

45-02597

Identification No. _____

Transfer No. _____

APPROVED**STATE OF IDAHO
DEPARTMENT OF RECLAMATION****RECEIVED**
JUL 27 1972
Department of Water Administration**APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use**1. Name of Right Holder Golden Valley Land & Cattle Co. and
Golden Valley Mutual Water Co.Post office address Route 1, Murtaugh, Idaho 83344

2. Right obtained by:

a. Decree to _____ in Case of _____
(Name)vs. _____, Dated _____ in _____
(Name of Court)Court. County of _____
G-27908/45-2578 & G-28374/45-2597b. License No. _____ issued by the State of Idaho, Department of Reclamation.
(Big Cedar - Buck Horn Aquifer)3. Source of water Ground water tributary to _____
(Name of stream or source)

4. Date of Priority 1) 4-29-1959 2) 1-13-1960

5. Amount of water 1) 3.56 cfs
2) a) 3.50 cfs c.f.s. and/or1) 978
2) b) 669 acre feet/annum6. Water is used for Irrigation from 3-15 to 11-15
(Month, Day) (Month, Day)7. Original location of point of diversion is 1) SW ¼ NW ¼ of Section 25
2) SW NW (2 pts.) 31Township 12S, Range 20E, B.M., in Cassia County;
12S 21E

Additional points of diversion, if any _____

8. Lands presently irrigated or place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
1)	12S	20E	1	40	40	40	40	39	40	40									319
		13													37	40	40	37	154
2)	12S	20E	1	40	40	40	40	40	40	40									320
	12S	21E	17	40	40	40	40	40	40	40									320
	12S	21E	18	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640

Total number of acres presently irrigated 1,434

45 2597

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

Note #10(a) below: Combined diversion from all authorized wells not to exceed 1,647 Acre Feet per Season over five seasons.

10. CHANGE IN POINT OF DIVERSION

CHANGE IN POINT OF DIVERSION

a. Quantity to be diverted at new point: 1) 3.56 cfs 1) 978
2) 13.50 cfs c.f.s. and/or 2) 699 acre feet

b. New point of diversion: SW ¼ SW ¼, Section 5, Township 13S
Range 21E, B.M. SW¼NW¼, Sec. 25, T. 12S, R. 20E, B.M.
SW¼NW¼, Sec. 31, T. 12S, R. 21E, B.M.

c. Description of method of diversion and conveyance from new points of diversion: _____

Existing wells 216, - 208 - 211/348

10b. (Cont.) SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 8, T. 13S, R. 21E.B.M.; SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 31, T. 12S, R. 21E.B.M.

10c.(Cont.) Existing Wells #386 (G-28539) ^{formerly} and #437 (G-29637) ^{formerly}.

d. Is water to be conveyed to the lands previously irrigated? Yes X No _____

If not, the place of use should be changed below.

e. Describe the reasons for applying for a change in the point of diversion:

Use of well #G-28540 enjoined by Dist. Court Decree; however, the Dept., in an order dated 5-9-72 has encouraged applicant to transfer points of diversion to more efficient wells for 27908 & 28374. Within limits of order most efficient use requires diversion from wells 208, 211/348, 216.

(Use of Wells #G-28539 and #G-29637 likewise enjoined is also required for efficiency.)

f. Do you intend to make the transfer permanent? No

q. Do you intend to abandon completely the old point of diversion? No

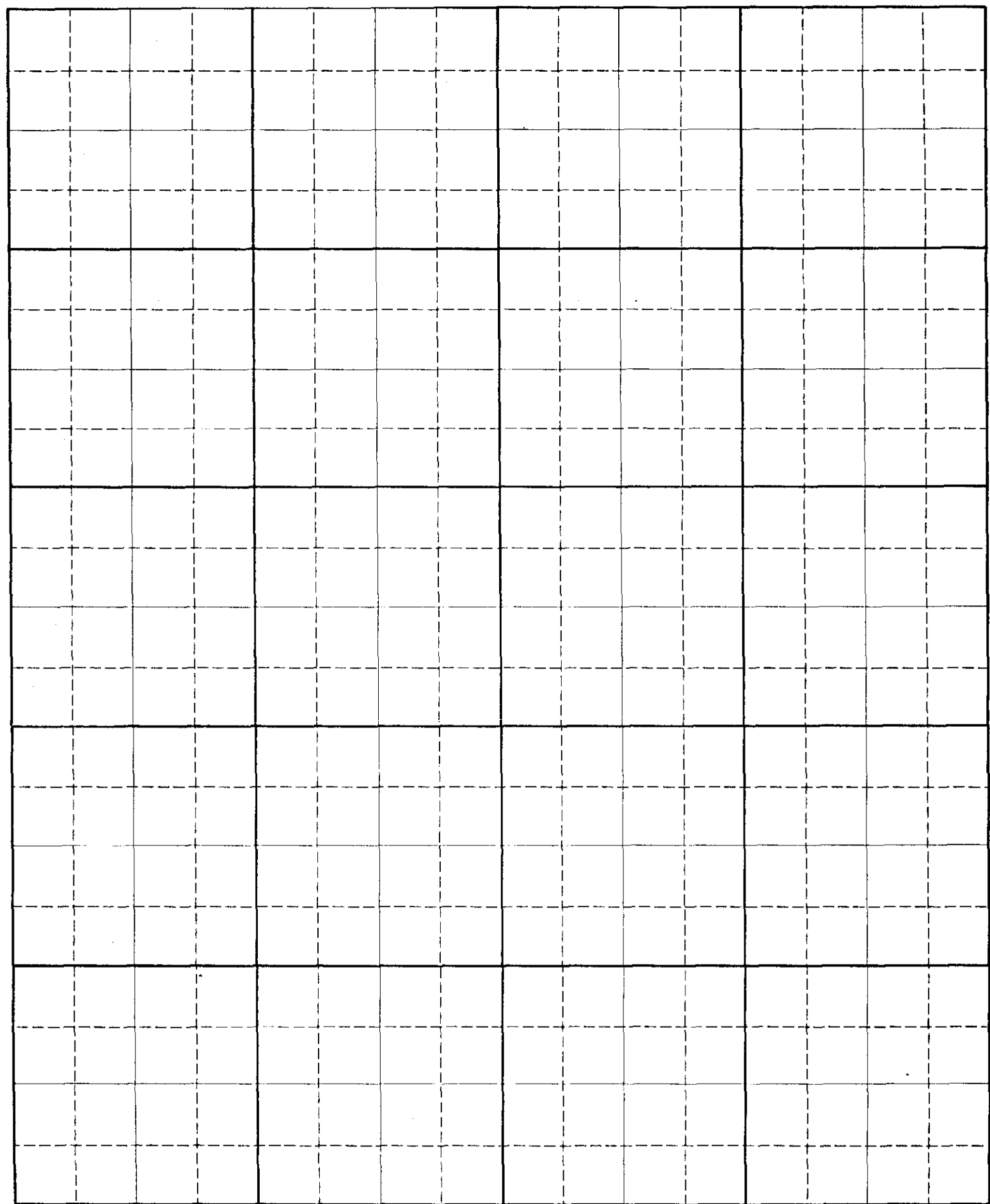
h. Indicate on the above plat the new point of diversion and lands to be irrigated.

11. CHANGE IN PLACE OF USE NO CHANGE.

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

[illegible]

Total number of acres to be irrigated _____



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

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

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

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

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

Mike Wolvitz
President (signature of applicant)

Subscribed and sworn to before me this 13 day of July, 1972

Janice J. Moore
(notary public)

Residing at Twin Falls, Idaho

My commission expires 5-25-76

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

This is to certify that I have examined Application for Transfer of Water Rights No. 45-2578 & 45-2597,
and said application is hereby APPROVED

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

The amount of water diverted from the well at Idaho Power Pole Number 208
shall not exceed 1271 acre feet during any one year. The approval may be
revoked and the transfer withdrawn upon the final determination of that
certain action now pending in the District Court of Cassia County, State of
Idaho being Case No. 9818.

Witness my hand this 27th day of July, 1973

R. Keith Higin
Director

FOR DEPARTMENT USE ONLY

Received by ef Date 7-17-73

Protest filed by: _____ Date _____

Prelim. check by _____ Date _____

Fee received by alw Date 6-22-72 Fee \$ 30.00
Receipt # 9401

Approved for publication by _____

Published in South Idaho Dates 7-25 & 8-1, 1972
Press at Burley, Idaho

Hearing held _____

Watermaster Recommendation sent _____

45 2597

State of Idaho
License and Certificate of Water Right

Water License No. G-28374

Amount 13.50 c.f.s.

Water District No. _____

Priority January 13, 1960

THIS IS TO CERTIFY that **K. C. BARLOW, Inc. - Assignee - GOLDEN VALLEY MUTUAL WATER COMPANY**
of **Barley, Idaho**, made application for a permit to appropriate the
public waters of the State of Idaho, dated **January 13**, 19 **60**; that Permit No. **G-28374**
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
13.50 second feet, was issued thereunder on **September 17**, 19 **65**, showing that said works
were completed on the **1st** day of **December**, 19**64**; and that on the **1st**
day of **December**, 19 **64**,

GOLDEN VALLEY MUTUAL WATER COMPANY

of **Barley**, State of **Idaho**, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of **two wells**
, a tributary of **subterranean flow**, for the purpose of **irrigation**
, under Use Permit No. **G-28374** 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

13 of Licenses at page **8267**, on the **17** day of **September**, 19 **65**;

The right hereby confirmed dates from **January 13**, 19 **60**;

The Point of Diversion is located **2 wells SW/4 (Lot 2)**

~~In the $\frac{1}{4}$ $\frac{1}{4}$ Sec. 31, Tp. 12 S. R. 21 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 **13.5** cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
12 S	20 E	1	N $\frac{1}{2}$	320	320
12 S	21 E	17	N $\frac{1}{2}$	320	320
		18	All	640	640
Total number of acres to be irrigated:				1280	

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
17th day of **September**, 19 **65**.

