

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

Permit No. 26475

This proof is for Beneficial Use

In Water District No.

1. Name of applicant Thomas T. Shearer

2. Source of water supply: Ross Drain (Waste water into Snake River)

3. Location of point of diversion: Is in the Lot 4 of Section 11

T. 5N R. 6W County of Canyon

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

7 1/2 HP GE ELEC MOTOR # 353 CO2
PARMA WATER LIFT - 8" DISCHARGE
20' THROUGH 12" CONCRETE PIPE 30'
THROUGH - EARTH DITCHES

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):

E 1/2 SW 1/4, Sec. 11, T. 5N, R. 6W, 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? SNAKE RIVER

Remarks:

NO MEASURE WAS TAKEN AS DRAINAGE
DITCH WAS NOT SUPPLYING ENOUGH WATER
TO OPERATE PUMP. PUMP APPEARS TO
PRODUCE APPROXIMATELY IN EXCESS OF 80"
DITCHES CAPABLE OF CARRYING SAME.

This examination was made on the 2nd day of NOV, 19 67

(Signed) D. R.

Examiner.

26475

2nd
Plat ✓

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.

Thomas T. Shearer
Box 54
Caldwell, Idaho

Permit No. 26475

Examination for Beneficial Use

County Canyon

Quantity: Sec. 11 T. 5N R. 6W
1.68 c.f.s.

Source: Ross Drain (Waste water into Snake River)

P.D.: Lot 4, Sec. 11, T. 5N, R. 6W, B.M.

Use: irrigation

Extension:

Protest:

Completion of Works: July 3, 1961

Other Rights: none

Filed: July 16, 1956

Due: August 10, 1967 (Beneficial Use)

Made: August 17, 1967

Priority: July 23, 1956

*2 parma water lift pumps
1 partial built water wheel*

*SHP
F & M ELEC MOTOR
81787*

PARMA LIFT

8" DISCHARGE

77" SHADING

*#2 7 1/2 HP G & ELEC
35802*

PARMA LIFT

8" DISCHARGE 20' INTO

CONCRETE OUTLET

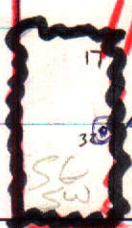
30' 12" CONC TIE

EARTH DITCHES

*PRODUCER APPROXIMATELY
THE SAME AS #1
(more)*

By Year

See map



PD

17

32

49

SEE PHOTO & PERMIT # 26474

STATE LINE

AREA - 49

SUBD - 2

allow

Q - .98 c.f.s.

to Garfield

To
Garfield

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho
Permit No. 26475

RECEIVED
JUG 18 1967
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: Thomas T.

Shearer - Box 54, Caldwell, Idaho - Rancher & Student

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:

Ques. 3. State number, approval date of permit, and date of priority: 26475 -
July 28, 1967

Ques. 4. State source of water supply: Scott Drain & Snake River Ross Drain
Give location of point of diversion, showing subdivision, section, township and range

Ques. 5. Describe your works of diversion: Two Parma Water Lifter pumps - one partially
built water-wheel; state amount of water they are capable of con-
veying from point of diversion to place of use: 128" approx.; 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 --; depth and size of
casing --; depth to water --; if pump is used,
state discharge of pump: --; tell how it was measured or determined size of
pipe and pressure of flow; if sprinkler irrigation, give number and size
of nozzles and operating pressure: --

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

80 acres irrigated crops

20 acres irrigated pasture

Permit says 84

26475

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

60 acres of new land under irrigation since 1966

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

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

Ques. 8: If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder:

I purchased ranch from Mr. & Mrs. A. Loomis

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: 1956 approx. - Time used since first use:

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

(sign) *James T. Skover*

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

Baldwell, County of Lanyon

State of Idaho, on this 17th day of August, A. D. 1967.

My commission expires: 1-20-68



26475

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. _____

* * * * *

RECEIVED
AUG 18 1967
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:

David L. Whitman - 37 - 2710 South Illinois, Caldwell, Idaho - Sales

Ques. 2 Are you acquainted with Thomas T. Shearer, the holder of
Permit No. 26475? How long have you known him and where does he reside?

Approx. two years - Caldwell, Idaho

Ques. 3. Have you read or heard said Permit No. 26475 read, and are you familiar
with its provisions and conditions: Yes x No. _____

Ques. 4. State source of water supply: Scott Drain & Snake River

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

Describe works for conveying water to place of use: Water Lifter Pumps

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 100 acres irrigated land How much water have you seen being so
conveyed? 100 acres irrigated land

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

80 acres irrigated crop

20 acres irrigated pasture

26475

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

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.
sage brush & greasewood land 120'

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? 1966
Other times you have seen such use: three or four times

(Signed):

[Signature]

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

Baldwell, County of Banyon, State of Idaho, on
this 17th day of August, A. D. 1967

Gladys Walker
Notary Public for the State of Idaho
Residing Baldwell

My commission expires 1-20-68



26475

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. _____

* * * * *

RECEIVED
JUG 18 1967
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:

Earl F. Brockman - 38 - 619 South 14th, Caldwell, Idaho - Photographer

Ques. 2 Are you acquainted with Thomas T. Shearer, the holder of
Permit No. 26475? How long have you known him and where does he reside?

Approx. 5 years - Caldwell, Idaho

Ques. 3. Have you read or heard said Permit No. 26475 read, and are you familiar
with its provisions and conditions: Yes x No. _____

Ques. 4. State source of water supply: Scott Drain & Snake River

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

Describe works for conveying water to place of use: Water lifting pumps

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 100 acres of land being irrigated How much water have you seen being so
conveyed? _____

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

80 acres in irrigated crops

20 acres in irrigated pasture

26475

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

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

Sagebrush and greasewood land
One inch of water per acre

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? 1966
Other times you have seen such use: Three or four times

(Signed): Earl F. Brockman

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

Baldwell, County of Canyon, State of Idaho, on this 17th day of August, A. D. 1967

Gladys Walker
Notary Public for the State of Idaho
Residing Baldwell

My commission expires 1-20-68



26475

RECEIVED
AUG 4 1967

Department of Reclamation

AFFIDAVIT OF PUBLICATION

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

Jeanne Bruner
of Caldwell, 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 Principle Clerk of the News-Tribune, a daily, (except Sunday) newspaper published in the City of Caldwell, 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 Caldwell, 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:

June 10, 17, 24, July 1, 1967

Jeanne Bruner

Subscribed and sworn to before me this

1st day of July, 1967

Adam D. Kaur

Notary Public, Residing at Caldwell, Idaho

MY COMMISSION EXPIRES JUNE 23, 1971

NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that on the 28th day of July, 1967, at Caldwell, County of Canyon, State of Idaho, before Edward Allen, 1318 Linden, Caldwell, Idaho, proof will be submitted of the application to beneficial use of 1.68 cubic feet per second of the waters of Ross Drain in accordance with the terms and conditions of Permit No. 26475 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and post office address of the person or corporation holding said permit Arthur D. Loomis & Richard E. Parkison-Assignee Thomas T. Shearer, Box 54, Caldwell, Idaho.

The use to which said water has been applied is irrigation.

The amount applied to beneficial use is 1.68 c.f.s.

The point of diversion of said water is Lot 4, Sec. 11, T. 5 N, R. 6 W, B.M.

