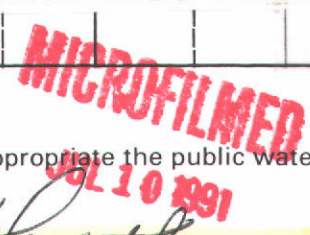


e, section



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.

(Applicant)

OVERLAP ANALYSIS OF EXAM OF PERMIT NO.

OVERLAP ANALYSIS OF EXAM OF PERMIT NO.

Place of Use	Twp	Rge	Sec	NE 1/4			NW 1/4			SW 1/4			SE 1/4			Totals
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Exam Acres	1N	36E	18	26			18									
Examiner				33	0.5	6	20	14	21	26	12					88.5 new
				7	0.5	6	2	14	21	26	12					
	1N	36E	7									2	2		0.5	
												2	2		0.5	45 new

Total Acres

93.0

Examiner = 426 ac total
Decreed = $298 \left\{ \begin{array}{l} 7000A = 4.77 \text{ cfs} \\ 7368A = 1.19 \text{ cfs} \end{array} \right\} 0.07 \text{ cfs/ac}$
35-7000A 128 New ✓ matches
5.96 decreed 4.96

$$\begin{array}{r} 298 \overline{) 7368} \\ \underline{594} \\ 1428 \\ \underline{1428} \\ 0 \end{array}$$

35-7000 A
 > -7368 A

→ -7368A

(see also next page for additional acres)

OVERLAP ANALYSIS OF EXAM OF PERMIT NO. _____

Place of Use	Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
~~Exam Acres~~	~~1N~~	~~36E~~	~~8~~											21	24			20		
Examiner														3	6			3		12 new
7000A			17																	
				1	37	23	2	40	40	23	23									
				8	39	23	16	40	40	23	23									
				7	2	0	14	0	0	0	0									23 new

Total Acres 35

Idaho Dept. of Water Resources
Place of Use Comparison Report

Type	WR #	Owner	Source	TRS	MENE	NWNE	SWNE	SENE	NEENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Permit	35 8911	JAY STOLWORTHY,	GROUND WATER	01N36E18																	72
Permit	35 8913	JAY L STOLWORTHY,	GROUND WATER	01N36E18	3		4	3													10
Permit	35 8924	JAY L STOLWORTHY,	GROUND WATER	01N36E18																17	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 7000A	JAY STOLWORTHY,	GROUND WATER	01N36E18	26			18													44
Right	35 7000C	JAY STOLWORTHY,	GROUND WATER	01N36E18			16	19									40	31	9	24	139
Right	35 7368A	JAY STOLWORTHY,	GROUND WATER	01N36E18	26			18													44
Right	35 7368C	JAY STOLWORTHY,	GROUND WATER	01N36E18			16	19									40	31	9	24	139
Right	35 8911	JAY STOLWORTHY,	GROUND WATER	01N36E18	33	0.5	6	20	14	21	26	12									132.5

↑
 +
 *NO
 NO ↑ added
 with AV
 per

[illegible]

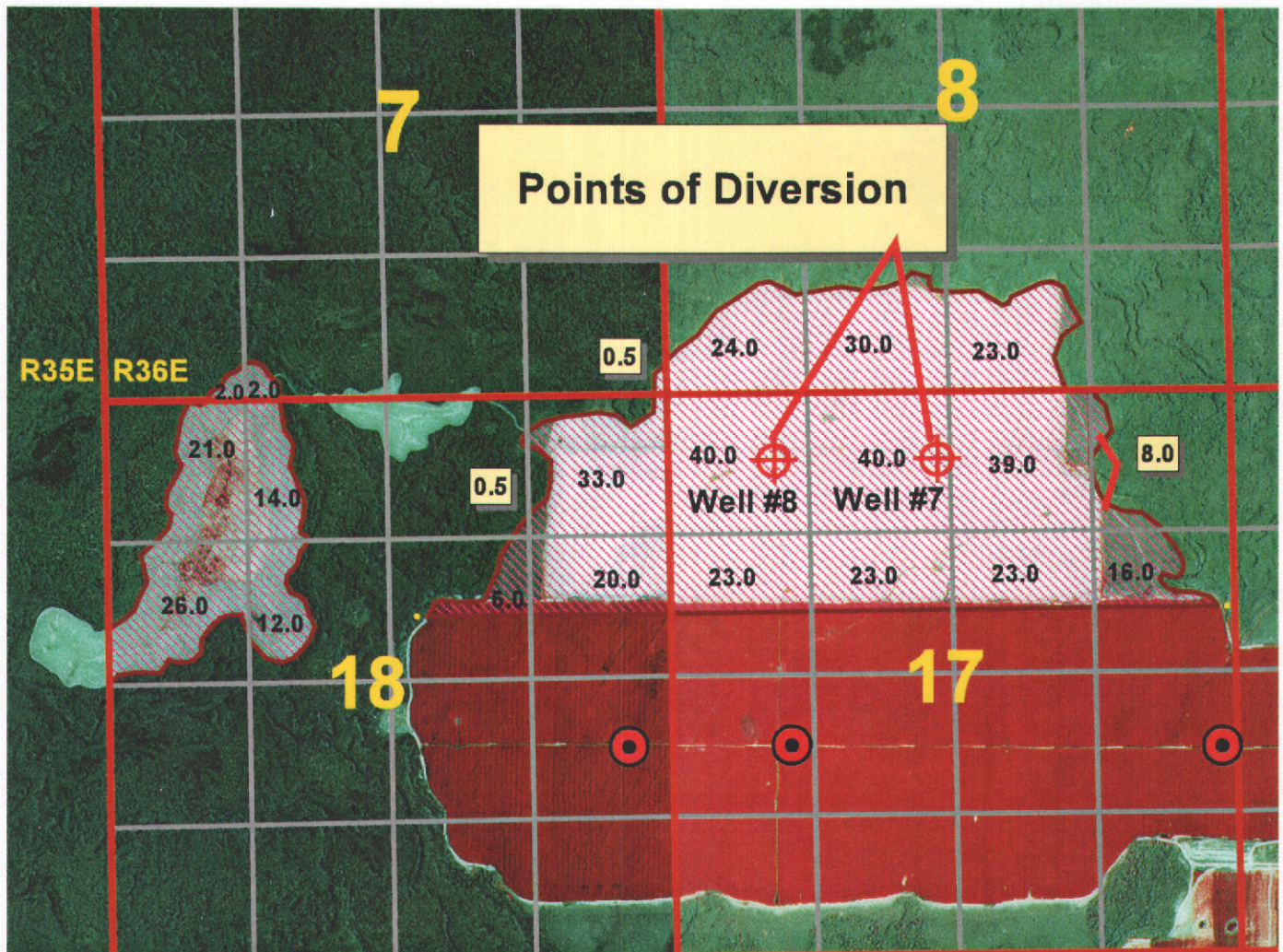
Idaho Dept. of Water Resources
Place of Use Comparison Report

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Permit	35 8914	JAY L STOLWORTHY,	GROUND WATER	01N36E8															2		2
Rec	35 7000A	JAY L STOLWORTHY, MERRI LYNN STOLWORTHY,	GROUND WATER	01N36E8											21	24			20		65
Rec	35 7368A	MERRI LYNN STOLWORTHY, JAY L STOLWORTHY,	GROUND WATER	01N36E8											21	24			20		65
Right	35 7000A	JAY STOLWORTHY,	GROUND WATER	01N36E8											21	24			20		65
Right	35 7368A	JAY STOLWORTHY,	GROUND WATER	01N36E8											21	24			20		65
Right	35 8911	JAY STOLWORTHY,	GROUND WATER	01N36E8											24	30			23		77

+3 +6 +3

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 8911	JAY STOLWORTHY,	GROUND WATER	01N36E7											2	1					3
Right	35 8911	JAY STOLWORTHY,	GROUND WATER	01N36E7											2	2				0.5	4.5



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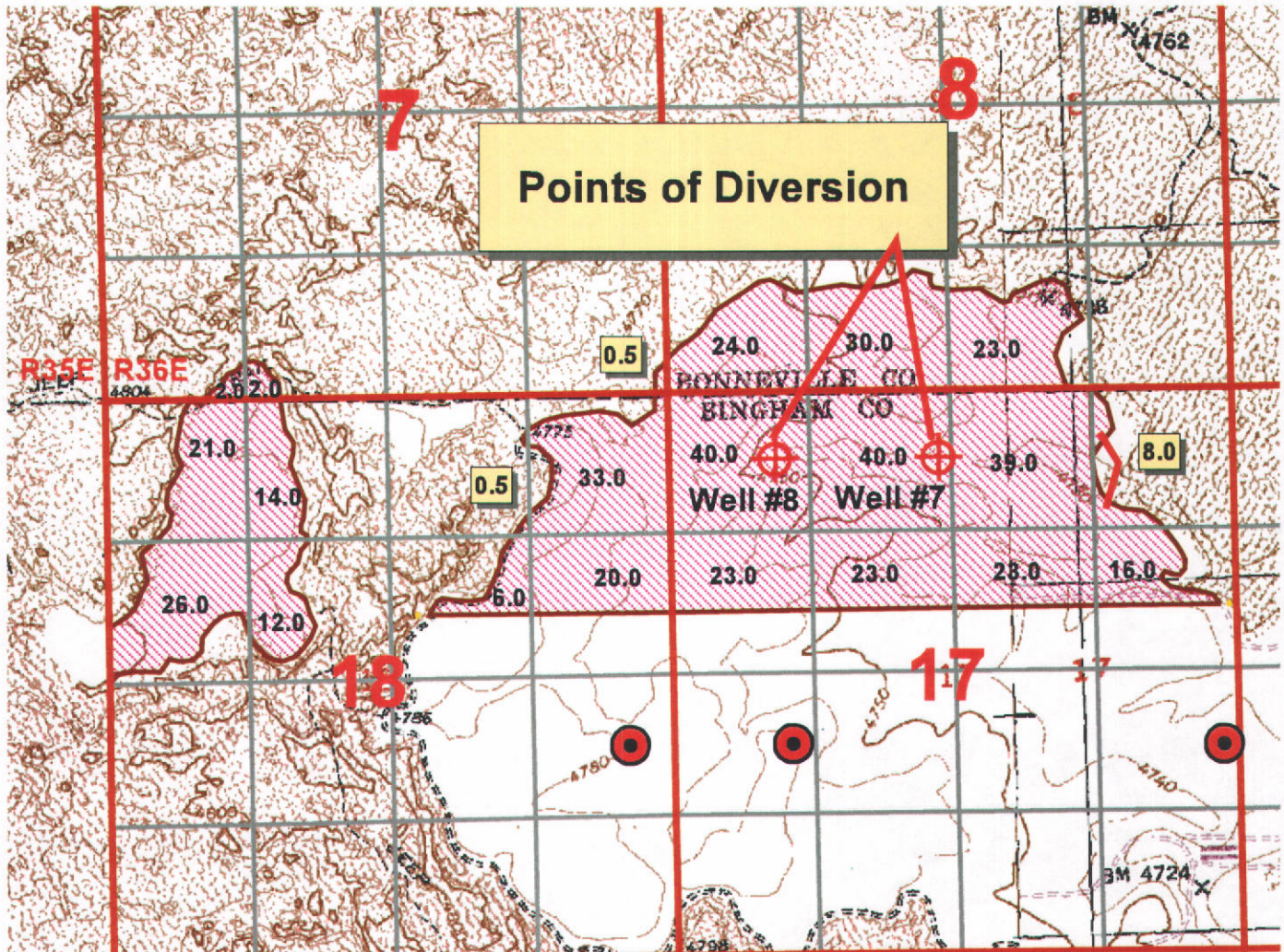
R36E

