

RECEIVED
JAN 5 1962

Application for Amendment

LAND LIST

Department of Reclamation

Permit No. G-28456

Comes now Malvin J. Bailey, President, Cotterel Farms Co., 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-28456, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 4; NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 5, T. 11 S., R. 27 E., B.M.

, making a total of 300 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 Burley, Idaho this 16th day of November, 1961

[Signature]

Date of receipt at office of Department of Reclamation January 5, 1962

APPROVAL OF STATE RECLAMATION ENGINEER

RALPH W. THOMAS, Deputy

I, ~~Malvin J. Bailey~~, 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. G-28456. 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: January 16, 1962
Book 100 of Permits, at
Page 28456

[Signature: Ralph W. Thomas]
Deputy
State Reclamation Engineer

28456

C.T. #7

← To U.S. HWY. No. 30 S.
and DECD

R-27E.

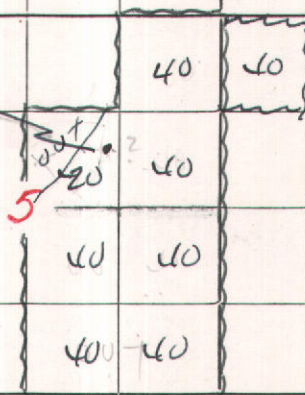
31

T.
11
S.

6

Well #7
PD

X



80

60

80

80

300

8

Subdivisions

8

AREA

300 acres

Q

5.6 cts or 280 inches

NOTICE OF PROOF OF
COMPLETION OF WORKS
and
APPLICATION OF WATER

TO BENEFICIAL USE

Notice is hereby given that at 4:00 P.M. on the 31st day of August 1961, at Burley, County of Cassia, State of Idaho, before Richard K. Smith, Notary Public, at 2215 Overland Ave., Burley, Idaho, proof will be submitted of the completion of works for the diversion of 7 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 28456, 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 Cotterel Farms Co., Malta, 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 7 cubic feet per second.

3. The use to which said water has been applied is irrigation and domestic purposes, and the amount applied to beneficial use is 7 cubic feet per second.

4. The point of diversion of said water is SE¼ of the NE¼ of Section 5, Township 11 S., Range 27, E.E.M., County of Cassia, State of Idaho.

5. The place where said water is used is E½E½ Section 5, W½ Section 4, Township 11 S., Range 27, E.E.M., County of Cassia, State of Idaho.

6. The date of priority which said user is prepared to establish is 1:00 P.M. February 11, 1960.

GEO. N. CARTER

State Reclamation Engineer
Published in the Burley Herald-Bulletin in the issues of Aug. 4, 11, 18, and 25, 1961.

Affidavit of Publication

The Herald-Bulletin

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

COUNTY OF CASSIA

SEP 8 1961

SEP 5 1961

ss.

Carl Jones first being duly sworn, deposes and says: That he is the printer of The Herald-Bulletin, a daily newspaper published at Burley in the County of Cassia, State of Idaho; that the said newspaper has a general circulation in said county, and that the said newspaper is published daily and has been continuously and uninterruptedly published in said county, not less frequently than once a week, during a period of seventy-eight consecutive weeks immediately prior to the first publication of the printed notice herein referred to;

That said newspaper at all times herein mentioned, has been a newspaper of general circulation, made up of at last four pages of at least five columns each, printed from typed matter or stereotyped forms of at least seventeen and three-fourths inches depth, and during the whole of said time has had at least two hundred bona-fide subscribers living within said County of Cassia.

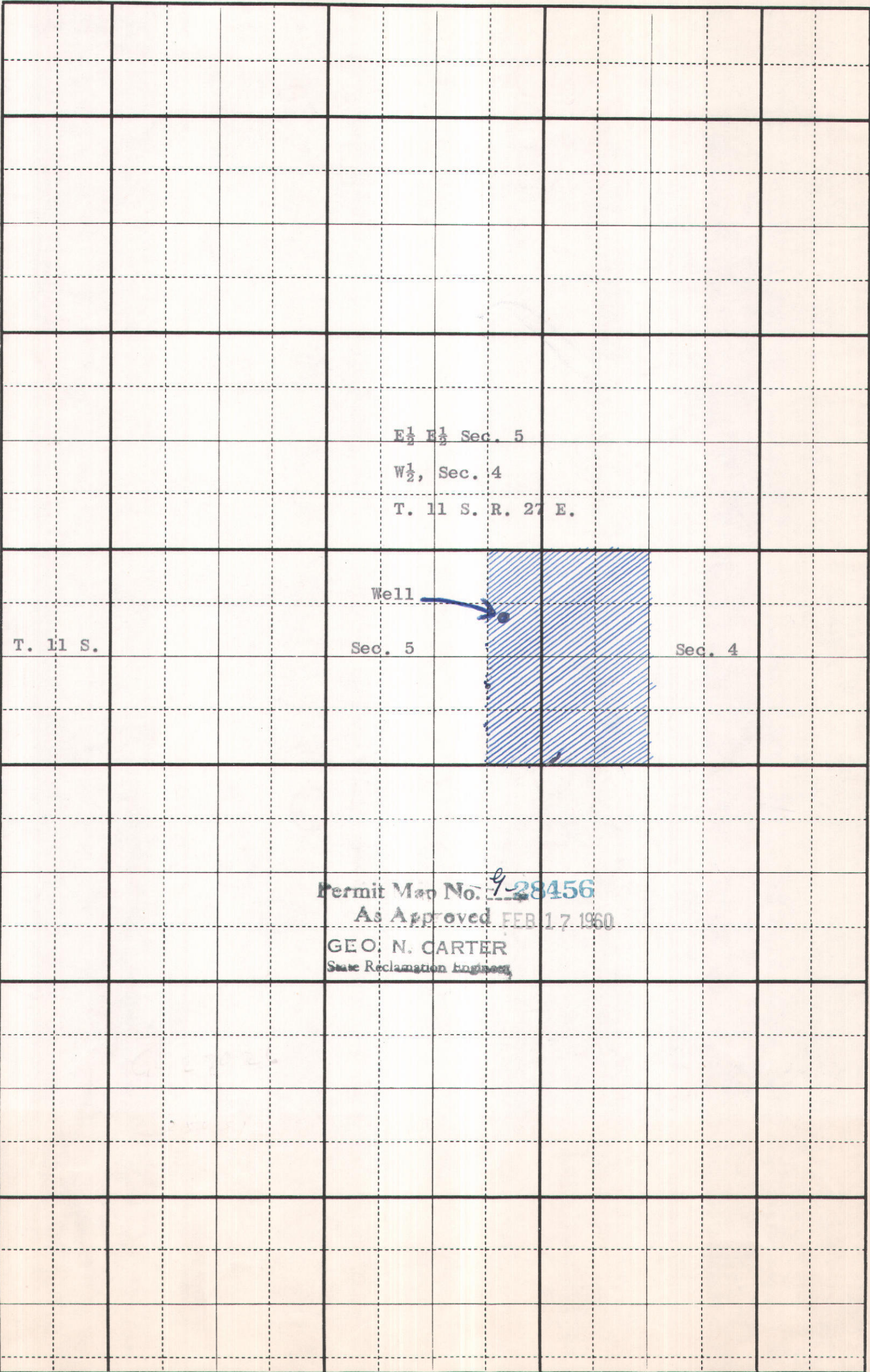
Affiant further states that the printed notice attached hereto was duly published according to law, in the regular weekly editions of the said newspaper and not in any supplement thereof, for 4 consecutive weeks, commencing with the issue dated Aug 4, 1961, and ending with the issue dated Aug 25, 1961.

