

4.5X10X1.2 =
54X70X550
165X62 1/2 =

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-25525

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

1. Name of applicant Earl M. Lyons & Harold H. Rutherford, Arlene Y. Lyons & Doris E. Rutherford

2. Source of water supply: Subterranean from wells

3. Location of point of diversion: Is in the NW 1/4 SE 1/4 & NW 1/4 SW 1/4 of Section 8

T. 2 N. R. 3 W. County of Canyon

4. Describe works as they exist, giving dimensions and capacities of same: 310' x 14" cul 270'
Col. 215' x 8" h = 115' l = 165' No protect. Panel on S.E. 10'
50 hp. U.S. #1145146 440V Large P. Turb. Mod. 10 R.H.
#25052 800 gpm @ 215' head Demand 4.5X10
Large Conc. Tower approx. 10'h x 2'd control pond to N.E.
8" discharge to East

5. Water is used for: Irrigation and domestic purposes

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):

N 1/2 NE 1/4, SW 1/4 NE 1/4, E 1/2 NW 1/4, N 1/2 SW 1/4, NW 1/4 SE 1/4 Sec. 8, T. 2 N., R. 3 W

40' - 2' Cip. Weir = 1.69 cfs.
Allow 90" acct. bank sub. & long run

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

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

Remarks:

Mr Rutherford along

This examination was made on the 3 day of June, 1960

(Signed) E. H. Humphrey Examiner.

G25525

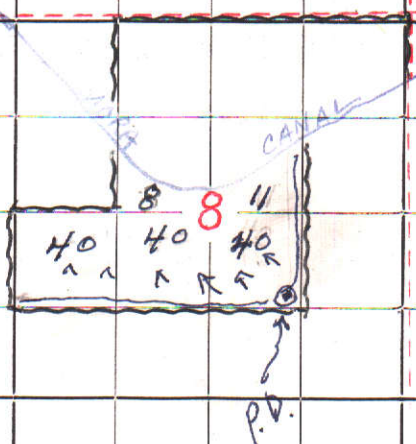
T=64.0 F

TO NAMPA

6

R-3W.

T.
2
N.



Sub. = 5

Area = 139 acres.

Q = 90 inches.

Subdivisions = 5

Area = 179 acres

Q = 90 inches

1.8 cfs.

LEGAL PUBLICATIONS

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

Notice is hereby given that at 9:00, A. M., on the 1st day of March, 1960, at Nampa, Idaho, County of Canyon, State of Idaho before Sam Kinchloe, Notary Public, at 1403 3rd St. So., Nampa, Idaho, proof will be submitted of the completion of works for the diversion of 6.2 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. Q25525, 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 Harold H. & Doris E. Rutherford and Earl Myron & Arlene Y. Lyons, Nampa, 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 800 gallon per minute.

3. The use of which said water has been applied is irrigation and domestic purposes, and the amount applied to beneficial use is 6.2 cubic feet per second.

4. The point of diversion of said water is NW¼ SE¼, NW¼ SW¼ Sec. 8, T2N, R3W B.M.

5. The place where said water is used is NE NE 30 acres, W½ NE¼ 80 acres, E½ NW¼ 80 acres, N½ SW¼ 80 acres, NW SE 40 acres.

6. The date of priority which said user is prepared to establish is March 14, 1955.

Geo. W. Carter,
State Reclamation Engineer
for Idaho

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
County of Canyon } ss.

Boyd B. Cornell

BEING FIRST DULY SWORN, DEPOSES AND SAYS that he is the Publisher of the BOISE VALLEY HERALD, a weekly newspaper published at Middleton, Canyon County, Idaho; that the said newspaper is in general circulation in the county aforesaid, and has been continuously and uninterruptedly published in the said county more than seventy-eight (78) weeks preceding the first publication of this advertisement, a copy of which is attached hereto, and that said advertisement was published in the regular edition of

the BOISE VALLEY HERALD four

consecutive issues, beginning with the issue dated

Feb. 4, 1956, and ending with the issue dated

Feb. 25, 1956

Boyd B. Cornell
(Signed)

