

Rge 3E

To Boise

Thrup. 3N.

29

31

4

5

30

28

35 Acres

Area - 35 ACRES ESTIMATED FROM APCS PHOTO

SUBD -

Q - ALLOW .70 cfs IRRIGATION

ALLOW .05 cfs STOCK WATER

ALLOW .02 DOMESTIC

TOTAL = .77 cfs.

Garth G. Eckert *sprinkler* *Contractor*
7400 Warm Springs Ave.
Boise, Idaho

Permit No. G-30216

Examination for Completion of Works & Beneficial Use

County Ada

Quantity: .77 c.f.s. ²⁸
Sec. 29 T. 3N R. 3E

Source: Subterranean
1. 6" 92' H-37' Q-80 gpm
2. 6" 78' 38' 70
3. 12" 400' 150' 100
4. 86' 44' 350

P.D.: 4 wells: E $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 29; E $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 28,
T. 3 N, R. 3 E, B.M.

Use: Irrigation and domestic

Extension:

Protest:

Completion of Works:

Other Rights:

Filed: September 28, 1961

Due: October 6, 1966

Made: October 11, 1966

Priority: October 3, 1966

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.

10-11-66
10-6-66

1 5

9-28-61

5

9-33-61-10-3-61

#1 1 HP.
ACUZZI # C56L28C
2 40 gal storage
Domestic & Lawn
1/2" 1"

#2 700 LBS
1 HP

68CU 2 FM ETC.
1"
120 gal storage

#4 12 HP CLK. V. +
ACUZZI
6" DISCHARGE

#3 TRACTOR POWERED
LIFT FOR SUPPLEMENTAL

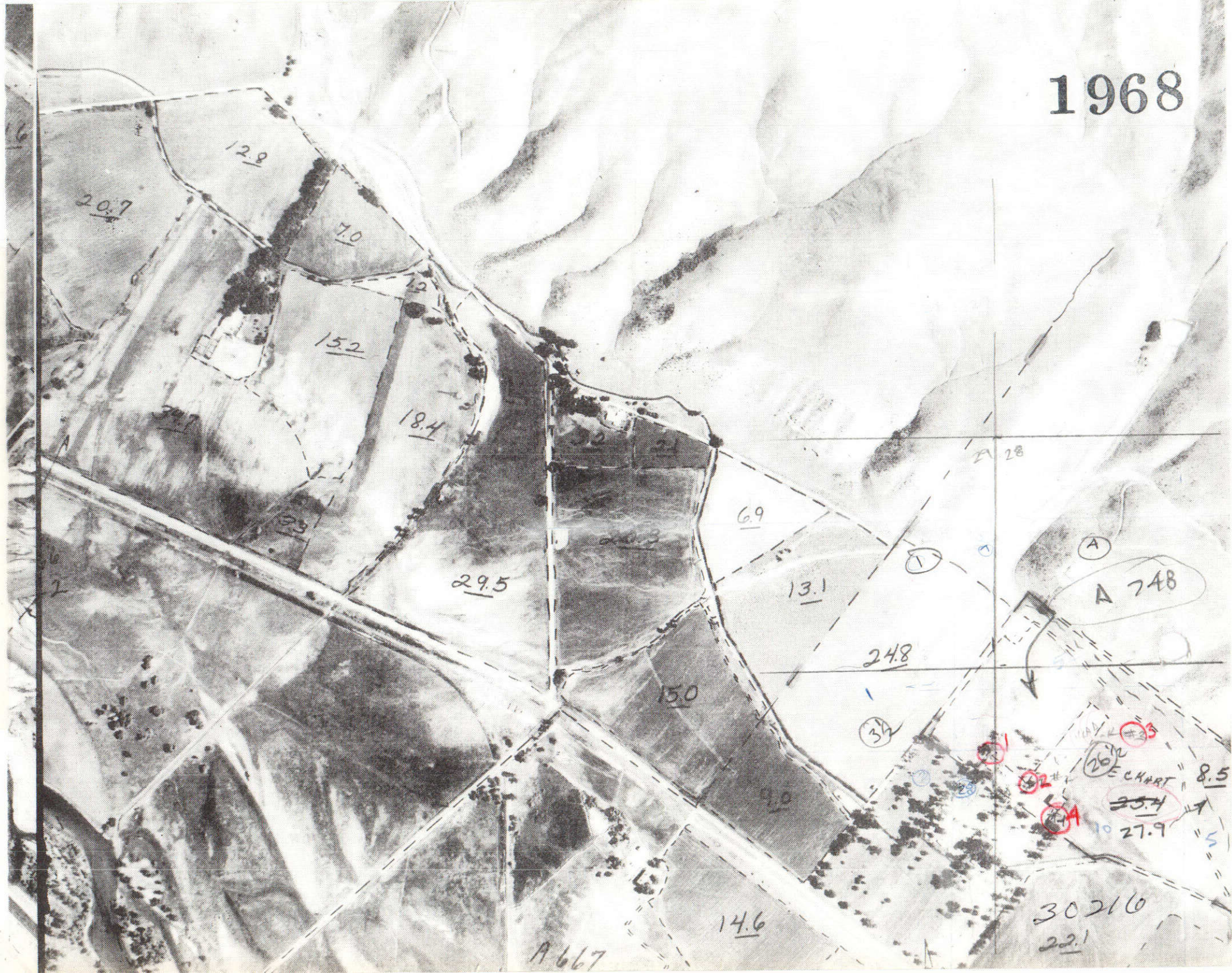
#3 40"

HY 35" 6" DISCHARGE

12 AXES.

9/64" RAISED 30. @ 45 lbs
(26 002)

1968



RECEIVED

AUG 6 1968

Department of Reclamation

STATE OF IDAHO, }
COUNTY OF ADA } ss.

Georgene Davis, being duly sworn,
deposes and says: That she is the Principal Clerk of The Idaho
Daily Statesman, a daily newspaper printed and published at
Boise, Ada County, State of Idaho, and having a general circula-
tion therein and which said newspaper has been continuously and
uninterruptedly published in said County during a period of
twelve consecutive months prior to the first publication of the
notice, a copy of which is attached hereto; that said notice was
published in the regular edition of The Idaho Daily Statesman for

~~XXX~~ Two weekly consecutive insertions, beginning with the
issue of June 29, 19 68, and ending with the
issue of July 6, 19 68.

Georgene Davis

Subscribed and sworn to before me this 6th day of

August, 19 68.

Jana A Young
Notary Public for Idaho, Residing at Boise, Idaho

OK
dj

NOTICE OF CORRECTION OF LEGAL NOTICE PUBLISHED UNDER THE PROVISIONS OF SECTIONS 42-214, 42-217, IDAHO CODE

Notice is hereby given that the legal notice printed in the Idaho Evening Statesman on September 12, 19, 26, and October 3, 1966, showing that Garth Eckert was to make proof of completion of works and beneficial use of water October 11, 1966, on Permit No. G-30216 was in error. The point of diversion was given as 4 wells in the E 1/4 NE 1/4, Sec. 29 and E 1/4 NW 1/4, Sec. 28, T. 3 N. R. 3 E. B.M.; whereas, the actual points of diversion are 1 point in SE 1/4 NE 1/4, Sec. 29, 3 points in SW 1/4 NW 1/4, Sec. 28, T. 3 N. R. 3 E. B.M.

That any protests against the approval of the depositions made October 11, 1966, must be filed at the Department of Reclamation, Boise, Idaho, within forty (40) days from the date of this notice, and such protest shall state the name and address of the protestant and shall clearly set forth his objection to the approval of said proof of completion of works and beneficial use of water.

Dated this 26th day of June, 1968.

R. KEITH HIGGINSON
State Reclamation Engineer
Pub, June 29, July 6, 1968.

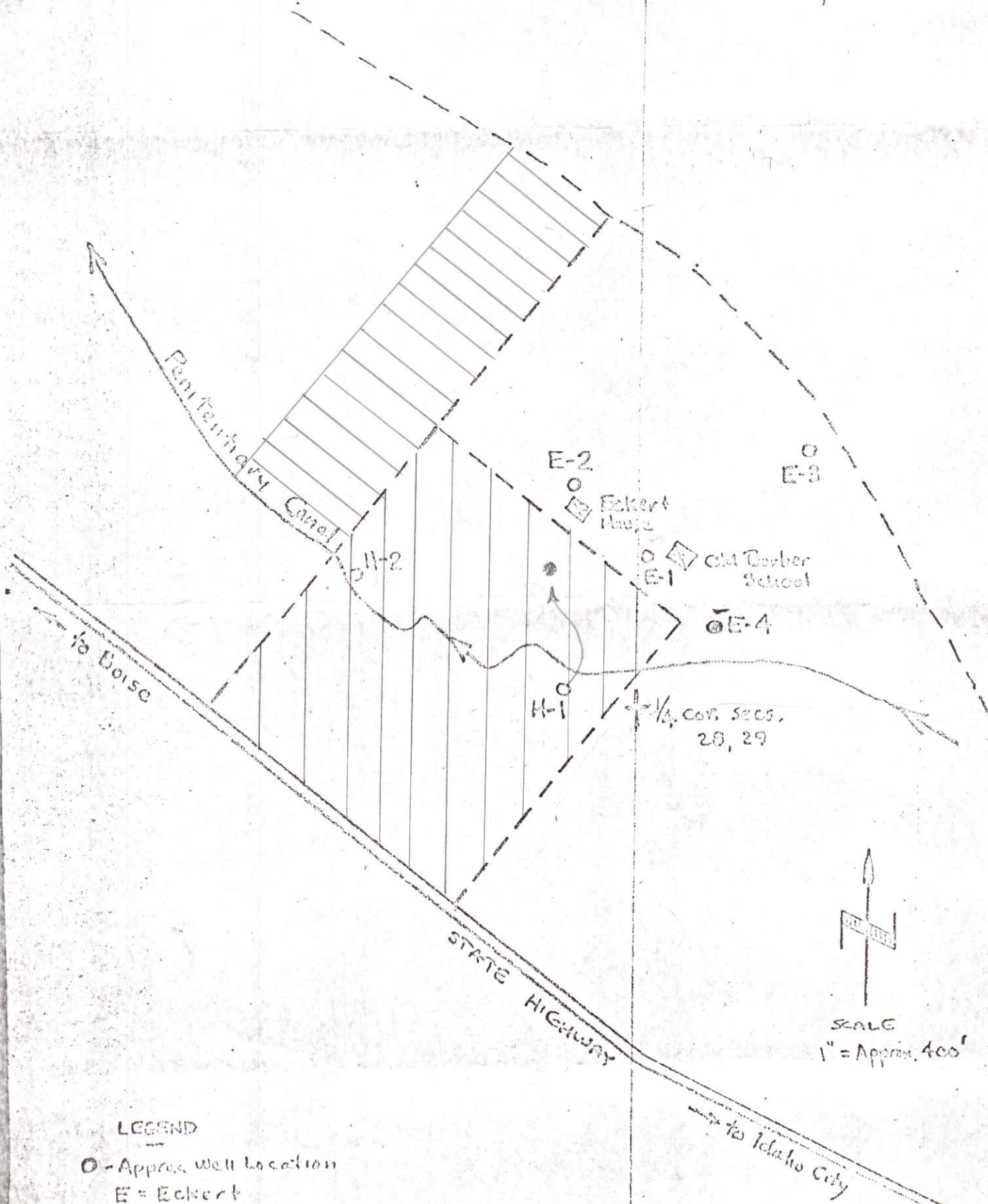
dy

30216

29 28

Sec. corner

T. 3 N., R. 3 E. E.M.
Ada Co., Idaho



LEGEND

- O - Approx. well location
- E = Eckert
- H = Harris

 Lands irrigated by well H-1

 A portion of the Lands irrigated by well H-2

File 354
5-16-68 K.C.A.

