

~~TO~~ TO DECL

T.
10
S.

-31

Covered under
Permit # G-28457

Oct

35

20

55

Well # 1
PD, _____

40

40

80

T.
H
S.

PA.

40

40

80

6

40

40

40

120

40

40

40

120

455

Subdivisions	12
--------------	----

12

AREA 455 acres

455 acres

Q

8.5 cfs or 425 inches

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

Notice is hereby given that at 1 A.M., on the 7th day of April, 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 1.6 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-28030, 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 is Cotterel Farms, 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 9.6 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 9.6 cubic feet per second.

4. The point of diversion of said water is NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 6, T11 South, Range 27, E.B.M., County of Cassia, State of Idaho.

5. The place where said water is

used is E $\frac{1}{4}$ Sec. 6, T. 11 South, Range 27, E.B.M., County of Cassia, SW $\frac{1}{4}$ Sec. 5, T. 11 South, Range 27, E.B.M. S $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 31, T. 10 South, R. 27 E.B.M., all in Cassia County, State of Idaho.

6. The date of priority which said user is prepared to establish is July 7, 1959, 9:00 A.M.

GEO. N. CARTER,

State Reclamation Engineer.
Published in The Herald-Bulletin

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 day, 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 least 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 Feb 28, 1961, and ending with the issue dated March 26, 1961

Subscribed and sworn to before me this 2nd day of March, 1961

Gazel G. Woodruff
Notary Public in and for the State of Idaho,
Residing at Burley, Idaho.

My Commission Expires June 4, 1963 2803

RECEIVED

10/10/10, IDAHU

said corporation

. . . E $\frac{1}{2}$ of Section 6, Township 11 South, Range 27 East, Boise Meridian. .

. . . W $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 5, " " " " " " " " " "

. . . S $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 31, " 10. " " " " " " " "

. . . all in Cassia County, Idaho.

Signed at Burley, Idaho, . . . this . . . 27th. . . . day of March . . . 19 61.

Date of receipt at office of Department of Reclamation

Geo. H. Carter

OCT 24 1960
Department of Reclamation

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, No. G-28030

Comes now MELVIN J. BAILEY, President of COTTEREL FARMS, CO and represents to the State Reclamation Engineer of the State of Idaho.
said corporation
That ~~he~~ is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-28030 . . . , and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

. E $\frac{1}{2}$ of Section 6, Township 11 South, Range 27 East, Boise Meridian .
. SW $\frac{1}{4}$ of Section 5, . . . " . . . " . . . " . . . " . . . " . . . " . . . "
. S $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 31, " . . 10 " . . . " . . . " . . . " . . . " . . . "
. all in Cassia County, Idaho, ...
.
.
.
.
.
. making a total of . . . 560 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 day of October 19 60.

. . . COTTEREL FARMS CO, ...
By Melvin Bailey
Its President

Date of receipt at office of Department of Reclamation . October 24, 1960

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-28030 . . . 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
28030

RECEIVED
OCT. 24 1960

Department of Reclamation

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. G-28030

Comes now MELVIN J. BAILEY, President of COTTEREL FARMS CO. and
represent to the State Reclamation Engineer of the State of Idaho;
COTTEREL FARMS CO. is

That /s/ ~~the owner~~ the owner and holder of Permit to appropriate the Pub-
lic Waters of the State of Idaho, No. G-28030.

That the point of diversion is described in said permit as being located ;
in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 6, Township 11 South, Range 27 East, Boise
Meridian, in Cassia County, Idaho.

That he now requests that the point of diversion be changed to a point
located in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 6, Township 11 South, Range 27 East,
Boise Meridian, in 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
by mistake.

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

Signed at Burley, Idaho, this day of October, 19 60

COTTEREL FARMS CO.

By Melvin Bailey
Its President

Date of receipt at Department of Reclamation October 24, 1960

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-28030. 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 99 of
Permits, at Page 28030
October 31, 19 60

Geo. N. Carter
State Reclamation Engineer

28030
27

Department of Administration
OCT 24 1960

APPLICANT		PERMIT	COLOR	WATER CLAIMED	ACRES	WATER PURCHASED
YALE	G-28024	400 m.	520	312 m.		
YALE	G-28025	400 m.	400	312 m.		
YALE	G-28026	300 m.	480*	300 m.		
COTTEREL	G-28030	480 m.	560*	475 m.		
COTTEREL	G-28456	350 m.	480*	WEN NOT IN		
COTTEREL	G-28457	450 m.	640	475 m*		
COTTEREL	G-	320 m.	320	312 m.		
COTTEREL	G-	320 m.	320	WEL NOT IN		
COTTEREL	G-		SUPPLEMENT TO G-28457			

NAME OF APPLICANT.....COTTON FIELDS FARMS CO.

Form No. 0

S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 31, Township 10 South,
Range 27 E.B.M.

E $\frac{1}{2}$ Section 6, Township 11 South, Range
27 E.B.M.

NW $\frac{1}{4}$ Section 5, Township 11 South, Range
27 E.B.M.

