

PROOF OF PUBLICATION

STATE OF IDAHO }
County of Owyhee } s.s.

I, RODNEY A. HAWES, being first duly sworn, on oath says that he is the Publisher of the OWYHEE NUGGET, a newspaper of general circulation, published weekly by Rodney A. Hawes, publisher and printer thereof, at Marsing, County of Owyhee, State of Idaho;

That the annexed notice was published in said newspaper once each week and every week for 4 consecutive weeks, the first publication being on the 28 day of July, 1966, and the last publication being on the 18 day of August, 1966;

That the said newspaper has been published continuously and uninterruptedly in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of the attached notice.

Rodney A. Hawes
PUBLISHER

Subscribed and sworn to before me this 29 day of Aug, 1966.

Leon S. Hawes
NOTARY PUBLIC

My commission expires 9-10-68

(SEAL)

RECEIVED
SEP 21 1966

Department of Reclamation

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

Notice is hereby given that on the 2nd day of September, 1966, at Mountain Home, County of Elmore, State of Idaho, before Ralph Groefsema, 1104 Phelps Cir., proof will be submitted of the application to beneficial use of 6.4 cubic feet per second of the waters of Snake River in accordance with the terms and conditions of Permit No. 30878 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and post office address of the person or corporation holding said permit Jonathon L. Ellsworth, Star Rt. B, Box 40, Mountain Home, Idaho.

The use to which said water has been applied is irrigation of arid lands.

The amount applied to beneficial use is 6.4 c.f.s.

The point of diversion of said water is Lot 3, Sec. 4, T. 6 S., R. 6 E., B. M.

The place where said water is used (LEGAL DESCRIPTION) NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 9; NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 8. T. 6 S., R. 6 E., B. M.

The date of priority which said user is prepared to establish is January 4, 1963.

R. KEITH HIGGINSON,
Deputy State Reclamation
Engineer
Published July 28, August 4, 11,
and 18, 1966
The Owyhee Nugget
Marsing, Owyhee County, Idaho

30878

Rge. 6 E.

P. D.
C.

Temp. 65.

8

	40	40	
Slaves 10	40	10 40	BLT 35
40	40		

30

155

80

$$\overline{315}$$

O Brunnens

Area - 3.5 Acres

SUBD	-	8
------	---	---

Q - ~~5.30~~ c.f.s.

6.06 or 0.96" / arc

Ellsworth

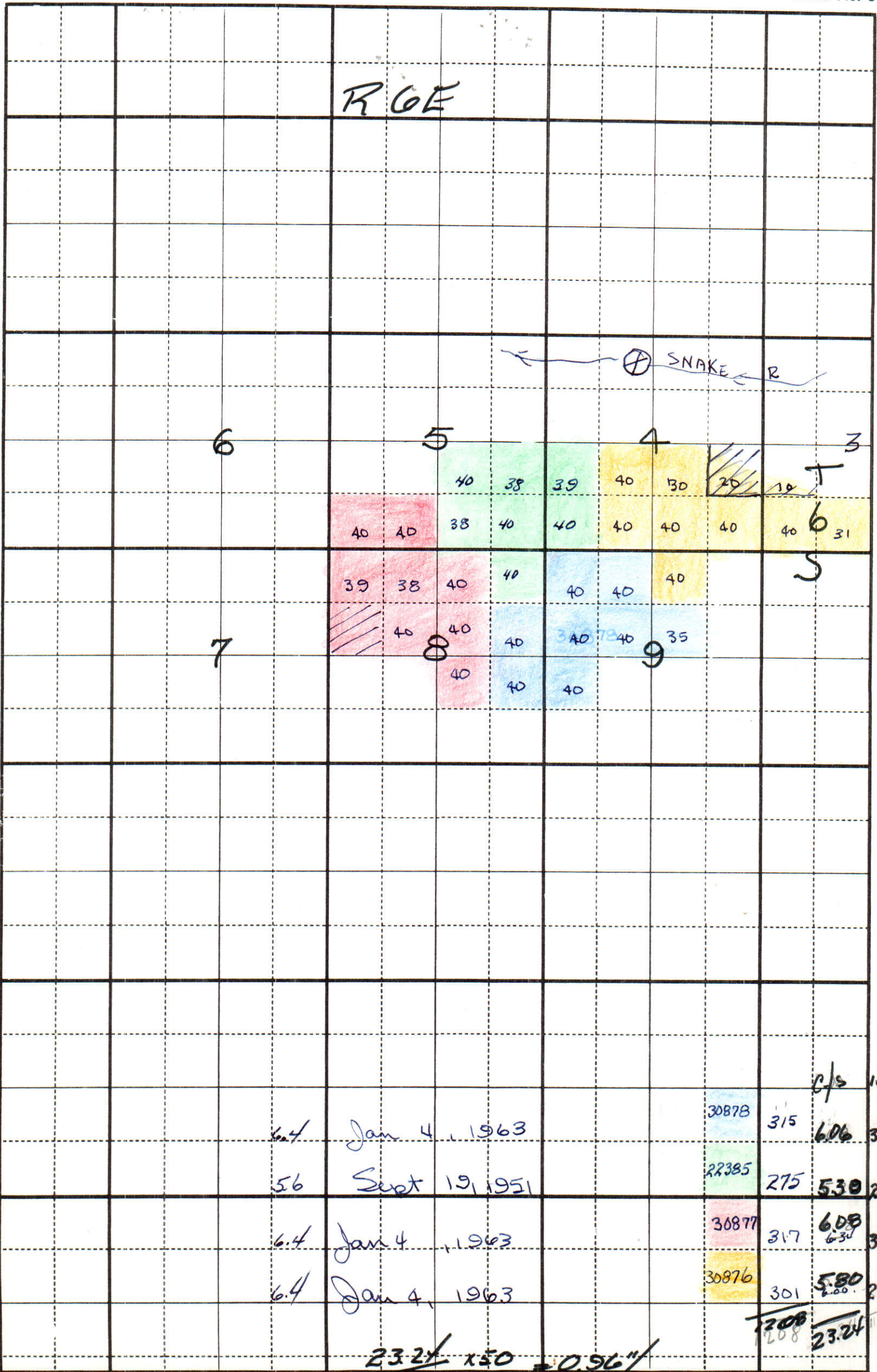
30877



C-137

(OLD FARM) D.R.

30879



SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

30878

NAME OF APPLICANT Robert M Tindle

Form No. 0

R 6 E B.M.

Shark River
P.D.

(4)

40 40

40 40 40 40

(2)

40 40

(9)

Permit Map No. 30878
As Approved JAN 8 1963
GEO. N. CARTER

STATE OF IDAHO
License and Certificate of Water Right

Water License No. 30878 Amount 6.06 c.f.s.
Water District No. Priority January 4, 1963

THIS IS TO CERTIFY that ROBERT M. TINDLE - Assignee - JONATHON L. ELLSWORTH of Bruneau, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated January 4, 1963; that Permit No. 30878 was issued under said application; that Certificate of Completion of Works, with a carrying capacity of 6.4 second feet, was issued thereunder on August 1, 1966, showing that said works were completed on the 21st day of July, 1966; and that on the 2nd day of September, 1966, JONATHON L. ELLSWORTH

of Bruneau, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of Snake River

a tributary of Columbia River, for the purpose of irrigation, under Use Permit No. 30878 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 14 of Licenses at Page 8910, on the 15 day of November, 1967.

The right hereby confirmed dates from January 4, 1963. The Point of Diversion is located in Lot 3 in the NE 1/4 NW 1/4, Sec. 4, Twp. 6 S, Rge. 6 E, B.M., County of Owyhee. 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 6.06 cubic feet per second.

Description and location of use:

Twp.	Range	Section	Forty-Acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
6 S	6 E	8	SE 1/4 NE 1/4	40	40
			NE 1/4 SE 1/4	40	40
		9	SW 1/4 NE 1/4	40	35
			NW 1/4	160	160
			NW 1/4 SW 1/4	40	40
			Total number of acres irrigated:		315

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 15th day of November, 1967.

s/ R. KEITH HIGGINSON
State Reclamation Engineer.

(SEAL)

State of Idaho

License and Certificate of Water Right

Water License No. 30878 Priority January 4, 1963 Amount 6.06 c.f.s.

THIS IS TO CERTIFY that ROBERT M. TINDLE - Assignee - JONATHAN L. ELLSWORTH

of Bruneau, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated January 4, 1963; that Permit No. 30878 was issued under said application; that Certificate of Completion of Works, with a carrying capacity of 6.4 second feet, was issued thereunder on August 1, 1966, showing that said works were completed on the 21st day of July, 1966; and that on the 2nd day of September, 1966

JONATHAN L. ELLSWORTH

of Bruneau, 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 Snake River

a tributary of Columbia River for the purpose of irrigation, under Use Permit No. 30878 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 14 of Licenses, at Page 8910, on the 15th day of November, 1967.

The right hereby confirmed dates from January 4, 1963.

The Point of Diversion is located in Lot 3 in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 4, Twp. 6 S, R. 6 E, B.M. of Owyhee 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 6.06 cubic feet per second.

Description and location of use:

Twp.	Range	Section	Forty-Acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
6 S	6 E	8	SE $\frac{1}{4}$ NE $\frac{1}{4}$	40	40
			NE $\frac{1}{4}$ SE $\frac{1}{4}$	40	40
		9	SW $\frac{1}{4}$ NE $\frac{1}{4}$	40	35
			NW $\frac{1}{4}$	160	160
			NW $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			Total number of acres irrigated:		315

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 15th day of November, 1967.

