

Harold D. Cantrell - R#3 Buhl

Pump #2 1 acre. less yr.
not need much.

N.

Tw. 9S. - R. 14E

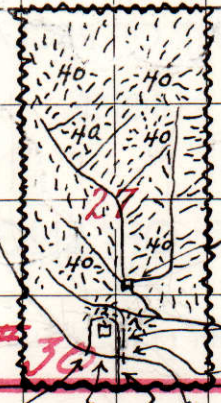
MUD CREEK

Co. Road.

28

U.S. Hwy #30

26



Pipeline

P.D. #1

Tunnel.

Farm bldgs.

MUD CREEK

Buhl

P.D. #1 = 58 yds N. of Sec. line.
= 25 Feet E. of 40 line.

P.D. #1 To point of delivery = 308 Feet (large)
P.D. #2 " " " " = 310 "

Area irrigated = 259 acres.

$E\frac{1}{2}$ of $NW\frac{1}{4}$ = 80 a.
 $W\frac{1}{2}$ of $NE\frac{1}{4}$ = 80 a.
 $NE\frac{1}{4}$ of $SW\frac{1}{4}$ = 40 a.
 $NW\frac{1}{4}$ of $SE\frac{1}{4}$ = 40 a.
 $SE\frac{1}{4}$ $SW\frac{1}{4}$ = 12 a.
 $SW\frac{1}{4}$ $SE\frac{1}{4}$ = 7 a.
259 a.

This is a supplemental right
except for 12 a. in $SE\frac{1}{4}$ $SW\frac{1}{4}$.

AFFIDAVIT of PUBLICATIO

Notice for Publication NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 o'clock A. M. on the 9th day of December, 1950, at Buhl, County of Twin Falls, State of Idaho, before John Barker, Notary Public, proof will be submitted of the application to beneficial use of 3 cubic feet per second of the waters of an unnamed stream, tributary to Mud Creek, in accordance with the terms and conditions of Permit No. 20261 heretofore issued by the

Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are R. R. Love, Buhl, Idaho.

The use to which said water has been applied is irrigation and domestic purposes.

The amount applied to beneficial use is Three (3) cubic feet per second.

The place where said water is used $W\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, and W $\frac{1}{2}$, SE $\frac{1}{4}$ Section 27, Township 9 South, Range 14 East, B. M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is —

The right to take water from such works is based upon Permit No. 20261.

The source of supply from which such water is diverted is an unnamed stream tributary to Mud Creek.

The date of priority which said user is prepared to establish is January 20, 1948.

MARK R. KULP
State Reclamation Engineer
(41t4)

STATE OF IDAHO
County of Twin Falls

} ss.

I, **Robert E. Bailey**, do solemnly swear that I am the printer and editor of **THE BUHL HERALD**, a weekly newspaper of general circulation, published once each week at Buhl, Idaho; that the notice attached hereto was published in said newspaper four consecutive weeks, the first publication having been made on the 16th day of November, 1950, and the last publication having been made on the 7th day of December, 1950; that said notice was published in the regular and entire issue of every number of the paper during the period and time of publication, and that the said notice was published in the newspaper proper, and not in the supplement thereof.

That said newspaper has been printed and published continuously in **Buhl, Twin Falls County, Idaho**, for a period of more than 78 weeks prior to the first publication of the attached notice.

Robert E. Bailey
Subscribed and sworn to before me this

7 day of Dec, 1950

W. L. Hancock
Notary Public.

20261

Love + Ahlman

T. 4, Canal right in Sec. 27-9-14.

E² NW⁴, NW⁴ SE⁴, NE⁴ SW⁴

100 shares = 100 acres

SW⁴ SE⁴

40 " = 40 "

N² NE⁴

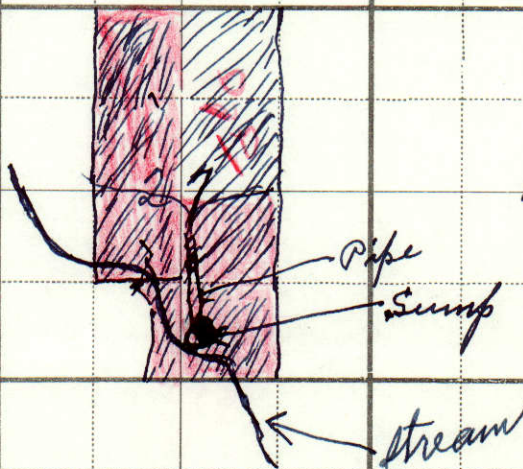
10 " = 10 "

SW⁴ NE⁴

10 " = 10 "

Total

160 shares = 160 acres.


 Permit Map No. 20261
 As Approved
 JAN 21 1948
 MARK R. KULP
 State Reclamation Engineer

State of Idaho

License and Certificate of Water Right

Water License No. 20261

Water District No. _____

Amount Two (2) second feet

Priority January 20, 1948

THIS IS TO CERTIFY that LOVE & AHLM

of Buhl, Idaho

, made application for a permit to appropriate the

public waters of the State of Idaho, dated January 20, 19 48; that Permit No. 20261 was issued under said application; that Certificate of Completion of works, with a carrying capacity of

3 second feet, was issued thereunder on March 28, 19 50, showing that said works were completed on the 22nd day of March, 19 50; and that on the 16th day of January, 19 51,

R. R. LOVE, Assignee,
of Buhl, State of Idaho

, made proof to the satisfaction of the

State Reclamation Engineer

of Idaho, of the right to use the waters of an unnamed

stream, a tributary of Mud Creek

, for the purpose of irrigation and domestic

use, under Use Permit No. 20261 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

8 of Licenses at page 4733 on the 12th day of April, 19 51;

, 19 48;

The right hereby confirmed dates from January 20,

, 19 48;

The Point of Diversion ^{are} located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$

in the Sec. 27, Tp. 9 S., R. 14 E., B. M. Twin Falls County.

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 Two (2) cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described	No. Acres Actually Irrigated
C. S.	14 E.	27	NW $\frac{1}{4}$ NE $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ NE $\frac{1}{4}$	40	40
			NE $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			NE $\frac{1}{4}$ SE $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ SE $\frac{1}{4}$	17	12
			NE $\frac{1}{4}$ SE $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ SE $\frac{1}{4}$	40	7
			Number of Acres Actually Irrigated		<u>259</u>

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 12th day of April, 19 51.

MARK R. KULP

State Reclamation Engineer

(SEAL)

47 2244

State of Idaho
Department of Water Resources

JUN 22 1977

ASSIGNMENT OF PERMIT

Department of Water Resources
Southern District Office

I, R. R. LOVE, hereby assign to PAIGE HIATT
of 4456 Glen Way, Claremont, California 91711
Address

CHECK ONE

☒ All my right, title, and interest in and to Permit No. 20261 (47-2244)
to appropriate the public waters of the State of Idaho.