RALPH W. THOMAS

Deputy State Reclamation Engineer.

(SEAL)

45 2597

BEFORE THE IDAHO DEPARTMENT OF WATER ADMINISTRATION

IN THE MATTER OF THE CHANGE)
OF WATER RIGHT #45-2578 and)
#45-2597, GOLDEN VALLEY LAND)
AND CATTLE COMPANY.)

PROTEST TO PROPOSED CHANGE

COMES NOW Glen Briggs and Hazel Briggs, husband and wife, and Joe Tugaw, and protests the proposed change of water right in the above matter on the grounds and for the reasons as follows:

1. That the Protesters are the owners of and have an interest in 5.49 cubic feet of water per second under license #G2805, #G 21359, and #G27866 in the Big Cedar-Buckhorn Aquifer which is senior and prior right to any of the waters from the Aquifer on and by the applicants Golden Valley Land and Cattle Company and Golden Valley Mutual Water Company.
2. That the applicants water right under license #G29908 withdraws water at a point of diversion approximately one fourth mile from the senior right of the Protesters set out above and from the present right the volume of withdrawal the said applicant is interfering with the senior rights of the Protestants.
3. That the proposed change of the water right could result in a greater burden and increase withdrawal of water from the Aquifer in the immediate area of the Protesters superior right resulting in irreparable damage to the Protesters and their water rights.

WHEREFORE, the Protestants demand the proposed change of water right be denied as it would result in increased withdrawal of water in the area of the present point of diversion of license #G27908.

Dated and signed this 25th day of July, 1972.


Attorney for Glen Briggs, Hazel
Briggs, and Joe Tugaw

CERTIFICATE OF MAILING

I hereby certify that on the 25th day of July, 1972, I served a copy of the foregoing upon Walker, Depew, & Kennedy, attorneys for the applicants, by mailing a copy thereof to said attorneys at P. O. Box 23, Twin Falls, Idaho 83301.


HERMAN E. BEDKE

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

Idaho Land & Map Service
Box 2161
Boise, Idaho

Application No. G- 36349
Permit No. G- 28374
District No.

1. Name of Applicant: K. C. BARLOW, INC.

Postoffice address: P.O. Box 639, Burley County: Cassia State: Idaho

2. Quantity of water claimed: 1250 Miner's inches

(a) Rate of withdrawal in cubic feet per second 25 or Idaho
Miners' inches or gallons per minute

(b) Annual withdrawal in acre feet per annum

3. Source of water supply: Subterranean wells

#1 - NE NW
#2 - SE NW
#3 - SE 1/4 of the NW 1/4 of Section 31
Twp. 12S , Rge. 21 E , B.M., County of Cassia

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 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: Drilled wells, to be cased and equipped with turbine type pumps & motors.

8. Estimated cost of works: \$ 45,000

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:

(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:

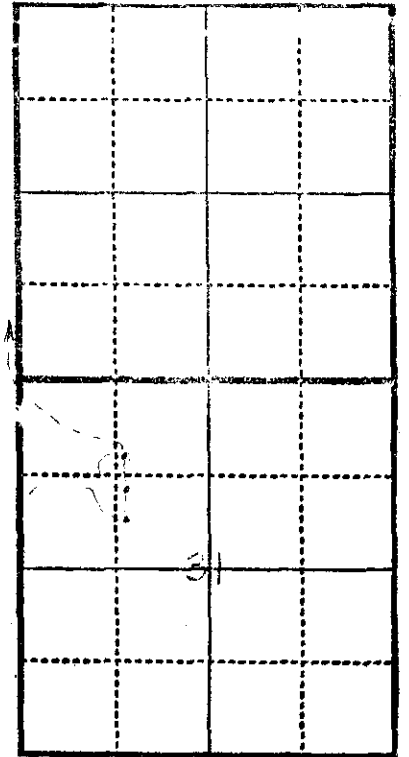
(d) Other resources:

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 G-25751, G-25050, G-25750 which will be relinquished.

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



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

Agent.

Corrected application received:

STATE RECLAMATION ENGINEER.

STATE OF IDAHO

Governor

Secretary of State.

Twp.	Range	Sec.	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				Totals
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	
12 S	21 E	4																320	
		3																160	
		10	40	40	40	40												160	
		11																320	
	20 E	1																320	
Total number of acres to be irrigated:																		1280	

By: K. C. Barlow, Permit Holder

s/ HARLEY M. McDOWELL
Notary Public, residing
at Boise, Idaho

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. G-28374

Comes now K. C. BARLOW, Inc. and represents to the State Reclamation Engineer of the State of Idaho.

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-28374, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

S $\frac{1}{2}$, Section 1, T. 12 S., R. 20 E., B. M. Idaho
N $\frac{1}{2}$, Section 17; NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$, Section 18, T. 12 S., R. 21 E., B. M. Idaho
making a total of 960 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 Boise, Idaho, this 3rd day of March, 1960.

K. C. BARLOW, Inc.
By K. C. Barlow

Date of receipt at office of Department of Reclamation March 3, 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-28374. 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 8, 1960

A S S I G N M E N T

For value received, I hereby assign all my right, title, and interest in and to Permit to appropriate the Public Waters of the State of Idaho, No. G-28374 to K. C. Barlow, Inc. of Burley, Idaho.

/s/ Willis Whittle
Permit Holder

/s/ Rada Whittle
Wife of Permit Holder

State of Idaho)
) ss.
County of Cassia)

On this 12th day of March, 1960, before me a Notary Public for the State of Idaho, residing at Oakley, Idaho, personally appeared Willis Whittle and Rada Whittle known to me to be the person whose name is subscribed to the within instrument, and duly acknowledged to me that they executed the same.

In witness whereof, I have hereunto set my hand and affixed my Notarial seal, the day and year in this certificate first above written.

/s/ Ross T. Nielson
Notary Public, residing at Oakley, Idaho

My commission expires July 12, 1961

Recorded: March 18, 1960

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, No. G-28374

Comes now K. C. BARLOW, INC. and represents to the State Reclamation Engineer of the State of Idaho:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-28374, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

All, Section 18; N $\frac{1}{2}$, Sec. 17, T. 12 S., R. 21 E., B. M., Idaho
S $\frac{1}{2}$, Section 1, T. 12 S., R. 20 E., B. M., Idaho, making a total of 1280 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 19 day of March, 1960

s/ K. C. BARLOW, Inc.

Date of receipt at Department of Reclamation: March 21, 1960

By: K.C. Barlow

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-28374. 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 (over)

s/ GEO. N. CARTER
State Reclamation Engineer

Recorded March 22, 1960

ASSIGNMENT ✓

For value received, I hereby assign 1/4 of my right, title and interest in and to Permit to appropriate the Public Waters of the State of Idaho, No. G-28374, to Ray Barlow, of Burley, Idaho

For S¹/₂NE¹/₄, SE¹/₄, S¹/₂SW¹/₄, Section 18, T. 12 S., R. 21 E., B. M., Idaho

s/ K. C. BARLOW, Inc.

By: K. C. Barlow
Permit Holder

State of Idaho)
County of Ada) ss

On this 19 day of March, 1960, before me, a Notary Public, for the State of Idaho, residing at Boise, Idaho, personally appeared K. C. Barlow, known to me to be the person whose name is subscribed to the within instrument, and duly acknowledged to me to be the person whose name is subscribed to the within instrument, and duly acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal, the day and year in this certificate first above written.

s/ FERNE W. ALLEN
Notary Public, residing
at Boise, Idaho

My commission expires 3/17/62

(SEAL)

ASSIGNMENT ✓

For value received, I hereby assign all of my right, title and interest in and to Permit to appropriate the Public Waters of the State of Idaho, No. G-28374 to Golden Valley Mutual Water Company of Burley, Idaho

/s/ Ray Barlow
Permit Holder

/s/ Frances M. Barlow
Wife of Permit Holder

STATE OF IDAHO)
County of Cassia)

On this 23 day of March, 1961, before me, a Notary Public for the State of Idaho, residing at Burley, Idaho personally appeared Ray and Frances M. Barlow, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and duly acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal, the day and year in this certificate first above written.

/s/ Betty Critchfield
Notary Public, Residing at Burley, Idaho

My Commission expires 8/5/61

ASSIGNMENT ✓

For value received, I hereby assign my right, title, and interest in and to Permit to appropriate the Public Waters of the State of Idaho, No. G-28374 to Golden Valley Mutual Water Company of Burley, Idaho

K. C. Barlow, Inc.
/s/ K.C. Barlow Inc
Permit Holder
/s/ Frances Barlow
Wife of Permit Holder

State of Idaho)
County of Cassia) ss

On this 23 day of March, 1961, before me, a Notary Public for the State of Idaho, residing at Burley, Idaho personally appeared K. C. Barlow & Frances Barlow known to me to be the persons whose names are subscribed to the within instrument, and duly acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal, the day and year in this certificate first above written.

/s/ Betty Critchfield
Notary Public, residing at Burley, Idaho

My commission expires 8/5/61

Application for Amendment
POINT OF DIVERSION
Permit No. G-28374

Comes now Golden Valley Mutual Canal Company and represents to the State Reclamation Engineer of the State of Idaho: That they are the owners and holders of Permit to appropriate the Public Waters of the State of Idaho, No. G-28374. That the points of diversion is described in said Permit as being located: NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 31, T12S-R21E., B.M., Ida.

That they now request that the points of diversion be changed to a point located: One well in NW $\frac{1}{4}$ NW $\frac{1}{4}$ (Lot 1); 2 wells in SW $\frac{1}{4}$ NW $\frac{1}{4}$, (Lot 2), Sec. 31, T12S-R21E., B.M., Ida.

That the reason for desiring to make such change is as follows: More feasible well sites. That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.

Signed at Boise, Idaho, this 23 day of March, 1962.

