

STATE OF IDAHO
IDAL DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

RECEIVED
JUL 09 1997
Department of Water Resources
Burley, Idaho

1. Water Right Number(s) 45-07054 RECEIVED
Adjudication Claim Number(s) _____ AUG 13 1997

2. The following **REQUIRED** information must be submitted with this form.

Department of Water Resources

- A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant(s) Feeder's Grain Supply, Inc.
Box E, Burley, Idaho 83318

4. New Owner/Claimant(s) Phil Munsee, Kelly Munsee, Terry G. Hollifield and Hollifield & Cummins Farms, Inc.
Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR
New Mailing Address 4434 East 3500 North

City, State and ZIP Code Murtaugh, Idaho 83344

New Telephone Number () - _____

5. Date you acquired the property July 1, 1997

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres actually irrigated _____ Number and type of stock MICROFILMED

Diversion rate in CFS _____ Number of homes _____ Other uses JUN 09 1998
cubic feet per second

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner/Claimant(s) Phil Munsee By: Mark Cummins Date 7-01-97
Kelly Munsee Mark Cummins, President
Terry G. Hollifield Cummins Farms Inc. Date 7-1-97

(Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights, and, if a required claim for the water right has not been filed, to file the needed claim.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures, or if you have questions about completing this form, please contact your nearest IDWR office or call 1-800-451-4129.

If you need additional space to describe or explain any of the items on the form, please attach additional sheets to the form as you may require.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believe there are water rights for the property but the numbers are unknown, you may wish to call IDWR or come into an office of IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.
4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector "and", "or" or "and/or". If an "and" is used, all parties must sign this form. If an "and/or" or "or" is used, all parties may sign, however only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. If the property you have purchased is only a portion of the property owned by the former owner/seller, you may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Western Region, 2735 Airport Way, Boise, ID 83705-5082 (208) 334-2190 JUN 09 1999

IDWR Southern Region, 222 Shoshone St. E., Twin Falls, ID 83301-6105 (208) 736-3033

IDWR Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, ID 83814-2615 (208) 769-1450

IDWR Eastern Region, 900 N Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 (208) 525-7161

WARRANTY DEED

#28640

249898

For Value Received

FEEDER'S GRAIN SUPPLY, INC., an Idaho corporation

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

PHIL MUNSEE, KELLY MUNSEE, TERRY G. HOLLIFIED and CUMMINS FARMS, INC., an Idaho corporation

Address: 4434 East 3500 North
Murtaugh, Idaho 83344

RECEIVED

AUG 13 1997

Hereinafter called the Grantee, the following described premises situated in Cassia County, Idaho, to-wit: Department of Water Resources

TOWNSHIP 11 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHOSection 8: W $\frac{1}{2}$ and W $\frac{1}{2}$ SE $\frac{1}{4}$

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to State of Idaho Department of Water Resources Adjudication Nos. A45-07054 and A45-07243.

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 1997 and subsequent years.

Assessments of the Southwest Irrigation District and the rights and powers of said District as by law provided.

Mineral Deed from Mrs. Gennie Buttars, a widow, to Fred Foss, dated May 15, 1952 and recorded June 6, 1952 as Instrument No. 175771 in Book 54 of Deeds on Page 550, records of Cassia County, Idaho.

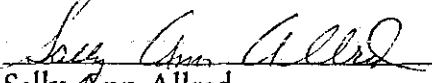
Power Line Easement from Gennie Buttars, a widow, to Idaho Power Company, a corporation, dated April 4, 1957 and recorded February 28, 1961 as Instrument No. 416 on Film No. 2, records of Cassia County, Idaho.

Underground Power Line Easement from Charles Allred and Sally A. Allred, his wife, to Idaho Power Company, a corporation, dated April 21, 1977 and recorded October 11, 1977 as Instrument No. 102061 on Film No. 112, records of Cassia County, Idaho.

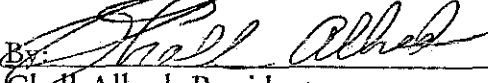
TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: July 1, 1997

ATTEST


Sally Ann Allred

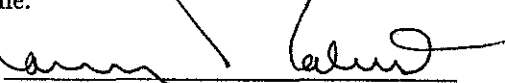
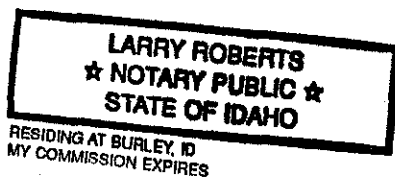
FEEDER'S GRAIN SUPPLY, INC.

By: 
Chall Allred, President

MICROFILMED

STATE OF IDAHO)
COUNTY OF Cassia) ss.

