

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 32338/29-2504 Priority April 27, 1965 Amount 2.0 cfs

THIS IS TO CERTIFY, that ROBERT C. MOREHEAD
of Bancroft, Idaho, has complied with the terms and conditions of Permit
No. 32338/29-2504 issued pursuant to Application for Permit dated April 27, 1965
and has submitted proof to the Department of Water Administration on March 11, 1970
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 4.15 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source
tributary of _____, is hereby confirmed in the following amounts:

Amount 2.0 cfs for irrigation from April 1 to Nov. 1 (both dates inclusive)

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

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

Subject, however, to the condition that no more than 2.0 cfs of water be diverted at
any one time, said waters to be diverted within the _____

SE1/4NE1/4 Sec. 11, Twp. 7 S, Rge. 38 E, B.M.

in the county of Caribou, and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 896 * acre feet per year or
3.5 acre feet per acre.

Description and location of place of use:

TWP.	RANGE	SEC.	NW1/4				SW1/4				SE1/4				TOTALS
			NW1/4	NW1/4	NW1/4	SE1/4	NW1/4	NW1/4	SW1/4	SE1/4	NW1/4	NW1/4	SW1/4	SE1/4	
7 S	38 E	2												20	20
		11	39	39	39										117
		12					40	40	39						119

Total number of acres irrigated 256

* Subject to the condition that the maximum rate of diversion and volume per season
shall not exceed 3.75 cfs or 896 acre feet when combined with License 29-2418.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 11 day of
February, 19 72.

Director

29 2504

Affidavit of Publication

County of Caribou }
State of Idaho } ss.

V. E. Lansberry.....

being first duly sworn on his
oath, states:

That he is publisher.....
of the Caribou County Sun, a
newspaper of general circulation
in Caribou County, Idaho, pub-
lished weekly at Soda Springs in
said County, that said newspaper
has been published in said Coun-
ty uninterruptedly and continu-
ously for over seventy-eight con-
secutive weeks, prior to the first
publication of the annexed notice
or advertisement;

That the annexed notice was
published as per clipping attached
in the regular and entire edition
of said newspaper and not in any

supplement thereof for two....
successive weekly issues thereof,
the date of the first publication

being the 26th..... day

of March....., 1970.

The date of the last publication

being the 2nd..... day of

April....., 1970.

V. E. Lansberry
.....

Subscribed and sworn to be-

fore me this 2nd..... day

of April....., 1970.

Notary J. Lansberry
.....

Notary Public, residing
at Soda Springs, Idaho

(SEAL)

My Commission expires the

27. day of Oct.....

1970.

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that
Whitworth Brothers, F. M. and

E. L., Bancroft, Idaho, have re-
ceived an approved permit No.
G-32338/29-2504 issued by the
Idaho State Reclamation Depart-
ment authorizing the diversion of
2.0 cubic feet per second of wa-
ter from a ground-water source
subject to all prior rights. The
priority to be established under
this permit is April 27, 1965 and
the permit was approved April
30, 1965. Water is to be diverted
by well and sprinkler from a
point within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec.
11, T. 7 S, R. 38 E, B. M., Caribou
County to be used for irrigation
in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 2; NE $\frac{1}{4}$,
Sec. 11; and the N $\frac{1}{2}$ NW $\frac{1}{4}$,
SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 12, T. 7 S, R.
38 E, B. M.

Proof of the application of the
water to beneficial use is to be
submitted to the department on
or before April 30, 1970. Any pro-
tests against the issuance of a
license for the above referenced
permit should be filed with the
Department of Reclamation with-
in ten (10) days of the last date
of publication of this notice or
prior to the licensing of the per-
mit. Licensing may commence
prior to the date beneficial use
proof is due without further no-
tice.

R. KETH HIGGINSON,
State Reclamation Engineer
Published in the Caribou County
Sun, Soda Springs, Idaho, on
March 26 and April 2, 1970.