The place where said water is used E1/2SW1/4, Sec. 11, T. 5 N, R. 6 W, B.M.

The date of priority which said user is prepared to establish is July 16, 1956.

R. KEITH HIGGINSON
State Reclamation
Engineer

June 10, 17, 24; July 1, 1967

26475

26475

SHEARER ENTERPRISES

P.O. Box 54

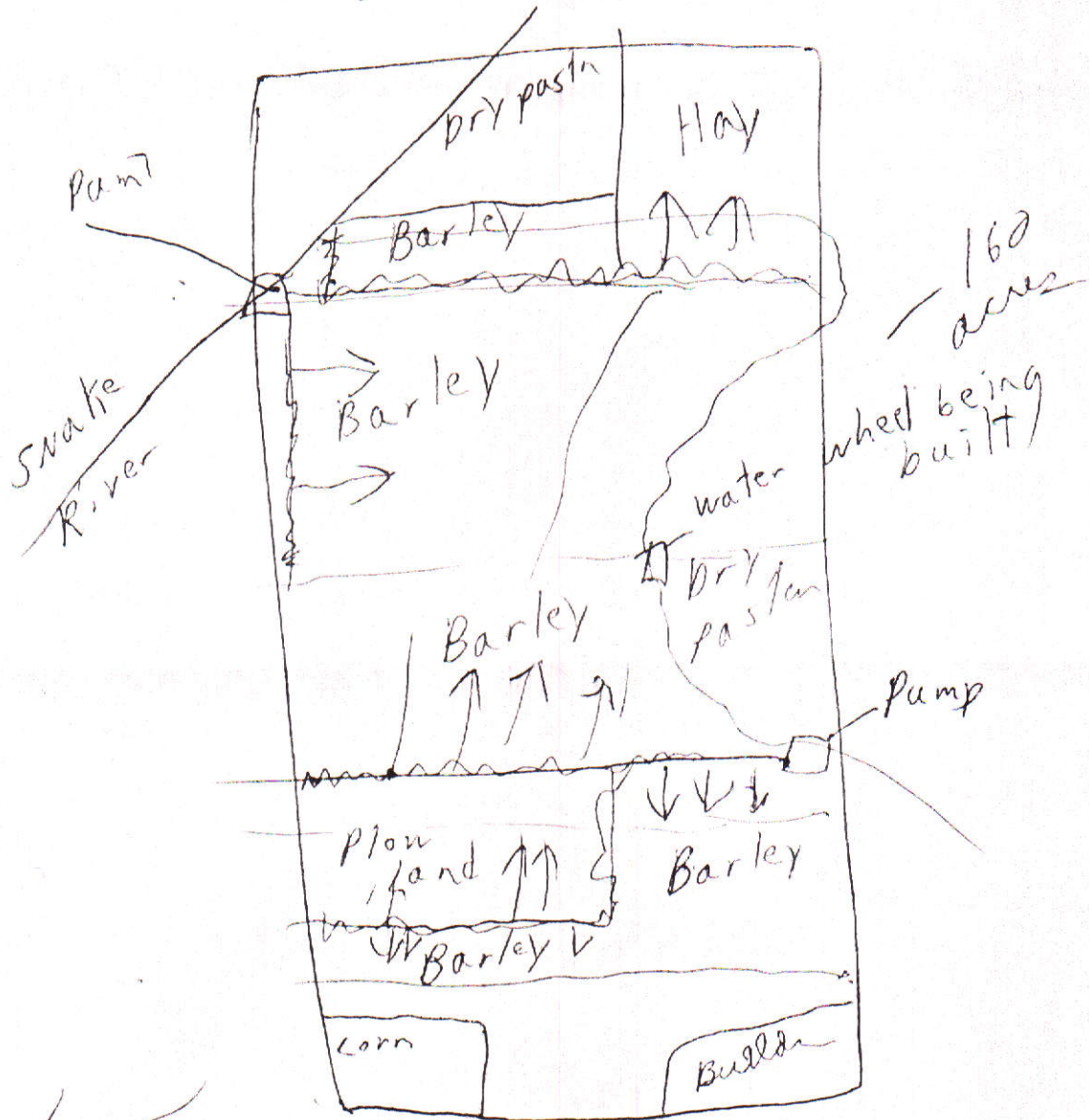
CALDWELL, IDAHO 83605

RECEIVED

JUL 31 1967

Department of Reclamation

Lot 1, 2, 3, 4 in section 11, Township 5
North, Range 6 West of the Boise Meridian,
Canyon County, Idaho

