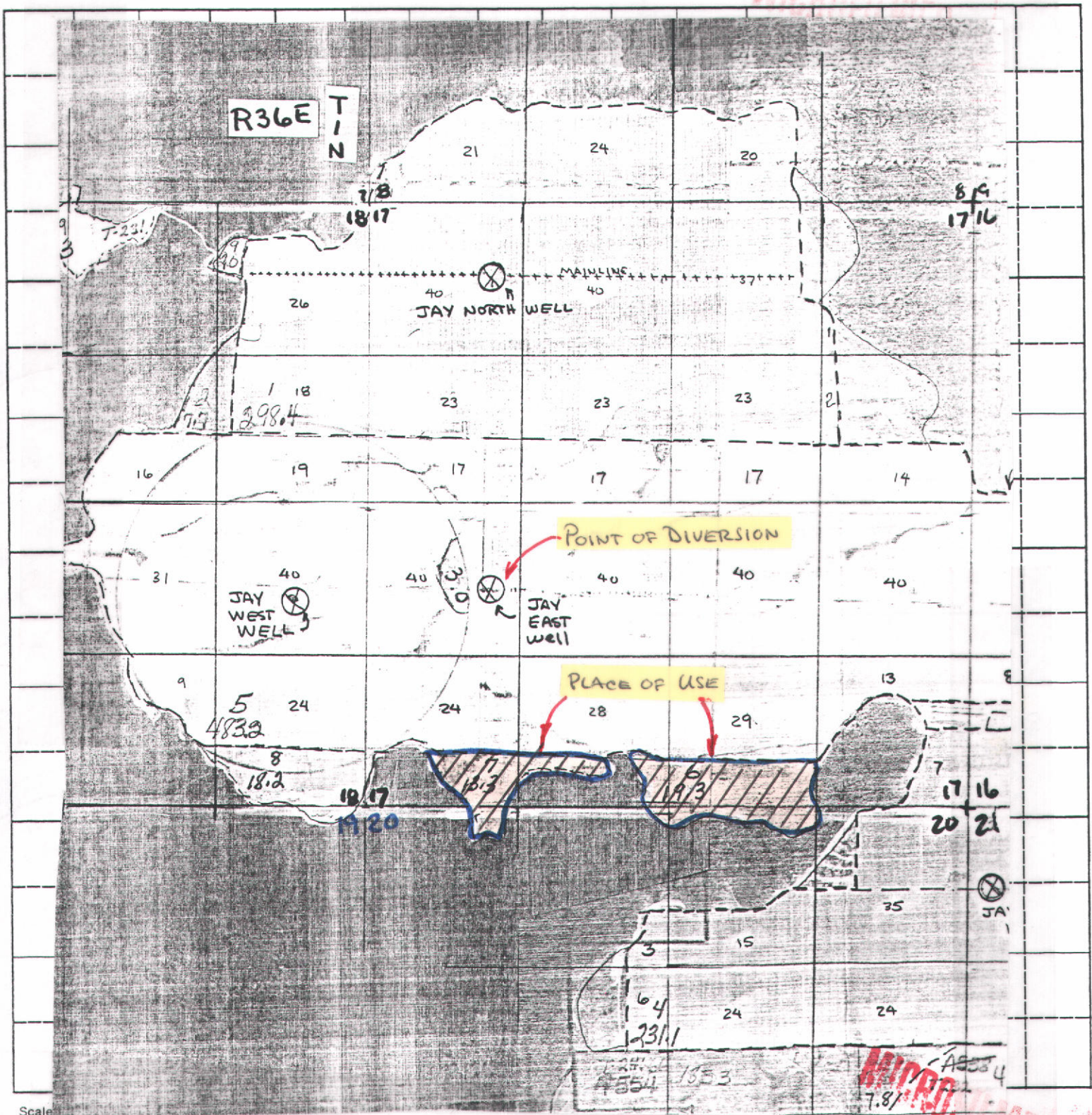


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Jay Z Holmuth
(Applicant)

APPROVED
JUL 10 1991

Idaho Dept. of Water Resources
Place of Use Comparison Report

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Permit	35 8915	JAY L STOLWORTHY,	GROUND WATER	01N36E16											4	3					7
Rec	35 7000C	JAY L STOLWORTHY, MERRI LYNN STOLWORTHY,	GROUND WATER	01N36E16								2			30	8					40
Rec	35 7000D	KENT SEARLE A PARTNERSHIP, STANLEY SEARLE A PARTNERSHIP,	GROUND WATER	01N36E16											19	19			19		57
Rec	35 7368C	MERRI LYNN STOLWORTHY, JAY L STOLWORTHY,	GROUND WATER	01N36E16								2			30	8					40
Rec	35 7368D	KENT SEARLE A PARTNERSHIP, STANLEY SEARLE A PARTNERSHIP,	GROUND WATER	01N36E16											19	19			19		57
Right	35 7000C	JAY L STOLWORTHY,	GROUND WATER	01N36E16								2			30	8					40
Right	35 7000D	JAY L STOLWORTHY,	GROUND WATER	01N36E16											19	19			19		57
Right	35 7368C	JAY L STOLWORTHY,	GROUND WATER	01N36E16								2			30	8					40
Right	35 7368D	JAY L STOLWORTHY,	GROUND WATER	01N36E16											19	19			19		57
Right	35 8912	JAY L STOLWORTHY,	GROUND WATER	01N36E16								8			31	8					47
Right	35 8919	KENT SEARLE, STANLEY SEARLE,	GROUND WATER	01N36E16												22	23		28		73
Right	35 8920	JAY L STOLWORTHY,	GROUND WATER	01N36E16												22	23		28		73

7 new

45 new 35-1000C
over 35-1308C

Idaho Dept. of Water Resources
Place of Use Comparison Report

Type	WR #	Owner	Source	TRS	NE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Permit	35 8912	JAY L STOLWORTHY,	GROUND WATER	01N36E17												7	6			11	24
Permit	35 8914	JAY L STOLWORTHY,	GROUND WATER	01N36E17		6	4													10	10
Permit	35 8915	JAY L STOLWORTHY,	GROUND WATER	01N36E17		2		10												3	15
Rec	35 7000A	JAY L STOLWORTHY, MERRI LYNN STOLWORTHY,	GROUND WATER	01N36E17		1	37	23	2	40	23	23								189	
Rec	35 7000C	JAY L STOLWORTHY, MERRI LYNN STOLWORTHY,	GROUND WATER	01N36E17				17	14		17	17	40	40	24	28	40	40	29	13	319
Rec	35 7000D	KENT SEARLE A PARTNERSHIP, MERRI LYNN STOLWORTHY,	GROUND WATER	01N36E17																7	7
Rec	35 7368A	MERRI LYNN STOLWORTHY, JAY L STOLWORTHY,	GROUND WATER	01N36E17		1	37	23	2	40	23	23								189	
Rec	35 7368C	MERRI LYNN STOLWORTHY, JAY L STOLWORTHY,	GROUND WATER	01N36E17				17	14		17	17	40	40	24	28	40	40	29	13	319
Rec	35 7368D	KENT SEARLE A PARTNERSHIP, STANLEY SEARLE A PARTNERSHIP,	GROUND WATER	01N36E17																7	7
Right	35 13378	JAY L STOLWORTHY,	GROUND WATER	01N36E17		8	39	23	16	40	23	23								212	
Right	35 7000A	JAY L STOLWORTHY,	GROUND WATER	01N36E17		1	37	23	2	40	23	23								189	
Right	35 7000C	JAY L STOLWORTHY,	GROUND WATER	01N36E17				17	14		17	17	40	40	24	28	40	40	29	13	319
Right	35 7000D	JAY L STOLWORTHY,	GROUND WATER	01N36E17																7	7
Right	35 7368A	JAY L STOLWORTHY,	GROUND WATER	01N36E17		1	37	23	2	40	23	23								189	
Right	35 7368C	JAY L STOLWORTHY,	GROUND WATER	01N36E17				17	14		17	17	40	40	24	28	40	40	29	13	319
Right	35 7368D	JAY L STOLWORTHY,	GROUND WATER	01N36E17																7	7
Right	35 8911	JAY L STOLWORTHY,	GROUND WATER	01N36E17		8	39	23	16	40	23	23								212	
Right	35 8912	JAY L STOLWORTHY,	GROUND WATER	01N36E17				17	14		17	17	40	40	28	30	40	40	39	14	340
Right	35 8913	JAY L STOLWORTHY,	GROUND WATER	01N36E17		8	39	23	16	40	23	23								212	
Right	35 8914	JAY L STOLWORTHY,	GROUND WATER	01N36E17		8	39	23	16	40	23	23								212	
Right	35 8915	JAY L STOLWORTHY,	GROUND WATER	01N36E17		8	39	23	16	40	23	23								212	
Right	35 8919	KENT SEARLE, STANLEY SEARLE,	GROUND WATER	01N36E17		8	39	23	16	40	23	23								10	10
Right	35 8920	JAY L STOLWORTHY,	GROUND WATER	01N36E17																10	10

x4

x4 x2

x10 x1

21 new

Idaho Dept. of Water Resources
Place of Use Comparison Report

11 + 12

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESW	NWSW	SESW	SESE	SESE	Total
Permit	35 8911	JAY L STOLWORTHY,	GROUND WATER	01N36E18					11	20	29	12										72
Permit	35 8913	JAY L STOLWORTHY,	GROUND WATER	01N36E18	3		4	3														10
Permit	35 8924	JAY L STOLWORTHY,	GROUND WATER	01N36E18																		17
Rec	35 7000A	JAY L STOLWORTHY, MERRILYNN STOLWORTHY,	GROUND WATER	01N36E18	26			18														44
Rec	35 7000C	JAY L STOLWORTHY, MERRILYNN STOLWORTHY,	GROUND WATER	01N36E18			16	19									40	31	9	24		139
Rec	35 7368A	MERRILYNN STOLWORTHY, JAY L STOLWORTHY,	GROUND WATER	01N36E18	26			18														44
Rec	35 7368C	MERRILYNN STOLWORTHY, JAY L STOLWORTHY,	GROUND WATER	01N36E18			16	19									40	31	9	24		139
Right	35 13377	JAY L STOLWORTHY,	GROUND WATER	01N36E18																		17
Right	35 13378	JAY L STOLWORTHY,	GROUND WATER	01N36E18	33	0.5	6	20	14	21	26	12										132.5
Right	35 7000A	JAY L STOLWORTHY,	GROUND WATER	01N36E18	26			18														44
Right	35 7000C	JAY L STOLWORTHY,	GROUND WATER	01N36E18			16	19									40	31	9	24		139
Right	35 7368A	JAY L STOLWORTHY,	GROUND WATER	01N36E18	26			18														44
Right	35 7368C	JAY L STOLWORTHY,	GROUND WATER	01N36E18			16	19									40	31	9	24		139
Right	35 8911	JAY L STOLWORTHY,	GROUND WATER	01N36E18	33	0.5	6	20	14	21	26	12										132.5
Right	35 8912	JAY L STOLWORTHY,	GROUND WATER	01N36E18			16	19									40	31	10	36		152
Right	35 8913	JAY L STOLWORTHY,	GROUND WATER	01N36E18	33	0.5	6	20	14	21	26	12										132.5
Right	35 8914	JAY L STOLWORTHY,	GROUND WATER	01N36E18	33	0.5	6	20	14	21	26	12										132.5
Right	35 8915	JAY L STOLWORTHY,	GROUND WATER	01N36E18	33	0.5	6	20	14	21	26	12										132.5

13 new

Idaho Dept. of Water Resources
Place of Use Comparison Report

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Permit	35 8924	JAY L STOLWORTHY,	GROUND WATER	01N36E19	2																2
Right	35 13377	JAY L STOLWORTHY,	GROUND WATER	01N36E19	2																2
Right	35 8912	JAY L STOLWORTHY,	GROUND WATER	01N36E19	1																1

can 1

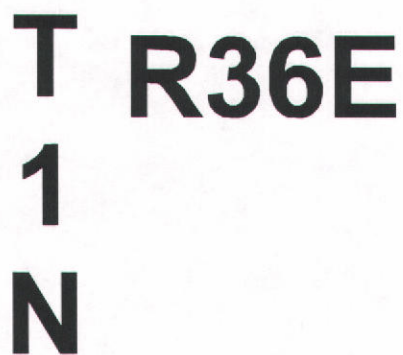
Idaho Dept. of Water Resources
Place of Use Comparison Report

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SESW	NESW	NWSW	SWSW	SESE	SESE Total
Permit	35 8912	JAY L STOLWORTHY,	GROUND WATER	01N36E20	38	15	24	24	1	3							9
Rec	35 7000D	KENT SEARLE A PARTNERSHIP, STANLEY SEARLE A PARTNERSHIP,	GROUND WATER	01N36E20	38	15	24	24									107
Rec	35 7000E	BRENDA STOLWORTHY, DAVID STOLWORTHY,	GROUND WATER	01N36E20	38	15	24	24								12.5	132.5
Rec	35 7368D	KENT SEARLE A PARTNERSHIP, STANLEY SEARLE A PARTNERSHIP,	GROUND WATER	01N36E20	38	15	24	24								40	35
Rec	35 7420	BRENDA STOLWORTHY, DAVID STOLWORTHY,	GROUND WATER	01N36E20	35	15	24	24								40	35
Right	35 7000D	JAY L STOLWORTHY,	GROUND WATER	01N36E20	35	15	24	24	3							6	107
Right	35 7000E	BRENDA STOLWORTHY, DAVID STOLWORTHY,	GROUND WATER	01N36E20	35	15	24	24								6	140
Right	35 7368D	JAY L STOLWORTHY,	GROUND WATER	01N36E20	35	15	24	24	3							6	107
Right	35 7420	DAVID STOLWORTHY,	GROUND WATER	01N36E20	35	15	24	24								37	18
Right	35 8912	JAY L STOLWORTHY,	GROUND WATER	01N36E20	39	17	24	24									63
Right	35 8919	KENT SEARLE, STANLEY SEARLE,	GROUND WATER	01N36E20	39	17	24	24									3
Right	35 8920	JAY L STOLWORTHY,	GROUND WATER	01N36E20	39	17	24	24									116
Right	1 181B	WOODVILLE CANAL CO. V R PUGMIRE, O A JOHANNESSEN,	SNAKE RIVER	01N36E20 X	X			X									0

