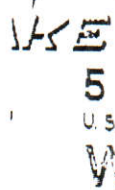
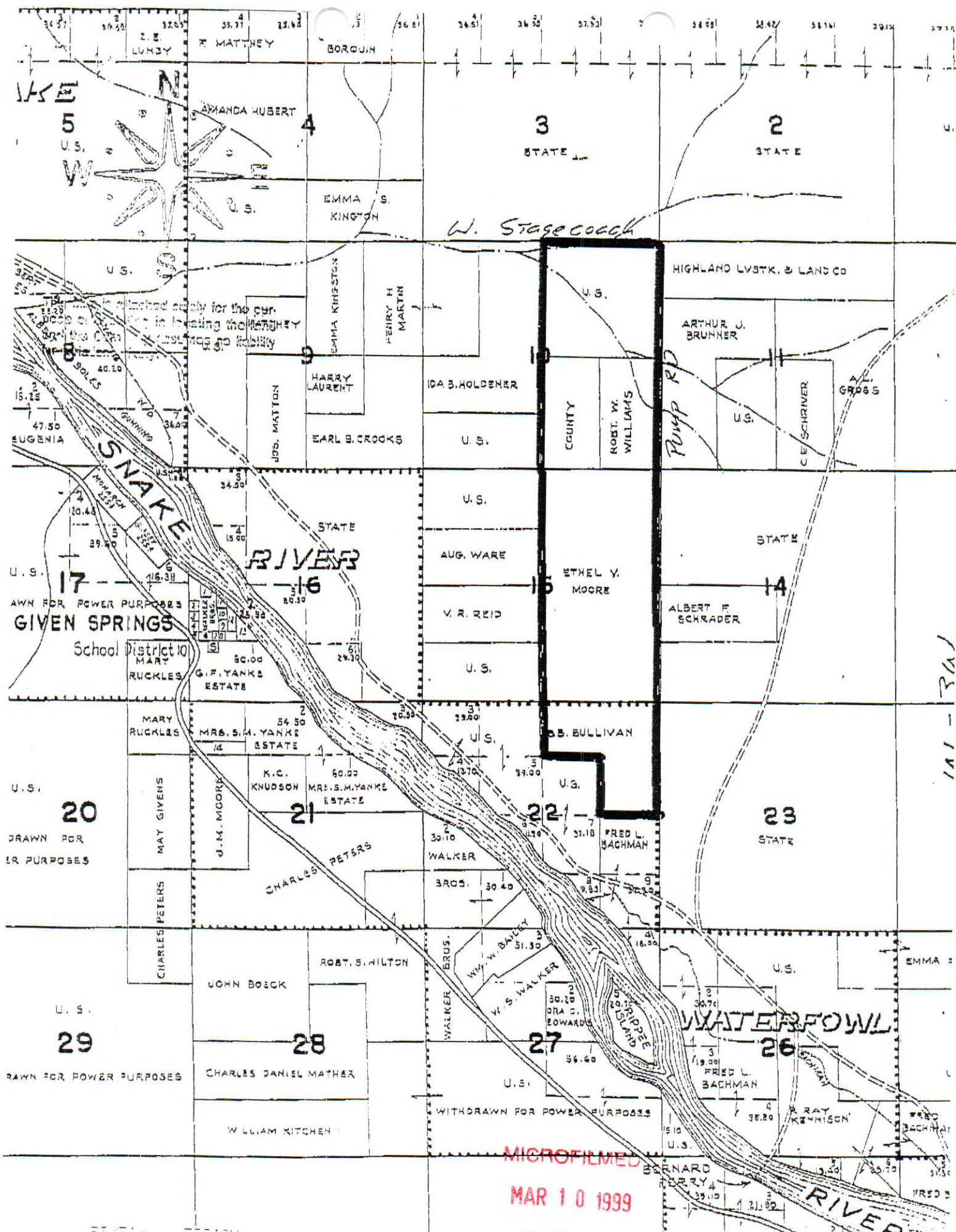


	NWNE	NENE
	✓	✓
	SWNE	SENE
	✓	✓
10	NWSE	NESE
	✓	✓
	SWSE	SESE
	✓	✓
	NWNE	NENE
	✓	✓
	SWNE	SENE
15	✓	✓
	NWSE	NESE
	✓	✓
	SWSE	SESE
	✓	✓
	NWNE	NENE
	✓	✓
	SWNE	SENE
22	✓	✓
	NWSE	NESE
	SWSE	SESE

MICROFILMED

MAR 10 1999



W. Stagecoach

Pump Rd

141-341

MICROFILMED
MAR 10 1939

Rge. 3 W.

Twp. 1 N.

To Bowmont

15

HAY
40 40
BILLS
39 39
SPURS

7/64" Hard wood set @ 12165

80

5/32" @ 10165

78

2 ACRES OUT

158

P.D.
0

22

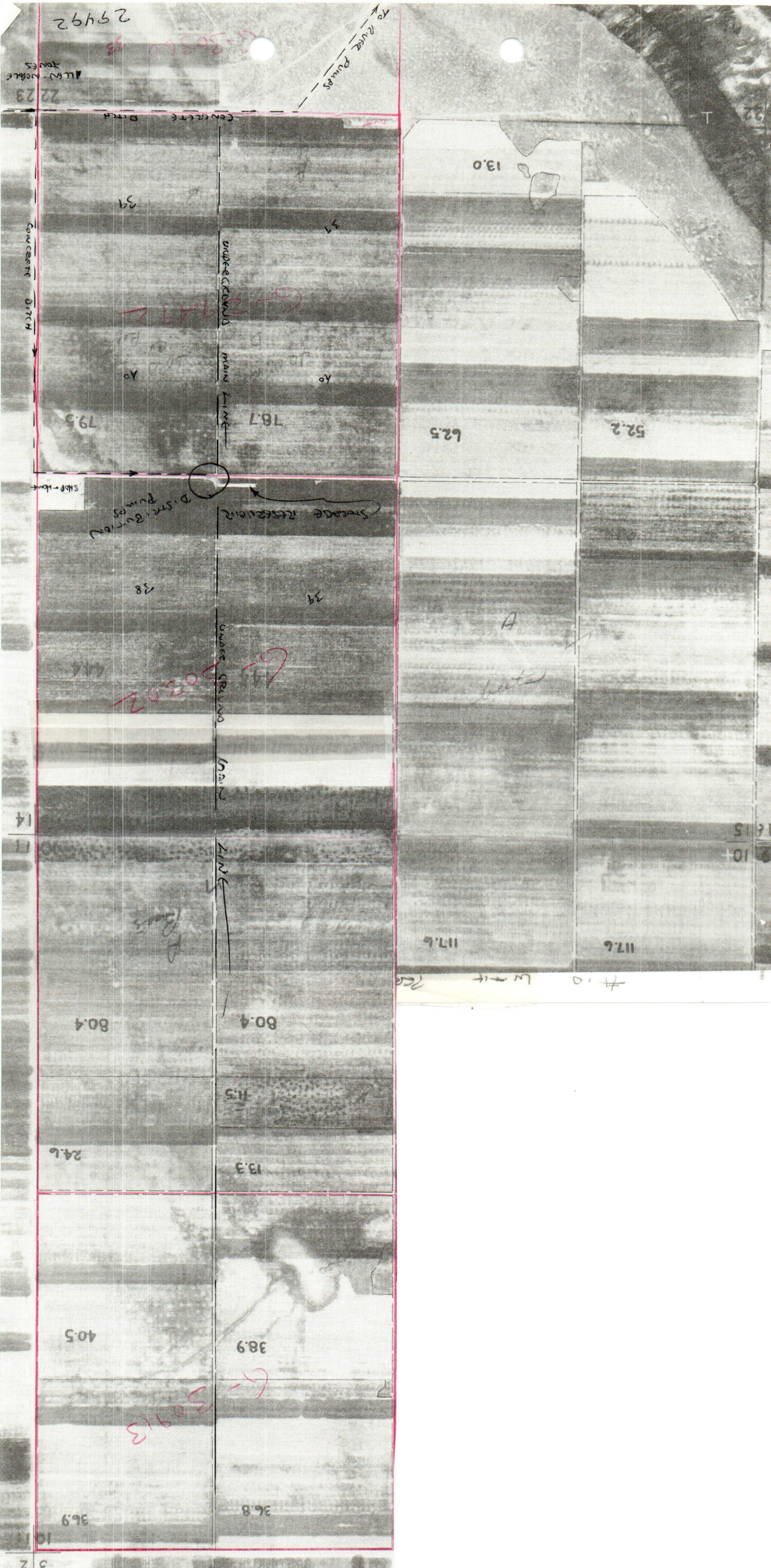
PHOTO WITH

AREA - 158 ACRES

SUBD - A

Q - NOTE PERMITS 30913, 30302, 30360

ALLOW .753" / ACRE . OR 2.378 cfs (2.38)



AFFIDAVIT OF PUBLICATION

RECEIVED
APR 4 1967

Department of Reclamation

STATE OF IDAHO)
COUNTY OF CANYON) ss.

I, Everett A. Colley, being first duly sworn, depose and say:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was and now am over the age of twenty-one years, not a party to nor interested in the proceedings hereinafter mentioned.

2. That during the time of the publication of the notice herein-after mentioned, I was and now am the editor or publisher of THE WILDER HERALD, a newspaper of general circulation printed and published weekly, on Friday of each and every week, in the City of Wilder and County of Canyon and State of Idaho.

3. That the said THE WILDER HERALD has been printed and published continuously and uninterruptedly in said County during a period of seventy-eight weeks prior to the first publication of the at-tached notice.

4. That said notice NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER

TO BENEFICIAL USE

of which a printed copy, taken from said newspaper, is hereto annexed, was published in the regular issue thereof, and not in a supplement

thereto, in said newspaper, in four (consecutive) calendar weekly issue(s) of said newspaper, on the following date(s):

March 3, 1967

March 10, 1967

March 17, 1967

March 24, 1967

(Signed)

Everett A. Colley

Subscribed and sworn to before me this 24 day of March

A. D., 1967

Shirley V. Osborn
Notary Public in and for the State of Idaho.

residing at Wilder, Idaho.

My commission expires 3-25, 1967

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLI-CATION OF WATER TO BENEFICIAL USE

Notice is hereby given that on the 31st day of March, 1967, at Caldwell, County of Canyon, State of Idaho, be-fore Wayne P. Fuller, Cald-well, Idaho, proof will be sub-mitted of the application to beneficial use of 3.2 cubic feet per second of the waters of Snake River in accordance with the terms and conditions of Permit No. 29492 hereto-fore issued by the Department of Reclamation of the State of Idaho.

The name and post office address of the person or cor-poration holding said permit Ellen M. Jones, Route 4, Box 246, Nampa, Idaho.

The use to which said wa-ter has been applied is Irriga-tion.

The amount applied to bene-ficial use is 3.2 cubic feet per second.

The point of diversion of said water is SW1/4NW1/4 Sec-tion 22, T. 1 N., R. 3 W.B.M.

The place where said water is used (LEGAL DESCRIP-TION) SE1/4 Section 15, T. 1 N., R. 3 W.B.M.

The date of priority which said user is prepared to es-tablish is February 16, 1961.

R. KEITH HIGGINSON
State Reclamation
Engineer.

3-3-4t

29492

WARRANTY DEED

For Value Received WINDWARD ACRES, a co-partnership composed of J. A. Redman and Delton W. Irish, having its principal place of business in Ada County, Idaho, J. A. REDMAN and PAULINE F. REDMAN, husband and wife, and DELTON W. IRISH and MARGURETT M. IRISH, husband and wife, all of Boise, Ada County, Idaho, the grantors, do hereby grant, bargain, sell and convey unto

DALE JONES and ELLEN MAE JONES, husband and wife, of Nampa, Canyon County, Idaho, the grantees, the following described premises, in Canyon County Idaho, to wit:

The SE 1/4 of Section 15 and the N 1/2 NE 1/4 and the SE 1/4 NE 1/4 of Section 22, all in T. 1 N., R. 3 W., B. M., together with all water, water rights, ditches, pipelines and rights-of-way for ditches and pipelines, and irrigation water works of every kind and nature appurtenant thereto or in anywise appertaining; subject, however, to all recorded and visible rights-of-way and easements for roads, ditches, pipelines and public utilities as the same may now exist; and subject also to taxes and assessments for the year 1964.

