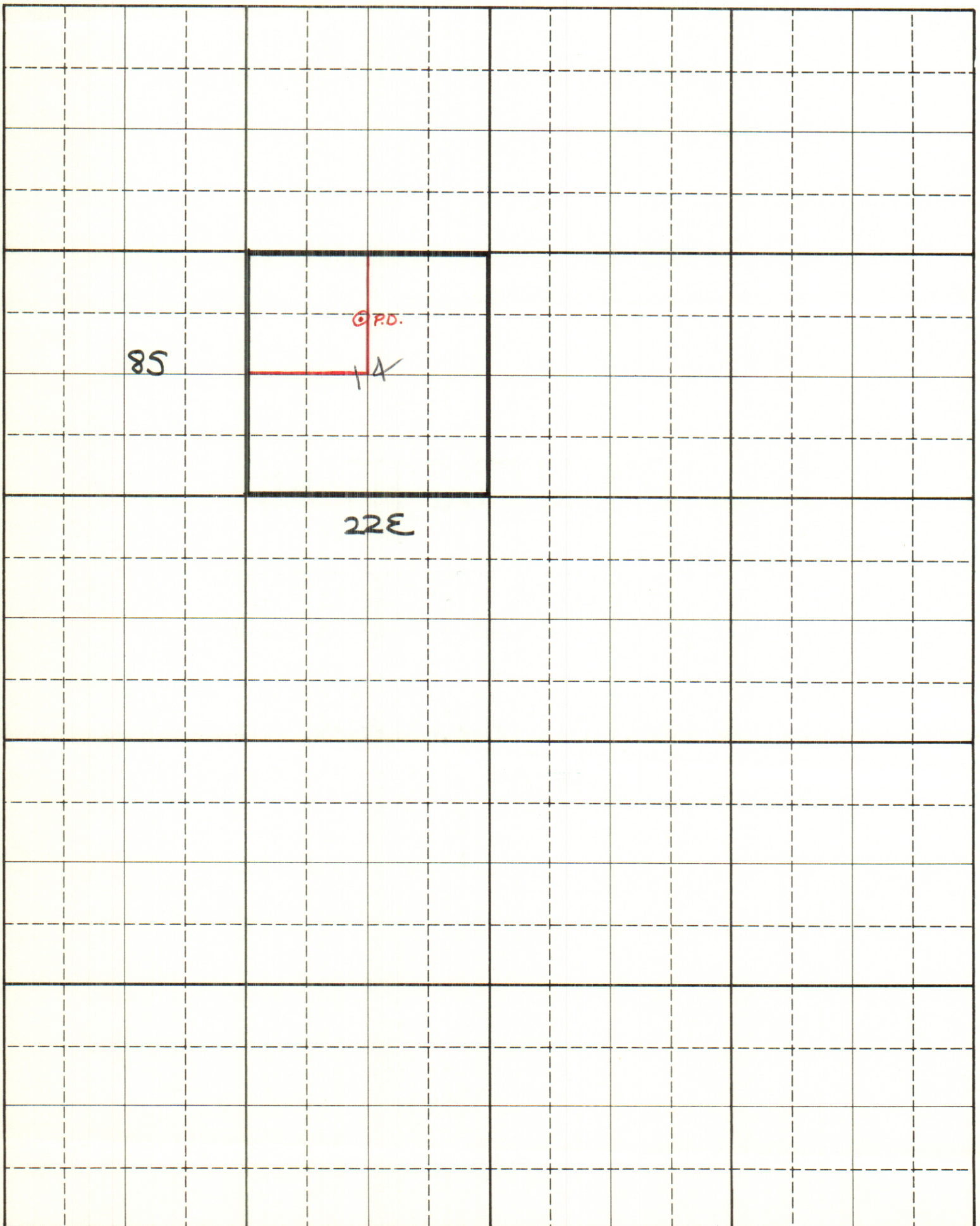


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

MAGIC VALLEY PRODUCE

By Costa Delis
(Applicant) COSTA DELIS, President

CS 7371

RECEIVED

SEP 26 1973

Department of Water Administration
Southern District Office

The Minidoka County News

RUPERT, IDAHO

AFFIDAVIT OF PUBLICATION

County of Minidoka,)
) ss.
STATE OF IDAHO,)