29-2504
32338

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-32338/29-2504 to Robert C. Morehead

Address: Bancroft, Idaho

*

F. M. Whitworth
Permit Holder

Whitworth Brothers, F. M. and E. L.
E. L. Whitworth
Permit Holder

Wanda Whitworth
Wife of Permit Holder

Lucina Whitworth
Wife of Permit Holder

STATE OF IDAHO)
 : ss
County of Bannock)

On this 20th day of March, 1970, before me, a Notary Public for the State of Idaho, residing at Pocatello, Idaho F. M. Whitworth and Wanda Whitworth, husband and wife personally appeared E. L. Whitworth and Lucina Whitworth, husband and wife known to me to be the person s whose name are ^{are} _{is} subscribed to the within instrument and duly acknowledged to me that they executed the same.

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

Barth S. Owens
Notary Public
Residing at Pocatello, Idaho

My commission expires: 5-1-71

Note:

* If fractional part of permit is to be assigned, the fractional part of the land to which the assigned fraction is appurtenant should be described by legal subdivisions.

29-2504
32338

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. G-32338)

in the name of Whitworth Brothers, F. M.)

and E. L., Bancroft, Idaho)

ORDER MODIFYING REQUIREMENTS
FOR COMPLETION OF PERMIT TO
APPROPRIATE WATER

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

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

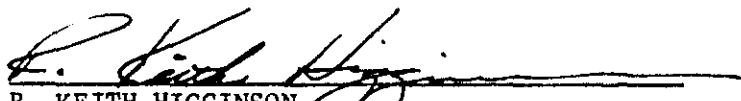
WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice
and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. G-32338 was issued previous to that date;

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

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

Dated this 21ST day of NOVEMBER, 1969.


R. KEITH HIGGINSON
State Reclamation Engineer

32338
29-2504

APPLICATION FOR PERMIT 29-2504
To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 40488
Permit No. G- 32338
District No.

Assigned to Robert C. Morehead
Bancroft, Idaho

1. Name of Applicant: Whitworth Brothers, F. M. & E. L.
Postoffice address: Bancroft County: Caribou State: Idaho
2. Quantity of water claimed: 2 cubic feet per second
(a) Rate of withdrawal in cubic feet per second or Idaho
Miners' inches or gallons per minute
(b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean
4. Location of point of diversion or well is in the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 11
Twp. 7 S., Rge. 38 E., B.M., County of Caribou
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
(a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
(b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: Well and sprinkler system
8. Estimated cost of works: \$15,000
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 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: Water from Tonpons
Canal (Tonpons Creek) and Permit G-28194
(a) 2 (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.

Remarks:

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.

s/ Whitworth Bros. *Applicant.*

By Wallace M. Transtrum *Agent.*
Attorney at Law

Date of first receipt at Department of Reclamation: 8:00 A.M. April 27, 1965

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 32338

Recorded in Book 113 Page 32338 Approved April 30, 1965

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

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

Work to begin on or before and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before October 30, 1967

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before April 30, 1970

Witness my hand this 30th day of April, 1965

s/ CARL E. TAPPAN
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLIE, Governor of the State of Idaho, and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 30th day of April, 1965.

Countersigned:

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS
Secretary of State.

By s/ ROBERT E. SMYLIE
Governor

12.

Twp.	Range	Sec.	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				Totals
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	
7 So.	38 E.	2																	20
		11	40	40	40	40													160
		12					40	40	40										120
																			300

LICENSE ISSUED FOR 2.0 SEC. FT.
LICENSE PAGE NO. _____

February 15, 1972

C
Re: Permit No. 32338/29-2504

Mr. Robert C. Morehead
Bancroft,
Idaho 83217

Dear Mr. Morehead:

Enclosed herewith is your Water License issued on the above referenced permit.

P
Sincerely,

BOBBY D. FLEENOR
Assistant Director

Y
BDF:DR

Enc: License

bc: Eastern District Office

223 22544

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

January 27, 1972

Mr. Robert C. Morehead
Bancroft,
Idaho 83217

Dear Mr. Morehead:

A representative of this Department has made an examination of the works covered by your Permit No. 32338/29-2504 and has found the following:

Quantity of water diverted: 4.15 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 2.0 cfs

The maximum quantity diverted shall not exceed 896 acre feet per season.