T10S

Sec 31

Well
X
O

T11S

Sec 6

Sec 5

Permit Map No. 9-28030
As Approved JUL 9 1959
GEO. N. CARTER
State Reclamation Engineer

State of Idaho
License and Certificate of Water Right

Water License No. G-28030 Amount 8.5 c.f.s.
Water District No. Priority July 7, 1959

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 July 7, 1959; that Permit No. G-28030
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
8.5 second feet, was issued thereunder on November 30, 1961, showing that said works
were completed on the 7th day of April, 1961; and that on the 7th
day of April, 1961, 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-28030 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 7218, on the 30 day of November, 1961;
The right hereby confirmed dates from July 7, 1959;
The Point of Diversion is located

in the NW 1/4 NE 1/4, Sec. 6, 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 8.5 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
10 S	27 E	31	SW 1/4 SE 1/4	40	35
			SE 1/4 SE 1/4	40	20
11 S	27 E	5	NW 1/4 SW 1/4	40	40
			SW 1/4 SW 1/4	40	40
		6	E 1/2	320	320
Total number of acres to be irrigated:					455

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
30th day of November, 1961.

(SEAL) /s/ RALPH W. THOMAS
Deputy State Reclamation Engineer.

State of Idaho
License and Certificate of Water Right

Water License No. G-28026

Amount 5.6 c.f.s.

Water District No.

Priority July 7, 1959

THIS IS TO CERTIFY that YALE FARMS CO.
of Malta, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated July 7, 1959; that Permit No. G-28026
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
5.6 second feet, was issued thereunder on November 30, 1961, showing that said works
were completed on the 7th day of April, 1961; and that on the 7th
day of April, 1961, YALE 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 &
domestic use, under Use Permit No. G-28026 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 7217, on the 30th day of November, 1961;
The right hereby confirmed dates from July 7, 1959;

The Point of Diversion is located
in the NW 1/4 SE 1/4, Sec. 4, 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
10 S	27 E	33	NE 1/4 SW 1/4	40	40
			SE 1/4 SW 1/4	40	40
11 S	27 E	4	NE 1/4	160	160
			NE 1/4 NW 1/4	40	40
			SE 1/4 NW 1/4	40	40
			NE 1/4 SE 1/4	40	40
			NW 1/4 SE 1/4	40	40
Total number of acres to be irrigated:					400

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
30th day of November, 1961.

/s/ RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

43-2475

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

Application No. G- 35983
Permit No. G- 28030
District No.

1. Name of Applicant: Cotterel Farms Co.

Postoffice address: Malta

County: Cassia

State: Idaho

2. Quantity of water claimed: 480 inches

(a) Rate of withdrawal in cubic feet per second 9.6 or Idaho
Miners' inches 480 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 NE 1/4 of the NW 1/4 of Section 6

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

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

6. If for municipal, industrial or recreational purposes, give:

(a) Point of use of water is in the 1/4 of the 1/4 of Section , Twp.
Rge. , B.M.

(b) Waste water or sewage effluent is to be returned to

at a point in the 1/4 of the 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: \$10,000.00

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

value of \$100.00 per share

(b) Amount of capital stock: \$1,000 shares at par/ (c) Amount paid in: \$ 26,250.00

(d) Names and addresses of directors: Melvin J. 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

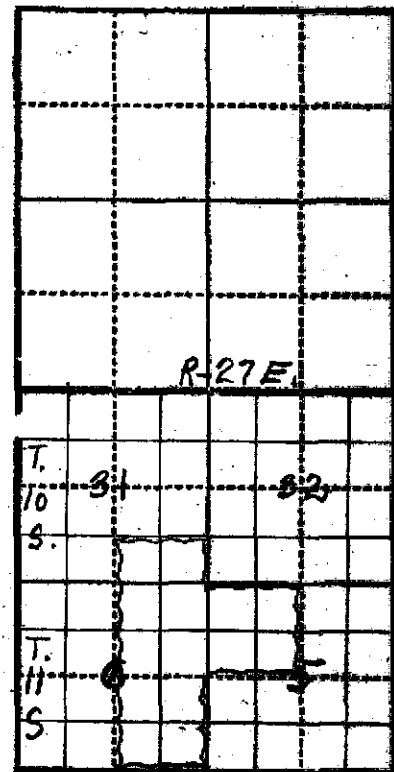
(d) Other resources: Other farm land in Cassia County

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: none

(a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.

(b) 9.6 (cubic feet per second, inches or gallons per minute) is for new lands.



Remarks: Well was drilled in 1958 and water from this well is now being beneficially used on lands described in Paragraph (12) hereof.

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

COTTEREL FARMS CO. Applicant.

By s/ Melvin J. Bailey Agent.

Date of first receipt at Department of Reclamation: 9:00 A.M. July 7, 1959

Returned to applicant for correction: July 7, 1959

Corrected application received: July 9, 1959

Approval of State Reclamation Engineer

The number of this permit is 2-28030

Recorded in Book 99 Page 28030 Approved July 9, 1959

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 January 9, 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 July 9, 1964

Witness my hand this 9th day of July, 1959

s/ GEO. N. CARTER
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, W. E. DREVLON, Acting 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 9th day of July, 1959.