+2

+1

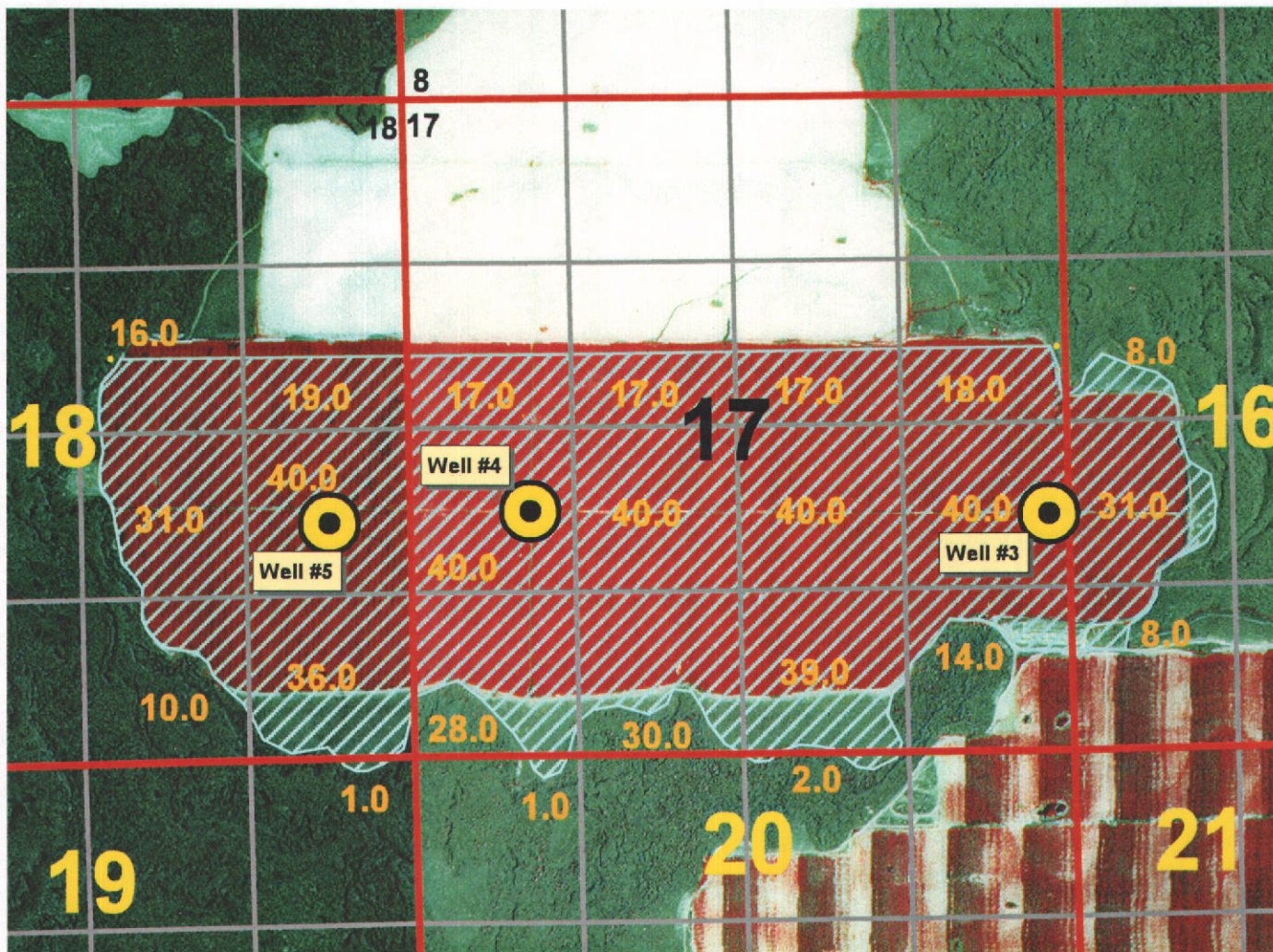
3 new



Pg 14 of 19

35-08912

MICROFILMED
JUL 10 2002



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1
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R36E

Permissable Place of Use
35-8912, 35-8924.
Plus Lic 35-7000C/7368C

Pg ¹⁵ ~~11~~ of 19

MICROFILMED
1111 10 2002

35-08912

Pivot # 3



well # 3

Pg 16 of 19

35-8912

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JUL 10 2002

Pivot #3



WELL

MICROFILMED
JUL 10 2002



↓
WELL

Well #3
(SYSTEM 3)

17
Pg 17 of 19
35-8912

Well # 4

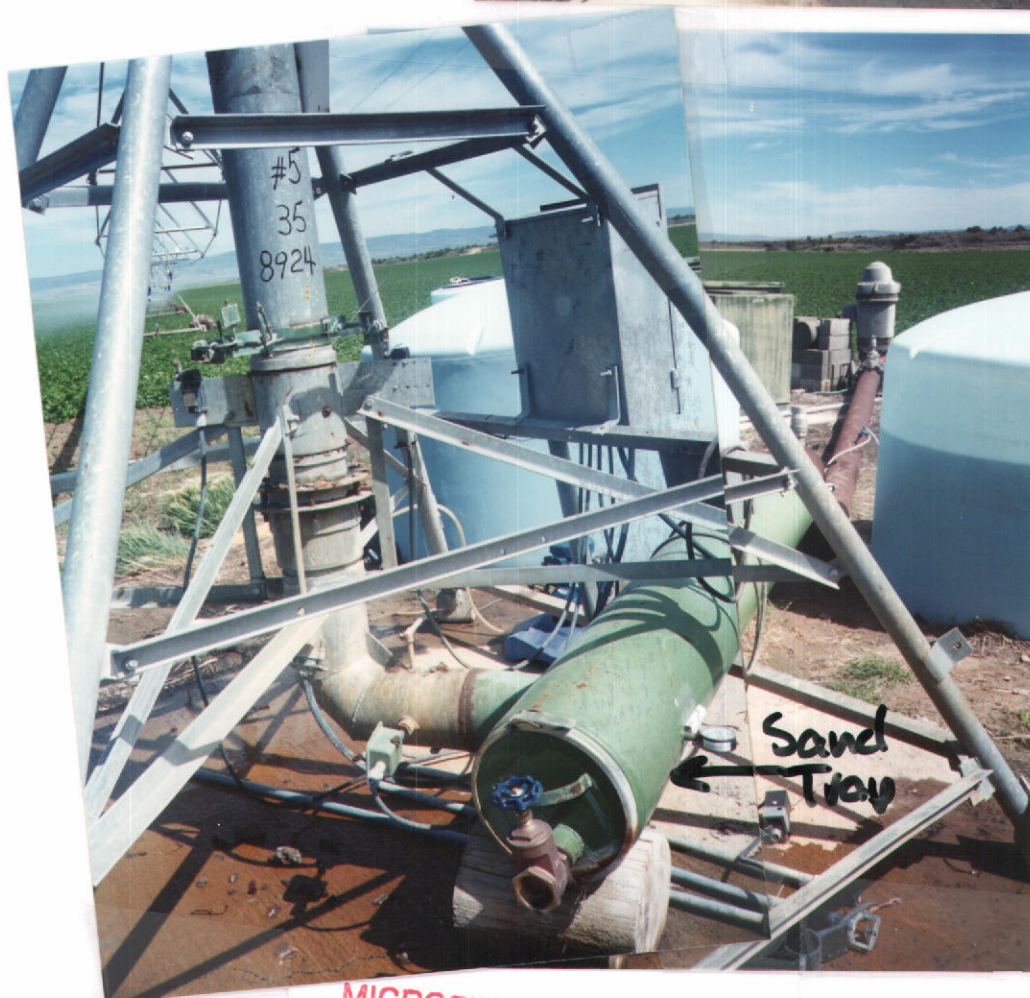


35-8912

Pg 18 of 19

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JUL 10 2002

Well
(SYSTEM)
#5



35-8912

Pg 19 of 19

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JUL 10 2002

IVINE

T25720
465

T-N

R36E

18

11.9

ALL NCEL

187

T25720
465

5.0

#8

4
36.0

5
95.2

4

8

7

17

176.4

1011
49

3

176.4

140
10.9

13 18
24 19

9 18
19 20

17 11
20 12

R36E

T25720

465

5.0

#8

8

5
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17

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1011
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R36E

T-N

16

11
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16

21

15

22

21

22



State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 35-08912

Priority: September 26, 1990

Maximum Diversion Rate: 0.61 CFS
Maximum Diversion Volume: 132.0 AF

It is hereby certified that JAY L STOLWORTHY
1577 E WOLVERINE RD
FIRTH ID 83236 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 June 04, 1993. An examination indicates that the works have a
diversion capacity of 9.96 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	0.61 CFS	132.0 AF

LOCATION OF POINTS OF DIVERSION:

GROUND WATER	NW¼SW¼	Sec. 17, Twp 01N, Rge 36E, B.M., BINGHAM County
GROUND WATER	NE¼SE¼	Sec. 17, Twp 01N, Rge 36E, B.M., BINGHAM County
GROUND WATER	NE¼SE¼	Sec. 18, 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							8.0			31.0	8.0						47.0
01N 36E 17			17.0	18.0			17.0	17.0	40.0	40.0	28.0	30.0	40.0	40.0	39.0	14.0	340.0
01N 36E 18			16.0	19.0									40.0	31.0	10.0	36.0	152.0
01N 36E 19	1.0																1.0
01N 36E 20		2.0					1.0										3.0

Total Acres: 543

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 33 acres within the place of use described above in a single irrigation season.
2. Rights 35-07000C, 35-07368C, and 35-13377 are also diverted through the points of diversion described above.
3. Rights 35-07000C, 35-07368C, 35-13377 and 35-08912 when combined shall not exceed a total diversion rate of 9.96 cfs, and the irrigation of 543 acres.

MICROFILMED

JUL 10 2002

State of Idaho
Department of Water Resources
Water Right License

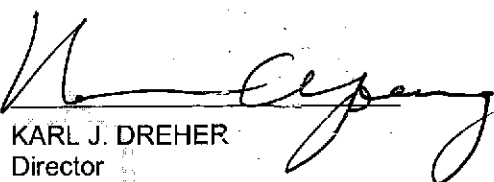
WATER RIGHT NO. 35-08912

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. Use of water under this water right will be regulated by the watermaster of State Water District No. 120.
6. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.

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 26TH day of JUNE, 2002.

Acting for


KARL J. DREHER
Director

MICROFILMED

JUL 10 2002

RECEIVED
JUN 24 2002

State of Idaho Department of Water Resources
Department of Water Resources
APPLICATION FOR AMENDMENT

(For Licensing Purposes)
WATER RIGHT NO. 35-08912

RECEIVED
JUN 13 2002
Department of Water Resources
Eastern Region

Date of Priority: September 26, 1990

Maximum Diversion Rate: 0.61 CFS

Maximum Diversion Volume: 132.0 AF

Comes now JAY L STOLWORTHY

1577 E WOLVERINE RD

FIRTH ID 83236 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. 35-08912, and requests that the permit be changed as follows:

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	0.61 CFS	132.0 AF

LOCATION OF POINTS OF DIVERSION:

GROUND WATER	NW $\frac{1}{4}$ SW $\frac{1}{4}$	Sec. 17, Twp 01N, Rge 36E, B.M., BINGHAM County
GROUND WATER	NE $\frac{1}{4}$ SE $\frac{1}{4}$	Sec. 17, Twp 01N, Rge 36E, B.M., BINGHAM County
GROUND WATER	NE $\frac{1}{4}$ SE $\frac{1}{4}$	Sec. 18, 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							8.0				31.0	8.0					47.0
01N 36E 17			17.0	18.0			17.0	17.0	40.0	40.0	28.0	30.0	40.0	40.0	39.0	14.0	340.0
01N 36E 18			16.0	19.0									40.0	31.0	10.0	36.0	152.0
01N 36E 19	1.0																1.0
01N 36E 20		2.0				1.0											3.0

Total Acres: 543

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 12 day of June, 2002.


(Signature)

MICROFILMED

JUL 10 2002

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 35-08912

FOR DEPARTMENT USE ONLY

Preliminary check by KW Fee = 50.00 Received by SC # E027857 Date 6/14/02

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. 35-08912 with the following:

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 33 acres within the place of use described above in a single irrigation season.
2. Rights 35-07000C, 35-07368C, and 35-13377 are also diverted through the points of diversion described above.
3. Rights 35-07000C, 35-07368C, 35-13377 and 35-08912 when combined shall not exceed a total diversion rate of 9.96 cfs, and the irrigation of 543 acres.
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. Use of water under this water right will be regulated by the watermaster of State Water District No. 120.
6. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.

Witness my hand this 26TH day of JUNE, 2002.

Acting for


KARL J. DREHER
Director

MICROFILMED

JUL 10 2002

RECEIVED

JUN 07 1993

Department of Water Resources

OFFICE USE ONLY

Amt. of Fee \$ 100.00

Date 6-4-1993

Receipt No. E018674

Receipt by HWT

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. 35-08912 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: _____ Date Drilled: 1963

OPTIONAL:

Pump horsepower: _____ 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 33 (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted 0.66 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: \$ 100.00 (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. _____

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.