Golden Valley Mutual Canal Co.
/s/ Harley M. McDowell
Agent

Date of Receipt at Department of Reclamation: March 26, 1962

APPROVAL OF STATE RECLAMATION ENGINEER

I, Carl E. Tappan, Assistant 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-28374. 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/ CARL E. TAPPAN
Assistant State Reclamation Engineer

Recorded: March 27, 1962

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

DEPARTMENT OF RECLAMATION

✓ WHEREAS, Permit No. G-28374, in the name of Golden Valley Mutual Water Company, was issued in connection with Desert Land Entry Idaho Serial No. 011355; and,

WHEREAS, Applicant has been prevented from proceeding with construction pending allowance of said Desert Land Entry which is under suspension pending the outcome of an appeal.

NOW, THEREFORE, statutory proof requirements on Permit No. G-28374 are extended until the Desert Land Entry has been allowed and the proper date of commencing work can be established.

This office should be notified promptly of the outcome of the appeal.

Signed at Boise, Idaho, this 9th day of April, 1964.

s/ CARL E. TAPPAN
State Reclamation Engineer

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

✓ WHEREAS, Permit No. G-28374, in the name of Golden Valley Mutual Water Company was amended March 26, 1962, to show land list comprised entirely of deeded lands;

WHEREAS, the State Reclamation Engineer, on showing, dated April 9, 1964, that the lands were included in Desert Lands, entered order that statutory proof requirements were extended until the Desert Land Entry was allowed.

NOW, THEREFORE, The order extending the statutory proof requirements is hereby annulled and declared void, and the statutory proof requirements shown on the permit are in effect.

Signed at Boise, Idaho, this 7th day of July, 1964.

/s/ RALPH W. THOMAS
Deputy State Reclamation Engineer

(SEAL)

Permit No. G-28374
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that K. C. BARLOW, Inc., - Assignee - GOLDEN VALLEY MUTUAL WATER COMPANY of Burley, County of Cassia, and State of Idaho, the holder of Permit No. G-28374, issued upon Application No. G-36349, bearing date of priority of January 13, 1960, authorizing the diversion of 25 second feet of waters of wells, County of Cassia, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 13.50 second feet of the waters of two wells from subterranean flow; that the point of diversion of said waters SW $\frac{1}{4}$ NW $\frac{1}{4}$ (Lot 2), Sec. 31, T. 12 S., R. 21 E., B. M.; and that the lands proposed to be irrigated by the use or place of use of said water are described as follows; to-wit:

S $\frac{1}{2}$, Sec. 1, T. 12 S., R. 20 E., B. M.; N $\frac{1}{2}$, Sec. 17, All Sec. 18, T. 12 S., R. 21 E., B. M.

Witness my hand this 17th day of September, A. D. 1965

s/ RALPH W. THOMAS, Deputy
State Reclamation Engineer

Proof of Completion of Works Made: December 1, 1964

LICENSE ISSUED FOR 13.50 SEC. FT.
LICENSE PAGE NO. 2267

August 2, 1973

Mr. James L. Kennedy, Jr.
Walker, Depew & Kennedy
Bank of Idaho Building
P. O. Box 23
Twin Falls, Idaho 83301

Dear Jim:

I apologize for not having followed through with the transfers for Golden Valley, Nos. 45-2578 and 45-2597. By now, you should have received these approvals. The problem was created by two people each assuming that each other had taken care of the matter.

With regard to the water district, it was created by an order signed May 3, 1973. A copy of this is enclosed for your information.

Very truly yours,

R. KEITH HIGGINSON
Director

RKH:mjl

Enclosure

July 31, 1973

Re: Transfer Nos. 45-2578 & 45-2597

Golden Valley Land & Cattle Co.
and Golden Valley Mutual Water Co.
Route #1
Murtaugh, Idaho 83344

Gentlemen:

Enclosed is a copy of your approved Transfer of Water Right Nos. 45-2578 and 45-2597. We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:cd

Enclosures

45 2597

March 21, 1973

Mr. James L. Kennedy, Jr.
Walker & Depew
Bank of Idaho Building
P. O. Box 23
Twin Falls, Idaho 83301

Dear Jim:

I'm enclosing a copy of Permit No. 37-7072, which is now held by Aquaculture, Inc. I believe this is the permit that covers the project in which your client has an interest. If I have the wrong filing, please let me know and I will look further.

With regard to the stipulation for Transfer Nos. 45-2578 and 45-2597, our only concern is with Item 1B, which, in effect, makes the transfer temporary. We question whether the statutes under which transfers are handled contemplate a temporary transfer. However, since the parties are agreeable to a revocation of the transfer or withdrawal of the transfer, provided such is made necessary as a result of the case currently pending in the District Court, we would agree to that condition being made a part of our conditions of approval. We will proceed with the processing of the transfer and you should receive the approval very shortly.

Very truly yours,

R. KEITH HIGGINSON
Director

RKH:mjl

Enclosure

cc. Southern District Office

45 2597

LAW OFFICES
WALKER, DEPEW & KENNEDY
BANK OF IDAHO BUILDING
P. O. Box 23
TWIN FALLS, IDAHO 83301
TELEPHONE (208) 733-3083

LLOYD J. WALKER
JAY L. DEPEW
JAMES L. KENNEDY JR.

August 9, 1972

SUN VALLEY, IDAHO 83353
(208) 726-5861

ok to file
JDF

Mr. Bobby D. Fleenor, Assistant Director
Department of Water Administration
State House - Annex 2
Boise, Idaho 83707

Re: Briggs-Tugaw Protest
to Transfer Applications
#45-2578 & 45-2597

Dear Bob:

Pursuant to our telephone conversation, I have prepared a draft affidavit and draft stipulation for withdrawal of the above referenced Protest. I am circulating these drafts to Messrs. Wolverton, Tugaw and Bedke for approval, which I hope will be forthcoming.

I am enclosing for your review and comment xerox copies of these drafts. If you have any suggestions from the Department's point of view for corrections or additions to facilitate prompt resolution of the matter, I will be very pleased if you will give me a call.

If my drafts meet with general approval, I will prepare them for execution and submission.

With every good wish, I am

Sincerely yours,

WALKER, DEPEW & KENNEDY

Jim
James L. Kennedy Jr.

JLK:gr
Enc.

45 2597

IN THE DEPARTMENT OF WATER ADMINISTRATION

STATE OF IDAHO

In the Matter of Applications For Transfer No. 45-2578 & 45-2597 GOLDEN VALLEY LAND & CATTLE CO. 	}	STIPULATION FOR WITH- DRAWAL OF PROTEST
---	---	--

Golden Valley Land & Cattle Company and Golden Valley Mutual Water Company, Applicant, and Glenn Briggs, Hazel Briggs and Joe Tugaw, Protestants, in consideration of the affidavit of Merle Wolverton submitted herewith and incorporated herein by reference and further in consideration of the mutual agreements and conditions hereinafter set forth, do hereby mutually agree and stipulate as follows:

(1) Protestant notes and acknowledges that by its terms the application contains the following express conditions (a) That the combined diversion from all authorized wells not exceed 1,647 acre feet per season over five seasons, (b) That the additionally authorized points of diversion not be permanent, and (c) That the currently authorized points of diversion not be abandoned.

(2) Applicant accepts and requests as a further condition of the approval of its application that the annual pumpage from currently authorized point of diversion G-27908 (Well #208) not exceed 1,271 acre feet, which is the maximum which was allowed by the Decree of the District Court in this matter.

(3) Applicant and Protestant agree and stipulate that if the conditions recited above are incorporated therein the approval

of the application by the Department (a) Will not increase local interference with Protestant's well (b) Will not cause a greater burden on the aquifer in the immediate area of Protestant's well (c) Will not increase withdrawal of water from the aquifer in the immediate area of Protestant's well (d) Will not do injury to Protestant's water rights, and (e) Will not enlarge the use of Applicant's original right.

(4) Protestant withdraws, subject to the agreements and conditions herein, its Protest dated July 25, 1972, and consents to the approval of the application pursuant to this stipulation.

Dated this _____ day of _____,
1972.

s/ Bedke
For Protestants

s/ Walker, D & K
For Applicants

STATE OF IDAHO

GOLDEN VALLEY LAND & CATTLE CO.

AFFIDAVIT

STATE OF IDAHO,
County of _____ } ss.

1. That he is the President of Golden Valley Land & Cattle Company and Golden Valley Mutual Water Company ("Golden Valley"), the applicant in the above entitled matter.

2. That on behalf of Golden Valley he executed and submitted to the Department of Water Administration an application for transfer of water right to secure the Department's authorization to use, in addition to the points of diversion currently authorized by the Director's order, to-wit: G-27908 (Well #208) and G-28374 (Well #211/348), certain additionally authorized points of diversion, to-wit: G-28540 (Well #216), G-28539 (Well #386), and G-29637 (Well #437).

3. That the application contains the following express conditions: (a) That the combined diversion from all authorized wells not exceed 1,647 acre feet per season over five seasons, (b) That the additionally authorized points of diversion not be permanent, and (c) That the currently authorized points of diversion not be abandoned.

4. That the purpose of the application was to achieve more efficient water

utilization pursuant to the portion of the Director's order wherein he stated that, "The parties are encouraged to make application to transfer the points of diversion. . . to other wells which may be more efficient or where pumping results in less local interference."

5. That the intent of the application was to achieve a pattern of water utilization requiring less use of the currently authorized points of diversion, in particular G-27908 (Well #208), and more use of the additionally authorized points of diversion, which pattern of use would inevitably result in less local interference with Protestant's Well #205.

6. That Golden Valley is agreeable to an additional condition that the pattern of use of all of the authorized wells will be such that the annual pumpage from currently authorized point of diversion G-27908 (Well #208) will not exceed 1,271 acre feet, which is the maximum which was allowed by the decree of the District Court in this matter.

Subscribed and sworn to before me
this _____ day of August, 1972.