Countersigned:

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS
Secretary of State.

By s/ W. E. DREVLON,
Acting 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	
10 S	27 E	31													40	40			80
11 S	27 E	6	40	40	40	40									40	40	40	40	320
		5					40	40	40	40									160

APPLICATION FOR AMENDMENT

TO PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO, No. G-28030

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

That COTTEREL FARMS CO. is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-28030.

That the point of diversion is described in said Permit as being located in the NE 1/4 of Section 6, Township 11 South, Range 27 East, Boise Meridian, in Cassia County, Idaho.

That he now requests that the point of diversion be changed to a point located in the NW 1/4 of Section 6, Township 11 South, Range 27 East, Boise Meridian, in 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 by mistake.

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

Signed at Burley, Idaho this . . . day of October, 1960.

s/ COTTEREL FARMS CO.
By Melvin J. Bailey, Its President

Date of receipt at Department of Reclamation: October 24, 1960

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-28030. 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

APPROVED and Recorded: October 31, 1960

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS ✓
of the State of Idaho, No. G-28030

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

That said corporation is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-28030, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

E $\frac{1}{2}$, of Section 6, Township 11 South, Range 27 East, Boise Meridian; SW $\frac{1}{4}$ of Section 5, Township 11 South, Range 27 East, Boise Meridian, S $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 31, Township 10 S., Range 27 East, Boise Meridian, all in Cassia County, Idaho, making a total of 560 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 day of October, 1960.

COTTEREL FARMS CO.
By Melvin J. Bailey,
Its president

Date of Receipt at office of Department of Reclamation: October 24, 1960.

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-28030. 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: October 31, 1960

Application for Amendment
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS ✓
OF THE STATE OF IDAHO, No. G-28030

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

That said corporation is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-28030, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

E $\frac{1}{2}$, Section 6, Township 11 South, Range 27 East, Boise Meridian
W $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 5, " " " " " "
S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 31 " 10 South " " " "
all in Cassia County, Idaho, making a total of 480 acres.

That the quantity of water claimed be reduced from 480 inches to 440 inches,

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 27th day of March, 1961.

s/ COTTEREL FARMS Co.
Melvin 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-28030. 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 30, 1961

Permit No. G-28030
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, theholder of Permit No. G-28030, issued upon Application No. G-35983 bearing date of priroity of July 7th 1959, authorizing the diversion of 9.6 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 8.5 second feet of the waters of a well from subterranean flow that the point of diversion of said waters NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 6, 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: 455 acres in S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 31, T. 10 S., R. 27 E., B.M.; W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 5; E $\frac{1}{2}$, Sec. 6, T. 11 S., R. 27 E., B.M.

Witness my hand this 30th day of November, A. D. 1961

/s/ RALPH W. THOMAS
Deputy State Reclamation Engineer

Proof of Completion of Works Made: April 7, 1961

LICENSE ISSUED FOR 8.5 SEC. FT.
Page 7218

● Connecticut Mutual Life

INSURANCE COMPANY, SINCE 1846

140 Garden Street, Hartford, Connecticut 06115 Tel: (203) 727-6500

RECEIVED

APR 27 1981

Department of Water Resources

Mortgages - Agricultural

April 22, 1981

Department of Reclamation
State of Idaho
Boise, Idaho

43-2475, 43-2476, 43-2477,

Re: Water Permit Nos G-28030, G-29098,
G-28457 which was supplemented by
G-29100
Loan No. 91977-H

Gentlemen:

This loan has been paid in full. Therefore, we wish to inform you that we are no longer interested in water permit numbers G-28030, G-29098, G-28457 which was supplemented by permit number G-29100 as described in Mortgage Deed dated December 1, 1960, given by Cotterel Farms Co.

Said mortgage was recorded in the Public Records of Cassia County, in Book 51, Page 608.

Sincerely,

Jean Wright

Jean Wright
Agricultural Investment Division

jw
cc: Ag-Land Mortgage Company

RECEIVED

9/11

Connecticut Mutual Life INSURANCE COMPANY, SINCE 1846

140 Garden Street, Hartford, Connecticut 06115 Tel. (203) 727-6500

APR 22 1981

Mortgages - Agricultural

April 22, 1981

Department of Reclamation
State of Idaho
Boise, Idaho

Re: Water Permit Nos. G-28026, G-28024,
G-28025 & G-37600
Re: Loan No. 92318-H

Gentlemen:

This loan has been paid in full. Therefore, we wish to inform you that we are no longer interested in water permit numbers G-28026, G-28024, G-28025 and G-37600 as described in Mortgage Deed dated July 12, 1961, given by Yale Farms Co.

Said mortgage was recorded in the Public Records of Cassia County, on Film No. 7, as instrument number 2685.

Sincerely,

Jean Wright

Jean Wright
Agricultural Investment Division

jw
cc: Ag-Land Mortgage Company

MICROFILMED

SM

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, and 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

28030

November 2, 1961

Re: Permit No. G-28030

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-28030 shows the well is (~~are~~) capable of conveying 425 miner's inches, or 8.5 c.f.s. of water for the irrigation of 455 acres.