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

(Describe that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

Made this 24th day of June, 19 77.

R. R. Love
Permit Holder

Therese B. Love
Spouse of Permit Holder

State of Idaho)
County of Trim Lake) ss.

On this 24th day of June, 19 77, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that ~~he~~ (she) (they) executed the same.

seal

John + Orleans
Notary Public residing at
Buhl, Idaho

My commission expires:

Sept. 1979

RECEIVED

JUN 28 1977

State of Idaho

Department of Water Resources
Southern District Office

License and Certificate of Water Right

Water License No. 20261 Priority January 20, 1948 Amount Two(2) second feet

THIS IS TO CERTIFY that LOVE & AHLM

of Buhl, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated January 20, 1948; that Permit No. 20261 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 3 second feet, was issued thereunder on March 28, 1950, showing that said works were completed on the 22nd day of March, 1950; and that on the 18th day of January, 1951

R. R. LOVE, Assignee,

of Buhl, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of a right to the use of the waters of an unnamed stream a tributary of Mud Creek for the purpose of irrigation and domestic use, under Use Permit No. 20261 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 8 of Licenses, at Page 4733, on the 12th day of April, 1951; The right hereby confirmed dates from January 20, 1948;

The Point of Diversion is located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$

Sec. 27, Tp. 9 S., R. 14 E., B. M. Twin Falls County.

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 Two (2) cubic feet per second.

Description and location of use:

TWP.	RANGE	SECTION	FORTY-ACRE TRACT	NO. ACRES DESCRIBED IN PERMIT	NO. ACRES ACTUALLY IRRIGATED
9 S.	14 E.	27	NW $\frac{1}{4}$ NE $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ NE $\frac{1}{4}$	40	40
			NE $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			NE $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			SE $\frac{1}{4}$ SW $\frac{1}{4}$	17	12
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ SE $\frac{1}{4}$	40	7
Number of Acres Actually Irrigated				-	259

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 12th day of April, 1951

Mark R. Kulp

State Reclamation Engineer.

47-2244

State of Idaho

License and Certificate of Water Right

Water License No. 20261

To R. R. Love

Buhl, Idaho

Source of Supply Unnamed stream,
tributary to Mud Creek

Twin Falls County

Amount Two (2) Sec. Feet

Point of Diversion SW $\frac{1}{4}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$

Sec. 27, Twp. 9 S., Rge. 14 E., B.M.

Place of Use W $\frac{1}{2}$ E $\frac{1}{2}$ and E $\frac{1}{2}$ W $\frac{1}{2}$ Section 27,

Twp. 9 S., Range 14 E., B.M.

Purpose Irrigation and domestic use

Date of Priority January 20, 1948

Recorded April 12, 1951

in Book 8 of Licenses, Page 4733

N^o 20261

APPLICATION FOR PERMIT
To Appropriate the Public Waters of the State of Idaho 47-2244

Application No. 27878
Permit No. 20261
District No.

S. T. Hamilton
Twin Falls, Idaho

1. Name of Applicant: LOVE & AHLM

Postoffice address: Buhl

County: Twin Falls

State: Idaho

I. If applicant is a corporation, give:

- (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:

- (b) Treasury stock:
- (d) Other resources:

(a) Cash on hand:

(c) Bonds to be issued: Assigned to P. R. Love

2. Quantity of water claimed: Three (3)

cubic feet per second.

3. Source of water supply: An unnamed stream

which is a tributary of Mud Creek

4. Location of point of diversion:

feet distant from the

corner of Section , T. , R. , B.M., and is in the SW $\frac{1}{4}$ SE $\frac{1}{4}$
of Section 27 , T. 9 S. , R. 14 E. , B. M., County of Twin Falls

5. Water is to be used for Irrigation and domestic use

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section

T. , R. , B. M., in the of Section , T. , R. , B. M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to at a point feet

distant from the corner of Section , T. , R. , B. M., in the
of Section , T. , R. , B. M.

7. Estimated cost of works: \$ 2,500.00

8. Kind of works: Concrete sump and electric pump

9. Height of dam 1 feet; length of dam at top 5 feet; length of dam at bottom 5
feet; material used in dam: Plank check

10. Size of headgate: Width - feet; height - feet;

11. Ditch: Width at bottom 2 feet; width at water line 4 feet; depth of water feet;

dimensions of flume: pipes

Diameter of pipe 7 inches; length of conduit Pipe-200 ft. Ditch 1 $\frac{1}{4}$ miles.

Average grade per mile 10 feet.

12. The time required for the completion of such work is Two (2) years.

13. The time required for the complete application of the water to the proposed use is One (1) additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

14-A. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: 160 shares
Twin Falls Canal Company

15. (a) Is reservoir to be used? No If so, fill in (b) and (c) below.
(b) Name of Reservoir and number of Storage Permit:
(c) Date of filing of Application for Storage Permit and Name of Applicant:

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.

LOVE & AHLM Applicant.

By R. R. Love Agent.

Date of first receipt at Department of Reclamation: 10:00 A. M. January 20, 1948

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 20261
Recorded in Book 73 Page 20261 Approved January 21, 1948
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 March 21, 1948 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.
One-fifth of the work above specified to be completed on or before January 21, 1949
The whole of said work to be completed on or before January 21, 1950
Beneficial use of water appropriated in accordance herewith, to be made on or before January 21, 1951

Witness my hand this 21st day of January, 1948

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, C. A. ROBINS, Governor of the State of Idaho, and J. D. "CY" PRICE, 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 21st day of January, 19 48

Countersigned: STATE OF IDAHO
(SEAL) By J. D. "CY" PRICE, Secretary of State. By C. A. ROBINS, Governor.

Remarks: The description of the land watered by the 160 shares in Twin Falls Canal Company is so irregular that it is not possible to know with accuracy which acres are irrigated. Section 27 is uneven surface - full area of subdivisions is not irrigated. While this is not a supplemental water right, the two rights will be used so as to cover the irregular areas by use of the most available water on the portions that are irregular in surface. It will be observed that 14. (Continued below)

Twp.	Range	Sec.	NE1/4				NW1/4				SW1/4				SE1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
9 S.	14 E.	27	40	40			40		40		40		10		40	40			297
REMARKS (Continued) the 160 shares of canal water is spread upon portions of 320 acres; and that the water applied for will reach to portions not covered by the shares. Economical irrigation of the area will require the two rights and that they be used so as to jointly cover all the land. The situation can be worked out when proof of beneficial use is made. It is clear that the purpose of the applicant is to bring all the land into use in production of crops. When the water has been applied to the land the results will be the true evidence. Benefit and no harm can come from adopting the course suggested.																			
Twin Falls Canal right in Section 27, 9 S. 14 E.												E1/2NW1/4, NW1/4SE1/4, NE1/4SW1/4				100 shares- 100 acres			
												SW1/4 SE1/4				40 "			
												W1/2 NE1/4				10 "			
												SW1/4 NE1/4				10 "			

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. 20261.

