

Affidavit of Publication

No. 11380

STATE OF IDAHO,
COUNTY OF TWIN FALLS } ss.

DEC 28 1965

NOTICE OF PROPOSED TRANSFER OF WATER RIGHT

Notice is hereby given that Melvin J. McClain of 411 E. Main, Buhl, Idaho has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing him to change the place of use of the waters of subterranean source as follows: Amount 4.98 cubic feet per second. Priority: December 17, 1957. Point of diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 1, Township 10 S., Range 12 E., B.M. Place of Use: SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 26; NE $\frac{1}{4}$ E $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35; Twp. 9 S., R. 12 E.B.M.; SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 1; SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 2; W $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 12; T. 10 S., R. 12 E.B.M.

To Be Transferred To

Place of Use: SE $\frac{1}{4}$, Sec. 35; Twp. 9 S., R. 12 E.B.M., W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 1; E $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 2, Twp. 10 S., R. 12 E.B.M.

And that on the 15th day of October, 1965, at 10:00 o'clock A.M. at Room 107 Statehouse, Boise, Idaho, before the State Reclamation Engineer, or his authorized agent, the opportunity will be given to any and all persons to appear and present, for his consideration any reason or reasons why a certificate should not be issued authorizing such transfer.

CARL E. TAPPAN

State Reclamation Engineer

Publish: Sept. 30, Oct. 7, 1965.

I, Melvin J. McClain, being first duly sworn upon

oath depose and say that I am Principal Clerk of the TIMES-News, published daily, except Saturday, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for two

consecutive Thursday, commencing with the issue dated Sept. 30, 1965, and ending with the issue dated Oct. 7, 1965.

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under said names in said city and county continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-News, since such consolidation, has been published as a daily newspaper except Saturday, under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated as the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

Subscribed and sworn to before me this 7th day of

Oct., 1965.

Al Wistinger
Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho.

T-1061 / 47-2312

Affidavit of Publication

No. 9648

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

Notice is hereby given that at 10 A.M., on the 8th day of February 1963, at Boise, County of Ada, State of Idaho, before Joan H. Bain, Notary Public, at 329 Idaho Bldg., Boise, Ida., proof will be submitted of the completion of works for the diversion of 9 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-27166, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is C. W. & Rose E. McClain, Rt. 1, Castleford, Ida.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 9 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 9 cubic feet per second.

4. The point of diversion of said water is SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 1, T 10 S - R 12 E., B.M., Ida.

5. The place where said water is SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 26; NE $\frac{1}{4}$ N $\frac{1}{2}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35 T9S - R12E., B.M. Lot 4, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 1; SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 2; NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 12, T10S - R12E., B. M., Ida.

6. The date of priority which said user is prepared to establish is Dec. 17, 1957.

GEO. N. CARTER
State Reclamation Engineer
Publish: Jan. 10, 17, 24, 31, 1963.

STATE OF IDAHO,
COUNTY OF TWIN FALLS

ss.

I, Marcel L. Clark, being first duly sworn upon

oath depose and say that I am Principal Clerk of the TIMES-NEWS, published daily, except Saturday, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per clipping attached, was published in the regular and

entire issue of said newspaper, and not in any supplement thereof, for four

consecutive Thursday days, commencing with the issue dated

January 10, 1963, and ending with the issue dated

January 31, 1963.

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under said names in said city and county continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-NEWS, since such consolidation, has been published as a daily newspaper except Saturday, under said name in said city and county continuously and uninterruptedly.

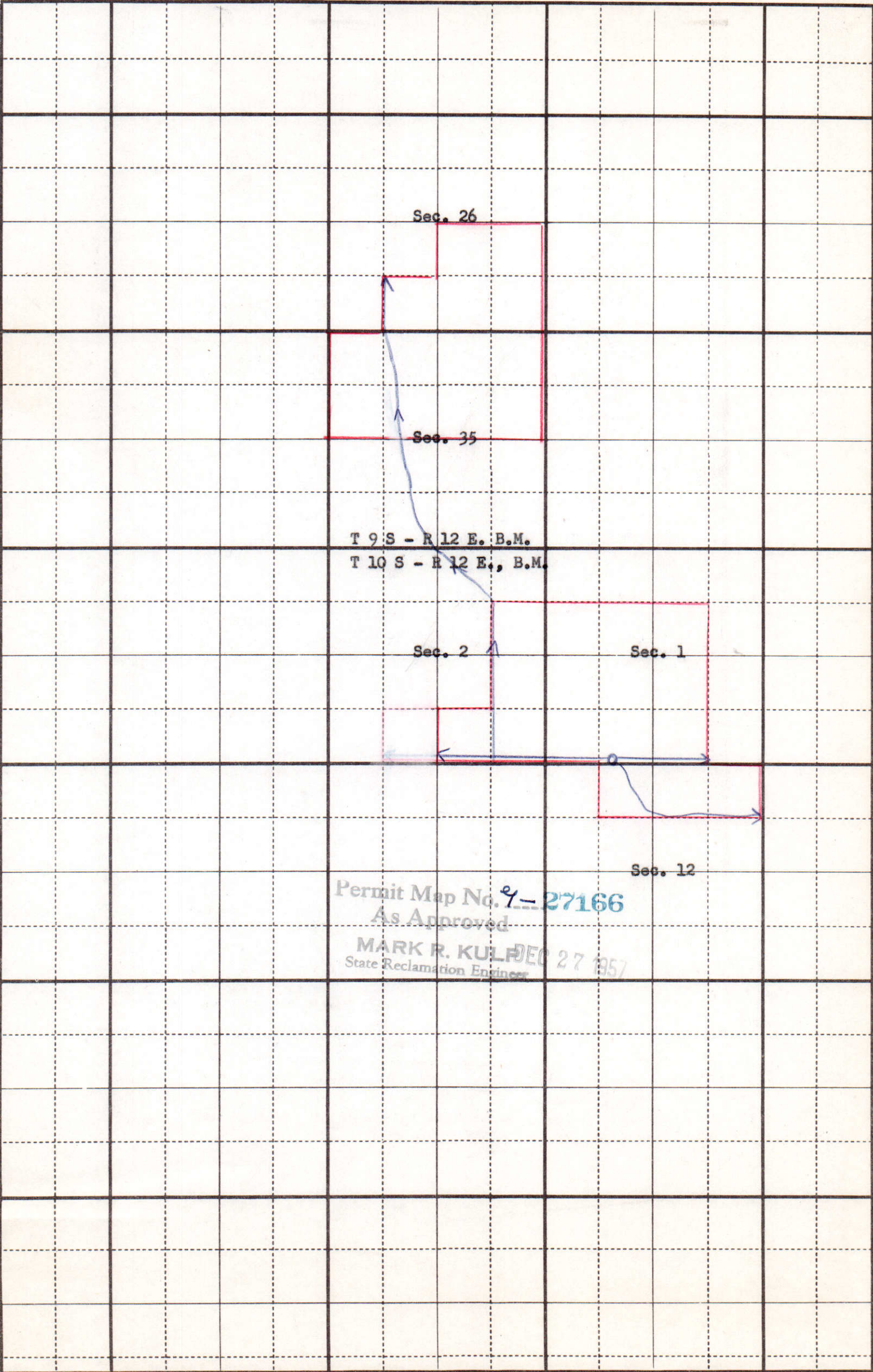
And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated as the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

Marcel L. Clark
Subscribed and sworn to before me this 1st day of

February, 1963.

Al Whetstone
Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho.

27166



Permit Map No. 9-27166
As Approved
MARK R. KULP
State Reclamation Engineer

DEC 27 1957

S T A T E O F I D A H O
D E P A R T M E N T O F R E C L A M A T I O N

TRANSFER OF WATER RIGHT
TRANSFERRED RIGHT NO. 1061

THIS IS TO CERTIFY, That Melvin J. McClain, of 411 E. Main Street, Buhl, Idaho, is the owner of and using a certain water right of 4.96 cubic feet per second of the waters of subterranean flow, said water being obtained by virtue of License No. G-27166, issued by the State of Idaho, Department of Reclamation, dated September 27, 1963, bearing priority date of December 17, 1957, for the purpose of irrigating the following described lands situate, lying and being in the County of Twin Falls, State of Idaho, to-wit:

SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 26;
NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 35; Township 9 South,
Range 12 E.B.M., SW $\frac{1}{4}$ NE $\frac{1}{4}$,
W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$,
Section 1; SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$,
Section 2; W $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$,
Section 12, Township 10
South, Range 12 E.B.M.,

That said license has been entered in the records of the Department of Reclamation of the State of Idaho in Volume 12, Page 7731 thereof;

That said Melvin J. McClain has become the owner of said water right by assignment and by virtue of License No. G-27166;

And that now, upon the application of Melvin J. McClain for the transfer of 4.96 cubic feet per second, made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to the use of 4.96 cubic feet per second of the waters of subterranean source by well upon the above described lands is hereby abandoned, and the place of use of said water under such right is HEREBY CONFIRMED, shall by this Certificate become appurtenant for irrigation purposes, is described as follows, to-wit:

SE $\frac{1}{4}$, Section 35; Township 9
South, Range 12 E.B.M.,
W $\frac{1}{2}$ SW $\frac{1}{4}$, Section 1, E $\frac{1}{2}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$,
Section 2, Township 10 South,
Range 12 E.B.M.,

That said water is to be limited at any given time to an amount actually needed and beneficially used for such purposes and shall not exceed the following amount, to-wit:

4.96 cubic feet per second of the
waters of subterranean source with
priority of December 17, 1957;

And that the water right hereby transferred has heretofore been conducted from subterranean source with point of diversion in the SEASW¼, Section 1, Township 10 South, Range 12 E.B.M., and delivered through private ditch;

That the water right hereby transferred will hereafter be conducted to the last above described lands from subterranean source by well with no change in point of diversion;

That the right to the use of the water aforesaid, hereby described, is restricted to the lands or place of use last above described as provided by the laws of the State of Idaho;

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 17th day of January, 1966.

(SEAL)

s/ CARL E. TAPPAN

CARL E. TAPPAN
State Reclamation Engineer

For a Transfer of Water Right in the
County of Twin Falls, State of Idaho;

ORDER GRANTING TRANSFER

No. 1061

WHEREAS, On the 15th day of October, 1965, at the Department of Reclamation of the State of Idaho at Boise, Idaho, this matter of the application of Melvin J. McClain of 411 E. Main Street, Buhl, Idaho, for a transfer of water right came on regularly for hearing, pursuant to the published notice in due and statutory form, and,

WHEREAS, No protest has been filed against the application, and the evidence filed by the applicant with the application shows that the water will be put to a higher and more efficient beneficial use and no one will be injured thereby;

NOW, THEREFORE, IT IS ORDERED, That the said application be, and the same is, HEREBY GRANTED, and that a Certificate of Transfer be issued to the applicant herein as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 17th day of January, 1966.

(SEAL)

S/

CARE E. TAPPAN

CARL E. TAPPAN
State Reclamation Engineer

State of Idaho
License and Certificate of Water Right

Water License No. G-27166

Amount 4.96 c.f.s.

Water District No.

Priority December 17, 1957

THIS IS TO CERTIFY that C. W. & ROSE McCLAIN
of Castleford, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated December 17, 1957; that Permit No. G-27166
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
4.96 second feet, was issued thereunder on September 27, 1963, showing that said works
were completed on the 8th day of February, 1963; and that on the 8th
day of February, 1963,

C. W. & ROSE McCLAIN

of Castleford, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well

, a tributary of subterranean flow, for the purpose of irrigation

, under Use Permit No. G-27166 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume

12 of Licenses at page 7731, on the 27th day of September, 1963;

The right hereby confirmed dates from December 17, 1957;

The Point of Diversion is located

in the SE 1/4 SW 1/4, Sec. 1, Tp. 10 S., R. 12 E., B. M. County Twin Falls

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 4.96 cubic feet per second.

