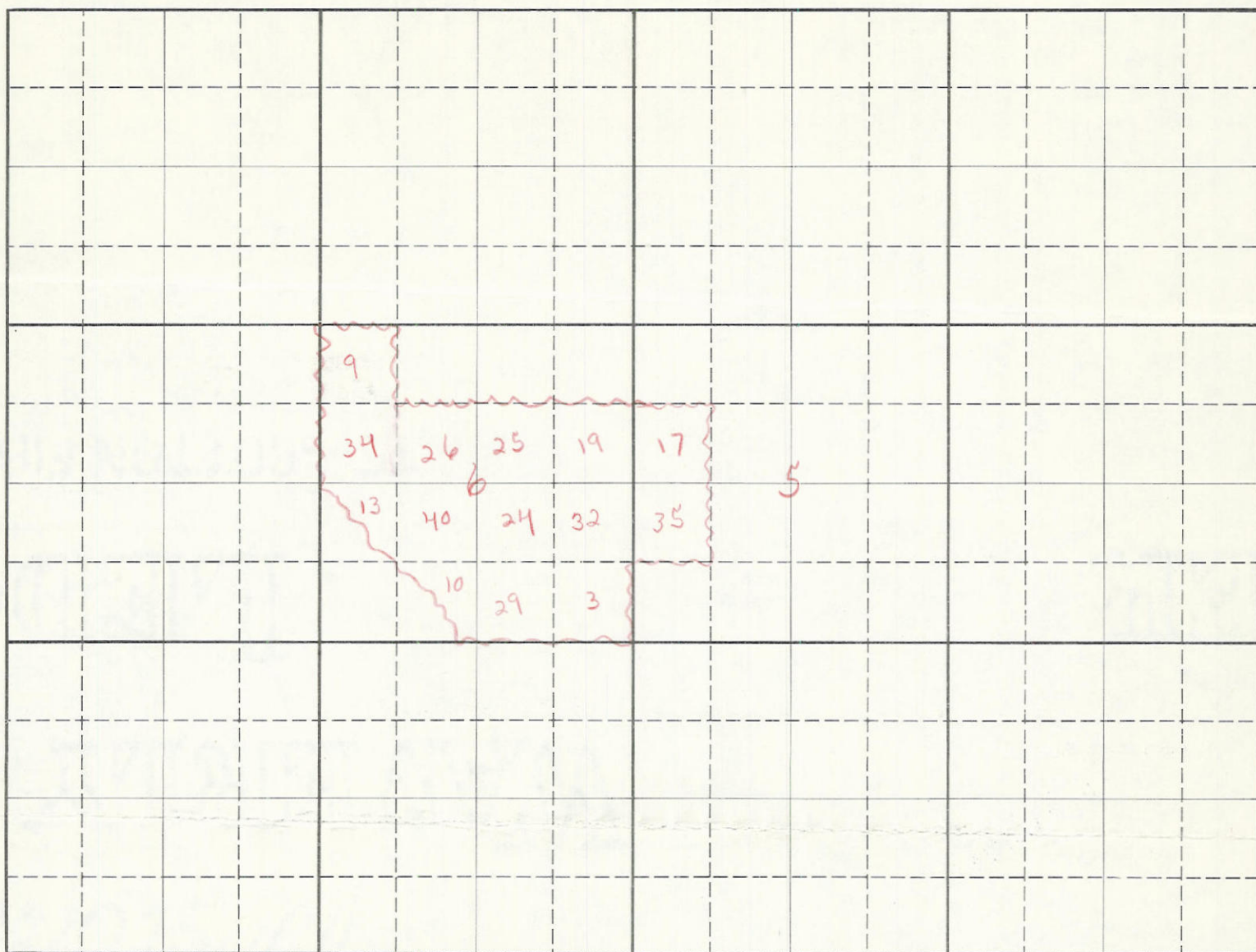




Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40 acre subdivisions, sections, townships, ranges, and ditches.



Scale: 2 inches equal 1 mile

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

Signed at Fielding Utah, this 10th day of June, 1969.

Wendell Stelling
(signature)

ACTION OF STATE RECLAMATION ENGINEER

I, R. KEITH HIGGINSON, State Reclamation Engineer of the State of Idaho, VOL 6-17-69 DR

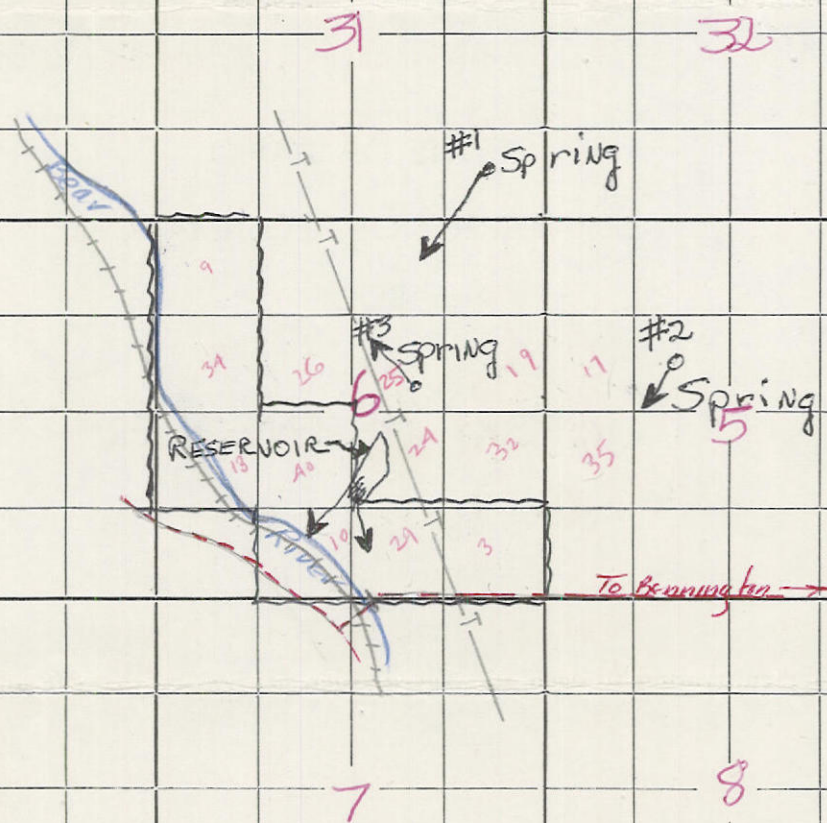
hereby approve the above application for amendment for permit R-1016.

Witness my hand this 17th day of June, 19 69.

R. Keith Higgins
State Reclamation Engineer

R 44E

T
12
S



AREA - 316 ACRES

SUBD - 14

Q - N.A.

VOL - 200 AC - FT

PRIORITY - (LATE PROOF)

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.
-

*D & S
Dam - Res. - 133 A
3-1 1/4" nags*

Wendell H. Welling
Box 60
Fielding, Utah

Permit No. R-1016

check file for Dam - Res. - 133 A - 2nd file

Examination for Beneficial Use

County Bear Lake

Sec. 6 T. 12S R. 44E BM

Quantity: 200 acre ft.
11-

Source: 3 unnamed springs

P.D.: NWSE, Sec. 6, T. 12S, 44E

Use: Irrigation

Filed: August 28, 1957

Due: September 16, 1959

Extension: to 9-16-62

Completion of Works: Oct. 15, 1962

Other Rights: none

made: Sept 30, 1963

THE NEWS-EXAMINER
MONTPELIER, IDAHO

RECEIVED
OCT 1 1963
Department of Reclamation

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,)
County of Bear Lake,) ss.

Ruth R. Taylor

being first duly sworn, deposes and says
she is Publisher and Foreman of the
News-Examiner; that the said News-Examiner
is a weekly newspaper published at Montpelier,
County of Bear Lake, State of Idaho, of general
circulation in said County and State.

That the notice attached was published in
the said News-Examiner, and not in a
supplement, for Four

successive weeks, commencing with the issue
dated August 29, 196³

and ending with the issue
dated September 19, 196³

Ruth R. Taylor

Publisher and Foreman.

**NOTICE FOR PUBLICATION
NOTICE OF PROOF
APPLICATION OF WATER
TO BENEFICIAL USE**

Notice is hereby given that at 10 a. m. on the 30th day of September, 1963, at Montpelier, County of Bear Lake, State of Idaho, before Irene Ochsenbein, Notary Public, Montpelier, Idaho, proof will be submitted of the application to beneficial use of 200 acre feet per annum of the waters of unnamed springs in accordance with the terms and conditions of Permit No. R-1016 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and post office address of the person or corporation holding said permit Wendell Welling, Box 60, Fielding, Utah. The use to which said water has been applied is Irrigation. The amount applied to beneficial use is 113 acre feet Reservoir storage. The point of diversion of said water is Reservoir outlet - located NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6 T. 12 S.; R. 44 E. B. M.

The place where said water is used SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 5; S $\frac{1}{2}$ N $\frac{1}{2}$, N $\frac{1}{2}$ S $\frac{1}{2}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 6 all in Twp. 12 S., Rge. 44 E. B. M.

The date of priority which said user is prepared to establish is September 12, 1957.