Ruth DeThomas, being first
duly sworn, deposes and says that he is the

Editor of The Minidoka County
News, a weekly newspaper published at Rupert,
Idaho, in the county aforesaid, and that the paper
is of general circulation therein. Deponent further
states that the printed notice attached hereto was
duly published according to law in the regular
weekly editions of The Minidoka County News for

2 consecutive weeks, commencing
with the issue dated Sept. 4, 19 73, and
ending with the issue dated Sept. 11, 19 73.

Ruth DeThomas

Subscribed and sworn to before me this
24th day of Sept, 19 73.
John Hunter Notary Public

Cost of Publication _____

Notary Fee _____

Total Cost _____

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that
Magic Valley Produce, P. O.
Box 73, Paul, Idaho, has on
August 23, 1973, submitted
Application No. 36-7371 for a
permit to appropriate 3.2
cubic feet per second of water
from groundwater by means
of pumps and sprinklers with-
in the SE1/4NW1/4, Sec. 14,
T. 8S, R. 22E, B.M., Mini-
doka County to be used from
May 1 to Oct. 31 for irriga-
tion of 160 acres within the
NW1/4, Sec. 14, T. 8S, R.
22E, B.M.

If issued, this permit will
be subject to all prior water
rights. Protests against the
granting of the permit must
be filed with the Idaho De-
partment of Water Admini-
stration, 1041 Blue Lakes
Boulevard North, Twin Falls,
Idaho, 83301 on or before Sept-
ember 21, 1973.

R. KEITH HIGGINSON
Director
No. 861-Sept. 4, 11, 1973

36 7371

[illegible]

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 36-7371 Priority August 23, 1973 Amount 2.90 cfs

THIS IS TO CERTIFY, that MAGIC VALLEY PRODUCE
of Paul, Idaho, has complied with the terms and conditions of Permit
No. 36-7371 issued pursuant to Application for Permit dated August 23, 1973,
and has submitted proof to the Department of Water Resources on September 12, 1974,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 2.90 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>May 1</u> to <u>Oct. 31</u>	at <u>2.90</u> cfs and	<u>640 acre feet or</u>
	from _____ to _____	at _____ cfs and	<u>4.0 af per acre</u>
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 2.90 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
640 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 14,
Twp. 8 S, Rge. 22 E, B. M. in the County of Minidoka

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
8 S	22 E	14					40	40	40	40									160

Total number of acres irrigated 160

A measuring device of a type approved by this Department shall be permanently
maintained as part of the diverting works.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 25 day of
April, 19 75.

Director

LICENSE FOR 2.40 SEC. FT.
LISCNSE FAC. NO. _____

Identification No. _____

Application No. 36-7371

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

Address all correspondence to:
Mr. James Annett, Attny.

P.O. Box 686, Burley, ID 83318

1. Name of applicant Magic Valley Produce
post office address P.O. Box 73, Paul, Idaho 83347

2. Source of water supply Groundwater which is a tributary of _____

3. a. Location of point of diversion is SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 14 Township 8S
Range 22E B.M. Minidoka County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into Water will be consumed--there will be no discharge.
at a point in 1/4
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____

4. Water will be used for the following purposes:

Amount 3.2 cfs for Irrigation purpose from May 1 to Oct. 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 3.2 cubic feet per second and/or

b. _____ acre feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Pumps and sprinklers

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____

Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)

c. Proposed well diameter is 20 inches; proposed depth of well is 600 feet.

7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years.

b. Estimated construction cost is \$ 8,400.00.

8. Description of proposed uses:

a. If water is **not** for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____

(2) Amount of power to be generated: _____ hp under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.

