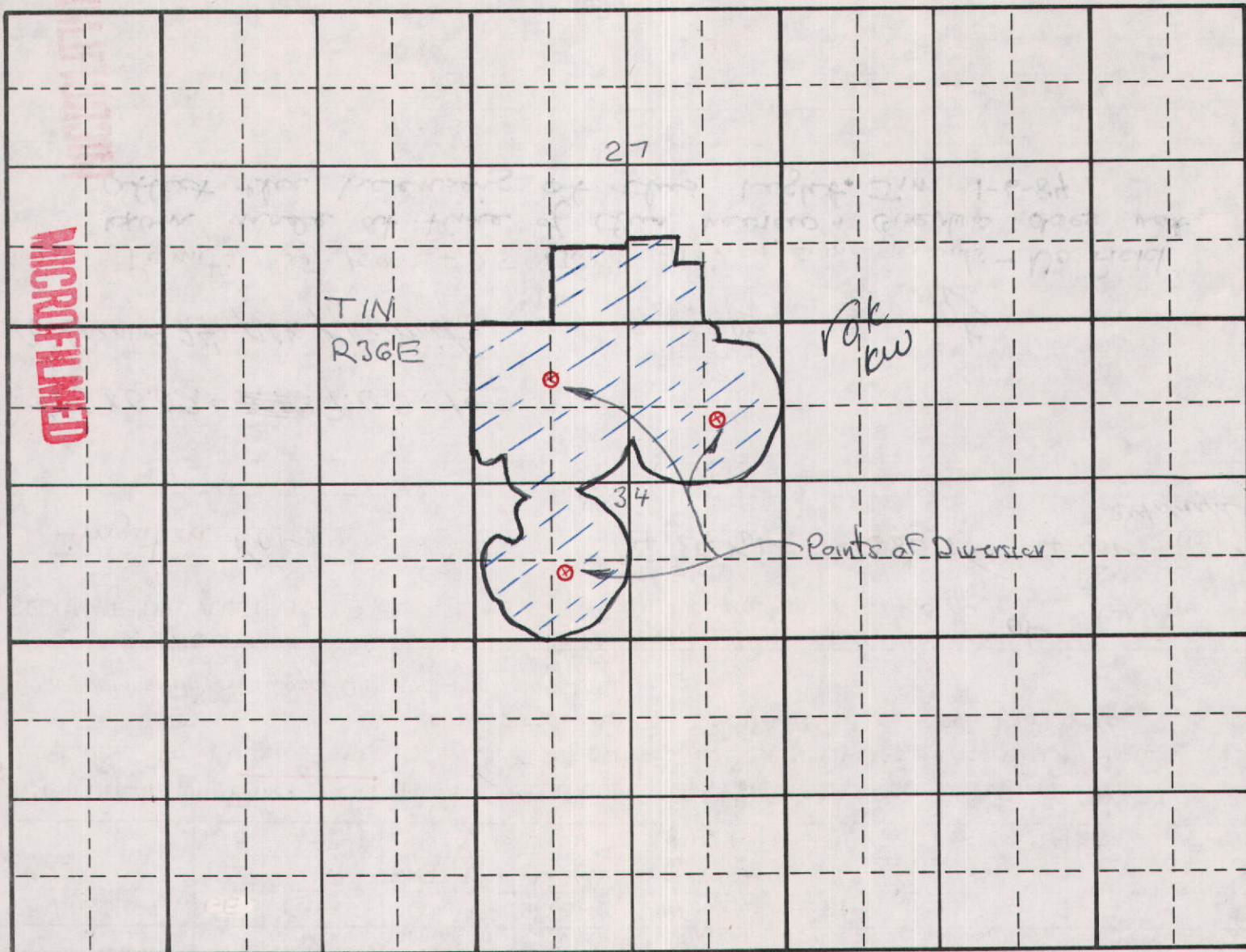
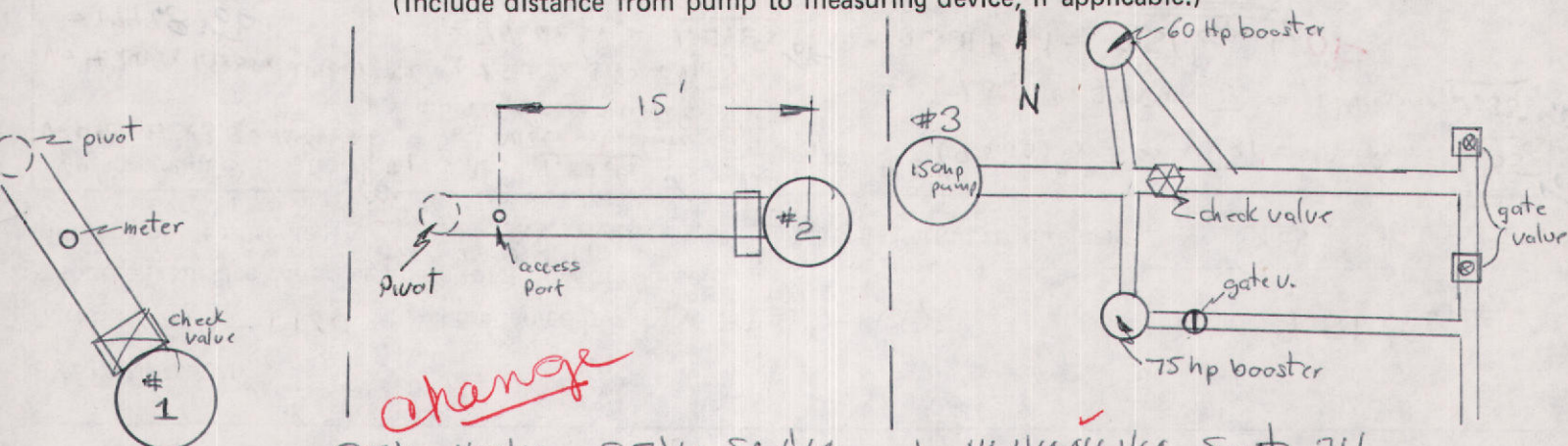


MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)



Point(s) of diversion: SE 1/4 NE 1/4, SE 1/4 SW 1/4 and NW 1/4 NW 1/4 Sect. 34
TIN R36E

Place(s) of Use

add

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	
IN	36E	34	27	40	34	33	40	40	36	37	32	20	28	33					400 ✓
		<u>ADD → 27</u>												<u>40</u>		<u>3</u>	<u>37</u>		80 ✓

Recommended Amendments:

- ☒ Change P.D. as reflected above
☐ Change P.U. as reflected above

- ☐ Add P.D. as reflected above
☒ Add P.U. as reflected above

- ☐ None
☐ Other

Examiner's Signature

Checked by

Approved by

W. Jones
Keith Walker
Ray Walker

Date 4-25-1983

Date 11-29-1983

Date 12/13/83

19-533

See T-4

See U.

TIN
R36E

27	26
34	35

A-518

A.
104.8

B.
9.8

C.
23.8

D.
114.3

A-228
477.9

B.
9.91

A-12-8

D.
III. 2

4.8

34 35

428A

MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 35-7493 Priority March 24, 1975 Amount 4.24 cfs

THIS IS TO CERTIFY, that David Stolworthy
of Shelley, Idaho, has complied with the terms and conditions of Permit
No. 35-7493 issued pursuant to Application for Permit dated March 24, 1975,
and has submitted proof to the Department of Water Resources on February 14, 1980,
that he has applied water to a beneficial use, an examination by the Department indicates that the works have a
capacity for the diversion of 9.51 cfs of water from a groundwater source,
tributary to _____ and that the permit holder has applied to a beneficial use and
established a right to use water as follows.

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 1</u> to <u>November 1</u>	at <u>4.24</u> cfs and	<u>1680.0</u> acre feet
_____	from _____ to _____	at _____ cfs and	_____
_____	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 4.24 cfs of water be **diverted** at any one time, and
that the amount of water so diverted and to which such right is entitled and **confirmed** is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1680.0 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$,
Section 34, Twp 1N, Rge 36E in the County of Bingham

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
1N	36E	34	27	40	34	33	40	40	36	37	32	20	28	33					400
		27												40		3	37		80

Total number of acres irrigated 480

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, and is subject to all prior water rights, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 8TH day of FEBRUARY, 19 84

Director

RECEIVED

JAN 20 1984

Ident. No: _____

STATE OF IDAHO

Department of Water Resources

Licensing

APPLICATION FOR AMENDMENT OF A PERMIT

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

APPROVED

Comes now David E. Stolworthy Phone _____

of (address) Rt. 1, Box 342 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. 35-7493, and requests that the permit and permit map be changed as follows:

1. Point of diversion: SE ¼ NE ¼, Section 34, Township 1N, Range 36E, B.M.,
County of Bingham. Other points of diversion: SE¼SW¼, NW¼NW¼, Sec. 34,
Twp 1N, Rge 36E

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

No change

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)

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

3. Place of use or land to be irrigated:

TWP	RGE	SEC	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
1N	36E	34	27	40	34	33	40	40	36	37	32	20	28	33					400
		27												40		3	37		80

Total number of acres to be irrigated = 480

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

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

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

Not necessary

MICROFILMED													

Scale: 2 inches equal 1 mile.

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

Signed at Idaho Falls, this Jan 16 day of 19 84.

[Signature]
(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by kw EMC Fee = \$20.00
Publication prepared by N/A Date —
Publication dates —
Received by BP Date 1/16/84 # 33408
Published in —

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, A. KENNETH DUNN, of the Department of Water Resources hereby
Approve the above Application for Amendment of Permit No. 35-7493.

Witness my hand this 8TH day of FEBRUARY, 19 84.

[Signature]
Acting for the Director

MS

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. 35-7493

ORDER

WHEREAS, the above numbered permit was approved with the condition that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on July 1, 1978, the Department adopted a new water measurement condition which states: "An access 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"; and,

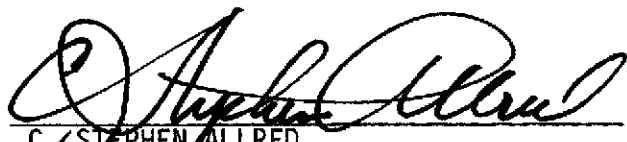
WHEREAS, the former condition required the permit holder to purchase and install a measuring device or hire a professional engineer to certify the rate of diversion; and,

WHEREAS, the measuring device condition effective July 1, 1978, requires less capital expenditure by the permit holder; and,

WHEREAS, to be equitable to holders of permits issued prior to July 1, 1978, the new condition should be retroactive;

NOW THEREFORE, it is hereby ordered that the condition of approval of this permit related to water measurement is hereby changed as follows: "The permit holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department".

Dated this 18th day of August, 1978.


