

R-4W.

Deer Flat North Canal

26

This portion served by old well

TO CADWELL

P.D.

Old Well upon which
proof completed.
Irrigates 16a
in SE 1/4 SW 1/4 Sec 26

20a

24a

35

Land subdivisions 2

Area 44 acres as shown on map

Measurement 59 Miners inches as measured
with Sparling meter*

* Measurement: 100 c.f. during 85 seconds

= 1.18 c.f.s.

= 59 Miners inches

Sub-divisions = 2.

Area = 44 acres.

Q = .8 cfs.

Note: Owner states that in the fall after
long period of pumping the yield drops
off to 50 miners inches and the pumping
head increases from about 90' to 101'.
The pumping head during this examination
was 93' as obtained from air gage.

Land amendment needed.

Affidavit of Publication

RECEIVED
JUL 1 5 1957
Department of Reclamation

STATE OF IDAHO, }
County of Canyon } ss.

Hazel Davis

, being first duly sworn, deposes and says;

CALDWELL PUBLISHING CO.

That ~~he~~ ^{she} is the principal clerk of ~~WESTERN IDAHO PUBLISHING CO.~~ publisher of The News-Tribune, a daily newspaper published at Caldwell, Idaho, within the meaning of Chapter 154 of the 1933 Session Laws of Idaho; published six consecutive days a week except legal holidays. And that the publisher of said The News-Tribune, a daily newspaper, has all the time since the 5th day of July, 1933 and in each issue thereof, at the head of the editorial column of said newspaper, announced the day of the week to-wit: Saturday, on which legal notice required by law or by order of any Court of competent jurisdiction to be published weekly, will be published; that the said paper is in general circulation in Canyon County, Idaho and has been for a period of seventy-eight weeks preceding the first publication of this advertisement, a copy of which is attached hereto, and by reference thereto made a part of this affidavit, and was published in the regular

Saturday issue of The

News-Tribune for four consecutive weeks

beginning with the issue of June 15

19 57 and ending with the issue of July

6, 19 57.

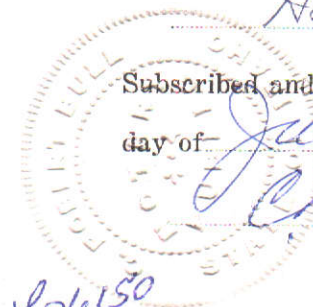
Hazel Davis

Subscribed and sworn to before me this 6th day of July, 19 57.

Robert Bull

Notary Public for Idaho
Residing at Caldwell, Idaho

NOTICE OF PROOF OF
COMPLETION OF WORKS
and
APPLICATION OF WATER
TO BENEFICIAL USE
Notice is hereby given that at
2 p.m., on the 15th day of July,
1957, at Caldwell, County of Can-
yon, State of Idaho, before Donald
L. Southwick, Notary Public, proof
will be submitted of the comple-
tion of works for the diversion of
.80 cubic feet per second of under-
ground waters from a well, and of
the application to beneficial use of
said water, in accordance with the
terms and conditions of Permit
No. G-26150 heretofore issued by
the Department of Reclamation
of the State of Idaho.
1. The name and postoffice ad-
dress of the person or corporation
holding said permit are Hugh C.
Benedict, Rt. No. 2, Caldwell,
Idaho.
2. Said works of diversion will
be fully completed on the date set
for such completion, and the
amount of water which said works
are capable of conveying to the
place of use is .80 cubic feet per
second.
3. The use to which said water
has been applied is irrigation and
domestic purposes, and the amount
applied to beneficial use is .80
cubic feet per second.
4. The point of diversion of
said water is NE 1/4 NW 1/4 of Sec.
35, Twp. 4 N., Rge. 4 W., B.M.
The place where said water is

