

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 45-7264 Priority March 23, 1976 Amount 3.78 cfs

THIS IS TO CERTIFY, that MORGAN-SHILLINGTON FARM CO.
of Rupert, Idaho, has complied with the terms and conditions of Permit
No. 45-7264 issued pursuant to Application for Permit dated March 23, 1976,
and has submitted proof to the Department of Water Resources on March 22, 1977,
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 4.46 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:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>April 1</u> to <u>October 15</u>	at <u>3.78</u> cfs and	<u>756</u> acre feet
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 3.78 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
756 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, Twp. 9S,
Rge. 25E, B.M. in the County of Cassia

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
9S	25E	17			34						40			40			40	35	189

Total number of acres irrigated 189

This right when combined with all other rights shall provide no more than .02 cfs
per acre nor more than 4.0 afa per acre for the lands above.

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 15th day of
June, 19 81.

Director

RECEIVED

APPROVED

Identification No. _____

Application No. 45-7264

MAR 23 1976

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDepartment of Water Resources
Southern District Office

APPLICATION FOR PERMIT

RECEIVED

MAR 16 1976

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)Department of Water Resources
Southern District Office

1. Name of applicant Morgan-Shillington Farm Co. Phone: 436-4255
post office address Box 535 Rupert, Idaho 83350
2. Source of water supply Ground water which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 17 Township 9
Range 25 E B.M. Cassia 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 3.88 ~~6.4~~ for crop growing purpose from April 1 to October 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 100 ~~100~~ for crop growing purpose from April 1 to October 1 (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. 6.4 ~~3.88~~ cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, 660' of 10", 1980' of 8", 660' of 6".
125 HP Motor
- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 20" inches; proposed depth of well is 80 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years.
b. Estimated construction cost is \$ 57,000.
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: _____

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				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	
9	25	17			40		0	0	0	0	40			34		40	40		194A

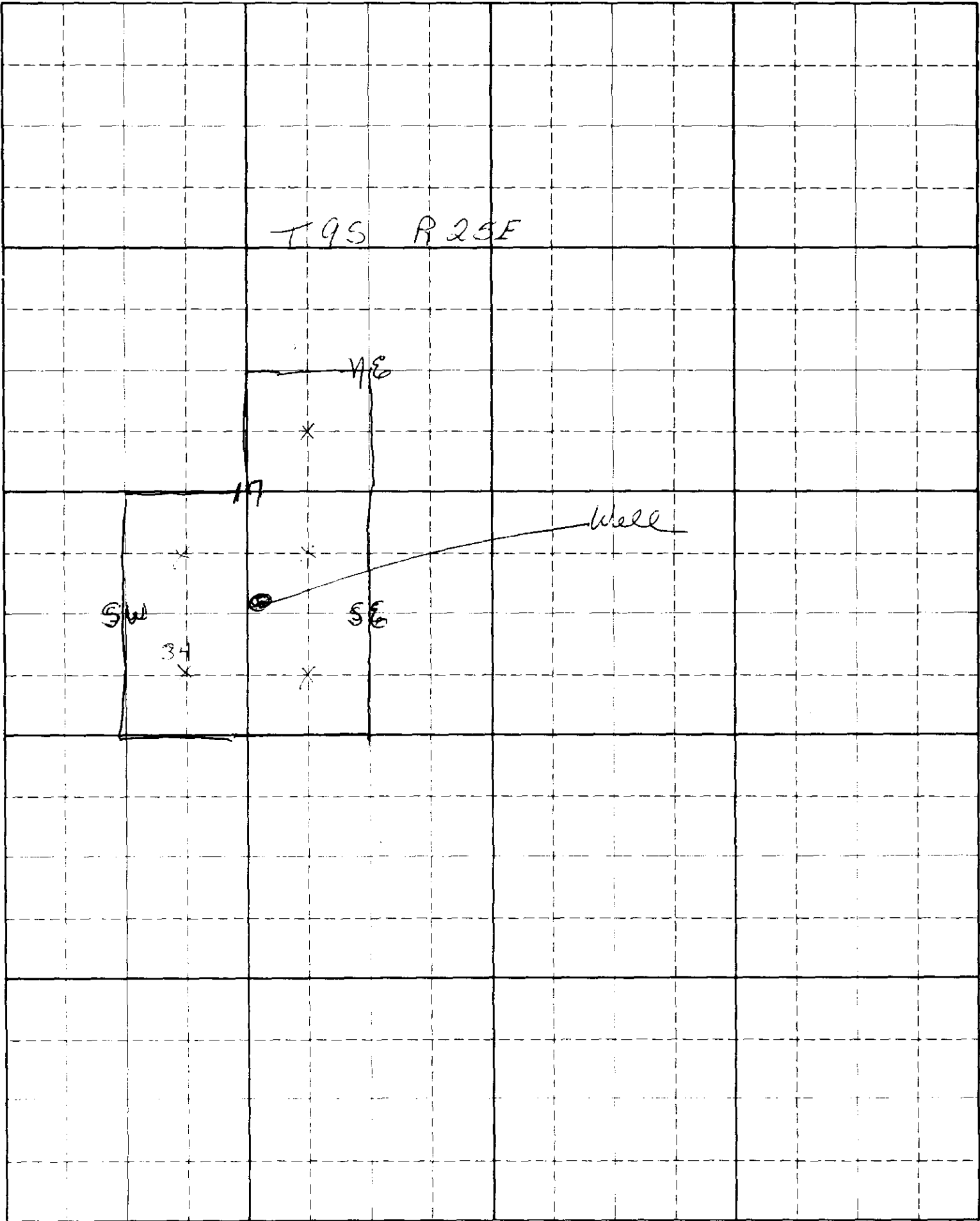
Total number of acres to be irrigated 194

