

45-025 78

Identification No. _____

Transfer No. 1876

APPROVED

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

RECEIVED
Department of Water Administration

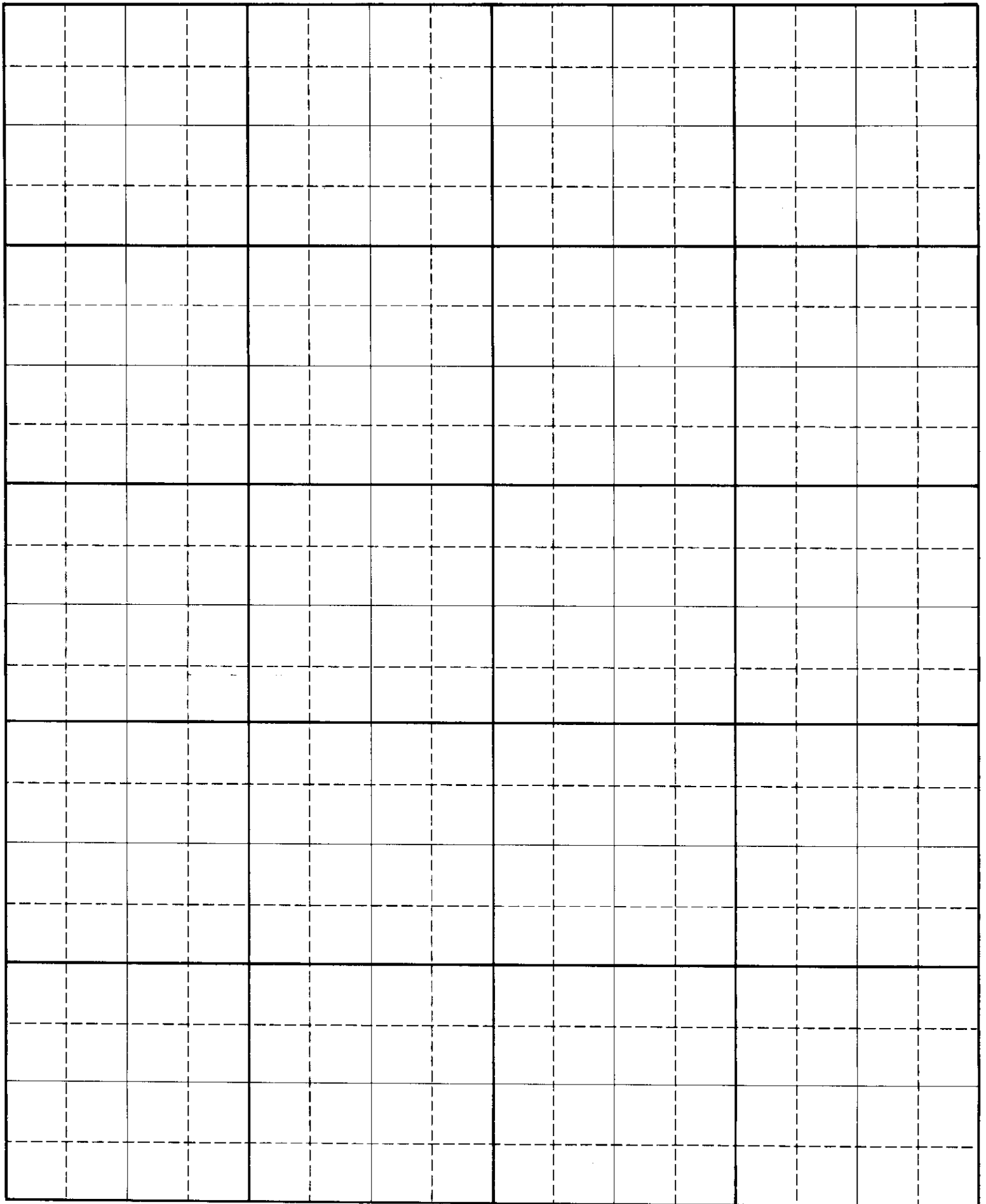
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

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-28374/45-2597
- b. 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/or
1) 978
2) b. 669 acre feet/annum
6. 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 1/4 NW 1/4 of Section 25,
2) SW NW (2 pts.) 31
Township 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.	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	
1)	12S	1	40	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



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

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

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 1/4 SW 1/4, Section 5, Township 13S
Range 21E, B.M. SW 1/4 NW 1/4, Sec. 25, T. 12S, R. 20E, B.M.
SW 1/4 NW 1/4, 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 1/4 NW 1/4, Sec. 8, T. 13S, R. 21E, B.M.; SE 1/4 NW 1/4, Sec. 31, T. 12S, R. 21E, B.M.

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

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

g. 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.

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	

Total number of acres to be irrigated

45 2578

- 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 7-17-72

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 s-nt _____

+8266
✓

State of Idaho
License and Certificate of Water Right

Water License No. G-27908

Amount 3.56 c.f.s.

Water District No. _____

Priority April 29, 1959

THIS IS TO CERTIFY that **K. C. BARLOW - Assignee - GOLDEN VALLEY MUTUAL WATER COMPANY** of **Burley, Idaho**, made application for a permit to appropriate the public waters of the State of Idaho, dated **April 29**, 1959; that Permit No. **G-27908** was issued under said application; that Certificate of Completion of works, with a carrying capacity of **3.56** second feet, was issued thereunder on **September 17**, 1965, showing that said works were completed on the **1st** day of **December**, 1964; and that on the **1st** day of **December**, 1964,

GOLDEN VALLEY MUTUAL WATER COMPANY

of **Burley**, State of **Idaho**, made proof to the satisfaction of the **State Reclamation Engineer** of Idaho, of the right to use the waters of a well, a tributary of **subterranean flow**, for the purpose of **irrigation**, under Use Permit No. **G-27908** 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 **8266**, on the **17** day of **September**, 1965;

The right hereby confirmed dates from **April 29**, 1959;

The Point of Diversion is located

in the **SW 1/4 NW 1/4, Sec. 25**, Tp. **12S**, R. **20E**, 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 **3.56** 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	NE 1/4	160	160
			NE 1/4 NW 1/4	40	40
			NW 1/4 NW 1/4	40	39
		13	S 1/2 NW 1/4	80	80
			NE 1/4 SE 1/4	40	37
			SE 1/4 SE 1/4	40	37
			W 1/2 SE 1/4	80	80
			Total number of acres to be irrigated:		473

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**, 1965.

RALPH W. THOMAS

Deputy State Reclamation Engineer.

(SEAL)

15 2578

State of Idaho

License and Certificate of Water Right

Water License No. G-26968Amount 6.2 c.f.s.

Water District No.

Priority June 24, 1957

THIS IS TO CERTIFY that **KIMBER C. BARLOW - Assignee - GOLDEN VALLEY MUTUAL WATER COMPANY** of **Burley, Idaho**, made application for a permit to appropriate the public waters of the State of Idaho, dated **June 24**, 19 **57**; that Permit No. G-26968 was issued under said application, that Certificate of Completion of works, with a carrying capacity of **6.2** second feet, was issued thereunder on **September 17**, 19 **65**, showing that said works were completed on the **31st** day of **August**, 19 **62**; and that on the **31st** day of **August**, 19 **62**,

GOLDEN VALLEY MUTUAL WATER COMPANY

of **Burley**, 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-26968 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 **8265**, on the **17** day of **September**, 19 **65**;

The right hereby confirmed dates from **June 24**, 19 **57**;

The Point of Diversion is located **SE 1/4, Sec. 2;**

in the **SE 1/4 NE 1/4, Sec. 11**, Tp. **12S**, R. **20E**, 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 **6.2** 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	E 1/2	320	320
			NE 1/4 NW 1/4	40	40
			NW 1/4 NW 1/4	40	39
			S 1/2 NW 1/4	80	80
		2	SW 1/4	160	160
			NE 1/4 NE 1/4	40	33
			NW 1/4 NE 1/4	40	39
			S 1/2 NE 1/4	80	80
		11	SE 1/4	160	160
			NE 1/4 NE 1/4	40	38
			NW 1/4 NE 1/4	40	40
			S 1/2 NE 1/4	80	80
		Total number of acres to be irrigated:			1109

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)

RECEIVED

AUG 11 1972

SOUTH IDAHO PRESS

Department of Water Administration
Southern District Office
BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

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

Ruth Chambers, being first

duly sworn, deposes and says that he is the
Bookkeeper of the South Idaho
Press, a daily newspaper published at Bur-
ley, Idaho, in the county aforesaid and that
the paper is of general circulation therein.
Deponent further states that the printed no-
tice attached hereto was duly published
according to law in the regular editions of

The South Idaho Press for 2
consecutive weeks, commencing with the issue
dated July 25, 1972, and ending
with the issue dated August 1, 1972.

