

RECEIVED

OCT 21 1968

Department of Reclamation

NOTICE OF APPROVED APPLICATION FOR WATER
 Notice is hereby given that Rose L. Jarolimek (Deceased), Executor; Edward Jarolimek, 929 McCollum, Buhl, Idaho, has received an approved permit No. G-32860 to divert 2.4 cubic feet per second of water from a subterranean source. The priority to be established under this permit is May 2, 1968. Water will be diverted by a well, pump, sprinklers and surface irrigation, and a 2-acre reservoir within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, sec. 33, T. 9 S., R. 43 E., B.M., Twin Falls County and is to be used for irrigation and domestic use in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, sec. 33, T. 9 S., R. 13 E., B.M.
 Any protests against the intent of the permit must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.
 R. KEITH HIGGINSON
 State Reclamation Engineer
 Published in the Times-News, Twin Falls, Idaho, on October 10 and October 17, 1968.

Affidavit of Publication

STATE OF IDAHO, }
 COUNTY OF TWIN FALLS } ss.

No 13608

I, Mable L. Clark, being first duly sworn upon oath depose and say that I am Office Manager of the TIMES-NEWS, published daily, except Saturday, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for two consecutive Thursdays, commencing with the issue dated October 10, 1968, and ending with the issue dated October 17, 1968.

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under said names in said city and county continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-NEWS, since such consolidation, has been published as a daily newspaper except Saturday, under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated as the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

Mable L. Clark
 Subscribed and sworn to before me this 17th day of October, 1968.

W. H. H. H.
 Notary Public in and for the County of Twin Falls, State of Idaho, residing at Twin Falls, Idaho.

32860

PH-5436257

EXAMINATION REPORT — BENEFICIAL USE NO PHOTO

Permit No. G-32860

Name of Applicant Rose L. Jarolimek (Deceased), 929 McCollum, Buhl, Idaho

Source of Water Subterranean

a tributary of

Location of P.D. (25) NW $\frac{1}{4}$ SW $\frac{1}{4}$, sec. 33, T. 9 S, R. 13 E, B.M.

Twin Falls County

Water is used for Irrigation and domestic use

Quantity of water claimed: Permit 2.4 c.f.s. Depositions 2.4 c.f.s.

Type of measuring device installed or method of measurement and general description
of diversion works sprinkler system drilled well and pump

2 acre reservoir - no well dim. given

Land to be irrigated or place of use:

TWP.	RGE.	SEC.	Description
9 S	13 E	33	SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$,

Total acreage 120 acres

Filed - May 2, 1966

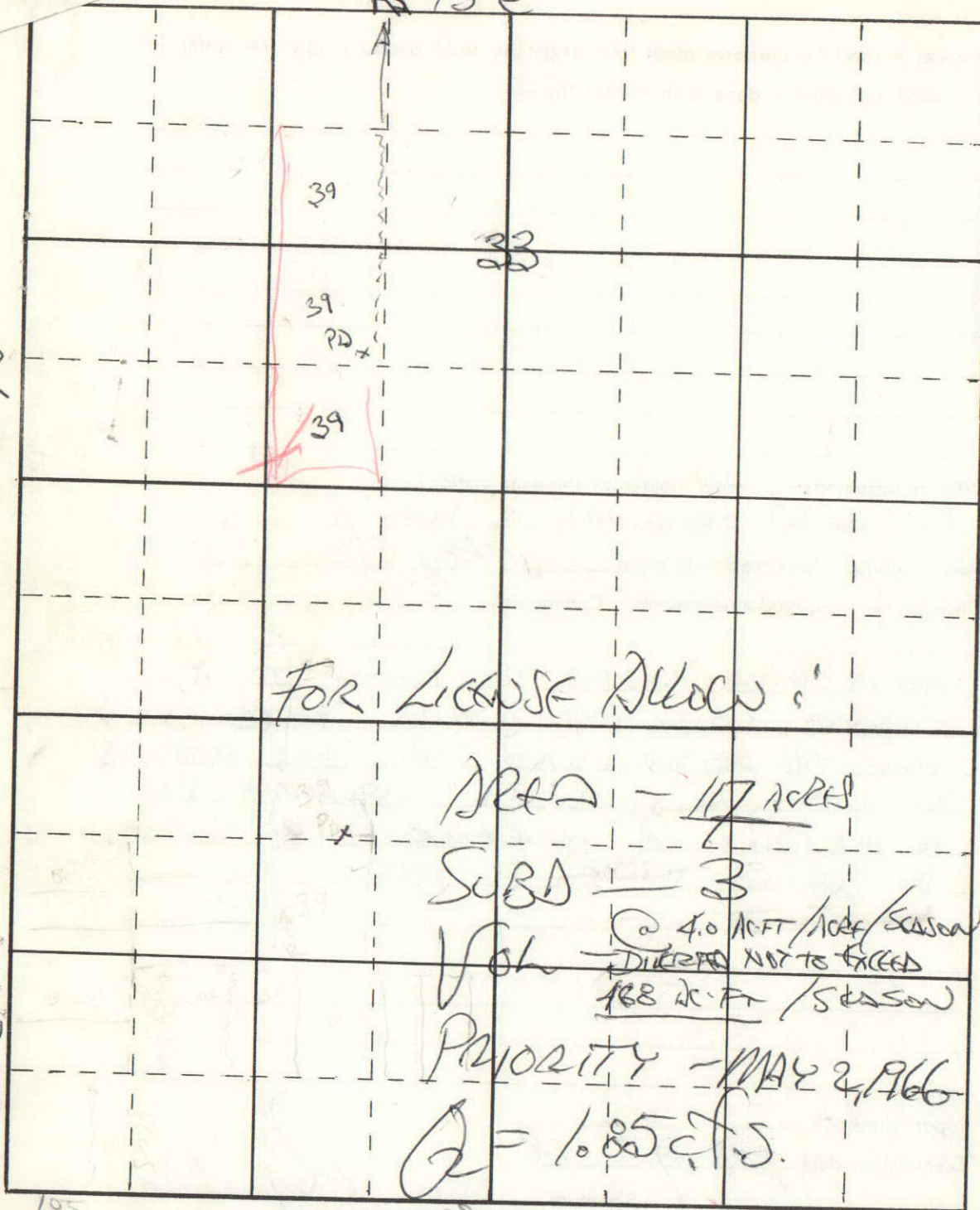
Made - August 12, 1968

Due - May 3, 1971

Priority - May 2, 1966

Other rights and acreage covered: (Indicate amounts, source, licensed or decreed, and
acreage covered by subdivision; also show land covered on the map.

none



105
102
6.69
6.1
117
39 ACRES
422

422
39
161

793
ACRE

242
7.3 cfs TOTAL

722-95

614C-74
07800

Rose L. Jarolinek

Page 13 E.B.M.

Tap 9s.



33

Q.P.S.

Permit Map No. 32860

As Approved

CARL E. TAPPAN

State Reclamation Engineer

MAY 3 1966

32860

WATER LICENSE

Water License No. G-32860/47-2419 Priority May 2, 1966 Amount 1.85 c.f.s.

THIS IS TO CERTIFY, that Rose L. Jarolimek (Deceased) - Edward J. Jarolimek, Executor of Buhl, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated May 2, 1966; that Permit G-32860/47-2419 was issued pursuant to said application; that the proposed works were completed on or about August 12, 1968, with a storage or carrying capacity of 7.31 c.f.s., said works consisting of 2 wells, pumps, motors, and sprinkler system; and that on August 12, 1968, proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 468 acre feet per season, with a maximum rate of diversion of 1.85 cubic feet per second of the waters of ground water, tributary of _____, for the purpose of Irrigation from April 1 to November 1; and for _____ from _____ to _____; and for _____ from _____ to _____; and that the use of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is located in 2 points in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 33, T. 9 S, R. 13 E, B.M., and other additional points _____, in the County of Twin Falls; and that the amount of water to which such right is entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes and shall not exceed 468 acre feet per year.

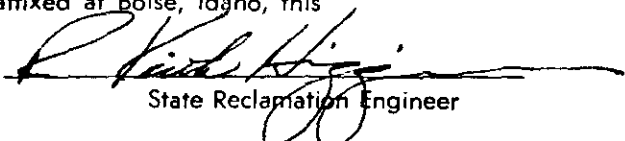
Description and location of place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
9 S	13 E	33							39				39	39					117

Total number of acres irrigated 117

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

Witness the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

16th day of October, 19 69.

 State Reclamation Engineer

 32860
 47-2419

47-249

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

See Letters Testamentary:

Application No. G- 41031
Permit No. G- 32860
District No.

