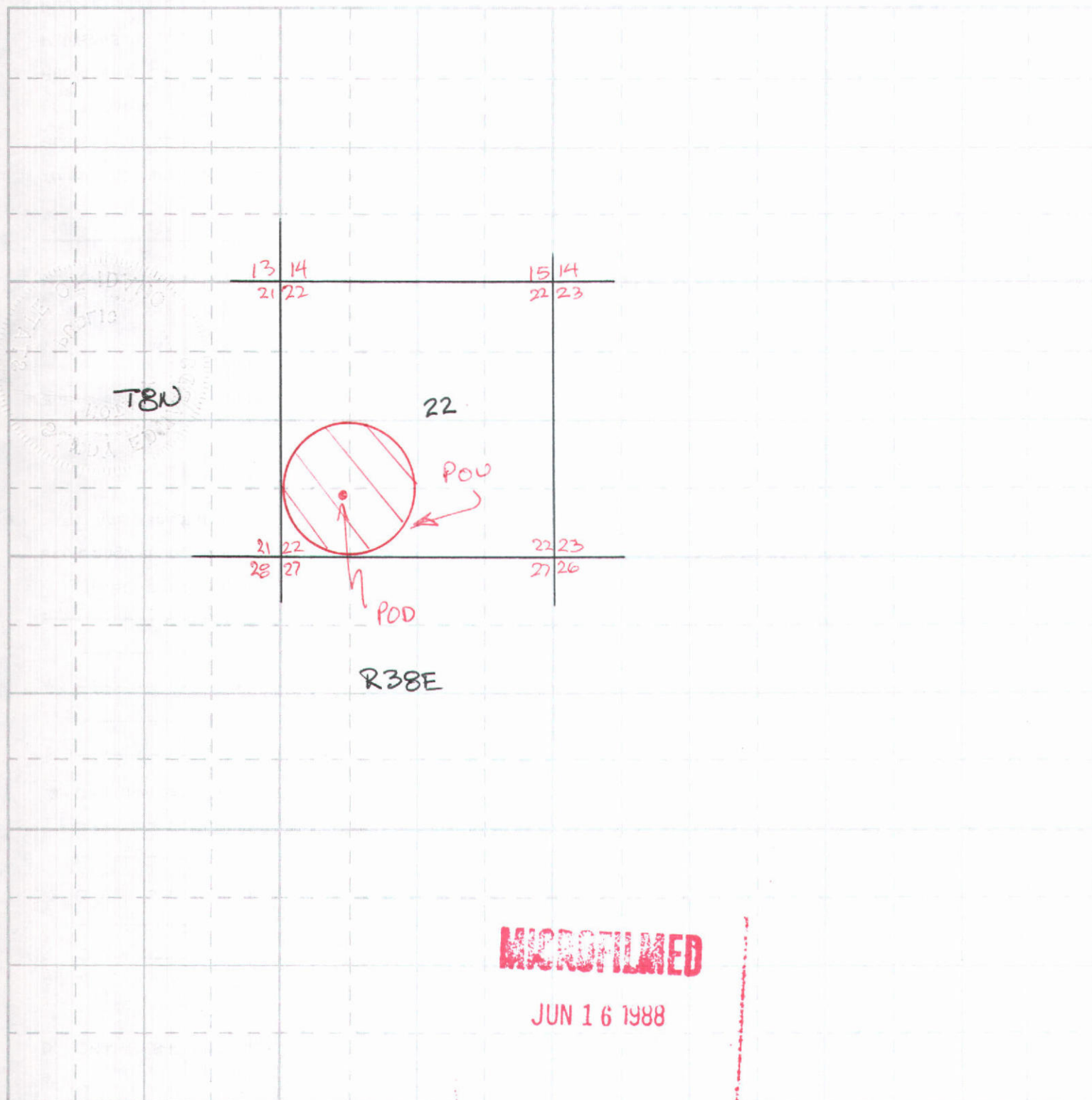


STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.**



SCALE: 2 inches equal 1 mile. Draw plan in ink.

THE FREMONT COUNTY HERALD-CHRONICLE

St. Anthony, Idaho
Ashton, Idaho

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Fremont

I, Terry Weatherston
being first duly sworn, depose and say,
that I am the printer of THE FREMONT
COUNTY HERALD-CHRONICLE, a semi-weekly
newspaper printed and published in
Fremont County, Idaho; and I do solemnly

swear that the Notice of Correction
a copy of which notice appears attached
hereto, was published in the regular and
entire issue of said newspaper, and not
in any supplement issue thereof

for Two consecutive issues, the
first publication having

been made on April 7, 1988
and the last publication having

been made on April 14, 1988

Further, that said newspaper is one
of general circulation in said county;
that it is a legal newspaper, conforming
to legal specifications under Idaho
statutes; that it has at least two-
hundred bona fide subscribers living
within the county of publication; and
that it has been continuously and
uninterruptedly published in said county
during a period of seventy-eight
consecutive weeks prior to the first
publication of the said notice.

Terry Weatherston

Subscribed to and sworn to before

me this April 15, 1988

Gayle L. Lee

Notary Public.

(SEAL)

My commission expires June 8, 1993

NOTICE OF CORRECTION

Notice is hereby given that Notice of Pro-
posed Change of Water Right No. 21-7044
in the name of Frank Brent &/or Richard R.
Blake, St. Anthony, Idaho, was advertised
incorrectly on March 3 and 10, 1988. The
priority date was advertised as being
January 14, 1974, whereas, the actual
priority date is June 14, 1974.

Also, the place of use before the transfer
was advertised as being within the
NE $\frac{1}{4}$ N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 8, T. 8N, R. 41E, B.M.,
Fremont County, whereas, the actual place
of use before the transfer is within the NE $\frac{1}{4}$,
N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 8, T. 8N, R. 41E, B.M., Fre-
mont County.

Any protests against the granting of this
application as a result of this correction
must be filed with the Idaho Department of
Water Resources, 150 Shoup Ave., Suite
15, Idaho Falls, Idaho, 83402 on or before
April 25, 1988.

R. KEITH HIGGINSON
Director

Publ. April 7 and 14, 1988HC.

APR 18 1988

Department of Water Resources
Eastern District Office

MICROFILMED

JUN 16 1988

THE FREMONT COUNTY HERALD-CHRONICLE
St. Anthony, Idaho
Ashton, Idaho

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Fremont

I, Terry Weatherston
being first duly sworn, depose and say,
that I am the printer of THE FREMONT
COUNTY HERALD-CHRONICLE, a semi-weekly
newspaper printed and published in
Fremont County, Idaho; and I do solemnly

swear that the Notice Of Proposed
a copy of which notice appears attached
hereto, was published in the regular and
entire issue of said newspaper, and not
in any supplement issue thereof

for Two consecutive issues, the
first publication having

been made on March 3, 1988
and the last publication having

been made on March 10, 1988

Further, that said newspaper is one
of general circulation in said county;
that it is a legal newspaper, conforming
to legal specifications under Idaho
statutes; that it has at least two-
hundred bona fide subscribers living
within the county of publication; and
that it has been continuously and
uninterruptedly published in said county
during a period of seventy-eight
consecutive weeks prior to the first
publication of the said notice.

Terry Weatherston

Subscribed to and sworn to before

me this March 11, 1988

Gayle L. Gids
Notary Public.

(SEAL)

My commission expires June 8, 1993

NOTICE OF PROPOSED CHANGE
OF WATER RIGHT
No. 21-7044

Notice is hereby given that Frank Brent
&/or Richard R. Blake, St. Anthony, Idaho,
have applied to the Department of Water
Resources for change in the point of diver-
sion and place of use of the water of a
groundwater source. The right sought to be
changed is evidenced by license No.
21-7044 and is recorded as follows:

AMOUNT: 1.37 cfs PRIORITY: January
14, 1974 POINT OF DIVERSION:
SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 8, T. 8N, R. 41E, B.M., Fre-
mont County.

The water is used to irrigate 126 acres
within the NE $\frac{1}{4}$ N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 8, T. 8N, R.
41E, B.M., Fremont County.

TO BE CHANGED AS FOLLOWS

The water will be diverted within the
NE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 22, T. 8N, R. 38E,
B.M., Fremont County; and used to irrigate
126 acres within the SW $\frac{1}{4}$, Sec. 22, T. 8N,
R. 38E, B.M.

Any protest against approval of the above
proposed change of water right must be filed
with the Idaho Department of Water
Resources, 150 Shoup Ave., Suite 15,
Idaho Falls, Idaho 83402, on or before
March 21, 1988.

R. KEITH HIGGINSON
Director

Publ. March 3 and 10, 1988HC

MICROFILMED

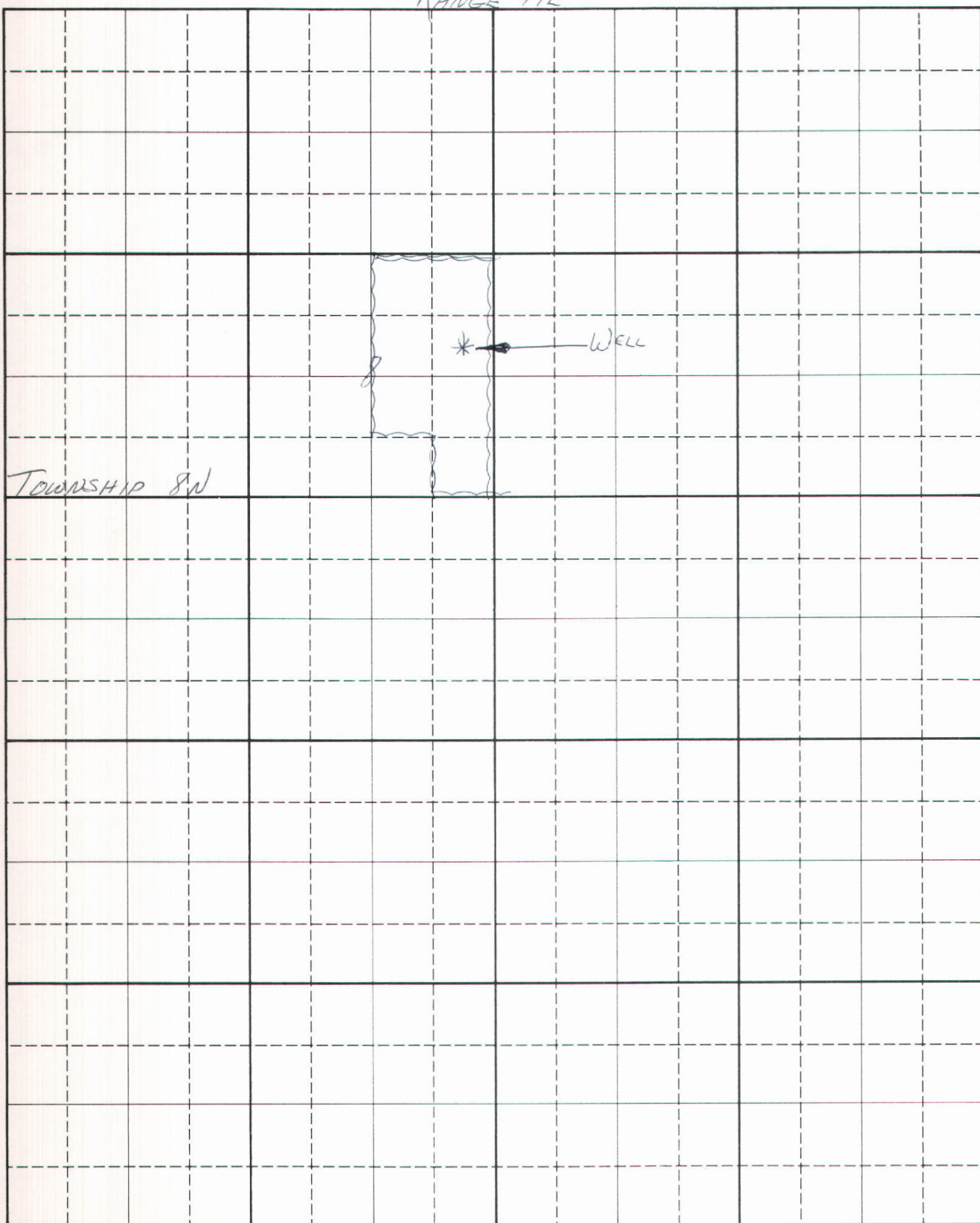
JUN 16 1988

RECEIVED

MAR 11 1988

Department of Water Resources
Eastern District Office

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.

Frank Brent Blake
(Applicant)
Frank B. Blake

21 7054

**AFFIDAVIT OF
PUBLICATION**

State of Idaho }
County of Fremont }

ss.

