

No Color
Documents
In File

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 32643/36-2631 Priority Dec. 15, 1965 Amount 1.05 cfs

THIS IS TO CERTIFY, that SHERRIL L. STALLINGS
of Rupert, Idaho, has complied with the terms and conditions of Permit
No. 32643/36-2631 issued pursuant to Application for Permit dated December 15, 1965,
and has submitted proof to the Department of Water Administration on December 7, 1970,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 1.27 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source

tributary of _____, is hereby confirmed in the following amounts:

Amount 1.05 cfs for Irrigation from March 15 to Nov. 15 (both dates inclusive)

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

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

Subject, however, to the condition that no more than 1.05 cfs of water be diverted at
any one time, said waters to be diverted within the _____

NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 3, Twp. 8 S, Rge. 25 E, B.M.

in the county of Minidoka; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 211 acre feet per year or _____
4.0 acre feet per acre.

Description and location of place of use:

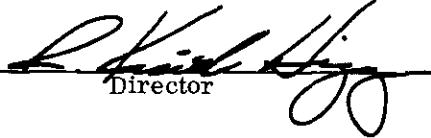
TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
8 S	25 E	3	25.7	18.4			8.5												52.6

Total number of acres irrigated 52.6

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 22 day of

March, 19 73.


Director

36 263

The Minidoka County News

RUPERT, IDAHO

AFFIDAVIT OF PUBLICATION

County of Minidoka,)
) ss.
STATE OF IDAHO,)

Ruth DeThomas, being first
duly sworn, deposes and says that he is the
Editor of The Minidoka County
News, a weekly newspaper published at Rupert,
Idaho, in the county aforesaid, and that the paper
is of general circulation therein. Deponent further
states that the printed notice attached hereto was
duly published according to law in the regular
weekly editions of The Minidoka County News for

2 consecutive weeks, commencing
with the issue dated Sept 22, 1970 and
ending with the issue dated Sept 29, 1970.

Ruth DeThomas
Subscribed and sworn to before me this

14 day of Dec, 1970
John Hunter Notary Public

Cost of Publication

Notary Fee

Total Cost

24
OK 4-70
3-1

Permit No. 1-1300-70
the name of Sheriff L. Stallings
was advertised incorrectly. The
place of use was advertised as
being in the N1/2NE1/4, NE-
ficial use, etc. WHEREAS, the
actual place of use of the water
is in the N1/2NE1/4, NE1/4-
NW1/4, Sec. 3, T. 8S, R. 2E,
E.M. Proof of the application
of the water to beneficial use
is to be submitted to the De-
partment on or before Decem-
ber 17, 1970.

Any protests of the above
correction must be received by
the Department of Water Ad-
ministration, STATEHOUSE,
Boise, Idaho, within 10 days
from the last date of publica-
tion of this notice.

R. KEITH HIGGINSON
Director

Published in the Minidoka

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. G-32643/36-2631)

in the name of SHERRIL L. STALLINGS)

ORDER MODIFYING REQUIREMENTS
FOR COMPLETION OF PERMIT TO
APPROPRIATE WATER

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

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

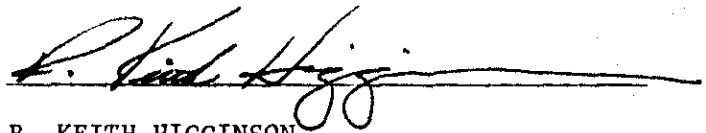
WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice
and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. G-32643 was issued previous to that date;

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

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

Dated this 8th day of May, 1970.



R. KEITH HIGGINSON
State Reclamation Engineer

32643
36-2631

✓ 32643

36-2631

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 40805
Permit No. G- 32643
District No.

FHA 11/19

1. Name of Applicant: Sherril L. Stallings
Postoffice address: Route #4, Rupert County: Minidoka State: Idaho
2. Quantity of water claimed: 1.2 c.f.s.
 - (a) Rate of withdrawal in cubic feet per second or Idaho
Miners' inches or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: *Subterranean*
4. Location of point of diversion or well is in the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 3
Twp. 8 S , Rge. 25 E , B.M., County of Minidoka
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: drilled well, cased, pump and meter
8. Estimated cost of works: \$ 6,000.00
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
years. 5 years
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
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) 1.2 (cubic feet per second, inches or gallons per minute) is for new lands.

✓

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.

/s/ Sherri L. Stallings Applicant.

By

Agent.