**Permissible Place of Use
35-8911, 35-8913, 35-8914,
35-8915, Part 35-8924
Plus Lic 35-7000A/7368A**

Pg 11 of 14

35-08911

**MICROFILMED
JUN 05 2002**



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R36E

**Permissable Place of Use
35-8911, 35-8913, 35-8914,
35-8915, Part 35-8924
Plus Lic 35-7000A/7368A**

Pg 12 of 14

**MICROFILMED
JUN 05 2002**

35-08911



13
Pg ~~12~~ of 14

35-8911

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JUN 05 2002



SYSTEM #8

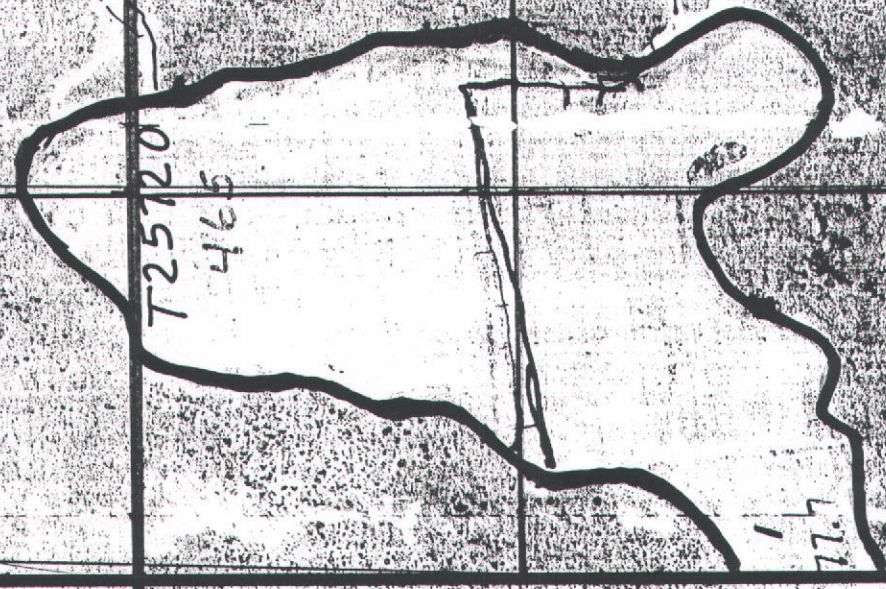
Photo 8-25-1998

35-8911

Pg ¹⁴~~13~~ of 14

MICROFILMED
JUN 05 2002

YOUNG



T-N

R36E

18



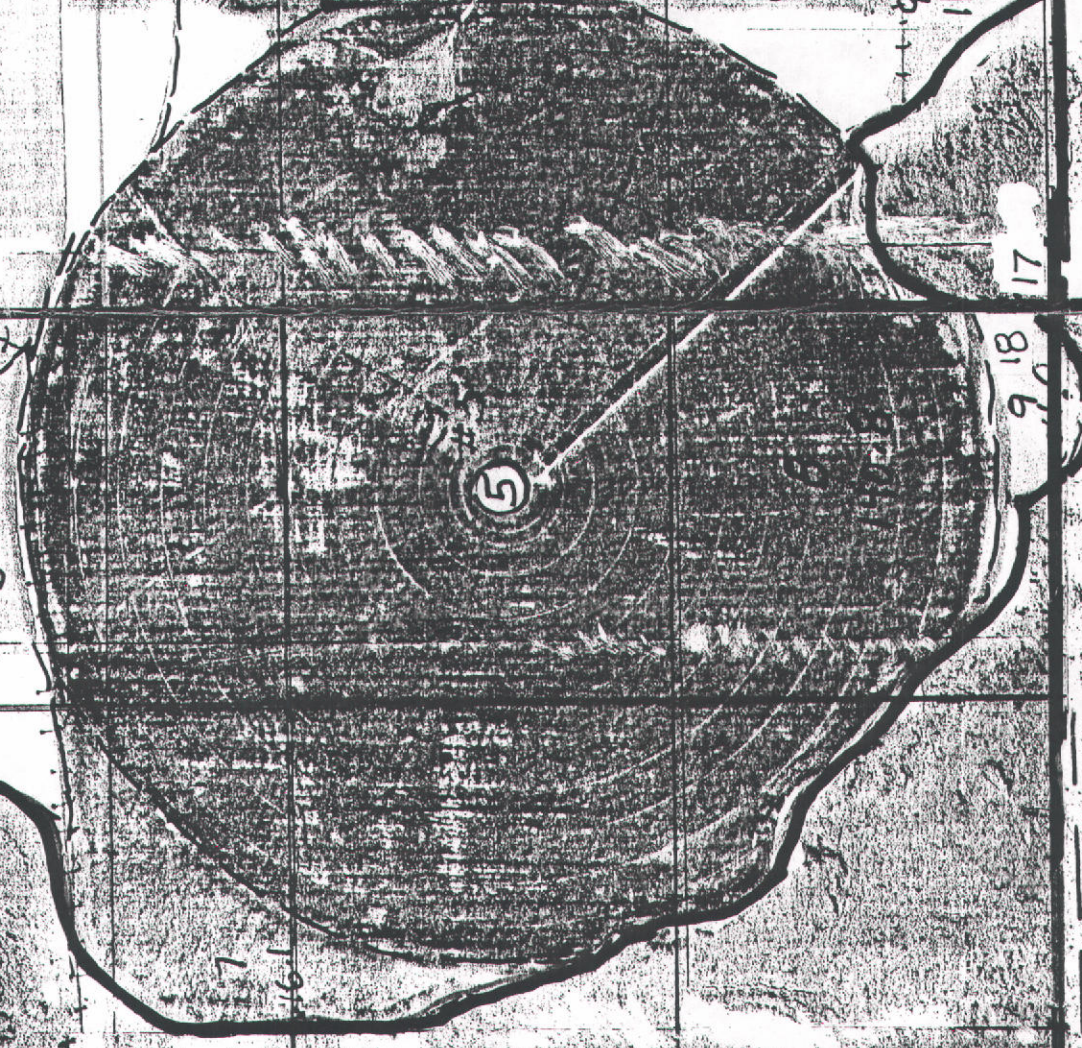
ALL N4E L

4
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10.9

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90
11.9

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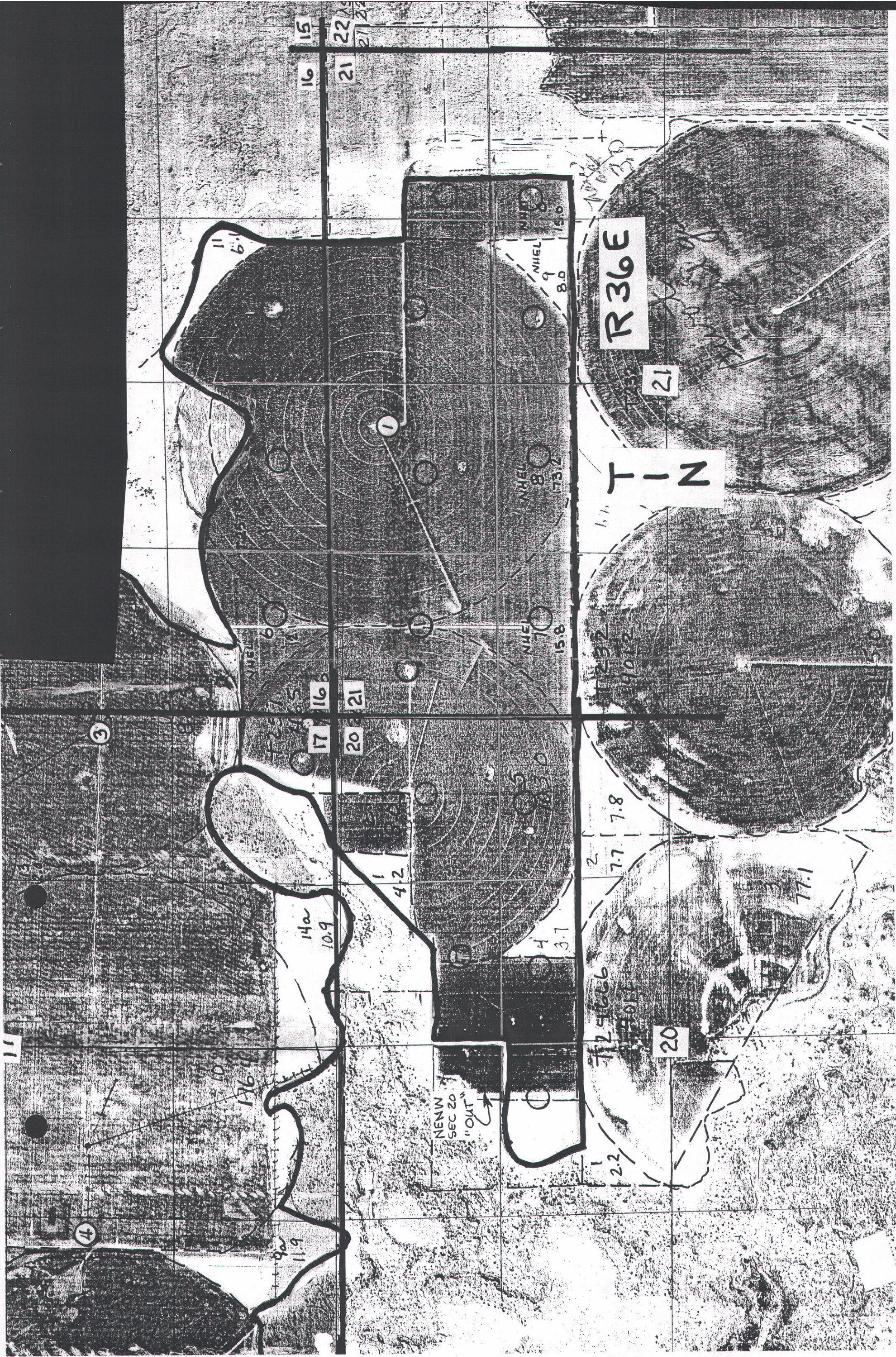
16

21

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State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 35-08911

Priority: September 12, 1990

Maximum Diversion Rate: 1.30 CFS
Maximum Diversion Volume: 308.0 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 August 21, 1990; and has
submitted Proof of Beneficial Use on July 23, 1992. An examination indicates that the works have a
diversion capacity of 7.21 cfs of water from:

SOURCE

GROUND WATER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
IRRIGATION	04/01 to 10/31	1.30 CFS	308.0 AF

LOCATION OF POINTS OF DIVERSION:

GROUND WATER NE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 17, Twp 01N, Rge 36E, B.M., BINGHAM County

GROUND WATER NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 17, 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 7											2.0	2.0				.5	4.5
01N 36E 8											24.0	30.0			23.0		77.0
01N 36E 17	8.0	39.0	23.0	16.0	40.0	40.0	23.0	23.0									212.0
01N 36E 18	33.0	.5	6.0	20.0	14.0	21.0	26.0	12.0									132.5

Total Acres: 426

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 77 acres within the place of use described above in a single irrigation season.
2. Rights 35-07000A, 35-07368A, 35-08913, 35-08914, 35-08915 and 35-13378 are also diverted through the points of diversion described above.

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JUN 05 2002

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 35-08911

3. Rights 35-07000A, 35-07368A, 35-08913, 35-08914, 35-08915, 35-13378 and 35-08911 when combined shall not exceed a total diversion rate of 7.21 cfs, and the irrigation of 426 acres.
4. Use of water under this water right will be regulated by the watermaster of State Water District No. 120.
5. This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
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 22ND day of April, 2002.

Acting for


KARL J. DREHER
Director

MICROFILMED

JUN 05 2002

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APR 18 2002

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT

(For Licensing Purposes)
WATER RIGHT NO. 35-08911

Date of Priority: September 12, 1990

Maximum Diversion Rate: 1.30 CFS
Maximum Diversion Volume: 308.0 AF

Comes now JAY STOLWORTHY
820 S PARK

SHELLEY ID 83274 and represents to the Director of the Idaho Department of Water Resources that he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 35-08911, and requests that the permit be changed as follows:

Source: GROUND WATER

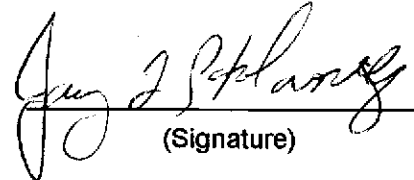
<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	1.30 CFS	308.0 AF

LOCATION OF POINT(S) OF DIVERSION:GROUND WATER NE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 17, Twp 01N, Rge 36E, B.M., BINGHAM CountyGROUND WATER NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 17, Twp 01N, Rge 36E, B.M., BINGHAM CountyPLACE 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 7									2.0	2.0					.5		4.5
01N 36E 8									24.0	30.0				23.0			77.0
01N 36E 17	8.0	39.0	23.0	16.0	40.0	40.0	23.0	23.0									212.0
01N 36E 18	33.0	.5	6.0	20.0	14.0	21.0	26.0	12.0									132.5

Total Acres: 426

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 15 day of April, 2002


(Signature)

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JUN 05 2002

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APR 16 2002

Department of Water Resources
Eastern Region

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT

(For Licensing Purposes)
WATER RIGHT NO. 35-08911

FOR DEPARTMENT USE ONLY

Preliminary check by KCW Fee = 50⁰⁰ Received by KCW # 5027644 Date 4/15/2002

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. 35-08911 with the following:

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 77 acres within the place of use described above in a single irrigation season.
2. Rights 35-07000A, 35-07368A, 35-08913, 35-08914, 35-08915 and 35-13378 are also diverted through the points of diversion described above.
3. Rights 35-07000A, 35-07368A, 35-08913, 35-08914, 35-08915, 35-13378 and 35-08911 when combined shall not exceed a total diversion rate of 7.21 cfs, and the irrigation of 426 acres.
4. Use of water under this water right will be regulated by the watermaster of State Water District No. 120.
5. This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
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 22ND day of April, 2002.


Acting for **KARL J. DREHER**
Director

MICROFILMED

JUN 05 2002

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 35-08911)
IN THE NAME OF JAY STOLWORTHY) ORDER OF
REINSTATEMENT

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before July 1, 1992; and,

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

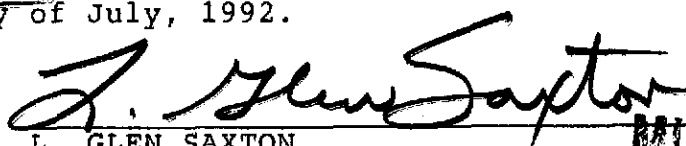
WHEREAS, the Department notified the permit holder that the permit had lapsed for failure to submit the proof of beneficial use; and,

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

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting proof of beneficial use on July 23, 1992;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 35-08911 be REINSTATED with an advance in priority to September 12, 1990.

