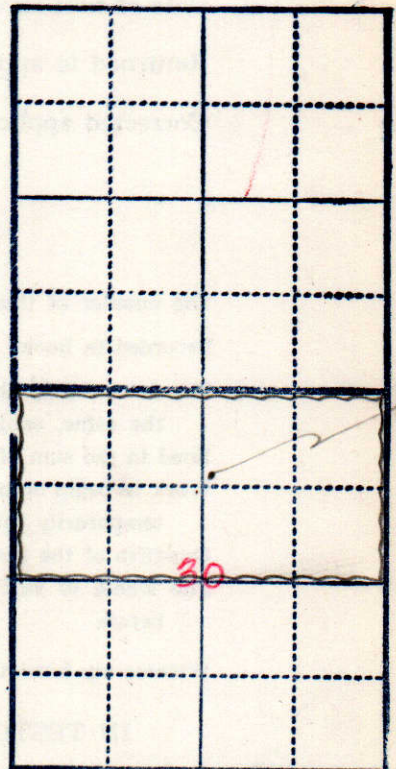


APPLICATION FOR PERMIT To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 37347
Permit No. G- 29349
District No.

1. Name of Applicant: Morgan-Shillington Farm Company
Postoffice address: Box 201, Rupert County: Minidoka State: Idaho
2. Quantity of water claimed: 320 miners inches
(a) Rate of withdrawal in cubic feet per second 6.4 or Idaho
Miners' inches or gallons per minute
(b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean flow from a well
4. Location of point of diversion or well is in the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 30
Twp. 7 S , Rge. 26 E , B.M., County of Blaine
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
(a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
(b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: Turbine type pump, electric motor and sprinklers
8. Estimated cost of works: \$ 30,000.00
9. (a) Is reservoir to be used? None
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None
(a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
(b) 6.4 (cubic feet per second, inches or gallons per minute) is for new lands.



Application for Amendment

LAND LIST

Permit No. G-29349

Comes now Morgan-Shillington Farm Company, and represents
to the STATE RECLAMATION ENGINEER of the State of Idaho:

That he is the owner and holder of Permit to appropriate the Public waters
State of Idaho, No. G-29349, and requests that the list of lands to be irrigated,
as described in said permit, be changed to read as follows:

S $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 19; N $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, Sec. 30, T. 7 S., R. 26 E. B. M.

_____, making a total of 385 acres.

That an additional amount of water is not asked for, and that the rights of others
will not be adversely affected by such change.

Signed at Rupert, Idaho this 21st day of August, 1963

Morgan Shillington Farm Co
by *George H. Morgan*
A. H. Shillington

Date of receipt at office of Department of Reclamation: August 22, 1963

APPROVAL OF STATE RECLAMATION ENGINEER

Ralph M. Thomas, Deputy

I, ~~GEORGE W. CARTER~~, State Reclamation Engineer of the State of Idaho, hereby approve
the above and foregoing application for amendment to Permit to appropriate the Public
Waters of the State of Idaho, No. G-29349. This approval constitutes a new permit
and is issued as an amendment to the original permit, to which it refers, and of which
it becomes a part, and said application is approved only insofar as the rights of others
will not be adversely affected thereby.

Ralph M. Thomas

Deputy State Reclamation Engineer

Recorded: August 22, 1963

29349

80

120

150

35

38.5

T.
7
S.

31

Subdivisions

12

Area

385 acres

MINIDOKA

6

4 cfs or 200 inches

STATE HWY. 24

6761 Morgan-Shillington
P. O. Box 201 436 42372 Mobile
Rupert, Idaho 531 4262
Permit No. G-29349
mapped 6/3/63

Examination for Completion of Works & Beneficial Use

County..... Blaine

Sec. 30 T. 7 S R. 26 E B. M.

Quantity: 6.4 a.c.s.

Source: Well

P.D.: NE. NW. Sec. 30, T. 7 S. - R. 26 E. B. M.

Use: Irrigation

Filed: Jan. 24, 1961

Due: Jan. 30, 1966

Extension: —

Completion of Works: —

Other Rights: none

Driller - RAY COMMINS

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

RECEIVED
AUG 2 1963
Department of Reclam

RECEIVED
JUL 2 1963
Department of Reclamation

Department of Reclam

29349

NAME OF APPLICANT

MORGAN-SHILLINGTON FARM COMPANY

Form No. 0

27
7
S.

Reg. 26 E. R. M.

40 40 40 40

40 40 40 40

30

will

Permit Map No. 2 29349
As Approved
GEO. N. CARTER
Reclamation Engineer

JAN 30 1961

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5424
WATER RIGHT NO(S). 36-02190B/36-02453B/36-13065B/36-02467
36-02668/36-02565B/36-15167B/36-15170B

This is to certify that: **DARRELL JAMES BAKER**
655 N 900 E
RUPERT ID 83350

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 36-02190B :			
Priority: 02/25/1953			
IRRIGATION	03/15 to 11/15	0.08 CFS	32.0 AF
Right No. 36-02453B :			
Priority: 11/17/1960			
IRRIGATION	04/01 to 10/31	0.70 CFS	190.0 AF
Right No. 36-13065B :			
Priority: 03/15/1981			
IRRIGATION	03/15 to 11/15	0.16 CFS	54.0 AF
SUBTOTAL:		0.70 CFS (*1)	244.0 AF
Right No. 36-02467 :			
Priority: 01/24/1961			
IRRIGATION	03/15 to 11/15	4.00 CFS	1540.0 AF
Right No. 36-02668 :			
Priority: 11/18/1966			
IRRIGATION	05/15 to 09/15	4.79 CFS	2196.0 AF
SUBTOTAL:		4.79 CFS (*2)	2196.0 AF (*2)
Right No. 36-02565B :			
Priority: 02/11/1963			
IRRIGATION	04/01 to 11/01	0.38 CFS	116.0 AF

MICROFILMED

APR 18 2000

TRANSFER NO. 5424
 WATER RIGHT NO(S). 36-02190B/36-02453B/36-13065B/36-02467
 36-02668/36-02565B/36-15167B/36-15170B

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 36-15167B :			
Priority: 06/07/1951			
IRRIGATION	03/15 to 11/15	0.04 CFS	12.0 AF
Right No. 36-15170B :			
Priority: 06/29/1971			
IRRIGATION	03/15 to 11/15	0.01 CFS	4.8 AF
SUBTOTAL:		0.05 CFS	12.0 AF (*3)
TOTAL:		6.00 CFS (*4)	2600.0 AF (*4)