Subscribed and sworn to before me this

1st day of March, 1956

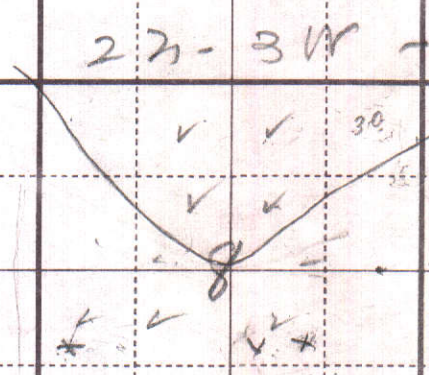
June E. Beeson
NOTARY PUBLIC for Idaho

Residing at Middleton, Canyon County, Idaho

Q25525

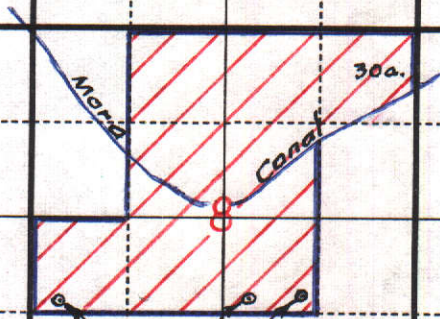
NAME OF APPLICANT.....

Form No. 0



R-3W.

T.
2
N.



Points of Diversion - WELLS

Permit Map No. 4-25525
As Approved
MAR 18 1955
MARK R. KULP
State Reclamation Engineer

25525

State of Idaho

License and Certificate of Water Right

Water License No. G-25525Amount 1.8 c.f.s.

Water District No. _____

Priority March 14, 1955

THIS IS TO CERTIFY that HAROLD H. RUTHERFORD and DORIS E. RUTHERFORD
 EARL MYRON LYONS and ARLENE Y. LYONS
 of Caldwell, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated March 14, 1955; that Permit No. G-25525
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
 1.8 second feet, was issued thereunder on July 12, 1960, showing that said works
 were completed on the 1st day of March, 1960; and that on the 1st
 day of March, 1960, HAROLD H. RUTHERFORD and DORIS E. RUTHERFORD
 EARL MYRON LYONS and ARLENE Y. LYONS

of Caldwell, State of Idaho, made proof to the satisfaction of the
 State Engineer of Idaho, of the right to use the waters of a well
 , a tributary of subterranean flow, for the purpose of Irrigation & domestic
 use, under Use Permit No. G-25525 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
 11 of Licenses at page 6922, on the 12th day of July, 1960;
 The right hereby confirmed dates from March 14, 1955;

The Point of Diversion is located
 in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 8, Tp. 2 N., R. 3 W., B. M. Canyon County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
 aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
 not exceed 1.8 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
2 N.	3 W.	8	SW $\frac{1}{4}$ NE $\frac{1}{4}$	40	11
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	40	8
			NE $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			NW $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	40	40
			Total number of acres to be irrigated:		139

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
 12th day of July, 1960.

/s/ GEO. N. CARTER

State Reclamation Engineer.

(SEAL)

6921
f

State of Idaho
License and Certificate of Water Right

Water License No. G-25416

Amount 2.9 c.f.s.

Water District No.

Priority February 3, 1955

THIS IS TO CERTIFY that DOROTHE NELSON - Assignee - DALLAS M. STOLLER
of Rupert, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated February 3, 1955; that Permit No. G-25416
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
2.9 second feet, was issued thereunder on July 12, 1960, showing that said works
were completed on the 26 day of January, 1960; and that on the 26th
day of January, 1960,
DALLAS M. STOLLER

of Rupert, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean flow, for the purpose of irrigation
, under Use Permit No. G-25416 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
11 of Licenses at page 6921, on the 12 day of July, 1960;

The right hereby confirmed dates from February 3, 1955;

The Point of Diversion is located

in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 7, Tp. 8 S., R. 23 E., B. M. County of Minidoka

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 2.9 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
8 S.	23 E.	7	NE $\frac{1}{4}$ NE $\frac{1}{4}$	40	40
			NW $\frac{1}{4}$ NE $\frac{1}{4}$	40	35
			SW $\frac{1}{4}$ NE $\frac{1}{4}$	40	35
			SE $\frac{1}{4}$ NE $\frac{1}{4}$	40	35
			Total number of acres to be irrigated:		145

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

12 day of July, 1960.

/s/ GEO. N. CARTER

State Reclamation Engineer.

(SEAL)

3-3031

9. 25525

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 33387
Permit No. G- 25525
District No.