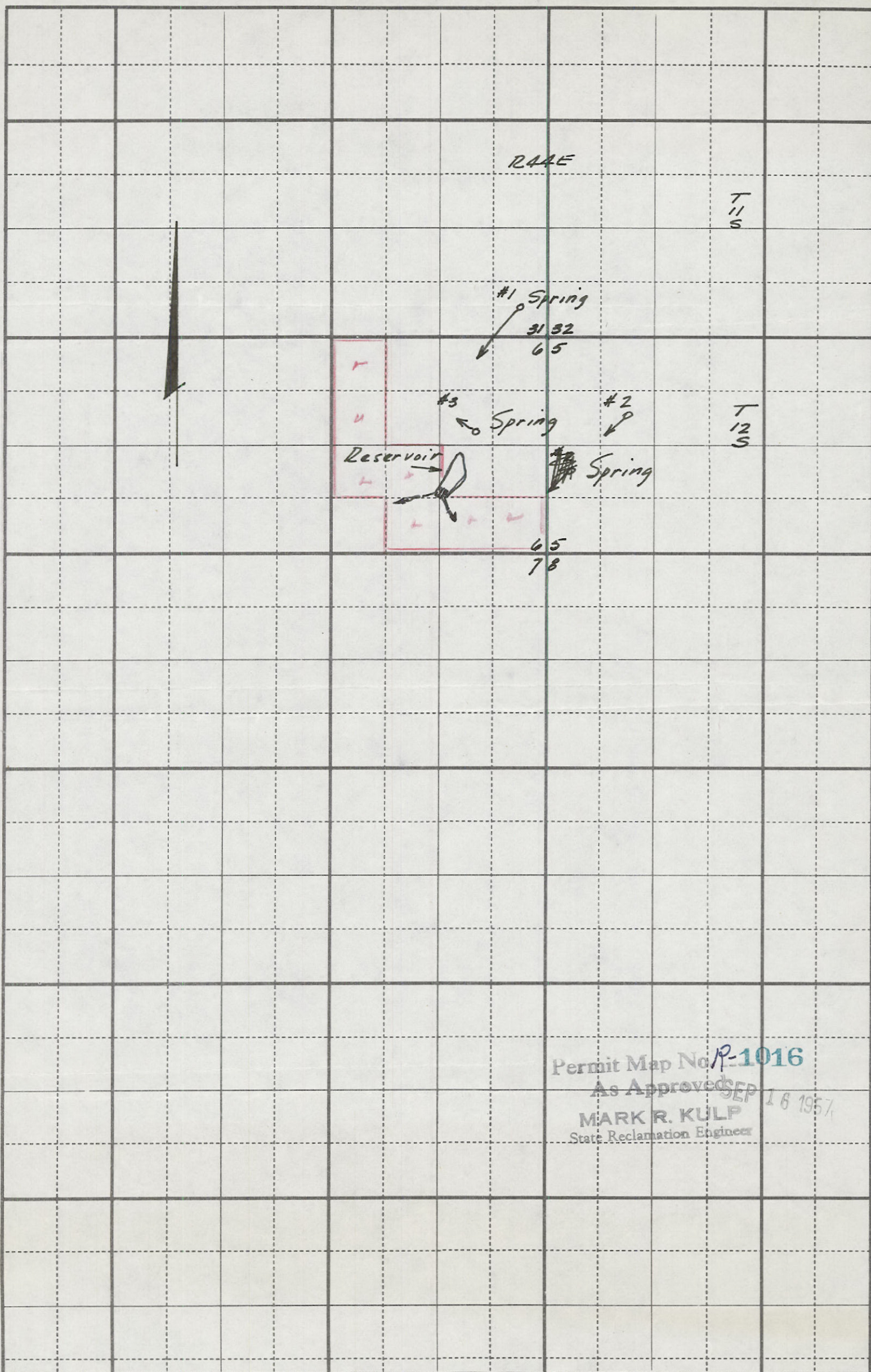
CARL E. TAPPAN
State Reclamation Engineer
a-29; s-5(12/19)

Subscribed and sworn to before me this 27th day of September, 196³

Irene Ochsenbein

Notary Public.

R-1016

Permit Map No. **R-1016**

As Approved

MARK R. KULP
State Reclamation Engineer

SEP 16 1957

WATER LICENSE

Water License No. R-1016 Priority September 12, 1958 Amount 200 acre feet
(late proof)

THIS IS TO CERTIFY, that Wendell H. Welling

of Fielding, Utah, made application for a permit to appropriate the public waters of the State of Idaho, dated August 28, 1957; that Permit R-1016 was issued pursuant to said application; that the proposed works were completed on or about September 30, 1963, with a storage/or carrying capacity of 200 acre feet, said works consisting of gas powered Beakley pump, Sprinkler system, and that on September 30, 1963, proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 200 acre feet per season, with a maximum rate of diversion of NA cubic feet per second of the waters of three unnamed springs, tributary of _____, for the purpose of irrigation from April 1 to October 31, 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 SE 1/4, Sec. 6, T. 12 S, R. 44 E, B.M., and other additional points _____, in the County of Bear Lake, 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 200 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	
12 S	44 E	6			25	19		9	34	26	40	13		10	32	24	29	3	264
12 S	44 E	5							17			35							52

Total number of acres irrigated 316

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

26 day of June, 1969.

R. Keith Hays
State Reclamation Engineer

APPLICATION FOR PERMIT

To Construct a Reservoir and Appropriate and Store
The Public Waters of the State of Idaho

Application No. R 34971
Permit No. R 1016

Wendell H. Welling
Box 60,
Fielding, Utah

1. Name of Applicant: WENDELL H. WELLING

Post office address: Fielding, Box 60

County Box Elder

State Utah

I. If applicant is a corporation, give:

(a) Date and place of incorporation:

(b) Amount of Capital Stock: \$

(c) Amount paid in: \$

(d) Names and addresses of directors:

II. The financial resources of the corporation are:

(a) Cash on hand: \$ 10,000.00

(b) Treasury Stock: \$

(c) Bonds to be issued: \$

(d) Other resources: \$150,000.00 dry farm & 75,000.00
Grain elev. acre feet per annum.

2. Quantity of water to be stored: 200

3. Source of water supply is 3 unnamed springs ~~spring~~ (Spring), a tributary of Bear River.

4. The outlet of the proposed reservoir is located N 60° W / 3000 feet, distant from the SE corner of Section 6, Township 12 S., Range 44 E., B.M. and is in the NW 1/4 of SE 1/4 of Section 6, Township 12 S., Range 44 E., B.M. County of Bear Lake

5. Fill out either (a) or (b).

(a) The reservoir is located in the channel of Unnamed (Creek) (River).

(b) The reservoir is to be filled through a feeder canal, the point of diversion for which is located feet distant from the corner of Section, Township, Range, B.M., and is in the 1/4 of 1/4 of Section, Township, Range, B.M.; width at bottom feet, width at top feet, depth of water feet; average grade per mile feet; Capacity cubic feet per second

6. (a) The area of the high water line of the reservoir is 11 acres.

(b) The reservoir capacity is 90 acre feet.

7. Height of reservoir dam 25 feet, length at top 500 feet, length at bottom 400 feet, size of outlet feet by feet. The dam is to be constructed of materials as follows:

(If height will exceed 10 feet, plans must be approved by Department of Reclamation, before beginning construction.)

8. (a) Will water stored in reservoir be diverted to canal or aqueduct, thence to land to be irrigated without commingling with natural flow of unnamed (Creek) (River)? No.

(b) Water stored in reservoir will be carried in the channel of unnamed (Creek) (River) distance of 0 miles to point of diversion located N 60° W. 3000 feet, distant from the SE corner of Section 6, Township 12 S., Range 44 E., B.M., and in the NW 1/4 of SE 1/4 of Section 6, Township 12 S., Range 44 E., B.M.

9. (a) Area of watershed above dam site square miles.

(b) Estimated maximum flow of stream 3 cubic feet per second.

10. Water is to be used for Irrigation purposes.

11. If for mining, milling, power or manufacturing purposes give:

(a) Point of use of water feet, distant from Corner of Section, Township, Range, B.M., and is in the 1/4 of 1/4 of Section, Township, Range, B.M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to (Creek) (River) (Spring) at a point feet distant from the corner of Section, Township, Range, B.M. in the 1/4 of 1/4 of Section, Township, Range, B.M.

12. Water stored in accordance with this Permit will be carried to place of use through a canal heretofore constructed under the terms of Permit No. which is hereby referred to and made a part hereof.

13. Kind of diversion works:

(Dam, canal, flume, pipe, etc.)

14. Height of diversion dam: feet, length at top feet, length at bottom feet. The dam is to be constructed of materials as follows:

(If height will exceed 10 feet, plans must be approved by Department of Reclamation, before beginning construction.)

15. Size of headgate: Width feet, Height feet.
16. Diversion Canal: Width at bottom feet, width at water line feet, depth of water feet, Dimensions of Flume
Diameter of Pipe inches; Length of Conduit miles. Average grade per mile feet.
17. Estimated Cost of Works: Storage Works: \$8,000.00 Diversion Works: \$
18. Time required for completion of work 1 years.
19. Time required for complete application of water to proposed beneficial use is 1 years.
20. The land to be irrigated is described in the following tabulation:

(Give Irrigable acreage in each 40-acre subdivision.)