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

SWNESE , Sec. 19, Township 07S, Range 26E
 SENENW , Sec. 30, Township 07S, Range 26E
 NESENW , Sec. 30, Township 07S, Range 26E
 BLAINE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
07S	26E	19	SWNE 32	SENE 37	Lot 4 (SWSW) 23	
			SESW 35	NESE 40	NWSE 40	
			SWSE 40	SESE 40		287
		30	NENE 30	NWNE 40	SWNE 40	
			SENE 33	NENW 36	Lot 1 (NWNW) 39	
		Lot 2 (SWNW)	33	SENE 33	NESW 7	
			NESE 33	NWSE 39		363
Total number of acres irrigated:						650 (*5)

CONDITIONS OF APPROVAL AND REMARKS

1. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

MICROFILMED

APR 18 2000

TRANSFER NO. 5424
WATER RIGHT NO(S). 36-02190B/36-02453B/36-13065B/36-02467
36-02668/36-02565B/36-15167B/36-15170B

CONDITIONS OF APPROVAL AND REMARKS

3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- (*5) 5. Right 36-02190B is limited to the irrigation of 8.0 acres in the place of use described above in a single irrigation season.
- (*5) 6. Right 36-02453B is limited to the irrigation of 47.5 acres in the place of use described above in a single irrigation season.
- (*5) 7. Right 36-13065B is limited to the irrigation of 13.5 acres in the place of use described above in a single irrigation season.
- (*1) 8. Rights 36-02453B and 36-13065B when combined shall not exceed a total diversion rate of 0.70 cfs.
9. Right 36-13065B is based on an enlargement of Right 36-02453B pursuant to Section 42-1426, Idaho Code.
- (*5) 10. Right 36-02467 is limited to the irrigation of 385.0 acres in the place of use described above in a single irrigation season.
- (*5) 11. Right 36-02668 is limited to the irrigation of 549.0 acres in the place of use described above in a single irrigation season.
- (*2) 12. Rights 36-02467 and 36-02668 when combined shall not exceed a total diversion rate of 4.79 cfs, a total annual maximum diversion volume of 2196.0 af at the field headgate, and the irrigation of 549.0 acres.
- (*5) 13. Right 36-02565B is limited to the irrigation of 29.0 acres in the place of use described above in a single irrigation season.
- (*5) 14. Right 36-15167B is limited to the irrigation of 3.0 acres in the place of use described above in a single irrigation season.
- (*5) 15. Right 36-15170B is limited to the irrigation of 3.0 acres in the place of use described above in a single irrigation season.
- (*3) 16. Rights 36-15167B and 36-15170B when combined shall not exceed a total annual maximum diversion volume of 12.0 af at the field headgate, and the irrigation of 3.0 acres.
- (*4) 17. The total instantaneous diversion of water from all points of diversion under Transfer 5424 shall not exceed 6.00 cfs, nor total combined annual volume of 2600.0 af at the field headgate for the irrigation of 650.0 acres.
18. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before and after the described season is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.

MICROFILMED
APR 18 2000

TRANSFER NO. 5424

WATER RIGHT NO(S). 36-02190B/36-02453B/36-13065B/36-02467
36-02668/36-02565B/36-15167B/36-15170B

CONDITIONS OF APPROVAL AND REMARKS

19. Pursuant to Section 42-1412(6), Idaho Code, Rights 36-02190B, 36-02467, 36-02565B, 36-02668, 36-15167B and 36-15170B are subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
20. A single point of diversion is located on or near the line between SENENW and NESENW, S30, T07S, R26E.

Dated this 3rd day of April, 2000

J. Glen Saxton
Chief, Water Allocation Bureau

MICROFILMED
APR 18 2000

1676-

State of Idaho
License and Certificate of Water Right

Water License No. G-29349 Amount 4.0 c.f.s.
Water District No. Priority January 24, 1961

THIS IS TO CERTIFY that MORGAN-SHILLINGTON FARM COMPANY
of Rupert, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated January 24, 1961; that Permit No. G-29349
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
4.0 second feet, was issued thereunder on August 22, 1963, showing that said works
were completed on the 10th day of May, 1961; and that on the 10th
day of May, 1961,

MORGAN-SHILLINGTON FARM COMPANY
of Rupert, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean flow, for the purpose of irrigation
, under Use Permit No. G-29349 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
12 of Licenses at page 7676, on the 22 day of August, 1963;
The right hereby confirmed dates from January 24, 1961;
The Point of Diversion is located

in the NE 1/4 NW 1/4, Sec. 30, Tp. 7 S., R. 26 E., B. M. Blaine County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 4.0 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
7 S	26 E	19	NE SE	40	40
			NW SE	40	40
			SW SE	40	40
			SE SE	40	30
			SW SW	40	25
			SE SW	40	25
		30	NE NE	40	30
			NW NE	40	40
			NE NW	40	40
			NW NW	40	40
			SW NW	40	20
			SE NW	40	15
			Total number of acres to be irrigated:		385

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
22nd day of August, 1963.

/s/ RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

State of Idaho
License and Certificate of Water Right

Water License No. G-26736

Amount 1.44 c.f.s.

Water District No.

Priority January 31, 1957

THIS IS TO CERTIFY that EDWARD BABCOCK
of Twin Falls, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated January 31, 1957; that Permit No. G-26736
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.44 second feet, was issued thereunder on August 22, 1963, showing that said works
were completed on the 18th day of October, 1961; and that on the 18th
day of October, 1961, EDWARD BABCOCK

of Twin Falls, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean flow, for the purpose of irrigation
, under Use Permit No. G-26736 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
12 of Licenses at page 7675, on the 22 day of August, 1963;
The right hereby confirmed dates from January 31, 1957;

The Point of Diversion is located
in the NW 1/4 SE 1/4, Sec. 6, Tp. 11 S., R. 16 E., B. M. County of Twin Falls
That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 1.44 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
11 S.	16 E.	6	NE 1/4 SE 1/4	39.73	40
			SW 1/4 NE 1/4	40	40
			NE 1/4 NW 1/4	35	20
			SW 1/4 NW 1/4	38	8
			SE 1/4 NW 1/4	40	4
			NW 1/4 SE 1/4	40	40
			Total number of acres to be irrigated:		

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
22nd day of August, 1963.