29 28

Sec. corner

T. 3N, R. 3E, BM.
Ada Co., Idaho

Harris
domestic
(+)

E1 } G-30216
E3 } Sept 23 1961
E4 }

Penitentiary Canal

original pd

E-2

Eckert
House

Old Barber
School

E-4

119' 1345 June 21

H-1

1/4 con. secs.
28, 29

205' 2
Cave

well

to Boise

STATE
HIGHWAY

to Idaho City



SCALE
1" = Approx. 400'

LEGEND

- - Approx. well location
- E = Eckert
- H = Harris

File 354
5-16-68 K.C.A.

RECEIVED
OCT 18 1966

Department of Reclamation

COUNTY OF ADA }
STATE OF IDAHO } ss.

Georgene Davis, being duly sworn
deposes and says: That she is the Principal Clerk of The Idaho
Evening Statesman, a daily newspaper printed and published at
Boise, Ada County, State of Idaho, and having a general circula-
tion therein and which said newspaper has been continuously
and uninterruptedly published in said County during a period of
twelve consecutive months prior to the first publication of the
notice, a copy of which is attached hereto; that said notice was
published in the regular Monday edition of The Idaho Evening
Statesman in conformity with Sec. 60-108, Idaho Code, for
four consecutive weekly insertions

beginning with the issue of September 12, 1966,
and ending with the issue of October 3, 1966.

Georgene Davis, Principal Clerk

Subscribed and sworn to before me this 14th day of

October, 1966.

Levin H. Stephenson
Notary Public for Idaho, Residing at Boise, Idaho

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 11th day of Oc-
tober, 1966, at Boise, County of Ada,
State of Idaho before R. H. Copples,
Notary Public at 530 First National
Bank Building, Boise, Idaho, proof
will be submitted of the completion
of works for the diversion of 0.77
cubic feet per second of under-
ground water from four wells, and
of the application to beneficial use
of said water, in accordance with
the terms and conditions of Permit
No. G-30216, heretofore issued by
the Department of Reclamation of
the State of Idaho.

1. The name and postoffice ad-
dress of the person or corporation
holding said permit is Garth Eck-
ert, 7400 Warm Springs Avenue,
Boise, Idaho.

2. Said works of diversion will be
fully completed on the date for such
completion, and the amount of wa-
ter which said works are capable
of conveying to the place of use is
0.77 cubic feet per second, 350 gal-
lons per minute.

3. The use to which said water has
been applied is irrigation and live-
stock purposes and the amount ap-
plied to beneficial use is 0.77 cubic
feet per second.

4. The point of diversion of said
water is from 4 wells in the E½ of
the NE¼ of Section No. 29, and the
E½ of the NW¼ of Section No. 28,
T3N R3E Ada County, Idaho.

5. The place where said water is
used is W½NW¼, Sec. 28, E½NE¼,
Sec. 29 T. 3 N., R. 3 E., B.M.

6. The date of priority which said
user is prepared to establish is
September 28, 1961.

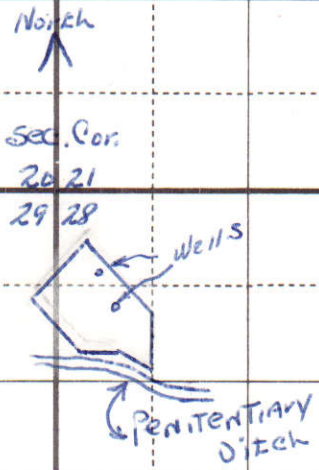
R. KEITH HIGGINSON
State Reclamation Engineer
Pub. Sept. 12, 19, 26, Oct. 3.

30216

NAME OF APPLICANT Garth G. ECKERT

Form No. 0

E 1/2 - NE 1/4 Sec. 29
W 1/2 - NW 1/4 Sec. 28



T3N R3E

Permit Map No. 30216
As Approved
GEO. N. CARTER
State Reclamation Engineer
OCT 6 1961

30216

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5577
WATER RIGHT NO(S). 63-00184/63-00365/63-02973
63-03261/63-07103

This is to certify that: **DALLAS HARRIS**
3051 WISE WAY
BOISE ID 83712

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 63-02973 :			
IRRIGATION	03/01 to 11/15	0.42 CFS	108.0 AF
Priority: 12/28/1953			
Right No. 63-03261 :			
IRRIGATION	04/01 to 11/01	0.70 CFS	158.0 AF
Priority: 10/03/1961			
Right No. 63-07103 :			
IRRIGATION	04/01 to 11/01	1.20 CFS	363.0 AF
Priority: 06/25/1968			
	SUBTOTAL:	* 2.32 CFS	627.8 AF *
Right No. 63-00184 :			
IRRIGATION	03/01 to 11/15	2.24 CFS	504.0 AF
Priority: 06/01/1869			
Right No. 63-00365 :			
IRRIGATION	03/01 to 11/15	10.70 CFS	2593.6 AF
Priority: 07/02/1902			
	TOTAL:	** 11.80 CFS	2655.0 AF **

SOURCE

TRIBUTARY OF

Right No. 63-02973, 63-03261 & 63-07103 :
GROUNDWATER

Right No. 63-00184 :
BOISE RIVER

SNAKE RIVER

Right No. 63-00365 :
WARM SPRINGS CREEK

BOISE RIVER

MICROFILMED

1987 2 2 2000

TRANSFER NO. 5577
WATER RIGHT NO(S). 63-00184/63-00365/63-02973
63-03261/63-07103

LOCATION OF POINT(S) OF DIVERSION:

Right No. 63-02973, 63-03261 & 63-07103 :
 SENE, Sec. 29, Township 03N, Range 03E

Right No. 63-00184 :
 Lot 9 (SWSE), Sec. 33, Township 03N, Range 03E

Right No. 63-00365 :
 NESW, Sec. 20, Township 03N, Range 03E

ADA County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>		<u>ACRES</u>		<u>ACRES</u>		<u>ACRES</u>	<u>TOTAL</u>
03N	03E	19	Lot 4 (NESW)	4	Lot 5 (SESW)	1	NESE	18	
			SWSE	10	SESE	28			61
		20	NESW	7	NWSW	24	SWSW	36	
			SESW	20	SWSE	1			88
		28	SWNW	6	NESW	18	NWSW	31	
			Lot 2 (SWSW)	1	Lot 1 (SESW)	19			75
		29	NENE	33	NWNE	38	SWNE	17	
			SENE	13	NENW	15	NWNW	34	
			Lot 5 (SWNW)	38	SENE	15	Lot 3 (NESW)	20	
			Lot 4 (NWSW)	19	Lot 4 (SWSW)	2	Lot 3 (SESW)	8	
			NESE	27	NWSE	38	Lot 2 (SWSE)	17	
			Lot 1 (SESE)	2					336
		30	NENE	20	NWNE	3	SENE	7	30
Total number of acres irrigated:									*** 590

CONDITIONS OF APPROVAL AND REMARKS

1. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
4. Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.

MICROFILMED
 JUN 22 2000

TRANSFER NO. 5577
WATER RIGHT NO(S). 63-00184/63-00365/63-02973
63-03261/63-07103

CONDITIONS OF APPROVAL AND REMARKS

5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
- *** 6. Right 63-00184 is limited to the irrigation of 112 acres within the place of use described above in a single irrigation season.
- *** 7. Right 63-00365 is limited to the irrigation of 533 acres within the place of use described above in a single irrigation season.
- *** 8. Right 63-02973 is limited to the irrigation of 24 acres within the place of use described above in a single irrigation season.
- *** 9. Right 63-03261 is limited to the irrigation of 35 acres within the place of use described above in a single irrigation season.
- *** 10. Right 63-07103 is limited to the irrigation of 80.5 acres within the place of use described above in a single irrigation season.
11. Use of water under Right 63-00184 will be regulated by the watermaster of State Water District No. 63, Boise River.
12. Use of water under Right 63-00365 will be regulated by the watermaster of State Water District No. 63-T, Warm Springs Creek.
- * 13. Rights 63-02973, 63-03261 and 63-07103 when combined shall not exceed a total diversion rate of 2.32 cfs, a total annual maximum diversion volume of 627.8 af at the field headgate, and the irrigation of 139.5 acres.
14. The period of use for the irrigation described in this approval for Rights 63-03261 and 63-07103 may be extended to a beginning date of 3/1 and an ending date of 11/15 provided that beneficial use of the water can shown and other elements of the right are not exceeded. The use of water before 4/1 and after 11/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
15. The wells previously used under Rights 63-02973 and 63-03261 located in Section 28, Twp. 3N, Rge. 3E, shall be abandoned in a manner which complies with Department well abandonment rules.
- ** 16. The total instantaneous diversion of water from all points of diversion under Transfer 5577 shall not exceed 11.80 cfs, nor total combined annual volume of 2655.0 af, and the irrigation of 590 acres.

Dated this 12th day of May, 2000.

MICROFILMED

JUN 22 2000

L. Glen Saptor
Chief, Water Allocation Bureau

WATER LICENSE

Water License No. G-30216 Priority October 3, 1961 Amount 0.77 c.f.s.

(late proof)

THIS IS TO CERTIFY, that Garth G. Eckert

of Boise, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated September 28, 1961; that Permit G-30216 was issued pursuant to said application; that the proposed works were completed on or about #1-1958, #2-1960, #3-1966 & #4-1966, with a storage/or carrying capacity of estimated 2.29, said works consisting of 4 wells, storage tanks, pumps and motors; and that on October 11, 1966, proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 158 acre feet per season, with a maximum rate of diversion of 0.77 cubic feet per second of the waters of 4 wells, tributary of subterranean flows, for the purpose of irrigation from April 1 to November 1; and for stock water from January 1 to December 31; and for domestic from January 1 to December 31; 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 SE 1/4 NE 1/4, Sec. 29, T. 3 N., R. 3 E., B.M., and other additional points 3 points in the SW 1/4 NW 1/4, Sec. 28, Twp. 3 N., Rge. 3 E., B.M., in the County of Ada; 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 158 acre feet per year.

Description and location of place of use:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
3 N	3 E	28						4	27										31
		29	1			3													4

Total number of acres irrigated 35

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

8th day of August, 19 68.

R. Keith Higgins
State Reclamation Engineer

63 2261

30216

63-3261

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 38249
Permit No. G- 30216
District No.

1. Name of Applicant: Garth G. Eckert
7400 Warm Springs
Postoffice address: Boise County: Ada State: Boise, Idaho
2. Quantity of water claimed: 350 gallons per minute or 0.77 c.f.s.
 (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 NW $\frac{1}{4}$ and NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 28
 Twp. 3 N , Rge. 3 E , B.M., County of Ada
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 $\frac{1}{4}$ 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: Pumping well for irrigation
8. Estimated cost of works: \$ 6,000.00
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: None
 (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 (b) 350 g.p.m. (cubic feet per second, inches or gallons per minute) is for new lands.

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

Applicant.

Agent.

Corrected application received:

The number of this permit is G— 30216

Recorded in Book 106 Page 30216 Approved October 6, 1961

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 **April 6, 1964**

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 **October 6, 1966**

Witness my hand this 6th day of October, 1961

s/ RALPH W. THOMAS
Deputy 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 6th
day of October, 1961

Countersigned:

STATE OF IDAHO

(SEAL)

By s/ ROBERT E. SMYLIE
Governor

S/By ARNOLD WILLIAMS
PAULA L. FLEENOR, *Secretary of State.*
Deputy Secretary of State

12.

[illegible]

POINT OF DIVERSION AMENDMENT

Comes now Garth G. Eckert and represents to the State Reclamation Engineer of the State of Idaho: That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. G-30216. That the point of diversion is described in said Permit as being located: 2 wells, one in the NW¹/₄ of the NW¹/₄, the other in the SW¹/₄ of the NW¹/₄, Section 28, Twp. 3N., Rge. 3 E.B.M. That he now requests that the point of diversion be changed to a point located: 4 wells in the E¹/₂ of the NE¹/₄ of Section 29, and the E¹/₂ of the NW¹/₄ of Section 28, Twp. 3 N., Rge 3 E.B.M., Ada County, Idaho. That the reason for desiring to make such change is as follows: The new points of diversion were better suited to obtain the necessary water. That no one will be injured by such change, and that such change will be made at Permit Holder's own risk. Signed at Boise, Idaho this 1st day of September, 1966.