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
12 S.	44 E.	6					10	30			15	15		20			35	25	150

Total Number of Acres to Be Irrigated 150

21. Existing rights and/or valid permits appurtenant to lands described above are None

REMARKS: Land owned by applicant is source of water supply. The source of water supply is from three un-named springs located as follows: No. 1, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 31, Twp. 11 S., Range 44 E.
Spring No. 2, SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 5, Spring No. 3, SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 6, Twp. 12 S., Rge. 44 E.
Springs are on land owned by the applicant.

BE IT KNOWN That the undersigned hereby makes application for permit to construct a reservoir and appropriate and store the public waters of Idaho as herein set forth, and that the enclosed map is hereby made a part of this application.

/s/ Wendell Welling, Applicant.

By, Agent.

Date of first receipt at Department of Reclamation: 8:00 A. M. August 28, 1957

Returned to applicant for correction:

Corrected application received:

APPROVAL OF STATE RECLAMATION ENGINEER

The number of this permit is R 1016

Recorded in book R 4, page 1016. Approved September 16, 1957

This is to certify that I have examined the within application for a permit to construct a reservoir and appropriate and store 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 November 16, 1957 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 March 16, 1958

The whole of said work to be completed on or before September 16, 1958

Beneficial use of water stored in accordance herewith, to be made on or before September 16, 1959

Witness my hand this 16th day of September, 1957.

/s/ MARK R. KULP

State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLLIE, Governor of the State of Idaho, and JAS. H. YOUNG,

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 16th day of September, 1957.

COUNTERSIGNED

By /s/ JAS. H. YOUNG
Secretary of State.

By /s/ ROBERT E. SMYLLIE
Governor.

(SEAL)

APPROVAL OF STATE RECLAMATION ENGINEER

I, GEO. N. CARTER, State Reclamation Engineer of the State of Idaho, hereby extend the time for the completion of construction work under Permit to Appropriate the Public Waters of the State of Idaho, No. R-1016 to September 16, 1962.

Witness my hand this 23rd day of September, 1958

/s/ Geo. N. Carter
State Reclamation Engineer

Recorded: September 23, 1958

APPLICATION FOR AMENDMENT
LAND LIST
Permit No. R-1016

Comes now Wendell Welling 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. R-1016, and requests that the list of lands to be irrigated, as described in said Permit, be changed to read as follows:

400 acres of land described as follows: NW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 5; S $\frac{1}{2}$ N $\frac{1}{2}$, N $\frac{1}{2}$ S $\frac{1}{2}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 6, all in Twp. 12 S., Rge. 44 E., B. M., making a total of 400 acres.

That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at Fielding, Utah, this 10th day of October, 1962.

s/ WENDELL WELLING

Date of Receipt at office of Department of Reclamation October 15, 1962

APPROVAL OF STATE RECLAMATION ENGINEER

I, RALPH W. THOMAS, Deputy State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. R-1016. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

s/ RALPH W. THOMAS, Deputy
State Reclamation Engineer

Recorded October 15, 1962

Permit No. R-1016
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that WENDELL WELLING of Fielding, County of Box Elder, and State of Utah, the holder of Permit No. R-1016, issued upon Application No. R-34971, bearing date of priority of August 28, 1957, authorizing the construction of a reservoir, with the right to appropriate and store 200 acres feet per annum of the waters of three unnamed springs, a tributary of Bear River, in the County of Bear Lake, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works set out and described in said Permit; that said works include a dam and reservoir adequate for the storage of 133 acre~~feet~~ feet of water per annum, with adequate diversion works and conduit to the reservoir and a conduit capable of conducting said water to the place of intended use; that the point of outlet of said reservoir is located in the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 6, Township 12 S., Range 44 E., B. M., and that the place of use, or the lands proposed to be irrigated by the use of said water, are described as follows, to-wit:

400 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 5; S $\frac{1}{2}$ N $\frac{1}{2}$, N $\frac{1}{2}$ S $\frac{1}{2}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 6, all in Twp. 12 S., Rge. 44 E., B. M.

Witness my hand this 15th day of October, 1962.

s/ RALPH W. THOMAS, Deputy
State Reclamation Engineer

Proof of Completion of Works Made: July 13, 1962

LICENSE ISSUED FOR ^{acre} 200 SEC. FT.
LICENSE PAGE NO. _____

01 WATER RIGHT NUMBER - 11-2155 ✓ 02 OLD (D) NUMBER - R1016

03001 - WELLING LAST NAME 04001 - WENDELL H. FIRST NAME 05001 - C ORIG. OWNER
06 ADD LINE 1 - 07 ADD LINE 2 -
08 ADD LINE 3 - 09 CITY - FIELDING 10 STATE - UT 11 ZIP -
12 STAGE - L LICENSE 13 STATUS -
14001 - SPRINGS SOURCE 15001 - BEAR LAKE TRIBUTARY OF
16 DIVERSION MEANS - 17 COUNTY - 07 BEAR LAKE
18 DIVERSION CAPACITY - .000 19 TOTAL DIVERSION RATE - .000 20 TOTAL DIVERSION VOLUME - 200.00
21 WATER DISTRICT - 11

TRACT	SEC	TWN	RNG	LDT	RFLG	STREAM	INDEX	FIELDS
22001 - NWSE	23001 - 06	24001 - 12S	25001 - 44E	26001 - 27001 -	28001 - 0	100.0	164.0	0.0 0.0 0.0 0.0 0.0 0 0 0 0.3

29 NON-IRRIGATION USE -

USE CODE / USE	TWN	RNG	SEC	TRACT	ACRES	LDT
30001 - 03 IRRIGATION FROM STORAGE ✓	31001 - 12S ✓	32001 - 44E ✓	33001 - 06 ✓	34001 - SWNE ✓	35001 - 25 ✓	36001 -
30002 - 03 IRRIGATION FROM STORAGE	31002 - 12S	32002 - 44E	33002 - 06 ✓	34002 - SENE ✓	35002 - 19 ✓	36002 -
30003 - 03 IRRIGATION FROM STORAGE	31003 - 12S	32003 - 44E	33003 - 06 ✓	34003 - NWNW ✓	35003 - 09 ✓	36003 -
30004 - 03 IRRIGATION FROM STORAGE	31004 - 12S	32004 - 44E	33004 - 06 ✓	34004 - SWNW ✓	35004 - 34 ✓	36004 -
30005 - 03 IRRIGATION FROM STORAGE	31005 - 12S	32005 - 44E	33005 - 06 ✓	34005 - SENW ✓	35005 - 26 ✓	36005 -
30006 - 03 IRRIGATION FROM STORAGE	31006 - 12S	32006 - 44E	33006 - 06 ✓	34006 - NESW ✓	35006 - 40 ✓	36006 -
30007 - 03 IRRIGATION FROM STORAGE	31007 - 12S	32007 - 44E	33007 - 06 ✓	34007 - NWSW ✓	35007 - 13 ✓	36007 -
30008 - 03 IRRIGATION FROM STORAGE	31008 - 12S	32008 - 44E	33008 - 06 ✓	34008 - SESW ✓	35008 - 10 ✓	36008 -
30009 - 03 IRRIGATION FROM STORAGE	31009 - 12S	32009 - 44E	33009 - 06 ✓	34009 - NESE ✓	35009 - 32 ✓	36009 -
30010 - 03 IRRIGATION FROM STORAGE	31010 - 12S	32010 - 44E	33010 - 06 ✓	34010 - NWSE ✓	35010 - 24 ✓	36010 -
30011 - 03 IRRIGATION FROM STORAGE	31011 - 12S	32011 - 44E	33011 - 06 ✓	34011 - SWSE ✓	35011 - 29 ✓	36011 -
30012 - 03 IRRIGATION FROM STORAGE	31012 - 12S	32012 - 44E	33012 - 06 ✓	34012 - SESE ✓	35012 - 03 ✓	36012 -
30013 - 03 IRRIGATION FROM STORAGE	31013 - 12S	32013 - 44E	33013 - 05 ✓	34013 - SWNW ✓	35013 - 17 ✓	36013 -
30014 - 03 IRRIGATION FROM STORAGE	31014 - 12S	32014 - 44E	33014 - 05 ✓	34014 - NWSW ✓	35014 - 35 ✓	36014 -

TOTAL ACRES: 316 ✓

PERIOD FROM	PERIOD TO	USE CODE / USE	DIVERSION RATE	DIVERSION VOLUME
37001 - 0101 ✓	38001 - 1231 ✓	39001 - 02 IRRIGATION STORAGE ✓	40001 - 0.000 ✓	41001 - 200.00 ✓
37002 - 0401 ✓	38002 - 1031 ✓	39002 - 03 IRRIGATION FROM STORAGE ✓	40002 - 0.000 ✓	41002 - 200.00 ✓

42 DECREE PLAINTIFF NAME -

43 DECREE DEFENDANT NAME -

WRR100
11-2155

IOAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

PAGE 2
14-JAN-1986 00:04:41

REMARKS

44001 -

APPROVAL CONDITIONS: 45001 -

46 OTHER RIGHTS FOR SAME USE -

D A T E S		D A T E S		F L A G S	
47	PRIORITY - 12-SEP-1958	55	LICENSE - 25-JUN-1969 ✓	63	TRANSFER/AMENDED -
48	PROOF DUE -	56	APPL RECEIVED -	64	DLE/CAREY ACT -
49	PROOF MADE -	57	FIELD EXAM MADE -	65	FLAG_1 -
50	APPROVE/DENIED -	58	DECREE -	66	FLAG_2 -
51	PROTESTED -	59	START WORK -	67	FLAG_3 -
52	HEARING -	60	ORDER SHOW CAUSE -		
53	VERIFIED -	61	CATE_1 -		
54	LAST UPDATE - 13-JAN-1986	62	CATE_2 -		

11-2155

WATER RIGHT
DATA ENTRY LOG

[illegible]

11/23/64



205
7180
43601
200
120N
4140
43269

100 ACRES

79.