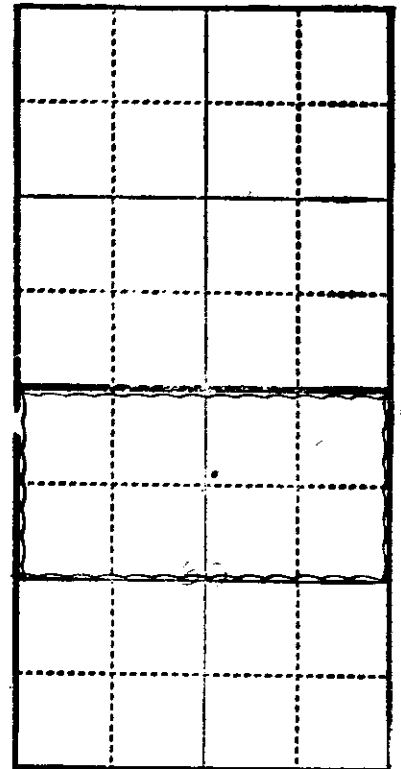
/s/ RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

APPLICATION FOR PERMIT To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 37347
Permit No. G- 29349
District No.

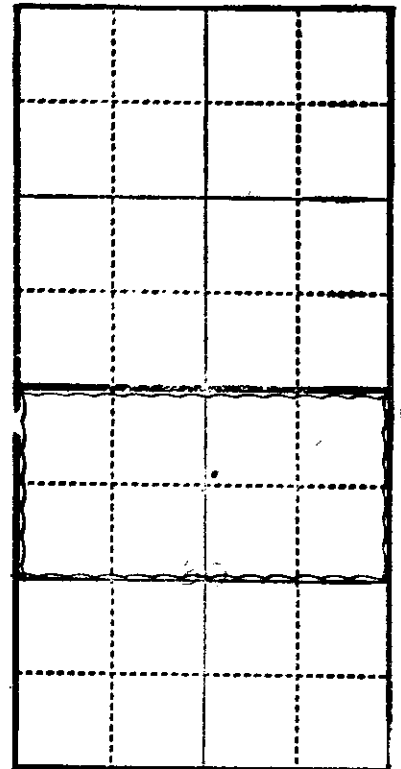
1. Name of Applicant: Morgan-Shillington Farm Company
Postoffice address: Box 201, Rupert County: Minidoka State: Idaho
2. Quantity of water claimed: 320 miners inches
(a) Rate of withdrawal in cubic feet per second 6.4 or Idaho
Miners' inches or gallons per minute
(b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean flow from a well
4. Location of point of diversion or well is in the NW 1/4 of the NE 1/4 of Section 30
Twp. 7 S , Rge. 26 E , B.M., County of Blaine
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
(a) Point of use of water is in the 1/4 of the 1/4 of Section , Twp.
Rge. , B.M.
(b) Waste water or sewage effluent is to be returned to
at a point in the 1/4 of the 1/4 of Section , Twp. , Rge. , B.M.
7. Kind of works: Turbine type pump, electric motor and sprinklers
8. Estimated cost of works: \$ 30,000.00
9. (a) Is reservoir to be used? None
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
II. The financial resources of the applicant are (a) Cash onhand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None
(a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
(b) 6.4 (cubic feet per second, inches or gallons per minute) is for new lands.



APPLICATION FOR PERMIT To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 37347
Permit No. G- 29349
District No.

1. Name of Applicant: Morgan-Shillington Farm Company
Postoffice address: Box 201, Rupert County: Minidoka State: Idaho
2. Quantity of water claimed: 320 miners inches
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Miners' inches or gallons per minute
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4. Location of point of diversion or well is in the NW 1/4 of the NE 1/4 of Section 30
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5. Water is to be used for: Irrigation
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Rge. , B.M.
(b) Waste water or sewage effluent is to be returned to
at a point in the 1/4 of the 1/4 of Section , Twp. , Rge. , B.M.
7. Kind of works: Turbine type pump, electric motor and sprinklers
8. Estimated cost of works: \$ 30,000.00
9. (a) Is reservoir to be used? None
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
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13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None
(a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
(b) 6.4 (cubic feet per second, inches or gallons per minute) is for new lands.



Remarks:

BE IT KNOWN THAT The undersigned hereby makes appli cation for permit to appropriate the public waters of the State of Idaho as herein set forth.

s/ Morgan-Shillington Farm Co. Applicant.

By W. H. Shillington Agent.

Date of first receipt at Department of Reclamation: 11:30 A.M. January 24, 1961

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 29349

Recorded in Book 103 Page 29349 Approved January 30, 1961

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ to be filed on or before

Work to begin on or before and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before July 30, 1963

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before January 30, 1966

Witness my hand this 30th day of January, 1961 s/ GEO. N. CARTER STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLIE, Governor of the State of Idaho, and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 30th day of January, 19 61

Countersigned:

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS Secretary of State.

By s/ ROBERT E. SMYLIE Governor

12.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7 S	26 E	30	40	40	40	40	40	40	40	40									320
			Application for Amendment POINT OF DIVERSION Permit No. G-29349																
			Comes now Morgan-Shillington Farm Co., and represents to the State Reclamation Engineer of the State of Idaho: That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-29349. That the point of diversion is described in said Permit as being located: NW¼NE¼ Sec. 30., Twp. 7 S., Rge. 26 E.B.M.																
			That he now requests that the point of diversion be changed to a point located: NE¼NW¼ Sec. 30., Twp. 7 S., Rge. 26 E.B.M.																
			That the reason for desiring to make such change is as follows: It was an error in the location when the Permit was made. That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.																
			Signed at Boise, Idaho, this 5th day of April, 1961. Morgan-Shillington Farm Co By/s/ W. H. Shillington																
			Date of Receipt at Department of Reclamation: April 5, 1961																
			APPROVAL OF STATE RECLAMATION ENGINEER																
			I, GEO. N. CARTER, State Reclamation Engineer of the State of Idaho, HEREBY APPROVE the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-29349. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.																
			's' GEO. N. CARTER State Reclamation Engineer																

Recorded in Book 103 of Permits at
Page 29349 April 6, 1961

Application for Amendment
LAND LIST
Permit No. G-29349

Comes now Morgan-Shillington Farm Company, and represents to the STATE RECLAMATION ENGINEER of the State of Idaho: That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. G-29349, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

S $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 19; N $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, Sec. 30. T. 7 S., R. 26 E., B.M., making a total of 385 acres.