R. Keith Higgins
State Reclamation Engineer.

30878

Application For Permit To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 38960
PERMIT No. 30878
DISTRICT No.

Assigned to Jonathan L. Ellman
Drummond, ID.

1. Name of Applicant: Robert M. Tindle
Postoffice address: c/o Bruneau Stage
Mt. Home

County: Owyhee

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:

- (a) Cash on hand:
(b) Treasury stock:

- (c) Bond to be issued:
(d) Other resources:

2. Quantity of water claimed: 6.4

cubic feet per second.

3. Source of water supply: Snake River

which is a tributary of Columbia R.

4. Location of point of diversion:

feet distant from the

corner of Section , T. , R. , B.M., and is in the Lot 3 (NE $\frac{1}{4}$ NW $\frac{1}{4}$)
of section 4 , T. 6 S , R. 6 E , B. M., County of Owyhee

5. Water is to be used for Irrigation

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 of , 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: \$ 8125.00

8. Kind of works: Pump, pipeline & ditch

9. Height of dam feet; length of dam at top feet; length of dam at bottom
feet; material used in dam:

10. Size of headgate: Width None feet; height feet.

11. Ditch: Width at bottom 4 feet; width at water line 8 feet; depth of water 2 feet;
dimensions of flume: None

Diameter of pipe 24" & 18" inches; length of conduit 24" 1000'; 18" 800' miles.

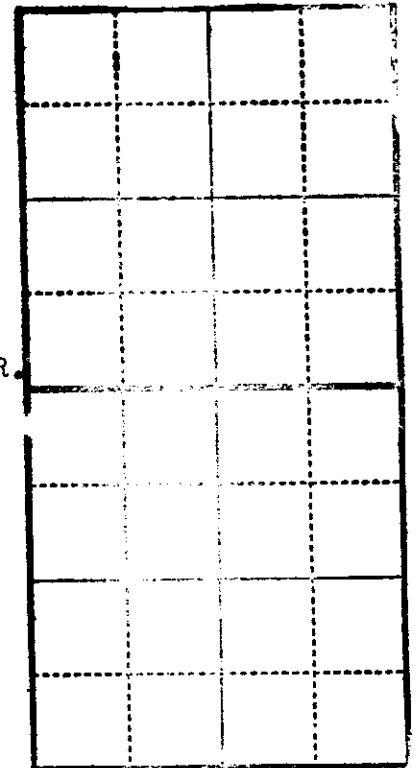
Average grade per mile 3.168 feet.

12. The time required for the completion of such work is 5 years.

13. The time required for the complete application of the water to the proposed use is 6 additional years.

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

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None



16. (a) Is reservoir to be used? None 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 water of the State of Idaho as herein set forth.

s/ Robert M. Tindle *Applicant.*

By _____ Agent.

Date of first receipt at Department of Reclamation: 1:30 P.M. January 4, 1963

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 30878

Recorded in Book 108 Page 30878 Approved January 8, 1963

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 8, 1963 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 July 8, 1965

The whole of said work to be completed on or before January 8, 1968

Beneficial use of water appropriated in accordance herewith, to be made on or before January 8, 1974

WITNESS My hand this 8th day of January, 1963

s/ CARL E. TAPPAN, Assistant
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLLIE, Governor of the State of Idaho,
and ARNOLD WILLIAMS, 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 8th.....

day of January, 19 63.

STATE OF IDAHO

Countersigned:

(SEAL) By s/ ARNOLD WILLIAMS
Secretary of State.

By s/ ROBERT E. SMYLIE
Governor.

REMARKS:

14.

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6 S	6 E	9			40		40	40	40			40					40	240	
6 S	6 E	8															40	80	
Total Number of Acres to be Irrigated																		320	
<u>A S S I G N M E N T</u> ✓																			
For value recieved, we hereby assign all our right, title, and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. 30878 to JONATHAN L. ELLSWORTH of Bruneau, Idaho.																			
/s/ Robert M. Tindle Permit Holder																			
/s/ Julia A. Tindle Spouse of Permit Holder																			
STATE OF IDAHO)) SS. COUNTY OF ELMORE)																			
On this 15th day of May, 1965, before me, the undersigned, a Notary Public for the State of Idaho, personally appeared Robert M. Tindle and Julia A. Tindle, his wife, 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 official seal, the day and year in this certificate first above written.																			
/s/ Ralph Groefsema Notary Public for the State of Idaho, Residing																			
(SEAL)																			
My commission expires: 1 jan 69 at Mountain Home, Idaho																			

Permit No. 30878 ✓

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that ROBERT M. TINDLE - Assignee - JONATHON L. ELLSWORTH of Mountain Home, County of Elmore, and State of Idaho, the holder of Permit No. 30878, issued upon Application No. 38960 bearing date of priority of January 4, 1963, authorizing the diversion of 6.4 second feet of waters of Snake River County of Owyhee, 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 6.4 second feet of the waters of Snake River tributary of Columbia River; that the point of diversion of said waters Lot 3 (NE $\frac{1}{4}$ NW $\frac{1}{4}$) Sec. 4, Twp. 6 S., Rge. 6 E. B.M. and that the lands proposed to be irrigated by the use or place of use of said water are described as follows, to-wit:

SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 8; SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 9, Twp. 6 S., Rge. 6 E., B.M.

Proof of Completion of Works Made: July 21, 1966

Witness my hand this 1st day of August, A.D. 1966

/S/ R. Keith Higginson
Deputy State Reclamation Engineer

LICENSE ISSUED FOR 6.06 SEC. FT.
LICENSE PAG. NO. 8910.

DEC 09 1987

CHASE FRANKLIN CORPORATION

Department of Water Resources
100 SOUTH WACKER DRIVE
CHICAGO 60606
312/236-6010

December 7, 1987

Mr. Jim Johnson
Water Rights Supervisor
State of Idaho
Department of Water Resources
450 West State Street
Statehouse
Boise, ID 83720

Re: Your letter Dated November 19, 1987 Regarding Water Right Nos.
02-2094/2181/2182/2183/2281/2282/2284/2285/2375

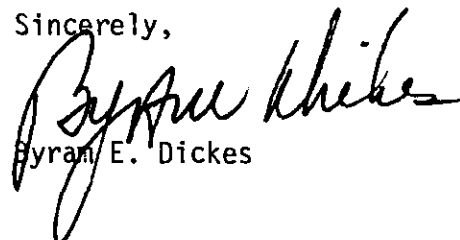
Dear Mr. Johnson:

We received your letter dated November 19, 1987 regarding the ownership change of River Ranch Farms. Your file should record the following:

Owner	River Ranch Farms
General Partner	Byram E. Dickes
Address:	100 South Wacker Drive Suite 1140 Chicago, IL 60606
Telephone:	(213) 23606010.

Thank you.

Sincerely,


Byram E. Dickes



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

Governor

R. KEITH HIGGINSON

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

November 19, 1987

RE: Water Right Nos. 02-2094/2181/2182/2183/2281/2282/2284/2285/2375

River Ranch Associates, Ltd.
Attn: Thomas Pabian, Vice Pres.
c/o River Ranch Farms
100 S. Wacker Dr., Room 1140
Chicago, IL 60606

Dear Mr. Pabian:

We are in receipt of your correspondence of October 7, 1987 informing us of the change in land ownership of the above referenced water rights from River Ranch Associates, Ltd. to River Ranch Farms.

We have placed the correspondence in each of the identified water rights.

If we can be of further assistance, please let us know.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

October

1987

OCT 28 1987

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

Department of Water Resources

Re: Notice of Assignment of Water Right Licenses

Dear Mr. Higginson:

This letter is to inform the Idaho Department of Water Resources that River Ranch Associates, Ltd., an Illinois limited partnership, has conveyed and assigned to River Ranch Farms, an Idaho limited partnership, all of River Ranch Associates' interest in the following water right licenses:

31752/02-2282	31753/02-2281
31757/02-2284	31758/02-2285
30876/02-2181	22385/02-2094
30878/02-2183	30877/02-2182
32447/02-2375	

River Ranch Farms' address is Room 1140, 100 South Wacker Drive, Chicago, Illinois 60606. We would appreciate your placing this letter in the Department's records respecting these licenses.

Very truly yours,

RIVER RANCH ASSOCIATES, LTD.,
an Illinois limited partnership

By: JMB Realty Corporation,
a Delaware corporation,
its general partner

By: Thomas J. Fillion
President

cc: River Ranch Farms
Jeffrey C. Fereday, Esq.