Notary Public for Idaho
Resident at _____

August 2, 1972

Re: Transfer Application No. 45-2578 & 45-2597

C
Golden Valley Land & Cattle Co. and
Golden Valley Mutual Water Co.
Route # 1
Murtaugh, Idaho 83344

Gentlemen:

We have enclosed a copy of the protest filed against the approval of the above referenced application for transfer of water right. The following are the items we can consider at a conference and/or hearing in either approving or denying a transfer application:

- P
1. Are other water rights injured by the transfer?
 2. Does the change constitute an enlargement in the use of the original right?

You will be notified at a later date as to the time and place set for a conference and/or hearing to discuss the matters of protest. If we may be of further assistance, please contact us.

Y
Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enc: Copy of protest
cc: Walker, Depew & Kennedy

45 2597

August 2, 1972

Re: Transfer Application Nos. 45-2578 & 45-2597
Golden Valley Land & Cattle Co. and Golden
Valley Mutual Water Co.

Mr. Herman E. Bedke
Attorney at Law
P.O. Box 249
Burley, Idaho 83318

Dear Mr. Bedke:

We acknowledge receipt of the protest filed in behalf of Glen & Hazel Briggs and Joe Tugaw against the approval of the above referenced applications for transfer of water right. The following are the items we can consider at a conference and/or hearing in either approving or denying an application for transfer:

1. Are other water rights injured by the transfer?
2. Does the change constitute an enlargement in the use of the original right?

You will be notified at a later date as to the time and place set for a conference and/or hearing to discuss the matters of protest. If we may be of further assistance, please contact us.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

HERMAN E. BEDKE

ATTORNEY AT LAW

POST OFFICE BOX 249

BURLEY, IDAHO 83318

TEL. 678-2401

1416 OVERLAND

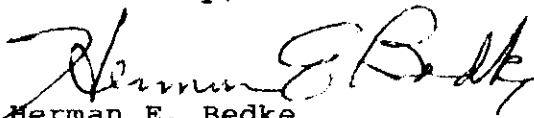
July 25, 1972

Mr. Keith Higginson
Idaho Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

Dear Mr. Higginson,

Please find enclosed a protest to the proposed change of water right. I have sent a copy of the protest to Walker, Depew, and Kennedy dated July 25, 1972, attorneys for the applicants.

Yours truly,


Herman E. Bedke

HEB/pc

cc: Walker, Depew, and Kennedy

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

July 20, 1972

Re: Transfer Application No. 45-2578 & 45-2597

South Idaho Press
Box 190
Burley, Idaho 83318

Gentlemen:

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

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

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

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

(signature of claimant)

Very truly yours,

Donald W. McEldowney
Water Rights Supervisor

DWM:DR
Enc: Legal notice

*Bill submitted
8-22-72
dw*

*See affidavit in file # 45-2578
45 2597*

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 45-2578 & 45-2597

Notice is hereby given that Golden Valley Land & Cattle Company and Golden Valley Mutual Water Company of Route 1, Murtaugh, Idaho, has applied to the Department of Water Administration for a change of the point of diversion of the waters of a ground water source (Big Cedar-Buckhorn Aquifer). The right sought to be changed is evidenced by License No. G-27908/45-2578 and G-28374/45-2597 and is recorded as follows:

No. 45-2578

Amount: 3.56 cfs or 978 acre feet Priority: April 29, 1959

Point of diversion: SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 25, Twp. 12 S, Rge. 20 E, B.M., Cassia County. The water is used for irrigation purposes within the N $\frac{1}{2}$, Sec. 1; SE $\frac{1}{4}$, Sec. 13; Twp. 12 S, Rge. 20 E, B.M.

No. 45-2597

Amount: 13.50 cfs or 669 acre feet Priority: January 13, 1960

Point of diversion: SW $\frac{1}{4}$ NW $\frac{1}{4}$ (2 points), Sec. 31, Twp. 12 S, Rge. 21 E, B.M., Cassia County. The water is used for irrigation purposes within the N $\frac{1}{2}$, Sec. 1, Twp. 12 S, Rge. 20 E, B.M. and N $\frac{1}{2}$, Sec. 17; all of Sec. 18; Twp. 12 S, Rge. 21 E, B.M.

TO BE CHANGED AS FOLLOWS

Point of diversion: SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5, Twp. 13 S, Rge. 21 E, B.M.; SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 25, Twp. 12 S, Rge. 20 E, B.M.; SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 31, Twp. 12 S, Rge. 21 E, B.M.; SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 8, Twp. 13 S, Rge. 21 E, B.M. and SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 31, Twp. 12 S, Rge. 21 E, B.M. (Pole Nos. 216, 208, 211/348)

Any protest against approval of the above proposed change of water right must be filed with the Idaho Dept. of Water Administration, Statehouse - Annex 2, Boise, Idaho, 83707, on or before August 11, 1972.

R. KEITH HIGGINSON, Director

Published in the South Idaho Press at Burley, Idaho, on July 25 and August 1, 1972.

45 2597

July 14, 1972

Re: Application for Transfer No. 45-2578 & 45-2597 - Golden Valley Land & Cattle Co. and Golden Valley Mutual Water Co.

C
O
Walker, Depew & Kennedy
Bank of Idaho Building
P.O. Box 23
Twin Falls, Idaho 83301
ATTN: James L. Kennedy Jr.

Dear Jim:

P Pursuant to our telephone conversation of July 12 and 13, we are returning your applications for transfer and also your Check No. 92-160 in the amount of \$30.

We will add the other points of diversion under your July 11 proposal to the existing application for transfer. With this procedure, we will not require an additional transfer.

Y We wish to thank you for your assistance in this matter.

Very truly yours,

Donald W. McEldowney
Water Rights Supervisor
State Office

DWM:cr

Enc: Applications for Transfer (2)
Check No. 92-160 (\$30.00)

45 2597

July 12, 1972

Re: Permit No. G-27908/45-2578 - Golden Valley Mutual Water Co.
" " G-28374/45-2597

C Walker, Depew & Kennedy
Bank of Idaho Building
P.O. Box 23
Twin Falls, Idaho 83301

O ATTN: James L. Kennedy Jr.

Dear Jim:

We find after talking to you that we have not yet mailed the revised transfer application. We are doing so at this time.

P We have received your second transfer application and again find ourselves having problems. If you have any questions in the one we are enclosing, please call us.

Very truly yours,

Y Donald W. McEldowney
Water Rights Supervisor
State Office

DWM:cr

Enclosure

July 6, 1972

Re: Transfer Application No. 45-2578 & 45-2597

South Idaho Press
Box 190
Burley, Idaho 83318

Gentlemen:

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

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

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

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

(signature of claimant)

Very truly yours,

Donald W. McEldowney
Water Rights Supervisor

DWM:DR
Enc: Legal notice

Bill submitted

8-22-72

Void

by *de*

*Payment for
one week's
publication - see
affidavit in
file # 45-2578*

45 2578

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 45-2578 & 45-2597

Notice is hereby given that Golden Valley Land & Cattle Company and Golden Valley Mutual Water Company of Route 1, Murtaugh, Idaho, has applied to the Department of Water Administration for a change of the point of diversion of the waters of a ground water source (Big Cedar-Buckhorn Aquifer). The right sought to be changed is evidenced by License No. G-27908/45-2578 and G-28374/45-2597 and is recorded as follows:

No. 45-2578

Amount: 3.56 cfs

Priority: April 29, 1959

Point of diversion: SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 25, Twp. 12S, Rge. 20E, B.M., Cassia County.

The water is used for irrigation purposes within the N $\frac{1}{2}$, Sec. 1; SE $\frac{1}{4}$, Sec. 13; Twp. 12S, Rge. 20E, B.M.

No. 45-2597

Amount: 13.50 cfs

Priority: January 13, 1960

Point of diversion: SW $\frac{1}{4}$ NW $\frac{1}{4}$ (2 points), Sec. 31, Twp. 12S, Rge. 21E, B.M., Cassia County.

The water is used for irrigation purposes within the N $\frac{1}{2}$, Sec. 1, Twp. 12S, Rge. 20E, B.M. and N $\frac{1}{2}$, Sec. 17; all of Sec. 18; Twp. 12S, Rge. 21E, B.M.

TO BE CHANGED AS FOLLOWS

Point of diversion: SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5, Twp. 13S, Rge. 21E, B.M.; SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 25, Twp. 12S, Rge. 20E, B.M. and SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 31, Twp. 12S, Rge. 21E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Dept. of Water Administration, Statehouse - Annex 2, Boise, Idaho, 83707, on or before July 28, 1972.

R. KEITH HIGGINSON, Director

50: d
Published in the South Idaho Press at Burley, Idaho, on July 11 and July 18, 1972.

45 2597

Sept. 21, 1965

Re: Permit Nos. G-26967; G-26968; G-27908;
G-28374; G-28379; G-28380
G-28343; G-28344 - Golden Valley Mutual
Water Co.

Frederick F. Plankney
Attorney at Law
P. O. Box 508
Twin Falls, Idaho

Dear Mr. Plankney:

Enclosed are Certificates of Completion of Works
and Licenses and Certificates of Water Rights on the above
numbered permits.

Also enclosed is departmental receipt No. G-9813
in the amount of \$268.00 covering the fees.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Emma P. Rule
Chief Clerk

EPR:ew

Enc. certificates 16
receipt

cc: Golden Valley Mutual Water Co.
Box 368, Burley, Idaho

Sept. 9, 1965

Re: Permit No. G-28539

Golden Valley Mutual Water Co.
P. O. Box 368
Burley, Idaho

Gentlemen:

You were notified by letter dated July 22, 1965, that the certificates of water right would be issued for 4.9 c.f.s. from well in SE1/4, Sec. 8, T. 13 S., R. 21 E., upon receipt of fees totaling \$21.00. We have no record that the fees have been paid.

This permit also shows points of diversion in NE1/4 and NW1/4, said Sec. 8. The well in NW1/4 had not been drilled June 25, 1965. The well in NE1/4, said Sec. 8, had been drilled however no pump had been installed.