That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at Rupert, Idaho this 21st day of August, 1963.

Morgan&Shilling Farm Co
/s/ Gerald Morgan
/s/ W. H. Shillington

Date of receipt at office of Department of Reclamation: August 22, 1963

APPROVAL OF STATE RECLAMATION ENGINEER

I, Ralph W. Thomas, Deputy State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. G-29349. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

/s/ RALPH W. THOMAS
Deputy State Reclamation Engineer

Recorded: August 22, 1963

Permit No. G-29349
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that MORGAN-SHILLINGTON Farm Company of Rupert, County of Minidoka, and State of Idaho, the holder of Permit No. G-29349, issued upon Application No. G-37347 bearing date of priority of January 24, 1961, authorizing the diversion of 6.4 second feet of waters of a well County of Blaine, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 4.0 second feet of the waters of a well from subterranean flow; that the point of diversion of said waters NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 30, T. 7 S., R. 26 E., B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:

385 acres in the S $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 19; N $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, Sec. 30, T. 7 S., R. 26 E., B.M.

Witness my hand this 22nd day of August, A. D. 1963.

/s/ RALPH W. THOMAS
Deputy State Reclamation Engineer

Proof of Completion of Works Made: May 10, 1961

LICENSE ISSUED FOR 4.0 SEC. FT.

page 7676

**NOTICE OF PROOF OF
COMPLETION OF WORKS
and
APPLICATION OF WATER
TO BENEFICIAL USE**

Notice is hereby given that at 10:00 A.M., on the 10th day of May, 1961, at Rupert, Idaho, County of Minidoka, State of Idaho, before Lawrence H. Duffin, Notary Public, at Fremont Street, Rupert, Idaho, proof will be submitted of the completion of works for the diversion of 6.4 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-29349, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the persons or corporation holding said permit is Morgan-Shillington Farm Company, Box 201, Rupert, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 6.4 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 6.4 cubic feet per second.

4. The point of diversion of said water is NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 30; Twp. 7 S; Rge 26 E.B.M.

5. The place where said water is used is N $\frac{1}{2}$ Sec. 30; Twp. 7 S; Rge. 26 E.B.M.

6. The date of priority which said user is prepared to establish is January 24, 1961.

GEO. N. CARTER
State Reclamation Engineer
Pub. April 13 to May 4

29349

MEMORANDUM

TO: FILE 36-02467

FROM: PAM SKAGGS

RE: TRANSFER # 5424

DATE: 3/26/99

Original Transfer Application, Form and correspondence
regarding the above referenced Transfer is located within
file # 36-02190.

MICROFILMED
APR 18 2000

August 22, 1963

RE: Permit No. G-29349

Morgan-Shillington Farm Company
Box 201
Rupert, Idaho

Gentlemen:

Enclosed are the Amendment to the Land List, Certificate of Completion of Works and License and Certificate of Water Right on the above numbered permit.

Also enclosed is departmental receipt No. G-8194 covering the fees for the certificates and for recording the amendment.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

Enc. amendment
license
certificate
receipt

29349

Application for Amendment to

LAND LIST

Permit No. G-29349

Come now Morgan-Shillington Farm Company, and represent

to the STATE RECLAMATION ENGINEER of the State of Idaho:

That we, the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. G-29349, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

S1SW1, SE1, Sec. 19; N1NE1, NW1, Sec. 30, T. 7 S., R. 26 E. B. M.

, making a total of 385 acres.

That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at Boise, Idaho this 21st day of August, 1963.

Morgan Shillington Farm Co
By: [Signature]
W. S. Shillington

Date of receipt at office of Department of Reclamation: August 22, 1963

APPROVAL OF STATE RECLAMATION ENGINEER

W. S. Shillington, Deputy

I, GEORGE W. CARTER, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. G-29349. This approval constitutes a new permit, and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

W. S. Shillington

Deputy State Reclamation Engineer

State of Idaho

DEPARTMENT OF RECLAMATION

Boise, Idaho

August 6, 1963

Re: Permit No. G-29349

Morgan-Shillington Farm Co.

Box 201

Rupert, Idaho

Dear Sirs:

Our field engineer's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-29349 shows the well is (are) capable of conveying 200 miner's inches, or 4.0 c.f.s. of water for the irrigation of 385 acres.

Upon receipt of the statutory fees, totaling \$ 29.00, which consists of a Completion of Works fee of \$ 5.00 and License and Certificate of Water Right fee of \$ 24.00 - based at the rate of \$2.00 for each 40-acre subdivision - we will issue the Certificate of Completion of Works and the License and Certificate of Water Right confirming the right, with priority of January 24, 1961 to the use of 4.0 second feet of subterranean water with the point of diversion in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 30 for irrigation of 385 acres in the S $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 19; N $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, Sec. 30, T. 7 S., R. 26 E., B.M.

Since your permit does not include the S $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 19 it will be necessary to amend the land list if you want the extra land included in the license. Complete the enclosed form, submit it with the above mentioned statutory fees, plus an additional fee of \$1.00 for recording the amendment, to this office and the Certificate of Completion of Works and License and Certificate of Water Right will be issued as shown above.

If you do not want the extra land included the land list will be restricted to the lands shown on the permit which are actually irrigated, and the fees will total \$17.00. The amount of water will be 3.7 c.f.s. for irrigation of 185 acres.