Subscribed and sworn to before me this 28 day of Aug, 1961.

Hazel G. Woodall
Notary Public in and for the State of Idaho
Residing at Burley, Idaho

My Commission Expires June 4, 1963

28456



State of Idaho
License and Certificate of Water Right

Water License No. G-28456

Amount 5.6 c.f.s.

Water District No. _____

Priority February 11, 1960

THIS IS TO CERTIFY that COTTEREL FARMS CO.
of Malta, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated February 11, 19 60; that Permit No. G-28456
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
5.6 second feet, was issued thereunder on January 16, 19 62, showing that said works
were completed on the 31st day of August, 19 61; and that on the 31st
day of August, 19 61,

COTTEREL FARMS CO.

of Malta, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean flow, for the purpose of irrigation and
domestic use, under Use Permit No. G-28456 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume

12 of Licenses at page 7239, on the 16 day of January, 19 62;

The right hereby confirmed dates from February 11, 19 60;

The Point of Diversion is located

in the SW 1/4 NE 1/4, Sec. 5, Tp. 11 S, R. 27 E, B. M. Cassia County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 5.6 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
11 S	27 E	4 5	NW 1/4 NW 1/4	40	40
			NE 1/4 NE 1/4	40	40
			SW 1/4 NE 1/4	40	20
			SE 1/4 NE 1/4	40	40
			NE 1/4 SE 1/4	40	40
			NW 1/4 SE 1/4	40	40
			SW 1/4 SE 1/4	40	40
			SE 1/4 SE 1/4	40	40
			Total number of acres to be irrigated:		300

The right to the use of the water aforesaid 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

16th day of January, 19 62.

RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

43 2488

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G-28433
 Permit No. G-28456
 District No.

1. Name of Applicant: Cottarel Farms Co.

Postoffice address: Malta

County: Cassia

State: Idaho

2. Quantity of water claimed:

(a) Rate of withdrawal in cubic feet per second seven or Idaho
 Miners' inches 350 or gallons per minute

(b) Annual withdrawal in acre feet per annum

3. Source of water supply: Subterranean waters

4. Location of point of diversion or well is in the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 5

Twp. 11 S, Rge. 27 E, B.M., County of Cassia

5. Water is to be used for: Irrigation and domestic uses

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: Deep drilled well, electric driven pump, and open ditches

8. Estimated cost of works: \$11,000.00

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 5 years.

11. If applicant is a corporation, give:

I. (a) Date and place of incorporation: April 30, 1958 - Idaho

(b) Amount of capital stock: \$/ 1,000 shares at par value of \$100.00 per share.

(c) Amount paid in: \$26,500.00

(d) Names and addresses of directors: Melvin T. Bailey, President, Malta, Idaho;
 Dr. John R. Moritz, Vice-President, Sun Valley, Idaho; LaGrand Johnson, Secretary-Treasurer,
 Logan, Utah.

II. The financial resources of the applicant are (a) Cash onhand: \$

(b) Treasury stock: nil (c) Bonds to be issued: nil

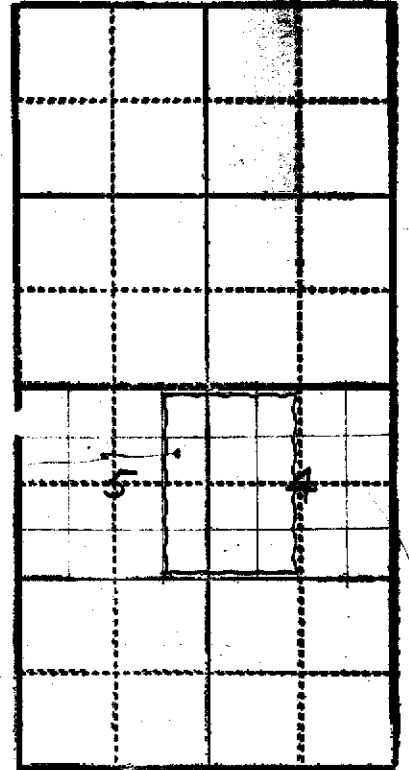
(d) Other resources: Other farm land in Cassia County

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: E $\frac{1}{2}$ NW $\frac{1}{4}$, Section 4, has a partial water right under Permit No. G-28026

(a) $\frac{1}{2}$ (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) $\frac{1}{2}$ (cubic feet per second, ~~inches or gallons per minute~~) is for new lands.



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.

Cottrell Farms Co.

Applicant.

By s/ Melvin J. Bailey

Agent.

Date of first receipt at Department of Reclamation: 1:00 P.M. February 11, 1960

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 28456

Recorded in Book 100

Page 28456

Approved February 17, 1960

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 17, 1962**

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 17, 1965**

Witness my hand this 17th

day of **February, 1960**

s/ GEO. N. CARTER

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 17th
day of February, 19 60

Countersigned:

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS

By s/ ROBERT E. SMYTHE

Governor

12.