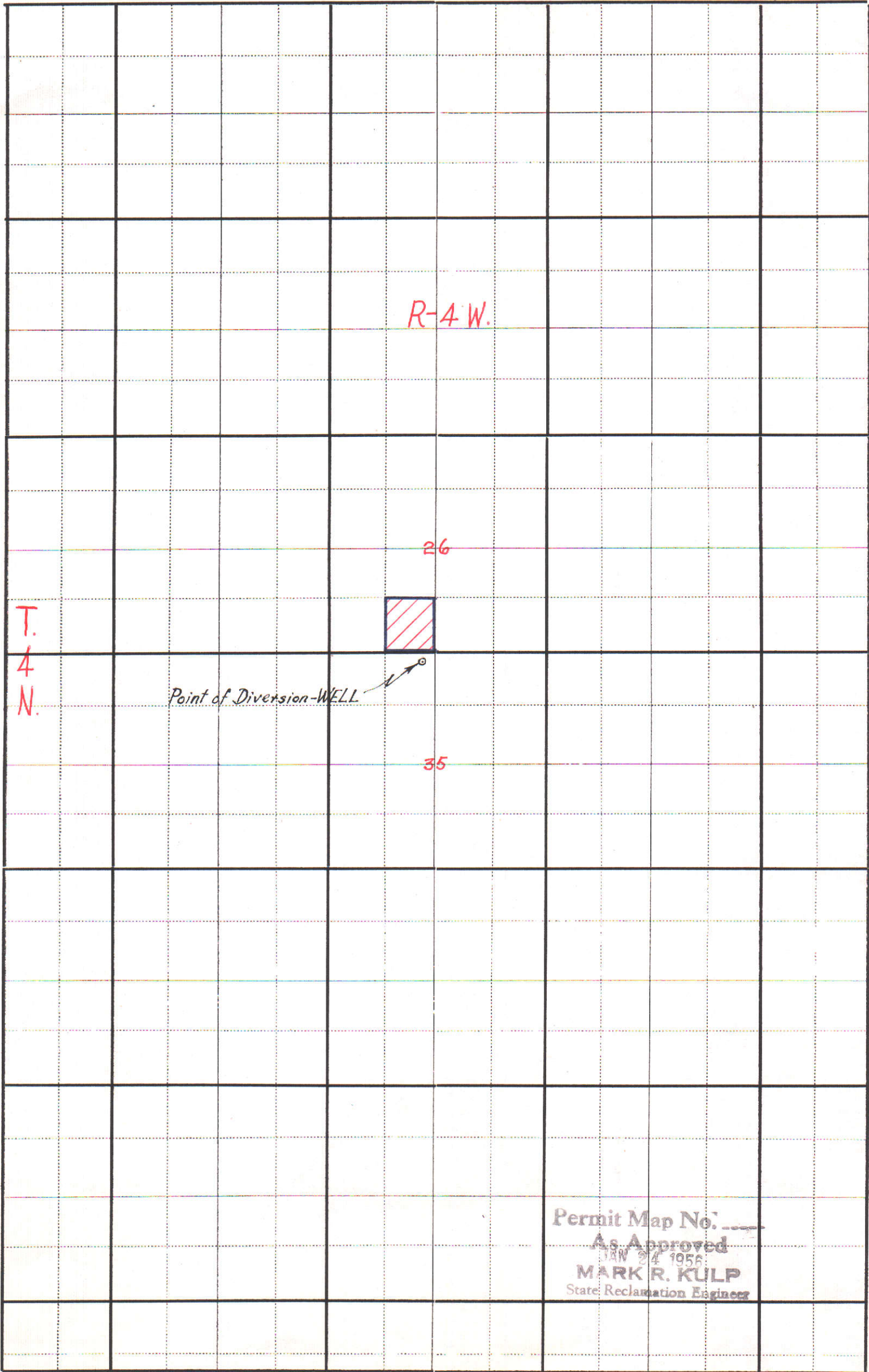


ermut Map No. 1
AS Approved
JAN 27 1956
MARK R. KULP
State Department Building

4 N. 4.11

26

35



State of Idaho
License and Certificate of Water Right

Water License No. G-26150

Amount .8 c.f.s.

Water District No.