Comes now R. R. Love and represents to the State Reclamation Engineer of the State of Idaho:

That he is one of the owners and holders of Permit to appropriate the Public Waters of the State of Idaho, No. 20261;

That the point of diversion is described in said Permit as being located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 27, Twp. 9 S., Range 14 E., B.M.

That he now requests that an additional point of diversion be added to a point located in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 27, Twp. 9 S., Rge. 14 E., B.M.

That his reasons for desiring to make such change are as follows: The second point of diversion is closer to place of use, and therefore more economical than having to pipe the greater distance.

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

Signed at Boise, Idaho this 22nd day of March, 1950.

R. R. LOVE

Date of receipt at Department of Reclamation March 22, 1950.

APPROVAL OF STATE RECLAMATION ENGINEER.

I, Mark R. Kulp, 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. 20261. 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.

MARK R. KULP
State Reclamation Engineer.

Permit No. 20261

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that LOVE and AHLM of Buhl, County of Twin Falls, and State of Idaho, the holders of Permit No. 20261, issued upon Application No. 27878 bearing date of priority of January 20, 1948, authorizing the diversion of Three (3) second feet of the waters of an unnamed stream, a tributary of Mud Creek, County of Twin Falls, State of Idaho, for irrigation and domestic purposes, have 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 Three (3) second feet of the waters of said unnamed stream; that the points of diversion of said waters are located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 27, Township 9 South, Range 14 East, B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ and W $\frac{1}{2}$ SE $\frac{1}{4}$ Section 27, Township 9 South, Range 14 East, B.M.

Witness my hand this 28th day of March, A. D. 1950.

MARK R. KULP
State Reclamation Engineer

Proof of Completion of Works made March 22, 1950.

Certificate of Completion of Works issued March 28, 1950.

ASSIGNMENT

For value received, I hereby assign all my right, title, and interest in and to Permit to appropriate the Public Waters of the State of Idaho, No. 20261 to R. R. Love.

ART AHLM
Permit Holder.

CLARA AHLM
Wife of Permit holder.

State of Idaho)
County of Twin Falls) ss

On this 26 day of May, 1950, before me, a Notary Public for the State of Idaho, residing at Buhl, personally appeared Art Ahlm and Clara Ahlm, 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.

JOHN BARKER
Notary Public, residing at

(SEAL)

My commission expires 1-4-54.

Received and filed for record in the Department of Reclamation at Boise, Idaho, at 10:00 A.M., June 12, 1950.

Mark R. Kulp
State Reclamation Engineer

LICENSE ISSUED FOR 2 SEC. FV.
1.4733

RECEIVED

State of Idaho
Department of Water Resources

JUN 28 1977

ASSIGNMENT OF PERMIT

Department of Water Resources
Southern District Office

I, R. R. LOVE, hereby assign to PAIGE HIATT
of 4456 Glen Way, Claremont, California 91711
Address

CHECK ONE

- ☒ All my right, title, and interest in and to Permit No. 20261
to appropriate the public waters of the State of Idaho.
- ☐ The following described portion of my right, title, and interest in and to Permit
No. _____ to appropriate the public waters of the State of Idaho.
(Describe that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

Made this 24th day of June, 19 77.

R. R. Love
Permit Holder

Therese B. Love
Spouse of Permit Holder

State of Idaho)
County of Terrell) ss.

On this 24th day of June, 19 77, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that ~~he~~ (she) (they) executed the same.

seal

John + Orleans
Notary Public residing at
Butte, Idaho

My commission expires:

Sept. 1979

RECEIVED



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:

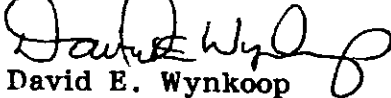
This letter is to advise you that The Idaho First National Bank claims a security interest in all water rights held in the name of Thomas C. McClain Farms, Inc. and Thomas C. McClain as an individual. The bank's security interest is evidenced by the real estate mortgage, a photocopy of which I will attach 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

MICROFILMED



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
rec'd
MAY 8 1986
this
In my office and recorded
in Book
MICHAEL A. PERC
of
Fee \$ 16
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.

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

015

Buhl

IDAHO.

May 1

19 86

\$

-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 _____

CR00848 (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 mort-
gage, whether represented by notes, drafts, open accounts or otherwise, and all the interest on all the same, all of which ex-
tensions or renewals shall be optional with the mortgagee, but at the mortgagee's option may be made by new notes or other-
wise, 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 en-
cumbrances superior to this mortgage and to warrant and defend the same against the lawful claims and demands of all per-
sons 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 in-
surance 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 grow-
ing 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 interest from date of such payment at the rate of 2.75 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 (SEAL)
Thomas C. McClain, President (SEAL)

NOT RECORDED

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 executed 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.

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

MICROFILMED

THOMAS C. MCCLAIN FARMS, INC.

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

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 $\frac{1}{2}$ 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

MICROFILMED

THOMAS C. McCLAIN FARMS, INC.

By Thomas C. McClain
Thomas C. McClain, President

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 12: 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 $\frac{1}{4}$

MICROFILMED

CONTINUED

THOMAS C. MCCLAIN FARMS, INC.

By Thomas C. McClain

Thomas C. McClain, President

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 $\frac{1}{4}$

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

MICROFILMED

WATER RIGHT NUMBER 47-2244

OWNER LAST NAME - LOVE & AHLM

FIRST NAME - ORIG OWNER - 0

OWNER LAST NAME - LOVE

FIRST NAME - R. R.

ORIG OWNER -

ADDRESS LINE 1 - P.O. BOX 468

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - BUHL

STATE - ID ZIP CODE - 83316

SOURCE - UNNAMED STREAM

TRIBUTARY OF - MUD CREEK

STAGE - LICENSE

STATUS -

PRIORITY - 01-20-1948 COUNTY - TWIN FALLS TOTAL DIV. RATE - 2.0000 -CFS

TOTAL DIV. VOLUME -

.00 AFA TRFR/AMEND -

WATER DIST. -

OLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - SWSE 27 09S 14E LOT REDIV -

272.0 408.0 4.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 1.1

SESW 27 09S 14E LOT REDIV -

272.0 408.0 4.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 1.2

FROM - TO - USE - IRRIGATION

USE DIV. RATE - 2.0000 CFS USE DIV. VOLUME - .00 AFA

FROM - TO - USE - DOMESTIC

USE DIV. RATE - .0000 CFS USE DIV. VOLUME - .00 AFA

USE - IRRIGATION

PLACE OF USE - TWN 09S RNG 14E SEC 27 TRACT NENW LOT AC 40 TRACT NWNE LOT AC 40

TRACT SWNE LOT AC 40 TRACT SENW LOT AC 40

TRACT NESW LOT AC 40 TRACT SESW LOT AC 12

TRACT NWSE LOT AC 40 TRACT SWSE LOT AC 07

DATE - TOTAL ACRES 259

DECREE NAME -

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE - PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 20261

PROOF MADE - FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS -

July 6, 1977

Re: License No. 47-2244 (Old No. 20261)

Paige Hiatt
4456 Glen Way
Claremont, CA 91711

Dear Ms. Hiatt:

We acknowledge receipt of the assignment on this water right license, however, the Department has no procedure for changing the records of ownership on a license to a water right. These rights are considered to be appurtenant to the land to which they were licensed and are owned by the owner of that land.