Date of first receipt at Department of Reclamation : 3:00 P.M. December 15, 1965

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 32643

Recorded in Book 114 Page G-32643 Approved December 17, 1965

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

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

Work to begin on or before **June 17, 1968** 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 **June 17, 1968**

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 **December 17, 1970**

Witness my hand this 17th day of December 1965 /s/ CARL E. TAPPAN
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLIE, Governor of the State of Idaho,
and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 17th
day of December, 1965

Countersigned:

STATE OF IDAHO

(SEAL)

By /s/ ARNOLD WILLIAMS

By /s/ ROBERT E. SMYLLIE

Governor

Secretary of State.

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	
8S	25 E	3	30.2 X X 19.7				5.3												55

LICENSE ISSUED FOR 1.05 SEC. FT.

LICENSE PAGE NO.

Aug 10 - 1970

The Minidoka County News

RUPERT, IDAHO

AFFIDAVIT OF PUBLICATION

County of Minidoka,)
) ss.
STATE OF IDAHO,)

Ruth DeThomas, being first
duly sworn, deposes and says that he is the
Editor of The Minidoka County
News, a weekly newspaper published at Rupert,
Idaho, in the county aforesaid, and that the paper
is of general circulation therein. Deponent further
states that the printed notice attached hereto was
duly published according to law in the regular
weekly editions of The Minidoka County News for
2 consecutive weeks, commencing
with the issue dated June 9, 1970, and
ending with the issue dated June 16, 1970.

Ruth DeThomas
Subscribed and sworn to before me this
21th day of June, 1970
John Hunter Notary Public

Cost of Publication 8.97
Notary Fee _____
Total Cost _____

Notice is hereby given that
Sherril L. Stallings, Route 3,
Rupert, Idaho, has received an
approved permit No. G-32643/-
36-2631 issued by the Idaho
State Reclamation Department
authorizing the diversion of 1.2
cubic feet per second of water
from a groundwater source,
subject to all prior rights. The
priority to be established un-
der this permit is December
15, 1965, and the permit was
approved December 17, 1965.
Water is to be diverted by well,
pump and motor from a point
within the NW1/4NE1/4 of Sec.
3, T. 8S, R. 25E, B.M., Mini-
doka County, to be used for irri-
gation in the N1/2NE1/4, NE
ficial use is to be submitted
to the department on or before
December 17, 1970. Any pro-
tests against the issuance of a
license for the above refer-
enced permit should be filed
with the Department of Rec-
lamation within ten (10) days
of the last date of publication
of this notice or prior to the
licensing of the permit. Licens-
ing may commence prior to the
date beneficial use proof is
due without further notice.

R. KEITH HIGGINSON

State Reclamation Engineer
Published in the Minidoka
County News, a weekly newspaper
published at Rupert, Idaho,
in the county of Minidoka,
State of Idaho.

36-2631
32643

March 23, 1973

Re: Permit No. 32643/36-2631

Mr. Sherril L. Stallings
Route # 3
Rupert, Idaho 83350

Dear Mr. Stallings:

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

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enclosure

36 2631

March 8, 1973

Mr. Sherril L. Stallings
Route # 3
Rupert, Idaho 83350

Dear Mr. Stallings:

A representative of this Department has made an examination of the works covered by your Permit No. 32643/36-2631 and has found the following:

Quantity of water diverted: 1.27 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 1.05 cfs

The maximum quantity diverted shall not exceed 211 acre feet per year.

Beneficial use: Irrigation of 52.6 acres within the N $\frac{1}{2}$ NE $\frac{1}{4}$ (44.1), NE $\frac{1}{4}$ NW $\frac{1}{4}$ (8.5), Sec. 3, Twp. 8S, Rge. 25E, B.M.

Point of diversion: NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 3, Twp. 8S, Rge. 25E, B.M.

Priority date established: Dec. 15, 1965

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

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

36 2631

FIELD REPORT

1. Name of permit holder SHERRIL L. STALLINGS DEL THOMAS

Post office address Route #3, Rupert, Idaho Phone

Person to contact _____ Phone _____

3. Water will be used for the following purposes:

Amount 1.2 c.f.s. for irrigation
 AF/Annum (nature of use)

Period of Use: from April 15 to October 15
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion 1.2 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 8S N/S, Range 25E E/W, B.M., Section 3, Subdivision NW $\frac{1}{4}$ NE $\frac{1}{4}$, Minidoka
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____
County _____