Dorothy D. Hunsaker
being first duly sworn, upon his
oath, deposes and says:

That he is the owner
of The Chronicle-News, a news-
paper as defined by Idaho
Codes Annotated, section 58-106,
as amended, and that said
newspaper is a weekly news-
paper printed and published at
St. Anthony, in Fremont County,
Idaho, having a general circula-
tion in said county, and that
said newspaper has been print-
ed and published as a weekly
newspaper in said county for
more than 78 consecutive weeks
prior to the first publication of
the attached notice, advertise-

ment or publication of
Notice of APPLICATION
For Water Permit

And affiant further says that
said notice, advertisement or
publication, as per clipping
attached, was published in said
newspaper, in the regular and
entire issue thereof, and not in
any supplement issue thereof,

for 2 consecutive is-
sues thereof; first publication

having been made on the 20...

day of June, 1974,

and the last publication on the
27 day of June

1974

And affiant further says that at
the times herein mentioned said
newspaper was made up of at
least four pages of at least five
columns each, printed from
type matter, of at least seven-
teen and three-fourths inches
deep.

Dorothy D. Hunsaker
Subscribed in my presence and

sworn to before me this

day of July

1974

Kimberly Rose
Notary Public for the
State of Idaho, resi-
(SEAL) dence and post office
address: St. Anthony,
Idaho.

Received 7-9-74
MB

**NOTICE OF APPLICATION
FOR WATER PERMIT**

MB
Notice is hereby given that Frank Brent
&/or Richard R. Blake, 621 E. 15th Street,
Idaho Falls, Idaho have on 6/14/74 sub-
mitted Application No. 21-7044 for a per-
mit to appropriate 4.0 cubic feet per
second of water from a ground-water
source by means of well and pump within
the SE1/4NE1/4, Sec. 8, T. 8N, R. 41E,-
B.M., Fremont County; to be used from
Apr. 1 to Nov. 1 for the irrigation of
250 acres within the NE1/4, N1/2SE1/4,
SE1/4SE1/4, Sec. 8, T. 8N, R. 41E, 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 Ad-
ministration, 1515 Lincoln Road, Idaho
Falls, Idaho, 83401 on or before July 8,
1974.

R. KEITH HIGGINSON
Director

ok.
Published in the Fremont County Chroni-
cle-News, St. Anthony, Idaho on June
20 and June 27, 1974.

21 7044

**AFFIDAVIT OF
PUBLICATION**

State of Idaho

County of Fremont

ss.

Dorothy D. Hunsaker

being first duly sworn, upon his
oath, deposes and says:

That he is the owner
of The Chronicle-News, a news-
paper as defined by Idaho
Codes Annotated, section 58-106,
as amended, and that said
newspaper is a weekly news-
paper printed and published at
St. Anthony, in Fremont County,
Idaho, having a general circula-
tion in said county, and that
said newspaper has been print-
ed and published as a weekly
newspaper in said county for
more than 78 consecutive weeks
prior to the first publication of
the attached notice, advertise-

ment or publication of
Notice of Application for

Water Permit

And affiant further says that
said notice, advertisement or
publication, as per clipping
attached, was published in said
newspaper, in the regular and
entire issue thereof, and not in
any supplement issue thereof,

for 2 consecutive is-
sues thereof; first publication

having been made on the 20th
day of June, 1974,

and the last publication on the
27 day of June

1974

And affiant further says that at
the times herein mentioned said
newspaper was made up of at
least four pages of at least five
columns each, printed from
type matter, of at least seven-
teen and three-fourths inches
deep.

Dorothy D. Hunsaker
Subscribed in my presence and

sworn to before me this 28th

day of July,

1974

Keith Higgins

Notary Public for the
State of Idaho, resi-
(SEAL) dence and post office
address: St. Anthony,
Idaho.

Duplicate

Received 7-9-74 MB

**NOTICE OF APPLICATION
FOR WATER PERMIT**

MB Notice is hereby given that Frank Brent
&/or Richard R. Blake, 621 E. 15th Street,
Idaho Falls, Idaho have on 6/14/74 sub-
mitted Application No. 21-7044 for a per-
mit to appropriate 4.0 cubic feet per
second of water from a ground-water
source by means of well and pump within
the SE1/4NE1/4, Sec. 8, T. 8N, R. 41E,-
B.M., Fremont County; to be used from
Apr. 1 to Nov. 1 for the irrigation of
250 acres within the NE1/4, N1/2SE1/4,
SE1/4SE1/4, Sec. 8, T. 8N, R. 41E, 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 Ad-
ministration, 1515 Lincoln Road, Idaho
Falls, Idaho, 83401 on or before July 8,
1974.

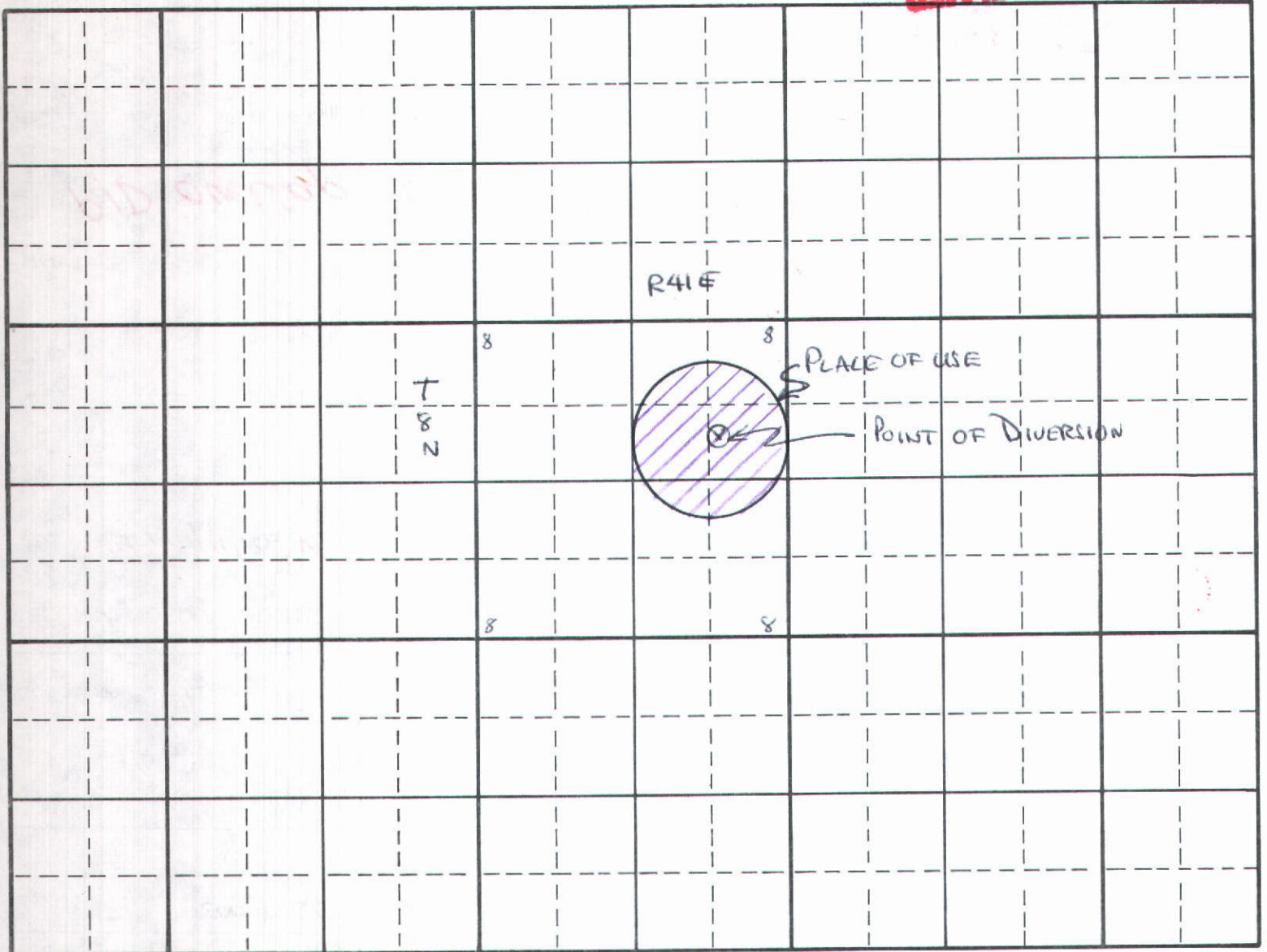
R. KEITH HIGGINSON

Director

Published in the Fremont County Chroni-
cle-News, St. Anthony, Idaho on June
20 and June 27, 1974.

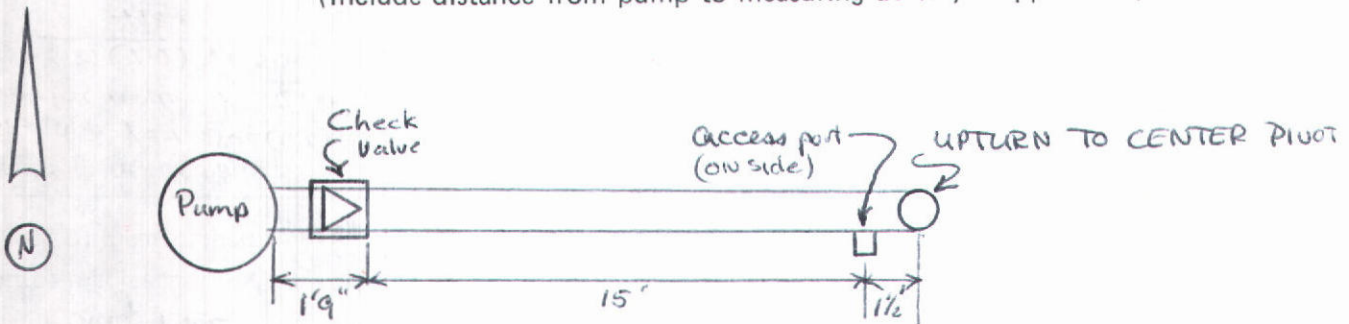
21 7044

MICROFILMED



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)



Point(s) of diversion: SE 1/4 NE 1/4 Sec 8 T8N R41E

Place(s) of Use ✓

TWP.	RGE.	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	
8N	41E	8	14	13	39	39									11	10			126 ✓

Recommended Amendments:

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

Examiner's Signature Keith C. Wilson

Date 28 Dec 1983

Checked by John Jones

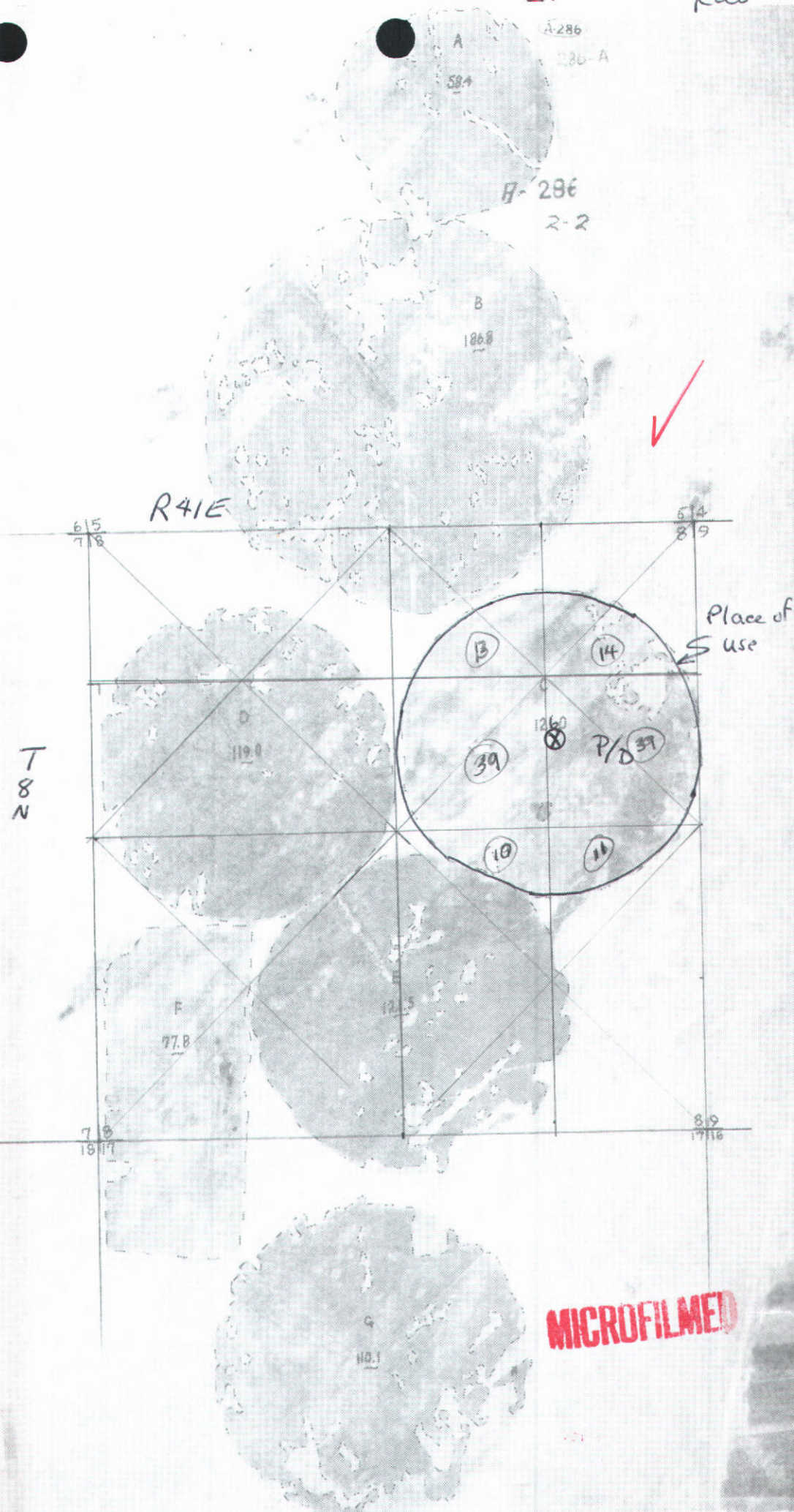
Date 1-04-84

Approved by H. Walker

Date 4/24/86

21-7044 Kew

M-7



IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
Case No 39576) I.R.C.P. 54(b) FOR
) Water Right 31-07660