(5) If water is to be used for other purposes describe: _____

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
8S	22E	14					40	40	40	40									160

Total number of acres to be irrigated 160

c. Describe any other water rights used for the same purposes as described above.

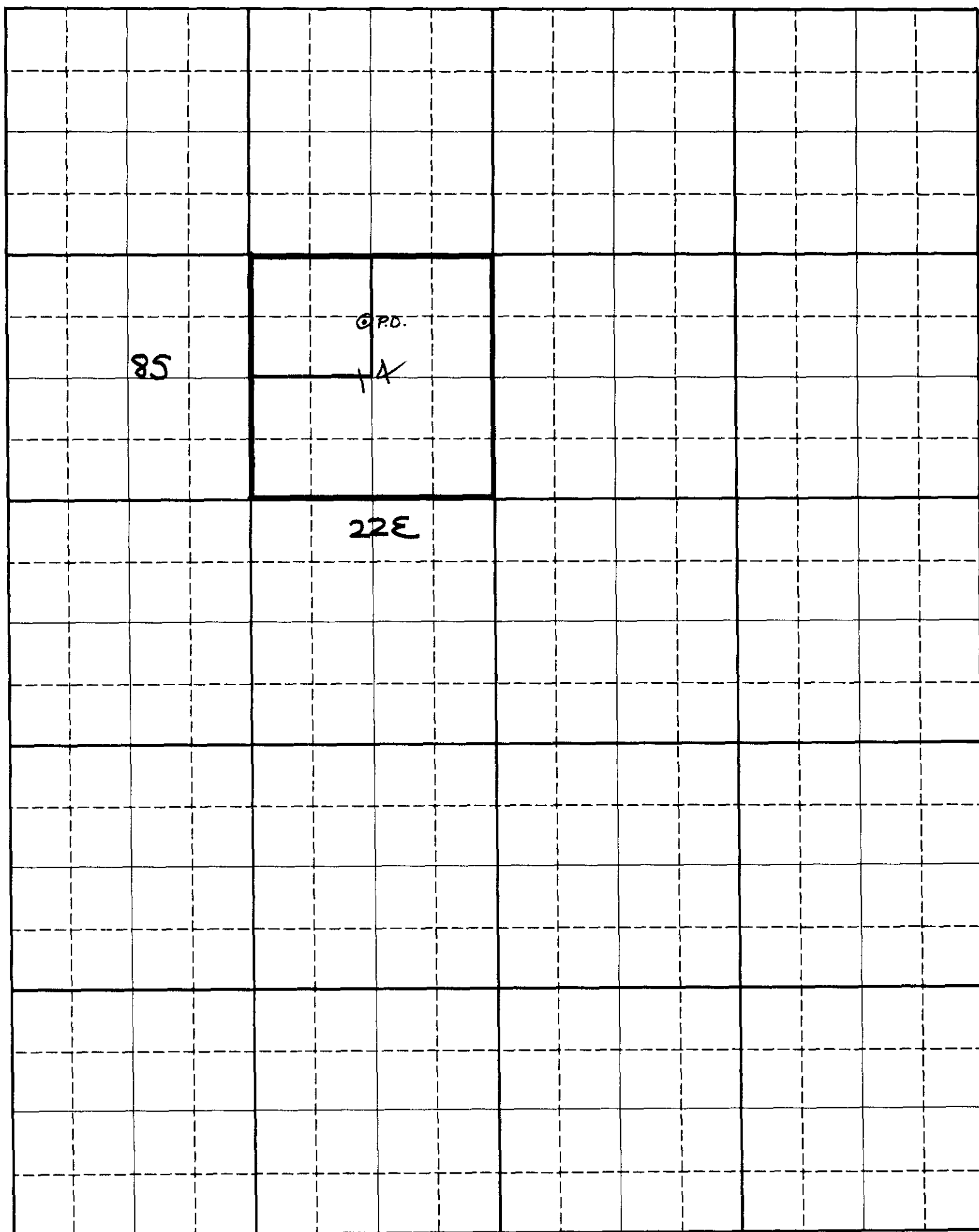
9. a. Who owns the property at the point of diversion Applicant

b. Who owns the land to be irrigated or place of use Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