RECEIVED
MAY 2 1964
no fees received
Department of Reclamation



HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all encumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: April 2, 1964

WINDWARD ACRES, a co-partnership

J. A. Redman

Delton W. Irish

STATE OF IDAHO)

County of Ada) ss

On this 2 day of April, 1964, before me, the undersigned, a Notary Public in and for said state, personally appeared J. A. REDMAN and DELTON W. IRISH, known to me to be the partners in the partnership of WINDWARD ACRES, and acknowledged to me that they executed the within instrument in the partnership 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.

Notary Public for Idaho
Residing at Boise, Idaho

29492 OKD

STATE OF IDAHO, COUNTY Ada
On this day of April, 1964,
before me, a notary public in and for said State, personally
appeared J. A. REDMAN and PAULINE
F. REDMAN, husband and wife, and
DELTON W. IRISH and MARGURETT
M. IRISH, husband and wife,

known to me to be the persons whose names are
subscribed to the within instrument, and acknowledged to
me that they executed the same.

Residing at
Comm. Expires

Boise
Notary Public
Idaho

STATE OF IDAHO, COUNTY Ada

I hereby certify that this instrument was filed for record at
the request of Milo Anderson

at 8 minutes past 1 o'clock m.
this 10 day of April
1964, in my office, and duly recorded in Book 245
of Deeds at page 252

Ex-Officio Recorder

By Mona L. Lyle

Fees \$ 2.10

Deputy

Mail to:

Edith Jones

Book 4 Page 246

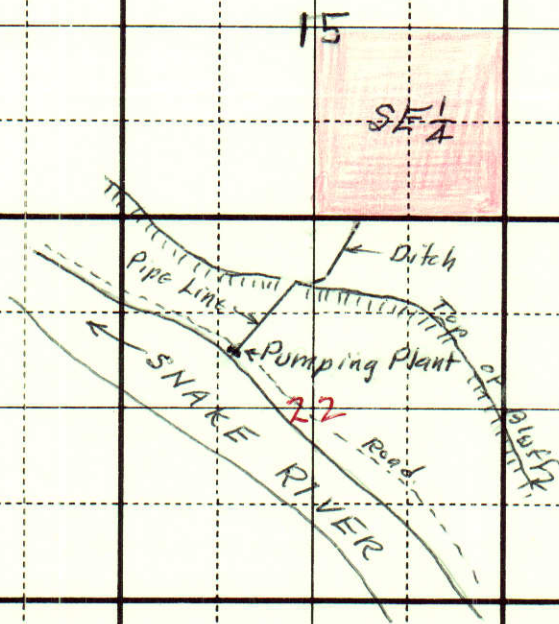
Idaho

INSTRUMENT No.

29492

NAME OF APPLICANT Delton V. Irish

Form No. 0



Permit Map No. 29492
As App. SEP 24 1961
GEO. N. CARTER
Reclamation Engineer

T. 1 N., R. 3 W., B. M.

RECEIVED

OCT 07 1998

Department of Water Resources

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

1. Water Right No(s).: 0202162, 0202167, 0202170, 0202198
Adjudication Claim No(s).: A0202162, A0202167, A0202170, A0202198
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in questions, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant Five J'S INC
2345 Valley View Drive, Weiser, Idaho 83672
4. New Owner/Claimant(s) Bigfoot Farm LLC
Edward Ray Montierth and Susan Montierth
Herbert R. Montierth
Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
New Mailing Address 5001 Fifeshire Place North
City, State and ZIP Code Boise, Idaho 83713
New Telephone Number (208)323-0726
5. Date you acquired the property June 29, 1998
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres you irrigate 639 Number and type of stock _____
Diversion rate in CFS 10.07 Number of homes 1 Other uses _____
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s) LLC X [Signature]
Ray X [Signature]
Susan X [Signature]
Herb X [Signature]
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

MICROFILMED

1 July 8, 1998 V4463\13\H20RIGHT.CHG

MAR 10 1999

INSTRUMENT NO. 9824616



A Pioneer Company
PIONEER TITLE COMPANY
OF ADA COUNTY

821 West State Street / Boise, Idaho 83702-5836 / Telephone (208) 336-6700

P-165993A PN 47658

WARRANTY DEED

(CORPORATE FORM)

FIVE J'S INC., a corporation
organized and existing under the laws of the State of Idaho, with its principal office at "PUMP ROAD", ID
of County of ADA, State of Idaho,
grantor, hereby CONVEYS or GRANTS and WARRANTS TO HERBERT R. MONTIERTH, A MARRIED MAN AS
HIS SOLE AND SEPARATE PROPERTY, EDWARD RAY MONTIERTH AND SUSAN MONTIERTH,
HUSBAND AND WIFE AND BIGFOOT FARM LLC AS TENANTS IN COMMON EACH AS TO AN UNDIVIDED
1/3 INTEREST GRANTEES OF 5001 FIFESHIRE PLACE, BOISE, ID. 83713 for the sum of
TEN DOLLARS AND NO/100

DOLLARS,

the following described tract(s) of land in CANYON County, State of Idaho:
SEE ATTACHED LEGAL DESCRIPTION AS "EXHIBIT A" - - -

(WITH SPECIAL EXCEPTIONS 7-12 INCLUDED)

SEE ATTACHED EXHIBIT "B"- WATER RIGHTS

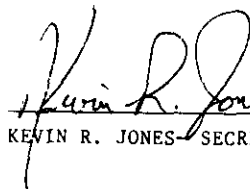
Location of above described property "PUMP ROAD"

House No.

Street

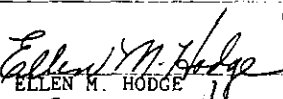
The officers who sign this deed hereby certify that this deed and the transfer represented thereby was duly authorized
under a resolution duly adopted by the board of directors of the grantor at a lawful meeting duly held and attended by a
quorum.

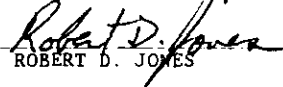
In witness whereof, the grantor has caused its corporate name and seal to be hereunto affixed by its duly authorized
officers this 29 day of June, A.D. 1998


KEVIN R. JONES - SECRETARY

FIVE J'S INC.

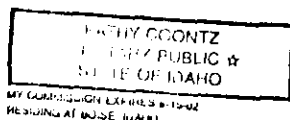
(CORPORATE NAME)

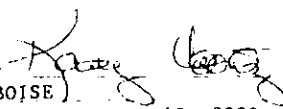
By: 
ELLEN M. HODGE - PRESIDENT

Attest: 
ROBERT D. JONES - SECRETARY
VICE- PRESIDENT

STATE OF IDAHO, County of AD, ss.

On this 29 day of June, in the year of 1998, before me THE UNDERSIGNED
a notary public, per-
sonally appeared ELLEN M. HODGE, ROBERT D. JONES, KEVIN R. JONES
known or identified to me to be the person s who executed the instrument on behalf of said corporation, and acknowledged
to me that such corporation executed the same.



Notary Public: 
Residing at: BOISE
My Commission Expires: AUG. 15, 2002

MICROFILMED
MAR 10 1999

Exhibit "A"

The Northeast Quarter and the Southeast Quarter of Section 10,

The Northeast Quarter and the Southeast Quarter, Section 15,

The North One-Half of the Northeast Quarter and the Southeast Quarter of the Northeast Quarter, Section 22,

All in Township 1 North, Range 3 West, Boise Meridian, Canyon County, Idaho.

SPECIAL EXCEPTIONS

7. General taxes for the year 1998 which are a lien, payable on or before December 20 of said year and not delinquent until after said date.

~~XXXXXXXXXX No search has been made for water, irrigation, and the rights, powers and easements of any water or power company. XXXXXXXXXXXX~~

~~XXXXXXXXXX Water rights, claims on the water. XXXXXXXXXXXX~~

10. Excepting and reserving, also, to the United States all the oil and gas in the land so patented, and to it or persons authorized by it, the right to prospect for, mine, and remove such deposits from the same upon compliance with the conditions and subject to the provisions and limitations of the Act of July 17, 1914 (38 Stat. 509) as reserved in Patent recorded July 12, 1966 as Instrument No. 583906
11. Easement for any irrigation ditch and the terms and conditions thereof, recorded March 21, 1961 as Instrument No. 499466, Modified by Instrument recorded February 25, 1963 as Instrument No. 529348, records of Canyon County. (Affects parts of Section 22, Township 1 North, Range 3 West)
12. Easements and the terms and conditions thereof recorded February 25, 1963 as Instrument No. 529348, records of Canyon County, Idaho. (Affects this and other property)
13. Easement for an irrigation ditch and the terms and conditions thereof recorded September 3, 1963 as Instrument No. 538460, records of Canyon County, Idaho. (Affects parts of Section 22, Township 1 North, Range 3 West)
14. Power line easement as granted by DALE JONES and ELLEN MAE JONES, B.J. MOORE and ETHEL MOORE, to IDAHO POWER COMPANY, a corporation, by instrument recorded June 8, 1962, as Instrument No. 521268, records of Canyon County, Idaho...including the right from time to time to cut, trim and remove trees, brush, overhanging branches and other obstructions which may injure or interfere with the Grantee's use, occupation or enjoyment of this easement and the operation, maintenance and repair of Grantee's electrical system. (South One-Half of the Northeast Quarter of Section 15, Township 1 North, Range 3 West)
15. Power line easement as granted by DELTON W. IRISH and MARGURETT M. IRISH, to IDAHO POWER COMPANY, a corporation, by instrument recorded August 17, 1962, as Instrument No. 521279, records of Canyon County, Idaho...including the right from time to time to cut, trim and remove trees, brush, overhanging branches and other obstructions which may injure or interfere with the Grantee's use, occupation or enjoyment of this easement and the operation, maintenance and repair of Grantee's electrical system. (South One-Half of the Southeast Quarter, Section 15, Township 1 North, Range 3 West)
16. Terms and Conditions of Decision dated March 21, 1961 by the U.S. DEPARTMENT OF INTERIOR BUREAU OF LAND MANAGEMENT recorded January 12, 1963 as Instrument No. 527490, records of Canyon County, Idaho.

MICROFILMED

MAR 10 1999

DDA. 11 RT mlt

EXHIBIT "B"

All of Grantor's right, title and interest in and to any and all water rights appurtenant to or used on the lands described in Exhibit A attached hereto (the "Water Rights"), including but not limited to any right Grantor may have to receive natural flow and/or stored water delivered through the ditch, pentstock, pump base, and other facilities owned jointly by Grantor and others that delivers water from the Snake River to such land, or under entitlements held by Grantor for use on such land. In addition, Grantor hereby conveys, transfers and assigns to the Grantees all licenses, permits, shares, certificates and other documents evidencing such Water Rights and hereby directs Idaho Department of Water Resources and all other applicable parties to transfer on their books and records such Water Rights and the permits, licenses shares, certificates and other documents evidencing such Water Rights to the Grantees.

FURTHER SUBJECT TO ANY CHANGES AND/OR ADDITIONS AS MAY OCCUR FROM PROCEEDS OF THE SNAKE RIVER ADJUDICATION.