Priority January 16, 1956

THIS IS TO CERTIFY that HUGH C. BENEDICT
of Caldwell, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated January 16, 1956; that Permit No. G-26150
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
.8 second feet, was issued thereunder on September 16, 1957, showing that said works
were completed on the 15th day of July, 1957; and that on the 15th
day of July, 1957, HUGH C. BENEDICT

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, for the purpose of Irrigation and domestic
use, under Use Permit No. G-26150 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
10 of Licenses at page 6102, on the 16th day of September, 1957;
The right hereby confirmed dates from January 16, 1956;

The Point of Diversion is located
in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, Tp. 4 N., R. 4 W., B. M. County Canyon

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 .8 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
4 N.	4 W.	26 35	SE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$	40 --	20 <u>24</u>
Total number of acres irrigated				--	44

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
16th day of September, 1957.

/s/ Mark R. Kulp

State Reclamation Engineer.

(SEAL)

State of Idaho
License and Certificate of Water Right

Water License No. 24581 Amount 1.0 c.f.s.
Water District No. Priority November 23, 1953

THIS IS TO CERTIFY that GRANT J. DARLING
of Emida, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated November 23, 1953; that Permit No. 24581
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.0 second feet, was issued thereunder on June 15, 1956, showing that said works
were completed on the 24th day of May, 1956; and that on the 17th
day of January, 1957, GRANT J. DARLING

of Emida, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of Charley & W.
Santa Creek, tributary Charley Creeks
a tributary of of St. Maries River, for the purpose of Irrigation, domestic,
for stock water, under Use Permit No. 24581 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
10 of Licenses at page 6101, on the 16th day of September, 1957;

The right hereby confirmed dates from November 23, 1953;
The Point of Diversion are located in the NW 1/4 NE 1/4 Charley Creek and
in the NE 1/4 SW 1/4 West Charley Creek, Sec. 10, Tp. 43 N., R. 2 W., B. M. Benewah 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 1.0 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
43 N.	2 W.	10	NW 1/4 NE 1/4	30	26
			NE 1/4 NW 1/4	8	15
			SE 1/4 NW 1/4	10	20
			SW 1/4 NE 1/4	35	25
Total number of acres irrigated				- -	86

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
16th day of September, 1957.

/s/ Mark R. Kulp
State Reclamation Engineer.

(SEAL)

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 34033
Permit No. G- 26150
District No.

1. Name of Applicant: HUGH C. BENEDICT
Postoffice address: Rt. 2, Caldwell County: Canyon State: Idaho
2. Quantity of water claimed: .80 cubic feet per second
 - (a) Rate of withdrawal in cubic feet per second. .80 or Idaho
Miners' inches 40 or gallons per minute.
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean Flow (well)
4. Location of point of diversion or well is in the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 35
Twp. 4 N. , Rge. 4 W. , B.M., County of Canyon
5. Water is to be used for: Irrigation and domestic purposes
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 and ditches
8. Estimated cost of works: \$ 1,000.00
9. (a) Is reservoir to be used?
(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 Five 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: Water right under Wilder Irrigation District for 20 acres.
 - (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) (cubic feet per second, inches or gallons per minute) is for new lands.

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

Applicant.

Agent.

Corrected application received:

MARK R. KULP
State Reclamation Engineer.

STATE OF IDAHO

Governor

12.

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 $\frac{1}{4}$	
4 N.	4 W.	26				40	40
Application for Amendment To Permit to Appropriate the Public Waters of the State of Idaho, No. <u>G-26150</u> Comes now HUGH C. BENEDICT, and represents to the State Reclamation Engineer of the State of Idaho. That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. G-26150, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows: SE$\frac{1}{4}$SW$\frac{1}{4}$ of Section 26 and the NE$\frac{1}{4}$NW$\frac{1}{4}$ of Section 35, Township 4 North, Range 4 West, B.M., making a total of 44 acres. That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change. Signed at Boise, Idaho, this 13th day of September, 1957 /s/ Hugh C. Benedict Date of receipt at office of Department of Reclamation September 13, 1957 APPROVAL OF STATE RECLAMATION ENGINEER I, MARK R. KULP, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. G-26150. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby. /s/ Mark R. Kulp State Reclamation Engineer Approved and recorded: September 13, 1957.							