MAGIC VALLEY PRODUCE

By Costa Delis
(Applicant)

COSTA DELIS, President

US 7371

Received by RAN Date 8-23-73 Time 2:30 PM
 Preliminary check by RAN Fee \$ 55
 Receipted by jmm Date 8-23-73 # 11603
RAN Publication prepared by jmm Date 8-23-73
 Published in Minidoka County News
 Publication dates 9-4 & 9-11-73
 Publication approved jmm Date 9-26-73
 Priority reduced to _____ Reason _____

 Protests filed by: _____

 Copies of protests forwarded by _____
 Hearing held by _____ Date _____
 Recommended for approval denial by W JH

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 36-7371, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before November 1, 1974.
- c. Other: A measuring device of a type approved by this department
shall be permanently installed and maintained as part of
the diverting works.

2. Denial of said application is for the following reasons: _____

Witness my hand this 10th day of October 1973.

P. Karl
 Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	jmm	8-23-73	Application No. 36-7371 Name <u>Magic Valley Produce</u>
(2)	<u>RW</u>	<u>8-23</u>	Check: ☒ Signature ☒ Point of Diversion ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for C/W and application of water to B/V ☒ Place of Use ☒ Map ☒ Fee
(3)			Send copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)			☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M.
(5)	<u>RW</u>	<u>8-23</u>	In form for advertising _____
(6)			Affidavit of Publication received _____
(7)			Final date for protests <u>Sept 21 1973</u> Protests received: yes _____ no ☒
(8)			Date and Place of hearing _____ Decision reached at hearing _____
(9)			Located within Water District No. _____
(10)			Critical groundwater area: yes _____ no ☒
(11)			Groundwater levels: ☐ Decline (comment) _____ ☒ Stable (comment) _____ ☐ Increasing (comment) _____
(12)			Comments: _____ _____ _____
(13)			Action recommended: ☒ Approve Priority <u>8-23-73</u> ☐ Deny Reason for Reduction _____ ☒ See attached sheet for conditions of approval <u>Measuring permit</u> ☐ No conditions for approval
(14)			District <u>Southern</u> By <u>Bob Haynes</u> Date <u>9-28-73</u> Title <u>Dist Engr</u>

36 7371

The Minidoka County News

RUPERT, IDAHO

AFFIDAVIT OF PUBLICATION

County of Minidoka,)
) ss.
STATE OF IDAHO,)

Ruth DeThomas, being first
duly sworn, deposes and says that he is the

Editor of The Minidoka County
News, a weekly newspaper published at Rupert,
Idaho, in the county aforesaid, and that the paper
is of general circulation therein. Deponent further
states that the printed notice attached hereto was
duly published according to law in the regular
weekly editions of The Minidoka County News for

2 consecutive weeks, commencing
with the issue dated Sept. 4, 19 73, and
ending with the issue dated Sept. 11, 19 73.

Ruth DeThomas

Subscribed and sworn to before me this
24th day of Sept, 19 73.
John Hunter Notary Public

Cost of Publication _____

Notary Fee _____

Total Cost _____

Minidoka County, Idaho
Beaver Creek
August 12, 1973
Applicant
permit to divert 22
cubic feet per second of water
from ground water
of public domain
in the NW 1/4, Sec. 14, T. 40 N., R. 22 E., S. 34 E., Minidoka County to be used from
May 1 to Oct. 31 and for
diversion of 100 acres of
NW 1/4, Sec. 14, T. 40 N.,
R. 22 E., S. 34 E.
If issued, this permit will
be subject to all other water
rights. Producers are hereby
granted of the permit and
be that with the state de-
partment of water adminis-
tration, 100 Blue Lake
Boulevard, Boise, Idaho
Idaho, 83725-1000
embled 10/15/73.
R. RUTH DE THOMAS
Editor
No. 100-200, 4.37, 1973

