

Proof of Publication

The Post-Register

JUN 29 1970
RECEIVED

JUN 30 1970

Department of Reclamation

State of Idaho,
County of Bonneville } ss.

I, E. F. McDermott, first being duly sworn, depose and say: That I am the Principal Clerk 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 having been published continuously and uninterruptedly, prior to consolidation, for more than seventy-eighty (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 18th day of June, 1970, last publication having been made on the 25th day of June, 1970, 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 26th day of June, 1970

Karel Hale
Notary Public

My commission expires April 5, 1971

B10, 1M

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Stewart A. Wright, M.D., 1007 Medical Arts Bldg., Salt Lake City, Utah, has received an approved permit no. G-31988/35-2888 issued by the Idaho State Reclamation Department authorizing the diversion of 7.35 cubic feet per second of water from a groundwater source. The priority to be established under this permit is July 10, 1964, and the permit was approved July 10, 1964. Water is to be diverted by well and overhead sprinkler from a point within the center of the SW $\frac{1}{4}$ of Sec. 20, T. 3N, R. 36E, B.M., Bonneville County, to be used for irrigation in the SE $\frac{1}{4}$, Sec. 19; S $\frac{1}{2}$, Sec. 20; T. 3N, R. 36E, B.M.

Proof of the application of the water to beneficial use is to be submitted to the department on or before August 4, 1970. Any protests against the issuance of the license for the above referenced permit should be filed with the Department of Reclamation within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON
State Reclamation Engineer
Pub: June 18, 25, 1970

OK
7-6-70

35-2888

31988

BEFORE THE STATE RECLAMATION ENGINEER
OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. G-31988)
in the name of Stewart A. Wright, M.D.)
1007 Medical Arts Bldg., Salt Lake City, Utah)

ORDER MODIFYING REQUIREMENTS
FOR COMPLETION OF PERMIT TO
APPROPRIATE WATER

WHEREAS, the 39th Idaho Legislature made certain amendments to the Idaho Water Law; and,

WHEREAS, these changes raised questions as to the procedures to be followed by holders of permits issued prior to the effective date of the amendments, May 31, 1967; and,

WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. G-31988 was issued previous to that date;

NOW THEREFORE, the requirements for completion of the above-numbered permit are hereby modified to conform to the adopted Rules of Practice and Procedures as follows:

1. The above-numbered permit will be completed under the terms of Title 42, Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.
2. The conditions of the above-numbered permit are modified as follows:
 - a. Notice of the issuance of the permit will be published at the permit holders expense for two weekly issues in the official newspaper of the county in which the point of diversion lies.

Dated this 30th day of April, 1968


R. KEITH HIGGINSON
State Reclamation Engineer

31988

31988

7-3-B

D36
33.3

272.8

18.17
19.20

B
64.5

B
82.8

S.E. 1/4
Sec. 19

T.3.N. R.36.E.

40

39

40

39

E 281

236.3

19.20
30.29

STEWART

WRIGHT

40

40

S.W. 1/4
Sec. 20

T.3.N. R.36.E.

40

39

E
156.4

S.E. 1/4
Sec. 20

T.3.N. R.36.E.

C
316.6

D 246

D
811

39

39

39

40

152.5

20.21
29.28

D 234

A
2437

21.16
21.21

P 131

96.2

C
74.7

78.9

35 2688

E 321
E 321

R. 36 E

Road

Road

Road

Road

Road

Road

19

20

40 39 40 40 39 38
40 39 40 40 39 40

Rambrod 3005

$\frac{5}{32}$ nozzles 40 psi 4.45 gpm 384 heads
 $4.45 \times 384 = 1708.8$ gpm

$\frac{1}{64}$ nozzles 40 psi 5.37 gpm 224 heads
 $5.37 \times 224 = 1202.88$ gpm

$(1708.8 + 1202.88) \div 450 = 6.47$ cfs

Q measured 6.47
Q recommended 6.47
Volume 1498 AF/DAM

3.5 AREA

Acreage -
Found 474
recommended 474
Subdv. 12

Amendments

- ☒ None
☐ P.D.
☐ Place of use
☐

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINS
State Reclamation Engineer

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

August 1, 1969

Re: Permit No. G-31988

Stewart A. Wright, M.D.
1007 Medical Arts Bldg.
Salt Lake City, Utah

Dear Dr. Wright:

You are hereby notified that under the provisions of Section
42-218a, Idaho Code, Permit G-31988 has lapsed.

You are further advised that the department cannot reinstate
the permit except upon a showing of reasonable cause within sixty
days from the date of this notice of lapsing.

Jack A. Barnett
Deputy State Reclamation Engineer
JACK A. BARNETT

JAB:DR

Form 7

31988

May 1, 1969

Re: Permit No. G-31988

Stewart A. Wright, M.D.
1007 Medical Arts Bldg.
Salt Lake City, Utah

Dear Dr. Wright:

One of the conditions of the approval of your permit
no. G-31988 was that proof of application of the water to
beneficial use be submitted to this office on or before
July 10, 1969.

Enclosed is an affidavit form which must be used to submit
this proof. You may request an extension of time provided the
delay is for reasonable cause as indicated in Section 42-204, ICA.

Either the proof or a request for extension 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.

R. Keith Higgins
State Reclamation Engineer

Enclosure: Proof form

Form 5

31988

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Stewart A. Wright, M.D., 1007 Medical Arts Bldg.,
Salt Lake City, Utah has received an approved permit no.

G-31968 issued by the Idaho State Reclamation Department authorizing the
diversion ~~Attkkks~~ of 7.35 cubic feet per second ~~PPF/KPF/PFF/PPFF~~
of water from groundwater source

subject to all prior rights. The priority to be established under this permit is

July 10, 1964 and the permit was approved July 10, 1964.

Water is to be diverted by well with overhead sprinkler
from a point within the Center of SW $\frac{1}{4}$, Sec. 20, T. 3 N. R. 36 E. B.M.,
Bonneville, County

to be used for irrigation
in the SE $\frac{1}{4}$, Sec. 19; SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 20, T. 3 N. R. 36 E. B.M.

Proof of the application of the water to beneficial use is to be submitted to the
Department on or before July 10, 1969. Any protests against
the issuance of a license for the above referenced permit should be filed with the
Department of Reclamation within ten (10) days of the last date of publication of
this notice or prior to the licensing of the permit. Licensing may commence prior
to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Post Register, Idaho Falls, Idaho on

and

1988

31988

July 22, 1964

Re: Permit No. G-31988
Stewart A. Wright, M.D.

Mr. V. Melvin Brown,
P. O. Box 1181,
Idaho Falls, Idaho.

Dear Mr. Brown:

We enclose Permit No. G-31988 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. D-8668 which was issued covering payment in the amount of \$ 6.75 for the filing fee of the above mentioned permit.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk
cc: Stewart A. Wright, M.D.
1007 Medical Arts Bldg.,
Salt Lake City, Utah.

P.S. You will note, under Question 10, that we have changed the required time for completion of works and complete application of the water to the proposed use to five years. However, you may make the required proofs at any time you are prepared to do so within that time.

631988

ROBERT E. SMYLIE
Governor



CARL E. TAPPAN
State Reclamation Engineer

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

July 6, 1961

RE: Application for permit

Stewart A. Wright, M. D.
V. Melvin Brown
Box 1181
Idaho Falls, Idaho

Dear Doctor Wright:

Returned herewith is the application for permit with attached
check for \$6.00.

Kindly answer question No. 13.

The filing fee for 3300 gpm or 7.35 cfs is \$6.75.

Kindly complete and return with proper fee.

