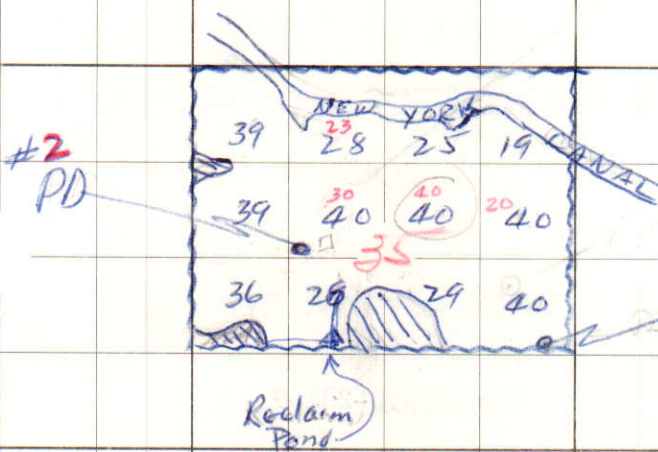


R 1 W

T
2
N



111	23
159	90
133	
Total 403	
Less 113	
<u>290</u>	

Permit # 6 26493 - Lic 1.73 cfs from
well # 2 for 113 acres.
See Red figures in map above.

# 2 well	2.46 cfs
less	1.73
	<u>.73 cfs</u>
# 1 well	3.33 cfs
	<u>4.06 cfs. = Total available</u>
for unlicensed portion of	
above map	

~~c/w 5.79 cfs.~~

Sub divisions 11

AREA	290 acres
	4.06 cfs.
	5.79 cfs w 2800"

~~Permit allows Q = 4.80 cfs~~

AFFIDAVIT OF PUBLICATION

I, Clyde Cornell, printer and co-publisher of The Kuna Herald, published weekly for more than 78 consecutive weeks at Kuna, Idaho, do solemnly swear that the notice as per clipping attached, was published weekly in the regular and entire issue of said newspaper and not in any supplement thereof, for

.....Four..... consecutive weeks as follows:
Commencing with the issue dated

.....August 20, 1965.....

and ending with the issue dated

.....September 10, 1965.....

Clyde Cornell

Subscribed and sworn to before me this

.....10th day of September....., 1965

Edith M. Cornell

Notary Public for Idaho.

Residing at Kuna, 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 20th day of September, 1965, 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 4.8 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-28169, 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 John Russell Cowe, 1514 Longmont, 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 4.8 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 4.8 cubic feet per second.

4. The point of diversion of said water is NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ -NW $\frac{1}{4}$, Sec. 35, T2N-R1W, B.M.

5. The place where said water is used is N $\frac{1}{2}$, N $\frac{1}{2}$ S $\frac{1}{2}$, Sec. 35, T2N-R1W, B. M.

6. The date of priority which said user is prepared to establish is September 17, 1959.

CARL E. TAPPAN
State Reclamation Engineer
Aug. 20, 27; Sept. 3, 10, 1965.

RECEIVED

SEP 24 1965

Department of Reclamation

Application for Amendment

POINT OF DIVERSION

Permit No. G-28169

Comes now John Russell Cowe and
represent g to the State Reclamation Engineer of the State of Idaho:

That he is (~~was~~) the owner and holder of Permit to Appropriate the Public
waters of the State of Idaho, No. G-28169.

That the point of diversion is described in said Permit as being located:

NE 1/4 SW 1/4, Sec. 35, T2N-R1W, B.M. Ida.

That he now requests that the point of diversion be changed to a point
located: NE 1/4 SE 1/4, Sec. 35, T2N-R1W, B.M., Ida.

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

More feasible well site

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

Signed at Boise, Ida., this 8 day of November 1963

John Russell Cowe

Date of Receipt at Department Of Reclamation: Nov. 12, 1963 Harley M. McDowell, Agent

APPROVAL OF STATE RECLAMATION ENGINEER

Ralph W. Thomas, Deputy
~~James H. Carter~~, State Reclamation Engineer of the State of Idaho, HEREBY APPROVE
the above and foregoing application for amendment to Permit to Appropriate the Public
waters of the State of Idaho, No. G-28169. This approval constitutes a new
permit and is issued as an amendment to the original permit, to which it refers and of
which it becomes a part, and said application is approved only insofar as the rights of
others will not be adversely affected thereby.

Recorded in Book 99 of
Permits, at Page 28169
November 13, 1963

Ralph W. Thomas
State Reclamation Engineer
Deputy

Application for Amendment

IDAHO LAND & APPROPRIATION SERVICE

P. O. Box 2151 BOISE, IDAHO

LAND LIST

Permit No. G-28169

Comes now John Russell Cowe, 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-28169, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

S1NE1, NW1, N1S1, Sec. 35, T2N-R1W., B.M., Ida.

, making a total of 400 acres.

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

Signed at Boise, Ida. this 8 day of November, 1963

John Russell Cowe

Harley M. McDowell, Agent

Date of receipt at office of Department of Reclamation Nov. 12, 1963

APPROVAL OF STATE RECLAMATION ENGINEER

Ralph W. Thomas, Deputy

I, CHAS. N. GARNER, 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-28169. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

Recorded in Book 99 of
Permits, at Page 28169
November 15, 1963

Ralph W. Thomas
Deputy

State Reclamation Engineer

John Russell Cowe

T 2 N - R 1 W., B. 1.

Cowee
Deeded

Sec. 35

Cowee
Deeded

Cowee

Permit Map No. 28169
As Approved
GEO. N. CARTER
State Reclamation Engineer

OCT 1 1959

As Approved

GEO. N. CARTER

State Reclamation Engineers

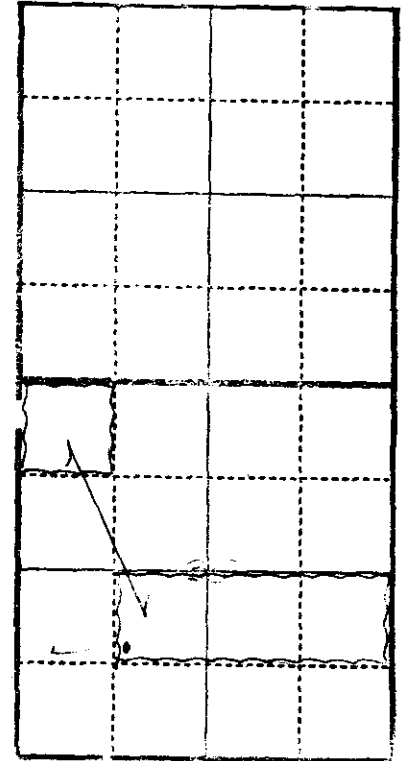
OCT 1 1959

63-3170

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

Application No. G- 36130
Permit No. G- 28169
District No.