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	
11 S	27 E.	5 4	40			40				40	40	40	40				40	40	160 320 480
			Application for Amendment POINT OF DIVERSION Permit No. G-28456																
FARMS CO.			Comes now MELVIN J. BAILEY and represents to the State Reclamation Engineer of the State of Idaho: T is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-284 point of diversion is described in said Permit as being located: in the SE¹/₄ of the NE¹/₄ of Section 5, Township Range 27 East, Boise Meridian, Cassia County, Idaho. That he now requests that the point of diversion be changed to a point located: in the SW¹/₄ of the N Section 5, Township 11 South, Range 27 East, Boise Meridian, Cassia County, Idaho. That the reason for desiring to make such change is as follows: The location of the well was incorpe described in the permit. That no one will be injured by such change, and that such change will be made at Pe own risk. Signed at Twin Falls, Idaho, this 27th day of March, 1961 COTTEREL FARMS CO. /s/ Melvin J. Bailey Its President																
Date of Receipt at Department of Reclamation:			March 28, 1961																

APPROVAL OF STATE RECLAMATION ENGINEER

I, GEO. N. CARTER, 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. G-28456. 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/ GEO. N. CARTER
State Reclamation Engineer

Recorded in Book 100 of
Permits, at Page 28456
March 31, 1961

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, No. G-28456

Comes now MELVIN J. BAILEY, President of COTTEREL FARMS CO., and represents to the State Reclamation Engineer of the State of Idaho. That the corporation is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. G-28456, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

E $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, and SE $\frac{1}{4}$ of Section 5, Township 11 South, Range 27 East, Boise Meridian, all in Cassia County, Idaho.

That the quantity of water claimed be reduced from 350 to 260 inches, making a total of 280 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 Twin Falls this 27th day of March, 1961

COTTEREL FARMS CO.

By /s/ MELVIN J. BAILEY
President

Date of receipt at office of Department of Reclamation: March 28, 1961

APPROVAL OF STATE RECLAMATION ENGINEER

I, Geo. N. Carter 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. G-28456. 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/ GEO. N. CARTER
State Reclamation Engineer

Recorded March 31, 1961

APPLICATION FOR AMENDMENT

LAND LIST
Permit No. G-28456

Comes now COTTEREL FARMS CO., 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-28456 and requests that the list of lands to be irrigated as described in said permit, be changed to read as follows:

NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 4; NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 5, T. 11 S., R. 27 E., B. M., making a total of 300 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 Burley, Idaho, this 16th day of November, 1961

Wilford W. Lundberg,

Date of receipt at office of Department of Reclamation: January 5, 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. G-28456. 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: January 16, 1962

Permit No. G-28456 ✓
 CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that COTTEREL FARMS CO. of Malta, County of Cassia and State of Idaho, the holder of Permit No. G-28456, issued upon Application No. G-36433, bearing date of priority of February 11, 1960, authorizing the diversion of 7.0 second feet of waters of a well, County of Cassia, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 5.6 second feet of the waters of a well from subterranean flow; that the point of diversion of said waters is SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 5, T. 11 S., R. 27 E., B. M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:

300 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 4; NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 5, T. 11 S., R. 27 E., B. M.

Witness my hand this 16th day of January A. D., 1962.

s/ RALPH W. THOMAS
 Deputy State Reclamation Engineer

Proof of Completion of Works Made: August 31, 1961

LICENSE ISSUED FOR 5.6 SEC. FT.
page 7239

January 17, 1962

Re: Permits No. G-28456; G-29099
Cottrell Farms Co.
G-29584 - Yale Farms

Mewel A. Nelson
Certified Public Accountant
Snow Building
Burley, Idaho

Dear Mr. Nelson:

Enclosed are amendments to the land list on Permit No. G-28456 and G-29099, which have been recorded, Certificates of Completion of Works and Licenses and Certificates of Water Right on the three permits shown above.

We also enclose departmental receipt No. G-6766, in the amount of \$7.00 fees on G-29584; receipt No. G-6767 in the amount of \$22.00 fees on G-28456; receipt No. G-6768 in the amount of \$25.00 fees on G-29099.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. amendments 2
certificates (6)
receipts (3)

28456

SNOW BUILDING
PHONE
ORCHARD 6-5473

NEWEL A. NELSON
Certified Public Accountant
BURLEY, IDAHO

Ch Encl. B 200

MEMBER
AMERICAN INSTITUTE OF ACCOUNTANTS
IDAHO SOCIETY OF
CERTIFIED PUBLIC ACCOUNTANTS

RECEIVED
JAN 11 1962

Department of Reclamation

January 10, 1962

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

Attention: Mr. Ralph W. Thomas
Deputy State Reclamation Engineer

Dear Mr. Thomas:

Enclosed is Yale Farms check #544 to cover the fee for amendment of permit numbers G-28456 and G-29099 as per your letter of January 8th.

Would you kindly check on the other permits which I mentioned in my previous letter?

Yours very truly,

Newel A. Nelson
Certified Public Accountant

Enc.
NAN:mg

28456

January 8, 1962

RE: Permits No. G-28456, G-29099, G-29584
Cottarel Farms Co.
G-29596
Yale Farms

Newel A. Nelson
Certified Public Accountant
Snow Building
Burley, Idaho

Dear Mr. Nelson:

Your letter of January 3 with applications for amendment to the land list on Permits No. G-28456 and G-29099, relinquishment of Permit No. G-29100, and a check for \$7.00 fees for Permit No. G-29584 has been received.

The check No. 526 we received for fees for Permit No. G-28456 was for \$21.00, and check No. 527 for Permit No. G-29099 was for \$25.00, neither of which covered the additional fee of \$1.00 for each amendment.

The check for \$7.00 you enclosed will be adequate for fees for Permit No. G-29584. The certificates will be prepared next week.

Kindly send us the \$2.00 fee for the two amendments and the amendments will be recorded and the certificates will be prepared.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Ralph W. Thomas
Deputy State Reclamation Engineer

RWT:mr

28456

Application for Amendment

LAND LIST

Permit No. G-28456

RECEIVED

JAN 5 1962

Department of Reclamation

Comes now Melvin J. Bailey, President, Cotterel Farms Co., 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-28456, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 4; NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 5, T. 11 S., R. 27 E., B.M.