We will, however, place the assignment of the license in our files for future reference to present ownership.

Sincerely,

JAN GROVER
Supervisor, Water Rights

JG:JFR

Notice for Publication

NOTICE OF JOF APPLICATION
OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 o'clock A. M. on the 9th day of December, 1950, at Buhl, County of Twin Falls, State of Idaho, before John Barker, Notary Public, proof will be submitted of the application to beneficial use of 3 cubic feet per second of the waters of an unnamed stream, tributary to Mud Creek, in accordance with the terms and conditions of Permit No. 20261 heretofore issued by the

**West End
Feed Grinding**

**MORELAND
MILLING SERVICE**

Phone 247-J10
FILER, IDAHO

Department of Reclams of the
State of Idaho.

The name and postoffice address of the person or corporation holding said permit are R. R. Love, Buhl, Idaho.

The use to which said water has been applied is irrigation and domestic purposes.

The amount applied to beneficial use is Three (3) cubic feet per second.

The place where said water is used W $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{4}$ SW $\frac{1}{4}$, and W $\frac{1}{4}$, SE $\frac{1}{4}$ Section 27, Township 9 South, Range 14 East, B. M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is —

The right to take water from such works is based upon Permit No. 20261.

The source of supply from which such water is diverted is an unnamed stream tributary to Mud Creek.

The date of priority which said user is prepared to establish is January 20, 1948.

MARK R. KULP
State Reclamation Engineer
(41t4) 11-14-52

✓
September 3, 1953

RE: Permit No. 20261

Mr. S. T. Hamilton
Attorney at Law
Twin Falls, Idaho

Dear Mr. Hamilton:

In reply to your letter of September 1, 1953, in regard to Permit No. 20261, you will be surprised to learn that this has been completed and license issued to Mr. R. R. Love, April 12, 1951, as follows:

Two cubic feet per second from unnamed stream, tributary to Mud Creek, with priority of January 20, 1948; points of diversion in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 27, Township 9 South, Range 14 East, B.M., for use on 259 acres in the W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ and W $\frac{1}{2}$ SE $\frac{1}{4}$ of said Section 27.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

20261

LAW OFFICES OF
S. T. HAMILTON
TWIN FALLS, IDAHO

RECEIVED
SEP 3 1953
Department of Reclamation

September 1, 1953

Hon. Mark R. Kulp
State Reclamation Engineer
Boise, Idaho

Re: Permit 20261
Love & Ahlm

Dear Mr Kulp:

Your letter January 23, 1948, written to R.R.

Love is found in this office with notation CC to S. T. Hamilton.

At bottom of letter is the following in pencil,

"CW due 1 - 21 - 50
3 c.f.s unnamed stream, trib. Mud Creek
P. D. SWSE 27 - 9 S - 14 E -
297 acres in ?? (two letters I can't read)"

This is probably "Gone like tenants that quit without warning
down the back entry of time."

If it seems anything should be done, please tell me.

Very truly yours,


S. T. Hamilton

L - (4733) 4-12-51

R.R. Love -

2015 - 1-20-48

44 2 2 - Mud Cr.

259 a -

W²NE - E²NW - E²SW - W²SE 27
9 8 14 E -

200 SWSE - SE SW - 27

20261

April 17, 1951

Re: Permit No. 20261

Mr. R. R. Love
Box 468
Buhl, Idaho

Dear Mr. Love:

We enclose License and Certificate of Water Right issued under Permit No. 20261, confirming your right to the use of two second feet of water from an unnamed stream tributary to Mad Creek, with priority of January 20, 1948, points of diversion being located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 27, Township 9 South, Range 14 East, B.M., for irrigation and domestic use on the W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ and W $\frac{1}{2}$ SE $\frac{1}{4}$ of said Section 27.

We also enclose Departmental Receipt No. 23254 for the \$16.00 fee paid in connection with this final proof.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bn
Enc.

20261

✓
April 3, 1951

Re: Permit No. 20261

Mr. R. R. Love
Box 468
Buhl, Idaho

Dear Mr. Love:

The report of our Field Engineer on examination for beneficial use under Permit No. 20261 shows that you have irrigated 259 acres from an unnamed stream tributary to Mud Creek, 12 acres of which in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 27, Township 9 South, Range 14 East, B.M. is new irrigation and the rest supplemental to existing water rights.

Therefore, upon receipt of the statutory fee of \$16.00, being at the rate of \$2.00 for each 40 acre subdivision in which the land is located, a License will be issued for 100 inches or 2 cubic feet per second, for use on the W $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ and E $\frac{1}{2}$ SW $\frac{1}{4}$ of said Section 27.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh

20261

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 20261

This proof is for Beneficial use

In Water District No. _____

1. Name of applicant R. R. Lova, Box 468, Buhl, Idaho
2. Source of water supply: Unnamed stream, tributary to Mud Creek
3. Location of point of diversion: Is in the SW¹/₄ SE¹/₄ and SE¹/₄ SW¹/₄ of Section 27.
T. 9 S. R. 14 E. County of Twin Falls
4. Describe works as they exist, giving dimensions and capacities of same: Source is a drain ditch Comes out of a tunnel. Good stream of water flowing now and this is low season. Point of diversion is just above the road that leads into the farm yard. Thirty eight feet north of the point of Diversion a pump and motor are mounted over a concrete sump, approximately 5' x 6' x 3' deep Sump is fed by means of a concrete trough 20" wide x 16" deep leading from R. D. J. Delivery from pump is to North thru 8" steel pipe to high spot a lift of 8' 4" approx. 100 yds to the North. Motor is a G.E. 5 h.p. single phase 220v. 23.2 amps 60 cycle. Model 5SCR2543184 # LY4378 Pump is a Jenkins Berkeley 125WSP 200 QWS It has a 7" intake and 6" outlet Motor is vertical mounted. Pump is a vertical centrifugal. Says it has
5. Water is used for: Irrigation and domestic purposes. pumped 80" of water.
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):

W¹/₄ NE¹/₄, E¹/₄ NW¹/₄, E¹/₄ SW¹/₄ and W¹/₄ SE¹/₄ Section 27, Twp. 9 South, Range 14 East, B.M.
40-40 40-40 40-17 40-40

See map

Allow 75 inches for the large pump
25 " " " small "

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

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

Remarks: No. two diversion is also by means of a pump. Wisconsin 7¹/₂ h.p. gas engine Size 3 5/8 x 4 #459944 Connected to an horizontal pump. Essick #P1901. Intake is 3" outlet is 3". A 3" suction hose extends down into an open dirt sump. There is no pump house or protection of any kind save a canvas over the engine. Delivery is also to a high point to the North This pumps water for the garden and yard and it can feed on down to the other ditch when desired.
This place is on the end of the ditch and at times needs water badly. Produces mostly hay and pasture. Supports 150 head of cattle.