Very truly yours,

CARL E. TAPPAN

Acting State Reclamation Engineer

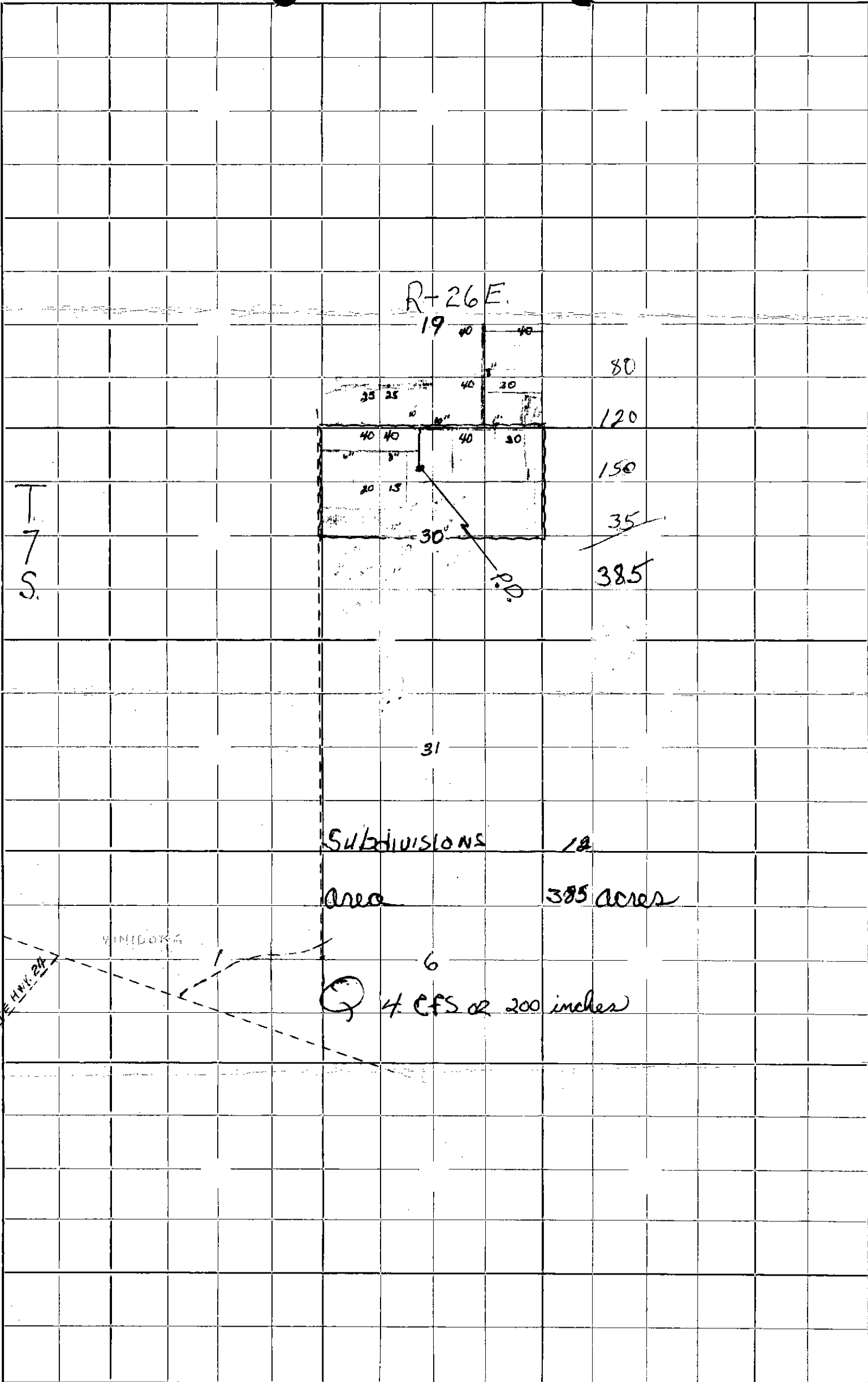
By

(Mrs.) Edna P. Rule

Chief Clerk

EPR:mr

Enc. amendment form



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-29349

REPORT ON ~~PROOF OF~~ Completion of Works & Beneficial Use

Morgan-Shillington, Box 201, Rupert, Idaho

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. C-29349

This proof is for Completion of Works & Beneficial Use In Water District No. _____1. Name of applicant Morgan-Shillington Farm Company2. Source of water supply: Subterranean flow from a well3. Location of point of diversion: Is in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 30T. 7 S R. 26 E.B.M. County of Blaine

4. Describe works as they exist, giving dimensions and capacities of same: 200 H.P. Charles's
motor # 13 MM 16303/99012 Layne + Bowler pump # 1001
10' x 265' Column 18" x 7' casing Well depth 286' : 1200'
D.O. none

5. Water is used for: irrigation6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

N $\frac{1}{2}$ Sec. 30., Twp. 7 S., Rge. 26 E.B.M.

~~amend land list to include SW $\frac{1}{4}$ + NW $\frac{1}{4}$ of SE $\frac{1}{4}$ Sec. 30~~
~~amend land list to point of diversion to the SE $\frac{1}{4}$ SW $\frac{1}{4}$~~
amend land list to include SE $\frac{1}{4}$ + S $\frac{1}{2}$ of SW $\frac{1}{4}$ of section
19

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks: Mr. Archer (foreman) participated in examination

Mr. Morgan (owner) participated in examination 7/23/63 R#
measurement was made by taking pressure readings
along each lateral 11 lines 364 nozzles size $\frac{1}{4}$ + $\frac{5}{32}$

This examination was made on the 28th day of June, 19 63

(Signed)

Ron W. Berger
 Examiner.

29349

46-6761 Morgan-Shillington
P. O. Box 201 413 4137 Mob
Rupert, Idaho 83447
Permit No. G-29349
6/3/63

Examination for Completion of Works & Beneficial Use

County Elaine

Sec. 30 T. 7 S R. 26 E B. M.

Quantity: 600 ac.

Source: NE

P.D.: NE NW, Sec. 30, T. 7 S, R. 26 E, B. M.

Use: Irrigation

Filed: Jan. 24, 1961

Due: Mar. 30, 1966

Extension: ---

Completion of Works: ---

Other Rights: none

Driller - RAY COMMINS

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

RECEIVED
AUG 2 1961
Department of Reclam

RECEIVED
AUG 2 1961
Department of Reclamation

June 3, 1963

Re: Permit No. C-29349

Morgan-Shillington
Box 201
Rupert, Idaho

Dear Sirs:-

This is a follow up of the notice from the Department of Reclamation office that an inspection would be made on your water filing as soon as possible.

I will plan to inspect your permit on or about ~~the week of~~
June 3, 1963.

Please arrange to be on the premises so that you can accompany me over the work.

Very truly yours,

By GEO. N. CARTER Assistant
~~State Reclamation Engineer~~
State Reclamation Engineer

Field Engineer

REF:NR

29349

May 15, 1961

Re: Permit No. G-29349

Morgan Shillington Farm Co.
Box 201
Rupert, Idaho

Gentlemen:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Hailey Times, all submitted in proof of completion of works and beneficial use on Permit No. G-29349.

Before final action is taken in the matter, the law requires that a field examination be made by an engineer from this department.

We cannot tell just when this examination will be made, but our field engineer will try and contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

cc: Lawrence H. Duffin
Attorney at Law
Rupert, Idaho

29349

RECEIVED

MAY 15 1961

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Department of Reclamation

Permit No. G 29349

Proof of Application of Water to Beneficial Use

and Completion of Works Deposition of Holder

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. Morgan-Shillington Farm Co., a partnership, Box 201, Rupert, Idaho
in business of farming

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. _____

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. G-29349, dated January ³⁰ 24, 1961, priority dated January 24, 1961.