Description and location of use:

9 S. 12 E. 26	N. SE	80	80
	SW SE	40	15
	SE SE	40	40
	SE SW	40	25
35	E. NE	80	80
	NW NE	40	20
	SW NE	40	20
	NE NW	40	25
	SE NW	40	15
	NE SW	40	15
10 S. 12 E. 1	SW NE	40	10
	NW NW	40	30
	SW NW	40	40
	SE NW	40	35
	NE SW	40	30
	NW SW	40	30
	SW SW	40	15
	SE SW	40	20
	NW SE	40	20
	SW SE	40	20
2	SE NE	40	20
	NE SE	40	20
	SE SE	40	20
12	NW NE	40	40
	SW NE	40	10
	NE NW	40	10

Total number of acres to be irrigated: 705

State of Idaho
License and Certificate of Water Right

Water License No. G-27166

Amount 4.96 c.f.s.

Water District No.

Priority December 17, 1957

THIS IS TO CERTIFY that C. W. & ROSE McCLAIN
of Castleford, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated December 17, 1957; that Permit No. G-27166
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
4.96 second feet, was issued thereunder on September 27, 1963, showing that said works
were completed on the 8th day of February, 1963; and that on the 8th
day of February, 1963,

C. W. & ROSE McCLAIN

of Castleford, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean flow, for the purpose of irrigation
, under Use Permit No. G-27166 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume

12 of Licenses at page 7731, on the 27th day of September, 1963;

The right hereby confirmed dates from December 17, 1957;

The Point of Diversion is located

in the SE 1/4 SW 1/4, Sec. 1, Tp. 10 S., R. 12 E., B. M. County Twin Falls

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 4.96 cubic feet per second.

Description and location of use:

9 S. 12 E. 26	N. SE	80	80
	SW SE	40	15
	SE SE	40	40
	SE SW	40	25
35	E. NE	80	80
	NW NE	40	20
	SW NE	40	20
	NE NW	40	25
	SE NW	40	15
	NE SW	40	15
10 S. 12 E. 1	SW NE	40	10
	NW NW	40	30
	SE NW	40	40
	NE SW	40	35
	NW SW	40	30
	SW SW	40	15

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

27th day of September, 1963.

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

(SEAL)

17 2002

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 35088
 Permit No. G- 27166
 District No.

Harley M. McDowell
 P. O. Box 2161
 Boise, Idaho

1. Name of Applicant: C. W. & ROSE E. MCCLAIN
 Postoffice address: 816-12th St., Buhl County: Twin Falls State: Idaho
2. Quantity of water claimed: 450 Miner's inches
 - (a) Rate of withdrawal in cubic feet per second. 9 or Idaho
 Miners' inches or gallons per minute.
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean, to be raised through a drilled well
4. Location of point of diversion or well is in the SE 1/4 of the SW 1/4 of Section 1
 Twp. 10 S. , Rge. 12 E. , B.M., County of Twin Falls
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the 1/4 of the 1/4 of Section , Twp.
 Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
 at a point in the 1/4 of the 1/4 of Section , Twp. , Rge. , B.M.
7. Kind of works: Drilled well to be cased and equipped with turbine type pump and motor
8. Estimated cost of works: \$ 15,000.00
9. (a) Is reservoir to be used? No
 (b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
 (b) Amount of capital stock: \$ (c) Amount paid in: \$
 (d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash onhand: \$
 (b) Treasury stock: (c) Bonds to be issued:
 (d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: G-22433 covers part of this land
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) (cubic feet per second, inches or gallons per minute) is for new lands.

Remarks: This permit is to irrigate deeded lands and lands under desert entry filing.

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.

C. W. & Rose McClain
Applicant.

Harley M. McDowell
Agent.

By

Date of first receipt at Department of Reclamation: 1:30 P. M. December 17, 1957

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G-27166

Recorded in Book 96 Page 27166 Approved December 27, 1957

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

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

Work to begin on or before and to continue diligently and uninterruptedly to completion,

unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before June 27, 1960

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before December 27, 1962

Witness my hand this 27th day of December, 1957

/s/ MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLLIE, Governor of the State of Idaho, and JAS. H. YOUNG, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 27th day of December, 1957.

Countersigned:

STATE OF IDAHO

(SEAL)

By /s/ JAS. H. YOUNG
Secretary of State.

By /s/ ROBERT E. SMYLLIE
Governor

12.

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 S.	12 E.	26																	200
		35	40	40	40	40	40	40	40	40									320
10 S.	12 E.	1			40				40	40	40	40	40			40	40	40	360
		2				40									40		40	40	160
		12	40	40			40												120
APPLICATION FOR AMENDMENT TO PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO, No. G-27166																			
comes nor C. W. & Rose E. McClain and represents to the State Reclamation Engineer of the State of Idaho. That he is nd holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-27166, and requests that the list o be irrigated, as described in said permit, be changed to read as follows: SE ¹ / ₄ , SE ¹ / ₄ SW ¹ / ₄ , Sec. 26; N ¹ / ₂ , Sec. 35, Twp. 12 E. B. M. Lot 4 (NW ¹ / ₄ NW ¹ / ₄), S ¹ / ₂ NW ¹ / ₄ , SW ¹ / ₄ , SW ¹ / ₄ NE ¹ / ₄ , W ¹ / ₂ SE ¹ / ₄ , Sec. 1; SE ¹ / ₄ NE ¹ / ₄ , E ¹ / ₂ SE ¹ / ₄ , SW ¹ / ₄ SE ¹ / ₄ , Sec. 2; NE ¹ / ₄ , NE ¹ / ₄ NW ¹ / ₄ , Sec. 12, ge. 12 E. B. M., making a total of 1280 acres. That an additional amount of water is not asked for, and that the ri thers will not be adversely affected by such change. Signed at Buhl, Idaho, this 1st day of August, 1958																			
ate of Receipt at office of the Department of Reclamation February 2, 1959															s/ C. W. & Rose McClain by C. W. McClain				
APPROVAL OF STATE RECLAMATION ENGINEER																			
, Geo. N. Carter, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing applicatio o Permit to appropriate the Public Waters of the State of Idaho No. G-27166. This approval constitutes a new permit s an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is a nsofar as the rights of others will not be adversely affected thereby.																			
															s/ Geo. N. Carter State Reclamation Engineer				

A S S I G N M E N T

For value received, I hereby assign 30 miner's inches in and to Permit to appropriate the Public Waters of the State of Idaho No. G-27166 to Edward H. Harding, Route #1, Buhl, Idaho.

This water will become appurtenant to land described as T. 10 S., R. 12 E., Sec. 1, Lot 4 (39.61) acres.

s/ C. W. McClain
Permit Holder
s/ Rose E. McClain
Wife, of Permit Holder

STATE OF IDAHO)
) ss
County of Ada)

On this 6th day of August, 1959, before me, a Notary Public for the State of Idaho, residing at Boise, Idaho, personally appeared C. W. & Rose McClain, husband and wife, known to me to be the person whose name is subscribed to the within instrument, and duly acknowledged to me that they executed the same.

In Witness Whereof, I have hereunto set my hand and affixed my Notarial Seal, the day and year in this certificate first above written.
(SEAL)

My commission expires 10/11/59

s/ Harley M. McDowell
Notary Public, Residing at Boise, Idaho

A S S I G N M E N T

For value received, I hereby assign 20 miner's inches of my right, title and interest in and to Permit to appropriate the Public Waters of the State of Idaho, No. G-27166 to Edward H. Harding, of Route #1, Buhl, Idaho

This water will become appurtenant to land described as T10S., R12E,
Sec. 1, Lot 4, Sec. 12, S $\frac{1}{2}$ NE $\frac{1}{4}$

s/ C. W. McClain
Permit Holder
s/ Rose E. McClain
Wife, Permit Holder

STATE OF IDAHO)
) ss
County of Ada)

On this 17 day of January, 1959, before me a Notary Public for the State of Idaho, residing at Buhl, Idaho, personally appeared C. W. & Rose McClain, husband and wife, known to me to be the person whose name is subscribed to the within instrument, and duly acknowledged to me that they executed the same.

In Witness Whereof, I have hereunto set my hand and affixed my Notarial Seal, the day and year in this certificate first above written.

(SEAL)
My commission expires 6-19-59

s/ L. E. Byrne
Notary Public, Residing at Buhl, Idaho

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. G-27166

Comes now C. W. & ROSE E. MCCLAIN, and represents to the State Reclamation Engineer of the State of Idaho

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-27166, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 26; N $\frac{1}{2}$ N $\frac{1}{2}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, T. 9 S., R. 12 E., B. M.

Lot 4 (NW $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 1; SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 2; NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 12 T. 10 S., R. 12 E., B. M., making a total of 1280 acres.

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

Signed at Boise, Idaho, this 27 day of August, 1959.

C. W. & Rose E. McClain
s/ C. W. McClain

Date of receipt at office of Department of Reclamation: August 27, 1959

APPROVAL OF STATE RECLAMATION ENGINEER

I, Geo. N. Carter, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-27166. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

s/ Geo. N. Carter
State Reclamation Engineer

Recorded: August 28, 1959

A S S I G N M E N T ✓

For value received, I hereby assign my right, title, and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. G-27166 to C. W. Rose McClain, of Route #1, Castleford, Idaho.

s/ EDWARD H. HARDING
Permit Holder

s/ NORA A. HARDING
Wife of Permit Holder

STATE OF IDAHO)
) ss
County of Twin Falls)

On this 28th day of December, 1962, before me, a Notary Public for the State of Idaho, residing at Buhl, Idaho, personally appeared Edward H. Harding and Nora Harding, known to me to be the persons whose names are subscribed to the within instrument, and duly acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal the day and year in this certificate first above written.

s/ L. E. BYRNE
Notary Public
Residing at Buhl, Idaho

My commission expires 6/19/1963

Permit No. G-27166 ✓
CERTIFICATE OF COMPLETION OF WORKS

✓ TO ALL WHOM IT MAY CONCERN:

This is to certify that C. W. & ROSE E. McCLAIN of Castleford, County of Twin Falls, and State of Idaho, the holder of Permit No. G-27166, issued upon Application No. G-35088 bearing date of priority of December 17, 1957, authorizing the diversion of 9.0 second feet of waters of a well County of Twin Falls, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 4.96 second feet of the waters of a well from subterranean flow that the point of diversion of said waters SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 1, T. 10 S., R. 12 E., B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:

705 acres in SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 26, NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, T. 9 S., R. 12 E., B.M.; SE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 1, SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 2; W $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 12, T. 10 S., R. 12 E., B.M.

Witness my hand this 27th day of September, A. D. 1963.

/s/ RALPH W. THOMAS
Deputy State Reclamation Engineer

Proof of Completion of Works Made: February 8, 1963

LICENSE ISSUED FOR 4.96 SEC. FT.

Page 773/

Trans #1061



ADMINISTRATIVE OFFICE

RECEIVED

JUN 16 1986

June 12, 1986

Department of Water Resources
450 West State Street
Boise, ID 83722

Department of Water Resources

Re: Water rights licenses held in the name of Thomas C. McClain Farms, Inc.
and Thomas C. McClain

Gentlemen:

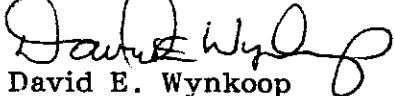
This letter is to advise you that The Idaho First National Bank claims a security interest in all water rights held in the name of Thomas C. McClain Farms, Inc. and Thomas C. McClain as an individual. The bank's security interest is evidenced by the real estate mortgage, a photocopy of which I will attach hereto. The bank claims an interest in the following license numbers: 47-2312, 51-2258, 51-2259, 47-2244A, 51-7108, 47-7030, 47-7039, 47-2261, 51-2444, and 51-2445. It is my understanding, pursuant to our telephone conversation with Roberta, that license #51-2445 has been renumbered as license #47-2472.

The bank hereby requests that you maintain a record in your files of the bank's claimed security interest in the licenses enumerated above. Should any action be taken with respect to any of those licenses, please notify Frank M. Arana, Vice President and Manager, The Idaho First National Bank, Buhl Branch, P. O. Box 666, 819 Main Street, Buhl, Idaho 83316.

Thank your courtesies extended in this matter.