Dated this 30th day of July, 1992.


L. GLEN SAXTON
Chief, Water Allocation Bureau

MICROFILMED

AUG 20 1992

RECEIVED

JUL 23 1992

OFFICE USE ONLY
 Amt. of Fee \$ 125
 Date 5-18-92
 Receipt No. E017339
 Receipt by HCS

Form 217
 1/7/81
RECEIVED
 MAY 26 1992
 Department of Water Resources

STATE OF IDAHO
 Department of Water Resources
 Eastern District Office
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.

- Permit No. 35-08911 Telephone No. 357-3808
- Name(s) of Permit Holder(s): Jay Stalworthy
- Mailing Address: 820 S. Park Shelley, ID 83274
- Source of Water: Groundwater (J. Northwell)
 If **GROUNDWATER**, Well Driller's Name: Doug Cushman Date Drilled: 1973
Ken Collier

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 77 (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted 1.54 cfs OR _____ acre/feet

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

Measuring device: Required? ____ Yes X No Installed? ____ Yes ____ No

OR

Flow Measurement Port: Required? X Yes ____ No Installed? ____ Yes ____ No

8. Fee Enclosed: \$ 125 (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.

AUG 20 1992

5-18-92 Jay Stalworthy
 Date Signature (and title, if on behalf of a company or organization)

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 35-08911

Proposed Priority: August 21, 1990 Maximum Diversion Rate: 1.54 CFS
This is to certify, that **JAY 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	1.54 CFS

LOCATION OF POINT(S) OF DIVERSION: NWNW 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	35E	13	SENE 2			2
	36E	7	SWSW 2	SESW 1		3
		18	NENW 11	NWNW 20	SWNW 29	72
			SENW 12			

Total number of acres irrigated: 77

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **July 1, 1992**.
2. Subject to all prior water rights.
3. 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.
4. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. 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.
6. 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.
7. The Director retains jurisdiction of the permit and/or subsequent license issued to change, add or remove any requirement as determined to be appropriate.
8. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

RECEIVED

JUL 10 1991

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 35-08911

CONDITIONS/REMARKS:

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

20th day of June, 1991.

for R. Keith Higginson, Director

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JUL 10 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 35-08911

To appropriate the public waters of the State of Idaho

1. Name of applicant Jay Stolworthy Phone 357-3808

Post office address 820 S. 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 NW 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 1.55 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) 1.55 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well and pump to sprinklers

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total

reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:

_____ to _____ inclusive.

c. Proposed well diameter is 20 inches; proposed depth of well is 400 feet.

Exists

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 for proposed beneficial use is

1 years (minimum 1 year).

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JUL 10 1991

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

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

9. Description of place of use:

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

[illegible]

Total number of acres to be irrigated 77

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

11. a. Who owns the property at the point of diversion? Applicant
b. Who owns the land to be irrigated or place of use? Applicant

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

12. Remarks:

~~168-01-700~~

[illegible]

Jay Z. Stokroth
(Applicant)

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

Received by	<i>aw</i>	Date	8-21-90	Time	11:55A	Preliminary check by	
Fee \$	65.00	Received by	HUT	#	FOIS151	Date	8-21-90
Publication prepared by	<i>By M</i>	Date	5/15/90	Published in	<i>RS + Reg</i>		
Publication approved	<i>RT</i>	Date	5-24-91				

Proof of Publication
The Post-Register

State of Idaho, }
County of Bonneville } ss

I, ..Ted.Delezene....., first being duly sworn, depose and say: That I am the
Foreman of The Post Company, a corporation of Idaho Falls, Bonneville
County, Idaho, publishers of The Post-Register, a newspaper of general circulation, published daily, except
Saturday, at Idaho Falls, Idaho; said Post-Register being a consolidation of the Idaho Falls Times, established in
the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903,
such consolidation being made on the 1st day of November, 1931, and each of said newspapers have been
published continuously and uninterruptedly, prior to consolidation, for more than seventy-eight (78) weeks and
said Post-Register having been published continuously and uninterruptedly from the date of such consolidation,
up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in
said Post-Register for ...Two..... consecutive weeks, first publication having been made
on the 15th..... day of ..May....., 1991..., last publication
having been made on the ..22nd..... day of ..May....., 1991..., and that the
said notice was published in the regular and entire issue of said paper on the respective dates of publication, and
that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, this 22

day of

Ted Delezene
May
Steve Walker

, 1991

Notary Public

My commission expires

Nov 7, 19*96*

B10

NOT RECORDED
JUL 10 1991

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

Diversion Pt: SWNE Sec 28 T 03N R 36E

NENE Sec 29 T 03N R 36E

Use: IRRIGATION (8.130 CFS)

Total Diversion: (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

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

Use: IRRIGATION (1.550 CFS)

Total Diversion: (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

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

35-08913

STOLWORTHY, JAY L. ✓

820 S. PARK

SHELLEY, ID 83274

Source: GROUNDWATER

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

Use: IRRIGATION (.200 CFS)

Total Diversion: (.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

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

Use: IRRIGATION (.240 CFS)

Total Diversion: (.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

Diversion Pt: NESE Sec 17 T 01N R36E

Use: IRRIGATION (.440 CFS) ✓

Total Diversion: (.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

Diversion Pt: NESE Sec 18 T 01N R 36E

Use: IRRIGATION (.380 CFS)

Total Diversion: (.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 Tjt
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

CNACTMS 272876032

STOL577 TO 632362003 1105 05-04/27/05
RETURN TO SENDER
STOLWORTHY
3040 THAYER BRIDGE CIR
IDAHO FALLS ID 83402-4459
RETURN TO SENDER

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

RECEIVED
Department of Water Resources
APR 26 2005

Resent w/
addr and form
5/2/05 *WJH*

PRESORTED
FIRST CLASS



UNITED STATES POSTAGE
02 1A
0004389390 APR 22 2005
MAILED FROM ZIP CODE 83702
\$00.278
PRIME BOXES

SCANNED

MAY 03 2005



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 23, 2002

JAY L STOLWORTHY
1577 E WOLVERINE RD
FIRTH ID 83236

RE: License No. 35-8911 - Issuance of License

Dear Water Right Holder(s):

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

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

Enclosed is a copy of the approved Application for Amendment.

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

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

Sincerely,

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

MICROFILMED

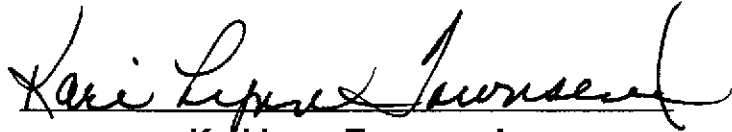
JUN 05 2002

CERTIFICATE OF SERVICE

I hereby certify that on April 23, 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. 35-8911

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

A handwritten signature in cursive script, reading "Kari Lynn Townsend", written over a horizontal line.

**Kari Lynn Townsend
Secretary**

MICROFILMED

JUN 05 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

JUN 05 2002

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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

MICROFILMED
JUN 05 2002

MAR 15 2002

Department of Water Resources

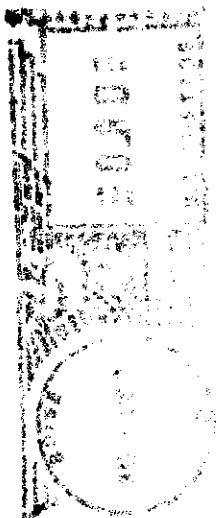
Mail resent to:

Final Id 83236

Kari Lupa
3.26.02

MICROFILMED

May 9 5 2002



IDAHO DEPARTMENT OF WATER RESOURCES
1301 North Orchard St.
P.O. Box 83720
Boise, ID 83720-0098
(208) 327-7900

~~JAY STOLWORTHY
820 S PARK
SHELLEY ID 83274~~

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State of Idaho

DEPARTMENT OF WATER RESOURCES

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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 11, 2002

JAY STOLWORTHY
820 S PARK
SHELLEY ID 83274

RE: Water Right Permit Nos. 35-08911, 35-08913, 35-08914, 35-08915, and
35-13378 (portion of Permit No. 35-08924)

Dear Permit Holder:

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

☒ **Places of Use – Add Permissible Place of Use to all these Permits**

The enclosed Applications for Amendment forms depicts 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 \$250.00 filing fee** (\$50.00 per amendment form) within 14 days. If you have any questions, please call me at 208-327-7944.

Sincerely,

KAY WALKER
Sr. Water Resource Agent

Enclosures

MICROFILMED

JUN 05 2002

LICENSE REVIEW CHECKLIST

Permit No. 35-8911

Date: 3-1-02

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

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

W60 (subdivision description)

W27 (ppu acre limit)

Overlaps: Right(s): 35-7000A, 35-7368A

File reviewed _____ Profile reports printed _____

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

Rate of Diversion:

Permitted rate 1.54 cfs

Fee Limit 2.0 cfs

Measured 7.21 cfs

Theoretical _____ cfs

Recommended Total Diversion Rate 1.30

Water Uses OK

Change (P46)

Season of Use per new Standards

4-1 10-31

Irrigation 1.30 cfs 308 af

Stockwater _____ cfs _____ af

Domestic _____ cfs _____ af

_____ cfs _____ af

_____ cfs _____ af

Total 1.30 cfs 308 af

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

supp. Gw (WB7/065/104)

overlap spec combined rts (W35)

<1 acre (W31)

Domestic (W01/wb5/070/071/075)

Power (W42 or W43/025/027/R22 or R23)

Fish (042)

Fire (077)

Water Quality (106/R07)

Payette - (W22/047/27A)

Stockwater for US (R37)

$$1.3 \times 1.9835 \times 214 = 551.8$$

$$77 \times 4 = 308$$

$$77 \times 0.0169 = 1.30$$

↑
proportionate share

Volume Determination

7.21 cfs x 1.9835 x 214 days = 3060.4 af (vs) 426 acres x 4.0 (FHR) = 1704 af

Remarks: W27(77) W36

Additional Conditions

YES Watermaster Control #120
_____ GW Measurement/Measuring Device
_____ Other

Trust R55 - remove 051)

Non-trust (048)

GW Dist?

Water Msmnt. Dist?

Crit. GWMA?

GWMA?

Government Lots?

Advance Priority? yes

no

If yes, explain why below.

SRBA Claim? NO - not req'd

Adjust memo _____

Amend Letters _____

P87, S06

Second Amendment Notice P44

S06

<u>Basin</u>	<u>Sequence Split</u>	<u>Diversion Rate</u>	<u>Source Table</u>	
35	7000 A	4.77	wrAdjudicationRecommendation	Decreed
35	7368 A	1.19	wrAdjudicationRecommendation	Decreed
35	8911	1.3	wrWaterRight	
35	8913	0.17	wrWaterRight	
35	8914	0.2	wrWaterRight	
35	8915	0.37	wrWaterRight	
35	13378	<u>0.12</u>	wrWaterRight	
		8.12		

CAPACITY OF WELLS 7.21
 limit capacity when all combined

$$\begin{array}{r}
 0.0169 \text{ cfs/acre} \\
 426 \text{ ac} \overline{) 7.21 \text{ cfs}}
 \end{array}$$

Place of Use

OVERLAP ANALYSIS OF EXAM OF PERMIT NO. 35-8911/8913/8914/8915/8924B

Place of Use	Twp	Rge	Sec	NE 1/4			NW 1/4			SW 1/4			SE 1/4			Totals
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
7000A	1N	36E	18	33	0.5	6	20	14	21	26	12					
Examiner				47	0.5	6	2	14	21	26	12					88.5 new
	1N	36E	7												0.5	
										2	2				0.5	4.5 new

Total Acres 93.0

Examiner = 426 ac total
 Decreed = 298 { 7000A = 4.77 cfs } 0.02 cfs/ac
 { 7368A = 1.19 cfs } 4.4 cfs/ac
 { 5.96 decreed }
 35-7000A
 → -7368A

(see also next page for additional acres)

OVERLAP ANALYSIS OF EXAM OF PERMIT NO. _____

Place of Use	Twp	Rge	Sec	NE 1/4			NW 1/4			SW 1/4			SE 1/4			Totals
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
~~51000A~~ Examiner	1N	36E	8							21	24			20		
										24	30			23		
										3	6			3		12 new
7000A			17	1	37	23	2	40	40	23	23					
				8	39	23	16	40	40	23	23					
				7	2	0	14	0	0	0	0					23 new

Total Acres 35

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

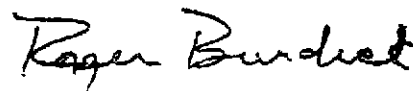
In Re SRBA)
)
Case No. 39576) **ORDER OF PARTIAL DECREE**
)
) **For Water Right 35-07000A**

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 35-07000A is hereby **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED February 25, 2002.



