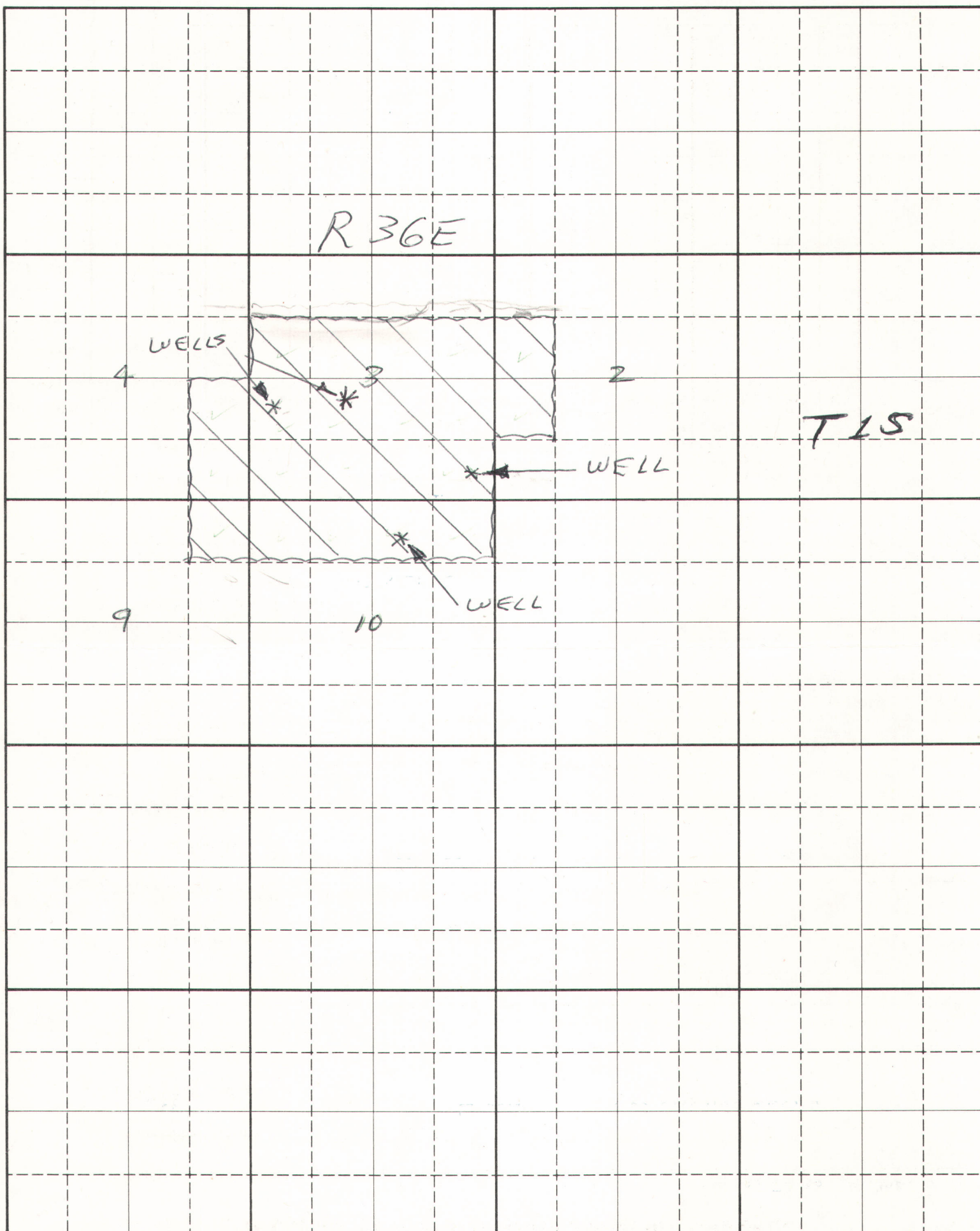




SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.

APPROVED

August 27, 1968

Re: Permit No. G-32226

Gerald E. Stolworthy & Sons, Inc.
Route 1, Box 178
Firth, Idaho 83236

Gentlemen:

It appearing to the State Reclamation Engineer that the terms and conditions of Permit G-32226 to appropriate the public waters of the State of Idaho, have not been complied with as to failure to submit licensing fee of \$47.00 (see copy of our letter of July 7, 1968)

you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended, said permit is hereby held for cancellation, and you are required to show cause before the State Reclamation Engineer on or before October 7, 1968 why said permit should not be cancelled.

Permit G-32226 claims the use of 11.93 cubic feet per second of water. The point of diversion was to be located SE1/4SE1/4; NW1/4SW1/4, Sec. 3, T. 1 S., R. 36 E., B. M., Bingham County

and the permit was approved February 12, 1965.

State Reclamation Engineer

Enc: Our 7-11-68 letter

*With hold Action
been paid 9-5-1968*

32226

32226

**NOTICE OF CORRECTION OF
LEGAL NOTICE PUBLISHED
UNDER THE PROVISIONS OF
SECTIONS 42-214, 42-217, IDAHO
CODE**

Notice is hereby given that the legal notice printed in the Shelley Pioneer on April 1, 8 and 15, 1965, showing that Gerald E. Stolorthy & Son, Inc., Route 1, Box 178, Firth, Idaho, was to make proof of completion of works and application of water to beneficial use April 19, 1965, on Permit No. G-32226 was in error and the point of diversion was given as NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3, T. 1 S, R. 36 E, B.M., Bingham County, and the place of use was given as Lot 4, the SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 2; Lot 1, Lot 2, S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$, Sec. 3; NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4; NW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 10, all in T. 1 S., R. 36 E, B.M.; whereas, the actual points of diversion are NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3, T. 1 S, R. 36 E, B.M. and the actual place of use is SW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3; SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 2; NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4; NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 9; NW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$

$\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 10, T. 1 S, R. 36 E, B.M., totaling 638 acres.

That any protests against the approval of the depositions made April 19, 1965, must be filed in the Department of Reclamation, at Boise, Idaho, within forty (40) days from the date of this notice, and such protest shall state the name and address of the protestant, and shall clearly set forth his objection to the approval of said proof of completion of works and beneficial use of water.

Dated this 26th day of March, 1968.

R. KEITH HIGGINSON,
State Reclamation Engineer
Date of First Publication April 4, 1968; Date of Last Publication April 11, 1968. Last Date to Protest May 7 1968

\$ 500 fee reg.

RECEIVED
MAR 25 1968
Department of Reclamation

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
APPLICATION FOR AMENDMENT

Permit No. G-32226

Comes now Gerald E. Stolworthy

and represents to the State Reclamation Engineer of the State of Idaho:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-32226, and requests that the permit be changed as follows:

1. Place of use or land to be irrigated: SW $\frac{1}{4}$ NW $\frac{1}{4}$, 29 acres, SE $\frac{1}{4}$ NW $\frac{1}{4}$ 31 acres, SW $\frac{1}{4}$ NE $\frac{1}{4}$ 23 acres, SE $\frac{1}{4}$ NE $\frac{1}{4}$ 23 acres, NW $\frac{1}{4}$ SW $\frac{1}{4}$ 25 acres, NE $\frac{1}{4}$ SW $\frac{1}{4}$ 37 acres, SW $\frac{1}{4}$ SW $\frac{1}{4}$ 39 acres, SE $\frac{1}{4}$ SW $\frac{1}{4}$ 39 acres, NW $\frac{1}{4}$ SE $\frac{1}{4}$ 39 acres, NE $\frac{1}{4}$ SE $\frac{1}{4}$ 38 acres, SW $\frac{1}{4}$ SE $\frac{1}{4}$ 40 acres, SE $\frac{1}{4}$ SE $\frac{1}{4}$ 37 acres, sec. 3; SW $\frac{1}{4}$ NW $\frac{1}{4}$ 31 acres, NW $\frac{1}{4}$ SW $\frac{1}{4}$ 36 acres, sec. 2; NE $\frac{1}{4}$ SE $\frac{1}{4}$ 13 acres, SE $\frac{1}{4}$ SE $\frac{1}{4}$ 31 acres, sec. 4; NE $\frac{1}{4}$ NE $\frac{1}{4}$ 17 acres, sec. 9; NW $\frac{1}{4}$ NW $\frac{1}{4}$ 28 acres, NE $\frac{1}{4}$ NW $\frac{1}{4}$ 36 acres, NW $\frac{1}{4}$ NE $\frac{1}{4}$ 30 acres, NE $\frac{1}{4}$ NE $\frac{1}{4}$ 16 acres, sec. 10, T. 1 S., R. 36 E., B.M.
2. Point of diversion: NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3, T. 1 S., R. 36 E., B.M.
- Other points of diversion SE $\frac{1}{4}$ SE $\frac{1}{4}$, sec. 3, T. 1 S., R. 36 E., B.M.

3. Period and nature of use:

- For _____ purposes from _____ to _____ (both dates incl.)
- For _____ purposes from _____ to _____ (both dates incl.)
- For _____ purposes from _____ to _____ (both dates incl.)

4. Other: _____

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

Signed at Shelley, Idaho this 12 day of March, 19 68

Gerald Stolworthy
(signature)

Date of receipt at office of Department of Reclamation March 25, 19 68.

ACTION OF STATE RECLAMATION ENGINEER

I, R. KEITH HIGGINSON, State Reclamation Engineer of the State of Idaho, hereby approve the above application for amendment for Permit No. G-32226.

Witness my hand this 25th day of March, 19 68.

R. Keith Higgins
State Reclamation Engineer

32226

R 36 E

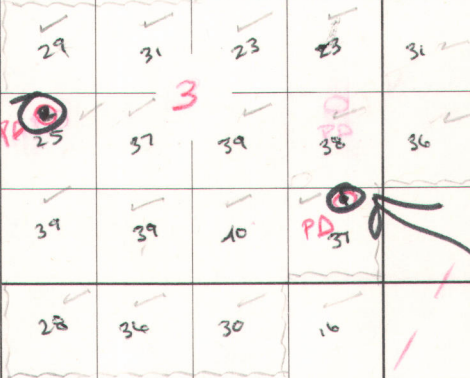
T

I

S

P.D.

4



3

P.D.

P.D.

13 7

18 8

18 6

12 7

638 ACRES

9

10

U.S. High.

15

AREA -

638 ACRES

SUBD -

21 ACRES

Q -

11.93 c.f.s.

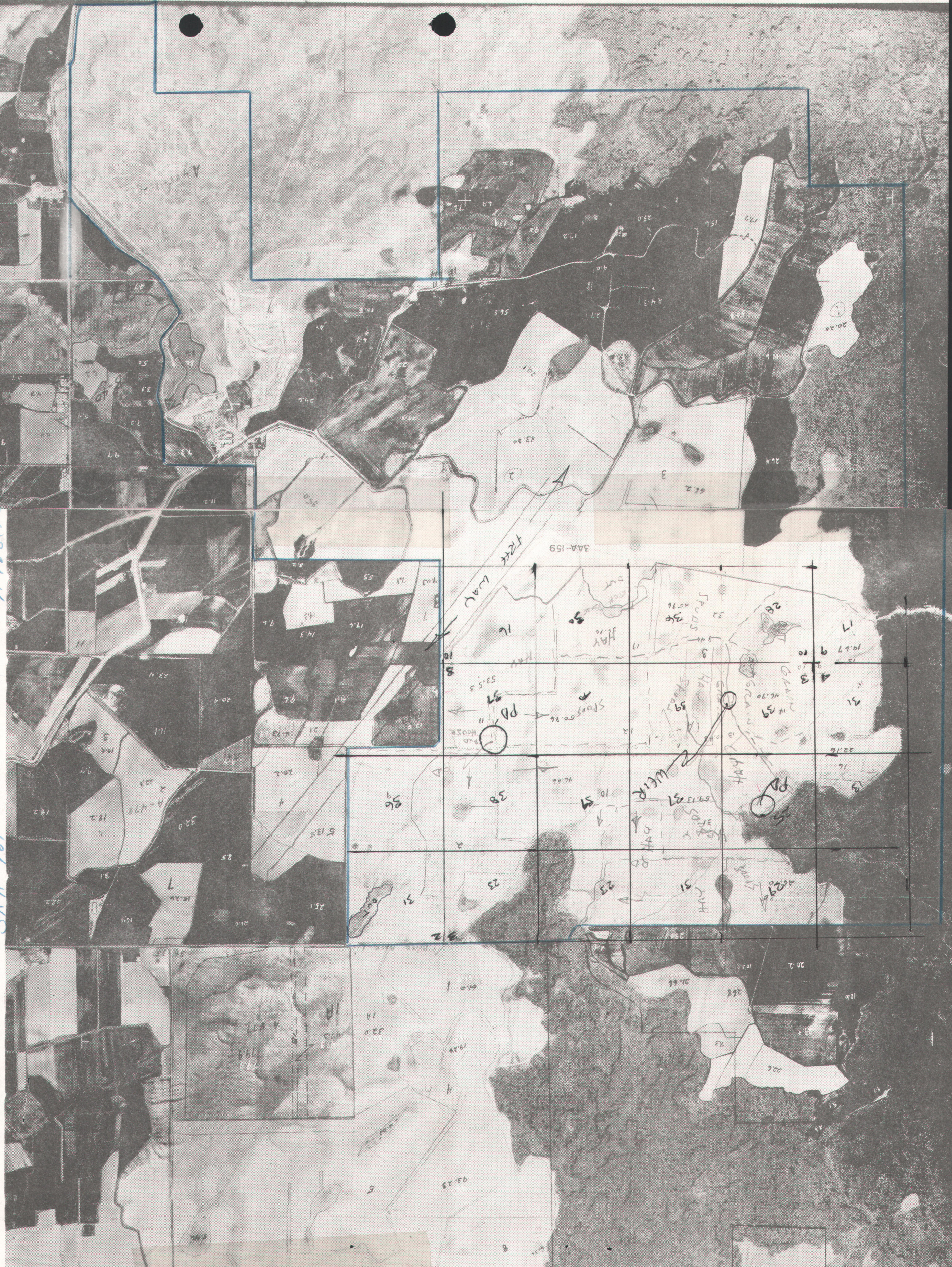
A-488-(1-2)

3AA-159

382224

A 488(1-

3AA 161



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

Permit No. G-32226

This proof is for C/w & B/U

In Water District No.