Very truly yours,

Ralph W. Thomas

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RWT: ct

Enc. Application for permit
Check No. 06368 in the amount of \$6.00

531988

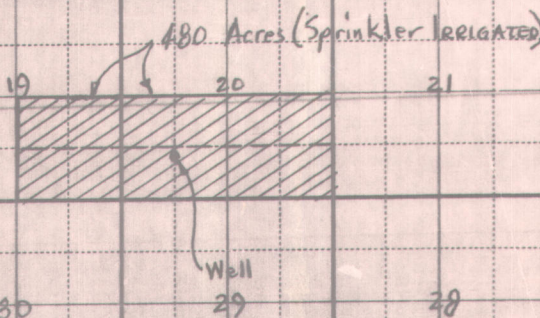
NAME OF APPLICANT

Stewart A. Wright

Form No. 0

E. TAPPAN
Reclamation Engineer

TWP 3N - 36EBM



Permit Map No. 4-31988

As Approved

CARL E. TAPPAN
State Reclamation Engineer

JUL 10 1964

SCALE: 2 inches Equal 1 Mile. Draw Plan to Ink.

431988

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 31988/35-2888 Priority July 10, 1964 Amount 6.47 cfs

THIS IS TO CERTIFY, that STEWART A. WRIGHT, M.D.
of Salt Lake City, Utah, has complied with the terms and conditions of Permit
No. 31988/35-2888 issued pursuant to Application for Permit dated July 10, 1964,
and has submitted proof to the Department of Water Administration on May 12, 1970,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 6.47 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source
tributary of _____, is hereby confirmed in the following amounts:

Amount 6.47 cfs for Irrigation from April 1 to Nov. 1 (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Subject, however, to the condition that no more than 6.47 cfs of water be diverted at
any one time, said waters to be diverted within the _____

SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 20, Twp. 3 N, Rge. 36 E, B.M.

in the county of Bonneville; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 1,498 acre feet per year or _____
_____ acre feet per acre.

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 $\frac{1}{4}$	
3 N	36 E	19													39	40	40	39	158
		20									40	40	40	40	38	39	39	40	316

Total number of acres irrigated 474

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 23 day of
February, 19 73.


Director

35 2888

BEFORE THE STATE RECLAMATION ENGINEER
OF THE
STATE OF IDAHO

IN THE MATTER OF REINSTATEMENT OF)
PERMIT NO. G-31988 in the name of)
STEWART A. WRIGHT, M.D.)

ORDER OF
REINSTATEMENT

WHEREAS, Stewart A. Wright, M.D., applied to the Department of Reclamation on July 10, 1964, for a permit to appropriate the public waters of the State of Idaho proposing the diversion of 7.35 c.f.s. of ground-water from a well for use in Sections 19 & 20, Twp. 3 N., Rge. 36 E., B.M., Bonneville County, Idaho; and,

WHEREAS, on July 10, 1964, Permit No. G-31988 was approved with the condition that proof that the water had been applied to a beneficial use be submitted on or before July 10, 1969; and,

WHEREAS, on May 1, 1969, the Department of Reclamation forwarded to the permit holder by certified mail an order modifying the requirements for completion of Permit No. G-31988 under the Rules of Practice and Procedures as adopted on August 1, 1968, notifying the permit holder that he was required to submit proof of the application of the water to beneficial use on or before July 10, 1969, and was instructed as to the steps to be taken to make that proof; and,

WHEREAS, on August 1, 1969, the permit holder was notified by the Department of Reclamation that the permit had lapsed as proof was not received on or before the required date; and,

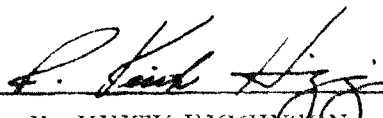
WHEREAS, on May 15, 1970, it was brought to the attention of the Department of Reclamation that copies of all correspondence concerning this permit were requested to be forwarded to V. Melvin Brown, P.O. Box 1181, Idaho Falls, Idaho, in addition to the permit holder, Stewart A. Wright, M.D.; and,

WHEREAS, the Department failed to supply adequate notice of the date when the proof was due;

THEREFORE, IT IS HEREBY ORDERED that Permit No. G-31988 be REINSTATED without loss of priority;

IT IS FURTHER ORDERED, that the permit holder or his agent submit proof of beneficial use on or before August 4, 1970.

Dated this 5TH day of JUNE, 1970.


R. KEITH HIGGINS
State Reclamation Engineer

35-2888
31988

LICENSE ISSUED FOR 6.47 SEC. FT.
LICENSE PAG. NO.

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 4121
Permit No. G- 31966
District No.

- 1 Name of Applicant Stewart W. H. Co., Inc.
Postoffice address 1007 Federal Arts Bldg., Boise, Idaho, County Ada, State Idaho
- 2 Quantity of water claimed: 3300 gpm or 1.1 cfs
(a) Rate of withdrawal in cubic feet per second 1.1 cfs or Idaho Miners' inches 1100
(b) Annual withdrawal in acre feet per annum
- 3 Source of water supply Subterranean
- 4 Location of point of diversion or well is in the 1/4 of the 34 of Section 26
Twp. 31 N., Rge. 31 E., B.M., County of Bonneville
- 5 Water is to be used for Irrigation
- 6 If for municipal, industrial or recreational purposes, give
(a) Point of use of water is in the 1/4 of the 34 of Section 26
Rge. 31 E., B.M.
(b) Waste water or sewage effluent is to be returned to
at a point in the 1/4 of the 34 of Section 26
Kind of works Deep well with overhead sprinkler
- 7 Estimated cost of works. \$ 10,000
- 8 (a) Is reservoir to be used? No
(b) Capacity of reservoir:
- 9 The time required for the completion of such work and complete application of the water to the purposes is 1 year
- 10 If applicant is a corporation, give:
I (a) Date and place of incorporation.
(b) Amount of capital stock: \$ (c) Amount paid in \$
(d) Names and addresses of directors
II The financial resources of the applicant are (a) Cash on hand, \$
(b) Treasury stock: (c) Bonds to be issued.
(d) Other resources
- 11 The land to be irrigated is described in the following tabulation
- 12 Existing water rights and/or valid permits appurtenant to the lands to be irrigated are None
(a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights
(b) 3300 gpm (cubic feet per second, inches or gallons per minute) is for new lands.

I, JEFFREY B. NOWAK, THAT The undersigned hereby makes application for permit to appropriate the public water resources of the State of California for the

By the above, we have

Director, United States Department of Reclamation, Washington, D. C.

Revised 11/14/2014

Manuscript accepted for publication 10 November 2004

1998

For each Factor, _____ Page _____ of _____ Approved _____ dated _____

¹⁹⁾ I hereby certify that I have examined the within application for a permit to appropriate the public water of the State of Utah, and that the same is in accordance with the laws of the State.

It is also subject to the following limitations and conditions:

- (1) The amount of N_2 to be used on or by

With $\varphi = \varphi_{\alpha, \beta}$ in (4.1) let

to put was interrupted by circumstances over which the parent holder has no control.

we let τ be the work above specified to be completed on or before δ in $\text{min}^{\text{max}}_{\text{min}}$. Then, $\delta \in \tau$ and

The whole of said work to be completed and beneficial use of water appropriated in accordance with the above conditions and (c) that the said

$$D_{\text{eff}} = D_0 \left(1 + \frac{1}{2} \frac{D_0}{\lambda} \right) \quad (1)$$

Witness my hand this _____ day of July, 1941.

