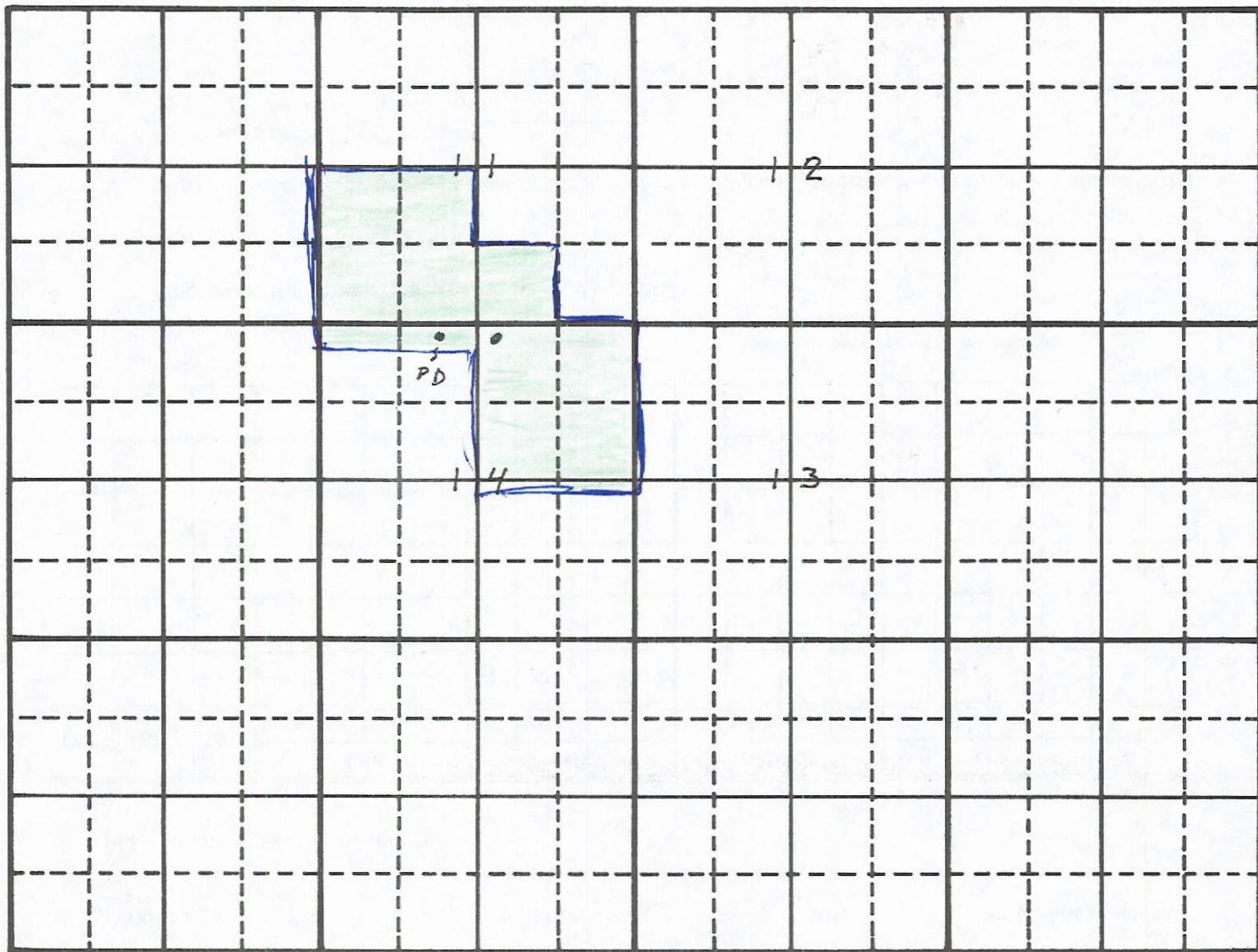


Complete the following map by showing land and point of diversion as proposed by this amendment.

Show 40-acre subdivisions, townships, ranges and ditches.



Scale: 2 inches equal 1 mile.

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

Signed at Brent Slo, this 22 day of Jan, 19 93.
Brent Slo
(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee = \$20.00 # E018224 Receipted by js Date 1-22-93
Publication prepared by RB Date _____ Published in Morning News
Publication dates 3-4 ; 11-93

ACTION OF THE DEPARTMENT OF WATER RESOURCES

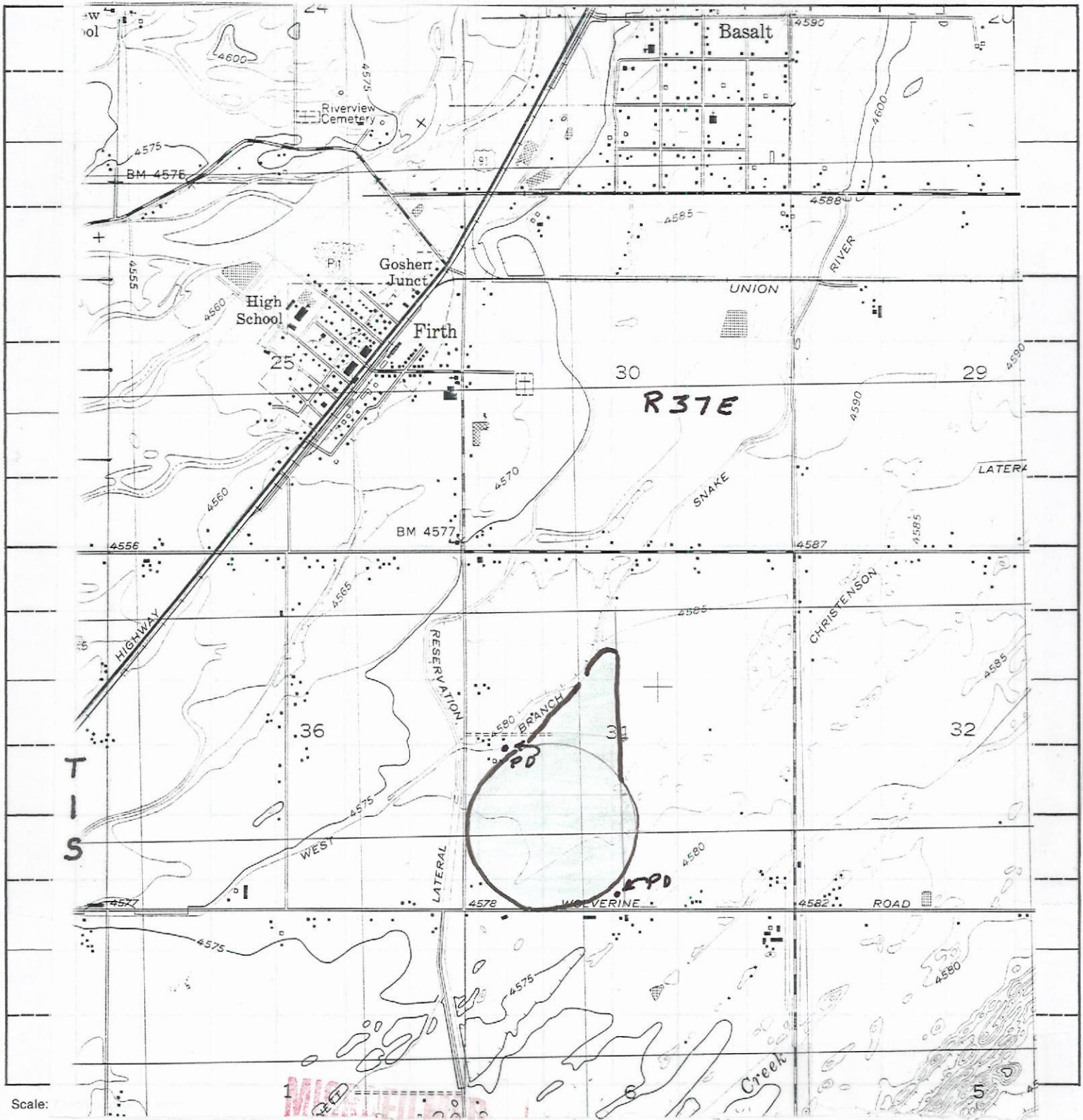
I, L. GLEN SAXTON, of the Department of Water Resources hereby
APPROVE THE ABOVE REFERENCED APPLICATION FOR AMENDMENT. SEE THE ATTACHED SHEET FOR
THE CONDITIONS OF APPROVAL.

Witness my hand this 13th day of APRIL, 19 93.
L. Glen Saxton
CHIEF, WATER ALLOCATION BUREAU

MICROFILMED

MAY 20 1993

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

JUL 03 1991

Ronald R. Risher
(Applicant)

TOIS, R36E

POINT OF DIVERSION

GREAT LATERAL

CANAL

Riverview School

Larson

BM 4616

BM 4576

4650, 4625, 4600, 4575, 4550, 4525, 4500, 4475, 4450, 4425, 4400, 4375, 4350, 4325, 4300, 4275, 4250, 4225, 4200, 4175, 4150, 4125, 4100, 4075, 4050, 4025, 4000, 3975, 3950, 3925, 3900, 3875, 3850, 3825, 3800, 3775, 3750, 3725, 3700, 3675, 3650, 3625, 3600, 3575, 3550, 3525, 3500, 3475, 3450, 3425, 3400, 3375, 3350, 3325, 3300, 3275, 3250, 3225, 3200, 3175, 3150, 3125, 3100, 3075, 3050, 3025, 3000, 2975, 2950, 2925, 2900, 2875, 2850, 2825, 2800, 2775, 2750, 2725, 2700, 2675, 2650, 2625, 2600, 2575, 2550, 2525, 2500, 2475, 2450, 2425, 2400, 2375, 2350, 2325, 2300, 2275, 2250, 2225, 2200, 2175, 2150, 2125, 2100, 2075, 2050, 2025, 2000, 1975, 1950, 1925, 1900, 1875, 1850, 1825, 1800, 1775, 1750, 1725, 1700, 1675, 1650, 1625, 1600, 1575, 1550, 1525, 1500, 1475, 1450, 1425, 1400, 1375, 1350, 1325, 1300, 1275, 1250, 1225, 1200, 1175, 1150, 1125, 1100, 1075, 1050, 1025, 1000, 975, 950, 925, 900, 875, 850, 825, 800, 775, 750, 725, 700, 675, 650, 625, 600, 575, 550, 525, 500, 475, 450, 425, 400, 375, 350, 325, 300, 275, 250, 225, 200, 175, 150, 125, 100, 75, 50, 25, 0, 25, 50, 75, 100, 125, 150, 175, 200, 225, 250, 275, 300, 325, 350, 375, 400, 425, 450, 475, 500, 525, 550, 575, 600, 625, 650, 675, 700, 725, 750, 775, 800, 825, 850, 875, 900, 925, 950, 975, 1000

10, 12, 13, 14, 15, 19, 39, 14, 11.5, 34.5, 22, 23

N

27-07532

TOIS, R36E

38.3

HEL

HEL

3
13.2

2
11.1

ADT
12.2

15

29.4

T246

36

39

19

16

N

POINT OF DIVERSION

10 11
15 14

14

345

115

27-07532

REPROFILMED

2 3 2003

T243
3394

T24942
3394

NHEL 3
2 12.6 7.1

130.0

NHEL

38.3

HEL

HEL

3 13.2

HEL

4 60.9

TOIS, R36E

T24687
1891

HEL

1 77.0

T255
HEL 76
1 13.0

HEL

2 46.5

N

HEL
1 15.6

27-07532

KINGS RD 500 E

NHEL
4 72.6

T25681
4064

69.3

13 23 24

STOL WORTHY

IRRIGATION

15/4

EAST SIDE
PLACE OF
USE



SOUTH EAST
END OF
PLACE OF USE



MICROFILMED

PERMIT
NKMBE4

27-07532

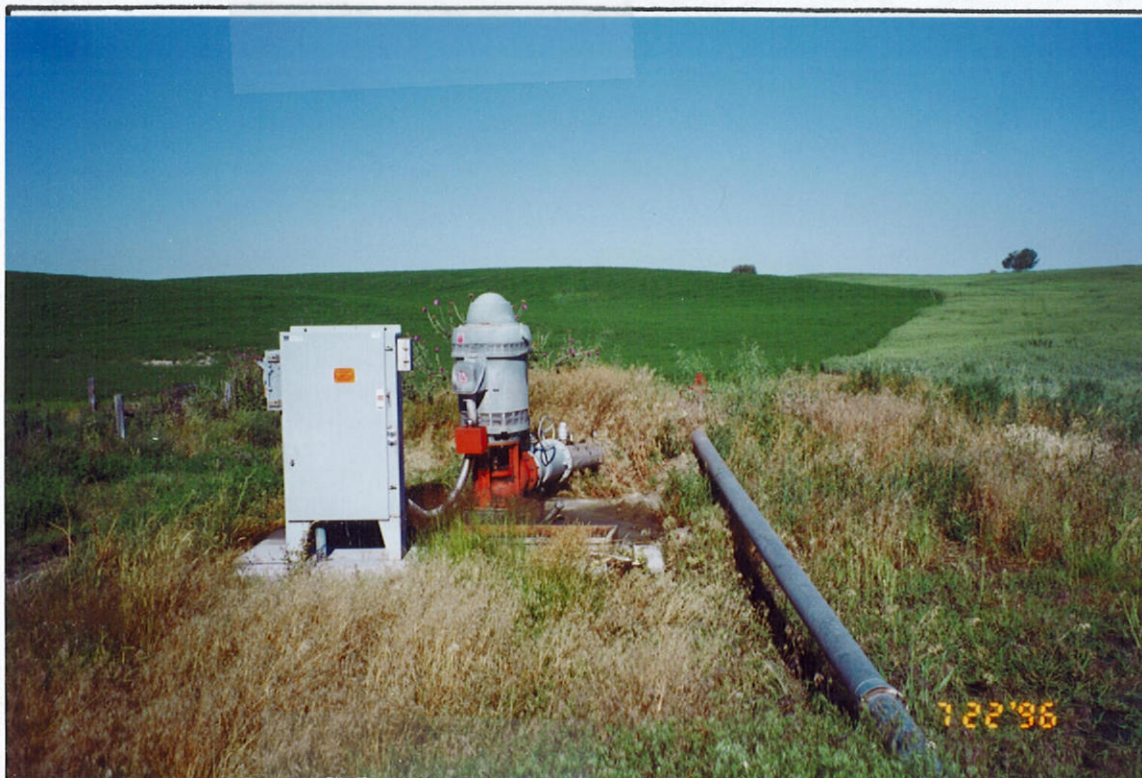
23 2003

STOLWORTH

IRRIGATION

2-14

POINT OF
DIVERSION
WEST VIEW



MICROFILMED
JUN 23 2003

PERMIT
NUMBER

27-07532

STOLWORTHY

IRRIGATION

30/4

VIEW SOUTH
TOWARD
POINT OF
DIVERSION
PLACE OF
USE



VIEW SOUTH-
WEST
PLACE OF USE



MICROFILMED
JUL 23 2003

PERMIT
NUMBER

27-07532

STOLWORTHY

IRRIGATION

45/4

VIEW WEST
PLACE OF
USE
HAND LINES



VIEW WEST.
PLACE OF
USE
HAND LINES

PERMIT
NUMBER

27-07532

MICROFILMED

MAR 23 2003

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 35-13462

Priority: July 12, 1991

Maximum Diversion Rate: 3.00 CFS

It is hereby certified that BRENT STOLWORTHY
PO BOX 1567

IDAHO FALLS ID 83403-1567 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 1, 1991; and has submitted Proof of Beneficial Use on October 12, 1993. An examination indicates that the works have a diversion capacity of 3.02 cfs of water from:

SOURCE

GROUND WATER

and a water right has been established as follows:

BENEFICIAL USE
IRRIGATION

PERIOD OF USE
04/01 to 10/31

DIVERSION RATE
3.00 CFS

LOCATION OF POINT OF DIVERSION:

GROUND WATER SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 11, Twp 01S, Rge 36E, B.M., BINGHAM County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S 36E 11									15.0	1.0	19.0	39.0		1.0	16.0		91.0
01S 36E 14			11.5		34.5	14.0											60.0

Total Acres: 151

CONDITIONS OF APPROVAL

1. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 604.0 af at the field headgate for the lands above.
2. This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
3. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.