36 7371



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

STATE HOUSE BOISE, IDAHO 83720

April 29, 1975

Re: Permit No. 36-7371

Magic Valley Produce
Box 73
Paul, Idaho 83347

Gentlemen:

Enclosed herewith is a copy of the water license issued on the above referenced permit.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosure

MICROFILMED

March 27, 1975

Magic Valley Produce
P. O. Box 73
Paul, Idaho 83347

Gentlemen:

A representative of this Department has made an examination of the works covered by your Permit No. 36-7371 and has found the following:

Quantity of water diverted: 2.90 cfs Source: ground water

Amount of water that can be recognized as beneficially used under Idaho law: 2.90 cfs

The maximum quantity diverted shall not exceed 640 acre feet per year.

Point of diversion: SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 14, Twp. 8 S, Rge. 22 E, B. M.

Beneficial use: Irrigation of 160 acres within the NW $\frac{1}{4}$, Sec. 14, Twp. 8 S, Rge. 22 E, B. M.

Priority date established: August 23, 1973

If you do not concur with these findings please contact us within 10 days, otherwise a water license will be issued as set forth above.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:DR

[Faint circular stamp at bottom right]

RECEIVED

1. Name of permit holder Magic Valley Produce

Post office address P. O. Box 73, Paul, ID 83347

Department of Water Resources
Phone ~~Southern District Office~~

Person to contact

Phone 438-2995
bile 438-4816

2. Source of water supply: Groundwater ☒ Surface water ☐

(name spring, stream, etc.)

Tributary to

3. Water will be used for the following purposes:

Amount 3.2 c.f.s. for irrigation

AF/Annum

(nature of use)

Period of Use: from May 1 to Oct. 31

(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for

AF/Annum

(nature of use)

Period of Use: from _____ to _____

(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for

AF/Annum

(nature of use)

Period of Use: from _____ to _____

(mo.-day) inclusive (mo.-day)

Other uses:

4. Total amount to be appropriated:

Max Rate of Diversion 3.2 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 8S N/S, Range 22E E/W, B.M., Section 14, Subdivision SE $\frac{1}{4}$ NW $\frac{1}{4}$, **Minidoka**
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____ County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____ County

Other Points of Diversions:

Description of diverting works: 20" well, 452' deep w/250 hp pump & sprinkler system.

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

160

[illegible]

**T
8
S**

DATE OF EXAM 9-25-74

ACREAGE
Found 160
Recommended 160

Irrigation Requirement 4.0 Ac Ft/Ac

USE
Irrigation Q = 2.90 c.f.s. V = 640 AF/Ann. from May 1 to Oct 31 ¹⁹⁸³
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ✓

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Exchange? yes _____ no ✓

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of injection:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of exchange:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Total Q measured 2.90 c.f.s. Method of measurement McCrometer gal/min
Total Q recommended 2.90 c.f.s. Meter No. 74-10-104 Type 12" Condition New
Total V recommended 640. Ac Ft/ANN.

Recommended Amendments:

P.D. ✓
Place of Use ✓
Other ✓
None ✓

MEASUREMENT CALCULATION:
Q = 2.90 c.f.s. $\frac{1,300 \text{ gal/min}}{448.8 \text{ gal/min}} = 1 \text{ c.f.s.}$
V = 640. Ac Ft/ANN. (Fur Req) (Acres Irr.)

SYSTEM DESCRIPTION:
G.E. Motor 250 Hp #5K62B7XH181A.
Verti-Line Pump MCCROMETER.
Sprinkler System.

REMARKS: Owner accompanied Exam.

Examiner's Signature Sam Funderburg Date 9-26-74
Checked by Bob Holmes Date 10-28-74
Approved by _____ Date _____

September 17, 1974

Re: Permit No. 36-7039 & 36-7371

Magic Valley Produce, Inc.
P. O. Box 73
Paul, Idaho 83347

Gentlemen:

We acknowledge receipt of the affidavits submitted as proof of beneficial use for the above referenced permits.

