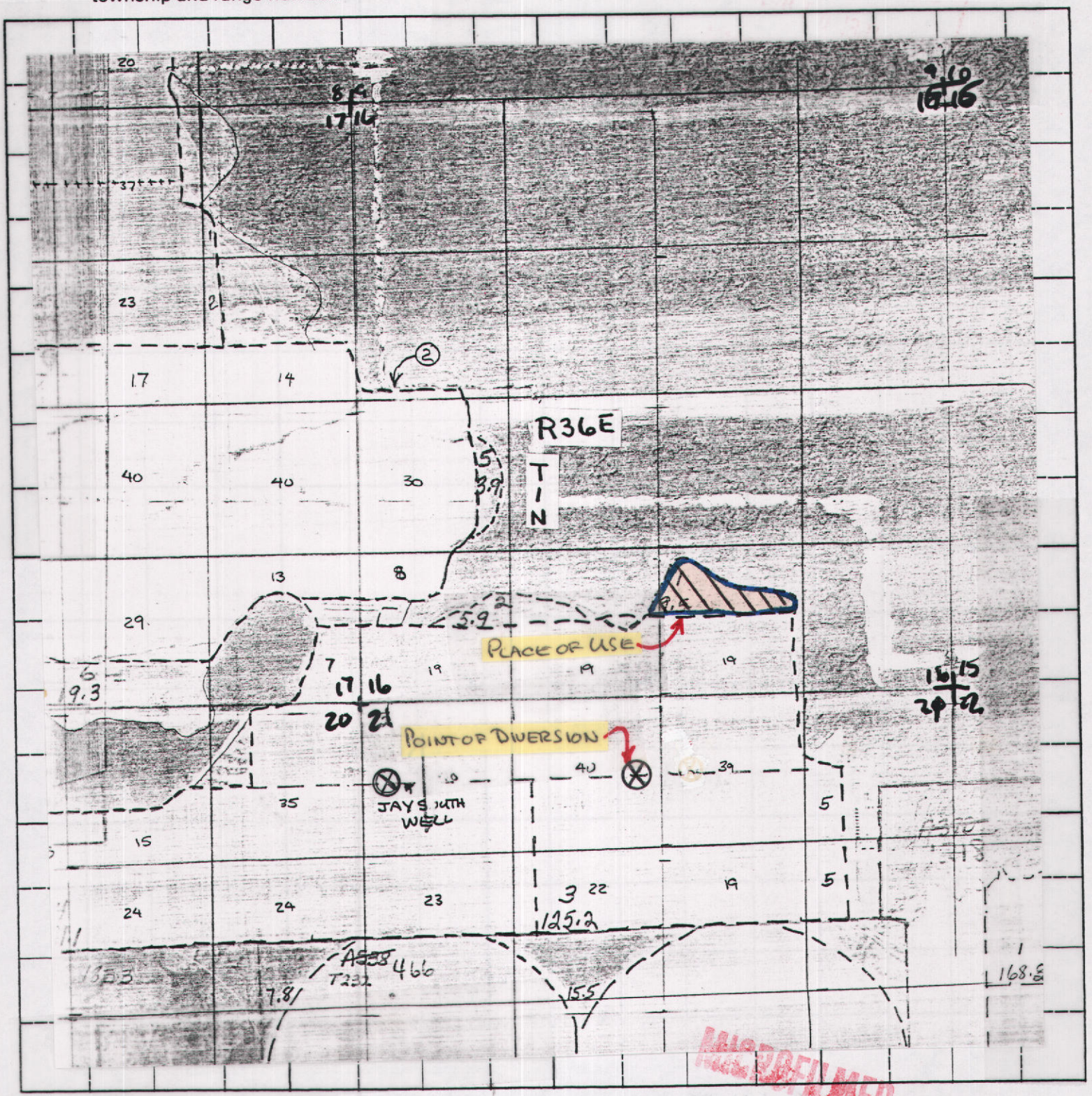
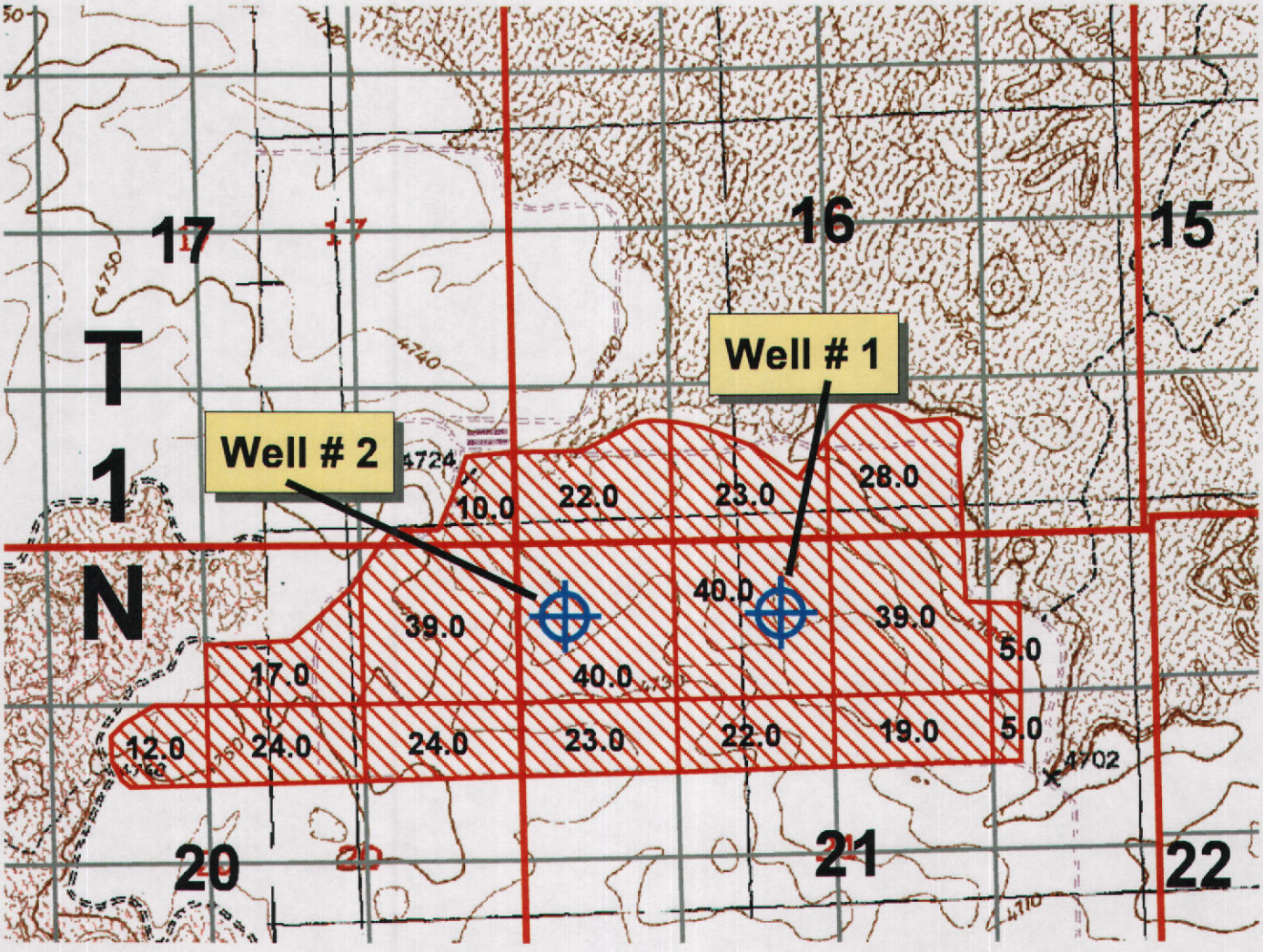
13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: ~~2 inches equal 1 mile~~.

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.

Jay L Holmworthy
(Applicant)



R36E

35-08920

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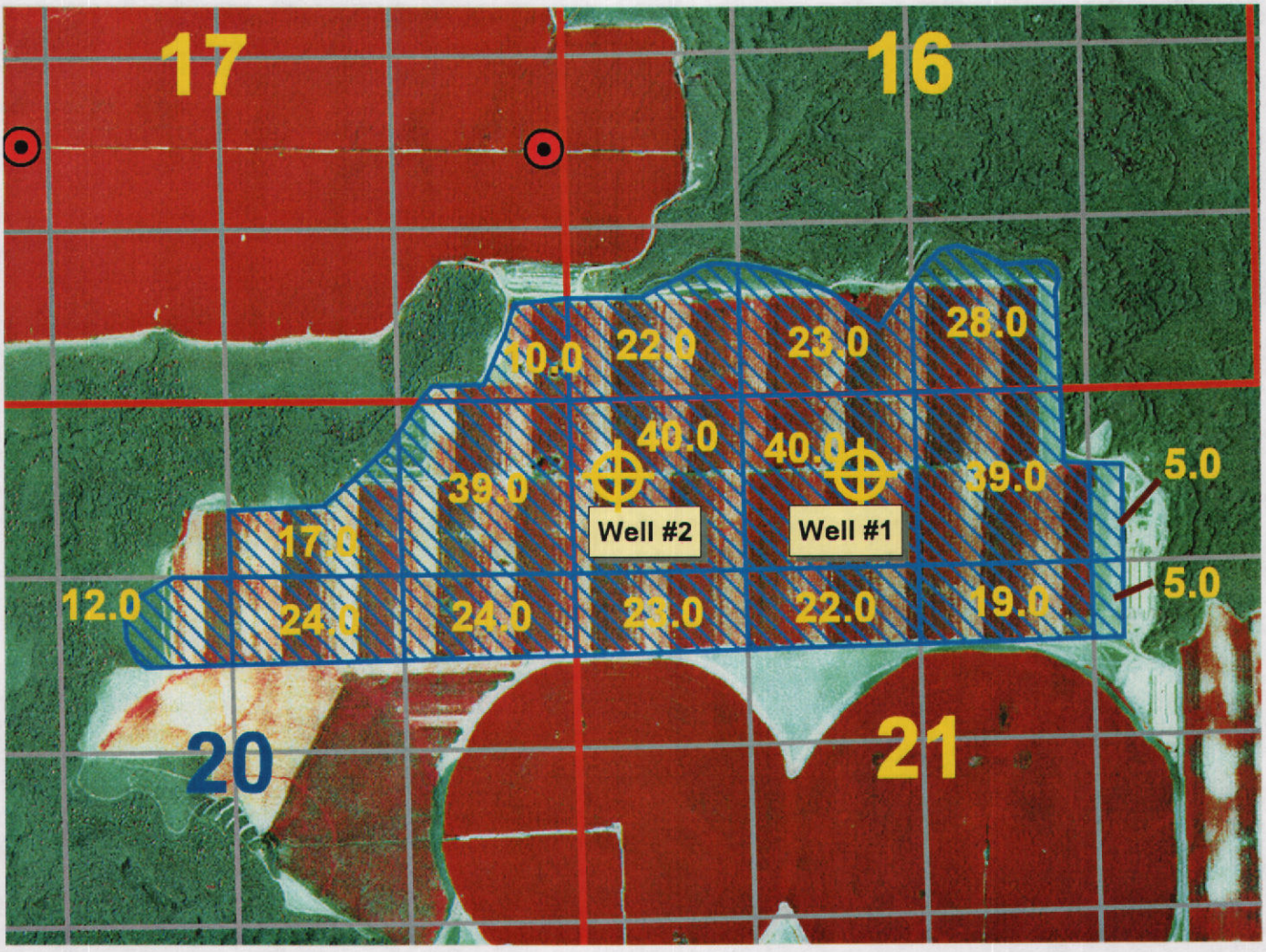