C. STEPHEN ALLRED
Director

MICROFILMED

Identification No. 35 7493

Application No. _____

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT**

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant David Stolworthy Phone _____
post office address Route #1, Box ~~199~~ 342, Shelley, Idaho
- 2 Source of water supply ground water which is a tributary of _____
- 3 a Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 34 Township 1N
Range 36E B.M. Bingham County; additional points of diversion if any: _____
NW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 34, T. 1N, R. 36E, B.M.
- b If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
- 4 Water will be used for the following purposes:
Amount 4.24 for Irrigation purpose from Apr. 1 to Nov. 1 (both dates inclusive)
(cfs or ~~acre-feet per annum~~)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated.
a 4.24 cubic feet per second and/or
b _____ acre feet per annum.
- 6 Proposed diverting works
a Description of ditches, flumes, pumps, headgates, etc. Existing wells, pumps and sprinkler systems

b Height of storage dam _____ feet, active reservoir capacity _____ acre feet, total reservoir capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c Proposed well diameter is 20 inches, proposed depth of well is 365 feet
- 7 a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years.
b Estimated construction cost is \$ 180,000.00.
- 8 Description of proposed uses N.A.
a If water is **not** for irrigation
(1) Give the place of use of water. _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated. _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.
(5) If water is to be used for other purposes describe. _____

MICROFILMED

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

TWP	RANGE	SEC	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
1N	36E	34	40	40	40	40	40	40	40	40	40	40	40	40					480

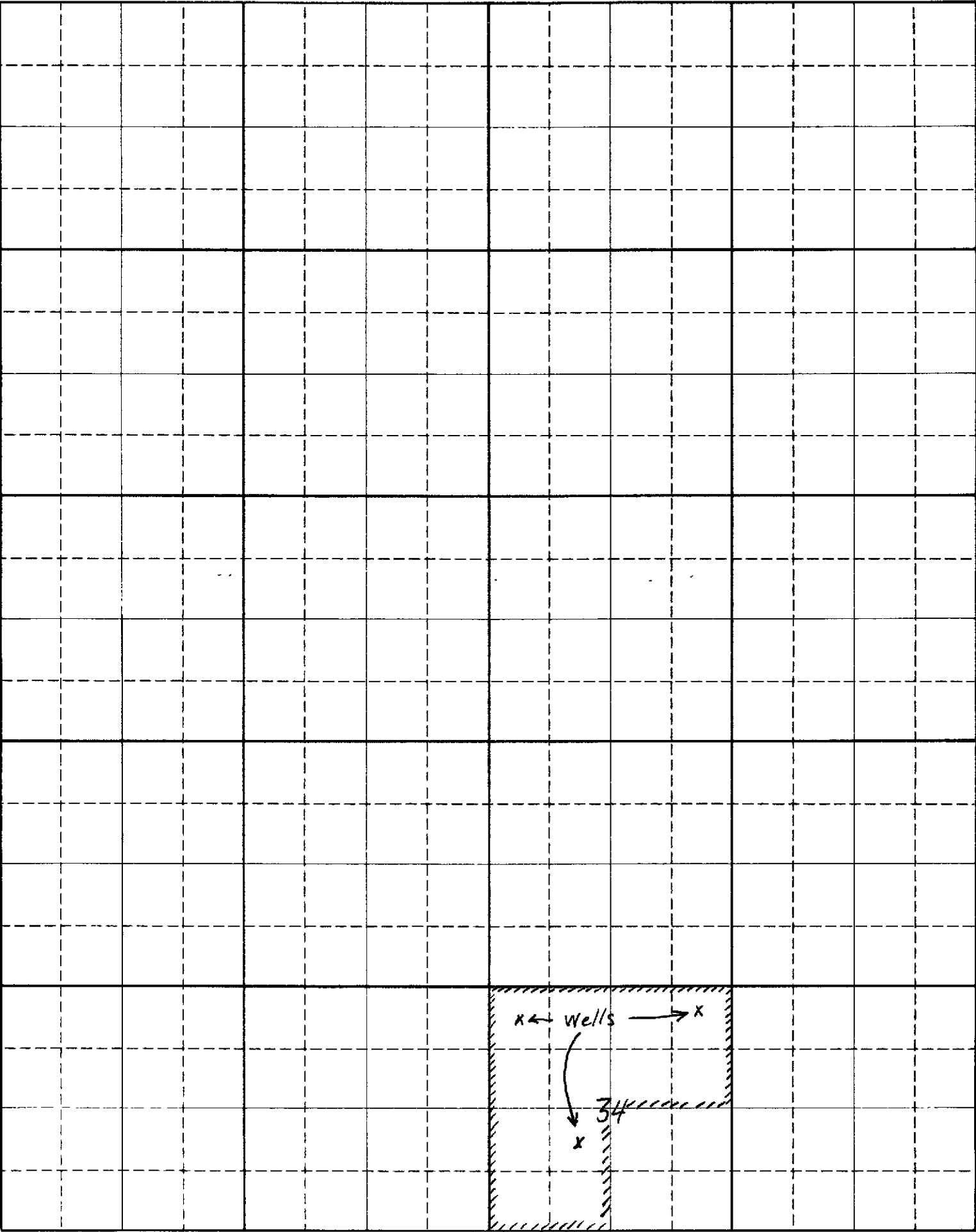
Total number of acres to be irrigated 480

c Describe any other water rights used for the same purposes as described above. Permit No. 35-7000 and 35-7368

- 9 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 _____

10. Remarks This application is intended to increase the water appurtenant to the land listed to 1 inch per acre.

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



Scale 2 inches equal 1 mile

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

Carl E. Stetson
(Applicant)

Proposed Priority 3-24-1975

Received by MB Date 3-24-75 Time 3:25 p.m.

Preliminary check by LH Fee \$ 65.00

Receipted by MB Date 3-24-75 # 4156

Publication prepared by MB Date 3-28-75

Published in Blackfoot News

Publication dates April 3 & 10, 1975

Publication approved bw Date 4-14-75

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by sc yjs

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 35-7493, and said application is hereby APPROVED.