1. Name of applicant Gerald E. Stolworthy

2. Source of water supply: subterranean

3. Location of point of diversion: Is in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ & NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 3

T. 1 S R. 36 E County of Bingham

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

PD #1 300 HP US ELEC MOTOR # 228666, JOHNSTON VERT TURBINE PUMP # JR 5095, 14" DISCHARGE 16' INTO CONCRETE DIVERSION WORKS PD #2 250 HP US ELEC MOTOR # 246575 JOHNSTON VERT TURBINE PUMP # JS 4829, 12" DISCHARGE 6' - GATE VALVE - 24' OPEN DISCHARGE - FARM DITCH, 10" DISCHARGE N - 9-50' SEC CONCRETE DITCH.

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):

W $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 2; E $\frac{1}{2}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 3; E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 4; NW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 10, T. 1 S, R. 36 E, B.M.

(NOTE) - WATER BEING USED NENE SEC 9 NENE SEC 10

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

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

Remarks: MR DALE NELSON FARMING THE PLACE

NOTE PUMP CAPACITY OF 4200 gpm @ APPROX 155' BOTH #1 & #2. RECTANGLE WEIR C=19 $\frac{3}{4}$, H=9 $\frac{3}{4}$ " Q=3.63 cfs.

PD #1 CURRENT METER USED: Q - EAST = 1.94 cfs.

Q - SOUTH = 1.72 cfs

PD #2 SPORLING METER USED 1) NORTH DISCHARGE = 10.70 cfs.

2) WEST DISCHARGE = 3.57 cfs.

11.93 cfs.

This examination was made on the 21 ST day of Sept, 1967.

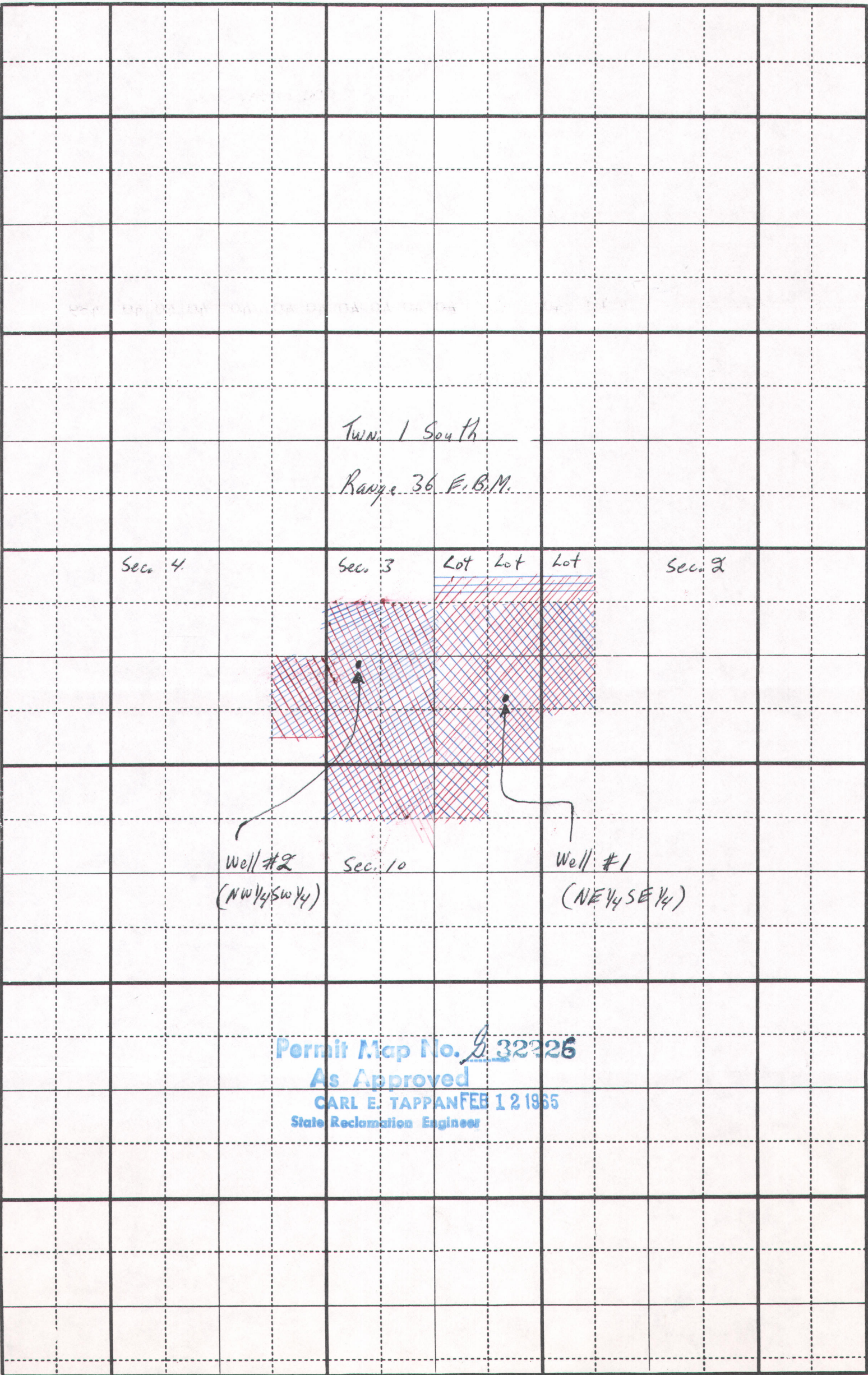
(Signed) D R Examiner.

32226

Adv OK
plat -

NAME OF APPLICANT Gerald E. Stolworthy + Son Inc.

Form No. 0



Permit Map No. 32226
As Approved
CARL E. TAPPAN FEB 12 1965
State Reclamation Engineer

SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

32226

NOTICE OF PROOF OF
COMPLETION OF WORKS

AND

APPLICATION OF WATER TO
BENEFICIAL USE

Notice is hereby given that at 8:00 a.m., on the 19th day of April 1965, at Shelley, County of Bingham, State of Idaho, before Alva A. Harris, Nortary Public, at (address) 210 S. State St., proof will be submitted of the completion of works for the diversion of 15.08 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-32226, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and post office address of the person or corporation holding said permit is Gerald E. Stolworthy & Son, Inc. Route 1, Box 178, Firth, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 15.08 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 15.08 cubic feet per second.

4. The points of diversion of said water is NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ and the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 3, Twp. 1 S. Rge. 36 E.B.M., Bingham County, Idaho.

5. The place where said water is used is Lot 4, the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$, the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ in Sec. 2; Lot 1, Lot 2, the S $\frac{1}{2}$ of the NE $\frac{1}{4}$, the S $\frac{1}{2}$ of the NW $\frac{1}{4}$, and the S $\frac{1}{2}$ of Sec. 3; the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ and the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Sec. 4, and the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ and the N $\frac{1}{2}$ of the NW $\frac{1}{4}$ of Sec. 10, all in Twp. 1 S., Rge. 36, E.B.M.,

6. The date of priority which said user is prepared to establish is Feb. 10, 1965.

s CARL E. TAPPAN
State Reclamation Engineer

NOTICE OF PROOF OF
COMPLETION OF WORKS

AND

APPLICATION OF WATER TO
BENEFICIAL USE

Notice is hereby given that at 8:00 a.m., on the 3rd day of April 1965, at Shelley, County of Bingham, State of Idaho, before Alva A. Harris, Nortary Public, at (address) 210 S. State St., proof will be submitted of the completion of works for the diversion of 15.08 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-32226, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and post office address of the person or corporation holding said permit is Gerald E. Stolworthy & Son, Inc. Route 1, Box 178, Firth, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 15.08 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 15.08 cubic feet per second.

4. The point diversion of said water is NE $\frac{1}{4}$ and the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 3, Twp. 1 S. Rge. 36 E.B.M., Bingham County, Idaho.

5. The place where said is used is Lot 4, the SW $\frac{1}{4}$, and of the NW $\frac{1}{4}$ and the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ and the of the SW $\frac{1}{4}$ in Sec. 2; Lot 1, Lot 2, the S onehalf of the NE $\frac{1}{4}$, the S onehalf of the NW $\frac{1}{4}$, and the S onehalf of Sec. 3; the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ and the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Sec. 4; and the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ and the N onehalf of the NW $\frac{1}{4}$ of Sec. 10, all in Twp. 1 S., Rge. 36, E.B.M.

6. The date of priority which said user is prepared to establish is Feb. 10, 1965.

s CARL E. TAPPAN
State Reclamation Engineer

Canceled copy

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

APPROVED

APPLICATION FOR TRANSFER OF WATER RIGHT

To Change the Point of Diversion and/or the Place of Use

523-1932

523-9622

1. Name of Right Holder Gerald E. Stolworthy & Son, Inc.

Post office address 2865 East Morningside, Idaho Falls, Idaho 83401

2. Right obtained by:

a. Decree to in Case of

(Name)

vs. , Dated in

(Name of Court)

Court. County of

b. License No. G32226/ 35-2759

issued by the State of Idaho, Department of Reclamation.

3. Source of water groundwater tributary to - - - -

(Name of stream or source)

4. Date of Priority February 10, 1965

5. Amount of water a. 11.93 c.f.s. and/or

b. acre feet/annum

6. Water is used for Irrigation from Apr. 1 to Nov. 1

(Month, Day) (Month, Day)

7. Original location of point of diversion is NW 1/4 SW 1/4 of Section 3

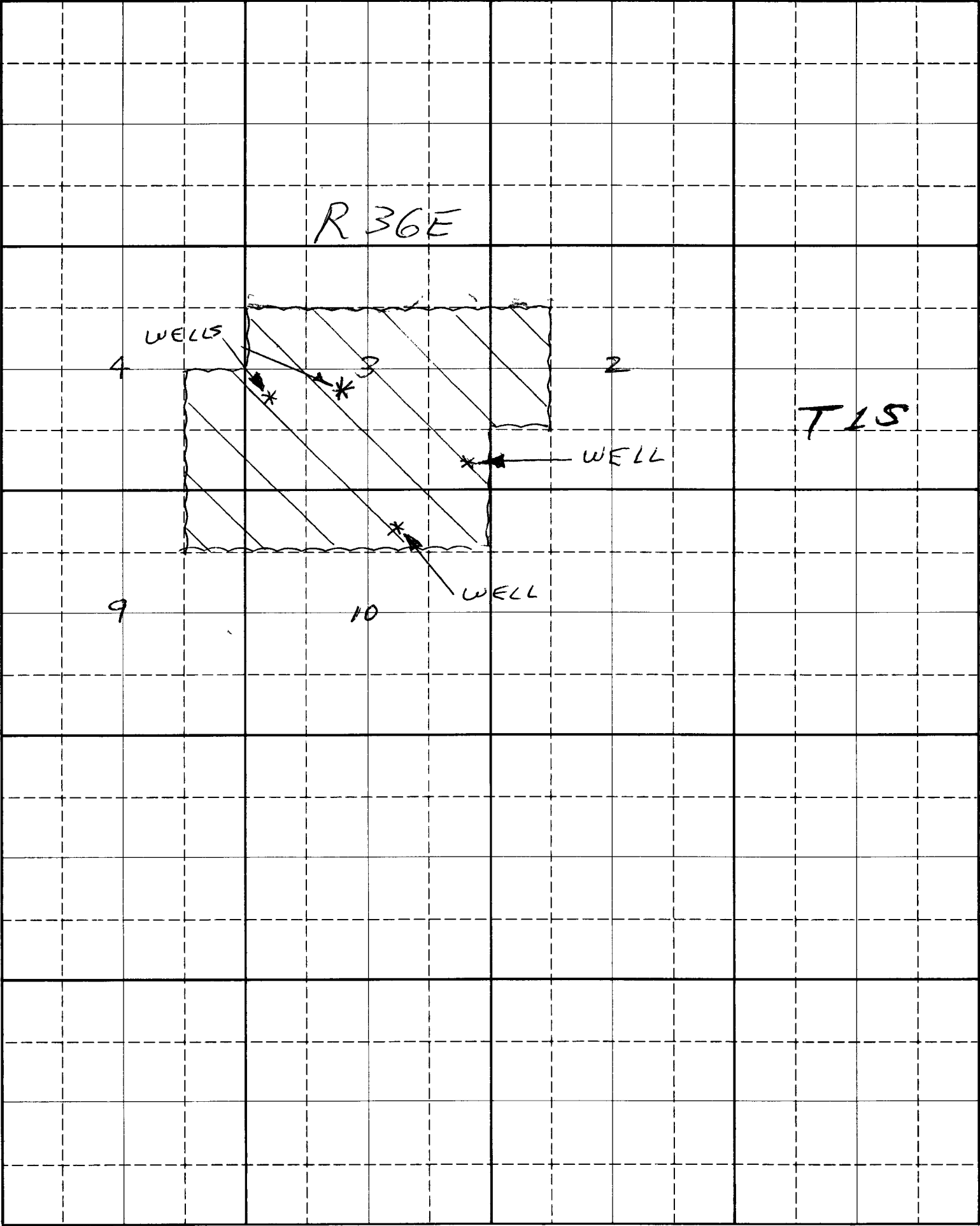
Township 1S , Range 36E , B.M., in Bingham County;

Additional points of diversion, if any SE 1/4, Sec. 3, T. 1S, R. 36E, B.M.