June 4 1993 x Jay Stolworthy
Date Signature (and title, if on behalf of a company or organization)

UNRECORDED

JUN 29 1993

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 35-08912

Proposed Priority: September 26, 1990 Maximum Diversion Rate: 0.66 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:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	04/01 to 11/01	0.66 CFS

LOCATION OF POINT(S) OF DIVERSION: NWSW Sec. 17, Township 01N, Range 36E
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>
01N	36E	17	SWSW 7	SESW 6	SWSE 11	24
		20	NWNE 5	NEW 1	NWNW 3	9

Total number of acres irrigated: 33

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before July 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. A flow measurement port or other device as specified by the Department shall be installed by the permit holder 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. Any license issued by IDWR pursuant to the permit or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.
7. Diversion and use of water under this permit is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
8. The Director retains jurisdiction of the permit and/or subsequent license issued to change, add or remove any requirement as determined to be appropriate.

MICROFILMED

JUL 10 1991

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 35-08912

CONDITIONS/REMARKS:

9. 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

24 day of June, 1991.

for R. Keith Higginson, Director

RECORDED

JUL 10 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

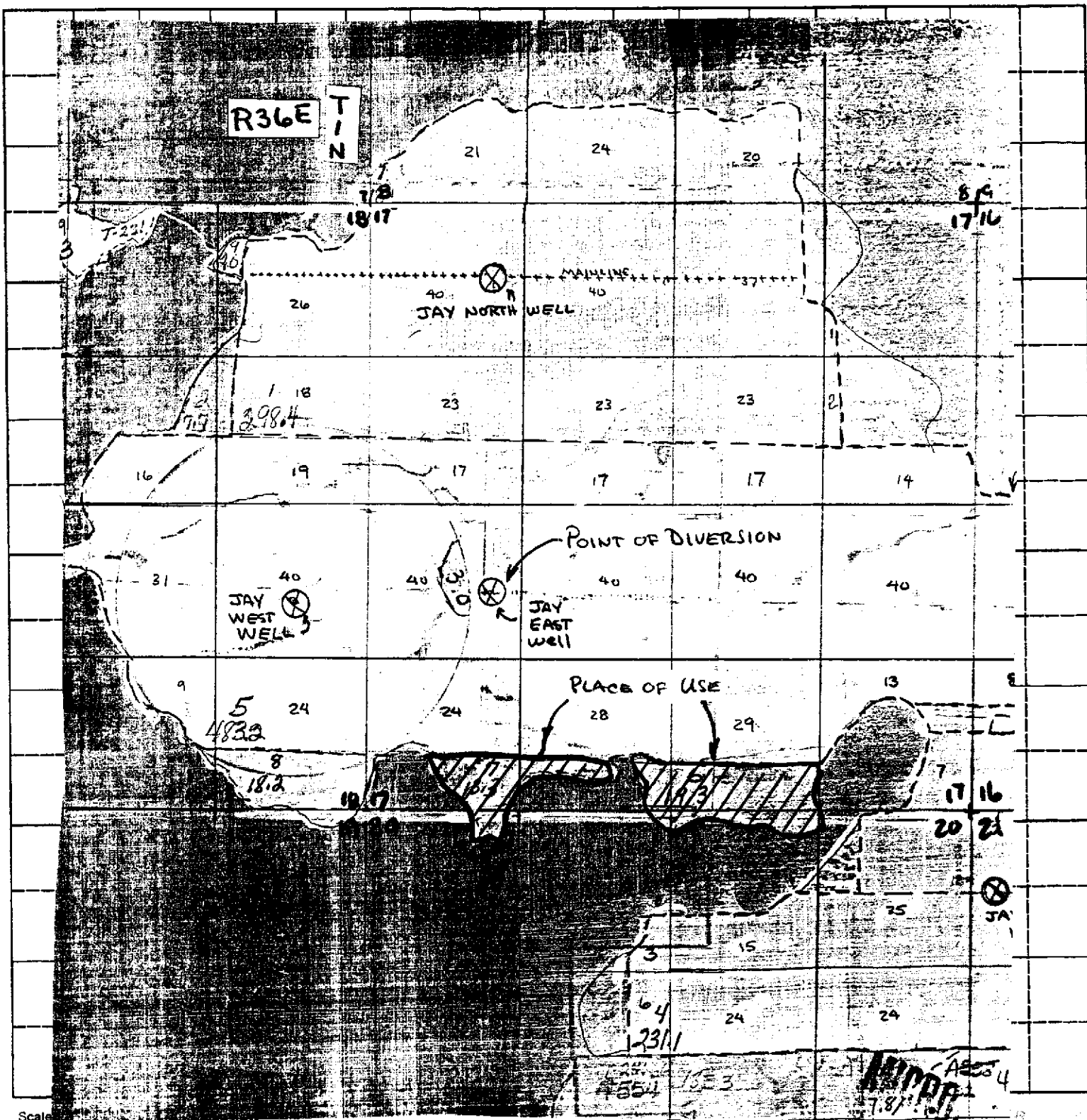
1. Name of applicant Jay L. Stolworthy Phone 357- 3808
Post office address 820 South Park, Shelley Id 83274
2. Source of water supply GROUNDWATER which is a tributary of _____
3. Location of point of diversion is _____ 1/4 of NW 1/4 of SW 1/4, Govt. Lot _____
Sec. 17 Township 1N Range 36E B.M. BINGHAM County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.66 for Irrigation purposes from 4/1 to 11/1 (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) 0.66 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 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.
EXISTING WELL
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).

RECEIVED
JUL 10 1991

1661 01700

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.

Jay Z Holworth
(Applicant)

MICROFILMED
JUL 10 1991

e. Other:

- 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.
- 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.

19

- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before
- a. SUBJECT TO ALL PRIOR WATER RIGHTS.

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

Idaho No. _____, and said application is hereby _____

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

Assisted by KCM
Received by _____ Date 9/26/90 Time _____
Preliminary check by _____
Fee \$ 45.00
Received by KCM
Received by _____ Date 5/15-8/22/91 Published in Post Reg
Publication prepared by _____ Date 5-24-91
Publication approved _____ Date 5-24-91

LEGAL NOTICE

NOTICE OF APPLICATION
FOR TRUST WATER RIGHT

35-08698

SOMETIMES A GREAT NOTION LAND
& CATTLE

C/O BRUCE STANGER

302 8TH ST.

IDAHO FALLS, ID 83401

Source: GROUNDWATER

Diversión Pt: SWNE Sec 28 T 03N R 36E

NENE Sec 29 T 03N R 36E

Use: IRRIGATION (8.130 CFS)

Total Diversión: (8.130 CFS)

Date Filed: 2/9/1989

In: T03N R36E S28 NENE NWNE SWNE

SENE NENW NWNW SWNW SENW

NESW NWSW SWSW SESW NESE

NWSE SWSE SESE

S29 NENE NWNE SWNE SENE

790.0 ACRES TOTAL

35-08911

STOLWORTHY, JAY

820 S. PARK

SHELLEY, ID 83274

Source: GROUNDWATER

Diversión Pt: NWNW Sec 17 T 01N R 36E

Use: IRRIGATION (1.550 CFS)

Total Diversión: (1.550 CFS)

Date Filed: 8/21/1990

In: T01N R36E S13 SENE

R36E S07 SWSW SESW

S18 NENW NWNW SWNW SENW

77.0 ACRES TOTAL

35-08912

STOLWORTHY, JAY L.

820 S. PARK

SHELLEY, ID 83274

Source: GROUNDWATER

Diversión Pt: NWSW Sec 17 T 01N R 36E

Use: IRRIGATION (.660 CFS)

Total Diversión: (.660 CFS)

Date Filed: 9/26/1990

In: T01N R36E S17 SWSW SESW SWSE

S20 NWNE NENW NWNW

33.0 ACRES TOTAL

35-08913

STOLWORTHY, JAY L.

820 S. PARK

SHELLEY, ID 83274

Source: GROUNDWATER

Diversión Pt: NWNW Sec 17 T 01N R 36E

Use: IRRIGATION (.200 CFS)

Total Diversión: (.200 CFS)

Date Filed: 9/26/1990

In: T01N R36E S18 NENE SWNE SENE

10.0 ACRES TOTAL

35-08914

STOLWORTHY, JAY L.

820 S. PARK

SHELLEY, ID 83274

Source: GROUNDWATER

Diversión Pt: NENW Sec 17 T 01N R 36E

Use: IRRIGATION (.240 CFS)

Total Diversión: (.240 CFS)

Date Filed: 9/26/1990

In: T01N R36E S08 SWNE

S17 NENE NWNE

12.0 ACRES TOTAL

35-08915

STOLWORTHY, JAY L.

820 S. PARK

LEGAL NOTICE

SHELLEY, ID 83274

Source: GROUNDWATER

Diversión Pt: NESE Sec 17 T 01N R 36E

Use: IRRIGATION (.440 CFS)

Total Diversión: (.440 CFS)

Date Filed: 9/26/1990

In: T01N R36E S16 NWSW SWSW

S17 NENE SENE SESE

22.0 ACRES TOTAL

35-08924

STOLWORTHY, JAY L.

820 S. PARK

SHELLEY, ID 83274

Source: GROUNDWATER

Diversión Pt: NESE Sec 18 T 01N R 36E

Use: IRRIGATION (.380 CFS)

Total Diversión: (.380 CFS)

Date Filed: 9/26/1990

In: T01N R36E S18 SESE

S19 NENE

19.0 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, Statehouse Mail, Boise, Idaho 83720 on or before JUNE 3, 1991.

R. Keith Higginson, Director

Published: May 15, 22, 1991

OK JLT
5-24-91

RECEIVED
JUL 10 1991

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

Return Service Requested



02 1A
0004389390 APR 22 2005
MAILED FROM ZIP CODE 83702

\$ 00.27⁸

SCANNED MAY 03 2005

RECEIVED
APR 20 2005

Department of Water Resources

Resent w/
addr chg form
5/2/05 *SD*

STOLB 577 TO 032362003 1105 05 04/27/05 35-8915
RETURN TO SENDER 35-13377 35-8920
STOLWORTHY 3040 THAYER BRIDGE CIR
IDAHO FALLS ID 83402-4459 35-13378 35-8911
RETURN TO SENDER 35-8912 35-8913 35-8914

CAAGTMS 457283803A



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 28, 2002

JAY L STOLWORTHY
1577 E WOLVERINE RD
FIRTH ID 83236

RE: License No. 35-8912 - 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)

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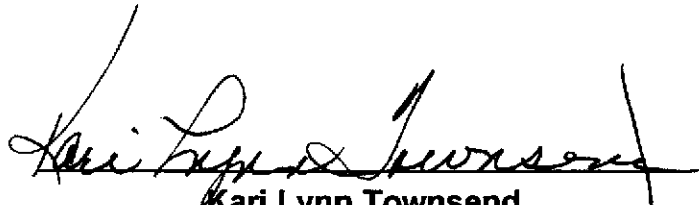
JUL 10 2002

CERTIFICATE OF SERVICE

I hereby certify that on June 28, 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. 35-8912

**JAY L STOLWORTHY
1577 E WOLVERINE RD
FIRTH ID 83236**


**Kari Lynn Townsend
Secretary**

MICROFILMED

JUL 10 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).

MICROFILMED

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: Files 35-08912 and 35-13377

FROM: KAY WALKER

RE: License Recommendations

Date: June 24, 2002

.....

In final review of these permits for licensing, it was determined that the SRBA had decreed more water than the wells could produce. Since we cannot decrease the amount of water the court has decreed, we have changed the combined use limit to 9.96 cfs, which is the combined rates of decrees 35-7000C and 35-7368C.

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JUL 10 2002

May 24, 2002

Jay Stolworthy
1577 E Wolverine Rd
Firth, ID 83236

RE: Licensing Amendments for Permits 35-08912 & 35-13377(part of 35-08924)

Dear Mr. Stolworthy:

I was unable to contact you by phone this morning so I am sending you this letter as a follow up to your request to Kay Walker of the state office.

Kay Walker from the state office contacted me about the conversation that she had with you, and the need for the licensing amendments for permits 35-08912 & 35-13377. She asked that I review the information and contact you.

When these two permits [35-08912 and 35-13377 (part of 35-08924)] were applied for, they listed only one well as the point of diversion. Since all three wells are in a common system, and can be used individually or in combination to irrigate any of the place of use, there needs to be an amendment to each of the permits.

When I wrote up the field examinations I recommended that these licensing amendments were the best way to assist you in the operation of the irrigation system. The state office agreed with my conclusion and issued these licensing amendments for your approval and authorization. I assure you that these licensing amendments are in your best interest. The licensing amendments will allow you much more flexibility in the operation of the irrigation system.

Feel free to contact me if you have additional questions. I will be out of the office until the 4th of June 2002. Hopefully, I have addressed your questions about why the licensing amendments are needed. For your convenience I have enclosed copies of the licensing amendments that you need to authorize with your signature, and return to the state office with the amendment fee of \$100.00 (\$50.00 each).

Your prompt response on or before June 7, 2002, will be appreciated.

Thank you,

Keith C. Wilson
Senior Resource Agent

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JUL 10 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

April 26, 2002

JAY STOLWORTHY
1577 E WOLVERINE RD
FIRTH ID 83236

RE: Water Right Permits 35-08912 and 35-13377 (portion of Permit 35-08924)

Dear Permit Holder(s):

I previously forwarded to you Applications for Amendment so that you could amend your permits to depict your water rights as it has actually been developed.

As of this date, I have not received the amendments. If I do not receive the amendments within 14 days, Water Right Licenses will be issued for less than could have been allowed. In case the amendment forms I sent you have been misplaced, new ones are enclosed. Please note that the filing fee for each amendment is \$50.00.