Edward J. Jarolimek, Executor

1. Name of Applicant: **Rose L. Jarolimek(Deceased)**
Postoffice address: **929 McCollum, Buhl County: Twin Falls State: Idaho**
929 BURLEY AVE, BURL DR. BURL
CITY OF BURL ANDERSON AKA & CHANGED THE NAME
2. Quantity of water claimed:
(a) Rate of withdrawal in cubic feet per second **2.4** or Idaho
Miners' inches **120** or gallons per minute
(b) Annual withdrawal in acre feet per annum
3. Source of water supply: **Subterranean**
4. Location of point of diversion or well is in the **NW 1/4 of the SW 1/4 of Section 33**
Twp. 9 S , Rge. 13 E , B.M., County of Twin Falls
5. Water is to be used for: **Irrigation and Domestic**
6. If for municipal, industrial or recreational purposes, give:
(a) Point of use of water is in the **NW 1/4 of the SW 1/4 of Section 33** , Twp. **9 S**
Rge. 13 E , B.M.
(b) Waste water or sewage effluent is to be returned to **Septic tank**
at a point in the **NW 1/4 of the SW 1/4 of Section 33** , Twp. **9 S** , Rge. **13 E** , B.M.
7. Kind of works: **Drilled well and pump (part sprinkler, part surface)**
8. Estimated cost of works: \$ **24,000.00**
9. (a) Is reservoir to be used? **yes**
(b) Capacity of reservoir: **approx. 2 surface acres.**
10. The time required for the completion of such work and complete application of the water to the proposed use is
years. **Five**
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 onhand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: **none**
(a) **none** (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) **120** (~~cubic feet per second~~ inches or gallons per minute) is for new lands.

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	
9S	13 E	33					40				40 40								120
LICENSE ISSUED FOR 1.85 SEC. FT. LICENSE PAGE NO. _____																			

ASSIGNMENT OF WATER LICENSES

FOR VALUE RECEIVED, The undersigned, EDW. JAROLIMEK, SR., (also known as Edward Jarolimek, Sr., and Edward Jarolimek) and KAYE JAROLIMEK, husband and wife, do by these presents bargain, sell, assign and set over unto the said JOHN PETERSON and FARRELL PETERSON, their heirs and assigns, those certain water licenses issued by the State of Idaho, and more particularly described as follows:

Water License No. G-31428/47-2379 with priority date of October 11, 1963 in the amount of 4.84 cu. ft. per second of water, and

Water License No. G-32860/47-2419 with priority date of May 2, 1966 for the amount of 1.85 cu. ft. per second of water.

That copies of said water licenses are attached to this assignment and by reference made a part hereof and this assignment is intended to assign all of the assignors' estate, right, title, interest, claim, property and demand of, in and to said water right which they now have by means of said water licenses, or ever will have by means of the same.

Dated this 1 day of Feb, 1971.

EDW. JAROMIREK, SR.

KAYE JAROLIMEK

STATE OF IDAHO,)
County of Twin Falls.) ss.

On this 1 day of July, 1971, before me, the undersigned, a Notary Public in and for said State, personally appeared EDW. JAROLIMEK, SR. and KAYE JAROLIMEK, known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

ASSIGNMENT OF WATER LICENSE - 1

47 2419

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

State of Idaho
County of Twin Falls

Rose L. Jaroline K of 929 McCollum Buhl
(name) (address)

State of Idaho, being first duly sworn, upon his oath deposes and says that the following information is true and correct to the best of his knowledge:

1. That she is the owner or duly authorized agent of the owner of Permit 32860

2. State source of water supply IRRIGATION Well

3. The point of diversion of the water is NW 1/4 of SW 1/4 SECTION 33
T9S R13E TWIN FALLS CO.

4. State for what purpose water is used IRRIGATION SPINKLER IRRIGATION

5. The amount of water used is 2.4 c.f.s. (state in what manner the quantity of water was determined and the qualifications of the person making such determination)

6 Acts - Well Tested By Layne & Bowler Twin Falls

6. State the place of such use, and if for irrigation the description by legal subdivisions of the land so irrigated G.H. SW NW SEC 33, NW SW, SW SW SEC 33, 9S 13E

7. Give description of works by which water is conducted to such place of use including the name of any canal or stream used to carry the water SPINKLER SYSTEM

8. The relation or understanding upon which the right to take water from the works is based is IRRIGATION & DOMESTIC PURPOSE - PRIVATE PARTY

9. List all other water rights appurtenant to same place of use NONE

10. The date of priority to be established is MAY 3, 1966

11. Remarks

Rose L. Jaroline K
(signature)

Subscribed and sworn to before me this 12 day of August, 1968.

W. Stephens Albright
(notary public)

My commission expires _____, 19____.

NOTARY PUBLIC, Boise, Idaho
My Commission Expires
May 1, 1972

Affidavit of Publication

No 13608

STATE OF IDAHO,
COUNTY OF TWIN FALLS } ss.

I, Maria L. Clark, being first duly sworn upon
oath depose and say that I am Office Manager of the TIMES-NEWS,
published daily, except Saturday, at Twin Falls, Idaho, and do solemnly swear that a copy
of the notice of advertisement, as per clipping attached, was published in the regular and
entire issue of said newspaper, and not in any supplement thereof, for three
consecutive Thursdays, commencing with the issue dated
October 10, 1968, and ending with the issue dated
October 17, 1968.

And I do further certify that said newspaper is a consolidation, effective February 16,
1942, of the Idaho Evening Times, published theretofore daily except Sunday, and the
Twin Falls News, published theretofore daily except Monday, both of which newspapers
prior to consolidation had been published under said names in said city and county con-
tinuously and uninterruptedly during a period of more than twelve consecutive months, and
said TIMES-NEWS, since such consolidation, has been published as a daily newspaper ex-
cept Saturday, under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each
week has been designated as the day on which legal notice by law or by order of any
court of competent jurisdiction within the state of Idaho, to be published weekly, will be
published; and that at the head of the editorial column of said combined newspapers, and
in each issue thereof, Thursday is announced as the day on which said legal notices will
be published.

Maria L. Clark
Subscribed and sworn to before me this 17th day of
October, 1968.

W. H. Anderson
Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho.

32860

Done
This permit must be advertised before
it is licensed!!!! *32860*

Mr. Blick and Mr. Jarolinek
have agreed to let the Department
rule in the matter of Permit No.
G-32860 and G-31349.

We have decided to disregard both
protests and license both permits.

32860

Western Mortgage & Realty Company

2211 West Court, Suite D, P.O. Box 3110, Pasco, Washington 99302-3110
Phone (509) 545-4545 Fax (509) 545-4804

July 7, 1998

State of Idaho
Department of Water Resources
Attn: Julie Yarbrough
P.O. Box 83720
Boise, ID 83720-0098

RE: Water License Nos. 47-2374, 47-2376, 47-2377, 47-2379, 47-2419, 47-7040 and
Statutory Claim to Water Right No 47-2405 - R & L Farms

To Whom It May Concern:

The above referenced water licenses were previously pledged to Connecticut General Life Insurance Company ("CG") by way of a Notice of Lienholder's Interest dated January 18, 1988. On or about October 31, 1996, CG assigned all of its right, title and interest in and to said water licenses by way of a Notice of Lienholder's Interest to Western Mortgage & Realty Company.

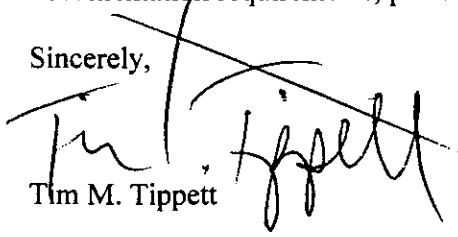
Please be advised that the obligation owing in connection with the Promissory Note and Mortgage for which the collateral security was pledged has been fully satisfied. The pledged interest referenced herein is hereby released and you are hereby notified and requested to mark your records accordingly.

For reference purposes, please find enclosed herewith the following:

1. Notice of Lienholder's Interest from R&L Farms to CG
2. Notice of Lienholder's Interest from CG to Western Mortgage

Thank you for your attention to this matter and if you should have any questions or additional documentation requirements, please advise us at your earliest convenience.

Sincerely,


Tim M. Tippet

TMT/ras

enclosures

deptofwa.ltr

NOTICE OF LIENHOLDER'S INTEREST

TO: Department of Water Resources
State of Idaho

YOU ARE HEREBY NOTIFIED that the undersigned, being a lienholder to claim to Water License Nos. 47-2374, 47-2376, 47-2377, 47-2379, 47-2419, 47-7040, and Statutory Claim to Water Right No. 47-2405, has assigned its lienholder's rights to WESTERN MORTGAGE AND REALTY COMPANY, a Washington corporation, whose address is 2211 West Court Street, Suite D, Pasco, Washington, 99301.

The purpose of this Notice is to advise you of this assignment of the undersigned's interest. The prior Notice of Lienholder's Interest is attached hereto and incorporated herein by this reference.

DATED this 31 day of October, 1996.

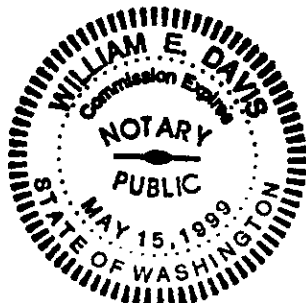
CONNECTICUT GENERAL LIFE
INSURANCE COMPANY

BY Alpha O. Nicholson, III
ALPHA O. NICHOLSON, III
Vice President

STATE OF Washington)
COUNTY OF Franklin) ss.