Ruth Chambers

Subscribed and sworn to before me
this 9th day of August
1972.

Edith Raustadt Notary Public

Cost of Publication 23.76

Notary Fee _____

Total Cost _____

My commission expires October 23, 1975

72-237

TO BE CHANGED

WATER RIGHT

NO. 45-2578

Notice is hereby placed on
Golden Valley Land & Cattle
Company and Golden Valley
Mutual Water Company at
Route 1, Burleigh, Idaho, as
applicants of the Department of
Water Administration for a
change of the point of diversion
of the water 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-28074-45-2597 and is recorded
as follows:

Point of diversion: NW 1/4, Sec. 25, Twp. 12S, Rge. 20E, B.M., Cassia County. The water is used for irrigation purposes within the NW 1/4, Sec. 1, SE 1/4, Sec. 13, Twp. 12S, Rge. 20E, B.M.

No. 45-2597
Amount: 13.50 cfs or 669 acre feet. Priority: January 13, 1960
Point of diversion: SW 1/4 NW 1/4 (2 points), Sec. 31, Twp. 12S, Rge. 21E, B.M., Cassia County. The water is used for irrigation purposes within the NW 1/4, Sec. 1, Twp. 12S, Rge. 20E, B.M. and NW 1/4 Sec. 17; all of Sec. 18; Twp. 12S, Rge. 21E, B.M.

TO BE CHANGED
AS FOLLOWS
Point of diversion:
SW 1/4, Sec. 5, Twp. 13S, Rge. 21E, B.M.; SW 1/4 NW 1/4, Sec. 25, Twp. 12S, Rge. 20E, B.M.; SW 1/4 NW 1/4, Sec. 31, Twp. 12S, Rge. 21E, B.M.; SE 1/4 NW 1/4, Sec. 8, Twp. 13S, Rge. 21E, B.M. and SE 1/4 NW 1/4, Sec. 31, Twp. 12S, Rge. 21E, B.M. (Pole Nos. 216, 208, 210, 248)

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, 83726, on or before August 11, 1972.

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

5328

RECEIVED

AUG 11 1972

SOUTH IDAHO PRESS

BURLEY, IDAHO

Department of Water Administration
Southern District Office

AFFIDAVIT OF PUBLICATION

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

....., being first

duly sworn, deposes and says that he is the

..... of the South Idaho Press, a daily 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 editions of

The South Idaho Press for 2

consecutive weeks, commencing with the issue

dated July 25, 1972, and ending

with the issue dated August 1, 1972.

Subscribed and sworn to before me

this 26 day of August

1972.

..... Notary Public

Cost of Publication 23.16

Notary Fee

Total Cost

My commission expires October 23, 1975

72-237

**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: 3.54 cfs or 978 acre feet
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 or 669 acre feet
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.; SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 31, Twp. 12S, Rge. 21E, B.M.; SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 8, Twp. 13S, Rge. 21E, B.M. and SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 31, Twp. 12S, Rge. 21E, 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.

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Mail Correspondence to

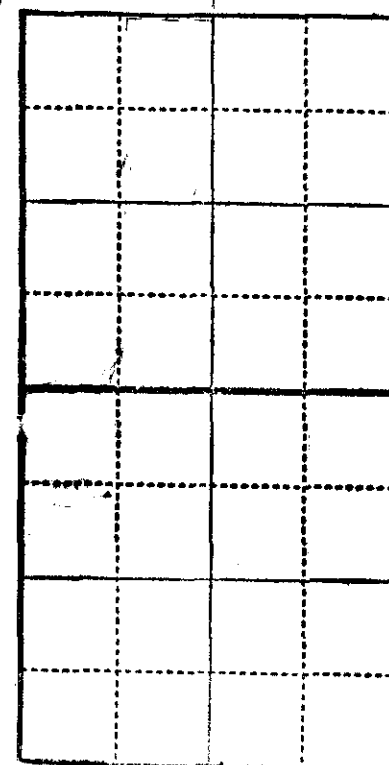
*Saldin Valley Natural
Water Co. Box 71
Saldin Falls - 1/2 mi. N. of
Burley*

Application No. G- 35856
Permit No. G- 27908
District No.

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

45-2578

1. Name of Applicant: K. C. Barlow
Postoffice address: Burley County: Cassia State: Idaho
2. Quantity of water claimed: 320 Miner's inches
 - (a) Rate of withdrawal in cubic feet per second 6.4 or Idaho
Miners' inches or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Drilled wells
4. Location of point of diversion or well is in the Well #1, NW 1/4 NW 1/4, Sec. 25
Well #2
NE 1/4 of the NE 1/4 of Section 26
Twp. 12 S , Rge. 20 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 and motors
8. Estimated cost of works: \$ 30,000
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-26967, G-26968
 - (a) 6.4 (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) (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.

Applicant,

Agent.

Corrected application received:

The number of this permit is G— 27908

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

One-fifth of the work above specified to be completed on or before **November 4, 1961**

Witness my hand this 4th day of May, 1959

STATE RECLAMATION ENGINEER.

Countersigned:

STATE OF IDAHO

By s/ARNOLD WILLIAMS.....
Secretary of State.

Governor

12.

[illegible]

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. G-27908

Comes now K. C. BARLOW, 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-27908, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

E¹/₂W¹/₂, W¹/₂E¹/₂, Sec. 24, T. 12 S., R. 20 E., B. M., Idaho, making a total of 320 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

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-27908. 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, 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 22, 1960

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. G-27908

Comes now K. C. BARLOW 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-27908.

That the point of diversion is described in said permit as being located: NW¹/₄NW¹/₄, Sec. 25, NE¹/₄NE¹/₄, Sec. 26, T. 12 S. R. 20 E., B. M., Idaho

That he now requests that the point of diversion be changed to a point located: SW¹/₄NW¹/₄, Sec. 25, T. 12 S., R. 20 E., B. M., Idaho

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

Signed at Burley, Idaho, this 19 day of March, 1960.

s/ K. C. BARLOW

Date of receipt at 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-27908. 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 22, 1960

A S S I G N M E N T

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-27908 to W. W. Paulson, 1849 Overland, Burley, Idaho.

s/ K. C. BARLOW
Permit Holder

State of Idaho)
) ss
County of Ada)

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 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

(seal)
My commission expires 3/17/62

Recorded March 22, 1960

A S S I G N M E N T

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-27908 to Golden Valley Mutual Water Company of Burley, Idaho.

s/ W. W. PAULSON, Permit Holder

S. Delores Paulson, Wife of Permit Holder

STATE OF IDAHO)
) ss
County of Cassia)

On this 8th day of May, 1961, before me, a Notary Public for the State of Idaho, residing at Burley, Idaho, personally appeared W. W. Paulson and Delores Paulson, 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.

My commission expires 8/5/61

s/ BETTY CRITCHFIELD
Notary Public, Residing at
Burley, Idaho

Application for Amendment ✓
LAND LIST
Permit No. G-27908

Comes now Golden Valley Mutual Water Co., and represents to the STATE RECLAMATION ENGINEER of the State of Idaho: That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. G-27908, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

Township 12 South - Range 20 East, B.M. Section 1, N $\frac{1}{2}$; Section 13 - SE $\frac{1}{4}$, making a total of 480 acres.