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____
County _____

Other Points of Diversions: _____

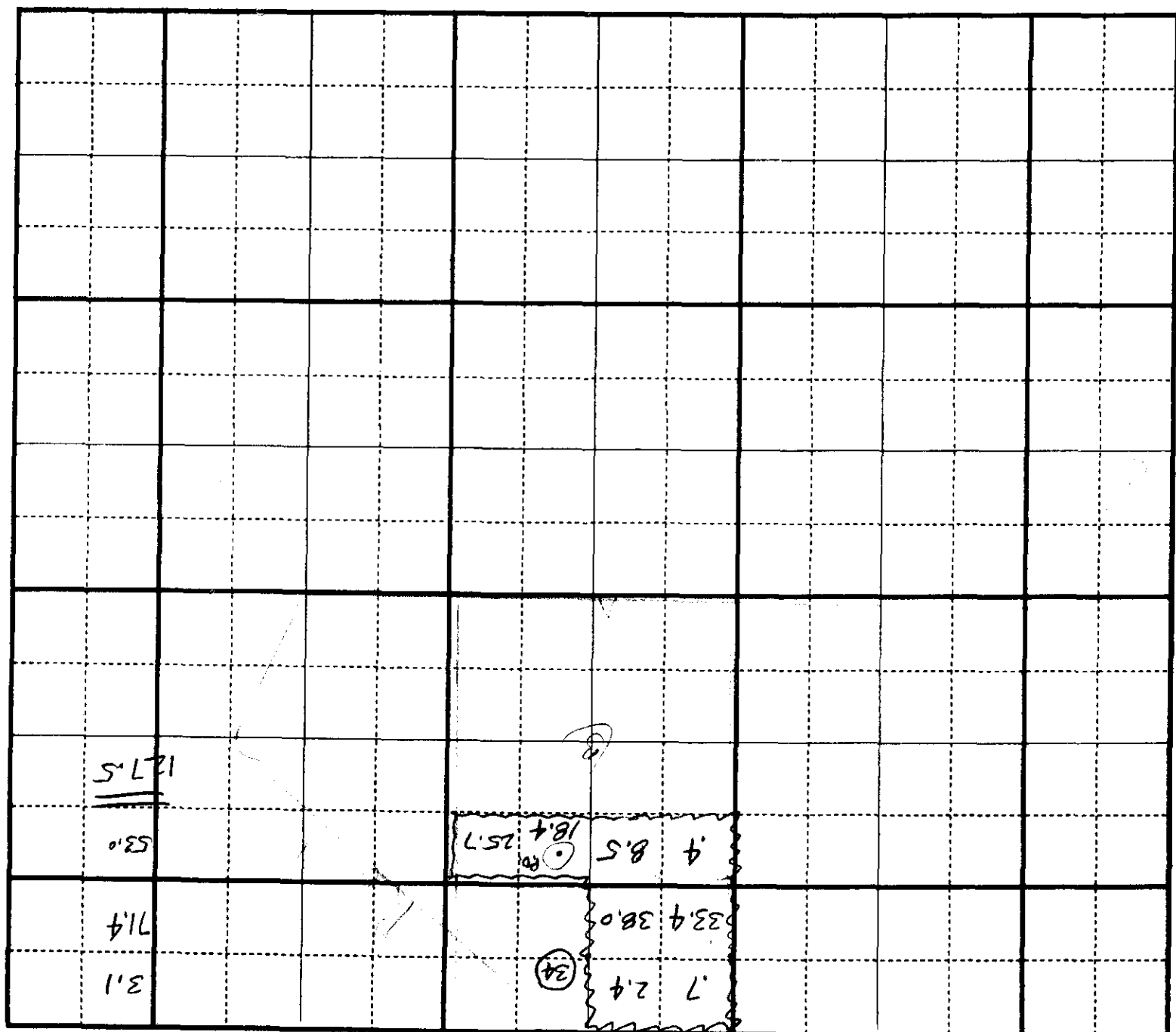
Description of diverting works: motor size - 40 HP - well casing is 10" - depth of well is 290'

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

TOTAL ACREAGE _____ **TOTAL**

Diagram of System



LJ-200
1-63

STATE OF IDAHO DEPARTMENT OF RECLAMATION

Date JULY 12, 1971 DISCHARGE MEASUREMENT NOTES MINIDOKA

WELL

River at

STALLINGS,

Angle coef- ficient	Dist. from initial point	Width	Depth	Observa- tion depth	Revo- lutions	Time in sec- onds	VELOCITY		Adjust- ed for hor. angle or -----	Area	Discharge
							At point	Mean in ver- tical			
	2.2	EW									
	2.5	0.4	0.5		10	48	1.245			1.20	.049
	3.0	0.5	0.9		15	52	1.322			1.45	.145
	3.5	0.5	1.2		15	54	1.311			1.60	.187
	4.0	0.5	1.3		15	54	1.311			1.65	.202
	4.5	0.5	1.3		15	54	1.311			1.65	.202
	5.0	0.5	1.2		15	48	1.345			1.60	.207
	5.5	0.5	1.0		20	52	1.414			1.50	.207
	6.0	0.4	0.8		10	53	1.226			1.32	.072
	6.3	EW									
											1.271 cfs