_____, making a total of 300 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 Burley, Idaho this 16th day of November, 1961

[Signature]

Date of receipt at office of Department of Reclamation January 5, 1962

APPROVAL OF STATE RECLAMATION ENGINEER

RALPH W. THOMAS, Deputy

I, ~~STATE RECLAMATION ENGINEER~~, 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. G-28456. 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: January 16, 1962
Book 100 of Permits, at
Page 28456

Ralph W. Thomas
Deputy
State Reclamation Engineer

28456

November 30, 1961

RE: Permits No. G-28024, G-28025, G-28026
Yale Farms Co.
G-28030, G-28456, G-28457, G-29098, G-29099
Cotterel Farms Co.

Mr. Wilford W. Lundberg, Manager
Cotterel & Yale Farms Co., Inc.
119 W 3rd North
Logan, Utah

Dear Mr. Lundberg:

Enclosed are the Certificate of Completion of Works and License and Certificate of Water Right on Permits No. G-28024, G-28025, G-28026, G-28030, G-28457, G-29098.

Also enclosed are departmental receipts No. G-6707, \$23.00, G-6708, \$23.00, G-6706, \$25.00, G-6709, \$29.00, G-6710, \$33.00, G-6711, \$25.00 covering the fees for the Certificates and Licenses.

The Certificates and Licenses on Permits No. G-28456 and G-29099 will be sent you when the amendments have been received in this office.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

Enc. certificates 6
licenses 6
receipts 6

cc: Newel A. Nelson
Burley, Idaho

November 2, 1961

Re: Permit No. G-28456

Melvin J. Bailey, President
Cotterel Farms Co.
Malta, Idaho

Dear Mr. Bailey:

Our field engineer's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-28456 shows the well is ~~(are)~~ capable of conveying 280 miner's inches, or 5.6 c.f.s. of water for the irrigation of 300 acres.

Upon receipt of the statutory fees, totaling \$ 21.00 , we will issue the Certificate of Completion of Works (fee \$5.00) and the License and Certificate of Water Right (fee \$ 16.00 , based at the rate of \$2.00 for each 40-acre subdivision) confirming the right, with priority of February 11, 1960 to the use of 5.6 second feet of subterranean water with the point of diversion in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 5 for domestic use and irrigation of 300 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 4; NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 5, T. 11 S., R. 27 E., B.M.

Since your permit does not include the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 4 it will be necessary to amend the land list on the permit, if you want the extra land included in the license. Complete the enclosed form, submit it with the above mentioned statutory fees, plus an additional fee of \$1.00 for recording the amendment, to this office and the Certificate of Completion of Works and License and Certificate of Water Right will be issued as shown above.

If you do not want the extra land included, the statutory fees will total \$19.00 and the land list will be restricted to the lands shown on the permit which are actually irrigated.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr
Enc. amendment

2845621

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY
WATER RESOURCES DIVISION

Cottrell + Yale Farms Co. River at #7 Well Permit # 6-28456

No. _____ of _____ Sheets. Comp. by _____ Chk. by _____

28456⁷⁸

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-28456

Cotterel Farms Co.
Malta, Idaho

REPORT ON PROOF OF Completion of Works & Beneficial Use

← To U.S. HWY. No. 30 S.
and DEGLD

R-27E.

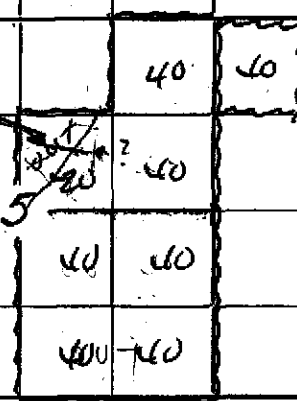
31

T.
//
S.

6

Well #7
P.D.

X



80

60

4

80

80

300

8

0

Subdivisions

8

AREA

300 acres

Q

5.6 cfs or 280 inches

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

Permit No. G-28456

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant Cotterel Farms Co., Malta, Idaho
2. Source of water supply: subterranean
3. Location of point of diversion: Is in the SW 1/4 NE 1/4 of Section 5
T. 11S R. 27E County of Cassia
4. Describe works as they exist, giving dimensions and capacities of same: 200 HP GE. Motor
ZTJ 1230011, Layne-Bowler pump # 28293 (3000 GPM @ 220' @ 1770 RPM.
12" discharge
5. Water is used for: irrigation and domestic
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):
NE 1/4, SW 1/4, SE 1/4, Sec. 5, T. 11 S., R. 27 E., B. M.

Amend land list to include NW 1/4 NW 1/4 Sec. 4, T. 11 S.
R. 27 E.

(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. Wilford Lundberg along

Measured by Current Meter.

This examination was made on the 28th day of October, 1961

(Signed)

Layne Johnson

Examiner.

28456

#7
Cottrell Farms, Co.
Malta, Idaho

Permit No. 04851356

Completion of Works
Examination for and Beneficial Use

County Cassia

Sec. 5 T. 11S R. 27E

Quantity: 5.6 c.f.s.

Source: Well

P.D.: SAME, Sec. 5, T. 11S. - R. 27EBM

Use: Irrigation & Domestic

Filed: Feb. 11, 1960

Due: Feb. 17, 1965

Extension: —

Driller Ralph Denton

Protests - none

Completion of Works: —

Other Rights: Partial right in
permit S-28026.

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.

RECEIVED

NOV 1 1961

Department of Reclamation

28456

September 11, 1961

Re: Permit No. G-28456, G-29099, G-29100

Cottarel Farms Co., Inc.
Malta, Idaho

Gentlemen:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the The Herald Bulletin, all submitted in proof of completion of works and beneficial use on Permit No.

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,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

cc: Richard King Smith
Attorney at Law
Professional Bldg.
Burley, Idaho

**NOTICE OF PROOF OF
COMPLETION OF WORKS
and
APPLICATION OF WATER**

TO BENEFICIAL USE

Notice is hereby given that at 4:00 P.M. on the 31st day of August 1961, at Burley, County of Cassia, State of Idaho, before Richard K. Smith, Notary Public, at 2215 Overland Ave., Burley, Idaho, proof will be submitted of the completion of works for the diversion of 7 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 28456, 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 Cotterel Farms Co., Malta, 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 7 cubic feet per second.

3. The use to which said water has been applied is irrigation and domestic purposes, and the amount applied to beneficial use is 7 cubic feet per second.

4. The point of diversion of said water is SE $\frac{1}{4}$ of the NE $\frac{3}{4}$ of Section 5, Township 11 S., Range 27, E.B.M., County of Cassia, State of Idaho.

5. The place where said water is used is E $\frac{1}{2}$ E $\frac{1}{2}$ Section 5, W $\frac{1}{2}$ Section 4, Township 11 S., Range 27, E.B.M., County of Cassia, State of Idaho.