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

Signed at Boise, Idaho this 16th day of October, 1964

GOLDEN VALLEY MUTUAL WATER CO.
By
M.
/s/ Harley McDowell, Agent

Date of receipt at office of Department of Reclamation: October 19, 1964

APPROVAL OF STATE RECLAMATION ENGINEER

I, RALPH W. THOMAS, Deputy State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. G-27908. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

/s/ RALPH W. THOMAS
Deputy State Reclamation Engineer

Recorded: October 20, 1964

Permit No. G-27908 ✓
CERTIFICATE OF COMPLETION OF WORKS

✓ TO ALL WHOM IT MAY CONCERN:

This is to certify that K. C. BARLOW, Assignee - GOLDEN VALLEY MUTUAL WATER COMPANY, Burley, County of Cassia, and State of Idaho, the holder of Permit No. G-27908, issued upon Application No. G-35856, bearing date of priority of April 29, 1959, authorizing the diversion of 6.4 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 3.56 second feet of the waters of a well from subterranean flow; that the point of diversion of said waters SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 25, T. 12 S., R. 20 E., and that the lands proposed to be irrigated by the use or place of use of said water are described as follows, to-wit:

N $\frac{1}{2}$. Sec/ 1; SE $\frac{1}{4}$, Sec. 13, T. 12 S., R. 20 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 3.56 SEC. FT.
LICENSE PAGE NO. 8266

RECEIVED

JUL 23 1987

INTER-DEPARTMENT MEMO — 1

DATE 7-22-87

FROM Jim Stanton

TO John Beal

Department of Water Resources

SUBJECT Golden Valley Land & Cattle Co. Well At Power Pole #386

The gaping space surrounding this well has finally been filled in with dirt. This well no longer poses a hazard due to the well construction standards not being met. Pictures taken on 7-15-87 verify the present condition of this well.

734-3578

gjc



SIGNATURE

RECEIVED

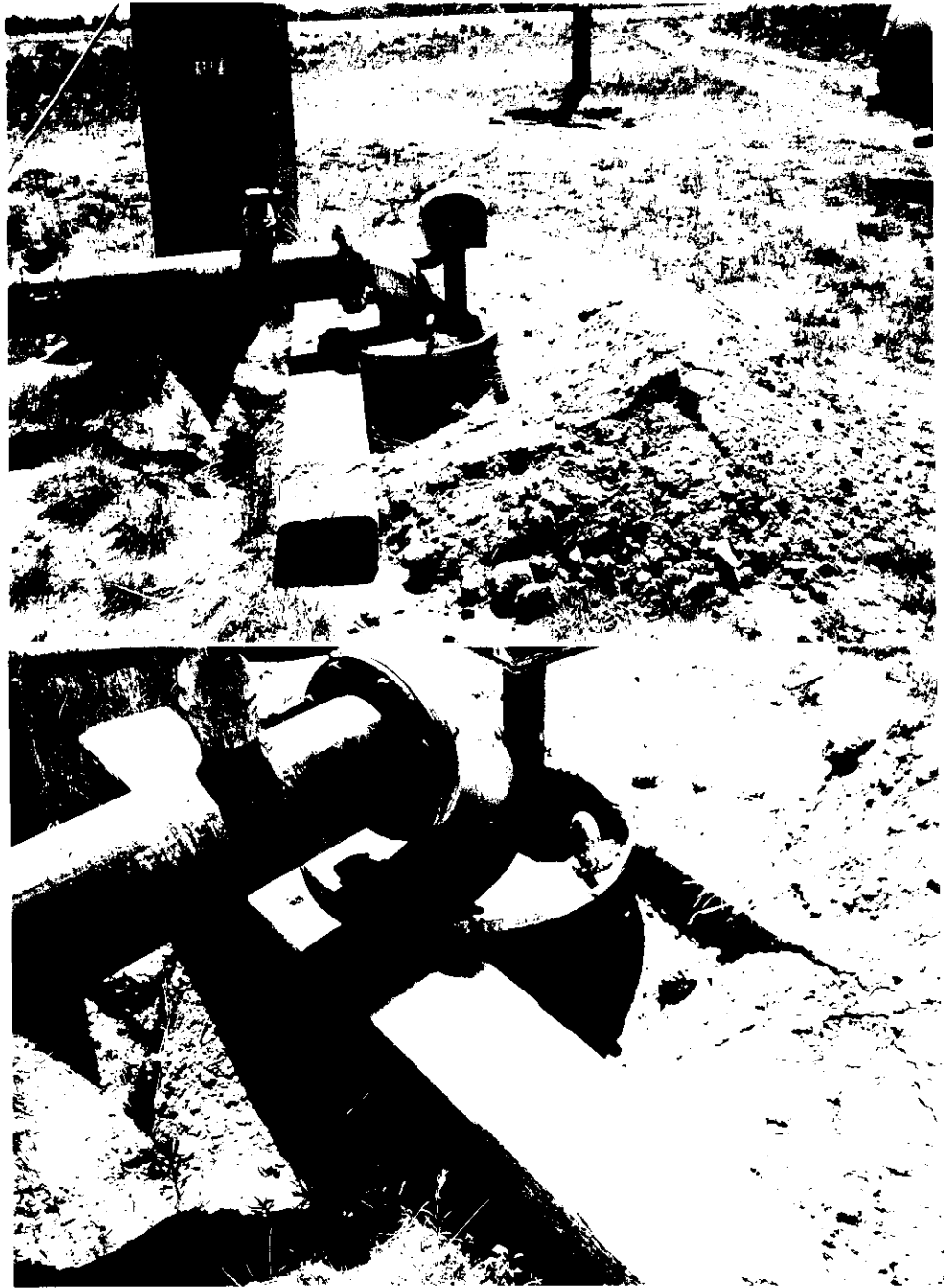
JUL 23 1987

Department of Water Resources



45-2578

T13s R21E Sec 8 SE NW



45-2578
T13s R21L Sec 8 . SE NW

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. 45-2576 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

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. 57-7072, 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

July 31, 1973

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

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

Gentlemen:

P
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.

Y
Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:cd

Enclosures

45 2578

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 Dist. Office

45 2578

M E M O

Subject; In the matter of stipulation for Application
for Transfer No. 45-2578 and 45-2597

Having reviewed the stipulation received in connection with the above referenced matter and the following has been noted:

Item 1a: The Department can limit "the production of Well No. 208 to a maximum of 1271 acre feet in any one year." This can be part of the terms and conditions of approval.

Item 1b: This appears to be in conflict with the provisions of Idaho law and Department policy in providing for Transfers. We should not be a party to this, nor make it part of the transfer. However, if they desire to enter into this type of agreement it should be clarified by our agency that at best this provision could mean that both parties agree to allow a transfer back to the original provisions at some point in the future. No temporary transfers should be allowed.

Items 2, 3, 4, and 5 of the stipulation have little effect on the proposed transfer as far as requiring our clarification. We recommend that the stipulation not be made part of the transfer.

45 2578

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.

February 5, 1973

RECEIVED
Department of Water Administration
SUN VALLEY, IDAHO
(208) 726-5861

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

Re: Briggs-Tugaw Protest to
Transfer Applications
Nos. 45-2578 and 45-2597

Dear Bob:

I wrote to you in this matter on August 9, 1972, indicating that I was circulating to the parties a draft stipulation for withdrawal of the above referenced protest.

At last I can transmit to you the enclosed, executed stipulation for filing in this matter. Please incorporate the provisions of paragraph one as an amendment to the applications. If a new combined application form must be executed to achieve the amendment, please let me know. You will note that upon amendment of the applications, paragraph four provides that the pending protest will be withdrawn. I assume, therefore, that the applications can be granted forthwith.

Thanking you for your cooperation and with every good wish,
I am

Sincerely yours,

WALKER, DEPEW & KENNEDY

James L. Kennedy Jr.