NAME AND ADDRESS CORNELISON - OLSEN PARTNERSHIP
 PO BOX 396
 REXBURG, ID 83440

SOURCE- GROUND WATER

QUANTITY: 1.37 CFS
 378.00 APY

PRIORITY DATE: 06/14/1974

POINT OF DIVERSION: T08N R38E S22 SWSW Within Fremont County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 11-01	1.37 CFS
			378 00 APY

PLACE OF USE: Irrigation Within Fremont County
 T08N R38E S22 NESW 32 0 NWSW 32.0
 SWSW 32 0 SSWW 32.0
 128.0 Acres Total

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. I C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I R.C.P , that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

SCANNED
JUN 18 2002

**THIS
RIGHT HAS BEEN
DECREED IN THE
SRBA**

Page 1 of 6STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 3391APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of applicant Frank Brent Blake &/or Richard R. Blake Phone 624-3304/624-3860
Post Office address Box 211-6 or 211-5, St. Anthony, ID 83445

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Owners of right have placed farm in federal CRP Program. They wish to lease water rights to Hillman & Robertson to irrigate land under a new development. The transfer will be made under conditions agreed to by the parties (see attached agreement)

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number | Priority | Amount (cfs/ac-ft) | Nature of Use | Period of Use |
|-----------------------------------|------------------|--------------------|-------------------|---------------------------|
| <u>31-07660</u>
<u>21-7044</u> | <u>6/14/1974</u> | <u>1.37 cfs</u> | <u>irrigation</u> | <u>4/1</u> to <u>11/1</u> |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
2. Total amount of water being transferred 1.37 cubic feet per second and/or 378 acre-feet per annum.
3. Source of water groundwater tributary to _____
4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	NE	SW	SW	22	8N	38E	Fremont	

5 Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
8N	38E	22									31.5	31.5	31.5	31.5					126

Total acres 126

PART 1**6 General Information**a Description of diversion system well/pump/center pivot

✓ b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? X Yes _____ No _____ If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer
see attached agreement between Ralph Hillman/Dyle Robertson and the applicants

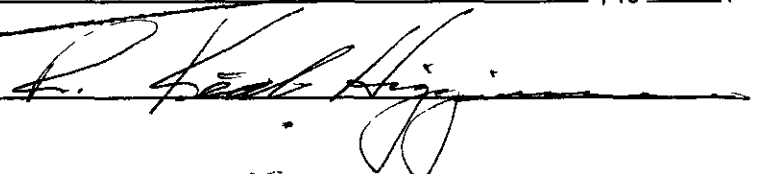
d. Remarks

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCESThis is to certify that I have examined Application for Transfer of Water Rights No. 21-7044And said application is hereby APPROVED, subject to the following limitations and conditions:**REPROFILMED**

JUN 16 1988

Witness my hand this 2nd day of May, 19 88

Director



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 21-7044 issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☒ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water groundwater tributary to _____

4. Date or priority June 14, 1974

5. Water is used for the following purpose

amount 1.37 cfs for irrigation purposes from 4/1 to 11/1
(cfs/ac-ft) _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____

6. Total amount of water under right 1.37 cubic feet per second and/or 378 acre-feet per annum.

7. Point(s) of Diversion

Lot	¼	¼	¼	Sec.	Twp.	Rge	County	Local name for diversion
		SE	NE	8	8N	41E	Fremont	

8. Lands irrigated or place of use

Twp	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
8N	41E	8	14	13	39	39									11	10			126

MICROFILMED

JUN 16 1988

Total acres 126

9. Describe any other water rights used for the same purpose as described above None

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

_____ If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion.

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3 Lands irrigated or place of use

Twp	Rge.	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	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2 Point(s) of Diversion

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

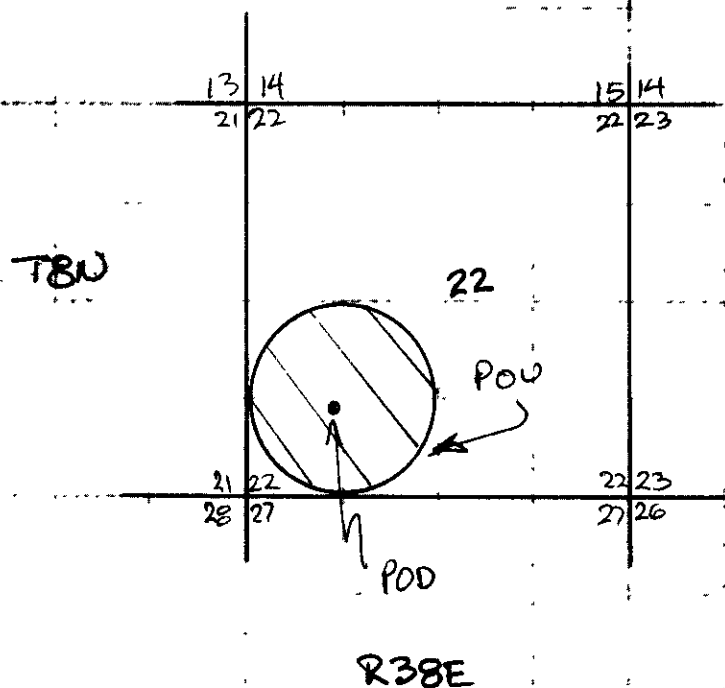
3. Lands irrigated or place of use.

Twp	Rge.	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	

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



MICROFILMED

JUN 16 1988

PART 3**B. CHANGES IN NATURE OF USE**

1.	<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Richard A. Blake
(Signature of Applicant)

Subscribed and sworn to before me this 17TH day of February, 1988.

Sandy Edwards
(Notary Public)

My commission expires February 24, 1992**FOR DEPARTMENT USE ONLY**

Transfer contains _____ pages and _____ attachments

Received by SSV Date 2-23-88

Protest filed by _____

Prelim. check by AWJ Fee 50 \$ 46439Receipted by da Date 2-24-88Published in Fremont City Chronicle

Copies of protest forwarded by _____

Pub. dates 3/3 + 3/10/88 re-ad 4-7 - 4-14-88

Hearing held by _____ Date _____

Watermaster recommendation requested on NARecommended for ☒ approval ☐ denial_____ rec'd _____ by Sim

Copy of transfer sent to lien holder _____

MICROFILMED

JUN 16 1988

BART M. DAVIS, ESQ.
The Law Offices of
WEINPEL, WOOLF, JUST, COMBO & DAVIS
545 Shoup Avenue, Suite 227
P. O. Box 936
Idaho Falls, ID 83402
(208) 524-5380

Attorney for Debtors.

RECORDED
Filed at _____ 1988

JERRY L. CLAPP, Clerk

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF IDAHO

By BEJ, Deputy

In the Matter of)

Case No.: #87-02981B

RICHARD REYNOLDS BLAKE and)
RHEA MECHAM BLAKE,)

ORDER GRANTING
AUTHORITY TO
LEASE PROPERTY

Debtor(s).)

Debtor's Motion for Authority and Notice of Intent to Lease the Property, and Notice of Time to File Objection having come before this Court for hearing, and the Debtor appearing through counsel and the Federal Land Bank of Spokane appearing through counsel, and the Court being fully advised herein, and the Federal Land Bank having withdrawn its objection,

NOW, THEREFORE, THIS COURT HEREBY GRANTS authority to the Debtor's to enter into a lease, to lease debtor's interest in the water rights permits #'s 21 7034, 21 7044, and 21 7066, pursuant to the terms as outlined in the Motion and the exhibit attached thereto, with the additional term as agreed to at the hearing herein, that the payment will be made directly to the Federal Land Bank of Spokane.

EDWARD J. LODGE

EDWARD J. LODGE
U. S. BANKRUPTCY JUDGE

COPY

MICROFILMED

JUN 16 1988

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 28 day of March, 1988,
I mailed a true and correct copy of the foregoing to the
designated parties as follows:

Bart M. Davis, Esq.
P. O. Box 936
Idaho Falls, ID 83402

Trustee, Ltd.
P. O. Box 4886
Pocatello, ID 83205

Jim Pappas, Esq.
P. O. Box 4883
Pocatello, ID 83205

Craig Christensen, Esq.
P. O. Box 967
Pocatello, ID 83205

Steve Hoskins, Esq.
501 Broadway
Idaho Falls, ID 83402

JERRY L. CLAPP

CLERK OF THE COURT

Erica Storani

Deputy

MICROFILMED

JUN 16 1988

CONSOLIDATED TAX NOTICE AND RECEIPT

FREMONT COUNTY
TAX COLLECTOR

1987
BKR

PAT MCCOY

REAL PROPERTY

MARKET VALUE

TAX CODE AREA

PINCEL NUMBER

BILL NUMBER

9,600

34-00 RP3608

A

STATE WPC
COUNTY
SCHOOL #215
S F FIRE
S F HOSPITAL
LIBRARY

•004972
•005589
•000649
•000586
•000134

47.74
53.66
6.24
5.64
1.30

TAX 114.58
PEN
SUB TOT
INT
TOT

ALL
SEC 8 TWP 8 RGE 41

9,600

AC 640.000

BLAKE, RICHARD R
& BLAKE, F BRENT
RT #1 BOX 211-S
ST ANTHONY, ID 83445

DELINQUENT CERT

1986 RP
1985 RP
1984 RP

COPY

YOUR CANCELLED CHECK IS YOUR RECEIPT

TOTAL

•011930

114.58

MICROFILMED
JUN 16 1988

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH YOUR PAYMENT

REAL PROPERTY 1987 RP3608

BLAKE, RICHARD R
& BLAKE, F BRENT

BKR

SPECIAL CODE TAX CODE AREA TAX

57.29

2ND INSTALLMENT

34-00

PEN 57.29
SUB TOT
INT
TOT

2nd
2F

PERSONAL CHECKS SUBJECT TO BANK CLEARANCE
MAKE CHECKS PAYABLE TO

FREMONT COUNTY TAX COLLECTOR
PAT MCCOY
151 W 1 N ROOM 11
ST ANTHONY, ID 83445-1496

DELINQUENT IF NOT PAID ON OR BEFORE JUNE 20, 1988

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH YOUR PAYMENT

REAL PROPERTY 1987 RP3608

BLAKE, RICHARD R
& BLAKE, F BRENT

BKR

SPECIAL CODE TAX CODE AREA TAX

114.58

TOTAL TAX

34-00

PEN 114.58
SUB TOT
INT
TOT

FULL
2F

SPECIAL CODE TAX CODE AREA TAX

57.29

1ST INSTALLMENT

34-00

PEN 57.29
SUB TOT
INT
TOT

1st
2F

DELINQUENT IF NOT PAID ON OR BEFORE

DECEMBER 20, 1987

WATER RIGHTS TRANSFER AGREEMENT

FEB. 16, 1988

Richard and Brent Blake hereby agree to transfer the following water rights to Ralph Hillman, Idaho Falls, and Dyle Robertson, Plano, for the next nine years commencing with the 1988 irrigation season and ending after the 1996 irrigation season:

<u>Water Rights No.</u>	<u>Acreage</u>
21-7034	144
21-7044	126
21-7066	<u>277</u>
TOTAL	547 Acres

The compensation for the water rights transfer amounts to \$10/acre for 528 acres per year for a total of \$5280 per year payable in advance on March 15 of each year to Valley Bank Escrow Account in the name of the Blakes.