Sincerely,

THE IDAHO FIRST NATIONAL BANK


David E. Wynkoop
Counsel

DEW/ac

Enclosure

cc: John Ward
Attorney at Law

Frank M. Arana
Buhl Office - #1-02

Dale Bartles
Branch Administration - #1-5110

RECEIVED



AFFILIATE OF
MOORE FINANCIAL GROUP

REAL ESTATE MORTGAGE

THIS MORTGAGE, made by THOMAS C. McCLAIN FARMS, INC.,

an Idaho Corporation,

of Buhl, County of Twin Falls, State of

Idaho, as mortgagor, and THE IDAHO FIRST NATIONAL BANK, a National Banking Association, of Boise, Idaho, as mortgagee.

WITNESSETH: That said mortgagor, in order to secure the payment to the mortgagee of the sum of -Two Million
Three Hundred Thousand and no/100----- Dollars
and interest and all other sums as provided herein, and the performance of all covenants herein contained, does hereby grant,
bargain, sell and convey unto the said mortgagee, its successors and assigns forever, the following described real estate

situated in _____, County of Twin Falls, State of
Idaho, to-wit:

See Exhibit "A" attached hereto
and made part hereof.

Together with all right, title and interest to all water rights as follows:

1. 0.85 CFS on 103 Acres, License No. 47-2312;
2. 2.50 CFS on 664 Acres, License No. 51-2258;
3. 4.86 CFS on 664 Acres, License No. 51-2259;
4. 3.70 CFS on 289 Acres, License No. 47-2244A;
5. 3.20 CFS on 535 Acres, License No. 51-7108;
6. 6.83 CFS on 200 Acres, License No. 47-7030;
7. 6.83 CFS on 320 Acres, License No. 47-7039;
8. 4.55 CFS on 360 Acres, License No. 47-2261;
9. 3.33 CFS on 266 Acres, License No. 51-2444;
10. 3.49 CFS on 279 Acres, License No. 51-2445.

COPY

State of Idaho
Co. of Twin Falls } ss
I hereby certify that
this inst. filed for
record at _____
this
MAY 8 1986
In my office and recorded
in Book _____
of _____
MICHAEL A. FENC
Fee \$ _____ Deputy
return to _____

RECEIVED

JUN 16 1986

Department of Water Resources

TOGETHER WITH all the improvements, privileges and appurtenances thereunto belonging and the rents, issues and profits thereof, and all rights of homestead exemption, and all ditch and water rights of every nature, however evidenced, owned by said mortgagor or belonging to or with, leading to, connected with, or usually had and enjoyed in connection with said premises or any part or parts thereof, together with any and all fixtures upon said premises at the time of execution of this mortgage, or at any time during the term thereof, including but not limited to all apparatus and fixtures of every description for watering, lighting and heating said premises.

The mortgagor shall be entitled to the rents, issues, and profits of the real property hereby mortgaged unless and until he defaults hereunder. Immediately following a default the mortgagee shall be entitled to the rents, issues, and profits of said real property, and the same are hereby assigned to the mortgagee from and after the date of said default.

RECORDED

This grant is intended as a mortgage:

(1) To secure payment of the principal sum of -Two Million Three Hundred Thousand and no/100-

Dollars

in lawful money of the United States evidenced by and according to the terms of a promissory note executed and delivered by
THOMAS C. MCCLAIN FARMS, INC.

as maker, said note being
made, executed and delivered to the mortgagee herein as payee, and in form and substance as follows, to-wit:

Thomas C. McClain Farms, Inc.

015-835-1957

01018

Buhl, IDAHO, May 1, 1986 \$ -2,300,000.00-

On demand or March 1, 1987 after date, for value received, I, we, or either of us, promise to pay to THE IDAHO FIRST NATIONAL BANK,
or order, at its Buhl Office at Buhl, Idaho, the sum of
-Two Million Three Hundred Thousand and no/100- DOLLARS
in lawful money of the United States, payable, together with interest thereon computed on the daily outstanding unpaid balance at a rate per annum
equal to the Idaho First National Bank Base Agricultural which rate is changed from time to time and is effective as of the
date of such change, plus -2.75- percent. Interest is payable quarterly beginning June 1, 1986

If default be made in the payment of any installment of principal, or of any interest payment, the whole unpaid balance of said principal and the
accrued interest shall become immediately due at the option of the holder hereof. In case suit or action is instituted to collect this note, or any portion
thereof, I, we, or either of us, promise to pay, besides all costs of collection, a reasonable attorney's fee to be fixed by the court. Any unpaid balance,
after maturity, including principal and interest and late charges, shall bear interest at the maximum rate allowable by law. Presentment, demand of
payment, protest, and notice of non-payment and of protest, are hereby waived.

ADDRESS P. O. Box 346, Buhl, ID 83316

THOMAS C. MCCLAIN FARMS, INC.

NO. 10889

By: Thomas C. McClain
Thomas C. McClain, President

SECURITY S/A Crops & Equipment dtd 5-1-86;
Real Estate Mortgages & Deeds of Trust dtd 5-1-86
SECURITY AGREEMENT DATED

CR00840 (IN-37) STRAIGHT MATURITY - FLOATING RATE

208 570 710

23,000 Com. Loan Fee

(2) To secure payment of any and all extensions or renewals, and successive extensions or renewals of the note above described, or of the indebtedness represented by the same, and of any other indebtedness at any time secured by this mortgage, whether represented by notes, drafts, open accounts or otherwise, and all the interest on all the same, all of which extensions or renewals shall be optional with the mortgagee, but at the mortgagee's option may be made by new notes or otherwise, and at, before or after maturity, and for all of which this mortgagee's option may be made by new notes or otherwise, and at, before or after maturity, and for all of which this mortgage shall stand as a continuing security until paid.

(3) To secure payment of any note or notes given by said mortgagor to said mortgagee for future loans and advances to the amount of, but not in excess of, -Three Million Five Hundred Thousand and no/100----- Dollars which the said mortgagee may at its option make to the said mortgagor.

The mortgagor does jointly and severally covenant and agree that said premises are free and clear of all liens or encumbrances superior to this mortgage and to warrant and defend the same against the lawful claims and demands of all persons whomsoever.

The said mortgagor hereby covenants and agrees to pay, before the same become delinquent, all taxes and assessments upon said premises, or this mortgage, or debt secured thereby, and to exhibit receipts showing the payment thereof at the office of the holder of this mortgage within twenty days after such taxes or assessments become due and payable; also all personal taxes; and in event of default so to do, the holder hereof may pay the same; to keep the present building or buildings upon, and any which may hereafter be erected upon said premises, insured against fire in a sum not less

than -Zero- Dollars,
with loss, if any, payable to the said mortgagee, or assigns, in some company to be approved by the mortgagee, and deliver all policies and renewals thereof to it, and said policies are hereby assigned to the mortgagee as additional security for the payments of the indebtedness secured hereby, and in event of default of the mortgagor to obtain and keep in force the insurance on said premises, the holder hereof may at its option insure the same in such amount as it may deem desirable. Nothing herein shall be deemed to hold the mortgagee responsible for failure to have insurance placed or for any loss growing out of any defect in any policy or because of failure of any insurance company to pay for any loss or damage insured against.

MICROFILMED

In case of the foreclosure hereof the mortgagor agrees to pay, in addition to the costs and disbursements allowed by law, such sum as the court may adjudge reasonable as an attorney's fee in said action, said sum to be a lien upon the said premises and due and payable when suit is begun. The plaintiff in such suit of foreclosure shall be entitled without notice, to the appointment of a receiver to collect and receive the rents, issues and profits of the mortgaged premises, and to exercise such other powers as the court shall confer. It is also agreed that should this mortgage be foreclosed, then in the decree of foreclosure entered in such action, the property described therein may be sold en masse, or as more than one lot or parcel, at the option of the mortgagee. In the event of sale on foreclosure of this mortgage, should the premises sell for less than the sum required to satisfy the entire indebtedness and all costs, the deficiency shall stand as a judgement against the mortgagor and be collectible in the manner provided by law, and the mortgagor further agrees that the amount for which said mortgaged property may sell at foreclosure sale upon lawful notice shall be conclusively deemed in any foreclosure suit to be the reasonable value of such property.

Said mortgagor further covenants and agrees to keep the improvements erected or to be erected on said premises, in good order and repair, and to commit or suffer no waste of the mortgaged premises.

The mortgagor agrees that he will not sell and convey the mortgaged premises, or any part thereof or interest therein, during the life of this mortgage without the written consent of the mortgagee first had and obtained.

The Mortgagor also agrees to pay a "late charge" not to exceed two cents for each one dollar of each payment more than fifteen (15) days in arrears to cover extra expense involved in handling delinquent payments.

It is also agreed that the failure to pay when due any sum herein covenanted to be paid, or secured hereby, or the failure to comply with any one or more of the agreements hereof, shall cause the whole debt to become due and collectible at the option of the mortgagee, without notice; that all sums paid by the said mortgagee for insurance, taxes, rents or assessments, abstract charges, as well as any sum otherwise paid in the protection of the lien of this mortgage, shall bear in-

terest from date of such payment at the rate of * _____ per cent per annum, and shall be secured hereby and collected with said principal note. * 2.75 percent above the Idaho First National Bank Base Agricultural Rate, floating

And also that the mortgagee may at any time, without notice, release portions of said mortgaged premises from the lien of this mortgage without affecting the personal liability of any person for the payment of said indebtedness or the lien of this mortgage upon the remainder of the mortgaged premises for the full amount of said indebtedness then remaining unpaid.

This mortgage and the note secured hereby shall be governed and construed according to the laws of the State of
Idaho _____ at the date of execution.

The mortgagor agrees that in the event of the passage after the date of this mortgage of any law of the State of
Idaho _____ deducting from the value of property for the purpose of taxation, any lien thereon, or changing in any way the laws now in force for the taxation of mortgages or debts secured thereby for State or Local purposes, or the manner of the collection of any such taxes so as to affect the interest of the owner and holder of this mortgage, then the whole of the principal sum secured by this mortgage, together with the interest due thereon shall at the option of the owner and holder of this mortgage, without notice to any party, become immediately due and payable.

The word "mortgagor" and the language of this instrument shall, where there is more than one mortgagor, be construed as plural, and be binding equally on all mortgagors; and the word "mortgagee" shall be construed as including any lawful holder hereof; and both the words "mortgagor" and "mortgagee" shall be construed as including the heirs, executors, administrators, successors and assigns of each, as the case may be.

IN WITNESS WHEREOF, the said mortgagor has _____, hereunto set _____ its _____ hand and seal this _____ 1st _____ day of _____ May _____, 19 _____ 86.

Signed, sealed and delivered in the presence of _____ THOMAS C. McCLAIN FARMS, INC. (SEAL)
By: _____ Thomas C. McClain, President (SEAL)
_____ (SEAL)

MICROFILMED

INDIVIDUAL ACKNOWLEDGEMENT
PARTNERSHIP ACKNOWLEDGEMENT
CORPORATION ACKNOWLEDGEMENT

STATE OF IDAHO, ss
COUNTY OF _____

On this _____ day of _____, in the year 19____, before me _____
_____, a notary public in and for said State of Idaho, personally
appeared _____
known or identified to me (or proved to me on the oath of _____) to be the person _____
whose name _____ subscribed to the within instrument and acknowledged to me that _____ he _____
executed the same.

Notary Public for Idaho,
Residing at _____
My commission expires _____

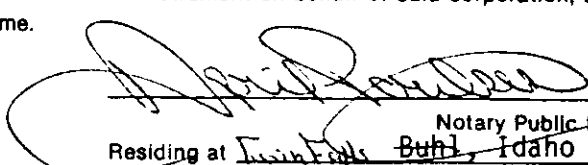
STATE OF IDAHO, ss
COUNTY OF _____

On this _____ day of _____, in the year 19____, before me _____
_____, a notary public in and for said State of Idaho, personally
appeared _____
known or identified to me (or proved to me on the oath of _____), to be one
of the partners in the partnership of _____, and the partner or one of the
partners who subscribed said partnership name to the foregoing instrument, and acknowledged to me that he ex-
ecuted the same in said partnership name.