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

Sincerely,

KAY WALKER
Sr. Water Resource Agent

KW:klt

Enclosures

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JUL 10 2002

5/23/02
called Mr. Stolworthy
he asked that I call
Keith & discuss what
was needed & then
phone # 346-6466
one of us call
him back -
KW



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

April 1, 2002

JAY STOLWORTHY
1577 E WOLVERINE RD
FIRTH ID 83236

RE: Water Right Permit Nos. 35-08912 and 35-13377 (portion of Permit 35-08924)

Dear Mr. Stolworthy:

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

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

Points of Diversion – Adding points of diversion

Place of Use – Describing a permissible place of use under these permits

The enclosed Applications for Amendment forms depict the elements of the water rights as they will appear on the licenses when issued. Please review the amendment forms carefully. If you concur with the information presented, please sign the forms and return them with a **\$100.00 filing fee** (\$50.00 per amendment form) within 14 days.

Please be advised that we have found that "Well #3" was decreed under Rts. 35-07000C and 35-07368C as being located in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 16, Twp. 1N, Rge. 36E. We had one of our employees go out and GPS (global positioning system) this well to determine where the actual location was. He found that Well #3 is actually located in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, Twp. 1N, Rge. 36E. We have gone ahead and described Rts. 35-07000C, 35-07368C, 35-08912 and 35-13377 as being diverted out of the same three wells but the decreed rights will need to be transferred to correct the location of that well. You should contact our Eastern Regional Office when you are ready to file the transfer.

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APR 10 2002

If you have any questions in regard to this matter, please do not hesitate to contact me at (208)327-7944.

Sincerely,

A handwritten signature in black ink that reads "Kay Walker". The signature is written in a cursive, flowing style.

KAY WALKER
Sr. Water Resource Agent

KW:k
Enclosures

Cc: Ernest Carlsen, IDWR, Eastern Region

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JUL 10 2002

Comment Report

35-8912

1. kwalker 3/29/2002 Point of Diversion #3

Comment: The well described as point of diversion #3 on this exam did not have the same legal descriptions as used in the SRBA on Rts. 35-7000C and 35-7368C which overlap this right. Dennis Dunn went out and GPSd well #3 and found that it is located in the NESE, S17, T1N, R36E rather than the NWSW, S16 as recommended in SRBA. We will show the rights as overlapping even though the legal descriptions are not consistent and advise Mr. Stolworthy that he should file a transfer to correct the decreed rights.

2. SKAGGS 6/21/1991 P/D

Comment: POINT OF DIVERSION KNOWN LOCALLY AS JAY EAST WELL.

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JUL 10 2002

LICENSE REVIEW CHECKLIST

Permit No. 35-8912 Date: 3-4-02 Reviewer: Kay Walker

Change/OK

Name/Address OK

Source OK

Point of Diversion: add

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
ppu

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

W60 (subdivision description)

W27 (ppu acre limit)

Overlaps: Right(s):

File reviewed _____ Profile reports printed _____

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

Rate of Diversion:

Permitted rate 0.666 cfs

Fee Limit 1.0 cfs

Measured _____ cfs

Theoretical _____ cfs

Recommended Total Diversion Rate _____

Water Uses OK

Change (P46)

Season of Use per new Standards

4-1 10-31

Irrigation _____ cfs _____ af

Stockwater _____ cfs _____ af

Domestic _____ cfs _____ af

_____ cfs _____ af

_____ cfs _____ af

Total _____ cfs _____ af

Irrigation - overlap (R58-R61, R62-R65, R66-R69)

supp. Gw (WB7/065/104) NO

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

_____ cfs x 1.9835 x _____ days = _____ af (vs) _____ acres x 4.0 (FHR) = _____ af

Remarks: W36, W27(33), R55

Additional Conditions

Watermaster Control

GW Measurement/Measuring Device

Other

Trust R55 - remove 051

Non-trust (048)

GW Dist? _____

Water Msmt. Dist? _____

Crit. GWMA? _____

GWMA? _____

Government Lots? _____

Advance Priority? yes

no

If yes, explain why below.

SRBA Claim? no-not req'd

Adjust memo YES

Amend Letters

P87, S06

Second Amendment Notice

P44 S06

~~*since examiner says same wells as 35-7000C/7368C used their AV locations which changes p/d #3 description to SWANSH, Sec 16, 1N, 36E~~

Point of Diversion OL

Basin	Sequence	Split	Rate	Volume
35	7000	C	7.97	1992
35	7368	C	1.99	★
35	8912		0.61	132
35	13377		0.22	48
Totals:			10.8	2172 ✓

when combined

exceeds capacity

$$543 \text{ ac} \times 4 = 2172 \text{ AFA}$$

MICROFILMED
1991 10 2002

Walker, Kay

From: Wilson, Keith
Sent: Thursday, March 28, 2002 3:11 PM
To: Walker, Kay
Subject: Well #3 Jay Stolworthy

Kay you can find the .apr file for Jay Stolworthy in my "G" Drive under Basin 35 Field Exams

The P/D is in the NE1/4SE1/4 Sec 17, T01N, R36E. Dennis took two points because it was taking so long to collect points.

Keith

cor0328a.txt

Differential Correction Started...

Correct Engine Version : M CORR400 v4.67 W32

Phase Engine Version : Phase Processor V2.5-06 W32

Differential Correction Settings

Processing Method

Smart Code and Carrier Processing

Output Page Settings

Output Positions : Corrected only

Audit File Contents : None

Base Options Page Settings

Elevation : 0

SNR : 0

Code Processing Page Settings

Base Processing Technique : Standard

Rover Processing Technique : Standard

Correct Velocity Records : No

Correct Realtime DGPS Positions: Yes

Using these rover files from d:\Pfdata\KCW03282002:

r032818c.ssf (3/28/2002 11:48:59AM to 3/28/2002 11:50:55AM local time)

r032818e.ssf (3/28/2002 11:53:02AM to 3/28/2002 11:56:41AM local time)

Using these base files from D:\Pfdata\KCW03282002\base:

I2032818.SSF (3/28/2002 10:59:48AM to 3/28/2002 11:59:48AM local time)

Using this reference position:

42°52'03.200693"N

112°25'48.351"W

1394.612 m + 0 m (antenna height)

Corrected and other output files are written to D:\Pfdata\KCW03282002

Processing file d:\Pfdata\KCW03282002\r032818c.ssf...

Using Base File D:\Pfdata\KCW03282002\base\I2032818.SSF

100% of the selected positions were code corrected.

201 positions were read for code correction.

201 positions were code corrected.

Completed file d:\Pfdata\KCW03282002\r032818c.ssf.

Processing file d:\Pfdata\KCW03282002\r032818e.ssf...

Using Base File D:\Pfdata\KCW03282002\base\I2032818.SSF

100% of the selected positions were code corrected.

187 positions were read for code correction.

187 positions were code corrected.

Completed file d:\Pfdata\KCW03282002\r032818e.ssf.

Differential Correction Summary:

2 files processed. In these files:

100% of the selected positions were code corrected.

388 positions were read for code correction.

388 positions were code corrected.

Differential Correction Ended.

MICROFILMED

JUL 10 2002

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

)
)
)
)
ORDER OF PARTIAL DECREE

For Water Right 35-07000C

On November 30, 2001, a *Special Master's Report and Recommendation* was filed for the above water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this Court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report* and wholly adopts them as its own.

Therefore, IT IS ORDERED that water right 35-07000C is hereby decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED February 25, 2002.

Roger Burdick

ROGER S. BURDICK
Presiding Judge
Snake River Basin Adjudication

MICROFILMED

1991 1 3 2002

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho FEB 25 2002 By _____ Clerk _____ Deputy Clerk

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 35-07000C

NAME AND ADDRESS: JAY L STOLWORTHY
MERRI LYNN STOLWORTHY
820 S PARK
SHELLEY, ID 83274

SOURCE: GROUNDWATER

QUANTITY: 7.97 CFS

USE OF THIS RIGHT WITH RIGHT NO. 35-07368C IS LIMITED TO A
TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1992 AF.

PRIORITY DATE: 07/28/1967

POINT OF DIVERSION: T01N R36E S16 SWNWSW Within Bingham County
S17 SENWSW
S18 SENESE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	7.97 CFS

PLACE OF USE:	Irrigation	Within Bingham County
T01N R36E S16	SWNW 2.0	NWSW 30.0
	SWSW 8.0	
S17	SWNE 17.0	SENE 14.0
	SWNW 17.0	SENW 17.0
	NESW 40.0	NWSW 40.0
	SWSW 24.0	SESW 28.0
	NESE 40.0	NWSE 40.0
	SWSE 29.0	SESE 13.0
S18	SWNE 16.0	SENE 19.0
	NESE 40.0	NWSE 31.0
	SWSE 9.0	SESE 24.0
	498.0 Acres Total	

USE OF THIS RIGHT WITH RIGHT NO. 35-07368C IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 498 ACRES IN A SINGLE
IRRIGATION SEASON.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Roger Burdick

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

MICROFILMED
JUL 20 2002

2002 FEB 25 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
_____)

CERTIFICATE OF MAILING

Water Right(s): 35-07000C

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 35-07000C was mailed
on February 15, 2002, with sufficient first-class postage prepaid
to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

ABERDEEN-AMERICAN FALL GROUND
ABERDEEN-AMERICAN FALLS GROUND
BINGHAM GROUND WATER DISTRICT
JAY L STOLWORTHY
MERRI LYNN STOLWORTHY
UPPER VALLEY IRRIGATORS ASSOC
UPPER VALLEY IRRIGATORS ASSOC.

Represented by:
JEFFREY C. FEREDAY
PO BOX 2720
BOISE, ID 83701-2720
Phone: 208-388-1200

FREMONT-MADISON IRR DIST

Represented by:
JERRY R. RIGBY
PO BOX 250
REXBURG, ID 83440-0250
Phone: 208-356-3633

CERTIFICATE OF MAILING

MICROFILMED

JUL 10 2002

PAGE 1
02/19/02

STATE OF IDAHO
Represented by:
NATURAL RESOURCES DIV CHIEF
STATE OF IDAHO
ATTORNEY GENERAL'S OFFICE
PO BOX 44449
BOISE, ID 83711-4449

DIANA DELANEY
Chief Deputy Clerk

MICROFILMED

JUL 10 2002

CERTIFICATE OF MAILING

PAGE 2
02/19/02

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA	)	
	)	ORDER OF PARTIAL DECREE
Case No. 39576	)	
_____	)	For Water Right 35-07368C

On November 30, 2001, a *Special Master's Report and Recommendation* was filed for the above water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this Court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report* and wholly adopts them as its own.

Therefore, IT IS ORDERED that water right 35-07368C is hereby **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED February 25, 2002.

Roger Burdick

ROGER S. BURDICK
Presiding Judge
Snake River Basin Adjudication

MICROFILMED
JUL 10 2002

THE DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

Water Right 35-0736BC

By _____ Clerk

Deputy Clerk

QUANTITY: 1.99 CFS

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RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken, as provided by the Idaho Appellate Rules.

Roger Burdick

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

MICROFILMED
1998 9 8 2002

2002 FEB 25 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)

CERTIFICATE OF MAILING

Case No. 39576)

Water Right(s): 35-07368C

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 35-07368C was mailed
on February 19, 2002, with sufficient first-class postage prepaid
to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

ABERDEEN-AMERICAN FALL GROUND
ABERDEEN-AMERICAN FALLS GROUND
BINGHAM GROUND WATER DISTRICT
JAY L STOLWORTHY
MERRI LYNN STOLWORTHY
UPPER VALLEY IRRIGATORS ASSOC
UPPER VALLEY IRRIGATORS ASSOC.

Represented by:
JEFFREY C. FEREDAY
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BOISE, ID 83701-2720
Phone: 208-388-1200

FREMONT-MADISON IRR DIST

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Phone: 208-356-3633

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001 1 0 2002

CERTIFICATE OF MAILING

PAGE 1
02/19/02

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STATE OF IDAHO
ATTORNEY GENERAL'S OFFICE
PO BOX 44449
BOISE, ID 83711-4449