1. Name of Applicant: John Russell Cowe
Postoffice address: 1514 Longmont, Boise County: Ada State: Idaho
2. Quantity of water claimed: 240 Miner's inches
 - (a) Rate of withdrawal in cubic feet per second 4.8 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 NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 35
Twp. 2 N , Rge. 1 W , B.M., County of Ada
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: Drilled well, to be cased and equipped with turbine/pump and motor
8. Estimated cost of works: \$ 7,500
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) 4.8 (cubic feet per second, inches or gallons per minute) is for new lands.



This permit to be used in connection with the irrigation of vacant federal land now under application in the Idaho Land Office as a Desert Entry.

Remarks:

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.

John Russell Cowe Applicant.

By s/ Harley M. McDowell Agent.

Date of first receipt at Department of Reclamation: 3:00 P.M. September 17, 1959

Returned to applicant for correction:

DESERT ENTRY - Idaho Ser. No. _____

Corrected application received:

Allowed: _____

Approval of State Reclamation Engineer

The number of this permit is G- 28169

Recorded in Book 99

Page 28169

Approved October 1, 1959

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 1, 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 October 1, 1964

Witness my hand this 1st day of October, 1959

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 1st day of October, 1959.

Countersigned:

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS

Secretary of State.

By s/ ROBERT E. SMYLLIE
Governor

12.

Twp.	Range	Sec.	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				Totals
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	
2 N	1 W	35					40	40			40	40			40	40			240
Application for Amendment POINT OF DIVERSION Permit No. G-28169																			
Comes now JOHN RUSSELL COWE 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-28169.																			
That the point of diversion is described in said Permit as being located: NE ¹ / ₄ SW ¹ / ₄ , Sec. 35, T. 2 N., R. 1 W., B. M., Ida.																			
That he now requests that the point of diversion be changed to a point located: NE ¹ / ₄ SE ¹ / ₄ , Sec. 35, T. 2 N., R. 1 W., B. M., Ida.																			
That the reason for desiring to make such change is as follows: More feasible well site.																			
That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.																			
Signed at Boise, Ida. this 8 day of November, 1963.																			
s/ JOHN RUSSELL COWE By Harley M. McDowell, Agent																			
Date of Receipt at Department of Reclamation: Nov. 12, 1963																			
APPROVAL OF STATE RECLAMATION ENGINEER																			
I, RALPH W. THOMAS, Deputy State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-28169. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.																			
s/ RALPH W. THOMAS Deputy State Reclamation Engineer																			

Recorded: November 13, 1963

Application for Amendment
LAND LIST
Permit No. G-28169

Comes now JOHN RUSSELL COWE 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-28169 and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

S¹/₂NE¹/₄, NW¹/₄, N¹/₂S¹/₂, Sec. 35, T. 2 N., R. 1 W., B. M., Ida, making a total of 400 acres.

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

Signed at Boise, Ida., this 8 day of November, 1963.

s/ JOHN RUSSELL COWE

By: Harley M. McDowell, Agent

Date of Receipt at office of Department of Reclamation: November 12, 1963

APPROVAL OF STATE RECLAMATION ENGINEER

I, RALPH W. THOMAS, Deputy State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. G-28169. This approval constitutes a new permit and is issued as an amendment to the original permit to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

s/ RALPH W. THOMAS
Deputy State Reclamation Engineer

Recorded: November 13, 1963

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

✓ WHEREAS, Permit No. G-28169, in the name of John Russell Cowe, requires proofs of completion of works and beneficial use to be made on or before October 1, 1964; and,

WHEREAS, said Permit was issued in connection with Desert Land Entry Idaho Serial #010800; and,

WHEREAS, Applicant was prevented from proceeding with construction pending allowance of said Desert Land Entry, which was not allowed until October 28, 1960;

NOW, THEREFORE, An Extension of Time is allowed for Completion of Works and Beneficial Use Proofs on Permit No. G-28169, to October 28, 1965, or the length of time applicant was prevented from proceeding pending allowance of his Desert Land Entry and a similar extension is allowed for every other act required under the terms and conditions of Permit No. G-28169.

Signed at Boise, Idaho, this 13th day of November, 1963.

s/ CARL E. TAPPAN
State Reclamation Engineer

Application for Amendment
POINT OF DIVERSION
Permit No. G-28169

Comes now JOHN RUSSEL COWE 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-28169.

That the point of diversion is described in said Permit as being located: NE¹/₄SE¹/₄, Section 35, Township 2 North, Range 1 West, B. M.

That he now requests that the point of diversion be changed to a point located: NE¹/₄SE¹/₄, SE¹/₄NW¹/₄, Section 35, Township 2 North, Range 1 West, B. M.

That the reason for desiring to make such change is as follows: The well in the SE¹/₄NW¹/₄ is licensed for 1.73 c.f.s. but I redrilled it and rebuilt the pump and am getting more water to use on my lands. The well in the NE¹/₄SE¹/₄ isn't producing the expected 240" and by covering both wells with this permit, I will have enough water to effectively irrigate my lands.

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 19th day of November, 1964.

Date of Receipt at Dept. of Reclamation: Nov. 20, 1964

JOHN RUSSEL COWE
By: Harley M. McDowell, Agent

APPROVAL OF STATE RECLAMATION ENGINEER

I, RALPH W. THOMAS, Deputy State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. G-28169. This approval constitutes a new permit and is issued as an amendment to the original permit to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

s/ RALPH W. THOMAS,
Deputy State Reclamation Engineer

Recorded: November 24, 1964

Application for Amendment ✓
 LAND LIST
 Permit No. G-28169

Comes now Russell John Cowe, 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-28169, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

N $\frac{1}{2}$, N $\frac{1}{2}$ S $\frac{1}{2}$, Sec. 35, T2N-R1W, B.M., making a total of 480 acres.

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

Signed at Boise, Idaho, this 10th day of August, 1965
 John Russell Cowe
 /s/ by
 Harley M. McDowell, Agent

Date of receipt at office of Department of Reclamation: August 12, 1965

APPROVAL OF STATE RECLAMATION ENGINEER

I, RALPH W. THOMAS, Deputy State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. G-28169. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

/s/ RALPH W. THOMAS
 Deputy State Reclamation Engineer

Recorded: August 13, 1965

Permit No. G-28169 ✓
 CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that JOHN RUSSELL COWE of Boise, County of Ada, and State of Idaho, the holder of Permit No. G-28169, issued upon Application No. G-36130 bearing date of priority of September 17, 1959 authorizing the diversion of 4.8 second feet of waters of 2 wells County of Ada, 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 4.06 second feet of the waters of 2 wells from subterranean flow; that the point of diversion of said waters SE $\frac{1}{4}$ N $\frac{1}{2}$ W $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 35, T. 2 N., R. 1 W., 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: N $\frac{1}{2}$ N $\frac{1}{2}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ S $\frac{1}{2}$, Sec. 35, T. 2 N., R. 1 W., B.M.