Notary Public for Idaho,
Residing at _____
My commission expires _____

STATE OF IDAHO, ss
COUNTY OF Twin Falls

On this 1st day of May, in the year 1986, before me _____
the undersigned, a notary public in and for said State of Idaho, personally
appeared Thomas C. McClain
known or identified to me (or proved to me on the oath of _____), 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 for Idaho,
Residing at Twin Falls, Buhl, Idaho
My commission expires Continuous 9-2-87

No. _____

Real Estate Mortgage

From _____

to _____

Office of County Recorder _____

County of _____ ss.

State of _____

I hereby certify that the within mortgage

was filed in this office for the record on the

day of _____, A.D.

19____ at _____ o'clock _____ m.,

and was duly recorded in Book _____

_____ of Mortgages, page _____

_____ of County Records.

Recorder.

By _____

Deputy.

MICROFILMED

EXHIBIT "A"

PARCEL I - RECORD OWNER: Thomas C. McClain Farms, Inc.

Township 9 South, Range 12 East of the Boise Meridian, Twin Falls County, Idaho

SECTION 24: $E\frac{1}{2}NE\frac{1}{4}$; $NE\frac{1}{4}SE\frac{1}{4}$

Township 9 South, Range 13 East of the Boise Meridian, Twin Falls County, Idaho

SECTION 19: Lots 1 and 2; $E\frac{1}{2}NW\frac{1}{4}$; $W\frac{1}{2}NE\frac{1}{4}$

PARCEL II - RECORD OWNER: Thomas C. McClain Farms, Inc.

Township 9 South, Range 12 East of the Boise Meridian, Twin Falls County, Idaho

SECTION 25: $SW\frac{1}{4}NW\frac{1}{4}$

SECTION 26: $N\frac{1}{2}NW\frac{1}{4}$; $SE\frac{1}{4}NW\frac{1}{4}$, $NE\frac{1}{4}$

COPY

PARCEL IV - RECORD OWNER: Thomas C. McClain Farms, Inc.

Township 9 South, Range 12 East of the Boise Meridian, Twin Falls County, Idaho

SECTION 26: $S\frac{1}{2}SW\frac{1}{4}$; $SE\frac{1}{4}$

SECTION 35: That portion of the Southeast quarter of Section 35 described as follows, to-wit:

CONTINUED

THOMAS C. MCCLAIN FARMS, INC.

By: Thomas C. McClain
Thomas C. McClain, President

MICROFILMED

EXHIBIT "A" CONTINUED

BEGINNING at the Southeast corner of Section 35, Township 9 South, Range 12 East of the Boise Meridian; THENCE North 0° 01' West, along the East boundary line of said Section 35 a distance of 2641.07 feet to the East quarter corner of said Section 35; THENCE South 89° 52' West along the North boundary line of the Southeast quarter of said Section 35 a distance of 1397.5 feet to a point on the centerline of an existing private road; THENCE South 42° 48' East 481.1 feet, along the centerline of said private road; THENCE South 11° 26' East 1095.4 feet, along the centerline of said private road; THENCE South 35° 06' East 1484.3 feet, along the centerline of said private road to the point of beginning.

Township 10 South, Range 12 East of the Boise Meridian, Twin Falls County Idaho

SECTION 1: Lot 4; S $\frac{1}{2}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$; E $\frac{1}{2}$ SW $\frac{1}{4}$; W $\frac{1}{2}$ SE $\frac{1}{4}$; and the North 400 feet of the NW $\frac{1}{4}$ SW $\frac{1}{4}$

PARCEL V - RECORD OWNER: Thomas C. McClain Farms, Inc.

Township 9 South, Range 12 East of the Boise Meridian, Twin Falls County, Idaho

SECTION 35: NE $\frac{1}{4}$; N $\frac{1}{2}$ NW $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$

EXCEPT that portion thereof described as follows:

A tract of land in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, the SE $\frac{1}{4}$ NW $\frac{1}{4}$ and the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 35, Township 9 South, Range 12 East of the Boise Meridian, Twin Falls County, Idaho, described as follows:

BEGINNING at the quarter corner common to Sections 35 and 36, Township 9 South, Range 12 East of the Boise Meridian; THENCE South 89° 52' West, a distance of 1397.5 feet to the True Point of Beginning, said point being on the centerline of an existing private road and on the North boundary line of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 35; THENCE North 42° 48' West, a distance of 60.0 feet along the centerline of said road; THENCE North 47° 58' West, a distance of 948.0 feet along the centerline of said road; THENCE North 15° 08' West, a distance of 421 feet along the centerline of said

CONTINUED

THOMAS C. McCLAIN FARMS, INC.

By Thomas C. McClain
Thomas C. McClain, President

MICROFILMED

EXHIBIT "A" CONTINUED

road; THENCE North 46° 28' West, a distance of 229.4 feet along the centerline of said road to a point; THENCE South 53° 42' West, a distance of 1138.8 feet along the centerline of said road; THENCE South 34° 44' East, a distance of 693.1 feet to a point on the centerline of said road; THENCE South 25° 23' East, a distance of 381.8 feet to a point on the centerline of said road; THENCE South 8° 06' East, a distance of 984.9 feet to the 1/16 corner, said corner being the Southeast corner of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 35; THENCE North 0° 01' West, a distance of 1320.5 feet along the East boundary line of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ to the Northeast corner of said 40 acre tract (NE $\frac{1}{4}$ SW $\frac{1}{4}$); THENCE North 89° 52' East along the South boundary line of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 35, a distance of 1241.65 feet to the Point of Beginning.

PARCEL VI - RECORD OWNER: Thomas C. McClain Farms, Inc.

Township 9 South, Range 12 East of the Boise Meridian, Twin Falls County, Idaho

SECTION 36: NE $\frac{1}{4}$ NW $\frac{1}{4}$

Township 10 South, Range 12 East of the Boise Meridian, Twin Falls County, Idaho

SECTION 1: Lots 1, 2 and 3; SE $\frac{1}{4}$ NE $\frac{1}{4}$; E $\frac{1}{2}$ SE $\frac{1}{4}$

SECTION 12: S $\frac{1}{2}$ NE $\frac{1}{4}$

PARCEL VII - RECORD OWNER: Thomas C. McClain Farms, Inc.

Township 9 South, Range 12 East of the Boise Meridian, Twin Falls County, Idaho

SECTION 36: SW $\frac{1}{4}$ SW $\frac{1}{4}$; E $\frac{1}{2}$ SW $\frac{1}{4}$

PARCEL VIII - RECORD OWNER: Thomas C. McClain Farms, Inc.

Township 10 South, Range 12 East of the Boise Meridian, Twin Falls County, Idaho

SECTION 12: N $\frac{1}{2}$ NE $\frac{1}{4}$; NE $\frac{1}{4}$ NW $\frac{1}{4}$

CONTINUED

THOMAS C. MCCLAIN FARMS, INC.

By Thomas C. McClain
Thomas C. McClain, President

MICROFILMED

EXHIBIT "A" CONTINUED

PARCEL X - RECORD OWNER: Thomas C. McClain Farms, Inc.

Township 9 South, Range 13 East of the Boise Meridian, Twin Falls County, Idaho

SECTION 19: E $\frac{1}{2}$ SW $\frac{1}{4}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$

SECTION 30: NW $\frac{1}{4}$ NE $\frac{1}{4}$; NE $\frac{1}{4}$ NW $\frac{1}{4}$

PARCEL XI - RECORD OWNER: Thomas C. McClain Farms, Inc.

Township 9 South, Range 13 East of the Boise Meridian, Twin Falls County, Idaho

SECTION 30: Lots 3 and 4; E $\frac{1}{2}$ SW $\frac{1}{4}$; W $\frac{1}{2}$ SE $\frac{1}{4}$

SECTION 31: Lots 1 and 2; E $\frac{1}{2}$ NW $\frac{1}{4}$

PARCEL XII - RECORD OWNER: Thomas C. McClain Farms, Inc.

Township 9 South, Range 13 East of the Boise Meridian, Twin Falls County, Idaho

SECTION 29: NW $\frac{1}{4}$; N $\frac{1}{2}$ SW $\frac{1}{4}$

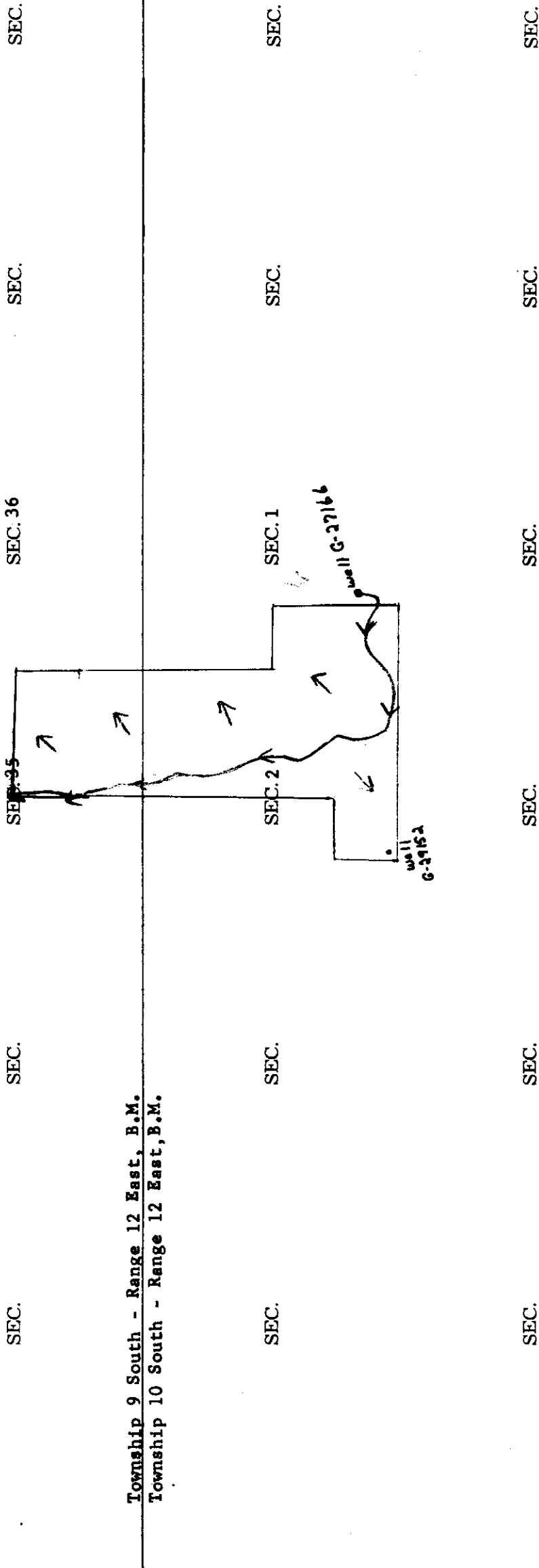
SECTION 30: E $\frac{1}{2}$ NE $\frac{1}{4}$

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EXCEPT all minerals in or under the above described Parcels I thru XII inclusive including but not limited to metals, oil, gas, coal, stone and mineral rights, mining rights and easement rights or other matters relating thereto whether expressed or implied.

THOMAS C. MCCLAIN FARMS, INC.

By Thomas C. McClain
Thomas C. McClain, President



Scale: 2 Inches—1 Mile. Draw Map in Ink.

PREPARED BY
IDAHO LAND & APPRAISAL SERVICE
BOY 2161, BOISE, IDAHO
PLEASE VERIFY OF ANY DEVIATIONS
OR IF FURTHER INFORMATION IS NEEDED

What is the total amount of water in inches, or second feet, dedicated to said land? 520"

What kind of crops are being raised? Diversified Row Crops

How much water per acre is now required to irrigate said land? 5/8"

What will be the effect on the land now irrigated, if the use of water on it is discontinued? Discontinued

use will not effect lands now irrigated because there is other water available

under permits G-29152, G-22433 and 27498 to irrigate this land.

Give location of new point of diversion, if change is to be made ---

Through what ditch will it be conducted after transfer? Same private ditch.

How much water will be required per acre to irrigate the land to which this water is transferred?

5/8"

Do you claim any other water right for the land from which you seek to abandon the use of this water?