/s/ Garth G. Eckert

Date of Receipt at Department of Reclamation: September 6, 1966

APPROVAL OF STATE RECLAMATION ENGINEER

I, R. Keith Higginson, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. G-30216. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

/s/ R. KEITH HIGGINSON
State Reclamation Engineer

Recorded in book 106 of permits, at page G-30216, September 7, 1966

LICENSE ISSUED FOR 0.77 SEC. FT.
LICENSE PAGE NO. 30216.

See amendment to point of diversion in file.

MEMORANDUM

TO: FILE 63-03261

FROM: VAULT

RE: TRANSFER # 5577

DATE: 12/17/99

=====

**Original Transfer Application, Form and correspondence regarding the above
referenced Transfer is located within:**

FILE # 63-00184

MICROFILMED
JUN 22 2000

Dallas Harris

2.24 cfs right from penitentiary ditch
w/1869 priority

2.95 a.f./acre storage for 159.85 acres
from Board of control

totals @ 3.1 acre ft/acre surface water
right.

MICROFILMED

JUN 22 2000

P.P. needs amended

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. G-30216

REPORT ON PROOF OF Completion of Works & Beneficial Use

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

Permit No. G-30216

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant Garth G. Eckert

2. Source of water supply: Subterranean

3. Location of point of diversion: Is in the E¹/₄NE¹/₄ of Section 29
E¹/₄NW¹/₄ 28

T. 3 N R. 3 E County of Ada

4. Describe works as they exist, giving dimensions and capacities of same:

- PO #1 1 HP Jucuzzi, SUBMERSIBLE C56LC2 2 to gal
STORAGE TANKS, 1" DISCHARGE FOR DOMESTIC & LAWN IRRIGATION
- PO #2 1 HP ELEC. PUMPS 68 CU. 1" DISCHARGE TO 120 gal STORAGE PRESSURE
FOR STOCK WATER, PDS 1.2 HP ELEC. VERT TUBING FOR SUPPLEMENTAL
IRRIGATION & SOIL WATER. # (NOT PRESENTLY EQUIPED, USED AS SUPPLEMENTAL TRACTOR POWER)

5. Water is used for: Irrigation and domestic

6. State whether or not water has been turned into works of diversion: YES

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

E¹/₄NW¹/₄, Sec. 28; E¹/₄NE¹/₄, Sec. 29, T. 3 N, R. 3 E, B.M. (38 acres)

1 - NE¹/₄NE¹/₄; 2 - SE¹/₄NE¹/₄; 7 - NW¹/₄NW¹/₄; 28 - SW¹/₄NW¹/₄

(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. GARTH G. ECKERT PRESENT

26 - 7/64" NO2 PUMPING 30 POUNDS @ APPROX 75 lbs
SUSTAIN PRODUCES APPROX 2022 cfs FROM
WELL #1

ALLOW 1" / ACRE / 35 ACRES. ALLOW 15 gpd
FOR a head stock - 150 HEAD AVERAGE (NOT TO EXCEED PERMIT)
ALLOW .02 FOR DOMESTIC

This examination was made on the 27 TH day of FEB, 1968.

(Signed) DR

Examiner.

8-7-68

Exam - PERMIT NOW GRANTING, DR

30216

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.

10-11-66
10-6-66
1 5
9-28-61
5
7-33-61 10-3-61

Garth G. Eckert *sprinkler* *constructed*
7400 Warm Springs Ave.
Boise, Idaho

Permit No. G-30216

Examination for Completion of Works & Beneficial Use

County Ada

Quantity: .77 c.f.s.
Sec. 28 T. 3N R. 3E

Source: Subterranean
1. 6" 92' H-37' Q-80 gpm
2. 6" 78' 38' 70
3. 12" 400' 150' 140
4. 6" 124' 350

P.D.: 4 wells: E1/2NE1/4, Sec. 29; E1/2NW1/4, Sec. 28,
T. 3 N, R. 3 E, B.M.

Use: Irrigation and domestic
STOCK WATER 150 ACR.

Extension:

Protest:

Completion of Works:

Other Rights:

Filed: September 28, 1961

Due: October 6, 1966

Made: October 11, 1966

Priority: October 3, 1961

late paid

#1 1 HP.
ACUZZI # CORING
240 gal storage
Domestic & Lawn
1" 1"

#2 PROPOSED
1 HP

680 U-7 E M 40
1"
120 gal storage

#4 12 HP CIV. V. +
ACUZZI
6" DISCHARGE

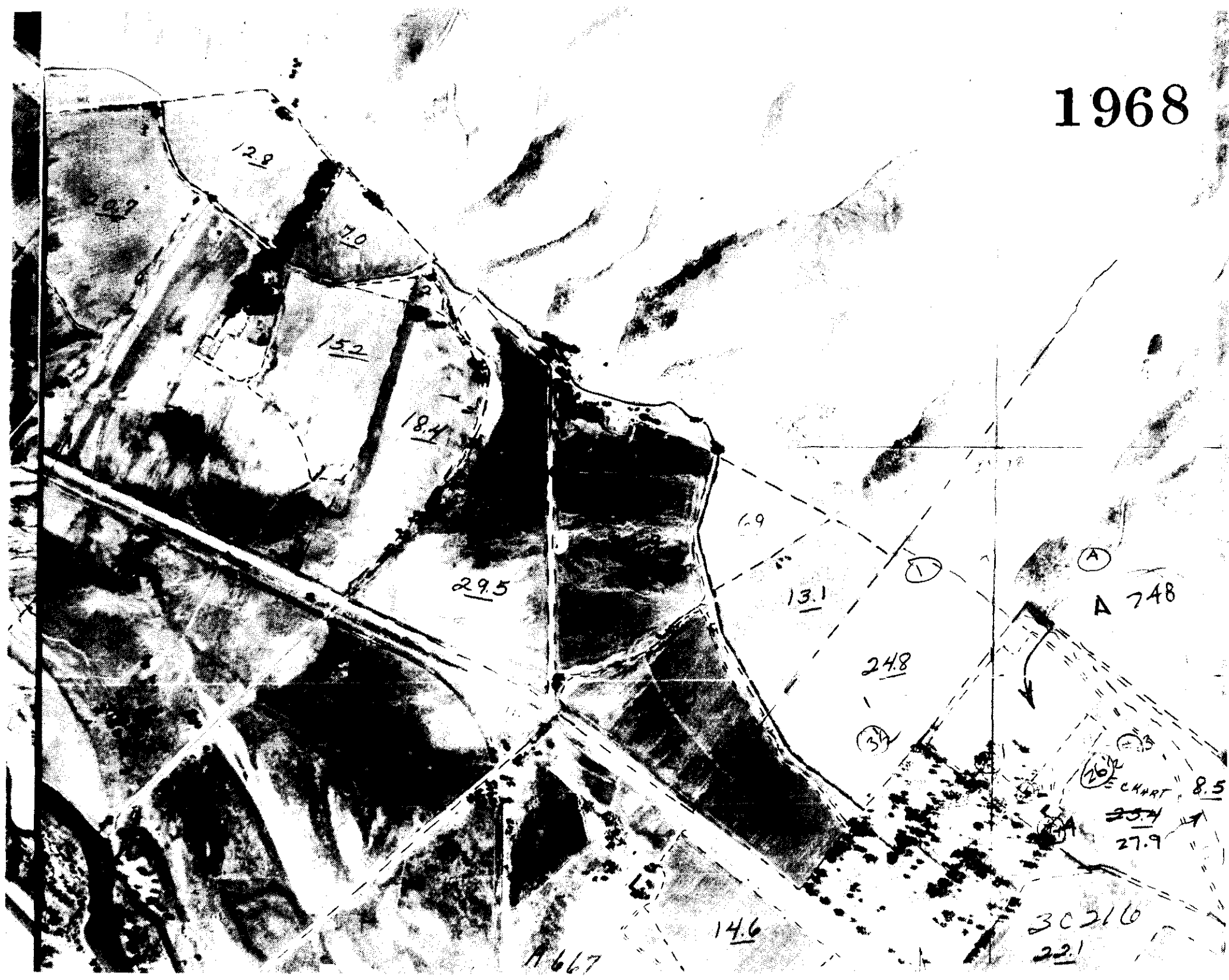
#3 TRACTOR POWERED
LIST FOR SUPPLY

#3 40"

#4 35" 6" DISCHARGE
-12 1/2"

9/64" RAISED 30. @ 45/100
(26 002)

1968



August 8, 1968

Re: Permit No. G-30216

Garth G. Eckert
7400 Warm Springs
Boise, Idaho

Dear Mr. Eckert:

Enclosed you will find your Water License on the above
numbered permit.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kh

Enclosure

30216

RECEIVED

AUG 6 1968

Department of Reclamation

STATE OF IDAHO, }
COUNTY OF ADA } ss.

Georgene Davis, being duly sworn,
deposes and says: That she is the Principal Clerk of The Idaho
Daily Statesman, a daily newspaper printed and published at
Boise, Ada County, State of Idaho, and having a general circula-
tion therein and which said newspaper has been continuously and
uninterruptedly published in said County during a period of
twelve consecutive months prior to the first publication of the
notice, a copy of which is attached hereto; that said notice was
published in the regular edition of The Idaho Daily Statesman for

~~the~~ Two ^{weekly} consecutive insertions, beginning with the
issue of June 29, 19 68, and ending with the
issue of July 6, 19 68.

Georgene Davis
Subscribed and sworn to before me this 6th day of

August, 19 68

Jana A Young
Notary Public for Idaho, Residing at Boise, Idaho



30210

August 6, 1968

Re: Permit No. G-30216

Garth G. Eckert
7400 Warm Springs
Boise, Idaho

Dear Mr. Eckert:

A representative of this department has made an examination of the works covered by your permit G-30216 and has found the following:

Quantity of water diverted: .77 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: .77 c.f.s.

Purpose of use: .70 c.f.s. for irrigation of
35 acres in the W $\frac{1}{2}$ NW $\frac{1}{4}$, sec. 28; E $\frac{1}{2}$ NE $\frac{1}{4}$, sec. 29, T. 3 N, R.
3 E, B.M. and .05 c.f.s. for stock water and .02 c.f.s. for
domestic use

The priority date established is: October 3, 1961. (late proof of 5 days)

A fee totaling \$ 13.00 must be received within 30 days from the date of this letter in order that we can issue you the Certificate of Completion of Works and the License and Certificate of Water Right as described above.

Very truly yours,

Donald W. McKelowney
Appropriation Examiner

DWM:ks

30216

**PRONTO -
IMMEDIATELY**

W-422
\$13.00 pd.

August 6, 1968

Re: Permit No. G-30216

Garth G. Eckert
7400 Warm Springs
Boise, Idaho

Dear Mr. Eckert:

A representative of this department has made an examination of the works covered by your permit G-30216 and has found the following:

Quantity of water diverted: .77 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: .77 c.f.s.

Purpose of use: .70 c.f.s. for irrigation of
35 acres in the W $\frac{1}{2}$ NW $\frac{1}{4}$, sec. 28; E $\frac{1}{2}$ NE $\frac{1}{4}$, sec. 29, T. 3 N, R.
3 E, E.N. and .05 c.f.s. for stock water and .02 c.f.s. for
domestic use

The priority date established is: October 3, 1961. (late proof of 5 days)

A fee totaling \$ 13.00 must be received within 30 days from the date of this letter in order that we can issue you the Certificate of Completion of Works and the License and Certificate of Water Right as described above.