DIANA DELANEY
Chief Deputy Clerk

CERTIFICATE OF MAILING

MICROFILMED

JUL 19 2002

PAGE 2
02/19/02

2

45 new 35-1308 C
0 new 1000 C

Idaho Dept. of Water Resources
Place of Use Comparison Report

Type	WR #	Owner	Source	TRS	NEHE	NWHE	SWHE	SEHE	NEHW	NWNW	SWNW	SEHW	NESE	NWSE	SWSE	SESE	Total
Right	35 13378	JAY L STOLWORTHY,															24
Right	35 7000A	JAY L STOLWORTHY,			8	4											10
Right	35 7000C	JAY L STOLWORTHY,			2			10									15
Right	35 7000D	JAY L STOLWORTHY,			1	37	23	2									159
Right	35 7368A	JAY L STOLWORTHY,						17	14								319
Right	35 7368B	JAY L STOLWORTHY,			1	37	23	2									7
Right	35 7368C	JAY L STOLWORTHY,						17	14								169
Right	35 7368D	JAY L STOLWORTHY,															319
Right	35 8911	JAY L STOLWORTHY,															7
Right	35 8912	JAY L STOLWORTHY,			8	39	23	16	40	40	23	23					212
Right	35 8913	JAY L STOLWORTHY,			1	37	23	2	40	40	23	23					169
Right	35 8914	JAY L STOLWORTHY,															7
Right	35 8915	JAY L STOLWORTHY,			1	37	23	2	40	40	23	23					169
Right	35 8919	KENT SEARLE, STANLEY SEARLE,															7
Right	35 8920	JAY L STOLWORTHY,															7
Right	35 8921	JAY L STOLWORTHY,															7
Right	35 8922	JAY L STOLWORTHY,															7
Right	35 8923	JAY L STOLWORTHY,															7
Right	35 8924	JAY L STOLWORTHY,															7
Right	35 8925	JAY L STOLWORTHY,															7
Right	35 8926	JAY L STOLWORTHY,															7
Right	35 8927	JAY L STOLWORTHY,															7
Right	35 8928	JAY L STOLWORTHY,															7
Right	35 8929	JAY L STOLWORTHY,															7
Right	35 8930	JAY L STOLWORTHY,															7
Right	35 8931	JAY L STOLWORTHY,															7
Right	35 8932	JAY L STOLWORTHY,															7
Right	35 8933	JAY L STOLWORTHY,															7
Right	35 8934	JAY L STOLWORTHY,															7
Right	35 8935	JAY L STOLWORTHY,															7
Right	35 8936	JAY L STOLWORTHY,															7
Right	35 8937	JAY L STOLWORTHY,															7
Right	35 8938	JAY L STOLWORTHY,															7
Right	35 8939	JAY L STOLWORTHY,															7
Right	35 8940	JAY L STOLWORTHY,															7
Right	35 8941	JAY L STOLWORTHY,															7
Right	35 8942	JAY L STOLWORTHY,															7
Right	35 8943	JAY L STOLWORTHY,															7
Right	35 8944	JAY L STOLWORTHY,															7
Right	35 8945	JAY L STOLWORTHY,															7
Right	35 8946	JAY L STOLWORTHY,															7
Right	35 8947	JAY L STOLWORTHY,															7
Right	35 8948	JAY L STOLWORTHY,															7
Right	35 8949	JAY L STOLWORTHY,															7
Right	35 8950	JAY L STOLWORTHY,															7
Right	35 8951	JAY L STOLWORTHY,															7
Right	35 8952	JAY L STOLWORTHY,															7
Right	35 8953	JAY L STOLWORTHY,															7
Right	35 8954	JAY L STOLWORTHY,															7
Right	35 8955	JAY L STOLWORTHY,															7
Right	35 8956	JAY L STOLWORTHY,															7
Right	35 8957	JAY L STOLWORTHY,															7
Right	35 8958	JAY L STOLWORTHY,															7
Right	35 8959	JAY L STOLWORTHY,															7
Right	35 8960	JAY L STOLWORTHY,															7
Right	35 8961	JAY L STOLWORTHY,															7
Right	35 8962	JAY L STOLWORTHY,															7
Right	35 8963	JAY L STOLWORTHY,															7
Right	35 8964	JAY L STOLWORTHY,															7
Right	35 8965	JAY L STOLWORTHY,															7
Right	35 8966	JAY L STOLWORTHY,															7
Right	35 8967	JAY L STOLWORTHY,															7
Right	35 8968	JAY L STOLWORTHY,															7
Right	35 8969	JAY L STOLWORTHY,															7
Right	35 8970	JAY L STOLWORTHY,															7
Right	35 8971	JAY L STOLWORTHY,															7
Right	35 8972	JAY L STOLWORTHY,															7
Right	35 8973	JAY L STOLWORTHY,															7
Right	35 8974	JAY L STOLWORTHY,															7
Right	35 8975	JAY L STOLWORTHY,															7
Right	35 8976	JAY L STOLWORTHY,															7
Right	35 8977	JAY L STOLWORTHY,															7
Right	35 8978	JAY L STOLWORTHY,															7
Right	35 8979	JAY L STOLWORTHY,															7
Right	35 8980	JAY L STOLWORTHY,															7
Right	35 8981	JAY L STOLWORTHY,															7
Right	35 8982	JAY L STOLWORTHY,															7
Right	35 8983	JAY L STOLWORTHY,															7
Right	35 8984	JAY L STOLWORTHY,															7
Right	35 8985	JAY L STOLWORTHY,															7
Right	35 8986	JAY L STOLWORTHY,															7
Right	35 8987	JAY L STOLWORTHY,															7
Right	35 8988	JAY L STOLWORTHY,															7
Right	35 8989	JAY L STOLWORTHY,															7
Right	35 8990	JAY L STOLWORTHY,															7
Right	35 8991	JAY L STOLWORTHY,															7
Right	35 8992	JAY L STOLWORTHY,															7
Right	35 8993	JAY L STOLWORTHY,															7
Right	35 8994	JAY L STOLWORTHY,															7
Right	35 8995	JAY L STOLWORTHY,															7
Right	35 8996	JAY L STOLWORTHY,															7
Right	35 8997	JAY L STOLWORTHY,															7
Right	35 8998	JAY L STOLWORTHY,															7
Right	35 8999	JAY L STOLWORTHY,															7
Right	35 9000	JAY L STOLWORTHY,															7

21 new

x4 x2

x4 x2

x4 x2

x4 x2

x4 x2

x4 x2

x4 x2

x4 x2

x4 x2

x4 x2

x4 x2

Idaho Dept. of Water Resources
Place of Use Comparison Report

1 + 12

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Right	35 13377	JAY L STOLWORTH,	GROUND WATER 01N36E18																	72
Right	35 13378	JAY L STOLWORTH,	GROUND WATER 01N36E18		33	0.5	6	20	14	21	26	12								10
Right	35 7000A	JAY L STOLWORTH,	GROUND WATER 01N36E18		26															17
Right	35 7000C	JAY L STOLWORTH,	GROUND WATER 01N36E18				*16	19								40	31	9	24	139
Right	35 7368A	JAY L STOLWORTH,	GROUND WATER 01N36E18		26			18												44
Right	35 7368C	JAY L STOLWORTH,	GROUND WATER 01N36E18				*16	19								40	31	9	24	139
Right	35 8911	JAY L STOLWORTH,	GROUND WATER 01N36E18		33	0.5	6	20	14	21	26	12								17
Right	35 8912	JAY L STOLWORTH,	GROUND WATER 01N36E18				*16	*19								*40	*31	*10	*36	152
Right	35 8913	JAY L STOLWORTH,	GROUND WATER 01N36E18		33	0.5	6	20	14	21	26	12								132.5
Right	35 8914	JAY L STOLWORTH,	GROUND WATER 01N36E18		33	0.5	6	20	14	21	26	12								132.5
Right	35 8915	JAY L STOLWORTH,	GROUND WATER 01N36E18		33	0.5	6	20	14	21	26	12								132.5

13 new

Idaho Dept. of Water Resources
Place of Use Comparison Report

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Right	35 13377	JAY L STOLLWORTHY.	GROUND WATER	01N36E19	2																2
Right	35 8912	JAY L STOLLWORTHY.	GROUND WATER	01N36E19	1																1

over 1

[illegible]

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT**RECEIVED**
FEB 1 2002
DEPARTMENT OF WATER RESOURCES**A. GENERAL INFORMATION**Permit No. 35-89121. Owner: JAY STOLWORTHYPhone No. 357-3808Current Address: 820 S Park Shelley Id 832742. Accompanied by: -EXAM DATE: 6-24-1994Meas. Dist 6-29-1998Address: -Phone No. -Relationship to Permit Holder: -3. Source: GROUNDWATERtributary to -**B. OVERLAP REVIEW**1. Other water rights with the same place of use: 35-7000C/7368C/8924A2. Other water rights with the same point of diversion: 35-7000C/7368C/8924A**C. DIVERSION AND DELIVERY SYSTEM**

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
3			NE	SE	17	1N	36E	Bingham	on site FSA approved
4			NW	SW	17	1N	36E	BINGHAM	" "
5			NE	SE	18	1N	36E	Bingham	" "

2. Place(s) of Use: Permissible Place of UseIndicate Method of Determination FSA/ARCVIEW

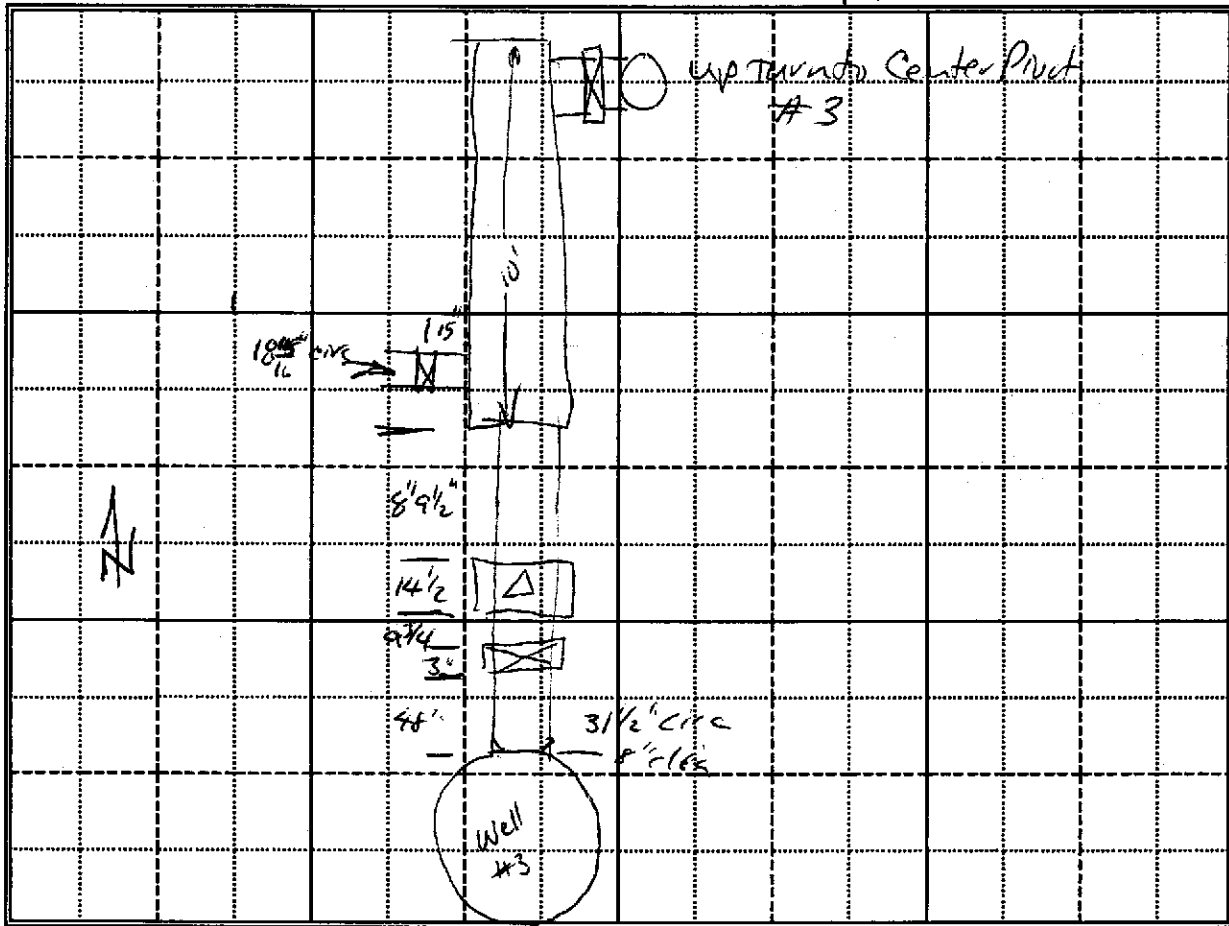
TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
1N	36E	16							8			31	8						47 ✓
		17			17	18			17	17	40	40	28	30	40	40	39	14	340 ✓
		18			16	19									40	31	10	36	152 ✓
		19	1																1 ✓
		20		2				1											3 ✓
																			543

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Pg 1 of 19
35-8912

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

System # 3



Scale: 1" =

System # 3

☒ Copy of USGS Quadrangle 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.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
#3	U.S. Electric	150	6350 WOLV350 R022R	UNKNOWN	8" / casting #8W418

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

* < ATTACHMENT A, B, i c >

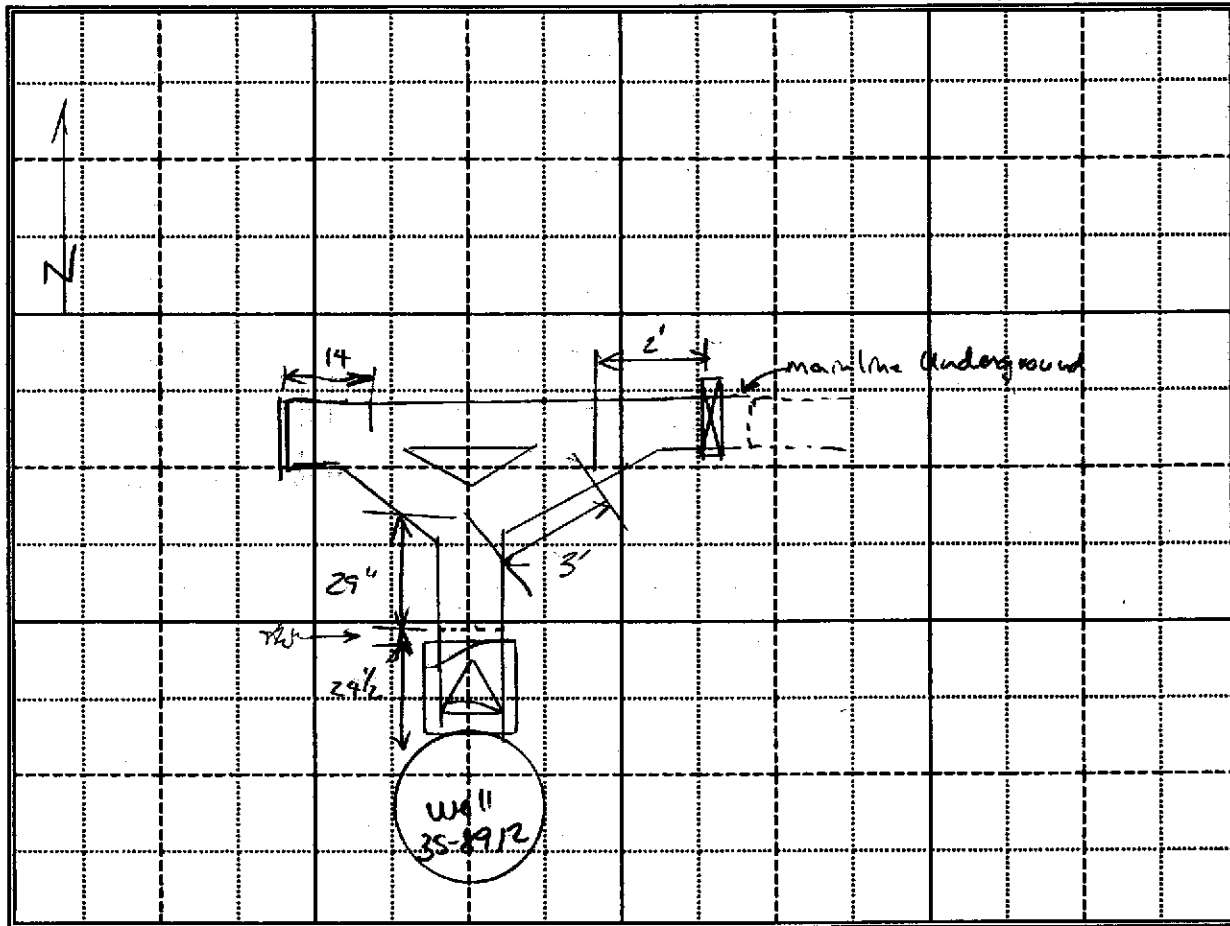
Pg 2 of 19

35-8912

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JUL 10 2002

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



Scale: 1" =

Well #4

☒ Copy of USGS Quadrangle 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.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
# 4	USElectric	200	6349/ V10V245R020R3	Vertiline	53-06704