ROGER S. BURDICK
Presiding Judge
Snake River Basin Adjudication

MICROFILMED

JUN 05 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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
_____) Water Right 35-07000A

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

SOURCE: GROUNDWATER

QUANTITY: 4.77 CFS

USE OF THIS RIGHT WITH RIGHT NO. 35-07368A IS LIMITED TO A
TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1192 AF.

PRIORITY DATE: 07/28/1967

POINT OF DIVERSION: T01N R36E S17 NENENW Within Bingham County
NENWNW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	4.77 CFS

PLACE OF USE:	Irrigation		Within Bonneville County
	T01N R36E S08	SWSW 21.0	SESW 24.0
		SWSE 20.0	
	S17	NENE 1.0	Within Bingham County
		SWNE 23.0	NWNE 37.0
		NENW 40.0	SENE 2.0
		SWNW 23.0	NWNW 40.0
	S18	NENE 26.0	SENE 23.0
			SENE 18.0
	298.0 Acres Total		

USE OF THIS RIGHT WITH RIGHT NO. 35-07368A IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 298 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).

MICROFILMED

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

JUN 05 2002

25
2002 FEB 19 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): 35-07000A

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 35-07000A 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
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

MICROFILMED

JUN 05 2002

PAGE 1
02/19/02

CERTIFICATE OF MAILING

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

CERTIFICATE OF MAILING

MICROFILMED
JUN 05 2002

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)

Case No. 39576)
_____)

ORDER OF PARTIAL DECREE

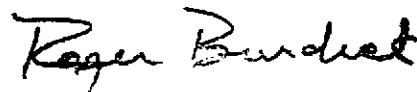
For Water Right 35-07368A

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 35-07368A is hereby decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED February 25, 2002.



ROGER S. BURDICK
Presiding Judge
Snake River Basin Adjudication

In Re SRBA

Case No. 39576

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

FEB 25 2002

By _____ Clerk

Deputy Clerk

QUANTITY: 1.19 CFS

PAGE 1
Feb-19-2002

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
JUN 05 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): 35-07368A

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE
PURSUANT TO I.B.C.P. 54(b) for WATER RIGHT 35-07368A was mailed
on February 25, 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

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JUN 05 2002

CERTIFICATE OF MAILING

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

CERTIFICATE OF MAILING

MICROFILMED
JUN 05 2002

PAGE 2
02/19/02

Idaho Dept. of Water Resources
Place of Use Comparison Report

Type	WR #	Owner	Source	TRS	NE NE	NW NE	SW NE	SE NE	NE NW	NW NW	SW NW	SE NW	NE SE	NW SE	SW SE	SE SE	Total
Right	36 8911	JAY STOLWORTHY,	GROUND WATER	01N36E18	3		4	3	11	26	26	12					72
Right	36 8912	JAY STOLWORTHY,	GROUND WATER	01N36E18	3												10
Right	36 8914	JAY STOLWORTHY,	GROUND WATER	01N36E18	26											17	17
					26		18	18									44
							18	19									139
					26		18	18									44
							16	19									139
Right	36 7000A	JAY STOLWORTHY,	GROUND WATER	01N36E18	26			19									44
Right	36 7000C	JAY STOLWORTHY,	GROUND WATER	01N36E18			16	19					40	31	9	24	139
Right	36 7368A	JAY STOLWORTHY,	GROUND WATER	01N36E18	26			18									44
Right	36 7368C	JAY STOLWORTHY,	GROUND WATER	01N36E18			16	19					40	31	9	24	139
Right	36 8911	JAY STOLWORTHY,	GROUND WATER	01N36E18	33	0.5	6	20	14	21	26	12					132.5

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[illegible]

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 6914	JAY L STOLWORTHY,	GROUND WATER	01N36E8											21	24					65
Right	35 7000A	JAY STOLWORTHY,	GROUND WATER	01N36E8											21	24					65
Right	35 7368A	JAY STOLWORTHY,	GROUND WATER	01N36E8											21	24					65
Right	35 6911	JAY STOLWORTHY,	GROUND WATER	01N36E8											24	30					77

73 + 4 = 77

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 8911	JAY STOLWORTHY,	GROUND WATER	01N36E7											2	1	1				3
Right	35 8911	JAY STOLWORTHY,	GROUND WATER	01N36E7											2	2	2			0.5	4.5

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
FEB 1 2002
DEPARTMENT OF WATER RESOURCES

A. GENERAL INFORMATION

Permit No. 35-8911

1. Owner: JAY STOLWORTHY

Phone No. 357-3808

Current Address: 820 S Park, Shelley, Id 83274

2. Accompanied by: —

EXAM DATE: 6-24-1994

(Exam 35-7000A) 9-21-1989

Address: —

Phone No. 7-2-1998 Water Measurement Dist

Relationship to Permit Holder: —

3. Source: GROUNDWATER

tributary to —

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 35-7000A/7368A/8913/8914/8915/(Part)35-8924B

2. Other water rights with the same point of diversion: 35-7000A/7368A/8913/8914/8915/(Part)35-8924B

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion: NO GOV LOTS

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
#7		NE	NE	NW	17	1N	36E	Bingham	On site, FSA Aerial
#8		NE	NW	NW	17	1N	36E	BINGHAM	" " "

2. Place(s) of Use: NO GOV LOTS

Indicate Method of Determination ARCVIEW FSA AERIALS

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	7											2	2				0.5	4.5
		8											24	30			23		77.0
		17	8	39	23	16	40	40	23	23									212.0
		18	33	0.5	6	20	14	21	26	12									132.5
																			426.0

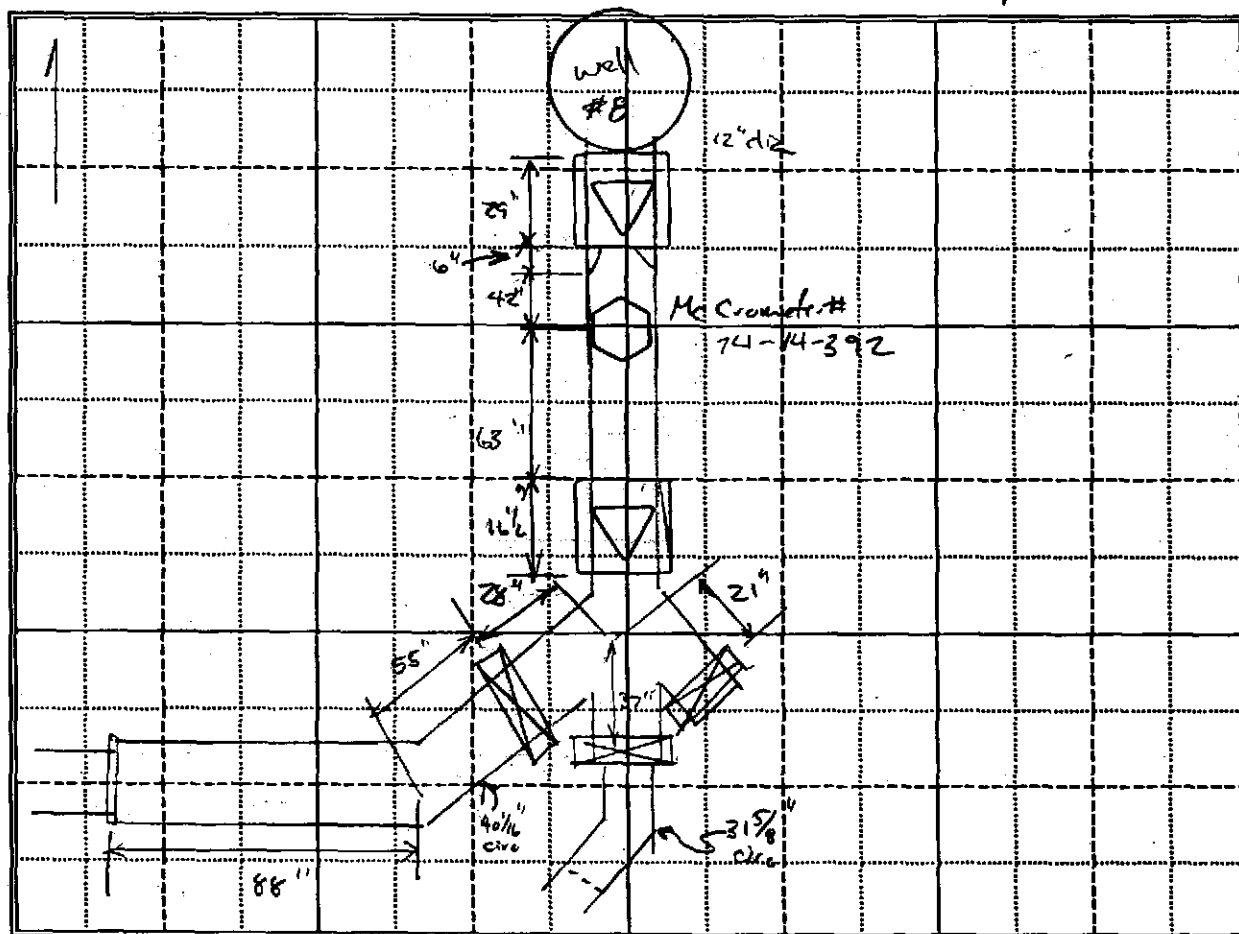
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Pg 1 of 14
35-8911

JAN 8 2002

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

SYSTEM (Well) # 8



Scale: 1" =

SYSTEM (WELL) # 8

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

Pg 12 of 14

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
#8	Westinghouse	400	3-508167	Johnston	12' necked down to 10"

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

*ATTACHMENTS A, B, & C

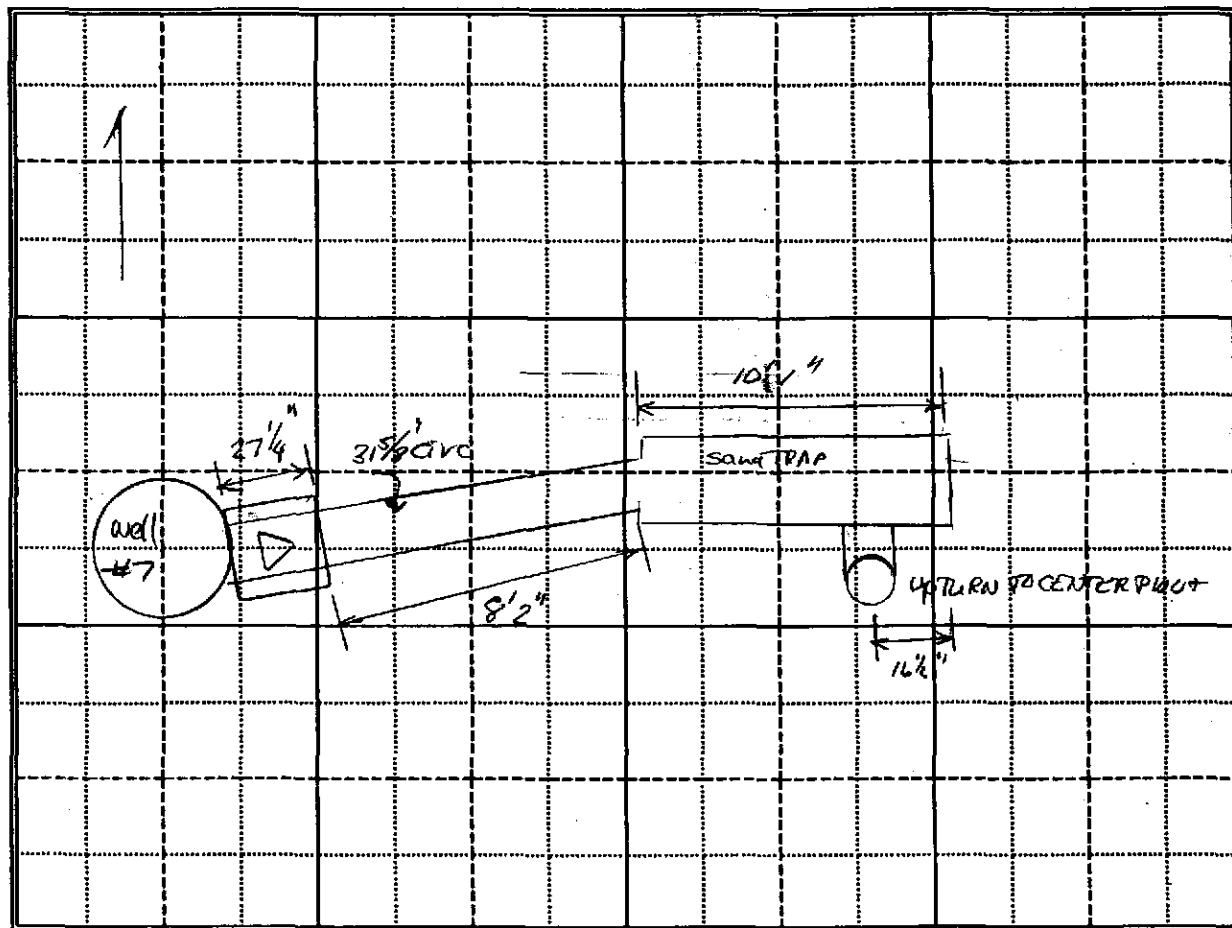
Pg 2 of 14

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JUN 03 2002

35-8911

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



Scale: 1" = _____ System #7

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

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

☒ Photo of Diversion and System Attached

4. Pg 12 of 14

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
#7	U.S. Electric	150	6502/ T02S271R025R-15	Layne/Bowler	0-0027

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

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Portable Flow Meter	SONIC	PLYSOARS	TF-PC	UNKNOWN	-	-

2. Measurements: 64 psi Q#7 = 985 gpm

Q (9-21-1989)
Q EXAM 35-7000A/1368A = 7.21 cfs

* ATTACHMENTS A, B, C Q#8 = 2247 gpm

Q prom = 3232 gpm = 7.20 cfs

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Pg 3 of 14
35-8911

100% 0 5 2002

E. NARRATIVE/REMARKS/COMMENTS

Two wells, pump with mainline to two Pivots and laterals w sprinklers

GROUND WATER MEASUREMENT DISTRICT measured Total $Q = Q_{\#7} + Q_{\#8}$

$$Q_{\text{TOTAL}} = 985 \text{ gpm} + 2247 \text{ cfs} = 3232 \text{ gpm} = 7.20 \text{ cfs}$$

At the time of this measurement System #7 (well #7) & System #8 (well #8) were being operated as separate systems.