STATE PRIMAVERNONTE DISTRICT

IN TESTIMONY WHEREOF We, ROBERT D. JYLL, Governor of the State of Idaho

A (2) W.L.A. 3 Secretary of State of the State of Idaho, has caused the following to be

Secretary of State of the State of Idaho have care of the

to change the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be become affixed to

date of entry, July 19 1964

Unsubstantiated

STATE OF IDAHO

(5fA1)

[illegible]By 3/20/78 E. XVI '8

Secretary of State

12

Lot	Ranch	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	
1	W. E.	19																	1.0
2	W. E.	20									1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	4.0
																			0

Proof of Publication The Post-Register

JUN 29 1970

State of Idaho, }
County of Bonneville } ss.

I, E. F. McDermott, first being duly sworn, depose and say: That I am the Principal Clerk 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 having been published continuously and uninterruptedly, prior to consolidation, for more than seventy-eighty (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 18th day of June, 1970, last publication having been made on the 25th day of June, 1970, 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 26th day of June, 1970

Karel Hale
Notary Public

My commission expires April 5, 1971

B10, 1M

NOTICE OF EXISTING WATER PERMIT
Notice is hereby given that Stewart A. Wright, M.D., 1007 Medical Arts Bldg., Salt Lake City, Utah, has received an approved permit No. 1968/35-2688 issued by the Idaho Reclamation Department authorizing diversion of 7.35 cfs of water per second from a spring water source to be established under license July 10, 1970. The water is to be used by well and sprinkler system at a point within the water of the S.W. 1/4, Sec. 20, T. 34 N. R. 11 E., B.M., Bonneville County, to be used for irrigation of 36E, Sec. 12, 14, Sec. 20, T. 34 N. R. 11 E., B.M.
Proof of the application of the water to beneficial use is to be submitted to the Department on or before August 4, 1970. This permit is valid for the duration of the license for the above referenced permit should be filed with the Department of Reclamation within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. The permit shall commence prior to the date beneficial use proof is due without further notice.
R. KATH IRVINGSON
State Reclamation Engineer
Feb: June 18, 25, 1970

OK
7-6-70

35-2888

3.288

Identification No. _____

Permit No. _____

RECEIVED
MAY 25 1964

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Stewart A. Wright, M.D.
b) Post Office Address 1007 Medical Arts Building-Salt Lake City, Utah
2. Permit Number 31988
3. Date of Priority that you are prepared to establish July 10, 1964
4. a) Source from which water was appropriated Subterranean
b) Location of the point of diversion: center of $\frac{1}{4}$ SW $\frac{1}{4}$, Section 20
Township 3N, Range 36E, Boise Meridian, Other points of diversion:
5. a) The amount of water and use to which the water has been applied:
amount 7.35CFS for irrigation purposes from April 1 to December 1 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated _____ cfs and/or acre feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: _____
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
b) Describe the agreement or understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) deep well pump and pressure system electrically driven with mailine pump and lateral line.
b) Describe the type and size of measuring device which you have installed at your point of diversion: _____
c) Give well drillers name and address and date the well was completed Frandsen Brothers, Rt. # 4 Blackfoot, Idaho

Examined
7/13/64
C. 121.

35-2828

31988

March 10, 1972

Notary Public residing at East Lake City, Ind.

State of Utah)
County of Salt Lake) ss.

April 30 - 1970

Stewart, Dwight M.D.

Total number of acres irrigated 480

[illegible]

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivi-

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. G-31988)

in the name of Stewart A. Wright, M.D.)

1007 Medical Arts Bldg., Salt Lake City, Utah)

ORDER MODIFYING REQUIREMENTS
FOR COMPLETION OF PERMIT TO
APPROPRIATE WATER

WHEREAS, the 39th Idaho Legislature made certain amendments to the Idaho

Law; and,

WHEREAS, these changes raised questions as to the procedures to be fol-

lowed by holders of permits issued prior to the effective date of the amend-

ment, May 31, 1967; and,

WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules

Practice and Procedures for the processing of each permit issued prior to

31, 1967; and,

WHEREAS, Permit No. G-31988 was issued previous to that date;

NOW THEREFORE, the requirements for completion of the above-numbered

permit are hereby modified to conform to the adopted Rules of Practice and

Procedures as follows:

1. The above-numbered permit will be completed under the terms of Title

Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.

2. The conditions of the above-numbered permit are modified as follows:

a. Notice of the issuance of the permit shall be published at the
newspaper of the county in which the point of diversion lies.

30th day of April 1968

[Signature]
R. KEITH WICKSTROM
State Reclamation Engineer

31988

February 26, 1973

Re: Permit No. 31988/35-2888

Stewart A. Wright, M.D.
1007 Medical Arts Bldg.
Salt Lake City, Utah

Dear Dr. Wright:

Enclosed herewith is a copy of the Water License issued on the above referenced permit.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enclosure

35 2888

February 6, 1973

Stewart A. Wright, M.D.
1007 Medical Arts Bldg.
Salt Lake City, Utah

Dear Dr. Wright:

A representative of this Department has made an examination of the works covered by your Permit No. 31988/35-2888 and has found the following:

Quantity of water diverted: 6.47 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 6.47 cfs

The maximum quantity diverted shall not exceed 1,498 acre feet per year.

Beneficial use: Irrigation of 474 acres within the SE $\frac{1}{4}$ (158), Sec. 19; S $\frac{1}{2}$ (316), Sec. 20; Twp. 3N, Rge. 36E, B.M.

Point of diversion: SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 20, Twp. 3N, Rge. 36E, B.M.

Priority date established: July 10, 1964

If you do not concur with these findings, please advise us within 10 days; otherwise, a license will be issued as set forth in this letter.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