6. The date of priority which said user is prepared to establish is 1:00 P.M. February 11, 1960.

GEO. N. CARTER

State Reclamation Engineer
Published in the Burley Herald-Bulletin in the issues of Aug. 4, 11, 18, and 25, 1961.

Affidavit of Publication

The Herald-Bulletin

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

COUNTY OF CASSIA

ss.

Carl Jones, first being duly sworn, deposes and says: That he is the printer of The Herald-Bulletin, a daily newspaper published at Burley in the County of Cassia, State of Idaho; that the said newspaper has a general circulation in said county, and that the said newspaper is published daily and has been continuously and uninterruptedly published in said county, not less frequently than once a week, during a period of seventy-eight consecutive weeks immediately prior to the first publication of the printed notice herein referred to;

That said newspaper at all times herein mentioned, has been a newspaper of general circulation, made up of at last four pages of at least five columns each, printed from typed matter or stereotyped forms of at least seventeen and three-fourths inches depth, and during the whole of said time has had at least two hundred bona-fide subscribers living within said County of Cassia.

Affiant further states that the printed notice attached hereto was duly published according to law, in the regular weekly editions of the said newspaper and not in any supplement thereof, for 4 consecutive weeks, commencing with the issue

dated Aug 4, 1961, and ending with the issue dated Aug 25, 1961

Subscribed and sworn to before me this 28 day of Aug, 1961.

Harold S. Woodall
Notary Public in and for the State of Idaho
Residing at Burley, Idaho

My Commission Expires June 1, 1965

28456

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
SEP 5 1961

Department of Reclamation

RECEIVED
SEP 8 1961

Department of Reclamation

Permit No. G 28456

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.

Ans. Wilford W. Lundberg, Logan, Utah, rental of properties, post office address, Logan, Utah.

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.

Ans. Cotterel Farms Company, A Corporation, Malta, Idaho, President.

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. G 28456, February 17, 1960, priority, February 11, 1960 at 1:00 P.M.

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. Subterranean waters, SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 5, Township 11 S. Range 27, E.B.M., County of Cassia, State of Idaho.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined. If sprinkler irrigation, give number and size of nozzles and operating pressure.

Ans. Deep drilled well, electric driven pump into sand trap out through diversion boxes and open ditches, in excess of 300 inches, open ditch, depth of well, 598 feet, depth of casing, 565 feet, size of casing, 18 inches, depth of water, 265 feet. Pump used, discharge of pump, 315 inches, determined by test with 2 diesel motors, water guage on discharge pipe.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) 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 and domestic use. E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 5. W $\frac{1}{2}$ Section 4. Township 11 S., Range 27, E.B.M., County of Cassia, State of Idaho; The following 40 acre subdivisions therein, NE $\frac{1}{4}$ of NE $\frac{1}{4}$; SE $\frac{1}{4}$ of NE $\frac{1}{4}$; NE $\frac{1}{4}$ of SE $\frac{1}{4}$; SE $\frac{1}{4}$ of SE $\frac{1}{4}$, Section 5, and eight 40 acre subdivisions in the W $\frac{1}{2}$ of Section 4, Township 11 S., Range 27 E, Boise, Meridian.

Ques. 6-a If this is a ground water permit, give name and address of person that drilled the well.

Ans. Ralph Denton, Murtaugh, Idaho

Ques. 7. If for other than irrigation purposes; state how applied, amount of horse power generated, etc.

Ans. Irrigation purposes.

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

Ans. 1 inch per acre.

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.

Ans. Original permit holder.

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. 1961, irrigation of potatoes in excess of 265 acres, 300 inches.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. None.

(Sign)

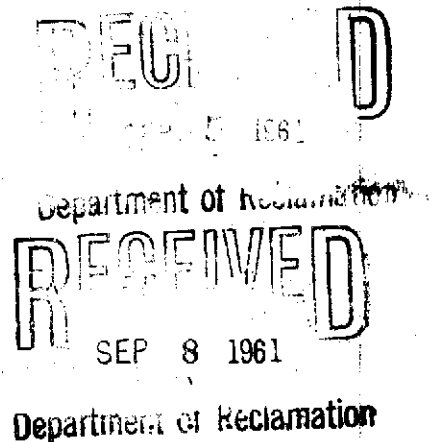
I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Burley, County of Cassia,

State of Idaho, on this 31st day of August, A. D. 19 61.

Richard K. Smith
Notary Public for Idaho

My commission expires December 7, 1962. Residing at Burley, Idaho

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO



Permit No. G 28456

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.

Ans. Leland Butler, 56, Declo, Idaho, Farmer, Post Office, Declo, Idaho.

Ques. 2. Are you acquainted with Cotterel Farms & Wilford W. Lundberg, the holder of Permit No. G 28456? How long have you known him and where does he reside?

Ans. Six years, Logan, Utah.

Ques. 3. Have you read or heard read said Permit No. G 28456, 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. Subterranean waters, SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 5, Township 11 S. Range 27, E.B.M., Cassia County, Idaho, Deep drilled well, electric driven pump into sand trap out through diversion boxes and open ditches.

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. In excess of 300 inches, have seen 315 inches.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. 315 inches, watched testing of well, measured with hose gauge above discharge pipe.

Ques. 7. 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. In the E $\frac{1}{2}$ of E $\frac{1}{2}$ of Section 5, T.11 S., R.27, E.B.M., the following 40 acre subdivisions therein: NE $\frac{1}{4}$ of NE $\frac{1}{4}$; SE $\frac{1}{4}$ of NE $\frac{1}{4}$; NE $\frac{1}{4}$ of SE $\frac{1}{4}$; SE $\frac{1}{4}$ of SE $\frac{1}{4}$, and eight 40 acre subdivisions in the W $\frac{1}{2}$ of Section 4, T.11 S., R. 27, E.B.M. cultivated land and growing crops.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. Irrigation only.

Ques. 9. (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. Desert land, 1 inch per acre.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. None.

Ques. 11. 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. 1961, growing potatoes, 300 inches.

(Signed)

Leland A. De

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 Burley, County of Cassia, State of Idaho, on this 31st day of August, A. D. 19 61.

Richard K. Smith
Notary Public.

My commission expires December 7, 1962.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
Department of Reclamation

Permit No. G 28456

**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.

Ans. Paul Bodily, 43, Declo, Idaho, Farmer, Post Office, Declo, Idaho.