Beneficial use: Irrigation of 256 acres within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ (20), Sec. 2; NE $\frac{1}{4}$ NE $\frac{1}{4}$ (39), NW $\frac{1}{4}$ NE $\frac{1}{4}$ (39), SW $\frac{1}{4}$ NE $\frac{1}{4}$ (39), Sec. 11; N $\frac{1}{4}$ NW $\frac{1}{4}$ (80), SW $\frac{1}{4}$ NW $\frac{1}{4}$ (39), Sec. 12; Twp. 7 S, Rge. 38 E, B. M.

Point of diversion: SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 11, Twp. 7 S, Rge. 38 E, B. M.

The priority date established is: April 27, 1965

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

Our field examination also indicates that your rate of diversion exceeds that authorized by your permit. Unless you have another valid permit for other grounds to be irrigated from this same well or other beneficial uses of this water, you must reduce your rate of diversion to that allowed by law. If you have any questions regarding this matter, please contact us.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

29 2504

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

Permit No. G-32338/29-2504

This proof is for b/u In Water District No.

- Name of applicant Robert C. Morehead, Bancroft, Idaho
- Source of water supply: groundwater
- Location of point of diversion: Is in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 11
T. 7 S. R. 38 E. County of Caribou
- Describe works as they exist, giving dimensions and capacities of same: 100 HP motor, 18" well casing, 250' deep ds Motors 100 HP Hollow shaft 440 Volts 1800 RPM Ser # 1304057 Fairbanks Morse Pump Ser # PN2105 8' discharge into buried mainline 60 psi at pump
- Water is used for: irrigation
- State whether or not water has been turned into works of diversion: Yes

- 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):

T. 7 S, R. 38 E,	Sec. 2	SW $\frac{1}{4}$ SE $\frac{1}{4}$	20 acres	20
	11	NE $\frac{1}{4}$ - 160	200 X	157
	12	N $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$	120	119
		Some Adding!	300 TOTAL	156

$$Q = \frac{(6)(35)(887)}{450} = Q = 4.15 \text{ cfs}$$

$$Q = 4.14 \text{ CFS} \quad \text{Max allowable} = 5.12 \text{ (256 acres)}$$

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

- What large stream would the water here appropriated finally reach?

Remarks: contact Wallace M. Transtrum, 35 West Center, Soda Springs, Idaho
ph. no. 547-3944

Mr. Morehead states that this application is for the additional water from a previous permit - The well produces more than was expected. The land is planted in alfalfa & grain - Soil is very porous and accepts the high application rates with no puddling. There are 6 latents with 35-7/32 rainbird heads on each, operating at 40 psi

This examination was made on the 14th day of July, 1970

(Signed) James Booker Examiner.

ASCS : Soda Springs
SCS : Soda Springs

Permit No. G-32338/29-2504 - Robert C. Morehead

Examination foru

County Caribou

Quantity: (permit) Sec. 11 T. 7S R. 38 E
2.0 cfs (proof) same

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.
-

Source: groundwater

P.D.: SE $\frac{1}{4}$ NE $\frac{1}{4}$

Use: irrigation

Extension:

Protest:

Completion of Works:

Other Rights: water from Topons Canal (Tonpons Creek) and Permit No. G-28194

Filed: April 27, 1965

MADE: March 11, 1970

Due: April 30, 1970

PRIORITY: April 27, 1965

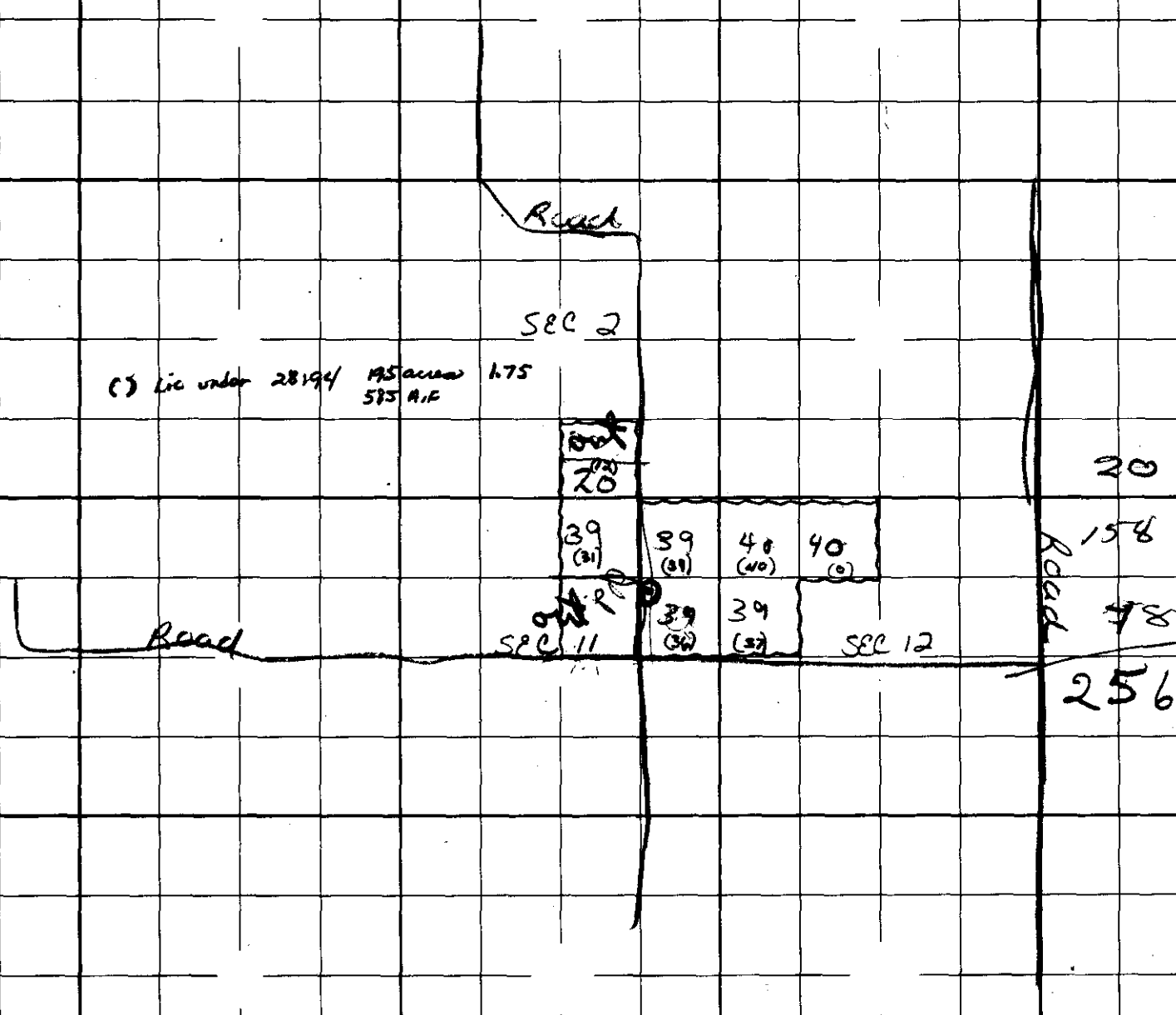
2504

T 7 S

R

38

E



$A = 256$ Acres
 $Q = 4.14$
 $V = (256)$
 $V = 896 \text{ Ac Ft/s}$

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. G-32338/29-2504

REPORT ON PROOF OF B/U - Robert C. Morehead,

November 24, 1970

Re: 29-2504

C Law Offices of
WALLACE M. TRANSTRUM
Attorney at Law
35 West Center
Soda Springs, Idaho 83276

O Dear Mr. Transtrum:

Please be advised that the department's field examiners have made the necessary examination on the above referenced permit, and the license is forthcoming.

P If we may be of any further assistance in this matter, please feel free to contact us.