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 19 80.

c. Other, A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons: _____

Witness my hand this 25 day of April 19 75.

R. Karl Hjorne
Director

RECEIVED

Department of Water Resources
Eastern District Office

MB

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that David Stolworthy, Shelley, Idaho, has on 3-24-75, submitted Application No. 35-7493, for a permit to appropriate 4.24 cubic feet per second of water from ground-water sources by means of wells and pumps within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 34, T 1N, R 36E, B.M., Bingham County, to be used from Apr. 1 to Nov. 1 for the irrigation of 480 acres within the N $\frac{1}{2}$, SW $\frac{1}{4}$, Sec 34, T. 1N, R. 36E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401, on or before April 21, 1975.

R. KEITH HIGGINSON
Director
(4204)
Pub. 4-3, 10

30 *aw*

AFFIDAVIT of PUBLICATION

County of Bingham)
State of Idaho) ss

I, David Mark Brown do solemnly

swear that I am the Publisher of The Blackfoot 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. Friday of each week; that the notice attached hereto and which is a part of this affidavit and part of the proof of publication was, published in said

Friday issue of said newspaper 2 consecutive

weeks, the first publication having been made on the 3rd day of April, 1975.

and the last publication having been made on the 10th day of April, 1975, 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.

David Mark Brown

Subscribed and sworn to before me this 11th

day of April, 1975

Patricia A. Johnson

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Oct 20, 1975

FEB 13, 1984

~~December 30, 1983~~

RE: Permit No. 35-7493

David E. Stolworthy
Rt. 1, Box 342
Shelley, ID 83274

Dear Mr. Stolworthy:

Enclosed herewith is a copy of your 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 feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc
Enclosures

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

January 6, 1984

RE: Permit No. 35-7493

David E. Stolworthy
Rt. 1, Box 342
Shelley, ID. 83274

Dear Mr. Stolworthy:

A representative of this Department made an examination of the works covered by your Permit No. 35-7493 and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 4.24 cfs Source: groundwater

The maximum quantity diverted shall not exceed 1680.0 acre feet
per year.

Point of diversion: SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 34, Twp 1N, Rge 36E

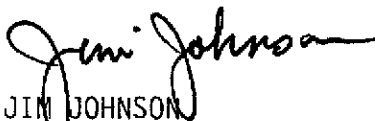
Beneficial use: Irrigation of 400 acres within SW $\frac{1}{4}$, NW $\frac{1}{4}$, NE $\frac{1}{4}$, Sec. 34,
and 80 acres within SE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 27, Twp 1N, Rge 36E

Priority date established: March 24, 1975

In order for the Department to issue the above license, it will be necessary for you to amend the permit to correspond with the findings of the field examiner. We are enclosing a partially completed amendment form for your use in this matter.

Please sign the amendment application and return it to this office along with a \$20.00 filing fee within 30 days in order that we might issue your license as set forth above. If you do not concur with these findings or have any questions, please contact us within the 30-day period.

Sincerely,



JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

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30 DAY LICENSE REVIEW

Rough Draft vs. Permit

- ☒ Water right No. correct A & B
- ☒ Priority date same or advanced
 - Rate equal to or less than
- ☒ Name same
- ☒ Permit date correct
 - Proof due date correct
- ☒ Source correct
- ☒ Use correct
- ☒ Period of use correct
- ☒ Rate of diversion/use equal to or less than
- ☒ Point of diversion description same or different
- ☒ County same
 - Place of use same or different

Rough Draft vs. Field Exam

- Amount for rate of diversion correct
- ☒ Capacity correct
- ☒ Amount for each use correct
- ☒ Does field exam show more land irrigated than permit allows?
- ☒ Overlap review adequate ~~OK~~
- ☒ Conditions of approval correct

Amendment vs. Rough Draft

- ☒ Name correct
- ☒ Number correct
- ☒ P/D correct
- ☒ Period and use correct
- ☒ Place of use correct

Cover Letter vs. Rough Draft License

- ☒ Name correct
- ☒ Number correct
- ☒ Amount correct
- ☒ Source correct
- ☒ P/D description correct
- ☒ P/U description correct
- ☒ Priority date correct
- ☒ Conditions correct

Name

June

Date

1-6-84

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Permit
field exams
not made
NO overlap.

