

**NOTICE OF APPLICATION
FOR WATER RIGHT**

NOTICE IS HEREBY GIVEN, That the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

37-7844

Name: Mecham, Clarence Lowell

Address: P.O. Box 275, Carey, Ida., 83320

Source: Little Wood River tributary to Sinks

Date Filed: 07/29/1980

Amount: 4.00 cfs

Diversion Point: SESE Sec 31 T 01N R 21E, Blaine County

Use: Irrigation--(4.00 cfs) from 05/01 to 10/15

Place of Use: NESE NWSE SWSE SESE Sec 31 T 01N R 21E SWSW Sec 32 T 01N R 21E Lot 01 (NESE) Sec 06 T 01S R 21E Lot 04 (NWSW) SWSW Sec 05 T 01S R 21E NENW NWNW Sec 08 T 01S R 21E for 233 acres

Diversion Means: Sump pump, sprinkler, and flood irrigation

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301, on or before September 2, 1980.

C. Stephen Allred
Director

Publish: Wood River Journal--August 14, 21, 1980.

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
~~Original Application~~	~~37-07844~~	~~Clarence Lowel Meeham~~	~~4.00~~
~~Full Assignment~~	~~37-07844~~	~~Krea Meeham~~	~~4.00~~
Full Assignment	37-07844	Darlene Jevne	4.00

NOV 14 2003
SCANNED

RECEIVED
Retake
FEB 14 1995

G G E U V

State of Idaho
DEPARTMENT OF WATER RESOURCES

OFFICE USE ONLY
Amt. of Fee \$25.00
Date 11-4-94
Receipt No. 5017521
Receipt by jo

NOV 04 1994 ASSIGNMENT OF APPLICATION FOR PERMIT

Department of Water Resources To change the ownership of an application for permit
Southern Region Office

I, Krea Mecham, hereby assign to Darlene Jevne
(Applicant)

of 487 Littlewood Reservoir Rd, Carey ID 83320
(Full Address)

SEP 10 1994

All my right, title, and interest in and to Application for Permit Department of Water Resources
No. 37-07844 to appropriate the public waters of the State of Idaho Southern Region Office

OR (for partial assignments)

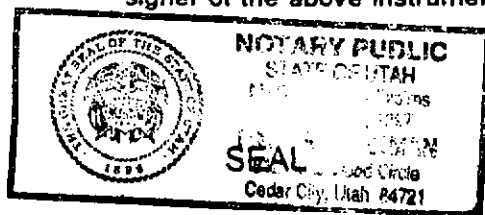
The following described portion of my right, title, and interest in and to
Application for Permit No. _____ to appropriate the public waters of the
State of Idaho.

Describe portion of the permit assigned listing the number of acres in each 40 acre subdivision,
point of diversion location, and the amount of water in cubic feet per second.

Made this 12 day of August, 1994
Krea Mecham
Applicant(s)

State of Utah)
Idaho) SS
County of Iron)

On this 12th day of Sept, 1994, personally appeared before me the
signer of the above instrument, duly acknowledged to me that he/she/they executed the same.



[Signature]
Notary Public
Signature

My commission expires: Nov 10-1997

SEP 05 1994

CLOSING INSTRUCTIONS
to SAWTOOTH TITLE CO., INC.

Escrow No. _____ amr _____ Order No. 14256 Date December 10, 1986

In consideration of an agreed purchase price of \$ 172,000.00 the undersigned Seller herewith deposits a Warranty Deed FROM Clarence L. Mecham, also known of record as Clarence Lowell Mecham, and Orpha S. Mecham husband and wife, TO Krea Mecham and Valerie Mecham, husband and wife, CONVEYING: Twp 1 S., R. 21 E.B.M., Blaine County, Idaho: Lands in Sections 5, 6, & 8
Twp 1 N. R. 21 E.B.M., Blaine County, Idaho: Lands in Sections 31 and 32

The undersigned Buyer herewith deposits:

Earnest Money	\$ _____	Assumption	\$ _____
Cash	\$ _____	Contract/Deed of Trust	\$ _____
Loan Funds	\$ <u>172,000.00</u>		\$ _____

You are hereby authorized to use said documents and funds, together with any funds already deposited with you, and the proceeds of any loan negotiated to close this transaction, when you are prepared to issue your Title Insurance Policy in usual form insuring title to the property vested of record in said grantee, subject to Items of Schedule B, Section 2 as shown on Lawyers Title Insurance Corporation Commitment No. BE230306.

PRORATE as of December 10, 1986 ;
Taxes (using last available tax bills) Interest _____
Fire Insurance _____ Rents _____

Credit any existing reserve account funds to Seller.

You are hereby authorized and directed to disburse money as follows:

- A. Pay all proceeds in accordance with the Closing Statement.
- B. Deposit all loan proceeds with Idaho State Bank, Bellevue, Idaho in special account.

EXPENSES: The following items shall be paid by BUYER (B), SELLER (S), DIVIDED equally between Buyer and Seller (D), PAID OUTSIDE OF CLOSING (POC):

Recording fees	<u>B & S</u>	Attorney Fee	_____
Title Insurance, Owners	_____	Assumption Fee	_____
Title Insurance, Loan	<u>B</u>	Escrow Set-up Fee	_____
Closing Fee	<u>D</u>		_____

The undersigned acknowledge receipt of copies of documents necessary to close this transaction in accordance with the above instructions and approve same as to form and content for the purpose of closing this transaction.