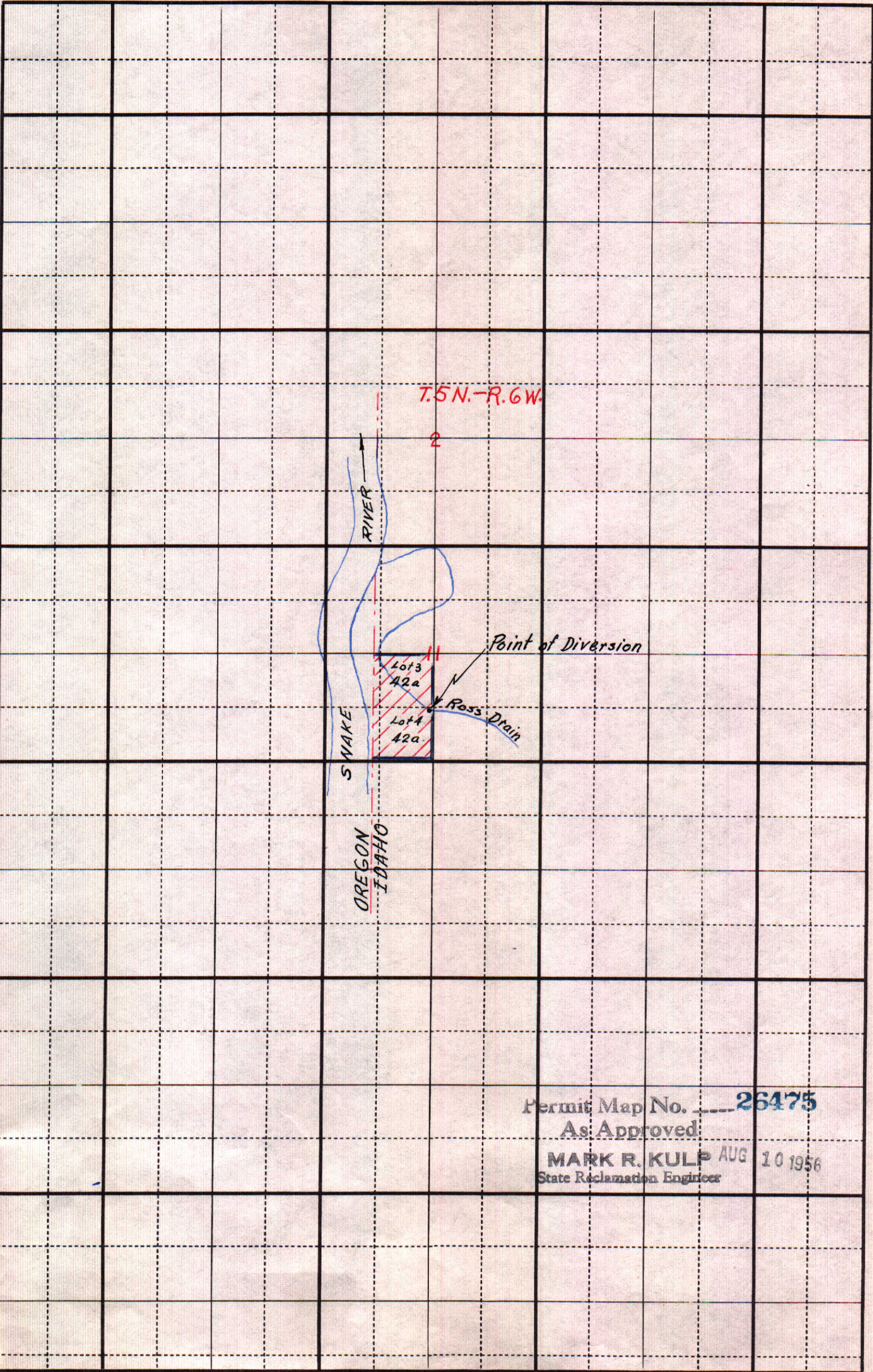


Tom Shear

26475

Irrigation ditches

↑ flow of
irrigation water



Permit Map No. 26475
As Approved
MARK R. KULP AUG 10 1956
State Reclamation Engineer

APPLICATION FOR PERMIT 63-3092

To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 34370
PERMIT No. 26475
DISTRICT No.

Arthur D. Loomis
Parma
Idaho

1. Name of Applicant: ARTHUR D. LOOMIS & RICHARD E. PARKISON

Postoffice address: Parma

County: Canyon

State: Idaho

I. If applicant is a corporation, give:

- (a) Date and place of incorporation:
- (b) Amount of capital stock:
- (c) Amount paid in:
- (d) Names and addresses of directors:

Assigned to

Thomas D. Shearer
Box 54 - Caldwell
Idaho

II. The financial resources of the applicant are:

- (b) Treasury stock:
- (d) Other resources:

(a) Cash on hand:

(c) Bonds to be issued:

2. Quantity of water claimed: 1.68

cubic feet per second.

3. Source of water supply: Ross Drain (Waste water into Snake River) which is a tributary of Snake River

4. Location of point of diversion:

feet distant from the

corner of Section , T. , R. , B. M., and is in the Lot 4

of Section 11 , T. 5 N. , R. 6 W. , B.M., County of Canyon

5. Water is to be used for Irrigation

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section

T. , R. , B.M., in the of Section , T. , R. , B.M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to at a point feet

distant from the corner of Section , T. , R. , B.M., in the
of Section , T. , R. , B.M.

7. Estimated cost of works: \$ 1,000.00

8. Kind of works: Pump and ditches, also flume across slough

9. Height of dam feet; length of dam at top feet; length of dam at bottom

feet; material used in dam:

10. Size of headgate: Width feet; height feet.

11. Ditch: Width at bottom 2 feet; width at water line 5 feet; depth of water 1 feet;

dimensions of flume:

Diameter of pipe inches; length of conduit $\frac{1}{8}$ miles.

Average grade per mile feet.

12. The time required for the completion of such work is Five years.

13. The time required for the complete application of the water to the proposed use is Six additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None

16. (a) Is reservoir to be used? If so, fill in (b) and (c) below:
(b) Name of Reservoir and number of Storage Permit:
(c) Date of filing of Application for Storage Permit and Name of Applicant:

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

ARTHUR D. LOOMIS & RICHARD E. PARKER Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 11:50 A. M. July 16, 1956.

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 26475

Recorded in Book 93 Page 26475 Approved Aug. 10, 1956,

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 October 10, 1956, and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before February 10, 1959,

The whole of said work to be completed on or before August 10, 1961,

Beneficial use of water appropriated in accordance herewith, to be made on or before August 10, 1967,

WITNESS My hand this 10th day of August, 1956,

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, ROBERT E. SMYLLIE, Governor of the State of Idaho,

and JAS. H. YOUNG, 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 10th

day of August, 1956.

STATE OF IDAHO

Countersigned:

(SEAL)

By ROBERT E. SMYLLIE

Governor.

By JAS. H. YOUNG

Secretary of State.

REMARKS: Deded Land

14.

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
5 N.	6 W.	11									42			42					84

Permit No. 26475
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that ARTHUR D. LOOMIS & RICHARD E. PARKINSON of Parma, County of Canyon, and State of Idaho, the holders of Permit No. 26475, issued upon Application No. 34370 bearing date of priority of July 16, 1956, authorizing the diversion of 1.68 second feet of waters of Ross Drain (Waste water into Snake River) County of Canyon, 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 1.68 second feet of the waters of Ross Drain (Waste Water into Snake River) tributary of Snake River, that the point of diversion of said waters is Lot 4, Sec. 11, T. 5 N., R. 6 W., B. M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:

84 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 11, T. 5 N., R. 6 W., B. M.

Witness my hand this 6th day of July, A. D. 1961.

s/ RALPH W. THOMAS
Deputy State Reclamation Engineer

Proof of Completion of Works Made: July 3, 1961

A S S I G N M E N T ✓

For value received, I hereby assign 26475 of my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. 26475 to Thomas T. Shearer, address: Box 54, Caldwell, Idaho.

/s/ ARTHUR D. LOOMIS,
Permit Holder

KATHERINE LOOMIS
Wife of Permit Holder

State of Oregon *
 : ss
County of Clackamas *

On this 6th day of June, 1967, before me, a Notary Public for the State of Oregon, residing at Estacada, Oregon, personally appears Arthur D. Loomis, and Katherine Loomis, 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 unto set my hand and affixed my Notarial Seal this day and year in this certificate first above written.

/s/ J. A. HAGGENMILLER
Notary Public residing at Estacada, Oregon

(S E A L)

My commission expires: January 1, 1970

LICENSE ISSUED FOR 98 SEC. FT.
LICENSE PAGE NO. 26475

State of Idaho

License and Certificate of Water Right

Water License No. 26475 Priority July 23, 1956 Amount .98 c.f.s.
(Late Proof)

THIS IS TO CERTIFY that ARTHUR D. LOOMIS & RICHARD E. PARKINSON - Assignee -
THOMAS T. SHEARER

of Parma, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated July 15, 1956; that Permit No. 26475
was issued under said application; that Certificate of Completion of Works, with a carrying capacity
of 1.68 second feet, was issued thereunder on July 6, 1961, showing
that said works were completed on the 3rd day of July, 1961; and
that on the 17 day of August, 1967 THOMAS T. SHEARER

of Caldwell, 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 Ross Drain

a tributary of waste water for the purpose of irrigation
under Use Permit No. 26475 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 ~~of Licenses, at Page~~ on the 8th day of March, 1968

The right hereby confirmed dates from July 23, 1956 (Late Proof)

The Point of Diversion is located Lot 4

in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 11, Twp. 5 N, R. 6 E, 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 .98 cubic feet per second.