1. Name of Applicant: HAROLD H. RUTHERFORD & DORRIS E. RUTHERFORD, Rt. 4, Nampa, Idaho
EARL MYRON LYONS & ARLENE Y. LYONS, Route 4, Caldwell, Idaho
Postoffice address: County: Canyon State: Idaho
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second. 6.2 or Idaho
Miners' inches 310 or gallons per minute.
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean from wells
4. Location of point of diversion or well is in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ ~~section~~ NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 8
Twp. 2 N. , Rge. 3 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: Wells, Pumps and ditches
8. Estimated cost of works: \$ 20,000.00
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 (5) years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: Decreed right from Mora Canal, on 160 acres north of the ditch
 - (a) 160 (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) 150 (cubic feet per second, inches or gallons per minute) is for new lands.

Remarks:

HAROLD M. RUTHERFORD
EARL MYRON LYONS

Applicant.

By

Agent.

Returned to applicant for correction:

Corrected application received:

The number of this permit is G-25525

Recorded in Book 90 Page 25525 Approved Mar. 18, 1955

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 May 18, 1955

and to continue diligently and ~~uninterruptedly~~ to completion,

unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before September 18, 1957

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before March 18, 1960

Witness my hand this 18th day of March, 1955

MARK R. KULP

State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLLIE, Governor of the State of Idaho,
and IRA H. MASTERS, 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 18th
day of March, 19 55

Countersigned:

STATE OF IDAHO

(SEAL)

By IRA W. MASTERS

By ROBERT E. SMYLIE

Governor

Secretary of State.

12.

Twp.	Range	Sec.	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				Totals
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	
2 N.	3 W.	8	30	40	40		40		40	40	40				40			310	
Permit No. G-25525																			
CERTIFICATE OF COMPLETION OF WORKS ✓																			

TO ALL WHOM IT MAY CONCERN:																			
This is to certify that HAROLD H. RUTHERFORD & DORIS E. RUTHERFORD, EARL MYRON LYONS AND ARLENE Y. LYONS of Caldwell, County of Canyon, and State of Idaho, the holder of Permit No. G-25525, issued upon Application No. G-33387 bearing date of priority of March 14, 1955, authorizing the diversion of 6.2 second feet of waters of wells County of Canyon, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 1.8 second feet of the waters of a well from subterranean flow; that the point of diversion of said waters is NW¹/₄SE¹/₄, Sec. 8, T. 2 N., R. 3 W., B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to wit: 139 acres in the SW¹/₄NE¹/₄, SE¹/₄NW¹/₄, N¹/₂SW, NW¹/₄SE¹/₄, Sec. 8, T. 2 N., R. 3 W., B.M.																			
Witness my hand this 12 day of July, A.D. 1960.																			
/s/ GEO. N. CARTER State Reclamation Engineer																			
Proof of Completion of Works Made: March 1, 1960																			
LICENSE ISSUED FOR 1.8 SEC Page 6922																			

WATER RIGHT NUMBER 63-3031

OWNER LAST NAME - RUTHERFORD

FIRST NAME - DORIS E.

ORIG OWNER -

OWNER LAST NAME - RUTHERFORD

FIRST NAME - HAROLD H.

ORIG OWNER - 0

OWNER LAST NAME - LYONS

FIRST NAME - ARLENE Y.

ORIG OWNER -

OWNER LAST NAME - LYONS

FIRST NAME - EARL MYRON

ORIG OWNER -

ADDRESS LINE 1 - 919 HOLLY ST.

ADDRESS LINE 2 - RT. 4

ADDRESS LINE 3 -

CITY - NAMPA

STATE - ID ZIP CODE - 83651

SOURCE - GROUNDWATER

TRIBUTARY OF -

STAGE - LICENSE

STATUS -

PRIORITY - 03-14-1955 COUNTY - CANYON

TOTAL DIV. RATE - 1.8000 -CFS

TOTAL DIV. VOLUME -

.00 AFA TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - NWSE 03 02N 03W LOT REDIV -

0.0 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 -

1.8000 CFS

USE DIV. VOLUME -

.00 AFA

FROM - TO -

USE - DOMESTIC

USE DIV. RATE -

.0000 CFS

USE DIV. VOLUME -

.00 AFA

USE - IRRIGATION

PLACE OF USE - TWN 02N RNG 03W SEC 08

TRACT SWNE LOT

AC 11 TRACT

SENE LOT

AC 08

TRACT NESW LOT

AC 40 TRACT

NWSW LOT

AC 40

TRACT NWSE LOT

AC 40

DECREE NAME -

DATE -

TOTAL ACRES

139

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 25525

PROOF MADE - FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS -

July 12, 1960

Re: Permit No. G-25525

Mr. Harold M. Rutherford
Mr. Earl M. Lyons
919 Holly St., Route #4
Nampa, Idaho

Gentlemen:

We enclose herewith Certificate of Completion of Works
and License and Certificate of Water Right issued on Permit
No. G-25525.

