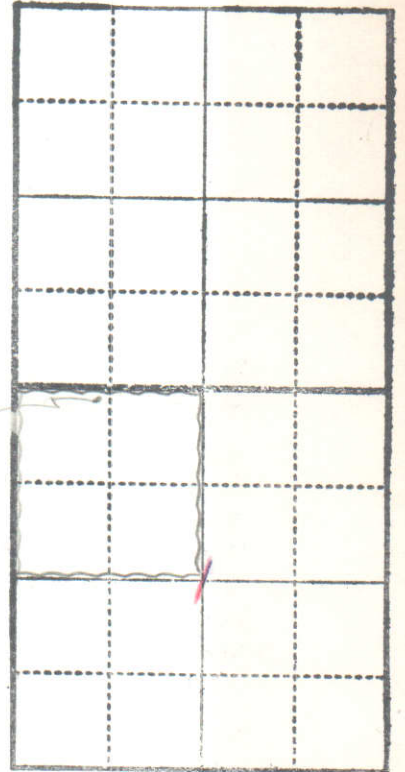


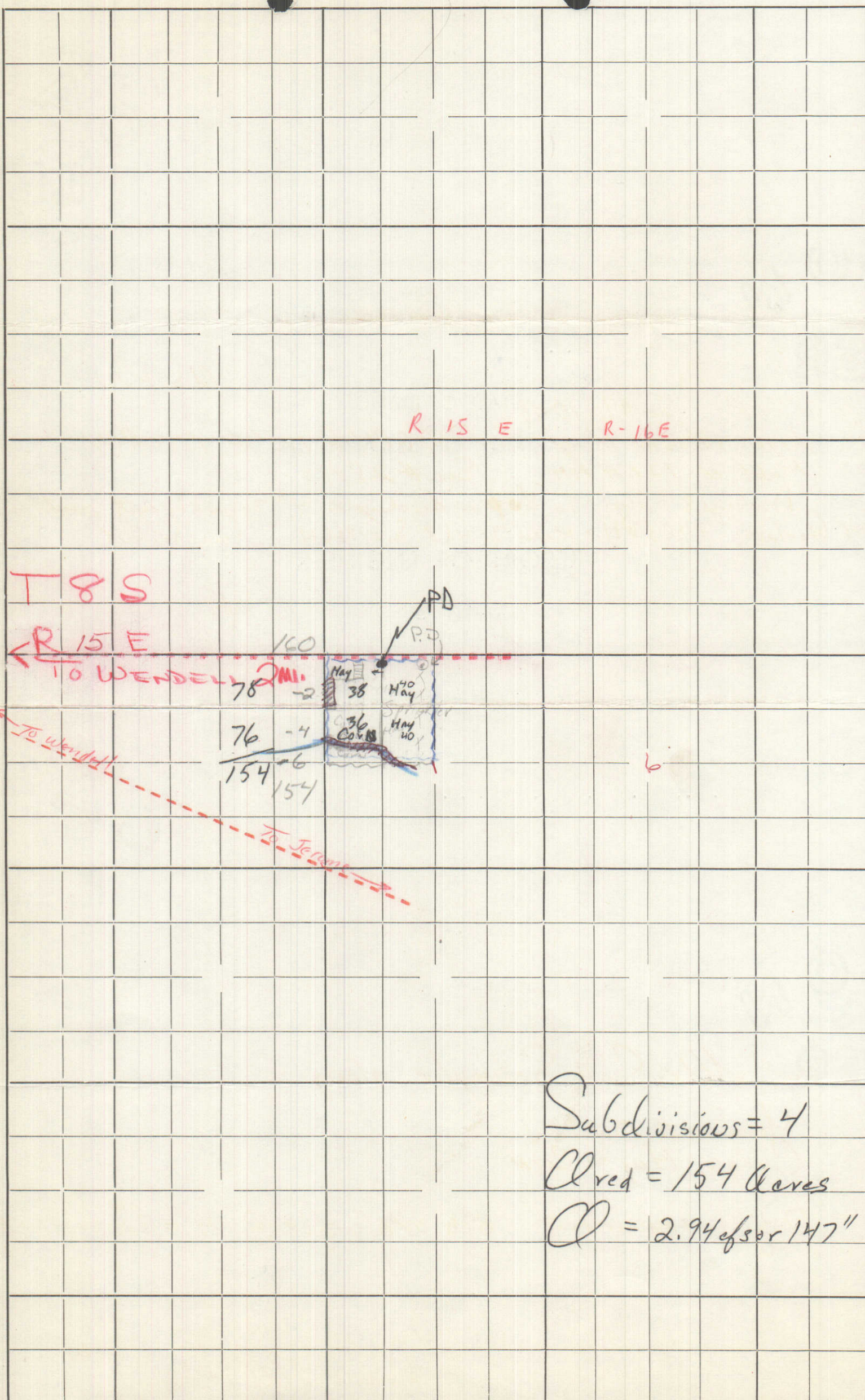
APPLICATION FOR PERMIT 36-2420

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 36417
Permit No. G- 28440
District No.