3 wells

other not listed 35-7000, 35-7368

MICROFILMED

Examiner's Signature

4-05-1983
11-29-1983
12/13/83

☐ None

☐ Other

☐ Add P.U. as reflected above

☒ Change P.D. as reflected above
☐ Change P.U. as reflected above

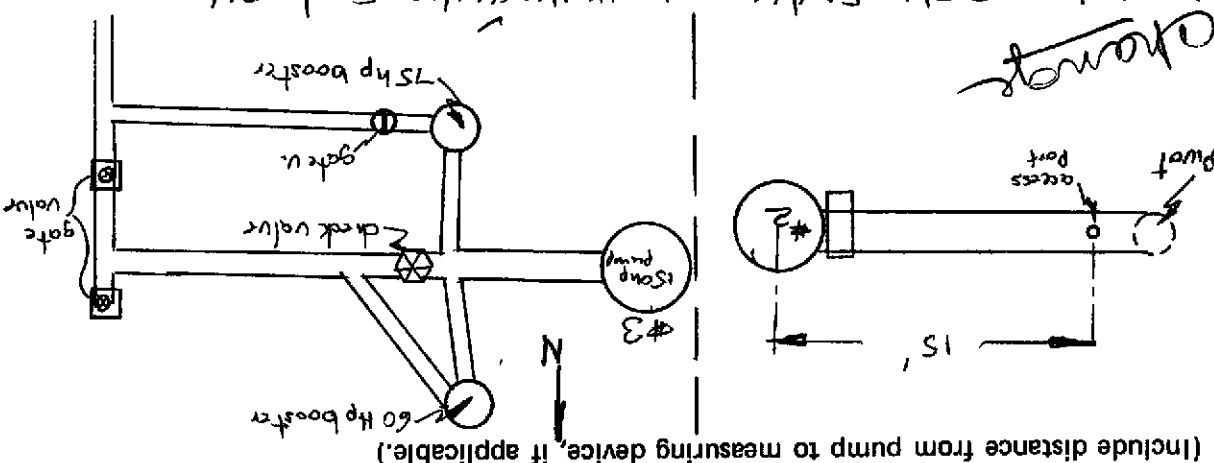
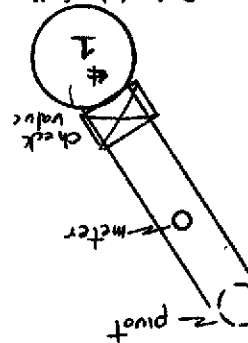
Recommended Amendments:

[illegible]

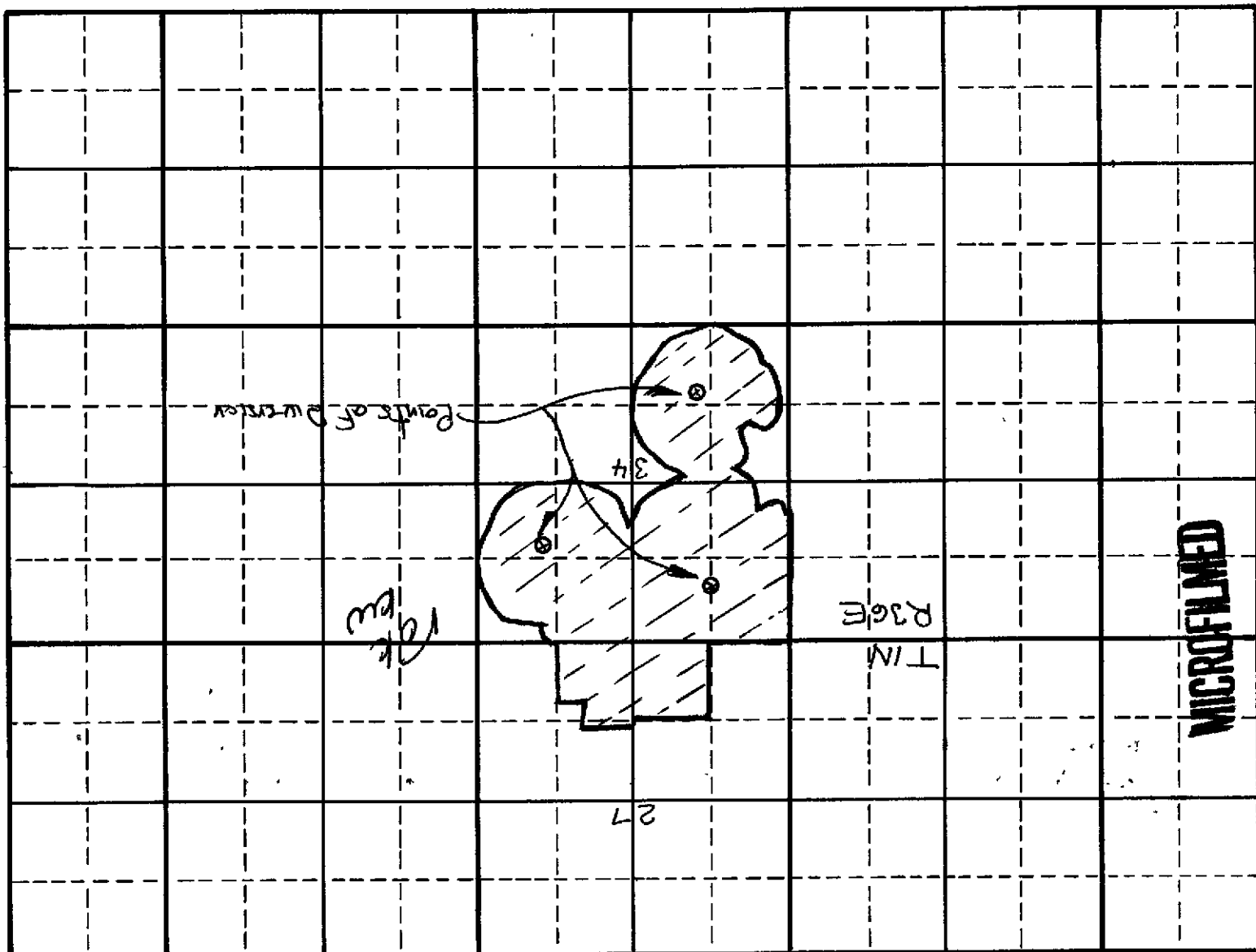
Place(s) of Use

TIN R36E

Point(s) of diversion:

