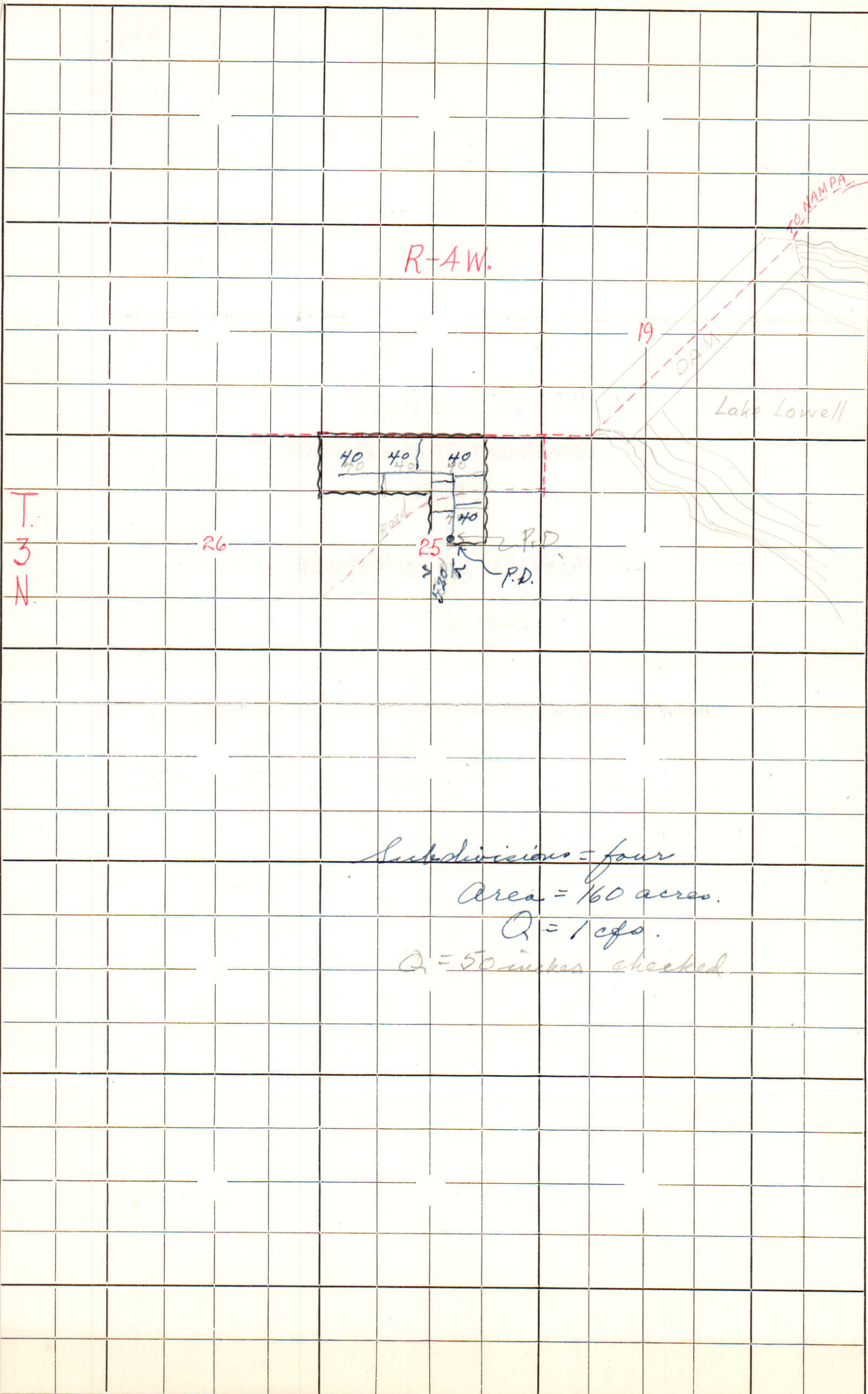




Subdivisions = four

Area = 160 acres.

Q = 1 cfs.

Q = 50 inches checked

— LEGAL NOTICE —

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

Notice is hereby given that at 10:30 A.M., on the 27th day of February, 1959, at Boise, County of Ada, State of Idaho, before Harley M. McDowell, Notary Public, at 618 Idaho Bldg., Boise, Idaho, proof will be submitted of the completion of works for the diversion of 3.2 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. G-24075 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 Lynn Prohaska, 2009 E. Linden, 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 3.2 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 3.2 cubic feet per second.