Upon receipt of the statutory fees, totaling \$ 29.00 , we will issue the Certificate of Completion of Works (fee \$5.00) and the License and Certificate of Water Right (fee \$ 24.00 , based at the rate of \$2.00 for each 40-acre subdivision) confirming the right, with priority of July 7, 1959 to the use of 8.5 second feet of subterranean water with the point of diversion in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 6, T. 11 S. for domestic use and irrigation of 455 acres in the S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 31, T. 10S.; W $\frac{1}{2}$ SW $\frac{1}{4}$ of Sec. 5; E $\frac{1}{2}$ of Sec. 6, T. 11 S., R. 27 E., B.M.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

28030

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-28030

REPORT ON PROOF OF Completion of Works & Beneficial Use

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

R-27E.

FO DECAO

T.
10
S.

-31-

Severus Under
Permit # G-28457

35	20
----	----

55

Well #1
PD, _____

40	40
----	----

20

T.
H.
S.

40	40
----	----

80

- 6

40	40	40
----	----	----

120

40	40	40
----	----	----

120

455

Subdivisions	12
--------------	----

AREA	455 acres
------	-----------

Q	8.5 cts	or	425 inches
---	---------	----	------------

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

Permit No. G-28030

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

1. Name of applicant Cotterel Farms Company
2. Source of water supply: Subterranean
3. Location of point of diversion: Is in the NW 1/4 NE 1/4 of Section 6
T. 11 S R. 27 E.B.M. County of Cassia
4. Describe works as they exist, giving dimensions and capacities of same: 200 HP US Motor
1183775, Wintreath Pump #9332 12" discharge pipe.
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):

E 1/2 Sec. 6; W 1/2 SW 1/4 Sec. 5 all in Twp. 11 S., Rge. 27 E.B.M.

S 1/2 SE 1/4 Sec. 31., Twp 10 S., Rge. 27 E.B.M. Making a total of 480 acres.

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

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

Remarks: Mo. Wilford Lundberg along

Office Measurement = 12" disch pipe - 10" orifice = 62" = 38'40" GPM

This examination was made on the 23rd day of October, 19 61

(Signed)

Lloyd Johnson

Examiner.

1
Melvin J. Bailey, President
Cottareal Farms Company
Malta, Idaho
Permit No. G-28030

Examination for Completion of Works & Beneficial Use

County Cassia

Sec. 6 T. 11 S. R. 27 E BM

Quantity: 9.6 c.f.s.

Sources: Well

P.D.: NW. NE., Sec. 6, T. 11 S., R. 27 E BM

Use: Irrigation & Domestic

Filed: July 7, 1959

Due: July 9, 1964

Extension: —

Completion of Works: —

Other Rights: none

Driller: Ralph Denton

Protests: none

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

May 3, 1961

Re: Permit Nos. G-28030, G-28457 & G-29098
Cottarel Farms Company

Malvin J. Bailey, President
Cottarel Farms Company
Malta, Idaho

Dear Mr. Bailey:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Herald-Bulletin, all submitted in proof of completion of works and beneficial use on Permit Nos. G-28030, G-28457 & G-29098.

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 Building
Burley, Idaho

28030

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 day, 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 least 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 Feb 28, 1961, and ending with the issue dated March 21, 1961

Subscribed and sworn to before me this 22nd day of March, 1961

Carl Jones

Hazel G. Woodruff

Notary Public in and for the State of Idaho,

Residing at Burley, Idaho, My Commission Expires June 4, 1963 28030

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
MAY 1 1961

Department of Reclamation

Permit No. G 28030

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. Melvin J. Bailey, Malta, Idaho, Farmer, Postoffice Address:
Malta, Idaho

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

Ans. Cotterel Farms Company, Malta, Idaho. Position, President; Authority,
President.

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

Ans. G 28030, July 9, 1959, Date of Priority: July 7, 1959.

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

Ans. Subterranean Waters. NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 6, T. 11 South, Range 27,
E.B.M. Cassia, County, 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. Two directions from pump (open ditches), full amount claimed
either direction. Depth of well - 185 feet, Casing-18inches, Depth to
water - 102 feet, Discharge of pump - 12 inches, determined by testing
of pump.

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. Place: E $\frac{1}{2}$ Section 6, T. 11 South, Range 27, E.B.M.,
SW $\frac{1}{4}$ Section 5, T. 11 South, Range 27, E.B.M., S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 31, T. 10
South,, Range 27, E.B.M., cassia County, Idaho, 40 acres per subdivision
included therein, a total of 560 acres. Cultivated, reclaimed land.

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

Ans. Well Driller - Ralph Denton

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

Ans. Used for irrigation only.

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

Ans. None - all irrigation.

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 holder.

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

Ans. Used full crop season 1959-1960 for crop irrigation. 400 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 7th day of April, A. D. 19 61,

My commission expires December 7, 1962

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G 28030

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, age 55, Declo, Idaho, Farmer, Postoffice Address:
Declo, Idaho.

Ques. 2. Are you acquainted with Melvin J. Bailey, the
holder of Permit No. G 28030? How long have you known him and where does
he reside?