JUN 09 1999

On this 1st day of July, 1997, before me, the undersigned, a Notary Public in and for said State, personally appeared CHALL ALLRED, known or identified to me to be the President of the corporation that executed the instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.
Notary Public
Residing at: Burley, Idaho
My Commission expires: 6-30-03

T914

6.4

2
6.0

2
64.0

T213

7
6.9

1
39.3

2
72.8

MICROFILMED

10 9 1990

+

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 45-7054 Priority April 28, 1970 Amount 1.34 cfs

THIS IS TO CERTIFY, that FEEDERS GRAIN SUPPLY, INC.
of Burley, Idaho, has complied with the terms and conditions of Permit
No. 45-7054 issued pursuant to Application for Permit dated April 27, 1970,
and has submitted proof to the Department of Water Resources on July 2, 1975 (late proof),
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 1.34 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Stockwater</u>	from <u>Jan. 1</u> to <u>Dec. 31</u> at <u>1.34</u> cfs and <u>121</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 1.34 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
121 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 8,
Twp. 11 S, Rge. 22 E, 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 $\frac{1}{4}$	
11 S	22 E	8									X								

Total number of acres irrigated _____

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

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 8 day of
March, 19 76.

Director

LICENSE ISSUED FOR 1.34 SEC. FT.
LICENSE PAGE NO.

Identification No. 45-7054

Application No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant Feeders Grain Supply, Inc.
post office address Box 12, Burley, Idaho 83318
2. Source of water supply groundwater which is a tributary of _____
3. a. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 8 Township 11S
Range 22E B.M. Cassia County; additional points of diversion if any: _____
SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8, T. 11S, R. 22E, B.M.
- 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 2.0 for stockwater purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 2.0 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Two wells into holding tanks to
water troughs.
- 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 600 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 \$ _____.
8. Description of proposed uses:
a. If water is **not** for irrigation: NE SW
NW SE
(1) Give the place of use of water: NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 8 Township 11S
Range 22E 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 20,000 beef feeders
- (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: _____

45-7054

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

[illegible]

Total number of acres to be irrigated _____

c. Describe any other water rights used for the same purposes _____

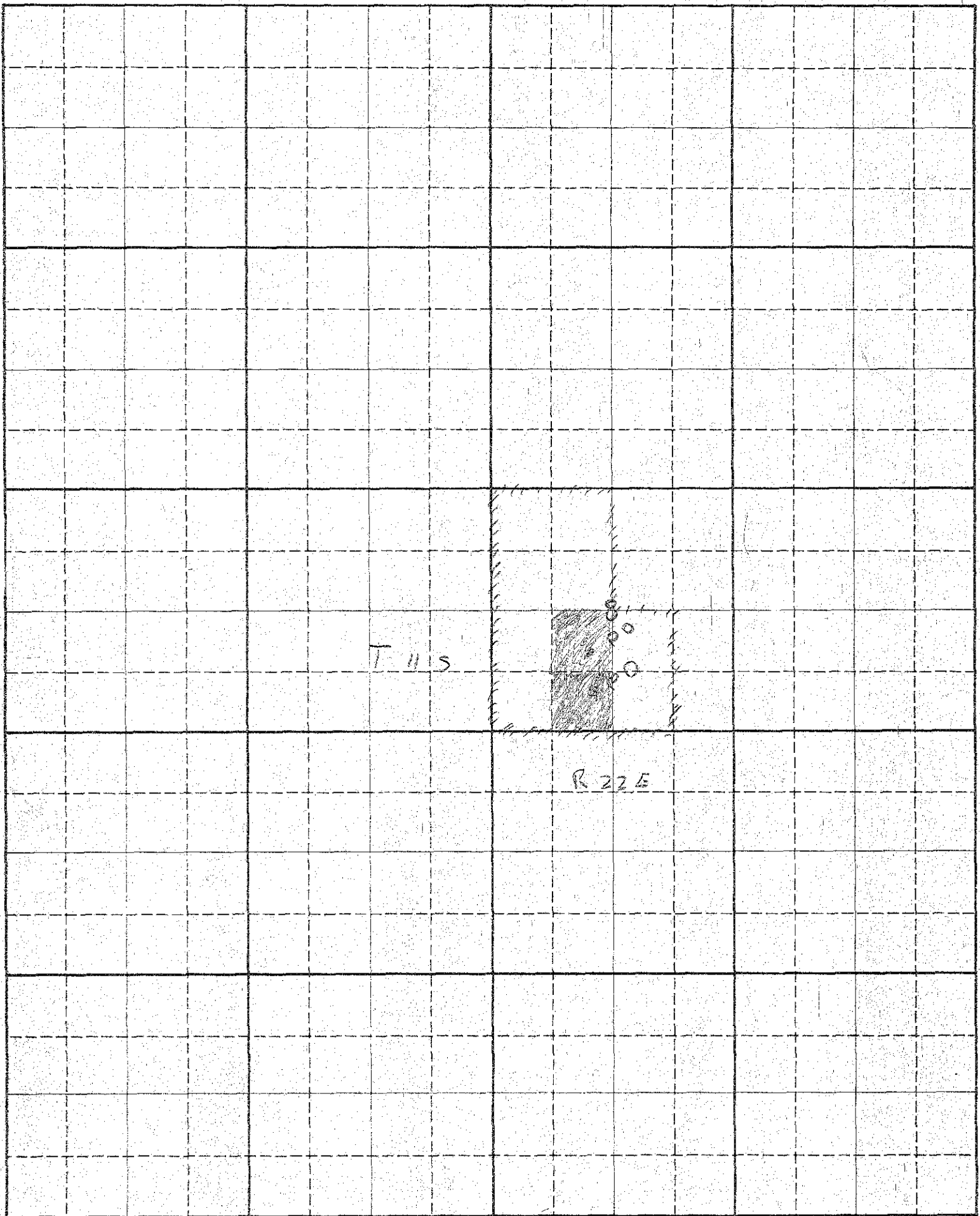
9. a. Who owns the property at the point of diversion Applicant