G-29152, Priority 11/21/60 - 190"; G-22433 - Priority 10/25/51-
If so, give amount, date and source 4.55 cfs; 27498, Priority 7/31/58-100". G-29152 & G-22433 are
from wells & 27498 is waste water from an unnamed drain.

Is there any other water right for the land to which you seek to make this transfer? If so, give amount,

date and source G-29152 - 200" - Priority 11/21/60 from a drilled well.

PREPARED BY
IDAHO LAND & APPRAISAL SERVICE
2191 BOISE, IDAHO
PLEASE NOTIFY OF ANY DECISIONS
OR IF FURTHER INFORMATION IS NEEDED

Signed X Melvin J. McClain Applicant.

STATE OF IDAHO,
County of Blaine } ss.

I, _____, Watermaster of _____

Water District No. _____, County of _____, State of Idaho, whose postoffice address

is _____, have read or heard read the foregoing affidavit and petition

of _____, and, of my own knowledge, believe the same to be true

as to all matters therein alleged, and that no one will be injured by the transfer prayed to be authorized;

and I hereby endorse my approval of said petition, and request that the State Reclamation Engineer

issue the certificate of transfer as petitioned; or (do not approve of the issuance of the certificate of

transfer prayed for) for the following reasons: _____

Watermaster, District No. _____

Dated at _____, Idaho, this _____ day of _____, 19 _____

T-1061

47-2312

PREPARED BY
 IDAHO LAND & APPRAISAL SERVICE
 BOX 2131, BOISE, IDAHO
 PLEASE NOTIFY OF ANY DECISIONS
 OR IF FURTHER INFORMATION IS NEEDED

Application For Transfer of Water Right

STATE OF IDAHO

County of Twin Falls

ss.

RECEIVED
 SEP 23 1965

Melvin J. McClain

Department of Reclamation

deposes and says:

That his name is Melvin J. McClain; that he is of lawful age, a citizen of the United States and of the State of Idaho, and that his postoffice address is 411 E. Main Street, Buhl, Idaho.

That he is the owner and using a certain water right, bearing date of priority of Dec. 17, 1957, for 4.96 cubic feet per second of the waters of a drilled well County of Twin Falls, State of Idaho, decreed to --- by decree of Judge --- of the --- Judicial District of the State of Idaho, in and for the county of ---, in the case of --- vs. ---, said decree bearing date of ---

(or obtained by virtue of License No. G-27166, issued by the State Department of Reclamation of the State of Idaho, dated Sept 27, 1963, bearing date of Dec 17, 1957

for the purpose of irrigating the following described lands situate, lying and being in Water District No. --- in the County of Twin Falls and State of Idaho, to-wit: T9S-R12E, B.M., Sec. 26 - SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 35 - NE $\frac{1}{4}$, E $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$; T10S-R12E, B.M., Sec. 1 - SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, W $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 2 - SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 12 - W $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$

and is the person (or representative of the corporation) to whom such right so issued, or has become the owner thereof in the following manner, i.e. by assignment.

as per abstract of title of said water right hereto attached and made a part of this statement;

That said waters are now diverted from said stream in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 1, Township 10S, Range 12E, B. M., and conducted to the above described lands through private ditch as per map herewith and of this affidavit made a part.

CHANGE IN PLACE OF USE

That affiant and petitioner desires to abandon the use of 4.96 cubic feet per second of said water upon the above described land, and to convey and use same upon the following tract, situate, lying and being in the County of Twin Falls and State of Idaho, to-wit:

T9S-R12E, B.M., Sec. 35 - SE $\frac{1}{4}$; T10S-R12E, B.M., Sec. 1 - W $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 2 - E $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$

That reasons for desiring to make such transfer are as follows: The water from this well was used in the past by my brother and I in one operation. We are, at this time dividing our operation and the water from this well is to be used on my deeded lands only.

T-1061
 47-2310

That he intends to divert and convey said 4.96 second feet of water to the tract of land last above described in the following manner and as per map accompanying this application:

From well to ditch through a privately owned ditch.

Note—If this water right has heretofore been carried jointly in a ditch with other water, affiant should secure written consent of other owners or users to removal from its original carrier and file such consent with this affidavit.

CHANGE IN POINT OF DIVERSION

That affiant desires to change the point of diversion of said waters from the point above described to a point located in 1/4 of 1/4 of Section , Township , Range , and thereafter conduct same to the above described land through the ditch, as per map appended.

That his reasons for desiring to make such change are as follows:

Petitioner asserts that no one will be injured by such transfer, or change in point of diversion, and that the change will be made at petitioner's own risk.

WHEREFORE, Affiant and Petitioner prays that the State Reclamation Engineer of the State of Idaho issue to him the proper certificate authorizing such change in point of diversion and/or place of use, in accordance with the provisions of Sections 42-108 and 42-222 of the Idaho Code.

Melvin J. McClain
Melvin J. McClain

Applicant.

Subscribed and sworn to before me this 17th day of Sept, 1945.

Notary Public.

APPLICANT WILL ANSWER THE FOLLOWING QUESTIONS:

From what stream is the water diverted? ---

Where is the diversion point located? SE1/4SW1/4, Section 1, T10 S - R12E, B.M.

Through what ditch is it now conducted? private ditch

How much land is now irrigated by the water sought to be transferred? 705 ac.

Give the description: T9S-R12E, B.M., Sec. 26 - SE1/4, SE1/4SW1/4; Sec. 35 - NE1/4, E1/4NW1/4, NE1/4SW1/4;
T10S-R12E, V.M., Sec. 1 - SW1/4NE1/4, W1/4NW1/4, SE1/4NW1/4, SW1/4, W1/4SE1/4; Sec. 2 - SE1/4NE1/4,
E1/4SE1/4; Sec. 12 - W1/4NE1/4, NE1/4NW1/4

NOTICE OF PROPOSED TRANSFER OF WATER RIGHT

Notice is hereby given that Melvin J. McClain of
411 E. Main St., Buhl, Idaho has applied to the State Reclamation Engineer of the
State of Idaho for a certificate authorizing him to change the ~~point of diversion~~
~~and/or~~ place of use of the waters of subterranean source as follows:
Amount: 4,96 cubic feet per second. Priority: Dec. 17, 1957
Point of diversion: SE 1/4 S24, Sec. 1, Township 10S. Range 12E, B.M.
Place of Use: (same as shown on application)

To Be Transferred To

~~Point of Diversion:~~ 1/4 1/4, Section 35, Township 10S., Range 12E, B.M.
Place of Use: SE 1/4, Sec. 35, Twp 9 S. Rge 12 E. B.M.
S2 1/2 S24, Sec. 1; E 1/2, SE 1/4 S24, Sec. 2,
Twp 10 S., Rge 12 E. B.M.,

And that on the 15th day of October, 1965, at 10:00 o'clock a. M.
at Room 107 Statehouse, Boise, Idaho, before the State Reclamation Engineer,
or his authorized agent, the opportunity will be given to any and all persons to
appear and present, for his consideration any reason or reasons why a certificate
should not be issued authorizing such transfer.

State Reclamation Engineer

T-1061

47-2312

NOTICE OF PROPOSED TRANSFER OF WATER RIGHT

Notice is hereby given that Malvin J. McClain of
411 E. Main, Buhl, Idaho has applied to the State Reclamation Engineer of the
State of Idaho for a certificate authorizing him to change the ~~point of diversion~~
~~and/or~~ place of use of the waters of subterranean source as follows:
Amount: 4.96 cubic feet per second. Priority: December 17, 1957
Point of diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 1, Township 10 S., Range 12 E., B.M.
Place of Use: SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 26; NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, /Sec. 35; Twp. 9 S., R. 12 E.B.M.;
SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 1; SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec 2;
W $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 12; T. 10 S., R. 12 E.B.M.

To Be Transferred To

~~Point of diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 1, Township 10 S., Range 12 E., B.M.~~
Place of Use: SE $\frac{1}{4}$, Sec. 35; Twp. 9 S., Rge. 12 E.B.M., W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 1; E $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$,
Sec. 2, Twp. 10 S., Rge. 12 E.B.M.,

And that on the 15th day of October, 19 65, at 10:00 o'clock A.M.
at Room 107 Statehouse, Boise, Idaho, before the State Reclamation Engineer,
or his authorized agent, the opportunity will be given to any and all persons to
appear and present, for his consideration any reason or reasons why a certificate
should not be issued authorizing such transfer.

CARL E. TAPPAN

State Reclamation Engineer

T-1061

47-2312

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

September 27, 1965

Re: Transfer of Water Right
Melvin J. McClain

Times News,
Twin Falls, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for two consecutive weeks prior to **October 15, 1965** the date set for hearing; the expense of the publication is to be paid by the applicant **Melvin J. McClain** of **411 E. Main St., Buhl, Idaho** to whom you should furnish proof of publication on or prior to the date set for hearing.

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

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

ROBERT W. HAMILTON
Supervisor of Water Distribution

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

Encl.

T-1061
47-23/2

October 15, 1965

Re: Transfer of Water Right

Mr. Melvin J. McClain,
411 E. Main,
Buhl, Idaho.

Dear Mr. McClain:

As there were no protests on your application for transfer of water right, your Certificate will be issued upon receipt of the Affidavit of Publication, which the Times-News will furnish you, and the \$1.00 recording fee.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

ROBERT W. HAMILTON
Supervisor of Water Distribution

RWH:pmk

T-1061

47-2312

Affidavit of Publication

No 11380

STATE OF IDAHO,
COUNTY OF TWIN FALLS } ss.

NOTICE OF PROPOSED TRANSFER OF WATER RIGHT

Notice is hereby given that Melvin J. McClain of 411 E. Main, Buhl, Idaho has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing him to change the place of use of the waters of Ambrogeon course as follows: Amount 1.50 cubic foot per second. Priority: December 17, 1937. Point of diversion: SE 1/4 SW 1/4, Section 1, Township 10 S., Range 12 E., N.M. Place of Use: SE 1/4, NE 1/4 SW 1/4, Sec. 24, NE 1/4 E 1/4 NE 1/4, NE 1/4 SW 1/4, Sec. 25, Twp. 9 S., R. 12 E.S.M.; SW 1/4 NE 1/4, NW 1/4 NE 1/4, SE 1/4 NW 1/4, SW 1/4, W 1/4 SW 1/4, Sec. 1, SE 1/4 NE 1/4, E 1/4 SW 1/4, Sec. 2, W 1/4 NW 1/4, NE 1/4 NW 1/4, Sec. 12, T. 10 S., R. 12 E.S.M.

To Be Transferred To

Place of Use: SE 1/4, Sec. 24, Twp. 9 S., R. 12 E.S.M., W 1/4 SW 1/4, Sec. 1, E 1/4, SE 1/4 SW 1/4, Sec. 2, Twp. 10 S., R. 12 E.S.M.

And that on the 15th day of October, 1938, at 10:00 o'clock A.M. at Room 107, Statehouse, Boise, Idaho, before the State Reclamation Engineer, or his authorized agent, the opportunity will be given to any and all persons to appear and present, for his consideration any reason or reasons why a certificate should not be issued authorizing such transfer.

CARL E. TAFFAN

State Reclamation Engineer
Publish: Sept. 24, Oct. 9, 1938.

I, _____, being first duly sworn upon

oath depose and say that I am _____ of the TIMES-NEWS, published daily, except Saturday, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for _____

consecutive _____, commencing with the issue dated _____, 19____, and ending with the issue dated _____, 19____.

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under said names in said city and county continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-NEWS, since such consolidation, has been published as a daily newspaper except Saturday, under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated as the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

Subscribed and sworn to before me this _____ day of _____, 19____.

Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho.

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

Notice is hereby given that at 10 A.M., on the 8th day of February 1963, at Boise, County of Ada, State of Idaho, before Joan H. Bain, Notary Public, at 329 Idaho Bldg., Boise, Ida., proof will be submitted of the completion of works for the diversion of 9 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-27166, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is C. W. & Rose E. McClain, Rt. 1, Castleford, Ida.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 9 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 9 cubic feet per second.

4. The point of diversion of said water is SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 1, T 10 S — R 12 E., B.M., Ida.