The date for completion of works under this permit was March 25, 1965. No further installations can be allowed under this permit.

Other fees due for certificates of water right:

Permit No. G-26968 - \$61.00	Permit No. G-28543 - \$21.00
" " G-26967 - 21.00	" " G-28374 - 53.00
" " G-27908 - 13.00	" " G-28540 - 49.00
" " G-28344 - 29.00	" " G-28539 - 21.00
	(noted above)
Total	\$263.00

Non-payment of fees is due cause for cancellation of a permit. Kindly remit the fees at your earliest convenience.

Very truly yours,

CARE E. TAPPAN
State Reclamation Engineer

CET:ew

38374

500 - July 8, 1964

v

July 22, 1965

RE: Permit No. G-28374

Ray Barlow, Vice President
Golden Valley Mutual Water Co.
Burley, Idaho

Dear Mr. Barlow:

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-28374 shows the well^s is (are) capable of conveying 675 miner's inches, or 13.50 c.f.s. of water for the irrigation of 1280 acres.

Upon receipt of the statutory fees, totaling \$ 53.00 , we will issue the Certificate of Completion of Works and the License and Certificate of Water Right confirming the right, with priority of January 13, 1960 , to the use of 13.50 second feet of subterranean water with the point^s of diversion in the SW 1/4, Sec. 31 for irrigation of 1280 acres in the S 1/2, Sec. 1; N 1/2, Sec. 17, Sec. 18, T. 12 S., R. 21 E., B.M.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:MR

28374

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-28374

REPORT ON PROOF OF Completion of Works & Beneficial Use

Ray B arlow, Sec., Golden Valley Mutual Water Co.,
P. O. Box 368, Burley, Idaho

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

Permit No. G-28374This proof is for Completion of Works & Beneficial Use In Water District No. 1. Name of applicant Golden Valley Mutual Water Co.2. Source of water supply: Subterranean3. Location of point of diversion: Is in the 1 well in NE 1/4 (Lot 1)
2 wells in SW 1/4 (Lot 2) of Section 31T. 12 S R. 21 E.B.M. County of Cassia4. Describe works as they exist, giving dimensions and capacities of same: Pole #348 = 300 HP US
Motor #1080219, Layne & Bowler Pump #27106. (3600 GPM @ 250' @ 1770 RPM) (Model 16 KHM)
12" discharge into Concrete ditch.Pole #211 = 200 HP Louis Allis Co. Motor #2764271, Layne & Bowler Pump #28525
(2750 GPM @ 250' @ 1770 RPM) (Model 14 RH) 12" discharge into Concrete ditch5. Water is used for: Irrigation6. 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):

Sec. 18., N 1/2 Sec. 17., Twp. 12 S., Rge. 21 E.B.M.S 1/2 Sec. 1., Twp. 12 S., Rge. 20 E.B.M. (1280 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: Mr. Milton Nielson + A. Jameson along.Power Pole #348 Well - Sparking Motor - 5 hp 1 min 4 sec = 7.92 cfs" " 211 Well " " 5 hp 1 min 26 sec = 5.58 cfsTotal 13.50 cfsAssessed.This examination was made on the 24th day of June, 1961(Signed) Layne Johnson

Examiner.

28374

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

JUL 23 1965

Department of Reclamation

00
#1-1000' x 16' 25" h: 121'
409' 11" x 388' 25" h: 121'
#2-660' x 20' 80' x 20' 24' h: 121'
12' 12" h: 121'
Ray Barlow, Sec., Golden Valley Mutual Water Co.,
P. O. Box 368, Burley, Idaho

Permit No. 28374

678.7262

Examination for Completion of Works & Beneficial Use

County Cassia

Sec. 31 T. 12S R. 21E

Quantity: 25.0

Source: 3 Wells

P.D.: NWNW(LOT 1) 2 SWNW(LOT 2)
Sec 31-12S-21E

Use: Irrigation

Filed: 13 Jan 1960

Due: 20 Jan 1965

Extension: —

Protest: —

Completion of Works: —

Other Rights: G-25751 G-25050

G-25750 to be relinquished
upon completion of all work
on well.

28874

June 7, 1965

RE: Permit Nos. G-26967, G-28268, G-27908, G-28374,
G-28539, G-28540, G-28543, G-28544

Golden Valley Mutual Water Company
Box 368
Burley, Idaho

Gentlemen:

This is a follow up of the notice from the Department of Reclamation office that an inspection would be made on your water filing as soon as possible.

I will plan to inspect the above numbered permits on or about the week of June 8 through 11, 1965.

Please arrange to be on the premises so that you can accompany me over the work.

Very truly yours,

C. R. E. TAYLOR
State Reclamation Engineer
By

Loy H. Johnson
Field Engineer

LHJ:mr

1M April 1962

January 4, 1965

Re: Permit ~~No G-28374~~
G-28539 & G-30834

Ray Barlow, Secretary
Golden Valley Mutual Water Co.,
P. O. Box 368
Burley, Idaho

Dear Mr. Barlow:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the ~~BURLEY HERALD-BULLETIN~~, all submitted in proof of completion of works and beneficial use on Permit ~~No G-28374, G-28539 & G-30834.~~

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: Harley H. McDowell
P. O. Box 2161
Boise, Idaho

28374

RECEIVED
DEC 21 1964

The Burley Herald-Bulletin Department of Reclamation

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

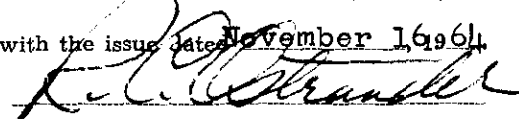
County of Cassia,)
STATE OF IDAHO) ss.

R. C. Ostrander, being first

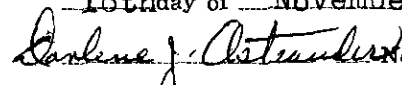
duly sworn, deposes and says that he is the

Business Manager of Burley Herald-Bulletin, a weekly newspaper published at Burley, 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 Burley Herald-Bulletin for

four (4) consecutive weeks, commencing with the issue dated October 26, 1964 and ending with the issue dated November 16, 1964.


Subscribed and sworn to before me this

18th day of November, 19 64


Notary Public

Cost of Publication _____

Notary Fee _____ **MY COMMISSION EXPIRES**
APRIL 27, 1968

Total Cost _____



The Burley Herald-Bulletin

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
STATE OF IDAHO) ss.

R. C. Ostrander, being first

duly sworn, deposes and says that he is the

Business Manager of Burley Herald-Bulletin, a weekly newspaper published at Burley, 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 Burley Herald-Bulletin for

four (4) consecutive weeks, commencing with the issue dated October 26, 1964 and ending with the issue dated November 16, 1964.

Subscribed and sworn to before me this

18th day of November, 1964

Carl E. Tappan Notary Public

Cost of Publication

Notary Fee

Total Cost

LEGAL NOTICE

64-286

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

Notice is hereby given that at 9:00 A.M., on the 1st day of December 1964, at Boise, County of Ada, State of Idaho, before Sharon Deroin, Notary Public, at 224 Idaho Building, proof will be submitted of the completion of works for the diversion of 25 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-28374, 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 Golden Valley Mutual Water Co., P.O. Box 368, Burley, 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 25 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 25 cubic feet per second.

4. The point of diversion of said water is 1 Well NW 1/4 NW 1/4 (Lot 1), 2 wells in SW 1/4 NW 1/4 (Lot 2), Section 31, Township 12 South - Range 21 East, B.M.

5. The place where said water is used is 1/4 Section 18 - N 1/4 Section 17, Township 12 South - Range 21 - East B.M. S 1/4 Section 1, Township 12 South - Range 20 East, B.M.

6. The date of priority which said user is prepared to establish is January 13, 1960.

CARL E. TAPPAN
State Reclamation Engineer
Published in the Burley Herald-Bulletin October 26, November 2, 1964.

28374

DEC 21 1964

Department of Reclamation

Permit No. G-28374

* * * *

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

DEPOSITION OF HOLDER

All improvements are a direct result of said use.

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: Boley, Henry, Weech of Murtaugh. Idaho drilled both wells

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

Irrigation only.

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

All of the water used is required.

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:

K. C. Barlow, Inc., the original applicant assigned this permit to Golden Valley Mutual Water Co.

Ques. 10. State when and in what amount the water diverted under above mentioned permit has been first used: #1 - Sept. 1962; #2 - Early, 1961 Time used since first use:

Every irrigation season since first pumping.

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

The lands in Section 1 are also irrigated under Permit - G-26968

GOLDEN VALLEY MUTUAL WATER CO.

(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

Boise, County of Ada

State of Idaho, on this 1st day of XXXXXX December, A.D. 1964.

Sharon Deane

My Commission expires: 9/28/68

RECEIVED
DEC 21 1964
Department of Reclamation

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE, IDAHO
Permit No. G-28374

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:

Jackson W. Allred, 38, Murtaugh, Idaho, Farmer, Route # 1, Murtaugh, Idaho

Ques. 2. Are you acquainted with ~~Ray~~ Ray Barlow, the holder of
Permit No. G-28374 ? How long have you known him and where does he reside:

I have been acquainted with Mr. Barlow about 4 1/2 yrs & know he lives at Burley, Ida.

Ques. 3. Have you read or heard said Permit No. G-28374 read, and are you familiar
with its provisions and conditions: Yes: xxx No:

Ques. 4. State source of water supply: 2 wells

State place of diversion: SW 1/4 NW 1/4 - Sec. 31, T12S-R21E, B.M.

Describe works for conveying water to place of use: wells, pumps, motors, ditches

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 15.5 How much water have you seen being so
conveyed: 15.5 cfs

Ques. 6. If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:
T12S-R21E, B.M. Section 18 - All (640 ac.); Sec. 17 - N 1/2 (320 ac.); T12S-R20E, B.M.
Section 1 - S 1/2 (320 ac.)

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

Used for irrigation only.

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

The soil is Portneuf silt loam and all the water is required for profitable cultivation.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent: I have no interest.