T 1 N

R36E

Permissable Place of Use
35-8919, Part 35-8920
Plus Lic 35-7000D/7368D

Pg 11 of 15

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APR 0 3 2002

35-08920

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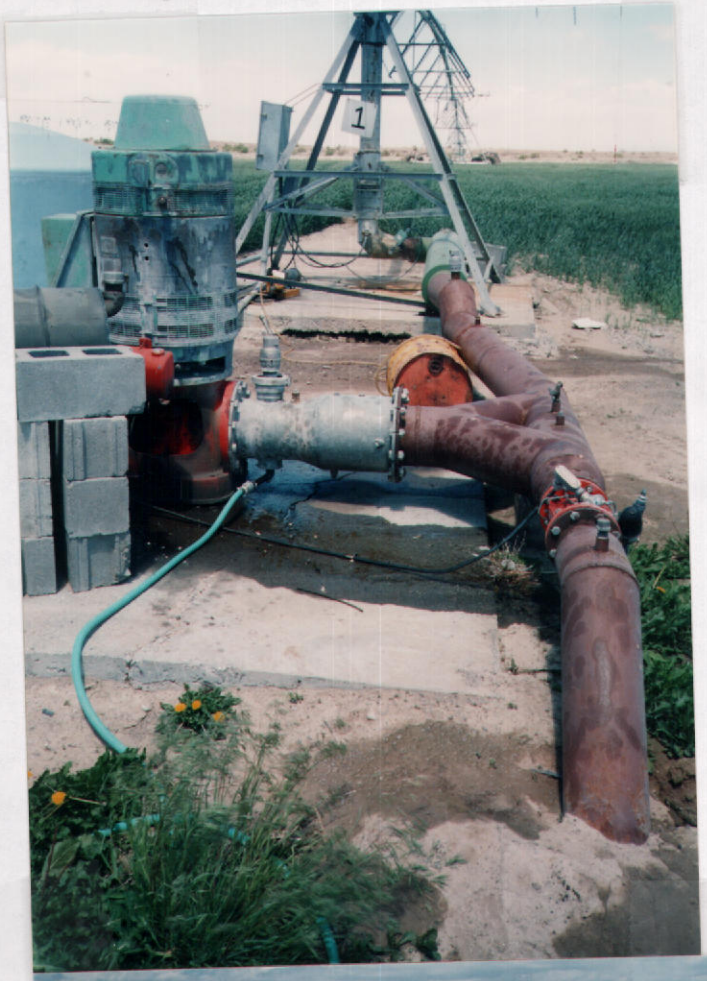
WELL #1

WELL #2

35-8920



System # 1

35-8920

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35-8920

Pg 15 of 15

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APR 0 3 2002

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R36E

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#8

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95.2

176.4

33.6

17

176.4

9a
11.9

14a
10.9

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R36E

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11
6.1

T25N
R36E

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NENW SEC 20 "OUT"

T25 R36E

TIN

20

21

R36E

State of Idaho
Department of Water Resources

Water Right License

WATER RIGHT NO. 35-08920

Priority: September 26,1990

Maximum Diversion Rate: 0.20 CFS
Maximum Diversion Volume: 40.0 AF

It is hereby certified that JAY L STOLWORTHY
820 S PARK
SHELLEY ID 83274 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated September 26, 1990; and has submitted Proof of Beneficial Use on December 09, 1992. An examination indicates that the works have a diversion capacity of 7.28 cfs of water from:

SOURCE
GROUND WATER

and a water right has been established as follows:

BENEFICIAL USE	PERIOD OF USE	DIVERSION RATE	ANNUAL DIVERSION VOLUME
IRRIGATION	04/01 to 10/31	0.19 CFS	40.0 AF

LOCATION OF POINT(S) OF DIVERSION:
GROUND WATER NW¼NW¼NW¼ Sec. 21, Twp 01N, Rge 36E, B.M. BINGHAM County
GROUND WATER NE¼NE¼NW¼ Sec. 21, Twp 01N, 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	
01N 36E 16											22.0	23.0			28.0		73.0
01N 36E 17																10.0	10.0
01N 36E 20	39.0	17.0	24.0	24.0				12.0									116.0
01N 36E 21	5.0	39.0	19.0	5.0	40.0	40.0	23.0	22.0									193.0

Total Acres: 392

CONDITIONS OF APPROVAL

1. Rights 35-7000D, 35-7368D, and 35-8919 are also diverted through the points of diversion described above.

2. Rights 35-7000D, 35-7368D, 35-8919 and 35-8920 when combined shall not exceed a total diversion rate of 7.28 cfs and the irrigation of 392 acres.

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APR 0 3 2002

State of Idaho
Department of Water Resources

Water Right License

WATER RIGHT NO. 35-08920

3. This right is limited to the irrigation of 10 acres within the place of use described above in a single irrigation season.

4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

5. 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 19TH day of MARCH, 2002.

Acting for KARL J. DREHER
Director

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APR 0 3 2002

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MAR 18 2002
Department of Water Resources

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 35-08920

Date of Priority: September 26,1990

Maximum Diversion Rate: 0.20 CFS
Maximum Diversion Volume: 40.0 AF

Comes now JAY L STOLWORTHY
820 S PARK
SHELLEY ID 83274 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. 35-08920, and requests that the permit be changed as follows:

Source: GROUND WATER

BENEFICIAL USE	PERIOD OF USE	RATE OF DIVERSION	ANNUAL VOLUME
IRRIGATION	04/01 to 10/31	0.19 CFS	40.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER BINGHAM County	NW1/4NW1/4NW1/4	Sec. 21, Twp 01N, Rge 36E, B.M.
GROUND WATER BINGHAM County	NE1/4NE1/4NW1/4	Sec. 21, Twp 01N, Rge 36E, B.M.

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	
01N 36E 16											22.0	23.0			28.0		73.0
01N 36E 17																10.0	10.0
01N 36E 20	39.0	17.0	24.0	24.0				12.0									116.0
01N 36E 21	5.0	39.0	19.0	5.0	40.0	40.0	23.0	22.0									193.0

Total Acres: 392

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 12th day of March, 2002.

Jay L Stolworthy
(Signature)

MICROFILMED
APR 03 2002

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT

(For Licensing Purposes)
WATER RIGHT NO. 35-08920

FOR DEPARTMENT USE ONLY

Preliminary check by SVK Fee 50.00 Receipted by JM # C060716 Date 3/18/02

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. 35-08920 with the following:

CONDITIONS OF APPROVAL

1. Rights 35-7000D, 35-7368D, and 35-8919 are also diverted through the points of diversion described above.

2. Rights 35-7000D, 35-7368D, 35-8919 and 35-8920 when combined shall not exceed a total diversion rate of 7.28 cfs and the irrigation of 392 acres.

3. This right is limited to the irrigation of 10 acres within the place of use described above in a single irrigation season.

4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

5. 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 19TH day of MARCH, 2002.

Acting for KARL J. DREHER
Director

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APR 0 3 2002

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 35-08920

Proposed Priority: September 26, 1990 Maximum Diversion Rate: 0.20 CFS
This is to certify, that **JAY L. STOLWORTHY**
820 S. PARK
SHELLEY, ID 83274
has applied for a permit to appropriate water from: **GROUNDWATER**
and a permit is **APPROVED** for development of water as follows:

BENEFICIAL USE	PERIOD OF USE	RATE OF DIVERSION
IRRIGATION	04/01 to 11/01	0.20 CFS

LOCATION OF POINT(S) OF DIVERSION: NENW Sec. 21, Township 01N, Range 36E
BINGHAM County

PLACE OF USE: IRRIGATION

TWN	RGE	SEC		ACRES		ACRES	ACRES	TOTAL
01N	36E	16	SESW	1	SWSE	9		10
					Total number of acres irrigated:			10

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **February 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. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. 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.
6. 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.
7. 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.

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MAR 19 1991

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 35-08920

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
7th day of March, 1991.

for R. Glen Saxton
R. Keith Higginson, Director

MICROFILMED
MAR 1 0 1991

$30.00

Form 202
6/85

Ident. No. 35 8920

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Jay L. Stolworthy Phone 357-3808
   Post office address 820 South Park, Shelley Id 83274
2. Source of water supply GROUNDWATER which is a tributary of _____
3. Location of point of diversion is _____ ¼ of NE ¼ of NW ¼, Govt. Lot _____
   Sec. 21 Township 1N Range 36E B.M. BINGHAM County; additional
   points of diversion if any: _____
4. Water will be used for the following purposes:
   Amount 0.20 (cfs ~~or acre-feet per annum~~) for Irrigation purposes from 4/1 to 11/1 (both dates inclusive)
   Amount _____ (cfs or acre-feet per annum) for _____ purposes from _____ to _____ (both dates inclusive)
   Amount _____ (cfs or acre-feet per annum) for _____ purposes from _____ to _____ (both dates inclusive)
   Amount _____ (cfs or acre-feet per annum) for _____ purposes from _____ to _____ (both dates inclusive)
5. Total quantity to be appropriated is (a) 0.20 (cubic feet per second) and/or (b) _____ (acre feet per annum)
6. Proposed diverting works:
   a. Description of ditches, flumes, pumps, headgates, etc. Well pump mainline to laterals with sprinklers or center pivot.
   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 20 inches; proposed depth of well is 400 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*).