RDJ. EMM
LR I

REQUEST
TYPE Doc FEE 9.00
PIONEER - NAMPA

BY CH assn
NED J KERR
CANYON CITY RECORDER

98 JUN 30 PM 4 12

RECORDED

9824616

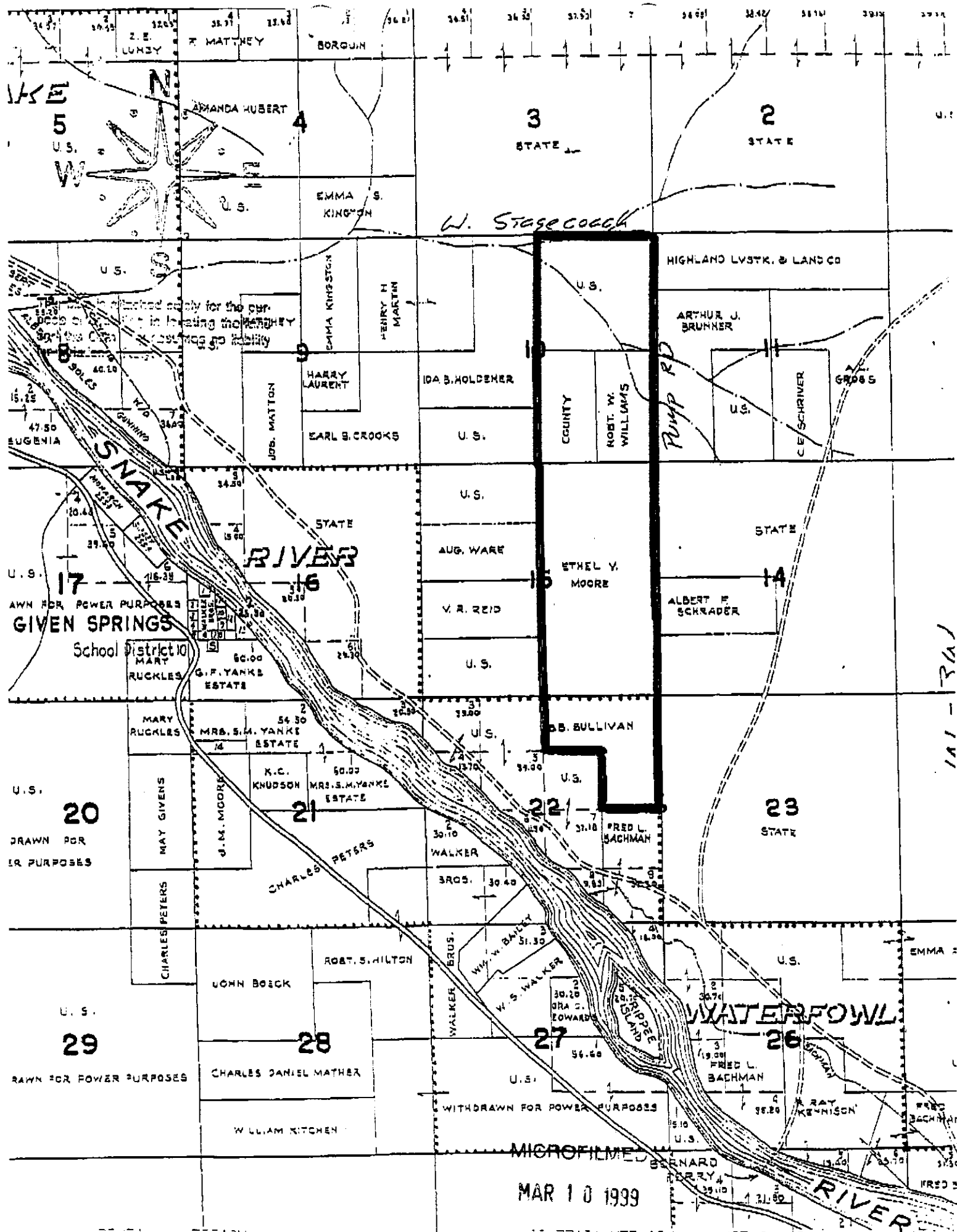
MICROFILMED

MAR 10 1999

	NWNE	NE NE
	SWNE	SE NE
	NWSE	NE SE
	SWSE	SE SE
	NWNE	NE NE
	SWNE	SE NE
	NWSE	NE SE
	SWSE	SE SE
	NWNE	NE NE
	SWNE	SE NE
	NWSE	NE SE
	SWSE	SE SE

MICROFILMED

MAR 10 1939



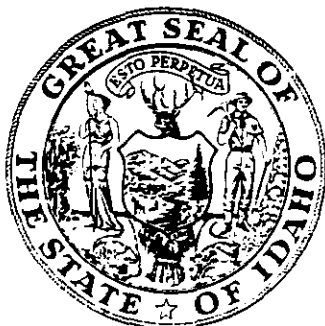
State of Idaho

Department of State

I, PETE T. CENARRUSA, Secretary of State of the State of Idaho, hereby certify that I am the custodian of the corporation, limited liability, and limited partnership records of this State.

I FURTHER CERTIFY That the annexed is a full, true and complete transcript of the articles of organization of BIGFOOT FARM LLC, an Idaho limited liability company, received and filed in this office on June 29, 1998 under the file number W 6437, including any amendments filed thereto, as appears of record in this office as of this date.

Dated: October 5, 1998



Pete T. Cenarrusa
SECRETARY OF STATE

By *[Signature]*
MICROFILMED

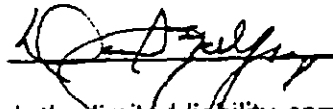
MAR 10 1999

**ARTICLES OF ORGANIZATION
LIMITED LIABILITY COMPANY**

**To the Secretary of State of Idaho
Corporations Division**

700 West Jefferson Room 203
P.O. Box 83720 • Boise, ID 83720-0080

APR 29 10 11 AM '98
SECRET

1. The name of the limited liability company is: Bigfoot Farm LLC
2. The address of the initial registered office is: 5001 Fifeshire Place
North, Boise, Idaho 83713 and the name of the initial registered agent at that address is: David L. Palfreyman
- Signature of registered agent: 
3. The latest date certain on which the limited liability company will dissolve: _____
4. Is management of the limited liability company vested in a manager or managers?

☒ Yes ☐ No (check appropriate box)

5. If management is vested in one or more manager(s), list the name(s) and address(es) of at least one initial manager. If management is vested in the members, list the name(s) and address(es) of at least one initial member.

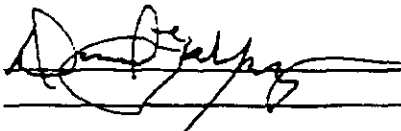
Name

Address

David L. Palfreyman

5001 Fifeshire Place North
Boise, Idaho 83713

6. Signature of at least one person listed in #5 above:



Secretary of State use only

IDAH0 SECRETARY OF STATE

06/29/1998 09:00
CX: 11473 CT: 1626 SM: 123574

1 @ 100.00 = 100.00 ORGAN LLC

W6437

LLC0593

File Two Copies
MICROFILMED

Fee: \$100 if typed with no attachments
\$120 if not typed or if attachments are included

MAR 10 1999

State of Idaho

License and Certificate of Water Right

Water License No. 29492 Priority February 16, 1961 Amount 2.38 c.f.s.

THIS IS TO CERTIFY that Delton W. & Marguerett M. Irish-Assignee-Five J's, Inc.

of Nampa, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated February 16, 1961; that Permit No. 29492 was issued under said application; that Certificate of Completion of Works, with a carrying capacity of 3.2 second feet, was issued thereunder on May 4, 1966, showing that said works were completed on the 29 day of April, 1966; and that on the 31 day of March, 1967 Ellen M. Jones

of Nampa, 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. 29492 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 ~~xxx~~ ~~Volume~~ of ~~Licenses~~ at ~~Page~~, on the 26 day of June, 1968.

The right hereby confirmed dates from February 16, 1961.

The Point of Diversion is located

in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 22, Twp. 1 N, R. 3 W, B.M. Canyon County.

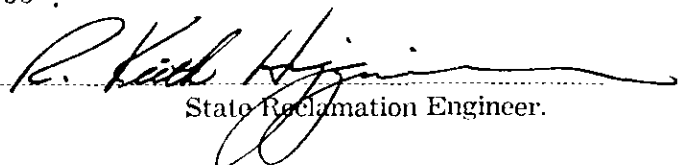
That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 2.38 cubic feet per second.

Description and location of use:

Twp.	Range	Section	Forty-Acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
1 N	3 W	15	N $\frac{1}{2}$ SE $\frac{1}{4}$	80	80
			SW $\frac{1}{4}$ SE $\frac{1}{4}$	40	39
			SE $\frac{1}{4}$ SE $\frac{1}{4}$	40	39
Total number of acres irrigated:					158

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 26 day of June, 1968.


State Reclamation Engineer.

02-2162

29492

Application For Permit To Appropriate the Public Waters of the State of Idaho 02-2162

APPLICATION No. 37492
PERMIT No. 29492
DISTRICT No.

Assigned to

Ellen M. Jones
By #4, B. 746
Idaho

1. Name of Applicant: Delton W. Irish & Marguerett M. Irish

Postoffice address: Rt. #4, Boise, Idaho

County: Ada

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: 3.2

cubic feet per second.

3. Source of water supply: Snake River

which is a tributary of

4. Location of point of diversion: S29° 14' W - 2577

feet distant from the N $\frac{1}{4}$

corner of Section 22, T. 1 N, R. 3 W, B.M., and is in the Lot 5 (SE $\frac{1}{4}$ NW $\frac{1}{4}$)
of section 22, T. 1 N, R. 3 W, B. M., County of Canyon

5. Water is to be used for Irrigation - 160 acres

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: \$

8. Kind of works: Pipe line & ditch (Pump from river)

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 feet; height feet.

11. Ditch: Width at bottom 1 feet; width at water line 2.4 feet; depth of water 0.7 feet;
dimensions of flume:

Diameter of pipe 12 inches; length of conduit 0.3 pipe
0.25 ditch miles.

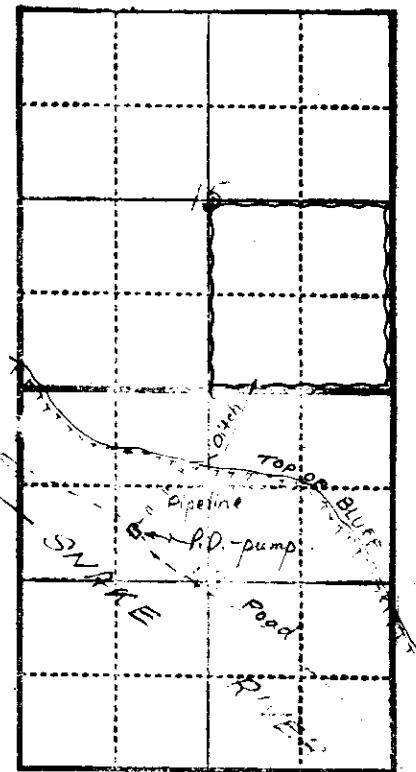
Average grade per mile 6 feet.

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? 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 water of the State of Idaho as herein set forth.

s/ Delton W. Irish Applicant.

By Agent.

Date of first receipt at Department of Reclamation: 2:30 P.M. February 16, 1961

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 29492
Recorded in Book 103 Page 29492 Approved February 24, 1961
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 April 24, 1961 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 August 24, 1963
The whole of said work to be completed on or before February 24, 1966
Beneficial use of water appropriated in accordance herewith, to be made on or before February 24, 1972

WITNESS My hand this 24th day of February, 1961

s/ GEO. N. CARTER
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 24th day of February, 1961.
Countersigned:

(SEAL) By s/ ARNOLD WILLIAMS By s/ ROBERT E. SMYLLIE
Secretary of State. Governor.

REMARKS: This filing is being made in connection with a Desert Land Entry filed with the Bureau of Land Management, Boise, Idaho

14.

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	
1 N	3 W	15													x	x	x	x	160
WARRANTY DEED: (See in Permit file)			IN THE PROBATE COURT OF THE COUNTY OF CANYON, STATE OF IDAHO;																
			(See in Permit file No. 29492 making <u>Ellen M. Jones</u> , Administratrix).																
			Recorded: May 2, 1966.																
			Permit No. 29492																
			CERTIFICATE OF COMPLETION OF WORKS																
			TO ALL WHOM IT MAY CONCERN:																
			This is to certify that DELTON W. & MARGUERETT M. IRISH- Assignee - DALE & ELLEN MAE JONES of Boise, County of Ada, and State of Idaho, the holder of Permit No. 29492, issued upon Application No. 37492 bearing date of priority of April 24, 1961, authorizing the diversion of 3.2 second feet of waters of Snake River County of Canyon, State of Idaho, for irrigation 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 3.2 second feet of the waters of Snake River; that the point of diversion of said waters Lot 5 (SE1/4NW1/4), Sec. 22, T. 1 N., R. 3 W., B.M. and that the land proposed to be irrigated by the use or place of use of said water are described as follows, to-wit: SE1/4, Sec. 15, T. 1 N., R. 3 W., B.M.																
			Witness my hand this 4th day of May, A.D. 1966																
			Proof of Completion of Works Made: April 29, 1966																
			R. KEITH HIGGINSON Deputy State Reclamation Engineer																

see note of 3-25-68

POINT OF DIVERSION AMENDMENT ✓

Comes now Ellen M. Jones and represents to the State Reclamation Engineer of the State of Idaho, That she is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. 29492. That the point of diversion is described in said Permit as being located: SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 22, T 1 N., R 3 W., B.M. That she now requests that the point of diversion be changed to a point located: SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 22, T 1 N., R 3 W., B.M. ~~That no one will be injured by such risk.~~ That the reason for desiring to make such change is as follows: That the actual diversion is in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 22, and that the original application for the water permit made by a prior owner mistakenly designated the point of diversion as the SE $\frac{1}{4}$ NW $\frac{1}{4}$. That no one will be injured by such change and such change will be made at permit holders own risk.