On this day personally appeared before me ALPHA O. NICHOLSON, III, to me known to be the individual described in and who executed the within and foregoing instrument, and acknowledged that he signed the same as his free and voluntary act and deed, for the uses and purpose therein mentioned.

GIVEN under my hand and official seal this 31 day of October, 1996.



William E. Davis
Notary Public in and for the
State of Washington
residing at Pasco
William E. Davis 5/15/99
NAME OF NOTARY PUBLIC (TYPE OR PRINT)

NOTICE OF LIENHOLDER'S INTEREST

TO: The Department of Water Resources, State of Idaho;

YOU ARE HEREBY NOTIFIED that R & L FARMS, a general partnership consisting of LaRay L. Easterday and Ronald D. Easterday, whose current address is P.O. Box 107C, Route 2, Buhl, Idaho 83316, has mortgaged to Connecticut General Life Insurance Company the real property described in the following:

Water License # 47-2374; and
Water License # 47-2376; and
Water License # 47-2377; and
Water License # 47-2379; and
Water License # 47-2419; and
Water License # 47-7040; and
Statutory Claim to Water Right # 47-4205.

Would you please notify Connecticut General Life Insurance Company of any notices, objections, petitions, or any other documents which may be filed in connection with the above listed Water Licenses and the Statutory Claim to a Water Right, at the following address:

Connecticut General Life Insurance Company
c/o CIGNA Investments, Inc.
Regional Agricultural Investment Operations
8100 Emerald St., Suite 130
Boise, Idaho 83704.

DATED this 28th day of January, 1988.

HAWLEY TROXELL ENNIS & HAWLEY

By Richard F. Goodson
Richard F. Goodson
One Capital Center, Suite 701
P.O. Box 1617
Boise, Idaho 83701

Attorneys for Connecticut
General Life Insurance
Company



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 1301 North Orchard Street Boise, Idaho 83706-2237 • (208) 334-4440

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

February 17, 1988

RE: Water Right Nos. 47-2374/2376/2377/2379/2419/7040

Richard F. Goodson
Hawley, Troxell, Ennis & Hawley
Box 1617
Boise, ID 83701

Dear Mr. Goodson:

We are in receipt of your correspondence of 1/28/88 regarding the above referenced water rights.

As requested, we have placed a copy of the Notice of Lienholder's Interest in each of the files. Since you are not the right holder of record, the Department will not change it's computer records to show you as current owners. Unless you are the current owners of record, the Department cannot guarantee that you will be notified of all transactions pertaining to the water rights.

If this is not satisfactory, please let us know.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

HAWLEY TROXELL ENNIS & HAWLEY

ATTORNEYS AND COUNSELORS

ROBERT I. TROXELL
JESS B. HAWLEY, JR.
JOHN T. HAWLEY, P.A.
THOMAS A. MILLER
M. NEAL NEWHOUSE
CRAIG L. MEADOWS
JOSEPH D. MCCOLLUM, JR.
WAYNE B. SLAUGHTER, JR.
GARY D. BABBITT, P.A.
P. CRAIG STORTI
MERLYN W. CLARK
RICHARD F. GOODSON, P.A.
CARL W. HARDER
PHILLIP M. BARBER
DONALD E. KNICKREHM
EDWIN V. APEL, JR.
EUGENE A. RITTI
KAREN L. LANSING
RICHARD G. SMITH
JOHN F. KURTZ, JR.
ROBERT S. ERICKSON

NICHOLAS G. MILLER
BRENT F. LLOYD
JOHN MCGOWN, JR.
ALBERT P. BARKER
JOHN T. HAWLEY, JR.
DON A. OLOWINSKI
RONALD E. BUSH
STEVEN W. BERENTER
CATHY R. SILAK
KENNETH C. HOWELL
RITA L. BERRY
MICHAEL M. STODDARD
JOSEPH P. LANGFIELD
SUSAN D. MINER
KEVIN J. BEATON
PATRICK V. COLLINS
ANDREA M. POGUE
CHRIS F. ODE
DAVID A. CHANNER*

*ADMITTED TO PRACTICE
IN TEXAS ONLY

ONE CAPITAL CENTER
SUITE 701
POST OFFICE BOX 1617
BOISE, IDAHO 83701

TELEPHONE
(208) 344-6000

TELECOPIER
(208) 342-3829

PAUL B. ENNIS
(1916-1982)

POCATELLO OFFICE
125 NORTH GARFIELD
POST OFFICE BOX 4167
POCATELLO, IDAHO 83205

TELEPHONE
(208) 233-0845

January 28, 1988

The State of Idaho
Department of Water Resources
State Office
1301 North Orchard Street
Boise, Idaho 83706

JAN 29 1988

Re: Connecticut General Life Insurance Company
Property Owned Nos. F-01766 & F-01857
(Loan No. 8701350, Sale to R&L Farms)

Gentlemen:

We write as attorneys for Connecticut General Life Insurance Company. Our client has recently sold certain real property located in Twin Falls County, Idaho to R&L Farms, a general partnership consisting of LaRay L. Easterday and Ronald D. Easterday. As security for the repayment of the remaining balance of the purchase price for said property our client has been granted a mortgage on the real property which was sold together with the water rights and statutory claim to a water right appurtenant thereto. We would like the Department of Water Resources to place a copy of the enclosed Notice of Lienholder's Interest in the file for each one of the listed water licenses and the statutory claim to a water right.

Please acknowledge receipt of the Notice of Lienholder's Interest and the fact that you will incorporate it into the water right files.

Thank you very much for your usual time and consideration.

Very truly yours,

Richard F. Goodson

Richard F. Goodson

RFG/vk
Enclosure
cc: Robert M. Tippet (w/Enc.)

NOTICE OF LIENHOLDER'S INTEREST

TO: The Department of Water Resources, State of Idaho;

YOU ARE HEREBY NOTIFIED that R & L FARMS, a general partnership consisting of LaRay L. Easterday and Ronald D. Easterday, whose current address is P.O. Box 107C, Route 2, Buhl, Idaho 83316, has mortgaged to Connecticut General Life Insurance Company the real property described in the following:

Water License # 47-2374; and
Water License # 47-2376; and
Water License # 47-2377; and
Water License # 47-2379; and
Water License # 47-2419; and
Water License # 47-7040; and
Statutory Claim to Water Right # 47-4205.

Would you please notify Connecticut General Life Insurance Company of any notices, objections, petitions, or any other documents which may be filed in connection with the above listed Water Licenses and the Statutory Claim to a Water Right, at the following address:

Connecticut General Life Insurance Company
c/o CIGNA Investments, Inc.
Regional Agricultural Investment Operations
8100 Emerald St., Suite 130
Boise, Idaho 83704.

DATED this 28th day of January, 1988.

HAWLEY TROXELL ENNIS & HAWLEY

By Richard F. Goodson
Richard F. Goodson
One Capital Center, Suite 701
P.O. Box 1617
Boise, Idaho 83701

Attorneys for Connecticut
General Life Insurance
Company

December 15, 1970

Re: Permit No. 47-2419 (32860)

C Edward J. Jarolimek
Buhl, Idaho 83316

Dear Mr. Jarolimek:

O This letter is to notify you as a permit holder in the Blue Gulch area that a portion of the land west of Salmon Falls Creek has been declared a critical ground-water area and closed to further appropriation of ground water. This designation went into effect December 9, 1970 and will remain until it is shown that ground-water withdrawals do not exceed the estimated natural recharge to the area.

P A public hearing will be held at the Buhl Senior High School, January 7, 1971 at 8:00 P.M., to accept any testimony or comment regarding the closure. A copy of the notice and hearing and description of the area is enclosed for your information.

Very truly yours,

Y Sherl L. Chapman
Acting Assistant Director

SLC:rh
Enc.

17 2419

October 17, 1969

Re: Permit Nos. 47-2379 and 47-2419

Mr. Edward Jarolimek
929 Burley Ave.
Buhl, Idaho 83316

Dear Mr. Jarolimek:

Enclosed you will find your Water Licenses issued on the above numbered permits.

Also enclosed are copies of your approved amendments and departmental receipt no. 3729 in the amount of \$10.00 covering the amendment fees.

Very truly yours,

C. Stephen Allred, Acting Deputy
State Reclamation Engineer

CSA:kh

Enclosures

32860
47-2419

REF ID: A66587
 Department of Information

Comes now Edward ~~Robert~~ L. Jarolimek of (address) _____

No. G-32860/47-2419, and requests that the permit and permit map be changed as follows:

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

	mo. - day	mo. - day
For _____ purposes from _____ to _____ (both dates incl.)		
For _____ purposes from _____ to _____ (both dates incl.)		
For _____ purposes from _____ to _____ (both dates incl.)		
For _____ purposes from _____ to _____ (both dates incl.)		