Description and location of use:

Twp.	Range	Section	Forty-Acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
5 N	6 W	11	NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$	42 42	17 <u>32</u>
Total number of acres to be irrigated:					49

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 8th day of March, 1968

R. Keith Higgins
State Reclamation Engineer.

63 3092

63-3092

26475

WRD417

WATER RIGHTS PROOF READING REPORT

04/24/85

PAGE 1

WATER RIGHT NUMBER 63-3092

OWNER LAST NAME - LOOMIS
OWNER LAST NAME - PARKINSON
OWNER LAST NAME - SHEARERFIRST NAME - ARTHUR D.
FIRST NAME - RICHARD E.
FIRST NAME - THOMAS T.ORIG OWNER - 0
ORIG OWNER - 0
ORIG OWNER -

ADDRESS LINE 1 - P.O. BOX 54

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - CALDWELL

STATE - ID ZIP CODE - 83605

SOURCE - ROSS DRAIN

TRIBUTARY OF - SNAKE RIVER

STAGE - LICENSE

STATUS -

PRIORITY - 07-23-1956 COUNTY - CANYON

TOTAL DIV. RATE - .9800 -CFS

TOTAL DIV. VOLUME -

.00 AFA TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - SESW 11 05N 06W LQT 04 REDIV -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

FROM - TO -

USE - IRRIGATION

USE DIV. RATE -

.9800 CFS

USE DIV. VOLUME -

.00 AFA

USE - IRRIGATION

PLACE OF USE - TWN 05N RNG 06W SEC 11 TRACT NESW LOT

AC 17 TRACT SESW LOT

AC 32

DECREE NAME -

DATE -

TOTAL ACRES 49

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 26475

PROOF MADE -

FLD EXAM -

COND. OF APPROVAL -

DIVERSION MEANS -

March 20, 1968

Re: Permits 26474 and 26475

Mr. Thomas T. Shearer
P. O. Box 54
Caldwell, Idaho 83605

Dear Mr. Shearer:

Enclosed are the Licenses and Certificates of Water
Right on the above numbered permits.

Also enclosed is departmental receipt No. 226, in the
amount of \$8.00 covering the fees.

Very truly yours,

C. STEPHEN ALLRED, Assistant
State Reclamation Engineer

CSA:ew

Enclosure: certificates
receipt

C
O
P
Y

63-3092
~~63-3092~~

26475

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

December 4, 1967

26475
RECEIVED

DEC 11 1967

Department of Reclamation

Re: Permit 26475

Thomas T. Shearer
Box 54
Caldwell, Idaho 83605

Dear Mr. Shearer:

A representative of this department has made an examination of the works covered by your permit 26475 and has found the following:

Quantity of water diverted: 0.98 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: 0.98 c.f.s.

Purpose of use: irrigation of 49 acres in E $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 11,
T. 2 N, R. 6 W, B.M.

The priority date established is: July 23, 1956.
(late proof)

A fee totaling \$ 4.00 must be received within 30 days from the date of this letter in order that we can issue you the Certificate of Completion of Works and the License and Certificate of Water Right as described above.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:nw

26475
for file

63-3072
~~63-2135~~
26475

December 4, 1967

Re: Permit 26475

Thomas T. Shearer
Box 54
Caldwell, Idaho 83405

Dear Mr. Shearer:

A representative of this department has made an examination of the works covered by your permit 26475 and has found the following:

Quantity of water diverted: 0.98 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: 0.98 c.f.s.

Purpose of use: irrigation of 40 acres in E $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 11,
T. 2 N, R. 6 W, B.M.

The priority date established is: July 23, 1956
(date proof)

A fee totaling \$ 4.00 must be received within 30 days from the date of this letter in order that we can issue you the Certificate of Completion of Works and the License and Certificate of Water Right as described above.

Very truly yours,

Donald W. McElowney
Water Rights Clerk

DWM:maw

fee paid
12-11-67
nmw

26475

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

Permit No. 26475

This proof is for Beneficial Use

In Water District No.

1. Name of applicant Thomas T. Shearer

2. Source of water supply: Ross Drain (Waste water into Snake River)

3. Location of point of diversion: Is in the Lot 4 of Section 11

T. 5N R. 6W County of Canyon

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

7 1/2 HP GE ELEC MOTOR # 35302
PARMA WATER LIFT - 8" DISCHARGE
20' THROUGH 12" CONCRETE PIPE 30'
THROUGH - EARTH DITCHES

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):

E 1/4 Sec. 11, T. 5N, R. 6W, 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? SNAKE RIVER

Remarks:

NO MEASURE WAS TAKEN AS DRAINAGE
DITCH WAS NOT SUPPLYING ENOUGH WATER
TO OPERATE PUMP PUMP APPEARS TO
PRODUCE APPROXIMATELY IN EXCESS OF 80"
DITCHES CAPABLE OF CARRYING SAME

This examination was made on the 2ND day of NOV., 1967

(Signed) D. R.

Examiner.

26475

264
Plat ✓

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.

Thomas T. Shearer
Box 54
Caldwell, Idaho

Permit No. 26475

Examination for Beneficial Use

County Canyon

Quantity: 1.68 c.f.s.
63-

Source: Ross Drain (Waste water into Snake River)

P.D.: Lot 4, Sec. 11, T. 5N, R. 6W, B.M.

Use: irrigation

Extension:

Protest:

Completion of Works: July 3, 1961

Other Rights: none

Filed: July 16, 1956

Due: August 10, 1967 (Beneficial Use)

Made: August 17, 1967

Priority: July 23, 1956

2 parma water lift pump
1 partial built water wheel

5HP
F & M ELEC MOTOR
31789

PARMA LIFT

8" DISCHARGE

77" SPOONING

#2 7 1/2 HP G & ELEC
358002

PARMA LIFT

8" DISCHARGE 20' INTO

CONCRETE OUTLET

30' 12" CONC TIE

EARTH DITCHES

PRODUCER APPROXIMATELY
THE SAME AS #1
(more)

3/11/62

Use Map 33



17
32
49

SEE PHOTO & PERMIT # 26474

STATE LINE

AREA - 49

SUBD - 2

other Q - .98 c. f.s.

to boundary

Go to Russell

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. 26475

REPORT ON PROOF OF Beneficial Use

August 21, 1967

Re: Permit Nos. 26474 & 26475

Thomas T. Shearer
Box 54
Caldwell, Idaho 83605

Dear Mr. Shearer:

We acknowledge receipt of the depositions and affidavit of publication in the
Caldwell News-Tribune submitted as proof of com-
pletion of works and beneficial use on Permit 26474 & 26475.

Before a certificate and license of water right can be issued, a field examination must be made by a representative from this department. We cannot tell just when this examination will be made, but our field examiner will try to contact you at the time he makes the examination so that you may show him the system.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:dj

Enclosed is your advertising receipt. We do not need it for our files.

26475

M E M O

Permits: 26474 and 26475

Proof of application of water to beneficial use

It is our intention to initially accept the depositions submitted on August 18, 1967 on the above referenced permits. As there appears to^{be} many inconsistencies in the depositions, we shall proceed with the field examination of this permit in order to clarify the discrepancies. There will possibly be an amendment required.

DWM:ks

26475

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho
Permit No. 26475

RECEIVED
JUG 18 1967
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: Thomas T.