793

June 18, 1969

Re: Permit No. R-1016

Wendell H. Welling
Box 60
Fielding, Utah

Dear Mr. Welling:

Enclosed please find a copy of the APPROVED application for amendment for permit R-1016.

Also enclosed you will find departmental receipt #3173 in the amount of \$33.00 covering the licensing fee and the amendment fee.

The above referenced permit is in the process of being licensed and you should receive it in the near future.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR

Enc: Approved amendment (copy)
Receipt #3173

R-1016

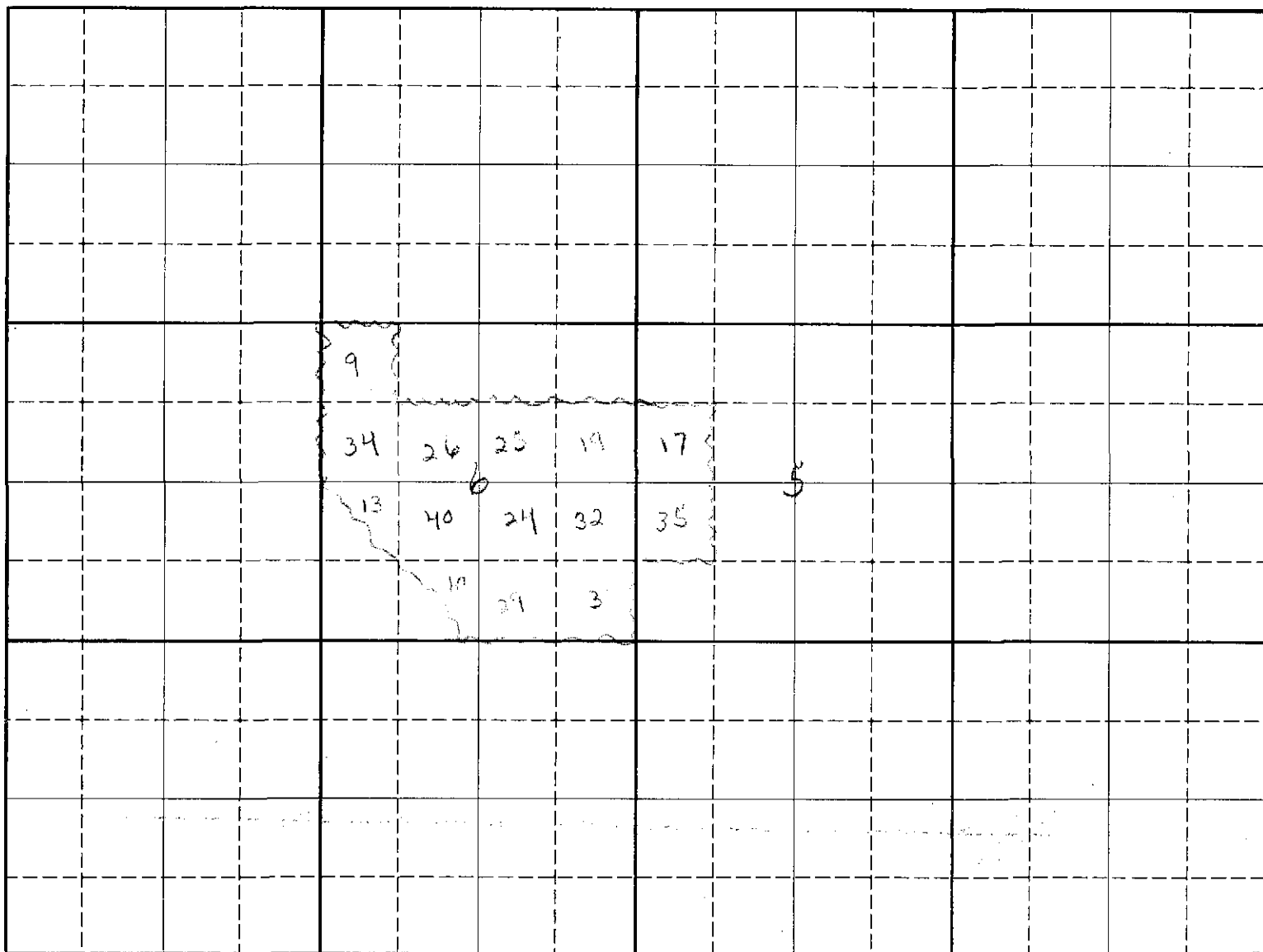
Jul 17 1925

Department of Reclamation

Permit No. R-1016

£10/16 *Hendell Keeling*

Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40 acre subdivisions, sections, townships, ranges, and ditches.



Scale: 2 inches equal 1 mile

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

Signed at Tielding Utah, this 10th day of June, 1969.

x Wendell Stelling
(signature)

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 R-1016.

Witness my hand this 17th day of June, 19 69

R. Keith Higgins
State Reclamation Engineer

Mail this Permit to Montpelier, Idaho

R-1016

April 30, 1969

Re: Permit No. R-1016

Mr. Wendell H. Welling
Box 60
Fielding, Utah

Dear Mr. Welling:

The Department of Reclamation has conducted a field examination of the land and works covered by the above referenced permit and has found additional land being irrigated than was covered by the original permit. In order for this land to be covered under the license you must amend your permit to include this land.

Enclosed is a partially completed application for amendment. If you agree with the findings of the Department, please sign the application and return it with a \$5.00 fee.

The department is prepared to license Permit No. R-1016 for 200 acre feet of water from three unnamed springs with the outlet of the reservoir located in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 6, T. 12 S., R. 44 E., B.M., in Bear Lake County. The water is to be used for irrigation of 316 acres located within SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 5; S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Sec. 6, T. 12 S., R. 44 E., B.M. The priority date established is September 12, 1958. If you agree with these findings, please remit licensing fees of \$28.00 within 30 days of the date of this letter.

Please return the signed application for amendment and a total of \$33.00 in fees as soon as possible.

Very truly yours,

Dean R. Reynolds
Field Examiner

DRR:kh
Enclosure

R-1016

DON SAMUELSON
GOVERNOR



STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

May 5, 1969

R. KEITH HIGGINSON
State Reclamation Engineer

MAY 16 1969
Department of Reclamation

Re: Permit No. R-887

Mr. Jack Burstedt
6626 Ashland Circle
Boise, Idaho

Dear Mr. Burstedt:

A representative of this department has made an examination of the works covered by your Permit R-887 and has found the following:

stored:

Quantity of water ~~stored~~ 341 acre feet

Amount of water that can be recognized as beneficially used under Idaho Law: 341 acre feet

~~THE MAXIMUM AMOUNT OF WATER THAT CAN BE STORED IN THIS RESERVOIR IS 341 ACRE FEET PER YEAR~~

Purpose of use: Soil root zone storage during the winter months on the following described land: N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 13, T. 14 N., R. 21 E., B.M. and SW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 18, T. 14 N., R. 22 E., B.M.

The priority date established is: May 16, 1952 (late proof)

A fee totaling \$ 16.00 must be received within 30 days from the date of this letter in order that we can issue you the License and Certificate of Water Right as described above.

Very truly yours,

A handwritten signature in cursive script that reads "Dean R. Reynolds".

Dean R. Reynolds
Field Examiner

DRR:kh

R-1016

May 5, 1969

Re: Permit No. R-887

Mr. Jack Burstedt
6626 Ashland Circle
Boise, Idaho

Dear Mr. Burstedt:

A representative of this department has made an examination of the works covered by your Permit R-887 and has found the following:

Quantity of water ^{stored} ~~diverted~~ 341 acre feet

Amount of water that can be recognized as beneficially used under Idaho Law: 341 acre feet

~~The maximum quantity diverted shall not exceed 341 acre feet per season~~

Purpose of use: Soil root zone storage during the winter months on the following described land: N $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 13, T. 14 N., R. 21 E., B.M. and SW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 18, T. 14 N., R. 22 E., B.M.

The priority date established is: May 16, 1952 (late proof)

A fee totaling \$ 16.00 must be received within 30 days from the date of this letter in order that we can issue you the License and Certificate of Water Right as described above.

Very truly yours,

Dean R. Reynolds
Field Examiner

DRR:kh

R-1016

WENDELL H. WELLING

FIELDING, UTAH 84311



U.S. POSTAGE

6c

FRANKLIN D. ROOSEVELT

State of Idaho
Dept. of Reclamation
State House
Boise, Idaho

2-10-16

AFTER FIVE DAYS RETURN TO
DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

Mr. Wendell H. Welling

R-1016

April 30, 1969

Re: Permit No. R-1016

Received 6-18-69

Mr. Wendell H. Welling
Box 60
Fielding, Utah

Dear Mr. Welling:

The Department of Reclamation has conducted a field examination of the land and works covered by the above referenced permit and has found additional land being irrigated than was covered by the original permit. In order for this land to be covered under the license you must amend your permit to include this land.