Very truly yours,

Y Dorian Clay
Appropriation Examiner

DC:cm

29-2504

LAW OFFICES

WALLACE M. TRANSTRUM

ATTORNEY AT LAW

PHONE 547-3944

35 WEST CENTER

SODA SPRINGS, IDAHO 83276

November 20, 1970

State of Idaho
Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

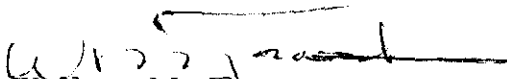
Dear Mr. McEldowney:

Re: Permit No. G-32338/29-2504 - Robert C. Morehead
Whitworth Bros.

Would you kindly advise whether or not your department has been
able to obtain an examination on the above-referenced permit.

Thank you for your cooperation.

Very truly yours,


Wallace M. Transtrum

WMT/jl

69
204
H-21-70
**Affidavit of
Publication**

County of Caribou } ss.
State of Idaho }

V. E. Lansberry.....

being first duly sworn on his
oath, states:

**NOTICE OF EXISTING WATER
PERMIT**

Notice is hereby given that Whitworth Brothers, F. M. and E. L., Bancroft, Idaho, have received an approved permit No. G-32338/29-2504 issued by the Idaho State Reclamation Department authorizing the diversion of 2.0 cubic feet per second of water from a ground-water source subject to all prior rights. The priority to be established under this permit is April 27, 1965 and the permit was approved April 30, 1965. Water is to be diverted by well and sprinkler from a

point within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 11, T. 7 S, R. 38 E, B. M., Caribou County to be used for irrigation in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 2; NE $\frac{1}{4}$, Sec. 11; and the N $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 12, T. 7 S, R. 38 E, B. M.

Proof of the application of the water to beneficial use is to be submitted to the department on or before April 30, 1970. Any protests against the issuance of a license for the above referenced permit should be filed with the Department of Reclamation within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON,
State Reclamation Engineer
Published in the Caribou County
Sun, Soda Springs, Idaho, on
March 26 and April 2, 1970.

That he is publisher
of the Caribou County Sun, a newspaper of general circulation in Caribou County, Idaho, published weekly at Soda Springs in said County, that said newspaper has been published in said County uninterruptedly and continuously for over seventy-eight consecutive weeks, prior to the first publication of the annexed notice or advertisement;

That the annexed notice was published as per clipping attached in the regular and entire edition of said newspaper and not in any

supplement thereof for two...
successive weekly issues thereof,
the date of the first publication

being the 26th day

of March, 1970.

The date of the last publication

being the 2nd day of

April, 1970.

V. E. Lansberry

Subscribed and sworn to be-

fore me this 2nd day

of April, 1970

Notary Public, residing
at Soda Springs, Idaho

(SEAL)

My Commission expires the

27 day of Oct.

1970.

Paid by
F.M. Whitworth
April 9, 1970

292504
32338

Identification No. _____

Permit No. _____

**STATE OF IDAHO
DEPARTMENT OF RECLAMATION**

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Whitworth Brothers, F. M. and E. L.
b) Post Office Address Bancroft, Idaho
2. Permit Number G-32338/29-2504
3. Date of Priority that you are prepared to establish April 27, 1965
4. a) Source from which water was appropriated Well
b) Location of the point of diversion: SE ¼ NE ¼, Section 11
Township 7 South, Range 38 East, Boise Meridian, Other points of diversion:

5. a) The amount of water and use to which the water has been applied:
amount two (2) cfs. for irrigation purposes from April 1 to October 1 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated two (2) cfs and/or acre feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: State Engineer's Office

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____

b) Describe the agreement or understanding by which you take water from the works: _____

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 100 HP motor, 18 inch well casing,
250 feet deep

b) Describe the type and size of measuring device which you have installed at your point of diversion: _____
None
c) Give well drillers name and address and date the well was completed Bert Westlake,
Georgetown, Idaho (same well as on G-28194)

*32338
29-2504*

Total number of acres irrigated 300

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

F. M. Whitworth
(Signature)

My commission expires 8-28-73

May 5, 1970

Re: Permit No. G-32338/29-2504 - Robert C. Morehead

Wallace M. Transtrum
35 West Center
Soda Springs, Idaho 83276

Dear Mr. Transtrum:

In answer to your letter of May 4, 1970, the above referenced permit is being prepared for an examination, to be conducted by a representative from this Department. The examination will take place sometime in the future. However, we cannot tell just when. You and the permit holder will be contacted by our examiner at the time he makes the examination.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

29-2504
32338

Law Offices
WALLACE M. TRANSTRUM
Phone 547-3944

May 4, 1970

35 West Center
Soda Springs, Idaho 83276

RECEIVED

MAY 4 1970

Department of Reclamation

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

Dear Mr. McEldowney:

Re: Permit No. G-32338 (New No. 29-2504)
Whitworth Bros., Bancroft, Idaho

Could you please advise me of the status of the above-entitled permit. The last correspondence I had was on March 23.

Your cooperation in this matter is greatly appreciated.

Very truly yours,


Wallace M. Transtrum

WMT/jl

29-2504
32338

April 23, 1970

Re: Permit No. G-32338/29-2504

Mr/ Robert C. Morehead
Bancroft,
Idaho

Dear Mr. Morehead:

We acknowledge receipt of the affidavit of publication submitted in connection with the above referenced permit.

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. If someone other than yourself should be contacted, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

29-2504
32338

April 21, 1970

Re: Permit No. G-32338/29-2504

Whitworth Bros., F. M., & E. L.
Bancroft,
Idaho

Gentlemen:

We acknowledge receipt of the affidavit of publication submitted in connection with the above referenced permit.

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. If someone other than yourself should be contacted, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

29-2504
32338

March 24, 1970

Re: Permit No. G-32338/29-2504

Mr. Robert C. Morehead
Bancroft,
Idaho

Dear Mr. Morehead:

Enclosed please find a copy of the permit sheet and assignment form in connection with the above referenced permit.

Please be advised that before a license can be issued, you must submit an affidavit of publication to this Department. The affidavit of publication may be obtained from the Caribou County Sun, P.O. Box 315, Soda Springs, Idaho upon payment of the bill of publication.

Prior to the issuance of the license a field examination must also be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system. If someone other than yourself should be contacted by the examiner, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM/DG
Enclosures

29-2504
32338

LAW OFFICES

WALLACE M. TRANSTRUM

ATTORNEY AT LAW

PHONE 547-3944

35 WEST CENTER

SODA SPRINGS, IDAHO 83276

March 23, 1970

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

Dear Mr. McEldowney:

Re: Permit No. G-32338 (New No. 29-2504)
Whitworth Bros., Bancroft, Idaho

Enclosed is an Assignment from Whitworth Bros. to Robert C. Morehead. If there is other documentation necessary to cause the issuance of the water license in the name of Robert C. Morehead, please advise.

Very truly yours,


Wallace M. Transtrum

WMT/jl

Enc.

29-2504
32338

March 18, 1970

Re: Permit No. G-32338/29-2504

F. M. & E. L. Whitworth
Bancroft,
Idaho

Gentlemen:

We acknowledge receipt of your affidavit submitted as proof of beneficial use for permit G-32338/29-2504.

Before a license can be issued you must submit an affidavit of publication to this department. The affidavit of publication may be obtained from the Caribou County Sun, P.O. Box 815, Soda Springs, Idaho upon payment of the bill of publication.

Prior to the issuance of the license a field examination must also be made by a representative of this department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system. If someone other than yourself should be contacted by the examiner, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM/DG

cc: Wallace M. Transtrum

29-2504
32338

LAW OFFICES
WALLACE M. TRANSTRUM
ATTORNEY AT LAW
PHONE 547-3944

35 WEST CENTER
SODA SPRINGS, IDAHO 83276

March 16, 1970

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

RECEIVED
MAR 20 1970
DEPT. OF RECLAMATION

Boise, Idaho

Dear Mr. McEldowney:

Re: Permit No. G-32338/29-2504

Enclosed is the original notarized Proof of Application of Water to Beneficial Use.

Thank you for your cooperation in this matter.

Very truly yours,


Wallace M. Transtrum

WMT/jl

Enc.