Ques. 10. When did you first see this water used: Early, 1961 & September 1962

Other times you have seen such use: Every irrigation season since.

(Signed)

Robert W. Allred

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 Boise

 , County of Ada, State of Idaho, on this 1st day of December,

A. D., ~~1962~~ 1964

Sharon Deane

Notary Public for State of Idaho

Residing: Boise, Idaho

My commission expires: 9/28/68

RECEIVED
DEC 21 1964

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Department of Reclamation

BOISE, IDAHO

Permit No. G-28374

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:

C. M. Manning, 50, Burley, Idaho, Farmer, Route # 1, Box 102, Burley, Idaho

Ques. 2. Are you acquainted with Ray Barlow, the holder of
Permit No. G-28374? How long have you known him and where does he reside:

I have known Ray Barlow 35 years & he resides at Burley, Idaho

Ques. 3. Have you read or heard said Permit No. G-28374 read, and are you familiar
with its provisions and conditions: Yes: xxx No:

Ques. 4. State source of water supply: 2 wells

State place of diversion: 2 wells SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 31, T12S-R21E, B.M.

Describe works for conveying water to place of use: wells, pumps, motors & ditches

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 775" How much water have you seen being so
conveyed: 15.5 cfs.

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

T12S-R20E, B.M. - Sec 1 1 @ S $\frac{1}{4}$ - 320 ac; T12S-R21E, B.M. - Sec. 17 - N $\frac{1}{4}$ - 320 ac;

Sec. 18 - All - 640 ac.

28374

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

Irrigation only

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

Portneuf Silt Loam and all the water used is required for productive,

profitable cultivation.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent: No

Ques. 10. When did you first see this water used: One well May, 1961 - the other Sept. 1962.

Other times you have seen such use: Every irrigation since.

(Signed)

B M Manning

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 Boise

 , County of Ada, State of Idaho, on this 1st day of December,

A. D., ~~1962~~. 1964

Sharon Peterson

Notary Public for State of Idaho

Residing: Boise, Idaho

My commission expires: 9/28/68

RECEIVED
OCT 19 1964

DEPARTMENT OF RECLAMATION

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) October 19, 1964

(P. O.) Box 2161, Boise, Idaho 83701

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the

Burley Herald-Bulletin of Burley, Idaho published in

the county in which the works are situated. Please send statement of charges and affidavit of publication to Idaho Land & Appraisal Service, P. O. Box 2161, Boise, Idaho 83701

GOLDEN VALLEY MUTUAL WATER CO.

by Ray Barber Sec.

(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.

28374

RECEIVED
OCT 19 1964

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

Department of Reclamation

Notice is hereby given that at 8:00 A.M., on the 1st day of December 19 64, at Boise, County of Ada, State of Idaho, before Sharon Deroin, Notary Public, at (address) 224 Idaho Building, proof will be submitted of the completion of works for the diversion of 25 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. Q-28374, 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 Golden Valley Mutual Water Co., P. O. Box 368, Burley, 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 25 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 25 cubic feet per second.

4. The point of diversion of said water is 1 well NW1/4 (Lot 1), 2 wells in SW1/4 (Lot 2), Section 31, Township 12 South - Range 21 East, B.M.

5. The place where said water is used is All, Section 18; - N1/2, Section 17, Township 12 South - Range 21 East, B.M.

S1/2, Section 1, Township 12 South - Range 20 East, B.M.

6. The date of priority which said user is prepared to establish is January 13, 1960

Carl E. Tappan
State Reclamation Engineer

28374

Re: Permit No. **G-28374**
Golden Valley Mutual Water Co.

Date: **Oct. 20, 1964**

Burley Herald Bulletin
Burley, Idaho.

Gentlemen:

Enclosed you will find Notice for Publication, once a week
for four consecutive weeks prior to **December 1, 1964**
the date set for proof; the expense of the publication is to be paid
by the ~~applicant~~ **Idaho Land and Appraisal Service**
of **Box 2161, Boise, Idaho** to whom you should
furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

Carl E. Tappan
CARL E. TAPPAN
State Reclamation Engineer

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

28374

Re: Permit No. G-28374
Golden Valley Mutual Water Co.

October 20, 1964

Mr. Harley M. McDowell,
Idaho Land and Appraisal Service,
Box 2161,
Boise, Idaho

Dear Mr. McDowell:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-28374, in the name of Golden Valley Mutual Water Co. Final Proof is to be made before ~~you~~ ^{Sharon Deroia} as Notary on the 1st day of December, 19 64, at 9:00 o'clock A.M., at 224 Idaho Building, Boise, Idaho.

As of this date, we have mailed the Notice to the Burley Herald Bulletin Burley, Idaho, with instructions to publish it once a week for two 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,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk
cc: Applicant

28374

July 7, 1964

Re: Permit No. G-28374
Golden Valley Mutual Water Co.

Harley M. McDowell
P. O. Box 2161
Boise, Idaho

Dear Mr. McDowell:

Enclosed is order vacating order of the State Reclamation Engineer, dated April 9, 1964, which allowed an indefinite extension of time for proof of completion of works and beneficial use of the water.

The original conditions of the permit are in effect.

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. order

28374

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

WHEREAS, Permit No. G-28374, in the name of Golden Valley Mutual Water Company was amended March 26, 1962, to show land list comprised entirely of deeded lands;

WHEREAS, the State Reclamation Engineer, on showing, dated April 9, 1964, that the lands were included in Desert Lands, entered order that statutory proof requirements were extended until the Desert Land Entry was allowed.

NOW, THEREFORE, The order extending the statutory proof requirements is hereby annulled and declared void, and the statutory proof requirements shown on the permit are in effect.

Signed at Boise, Idaho, this 7th day of July, 1964.



Deputy State Reclamation Engineer

ALL PROPERTY APPRAISALS

CUSTOM DRAFTING, MAPPING
LAND PURCHASES
OIL AND GAS LEASES

IDAHO LAND & APPRAISAL SERVICE

HARLEY M. McDOWELL — E. J. McDOWELL, MGR. OWNERS
MERVIN J. CHRISTENSEN JOSEPH J. THACKABERRY
(LICENSED SURVEYOR)

329 IDAHO BLDG.

BOISE, IDAHO 83701

P. O. Box 2161
PHONE 344-2525

June 30, 1964

GRAZING MANAGEMENT

FEDERAL LAND APPLICATIONS
WATER FILINGS & PROOF
STATE LAND LEASES & ASSIGNS

RECEIVED
JUL 2 1964

Department of Reclamation

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

Re: Golden Valley Mutual Canal Co. Permit No. G-28374

Dear Mr. Thomas:

I refer to your letter dated June 15 regarding water permit # G-28374. This permit was originally applied for in connection with various desert land applications.

Later water from these wells was assigned to deeded land, which we overlooked at the time we requested extension of time.

If an extension of time is not possible under these circumstances, please return our request and we will make other arrangements.

Thank you.

Very truly yours,

IDAHO LAND & APPRAISAL SERVICE

Harley M. McDowell
Harley M. McDowell

jb:sld

*Approved
April 1, 1964
in Sec 14
N 2 Sec. 17-125-21E
S 2 Sec. 1-125-26E*

28374

ALL PROPERTY APPRAISALS

CUSTOM DRAFTING, MAPPING
LAND PURCHASES
OIL AND GAS LEASES

IDAHO LAND & APPRAISAL SERVICE

HARLEY M. MCDOWELL — E. J. MCDOWELL, MGR. OWNERS
MERVIN J. CHRISTENSEN JOSEPH J. THACKABERRY
(LICENSED SURVEYOR)

329 IDAHO BLDG. BOISE, IDAHO 83701

P. O. Box 2161
PHONE 344-2525

June 30, 1964

GRAZING MANAGEMENT

FEDERAL LAND APPLICATIONS
WATER FILINGS & PROOF
STATE LAND LEASES & ASSIGNS

RECEIVED
JUL 2 1964

Department of Reclamation

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

Re: Golden Valley Mutual Canal Co. Permit No. G-28374

Dear Mr. Thomas:

I refer to your letter dated June 15 regarding water permit # G-28374. This permit was originally applied for in connection with various desert land applications.

Water from these wells was assigned to deeded land, which we overlooked at the time we requested extension of time.

If an extension of time is not possible under these circumstances, please return our request and we will make other arrangements.