Before licenses can be issued, field examinations must be made by a representative of this Department. We cannot tell just when these examinations will be made, but our examiner will try to contact you at the time he makes the examinations so that you may show him the systems.

If you have any questions concerning the field exams, please contact our District Office in Twin Falls.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

cc: James Annest, Attorney
P. O. Box 686
Burley, ID 83318

MICROFILMED

Rec: 9-12-74 LT
OK
Identification No. _____
Permit No. 36-7371 *pg*

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Magic Valley Produce
b) Post Office Address P.O. Box 73, Paul, Id.
36-7371
2. Permit Number 8-23-73
3. Date of Priority that you are prepared to establish groundwater
4. a) Source from which water was appropriated _____
b) Location of the point of diversion: SE 1/4 NW 1/4, Section 14
Township 8S Range 22E Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
amount 3.2 cfs for irrigation purposes from May 1 to Oct. 31 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 3.2 cfs cfs and/or acre feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: _____
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: NA
b) Describe the agreement or understanding by which you take water from the works: NA
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 20 inch well, 452 feet deep with 250 hp pump and sprinkler system
b) Describe the type and size of measuring device which you have installed at your point of diversion: 10" flow meter
c) Give well drillers name and address and date the well was completed R. J. Strausser Well Drilling, Rupert, Idaho completed 9-20-73

Exam typed 9/12/74 by js

MICROFILMED

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use _____

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
8S	22E	14					40	40	40	40									160

Total number of acres irrigated 160

10. Remarks: _____

The above information is a true statement of the extent to which the above numbered permit has been developed.

9/12/74
 (Date) Russ B. Selis, Secretary
 (Signature)

State of Idaho)
 County of Twin Falls) ss.

On this 12th day of September, 1974, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Lynna L. Trappett
 Notary Public residing at Twin Falls, Id

My commission expires 2-24-78

SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)

(Additional charges required for these services)

☐

Show address
where delivered

☐

Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in)

CERTIFIED NO.

①

Magie Valley Prods.

25971

INSURED NO.

②

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

R. Delis

DATE DELIVERED

SHOW WHERE DELIVERED (Only if requested, and include ZIP Code)

SEP 3 1974

③

36-7371

U.S. POSTAL SERVICE
OFFICIAL BUSINESS

PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300

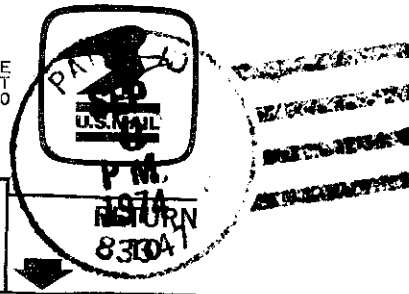
Postmark of Delivering Office

SENDER INSTRUCTIONS

Print in the space below your name, address, including ZIP Code.



- If special services are desired, check block(s) on other side.
- Moisten gummed ends and attach to back of article.



PS Form
June 1973
3811

DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

RECEIVED
SEP 10 1974
FEDERAL BUREAU OF INVESTIGATION

August 30, 1974

CERTIFIED MAIL

#25971

Re: Permit No. 36-7371

Magic Valley Produce
P. O. Box 73
Paul, ID 83347

Gentlemen:

One of the conditions of approval of your water Permit No. 36-7371 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before November 1, 1974. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.



R. KEITH HIGGINSON

Director

RKH:jg

Enc: Proof affidavit

cc: James Amnest, Attny, Box 686, Burley, ID

RECEIVED

October 11, 1973

Re: Permit No. 36-7371

Mr. James Annest, Attny.
P. O. Box 686
Burley, Idaho 83318

Dear Mr. Annest:

Enclosed is a copy of your approved Application for Permit No. 36-7371. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:cd

Enclosures

36 7371

September 21, 1973

RE: Application No. 36-7371 - Magic Valley Produce

Minidoka County News
625 Fremont Avenue
Rupert, Idaho 83350

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced item. The legal notice was to have been published in your paper on September 4 and September 11, 1973.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

Janet M. Messersmith
Secretary
Southern District

36 7371

September 10, 1973

RE: Application No. 36-7371 - Magic Valley Produce

Minidoka County News
625 Fremont Avenue
Rupert, Idaho 83350

Gentlemen:

The above referenced application was to have been published in your newspaper on September 4 and September 11, 1973.