[illegible]

32860
47-2419

.. 33


State Reclamation Engineer

Source of supply SUBTERRANEAN
a tributary of (2 POINTS) NW SW SEC 33 9S 13E
Location of P.D.(s)

Water is used for IRRIGATION & DOMESTIC

Quantity of water found 7.31 cfs TOTAL

How was the measurement made? 340" C. POLETTI WEIR (NEAR STANDARD CONDITIONS)

Measurement calculations
#1 (300 HP UNIT ON) $Q = 6 \frac{9}{16} \text{ over } 3 \text{ c/p} = 4.69 \text{ cfs}$
#2 (200 HP " ") $Q = 2.62 \text{ cfs @ } 4 \frac{1}{16} \text{ over } 30 \text{ c/p weir}$
 $Q_{\text{TOTAL}} = 7.31 \text{ cfs}$

NOTE - EDWARD PERMIT & REQUEST
FOR PORTIONATE SHARE FOR 39 acres
NOT COVERED BY EITHER 17-2379 OR 32860

Diversion works description and diagram

300 HP GE ELEC MOTOR # UV171575
13 VTP # 020227
1800 gpm 520'
10' DISCHARGE EAST 150' TEE NORTH & SOUTH
The above changed to 300 HP GE ELEC MOTOR # BB1209002 L & B VTP
02227 1800 gpm @ 520' - 10" DISCHARGE INTO 16" LINE 270' INTER-
CONNECTED WITH 200 HP USHOLDHART ELEC MOTOR # HC-1000270 L & B VTP
023472 1200 gpm @ 515' 8" DISCHARGE 20' INTO 16" LINE NORTH 1/2 mile
THROUGH FARM TRENCH TO RELAY & GRAVITY & SPRINKLER DISTRIBUTION
Indicate area irrigated in each subdivision on the map.
Total acreage irrigated 117 ACRES

If water is used for purposes other than irrigation, fully describe how the water is used and what is done with it after the use.

Who represented the permit holder at the examination?
MR EDWARD JACOLIMAK & SON

Recommended allowance for licensing 1.85 cfs.

Description of required amendments. Comments.

EDWARD SENIOR WISHES THE WATER TO BE
LICENSED FROM BOTH WELLS ~~INDIVIDUALLY~~
UPON THE DISCHARGE COVERED BY BOTH PERMITS
AS WELL AS INCLUDING 39 ACRES HE
IS ACQUIRING & IRRIGATING TO BE COVERED
BY PERMIT IN THE FUTURE.

Report checked? DR
Examination date 7-28-69
Signature John Reynolds

Phd =
DR

PH-5436257

EXAMINATION REPORT - BENEFICIAL USE NO PHOTO

Permit No. G-32860
Name of Applicant Rose L. Jarolimek (Deceased), 929 McCollum, Buhl, Idaho
Source of Water Subterranean
a tributary of _____
Location of P.D. NW 1/4, sec. 33, T. 9 S, R. 13 E, B.M.
Twin Falls County

Water is used for Irrigation and domestic use
Quantity of water claimed: Permit 2.4 c.f.s. Depositions 2.4 c.f.s.
Type of measuring device installed or method of measurement and general description
of diversion works sprinkler system drilled well and pump
2 acre reservoir - no well dim. given

Land to be irrigated or place of use:

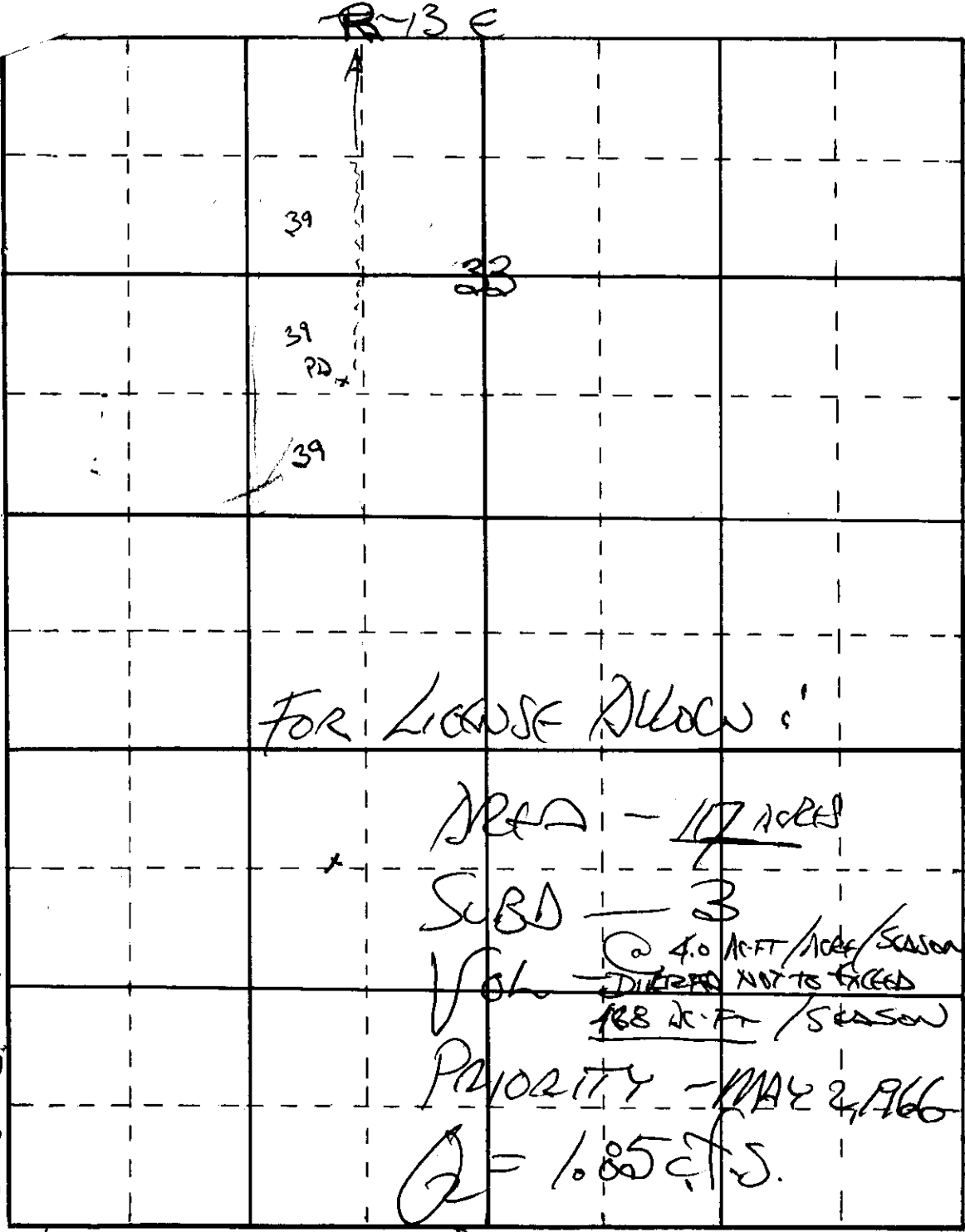
TWP.	RGE.	SEC.	Description
9 S	13 E	33	SW 1/4 NW 1/4, W 1/2 SW 1/4,

Total acreage 120 acres
Filed - May 2, 1966 Made - August 12, 1968
Bue - May 3, 1971 Priority - May 2, 1966

Other rights and acreage covered: (Indicate amounts, source, licensed or decreed, and
acreage covered by subdivision; also show land covered on the map.
none

TWP-9S

61N-17W
098000



100
159
6.64
61 ACRES
117
39 ACRES
422
39
161
793
242
7.2 AC TOTAL

September 29, 1969

Re: Permit No. 32860/47-2419

Edward Jarolimek
939 McCollum
Buhl, Idaho

Dear Mr. Jarolimek:

With regard to the field examination conducted on Friday, September 26, 1969, be informed the department is prepared to issue a license and certificate of water right for 1.85 cubic feet per second from two points of diversion in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 33, T. 9 S, R. 13 E, B. M., Twin Falls County. This water is to be used for domestic purposes and the irrigation of 117 acres located as follows: 39 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, 78 acres in the W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 33, T. 9 S, R. 13 E, B. M. The date of priority is May 2, 1966.

Before the department can proceed to issue a license and certificate of water right, it is necessary that the enclosed application for amendment be signed and returned along with a \$5.00 fee within ten days from the date of this letter. If you disagree with the above intentions for licensing, please contact this department within ten days. Otherwise, a certificate and license will be issued upon the approval of the application for amendment.

Very truly yours,

Dean R. Reynolds
Field Examiner

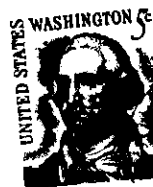
DRR:jmb

Enc. Application for Amendment

32860

47-2419

Edw. J. J. Linn
929 Barley
Buhl Idaho
83316



Department of Reclamation
c/o Stephen Allred

Boise Idaho

CERTIFIED

No 919548

MAIL

RETURN RECEIPT REQUESTED

32860

47-2419

47-2379

file

9-8-69

Department of Reclamation.

