

4681
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6101

Boise Base line

MAY 17 1989

THE UNIVERSITY OF CHICAGO

N
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11-78

35-08689

435-7268A

(3)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

DEC 29 1994

Department of Water Resources

A. GENERAL INFORMATION

1. Owner: Brenda and David Stolworthy Permit No. 35-8689
Current Address: 1320 N 375E Shelley ID 83274 Phone No. 357-7085
2. Accompanied by: David Stolworthy EXAM. DATE: 07/08/91
Address: Same Phone No. Same
Relationship to Permit Holder: holder
3. Source: groundwater tributary to _____

B. OVERLAP REVIEW

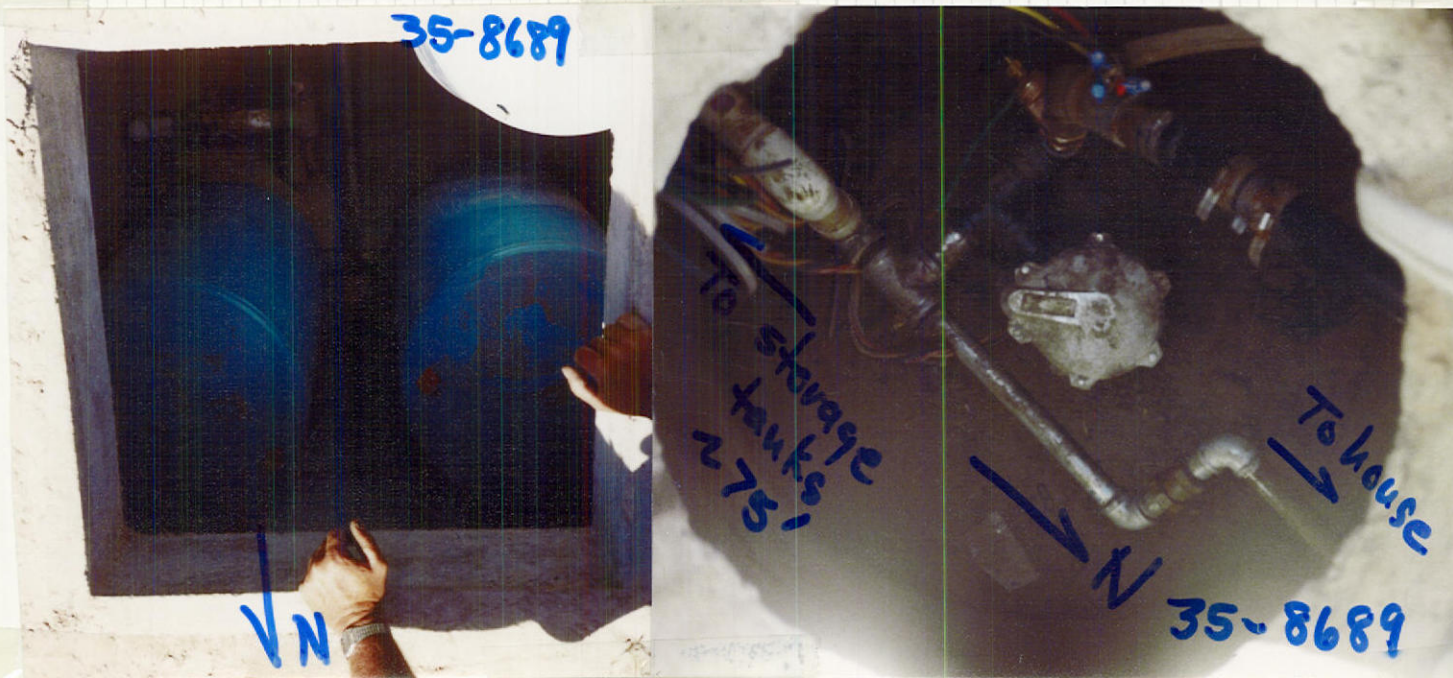
1. Other water rights with same place of use: NA - other licenses on adjacent ground

☐ Copies Attached
2. Other water rights with same point of diversion: NA

☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).
☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).
☒ Aerial Photo Attached (required for irrigation of 10 acres or more).