JLK:gr
cc: Mr. Herman E. Bedke

45 2578

RECEIVED

IN THE DEPARTMENT OF WATER ADMINISTRATION, STATE OF IDAHO

In the Matter of Application :
For Transfer No. 45-2578 and :
45-2597 filed in the name of : STIPULATION

GOLDEN VALLEY LAND & CATTLE :
COMPANY :
:

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 mutual agreements and conditions hereinafter set forth, do hereby mutually agree and stipulate as follows:

1. Applicant shall amend Application For Transfer No. 45-2578 and 45-2597

(a) to limit the diversion of water from Well No. 208 to a maximum quantity of 1271 acre feet during any one year;

(b) to specifically provide that the transfer shall be temporary during the pendency of that certain action now pending in the District Court of Cassia County, State of Idaho entitled "Glenn Briggs, et ux et al, Petitioners and Appellants, vs. R. Keith Higginson, Director of the Department of Water Administration, State of Idaho, et al, Respondents", being Case No. 9818, and shall be at all times subject to all Orders and the final Decree to be made and entered therein.

2. That no other amendments to said Application For Transfer shall be required. However, it is acknowledged that protestants dispute the basis of the water right described therein.

3. That upon applicant's amending Application For Transfer No. 45-2578 and 45-2597 as provided in paragraph 1 hereinabove protestants shall withdraw their Protest against the granting of said Application For Transfer.

4. The parties hereto acknowledge that this Stipulation is, and shall be without prejudice to the rights and claims of the parties asserted in said action pending in the District Court of Cassia County, State of Idaho, being said Case No. 9818, or in the action now pending in the Idaho Supreme Court entitled "Simon L. Baker, et ux et al, Plaintiffs-Respondents, v. Ore-Ida Foods, Inc., et al, Defendants-Appellants", being Case No. 11,039.

5. That protestants do not by this Stipulation waive their rights to object or preclude further objections to interference by Golden Valley with the prior water rights of protestants by Well No. 208 even though the above requested transfer is approved.

Dated this 5 day of ~~September~~ ^{February} 1973, 1972.

WALKER, DEPEW & KENNEDY
Residing in Twin Falls, Idaho

By James L. Kennedy Jr.
Attorneys for applicant

HERMAN E. BEDKE
Residing in Burley, Idaho

By Herman E. Bedke
Attorney for protestants

OK

HERMAN E. BEDKE

ATTORNEY AT LAW
POST OFFICE BOX 249
BURLEY, IDAHO 83318

TEL. 678-2401

1416 OVERLAND

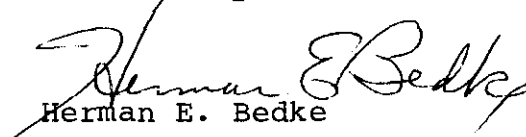
August 9, 1972

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, & Kennedy dated August 9, 1972, attorneys for the applicants.

Yours truly,


Herman E. Bedke

HEB/pc
Enclosure

cc: Walker, Depew, & Kennedy

45 2578

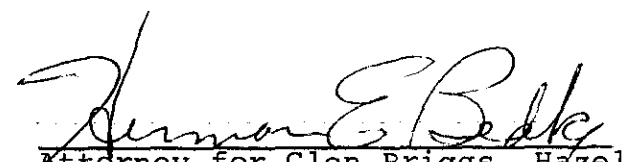
BEFORE THE IDAHO DEPARTMENT OF WATER ADMINISTRATION

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

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:

We renew our protest to this ~~proposed change of~~ water right printed in the South Idaho Press on July 25, 1972, for the same reasons filed in our protest of July 25, 1972.

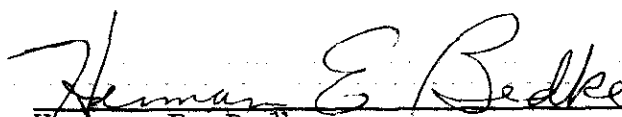
Dated and signed this 9th day of August, 1972.



Attorney for Glen Briggs, Hazel
Briggs, and Joe Tugaw

CERTIFICATE OF MAILING

I hereby certify that on the 9th day of August, 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

45 2578

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 83533
(208) 726-5861

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


James L. Kennedy Jr.

JLK:gr
Enc.

45 2578

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, Appli-
cant, and Glenn Briggs, Hazel Briggs and
Joe Tugaw, Protestants, in consideration of the
affidavit of Merle Wolverton submitted here-
with 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 acknow-
ledges that by its terms the application con-
tains 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 authori-
zed 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

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.

AFFIDAVIT

STATE OF IDAHO,

County of _____

} ss.

MERLE WOLVERTON, Being first duly
sworn on oath, deposes and says:

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 Depart-
ment'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 per-
manent, and (c) That the currently authorized
points of diversion not be abandoned.

4. That the purpose of the appli-
cation 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 _____

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. }
_____ }

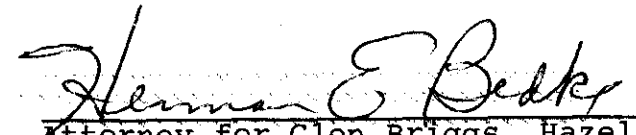
PROTEST TO PROPOSED CHANGE

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

August 2, 1972

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

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:

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

15 2578

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

45 2578

TEL. 678-2401

HERMAN E. BEDKE
ATTORNEY AT LAW
POST OFFICE BOX 249
BURLEY, IDAHO 83318

1416 OVERLAND

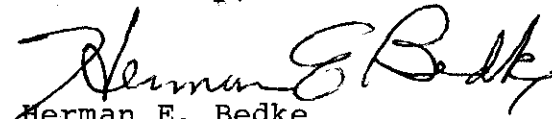
July 25, 1972

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

15 2578

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

*Bill submitted
8-22-72
dwi*

DWM:DR
Enc: Legal notice

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 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 2578

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 2578

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.

July 13, 1972

RECEIVED
JUL 14 1972
Department of Water Administration
SUN VALLEY, IDAHO 83452
(208) 726-5861

Mr. Donald W. McEldowney
Water Rights Supervisor
Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

Re: Golden Valley
Transfer Applications

Dear Don:

Thank you for sending the revised application for the addition of Well #216 to the group of wells which Golden Valley may use pursuant to Keith's order and for calling today to suggest the consolidation of our second application, regarding Wells #386 and #437, with the first.

Enclosed is the revised initial application, with additions to items 10b, c, and e pertaining to Wells #386 and #487. I have also inserted negative answers to the questions posed in items 10f and g.

I understand that you will cancel our second application, return our second application fee, and publish a revised notice reflecting the additions to our initial application.

Thank you for your advice in this matter and for your excellent suggestion for consolidation.

With every good wish, I am

Sincerely yours,

WALKER, DEPEW & KENNEDY


James L. Kennedy Jr.

JLK:jm
Enc.

45 2578

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

45 2578

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

RECEIVED

JUL 11 1972

Department of Water Administration

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

July 11, 1972

SUN VALLEY, IDAHO 83353
(208) 726-5861

45-2578
45-2547

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

Re: Golden Valley Application

Dear Keith:

I am pleased to submit herewith a formal application for transfer of water rights pursuant to your recent conversations with Merle Wolverton.

The application is submitted for the purpose of securing authorization for additional points of diversion within the terms of your order dated May 9, 1972.

In preparing this application, I have been advised regarding certain details by Mr. Don McEldowney of your office. I hope that I have avoided the errors which required correction in the earlier, related application in this matter.

I am also enclosing our firm's check for \$30.00 in payment of the filing fee for this application.

With every good wish, I am

Sincerely yours,

WALKER, DEPEW & KENNEDY


James L. Kennedy Jr.

JLK:jm
Encs.

45 2578

JUL 6 1972 SOUTH

SOUTH IDAHO PRESS

SOUTH IDAHO PR
BURLEY, IDAHO
DEPARTMENT OF WATER ADMINISTRATION
DISTRICT OFFICE
AFIDAVIT OF PUBLIC

AFIDAVIT OF PUBLICATION

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

Ruth Chambers, being first

duly sworn, deposes and says that ~~he~~^{she} is the

Bookkeeper of the South Idaho Press, a daily 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 editions of

The South Idaho Press for _____ consecutive weeks, commencing with the issue _____

dated July 11 1972, and ending

with the issue dated July 11, 1972

Subscribed and sworn to before me

this 25th day of July

1972

Edith Rawstall Notary Public

Cost of Publication 13.23

Notary Fee \$9

Total Cost

My commission expires October 23, 1976.