Department Of Reclamation

Mr Stephen Allred

The water from my wells is delivered to the land thru a pipeline and open ditch. we also have a legal right of way from the BLM for water delivery granted

It is imperative that some one measure this water immediately we have a legal measuring weir and there will be no problem measuring this flow. as we are shutting the pumps down 9-15-69 also my Federal Land Bank loan has been approved and the checks for Creditors were all figured with the interest to aug 19-1969 you alone are holding up the disbursement of these funds

I Remain

Edw Jacobine

929 Burhen/
Buhl Idaho

32860

47-2419

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

October 2, 1969

Re: Permit No. G-31428 - Edward Jarolimek
Permit No. G-32860 - Rose L. Jarolimek

William B. Nutting
Land Bank Association of Twin Falls
Twin Falls, Idaho 83301

Dear Mr. Nutting:

With regard to the above referenced permits, the only change on the amendment for each permit was the addition of the other well (the permit must state two points of diversion).

This will allow the department to license the water for both wells on a proportionate amount of water/acre irrigated.

If you have any further questions, please feel free to contact the department.

Very truly yours,

Dean R. Reynolds
Field Examiner

DRR:JMB

cc. Edward Jarolimek
929 McCollum
Buhl, Idaho 83316

32860
47-2419

IN THE PROBATE COURT OF TWIN FALLS COUNTY

STATE OF IDAHO

* * * * *

IN THE MATTER OF THE ESTATE OF) DECREE OF DISTRIBUTION TO
ROSE L. JAROLIMEK, Deceased.) SOLE DISTRIBUTEE WITHOUT
RENDERING ACCOUNT.

* * * * *

EDWARD J. JAROLIMEK, as Executor of the estate of Rose L. Jarolimek, deceased, having filed a petition for the final distribution of said estate, and said petition this day coming on regularly to be heard, the proof having been made to the satisfaction of the Court that the clerk of the Court has given notice of the hearing of said petition in the manner and for the time required by law, the Court finds:

1. That due and legal notice to creditors of said estate has been given in the manner and for the time required by law.

2. That all claims and debts against said decedent and against said estate, all personal property taxes due and payable by the estate, and all debts, expenses and charges of administration have been fully paid and discharged; that there is no inheritance tax due or payable to the State of Idaho by the estate or by the distributee; that there are no income taxes due or payable to Idaho; that there is no estate taxes due or payable to the federal government; and that said estate is ready for distribution and now in a condition to be closed.

3. That the agreed upon fee payable to Theodore V. Behm, attorney for Executor is \$200.00, none of which has been paid.

4. That the rendition and settlement of an account of the administration of said Executor is not necessary or required because he is entitled to have the whole of the residue of said estate distributed to him absolutely and forever.

IT IS ORDERED, ADJUDGED, AND DECREED:

1. That the sum of \$200.00 on account of fees allowed by law to Theodore V. Behm, attorney for said Executor, be, and is hereby, allowed, authorized, and directed to be paid;

2. That the residue of said estate hereinafter particularly described and any other property not now known or discovered which may belong to said estate or in which said estate may have any interest, be, and the same is hereby, distributed as follows, to-wit:

The whole thereof to Edward J. Jarolimek. The following is a particular description of the said residue of said estate referred to in this decree of which distribution is now ordered as aforesaid:

1. 1964 Pontiac Cataline automobile
2. 1964 International pick-up
3. Household furnishings
4. Shop equipment
5. Accounts receivable
6. The West Fifty (50) feet of Lot Eight (8) Block Two (2) of the McCollum Addition to the City of Buhl, County of Twin Falls, State of Idaho

Home

Shop

7. Permit to Enter Public Domain--Desert Land Entry Idaho No. C14700 pertaining to the following described land, to-wit:

The West Half of the Southwest Quarter
(W $\frac{1}{2}$ SW $\frac{1}{4}$) and the Southwest Quarter of the
Northwest Quarter (SW $\frac{1}{4}$ NW $\frac{1}{4}$) of Section 33,
Township 9 South, Range 13 E. B. M., Twin
Falls County, state of Idaho.

3. That said Edward J. Jarolimek, as Executor of the
estate of Rose L. Jarolimek, deceased, be, and he is hereby,
discharged from further duties as such Executor.

DATED this 18th day of September.

Richard R. Reed
Probate Judge

OF IDAHO.

OF IDAHO.

Richard R. Reed, Judge and Ex-Officio Clerk of the Probate Court of the County of Twin Falls, Idaho.

and I, the undersigned, being a duly qualified and sworn Judge of said Court, do hereby certify that the foregoing is a true and correct copy of the original of the same as the same appears from the records of said Court.

Witness my hand and the seal of said Court at Twin Falls, Idaho, this 18th day of September, 1921.

Center of the County of Twin Falls, Idaho.

-3-

LAW OFFICES
T. V. BEHM
TWIN FALLS, IDAHO

and I, the undersigned, being a duly qualified and sworn Judge of said Court, do hereby certify that the foregoing is a true and correct copy of the original of the same as the same appears from the records of said Court.

and I, the undersigned, being a duly qualified and sworn Judge of said Court, do hereby certify that the foregoing is a true and correct copy of the original of the same as the same appears from the records of said Court.

and I, the undersigned, being a duly qualified and sworn Judge of said Court, do hereby certify that the foregoing is a true and correct copy of the original of the same as the same appears from the records of said Court.

Richard R. Reed
Probate Judge and Ex-Officio Clerk

32860

IN THE PROBATE COURT
OF THE COUNTY OF TWIN FALLS
STATE OF IDAHO

STATE OF IDAHO, }
COUNTY OF TWIN FALLS, } SS.

I, Richard R. Reed, Judge and Ex-Officio Clerk of the Probate Court of the County of Twin Falls,
and State of Idaho, do hereby certify the annexed instrument to be a full, true and correct copy of
.....Decree of Distribution to Sole Distributee Without Rendering Account.....

.....
in the matter of the Estate of Rose L. Jarolimek,.....
.....Deceased.....

now on file and of record in this office; and I further certify that the same has not been revoked or
vacated, but is still in full force and effect.

Witness my hand and Seal of said Court this 9th day of October, 1968.


Probate Judge and Ex-Officio Clerk

32860

593036

32860

Ross & Jordinak
Est

to

Edward J. Jordinak

Presented to and Platted by me
CLIFFORD THOMPSON
Assessor Twin Falls County

Date 10/17/68

STATE OF IDAHO } ss.
County of Twin Falls

I hereby certify that this instrument
filed for record at the request of

Ernest H. Anderson
3:15 p.m. on 10/15/1968

in my office and duly recorded in book
220 of Needs 1509

H. A. LANCASTER

Cheryl Sartorius

Fee \$ 2.00

By 306
Buhl

29
MAR 13 1969

PROBATE JUDGE

IN THE PROBATE COURT OF TWIN FALLS COUNTY

STATE OF IDAHO

* * * * *

IN THE MATTER OF THE ESTATE OF) MOTION FOR ORDER TO AMEND DECREE
ROSE L. JAROLIMEK, Deceased.) OF DISTRIBUTION ON AFFIDAVIT OF
ATTORNEY.

Comes now your affiant in the above-entitled estate and moves for an Order to Amend the Decree of Distribution on page two (2) paragraph seven (7) to read, "Permit to Enter Public Domain--Desert Land Entry Idaho No. 016509 pertaining to the following described land, to-wit:

The West Half of the Southwest Quarter (W $\frac{1}{2}$ SW $\frac{1}{4}$) and the Southwest Quarter of the Northwest Quarter (SW $\frac{1}{4}$ NW $\frac{1}{4}$) of Section 33, Township 9 South, Range 13, E.B.M., Twin Falls County, State of Idaho."

Theodore V. Behm
Attorney for the Executor

ORDER

Upon filing and reading the motion of Theodore V. Behm, attorney for the executor of the above-entitled estate, praying for an order distribution property belonging to said estate to heirs and persons entitled thereto and it appearing that such an order is necessary to complete said probate of the above-entitled estate and good reason appearing for said motion,

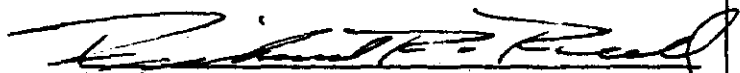
IT IS HEREBY ORDERED AND DECREED, that on page two (2) paragraph seven (7) should read, "Permit to Enter Public Domain--Desert Land Entry Idaho No. 016509 pertaining to the

32860

following described land, to-wit:

The West Half of the Southwest Quarter
(W $\frac{1}{2}$ SW $\frac{1}{4}$) and the Southwest Quarter of the
Northwest Quarter (SW $\frac{1}{4}$ NW $\frac{1}{4}$) of Section 33,
Township 9 South, Range 13, E.B.M., Twin
Falls County, State of Idaho."

