

26
 47
 48
 50
 1191
 48

Coldwell
 To

R 3 W

SH 72 TO US 30 →

1
 3
 N

18

16

LOWELL

19 LAKE

20

Subdivision

1

AREA

5 acs

Allow

Q

0.10 cfs or 5 inches

AFFIDAVIT OF PUBLICATION

RECEIVED
JAN 10 1964

Department of Reclamation

STATE OF IDAHO,)
County of Canyon.) ss.

Jeanne Bruner
of Nampa, Canyon County, Idaho, being first duly sworn,
deposes and says:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of twenty-one years, and not a party to the above entitled action.

2. That I am the Principal Clerk of the Idaho Free Press, a daily, (except Sunday) newspaper published in the City of Nampa, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was published in said newspaper

Four times in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.

4. That said notice was published the following dates:

November 30; December 7, 14, 21, 1963

Jeanne Bruner

Subscribed and sworn to before me this

21st day of December, 1963

Adam J. Kamm

Notary Public, Residing at Nampa, Idaho.

MY COMMISSION EXPIRES JUNE 23, 1967

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 27th day of December, 1963, at Caldwell, County of Canyon, State of Idaho, before Garnet Noble, Notary Public, at Route 4, Caldwell, Idaho, proof will be submitted of the completion of works for the diversion of 0.1 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 27719, 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 Route 4, Caldwell, Idaho, Saxton Fruit Farm, Inc.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 0.1 cubic feet per second.

3. The use to which said water has been applied is Irrigation & Domestic purposes, and the amount applied to beneficial use is 0.1 cubic feet per second.

4. The point of diversion of said water is SW 1/4 NE 1/4, Sec. 17, Twp. 3 N, Rge. 3, W.B.M., Canyon County.

5. The place where said water is used is SW 1/4 NE 1/4, Sec. 17, Twp. 3 N, Rge. 3, W.B.M.

6. The date of priority which said user is prepared to establish is Jan. 15, 1959.

CARL E. TAPPAN,
State Reclamation Engineer
Nov. 30; Dec. 7, 14, 21, 1963.



NAME OF APPLICANT *R. E. & Harriet V. Winters*

Form No. 0

R 3 W

T
3
N



*Well-Point of
Diversion*

Permit Map No. *4-27719*
As Approved *JAN 20 1959*
GEO. N. CARTER
State Reclamation Engineer

Scale: 2 inches equal 1 Mile. Draw Plan in ink.

27719

State of Idaho
License and Certificate of Water Right

Water License No. G-27719

Amount 0.1 c.f.s.

Water District No.

Priority January 15, 1959

THIS IS TO CERTIFY that R. E. & HARRIET V. WINTERS - Assignee - SAXTON FRUIT FARMS, INC. of Caldwell, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated January 15, 1959; that Permit No. G-27719 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 0.1 second feet, was issued thereunder on May 14, 1964, showing that said works were completed on the 27th day of December, 1963; and that on the 27th day of December, 1963,

SAXTON FRUIT FARMS, INC.

of Caldwell, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a well, a tributary of subterranean flow, for the purpose of irrigation and domestic use, under Use Permit No. G-27719 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 12 of Licenses at page 7833, on the 14 day of May, 1964; The right hereby confirmed dates from January 15, 1959;

The Point of Diversion is located in the SW 1/4 NE 1/4, Sec. 17, Tp. 3 N, R. 3 W, B. M. Canyon 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 0.1 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
3 N	3 W	17	SW 1/4 NE 1/4	5	5

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

14th day of May, 1964.

/s/ RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

State of Idaho

License and Certificate of Water Right

Water License No. G-27604Amount .20 c.f.s.