No pump house for either pump or motor.

This examination was made on the 28 day of March, 1951.(Signed) E. N. HumphreyExaminer.
20261

Full 12'
7/2 hp. Wisconsin gas engine
#459944 3 7/8" x 4"

Essex Pump
P1901 (same)?

Intake = 3" suction hose
outlet = 3"

7" line 310' to point
delivers water to N.

Stream comes out of
tunnel

58 yds N of Lee Dam
= P.D. #1

P.D. #2 = .056 Mi. W of 40 line

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.

R. R. Love
Box 468, Buhl, Idaho

Permit No. 20261

Examination for Beneficial use

County Twin Falls

S. 27
9S - 14E

Q = 3 cfs.

S = unnamed st. Lib of road

P.D. = SW₄ SE₄ S 27
SE₄ SW₄ " "

Irrig. & dom.

for 297 acres

all
RECEIVED
APR 3 1951
Department of Reclamation

P.D. on East side of road
into house. 38' north is a
creek with pump.

Concrete trough approx.
20" x 16" deep. to put pump.
Pump = 5' x 6' x 3' deep.

delivers to N. thru 8" pipe
for 300' to high spot.
220'

Motor E. E. 5 hp.

1 ph. 220 V. amp = 23.2

#LY 4378 M55CR 254318

Pump = Jenkins
125 WSP 200 DWG

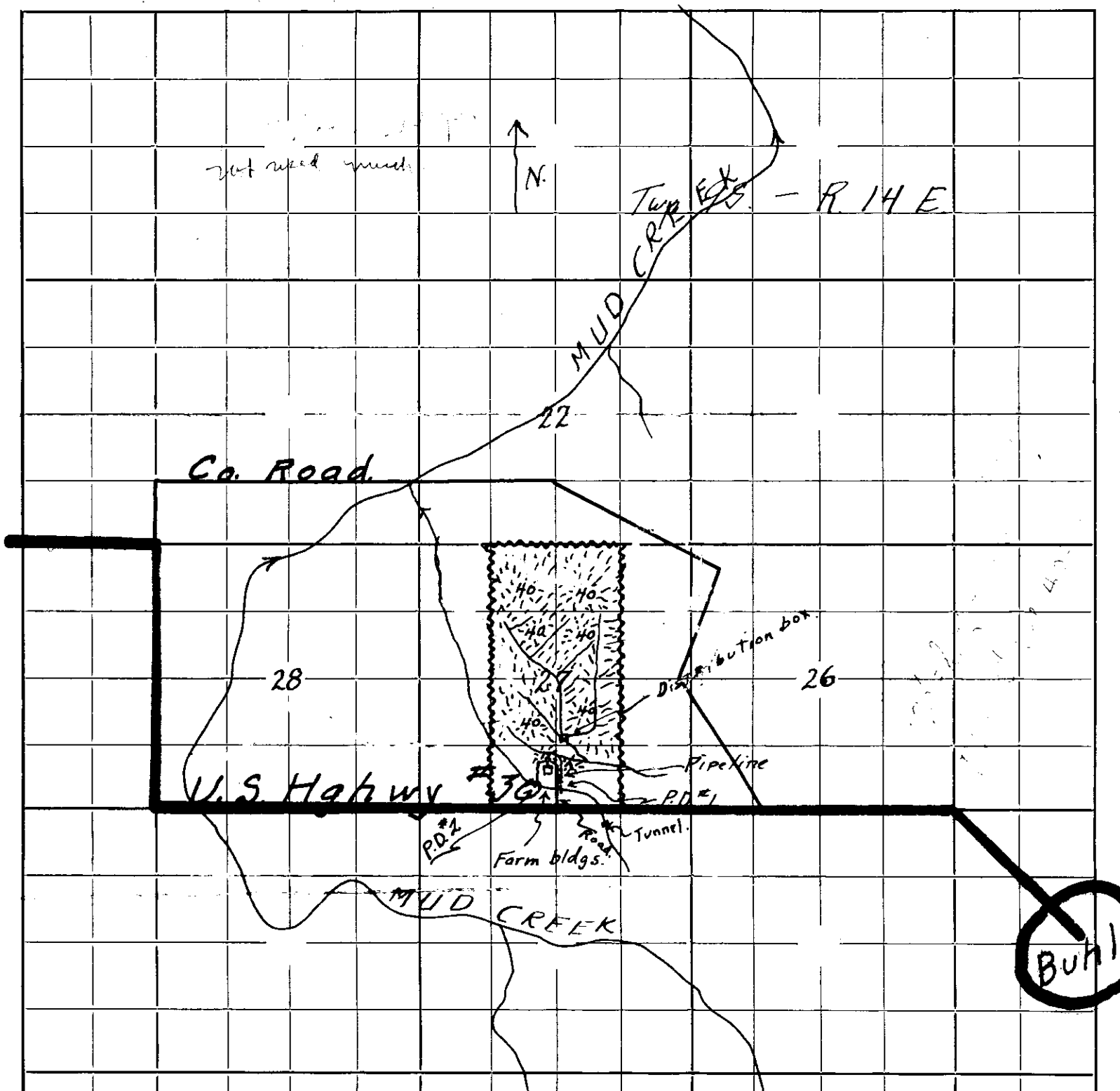
6" outlet 7" intake

Lift = 8' to 10' 4"

Pumped 80" of water.

Motor Vert.

Pump = Vert Centrifugal



P.D.#1 = 50 yds N. of Sec. Nine.
= 25 Feet E. of 40 line.

P.D.#1 to point of delivery = 308 Feet
P.D.#2 " " " " = 310 "

Area irrigated = 259 acres.