35 2888

1-3-8

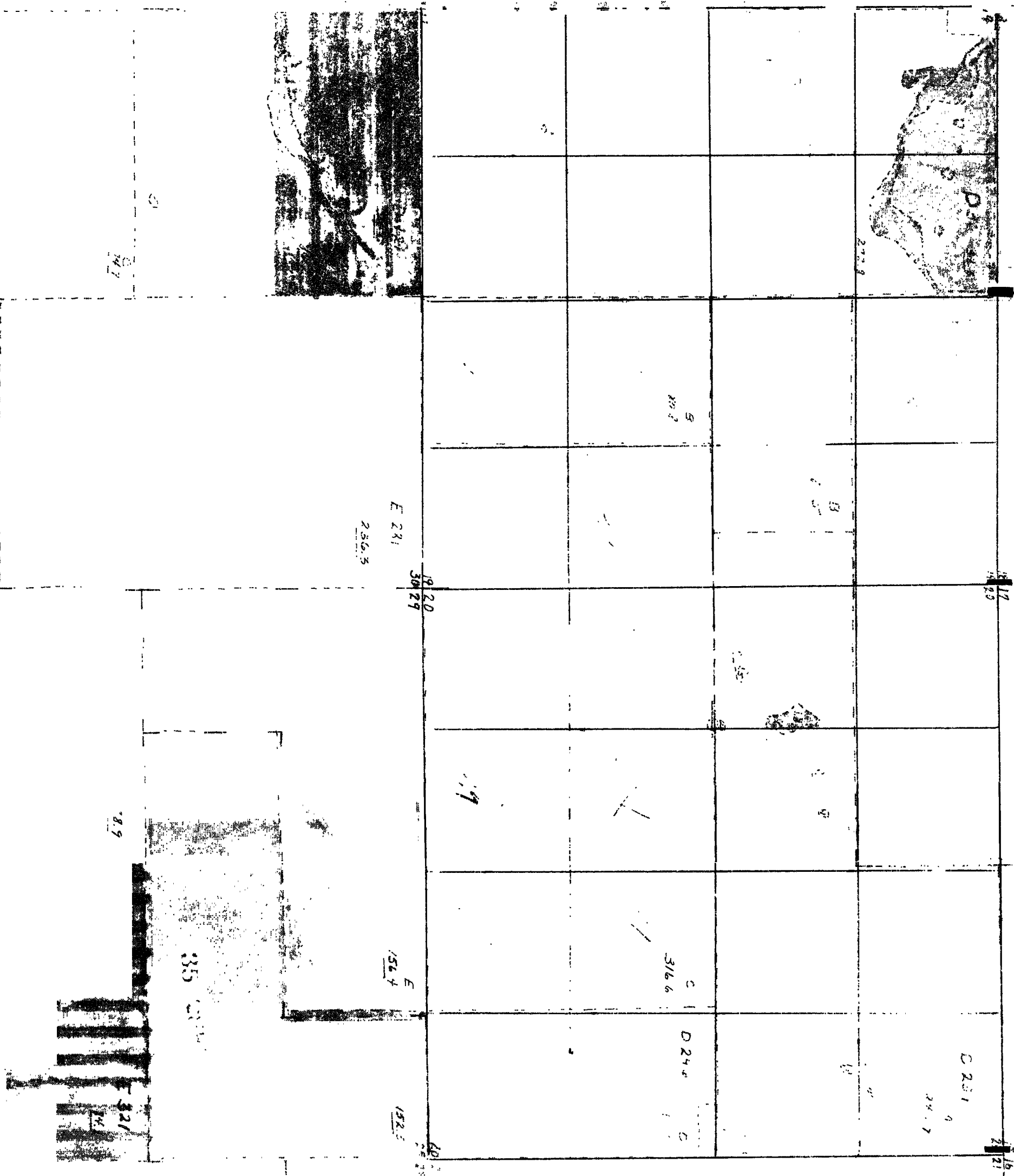
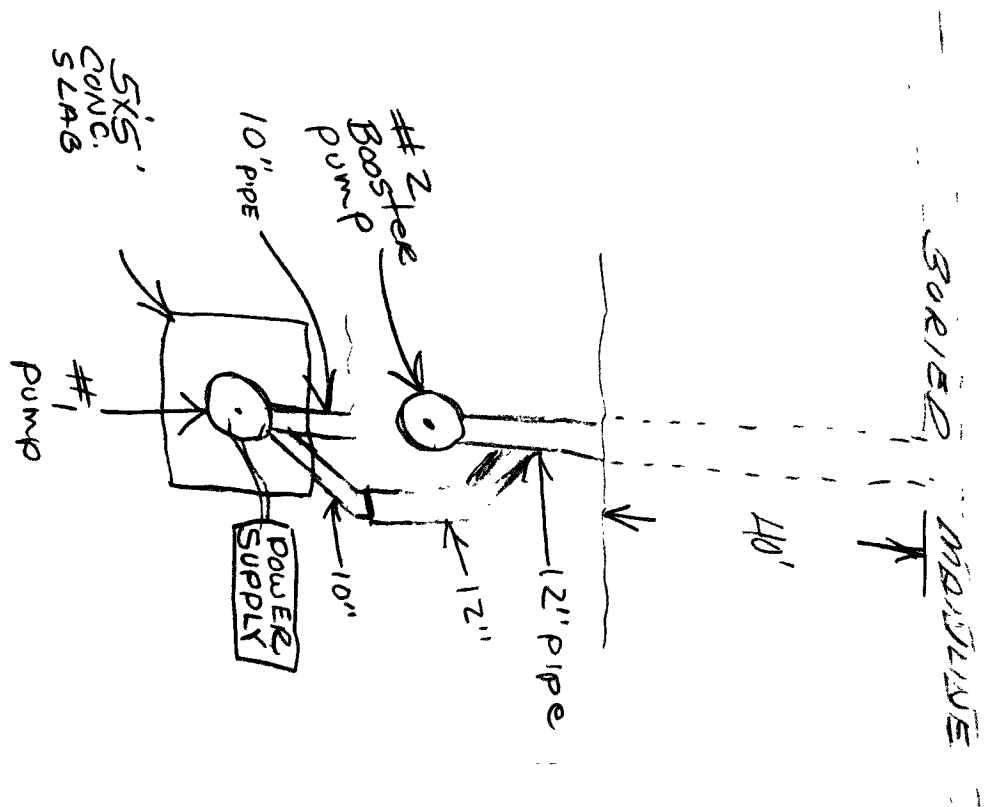
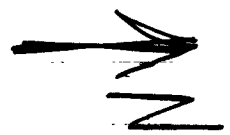


Diagram of SET-UP



35 2888

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. G-31988/35-2888

REPORT ON PROOF OF B/U Stewart A. Wright, M. D.

R. 36 E

T
3
N

(19) 40 39 40 40 39 38
40 39 40 40 39 40

Run 30ws

5 1/2" nozzles 40psi 4.45 gpm 384 heads
4.45 x 384 = 1708.8 gpm

1 1/4" nozzles 40psi 5.37 gpm 224 heads
5.37 x 224 = 1202.88 gpm

(1708.8 + 1202.88) ÷ 450 = 6.47 cfs

Q measured 6.47
Q recommended 6.47
Volume 1498 AE/RAIN
Acreage -
Found 474
recommended 474
Subdv. 12

Amendments

- ☒ None
☐ P.D.
☐ Place of use
☐

3.5 AREA

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF EXAMINER

Permit No. G-31988/35-2888

This proof is for B/U In Water District No. _____

1. Name of applicant Stewart A. Wright, 1007 Medical Arts Bldg., Salt Lake City, Utah 31988

2. Source of water supply: ground water

3. Location of point of diversion: Is in the Center of SW $\frac{1}{4}$ of Section 20
T. 3 N. R. 36 E. County of Bonneville

4. Describe works as they exist, giving dimensions and capacities of same:

deep well pump and pressure system electrically driven with mainline pump
and lateral line

5. Water is used for: irrigation

6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

T. 3 N, R. 36 E, Sec. 19 SE $\frac{1}{4}$ 160 Acres

T. 3 N, R. 36 E, Sec. 20 SW $\frac{1}{4}$, SE $\frac{1}{4}$ 320

#1 Main GENERAL ELECTRIC Pump Motor - 400 H.P. 480 TOTAL
440 Volts - 1770 RPM - 3 phase - 60 cycles - Model 5K6310XC3A
SER No. SWJ519002 • LAYNE & BOWLER VERTICAL Pump - 1800 G.P.M.,
660 FT. - 1770 RPM - Model 14RXL SER No. 28643

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks: P.D. CENTER of SW $\frac{1}{4}$ SEC. 20

NOTICE: EXAMINER; PLEASE NOTE, AND CLARIFY POINT OF DIVERSION

#2 Booster GENERAL ELECTRIC Pump Motor - 150 HP. • 60 CYCLE • 3 phase.
1775 RPM • 440 Volts • SER No. NXJ111113 • Model 5K6285XC19A
LAYNE & BOWLER VERTICAL Pump - 3000 GPM • 170 FT. - 1770 RPM
Model 14R • SER. No. D02587 #1 pumps water out of ground North
through 10" discharge under ground to booster pump 8' away
another 10" steel pipe from #1 pump detours around booster pump
enlarging to 12" and connecting 10 to 12" booster discharge
which runs North 8' then underground to BURIED EAST-WEST MAINLINE

This examination was made on the 30 day of June, 1971

(Signed) Rex J. Chapman Examiner.