Shearer - Box 54, Caldwell, Idaho - Rancher & Student

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:

Ques. 3. State number, approval date of permit, and date of priority: 26475 -
July 28, 1967

Ques. 4. State source of water supply: Scott Drain & Snake River Ross Drain
Give location of point of diversion, showing subdivision, section, township and range

Ques. 5. Describe your works of diversion: Two Parma Water Lifter pumps - one partially
built water-wheel; state amount of water they are capable of con-
veying from point of diversion to place of use: 128" approx.; 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 --; depth and size of
casing --; depth to water --; if pump is used,
state discharge of pump: --; tell how it was measured or determined size of
pipe and pressure of flow; if sprinkler irrigation, give number and size
of nozzles and operating pressure: --

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

80 acres irrigated crops

20 acres irrigated pasture

Permit 1 Aug 24

26475

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

60 acres of new land under irrigation since 1966

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

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

Ques. 8: If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder:

I purchased ranch from Mr. & Mrs. A. Loomis

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: 1956 approx. - Time used since first use: --

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

(sign) *Jonas T. Skore*

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

Baldwell, County of Boyer
State of Idaho, on this 17th day of August, A. D. 1967.

My commission expires: 1-20-68

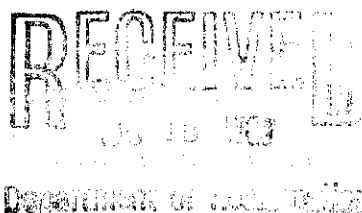


26475

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. _____



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:

David L. Whitman - 37 - 2710 South Illinois, Caldwell, Idaho - Sales

Ques. 2 Are you acquainted with Thomas T. Shearer, the holder of
Permit No. 26475? How long have you known him and where does he reside?

Approx. two years - Caldwell, Idaho

Ques. 3. Have you read or heard said Permit No. 26475 read, and are you familiar
with its provisions and conditions: Yes x No. _____

Ques. 4. State source of water supply: Scott Drain & Snake River

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

Describe works for conveying water to place of use: Water Lifter Pumps

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 100 acres irrigated land How much water have you seen being so
conveyed? 100 acres irrigated land

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

80 acres irrigated crop

20 acres irrigated pasture

26475

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

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.
sage brush & greasewood land 120'

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? 1966
Other times you have seen such use: three or four times

(Signed):

[Signature]

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

Baldwell, County of Banyon, State of Idaho, on this 17th day of August, A. D. 1967

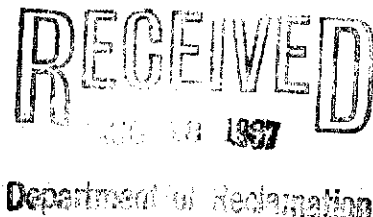
[Signature]
Notary Public for the State of Idaho
Residing Baldwell

My commission expires 1-20-68



26475

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho



Permit No. _____

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:

Earl F. Brockman - 38 - 619 South 14th, Caldwell, Idaho - Photographer

Ques. 2 Are you acquainted with Thomas T. Shearer, the holder of
Permit No. 26475? How long have you known him and where does he reside?

Approx. 5 years - Caldwell, Idaho

Ques. 3. Have you read or heard said Permit No. 26475 read, and are you familiar
with its provisions and conditions: Yes x No. _____

Ques. 4. State source of water supply: Scott Drain & Snake River

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

Describe works for conveying water to place of use: Water lifting pumps

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 100 acres of land being irrigated How much water have you seen being so
conveyed? _____

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

80 acres in irrigated crops

20 acres in irrigated pasture

26475

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

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

Sagebrush and greasewood land

One inch of water per acre

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? 1966

Other times you have seen such use: Three or four times

(Signed):

Earl F. Brinkman

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

Baldwell, County of Bannock, State of Idaho, on this 17th day of August, A. D. 1967

Glenn Walker

Notary Public for the State of Idaho

Residing Baldwell

My commission expires

1-20-68



26475

August 8, 1967

Re: Permits 26474 & 26475

Thomas T. Shearer
Box 54
Caldwell, Idaho

Dear Mr. Shearer:

We are returning copies of the depositions submitted as proof of beneficial use on the above referenced permits. The depositions will not be acceptable as you have combined two permits from separate sources on the same forms. We require that you complete a set of depositions for each permit. Enclosed are two sets of new blank depositions. Please complete them and return at once.

Contact us if we can be of further assistance.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:nw

Enclosure: Depositions (2)
Completed depositions (copy)

26475

AFFIDAVIT OF PUBLICATION

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

Jeanne Bruner
of Caldwell, 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 Principle Clerk of the News-Tribune, a daily, (except Sunday) newspaper published in the City of Caldwell, 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 Caldwell, 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:

June 10, 17, 24, July 1, 1967

Subscribed and sworn to before me this

1st day of July, 19 67

Notary Public, Residing at Caldwell, Idaho

MY COMMISSION EXPIRES JUNE 23, 1971

NOTICE OF PUBLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that on the 28th day of July, 1967, at Caldwell, County of Canyon, State of Idaho, before Edward Allen, 1318 Linden, Caldwell, Idaho, proof will be submitted of the application to beneficial use of 1.68 cubic feet per second of the waters of Ross Drain in accordance with the terms and conditions of Permit No. 26475 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and post office address of the person or corporation holding said permit Arthur D. Loomis & Richard E. Parkison Assignee, Thomas T. Shearer, Box 54, Caldwell, Idaho.

The use to which said water has been applied is irrigation. The amount applied to beneficial use is 1.68 c.f.s.

The point of diversion of said water is Lot 4, Sec. 11, T. 5 N, R. 6 W, B.M.

The place where said water is used E1/4SW1/4, Sec. 11, T. 5 N, R. 6 W, B.M.

The date of priority which said user is prepared to establish is July 18, 1956.

R. KEITH HIGGINSON
State Reclamation

26475

August 2, 1967

RE: Permit Numbers 26474 and 26475

Thomas T. Shearer
P.O. Box 54
Caldwell, Idaho 83605

Dear Mr. Shearer:

Enclosed herewith are copies of assignments on
the above referenced permits. These assignments have
been recorded in this office.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:efw

Enc: Assignment copies (2)

26475

SHEARER ENTERPRISES

P.O. Box 54

CALDWELL, IDAHO 83605

RECEIVED
JUL 31 1967

Department of Reclamation

Dear Sir:

Inclosed, please find
assignments for 1) permits 26475
26474,

2) Proof of Application
of water to
Beneficial use
form -

3, Affidavit of Publication

4. Legal description
of ranch,

5. explanation
of subdivisions
of water &
land.