Richard and Brent Blake also agree to grant Mr. Hillman and Mr. Robertson the first right of refusal to renew the transfer agreement or purchase the water rights at the end of the present agreement. The first right of refusal must be exercised before the end of the present agreement.

If the annual payments are not made by March 15 of each year, this agreement is void at Blake's option and damages may be sought for failure to pay the delinquent payment and future payments owed under this agreement.

This agreement is subject to:

1. Approval of the water rights transfer by the Idaho Department of Water Resources. If approval is not granted no payments are owed and the agreement is cancelled.
2. Completion of the irrigation project in time for the 1988 irrigation season. All well drilling, power lines, pump installation and circle installation must be completed. In the event this is not possible, Mr. Hillman and Mr. Robertson are

MICROFILMED

JUN 16 1988

not obligated for payments under this agreement. However,
they have the first right of refusal to consummate the agreement
for 1989 and subsequent years through 1996.

FEBRUARY 17, 1988

Notary

Ronald C. Murray D
Resbury, ID Conn Exp - Life

Richard Blake

Brent Blake

Ralph Hillman

Dyle Robertson

Richard Blake
Brent Blake
Ralph Hillman
Dyle Robertson

RECORDED

JUN 16 1988

CONSERVATION PLAN
SCHEDULE OF OPERATIONSSCS-CPA-11
(2-66)Form Approved OMB No. 0319-0047
PAGE 1 of 2

1. NAME		2. COUNTY		3. STATE		4. CONTRACT OR AGREEMENT NO.		5. TOTAL ACRES UNDER CONTRACT			
BLAKE BROTHERS		FREMONT		IDAHO		CRP #24-87		944.2			
ITEM NO.	FIELD	PLANNED CONSERVATION TREATMENT (Record of Decisions)	ESTIMATED AMOUNT (UNITS)	COST BASIS \$	COST-SHARE RATE %	COMPLETION SCHEDULE AND ESTIMATED COST-SHARE BY YEAR (For Noncost Share Items Show Units)					REF NO
						1987	1988	1989	1990	1991-96	
5	7	CONSERVATION RESERVE PROGRAM	9	10	11	1987	1988	1989	1990	1991-96	17
		NON-IRRIGATED - 944.2 ACRES				\$	\$	\$	\$	\$	
(		Fields: #1A-24.6 Ac., #1B-11.0 Ac., #1C-49.5 Ac.,									
		#A-58.4 Ac., #B-186.8 Ac., #C-121.0 Ac., #D-119.0 Ac.,									
		#E-121.5 Ac., #F-77.8 Ac., #G-110.1 Ac., #H-32.6 Ac.,									
		#I-31.9 Ac.									
1	All Fields	CP-1 Establishment of Permanent Introduced Grasses and Legumes									
		512-Pasture and Hayland Planting (See Specifications).									
		A. Seedbed Preparation		\$16.00	FLAT RATE						
		and Seeding	944.2 Ac.	\$60.00	RATE	\$15,107					
		B. Seed	944.2 Ac.	A.M.	50%	\$28,326					
		(Refer to ID-CPA 25, Grass Seeding Plan)									
2	All Fields	645-Wildlife Upland	944.2 Ac.	N/C	N/C						
		Habitat Management									
		(See Specifications)									

MICROFILMED
JUN 16 1988

CONSERVATION PLAN
SCHEDULE OF OPERATIONS

2 or 2

NOTE The following statements are made in accordance with the Privacy Act of 1974 (5 U.S.C. 552a). The authorities for requesting the information to be supplied on this form are: 16 U.S.C. 590a-f (Soil and Water Conservation), 16 U.S.C. 590b(1) (Agriculture Conservation), 16 U.S.C. 590b(2) (Great Plains), 30 U.S.C. 1236 et seq. (Rural Abandoned Mine Reclamation), 33 U.S.C. 1288 et seq. (Rural Clean Water), The Food Security Act of 1985, Public Law 99-198, and the regulations promulgated thereunder. The information requested is necessary for the development and implementation of a conservation, reclamation or water quality plan as the basis for satisfying program eligibility and compliance requirements, and for providing technical assistance and/or cost-sharing under the previously mentioned authorities. Furnishing this information is voluntary; however, failure to furnish correct, complete information will result in the withholding or withdrawal of such technical or financial assistance. The information may be furnished to other USDA agencies, the Internal Revenue Service, the Department of Justice, or other State or Federal law enforcement agencies, or in response to orders of a court, magistrate, or administrative tribunal.

1. NAME **BLAKE BROTHERS** 2. COUNTY **FREMONT** 3. STATE **IDAHO** 4. CONTRACT OR AGREEMENT NO. **CRP #24-87** 5. TOTAL ACRES UNDER CONTRACT **944.2**

ITEM NO.	FIELD	PLANNED CONSERVATION TREATMENT (Record of Decisions)	ESTIMATED AMOUNT (UNITS)	COST BASIS	COST-SHARE RATE %	COMPLETION SCHEDULE AND ESTIMATED COST-SHARE BY YEAR (For Noncost-Share Items Show Units)						REF. NO.
						19 87	19 88	19 89	19 90	19 91-96	19 96	
		Total Cost-Share by Year:				\$ 43,433	\$	\$	\$	\$		
		Total Contract Cost-Share:				\$ 43,433.00						

NOTES:

- A. All items numbered in column 6 must be carried out as a part of this contract to prevent violation.
- B. When established, the conservation practices listed in column 10 must be maintained by the participant at no cost to the government.
- C. Enter total cost per unit in column 10 unless the method of cost-share is flat rate. When flat rate, enter the amount per unit to be paid to the participant.
- D. All cost share rates in column 11 are based on average cost with the following exceptions:
AA = Actual costs not to exceed average cost.
FR = Flat rate.
NC = Non cost-shared.
AM = Actual cost not to exceed a specified maximum.
Modifications will be referenced by number in column 17.
- E. By signing, the participant acknowledges receipt of this conservation plan including the SCS-CPA-11 and SCS-CPA-11B and agrees to comply with the terms and conditions hereof.
- F.

JUN 16 1988

18. CERTIFICATION OF PARTICIPANTS

SIGNATURE	DATE	SIGNATURE	DATE
<i>Frank Boyd Blake</i>	1-7-87	<i>Frank Boyd Blake</i>	1-7-87

19. REVIEWING OFFICIALS SIGNATURES

DISTRICT CONSERVATIONIST-TECHNICAL ADEQUACY CERTIFICATION	DATE	APPROVED BY (Signature of Conservation District Representative)	DATE
<i>J. Howard Plummer</i>	11-6-86	<i>Rip Matindall</i>	11-6-86

THE FREMONT COUNTY HERALD-CHRONICLE
St. Anthony, Idaho
Ashton, Idaho

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Fremont

I, Terry Weatherston
being first duly sworn, depose and say,
that I am the printer of THE FREMONT
COUNTY HERALD-CHRONICLE, a semi-weekly
newspaper printed and published in
Fremont County, Idaho; and I do solemnly

swear that the Notice of Correction
a copy of which notice appears attached
hereto, was published in the regular and
entire issue of said newspaper, and not
in any supplement issue thereof

for Two consecutive issues, the
first publication having

been made on April 7, 1988
and the last publication having

been made on April 14, 1988

Further, that said newspaper is one
of general circulation in said county;
that it is a legal newspaper, conforming
to legal specifications under Idaho
statutes; that it has at least two-
hundred bona fide subscribers living
within the county of publication; and
that it has been continuously and
uninterruptedly published in said county
during a period of seventy-eight
consecutive weeks prior to the first
publication of the said notice.

Terry Weatherston

Subscribed to and sworn to before

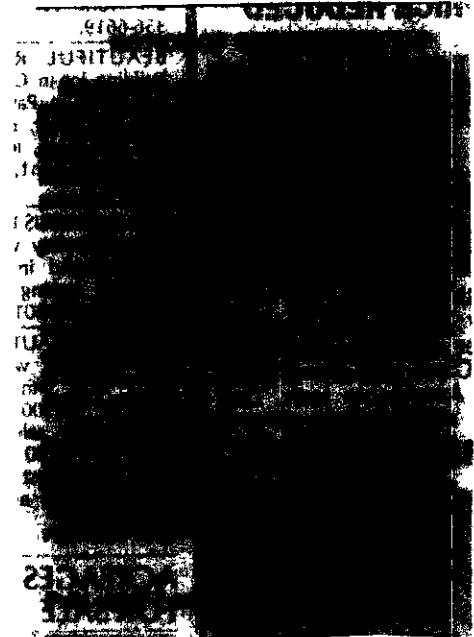
me this April 15, 1988

Gayle L. Hawk

Notary Public.

(SEAL)

My commission expires June 8, 1993



RECEIVED

APR 18 1988

Department of Water Resources
Eastern District Office

MICROFILMED

JUN 16 1988

THE FREMONT COUNTY HERALD-CHRONICLE

St. Anthony, Idaho
Ashton, Idaho

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Fremont

I, Terry Weatherston
being first duly sworn, depose and say,
that I am the printer of THE FREMONT
COUNTY HERALD-CHRONICLE, a semi-weekly
newspaper printed and published in
Fremont County, Idaho; and I do solemnly

swear that the Notice Of Proposed
a copy of which notice appears attached
hereto, was published in the regular and
entire issue of said newspaper, and not
in any supplement issue thereof

for Two consecutive issues, the
first publication having

been made on March 3, 1988
and the last publication having

been made on March 10, 1988

Further, that said newspaper is one
of general circulation in said county;
that it is a legal newspaper, conforming
to legal specifications under Idaho
statutes; that it has at least two-
hundred bona fide subscribers living
within the county of publication; and
that it has been continuously and
uninterruptedly published in said county
during a period of seventy-eight
consecutive weeks prior to the first
publication of the said notice.

Terry Weatherston

Subscribed to and sworn to before

me this March 11, 1988

Joseph L. Gidd
Notary Public.

(SEAL)

My commission expires June 8, 1993

MICROFILMED
JUN 16 1988

Depot
Eastern District Office

WATER RIGHT LICENSE

THIS IS TO CERTIFY, that Frank Brent Blake &/or Richard R. Blake
of St. Anthony, Idaho, has complied with the terms and conditions of Permit
No. 21-7044 issued pursuant to Application for Permit dated June 14, 1974,
and has submitted proof to the Department of Water Resources on June 13, 1979,
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 1.37 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Subject, however, to the condition that no more than 1.37 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 for the purpose aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed 378.0 acre feet per year, said waters to be diverted within the SE 1/4 Section 8,
Twp 8N, Rge 41E in the County of Fremont

[illegible]**MICROFILMED**

MICROFILMED

CONDITIONS OF APPROVAL

a. 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.

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

c. Any water right confirmed in this license for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this license and shall not give rise to any right or claim against any future rights to the use of water other than hydropower, within the State of Idaho initiated later in time than the priority of this license.

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for the lands above.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 19TH day of MAY, 19 86.

Acting for the Director

Norman C. Young

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. **21-7044**

ORDER

WHEREAS, the above numbered permit was approved with the condition that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on July 1, 1978, the Department adopted a new water measurement condition which states: "An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department"; and,

WHEREAS, the former condition required the permit holder to purchase and install a measuring device or hire a professional engineer to certify the rate of diversion; and,

WHEREAS, the measuring device condition effective July 1, 1978, requires less capital expenditure by the permit holder; and,

WHEREAS, to be equitable to holders of permits issued prior to July 1, 1978, the new condition should be retroactive;

NOW THEREFORE, it is hereby ordered that the condition of approval of this permit related to water measurement is hereby changed as follows: "The permit holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department".

Dated this 18th day of August, 1978.