IF THE TITLE INSURANCE COMMITMENT, THESE INSTRUCTIONS, OR DOCUMENTS PROVIDED ARE NOT UNDERSTOOD, SEEK COMPETENT LEGAL COUNSEL.

You are authorized to deliver to any lending agency involved in this transaction copies of Closing Statements and/or Earnest Money Agreements.

In the event this transaction does not close for any reason, the closing agent shall be entitled to reimbursement for any and all costs expended by it and shall be further entitled to an escrow cancellation fee not to exceed one-half of the normal fee; and the parties hereto agree to be jointly and severally liable for same. Further, any earnest money deposited with the closing agent shall be refunded only upon written instructions from the parties hereto, EXCEPT that, in the event the earnest money has been deposited by a real estate broker, the closing agent is hereby authorized to refund same to the broker's trust account for his disposition to the parties.

The closing agent shall have no responsibility for compliance with any truth-in-lending, usury or consumer protection laws of the United States or the State of Idaho.

The closing agent is directed to comply with these instructions; and the parties hereto agree to indemnify and hold harmless the closing agent from any and all actions or losses related hereto other than failure to comply herewith, including but not limited to any attorney's fees or costs incurred by the closing agent in defending itself in any such action.

Seller	<u>Clarence L. Mecham</u>	Buyer	<u>Krea Mecham</u>
Seller	<u>Orpha S. Mecham</u>	Buyer	<u>Valerie Mecham</u>

SAWTOOTH TITLE CO., INC. hereby acknowledges receipt of the documents and/or money to be used in accordance with the above instructions.

BY Alice M. Rooney, Closing Agent
Alice M. Rooney

COPY

DEC 05 1994

CLOSING STATEMENT



Order No. 14256 Escrow No. amr

Property: Lands in Sections 5, 6, & 8,
Twp 1 S., Range 21 E.B.M., AND
Lands in Sections 31 & 32, Twp 1 N.
Range 21 E.B.M., all in Blaine
County, Idaho

Buyer/Borrower:

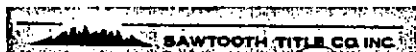
Krea Mecham
and
Valerie Mecham
husband and wife

Broker:

	Debit	Credit
Purchase Price/Sale Price	172,000.00	
Recording Fees:		
Warranty Deed	2.00	
Deed of Trust	8.00	
UCC-1;s (2)	10.00	
Satisfactions of Mortgage		
Owners/Purchasers Title Policy		
Mortgagee Title Policy Standard	671.00	
Tax Reserves		
Fire Ins. Reserves		
Fire Ins. Policy		
Loan Service Fee		
Loan Construction or Funding Fee		
Earnest Money Paid		
Loan Proceeds		172,000.00
Taxes, Pro-rated		
Pay off Existing Loan, Balance Fed. Land Bank as of 12-12-86 Interest		
December payment Penalty		
CREDIT STOCK ~~REMOVED~~		
Pay off Other Liens:		
FmHA		
Current Taxes 1986		
Delinquent Taxes 1984 and 1985		
Fire Ins., Unearned Premium		
Real Estate Commission		
Mortgage or Contract Assumed		
Attorney Fee		
Other Miscellaneous Expenses:		
Escrow or Closing Fee 1/2	192.00	
Amount Due on Closing		883.00
TOTALS	172,883.00	172,883.00

Date: December 10, 1986

This statement is approved for final settlement
and disbursement of funds as indicated hereon.



by

Alene M. Rooney

COPY

BUYER/BORROWER

Krea Mecham

Valerie Mecham

DEC 05 1994

USDA-FmHA
Form FmHA 427-1 ID
(Rev. 4-22-81)

REAL ESTATE MORTGAGE FOR IDAHO

THIS MORTGAGE is made and entered into by _____

KREA MECHAM and VALERIE MECHAM, husband and wife

residing in Blaine County, Idaho, whose post office address is

P.O. Box 53, Carey, Idaho 83320

herein called "Borrower," and the United States of America, acting through the Farmers Home Administration, United States Department of Agriculture, herein called the "Government."

WHEREAS Borrower is indebted to the Government as evidenced by one or more promissory note(s) or assumption agreement(s), herein called "note," which has been executed by Borrower, is payable to the order of the Government, authorizes acceleration of the entire indebtedness at the option of the Government upon any default by Borrower, and is described as follows:

<u>Date of Instrument</u>	<u>Principal Amount</u>	<u>Annual Rate of Interest</u>	<u>Due Date of Final Installment</u>
December 10, 1986	\$172,000.00	5.0000	December 10, 2026

(If the interest rate is less than N.A. % for farm ownership or operating loan(s) secured by this instrument, then the rate may be changed as provided in the note.)