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:



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.

x Feeders Grain Supply Inc
(Applicant)
by Orrell Alhad
President

415-7054

Received by ef Date 4-27-70 Time 8:00 am

Preliminary check by DEC Fee \$ 25.00

Received by ef Date 4-27-70

Publication prepared by ds Date 4-29-70

Published in South Idaho Press

Publication dates 5-7+14-70

Publication approved ds Date 5-19-70

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by Duke D. M. A.

APPROVED

ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 45-7054, 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, 19 75.
- c. Other: The permit holders shall permanently install and maintain a measuring device at their points of diversion of a type approved by the department.

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

Witness my hand this 2nd day of July, 19 70.

P. Kirk Higgs

State Reclamation Engineer

45-7054

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 45-7054
in the name of FEEDERS GRAIN SUPPLY, INC.

ORDER OF REINSTATEMENT

WHEREAS, on April 27, 1970, the Feeders Grain Supply, Inc. filed with the Department of Water Resources (formerly the Department of Water Administration) an application for permit to appropriate 2.00 cubic feet per second of water from a groundwater source to be diverted within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8, Twp. 11S, Rge. 22E, B.M., Cassia County, to be used for stockwatering purposes; and,

WHEREAS, on July 2, 1970, the Department approved said application and issued Permit No. 45-7054 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before July 1, 1975; and,

WHEREAS, on May 1, 1975, the Department notified the permit holder by certified mail that proof of beneficial use was due and instructed the permit holder as to the steps to be taken to make said proof; and,

WHEREAS, on July 3, 1975, the Department notified the permit holder that Permit No. 45-7054 had lapsed for failure to submit proof of beneficial use of water; and,

WHEREAS, on July 2, 1975, the Southern District Office received the proof affidavit and the Boise Office received the proof affidavit on July 7, 1975; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within 60 days from the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 45-7054 be REINSTATED and the priority advanced to April 28, 1970.

Dated this 21st day of July, 1975.


A. KENNETH DUNN
Administrator, Operations Division

RECEIVED

DEPARTMENT OF RECLAMATION

STAFF ANALYSIS

Application No.	45-7054		Name	Feeders Grain Supply, Inc.	
Source	groundwater				
Point of Diversion	NE $\frac{1}{4}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8, T. 11S, R. 22E, B.M., Cassia County				
Quantity	2.0	Use	~~irrigation~~ stockwater	Period	Jan. 1 - Dec. 31
Quantity		Use		Period	
Quantity		Use		Period	
Well Size	12	Diameter	Proposed Depth	600	Feet
Use	20,000 beef feeders				
Date Forwarded	4-29-70		Date Returned	5-8-70	
			Received by	Jm	

RECOMMENDATIONS: POINT OF DIVERSION IS NORTH OF THE
OAKLEY-KENYON CRITICAL GROUNDWATER AREA. WATER
TABLE IS STABLE (W.B. #11). THE NUMBER OF
DRILLERS LOGS FILED WITH THE DEPARTMENT
INDICATE EXTENSIVE IRRIGATION DEVELOPMENT BY
GROUNDWATER. ALLOWING 15 gpd per head, the required
VOLUME COULD BE SUPPLIED IN 7 HRS OF PUMPING.