MICROFILMED

JUL 23 2003

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 35-13462

4. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.
6. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 24th day of June, 2003.


for **KARL J. DREHER**
Director

MICROFILMED

JUL 23 2003

RECEIVED

JUN 20 2003

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT

Department of Water Resources

(For Licensing Purposes)

WATER RIGHT NO. 35-13462

Date of Priority: July 12, 1991

Maximum Diversion Rate: 3.00 CFS

Comes now BRENT STOLWORTHY

~~3009 S HOLMES~~~~IDAHO FALLS ID 83404~~

and represents to the Director of the Idaho Department of Water Resources that he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 35-13462, and requests that the permit be changed as follows:

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

PERIOD OF USE

04/01 to 10/31

RATE OF DIVERSION

3.00 CFS

LOCATION OF POINT OF DIVERSION:GROUND WATER SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 11, Twp 01S, Rge 36E, B.M., BINGHAM County**PLACE OF USE:** IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S 36E 11									15.0	1.0	19.0	39.0		1.0	16.0		91.0
01S 36E 14			11.5		34.5	14.0											60.0

Total Acres: 151

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk. Signed this 16 day of June, 2003.

Brent Stolworthy
(Signature)

MICROFILMED

JUL 23 2003

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 35-13462

FOR DEPARTMENT USE ONLY
Preliminary check by KW Fee 50.00 Received by Jm # 0069677 Date 6/30/03

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 35-13462 with the following:

CONDITIONS OF APPROVAL

1. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 604.0 af at the field headgate for the lands above.
2. This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
3. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
4. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.
6. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.

Witness my hand this 29th day of June, 2003.

Karl J. Dreher
for **KARL J. DREHER**
Director

MICROFILMED

JUL 23 2003

IDAHO DEPARTMENT OF WATER RESOURCES

Water Permit Report 27-7532

WATER RIGHT NUMBER: 27-7532

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	RONALD D CARLSON 641 E 800 N FIRTH, ID 83236 (208)346-6289
Current Owner	BRENT STOLWORTHY 3669 S HOLMES IDAHO FALLS, ID 83404 (208)529-3891

Priority Date: 07/12/1991

Basis:

Status: Parent

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 11/01	3.000 CFS	
	<u>Total Diversion:</u>	3.000 CFS	

Location of Point(s) of Diversion

GROUND WATER

NE1/4NW1/4

Sec. 14, Twp 01S, Rge 36E, B.M.

BINGHAM County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	36E	11									10.0	10.0	30.0	30.0			11.0		91.0
01S	36E	14	10.0	10.0	15.0	15.0	5.0	5.0											60.0

Total Acres: 151

Conditions of Approval:

- 01G Prior to the diversion of water under this right a flow measurement port or other device as specified by the Department shall be installed to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
- 03A The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

MICROFILMED

JUN 23 2003

IDAHO DEPARTMENT OF WATER RESOURCES

Water Permit Report 27-7532

4. 048 The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
5. 049 The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
6. 26A Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
7. 48B The right holder shall comply with Idaho well construction standards when constructing a well pursuant to this right.

Remarks:Comments:

1. ZIMMERMA 4/8/1993 AMENDMENT OF PERMIT.

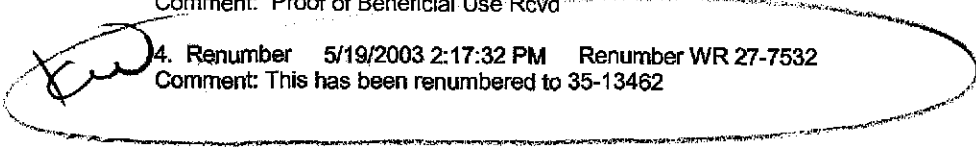
Comment: Point of diversion and places of use have been amended on this permit.

2. VAULT 10/7/1993 Lapse Notice Sent

Comment: Lapse Notice Sent

3. VAULT 10/14/1993 Proof of Beneficial Use Rcvd

Comment: Proof of Beneficial Use Rcvd

- 
4. Renumber 5/19/2003 2:17:32 PM Renumber WR 27-7532

Comment: This has been renumbered to 35-13462

Dates and Other Information:

Permit Proof Due Date: 6/1/1993
Permit Proof Made Date: 10/12/1993
Permit Approved Date: 5/23/1991
Permit Moratorium Expiration Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Field Exam Date: 7/22/1996
Date Sent to State Office: 1/14/1998
Date Received at State Office: 1/16/1998
State or Federal:
Owner Name Connector:
Water District Number: 27
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

MICROFILMED

JUL 23 2003

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
Original Application	27-07532	Ronald D. Carlson	3.00
Full Assignment	27-07532	Brent Stolworthy	3.00

SCANNED
APR 15 2003

RECEIVED

MAY 20 1993

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 27-07532)
35-13462) ORDER OF
IN THE NAME OF BRENT STOLWORTHY) REINSTATEMENT
)

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before June 1, 1993; and,

WHEREAS, the Department notified the permit holder by certified mail that proof was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use; and,

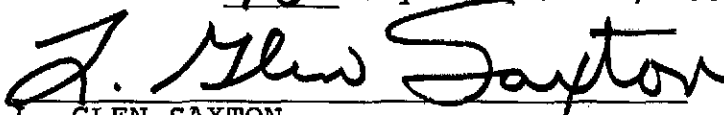
WHEREAS, the Department notified the permit holder that the permit had lapsed for failure to submit the proof of beneficial use; and,

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

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting proof of beneficial use on October 12, 1993;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 27-07532 be REINSTATED with an advance in priority to July 12, 1991.

Dated this 18th day of October, 1993.


L. GLEN SAXTON
Chief, Water Allocation Bureau

OCT 27 1993

RECEIVED

RECEIVED

OCT 14 1993

Department of Water Resources

OFFICE USE ONLY
Amt. of Fee \$ 150.00
Date 12 Oct 93
Receipt No. Eq9221
Receipt by KCW

OCT 12 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources
Eastern District Office

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 27-07532 Telephone No. 529-3891
2. Name(s) of Permit Holder(s): Brent Stolworthy
3. Mailing Address: 3669 South Holmes Idaho Falls, Idaho 83404
4. Source of Water: underground

If **GROUNDWATER**, Well Driller's Name: Kenny Vollmer Date Drilled: 7/11/93

OPTIONAL:

Pump horsepower: _____ Pressure (psi): 5016 Dynamic pumping level (ft.): 110'

5. Extent of Use (as authorized by the permit):

Domestic _____ (No. of households) Stockwater _____ (No. and type of stock)

Irrigation 151 (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted 3 cfs OR _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? ☐ Yes ☐ No Installed? ☐ Yes ☐ No

OR

Flow Measurement Port: Required? ☐ Yes ☐ No Installed? ☐ Yes ☐ No

8. Fee Enclosed: \$ 150.00 (See License Fee Schedule on back of Instruction Sheet)

9. Person to contact to accompany the Department representative during field examination of the water system.

Brent Stolworthy 529-3891
Name Telephone No.
3669 South Holmes Idaho Falls, Idaho
Address

10. The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

10/11/93
Date

Brent Stolworthy
Signature (and title, if on behalf of a company or organization)

UNRECORDED

OCT 27 1993

STATE OF IDAHO

APPROVED

APPLICATION FOR AMENDMENT OF A PERMIT

To change the point of diversion and/or the place of use.

Comes now BRENT STOLWORTHY Phone (208)529-3891
of (address) 3669 S HOLMES IDAHO FALLS ID 83404, and represents to the
Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho
No. 27-07532, and requests that the permit and permit map be changed as follows:

1. Point of diversion: NE 1/4 NW 1/4, Section 14, Township 1S, Range 36E, B.M.,
County of Bingham. Other points of diversion: _____

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount 3.00 for Irrigation purposes from 04/01 to 11/01 (both dates inclusive)
(cfs or acre feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

3. Place of use or land to be irrigated: * change by HWJ

TWP	RGE	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
01S	36E	14	10	10	15	15	5	5							~~5~~	~~5~~			60
		11									10	10	30	30			11		91

Total number of acres to be irrigated = 151

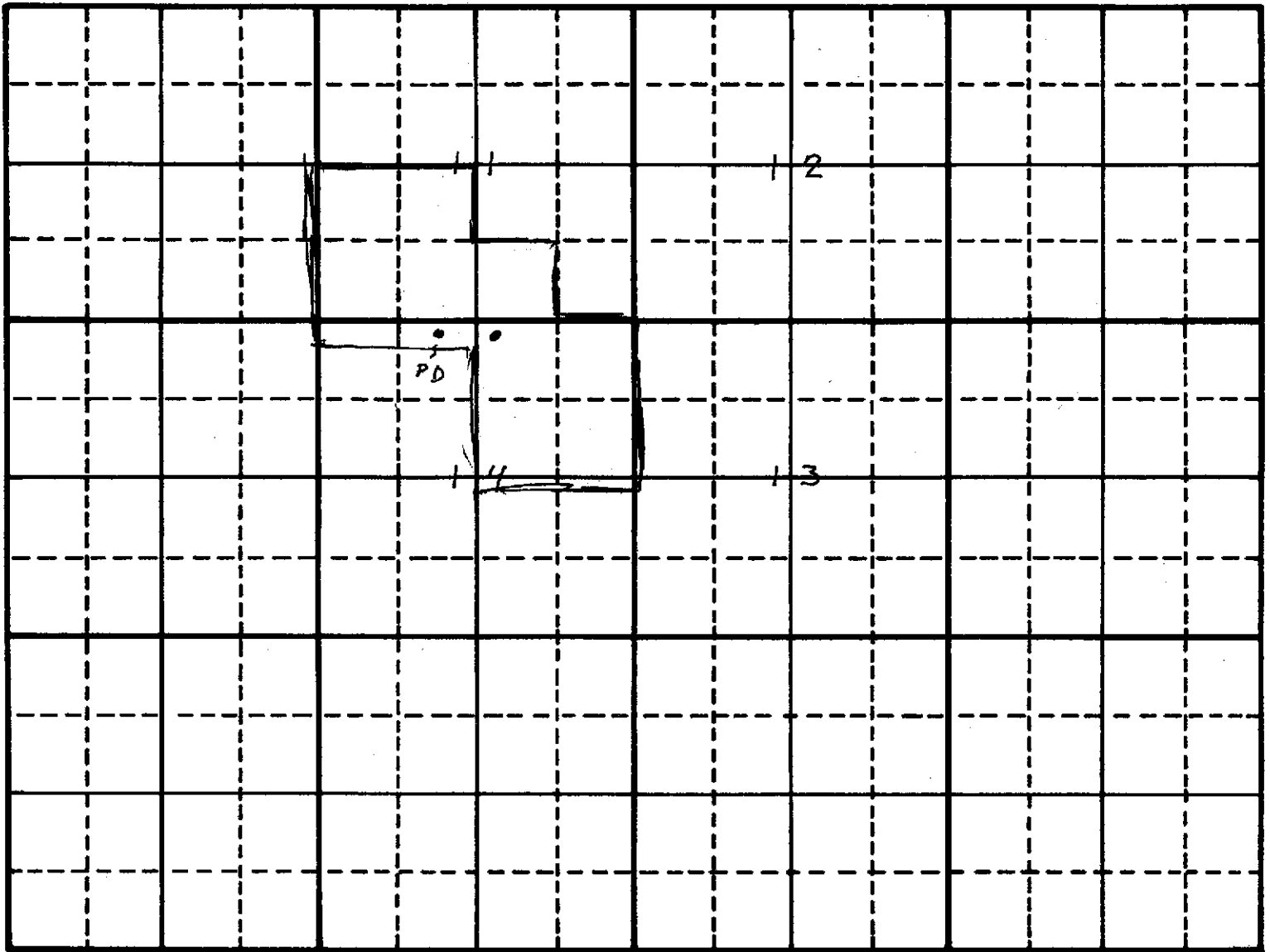
4. a. Who owns the property at the point of diversion? Applicant
b. Who owns the land to be irrigated or the place of use? Applicant
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the
applicant to make this filing: _____

APPROVED

MAY 20 1993

Complete the following map by showing land and point of diversion as proposed by this amendment.

Show 40-acre subdivisions, townships, ranges and ditches.



Scale: 2 inches equal 1 mile.