/s/ ELLEN M. JONES

Date of Receipt at Department of Reclamation: February 20, 1967

APPROVAL OF STATE RECLAMATION ENGINEER

I, R. Keith Higginson, 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. 29492. This approval constitutes a new permit and is issued as an amendment to the original permit to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

/s/ R. KEITH HIGGINSON

Recorded in book 103 of permits at page 29492, March 1, 1967.

A S S I G N M E N T ✓

For value received, I hereby assign all of my right, title and interest in and to Permit to appropriate the Public Waters of the State of Idaho, Permit No. 29492 to Five J's, Inc., an Idaho corporation. address: Five J's, Inc., % Mrs. Ellen M. Jones Hodge, Route #4, Box 246, Nampa, Idaho 83651.

FIVE J'S, INC.
By Ellen M. Jones Hodge, President

State of Idaho)
 : ss
County of Canyon)

On this ____ day of April, 1968, before me, a Notary Public for the State of Idaho residing at Nampa, Idaho, personally appeared Ellen M. Jones Hodge, known to me to be the person whose name is subscribed to the within instrument and duly acknowledged to me that she executed the same.

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

/s/ ILENE CANNING
Notary Public residing at Nampa, Idaho

(S E A L)

My commission expires: 9-15-70

LICENSE ISSUED FOR 2.38 SEC. F1
LICENSE PAGE NO. 29492

RECEIVED
MAR 1 1967

Department of Reclamation

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that on the 31st day of March, 1967, at Caldwell, County of Canyon, State of Idaho, before Wayne P. Fuller, Caldwell, Idaho, proof will be submitted of the application to beneficial use of 3.2 cubic feet per second of the waters of Snake River in accordance with the terms and conditions of Permit No. 29492 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 Ellen M. Jones, Route 4, Box 246, Nampa, Idaho.

The use to which said water has been applied is Irrigation.

The amount applied to beneficial use is 3.2 cubic feet per second.

The point of diversion of said water is SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 22, T. 1 N., R. 3 W.B.M.

The place where said water is used (LEGAL DESCRIPTION) SE $\frac{1}{4}$ Section 15, T. 1 N., R. 3 W.B.M.

The date of priority which said user is prepared to establish is February 16, 1961.

R. KEITH HIGGINSON
State Reclamation
Engineer.

3-3-41

29492

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

June 26, 1968

Re: Permit Nos. 29492, 30302,
30913 & 30360

Five J's Inc.
c/o Mrs. Ellen M. Jones Hodge
Route #4, Box 246
Nampa, Idaho 83651

Dear Mrs. Hodge:

Enclosed are your Licenses and Certificates of Water Right on the above numbered permits.

Also enclosed is departmental receipt No. 699 in the amount of \$36.00 covering the fees.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kh

Enclosures: Certificates
Receipt

29492

June 11, 1968

RE: Permit-numbers 29492, 30360, 30302 and 30913

Wayne P. Fuller
Attorney at Law
P.O. Box 130
Caldwell, Idaho 83605

Dear Mr. Fuller:

Enclosed herewith are copies of the assignments
you submitted for recording at an earlier date. Please
be advised we have done so and have placed the original
copies of each in our files.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

Enclosures

29492

Ellen M. Jones

RECEIVED
APR 11 1968
BUREAU OF RECLAMATION

ASSIGNMENT

For value received, I hereby assign all of my right, title and interest
in and to Permit to Appropriate the Public Waters of the State of Idaho, Permit
No. 29492 to Five J's, Inc., an Idaho corporation
Address: c/o Mrs. Ellen M. Jones Hodge
* Route #4, Box 246
Nampa, Idaho 83651

Five J's Inc.
Permit Holder
Ellen M. Jones Hodge,
Pres.

Wife of Permit Holder

STATE OF IDAHO)
 : ss
County of Canyon)

On this _____ day of April, 1968, before me, a Notary
Public for the State of Idaho, residing at Nampa, Idaho
personally appeared Ellen M. Jones Hodge,
known to me to be the person _____ whose name _____ ^{is} subscribed to the within
instrument and duly acknowledged to me that She 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.

Glenn Conning

Notary Public
Residing at Nampa, Idaho

My commission expires: 9/15/70

Note:
* If fractional part of permit is to be assigned, the fractional part of the land
to which the assigned fraction is appurtenant should be described by legal sub-
divisions.

WM. J. BRAUNER
WAYNE P. FULLER
JIM R. DOOLITTLE

BRAUNER, FULLER & DOOLITTLE
ATTORNEYS AND COUNSELORS AT LAW
POST OFFICE BOX 130
CALDWELL, IDAHO 83605

11th & Blaine
WESTERN UNION
TELEPHONE 459-1681

May 8, 1968

RECEIVED
MAY 9 1968
Department of Reclamation

Department of Reclamation
107 Statehouse
Boise, Idaho 83701

Re: Permits number 29492, 30360, 30302 & 30913

Attention: Mr. M. Russell Bosch, Administrative Assistant

Dear Sir:

We are enclosing assignments that were previously signed by Ellen M. Jones Hodge, the widow of Cameron Dale Jones. We are also enclosing a copy of the Decree of Distribution showing that all the property belonging to Cameron Dale Jones was transferred to his wife, Ellen M. Jones.

In your letter of May 3rd you refer to permit #30630. This was a mistake, it should have been #30360.

Very truly yours,

BRAUNER, FULLER & DOOLITTLE

Wayne P. Fuller

Wayne P. Fuller

WPF:ma
enclosures

*P.S.
See Page 3 of Decree which specifically lists
these water permits.*

29492

May 9, 1968

Re: Permit No. 30302, 30913, and 29492

Ellen M. Jones Hodge
Route #4, Box 246
Nampa, Idaho 83651

Dear Mrs. Hodge:

As of this date we have not received a reply to our March 27, 1968 letter. The Department of Reclamation at this time is preparing to license the permits above referenced in the names of the original applicants. If you wish these permits to be licensed under the name of "Five J&S, Inc.", you must submit the require assignment forms within 10 days of the date of this letter.

We are enclosing three assignment forms for your use in this matter. Please contact us if we may be of further assistance.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

Enclosures: Assignment forms (3)

29492

May 3, 1968

C
O
P
Y

Mrs. Ellen M. Jones Hodge
Route #4, Box 246
Nampa, Idaho 83651

Dear Mrs. Hodge:

We received four assignments from you where you have assigned various permits to the Five J's, Inc. First these permits have to be assigned by the present holders to you or the Five J's, Inc. Since only Permit 29492 is in your name it is the only one we can assign. Permit 30630 must be signed by Keith Bybee, Permits 30302 and 30913 must be signed by Cameron Jones.

We are returning the three assignments for signature by the owners and new forms for your use.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

Enclosure

29492

March 27, 1968

Re: Permit No. 30302, 29492,
& 30913

Ellen M. Jones Hodge
Route 4, Box 246
Nampa, Idaho 83651

Dear Mrs. Hodge:

We are in receipt of your letter of March 21, 1968. We are unable to issue these permits to 'Five J's, Inc.' since they have already been processed. But if you will fill out these assignment forms and return them to this Department, the license can be issued to 'Five J's, Inc.'

We are also enclosing your corrected completion of works.

Very truly yours,

Gary L. Page
Survey Examiner

GLP:dj

Enc: Returning Certificate
of Completion of Works
Assignment forms (4)

29492

March 21, 1968
Tampa, Fla. to

State of Idaho
Dept. of Reclamation
Boise, Idaho

RECEIVED

MAR 25 1968

Department of Reclamation

Dear Mr. McElDowney,

Enclosed please find my
checks for \$4.00 and \$32.00 for
which we might receive the
License and Certificate of Water
Right.

Please issue these to the
'Fruit J's Inc.' Enclosed is a
copy of the deed showing
transfer of the property.

Thank you very kindly,
Sincerely,

Ellen M. Hodge

29492

29492

INSTRUCTIONS TO DELIVERING EMPLOYEE☐Show to whom and
when delivered☐Show to whom, when, and
address where delivered☐Deliver ONLY
to addressee*(Additional charges required for these services)***RECEIPT***Received the numbered article described below.*

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE (*Must always be filled in*)

CERTIFIED NO.

20075

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

DATE DELIVERED

SHOW WHERE DELIVERED (*only if requested*)

29492

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE, \$300

655-18-71648-7

Jan. 1965

POD Form 3811



*INSTRUCTIONS: Show name and address below and complete instructions on other side, where applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article **RETURN RECEIPT REQUESTED.**

POSTMARK OF
DELIVERING OFFICE



**RETURN
TO**

NAME OF SENDER

Dept of Reclamation

STREET AND NO. OR P.O. BOX

Room 107 Statehouse

CITY, STATE, AND ZIP CODE

Boise, Idaho 83701

29492

M E M O

Re: Permit No. 29492

On March 25, 1968 Mrs. Ellen M. Hodge sent in her Certificate of Completion of Works for the department to correct the priority date on the form. It previously read April 21, 1961 whereas it should have read February 16, 1961. This error was made because originally the priority was advanced because the completion of works proof was submitted late. As of March 25, 1968 the standard procedure is not to advance priority for completion of works proof being late, only beneficial use.

Don McEldowney
Appropriation Examiner

DWM:ks

29492

(160 acres)

36 ACRES	27.09	.542
217 "	238.57	4.771
158 "	118.91	2.378
158 "	118.91	2.378
	503.49	10.069

.54
 TOTAL MEASUREMENT
 $10.07 = 503.5''$

$$\frac{503.5''}{669 \text{ ACRES}} = .7526'' / \text{ACRE}$$

29492

THIS INDENTURE, Made this

28th

day of

December

in the year of our Lord one thousand nine hundred and sixty seven

between

ELLEN M. HODGE, formerly Ellen M. Jones, a married woman, dealing with her sole and separate property,

of Nampa

, County of

Canyon

, State of

Idaho

the party of the first part, and

FIVE JS INC., an Idaho Corporation, with its

principal office at

at Nampa

, County of

Canyon

, State of

Idaho

the party of the second part.

WITNESSETH, That the said party

of the first part, for and in consideration of the sum of

-----TEN and No/100----- DOLLARS,
lawful money of the United States of America, and other valuable considerations

to her in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, has granted, bargained and sold, and by these presents does grant, bargain, sell, convey and confirm unto the said party of the second part, and to its agents, heirs and assigns forever, all of the following described real estate, situated in _____, County of Canyon, State of Idaho, to-wit:

In Township 1 North, Range 3 West Boise Meridian:

Section Ten: The East One-Half (E 1/2).

Section Fifteen: The East One-Half (E 1/2).

Section Twenty-Two: The North One-Half of the Northeast Quarter (N 1/2 NE 1/4); the Southeast Quarter of the Northeast Quarter (SE 1/4 NE 1/4).

Together with all rights and interests granted to mortgagors by that certain agreement dated January 17, 1963, between Allen T. Noble and Vera M. Noble, husband and wife, as first parties, and Robert E. Morris and Beverly E. Morris, husband and wife, as second parties, and mortgagors, as third parties, and recorded February 25, 1963, as Instrument No. 529348, records of Canyon County, Idaho, and together with a one-third (1/3) interest in the pump house and pump base, located in the Southeast Quarter of the Northwest Quarter (SE 1/4 NW 1/4) of Section 22, Township 1 North, Range 3 West Boise Meridian, in Canyon County, Idaho; motor and pump manifold; 1800 feet of 20 inch penstock; and 4620 feet of concrete ditch.

Together with an easement and right of way for pump base and canal on and across Lot 5 and the Northeast Quarter of the Northwest Quarter (NE 1/4 NW 1/4), all in Section 22, Township 1 North, Range 3 West Boise Meridian, as granted on March 22, 1961, by the United States Government, Department of Interior, Bureau of Land Management, in Serial No. Idaho 012394, and recorded on January 17, 1963, as Instrument No. 527490, in Book 45 of Miscellaneous Records at page 38, with consent to use by Dale Jones of said easement, dated February 12, 1963, and recorded on February 14, 1963, as Instrument No. 528866, in Book 45 of Miscellaneous Records at page 82.

Together with an easement for right of way for a concrete canal or ditch along the West side of the Southwest One-Quarter (SW 1/4), Section 14, Township 1 North, Range 3 West Boise Meridian.

Subject to that certain mortgage to The Travelers Insurance Company dated December 11, 1964, and recorded December 14, 1964, in Book 254 of Mortgages at page 459 in the office of the Recorder of Canyon 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 party of the first part.