QUITCLAIM DEED

FOR VALUE RECEIVED, River Ranch Associates, Ltd., an Illinois limited partnership, does hereby convey, release, remise and forever quitclaim unto River Ranch Farms, an Idaho limited partnership ("Grantee"), all of its right, title and interest in and to the real property located in Owyhee County, Idaho, to wit:

PARCEL NO. 1:

IN TOWNSHIP 6 SOUTH, RANGE 6 EAST, B.M. OWYHEE COUNTY, IDAHO
 Section 3: S1/2SW1/4
 Section 4: SE1/4SE1/4, W1/2SE1/4, SW1/4 EXCEPTING a tract of land in the NW1/4SE1/4 and NE1/4SW1/4 of Sec. 4, T6S, R6E, B.M., more particularly described as follows:
 BEGINNING at the NE corner of the NW1/4SE1/4 of Sec. 4, an iron pin, the TRUE POINT OF BEGINNING; thence South 0°52' West 550 feet to center line of State Highway No. 78; thence Northwesterly along Highway No. 78 center line to the North boundary line of the NE1/4SW1/4; thence East along the North boundary line of the NE1/4SW1/4 and NW1/4SE1/4 a distance of 1740 feet to the NE corner of NW1/4SE1/4, to the TRUE POINT OF BEGINNING.
 Section 5: S1/2
 Section 8: NW1/4NW1/4, E1/2NW1/4, NE1/4, N1/2SE1/4, NE1/4SW1/4
 Section 9: N1/2, N1/2SW1/4, SW1/4SW1/4
 Section 10: NW1/4NW1/4

PARCEL NO. 2:

IN TOWNSHIP 6 SOUTH, RANGE 5 EAST, B.M., OWYHEE COUNTY, IDAHO
 Section 1: Lots 3 and 4, S1/2NW1/4, NE1/4SW1/4, W1/2SE1/4, SE1/4SE1/4, NW1/4SW1/4, SE1/4SW1/4
 Section 12: N1/2NE1/4, SE1/4NE1/4
 IN TOWNSHIP 6 SOUTH RANGE 6 EAST, B.M., OWYHEE COUNTY, IDAHO
 Section 6: S1/2, E1/2NW1/4, S1/2NE1/4
 Section 7: Lots 1, 2 and 3, SE1/4NW1/4, NE1/4SW1/4, NE1/4, NE1/4NW1/4
 Section 8: SW1/4NW1/4, NW1/4SW1/4

TOGETHER WITH the improvements, structures and fixtures (including but not limited to buildings, fences, pipes, pipelines, wells and reservoirs) presently located on or in the premises and owned by Grantor, and all right, title and interest that Grantor has on the date hereof in the rights and interests described in annexed Exhibit A; and together with whatever, if any, right, title and interest Grantor presently has in the following: pasturage, growing crops, growing grass and stubble located on the Land; leases, easements rights, rights of way, interests, allotments, permits, tenements, hereditaments, rents, issues, profits, revenues, royalties, benefits and payments appertaining to or associated with the premises or any part thereof (including, but not limited to, those accruing or related to present and future oil, gas, mining, grazing, agricultural and other present and future leases and those accruing under any governmental, agricultural or conservation

programs) and all of the minerals and mineral rights and interests of any type or kind in or pertaining to the premises or any part thereof (including, but not limited to, oil, gas and asphaltum and all interests therein); all water rights and all water on or under the surface of the premises, and all ditches, ditch rights, flumes, aqueducts, canals, appropriations, franchises and all other rights, privileges or interests appurtenant to or used in connection with the premises or any part thereof.

TO HAVE AND TO HOLD the said premises with their appurtenances unto the said Grantee, its successors and assigns forever.

DATED this 7th day of October, 1987.

RIVER RANCH ASSOCIATES, LTD.,
an Illinois limited partnership

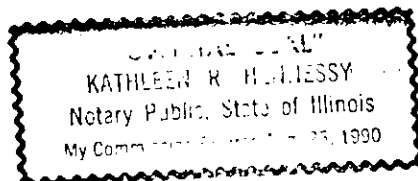
By: JMB Realty Corporation,
a Delaware corporation,
its general partner

By: Thomas A. Pabian
VICE President

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

On this 7th day of October, 1987, before me, the undersigned, a Notary Public in and for said State and County, personally appeared Thomas J. Pabian, known or identified to me to be the VICE President of JMB Realty Corporation, which corporation is known or identified to me to be the general partner of River Ranch Associates, Ltd., an Illinois limited partnership, and acknowledged to me that he executed the within and foregoing instrument for and on behalf of said partnership and in said partnership's name.

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



Kathleen R. Hennessy
Notary Public for Illinois
Residing at C.C. Hills, Illinois
My commission expires: Aug. 25, 1990

Exhibit A

to

Quitclaim Deed

1. The following water licenses: License Nos. 31752/02-2282, 31753/02-2281, 31757/02-2284, 31758/02-2285, 30876/02-2181, 22385/02-2094, 30878/02-2183, 30877/02-2182 and 32447/02-2375.

2. Such additional water permit as shall be granted pursuant to Application for Permit No. 02-7273.

3. The following Rights of Way granted by the United States Department of the Interior, Bureau of Land Management:

(a) Bureau of Land Management, Right-of-Way Serial No. Idaho 04390 for a canal and pipeline as disclosed by Certificate dated November 19, 1965, recorded November 22, 1965, in Book 19 of Miscellaneous Records, Page 99, Instrument No. 114842, Owyhee County, Idaho over and upon SE1/4, NW1/4, Section 4, Township 6 South, Range 6 East, B.M.

(b) Bureau of Land Management Right-of-Way Serial No. I-125 for a pump site and irrigation pipeline as disclosed by Decision-Right-of-Way Granted recorded April 4, 1968, in Book 20 of Miscellaneous Records (deed), Page 129, Owyhee County, Idaho, as amended by Decision Proof of Construction Accepted, Partial Relinquishment Accepted dated December 15, 1978, over and upon Government Lot 4, Section 5, Township 6 South, Range 6 East, B.M.

(c) Bureau of Land Management Right-of-Way Serial No. I-127 for an irrigation pump site, pipeline and ditch as disclosed by Decision-Right-of-Way Granted recorded April 4, 1968, in Book 20 of Miscellaneous Records (deed), Page 132, Owyhee County, Idaho over and upon Government Lot 1, Section 6, and Government Lot 4, Section 5, Township 6 South, Range 6 East, B.M.

4. Permissions and Agreements to take water from the C. J. Strike Reservoir granted by Idaho Power Company and appurtenant to the premises, including but not necessarily limited to the following:

(a) Permission and Agreement dated March 3, 1977, between Idaho Power Company and River Ranch Farms, an Idaho limited partnership, recorded March 28, 1977, as Instrument No. 150234, Owyhee County, Idaho.

(b) Permission and Agreement dated April 29, 1964, between Idaho Power Company and Josephine Durk, Claudie M. Durk, Ralph D. Huff and Jack Mathaney.

March 25, 1969

Re: Water License Nos. 22385, 30876, 30877, and 30878 and Permit No. 32447

Mr. Lon F. Davis
Weeks and Davis
Attorneys at Law
112 9th Avenue South, Box 95
Nampa, Idaho 83651

Dear Mr. Davis:

We are in receipt of your letter of March 11, 1969. The Deed which you have furnished the department is adequate to convey the assignment principal to a new holder for each of the above referenced water licenses and permit. We will record immediately the assignment for the permit.

You should be advised, however, that we can only insert a copy of the Warranty Deed in each of the water license folders listed above. We do not have a procedure to change the ownership of a water license once it is issued. As you can see, there would be a vast number of problems, the major one being that we do not have the original water license on file with the department, only a copy.

If we may be of further assistance, please contact us.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

enclosure: none

20878

WEEKS & DAVIS
ATTORNEYS AT LAW
112 9TH AVENUE SOUTH
NAMPA, IDAHO 83651

LEON R. WEEKS
LON F. DAVIS

P.O. BOX ~~262~~ 95
TELEPHONE 466-9274

March 11, 1969

State Reclamation Engineer
State House
Boise, Idaho

Re: License No. 22385
License No. 30876
License No. 30877
License No. 30878
Permit No. 32447

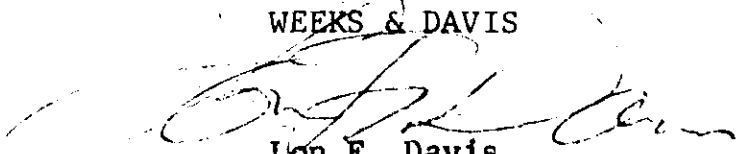
Dear Sir:

Enclosed herein is a photocopy of the executed Warranty Deed from the Ellsworth family to R. W. Luekenga and Joseph J. Koudelka, Jr. dated the 22nd day of February, 1969 and recorded as instrument number 122822, records of Owyhee County conveying title to the above numbered licenses and permit. If you desire, you may retain this deed for your files, but in addition, please advise us as to whether some other formal assignment is necessary for your office in order to transfer the licenses and permit.

If assignments are required, please send us the desired forms.

Very truly yours,

WEEKS & DAVIS


Lon F. Davis

LFD:sh
Enc.

30878

WARRANTY DEED

THIS INDENTURE, Made this 22nd day of February, 1969, between JONATHAN L. ELLSWORTH, sometimes known as JOHN L. ELLSWORTH, and CECELIA K. ELLSWORTH, husband and wife, GRANT R. ELLSWORTH and FERN S. ELLSWORTH, husband and wife, WILLIAM VAUGHN ELLSWORTH, sometimes known as W. VAUGHN ELLSWORTH, and JULIA P. ELLSWORTH, husband and wife, and EUGENA WINNIFRED ELLSWORTH, sometimes known as EUGENIA WINNIFRED ELLSWORTH, a widow, parties of the first part, hereinafter referred to as "Grantors," and R. W. LUEKENGA and JOSEPH J. KOUDELKA, JR., parties of the second part, hereinafter referred to as "Grantees,"

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of TEN and NO/100 (\$10.00) DOLLARS, lawful money of the United States of America, together with other good and valuable considerations, to them in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged, have granted, bargained and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said parties of the second part, and to their heirs and assigns forever, all of the following described real estate, situated in the County of Owyhee, State of Idaho, to-wit:

PARCEL NO. 1:

IN TOWNSHIP 6 SOUTH, RANGE 6 EAST, B. M.:

IN SECTION 5: The South Half of the Southwest Quarter.

IN SECTION 8: The North Half of the Northwest Quarter, Southeast Quarter of the Northwest Quarter, the West Half of the Northeast Quarter, and the Northwest Quarter of the Southeast Quarter.