FILED
MAR 19 1991

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

   a. Hydropower; show total feet of head and proposed capacity in KW. _____

   b. Stockwatering; list number and kind of livestock. _____

   c. Municipal; show name of municipality. _____

   d. Domestic; show number of households. _____

   e. Other; describe fully. _____

9. Description of place of use:

   a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

   b. 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	
1N	36E	16												1			9		10

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. NONE

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: _____

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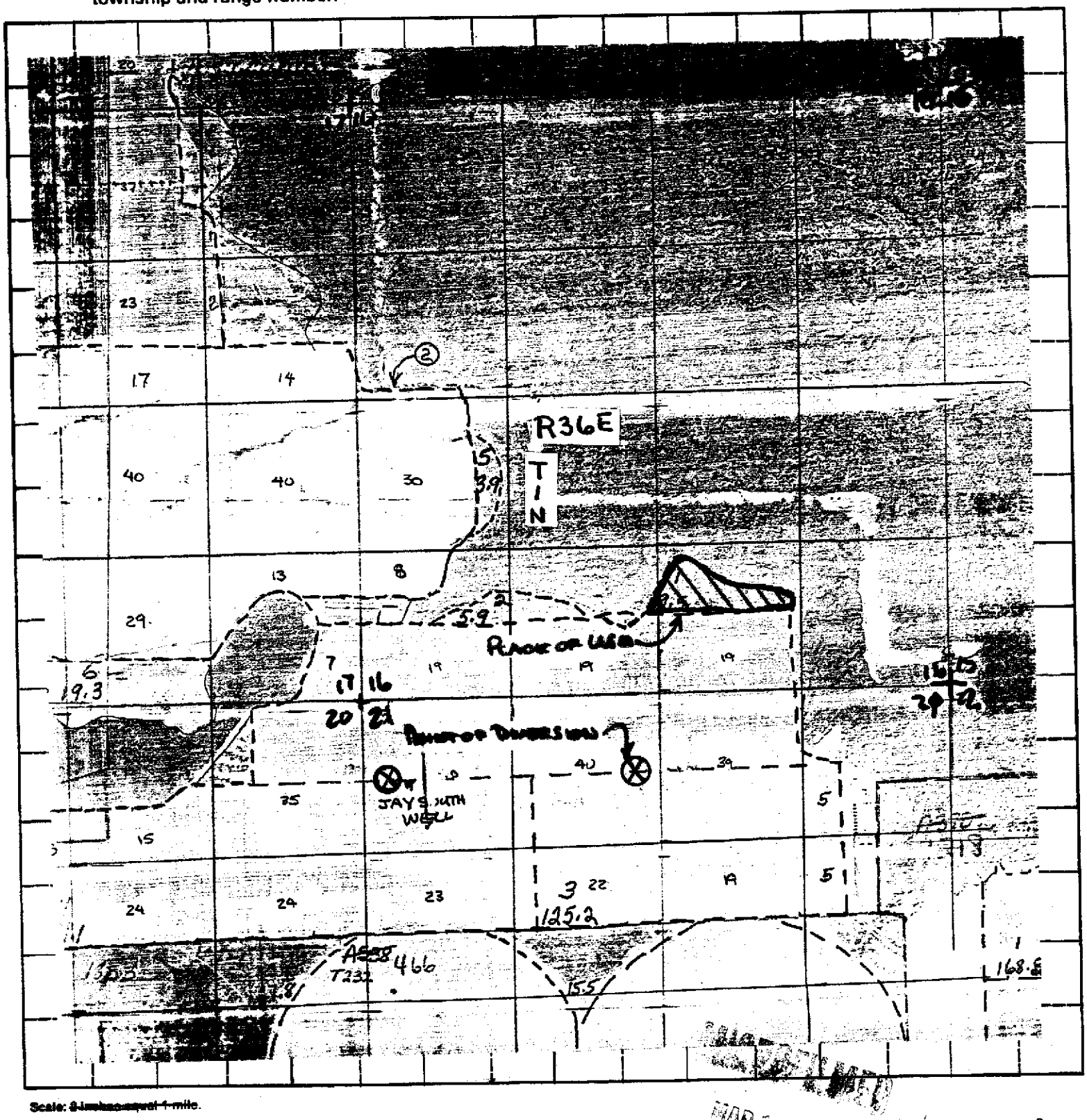
MAR 19 1991

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



Scale: ~~8 inches equal 1 mile.~~

MAR 1 8 19

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.

Jay L. Holcomb
(Applicant)

Assisted By KCW

Received by _____ Date 9-26-90 Time _____ Preliminary check by DMD

Fee $ 30.00 Receipted by KCW # EG 15270 Date 9-26-90

Publication prepared by LB Date 12-6 & 13-90 Published in Morning News

Publication approved LB Date 12-27-90

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:

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MAR 18 1991

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DEC 27 1990
Department of Water Resources
Eastern Division Office

35-08918
LEISY, Deaun
2870 W. 2000 S.
Aberdeen, Idaho 83210

LEISY, Arthur E.
2870 W. 2000 S.
Aberdeen, Idaho 83210
Source: GROUNDWATER
Diversion Pt: SESESW, Sec. 8, T. 06S, R. 31E.
Use: IRRIGATION (1.060 CFS).
Total Diversion: (1.060 CFS).
Date Filed: 10/15/1990.
In: T06S, R31E, S08, NESW, SESW.
53.0 ACRES TOTAL.

35-08919
STOLWORTHY, Jay L.
820 S. Park
Shelley, Idaho 83274
Source: GROUNDWATER
Diversion Pt: NWNW, Sec. 21, T. 01N, R. 36E.
Use: IRRIGATION (.360 CFS).
Total Diversion: (.360 CFS).
Date Filed: 9/26/1990.
In: T01N, R36E, S16, SWSW, SESW, S20 NENE, NWNE, NENW, SENW.
18.0 ACRES TOTAL.

35-08920
STOLWORTHY, Jay L.
820 S. Park
Shelley, Idaho 83274
Source: GROUNDWATER
Diversion Pt: NENW, Sec. 21, T. 01N, R. 36E.
Use: IRRIGATION (.200 CFS).
Total Diversion: (.200 CFS).
Date Filed: 9/26/1990.
In: T01N, R36E, S16, SESW, SWSE.
10.0 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 DECEMBER 24, 1990.

R. KEITH HIGGINSON
Director

(1000)
Pub.: 12/6, 13

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DEC 27 1990

AFFIDAVIT of PUBLICATION

County of Bingham)
)ss
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 circulaton 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 6th day of December, 19 90; and the last publication having been made on the 13th day of December, 19 90; 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 18th day of December, in the year 19 90 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.

Kaye Dayton
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
November 10, 1994

Affidavit Processing Fee..... $5.00

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
322 East Front Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested

PRESORTED FIRST CLASS

UNITED STATES POSTAGE PITNEY BOWES
02 1A $ 00.27[8]
0004389390 APR 22 2005
MAILED FROM ZIP CODE 83702

RECEIVED
APR 27 2005
Department of Water Resources

SCANNED
MAY 0 3 2005

Resent w/ addr chg form 5/2/05 CJD

STOL577 832362003 1105 05 04/27/05
RETURN TO SENDER
STOLWORTHY
3040 THAYER BRIDGE CIR
IDAHO FALLS ID 83402-4659

RETURN TO SENDER

CAACTMS 832362003

35-13377 35-8915
35-13378 35-8920
35-8911
35-8912
35-8913
35-8914

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

March 21, 2002

JAY L STOLWORTHY
1557 E WOLVERINE RD
FIRTH ID 83236

RE: License No. 35-8920 - 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.

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

Shelley W. Keen
Water Rights Supervisor

SWK:klt

Enclosure(s) INCLUDE COPY OF APPLICATION FOR AMENDMENT

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APR 0 3 2002

CERTIFICATE OF SERVICE

I hereby certify that on March 21, 2002 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. 35-8920

JAY L STOLWORTHY
1557 E WOLVERINE RD
FIRTH ID 83236

Kari Lynn Townsend
Secretary

MICROFILMED
APR 0 3 2002

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).

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APR 0 3 2002

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.

MICROFILMED
3 2002

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

March 14, 2002

JAY L STOLWORTHY
1557 E WOLVERINE RD
FIRTH ID 83236

RE: Water Right Permit 35-08920

Dear Permit Holder(s):

I previously forwarded to you an Application for Amendment so that you could amend your permit to depict your water right as it has actually been developed.

As of this date, I have not received this amendment. If I do not receive the amendment within 14 days, a Water Right License will be issued for less than could have been allowed. In case the amendment form I sent you has been misplaced, a new one is enclosed. Please note that the filing fee for this amendment is $50.00.

If you have any questions regarding this matter, please call me at 208-327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SWK:klt

Enclosure

MICROFILMED

APR 0 3 2002

[redacted]

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

R Service Requested

☒ Not Deliverable As Addressed
Unable To Forward
☐ Insufficient Address
☐ Moved, Left No Address
☐ Moved ☐ Refused
☐ Unclaimed ☐ Refused
☐ Attempted-Not Known
☐ No Such Street ☐ Number
☐ Vacant ☐ Illegible
☐ No Mail Receptacle
☐ Box Closed-No Order
☐ Returned For Better Address
☐ Postage Due

SORTED
FIRST CLASS

RECEIVED
FEB 19 2002
Department of Water Resources

FEB 06 02
PB METER 7110094
U.S. POSTAGE
02.55

Permit 35-08920 -
Mail resent to Phone book
address of:
1557 E Wolverine Rd
Firth Id 83236
address change form & Assignment
of Permit form included.
Keri Lepore
2-20-02

MICROFILMED
APR 0 3 2002

Jay L. Stalworthy
1557 E. Wolverine Rd
Firth Id 83236

346-6466

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

02/04/2002

JAY L STOLWORTHY
820 S PARK
SHELLEY ID 83274

RE: Water Right Permit No. 35-08920

Dear Permit Holder(s):

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(s) of Diversion**

✓ **Place(s) 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 208-327-7946.

Sincerely,

Shelley W. Keen

Shelley W. Keen
Water Rights Supervisor

Enclosure(s)

MICROFILMED
APR 0 3 2002

Comment Report

35-8920

1. S. Keen 02/04/2002 License Review
Comment: License review and data entry on 2/4/2002 by S. Keen.

MICROFILMED
APR 0 3 2002

Form 219
6/92

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

BENEFICIAL USE FIELD REPORT

RECEIVED
FEB 11 2002
DEPARTMENT OF WATER RESOURCES

A. GENERAL INFORMATION

Permit No. 35-8920

1. Owner: Jay Stolworthy Phone No. 357-3808

Current Address: 820 S. Park Shelley Id 83274

2. Accompanied by: – EXAM DATE: 6-24-1994

MEASURE DATE 7-2-1998

Address: – Phone No.