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. underground water, NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 30 Township 7 South of Range
26 EBM.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined. If sprinkler irrigation, give number and size of nozzles and operating pressure.

Ans. A 200 H.P. electric motor from NE $\frac{1}{4}$ NW $\frac{1}{4}$ running into a ten inch aluminum
pipe North for 800 feet. then west 240' with one 8" and one 6" and
the 10" pipe continues North 400 more feet then an 8" pipe goes East 220'
then 6" for 240 feet. Well drilled 260' water standing at 220', 8" of 18"
casing. 10 lateral 4" lines 1320 feet long at 60 foot intervals. 11/64 nozzle.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation on 320 acres in N $\frac{1}{2}$ of Section 30 T 7 S R 26 EBM and
Lot 4 and the SE $\frac{1}{4}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ of 19- 7- 26. The N $\frac{1}{2}$ NE $\frac{1}{4}$ was part of the
South $\frac{1}{2}$ of the NW $\frac{1}{4}$ in Sec. 30 was not irrigated. All lands cultivated
and crop planted.

Ques. 6-a If this is a ground water permit, give name and address of person that drilled the well.

Ans. Ray Commons, Rupert, Idaho

29349

Ques. 7. If for other than irrigation purposes; state how applied, amount of horse power generated, etc.

Ans. _____

Ques. 8. What is the minimum amount of water required for the purpose specified above?

Ans. 3.2 c.f.

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. _____

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. water has been used last two years under same sprinkler system

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. no other water

(Sign)

Morgan Shickelton
By J. W. Shickelton Partner

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Rupert, County of Minidoka,

State of Idaho, on this 10th day of May, A. D. 19 1961

My commission expires 12/23/62

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
1981
Department of Reclamation

Permit No. G-29349

Proof of Application of Water to Beneficial Use
and Completion of Works
Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Marvin R. Reynolds, 53 years old, 923 E St. Rupert, Idaho

Ques. 2. Are you acquainted with Morgan-Shillington Farm Co., the holder of Permit No. G-29349? How long have you known him and where does he reside?

Ans. Yes have known them for 20 years. Gerald Morgan lives in Minidoka and W. H. Shillington in Rupert, Idaho

Ques. 3. Have you read or heard read said Permit No. G-29349, and are you familiar with its provisions and conditions?

Ans. yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Deep well pump, place of diversion Ne 1/4 NW 1/4 of 30-7-26. 1200 feet of 10 inch aluminum pipe, 4880 feet of 8" 640 feet of 6" steel pipe with 10 aluminum 4" lateral lines every 60 feet.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. 3.2 c.f.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. 2880 gpm. Looked like that amount of water.

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Sprinkler irrigation. The following forty acre plots were being water
ed
N $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, part of S $\frac{1}{2}$ NW $\frac{1}{4}$ in Sec. 30, S $\frac{1}{2}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ of Sec. 19 Twp 7
South of Range 26 East of Boise Meridian. All land under cultivation.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans.

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Good. Rock been cleared. 3.2 under sprinkler irrigation is sufficient.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. Good friends of Morgan-Shillington

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. Have been to the farm dozens of times especially while harvesting
and know that the crops were good.

(Signed)

Marvin R. Reynolds

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in.....Rupert.....
County of Minidoka, State of Idaho, on this 10th day of May
A. D. 1961

Lawrence J. Lough
Notary Public.

My commission expires 12/23/62

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
MAY 13 1961
Department of Reclamation

Permit No. G-29349

Proof of Application of Water to Beneficial Use
and Completion of Works
Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Kenneth Pennington, 48 years old 1501 Hansen Ave., Burley, Idaho

Ques. 2. Are you acquainted with Morgan-Shillington Farm Co., the holder of Permit No. G-29349? How long have you known him and where does he reside?

Ans. Yes known them for 5 years. Gerald Morgan lives in Minidoka and W. H. Shillington lives in Rupert, Idaho

Ques. 3. Have you read or heard read said Permit No. G-29349, and are you familiar with its provisions and conditions?

Ans. yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. deep well pump, place of diversion NE 1/4 NW 1/4 of 30-7-26. 1200' 10" aluminum pipe, 4880 8" pipe, 640' 6" pipe, 10 lateral lines 4" by app. 1320 feet. 11/64 sprinkler nozzels.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. 3.2 c.f.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. 2880 gpm just hearded what pump was delivering

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. sprinkler irrigation. The following forty acre plots were being
watered: N $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, part of S $\frac{1}{2}$ NW $\frac{1}{4}$ in Sec. 30, S $\frac{1}{2}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ of Sec.
19-7-26 EBM. All has been cultivated.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. _____

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Good old dry land, probably less than other similar land because of
sprinkler irrigation. 3.2 c.f. ample.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No, good friends of Morgan-Shillington

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. Have been to the farm several times and knew good crops have
been produced.

(Signed) _____

Kenneth D. Pennington

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Rupert,
County of Minidoka, State of Idaho, on this 10th day of May,
A. D. 19⁶¹

[Signature]
Notary Public.

My commission expires 12/23/62

RECEIVED

Department of Reclamation

**NOTICE OF PROOF OF
COMPLETION OF WORKS
and
APPLICATION OF WATER
TO BENEFICIAL USE**

Notice is hereby given that at 10:00 A.M., on the 10th day of May, 1961, at Rupert, Idaho, County of Minidoka, State of Idaho, before Lawrence H. Duffin, Notary Public, at Fremont Street, Rupert, Idaho, proof will be submitted of the completion of works for the diversion of 6.4 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-29349, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the persons or corporation holding said permit is Morgan-Shillington Farm Company, Box 201, Rupert, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 6.4 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 6.4 cubic feet per second.

4. The point of diversion of said water is NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 30; Twp. 7 S; Rge 26 E.B.M.

5. The place where said water is used is N $\frac{1}{2}$ Sec. 30; Twp. 7 S; Rge. 26 E.B.M.

6. The date of priority which said user is prepared to establish is January 24, 1961.

GEO. M. CARTER
State Reclamation Engineer
Pub. April 13 to May 4

Affidavit of Publication

STATE OF IDAHO, }
County of Blaine, } ss.