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

Signed at Brent Slob, this 22 day of Jan, 19 93.
Brent Slob
(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee = \$20.00 # E018224 Receipted by jj Date 1-22-93
Publication prepared by RB Date _____ Published in Morning News
Publication dates 3-4 ; 11-93

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, L. GLEN SAXTON, of the Department of Water Resources hereby
APPROVE THE ABOVE REFERENCED APPLICATION FOR AMENDMENT. SEE THE ATTACHED SHEET FOR
THE CONDITIONS OF APPROVAL.

Witness my hand this 13th day of APRIL, 19 93.

MICROFILMED

L. Glen Saxton
CHIEF, WATER ALLOCATION BUREAU
MICROFILMED

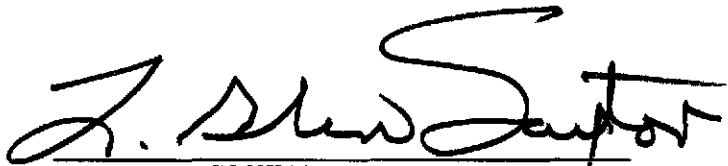
MAY 20 1993

CONDITIONS OF APPROVAL

Amendment of Permit No. 27-07532

1. The previous conditions as set forth in Permit No. 27-07532 must be met.
2. Prior to the diversion of water under this permit a flow measurement port or other device as specified by the Department shall be installed to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. Construction of the well must comply with Idaho well construction standards.

Dated this 13th day of April, 1993.



L. GLEN SAXTON
Chief, Water Allocation Bureau

RECEIVED

MAY 20 1993

SD-0604-2 Township: 01S			Range: 36E		Section: 11		Tract: SW		Lot:	
S	L		STATE		O		S	Max # Records	70	
E	O	Water	Name		W		T	Priority	Use	
L Tract	T	Right No.	Last, First		N	AC	G	Date	Code	Desc
NESW		01-00136D	STOLWORTHY, E. A.		C		D	06/01/1883	01	IRR
NESW		01-00162F	SCOTTISH AMERICAN MORT		C		D	08/13/1888	01	IRR
NESW		01-00163F	SCOTTISH AMERICAN MORT		C		D	06/01/1889	01	IRR
NESW		01-00164F	SCOTTISH AMERICAN MORT		C		D	06/01/1900	01	IRR
NESW		01-00165F	SCOTTISH AMERICAN MORT		C		D	06/01/1905	01	IRR
NESW		01-00181B	PUGMIRE, V. R.		C		D	06/16/1900	01	IRR
			JOHANNESSEN, O. A.		C					
			WOODVILLE CANAL CO.		C					
NWSW		01-00136D	STOLWORTHY, E. A.		C		D	06/01/1883	01	IRR
NWSW		01-00162F	SCOTTISH AMERICAN MORT		C		D	08/13/1888	01	IRR
NWSW		01-00163F	SCOTTISH AMERICAN MORT		C		D	06/01/1889	01	IRR
NWSW		01-00164F	SCOTTISH AMERICAN MORT		C		D	06/01/1900	01	IRR
NWSW		01-00165F	SCOTTISH AMERICAN MORT		C		D	06/01/1905	01	IRR
NWSW		01-00181B	PUGMIRE, V. R.		C		D	06/16/1900	01	IRR
			JOHANNESSEN, O. A.		C					
			WOODVILLE CANAL CO.		C					

(Enter=Continue)

(GOLD 7=This Query)

(Menu _____)

RECEIVED

MAY 20 1993

DEPT. OF WATER RESOURCES
900 N. Skyline Drive
Idaho Falls, Idaho 83402-1718
(208) 525-7161

NOTICE OF PROPOSED
AMENDING OF WATER RIGHT

NOTICE IS HEREBY GIVEN that Permit No. 27-07532 in the name of Ronald D. Carlson was issued for the diversion of 3.00 cfs of water from a groundwater source with the points of diversion within the NESW, SESWSW, Sec. 31, T01S, R37E, Bingham County, to be used for irrigation of 151 acres April 1 to November 1 within the SENW, NESW, NWSW, SWSW, SESW, NWSE, SWSE, Sec. 31, T01S, R37E, B.M.

The permit holder now proposes to amend Permit No. 27-07532 changing the holder to Brent Stolworthy and the point of diversion to the NENW, Sec. 14, T01S, R36E, Bingham County and the place of use to the NEN1/2NW, Sec. 14, SW, SWSE, Sec. 11, T01S, R36E, B.M.

Any protest to the proposed amending of the permit must be filed with the Idaho Department of Water Resources, 900 N. Skyline Dr., Idaho Falls, Idaho, 83402, on or before March 22, 1993.

R. KEITH HIGGINSON
Director

(1720)
Pub.: 3/4, 11

RECORDED

MAY 20 1993

Legals

AFFIDAVIT OF
PUBLICATION

County of Bingham)
State of Idaho) ss
I, KAYE MOSES do
solemnly

swear that I am the Publisher of The Morning News, which is a daily newspaper of general circulation, published each day except Sunday at Blackfoot, Bingham County, Idaho, said newspaper having been so published at Blackfoot, aforesaid for more than one year past; that said newspaper heretofore complied with all the provisions of Chapter 154 of the Sessions Laws of Idaho of 1911, approved March 11, 1911, and duly designated, pursuant to law, a particular day of the week as the day on which legal notices required by law or by the order of any Court of competent jurisdiction within the State of Idaho shall be published to-wit: of each week; that the notice attached hereto and which is a part of this affidavit and part of the proof of publication was published in said issue of said newspaper 2 consecutive Weeks the first publication having been made on the 4th day of March, 1993 and the last publication having been made on the 11th day of March, 1993; that said notice was published in the regular and entire issue of every number of the paper as aforesaid during the period and time of publication, and that notice was published in the newspaper and not in a supplement.

Kaye Moses
On this 18th day of March, in the year 1993, before me a Notary Public of said State, personally appeared Kaye Moses

known or identified to me to be the person whose name is subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Patricia A. Johnson

Notary Public for the State of Idaho
Residing at Blackfoot, Idaho
My Commission Expires:
October 10, 1994

Affidavit Processing Fee. \$5.00

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF APPLICATION FOR PERMIT

I, RONALD D CARLSON, hereby assign to BRENT STOLWORTHY

Of, 3669 S HOLMES, IDAHO FALLS ID 83404
(Full Address)

All my right, title, and interest in and to Application for Permit
No. 27-07532 to appropriate the public waters of the State of Idaho.

Or. (for partial assignments)

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

Describe portion of the application assigned listing the number of acres in each 40 acre
subdivision, point of diversion location, and the amount of water in cubic feet per second.

Made this 22 day of January, 93

Ronald D Carlson
Applicant

State of Idaho)
ss
County of Bonneville)

On this 22 day of January, _____, personally appeared before me the signer of the
above instrument, duly acknowledged to me that he (she) (they) executed the same.

seal

Betty J Thompson
Notary Public
BETTY J. THOMPSON, NOTARY PUBLIC
RESIDING AT IDAHO FALLS, IDAHO
MY COMMISSION EXPIRES: 6-30-94

My commission expires: _____

MAY 20 1993

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 27-07532

Proposed Priority: March 1, 1991 Maximum Diversion Rate: 3.00 CFS
This is to certify, that **RONALD D. CARLSON**

641 E. 800 N.
FIRTH, ID 83236

has applied for a permit to appropriate water from: **GROUNDWATER**
and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	04/01 to 11/01	3.00 CFS

LOCATION OF POINT(S) OF DIVERSION:

NESW	Sec. 31, Township 01S, Range 37E
SESWSW	Sec. 31, Township 01S, Range 37E
	BINGHAM County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
01S	37E	31	SENW 27	NESW 38	NWSW 18	
			SWSW 20	SESW 38	NWSE 5	
			SWSE 5			151

Total number of acres irrigated: 151

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **June 1, 1993**.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. Prior to the diversion of water under this permit a flow measurement port or other device as specified by the Department shall be installed to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
5. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. The right to the use of water acquired under this permit shall not give rise to any right or claim against the holder of a senior right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
7. The Director retains jurisdiction of the permit and any license subsequently issued to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.

JUN 03 1991

State of Idaho
Department of Water Resources**Permit To Appropriate Water**

NO. 27-07532

CONDITIONS/REMARKS:

8. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

23rd day of

May, 1991

R. Keith Higginson
for R. Keith Higginson, Director

RECEIVED
MAY 10 1991

JUN 03 1991

27 7532

Form 202
6/85

Ident. No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant RONALD D. CARLSON Phone 346-6289
Post office address 641 E 800N FIRTH, IDAHO 83236
2. Source of water supply GROUNDWATER which is a tributary of _____
3. Location of point of diversion is SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of SW $\frac{1}{4}$, Govt. Lot _____
Sec. 31 Township 1S Range 37E B.M. BINGHAM County; additional
points of diversion if any: NE⁴SW¹ SEC 31 T1S R37E
4. Water will be used for the following purposes:
Amount 3.00 for IRRIGATION purposes from APRIL 1 to NOV. 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 3.00 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. WELL & PUMP
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
 - c. Proposed well diameter is 16 inches; proposed depth of well is 150 feet.
 - d. Is ground water with a temperature of greater than 90°F being sought? NO
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
2 years (minimum 1 year).

JUN 03 1991

8. Description of proposed uses (if irrigation only, go to item 9):

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of the use (example: *D* for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
1S	37E	31								27	38	18	20	38		5	5		151

Total number of acres to be irrigated 151

10. Describe any other water rights used for the same purposes as described above. INCLUDED IN THE SNAKE RIVER VALLEY IRRIGATION DISTRICT

11. a. Who owns the property at the point of diversion? APPLICANT

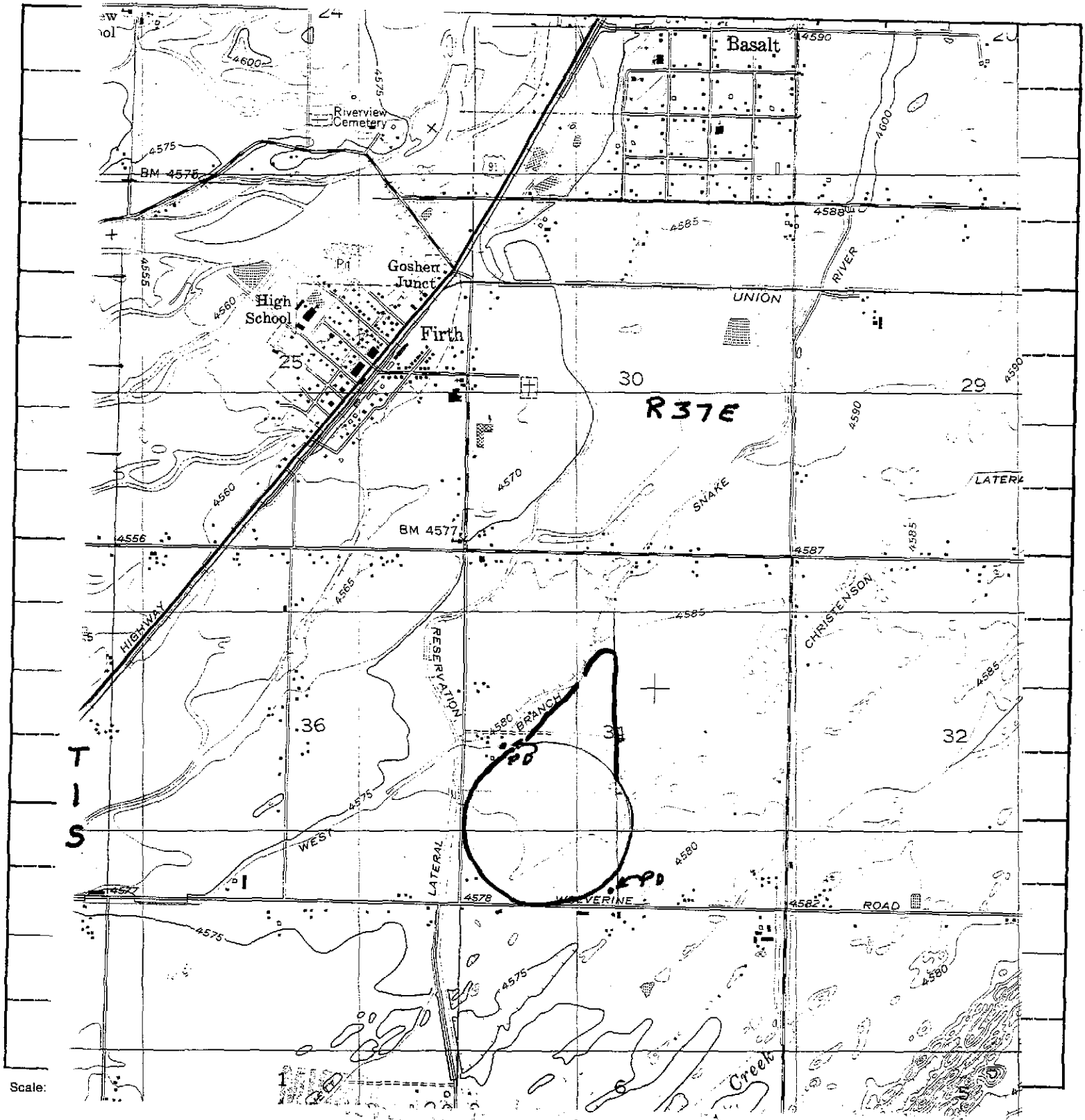
b. Who owns the land to be irrigated or place of use? APPLICANT

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: _____

JUN 03 1991

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

APR 18 1991

Ronald Warner
(Applicant)

Received by HWT Date 3-1-91 Time 4:01 pm Preliminary check by HWT
Fee \$ 85^{xx} Received by HWT # E015760 Date 3-6-91
Publication prepared by RB Date 4-4-91 Published in Morning News
Publication approved (u) Date 4-26-91

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

NOT RECORDED
JUN 03 1991

DEPT. OF WATER RESOURCES
150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

25-07586

HUNTER, Benjamin W.
720 Wilson Avenue
Blackfoot, Idaho 83221
Source: SPRING
Tributary: SEVENTY CREEK
Diversion Pt: NWSWSW, Sec. 32, T. 02S,
R. 40E.
Use: DOMESTIC (.040 CFS).
Total Diversion: (.040 CFS).
Date Filed: 2/26/1991.
In: T02S, R40E, S31, SESE.