Very truly yours,

Donald W. McKidney
Appropriation Examiner

DW:ks

30 216

MEMORANDUM

TO: JACK BARNETT

FROM: SHERL L. CHAPMAN

SUBJECT: Reported Well Interference in the Barber Flat Area

Jack Barnett and I visited the Garth Eckert and Dallas Harris ranches on June 24, 1968. Five wells were located, three belonging to Mr. Eckert and two belonging to Mr. Harris. A sixth well, E-3 (see attached sketch by Keith Anderson) belonging to Mr. Eckert was not located. Two of Mr. Eckert's wells, E-1 and E-2 were pumping. Well E-2, 90 feet deep supplies Mr. Eckert's residence while well E-1 presently supplies the domestic needs of a trailer house nearby. Well E-4, 86 feet deep, is equipped with an airline and meter which indicated a depth to water of 49 feet at 1:45 P.M. Mr. Harris' wells were both pumping primarily for irrigation with minor domestic supply for trailer houses in the area. Well H-1, 90 feet deep, appears to be located about 150 yards north of where it is shown in the attached sketch and approximately 100 yards from the Garth Eckert residence. Well H-2, 101 feet deep, is used to irrigate land west of the old Barber Trailer Court and is presently supplying one line of sprinklers.

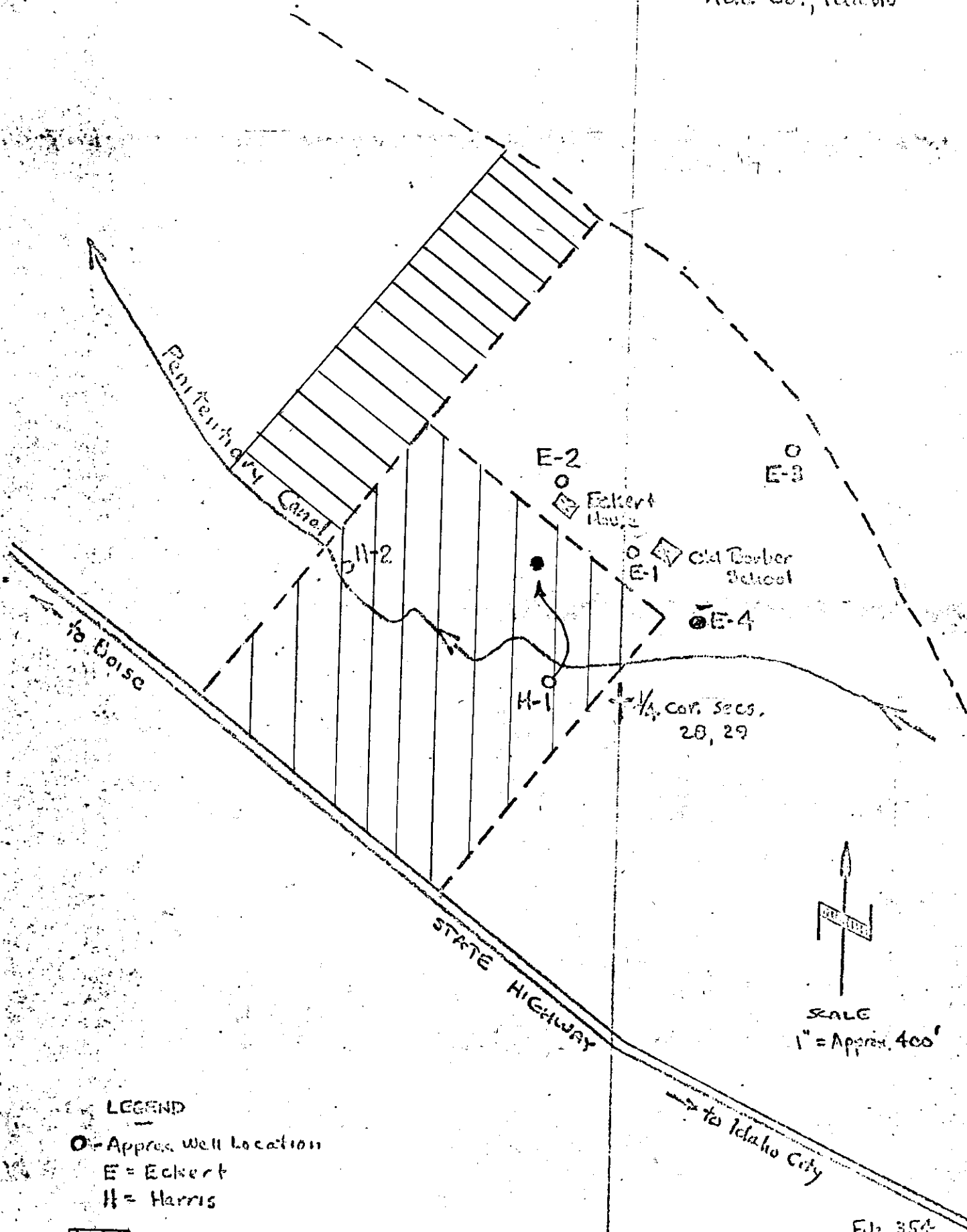
The four Eckert wells are under Permit G-30216⁶³⁻³²⁶¹ with a priority date of October 3, 1961. The Harris well H-1 was filed on May 28, 1962 but the permit³⁰⁵¹² was cancelled on October 5, 1967 for failure to submit proof of completion of works and beneficial use. Well H-2 was completed May 2, 1967 by Mechanical Incorporated and filed on May 8, 1968. This application is pending approval under protest by Garth Eckert.

The wells of both parties pump water from sand and gravel strata below a depth of 30 to 38 feet. The water encountered is under low artesian pressure with static levels of 30 to 44 feet below land surface. The proximity of the wells and the character of the aquifer would indicate that interference between wells of the parties involved is possible.

29 | 28

Sec. corner

T. 3N., R. 3E. 6M.
Ada Co., Idaho



LEGEND

○ - Approx. Well Location

E = Eckert

H = Harris



Lands irrigated by well H-1



A portion of the Lands irrigated by well H-2

SCALE
1" = Approx. 400'

File 354
5-16-68 K.C.A.

RECEIVED

APR 15 1968

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Department of Reclamation

APPLICATION FOR AMENDMENT

Permit No. G-30216

Comes now GARTH G. ECKERT of (address) _____

7400 Warm Springs Avenue, Boise, Ida, and represents to the State Reclamation
Engineer of the State of Idaho:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. G-30216, and requests that the permit and permit map be changed as follows:

1. Point of diversion: SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 29, T. 3 N,
R. 3 E, B.M. Other points of diversion 3 points in the SW $\frac{1}{4}$, sec. 28, T. 3 N,
R. 3 E, B.M.

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.)

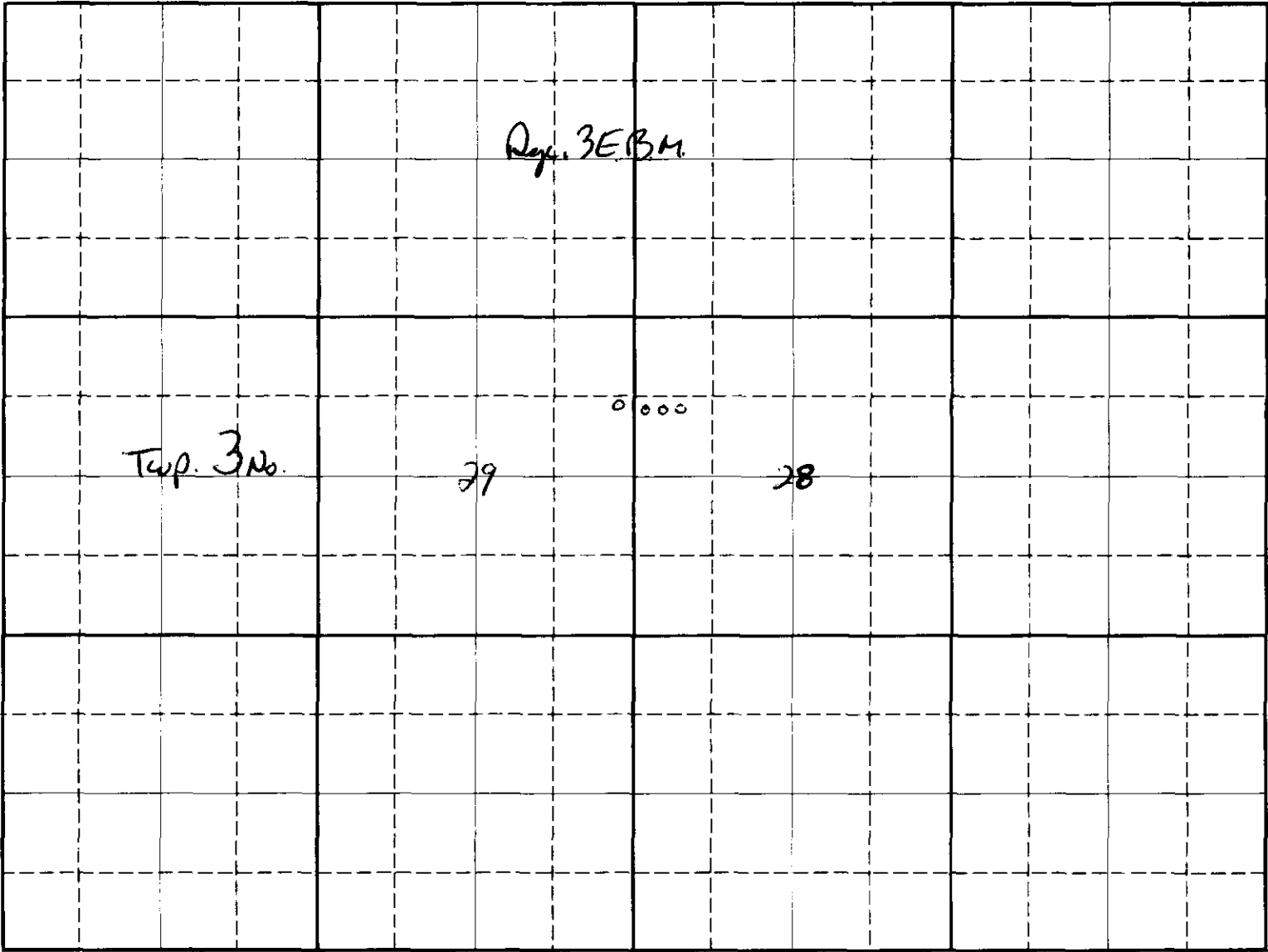
3. Place of use or land to be irrigated:

[illegible]

Total number of acres to be irrigated

30216

Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40 acre subdivisions, sections, townships, ranges, and ditches.



Scale: 2 inches equal 1 mile

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

Signed at _____, this 15 day of April, 1968.
Garth L. Eckert
(signature)

ACTION OF STATE RECLAMATION ENGINEER

I, R. KETH HIGGINSON, State Reclamation Engineer of the State of Idaho,
hereby approve the above application for amendment for Permit No. G-30216.

Witness my hand this 15th day of April, 1968

R. Keith Higginson
State Reclamation Engineer
30216

June 26, 1988

Re: Permit No. G-30216
Garth Eckert

Idaho Evening Statesman
Boise, Idaho 83701

Gentlemen:

Enclosed is a legal notice which is to be published once a week for two consecutive weeks. Insert the dates of first and last publication in one copy and return to us along with a galley proof for proofing.

The cost of the publication is to be paid by Garth Eckert, 7400 Warm Springs Avenue, Boise, Idaho. Please send the bill and the affidavit to him and he will forward the affidavit to this department.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:dj

Enc: legal notice (2 copies)

cc: Garth Eckert

30216

NOTICE OF CORRECTION OF LEGAL NOTICE PUBLISHED UNDER THE
PROVISIONS OF SECTIONS 42-214, 42-217, IDAHO CODE

Notice is hereby given that the legal notice printed in the Idaho Evening Statesman on September 12, 19, 26, and October 3, 1966, showing that Garth Eckert was to make proof of completion of works and beneficial use of water October 11, 1966, on Permit No. G-30216 was in error. The point of diversion was given as 4 wells in the ~~E1/2NE1/4~~, Sec. 20 and ~~E1/2NW1/4~~, Sec. 28, T. 3 N, R. 3 E, B.M.; whereas, the actual points of diversion are 1 point in ~~SE1/4NE1/4~~, Sec. 29; 3 points in ~~SW1/4NW1/4~~, Sec. 28, T. 3 N, R. 3 E, B.M.