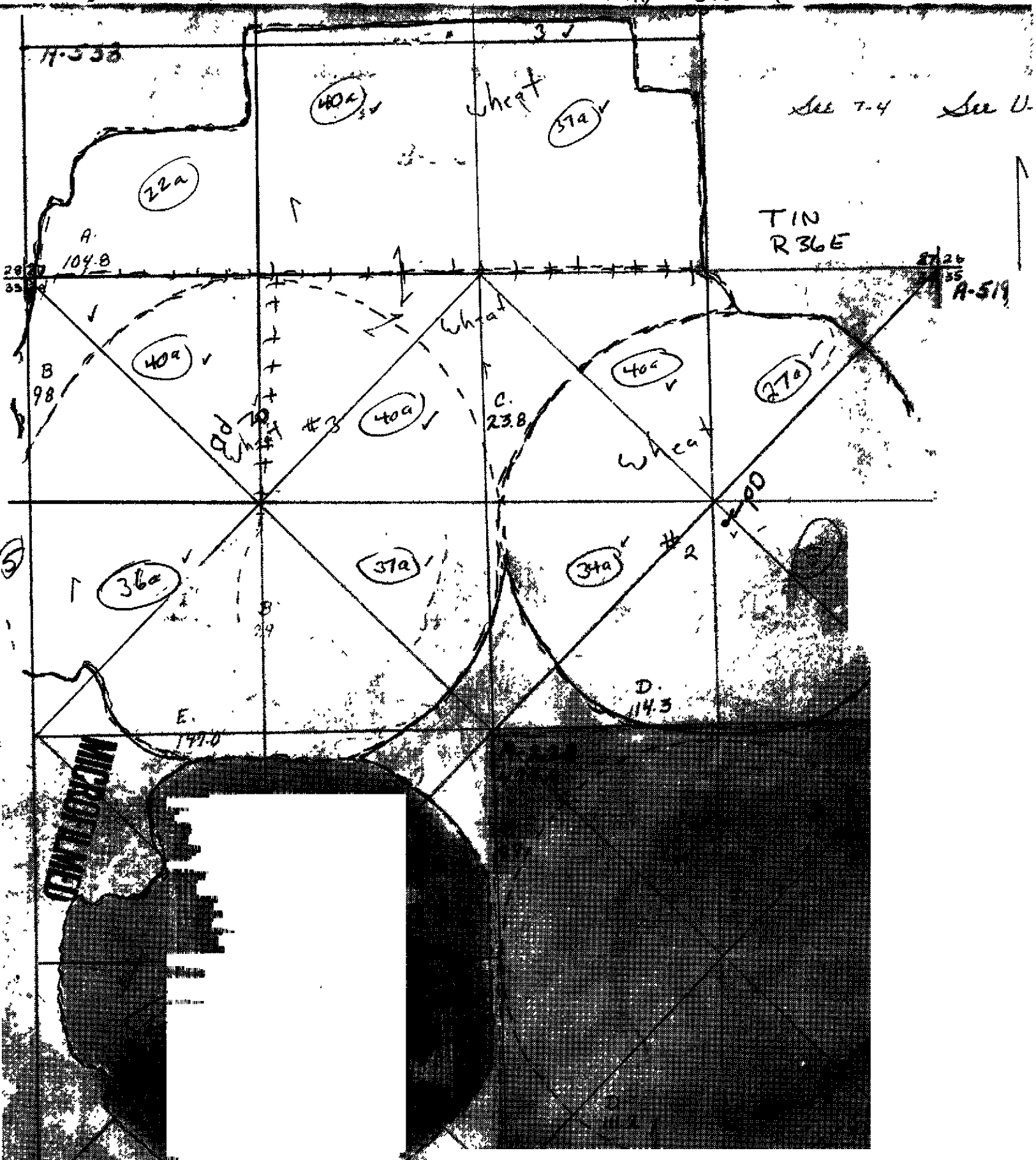


SCHEMATIC DIAGRAM OF SYSTEM



MAP (Attach Aerial Photo)

Sect 34



Permit No - 35-7493

#1

Measure

Motor Make - GE

SN - KVTJ009112

HP - 125

Pump type - Aurora

SN - V7404434

Trng. line - Mebco 12 tower Pivot

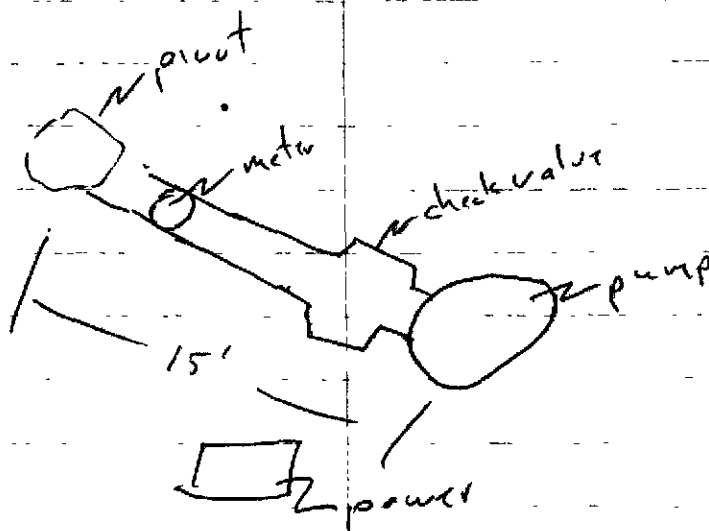
Water Measurement

McCrometer 75-8-2047

700 gpm

Time check .001 af / 24 sec
(1.82 cfs)

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#2

Do on Oct 15, 1980

Permit No - 35-7493

Name - Stolworth,

Motor

~~Pump~~ Hp - 125
KKJ1016100

SN ~~SK6268~~ 711

Type - GE

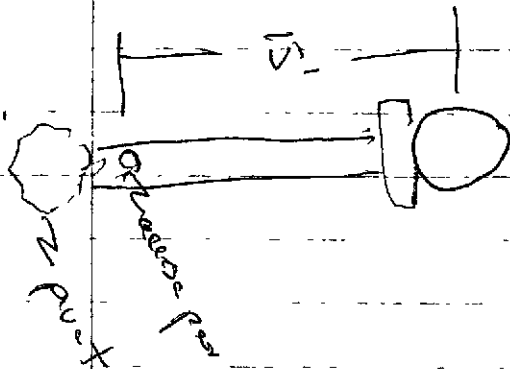
Pump - Aurora SN.
V-7404434

Mainline ID - $7\frac{1}{2}$ "