8. Lands presently irrigated or place of use:

TWP.	RANGE	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	
1S	36E	2							31			36							67
"	"	3			23	23			29	31	37	25	39	39	38	39	40	37	400
"	"	4													13			31	44
"	"	9	17																17
"	"	10	16	30			36	28											110

Total number of acres presently irrigated 638



SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.

9. If applicant was not the original holder of this right explain how it was acquired: _____
Applicant is the original license holder.

10. CHANGE IN POINT OF DIVERSION

- a. Quantity to be diverted at new point: 11.93 c.f.s. and/or - - - - acre feet
- b. New point of diversion: NW 1/4 NE 1/4, Section 10, Township 1S
36E NE 1/4 SW 1/4, NW 1/4 SW 1/4, SE 1/4 SE 1/4, Sec. 3, T. 1S, R. 36E, B.M.
- c. Description of method of diversion and conveyance from new points of diversion: Adding new wells as the sprinkler system is being changed to circular wheel move.

- d. Is water to be conveyed to the lands previously irrigated? Yes X No _____
If not, the place of use should be changed below.
- e. Describe the reasons for applying for a change in the point of diversion:
Change from mainline lateral system to circular wheel move system.

- f. Do you intend to make the transfer permanent? Yes
- g. Do you intend to abandon completely the old point of diversion? No, only adding additional wells. Old wells will still be used.
- h. Indicate on the above plat the new point of diversion and lands to be irrigated.

11. CHANGE IN PLACE OF USE NO CHANGE

- a. Describe the new lands on which you wish to use your right.

TWP.	RANGE	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	

Total number of acres to be irrigated _____

- b. Do you intend to make the transfer permanent?_____
- c. Are you completely abandoning the lands previously irrigated by this right? If not, explain your plans:

- d. Describe any other water rights that you claim for the new ground upon which you wish to transfer this right:_____

- e. Indicate on the above plat the new land to be irrigated and the point of diversion.

I hereby assert that no one will be injured by such transfer and that the change will be made at my own risk. The information contained in this application is true to the best of my knowledge.

David Stolorow & Son Inc.
David Stolorow Pres.
David Stolorow (signature of applicant)

Subscribed and sworn to before me this 3rd day of DECEMBER, 19 73

Norman C. Young
(notary public)

My commission expires 6/10/75.

**ACTION OF STATE RECLAMATION ENGINEER
AND CERTIFICATE OF TRANSFER**

This is to certify that I have examined Application for Transfer of Water Rights No. 35-2759,
and said application is hereby APPROVED.

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

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 3/ day of January, 19 74.

R. Keith Higin
Director ~~State Reclamation Engineer~~
Idaho Dept. of Water Administration

FOR DEPARTMENT USE ONLY

Received by <u>MB</u>	Date <u>12/3/73</u>	Protest filed by:	Date
Prelim. check by <u>DC</u>	Date <u>1/3/74</u>	_____	_____
Fee received by <u>MB</u>	Date <u>12/3/73</u>	_____	_____
	Fee \$ <u>30.00</u>	_____	_____
	# <u>12641</u>	_____	_____
Approved for publication by <u>CB</u>	Date <u>1/21/74</u>	_____	_____
Published in <u>Blackfoot Press</u>	Dates <u>1/10 + 1/17/74</u>	_____	_____
Hearing held _____		_____	_____
Watermaster Recommendation sent <u>N.A.</u>			

AFFIDAVIT of PUBLICATION

County of Bingham

State of Idaho

} ss.

I, David Mark Brown do solemnly

Publisher

swear that I am the 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 10th day of January 19 74

and the last publication having been made on the
... 17th ... day of ... January ... 19 74 ...; 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.

Subscribed and sworn to before me this 18th

day of January 19 74

Patricia A. Johnson

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

NOTICE OF PROPOSED CHANGE OF WATER RIGHT NO. 35-2759

Notice is hereby given that
Gerald E. Stolworthy & Son,
Inc., 2865 East Morningside,
Idaho Falls, Idaho, has applied
to the Department of Water
Administration for a change of
the point of diversion from a
ground-water source of License
No. 35-2759. The right is
recorded as follows:

Amount: 11.93 cfs; Priority:
February 10, 1965; Points of
diversion: NW 1/4 SW 1/4,
SE 1/4 SE 1/4, Sec. 3, T. 1S, R. 36E,
B.M. Bingham County;

The water is used for the
irrigation of 638 acres within
the SW 1/4 NW 1/4, NW 1/4 SW 1/4,
Sec. 2; S 1/2 NW 1/4, S 1/2 NE 1/4, S 1/2
Sec. 3; E 1/2 SE 1/4, Sec. 4;
NE 1/4 NE 1/4, Sec. 9; N 1/2 NE 1/4,
N 1/2 NW 1/4, Sec. 10, T. 1S, R. 36E,
B.M.

TO BE CHANGED AS FOLLOWS:

Water will be diverted within
the NW 1/4 NE 1/4, Sec. 10;
NE 1/4 SW 1/4, NW 1/4 SW 1/4,
SE 1/4 SE 1/4, Sec. 3, T. 1S, R. 36E,
B.M.

Any protest against approval
of the above proposed change of
water right must be filed with
the Idaho Department of Water
Administration, 1515 Lincoln
Road, Idaho Falls, Idaho 83401,
on or before January 28, 1974.

R. KEITH HIGGINSON
Director

(3666)

Pub.: 1-10, 17

45
CB

WATER LICENSE

Water License No. G-32226 Priority February 10, 1965 Amount 11.93 c.f.s.

THIS IS TO CERTIFY, that Gerald E. Stolworthy & Son, Inc. of Firth, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated February 10, 1965; that Permit G-32226 was issued pursuant to said application; that the proposed works were completed on or about 1961, with a storage or carrying capacity of 11.93 c.f.s., said works consisting of 2 wells, 2 pumps, 2 motors, earth and concrete ditches; and that on April 19, 1965 proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 2233 acre feet per season, with a maximum rate of diversion of 11.93 cubic feet per second of the waters of 2 wells, tributary of subterranean flow, for the purpose of irrigation from April 1st to November 1st; and for from to; and for from to; and that the use of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is located in NW 1/4 SW 1/4, Sec. 3, T. 1 S., R. 36 E, B.M., and other additional points SE 1/4 SE 1/4 Sec. 3, Township 1 South, Range 36 East, B.M., in the County of Bingham; and that the amount of water to which such right is entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes and shall not exceed 2233 acre feet per year.

Description and location of place of use:

TWP.	RANGE	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 S	36E	2							31				36						67
		3			23	23			29	31	37	25	39	39	38	39	40	37	400
		4													13			31	44
		9	17																17
		10	16	30			36	28											110

Total number of acres irrigated 638

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

Witness the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 9th day of September, 1968. Deputy State Reclamation Engineer

Deputy State Reclamation Engineer

32226

APPLICATION FOR PERMIT 35-2759 To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 40373
Permit No. G- 32226
District No.

1. Name of Applicant: **Gerald E. Stolworthy & Son, Inc.**
Postoffice address: **R.1, Box 178, Firth** County: **Bingham** State: **Idaho**
2. Quantity of water claimed: **15.08 C.F.S. or 754 miner's inches**
(a) Rate of withdrawal in cubic feet per second or Idaho
Miners' inches or gallons per minute
(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) NE $\frac{1}{4}$ SE $\frac{1}{4}$**
(2) NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 3
Twp. 1 S, Rge. 36 E., B.M., County of Bingham
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 $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
(b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: **Pump, Column, Motor, Cement Boxes, surface irrigation canal diversion works**
8. Estimated cost of works: \$ **Well #1, \$23,000.00 - Well #2 - \$17,000.00**
9. (a) Is reservoir to be used? **no**
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is **five**
years (Wells in use and water beneficially diverted since 1961.)
11. If applicant is a corporation, give:
I. (a) Date and place of incorporation: **January __, 1965.**
(b) Amount of capital stock: **\$500,000.00** (c) Amount paid in: **\$ Over \$250,000.00**
(d) Names and addresses of directors: **Gerald E. Stolworthy, Margaret Stolworthy, Gerald Brent Stolworthy, all of Firth, Route 1, Box 178, Idaho.**
II. The financial resources of the applicant are (a) Cash on hand: **\$10,000.00**
(b) Treasury stock: **\$250,000.00** (c) Bonds to be issued: **None**
(d) Other resources: **Real property - over 5,900 acres deeded ground**
12. The land to be irrigated is described in the following tabulation:
13. 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) (cubic feet per second, inches or gallons per minute) is for new lands.

Water from each well is capable of running through the complete canal system to all other pieces of ground which are cultivated. The 2 well irrigation system is one complete unit.

BE IT KNOWN THAT The undersigned hereby makes appli cation for permit to appropriate the public waters of the State of Idaho as herein set forth.

s/ Gerald Stolworthy *Applicant.*
President of
By Gerald E. Stolworthy & Son, Inc. *Agent.*

Date of first receipt at Department of Reclamation: 8:00 A.M. February 10, 1965

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 32226

Recorded in Book 113 Page 32226 Approved February 12, 1965

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before _____ and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before **August 12, 1967**

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before **February 12, 1970**

Witness my hand this 12th day of February, 1965 s/ CARL E. TAPPAN
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLIE, Governor of the State of Idaho,
and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 12th
day of February, 19 65

Countersigned:

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS
Secretary of State.

By s/ ROBERT E. SMYLLIE
Governor

12.

[illegible]

APPLICATION FOR AMENDMENT ✓

Comes now Gerald E. Stolworthy and represents to the State Reclamation Engineer of the State of Idaho,

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-32226 and requests that the permit be changed as follows:

1. Place of use or land to be irrigated:

SW $\frac{1}{4}$ NW $\frac{1}{4}$, 29 acres; SE $\frac{1}{4}$ NW $\frac{1}{4}$, 31 acres; SW $\frac{1}{4}$ NE $\frac{1}{4}$, 23 acres; SE $\frac{1}{4}$ NE $\frac{1}{4}$, 23 acres; NW $\frac{1}{4}$ SW $\frac{1}{4}$, 25 acres; NE $\frac{1}{4}$ SW $\frac{1}{4}$, 37 acres; SW $\frac{1}{4}$ SW $\frac{1}{4}$, 39 acres; SE $\frac{1}{4}$ SW $\frac{1}{4}$, 39 acres; NW $\frac{1}{4}$ SE $\frac{1}{4}$, 39 acres; NE $\frac{1}{4}$ SE $\frac{1}{4}$, 38 acres; SW $\frac{1}{4}$ SE $\frac{1}{4}$, 40 acres; SE $\frac{1}{4}$ SE $\frac{1}{4}$, 37 acres; Section 3; SW $\frac{1}{4}$ NW $\frac{1}{4}$, 31 acres, NW $\frac{1}{4}$ SW $\frac{1}{4}$, 36 acres; Section 2; NE $\frac{1}{4}$ SE $\frac{1}{4}$, 13 acres; SE $\frac{1}{4}$ SE $\frac{1}{4}$, 31 acres; Section 4; NE $\frac{1}{4}$ NE $\frac{1}{4}$, 17 acres; Section 9; NW $\frac{1}{4}$ NW $\frac{1}{4}$, 28 acres, NE $\frac{1}{4}$ NW $\frac{1}{4}$, 36 acres; NW $\frac{1}{4}$ NE $\frac{1}{4}$, 30 acres; NE $\frac{1}{4}$ NE $\frac{1}{4}$, 16 acres, Section 10, Township 1 South, Range 36 East, B.M.

2. Point of diversion: NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 3, T 1 S., R 36 E., B.M.

Other points of diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 3, T 1 S., R 36 E., B.M.

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

Signed at Shelley, Idaho this 12th day of March, 1968.

/s/ GERALD STOLWORTHY

Date of receipt at office of Department of Reclamation: March 25, 1968.

ACTION OF STATE RECLAMATION ENGINEER

I, R. Keith Higginson, State Reclamation Engineer of the State of Idaho, hereby approve the above application for amendment for Permit No. G-32226.

Witness my hand this 25th day of March, 1968.