27-07524

WRIGHT, Gary
673 W. 300 S.
Blackfoot, Idaho 83221
Source: GROUNDWATER
Diversion Pt: NENW, Sec. 24, T. 03S, R.
34E.

27-07529

OLSEN, Robert W.
OLSEN, Lynn D.
21 E. 100 N.
Blackfoot, Idaho 83221
Source: GROUNDWATER
Diversion Pt: NESW, Sec. 26, T. 02S, R.
35E.
Use: IRRIGATION (2.800 CFS).
Total Diversion: (2.800 CFS).
Date Filed: 2/25/1991.
In: T02S, R35E, S26, SWNW, SENW,
NESW, NWSW.
140.0 ACRES TOTAL.

27-07530

MERRIL BLAKE, Inc.
1149 E. 1250 N.
Shelley, Idaho 83274
Source: GROUNDWATER
Diversion Pt: NESW, Sec. 36, T. 01N, R.
37E.
Use: IRRIGATION (.880 CFS).
Total Diversion: (.880 CFS).
Date Filed: 2/28/1991.
In: T01N, R37E, S36, NESW, SESW.
44.0 ACRES TOTAL.

27-07531

CHRISTENSEN, Renn
1026 E. 1000 N.
Shelley, Idaho 83274
Source: GROUNDWATER
Diversion Pt: NWNW, Sec. 15, T. 01S, R.
37E.
Use: IRRIGATION (1.400 CFS).
Total Diversion: (1.400 CFS).
Date Filed: 3/6/1991.
In: T01S, R37E, S15, NWNW, SWNW.
70.0 ACRES TOTAL.

27-07532

CARLSON, Ronald D.
641 E. 800 N.
Firth, Idaho 83236
Source: GROUNDWATER
Diversion Pt: NESW, Sec. 31, T. 01S, R. 37E,
SESWSW, Sec. 31, T. 01S, R. 37E.
Use: IRRIGATION (3.000 CFS).
Total Diversion: (3.000 CFS).
Date Filed: 3/1/1991.
In: T01S, R37E, S31, SENW, NESW,
NWSW, SWSW, SESW, NWSE, SWSE.
151.0 ACRES TOTAL.

35-08936

ANDERSON, Homer
873 W. 100
Blackfoot, Idaho 83221
Source: GROUNDWATER
Diversion Pt: SWNW, Sec. 3, T. 03S, R.
34E.
Use: IRRIGATION (.800 CFS).
Total Diversion: (.800 CFS).
Date Filed: 2/27/1991.
In: T03S, R34E, S03, NENW, SENW.
40.0 ACRES TOTAL.

35-08937

MECHAM, Kevin A.
MECHAM, Lori S.
578 N. 400 W.
Blackfoot, Idaho 83221
Source: GROUNDWATER
Diversion Pt: SESW, Sec. 29, T. 02S, R.
35E.
Use: IRRIGATION (3.000 CFS).
Total Diversion: (3.000 CFS).
Date Filed: 2/27/1991.
In: T02S, R35E, S29, NESW, NWSW,
SWSW, SESW.
155.0 ACRES TOTAL.

Use: IRRIGATION (3.080 CFS).
Total Diversion: (3.080 CFS).
Date Filed: 2/20/1991.
In: T03S, R34E, S24, NWNE, SWNE,
NENW, NWNW, SWNW, SENW.
154.0 ACRES TOTAL.

27-07525

ATKINS, Viola
BARTAUSKY, Tom
Camel Back Road
Mesa, Az. 85201
Source: GROUNDWATER
Diversion Pt: SWNE, Sec. 17, T. 02S, R.
36E.
Use: IRRIGATION (.800 CFS).
Total Diversion: (.800 CFS).
Date Filed: 2/28/1991.
In: T02S, R36E, S17, SWNE.
40.0 ACRES TOTAL.

27-07526

BARTAUSKY, Tom
8 W. 100 N.
Blackfoot, Idaho 83221
Source: GROUNDWATER
Diversion Pt: SENW, Sec. 19, T. 02S, R.
36E.
Use: IRRIGATION (1.200 CFS).
Total Diversion: (1.200 CFS).
Date Filed: 2/12/1991.
In: T02S, R36E, S19, Lot 1 (NWNW), Lot 2
(SWNW).
60.0 ACRES TOTAL.

27-07527

DIAL, Merita
798 E. 1400 N.
Shelley, Idaho 83274
Source: GROUNDWATER
Diversion Pt: NWSW, Sec. 21, T. 01N, R.
37E.
Use: IRRIGATION (2.800 CFS).
Total Diversion: (2.800 CFS).
Date Filed: 2/19/1991.
In: T01N, R37E, S20, NESE, NWSE,
SWSE, SESE.
140.0 ACRES TOTAL.

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code, and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83402, on or before APRIL 22, 1991.

R. KEITH HIGGINSON
Director

(1116)
Pub.: 4/4, 11

AFFIDAVIT of PUBLICATION

County of Bingham)

State of Idaho)

I, Jacqueline Graham do
solemnly

swear that I am the Legal Coordinator of The Morning News which is a daily newspaper of general circulation published each day except Sunday at Blackfoot, Bingham County, Idaho, said newspaper having been so published at Blackfoot, aforesaid for more than one year past; that said newspaper heretofore complied with all the provisions of Chapter 154 of the Sessions Laws of Idaho of 1933, approved March 11, 1933, and duly designated, pursuant to law, a particular day of the week as the day on which legal notices required by law or by the order of any Court of competent jurisdiction within the State of Idaho shall be published to-wit: of each week; that the notice attached hereto and which is a part of this affidavit and part of the proof of publication was published in said issue or said

newspaper two consecutive weeks

the first publication having been made on the

4th day of April, 1991;
and the last publication having been made on the
11th day of April, 1991;
that said notice was published in the regular and entire issue of every number of the paper as aforesaid during the period and time of publication, and that notice was published in the newspaper and not in a supplement.

On this 23rd day of April in the year 1991 before me a Notary Public of said State, personally appeared

Jacqueline Graham
known or identified to me to be the person whose name is subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Renn S. Christensen
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho Shelley Idaho
My commission expires
November 10, 1994 4-25-97

Affidavit Processing Fee..... \$5.00

JUN 08 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 24, 2003

BRENT STOLWORTHY
PO BOX 1567
IDAHO FALLS ID 83403-1567

RE: License No. 35-13462 - Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license.

The license is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Enclosed is a copy of the approved Application for Amendment.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SWK:klt

Enclosure(s)

MICROFILMED

JUL 23 2003

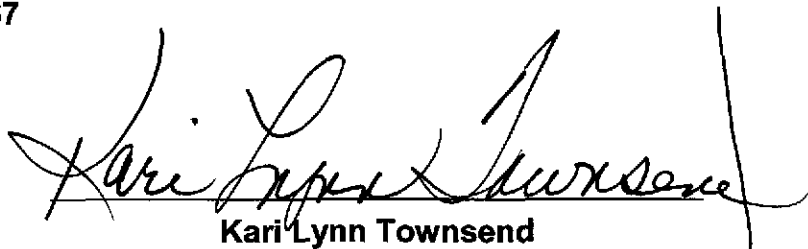
CERTIFICATE OF SERVICE

I hereby certify that on June 24, 2003 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO.

35-13462

**BRENT STOLWORTHY
PO BOX 1567
IDAHO FALLS ID 83403-1567**



**Kari Lynn Townsend
Secretary**

MICROFILMED

JUN 28 2003

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

MEMORANDUM

TO: File 35-13462

FROM: KAY WALKER *KW*

RE: Use of Surface Water

Date: June 24, 2003

.....

I talked with Brent Stolworthy this morning to verify the use of surface water on this land. Mr. Stolworthy said they do use New Sweden Irrigation District water on this property. Told him we would get license issued.

MICROFILMED

JUL 23 2003

Brent Stolworthy
P.O. Box 1567
Idaho Falls, Id. 83403

Please Change
Mailing address to
P.O. Box 1567
Idaho Falls, Id. 83403

Rec'd
w/ Lic
amendment
6/20/2003
KW

MICROFILMED

JUL 23 2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 6, 2003

BRENT STOLWORTHY
3669 S HOLMES
IDAHO FALLS ID 83404

RE: Water Right Permit No. 35-13462 – (Previously number 27-07532)

Dear Permit Holder:

The Department of Water Resources is reviewing the permit referenced above prior to issuing a water right license. By issuing a license, the Department confirms the extent of development that has been established in compliance with the terms of the permit. The examiner who verified your water use reported that certain elements of the permit have been developed differently than described on your permit. Changes that do not increase the authorized use of water under the permit can be requested and approved in accordance with Section 42-211, Idaho Code. Before a license can be issued, your permit must be amended to depict your water use as it was actually developed.

Based on the examiner's report, the following elements were developed differently than described on your permit:

☒ **Point of Diversion**

☒ **Place of Use**

The enclosed Application for Amendment form depicts the elements of the water right as they will appear on the license when it is issued. Please review the amendment form carefully. If you concur with the information presented, please sign the form and return it with the \$50.00 filing fee within 14 days.

If you have any questions, please call me at 208-327-7944.

Sincerely,

KAY WALKER
Sr. Water Resource Agent

MICROFILMED

JUL 23 2003

Enclosure

LICENSE REVIEW CHECKLIST

Permit No. 35-13462 Date: 6-5-03 Reviewer: Kay Walker

Change/OK

Name/Address OK

Source OK

Point of Diversion: change

Does change clarify original intended source? If no, void permit.

Change (P39/P49) Add (P45/P44) Feds (P40)

W32 (multiple in 1/4/1/4)
W36 (overlap)
W59 (subdivision description)

Place of Use add

Change (P41/P49) Add (P41/P44) Feds (P43)

W60 (subdivision description)
W27 (ppu acre limit)

Overlaps: Right(s): New Sweden Irig. Dist.
File reviewed Snake River rights (claims) Profile reports printed

P/D & P/U amend (P37) Feds (P48)

Rate of Diversion:

Permitted rate 3.0 cfs
Fee Limit 3.0 cfs
Measured 3.02 cfs
Theoretical cfs

Recommended Total Diversion Rate 3.0

→ WMIS shows 2.82 cfs

Water Uses OK

Change (P46)

Season of Use per new Standards

4-1 10-31

Irrigation 3.0 cfs * af
Stockwater cfs af
Domestic cfs af
 cfs af
Total 3.0 cfs * af

Irrigation - overlap (R58-R61, R62-R65, R66-R69)
supp. Gw (WB7/065/104)
overlap spec combined rts (W35)
<1 acre (W31)
Domestic (W01/wb5/070/071/075)
Power (W42 or W43/025/027/R22 or R23)
Fish (042)
Fire (077)
Water Quality (106/R07)
Payette - (W22/047/27A)
Stockwater for US (R37)

Volume Determination

3.0 cfs x 1.9835 x 214 days = 1273.4 af (vs) 151 acres x 4.0 (FHR) = 604.0 af
3.0 (con)

Remarks:

WBM (604.0 AF)

Additional Conditions

Watermaster Control
GW Measurement/Measuring Device
Other
Trust R55 - remove 051
Non-trust (048)

GW Dist? Bingham
Water Msmt. Dist? East
Crit. GWMA?
GWMA? American Falls
Government Lots?

Advance Priority? yes If yes, explain why below.

no

SRBA Claim? NA

Adjust memo

Amend Letters

P87, S06

Second Amendment Notice

P49 S06

BNG**POD Data****01S 36E 14 NENW****Legal Description**

01S 36E 14 NENW

Latitude 000:00:00.000

Longitude 000:00:00.000

GPS File

GPS Site ID

Diversion Name

UA 14 1

**Meas
Option****POD**

500228

PCC Data

Year	Total KWH	PCC Acre-Ft	Qualifier	PCC	PCC Date	Utility	Account Number	Service Number
1999	135420.00	292.5	1	462.9	07/12/2000	UPL		097447941-001
Comments:						Tracking:	Preferred:	Validated:
							Change Date:	
2000	158700.00	342.8	1	462.9	07/12/2000	UPL	65287356-001-023	097447941-001
Comments:						Tracking:	Preferred:	Validated:
							Change Date:	

PCC Calibration

Date	07/12/2000	PCC:	462.9	Change Date:	
Kilowatt-Hour Meter					
Utility	UPL	Condition #1	KW	108	GPM
Pole No	UA 14 1			1267	PCC
Meter Mfr	S			462.9	PSI
Meter S/N	64056425			81	Percent
Disk Const	3.6			100	
Multiplier	60				
		Condition #2	KW	0	GPM
				0	PCC
					PSI
					Percent
					0
		Condition #3	KW	0	GPM
				0	PCC
					PSI
					Percent
					0

Site Visits

Site Visit Date	Site Examiner	Reason	Change Date:
7/12/2000	R. Hawkes	PCC Calibration	
Notes: 1S 36E 14 NWSW Pump 10			

E. NARRATIVE/REMARKS/COMMENTS

WATER IS PUMPED BY A VERTICAL TURBINE PUMP TO A BRICK
MAIN LINE TO TWO SYSTEMS: ① 7 TOWER CIRCLE PILOT WITH
AN END GUN, ② HAND LINES USING A MAX. OF 125 BKDS.

PILOT COVERS WITH HAND LINE SYSTEM 169 ACRES.

* THE PDD + POW ARE BOTH IN BASIN 35, NOT BASIN 27 AS
SHOWN ON PERMIT.

Have conditions of permit approval been met? ☒ yes ☐ no

MICROFILMED

JUN 23 2003

F. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached

Measured Method:

$$Q = \text{THEORETICAL} = 5.076 \text{ CFS}$$

$$Q = \text{POLYSONIC FLOW METER} = 3.02 \text{ CFS}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 151 \text{ AC} \times 4.0 = 604 \text{ AFA}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 3.0 \text{ CFS} \times 214 \times 1.9835 = 1,273.4 \text{ AFA}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 604 \text{ AFA}$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS PERMIT LIMITS TO 3.0 CFS.

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
IRRIGATION	4/1	10/31	3.0	604
Totals:			3.0 CFS	604 AFA

2. Recommended Amendments

* BASIN # ON PERMIT IS WRONG, SHOULD BE BASIN # 35

☒ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None
☒ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATION

Field Examiner's Name SIMPKINS Date 4/9/97

Reviewer _____ Date _____

SEAL

MICROFILMED

JUL 23 2003

27-07532

STANDARD 711

PRINTER USE
?