ASCS: Idaho Falls
SCS: Idaho Falls

Permit No. G-31988/35-2888

Examination for B/W Stewart A. Wright

County Bonneville Sec. 20 T.3N R. 36E

Quantity: (permit)7.35cfs (proof)7.35cfs

Source: ground water

P.D.: center of SW¼

Use: irrigation purposes

Extension:

Protest:

Completion of Works:

Other Rights:

Filed: July 10, 1964

Made: May 25, 1970

Due: August 4, 1970

Priority: July 10, 1964

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

LAW OFFICES

HOLDEN, HOLDEN, KIDWELL, HAHN & CRAPO

IDAHO FIRST NATIONAL BANK BUILDING

P. O. BOX 129

IDAHO FALLS, IDAHO 83401

TELEPHONE 523-0620

AREA CODE 208

WILLIAM S. HOLDEN
ROBERT B. HOLDEN
R. VERN KIDWELL
FRED J. HAHN
TERRY L. CRAPO
KENT W. FOSTER
ROBERT E. FARNAM

ARTHUR W. HOLDEN (1877-1967)

July 9, 1970

Mr. R. Keith Higginson, Director
Idaho Department of Water Administration
Statehouse-Annex 2
Boise, Idaho 83707

Re: Permit No. G-31988/35-2888

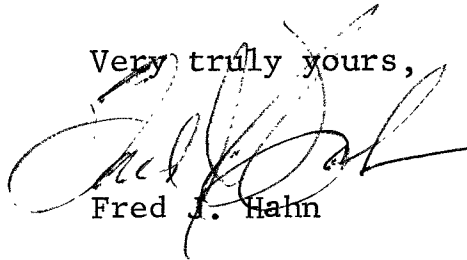
Dear Mr. Higginson:

Enclosed is a Proof of Application of Water to Beneficial Use which has been signed by Stewart A. Wright.

Our file indicates that the Affidavit of Publication in connection with this matter has been acknowledged as received and accordingly, all steps necessary to be taken by Stewart A. Wright in connection with this permit, have been completed.

Thank you for your assistance and courtesies.

Very truly yours,



Fred J. Hahn

FJH:kj
encl.

35-2888
31988

Identification No. _____

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Stewart A. Wright, M.D.
b) Post Office Address 1007 Medical Arts Building-Salt Lake City, Utah
2. Permit Number 31988
3. Date of Priority that you are prepared to establish July 10, 1964
4. a) Source from which water was appropriated Subteranean
b) Location of the point of diversion: center of 1/4 SW 1/4, Section 20
Township 3N, Range 36 E Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:
amount 7.35 CFS for irrigation purposes from April 1 to December 1 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated _____ cfs and/or acre feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: _____

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____

b) Describe the agreement or understanding by which you take water from the works: _____

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) deep well pump and pressure system electrically driven with mainline pump and lateral lines

b) Describe the type and size of measuring device which you have installed at your point of diversion: _____

c) Give well drillers name and address and date the well was completed _____
Frandsen Brothers, Rt. # 4 Blackfoot, Idaho

*not required
copy only*

35-2222
31922

~~March 31, 1972~~

James M. Lane
Notary Public residing at East Lake, Ill.

On this 1st day of July, 1970, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

State of Utah)
County of Garfield) ss.

July 1-1970 (Date)

Stewart G. Wright M.D.
(Signature)

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

10. Remarks: -

Total number of acres irrigated 480

[illegible]

tion:

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivi-

of use

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place

July 6, 1970

Re: Permit No. G-31988/35-2888 - Stewart A. Wright, M.D.

Mr. Fred J. Hahn
Idaho First National Bank Bldg.
P.O. Box 129
Idaho Falls, Idaho 83401

Dear Mr. Hahn:

We acknowledge receipt of the affidavit of publication submitted in connection with the above referenced permit.

Before a license can be issued, a field examination must be made by a representative from 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. If someone other than yourself should be contacted, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

35-2888
31988

WILLIAM S HOLDEN
ROBERT B HOLDEN
R. VERN KIDWELL
FRED J HAHN
TERRY L CRAPO
KENT W FOSTER
ROBERT E FARNAM

LAW OFFICES
HOLDEN, HOLDEN, KIDWELL, HAHN & CRAPO
IDAHO FIRST NATIONAL BANK BUILDING
P. O. BOX 129
IDAHO FALLS, IDAHO 83401
TELEPHONE 523-0620
AREA CODE 208

ARTHUR W HOLDEN (1877-1982)

June 29, 1970

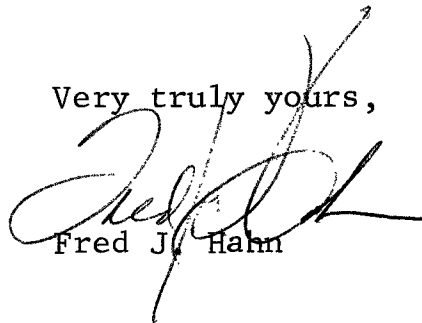
Mr. R. Keith Higginson
State Reclamation Engineer
Department of Reclamation
Statehouse-Annex 2
Boise, Idaho 83707

Re: Permit No. G-31988 (New No. 35-2888)
Stewart A. Wright, M.D.

Dear Mr. Higginson:

Enclosed is an Affidavit of Publication on the above captioned permit.

Very truly yours,



Fred J. Hahn

FJH:kj
encl.

35-2888
31422

June 26, 1970

Re: Permit No. G-31988/35-2888 - Stewart A. Wright, M.D.

Mr. V. Melvin Brown
P.O. Box 1181
Idaho Falls, Idaho 83401

Dear Mr. Brown:

We acknowledge receipt of your affidavit submitted as proof of beneficial use for permit G-31988/35-2888.

Before a license can be issued you must submit an affidavit of publication to this department. The affidavit of publication may be obtained from the Post Register, Idaho Falls, Idaho upon payment of the bill of publication.

Prior to the issuance of the license a field examination must also 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 someone other than yourself should be contacted by the examiner, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

35-2888
31988

LAW OFFICES

HOLDEN, HOLDEN, KIDWELL, HAHN & CRAPO

IDAHO FIRST NATIONAL BANK BUILDING

P. O. BOX 129

IDAHO FALLS, IDAHO 83401

TELEPHONE 523-0620

AREA CODE 208

WILLIAM S. HOLDEN
ROBERT B. HOLDEN
R. VERN KIDWELL
FRED J. HAHN
TERRY L. CRAPO
KENT W. FOSTER
ROBERT E. FARNAM

ARTHUR W. HOLDEN (1877-1967)

RECEIVED
MAY 22 1970

MAY 22 1970

Department of Reclamation

May 22, 1970

Mr. Donald W. McEldowney
Department of Reclamation
Statehouse, Annex 2
Boise, Idaho 83707

Re: Permit No. G-31988

Dear Don:

Enclosed is the original Proof of Application of Water to Beneficial Use which was filed by Dr. Wright in connection with Permit No. G-31988. As you may recall, this was returned and subsequently reinstated.

In the event the Proof cannot otherwise be submitted as final proof for the purpose of securing a license, kindly advise by collect phone call and I will proceed accordingly.

As previously indicated, I wish to express my sincere thanks for courtesies extended.

Best personal wishes.

Very truly yours,


Fred J. Hahn

FJH:kj
encl.

35-2887

31988

May 13, 1970

Re: Permit No. G-31988

Stewart A. Wright, M. D.
1007 Medical Arts Bldg.
Salt Lake City, Utah

Dear Dr. Wright:

We are returning your beneficial use affidavit submitted in behalf of the above referenced permit. We regret to inform you that under provisions of Sec. 42-218a, Idaho Code, your permit has lapsed. You were provided sixty days to obtain a reinstatement of this permit from the date of notice of lapsing. However, the date of notice of lapsing was August 1, 1969, as indicated by the photo copy of our August 1, 1969 notice of lapsing enclosed. We have been advised by the Idaho Attorney General's office that there is no provision to reinstate the permit after the sixty day period has passed.