OF WATER RIGHTS
ORDER NO. 45-2597
 The following is hereby given: That the
 Golden Valley Land & Cattle Company, Golden Valley
 County, 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-27908-45-257 and
 G-28374-45-2597 and is recorded
 as follows:

No. 6-2578
Amount: 3.56 cts Priority:
April 29, 1959

Point of diversion: S $1/4$ N
W $1/4$ 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. 1 Twp. 12S, Rge. 20E, B.M. No. 45-2597

Amount: 13.50 cfs Priority:
January 13, 1960

Point of diversion: 1/4 N-
W1/4 (2 points), Sec. 31, Twp.
12S, Rge. 2E, B.M., Gasla
County.

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

TO BE CHANGED
AS FOLLOWS

Point of diversion:
SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5, Twp. 3S,
R $\frac{1}{4}$ 21E, B.M.; SW $\frac{1}{4}$ N $\frac{1}{4}$,
Sec. 25, Twp. 12S, R $\frac{1}{4}$ 21E.
205 SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5,
31 SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5,

Any protest against approval of the above proposed change water right must be filed with the Idaho Department of Water Administration, Statehouse Annex, Boise, Idaho, 83707 or before _____, 1972.

RENE HIGGINSON, Director
Press of Unity, London July
11 and July 19, 1972.

45 2578

72-215

**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 $\frac{1}{4}$ N-
W $\frac{1}{4}$, 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 $\frac{1}{4}$ N-
W $\frac{1}{4}$ (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 Ad-
ministration, Statehouse -
Annex 2, Boise, Idaho, 83707, on
or before July 28, 1972.

R. KEITH HIGGINSON,
Director

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

RECEIVED

JUL 23 1972

SOUTH IDAHO PRESS

BURLEY, IDAHO

Department of Water Administration
Judicial District

AFFIDAVIT OF PUBLICATION

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

Ruth Chambers being first

duly sworn, deposes and says that She is the
Bookkeeper of the South Idaho
Press, a daily newspaper published at Bur-
ley, Idaho, in the county aforesaid and that
the paper is of general circulation therein.
Deponent further states that the printed no-
tice attached hereto was duly published
according to law in the regular editions of

The South Idaho Press for
consecutive weeks, commencing with the issue
dated July 11 1972, and ending
with the issue dated July 11, 1972
Ruth Chambers

Subscribed and sworn to before me
this 25th day of July
1972.

Edith Rautsch Notary Public

Cost of Publication 13.23

Notary Fee 2.00

Total Cost 15.23

My commission expires October 23, 1975

72-215

**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 $\frac{1}{4}$ N-
W $\frac{1}{4}$, 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 $\frac{1}{4}$ N-
W $\frac{1}{4}$ (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 Ad-
ministration, Statehouse -
Annex 2, Boise, Idaho, 83707, on
or before July 20, 1972.

R. KEITH HIGGINSON,
Director

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

72-2578

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

45-2578

Bill submitted

8-22-72

Void

by *hw*

DWM:DR
Enc: Legal notice

*Payment for
our weekly
publication*

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. 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

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. and SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 31, Twp. 12 S, Rge. 21 E, 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

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

45 2578

Void

June 22, 1972

James L. Kennedy Jr.
WALKER, DEPEW & KENNEDY
Bank of Idaho Building
P. O. Box 23
Twin Falls, Idaho 83301

Dear Mr. Kennedy,

Attached herewith is your Receipt No. 9401 in the amount of \$30.00 covering the
filing fee for the transfer application filed in behalf of Golden Valley Land and
Cattle Company and Golden Valley Mutual Water Company.

We are on this date forwarding this application to the Boise office for further
processing.

Sincerely,

Bob Maynes
District Engineer
Southern District

BH:alw

Enc.

45 25778

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.

June 19, 1972

SUN VALLEY, IDAHO 83353
(208) 726-5861

Mr. Bob Haynes, District Engineer
Department of Water Administration
1041 Blue Lakes Boulevard North
Twin Falls, Idaho 83301

Re: Golden Valley
Application

Dear Mr. Haynes:

I am pleased to re-submit Golden Valley's application for transfer of water rights, having made the insertion of additional information as you suggested in item 5b and enclosing our check for \$30.00 in payment of the filing fee.

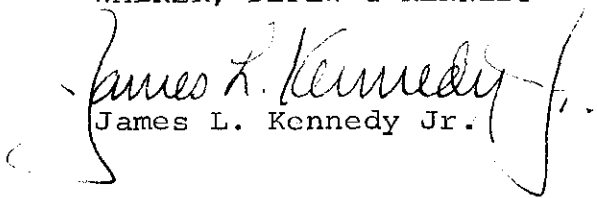
If you need any additional information, please let me know. I presume that you do have in your file a copy of Keith's order. If not, I will be happy to supply one.

Congratulations and good luck on the establishment of your Southern District Office in Twin Falls. We shall look forward to working with you here.

With every good wish, I am

Sincerely yours,

WALKER, DEPEW & KENNEDY


James L. Kennedy Jr.

JLK:jm
Encs.

Sept. 21, 1965

Re: Permit Nos. G-26967; G_26968; G-27908;
G-28374; G-28539; G_28540
G_28543; G_24844 - Golden Valley Mutual
Water Co.

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

Dear Mr. Plankey:

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.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. certificates 16
receipt

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

27908

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 - 93.00
" " G-27908 - 13.00	" " G-28540 - 49.00
" " G-28544 - 29.00	" " G-28539 - 21.00
	(noted above)
Total	\$268.00

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

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

CET:ew

27908

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-27908

REPORT ON PROOF OF Completion of Works and Beneficial Use

Golden Valley Mutual Water Company
Burley, Idaho

R 20 E

see
G-26968

1.5 ac

m A-26968

39	40	40	40
40	40	40	40

159

160

12

G-26968 + Sec 1; E² Sec 2; NE^{1/4} Sec 11 - 1109 Ac - 310"

Landmark Strip
will be used
as feed yard

40	37
40	37

77

77

473

Subdivisions

4

AREA

473 ac

Q =

3.56 CFS

24

See Permit G-26968

PD

Pd 207

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

Permit No. G-27908This proof is for C/W and B/U In Water District No. _____

1. Name of applicant Golden Valley Mutual Water Co.
2. Source of water supply: Drilled wells
3. Location of point of diversion: Is in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ (west well) of Section 25
T. 12 S. R. 20 EBM County of Cassia
4. Describe works as they exist, giving dimensions and capacities of same: 200 HP GE Motor
TRJ 613014, Layne & Bowler Pump # 26231 (2400 GPM @ 2600' @ 1770 RPM) (Model
14 RM) 10" discharge to open concrete ditch
5. Water is used for: Irrigation
6. State whether or not water has been turned into works of diversion: yes
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

N $\frac{1}{2}$, Twp. 12 S., Rge. 20 EBM, Sec. 1;SE $\frac{1}{4}$, Sec. 13Total 480 acres

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

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

Remarks: Mr. Milton Nielson and A. Jamason along(Back Home)Measured by Sparling Meter. 5 Rev. 2 m. 15 sec = 3.56 cfsThis examination was made on the 24 day of June, 1965

(Signed) _____

Examiner.

27908

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

Golden Valley Mutual Water Co.
Burley, Idaho

Permit No. G-27908

Examination for C/W and B/U Proofs

County Cassia

Quantity: 6.4 Sec. 25 T.12S R.20E

Source: Well

P. D.: SWNW - 25 - 12S - 20E

Use: Irrigation

Filed: 29 April 59

Due: 1 May 64

Extension: —

Protest: —

Completion of Works: —

Other Rights: G 26967, G 26968

500 - July 8, 1964

July 22, 1965

RE: Permit No. G-27908

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-27908 shows the well is (are) capable of conveying ¹⁷⁸ miner's inches, or 3.56 c.f.s. of water for the irrigation of ⁴⁷³ acres.