Witness my hand this 23rd day of May, A. D. 1966

/s/ R. KEITH HIGGINSON

Proof of Completion of Works Made: September 20, 1965

LICENSE ISSUED FOR 4.06 SEC. FT.
 LICENSE PAG: NO. 8472

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5460
WATER RIGHT NO(S). 63-03093/63-03170/63-08087
63-18592/63-18594

This is to certify that: **VANDER STELT DAIRY**
2777 SWAN FALLS RD
KUNA ID 83642

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. 63-03093 :			
Priority: 08/21/1956			
IRRIGATION	03/01 to 11/15	1.73 CFS	508.5 AF
Right No. 63-03170 :			
Priority: 09/17/1959			
IRRIGATION	03/01 to 11/15	3.57 CFS	1503.0 AF
STOCKWATER	01/01 to 12/31	0.49 CFS	51.6 AF
COMMERCIAL	01/01 to 12/31	0.49 CFS	50.6 AF
		<u>4.06 CFS</u>	<u>1605.2 AF</u>
Right No. 63-08087 :			
Priority: 02/19/1975			
IRRIGATION	03/01 to 11/15	2.82 CFS	1451.7 AF
STOCKWATER	01/01 to 12/31	0.18 CFS	19.1 AF
COMMERCIAL	01/01 to 12/31	0.18 CFS	18.7 AF
		<u>3.00 CFS</u>	<u>1489.5 AF</u>
Right No. 63-18592 :			
Priority: 08/30/1978			
STOCKWATER	01/01 to 12/31	0.23 CFS	14.6 AF
Right No. 63-18594 :			
Priority: 04/01/1985			
STOCKWATER	01/01 to 12/31	0.23 CFS	2.8 AF
TOTAL:		<u>9.25 CFS *</u>	<u>3620.6 AF *</u>

SOURCE

GROUNDWATER

MICROFILMED

JAN 27 2000

TRANSFER NO. 5460
WATER RIGHT NO(S) . 63-03093/63-03170/63-08087
63-18592/63-18594

LOCATION OF POINT(S) OF DIVERSION:

SENE , Sec. 35, Township 02N, Range 01W
 NESW , Sec. 35, Township 02N, Range 01W
 NESE , Sec. 35, Township 02N, Range 01W
 NWSE , Sec. 35, Township 02N, Range 01W
 SWSE , Sec. 35, Township 02N, Range 01W
 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>
02N	01W	26	SWSW 4			4
		35	NENE 19	NWNE 26	SWNE 40	
			SENE 40	NENW 30	NWNW 39	
			SWNW 40	SENE 40	NESW 13	
			NWSW 30	NESE 38	NWSE 12	
			SESE 11			378
Total number of acres irrigated:						382 **

PLACE OF USE: STOCKWATER

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>			
02N	01W	26	SWSW	NWNE	SWNE
		35	NENE	NENW	NWNW
			SENE	SENE	NESW
			SWNW	SWSW	SESW
			NWSW	NWSE	SWSE
			NESE		
			SESE		

PLACE OF USE: COMMERCIAL, same as STOCKWATER use

CONDITIONS OF APPROVAL AND REMARKS

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. After specific notification by the department, the right holder shall measure the diversion or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
3. 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.
4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

MICROFILMED

JUN 22 2000

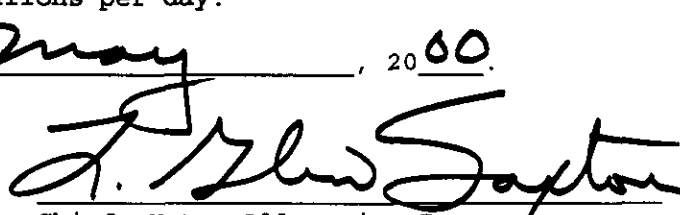
MICROFILMED

TRANSFER NO. 5460
WATER RIGHT NO(S). 63-03093/63-03170/63-08087
63-18592/63-18594

CONDITIONS OF APPROVAL AND REMARKS

5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. 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.
7. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
- * 8. The total instantaneous diversion of water from all points of diversion under Transfer 5460 shall not exceed 9.25 cfs, nor total combined annual volume of 3620.6 af for irrigation of 382.0 total acres.
- ** 9. Right 63-03093 is limited to the irrigation of 113 acres within the place of use described above in a single irrigation season.
- ** 10. Right 63-03170 is limited to the irrigation of 334 acres within the place of use described above in a single irrigation season.
11. Commercial use for the dairy is located in the NESW, NWSW, and NWSE, S35, T2N, R1W.
12. The quantity of water decreed for stockwater use under Right 63-18592 is not a determination of historical beneficial use and shall not exceed 13,000 gallons per day.
13. The quantity of water decreed for stockwater use under Right 63-18594 is not a determination of historical beneficial use and shall not exceed 2,500 gallons per day.

Dated this 15th day of May, 2000.


Chief, Water Allocation Bureau

FILED

JUN 22 2000

State of Idaho

License and Certificate of Water Right

Water License No. G-28169 Priority September 17, 1959 Amount 4.06 c.f.s.

THIS IS TO CERTIFY that JOHN RUSSELL COWE

of Boise, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated September 17, 1959; that Permit No. G-28169 was issued under said application; that Certificate of Completion of Works, with a carrying capacity of 4.06 second feet, was issued thereunder on May 23, 1966, showing that said works were completed on the 20th day of September, 1965; and that on the 20th day of September, 1965

JOHN RUSSELL COWE

of Boise, 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 2 wells

a tributary of subterranean flow for the purpose of irrigation, under Use Permit No. G-28169 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 8472, on the 23rd day of May, 1966.

The right hereby confirmed dates from September 17, 1959.

The Point of Diversion is located SE 1/4 NW 1/4, in the NE 1/4 SE 1/4, Sec. 35, Twp. 2 N, R. 1 W., B.M. Ada 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 4.06 cubic feet per second.

Description and location of use:

Twp.	Range	Section	Forty-Acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
2 N	1 W	35	NE 1/4 NE 1/4	40	19
			NW 1/4 NE 1/4	40	25
			SE 1/4 NE 1/4	40	40
			NE 1/4 NW 1/4	40	28
			NW 1/4 NW 1/4	40	39
			SW 1/4 NW 1/4	40	39
			SE 1/4 NW 1/4	40	40
			NE 1/4 SW 1/4	40	28
			NW 1/4 SW 1/4	40	36
			NE 1/4 SE 1/4	40	40
			NW 1/4 SE 1/4	40	29
			Total number of acres to be irrigated: 290		

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 23rd day of May, 1966.