From my on site inspections wells #7 & #8 have been operated as a common system. It is the opinion of this examiner that combined well #7 & well #8 could easily deliver the total capacity measured on 9-21-1989 ($Q = 7.21 \text{ cfs}$ from well #8 only)

Well #8 (JAY North) and Pump have not changed from Exam for 35-7000A/7368A (9-21-1989)

RECOMMEND PERMISSABLE PLACE OF USE

$$\text{Recommend rate per acre} = 7.21 \text{ cfs} / 426 \text{ ac} = 0.0169 \text{ cfs/ac}$$

35-8911 @ 1.30 cfs ($77 \text{ ac} \times 0.0169 \text{ cfs/ac}$) for 77 acres w/in 426 ac

35-8913 @ 0.17 cfs ($10 \text{ ac} \times 0.0169 \text{ cfs/ac}$) for 10 acres w/in 426 ac

35-8914 @ 0.20 cfs ($12 \text{ ac} \times 0.0169 \text{ cfs/ac}$) for 12 acres w/in 426 ac

35-8915 @ 0.37 cfs ($22 \text{ ac} \times 0.0169 \text{ cfs/ac}$) for 22 acres w/in 426 ac

(Part B) 35-8924 @ 0.12 cfs ($7 \text{ ac} \times 0.0169 \text{ cfs/ac}$) for 7 acres w/in 426 ac

35-8911 IN COMBINATION WITH 35-8913, 35-8914, 35-8915, and (Part of) 35-8924B SHALL NOT EXCEED 7.21 cfs

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

Pg 4 of 14
35-8911

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APR 9 5 2002

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method: $Q_{\text{TOTAL}} = 7.21 \text{ cfs}$ (Exam 9/21/1989 Jay North)

$$Q_{\text{Groundwater Measurement district}} = Q_{\#7} + Q_{\#8} = 985 \text{ gpm} + 2247 \text{ gpm} = 3232 \text{ gpm} = 7.20 \text{ cfs}$$

$$\text{Recommended rate/ac} = 7.21 \text{ cfs} / 426 \text{ ac} = 0.0169 \text{ cfs/ac}$$

$$Q = 77 \text{ ac} \times 0.0169 \text{ cfs/ac} = 1.30 \text{ cfs}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 77(4) = 308.0$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 1.30(214)1.9835 = 551.8$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 308.0$$

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	1.30 cfs	308.0 af
Totals:			1.30 cfs	308.0 af

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 Cunniff Date 6-24-1994

Reviewer

Date

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JUN 05 2002

Pg 5 of 14
35-8911

SEAL

163 AC
PIVOT
SPEC.
WHT.

owner = Jay Stolworthy
OP = Stan & Kent Seale

PIVOT 7

Well Pump and Motor Information

6-29-98

PUMP DATA		MOTOR DATA	
Manufacturer	Y-LINE	Manufacturer	U.S. MOT.
Serial Number	0027	Serial Number	
Model Number		Rated Horsepower	150
Type		Rated Amps	179
Impeller Diameter		Rated Volts	460
Rated Speed		Rated Speed	1770
Rated Discharge		Phase	3
Rated Head		Service Factor	1.15

Booster Pump and Motor Information

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

Well #7

Well #7
Pg 1

Power and Water Metering Information

KILOWATT-HOUR METER		WATER MEASUREMENT EQUIPMENT and PIPE INFORMATION	
Utility	PACIFIC COFF	Std Meter Manufacturer	POLYSONICS
Pole No.		Std Meter Model No.	TF-P2
Meter Manufacturer	LAUDIS & G	Std Meter Type	Sonic Pyg Collins Hall Anub Dye/chem Other
Meter Serial No.	32418906	Std. Meter Confidence	Excl Good Fair Poor 2% 5% 10% +10%
Disc Constant(Kh)	3.6	PSI gauge ID location = disch head?	Disinct / Owner Yes / No
Rated Voltage	480	Pipe material	STEEL
Demand	3.39	Pipe Outside Diameter	10"
Multiplier (Mult)	40	Pipe Inside Diameter	t=0.105
CTR (Current) PTR (Voltage)	///	Distance of straight pipe upstream and down	Upstream /Down 6/3

Pg 6 of 14
35-8911

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JUN 05 2002

Determination of Power Consumption Coefficient

Well #7

Kilowatts of Energy Consumed

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

Cond.#1 N = 6 (No. of Disc Rev) Time (sec) = (24.3)+(24.4)+(24.8)/3

3.6 × 3.6(Kh) × 40(Mult) × 6(N) ÷ 24.4(T) =

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

3.6 × (Kh) × (Mult) × (N) ÷ (T) =

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

3.6 × (Kh) × (Mult) × (N) ÷ (T) =

OUTER DIAMETER
10.0000 IN

PIPE MATERIAL
? CS, SS

WALL THICKNESS
0.1059 IN

SPACING
7.516 IN U

17:44+995.400E 00GPM 00R
+00000 *10 G 00R
-00000 *10 G 00R

17:49+986.946E 00GPM 00R
+00493 *10 G 00R
-00000 *10 G 00R

17:54+985.626E 00GPM 00R
+00985 *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. #1 985 #2 #3

PSI Cond. #1 80 #2 #3

Well #7

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

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

Percent of seasonal use 100 Description

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

Percent of seasonal use Description

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

Percent of seasonal use Description

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

System Type (all that apply) Pivot / linear / Wheel 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. Hawkes 6-29-98

MICROFILMED

JUN 15 2002

Pg 7 of 14
35-8911

Well #7
Pg 2

OWNER = JAY STOLWORTHY
OP = STAN & KENT SEARLE

7-2-98

Well Pump and Motor Information "PINOT #8"

PUMP DATA		MOTOR DATA	
Manufacturer	JOHNSTON	Manufacturer	WEST.
Serial Number		Serial Number	
Model Number		Rated Horsepower	400
Type		Rated Amps	455
Impeller Diameter		Rated Volts	440
Rated Speed		Rated Speed	1780
Rated Discharge		Phase	3
Rated Head		Service Factor	

103 AC
WIPER
PINOT

27 AC
+ HE

100 AC
HE

230 AC
TOT

SPR
WHT

Well #8

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 #8
Pg1

Power and Water Metering Information

KILOWATT-HOUR METER		WATER MEASUREMENT EQUIPMENT and PIPE INFORMATION	
Utility	PACIFICORP	Std Meter Manufacturer	POLYSONICS
Pole No.		Std Meter Model No.	TF-PZ
Meter Manufacturer	L & G	Std Meter Type	Sonic Pyg Collins Hall Anub Dye/chem Other
Meter Serial No.	32418879	Std. Meter Confidence	Excl Good Fair Poor 2% 5% 10% >10%
Disc Constant(Kh)	3.6	PSI gauge ID location = disch head?	Direct / Owner Yes / No
Rated Voltage	480	Pipe material	STEEL
Demand	4.26	Pipe Outside Diameter	14
Multiplier (Mult)	80	Pipe Inside Diameter	t = .22
CTR (Current) PTR (Voltage)	1111	Distance of straight pipe upstream and down	Upstream / Down 3/1

35-8911

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JUN 9 5 2002

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Well #8

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) = 30.8 + 30.6 + () / 3 =

$3.6 \times 3.6 (Kh) \times 80 (\text{Mult}) \times 10 (N) \div 30.7 (T) =$

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

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

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

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

OUTER DIAMETER
14.0000 IN

PIPE MATERIAL
CS, SS

WALL THICKNESS
0.2200 IN

SPACING
11.142 IN U

11:56+ 2.276E 3GPM 00R
+01649 *10 G 00R
-00000 *10 G 00R

12:01+ 2.266E 3GPM 00R
+01123 *10 G 00R
-00000 *10 G 00R

12:06+ 2.269E 3GPM 00R
+02247 *10 G 00R
-00000 *10 G 00R

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 2247 #2 #3

PSI Cond. #1 105 #2 #3

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

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

Percent of seasonal use Description

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

Percent of seasonal use 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 dsch

Water Level Data

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

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

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

Date

Date

R.D. Hawkes 7-2-98

MICROFILMED

JUN 05 2002

Pg 9 of 14

35-8911

Pivot
+
4 1/2
feet

Well #8

Well #8
Pg 2

gets stuck

JAY NORTH 9-21-1989

BALLS METER FLOW CALCULATIONS

$$Q \text{ cfs} = \frac{11 (1d)^2 (Vh)}{448.8}$$

$$= 0.78539 (1d)^2 Vh / 448.8$$

$$\text{Manometer Reading} = \frac{28.8}{2} - \frac{7.8}{2} = 10.5$$

$$Vh = 22.4 \quad 1d = 13.5625$$

$$Q \text{ cfs} = 0.78539 (13.5625)^2 (22.4) / 448.8$$

$$Q = 7.21 \text{ cfs}$$

$$35-7368A @ 4.6 \text{ cfs} / 1160 \text{ ac}$$

$$= 0.004 \text{ cfs/ac}$$

$$35-7000A @ 18.55 \text{ cfs} / 1160 \text{ ac}$$

$$= 0.016 \text{ cfs/ac}$$

Acres under the portion of permit

$$= 298 \text{ ac}$$

$$298 \text{ ac} @ 0.02 \text{ cfs/ac} = 5.96 \text{ cfs}$$

$$0.004 \text{ cfs/ac} (298 \text{ ac}) = 1.19 \text{ cfs}$$

$$0.016 \text{ cfs/ac} (298 \text{ ac}) = 4.77 \text{ cfs}$$

$$5.96 \text{ cfs} < 7.21 \text{ cfs}$$

ac @ 0.02 cfs/ac capacity

∴ Recommend @ 0.02 cfs/ac

$$= 5.96 \text{ cfs} (1.19 \text{ cfs} + 4.77 \text{ cfs})$$

MEASUREMENT: 9-21-1989
JAY NORTH (Well/SYSTEM #8)