And the note evidences a loan to Borrower, and the Government, at any time, may assign the note and insure the payment thereof pursuant to the Consolidated Farm and Rural Development Act, or Title V of the Housing Act of 1949 or any other statutes administered by the Farmers Home Administration;

And it is the purpose and intent of this instrument that, among other things, at all times when the note is held by the Government, or in the event the Government should assign this instrument without insurance of the note, this instrument shall secure payment of the note; but when the note is held by an insured holder, this instrument shall not secure payment of the note or attach to the debt evidenced thereby, but as to the note and such debt shall constitute an indemnity mortgage to secure the Government against loss under its insurance contract by reason of any default by Borrower;

And this instrument also secures the recapture of any interest credit or subsidy which may be granted to the Borrower by the Government pursuant to 42 U.S.C. §1490a.

NOW, THEREFORE, in consideration of the loan(s) and (a) at all times when the note is held by the Government, or in the event the Government should assign this instrument without insurance of the payment of the note, to secure prompt payment of the note and any renewals and extensions thereof and any agreements contained therein, including any provision for the payment of an insurance or other charge, (b) at all times when the note is held by an insured holder, to secure performance of Borrower's agreement herein to indemnify and save harmless the Government against loss under its insurance contract by reason of any default by Borrower, and (c) in any event and at all times to secure the prompt payment of all advances and expenditures made by the Government, with interest, as hereinafter described, and the performance of every covenant and agreement of Borrower contained herein or in any supplementary agreement, Borrower does hereby grant, bargain, sell, convey, mortgage, and assign unto the Government the following property situated in the State of Idaho,

County(ies) of Blaine

Township 1 South, Range 21, E.B.M., Blaine County, Idaho

Section 5: Lot 4, SW $\frac{1}{4}$ SW $\frac{1}{4}$

Section 6: Lot 1

Section 8: NW $\frac{1}{4}$ NW $\frac{1}{4}$

Township 1 North, Range 21 E., B.M., Blaine County, Idaho

Section 31: NE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$

Section 32: All of Lot 4 EXCEPT the following described parcels: a piece of land commencing at the Southeast corner of Lot 4, and running North 89°41' West 34 rods; Thence North 74.52 rods to the North line of Lot 4; thence East 34 rods to the Northeast corner of Lot 4, 74.52 rods to the place of beginning. ALSO EXCEPTING a strip

FmHA 427-1 ID (Rev. 4-22-81)

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(11) To pay or reimburse the Government for expenses reasonably necessary or incidental to the protection of the lien and priority hereof and to the enforcement of or the compliance with the provisions hereof and of the note and any supplementary agreement (whether before or after default), including but not limited to costs of evidence of title to and survey of the property, costs of recording this and other instruments, attorneys' fees, trustees' fees, court costs, and expenses of advertising, selling, and conveying the property.

(12) Neither the property nor any portion thereof or interest therein shall be leased, assigned, sold, transferred, or encumbered voluntarily or otherwise, without the written consent of the Government. The Government shall have the sole and exclusive rights as mortgagee hereunder, including but not limited to the power to grant consents, partial releases, subordinations, and satisfaction, and no insured holder shall have any right, title or interest in or to the lien or any benefits hereof.

(13) At all reasonable times the Government and its agents may inspect the property to ascertain whether the covenants and agreements contained herein or in any supplementary agreement are being performed.

(14) The Government may (a) extend or defer the maturity of, and renew and reschedule the payments on, the debt evidenced by the note or any indebtedness to the Government secured by this instrument, (b) release any party who is liable under the note or for the debt from liability to the Government, (c) release portions of the property and subordinate its lien, and (d) waive any other of its rights under this instrument. Any and all this can and will be done without affecting the lien or the priority of this instrument or Borrower's or any other party's liability to the Government for payment of the note or debt secured by this instrument unless the Government says otherwise in writing. HOWEVER, any forbearance by the Government—whether once or often—in exercising any right or remedy under this instrument, or otherwise afforded by applicable law, shall not be a waiver of or preclude the exercise of any such right or remedy.

(15) If at any time it shall appear to the Government that Borrower may be able to obtain a loan from a production credit association, a Federal land bank, or other responsible cooperative or private credit source, at reasonable rates and terms for loans for similar purposes and periods of time, Borrower will upon the Government's request, apply for and accept such loan in sufficient amount to pay the note and any indebtedness secured hereby and to pay for any stock necessary to be purchased in a cooperative lending agency in connection with such loan.

(16) Default hereunder shall constitute default under any other real estate, or under any personal property, or other security instrument held or insured by the Government and executed or assumed by Borrower, and default under any such other security instrument shall constitute default hereunder.

(17) SHOULD DEFAULT occur in the performance or discharge of any obligation in this instrument or secured by this instrument, or should the parties named as Borrower die or be declared incompetent, or should any one of the parties named as Borrower be declared a bankrupt or an insolvent, or make an assignment for the benefit of creditors, the Government, at its option, with or without notice, may: (a) declare the entire amount unpaid under the note and any indebtedness to the Government hereby secured immediately due and payable, (b) for the account of Borrower incur and pay reasonable expenses for repair or maintenance of and take possession of, operate or rent the property, (c) upon application by it and production of this instrument, without other evidence and without notice of hearing of said application, have a receiver appointed for the property, with the usual powers of receivers in like cases, (d) foreclose this instrument as provided herein or by law, and (e) enforce any and all other rights and remedies provided herein or by present or future laws.