R. Keith Higgins
Deputy State Reclamation Engineer.

63 3170

28/69

State of Idaho

LICENSE AND CERTIFICATE
OF WATER RIGHT

Water License No. G-28169

To John Russell Cowe

Boise, Idaho

Source of Supply 2 wells

Ada County

Amount 4.06 Sec. Ft.

Point of Diversion SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$,
Sec. 35, T. 2 N., R. 1 W., B.M.

Place of Use N $\frac{1}{2}$ N $\frac{1}{2}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$,
N $\frac{1}{2}$ S $\frac{1}{2}$, Sec. 35, T. 2 N., R.
1 W., B.M.

Purpose Irrigation

Date of Priority September 17, 1959

Recorded May 23, 1966

in Book 13 of Licenses, Page 8472

28169

MEMORANDUM

TO: FILE 63-03170

FROM: PAM SKAGGS

RE: TRANSFER # 5460

DATE: 5-18-99

Original Transfer Application, Form and correspondence
regarding the above referenced Transfer is located within
file # 63-03093.

MICROFILMED
JUN 22 2000

May 23, 1966

RE: Permit No. G-28169

John Russell Cowe
1514 Longmont
Boise, Idaho

Dear Mr. Cowe:

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

Departmental receipt No. G-10340 was given to Mrs. Cowe when she was in the office.

Very truly yours,

M. Russell Bosch
Office Manager

MRB:mr

Enc. certificates

28169

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to certify that JOHN RUSSELL COWE
 of Boise , County of Ada , and State of
 Idaho , the holder of Permit No. G-28169 , issued upon
 Application No. G-36130, bearing date of priority of September 17, 1959 authorizing the
 diversion of 4.8 second feet of waters of .. 2 wells

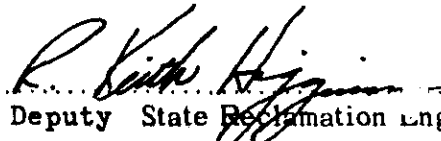
County of Ada , State of Idaho, for irrigation
 purposes, has fully complied with the provisions of the laws of the State of Idaho
 relating to the proof of completion of the works of diversion set out and described in said
 Permit; that said works are adequate for diverting and conveying to the place of intended
 use 4.06 second feet of the waters of .. 2 wells from
 subterranean flow;

that the point of diversion of said waters SE 1/4 NW 1/4, NE 1/4 SE 1/4, Sec. 35, T. 2 N.,
 R. 1 W., 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: N 1/2 NW 1/4, S 1/2 NW 1/4, SE 1/4 NE 1/4, N 1/2 SE 1/4, Sec. 35, T. 2 N.,
 R. 1 W., B.M.

Proof of Completion of Works Made: September 20, 1965

Witness my hand this 23rd day of May, A. D. 1966


 Deputy State Reclamation Engineer

Permit No. ..G-28169.....

**Certificate of Completion
of Works**

DatedMay 23....., 19 66....

Stream 2 wells

County .. Ada

Amount4.06 c.f.s.

Date of Priority ..September 17, 1959

Recorded in Book99.....

ofPermits....., page 28169.

May 6, 1966

RE: Permit No. G-28169

John Russel Cowe
1514 Longmont
Boise, Idaho

Dear Mr. Cowe:

Our field examiner'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-28169 shows the well(s) ~~are~~ (are) capable of conveying 240 miner's inches, or 4.8 c.f.s. However, due to the limitations of your permit, we can only allow the amount of water originally requested, the amount of water actually used beneficially, or 1 (one) miner's inch per irrigated acre.

Upon receipt of the statutory fees, totaling \$ 29.00 , we will issue the Certificate of Completion of Works for 4.8 c.f.s. and the License and Certificate of Water Right for 4.8 c.f.s. confirming the right, with priority of September 17, 1959 , to the use of subterranean water with the points of diversion in the SE~~1~~4NW~~4~~, NE~~1~~4SE~~4~~, Sec. 35 for irrigation of 403 acres in the N~~1~~4, N~~1~~4S~~1~~2, Sec. 35, T. 2 N., R. 1 W., B.M.

Very truly yours,

M. Russell Bosch
Office Manager

MRB:mr

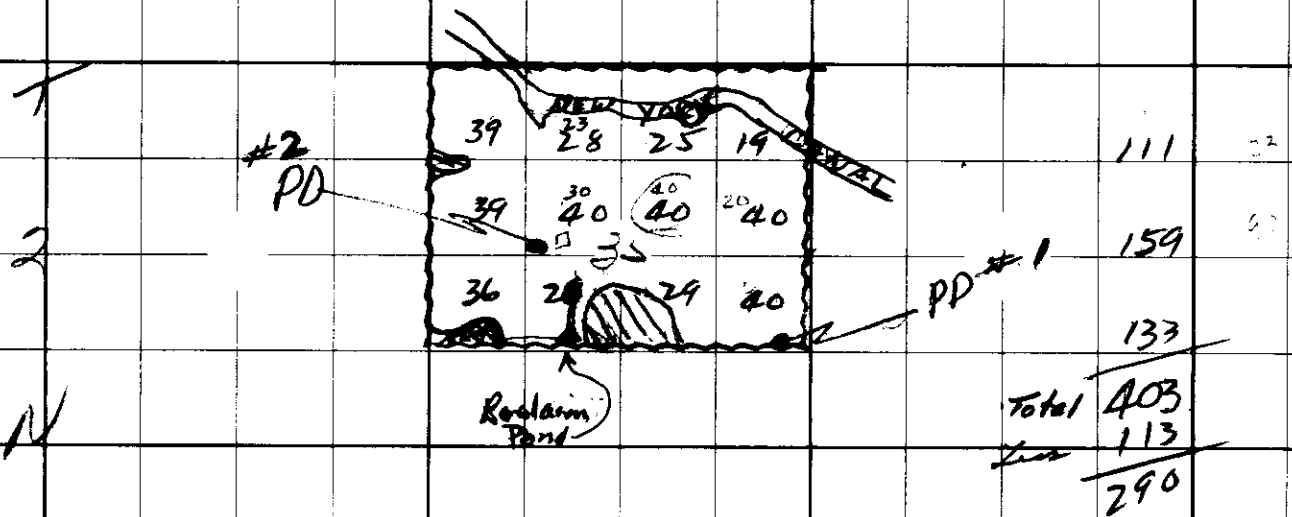
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO Q-28169 ✓

REPORT ON PROOF OF Completion of Works & Beneficial Use ✓

R 1 W



Permit # 26493 - Lic 1.73 cfs from
well # 2 for 113 acres.
See red figures in map above.