MICROFILMED

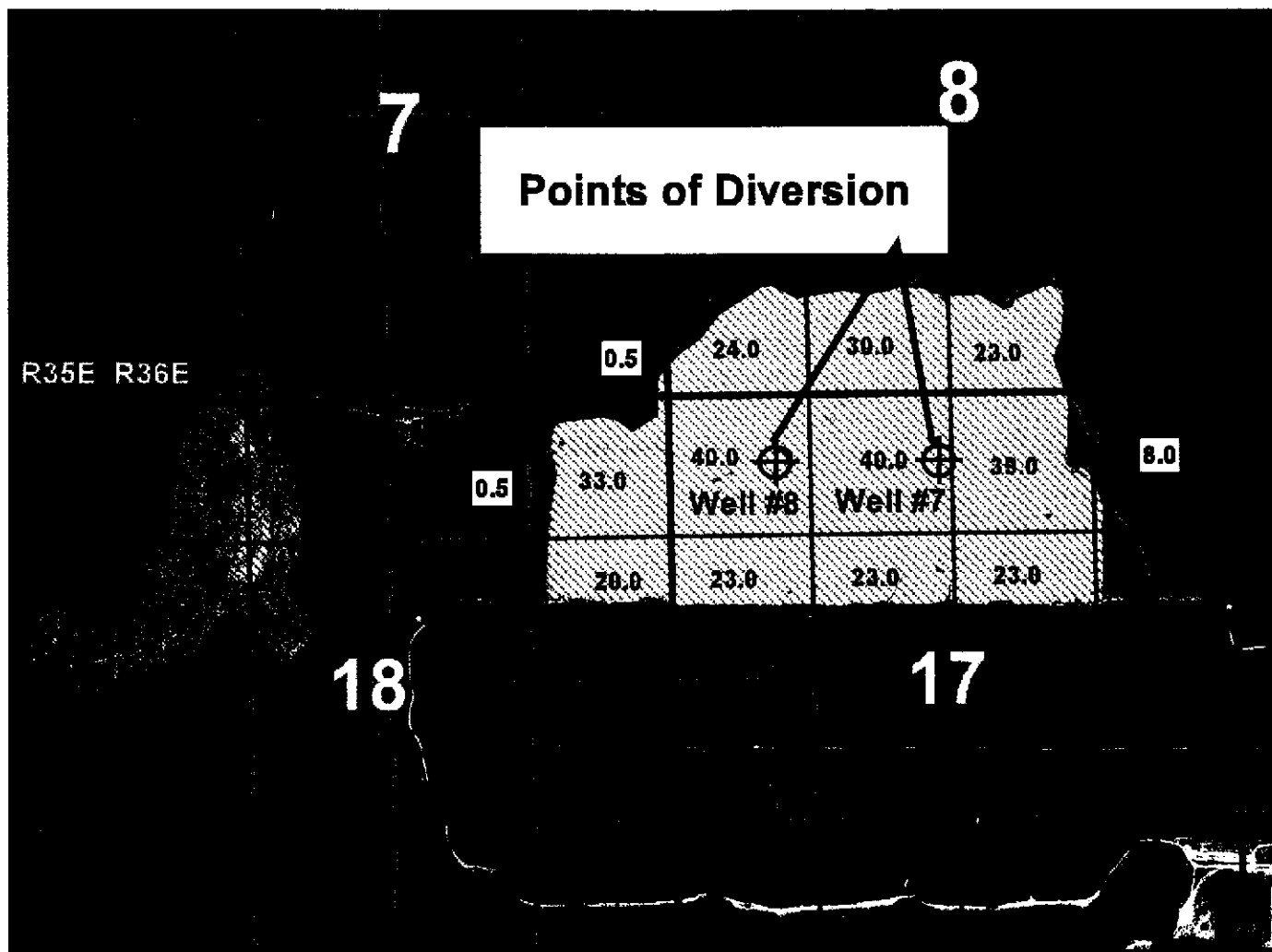
JUN 05 2002

35-7000A
35-7368A

MANOMETER READING INCHES OF WATER TO COX/BALLS METER - V.

	0	1	2	3	4	5	6	7	8	9
0	0.0	0.1	0.2	0.3	0.4	0.5	0.6	0.7	0.8	0.9
1	0.1	0.2	0.3	0.4	0.5	0.6	0.7	0.8	0.9	1.0
2	0.2	0.3	0.4	0.5	0.6	0.7	0.8	0.9	1.0	1.1
3	0.3	0.4	0.5	0.6	0.7	0.8	0.9	1.0	1.1	1.2
4	0.4	0.5	0.6	0.7	0.8	0.9	1.0	1.1	1.2	1.3
5	0.5	0.6	0.7	0.8	0.9	1.0	1.1	1.2	1.3	1.4
6	0.6	0.7	0.8	0.9	1.0	1.1	1.2	1.3	1.4	1.5
7	0.7	0.8	0.9	1.0	1.1	1.2	1.3	1.4	1.5	1.6
8	0.8	0.9	1.0	1.1	1.2	1.3	1.4	1.5	1.6	1.7
9	0.9	1.0	1.1	1.2	1.3	1.4	1.5	1.6	1.7	1.8
10	1.0	1.1	1.2	1.3	1.4	1.5	1.6	1.7	1.8	1.9
11	1.1	1.2	1.3	1.4	1.5	1.6	1.7	1.8	1.9	2.0
12	1.2	1.3	1.4	1.5	1.6	1.7	1.8	1.9	2.0	2.1
13	1.3	1.4	1.5	1.6	1.7	1.8	1.9	2.0	2.1	2.2
14	1.4	1.5	1.6	1.7	1.8	1.9	2.0	2.1	2.2	2.3
15	1.5	1.6	1.7	1.8	1.9	2.0	2.1	2.2	2.3	2.4
16	1.6	1.7	1.8	1.9	2.0	2.1	2.2	2.3	2.4	2.5
17	1.7	1.8	1.9	2.0	2.1	2.2	2.3	2.4	2.5	2.6
18	1.8	1.9	2.0	2.1	2.2	2.3	2.4	2.5	2.6	2.7
19	1.9	2.0	2.1	2.2	2.3	2.4	2.5	2.6	2.7	2.8
20	2.0	2.1	2.2	2.3	2.4	2.5	2.6	2.7	2.8	2.9
21	2.1	2.2	2.3	2.4	2.5	2.6	2.7	2.8	2.9	3.0
22	2.2	2.3	2.4	2.5	2.6	2.7	2.8	2.9	3.0	3.1
23	2.3	2.4	2.5	2.6	2.7	2.8	2.9	3.0	3.1	3.2
24	2.4	2.5	2.6	2.7	2.8	2.9	3.0	3.1	3.2	3.3
25	2.5	2.6	2.7	2.8	2.9	3.0	3.1	3.2	3.3	3.4
26	2.6	2.7	2.8	2.9	3.0	3.1	3.2	3.3	3.4	3.5
27	2.7	2.8	2.9	3.0	3.1	3.2	3.3	3.4	3.5	3.6
28	2.8	2.9	3.0	3.1	3.2	3.3	3.4	3.5	3.6	3.7
29	2.9	3.0	3.1	3.2	3.3	3.4	3.5	3.6	3.7	3.8
30	3.0	3.1	3.2	3.3	3.4	3.5	3.6	3.7	3.8	3.9
31	3.1	3.2	3.3	3.4	3.5	3.6	3.7	3.8	3.9	4.0
32	3.2	3.3	3.4	3.5	3.6	3.7	3.8	3.9	4.0	4.1
33	3.3	3.4	3.5	3.6	3.7	3.8	3.9	4.0	4.1	4.2
34	3.4	3.5	3.6	3.7	3.8	3.9	4.0	4.1	4.2	4.3
35	3.5	3.6	3.7	3.8	3.9	4.0	4.1	4.2	4.3	4.4
36	3.6	3.7	3.8	3.9	4.0	4.1	4.2	4.3	4.4	4.5
37	3.7	3.8	3.9	4.0	4.1	4.2	4.3	4.4	4.5	4.6
38	3.8	3.9	4.0	4.1	4.2	4.3	4.4	4.5	4.6	4.7
39	3.9	4.0	4.1	4.2	4.3	4.4	4.5	4.6	4.7	4.8
40	4.0	4.1	4.2	4.3	4.4	4.5	4.6	4.7	4.8	4.9
41	4.1	4.2	4.3	4.4	4.5	4.6	4.7	4.8	4.9	5.0
42	4.2	4.3	4.4	4.5	4.6	4.7	4.8	4.9	5.0	5.1
43	4.3	4.4	4.5	4.6	4.7	4.8	4.9	5.0	5.1	5.2
44	4.4	4.5	4.6	4.7	4.8	4.9	5.0	5.1	5.2	5.3
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46	4.6	4.7	4.8	4.9	5.0	5.1	5.2	5.3	5.4	5.5
47	4.7	4.8	4.9	5.0	5.1	5.2	5.3	5.4	5.5	5.6
48	4.8	4.9	5.0	5.1	5.2	5.3	5.4	5.5	5.6	5.7
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51	5.1	5.2	5.3	5.4	5.5	5.6	5.7	5.8	5.9	6.0
52	5.2	5.3	5.4	5.5	5.6	5.7	5.8	5.9	6.0	6.1
53	5.3	5.4	5.5	5.6	5.7	5.8	5.9	6.0	6.1	6.2
54	5.4	5.5	5.6	5.7	5.8	5.9	6.0	6.1	6.2	6.3
55	5.5	5.6	5.7	5.8	5.9	6.0	6.1	6.2	6.3	6.4
56	5.6	5.7	5.8	5.9	6.0	6.1	6.2	6.3	6.4	6.5
57	5.7	5.8	5.9	6.0	6.1	6.2	6.3	6.4	6.5	6.6
58	5.8	5.9	6.0	6.1	6.2	6.3	6.4	6.5	6.6	6.7
59	5.9	6.0	6.1	6.2	6.3	6.4	6.5	6.6	6.7	6.8
60	6.0	6.1	6.2	6.3	6.4	6.5	6.6	6.7	6.8	6.9
61	6.1	6.2	6.3	6.4	6.5	6.6	6.7	6.8	6.9	7.0
62	6.2	6.3	6.4	6.5	6.6	6.7	6.8	6.9	7.0	7.1
63	6.3	6.4	6.5	6.6	6.7	6.8	6.9	7.0	7.1	7.2
64	6.4	6.5	6.6	6.7	6.8	6.9	7.0	7.1	7.2	7.3
65	6.5	6.6	6.7	6.8	6.9	7.0	7.1	7.2	7.3	7.4
66	6.6	6.7	6.8	6.9	7.0	7.1	7.2	7.3	7.4	7.5
67	6.7	6.8	6.9	7.0	7.1	7.2	7.3	7.4	7.5	7.6
68	6.8	6.9	7.0	7.1	7.2	7.3	7.4	7.5	7.6	7.7
69	6.9	7.0	7.1	7.2	7.3	7.4	7.5	7.6	7.7	7.8
70	7.0	7.1	7.2	7.3	7.4	7.5	7.6	7.7	7.8	7.9
71	7.1	7.2	7.3	7.4	7.5	7.6	7.7	7.8	7.9	8.0
72	7.2	7.3	7.4	7.5	7.6	7.7	7.8	7.9	8.0	8.1
73	7.3	7.4	7.5	7.6	7.7	7.8	7.9	8.0	8.1	8.2
74	7.4	7.5	7.6	7.7	7.8	7.9	8.0	8.1	8.2	8.3
75	7.5	7.6	7.7	7.8	7.9	8.0	8.1	8.2	8.3	8.4
76	7.6	7.7	7.8	7.9	8.0	8.1	8.2	8.3	8.4	8.5
77	7.7	7.8	7.9	8.0	8.1	8.2	8.3	8.4	8.5	8.6
78	7.8	7.9	8.0	8.1	8.2	8.3	8.4	8.5	8.6	8.7
79	7.9	8.0	8.1	8.2	8.3	8.4	8.5	8.6	8.7	8.8
80	8.0	8.1	8.2	8.3	8.4	8.5	8.6	8.7	8.8	8.9
81	8.1	8.2	8.3	8.4	8.5	8.6	8.7	8.8	8.9	9.0
82	8.2	8.3	8.4	8.5	8.6	8.7	8.8	8.9	9.0	9.1
83	8.3	8.4	8.5	8.6	8.7	8.8	8.9	9.0	9.1	9.2
84	8.4	8.5	8.6	8.7	8.8	8.9	9.0	9.1	9.2	9.3
85	8.5	8.6	8.7	8.8	8.9	9.0	9.1	9.2	9.3	9.4
86	8.6	8.7	8.8	8.9	9.0	9.1	9.2	9.3	9.4	9.5
87	8.7	8.8	8.9	9.0	9.1	9.2	9.3	9.4	9.5	9.6
88	8.8	8.9	9.0	9.1	9.2	9.3	9.4	9.5	9.6	9.7
89	8.9	9.0	9.1	9.2	9.3	9.4	9.5	9.6	9.7	9.8
90	9.0	9.1	9.2	9.3	9.4	9.5	9.6	9.7	9.8	9.9