(18) The proceeds of foreclosure sale shall be applied in the following order to the payment of: (a) costs and expenses incident to enforcing or complying with the provisions hereof, (b) any prior liens required by law or a competent court to be so paid, (c) the debt evidenced by the note and all indebtedness to the Government secured hereby, (d) inferior liens of record required by law or a competent court to be so paid, (e) at the Government's option, any other indebtedness of Borrower owing to or insured by the Government, and (f) any balance to Borrower. At foreclosure or other sale of all or any part of the property, the Government and its agents may bid and purchase as a stranger and may pay the Government's share of the purchase price by crediting such amount on any debts of Borrower owing to or insured by the Government, in the order prescribed above.

(19) Borrower agrees that the Government will not be bound by any present or future State laws, (a) prohibiting maintenance of an action for a deficiency judgment or limiting the amount thereof or the time within which such action may be brought, (b) prescribing any other statute of limitations, or (c) limiting the conditions which the Government may by regulation impose, including the interest rate it may charge, as a condition of approving a transfer of the property to a new Borrower. Borrower expressly waives the benefit of any such State laws.

(20) If any part of the loan for which this instrument is given shall be used to finance the purchase, construction or repair of property to be used as an owner-occupied dwelling (herein called "the dwelling") and if Borrower intends to sell or rent the dwelling and has obtained the Government's consent to do so (a) neither Borrower nor anyone authorized to act for Borrower will, after receipt of a bona fide offer, refuse to negotiate for the sale or rental of the dwelling or will otherwise make unavailable or deny the dwelling to anyone because of race, color, religion, sex or national origin, and (b) Borrower recognizes as illegal and hereby disclaims, and will not comply with or attempt to enforce any restrictive covenants on the dwelling relating to race, color, religion, sex or national origin.

(21) This instrument shall be subject to the present regulations of the Farmers Home Administration, and to its future regulations not inconsistent with the express provisions hereof.

(22) Notices given hereunder shall be sent by certified mail, unless otherwise required by law, and addressed, unless and until some other address is designated in a notice so given, in the case of the Government to Farmers Home Administration at Boise, Idaho 83702, and in the case of Borrower at the address shown in the Farmers Home Administration Finance Office records (which normally will be the same as the post office address shown above).

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(23) Borrower has assigned or waived or will immediately on request of the Government, assign or waive in favor of the Government all grazing privileges, permits, licenses, or leases appurtenant to or used in connection with said land, and Borrower further covenants and agrees to produce renewals thereof prior to their expiration and to pay all fees and charges and to perform all acts and do all things necessary to keep and preserve all said grazing rights and renewals thereof, and in the event of the failure of Borrower to do any of these things the Government may do so on behalf of Borrower, including advancing such sums as may be necessary for this purpose, and such funds advanced shall be secured by this instrument.

(24) If any provision of this instrument or application thereof to any person or circumstances is held invalid, such invalidity will not affect other provisions or applications of the instrument which can be given effect without the invalid provision or application, and to that end the provisions hereof are declared to be severable.

IN WITNESS WHEREOF, Borrower has hereunto set Borrower's hand(s) and seal(s) this 10th day of

December, 19 86.

✓

Krea Mecham

✓

Valerie Mecham

ACKNOWLEDGMENT

STATE OF IDAHO

COUNTY OF Blaine } ss:

On this 10th day of December, in the year of 1986, before me, the undersigned,

a Notary Public in and for said State, personally appeared _____

Krea Mecham and Valerie Mecham, husband and wife

known to me to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they have executed the same as their free act and deed for the uses, purposes, and consideration therein expressed.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal on the said date.

(NOTARIAL SEAL)

Notary Public, residing at _____

My commission expires _____

DEC 05 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Clarence Lowell Mecham ✓ Phone 823-4544

Post office address Box 275 - Carey, Idaho 83320

2. Source of water supply Seeps in Little Wood River which is a tributary of Sinks

3. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 31 Township 1N

Range 21E B.M. Blaine County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 4 cfs for irrigation purposes from 5/1 to 10/15 (both dates inclusive)
(cfs or acre-feet per annum)

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

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

Amount _____ for _____ purposes 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. sump pump, sprinkler and flood irrigation

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

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

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

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (minimum 1 year — maximum 5 years).

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: _____ horsepower under _____ feet of head.