C. STEPHEN ALLRED
Director

MICROFILMED

21 7044

Identification No. _____

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho
 (TYPE OR PRINT IN INK)

APPROVED

1. Name of applicant Frank Brent Blake &/or Richard R. Blake
 post office address 621 E. 15th Street, Idaho Falls, Idaho Ph: 522-1435
- 2 Source of water supply ground water which is a tributary of _____
- 3 a Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 8 Township 8N
 Range 41E B.M. Fremont County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
 of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
 Amount 4.0 for Irrigation purpose from Apr. 1 to Nov. 1 (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 4.0 cubic feet per second and/or
 b _____ acre feet per annum
- 6 Proposed diverting works:
 a Description of ditches, flumes, pumps, headgates, etc well, electric motor, turbine
pump, circular system and mainline & 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 12 inches, proposed depth of well is 300 feet.
- 7 a Time required for the completion of the works and application of the water to the proposed beneficial use
 is 5 years
 b Estimated construction cost is \$ 55,000.
- 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 _____

21 7044

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

TWP	RANGE	SEC	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	NE 1/4	NW 1/4	SW 1/4	SE 1/4
8N	41E	8	40	40	40	40					40				40	10		
TOTALS																	40	250

Total number of acres to be irrigated 250

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

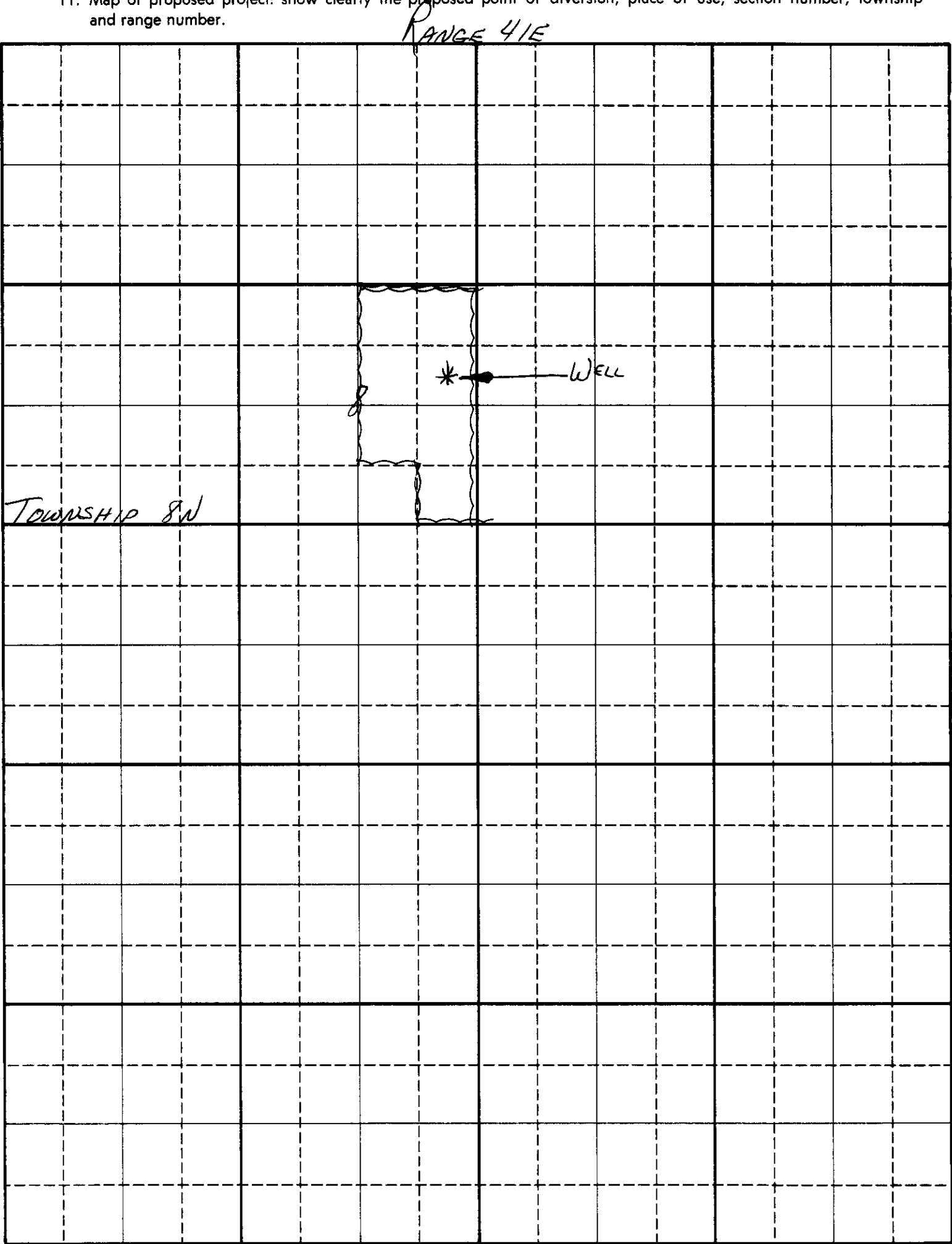
b. Who owns the land to be irrigated or place of use Applicant

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.

Frank Brent Blake
(Applicant)
Richard A. Blake

Received by MB Date 6-14-74 Time 3:05 p.m.Preliminary check by NCY Fee \$ 55.00Receipted by MB Date 6-14-74 # 13920Publication prepared by CB Date 6/14/74Published in Tremont County Chronicle NewsPublication dates 6/20 + 6/27/74Publication approved CB Date 7/09/74

Priority reduced to _____ Reason _____

Protests filed by _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by RDC NDF

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. 21-7044, 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 July 1, 1979.
- 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 19 day of July 19 74.

R. Karl Higin
Director

**AFFIDAVIT OF
PUBLICATION**

State of Idaho }
County of Fremont } ss.

Dorothy D. Hunsaker
being first duly sworn, upon his
oath, deposes and says:

That he is the owner
of The Chronicle-News, a news-
paper as defined by Idaho
Codes Annotated, section 58-106,
as amended, and that said
newspaper is a weekly news-
paper printed and published at
St. Anthony, in Fremont County,
Idaho, having a general circula-
tion in said county, and that
said newspaper has been print-
ed and published as a weekly
newspaper in said county for
more than 78 consecutive weeks
prior to the first publication of
the attached notice, advertise-

ment or publication of
Notice of APPLICATION
For Water Permit

And affiant further says that
said notice, advertisement or
publication, as per clipping
attached, was published in said
newspaper, in the regular and
entire issue thereof, and not in
any supplement issue thereof,

for 2 consecutive is-
sues thereof; first publication

having been made on the 20

day of June, 1974,

and the last publication on the
27 day of June

1974

And affiant further says that at
the times herein mentioned said
newspaper was made up of at
least four pages of at least five
columns each, printed from
type matter, of at least seven-
teen and three-fourths inches
deep.

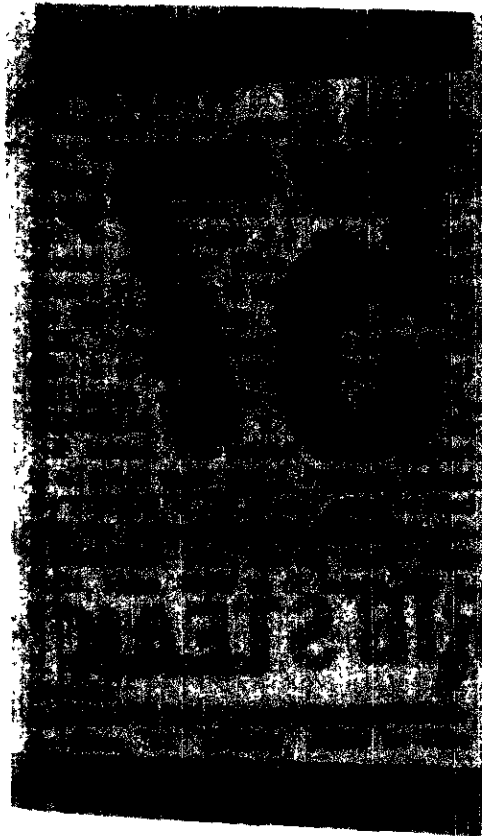
Dorothy D. Hunsaker
Subscribed in my presence and
sworn to before me this

day of

1974

Constance R. Roe
Notary Public for the
State of Idaho, resi-
(SEAL) dence and post office
address: St. Anthony,
Idaho.

Received 7-9-74
MB



21 7044

**AFFIDAVIT OF
PUBLICATION**

State of Idaho }
County of Fremont } ss.

Dorothy D. Hunsaker

being first duly sworn, upon his
oath, deposes and says:

That he is the owner
of The Chronicle-News, a news-
paper as defined by Idaho
Codes Annotated, section 58-106,
as amended, and that said
newspaper is a weekly news-
paper printed and published at
St. Anthony, in Fremont County,
Idaho, having a general circula-
tion in said county, and that
said newspaper has been print-
ed and published as a weekly
newspaper in said county for
more than 78 consecutive weeks
prior to the first publication of
the attached notice, advertise-

ment or publication of
Notice of Application for

Water Permit

And affiant further says that
said notice, advertisement or
publication, as per clipping
attached, was published in said
newspaper, in the regular and
entire issue thereof, and not in
any supplement issue thereof,

for 2 consecutive is-
sues thereof; first publication

having been made on the 20
day of June, 1974,

and the last publication on the
27 day of June

19 74

And affiant further says that at
the times herein mentioned said
newspaper was made up of at
least four pages of at least five
columns each, printed from
type matter, of at least seven-
teen and three-fourths inches
deep.

Dorothy D. Hunsaker
Subscribed in my presence and

sworn to before me this 27

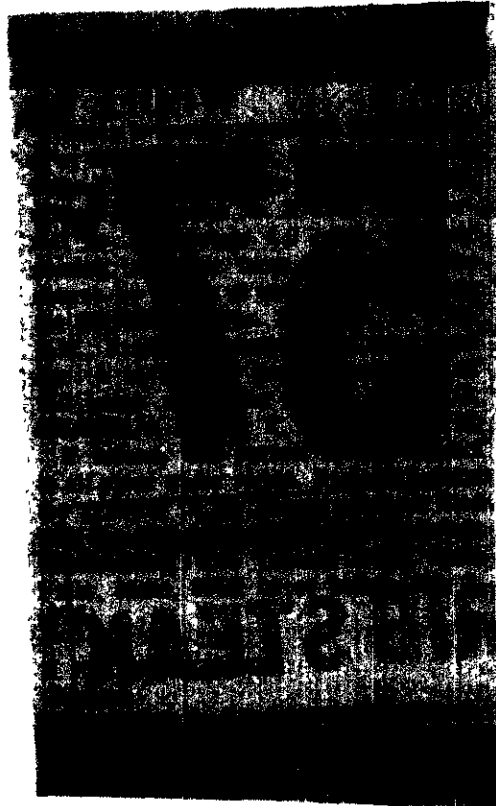
day of June, 1974

19 74

[Signature]
Notary Public for the
State of Idaho, resi-
(SEAL) dence and post office
address: St. Anthony,
Idaho.

Duplicate

Received 7-9-74 MB



21 7054

MEMORANDUM

TO: Files 31-07658, 31-07659, 31-07660, 31-07661, and 31-07662

FROM: Richard D. Hansen

DATE: September 12, 2000

SUBJECT: Renumbered water rights

On September 12, 2000 the following water rights were renumbered. The water rights were renumbered because their points of diversion are located in Basin 31.

Original Number:	Renumber to:
21-07032	31-07658
21-07044	31-07660
21-07045	31-07659
21-07066A	31-07661
21-07066B	31-07662

MICROFILMED
OCT 06 2000

CORNELISON FARMS
P.O. BOX 396
REXBURG, ID 83440-0396
PHONE (208) 356-0396 FAX (208) 356-9935

RECEIVED

FEB 10 1997

Department of Water Resources

January 31, 1997

Ms. Pam Skaggs
Idaho Department of Water Resources
1301 N. Orchard
Boise, ID 83706

Dear Ms. Skaggs:

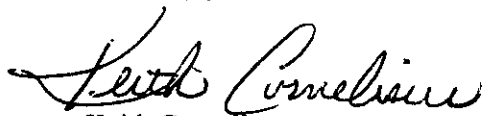
I am writing this letter regarding the following:
Applications for Transfer of Water Rights (#3382, #3390, #3391, and #3486)
Water Rights (#21-7034, #21-7066, #21-7044, #21-7032, #21-7045)
Water Rights Transfer Agreements dated Mar. 2, 1988 and Nov. 15, 1988.

I met with State Representative Golden Lindford, State Senator Robert Lee, IDWR Director Karl Dreher, and Norm Young approximately one year ago. It was the general agreement of all involved to leave all water right transfers in place and not execute the automatic return of the water rights as stated in the transfer agreements. We also discussed the options we had, at that point in time, to make the transfers permanent. Since that time I have been diligently working to make all necessary arrangements.

Recently, I met with Harold Jones at the Idaho Falls IDWR office. At that time I gave him all the information necessary to execute our first right of refusal as outlined in the transfer agreements. This information included the available water rights we will be using to finalize this transfer.

Therefore, we would appreciate your assistance by not reversing the current transfers until these steps can be completed. Thank you for your help in this matter.