Relationship to Permit Holder: –

3. Source: GROUNDWATER tributary to

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 35-7000D/7368D/8919

2. Other water rights with the same point of diversion: 35-7000D/7368D/8919

C. DIVERSION AND DELIVERY SYSTEM

1. **Point(s) of Diversion:**

Ident No.	Gov't Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
#2			NW	NW	21	1N	36E	BINGHAM	ON SITE FSA - AERIAL USGS MAP
#1			NE	NW	21	1N	36E	Bingham	ON SITE FSA AERIAL USGS Map

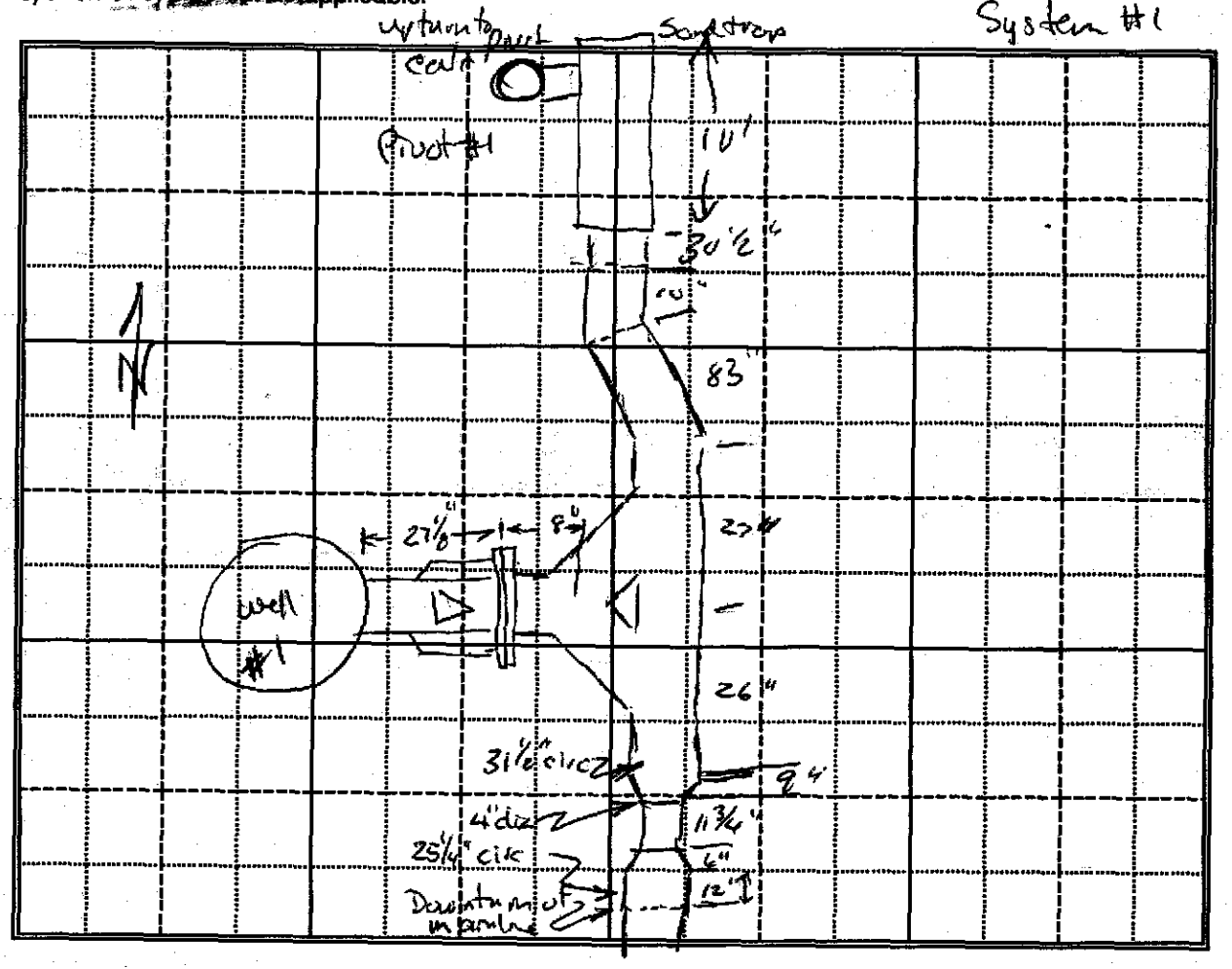
2. **Place(s) of Use:** Indicate Method of Determination FSA AERIAL and PLANIMETER

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
1N	36E	16											22	23			28		73
		17																10	10
		20	39	17	24	24				12									116
		21	5	39	19	5	40	40	23	22									193
																			392

MICROFILMED
APR 03 2002

35-8920

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe I.D. as applicable.



Scale: 1" = _____.

____ Copy of USGS Quadrange Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

____ Aerial Photo Attached (required for irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4. System #1

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
#1	ALLIS-CHALMERS	200	51-347-506	Layne & Bowler Varti-line	0-0028

*Code to correspond with No. on map and aerial photo

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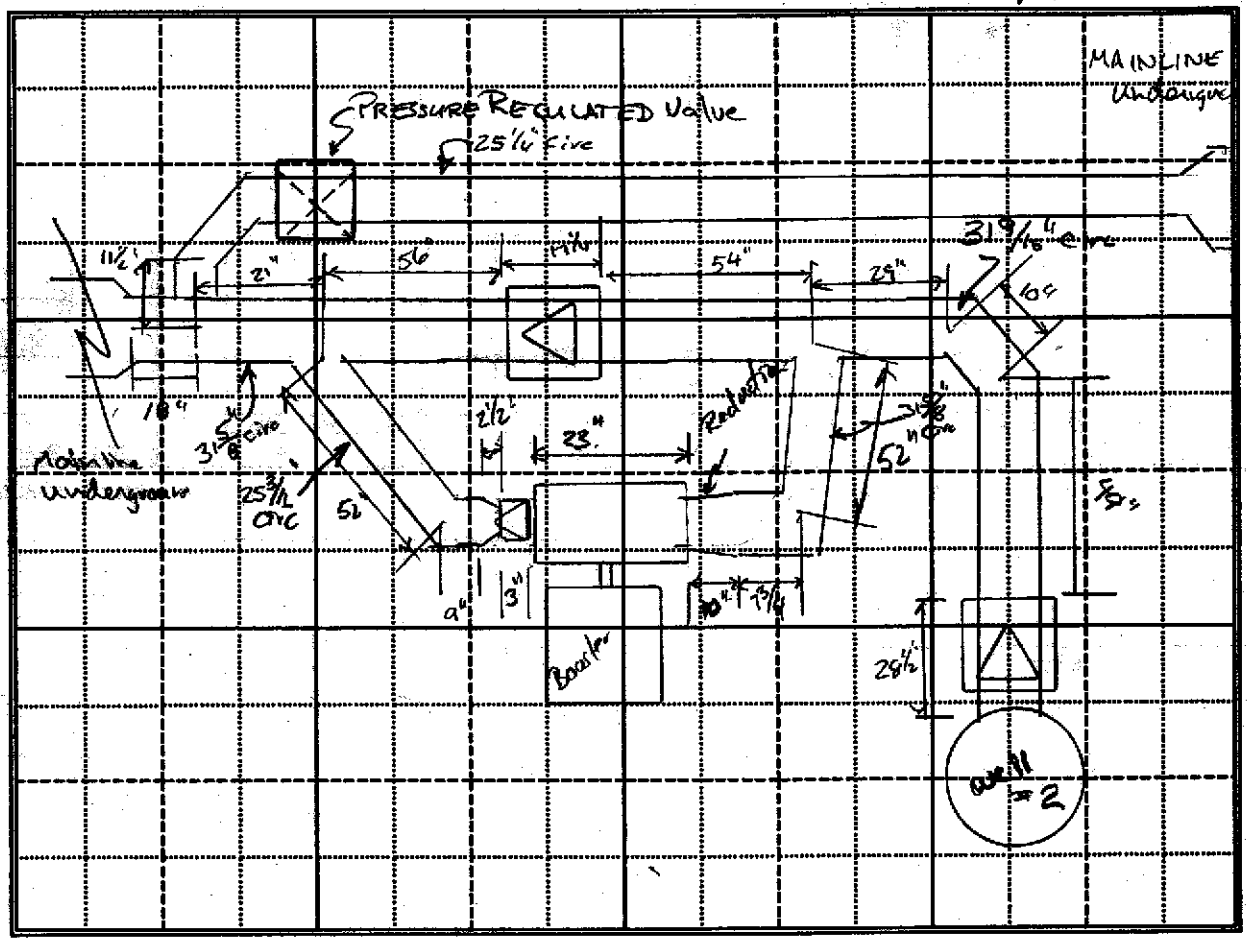
APR 0 3 2002

35-8920

3. **Delivery System Diagram:** Include all major components and distances between components. Indicate weir size/ditch size/pipe I.d. as applicable.

System #2



Scale: 1" = _____.

_____ Copy of USGS Quadrange Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

_____ Aerial Photo Attached (required for irrigation of 10+ acres)

_____ Photo of Diversion and System Attached

4. System #2

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
#2 (Jay Southwell)	U.S. Electric	150	6502 T025S71R025R40	Johnston	
#2 (Booster)	US Electric	60	84-04311 C9418-01-352	Paco	8"

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
PORTABLE FLOW METER	Ultra SONIC	Polysonics	TT-FC	UNKNOWN		

2. **Measurements:** FROM WATER MEASUREMENT DIST. (7-2-1998)

Q#1 = Q BOOST + Q HANDLINES = 1172 gpm + 192.8 gpm = 1364.8 gpm = 3.04 cfs

Q#2 = Q HANDLINES MICROFILMED = 1567 gpm = 3.49 cfs

APR 03 2002

35-8920

E. NARRATIVE/REMARKS/COMMENTS

Well pump mainline to center pivot & laterals with sprinklers

FROM FIELD EXAM 35-7000D/35-7368D Total Q = 9.45cfs

7.28 cfs Recommend for 35-7000D (5.82cfs) and 35-7368D (1.46 cfs)

System #1 & 2 are connected and have been used together.

During the Groundwater Measurement District measurement

Well #1 diverted water to the pivot & handlines.

Well #2 diverted water to only hand lines

Total Q = 6.53 cfs measured*

Recommend permissable place of use and rate/ac = 7.28cfs/392ac = 0.01857 cfs/ac

35-8919 0.33 cfs for 18ac within 392ac

35-8920 0.19 cfs for 10ac within 392ac

35-8920 in combination with 35-8919, 35-7000D & 35-7368D

NOT TO EXCEED 7.28 cfs

*It is the opinion of this examiner that if System #1 & #2 were opperated together the combined Systems could deliver at least the licensed amount of 7.28 cfs.