Ans. I have known Mr. Bailey one year, he lives in Malta, Idaho.

Ques. 3. Have you read or heard read said Permit No. G 28030, 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 con-
veying water from point of diversion to place of use.

Ans. Underground supply. Place of diversion: NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 6, T
11 South, Range 27, E.B.M. Cassia County, Idaho; Works: Out of ground
into splashbox and into open ditches.

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

Ans. 400 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. I watched well being tested, saw 400 inches come out of 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. Place: E $\frac{1}{2}$ Section 6, T.11 South, Range 27, E.B.M., SW $\frac{1}{4}$ Section 5, T.11 South, Range 27, E.B.M., S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 31, T.10 South, Range 27, E.B.M., Cassia County, Idaho, 40 acres per subdivision included therein, a total of 560 acres. Cultivated, reclaimed desert land.

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

Ans. All irrigation.

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 reclaimed. 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. Saw crops raised during crop season 1959-1960. 400 inches.

(Signed) Gerald D. Miller

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 7th day of April, A. D. 19 61.

Richard B. Smith
Notary Public.

My commission expires December 7, 1961.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
MAY 1 1961

Department of Reclamation

Permit No. G 28030

Proof of Application of Water to Beneficial Use
Deposition of Witness ^{and Completion of Works}

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, age 41, Declo, Idaho, Farmer, Postoffice Address: Declo, Idaho.

Ques. 2. Are you acquainted with Melvin J. Bailey, the holder of Permit No. G 28030? How long have you known him and where does he reside?

Ans. I have known Mr. Bailey two years, he lives in Malta, Idaho.

Ques. 3. Have you read or heard read said Permit No. G 28030, 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. Underground supply. Place of diversion: NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 6, T. 11 South, Range 27, E.B.M. Cassia County, Idaho.; Works: Out of ground into splashbox and into 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. 400 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. I watched well being tested, saw 400 inches come out of 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. Place: E $\frac{1}{2}$ Section 6, T. 11 South, Range 27, E.B.M., SW $\frac{1}{4}$ Section 5, T. 11 South, Range 27, E.B.M., S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 31, T. 10 South, Range 27, E.B.M., Cassia County, Idaho, 40 acres per subdivision included therein, a total of 560 acres. Cultivated, reclaimed desert land.

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

Ans. All irrigation.

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 reclaimed. 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. Saw crops raised during crop season 1959-1960. 400 inches.

(Signed) Paul L. 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 7th day of April, A. D. 1961.

Paul K. Smith
Notary Public.

My commission expires December 7, 1962

28030

March 31, 1961

RE: Permit No. G-28030
G-28456
G-29098
Cotterel 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 Cotterel 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. W. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

Enc. amendments

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

February 21, 1961

DEPOSITIONS ARE OF NO VALUE

UNLESS AFFIDAVIT OF PUBLICATION

IS ATTACHED

Re: Permit No. G-28030
Cottarel Farms

Mr. Richard K. Smith,
2215 Overland Ave.,
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-28030, in the name of Cottarel Farms. Final Proof is to be made before you, as Notary on the 7th day of April, 1961, ~~1959~~ at 11:00 o'clock A.M., at Burley, Idaho.

As of this date we have mailed the Notice to the Harald Bulletin 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:

^{Encl.}
(Mrs.) Edna P. ~~Smith~~
Chief Clerk

Encl.

EPR:Pk

cc: Applicant

28030

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G-28030
Cotterel Farms

Date: Feb. 21, 1961

Herald Bulletin,
Burley, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to **April 7, 1961** the date set for proof; the expense of the publication is to be paid by the applicant

Cotterel Farms

of Malta, 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. W. 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.

RECEIVED

FEB 20 1961

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

Department of Reclamation

Notice is hereby given that at 11:00 A.M., on the 7th day of April 19 61, 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 9.6 ☒ 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-28030, 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, 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 9.6 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 9.6 cubic feet per second.
4. The point of diversion of said water is NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 6, T.11 South, Range 27, E.B.M., County of Cassia, State of Idaho
5. The place where said water is used is E $\frac{1}{2}$ Sec. 6, T. 11 South, Range 27, E.B.M., County of Cassia; SW $\frac{1}{4}$ Sec. 5, T. 11 South, Range 27, E.B.M.; S $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 31, ~~Range 27, T. 10 South E.B.M.~~ T. 10 South, R. 27 E.B.M., all in Cassia County, State of Idaho.
6. The date of priority which said user is prepared to establish is July 7, 1959
9:00 A.M.



State Reclamation Engineer

28000

Form No. 11
2M - 10/60

RECEIVED

FEB 20 1961

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) February 16, 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.

Cassia Co.

Richard K. Smith
attorney at law

(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.

28020

RECEIVED

TO PERMIT TO APPROPRIATE THE PUBLIC WATERS

OF THE STATE OF IDAHO, No. G-28030.

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

said corporation

That/~~he~~ is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. . G-28030. . . , and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

. . . . E $\frac{1}{2}$ of Section 6, Township 11 South, Range 27 East, Boise Meridian. .

. . . . W $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 5, ". . . ".

. . . . S $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 31, ". . 10.