#2 well 2.96 cfs
less 1.73
= .73 cfs
#1 well 3.33 cfs
4.06 cfs = Total available
for unlicensed portion of
above map

~~c/w 5.79 cfs.~~

Sub divisions 11

AREA 290 acres

~~406 cfs.~~

~~Permit allows 4 - 40 B cfs~~

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

Permit No. G-28169 ✓

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

1. Name of applicant John Russel Cose ✓

2. Source of water supply: Subterranean ✓

3. Location of point of diversion: Is in the NE 1/4, Sec. 35 ✓ of Section 35 ✓

T. 2 N. ✓ R. 1 W.B.M. ✓ County of Ada ✓

4. Describe works as they exist, giving dimensions and capacities of same. #1 100 HP E-M Motor (L&K Electric Motor Repair Plate) No. Number, Wintroath Pump #8992, 10" discharge pipe to open concrete ditch east-west. #2 75 HP Westinghouse Motor 9-43V321, Peerless Pump #R54952 8" discharge pipe x 36' long to 3x3x3 concrete distribution box then to open concrete ditches east-west.

5. Water is used for: Irrigation ✓

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

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

NE 1/4, Sec. 35, Twp. 2 N., Rge. 1 W.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. Russell Cose along

Measured by Cox flow meter. #1 - 10 1/4" ID = $82.516 \times 17.4 = \frac{1428.8}{207.8} = 6.88$

#2 = 8 3/4" ID = $52.649 \times 19.2 = \frac{1011}{406.8} = 2.46$

See Permit # G-26493

Total = $\frac{333}{242} = 5.79$ cfs

This examination was made on the 29th day of April, 1966

(Signed)

Loyce Johnson

Examiner.

2. 5/2/66
28169

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
MAY 6 1966

Department of Reclamation

John Russell Cohn
1514 Longmont Street
Boise, Idaho
Permit No. G-28169

Examination for Completion of Works & Beneficial Use

County Ada

Sec. 35 T.2N R.1W

Quantity:

4.8 cfs.

Source:

well

P.D.: SE 1/4 NW 1/4
NE 1/4 SE 1/4 Sec. 35
T2N, R1W

Use:

Irrigation

Extension:

Protest:

Completion of Works:

Other Rights: none

Filed: Oct. 1, 1959 9/17/1959

Due: Oct. 1, 1964

Ext: 10-28-65

Adv: 9/20/65

cox flow mill
10 ft pipe = 82.516 x 17.4
2 87/10 ft 52.646 x 19.2

28/69

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G-28169

RECEIVED
SEP 24 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: John Russel

Cowe, 1514 Longmont Street, Boise, Idaho, well driller, 1514 Longmont Street,
Boise, Idaho

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if 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: No: G-28169;

Approved - 10/1/59; Priority - 9/17/59

Ques. 4. State source of water supply: 2 drilled wells
NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, T2N-R1W, B.M.

Give location of point of diversion, showing subdivision, section, township and range

NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, T2N-R1W, B.M.

Ques. 5. Describe your works of diversion: #1 - NE $\frac{1}{4}$ SE $\frac{1}{4}$, well, 100 hp, pump, casing & ditches.
#2 - SE $\frac{1}{4}$ NW $\frac{1}{4}$, well 75 hp pump, casing & ditches.

_____; state amount of water they are capable of conveying from point of diversion to place of use: #1 - 265"
#2 - 130"; Give name of canal or ditch

or other works by which water is conducted to such place of use: Private Ditches

_____; if a well, state depth of well #1 - 445'; depth and size of casing #1 - 240' - 16", 240' - 445' - 16" hole with 10" perforated pipe & gravel pack
#2 - 240' - 16", 240' - 325' - 16" hole /; depth to water #1 - 179'; #2 - 169'; if pump is used,
#1 - 265"
state discharge of pump: #2 - 130"; tell how it was measured or determined 8"

_____; if sprinkler irrigation, give number and size of nozzles and operating pressure: Gravity irrigation except 51 ac. & on it are 34 - 11/64" nozzles operating under 60# of pressure.

Ques. 6. State for what purpose water is used: irrigation.
(If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water:

NE $\frac{1}{4}$ NE $\frac{1}{4}$ - 22 ac; NW $\frac{1}{4}$ NE $\frac{1}{4}$ - 28 ac; NW $\frac{1}{4}$ NW $\frac{1}{4}$ - 38 ac; NE $\frac{1}{4}$ NW $\frac{1}{4}$ - 32 ac; SW $\frac{1}{4}$ NW $\frac{1}{4}$ - 40 ac;

SE $\frac{1}{4}$ NW $\frac{1}{4}$ - 40 ac; SW $\frac{1}{4}$ NE $\frac{1}{4}$ - 40 ac; SE $\frac{1}{4}$ NE $\frac{1}{4}$ - 40 ac; NW $\frac{1}{4}$ SW $\frac{1}{4}$ - 35 ac; NE $\frac{1}{4}$ SW $\frac{1}{4}$ - 40 ac;

~~NE $\frac{1}{4}$ SE $\frac{1}{4}$ - 40 ac; NW $\frac{1}{4}$ SE $\frac{1}{4}$ - 40 ac., Sec. 35, T2N-R1W, B.M.~~

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.

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled
#1 - John R. Cove, 1514 Longmont Street, Boise, Idaho
the well: #2 - redrilled & deepened under this permit by John R. Cove, 1514 Longmont Street,
Boise, 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:

Irrigation only.

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:

Original applicant

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 - first used after redrilling, Sept. 10, 1963, used to irrigate winter wheat in
1963 and the complete irrigation seasons of 1964 and 1965.

✓ #2 - first used April 8, 1962, used the irrigation seasons of 1962, 1963, 1964 and
1965.

Ques. 10. Describe all other water rights appurtenant to same place of use: G-26493,
licensed on page 7161, for 1.73 cfs. from the well in SE1/4NW1/4, Sec. 35, T2N-R1W, B.M.
(#2) for S1/4NE1/4, R1/4NW1/4, Sec. 35, T2N-R1W, B.M.

(sign)

John Russell Cove

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 20th day of September, A. D. 19 65.

Sharon Derrin

My commission expires: 9/28/68

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

RECEIVED
SEP 24 1965
Department of Reclamation

Permit No. G-28169

* * * * *

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:

Jimmy Sanderson, 22, Route # 1, Kuna, Idaho, Farmer, Route # 1, Kuna, Idaho

Ques. 2 Are you acquainted with John Russell Cowe, the holder of
Permit No. G-28169 ? How long have you known him and where does he reside?

I have known Mr. Cowe 2 years and he lives in Boise, Idaho.

Ques. 3. Have you read or heard said Permit No. G-28169 read, and are you familiar
with its provisions and conditions: Yes xxx No.