35-8911



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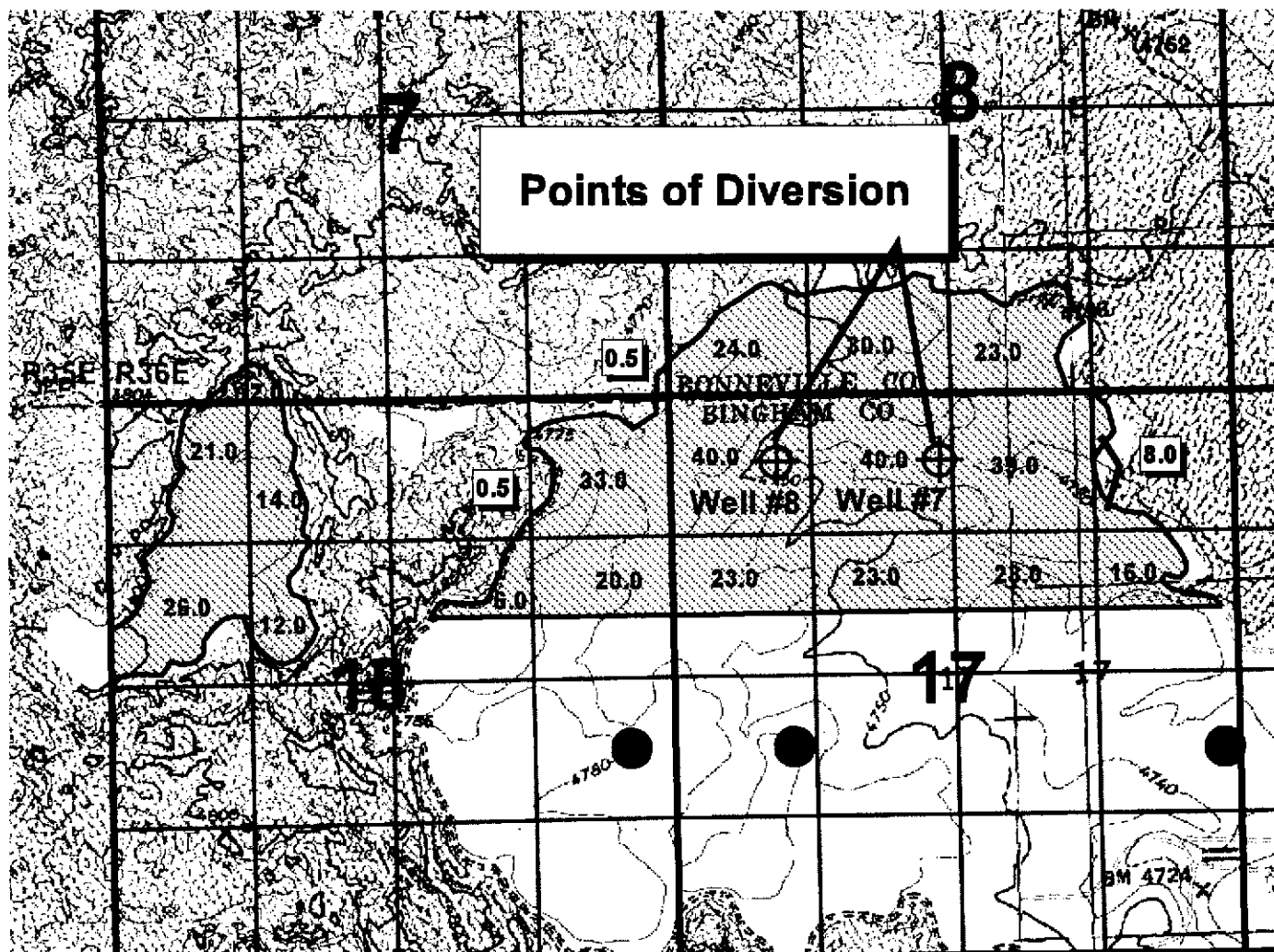
Permissable Place of Use
35-8911, 35-8913, 35-8914,
35-8915, Part 35-8924
Plus Lic 35-7000A/7368A

Pg 11 of 14

35-08911

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Permissable Place of Use
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35-8915, Part 35-8924
Plus Lic 35-7000A/7368A

Pg 12 **of** 14

MICROFILMED
JUN 05 2002

35-08911



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Pg 13 of 14

35-8911

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JUL 25 2002



SYSTEM #8

Photo 8-25-1998

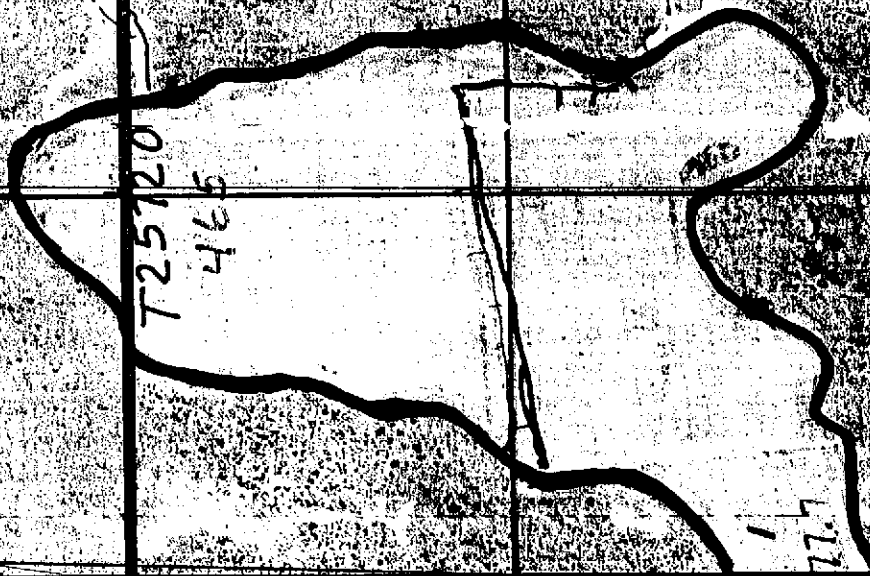
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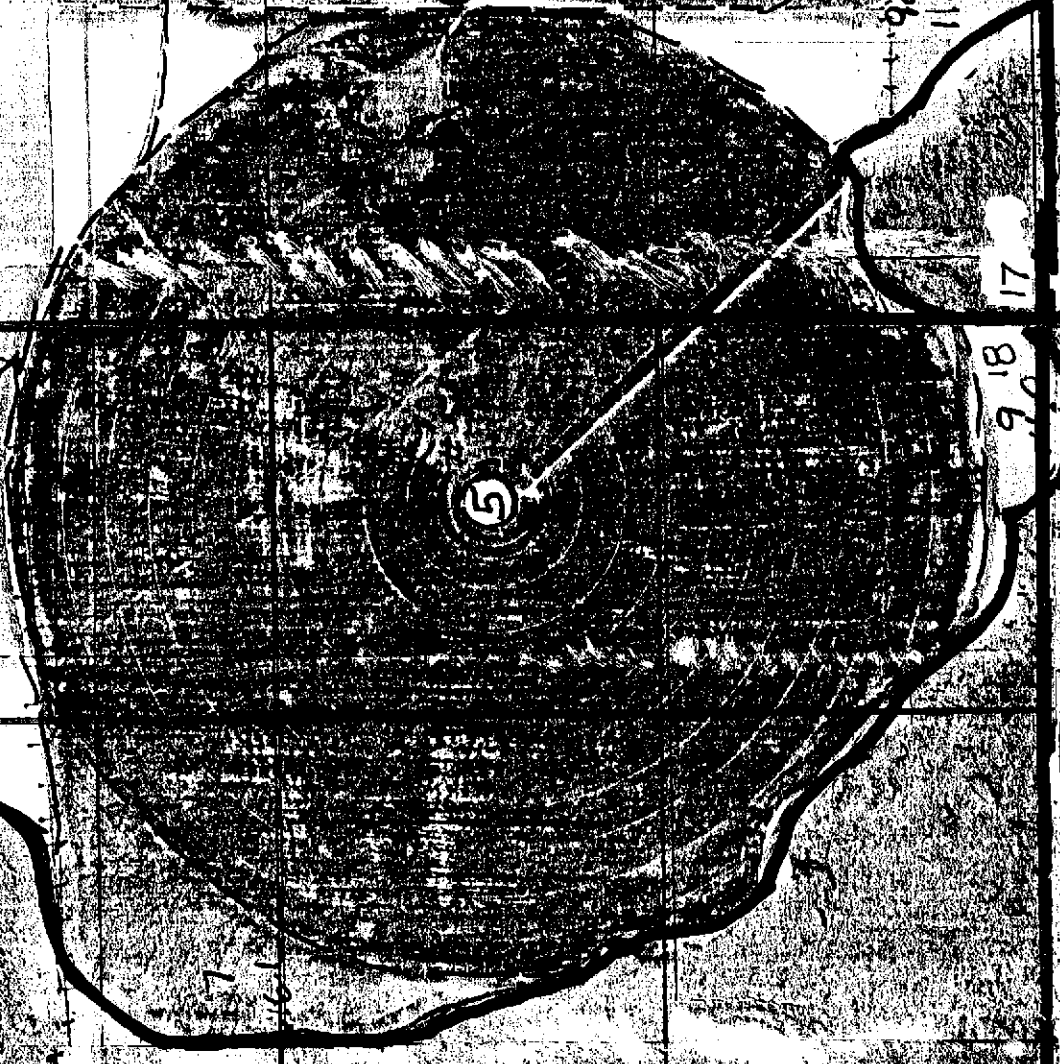
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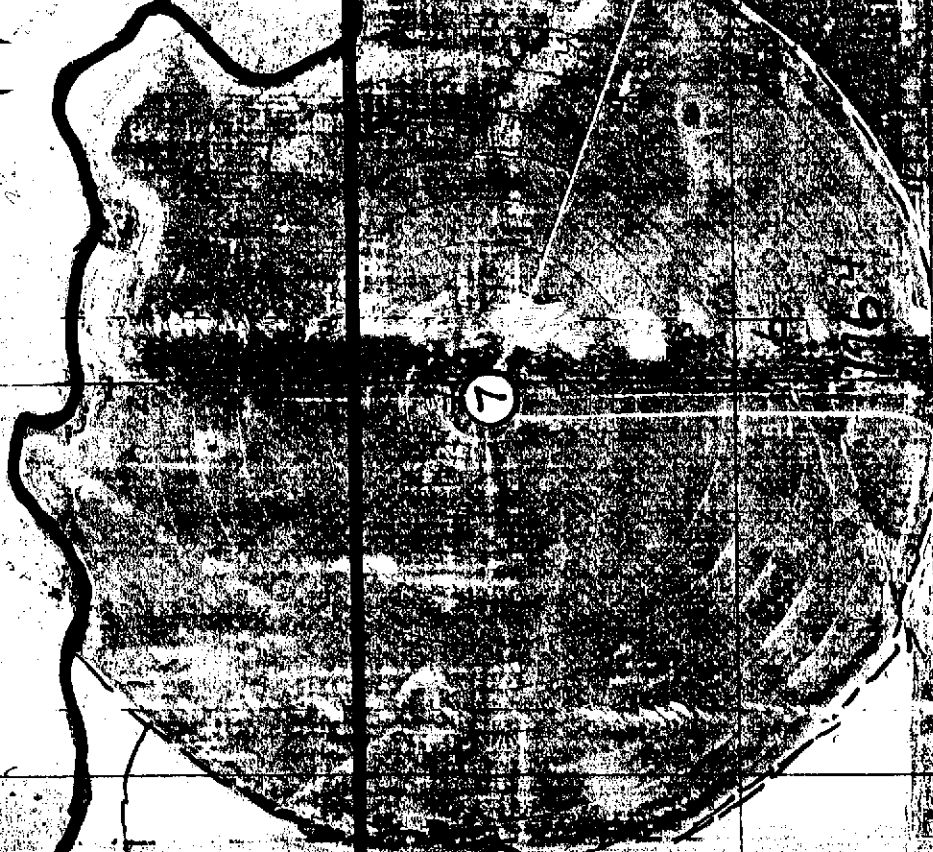


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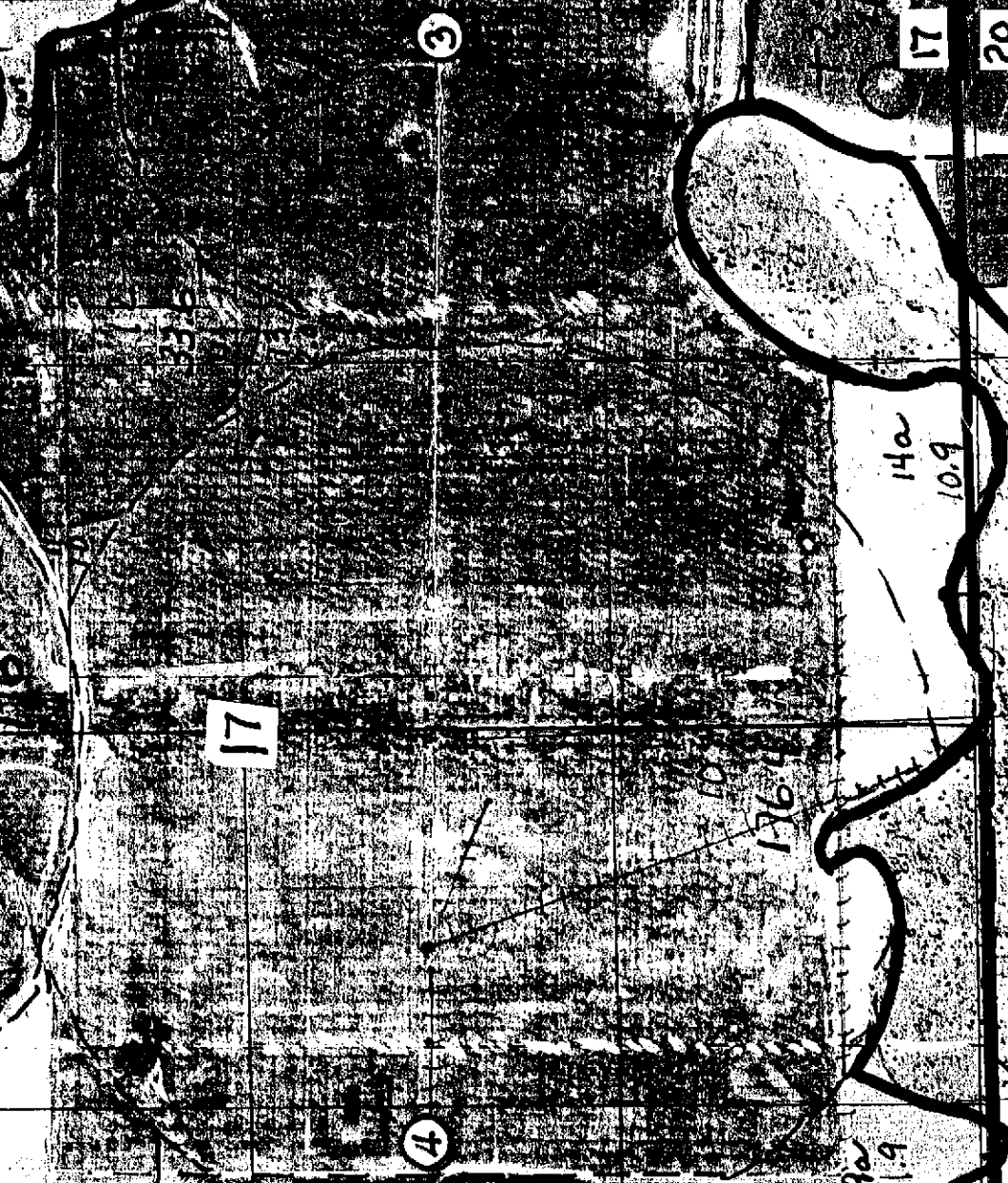