PARCEL NO. 2:

IN TOWNSHIP 6 SOUTH, RANGE 6 EAST, B. M.:

IN SECTION 3: The South Half of the Southwest Quarter.

IN SECTION 4: The East Half of the Southwest Quarter, the West Half of the Southeast Quarter, and the Southeast Quarter of the Southeast Quarter.

IN SECTION 9: The Northwest Quarter of the Northeast Quarter.

PARCEL NO. 3:

IN TOWNSHIP 6 SOUTH, RANGE 6 EAST, B. M.:

IN SECTION 5: The North Half of the Southwest Quarter.

IN SECTION 8: The Northeast Quarter of the Southwest Quarter, the Southeast Quarter of the Northeast Quarter and the Northeast Quarter of the Southeast Quarter.

IN SECTION 9: The East Half of the Northeast Quarter, the Southwest Quarter of the Northeast Quarter, the Northeast Quarter of the Southwest Quarter, the Southwest Quarter of the Southwest Quarter, the Northwest Quarter of the Southwest Quarter, and the Northwest Quarter.

IN SECTION 10: The Northwest Quarter of the Northwest Quarter.

PARCEL NO. 4:

IN TOWNSHIP 6 SOUTH, RANGE 6 EAST, B. M.:

IN SECTION 4: The West Half of the Southwest Quarter.

IN SECTION 5: The Southeast Quarter.

IN SECTION 8: The Northeast Quarter of the Northeast Quarter.

✓
Together with all and singular the buildings, structures, fences, pipes, pipelines, tanks, dams, reservoirs, pumps, pumping equipment and all other improvements and fixtures now or hereafter on or in said property, and any and all water and water rights (including but not limited to those water rights appurtenant to said lands, or any of them, covered or evidenced by License No. 22385, License No. 30876, License No. 30877, License No. 30878, and Permit No. 32447), ditches and ditch rights, flumes, aqueducts, canals, appropriations, franchises and all other rights and privileges owned by the Grantors, or belonging to or with, leading to, connected with, or usually had or enjoyed in connection with the said property, or any part thereof, whether or not hereinabove expressly mentioned or described, and all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereof.

Together with and subject to the terms and provisions of the Permission and Agreement dated April 22, 1952 with the Idaho Power Company, as grantor, recorded in Book 10 of Agreements, page 145, records of Owyhee County, Idaho, and the Permission and Agreement dated November 19, 1965 with the Idaho Power Company, as grantor, recorded in Book 19 of Miscellaneous Records, page 103, records of Owyhee County, Idaho; and together with and subject to the Certificate issued by the Bureau of Land Management of the Department of the Interior dated September 4, 1957 and recorded November 22, 1965 in Book 19 of Miscellaneous Records, Owyhee County, Idaho.

All of the irrigation system and facilities now used for the irrigation of and attached to the above described real property, including, but not limited to, the following:

<u>Quantity</u>	<u>Item</u>
One	500 h.p. Rebuilt Deco Electric motor, Serial No. 556 1498
One	Johnston pump, no serial number
One	350 h.p. Westinghouse electric motor, Serial No. 15V8166
One	Johnston pump, Serial No. JX2147
One	200 h.p. General Electric electric motor, Serial No. 31656
One	Johnston pump, Serial No. JX 2146
One	200 h.p. U.S. Holloshaft electric motor, Serial no. 1408810
One	Layne & Bowler pump, Serial No. 44466
One	100 h.p. General Electric electric motor, Serial No. WR392034
One	Berkley pump, Serial No. 5615328
One	30 h.p. General Electric electric motor, Serial No. TE6-776973
One	Berkley pump, Serial No. 580 1377
One	5" Jacuzzi pump powered with a Chrysler Industrial natural gas engine, Serial No. 263258
One	4" Jacuzzi pump powered with a Chrysler Industrial natural gas engine, Serial No. 263257

<u>Quantity</u>	<u>Item</u>
3703 ft.	26" steel mainline pipe
1330 ft.	20" steel mainline pipe
1322 ft.	18" steel mainline pipe
1335 ft.	16" steel mainline pipe
1371 ft.	14" steel mainline pipe
10462 ft.	12 3/4" steel mainline pipe
2640 ft.	8 5/8" steel mainline pipe
5600 ft.	8" steel mainline pipe
5630 ft.	6" steel mainline pipe
1850 ft.	6" portable aluminum mainline
2670 ft.	5" portable aluminum mainline
1060 ft.	4" portable aluminum mainline

Together with any and all allied equipment, by way of example, but not limited to: Electrical panels, control boxes, wiring, pipes, valves, elbows, couplers, flanges, reducers, plugs, risers and sprinklers, and together also with any and all other irrigating equipment used by Grantors in connection with or as a part of such irrigation facilities or equipment.

SUBJECT TO each of the following easements, restrictions, reservations and encumbrances, which Grantees assume or assume and agree to pay:

(1) That certain mortgage dated March 16, 1966 to Connecticut General Life Insurance Company, a corporation, as mortgagee, given to secure the payment of \$230,000.00 and interest, recorded March 24, 1966 in Book 40 of Mortgages, page 17, as instrument no. 115683, records of Owyhee County, Idaho.

(2) That certain mortgage dated March 16, 1966 to Connecticut General Life Insurance Company, a corporation, as mortgagee, given to secure the payment of \$230,000.00 and interest, recorded as a chattel mortgage in Book 24 of Chattels, page E, records of Owyhee County, Idaho.

(3) That certain mortgage dated May 15, 1968 to Connecticut General Life Insurance Company, a Connecticut corporation, as mortgagee, given to secure the payment of \$93,500.00 and interest, recorded May 16, 1968 in Book 42 of Mortgages, page 255, as instrument no. 120832, records of Owyhee County, Idaho.

(4) That certain Security Agreement and Financing Statement to Connecticut General Life Insurance Company, a corporation, securing all indebtedness from Grantors to said corporation, filed May 16, 1968 as financing statement no. 530, records of Owyhee County, Idaho.

(5) That certain mortgage dated May 10, 1968 to Farm Development Corporation, an Idaho corporation, as mortgagee, given to secure the payment of \$42,458.93, recorded June 12, 1968 in Book 42 of Mortgages, page 317, records of Owyhee County, Idaho.

(6) That certain Chattel Mortgage to Farm Development Corporation, an Idaho corporation, as mortgagee, securing the payment of \$50,000.00, plus interest, recorded March 28, 1966 in Book 24 of Chattels, page E as instrument no. 115705, records of Owyhee County, Idaho.

(7) Encumbrances for 1969 general taxes not yet due and payable.

(8) Reservations, easements and restrictions as appear of record in the records of Owyhee County, Idaho.

TOGETHER WITH all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said parties of the first part.

TO HAVE AND TO HOLD, all and singular the above mentioned and described premises, together with the appurtenances, unto the parties of the second part, and to their heirs and assigns forever, and the said parties of the first part, and their heirs, the said premises in the quiet and peaceable possession of the said parties of the second part, their heirs and assigns, against the said parties of the first part, and their heirs and against all and every person and persons whomsoever, lawfully claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND.

IN WITNESS WHEREOF, the said parties of the first part
have hereunto set their hands the day and year first above
written.

Jonathan L. Ellsworth
Jonathan L. Ellsworth, sometimes
known as John L. Ellsworth

Cecelia K. Ellsworth
Cecelia K. Ellsworth

Grant R. Ellsworth
Grant R. Ellsworth

By Jonathan L. Ellsworth
Jonathan L. Ellsworth, sometimes
known as John L. Ellsworth
His Attorney-in-Fact

Fern S. Ellsworth
Fern S. Ellsworth

By Jonathan L. Ellsworth
Jonathan L. Ellsworth, sometimes
known as John L. Ellsworth
Her Attorney-in-Fact

William Vaughn Ellsworth
William Vaughn Ellsworth, sometimes
known as W. Vaughn Ellsworth

By Jonathan L. Ellsworth
Jonathan L. Ellsworth, sometimes
known as John L. Ellsworth
His Attorney-in-Fact

Julia P. Ellsworth
Julia P. Ellsworth

By Jonathan L. Ellsworth
Jonathan L. Ellsworth, sometimes
known as John L. Ellsworth
Her Attorney-in-Fact

Eugenia Winnifred Ellsworth
Eugenia Winnifred Ellsworth, sometimes
known as Eugenia Winnifred Ellsworth

By Jonathan L. Ellsworth
Jonathan L. Ellsworth, sometimes
known as John L. Ellsworth
Her Attorney-in-Fact

STATE OF IDAHO

County of Boyer

ss.

On this 2nd day of February, 1969, before me, the undersigned, a Notary Public in and for said State, personally appeared JONATHAN L. ELLSWORTH, sometimes known as JOHN L. ELLSWORTH, and CECILIA K. ELLSWORTH, husband and wife, known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

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

(SEAL)

STATE OF IDAHO

County of Boyer

Donald Rowe
Notary Public for Idaho

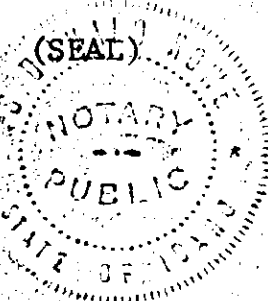
Residing at Boyer, Idaho

ss.