Ques. 4. State source of water supply: 2 drilled wells

Give location of place of diversion, showing subdivision, section, township and range

#1 - NE $\frac{1}{4}$ SE $\frac{1}{4}$; #2 SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, T2N-R1W, B.M.

Describe works for conveying water to place of use: wells, pumps, motors, casing, and
ditches.

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: #1 - 265"; #2 - 150" How much water have you seen being so
conveyed? #1 - 265"; #2 - 150"

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

NE $\frac{1}{4}$ NE $\frac{1}{4}$ - 25 ac; NW $\frac{1}{4}$ NE $\frac{1}{4}$ - 30 ac; S $\frac{1}{4}$ NE $\frac{1}{4}$ - 80 ac; NE $\frac{1}{4}$ NW $\frac{1}{4}$ - 30 ac; NW $\frac{1}{4}$ NW $\frac{1}{4}$ - 40 ac;

S $\frac{1}{4}$ NW $\frac{1}{4}$ - 80 ac; N $\frac{1}{4}$ SE $\frac{1}{4}$ - 80 ac; NE $\frac{1}{4}$ SW - 40 ac; NW $\frac{1}{4}$ SW $\frac{1}{4}$ - 35 ac., Section 3, T2N-R1W, B.M.

28169

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

Used for irrigation only.

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

Land is rocky. The soil is a lava ash and all of the water is necessary for profitable cultivation.

Ques. 9. Have you any ownership 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? Fall of 1963.

Other times you have seen such use: Irrigation seasons of 1964 and 1965

(Signed):

James Sanderson

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 20th day of September, A. D. 19 65

Sharon Deacon

Notary Public for the State of Idaho

Residing Boise, Idaho

My commission expires 9/28/68

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

Permit No. G-28169

* * * * *

RECEIVED
SEP 24 1965
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:

B. L. Anson, 38, Route # 3, Nampa, Idaho, Farmer, Route # 3, Nampa, Idaho

Ques. 2 Are you acquainted with John Russell Cowe, the holder of
Permit No. G-28169? How long have you known him and where does he reside?

I have known John Cowe for 2 years and he lives at 1514 Longmont Street, Boise, Idaho.

Ques. 3. Have you read or heard said Permit No. G-28169 read, and are you familiar
with its provisions and conditions: Yes xxx No.

Ques. 4. State source of water supply: 2 wells

Give location of place of diversion, showing subdivision, section, township and range

#1 - NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 35, T2N-R1W, B.M.; #2 - SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, T2N-R1W, B.M.

Describe works for conveying water to place of use: 2 wells, 2 pumps and motors,
casing in each well and ditches.

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: #1 - 5.3; #2 - 2.6 How much water have you seen being so
conveyed? #1 - 5.3 cfs; #2 - 2.6 cfs.

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

Township 2 North - Range 1 West, B.M., Section 35,, N $\frac{1}{2}$ SE $\frac{1}{4}$ - 80 ac; S $\frac{1}{2}$ N $\frac{1}{2}$ - 160 ac;

NE $\frac{1}{4}$ SW $\frac{1}{4}$ = 40 ac; NW $\frac{1}{4}$ SW $\frac{1}{4}$ - 35 ac; NE $\frac{1}{4}$ NW $\frac{1}{4}$ - 32 ac; NE $\frac{1}{4}$ NE $\frac{1}{4}$ - 22 ac; NW $\frac{1}{4}$ NE $\frac{1}{4}$ - 28 ac;

NE NW $\frac{1}{4}$ NW $\frac{1}{4}$ - 38 ac.

28169

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

Used to irrigate the land described above only.

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

Soil is of a lava ash type. It is good, medium light soil and I estimate it takes 400" of water to profitably cultivation this land.

Ques. 9. Have you any ownership 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? #1 - Sept. 1963; #2 - Sept. 1963.

Although I understand #2 was used 2 years prior to this.

Other times you have seen such use: Irrigation seasons of 1964 and 1965.

(Signed):

B. L. Anson

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 20th day of September; A. D. 19 65

Sharon Deaton

Notary Public for the State of Idaho

Residing Boise, Idaho

My commission expires 9/28/68

AFFIDAVIT OF PUBLICATION

I, Clyde Cornell, printer and co-publisher of The Kuna Herald, published weekly for more than 78 consecutive weeks at Kuna, Idaho, do solemnly swear that the notice as per clipping attached, was published weekly in the regular and entire issue of said newspaper and not in any supplement thereof, for

Four consecutive weeks as follows:

Commencing with the issue dated

August 20, 1965

and ending with the issue dated

September 10, 1965

Clyde Cornell

Subscribed and sworn to before me this

10th day of September, 1965

Edith M. Cornell

Notary Public for Idaho.

Residing at Kuna, Idaho.

RECEIVED
SEP 21 1965
KUNA, IDAHO

September 24, 1968

Re: Permit No. ~~64-28169~~

John Russel Cows
1514 Longmont
Boise, Idaho

Dear Mr. Cows:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the KUNA HERALD, all submitted in proof of completion of works and beneficial use on Permit No. ~~C-28169~~

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,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

cc: Harley M. McDowell
Box 2161
Boise, Idaho

28169

August 13, 1965

RE: Permit No. G-27794, H. James Scheid
G-28169, John Russell Cove

Harley M. McDowell
Idaho Land & Appraisal Service
Box 2161
Boise, Idaho 83701

Dear Mr. McDowell:

Enclosed are the assignment of Permit No. G-27794, and the amendment to the land list on Permit No. G-28169.

Also enclosed is departmental receipt No. G-9547 in the amount of \$1.00 covering the recording fee for G-28169, and No. G-9546 in the amount of \$0.50 covering the fee for G-27794.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

Enc. assignment, amendment, receipts 2

28/69

Application for Amendment

LAND LIST

Permit No. G-28169

RECEIVED
AUG 12 1965

Department of Reclamation

Comes now John Russell Cove, 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-28169, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

~~XXXX~~ N $\frac{1}{2}$, N $\frac{1}{2}$ S $\frac{1}{2}$, Sec. 35, T2N-R1W, B.M.

, making a total of 480 acres.

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

Signed at Boise, Idaho this 10th day of August, 1965
JOHN RUSSELL COVE

BY Harley M. McDowell
Harley M. McDowell, Agent

Date of receipt at office of Department of Reclamation: August 12, 1965

APPROVAL OF STATE RECLAMATION ENGINEER

RALPH W. THOMAS, Deputy

I, ~~GEORGE W. THOMAS~~, 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-28169. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

Recorded: August 13, 1965

Ralph W. Thomas
Deputy State Reclamation Engineer

28/69

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) August 11, 1965

(P. O.) Box 2161, Boise, Idaho 83701

TO THE STATE RECLAMATION ENGINEER

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published
at my expense in the Kuna Herald of
Kuna, Idaho Published in
the county in which the works are situated. Please send statement of charges
and Affidavit of Publication to Idaho Land & Appraisal Service, P. O. Box 2161,
Boise, Idaho 83701.