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, together with the appurtenances, unto the party of the second part, and to its agents or heirs, and the said party of the first part, and her heirs, the said premises in the quiet and peaceable possession of the said party of the second part, its agents or heirs, against the said party of the first part, and her 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 part of the first part ha hereunto set hand and seal the day and year first above written.

SIGNED, SEALED AND DELIVERED IN PRESENCE OF

Ellen M. Hodge

[Seal]

[Seal]

[Seal]

[Seal]

STATE OF IDAHO.

ss.

COUNTY OF Canyon

On this 28th day of December in the year 1967, before me

Ralph Lyons Moore

, a Notary Public

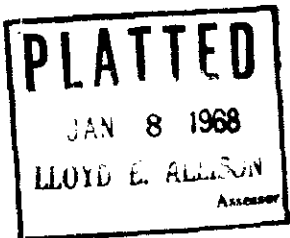
in and for said State, personally appeared Ellen M. Hodge

known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that s he 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.

Ralph Lyons Moore

Notary Public for the State of Idaho,
Residing at Nampa, Idaho.



604164

No. _____

WARRANTY DEED

Ellen M. Hodge

*Formerly
Five JO.*

	Compared	Ind. Direct	Ind. Reverse	Bk. & Pg. D.	Bk. & Pg. R.	Assigned
Dated						
STATE OF IDAHO						
COUNTY OF Canyon						

I hereby certify that this instrument was filed

for record at request of

Ellen M. Hodge & Son

at _____ minutes past _____

o'clock _____ M., this _____ day

of _____, A. D. 1968

in my office and duly recorded in Book 317

of _____ at page 335

Ellen M. Hodge

By *Ellen M. Hodge* Ex-Officio Recorder.

Deputy.

Fees, \$ 2.70

Mail to _____

CARTON PRINTING, CALDWELL, IDAHO 83405

14

4

45

35

March 4, 1963

Re: Permit No. 30302, 29492, and 30913

29492

Ellen M. Jones
Route #4, Box 246
Nampa, Idaho

Dear Mrs. Jones:

A representative of this department has made an examination of the works covered by your permits 30302, 29492, and 30913, and has found the following:

Quantity of water diverted: ⁹⁵³~~1075~~ c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: 9153 c.f.s.

Purpose of use: irrigation of 635 acres in the E₁, sec. 10; E₁, sec. 15, T. 1 N, R. 3 W, B.M.

The priority date established is January 17, 1963 for 30913; February 16, 1961 for 29492; and January 29, 1962 (late proof) for 30302.

A fee totaling \$32.00 must be received within 30 days from the date of this letter in order that we can issue the License and Certificate of Water Right as described above.

In reviewing our records, we have found an error on the Certificate of Completion of Works for Permit No. 29492. The priority is listed as April 21, 1961; whereas, it should read February 16, 1961. If you will return the document to this office, we will be glad to correct the error.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DAH:ks

29492

March 4, 1968

Re: Permit No. 30302, 29492, and 30913

Ellen M. Jones
Route #4, Box 246
Nampa, Idaho

Dear Mrs. Jones:

A representative of this department has made an examination of the works covered by your permits 30302, 29492, and 30913, and has found the following:

Quantity of water diverted: ⁹⁵³~~1075~~ c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: 9153 c.f.s.

Purpose of use: irrigation of 633 acres in the E $\frac{1}{2}$, sec. 10; E $\frac{1}{2}$, sec. 15, T. 1 N, R. 3 W, B.M.

The priority date established is January 17, 1963 for 30913; February 16, 1961 for 29492; and January 29, 1962 (late proof) for 30302.

A fee totaling \$32.00 must be received within 30 days from the date of this letter in order that we can issue the License and Certificate of Water Right as described above.

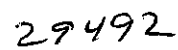
In reviewing our records, we have found an error on the Certificate of Completion of Works for Permit No. 29492. The priority is listed as April 21, 1961; whereas, it should read February 16, 1961. If you will return the document to this office, we will be glad to correct the error.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

29492



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. 29492

REPORT ON PROOF OF Beneficial Use

PUMP NUMBER

Morris - Noble - Jones RIVER PUMPS

- 6) 200 HP US HOLLOSHAFT # 1319346
L & B VERT TURBINE PUMP # 49237
10" DISCHARGE INTO 16" PIPESTOCK INTO 20"
- 5) 200 HP US HOLLOSHAFT # 1217728
WORTHINGTON VERT TURBINE PUMP # 8593
10" DISCHARGE INTO 16" PIPESTOCK INTO 20"
- 9) 100 HP. US HOLLOSHAFT # 1293884
WORTHINGTON VERT TURBINE PUMP # 8594
8" DISCHARGE INTO 16" PIPESTOCK INTO 20"
- 7) 300 HP. U.S. HOLLOSHAFT # 1266433
WINTROATH VERT TURBINE PUMP # 10389
10" DISCHARGE INTO 20" PIPESTOCK
- 1) 150 HP US HOLLOSHAFT # 1263849
WINTROATH VERT TURBINE PUMP # 10335
8" DISCHARGE INTO 20" PIPESTOCK
- 2) 150 HP US HOLLOSHAFT FLEC MOTOR
WINTROATH VERT TURBINE PUMP
8" DISCHARGE INTO 20" PIPESTOCK

number

Pump

Morris - Noble - Jones

River Pumps —

- 1) 150 HP US HOLLOSHAFT # 1263850
WINTROATH VERT TURBINE PUMP # 10336
8" DISCHARGE INTO A 20" PIPESTOCK
- 3) 150 HP US HOLLOSHAFT # 1207695-
WINTROATH VERT TURBINE PUMP # 10337
8" DISCHARGE INTO 20" PIPESTOCK
- 8) 300 HP US HOLLOSHAFT # 1280354
WINTROATH VERT TURBINE PUMP # 10388

NOTE # 5 & # 2 OFF

29492

to RUC PWS 85

22.2

13.0

62.5

52.2

79.5

18.7

117.6

117.6

80.4

80.4

24.6

13.3

40.5

38.9

36.9

36.8

3 2

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

Permit No. 29492

This proof is for Beneficial Use

In Water District No. _____

1. Name of applicant Ellen M. Jones

2. Source of water supply: Snake River

3. Location of point of diversion: Is in the SW 1/4 of Section 22

T. 1 N R. 3 W County of Canyon

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

FROM RIVER PUMPS THROUGH PAULSTOCK - THROUGH CONCRETE DITCH TO
STORAGE POND. DISTRIBUTION PUMPS: #1 - 75 HP U.S.
HOLLOSHAFT #3608303, 2 & B VERT WBS. PUMP #14096
#2 180 HP US FLEET MOTOR #1167055, 2 & B VERT TURBINE
#140582, 10" DISCHARGE INTO 12" MAIN LINE (NORTH - SOUTH) SPRINKLER SYSTEM

5. Water is used for: Irrigation

6. State whether or not water has been turned into works of diversion: Yes

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

SE 1/4, Sec. 15, T. 1 N, R. 3 W, B.M.

160 acres

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

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

Remarks:

$$2 - \frac{1}{4} \text{ mile lat} - \frac{9}{64}'' \text{ HANDBOAT LATERAL RAINBOW 30 W @ 42 lbs} \\ Q = \frac{(66 \text{ NOZ}) (3.73 \text{ gpm})}{178.8 \text{ gpm}} = .55 \text{ cfs}$$

$$2 - \frac{1}{4} \text{ mile lat} - \frac{9}{32}'' \text{ RAINBOW 30 W @ 10 lbs} \\ Q = \frac{(66 \text{ NOZ}) (4.45 \text{ gpm})}{178.8 \text{ gpm}} = .66 \text{ cfs} \\ 1.21$$

This examination was made on the 18TH day of Oct, 1967

(Signed) D R

Examiner.

Adv. OK
PW
Plat

29492

Ellen M. Jones
Route 4, Box 246
Nampa, Idaho
Permit No. 29492

*Penstocks, pumps, pipeline, concrete ditch,
(Jones-Morris-Noble ditch), & sprinkler system
Q-15 c.f.s. 51-5132-60#*

Examination for Beneficial Use

County Canyon

Quantity: 3.2 c.f.s. Sec. 22 T.1N R.3W

Source: Snake River

P.D.: Lot 5 (~~SE 1/4~~ ^{W 1/4}), Sec. 22, T. 1 N, R. 3 W, B.M.

Use: Irrigation

Extension: .

Protest:

Completion of Works: April 29, 1966

Other Rights: None

Filed: February 16, 1961

Due: February 24, 1972

Made: March 31, 1967

Priority: April 21, 1961

should be 2-16-61

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.

29492

April 10, 1967

Re: Permit No. 29492

Ellen M. Jones
Route 4, Box 246
Nampa, Idaho 83651

Dear Mrs. Jones:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the ~~Wilder Herald~~ all submitted in proof of completion of works and beneficial use on Permit No. 29492.

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,

Donald W. McElowney
Water Rights Clerk

DWM:dj

29492

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho
Permit No. 29492

RECEIVED
APR 4 1967
Department of Reclamation

* * * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

~~and Completion of Works~~

DEPOSITION OF HOLDER

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

Ellen M. Jones, Nampa, Idaho, farm owner, Route 4, Box 246, Nampa, Idaho

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:

N/A

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

No. 29492, Approved February 24, 1961, priority February 16, 1961

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

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

SW 1/4 NW 1/4, Section 22, Township 1 North, Range 3 West, B. M.

Ques. 5. Describe your works of diversion: Penstocks, pumps, pipeline, concrete

ditch and sprinkler system; state amount of water they are capable of con-

veying from point of diversion to place of use: at least 15 sec.^{ft.}; Give name of canal or ditch

or other works by which water is conducted to such place of use: Jones-Morris-Noble ditch

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

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

state discharge of pump: approx. 15/second feet; tell how it was measured or determined _____

State Engineers; if sprinkler irrigation, give number and size

of nozzles and operating pressure: Min. 60 lbs. pressure, 5/32 and 33 per lateral and/
18 laterals

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 1/4 Section 15, Township 1 North, Range 3 West, B. M. 160 acres

State nature of all improvements which have been made as a direct result of said use:
Land has been cleared, cultivated and irrigated and crops produced thereon, and
sprinkler system, penstock, pumps, pipelines, concrete ditch have been installed.

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

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

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:

Permit No. 29492 was acquired by purchase from Delton W. and Marguerett M. Irish

Quest. 9: State when and in what amount the water diverted under above mentioned permit
has been first used: Nov. 1961, 3.2 second feet - Time used since first use:

Used every season since first use.

Ques. 10. Describe all other water rights appurtenant to same place of use: None

(sign)

Ellen M. Jones
Ellen M. Jones

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 him-
self to be, and that said testimony was subscribed and sworn to before me, at my office in

Caldwell, County of Canyon

State of Idaho, on this 31st day of March, A. D. 1967.

My commission expires: Jan. 17, 1969

Wayne P. Fuller
Notary Public for Idaho
Residing at Caldwell, Idaho

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

RECEIVED
APR 4 1967
Department of Reclamation

Permit No. 29492

* * * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

~~and Completion of Works~~

DEPOSITION OF WITNESS

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

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

Donald S. Reed, age 34, 2015 Ray Street, Caldwell, Idaho

Mortgage Loan Representative, P. O. Box 309, Caldwell, Idaho

Ques. 2 Are you acquainted with Ellen M. Jones, the holder of
Permit No. 29492? How long have you known him and where does he reside?

At least 5 years. She lives south of Nampa on Route 4.

Ques. 3. Have you read or heard said Permit No. 29492 read, and are you familiar
with its provisions and conditions: Yes x No.

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

Give location of place of diversion, showing subdivision, section, township and range
SW 1/4 NW 1/4, Section 22, Township 1 North, Range 3 W.B.M. in Canyon County, Idaho

Describe works for conveying water to place of use: Pipeline from Snake River, and
concrete lined ditch, pumps, and sprinkler system.

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: at least 15 second feet How much water have you seen being so
conveyed? 12 second feet

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

SE 1/4 Section 15, Township 1 North, Range 3 West, B.M. 160 acres

29492

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

N/A

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.

Land is smooth and has good soil, and will need 1 inch per acre, or 1/50 cu. ft.

per second per acre.

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned?