Permit No. G-26150
Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to certify that HUGH C. BENEDICT of Caldwell, County of Canyon, and State of Idaho, the holder of Permit No. G-26150, issued upon Application No. G-34033 bearing date of priority of January 16, 1956, authorizing the diversion of .80 second feet of the waters of subterranean flow from a well, County of Canyon, and 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 .8 second feet of the waters of subterranean flow from a well that the point of diversion of said waters NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 35, Township 4 North, Range 4 West, B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 26, NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 35, all in Township 4 North, Range 4 West, B.M. Proof of Completion of Works made: July 15, 1957

Witness my hand this 16th day of September, A.D. 1957

/s/ Mark R. Kulp
State Reclamation Engineer

Proof of Completion of Works made: July 15, 1957
Certificate of Completion of Works issued: September 16, 1957

LICENSE ISSUED FOR 0.8 SEC. FT

p. 6102

WATER RIGHT NUMBER 63-3074

OWNER LAST NAME - BENEDICT

ADDRESS LINE 1 - RT. 2

ADDRESS LINE 3 -

SOURCE - GROUNDWATER

STAGE - LICENSE

TOTAL DIV. VOLUME -

DIVERSION POINT - NENW 35 04N 04W LOT

FROM - TO -

FROM - TO -

USE - IRRIGATION

USE - IRRIGATION

DECREE NAME -

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PROOF MADE -

DIVERSION MEANS -

FIRST NAME - HUGH C.

ADDRESS LINE 2 -

CITY - CALDWELL

TRIBUTARY OF -

PRIORITY - 01-16-1956 COUNTY - CANYON

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

USE DIV. RATE -

.8000 CFS

USE DIV. VOLUME -

.00 AFA

USE DIV. RATE -

.0000 CFS

USE DIV. VOLUME -

.00 AFA

PLACE OF USE - TWN 04N RNG 04W SEC 35 TRACT NENW LOT

AC 24

PLACE OF USE - TWN 04N RNG 04W SEC 26 TRACT SESW LOT

AC 20

DATE -

TOTAL ACRES

44

PROTESTED -

HEARING -

OLD NO. - 26150

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

Notice is hereby given that at 2 p.m., on the 15th day of July, 1957, at Caldwell, County of Canyon, State of Idaho, before Donald L. Southwick, Notary Public, proof will be submitted of the completion of works for the diversion of .80 cubic feet per second of underground waters from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-26150 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 are Hugh C. Benedict, Rt. No. 2, Caldwell, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is .80 cubic feet per second.

3. The use to which said water has been applied is irrigation and domestic purposes, and the amount applied to beneficial use is .80 cubic feet per second.

4. The point of diversion of said water is NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 35., Twp. 4 N., Rge. 4 W., B.M.

The place where said water is used is SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 26., Twp. 4 N., Rge. 4 W., B.M.

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

MARK R. KULP

State Reclamation Engineer

June 15-22-29 - July 6 1957

September 16, 1957

Re: Permit No. G-26150

Mr. Hugh C. Benedict
Route # 2
Caldwell, Idaho

Dear Mr. Benedict:

We have enclosed the following:

Application for Amendment to Permit No. G-26150 which changed the land as described in the original permit to read: SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 26, NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 35, all in Township 4 North, Range 4 West, B.M. This amendment was approved by the State Reclamation Engineer and recorded in the Department of Reclamation in Book 92 of Permits at Page 26150. It should now be attached to the original permit to which it refers.

The Certificate of Completion of Works and the License and Certificate of Water Right issued under Permit No. G-26150, confirming the right with priority of January 16, 1956, to your use of .8 second foot of subterranean water, with the point of diversion in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 35, for irrigation of 44 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 26 and the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 35, all in Township 4 North, Range 4 W., B.M.