MAILED
AUG 09 1995

T232
466

27

R36E

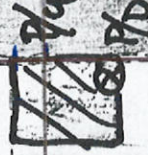
T-2

27

T-2
IN

NHEL

18
14



466

NHEL

7
4.3

NHEL

9
29.5

NHEL

10
82.8

R36E

28

NHEL

11
5.1

NHEL

12
18.8

NHEL

25
154.4

27

33

NHEL

11
5.1

27

34

35

35-08089

APPROVED

AUG 08 1995

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-08689

Priority: January 26, 1989

Maximum Diversion Rate:

0.08 CFS

Maximum Diversion Volume:

12.6 AF

This is to certify, that DAVID STOLWORTHY
BRENDA STOLWORTHY

1320 N 375 E

SHELLEY ID 83274

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated January 26, 1989; and has submitted Proof of Beneficial Use on April 20, 1990. An examination indicates that the works have a diversion capacity of 0.120 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	/01 to 10/31	0.06 CFS	12.0 AF
DOMESTIC	/01 to 12/31	0.02 CFS	0.6 AF
Totals		0.08 CFS	12.6 AF

LOCATION OF POINT(S) OF DIVERSION: SWSE, Sec. 27, Township 01N, Range 36E
BINGHAM County

PLACE OF USE: IRRIGATION

TWN RGE SEC

01N 36E 27

ACRES

NWSE

SWSE

2.2

ACRES

TOTAL

3

Total number of acres irrigated:

3

PLACE OF USE:

DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.

RECORDED

AUG 08 1995

State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

WATER RIGHT NO. 35-08689

CONDITIONS/REMARKS:

6. The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
7. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
8. Domestic use is for home.
9. Domestic use does not include lawn, garden, landscape, or other types of irrigation.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 3rd
day of August, 1995.

Acting for

KARL J. DREHER, Director

**ID
WR**

RECEIVED

AUG 08 1995

State of Idaho
Department of Water Resources

RECEIVE

JUL 31 1995

Department of Water Resources

APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 35-08689

Date of Priority: January 26, 1989

Maximum Diversion Rate:

0.08 CFS

Maximum Diversion Volume:

12.6 AF

Comes now

DAVID STOLWORTHY

BRENDA STOLWORTHY

1320 N 375 E

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. 35-08689, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	0.06 CFS	12.0 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	0.6 AF
	Totals	0.08 CFS	12.6 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSE, Sec. 27, 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	27	NWSE 0.8	SWSE 2.2		3

Total number of acres irrigated: 3

PLACE OF USE:

DOMESTIC, same as IRRIGATION use

MICROFILMED

AUG 08 1995

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 at Bingham County, this 28th day of July, 1995.

Brenda L. Stoworthy
(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 35-08689

FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee = 50.00 Received by Jw # C033282 Date 7-31-95

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. 35-08689 with the following;

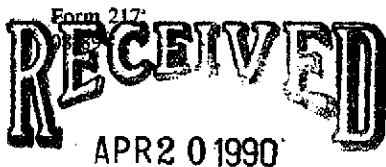
CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
6. The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
7. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
8. Domestic use is for 1 home.
9. Domestic use does not include lawn, garden, landscape, or other types of irrigation.

Witness my hand this 3rd day of August, 1995.

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

AUG 08 1995



STATE OF IDAHO

For Office Use Only
Amt. of Fee \$ 50.00
Date 4-20-90
Receipt No. C0116427
Received by J.H.
Dr. 6-8-90

Department of Water Resources

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as 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 or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 35-08689 Telephone No. 357-7085

Name(s) of Permit Holder(s): DAVID E STOLWORTH

Post Office Address: 1320W 375E, SHELLEY IDA 83274

Source of Water: WELL

If ground water, well driller's name: AND CUSHMAN Date drilled: 1969

Extent of Use:
Domestic 1 ✓ (No. of households) Irrigation 3 (No. of acres)
Stockwater _____ (No. and type of stock) Other _____

Total rate and/or volume for which proof is submitted _____ cfs .10 acre/feet

Show date water was first diverted and beneficially used under this permit: 1969

One of the following may be a condition of approval of your permit:

Measuring device: Required? ___Yes ✓No Installed? ___Yes ___No

OR

Flow Measurement Port: Required? ___Yes ___No Installed? ___Yes ___No

Fee Enclosed: \$ 50.00 (See License Examination Fee Schedule)

Person to contact to accompany the Department representative during the field examination:

DAVID E STOLWORTH 357-7085
Name Telephone No.
1320W 375E SHELLEY IDA 83274
Address

RECORDED

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.

JUN 19 1990

4-12-90
Date

[Signature]
Signature (and title if on behalf of a company or organization)

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 35-08689

Proposed Priority: January 26, 1989 Amount: 0.10 CFS

This is to certify, that **BRENDA STOLWORTHY**
DAVID STOLWORTHY
1320 N. 375 E.
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	0.06 CFS
DOMESTIC	01/01 to 12/31	0.04 CFS
	Totals	0.10 CFS

LOCATION OF POINT(S) OF DIVERSION: NESWSE Sec. 27, 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	27	SWSE	3		3

Total number of acres irrigated: 3

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **June 1, 1990**.
2. Subject to all prior water rights.
3. The right to the use of water acquired under this permit shall not give rise to any right or claim against the holder of a senior right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
4. The Director retains jurisdiction of the permit and any license subsequently issued to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
5. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. 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.

MICROFILMED

MAY 17 1989

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 35-08689

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

15th day of May, 1989.