1. Name of Applicant: Sam Schuyler
Postoffice address: Rt. 2, Wendell County: Gooding State: Idaho
2. Quantity of water claimed: 150 Miner's inches
 - (a) Rate of withdrawal in cubic feet per second 3 or Idaho
Miners' inches or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Drilled well
4. Location of point of diversion or well is in the NW 1/4 of the NW 1/4 of Section 1
Twp. 8 S , Rge. 15 E , B.M., County of Gooding
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the 1/4 of the 1/4 of Section , Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the 1/4 of the 1/4 of Section , Twp. , Rge. , B.M.
7. Kind of works: Drilled well, to be cased and equipped with turbine type pump and motor
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 on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: 159 shares of North Side Canal Co. water
 - (a) 3 (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.





Subdivisions = 4
A red = 154 Acres
Q = 2.94 of 3 or 147"

5-11-10
228, 112-1604
754 PM
20-10-1965
40
Sam Schuyler
Route #2
Wendell, Idaho
Permit No. G928440

Examination for Completion of Works & Beneficial Use

County.....Gooding.....
Sec. 1 T. 8S R. 15 EBM
Quantity: 30 CFS

Source: DRILLED WELL

P. D.: NW 1/4 NW 1/4, Sec. 1, T. 8S - R. 15E

Use: IRRIGATION

Filed: FEBRUARY 8, 1960

Due: FEBRUARY 17, 1965

Revised: 2-5-65

Extension:

Protest:

Completion of Works:

Other Rights: 159 SHARES OF
NORTH SIDE CANAL CO. WATER

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

RECEIVED
AUG 6 1965

Department of Reclamation

AFFIDAVIT OF PUBLICATION

RECEIVED
JAN 25 1965

LEGAL NOTICE

NOTICE OF PROOF OF COMPLETION OF WORKS

And APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 a.m., on the 5th day of February 1965, at Boise, County of Ada, State of Idaho, before Sharron Deroin, Notary Public, at 224 Idaho Building, proof will be submitted of the completion of works for the diversion of 3 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-28440, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Sam Schuyler, Route No. 2, Wendell, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 3 cubic feet per second.

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

4. The point of diversion of said water is NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 1, T8S-R15E, B.M.

5. The place where said water is used is NW $\frac{1}{4}$, Sec. 1, T8S-R15E, B.M.

6. The date of priority which said user is prepared to establish is 2-8-60.

Carl E. Tappan,
State Reclamation Engineer

10-13

STATE OF IDAHO, }
COUNTY OF GOODING } SS.

I, *Leland G. Burress*, do solemnly swear that I am the printer and publisher of THE GOODING LEADER, a weekly newspaper of general circulation, published once each week at Gooding, Idaho; that the notice attached hereto was

published in said newspaper.....
consecutive weeks, the first publication having
been made on the.....day of.....,
195....., and the last publication having been

made on the.....day of....., 195.....
that said notice was published in the regular
and entire issue of every number of the paper
during that period and time of publication, and
that the said notice was published in the news-
paper proper, and not in the supplement thereof.

That said newspaper; has been printed and
published continuously in *Gooding, Gooding
County, Idaho*, for a period of more than 78
weeks prior to the first publication of the at-
tached notice.

Leland G. Burress

Subscribed and sworn to before me this

25th day of *January*, 195*65*

Ruth Burress

Notary Public.

28440

Re: Permit No. G-28440
San Schuyler

December 18, 1964

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

Dear Mr. McDowell:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-28440, in the name of San Schuyler. Final Proof is to be made before Sharon Dercin as Notary on the 5th day of February, 1965, at 10:00 o'clock A.M., at 224 Idaho Building, Boise, Idaho.

As of this date, we have mailed the Notice to the Gooding Leader Gooding, Idaho, with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof and then mail the Affidavit of Publication and statement of costs to you.

It is important that the enclosed depositions be executed by the permit holder and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the time, on the date and before you, as Notary, as stated in the publication notice. It is very important and necessary that each question be answered in detail.

In returning the depositions to this office, be sure that all copies have been signed, that your Notary's seal has been placed on each and that all depositions, (holder and two witnesses) are being returned. Also be sure to enclose the AFFIDAVIT OF PUBLICATION.

Very truly yours,

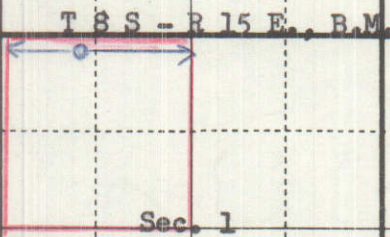
CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk
cc: Applicant

NAME OF APPLICANT Wm Schuyler

Form No. 0



Permit Map No. 28440
As Approved
GEO. N. CARTER
State Reclamation Engineer

FEB 17 1960

State of Idaho
License and Certificate of Water Right

Water License No. G-28440

Amount 2.94 c.f.s.