Water District No. _____

Priority Oct. 29, 1958

THIS IS TO CERTIFY that IDA A. COUPER
of Weiser, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated October 29, 19 58; that Permit No. G-27604
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
.20 second feet, was issued thereunder on May 27, 19 64, showing that said works
were completed on the 23rd day of October, 19 63; and that on the 23rd
day of October, 19 63,

IDA A. COUPER

of Weiser, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean flow, for the purpose of irrigation
, under Use Permit No. G-27604 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
12 of Licenses at page 7834, on the 27th day of May, 19 64;

The right hereby confirmed dates from October 29, 19 58;

The Point of Diversion is located

in the SW 1/4 NW 1/4, Sec. 4, Tp. 10 N., R. 5 W., B. M. County Washington

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 .20 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
10 N.	5 W.	4	SW 1/4 NW 1/4	40	30

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
27th day of May, 19 64.

RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 35655
 Permit No. G- 27719
 District No.

R. E. & Harriet V. Winters
 Rt. # 2
 Caldwell, Idaho

1. Name of Applicant: R. E. & HARRIET V. WINTERS
 Postoffice address: Rt. # 2, Caldwell County: Canyon State: Idaho
2. Quantity of water claimed: 0.1 cubic feet per second
 (a) Rate of withdrawal in cubic feet per second 0.1 or Idaho
 Miners' inches 5 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 SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 17
 Twp. 3 N. , Rge. 3 W. , B.M., County of Canyon
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: Well, pump, pipe and ditches
8. Estimated cost of works: \$ 2500
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: Permit No. 24436 for same land was cancelled 3-6-57
 - (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) 0.1 (cubic feet per second, inches or gallons per minute) is for new lands.

*Dayton Fruit
 Farms, Inc.
 Rt # 4 - Caldwell
 Idaho*

Remarks:

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

/s/ Harriet V. Winters
Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 3:15 P. M. January 15, 1959

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 27719

Recorded in Book 98 Page 27719 Approved January 20, 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 July 20, 1961

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 January 20, 1964

Witness my hand this 20th day of January, 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 20th day of January, 1959.

Countersigned:

STATE OF IDAHO

(SEAL)

By /s/ ARNOLD WILLIAMS
Secretary of State.

By /s/ ROBERT E. SMYLLIE
Governor

12.

Twp.	Range	Sec.	NE¼	NW¼	SW¼	SE¼	Totals
			NE¼ NW¼ SW¼ SE¼	NE¼ NW¼ SW¼ SE¼	NE¼ NW¼ SW¼ SE¼	NE¼ NW¼ SW¼ SE¼	
3 N.	3 W.	17	5				5
ASSIGNMENT ✓							
For value received, I hereby assign all of my right, title and interest in and to Permit to appropriate the Public Waters of the State of Idaho, No. G-27719 to SAXTON FRUIT FARMS, Inc., Route #4, Caldwell, Idaho							
							s/ R. E. WINTERS Permit Holder
							s/ HARRIET V. WINTERS Wife of Permit Holder
STATE OF IDAHO) County of Canyon)							
On this 30th day of June, 1961, before me, a Notary Public for the State of Idaho, residing at Caldwell, Idaho, personally appeared R. E. WINTERS and HARRIETT V. WINTERS, known to me to be the persons whose names are subscribed to the within instrument and duly acknowledged to me that they executed the same.							
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal, the day and year in this certificate first above written.							
My commission expires May 14, 1962							Wm. F. Gigray, Jr. Notary Public, Residing at Caldwell, Idaho

Permit No. G-27719 ✓
CERTIFICATE OF COMPLETION OF WORKS

✓
TO ALL WHOM IT MAY CONCERN:

This is to certify that R. E. & HARRIET V. WINTERS - Assignee - SAXTON FRUIT FARMS, INC. of Caldwell, Idaho, County of Canyon, and State of Idaho, the holder of Permit No. G-27719, issued upon Application No. G-35655 bearing date of priority of January 15, 1959, authorizing the diversion of 0.1 second feet of waters of a well, County of Canyon, State of Idaho, for irrigation and domestic 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 0.1 second feet of the waters of a well from subterranean flow; that the point of diversion of said waters SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 17, T. 3 N., R. 3 W., B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 5 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 17, T. 3 N., R. 3 W., B.M.

Witness my hand this 14th day of May, A.D. 1964.