J. Glen Saylor
for R. Keith Higginson, Director

MICROFILMED

MAY 17 1989

Ident. No. 35-08689

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: DAVID STOLWORTHY 208-357-7085
Address: 1320 N. 375 E.
SHELLEY, ID 83274

OR
Name: BRENDA STOLWORTHY 208-357-7085
Address: 1320 N. 375 E.
SHELLEY, ID 83274

2. Source: GROUNDWATER Trib. to:

3. Location of point of diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01N	36E	~~34~~ 27	NE	~~NW~~ SW	~~NE~~ SE	*	BINGHAM

* PER TELECON 2/3/89 EBY

4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AFA
DOMESTIC	01/01	12/31		0.040	
IRRIGATION	04/01	11/01		0.060	

5. Total quantity appropriated is:
0.100 CFS (and/or) AFA

6. Proposed diverting works:

- Description of ditches, flumes, pumps, headgates, etc.
EXISTING WELL W/ 5HP SUBMERSIBLE PUMP TO HOUSE/SPRINKLERS
- 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.
- Proposed well diameter is 6 inches; proposed depth of well is 150 feet.
- Is groundwater with a temperature greater than 90F being sought? NO

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years.

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MAY 17 1989

8. Description of proposed uses:

EXISTING USE FOR ONE HOME AND IRRIGATION OF 3.0 ACRE LAWN/PASTURE

9. Description of place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01N	36E	~~34~~	~~NW~~ SW ~~NE~~ SE		IRR	3.0
		27	~~NW~~ SW ~~NE~~ SE		DOMEST	
		*				
			Total Section Acres			3.0

* PER TELE CON 2/3/89 ESW

Total Acres 3.0

10. Describe any other water rights used for the same purposes.

NONE

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

APPLICANT

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

APPLICANT

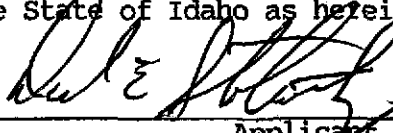
c. If the property is owned by a person other than the applicant,
describe the arrangement enabling the applicant to make this filing.

12. Remarks:

WELL HAS BEEN IN PLACE SINCE 1968. APPLICATION IS FILED TO
RECORD USE PER IDAHO WATER APPROPRIATION RULES AND REGULATIONS.

13. Map of proposed point of diversion and place of use attached? []

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

RECORDED

MAY 17 1989

Assisted by EEV

Ident. No. 35-08689
Page 3

Received by EEV Date 1/30/89 Time 1041 Preliminary check by AMM
Fee \$ 30⁰⁰ Receipted by EEV # E005632 Date 1/26/89
Publication prepared by GB Date 2-8-89 Published in Morning News 2-16; 2-23-89
Publication approved EW Date 3-13-89

INTERVIEWED

MAY 17 1989



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

August 3, 1995

DAVID STOLWORTHY
BRENDA STOLWORTHY
1320 N 375 E
SHELLEY ID 83274

RE: WATER RIGHT NO. 35-08689

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved Application for Amendment.

Should you have any questions regarding these documents, please contact me.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

RECEIVED
AUG 08 1995



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 19, 1995

DAVID STOLWORTHY
BRENDA STOLWORTHY
1320 N 375 E
SHELLEY ID 83274

RE: WATER RIGHT NO. 35-08689

Dear Water Right Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed Application for Amendment contains information that will be included on the license when it is issued. The amendment reflects a change in the location of the place(s) of use description. Please review carefully and if you concur, sign the amendment and return with the \$50.00 filing fee within 14 days.

The last page of the Application for Amendment form contains a list of CONDITIONS/REMARKS proposed for the license when it is issued. These conditions/remarks may be modified upon further administrative review.

If you do not concur, or if you have any questions about this information, please contact me as soon as possible. My telephone number is (208) 327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

RECEIVED
AUG 08 1995

WR0749NP
No. L35-08689

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 07/18/95
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DAVID STOLWORTHY	01/26/1989	IRRIGATION	04-01 10-31	0.060 CFS	12.00 AFA
C	BRENDA STOLWORTHY		DOMESTIC	01-01 12-31	0.020 CFS	0.60 AFA
	1320 N 375 E					
	SHELLEY ID 83274			TOTAL DIVERSION:	0.080 CFS	12.60 AFA
	(208) 357-7085					

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 0.120 CFS

Point(s) of Diversion: T01N R36E S27 SWSE BINGHAM County

Place of use Legal Description for: IRRIGATION

				NE					NW					SW					SE						
				NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM	
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
---	---	---	:	---	---	---	---	:	---	---	---	---	:	---	---	---	---	:	---	---	---	---	---	---	---
01N	36E	27	:					:					:					:		.8	02			:	3.0
			:					:					:					:		TOTAL	ACRES			:	3.0