Qty.	Use	Period	AF	AFA
Qty. 2.0	Use STOCKWATER	Period 1-16-12-31	AF 325	AFA
Qty.	Use	Period	AF	AFA

ACTION: Approved X Denied

Conditions of approval or reason for denial: MEASURING DEVICE
FOR TOTAL VOLUME OF FLOW SHOULD BE
INSTALLED

INVESTIGATION By Norman C. Young Title WRI II
Date May 8, 1970

TWP. H.S. RANGE E COUNTY CASSIA SCALE: 1" = 1 MILE

36 31 32 33 34 35 36 31

LEGEND

- - APPLICANT'S WELL
- - IRRIGATION
- - DOMESTIC

DEPTH
DTW
GPM

12 7 8 9 10 11 12 7

13 18 17 16 15 14 13 18

24 19 20 21 22 23 24 19

25 30 29 28 27 26 25 30

36 31 32 33 34 35 36 31

1 6 5 4 3 2 1 6

45-7054

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

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

Ruth Chambers, 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 May 7 1970, and ending

with the issue dated May 14 1970

Ruth Chambers

Subscribed and sworn to before me

this 14th day of May

1970

Edith Ravstedt Notary Public

Cost of Publication 9.25

Notary Fee _____

Total Cost _____

My commission expires October 23, 1971

RECEIVED

MAY 23 1970

Department of Reclamation

70-117

NOTICE OF APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Notice is hereby given that Feeders Grain Supply, Inc., Box E, Burley, Idaho, has on April 27, 1970, submitted Application No. 45-7054 to appropriate the public waters of a groundwater source.

The application proposes a maximum diversion and appropriation of 2.0 cubic feet per second of water to be diverted by wells, tanks and troughs within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8, T. 11S, R. 22E, B.M., Cassia County, and is to be used within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 8, T. 11S, R. 22E, B.M. from January 1 to December 31, for stockwater purposes.

Any permit issued pursuant to this application will be subject to ALL PRIOR WATER RIGHTS and subject to the CONTROL OF A STATE WATERMASTER. Any protest against this application must be filed with the Idaho Department of Reclamation on or before May 25, 1970.

R. KEITH HIGGINSON
State Reclamation Engineer
Published in the South Idaho Press, Burley, Idaho, on May 7 and May 14, 1970.

45-7054

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

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

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70-117

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R. KEITH HIGGINSON
State Reclamation Engineer
Published in the South Idaho Press, Burley, Idaho, on May 7 and May 14, 1970.

45-7054



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

April 20, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

PHIL MUNSEE
KELLY MUNSEE
TERRY G HOLLIFIELD
CUMMINS FARMS INC
4434 E 3500 N
MURTAUGH ID 83344

RE: Water Right 45-07054

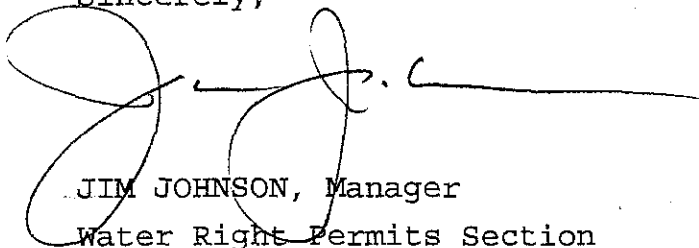
Dear Water Right Holder(s):

The Department is in receipt of the correspondence changing the ownership of the above referenced water right to you. We have modified our records to reflect this change in ownership and a computer generated report is enclosed.

Just a reminder, because of a law that went into effect July 1, 1996, all water right owners are required to report change of address or ownership to the department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee to the water right owner. If you have other water rights that haven't had the ownership updated please contact the department as soon as possible.

If you have any questions regarding this matter, please feel free to contact me at (208) 327-7947.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt

Enclosure

MICROFILMED

JUN 09 1999

March 10, 1976

Re: Permit No. 45-7054

Feeders Grain Supply, Inc.
Box E
Burley, Idaho 83318

Gentlemen:

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

Sincerely,

D. Darlene Reich
Water Rights Supervisor

ddr

Enc: Copy of license

February 24, 1976

Feeders Grain Supply, Inc.
Box E
Burley, Idaho 83318

Gentlemen:

A representative of this Department has made an examination of the works covered by your Permit No. 45-7054 and has found the following:

Quantity of water diverted: 1.34 cfs Source: ground water

Amount of water that can be recognized as beneficially used under Idaho law: 1.34 cfs

The maximum quantity diverted shall not exceed 121 acre feet per year.

Point of diversion: NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8, Twp. 11 S, Rge. 22 E, B.M.

Beneficial use: Stockwater purposes within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 8, Twp. 11 S, Rge. 22 E, B.M.