/s/ R. KEITH HIGGINSON
State Reclamation Engineer

LICENSE ISSUED FOR 11.93 SEC. FI.
LICENSE PAGE NO. 32226

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
STATE OFFICE



Cecil D. Andrus
Governor

R. Keith Higginson
Director

614 State Street
Statehouse — Annex 2
Boise, Idaho 83720
(208) 384-2215

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

February 1, 1974

Re: Transfer No. 35-2759

Gerald E. Stolworthy & Sons, Inc.
2865 East Morningside
Idaho Falls, Idaho 83401

Gentlemen:

Enclosed is a copy of your approved Application for Transfer of Water Right No. 35-2759. 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 transfer. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/bjg

Enclosures

cc: Eastern District Office - IDWA

35 2759

INTER-DEPARTMENT MEMO — 1

FROM Norm

TO Bob Fleenor

SUBJECT Transfer No. 35-2759

RECEIVED
January 28, 1974

29 1974
Department of Water Administration

I recommend that this transfer be approved under the condition that a measuring device be required. It appears to only be a re-location of the well and a change in the sprinkler system, but does not appear to be expanding.

NCY

SIGNATURE

35 2759

XXXXXXXXXXXXXXXXXXXXX 1515 Lincoln Road

January 4, 1974

RE: Application for Transfer No. 35-2759 - Stolworthy

The Blackfoot News
P.O. Box 70
Blackfoot, Idaho 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 ample 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. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:cb

Enc: Legal Notice (1)

Bill submitted 1-21-74 by MB

35 2759

**NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
NO. 35-2759**

MB

Notice is hereby given that Gerald E. Stolworthy & Son, Inc., 2865 East Morningside, Idaho Falls, Idaho, has applied to the Department of Water Administration for a change of the point of diversion from a ground-water source of License No. 35-2759. The right is recorded as follows:

Amount: 11.93 cfs; Priority: February 10, 1965; Points of diversion: NW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3, T. 1S, R. 36E, B.M. Bingham County;

The water is used for the irrigation of 638 acres within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 2; S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$, Sec. 3; E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 4; NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 9; N $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 10, T. 1S, R. 36E, B.M.

TO BE CHANGED AS
FOLLOWS:

Water will be diverted within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 10; NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3, T. 1S, R. 36E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho 83401, on or before January 28, 1974.

R. KEITH HIGGINSON
Director

(3666)

Pub.: 1-10, 17

35 2759

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 35-2759

Notice is hereby given that Gerald E. Stolworthy & Son, Inc., 2865 East Morningside, Idaho Falls, Idaho, has applied to the Department of Water Administration for a change of the point of diversion from a ground-water source of License No. 35-2759. The right is recorded as follows:

Amount: 11.93 cfs

Priority: February 10, 1965

Points of diversion: NW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3, T. 1S, R. 36E, B.M.
Bingham County;

The water is used for the irrigation of 133 acres within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3, T. 1S, R. 36E, B.M. S $\frac{1}{2}$ NE $\frac{1}{4}$
S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$, Sec. 3; E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 4; NE $\frac{1}{4}$ $\frac{1}{4}$, Sec. 9; N $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 10, T. 1S, R. 36E, B.M.

TO BE CHANGED AS FOLLOWS

Wat. diverted within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 10; SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3, T. 1S, R. 36E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho 83401, on or before January 28, 1974.

R. KEITH HIGGINSON

Director

Published in the Blackfoot News, Blackfoot, Idaho on January 10 and January 17, 1974.

25 2759

Called 1/8/74 MB

OB-2
MB-2
CB-A

September 9, 1968

Re: Permit No. G-32226

Gerald E. Stolworthy & Sons, Inc.
Route 1, Box 178
Firth, Idaho 83236

Dear Sirs:

Enclosed herewith is your Water License on the above
numbered permit.

Also enclosed is departmental receipt No. 2045 in the
amount of \$47.00 covering the fees.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kh

Enclosures

32226

ALVA A. HARRIS
DAVID S. COOK

HARRIS & COOK
ATTORNEYS AT LAW
171 SOUTH EMERSON STREET
SHELLEY, IDAHO 83274

TELEPHONE 357-3448
AREA CODE 208

September 3, 1968

Mr. R. Keith Higginson
State Reclamation Engineer
Department of Reclamation
107 State House
Boise, Idaho 83701

Re: Permit No. G-32226
Gerald E. Stolworthy & Sons, Inc.
Route 1, Box 178
Firth, Idaho

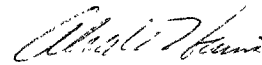
Dear Mr. Higginson:

Through pressure of current farm operations and inadvertence Mr. Stolworthy neglected to forward the required license fee of \$47.00. The original request, when received, was inadvertently laid aside, so he appreciated your reminder. Enclosed you will find his remittance to pay the obligation.

I trust that this will satisfy all requirements and will not make it necessary for him to proceed any further in showing cause as to why he should not receive his license.

Respectfully yours,

HARRIS & COOK



Alva A. Harris

rn

Encl. - Check - \$47.00

32226

August 27, 1968

Re: Permit No. G-32226

Gerald EE Stolworthy & Sons, Inc.
Route 1, Box 178
Firth, Idaho 83236

Gentlemen:

It appearing to the State Reclamation Engineer that the terms and conditions of Permit G-32226 to appropriate the public waters of the State of Idaho, have not been complied with as to failure to submit licensing fee of \$47.00 (see copy of our letter of July 7, 1968)

you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended, said permit is hereby held for cancellation, and you are required to show cause before the State Reclamation Engineer on or before October 7, 1968 why said permit should not be cancelled.

Permit G-32226 claims the use of 11.93 cubic feet per second of water. The point of diversion was to be located SE1/4SW1/4, Sec. 3, T. 1 S., R. 36 E., B. M., Bingham County

and the permit was approved February 12, 1965.

State Reclamation Engineer

Enc: Our 7-11-68 letter

32226

32226

July 11, 1968

Re: Permit No. G-32226

Gerald E. Solworthy & Sons, Inc.
Route #1, Box 178
Firth, Idaho

Gentlemen:

A representative of this department has made an examination of the works covered by your permit G-32226 and has found the following:

Quantity of water diverted: 11.93 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: 11.93 c.f.s.

Purpose of use: irrigation of 638 acres in the
S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$, sec. 3; SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, sec. 2; E $\frac{1}{2}$ SE $\frac{1}{4}$,
sec. 4; NE $\frac{1}{4}$ NE $\frac{1}{4}$, sec. 9; N $\frac{1}{2}$ N $\frac{1}{2}$, sec. 10, T. 1 S, R. 36 E, B.M.

The priority date established is: February 10, 1965.

A fee totaling \$ 47.00 must be received within 30 days from the date of this letter in order that we can issue you the Certificate of Completion of Works and the License and Certificate of Water Right as described above.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

32226

HARRIS & COOK
171 SOUTH AERSON - P. O. BOX 838 - SHELLEY, IDAHO 83274
Telephone (208) 357-7175

MESSAGE

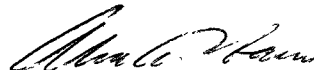
TO State of Idaho
Department of Reclamation
107 Statehouse
Boise, Idaho 83701

DATE 6-28-68 Re: Permit No. G-32226
Gerald E. Stolworthy

Gentlemen:

Enclosed is Affidavit of Publication
of Notice of Correction of Legal Notice
regarding the captioned permit. Please
file the same.

Yours truly,



Alva A. Harris

DATE July 1, 1968

Dear Mr. Harris: Thank you the
prompt submittal of the affidavit.
We will continue with the licensing
of Permit No. G-32226 immediately.

Donald W. McEldowney
Appropriation Examiner

dj

SIGNED

32226

rs SIGNED

Affidavit of Publication

I, Robert M. Mitchell

Publisher

....., of the
SHELLEY PIONEER, published weekly at Shelley, Idaho, do solemnly
swear that a copy of the notice, as per clipping attached, was publish-
ed weekly in the regular and entire issue of said newspaper, and not

in any supplement thereof, for two..... consecutive weeks, commen-
cing with the issue dated April 9....., 1968.

and ending with the issue dated April 11....., 1968.

Robert M. Mitchell

Subscribed and sworn to before me this 28th.....day of

June, 1968

Ruby Nielsen
Notary Public

32226

**NOTICE OF CORRECTION OF
LEGAL NOTICE PUBLISHED
UNDER THE PROVISIONS OF
SECTIONS 42-214, 42-217, IDAHO
CODE**

Notice is hereby given that the legal notice printed in the Shelley Pioneer on April 1, 8 and 15, 1965, showing that Gerald E. Stolorthy & Son, Inc., Route 1, Box 178, Firth, Idaho, was to make proof of completion of works and application of water to beneficial use April 19, 1965, on Permit No. G-32226 was in error and the point of diversion was given as NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3, T. 1 S, R. 36 E, B.M., Bingham County, and the place of use was given as Lot 4, the SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 2; Lot 1, Lot 2, S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$, Sec. 3; NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4; NW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 10, all in T. 1 S., R. 36 E, B.M.; whereas, the actual points of diversion are NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3, T. 1 S, R. 36 E, B.M. and the actual place of use is SW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3; SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 2; NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4; NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 9; NW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NE

$\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 10, T. 1 S, R. 36 E, B.M., totaling 638 acres.

That any protests against the approval of the depositions made April 19, 1965, must be filed in the Department of Reclamation, at Boise, Idaho, within forty (40) days from the date of this notice, and such protest shall state the name and address of the protestant, and shall clearly set forth his objection to the approval of said proof of completion of works and beneficial use of water.

Dated this 26th day of March, 1968.

R. KEITH HIGGINSON,
State Reclamation Engineer

Date of First Publication April 4, 1968; Date of Last Publication April 11, 1968. Last Date to Protest May 7 1968

June 20, 1968

Re: Permit No. G-32226

Gerald E. Stolworthy & Son, Inc.
Route 1, Box 178
Firth, Idaho 83236

Gentlemen:

As of this date we have not received the affidavit of publication from the Shelley Pioneer requested in our letter of May 8, 1968.

May we hear from you soon regarding this matter?

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:dj

32226

May 8, 1968

Re: Permit No. G-32226
Gerald E. Stolworthy & Son, Inc.

Gerald E. Stolworthy
Route 1, Box 178
Firth, Idaho 83236

Dear Mr. Stolworthy:

Please be advised that as soon as we receive an affidavit of publication from the Shelley Pioneer, Shelley, Idaho, we can continue with the licensing of the above referenced permit.

Please submit the affidavit promptly.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:dj

32226

March 27, 1968

RE: Permit G-32226
Gerald E. Stolworthy

Alva A. Harris
Attorney at Law
P.O. Box 838
Shelley, Idaho 83274

Dear Mr. Harris:

Enclosed herewith is a copy of the application for amendment you submitted to this office. This amendment has been recorded under the above referenced permit.

Departmental receipt No. 704 in the amount of \$5.00 is enclosed. This amount covers the recording fee.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:sjw

Enclosures

32226

Checked with original 7-3-68

NOTICE OF CORRECTION OF LEGAL NOTICE PUBLISHED UNDER THE
PROVISIONS OF SECTIONS 42-214, 42-217, IDAHO CODE

Notice is hereby given that the legal notice printed in the Shelley Pioneer on April 1, 8, and 15, 1965, showing that Gerald E. Stolworthy & Son, Inc., Route 1, Box 178, Firth, Idaho, was to make proof of completion of works and application of water to beneficial use April 19, 1965, on Permit No. G-32226 was in error and the point of diversion was given as NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3, T. 1 S, R. 36 E, B.M., Bingham County, and the place of use was given as Lot 4, the SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 2; Lot 1, Lot 2, S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$, Sec. 3; NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4; NW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 10, all in T. 1 S, R. 36 E, B.M.; whereas, the actual points of diversion are NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3, T. 1 S, R. 36 E, B.M. and the actual place of use is SW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3; SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 2; NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4; NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 9; NW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 10, T. 1 S, R. 36 E, B.M., totaling 638 acres.

That any protests against the approval of the depositions made April 19, 1965, must be filed in the Department of Reclamation, at Boise, Idaho, within forty (40) days from the date of this notice, and such protest shall state the name and address of the protestant, and shall clearly set forth his objection to the approval of said proof of completion of works and beneficial use of water.

Dated this 26th day of March, 1968.

R. KEITH HIGGINSON
State Reclamation Engineer

Date of First Publication _____

Date of Last Publication _____

Last Date of Protest May 7, 1968

32224

March 25, 1968

Re: Permit No. G-32226
Gerald E. Stolworthy & Son, Inc.

Shelley Pioneer
Shelley, Idaho

Gentlemen:

Enclosed is a legal notice which is to be published once a week for two consecutive weeks. Insert the dates of first and last publication in one copy and return to us along with a galley proof for proofing.

The cost of the publication is to be paid by Gerald Stolworthy, Route 1, Box 178, Firth, Idaho. Please send the bill and the affidavit of publication to him and he will forward the affidavit to this department.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:dj

Enc: legal notice (2 copies)

cc: Gerald E. Stolworthy

32224

RECEIVED

MAR 27

Department of Reclamation

(This completed form authorizes the Department of Reclamation to publish the required notice at your expense.)

State Reclamation Engineer:

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

Donald Stolorow
(signature)

Box 178 Fifth Fl.
(address)

3/12/68
(date)

In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well known and competent engineer when proof is for completion of works.

I hereby certify that the facts set forth in the attached notice are true.

Engineer

32224

\$ 5.00 fee req.