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

Pou County: BINGHAM

Other Rights: NONE

Other Water Rights Listing Overlapping Place(s) of use:

01-00181B 35-02796 35-07000B 35-07368B 35-07493 35-08689

Conditions of Approval:

- 048 - The use of water under this right shall not give rise to any
- claim against the holder of a senior water right based upon the
- theories of forfeiture, abandonment, adverse possession, waiver,
- equitable estoppel, estoppel by laches or customary preference.
- 049 - The Director retains jurisdiction of the right to incorporate
- the use into a water district, require streamflow augmentation
- or other action needed to protect prior surface water and
- groundwater rights.
- R31 - This right when combined with all other rights shall provide no
- more than .02 cfs per acre nor more than 4.0 afa per acre for the
- lands above.

Remarks: Domestic use is for 1 home.
Domestic use does not include lawn, garden, landscape, or
other types of irrigation.

WR0749NP
No. L35-08689

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 07/18/95
PAGE: 2

=====

Dates:	App. Received:	01/26/1989	Priority Date:	01/26/1989
	Proof Due Date:	06/01/1990	Proof Made Date:	04/20/1990
	Exam Made Date:	07/08/1991	Exam Sent to S.O.:	12/27/1994
	Licensed Date:			
Misc:	Water District Number:		Field Exam Fee:	R (Received)
Audit:	07/18/95 BCHAPMAN			

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '**' ARE ADJUDICATION CLAIMS)

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
L3508689	T01N R36E S27	GROUNDWATER																0 02 : 2
		:																
0100001R	SNAKE RIVE :	39				39								39				38 : 155
A010001R	SNAKE RIVE :	39				39								39				38 : 155
0100068	SNAKE RIVE :													1				1 :
0100116AT	SNAKE RIVE :																	:
0100136B	SNAKE RIVE :													1				1 :
0100181B	SNAKE RIVE :	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	:
0100330	SNAKE RIVE :																	:
A0110064	SNAKE RIVE :	39				39								39				38 : 155
A0110066	SNAKE RIVE :	39				39								39				38 : 155
A0110067	SNAKE RIVE :	39				39								39				38 : 155
A0110068	SNAKE RIVE :	39				39								39				38 : 155
3502796	GROUNDWATE :		38	39		38	39	40	40	40	40				39			353
A3502796	GROUNDWATE :		38	39		38	39	40	40	40	40				39			353
R3502796	GROUNDWATE :		38	39		38	39	40	40	40	37	37			36			344
3507000B	GROUNDWATE :									04	04	36	40		03	37		124
A3507000B	GROUNDWATE :											37	40		03	37		117
R3507000B	GROUNDWATE :									04	04	36	40		03	37		124
3507368B	GROUNDWATE :									04	04	36	40		03	37		124
A3507368B	GROUNDWATE :											37	04-40		03	37		117
R3507368B	GROUNDWATE :									04	04	36	40		03	37		124
3507493	GROUNDWATE :												40		03	37		80
A3507493	GROUNDWATE :												40		03	37		80
R3507493	GROUNDWATE :									04	04	36	40		03	37		124
3508689	GROUNDWATE :															03		3
3509007	GROUNDWATE :	39				39								39				38 : 155

LICENSE REVIEW CHECKLIST

PERMIT NO. 35-08689 DATE 7-18-95



NAME	<u>Change OK</u>	☒	Or Address Change?	
PRIORITY DATE		☒	Advance? <u> </u> Advanced to: <u> </u>	
			Order to reinstate needed? <u> </u>	
			Incorrect fee for rate recommended? <u>NO</u>	
SOURCE		☒	Changes or just clarification of originally intended source? <u> </u>	
			Notice of Intent to Void necessary? <u> </u>	
POINT OF DIV		☒	Amendment needed? <u> </u>	
		☒	Overlaps? <u> </u>	
PLACE OF USE	☒	☒	Amendment needed? <u>Add NWSE 1/4</u>	
		☒	Overlaps? <u>ADJACENT RIGHTS ONLY</u>	
DIV RATE	☒		Permit/fee limits: <u>.10 CFS</u>	
			Meas Q = <u> </u> Theo Q = <u>.12</u> Recommend: <u>.08</u>	
			<u>3 acres permit limit @ .06</u>	
			<u>Reduce domestic to .02</u>	
			Combined rates exceed capacity <u> </u>	
ANNUAL VOLUME		☒	Volume Limit: <u>(new) Season/ 4.0 (4-1 to 10-31)</u>	
			Calculations: <u>3 acres x 4 = 12</u>	
			<u>Domestic = .6</u>	
			Flow limit: <u> </u> cfs x <u> </u> x 1.9835 = <u> </u>	
			Combined volumes exceed capacity/allowable <u> </u>	
USES		☒	Change in Nature of Use or additional uses? <u> </u>	
			Amendment necessary? <u> </u>	
ADDITIONAL INFO			Supplemental Groundwater <u>NO</u> PPU Scenario <u>NO</u>	
			Irr/Dom Combination <u>YES</u> Shared G/W System <u>NO</u>	
NEW REMARKS	<u>WBS</u>		Multiple p/d(s) in 1/4 1/4? <u> </u>	
			Other <u> </u>	
NEW CONDITIONS	<u>R3</u>		Watermaster control - District <u> </u>	
			Measuring/Locking Devices <u> </u>	
			Irrigation Overlap <u> </u>	
			Other <u>(KEEP NON TRUST CONDITIONS)</u>	
			Water Quality <u> </u> Heat/Cool/Fish verified <u> </u>	