On this 2nd day of February, 1969, before me, the undersigned, a Notary Public in and for said State, personally appeared JONATHAN L. ELLSWORTH, sometimes known as JOHN L. ELLSWORTH, known to me to be the person whose name is subscribed to the foregoing instrument as the Attorney-in-Fact of GRANT R. ELLSWORTH, FERN S. ELLSWORTH, WILLIAM VAUGHN ELLSWORTH, sometimes known as W. VAUGHN ELLSWORTH, JULIA P. ELLSWORTH and EUGENA WINNIFRED ELLSWORTH, sometimes known as EUGENIA WINNIFRED ELLSWORTH, and acknowledged to me that he subscribed the names of Grant R. Ellsworth, Fern S. Ellsworth, William Vaughn Ellsworth, sometimes known as W. Vaughn Ellsworth, Julia P. Ellsworth and Eugena Winnifred Ellsworth, sometimes known as Eugenia Winnifred Ellsworth thereto as principals and his own name as Attorney-in-Fact.

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

Donald R. [Signature]
Notary Public for Idaho
Residing at *Boise*, Idaho



Instrument
Number 122822

*** WARRANTY DEED ***

Jonathan L. Ellsworth, et al

Recorded	/
Compared	/
Ind. Direct	/
Ind. Reverse	/
Bk. & Pg. B.	
Bk. & Pg. R.	
Assigned	
Released	

R. W. Luekenga & Joseph J. Koudelka,
Jr.

STATE OF IDAHO, {
Owyhee County, { ss.

Filed for record this 3rd. day
of March, 19. 69
at 1:10 o'clock P.M. at
request of Rowe Realty

and recorded in Book of
page, of the records of said county.

NICK IHLI

Ex-Officio Recorder.

By

Deputy.

Fee, \$ 6.60

86808

November 21, 1966

RE: Permit No. 22385, 30876, 30877 and 30878
John L. Ellsworth

Mr. Bob Tippet
Mortgage Insurance Corporation
P.O. Box 639
Boise, Idaho

Dear Mr. Tippet:

This is in response to our telephone conversation of this morning.

Since the irrigation season is over for this year and the excessive costs of turning on the pumps for 30 minutes to get a measurement is really not feasible, we will inspect the above listed permits and a license will be issued for an amount equal to one inch per acre of ground actually irrigated or the amount the pumps produce if less than one inch per acre. This should be accomplished early next irrigation season.

Hope this is sufficient information to help decide what to do about the loan.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:efw

30878

November 15, 1957

Re: Permits 30876, 30877, & 30878
22385

Ellsworth Farms
Mountain Home, Idaho

Gentlemen:

Enclosed are the License and Certificate of Water Rights on the above referenced permits.

Also enclosed is departmental receipt No. 34057 in the amount of \$77.00 covering the fees for the above referenced permits.

Very truly yours,

Donald W. McElldowney
Water Rights Clerk

DWM:rw

Enclosure: Licenses (4)
Receipt

30878

November 10, 1966

RE: Permit No. 30876, 30877,
30878, 22385,

John L. Ellsworth
Star Rt. B., Box 40
Mt. Home, Idaho

Dear Mr. Ellsworth:

In response to your request as to the status of the above number permits. We find the completion of works, beneficial use and all requirements have been met.

The final water licenses will be issued as soon as are inspectors are able to get to that area. It may be next spring as there are several hundred inspections to be made. We trust that this information will be sufficient.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:mm1

30878

September 29, 1967

Re: Permit 30878

Jonathan L. Ellsworth
Bruneau, Idaho

Dear Mr. Ellsworth:

A representative of this department has made an examination of the works covered by your permit 30878 and has found the following:

Quantity of water diverted: 6.06 c.f.s.
Amount of water that can be recognized as beneficially used under Idaho Law: 6.06 c.f.s.
Purpose of use: Irrigation of 315 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 8; SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 9, T. 6 S., R. 6 E., B.M.

The priority date established is: January 4, 1963.

A fee totaling \$ 21.00 must be received within 30 days from the date of this letter in order that we can issue you the Certificate of Completion of Works and the License and Certificate of Water Right as described above.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:mw

30878

September 29, 1967

30878

Re: Permit 30878

Jonathan L. Ellsworth
Bruneau, Idaho

Dear Mr. Ellsworth:

A representative of this department has made an examination of the works covered by your permit 30878 and has found the following:

Quantity of water diverted: 6.06 c.f.s.
Amount of water that can be recognized as beneficially used
under Idaho Law: 6.06 c.f.s.
Purpose of use: Irrigation of 315 acres in SE 1/4 NW 1/4,
NE 1/4 SE 1/4, Sec. 8; SW 1/4 NE 1/4, NW 1/4 SW 1/4, Sec. 9,
T. 6 S, R. 6 E, B.M.

The priority date established is: January 4, 1963.

A fee totaling \$ 21.00 must be received within 30 days from the date of this letter in order that we can issue you the Certificate of Completion of Works and the License and Certificate of Water Right as described above.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:mw

See 22385, 30876, 30877

30878

Re: Permit No. 30878

September 26, 1966

Jonathan L. Ellsworth
Bruneau, Idaho

Dear Mr. Ellsworth:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the _____
all submitted in proof of completion of works and ~~beneficial use~~ ^{Onyxus Nugget} on Permit
No. 30878.

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 to contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

M. Russell Bosch
Office Manager

MRB:nw

30878

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

RECEIVED
SEP 21 1966
Department of Reclamation

Permit No. 30878

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

DEPOSITION OF HOLDER

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

Jonathan L. Ellsworth

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

Ques. 3. State number, approval date of permit, and date of priority: 30878

Jan 8, 1963, priority Jan 4, 1963

Ques. 4. State source of water supply: Snake River

Give location of point of diversion, showing subdivision, section, township and range

Lot 3 Sec 4 T6S R6E NE 1/4 NW 1/4

Ques. 5. Describe your works of diversion: Canal to River, Pump Station

Electric Pumps; state amount of water they are capable of conveying from point of diversion to place of use: 6.4 cfs; Give name of canal or ditch

or other works by which water is conducted to such place of use: Sprinkler pipe

_____; if a well, state depth of well _____; depth and size of

casing _____; depth to water _____; if pump is used,

state discharge of pump: _____; tell how it was measured or determined _____

_____; if sprinkler irrigation, give number and size

of nozzles and operating pressure: 660 1/2" 3/16" and 1/2" 5/32" @ 40 p.s.i.

Ques. 6. State for what purpose water is used: Irrigation

(If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water:

SE NE 40 ac, NE SE 40 ac, Sec 8. SW NE 40 ac,

NE NW 40 ac, NW NW 40 ac, SW NW 40 ac, SE NW 40 ac,

NW SW 40 ac, Sec 9 T6S R6E Boise Meridian

30878

State nature of all improvements which have been made as a direct result of said use:

Pumps and Sprinkling System and land in Crops

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

Ques. 7. If for other than irrigation purposes, show full legal description of place of use and state purpose for which water is used:

Ques. 8: 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:

Assigned from Robert M. Tindle

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: April 1965 - Time used since first use:

6.4 CFS. used continuously

Ques. 10. Describe all other water rights appurtenant to same place of use: _____

None

(sign) Jonathan L. Poo

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

Mountain Home, County of Elmore

State of Idaho, on this 2 day of September, A. D. 1966.

My commission expires: Jan 1, 1969

Ralph Shuford

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
SEP 21 1966
Department of Reclamation

PERMIT NO. 30678

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. C. A. Merrick - 39, Bruneau, Farmer, Rt. B, Box 149
Bruneau, Idaho

Ques. 2. Are you acquainted with Jonathan L. Ellsworth, the holder of Permit No. 30878? How long have you known him and where does he reside?

Ans. About two yrs, Mtn. Home, Idaho

Ques. 3. Have you read or heard read said Permit No. 30878, 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. Snake River, Canal from river to pump station
and penstock NE 1/4 Sec. 8, T6S, R6E, B.M.

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. 6.4 cfs.

Ques. 6. 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. Irrigation, SENE 1/4, NESE 1/4, Sec. 8, SWNE 1/4,
NE NW 1/4, NW NW 1/4, SWNW 1/4, SENW 1/4,
NW SW 1/4, Sec. 9, T6S, R6E, B.M.

30878

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. see

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.

Ans. Sandy loam, about one inch per acre.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. see

Ques. 10. 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. Continually during the irrigating season

C.A. Merrick

(Signed)

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 Mountain Home, County of Elmore, State of Idaho, on this 2 day of Sept., A. D. 1966.

Ralph S. Sams

Notary Public.

My commission expires

Jan. 1966

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
SEP 21 1966
Department of Reclamation

PERMIT NO. 30878 -

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. Jerry Lingerich age 55 Elmore Co. Rancher
P.O. Mt Home Star Route

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

Ans. yes 1 1/2 years

Ques. 3. Have you read or heard read said Permit No. 30878, 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. Snake river - diverted just east side Brunson
Bridge on Hwy 37 via short canal to electric pumps
for sprinkler system. Buried main lines.
NE 1/4 NW 1/4 Sec 9 T6S Range 6E Boise Meridian

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. _____

Ques. 6. 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. Irrigation - SE NE 40 acres NE SE 40 acres sec 8 SW NE 40 acres
NE NW 40 acres NW NW 40 acres SW NW 40 acres SE NW 40 acres
NW SW 40 acres ~~Sec 9~~ T6S Range 6E Boise Meridian
Cultivated

30878

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. _____

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.

Ans. Desert Land - one inch per acre -

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No

Ques. 10. 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. Next neighbor to north - I see it in operation every day.

Jerry Dingerich
(Signed)

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 Mountain Home, County of Elmore, State of Idaho, on this 2 day of Sept., A. D. 1966.

Ralph Crossman
Notary Public.
My commission expires Jan. 1966

PROOF OF PUBLICATION

STATE OF IDAHO }
County of Owyhee } s.s.