Water District No. _____

Priority February 8, 1960

THIS IS TO CERTIFY that **SAM SCHUYLER**
of **Wendell, Idaho**, made application for a permit to appropriate the
public waters of the State of Idaho, dated **February 8**, 1960; that Permit No. **G-28440**
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
2.94 second feet, was issued thereunder on **May 25**, 1966, showing that said works
were completed on the 5th day of **February**, 1965; and that on the 5th
day of **February**, 1965,

SAM SCHUYLER

of **Wendell**, State of **Idaho**, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of **subterranean flow**, for the purpose of **irrigation**
, under Use Permit No. **G-28440** of the **Department of Reclamation**
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
13 of Licenses at page **8473**, on the 25 day of **May**, 1966;

The right hereby confirmed dates from **February 8**, 1960;

The Point of Diversion is located
in the **NW 1/4 NW 1/4, Sec. 1, Tp. 8 S, R. 15 E., B. M. Gooding County**

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed **2.94** cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
8 S	15 E	1	E 1/4 NW 1/4	80	80
			NW 1/4 NW 1/4	40	38
			SW 1/4 NW 1/4	40	36
			Total number of acres to be irrigated: 154		

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

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

25th day of **May**, 1966.

/s/ **CARL E. TAPPAN**

State Reclamation Engineer.

(SEAL)

State of Idaho

License and Certificate of Water Right

Water License No. G-28440 Priority February 8, 1960 Amount 2.94 c.f.s.

THIS IS TO CERTIFY that SAM SCHUYLER

of Wendell, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated February 8, 1960; that Permit No. G-28440 was issued under said application; that Certificate of Completion of Works, with a carrying capacity of 2.94 second feet, was issued thereunder on May 25, 1966, showing that said works were completed on the 5th day of February, 1965; and that on the 5th day of February, 1965 SAM SCHUYLER

of Wendell, Idaho, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of a right to the use of the waters of a well

a tributary of subterranean flow for the purpose of irrigation, under Use Permit No. G-28440 of the Department of Reclamation, and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 13 of Licenses, at Page 8473, on the 25th day of May, 1966.

The right hereby confirmed dates from February 8, 1960.

The Point of Diversion is located

in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, Twp. 8 S, R. 15 E., B.M. Gooding County.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 2.94 cubic feet per second.

Description and location of use:

Twp.	Range	Section	Forty-Acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
8 S	15 E	1	E½ NW¼	80	80
			NW¼ NW¼	40	38
			SW¼ NW¼	40	<u>36</u>
			Total number of acres to be irrigated: 154		

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 25th day of May, 1966.

Carl E. Tappan
State Reclamation Engineer.

State of Idaho

LICENSE AND CERTIFICATE
OF WATER RIGHT

Water License No. G-28440

To Sam Schuyler

Wendell, Idaho

Source of Supply awell

Gooding

County

Amount 2.94

Sec. Ft.

Point of Diversion NW¹/₄NW¹/₄, Sec. 1,

T. 8 S., R. 15 E., B.M.

Place of Use NW¹/₄, Sec. 1, T. 8 S.,

R. 15 E., B.M.,

Purpose Irrigation

Date of Priority February 8, 1960

Recorded May 25, 1966

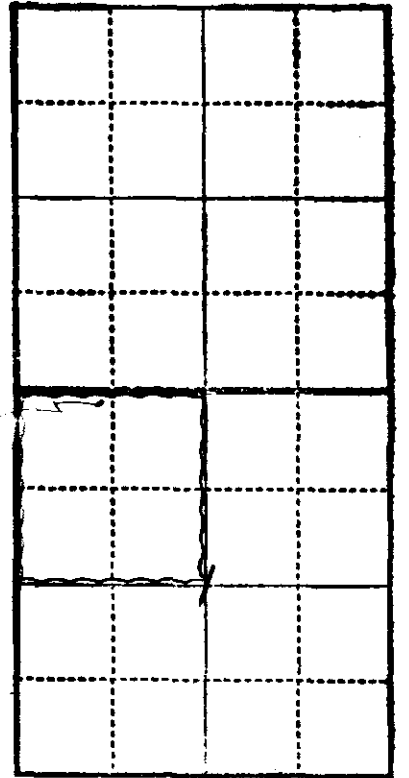
in Book 13 of Licenses, Page 8473

APPLICATION FOR PERMIT 36-2420

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 36417
Permit No. G- 28440
District No.

1. Name of Applicant: **Sam Schuyler**
Postoffice address: **Rt. 2, Wendell** County: **Gooding** State: **Idaho**
2. Quantity of water claimed: **150 Miner's inches**
 - (a) Rate of withdrawal in cubic feet per second **3** or Idaho
Miners' inches or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: **Drilled well**
4. Location of point of diversion or well is in the **NW 1/4 of the NW 1/4 of Section 1**
Twp. 8 S , Rge. 15 E , B.M., County of Gooding
5. Water is to be used for: **Irrigation**
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the **1/4 of the 1/4 of Section , Twp.**
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the **1/4 of the 1/4 of Section , Twp. , Rge. , B.M.**
7. Kind of works: **Drilled well, to be cased and equipped with turbine type pump and motor**
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: **159 shares of North Side Canal Co. water**
 - (a) **3** (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) (cubic feet per second, inches or gallons per minute) is for new lands.



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

Sam Schuyler *Applicant.*

By s/ Harley M. McDowell Agent.