MM-DD HH:MM
07-22 09:32

ZERO MODE
CLEAR

ZERO MODE
AUT ZERO

MODE SELECT
INPUT

OUTER DIAMETER
10.0000 IN

PIPE MATERIAL
?

WALL THICKNESS
0.1031 IN

INNER LINING
?

KIND OF FLUID
?

SENSOR MOUNTING
?

TYPE OF SENSOR
?

DATA CHANGE
?

SPACING
7.512 IN U

07-22 09:3400 *R
+002.80 % A12

MODE SELECT
T0 CHECK

0366.0 MMSEC
100.02 % T0

07-22 09:3500 *R
+829.500E 06PM

07-22 09:4100 *R
+ 1.355E 36PM

MICROFILMED
3.02 CFS

JUN 23 2003

27-07532

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Water District No. 1
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718

STOLWORTHY
27-07532
SONIC TAPE

MICROFILMED
MAY 23 2003

THEORETICAL PUMP FLOW CALCULATIONS

Formula:

$$Q_{cfs} = [(Hp) (8.814) (Eff)] \div [Lift + (psi \times 2.308)]$$

Hp = Horsepower = 150

Eff = Efficiency = .7 (Usually 70%)

Lift: (Static Level + Assumed Draw down)

Static Water Level = 80 ft.

Assumed Draw down = + 10 ft.

Lift = 90

ASSUMED
NOT MEASURED

OR

Measured Dynamic Water Level = _____ ft.

psi = Operating Pressure = 40 psi

OPERATIONAL USE
← BELIEVE
THIS PRESSURE TO
BE LOW - HAD
LINES & PUMP
ON AT SAME
TIME.

$$Q_{cfs} = \left[\frac{150}{Hp} \times 8.814 \times \frac{.7}{eff} \right] \div \left[\frac{90}{Lift} + \left(\frac{40}{psi} \times 2.308 \right) \right]$$

$$Q_{cfs} = \left[\frac{925.47}{ } \right] \div \left[\frac{182.32}{ } \right]$$

$$Q_{cfs} = \underline{5.076} \text{ cfs}$$

MICROFILMED

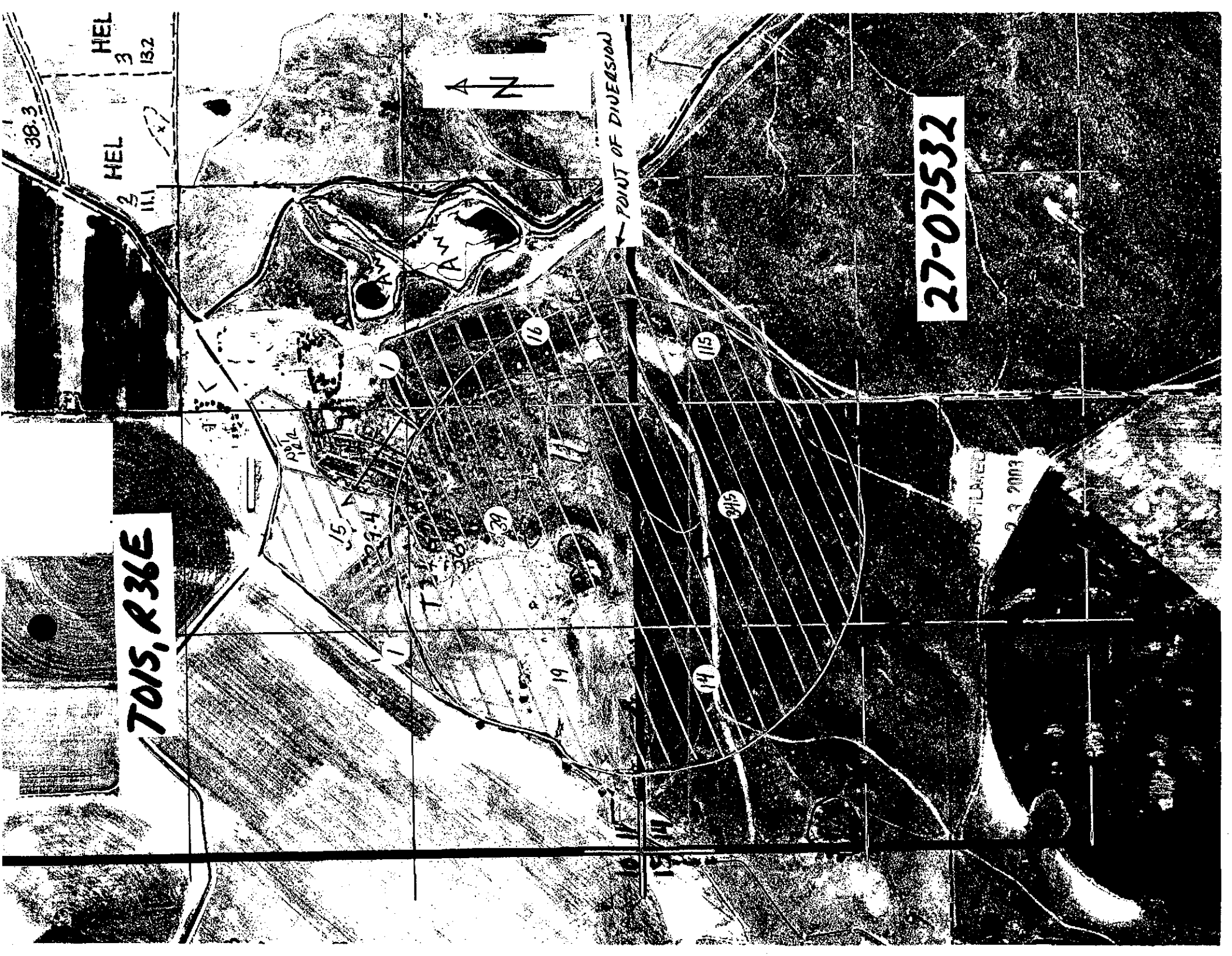
PERMIT NO. 27-07532

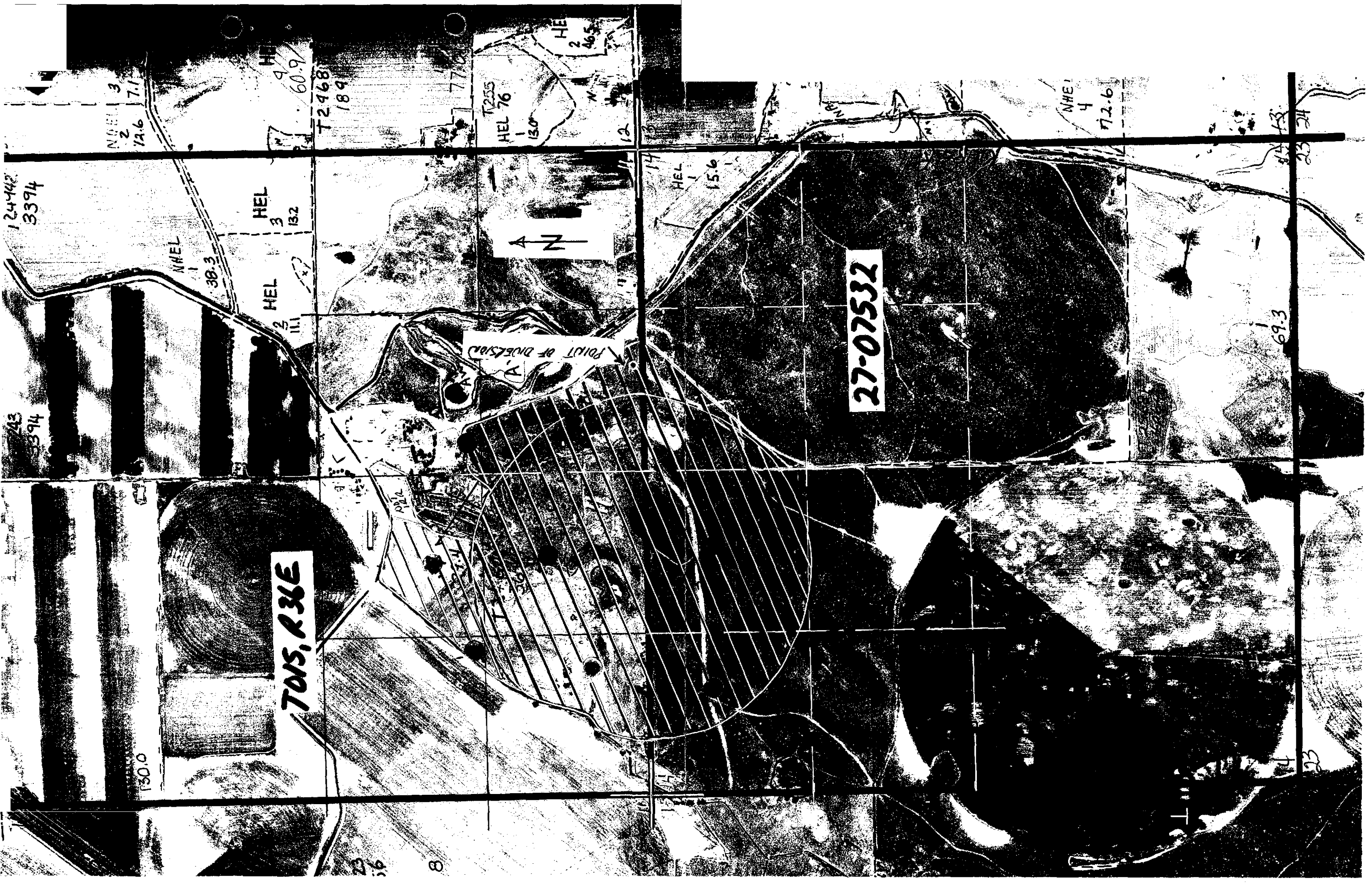
JUN 23 2003

TOIS, R36E

27-07532

UNFILMED
2 3 2003

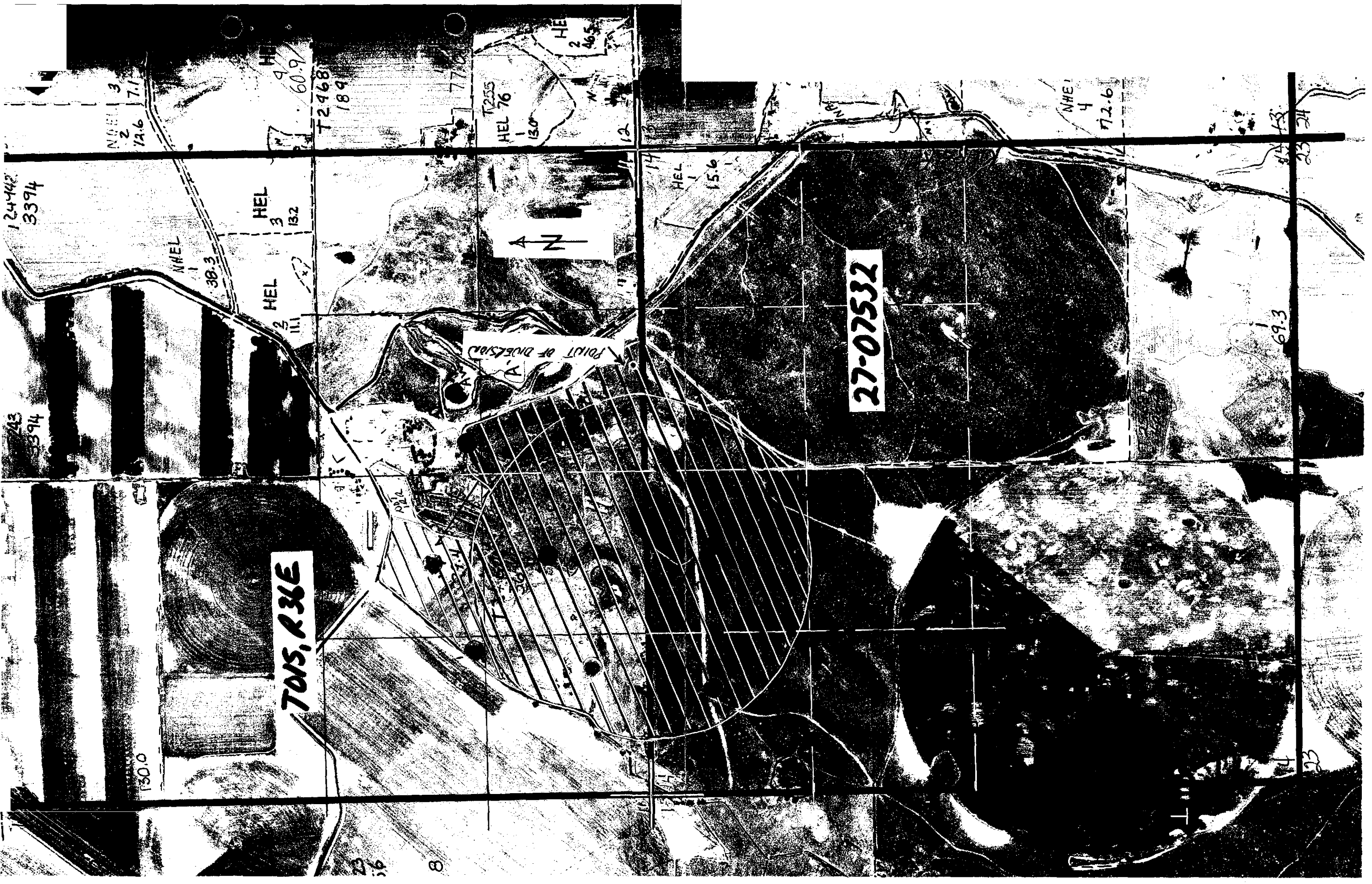
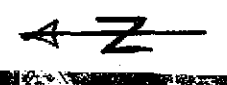