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ATTACHMENT "A"
PSA Aerial Info only
35-8911

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JUN 03 2002

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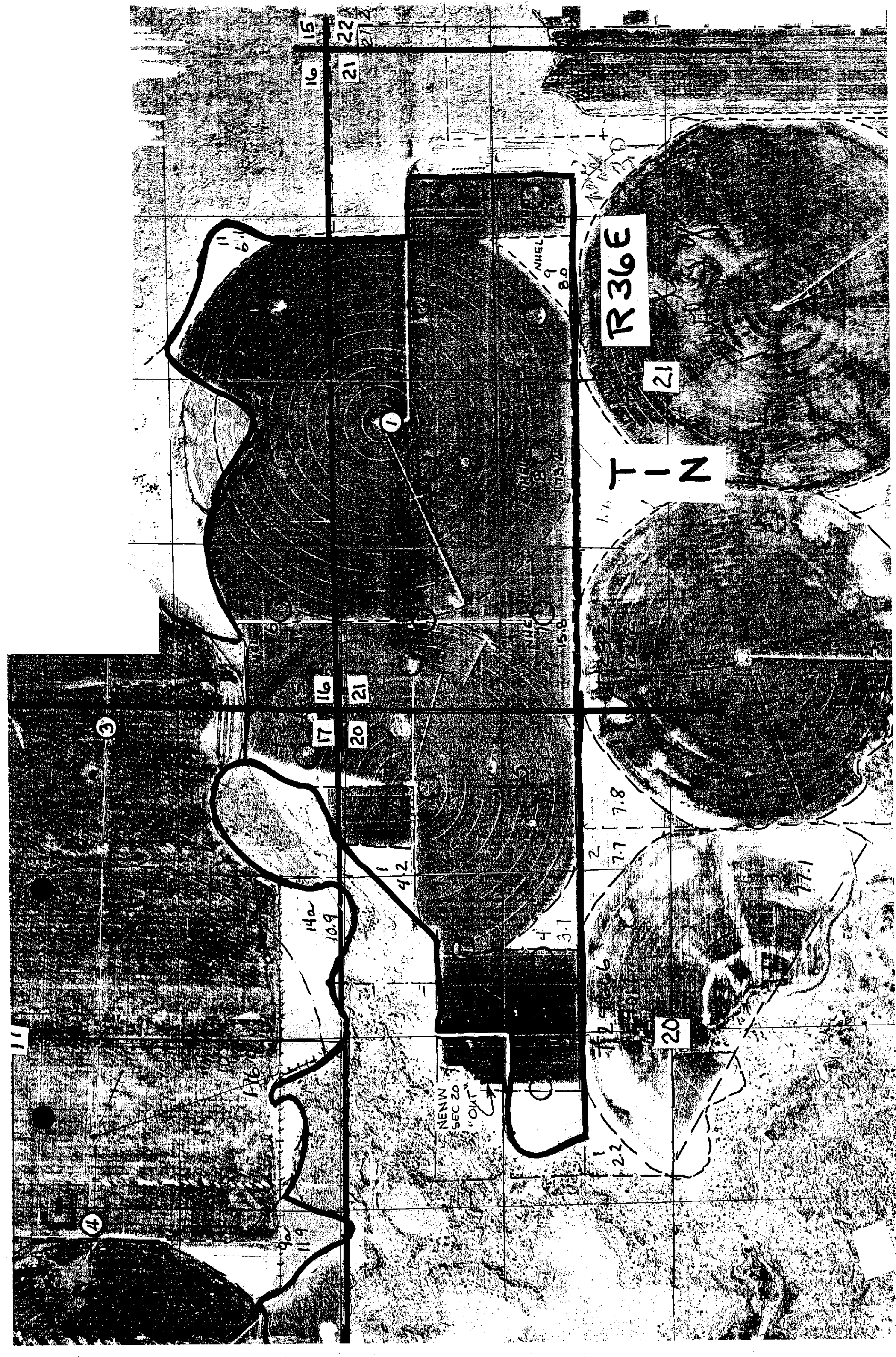
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ATTACHMENT "B"
FSA AERIAL INFO ONLY

35-8911



ATTACHMENT "C"

FSA AERIAL INFO ONLY

35-8911

MICROFILMED

JUN 03 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 aeriels. Arc View was used to draw the place of use as shown on the FSA aeriels 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"

35-8911

MICROFILMED

JUN 05 2002

July 31, 1992

JAY STOLWORTHY
820 S. PARK
SHELLEY ID 83274

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 35-08911

Dear Permit Holder:

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

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

Enclosure

MICROFILMED

AUG 20 1992

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 35-08911

Reviewed by Klg

Date 5/28/92

GENERAL CONSIDERATIONS

TYPES OF USE

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

irrigate - 77
yes Correct Uses?

SOURCE OF WATER

 Surface water source

✓ Ground water source

NA Drilling permit required?

1973 Copy in the file? Drilling Permit No.

 Amount paid for permit Correct?

 Well log in the file?

LICENSE EXAMINATION FEE

yes Required?
125 Amount Submitted
yes Correct?

MEASURING DEVICE

yes Required?
no Installed?
no Waiver requested?

PRIORITY CALCULATION

Date proof received 7/23/92 204
Date proof due 7/1/92 - 182
No. of days late = 22
Priority Date 8/ 21/90 + 233
New Priority Date 9 1/12/90 255

DEFICIENCIES OR ACTION ITEMS

need well Drilling info

proof acceptable

needs a flow
needs an order

DATA ENTRY

New Address

Proof Made 7/23/92

7/23/92

July 7, 1992

JAY STOLWORTHY
820 S. PARK
SHELLEY ID 83274

LAPSE NOTICE

RE: PERMIT NO. 35-08911

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated April 30, 1992. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifteen dollar (\$15) fee.

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

L. GLEN SAXTON
Chief, Water Allocation Bureau

LGS:klg

Enclosures

RECEIVED

AUG 20 1992

CERTIFICATION OF MAILING

I hereby certify that on 7/7/92
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

Klg



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

May 27, 1992

Jay Stalworthy
820 South Park
Shelley, ID 83274

RE: Permit No. 35-08911

Dear Permit Holder:

Returned is your Proof of Beneficial Use Form. Before we can complete processing, additional information is required.

A drilling permit is required for all wells drilled, deepened or enlarged after July 1, 1987 (Section 42-235, Idaho Code). You have indicated neither the well driller or the date the well was drilled. If the well was drilled prior to July 1, 1987, simply indicate this on the form and return it to me.

If your well was drilled after July 1, 1987, please submit a copy of the drilling permit. The well log should have been submitted by the driller within 30 days of the completion of the well. If you have a copy of the well log, please submit that as well. If you do not, please contact your driller and ask that he submit a copy.

Please return the completed document to me within 30 days of the date of this mailing. At that time, I will continue to process your proof of beneficial use. Please address all correspondence directly to me.

If you have any questions or if I can be of any further assistance, please feel free to contact this office.

Sincerely,

Karen L. Gustafson
Karen L. Gustafson
Secretary/Records Manager

Enclosure

AUG 20 1992

April 30, 1992

JAY STOLWORTHY
820 S. PARK
SHELLEY ID 83274

PROOF DUE NOTICE

RE: PERMIT NO. 35-08911

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, 1992. (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.

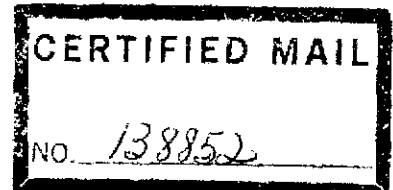
SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures

MICROFILMED

AUG 20 1992





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

June 26, 1991

JAY STOLWORTHY
820 S. PARK
SHELLEY, ID 83274

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 35-08911

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.

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

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

MAILED
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 #: 35-8911
Date: 6-19-91

Reviewer: Pam Skaggs ²²

Existing:

No - 26A-P17
Complete in 1 year - 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 - WD No. 61
Surface water - 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

RECEIVED

Beneficial Use Due Date: - 07-01-1992
Other Conditions Recommended _____

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.

RECEIVED

JUL 10 1991

35-08911

STOLWORTHY, JAY
820 S. PARK
SHELLEY, ID 83274

Source: GROUNDWATER

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

Use: IRRIGATION (1.550 CFS)
 Total Diversion: (1.550 CFS)

Date Filed: 8/21/ 1990

In: T01N R35E S13	SENE				
R36E S07	SWSW	SESW			
S18	NENW	NWNW	SWNW	SENW	

77.0 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.

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

R. Keith Higginson, Director

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.

MICROFILMED

JUL 10 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRUST WATER INFORMATION QUESTIONNAIRE

Application No. 35-8911

INSTRUCTIONS: IF YOU ARE NOT INTERESTED IN HAVING THE APPLICATION PROCESSED, PLEASE COMPLETE AND RETURN THE ENCLOSED WITHDRAWAL FORM.

IF YOU WISH TO HAVE THE APPLICATION PROCESSED, PLEASE ANSWER THE FOLLOWING QUESTIONS AS THOROUGHLY AS POSSIBLE. FAILURE TO RETURN EITHER THE WITHDRAWAL FORM OR QUESTIONNAIRE IS CAUSE FOR THE DEPARTMENT TO VOID THE APPLICATION.

1a. Are you the current owner of the land or place of use described under this application? Yes + No

b. If you are not the property owner, please describe the arrangement enabling you to develop the proposed project.

2a. Has the source of water listed on this application been used to irrigate any of the land described under this same application prior to October 1, 1984? Yes No +

b. If yes, please describe the extent of development and number of acres irrigated. (Note: Uses developed after October, 1984 are considered trust water diversions and may be subject to certain conditions. You may be asked to verify uses established prior to October, 1984.)

3. If you answered NO to ques #2a, please state the number of acres you have irrigated with this source after October 1, 1984. 27

4. If you have not irrigated lands under this application, please state the number of acres you plan to complete.

5. If the permit is a supplemental filing please identify other water rights which are used on the same land.

N.A.

Use the reverse side of this form if you wish to add any comments. You may mark changes on the enclosed application to designate any proposed amendments. (Note: Proposed changes which result in an expansion of use will not be considered by the department.)

I hereby assert that the responses provided above are true to the best of my knowledge. I understand that any willful misrepresentations may result in voiding of the application.

Applicant Jay 2 Stokrothly

Date April 12, 1991

MICROFILMED
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.

JUL 10 1991

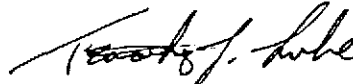
Page 2

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

RECEIVED
JUL 10 1991

Form No. 202a
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

Dist. for staffing 9-10-90
Submitted for advertising 9-11-90

TRUST-WATER
HOLD

INITIAL REVIEW BY HWT DATE 9-11-90 APPLICATION NUMBER _____
Jay Stolworthy

REQUIRED INFORMATION

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

ADDITIONAL INFORMATION

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

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

RECEIVED
MAR 13 1991

Date Requested _____

Department of Water Resources

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 _____

<u> </u>	Yes	<u> </u>	No	Affidavit of publication received
<u> </u>	Yes	<u> </u>	No	Application published correctly. If not, record action taken.
<u> </u>	Yes	<u> </u>	No	Publication dates & paper, recorded on application
<u> </u>	Yes	<u> </u>	No	Protests received
				Final date for protest _____
<u> </u>	Yes	<u> </u>	No	Protests, dates, resolution of protest, recorded on application
<u> </u>	Yes	<u> </u>	No	Recommendations attached
<u> </u>	Yes	<u> </u>	No	Measuring device required
<u> </u>	Yes	<u> </u>	No	Access port required
<u> </u>	Yes	<u> </u>	No	Will water be delivered by watermaster? If yes, what Dist. _____
<u> </u>	Yes	<u> </u>	No	Special conditions of approval or cover letter below. _____

STATE OFFICE REVIEW

ADDITIONAL INFORMATION

LOCAL PUBLIC INTEREST

Comments received from:

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

Project impacts/implications report

COMMENTS