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

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

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

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

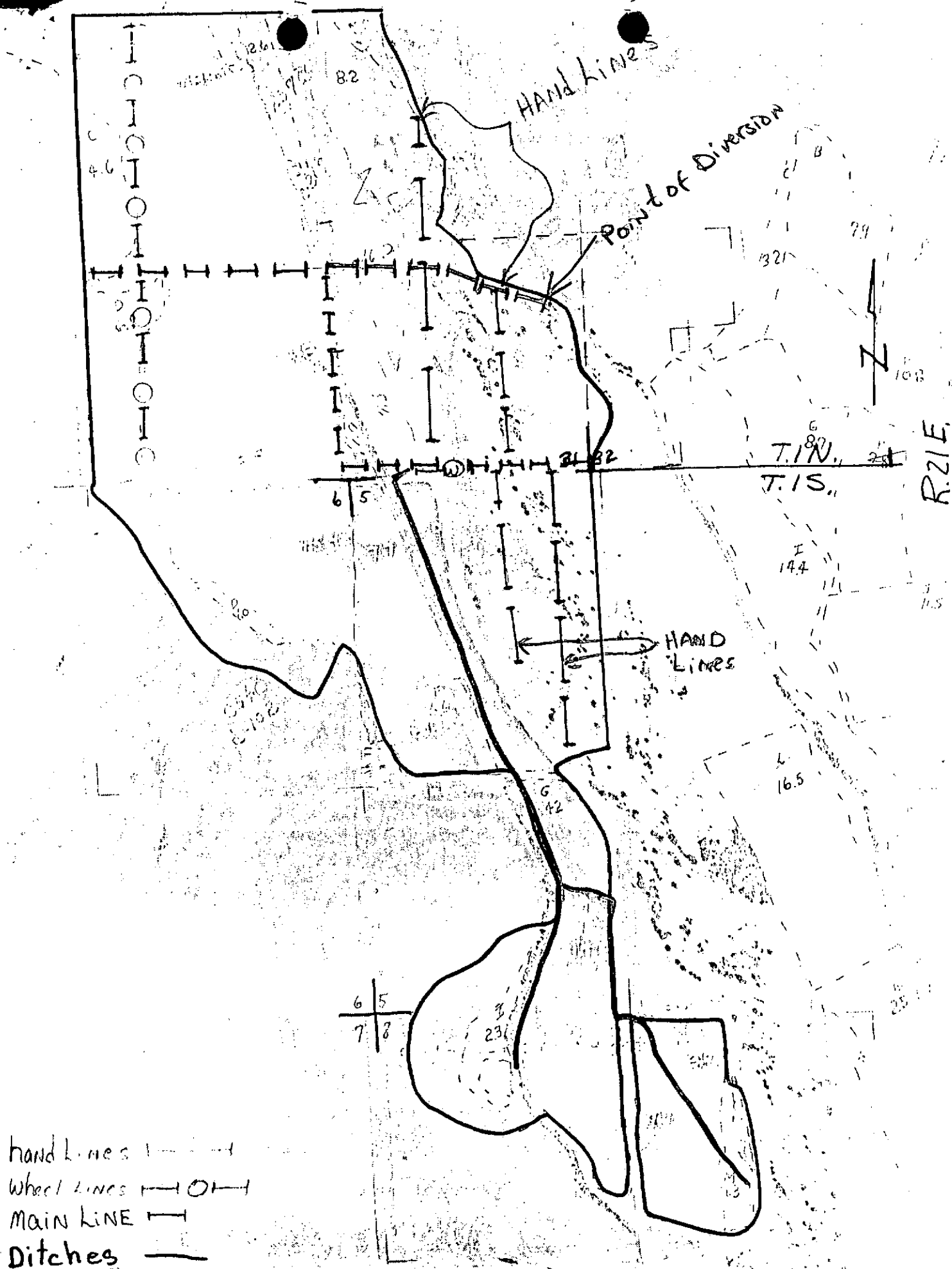
TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
1N	21E	31													20	38	40	25	123
		32										3			Lt 1				3
1S	21E	6										Lt 4			25				25
		5										39	15						54
		8					13	15											28

Total number of acres to be irrigated 233

c. Describe any other water rights used for the same purposes as described above. ²⁵
~~20~~ - 1886 decree,
 9½ shares Canal Stock; - 349 acre feet Little Wood River Reservoir, 50 acre feet
 Howard Reservoir, 75 acre feet Little Fish Creek Reservoir, Perm: 37-7574

9. a. Who owns the property at the point of diversion Clarence Lowell Mecham
 b. Who owns the land to be irrigated or place of use Clarence Lowell Mecham
 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 The water which the applicant is seeking to appropriate
arises as seeps in the bed of the Little Wood River below
the main Canal diversions. This water rises on Applicant's
property & sinks before it leaves Applicant's property,



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

This image shows a full page of blank graph paper. The grid consists of small squares formed by thin black lines. There are 20 columns and 20 rows of squares, creating a total area of 400 square units. The margins are uniform on all sides.

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.

Clarence Lowell Meacham
(Applicant)

(Applicant)

Proposed Priority 7/29/80

Received by TGB Date 7-29-80 Time 3:00
Preliminary check by ψ Fee \$ 105⁰⁰/₁₀₀ 16.532
Receipted by TGB Date 7-29-80
Publication prepared by mm Date 8/6/80
Published in wood river journal
Publication dates 8/14 + 8/21/80
Publication approved mays Date 9/2/80
Protests filed by: 1/one

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by TH RH

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 37-7844, 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 December 1, 19 85.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: (1) A measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diverting works. (2) Use of water under this permit is subject to control by the watermaster of State Water District # 37-N, Upper Little Wood River.

Witness my hand this 24th day of December, 19 80.

J. Glen Saxton
Chief, General Division

AFFIDAVIT of PUBLICATION

State of Idaho, }
County of Blaine } SS.

GORDON O. GLASMANN, being first duly sworn, deposes and says that he is the printer (publisher) of the Wood River Journal, a newspaper published every week in Hailey, County of Blaine, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 14 day of August, 1980, and the date of the last publication was on the 21 day of August, 1980.