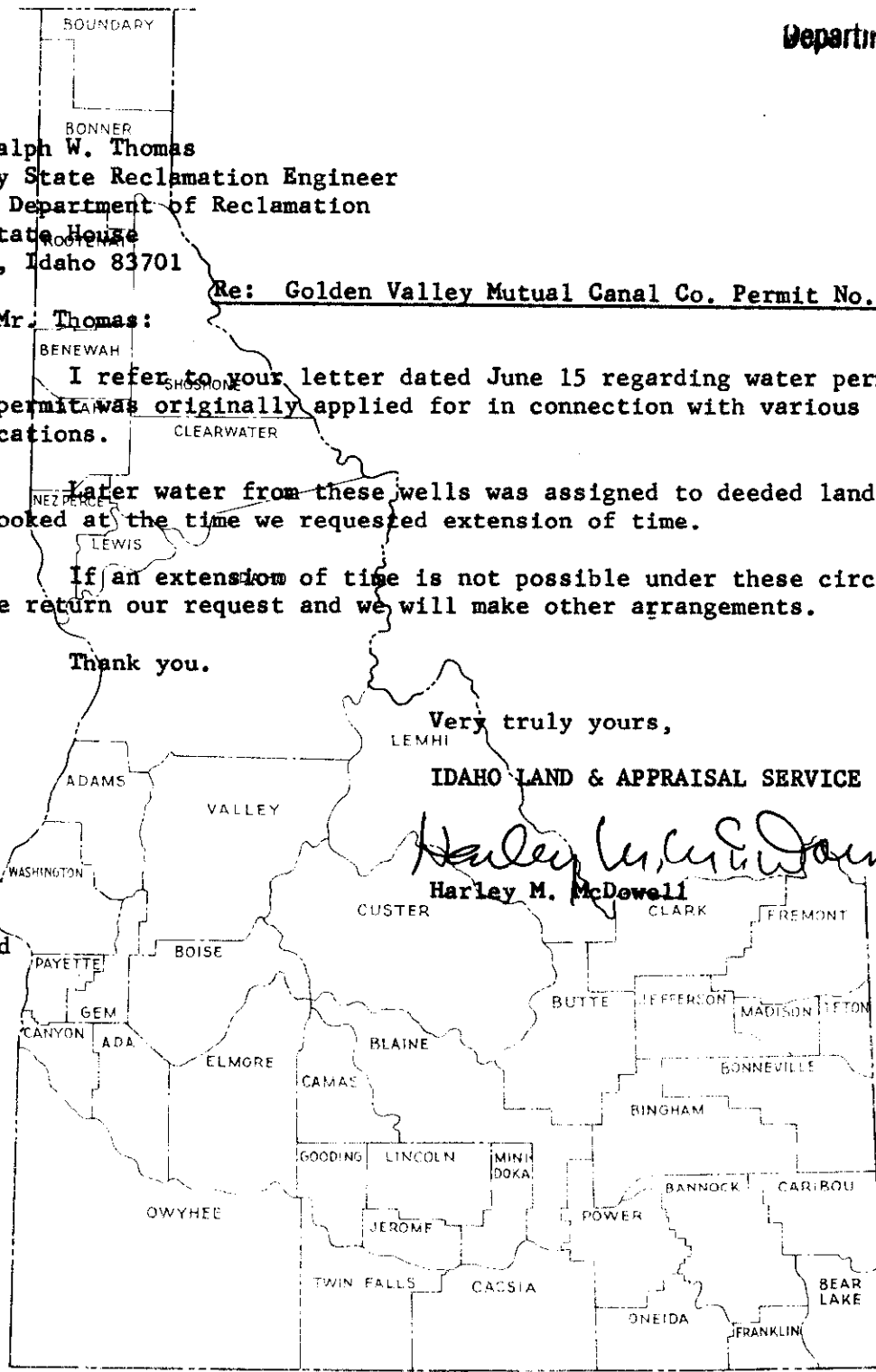
Thank you.

Very truly yours,

IDAHO LAND & APPRAISAL SERVICE

Harley M. McDowell

jb:sld



approved
April 9, 1964
in Sec 18
N 2 Sec. 17-125-21E
S 2 Sec. 1-125-26E

28374

June 15, 1964

RE: Permit No. G-28374
Golden Valley Mutual Water Co.

Harley M. McDowell
Idaho Land & Appraisal Service
Box 2161
Boise, Idaho

Dear Mr. McDowell:

The above noted permit was amended March 21, 1960 to show irrigation of the N $\frac{1}{2}$ of Sec. 17; all of Sec. 18, T. 12 S., R. 21 E., B.M. and the S $\frac{1}{2}$, Sec. 1, T. 12 S., R. 20 E., B.M.

You, by letter dated April 7, 1964, showed the land was within desert land and requested an indefinite extension of time on the permit.

The Bureau of Land Management has informed me that none of the land is U.S. land.

Kindly explain by return mail.

Very truly yours,

RALPH W. THOMAS
Deputy State Reclamation Engineer

RWT:mr

28374

April 10, 1964

Re: Permits No. G-28124; G-28191; G-28374
G-28375; G-28377; G-28378
G-28441 - G-28660
Golden Valley Mutual Water Co.

Harley M. McDowell
P. O. Box 2161
Boise, Idaho

Dear Mr. McDowell:

Enclosed are indefinite extensions of time on the
above numbered permits, which have been recorded in this office.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. extensions

28374

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

DEPARTMENT OF RECLAMATION

WHEREAS, Permit No. G-28374, in the name of Golden Valley Mutual Water Company, was issued in connection with Desert Land Entry Idaho Serial No. 011355; and,

WHEREAS, Applicant has been prevented from proceeding with construction pending allowance of said Desert Land Entry which is under suspension pending the outcome of an appeal.

NOW, THEREFORE, statutory proof requirements on Permit No. G-28374 are extended until the Desert Land Entry has been allowed and the proper date of commencing work can be established.

This office should be notified promptly of the outcome of the appeal.

Signed at Boise, Idaho, this 9th day of April, 1964.

State Reclamation Engineer

011235

RECEIVED

Department of Reclamation

April 7, 1964

K.C. Barlow

Mr. Carl E. Yappan
State Reclamation Engineer
State House
Boise, Ida.

Re: G-28374, Golden Valley Mutual Water Co.

Dear Sir:

With reference to the above permit, please be advised that this was applied for in connection with a desert land application which has never been allowed in the Land Office.

I hereby respectfully request that you grant an indefinite extension of time on this permit and we will notify you immediately upon allowance of the desert entry.

Very truly yours,

Golden Valley Mutual Water Co.

By Harley M. McDowell
Harley M. McDowell, Agent

intended
5/1/78 S 1/2 SW 4 - 18
SE 4 - T-02079
Ray - Barlow
Merrill Wilson
T-02078 - S 1/2 - 17

K.C. Barlow 08416

0118729, 09437, 011625, 08416.

28374

March 27, 1962

RE: Permit Nos. G-26967, G-26968, G-28374, G-28540
Golden Valley Mutual Water Company

Harley M. McDowell
Idaho Land and Appraisal Service
Box 2161
Boise, Idaho

Dear Mr. McDowell:

Enclosed are the amendments to the points of diversion on the
above numbered permits.

Also enclosed is departmental receipt No. G-6880 in the
amount of \$4.00 covering the recording fees.

Very truly yours,

GEO. H. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPH:mr

Enc. amendments 4
receipt

28374

May 22, 1961

RE: Permits G-26968, G-26967, G-27908, G-27909, G-28124,
G-28191, G-28374, (2), G-28375, G-28377, G-28378,
G-28441, G-28539, G-28540, G-28541, G-28542

Harley M. McDowell
Box 2161
Boise, Idaho

Dear Mr. McDowell:

Enclosed are assignments on the above numbered permits to Golden Valley Mutual Water Company. The assignments have been recorded in this office.

Also enclosed are departmental receipts G-5943, \$4.00; G-5944, \$6.00; G-5945, \$6.50; G-5946, \$4.00, covering the fees for recording the assignments.

Very truly yours,

GEORGE N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

Enc. assignments
receipts

28374

Application for Amendment

POINT OF DIVERSION

Permit No. G-28374

Comes now Golden Valley Mutual Canal Co. and represents to the State Reclamation Engineer of the State of Idaho:

That ~~the year~~ (are) the owner s and holder s of Permit to Appropriate the Public Waters of the State of Idaho, No. G-28374.

That the point s of diversion is described in said Permit as being located:

NE1/4, SE1/4, SE1/4, Sec. 31, T12S-R21E, B.M., Ida.

That the ~~year~~ y now requests that the point s of diversion be changed to a point located: one well in NW1/4 (Lot 1); 2 wells in SW1/4, (Lot 2), Sec. 31,

T12S-R21E, B.M., Ida.

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

More feasible well sites.

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

Signed at Boise, Idaho, this 23 day of March, 19 62.

Golden Valley Mutual Canal Co.
By Harley M. McDowell, Agent

Date of Receipt at Department of Reclamation: March 26, 1962

APPROVAL OF STATE RECLAMATION ENGINEER

Carl E. Tappan, Assistant

I, ~~State Reclamation Engineer~~, State Reclamation Engineer of the State of Idaho, HEREBY APPROVE the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. G-28374. 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.

Carl E. Tappan

Assistant State Reclamation Engineer

Recorded in Book 100 of
Permits, at Page 287
March 27, 19 62

28374

March 22, 1960

Re: Permits Nos. G-28124, G-28191, G-28374
G-28375, G-28377 -K. C. Barlow, Inc.

Mr. Harley M. McDowell
P. O. Box 2161
Boise, Idaho

Dear Mr. McDowell:

We enclose herewith Applications for Amendments to the land lists of the above numbered permits, which have been duly recorded in this office.

Also enclosed are assignments as follows:

Permit No. G-28124 to Edid Hoffbahr from Frances Barlow

Permit No. G-28191 to Hyrum Fairchild from Edid Hoffbahr

Permit No. G-28374 to Ray Barlow 1/4 interest from K. C. Barlow, Inc.

Permit No. G-28375 to Verde Fairchild from K. C. Barlow, Inc.

Permit No. G-28377 to Willis Whittle from K. C. Barlow, Inc.

Departmental receipt No. 04706 covers the fees for the above assignments.

Very truly yours,

GEO. M. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Ryle
Chief Clerk

EP:aw

Enc. amendments (5)
assignments (5)

28374

APPLICATION FOR AMENDMENT
PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, No. G-28374

Comes now . . . K. C. Barlow, Inc., and represents
to the State Reclamation Engineer of the State of Idaho.

That he is the owner and holder of Permit to appropriate the Public Waters of the
State of Idaho, No. G-28374. . . ., and requests that the list of lands to be irrigated,
as described in said permit, be changed to read as follows:

. All, Section 18;
. N $\frac{1}{2}$, Section 17, T 12 S. - R. 21 E., B.M., Idaho
. S $\frac{1}{2}$, Section 1, T 12 S. - R. 20 E., B.M., Idaho
.
.
.
.
.
.
. making a total of . . . 1280 acres. . . 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 . . . 19 . . . day of March . . . 19 60
K. C. Barlow, Inc.
By *K. C. Barlow*

Date of receipt at office of Department of Reclamation March 21, 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-28374. . . . 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 100, of
Permits, Page 28374
March 22, 1960

Geo. N. Carter
State Reclamation Engineer 28374

March 18, 1960

RE: Permit No. G-28374
Willis Whittle
G-26872
J. O. McMurray

Harley M. McDowell
Box 2161
Boise, Idaho

Dear Mr. McDowell:

Enclosed are assignments of the above mentioned permits which have been recorded in this office.