c. Describe any other water rights used for the same purposes as described above Planning not using but
Have water rights from original Minidoka Irrigation Water Report Project. Will
hold water right and pay fees.

9. a. Who owns the property at the point of diversion Morgan-Shillington Farm Co.
b. Who owns the land to be irrigated or place of use Morgan-Shillington Farm Co.
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 Morgan-Shillington Farm Co. is buying land under contract from Dredge Roberts and Robert Newman. This land has all been under Minidoka Dam project. It is more feasible to have our own water supply because of rise and fall of water in ditch.

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.

Morgan-Shillington Farm Co.
(Applicant)
By. *M. W. Shillington* Partner

Proposed Priority 3-23-76

Received by CC Date 3/23/76 Time 3:00 P.M.
Preliminary check by rjn Fee \$ 55.00 #2057
Receipted by CC Date 3/25/76
Publication prepared by CC Date 3-26-76
Published in South Idaho Press
Publication dates 4-6 & 4-13-76
Publication approved CC Date 4-15-76
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by mls ~~DF~~

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

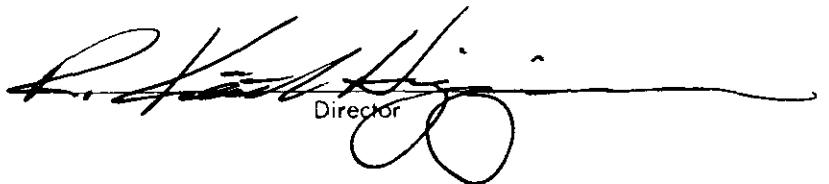
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 45-7264, and said application is hereby APPROVED.

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 May 1, 1977.
- c. Other: 1. A measuring device of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.
2. Maximum rate of diversion shall not exceed 3.88 c.f.s.

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

Witness my hand this 29 day of April, 1976.


Director

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)

) ss.

STATE OF IDAHO)

Zelma Stevenson, being first

duly sworn, deposes and says that he is the

bookkeeper of the South Idaho Press, a daily newspaper published at Burley, Idaho, in the county aforesaid and that the paper is of general circulation therein. Deponent further states that the printed notice attached hereto was duly published according to law in the regular editions of

The South Idaho Press for 2

consecutive weeks, commencing with the issue

dated April 6 1976 and ending

with the issue dated April 13 1976

Zelma Stevenson

Subscribed and sworn to before me

this 14th day of April

1976.