Date of first receipt at Department of Reclamation: 8:00 A.M. February 8, 1960

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 28440

Recorded in Book **100** Page **28440** Approved **February 17, 1960**

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 August 17, 1962

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 **February 17, 1965**

Witness my hand this 17th day of February, 1960 s/ GEO. N. CARTER
STATE RECLAMATION ENGINEER

IN TESTIMONY WHEREOF, We, ... ROBERT E. SMYLLIE, Governor of the State of Idaho,
and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 17th
day of February, 19 60.

Countersigned:

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS

By s/ ROBERT E. SMYLLIE

Governor

Secretary of State.

12.

Twp.	Range	Sec.	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				Totals
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	
8 S	15 E	1					40	40	40	40								160	
Permit No. G-28440 ✓ CERTIFICATE OF COMPLETION OF WORKS																			
TO ALL WHOM IT MAY CONCERN:																			
This is to certify that SAM SCHUYLER of Wendell, County of Gooding, and State of Idaho, the holder of Permit No. G-28440, issued upon Application No. G-36417 bearing date of priority of February 8, 1960, authorizing the diversion of 3.00 second feet of waters of a well County of Gooding, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 2.94 second feet of the waters of a well from subterranean flow; that the point of diversion of said waters NW ¹ / ₄ NW ¹ / ₄ , Sec. 1, T. 8 S., R. 15 E., B.M. and that the lands proposed to be irrigated by the use or place of use of said water are described as follows, to-wit:																			
NW ¹ / ₄ , Sec. 1, T. 8 S., R. 15 E., B.M.																			
Proof of Completion of Works Made: February 5, 1965																			
Witness my hand this 25th day of May, A.D. 1966																			
/s/ CARL E. TAPPAN State Reclamation Engineer																			
LICENSE ISSUED FOR 2.94 SEC. FI. LICENSE PAGE NO. 8473																			

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION
438 Idaho Street
Gooding, Idaho 83330

July 26, 1971

Re: James H. Westfall
License No. G-28440

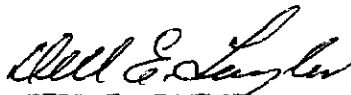
State of Idaho
Dept. of Water Administration
State House - Annex 2
Boise, Idaho 83707

Gentlemen:

This is to notify you that James H. Westfall assumed the mortgage of Sam S. Schuyler, which was recorded November 16, 1966, Instrument No. 19939. We also have two other mortgages of record, Instrument No. 30425, dated December 5, 1969, and a new mortgage, Instrument No. 036337, dated July 14, 1971.

Water ~~License~~ No. G-28440 has been described on all three of these mortgages.

Sincerely,


DELL E. TAYLOR
County Supervisor

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to certify that SAM SCHUYLER.....
 of Wendell....., County of Gooding....., and State of
Idaho....., the holder..... of Permit No. G-28440..., issued upon
 Application No. G-36417, bearing date of priority of February 8, 1960, authorizing the
 diversion of 3.00..... second feet of waters of a well.....

 County of Gooding....., State of Idaho, for irrigation.....
 purposes, has.....fully complied with the provisions of the laws of the State of Idaho
 relating to the proof of completion of the works of diversion set out and described in said
 Permit; that said works are adequate for diverting and conveying to the place of intended
 use 2.94..... second feet of the waters of a well from.....
subterranean flow;.....

that the point of diversion of said waters NW¼, Sec. 1, T. 8 S., R. 15 E., B.M.

and that the lands proposed to be irrigated by the use or place of use of said water are
 described as follows, to-wit: NW¼, Sec. 1, T. 8 S., R. 15 E., B.M.

Proof of Completion of Works Made: February 5, 1965

Witness my hand this 25th..... day of May....., A. D. 19 66

Carl E. Tappan
 State Reclamation Engineer

Permit No. G-28440

**Certificate of Completion
of Works**

Dated May 25, 1966

Stream a well

County Gooding

Amount 2.94 c.f.s.

Date of Priority February 8, 1960

Recorded in Book 100

of Permits, page 28440

May 25, 1966

RE: Permit No. G-28440

Sam Schuyler
Rt 2
Wendell, Idaho

Dear Mr. Schuyler:

Enclosed are the Certificate of Completion of Works
and License and Certificate of Water Right on the
above numbered permit.

Also enclosed is departmental receipt No. G-10365 in
the amount of \$13.00 covering the fees.

Very truly yours,

M. Russell Bosch
Office Manager

MRB:ar

Enc. certificates, receipt

28440

Please find enclosed
check for \$13⁰⁰ to complete
final proof on Permit no
A-28440

Sam Shuster

RECEIVED

MAY 25 1966

Department of Information

28440

500 - July 8, 1964

August 9, 1965

RE: Permit No. G-28440

Sam Schuyler
Rt 2
Wendell, Idaho

Dear Mr. Schuyler:

Our field engineer's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-28440 shows the well is (~~200~~) capable of conveying 147 miner's inches, or 2.94 c.f.s. of water for the irrigation of 154 acres.