Priority established: April 28, 1970

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

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:DR

ION RECEIVED

678-5546

Phone _____
 Department of Water Resources
 Southern District Office
 Phone _____

- TOTAL ACREAGE**

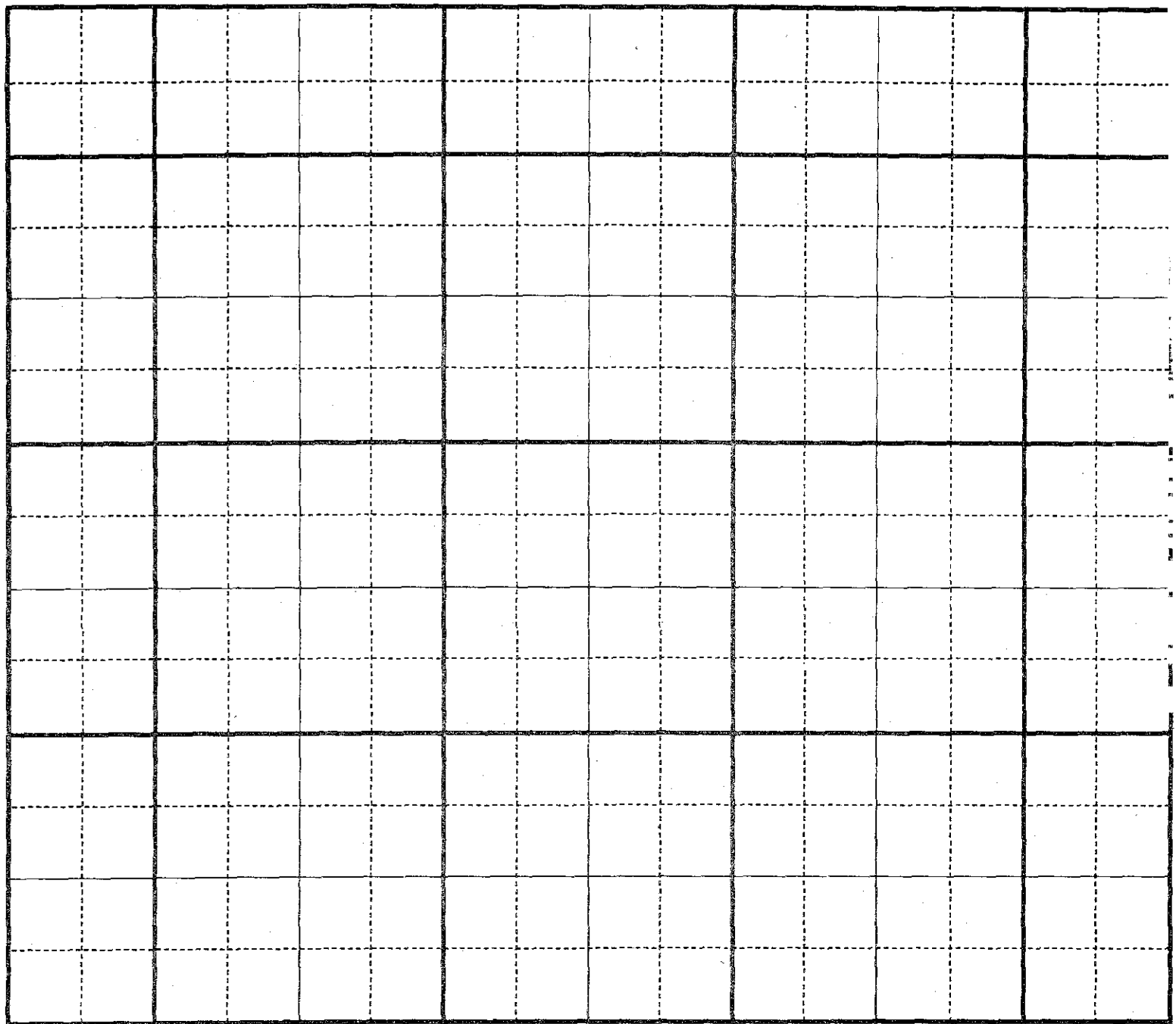


Diagram of System

DATE OF EXAM 1/15/76

ACREAGE
Found ✓
Recommended ✓

Irrigation Requirement ✓ Ac Ft/Ac

USE
Irrigation Q= c.f.s. V= AF/Ann. from to
Domestic Q= c.f.s. V= AF/Ann. from to
Livestock Q= 1.34 c.f.s. V= 120.6 AF/Ann. from Jan. 1 to Dec. 31

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 1.34 c.f.s. Method of measurement Badger Meter.

Total Q recommended 1.34 c.f.s. Meter No. M044714 Type 8" Condition good

Total V recommended 120.6 Ac.Ft./ANN.