Recommend rate/ac = 7.28cfs/392ac = 0.01857 cfs/ac

Have conditions of permit approval been met? ✓ yes ___ no

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APR 03 2002

F. FLOW CALCULATIONS ____ Additional Computation Sheets Attached

Measured Method: $Q = Q_{\#1} + Q_{\#2} = 1364.8\,gpm + 1567\,gpm = 2931.8\,gpm = 6.53\,cfs$

$Q_{LICENSED} = 7.28\,cfs$ RECOMMEND RATE/AC = $7.28\,cfs / 392\,ac = 0.01857\,cfs/ac$

$Q_{35-8919} = 18\,ac \times 0.01857\,cfs/ac = 0.33\,cfs$

$Q_{35-8920} = 100\,ac \times 0.01857\,cfs/ac = 6.19\,cfs$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.}$ = (Acres Irrigated) x (Irrigation Requirement) = 10 (4) = 40.0

$V_{D.R.}$ = [Diversion Rate (cfs)] x (Days in Irrigation Season) x 1.9835 = 0.19 (214) 1.9835 = 80.6

V = Smaller of $V_{I.R.}$ and $V_{D.R.}$ = 40

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use From	Period of Use To	Rate of Diversion Q (cfs)	Annual Volume V (afa)
IRRIGATION	4/1	10/31	0.19 cfs	40.0afa
		Totals:	0.19cfs	40.0afa

2. Recommended Amendments

___ 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 PERMISSABLE PLACE OF USE

I. AUTHENTICATION KEITH C WILSON 1-23-2002

Field Examiner's Name KEITH C WILSON Date 6-24-1994

Reviewer _____ Date _____ SEAL

Pg 5 of 15

35-8920

MICROFILMED

APR 0 3 2002

OWNER/OP. = STAN & KENT SEARLE

173 AC PIVOT ON POTATOES + 23 AC HL & POTATOES

Well Pump and Motor Information

"PIVOT #1" 7-2-98

PUMP DATA		MOTOR DATA	
Manufacturer	V-LINE	Manufacturer	G.E.
Serial Number	0028	Serial Number	
Model Number		Rated Horsepower	200
Type		Rated Amps	231
Impeller Diameter		Rated Volts	460
Rated Speed		Rated Speed	1770
Rated Discharge		Phase	3
Rated Head		Service Factor	1.15

Booster Pump and Motor Information

PUMP DATA		MOTOR DATA	
Manufacturer		Manufacturer	
Serial Number		Serial Number	
Model Number		Rated Horsepower	
Type		Rated Amps	
Impeller Diameter		Rated Volts	
Rated Speed		Rated Speed	
Rated Discharge		Phase	
Rated Head		Service Factor	

Well #1

Well #1

Power and Water Metering Information

KILOWATT-HOUR METER		WATER MEASUREMENT EQUIPMENT and PIPE INFORMATION	
Utility	PACIFICORP	Std Meter Manufacturer	POLYSONICS
Pole No.	14236555	Std Meter Model No.	TF-PZ
Meter Manufacturer	G.E.	Std Meter Type	(Sonic) Pyg Collins Hall Anub Dye/chem Other
Meter Serial No.	91457907	Std. Meter Confidence	(Exel) Good Fair Poor 2% 5% 10% >10%
Disc Constant(Kh)	5.60	PSI gauge ID location = disch head?	(Distinct) / Owner ____ (Yes) / No
Rated Voltage	480	Pipe material	STEEL
Demand	4.09	Pipe Outside Diameter	10"
Multiplier (Mult)		Pipe Inside Diameter	t = .11
CTR (Current) PTR (Voltage)		Distance of straight pipe upstream and down	Upstream / Down 5 / 2

Pg 6 of 15

35-8920

Determination of Power Consumption Coefficient

Kilowatts of Energy Consumed

KW = 3.6 × Kh × Multiplier × No. of revolutions(N) ÷ Time(T) in seconds per N

Cond.#1 N = 10 (No. of Disc Rev) Time (sec) = (34.9+34.4+ —)/3 =

3.6 × 3.6 (Kh) × _____ (Mult) × 10 (N) ÷ 34.2 (T) = [redacted]

Cond.#2 N = _____ (No. of Disc Rev) Time (sec) = (_____)+(_____)+(_____)/3 =

3.6 × _____ (Kh) × _____ (Mult) × _____ (N) ÷ _____ (T) = [redacted]

Cond.#3 N = _____ (No. of Disc Rev) Time (sec) = (_____)+(_____)+(_____)/3

3.6 × _____ (Kh) × _____ (Mult) × _____ (N) ÷ _____ (T) = [redacted]

well #1

OUTER DIAMETER
10.0000 IN

PIPE MATERIAL
? CS,SS

WALL THICKNESS
0.1100 IN

SPACING
7.523 IN U

13:02+ 1.172E 3GPM 00R
+00000 *10 G 00R
-00000 *10 G 00R

13:07+ 1.162E 3GPM 00R
+00586 *10 G 00R
-00000 *10 G 00R

13:12+ 1.162E 3GPM 00R
+01171 *10 G 00R
-00000 *10 G 00R

#1 TO #2

Measured Flow Rate and Discharge Pressure

Measured Flow Rate and Discharge Pressure - Enter flow rate as determi water measurement meter in GPM, and discharge pressure measured in PS documentation to support data such as notes, printout tapes etc.

GPM Cond. #1 1171+182 (→ Pivot → Hole) #2 _____ #3 _____

PSI Cond. #1 75 #2 _____ #3 _____

13:17+ 1.161E 3GPM 00I
+01753 *10 G 00I
-00000 *10 G 00I

13:22+ 1.161E 3GPM 00I
+02333 *10 G 00I
-00000 *10 G 00I

well #1

well #1

Power Consumption Coefficient (PCC) = KW × 5431 ÷ GPM

PCC Cond. #1 = [redacted] (KW) × 5431 ÷ [redacted] (gpm) = _____

Percent of seasonal use [redacted] Description [redacted]

PCC Cond. #2 = [redacted] (KW) × 5431 ÷ [redacted] (gpm) = _____

Percent of seasonal use [redacted] Description [redacted]

PCC Cond. #3 = [redacted] (KW) × 5431 ÷ [redacted] (gpm) = _____

Percent of seasonal use [redacted] Description [redacted]

Is the system operator required to track and report **changes in system operati** (see form PCC3)

System Type (all that apply) Pivot, linear / Wheel In / Hand In / Gated pipe, floo

OUTER DIAMETER
8.00000 IN

PIPE MATERIAL
? CS,SS

WALL THICKNESS
0.1000 IN

SPACING
5.785 IN U

13:31+192.845E 0GPM 00R
+00000 *10 G 00R
-00000 *10 G 00R

13:36+180.165E 0GPM 00R
+00091 *10 G 00R
-00000 *10 G 00R

#2 TO #3

182 AVG.

Water Level Data

Does the well have access to measure water levels? Yes / No

Is this well part of USGS, IDWR, or another network of water level monitoring wells? Yes / No / Uncertain

Static Water Level [redacted] ft Pumping Water Level [redacted] ft (at condition #_____)

Date [redacted] Date [redacted]

35-8920

R. D. Hawkes 7-2-98

OWNER/OP. = STAN & KENT SEARLE

"PIVOT 2" 7-2-98

Well Pump and Motor Information

PUMP DATA		MOTOR DATA	
Manufacturer	JOHNSTON	Manufacturer	U.S. MOT.
Serial Number		Serial Number	
Model Number		Rated Horsepower	150
Type		Rated Amps	179
Impeller Diameter		Rated Volts	460
Rated Speed		Rated Speed	1775
Rated Discharge		Phase	3
Rated Head		Service Factor	1.15

103 AC WIPER PIVOT + 68 AC HL4

Booster Pump and Motor Information

PUMP DATA		MOTOR DATA	
Manufacturer	PACO	Manufacturer	U.S. MOT.
Serial Number		Serial Number	
Model Number		Rated Horsepower	60
Type	SPLIT CASE	Rated Amps	74
Impeller Diameter		Rated Volts	460
Rated Speed		Rated Speed	1775
Rated Discharge		Phase	3
Rated Head		Service Factor	1.15

HL4 + PIVOT NW 2

Well #2

Well #2

Power and Water Metering Information

KILOWATT-HOUR METER		WATER MEASUREMENT EQUIPMENT and PIPE INFORMATION	
Utility	PACIFICORP.	Std Meter Manufacturer	POLYSONICS
Pole No.		Std Meter Model No.	TF-PZ
Meter Manufacturer	WEST.	Std Meter Type	(Sonic) Pvg Collins Hall Anub Dye/chem Other
Meter Serial No.	79758912	Std. Meter Confidence	(Excl) Good Fair Poor (2% 5% 10% >10%)
Disc Constant(Kh)	3.6	PSI gauge ID location = disch head?	District (Owner) ____ (Yes) No
Rated Voltage	480	Pipe material	STEEL
Demand	4.72	Pipe Outside Diameter	10"
Multiplier (Mult)		Pipe Inside Diameter	t = .11
CTR (Current) PTR (Voltage)	////	Distance of straight pipe upstream and down	Upstream /Down 3/2

TEST PR NW COND. #

Pg 8 of 15

35-8920

Determination of Power Consumption Coefficient

Kilowatts of Energy Consumed

KW = 3.6 × Kh × Multiplier × No. of revolutions(N) ÷ Time(T) in seconds per

Cond.#1 N = 10 (No. of Disc Rev) Time (sec) = (27.6)+(27.6)+(——)/

3.6 × 3.6 (Kh) × _____ (Mult) × 10 (N) ÷ 27.6 (T) = _____

Cond.#2 N = _____ (No. of Disc Rev) Time (sec) = (_____)+(_____)+(_____)

3.6 × _____ (Kh) × _____ (Mult) × _____ (N) ÷ _____ (T) = _____

Cond.#3 N = _____ (No. of Disc Rev) Time (sec) = (_____)+(_____)+(_____

3.6 × _____ (Kh) × _____ (Mult) × _____ (N) ÷ _____ (T) = _____ ....

HLY ONLY W/BOOSTER

PIVOT ONLY W/ A.W

OUTER DIAMETER
10.000 IN

PIPE MATERIAL
? CS,SS

WALL THICKNESS
0.1098 IN

SPACING
7.523 IN U

14:20+ 1.567E 3GPM 00R
+00000 *10 G 00R
-00000 *10 G 00R

14:20+ 1.563E 3GPM 00M
+00536 *10 G 00M
-00000 *10 G 00M

Measured Flow Rate and Discharge Pressure - Enter flow rate as determined by the "standard" water measurement meter in GPM, and discharge pressure measured in PSI. Attach documentation to support data such as notes, printout tapes etc.