Departmental receipt #G-2882 for \$9.00 was issued and handed to you when you were in the office, as receipt of the five dollar fee for the Certificate of Completion of Works and two dollars for the License fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR:nls
Enc.

26150

A A

**To Permit to appropriate the Public Waters
of the State of Idaho, No. G-26150.**

Comes now HUGH C. BENEDICT, and represents to the State
Reclamation Engineer of the State of Idaho.

That he is the owner and holder of Permit to appropriate the Public Waters of the State of
Idaho, No. G-26150, and requests that the list of lands to be irrigated, as described in said
permit, be changed to read as follows:

^{1/4 1/4} SE ^{1/4} 1/4 of Section 26 and the ^{NE 1/4 NW 1/4} of Section 35, Township 4 North,
Range 4 West, B.M.

making a total of 44 acres.

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

Signed at Boise, Idaho, this 13th day of September, 1957

Hugh C Benedict

Date of receipt at office of Department of Reclamation September 13, 1957

APPROVAL OF STATE RECLAMATION ENGINEER

I, MARK R. KULP, State Reclamation Engineer of the State of Idaho, hereby approve
the above and foregoing application for amendment to Permit to appropriate the Public Waters of
the State of Idaho, No. G-26150. This approval constitutes a new permit and is issued as an
amendment to the original permit, to which it refers, and of which it becomes a part, and said appli-
cation is approved only insofar as the rights of others will not be adversely affected thereby.

G26150

Mark R Kulp

State Reclamation Engineer

September 12, 1957

Re: Permit No. G-26150

Mr. Hugh C. Benedict
Route # 2
Caldwell, Idaho

Dear Mr. Benedict:

Our field engineer's report on the inspection of the completion of construction work and application of water to beneficial use under the terms of Permit No. G-26150 shows that your well is capable of conveying 59 miner's inches (.8 c.f.s. filed on) and that you are irrigating 44 acres; 20 in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 26 and 24 in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 35, Township 4 North, Range 4 West, B.M. The record of the permit lists only the land in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 26, therefore, it is necessary that it be amended to include the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 35. We have enclosed a form "Application for Amendment" and ask that you complete and return it.

Upon receipt of the amendment, mentioned above, and the statutory fees, total of \$9.00, we will issue the Certificate of Completion of Works (for which the fee is five dollars) and the License (four dollars) confirming the right with priority of January 16, 1956, to your use of .8 second foot of subterranean water with the point of diversion in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 35, for irrigation of 44 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 26 and the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 35, all in Township 4 North, Range 4 West, B.M.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR:nls
Enc.

826150

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-26150

~~REPORT ON PROOF OF Completion of Works & Beneficial Use~~

Hugh C. Benedict, Rt. #2, Caldwell, Idaho

.8 cfs
SMRK

app- .80 cfs
Sub 2
acres 44

16
44
50
60
112

20
11
10

R-4W.

Deer Flat North Canal

26

This portion served by old well

TO CADWELL

X.D.

20a

24a

35

Old Well Upon which
proof completed.
Irrigates 16a
in SW 1/4 Sec 26

T.
4
N.

Remains for 2 fcs for SWSW 326
See #21711

Land subdivisions 2

Area 44 acres as shown on map

Measurement 59 Miners inches as measured
with Sparling meter*

* Measurement 100 c.f. during 85 seconds

= 1.18 C.F.S.

= 59 Miners inches

Sub-division = 2.

Area = 44 acres.

Q = 8 cfs.

Note: Owner states that in the fall after
long period of pumping the yield drops
off to 50 miners inches and the pumping
head increases from about 90' to 101'
The pumping head during this examination
was 93' as obtained from air gauge.

Land amendment needed.

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

Permit No. G-26150

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

1. Name of applicant Hugh C. Benedict

2. Source of water supply: Subterranean flow from a well

3. Location of point of diversion: Is in the ^{SE 1/4} ~~NE 1/4~~ of Section 35

T. 4 N R. 4 W., B.M. County of Canyon

4. Describe works as they exist, giving dimensions and capacities of same: Well: Drilled 135' x 10" Static Water level 80' - draws down to 101' - Pump: Laynet Bowler #23804 - Col. 110' x 6" - 3 stages - 10" bowls. - Motor: U.S. #1101450 - TP 15 - 220 V. - Amp 40 - Meter G.E. 38049778 - Demand 146 x 10 - Plant well housed.