Edith Raustadt Notary Public:

Cost of Publication 9.45

Notary Fee

Total Cost

My Commission expires October 23, 1979

RECEIVED

APR 15 1976

Department of Water Resources
Southern District Office

76-123

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Morgan Shillington Farm Co., Box 535, Rupert, Idaho 83350 has on 3-23-76 submitted Application No. 45-7264 for a permit to appropriate 3.08 cubic feet per second of water from groundwater by means of well, pump & motor within the NW 1/4 SE 1/4, Sec. 17, Twp. 9S, Rge. 25E, B.M. Cassia County to be used from April 1 - October 15 for irrigation of 194 acres within the SW 1/4 NE 1/4, E 1/4 SW 1/4, W 1/4 SE 1/4, Sec. 17, Twp. 9S, Rge. 25E, 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 Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before April 23, 1976.

R. KEITH HIGGINSON
Director

Published in the South Idaho Press on 4-6 and 4-13-76.

O.K.C.C.
4/15/76

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

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

James H. Hinkle, being first

duly sworn, deposes and says that he is the

owner of the South Idaho Press, a daily newspaper published at Burley, Idaho, in the county aforesaid and that the paper is of general circulation therein. Deponent further states that the printed notice attached hereto was duly published according to law in the regular editions of

The South Idaho Press for
consecutive weeks, commencing with the issue
dated April 15 1976 and ending
with the issue dated April 23 1976
Printed and Published

Subscribed and sworn to before me
this 14th day of April
1976.

Notary Public

Cost of Publication 9.00

Notary Fee

Total Cost

My Commission expires October 20, 1979

76-123

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Morgan-Shillington Farm Co., Box 535, Rupert, Idaho 83350 has on 3-23-76 submitted Application No. 45-7264 for a permit to appropriate 3.88 cubic feet per second of water from groundwater by means of well, pump & motor within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, Twp. 9S, Rge. 25E, B.M. Cassia County to be used from April 1 - October 15 for Irrigation of 194 acres within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, Twp. 9S, Rge. 25E, 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 Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before April 23, 1976.

R. KEITH HIGGINSON
Director

Published in the South Idaho Press on
4-6 and 4-13-76.

5-2-76
15



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

A. KENNETH DUNN

ALSTERN ALREDX

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

July 13, 1981

Morgan Shillington Farm Co.
Box 535
Rupert, ID 83350

Dear Sirs,

RE: Permit No. 45-7264

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

Please be advised that one of the conditions of your permit was that a measuring device be installed as part of your diversion works. That requirement has been waived with issuance of the enclosed license. However, in the event that water supply shortages become a problem installation of measuring devices may be required.

Sincerely,

Jim Johnson

JIM JOHNSON
Water Distribution Supervisor

JJ:mr
Enclosure

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

MAR 2 1981

~~License~~
APPLICATION FOR AMENDMENT OF A PERMIT

Department of Water Resources

To change the point of diversion and/or the place of use.

Comes now Morgan-Shillington Farm Co.

of (address) Bpx 535, Rupert, Idaho 83350, and represents to the
Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho
No. 45-7264, and requests that the permit and permit map be changed as follows:

1. Point of diversion: NW 1/4 SE 1/4, Section 17, Township 9S, Range 25E, B.M.,
County of Cassia. Other points of diversion: _____

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount 3.78 for Irrigation purposes from Apr. 1 to Oct. 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)

3. Place of use or land to be irrigated:

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	
9S	25E	17			34						40	35			40			40	189

Total number of acres to be irrigated = 189

4. a. Who owns the property at the point of diversion? Morgan-Shillington Farm Co.
b. Who owns the land to be irrigated or the place of use? Morgan-Shillington Farm Co.
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the
applicant to make this filing: _____

RECEIVED

Complete the following map by showing land and point of diversion as proposed by this amendment.
Show 40-acre subdivisions, townships, ranges and ditches.

Scale: 2 inches equal 1 mile.

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

Signed at Regent Lake, this 27th day of February, 1981
Morgan Steffen
By N.A. Phillips (PARTNER)
(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by vm Fee = \$20.00
Receipted by af Date 3-11-81 #18449
Publication prepared by vt Date _____ Published in _____
Publication dates _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

I, C. STEPHEN ALLRED, Director of the Department of Water Resources hereby
APPROVE the above referenced Amendment for Permit No. 45-7264.

Witness my hand this _____ day of April, 19 81.