. . . . all in Cassia County, Idaho.

. . . That the quantity of water claimed be reduced from 480 inches to 440 inches.

. making a total of . . . 480 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 . . . 27th. . . . day of . . March . . . 19 61.

COTTEREL FARMS CO.

By: *Melvin Bailey*
Its 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. G-28030 . . . 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
28030

October 31, 1960

Re: Permit No. G-28025 - Yale Farms Co.
G-28026 - " " "
G-28030 - Cattaraugus Farms Co.

Parry, Robertson & Daly
Fidelity Bank Bldg.
Twin Falls, Idaho

Attn: C. G. McIntyre

Dear Mr. McIntyre:

We enclose Applications for Amendments to the land list on Permits No. G-28025, G-28026 and G-28030 and an amendment to the point of diversion on G-28030, which have been recorded in this office. The date of priority would be the date of the original permit.

We also enclose departmental receipt No. G-5317 in the amount of \$4.00 covering fees.

Very truly yours,

JOE. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EP:rew

Enc. amendments (4)
receipt

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, No. G-28030

OCT 24 1960
Department of Reclamation

Comes now MELVIN J. BAILEY, President of COTTEREL FARMS CO, and represents to the State Reclamation Engineer of the State of Idaho, said corporation That/~~he~~ is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-28030 . . . , and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

. E $\frac{1}{2}$ of Section 6, Township 11 South, Range 27 East, Boise Meridian . . .
. SW $\frac{1}{4}$ of Section 5, . . . " . . . " . . . " . . . " . . . " . . . " . . . " . . .
. S $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 31, . . . 10 . . . " . . . " . . . " . . . " . . . " . . . " . . .
. all in Cassia County, Idaho, ...
.
.
.
.
.
. making a total of . . . 560 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 day of October 19 60.

. . . COTTEREL FARMS CO, ...
By Melvin Bailey
 Its President

Date of receipt at office of Department of Reclamation . October 24, 1960

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-28030 . . . 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
28030

RECEIVED
OCT. 24 1960

Department of Reclamation

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. G-28030

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

COTTEREL FARMS CO. is

That ~~he~~ the owner and holder of Permit to appropriate the Pub-
lic Waters of the State of Idaho, No. G-28030.

That the point of diversion is described in said permit as being located ;
in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 6, Township 11 South, Range 27 East, Boise
Meridian, in Cassia County, Idaho.

That he now requests that the point of diversion be changed to a point
located in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 6, Township 11 South, Range 27 East,
Boise Meridian, in 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
by mistake.

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

Signed at Burley, Idaho, this day of October, 19 60

COTTEREL FARMS CO.

By Melvin Bailey
Its President

Date of receipt at Department of Reclamation October 24, 1960

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-28030. 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 99 of
Permits, at Page 28030
October 31, 19 60

Geo. N. Carter
State Reclamation Engineer

28030
97

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OCT 24 1960
Department of Reclamation

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
JOHN R. COLEMAN

OF COUNSEL:
HUGH A. BAKER
J. R. KEENAN

October 20, 1960

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

Dear Mr. Carter:

Enclosed herewith please find the following instruments in connection with the well permits of Yale Farms Co. and Cotterel Farms Co.:

1. Application for amendment to Permit #G28025 to correct the listed lands to be irrigated.
2. Application for amendment to Permit #G28026 to correct the listed lands to be irrigated.
3. Application for amendment to Permit #G28030 to correct the listed lands to be irrigated.
4. Application for amendment to Permit #G28030 to correct the location of the well.
5. New application for permit for 1 cubic foot per second to supplement Permit #G23457 to cover extra water developed by the well.
6. New application for permit for the $E\frac{1}{2}$ of Section 32.
7. New application for permit for the $NW\frac{1}{4}$ and the $W\frac{1}{2}E\frac{1}{2}$ of Section 5 and the $S\frac{1}{2}SW\frac{1}{4}$ of Section 32.

Also enclosed please find our check in the amount of \$22 in payment for your fees for filing and processing the above application for permits and application for amendments to existing permits.

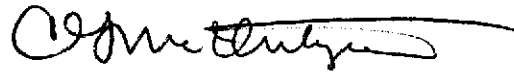
In my letter of September 20 I submitted a map which showed the overlap between certain permits and rather than obtain a survey of the lands in the overlap areas that are watered from two different wells, I have left the overlap since it will amount to less than one miner's inch per acre for the lands in the overlap area. For any additional assistance that it may be, I am enclosing a more recent map that we have prepared showing the location of the wells and the area irrigated or to be irrigated from each well.

28030

Mr. Geo. N. Carter
Page 2
October 20, 1960

We plan to prepare the notice of proof of completion of works and application of water to beneficial use on certain of the permits immediately following your advice that the papers submitted herewith are in order. We assume, of course, that the date of priority would be the date of the original permit.

Yours very truly,



C. G. McINTYRE

CGMc/cjf

Enclosures

28080

YALE and COTTEREL FARMS CO.