5. The place where said water is is SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 26; NE $\frac{1}{4}$ N $\frac{1}{2}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35 T9S—R12E., B.M. Lot 4, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 1; SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 2; NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 12, T10S—R12E., B. M., Ida.

6. The date of priority which said user is prepared to establish is Dec. 17, 1957.

GEO. N. CARTER

State Reclamation Engineer

Publish: Jan. 10, 17, 24, 31, 1963.

January 17, 1966

Re: Transfer of Water Right No. 1061
Melvin J. McClain

Mr. Harley M. McDowell,
Idaho Land & Appraisal Service,
Box 2161,
Boise, Idaho.

Dear Mr. McDowell:

We are enclosing Order Granting Transfer and Certificate of Transfer of Water Right No. 1061, together with Departmental Receipt No. G-10088, which was issued covering payment in the amount of \$1.00 for the recording fee of the above mentioned transfer.

Also enclosed is a copy of the Certificate of Transfer of Water Right for your files.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

ROBERT W. HAMILTON
Supervisor of Water Distribution

Encl/
RWH:pmk

cc: Melvin J. McClain
411 E. Main St.,
Buhl, Idaho.

T-1061
47-2372

September 23, 1965

RE: License No. G-27166
C. W. and Rose McClain

Idaho Land and Appraisal Service
Box 2161
Boise, Idaho 83701

Gentlemen:

Returned herewith are your fees and assignment from C. W. and Rose McClain to Melvin J. and Fannie McClain.

This department has no means of recording assignments of licensed rights or decreed water.

Assignments or sales of licensed rights and decreed rights should be recorded in the county in which the works are located.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

M. RUSSELL BOSCH
State Water Rights and
Records Clerk

MRB:ejw
Encl: Assignment

27166

Castledford State
Sept 24 - 1963,

Dear Sir:

Enclose please find che for \$61⁰⁰
to cover proof of Completion of
works & application of Water of permit
MS G 27166. Please issue the
Certificate of Completion of Works & the
License & Certificate of Water Right
Thanking You.

C W Gipe Claim
Castledford

RECEIVED
SEP 24 1963

Department of Reclamation

27166

September 27, 1963

Re: Permit No. G-27166

C. W. McClain
Route #1
Castleford, Idaho

Dear Mr. McClain:

Enclosed are the Certificate of Completion of Works
and License and Certificate of Water Right issued on Permit No.
G-27166.

Also enclosed is departmental receipt No. G-8270 in
the amount of \$61.00 covering fees.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. certificates
receipt

27166

State of Idaho

DEPARTMENT OF RECLAMATION

Boise, Idaho

August 20, 1963

Re: Permit No. G-27166

C. W. McClain
Rt 1
Castleford, Idaho

Dear Mr. McClain:

Our field engineer's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-27166 shows the well is (~~248~~) capable of conveying 248 miner's inches, or 4.96 c.f.s. of water for the irrigation of 705 acres.

Upon receipt of the statutory fees, totaling \$ 61.00, which consists of a Completion of Works fee of \$ 5.00 and License and Certificate of Water Right fee of \$ 56.00 based at the rate of \$2.00 for each 40-acre subdivision - we will issue the Certificate of Completion of Works and the License and Certificate of Water Right confirming the right, with priority of December 17, 1957 to the use of 4.96 second feet of subterranean water with the point of diversion in the SE₄SW₄, Sec. 1, T. 10 S., R. 12 E., B. 1. for irrigation of 705 acres in the SE₄SW₄, Sec. 26; NE₄, E₄NW₄, NE₄SW₄, Sec. 35, T. 9 S., R. 12 E., B. 1.; SW₄NE₄, NW₄NW₄, S₄NW₄, SW₄, W₄SE₄, Sec. 1; SE₄NE₄, E₄SE₄, Sec. 2, W₄NE₄, NE₄NW₄, Sec. 12, T. 10 S., R. 12 E., B. 1.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

27166

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-27166

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant C. W. & Rose E. McClain
2. Source of water supply: a well - subterranean
3. Location of point of diversion: Is in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 1
T. 10 S. R. 12 E. County of Twin Falls

4. Describe works as they exist, giving dimensions and capacities of same: 350 H.P. 21-S.
Motor #? Layne & Boulder pump # 25235 10" x 370' Column
20" x 140' casing h: 270' O.D. 340' well depth 500'
12" x 14" discharge into concrete distribution box 5' x 7' x 31" into
open ditch

5. Water is used for: irrigation
6. State whether or not water has been turned into works of diversion: yes

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

SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 26; N $\frac{1}{2}$ N $\frac{1}{2}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, T. 9 S., R. 12 E., B. M.
Lot 4 (NW $\frac{1}{4}$ NW $\frac{1}{4}$), S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 1; SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 2;
NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 12, T. 10 S., R. 12 E., B. M.

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

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

Remarks: Mr. Tom McClain (son) participated in examination

Measurement was made with Rippolletti weir
.61 over 2' weir or 160 inches
.41 over 2' weir or 88 inches
248

This examination was made on the 15th day of August, 1963.

(Signed Ron Deberg)

Examiner.

27166

INSTRUCTIONS TO EXAMINERS

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

RECEIVED

Department of Agriculture

012
170' x 20" N. 340'
140' x 20" W. & Rose E. McClain
150' x 20" C. W. & Rose E. McClain
150' x 20" Castleford, Idaho
250' x 20" Route #1
250' x 20" Permit No. G-27166

Completion of Works
Examination for and Beneficial Use

County Twin Falls

Quantity: 9.0 c.f.s. Sec. 1 T. 10S. R. 12E

Source: Well

P. D.: SE. SW., Sec. 1, T. 10S. - R. 12E BM

Use: Irrigation

Filed: Dec. 17, 1957

Due: Dec. 27, 1962

Extension:

Protest:

Completion of Works:

Other Rights: G-22433 (Part of this)

Driller - Max Gray

27166

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-27166

REPORT ON PROOF OF Completion of Works & Beneficial Use

C. W. & Rose E. McClain
Castleford, Idaho
Route #1

27166

Affidavit of Publication

No 9648

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

Notice is hereby given that at 10 A.M. on the 24th day of February 1963, at Boise, County of Ada, State of Idaho, before Joan H. Baine, Notary Public, at 323 Idaho Bldg., Boise, Ida., proof will be submitted of the completion of works for the diversion of 3 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-27166, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is C. W. & Rose E. McClain, Rt. 1, Castleford, Ida.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 3 cubic feet per second.

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

4. The point of diversion of said water is SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 1, T 10 N, R 12 E, B.M., Ida.

5. The place where said water is in SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 26; NW $\frac{1}{4}$, S4NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 25 T28 N, R12 E, B.M. Lot 4, S4NW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 1; SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 2; NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 12, T10 N, R12 E, B.M., Ida.

6. The date of priority which said user is prepared to establish is Dec. 17, 1957.

GEO. N. CARTER
State Reclamation Engineer
Publish: Jan. 10, 17, 24, 31, 1963.

STATE OF IDAHO, } ss.
COUNTY OF TWIN FALLS

I, Donald L. Clark, being first duly sworn upon

oath depose and say that I am Principal Clerk of the TIMES-NEWS, published daily, except Saturday, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per clipping attached, was published in the regular and

entire issue of said newspaper, and not in any supplement thereof, for four consecutive Thursday days, commencing with the issue dated

January 10, 1962, and ending with the issue dated

January 31, 1963.

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under said names in said city and county continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-NEWS, since such consolidation, has been published as a daily newspaper except Saturday, under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated as the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

Donald L. Clark
Subscribed and sworn to before me this 1st day of

February, 1963.

W. J. Winters
Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho.

27166

1M April 1962

February 15, 1963

Re: Permit No.

G-27166

C. W. & Rose E. McClain
Route #1
Castleford, Idaho

Dear Mr. & Mrs. McClain:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Times-News Twin Falls, Idaho, all submitted in proof of completion of works and beneficial use on Permit No. G-27166.

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

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

Very truly yours ,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

27166

XXXXXX

August 12, 1963

Re: Permit No. G-27166

C. W. McClain
Rt 1
Castelford, Idaho

Dear Mr. McClain:

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

I will plan to inspect your permit on or about the week of August 13, 1963.

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

Very truly yours,
Carl E. Tappan, Acting
~~State Reclamation Engineer~~
State Reclamation Engineer
By

Field Engineer

RH:mr

27166

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-27166

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. C. W. & Rose E. McClain, Castleford, Ida.; occupation, farmer; postoffice address, Rt. 1, Castleford, Ida.

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

Ans. Individuals.

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

Ans. Permit G-27166; date of permit 12/27/57; date of priority, 12/17/57.

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

Ans. Drilled well in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 1, T10S-R12E., B.M., Ida. This well is north and west of the one licensed under permit G-22433.

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

Ans. Works consist of well which is 500' deep, pumps from 340', 20" diameter; cased 140'; equipped with 250 hp pump, discharge 250". Distribution is by private ditches. Measurement was by pump company by orifice method.

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

Ans. Purpose is for irrigation of the following: All of SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 26; NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, T9S-R12E. Lot 4, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 1; SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 2, T10S-R12E., B.M., Ida. This is cultivated land. All improvements have been made as a direct result of said use.

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

Ans. Mack Gray, Kimberly, Ida.

27166

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

Ans. Irrigation only.

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

Ans. The water now being used is necessary for purpose specified.

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

Ans. Assigned from Robert Lutz, Original Applicants.

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

Ans. Permit G-22433 on which license has been issued for 4.55 cfs. Permit
G-29152 which is not completed as yet. Well was drilled in 1958 and development has been made since that time.

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

Ans. Permit G-22433 on which license has been issued for 4.55 cfs. Permit
G-29152 which is not completed as yet.

C. W. & Rose E. McClain

(Sign) By

C. W. & Rose E. McClain

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed

and sworn to before me, at my office in Boise, County of Ada,

State of Idaho, on this 8th day of February, A. D. 1963.

Joan H. Bain
Notary Public for the State of Idaho

My commission expires 6/20/65

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-27166

* * * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

DEPOSITION OF WITNESS

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

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

Bradley Bishop; age, 59; residence, Battleford, Ida; occupation, farmer;
postoffice address, Castleford, Ida.

Ques. 2. Are you acquainted with C.W. & Rose E. McClain, the holder of
Permit No. G-27166 ? How long have you known him and where does he reside:

I have known them for 6 years. They reside at Rt. 1, Castleford, Ida.

Ques. 3. Have you read or heard said Permit No. G-27166 read, and are you familiar
with its provisions and conditions: Yes: X No:

Ques. 4. State source of water supply: Subterranean water, to be raised by drilled well.
State place of diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 1, T10S-R12E., B.M., Ida.

Describe works for conveying water to place of use: Works consist of 20" hole, 500' deep,
equipped with 250 hp pump and motor and gravity ditches for distribution.

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 250" How much water have you seen being so
conveyed: 250"

Ques. 6. If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:

Acres irrigated are all of the following: T9S-R12E., Sec. 26, SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 35, NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, T10S-R12E., Sec. 1, S $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$;
Sec. 2, SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$.

27166

Ques. 7. If for power or other purposes than irrigation, state how water has been used:

Irrigation only.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation:

This is a clay loam soil. I would say that all this water is necessary for
profitable cultivation.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent: No.

Ques. 10. When did you first see this water used: I have seen this development

Other times you have seen such use: often since 1958 when it was started.

(Signed)

Bradley Bishop

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Boise,

 , County of Ada, State of Idaho, on this 8 day of February,

A. D., 1964/3

Joan H. Basin

Notary Public for State of Idaho

Residing: Boise, Ida

My commission expires: 6/20/65

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
Permit No. G-27166

* * * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

DEPOSITION OF WITNESS

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

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

Dean A. Swanson, RLY : age, 56; Buhl, Ida.; occupation, farmer; postoffice
address, Rt. 2, Buhl, Ida.

Ques. 2. Are you acquainted with C. W. & Rose E. McClain, the holder of
Permit No. G-27166 ? How long have you known him and where does he reside:

I have known them 8 years and know that they reside at Rt. 1, Castleford, Ida.

Ques. 3. Have you read or heard said Permit No. G-27166 read, and are you familiar
with its provisions and conditions: Yes: X No:

Ques. 4. State source of water supply: A drilled well.