5. Water is used for: Irrigation and domestic

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

Yes

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

20
40 acres in SE 1/4 SW 1/4 of Sec. 26., Twp. 4 N., Rge. 4 W., B.M.

24 " " NE 1/4 NW 1/4 " 35., " 4 N., " 1 W. "

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

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

Remarks:

This examination was made on the 30th day of July, 1957.

(Signed)

James H. Carr

Examiner.

G-26150

INSTRUCTIONS TO EXAMINERS

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

RECEIVED
AUG 20 1957

Department of Reclamation

No answer
9-4844
Caldwell
Hugh C. Benedict
Rt. #2, Caldwell, Idaho
Permit No. G-26150

Examination for Completion of Works & Beneficial Use

County.....Canyon.....
35-4N-4W.

Q = 0.8 c.f.s.

S = Well

P.D. = NE.NW., Sec. 35, T. 4N - R. 11E.

Use = Irrigation & Domestic

Filed = January 16, 1956

Due = Jan. 24, 1961

#3
Well drilled 135' x 10"
Static 80'
Pumps down to 93'-101'

Pump - Layne + Bowler #23804
110' col 6" - 3 stage 10" dia

Airgag in working order
gave 93' at time of Test

Motor: U.S. #1101450 - R 15
220 V
40 AMP
1800 R.P.M.

Motor: GE #38049778
Demand = 1.46 x 10

Housed

Measurement
100 c.f. in 85 sec.
= 1.175 c.f.s.
= 59 Miners Inches

July 16, 1957

Re: Permit No. G-26150

Mr. Hugh C. Benedict
Box 2,
Caldwell, Idaho

Dear Mr. Benedict:

We acknowledge receipt of the Deposition of Folder and two witnesses, also affidavit of publication in the News Tribune, all submitted in proof of Completion of Works and Beneficial Use on Permit No. G-26150.

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,

MARK R. KULT
State Reclamation Engineer
By

Chief Clerk

EMR:lw

26150

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUL 1 5 1957
Department of Reclamation

Permit No. G-26150

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.

Ans.

Hugh C Benedict - Rt 2 Caldwell, Idaho
Farmer and insurance agent

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.

Ans.

no

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans.

G-26150 - Jan. 16th, 1956 - 1-24-56

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans.

Subterranean flow - NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec 35
Twp 4N., R 4W.B.M.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined. If sprinkler irrigation, give number and size of nozzles and operating pressure.

Ans.

Well, pump, and open ditches capable of 80 cubic
feet per second. Well is 150 feet deep with 10 inch
casing which is 132 feet deep.
Pump can carry 80 cubic feet per second (estimated)

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans.

for irrigation of cultivated land and domestic
Acres SE $\frac{1}{4}$ Sec 26, T4N. - R. 4W.B.M.

P26150

Ques. 7. If for other than irrigation purposes; state how applied, amount of horse power generated, etc.

Ans. None

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

Ans. 80 cubic feet per second.

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.

Ans. same person

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. I have used it since April 1957 to irrigate SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 26, Twp. 4N. R. 4W. B.M.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. None ~~except~~ except that ~~part~~ part of the 40 acres below D. F. N. Lateral.

(Sign)

Hugh C Benedict

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 County of Canyon

State of Idaho, on this 15th day of July, A. D. 1957.

Donald L. Southwick

My commission expires

1/6/58

26150

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUN 10 1915
Department of Reclamation

Permit No.

Proof of Application of Water to Beneficial Use

Deposition of Witness and Corroboration of Works

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.

Ans. Thomas J. Richeson (48 years old) Route 2
Caldwell, Idaho

Ques. 2. Are you acquainted with Hugh C. Benedict, the holder of Permit No. 26150? How long have you known him and where does he reside?