If so, in what way and to what extent? None

Ques. 10. When did you first see this water used? in 1962 and 1963

Other times you have seen such use: During each year since use began

(Signed):

Donald S. Reed
Donald S. Reed

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

Caldwell, County of Canyon, State of Idaho, on

this 31st day of March, A. D. 19 67

Wayne P. Fuller
Notary Public for the State of Idaho
Residing at Caldwell, Idaho

My commission expires 1-17-69

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. 29492

* * * * *

RECEIVED
APR 4 1967

Department of Reclamation

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

~~and Completion of Works~~
DEPOSITION OF WITNESS

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

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

Melvin V. Davenport, age 50, 1215 Fillmore, Caldwell, Idaho

Civil Engineer, P. O. Box 131, Caldwell, Idaho

Ques. 2 Are you acquainted with Ellen M. Jones, the holder of
Permit No. 29492? How long have you known him and where does he reside?

At least 10 years, and she resides on Route 4, near Nampa, Idaho

Ques. 3. Have you read or heard said Permit No. 29492 read, and are you familiar
with its provisions and conditions: Yes x No.

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

Give location of place of diversion, showing subdivision, section, township and range
SW 1/4 NW 1/4, Section 22, Township 1 North, Range 3 W.B.M. in Canyon County, Idaho

Describe works for conveying water to place of use: Pipeline from Snake River, and
concrete lined ditch, pumps, and sprinkler system.

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: at least 15 second feet How much water have you seen being so
conveyed? 12 second feet

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

SE 1/4 Section 15, Township 1 North, Range 3 W.B.M. 160 acres

29492

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

N/A

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.

Land is smooth and has good soil, and will need 1 inch per acre, or 1/50 cu. ft.

per second per acre.

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned?

If so, in what way and to what extent? None

Ques. 10. When did you first see this water used? 1962 and 1963

Other times you have seen such use: During each year since use began.

(Signed):

Melvin V. Davenport
Melvin V. Davenport

* * * * *

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 _____

Caldwell, County of Canyon, State of Idaho, on
this 31st day of March, A. D. 19 67

Wayne P. Fuller
Notary Public for the State of Idaho
Residing at Caldwell, Idaho

My commission expires 1-17-69

29492

AFFIDAVIT OF PUBLICATION

RECEIVED
APR 4 1967

STATE OF IDAHO)
COUNTY OF CANYON) ss.

Department of Reclamation

I, Everett A. Colley, being first duly sworn, depose and say:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was and now am over the age of twenty-one years, not a party to nor interested in the proceedings hereinafter mentioned.

2. That during the time of the publication of the notice herein-after mentioned, I was and now am the editor or publisher of THE WILDER HERALD, a newspaper of general circulation printed and published weekly, on Friday of each and every week, in the City of Wilder and County of Canyon and State of Idaho.

3. That the said THE WILDER HERALD has been printed and published continuously and uninterruptedly in said County during a period of seventy-eight weeks prior to the first publication of the attached notice.

4. That said notice NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER

TO BENEFICIAL USE

of which a printed copy, taken from said newspaper, is hereto annexed, was published in the regular issue thereof, and not in a supplement

thereto, in said newspaper, in four (consecutive) calendar weekly issue(s) of said newspaper, on the following date(s):

March 3, 1967

March 10, 1967

March 17, 1967

March 24, 1967

(Signed)

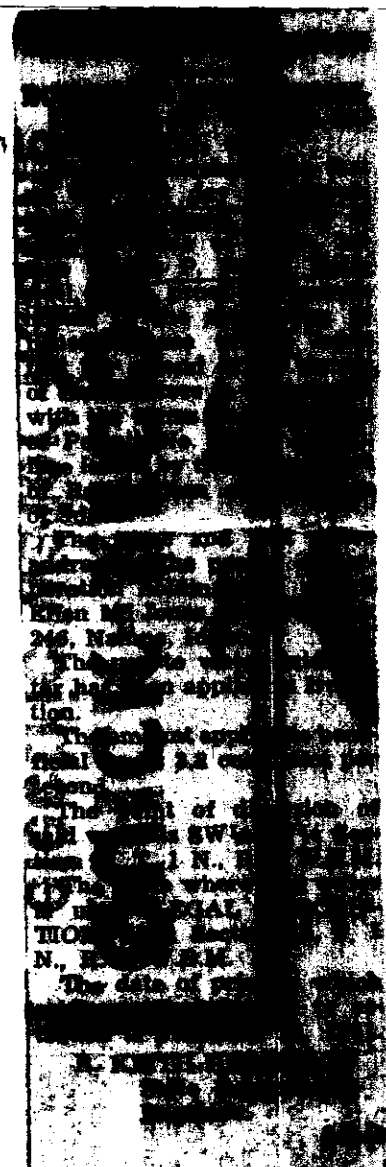
Everett A. Colley

Subscribed and sworn to before me this 24 day of March
A. D., 1967

Shirley V. Osborn
Notary Public in and for the State of Idaho.

residing at Wilder, Idaho.

My commission expires 3-25, 1967

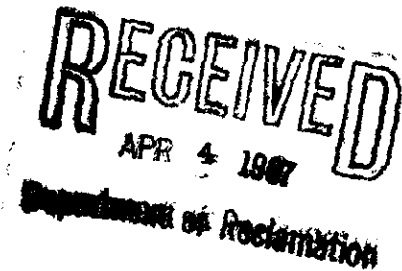


WM. J. BRAUNER
WAYNE P. FULLER
JIM R. DOOLITTLE

BRAUNER, FULLER & DOOLITTLE
ATTORNEYS AND COUNSELORS AT LAW
POST OFFICE BOX 130
CALDWELL, IDAHO 83605

11TH & BLAINE
TELEPHONE 459-1681

April 3, 1967



Department of Reclamation
107 Statehouse
Boise, Idaho 83701

Attention: M. Russell Bosch, Office Manager

Gentlemen:

We enclose Affidavit and Notice of Publication, Deposition of Holder, and two Depositions of Witnesses pertaining to Water Permit No. 29492.

Very truly yours,

BRAUNER, FULLER & DOOLITTLE

A handwritten signature in cursive script that reads "Wayne P. Fuller".

Wayne P. Fuller

WPF/ab
enclosures

29492

March 1, 1967

RE: Permit 29492
Ellen M. Jones

Brauner, Fuller & Doolittle
P.O. Box 130
Caldwell, Idaho 83605

Dear Mr. Fuller:

Enclosed is amendment to point of diversion which has been recorded in this office under the above referenced permit.

Also enclosed is departmental receipt No. 33667 in the amount of \$1.00. This amount covers the recording fee.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:ejw

Encl: Amendment
Receipt

29492

THE WILDER HERALD

PHONE HU 2-6440

PUBLISHING
PRINTING
ADVERTISING

RECEIVED
MAR 1 1967

Department of Reclamation

WILDER, IDAHO

February 28, 1967

Department of Reclamation
107 State House
Boise, Idaho 83701

M. Russell Besch, Office Manager

Dear Sir:

This letter acknowledges receipt of Notice for Publication for Mrs. Ellen M. Jones of Nampa for four consecutive weeks prior to March 31, 1967.

Enclosed is proof of such notice for your checking purposes.

Sincerely,

THE WILDER HERALD

By

Elana Brannen

Office Manager

29492

February 23, 1967

Re: Permit No. 29492

Ellen M. Jones
Route 4, Box 246
Nampa, Idaho

Dear Mrs. Jones:

This acknowledges the Notice of ~~Publication of Proposed Beneficial Use~~
Application of Water to Beneficial Use under Permit No. 29492.
The proofs are to be made ~~at~~ at, on the 31st
day of March, 19 67, before Wayne P. Fuller
Caldwell, Idaho, Notary Public.

As of this date, we have mailed the Notice to the Wilder Herald,
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

MRB:nw

Encl.

cc: Notary

29492

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

RECEIVED
FEB 23 1967
Department of Reclamation

Notice is hereby given that ~~at~~ 4:00 A.M. on the 24th day of March, 1967,
at Caldwell, County of Canyon, State of Idaho, before
Wayne P. Fuller, a Notary Public,, proof will be submitted of the
application to beneficial use of 3.2 cubic feet per second of the waters of Snake River
in accordance with the terms and conditions of
Permit No. 29492 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 Ellen M. Jones, Route 4, Box 246, Nampa, Idaho

The use to which said water has been applied is Irrigation of agricultural land

The amount applied to beneficial use is 3.2 cubic feet per second

The point of diversion of said water is SW1/4NW1/4 Section 22, T. 1 N., R. 3 W.B.M.

The place where said water is used (LEGAL DESCRIPTION) SE1/4 Section 15, T. 1 N., R. 3 W.B.M.

The date of priority which said user is prepared to establish is April 21, 1961

Feb. 16, 1961

State Reclamation Engineer

29492 NW

29492

February 23, 1967

RE: Permit 29492
Ellen M. Jones

BRAUNER, FULLER & DOOLITTLE
P.O. Box 130
Caldwell, Idaho 83605

Dear Mr. Fuller:

We are in receipt of the amendment to the point of diversion for permit 29492. However, in order to record this amendment there is a recording fee for this service in the amount of \$1.00 which you may remit to this department.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:mm1

2 9492

RECEIVED
FEB 23 1967

Application for Amendment

Department of Reclamation

POINT OF DIVERSION

Permit No. 29492

I, ELLEN M. JONES and
represents to the State Reclamation Engineer of the State of Idaho:

That she is ~~(was)~~ the owner and holder of Permit to Appropriate the Public
Waters of the State of Idaho, No. 29492.

That the point of diversion is described in said Permit as being located:

SE1/4NE1/4 Section 22, T. 1 N., R. 3 W. B. M.

That she now requests that the point of diversion be changed to a point
located: SW1/4NW1/4 Section 22, T. 1 N., R. 3 W. B. M.

That the reason for desiring to make such change is as follows:

That the actual diversion is in the SW1/4NW1/4 of said Section 22 and that the original
application for the water permit made by a prior owner mistakenly designated the point
of diversion as the SE1/4NW1/4.

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

Signed at Nampa, Idaho, this 17th day of February, 1967.

Ellen M. Jones
Ellen M. Jones

Date of receipt at Department Of Reclamation: Feb 20-1967

APPROVAL OF STATE RECLAMATION ENGINEER

I, R. Keith Higgins, 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. 29492. 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.

Recorded in Book 103 of
Permits, at Page 29492
February 28, 1967

R. Keith Higgins
State Reclamation Engineer

29492

BRAUNER, FULLER & DOOLITTLE

ATTORNEYS AND COUNSELORS AT LAW

POST OFFICE BOX 130

CALDWELL, IDAHO 83605

WM. J. BRAUNER
WAYNE P. FULLER
JIM R. DOOLITTLE

11TH & BLAINE
TELEPHONE 459-1681

February 21, 1967

RECEIVED
FEB 23 1967
Department of Reclamation

State of Idaho
Department of Reclamation
107 Statehouse
Boise, Idaho 83701

Re: Permit No. 29492

Gentlemen:

We enclose Application for Amendment for Point of Diversion signed by our client, Ellen M. Jones. We are also enclosing a notice signed by Mrs. Jones to authorize publication in the Wilder Herald, and also notice for publication.

Very truly yours,

BRAUNER, FULLER & DOOLITTLE

Wayne P. Fuller

Wayne P. Fuller

WPF/ab
enclosures

29492

February 23, 1967

Re: Permit No. 29492

Wilder Herald
Wilder, Idaho 83676

Gentlemen:

Enclosed you will find a legal notice which we wish to have published for four consecutive weeks prior to March 31, 1967. The expense of the publication is to be paid by Ellen M. Jones of Route 4, Box 246, Nampa, Idaho, to whom you should furnish proof of publication on or prior to the above date.

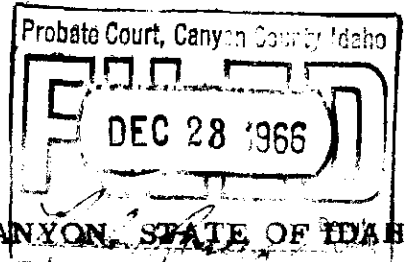
Please acknowledge receipt of this notice and furnish this office with a copy or tear sheet of the notice for checking at least one week prior to the first publication.

Very truly yours,

M. Russell Bosch
Office Manager

MRB:nw

29492



1 IN THE PROBATE COURT OF THE COUNTY OF CANYON, STATE OF IDAHO

2 In the Matter of the Estate of)
3 CAMERON DALE JONES,)
4 Deceased.)
5)

File No. 12281

DECREE SETTLING FIRST ACCOUNT
AND FOR PARTIAL DISTRIBUTION

6 ELLEN M. JONES, as Administratrix of the Estate of Cameron Dale
7 Jones, deceased, having heretofore filed her First Account and Report and
8 Petition for Partial Distribution, and the Account and Report and Petition
9 coming on this day regularly for hearing, the Court finds:

10 1. That due notice of the hearing of the Account, Report and Petition
11 has been regularly given as required by law.