Subscribed and sworn to before me this 23rd

day of August, 1980.
(SEAL)

NOTARY PUBLIC

WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

Number of Picas per Line 13
Number of Lines in Notice 40
Number of Insertions 2

Lines tabular at _____ 4¢ / Pica
40 Lines straight at 15.60 3¢ / Pica
40 Subsequent lines at 10.40 2¢ / Pica
TOTAL COST 26.00

COPY OF NOTICE

(Paste Here)

Permit 37-7844

TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept of Water Resources
1041 Blue Lakes Blvd N
Twin Falls

PUBLICATION RATES

(Idaho Code, Rev. Statutes 1980)

7-8 pt. per line, straight	3¢ / Pica
7-8 pt. per line, tabular	4¢ / Pica
7-8 pt. per line successive insertions	2¢ / Pica

No SEP 123 1980

Department of Water Resources
Southern District Office

**NOTICE OF APPLICATION
FOR WATER RIGHT**

NOTICE IS HEREBY GIVEN, That the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

37-7844

Name: Mecham, Clarence Lowell

Address: P.O. Box 275, Carey, Ida., 83320

Source: Little Wood River tributary to Sinks

Date Filed: 07/29/1980

Amount: 4.00 cfs

Diversion Point: SESE Sec 31 T 01N R 21E, Blaine County

Use: Irrigation—(4.00 cfs) from 05/01 to 10/15

Place of Use: NESE NWSE SWSE SESE Sec 31 T 01N R 21E SWSW Sec 32 T 01N R 21E Lot 01 (NESE) Sec 06 T 01S R 21E Lot 04 (NWSW) SWSW Sec 05 T 01S R 21E NENW NWNW Sec 08 T 01S R 21E for 233 acres

Diversion Means: Sump pump, sprinkler, and flood irrigation

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301, on or before September 2, 1980.

C. Stephen Allred

Director

Publish: Wood River Journal—August 14, 21, 1980.



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

November 14, 1994

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

DARLENE JEVNE
487 LITTLEWOOD RESERVOIR RD
CAREY ID 83320

Re: Permit No. 37-07844

Dear Water Right Holder:

This letter is to confirm that the assignment of ownership on the above referenced water right is satisfactory. We have modified our computer records to reflect this change in ownership.

If you have any questions regarding this matter, please feel free to contact us.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', written over the typed name and title.

JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

SCANNED
NOV 14 2003

DEC 05 1994

WRO749NP
No. 37-07844

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 11/10/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DARLENE JEVNE 487 LITTLEWOOD RESERVOIR RD CAREY ID 83320	07/29/1980	IRRIGATION	05-01 10-15	4.00 CFS	
TOTAL DIVERSION:					4.00 CFS	

Water Source: LITTLE WOOD RIVER

Tributary to: MALAD RIVER

Stage: PERMIT

Point(s) of Diversion:

T01N R21E S31

SESE

BLAINE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
01N	21E	31	:					:					:					:	20	38	40	25	:	123.0
01N	21E	32	:					:					:				03	:					:	3.0
01S	21E	5	:					:					:		04-39	15		:					:	54.0
01S	21E	6	:					:					:					:	01-25				:	25.0
01S	21E	8	:					:	13	15			:					:					:	28.0
TOTAL ACRES																							233.0	

Pou County: BLAINE

Conditions of Approval:

- 001 - A measuring device of a type approved by the Department shall
- be permanently installed and maintained as part of the diverting
- works.
005 - Use of water under this right is subject to control by the
- watermaster of State Water District No. 37N.

Dates: App. Received: Priority Date: 07/29/1980
Proof Due Date: 12/01/1985 Proof Made Date: 06/25/1985
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: 37N Field Exam Fee: R (Received)

Audit: 09/22/87 05/28/88 CONVERT 09/06/94 SCURTIS

4/86 RECEIVED

JUL 30 1986

Department of Water Resources
Southern District Office

due 6/29

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

For Office Use Only
Fee Received 175.00
Date 7/30/86
Receipt # 38641
Receipt by M. Ballman
Sent to S.O. 7/30/86

RECEIVED

JUL 31 1986

1. Permit No. 37-7844

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE Department of Water Resources

☒ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: Clarence Lowell Mecham

3. Post Office Address: Box 275, Carey, ID 83320

Telephone No. 823-4544

4. Source of Water: Seeps in Little Wood River

5. Extent of Use:

Domestic (No. of households) Stockwater (No. and type of stock)

Irrigation 233 (acres) Other/Remark

6. Total rate &/or volume for which proof is submitted 4.0 cfs acre-feet

7. Show the date water was first diverted and beneficially used under this permit:
1978

8. Person to contact to accompany the department representative during the field examination:

Clarence or Kray Mecham

(Name)

(Kray Mecham 823-4666
823-4544)

Box 275, Carey, ID

(Address)

(Telephone Number)

☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

X July 30, 1986
Date

X Clarence L. Mecham
Signature of Permit Holder (and title, if appropriate)
DEC 3 1986