RECEIVED
MAR 25 1968
Department of Reclamation

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
APPLICATION FOR AMENDMENT

Permit No. G-32226

Comes now Gerald E. Stolworthy
and represents to the State Reclamation Engineer of the State of Idaho:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. G-32226, and requests that the permit be changed as follows:

1. Place of use or land to be irrigated: SW $\frac{1}{4}$ NW $\frac{1}{4}$, 29 acres, SE $\frac{1}{4}$ NW $\frac{1}{4}$ 31 acres, SW $\frac{1}{4}$ NE $\frac{1}{4}$ 23 acres, SE $\frac{1}{4}$ NE $\frac{1}{4}$ 23 acres, NW $\frac{1}{4}$ SW $\frac{1}{4}$ 25 acres, NE $\frac{1}{4}$ SW $\frac{1}{4}$ 37 acres, SW $\frac{1}{4}$ SW $\frac{1}{4}$ 39 acres, SE $\frac{1}{4}$ SW $\frac{1}{4}$ 39 acres, NW $\frac{1}{4}$ SE $\frac{1}{4}$ 39 acres, NE $\frac{1}{4}$ SE $\frac{1}{4}$ 38 acres, SW $\frac{1}{4}$ SE $\frac{1}{4}$ 40 acres, SE $\frac{1}{4}$ SE $\frac{1}{4}$ 37 acres, sec. 3; SW $\frac{1}{4}$ NW $\frac{1}{4}$ 31 acres, NW $\frac{1}{4}$ SW $\frac{1}{4}$ 36 acres, sec. 2; NE $\frac{1}{4}$ SE $\frac{1}{4}$ 13 acres, SE $\frac{1}{4}$ SE $\frac{1}{4}$ 31 acres, sec. 4; NE $\frac{1}{4}$ NE $\frac{1}{4}$ 17 acres, sec. 9; NW $\frac{1}{4}$ NW $\frac{1}{4}$ 28 acres, NE $\frac{1}{4}$ NW $\frac{1}{4}$ 36 acres, NW $\frac{1}{4}$ NE $\frac{1}{4}$ 30 acres, NE $\frac{1}{4}$ NE $\frac{1}{4}$ 16 acres, sec. 10. T. 1 S. R. 36 E, B.M.
2. Point of diversion: NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3, T. 1 S, R. 36 E, B.M.
Other points of diversion SE $\frac{1}{4}$ SE $\frac{1}{4}$, sec. 3, T. 1 S. R. 36 E, B.M.

3. Period and nature of use:
- For _____ purposes from _____ to _____ (both dates incl.)
- For _____ purposes from _____ to _____ (both dates incl.)
- For _____ purposes from _____ to _____ (both dates incl.)
4. Other: _____

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

Signed at Shelley, Idaho this 12 day of March, 19 68

Gerald Stolworthy
(signature)

Date of receipt at office of Department of Reclamation March 25, 19 68.

ACTION OF STATE RECLAMATION ENGINEER

I, R. KEITH HIGGINSON, State Reclamation Engineer of the State of Idaho, hereby approve the above application for amendment for Permit No. G-32226.

Witness my hand this 25th day of March, 19 68.

R. Keith Higgins
State Reclamation Engineer

32226

LAW OFFICES
HARRIS & COOK
171 SOUTH EMERSON
P. O. BOX 838
SHELLEY, IDAHO 83274

ALVA A. HARRIS
DAVID S. COOK

TELEPHONE 357-3448
AREA CODE 208

MARCH 15, 1968

Mr. Donald W. McEldowney
Appropriation Examiner
Department of Reclamation
Room 107, State House
Boise, Idaho

Re: Permit No. G-32226
Gerald E. Stolworthy

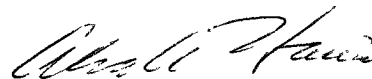
Dear Mr. McEldowney:

Enclosed you will find the executed publication authorization and application for amendment, together with our trust check #292 in the sum of \$5.00 to cover the cost of filing the application for amendment.

Mr. Stolworthy appreciated your calling this to his attention and hope that the matter is now satisfactory.

Very truly yours,

HARRIS & COOK



Alva A. Harris

rn

Encls. 2

32226

March 8, 1968

Re: Permit No. G-32226

Gerald E. Stolworthy
Route #1
Firth, Idaho

Dear Mr. Stolworthy:

Please be advised that the department ~~has~~ conducted a field examination of the lands and system covered under Permit No. G-32226.

The results of the examination indicate that prior to licensing you will be required to file an application for amendment for the point of diversion and place of use.

We are enclosing an application of amendment, which has partially been completed. This shows the results of the field examination. Please review the enclosed amendment. If you agree with the findings, please sign the amendment and return it with a \$5.00 fee.

It will also be required that the amendment be advertised for two consecutive weekly issues in the county newspaper, prior to licensing. Therefore, we will require that you sign the department's form 11, authorizing the department to advertise at your expense. Return the form 11, amendment form and \$5.00 application fee to this department so that we may proceed with the licensing of your permit.

Very truly yours,

Dorald W. McEldowney
Appropriation Examiner

DWM:ks

Enclosure: Amendment form
Form 36

32226

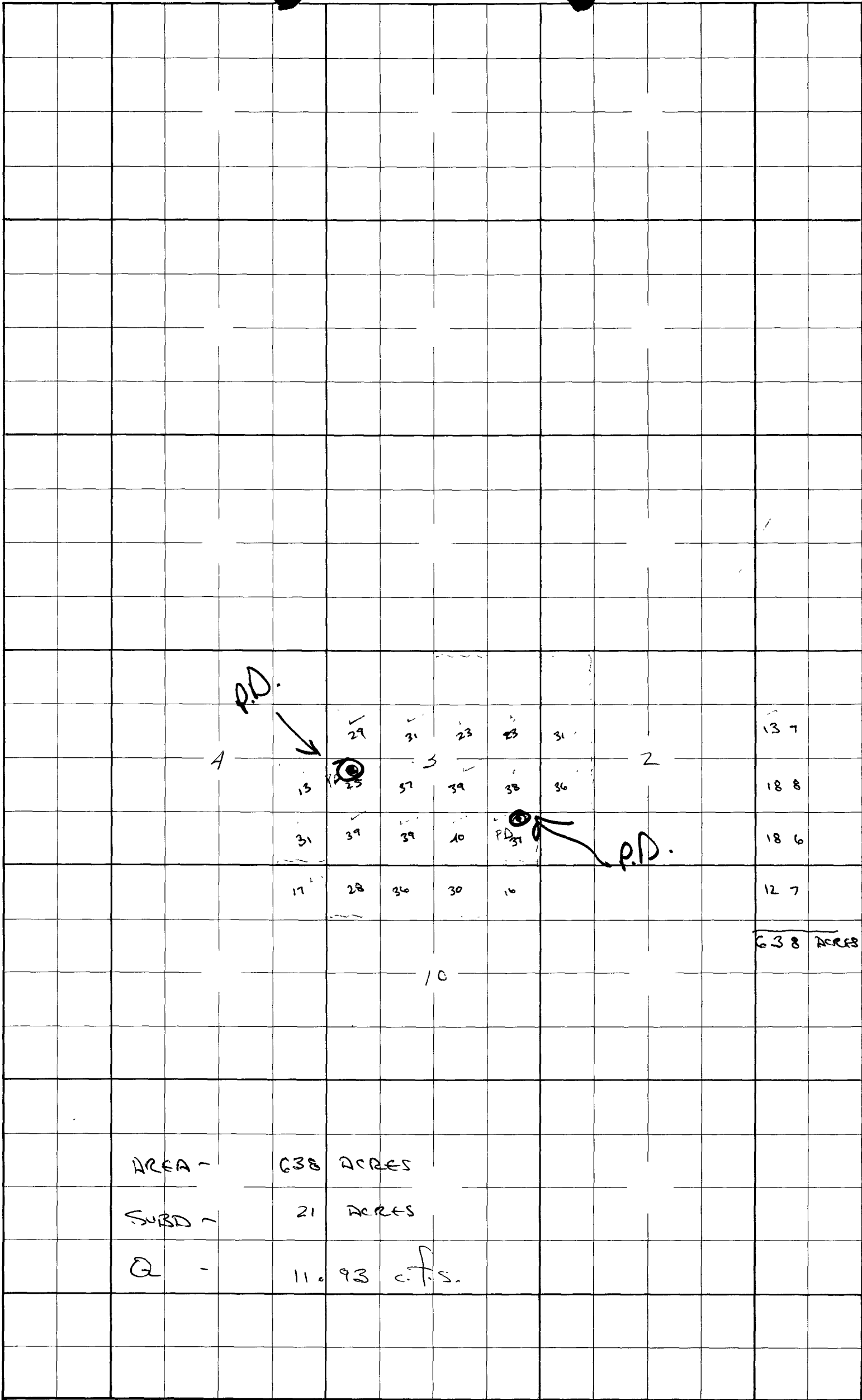
*Needs P.D. & land amendments.
Dec / 2/20/68*

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

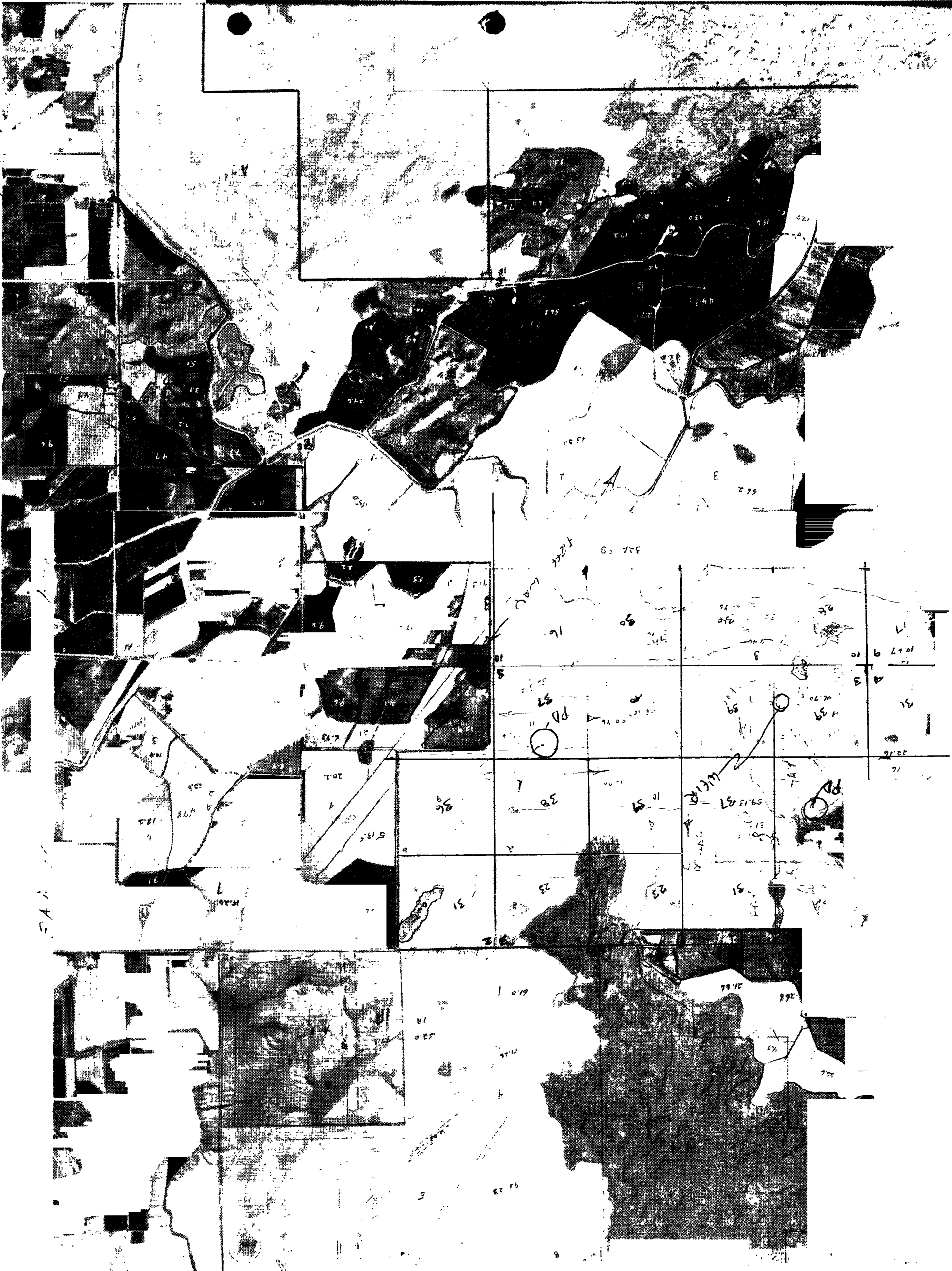
REPORT OF EXAMINER

PERMIT NO. G-32226

REPORT ON PROOF OF Completion of Works & Beneficial Use



六



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

Permit No. G-32226

This proof is for C/w & B/U In Water District No.

1. Name of applicant Gerald E. Stolworthy

2. Source of water supply: subterranean

3. Location of point of diversion: Is in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ & NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 3

T. 1 S R. 36 E County of Bingham

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

PO #1 300 HP US ELEC MOTOR # 122666, JOHNSTON VERT TURBINE PUMP # JR 5095, 14" DISCHARGE 16' INTO CONCRETE DIVERSION WORKS. PO #2 250 HP US ELEC MOTOR # 1246345, JOHNSTON VERT TURBINE PUMP # JS 4829, 12" DISCHARGE 6' - GATE VALVE - 24' OPEN DISCHARGE - EACH WITH 10" DISCHARGE N - 9-50'S CONCRETE DITCH.