4. The point of diversion of said water is SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 25, T3N-R4W., B.M.

5. The place where said water is used is W $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 25, T3N-R4W., B.M.

6. The date of priority which said user is prepared to establish is 5-1-53.

GEO. N. CARTER,
State Reclamation Engineer
Publish Feb. 5, 12, 19, 26, 1959

Affidavit of Publication

STATE OF IDAHO
COUNTY OF CANYON

} ss.

Theron Gough

RECEIVED
MAR 5 1959

being first
Department of Reclamation

duly sworn, on his oath deposes and says:

That he is 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 action as per notice attached.

That he is Publisher of

THE PARMA REVIEW

a weekly newspaper published in the City of Parma, County of Canyon, State of Idaho, every Thursday; that the said newspaper is in general circulation in the said County of Canyon, and has been continuously and uninterruptedly printed and published in said county during a period of 78 consecutive weeks prior to the first publication of the annex-

ed Notice of Proof;

that said Notice being

for Lynn Prohaska - Permit number G-24075

was published in said newspaper in four consecutive issues in the regular and entire issue of each and every number of every paper during the period and time of publication, and was printed in the newspaper proper and not in a supplement, said notice having been so published upon the following dates: February 5, 12, 19, 26, 1959

Theron Gough

Subscribed and sworn to before me, this 27th

day of February, 1959.

T. Jean Kuhlman

Notary Public for Idaho,
Residing at Parma, Idaho

12/2/54

G 24075

Lynn Prokaska
S-24075

Jay Munsey
S-26462

25

Lynn Prokaska
Filed: 5-1-53
Due: 5-12-58

Jay P. Munsey
Filed: 7-19-56
Due: 7-25-61

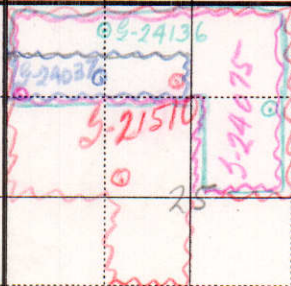
Final result: active status leaves only
the above in Sec. 25, 3N-4W.

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

S24075

7
8

88



9-24037 Symms

D.E. 04207 - Filed 4-13-53
Due: 5-2-58

✓ S-21510 Jay Munsey - Filed: 5-19-50
Ex. to 2-14-56 01127

✓ S-24075 - Hawkins
D.E. 04208

Due: May 12, 1958

Filed: 5-14-53 S-24136 - Harkins
Due: 5-29-58 D.E. 04206

X 21489? 24037
340 21510
21489?

25-
21489

21567 good

X other close matches

awaiting action by B.L.M.

family relations
- Filed: 5-1-53

S-24075

NAME OF APPLICANT.....Ralph Wayne Hawkins.....

Form No. 0

T 3 N - R 4 W

Section 25

we)

Permit Map No. 9-2

As Approved

MAY 12 1951

MARK R. KULP

MARK R. KULP
State Reclamation Engineer

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

24025

State of Idaho
License and Certificate of Water Right

Water License No. G-24075..... Amount... 1.0 c.f.s.....
Water District No..... Priority... May 1, 1953..
THIS IS TO CERTIFY that RALPH WAYNE HAWKINS - Assignee - LYNN PROHASKA - Assignee-
of Caldwell, Idaho, SYMMS FRUIT RANCH, Inc., made application for a permit to appropriate the
public waters of the State of Idaho, dated May 1, 19 53 ; that Permit No. G-24075
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.0 second feet, was issued thereunder on August 2, 19 60 , showing that said works
were completed on the 27th day of February, 19 59 ; and that on the 27th
day of February, 19 59 , LYNN PROHASKA - Assignee - SYMMS FRUIT RANCH, Inc.

of Caldwell, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean flow, for the purpose of irrigation
, under Use Permit No. G-24075 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 6927, on the 2nd day of August, 19 60 ;
The right hereby confirmed dates from May 1, 19 53 ;

The Point of Diversion is located
in the SW 1/4 NE 1/4, Sec. 25, Tp. 3 N., R. 4 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 1.0 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
3 N.	4 W.	25	NW 1/4 NE 1/4	40	40
			SW 1/4 NE 1/4	40	40
			NE 1/4 NW 1/4	40	40
			NW 1/4 NW 1/4	40	40
			Total number of acres to be irrigated:		160

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
2nd day of August, 19 60 .