If the well in question was in beneficial use on the 480 acres prior to March 25, 1963, you may have established a water right under constitutional provisions by diversion and use. The type of right may be documented by filing a claim to a water right, forms for which are enclosed.

If this well was not in full production prior to March 25, 1963, or if any portion of the 480 acres was not irrigated from the well in question prior to the date, a constitutional diversion and use right cannot be claimed. In this case, you would have to file a new permit to cover these grounds in order to continue to irrigate the grounds. Enclosed please find a new application form and instructions.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

Enc: beneficial use affidavit
photo copy
claim form
application form and instructions

35-288
31988

June 12, 1970

Re: Permit No. G-31988/35-2888

Post Register
333 Northgate Mile
Idaho Falls, Idaho 83401

Gentlemen:

Enclosed is a legal notice which we wish to have published for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for our 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 date. If you cannot publish the notice on the proposed dates, please contact the Department of Reclamation immediately.

The expense of the publication is to be paid by Fred J. Hahn,

P.O. Box 129, Idaho Falls, Idaho,
to whom you should furnish an affidavit of publication.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG
Enc: legal notice

35-2888
31988

June 12, 1970

Re: Permit No. G-31988/35-2888 - Stewart A. Wright, M.D.

Mr. Fred J. Hahn
P.O. Box 129
Idaho Falls, Idaho 83401

Dear Mr. Hahn:

The legal notice for the above referenced permit is being published in the Post Register, Idaho Falls, Idaho on June 18 and June 25, 1970.

You will be required to submit an affidavit of publication to this department. The affidavit may be obtained from the above mentioned newspaper upon payment of the bill of publication.

Thanking you for your cooperation in this matter.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DMM/DG

cc: Stewart A. Wright, M.D.
1007 Medical Arts Bldg.
Salt Lake City, Utah

35-2888

31988

LAW OFFICES

HOLDEN, HOLDEN, KIDWELL, HAHN & CRAPO

IDAHO FIRST NATIONAL BANK BUILDING

P. O. BOX 129

IDAHO FALLS, IDAHO 83401

TELEPHONE 523-0620

AREA CODE 208

ARTHUR W. HOLDEN (1877-1967)

WILLIAM S. HOLDEN
ROBERT B. HOLDEN
R. VERN KIDWELL
FRED J. HAHN
TERRY L. CRAPO
KENT W. FOSTER
ROBERT E. FARNAM

June 9, 1970

Department of Reclamation

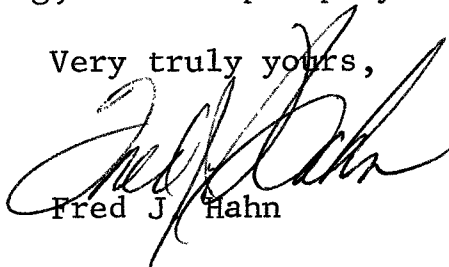
Mr. Donald W. McEldowney
Appropriation Supervisor
Department of Reclamation
Statehouse, Annex 2
Boise, Idaho 83707

Re: Water Permit No. 35-2888

Dear Mr. McEldowney:

Enclosed is the Notice of Existing Water Permit, and Authorization for Publication, which I have signed. Upon advice of your fee billing, we will promptly remit the same.

Very truly yours,



Fred J. Hahn

FJH:kj
encl.

cc- Stewart A. Wright, M.D.

35-2888
31922

RECEIVED

JUN 11 1970

NOTICE OF EXISTING WATER PERMIT

Department of Reclamation

Notice is hereby given that Stewart A. Wright, M.D., 1007
Medical Arts Bldg., Salt Lake City, Utah, has received an approved permit no.
G-31988/35-2888 issued by the Idaho State Reclamation Department auth-
orizing the diversion ~~storage~~ of 7.35 cubic feet per second ~~Atte/feet~~
~~1/4/1/4/4/4/4~~ of water from a groundwater source.
The priority to be established under this permit is July 10, 1964, and
the permit was approved July 10, 1964. Water is to be diverted by
well and overhead sprinkler from a point within the
center of the SW $\frac{1}{4}$ of Sec. 20, T. 3N, R. 36E, B.M., Bonneville County
to be used for
irrigation
in the SE $\frac{1}{4}$, Sec. 19; S $\frac{1}{2}$, Sec. 20; T. 3N, R. 36E, B.M.

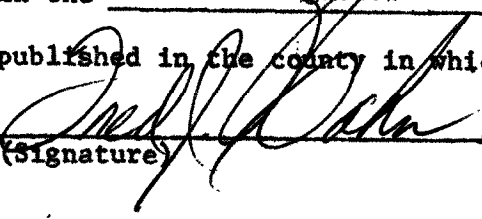
Proof of the application of the water to beneficial use is to be submitted to
the department on or before August 4, 1970. Any protests against the
issuance of the license for the above referenced permit should be filed with
the Department of Reclamation within ten (10) days of the last date of pub-
lication of this notice or prior to the licensing of the permit. Licensing
may commence prior to the date beneficial use proof is due without further
notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Post Register, Idaho Falls, Idaho, on
June 18 and June 25, 1970.

State Reclamation Engineer: Permit No. G-31988/35-2888

You are hereby authorized to have the attached notice published at my expense
in the Post Register of Idaho Falls, Idaho;
published in the county in which the works are situated.


(Signature)

P.O. Box 129, Idaho Falls, Idaho
(Address)

June 8, 1970
(Date)

35-2888

31988

June 5, 1970

CERTIFIED MAIL
Return Receipt Requested

Re: Permit No. G-31988 (New No. 35-2888)
Stewart A. Wright, M.D.

Mr. Fred J. Hahn
HOLDEN, HOLDEN, KIDWELL, HAHN & CRAPO
P.O. Box 129
Idaho Falls, Idaho 83401

Dear Mr. Hahn:

Enclosed please find an Order of Reinstatement reinstating the above referenced permit; you will note that the priority has not been reduced. We are also enclosing a notice that proof of beneficial use is due under this permit on or before August 4, 1970.

We are herewith forwarding the advertising authorization in connection with permit No. 35-2888. Whoever signs the authorization and returns it to the Department will be billed for the publishing of the legal notice.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:DR

Enc: Order of Reinstatement
B/U proof due notice
Advertising package
B/U proof affidavit

cc: Stewart A. Wright, M.D.
V. Melvin Brown

35-2888
71122

INSTRUCTIONS TO DELIVERING EMPLOYEE

- ☐ Show to whom, date, and address where delivered ☐ Deliver ONLY to addressee
(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in)

CERTIFIED NO.

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INCURRED NO.



DATE DELIVERED

SHOW WHERE DELIVERED (only if requested)

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE, \$300



INSTRUCTIONS: Show name and address below and complete instructions on other side, where applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article **RETURN RECEIPT REQUESTED**.

RETURN

TO

NAME OF SENDER

Department of Reclamation

STREET AND NO. OR P.O. BOX

Annex # 2 Statehouse

POST OFFICE, STATE, AND ZIP CODE

Boise, Idaho 83707

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Show to whom, date, and address where delivered ☐ Deliver ONLY to addressee
(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in)

CERTIFIED NO.

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

DATE DELIVERED

SHOW WHERE DELIVERED (only if requested)

JUN 8 - 1970

**POST OFFICE DEPARTMENT
OFFICIAL BUSINESS**

**PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE, \$300**

POSTMARK OF
DELIVERING OFFICE



INSTRUCTIONS: Show name and address below and complete instructions on other side, where applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article RETURN RECEIPT REQUESTED.