State place of diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 1, T10S-R12E., B.M., Ida.

Describe works for conveying water to place of use: Well drilled 500', 20" hole,
equipped with 250 hp pump & motor. Disches for distribution.

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 250" How much water have you seen being so
conveyed: 250"

Ques. 6. If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:

All of SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1; SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 2, T10S-

T12 E. All of NE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35; SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 26, T9S-R12E.

27166

Ques. 7. If for power or other purposes than irrigation, state how water has been used:

irrigation only/

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation:

Soil is clay loam. I believe all this water is needed.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent: No.

Ques. 10. When did you first see this water used: 1958.

Other times you have seen such use: I have seen it frequently since that time.

(Signed)

Dean G. Swanson

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Boise

 , County of Ada, State of Idaho, on this 8 day of February,

A. D., 1962.

Joan H. Bain
Notary Public for State of Idaho

Residing: Boise, Ida.

My commission expires: 6/20/65

27164

1200
6-28-61

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G-27166
C. W. & Rose E. McClain

Date: January 3, 1963

Times News,
Twin Falls, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to **February 8, 1963** the date set for proof; the expense of the publication is to be paid by the ~~applicant~~

Idaho Land and Appraisal Service of **Box 2161, Boise, Idaho** to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,



GEO. N. CARTER
State Reclamation Engineer

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

Encl.

27166 4

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

Notice is hereby given that at 10 A M., on the 8th day of February
1963, at Boise, County of Ada, State of Idaho,
before Joan M. Bain, Notary Public, at (address) 329 Idaho Bldg.,
Boise, Ida., proof will be submitted of the completion of works for
the diversion of 9 [✓] cubic feet per second of underground water from a well, and of
the application to beneficial use of said water, in accordance with the terms and
conditions of Permit No. 0-27166, heretofore issued by the Department of Reclamation
of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit
is C. W. & Ross E. McClain, Rt. 1, Castleford, Ida.

2. Said works of diversion will be fully completed on the date set for such com-
pletion, and the amount of water which said works are capable of conveying to the place of
use is 9 cubic feet per second.

3. The use to which said water has been applied is irrigation
 purposes, and the amount applied to beneficial use is 9
cubic feet per second.

4. The point of diversion of said water is SE1/4, Sec. 1, T10S - R12E., B.M., Ida.

5. The place where said water is used is S3/4, S3/4, Sec. 25; NE1/4, S3/4, Sec. 25, NE1/4, Sec. 35, T9S-R12E., B.M. Lot 4, S1/4, S1/4, S1/4, Sec. 1; S1/4, S1/4, S1/4, Sec. 2; NE1/4, NE1/4, Sec. 12, T10S-R12E., B.M., Ida.

6. The date of priority which said user is prepared to establish is Dec. 17, 1957
22/25/63.

[Signature]
State Reclamation Engineer
27166

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) Dec. 21, 1962

(P. O.) Castleford, Ida.

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
Times-News of Twin Falls, Ida. published in
the county in which the works are situated. *7-5-60*

C. W. & Rose E. McClain

By *C. W. McClain*

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

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

Engineer.

27166

January 3, 1963

Permit No. G-28654 - Bernice A. Hamilton
G-27166 - Edward H. Harding, apt.

Harley M. McDowell
P. O. Box 2161
Boise, Idaho

Dear Mr. McDowell:

Enclosed are assignments on the above numbered permits. Permit No. G-28654 being transferred to Joseph C. Mayall and Permit No. G-27166, part of which was transferred to Edward Harding, being transferred back to C. W. and Rose E. McClain .

Also enclosed is departmental receipt No. G-7641 in the amount of \$1.00 covering the fees.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPH:ew

Enc. assignments (2)
receipt

27166

January 3, 1963

Re: Permit No. G-27166
C. W. & Rose E. McClain

Mr. Harley M. McDowell,
Idaho Land & Appraisal Service,
Box 2161,
Boise, Idaho.

Dear Mr. McDowell:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-27166, in the name of C. W. & Rose E. McClain. Final Proof is to be made before ~~xxxx~~ Joan Bain as Notary on the 8th day of February, 19 63, at 10:00 o'clock A.M., at 329 Idaho Building, Boise, Idaho.

As of this date we have mailed the Notice to the Times News Twin Falls, Ida., with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof and then mail the Affidavit of Publication and statement of costs to you.

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

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

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:pmk
Enc.
cc: Applicant

27166

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho
Dec. 18, 1962

Re: Permit No. ²⁷¹⁶⁵
~~G-27166~~ - C. W. & Rose E. McClain pt.
" Edward H. Harding pt.

Harley E. McDowell
Boise, Idaho

Dear Mr. McDowell:

The date for proofs of Completion of Works and Application of water to beneficial use, as set out under terms of Permit No. ~~G-27166~~ ²⁷¹⁶⁵ are due not later than ^{Dec. 21, 1962} ~~Dec. 21, 1962~~ ^{G-27166}

Before these proofs can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county in which the land is located. In completing the Notice of proof for publication, the information should be taken from your Permit, including any amendments made in connection with a change of point of diversion or land list, which has been recorded in this department. If changes have been made and no amendments are on record, we advise you request a form for this purpose before your Notice is published.

We enclose Form 36, in duplicate, which is to be filled out and returned to this department at least FORTY (40) DAYS BEFORE THE MENTIONED DATE, (allowing for four weeks publication). Please give the name of the town, the address of the place where the depositions will be executed, and, the name of the notary public before whom you will appear to make the depositions of proof (this may be at any place convenient for you and your two witnesses), the quantity of water filed; for what purpose it is used; the point, or points, of diversion; and the location of use or the lands which are irrigated -- all by legal land description.

Enclosed also is Form 11, which is the authorization for us to have the notice published in the designated county newspaper at your expense. This is to be returned with two Forms 36.

At the time we send the notice to the newspaper we will send to you the forms for the depositions of holder and two disinterested witnesses. It is important that the depositions be executed at the time, on the date set, at the place named, and before the notary public, as advertised in the publication notice.

Very truly yours,

W. H. CAMPBELL

State Reclamation Engineer

Enclosures ^{Form 36 - 11}

Malvin J. C. W. & Rose E. McClain
816 12th St., Buhl, Idaho
Edward H. Harding
Route #1, Buhl, Idaho

27166

March 7, 1960

Mr. Kenneth Marshall
P. O. Box 1014
Twin Falls, Idaho

Dear Mr. Marshall:

As requested over the telephone the following information was obtained from official records in this office.

Permit 21290 - Elwood O., Leonard H. and Fred W. Manwaring

License for 3.6 c.f.s. from a well
Point of diversion SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33, T. 1 S., R. 35 E., B. M.
Priority; Dec. 18, 1949
Land List: SW $\frac{1}{4}$, Sec. 28, and the NW $\frac{1}{4}$ and NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 33, all in
T. 1 S., R. 35 E., B. M.

Permit G-26999 - O. Elwood Manwaring

Filed July 18, 1957, for 0.4 c.f.s. from a well in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 20,
T. 2 S., R. 35 E. B. M.
Land in same subdivision
Work and beneficial use proofs due July 19, 1962

Permit No. 21223 - M. & W. Farms, Inc., Route #2, Blackfoot, Idaho

Licensed for 4.44 c.f.s. on 6/20/56
Priority 8-28-50
Land in Sec. 31, T. 2 S., R. 33 E., B. M.
Point of Diversion in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 31, T. 2 S., R. 33 E., B. M.

Permit G-22433 - assigned to Melvin E. Rose & McClain from Henry Lutz

Licensed for 4.55 c.f.s. on Nov. 12, 1957
Priority October 25, 1951
Point of Diversion: SE SW $\frac{1}{4}$, Sec. 1, T. 10 S., R. 12 E., B. M.
Land in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 26, T. 9 S., R. 12 E., B. M.
SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 1, T. 10 S., R. 12 E.
SE SW $\frac{1}{4}$, " " "
W $\frac{1}{2}$ SE $\frac{1}{4}$, " " "
E $\frac{1}{2}$ SW $\frac{1}{4}$, " " "
NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 12 " "

Permit G-25841 - Doris Lee Kramer

Filed July 29, 1955, for 6.4 c.f.s. from one well in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 12
and one in SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 13, both in T. 10 S., R. 12 E., B. M.
Land in SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 12, and in W $\frac{1}{2}$ N $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 13,
all in T. 10 S., R. 12 E., B. M.
Works and beneficial use proofs were made on 1-4-60

27166

Page Two - Continued - Kenneth Marshall

Engineer's examination for works and beneficial use pending.

Permit No. G-27165 - Melvin J. McClain

Filed Dec. 17, 1957, for 6.4 c.f.s. from a well
Point of diversion in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 1, T. 10 S., R. 12 E., B. M.
Land List: Sec. 35, T. 9 S., R. 12 E., B. M.
Lot 4, Sec. 1, T. 10 S., R. 12 E., B. M.
Lots 1 & 2, SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 2, T. 10 S., R. 12 E.

Works and beneficial use proofs due December 27, 1962.

Permit No. G-27166 - C. W. & Rose M. McClain

Filed Dec. 17, 1957, for 9.0 c.f.s. from a well
Point of Diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 1, T. 10 S., R. 12 E., B. M.
Assigned 30" of water to Edward H. Harding, on 8/6/58, for Lot 4, Sec. 1,
T. 10 S., R. 12 E., B. M., and on 1/17/59 for 20" to the same person for
Lot 4, Sec. 1, and SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 12, T. 10 S., R. 12 E., B. M.
McClain's land list is:

SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 26, NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35
T. 9 S., R. 12 E., B. M.
Lot 4, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1; SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ S $\frac{1}{2}$,
SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 2; NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 12, all in T. 10 S., R. 12
E. B. M.

Works and beneficial use proofs due December 27, 1962

Permit No. G-28343 Ida M. Kramer

Filed Dec. 21, 1959, for 6.4 c.f.s. from a well
Point of Diversion in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 13, T. 10 S., R. 12 E., B. M.
Land List: W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 12; NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 13,
all in T. 10 S., R. 12 E., B. M.

Works and beneficial use proofs due December 29, 1964.

We are enclosing a photo copy of Melvin McClain's well under G-22433 which is the only well in that area for which we have received a well log. We have no filing from Al Kramer in this locality. Alfred C. Kramer made a filing for a well in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 20, T. 8 S., R. 9 E., B. M. for irrigation of the W $\frac{1}{2}$ of the same section, township and range but relinquished it.

We are sorry this report is a day or two late due to regular business pressure. Any lengthy report such as this one must of necessity be side-tracked at times.

27166

Page 3 - Continued - Kenneth Marshall

Please feel free to call on us for any further assistance in line with conditions similar to the above paragraph.

Very truly yours,

JES. H. GARDNER
State Reclamation Engineer

By:

H. SMITH,
Water Rights Clerk

Enc. Photo-copy

P. S. If the enclosed photo copy is what you were looking for, please remit \$1.50 to this department.

27166

W. J. G.

JAN 1968

Edward H. Harding
Route #1
Dahl, Idaho

DEC 19 1951

Your Desert Land Entry _____, Serial No. Idaho 09658

Receipt No. 835204-378797, for Lot 4, Sec. 1, S.W. 1/4
, Section 12:

Township 10 S., Range 12 E., Boise Meridian, Idaho, containing

123.29 acres, has this day been allowed, subject to any valid existing rights, and your further compliance with laws and regulations applicable thereto. In correspondence relating to this entry, always refer to the serial number.

Subject to the Act of July 17, 1914, which may require the reservation
of all oil and gas deposits to the United States.

Sincerely yours,

Donald I. Bailey
Manager

0-9 1-1
1-1

State Coll. Eng. Boise

Acting

27166



UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
Land Office
P. O. Box 2237
Boise, Idaho

IN REPLY REFER TO:

LO:VSS

Idaho 03375

RECEIVED
OCT 28 1959

Department of the Interior

OCT 21 1959

DECISION

Chester . . McClain

Desert Land Entry

Amendment of Entry Allowed

The applicant has requested that his desert land entry be amended by substituting the NE $\frac{1}{4}$ SW $\frac{1}{4}$ for the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35; T. 9 S., R. 12 E., B.M., Idaho.