Enclosed is a partially completed application for amendment. If you agree with the findings of the Department, please sign the application and return it with a \$5.00 fee.

The department is prepared to license Permit No. R-1016 for 200 acre feet of water from three unnamed springs with the outlet of the reservoir located in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 6, T. 12 S., R. 44 E., B.M., in Bear Lake County. The water is to be used for irrigation of 316 acres located within SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 5; S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Sec. 6, T. 12 S., R. 44 E., B.M. The priority date established is September 12, 1958. If you agree with these findings, please remit licensing fees of \$28.00 within 30 days of the date of this letter.

Please return the signed application for amendment and a total of \$33.00 in fees as soon as possible.

Very truly yours,

Dean R. Reynolds
Field Examiner

DRR:kh
Enclosure

R-1016

June 26, 1969

Re : Permit No. R-1016

Wendell H. Welling

Box 60

Fielding, Utah

Dear Mr. Welling:

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

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA/mh

Enclosure

C
O
P
Y

R-1016

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. R-1016

REPORT ON PROOF OF Beneficial Use
Wendell H. Welling
Box 60
Fielding, Utah

R-1016

R 44E

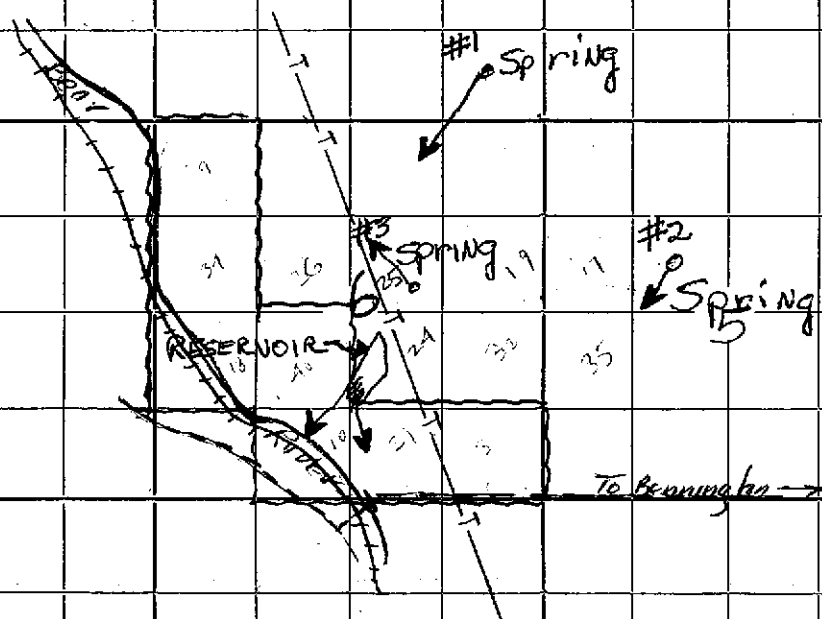
T

12

S

31

32



AREA - 316 ACRES

SUBD - 14

Q - N.A.

VOL - 200 AC - FT

PRIORITY - (100 AC - FT)

Has. 1' Camber.

Trickle Tube

Constructed Spillway

Stopping Gate Controls
with Vent tube
along side.

Stern is enclosed
in oil tube,

R-1016

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

Permit No. R-1016 ✓This proof is for Beneficial Use ✓

In Water District No. _____

1. Name of applicant Wendell H. Welling ✓2. Source of water supply: 3 unnamed springs ✓3. Location of point of diversion: Is in the NW 1/4 of Section 6 ✓ V9T. 12 S. R. 44 E. County of Bear Lake ✓

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

NATURAL GAS REVERSED ENGINE . BRECKLEY
CENTRIFUGAL PUMP MODEL # 5600 2394
6" INLET FROM 12" CONDUIT THROUGH DAM THROUGH
150 gal source - THROUGH SPCL UNDERGROUND MAIN
LINE - (10") - 6" ALUM MAIN LINE SPRINKLER SYSTEM

5. Water is used for: Irrigation ✓

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

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):

NW 1/4, SW 1/4, Sec. 5; S 1/2, N 1/2, S 1/2, SE 1/4, Sec. 6, all
in T. 12 S., R. 44 E., B.M.

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

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

Remarks: _____

178 Acs (min max 200) 1912

IRRIGATION REQUIREMENT = 3.0 AC-FT / ACRE / SEASON

This examination was made on the 21st day of Aug., 1958 ORR(Signed) Ken Reynolds

Examiner.

late proof Sept. 12, 1958

Priority - ~~Sept 15, 1958~~

nw n w

R-1016

plat - myx

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.

Wendell H. Welling
Box 60
Fielding, Utah
Permit No. R-1016
checked for Dam Specifications - in file
Examination for Beneficial Use

County Bear Lake

Sec. 6 T. 12S R. 44E

Quantity: 200 acre ft.

Source: 3 unnamed springs

P.D.: NWSE, Sec. 6, T. 12S, 44E

Use: Irrigation

Filed: August 28, 1957

Due: September 16, 1959

Extension: to 9-16-62

Completion of Works: Oct. 15, 1962

Other Rights: none

Made: Sep 30, 1963

1M April 1962

XXXXXXXXXX

October 3, 1963

Re: Permit No. R-1016

Wendell H. Welling
Box 60
Fielding, Utah

Dear Mr. Welling:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the News-Examiner, all submitted in proof of completion of works and beneficial use on Permit No. R-1016.

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
~~XXXXXXXXXXXX~~
GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR: mr

examined

R-1016

RECEIVED
OCT 1 1963

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Department of Reclamation

Permit No. R-1016

* * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

* * * * *

DEPOSITION OF HOLDER

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

Kendall Kelling - Tielding, Utah - Farmer

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:

Acting for self only

Ques. 3. State number, approval date of permit, and date of priority you propose to establish under the permit; R-1016 (Sept 30th 9/16/57) - Sept 30th 1963 8/28/57

Ques. 4. State source of water supply: springs
Give location of point of diversion, showing subdivision, section, township and range:

Reservoir outlet located NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6 T. 12 S. R. 44 E.B.M.

Ques. 5. Describe your works of diversion: Reservoir

_____ ; state amount of water they are capable of con-

veying from point of diversion to place of use 133 Acre Ft. Give name of canal or ditch

or other works by which water is conducted to such place of use: Two un-identified springs
diverted to place of use from reservoirs by open ditch and mainline sprinkler pipe.

_____ ; if a well, state depth of well (not a well) ; depth and size of cas-
ing: _____ ; depth to water _____ ; if pump is used,

state discharge of pump: _____ ; tell how it was measured or determined: _____

_____ ; if sprinkler irrigation, give number and size of nozzles and

operating pressure: Three one and one-quarter inch nozzles

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: SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 5 40A.,

NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 5 40 Ac., S $\frac{1}{2}$ N $\frac{1}{2}$ Sec. 6 160 Ac.; N $\frac{1}{2}$ S $\frac{1}{2}$ Sec. 6, 160Ac. SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 6, 40 Ac.

S $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 6 80 Acres, all in Twp. 12 S. R. 44 EEM.

State nature of all improvements which have been made as a direct result of said use:

\$26,000 reservoir and \$24,000 worth of pump, engine, and pipe.

R-1016 DR

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: This is not a ground water permit nor a drilled well

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

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

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:

I am the Person to whom original permit was issued

Ques. 10. State when and in what amount the water diverted under above mentioned permit has been first used: Used years ago for truck gardening times used since first use:
on property Five Times

Ques. 11. Describe all other water rights appurtenant to same place of use:
None

(sign) Wendell Stelling

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

Montpelier

County of

Bear Lake

State of Idaho, on this 30th day of September, A.D. 19 63.

Wendell Stelling

My Commission expires: April 12, 1967

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
OCT 2 1913

Department of Reclamation

PERMIT NO. R-1016

Proof of Application of Water to Beneficial Use
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.

Ans. John S. Taggart - 49 - 287 North 7th, Montpelier
(Occupation Soil Conservation Supervisor, Montpelier, Idaho; - Utah)

Ques. 2. Are you acquainted with Wendell Welling, the holder of Permit No. R-1016? How long have you known him and where does he reside?

Ans. Yes - Two months - Fielding, Utah

Ques. 3. Have you read or heard read said Permit No. R-1016, and are you familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Source - Unnamed Springs - stored in two reservoirs
Diverted to place of use by open ditch and mainline sprinkler
Pipe

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. 2.5 Second Feet Conveyed and used to sprinkle irrigate grain

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation of Cultivated Cropland (Small Grains)
SW 1/4 NW 1/4, Sec 5 40 Ac. NW 1/4 SW 1/4 Sec 5 40 Ac.
S 1/2 N 1/2 Sec 6 160 Ac N 1/2 S 1/2 Sec 6 160 Ac.
SE 1/4 SW 1/4 Sec 6 40 Ac. S 1/2 SE 1/4 Sec 6 80 Acres
All in Twp 12 S R 44 E. B.M.

R-1016

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. Not used for other than irrigation.

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.

Ans. Water used to irrigate previously dry-farmed land. Full irrigation would require .6 ^{Miner's Inch} ~~acres~~ per acre.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No.

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. Have seen water applied to grain crop through Sprinkler System at various times between June 10, 1963 and September 1, 1963. One Irrigation was given the grain.