/s/ RALPH W. THOMAS
Deputy State Reclamation Engineer

Proof of Completion of Works Made: December 27, 1963

LICENSE ISSUED FOR 0.1 SEC. FT.
Page 7833

May 14, 1964

RE: Permit No. G-27719

Gordon A. Saxton, President
Saxton Fruit Farms, Inc.
Rt 4
Caldwell, Idaho

Dear Mr. Saxton:

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

Also enclosed is departmental receipt in the amount of \$7.00
covering the fees for the certificates.

Very truly yours,

OSCAR E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPB:mr

Enc. license
certificate
receipt

State of Idaho
DEPARTMENT OF RECLAMATION

Boise, Idaho

May 8, 1964

Re: Permit No. G-27719

Gordon A. Saxton
Saxton Fruit Farm, Inc.
Rt 4
Caldwell, Idaho

Dear Mr. Saxton:

Our field engineer's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-27719 shows the well is (are) capable of conveying 5 miner's inches, or 0.10 c.f.s. of water for the irrigation of 5 acres.

Upon receipt of the statutory fees, totaling \$ 7.00 , which consists of a Completion of Works fee of \$ ----- and License and Certificate of Water Right fee of \$ ----- - based at the rate of \$2.00 for each 40-acre subdivision - we will issue the Certificate of Completion of Works and the License and Certificate of Water Right confirming the right, with priority of January 15, 1959 to the use of 0.10 second feet of subterranean water with the point of diversion in the SW 1/4, Sec. 17 for domestic use and irrigation of 5 acres in the SW 1/4, Sec. 17, T. 3 N., R. 3 W., B.N.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

RRR:mr

277190

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

Permit No. G-27719This proof is for Completion of Works & Beneficial Use In Water District No. _____1. Name of applicant Gordon A. Saxton, Saxton Fruit Farm, Inc.,2. Source of water supply: Subterranean3. Location of point of diversion: Is in the SW 1/4 of Section 17T. 3 N R. 3 W.B.M. County of Canyon4. Describe works as they exist, giving dimensions and capacities of same: 5 HP BerkeleySubmersible Pump #6031108 2 1/2" discharge reduced to 3/4" to 100 gal.Pressure storage tank East, 2 1/2" to a 4" buried main line South16 5/32" nozzles - Well - 120' x 8" - cased 120' x 8" h: 20'5. Water is used for: irrigation and domestic6. 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):

5 acres in SW 1/4 Sec. 17, Twp. 3 N., Rge. 3 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: No one around. (Had contacted Saxton 4/21/64, he stated pump would be on in a week or 10 days. To measure it when ever I found it on.)16 - 5/32" nozzles @ 48# = 4.93 GPM each = 78.88 GPM at .175 cfs.This examination was made on the 6th day of May, 1964

(Signed)

Langston Johnson

Examiner.

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 7 1964

Department of Reclamation

S
120'-120' x 8' 1/2" 1/2"
12-86m 1/2" 1/2"
e 1/2" 1/2"
h 120'
Saxon Fruit Farm
Route #1
Caldwell, Idaho
Permit No. G-27719

Examination for Completion of Works & Beneficial Use

County Canyon

Sec. 17 T. 34 R. 1 W. 4

Quantity: 0.1 CFS.

Source: Well

P.D.: SWNE, 17-3N-3W

Use: Irrigation & Domestic

Filed: 1-15-59

Due: 1-20-64

Extension:

Completion of Works:

Other Rights:

46
 47
 48
 50
 191
 48

To Caldwell

R 3 W

SH 72 TO US 30

1
 3
 N

18

16

LOWELL

19 LAKE

20

Subdivision

1

AREA

5 acs

Allow

Q

240 cfs or 5 inches

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-27719

REPORT ON PROOF OF Completion of Works & Beneficial Use

Sexton Fruit Farm, Inc., Rt. 4, Caldwell, Idaho

1M April 1962

January 10, 1964

Re: Permit NoG-27719

Gordon A. Saxton
% Saxton Fruit Farm, Inc.
Route #4
Caldwell, Idaho

Dear Mr. Saxton:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the IDAHO FREE PRESS, all submitted in proof of completion of works and beneficial use on Permit No. G-27719.