Upon receipt of the statutory fees, totaling \$ 13.00, we will issue the Certificate of Completion of Works and the License and Certificate of Water Right confirming the right, with priority of April 29, 1959, to the use of 3.56 second feet of subterranean water with the point of diversion in the SW 1/4, Sec. 25 for irrigation of 473 acres in the N 1/2, Sec. 1; SE 1/4, Sec. 13, T. 12 S., R. 20 E., B.M.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

KPR:mr

27908

June 7, 1965

RE: Permit Nos. G-26967, G-26968, 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,

CARL E. TAPPAN
State Reclamation Engineer
By

Loy H. Johnson
Field Engineer

LHJ:mr

27908

1M April 1962

January 5, 1965

Re: Permit No. 27908

Golden Valley Mutual Water Co.,
Burley, Idaho.

Gentlemen:

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

Before final action is taken in the matter, the law requires that a field examination be made by an engineer from this department.

We cannot tell just when this examination will be made, but our field engineer will try and contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPK:

27908

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
DEC 21 1964
Department of Reclamation

Permit No. G-27908

* * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

* * * * *

DEPOSITION OF HOLDER

Ques. 1. State your name, residence, occupation and postoffice address: Ray Barlow,
Burley, Idaho, Farmer, P. O. Box 368, Burley, Idaho

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf:
I am acting in behalf of Golden Valley Mutual Water Co. of Burley, Idaho
as Secretary of the organization.

Ques. 3. State number, approval date of permit, and date of priority you propose to establish under the permit; No: G-27908; Approval date - 5/4/59; Priority date - 4/29/59

Ques. 4. State source of water supply: drilled well
Give location of point of diversion, showing subdivision, section, township and range:
west well in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 25, T12S-R20E, B.M.

Ques. 5. Describe your works of diversion: well, pump, motor and ditches.
_____; state amount of water they are capable of conveying from point of diversion to place of use 300"; Give name of canal or ditch or other works by which water is conducted to such place of use: private ditch
_____; if a well, state depth of well 630'; depth and size of casing: 398' - 20"; depth to water 61'; if pump is used, state discharge of pump: 10"; tell how it was measured or determined: Layne Bowler Pump Co.; if sprinkler irrigation, give number and size of nozzles and operating pressure: ---

Ques. 6. State for what purpose water is used: irrigation
If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water : T12S-R20E, B.M.
Section 1 - N $\frac{1}{2}$ (320 ac.); Section 13 - SE $\frac{1}{4}$ (160 ac.)

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

27908

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 this well

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

Used for irrigation only.

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

All of the water used is required for the irrigation of this land.

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. assigned this permit to W. W. Paulson and he assigned it 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: July, 1959 Time used since first use:

Every irrigation season

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

The N $\frac{1}{2}$ of Section 1 is also irrigated under permit G-26968

GOLDEN VALLEY MUTUAL WATER CO.

(sign) *Henry Weech*

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 December, A.D. 19 64.

Sharon Desain

My Commission expires: 9/28/68

27908

RECEIVED
DEC 21 1964

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Department of Reclamation

Permit No. G-27908

* * * * *

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 Barlow, the holder of
Permit No. G-27908? How long have you known him and where does he reside:

I have been acquainted with Ray Barlow about 4½ yrs & he lives at Burley, Idaho

Ques. 3. Have you read or heard said Permit No. G-27908 read, and are you familiar
with its provisions and conditions: Yes: xxx No:

Ques. 4. State source of water supply: well

State place of diversion: SW¼NW¼, Section 25, T12S-R20E, B.M.

Describe works for conveying water to place of use: well, pump, motor and ditches

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 6 How much water have you seen being so
conveyed: 6 cfs

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

N½, Sec. 1, T12S-R20E, B.M. (320 ac.); SE¼, Sec. 13, T12S-R20E, B.M. (160 ac.)

27908

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 used is required for
profitable, productive 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: July, 1959
~~XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX~~

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

(Signed)

Robert W. Ochs

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., 1963, 64.

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
BOISE, IDAHO

Department of Reclamation

Permit No. G-27908

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-27908? How long have you known him and where does he reside:

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

Ques. 3. Have you read or heard said Permit No. G-27908 read, and are you familiar
with its provisions and conditions: Yes: xxx No:

Ques. 4. State source of water supply: drilled well

State place of diversion: T12S-R20E, B.M., Sec. 25-SW $\frac{1}{4}$ NW $\frac{1}{4}$

Describe works for conveying water to place of use: well, pump, motor & ditches

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 6 How much water have you seen being so
conveyed: 6 cfs

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

T12S-R20E, B.M. - Sec. 1 - N $\frac{1}{2}$ (320 ac.); Sec. 13 - SE $\frac{1}{4}$ (160 ac.)

27908

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 is necessary 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: No

Ques. 10. When did you first see this water used: I didn't see the water used until early, 1960, but I know from my own knowledge it was turned on in July, 1959.
Other times you have seen such use: Every irrigation season since.

(Signed)

L 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., 1962.64

Sharon Deaton

Notary Public for State of Idaho

Residing: Butte, Boise, Idaho

My commission expires: 9/28/68

RECEIVED
DEC 21 1964

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.

R. C. Ostrander
Subscribed and sworn to before me this

18th day of November, 1964

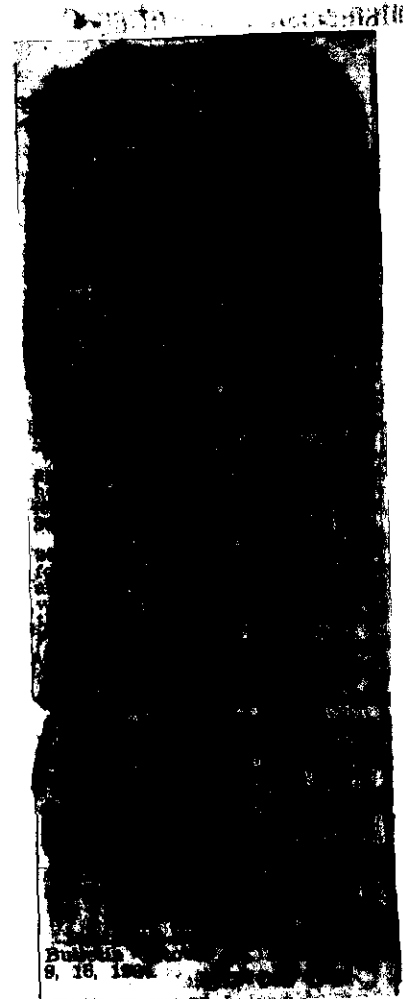
Carlene J. Ostrander Notary Public

Cost of Publication _____

MY COMMISSION EXPIRES

Notary Fee APRIL 27, 1968

Total Cost _____



27908

The Burley Herald-Bulletin

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

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

W. J. [Name], 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

fourteen consecutive weeks, commencing with the issue dated September 20, 1954, and ending with the issue dated [Date], 1954.

Subscribed and sworn to before me this

11th day of November, 1954

[Signature] Notary Public

Cost of Publication

Notary Fee

Total Cost

LEGAL NOTICE

64-281

NOTICE OF PROOF OF COMPLETION OF WORKS

and APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 A.M. on the 1st day of December 1954, at Boise, County of Ada, State of Idaho, before Sharon Deroin, Notary Public, at 244 Idaho Building, proof will be submitted of the completion of works for the diversion of 6.4 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-27908, 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 6.4 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 6.4 cubic feet per second.

4. The point of diversion of said water is SW 1/4 NW 1/4, Section 25, Township 12 South, Range 20 East, B.M.

5. The place where said water is used is Section 1 - NW 1/4; Section 18 - SE 1/4, Township 12 South - Range 20 East, B.M.

6. The date of priority which said user is prepared to establish is April 29, 1959.

CARL E. TARPAN

State Reclamation Engineer
Published in the Burley Herald-

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

D E P A R T M E N T O F R E C L A M A T I O N

* * * *

IN THE MATTER OF CANCELLATION OF PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE
STATE OF IDAHO NO. G-27908

ORDER OF CANCELLATION

WHEREAS, Permit No. G-27908 lapsed through failure of the holder to make proof of completion of works within the time specified in the Permit, to-wit:

Completion of Works & Beneficial Use Proofs which were due May 4, 1964, and

WHEREAS, due notice was given the holder of said Permit that such proof would be due on the date above mentioned, and

WHEREAS, on June 26, 1964 notice was sent to the holder of said Permit to appear before the State Reclamation Engineer on or before 60 days to show cause why such Permit should not be cancelled, and

WHEREAS, the holder of said Permit has failed to comply with the said requirements, and that no showing has been made as to completion of the works under said Permit.