We also enclose departmental receipt No. G-5017
in the amount of \$15.00 covering fees.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rude
Chief Clerk

EPR:ew

Enc. certificate
license
receipt

25525

June 9, 1960

Re: Permit No. G-25525

Earl M. Lyons & Harold H. Rutherford
919 Holly Street, Route #4
Nampa, Idaho

Dear Mr. Lyons & Mr. Rutherford:

Our field engineer's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-25525 shows the well is (are) capable of conveying ⁹⁰ miner's inches, or ^{1.8} c.f.s. of water for the irrigation of ¹³⁹ acres.

Upon receipt of the statutory fees, totaling \$ ^{15.00}, we will issue the Certificate of Completion of Works (fee \$5.00) and the License and Certificate of Water Right (fee \$ ^{10.00}, based at the rate of \$2.00 for each 40-acre subdivision) confirming the right, with priority of ^{March 14, 1955} to the use of ^{1.8} second feet of subterranean water with the point of diversion in ^{the NW 1/4, Sec. 8, for the irriga-} tion of 139 acres in the SW 1/4, SE 1/4, NE 1/4, NW 1/4, Sec. 8, T. 2 N., R. 3 W., E. M.

Very truly yours,

GEO. R. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

G-25525

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-25525

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

1. Name of applicant Earl M. Lyons & Harold H. Rutherford, Arlene Y. Lyons & Doris E. Rutherford

2. Source of water supply: Subterranean from wells

3. Location of point of diversion: Is in the NW 1/4 & NW 1/4 SW 1/4 of Section 8

T. 2 N. R. 3 W. County of Canyon

4. Describe works as they exist, giving dimensions and capacities of same: 310' x 14" cul 270'
Col. 215' x 5" h = 115' l = 165' No protect. Panel on S.E. 10'
504 U.S. #1145146 440V. Large P. Turb. Mod. 10 R.H.
#25052 800 gpm @ 215' head. Remains 4.5 x 10
Large concrete tower approx. 10' h. x 2' d. central pond to N.E.
8" discharge to East

5. Water is used for: Irrigation and domestic purposes

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):

N 1/4 NE 1/4, SW 1/4 NE 1/4, E 1/4 NW 1/4, N 1/4 SW 1/4, NW 1/4 SE 1/4 Sec. 8, T. 2 N., R. 3 W

40' - 2' Cip. Weir = 1.69 cfs.

Allow 90" acc. bank sub. & long run.

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

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

Remarks:

Mr. Rutherford along

This examination was made on the

day of

1960

(Signed)

E. H. Rutherford

Examiner.

G25525

T=69.05

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
JUN 6 1960

Department of Reclamation

Earl H. Lyons & Harold J. Mansford
919 Holly St., Rt 4, Nappa, Idaho

Permit No. G-25525

Examination for Completion of Works & Beneficial Use

County Canyon

Marion
8-2N.-3W.

Q. 6.2.0.t.s.

S. Wells

P.D. ^{NW. SE.}
 ^{NW. SW.} } S. 8, T. 2 N. - R. 3 W. B. M.

Use - Irrigation & domestic

Filed - March 14, 1955

Due - March 18, 1960

Secured right from Mora Canal

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-25525

REPORT ON PROOF OF Completion of Works & Beneficial Use
Earl M. Lyons & Harold H. Rutherford
919 Holly St., Rt 4
Nampa, Idaho

May 27, 1960

Re: Permit # G-25525

Earl M. Lyons
Harold H. Rutherford
Route #1
Nampa, Idaho

Dear ~~Mr.~~ Mrs. Sims:

Statutes requires a field inspection in connection with the proofs on Permit # G-25525 before license and certificate of water right can be issued.

Such inspection and report on same is required for any and all permits being brought to license within this State.