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

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

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

27719

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-27719

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

DEPOSITION OF HOLDER

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

Gordon A. Saxton

~~Saxton Fruit Farm, Inc.~~, Route 4, Caldwell, Idaho

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

Saxton Fruit Farm, Inc., Rte 4, Caldwell, Idaho. President of Corporation.

Ques. 3. State number, approval date of permit, and date of priority you propose to establish under the permit; G-27719 ~~April, 1960~~ January 15, 1959

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

Sec 17-33 TWP 3 N. Rge 3 W.R.M.

Ques. 5. Describe your works of diversion: Sprinkler irrigation

_____ ; state amount of water they are capable of conveying from point of diversion to place of use 0.1 Cu. ft; Give name of canal or ditch or other works by which water is conducted to such place of use: None

_____ ; if a well, state depth of well 120 ft. ; depth and size of casing: 8" casings - 120' ; depth to water 20' ; if pump is used,

state discharge of pump: _____ ; tell how it was measured or determined: _____

_____ ; if sprinkler irrigation, give number and size of nozzles and operating pressure: 12 8 gallon sprinklers, 40# 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 : 5 Acres

50% NE 1/4, 17-33-36

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

Land in cultivation

Go 107

GR
27719

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

Ques. 7. If for other than irrigation purposes, state purpose and how used:
None

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

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

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

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

None

(sign) Richard Saxon

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

Caldwell, Idaho, County of Canyon

State of Idaho, on this 27th day of December, A.D. 19 63.

My Commission expires: July, 1964

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
Permit No. G-27719

RECEIVED
JAN 10 1964

Department of Reclamation

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

and Correlation of Permit

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:

Elliott Marrow, Box 785, Marsing, Idaho 50 FARM WORKER

Ques. 2. Are you acquainted with Gordon Saxton, the holder of
Permit No. G-27719? How long have you known him and where does he reside:

10 yrs - Rte 6, Caldwell, Idaho

Ques. 3. Have you read or heard said Permit No. G-27719 read, and are you familiar
with its provisions and conditions: Yes: X No:

Ques. 4. State source of water supply: Well
SW 1/4 NE 1/4

State place of diversion: Sec 17-3-3 Twp 3N, Rge 3 WBM

Describe works for conveying water to place of use: Sprinkler System

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 0.1 cubic feet How much water have you seen being so
conveyed: 0.1 cubic feet

Ques. 6. If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:
5 Acres - SW 1/4 NE 1/4
Sec 17-3-3 Twp 3N, Rge WBM

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

None

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:

Class 3 land.

0.1 cubic feet of water required

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

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

Other times you have seen such use: Four years

(Signed)

Elliot Morrow

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 Caldwell, Idaho

 , County of Canyon, State of Idaho, on this 27th day of December,

A. D., ~~1962~~ 1963

Garnet Noble

Notary Public for State of Idaho

Residing: Caldwell, Idaho

My commission expires: July 1964

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE, IDAHO
Permit No. G-27719

RECEIVED
JAN 10 1964

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

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:

Claude Norris, Rte 2, Wilder, Idaho 43 FARM Worker

Ques. 2. Are you acquainted with Gordon Saxton, the holder of

Permit No. G-27719? How long have you known him and where does he reside:

3 yrs - Rte 6, Caldwell, Idaho

Ques. 3. Have you read or heard said Permit No. G-27719 read, and are you familiar with its provisions and conditions: Yes: ☒ No: ☐

Ques. 4. State source of water supply: Well

State place of diversion: SW 1/4 NE 1/4 Sec 17-3-3 Twp 3 N, Rge 3 W B M

Describe works for conveying water to place of use: Sprinkler System

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 0.1 cubic feet How much water have you seen being so

conveyed: 0.1 cubic feet

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

5 Acres SW 1/4 NE 1/4 Sec 17-3-3 TWP 3 N, Rge W B M

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

None

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:

Class 3 land

Requires 0.1 cubic feet of water

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

Ques. 10. When did you first see this water used: Spring of 1961

Other times you have seen such use: For 3 years

(Signed)

Claude Harris

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 Caldwell

 , County of Canyon, State of Idaho, on this 27th day of December,

A. D., ~~1962~~ 1963.

Garnet Noble
Notary Public for State of Idaho

Residing: Caldwell, Idaho

My commission expires: July 1964

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Canyon.