Ans. 5 years — Route 2 Caldwell, Idaho

Ques. 3. Have you read or heard read said Permit No. 26150, and are you familiar with its provisions and conditions?

Ans. yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Subterranean flow (well) — NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec 35
Twp. 4 N., R 4 W. B.M. — well, pump, and ditches

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

Ans. 80 cubic feet per second

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. 80 cubic feet per second estimate

26150

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. irrigation of SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 26, Twp 4N.
R. 4 W.B. M. - cultivated land

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. none

Ques. 9. (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.

Ans. 80 cubic feet per second

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. none

Ques. 11. State when, how, in what amount and to what extent you have ~~witnessed~~ the application to beneficial use of water diverted under said permit.

Ans. As Hugh C. Benedict's neighbor, I have
regularly seen the water used beneficially since
he installed his pump April 1957.

(Signed) Thomas J. Richison

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 15 day of July,
A. D. 1957.

Donald L. Southwick
Notary Public.

My commission expires 1/6/58

B26150

**STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO**

RECEIVED
JUL 15 1957
Department of Reclamation

Permit No.

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.

Ans. Jess Brown - age 56 - farmer - Rt 2 Caldwell, Idaho

Ques. 2. Are you acquainted with Hugh C Benedict, the holder of Permit No. 26150? How long have you known him and where does he reside?

Ans. 16 years - Route 2 Caldwell, Idaho

Ques. 3. Have you read or heard read said Permit No. 26150, and are you familiar with its provisions and conditions?

Ans. yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Subterranean flow (well) NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 35
Twp. 4 N., Rge. 4 W.B.M. - well, pump and ditches

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

Ans. 80 cubic feet per second

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. 80 cubic feet per second estimate

26150

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. irrigation of SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 26., Twp 4 N
R. 4 W. B.M. - cultivated land

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. none

Ques. 9. (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.

Ans. 80 cubic feet per second

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. none

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. As Hugh C Benedict's neighbor I have
seen the water used beneficially ~~in~~ regularly since
he installed his pump in April 1957.

(Signed) Jess Brown

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 15th day of July,
A. D. 19 57

Donald L. Southwick
Notary Public.

My commission expires 1/6/58

1126150

Affidavit of Publication

STATE OF IDAHO,

ss.

County of Canyon

Hazel Davis

, being first duly sworn, deposes and says;

she

CALDWELL PUBLISHING CO.

That she is the principal clerk of ~~*****~~ publisher of The News-Tribune, a daily newspaper published at Caldwell, Idaho, within the meaning of Chapter 154 of the 1933 Session Laws of Idaho; published six consecutive days a week except legal holidays. And that the publisher of said The News-Tribune, a daily newspaper, has all the time since the 5th day of July, 1933 and in each issue thereof, at the head of the editorial column of said newspaper, announced the day of the week to-wit: Saturday, on which legal notice required by law or by order of any Court of competent jurisdiction to be published weekly, will be published; that the said paper is in general circulation in Canyon County, Idaho and has been for a period of seventy-eight weeks preceding the first publication of this advertisement, a copy of which is attached hereto, and by reference thereto made a part of this affidavit, and was published in the regular

Saturday issue of The

News-Tribune for four consecutive weeks

beginning with the issue of June 15

1957 and ending with the issue of July

6, 1957.

Hazel Davis

Subscribed and sworn to before me this 6th

day of July, 1957.

Robert Bull

Notary Public for Idaho
Residing at Caldwell, Idaho

NOTICE OF PROOF OF COMPLETION OF WORKS AND APPLICATION OF WATER TO BENEFICIAL USE
Notice is hereby given that at 2 p.m. on the 15th day of July, 1957, at Caldwell, County of Canyon, State of Idaho, before Donald L. Southwick, Notary Public, proof will be submitted of the completion of works for the diversion of .80 cubic feet per second of underground waters from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-2615A 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 are Hugh C. Benedict, Rt. No. 2, Caldwell, Idaho.
2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is .80 cubic feet per second.
3. The use to which said water has been applied is irrigation and domestic purposes, and the amount applied to beneficial use is .80 cubic feet per second.
4. The point of diversion of said water is NW 1/4 of Sec. 35, T. 1 N., R. 2 E., B.M.