Pages 6. page to

is incomplete
& so is question

2 of Deposition of Witness 26475

They did not know
legal description of

James I. Shearer

26475

SHEARER ENTERPRISES

P.O. Box 54

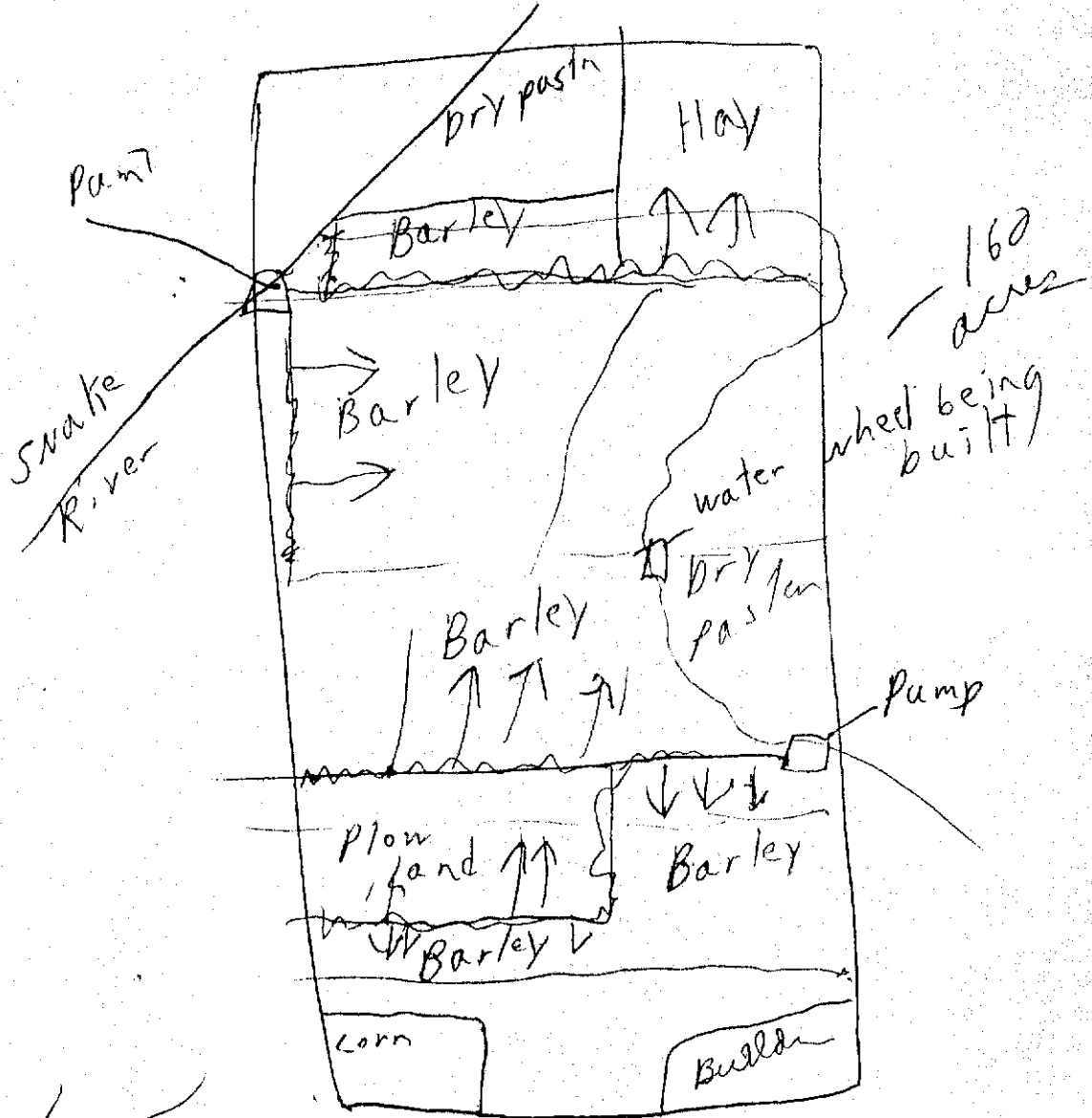
CALDWELL, IDAHO 83605

RECEIVED

JUL 31 1967

Department of Reclamation

Lot 1, 2, 3, 4 in section 11, Township 6
North, Range 6 West of the Boise Meridian,
Canyon County, Idaho



Tom Shear

26475

Irrigation ditches

↑ flow of
irrigation water

10 days

July 31, 1967

C
O
P
Y

Re: Permit No. 26474, 26475

Shearer Enterprises
P.O. Box 54
Caldwell, Idaho 83603

Gentlemen:

We acknowledge receipt of the depositions and assignments on the above referenced permits. We are returning your advertising bill as it is of no use to us and we do not need it for our files.

What we do need are the affidavits of publication from the newspaper. We would appreciate your sending them to us so that we may proceed with this permit.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:dj

Enc: Advertising bill

26475

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No.

26475

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

DEPOSITION OF HOLDER

Ques. 1. State your name, residence occupation and postoffice address: Thomas T. Shearer / Box 54 Caldwell Idaho Rancher & Student

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:

Ques. 3. State number, approval date of permit, and date of priority: 26475 June 1, 1967 July 28 1967

Ques. 4. State source of water supply: Scott Drain & Snake River
Give location of point of diversion, showing subdivision, section, township and range

Ques. 5. Describe your works of diversion: 2 parma water-lifter
Pumps some partially built not in use; state amount of water they are capable of conveying from point of diversion to place of use: 12 in approx; 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 _____; depth and size of casing _____; depth to water _____; if pump is used, state discharge of pump: _____; tell how it was measured or determined Size of Pipe and pressure of flow; if sprinkler irrigation, give number and size of nozzles and operating 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: 80 acres in irrigated crops
20 acres irrigated pastures

26475

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

60 acres of new land under irrigation since 1966

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

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

Ques. 8: If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder:

I purchased ranch from Mrs. Mrs. A. Loomis

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: 1756 approx - Time used since first use: _____

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

(sign) Ronald T. Skow

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

Chambers, County of Boise
State of Idaho, on this 28th day of June, A. D. 1967.

My commission expires: April 17, 1968

26474

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho
Permit No. 26475

* * * * *

RECEIVED
JUL 31 1967
Department of Reclamation

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:

Paul J. Huston - 22 - 2024 Ash - student - Caldwell, Idaho

Ques. 2 Are you acquainted with Thomas T. Shearer, the holder of
Permit No. 26475 ²⁶⁴⁷⁵ How long have you known him and where does he reside?

1964 - present - Caldwell, Idaho

Ques. 3. Have you read or heard said Permit No. 26475 ²⁶⁴⁷⁵ read, and are you familiar
with its provisions and conditions: Yes X No.

Ques. 4. State source of water supply: South Drain & Snake River

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

Describe works for conveying water to place of use: water lifter Pumps

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 100 Acres Irrigated Land How much water have you seen being so
conveyed? 100 Acres Irrigated Land.

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

80 Acres Irrigated crop

20 acres Irrigated pasture

26475

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

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

sage brush & greasewood land 120' ft

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? Sept 1966

Other times you have seen such use: Twice

(Signed):

Paul J. Huston

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 Cassia, State of Idaho, on this 28th day of July, A. D. 1967

Edward B. Allen
Notary Public for the State of Idaho
Residing in Caldwell

My commission expires

April 17, 1968

26474

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

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

Sage brush and greasewood land
One inch of water per Acre.

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned? no!

If so, in what way and to what extent? _____

Ques. 10. When did you first see this water used? July 1966

Other times you have seen such use: 5-6 times.

(Signed):

Alex E. Stanford

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 28th day of July, A. D. 1967

Edward Miller

Notary Public for the State of Idaho

Residing Caldwell

My commission expires April 17 1968

26474

June 13, 1967

RE: Permit Numbers 26474 and 26475

Thomas T. Shearer
Shearer Enterprises
P.O. Box 54
Caldwell, Idaho 83605

Dear Mr. Shearer:

Enclosed herewith are the assignments on the above referenced permits. These assignments have been recorded in this office as of the above date.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:efw

Encl: 2 assignments

26475

C
O
P
Y

RECEIVED
JUN 12 1967

ASSIGNMENT

Department of Reclamation

For value received, I hereby assign 26475 of my right, title and interest
in and to Permit to appropriate the Public Waters of the State of Idaho, Permit
No. _____ to Thomas T. Shearer
Address: Box 54 Caldwell, Idaho

*

X Arthur D. Loomis
Permit Holder

X Katherine Loomis
Wife of Permit Holder

STATE OF ~~Idaho~~ Oregon)
County of Clackamas) ss

On this 6 day of June, 19 67, before me, a Notary
Public for the State of Oregon, residing at Estacada, Oregon
personally appeared Arthur D. Loomis and Katherine Loomis
known to me to be the persons whose name s 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.