Director

FORM DA-8 Rev. 7-1-77
 WHITE — State Auditor
 BLUE — Purchasing Copy
 YELLOW — Remittance Advice
 PINK — State Auditor then Agency
 GOLDENROD — Agency Copy
 AGENCY USE

EXPENDITURE VOUCHER

STATE OF IDAHO
 Office of State Auditor

AUDITOR USE

Document No.		128350
Pre-Audit	Date	
		MAY 7 1981
Warrant No.		
1347125		

2461		
Date		
5-5-81		
Code		
19-3002		

AGENCY NAME: Department of Water Resources

CHECK ONE:

☒ MISCELLANEOUS EXPENDITURE
☐ STATE CONTRACT

PAY Morgan Shillington Farm co.
 Box 535
 TO Rupert, Idaho 83350

☐ PURCHASE ORDER
☐ MISCELLANEOUS ENCUMBRANCE REQUISITION

PAYMENT: ☐ PARTIAL ☐ FINAL

Encumbrance Reference No.

LINE No.	PROGRAM			ACCT.	CLASS		DESCRIPTION (Include Quantity)	COMPLETE ONE		AGENCY USE
	Maj	Min	Ele		Maj	Min		%	LINE AMOUNT	
1	09	01	001	1101	6631		Refund for overpayment on Permit No. 45-7264 License Amendment		20.00	
								TOTAL	100%= 20.00	

NOTE: Final payment must be accompanied by a receiving copy

TO STATE AUDITOR

AUDITOR'S CERTIFICATE

Request is hereby made that a warrant be authorized and drawn in payment of the item or items described above. I hereby certify that the items described were ordered by proper authority; that they are necessary in the public service, that the items have been received and accounted for, and that the account as stated is correct and just.

I hereby certify that the above account is in proper form; that totals carried hereon are correct; that receipts when required by law or regulation of the State Board of Examiners covering items for which reimbursement is asked are submitted herewith; and that there are funds in the state treasury and balances in appropriation accounts out of which the same may be lawfully paid.

Date _____ Head of Agency Institution _____

State Auditor _____

MICROFILMED

A. KENNETH DUNN
XXXXXXXXXXXXXX

June 2, 1981
~~April 29, 1981~~

Morgan-Shillington Farm Co.
Box 535
Rupert, Idaho 83350

RE: Permit No. 45-7264

Dear Mr. Shillington,

We are returning the \$20.00 filing fee you sent us for the Application for a Licensing Amendment of the above referenced permit.

In further review of your permit in preparation for a license, we discovered that a amendment was not necessary.

I regret any inconvenience this may have caused you.