I, RODNEY A. HAWES, being first duly sworn, on oath says that he is the Publisher of the OWYHEE NUGGET, a newspaper of general circulation, published weekly by Rodney A. Hawes, publisher and printer thereof, at Marsing, County of Owyhee, State of Idaho;

That the annexed notice was published in said newspaper once each week and every week for 7 consecutive weeks, the first publication being on the 28 day of July, 1966, and the last publication being on the 18 day of August, 1966;

That the said newspaper has been published continuously and uninterruptedly in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of the attached notice.

Rodney A. Hawes
PUBLISHER

Subscribed and sworn to before me this 29 day of Aug, 1966.

Leona S. Hawes
NOTARY PUBLIC

My commission expires 9-10-68
(SEAL)

RECEIVED
SEP 21 1966

Department of Reclamation

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that on the 2nd day of September, 1966, at Mountain Home, County of Elmore, State of Idaho, before Ralph Groefsema, 1104 Phelps Cir., proof will be submitted of the application to beneficial use of 6.4 cubic feet per second of the waters of Snake River in accordance with the terms and conditions of Permit No. 30878 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and post office address of the person or corporation holding said permit Jonathon L. Ellsworth, Star Rt. B, Box 40, Mountain Home, Idaho.

The use to which said water has been applied is irrigation of arid lands.

The amount applied to beneficial use is 6.4 c.f.s.

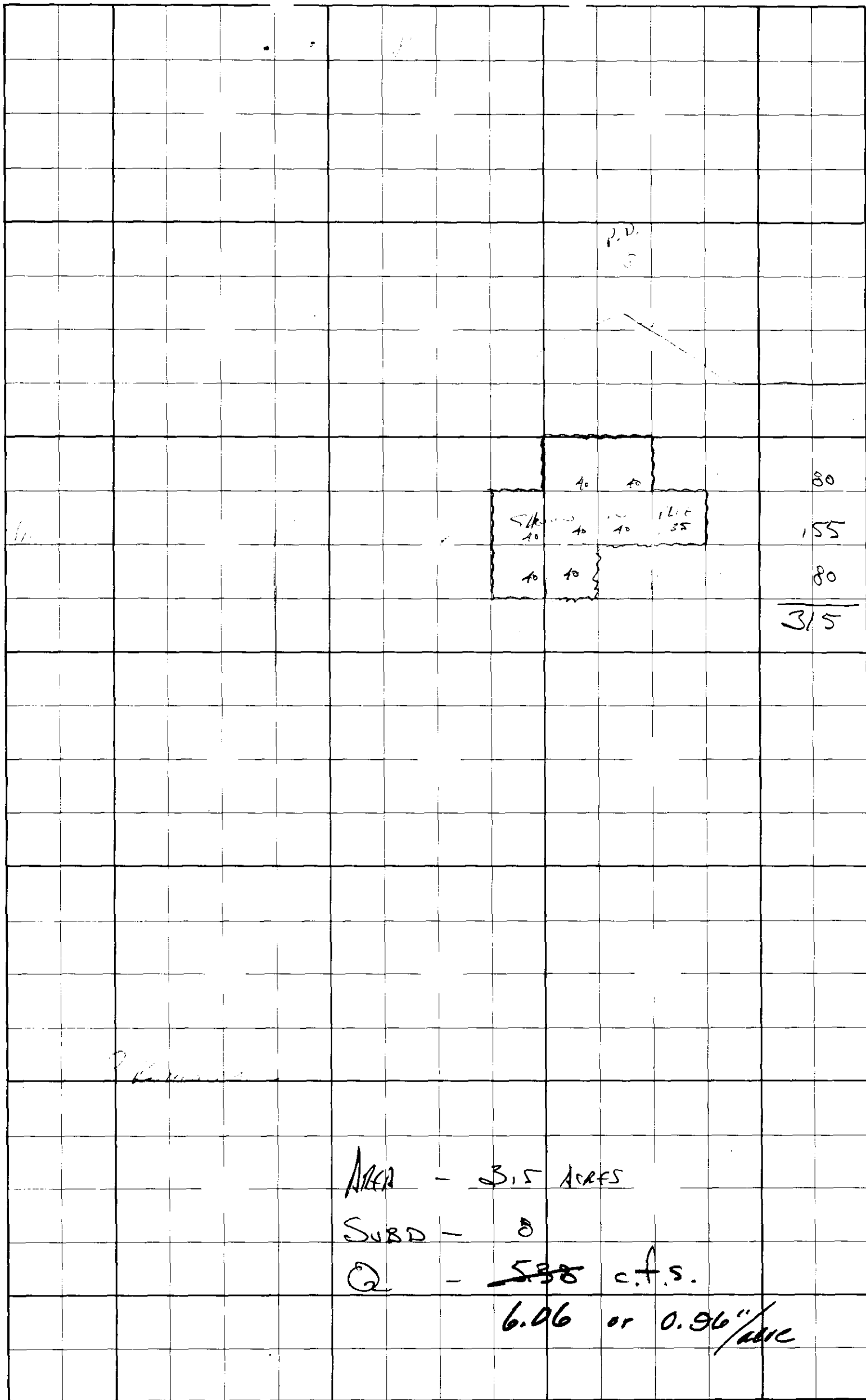
The point of diversion of said water is Lot 3, Sec. 4, T. 6 S., R. 6 E., B. M.

The place where said water is used (LEGAL DESCRIPTION) NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 9; NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 8, T. 6 S., R. 6 E., B. M.

The date of priority which said user is prepared to establish is January 4, 1963.

R. KEITH HIGGINSON,
Deputy State Reclamation
Engineer
Published July 28, August 4, 11,
and 18, 1966
The Owyhee Nugget
Marsing, Owyhee Idaho

30878



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. 30878

REPORT ON PROOF OF Beneficial Use

9/8/67

30878



Q-137

(OLD FARM)

Q.2

30819

SPRINKLER SYSTEM

PERMIT #5 30878

30827

30826

22385

13- $\frac{1}{4}$ mile LAT, $\frac{13}{64}$ RAINBIRD 30 WS @ 40 lbs

$$\frac{(13 \text{ LAT})(33 \text{ NOZ})(7.60 \text{ gpm})}{450 \text{ gpm}} = 7.24 \text{ c.f.s.}$$

15 - $\frac{1}{4}$ mile LAT, $\frac{5}{32}$ RAINBIRD 30 WS @ 48 lbs

$$\frac{(15 \text{ LAT})(33 \text{ NOZ})(7.85 \text{ gpm})}{450 \text{ gpm}} = 16.00 \text{ c.f.s.}$$

1208 ACRES IRRIGATED BY - 23.24 c.f.s.

30878

JONATHAN L. ELLSWORTH
WILLIAM R. " "
EUGENIA W. " "

PERMIT # 30878 | 22385
30877
30876

PD - LOT 3 NE 1/4 NW 1/4 Sec A 6S, 6E.

#1 500 HP WESTINGHOUSE #5561498

JOHNSTON VERTICAL PUMP 12" DISCHARGE.

(OFF) #2 200 HP GE #5532442

JOHNSTON VERTICAL PUMP #12-2146 12" DIS.

#3 350 HP GE WESTINGHOUSE #1-558166

JOHNSTON VERTICAL PUMP #12-2147, 12" DIS.

#4 200 HP US HALLOSHART #1408810

LAINE & BOWLER VERTICAL PUMP 8" DIS.

#124166

NOTE: #2 NOT TO BE INCLUDED FOR PERMITS #30878
#30876
#22385
#30877

ALL 4 DISCHARGE DIRECTLY INTO A 26" DIA STEEL
UNDERGROUND MAIN LINE. 200 PSI ON MAIN LINE.

30878

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

Permit No. 30878 ✓

This proof is for Beneficial Use ✓

In Water District No. _____

1. Name of applicant Jonathan L. Ellsworth ✓

2. Source of water supply: Snake River ✓

3. Location of point of diversion: Is in the Lot 3 NE $\frac{1}{4}$ NW $\frac{1}{4}$ ✓ of Section 4 ✓
T. 6 S R. 6 E, B.M. County of Owyhee

4. Describe works as they exist, giving dimensions and capacities of same: _____

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):

SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, S. 9; SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, S. 8, T. 6 S, R. 6 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? SNAKE RIVER

Remarks: _____

NOTE PERMITS - 30877
22385
30876

MR. ELLSWORTH PRESENT (J. L.)

This examination was made on the 8TH day of SEPT, 1967

(Signed) D. R.

Examiner.

30878

OK plat

30878

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.

canal to river pump station sprinkler pipe
Jonathan L. Ellsworth
Bruneau, Idaho

Permit No. 30878

SUBMIT BY OCT 1, 1967
Examination for Beneficial Use

County Owyhee

Sec. 4 T. 6 S. R. 6 E

Quantity: 6.4

Source: Snake River

P.D.: Lot 3 N $\frac{1}{4}$ NW $\frac{1}{4}$, S. 4, T. 6 S, R. 6 E, B.M.

Use: Irrigation

Extension:

Protest:

Completion of Works: July 21, 1966

Other Rights:

Filed: January 4, 1963

Due: January 8, 1968 1974

Made September 2, 1966

Priority Jan. 4, 1963

Permit No. 30878

**Certificate of Completion
of Works**

Dated August 1, 1966

Stream Snake River

County Owyhee

Amount 6.4 c.f.s.