John Russell Cowe

(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
and
APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 A.M., on the 20th day of September
19 65, at Boise, County of Ada, State of Idaho
before Sharon Deroia, Notary Public, at (address) 224 Idaho
Building, proof will be submitted of the completion
of works for the diversion of 4.8 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-28169, 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 John Russell Gann, 1514 Longmont, 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 4.8 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
4.8 cubic feet per second.

4. The point of diversion of said water is N 1/2 Sec. 35, T2N-R1W, B.M.

5. The place where said water is used is N 1/2 Sec. 35, T2N-R1W, B.M.

6. The date of priority which said user is prepared to establish is September 17, 1959

CARL E. TAPPAN

State Reclamation Engineer

28169

Re: Permit No. **G-28169**
John Russell Cove

Date: **August 12, 1965**

Kuma Herald,
Kuma, Idaho.

Gentlemen:

Enclosed you will find Notice for Publication, once a week for four consecutive weeks prior to **September 20, 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-28169**
John Russell Cove

August 12, 1965

Mr. Mayley 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-28169**, in the name of **John Russell Cove**, Final Proof is to be made before **Sharon Deroia** as Notary on the **20th** day of **September**, 19**65**, at **10:00** o'clock **A.M.**, at **224 Idaho Building, Boise**, Idaho.

Edna Herald
As of this date, we have mailed the Notice to the **Edna, 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

28169

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

DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G - ~~28169~~ - John Russell Cove

Aug. 2, 1963

Idaho Land and Appraisal Service
P. O. Box 2161
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- ~~28169~~ are due not later than **Oct. 28, 1963**

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

Enc. Form 36 and 11

cc: John Russell Cove
1514 Longmont
Boise, Idaho

28169

November 24, 1964

Re: Permit No. G-28169
John Russel Cowe

Harley M. McDowell
P. O. Box 2161
Boise, Idaho

Dear Mr. McDowell:

Enclosed is the Application for Amendment to
the point of diversion which has been recorded in this office.

Departmental Receipt No. G-9001, in the amount
of \$1.00 covering the fee is enclosed.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. amendment
receipt

28169

Application for Amendment

POINT OF DIVERSION

NO. 20 1964

Permit No. G-28169

U--

Section

Comes now John Russel Cove and represent to the State Reclamation Engineer of the State of Idaho:

That he is (are) the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. G-28169.

That the point of diversion is described in said Permit as being located:

NE1/4SE1/4, Section 35, Township 2 North - Range 1 West, B.M.

That he now requests that the point of diversion be changed to a point located: NE1/4SE1/4, SE1/4NW1/4, Section 35, Township 2 North - Range 1 West, B.M.

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

The well in the SE1/4NW1/4 is licensed for 1.73 cfs but I redrilled it and rebuilt the pump and am getting more water to use on my lands. The well in the NE1/4SE1/4 isn't producing the expected 240" and by covering both wells with this permit, I will have enough water to effectively irrigate my lands.

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 19th day of November 1964

John Russel Cove

By Harley M. McDowell
Harley M. McDowell, Agent

Date of Receipt at Department Of Reclamation: Nov. 20, 1964

APPROVAL OF STATE RECLAMATION ENGINEER

RALPH W. THOMAS, Deputy

I, ~~GEORGE GARTER~~, 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-28169. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

Recorded in Book 99 of
Permits, at Page 28169

November 24, 1964

Ralph W. Thomas
Deputy State Reclamation Engineer

28169

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

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

WHEREAS, Permit No. G-28169, in the name of John Russell Cows, requires proofs of completion of works and beneficial use to be made on or before October 1, 1964; and,

WHEREAS, said Permit was issued in connection with Desert Land Entry Idaho Serial #010800; and,

WHEREAS, Applicant was prevented from proceeding with construction pending allowance of said Desert Land Entry, which was not allowed until October 28, 1960;

NOW, THEREFORE, An Extension of Time is allowed for Completion of Works and Beneficial Use Proofs on Permit No. G-28169, to October 28, 1965, or the length of time applicant was prevented from proceeding pending allowance of his Desert Land Entry and a similar extension is allowed for every other act required under the terms and conditions of Permit No. G-28169.

Signed at Boise, Idaho, this 13th day of November,
1963.

Carl E. Tappan

STATE RECLAMATION ENGINEER

Application for Amendment

POINT OF DIVERSION

Permit No. G-28169

I, John Russell Cowe,
State Reclamation Engineer of the State of Idaho

do hereby ~~XXXX~~ to owner and holder of Permit to Appropriate the Public
Water of Idaho, No. G-28169.

The point of diversion is described in said Permit as follows:

NE1SW4, Sec. 35, T2N-R1W, B.M., Ida.

I now request that the point of diversion be changed to:

NE1SE4, Sec. 35, T2N-R1W, B.M., Ida.

I am requesting for permission to make such change as follows:

More feasible well site

There will be no change in the amount of water diverted and no change in the risk.

Boise, Ida., this 8 day of November, 1963

John Russell Cowe

Department of Reclamation: Nov. 12, 1963 Harley M. McDowell, Agent

APPROVAL OF STATE RECLAMATION ENGINEER

I, John Russell Cowe, State Reclamation Engineer of the State of Idaho, HEREBY APPROVE
the foregoing application for amendment to Permit to Appropriate the Public
Water of Idaho, No. G-28169. This approval constitutes a new
amendment to the original permit, and the permit is hereby amended
and said application is approved as the rights of the public are
adequately protected thereby.

of

TO

Relatit Thomas
State Reclamation Engineer

Application for Amendment

P. O. Box 251, Boise, Idaho

LAND LIST

Permit No. G-28169

Comes now

John Russell Cove

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-28169, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

SINEI, NW1/4, N43E, Sec. 35, T2N-R1W, B.M., Ida.

, making a total of 400 acres.

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

Signed at Boise, Ida. this 8 day of November, 1963

John Russell Cove

Harley M. McDowell, Agent

Date of receipt at office of Department of Reclamation: Nov. 12, 1963

APPROVAL OF STATE RECLAMATION ENGINEER

Earl W. Thomas, Deputy

I, Earl W. Thomas, 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-28169. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

Recorded in Book 99 of
Permits, at Page 28169
November 13, 1963

Earl W. Thomas
State Reclamation Engineer

November 12, 1963

Re: Permit No. G-28169
John Russell Cowe

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

Dear Mr. McDowell:

Enclosed are the Applications for Amendments to the point of diversion and to the land list, together with departmental receipt No. G-8376, in the amount of \$2.00 covering fees for recording.