$E \frac{1}{2}$ of $NW \frac{1}{4}$ = 80 a.
 $W \frac{1}{2}$ of $NE \frac{1}{4}$ = 80 a.
 $NE \frac{1}{4}$ of $SW \frac{1}{4}$ = 40 a.
 $NW \frac{1}{4}$ of $SE \frac{1}{4}$ = 40 a.
 $SE \frac{1}{4}$ $SW \frac{1}{4}$ = 12 a.
 $SW \frac{1}{4}$ $SE \frac{1}{4}$ = 7 a.
 259 a.

This is a supplemented right
except for 12 a. in $SE \frac{1}{4} SW \frac{1}{4}$.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 20261

REPORT ON PROOF OF Beneficial use

R. R. Love, Box 468, Buhl, Idaho

*2 c/s
sent*

510 - 3 c/s

*1402 - 2017
1202 - 2017*

8-455

✓
January 23, 1951

Re: Permit No. 20261

Mr. R. R. Love
Box 468
Buhl, Idaho

Dear Mr. Love:

We have received from Mr. John M. Barker, Notary Public, the depositions of yourself and two witnesses, also Affidavit of Publication in the Buhl Herald; all in Proof of Beneficial Use under Permit No. 20261.

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 say just when this examination will be made as this Department has but one Field Engineer who makes examinations all over the State.

However, he will try to contact you at the time the examination is made so that arrangements may be made to show him over the grounds.

We are returning various instruments in connection with this Permit which Mr. Barker sent along with your proofs of beneficial use.

Very truly yours,

MARK A. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh
Enc.

CC: Mr. John M. Barker

20261



JOHN M. BARKER AGENCY

Box 549
TELEPHONE: 93
BUHL, IDAHO

GENERAL INSURANCE COMPANY OF AMERICA
FIRST NATIONAL INSURANCE CO. OF AMERICA
GENERAL CASUALTY COMPANY OF AMERICA

HOME OFFICES - SEATTLE, WASHINGTON

January 20, 1951

RECEIVED
JAN 22 1951
Department of Reclamation

State of Idaho
Department of Reclamation
Boise, Idaho

Gentlemen:

We are enclosing the Proof of Application, Deposition of Witnesses, and other papers which you require in connection with the Permit No. 20261. If any other paper is needed you can contact R. R. Love at Box 468, Buhl, Idaho, and I believe you can get any other information that you will need.

Very truly yours,

John M. Barker
John M. Barker

JMB/vm
Enclosures

20261

AFFIDAVIT of PUBLICATIC. J

Notice for Publication NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 o'clock A. M. on the 9th day of December, 1940, at Buhl, County of Twin Falls, State of Idaho, before John [redacted], Notary Public, proof will be submitted of the application to beneficial use of 3 cubic feet per second of the waters of an unnamed stream, tributary to Mud Creek, in accordance with the terms and conditions of Permit No. 20261 heretofore issued by the

Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are R. R. Love, Buhl, Idaho.

The use to which said water has been applied is irrigation and domestic purposes.

The amount applied to beneficial use is Three (3) cubic feet per second.

The place where said water is used W $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{4}$ SW $\frac{1}{4}$, and W $\frac{1}{4}$, SE $\frac{1}{4}$ Section 27, Township 9 South, Range 14 East, B. M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is —

The right to take water from such works is based upon Permit No. 20261.

The source of supply from which such water is diverted is an unnamed stream tributary to Mud Creek.

The date of priority which said user is prepared to establish is January 20, 1922.

MARK R. KILP
State Reclamation Engineer
(41t4)

STATE OF IDAHO
County of Twin Falls

} ss.

I, **Robert E. Bailey**, do solemnly swear that I am the printer and editor of THE BUHL HERALD, a weekly newspaper of general circulation, published once each week at Buhl, Idaho; that the notice attached hereto was published in said newspaper four consecutive weeks, the first publication having been made on the 16th day of November, 1940, and the last publication having been made on the 7th day of December, 1940; that said notice was published in the regular and entire issue of every number of the paper during the period and time of publication, and that the said notice was published in the newspaper proper, and not in the supplement thereof.

That said newspaper has been printed and published continuously in **Buhl, Twin Falls County, Idaho**, for a period of more than 78 weeks prior to the first publication of the attached notice.

Robert E. Bailey

Subscribed and sworn to before me this

7 day of Dec, 1940
W. L. Hannah

Notary Public.

20261

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 20261

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. R. R. Love d/b/a Love and Ahern
Box 468 Buhl, Idaho (Farmer)

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. _____

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit. 1-21-48

Ans. 20261 - Jan 20, 1948 April 1, 1946 date of priority

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

Ans. An unnamed stream tributary to Mud Creek
with point of diversion in the SW 1/4 SE 1/4 and SE 1/4 SW 1/4
Sec 27, Twp 9 South Range 14 E 8 M

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.

Ans. 2 electric pumps capable of discharging
150 inches of water - by private ditch
measurement of pump by Weir.

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. irrigation & domestic on approximately
300 acres on the W 1/2 NE 1/4, E 1/2 NW 1/4, E 1/2 SW 1/4
and W 1/2 SE 1/4 of Section 27, Township 9 South
Range 14 E 8 M.

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

Ans. small amount for domestic use (garden use)

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

Ans. insignificant

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. assignment from Art Ahlen (partner)

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

Ans. Used during irrigating season of 1946 and all subsequent years - by pumping, approximately 150 inches all water used during irrigating season

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. Also used 160 shares of the Capital Stock of Twin Falls Canal Co (water right appurtenant) during years 1946-50 inclusive for irrigating same property

(Sign) R. P. Lott

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 Buhl, County of Twin Falls, State of Idaho, on this 18th day of January, A. D. 1951,

My commission expires Jan 4, 1954

John M. Barker

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 20261

Proof of Application of Water to Beneficial Use
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.

Ans. ART A. LAM, 56
205 N 9th Blvd, Idaho Implement Dealer

Ques. 2. Are you acquainted with R. R. Love, the holder of Permit No. 20261? How long have you known him and where does he reside?

Ans. yes 30 years
Boise Idaho

Ques. 3. Have you read or heard read said Permit No. 20261, and are you familiar with its provisions and conditions?

Ans. yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. from an unnamed stream which is tributary to
Mud Creek. This point of diversion is in the SW 1/4
SE 1/4 and SE 1/4 SW 1/4, Sec 27, Twp 9 South, Range 14 E. B.M.
By means of pumps through pipe & ditch

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. approximately 3 second feet - can & is being
conveyed

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. 150 inches
measured by Weir

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) 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. ^{land} mainly for irrigation though some used to irrigate garden around house About 399 acres about 87 cultivated & 210 pastures in W¹/₂ NE¹/₄, E¹/₂ NW¹/₄, E¹/₂ SW¹/₄ & W¹/₂ SE¹/₄ Sec 27, Twp 9 South, Rng 14 E B¹/₄ - for more productive pasture & cultivated land

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. irrigated small garden space around residence

Ques. 9. (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.