(Signed)

John S. Jaggart

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 Montpelier, County of Blaine Lake, State of Idaho, on this 30th day of September, A. D. 1963.

Gene Ackenbush

Notary Public.

My commission expires April 12, 1967.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
Department of Reclamation

PERMIT NO. R-1016

Proof of Application of Water to Beneficial Use

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.

Ans. Joseph W. Rowse Age 44, Mont Pelier, Idaho
Occupation - Soil Conservation Service.

Ques. 2. Are you acquainted with Wendell Welling, the holder of Permit No. R-1016? How long have you known him and where does he reside?

Ans. 6 years Fielding, Utah.

Ques. 3. Have you read or heard read said Permit No. R-1016, and are you familiar with its provisions and conditions?

Ans. yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Source Un named Springs - stored in two Reservoirs
Diverted to Place of use by open ditch and mainline
Sprinkler Pipe.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. 2.5 C.F.S.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigated Cropland (small grains)
40 AC. SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 5, NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 5 40 AC.
S $\frac{1}{2}$ N $\frac{1}{2}$ Sec. 6. 160 AC. N $\frac{1}{2}$ S $\frac{1}{2}$ Sec. 6 160 AC.
SE $\frac{1}{2}$ SW $\frac{1}{4}$ Sec 6 40 AC. S $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 6 80 AC.
All in TWP 12 S R 44 E B.M.

R-1016

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. Not for Power or other Purpose.

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.

Ans. Water used to Irrigate previously dry-farmed land. Full irrigation would require .6 Acre inch Per Acre.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. Have seen water applied to land through a sprinkler system ~~for~~ since construction of reservoirs.

(Signed)

Joseph W. Russell

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 Montpelier,

County of Blaine, State of Idaho, on this 30th day of September,

A. D. 1963.

Quinn O'Connell

Notary Public.

My commission expires April 12, 1967.

**NOTICE FOR PUBLICATION
NOTICE OF PROOF
APPLICATION OF WATER
TO BENEFICIAL USE**

Notice is hereby given that at 10 a. m. on the 30th day of September, 1963, at Montpelier, County of Bear Lake, State of Idaho, before Irene Ochsenbein, Notary Public, Montpelier, Idaho, proof will be submitted of the application to beneficial use of 200 acre feet per annum of the waters of unna med springs in accordance with the terms and conditions of Permit No. R-1016 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and post office address of the person or corporation holding said permit Wendell Welling, Box 60, Fielding, Utah. The use to which said water has been applied is Irrigation. The amount applied to beneficial use is 113 acre feet Reservoir storage. The point of diversion of said water is Reservoir outlet - located NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6 T. 12 S.; R. 44 E. B. M.

The place where said water is used SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 5; S $\frac{1}{2}$ N $\frac{1}{2}$, N $\frac{1}{2}$ S $\frac{1}{2}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 6 all in Twp. 12 S., Rge. 44 E. B. M.

The date of priority which said user is prepared to establish is September 12, 1957.

CARL E. TAPPAN

State Reclamation Engineer
a-29; s-5|12|19)

R-1016
The grizzly bear is making one

THE NEWS-EXAMINER

MONTPELIER, IDAHO

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,)
County of Bear Lake,) ss.

Ruth R. Taylor

being first duly sworn, deposes and says
she is Publisher and Foreman of the
News-Examiner; that the said News-Examiner
is a weekly newspaper published at Montpelier,
County of Bear Lake, State of Idaho, of general
circulation in said County and State.

That the notice attached was published in
the said News-Examiner, and not in a
supplement, for Four

successive weeks, commencing with the issue
dated August 29, 1963

and ending with the issue
dated September 19, 1963

Ruth R. Taylor

Publisher and Foreman.

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10 a. m. on the 30th day of September, 1963, at Montpelier, County of Bear Lake, State of Idaho, before Irene Ochsenbein, Notary Public, Montpelier, Idaho, proof will be submitted of the application to beneficial use of 200 acre feet per annum of the waters of unnamed springs in accordance with the terms and conditions of Permit No. R-1016 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and post office address of the person or corporation holding said permit Wendell Welling, Box 60, Fielding, Utah. The use to which said water has been applied is Irrigation. The amount applied to beneficial use is 113 acre feet Reservoir storage. The point of diversion of said water is Reservoir outlet - located NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6 T. 12 S.; R. 44 E. B. M.

The place where said water is used SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 5; S $\frac{1}{2}$ N $\frac{1}{2}$, N $\frac{1}{2}$ S $\frac{1}{2}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 6 all in Twp. 12 S., Rge. 44 E. B. M.

The date of priority which said user is prepared to establish is September 12, 1957.

CARL E. TAPPAN
State Reclamation Engineer
a-29; s-5(12)(19)

Subscribed and sworn to before me this 27th day of September, 1963

Irene Ochsenbein

Notary Public.

R-1016

Re: Permit No. R-1016
Wendell Welling

Date: August 23, 1963

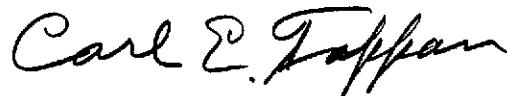
News Examiner,
Montpelier, Idaho.

Gentlemen:

Enclosed you will find Notice for Publication, once a week for four consecutive weeks prior to September 30, 1963, the date set for proof; the expense of the publication is to be paid by the applicant Wendell Welling of Box 60, Fielding, Utah 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
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.

CET:pmk

R-1016

NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 10:00 A.M. on the 30 day of September, 19 63
at Montpelier, County of Ben r Lake, State of Idaho, before
Irene Ochsenbein - Notary Public, Montpelier, Idaho, proof will be submitted of the
application to beneficial use of 200 ~~acre feet per annum~~ of the waters of unna med springs
in accordance with the terms and conditions of
Permit No. R-1016 heretofore issued by the Department of Reclamation of the State of
Idaho.

The name and post office address of the person or corporation holding said permit Wendell Walling, Box 60, Fielding, Utah

The use to which said water has been applied is Irrigation

The amount applied to beneficial use is 113 acre feet Reservoir storage

The point of diversion of said water is Reservoir outlet - located NW 1/4 Sec. 6
T.12 S., R.11E. B.M.

The place where said water is used (LEGAL DESCRIPTION)

SW 1/4, NW 1/4, Sec. 5; S 1/4, N 1/4, SE 1/4, S 1/4, Sec. 6 a 11 in Twp. 12S., Rge. 11E. B.M.

The date of priority which said user is prepared to establish is September 16, 1963 ^{12 1957}

CARL E. TAPPAN
State Reclamation Engineer

R-1016

(Date) August 14, 1963

(P. O.) Box 60, Fielding, Utah

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published
at my expense in the News Examiner of
Montpelier, Bear Lake County published in the
county in which the works are situated. Bear Lake Co.

Hendee Kellogg

(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

R-1016

ROBERT E. SMYLLIE
Governor



STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE

State Reclamation Engineer

RECEIVED
AUG 23 1963

Department of Reclamation

August 16, 1963

Re: Permit No. R-1016

Mr. Wendell Welling,
Box 60,
Fielding, Utah.

Dear Mr. Welling:

Returned herewith are two Forms 10 and Form 11 we received, with two blank Form 10. One copy of Form 10 has been marked in pencil.

This permit does not give you a direct flow right from the springs and is for one reservoir. The figures of amount of water are in first place, the amount claimed on the permit and the balance the amount you show in your large reservoir. Your permit does not include two reservoirs. The land list is garbled by commas where commas should not be located, and it is written below as shown on your amendment to the land list you signed October 10, 1962. That did not include land in SW $\frac{1}{4}$ Section 5.

Kindly complete the blank Forms 10, attach Form 11 and return.

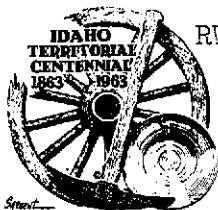
Very truly yours,

CARL E. TAPPAN, Acting
State Reclamation Engineer
By

Ralph W. Thomas
RALPH W. THOMAS, Deputy
State Reclamation Engineer

Encl. - Form 10 (2)
Form 11

RWT:ew



R-1016

August 23, 1963

Re: Permit No. R-1016

Mr. Wendell Welling,
Box 60,
Fielding, Utah.

Dear Mr. Welling:

This acknowledges the Notice of Proof of ~~Completed Proof of Water Right~~ Application of Water to Beneficial Use under Permit No. R-1016. The proofs are to be made at 10:00 o'clock A.M., on the 30th day of September, 1963, before Irene Ochsenbein, Montpelier, Idaho, Notary Public.

As of this date we have mailed the Notice to the News Examiner Montpelier, Ida. with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof then mail the affidavit of publication and statement of costs to you.