That any protests against the approval of the depositions made October 11, 1966, must be filed at the Department of Reclamation, Boise, Idaho, within forty (40) days from the date of this notice, and such protest shall state the name and address of the protestant and shall clearly set forth his objection to the approval of said proof of completion of works and beneficial use of water.

Dated this 26th day of June, 1968.

R. KEITH HIGGINSON
State Reclamation Engineer

Date of First Publication _____

Date of Last Publication _____

Last Date of Protest August 5, 1968

30216

ji

FRANK DAVISON
R. H. COPPLE
E DON COPPLE

DAVISON, DAVISON & COPPLE
ATTORNEYS AT LAW
FIRST NATIONAL BANK BUILDING
BOISE, IDAHO 83701

RH
P.O. BOX 1583
PHONE 342-3658

May 31, 1968

RECEIVED

JUN 3 1968

Department of Reclamation

Mr. R. Keith Higginson
State Reclamation Engineer
Capitol Building
Boise, Idaho

Dear Sir:

Re: Garth Eckert wells
Permit No. G 30216

This office represents Garth Eckert who owns property near the old townsite of Barber, the street address of which is 2700 Warm Springs Avenue, Boise, Idaho. I believe you will find a full description of the property contained in Permit No. G 30216 issued by your office.

Mr. Eckert has four wells with the priority date of September 1961, for both domestic and irrigation purposes. Recent difficulties with his wells caused Mr. Eckert to seek our assistance in an effort to solve his problems, and we in turn retained the services of Anderson & Kelly in an effort to determine the cause and best method of correction of Mr. Eckert's problems.

From the investigations conducted by Keith Anderson, it appears that the water levels on the Eckert wells have dropped particularly in the spring of 1968, after a neighbor, Dallas Harris, started operating and pumping from a well located near the Eckert property. I enclose a plat which Mr. Anderson has drawn showing the location of the wells on the Eckert property, and also the wells on the Harris property. You will

30216

Ec #3

RECEIVED

MAR 2 1966

REPORT OF WELL DRILLER
State of Idaho

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 South & Clark
Address 7400 Warm Springs Ave
Boise Idaho
Owner's Permit No. 1230216

NATURE OF WORK (check): Replacement well ☐
New well ☒ Deepened ☐ Abandoned ☐
Water is to be used for: irrigation

METHOD OF CONSTRUCTION: Rotary ☐ Cable ☒
Aug ☐ Other ☐ (explain)

CASING SCHEDULE: Threaded ☐ Welded ☒
2 "Diam. from 0 ft. to 100 ft.
"Diam. from ft. to ft.
"Diam. from ft. to ft.
"Diam. from ft. to ft.
Thickness of casing: 2.50 Material:

Steel ☒ concrete ☐ wood ☐ other ☐
Steel shoe welded on.
(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.
SCREEN INSTALLED? Yes ☐ No ☒
Manufacturer's name

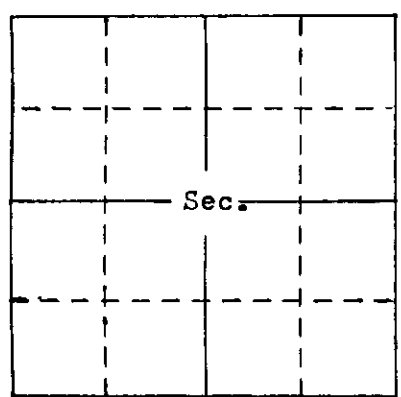
Type Model No.
Diam. Slot size Set from ft. to ft.
Diam. Slot size Set from ft. to ft.

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 ☐
Sealed in place? Yes ☐ No ☐

Locate well in section



LOCATION OF WELL: County Ada
1/4 NW 1/4 Sec. 28 T. 3 N. R. 3 E.

Size of drilled hole: 12" Total
depth of well: 400 Standing water
level below ground: 45 Temp.
Fahr. 70 ° Test delivery: 30 gpm
or cfs Pump? ☐ Bail ☐
Size of pump and motor used to make test:
12.5 cwt air comp & 4 hp pump
Length of time of test: 4 Hrs. Min.
Drawdown: 20 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	2	top soil	no
2	40	clay	no
40	75	rock	no
75	95	gray clay (tan)	no
95	103	gray clay (pilling)	?
103	133	light clay (pilling)	no
133	135	Bentonite 80/100	no
135	142	tan clay	no
142	148	red clay	no
148	151	tan clay	no
151	155	sand + gravel 40-70	yes
155	170	tan clay	no
170	184	soft gravel	no
184	189	hard gravel (boulders)	no
189	195	soft gravel	no
195	400	tan clay with streaks of Bentonite	no

Work started: Dec 31 1965
Work finished: Feb 16, 1966
Well Driller's Statement: This well was
drilled under my supervision and this report
is true to the best of my knowledge.
Name: Donell F. Randall
Address: Mission Rd 3
Signed by:
License No. 167 Date: Feb 28 1966

Use other side for additional remarks

WSR.

29 25

Sec. corner

T. 3 N., R. 3 E. BM.
Ada Co., Idaho

E 1 2 3 4
E 2 3 4
E 3 4

Penitentiary Canal

original pd

E-2

Eckert House

Old Barber School

E-4

119' 1345' 1100'

1/4 Cor. Secs.
28, 29

H-1

2053

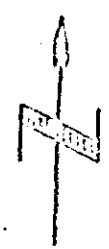
Well

H-2

to Boise

STATE HIGHWAY

to Idaho City



SCALE
1" = Approx. 400'

LEGEND

- O - Approx well location
- E = Eckert
- H = Harris

File 354
5-16-68 K.C.A.

MAR 2 1966

WELL OWNER
 Name Garth J Eckert
 Address 7400 Warm Springs Ave
Boonville Mo
 Owner's Permit No. E 30216
 NATURE OF WORK (check): Replacement well ☐
 New well ☒ Deepened ☐ Abandoned ☐
 Water is to be used for: Irrigation
 METHOD OF CONSTRUCTION: Rotary ☐ Cable ☒
 Dig ☐ Other

(explain)

ASING SCHEDULE: Threaded ☐ Welded ☒

2. "Diam. from 0 ft. to 86 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 ☐

"Atlas" welded on shoe

(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 ☐
 b. ☒ size of gravel _____ Gravel
 placed from _____ ft. to _____ ft. Surface seal
 provided? Yes ☐ No ☐ To what depth?
 ft. Material used in seal: _____

and any strata contain unusable water? Yes ☐
 b. ☒ 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

A 4x4 grid with a horizontal line labeled "Sec." and a vertical line labeled "Sec.".

LOCATION OF WELL: County Ada
W 4 NW 4 Sec. 28 T. 3 N. 3 R. 3 E. 14

Size of drilled hole: 12" Total
depth of well: 86 ft Standing water
level below ground: 44 ft Temp.
Fahr. 57 ° Test delivery: 350 gpm
or _____ cfs Pump? ☐ Bail ☐
Size of pump and motor used to make test:
Large air comp 6 in pipe
Length of time of test: 14 Hrs. 15 Min.
Drawdown: 6 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 ☐

[illegible]

Work started: Feb 17 1966
Work finished: Feb 28 1966
Well Driller's Statement: This well was drilled under my supervision and this report is true to the best of my knowledge.
Name: Duane F. Randall
Address: Meridian R# 3
Signed by: _____
License No. 167 Date: Feb 28 1966

Use other side for additional remarks

W.H.B.

HARDEN & COMPANY

MAY 28 1962

Department of Reclamation

WALKER-NEER DRILLS • MacWHYTE WIRE ROPE
BRECKENRIDGE • CAMERON • SPANG • TOOLS

ROUTE 1 • BOISE, IDAHO • PHONE EAGLE 939-6471

Domestic well E-2
Guy M. Eckert well
Old Barber Lamm site

Total Depth of well 77'
Static level 32'
Drawdown 0 at 2000 gal. per hr.
Drilled June 1950

8" well casing length 78'-5"
Well Depth 77'-0"

Log of Formation

Line	Driller	Time	Size	Casing Pressure	Run Length	Dr. ft.	Run ft.	to	Type of Material	Other Remarks	
6-	Stall	7:30	6 8"	14-10		0	15	0	Top soil with gravel		
-5	-	7:30	5:30	20-11	35-9	15		15	Clay and gravel		
				18-6	54-3		43	34	Cemented gravel	Hard	
-6	-	7:30	5:30	16-2	70-5	43	54	43	Cemented gravel	Little water at 50'	
-7	-	7:30	6			54	58	43	Cemented gravel	Working in	
-8	-	7:30	5:30			58		58	Cemented gravel	Stop 7:30 A.M. -	
	-						68	66	Water Sand	To 1 P.M.	
-9	-	7:30	6:30			68	70	68	Sand		
-11	-	7:30	6:30			70		70	Small gravel and sand		
	Stone							73	76	Large gravel	pipe
	-							77	76	Sand	Back 1" thin
-12	-	7:30	6:30								
-13	-	7:30	7								
-14	-	7:30									

Pumping well and from 7 A.M. - 7 P.M. cleaning out 4" from 8 P.M. - 11 P.M. pumping well

G-30512

Copy Log #90

SE NE 29 3N 3E

house well

used

REPORT OF WELL DRILLER
State of Idaho

RECEIVED
JUL 27 1967

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: Dallas Harris
Name Dallas Harris
Address Barlow, Trailer Court
Boise Idaho
Owner's Permit No. _____
NATURE OF WORK (check): Replacement well ☐
New well ☒ Deepened ☐ Abandoned ☐
Water is to be used for: Irrigation
METHOD OF CONSTRUCTION: Rotary ☐ Cable ☒
Casing ☐ Other _____
(explain)
CASING SCHEDULE: Threaded ☐ Welded ☒
2 "Diam. from 0 ft. to 100 ft.
"Diam. from _____ ft. to _____ ft.
"Diam. from _____ ft. to _____ ft.
"Diam. from _____ ft. to _____ ft.
Thickness of casing: 2.80 WALL Material:
Steel ☒ concrete ☐ wood ☐ other ☐

(explain)
PERFORATED? Yes ☒ No ☐ Type of
Perforator used: Miller Knife
Chisel
Size of perforations: 1 1/2 " by 3/8 "
Perforations from 87 ft. to 46 ft.
Perforations from _____ ft. to _____ ft.
Perforations from _____ ft. to _____ ft.
Perforations from _____ ft. to _____ ft.
AS 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

	X		

LOCATION OF WELL: County ADA
EX NW Sec. 29 T. 3 N S R. 3 E W

Size of drilled hole: 12" Total
depth of well: 101 Standing water
level below ground: 40' Temp. _____
Fahr. _____ ° Test delivery: _____ gpm
or _____ cfs Pump? ☐ Bail ☐
Size of pump and motor used to make test:
The well tested by B & M Equipment Co
Length of time of test: _____ Hrs. _____ Min.
Drawdown: _____ 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'	1'	top Soil	No
1'	15'	Br. Clay (Few Boulders)	No
15'	30'	Reddish Br. Clay (very drilling)	No
30'	46'	Sand & Gravel	No
46'	47'	Coarse Sand & Gravel (SEEP)	Yes
47'	57'	Very Muddy Sand & Gravel	Yes
57'	67'	Sand & Gravel	Yes
67'	77'	Coarse Sand (Few Gravel)	Yes
77'	87'	Heavy Gravel (Coarse Sand)	Yes
87'	97'	Coarse Sand & Gravel	Yes
97'	100'	Gravel	Yes
100'	101'	Gray Sandy Clay	No

Work started: March 28, 1967
Work finished: May 2, 1967
Well Driller's Statement: This well was
drilled under my supervision and this report
is true to the best of my knowledge.
Name: Don Drake
Address: 2500 N Boise Ave
Signed by: Jesse Webb
License No. 231 Date: July 13, 67

Use other side for additional remarks

RECEIVED
APR 2

APR 2 1968

Department of Reclamation
12" Total

Size of drilled hole: 12" Total
depth of well: 101 Standing water
level below ground: ✓ Temp.
Fahr. ✓ ° Test delivery: ✓ gpm
or ✓ cfs Pump? ☒ Bail ☐
Size of pump and motor used to make test:

Length of time of test: _____ Hrs. _____ Min.
 Drawdown: _____ 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	
FROM	TO		YES	OR NO
FEET	FEET			
0	1	Top Soil	No	
1	15	Brown Clay	No	
15	30	Reddish Brown Clay	No	
30	40	Hard Dry Gravel	No	
40	46	Sand & Gravel	No	
46	47	Sand & Gravel	Yes	
47	101	Sand & Gravel	Yes	

[illegible]

[illegible]

[illegible]

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

Address: 2500 W Boise ave

License No. 4 Date: _____

3

REPORT OF WELL DRILLER
State of Idaho

RECEIVED
JUN 23 1967

Well # IV

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 GARTH G. ECKERT

Address 7400 WAIN SCRIES AVE

Boise Idaho

Owner's Permit No. B-30216

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 ☐

12" Diam. from 0' ft. to 86' 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:

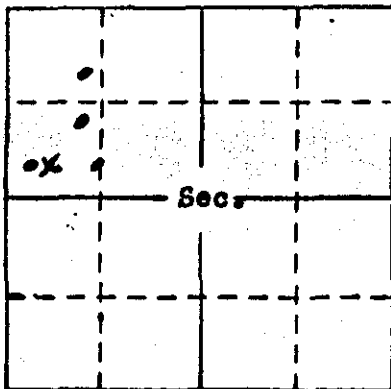
Depth of strata ft. Method of sealing

strata off:

Surface casing used? Yes ☐ No. ☒

Cemented in place? Yes ☐ No ☒

Locate well in section



LOCATION OF WELL: County Ada

NW * NW * Sec. 28 T. 3 N. R. 3 E.