Also enclosed is departmental receipt No. G-4705 in the amount of \$1.00 for payment of the .50 recording fee for each of the assignments.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna F. Rule
Chief Clerk

EPR:mr
Enc. assignments
receipt

28374

March 8, 1960

Re: Permit No. G-24792 - Don R. Church
G-28374 - K. C. Barlow, Inc.

Mr. Harley M. McDowell
Idaho Land and Map Service
Boise, Idaho

Dear Mr. McDowell:

We enclose Application for Amendment to the land list on Permit No. G-24792 which has been recorded, and the assignment of 1/14 of the same permit to H. Clay Smith from Don R. Church. Departmental receipt No. G-4685 in the amount of 50¢ for the fees for assignment is also enclosed.

Application for Amendment to the land list on Permit No. G-28374 in the name of K. C. Barlow, Inc. has been recorded in this office and is enclosed herewith.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew
Enc. application for amendment (2)
Receipt
Assignment

28374

March 3, 1960

Re: Permit No. ~~028374~~ - Willis Whittle
028379 - M. D. Wilson

Idaho Land & Map Service
P. O. Box 2161
Boise, Idaho

Gentlemen:

We enclose assignments on the above permits in the names of Willis Whittle and M. D. Wilson, which have been recorded in this office.

We also enclose departmental receipt No. G-4655 in the amount of \$1.00 covering fees.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

KPR:ew
Enc. assignments
receipt

28374 MT

MAR 3 1960

Application for Amendment
To Permit to appropriate the Public Waters
of the State of Idaho, No. G-28374

Department of Reclamation

Comes now K. C. Barlow, Inc., and represents to the State Reclamation Engineer of the State of Idaho.

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-28374, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

S¹/₂, Section 1, T. 12 S. - R. 20 E., B. M., Idaho

N¹/₂, Section 17; NW¹/₄, N¹/₂SW¹/₄, N¹/₂NE¹/₄, Section 18, T. 12 S. - R. 21 E.,

B. M., Idaho.

....., making a total of 960 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 Boise, Idaho, this 3 day of March, 1960

By K. C. BARLOW, INC.

Date of receipt at office of Department of Reclamation March 3, 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-28374. 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 100 of
Permits, Page 28374
March 8, 1960

G. N. Carter
State Reclamation Engineer

28374

February 3, 1960

Re: Permits No. 0-28374 - 0-28375
0-28376 - 0-28377
0-28378 - 0-28379

K. C. Barlow, Inc.

Mr. Harley M. McDowell
Idaho Land and Map Service
P. O. Box 2161
Boise, Idaho

Dear Mr. McDowell:

We enclose Permits No. 0-28374, 0-28375, 0-28376, 0-28377, 0-28378 and 0-28379 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose departmental receipt No. 0-4556 which was issued covering payment in the amount of \$43.50 for the filing fees of the above mentioned permits.

Very truly yours,

GEO. E. CARTER
State Reclamation Engineer

By:

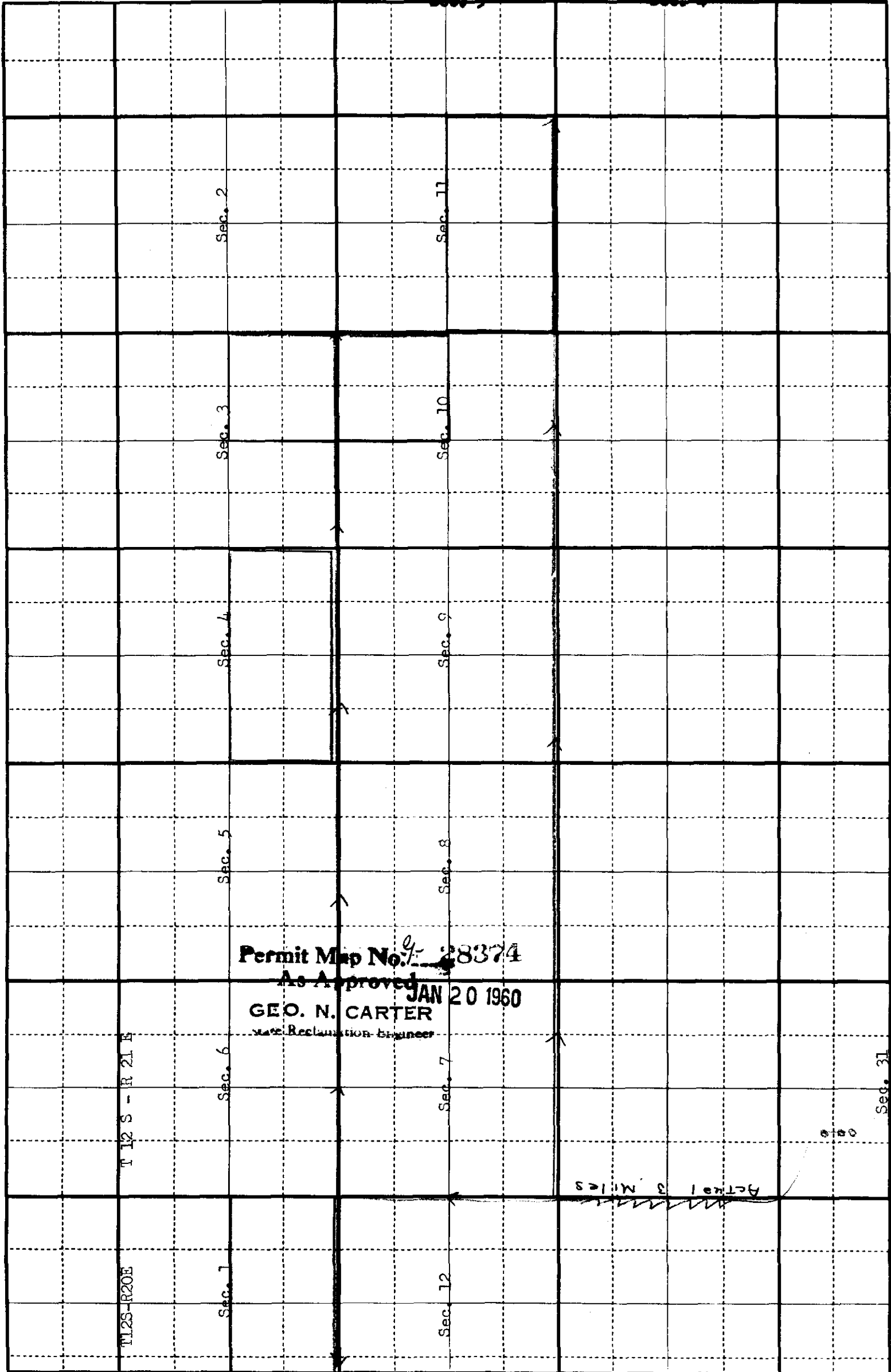
(Mrs.) Edna P. Aule
Chief Clerk

KPC:ew

Enc. 6 permits
receipt

cc: K. C. Barlow, Inc.
P. O. Box 639
Burley, Idaho

28374



September 30, 1954

RE: Permit No. 24211
24212

Mr. Melvin J. Alsager
P. O. Box 169
Moscow, Idaho

Dear Mr. Alsager:

We have your letter of September 28th and note that Mrs. Margaret Smith is now prepared to make Beneficial Use proof on all the land described in Permit No. 24211 and that she wishes to make Beneficial Use proof on Permit No. 24212 at the same time.

We enclose duplicate notices for each of these permits which we have partially filled out. Please complete by setting the time and place and naming the Notary Public before whom the depositions are to be made and return all copies together with form 11, which is authorization for us to have the notices published at Mrs. Smith's expense in the designated county newspaper.

We shall then send a copy of both notices to the newspaper with instructions in regard to publishing and shall send you or Mrs. Smith, whichever indicated, the necessary forms of deposition to be used in making these proofs.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:br
Encls.

24211
+
24212

March 8, 1960

Re: Permit No. G-24792 - Don R. Church
" " G-28374 - K. C. Barlow, Inc.

Mr. Harley M. McDowell
Idaho Land & Map Service
Boise, Idaho

Dear Mr. McDowell:

We enclose Application for Amendment to the land list on Permit No. G-24792 which has been recorded, and the assignment of 1/14 of the same permit to H. Clay Smith from Don R. Church, Departmental receipt No. G-4685 in the amount of 50¢ for the fees for assignment is also enclosed.

Application for Amendment to the land list on Permit No. G-28374, in the name of K. C. Barlow, Inc. has been recorded in this office and is enclosed herewith.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

ERP:ew
Enc. application for amendment (2)
receipt
assignment

24792

28374

28374

**NOTICE OF PROOF OF
COMPLETION OF WORKS**

**and
APPLICATION OF WATER
TO BENEFICIAL USE**

Notice is hereby given that at 9:00 A.M., on the 1st day of December 1964, at Boise, County of Ada, State of Idaho, before Sharon Deroin, Notary Public, at 224 Idaho Building, proof will be submitted of the completion of works for the diversion of 25 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. C. 28374, 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 Golden Valley Mutual Water Co., P.O. Box 368, Burley, 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 25 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 25 cubic feet per second.

4. The point of diversion of said water is 1 Well NW $\frac{1}{4}$ NW $\frac{1}{4}$ (Lot 1), 2 wells in SW $\frac{1}{4}$ NW $\frac{1}{4}$ (Lot 2), Section 31, Township 12 South - Range 21 East, B.M.

5. The place where said water is used is All Section 18 - N $\frac{1}{4}$, Section 17, Township 12 South - Range 21 East B.M. S $\frac{1}{4}$, Section 1, Township 12 South - Range 20 East, B.M.

6. The date of priority which said user is prepared to establish is January 13, 1960.

CARL E. TAPPAN
State Reclamation Engineer
Published in the Burley Herald-Bulletin October 29, November 2, 9, 16, 1964.