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

*ATTACHMENT A, B, & C

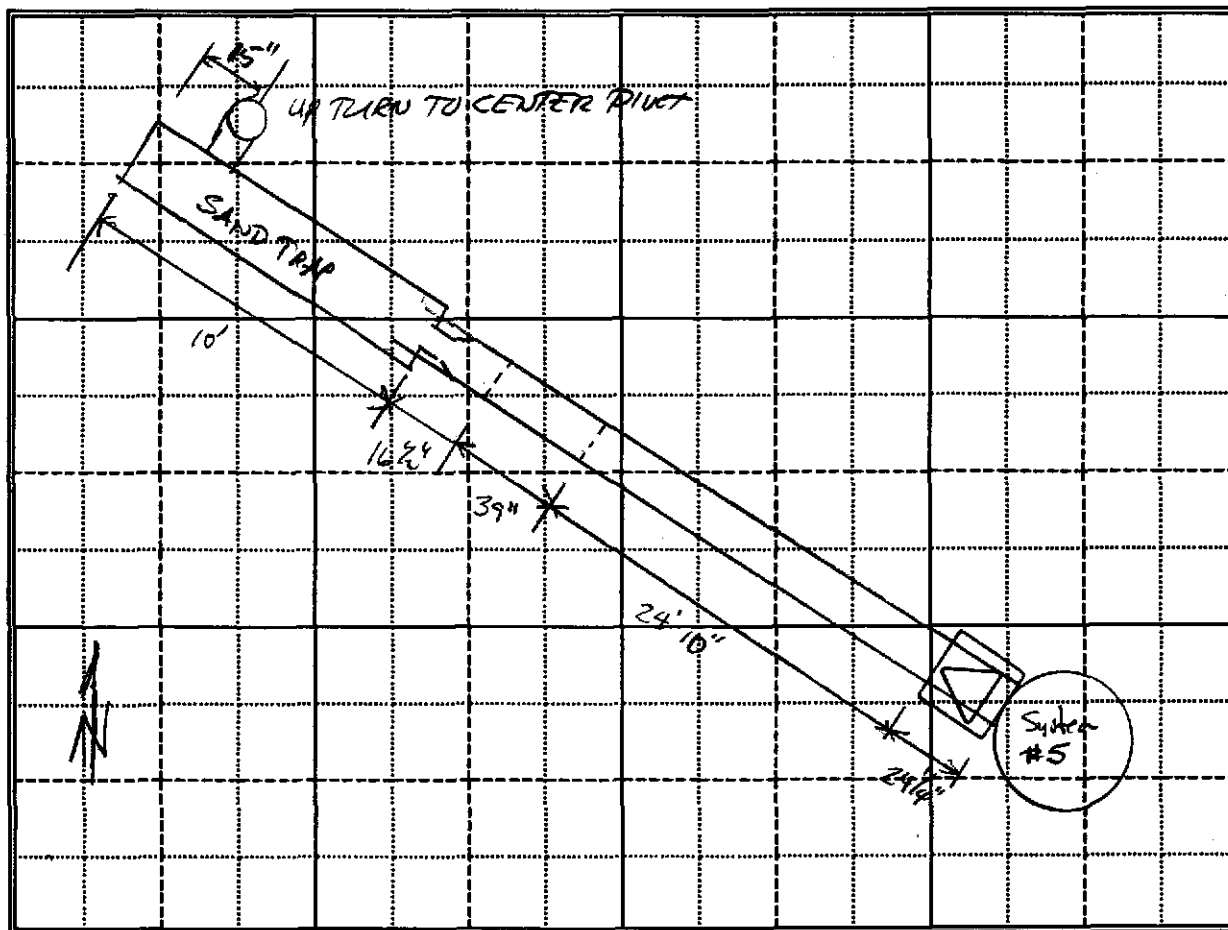
Pg 3 of 19
35-8912

MICROFILMED

JUN 10 2002

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

System # 5



Scale: 1" =

System # 5

☐ Copy of USGS Quadrangle 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.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
#5	USElectric	200	6349 804R333R114R-4	Layne's Bowls	9 1/2'

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

* (ATTACHMENT A, B, & C)

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Portable Flow meter	Sonic	Polysar	TF-P2	UNKNOWN	-	-

2. Measurements:

Q# 3 = 1106 gpm = 2.46 cfs @ 97 psi Q_{TOTAL} = 8.76 cfs

Q# 4 = 1168 gpm = 3.75 cfs @ 76 psi

Q# 5 = 1144 gpm = 2.55 cfs @ 90 psi

Pg 4 of 14

35-8912

E. NARRATIVE/REMARKS/COMMENTS

3 wells, pumps and mainline to 4 center pivots and laterals with sprinklers.

From Water Measurement District Measurements it appears that the maximum rate of Diversion $Q = 3934 \text{ gpm} = 8.77 \text{ cfs}$

Wells #3, #4, & #5 have been operated together. When measured by Groundwater Measurement District

well #3 diverted water to Pivot #3 & #6

well #4 diverted water to Pivot #4 & handlines

well #5 diverted water to Pivot #5

* It is my opinion that if Wells #3, 4, & #5 were operated together the total Capacity would equal the licensed amount $Q = 9.96 \text{ cfs}$
($35-7000C = 7.97 \text{ cfs}$ & $35-7368C = 1.99 \text{ cfs}$)

Recommend rate/ac = $9.96 \text{ cfs} / 543 \text{ ac} = 0.018 \text{ cfs/ac}$ (0.9"/ac)

$35-8912 \text{ for } 33 \text{ ac} = 0.61 \text{ cfs} = (33 \text{ ac} \times 0.018 \text{ cfs/ac})$

Part of $35-8924 \text{ for } 12 \text{ ac} = 0.22 \text{ cfs} = (12 \text{ ac} \times 0.018 \text{ cfs/ac})$

Limit $35-8912$ to 33 ac within 543 ac

* Pump Theoreticals Pg 13 of 19

$Q_{\text{TOTAL}} = Q_{\#3} + Q_{\#4} + Q_{\#5} = 2.47 \text{ cfs} + 3.29 \text{ cfs} + 3.29 \text{ cfs} = 9.05 \text{ cfs}$

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

MICROFILMED

JUL 10 2002

Pg 5 of 19

35-8912

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method:

$$Q_{35-8912} = 0.61 \text{ cfs for } 33 \text{ ac}$$

$$Q_{35-8924} = 0.22 \text{ cfs for } 12 \text{ ac}$$

$$Q = 0.61 \text{ cfs}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 33 \text{ ac } (4.0) = 132 \text{ afa}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.61 (214) 1.9835 = 258.9$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 132.0$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
IRRIGATION	4/1	10/31	0.61 cfs	132.0
Totals:			0.61 cfs	132.0 afa

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

Permissible Place of use.

I. AUTHENTICATION

Field Examiner's Name

KEITH C WILSON

Date

6-24-1994

Pg 6 of 19

Reviewer

Date

SEAL

35-8912

MICROFILMED
10 2002

Well #3

OWNER = JAY STOLWORTHY
OP. = STAN SEARLE & KENT SEARLE

Well Pump and Motor Information "#3 + #6"

6-29-98

110 AC
BARLEY
2 PIVOTS

PUMP DATA		MOTOR DATA	
Manufacturer	V-LINE	Manufacturer	E.U.S. MOT.
Serial Number		Serial Number	
Model Number		Rated Horsepower	150
Type		Rated Amps	175
Impeller Diameter		Rated Volts	460
Rated Speed		Rated Speed	1775
Rated Discharge		Phase	3
Rated Head		Service Factor	1.05

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 #3

Power and Water Metering Information

Well #3

MAIL TO:
STAN SEARLE
6267 N. 55th
H.K. 3402

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	ALIS	Std Meter Type	Schic Evg Collins Hall Anub Dye/chem Other
Meter Serial No.	01309287	Std. Meter Confidence	Exl Good Fair Poor 2% 5% 10% >10%
Disc Constant(Kh)	1.8	PSI gauge ID location ~ disch head?	Distict / Owner B.N.
Rated Voltage	480	Pipe material	STEEL
Demand	3.73	Pipe Outside Diameter	10"
Multiplier (Mult)	40	Pipe Inside Diameter	t=.106
CTR (Current)	200	Distance of straight pipe upstream and down	Upstream /Down 6/3
PTR (Voltage)			

MICROFILMED
110 10 2002

Pg 7 of 19

Well #3

Determination of Power Consumption Coefficient

Kilowatts of Energy Consumed

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

Cond.#1 N = 10 (No. of Disc Rev) Time (sec) = (19.8)+(20.0)+(—)/3 =

3.6 x 1.8 (Kh) x 40 (Mult) x 10 (N) ÷ 19.9 (T) =

Cond.#2 N = 10 (No. of Disc Rev) Time (sec) = (17.5)+(17.6)+(17.5)/3 =

3.6 x 1.8 (Kh) x 40 (Mult) x 10 (N) ÷ 17.55 (T) =

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

3.6 x — (Kh) x — (Mult) x — (N) ÷ — (T) =

OUTER DIAMETER
10.0000 IN

PIPE MATERIAL
? CS,SS

WALL THICKNESS
0.1060 IN

SPACING
7.516 IN U

16:15+827.122E 00GPM 00R
+00000 *10 G 00R
-00000 *10 G 00R

16:20+838.482E 00GPM 00R
+00413 *10 G 00R
-00000 *10 G 00R

16:25+808.630E 00GPM 00R
+00825 *10 G 00R
-00000 *10 G 00R

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

GPM Cond. #1 825 #2 1105 #3 —

PSI Cond. #1 121 #2 97 #3 —

16:36+ 1.106E 3GPM 00R
+00000 *10 G 00R
-00000 *10 G 00R

16:41+ 1.094E 3GPM 00R
+00552 *10 G 00R
-00000 *10 G 00R

16:46+ 1.095E 3GPM 00R
+01105 *10 G 00R
-00000 *10 G 00R

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

PCC Cond. #1 = — (KW) x 5431 + — (gpm) = — (kWh/ac.ft)

Percent of seasonal use 33% Description —

PCC Cond. #2 = — (KW) x 5431 + — (gpm) = — (kWh/ac.ft)

Percent of seasonal use 46% Description —

PCC Cond. #3 = — (KW) x 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 In / Hand In / Gated pipe / flood / Drip / Open ditch

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. MICROFILMED 6-29-98

100 10 2002

Pg 2 of 19

Well #4

Determination of Power Consumption Coefficient

Kilowatts of Energy Consumed

$KW = 3.6 \times Kh \times \text{Multiplier} \times \text{No. of revolutions}(N) \div \text{Time}(T) \text{ in seconds per N}$

Cond.#1 $N = 10$ (No. of Disc Rev) Time (sec) = $(25.4) + (25.4) + () / 3$

$3.6 \times 3.6 (Kh) \times 40 (Mult) \times 10 (N) \div 25.4 (T) =$

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

$3.6 \times (Kh) \times (Mult) \times (N) \div (T) =$

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

$3.6 \times (Kh) \times (Mult) \times (N) \div (T) =$

OUTER DIAMETER
6.6524 IN

OUTER DIAMETER
6.6524 IN

PIPE MATERIAL
? CS, SS

WALL THICKNESS
0.1100 IN

SPACING
4.641 IN U

20:22+ 1.345E 36PM 00R

+00000 *10 G 00R

-00000 *10 G 00R

20:34+ 1.338E 36PM 00R

+00073 *10 G 00R

-00000 *10 G 00R

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

GPM Cond. #1 $1338 + 324$ #2 #3

PSI Cond. #1 76 #2 #3

06-29 20:4000 *R
J+ 1.339E 36PM

20:41+ 1.333E 36PM 00R

+00073 *10 G 00R

-00000 *10 G 00R

06-29 20:4100 *R
+ 1.342E 36PM

06-29 20:4200 *R
+ 1.338E 36PM

Well #4

EAST WBL
EX-35-7000C

Power Consumption Coefficient (PCC) = $KW \times 5431 \div GPM$

PCC Cond. #1 = (KW) $\times 5431 \div$ (gpm) =

Percent of seasonal use Description

PCC Cond. #2 = (KW) $\times 5431 \div$ (gpm) =

Percent of seasonal use Description

PCC Cond. #3 = (KW) $\times 5431 \div$ (gpm) =

Percent of seasonal use Description

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

System Type (all that apply): Pivot, linear, Wheel In, Hand In, Gated pipe, flood

OUTER DIAMETER
10.000 IN

PIPE MATERIAL
? CS, SS

WALL THICKNESS
0.1300 IN

SPACING
7.555 IN U

21:00+332.856E 06PM 00R

+00000 *10 G 00R

-00000 *10 G 00R

21:05+342.631E 06PM 00R

+00162 *10 G 00R

-00000 *10 G 00R

324 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 ft Pumping Water Level 200 ft (at condition # 1)

Date Date 6-29-98

Clear, easy

R. D. Hawkes 6-29-98

MICROFILMED

JUL 10 2002

Pg 9 of 19

Well #4
(EAST WBL)
EX-35-7000C

Well #4

OWNER = JAY STOLWORTHY
OP. = STAN & KENT SEARLE

#4 PIVOT
6-29-98

Well Pump and Motor Information

PUMP DATA		MOTOR DATA	
Manufacturer	V-LINE	Manufacturer	U.S. MOT.
Serial Number		Serial Number	
Model Number		Rated Horsepower	200
Type		Rated Amps	236
Impeller Diameter		Rated Volts	460
Rated Speed		Rated Speed	1770
Rated Discharge		Phase	3
Rated Head		Service Factor	1.15

175AC
PIVOT
+
23 AC
HL.
BARTLEY

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	

5/32
NOZ.