Ques. 2. Are you acquainted with Cotterel Farms & Wilford W. Lundberg, the holder of Permit No. G 28456? How long have you known him and where does he reside?

Ans. Six years, Logan, Utah.

Ques. 3. Have you read or heard read said Permit No. G 28456, 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. Subterranean waters, SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 5, Township 11 S. Range 27, E.B.M., Cassia County, Idaho, Deep drilled well, electric driven pump into sand trap out through diversion boxes and open ditches,

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. In excess of 300 inches, have seen 315 inches.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. 315 inches, watched testing of well, measured with hose gauge above discharge pipe.

Ques. 7. 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, In the E $\frac{1}{2}$ of E $\frac{1}{2}$ of Section 5, T. 11 S., R. 27, E.B.M., the following 40 acre subdivisions therein: NE $\frac{1}{4}$ of NE $\frac{1}{4}$; SE $\frac{1}{4}$ of NE $\frac{1}{4}$; NE $\frac{1}{4}$ of SE $\frac{1}{4}$; SE $\frac{1}{4}$ of SE $\frac{1}{4}$, and eight 40 acre subdivisions in the W $\frac{1}{2}$ of Section 4, T. 11 S., R. 27., E.B.M. cultivated land and growing crops.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. Irrigation only.

Ques. 9. (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. Desert land, 1 inch per acre.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. None.

Ques. 11. 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. 1961, growing potatoes, 300 inches.

(Signed)

Paul S. Bodily

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 Burley, County of Cassia, State of Idaho, on this 31st day of August, A. D. 19 61.

Richard K. Smith
Notary Public.

My commission expires December 7, 1962.

September 6, 1961

Re: Permits No. G-28456; G-29099; G-29100

Richard K. Smith
2215 Overland Ave.
Burley, Idaho

Dear Mr. Smith:

Returned herewith are the three sets of depositions and affidavits of publications for the above noted permits.

Kindly sign and seal the depositions which we assume were made before you as noted in the legal notices.

Please return the completed depositions and the affidavits of publication at your earliest convenience.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. depositions and affidavits

28456

RECEIVED
JUL 28 1961
New York State Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) July 27, 1961

(P. O.) Box 722, Burley, 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

Herald Bulletin

of

Burley, Idaho

published in

the county in which the works are situated.

Recd
Richard K. Smith, Atty

(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.

NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 4:00 P.M., on the 31st day of August, 1961, at Burley, County of Cassia, State of Idaho, before Richard K. Smith, Notary Public, at (address) 2215 Overland Ave. Burley, Idaho, proof will be submitted of the completion of works for the diversion of 7 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 28456, 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 Cotterel Farms Co., Malta, 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 7 cubic feet per second.

3. The use to which said water has been applied is irrigation and domestic purposes, and the amount applied to beneficial use is 7 cubic feet per second.

4. The point of diversion of said water is SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 5, Township 11 $\frac{1}{2}$ S., Range 27, E.B.M., County of Cassia, State of Idaho.

5. The place where said water is used is E $\frac{1}{2}$ Section 5, W $\frac{1}{2}$ Section 4, Township 11 $\frac{1}{2}$ S., Range 27, E.B.M., County of Cassia, State of Idaho.

6. The date of priority which said user is prepared to establish is 1:00 P.M. February 11, 1960.

Geo. H. Carter

State Reclamation Engineer

1200
6-28-61

S T A T E O F I D A H O
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G-28456
Cottarel Farms Co.

Date: July 31, 1961

Herald Bulletin,
Burley, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to **August 31, 1961** the date set for proof;

the expense of the publication is to be paid by the applicant's attorney

Richard K. Smith

of Professional Bldg., Burley, 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,

GEO. N. CARTER
GEO. N. CARTER
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.

Encl.

28456

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE
July 31, 1961

DEPOSITIONS ARE OF NO VALUE

UNLESS AFFIDAVIT OF PUBLICATION

IS ATTACHED

Re: Permit No. G-28456
Cottarel Farms Co.

Mr. Richard K. Smith
Attorney at Law,
Professional Bldg.,
Burley, Idaho.

Dear Mr. Smith:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-28456, in the name of Cottarel Farms Co.. Final Proof is to be made before you, as Notary on the 31st day of August, 1961, at 2:00 o'clock P.M., at 2215 Overland Ave., Burley, Idaho.

Herald Bulletin

As of this date we have mailed the Notice to the _____ with instructions to publish it once a week for four 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 returning the depositions to this office, be sure that all copies have been signed, 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,

GEO. N. CARTER
State Reclamation Engineer

By:

Rule

(Mrs.) Edna P. Rutledge

Chief Clerk

Encl.

EPR:Pk

cc: Applicant

P.S. You will note that we have changed the date for making proofs from August 16th to August 31st, inasmuch as the Notice for Publication was not received in this office until July 28th, and would not allow time for the four publications.

28456

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

G-29099
G-29100
Re: Permit No. G-28456

Date: July 26, 1961

INSTRUCTION SHEET

Richard King Smith
Attorney at Law
Professional Bldg.
Burley, Idaho

The date for proofs of Completion of Works and Application of Water to Beneficial Use, as set out under the terms of Permit No. G- ~~see above~~ are due not later than

Before these proofs 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 in which the land is located. In completing the Notice of proof for publication, the information should be taken from your Permit, including any amendments made in connection with a change of point of diversion or land list which has been 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.

We enclose Form 36, in duplicate, which is to be filled out and returned to this department at least forty (40) days before the mentioned date, (allowing for four weeks publication). Please give the name of the town, the address of the place where the depositions will be executed, and, the name of the notary public before whom you will appear to make the depositions of proof (this may be at any place convenient for you and your two witnesses), the quantity of water filed; for what purpose it is used; the point of, or points of diversion; and the location of use of the lands which are irrigated -- all by legal land description.

Enclosed also 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 Form 36.

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, at the place named and before the notary public, as advertised in the publication notice.

Very truly yours,

Geo. N. Carter

GEO. N. CARTER
State Reclamation Engineer

Enclosures 3 sets of forms.

Forms as requested in your letter of July 26, 1961

28456

March 31, 1961

RE: Permit No. G-28030
G-28456
G-29098
Cottarel Farms Co.