Water Measurement - 7.9" annubar used
for a reading of 10.8"

MICROFILMED

N



35-7493

std worthy

#3

8/19/80

In Well

Motor Make GE

SN - KKV1009168

Hp - 150

Pump - Johnston

SN - JR4814

Booster North

Motor - GE

SN - BLJ205463

HP - 60HP

Cast # 189401

Johnston pump

1 1/2" ID - Mainline

Imp. line - Mabco 16 tower Purot

Water Measure

21" annubar (7.9)

Booster South

Motor - GE

SN - DKJ220442

HP - 75HP

Cast # 189401

Johnston pump

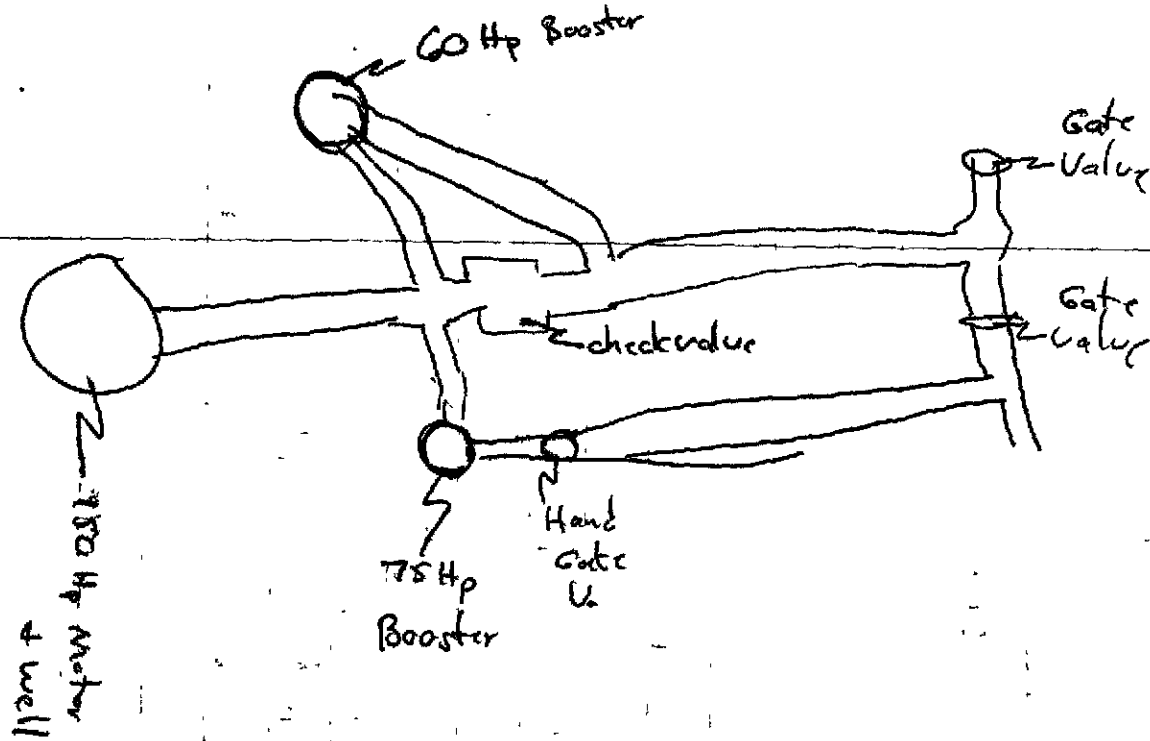
7 1/2" measure ID

#3

Water Measure

28" annubar (7.9")

RECEIVED



Overlap Review for 35-7493

as per micro-fische

p/d's for 35-7493

SENE }
SESW } Sec. 34, T. 1N, R. 36E
NWNW }

overlaps: NWNW - 35-7000 (permit) g.w.

none

35-7493 1N-36E - Sec. 34 - NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$; Sec. 27

p/u overlaps:

SESW, W $\frac{1}{2}$ SE

~~35-7493~~ 35-7000 g.w. permit } both cover same
35-7368 g.w. permit } lands as 35-7493

→ no overlap Sec. 34

→ no overlap Sec. 27

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Kay

12-13-1983



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

RECEIVED

February 25, 1980

MAR 5 1980

Department of Water Resources

RE: Permit No. 35-7493

David E. Stolworthy
Rt. #1, Box 342
Shelley, ID 83274

Dear Mr. Stolworthy:

We acknowledge receipt of the proof of beneficial use card submitted for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our eastern regional office.

Very truly yours,

JACKIE S. DENNING
Senior Clerk

cc: IDWR - State Office

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DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 35-749

Name(s) of Permit Holder: DAVID E. STOLWERTH

Post Office Address: RT #1, Box 342 SHELLE, IDA. 83274

Tel. No. 357-7085

Source of Water: DEEP WELL

Extent of Use:

☐ Domestic	_____	(number of households)
☐ Stockwater	_____	(number and type of stock)
☒ Irrigation	<u>1000</u>	(acres)
☐ Other	_____	

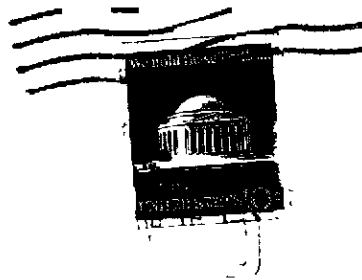
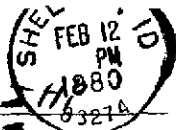
Measuring Device: Required? ☐ Yes ☐ No Installed? ☒ Yes ☐ No

Access Port: Required? ☒ Yes ☐ No Installed? ☒ Yes ☐ No

The above information is a true statement of the extent to which the above numbered permit has been developed.