BERWYN BURKE, being first duly sworn deposes and says that he is now and at all times herein mentioned has been the publisher of The Hailey Times, which is now, and at all times herein mentioned has been a newspaper as defined in Section 58-106 of the Idaho Code Annotated as amended by Chapter 38 of the Laws of 1939, and printed, regularly issued and published weekly at Hailey, in Blaine County, Idaho, and having a general circulation in said county, and not less than 200 bona fide subscribers living within said county, and that said newspaper has been continuously and uninterruptedly so printed and published as a weekly newspaper in said county during the period of 78 consecutive weeks prior to the first publication of the annexed true copy and at all times since, and that said annexed true copy was so published in the regular edition of said newspaper, The Hailey

Times, and not in any supplement thereof, for four consecutive weeks commencing with the first publication thereof on the

13th day of April, 1961
and ending with the last publication thereof on the

4th day of May, 1961

Cost of this publication is \$ 23.32

Berwyn Burke

BERWYN BURKE, Publisher.

Subscribed and sworn to before me, this 7 day

of May, 1961

R. H. McGee
Notary Public for Idaho
Residing at Hailey,
Blaine County, Idaho.

**LAWRENCE H. DUFFIN
GEORGE E. REDFORD**

Attorneys at Law
Box 61
RUPERT, IDAHO

Corner Fremont
& "G" Streets

RECEIVED
MAY 16 1961

May 11, 1961

Department of Reclamation

Mr. George N. Carter
State Reclamation Engineer
Department of Reclamation
Boise, Idaho

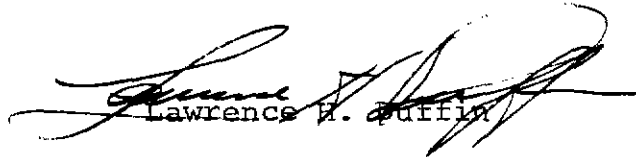
In re: Permits No. G-26362 and G-29349

Dear Sir:

Please find enclosed herewith Depositions of
Holders and two Witnesses in re Proof of Appli-
cation of Water to Beneficial Use and Completion
of Works for the two above-mentioned permits.

Also enclosed is Affidavit of Publication from
The Hailey Times and The Shelley Pioneer.

Very truly yours,


Lawrence H. Duffin

LHD:LS
Encl.

April 11, 1961

Re: Permit No. G-29349
Morgan-Shillington Farm Co.

W. H. Shillington
P. O. Box 201
Dupert, Idaho

Dear Mr. Shillington:

We enclose departmental receipt No. G-5834, in
the amount of \$1.00 covering fees for the amendment which
was recorded in this office and mailed to you on April 6, 1961.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. receipt

29349

April 6, 1961

Re: Permit No. G-29349
Morgan-Shillington Farm Co.

W. H. Shillington
Box 201
Rupert, Idaho

Dear Mr. Shillington:

Enclosed is amendment to the point of diversion on Permit No. G-29349 which has been recorded in this office.

There is a \$1.00 fee for recording which you may remit to us.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

DPR:mr

Enc. amendment

29349

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE
April 5, 1961

Re: Permit No. C-29349

DEPOSITIONS ARE OF NO VALUE
UNLESS AFFIDAVIT OF PUBLICATION
IS ATTACHED

Morgan-Shillington Farm Company,
Box 201,
Rupert, Idaho.

Gentlemen:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. C-29349. The proofs are to be made at 10:00 o'clock A.M., on the 10th day of May, 1961, ~~1960~~, before Lawrence H. Duffin, Fremont St., Rupert, Notary Public.

As of this date we have mailed the Notice to the Hailey Times with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof and then mail the affidavit of publication and statement of costs to you.

It is important that the enclosed depositions be executed by you and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the place, on the date, and at the time and before the Notary, as advertised. It is very important and necessary that each question be answered in detail.

In returning the depositions to this office, be sure that all copies have been signed, the Notary's seal has been placed on each and that all depositions, (holder and two witnesses) are being returned. Also be sure to enclose the Affidavit of Publication.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. ^{Rule} ~~Kirkman~~
Chief Clerk

Encl.
EPR: pmk
cc: Notary

29349

S T A T E O F I D A H O
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No.G-29349

Date: April 5, 1961

The Hailey Times,
Hailey, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to May 10, 1961 the date set for proof; the expense of the publication is to be paid by the applicant

Morgan-Shillington Farm Company of Box 201, Rupert, Idaho to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice and furnish this office with a copy or tear sheet of the first publication.**

Very truly yours,



GEO. N. CARTER
State Reclamation Engineer

** If the first copy is not received in this office for checking purposes and errors appear in subsequent issues, it is possible that re-publication of corrected copy will be at your own expense

Encl.

29349

NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 A.M., on the 10th day of May 1961, at Rupert, Idaho, County of Minidoka, State of Idaho, before Lawrence H. Duffin, Notary Public, at (address) Fremont Street, Rupert, Idaho, proof will be submitted of the completion of works for the diversion of 6.4 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-29349, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Morgan-Shillington Farm Company, Box 201, Rupert, Idaho

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 6.4 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 6.4 cubic feet per second.

4. The point of diversion of said water is NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 30, Twp. 7 S, Rge. 26 E.B.M.
N $\frac{1}{2}$ Sec. 30, Twp. 7 S, Rge. 26 E.B.M.

5. The place where said water is used is N $\frac{1}{2}$ Sec. 30, Twp. 7 S, Rge. 26 E.B.M.

6. The date of priority which said user is prepared to establish is January 24, 1961

GEO. N. CARTER

State Reclamation Engineer

RECEIVED
APR 6 1961

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE Department of Recreation

(Date) April 5, 1961
(P. O.) Box 201, Rupert, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
The Hailey Times of Hailey, Idaho published in
the county in which the works are situated.

Morgan Phillington farm
By M. W. Phillington

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well known and competent engineer.)

I hereby certify that the facts set forth in the attached notice are true.

Engineer.

RECEIVED
APR 5 1961

Application for Amendment

POINT OF DIVERSION

Permit No. 79344
G-29349

Department of Reclamation

Comes now Morgan - Shillington Farm Co., and represent g to the State Reclamation Engineer of the State of Idaho:

That he is (are) the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. G-29349.

That the point of diversion is described in said Permit as being located:

NW 1/4 Sec. 30., Twp. 7 S., Rge. 26 E.B.M.

That he now requests that the point of diversion be changed to a point located: NE 1/4 Sec. 30., Twp. 7 S., Rge. 26 E.B.M.