12 2. All acts and transactions of the Administratrix during the period of
13 the Account should be approved, and all allegations of the Account and the
14 Petition for Partial Distribution are true, except that the following amendments
15 were made:

16 a. Disbursement to Bob Jones was changed from \$100.43 to
17 \$100.48.

18 b. Disbursement to Crown Tire Repair was changed from \$77.41
19 to \$77.14.

20 c. Expenses of auction sale were changed from \$5,815.55 to
21 \$5,720.00.

22 The Account as amended is full, true and correct and should be settled,
23 allowed and approved.

24 3. All claims filed or presented against the estate have been allowed by
25 the Administratrix and paid, except for the claim of Herbert Carlson in the
26 amount of \$125.00; written notice of rejection has been given in conformity
27 with the law, and more than three months have elapsed since the service of
28 such notice of rejection.

29 4. All expenses of administration have been paid except those incidental
30 to filing and paying the federal estate tax and state death tax.

31 5. There is no transfer or inheritance tax due and payable to the State
32 of Idaho, although there is a death tax credit payable at the time that the federal

1 estate tax becomes due and payable.

2 6. The payment of the sum of \$10,800 by the Administratrix to Brauner,
3 Fuller & Doolittle, attorneys for the estate, for services rendered in the ad-
4 ministration of this estate, and payment of the sum of \$10,889.54 to Ellen M.
5 Jones as Administratrix of the estate for services rendered in the administra-
6 tion, should both be approved.

7 7. That the funeral expenses for deceased in the amount of \$1,235.79
8 were paid by United States Fidelity and Guaranty Company.

9 8. That Cameron Dale Jones died intestate on December 29, 1965, in
10 Malheur County, Oregon, and was at the time of his death a resident of
11 Canyon County, State of Idaho.

12 9. That Petitioner qualified as Administratrix and Letters of Ad-
13 ministration were issued to Petitioner on January 21, 1966, and that at all
14 times since then she has been and now is the Administratrix of decedent's
15 estate.

16 10. Notice to Creditors has been duly given as required by law and the
17 time for filing or presenting claims has expired.

18 11. That all assets of the estate are the community property of decedent
19 and his surviving spouse, Ellen M. Jones.

20 12. That the proposed partial distribution to Ellen M. Jones, surviving
21 spouse of decedent, of all assets, except for the time certificate deposit with
22 the Bank of Idaho, Nampa Branch, Nampa, Idaho, in the amount of \$102,595.45,
23 should be approved.

24 IT IS ORDERED, ADJUDGED AND DECREED, AND THIS DOES ORDER,
25 ADJUDGE AND DECREE as follows:

26 1. That the said First Account as amended be, and the same is, ap-
27 proved, allowed and settled.

28 2. That all the residue of the estate of Cameron Dale Jones, deceased,
29 now remaining in the hands of said Administratrix, except for the time certi-
30 ficate deposit in the amount of \$102,595.45, be distributed to Ellen M. Jones,
31 the surviving spouse of decedent.

32 3. That any of the property of decedent or the estate not now known or

1 to be discovered is hereby distributed to Ellen M. Jones, the surviving spouse
2 of decedent.

3 4. That all the hereinafter described property, now remaining in the
4 hands of the Administratrix, is distributed to the surviving spouse, Ellen M.
5 Jones:

6 REAL PROPERTY IN CANYON COUNTY:

7 Tract No. 1

8 In Township 1 N., R. 3 W., B. M.
9 Section 10, SE 1/4; Section 15, E 1/2; Section 22,
10 N 1/2 NE 1/4; SE 1/4 NE 1/4; with all improvements
and buildings thereon, and all rights of way, water
rights and easements appurtenant thereto.

11 Water Permits: No. 29492, No. 30913, No. 30360
12 and No. 30302.

13 Tract No. 2

14 Lot 5, Block 1, Woodview Acres Addition, as shown
15 on the plat thereof, recorded with the Recorder of
Canyon County, State of Idaho.

16 PERSONAL PROPERTY:

17 Time Certificate 10553, Bank of Idaho, Nampa, Idaho
18 Checking account, Bank of Idaho, Nampa, Idaho
19 Special checking account, Bank of Idaho, Nampa, Idaho
20 Savings Account No. 5985, First Federal Savings & Loan
21 Association, Caldwell, Idaho
22 597 shares of stock, Johnson Equipment Company, Inc.
23 5 shares, Rosebery Laboratories, Inc.
24 Seller's interest in Contract of Sale, dated February 12,
25 1964, with L. C. Dennis and Remones Dennis
26 One-third interest in Johnson Truck Sales
27 Capital Account, Dairymen's Co-op Creamery
28 Piper Comanche Airplane
29 4 horses
30 1964 Pontiac, Bonneville
31 1965 Chevrolet pickup
32 1963 Honda motorcycle
2-way radio equipment
Household goods, furniture and appliances, and
miscellaneous personal property
Boat and motor
Money on deposit with Bureau of Land Management
Horse trailer
Trailer house
Capital Reserve, Dairymen's Cooperative Creamery
Accrued wages, Johnson Equipment Company, Inc.
Claims including reimbursement of expenses, Johnson Truck Sales;
labor, B. Morris; expenses and rental of potato shed, J. R.
Simplot Co.; and gas tax refund, State of Idaho.
All accounts receivable, including any sums due for potato crop,
sugar beet crop, bean crop, H. Kondo.

Dated: June 22, 1966.

LLOYD C. MC CLINTICK
Probate Judge

Permit No. 29492

**Certificate of Completion
of Works**

Dated ..May. 4....., 19.66...

StreamSnake River.....

CountyCanyon.....

Amount3.2.c.f.s.....

Date of Priority ^{Feb. 16, 1961}
~~April 21, 1961~~..

Recorded in Book ...103.....

ofPermits....., page 29492

29492

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to certify that DELTON W. & MARGUERETT M. IRISH - Assignee -
DALE & ELLEN MAE JONES
 of Boise, County of Ada, and State of
Idaho, the holder of Permit No. 29492, issued upon
 Application No. 37492 bearing date of priority of Feb 16, 1961, *see note of 3-25-68*
~~April 21, 1961~~, authorizing the
 diversion of 3.2 second feet of waters of Snake River

County of Canyon, State of Idaho, for irrigation
 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 3.2 second feet of the waters of Snake River

that the point of diversion of said waters Lot 5 (SE1/4 NW1/4), Sec. 22,
T. 1 N., R. 3 W., 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, Sec. 15, T. 1 N., R. 3 W., B.M.

Proof of Completion of Works Made: April 29, 1966

Witness my hand this 4th day of May, A.D. 19 66

R. Keith Higgins
 Deputy State Reclamation Engineer

29492

May 4, 1966

RE: Permit No. 29492
Ellen M. Jones

Wayne P. Fuller
Brauner, Fuller & Doolittle
Attorneys
Box 130
Caldwell, Idaho 83605

Dear Mr. Fuller:

Enclosed is the Certificate of Completion of Works on the
above numbered permit.

Also enclosed is departmental receipt No. 33193 in the
amount of \$.50 covering the fee for recording the Warranty
Deed conveying the property to Dale and Ellen Mae Jones.

Very truly yours,

M. Russell Bosch
Office Manager

MRB:mr

Enc. certificate, receipt

29492

Rec No. 33493 Feb received 504

BRAUNER, FULLER & DOOLITTLE

ATTORNEYS AND COUNSELORS AT LAW
POST OFFICE BOX 130
CALDWELL, IDAHO 83605

WM. J. BRAUNER
WAYNE P. FULLER
JIM R. DOOLITTLE

WESTERN BUILDING
TELEPHONE 459-1681

May 2, 1966

RECEIVED
MAY 3 1966
OFFICE OF THE ATTORNEY GENERAL

Department of Reclamation
State of Idaho
107 State House
Boise, Idaho 83701

Attention: Donald W. McEldowney, State Water Rights Clerk

Re: Permit No. 29492
Irish and Jones

Dear Mr. McEldowney:

We are enclosing our trust check for fifty cents for recording the assignment of the water permit from the Irishes to Mrs. Jones.

Very truly yours,

BRAUNER, FULLER & DOOLITTLE

Wayne P. Fuller

Wayne P. Fuller

WPF/ab
enclosure

29492

WARRANTY DEED

Value Received WINDWARD ACRES, a co-partnership composed of J. A. and Debra W. Smith having their principal place of business in Nevada, Idaho, and PAULINE E. REDMAN, husband and wife, and MARGARETT M. IRISH, husband and wife, all of Idaho County, Idaho, hereby grant, bargain, sell and convey unto

ELLEN JONES and ELLEN MAE JONES, husband and wife, of Nampa, Idaho County, Idaho.

the following described premises, in Canyon County Idaho, to wit:

The SE 1/4 of Section 15 and the NE 1/2 NE 1/4 and the NE 1/4 NE 1/4 of Section 22, all in T. 1 N., R. 3 W.,

together with all water, water rights, ditches,

pipelines and rights-of-way for ditches and pipelines,

and all other rights of every kind and nature

appurtenant thereto in anywise appertaining; subject

to the right of the United States to take any right-of-way and

placement for roads, ditches, or other public

works, and to the right of the United States to

take any right-of-way and placement for roads, ditches, or other public

works, and to the right of the United States to

take any right-of-way and placement for roads, ditches, or other public

works, and to the right of the United States to

take any right-of-way and placement for roads, ditches, or other public

works, and to the right of the United States to

take any right-of-way and placement for roads, ditches, or other public

works, and to the right of the United States to

take any right-of-way and placement for roads, ditches, or other public

works, and to the right of the United States to

take any right-of-way and placement for roads, ditches, or other public

works, and to the right of the United States to

take any right-of-way and placement for roads, ditches, or other public

works, and to the right of the United States to

take any right-of-way and placement for roads, ditches, or other public

works, and to the right of the United States to

take any right-of-way and placement for roads, ditches, or other public

works, and to the right of the United States to

take any right-of-way and placement for roads, ditches, or other public

works, and to the right of the United States to

take any right-of-way and placement for roads, ditches, or other public

works, and to the right of the United States to

take any right-of-way and placement for roads, ditches, or other public

works, and to the right of the United States to

take any right-of-way and placement for roads, ditches, or other public

works, and to the right of the United States to

take any right-of-way and placement for roads, ditches, or other public

works, and to the right of the United States to

take any right-of-way and placement for roads, ditches, or other public

works, and to the right of the United States to

take any right-of-way and placement for roads, ditches, or other public

works, and to the right of the United States to

take any right-of-way and placement for roads, ditches, or other public

works, and to the right of the United States to

take any right-of-way and placement for roads, ditches, or other public

works, and to the right of the United States to

take any right-of-way and placement for roads, ditches, or other public

works, and to the right of the United States to

take any right-of-way and placement for roads, ditches, or other public

works, and to the right of the United States to

take any right-of-way and placement for roads, ditches, or other public

works, and to the right of the United States to

take any right-of-way and placement for roads, ditches, or other public

works, and to the right of the United States to

take any right-of-way and placement for roads, ditches, or other public

works, and to the right of the United States to

take any right-of-way and placement for roads, ditches, or other public

works, and to the right of the United States to

take any right-of-way and placement for roads, ditches, or other public

works, and to the right of the United States to

take any right-of-way and placement for roads, ditches, or other public

works, and to the right of the United States to

take any right-of-way and placement for roads, ditches, or other public

works, and to the right of the United States to

take any right-of-way and placement for roads, ditches, or other public

works, and to the right of the United States to

take any right-of-way and placement for roads, ditches, or other public

works, and to the right of the United States to

take any right-of-way and placement for roads, ditches, or other public

STATE OF MICHIGAN

On this 2nd day of April, 1964,
before me, a notary public in and for said State, personally
appeared J. A. REDMAN and PAULINE
F. REDMAN, husband and wife, and
DELTON W. IRISH and MARGURETT
M. IRISH, husband and wife,

known to me to be the persons whose names are
subscribed to the within instrument, and acknowledged to
me that they executed the same.