Recommended Amendments:

P.D. 1/8 SW, Sec. 8 T. 11 S, R. 22 E. only
Place of Use
Other
None ✓

MEASUREMENT CALCULATION:

Measured Q= 1.34 c.f.s. (600 gpm ÷ 448.8 gal/min.)
Allowed Q= 1.34 c.f.s. Amount Measured c.f.s.
Volume = 120.6 Ac.Ft./ANN. (see Remarks)

(3) Trailer houses use the same pump for M. Domestic use.

SYSTEM DESCRIPTION:

Holloshaft Motor 150 Hp. Serial # 1304050
Hayne & Bowler Pump. Serial # D27784
water is conveyed to its place of use by steel pipe to
Watering Tanks.

REMARKS:

Chall Allred
1.98 cfs (9000 head Range Cattle) (.0002 cfs/head)
120.6 AF = (0.0134 Ac.Ft./Head/ANN) (9000 head Range Cattle)
ANN.
0.12 cfs = (3 trailer Houses) (.04 cfs)
House hold

Examiner's Signature Tammy Junderburg Date 1-15-76

Checked by Allen Morris Date 1-16-76

Approved by Michael D. Steele Date 1-19-76

July 23, 1975

Re: Permit No. 45-7054

Feeders Grain Supply Inc.
Box E
Burley, Idaho 83318

Gentlemen:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit. Enclosed is an ORDER of Reinstatement; please note that the priority has been advanced to April 28, 1970.

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.

We note that in reviewing this proof affidavit you do not indicate that you have installed a measuring device as required by the conditions of approval of your permit. This measuring device must be installed by the time our examiner makes the exam or your water rights cannot be confirmed by the issuance of a license. We are enclosing a list of the types of measuring devices approved by this office.

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

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:JFR

Enclosures

RECEIVED
JUL 27 1975
TWIN FALLS
IDAHO

RECEIVED

Department of Water Resources
Southern District Office

Identification No. _____

Permit No. 45-7054

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder FEEDERS GRAIN SUPPLY INC
b) Post Office Address BOX E BURLEY IDAHO.
2. Permit Number 45-7054
3. Date of Priority that you are prepared to establish 5-19-70
4. a) Source from which water was appropriated GROUNDWATER.
b) Location of the point of diversion: NE 1/4 SW 1/4, Section 8
Township 11S, Range 22E Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount 2.0 for STOCKWATER purposes from JAN-1 to DEC-31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 2.0 cfs and/or acre-feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: _____
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
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) 150 H.P. MOTOR 12" HOLE
597' TOTAL DEPTH. STANDING WATER 464
b) Describe the type and size of measuring device which you have installed at your point of diversion: _____
c) Give well driller's name and address and the date the well was completed: VERL CHESLEY.
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: STOCKWATER. IN THE SW 1/4 T11S R. 22E
SECT. 8

Exam typed 7-16-75 by ja

RECORDED

Feeders Grain Supply, Inc. BOX E, BURLEY, IDAHO 83318

STEAM ROLLING • FORMULA FEEDS • MOLASSIFYING • SALT • PELLETS • SEED • MIXING

RECEIVED

Jauly 8, 1975

JUL 10 1975

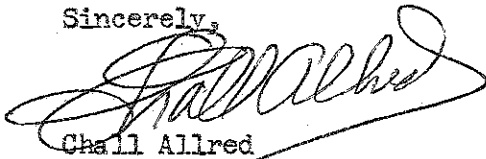
Department of Water Resources

Mr. R. Keith Higginson
Department of Water Resources
Boise, Idaho

Dear Mr. Higginson;

We regret that our PROOF OF APPLICATION OF WATER TO BENEFICIAL
USE application was not mailed to you until July 1, 1975.
We will surely appreciate it if you can accept this application
even though it was a day late.

Sincerely,



Chail Allred

Permit No. 45-7054
Issued to Feeders Grain Supply
Burley, Idaho

RECEIVED

OVER A MILLION BUSHEL'S GRAIN STORAGE



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

STATE HOUSE BOISE, IDAHO 83720

July 3, 1975

Feeders Grain Supply, Inc.

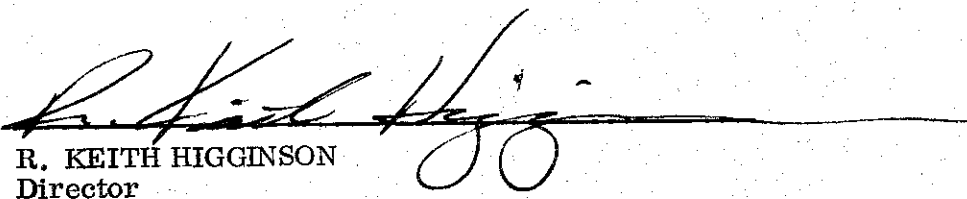
Box E

Burley, Idaho 83318

Gentlemen:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 45-7054 has lapsed.