NAME OF SENDER

Department of Reclamation

Annex # 2 Statehouse

STREET AND NO. OR P.O. BOX

Boise, Idaho 83707

POST-OFFICE, STATE, AND ZIP CODE

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Show to whom, date, and
address where delivered ☐ Deliver ONLY
to addressee
(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO. _____ SIGNATURE OR NAME OF ADDRESSEE (*Must always be filled in*)

CERTIFIED NO. 1

INSURED NO. 2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

Stephen Galt

DATE DELIVERED

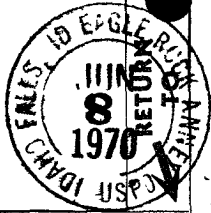
SHOW WHERE DELIVERED (*only if requested*)

3

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE, \$300

POST MARK OF
DELIVERING OFFICE



INSTRUCTIONS: Show name and address below and complete instructions on other side, where applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article **RETURN RECEIPT REQUESTED**.

NAME OF SENDER

STREET AND NO. OR P.O. BOX

POST OFFICE, STATE, AND ZIP CODE

June 5, 1970

Re: Permit No. G-31988 (New No. 35-2888)

Stewart A. Wright, M.D.
1007 Medical Arts Bldg.
Salt Lake City, Utah

Dear Dr. Wright:

One of the conditions of the approval of your permit no. G-31988/35-2888 was that proof of application of the water to beneficial use be submitted to this office on or before August 4, 1970.

Enclosed is an affidavit form which must be used to submit this proof. You may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code Amended.

Either the proof or a request for 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.



State Reclamation Engineer

Enc: Proof form

CERTIFIED MAIL:

Fred J. Hahn - No. 21951

Stewart A. Wright - No. 21952

V. Melvin Brown - No. 21953

35-2888

31988

WILLIAM S. HOLDEN
ROBERT B. HOLDEN
R. VERN KIDWELL
FRED J. HAHN
TERRY L. CRAPO
KENT W. FOSTER
ROBERT E. FARNAM

LAW OFFICES
HOLDEN, HOLDEN, KIDWELL, HAHN & CRAPO

IDAHO FIRST NATIONAL BANK BUILDING
P. O. BOX 129

IDAHO FALLS, IDAHO 83401

TELEPHONE 523-0620
AREA CODE 208

May 15, 1970

ARTHUR W. HOLDEN (1877-1967)

Department of Reclamation
107 Statehouse
Boise, Idaho 83701

Attention: Donald W. McEldowney

Re: Permit No. 31988

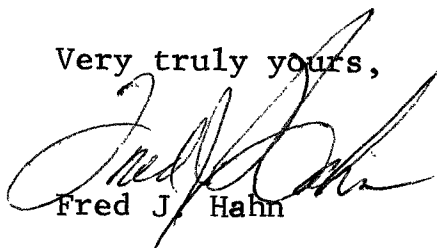
Gentlemen:

Confirming our phone conversation of Friday, May 15th, we wish to point out that the denial of the Application for Permit on the referenced permit would be improper and unequitable as coming within the statutory exception.

The original permit was filed under the agency name of Mel Brown and copies were requested of all papers in connection with the permit to be forwarded to Mr. Mel Brown. We are advised that he did not receive copies of recent correspondence concerning the final proof date and lapsing, which, had he received, would have resulted in the timely perfection of the Proof of Application of Water. He was the knowledgeable party having assisted in the original Application for Permit as well as the water developments. The Proof, as previously filed, shows the application of the water to beneficial use and denial of the same would be contrary to both equity and clear language of the statute.

In the event that you wish further verification of this, do not hesitate to request the same.

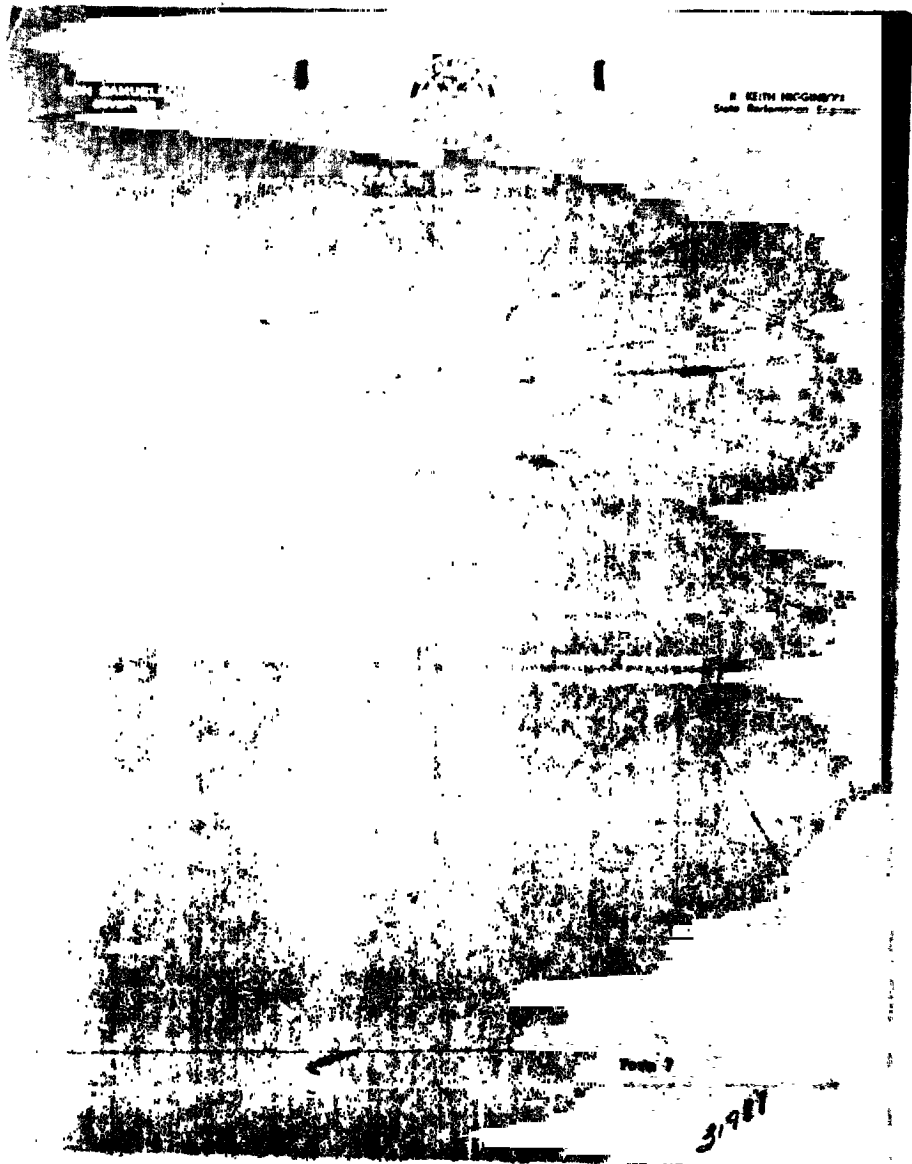
Very truly yours,


Fred J. Hahn

FJH:kj

35-1888

31988



DURATION OF EXISTING WATER PERMIT

_____, Robert A. Wright, M.D., 1007 Medical Arts Bldg.,
_____, has received an approved permit no. _____

issued by the Idaho State Reclamation Department authorizing the
_____, of _____ cubic feet per second _____
groundwater source

to all water rights. The priority to be established under this permit is
_____ and the permit was approved _____ July 10, 1964.