Also enclosed is a copy of your Licensed Water Right No. 45-7264

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

Enclosure

MICROFILMED

FROM Jim Johnson

DATE 4-29-81

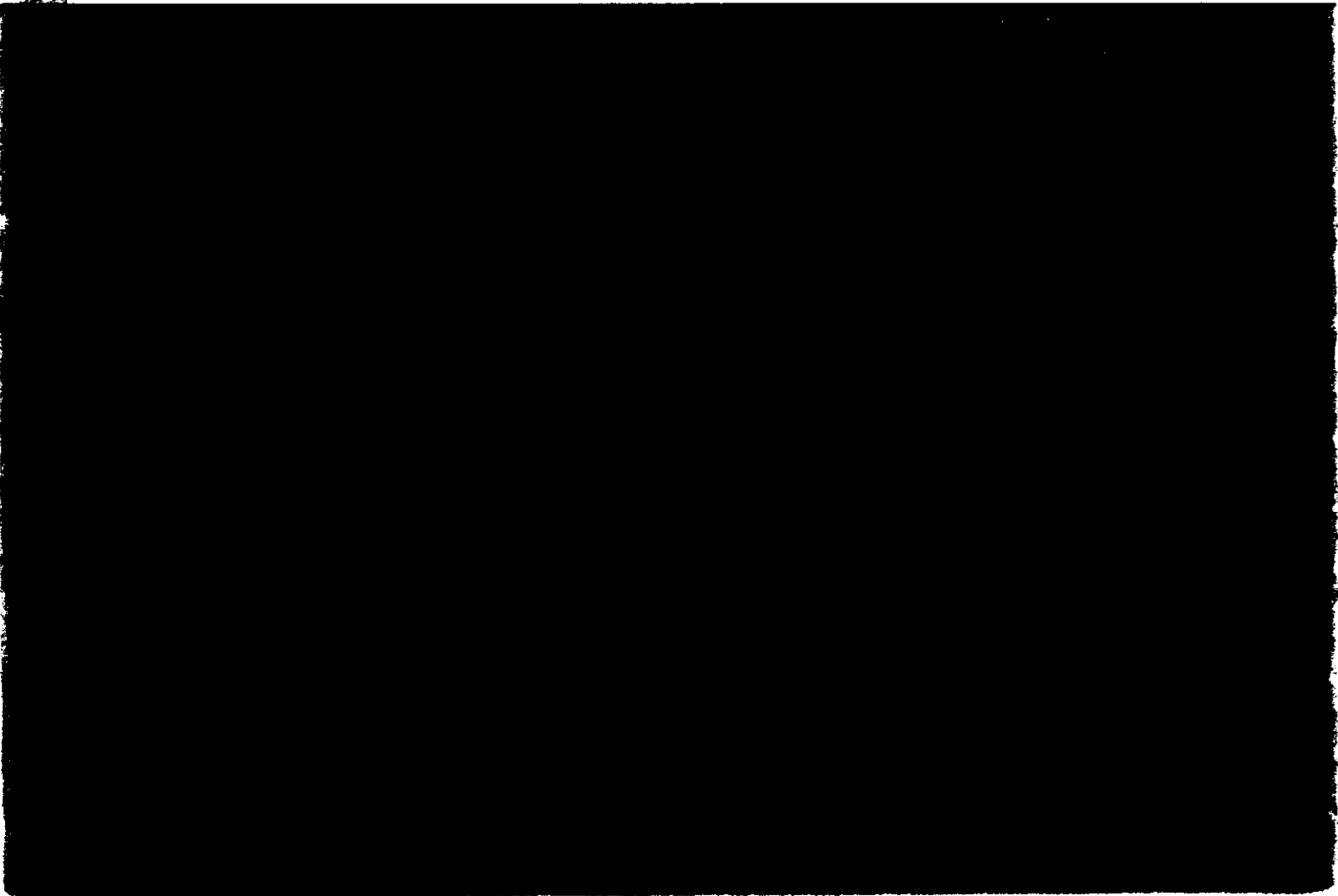
TO Ranae

SUBJECT Refund of License Amendment

Attached is a copy of Receipt No. 18449. Due to our error the permit holder was requested to submit an amendment for Licensing purposes. Later it was found that the request should not have been made.

Please have check returned to us so we can mail it with license.

SIGNATURE



Morgan-Shillington Farm Co.

GERALD MORGAN
BOX 86
MINIDOKA, IDAHO 83343
531-5254 RESIDENCE
531-4411 OFFICE

W. H. SHILLINGTON
Department of Water Resources
BOX 535
RUPERT, IDAHO 83350
RESIDENCE 436-6761
OFFICE 436-4255

Rupert, Idaho
February 27, 1981

Department of Water Resources
Statehouse
Boise, Idaho 83720

Re: Permit No. L5-7264

Gentlemen:

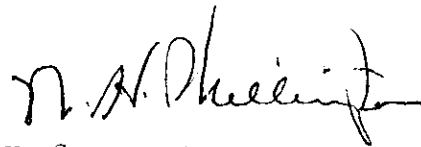
Enclosed is our check in the amount of \$20.00 as well as the signed amendment of application in accordance with your letter of February 26, 1981.

I trust that this will now be satisfactory.

Also, I am wondering about a letter we wrote you on January 21, 1981 concerning Permit # 36-7768. We have not received an answer to our letter of inquiry, and are wondering whether this permit is all right.

We will appreciate hearing from you in regard to both of the above matters at your earliest convenience.

Yours very truly,



W.H. Shillington
Box 535
Rupert, Idaho 83350

encl.
s/h



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

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

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

February 26, 1981

Morgan-Shillington Farm Co.
Box 535
Rupert, Idaho 83350

Dear Sirs,

A representative of this Department made an examination of the works covered by your Permit No. 45-7264 on July 5, 1977, and has found the following:

Amount of water that can be recognized as beneficially used under Idaho law: 3.78 cfs Source: groundwater

The maximum quantity diverted shall not exceed 756 acre feet per year.

Point of diversion: NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, Twp. 9S, Rge. 25E, B.M.

Beneficial use: Irrigation of 189 acres within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 17, Twp. 9S, Rge. 25E.