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

28 27

33 34

27

E 535
(76E)

A
46.5

B
37.4

C
42.9

E 96
(77E)

A
17.0

B
7.7

6.8

2.0

3.7

C
28.4

I
13.2

D
14.5

36 2018.81

33 34

4

3

8.5 F
122

E 100
A (129E)
22.0

B
18.3

E531
A (79E)
13.7

B
45.2

C
17.4

10.0

9.5

9

DATE OF EXAM JULY 12, 1971

ACREAGE
Found 127.5
Recommended 127.5

Irrigation Requirement 4.0 Ac Ft/Ac

USE
Irrigation Q = 1.27 c.f.s. V = 620 AF/Ann. from MAR. 15 to NOV. 15
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no X

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes _____ no X

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of injection:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of exchange:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Total Q measured 1.27 cfs Method of measurement Pygmy

Total Q recommended 1.27 cfs Meter No. R-37B Type Pygmy Condition GOOD

Total V recommended 510 AF/ANN

Recommended Amendments:

P.D. _____
Place of Use ALSO 7S, 25E, SEC 34, SW 1/4
Other _____
None _____

MEASUREMENT CALCULATION:

$$\begin{aligned} (1.27)(2)(2.44) &= 620 \text{ AF/ANN} \\ (4)(127.5) &= 510 \text{ AF/ANN} \end{aligned}$$

SYSTEM DESCRIPTION:

40 HP, U.S. MOTOR, 1800 RPM, 220/440 VOLTS, SER#3852737
JOHNSTON VERTICAL PUMP 4" DISCHARGE

REMARKS:

Examiner's Signature Bert A. Clifton Date July 13, 1971

Checked by _____ Date _____

Approved by _____ Date _____

December 9, 1970

Re: Permit No. G-32643/36-2631 - Mr. Sherril L. Stallings

C
The Minidoka County News
625 Fremont Avenue
Rupert, Idaho 83350

Gentlemen:

C
As of this date, we have not received the affidavit for the notice of correction which was published in your newspaper on September 24, and October 1, 1970, in connection with the above referenced permit.

P
Your prompt attention in this matter would be appreciated.

Very truly yours,

Y
Donald W. McElDowney
Appropriation Supervisor

DWM:CM

36 2631

December 7, 1970

Re: Permit No. G-32643/36-2631

Mr. Sherril L. Stallings
Route #3
Rupert, Idaho 83350

Dear Mr. Stallings:

We acknowledge receipt of your affidavit submitted as proof of beneficial use for permit ~~G-32643/36-2631~~.

Before a license can be issued a field examination must be made by a representative from this department.

We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system. If someone other than yourself should be contacted, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

36 2631

Identification No. _____

Permit No. G-32643/36-2631

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED

DEC 7 1970

Department of Water Administration

1. a) Name of Permit Holder Sherril L. Stallings
b) Post Office Address Rte #3 Rupert
2. Permit Number G 32643/36-2631
3. Date of Priority that you are prepared to establish March 11, 1966 Dec. 15, 1965
4. a) Source from which water was appropriated Underground
b) Location of the point of diversion: NW 1/4 NE 1/4, Section 3
Township 8S, Range 25E Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:
amount 1.2 cfs for 6 mo. irrigation purposes from April 15 to Oct 15 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 430 Acre feet cfs and/or acre feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Measurement of rate of flow was made by people who sold me the pump. Qualification unknown
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: The water is pumped from underground water and is pumped in to open pool and ditch for use.
b) Describe the agreement or understanding by which you take water from the works: I applied and received permission to drill well and pump 60" of water from underground source.
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) motor size = 40 hp. - well casing is 10" - depth of well = 290'
b) Describe the type and size of measuring device which you have installed at your point of diversion: _____
c) Give well drillers name and address and date the well was completed Keith Mackenzie Heyburn, Idaho - April, 1966

Order
February 9, 1971
C.M.

36 2631

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use none

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

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	
8S	25E	3	35	15			4												54 acres

Total number of acres irrigated 54 acres

10. Remarks:

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

Dec. 3/1970
(Date)

Shenil F. Stallings
(Signature)

State of Idaho
County of Minidoka ss.