EAST WELL
EXAM 35-7000 C

Well
#4

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-P2
Meter Manufacturer	G.E.	Std Meter Type	Sonic Pyg Collins Hall Anub Dye/chem Other
Meter Serial No.	90128069	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	5.18	Pipe Outside Diameter	6 7/8
Multiplier (Mult)	40	Pipe Inside Diameter	t=0.11
CTR (Current) PTR (Voltage)	///	Distance of straight pipe upstream and down	Upstream /Down 20/20+

Well
#4

MICROFILMED
JUL 19 2002

Pg 10 of 19

Well #5

OWNER = R JAY STOLWORTHY
OP = STAN & KENT SEARLE

"PIVOT 5"

6-29-98

Well Pump and Motor Information

PUMP DATA		MOTOR DATA	
Manufacturer	V-LINE	Manufacturer	U.S. MOT.
Serial Number		Serial Number	
Model Number		Rated Horsepower	200
Type		Rated Amps	236
Impeller Diameter		Rated Volts	460
Rated Speed		Rated Speed	1770
Rated Discharge		Phase	3
Rated Head		Service Factor	1.15

190 K,
PIVOT
SPE.
WHT.

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	

WEST WELL
Exam 3S-7000C

Well
#5

Well
#5

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-P2
Meter Manufacturer	ABB	Std Meter Type	Sonic Pvg Collins Hall Anub Dye/chem Other
Meter Serial No.	01343441	Std. Meter Confidence	Ext Good Fair Poor 2% 5% 10% >10%
Disc Constant(Kh)	1.8	PSI gauge ID location = disch head?	District / Owner Yes / No
Rated Voltage	480	Pipe material	STEEL
Demand	4.38	Pipe Outside Diameter	10"
Multiplier (Mult)	40	Pipe Inside Diameter	t = .135
CTR (Current) PTR (Voltage)	///	Distance of straight pipe upstream and down	Upstream / Down 15 / 15+

MICROFILMED
JUL 10 2002

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Well #5

Determination of Power Consumption Coefficient

Kilowatts of Energy Consumed

$KW = 3.6 \times Kh \times \text{Multiplier} \times \text{No. of revolutions}(N) \div \text{Time}(T) \text{ in seconds per } N$

Cond.#1 $N = 10$ (No. of Disc Rev) Time (sec) = $(15.5) + (15.6) + (15.6) = 46.7$

$3.6 \times 1.8 (Kh) \times 40 (Mult) \times 10 (N) \div 46.7 (T) = 29.1$

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

$3.6 \times$ (Kh) $\times$ (Mult) $\times$ (N) $\div$ (T) =

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

$3.6 \times$ (Kh) $\times$ (Mult) $\times$ (N) $\div$ (T) =

OUTER DIAMETER
10.0000 IN

PIPE MATERIAL
CS, SS

WALL THICKNESS
0.1350 IN

SPACING
7.563 IN U

18:33+ 1.144E 3GPM 001
+00000 *10 G 001
-00000 *10 G 001

18:38+ 1.139E 3GPM 001
+00570 *10 G 001
-00000 *10 G 001

18:43+ 1.128E 3GPM 001
+01138 *10 G 001
-00000 *10 G 001

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 1138 #2 #3

PSI Cond. #1 90 #2 #3

WEST WEL
EXAM 35-7000C

Well #5

Power Consumption Coefficient (PCC) = $KW \times 5431 \div GPM$

PCC Cond. #1 = (KW) $\times$ 5431 $\div$ (gpm) = (kWh/ac.ft)

Percent of seasonal use 100 Description

PCC Cond. #2 = (KW) $\times$ 5431 $\div$ (gpm) = (kWh/ac.ft)

Percent of seasonal use Description

PCC Cond. #3 = (KW) $\times$ 5431 $\div$ (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 in / Hand in / Gated pipe, flood / Drip / Open ditch

Water Level Data

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

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

MICROFILMED Hawkes 6-29-98

JUL 10 2002

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THEORETICAL PUMP FLOW CALCULATIONS

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

SYSTEM: #3

Hp = Horsepower = 150
Eff = Efficiency = 70% (Usually 70%)
Lift: (Static Level + Assumed Drawdown)
Static Water Level = _____ ft.
Assumed Drawdown = + _____ ft.
Lift = _____

OR

~~Measured~~ ^{ASSUMED} Dynamic Water Level = 225 ft.

psi = Operating Pressure = 65 psi (^{recorded} 6-24-1994)

$$Q_{cfs} = \left[\frac{150}{Hp} \times 8.814 \times \frac{0.70}{Eff} \right] \div \left[\frac{225}{Lift} + \left(\frac{65}{psi} \times 2.308 \right) \right]$$

$$Q_{cfs} = \left[\frac{925.47}{} \right] \div \left[\frac{375.0}{} \right]$$

$$Q_{cfs} = \underline{2.47} \text{ cfs SYSTEM } \underline{\#3}$$

SYSTEM: #4 & #5

Hp = Horsepower = 200
Eff = Efficiency = 70% (Usually 70%)
Lift: (Static Level + Assumed Drawdown)
Static Water Level = _____ ft.
Assumed Drawdown = + _____ ft.
Lift = _____

OR

~~Measured~~ ^{ASSUMED} Dynamic Water Level = 225 ft.

psi = Operating Pressure = 65 psi (^{recorded} 6-24-1994)

$$Q_{cfs} = \left[\frac{200}{Hp} \times 8.814 \times \frac{0.70}{Eff} \right] \div \left[\frac{225}{Lift} + \left(\frac{65}{psi} \times 2.308 \right) \right]$$

$$Q_{cfs} = \left[\frac{1233.96}{} \right] \div \left[\frac{375.0}{} \right] =$$

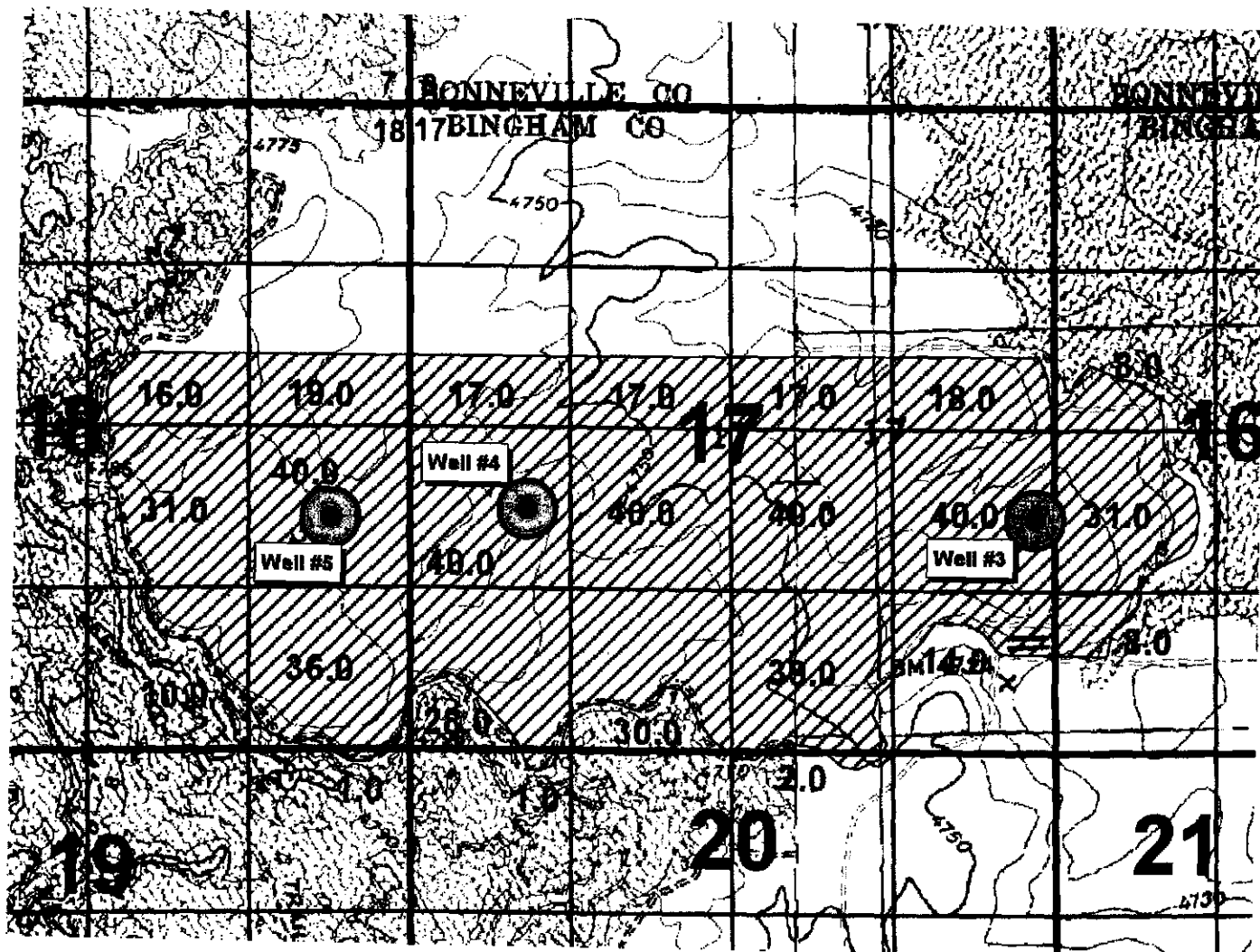
$$Q_{cfs} = \underline{3.29} \text{ cfs SYSTEM } \overset{(\#4 \& \#5)}{Q = 2(3.29 \text{ cfs}) = 6.58 \text{ cfs}}$$

Pg 13 of 19

MICROFILMED

JUL 10 2002

PERMIT NO. 35-8912



T R36E
1
N

Permissable Place of Use
35-8912, PART 35-8924A
Plus Lic 35-7000C/7368C

Pg ¹⁴~~13~~ of 19

35-08912

MICROFILMED
 JUL 10 2002



T R36E
1
N

Permissable Place of Use
35-8912, 35-8924.
Plus Lic 35-7000C/7368C

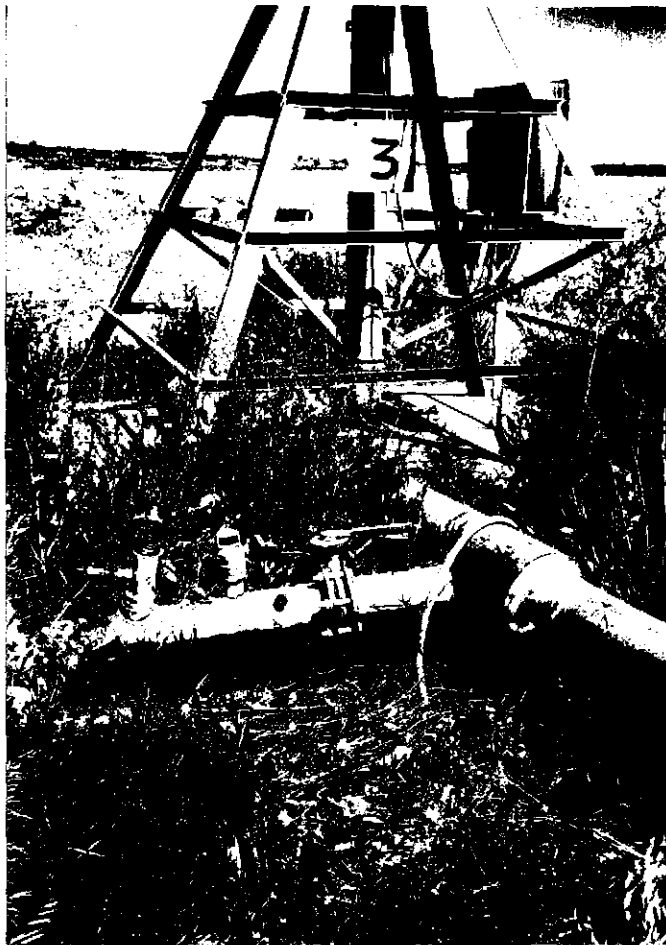
Pg ¹⁵ ~~14~~ of 19

MICROFILMED

100 1 0 2002

35-08912

Pivot # 3



→ well # 3

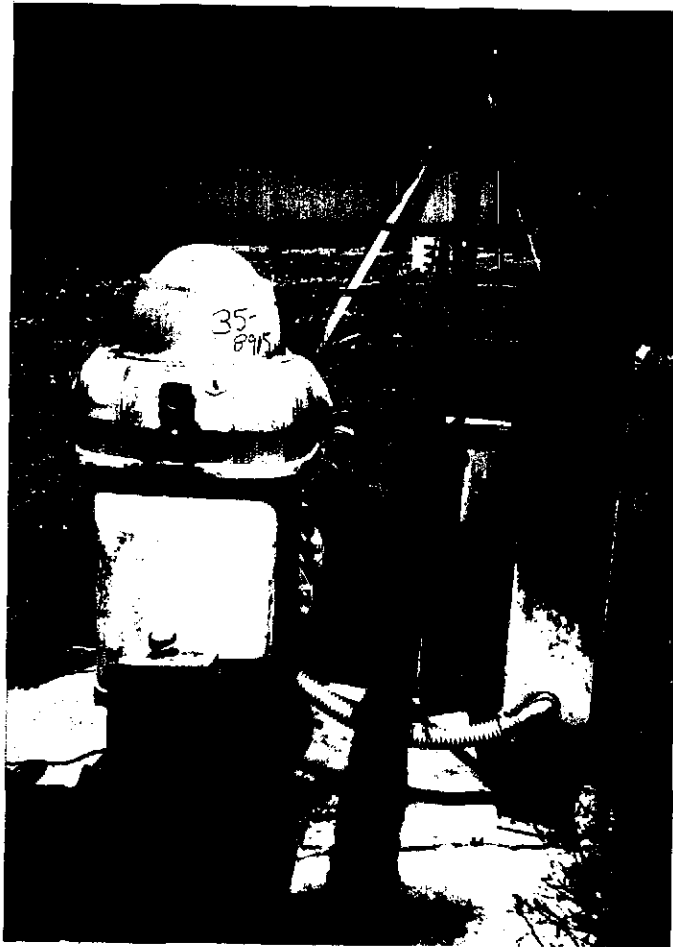
Pg 16 of 19

35-8912

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JUL 10 2002

Pivot #3



WELL

MICROFILMED

JUL 10 2002



WELL

Well #3
(SYSTEM 3)