GPM Cond. #1 1565 #2 _____ #3 _____

PSI Cond. #1 78 #2 _____ #3 _____

↳ OWNER'S GAGE

Well #2

Well #2

Power Consumption Coefficient (PCC) = KW × 5431 ÷ GPM

PCC Cond. #1 = _____ (KW) × 5431 ÷ _____ (gpm) = _____ (kWh/ac.ft)

Percent of seasonal use _____ Description _____

PCC Cond. #2 = _____ (KW) × 5431 ÷ _____ (gpm) = _____ (kWh/ac.ft)

Percent of seasonal use _____ Description _____

PCC Cond. #3 = _____ (KW) × 5431 ÷ _____ (gpm) = _____ (kWh/ac.ft)

Percent of seasonal use _____ Description _____

Is the system operator required to track and report changes in system operation (Yes) / No
(see form PCC3)

System Type (all that apply) Pivot, linear / Wheel ln/ Hand ln / Gated pipe, flood / Drip/ Open dsch

Water Level Data

Does the well have access to measure water levels? Yes (No)

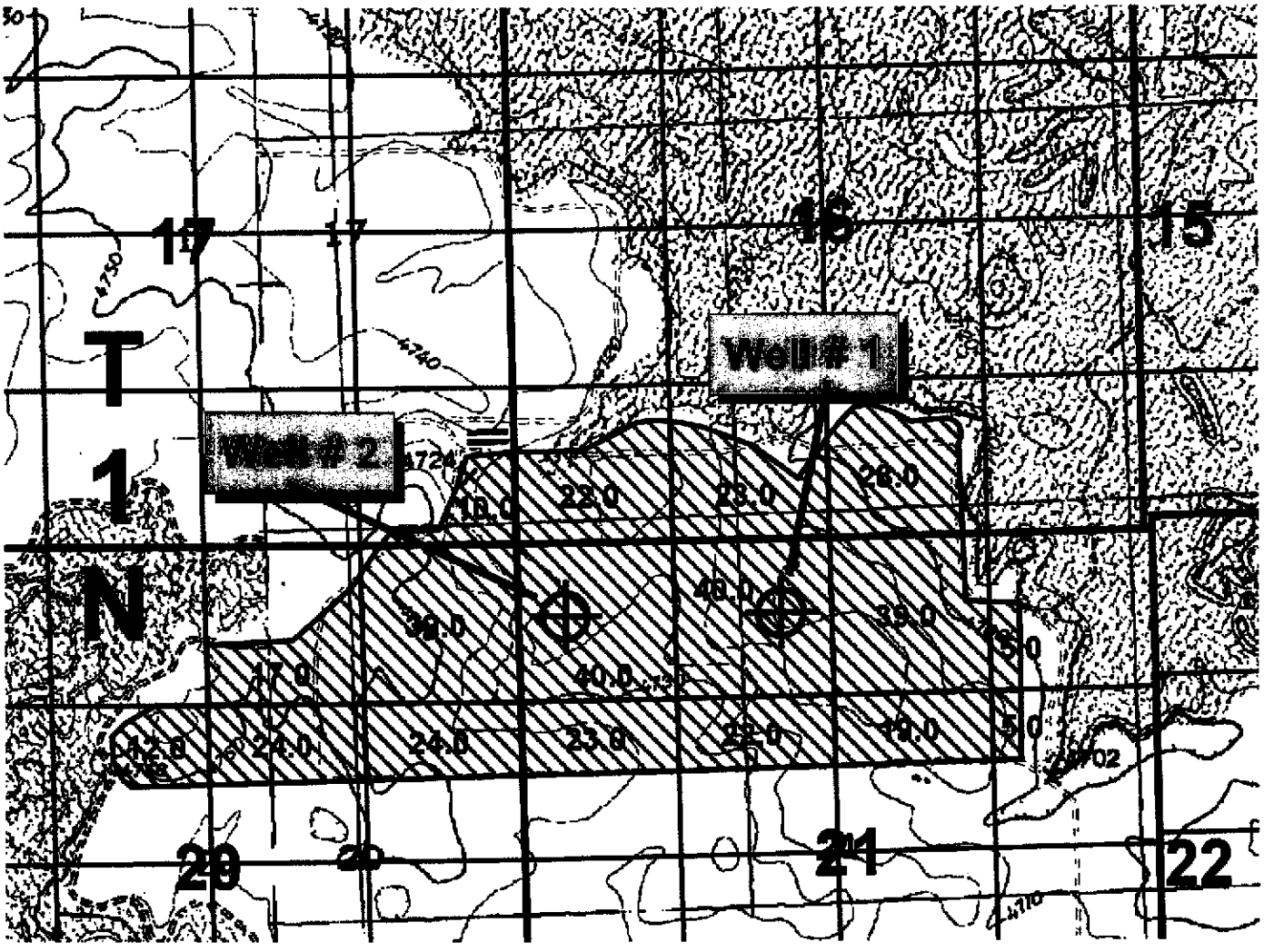
Is this well part of USGS, IDWR, or another network of water level monitoring wells? Yes / No / Uncertain

Static Water Level _____ ft Pumping Water Level _____ ft (at condition #_____)

Date _____ Date _____

R. D. Hawkes 7-2-98

35-8920



35-08920

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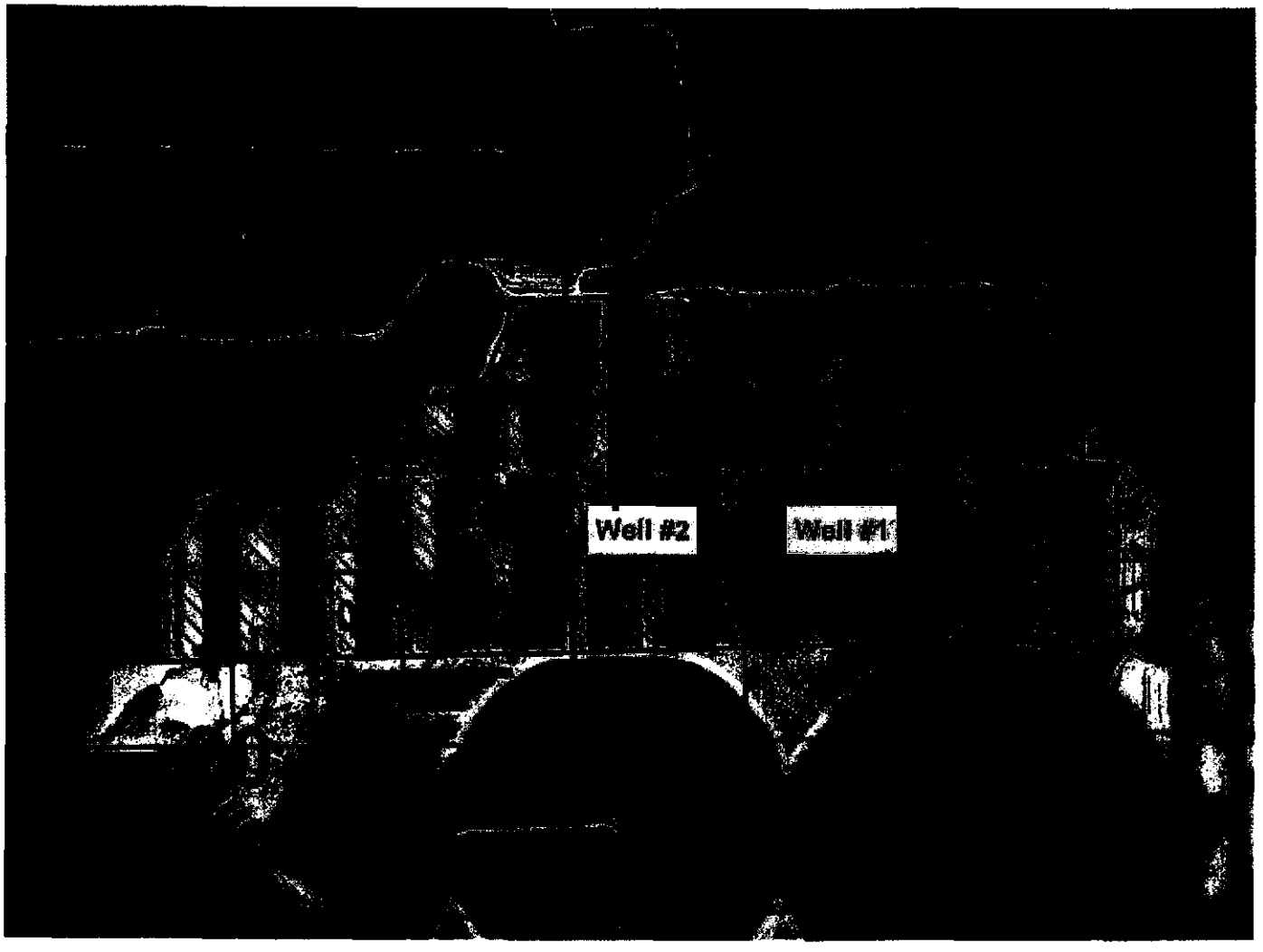
APR 03 2002