29-2504
32338

March 12, 1970

Re: Permit No. G-22338/ 29-2504

Caribou County Sun
P.O. Box 815
Soda Springs, 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 cannot publish the notice on the proposed dates, please contact the Department of Reclamation immediately.

The expense of the publication is to be paid by ~~F. M. and E. L.~~

~~Whitworth, Bancroft, Idaho~~
to whom you should furnish an affidavit of publication.

Very truly yours,

Donald W. McElowney
Appropriation Examiner

DWM/DG
Enc: Legal Notice

29-2504
32338

March 12, 1970

Re: Permit No. G-32338/29-2504

F. M. and E. L. Whitworth
Bancroft,
Idaho

Gentlemen:

The legal notice for the above referenced permit is being published in the Caribou County Sun, Soda Spring, Idaho on March 26, and April 2, 1970.

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

Thanking you for your cooperation in this matter.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM/DG

29-2504
32338

RECEIVED

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Whitworth Brothers, F. M. and E. L., Bancroft,
Idaho, have not received an approved permit No.
G-32338/29-2504 issued by the Idaho State Reclamation Department authorizing the
diversion ~~of~~ of 2.0 cubic feet per second ~~from a~~ of water from a ground-water source
subject to all prior rights. The priority to be established under this permit is
April 27, 1965 and the permit was approved April 30, 1965.
Water is to be diverted by well and sprinkler
from a point within the SE1/4, Sec. 11, T. 7 S, R. 38 E, B. M.,
Caribou County
to be used for irrigation
in the SW1/4, Sec. 2; NE1/4, Sec. 11; and the NW1/4, SW1/4,
Sec. 12, T. 7 S, R. 38 E, B. M.

Proof of the application of the water to beneficial use is to be submitted to the
department on or before April 30, 1970. Any protests against
the issuance of a license for the above referenced permit should be filed with the
Department of Reclamation within ten (10) days of the last date of publication of
this notice or prior to the licensing of the permit. Licensing may commence prior
to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Caribou County Sun, Soda Springs, Idaho, on
March 26, and April 2, 1970.

State Reclamation Engineer:

Permit No. G-32338/29-2504

You are hereby authorized to have the attached notice published at my expense in
the Caribou County Sun of Soda Springs, Idaho;
published in the county in which the works are situated.

Whitworth Brothers
(Signature)
F. M. Whitworth

509 Cortez, Salt Lake City, Utah
(Address)
1-12-1970
(Date)
84103

29-2504
32338

March 12, 1970

Re: Permit No. G-32338/29-2504

Mr. Wallace M. Transtrum
Attorney at Law
35 W. Center
Soda Springs, Idaho

Dear Mr. Transtrum:

Please find enclosed the proof of beneficial use for the above referenced permit. In order for the Department to accept it, it must first be completely notarized, including the signature of the notary public and his seal.

Please be advised that the proof of beneficial use is due on or before April 30, 1970, and that if the proof has not been submitted by that date, the permit will lapse.

The Department will advertise the notice of existing water permit in the Caribou County Sun on March 26 and April 2. Please advise the Whitworth Brothers to forward the affidavit of publication to the Department after payment of the bill.

Your prompt attention in this matter is most appreciated.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM/DG

Enc: beneficial use affidavit

29-2504
32338

LAW OFFICES
WALLACE M. TRANSTRUM
ATTORNEY AT LAW
PHONE 547-3944

35 WEST CENTER
SODA SPRINGS, IDAHO 83276

March 10, 1970

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

Dear Mr. McEldowney:

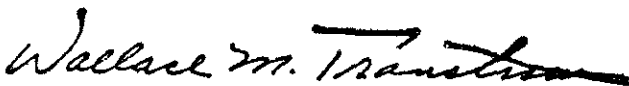
Re: Permit No. G.-32338 (New No. 29-2504)
Whitworth Brothers, Bancroft, Idaho

Enclosed is the original Proof of Application of Water to Beneficial Use and a Notice of Existing Water Permit with authorization for publication by Mr. F. M. Whitworth.