State of Idaho

Department of Water Resources

LICENSE EXAMINATION FEE SCHEDULE

(c.f.s. = cubic feet per second
AF = acre feet)

cfs	AF	Fee
0 - 0.04	0 - 4	\$ 0
.05 - 0.20	5 - 20	50.00
.21 - 1.0	21 - 100	100.00
1.01 - 2.0	101 - 200	125.00
2.01 - 3.0	201 - 300	150.00
3.01 - 4.0	301 - 400	175.00
4.01 - 5.0	401 - 500	200.00
5.01 - 6.0	501 - 600	225.00
6.01 - 7.0	601 - 700	250.00
7.01 - 8.0	701 - 800	275.00
8.01 - 9.0	801 - 900	300.00
9.01 - 10.0	901 - 1000	325.00
10.01 - 11.0	1001 - 1100	350.00
11.01 - 12.0	1101 - 1200	375.00
12.01 - 13.0	1201 - 1300	400.00
13.01 - 14.0	1301 - 1400	425.00
14.01 - 15.0	1401 - 1500	450.00
15.01 - 16.0	1501 - 1600	475.00
16.01 - 17.0	1601 - 1700	500.00
17.01 - 18.0	1701 - 1800	525.00
18.01 - 19.0	1801 - 1900	550.00
19.01 - 20.0	1901 - 2000	575.00
20.01 & over	2001 & over	600.00

Checks should be made payable to the
Department of Water Resources

No fee is required for single family
domestic use or stockwater use.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

37-7844
MECHAM, CLARENCE LOWELL
P.O. BOX 275
CAREY, ID 83320

Mailing address:
Statehouse
Boise, Idaho 83720

138736

April 30, 1986

CERTIFIED MAIL

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the department to conduct the field examination, but you may change to another certified examiner.

Certified water right examiners are licensed engineers, geologists, or land surveyors certified by the department to conduct water right examinations. The procedure for certifying examiners results from the recently enacted HB 671 and is being developed at this time. A listing

DEC 05 1994

of certified water right examiners will be available from this department when examiners have been certified.

If your permitted use, in fact, has already been examined by the department and you have not asked to have the examination repeated, the fee requirement is not applicable to your permit. If you believe this is the case, please contact the department.

The license examination fee is to be based on the amount of water you indicate you have developed, as listed in item 6 on the examination fee information sheet. The amount of water on which the examination fee is based can be less than the permitted amount, if less water has been diverted and beneficially used. The licensed amount of water, however, will not exceed the amount you claim on the examination fee information sheet. The enclosed license examination fee schedule shows a listing of applicable fees.

FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD, THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION, WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE.

FAILURE TO SUBMIT THE FEE OR THE COMPLETED FIELD EXAMINATION REPORT WITHIN A YEAR WILL BE CAUSE TO CONSIDER THE PROOF OF BENEFICIAL USE TO BE INCOMPLETE AND TO LAPSE THE PERMIT.

The attached examination fee information sheet and the fee may be submitted to the following department offices.

Northern Region

Idaho Dept. of Water Resources
4055 Government Way
Coeur d'Alene, ID 83814
Phone: 765-4639

Eastern Region

Idaho Dept. of Water Resources
150 Shoup Ave., Suite 15
Idaho Falls, ID 83401
Phone: 525-7161

Southern Region

Idaho Dept. of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, ID 83301
Phone: 734-3578

Western Region

Idaho Dept. of Water Resources
450 W. State St., (Third Floor)
Boise, ID 83720
Phone: 334-2190

Sincerely,



L. GLEN SAXTON
Chief, Operations Bureau

Enclosures

RECEIVED
DEC 05 1994

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd. N
Twin Falls, Idaho 83301
(208) 734-3578

AUGUST 2, 1985

CLARENCE LOWELL MECHAM
P.O. BOX 275
CAREY ID 83320

RE: Permit No. 37-7844

Dear Permit Holder:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this department.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 734-3578 or in person at our office at 1041 Blue Lakes Blvd. N. Twin Falls, Idaho.

Sincerely,
s/Mary A. Newby
Secretary

DEC 05 1994

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

RECEIVED

JUN 25 1985

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed development under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below:

Permit No. 37- 7844

Name(s) of Permit Holder: Clarence Lowell Mecham ✓

Post Office Address: P.O. Box 275 Carey Id 83320 ✓

Telephone No. 823-4544

Source of Water: Seeps in Little Wood River ✓

Extent of Use:

Domestic _____ (number of households)

Stockwater _____ (number and type of stock)

Irrigation 170 _____ (acres) ✓

Other/ Remarks _____

Indicate the date water was first diverted and beneficially used under this permit: Sept 1981 ✓

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

Flow Measurement Port: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☒ No

Permit holder will contact watermaster regarding possibility of obtaining a change to an access port regm

Person to contact to accompany the Department representative during the field examination: ✓

Same as above. (Name)

MICROFILMED

(Address)

(Telephone Number)

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

Date June 25, 1985 Signature of Permit Holder (and Title, if appropriate) Clarence Lowell Mecham ✓

[Handwritten signature]

S T E O F I D A H O
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

MECHAM, CLARENCE LOWELL
P.O. BOX 275
CAREY, ID 83320

DECEMBER 31, 1980

RE: PERMIT NO. 37-7844

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

BE SURE TO NOTE THE SPECIAL CONDITION REQUIRING YOU TO INSTALL AND MAINTAIN A MEASURING DEVICE AT YOUR POINT OF DIVERSION. WE HAVE ENCLOSED A DESCRIPTION OF THE DIFFERENT TYPES OF MEASURING DEVICES ACCEPTED BY THIS OFFICE.