T015, R36E

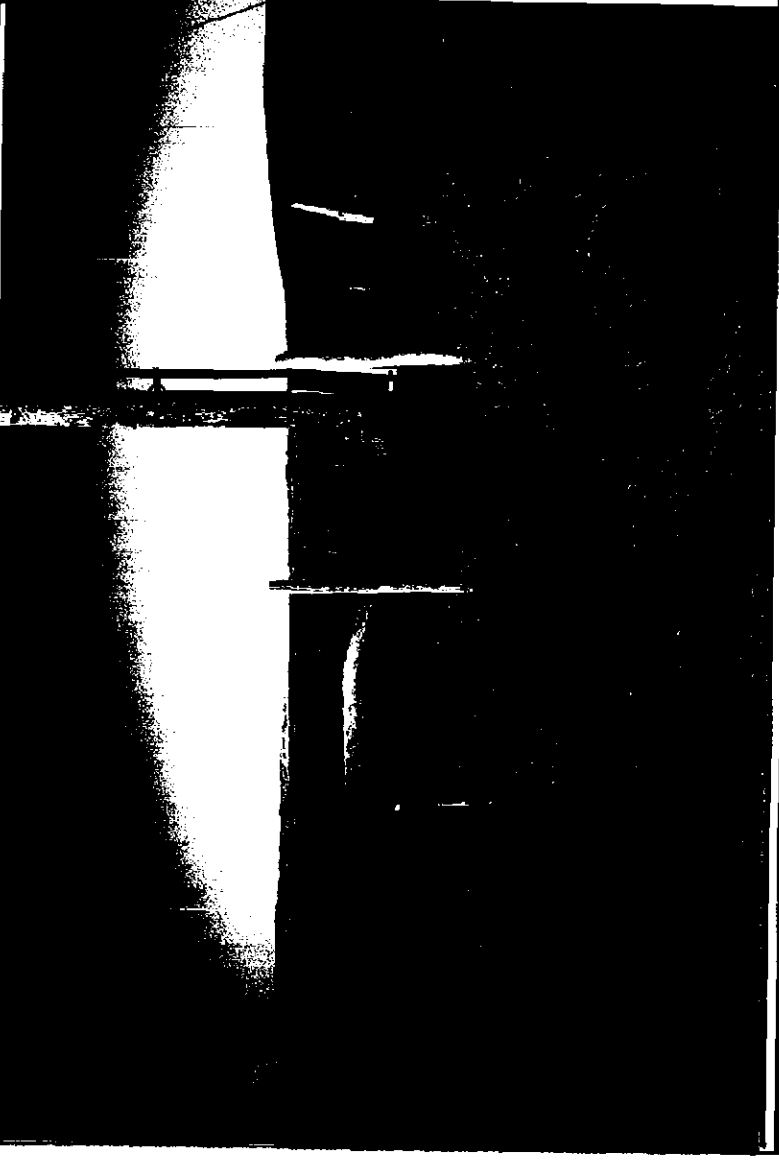
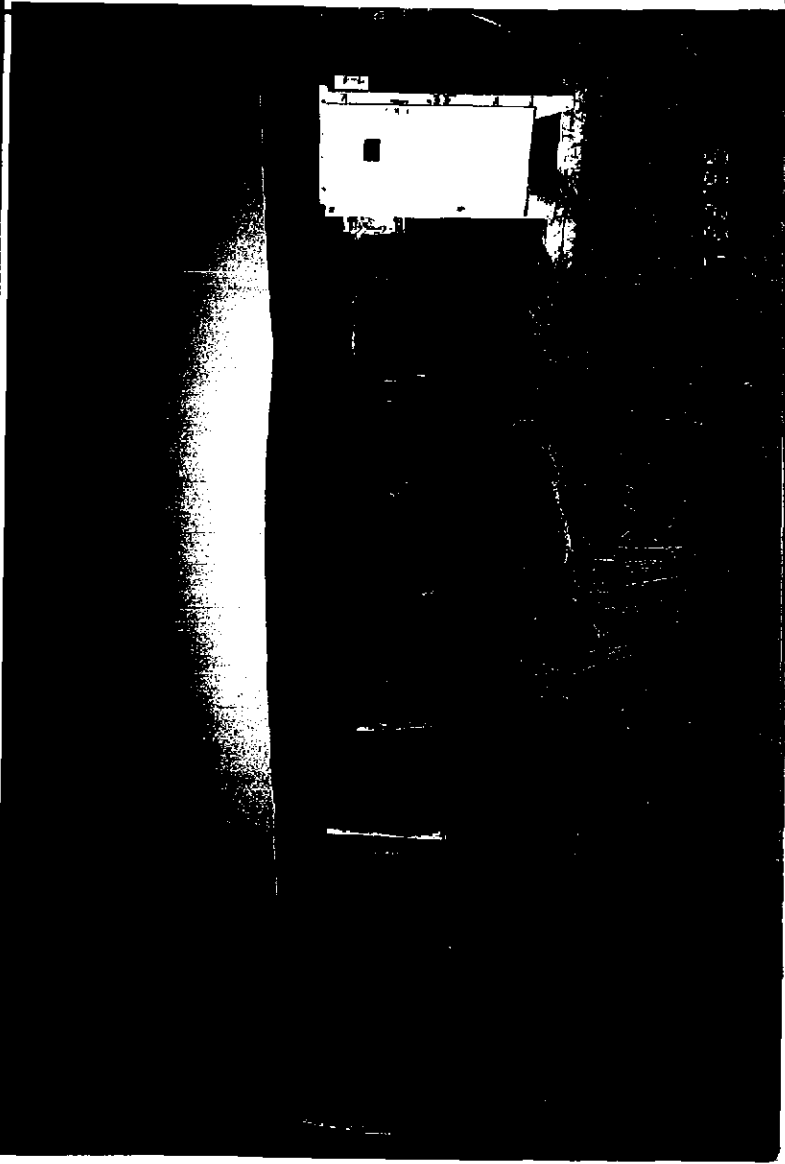
27-07532

POINT OF DISSECTION



STOL WARETHY

126164770N

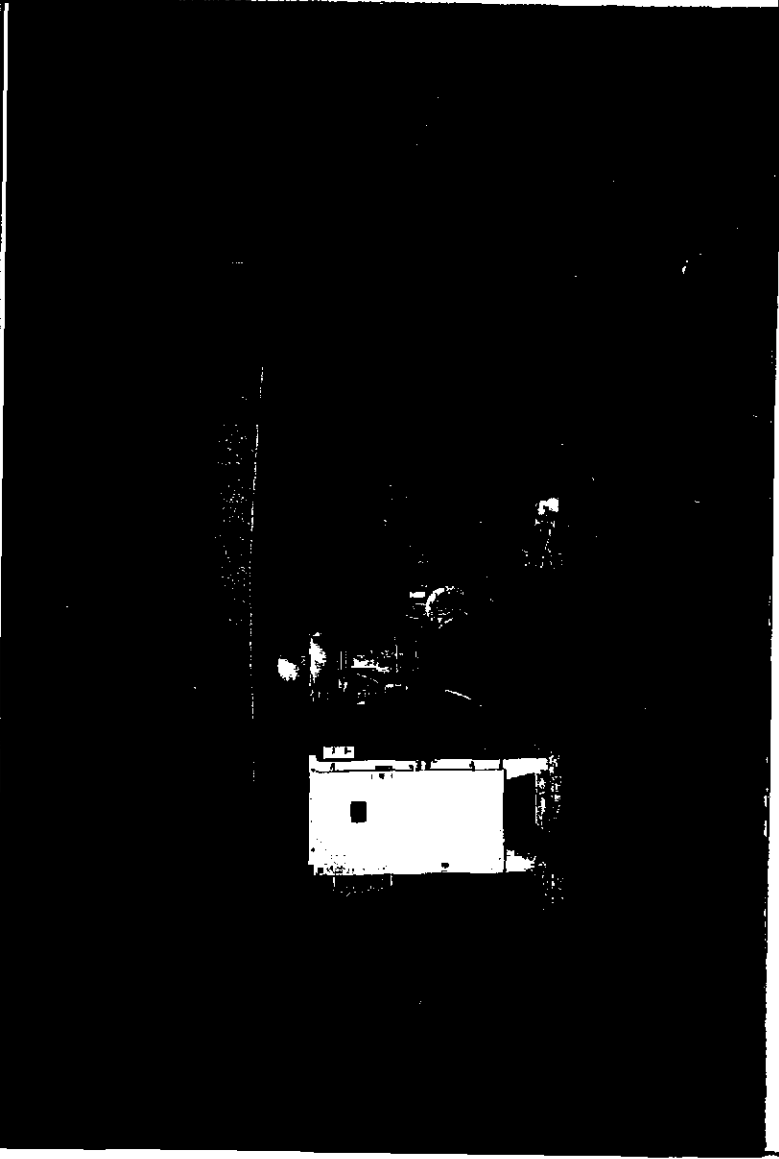
1574	EAST SIDE PLACE OF USE	
SOUTH EAST EOD OF PLACE OF USE		
27-07532	PERMIT NUMBER	

MICROFILMED

MAY 23 2003

STOLWOLTRY

IRRIGATION

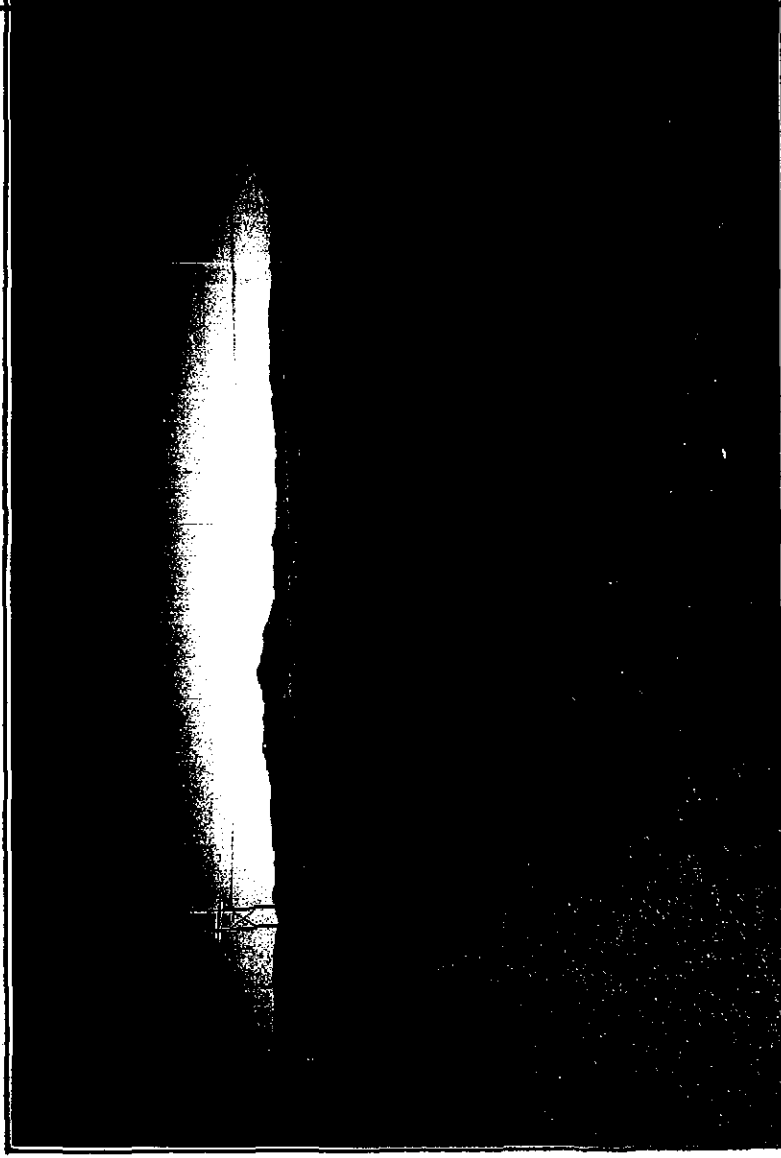
2014	POINT OF DIVERSION WEST VIEW			
27-07532	PERMIT NUMBER	MICROFILMED MAY 23 2003		