In the cover letter which was sent with the legal notice we requested that you submit to us a galley proof for review before publication. Since the Department failed to receive a galley proof prior to publication, we have no way of knowing whether you have advertised this application. We trust that it is being taken care of by your staff.

If you have not taken action on this legal notice, please contact our office by telephone immediately.

Very truly yours,

Janet M. Messersmith
Secretary
Southern District

36 7371

August 23, 1973

RE: Application No. 36-7371 - Magic Valley Produce

Minidoka Bounty News
625 Fremont Avenue
Rupert, ID 83350

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

Bob Haynes
District Engineer
Southern District

Bill submitted 9-26-73 by jmm

BH:jmm

36 7371

Enc.: Legal Notice

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Magic Valley Produce

P.O. Box 73, Paul, ID

has on August 23, 1973 submitted Application No. 36-7371
for a permit to appropriate 3.2 cubic feet per second XXXXXXXXXXXXXXXXXXXXXX
of water from groundwater acre feet per annum
by means of pumps and sprinklers
within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 14, T. 8S, R. 22E, B.M., Minidoka County

to be used from May 1 to Oct. 31
for irrigation of 160 acres

within the NW $\frac{1}{4}$, Sec. 14, T. 8S, R. 22E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 1041 Blue Lakes Boulevard North, Twin Falls, Idaho, 83301 on or before September 21, 1973.

R. KEITH HIGGINSON

Director

Published in the Minidoka County News

on September 4 and September 11, 1973

36 7371

August 23, 1973

RE: Application No. 36-7371 - Magic Valley Produce

Mr. James Annest, Attorney
1742 Overland Avenue
P.O. Box 686
Burley, ID 83318

Dear Mr. Annest:

Enclosed is your Receipt No. 11603 for Check No. 92-178 in the amount of \$55.00 for the above referenced application for permit which was received in our office under the above date.

Very truly yours,

Janet M. Messersmith
Secretary
Southern District

REPLY MESSAGE

TO Mr. Bob Haynes, District Engineer
Souther District
Department of Water Administration
1041 Blue Lakes Boulevard North
Twin Falls, Idaho 83301

JAMES ANNEST, Attorney at Law
1742 Overland Avenue — P.O. Box 686
Burley, Idaho 83318
(Area Code 208) 678-7783

SUBJECT MAGIC VALLEY PRODUCE

DATE August 22, 1973

Dear Mr. Haynes:

FO.D

We appreciate your completing the proper form of application in the above matter. It is now being returned to you properly signed with filing fee (\$55.00) also enclosed.

Yours very truly,


JAMES ANNEST.

RL
Encl.

SIGNED

TO

DATE

FOLD

SIGNED

RECIPIENT

36 7371

TO

DEPARTMENT OF WATER ADMINISTRATION
State House Annex #2
Boise, Idaho 83707

JAMES ANNEST, Attorney at Law
1742 Overland Avenue — P.O. Box 686
Burley, Idaho 83409
(Area Code 208) 678-7783

AUG 16 1973

Department of Water Administration

SUBJECT

MAGIC VALLEY PRODUCE

DATE

August 14, 1973

FOLD

Gentlemen:

Enclosed is Application for Permit for Magic Valley
Produce together with application fee in the amount of \$55.00.
Will you please address all future correspondence in this
matter to me as its attorney.

Yours very truly,



JAMES ANNEST.

rl
Encls.

SIGNED

TO

DATE

FOLD

SIGNED

RECIPIENT

36 7371