Ans. Pasture land 6¹/₅ feet water including Turn Falls Canal Co water

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. 1st pump put in April 1946 started with 74 inches. Second pump installed in May 1948 delivered an additional 76 inches. Pumps used here sold by Buell Pump Co - of which I am a member of the firm. Have been the pumps in operation
(Signed) *John Barker*

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 Buhl, County of Turn Falls, State of Idaho, on this 20th day of January, A. D. 1951.

John Barker
Notary Public.

My commission expires 1-4-54

20261

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 20261

Proof of Application of Water to Beneficial Use

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.

Ans. Lewis KACALEK 52

Rt 3 Burd, Idaho (Farmer)

Ques. 2. Are you acquainted with R. R. Love, the holder of Permit No. 20261? How long have you known him and where does he reside?

Ans. Yes - 25 years - Burd, Idaho

Ques. 3. Have you read or heard read said Permit No. 20261, and are you familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. an unnamed stream tributary to mud Creek
with place of diversion on the S.W. 1/4 SE 1/4 and SE 1/4
SW 1/4 Sec 27, Twp 9 South Range 14 E B M
By means of pumps and ditches - and some pipes

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. Approximately 3 second feet - total amount

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. Possibly 150 inches -
measured by Weir

20261

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) 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. Mainly for irrigation on about 300 acres
80 acres cultivated 210 acres pasture
in W $\frac{1}{2}$ NE $\frac{1}{4}$ E $\frac{1}{2}$ NW $\frac{1}{4}$ E $\frac{1}{2}$ SW $\frac{1}{4}$ & W $\frac{1}{2}$ SE $\frac{1}{4}$
Sec 27, Twp 9 South, Range 14 E B M - more productive
pasture and cultivated land

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. small amount for garden space (domestic use)

Ques. 9. (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.

Ans. Pasture land - 15 feet water including
canal water

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. no

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. April 1946 and subsequently - by means
of pumps - 150 inches - lived as neighbor
adjoining said property & am familiar with
operation

(Signed) Lewis Kacalek

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 Burdell
County of Teton Falls, State of Idaho, on this 18 day of January
A. D. 1951.

John M. Barker

Notary Public.

My commission expires Jan 4, 1954

20261

✓
November 9, 1950

Re: Permit No. 20261

Mr. R. R. Love
Box 468
Buhl, Idaho

Dear Mr. Love:

We have sent to the Buhl Herald, copy of Beneficial Use Proof to be made on Permit No. 20261 before John Barker, Notary Public, at 10:00 A.M., December 9, 1950, with instructions to publish once a week for four consecutive weeks prior to that date and to send the Affidavit of Publication, together with statement of costs, to you.

At the time set, you should appear before Mr. Barker together with two disinterested witnesses who are familiar with the terms of your Permit and the work done thereunder for the purpose of executing the depositions which were handed you yesterday.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bn

20261

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Date: **November 8, 1950**

Re: Permit No. 20261

The Buhl Herald

Buhl, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **December 9, 1950**, the date set for proof, the expense of the publication to be paid by the applicant, **R. R. Love,** of **Box # 468, Buhl, 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 of the first publication.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

By

Chief Clerk

20261

NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M. on the 9th day of December, 1950,
 at Buhl, County of Twin Falls, State of Idaho, before
John Barker, Notary Public,, proof will be submitted of the
 application to beneficial use of 3 cubic feet per second of the waters of an unnamed stream,
tributary to Mud Creek, in accordance with the terms and conditions of Permit No. 20261
 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are.....

R. R. Love, Buhl, Idaho.

The use to which said water has been applied is irrigation and domestic purposes.

The amount applied to beneficial use is Three (3) cubic feet per second.

The place where said water is used ~~(if for irrigation, give full and accurate description of the~~
~~lands irrigated)~~ W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ and E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 27, Township 9 South,
Range 14 East, B. M.

The name of the canal or ditch or other works by which said water is conducted to such place of
 use is

The right to take water from such works is based upon Permit No. 20261

The source of supply from which such water is diverted is an unnamed stream tributary to
Mud Creek.

The date of priority which said user is prepared to establish is January 20, 1948.

MARK R. KULP

State Reclamation Engineer.

20261

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) Nov. 8, 1950
(P. O.) Boise, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
Buhl Herald of Buhl, Idaho published in
the county in which the works are situated.

R. P. Love

(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.

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

November 1, 1950

Mr. R. R. Love
Box # 468
Buhl, Idaho

Dear Sir:

We enclose herewith blank notice for proof of application of water to beneficial use under your Permit No. 20261. This notice should be filled out in duplicate and returned to this office at least 40 days before the date upon which you wish to make this proof, in order to allow time for the four weeks' publication required by law.

This proof must be submitted before a Notary Public or other officer authorized by law to administer oaths.

The date for proof, as set out in your permit, is not later than January 21, 1951, and if proof is submitted later than said date, your priority will be brought down a length of time equal to the time elapsing between the date the proof is due and the date proof is actually made.

Very truly yours,

MARK R. KULP

State Reclamation Engineer

20261

✓
June 18, 1950

Re: Permit No. 20261

Mr. R. R. Love
Box 468
Buhl, Idaho

Dear Mr. Love:

We return the Assignment of Mr. Ahlm's
interest in Permit No. 20261 to you, which has
been duly recorded.

We also enclose Departmental Receipt
No. 22410 for the fifty cent (\$.50) recording fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh
Enc.

20261

✓
20261

June 9, 1950

Mr. R. R. Love
Box 468
Buhl, Idaho

Dear Mr. Love:

We acknowledge receipt of your letter of June 7, 1950, enclosing an Assignment from Art Ahlm and wife.

However, the assignment is incomplete as it does not give the Permit Number or the party to whom assigned.

The Permit Number, we assume, is 20261, in the name of Ahlm and Love, and of course, the assignment is of Mr. Ahlm's interest to you, but it should be completed before being recorded in this Department.

There is also a fee of fifty cents (\$.50) for recording the Assignment.

Very truly yours,

WALTER R. KULE
State Reclamation Engineer
By

Chief Clerk

S:bn
Enc.

20261

BUHL MACHINE WORKS

Manufacturers of the Oscillating EASYRIDE AXLE for Farm Machines

BUHL, IDAHO

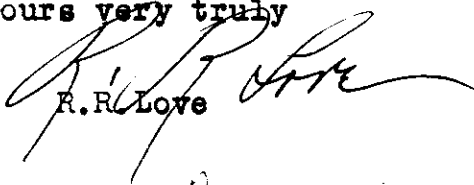
June 7, 1950.

Mr Roy Woods,
Bureau of Reclamation,
Boise, Idaho.

Dear Mr Woods;

Enclosed is the assignment of water
from Mr Ahlm to myself.