On this 5 day of December, 1970, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Larry R. Riddle
Notary Public residing at Boise, Idaho

My commission expires June 1971

November 9, 1970

Re: Permit No. G-32643/36-2631

Mr. Sherril L. Stallings
Route # 3
Rupert, Idaho 83350

Dear Mr. Stallings:

As of this date we have not yet received the affidavit of publication to be submitted in connection with the above referenced permit. Proof of beneficial use is not required until December 17, 1970; however, many newspapers do not keep copies of these advertisements in their files. We, therefore, recommend that you obtain this affidavit from the Minidoka County News, Rupert, Idaho and submit it to the Department as soon as possible. This insures that when you are ready to submit proof of beneficial use there will be no unnecessary delay or added expense.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:CM

36-2631
32643

INSTRUCTIONS TO DELIVERING EMPLOYEE

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

RECEIPT

Received the numbered article described below.

REGISTERED NO.

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

CERTIFIED NO.

22231

1

Sherril S. Tallings

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

Kent S. Tallings

DATE DELIVERED

SHOW WHERE DELIVERED (only if requested)

10-7-70

3

36-2651

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS



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

POSTMARK OF
DELIVERING OFFICE

655-16-71048-10

POD Form 3811 Apr. 1967

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

**RETURN
TO**

NAME OF SENDER

Department of Reclamation

STREET AND NO. OR P.O. BOX

Annex #2 State Use

POST OFFICE, STATE, AND ZIP

Boise, Idaho 83707

October 1, 1970

Re: Permit No. G-32643/36-2631

Mr. Sherril L. Stallings
Route # 3
Rupert, Idaho 83350

Dear Mr. Stallings:

One of the conditions of the approval of your Permit No. G-32643/36-2631 was that proof of application of the water to beneficial use be submitted to this office on or before December 17, 1970.

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

Either the proof affidavit or a request for extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.



Director

Enc: Proof affidavit
dr

CERTIFIED MAIL

4/22/30

36-2631
32643

September 16, 1970

Re: Permit No. G-32643/36-2631

Mr. Sherril L. Stallings
Route #3
Rupert, Idaho 83350

Dear Mr. Stallings:

We acknowledge receipt of the affidavit of publication submitted in connection with the above referenced permit. Since proof of beneficial use of the water is not required until December 17, 1970, the Department will notify you sixty days in advance of this date as to further requirements. We wish to advise you, however, that if you have fulfilled the requirements under the permit you may submit proof anytime prior to the above date.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

P.S. A notice of correction for your permit is being published in the Minidoka County News on September 24 and October 1, 1970 at the expense of the newspaper.

36-2631
32643

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

~~DEPARTMENT OF RECLAMATION~~

STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

DEPARTMENT OF WATER ADMINISTRATION

September 10, 1970

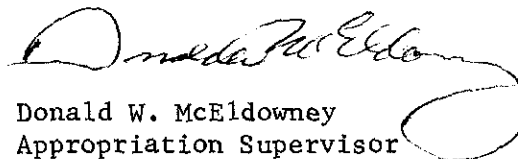
Re: Permit No. G-32643/36-2631

Mr. Sherril L. Stallings
Route #3
Rupert, Idaho 83350

Dear Mr. Stallings:

As of this date we have not yet received the affidavit of publication to be submitted in connection with the above referenced permit. Proof of beneficial use is not required until December 17, 1970; however, many newspapers do not keep copies of these advertisements in their files. We, therefore, recommend that you obtain this affidavit from the Minidoka County News, Rupert, Idaho and submit it to the Department as soon as possible. This insures that when you are ready to submit proof of beneficial use there will be no unnecessary delay or added expense.

Very truly yours,


Donald W. McEldowney
Appropriation Supervisor

DWM/DG

36-2631
32643

Aug 10 - 1970

The Minidoka County News
RUPERT, IDAHO

AFFIDAVIT OF PUBLICATION

County of Minidoka,)
STATE OF IDAHO,) ss.

Ruth DeThomas, being first
duly sworn, deposes and says that he is the
Editor of The Minidoka County
News, a weekly newspaper published at Rupert,
Idaho, in the county aforesaid, and that the paper
is of general circulation therein. Deponent further
states that the printed notice attached hereto was
duly published according to law in the regular
weekly editions of The Minidoka County News for

2 consecutive weeks, commencing
with the issue dated June 9, 1970, and
ending with the issue dated June 16, 1970.