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):

W $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 2; E $\frac{1}{2}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 3; E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 4; NW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 10, T. 1 S, R. 36 E, B.M.

(NOTE) - WATER USED NENE SEC 9
NENE SEC 10

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

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

Remarks: MR. DALE NELSON FARMING THE PLACE.

NOTE PUMP CAPACITY OF 1200 gpm @ approx 155' depth #1 & #2.
RECTANGLE WEIR C = 19 $\frac{3}{4}$, H = 9 $\frac{3}{4}$ " Q = 3.63 cfs.

PO #1 CURRENT METER USED: Q - EAST = 1.94 cfs.

Q - SOUTH = 1.72 cfs

PO #2 SPRING METER USED: 1) NORTH DISCHARGE = 3.57 cfs.

2) WEST DISCHARGE = 3.57 cfs.
11.93 cfs.

This examination was made on the 21 ST day of Sept, 1967

(Signed) D. R. Examiner.

32226

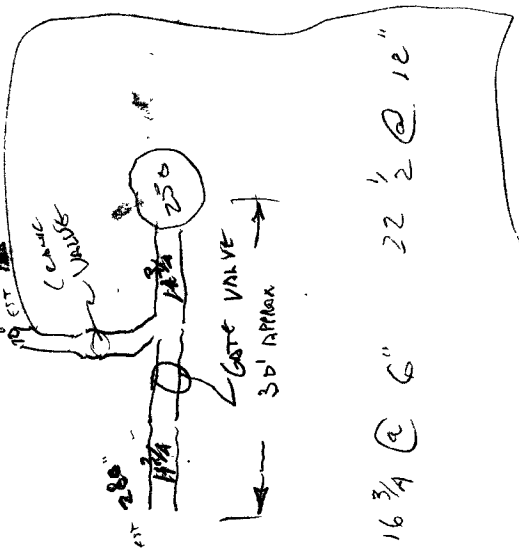
Adv OK
plat -

#2
250 HP OS motor
1246575

JOHNSTON PUMP
5 52849

14" DISCHARGE 6"

GATE VALVE 2" DIVERSION



16 3/4 @ 6" 22' @ 12"

10" ID. 9-50 sec from
PUMP VALVE TO END OF
DISCHARGE

SPANNING 1 Run 22 Sec.

EAST -

NORTH - 2 Run 10A

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.

Gerald E. Stoworthy 2 systems
Route #1
Firth, Idaho

Permit No. G-32226
#1 20" 335' H-154'
#2 20" 390' H-157'

Examination for CW & BU

County Bingham

Sec. 3 T. 1 S. R. 36 E

Quantity: 15.08

Source: subterranean

P.D.: NE 1/4 SE 1/4 & NW 1/4 SW 1/4, Sec. 3, T. 1 S, R. 36 E, B.M.

Use: irrigation

Extension:

Protest:

Completion of Works:

Other Rights:

Filed: February 10, 1965

Due: February 12, 1970

Made:

Priority:

Q-4200 gpm.

#1 300 HP US motor
1228666

JOHNSTON VALVE
Pump # 12 508

18 3/4" DISCHARGE 16" INTO

6 SIDED OUT LET BOX
(CONCRETE 1963) 6' DIA.

APPROX 18 @ 6"

6' OUTLET - WATER

TURNING IN THREE.

NOT POSSIBLE TO MEASURE
WITH SPARKING METER

RECT WIRE 19" x 9 3/4" = 3.63 cfs.

REPORT OF WELL DRILLER
State of Idaho

well #2

State law requires that this report shall be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well.

WELL OWNER:

Name Gerald Stolworthy & Son

Address Box 178

Elmth Idaho

Owner's Permit No. 32226

NATURE OF WORK (check): Replacement well ☐

New well ☐ Deepened ☒ Abandoned ☐

Water is to be used for: irrigation

METHOD OF CONSTRUCTION: Rotary ☐ Cable ☒

Dug ☐ Other ☐

(explain)

CASING SCHEDULE: Threaded ☐ Welded ☒

"Diam. from 10 3/4 ft. to 4 1/2 ft.

"Diam. from 4 1/2 ft. to 4 5/8 ft.

"Diam. from 4 5/8 ft. to 4 7/8 ft.

Thickness of casing: .250 Material:

Steel ☒ concrete ☐ wood ☐ other ☐

(explain)

PERFORATED? Yes ☒ No ☐ Type of

perforator used: torch

Size of perforations: 1/4 " by 4 "

perforations from 4 1/2 ft. to 4 5/8 ft.

perforations from 4 5/8 ft. to 4 7/8 ft.

perforations from 4 7/8 ft. to 4 7/8 ft.

perforations from 4 7/8 ft. to 4 7/8 ft.

WAS SCREEN INSTALLED? Yes ☐ No ☒

Manufacturer's name

Type Model No.

Diam. Slot size Set from ft. to ft.

Diam. Slot size Set from ft. to ft.

CONSTRUCTION: Well gravel packed? Yes ☐

No. ☒ size of gravel Gravel

placed from ft. to ft. Surface seal

provided? Yes ☐ No ☐ To what depth?

 ft. Material used in seal:

Did any strata contain unusable water? Yes ☐

No. ☒ Type of water:

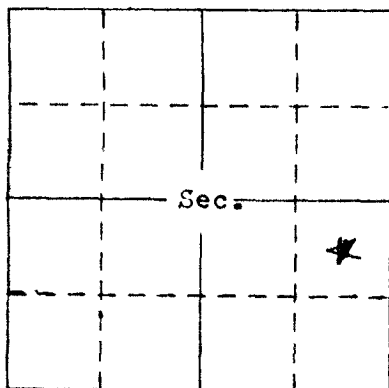
Depth of strata ft. Method of sealing

strata off:

Surface casing used? Yes ☐ No. ☒

Cemented in place? Yes ☐ No ☒

Locate well in section



LOCATION OF WELL: County Bingham

N 1/4 S 2 E 1/4 Sec. 3 T. 1 S R. 36 E

Size of drilled hole: 24 " Total

depth of well: 457 Standing water

level below ground: 154 Temp.

Fahr. ° Test delivery: 6000 gpm

or cfs Pump? ☒ Bail ☐

Size of pump and motor used to make test:

300 h.p. owner's pump

Length of time of test: Hrs. Min.

Drawdown: 158 ft. Artesian pressure: ft.

above land surface Give flow cfs

or gpm. Shutoff pressure:

Controlled by: Valve ☐ Cap ☐ Plug ☐

No control ☐ Does well leak around casing?

Yes ☐ No ☐

DEPTH MATERIAL WATER

FROM TO YES OR NO

FEET FEET

343 352 Hard Black lava no

352 355 Black cinders & clay yes

355 395 Black lava no

395 401 red chalk - s + blk - cinders yes

401 404 Black lava no

404 413 red & black cinders yes

413 420 hard black lava no

420 431 brown clay no

431 435 black lava no

435 447 gravel & clay yes

447 451 black lava no

451 457 gravel & sand yes

Use other side for additional remarks

Old well was 343' - deepened to 457' - set a 10 3/4" x 55' sleeve in bottom

Old well has other sleeve - (check old log) pumps over 600 inches

32226

REPORT OF WELL DRILLER
State of Idaho

RECEIVED
JUL 31 1967

State law requires that this report shall be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well.

WELL OWNER:

Name Gerald Stolworthy & Son

Address Box 178 - Fifth Idaho

Owner's Permit No. 6-32226

NATURE OF WORK (check): Replacement well ☐

New well ☒ Deepened ☐ Abandoned ☐

Water is to be used for: irrigation

METHOD OF CONSTRUCTION: Rotary ☐ Cable ☒

Dug ☐ Other ☐

(explain)

CASING SCHEDULE: Threaded ☐ Welded ☒

24"Diam. from 0 ft. to 46 ft.

20"Diam. from 0 ft. to 326 ft.

"Diam. from ft. to ft.

"Diam. from ft. to ft.

Thickness of casing: 250+312 Material:

Steel ☒ concrete ☐ wood ☐ other ☐

(explain)

PERFORATED? Yes ☒ No ☐ Type of

perforator used: mills

Size of perforations: 3/8" by 3"

24"perforations from 75 ft. to 97 ft.

20"perforations from 97 ft. to 145 ft.

20"perforations from 145 ft. to 166 ft.

20"perforations from 166 ft. to 205 ft.

WAS SCREEN INSTALLED? Yes ☐ No ☒

Manufacturer's name

Type Model No.

Diam. Slot size Set from ft. to ft.

Diam. Slot size Set from ft. to ft.

CONSTRUCTION: Well gravel packed? Yes ☐

No. ☒ size of gravel Gravel

placed from ft. to ft. Surface seal

provided? Yes ☐ No ☐ To what depth?

 ft. Material used in seal:

Did any strata contain unusable water? Yes ☒

No. ☐ Type of water: sand

Depth of strata 7 ft. Method of sealing

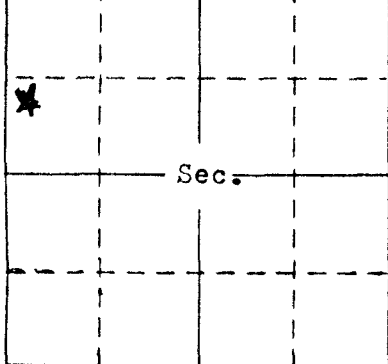
strata off: formation seal - didn't

perforate 244-251

Surface casing used? Yes ☒ No. ☐

Cemented in place? Yes ☐ No ☒

Locate well in section



LOCATION OF WELL: County Blaine

SW 1/4 NW 1/4 Sec. 3 T. 2 S. R. 37 E.

Size of drilled hole: 24" Total

depth of well: 332 Standing water

level below ground: 78 Temp.

Fahr. ° Test delivery: 4600 gpm

or cfs Pump? ☒ Bail ☐

Size of pump and motor used to make test:

Length of time of test: 7 Hrs. Min.

Drawdown: 9 ft. Artesian pressure: ft.

above land surface Give flow cfs

or gpm. Shutoff pressure:

Controlled by: Valve ☐ Cap ☐ Plug ☐

No control ☐ Does well leak around casing?

Yes ☐ No ☐

DEPTH MATERIAL WATER

FROM TO YES OR NO

FEET FEET

0 42 clay no

42 52 black lava no

52 63 hard blk lava no

63 75 hard blk basalt no

75 84 black lava no

84 85 hard black lava no

85 92 orange clay no

92 106 blue clay - some gravel yes

106 114 brown clay + gravel yes

114 120 brown sand + gravel yes

120 135 gravel + sand yes

135 145 clay - gravel + sand yes

145 188 clay + gravel yes

188 195 sandstone no

195 200 large gravel + sand yes

200 202 brown clay no

202 205 large gravel + clay yes

205 237 blue clay - some large rock no

237 249 brown sand yes

249 250 gravel yes

250 263 brown sand yes

263 271 brown clay no

271 294 blue clay + large gravel yes

294 318 blue clayish shale + yes

 streaks of gravel

318 328 brown sticky clay + gravel yes

328 330 blue clayish shale yes

330 332 blue sticky clay no

Use other side for additional remarks

32226

May 5, 1965

Re: Permit No. C-32226

Gerald E. Stolorthy
Route #1
Firth, Idaho

Dear Mr. Stolorthy:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the SHELLEY PIONEER, all submitted in proof of completion of works and beneficial use on Permit No. C-32226.

Before final action is taken in the matter, the law requires that a field examination be made by an engineer from this department.

We cannot tell just when this examination will be made, but our field engineer will try and contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

cc: Alva A. Harris
Attorney at Law
Shelley, Idaho

32226

Affidavit of Publication

I, Marie Anderson

Principal clerk, of the
SHELLEY PIONEER, published weekly at Shelley, Idaho, do solemnly
swear that a copy of the notice, as per clipping attached was published
weekly in the regular and entire issue of said newspaper, and not in
any supplement thereof, for 3 consecutive weeks, com-
mencing with the issue dated April 1, 1965,
and ending with the issue dated April 15, 1965.

Marie Anderson

Subscribed and sworn to before me this 26 day of
April, 191965

Alma G. Hume
Notary Public for Idaho
My Comm. Expires Oct 24, 1966

32226

**NOTICE OF PROOF OF
COMPLETION OF WORKS
AND
APPLICATION OF WATER TO
BENEFICIAL USE**

Notice is hereby given that at 8:00 a.m., on the 19th day of April 1965, at Shelley, County of Bingham, State of Idaho, before Alva A. Harris, Notary Public, at (address) 210 S. State St., proof will be submitted of the completion of works for the diversion of 15.08 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-32226, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and post office address of the person or corporation holding said permit is Gerald E. Stolworthy & Son., Inc. Route 1, Box 178, Firth, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 15.03 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 15.08 cubic feet per second.

4. The points of diversion of said water is NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ and the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 3, Twp. 1 S. Rge. 36 E.B.M., Bingham County, Idaho.