Use other side for additional remarks

Size of drilled hole: 12" Total

depth of well: 86' Standing water

level below ground: 44' Temp.

Fahr. 57 ° Test delivery: 350 gpm

or cfs Pump? ☐ Bail ☐

Size of pump and motor used to make test:

Large Air Comp. And 6" drop Pipe

Length of time of test: 14 Hrs. 5 Min.

Drawdown: 6 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

FROM TO YES OR NO

FEET FEET

0 3 Top soil NO

3 38 clay NO

38 49 cemented gravel NO

49 60 sand & gravel yes

60 69 sand yes

69 86 sand & gravel yes

WELL LOG AND REPORT TO THE
STATE RECLAMATION ENGINEER OF IDAHO

SUBMIT WITHIN 30 DAYS AFTER COMPLETION OF WELL: SEE IDAHO STATUTES 42-238

Permit No. G-30216 Well No. III County Ada

Owner GARTH G. ECKERT

Address 7400 Warm Springs Ave., Boise, Idaho

Driller DARRELL F RANDALL

Address MERIDIAN R # 3

Well location NW 1/4 NW 1/4 Sec. 28, T. 2 N., R. 3 E.

Size of drilled hole 12"

Total depth of well 400

Give depth to standing water from the ground 45 Water temp. 70 °Fahr.

Test delivery was 30 g.p.m. or — c.f.s. Drawdown was 20 feet. Pump? — BATT? —

Size of pump and motor used to make test 4 in pipe & 125 cu ft air comp.

Length of time of test 4 hours — minutes.

If flowing well, give flow — c.f.s. or — g.p.m. and of shut off pressure —

If flowing well, described control works —

(TYPE AND SIZE OF VALVE, ETC.)

Water will be used for Irrigation Weight of casing per lineal foot —

Thickness of casing 250 Casing material steel

(STEEL, CONCRETE, WOOD, ETC.)

Diameter, length and location of casing 12 in welded & welded on (atlas) shoe

(CASING 12" IN DIAMETER OR LESS, GIVE INSIDE DIAMETER;
CASING OVER 12" IN DIAMETER, GIVE OUTSIDE DIAMETER)

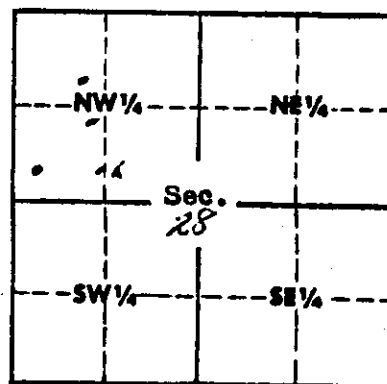
CASING RECORD

Diam. Casing	From Feet	To Feet	Length	Remarks—seals, grouting, etc.
12 in	0	100	100	

Number and size of perforations — located — feet to — feet from ground

Date of commencement of well Dec. 3, 1965 Date of completion of well Feb. 16, 1966

Locate well in section



30216

RECEIVED
JUL 27 1967

Department of Reclamation

WELL LOG

From Feet	To Feet	Type of Material	Water-bearing Formation Ans. Yes or No	Casing Perforated Ans. Yes or No
0	2	Top soil	no	
2	40	clay	no	
40	75	Rock.	no	
75	95	tan clay	no	
95	103	grey clay	?	
103	133	tan clay	no	
133	135	Bentonite	no	
135	142	tan clay	no	
142	148	Red clay	no	
148	151	tan clay	no	
151	155	sand & gravel	yes	
155	170	tan clay	no	
170	184	soft granit		
184	189	Hard granit bolder		
189	195	soft granit		
195	400	tan clay with streaks of Bentonite		
If more space is required use Sheet No. 2				

WELL DRILLER'S STATEMENT

This well was drilled under my supervision and the above information is complete, true and correct to the best of my knowledge and belief.

Signed Daniel F. Randall

By _____

Dated Feb 5, 1966

License No. 167

Well Driller's Helper _____

30210

2--Mr. R. Keith Higginson

May 31, 1968

notice from the legend on the plat that the Harris wells are identified by the letter "H" and the Eckert wells by the letter "E." You will also notice the close proximity of the wells to each other.

The drop in the water level of the well supplying domestic water to the Eckert home was so severe that it was necessary to obtain a substitute temporary source of water (from one of the other wells), and to then deepen the well identified as "E2" at the Eckert house and add approximately another 12 feet of casing. The Harris well number 1 has been deepened and the Harris well number 2 has been drilled and placed in operation without any water right permit as required by law. Apparently there was an original permit issued to Harris (G 30512), but this permit was cancelled in the fall of 1967 because of failure to comply with the requirements of the Permit or to show cause why the Permit should be extended. We believe that the pumping from the Harris wells is the direct cause of the loss of water experienced by our client in his well number 2 and the lowering of the water level in his well E1.

The land being irrigated by the neighbor Harris from his wells has an existing water right in the Penitentiary Canal Ditch which crosses the property. We believe that application of this water by sprinkler methods which he is using with his well water would result in sufficient saving in water that his existing water right in the ditch would be adequate to irrigate all of the land which is now being served by the Harris wells, and if neighbor Harris would use this water right instead of letting it waste and instead of pumping the water out of the wells, in violation of the rights our client Eckert has under his water rights and permits, then the interference which has occurred would be eliminated.

30210

3--Mr. R. Keith Higginson

May 31, 1968

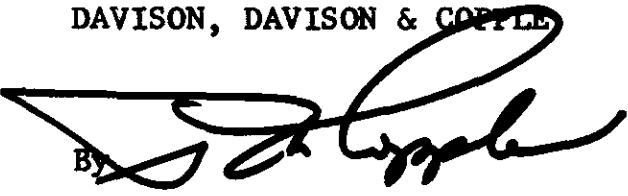
For your information, I am enclosing two memorandums from Engineer Anderson's files which will show you some of the history of the wells in question and the problem encountered. You will notice that it is Mr. Anderson's belief that all of the water in the area appears to come from the same sand and gravel deposits, with the result that the pumping of the Harris wells is causing interference with the prior rights of the Eckert wells.

The purpose of this letter is to request that you make an investigation of the situation to see if some satisfactory solution can be reached for the benefit of all parties concerned. It would be our intention, in the event such a solution cannot be obtained, to proceed with the statutory hearing to prevent further encroachment of our client's water rights, but it is our hope that such a hearing can be avoided and the problem solved with your assistance.

If there is anything we can do to aid you in making your investigation, we will of course cooperate in every way. We shall appreciate your earliest convenient investigation of this problem.

Yours truly,

DAVISON, DAVISON & COPPLE

By 

RHC:wn

Enc.

30214

MEMORANDUM
JOB FILE #354
May 17, 1968

This memorandum will summarize recent developments at the Garth Eckert wells near Barber, Idaho.

On Tuesday, April 30, 1968 I visited the Garth Eckert property near Barber, Idaho, accompanied by R. H. Copple, attorney. The reason for the inspection was that Mr. Eckert reported that his house well which provides domestic water for the residence (well No. 2) had gone "dry" on Saturday, April 27. This well was originally drilled to a depth of about 80 feet and at the present time has a total depth of 78 feet. On Monday, April 29, the pump had an additional 12 feet of suction pipe added to the existing Jacuzzi jet pump. The static water level in the well is reportedly at about 60 feet and the pump has a reported capacity of 1200 gallons per hour with 40 lbs. discharge pressure. After installing the additional suction pipe, the pump was able to produce water but there was a large amount of sand also being developed and the well was unusable. Even the addition of suction pipe did not appear to provide an adequate supply for the residence.

{ This is the first time that this well has given any trouble at all. In 1965 there was some similar trouble with sand and lowering of water level at well No. 1 near the corral.

The record of depths to water in the various wells on the Eckert property, as measured in recent years by Mr. Garth Eckert, is as follows (see also attached sketch):

Well No. 1 (corral)

<u>Date</u>	<u>Depth to Water</u>
October 15, 1965	50 ft.
December 15, 1965	40
January 15, 1966	38
February 15, 1966	38
May 15, 1966	38
June 8, 1966	38
May 15, 1967	38
June 8, 1967	38
April 1, 1968	39
April 30, 1968 (AM)	58 ft. 9 in.

Memorandum
Job File #354
May 17, 1968
-2-

Well No. 2 (house)

<u>Date</u>	<u>Depth to Water</u>
April 24, 1966	50 ft.
May 1, 1966	50
May 15, 1966	52
June 8, 1966	54
May 15, 1967	52
June 8, 1967	54
April 1, 1968	48
April 30, 1968 (AM)	74

Well No. 4

April 19, 1966	55
April 20, 1966	55
April 22, 1966	55
April 23, 1966	52
May 1, 1966	50
May 15, 1966	49
June 8, 1966	47
May 15, 1967	49
June 8, 1967	47
April 1, 1968	47
April 30, 1968 (AM)	47

I measured the water levels in the three wells on the afternoon of April 30 (the static level in Well No. 1 was measured at 56½ feet at 4:30 p.m. with the pump not running). The static level in Well No. 2 was measured at 67 ft. 11 inches at 4:45 p.m. April 30. The pumping water level in Well No. 4 (irrigation well) was measured by airline at 55 ft. at 4:35 p.m. April 30. The static level was reported to be 47 feet before starting the pump at 2:55 p.m. April 30 which was the first operation in the 1968 irrigation season for this irrigation well.

The static level in the No. 2 well at the house was also measured at 58 ft. 9 inches on April 29, 1968 by Mayne Pump Company at the time the additional pump column was added.

Memorandum
Job File #354
May 17, 1968

-3-

Mr. Eckert feels that the noticeable drop in water level in his small wells during the month of April is attributable to the pumping for irrigation from the wells immediately to the south operated by Dallas Harris or Harris Brothers. The coincidence of drop in water levels with the operation of the Harris pumps would appear to substantiate this. The difficulty in pumping sand and the inability to obtain sufficient water from the No. 2 well at the Eckert residence is probably due to the low water level which is near the bottom of this small diameter well.

Irrigation from the Harris wells is used on approximately 160 acres of land. Much of the land being irrigated from the two Harris irrigation wells is reportedly available for irrigation under a 12 cubic feet per second water right out of the penitentiary ditch canal. This canal crosses through the area being irrigated by Harris.

incorrect amt.