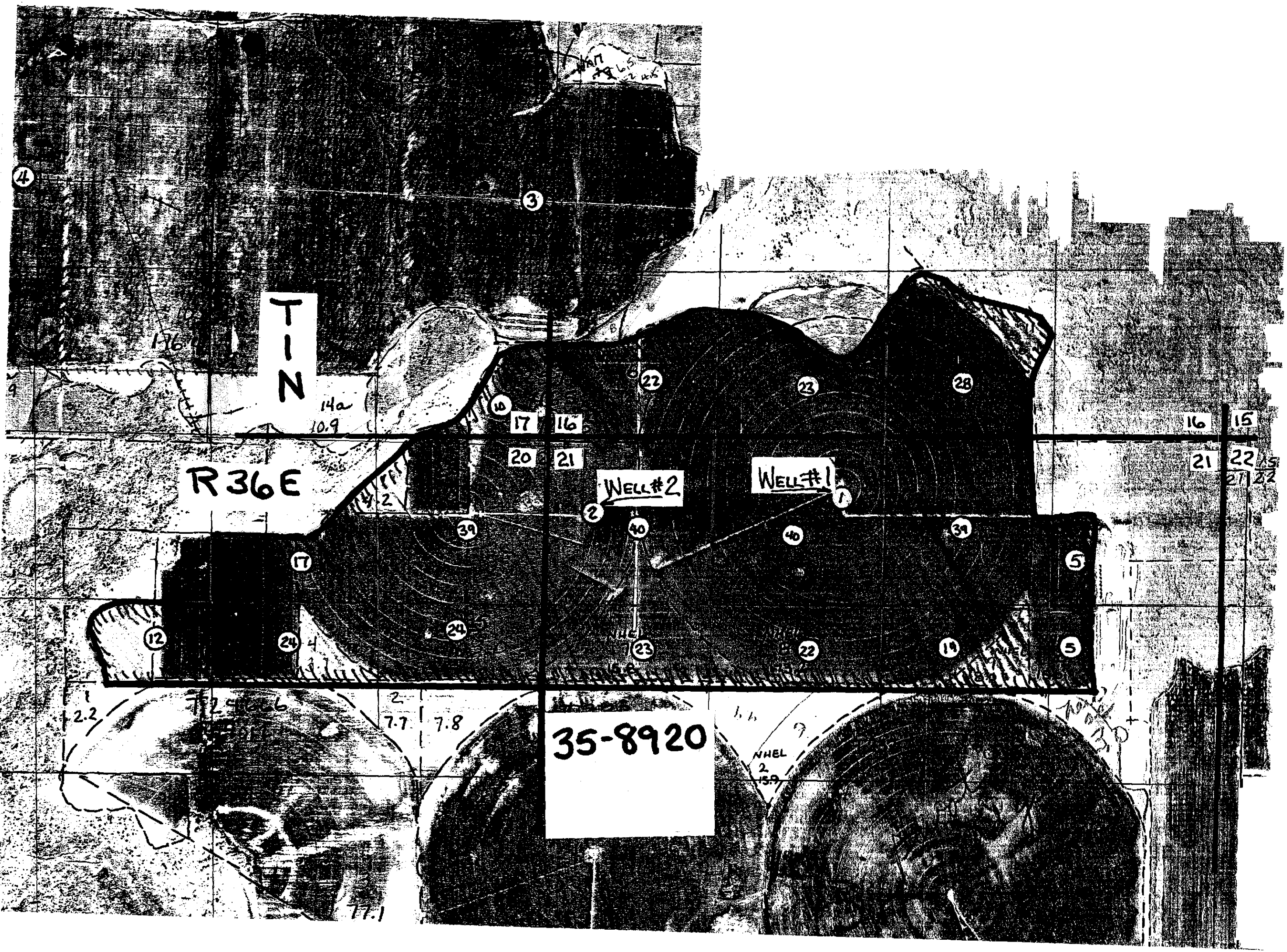
T
1
N

R36E

Permissable Place of Use
35-8919, Part 35-8920
Plus Lic 35-7000D/7368D

MICROFILMED
APR 0 3 2002

35-08920


TIN
R36E
WELL#2
WELL#1
35-8920
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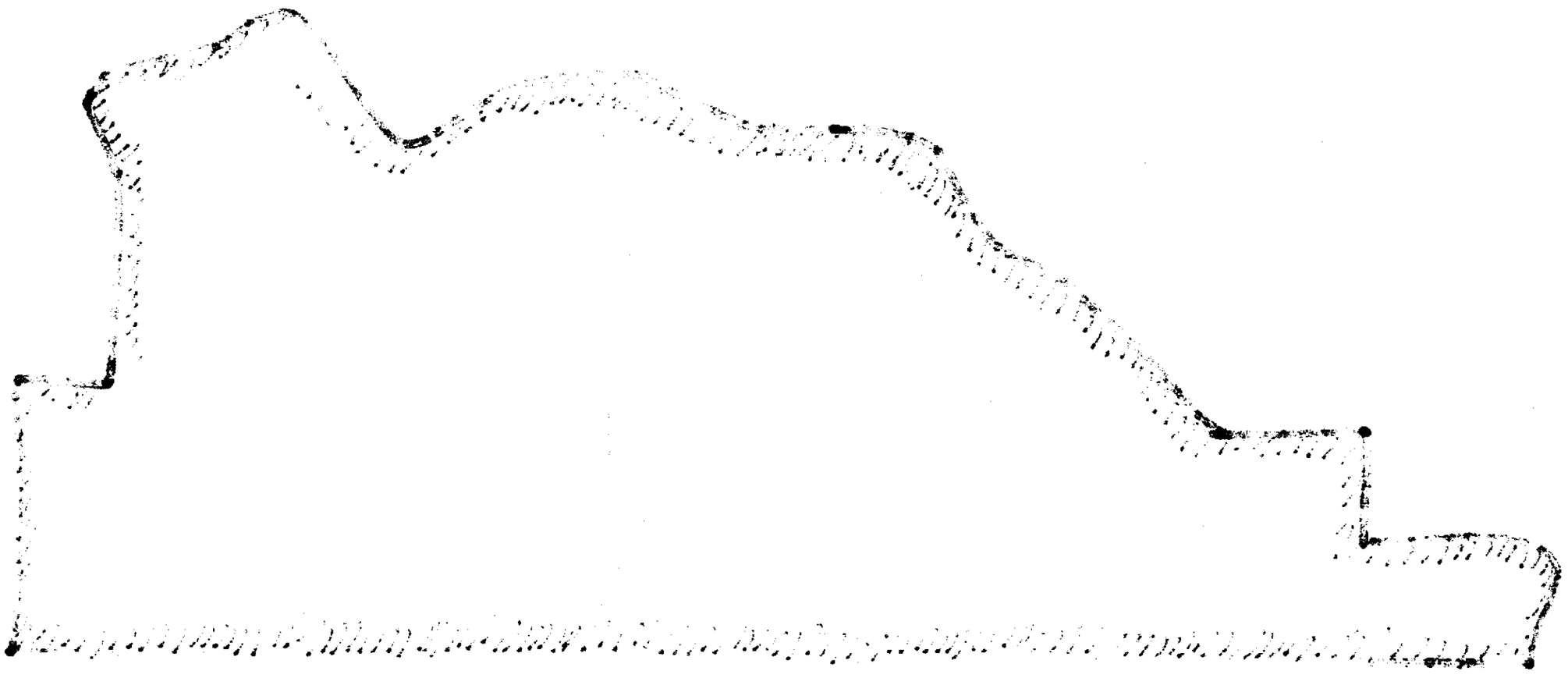
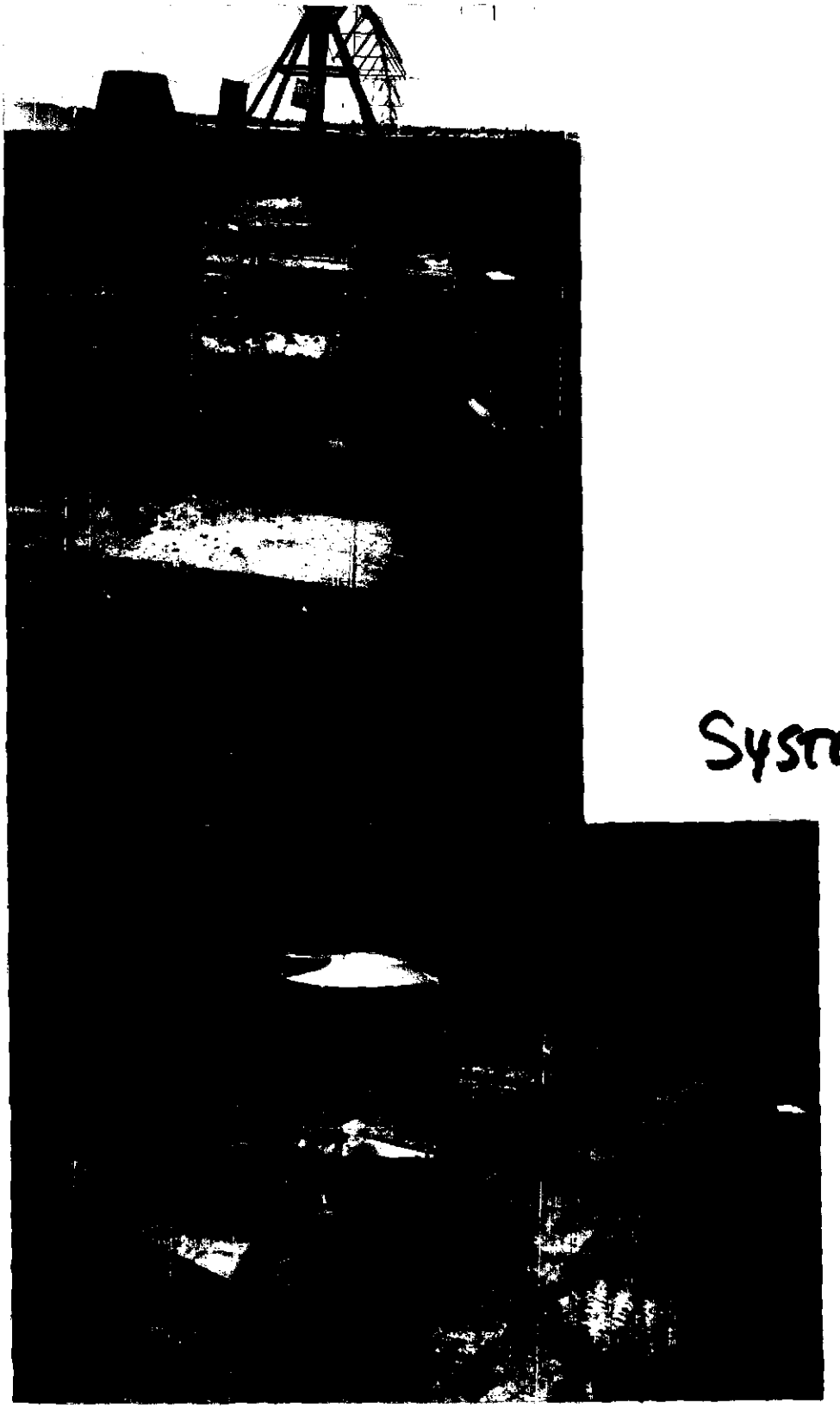


MICROFILMED
APR 0 3 2002

35-8920



System # 1

35-8920

APR 0 3 2002

Booster

Well #2

MICROFILMED

APR 0 3 2002

358920

← well #2

Booster

35-8920

pg 15 of 15

MICROFILMED

APR 0 3 2002

T25720
465

T25720
465

5.0

ALL NAEL

#8

7

18

11.9

4
36.0

5
95.2

VON
A9

BLM
7.0

TIN

R36E

18

17

4

13

18

24

19

19

20

9a
11.9

14a
10.9

ATTACHMENT "A"
FSA AERIAL FOR INFO ONLY

35- 8920

MICROFILMED
APR 0 3 2002

R36E

T25720
465

T1N

R36E

ATTACHMENT "B"
FSA AERIAL FOR INFO ONLY

35-8920

MICROFILMED
APR 0 3 2002

17

4

3

176

9a
11.9

14a
10.9

17 16

20 21

16 15

21 22

1
4.2

NENW
SEC 20
"OUT"

4
3.7

NHEL
15.8

NHEL
9
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2
7.7

7.8

20

21

TIN

R36E

7.1

ATTACHMENT "C"

FSA AERIAL INFO ONLY

35-8920

MICROFILMED
APR 0 3 2002

State of Idaho
DEPARTMENT OF WATER RESOURCES
900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Memorandum

TO: **January 29, 2002**

FILES 35-8911, 35-8913, 35-8914, 35-8915, 35-8924B
35-8912, 35-8924A
35-8910, 35-8920

FROM: Keith C. Wilson – Senior Resource Agent – Eastern

RE: Acreage calculations

The total irrigated acres, for each system(s) covered by these permits, was determined using a planimeter and the FSA aerials. Arc View was used to draw the place of use as shown on the FSA aerials and to determine the irrigated acres per quarter-quarter. To insure accuracy, the irrigated acres (determined by using the planimeter) were compared to the acres per quarter-quarter from Arc View.

Keith C. Wilson
Senior Resource Agent

Attachment "D"

35-8920

MICROFILMED
APR 0 3 2002

December 18, 1992

JAY L. STOLWORTHY
820 S. PARK
SHELLEY ID 83274

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 35-08920

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. 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.

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
Secretary/Records Manager

c: IDWR - Region

JAN 26 1993

Form 217
11/91

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DEC 14 1992
Department of Water Resources

OFFICE USE ONLY
Amt. of Fee $ 50.00
Date 12-9-92
Receipt No. E018153
Receipt by HGJ

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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. 35-08920 Telephone No. 357-3808
2. Name(s) of Permit Holder(s): Jay Stolworthy
3. Mailing Address: 820 S. Park Shelley, ID 83274
4. Source of Water: Groundwater

   If **GROUNDWATER**, Well Driller's Name: Vollmer Date Drilled: Feb. 1990

   OPTIONAL:
   Pump horsepower: 200 Pressure (psi): _____ Dynamic pumping level (ft.): _____

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

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

   Irrigation 10 (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted 0.20 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: $ 50.00 (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.

   See above
   Name Telephone No.