5. The place where said water is used is Lot 4, the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$, the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ in Sec. 2; Lot 1, Lot 2, the S $\frac{1}{2}$ of the NE $\frac{1}{4}$, the S $\frac{1}{2}$ of the NW $\frac{1}{4}$, and the S $\frac{1}{2}$ of Sec. 3; the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ and the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Sec. 4, and the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ and the N $\frac{1}{2}$ of the NW $\frac{1}{4}$ of Sec. 10, all in Twp. 1 S., Rge. 36, E.B.M.

6. The date of priority which said user is prepared to establish is Feb. 10, 1965.

s CARL E. TAPPAN
State Reclamation Engineer

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
APR 28 1965
Department of Reclamation

Permit No. G-32226

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

DEPOSITION OF HOLDER

Ques. 1. State your name, residence, occupation and postoffice address: _____

Gerald E. Stolworthy; Bingham County; Farmer; Route 1, Firth, Idaho

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf:

GERALD E. STOLWORTHY & SON, INC., Rte. 1, Firth, Idaho; President.
principal officer in said corporation

Ques. 3. State number, approval date of permit, and date of priority you propose to establish under the permit; Permit No. G-32226, February 12, 1965, February 10, 1965.

Ques. 4. State source of water supply: Subterranean
Give location of point of diversion, showing subdivision, section, township and range: NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ and the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec. 3, Twp. 1 S. Rge. 36 EBM in Bingham County, Idaho

Ques. 5. Describe your works of diversion: 2 complete pumping systems with discharge units into steel tanks. The water runs from the tanks in to various surface ditches.; state amount of water they are capable of conveying from point of diversion to place of use 15.08 c.f.s. Give name of canal or ditch

or other works by which water is conducted to such place of use: surface diversion
ditches; if a well, state depth of well Well 1: 335 ft.

#1: 169 ft. -20"; 90ft. 16"; 75 ft. 12" #1: 154 ft
ing: #2: 175 ft -20"; 115 ft. 16"; depth to water #2: 157 ft.; if pump is used,
4200 gal. per minute

state discharge of pump: both about; tell how it was measured or determined: according to factory specifications; if sprinkler irrigation, give number and size of nozzles and operating pressure: _____

Ques. 6. State for what purpose water is used: irrigation

If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water: All of Sec. 3, except Lots 3 & 4, with 489 acres irrigated; In Sec. 2, 5 acres in Lot 4, 40 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ and 40 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 4, 40 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, 20 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 10, 40 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$, and 80 acres in N $\frac{1}{2}$ NW $\frac{1}{4}$; all of the above sections are in Twp. 1 S., Rge. 36, EBM.

754 acres thereof have been irrigated with said water.
State nature of all improvements which have been made as a direct result of said use:

Irrigated crops raised; one 200ft X 35 ft. potato cellar placed thereon;
pump system placed thereon, and surface ditches constructed.

2 logs in

32226 *N*

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: Both wells were drilled by Doug Cushman, Blackfoot, Idaho

Ques. 7. If for other than irrigation purposes, state purpose and how used:

Ques. 8. What is the minimum amount of water required for the purpose specified above:

15.08 c.f.s. or 754 miner's inches of water.

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder:

Ques. 10. State when and in what amount the water diverted under above mentioned permit has been first used: spring & summer-1961-15.08 Time used since first use:

Said water has been used to irrigate the indicated premises during the irrigating seasons of 1962, 1963, 1964, and are being used in 1965.

Ques. 11. Describe all other water rights appurtenant to same place of use:

None

(sign) Derald E. Stolorowth, Jr.

Derald E. Stolorowth, Pres.

I hereby certify that the foregoing testimony was read to the above subscribed, before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in

Shelley, County of Bingham

State of Idaho, on this 19th day of April, A.D. 1965.

Walter H. Hain
Notary Public for Idaho
Residing at Shelley, Idaho

My Commission expires: Oct. 24, 1966

32226

APR 28 1965

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Department of Reclamation

BOISE, IDAHO

Permit No. G-32226

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

DEPOSITION OF WITNESS

The deposition of two witnesses on this form, taken separately, required in each case

Ques. 1. State your name, age, residence, occupation and postoffice address:

Roland J. Mitchell; 39; Rte 4, Box 105, Idaho Falls, Idaho; laborer

Ques. 2. Are you acquainted with Gerald E. Stolworthy & Son, Inc., the holder of

Permit No. G-32226 ? How long have you known him and where does he reside: I have been acquainted with,

Gerald E. Stolworthy, President, eleven years. His address is R 1, Firth, Idaho
and with the corporation since its creation.

Ques. 3. Have you read or heard said Permit No. G-32226 read, and are you familiar

with its provisions and conditions: Yes: X No: _____

Ques. 4. State source of water supply: Subterranean

NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ and the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec. 3, Twp. 1 S.
State place of diversion: Rge. 36, EBM in Bingham County, Idaho

Describe works for conveying water to place of use: Pumps take the water from the wells
and push it into steel tanks and diversion systems which then relay to diver-
sion ditches which spread the water over the ground.

Ques. 5. How many second feet of water do you estimate said works will safely conduct

to place of use: 15.08 c.f.s. / 754 miner's inches How much water have you seen being so

conveyed: I have seen these pumps pumping at the maximum capacity since 1961

Ques. 6. If for irrigation, show number of acres irrigated in each subdivision, giving full legal description:

All of Sec. 3, except Lots 3 & 4, with 489 acres irrigated; in Sec. 2, 5 acres
in Lot 4, 40 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ and 40 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 4, 40 acres in
NE $\frac{1}{4}$ SE $\frac{1}{4}$, 20 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 10, 40 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$, and 80 acres in N $\frac{1}{2}$ NW $\frac{1}{4}$;
all of the above sections are in Twp. 1 S., Range 36, EBM.

32226

Ques. 7. If for power or other purposes than irrigation, state how water has been used:

None

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation:

Land reclaimed was in sage brush and grazing land, and dryland farming ground.

I estimate that it takes 15.08 c.f.s. of water to properly irrigate said ground

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent: None

Ques. 10. When did you first see this water used: Spring & summer of 1961

Other times you have seen such use: I have seen the water from these wells being applied on this land during each growing season since 1961.

(Signed)

Roland J. Mitchell

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Shelley

 , County of Bingham, State of Idaho, on this 19th day of April,

A. D., ~~1962~~ 1965.

Shelley K. Hain
Notary Public for State of Idaho

Residing: Shelley, Idaho

My commission expires: October 24, 1966

32226

APR 28 1965
Department of Reclamation

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
Permit No. G-32226

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

DEPOSITION OF WITNESS

The deposition of two witnesses on this form, taken separately, required in each case

Ques. 1. State your name, age, residence, occupation and postoffice address:

Ardell F. Mitchell; 36; Basalt, Idaho; laborer

Ques. 2. Are you acquainted with Gerald E. Stolworthy & Son, Inc., the holder of
Permit No. B-32226 ? How long have you known him and where does he reside: I have been

acquainted with Gerald E. Stolworthy, President, 15 years. His address is
Route 1, Firth, Idaho.

Ques. 3. Have you read or heard said Permit No. G-32226 read, and are you familiar
with its provisions and conditions: Yes: X No:

Ques. 4. State source of water supply: Subterranean
NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ and the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec. 3, Twp. 1 S.
State place of diversion: Rge 36, EBM in Bingham County, Idaho

Describe works for conveying water to place of use: pumps take the water from the wells
and push it into steel tanks and diversion systems which then relay to various
diversion ditches which spread the water over the ground.

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 15.08 c.f.s.--754 miner's ^{inches} How much water have you seen being so

conveyed: I have seen these pumps pumping at the maximum capacity since 1961

Ques. 6. If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:

All of Sec. 3, except Lots 3 & 4, with 489 acres irrigated; in Sec. 2, 5 acres
in Lot 4, 40 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ and 40 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 4, 40 acres in
NE $\frac{1}{4}$ SE $\frac{1}{4}$, 20 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 10-40 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$, and 80 acres in N $\frac{1}{2}$ NW $\frac{1}{4}$;
all of the above sections are in Twp. 1 S., Rge. 36, EBM

32226

Ques. 7. If for power or other purposes than irrigation, state how water has been used:

None

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation:

Land reclaimed was in sage brush and grazing land, and dryland farming ground.

I estimate that it takes 15.08 of water to properly irrigate said ground.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent: None

Ques. 10. When did you first see this water used: Spring & summer of 1961

Other times you have seen such use: I have seen the water from these wells being applied on this land during each growing season since 1961.

(Signed)

Adell Mitchell

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Shelley

 , County of Bingham, State of Idaho, on this 19th day of April,

A. D., 1962 ~~1965~~.

Alvin J. Hume
Notary Public for State of Idaho

Residing: Shelley, Idah

My commission expires: October 24, 1966

32226

ALVA A. HARRIS
ATTORNEY-AT-LAW

P. O. BOX 502
210 SOUTH STATE
SHELLEY, IDAHO 83274
TELEPHONE 357-7175
AREA CODE 208

April 26, 1965

State of Idaho
Department of Reclamation
107 State House
Boise, Idaho 83701

Re: Permit No. G-32226
Gerald E. Stolworthy & Son, Inc.

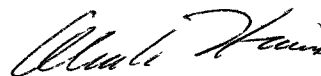
Dear Sir:

Enclosed you will find the following:

1. Affidavit of Publication by the Shelley Pioneer of Notice of Proof of Completion of Works and Application of Water to Beneficial Use
2. Deposition of Holder - Gerald E. Stolworthy & Son, Inc.
3. Deposition of Witness - Roland J. Mitchell
4. Deposition of Witness - Ardell Mitchell

If everything is satisfactory, please acknowledge.

Yours truly,



Alva A. Harris

AAH:rn
Encl. 4

32226

Check for pre-can on
this so it isnt cancelled

32226

March 16, 1965

Re: Permit No. G-32226
Gerald E. Stolworthy & Son, Inc.

Shelley Pioneer
Shelley, Idaho

Gentlemen:

We received the tear sheet on the Notice of Publication on the above numbered permit and find the following corrections:

In Paragraph 4, the point of diversion is wrong and should read as follows:

4. The point of diversion of said waters is the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ and the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec. 3, Twp. 1 S., Rge. 36 E., B. M., in Bingham County, Idaho

In Paragraph 5, Lines 1, 2 and 3 the following corrections:

Lot 4, the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$, and the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$, in Sec. 2;
Note there is no comma after the SW $\frac{1}{4}$ following Lot 4.

These errors in the description will necessitate re-publication for four times in your newspaper and the date for making proof will have to be changed to 8:00 A. M., on the 12th day of April, 1965.

We are notifying the applicant and his attorney of the new date for making proofs and we feel that the newspaper should not charge the applicant for the publication made to date.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By:

H. PETRI
Head of Section
State Water Rights & Records

HP:ew

32226

March 16, 1965

Re: Permit No. G-32226
Gerald E. Stolworthy & Son, Inc.

Alva A. Harris
Attorney at Law
P. O. Box 502
Shelley, Idaho

Dear Mr. Harris:

Enclosed is a photo copy of a letter mailed to the Shelley Pioneer as of this date making corrections in the Notice of Publication on the above numbered permit.

As you will note the time for making proofs has been set for April 12th. If this date should not be convenient for you or the applicant you may call the paper and set the time, but please notify this office at once so that our records can be changed.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

H. PETRI
Head of Section
State Water Rights & Records

HP:EW

cc: Gerald E. Stolworthy & Son, Inc.
Route #1, Box 178
Firth, Idaho

32226

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

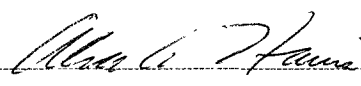
(Date) February 24, 1965
(P. O.) Box 502, Shelley, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
Shelley Pioneer of Shelley, Bingham County, / Idaho published in
the county in which the works are situated.


Attorney for GERALD E. STOLWORTHY & SON,
INC.

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well known and competent engineer.)

I hereby certify that the facts set forth in the attached notice are true.

Engineer.

32226

NOTICE OF PROOF OF COMPLETION OF WORKS

RECEIVED 11/1/63
FEB 26 1965

and
APPLICATION OF WATER TO BENEFICIAL USE

Department of Reclamation

Notice is hereby given that at 8:00 A.M., on the 19th ~~3rd~~ day of April, 1965, at Shelley, County of Bingham, State of Idaho, before Alva A. Harris, Notary Public, at (address) 210 S. State St., proof will be submitted of the completion of works for the diversion of 15.08 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-32226, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is GERALD E. STOLWORTHY & SON, INC., Route 1, Box 178, Firth, Idaho

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 15.08 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, purposes, and the amount applied to beneficial use is 15.08 cubic feet per second.

4. The points of diversion of said water is NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ and the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec. 3, Twp. 1 S. Rge. 36, E.B.M. in Bingham County, Idaho.

5. The place where said water is used is Lot 4, the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$, and the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ in Sec. 2; Lot 1, Lot 2, the S $\frac{1}{2}$ of the NE $\frac{1}{4}$, the S $\frac{1}{2}$ of the NW $\frac{1}{4}$, and the S $\frac{1}{2}$ of Sec. 3; the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ and the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Sec. 4; and the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ and the N $\frac{1}{2}$ of the NW $\frac{1}{4}$ of Sec. 10, all in Twp. 1 S., Rge. 36, E.B.M.

6. The date of priority which said user is prepared to establish is February 10, 1965.

CARL E. TAPPAN

State Reclamation Engineer
32226

Re: Permit No. G-32226
Gerald E. Stolworthy, Inc.