[Signature]
Notary Public
Residing at Estacada, Oregon

My commission expires: January 1, 1970

Note:

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

26475

RECEIVED
JUN 13 1967

ASSIGNMENT

For value received, I hereby assign 26475 of my right, title and interest
in and to Permit to appropriate the Public Waters of the State of Idaho, Permit
No. _____ to Thomas T. Shearer
Address: Box 54 Caldwell, Idaho

*

RECEIVED
JUL 31 1967

Department of Reclamation

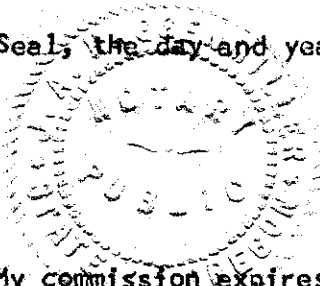
X Arthur D. Loomis
Permit Holder

X Katherine Loomis
Wife of Permit Holder

STATE OF ~~IDAHO~~ Oregon)
County of Clackamas) ss

On this 6 day of June, 19 67, before me, a Notary
Public for the State of Oregon residing at Estacada, Oregon
personally appeared Arthur D. Loomis and Katherine Loomis
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.



W. H. Hagganmiller
Notary Public
Residing at Estacada, Oregon

My commission expires: January 1, 1970

Notes:

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

26475

RECEIVED
JUN 8 1967

Department of Reclamation

Ca
NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICA-
TION OF WATER TO BENEFI-
CIAL USE

Notice is hereby given that on the 28th day of July, 1967, at Caldwell, County of Canyon, State of Idaho, before Edward Allen, 1316 Linden, Caldwell, Idaho, proof will be submitted of the application to beneficial use of 1.68 cubic feet per second of the waters of Ross Drain in accordance with the terms and conditions of Permit No. 26475 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and post office address of the person or corporation holding said permit Arthur D. Loomis & Richard E. Parkison Assignee Thomas T. Shearer Box 54, Caldwell, Idaho.

The use to which said water has been applied is irrigation.

The amount applied to beneficial use is 1.68 c.f.s.

The point of diversion of said water is Lot 4, Sec. 11, T. 5 N, R. 6 W, B.M.

The place where said water is used E1/2SW1/4, Sec. 11, T. 5 N, R. 6 W, B.M.

The date of priority which said user is prepared to establish is July 16, 1956.

R. KEITH HIGGINSON
State Reclamation
Engineer

June 10, 17, 24; July 1, 1967

26475

June 1, 1967

Re: Permit No. 26475

Thomas T. Shearer
Box 54
Caldwell, Idaho 83605

Dear Mr. Shearer:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. 26475. The proofs are to be made at 9 o'clock on the 29th day of July, 19 67, before Edward Allen, 1318 Linden, Caldwell, Idaho, Notary Public.

As of this date, we have mailed the Notice to the Caldwell News-Tribune, 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,

DWMsdj

Encl.

Donald W. McEldowney
Water Rights Clerk

cc: Notary

ROBERT E. SMYTHIE
Governor



CARL E. TAPPAN
State Reclamation Engineer

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

June 1, 1967

RECEIVED
JUN 12 1967

Department of Reclamation

Re: Permit No. 26475

Thomas T. Shearer
Box 54
Caldwell, Idaho 83605

Dear Mr. Shearer:

This acknowledges the Notice of ~~Proof of Completion of Works and~~
Application of Water to Beneficial Use under Permit No. 26475.
The proofs are to be made ~~at~~ at Caldwell on the 28th
day of July, 19 67, before Edward Allen, 1318 Linden,
Caldwell, Idaho, Notary Public.

As of this date, we have mailed the Notice to the Caldwell
News-Tribune, 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,

DWM:dj

Encl.

cc: Notary

Donald W. McEldowney
Water Rights Clerk

26475

June 1, 1967

Re: Permit No. 26475

The Caldwell News-Tribune
Caldwell, Idaho 83605

Gentlemen:

Enclosed you will find a legal notice which we wish to have published for four consecutive weeks prior to July 28, 1967. The expense of the publication is to be paid by Thomas T. Shearer, Box 54, Caldwell, Idaho, to whom you should furnish proof of publication on or prior to the above date.

Please acknowledge receipt of this notice and furnish this office with a copy or tear sheet of the notice for checking prior to the first publication.

Very truly yours,

Donald W. McElowney
Water Rights Clerk

DWM:dj

26475

NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE

NOTICE is hereby given that ~~at~~ _____ M., on the 28 day of July
1967, at Caldwell, County of Canyon, State of Idaho, before
Edward E. Allen, Notary Public, at (address) _____

_____, proof will be submitted of the completion of works for the diversion of
_____ cubic feet per second of the waters of _____
_____, and of the application to beneficial use of said water, in accordance with
the terms and conditions of Permit No. _____, 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: Arthur D. Loomis Thomas T. Shearer Box 54 Caldwell

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
_____ cubic feet per second.

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

4. The point of diversion of said water is _____

5. The place where said water is used is _____

Total _____ acres.

6. The date of priority which said user is prepared to establish is _____
_____.

State Reclamation Engineer

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) _____

(P. O.) _____

TO THE STATE RECLAMATION ENGINEER

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published
at my expense in the Caldwell News-Tribune of
Caldwell, Idaho Published in
the county in which the works are situated.



(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

26475

NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that ~~xxxxxxxxxxxx~~ on the 28th day of July, 1967,
at Caldwell, County of Canyon, State of Idaho, before
Edward Allen, 1318 Linden, Caldwell, Idaho, proof will be submitted of the
application to beneficial use of 1.68 cubic feet per second of the waters of _____
Ross Drain in accordance with the terms and conditions of
Permit No. 26475 heretofore issued by the Department of Reclamation of the State of
Idaho.

The name and post office address of the person or corporation holding said permit _____
Arthur D. Loomis & Richard E. Parkison - Assignee - Thomas T. Shearer, Box 54, Caldwell, Idaho.

The use to which said water has been applied is irrigation.

The amount applied to beneficial use is 1.68 c.f.s.

The point of diversion of said water is Lot 4, Sec. 11, T. 5 N, R. 6 W, B.M.

The place where said water is used (LEGAL DESCRIPTION) E1/4 Sec. 11, T. 5 N, R. 6 W, B.M.

The date of priority which said user is prepared to establish is July 16, 1956

R. KEITH HIGGINSON
State Reclamation Engineer

26475

July 6, 1961

RE: Permit No. 26474
Arthur D. Loomis
Permit No. 26475
Arthur D. Loomis & Richard E. Parkinson

Arthur D. Loomis
Parma, Idaho

Dear Mr. Loomis:

Enclosed are Certificate of Completion of Works on each of the
above numbered permits.