The No. 1 Harris well was originally about 76 feet in depth. This well, 8 inches in diameter, was reportedly deepened in the spring of 1962 to a total depth of approximately 90 feet. The original well, according to records with the State Department of Reclamation was drilled by Harden in June 1950 to a total depth of 77 feet with a static water level of 32 feet. After deepening in 1962, the well was tested by B & M Equipment at a rate of approximately 225 gpm.

The Harris No. 1 well, or its deepening, was apparently covered by Permit G-30512 which was issued to Harris Brothers in the amount of 0.67 cubic feet per second with priority date May 28, 1962. This permit was subsequently canceled by the State Reclamation Engineer on October 5, 1967 since they had failed to comply with the requirements for filing proof of completion of works in application to beneficial use and had failed to present any reason as to why the permit should be extended rather than canceled.

The principal source of irrigation water on the Harris property, for sprinkler irrigation, is apparently from the Harris well No. 2. This well was drilled in the spring of 1967 by Drake Plumbing Company to a total depth of 101 feet with a 12-inch diameter. The well was tested by B & M Equipment Company but the amount of water produced at the time of testing is not known. There appears

Memorandum
Job File #354
May 17, 1968

-4-

to be no application for permit for this well on file with the State Department of Reclamation as required by law.

Originally the irrigation from the Harris wells was by sprinklers using 6 hour sets. It is reported that the method of application has been changed so that two 12-hr. sets are now used with continuous operation of the irrigation system.

The Eckert irrigable land is being sprinkled with a total of about 35 acres being irrigated from well No. 4.

The Eckert well No. 3 was drilled to a total depth of 400 feet, producing somewhat warm water but with very small yield. This well is not presently being pumped.

All four of the Eckert wells are covered by Permit G-30216 which has gone to license with a priority date of September 28, 1961.

Water for all of the wells in the area appears to come from the same sand and gravel deposits which are encountered above a depth of approximately 100 feet. The behavior of water levels in the area according to the measurements made by Mr. Eckert, supported by his description of the difficulties with the water levels and his wells and the coincidence in timing with operation of the Harris wells for irrigation, would support the conclusion that pumping from the Harris wells has produced interference at the Eckert wells. The immediate result of such interference has been the necessity for deepening the number 2 well at the residence which supplies domestic water.

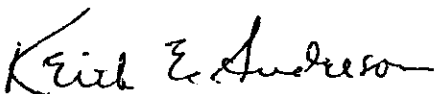
Following the examination on April 30, it was recommended that the No. 2 well be deepened into additional water-bearing sand and gravel deposits. A drilling contractor moved on to the location shortly after that time and carried the well down an additional 12 ft. to a new total depth of 90 feet. The casing was extended to the new total depth. The additional drilling encountered water-bearing sands and gravels and the well was thoroughly cleaned out with an air compressor and bailer and the pump reinstalled with an additional 10 feet of column.

Memorandum
Job File #354
May 17, 1968
-5-

The pump in well No. 2 is now set with 76 feet of pipe plus the jet. Water is being produced from the well at a rate of about 10 gallons per minute, without sand, and the water system has been hooked back into the house. At the time that the pump was removed by the driller prior to deepening the static level was reportedly 68 to 69 feet below ground. After the deepening and development the static level was reportedly 60 feet below ground.

In order to establish definitely the amount of interference between wells it would be necessary to shut down the Harris wells long enough to observe recoveries of water level at the Eckert wells--assuming that the water supply in the area is sufficient to produce a noticeable recovery in a short period of time. It was recommended that the matter be referred to the State Department of Reclamation for an investigation; since neither of the Harris wells appear to be covered by permit it might, therefore, be possible for the State Department to order them shut down long enough to make some field observations.

ANDERSON & KELLY


Keith E. Anderson

KEA/cr

RECEIVED

MAY 28 1962

Department of Reclamation
B & M WHOLESALE CO., INC.

WELL TEST

DATE 5-9-62

OWNER HARRIS - Bros DRILLER 70 ft WELL TESTER ARTHUR DALL, JR.
 DEPTH OF WELL 10 ft CASE TO 6 1/2 ft CASING SIZE 1 1/2" WATER LEVEL 27
 PUMP SIZE 1/2" PUMP SETTING 225 ft AIRLINE none BOWLS SIZE 1 1/2"
 HRS. RUN 3 hrs GPM-AT-OF-TEST 225 ft DRAW DOWN-ON-WELL don't know

LOCATION OF WELL 1/2 miles east of Boise - 7404

A. M.	P. M.	GPM	RPM	WATER LEVEL	REMARKS
		156	1400		
		156	1400		SANDY
		181	1800		SANDY
		225	2900		SANDY
		225	2900		CLAYING
		225	2900		CLAYING
		225	2900		CLAYING

END OF TEST

UNABLE TO GET AIR LINE IN TWO TEST DRAW DOWN

3738 297888

WELL

MEMORANDUM
JOB FILE #354
October 6, 1965

Bob Copple brought Garth Eckert into the office during the week of September 27 to discuss a potential well interference problem east of Boise near Barber, Idaho.

Eckert formerly owned the property on which the Barber Trailer Court is located but it was sold to another party some time ago. A well was drilled on that property to serve the trailer court, approximately 90 ft. deep, which had pumped a small amount of water and had been satisfactory for all purposes.

In recent years (about a year ago) this well at the trailer court was enlarged and deepened to 150 ft. or more and it now being pumped heavily for irrigation.

Eckert has also drilled two wells to the north of the trailer court well, one of which is a small well for domestic use and the other for stock watering. He is also in the process of drilling a larger well for irrigation. All three of the Eckert wells have been filed on with the State Department of Reclamation and have a priority date which goes back before any work in enlarging or deepening the trailer court well.

The two small diameter wells of Eckerts are also drilled to a depth of approximately 90 ft. He reports that they are cased to the bottom or near the bottom where the casing is seated in rock.

Recently one of the two small diameter wells is experiencing difficulty in pumping sand and having an insufficient supply of water. The other well is apparently unaffected although it is about the same distance from the trailer court well. He wondered whether or not there may be interference to his wells and possibly will be to his irrigation which is being drilled as a result of the increased pumping for the irrigation at the trailer court.

He stated that the trailer court well did not have a permit--insofar as the enlargement or deepening and increased pumping was concerned.

One of the small diameter wells he is using was drilled by Lukehart.

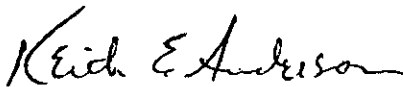
He said that the pumps in his wells were operating satisfactorily and did not feel that it was due to any pump difficulty. Both are equipped with jet pumps, one a Jacuzzi and the other a Peerless. It is the well in which the Peerless pump is installed is having the difficulty although this pump was removed only a year ago and checked completely.

He said it was possible to get into the two wells of his to measure water levels and I suggested that he first make a check of the water level in his two wells and also of the total depth. In addition

Memorandum
Job File #354
October 6, 1965
-2-

he was going to try to determine whether or not fluctuations in the water level occurred after the irrigation well at the trailer court was stopped--it still was being pumped at the time of his visit.

After he obtains this information he will contact me and we may be able to evaluate at that point whether or not interference is occurring or at least establish what additional tests or information would need to be gathered in order to establish any interference.



Keith E. Anderson
Consulting Engineer
KEA/cr

April 24, 1968

RE: Permit G-30216

Garth G. Eckert
7500 Warm Springs Avenue
Boise, Idaho

Dear Mr. Eckert:

Enclosed herewith is a copy of your approved application for amendment you submitted to our department April 15, 1968. The original has been placed in our files.

Departmental receipt No. 771 in the amount of \$5.00 was given to you at the time you were in our office. This amount covers the recording fee.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

Enclosure

30216

April 2, 1968

Re: Permit No. G-3D216

Garth G. Eckert
1400 Warm Springs Avenue
Boise, Idaho

Dear Mr. Eckert:

The results of a field examination conducted by the Department of Reclamation on the 27th of February, 1968 indicate that prior to the issuance of the license you will be required to file an application for amendment changing the points of diversion to those points found during the field examination.

We are enclosing a partially prepared application for amendment. Please review the information on the amendment and if you agree with the findings, sign the amendment and return with the required \$5.00 application fee.

Very truly yours,

Donald W. McElldowney
Appropriation Examiner

Sincerely,

Enclosure: Partially completed application for amendment form

30216

October 21, 1966

Re: Permit No. G-30216

Garth G. Eckert
7400 Warm Springs Avenue
Boise, Idaho

Dear Mr. Eckert:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the ~~Idaho Evening Statesman~~ all submitted in proof of completion of works and beneficial use on Permit No. ~~G-30216~~.

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 to contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

M. Russell Bosch
Office Manager

MRE:nw

30216

30216

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

Cultivated the land, watered the livestock and feed lots, domestic
use for personal living on property

Quest. 6: If this is a ground water permit, give name and address of person that drilled
1 & 2 Bill Lukehart - 1029 Manitou Avenue, Boise, Idaho
the well: 3 & 4 Darrell Randall, Route 3, Meridian, Idaho

Ques. 7. If for other than irrigation purposes, show full legal description of place
of use and state purpose for which water is used:

Ques. 8: 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:

Quest. 9: State when and in what amount the water diverted under above mentioned permit
has been first used: - Time used since first use:

1. August 20, 1958

3. February 16, 1966

2. October 18, 1960

4. February 28, 1966

Ques. 10. Describe all other water rights appurtenant to same place of use:

(sign) Leith L. Erickson

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 him-
self 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 11th day of October, A. D. 1966.

My commission expires: April 7, 1970

St. L. Erickson
Notary Public for Idaho
Residing at Boise, Idaho

30216

RECEIVED
OCT 18 1966

Department of Reclamation

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G 30216

RECEIVED
OCT 13 1966

Department of Reclamation

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:

James K. Hutchings, age 36; Residence--Boise, Idaho; Occupation---

Truck Driver; Post Office Address 6640 Old Barber Road.

Ques. 2 Are you acquainted with Garth G. Eckert, the holder of
Permit No. G 30216? How long have you known him and where does he reside?

Yes. Sixteen years. He resides at 7400 Warm Springs Avenue, Boise, Idaho.

Ques. 3. Have you read or heard said Permit No. G 30216 read, and are you familiar
with its provisions and conditions: Yes X No.

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

Give location of place of diversion, showing subdivision, section, township and range
East Half of the Northeast Quarter of Section 29, and the East Half of the
Northwest Quarter of Section 28, Township 3 North, Range 3 East, Boise
Meridian, Ada County, Idaho.

Describe works for conveying water to place of use: Sprinkling system with
aluminum pipe.

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 0.77 How much water have you seen being so
conveyed? 0.77 second feet of water

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

1. The Northwest Quarter of the Northwest Quarter, Section 28, Township 3
3 North, Range 3 East - 7 acres.

2. The Southwest Quarter of the Northwest Quarter, Section 28, Township 3
North, Range 3 East - 28 acres.

3. The Southeast Quarter of the Northeast Quarter of Section 29, Township 3
North, Range 3 East - 2 acres.

4. The Northeast Quarter of the Northeast Quarter of Section 29, Township 3
North, Range 3 East - 1 acre.

30216

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

The water is also used for domestic and watering of livestock on the same land hereinbefore described.

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.

38 acres of gravelly loam with a mixture of clay. 0.77 second feet or approximately 40 inches of water.

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

If so, in what way and to what extent? None

Ques. 10. When did you first see this water used? The two 6" wells situate in the NW 1/4 of Section 28 have been there for 9 years, and the two 12" wells--one has been there two years and one has been there since March of 1966.

Other times you have seen such use:

I have seen these wells from time to time during all of the years they have existed. I live adjoining this property and have seen the wells continually in use.