Notary Public
Building at Police Station

at 8⁰⁰ minutes of 1st o'clock
this 10th day of April
1964, in my office, and duly recorded in Book 240
of Deeds at page 252

SS

Ex-Officio Recorder

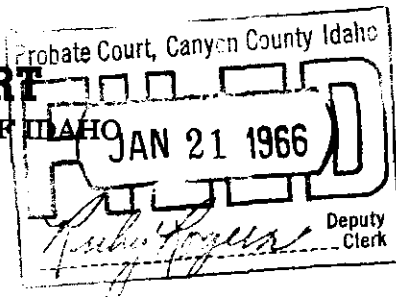
By *Thomas W. Wager*

Notary Public
Notary to: *Earl J. Wager*

Notary to: Earl J. Wager

MAY 2 1966

IN THE PROBATE COURT
OF THE COUNTY OF CANYON, STATE OF IDAHO



IN THE MATTER OF THE ESTATE OF

CAMERON DALE JONES,

Deceased.

LETTERS OF ADMINISTRATION AND OATH

FILE NO. **12261**

STATE OF IDAHO

County of Canyon

ss.

ELLEN M. JONES

is hereby appointed Administrator

of the estate of

Cameron Dale Jones

, Deceased.

WITNESS: Lloyd C. McClintick, Ex-officio Clerk of the Probate Court of the County of Canyon,
State of Idaho, with the seal thereof affixed, the **21st** day of
January A.D. 19**66**.

By order of the Court.

(Seal)

LLOYD C. MCCLINTICK

Ex-officio Clerk.

STATE OF IDAHO

County of Canyon

ss.

ELLEN M. JONES

I,

, do solemnly swear

that I will perform, according to law, the duties of administrator

of the estate of

Cameron Dale Jones

, deceased.

ELLEN M. JONES

Subscribed and sworn to before me, this

21st

day of **January**

A.D. 19**66**

(SEAL)

LLOYD C. MCCLINTICK

Probate Judge.

State of Idaho,
County of Canyon.

I hereby certify that the foregoing instrument
is a true and correct copy of the
original.

DATED JAN 21 1966

Felix Rogers
of Canyon County, Idaho

29492

Permit No. 29492STATE OF IDAHO
Department of Reclamation

MAY 2 1966

Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Canyon

ss.

ELLEN M. JONES

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

First: That she is the holder and owner of Permit to appropriate the Public Waters of the State of Idaho, No. 29492, and that her postoffice address is Rt. 4, Box 246, Nampa, 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 5) SE1/4NW1/4 Sec. 22., Twp. 1 N., Rge. 3 W. B. M., County of Canyon, State of Idaho.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by February 24, 1966.

Fifth: That the use for which said water is intended is irrigation of agricultural land.

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: ditch, pipeline (pump from Snake River)

(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 _____

(STATE WHETHER WOOD, EARTH STONE OR CONCRETE)

(b) Capacity of reservoir _____ acre feet.

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

(d) Conduit and ditch width at bottom 1 feet, width at water line 2.4

(STATE WHETHER DITCH, FLUME OR PIPE)

feet, depth of water .7 feet; diameter of pipe 12 inches, average grade per mile is 6 feet. Length of conduit is 3 miles, and 2.5 miles ditch.

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

3.2 cubic feet second ~~foot~~ of water.

Eighth: That water appropriated under said permit is available for 160 acres of land described as follows: SE1/4 of Section 15, Township 1 North, Range 3 W. B. M.

Ninth: Remarks:—That _____

Ellen M. Jones
(SIGN HERE)

Subscribed and sworn to before me this 29TH day of April, 1966

Nayne P. Fuller
NOTARY PUBLIC

Residing at Caldwell, Idaho

My commission expires Jan. 17, 1969

29492

BRAUNER, FULLER & DOOLITTLE

ATTORNEYS AND COUNSELORS AT LAW

POST OFFICE BOX 130
CALDWELL, IDAHO 83605

WM. J. BRAUNER
WAYNE P. FULLER
JIM R. DOOLITTLE

WESTERN BUILDING
TELEPHONE 459-1681

April 29, 1966

CERTIFIED LETTER

MAY 2 1966
not received
Department of Reclamation

Department of Reclamation
State of Idaho
107 State House
Boise, Idaho 83701

Attention: Donald W. McEldowney, State Water Rights Clerk

Re: Permit No. 29492
Irish and Jones

Dear Mr. McEldowney:

We enclose the following:

1. Certified copy of Warranty Deed showing transfer of the SE1/4 of Section 15 from Delton W. Irish and Marguerett M. Irish and Windward Acres, a copartnership, to Dale Jones and Ellen Mae Jones.
2. Proof of Completion of Works executed by Ellen M. Jones.
3. Certified copy of Letters of Administration showing that Ellen M. Jones has been appointed Administratrix of the Estate of Cameron Dale Jones.

This material is sent in response to the notice dated March 23, 1966. We certainly appreciate the assistance you have given us regarding this matter. If there are any questions about proper compliance with the law in order to prevent the cancellation of Permit No. 29492, please call us long distance collect. We shall make every effort to make sure that compliance with the law is accomplished.

Very truly yours,

BRAUNER, FULLER & DOOLITTLE

Wayne P. Fuller

Wayne P. Fuller

WPF/ab
enclosures

29492

March 31, 1966

RE: Permit No. 29492
Irish and Jones

Brauner, Fuller and Doolittle
Attorney at Law
P.O. Box 130
Caldwell, Idaho

Dear Mr. Fuller:

Pursuant to our telephone conversation of March 30, 1966, we are forwarding to you the requested information and forms.

A copy of our letter of March 23, 1966, to Delton W. and Marguerett M. Irish, permit holders of Permit No. 29492, showing our intent to cancel this permit for non-compliance with the Idaho Code is enclosed. We are also enclosing an assignment form for your use in transferring the permit from Mr. Irish to the estate of Mr. Jones. The fee for recording this assignment is \$.50 cents. If you so desire you may submit evidence other than this assignment form to show transfer of ownership. We are forwarding form #6 and instructions for your use in submitting proof of completion of works of the aforementioned permit. In addition, you may also prove beneficial use of the water on or before February 24, 1972, forms for which will be supplied upon request.

Please contact us if we may be of further assistance.

Very truly yours,

DONALD W. McELDOWNEY
State Water Rights Clerk

DWM:ejw
Enclosures

2 9492

170

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

March 23 19 66

Re: Permit No. 29492

To: Dalton W. and Marguerett M. Irish

Route #4

Boise, Idaho

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. 29492 to Appropriate the Public Waters of the State of Idaho, have not been complied with as to _____

Completion of Works & Beneficial Use Proofs which were due February 24, 1966

you are hereby notified in compliance with Sec. 42-311, Idaho Code that said Permit No. 29482 is hereby held for cancellation.

You are hereby required to show cause before the State Reclamation Engineer on or before forty days from date of this notice why said Permit should not be cancelled.

Said Permit No. 29482 claims the use of 3.2 cubic feet per second of the waters of Snake River with point of diversion located in (Lot 5) SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 22., Twp. 1 N., Rge. 3 W.B.M. _____ County of _____

CANYON

and was approved February 24, 1961.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, the 23rd day of March 19 66

Carl E. Tappan
State Reclamation Engineer

By: _____

Assistant

29492

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Boise, Idaho

Re: Permit No. 29492

Dec. 1, 1965

Dalton W. & Marguerett M. Irish
Route #4
Boise, Idaho

Dear Mr. and Mrs. Irish:

Under the terms of your Permit No. 29492 you are required to complete your diversion works on or before Feb. 24, 1966. I enclose 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.

Very truly yours,

Carl E. Tappan

State Reclamation Engineer

Enc. Form 36

29492

March 9, 1961

Re: Permit No. 29492
Delton W. & Margurette M. Irish

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

Gentlemen:

We enclose two copies of Permit No. 29492, one
of which has been certified, to be used in connection with
Desert Land Entry filed in your office by permit holder
Delton W. and Margurette M. Irish, Route #4, Boise, Idaho.

Very truly yours,

GEO. W. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

Encl.
EPR:pmk
cc: Delton W. & Margurette M. Irish

29492

March 9, 1961

Re: Permit No. 29492

Delton W. & Margurett M. Irish,
Route #4,
Boise, Idaho.

Dear Mr. & Mrs. Irish:

We enclose Permit No. 29492 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.

Departmental Receipt No. 30456, which was issued covering payment in the amount of \$7.75, which includes \$5.75 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.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

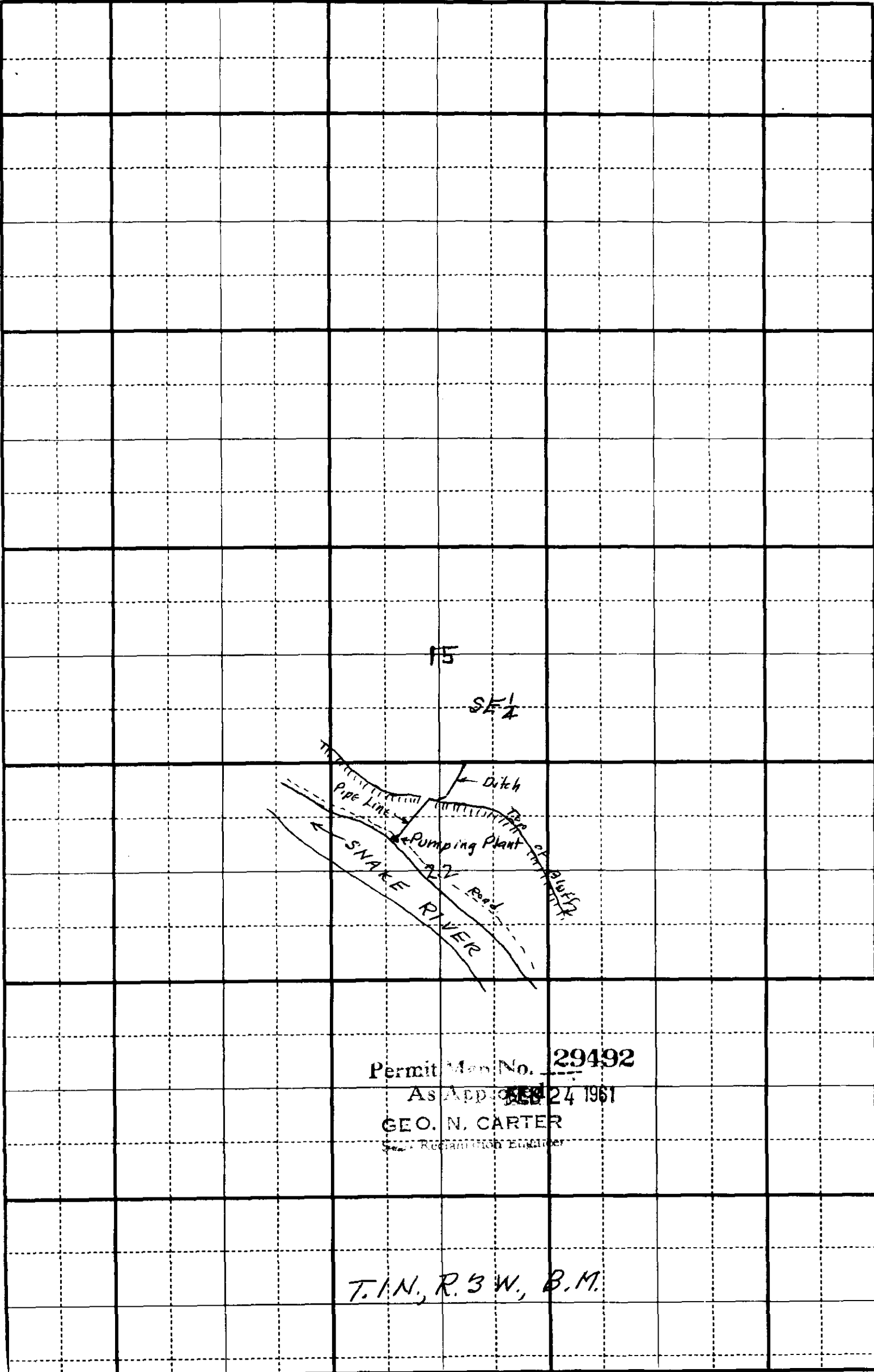
(Mrs.) Edna P. Rule
Chief Clerk

Encl.
EPR:pak

29492

NAME OF APPLICANT Delton H. Irish

Form No. 0



Permit Map No. 29492
AS AMENDED SEP 24 1961
GEO. N. CARTER
State Registration Engineer

T.1N., R.3W., B.M.