Receipt No. 30635 in the amount of \$10.00 covering the fees
for the Certificates was handed to you when you were in this
office.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr
Enc. Certificates 2

26475

Permit No. 26475STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Canyon

ss.

Department of Reclamation

Richard E. Parkison

Arthur D. Loomis &

being first duly sworn, upon his oath deposes and says:

First: That he is the holder and owner of Permit to appropriate the Public Waters of the State of Idaho, No. 26475, and that his postoffice address is Rt. #3, Box 105, Parma State of Idaho.

Second: That the name of the stream from which said water is to be diverted is

Ross Drain (waste water into Snake River)

Third: That the point of diversion of said water is Lot 4, Sec. 11., Twp. 5 N., Rge. 6 W.B.M.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by August 10, 19 61.

Fifth: That the use for which said water is intended is irrigation

Sixth: That on the date above mentioned, the works constructed under said permit were (or were not) fully completed and consisted of the following:

✓ I. Kind of Works: Pump and ditches, also flume across slough

(RESERVOIR, DAM, DITCH, FLUME, PIPE OR OTHERWISE)

II. Dimensions of work:

(a) Height of dam None feet, length of dam at top _____ feet, length of dam at bottom _____ feet. Material used in construction _____

(STATE WHETHER WOOD, EARTH STONE OR CONCRETE)

(b) Capacity of reservoir None acre feet.

(c) Size of headgate: Width _____ feet, height _____ feet.

✓ (d) Conduit Ditch width at bottom 2 feet, width at water line 5

(STATE WHETHER DITCH, FLUME OR PIPE)

feet, depth of water 1 feet; diameter of pipe 10 inches, average grade per mile is 3 feet. Length of conduit is 3/4 miles.

Seventh: That said works are capable of conducting to the place of intended use

1.68 second feet of water.

Eighth: That water appropriated under said permit is available for 84 acres of land described as follows: NE 1/4 SW 1/4, SE 1/4 SW 1/4 Sec. 11., Twp. 5 N., Rge. 6 W.B.M.

Ninth: Remarks:—That Deeded land

Richard E. Parkison
Arthur D. Loomis

(SIGN HERE)

Subscribed and sworn to before me this 3rd day of July, 19 61

W. H. Franklin

NOTARY PUBLIC

My commission expires 2-5-63

Boise, Idaho

26475

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

B O I S E

I N S T R U C T I O N S
P R O O F O F C O M P L E T I O N O F W O R K S

Boise, Idaho

May 31, 1961

Re: Permit No. 26475

Athur D. Loomis
Richard E. Parkinson
Parma, Idaho

Dear Sir:

Under the terms of your permit No. 26475 you are required to complete your diversion works on or before August 10, 1961. I enclose blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion of Works will be issued to you.

The certificate to be issued under this proof will not give a perpetual right to the use of water for which application was made, as it only confirms the completion of works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

Very truly yours,

GEO. N. CARTER

STATE RECLAMATION ENGINEER

ew

26475

August 20, 1956

RE: Permit No. 26475

Mr. Arthur D. Leonis
Parma
Idaho

Dear Mr. Leonis:

We enclose Permit No. 26475 in the name of yourself and Richard E. Parkinson and direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Departmental receipt No. 28058 for the \$5.25 filing fee was handed you when in the office recently.

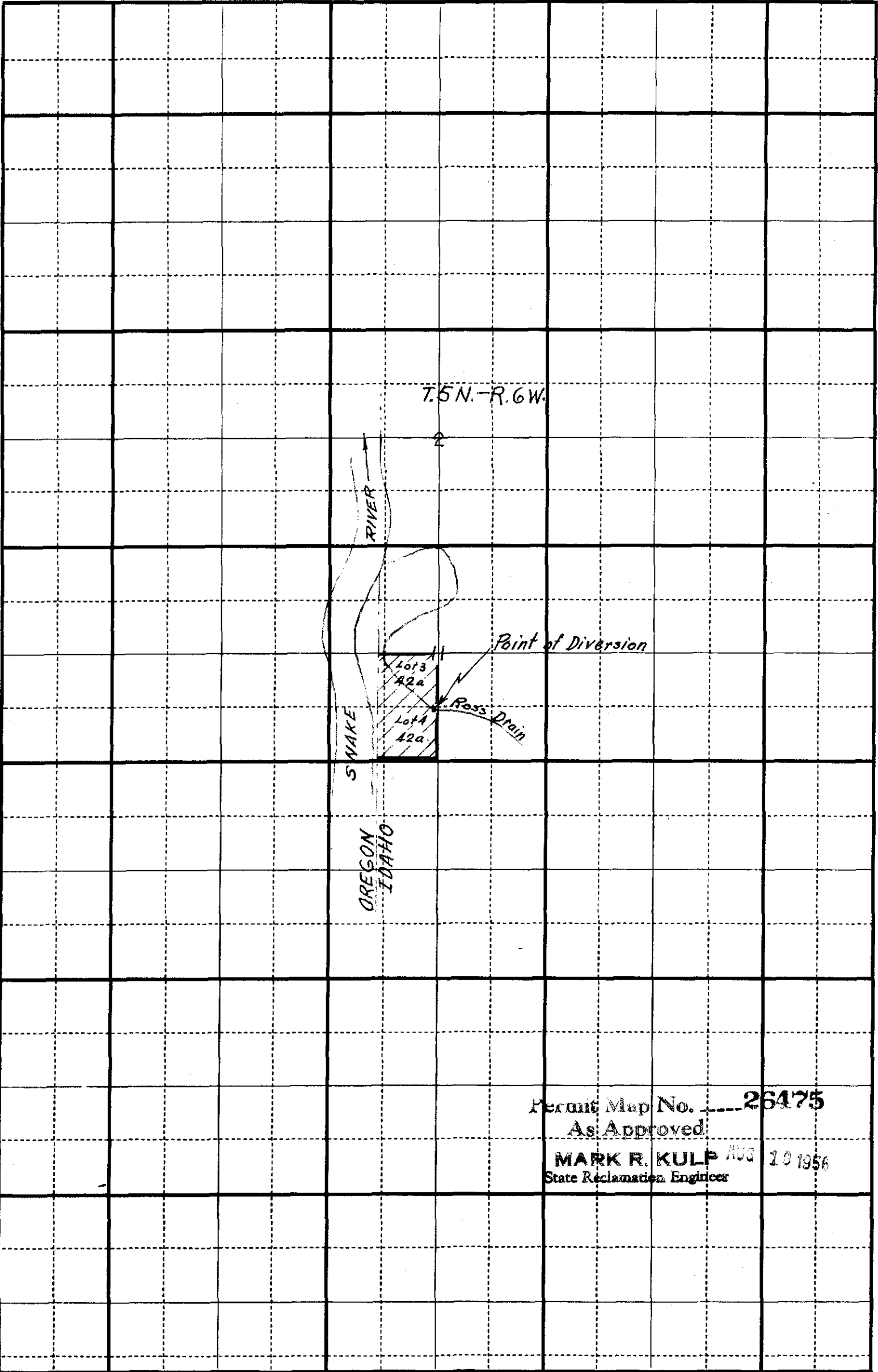
Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

R:hl
Enc.

26475



Permit Map No. 26475

As Approved

MARK R. KULP AUG 10 1956
State Reclamation Engineer