Upon receipt of the statutory fees, totaling \$ 13.00 , we will issue the Certificate of Completion of Works and the License and Certificate of Water Right confirming the right, with priority of February 8, 1960 , to the use of 2.94 second feet of subterranean water with the point of diversion in the NW¹/₄ NW¹/₄, Sec. 1 for irrigation of 154 acres in the NW¹/₄, Sec. 1, T. 8 S., R. 15 E., B.M.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

28440

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-28410

REPORT ON PROOF OF Completion of Works & Beneficial Use

Sam Schuyler, Rt. #2, Wendell, Idaho

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

Permit No. G-28440

This proof is for Completion of Works & Beneficial Use In Water District No. 1. Name of applicant Sam Schuyler2. Source of water supply: Subterranean3. Location of point of diversion: Is in the NW 1/4 NW 1/4 of Section 1T. 8 S. R. 15 E. B. M. County of Gooding4. Describe works as they exist, giving dimensions and capacities of same: C.S. Motor75 HP Ser. #961048Layne & Bowler Pump 1350 GPM @ 170' @ 1770 RPMModel # 12 KH MM Ser. #28485Discharge 8" Steel To 8" open discharge & 4" Sprinkler with booster pump.20 HP Peerless 3450 RPM - Model 3X4X8 Ser. #182621 Power Pole 60%5. Water is used for: Irrigation6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

NW 1/4 Sec. 1., Twp. 8 S., Rge. 15 E. B. M.

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

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

Remarks: Mr. Sam Schuyler alongMeasured with Orifice.
Crops May & CornOrifice measurement 8" OD w/ 6" orifice @ 74" = 1320.9 = 1470 or 2.6This examination was made on the 4 day of 8, 19 65(Signed) Donald W. Eldon Examiner.

Sam Schuyler
Route #2
Wendell, Idaho
Permit No. G928440

Examination for Completion of Works & Beneficial Use

County.....Gooding

Quantity: Sec. 1 T. 8S R. 15 EBM

Source: Donner Well

P. D.: North Valley Irrigation Project

Use:

Filed: Nov 10 1940

Due:

Extension:

Protest:

Completion of Works:

Other Rights:

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

RECEIVED

Department of Reclamation

1M April 1962

February 16, 1965

Re: Permit No. ~~28440~~

Sam Schuyler
Route #2
Wendell, Idaho

Dear Mr. Schuyler:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the GOODING LEADER, all submitted in proof of completion of works and beneficial use on Permit No. ~~28440~~.

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

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

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:
cc: Harley M. McDowell

AFFIDAVIT OF PUBLICATION

NOTICE OF PROOF OF COMPLETION OF WORKS

And

APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 a.m., on the 5th day of February 1965, at Boise, County of Ada, State of Idaho, before Sharron Deroin, Notary Public, at 224 Idaho Building, proof will be submitted of the completion of works for the diversion of 3 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-28440, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Sam Schuyler, Route No. 2, Wendell, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 3 cubic feet per second.

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

4. The point of diversion of said water is NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 1, T8S-R15E, B.M.

5. The place where said water is used is NW $\frac{1}{4}$, Sec. 1, T8S-R15E, B.M.

6. The date of priority which said user is prepared to establish is 2-8-60.

Carl E. Tappan,

State Reclamation Engineer

RECEIVED

FEB 16 1965

Department of Reclamation

STATE OF IDAHO,

COUNTY OF GOODING

SS.

I, *Leland G. Burress*, do solemnly swear that I am the printer and publisher of THE GOODING LEADER, a weekly newspaper of general circulation, published once each week at Gooding, Idaho; that the notice attached hereto was

published in said newspaper *four* consecutive weeks, the first publication having

been made on the *31st* day of *December*

196*4*, and the last publication having been

made on the *21st* day of *January*, 196*5*

that said notice was published in the regular and entire issue of every number of the paper during that period and time of publication, and that the said notice was published in the newspaper proper, and not in the supplement thereof.

That said newspaper has been printed and published continuously in *Gooding, Gooding County, Idaho*, for a period of more than 78 weeks prior to the first publication of the attached notice.

Leland G. Burress
Subscribed and sworn to before me this

21st day of *January*, 196*5*

Ruth Burress

Notary Public

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-28440

RECEIVED
FEB 16 1965
Department of Reclamation

* * * *

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

DEPOSITION OF HOLDER

Ques. 1. State your name, residence, occupation and postoffice address: Sam Schuyler,
2½ Mi. E & ½ Mi. S of Wendall Bank, Wendall, Idaho, Farmer, Route # 2, Wendall,
Idaho

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf:

Acting as an individual

Ques. 3. State number, approval date of permit, and date of priority you propose to establish under the permit; G-28440, Approved: 2/17/60; Priority: 2/8/60

Ques. 4. State source of water supply: well
Give location of point of diversion, showing subdivision, section, township and range:

NW¼NW¼, Section 1, Township 8 South - Range 15 East, B.M.

Ques. 5. Describe your works of diversion: well, 75 hp pump & motor, 20 hp booster pump,
mainline, sprinkler laterals & ditches; state amount of water they are capable of conveying from point of diversion to place of use 150"; Give name of canal or ditch or other works by which water is conducted to such place of use: sprinkler system and
private ditches; if a well, state depth of well 228'; depth and size of casing: 12' of 16"; depth to water 170'; if pump is used, state discharge of pump: 150"; tell how it was measured or determined: Layne
Bowler Pump Co.; if sprinkler irrigation, give number and size of nozzles and operating pressure: 40 nozzles, 7/32" Rainbird, 45# at mounting.