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

In returning the depositions to this office, be sure that all copies have been signed, the 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,

~~GEORGE W. JOHNSON~~

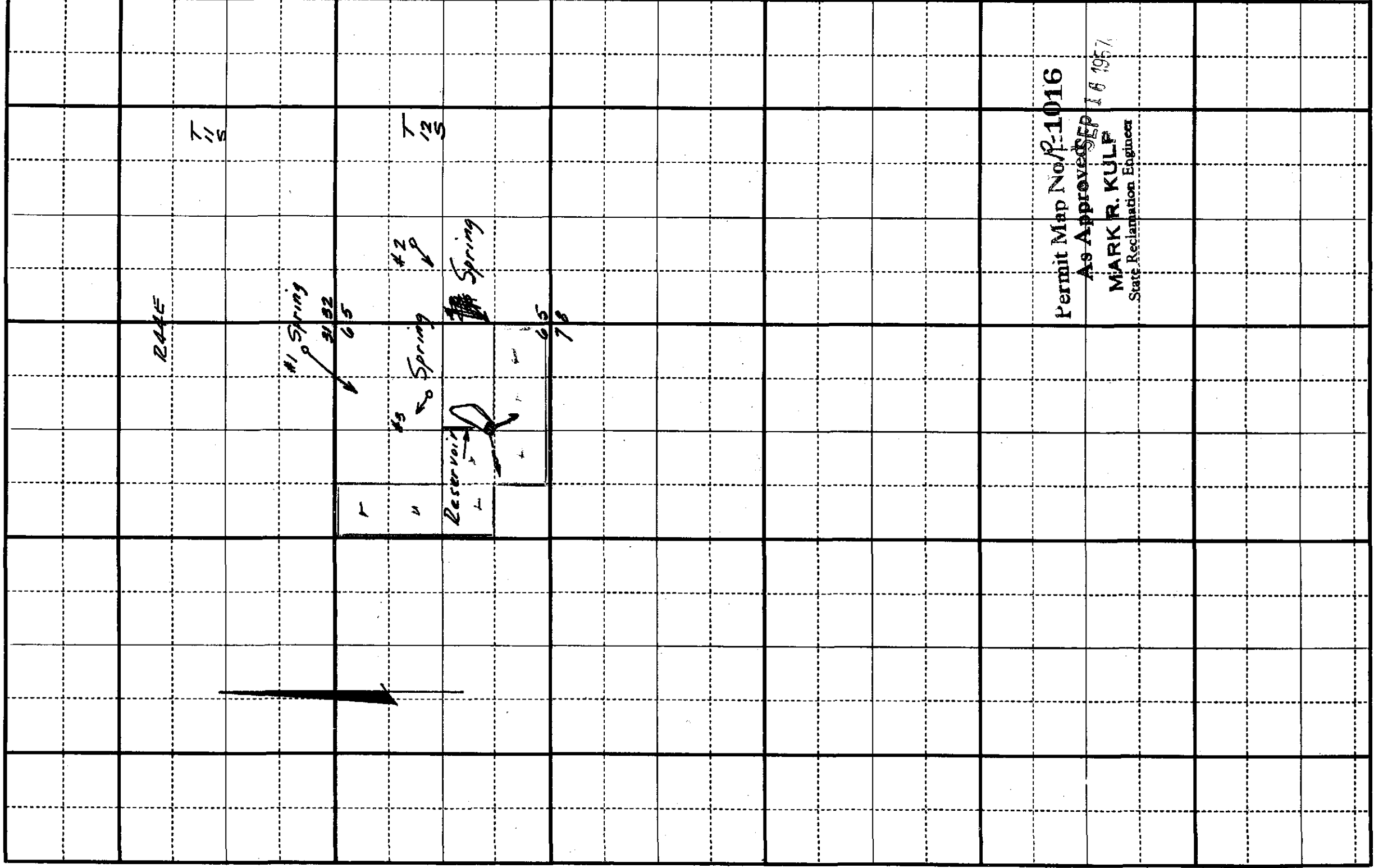
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

Enc.
EPR:pmk
cc: Notary

2-1016



Permit Map No. P-1016
As Approved SEP 18 1957
MARK R. KULP
State Reclamation Engineer

P-1016

August 16, 1963

Re: Permit No. R-1016

Mr. Wendell Welling,
Box 60,
Fielding, Utah.

Dear Mr. Welling:

Returned herewith are two Forms 10 and Form 11 we received, with two blank Form 10. One copy of Form 10 has been marked in pencil.

This permit does not give you a direct flow right from the springs and is for one reservoir. The figures of amount of water are in first place, the amount claimed on the permit and the balance the amount you show in your large reservoir. Your permit does not include two reservoirs. The land list is garbled by commas where commas should not be located, and it is written below as shown on your amendment to the land list you signed October 10, 1962. That did not include land in SW $\frac{1}{4}$ Section 5.

Kindly complete the blank Forms 10, attach Form 11 and return.

Very truly yours,

CARL E. TAPPAN, Acting
State Reclamation Engineer
By

RALPH W. THOMAS, Deputy
State Reclamation Engineer

Encl. - Form 10 (2)
Form 11

RWT:ew

R-1016

October 15, 1962

Re: Permit No. R-1016

Wendell Walling
Fielding, Utah

Dear Mr. Walling:

Enclosed is the Application for Amendment to the Land list which has been recorded in this office, and Certificate of Completion of Works issued on Permit No. R-1016.

Also enclosed is departmental receipt No. 31282 in the amount of \$6.00 covering fees.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. application for amendment
certificate
receipt

R-1016

Permit No. R-1016STATE OF IDAHO
Department of Reclamation

of Enc 500
 R
 SEP 24 1962
 Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Bear Lake } ss.Wendell Welling, being first duly sworn, upon his oath deposes and says:

First: That he is the holder and owner of Permit to appropriate the Public Waters of the State of Idaho, No. R-1016, and that his postoffice address is Fielding
 State of Utah

Second: That the name of the stream from which said water is to be diverted is 3 unnamed springs
These creeks is unidentified as far as name is concerned

Third: That the point of diversion of said water is 1/2 mile below the springs
on Wendell Welling Ranch NWSE Sec. 6 - 12 S - 44 E

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by Sept. 16, 1962

Fifth: That the use for which said water is intended is wheat & Hay & farm pasture

Sixth: That on the date above mentioned, the works constructed under said permit were (or were not) fully completed and consisted of the following:

I. Kind of Works: Reservoir earth filled

(RESERVOIR, DAM, DITCH, FLUME, PIPE OR OTHERWISE)

II. Dimensions of work:

(a) Height of dam 28 feet, length of dam at top 702 feet, length of dam at bottom 380 feet. Material used in construction earth filled

under auspices of Soil Conservation.

(STATE WHETHER WOOD, EARTH, STONE OR CONCRETE)

→ (b) Capacity of reservoir 133 acre feet.

(c) Size of headgate: Width 12 in feet, height 25 feet.

(d) Conduit 150 ft width at bottom 150 feet, width at water line 30

(STATE WHETHER DITCH, FLUME OR PIPE)

feet, depth of water 24 feet; diameter of pipe 12 inches, average grade per mile is 1.2 feet. Length of conduit is _____ miles.

Seventh: That said works are capable of conducting to the place of intended use 2.50
2 1/2 second feet of water.

Eighth: That water appropriated under said permit is available for 400 acres of land described as follows: (Portions of) NW 1/4 SW 1/4; SW 1/4 NW 1/4 Sec. 5; S 1/2 N 1/2; N 1/2 S 1/2; S 1/2 SE 1/4; SE 1/4 SW 1/4 Sec. 6; all in Township 12 South, Range 44 East, Boise Meridian in Idaho.

Ninth: Remarks:—That _____

Wendell Welling
 (SIGN HERE)

Subscribed and sworn to before me this 13 day of July, 1962

Thomas W. Matting
 NOTARY PUBLIC

My commission expires July 26, 1964

R-1016

RT

RECEIVED

OCT 15 1962

Application for Amendment

LAND LIST

Department of Reclamation

Permit No. R-1016

Comes now Wendell Welling, 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. R-1016, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

400 acres of land described as follows:

NW $\frac{1}{4}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$ Sec. 5., S $\frac{1}{2}$ N $\frac{1}{2}$, N $\frac{1}{2}$ S $\frac{1}{2}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 6, all in Twp. 12 S., Rge. 11 E.B.M.

, making a total of 400 acres.

That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at Fielding, Utah this 10th day of October, 1962

Wendell Welling

Date of receipt at office of Department of Reclamation October 15, 1962

APPROVAL OF STATE RECLAMATION ENGINEER

Ralph W. Thomas, Deputy

I, ~~John W. Thomas~~, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. R-1016. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

Recorded in Book R-5 of
Permits, Page 1061
October 15, 1962

Ralph W. Thomas
Deputy
State Reclamation Engineer

R-1016

RT

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Re: Permit No. R-1016

Date:

June 28, 1963

Wendell H. Walling
Box 60
Fielding, Utah

Dear Mr. Walling:

The date for proof of application of water to beneficial use, as set out under the terms of Permit No. R-1016 is due not later than Sept. 16, 1963. If by this date you are not prepared to make this proof, you may make it at a later date, however, your priority will be advanced the same length of time for which the proof is late.

Before this proof can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county.

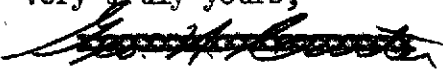
We enclose Form 10, in duplicate, which is to be filled in and returned to this department at least forty (40) days before the above mentioned date and/or before the time you intend to make proof. This form, in duplicate, is to include the time of day, the date, the name of the town, the address of the Notary Public before whom you will appear to make the depositions of proof (this may be at any place that is convenient for you and your two witnesses), the quantity of water, for what purpose it is used, the point or points of diversion and the location of use or lands which are irrigated - by legal land description. Descriptions should be taken from your Permit, including any amendments thereto, as recorded in this department. If changes have been made and no amendments are on record, we advise that you request a form for this purpose before your notice is published.