Map Attached 10-17-60
RANGE 26

RANGE

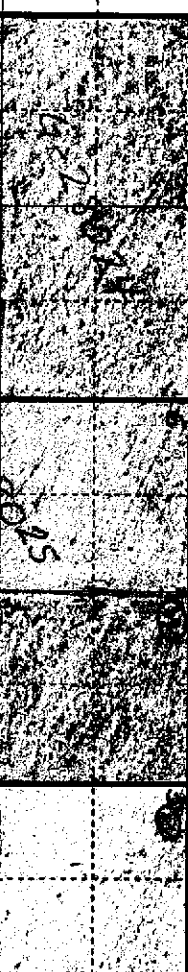
27

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OCT 24 1960
Department of Natural Resources

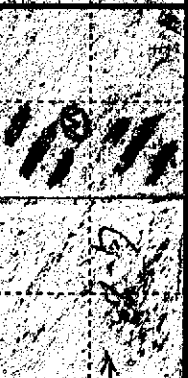
T10S

G-28457

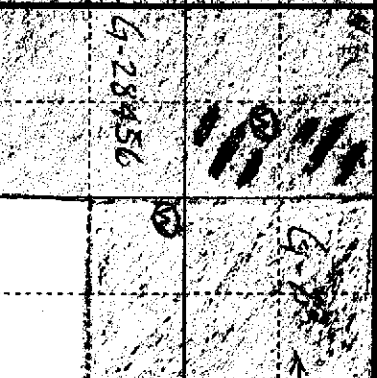
T11S



G-28455



G-28456



G-28458

APPLICANT

PERMIT

COLOR

WATER CLAIMED

ACRES

WATER PUMPED

YALE

G-28024

400 m

520

312 m

YALE

G-28025

400 m

400

312 m

YALE

G-28026

300 m

480*

300 m

COTTEREL

G-28030

480 m

560*

475 m

COTTEREL

G-28456

350 m

480*

WELL NOT IN

COTTEREL

G-28457

450 m

640

475 m*

COTTEREL

G-

320 m

320

312 m

COTTEREL

G-

320 m

320

WELL NOT IN
SUPPLEMENT TO G-28457

*OVERLAYS ANOTHER PERMIT

September 21, 1960

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

Perry, 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 charge that there is a fee of \$1.00 for each amendment to a permit.

Very truly yours,

GEO. H. CARTER
State Reclamation Engineer
By

Ralph W. Thomas
Office Engineer

RWT:mr

Enc. Form 11, 36
amendment forms, list of fees

See letter and sketch map in G-28457

28030

February 15, 1960

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

Parry 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 $\frac{1}{4}$ NW $\frac{1}{4}$, 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 $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31. This has been changed to show two points of diversion, the second point being the NW $\frac{1}{4}$ NW $\frac{1}{4}$, 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 $\frac{1}{2}$ E $\frac{1}{2}$, 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 $\frac{1}{4}$ NW $\frac{1}{4}$, 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

28030

July 16, 1959

Re: Permit No. G-28030
Cotterel Farms Co.

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

Attention: Mr. Clifford E. Fix

Gentlemen:

We enclose Permit No. G-28030 in which we direct your attention to the limitations and conditions as given on the fourth page under Approval of the State Reclamation Engineer.

Departmental Receipt No. G-4155 which was issued covering payment in the amount of \$7.25 for the filing fee of the above mentioned permit was mailed to you with our letter of July 7, 1959.