Sincerely yours,


Keith Cornelison

Approved by:

Richard Blake

Brent Blake

Barbara Hillman

Dyle Robertson

MICROFILMED
OCT 06 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

May 2, 1988

RE: Transfer of Water Rights Nos. 21-7044 & 21-7066

Frank Brent Blake
&/or Richard R. Blake
Box 211-6
St. Anthony, ID 83445

Gentlemen:

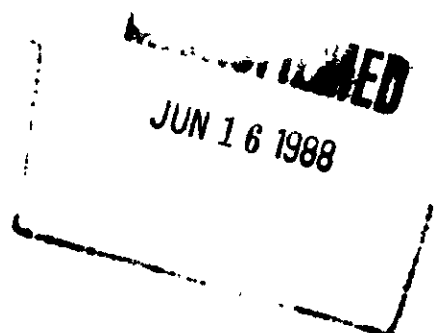
Enclosed are copies of the approved Applications for Transfer of the above referenced water rights (Transfer Nos. 3391 & 3390). Be sure to note the conditions of approval as listed on the second page of Transfer 3390.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosures





Farm Credit Services
Rexburg

217 N. Second East
P O Box 157
Rexburg, Idaho 83440
208/356-4442

March 31, 1988

District Office
Idaho Department of Water Resources
150 Shoup Avenue
Idaho Falls, Idaho 83401

Dear Mr. Verner:

The Federal Land Bank as first lien holder on the Blake Brothers property North of St. Anthony, Idaho, hereby approves the temporary transfer of water rights 21-7066, 21-7034, 21-7044 to Ralph Hillman and Dyle Robertson as per the attached statement subject to approval of the State Department of Water Resources.

Sincerely Yours,

Senior Credit Officer

State of Idaho
County of Madison

Subscribed and sworn before me this 31st day of March,
1988.

Notary

My commission ends: 12-31-91

MICROFILMED

JUN 16 1988

WATER RIGHTS TRANSFER AGREEMENT

March 2, 1988

Richard and Brent Blake hereby agree to transfer the following water rights to Ralph Hillman, Idaho Falls, and Dyle Roberston, Plano, for the next nine years commencing with the 1988 irrigation season and ending after the 1996 irrigation season:

Water Rights No.	Acreage
21-7034	144
21-7044	126
21-7066	277
TOTAL	547 Acres

The compensation for the water rights transfer shall be \$10/acre for 528 acres for a total of \$5,280 per year. This amount shall be due and payable on or before March 15 of each year and shall be paid to The Federal Land Bank, Box 157, Rexburg, Idaho 83440. However, for the 1988 irrigation season the payment will be made on May 1, 1988.

Richard and Brent Blake also agree to grant Mr. Hillman and Mr. Robertson a first right of refusal to renew this transfer agreement. The first right of refusal must be exercised before the end of the present agreement.

If the annual payments are not made by March 15 of each year, this agreement is void at Blake's option and damages may be sought for failure to pay the delinquent payment and future payments owed under this agreement.

Applications for transfer of Water Rights Nos. 21-7034, 21-7004, 21-7066 from Hillman and Robertson back to the Blakes have been signed, but not dated, and are to be held in escrow at Valley Bank, Rexburg, Idaho. The Transfer of Water Rights will take effect before the end of the 1996 irrigation season if one of the following events occur:

1. Hillman and Robertson sell or mortgage any property being irrigated with the above listed water rights.
2. After the 1990 irrigation season, if Blakes default on payments to the Federal Land Bank under their Bankruptcy Plan.

MAILED

JUN 16 1988

The transfer of Water Rights from Hillman and Robertson back to Blakes will take place automatically at the end of the 1996 irrigation season unless the first right of refusal has been exercised by them.

This agreement is subject to written approval of the water rights transfer by the Idaho Department of Water Resources. If approval is not granted no payments are owed and the agreement is cancelled.

All agreements to be held in escrow at Valley Bank, Rexburg, Idaho.

March 31, 1988

RICHARD BLAKE

BRENT BLAKE

RALPH HILLMAN

DYLE ROBERTSON

Sworn before me this 31st day of March 1988, the above appeared and signed this agreement.

Ronald C. [Signature] a notary
for the State of Idaho
County of Morisi
My commission expires Life

RECORDED

JUN 16 1988

RECEIVED

MAR 24 1988

Department of Water Resources

March 7, 1988

Mr. Norm Young
Administrator
Resource Administration Division
Department of Water Resources
1301 North Orchard Street
Boise, ID 83706

Dear Mr. Young:

Thank you for your letter of March 4, 1988 agreeing to issue well drilling permits on our proposed project if we agree to certain conditions.

We hereby agree to a consent order including the following conditions with the understanding that our agents, employees, assigns and successors are governed by the same agreement:

- ✓ 1. Will not divert or authorize the diversion of water from the wells unless and until written authorization is received from the director of the Department of Water Resources in accordance with an approved water right.
2. Do not have or claim valid water rights to divert from the proposed well sites.
3. Acknowledge that diverting water from these wells, other than for a pump test approved by the department, is a violation of Section 42-351, Idaho Code, unless and until a valid water right is obtained.
4. That the director is authorized to lock or take other similar action to disable the pumps as necessary to prevent the diversion of water from the wells without a valid water right.
5. Agree to indemnify and hold harmless the director, the department and its employees from liability and expense on account of any claim, suits and costs resulting from the construction of the wells in the event the pending applications for transfer of water rights are not approved, and from the action of the department or its employees in locking or similarly disabling the pumps to prevent their use without a valid water right.

JUN 16 1988

Norm Young

2

March 7, 1988

6. Agree that the director may enforce the consent order in district court, if necessary, without further administrative proceedings if the order is violated.

7. Agree that evidence concerning the approval of the drilling permits, and the existence and cost of constructing the wells will not be given any weight in the director's decision on the pending application for transfer.

We appreciate your allowing the well drilling to commence and look forward to official notification of the approval.

Sincerely Yours,

Ralph Hillman *Dyle Robertson*
Ralph Hillman Dyle Robertson

Keith Cornelison
Keith Cornelison
Cornelison Farms

Ronald C. Spring
Resident, Mohave Co. Ins.
My Commission Expires, 1/1/89

MAILED

JUN 16 1988

FROM Ernest Carlsen.

DATE 30 March 88

TO Transfer Applications 21-7034, 21-7044 & 21-7066

SUBJECT Drilling Permits:

The State Office has received the signed Consent Order stipulating the conditions under which drilling permits could be issued prior to approval of the above applications. Glenn Saxton telephoned to advise that the drilling permits could therefore be issued subject to the following condition: Use of water from the well(s) is subject to the conditions of the Consent Order signed 7 March 1988 relative to the well(s).

JUN 16 1988

SIGNATURE

RECEIVED

FEB 24 1988

State of Idaho
Department of Water Resources

D R I L L I N G P E R M I T

Department of Water Resources
Eastern District Office

(Authorizing Construction of a Well)*

1. Applicant CORNELISON FARMS

2. Address 155 N. 1st WEST

REXBURG, IDAHO 83440

() Well Owner (☒) Well Operator () Other, specify _____

3. Water right permit no. T 21-7044 ; Injection well permit no. _____

4. Proposed well location NE 1/4 SW 1/4 SW 1/4, or Gov't lot No. _____,

Sec. 22, Twp. 8N, Rge. 38E, County FREMONT,

Lot, block and subdivision _____

5. Proposed use of well: (Check all that apply)

() Domestic () Stockwater () Monitoring
(☒) Irrigation () Industrial () Municipal
() Injection () Other, Specify _____

6. Well construction information:

(☒) New well () Deepen () Replace

Proposed surface diameter 16" Proposed depth 700'

Anticipated bottom hole temperature:

(☒) 85° F or less (Cold water well)
() 85° F to 212° F (Low temp. geothermal well)
() 212° F or more (Geothermal well)

7. Anticipated construction start date _____

8. Well Driller (if known) _____

Address _____

Date 2/24/88 Applicant's signature Keith Cornelson

Title PARTNER

NOT FILMED
JUN 16 1988

* After other pre-requisite approvals have been obtained.

ACTION OF IDWR

☒ Approved☐ Denied

The approval of this permit authorizes the construction of a well as described on this application subject to the conditions on this permit.

GENERAL CONDITIONS:

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation, injection wells and well construction standards.
2. This drilling permit is valid for two (2) months from its date of issuance for the start of construction and is valid for one (1) year from the date of issuance for completion of the well unless an extension has been granted.
3. The permit holder or his representative shall notify the Department ten (10) days prior to the start of construction unless good cause for later notification can be shown.
4. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
5. Issuance of this drilling permit does not authorize trespass on the land of another party.
6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.

SPECIFIC CONDITIONS:

Use of water from the well(s) is subject to the conditions of the Consent Order signed March 7, 1988, relative to the well(s)

Dated this 1st day of April, 1988.

Signed

Title Eastern Regional ManagerReceived by dg Fee \$100⁰⁰ Date 2-24-88Receipt No. 46490 Construction start date _____

Construction start extension to _____

Extension approved by _____

RECEIVED

JUN 16 1988

RECEIVED

FEB 24 1988

Department of Water Resources
Eastern District Office

February 24, 1988

Eric Verner
Idaho Department of Water Resources
220 Shoup Ave.
Idaho Falls, ID 83401

Dear Mr. Verner:

Enclosed are four applications for well drilling permits together with a check for \$400. These permits are for drilling wells on the Hillman-Robertson Project which will utilize CRP water rights transferred from Richard and Brent Blake's property.

I realize that well drilling permits are not usually granted, until after water rights are secured. However, because of the limited time until spring I need to start drilling in the very near future. The wells are to be 700' deep and 16" diameter so we will need about 2 months to complete them.

Therefore, I propose that the well drilling permits be issued with the understanding that I will not utilize the wells until water rights are obtained for the project.

Sincerely Yours,



Keith Cornelison
Cornelison Farms

RECEIVED

JUN 16 1988

CONVERSATION MEMORANDUM

DATE February 25, 1988

NAME OF PARTY Grant Bohyme, Fedral Land Bank
Steven Hawskins, Valley Bank
John Pierce, Fedral Home Administration

FILE Transfers - Blakes

EMPLOYEE Eric Verner

RE: Blake Transfers

-The above mentioned lending institutions hold mortgage interests in the Blake's property under this proposed transfer.

-Per request I contacted the listed representatives of each institution to verify their position regarding the application to transfer water rights.

-Grant Bohyme, from the Fedral Land Bank, called me to verify that the Bank was aware of the transfer applications and that the Bank had no objection to advertising the applications at this time. He further stated that the other mortgage holders; Valley Bank and FHA, were aware of the applications. He stated also that an agreement with the creditors and the Blakes will be signed next Monday or Tuesday. A copy of this agreement will be sent to the Department.

-I contacted Steven Hawskins from Valley Bank and John Pierce from FHA to verify the information Grant Bohyme gave me. Both of them confirmed what Grant had said and further agreed that they are not opposed to advertising the applications @ this time.

MICROFILMED

JUN 16 1988



GOLDEN WEST IDAHO FALLS, INC.
P.O. BOX 488 356-9318 REXBURG, IDAHO 83440

February 18, 1988

Mr. Eric Verner
Idaho Dept. of Water Resources
150 Shoup Avenue
Idaho Falls, ID 83401

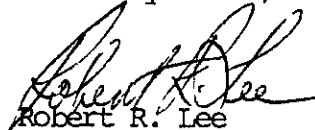
Dear Mr. Verner:

Enclosed are the following items pertaining to the Blake - Hillman water rights transfer:

1. Water Rights Transfer Agreement
2. Applications for Transfer of Water Rights
3. Blakes Tax Notices showing ownership of ground from which water rights are being transferred.
4. CRP Contract on farm ground
5. Check for \$150.00 for water rights transfer fee.

We appreciate your efforts in helping expedite this water rights transfer.

Sincerely Yours,


Robert R. Lee

RRL/sje

Enclosures

RECEIVED

JUN 16 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: HUT

1. Right number 21-7044 Applicant Blake
2. Type of right: ☐ Decree ☒ License ☐ Claim
3. Purpose of transfer: ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Other _____
4. Check:
- a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use
- b. ☒ Description of original point of diversion.
- c. ☒ Description of original place of use.
5. Amount of land &/or water transferred:
- a. ☒ All of right.
- b. ☐ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
- c. ☒ Check description of point(s) of diversion.
- d. ☒ Check description of place of use.
- e. ☒ Check map (shows p.d. and p.u. after transfer).
- f. ☒ Check for correct signature, notarization, and fee.
- g. ☐ Check proof of ownership of right &/or land from which water is transferred. *Also need statement from lien holder for quest. 6B*
- h. ☒ Check for expansion in use of right. Comments _____
- i. ☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) N.A.
- j. ☒ Is use within a Watermaster District? ☐ Yes ☒ No
If yes, what district? _____

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on _____ Received on _____
2. Is transfer published correctly? ☒ Yes ☐ No
3. Protest received? ☐ Yes ☐ No
- protest date 3-21-88*
re-ad-protest date 4-25-88

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny
3. Conditions* _____

4. By _____ Date _____

Sim 5-2-88

* All uses within Watermaster Districts require special conditions.