Also enclosed is Form 11, which is the authorization for us to have the notice published in the designated county newspaper, at your expense. This is to be returned with Forms 10.

At the time we send the notice to the newspaper we will send to you the forms for the depositions of holder and two disinterested witnesses. It is important that the depositions be executed at the time, on the date set and at the place named, before the Notary Public, as advertised in the publication notice.

The amount of water allowed in a license cannot be more than is actually produced and measured and put to beneficial use, and cannot be more than the statutory amount allowable per acre of land actually found by field inspection to have been irrigated at the time of proof.

Very truly yours,


CARL E. TAPPAN, Acting
State Reclamation Engineer

Enc. Form 10 - 11

R-1016

September 24, 1962

Re: Permit No. R-1016

Wendell Welling
P. O. Box 60
Fielding, Utah

Dear Mr. Welling:

We received your proof of completion of works under your permit with the \$5.00 fee for the certificate.

You show the land to be irrigated as 400 acres in Sections 5 and 6, whereas your permit shows you were to irrigate NW1/4, NE1/4, SE1/4, SW1/4, S1/2, Sec. 6, T. 12 S., R. 14 E.

Enclosed is a form to amend the land list which must be completed if you want to include the extra land. Kindly complete the form and return to this office with \$1.00 fee for recording the amendment or we can issue the certificate for the land shown on the permit.

Kindly advise promptly.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:sw

Enc. amendment form

R-1016

\$100.00 only Ever.
Wendell H. Welling

GRAIN DEALER

RECEIVED
OCT 15 1962

Department of Reclamation

Oct, 10th 1962

Mr. Ralph W. Thomas, Deputy
State Reclamation Engineer
Boise, Idaho

Dear Mr. Thomas;

Idont have the new description here in my office, However
the new description that Mr John Hodge sent to you is
the most accurate, And if you would be so kind as to
enter it into this new inclosed form which I have signed
then this matter would be completed.

This will save me a trip to Paris Idaho to gather this
information for you.

I thank you

Wendell Welling

R-1016 JK-

ROBERT E. SMYLIE
Governor



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE

GEO. N. CARTER
State Reclamation Engineer

RECEIVED
OCT 15 1962

Department of Reclamation

September 24, 1962

Re: Permit No. R-1016

Wendell Welling
P. O. Box 60
Fielding, Utah

Dear Mr. Welling:

We received your proof of completion of works under your permit with the \$5.00 fee for the certificate.

You show the land to be irrigated as 400 acres in Sections 5 and 6, whereas your permit shows you were to irrigate $W\frac{1}{2}NW\frac{1}{4}$, $N\frac{1}{2}SW\frac{1}{4}$, $SE\frac{1}{4}SW\frac{1}{4}$, $S\frac{1}{2}SE\frac{1}{4}$, Sec. 6, T. 12 S., R. 44 E.

Enclosed is a form to amend the land list which must be completed if you want to include the extra land. Kindly complete the form and return to this office with \$1.00 fee for recording the amendment or we can issue the certificate for the land shown on the permit.

Kindly advise promptly.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By: *Ralph W. Thomas*
RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. amendment form



R-1016

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Boise, Idaho

Re : Permit No. R-1016

July 2, 1962

Wendell H. Welling
Box 60
Fielding, Utah

Dear Mr. Welling:

Under the terms of your Permit No. R-1016 you are required to complete your diversion works on or before Sept. 16, 1962. I enclose blank affidavit to be filled out, sworn to by you before a Notary Public, or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

The certificate to be issued under this proof will not give a perpetual right to the use of water for which application was made, as it only confirms the completion of works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

Very truly yours,

GEO. N. CARTER

State Reclamation Engineer

Enc. Form 6

R-1016

September 26, 1958

Re: Permit No. R-1016

Mr. Wendell H. Welling
P. O. Box 60
Fielding, Utah

Dear Mr. Welling:

Enclosed is the Approval of State Reclamation Engineer for an Extension of Time for completion of construction work under the terms of Permit No. R-1016 to September 16, 1962, as same was recorded in the Department of Reclamation in Book R4 of Permits at Page 1016. This extension should now be attached to the original permit to which it refers and to which it becomes an extended limitation.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Chief Clerk

EPR:nls
Enc.

R-1016

Permit No. R-1016

Application for Extension of Time FOR COMPLETION OF WORKS

Thendee H. Helling, of Fielding Utah
State of Utah, being first duly sworn, upon his oath deposes and says:

He is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho
No. R-1016 a reservoir at Remington Idaho
Under the terms and conditions of said permit, construction work thereunder was required to be
completed by Sept. 16, 1958

That he has heretofore performed the following work described under said permit.

The survey and maps have been
completed, but none of the actual
construction, has been started yet.
we are awaiting approval.

costing \$.....

That he is unable to complete the remainder of the work within the required time, for the following reasons, to-wit:

We are just now receiving the O.K. from
the State engineer. He will have plans completed
within the next few days, at which time
He will give us the go-ahead.

We expect to complete the first phase
this fall according to Mr. Woodward's plans

WHEREFORE, He asks that the ~~Commissioner~~ ^{State} of Reclamation/^{Engineer} extend the time for the completion of works under said permit to Sept 16, 1962

Subscribed and sworn to before me this 22nd day of September, 1958

My commission expires Dec. 30th. 1958

Notary Public.

Date of receipt at office of Department of Reclamation Sept. 23, 1958

~~APPROVAL OF STATE RECLAMATION ENGINEER~~
~~APPROVAL OF COMMISSIONER OF RECLAMATION~~

I, GEO. N. CARTER, ~~Commissioner~~ ^{State} of Reclamation/^{Engineer} of the State of Idaho, hereby extend the time for the completion of construction work under Permit to Appropriate the Public Waters of the State of Idaho, No. R-1016 to

September 16, 1962

Witness my hand this 23rd day of September, 1958

G. N. Carter
State Reclamation Engineer

Time is running out, but will you
approve an extension, if application
for extension is properly made?

9-15-58

Yes: The S.C.S. called me
about it about one month
ago ^{have} Make appln. for extension
for ~~the~~ years G.M.C. 2-10-16

September 18, 1958

Re: Permit No. R-1016

Mr. Wendell H. Welling
Box # 60
Fielding, Utah

Dear Mr. Welling:

We acknowledge receipt of your letter of September 10, 1958, and note the circumstances which have prevented you from proceeding with the works required under the terms of your Permit No. R-1016.

Your original application for this permit asked for only one year within which to make completion of works, but the statutes allow up to a maximum of five years.

You may, therefore, apply for an extension of time for an additional four years, and we enclose a form of application for such extension herewith.

This should be executed by you before a Notary Public and returned promptly to this office for approval and record.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Chief Clerk

A
Encl.

R-1016

RECEIVED
SEP 1 5 1958
Department of Reclamation

W. H. WELLING GRAIN CO.

FIELDING, UTAH
PHONE GL 8-2291

MONTPELIER, IDAHO
PHONE 154

Fielding Utah
Sept 10th 1958

Mr Geo. N. Carter
Dept. Of Reclamation
Boise, Idaho

Dear Mr Carter;

Regards; - Permit no. R-1016 - you wrote me on July 1st; stating that I would be cancelled out, if my reservoir project was not completed by Sept 16-1958.

I have been two years working with the soil conservation office and your office, getting this project to where it is; - Mr Woodward of Pocatello advised me to write you this letter explaining that the reservoir ~~has~~ just been approved and the plans would be in your office within a week;

I am in need of 45 days extension on this proof of completion you are requesting.

I have contractor already to start working as soon as plans are given to us.

yours truly
R-1016 Wendell Welling

S T A T E O F I D A H O

DEPARTMENT OF RECLAMATION

BOISE.

INSTRUCTIONS

PROOF OF COMPLETION OF WORKS

Re: Permit No. R-1016

Boise, Idaho
July 1, 1958

Mr. Wendell H. Welling
Box 60, Fielding, Utah

Dear Sir:-

Under the terms of your permit No. R-1016 you are required to complete you diversion works on or before September 16, 1958. I enclose blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

The certificate to be issued under this proof will not give a perpetual right to the use of water for which application was made, as it only confirms the completion of works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

Very truly yours,

GEO. N. CARTER

State Reclamation Engineer

Enc.

R-1016

September 17, 1957

Re: Permit No. R-34971

Mr. Wendell Welling
Montpelier,
Idaho

Dear Mr. Welling:

Confirming our telephone conversation of last Friday, we are writing you stating that your reservoir permit storing the water from three un-named springs has been approved by Mr. Kulp.

It will probably be another week before we can return to you your signed permit, as the same has to be signed by the Governor and Secretary of State and recorded before sending it to you, however, we will get it to you at our first opportunity.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Office Manager

RWT:lw

R-1016

October 3, 1957

Re: Permit No. R-1016

Mr. Wendell Welling
Montpelier,
Idaho

Dear Mr. Welling:

We enclose Permit No. R-1016 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. 28762 which was issued covering payment in the amount of \$5.00 for the filing fee of the above mentioned permit.

Very truly yours,

MARK R. HULP
State Reclamation Engineer
By

Edna P. Rutledge (Mrs.)
Chief Clerk

EPP:lw
Encls.

R-1016