)
) ss.
)

RECORDED
1963 DEC 21
NOTARIAL PUBLIC

Jeanne Bruner
of Nampa, Canyon County, Idaho, being first duly sworn,
deposes and says:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of twenty-one years, and not a party to the above entitled action.

2. That I am the Principal Clerk of the Idaho Free Press, a daily, (except Sunday) newspaper published in the City of Nampa, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was published in said newspaper

Four times in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.

4. That said notice was published the following dates:

November 30; December 7, 14, 21, 1963

Jeanne Bruner

Subscribed and sworn to before me this

21st day of December, 19 63

Adam J. Kamm

Notary Public, Residing at Nampa, Idaho.

MY COMMISSION EXPIRES JUNE 23, 1967

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 21th day of December, 1963, at Caldwell, County of Canyon, State of Idaho, before Garnet Noble, Notary Public, at Route 4, Caldwell, Idaho, proof will be submitted of the completion of works for the diversion of 0.1 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-27719, 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 Route 4, Caldwell, Idaho, Saxton Fruit Farm, Inc.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 0.1 cubic feet per second.

3. The use to which said water has been applied is Irrigation & Domestic purposes, and the amount applied to beneficial use is 0.1 cubic feet per second.

4. The point of diversion of said water is SW 1/4 NE 1/4 Sec. 17, Twp. 33N, Rng. 3, W.B.M., Canyon County, Idaho.

5. The place where said water is used is SW 1/4 NE 1/4 Sec. 17, Twp. 33N, Rng. 3, W.B.M.

6. The date of priority which said user is prepared to establish is Jan. 16, 1963.

CARL E. TAPPAN,
State Reclamation Engineer
Nov. 30; Dec. 7, 14, 21, 1963.

December 30, 1963

Re: Permit No. G-27719

Saxton Fruit Farm, Inc.
Route #4
Caldwell, Idaho

Attn: Gordon A. Saxton, Pres.

Dear Sir:

We are returning herewith your proofs in connection with subject permit for some corrections.

The answers to questions 4 and 6 are incomplete on all three depositions. The location of the point of diversion and the land to be irrigated should be shown by each 40-acre subdivision. It should be the same as it was published in the legal newspaper notice.

Please have witnesses answer questions 5, 8 and 9 on depositions of witness, also.

Retain the statement from Idaho Free Press for your file, and return the remainder of enclosures to us, after making corrections.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

D. L. RHODES, Assistant
State Water Rights Clerk

DLR:ew

Enc. depositions
statement

27719

November 29, 1963

Re: Permit No. G-27719

Saxton Fruit Farm, Inc.,
Route #4,
Caldwell, Idaho.

Gentlemen:

The attached copy of our letter to you of November 22nd, which was mailed to your Notary, was returned to this office marked "Unknown."

We would appreciate it if you would see that Garnet Noble, Notary, receives the enclosed copy.

Thank you.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl. - copy of letter
EPR:mak

C
O
P
Y

November 22, 1963

Re: Permit No. 0-27739

Sutton Fruit Farm, Inc.,
Route #1,
Caldwell, Idaho.

Continued:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. 0-27739. The proofs are to be made at 10:00 o'clock A.M., on the 27th day of December, 19 63, before Garret Hulse, Route #1, Caldwell, Idaho, Notary Public.

As of this date we have mailed the Notice to the Idaho Free Press, Hampe, Idaho, with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof then mail the affidavit of publication and statement of costs to you.

It is important that the enclosed depositions be executed by you and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the place, on the date, and at the time and before the Notary, as advertised. 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, the 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,

~~XXXXXXXXXXXX~~
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

Enc.
EPR:pmk
cc: Notary

Re: Permit No. G-27719
Saxton Fruit Farm, Inc.

Date: November 22, 1963

Idaho Free Press,
Nampa, Idaho.