STOCKWORTHY

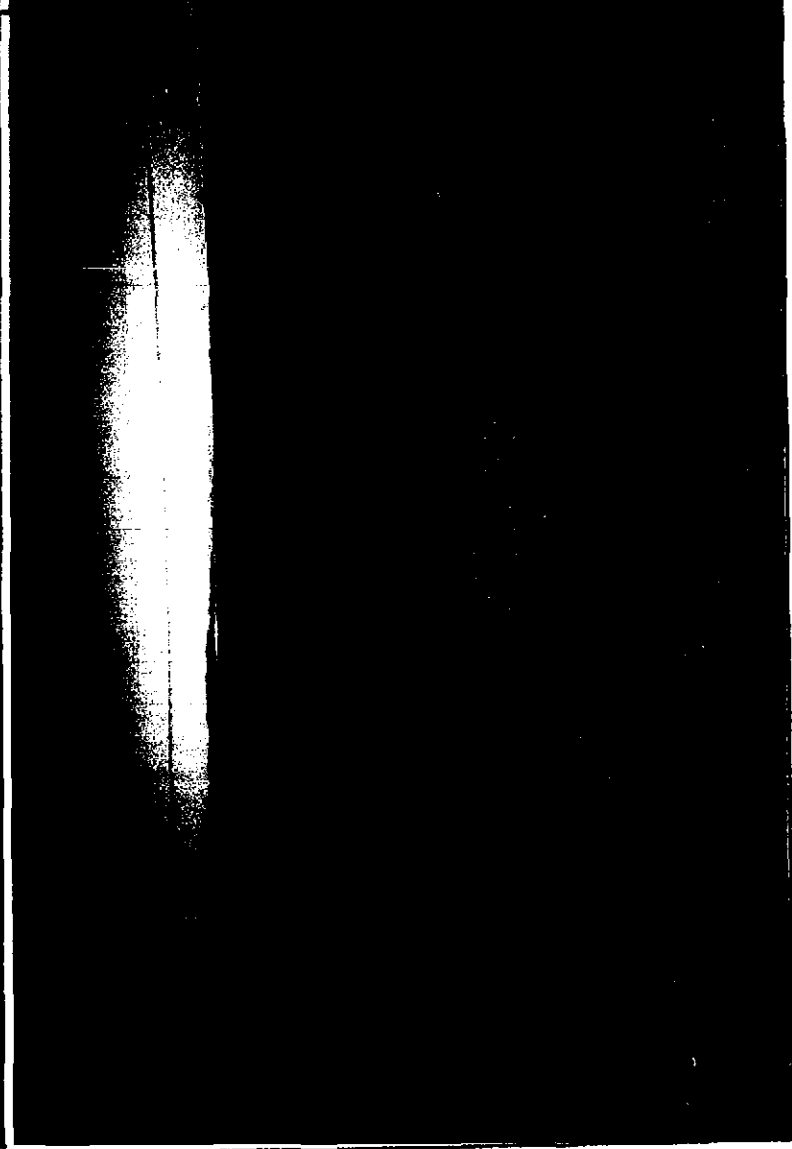
ACCIDENT

30/4/

VIEW SOUTH
TOWARD
POINT OF
DIVERSION
PLACE OF
USE



VIEW SOUTH-
WEST
PLACE OF USE



PERMIT
NUMBER

27-07532

MICROFILMED

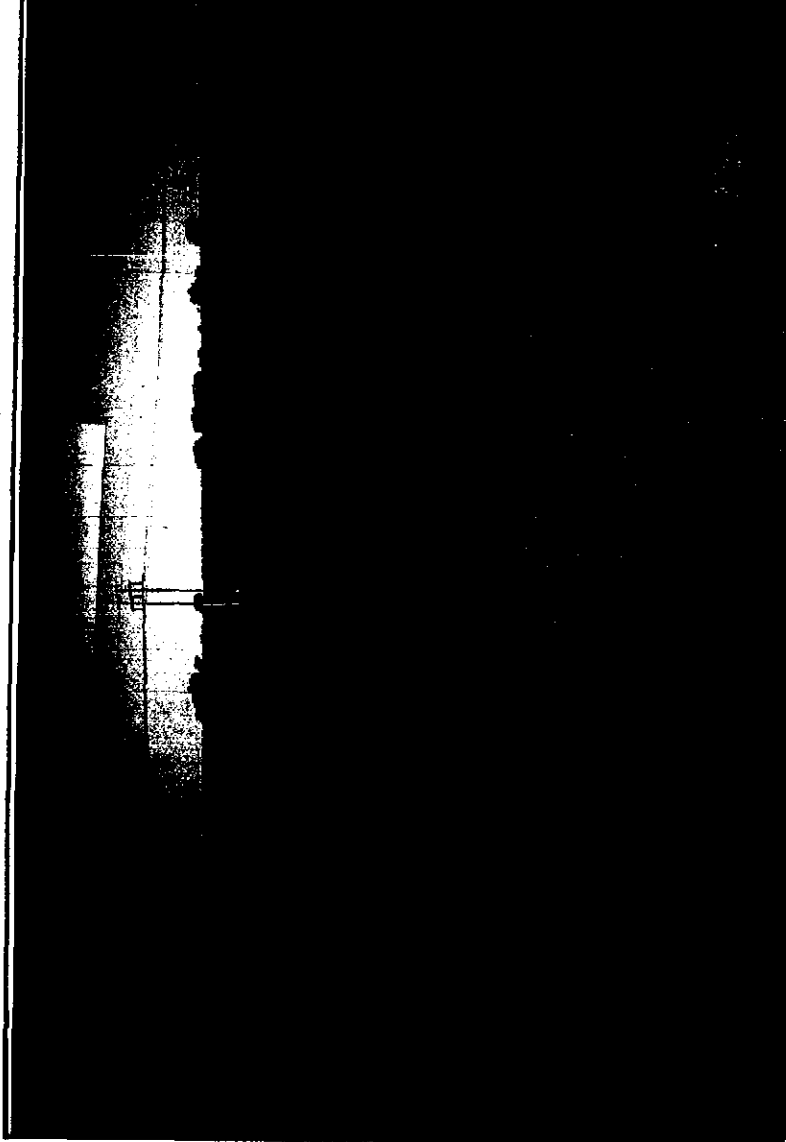
JUL 23 2003

STOLWORTHY

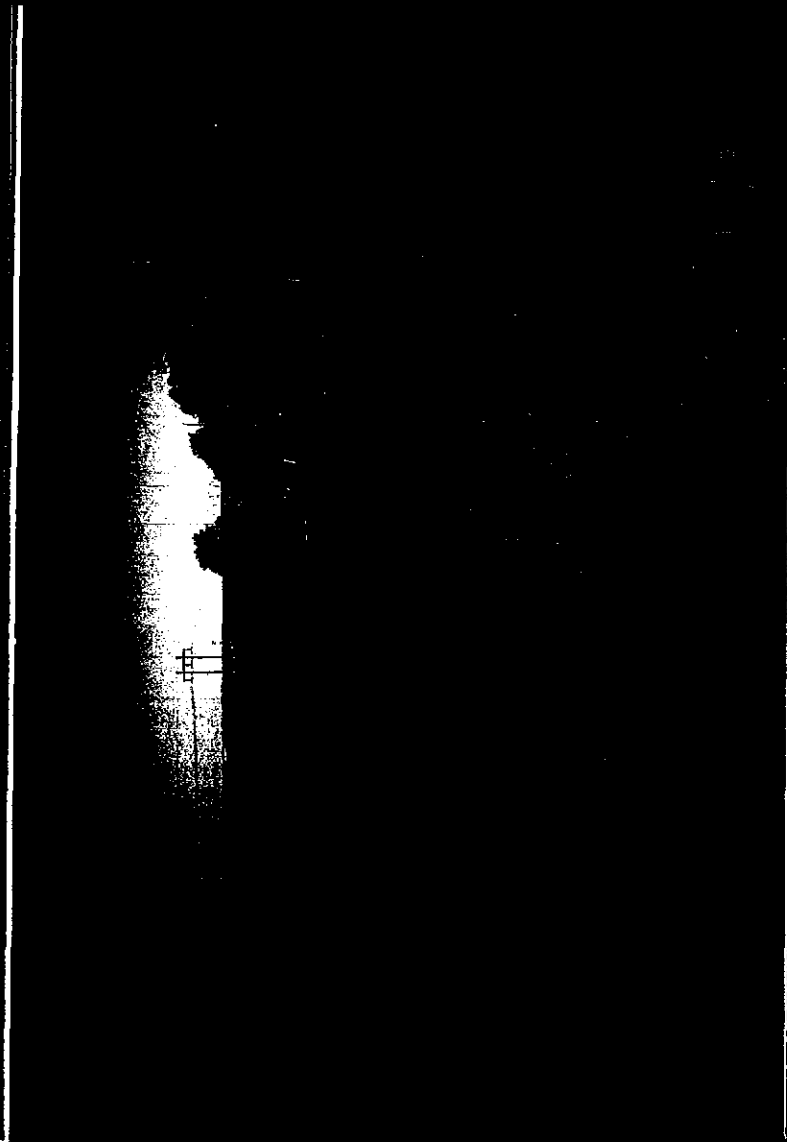
IRK16A700

454

VIEW WEST
PLACE OF
USE
HAND LINES



VIEW WEST
PLACE OF
USE
HAND LINES



PERMIT
NUMBER

27-07532

MICROFILMED

MAY 23 2003

FIELD EXAM NOTES

EXAM # 27-7532

DATE OF EXAM 7/22/96

PERMITEE NAME B. STOLWORTHY

OTHER WATER RIGHTS SAME POD _____

OTHER WATER RIGHTS SAME POU POSSIBLE CANAL

PUMP #1 HP 150 MAKE U.S. Elect. SERIAL # 6350/402W013R262R-3
COLOR AND DESCRIPTION Gray / Orange
OUTPUT DIAMETER 10" SYSTEM PRESSURE 40 PSI WELL DEPTH _____
STATIC H2O _____ WELL DEPTH _____ DYNAMIC PUMP _____
PSI GAGE TYPE Reichert CHECK VALVE ☒ [Y] [N] GATE VALVE ☒ [Y] [N]
0-160

PUMP #2 HP _____ MAKE _____ SERIAL # _____
COLOR AND DESCRIPTION _____
OUTPUT DIAMETER _____ SYSTEM PRESSURE _____ PSI WELL DEPTH _____
STATIC H2O _____ WELL DEPTH _____ DYNAMIC PUMP _____
PSI GAGE TYPE _____ CHECK VALVE [Y] [N] GATE VALVE [Y] [N]

BOOSTER PUMP #1 HP _____ MAKE _____ SERIAL # _____
COLOR AND DESCRIPTION _____

BOOSTER PUMP #2 HP _____ MAKE _____ SERIAL # _____
COLOR AND DESCRIPTION _____

CIRCLE PIVOT ☒ [Y] [N] NUMBER OF TOWERS 7 PIVOT LENGTH 180' / 4 ft
PRESSURE [H] ☒ [L] End from 160' approx.

HAND LINES ☒ [Y] [N] NUMBER OF LINES 3 LENGTH OF LINES Varies

RAIN BIRDS PER LINE 125 BIRDS NOZZEL DIAMETER 5/32

SURFACE WATER TYPE OF MEASUREING DEVICE _____

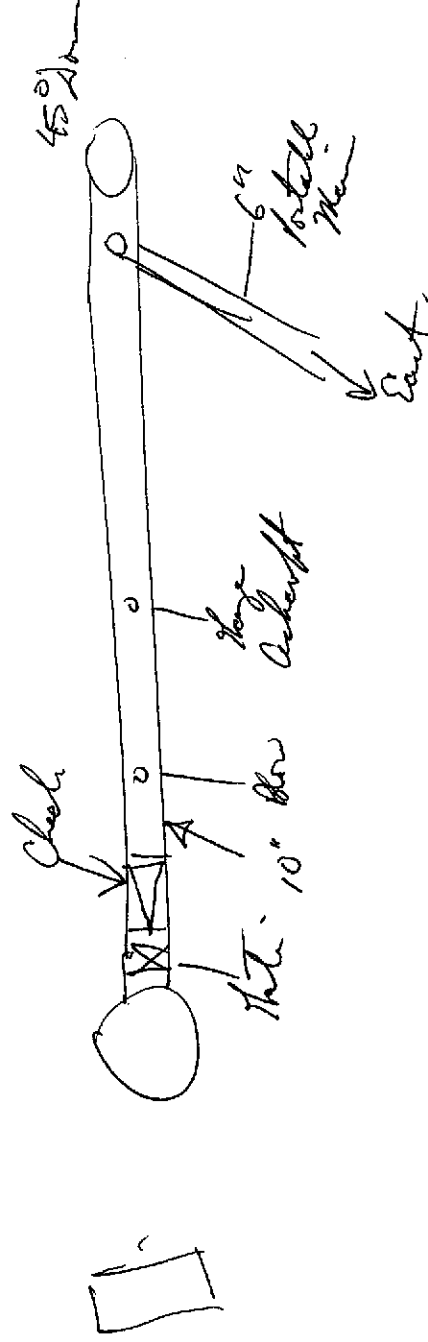
AA METER PIGMY METER WEIR OR FLUME BUCKET/WATCH _____/_____

MICROFILMED

JUL 23 2003

USE BACK OF PAGE FOR SKETCH AND MEASUREMENTS OF SYSTEM

27-07532



MICROFILMED

JUN 23 2003

27-07532

October 22, 1993

BRENT STOLWORTHY
3669 S HOLMES
IDAHO FALLS ID 83404

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 27-07532

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. Enclosed is an order advancing the priority of the permit since the proof was received after the proof due date. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

I note that the permit issued to you by the department requires the installation of a flow measurement port to allow the department to determine the rate of diversion. The proof which you submitted does not show that you have installed this equipment.

The installation of the flow measurement port must be complete by the time the department representative conducts the examination of your system unless the department has rescinded the requirement prior to the field examination. In some cases, the equipment requirement can be rescinded because the equipment cannot be physically installed, is not appropriate or can be accommodated with other measuring methods.

If you have questions concerning this matter, please feel free to contact the EASTERN Regional Office in Idaho Falls at (208)525-7161.

Sincerely,

Karen L. Gustafson
Senior Secretary

RECEIVED

OCT 27 1993

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 27-07532 Reviewed by Klg Date 10/14/93

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?
yes Address same as permit?
no Proof timely received? Correct Uses? yes
If not, complete calculation below.

SOURCE OF WATER

 Surface water source
✓ Ground water source
yes Drilling permit required?
datac Copy in the file? Drilling Permit No. 27-93-E-0017-000
200 Amount paid for permit yes Correct?
datac Well log in the file?

LICENSE EXAMINATION FEE

yes Required?
150 Amount Submitted
yes Correct?

MEASURING DEVICE

yes Required?
no Installed?
no Waiver requested?

PRIORITY CALCULATION

Date proof received 10/12/93 285
Date proof due 6/1/93 - 152
No. of days late = 133
Priority Date 3/1/91 + 60
New Priority Date 7/12/91 193

*lapsed 10/7/93
so received
w/in 60 days*

DEFICIENCIES OR ACTION ITEMS

proof acceptable

DATA ENTRY

New Address _____

Proof Made 10/12/93 10/22/93
Klg

*needs a flow
needs an order*

PERMIT NUMBER	OWNER CODE	NAME & ADDRESS	TWP	RGE	SEC	TRACT	LOT	COUNTY
27-93-E-0017-000	O	BRENT STOLWORTHY 3669 S HOLMES IDAHO FALLS, ID 83404 (208) 529-3891	01S	36E	14	NE NW		BINGHAM

Subdivision Location and Description:

Subdivision Name:
Well Site Address:
City, State:Lot(s):
Block(s):

Geographic Location:

Accuracy Code:
Lat: : : N
Long: : : W

Proposed Use of Well: Irrigation

Proposed Casing Diameter: 20 In.

Proposed Depth: 120 Ft.

Well Use Comments:

Driller License No: 0383

Firm Name: VOLLMER WELL DRILLING
Official: KENNETH L VOLLMER

Permit Status: Permit

Verbal Issue Date:
Date Received: 04/14/1993
Date Approved: 04/14/1993
Proposed Start Date: 04/27/1993
Extension Date:
Extension Expiration:Receipt No. Receipt Date Fee
E018450 04/14/1993 \$ 200.00

Specific Conditions:

Permit Remarks:

----- WELL DRILLER'S LOG REPORT -----

Drilling Permit No: 27-93-E-0017-000

Water Right No: 27-07532

Injection Permit No:

Nature of Work: NEW WELL

Construction Method:

Number of Monitor Wells:

Casing Diameter: 16 In.	Static Water Level: 110 Ft.	Actual Start Date: 05/27/1993
Depth of Casing: 213 Ft.	Temperature: F.	Well Finish Date: 07/11/1993
Total Depth: 310 Ft.	Production Rate: GPM	Log Received Date: 08/18/1993
Screen Installed? No		Certification Date: 07/09/1993
		Field Inspection Date: Inspector:

Well Log Remarks: CASING SCHEDULE - 16" FROM 1 TO 100'
14" FROM 1.5 TO 180'
12" FROM 188 TO 213'
PERFORATIONS - 450 FROM 170' TO 180' (MADE BY A KNIFE)

OCT 21 1993



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

October 7, 1993

Brent Stolworthy
3669 S Holmes
Idaho Falls, ID 83404

Dear Permit Holder:

Re: Permit No. 27-07532

LAPSE NOTICE

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, the above referenced permit has lapsed. The department provided the proper forms to you in our proof due notice dated March 31, 1993. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable Proof of Beneficial Use or an acceptable Request for Extension of Time showing reasonable cause for the delay. Either the completed Proof of Beneficial Use Submittal including the examination fee, or a completed field examination report; or the extension request form together with the \$15 fee, must be received by this department within sixty (60) days of the date of mailing of this lapse notice or the permit will no longer be of any force or effect.