Ruth DeThomas
Subscribed and sworn to before me this
26th day of June, 1970
Terry Hunter Notary Public

Cost of Publication 8.97

Notary Fee

Total Cost

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Sherril L. Stallings, Route 3, Rupert, Idaho, has received an approved permit No. G-32643/-36-2631 issued by the Idaho State Reclamation Department authorizing the diversion of 2.2 cubic feet per second of water from a groundwater source, subject to all prior rights. The priority to be established under this permit is December 15, 1965, and the permit was approved December 17, 1965. Water is to be diverted by well, pump and motor from a point within the NW1/4NE1/4 of Sec. 3, T. 8S, R. 25E, B.M., Minidoka County, to be used for irrigation in the N1/2NE1/4, NE1/4. Beneficial use is to be submitted to the department on or before December 17, 1970. Any protests against the issuance of a license for the above referenced permit should be filed with the Department of Reclamation within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON

State Reclamation Engineer
Published in the Minidoka
County News, Rupert, Idaho, on
June 9 and June 16, 1970.
No. 843 - June 9, 16, 1970

Department of Water Administration

Omitted

1/4NW 1/4, SEC. 3,
T. 8S, R. 25E,
B.M. PROOF of
the application
of the water to
benefit

36-2631
32643

September 15, 1970

Re: Permit No. G-32643/36-2631 - Sherril L. Stallings

Minidoka County News
625 Fremont Avenue
Rupert, Idaho 83350

Gentlemen:

Enclosed is a notice of correction which we wish to have published for two consecutive weekly issues of your newspaper.

Please be advised that the notice is to be published at your expense, as the Department did not receive a galley proof prior to the first publications.

After the notice has been published, would you please furnish the Department with an affidavit of publication.

Your assistance in this matter is greatly appreciated.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

Enc: notice of correction

36-2631
32643

NOTICE OF CORRECTION

Notice is hereby given that Permit No. G-32643/36-2631 in the name of Sherril L. Stallings was advertised incorrectly. The place of use was advertised as being in the N $\frac{1}{2}$ NE $\frac{1}{4}$, NE-ficial use, etc. WHEREAS, the actual place of use of the water is in the N $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 3, T. 8 S, R. 25 E, B. M. Proof of the application of the water to beneficial use is to be submitted to the Department on or before December 17, 1970.

Any protests of the above correction must be received by the Department of Water Administration, STATEHOUSE, Boise, Idaho, within 10 days from the last date of publication of this notice.

R. KEITH HIGGINSON
Director

Published in the Minidoka County News, Rupert, Idaho on September 24 and October 1, 1970.

36-2631
32643

September 10, 1970

Re: Permit No. G-32643/36-2631

Mr. Sherril L. Stallings
Route #3
Rupert, Idaho 83350

Dear Mr. Stallings:

As of this date we have not yet received the affidavit of publication to be submitted in connection with the above referenced permit. Proof of beneficial use is not required until December 17, 1970; however, many newspapers do not keep copies of these advertisements in their files. We, therefore, recommend that you obtain this affidavit from the Minidoka County News, Rupert, Idaho and submit it to the Department as soon as possible. This insures that when you are ready to submit proof of beneficial use there will be no unnecessary delay or added expense.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

36-2631

32643

August 20, 1970

Re: Permit No. G-32643/36-2631

Mr. Sherril L. Stallings
Route #3
Rupert, Idaho 83350

Dear Mr. Stallings:

Please find enclosed a copy of our letter of August 10, 1970. Please be advised that the Department was in error in sending you the affidavit of publication, as it is the Department's responsibility to have the notice republished. If you have not already contacted the Minidoka County News, would you please resubmit the affidavit to this department. Upon receipt of the original affidavit, we will cause a correction notice to be published at the newspaper's expense. If you have already contacted the newspaper, would you please advise us by return mail as to what is going to be done?

We are sorry for any inconvenience that we may have caused your.

Very truly yours,

Dorian Clay,
Appropriation Examiner

DC/DG

Enc: copy of letter of August 10, 1970

36-2631

32643

August 10, 1970

Re: Permit No. G-32643/36-2631

Mr. Sherril L. Stallings
Route #3
Rupert, Idaho 83350

Dear Mr. Stallings:

We are returning the affidavit of publication which you submitted in connection with the above referenced permit.

Please be advised that the affidavit is unacceptable, as there is an error on lines 22 and 23, (including the title). It appears as though the newspaper left out two or three lines when they published it. Please check with the Minidoka County News. If the notice was indeed published wrong, it will need to be re-published at the newspaper's expense, as we did not receive a galley proof as requested.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG
Enclosure

P.S. Please note on the copy the lines omitted from the notice.