IT IS THEREFORE, hereby ordered that Permit No. G-27908 be and the same is hereby cancelled and held for naught

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the Department, at Boise, Idaho, this 23rd day of October, 19 64

State Reclamation Engineer

Return Receipt Card in No. G-27909

27908

October 21, 1964

RE: Permit Nos. G-30834, G-27908, G-28540,
G-28543, G-28544

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

Dear Mr. McDowell:

Enclosed are Amendments to the Point of Diversion and the Land List on Permit No. G-30834 in the name of Ray Barlow, and Amendments to the Land List on Permit Nos. G-27908, G-28540, G-28543, G-28544 in the name of Golden Valley Mutual Water Company.

Also enclosed are departmental receipts No. G-9853 in the amount of \$2.00 covering the recording fees for the Barlow Permit, and G-8954 in the amount of \$4.00 for Golden Valley Mutual Water Company.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EP:mr

Enc. amendments 6
receipts 2

27908

Re: Permit No. G-27908
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-27908, in the name of Sharon Deroia Golden Valley Mutual Water Co., Final Proof is to be made before you, as Notary on the 1st day of December, 1964, at 1st 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

27908

Re: Permit No. G-27908
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

27908

RECEIVED

OCT 19 1964

Application for Amendment

LAND LIST

Permit No. G-27908

Reclamation

Comes now Golden Valley Mutual Water Co., and represents to the STATE RECLAMATION ENGINEER of the State of Idaho:

That he is the owner and holder of Permit to Appropriate the Public waters of the State of Idaho, No. G-27908, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

Township 12 South - Range 20 East, B.M.

Section 1 - N $\frac{1}{2}$

Section 13 - SE $\frac{1}{4}$

, making a total of 480 acres.

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

Signed at Boise, Idaho

this 16th day of October, 1964
GOLDEN VALLEY MUTUAL WATER CO.

By Harley M. McDowell
Harley M. McDowell, Agent

Date of receipt of Department of Reclamation: October 19, 1964

APPROVAL OF STATE RECLAMATION ENGINEER

I, LEON M. CARROLL, 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-27908. This approval constitutes a new permit and is issued as such, and the permit to which it refers, and of which it becomes a part, is hereby rescinded. No injury is done to the rights of others will not be adversely affected by such change.

Ralph Thomas
State Reclamation Engineer

Recorded: 10/20, 1964

27908

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
Land Office
P. O. Box 2237
Boise, Idaho

RECEIVED
OCT 19 1964

Department of Reclamation

Memorandum

October 14, 1964

To: District Manager Burley District Office
From: Land Office Manager
Subject: Land status changes

The following action has been taken and noted on the status records in the BLM Land Office:

<u>Serial No.</u>	<u>Name</u>	<u>Action Taken</u>
D. L. I- 011354	William W. Paulson	T. 12 S., R. 20 E., Sec. 24.
		Case closed. Application
		rejected.

E 27908

ILO-14
(Oct., 1961)

Manager

27908

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 10:00 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 6.4 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. 0-27908, 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 6.4 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 6.4 cubic feet per second.
4. The point of diversion of said water is SW1/4, Section 25, Township 12 South - Range 20 East, B.M.
5. The place where said water is used is Section 1 - NW; Section 13 - SE, Township 12 South - Range 20 East, B.M.
6. The date of priority which said user is prepared to establish is April 29, 1959

Carl E. Tappan

State Reclamation Engineer

27908

DISPATCH
OCT 19 1964
Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) October 16, 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 Barton, Secy

(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.

27908

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

June 26, 1964

Re: Permit No. G- **27908**

To Golden Valley Mutual Water Company
Burley, Idaho

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. G- 27908 to appropriate the Public Waters of the State of Idaho, have not been complied with as to _____

Completion of Works & Beneficial Use Proofs which were due May 4, 1964

YOU ARE HEREBY notified in compliance with Sec. 42-234, Idaho Code
that said Permit No. G-27908 is hereby held for cancellation.

YOU ARE HEREBY required to show cause before the State Reclamation Engineer on or before sixty days from date of this notice why said Permit should not be cancelled.

SAID PERMIT NO. G- 27908 claims the use of 6.4 cubic feet per second of the Subterranean Waters a well with point of diversion located: SW 1/4 Sec. 25., Twp. 12 S., Rge. 20 E.B.M.

and was approved May 4, 1959.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of my office, at Boise, Idaho, the 26th day of June, 19 64.

Carl E. Tappan

State Reclamation Engineer

CO: Harley M. McDowell

27908

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

October 15, 1964

GRAZING MANAGEMENT

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

RECEIVED
OCT 16 1964

Department of Reclamation

Mr. Carl E. Tappan
State Reclamation Engineer
Idaho Department of Reclamation
State House
Boise, Idaho

Attention: Mr. Ralph Thomas

Re: Permit No. G-27908, Golden Valley Mutual Water Co.

Gentlemen:

With reference to our telephone conversation of Thursday, October 15, concerning a second well which was drilled in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 25, Township 12 South - Range 20 East, B.M. in September, 1961. In going over all of the Golden Valley water permits in order to make proof, we find that although this permit was due for cancellation it has not actually been closed out and we would very much appreciate your consideration in reinstating this permit so we may make immediate proof.

As you know water from the 14 wells drilled is almost entirely pumped into a common ditch for the purpose of irrigating Golden Valley Mutual deeded lands. As the dates for proofs approached a surveyor was hired to make definite locations of the wells drilled and to figure approximately the lands each well would service. This was a very involved and lengthy undertaking and somehow the due date on permit G-27908 was missed.

As this permit was originally applied for to irrigate deeded lands, the well has been drilled since before the area was declared critical and has been in use constantly. It is our hope that we may be allowed to go ahead and make the proof even if a small loss in priority should be involved.

As arrangements have been made to go ahead with the proof on this well and with your permission we will submit the authorization for advertising immediately.

Very truly yours,

IDAHO LAND & APPRAISAL SERVICE

Joan Bain
Joan Bain

jb:sld

27908

March 23, 1964

Re: Permits No. G-27908; G-27909
Golden Valley Mutual Water Co.

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

Dear Mr. McDowell:

The two permits noted above were originally issued for irrigation of deeded land. Extension of time cannot be approved for the reason that the lands to be irrigated were later changed to Desert Land.

If the wells have been drilled, it is permissible to change the place of use.

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RTFw

27908

RECEIVED
MAR 23 1964

Department of Reclamation

March 20, 1964

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

Re: Permits G-27909, G-27908, Golden Valley Mutual Water Co.

Dear Sir:

With reference to the above water permits, please be advised that these were applied for in connection with two desert entries which have never been allowed in the Land Office.

We hereby respectfully request that you grant us an indefinite extension of time on these permits and we will advise you immediately upon allowance or rejection of these desert entries.

Very truly yours,

Golden Valley Mutual Water Co.

By Harley M. McDowell
Harley M. McDowell, Agent B.

Bureau - R/w both
Land decided

27908

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

March 13, 1964

Re: Permit No. G- 27908, Golden Valley Mutual Water Co.

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

Dear Mr. McDowell:

The date for proofs of Completion of Works and Application of water to beneficial use, as set out under terms of Permit No. G- 27908 are due not later than **May 4, 1964.**

Before these proofs can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county in which the land is located. In completing the Notice of proof for publication, the information should be taken from your Permit, including any amendments made in connection with a change of point of diversion or land list, which has been recorded in this department. If changes have been made and no amendments are on record, we advise you request a form for this purpose before your Notice is published.

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

Enclosed also is Form 11, which is the authorization for us to have the notice published in the designated county newspaper at your expense. This is to be returned with two Forms 36.

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

Very truly yours,

Carl E. Hoffman
State Reclamation Engineer

Enclosures Form 36 2
11

cc: Golden Valley Mutual Water Co.