That the reason for desiring to make such change is as follows:

It was an error in the location when the Permit was made.

That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.

Signed at Boise, Idaho, this 5th day of April, 1961.

Morgan Shillington Farm Co
By N. H. Shillington

Date of Receipt at Department of Reclamation April 5, 1961

APPROVAL OF STATE RECLAMATION ENGINEER

I, GEO. N. CARTER, State Reclamation Engineer of the State of Idaho, HEREBY APPROVE the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. G-29349. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

Geo. N. Carter
State Reclamation Engineer

Recorded in Book 103 of
Permits, at Page 29349
April 6, 1961

29349

RECEIVED

Application for Amendment

Department of Reclamation

POINT OF DIVERSION

Permit No. G-29349

Comes now Morgan - Shillington Farm Co., and represent s to the State Reclamation Engineer of the State of Idaho:

That he is (are) the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-29349.

That the point of diversion is described in said Permit as being located:

NE 1/4 Sec. 30., Twp. 7 S., Rge. 26 E.B.M.

That he now requests that the point of diversion be changed to a point located: NE 1/4 Sec. 30., Twp. 7 S., Rge. 26 E.B.M.

That the reason for desiring to make such change is as follows:

It was an error in the location when the Permit was made.

That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.

Signed at Boise, Idaho, this 5th day of April, 1961.

Morgan Shillington Farm Co
By M. H. Shillington

Date of Receipt at Department of Reclamation April 5, 1961

APPROVAL OF STATE RECLAMATION ENGINEER

I, GEO. N. CARTER, State Reclamation Engineer of the State of Idaho, HEREBY APPROVE the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-29349. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

Recorded in Book 103 of
Permits, at Page 29139
April 6, 1961

Geo N. Carter
State Reclamation Engineer

29349

February 9, 1961

Re: Permit No. G-29349

Mr. W. H. Shillington,
Morgan-Shillington Farm Co.,
Box 201,
Rupert, Idaho.

Dear Mr. Shillington:

We enclose Permit No. G-29349 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Departmental Receipt No. G-5573, which was issued covering payment in the amount of \$6.50 for the filing fee of the above mentioned permit, was given to you while in our office.

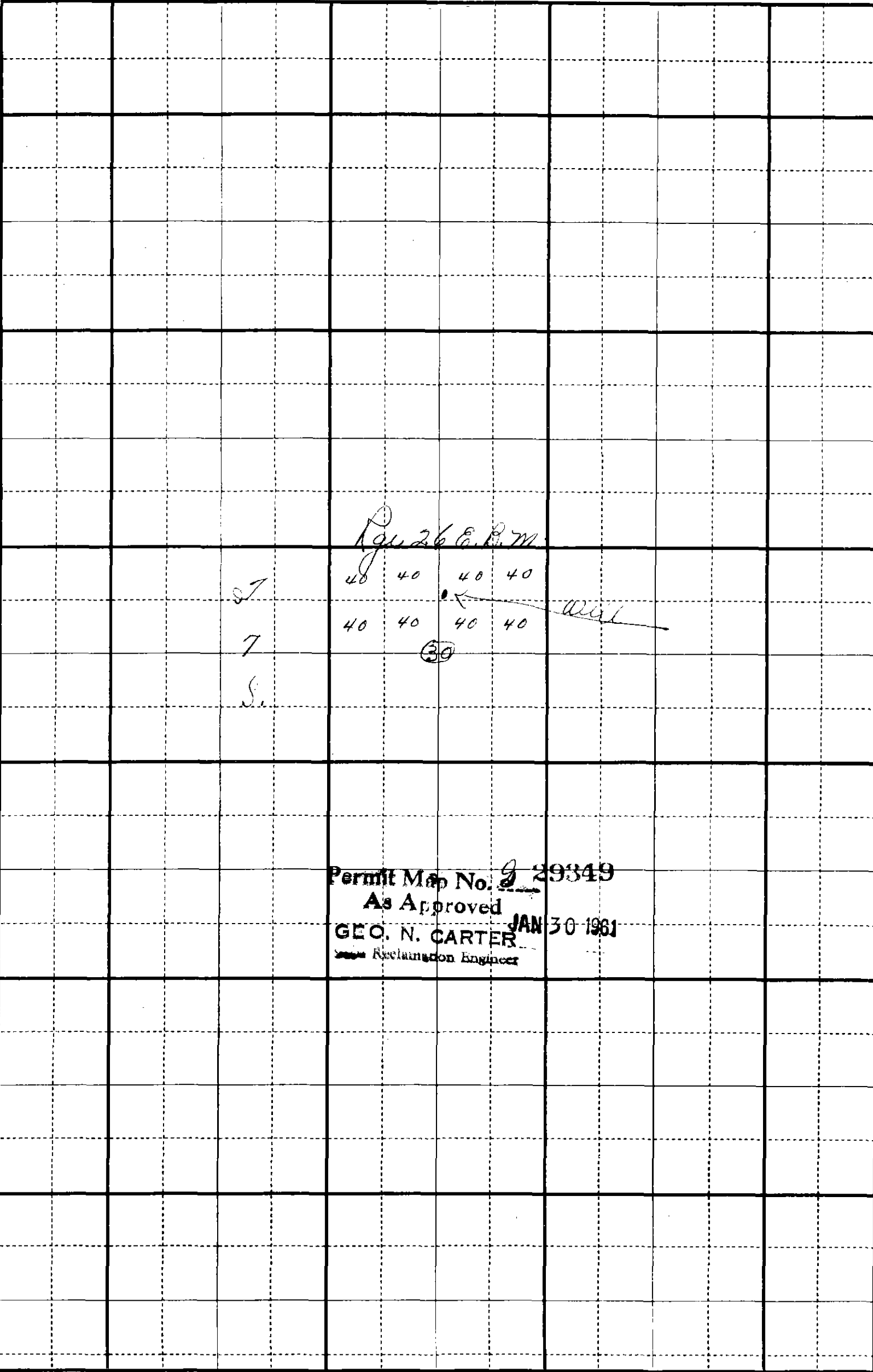
Also enclosed is Form 36 "Notice of Proof" and Form 11 "Authorization to Publish", together with letter of instructions.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

Encl.
EPR:pak



Mr. Shillington is ready to make
proofs on this Permit as soon as
it is approved. When you send the
Permit to him please send the
Forms for publication.

app. 37347

29349