Harley M. McDowell
Box 2161
Boise, Idaho

Dear Mr. McDowell:

Enclosed are amendment to the point of diversion on Permit No. G-28456, and amendments to the list of lands to be irrigated under the terms of Permits No. G-28030, G-28456 and G-29098, all in name of Cottarel Farms Co.

Departmental receipt No. G-5812 in the amount of \$10.25 covering the fees for recording the amendments will be mailed to you with Application for Permit No. G-37600.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EFB:mr

Enc. amendments

28456

APPLICATION FOR AMENDMENT

PERMIT TO APPROPRIATE THE PUBLIC WATERS

OF THE STATE OF IDAHO, No. G-28456

RECEIVED

MAR 24 1961

Department of Reclamation

CO.,

Comes now . MELVIN J. BAILEY, President of COTTEREL FARMS, and represents
to the State Reclamation Engineer of the State of Idaho.

the corporation

That ~~he~~ is the owner and holder of Permit to appropriate the Public Waters of the
State of Idaho, No. G-28456. . . ., and requests that the list of lands to be irrigated,
as described in said permit, be changed to read as follows:

. E $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$ of Section 5, Township 11 South, ...
. Range 27 East, Boise Meridian, all in Cassia County, Idaho. . . .

. . . That the quantity of water claimed be reduced from 350 inches to
260 inches.
. making a total of . . 280 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 . . Twin Falls this . . 27th day of . March 19 61.

COTTEREL FARMS CO.

By

Melvin Bailey
President

Date of receipt at office of Department of Reclamation

APPROVAL OF STATE RECLAMATION ENGINEER

I, Geo. N. Carter, 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. 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.

Geo. N. Carter

psu Re 4.5812

IDAHO LAND & APPRAISAL SERVICE
Application for Amendment P. O. Box 2161 BOISE, IDAHO

POINT OF DIVERSION

Permit No. **G-28456.**

RECEIVED

MAR 28 1961

Department of Reclamation

Comes now **MELVIN J. BAILEY** and
represent **■** to the State Reclamation Engineer of the State of Idaho:

COTTEREL FARMS CO.

That **■** is (are) the owner and holder of Permit to appropriate the Public
Waters of the State of Idaho, No. **G-28456**.

That the point of diversion is described in said Permit as being located:
**in the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 5, Township 11 South, Range 27 East, Boise
Meridian, Cassia County, Idaho.**

That **he** now requests that the point of diversion be changed to a point
located: **in the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 5, Township 11 South, Range 27
East, Boise Meridian, Cassia County, Idaho.**

That the reason for desiring to make such change is as follows:

The location of the well was incorrectly described in the permit.

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

Signed at **Twin Falls, Idaho**, this **27th** day of **March** 19**61**.

COTTEREL FARMS CO.

By: *Melvin Bailey*
Its President.

Date of Receipt at Department Of Reclamation: _____

APPROVAL OF STATE RECLAMATION ENGINEER

I, **GEO. N. CARTER**, 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. _____. 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 _____ of
Permits, at Page _____

G. N. Carter
State Reclamation Engineer

_____, 19____

28456
PT

September 21, 1960

RE: Permits No. G-28024, G-28025, G-28026
G-28030, G-28456, G-28457
Yale Farms Co. and Gatterel Farms Co.

Ferry, Robertson & Daly
Lawyers
Fidelity Building
Twin Falls, Idaho

Attention: C. G. McIntyre

Dear Mr. McIntyre:

Your letter of September 20, 1960 with solution to the overlaps in the permits and location of new applications to be made has been received.

Your proposed amendments are very good and can be accepted, as well as the proposed application or applications.

Enclosed are six sets of Forms for notice of intention to make proofs and a supply of Forms for amending the permits. Notice on the enclosed list of fee charges that there is a fee of \$1.00 for each amendment to a permit.

Very truly yours,

GRD. N. CARTER
State Reclamation Engineer
By

Ralph W. Thomas
Office Engineer

RWT:msf
Enc. Form 11, 36
amendment forms, list of fees

See letter and sketch May 21 G-28457 28456

March 8, 1960

Re: Permit No. G-28456
Cottarel Farms Co.

Parry, Robertson & Daly,
Attorneys at Law,
Fidelity Bank Building,
Twin Falls, Idaho.

Attention: Clifford E. Fix

Gentlemen:

We enclose Permit No. G-28456 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-4631 which was issued covering payment in the amount of \$6.50 for the filing fee of the above mentioned permit.