(Signed):

James K. Hutchings

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 11th day of October _____, A. D. 1966

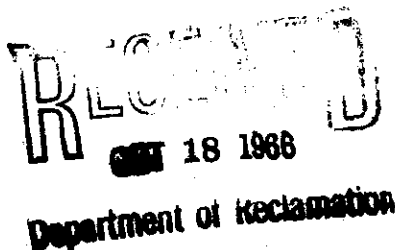
[Signature]

Notary Public for the State of Idaho

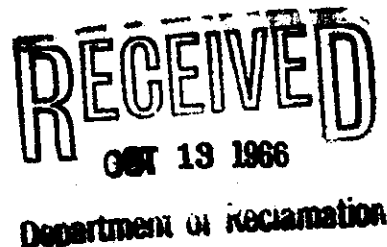
Residing Boise, Idaho

My commission expires April 7, 1970

30210



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho
Permit No. G 30216



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:

Albert O. Darkwood; age 55; Residence-Boise, Idaho; Occupation-Dairy

Farmer; Post Office address- 8220 Warm Springs Avenue, Boise, Idaho

Ques. 2 Are you acquainted with Garth G. Eckert, the holder of
Permit No. G 30216 ? How long have you known him and where does he reside?

20 years. He resides at 7400 Warm Springs Avenue, Boise, Idaho.

Ques. 3. Have you read or heard said Permit No. G 30216 read, and are you familiar
with its provisions and conditions: Yes X No.

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

Give location of place of diversion, showing subdivision, section, township and range
East Half of the Northeast Quarter of Section 29, and the East Half of the
Northwest Quarter of Section 28, Township 3 North, Range 3 East, Boise
Meridian, Ada County, Idaho.

Describe works for conveying water to place of use: Sprinkling system with
aluminum pipe

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 0.77 How much water have you seen being so
conveyed? 0.77 second feet of water

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

1. The Northwest Quarter of the Northwest Quarter, Section 28, Tnp. 3 North,
Range 3 East - 7 acres.
2. The Southwest Quarter of the Northwest Quarter, Section 28, Tnp. 3 North
Range 3 East - 28 acres.
3. The Southeast Quarter of the Northeast Quarter of Section 29, Tnp. 3 North
Range 3 East - 2 acres
4. The Northeast Quarter of the Northeast Quarter of Section 29, Tnp. 3 North
Range 3 East - 1 acre.

30214

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

The water is also used for domestic and watering of livestock on the same land hereinbefore described.

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.

38 acres of gravelly loam with a mixture of clay. 0.77 second feet or approximately 40 inches of water.

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

If so, in what way and to what extent? None

Ques. 10. When did you first see this water used? On the 12" wells it would be April of 1966. On the two 6" wells 9 years.

Other times you have seen such use: I have seen these wells from time to time during all of the years they have existed. I live adjoining this property and have seen the wells continually in use.

(Signed):

Albert S. Parkwood

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 11th day of October, A. D. 19 66

[Signature]

Notary Public for the State of Idaho

Residing Boise, Idaho

My commission expires April 7, 1970.

30216

RECEIVED
OCT 18 1966

Department of Reclamation

COUNTY OF ADA }
STATE OF IDAHO } ss.

Georgene Davis, being duly sworn
deposes and says: That she is the Principal Clerk of The Idaho
Evening Statesman, a daily newspaper printed and published at
Boise, Ada County, State of Idaho, and having a general circula-
tion therein and which said newspaper has been continuously
and uninterruptedly published in said County during a period of
twelve consecutive months prior to the first publication of the
notice, a copy of which is attached hereto; that said notice was
published in the regular Monday edition of The Idaho Evening
Statesman in conformity with Sec. 60-108, Idaho Code, for
four consecutive weekly insertions

beginning with the issue of September 12,, 19 66,
and ending with the issue of October 3,, 19 66.

Georgene Davis, Principal Clerk

Subscribed and sworn to before me this 14th day of
October, 19 66.

Levin H. Stubbins
Notary Public for Idaho, Residing at Boise, Idaho

30214

FRANK DAVISON
R. H. COPPLE

DAVISON, DAVISON & COPPLE
ATTORNEYS AT LAW
FIRST NATIONAL BANK BUILDING
BOISE, IDAHO 83701

P.O. BOX 1583
PHONE 342-3656

October 17, 1966

R
OCT 18 1966
Department of Reclamation

State of Idaho
Department of Reclamation
107 State House
Boise, Idaho 83701

Attention: Mr. M. Russell Bosch, Office Manager

Gentlemen:

Re: Permit No. G 30216
Garth Eckert

We return the depositions in the above matter.
This was a typographical error and we have changed
it to the NW $\frac{1}{4}$. Thank you for bringing this to
our attention and we apologize for our carelessness.

We also return the Proof of Publication.

Yours truly,

DAVISON, DAVISON & COPPLE

By *R. H. Copple*
RHC

RHC:wn
Enc.

30216

October 13, 1966

RE: Permit G-30216
Garth G. Eckert

R. H. Copple
Attorney at Law
P.O. Box 1583
Boise, Idaho 83701

Dear Mr. Copple:

Returned herewith are the depositions taken in connection with the above numbered permit. In checking the proofs we find Mr. Eckert's depositions and Mr. Albert O. Darkwood's depositions do not agree with the permit. The other witness has the right description in question #6.

It is felt this is a typographical error and should be corrected to the NW¹/₄ of Section 28, as it is listed on the permit. If, however, the actual place of use is the NE¹/₄ of Section 28, the permit will have to be re-advertised and new proofs taken.

Please make the necessary corrections and return the proofs and obtain the affidavit of publication.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:ejw

Encl: Depositions

30216

FRANK DAVISON
R. H. COPPLE

DAVISON, DAVISON & COPPLE
ATTORNEYS AT LAW
FIRST NATIONAL BANK BUILDING
BOISE, IDAHO 83701

P.O. BOX 1583
PHONE 342-3686

October 12, 1966

RECEIVED
OCT 13 1966

Department of Reclamation

State of Idaho
Department of Reclamation
107 State House
Boise, Idaho 83701

Attention: Donald W. McEldowney
State Water Rights Clerk

Gentlemen:

Re: Permit No. G 30216
Garth G. Eckert
Proof of Application of
Water to Beneficial Use

Enclosed are the following signed depositions:

Deposition of Witness- Albert O. Darkwood
Deposition of Witness- James K. Hutchings
Deposition of Holder - Garth G. Eckert

Yours truly,

DAVISON, DAVISON & COPPLE

By *R. H. Copple*
w. n.

RHC:wn

30216

Re: Permit No. G-30216

September 8, 1966

R. H. Copple
Attorney at Law
Box 1583

Dear Mr. Copple:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-30216 in the name of Garth Eckert. Final Proof is to be made before you, as Notary on the 11th day of October, 1966, at ~~xxxxxxxxxxxxxxxxxxxxxxxxxxxx~~ 530 First National Bank Bldg., Idaho.

As of this date, we have mailed the Notice to the _____, 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,

M. Russell Bosch
Office Manager

Encl.

cc: Applicant

P.S. Please note that we have changed the date for making proof to October 11 in order to be sure of publication once a week for 4 Consecutive weeks.

30216

September 7, 1966

RE: Permit G-30216
Garth Eckert

Davison, Davison and Copple
Attorneys at Law
P.O. Box 1583
Boise, Idaho 83701

Dear Mr. Copple:

Enclosed is point of diversion amendment which has been recorded in this office under the above referenced permit.

Also enclosed is departmental receipt No. G-10817 in the amount of \$1.00 which covers the recording fee.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:ejw

Encl: Amendment
Receipt

30216

\$1.00 recording fee required

RECEIVED
SEP 6 1966

Application for Amendment

POINT OF DIVERSION

Permit No. G-30216

Department of Reclamation

Comes now GARTH G. ECKERT
and represents to the State Reclamation Engineer of the State of Idaho:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. G-30216.

That the point of diversion is described in said Permit as being located:
2 wells, one in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, the other in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 28, Twp.
3 N., Rge. 3 E.B.M.

That he now requests that the point of diversion be changed to a point
located: 4 wells in the E $\frac{1}{2}$ of the NE $\frac{1}{4}$ of Section 29, and the E $\frac{1}{2}$ of the
NW $\frac{1}{4}$ of Section 28, Twp. 3 N., Rge 3 E.B.M., Ada County, Idaho

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

The new pointsof diversion were better suited to obtain the
necessary water.

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

Signed at Boise, Idaho this 1st day of September ~~1966~~ ¹⁹⁶⁶

Garth G. Eckert

Date of Receipt at Department of Reclamation: September 6, 1966

APPROVAL OF STATE RECLAMATION ENGINEER

I, W. Keith Higgins, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. G-30216. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

W. Keith Higgins
State Reclamation Engineer

Recorded in Book 186 of
Permits, at Page G-30216
September 7, 1966

30216

FRANK DAVISON
R. H. COPPLE

DAVISON, DAVISON & COPPLE
ATTORNEYS AT LAW
FIRST NATIONAL BANK BUILDING
BOISE, IDAHO 83701

P.O. BOX 1583
PHONE 342-3658

RECEIVED
SEP 6 1966

Department of Reclamation

September 2, 1966

State of Idaho
Department of Reclamation
107 State House
Boise, Idaho 83701

Attention: Donald W. McEldowney
State Water Rights Clerk

Gentlemen:

In reply to your letter of August 25, 1966, regarding
Permit No. G-30216 held by Garth Eckert, enclosed are
the following:

Original and copy of Notice of Proof
of Completion of Works
Authorization of Publication
Application of Amendment
Check in the amount of \$1.00 for recording.

Yours truly,

DAVISON, DAVISON & COPPLE

By

R. H. Copple
W.N.

RHC:wn
Enc.

*Mary:
Take the \$1.00
& give the rest to
Margaret & E.D.*

30216

ph

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho
Aug. 1, 1966

Re: Permit No. G - 30216

Garth G. Eckert
7400 Warm Springs Avenue
Boise, Idaho

Dear Mr. Eckert:

The date for proofs of Completion of Works and Application of water to beneficial use, as set out under terms of Permit No. G- 30216 are due not later than **Oct. 6, 1966**

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

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

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

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

Very truly yours,

STATE RECLAMATION ENGINEER

Enc. Form 36 and 11

cc:

30216

October 13, 1961

Re: Permit No. G-30216

Mr. Garth G. Eckert,
7400 Warm Springs,
Boise, Idaho.

Dear Mr. Eckert:

We enclose Permit No. G-30216 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-6579 which was issued covering payment in the amount of \$5.00 for the filing fee of the above mentioned permit.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

Encl.
EHR:pmk

30216

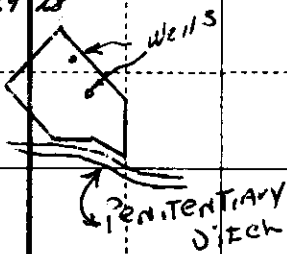
NAME OF APPLICANT Garth J. ECKERT

Form No. 0

E 1/2 - NE 1/4 Sec. 29
W 1/2 - NW 1/4 Sec. 28

North
↑

Sec. Cor.
20 21
29 28



T3N R3E

Permit Map No. 30216

As Approved

GEO. N. CARTER

State Reclamation Engineer

OCT 6 1960 1961

Y, SEPTEMBER 12, 1966

LEGAL NOTICES

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 11th day of October, 1966, at Boise, County of Ada, State of Idaho before R. H. Copple, Notary Public, at 530 First National Bank Building, Boise, Idaho, proof will be submitted of the completion of works for the diversion of 0.77 cubic feet per second of underground water from four wells, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-30216, 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 Garth Eckert, 7400 Warm Springs Avenue, Boise, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 0.77 cubic feet per second, 350 gallons per minute.

3. The use to which said water has been applied is irrigation and livestock purposes and the amount applied to beneficial use is 0.77 cubic feet per second.

4. The point of diversion of said water is from 4 wells in the E $\frac{1}{2}$ of the NE $\frac{1}{4}$ of Section No. 29, and the E $\frac{1}{2}$ of the NW $\frac{1}{4}$ of Section No. 28, T3N R3E Ada County, Idaho.

5. The place where said water is used is W $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 28; E $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 29, T 3 N., R. 3 E., B.M.

6. The date of priority which said user is prepared to establish is September 28, 1961.

R. KEITH HIGGINSON
State Reclamation Engineer
Pub. Sept. 12, 19, 26, Oct. 3.

CALL FOR BIDS