Priority date established: March 23, 1976

In order for the Department to issue the above license, it will be necessary for you to amend the permit to correspond with the findings of the field examiner. We are enclosing a partially completed amendment form for your use in this matter.

Please sign the amendment application and return it to this office along with a \$20.00 filing fee within 30 days in order that we might issue your license as set forth above. If you do not concur with these findings or have any questions, please contact us within the 30-day period.

Sincerely,

CONDITION: This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.

JANIE PROVENSON
Water Rights Supervisor

JG:j
Enclosure

RECEIVED

FIELD REPORT

1. Name of permit holder Morgan-Shillington Farm Co.
Post office address Box 535, Rupert, ID 83350 Phone 436-4255
Person to contact N. H. Shillington, Partner *Fred Archer* Phone 936-492

3. Water will be used for the following purposes:

Amount 3.88 c.f.s. for Irrigation
AF/Annum (nature of use)

Period of Use: from Apr. 1 to Oct. 15
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum _____ (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion 3.88 cubic feet per second and annual volume _____ AF/Annum.

- 5. Location of Point(s) of Diversion:**

Township 9S N/S, Range 25E E/W, B.M., Section 17, Subdivision NW $\frac{1}{4}$ SE $\frac{1}{4}$, Cassia
County

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

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

Other Points of Diversions: _____

Description of diverting works: 10" pipe, 125 hp motor, 660' of 10", 1980' of 8", 660' of 6"

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

[illegible]

TOTAL ACREAGE _____ 194

T
9
S

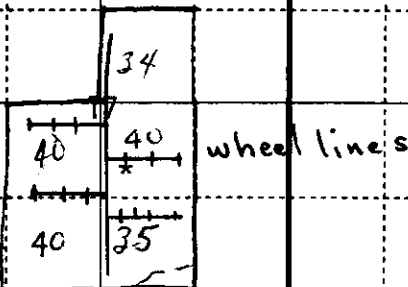


Diagram of System

DATE OF EXAM 7-5-77

ACREAGE
Found 189 ✓
Recommended 189 ✓

Irrigation Requirement 4.0 Ac Ft/Ac

USE
Irrigation Q = 3.78 c.f.s. V = 756 AF/Ann. from 4-1 to 9-15
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

10-15 ASPER. permit

Is water co-mingled? yes _____ no ✓

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

Exchange? yes _____ no ✓

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

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

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

Total Q measured 4.46 c.f.s. Method of measurement Badger Meter

Total Q recommended 3.78 c.f.s. Meter No. M0644002 Type 12" Condition New

Total V recommended 756 AcFt./Ann.

Recommended Amendments:

~~Place of Use~~ Done
Other _____
None ✓

MEASUREMENT ^{capacity} CALCULATION:
Meas: (4.46 c.f.s.) = (2000 gal/min) ÷ (448.8 gal/min/cfs)
Allowed: 3.78 c.f.s. Amount Used for 189 Acres @ 1"/Acres
Volume 756 AcFt./Ann. (4.0 AcFt./Ac.) (189 Acres)
IRR. Req.
3.78 x 1.9835 x 97 days = 1467.0

SYSTEM DESCRIPTION:
High Thrust U.S. Electric Motor 150Hp. Serial# 86-0123
lane-Bowler Pump.
(4) WHEEL LINE Sprinkler System. 1/4 Mile each @ 32 Hd.

REMARKS:
Fred Archer was present during the Field Exam.

Examiner's Signature Gary Funderburg Date 7-12-77

Checked by J.P. Eaton Date 2-21-78

Approved by Michael L. Steele Date 3-14-78

2/25/1981

No Overlapping Rights

April 6, 1977

Re: Permit No. 45-7264

Morgan-Shillington Farm Co.
N. H. Shillington, Partner
Box 535
Rupert, Idaho 83350

Dear Mr. Shillington:

We acknowledge receipt of the affidavit 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. We cannot tell during which part of the irrigation season this examination will be made, but our examiner will try to contact you at the time he makes the exam so that you may show him the system.

If you have any questions regarding the field examination, please contact our Regional Office in Twin Falls.