RECEIVED
MAY 02 1988

Department of Water Resources

~~Statement~~ from
Federal Land Bank

Requested 1/2 tax
notices should also
be in shortly —

A 3rd application & ✓
coming tomorrow —



State of Idaho
DEPARTMENT OF WATER RESOURCES
Eastern Region

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Mailing Address:
150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

March 30, 1988

Fremont County Chronicle News
P.O. Box 568
St. Anthony, Idaho 83445

Gentlemen:

We are re-submitting two legal notices to be published on April 7, and 14, 1988. These notices were originally published in your paper on March 3, and 10, 1988. Unfortunately, they were advertised incorrectly. As we had no way of checking the accuracy of these notices before they went to print, we therefore request they be re-advertised again at your expense.

To prevent future problems in this matter, please submit a galley proof before the first date of publication. If we have any correction, we will notify you; otherwise, assume the notice is correct. If the administrative procedures of your paper will not allow time for making corrections by submitting a galley proof, we will be glad to review the notice with you by telephone prior to publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to this office by April 25, 1988. Your cooperation in this matter is greatly appreciated.

Sincerely,

Deena Green
Office Secretary

MAILED

JUN 16 1988

NOTICE OF CORRECTION

Notice is hereby given that Notice of Proposed Change of Water Right No. 21-7044 in the name of Frank Brent &/or Richard R. Blake, St. Anthony, Idaho, was advertised incorrectly on March 3 and 10, 1988. The priority date was advertised as being January 14, 1974, whereas, the actual priority date is June 14, 1974.

Also, the place of use before the transfer was advertised as being within the NE1/4N1/2SE1/4, Sec. 8, T. 8N, R. 41E, B.M., Fremont County, whereas, the actual place of use before the transfer is within the NE1/4, N1/2SE1/4, Sec. 8, T. 8N, R. 41E, B.M., Fremont County.

Any protests against the granting of this application as a result of this correction must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83402 on or before April 25, 1988.

R. Keith Higginson

Director

Published April 7 and 14, 1988

RECEIVED
JUN 16 1988



State of Idaho
DEPARTMENT OF WATER RESOURCES
Eastern Region

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Mailing Address:
150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

March 23, 1988

Fremont County Chronicle News
P.O. Box 568
St. Anthony, Idaho 83445

RE: Transfer Applications Nos. 21-7034, 21-7044,
21-7066

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced applications. The legal notices were to have been published in your paper on March 3, and 10, 1988.

Your cooperation in this matter is greatly appreciated.

Sincerely,

Deena Green
Office Secretary

MICROFILMED

JUN 16 1988



State of Idaho
DEPARTMENT OF WATER RESOURCES
Eastern Region

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Mailing Address:
150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

March 4, 1988

Frank Brent Blake &/or
Richard R. Blake
Box 211-6
St. Anthony, Idaho 83445

RE: Transfer Applications No. 21-7034, 21-7044, 21-7066

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your Transfer Applications. Please refer to the application numbers above in all further correspondence.

This office is currently in the process of advertising the applications in the Fremont County Chronicle News. The advertisements will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If an application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our state office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

Ernest Carlsen
Water Rights Supervisor

MAILED

JUN 16 1988



State of Idaho
DEPARTMENT OF WATER RESOURCES
Eastern Region

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Mailing Address:
150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

February 25, 1988

Fremont County Chronicle News
P.O. Box 568
St. Anthony, ID 83445

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before March 21, 1988.

Very truly yours,

COLLEEN WRAY
Adm. Secretary

Enc: 3

MICROFILMED
JUN 16 1988

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 21-7044

Notice is hereby given that Frank Brent &/or Richard R. Blake, St. Anthony, Idaho, have applied to the Idaho Department of Water Resources for a change in the point of diversion and place of use of the water of a groundwater source. The right sought to be changed is evidenced by License No. 21-7044 and is recorded as follows:

AMOUNT: 1.37 cfs PRIORITY: June 14, 1974

POINT OF DIVERSION: SE1/4NE1/4, Sec. 8, T. 8N, R. 41E,
B.M., Fremont County.

The water is used to irrigate 126 acres within the NE1/4, N1/2SE1/4, Sec. 8, T. 8N, R. 41E, B.M., Fremont County.

TO BE CHANGED AS FOLLOWS

The water will be diverted within the NE1/4SW1/4SW1/4, Sec. 22, T. 8N, R. 38E, B.M., Fremont County; and used to irrigate 126 acres within the SW1/4, Sec. 22, T. 8N, R. 38E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83402, on or before March 21, 1988.

R. KEITH HIGGINSON

Director

Published March 3 & 10, 1988

MICROFILMED

JUN 16 1988



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

May 22, 1986

RE: Permit No. 21-7044

Frank Brett &/or Richard R. Blake
Box 211-6
St. Anthony, ID 83445

Dear Permit Holders:

Enclosed herewith is a copy of the Water Right License issued on the above referenced Permit.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc

Enclosure

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

May 2, 1986

RE: Permit No. 21-7044

Frank Brent &/or Richard R. Blake
Box 211-6
St. Anthony, ID 83445

Dear Permit Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

If you do not concur with the information shown on the draft license, please advise the Department within ten (10) days. If you have any questions, please let us know; otherwise, the license will be issued as identified on the draft copy.

Sincerely,

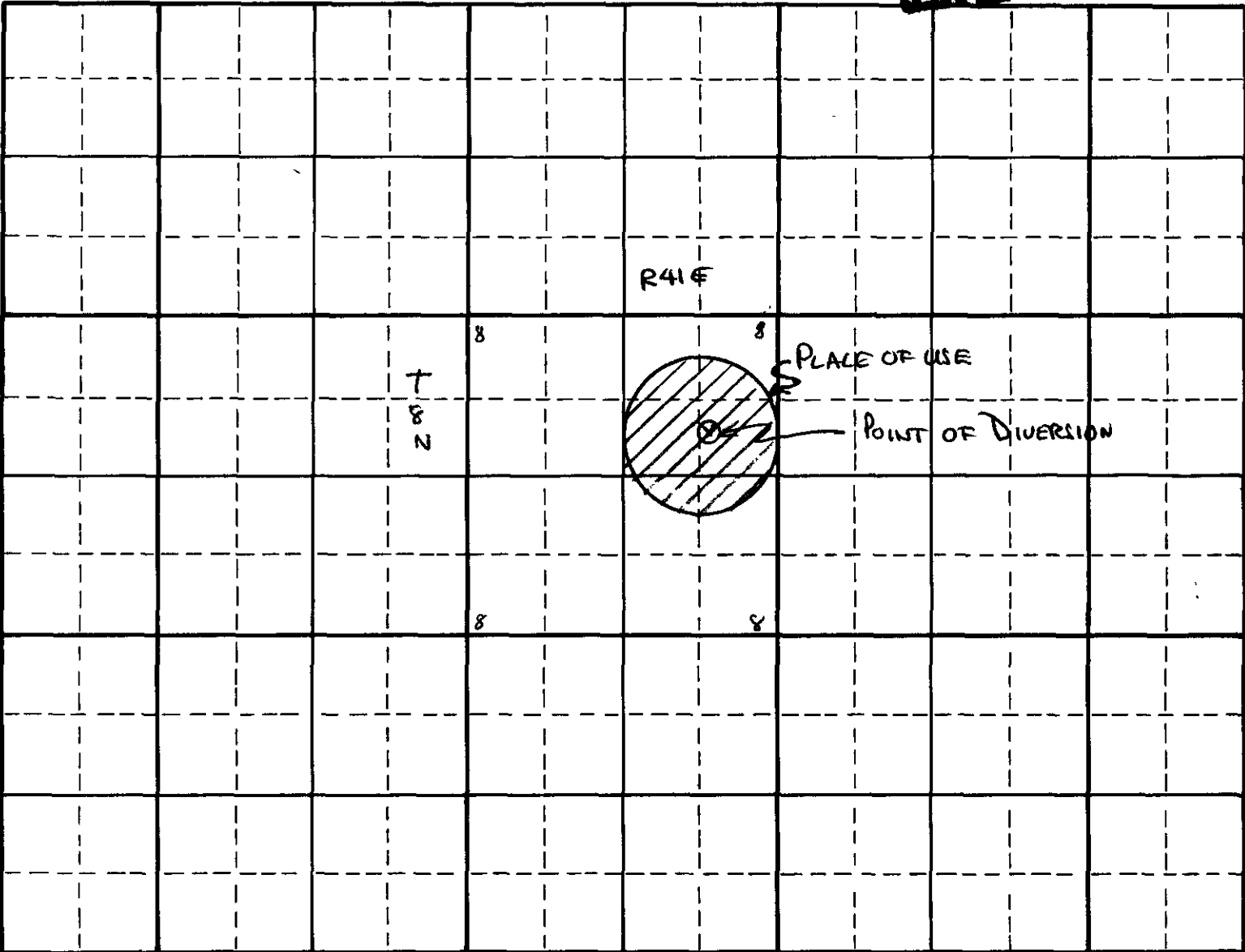
JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

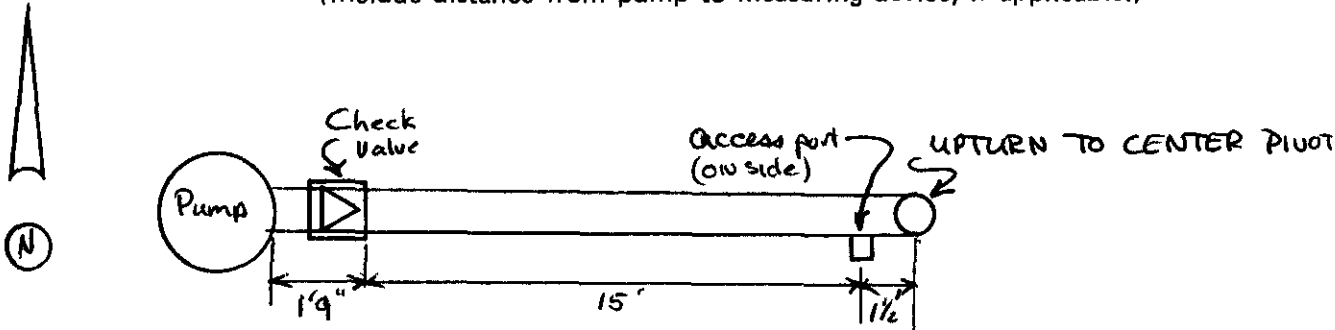
MICROFILMED

MICROFILMED



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)



Point(s) of diversion: SE 1/4 NE 1/4 Sec 8 T8N R41E

Place(s) of Use ✓

TWP.	RGE.	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	
8N	41E	8	14	13	39	39									11	10			126 ✓

Recommended Amendments:

- ☐ Change P.D. as reflected above
- ☐ Add P.D. as reflected above
- ☒ None
- ☐ Change P.U. as reflected above
- ☐ Add P.U. as reflected above
- ☐ Other

Examiner's Signature Keith C. Wilson

Checked by John Jones

Approved by H. Walker

Date 28 Dec 1983

Date 1-04-84

Date 4/24/86

21-7044 Kew

A 286

30 1

M-7

236

2-2

B

1000



R41E

615
718

819

Place of
use

T
8
N

47.8

718

819

MICROFILMED

NOT TO SCALE

(Name

EXAMINATION: DATE: 8-5-02 Accompanied by: Print Blake

EXAMINATION: DATE: 8-5-02

Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No.
SE	200	HKJ828114	Johnston	N/A

Measuring Device Type: *Quint* # *191136*

Meter # 091462 Annubar# Size # 7.9

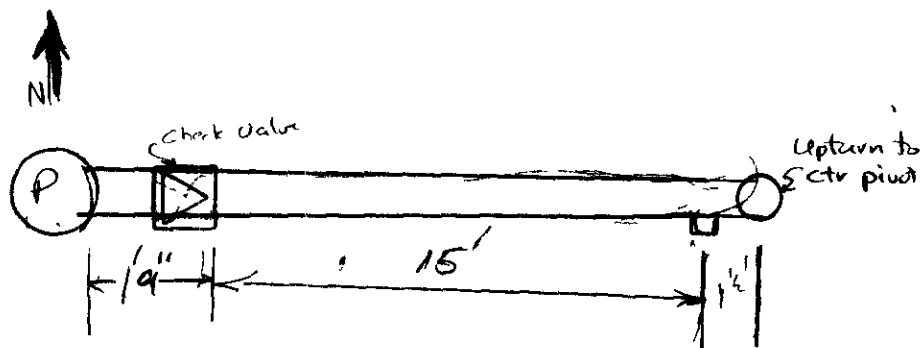
Remarks :

Measurement calculations:

$6.6'' \approx 1.41 \text{ cts}$

- SCHEMATIC DIAGRAM OF SYSTEM

Mainline Diameter $\frac{8.4}{7.9 \text{ id}}$ Length



MICROFILMED

WATER RIGHT NUMBER 21-7044

OK

OWNER LAST NAME - BLAKE
OWNER LAST NAME - BLAKE
ADDRESS LINE 1 - P.O. BOX 211-6
ADDRESS LINE 3 -
SOURCE - GROUNDWATER
STAGE - PERMIT
TOTAL DIV. VOLUME - .00 AFA
DIVERSION POINT - SENE 08 08N 41F LOT
FROM - 04-01 TO - 11-01
USE - IRRIGATION

OR

FIRST NAME - FRANK BRENT
FIRST NAME - RICHARD R.
ADDRESS LINE 2 -
CITY - SAINT ANTHONY
TRIBUTARY OF -
PRIORITY - 06-14-1974
COUNTY - FREMONT
WATER DIST. -
DLE/CAREY ACT -
RIGHT BASIS -
0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0
USE DIV. RATE - 4.0000 CFS
USE DIV. VOLUME - .00 AFA
PLACE OF USE - TWN 08N RNG 41F SEC 08
TRACT NENE LOT AC 40
TRACT SWNE LOT AC 40
TRACT NESE LOT AC 40
TRACT SESE LOT AC 40

ORIG OWNER -
ORIG OWNER -
STATE - ID
ZIP CODE - 83445
TOTAL DIV. RATE - 4.0000 -CFS
TOTAL ACRES 250

DECREE NAME -
REMARKS -
NON IRRIG USE -
OTHER RIGHTS FOR SAME USE -
PROOF DUE - 07-01-1979
PERMIT/DENIED - 07-19-1974
PROTESTED -
PROOF MADE - P FLD EXAM -
COND. OF APPROVAL - 01B
DIVERSION MEANS - WELL, PUMP, PIPELINE & SPRINKLERS.