The new lands are under State water permit No. G-27166. The amendment does not enlarge the present entry, it does not adversely affect other parties, and the new subdivision can be better served from the applicant's water source.

The amended desert land entry is hereby allowed. However, the amended allowance does not preclude the entryman from making final proof by November 4, 1960.

Donald I. Bailey
Manager

Attachment

cc: DM, I-1
LAM

✓ State Recl. Engr., Boise
Idaho Lands Map Service

27166



U. YES

Idaho 03375

Land Office
P. O. Box 2237
Boise, Idaho

Abstract

OCT 21 1959

NOTICE OF ALLOWANCE

Chester W. McClain

Route #1

East Isford, Idaho

Dear Sir:

Your Desert Land Entry, Serial No. 1480 03375,

Receipt No. 5467 - 335060, for 1000, 5000, 30000, 100000,

Section 35

Township 6 S., Range 12 E., Boise Meridian, Idaho,

containing 320 acres, has this day been allowed, subject to any valid existing rights, and your further compliance with laws and regulations applicable thereto. In correspondence relating to this entry, always refer to the serial number.

Subject to the Act of July 17, 1914, which may require the reser-
vation of all oil and gas deposits to the United States. This is
an amendment to the original Notice of Allowance issued on November 4,
1953, however, there is no change in the acreage involved. The life
of the entry is unchanged and runs from November 4, 1953.

Sincerely yours,

Donald A. Bailey
Manager

01. 1-1

123

State Tech. Ingr. School
Idaho Land Reclamation Service

27166

August 28, 1959

Re: Permit No. G-27166
C. W. & Rose E. McClain

Mr. Harley H. McDowell
P. O. Box 2161
Boise, Idaho

Dear Mr. McDowell:

We enclose Application for Amendment to the land list on Permit No. G-27166, in the name of C. W. & Rose E. McClain, which has been recorded in this office.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rutledge
Chief Clerk

EPR:es
Enc. amendment

27166

Application for Amendment
To Permit to appropriate the Public Waters
of the State of Idaho, No. G-27166

Department of Reclamation

Comes now C. W. & Rose E. McClain, and represents to the State Reclamation Engineer of the State of Idaho.

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-27166, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 26; NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35,

T 9 S - R 12 E., B.M.

Lot 4 (NW $\frac{1}{4}$ NW $\frac{1}{4}$), SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 1;

SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 2;

NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 12, T 10 S - R 12 E., B.M.

making a total of 1280 acres.

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

Signed at Boise, Idaho, this 27 day of August, 1959.

C. W. & Rose E. McClain

By C. W. McClain

Date of receipt at office of Department of Reclamation August 27, 1959

APPROVAL OF STATE RECLAMATION ENGINEER

I, Geo. N. Carter, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-27166. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

Geo. N. Carter

27166

Feb. 12, 1959

Re: Permit No. G-27166
C. W. McClain

Mr. Harley M. McDowell
P. O. Box 2161
Boise, Idaho

Dear Mr. McDowell:

We enclose an assignment dated August 6, 1958, assigning 30 miner's inches of water on Permit No. G-27166 to Edward H. Harding, which has been duly recorded, and assignment dated January 17, 1959 to Edward H. Harding, assigning 20 miner's inches of water under the same Permit No. 27166, also recorded.

We enclose departmental receipt No. G03867 in the amount of \$1.00 assignment fees.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

Chief Clerk

EPR:ew
Enc. 3

27166 4

Feb. 4, 1959

Re: Permit No. G-27166

Mr. Harley M. McDowell
P. O. Box 2161
Boise, Idaho

Dear Mr. McDowell:

We enclose amendment to Permit No. G-27166
amending the land list of the permit, with approval
of the Reclamation Engineer which has been duly
recorded in this office.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

EPR. ew
Enc.

By:

Chief Clerk

27166 RT

FEB 2 1959

To Permit to Appropriate the Public Waters
of the State of Idaho, No. G-27166

Comes now C. W. & Rose E. McClain, and represents to the State Reclamation Engineer of the State of Idaho.

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. G-27166, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 26; N $\frac{1}{2}$, Section 35, T 9 S - R 12 E., B.M.

Lot 4 (NW $\frac{1}{4}$ NW $\frac{1}{4}$), S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 1;

SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 2;

NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 12, T 10 S - R 12 E., B.M.

making a total of 1,280 acres.

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

Signed at Buhl, Idaho, this 1 day of August, 19 58

C. W. & Rose E. McClain

By C. W. McClain

Date of receipt at office of Department of Reclamation February 2, 1959

APPROVAL OF STATE RECLAMATION ENGINEER

I, Geo. N. Carter, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. G-27166. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

Geo. N. Carter 27166
State Reclamation Engineer

January 27, 1959

Re: Permit No. G-27166
C. W. McClain

Mr. Harley M. McDowell
P. O. Box 161
Boise, Idaho

Dear Mr. McDowell:

Enclosed are two assignments of Permit G-27166, with attached check for \$1.00 recording fee.

The land to which the assigned water is to be appurtenant is not included in the permit land list.

The assignment of 20 miners' inches in notary affidavit shows L. E. Byrne residing at Boise and residing at Buhl under his signature.

There should be an amendment to the land list dated prior to the first assignment to cover the additional land.

Very truly yours,

Geo. N. Carter
State Reclamation Engineer

RT:nls
Enc. (3)

27166 83

January 2, 1958

Re: Permits No. G-27165 - Melvin J. McClain
G-27166 - W. W. & Rose E. McClain

Mr. Harley M. McDowell
P. O. Box 2161
Boise, Idaho

Dear Mr. McDowell:

We enclose Permit No. G-27165, in the name of Melvin J. McClain and Permit No. G-27166, in the name of C. W. & Rose E. McClain in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose departmental receipt No. G-3070 which was issued covering payment in the amount of \$14.50, which includes \$13.50 for the filing fees of the above mentioned permits, and \$1.00 for the photo-copies of assignment on Permit No. G-24762.

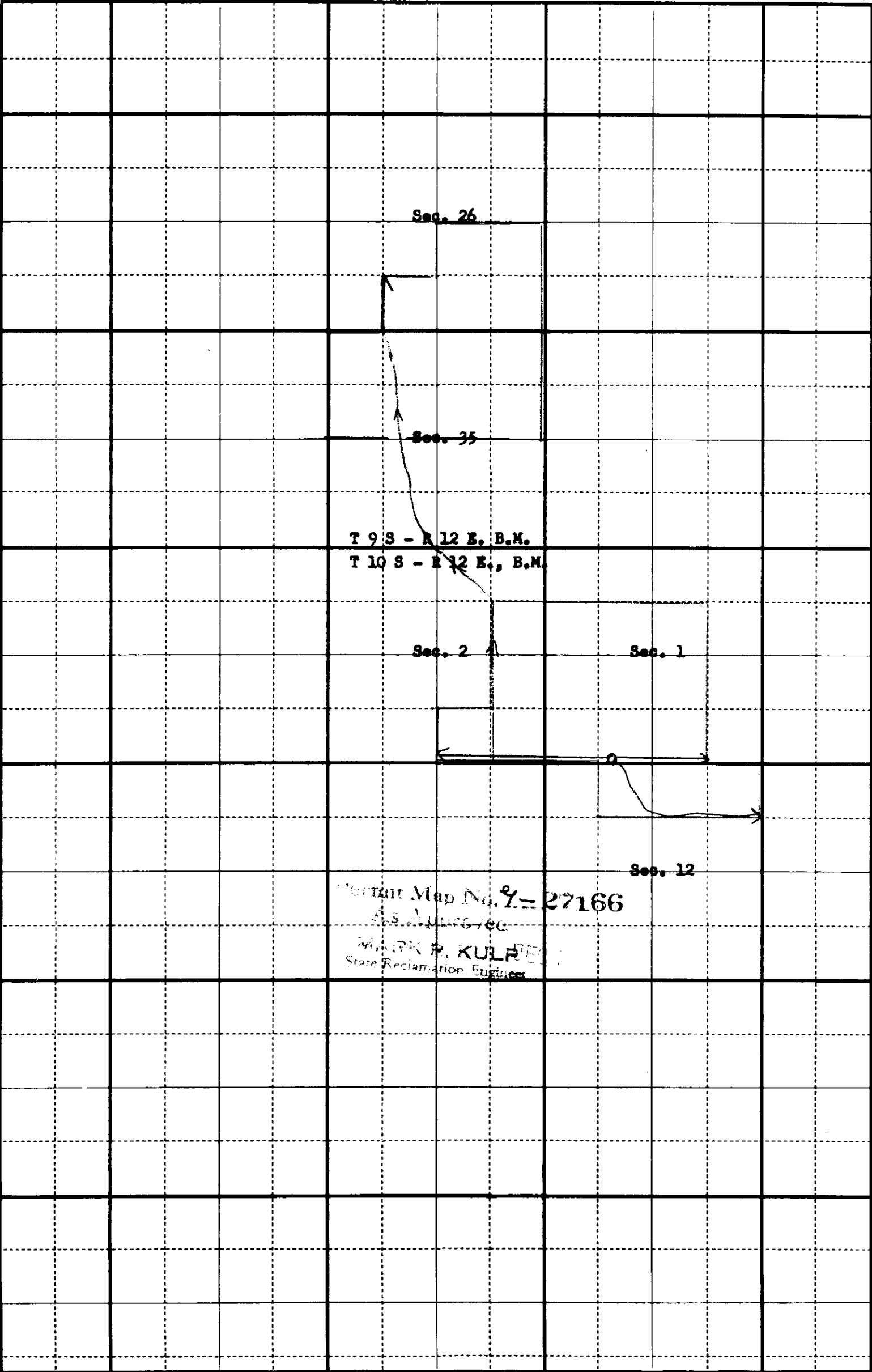
Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Edna P. Rutledge (Mrs.)
Chief Clerk

EPR:lw
Encls.

27166



1965.	Deputy Clerk.	specif
	(SEAL)	judgm
	Publish: Sept. 23, 30, Oct. 7, 1965.	aid
THE		drove
RICK	NOTICE OF PROPOSED TRANSFER	defen
IN	OF WATER RIGHT	of m
WIN	Notice is hereby given that Melvin	WI
	J. McClain of 411 E. Main, Buhl,	Sept
stiff,	Idaho has applied to the State Reclama-	
	tion Engineer of the State of Idaho	(SE/
dant.	for a certificate authorizing him to	EAR
NDS	change the place of use of the waters	Atto
VAS.	of subterranean source as follows:	Add
NT:	Amount 4.36 cubic feet per second.	Twib
t a	Priority: December 17, 1957. Point	Publ
orce	of diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 1,	NOT
rent	Township 10 S. Range 12 E., B.M.	LN
inst	Place of Use: SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec.	C
of	26; NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec.	O
of	35; Twp. 9 S., R. 12 E.B.M.: SW $\frac{1}{4}$,	LN
the	NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$,	O
bove	W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 1; SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$,	P
reby	Sec. 2; W $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec.	mar
the	12; T. 10 S., R. 12 E.B.M.	tern
days	To Be Transferred To	that
um-	Place of Use: SE $\frac{1}{4}$, Sec. 35; Twp. 9	1965
fied	S., Rge. 12 E.B.M., W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 1;	at
lead	E $\frac{1}{2}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 2, Twp. 10 S.,	the
ime	Rge. 12 E.B.M.	of
will	And that on the 15th day of October,	Ida
ved	1965, at 10:00 o'clock A.M. at Room	and
l of	107 Statehouse, Boise, Idaho, before	said
of	the State Reclamation Engineer, or	and
R	his authorized agent, the opportunity	EDI
	will be given to any and all persons	of
CK,	to appear and present, for his con-	who
	sideration any reason or reasons	dear
	why a certificate should not be issued	D.
	authorizing such transfer.	Publ
	CARL E. TAPPAN	
	State Reclamation Engineer	
	Publish: Sept. 30, Oct. 7, 1965.	
		NOT
	NOTICE OF TRUSTEE SALE	
	On Wednesday the 10th day of	