You are further advised that the Department cannot reinstate the permit except upon a showing of reasonable cause within 60 days from the date of this notice of lapsing.

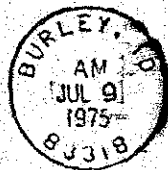

R. KEITH HIGGINSON
Director

OVER A MILLION BUSHELS GRAIN STORAGE

FEEDERS GRAIN SUPPLY INC.

BOX E

BURLEY, IDAHO 83318



Mr. R. Keith Higginson, Director
State of Idaho
Department of Water Resources
State House
Boise, Idaho 83720



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

STATE HOUSE BOISE, IDAHO 83720

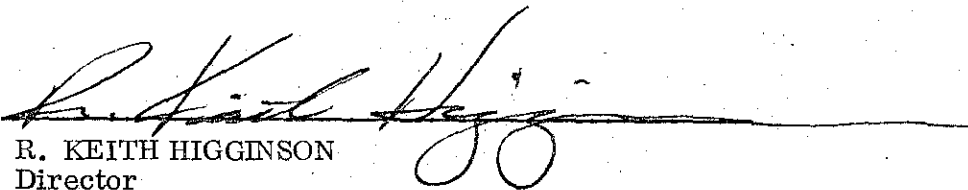
July 3, 1975

Feeders Grain Supply, Inc.
Box E
Burley, Idaho 83318

Gentlemen:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 45-7054 has lapsed.

You are further advised that the Department cannot reinstate the permit except upon a showing of reasonable cause within 60 days from the date of this notice of lapsing.


R. KEITH HIGGINSON
Director

RECEIVED
JUL 10 1975
WATER RESOURCES
DIVISION

May 1, 1975

CERTIFIED MAIL

#26764

Re: Permit No. 45-7054

Feeders Grain Supply, Inc.
Box E
Burley, ID 83318

Gentlemen:

One of the conditions of approval of your water Permit No. 45-7054 (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 July 1, 1975. 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

R. KEITH HIGGINSON
Director

RKH:jg
Enc: Proof affidavit

PS Form 3811, Nov. 1973

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

② SENDER: Complete items 1 and 2.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).

- ☐ Show to whom and date delivered..... 15¢
- ☐ Show to whom, date, & address of delivery.. 35¢
- ☐ DELIVER ONLY TO ADDRESSEE and show to whom and date delivered..... 65¢
- ☐ DELIVER ONLY TO ADDRESSEE and show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:

3. ARTICLE DESCRIPTION:

REGISTERED NO. | CERTIFIED NO. | INSURED NO.

240764

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE

[Handwritten Signature]

4. DATE OF DELIVERY

MAY 2 - 1975

POSTMARK

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S
INITIALS

USE TYPEWRITER OR
BALL POINT PEN

State of Idaho
Department of Reclamation

WELL DRILLER'S REPORT

State 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 Feeders Grain Supply
Address Burley Idaho
Owner's Permit No. 45-7054

7. WATER LEVEL

Static water level 465 feet below land surface
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Temperature _____ ° F. Quality _____
Artesian closed-in pressure _____ p.s.i.
Controlled by ☐ Valve ☐ Cap ☐ Plug

2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement
☐ Abandoned (describe method of abandoning)

8. WELL TEST DATA

☐ Pump ☐ Bailer ☐ Other NONE

Discharge G.P.M.	Draw Down	Hours Pumped

3. PROPOSED USE

☐ Domestic ☐ Irrigation ☐ Test
☐ Municipal ☐ Industrial ☒ Stock

4. METHOD DRILLED

☒ Cable ☐ Rotary ☐ Dug ☐ Other

5. WELL CONSTRUCTION

Diameter of hole 12 inches Total depth 597 feet
Casing schedule: ☒ Steel ☐ Concrete

Thickness	Diameter	From	To
<u>2.50</u> inches	<u>12</u> inches	<u>+1</u> feet	<u>27</u> 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

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 _____ feet

Gravel packed? ☐ Yes ☒ No Size of gravel _____

Placed from _____ feet to _____ feet

Surface seal? ☒ Yes ☐ No To what depth 28 feet

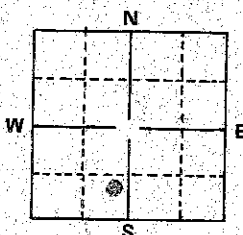
Material used in seal ☐ Cement grout ☒ Puddling clay