COMMENTS: Reduce rate

Amend p/u

RECOMMENDATION	CFS	VOLUME	SRBA Claim Filed	<u>NO</u>
<u>Irrigation</u>	<u>.06</u>	<u>12.0</u>	Adjustment Memo Needed	<u>YES</u>
<u>Domestic</u>	<u>.02</u>	<u>.6</u>	LICENSE	<u> </u>
<u>Totals</u>	<u>.08</u>	<u>12.6</u>	1ST AMEND LETTER	<u>P41 + P38</u>
			2ND AMEND LETTER	<u>P42</u>

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
DEC 29 1994
Department of Water Resources

A. GENERAL INFORMATION

1. Owner: Brenda and David Stolworthy Permit No. 35-8689
Current Address: 1320 N 375 E Shelley ID 83274 Phone No. 357-7085
2. Accompanied by: David Stolworthy EXAM. DATE: 07/08/91
Address: Same Phone No. Same
Relationship to Permit Holder: holder
3. Source: ground water tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: NA - other licenses on adjacent ground

☐ Copies Attached
2. Other water rights with same point of diversion: NA

☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater.)
☒ Aerial Photo Attached
(required for irrigation of 10 acres or more)

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System Description (continued)

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

well, sub pump, 3 storage tanks (sogalads)
house, shop, 3 acres irrigation

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Franklin Elec	5HP	28921180JDO3		2" discharge

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

5. Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SW	SE	27	1N	36E	Bingham	USGS QUAD and onsite inspection

6. Place(s) of Use:

Indicate Method of Determination

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
1N	36E	27															D/		3
																.75	225		

Do not use this space

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Do not use this space

NOV 08 1995

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D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements:

operating press - 42 psig - 60 psig installed gage
static water level - 160' per holder

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method: Theoretical; $Q = \frac{5hp \times 8.814 \times 0.7}{160' + (42psi \times 2.308)} = \frac{30.849}{256.936} = 0.12 \text{ cfs}$

2. Alternate Method for Checking Purposes:

allow 3 acres $\times 0.02 \text{ cfs} = 0.06 \text{ cfs}$ Irrig
allow 0.04 cfs, Domestic

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi $\times 2.31 =$ _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3); Flow rate: _____ cfs (4)

Water HP: (3) $\times$ (4) $\div 8.8 =$ _____ (5)

Meter Input KW: 3.6 $\times$ _____ KH $\times$ _____ CTR or _____ MULT $\times$ _____ PTR $\times$ _____ N/ _____ T = _____ (6)

Meter Input HP: (6) $\times 1.34 =$ _____ (7)

Panel Input KW: _____ Ave PF $\times$ _____ Ave Volts $\times$ _____ Ave Amps $\times .001732 =$ _____ (6)

Panel Input HP: (6) $\times 1.34 =$ _____ (7) Efficiency: (5)/(7) $\times 100 =$ _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 3 \text{ acres} \times 4 \text{ af} = 12 \text{ af}$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.06 \text{ cfs} \times 214 \text{ d.} \times 1.9835 = 25.5$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 12 \text{ af}$

2. Volume Calculations for Other Uses:

Domestic; allow 0.6 af

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H. REMARKS AND OVERLAP REVIEW ANALYSIS

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
* Domestic	1-1	12-31	0.04	0.6
Irrigation	4-1	10-31	0.06	12.0
Totals:			0.10 cfs	12.6 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

J. AUTHENTICATION

Field Examiner's Name

ALAN W PARIS

Signature

Alan W Paris

Certification Date

Field Report Preparation Date

CONSULTANT SEAL

K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

* SEE adjustment memo. BC

108081995

MEMORANDUM

TO: File 35-08689 / David Stolworthy
FROM: Brenda Chapman
DATE: July 18, 1995
RE: Recommendation Adjustment(s)

=====

The final licensing recommendations for the above referenced water right are based on the information below:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use	Rate of Div	Annual Vol
Irrigation	4-01 to 10-31	.06	12.0
Domestic	1-01 to 12-31	.02	.6

Reducing the domestic rate to an internal use only rate of .02 cfs coincides with the examiner's recommendation for an in-house only volume. It also conforms the recommendation to the current guidelines for processing combination domestic and irrigation rights.