DATED this 13 day of March, 1969.


Probate Judge

IN THE PROBATE COURT
OF THE COUNTY OF TWIN FALLS
STATE OF IDAHO

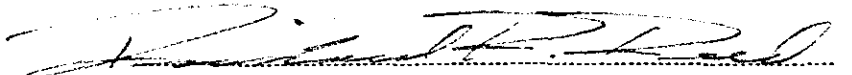
STATE OF IDAHO, }
COUNTY OF TWIN FALLS, } ss.

I, Richard R. Reed, Judge and Ex-Officio Clerk of the Probate Court of the County of Twin Falls,
and State of Idaho, do hereby certify the annexed instrument to be a full, true and correct copy of
..... Motion for Order to Amend Decree of Distribution on Affidavit of Attorney

in the matter of the Estate of Rose L. Jarolimek, ...
..... Deceased

now on file and of record in this office; and I further certify that the same has not been revoked or
vacated, but is still in full force and effect.

Witness my hand and Seal of said Court this 14th day of March, 1969.....


Probate Judge and Ex-Officio Clerk

32860

IN THE PROBATE COURT
OF THE COUNTY OF TWIN FALLS
STATE OF IDAHO

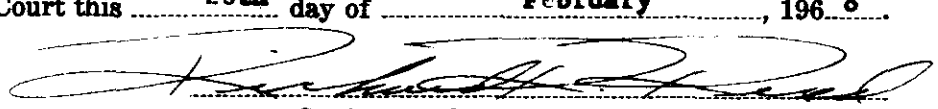
STATE OF IDAHO, }
COUNTY OF TWIN FALLS, } ss.

I, Richard R. Reed, Judge and Ex-Officio Clerk of the Probate Court of
the County of Twin Falls, and State of Idaho, do hereby certify the annexed instrument to be a full, true and
correct copy of Letters Testamentary

in the matter of the Estate of Rose L. Jarolimek,
Decensed

now on file and of record in this office; and I further certify that the same has not been revoked or vacated,
but is still in full force and effect.

Witness my hand and Seal of said Court this 20th day of February, 1968.


Probate Judge and Ex-Officio Clerk.

July 2, 1969

RE: Permits G-31428 and G-32860

W. R. Nutting
Manager
Federal Land Bank Assoc.
P. O. Box 288
Twin Falls, Idaho 83301

Dear Mr. Nutting:

In reply to your letter of June 30, 1969, there is no way we can estimate when the actual licenses will be issued. Permit G-31428 has an extension of time until October 11, 1969 to complete proof of beneficial use. Upon receipt of this proof then a date might be estimated, without this it seems a period of two years might be required. The licenses will be issued for the amount of water the wells produce up to the amount of the permit. The priority date on G-31428 is October 11, 1963, and G-32860 is May 2, 1966. The proofs are in on G-32860 and all that remains is our field exam which should be completed during this irrigation season.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MJB:ejw

32860

FEDERAL LAND BANK ASSOCIATION OF TWIN FALLS

P. O. BOX 288 249 THIRD AVENUE EAST TWIN FALLS, IDAHO 83301

TELEPHONE: 733-2577



W. R. NUTTING, MANAGER

RECEIVED

June 30, 1969

JUL 1 1969

Department of Reclamation

Mr. M. Russell Bosch
Administrative Assistant
State Department of Reclamation
Statehouse Annex 2
Boise, Idaho 83707

Dear Mr. Bosch:

In December 1968, I corresponded with you concerning the water rights on land being developed by Edward Jarolimek of Buhl. You indicated that he had Permit G 32860 for 2.4 c.f.s. from a well in the NWSW, Section 33, Township 9 South, Range 13 East Boise Meridian for use on W $\frac{1}{2}$ SW and SWNW of said section. You also described Permit G 31428 for 6.4 c.f.s. from a well in the SWSW of Section 33, Township 9 South, Range 13 East Boise Meridian; the water to be used on the SE $\frac{1}{4}$, Section 20, W $\frac{1}{2}$ SW, Section 21, NWNW, Section 28, N $\frac{1}{2}$ NE $\frac{1}{4}$, Section 29, all in Township 9 South, Range 13 East Boise Meridian.

At that time, well No. 2 had not been drilled. Subsequently, it was drilled apparently in the NWSW, Section 33. It appears that a satisfactory yield from this well has been obtained.

Since we are processing a loan application, we need some information. Can you estimate when licenses will be issued? Will the licenses be for the same amount as the permits? What will be the dates of priority?

Very truly yours,

W. R. Nutting
W. R. Nutting
Manager



"OWNED BY FARMERS : FOR FARMERS"

32860

December 5, 1963

L. R. Nutting, Manager
Federal Land Bank Association
P. O. Box 288
Twin Falls, Idaho 83301

Dear Mr. Nutting:

Edward Jarolimek has two permits and it seems he has them mixed-up or at least your letter indicates he should list both permits.

Permit G-32860 is for 2.4 c.f.s. from a well in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 33, for use on the W $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 33.

Permit G-31428 is for 6.4 c.f.s. from a well in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 33, for use on SE $\frac{1}{4}$, Section 20, W $\frac{1}{2}$ SW $\frac{1}{4}$, Section 21, NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 28, N $\frac{1}{2}$ NE $\frac{1}{4}$, Section 29, all in Township 9 South, Range 13 East, B.M.

Permit G-32860 was protested by Blick and Mr. Blick's permit, 31349, was protested by Ed Jarolimek. These protests have been dropped and both permits will be licensed. Our well log shows this well in Section 33 as being 835 feet deep. Water stands at 375 feet with a 25 foot draw down and with a 300 horsepower pump. We do not have a log on the well covered under Permit G-31428.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

3-2860

FEDERAL LAND BANK ASSOCIATION OF TWIN FALLS

P. O. BOX 288 249 THIRD AVENUE EAST TWIN FALLS, IDAHO 83301

TELEPHONE: 733-2577



RECEIVED

W. R. NUTTING, MANAGER

DEC 2 1968

November 29, 1968

Department of Reclamation

State Department of Reclamation
Statehouse - Annex 2
Boise, Idaho 83707

Gentlemen:

Edward Jarolimek has made an application for a loan on the
✓SE¼, Section 20, ~~W¼SW¼~~, Section 21, ~~NW¼NW¼~~, Section 28,
~~N¼NE¼~~, Section 29, ~~W¼SW¼~~ and ~~SW¼NW¼~~, Section 35, all in
township 9 South, Range 13 East of Boise Meridian. His well
is situated near the southeast corner of the NWSW of 35, Twp. 9S,
Rng. 13 EBM. He claims a water right for 2.4 C.F.S. from this well
under permit No. 32860 with priority 5/2/66. He states that the well
has been tested by your department. For how much water will this
land be licensed? The amount claimed would be insufficient to irrigate
the irrigable land and according to my calculations, the pump should
handle more water. What is the pumping lift? What is the static
water level? Are rights of way across other land properly established?

There is another well slightly northwest of the above described well
which was drilled by Blick. Does it appear that there would be
a probability of interference between these wells?

I sincerely appreciate your assistance.

Very truly yours,

W. R. Nutting
Manager

SW SW - 33 - P.O.

WRN:fk

2121 28

7.2

10-11-63



32860

October 24, 1968

Re: Permit No. G-32860

Rose L. Jarolimek (Deceased)
Edward Jarolimek - Executor
929 Burley Avenue,
Buhl, Idaho 83316

Dear Mr. Jarolimek:

We acknowledge receipt of the affidavit of publication
submitted on the above referenced permit.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:TG

32860

RECEIVED

OCT 8 1968

Department of Reclamation

**NOTICE OF APPROVED
APPLICATION FOR WATER**

Notice is hereby given that Rose L. Jarolimek (Deceased), Executrix of Edward Jarolimek, 929 Burley Ave., Buhl, Idaho, has received an approved permit No. G-32860 to divert 2.4 cubic feet per second of water from a subterranean source. The priority to be established under this permit is May 2, 1966. Water will be diverted by a well, pump, sprinklers and surface irrigation, and a 2-acre reservoir within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, sec. 33, T. 9 S., R. 13 E., B.M., Twin Falls County and is to be used for irrigation and domestic use in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, sec. 33, T. 9 S., R. 13 E., B.M.

Any protests against the intent of the permit must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer
Published in the Times-News,
Twin Falls, Idaho, on October 10 and
October 17, 1968.

September 30, 1968

Re: Permit No. G-32860

Times News
Twin Falls,
Idaho

Gentlemen:

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

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

The expense of the publication is to be paid by Edward Jarolimek,
Executor, 929 Burley Avenue, Buhl, Idaho,
to whom you should furnish an affidavit of publication.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks
enclosure: legal notice

NOTICE: The permit holder is required to obtain an affidavit of publication from the above referenced newspaper and to submit it to the Department of Reclamation at once.