A proof of beneficial use form and a request for extension of time form are again enclosed for your use. Please note that only one extension of time can be granted, unless the project has not been completed because of lack of a necessary approval by a governmental agency or by litigation which brings title to the water in question.

Sincerely,

L. GLEN SAXTON, Chief
Water Allocation Bureau

Enclosures

CERTIFICATION OF MAILING

I hereby certify that on 10/7/93
~~a copy~~ an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

OCT 27 1993

March 31, 1993

BRENT STOLWORTHY
3669 S HOLMES
IDAHO FALLS ID 83404

PROOF DUE NOTICE

RE: PERMIT NO. 27-07532

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before June 1, 1993. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

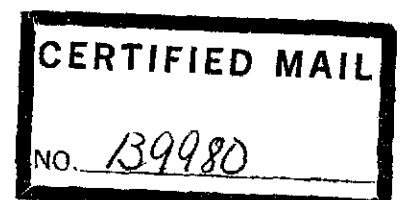
SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures

RECEIVED

MAY 20 1993





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

April 15, 1993

BRENT STOLWORTHY
3669 S HOLMES
IDAHO FALLS ID 83404

RE: Permit No. 27-07532

Dear Water Right Holder:

Enclosed is a copy of your approved Application for Amendment submitted in connection with the above referenced permit.

If you have any questions concerning this document, please feel free to contact us.

Sincerely,

A handwritten signature of Jim Johnson, consisting of a stylized 'J' and 'J' followed by a horizontal line.

JIM JOHNSON
Water Rights Supervisor

JJ:cz

Enclosure

RECEIVED

MAY 20 1993

AMENDMENT OF PERMIT NO. 27-7532 REVIEW

C.3.

TYPE OF CHANGE: P/D P/U ADD P/D NATURE OF USE

AREA OF CONCERN: Snake R Moratorium

PROOF OF BENEFICIAL DUE DATE 6-1-1993 Under 6 months? Yes

GROUNDWATER:

GT. 0.2 cfs - 01G on permit but asking for new well.
 LT. 0.2 cfs - NMR <flow chart>
 Drilling Permit No. -
 Not included - 046, 46B same as above

SURFACE WATER: not in w/d - 01C (=GT.2 w/pump), NMR <flow chart>

LOCATION:

Water Districts - WD No. 27
 Surface water - 005, R04-01H (LT.2 w/pump)
 R04-01J (GT.2)
 Swan Falls Flag - (1, Blank or Other)
 Trust - 051-052-053 (Consumptive Uses)
 Non Trust <1> - 048-049 already on permit

RIVER BASINS (Surface Water)

Boise (63) - 05A & 11E
 Payette (65) - 047, 059
 Snake (01, 02 & 03) - 11A (01), 061 (02/03 No W.D.Cond.)

USE:

Fish Propagation - 06A, 09E, or 010 (WQ/Choose One),
 042 (req.), 002 (MD), 07A (Spec.),
 044 (Policy 5G)
 Power - Use Power Review
 Mining - 06A, 010, or 09E & 054(req.)
 Storage - 18A-for multiple m/devices(In WD),
 18B (Size)
 Rec/Wildlf/Aes - 027 (Non-Consumptive)
 Domestic - 021 (restricted areas & Boise River
 upstream from Lucky Peak)
 27A (Payette River & main tributaries)

NON LAND OWNER - 004

PROTEST AGREEMENT - 020

Recommended conditions same as on the permit or subsequent
 amendment(s) to the permit? Yes ✓ No

Conditions of Approval Standard, 01G, 046, 46B

State of Idaho
Department of Water Resources

AMENDMENT ANALYSIS SHEET

INITIAL REVIEW BY: HWS

Right Number 27-07532 (07532) Applicant Brent Stolworthy

Purpose of Amendment: ☒ Change point of diversion. ☐ Add diversion point(s).

☐ Increase amount. ☒ Change place of use. ☐ Other _____

CHECK:

☒ Description of amended point(s) of diversion.

☒ Amount, nature and period of use. If increased, delay date of priority.

☒ Description of amended places of use. If expanded, delay date of priority.

OK ☒ Ownership of point of diversion and place of use.

☒ Map.

☒ Signature (must be permit holder). assigned to Stolworthy

☒ Fee.

☒ Existing water rights from the same source, amended place of use.

☒ Right number(s) NA

☒ ☒ Yes ☐ No Should amendment be advertised?

☐ Yes ☒ No Should date of priority be delayed? If yes, to what date? _____

FINAL REGIONAL PROCESSING REVIEW:

☒ Affidavit of publication received.

☒ Amendment published correctly.

NA ☐ Protests processed.

☒ Approve.

☐ Deny.

Conditions 016

By [Signature] Date 2-24-93

STATE OFFICE PROCESSING:

☒ Amendment correct and complete. By CZ Date 4/6/93

☐ Approved copy sent to applicant and to Region. By _____ Date _____

24-Feb-1993

BRENT STOLWORTHY
3669 S HOLMES
IDAHO FALLS ID 83404

RE: Application No. 27-07532

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the application in the MORNING NEWS on 3-4 & 11-1993. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in about five weeks. State Office Personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

Harold W. Jones
Harold W. Jones ^{rb}
Water Right Supervisor

HWJ:rb

RECEIVED

MAY 20 1993

23-Feb-1993

MORNING NEWS
PO BOX 70
BLACKFOOT ID 83221

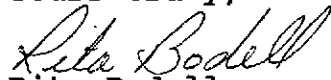
Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before March 22, 1993.

Yours truly,



Rita Bodell
Secretary/Office Coordinator

Encl.

RECEIVED

MAY 20 1993

NOTICE OF PROPOSED AMENDING OF WATER PERMIT

Notice is hereby given that Permit No. 27-07532 in the name of Ronald D. Carlson was issued for the diversion of 3.00 cfs of water from a groundwater source with the points of diversion within the NESW SESWSW Sec 31 T01S R37E, Bingham County, to be used for irrigation of 151 acres April 1 to November 1 within the SENW NESW NWSW SWSW SESW NWSE SWSE Sec 31 T01S R37E, B.M.

The permit holder now proposes to amend Permit No. 27-07532 changing the holder to Brent Stolworthy and the point of diversion to the NENW Sec 14 T01S R36E, Bingham County and the place of use to the NE N1/2NW Sec 14 SW SWSE Sec 11 T01S R36E, B.M.

Any protest to the proposed amending of the permit must be filed with the Idaho Department of Water Resources, 900 N. Skyline Dr., Idaho Falls, ID, 83402, on or before March 22, 1993.

R. Keith Higginson

Director

Published in the Morning News on March 4 & 11, 1993.

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MAY 20 1993

TO: FILE 27-07532

FROM: NORM YOUNG *pcg*

RE: PROCESSING OF AMENDMENT

DATE: FEBRUARY 4, 1993

Brent Stolworthy called me this morning to determine when he could expect an approval on an application to amend the point of diversion and place of use of this right. In subsequent conversations with Skip Jones, I determined that the amendment was in the mail from the Regional Office to the State Office. It had not been advertised and Jones was recommending it not be. I called Jones and Stolworthy and advised them the application would be advertised because it is moving the location about six miles, crossing Snake River and into another irrigation district and community.

When the application is recieved in the state office, find a way of expediting the advertisement, and notify Stolworthy immediately of any protests or that none have been filed when the protest period has expired. The former owner, Ron Carlson, should be asked to document that permit conditions relative to start of construction and diligence have been satisfied.

2/16/93

Jim Johnson returned the amendment of permit to Eastern Region where it will be advertised.

UNRECORDED

MAY 20 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

February 2, 1993

BRENT STOLWORTHY
3669 S HOLMES
IDAHO FALLS ID 83404

Re: Permit No. 27-07532

Dear Permit Holder(s):

We acknowledge receipt of the correspondence transferring ownership of the above referenced water right to you. We have modified our computer records to reflect this change in ownership.

If you have any questions regarding this matter, please feel free to contact us.

Sincerely,

Brenda L. Miller

BRENDA L. MILLER
Water Resource Agent

BLM:cz

Brent Stalworthy
27-07532

3 cfs

529-3891

1/22/93

RECEIVED

MAY 20 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

May 30, 1991

RONALD D. CARLSON
641 E. 800 N.
FIRTH, ID 83236

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 27-07532

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed. You will receive a "Proof Due Notice" from this Department approximately 60 days prior to the completion date requiring you to file either a Proof of Beneficial Use form stating that the project has been completed or file a Request for an Extension of Time in which to file the proof statement.

Be sure to note the special condition requiring you to install a measuring device. Enclosed, for your reference, is a list of measuring device options.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

You should be aware that you are located within a drainage basin where surface water diversions are regulated by a watermaster. It is possible that diversion of groundwater under your permit may cause a reduction of surface water flow. Siting your well as far as possible from surface water channels and casing your well

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so that groundwater tributary to surface water flows are not diverted will reduce the potential for the watermaster to regulate your water use.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosures

RECEIVED
JUN 03 1991

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APPLICATION FOR PERMIT REVIEW

Application #: 27-7532
Date: 5-20-91

Reviewer:

Pam Skaggs

Existing:

✓ No

- 26A-P17

Complete in 1 year - P16

Yes

Proof not submitted - P16

Proof submitted - N/A

Groundwater:

GT. 0.7 cfs

- 01G-P03, 01C-P03(existing well)

LT. 0.7 cfs

- N/A

Drilling Permit:

✓ Approved w/permit

- P99

Not included

- 046-P23(All GW, even existing wells)

Location:

✓ Water Districts

- WD No. 27

Surface water - 005, 005-01H-P01(LT.7 w/pump)

005-01J-P08(GT.7)

✓ Groundwater

- P05

Irrigation Districts - 023

Canal Co. Areas - 023

Drainage Districts - 024

Boise Front (63) - 058 (Groundwater)

✓ Swan Falls Flag - 1 (1, Blank or Other)

Trust - 051-052-053-P74(Cons.), 041(DCMI, w/Irr

Non Trust

- 048-049 or Irr & Dom)

River Basins:

(Surface Water)

Water District Control Condition &....

Boise (63)

- 05A & 11E

Payette (65)

- 047-P04, 059-P71

Snake (01, 02 & 03)

- 11A-P04(01), 061-P07(02/03 No W.D.Cond.)

Use:

Fish Propagation

- 06A, 09E-P10 & 010 (WQ/Choose One),
042(req.), 002-P06(MD), 07A(Spec.),
044(Policy 5G)

Power

Use Power Review

Mining

- 06A or 010, 09E-P10 & 054(req.)

Storage

- 18A-for multiple measuring devices(In WD),
18B-P09(Size)

Rec. & Aesthetic

- 027(Non-Consumptive)

Domestic

- 021(restricted areas)

Ownership:

Non land owner

- 004

Protested:

Agreement

- 020

✓ Beneficial Use Due Date: - 06-01-1993
Other Conditions Recommended

JUN 03 1991

Dist. for staffing: 3-8-91
Submitted for advertising: 3-14-91

Form No. 202a
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATIONS FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY HWS DATE 3-8-91 APPLICATION NO. 27 7532
APPLICANT NAME: CARLSON, RONALD D.

REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
☒ Address
☒ Source (See USGS Quad for names of water sources)
☒ Point of Diversion (10 acres for spring, lot & block descriptions for subdivisions, local name, flow and/or volume)
☒ County
☒ Quantity (flow and/or volume)
☒ Period of Use
☒ Nature of proposed use (Include description of use.)
☒ Description of diverting works
☒ Time required for beneficial use of water
☒ Place of use or acres irrigated
☒ Map
☒ Signature (If applicant is corp. partnership, or municipality, title of signator is required)
☒ Fee
☒ Yes ☐ No* In form to receipt

ADDITIONAL INFORMATION

- ☒ Overlapping place of use (Describe source & relationship to present application on the back.)
☐ Overlapping point of diversion
☐ Yes ☐ No Field check required
☐ Yes ☐ No Field check by _____
☐ Yes ☐ No Field report attached
☐ Yes ☐ No Critical groundwater area
☐ Yes ☐ No Groundwater management area
☐ Yes ☐ No Send dam safety information
☐ Yes ☐ No Send power requirement letter
☐ Yes ☐ No Send fish farm requirement letter
☐ Yes ☐ No Power residency affidavit
☐ Yes ☐ No Power efficiency form
☐ Yes ☐ No Within trustwater boundary (If yes, attach trust water supplementary analysis sheet.)
☐ Yes ☐ No Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.)
☐ See reverse side for additional information

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

Date Requested MAY 03 1991

Department of Water Resources

LOCAL PUBLIC INTEREST

Comments received from

<u> </u> City	<u> </u> Idaho Fish & Game	<u> </u> Irrigation District
<u> </u> County	<u> </u> Idaho Health & Welfare	<u> </u> Canal Company
<u> </u> Reservations	<u> </u> Division of Environment	<u> </u> Other <u> </u>

Project impacts/implications report

COMMENTS

27-07532

CARLSON, RONALD D.
641 E. 800 N.
FIRTH, ID 83236

Source: GROUNDWATER

Diversion Pt: NESW Sec 31 T 01S R 37E
 SESWSW Sec 31 T 01S R 37E

Use: IRRIGATION (3.000 CFS)
 Total Diversion: (3.000 CFS)

Date Filed: 3/ 1/ 1991

In: T01S R37E S31	SENW	NESW	NWSW	SWSW
	SESW	NWSE	SWSE	

151.0 ACRES TOTAL

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