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,

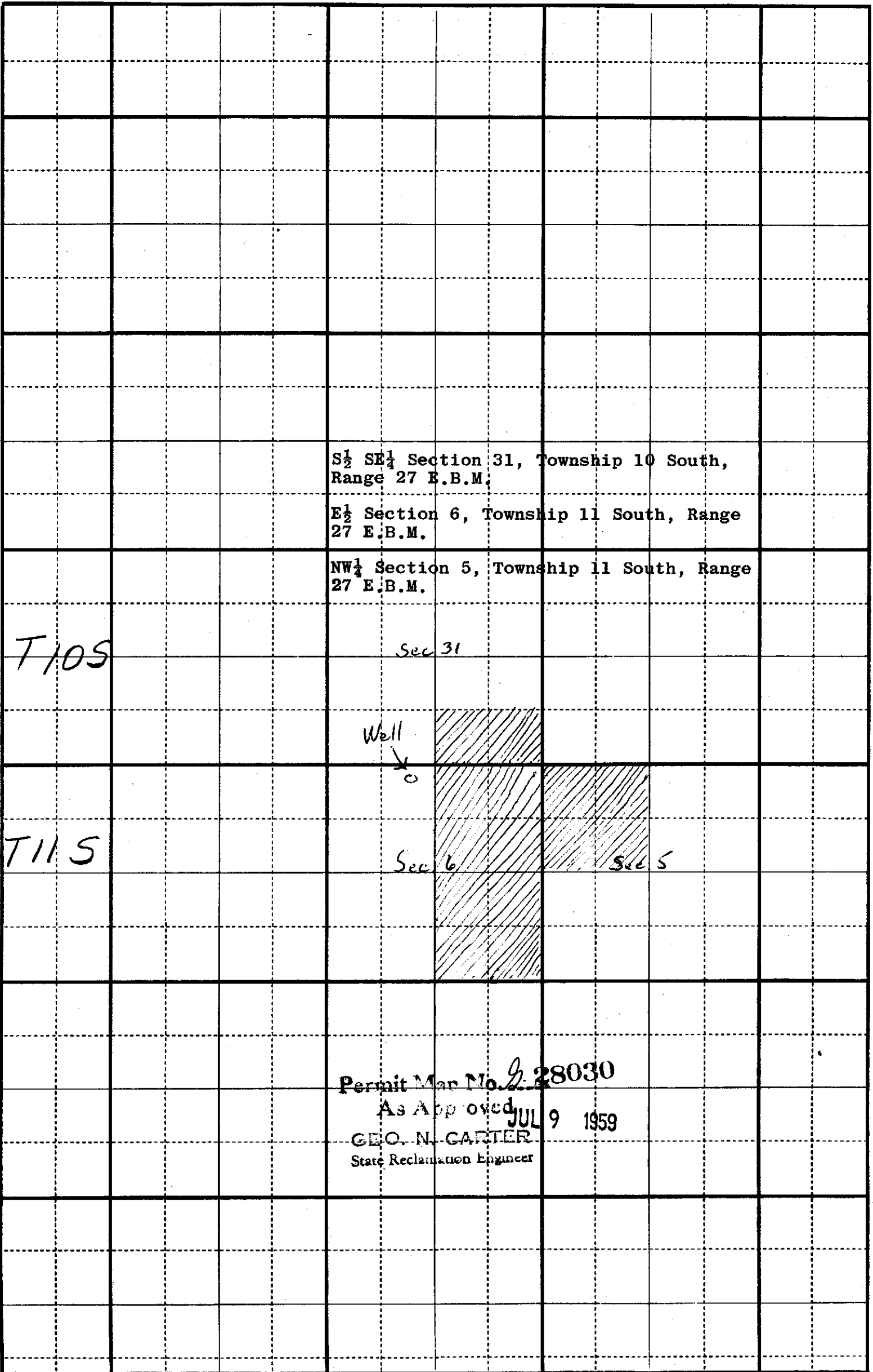
GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rutledge
Chief Clerk

Encl.
EPR/pmk

cc: Cotterel Farms Co.

28030



RECEIVED
JUL 9 1959

Department of Reclamation

JOHN R. COLEMAN

OF COUNSEL:

J. R. KEENAN

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

July 8, 1959.

Department of Reclamation,
State Capitol,
Boise, Idaho.

Attention: Mrs. Edna P. Rutledge.

Dear Mrs. Rutledge:

Referring to your letter of July 7th we are returning the Application for Permit in the name of Cotterel Farms Co. having corrected the description under Paragraph (12) to show the NE $\frac{1}{4}$ of Section 6 instead of the NW $\frac{1}{4}$. The map is correct.

Thank you for calling this to our attention.

Very truly yours,

Clifford E. Fix
CLIFFORD E. FIX

CEF:jb

Enclosure.

28080

July 7, 1959

Re: Application for Permit
Cottarel Farms Co.

Parry, Robertson & Daly
Attorneys at Law
Twin Falls, Idaho

Attn: Mr. Clifford E. Fix

Dear Mr. Fix:

Enclosed is the application for permit in the name
of Cottarel Farms Co., with attached receipt and refund of 25
cents.

On the application under 12 - the land list includes
NW¹/₄, Sec. 6, whereas the map shows the NE¹/₄, Sec. 6. Kindly
correct the place which is in error.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rutledge
Chief Clerk

RT:EPR:ew
Enc. application
receipt
& refund

28030 RT

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

JOHN R. COLEMAN
OF COUNSEL:
J. R. KEENAN

July 6, 1959.

RECEIVED
JUL 7 1959
Department of Reclamation

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

Dear Mr. Carter:

There is enclosed herewith Application for Permit
of Cotterel Farms Co. to appropriate 480 inches of subter-
ranean water in Cassia County, Idaho.

There is also enclosed filing fee in the amount
of \$7.50.

Very truly yours,

Clifford E. Fix
CLIFFORD E. FIX

CEF:jb

Enclosures.

NOTICE OF PROOF OF COMPLETION OF WORKS

**and
APPLICATION OF WATER TO
BENEFICIAL USE**

Notice is hereby given that at 11 A.M., on the 7th day of April, 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 9.6 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-28030, 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 Cottarel Farms, 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 9.6 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 9.6 cubic feet per second.

4. The point of diversion of said water is NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 6, T. 11 South, Range 27, E.B.M., County of Cassia, State of Idaho.

5. The place where said water is used is E $\frac{1}{2}$ Sec. 6, T. 11 South, Range 27, E.B.M., County of Cassia, SW $\frac{1}{4}$ Sec. 5, T. 11 South, Range 27, E.B.M. S $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 31, T. 10 South, R. 27 E.B.M., all in Cassia County, State of Idaho.

6. The date of priority which said user is prepared to establish is July 7, 1959, 9:00 A.M.

GEO. N. CARTER,

State Reclamation Engineer.
Published in The Herald Bulletin
Feb. 28, Mar. 7-14, 21, 1961. 2830