Ques. 6. State for what purpose water is used: irrigation, stockwater in winter & fire
If for irrigation, name each subdivision in which used and number of acres in each protection. subdivision that have actually been irrigated with said water: Township 8 South - Range
15 East, B.M., Section 1, NE¼NW¼ - 40 ac; NW¼NW¼ - 40 ac; SW¼NW¼ - 40 ac; SE¼NW¼ -
40 ac.

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

All improvements are a direct result of said use.

28440

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: Keith Davis, Wendall, Idaho

Ques. 7. If for other than irrigation purposes, state purpose and how used:
Water from well is used for watering stock in the winter months. The Wendall Fire District obtains water from my well year around to fill their trucks for the fire protection of the community.

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

All of the water is required for these purposes. However, water is used mainly for irrigation of my land.

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder:

Original applicant.

Ques. 10. State when and in what amount the water diverted under above mentioned permit has been first used: Summer, 1960 Time used since first use:

Irrigation season of 1960, 1961, 1962, 1963, 1964.

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

NONE

(sign) *Sam Schuyler*

I hereby certify that the foregoing testimony was read to the above subscribed, before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in

Boise

, County of

Ada

State of Idaho, on this 5th day of February, A.D. 1965.

Sharon Deaton

My Commission expires: 9/28/68

RECEIVED

FEB 16 1965

Department of Reclamation

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

Permit No. G-28440

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

and Completion of Works

DEPOSITION OF WITNESS

The deposition of two witnesses on this form, taken separately, required in each case

Ques. 1. State your name, age, residence, occupation and postoffice address:

Ralph McClure, 43, 803 North 23rd Street, Boise, Idaho, City Fireman, 803 North
23rd Street, Boise, Idaho.

Ques. 2. Are you acquainted with Sam Schuyler, the holder of
Permit No. G-28440 ? How long have you known him and where does he reside:

I have known Mr. Schuyler 16 years and lives east and south of Wendall, Idaho

Ques. 3. Have you read or heard said Permit No. G-28440 read, and are you familiar
with its provisions and conditions: Yes: xxx No:

Ques. 4. State source of water supply: well

State place of diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 1, Township 8 South - Range 15 East, B.M.

Describe works for conveying water to place of use: ditches, sprinkler laterals, mainline,
pumps and motors and well

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 3 How much water have you seen being so
conveyed: 3cfs

Ques. 6. If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:
Every $\frac{1}{4}$ in the NW $\frac{1}{4}$, Section 1, Township 8 South - Range 15 East, B.M., has 40
acres irrigated for a total of 160 acres irrigated land.

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

Wendall Fire District get its water from this well and some of the water is also
used to water cattle during the winter months, but mostly it is used for irrigation.

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

The soil is sandy loam and it takes almost 1" per acre to profitable irrigate
it.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so,

in what way and to what extent: I have no interest in the works, water or lands above
mentioned.

Ques. 10. When did you first see this water used: Summer, 1960

Other times you have seen such use: Irrigation seasons since.

(Signed)

Ralph McClure

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Boise

 , County of Ada, State of Idaho, on this 5th day of February,

A. D., ~~1968~~ 1965.

Sharon Deakin

Notary Public for State of Idaho

Residing: Boise, Idaho

My commission expires: 9/28/68

RECEIVED

FEB 16 1965

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Department of Reclamation

Permit No. G-28440

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

and Completion of Works

DEPOSITION OF WITNESS

The deposition of two witnesses on this form, taken separately, required in each case

Ques. 1. State your name, age, residence, occupation and postoffice address:

Faye Mason, 28, ~~XXXX~~ Eagle, Idaho, Rate Clerk, Route # 1, Eagle, Idaho

Ques. 2. Are you acquainted with Sam Schuyler, the holder of
Permit No. G-28440 ? How long have you known him and where does he reside:

I have known Mr. Schuyler all of my life and know he lives east & south of Wendall

Ques. 3. Have you read or heard said Permit No. G-28440 read, and are you familiar
with its provisions and conditions: Yes: xxx No:

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

State place of diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 1, Township 8 South - Range 15 East, B.M.

Describe works for conveying water to place of use: well, pump, motor, booster pump,
mainline, sprinkler laterals and ditches.

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 3 How much water have you seen being so
conveyed: 3 cfs

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

Township 8 South - Range 15 East, B.M., Section 1, NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ -

40 acres in each or a total of 160 irrigated acres.

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

Stock watering in the winter months and the Wendall Fire District gets water
from this well to fill their pump trucks for fire protection.

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

The soil on this land is sandy loam and all of the water used is necessary
for the profitable cultivation of this land.

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

Ques. 10. When did you first see this water used: Summer, 1960

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

(Signed)

Larry Mason

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Boise

 , County of Ada, State of Idaho, on this 5th day of February,

A. D., ~~1962~~. 1965

Sharon Deroen

Notary Public for State of Idaho

Residing: Boise, Idaho

My commission expires: 9/28/68

AFFIDAVIT OF PUBLICATION

RECEIVED
JAN 25 1965

LEGAL NOTICE

NOTICE OF PROPOSED COMPLETION OF WORKS

And APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 a.m. on the 5th day of February 1965, at Boise, County of Ada, State of Idaho, before Clayton Deroia, Notary Public at 224 Idaho Building, proof will be submitted of the completion of works for the diversion of 3 cubic feet per second of underground water from a well to the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 28440, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Sam Schryer, Route No. 2, Wendell, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 3 cubic feet per second.