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$$Q = \frac{(5HP)(8.814)(.7)}{[(160ft) + (42psg)(2308)]}$$

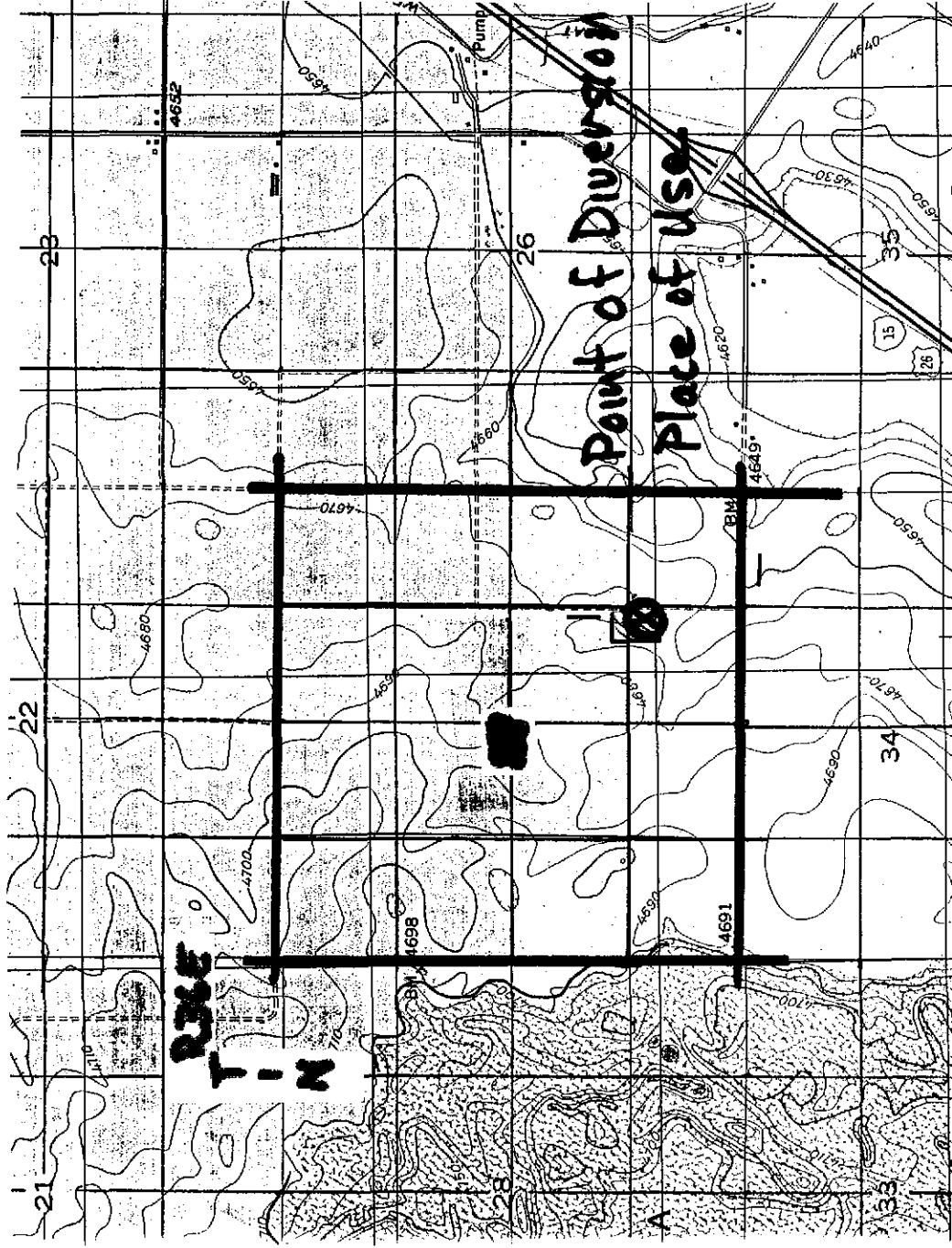
$$= 0.120065 \text{ cfs}$$

$$= 0.12 \text{ cfs}$$

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AUG 08 1995

35-8689



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35-8689

T232
466

27

R36E

T-2

27

T 2
T IN

NHEL

18
114

NHEL

7
4.3

466

NHEL

8
4.5

NHEL

9
29.5

NHEL

10
82.8

R36E

NHEL

11
15.1

NHEL

12
183

NHEL

15
154.4

27 26

34 35

35-08689

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AUG 08 1995

Department of Water Resources

WELL INSPECTION FORM

If well is associated with water right, provide WR# 35 - 08689

Otherwise provide legal description and a sketch map and/or address so that the well can be located easily.