An inspecting Engineer from this Department requests that you or someone familiar with the terms of the permit and representing you be prepared to accompany him on the inspection, on Friday, June 3, 1960

If he cannot get in touch with you by phone or otherwise he will drive to the well location or point of diversion given in the permit.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

E. N. Humphrey
Deputy

BNH:ew

25525

March 10, 1960

RE: Permit No. G-25525

Earl M. Lyons & Harold H. Rutherford
919 Holly St., Rt 4
Nampa, Idaho

Gentlemen:

We acknowledge receipt of the Deposition of Holder and two witnesses, also affidavit of publication in the Boise Valley Herald, all submitted in proof of completion of works and beneficial use on Permit No. G-25525.

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

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

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By

(Mrs.) Edna P. Rule
Chief Clerk

EFB:mr

G25525

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
MAR 2 1960
Department of Reclamation

RECEIVED
MAR 1 0 1960
Department of Reclamation

Permit No. B 25525

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. Carl M. Lyons & Harold H. Rutherford
919 Holly St., Rt #4 - Nampa, Id.

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.

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

Ans. B 25525 March 18, 1955 - March 14, 1955

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

Ans. From deep well NW 1/4 SE 1/4, NW 1/4 SW 1/4
Sec 8, T2N, R3W 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. From Well, 310 ft deep, 14 inch casing
115 ft. to water 800 gal per minute
determined by discharge when testing well,
water delivered by open ditch & 12 inch underground
concrete pipe

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. irrigation & domestic - NE 1/4 NE 1/4 30 acres
NW 1/4 NE 1/4 40 acres SW 1/4 NE 1/4 40 acres

✓ E 1/4 NW 1/4 80 acres, N 1/2 SW 1/4 80 acres

✓ NW 1/4 SE 1/4 40 acres Sec 8, T2N, R3W. B.M.

All cultivated, land leased for irrigation

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

Ans. Leonard Davis, 273 Davis, ave. Nampa, Id.

B25525

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

Ans. *To fill tanks for spraying & drinking water*

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

Ans. *10,000 gal. a year.*

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. *present holder originally obtained permit*

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

Ans. *During March to October small amounts are used for filling of spray tanks otherwise entire amount is used for irrigation*

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. *Water used only as mentioned above*

(Sign) *Paul M. Lyons*

Harold H. Rutherford

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 *Nampa* County of *Conyon*

State of Idaho, on this *1st* day of *March*, A. D. 19*60*.

Sam Kincheloe
Notary Public
Residing at Nampa, Ida.

My commission expires *3-9-61*

J25525

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
MAR 2 1960
Department of Reclamation

RECEIVED
MAR 1 0 1960
Department of Reclamation

Permit No. G 25525

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.

Ans. W Layton Todd, 56 years, Salween & Fremont
503 Roosevelt Nampa Idaho
Carl M. Lynn

Ques. 2. Are you acquainted with Harold H. Rutherford, the holder of Permit No. G 25525? How long have you known him and where does he reside?

Ans. 14 years - 919 Holly St Nampa Idaho

Ques. 3. Have you read or heard read said Permit No. G 25525, 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. Deep Well - NW 1/4, SE 1/4, Sec 8 T2N R3W Bm
conveyed by 12 inch underground concrete pipe &
open ditch to place of use

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. 7 cfs per head - 6.2 cfs per head

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. 6.2 cfs - estimated seeing head of water

G25525

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 + domestic* NE 1/4 NE 1/4 30 acres,
NW 1/4 NE 1/4 40 acres, SW 1/4 NE 1/4 40 acres, E 1/2 NW 1/4 80 acres
N 1/2 SW 1/4 80 acres, NW 1/4 SE 1/4 40 acres Sec 8 T2N
R3 W B.M. - Cultivated - land leveled for irrigation + cropped.

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. *sandy loam soil, ideal for cultivation +*
now cropping, 10 cfs

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. *The past 2 years I have been on the*
place and have watched it being irrigated

(Signed)

W. Layton Todd

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 *Nampa*,
County of *Canyon*, State of Idaho, on this *1st* day of *March*,
A. D. 19*60*.



Sam Kinchloe

Notary Public.

Residing at Nampa, Ida

P25525

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
MAR 2 1960
Department of Reclamation

RECEIVED
MAR 1 0 1960
Department of Reclamation

Permit No. G 25525

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.