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

4. The point of diversion of said water is NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 1, T8S-R15E, B.M.

5. The place where said water is used is NW $\frac{1}{4}$, Sec. 1, T8S-R15E, B.M.

6. The date of priority which said user is prepared to establish is 2-8-60.

Carl E. Tappan,
State Reclamation Engineer

10-13

STATE OF IDAHO, }
COUNTY OF GOODING } SS.

I, Leland G. Burress, do solemnly swear that I am the printer and publisher of THE GOODING LEADER, a weekly newspaper of general circulation, published once each week at Gooding, Idaho; that the notice attached hereto was

published in said newspaper.....
consecutive weeks, the first publication having
been made on the.....day of.....,
195....., and the last publication having been

made on the.....day of....., 195.....
that said notice was published in the regular
and entire issue of every number of the paper
during that period and time of publication, and
that the said notice was published in the news-
paper proper, and not in the supplement thereof.

That said newspaper; has been printed and
published continuously in Gooding, Gooding
County, Idaho, for a period of more than 78
weeks prior to the first publication of the at-
tached notice.

Leland G. Burress

Subscribed and sworn to before me this

25th day of January, 1965

Ruth Burress

Notary Public.

28440

RECEIVED

DEC 18 1964

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date)

Dec 10 - 1964

(P. O.)

Box 2161, Boise, Idaho

TO THE STATE RECLAMATION ENGINEER

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published

at my expense in the

Gooding Leader

of

Gooding Idaho

published in the

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

Sam Schuyler
Sam Schuyler

owner

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well known and competent engineer.)

I hereby certify that the facts set forth in the attached notice are true.

Engineer

NOTICE OF PROOF OF COMPLETION OF WORKS

10/1/63
DEC 18 1964and
APPLICATION OF WATER TO BENEFICIAL USE

Department of Reclamation

Notice is hereby given that at 10:00 M., on the 5th day of February 19 65, at Boise, County of Ada, State of Idaho, before Sharron Deroin, Notary Public, at (address) 224 Idaho Building, proof will be submitted of the completion of works for the diversion of 3 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-28440, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Sam Schuyler, Route # 2, Wendell, Idaho

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 3 cubic feet per second.

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

4. The point of diversion of said water is NW1/4, Section 1, T8S-R15E, B.M.

5. The place where said water is used is NW1/4, Sec. 1, T8S-R15E, B.M.

6. The date of priority which said user is prepared to establish is 2/8/60

CARL E. TAPPAN

State Reclamation Engineer

28440 6

Re: Permit No. G-28440
Sam Schuyler

Date: Dec. 18, 1964

Gooding Leader
Gooding, Idaho.

Gentlemen:

Enclosed you will find Notice for Publication, once a week for four consecutive weeks prior to February 5, 1965 the date set for proof; the expense of the publication is to be paid by the ~~applicant~~ Idaho Land and Appraisal Service of Box 2161, Boise, Idaho to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

Carl E. Tappan
CARL E. TAPPAN
State Reclamation Engineer

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

Re: Permit No. G-28440
Sam Schuyler

December 18, 1964

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

Dear Mr. McDowell:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-28440, in the name of Sam Schuyler, Final Proof is to be made before Sharon Doreia as Notary on the 5th day of February, 1965, at 10:00 o'clock A.M., at 224 Idaho Building, Boise, Idaho.

As of this date, we have mailed the Notice to the Gooding Leader Gooding, Idaho, with instructions to publish it once a week for 3 consecutive weeks prior to the date set for final proof and then mail the Affidavit of Publication and statement of costs to you.

It is important that the enclosed depositions be executed by the permit holder and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the time, on the date and before you, as Notary, as stated in the publication notice. It is very important and necessary that each question be answered in detail.

In returning the depositions to this office, be sure that all copies have been signed, that your Notary's seal has been placed on each and that all depositions, (holder and two witnesses) are being returned. Also be sure to enclose the AFFIDAVIT OF PUBLICATION.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:prk
cc: Applicant

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

Dec. 1, 1964

Re: Permit No. G- 28440 O Sam Schryler

Idaho Land & Appraisal Service
Boise, Idaho

Gentlemen:

The date for proofs of Completion of Works and Application of water to beneficial use, as set out under terms of Permit No. G- 28440 are due not later than **Feb. 17, 1965**

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

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

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

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

Very truly yours,

CARL E. TAPPAN

State Reclamation Engineer

Enclosures Form 36 and 11

cc: Sam Schryler
Route #2,
Wendell, Idaho

28440

March 4, 1960

Re: Permit Numbers
G-28439 - Roy Vader
G-28440 - Sam Schuyler
G-28441 - Charles F. McDonald

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

Dear Mr. McDowell:

We enclose the above listed permits, 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-4616, which was issued covering payment in the amount of \$17.75, which includes the filing fee of the above mentioned permits as follows: G-28439 - \$6.50; G-28440 - \$5.50; G-28441 - \$5.75.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