1. Legal Description: TWP 1N, Rge 36E, Sec. 27, SW 1/4 SE 1/4 or Lot _____.

2. Owner: David and Brenda Stolorow
Address 1320 N 375 E, city Shelley, st ID

3. Casing $\geq$ 12 inches above ground: Yes _____ No ☒

4. Access Port: Yes _____ No ☒
Pressure Gauge: Yes ☒ No _____
Flowing: Yes _____ No ☒

Static Water Level: 160'
Casing Diameter: 8"
Temperature: N/A

5. Are there any obvious construction problems that may be a source for contamination or waste of water: Yes _____ No ☒

If answer to Item 5 is Yes, describe in remarks and attach photo.

Remarks: _____

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AUG 08 1995

June 11, 1990

BRENDA STOLWORTHY
DAVID STOLWORTHY
1320 N. 375 E.
SHELLEY, ID 83274

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 35-08689

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

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

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

MICROFILMED

JUN 19 1990

138449

March 31, 1990

BRENDA STOLWORTHY
DAVID STOLWORTHY
1320 N. 375 E.
SHELLEY, ID 83274

PROOF DUE NOTICE

RE: PERMIT NO. 35-08689

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before June 1, 1990.

(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,

Rita Fleck
Secretary/Records Manager

Enclosures

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JUN 19 1990

S T A T E O F I D A H O
D E P A R T M E N T O F W A T E R R E S O U R C E S

Statehouse
Boise, Idaho 83720
(208) 334-7900
May 16, 1989

BRENDA STOLWORTHY
DAVID STOLWORTHY
1320 N. 375 E.
SHELLEY, ID 83274

P E R M I T A P P R O V A L N O T I C E

RE: PERMIT NO. ~~2~~35-08689

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.

You should be aware that the groundwater you propose to divert is located within a drainage basin where surface waters are regulated during the months of low flow. It is possible that diversion of groundwater may have an adverse impact on these surface water flows. Information available to us at this time does not warrant refusing to issue permits in your area, but we do caution that diversions of groundwater are not allowed to deplete flows available for surface water users with earlier priority dates. Siting your well as far from surface sources as possible and casing out upper water producing zones may reduce the potential of interference.

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.

We have enclosed 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

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enclosed for your convenience is a form entitled "Proof of Beneficial Use" that must be submitted to the Department when your project is completed.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

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MAY 17 1989



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

February 13, 1989

David or Brenda Stolworthy
1320 N. 375 E.
Shelley, ID 83274

Application for Permit No. 35-08689

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned identification No. 35-08689. Please refer to this number in all further correspondence.

This office is currently in the process of advertising the application in the Morning News. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

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

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

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

Sincerely,

HAROLD W. JONES
Water Rights Supervisor

HWJ/rb

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MAY 17 1989

DEPT. OF WATER RESOURCES
150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402

**NOTICE OF APPLICATION
FOR WATER RIGHT**

The following application(s) have been filed
to appropriate the public waters of the State of
Idaho:

27-07453

EASTERN IDAHO GRAZING ASSOC.
c/o Leah Jones
P.O. Box 308
Blackfoot, Idaho 83221
Source: GROUNDWATER
Diversion Pt.: NENW, Sec. 31, T. 04S, R.
39E.
Use: STOCKWATER (.040 CFS)
Date Filed: 2/01/1989
In: T04S, R39E, S31, NENW

27-07454

EASTERN IDAHO GRAZING ASSOC.
c/o Leah Jones
P.O. Box 308
Blackfoot, Idaho 83221
Source: GROUNDWATER
Diversion Pt.: NENW, Sec. 21 T. 04S, R.
39E.
Use: STOCKWATER (.040 CFS)
Date Filed: 2/01/1989
In: T04S, R39E, S21, NENW

27-07455

EASTERN IDAHO GRAZING ASSOC.
c/o Leah Jones
P.O. Box 308
Blackfoot, Idaho 83221
Source: GROUNDWATER
Diversion Pt.: NESE, Sec. 22, T. 04S, R.
39E.
Use: STOCKWATER (.040 CFS)
Date Filed: 2/01/1989
In: T04S, R39E, S22, NESE.

35-08062

SCHRITTER, LENARD
Rt. 1, Box 74
Aberdeen, Idaho 83210
Source: GROUNDWATER
Diversion Pt.: LOT 3 (NENW), Sec. 1 T,
06S, R. 30E.
Use: IRRIGATION (7.960 CFS)
Date Filed: 11/30/1982
In: T06S, R30E, S01, Lot 2 (NWNE),
SWNW, NWSE, SWNE, Lot 3 (NENW) Lot 4,
(NWNW), SENW, NESW, NWSW, 398.0
ACRES TOTAL.