Sincerely,

JANICE RENK
Water Rights Bureau

/jr

MICROFILMED

Identification No. _____

Permit No. 45-7264

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Morgan-Shillington Farm Co.
b) Post Office Address Box 535 Rupert, Idaho 83350
2. Permit Number 45-7264
3. Date of Priority that you are prepared to establish March 23, 1976
4. a) Source from which water was appropriated Well
b) Location of the point of diversion: NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 17
Township 9, Range 25 Boise Meridian, Other points of diversion: Cassia County
5. a) The amount of water and use to which the water has been applied:
Amount 3.88 for Farm crops purposes from April 1 to October 15 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 3.88 cfs and/or acre-feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Put flow meter in Notified Water Resources that it was in. Someone from Department was to come check it.
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:

b) Describe the agreement or understanding by which you take water from the works: _____

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) _____

b) Describe the type and size of measuring device which you have installed at your point of diversion: McCord Flow meter for 10" pipe.

c) Give well driller's name and address and the date the well was completed: Harry King Rupert, Idaho
April 9
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: _____

4/6/76

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision.
See attached description.

If you are irrigating 15 or more acres, please submit an aerial photo of the property with this application.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres irrigated 200

10. Remarks:

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

Morgan-Shillington Farm Co.

March 21, 1977
(Date)

D. W. Shillington
(Signature)

State of Idaho)
County of Minidoka) ss.

On this 21st day of March, 19 77, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Harold D. Hunter
Notary Public residing at Rupert, Idaho

My commission expires 1979

February 28, 1977

CERTIFIED MAIL

158317

Re: Permit No.

~~45-7264~~

45-7264

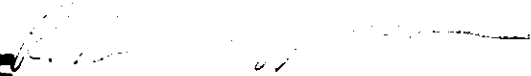
Morgan-Shillington Farm Co.
Box 535
Rupert, Idaho 83350

Gentlemen:

One of the conditions of approval of your water Permit No. 45-7264 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before May 1, 1977. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

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

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



R. KEITH HIGGINSON
Director

RKH:jg
Enc: Proof affidavit

MICROFILMED

April 30, 1976

Re: Permit No. 45-7264

Morgan-Shillington Farm Co.
Box 535
Rupert, ID 83350

Gentlemen:

Enclosed is a copy of your approved Application for Permit No. 45-7264 . We direct your attention to the conditions of approval as listed on the fourth page.

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

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

Enclosure: Copy of permit

March 26, 1976

RE: Application For Permit No. 45-7264 - Morgan-Shillington Farm Co.

South Idaho Press
Box 190
Burley, ID 83318

Gentlemen:

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

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

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Sincerely,

MICHAEL L. STEELE
Southern Region Supervisor

Bill submitted: 4-15-76 cc

76-123

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Morgan-Shillington Farm Co., Box 535, Rupert, Idaho 83350 has on 3-23-76 submitted Application No. 45-7264 for a permit to appropriate 3.88 cubic feet per second of water from groundwater by means of well, pump & motor within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, Twp. 9S, Rge. 25E, B.M. Cassia County to be used from April 1 - October 15 for Irrigation of 194 acres within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 17, Twp. 9S, Rge. 25E, 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 Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before April 23, 1976.

R. KEITH HIGGINSON
Director

Published in the South Idaho Press on
4-6 and 4-13-76.

O.K. cc
4-2-76

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Morgan-Shillington Farm Co.

Box 535, Rupert, Idaho 83350

has on 3-23-76 submitted Application No. 45-7264

for a permit to appropriate 3.88 cubic feet per second ~~and one foot per annum~~ XXXXXXXXXXXXXXXXXXXX

of water from groundwater

by means of well, pump & motor

within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, Twp. 9S, Rge. 25E, B.M. Cassia County

to be used from April 1 - October 15

for Irrigation of 194 acres

within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 17, Twp. 9S, Rge. 25E, 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 Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before April 23, 1976.

R. KEITH HIGGINSON

Director

Published in the South Idaho Press

on 4-6 and 4-13-76

March 26, 1976

RE: Application For Permit No. 45-7264 - Morgan-Shillington Farm Co.

Morgan-Shillington Farm Co.
Box 535
Rupert, Idaho 83350

Dear Sir:

Enclosed is your Receipt No. 2057 in the amount of \$55.00 which was received in this office on March 25, 1976 for the above listed application for permit.

Sincerely,

Carol Clough
Secretary

Enc.

RECEIVED