Ans. Lyle Chase age 38, 124 Lake Lowell, Feed mill manager

Ques. 2. Are you acquainted with Earl M. Lyon & Harold W. Rutherford, the holder of Permit No. G 25525? How long have you known him and where does he reside?

Ans. 20 years 919 Hally St Nampa, Idaho

Ques. 3. Have you read or heard read said Permit No. G 25525, 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. Deep well NW 1/4 SE 1/4 Sec 8 T 2 N R 3 W B M
conveyed by 12 inch underground concrete pipe &
open ditch to place of use

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. 7 cfs - 6.2 cfs

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. 6.2 cfs - estimated by seeing head of water

G25525

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 & domestic. NE 1/4 NE 1/4 30 acres*
NW 1/4 NE 1/4 40 acres SW 1/4 NE 1/4 40 acres E 1/2 NW 1/4 80 acres
N 1/2 SW 1/4 80 acres NW 1/4 SE 1/4 40 acres Sec 8 T2N
R 3W B.M. Cultivated - land suited for irrigation & cropped

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. *sandy loam soil, ideal for cultivation &*
now cropping 10 cfs

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. *The past 2 years I have been on the*
place and have watched it being irrigated

(Signed) *Lyle Chase*

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 *Nampa*,
County of *Canyon*, State of Idaho, on this *1st* day of *March*,
A. D. 19*60*.

Sam Kimbrell
Notary Public.

My commission expires *3-9-61*

Residing at Nampa, Ida



825525

LEGAL PUBLICATIONS

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

Notice is hereby given that at 9:00, A. M., on the 1st day of March, 1960, at Nampa, Idaho, County of Canyon, State of Idaho before Sam Kinchloe, Notary Public, at 1403 3rd St. S.E., Nampa, Idaho, proof will be submitted of the completion of works for the diversion of 6.2 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G25525, 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 Harold H. & Doris E. Rutherford and Earl Myron & Arlene Y. Lyons, Nampa, 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 800 gallon per minute.

3. The use of which said water has been applied is irrigation and domestic purposes, and the amount applied to beneficial use is 6.2 cubic feet per second.

4. The point of diversion of said water is NW¼ SE¼, NW¼ SW¼ Sec. 8, T2N, R3W B.M.

5. The place where said water is used is NE NE 30 acres, W½ NE¼ 80 acres, E½ NW¼ 80 acres, N½ SW¼ 80 acres, NW SE 40 acres.

6. The date of priority which said user is prepared to establish is March 14, 1955.

Geo. W. Carter,
State Reclamation Engineer
for Idaho

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
County of Canyon } ss.

.....
BEING FIRST DULY SWORN, DEPOSES AND SAYS that he is the Publisher of the BOISE VALLEY HERALD, a weekly newspaper published at Middleton, Canyon County, Idaho; that the said newspaper is in general circulation in the county aforesaid, and has been continuously and uninterruptedly published in the said county more than seventy-eight (78) weeks preceding the first publication of this advertisement, a copy of which is attached hereto, and that said advertisement was published in the regular edition of

the BOISE VALLEY HERALD

consecutive issues, beginning with the issue dated

....., 1953, and ending with the issue dated

....., 1956

.....
Boyd B. Cornell
(Signed)

Subscribed and sworn to before me this

1st day of March, 1960

June H. Beeson
NOTARY PUBLIC for Idaho

Residing at Middleton, Canyon County, Idaho

G25525

March 7, 1960

RE: Permit No. G-25525

Harold H. Rutherford
919 Holly Street, Rt 4
Nampa, Idaho

Dear Mr. Rutherford:

Enclosed are the depositions of holder and two witnesses. The holder did not answer the questions on the back of the sheet above the signatures. Kindly answer all questions.

The Affidavit of Publication should accompany the depositions when you return them to this office.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rutledge
Chief Clerk

RT:BER:mr
Enc. depositions

G25525

R5

February 5, 1960

Re: Permit No. G-25525
Harold H. Rutherford
and Earl Myron Lyons

Boise Valley Herald
Middleton, Idaho

Dear Sir:

We have checked the proof mailed to us and ask that you make one correction as follows:

In Paragraph 3 which reads - "all cubic feet per second" should read "6.2 cubic feet per second".