36-2631
32643

July 20, 1970

Re: Permit No. G-32643/36-2631

Mr. Sherril L. Stallings
Route #3
Rupert, Idaho 83350

Dear Mr. Stallings:

As of this date we have not yet received the affidavit of publication to be submitted in connection with the above referenced permit. Proof of beneficial use is not required until December 17, 1970; however, many newspapers do not keep copies of these advertisements in their files. We, therefore, recommend that you obtain this affidavit from the Minidoka County News, Rupert, Idaho and submit it to the Department as soon as possible. This insures that when you are ready to submit proof of beneficial use there will be no unnecessary delay or added expense.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

32643
36-2631

June 4, 1970

Re: Permit No. G-32643/36-2631

Minidoka County News
625 Fremont Avenue
Rupert, Idaho 83350

Gentlemen:

Enclosed is a legal notice which we wish to have published for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for our review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted assuming the notice is correct. If we have any corrections, we will notify you before the first publication date. If you cannot publish the notice on the proposed dates, please contact the Department of Reclamation immediately.

The expense of the publication is to be paid by Sherril L.

Stallings, Route #3, Rupert, Idaho,
to whom you should furnish an affidavit of publication.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG
Enc: legal notice

32643
36-2631

June 4, 1970

Re: Permit No. G-32643/36-2631

Mr. Sherril L. Stallings
Route #3
Rupert, Idaho 83350

Dear Mr. Stallings:

The legal notice for the above referenced permit is being published in the Minidoka County News, Rupert, Idaho on June 9 and June 16, 1970.

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

Thanking you for your cooperation in this matter.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

32643
36-2631

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Sherril L. Stallings, Route 3
Rupert, Idaho, has received an approved permit No. 32643/36-2631 issued by the Idaho State Reclamation Department authorizing the diversion storage of 1.2 cubic feet per second acre/feet/ft/annum of water from a groundwater source.

subject to all prior rights. The priority to be established under this permit is December 15, 1965, and the permit was approved December 17, 1965. Water is to be diverted by well, pump and motor from a point within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 3, T. 8S, R. 25E, B.M., Minidoka County,

to be used for irrigation in the N $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 3, T. 8S, R. 25E, B.M.

Proof of the application of the water to beneficial use is to be submitted to the department on or before December 17, 1970. Any protests against the issuance of a license for the above referenced permit should be filed with the Department of Reclamation within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Minidoka County News, Rupert, Idaho, on June 9 and June 16, 1970.

State Reclamation Engineer: Permit No. G-32643/36-2631

You are hereby authorized to have the attached notice published at my expense in the Minidoka County News of Rupert, Idaho; published in the county in which the works are situated.

Sherril L. Stallings
(Signature)

Rt 3 Rupert, Idaho
(Address)

May 20 - 1970
(Date)

32643
36-2631

May 12, 1970

Re: Permit No. G-32643 (New No. 36-2631)

Mr. Sherril L. Stallings
Route 4
Rupert, Idaho 83350

Dear Mr. Stallings:

During the 1967 session of the Idaho Legislature, certain amendments were made in the law pertaining to the procedures for making proof of beneficial use of water. In order for the Department to comply with these changes, Rules of Practice and Procedure were adopted on August 1, 1968. Generally, these procedures and the amended law make it simpler for a person to make proof and relieve the permit holder from making separate proofs of completion of works and beneficial use of water.

The enclosed order modifies your permit to comply with these rules and regulations. As a part of the new procedure, you will be required to publish a notice at your expense for two consecutive weeks in a paper as prescribed by the Department; previously, a permit holder had to publish a notice for four weeks when he submitted proof under his permit.

If you will complete the enclosed forms, we will cause the notice to be published. Should you require additional forms or information, we will be glad to supply them upon request at any time.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:DR
Enc: Order
Advertising package

36-2631
32643

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION
Rupert, Idaho 83350

RECEIVED
MAR 23 1966

Department of Reclamation

March 22, 1966

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

Dear Sir:

This is to advise you that the Government acting through the Farmers Home Administration has a real estate mortgage covering the water rights with permit no. G-32643 issued to Sherril L. Stallings, Route #4, Rupert, Idaho, on Farm Unit C, Section 34, Township 7 South, Range 25 and Section 3, Township 8 South, Range 25 EBM, Minidoka County, Idaho.

Respectfully,


Lynn N. Bradshaw
County Supervisor

G 32643

January 6, 1966

Re: Permit No. 32643

Sherrill L. Stallings
Route #4
Rupert, Idaho

Dear Mr. Stallings:

We enclose Permit No. 32643 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

By this same mail, we have sent to the Bureau of Land Management two copies of this permit, one of which has been certified, to be used in connection with the Desert Land Entry filed in that office. A copy of that letter is enclosed.