HEARING -
OLD NO. -

3041934 - 34



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V Evans
Governor

C. Stephen Allred
Director

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

July 24, 1979

RE: Permit No. 21-7044

Blake Brothers
Box 211-6
St. Anthony, Idaho 83445

Gentlemen:

We acknowledge receipt of the proof of beneficial use card submitted for the above referenced permit.

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

If you have any questions regarding the field examination, please contact our eastern regional office.

Very truly yours,

COLLEEN WRAY
Sr. Secretary

cc: IDWR - State Office

MIKING FILMED

DEPARTMENT OF WATER RESOURCES

Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 212044

Name(s) of Permit Holder: Blake Brothers Bunt Blake & Co.

Post Office Address: Box 211-6, St Anthony, Idaho 83415

Source of Water:

Extent of Use: ☐ Domestic _____ (number of households)
☐ Stockwater _____ (number and type of stock)
☒ Irrigation _____ (acres)
☐ Other _____

Measuring Device: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No

Access Port: Required? ☒ Yes ☐ No Installed? ☒ Yes ☐ No

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

June 11, 1979
Date

Bunt Blake
Signature of Permit Holder

Burt Blake

Box 211-6

ST. ANTHONY, IDAHO



RECEIVED

JUN 13 1979



Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720





State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address
Statehouse
Boise, Idaho 83720
(208) 384-2215

100854

May 1, 1979

Frank Brent and/or Richard R. Blake
621 E. 15th Street
Idaho Falls, ID 83401

Gentlemen:

One of the conditions of approval of your water Permit No. 21-7046 & 21-7044 was that evidence of the extent of development must be submitted to this office on or before July 1, 1979. (See last page of your approved permit). Enclosed is a post card which may 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 post card 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 within 60 days.

Sincerely,

RITA FLECK
Sr. Secretary

Enc: 1

RECEIVED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

Dear Wateruser:

The enclosed Order changes the measuring device condition of approval on your water right permit.

The changed condition should be less restrictive and provide more flexibility to you in the development of your water right system. The specifications related to the size and location of the access port will be available upon request from the Department, as soon as the Department's measuring equipment is obtained.

If you have questions regarding this matter, please contact this office or our regional offices.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

LGS:JG:kw

Enclosure

MICROFILMED

State of Idaho
Department of Water Administration
WELL DRILLER'S REPORTState law requires that this report be filed with the State Reclamation Engineer
within 30 days after completion or abandonment of the well.**1. WELL OWNER**Name DICK & BECK BLAKE
Address ST ANTHONY
Owner's Permit No. 21-7044**2. NATURE OF WORK**☒ New well ☐ Deepened ☐ Replacement
☐ Abandoned (describe method of abandoning)**3. PROPOSED USE**☐ Domestic ☒ Irrigation ☐ Test
☐ Municipal ☐ Industrial ☐ Stock**4. METHOD DRILLED**☒ Cable ☐ Rotary ☐ Dug ☐ Other**5. WELL CONSTRUCTION**Diameter of hole 16 inches Total depth 570 feet
Casing schedule: ☐ Steel ☐ Concrete

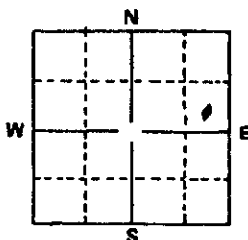
Thickness	Diameter	From	To
<u>251</u> inches	<u>16</u> inches	<u>0</u> feet	<u>41</u> feet
<u>111</u> inches	<u>12</u> inches	<u>41</u> feet	<u>91</u> feet
<u>106</u> inches	<u>10</u> inches	<u>91</u> feet	<u>147</u> feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet

Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☐ Yes ☒ No
How perforated? ☐ Factory ☐ Knife ☐ Torch
Size of perforation _____ inches by _____ inches

Number	From	To
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet

Well screen installed? ☐ Yes ☒ No
Manufacturer's name _____
Type _____ Model No. _____
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Diameter _____ Slot size _____ Set from _____ feet to _____ feetGravel packed? ☐ Yes ☒ No Size of gravel _____
Placed from _____ feet to _____ feetSurface seal? ☒ Yes ☐ No To what depth 20 feet
Material used in seal ☐ Cement grout ☒ Puddling clay**6. LOCATION OF WELL**

Sketch map location must agree with written location.

County FULLERTON
ST 1/4 N 1/4 Sec. 8, T. 8 N. R. 41 E. 1/4**7. WATER LEVEL**Static water level 243 feet below land surface
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Temperature 60 ° F. Quality _____
Artesian closed-in pressure _____ p.s.i.
Controlled by ☐ Valve ☐ Cap ☐ Plug**8. WELL TEST DATA**☒ Pump ☐ Bailer ☐ Other

Discharge G.P.M.	Draw Down	Hours Pumped
_____	_____	_____
_____	_____	_____
_____	_____	_____

9. LITHOLOGIC LOG

Hole Diam.	Depth		Material	Water	
	From	To		Yes	No
20	0	6	SAND		X
	6	27	CLAY BASALT		X
	27	38	Medish SAND	X	
16	38	50	CLAY BASALT		X
	50	84	YELLOW SAND	X	
12	84	105	CLAY BASALT		X
	105	110	PERVIOUS RED BASALT SAND	X	
12	110	147	PERVIOUS CLAY BASALT SAND		X
10	147	174	CLAY BASALT		X
	174	176	YELLOW BROWN SAND PERVIOUS		X
	176	184	PERVIOUS CLAY BASALT		X
	184	245	CLAY LUMBER		X
	245	248	BROWN CLAY PERVIOUS SAND		X
	248	298	CLAY RED BASALT		X
	298	303	BROWN SANDY CLAY		X
	303	443	CLAY BASALT		X
	443	447	BROWN SANDY CLAY		X
	447	455	HD CLAY BASALT		X
	455	456	RED CLAY BASALT		X
	456	570	HD CLAY BASALT		X
	570	575	CLAY BROWN CLAY		X
	575	590	BLACK CLAYERS	X	
	590	595	HD CLAY BASALT		X
	595	599	CLAY LUMBER		X

RECEIVED

MAR 28 1976

RECEIVED

JAN 16 1976

Department of
Eastern DistrictDepartment of Water Resources
Eastern District Office**10.**Work started July 30/74 finished Oct 11, 74**11. DRILLER'S CERTIFICATION**This well was drilled under my supervision and this report is
true to the best of my knowledge.Driller's or Firm's Name Eugene Richards Number 242
Address 117 S Dix 242 Day 161 110
Signed By Eugene Richards Date Oct 15/74

July 19, 1974

Re: Permit Nos. 21-7044, 21-7045 and 21-7046

Frank Brent &/or
Richard R. Blake
621 E. 15th Street
Idaho Falls, Idaho 83401

Dear Sirs:

Enclosed are copies of your approved Application for Permits issued on the above referenced permit numbers. We direct your attention to the conditions of approval as listed on the fourth pages.

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

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:jfr

Enclosures

21 7044

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>WCR</u>	<u>6/10/74</u>	Application No. <u>Blake 21-7044</u>
(2)			☒ Source ☒ Point of Diversion ☒ County ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for B/U of water ☒ Place of Use or Acres Irrigated ☒ Map ☒ Signature ☒ Fee
(3)	<u>"</u>	<u>"</u>	In form to receipt <u>Yes</u>
	<u>"</u>	<u>"</u>	Send Copies to: ☐ Idaho State Health Department <u>N.A.</u> ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)	<u>"</u>	<u>"</u>	☐ Request Special Use Permit from U.S.F.S. <u>N.A.</u> ☐ Request Easement from B.L.M. ☐ Request Information from Applicant
(5)	<u>"</u>	<u>"</u>	In form for advertising <u>Yes</u>
(6)	<u>"</u>	<u>"</u>	Located within Water District No. <u>N.A.</u>
(7)	<u>"</u>	<u>"</u>	Critical groundwater area: yes <u>no</u> ☒
(8)	<u>"</u>	<u>"</u>	Groundwater levels: ☐ Decline (comment) _____ ☒ Stable (comment) <u>W. 8 # 29</u> ☐ Increasing (comment) _____
(9)	<u>"</u>	<u>"</u>	Comments: <u>Permit 21-7022 covers 30 acres NW SE Sec 8 but this is complementary acreage. No conflicting G.W. rights.</u>
(10)	<u>MB</u>	<u>7/9/74</u>	Affidavit of Publication received (date) <u>July 9, 1974</u>
(11)	<u>MB</u>	<u>7/8/74</u>	Final date for protests <u>July 8, 1974</u> Protests received: yes <u>no</u> ☒
(12)	<u>"</u>	<u>"</u>	Date and Place of hearing <u>N.A.</u> Decision reached at hearing <u>N.A.</u>
(13)	<u>RDC</u>	<u>7/9/74</u>	All requested information received from agencies or applicant yes <u>no</u> _____
(14)	<u>"</u>	<u>"</u>	Action recommended: ☒ Approve Priority <u>6/14/74</u> ☐ Deny Reason for Reduction _____ ☒ Measuring device required ☐ See attached sheet for additional conditions of approval ☐ No additional conditions for approval
(15)	District <u>E</u>	By <u>RDC</u>	Date <u>7/9/74</u> RECEIVED

21 7044

JUL 15 1974
Department of Water Resources

July 8, 1974

RE: Application for Permit No. 21-7044 Blake
" " " No. 21-7045 "
" " " No. 21-7046 "

Fremont County Chronicle News
Box 568
St. Anthony, Idaho 83445

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced applications. The legal notices were to have been published in your paper on June 20 and June 27, 1974.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:MB

21 7044

June 14, 1974

RE: Claim to a Water Right No. 21-4010 - Bolland
Application for Permit No. 21-7044 - Blake
" " " No. 21-7045 - Blake
" " " No. 21-7046 - Blake

Fremont County Chronicle News
Box 568
St. Anthony, Idaho 83445

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 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.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:CB

Bill submitted 7-9-74 by MB

Encl: Legal Notice (4)

21 7044

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Frank Brent &/or Richard R. Blake.

621 E. 15th Street, Idaho Falls, Idaho

have ~~has~~ on 6/14/74 submitted Application No. 21-7044

for a permit to appropriate 4.0 cubic feet per second ~~acra feet per annum~~ XXXXXXXXXXXXXXXXXXXX

of water from a ground-water source

by means of well and pump

within the SE1/4, Sec. 8, T. 8N, R. 41E, B.M., Fremont County;

to be used from Apr. 1 to Nov. 1

for the irrigation of 250 acres

within the NE1/4, NW1/4, SE1/4, Sec. 8, T. 8N, R. 41E, 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, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before July 8, 1974.

R. KEITH HIGGINSON

Director

Published in the Fremont County Chronicle News, St. Anthony, Idaho

on June 20 and June 27, 1974.

21 7044

CB-H
CB-A

IDENT. NO. 21-7044

WATER RIGHT
DATA ENTRY LOG

[illegible]