27908

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

March 13, 1964

Re: Permit No. G-27908, Golden Valley Mutual Water Co.

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

Dear Mr. McDowell:

The date for proofs of Completion of Works and Application of water to beneficial use, as set out under terms of Permit No. G- 27908 are due not later than May 4, 1964.

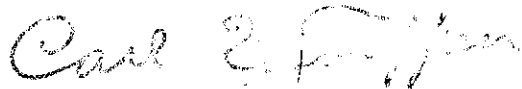
Before these proofs can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county in which the land is located. In completing the Notice of proof for publication, the information should be taken from your Permit, including any amendments made in connection with a change of point of diversion or land list, which has been recorded in this department. If changes have been made and no amendments are on record, we advise you request a form for this purpose before your Notice is published.

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

Enclosed also is Form 11, which is the authorization for us to have the notice published in the designated county newspaper at your expense. This is to be returned with two Forms 36.

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

Very truly yours,



State Reclamation Engineer

Enclosures Form 36 2

11

cc: Golden Valley Mutual Water Co.

27908

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,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

Enc. assignments
receipts

27908

March 22, 1960

Re: Permits Nos. G-27908 & G-27909
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 points of diversion and to the land list on the above numbered permits, which have been recorded, also, an Assignment of Permit No. G-27908 to W. W. Paulson from K. C. Barlow and an Assignment of Permit No. G-27909 to Frances Barlow from K. C. Barlow, both of which have been recorded.

Departmental receipt No. G-4708 covers the fees for the assignments.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

Ey:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

27908 RT

APPLICATION FOR AMENDMENT

PERMIT TO APPROPRIATE THE PUBLIC WATERS

OF THE STATE OF IDAHO, No. G-27908

Comes now . . . K. C. Barlow, ~~XXX~~ . . . , 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-27908 . . . , and requests that . . . lands to be irrigated, as described in said permit, be changed to read as follows:

. E1W1, N1E1, Section 24, T.12 S - R 20 E., B.M., Idaho.
.
.
.
.
.
.
.
.
.
. making a total of . . . 320 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
By. ~~XXXXXXXXXXXX~~
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-27908 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 98 of
Permits, Page 27908
March 22, 1960

Geo. N. Carter
State Reclamation Engineer 27908

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. G-27908

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

That he is (~~was~~) the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-27908.

That the point of diversion is described in said permit as being located;

NW1/4, Sec. 25, NE1/4, Sec. 26, T 12 S - R 20 E, B.M., Idaho

That he now requests that the point of diversion be changed to a point
located SW1/4, Sec. 25, T 12 S - R 20 E, B.M., Idaho

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

More feasible well site.

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

Signed at Barley, Idaho, this 19 day of March, 1960

K. C. Barlow

Date of receipt at 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-27908. 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 98 of
Permits, at Page 27908
March 22, 1960

Geo. N. Carter
State Reclamation Engineer

27908

May 8 1959

RE: Permit No. G-27908
No. G-27909
No. G-27910

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

Dear Mr. McDowell:

We enclose Permit Nos. G-27908, G-27909, and G-27910, in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. G-4005, which was issued covering payment in the amount of \$19.25, which includes \$6.50 for Permit No. G-27908, \$6.50 for Permit No. G-27909 and \$6.25 for Permit No. G-27910, together with a .25¢ refund on Permit No. G-27910.

Very truly yours,

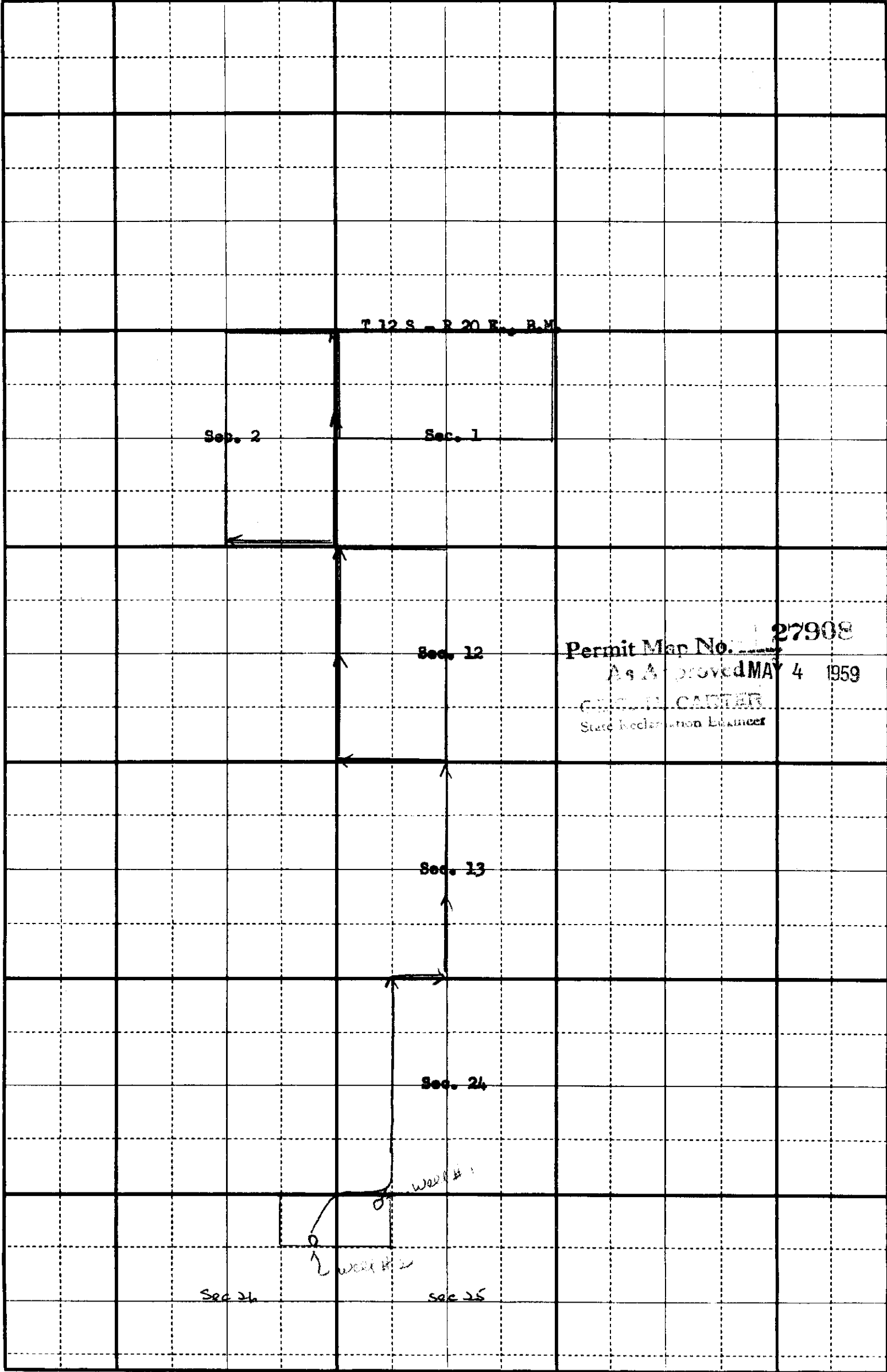
GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rutledge
Chief Clerk

Encl. (5)

epr/pak

27908



64-281

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

Notice is hereby given that at 10:00 A.M., on the 1st day of December 1964, at Boise, County of Ada, State of Idaho, before Sharon Deroin, Notary Public, at 244 Idaho Building, proof will be submitted of the completion of works for the diversion of 6.4 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-27908, 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 6.4 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 6.4 cubic feet per second.

4. The point of diversion of said water is SW1/4NW1/4, Section 25, Township 12 South, Range 20 East, B.M.

5. The place where said water is used is Section 1 - NW1/4; Section 13 - SE1/4, Township 12 South, Range 20 East, B.M.

6. The date of priority which said user is prepared to establish is April 29, 1959.

CARL E. TAPPAN

State Reclamation Engineer
Published in the Burley Herald-Bulletin October 26, November 2, 9, 16, 1964.