   820 South Park Shelley, Idaho 83274
   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.

Feb. 92
Date

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

JAN 26 1993

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 35-08920 Reviewed by klg Date 12/15/92

GENERAL CONSIDERATIONS

yes Name same as permit?
yes Address same as permit?
yes Proof timely received?
If not, complete calculation below.

TYPES OF USE

irrigate-10

Correct Uses? yes

SOURCE OF WATER

_____ Surface water source
✓ Ground water source
yes Drilling permit required?
yes Copy in the file? Drilling Permit No. 35-90-E-0010-000
100 Amount paid for permit yes Correct?
yes Well log in the file? data entry Report

LICENSE EXAMINATION FEE

yes Required?
50 Amount Submitted
yes Correct?

MEASURING DEVICE

NA Required?
_____ Installed?
_____ Waiver requested?

PRIORITY CALCULATION

Date proof received	NA		
Date proof due	/	-	
No. of days late	/	=	
Priority Date	/	+	
New Priority Date	/		

DEFICIENCIES OR ACTION ITEMS

proof acceptable

DATA ENTRY
New Address _____ Proof Made 12/9/92
12/18/92 klg

Form 235-1
9/89

Drilling Permit No. 35-7D-E-010
Water Right Permit No. 35-7000D + 35-7368D
Injection Permit No. _____

State of Idaho
Department of Water Resources

D R I L L I N G P E R M I T

1. Applicant Jay Stalworthy
2. Mailing Address 820 S. Park Shelley, ID 83274
   _____ Telephone 357-3808
   (X) Well Owner ( ) Well Operator ( ) Other, specify _____
3. Proposed well location NE 1/4 NW 1/4, or Gov't lot No. _____,
   Sec. 21, Twp. 1N, Rge. 36E, County _____,
   Street Address of Well Site _____,
   Lot, block and subdivision _____
4. Proposed use of well:
   ( ) Single family or stockwater use (less than 13,000 gallons per day)
   (X) Irrigation (more than 1/2 acre)
   ( ) Monitoring - A well bore schematic and map is required for each well.
   No. of proposed wells: _____
   ( ) Other (describe fully) _____
5. Well construction information:
   A. (X) New well ( ) Deepen ( ) Replace - See Condition 9.
   B. Proposed surface diameter 14" Maximum depth 360
   C. Anticipated bottom hole temperature:
   (X) 85°F or less (Cold water well)
   ( ) 85°F to 212°F (Low temp. geothermal well)
   ( ) 212°F or more (Geothermal well)

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6. Construction Start Date ASAP
7. Anticipated Well Driller Kenneth Vollmer
   NOTE: The actual well driller must be identified prior to drilling.
8. Applicant's signature Jay L Stalworthy Date Jan 16, 1990
   Title _____
   (Owner, Firm Representative, Other)

**Fee is $10 for single family domestic. Other uses may be up to $100

AC N OF DEPARTMENT OF WATER RESOU S

This Permit is Approved. Date 7-22-92.

If approved, this permit authorizes the construction of a well subject to the following conditions. READ CAREFULLY!

GENERAL CONDITIONS:

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation, injection wells and well construction standards.

2. This drilling permit is valid for two (2) months from the above approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.

3. This permit does not constitute the approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well.

4. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.

5. Approval of this drilling permit does not authorize trespass on the land of another party.

6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.

7. This drilling permit does not represent a right to divert and use the water of the State of Idaho.

8. If a bottom hole temperature of 85°F or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.

9. If this permit is for a replacement well, the well being replaced must be abandoned in accordance with Department Rules and Regulations.

SPECIFIC CONDITIONS:

Signature of Authorized Department Representative — Mgr.

Title — Groundwater Prot. Section

Receipt No. E011741 Receipted by HCS Fee $100.00 Date 1-16-93

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date JAN 26 1993

This extension is good for 60 days beyond the above extension approval date.

PERMIT NUMBER	OWNER CODE	NAME & ADDRESS	TWP	RGE	SEC	TRACT	LOT	COUNTY
35-90-E-0010-000	O	JAY STOLWORTHY SHELLEY, ID 83274	01N	36E	21	NE NW		BINGHAM

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

Geographic Location:
Accuracy Code:
Lat: : : N
Long: : : W

Proposed Use of Well: Irrigation Proposed Casing Diameter: In. Proposed Depth: 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:
Date Approved:
Proposed Start Date:
Extension Date:
Extension Expiration:

Receipt No. Receipt Date Fee
$

Permit Remarks:

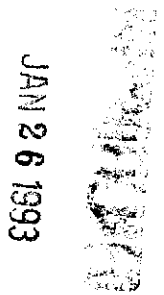
WELL DRILLER'S LOG REPORT

Drilling Permit No: 35-90-E-0010-000 Water Right No: 35-07000D
Injection Permit No:

Nature of Work: NEW WELL Construction Method: ROTARY & AIR Number of Monitor Wells:

Casing Diameter:	16	In.	Static Water Level:	227	Ft.	Actual Start Date:	10/12/1992
Depth of Casing:	275	Ft.	Temperature:		F.	Well Finish Date:	10/17/1992
Total Depth:	350	Ft.	Production Rate:		GPM	Log Received Date:	10/22/1992
Screen Installed?	No					Certification Date:	10/20/1992
						Field Inspection Date:	Inspector:

Well Log Remarks:



November 30, 1992

JAY L. STOLWORTHY
820 S. PARK
SHELLEY ID 83274

PROOF DUE NOTICE

RE: PERMIT NO. 35-08920

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 February 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

CERTIFIED MAIL
NO. 139669

RECEIVED

JAN 26 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

March 18, 1991

JAY L. STOLWORTHY
820 S. PARK
SHELLEY, ID 83274

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 35-08920

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.

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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MAR 19 1991

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

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MAR 1 8 1991

APPLICATION FOR PERMIT REVIEW

Application #: 35-8920 Reviewer: Pam Skaggs PS
Date: 2-11-91

✓ **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. 01
  - 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 or Blank)
- Trust - 051-052-053-P74(Cons.), 041(DCMI, w/Irr or Irr & Dom)
- ✓ Non Trust - 048-049

River Basins:
- (Surface Water) Water District Control Condition &....
- Boise (63) - 11D-P72
- Payette (65) - 047-P04, 059-P71
- Snake (01, 02 & 03) - 11A-P04(01), 061-P07(02/03 No W.D.Cond.)

Use:
- Fish Propagation - 002-P06, 06A, 007, 09E-P10, 010, 042, 044
- Power - Use Power Review
- Mining - 06A, 006, 09E-P10, 010, 054(req.)
- Storage - 18A-P for multiple measuring devices(In W.D.), 18B-P09(Size)
- Rec. & Aesthetic - 027(Non-Consumptive)
- Domestic - 021(restricted areas)

Ownership:
- Non land owner - 004

Protested:
- Agreement - 020

Minimum Stream Flow:
- Overlapping uses - 029-P20

✓ **Beneficial Use Due Date:** - 02-01-1993

Other Conditions Recommended _____

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MAR 19 1991

3-6-91

Dist. for staffing: 11-2-90
Submitted for advertising: 11-6-90

Form No. 202a
4/87

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

35 8920

INITIAL REVIEW BY Dennis Dunn **DATE** 6 Nov 1990 **APPLICATION NO.**
APPLICANT NAME: JAY L. STOLWORTHY

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 Pending transfer adding Pd / Jay South Well
- ____ Yes ✓ No Field check required
  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

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JAN 09 1991
Department of Water Resources

* Pd is within the trustwater. Pd is out.

PROCESSING ✓Yes ___No In form for advertising
___Yes ✓No Statewide advertising
✓Yes ___No Fee amount, receipt date & No. recorded on application

SEND COPIES TO
___Idaho Dept. of Health & Welfare
___Idaho Dept. of Fish & Game
___Idaho Dept. of Lands
___Adjudication Bureau Unit
___U.S. BLM
___U.S. Forest Service
___Water District
___Other ___

FINAL REGIONAL PROCESSING REVIEW

✓Yes ___No Affidavit of publication received
✓Yes ___No Application published correctly. If not, record action taken.

✓Yes ___No Publication dates & paper, recorded on application
___Yes ✓No Protests received
Final date for protest 12-24-90
~~Yes~~ ___No Protests, dates, resolution of protest, recorded on application
___Yes ___No Recommendations, attached
___Yes ___No Measuring device required
✓Yes ___No Access port required
___Yes ✓No Will water be delivered by watermaster? If yes, what Dist. ___
✓Yes ___No Special conditions of approval or cover letter below. ___

___See below for additional information
Date of priority recommended 9-26-90
By HWJ Date 1-2-91

STATE OFFICE REVIEW ___

___See below for additional information
By ___ Date ___

ADDITIONAL INFORMATION

Condition: 20167

LOCAL PUBLIC INTEREST

Comments received from

_____City	_____Idaho Fish & Game	_____Irrigation District
_____County	_____Idaho Health & Welfare	_____Canal Company
_____Reservations	_____Division of Environment	_____Other_____

Project impacts/implications report

COMMENTS

_____

_____

_____

_____

_____

_____

_____

_____

_____

35-08920

STOLWORTHY, JAY L.
820 S. PARK
SHELLEY, ID 83274

Source: GROUNDWATER

Diversion Pt: NENW Sec 21 T 01N R 36E

Use: IRRIGATION (.200 CFS)
Total Diversion: (.200 CFS)

Date Filed: 9/26/ 1990

In: T01N R36E S16 SESW SWSE

10.0 ACRES TOTAL

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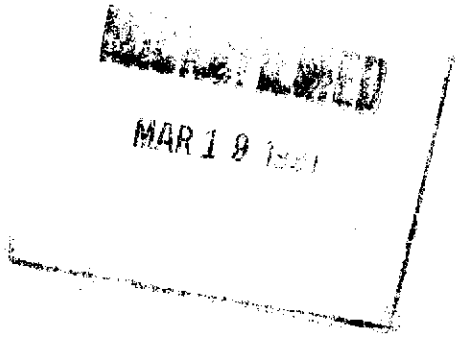
MAR 19 1991

The permit(s) will be subject to all prior water rights. Protests may be submitted based [redacted] the criteria of Sec. 42-[redacted]A, 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 DECEMBER 24, 1990.

R. Keith Higginson, Director

Published 12/ 6/1990 & 12/13/1990



27-Nov-1990

JAY L STOLWORTHY
820 S PARK
SHELLEY ID 83274

RE: Application No. 35-8919 & 35-8920

Dear Water Right Applicant:

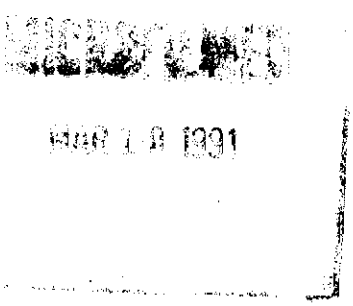
The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the application in MORNING NEWS on DECEMBER 6 & 13, 1990. The advertisement will be published for two consecutive weeks, and a period of ten days following the second 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
Water Rights Supervisor

HWJ/rb