32860

NOTICE OF APPROVED APPLICATION FOR WATER

Department of Reclamation

Notice is hereby given that Rose L. Jarolimek (Deceased), Executor:
Edward Jarolimek, 929 McCollum, Buhl, Idaho
has received an approved permit No. G-32860 to divert ACFP
2.4 cubic feet per second ACFP/FEET of water from
a subterranean source
. The priority to be established
under this permit is May 2, 1966.
Water will be diverted by a well, pump, sprinklers and surface irrigation,
and a 2 acre reservoir within the N~~1~~SW~~1~~, sec.
33, T. 9 S. R. 13 E. B.M., Twin Falls County
and is to be used for irrigation and domestic use
in the SW~~1~~NE~~1~~, W~~1~~SW~~1~~, sec. 33, T. 9 S. R. 13 E. B.M.

Any protests against the intent of the permit must be filed with the
Department of Reclamation within ten days from the last date of publication
of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Times News, Twin Falls, Idaho
on Oct 10 and Oct 17 1966

State Reclamation Engineer: Permit No. G-32860
You are hereby authorized to have the attached notice published at my expense
in the Times News of Twin Falls, Idaho;
published in the county in which the works are situated.

X Edward Jarolimek Executor
(signature)
929 Barley Ave
(address)
Sept. 12, 1966 Buhl Idaho
(date)
32860

September 10, 1968

Re: Permit No. G-32860
Rose L. Jarolimek, Deceased

Edward J. Jarolimek
929 McCollum
Buhl, Idaho

Dear Mr. Jarolimek:

Enclosed you will find a copy of an order permitting you to make proof for Permit No. G-32860 under the new simplified procedure. If you will check over the yellow notice of approved application for water making sure that it describes your permit and sign the sheet at the bottom, we will cause the notice to be published.

The simplified procedure requires that the notice be published for two consecutive weekly issues rather than the four issues previously required under proof of beneficial use.

You should return the yellow form to us as soon as possible in order that we may process your license. If you have any questions, please contact me.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:ks
enclosure: Order
Legal notice

32860

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. G-32860	)	ORDER MODIFYING REQUIREMENTS
	)	FOR COMPLETION OF PERMIT TO
<u>in the name of ROSE L. JAROLIMEK (Deceased)</u>	)	APPROPRIATE WATER

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

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

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

WHEREAS, Permit No. G-32860 was issued previous to that date;

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

1. The above-numbered permit will be completed under the terms of Title 42, Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.
2. The conditions of the above-numbered permit are modified as follows:
 - a. The permittee will not be required to submit proof of completion of works as originally specified, but will be required to submit proof to the Department of Reclamation of the application of the water to beneficial use on or before May 3, 1971. The permit holder should be aware that failure to complete one-fifth (1/5) of the works within one-half (1/2) of the time originally set for Completion of Works may be grounds for cancellation at the instance of the Department.
 - b. Notice of the issuance of the permit will be published at the permit holders expense for two weekly issues in the official newspaper of the county in which the point of diversion lies.

Dated this 10 day of Sept, 1968.


R. KEITH HIGGINSON
State Reclamation Engineer

32860

August 16, 1968

Re: Permit No. G-32860
Rose L. Jarolinek, Deceased

Edward J. Jarolinek, Executor
929 McCollum
Buhl, Idaho 83316

Dear Mr. Jarolinek:

We acknowledge receipt of your affidavit submitted as proof of beneficial use on ~~application for~~ permit G-32860.

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

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

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:dj

**An advertisement notifying the public of the existence of the permit will be required prior to licensing. You will be notified at the time this is necessary.

32860

DWA
RECEIVED

AUG 12 1968

August 12, 1968

Department of Reclamation

R. Keith Higginson
State Reclamation Engineer
Statehouse Annex # 2
Boise, Idaho

Dear Mr. Higginson:

As you are aware, Mr. Gary Blick and I have had dispute over the relative priorities under Permit 32860 and G-31349.

You requested that when it became evident that we could not reach an agreement that we so inform you. It is evident that Mr. Blick and I cannot settle upon an agreement in this matter and I request that you convene a conference or hearing as soon as possible.

Very truly yours,



Edward Jarolimek
929 McCollum
Buhl, Idaho

32860

Re: Permit 32860

8-13-68

Rose L Lerchinski Deceased

Edward J. Lerchinski Executor

RECEIVED

AUG 14 1968

Department of Reclamation

32860

IN THE PROBATE COURT OF TWIN FALLS COUNTY

STATE OF IDAHO

* * * * *

IN THE MATTER OF THE ESTATE OF)
ROSE L. JAROLIMEK, DECEASED.) LETTERS TESTAMENTARY.

* * * * *

STATE OF IDAHO)
County of Twin Falls) ss.

THE LAST WILL OF ROSE L. JAROLIMEK, deceased, having been proved and recorded in the Probate Court of the County of Twin Falls, Idaho, EDWARD J. JAROLIMEK, who is named therein, is hereby appointed Executor of said Will.

WITNESS, Evelyn M. Hintze, Deputy Clerk of the Probate Court of the County of Twin Falls, with the Seal of the Court affixed, the 20th day of February, 1968. By Order of the Court.

/s/ Evelyn M. Hintze
Deputy Clerk

STATE OF IDAHO)
County of Twin Falls) ss.

I DO SOLEMNLY SWEAR, That I will perform according to law, the duties of Executor of the Last Will and Testament of Rose L. Jarolimek, deceased.

/s/ Edward J. Jarolimek
Edward J. Jarolimek

SUBSCRIBED AND SWORN TO before me, this 20th day of February, 1968.

/s/ Richard R. Reed
Probate Judge

32860

LAW OFFICES OF
SCHWARTZ & DOERR

FRED A. SCHWARTZ
JOHN A. DOERR
RICHARD R. REED

TWIN FALLS, IDAHO 83301
1227 LYNWOOD MALL
733-4961

August 24, 1967

RECEIVED
AUG 25 1967
Department of Reclamation

Five

R. Keith Higginson
State Reclamation Engineer
107 State House
Boise, Idaho 83701

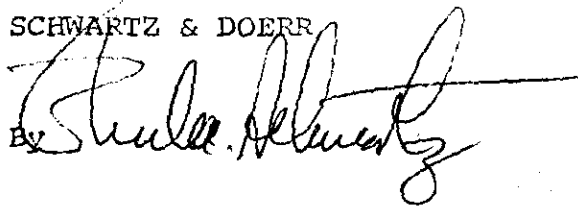
Re: Edward Jarolimek - Amendment
of Permit G-31428 & G-32860

Dear Mr. Higginson:

With reference to your letter of August 17th pertaining to the above captioned, I wish to advise that a proposed agreement has been prepared between the parties. As soon as they sign the agreement, I will forward you a copy. If the negotiations break down, I will also advise.

Very truly yours,

SCHWARTZ & DOERR

By 

FAS:NH

32860

June 26, 1967

RE: Permits G-32860 and G-31349

James M. Cunningham
Attorney at Law
1227 Lynwood Mall
Twin Falls, Idaho 83301

Dear Mr. Cunningham:

Gary K. Blick applied for a permit and his priority date was August 26, 1963. His original permit called for two points of diversion; one NW¹/₄SW¹/₄, Section 33, and one SE¹/₄SE¹/₄, Section 29, both in T 9 S., R 13 E., B.M. He then sent in an amendment to his permit changing the point of diversion to the NW¹/₄SW¹/₄, Section 33, T 9 S., R 13 E., B.M. There being no reason for not granting the amendment it was approved. Therefore, since the priority date is established by the date the application is received the Blick permit still carries August 26, 1963 date. Then Rose L. Jarolimek filed an application on May 2, 1966, and thereby established that date as a priority date.

Not knowing about the arrangement between the two parties we have no way of changing the priority on either permit.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:efw

32860



RECEIVED
APR 17 1967
UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
Idaho Land Office
P.O. Box 2237
Boise, Idaho 83701

IN REPLY REFER TO:

L:VSS
Idaho 016509

NOTICE OF ALLOWANCE

APR 14 1967

Rose Jarolimek
929 McCollum
Buhl, Idaho 83316

Dear Mrs. Jarolimek:

Your **Desert Land Entry**, Serial No. Idaho **016509**,
Receipt No. **103295**, for **SW1/4, SW1/4**

Section **33**,
Township **9 S.**, Range **13 E.**, Boise Meridian, Idaho, containing
120 acres, is hereby allowed, subject to any valid existing rights and
your further compliance with laws and regulations applicable thereto. The
acceptability of final proof is contingent upon development and reclamation
of the land in accordance with your plan of development which is on file in
the Boise Land Office. Any substantial change in source of water or deviation
in the construction of the irrigating facilities must have the approval of the
Bureau of Land Management. The irrigable acreage of this entry has been deter-
mined to be approximately **118** acres. In correspondence relat-
ing to this entry, always refer to the serial number shown above.