Date of Priority January 4, 1963

Recorded in Book 108

of Permits, page 30878

30878

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to certify that ROBERT M. TINDLE, Assignee, JONATHAN L. ELLSWORTH
of Mountain Home, County of Elmore, and State of
Idaho, the holder of Permit No. 30878, issued upon
Application No. 38960 bearing date of priority of January 4, 1963, authorizing the
diversion of 6.4 second feet of waters of Snake River

County of Owyhee, 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 6.4 second feet of the waters of Snake River
tributary of Columbia River;

that the point of diversion of said waters Lot 3. (NE1/4) Sec. 4, T. 6 S.,
R. 6 E., B.M.

and that the lands proposed to be irrigated by the use or place of use of said water are
described as follows, to-wit: SE1/4, NE1/4, Sec. 8; SW1/4, NW1/4, NW1/4SW1/4,
Sec. 9, T. 6 S., R. 6 E., B.M.

Proof of Completion of Works Made: July 21, 1966

Witness my hand this 1st day of August, A. D. 1966

Deputy

State Reclamation Engineer

30878

August 1, 1966

RE: Permit No. 30876, Eugenia Winnifred Ellsworth
30877, William Ronald Ellsworth
30878, Jonathon L. Ellsworth

John L. Ellsworth et al
Star Rt B, Box 40
Mountain Home, Idaho

Dear Mr. Ellsworth:

Enclosed are the Certificates of Completion of Works on
the above numbered permits.

Very truly yours,

M. Russell Bosch
Office Manager

MRB:mr

Enc. certificates 3

50878

Marsing, Ow

Notices -

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

Notice is hereby given that on the 2nd day of September, 1966, at Mountain Home, County of Elmore, State of Idaho, before Ralph Groefsema, 1104 Phelps Cir., proof will be submitted of the application to beneficial use of 6.4 cubic feet per second of the waters of Snake River in accordance with the terms and conditions of Permit No. 30878 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and post office address of the person or corporation holding said permit Jonathon L. Ellsworth, Star Rt. B, Box 40, Mountain Home, Idaho.

The use to which said water has been applied is irrigation of arid lands.

The amount applied to beneficial use is 6.4 c.f.s.

The point of diversion of said water is Lot 3, Sec. 4, T. 6 S., R. 6 E., B. M.

The place where said water is used (LEGAL DESCRIPTION)
NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$,
Sec. 9; NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$,
Sec. 8, T. 6 S., R. 6 E., B. M.

The date of priority which said user is prepared to establish is January 4, 1963.

R. KEITH HIGGINSON,
Deputy State Reclamation
Engineer

Published July 28, August 4, 11,
and 18, 1966

The Owyhee Nugget
Marsing, Owyhee County, Idaho

A S S I G N M E N T

For value received, ~~(I)~~ (we) hereby assign all ~~(my)~~ (our)
right, title, and interest in and to Permit to Appropriate the
Public Waters of the State of Idaho, No. 30878 to
JONATHAN L. ELLSWORTH, of Bruneau, Idaho.

Robert M. Tindle
Permit Holder Robert M. Tindle

Julia A. Tindle
Spouse of Permit Holder Julia A. Tindle

Permit Holder

Spouse of Permit Holder

STATE OF IDAHO,)
) ss.
COUNTY OF Elmore,)

On this 15th day of May, 1965, before me, the undersigned, a Notary Public for the State of Idaho, personally appeared Robert M. Tindle and Julia A. Tindle, his wife.

known to me to be the persons whose names ~~were~~ (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 official seal, the day and year in this certificate first above written.

Paula Groffman
Notary Public for the State of Idaho,
Residing at Mountain Home, Idaho.
My Comm. Expires 1 Jan 69

5077

Re: Permit No. 30878

Robert M. Tindle,
c/o Bruneau Stage,
Mountain Home, Idaho.

Dear Mr. Tindle:

We enclose Permit No. 30878 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

By this same mail, we have sent to the Bureau of Land Management two copies of this permit, one of which has been certified, to be used in connection with the Desert Land Entry filed in that office. A copy of that letter is enclosed.

~~We also enclose~~ Departmental Receipt No. 31383 which was issued covering payment in the amount of \$8.50, which includes \$6.50 for the filing fee and \$2.00 for the copies sent to the Bureau of Land Management, ~~was given to you while in our office.~~

Well logs are an important part of your recorded water right and State Statutes require that well drillers supply logs on all wells, whether irrigation, domestic, drain or stock wells, to be filed in the Department of Reclamation. In view of the rapidly increasing demand for ground water, the lowering of the ground water level, and the creation of critical ground water areas, it is important that you, as owner, make sure a log on your well is filed in this office.

Very truly yours,

JOE. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

Encl.
EPR:pmk

July 22, 1966

Re: Permit No.s. 22385, 30876,
30877, 30878

John L. Ellsworth et al
Star Rt. B, Box 40
Mountain Home, Idaho

Dear Mr. Ellsworth:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. **22385, 30876, 30877, 30878**. The proofs are to be made ~~at Mountain Home, Idaho~~ on the 2nd day of September, 19 66, before Ralph Groffson
1104 Phelps Cir. Mt. Home Notary Public.

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

It is important that the enclosed depositions be executed by you and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the place, on the date, and at the time and before the Notary, as advertised. 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, the 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,

M. Russell Bosch
Office Manager

Encl.

cc: Notary

30878

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Re: Permit No. 30878

Date: 3-29-1966

RECEIVED
JUL 21 1966

Department of Reclamation

Dear Mr. Ellsworth,

The date for proof of application of water to beneficial use, as set out under the terms of Permit No. is due not later than . If by this date you are not prepared to make this proof, you may make it at a later date, however, your priority will be advanced the same length of time for which the proof is late.

Before this proof 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.

We enclose Form 10, in duplicate, which is to be filled in and returned to this department at least forty (40) days before the above mentioned date and/or before the time you intend to make proof. This form, in duplicate, is to include the time of day, the date, the name of the town, the address of the Notary Public before whom you will appear to make the depositions of proof (this may be at any place that is convenient for you and two witnesses), the quantity of water, for what purpose it is used, the point or points of diversion and the location of use, or lands which are irrigated -- by legal land description. Descriptions should be taken from your Permit, including any amendments thereto, as recorded in this department. If changes have been made and no amendments are on record, we advise that you request a form for this purpose before your notice is published, or you may have to readvertise and complete another set of proof forms.

Also enclosed is Form 11, which is authorization for us to have the notice published in the designated county newspaper, at your expense. This is to be returned with Forms 10.

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, and at the place named, before the Notary Public, as advertised in the publication notice.

The amount of water allowed in a license cannot be more than is actually produced and measured and put to beneficial use, and cannot be more than the statutory amount allowable per acre of land actually found by field inspection to have been irrigated at the time of proof.

Very truly yours,

Carl E. Tappan
CARL E. TAPPAN

State Reclamation Engineer

Enc.

30878

RECEIVED
JUL 21 1966

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE **Department of Reclamation**

(Date) _____

(P. O.) _____

TO THE STATE RECLAMATION ENGINEER

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published
at my expense in the ~~Helena~~ Owyhee Nugget of
Marion, Idaho Published in
the county in which the works are situated.

John L. Edsall

(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

30878

RECEIVED
JUL 21 1966

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

Department of Reclamation

Notice is hereby given that at A.M. on the 2 day of September, 1966
at Mt. Home, County of Elmore, State of Idaho, before
Ralph Groefsgans - 1104 Phelps Cir., proof will be submitted of the
application to beneficial use of 6.4 cubic feet per second of the waters of Snake River
in accordance with the terms and conditions of
Permit No. 30878 heretofore issued by the Department of Reclamation of the State of
Idaho.

The name and post office address of the person or corporation holding said permit Jonathan L. Ellsworth, Star Rt. B, Box 40 Mt. Home, Idaho

The use to which said water has been applied is Irrigation of arid lands

The amount applied to beneficial use is 6.4 cfs

The point of diversion of said water is Lot 3, Section 4 T.6S R.6E
B.M.

The place where said water is used (LEGAL DESCRIPTION) NW 1/4, SW 1/4 NE 1/4;
NW 1/4 SW 1/4, Sec. 9; NE 1/4 SE 1/4, SE 1/4 NE 1/4
Section 8 T.6S R.6E Boise Meridian

The date of priority which said user is prepared to establish is January 4, 1963

State Reclamation Engineer

30878

D

Re: Permit No. 22385, 30876,
30877, 30878

July 22, 1966

Owyhee Nugget
Marsing, Idaho

Gentlemen:

Enclosed you will find 4 legal notice which we wish to have published for four consecutive weeks prior to September 2, 1966. The expense of the publication is to be paid by John L. Elsworth of Star Rt. B, Box 40, Mountain Home, Idaho to whom you should furnish proof of publication on or prior to the above date.

Please acknowledge receipt of this notice and furnish this office with a copy or tear sheet of the notice for checking at least one week prior to the first publication.

Very truly yours,

~~XXXXXXXXXXXX~~
~~JOHN L. ELSWORTH~~
Deputy State Reclamation Engineer

RKH:mr

Enc. legal notice

30878

Permit No. 30878STATE OF IDAHO
Department of ReclamationRECEIVED
JUL 21 1966

Proof of Completion of Works

Department of Reclamation

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Owyhee

ss.

Jonathan L. Ellsworth, 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. 30878, and that his postoffice address is Star Rt B Box 40 Mt. Home State of Idaho.