Please make this change for the next publication and send us a tear sheet for proofing.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

H. PETRI
Water Rights Clerk

HP:ew

25525

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

DEPARTMENT OF RECLAMATION

BOISE

February 1, 1960

Re: Permit No. G-25525

Harold H. Rutherford & Earl M. Lyons
Rt 4
Nampa, Idaho

Gentlemen:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-25525. The proofs are to be 60 made at 9:00 o'clock A.M., on the 1st day of March, 1960, before Sam Kinchlee, Nampa, Idaho, Notary Public.

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

It is important that the enclosed depositions be executed by 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,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rutledge
Chief Clerk

D25525

EPR:

cc: Notary

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

DEPARTMENT OF RECLAMATION

Boise, Idaho

Date: February 1, 1960

RE: Permit No. G-25525

Boise Valley Herald
Middleton, Idaho

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to **March 1, 1960** the date set for proof; the expense of the publication is to be paid by the applicant **Harold H. Rutherford and Earl M. Lyons** of **Rt 4, Nampa, Idaho** to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice and furnish this office with a copy or tear sheet of the first publication**

Very truly yours,



GEO. N. CARTER
State Reclamation Engineer

** If the first copy is not received in this office for checking purposes and errors appear in subsequent issues, it is possible that re-publication of corrected copy will be at your own expense

25525

RECEIVED
JAN 29 1960
Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) Jan 14, 1960

(P. O.) Manpa, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

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

Baise Valley Herald of Middleton, Idaho published in
the county in which the works are situated. Canyon Co.

Harold H. Rutherford
Carl M. Lyons

(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.

825525

RECEIVED
JAN 29 1960
Department of Reclamation

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

Notice is hereby given that at 9:00, A.M., on the 1st day of March, 1960, at Canyon, County of Nampa, State of Idaho before Sam. Kirschlee, Notary Public, at (address) 1403, 3rd St., So. Nampa, Idaho, proof will be submitted of the completion of works for the diversion of 6.2 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 625525, 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 Harold H. & Davis E. Butcherford & Carl Taylor & Arlene F. Lyons
Nampa, 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 800 gal per minute cubic feet per second.

3. The use of which said water has been applied is irrigation & domestic purposes, and the amount applied to beneficial use is 6.2 cubic feet per second.

4. The point of diversion of said water is NW 1/4 SE 1/4, NW 1/4 SW 1/4 Sec 8 T2N R3W B1M

5. The place where said water is used is NENE 1/4 30A. W 1/2 NE 1/4 80A. E 1/2 NW 1/4 80A. N 1/2 SW 1/4 80A. NW SE 40A.

6. The date of priority which said user is prepared to establish is 3/14/55

625525

Geo. H. Carter
State Reclamation Engineer

[Handwritten signature]

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G- 25525
Harold H. & Dorris E. Rutherford
Earl Myron & Arlene Y. Lyons

Date: January 1, 1960

Mr. Earl M. Lyons
Route #4
Caldwell, Idaho

Dear Mr. Lyons:

The date for proofs of Completion of Works and Application of Water to Beneficial Use, as set out under the terms of Permit No. G- 25525 are due not later than **March 18, 1960**

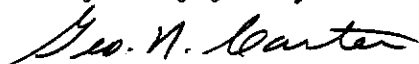
Before these proofs can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county in which the land is located. In completing the Notice of proof for publication, the information should be taken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

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

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

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

Very truly yours,



GEO. N. CARTER
State Reclamation Engineer

Enclosures Form 36 - 2
Form 11 - 1 - instructions

cc: Harold H. Rutherford
Route #4, Nampa, Idaho

25525

March 23, 1955

RE: Permit No. G-25525

Mr. Earl Myron Lyons
Route 4
Caldwell, Idaho

Dear Mr. Lyons:

We enclose Permit No. G-25525 in the name of Harold H. and Dorris E. Rutherford and yourself and Arlene Y. Lyons, and direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose departmental receipt No. G-1058 for the \$6.50 filing fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