**Subject to the Act of July 17, 1914, which will require the reservation of all
oil and gas deposits to the United States.**

**Also subject to Idaho Power right-of-way, Idaho 011544 for transmission line
purposes.**

**SW1/4, NW1/4, Sec. 33 subject to right-of-way Idaho 017405 to Edward and Rose
Jarolimek for a well and irrigation pipeline.**

**Also subject to right-of-way I-932 to Gary and Marie Blick for irrigation pipe
line and access road.**

Sincerely yours,

/s/ ORVAL G. HADLEY

Orval G. Hadley
Manager, Land Office

cc: State Dept. of Reclamation ✓
Attn: Donald W. McElowney

[LO-2226-20

1-66

32860

REPORT OF WELL DRILLER
State of Idaho

RECEIVED
DEC 22 1966
Department of Reclamation

State law requires that this report shall be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well.

WELL OWNER:

Name Rose J. Carol Melk
Address Castelford Idaho

Owner's Permit No. 32860

NATURE OF WORK (check): Replacement well ☐
New well ☒ Deepened ☐ Abandoned ☐

Water is to be used for: Irrigation

METHOD OF CONSTRUCTION: Rotary ☐ Cable ☒
Dug ☐ Other ☐

(explain)

CASING SCHEDULE: Threaded ☐ Welded ☐

1 3/4"Diam. from 0 ft. to 20 ft.

"Diam. from ft. to ft.

"Diam. from ft. to ft.

"Diam. from ft. to ft.

Thickness of casing: 250 Material:

Steel ☒ concrete ☐ wood ☐ other ☐

(explain)

PERFORATED? Yes ☐ No ☐ Type of
perforator used:

Size of perforations: " by "

perforations from ft. to ft.

perforations from ft. to ft.

perforations from ft. to ft.

perforations from ft. to ft.

WAS SCREEN INSTALLED? Yes ☐ No ☐

Manufacturer's name

Type Model No.

Diam. Slot size Set from ft. to ft.

Diam. Slot size Set from ft. to ft.

CONSTRUCTION: Well gravel packed? Yes ☐

No. ☐ size of gravel Gravel

placed from ft. to ft. Surface seal

provided? Yes ☐ No ☐ To what depth?

 ft. Material used in seal:

Did any strata contain unusable water? Yes ☐

No. ☒ Type of water:

Depth of strata ft. Method of sealing

strata off:

Surface casing used? Yes ☐ No. ☐

Cemented in place? Yes ☐ No ☐

Locate well in section

Sec.

LOCATION OF WELL: County Twin Falls
SW 1/4 NW 1/4 Sec. 33 T. 9 N. 8 R. 13 E. W

Use other side for additional remarks

Size of drilled hole: 12 Total
depth of well: 835 Standing water
level below ground: 375 Temp.
Fahr. 93 ° Test delivery: 1475 gpm
or cfs Pump? ☐ Bail ☐

Size of pump and motor used to make test:

300 hp

Length of time of test: 6 Hrs. Min.

Drawdown: 25 ft. Artesian pressure: ft.

above land surface Give flow cfs

or gpm. Shutoff pressure:

Controlled by: Valve ☐ Cap ☐ Plug ☐

No control ☐ Does well leak around casing?

Yes ☐ No ☐

DEPTH		MATERIAL	WATER YES OR NO
FROM	TO		
FEET	FEET		

0	10	Soil & Hard pan	
10	25	Gravel sand	
25	55	sandy clay	
55	107	Gravel	
107	130	Sticky Clay	
130	162	Deep Gravel	
162	274	sandy clay & gravel	
274	371	Broken rock sand & gravel	
371	650	Brown Gravel & Broken with sand	
650	764	Broken rock clay & sand	
764	835	Broken rock clay & sand	

Work started: Oct 11

Work finished: Nov 18

Well Driller's Statement: This well was
drilled under my supervision and this report
is true to the best of my knowledge.

Name: Elmer W. Hauling

Address: 1980 Shoup Ave. E.

Signed by: Arnold Elmer

License No. 291 Date: Dec 16

32860

LAW OFFICES OF
CUNNINGHAM, SCHWARTZ & DOERR

JAMES M. CUNNINGHAM
FRED A. SCHWARTZ
JOHN A. DOERR
RICHARD R. REED

TWIN FALLS, IDAHO 83301
1227 LYNWOOD MALL
733-4961

June 23, 1966

RL
JUN 26 1967
Department of Reclamation

NW NW Sec 33 9S-13
SESE Sec 24
NW NW Sec 33-9S-13

Mr. R. Keith Higginson
Idaho State Reclamation Engineer
Idaho State Department of Reclamation
State House
Boise, Idaho

RE: Water Permits - G32860 and G31349

Dear Mr. Higginson:

Rose L. Jarolimek has sought my advice concerning the date of priority of these two permits. Rose Jarolimek is the owner of Permit No. G32860 and Gary K. Blick is the owner of Permit No. G31349.

A bit of history may be in order. Apparently Jarolimek filed a Desert Land Entry which included the S $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 33 T. 9 S, R. 13 E, B.M., Twin Falls County. As indicated by Permit No. G32860, dated May 3, 1966, Jarolimek intended to drill a well on this property. Since that time the well has been drilled and water obtained. On May 11, 1966, Jarolimek, by written memorandum agreement, granted George L. and Marie C. Blick permission to drill a well on the above described property providing the BLM had no objections. Apparently the BLM did not have any objections, and Jarolimek assumed that the Blinks would make application for permit to appropriate waters from the well which the Blinks intended to drill on this property.

The Blinks drilled a well on this property, struck water, and Gary K. Blick is presently giving notice of proof of completion of works and application of water to beneficial use from this well under Permit No. G31349. It would appear that unbeknownst to Jarolimek, Blick has changed the original well site shown in the application for Permit

32860

Mr. R. Keith Higginson

Page 2

June 23, 1967

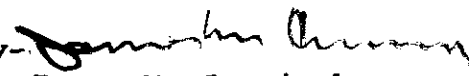
No. G31349 to the ground owned by Jarolimek and near Jarolimek's well. The result is that Blick is attempting to get a water permit with a priority of August 26, 1963, which is approximately 3 years ahead of the priority date which would be granted Jarolimek upon his proof of completion of works.

I am advised by Jarolimeks that they were willing for Mr. Blick to drill his well, obtain water, and use Jarolimeks land in doing so, but they certainly had no intention of allowing Blick to obtain a priority right ahead of their priority right on an adjoining well. I would appreciate it if you would advise me what your records show with respect to the manner in which Gary K. Blick obtained a water permit with a priority date of August 26, 1963, on land in which he had no interest whatever prior to May 11, 1966, and his only interest in the land after May 11, 1966, was his right to drill a well on said land.

I thank you for your prompt attention and cooperation in this matter, and remain,

Yours very truly,

CUNNINGHAM, SCHWARTZ & DOERR

By 
James M. Cunningham

JMC/mew

32860

May 12, 1966

Re: Permit No. **G-32860**

Bureau of Land Management,
P. O. Box 2237,
Boise, Idaho.

Gentlemen:

We enclose two copies of Permit No. **G-32860**, one
of which has been certified, to be used in connection with
Desert Land Entry filed in your office by permit holder

Rose L. Jarolimek of
929 McCollum Buhl, Idaho.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

~~(RECEIVED)~~
~~OFFICE~~

M. RUSSELL BOSCH
Office Manager

Encl.
~~ENCLOSURE~~
cc: Applicant

32860

May 12, 1966

Re: Permit No. G-32860

Rose L. Jarofimek
929 McCollum
Buhl, Idaho

Dear Mrs. Jarofimek:

We enclose Permit No. G-32860 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

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

G-10305 &

We also enclose Departmental Receipt No. G-10333 which was issued covering payment in the amount of \$ 7.50 & 2.00, which includes \$ 7.50 for the filing fee and \$ 2.00 for the copies sent to the Bureau of Land Management.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(~~XXXXXXXXXXXX~~
~~XXXXXXXXXXXX~~
~~XXXXXXXXXXXX~~)

M. RUSSELL BOSCH
Office Manager

Encl. permit and 2 receipts *
~~XXXXXXXX~~

* Receipt No. G-10305 was given to you at the time you were in our office.

32860

all received \$2.00 5-9-66

Dear Sir

Does it additional^{ly} or for water
Permit no- 32860 You phoned about
Hope I got it right it reaches you

Yours Truly

Thank you

Rose Jawlinski

929 McCallum

Buhl, Idaho

32860

f

Rge 13 E.B.M.

Tap 9s.

33
P.S.

Permit No. 32860

As Approved

MAY 3 1966

CARL E. TAPPAN

State Reclamation Engineer

ACKNOWLEDGEMENT

Date: May 3 1966

Re: Application No. _____

I hereby acknowledge that, even though I was assisted by employees of the Idaho State Department of Reclamation in the preparation of Application No. _____, all responsibility with regard to the accuracy and completeness of the information contained therein rests with me.

Signed: X Rose L. Jarulimek

Applicant

32860

Dellie