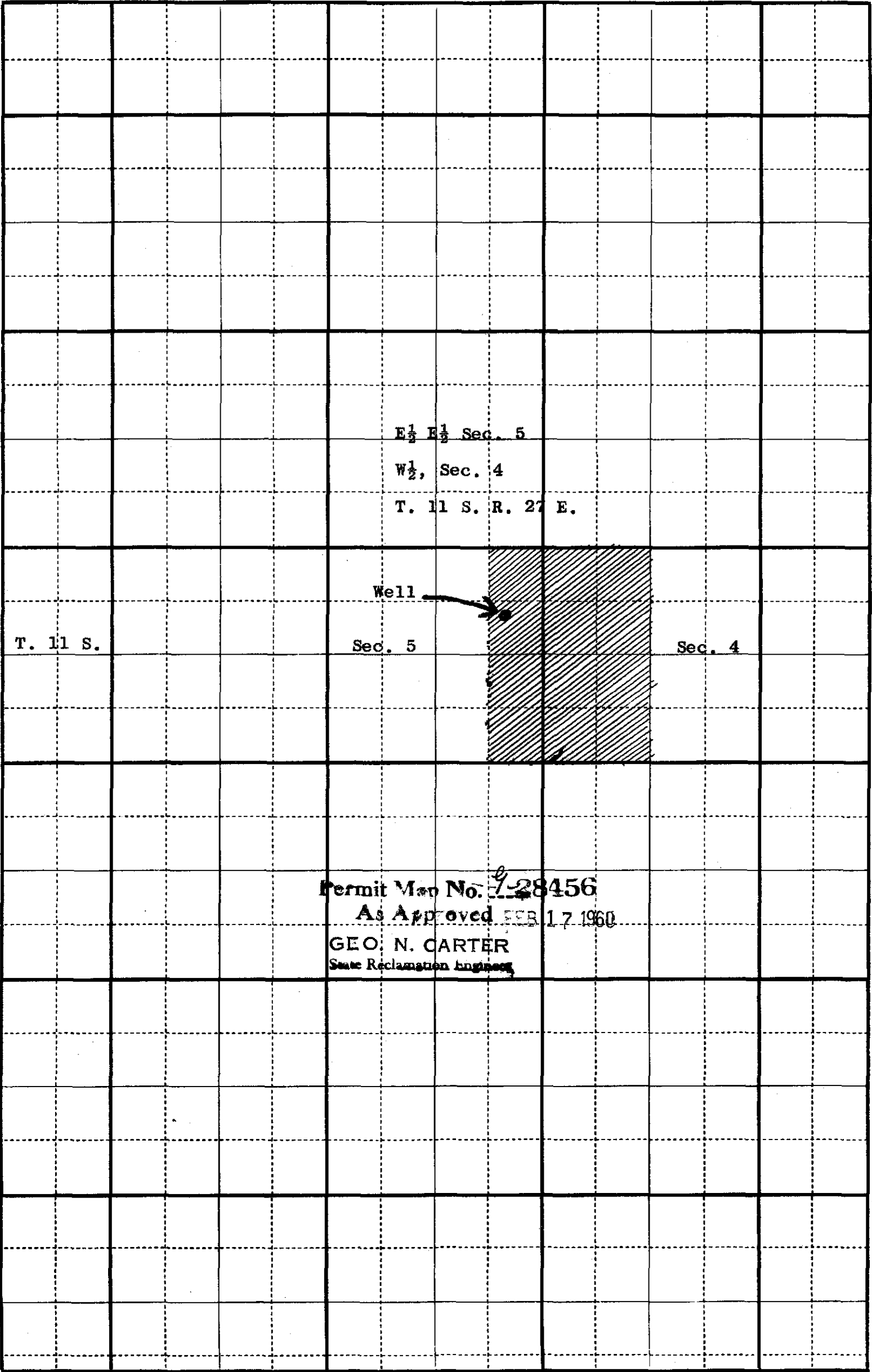
You will note, under Question 10, that we have changed the required time for completion of works and complete application of the water to the proposed use to five years. However, you may make the required proofs at any time you are prepared to do so within that time.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

Encl.
EPR:pak
cc: Cottarel Farms Co.



February 15, 1960

Re: Permits G-28025 & G-28030
Applications Nos. 36433-36434
Cottarel Farms

Perry Robertson & Daly
Attorneys at Law
Box 534, Twin Falls, Idaho

Attn: Clifford E. Fix

Dear Mr. Fix:

Returned herewith is application, with attached check for \$6.50, in the name of Cottarel Farms Co to appropriate subterranean water in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 5, T. 11 S., R. 27 E. to irrigate the W $\frac{1}{2}$, Sec. 5 and SW $\frac{1}{4}$, Sec. 32, T. 10 S., R. 27 E. Approval of this application would be approval of over one miner's inch per acre.

Application No. 36434 in the name of Cottarel Farms Co will be approved to appropriate 9.0 c.f.s. of subterranean water in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 31. This has been changed to show two points of diversion, the second point being the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 5, to irrigate the E $\frac{1}{2}$, Sec. 31 and W $\frac{1}{2}$, Sec. 32, which includes one third of the land included in the returned application.

Application No. 36433 in the name of Cottarel Farms Co. will be approved to appropriate 7.0 c.f.s. of subterranean water in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 5, to irrigate the E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 5 and W $\frac{1}{2}$, Sec. 4 has no conflict with other rights.

Permit No. G-28025 in the name of Yale Farms Co. covers the SW $\frac{1}{4}$, Sec. 5, which is one third of the land included in the returned application.

Permit No. G-28030 in the name of Cottarel Farms Co. includes the NW $\frac{1}{4}$, Sec. 5 which is one third of the land included in the returned application.

Permit No. G-28025 and G-28030 may be amended to include the well in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 5 as a point of diversion. Forms are enclosed

We trust this plan will meet with your approval.

Very truly yours,

GEO. H. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS
Office Engineer

RT:ew
Enc. application
amendments

28456

PARRY, ROBERTSON & DALY

LAWYERS

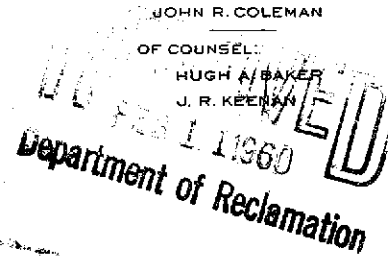
FIDELITY BANK BUILDING

TWIN FALLS, IDAHO

TELEPHONE REDWOOD 3-3722

R. P. PARRY
T. M. ROBERTSON
JOHN H. DALY
CLIFFORD E. FIX
BERT LARSON
C. G. MCINTYRE

February 10, 1960.



Mr. Geo. N. Carter,
State Reclamation Engineer,
Department of Reclamation,
State House,
Boise, Idaho.

Dear Mr. Carter:

There is enclosed herewith Application for Permit of Cotterel Farms Co. to appropriate 350 inches of subterranean water in Cassia County, Idaho, the well to be located in the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 5, Township 11 South, Range 27 East, Boise Meridian.

There is also enclosed our check for filing fee in the amount of \$6.50.

Very truly yours,

Clifford E. Fix
CLIFFORD E. FIX

CEF:jb
Enclosure.

CC: Mr. Melvin J. Bailey,
Malta, Idaho.

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

Notice is hereby given that at 4:00 P.M., on the 31st day of August 1961, at Burley, County of Cassia, State of Idaho, before Richard K. Smith, Notary Public, at 2215 Overland Ave., Burley, Idaho, proof will be submitted of the completion of works for the diversion of 7 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-28456, 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 Cotterel Farms Co., Malta, 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 7 cubic feet per second.

3. The use to which said water has been applied is irrigation and domestic purposes, and the amount applied to beneficial use is 7 cubic feet per second.

4. The point of diversion of said water is SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 5, Township 11 S., Range 27, E.B.M., County of Cassia, State of Idaho.

5. The place where said water is used is E $\frac{1}{2}$ E $\frac{1}{2}$ Section 5, W $\frac{1}{2}$ Section 4, Township 11 S., Range 27, E.B.M., County of Cassia, State of Idaho.

6. The date of priority which said user is prepared to establish is 1:00 P.M. February 11, 1960.

GEO. N. CARTER

State Reclamation Engineer
Published in the Burley Herald-Bulletin in the issues of Aug. 4, 11, 18, and 25, 1961.

28456