17
Pg ~~16~~ of 19
35-8912

Well # 4



35-8912

Pg 18 of 19

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JUL 10 2002

Well
(SYSTEM)
#5



35-8912

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MICROFILMED

JUL 10 2002

T-Z

R36E

T25720

465

18

ALL NAEL

36.0

95.2

T25720

465

30

#8

8

7

17

4

3

101

A9

140

10.9

H64

20

17

1

24

19

13

18

19

20

9

18

17

ATTACHMENT "A"
FSA Aerial INFO ONLY

35-8912

MICROFILMED
JUL 10 2002

R36E

T25720

465

50

#8

8

95.2

5

4

17

7

101
49

3

R36E

T-N

16

11
6.1

96
11.9

142
10.9

17

116

20

21

16

21

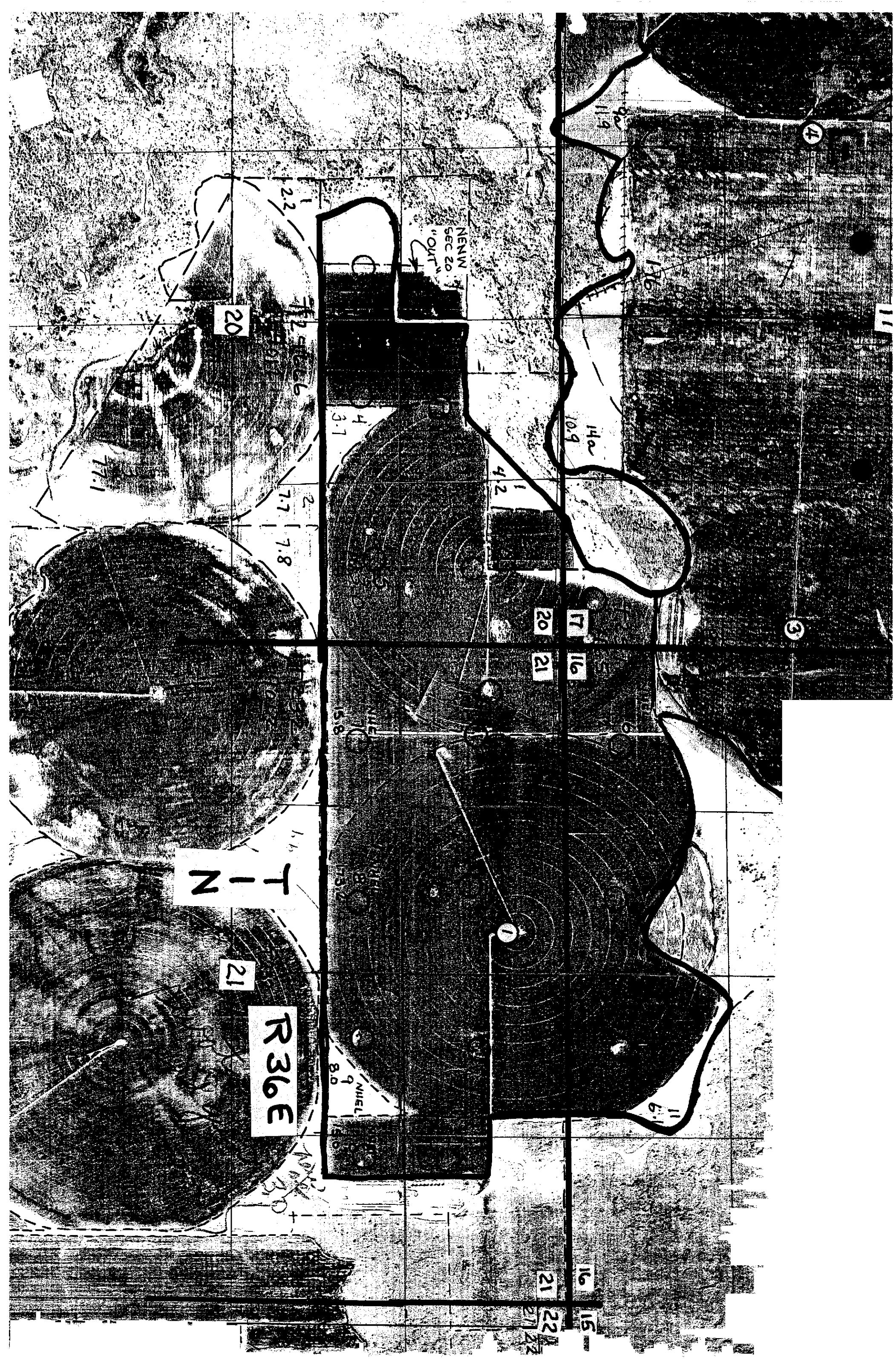
22

21

ATTACHMENT "B"
FSA AERIAL INFO ONLY

35-8912

MICROFILMED
JUN 10 2002



"C"
ATTACHMENT
PSA Aerial info only

35-8912

MICROFILMED
JUN 10 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 aerals. Arc View was used to draw the place of use as shown on the FSA aerals 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"

35-8912

MICROFILMED

JUN 10 2002

June 11, 1993

JAY L. STOLWORTHY
820 S. PARK
SHELLEY ID 83274

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 35-08912

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.

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
Secretary/Records Manager

c: IDWR - Region

RECEIVED

JUN 29 1993

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 35-08912 Reviewed by Klg Date 6/7/93

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit? irrigate -33
yes Address same as permit?
yes Proof timely received? Correct Uses? yes
If not, complete calculation below.

SOURCE OF WATER

 Surface water source
✓ Ground water source
NA Drilling permit required?
1963 / Copy in the file? Drilling Permit No. _____
/ Amount paid for permit _____ Correct?
/ Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

yes Required?
100 Amount Submitted
yes Correct?
yes Required?
no Installed?
no 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 needs a flow
6/4/93
6/11/93 Klg

April 30, 1993

JAY L. STOLWORTHY
820 S. PARK
SHELLEY ID 83274

PROOF DUE NOTICE

RE: PERMIT NO. 35-08912

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 July 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.

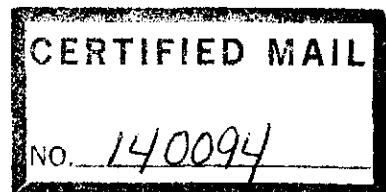
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental 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

JUN 29 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

July 2, 1991

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

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 35-08912

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.

This permit authorizes the appropriation of trust water. Trust water is defined as that portion of a particular hydropower water right which exceeds certain minimum stream flows established by state action, and is held in trust by the State of

RECEIVED

JUL 10 1991

Idaho for the use and benefit of the people within the state.
Conditions pertaining to a term review, annual use fee and
jurisdiction of the permit are trust water conditions.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosures

RECEIVED
JUL 10 1991

APPLICATION FOR PERMIT REVIEW

Application #: 35-8912

Reviewer:

Pam Skaggs *PS*

Date: 6-21-91

Existing:

☒ No

Complete in 1 year - 26A-P17
P16

☐ Yes

Proof not submitted - P16

Proof submitted - N/A

Groundwater:

☒ GT. 0.2 cfs - 01G-P03, 01C-P03 (existing well)

LT. 0.2 cfs - N/A

Drilling Permit:

☒ Approved w/permit - P99

☒ Not included - 046-P23 (All GW, even existing wells)

Location:

☒ Water Districts

Surface water - WD No. 01
005, 005-01H-P01 (LT.2 w/pump)

005-01J-P08 (GT.2)

☒ Groundwater *Existing* - P05

Irrigation Districts - 023

Canal Co. Areas - 023

Drainage Districts - 024

Boise Front (63) - 058 (Groundwater)

☒ Swan Falls Flag - 7 (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: - 07-01-1993
Other Conditions Recommended

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JUL 10 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
State Office
1301 North Orchard St.

Statehouse Mail
Boise, Idaho 83720
(208) 327-7900

MAY 3, 1991

Post Register
P.O. Box 1800
Idaho Falls, ID 83401

Dear Legal Dept.:

Enclosed you will find legal notices 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 JUNE 3, 1991.

Yours truly,

BRENDA L. MILLER
Clerical Specialist

Encl.

MICROFILMED

JUL 10 1991

35-08912

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

Source: GROUNDWATER

Diversion Pt: NWSW Sec 17 T 01N R 36E

Use: IRRIGATION (.660 CFS)
Total Diversion: (.660 CFS)

Date Filed: 9/26/ 1990

In: T01N R36E S17	SWSW	SESW	SWSE
S20	NWNE	NENW	NWNW

33.0 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, Statehouse Mail, Boise, Idaho 83720 on or before JUNE 3, 1991.

R. Keith Higginson, Director

Published 5/15/1991 & 5/22/1991

MICROFILMED

JUL 10 1991

MEMORANDUM

TO: FILE

FROM: TIM LUKE

RE: APP. NO.s 35-8911 thru 35-8915, & 35-8924
Trust Water Processing

DATE: 4-24-91

The above applications have come up for sequential trust water processing. The applicant returned trust water questionnaires and states that the irrigation represented by these filings was completed after October of 1984.

All of these filings represent irrigation expansion of some existing irrigation development. Since the expansion occurred after 1984, all acreage will count as trust acreage.

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JUL 10 1991

JUL 10 1991



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 10, 1991

RE: APPLICATION FOR PERMIT NO. _____

Dear APPLICANT:

Due to the Swan Falls litigation and subsequent backlog of pending applications, Department approval of the enclosed application may have been delayed. The Department is presently reviewing your application and may authorize the proposed development.

The purpose of this letter is to determine: (1) if you are still interested in developing the project, and (2) the extent of development, if any, that has already occurred under the application. Enclosed are two forms requesting information which will help the Department expedite the processing of the application.

1. If you have abandoned or have no interest in continuing with your plans for development of the project, please complete the enclosed withdrawal form and return it to the Department. If you request a withdrawal of the application and the application was not previously advertised, the department will refund your original filing fee.

2. If you wish to continue with your proposed development plans, or have completed all or a portion of the proposed development before October 1, 1984, then you must complete and return the enclosed questionnaire. You may use the questionnaire and enclosed application to make any comments &/or amendments concerning the application. Your completion of the questionnaire will expedite processing and help the department determine if the water diverted under the application is public water or trust water. Approved trust water applications may be subject to additional conditions.

Failure to return either of the above forms within thirty (30) days of the date of this letter is cause for the Department to void the application.

Please be further advised that if any undeveloped portion of your proposed project is greater than 200 acres, or if the application proposes diversion of more than 5.0 cfs, the department will issue a notice requesting additional information as required by Water Appropriation Rule 4,5. (copy enclosed). In particular, rules 4,5,3. through 4,5,3,5. apply to your project if it is more than 200 acres. If necessary, the rule 4,5. information notice will be sent to you after you return the questionnaire.

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JUL 10 1991

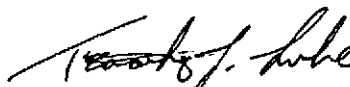
Page 2

If you have questions concerning the content of this letter or about completing the forms, please contact Tim Luke at the address below or by calling directly at 327-7864. The enclosed forms and all other relative information must be returned within thirty (30) days to:

Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720-9000
Attn: Tim Luke

Please note that a copy of your application is enclosed. The application number is also shown on the enclosed questionnaire.

Sincerely,



TIM LUKE
Sr. Water Resource Spec.

Enclosures

MICROFILMED

JUL 10 1991

*Trustwater
Hold*

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

INITIAL REVIEW BY Lewis H. Dunn DATE 6 Nov 90
APPLICANT NAME: JAY L. STOLWORTHY

APPLICATION NO. 35-08912

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
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

MAR 13 1991

Department of Water Resources

RECEIVED

SEND COPIES TO _____ Idaho Dept. of Health & Welfare _____ U.S. BLM
 _____ Idaho Dept. of Fish & Game _____ U.S. Forest Service
 _____ Idaho Dept. of Lands _____ Water District
 _____ Adjudication Bureau Unit _____ Other _____

☐ 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
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 _____
By _____ Date _____

See below for additional information

By _____ Date _____

ADDITIONAL INFORMATION

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