Yours very truly


R.R. Love

Box 468

20261

20261

✓
March 29, 1950

Re: Permit No. 20261

Mr. R. R. Love
Box 468
Buhl, Idaho

Dear Mr. Love:

We enclose your Application for Amendment to Permit No. 20261, which has been approved by the State Reclamation Engineer and duly recorded.

We also enclose Certificate of Completion of Works issued under this Permit for the diversion of 3 second feet of water from an unnamed stream tributary to Mud Creek, with point of diversion in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 27, Township 9 South, Range 14 East, B.M., for irrigation and domestic use on the NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ and W $\frac{1}{2}$ SE $\frac{1}{4}$ of said Section 27.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh
Enc.

20261

Permit No. 20261

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Ada } ss.

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

First: That he is the holder and owner of Permit to appropriate the Public Waters of the State of Idaho, No. 20261, and that his postoffice address is Box 468, Buhl, Idaho.

Second: That the name of the stream which said water is to be directed is an unnamed stream, tributary to Mud Creek.

Third: That the points of diversion of said water are in the SW $\frac{1}{4}$, SE $\frac{1}{4}$ and SE $\frac{1}{4}$, SW $\frac{1}{4}$ Section 27, Twp. 9 S., Range 14 E., B.M.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by January 21, 1950, 19.

Fifth: That the use for which said water is intended is Irrigation.

Sixth: That on the date above mentioned, the works constructed under said permit were (~~practically~~) fully completed and consisted of the following:

I. Kind of works: Two sumps, two pumps and ditches
(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work:

(a) Height of dam feet, length of dam at top feet, length of dam at bottom feet. Material used in construction Plank check or dam, 1 ft. high, 5 ft. at top and 9 ft. at bottom.
(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir acre feet.

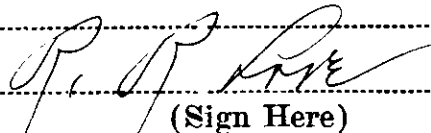
(c) Size of headgate: Width feet, height feet.

(d) Conduit Ditch width at bottom 2 $\frac{1}{2}$ feet, width at water line 5 feet, depth of water 0.5 feet; diameter of pipe inches, average grade per mile is feet. Length of conduit is miles.

Seventh: That said works are capable of conducting to the place of intended use Three second feet of water.

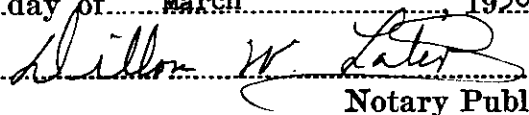
Eighth: That water appropriated under said permit is available for acres of land described as follows: W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ Section 27, Twp. 9 S., Range 14 E., B.M.

Ninth: Remarks: That Two electric pumps, 7 $\frac{1}{2}$ H.P.


(Sign Here)

Subscribed and sworn to before me this 22nd day of March 1950

My commission expires Feb 16, 1953


Notary Public.

20261

1997

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS

PROOF OF COMPLETION OF WORKS

Messrs. Love & Ahlm
C/o R. R. Love
Buhl, Idaho

Boise, Idaho **November 1, 1949**

Dear Sir:-

Under the terms of your permit No. **20261**----- you are required to complete your diversion works on or before **January 31, 1950**----- I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

The certificate to be issued under this proof will not give a perpetual right to the use of water for which application was made, as it only confirms the completion of works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

Yours truly,

MARK R. KUTP

State Reclamation Engineer

20261

✓
March 11, 1949

Re: Permit No. 20261

Mr. S. T. Hamilton
Attorney at Law
Twin Falls, Idaho

Dear Mr. Hamilton:

Permit No. 20261 in the name of Love and Ahlm is for three (3) cubic feet of water from an unnamed stream, tributary to Mud Creek. Point of diversion is in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 27, Township 9 South, Range 14 East, and place of use is described as 297 acres in Section 27.

This application was filed by you and Proof of Completion of Works is not due until January 21, 1950.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bn
Enc.

20261

January 23, 1948

Re: Permit No. 20261

Mr. R. R. Love
Buhl, Idaho

Dear Mr. Love:

We enclose herewith Permit No. 20261,
in the name of Love & Ahm, also Departmental
Receipt No. 20305 for the \$5.50 filing fee; and
direct your attention to the limitations and
conditions of same as given on the fourth page, under
approval of the State Reclamation Engineer,

This application reached us on January 20th,
and as you will note we have put it through with all
possible expedition.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A

Encl.
CC to J. T. Hamilton

20261

Love + Ahlman

1/4 Canal right in Sec. 27-9-14.

E² NW⁴, NW⁴ SE⁴, NE⁴ SW⁴

100 shares = 100 acres

SW⁴ SE⁴

40 " = 40 "

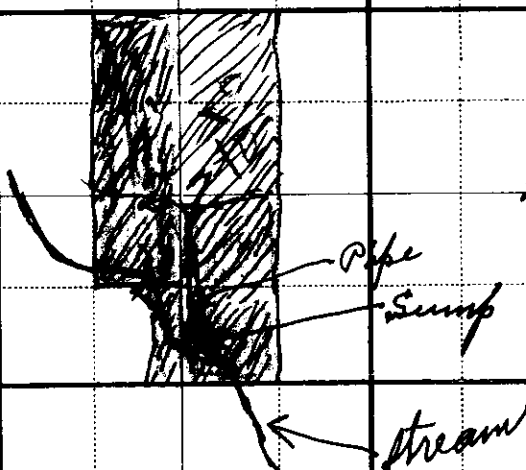
N² NE⁴

10 " = 10 "

SW⁴ NE⁴

10 " = 10 "

Total 160 shares = 160 acres.



26

25-

Permit Map No. 20261
As Approved
JAN 21 1948
HANK R. KULP

LAW OFFICES OF
S. T. HAMILTON
TWIN FALLS, IDAHO

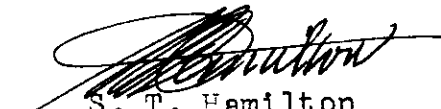
Jan'y 18, 1943

Hon. Mark R. Kulp
Reclamation Engineer
Boise, Idaho.

Dear Mr. Kulp:

Changes in office help slipped a cog somewhere and this application has been delayed. Mr R.R. Love discussed this with your Mr Thompson and wanted to make the trip to Boise tomorrow in the hope he might bring the permit home with him. I told him with the several signatures required it was doubtful if that could be done. That I would ask that the permit be acted on at the earliest possible date. Please send the permit to the applicant when issued. I am leaving Thursday morning and will be out of the State till February first. If my personal attention is required in any matters it will be given on my return. I enclose check in payment of filing fee \$5.50. I regret the delay that has happened; and thank you for the attention you will give in the situation.

Very truly yours,


S. T. Hamilton