WE HAVE ENCLOSED A FORM ENTITLED "MAKING PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT INTO A LICENSE.

SINCERELY,

DAVID R. TUTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

RECEIVED
JAN 2 1981
WATER RESOURCES
SECTION

Permit 37-7574 Groundwater
233 ac total same tracts

$$\frac{4.66 \text{ cfs}}{233 \text{ ac}} = .02 \text{ ac}$$

Deerree 37-1026 Upper Little
Wood River

Lots 2, 3, & 4 SWSE,

SESW Sec 5 T1S R2E

NESW, SESE Sec 31 T1S R2E

NWSW, SWSW, SWSE Sec 32 T1N R2E

approx 400 ac

$$\frac{1.2 \text{ cfs}}{400 \text{ ac}} = .003 \text{ cfs}$$

RECEIVED
JAN 13 2000

App 37-7844

233 ac Total same tracts

$$\frac{4.0 \text{ cfs}}{233 \text{ ac}} = .017$$

No Overlap
12/23/00

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

37-7844

INITIAL REVIEW BY: J. G. Stanton

APPLICATION NUMBER: MECHAM, Clarence Lowe

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☒ Yes ☐ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☒ No* In form to receipt.

Field check by: COPY FUNDERBURG
Date: 11/5/1980

Comments: @ time of field trip, river was still flowing. Determination of amount of flow from spring could not be made. Applicant will be diverting river water if used in I.R. Section.

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department. Copies sent by: _____ Date: _____
☐ Idaho Fish and Game Department. _____
☐ Idaho Department of Lands. _____
☐ U.S. Bureau of Land Management. _____
☐ U.S. Forest Service. _____
☒ Other Rod Newby (37N) mecha 8/28/80

PROCESSING:

- ☐ Yes ☒ No Platted by: JD Map No. Y-77
☒ Yes ☐ No Other rights on same place of use. 37-7574 Groundwater .02 d/s/ac.
☒ Yes ☐ No* In form for advertising. see application 37-1026 Upper Little Wood River
Final date for protests: 9/2/80 1.2 d/s for approx 400 ac
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application. No Overlap

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 9/2/80 ✓
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☐ No Measuring device required.
☐ Yes ☒ No Access port required.
☒ Yes ☐ No Will water be delivered by watermaster? If yes, what district? 37N
7-29-80 Date of priority recommended.
Special conditions of approval or cover letter. 05

By: Loren O. Halmer Date: 11-28-80

STATE OFFICE REVIEW:

SLW/L02 01.05 (37N Upper Little Wood River)
☐ See attached sheet for more information.
By: R. Dayn Date: 12/23/80
Department of Water Resources

RECEIVED
DEC 4 1980



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301
(208) 734-3578

September 2, 1980

Boyd Stocking
Carey,
Idaho 83320

Re: Application for Permit No. 37-7844

Dear Mr. Stocking:

Please find enclosed a copy of the above referenced application for your information and files.

Sincerely,

Mary A. Hill
Secretary

for

Loren O. Holmes
Southern Region Supervisor

Encl:

RECEIVED
SEP 10 1980
SOUTHERN REGION



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

SOUTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301
(208) 734-3578

August 28, 1980

Mr. Reid Newby
Watermaster District 37
Box T
Shoshone, Idaho 83352

Re: Application for Permit No. 37-7847 - 37-7844

Dear Mr. Newby:

Please find enclosed copies of the above referenced applications for your information and files.

Sincerely,

Mary A. Hill
Secretary

for

Loren O. Holmes
Southern Region Supervisor

Encl:

RECEIVED
AUG 29 1980
TWIN FALLS, IDAHO

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

37-7844

MECHAM, CLARENCE LOWELL

P.O. BOX 275, CAREY, ID 83320

Source: LITTLE WOOD RIVER tributary to SINKS

Date Filed: 07/29/1980

Amount: 4.00 CFS

Diversion Point: SESE Sec 31 T 01N R 21E, BLAINE Co.

Use: IRRIGATION (4.00 CFS) from 05/01 to 10/15

Place of Use: NESE NWSE SWSE SESE Sec 31 T 01N R 21E SWSW Sec 32 T 01N R 21E
LOT 01 (NESE) Sec 06 T 01S R 21E LOT 04 (NWSW) SWSW
Sec 05 T 01S R 21E NENW NWNW Sec 08 T 01S R 21E
FOR 233 ACRES

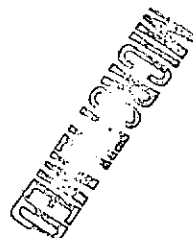
Diversion Means: SUMP PUMP, SPRINKLER AND FLOOD IRRIGATION.

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before SEPTEMBER 2, 1980.

C. STEPHEN ALLRED

Director

Published 8/14 & 8/21.



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd N.
Twin Falls, Idaho 83301
(208) 734-3578

AUGUST 6, 1980

Wood River Journal
P.O.Box 988
Hailer ID 83333

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 SEPTEMBER 2, 1980.

Yours truly,

Mary A. Hill
Secretary

Encl.

RECEIVED
AUG 13 1980
DEPT. OF WATER RESOURCES
SOUTHERN REGION