Feb 12, 80
Date

David E. Stolverth
Signature of Permit Holder



DAVIDE, STOLWORTH
Rt #1, Box 342
SHELLEY, IDAHO 83274



FEB 12 1980

Idaho Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

STOLWORTHY, DAVID
RT. 1 BOX 193
SHELLEY, ID 83274

1-1715

JANUARY 31, 1980

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 35-7493 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE APRIL 01, 1980. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF OF BENEFICIAL USE.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU HAVE NOT PREVIOUSLY RECEIVED AN EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME PROVIDED THE DELAY IS FOR REASONABLE CAUSE AS INDICATED IN SECTION 42-204, IDAHO CODE, AMENDED. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED.

EITHER THE BENEFICIAL USE POST CARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE MENTIONED DATE, OTHERWISE, THE PERMIT WILL LAPSE AND BE OF NO FURTHER FORCE OR EFFECT WITHIN 60 DAYS.

SINCERELY,

RITA FLECK
SR. SECRETARY

ENC: 1

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address
Statehouse
Boise, Idaho 83720
(208) 384-2215

August 17, 1979

Dear Wateruser:

The enclosed Order changes the measuring device condition of approval on your water right permit.

The changed condition is less restrictive and provides you the option to install an access port or have your system measured and certified by a professional engineer. Instructions for access port installation are also enclosed.

If you have questions regarding this matter, please contact the Regional Office nearest to you.

Sincerely,

DAVID R. TUTHILL, JR.
Supervisor, Water Allocations Section

DRT:lr

Enclosures

Northern Region Office
Rt. #5, Box 203 Government Way
Coeur d'Alene, Idaho 83814

Eastern Region Office
1515 Lincoln Street
Idaho Falls, Idaho 83401

Southern Region Office
1041 Blue Lake Blvd. North
Twin Falls, Idaho 83301

Western Region Office
92 S. Cole Road
Boise, Idaho 83705

MICROFILMED

April 25, 1975

Re: Permit No. 35-7493

Mr. David Stolworthy
Route 1, Box 193
Shelley, Idaho 83274

Dear Mr. Stolworthy:

Enclosed is a copy of your approved Application for Permit No. 35-7493. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosures

RECORDED

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 35-7493

- ☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(1) JAG 3/24/75

In form to receipt yes

(2) " "

Send Copies to:

NA Idaho State Health Department
Idaho Fish and Game Department
Bureau of Land Management

(3) " "

NA Request Special Use Permit from U.S.F.S.
Request Easement from B.L.M.
Request Information from Applicant

(4) " "

In form for advertising yes

(5) " "

Platted on Map No. 1N-36E (Basin 35)

(6) " "

Located within Water District No. No Water District

(7) " "

Critical groundwater area: yes no ☒

(8) " "

Groundwater levels:

Declining, Stable, Increasing

(comment) No near by obs wells

(9) " "

Other rights on the same place of use yes

(10) " "

Comments: Permit #s 35-7000 - 357368

(11) MB 4-14-75

Affidavit of Publication received(date) 4-14

(12) MB 4-21-75

Final date for protests April 21, 1975
Protests received: yes no ☒

(13) RDC 4/21/75

All requested information received from agencies or applicant: yes no

(14) " "

Action recommended:

RV Approve

Deny

3/24/75 Proposed Priority

Reason for Reduction

☒ Measuring device required

See attached sheet for other conditions of approval

No special conditions for approval

(15) District E

By RDC

Date 4/21/75

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Copy
62

March 28, 1975

RE: Application for Permit No. 35-7493 Stolworthy
" " " No. 35-7494 Phillips

The Blackfoot News
Box 70
Blackfoot, ID 83221

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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.

Very truly yours,

RONALD D. CARLSON
District Engineer

Bill submitted 4-14-75 by MB

RDC:MB

Enc: Legal Notices (2)

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**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that David Stolworthy, Shelley, Idaho, has on 3-24-75, submitted Application No. 35-7493, for a permit to appropriate 4.24 cubic feet per second of water from ground-water sources by means of wells and pumps within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 34, T 1N, R. 36E, B.M., Bingham County; to be used from Apr. 1 to Nov. 1 for the irrigation of 480 acres within the N $\frac{1}{2}$, SW $\frac{1}{4}$, Sec. 34, T 1N, R. 36E, B M

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401, on or before April 21, 1975.

R KEITH HIGGINSON
Director

(4204)
Pub 4-3, 10

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that David Stolworthy,

Shelley, Idaho

has on 3-24-75 submitted Application No. 35-7493

for a permit to appropriate 4.24 cubic feet per second ~~acre feet per annum~~

of water from ground-water sources

by means of wells and pumps

within the N¹/₂NE¹/₄, NW¹/₄NE¹/₄, NE¹/₄SW¹/₄, Sec. 34, T. 1N, R. 36E, B.M., Bingham County;

to be used from Apr. 1 to Nov. 1

for the irrigation of 480 acres

within the N¹/₂, SW¹/₄, Sec. 34, T. 1N, R. 36E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before April 21, 1975.

R. KEITH HIGGINSON

Director

Published in the Blackfoot News, Blackfoot, Idaho

on April 3 and April 10, 1975

MICROFILMED

aw-h
nw-h
aw-h