water is to be directed _____ well with overhead sprinkler
_____ of _____

_____ will with overhead sprinkler
_____ of _____

_____ of _____

_____ of _____

_____ of _____

_____ of _____

_____ of _____

_____ of _____

_____ of _____

_____ of _____

_____ of _____

_____ of _____

_____ of _____

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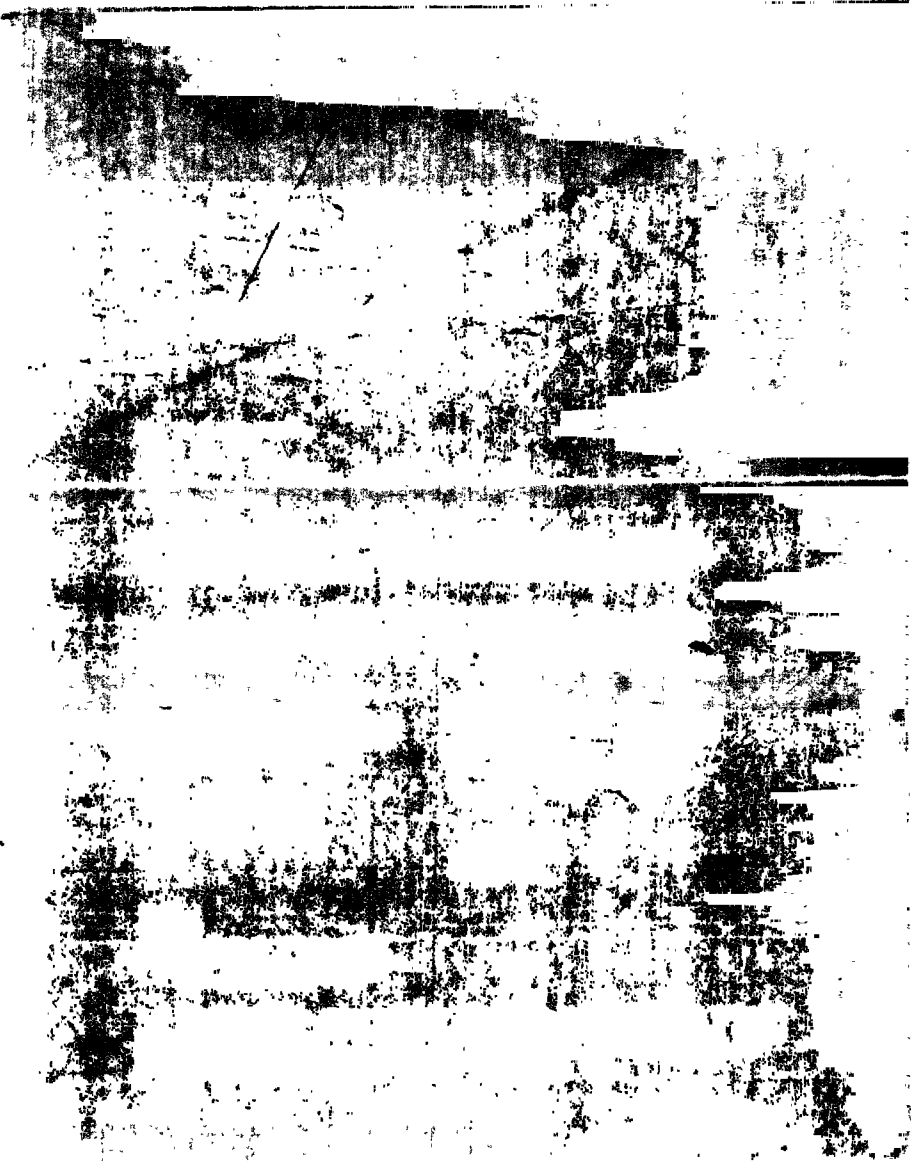
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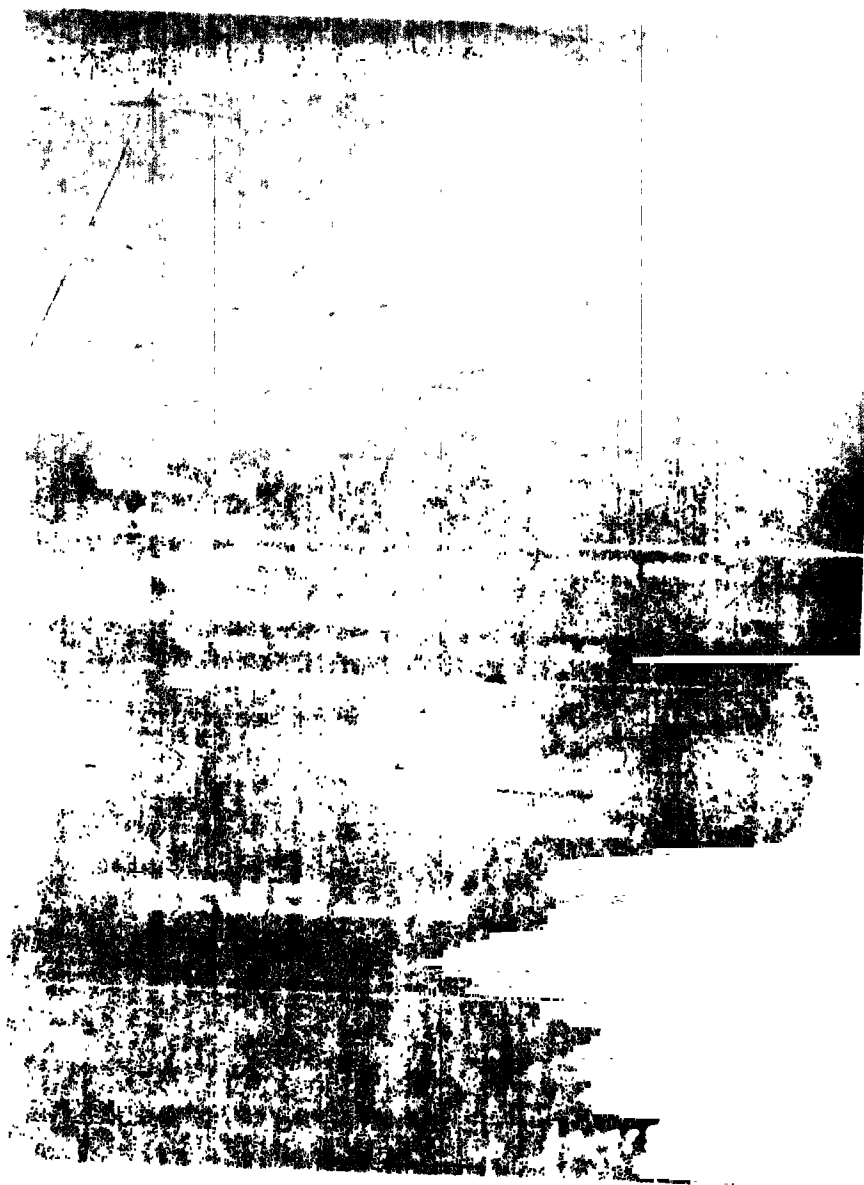
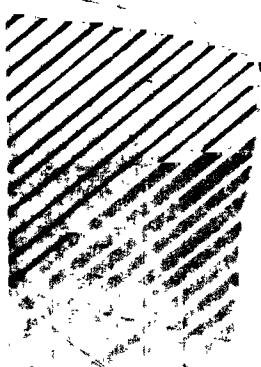
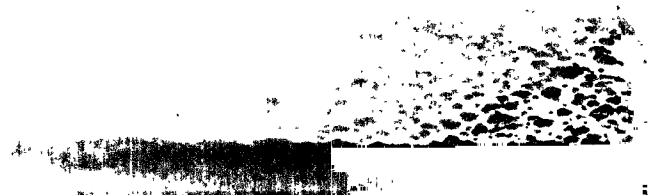
D. KATH HODGSON
State Reclamation Engineer

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- Form No. 1

E. TAPPAN
Marketing Director