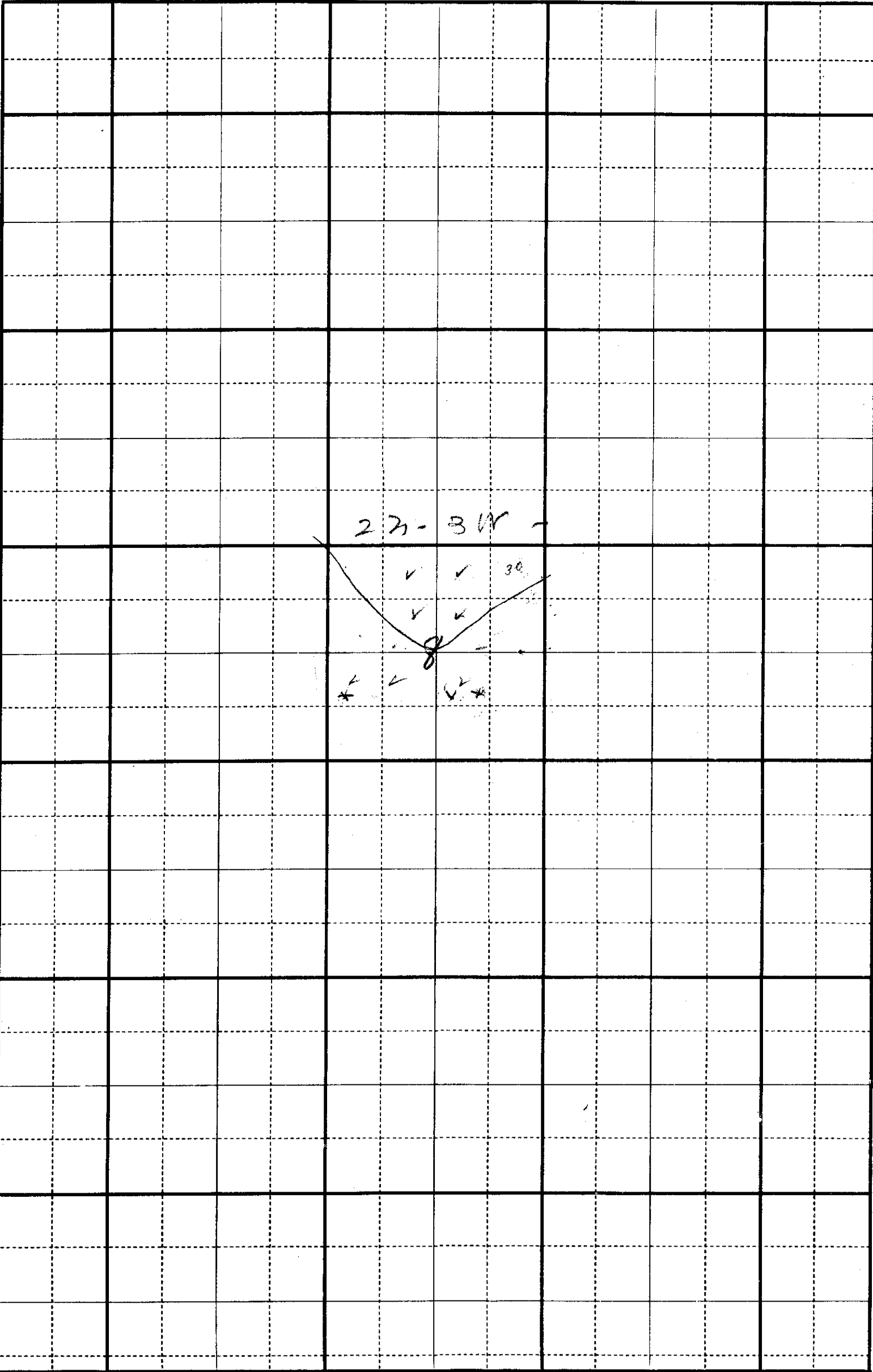
Chief Clerk

A:hl1
Enc.

G25525

NAME OF APPLICANT.....

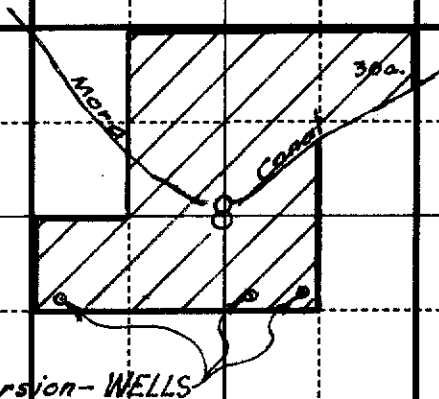
Form No. 0



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

R-3W.

T.
2
N.



Permit Map No. 25525
As Approved
MAR 18 1955
MACK R. KULP
Professional Engineer

25525