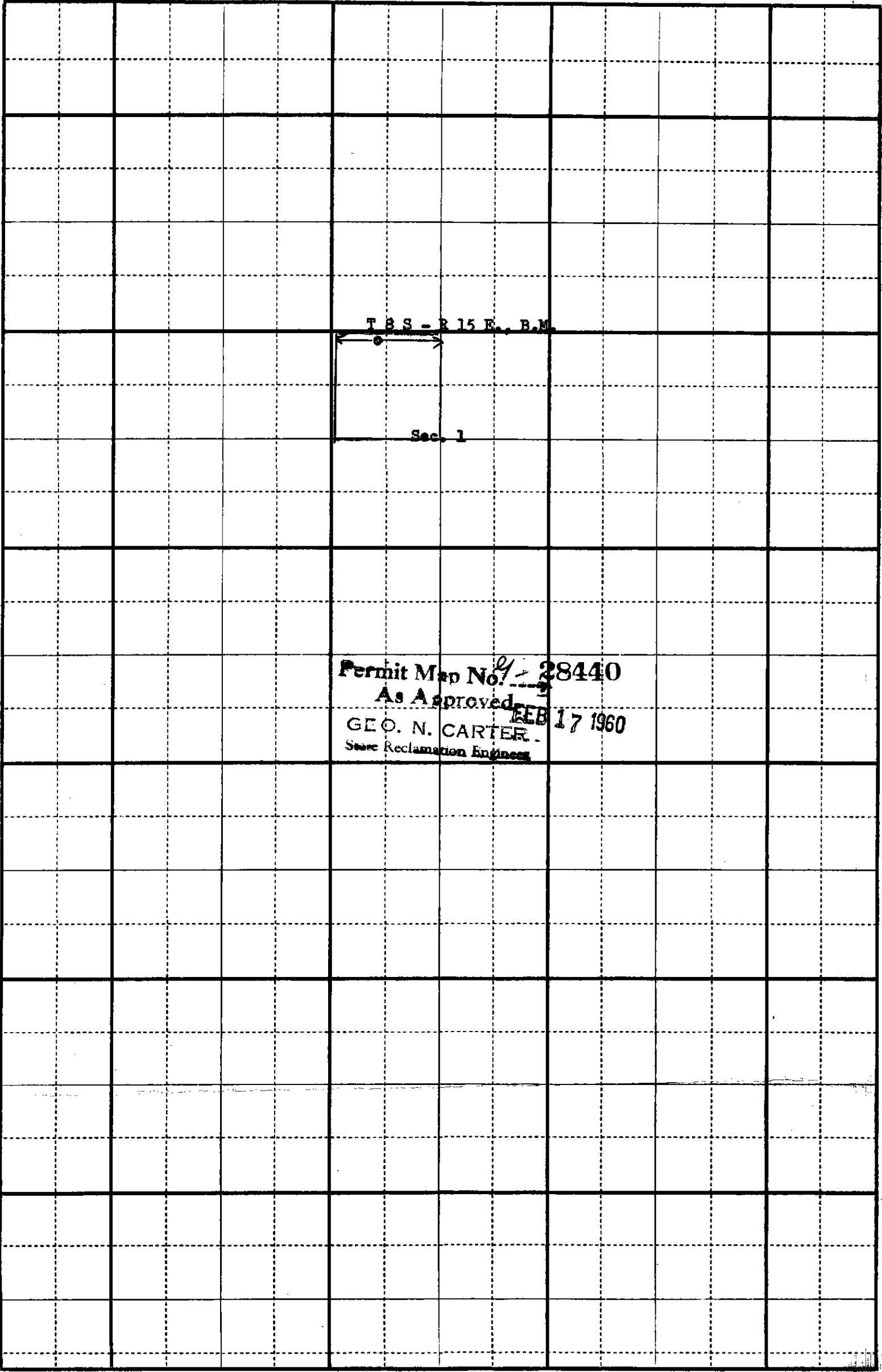
(Mrs.) Edna P. Rule
Chief Clerk

Encl.
EPR:pmk
cc: Roy Vader
Sam Schuyler
Charles F. McDonald

28441C

NAME OF APPLICANT W. Schuyler

Form No. 0



Permit Map No. 28440
As Approved
GEO. N. CARTER
State Reclamation Engineer

FEB 17 1960

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

28440

**NOTICE OF PROOF OF
COMPLETION OF WORKS**

And

**APPLICATION OF WATER TO
BENEFICIAL USE**

Notice is hereby given that at 10:00 a.m., on the 5th day of February 1965, at Boise, County of Ada, State of Idaho, before Sharron Deroin, Notary Public, at 224 Idaho Building, proof will be submitted of the completion of works for the diversion of 3 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-28440, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Sam Schuyler, Route No. 2, Wendell, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 3 cubic feet per second.

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

4. The point of diversion of said

water is NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 1, T8S-R15E, B.M.

5. The place where said water is used is NW $\frac{1}{4}$, Sec. 1, T8S-R15E, B.M.

6. The date of priority which said user is prepared to establish is 2-8-60.

Carl E. Tappan,
State Reclamation Engineer

28440 10-13