G26150

Caldwell, Idaho
June 12, 1957

Gentlemen:

This will acknowledge receipt of legal for publication for Hugh C. Benedict, Route 2, Caldwell.

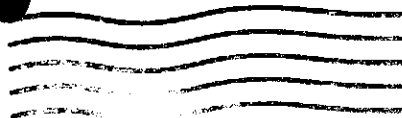
The Notice of Proof will be run June 15, 22, 29 and July 6 and we will send you a copy of June 15th publication.

Thank you.

yours truly,

THE NEWS TRIBUNE

B26150



THIS SIDE OF CARD IS FOR ADDRESS

RECEIVED
JUN 13 1957

State of Idaho,
Department of Reclamation,
 Boise, Idaho

Department of Reclamation

26150

June 10, 1957

Re: Permit No. G-26150

Mr. Hugh C. Benedict
Rt. # 2,
Caldwell, Idaho

Dear Mr. Benedict:

We have your letter enclosing notice for Completion of Works and Beneficial Use Proof on Permit No. G-26150 to be made July 15, 1957 before Donald L. Southwick, Notary Public.

We shall send a copy of the notice to the News Tribune with instructions to publish it once a week for four weeks prior to that date and to send you the affidavit of publication together with statement of costs.

At the time set, you should appear before Mr. Southwick, the Notary Public, together with two disinterested witnesses who are familiar with the terms of the Permit and the work done thereunder for the purpose of executing the enclosed depositions.

Very truly yours,

MARK R. KUEP
State Reclamation Engineer
By

Chief Clerk

MRP:lw
Encls.

26150

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Re: Permit No. G-26150

Date: June 10, 1957

News Tribune
Caldwell, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to July 15, 1957 the date set for proof, the expense of the publication to be paid by the applicant, **Hugh C. Benedict** of Rt. # 2 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 of the first publication, in order that we may check same.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR:lw

26150

RECEIVED

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) June 10, 1957

Route #2
Address
Caldwell, Idaho
City State

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

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

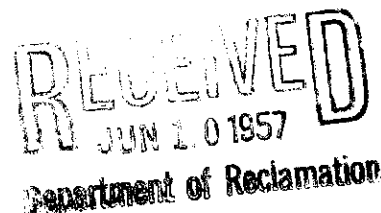
By Hugh C Benedict

(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.

26150

Engineer



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

Notice is hereby given that at 2:00 P.M., on the 15th
day of July, 19 57, at Caldwell, County of
Canyon, State of Idaho, before Donald L. Southwick,
Notary Public, proof will be submitted of the completion of
works for the diversion of .80 cubic feet per second of underground waters
from a well, and of the application to beneficial use of said water, in accordance
with the terms and conditions of Permit No. G-26150 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 are Hugh C. Benedict, Rt. #2, Caldwell, Idaho

2. Said works of diversion will be fully completed on the date set for such
completion, and the amount of water which said works are capable of conveying to
the place of use is .80 cubic feet per second.

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

4. The point of diversion of said water is NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 35.,
Twp. 4 N., Rge. 4 W., B.M.

5. The place where said water is used is SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 26.,
Twp. 4 N., Rge. 4 W., B.M.

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

26150

MARK R. KULP
State Reclamation Engineer

February 1, 1956

RE: Permit No. G-26150

Mr. Hugh C. Benedict
Route 2
Caldwell, Idaho

Dear Mr. Benedict:

We enclose Permit No. G-26150 and direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

You will recall that departmental receipt No. G-1623 was handed you when you were in the office recently, for the \$5.00 filing fee.

Very truly yours,

MARK R. KULP
STATE RECLAMATION ENGINEER
By

Chief Clerk

R:hll

Enc.

G26150