35-08063

SCHRITTER, LENARD
Rt. 1, Box 74
Aberdeen, Idaho 83210
Source: GROUNDWATER
Diversion Pt.: NWSW, Sec. 2, T. 06S, R.
30E.
Use: IRRIGATION (6.960 CFS)
Date Filed: 11/30/1982
In: T06S, R30E, S02, SWNE, NESW,
NESE, SENE, NWSW, NWSE, SWNW, SWSW,
SWSE, SENW, SESW, SESE. 448.0 ACRES
TOTAL.

Diversion Pt.: NENE, Sec. 17, T. 06S, R.
31E.
Use: IRRIGATION (.100 CFS);
STOCKWATER (.020 CFS); DOMESTIC (.040

CFS).

Date Filed: 5/24/1983
In: T06S, R31E, S17, NENE. 5.0 ACRES
TOTAL.

35-08593

DEMPSTER, DONALD
1184 South 2700 West
Sterling, Idaho 83210
Source: GROUNDWATER
Diversion Pt.: NESE, Sec. 32, T. 04S, R.
31E.
Use: IRRIGATION (2.400 CFS)
Date Filed: 6/14/1985
In: T04S, R31E, S32, SENE, NESE, SESE,
120.0 ACRES TOTAL.

35-08595

GRIFFIN FARMS, INC.
c/o Rodney A. Griffin
365 N. 200 W.
Blackfoot, Idaho 83221
Source: GROUNDWATER
Diversion Pt.: SWNW, Sec. 11, T. 01S, R.
33E.
Use: IRRIGATION (3.120 CFS).
Date Filed: 6/21/1985
In: T01S, R33E, S11, NENW, NWSW,
NWNW, SWSW, SWNW, SESW, SENW.
247.0 ACRES TOTAL.

35-08679

CRYSTAL SPRINGS
P.O. Box 247
Hamor, Idaho 83425
Source: GROUNDWATER
Diversion Pt.: SENE, Sec. 24, T. -4S, R.
32E.
Use: COMMERCIAL (1.000 CFS)
Date Filed: 11/28/1988
In: T04S, R32E, S24, SENE.

35-08689

STOLWORTHY, Brenda
STOLWORTHY, David
1320 N. 375 E.
Shelley, Idaho 83274
Source: GROUNDWATER
Diversion Pt.: NESWSE, Sec. 27, T. 01N, R.
36E.
Use: DOMESTIC (.040 CFS).
IRRIGATION (.060 CFS).
Date Filed: 1/20/1989.
In: T01N, R36E, S27, SWSE, 3.0 ACRES
TOTAL.

The permit(s) will be subject to all prior
water rights. Protests may be submitted bas-
ed on the criteria of Sec. 42-203A, Idaho
Code, and/or the new public interest criteria
of Sec. 42-203C, Idaho Code. Protests must
be filed with the Director, Dept. of Water
Resources, 150 Shoup Ave., Suite 15, Idaho
Falls, Idaho, 83402, on or before MARCH 6,
1989.

INTENTIONAL
Director

(276)
Pub.: 2/16, 23

MAY 17 1989

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MAR 3 1989

Department of Water Resources
Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham)

State of Idaho)

I, Michael Bell do
solemnly

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

newspaper two consecutive weeks

the first publication having been made on the
16th day of February, 1989;
and the last publication having been made on the
23rd day of February, 1989,
that said notice was published in the regular and entire
issue of every number of the paper as aforesaid during
the period and time of publication, and that notice was
published in the newspaper and not in a supplement.

On this 28th day of February in
the year 1989 before me a Notary Public of said State,
personally appeared

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

Ray Clayton
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho

My commission expires
November 10, 1989
November 10, 1989
Affidavit Processing Fee..... \$5.00

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES
Eastern Region
150 Shoup Ave., Suite 15

Idaho Falls, Idaho 83402
(208) 525-7161

FEBRUARY 8, 1989

THE MORNING NEWS
P.O. BOX 70
BLACKFOOT, ID 83221

Gentlemen:

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

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

Please send the affidavit of publication and publication billing to this office before MARCH 6, 1989.

Yours truly,

Rita Bodell
Secretary

Encl.

MAY 17 1989

NOTICE OF APPLICATION FOR WATER RIGHT

The Following application(s) have been filed to appropriate the public waters of the State of Idaho:

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MAY 17 1989

35-08689

STOLWORTHY, BRENDA
STOLWORTHY, DAVID
1320 N. 375 E.
SHELLEY, ID 83274

Source: GROUNDWATER

Diversion Pt: NESWSE Sec 27 T 01N R 36E

Use: DOMESTIC (.040 CFS)
IRRIGATION (.060 CFS)

Date Filed: 1/20/1989

In: T01N R36E S27 SWSE

3.0 ACRES TOTAL

RECEIVED

MAY 17 1989

the permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 on or before MARCH 6, 1989.

R. Keith Higginson, Director

Published 2/16/1989 & 2/23/1989

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MAY 17 1989