9. LITHOLOGIC LOG

Hole Diam.	Depth		Material	Water	
	From	To		Yes	No
12	0	15	Top soil		
	15	18	Hard Pan		
	18	24	Brown soft clay		
	24	27	Gray sand + clay		
	27	48	Gray lava		
	48	60	Brownish red lava		
	60	92	Blackish gray "		
	92	109	Brownish gray "		
	109	122	Gray lava		
	122	171	Gravel "		
	171	243	Black "		
	243	315	Reddish "		
	315	342	Gray rough hard lava		
	342	348	Brownish black		
	348	361	Brown lava		
	361	365	Tan clay + lava		
	365	384	Brown lava		
	384	392	Gray "		
	392	410	Brown "		
	410	466	Gray "		
	466	474	Brown loose lava		
			some clay		
	474	572	Blackish gray lava		
	572	578	Reddish brown lava		
	578	597	Blackish lava		
			lost cuttings from 585 ft.		

6. LOCATION OF WELL

Sketch map location must agree with written location.



County Cassia

SE 1/4 SW 1/4 Sec. 8 T. 11 N. S. R. 22 E. W.

10.

Work started 27 April 1970 finished 18 June 1970

11. DRILLER'S CERTIFICATION

This well was drilled under my supervision and this report is
true to the best of my knowledge.

Chesley DRILLING 3
Driller's or Firm's Name Number

Burley Idaho
Address

Wesley R. Chesley 17 June 1970
Signed By Date

USE ADDITIONAL SHEETS IF NECESSARY

FORWARD THE WHITE, BLUE, AND PINK COPIES TO THE DEPARTMENT

July 9, 1970

Re: Permit No. 45-7054

Feeders Grain Supply, Inc.
Box E
Burley, Idaho 83318

Dear Sirs:

Enclosed is a copy of your approved Application for Permit No. 45-7054. We direct your attention to the conditions of approval on the fourth page under approval of the State Reclamation Engineer.

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.

Very truly yours,

C. Stephen Allred, Deputy
State Reclamation Engineer

CSA:kh

Enclosures: Copy of permit
Receipt No. 4548 for \$25
2 informational letters

45-7054

NOTICE OF APPLICATION FOR
PERMIT TO APPROPRIATE THE
PUBLIC WATERS OF THE STATE
OF IDAHO

Notice is hereby given that
Feeders Grain Supply, Inc., Box E,
Burley, Idaho, has on April 27, 1970,
submitted Application No. 45-7054 to
appropriate the public waters of a
groundwater source.

The application proposes a
maximum diversion and ap-
propriation of 2.0 cubic feet per
second of water to be diverted by
wells, tanks and troughs within the
NE $\frac{1}{4}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8, T.
11S, R. 22E, B.M., Cassia County,
and is to be used within the
NE $\frac{1}{4}$ SW $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 8, T.
11S, R. 22E, B.M. from January 1 to
December 31 for stockwater
purposes.

Any permit issued pursuant to this
application will be subject to ALL
PRIOR WATER RIGHTS and
subject to the CONTROL OF A
STATE WATERMASTER. Any
protest against this application must
be filed with the Idaho Department
of Reclamation on or before May 25,
1970.

R. KEITH HIGGINSON
State Reclamation Engineer
Published in the South Idaho
Press, Burley, Idaho, on May 7 and
May 14, 1970.

April 29, 1970

Re: Application for Permit No. 45-7054 - Feeders Grain Supply, Inc.

South Idaho Press
Box 190
Burley, Idaho 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 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 of Reclamation along with the publication bill. In order to receive payment, the following certification must appear on the bill:

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

(Signature of the claimant)

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:DR
Enc: Legal notice

*Bill submitted
5-19-70
DW*

45-7054

NOTICE OF APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Notice is hereby given that Feeders Grain Supply, Inc., Box E,

Burley, Idaho, has on April 27, 1970,

submitted Application No. 45-7054 to appropriate the public waters of
a groundwater source

The following is a description of the

The application proposes a maximum diversion and appropriation of 2.0
cubic feet per second added to the of water to be diverted by wells, tanks
and troughs within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$,
Sec. 8, T. 11S, R. 22E, B.M., Cassia County,

and is to be used within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 8, T. 11S, R. 22E, B.M.
from January 1 to December 31 for stockwater purposes

Any permit issued pursuant to this application will be subject to ALL PRIOR
WATER RIGHTS and subject to the CONTROL OF A STATE WATERMASTER. Any protest
against this application must be filed with the Idaho Department of Reclamation on
or before May 25, 1970.

R. KEITH HIGGINSON

State Reclamation Engineer

Published in the South Idaho Press, Burley, Idaho,

on May 7 and May 14, 1970

Kd.

45-7054