Date: Feb. 26, 1965

Shelley Pioneer,
Shelley, Idaho.

Gentlemen:

Enclosed you will find Notice for Publication, once a week
for four consecutive weeks prior to April 12, 1965
the date set for proof; the expense of the publication is to be paid
by the applicant 's attorney, Alva A. Harris
of P. O. Box 502, Shelley, Idaho to whom you should
furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice and furnish this
office with a copy or tear sheet of the first publication. **

Very truly yours,

Carl E. Tappan
CARL E. TAPPAN
State Reclamation Engineer

** If the first copy is not received in this office for checking
purposes and errors appear in subsequent issues, it is possible
that re-publication of corrected copy will be at your own expense

32226

Re: Permit No. G-32226
Gerald E. Stolworthy & Son, Inc.

February 26, 1965

Mr. Alva A. Harris,
Attorney at Law,
P. O. Box 502,
Shelley, Idaho.

Dear Mr. Harris:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-32226, in the name of Gerald E. Stolworthy & Son, Inc.. Final Proof is to be made before you, as Notary on the 12th day of April, 19 65, at 8:00 o'clock A.M., at 210 S. State St., Shelley, Idaho.

As of this date, we have mailed the Notice to the Shelley Pioneer Shelley, Idaho, with instructions to publish it once a week for 10 consecutive weeks prior to the date set for final proof and then mail the Affidavit of Publication and statement of costs to you.

It is important that the enclosed depositions be executed by the permit holder and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the time, on the date and before you, as Notary, as stated in the publication notice. It is very important and necessary that each question be answered in detail.

In return, the depositions to this office, be sure that all copies have been received, that your Notary's seal has been placed on each and that all depositions, (holder and two witnesses) are being returned. Also be sure to enclose the AFFIDAVIT OF PUBLICATION.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
ER:pmh
cc: Applicant

32226

ALVA A. HARRIS
ATTORNEY-AT-LAW

P. O. BOX 502
210 SOUTH STATE
SHELLEY, IDAHO 83274

TELEPHONE 357-7175
AREA CODE 208

February 25, 1965

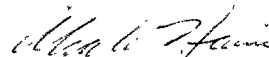
State of Idaho
Department of Reclamation
107 State House
Boise, Idaho 83701

Re: Permit No. G-32226
Gerald E. Stolworthy & Son, Inc.

Dear Sir:

Enclosed you will find your Form No. 11 which authorizes the State Reclamation Engineer to publish Notice of Proof of Completion of Works in behalf of the referenced above. I have also enclosed an original and copy of your Form No. 36 entitled Notice of Proof of Completion of Works and Application of Water to Beneficial Use.

Yours truly,



Alva A. Harris

AAH:rn
Encl. 3

32226

Re: Permit No. G-32226
Gerald E. Stolworthy & Son, Inc.

February 17, 1965

Mr. Alva A. Harris,
Attorney at Law,
P. O. Box 502,
Shelley, Idaho.

Dear Mr. Harris:

We enclose Permit No. G-32226 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. G-9102 which was issued covering payment in the amount of \$ 8.75 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.

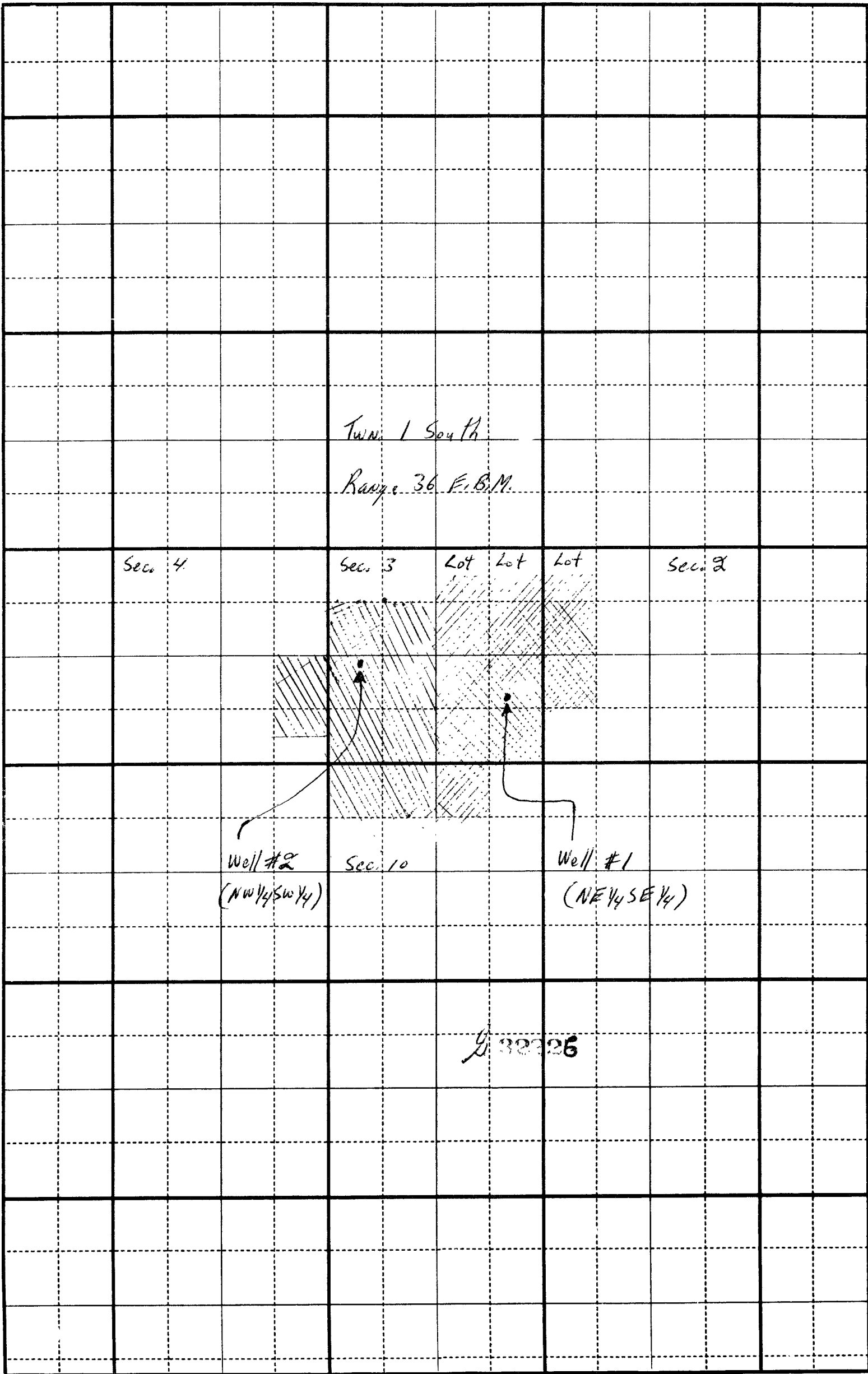
EPR:pmk

cc: Gerald E. Stolworthy & Son, Inc.
Rt. 1, Box 178
Firth, Idaho

32226

NAME OF APPLICANT Gerald E. Stolworthy + Son Inc.

Form No. 0



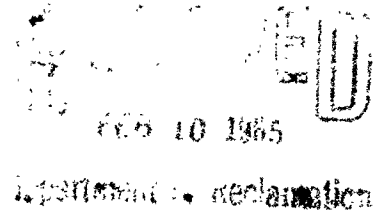
SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

32226

ALVA A. HARRIS
ATTORNEY-AT-LAW

P. O. BOX 502
210 SOUTH STATE
SHELLEY, IDAHO 83274
TELEPHONE 357-7175
AREA CODE 208

February 8, 1965



Mr. Ralph W. Thomas, Deputy
State Reclamation Engineer
Department of Reclamation
107 State House
Boise, Idaho 83701

Re: Application for Permit
Gerald E. Stolworthy & Son, Inc.

Dear Mr. Thomas:

I appreciated your letter of January 29, and doubly appreciate your not filing the application until I had an opportunity to remove the error you pointed out on line 2. The enclosed application should make the necessary corrections for the error. The amount of water I desired is double that which was indicated. I want approximately one miner's inch per acre of land. I believe the correction made should suffice. If not, please make the necessary corrections to show this intention.

Yours truly,

Alva A. Harris

AAH:rn
Encl.

32226

January 29, 1965

Re: Application for Permit
Gerald E. Stolworthy & Son, Inc.

Alva A. Harris
P. O. Box 502
Burley, Idaho
Shelley

Dear Mr. Harris:

The application for permit to divert water from two wells is adequate except the amount of water claimed is 380 c.f.s. from each well. Should that be 3.80 c.f.s. or a total of 7.6 c.f.s. from two wells?

That is approximately 1/2 miners' inch per acre of land which seems rather small amount of water.

Kindly advise.

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

C
O
P
Y

32226

ALVA A. HARRIS
ATTORNEY-AT-LAW
210 SOUTH STATE STREET
SHELLEY, IDAHO

January 27, 1965

State of Idaho
Department of Reclamation
107 State House
Boise, Idaho 83701

RE: Application for Water Permit
Gerald E. Stolworthy & Son, Inc.

Gentlemen:

Enclosed is an application for permit to appropriate the subterranean waters of the State of Idaho. My check is enclosed in blank to cover to cover costs. Please forward a statement or receipt of the amount charged.

Since the wells have been drilled and the water applied to the surface I would appreciate your forwarding forms by which proof of application can be made. I am assuming that the applications for permits are proper.

Yours truly,

Alva A. Harris

AAH:rn
Encl.

32226

**NOTICE OF PROOF OF
COMPLETION OF WORKS**

AND

**APPLICATION OF WATER TO
BENEFICIAL USE**

Notice is hereby given that at 8:00 a.m., on the 19th day of April 1965, at Shelley, County of Bingham, State of Idaho, before Alva A. Harris, Notary Public, at (address) 210 S. State St., proof will be submitted of the completion of works for the diversion of 15.08 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-32226, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and post office address of the person or corporation holding said permit is Gerald E. Stolworthy & Son., Inc. Route 1, Box 178, Firth, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 15.08 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 15.08 cubic feet per second.

4. The points of diversion of said water is NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ and the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 3, Twp. 1 S. Rge. 36 E.B.M., Bingham County, Idaho.

5. The place where said water is used is Lot 4, the SW $\frac{1}{4}$ of the NW $\frac{1}{2}$, the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ in Sec. 2; Lot 1, Lot 2, the S $\frac{1}{2}$ of the NE $\frac{1}{4}$, the S $\frac{1}{2}$ of the NW $\frac{1}{4}$, and the S $\frac{1}{2}$ of Sec. 3; the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ and the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Sec. 4, and the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ and the N $\frac{1}{2}$ of the NW $\frac{1}{4}$ of Sec. 10, all in Twp. 1 S., Rge. 36, E.B.M.

6. The date of priority which said user is prepared to establish is Feb. 10, 1965.

s CARL E. TAPPAN
State Reclamation Engineer

**NOTICE OF PROOF OF
COMPLETION OF WORKS**

AND

**APPLICATION OF WATER TO
BENEFICIAL USE**

Notice is hereby given that at 8:00 a.m., on the 3rd day of April 1965, at Shelley, County of Bingham, State of Idaho, before Alva A. Harris, Notary Public, at (address) 210 S. State St., proof will be submitted of the completion of works for the diversion of 15.08 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-32226, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and post office address of the person or corporation holding said permit is Gerald E. Stolworthy & Son., Inc. Route 1, Box 178, Firth, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 15.08 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 15.08 cubic feet per second.

4. The point diversion of said water is NE $\frac{1}{4}$ and the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 3, Twp. 1 S. Rge. 36 E.B.M., Bingham County, Idaho.

5. The place where said is used is Lot 4, the SW $\frac{1}{4}$, and of the NW $\frac{1}{4}$ and the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ and the of the SW $\frac{1}{4}$ in Sec. 2; Lot 1, Lot 2, the S onehalf of the NE $\frac{1}{4}$, the S onehalf of the NW $\frac{1}{4}$, and the S onehalf of Sec. 3; the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ and the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Sec. 4; and the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ and the N onehalf of the NW $\frac{1}{4}$ of Sec. 10, all in Twp. 1 S., Rge. 36, E.B.M.

6. The date of priority which said user is prepared to establish is Feb. 10, 1965.

s CARL E. TAPPAN
State Reclamation Engineer

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.

20194

INSURED NO.

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

SHOW WHERE DELIVERED *(only if requested)*

9-3-68

055-18-71548-10

GPO

32226

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.

RETURN
TO

NAME OF SENDER

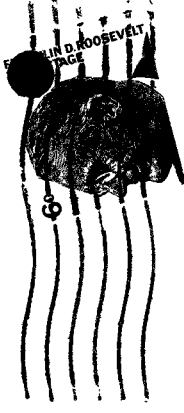
STREET AND NO. OR P.O. BOX

POST OFFICE, STATE, AND ZIP CODE

Statehouse Annex 2
Beverly Hills 83701

32226

HARRIS & COOK
ATTORNEYS AT LAW
171 SOUTH EMERSON
SHELLEY, IDAHO 83274



Mr. R. Keith Higginson
State Reclamation Engineer
Department of Reclamation
107 State House
Boise, Idaho 83701