Whitworth Brothers have sold their farm, including water rights, to Mr. Robert C. Morehead. I have this date forwarded your form Assignment to the Whitworth Brothers for their execution in favor of Mr. Morehead and will forward this to you as soon as it is returned. I assume that the publication and proof can continue and that upon receipt of the Assignment the license can be issued in Mr. Morehead's name. If you have instructions contrary to this, please advise.

Thank you for your assistance.

Very truly yours,



Wallace M. Transtrum

WMT/jl

Enc.

32338
29-2504

INSTRUCTIONS TO DELIVERING EMPLOYEE

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

RECEIPT

Received the numbered article described below.

REGISTERED NO.

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

CERTIFIED NO.

1

H. H. Whitworth

21586

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

DATE DELIVERED

SHOW WHERE DELIVERED (*only if requested*)

3

FEB 2 1970

29-2504

65-16-71648-10 GPO

January 30, 1970

Re: Permit No. G-32338/29-2504

CERTIFIED MAIL

F. M. & E. L. Whitworth
WHITWORTH BROTHERS
Bancroft, Idaho 83217

Gentlemen:

One of the conditions of the approval of your permit G-32338/29-2504 was that proof of application of the water to beneficial use be submitted to this office on or before April 30, 1970.

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

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



State Reclamation Engineer
R. KEITH HIGGINSON

Enclosure: Proof form

jmb

cc. Wallace M. Transtrom, Attorney
Box-976 35 West Center
Soda Springs, Idaho 83276

Form 5

29-2504
32338

December 1, 1969

Re: Permit No. G-32338 (New No. 29-2504)

F. M. & E. L. Whitworth
Whitworth Brothers
Bancroft, Idaho

Gentlemen:

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

The enclosed order modifies your permit to comply with these rules and regulations. As a part of the new procedure, you will be required to publish a notice at your expense for two consecutive weeks in a paper as prescribed by the Department, stating that you have been issued a permit. ~~and are now submitting proof of beneficial use.~~ Previously, a permit holder had to publish a notice for four weeks when he submitted proof under his permit.

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

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:JMB

Enc. Order
Advertising package

cc. Wallace Transtrum, Attorney

32338
29-2504

May 5, 1965

Re: Permit No. G-32336
Whitworth Brothers,
F. M. and E. L.

Mr. Wallace M. Transtrum,
Attorney at Law,
Box 976,
Soda Springs, Idaho.

Dear Mr. Transtrum:

We enclose Permit No. G-32336 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-9237 which was issued covering payment in the amount of \$ 5.25 for the filing fee of the above mentioned permit.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk
cc: Whitworth Brothers
Bancroft, Idaho

32338

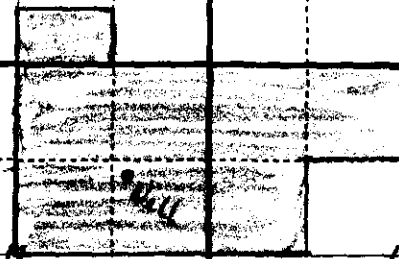
NAME OF APPLICANT

Whitworth Brothers

Form No. 0

Township 7 South Range 38 E.

a



12

Permit Map No. *32338*
As Approved
CARL E. TAPPAN APR 30 1965
State Reclamation Engineer

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

32338

LAW OFFICES
WALLACE M. TRANSTRUM
ATTORNEY AT LAW
COURT HOUSE
PHONE 547-3944

P. O. BOX 976
SODA SPRINGS, IDAHO
April 26, 1965

APR 27 1965
Department of Reclamation

State Reclamation Engineer
State House
Boise, Idaho

Dear Sir:

Re: Whitworth Brothers

Enclosed is an application for 2 C.F.S of water for
Whitworth Brothers, F. M. and E. L. together with my check no. 591
in the amount of \$5.25.

Although the usual time for completion is requested I
think they are ready to prove up immediately. I have forms 36 and 11
but require depositions for Holder and Witnesses.

I thank you for your assistance.

Very truly yours,


WALLACE M. TRANSTRUM

WMT/dg
encs.
Check \$5.25

3-2-338