Second: That the name of the stream from which said water is to be diverted is

Snake River

Third: That the point of diversion of said water is

Lot 3, Section 4, T6S. R6E. B.M.Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by January 8, 1966Fifth: That the use for which said water is intended is Irrigating arid lands

Sixth: That on the date above mentioned, the works constructed under said permit were (or were not) fully completed and consisted of the following:

I. Kind of Works: Electric pumps, pipe line & sprinkler lines

(RESERVOIR) DAM, DITCH, FLUME, PIPE OR OTHERWISE

II. Dimensions of work:

(a) Height of dam 3753' feet, length of dam at top 26" feet, length of dam at bottom 1330' 16" feet. Material used in construction350 H.P., 500 H.P. & 200 H.P. Electric Pumps

(STATE WHETHER WOOD, EARTH STONE OR CONCRETE)

(b) Capacity of reservoir 10,6362' acre feet.(c) Size of headgate: Width 1322' feet, height 18" feet.(d) Conduit 1335' width at bottom 123' feet, width at water line 20" feet.

(STATE WHETHER DITCH, FLUME OR PIPE)

feet, depth of water 1371' feet; diameter of pipe 14" inches, average grade per mile is 14" feet. Length of conduit is 14" miles.

Seventh: That said works are capable of conducting to the place of intended use

6.4 cfs second feet of water.Eighth: That water appropriated under said permit is available for 320 acres of land described as follows: NW 1/4, SW 1/4 NE 1/4, NW 1/4 SW 1/4, Sec 9NE 1/4 SE 1/4, SE 1/4 NE 1/4 Sec 8 T6S R6E

Ninth: Remarks:—That

Jonathan L. Ellsworth
(SIGN HERE)Subscribed and sworn to before me this 21st day of July, 1966M. Russell Smith
NOTARY PUBLICMy commission expires Jan 19, 1969

30878

D

2-576

March 30, 1966

Mr. John Ellsworth
Star Route "B" - Box 40
Mountain Home, Idaho

Dear Mr. Ellsworth:

Pursuant to our telephone conversation of March 29, 1966, we are forwarding the enclosed requested forms and information, to wit:

Permit No. 30876, Holder: Eugenia Winnifred Ellsworth
Permit No. 30877, Holder: Ronald Ellsworth
Permit No. 30878, Holder: Jonathan L. Ellsworth

Quantity of water: 6.4 c.f.s.
Point of Diversion: Lot 3, Section 4, T 6 S., R 6 E., B.M.
Filed: January 4, 1963
1/5 of work to be completed by July 8, 1965
Completion of Works due: January 8, 1966
Beneficial Use proof due: January 8, 1974 (All of the above permits have the same information in common.)

We are enclosing forms #6 and instructions to prove completion of works on or before January 8, 1968.

Permit No. 22385, Holders: Jonathan L. Ellsworth
Cecelia K. Ellsworth
William Ronald Ellsworth
Eugenia Winnifred Ellsworth

Date filed: September 19, 1951
Completion of Works filed: July 12, 1956 for 5.6 c.f.s.
of the waters of the Snake River
Point of Diversion: Lot 3, Section 4, T 6 S., R 6 E., B.M.
Beneficial Use due: September 21, 1962 (Therefore, when this proof is made your priority will be advanced the exact number of days the proof of beneficial use is late. To establish proof of Beneficial Use we are enclosing forms 10, 10A and 11 which must be submitted in duplicate. Upon your return of these forms we will advise you as to further action to be taken on your part.

Please contact us if you have any questions on this matter.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:ejw

2-576

July 30, 1965

RE: Permit Nos. 22385, 30876,
30877, 30378

John Ellsworth
Star Route B, Box 40
Mountain Home, Idaho

Dear Mr. Ellsworth:

Enclosed are the assignments of the above numbered permits.

Departmental receipt No. 32851 covering the recording fee was
given to you.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

Enc. assignments 4

3-7-65



UNITED STATES
DEPARTMENT OF THE INTERIOR

BUREAU OF LAND MANAGEMENT

Land Office
P. O. Box 2237
Boise, Idaho

IN REPLY REFER TO:

LO:VSS
I-013812

NOV 27 1963

NOTICE OF ALLOWANCE

Robert M. Tindle
C/o Bruneau Stage
Mountain Home, Idaho

Dear Mr. Tindle:

Your Desert Land Entry, Serial No. I-013812,
Receipt No. 839412, for NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 8
NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 9,
Township 6 S., Range 6 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 shown above.

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

SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 8, W $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 9 subject to pipeline right-of-way,
Idaho- 013445, El Paso Natural Gas Co.

E $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 9 subject to Idaho Power Co. with-
drawal P.P. 406, all portions of tracts lying within 25 feet of center
line of transmission line "F".

Subject to a reservation to the United States of a perpetual
right-of-way 40 feet in width, extending 20 feet on each side of the
centerline of an existing road which traverses the SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, and the
NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 9, T. 6 S., R. 6 E., B.M., Idaho, such road being commonly
known as the Waterhouse Gulch Road, as recorded in the Consent to Reservation,
dated November 21, 1963.

Sincerely yours,

Michael T. Solan

Michael T. Solan
Land Office Manager

c.c. State Reclamation Engineer ✓

20878

January 11, 1963

Re: Permit No. 30878
Robert M. Tindle

Bureau of Land Management,
P. O. Box 2237,
Boise, Idaho.

Gentlemen:

We enclose two copies of Permit No. 30878, one
of which has been certified, to be used in connection with
Desert Land Entry filed in your office by permit holder
Robert M. Tindle of c/o Bruneau State,
Mountain Home, Idaho.

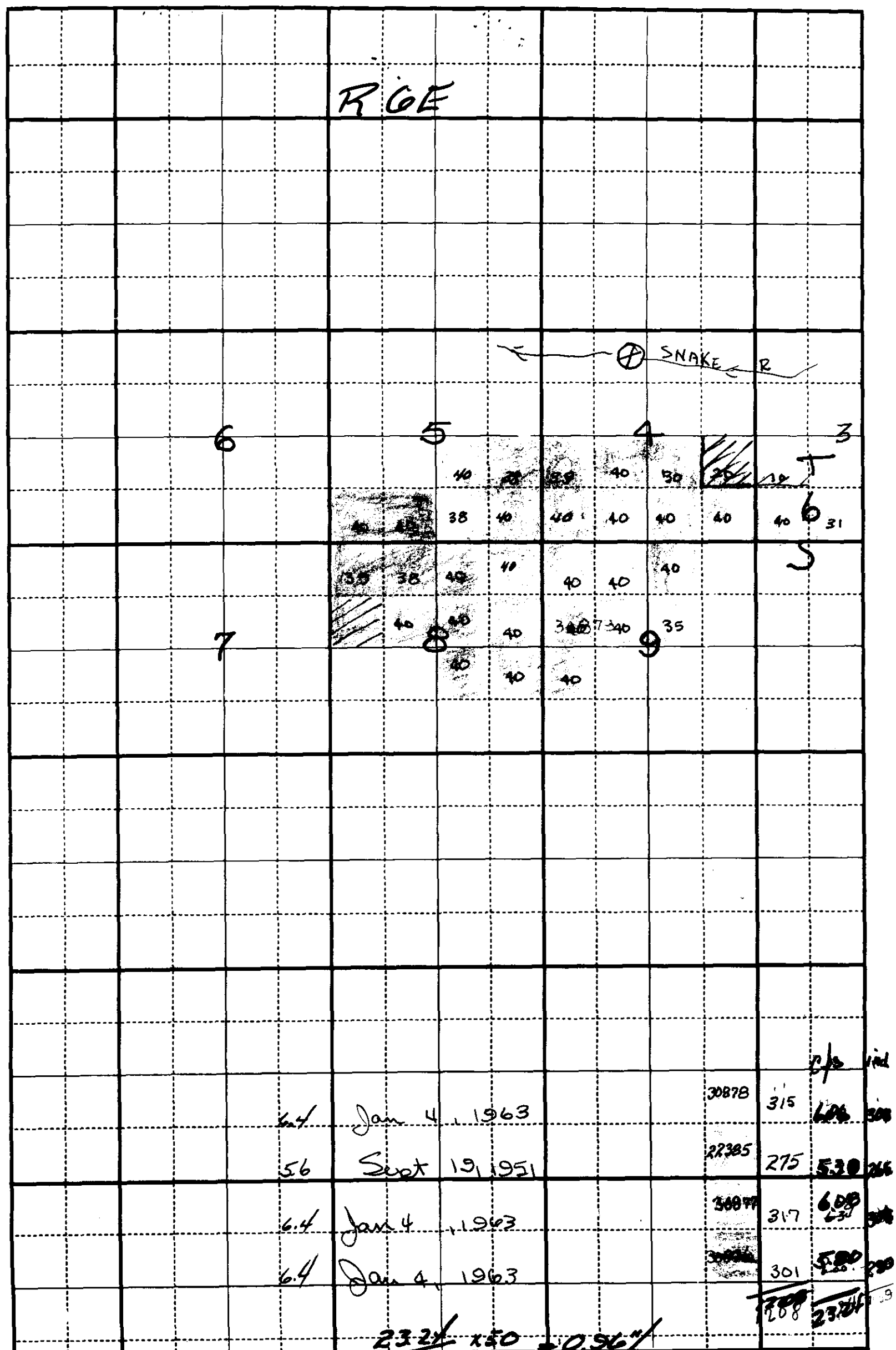
Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

Encl.
EPR:pmk
cc: Applicant

30878

Form No. 0

SCALE: 2 inches Equal 1 Mile. Draw Plan in Ink.

30878

NAME OF APPLICANT Robert M Tindle

Form No. 0

R 6 E B.M.

Shake River PD

(14)

40 40

40 40 40 40

(2)

40 40

(2)

Permit Map No. 30878
As Approved JAN 8 1963
GEO. N. CARTER