We also enclose Departmental Receipt No. G-10023 which was issued covering payment in the amount of \$ 5.25, which includes \$ 5.25 for the filing fee and \$ 0.00 for the copies sent to the Bureau of Land Management.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

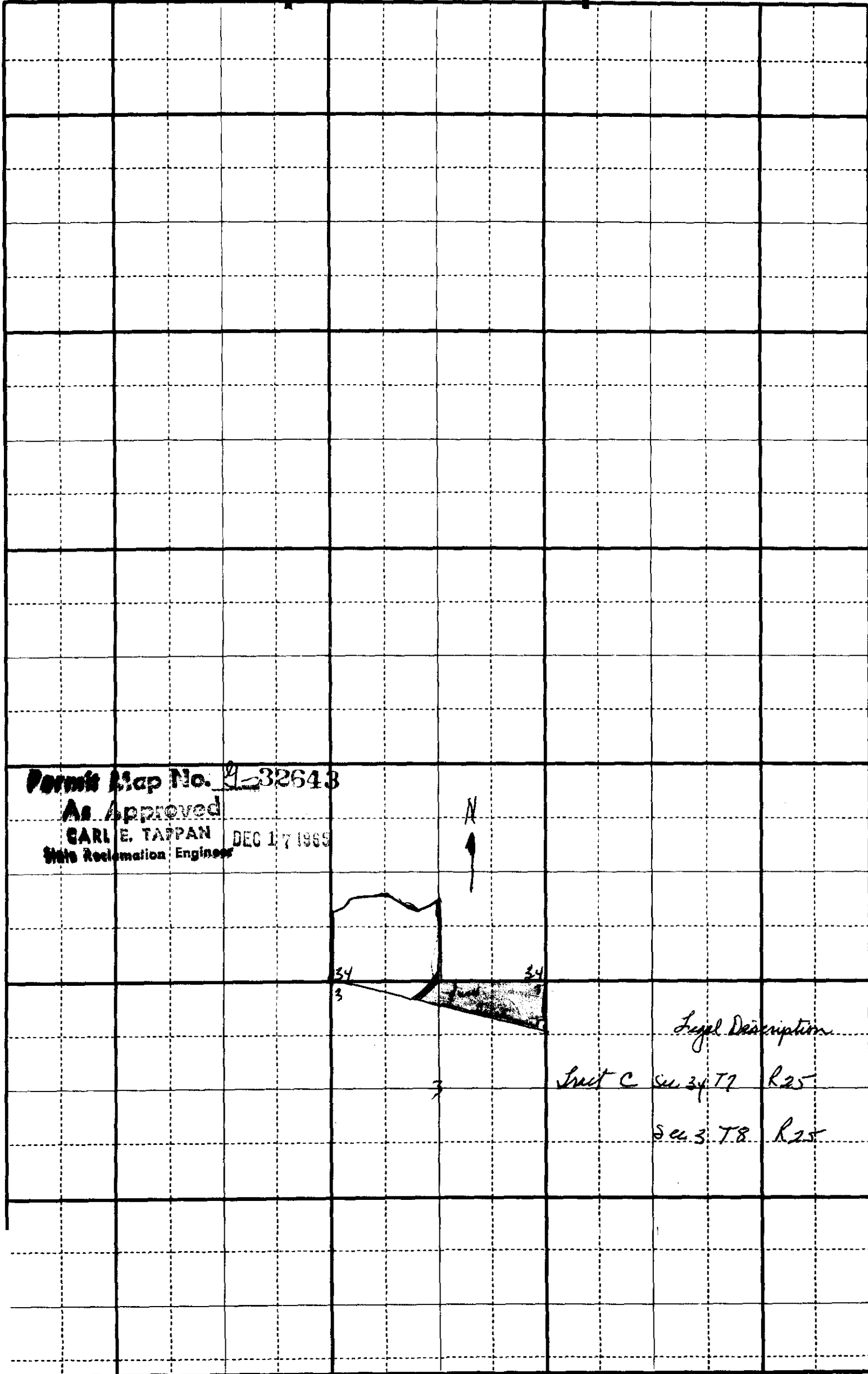
(MRS.) EDNA P. RULE
Chief Clerk

Encl. Application and receipt
EPR:pmk

32643

NAME OF APPLICANT Shenit J. Stallings

Form No. 0



Permit Map No. 9-32643
As Approved
CARL E. TAPPAN DEC 17 1969
State Reclamation Engineer

Legal Description

Tract C Sec 34 T7 R25
Sec 3 T8 R25

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

932643