Also enclosed is the Extension of Time granting an extension to October 28, 1965 for completion of works and beneficial use proofs.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. amendments
receipt
extension of time

28169

November 8, 1963

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

Re: Water permit G-28169

Dear Sir:

With reference to the above water permit, please be advised that this was applied for in connection with my desert land application, Idaho Serial #010800 which was not allowed in the Land Office until 10/28/60.

I hereby respectfully request that you grant me an extension of time on this water permit until 10/28/65.

Very truly yours,

John Russell Cowe
1514 Longmont
Boise, Ida.

By Harley M. McDowell
Harley M. McDowell, Agent

28/69



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

IN REPLY REFER TO:

LD:CBK
Idaho 010000

OCT 28 1960

NOTICE OF ALLOWANCE

John Russell Goss

1514 Longmont

Boise, Idaho

Dear Sir:

Your Revert Land Entry, Serial No. Idaho 010000,

Receipt No. 835932, for 50.000, 50.000,
_____, Section 33,

Township 2 N., Range 1 W., Boise Meridian, Idaho,
containing 80 acres, has this day been allowed, subject
to any valid existing rights and your further compliance with laws
and regulations applicable thereto. In correspondence relating to
this entry, always refer to the serial number shown above.

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

Sincerely yours,

cc: BL, BDO
LAN

State Recl. Engr., Boise

Donald I. Bailey
Manager

October 9, 1959

Re: Permit No. G-28169
John Russell Cowe

Mr. Farley M. McDowell,
Box 2161,
Boise, Idaho.

Dear Mr. McDowell:

We enclose Permit No. G-28169 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-4336 which was issued covering payment in the amount of \$6.00 for the filing fee of the above mentioned permit.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

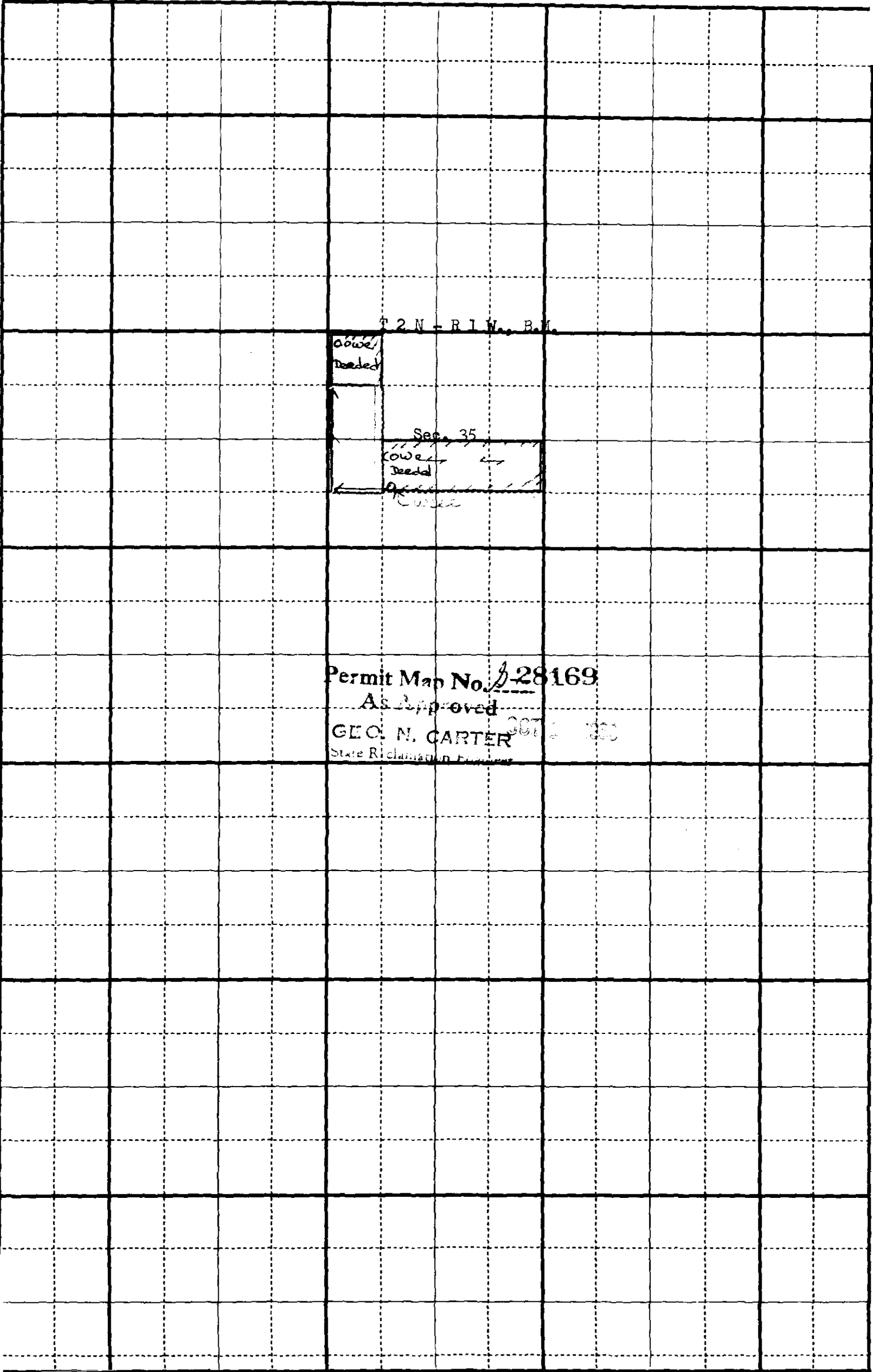
(Mrs.) Edna P. Rutledge
Chief Clerk

Encl.
EPR:pmk
cc: John R. Cowe
1514 Longmont
Boise, Idaho

28169

NAME OF APPLICANT John Russell Cowe

Form No. 0



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

28169

**1. OF PROOF OF COM-
PLETION OF WORKS and AP-
PLICATION OF WATER TO
BENEFICIAL USE**

Notice is hereby given that at 10:00 A. M., on the 20th day of September, 1965, 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 4.8 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-28168, 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 John Russell Cowe, 1514 Longmont, 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 4.8 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 4.8 cubic feet per second.

4. The point of diversion of said water is NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ -NW $\frac{1}{4}$, Sec. 35, T2N-R1W, B.M.

5. The place where said water is used is N $\frac{1}{2}$, N $\frac{1}{2}$ S $\frac{1}{2}$, Sec. 35, T2N-R1W, B. M.

6. The date of priority which said user is prepared to establish is September 17, 1959.

CARL E. TAPPAN

State Reclamation Engineer
Aug. 20, 27; Sept. 3, 10, 1965

28169