Gentlemen:

Enclosed you will find Notice for Publication, once a week for four consecutive weeks prior to December 27, 1963 the date set for proof; the expense of the publication is to be paid by the applicant Saxton Fruit Farm, Inc., of Route 4, Caldwell, 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
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.

CET:pmk

27719

NOTICE OF PROOF OF COMPLETION OF WORKS

and
APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED
NOV 22 1963
10/1/63

Department of Reclamation

Notice is hereby given that at 10:00 M., on the 27th day of December, 1963, at Caldwell, County of Canyon, State of Idaho, before Garnet Noble, Notary Public, at (address) Route 4, Caldwell, Idaho, proof will be submitted of the completion of works for the diversion of 0.1 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. 6-27719, 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 Route 4, Caldwell, Idaho; Satter Fruit Farm, Inc.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 0.1 cubic feet per second.

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

4. The point of diversion of said water is SW 1/4 Sec. 17, Twp. 3 N., Rge. 3 W., Canyon Co., Idaho

5. The place where said water is used is SW 1/4 Sec. 17, Twp. 3 N., Rge. 3 W., B.M.

6. The date of priority which said user is prepared to establish is Jan. 15, 1959

CARL E. TAPPAN

State Reclamation Engineer

CR
27719

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date)

December 22, 1963

(P. O.)

~~Santon~~ Rt. 4, Caldwell

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the

Idaho Free Press

of

Nampa, Idaho

published in

the county in which the works are situated.

✓ Dexter Fruit Farm Inc
Harvey Dexter
Vice Pres.

(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.

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G- 27719

Nov. 1, 1963

Saxton Fruit Farms
Route #1
Caldwell, 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- 27719 are due not later than **Jan 20, 1964**

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

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

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

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

Very truly yours,

CARL E. TAPPAN

State Reclamation Engineer

Enclosures Form 36 - 11
Attorney General's rulings

27719

July 14, 1961

Re: Permit No. G-27719
R. E. & Harriet V. Winters

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

Dear Mr. McDowell:

We enclose the Assignment of Permit No. G-27719 to
Saxton Fruit Farms of Caldwell, Idaho, which has been recorded
in this office.

Also enclosed is departmental receipt No. G-6230, in the
amount of \$0.50 covering the recording fee.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. assignment
receipt

January 23, 1959

Re: Permit No. G-27719
R. E. & Harriet V. Winters

Mr. R. E. Winters
Pt. # 2
Caldwell, Idaho

Dear Mr. Winters:

We enclose Permit No. G-27719, 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-3817, 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. Rutledge
Chief Clerk

EPR/lw
Encls. (2)

27719

NAME OF APPLICANT *R. E. & Harriet V. Winters*

Form No. 1

R. E. W.

*T.
3
N.*

*Well-Point of
Diversion*



4-27713
JAN 26 1905
U.S. DEPT. OF AGRICULTURE

Scale: 2 inches equal 1 Mile. Draw Plan in ink.

**NOTICE OF PROOF OF
COMPLETION OF WORKS
and
APPLICATION OF WATER
FOR BENEFICIAL USE**

Notice is hereby given that at 10:00 A. M., on the 27th day of December, 1968, at Caldwell, County of Canyon, State of Idaho, before Garnet Noble, Notary Public, at Route 4, Caldwell, Idaho, proof will be submitted of the completion of works for the diversion of 0.1 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 27719, 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 Route 4, Caldwell, Idaho, Saxton Fruit Farm, Inc.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 0.1 cubic feet per second.

3. The use to which said water has been applied is Irrigation & Domestic purposes, and the amount applied to beneficial use is 0.1 cubic feet per second.

4. The point of diversion of said water is SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 17, Twp. 3 N, Rge. 3, W.B.M., Canyon County.

5. The place where said water is used is SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 17, Twp. 3 N, Rge. 3, W.B.M.

6. The date of priority which said user is prepared to establish is Jan. 15, 1959.

CARL E. TAPPAN,
State Reclamation Engineer
Nov. 30; Dec. 7, 14, 21, 1968. 27719

**NOTICE OF SALE OF REAL
PROPERTY AT PRIVATE SALE**