/s/ GEO. N. CARTER
State Reclamation Engineer.

(SEAL)

State of Idaho
License and Certificate of Water Right

Water License No. G-22421 Amount 2.5 c.f.s.
Water District No. Priority Oct. 16, 1951

THIS IS TO CERTIFY that CROSBY C. BIGGERSTAFF
of Hansen, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated October 16, 1951; that Permit No. G-22421
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
2.5 second feet, was issued thereunder on August 3, 1960, showing that said works
were completed on the 12th day of September, 1959; and that on the 12th
day of September, 1959,

CROSBY C. BIGGERSTAFF
of Hansen, 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-22421 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 6928, on the 3rd day of August, 1960;
The right hereby confirmed dates from October 16, 1951;

The Point of Diversion is located
in the SW 1/4 SW 1/4, Sec. 7, Tp. 12 S., R. 22 E., B. M. Cassia 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 2.5 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
12 S.	22 E.	7	NW 1/4 SE 1/4	40	40
			SW 1/4 SE 1/4	40	20
			NE 1/4 SW 1/4	40	40
			NW 1/4 SW 1/4	40	40
			SW 1/4 SW 1/4	40	40
			SE 1/4 SW 1/4	40	40
			Total number of acres to be irrigated: 220		

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
3rd day of August, 1960.

s/ GEO. N. CARTER
State Reclamation Engineer.

(SEAL)

63 - 2941

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 31855
 Permit No. G- 24075
 District No.

Assigned to

James Fruitland
D. G. Caldwell
Idaho

1. Name of Applicant: RALPH WAYNE HAWKINS
 Postoffice address: Rt. 1, Meridian County: Ada State: Idaho
2. Quantity of water claimed: 160 Miner's inches
 - (a) Rate of withdrawal in cubic feet per second. 3.2 or Idaho
 Miners' inches 160 or gallons per minute.
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean to be raised through a drilled well.
4. Location of point of diversion or well is in the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 25
 Twp. 3 N., Rge. 4 W., B.M., County of Canyon
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
 Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
 at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: Drilled well to be cased and equipped with turbine type pump.
8. Estimated cost of works: \$ 6,000
9. (a) Is reservoir to be used? No
 (b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
 (b) Amount of capital stock: \$ (c) Amount paid in: \$
 (d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash on hand: \$
 (b) Treasury stock: (c) Bonds to be issued:
 (d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) (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.

By Harley M. McDowell Agent.

Date of first receipt at Department of Reclamation: 11:30 a.m. May 1, 1953

Returned to applicant for correction:

Corrected application received:

The number of this permit is G-24075

Recorded in Book 85 Page 24075 Approved May 12, 1953

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 July 12, 1953 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 November 12, 1955

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before May 12, 1958

Witness my hand this 12th day of May, 1953

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, LEN JORDAN, 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 12th
day of May, 1953.

Countersigned:

STATE OF IDAHO

(SEAL)

By LEN JORDAN
Governor

By IRA H. MASTERS
Secretary of State.

12.

Twp.	Range	Sec.	NE¼	NW¼	SW¼	SE¼	Totals
			NE¼NW¼SW¼SE¼	NE¼NW¼SW¼SE¼	NE¼NW¼SW¼SE¼	NE¼NW¼SW¼SE¼	
3 N.	4 W,	25	40 40	40 40			160
A S S I G N M E N T For value received, I hereby assign all my right, title, and interest in and to Permit to appropriate the Public Waters of the State of Idaho, No. G-24075 to Lynn J. Prohaska of 1212 Willow St. Caldwell, Idaho. RALPH WAYNE HAWKINS Permit Holder Ralph Wayne Hawkins ETHEL E. HAWKINS Wife of Permit Holder. Ethel E. Hawkins State of Idaho) County of Ada) ss On this 1st day of July, 1954, before me, a Notary Public for the State of Idaho, residing at Meridian personally appeared Ralph Wayne Hawkins & Ethel E. Hawkins, his wife, known to me to be the person whose name is 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. (SEAL) My commission expires February 2, 1958. BERNARD G. AMOS Notary Public, residing at Meridian, Idaho Received and filed for record in the Department of Reclamation, at Boise, Idaho, July 8, 1954. MARK R. KULP State Reclamation Engineer							

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, No. G-24075

Comes now Lynn J. Prohaska 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-24075.
That the point of diversion is described in said permit as being located NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 25, T 3 N - R 4 W., B.M.
That he now requests that the point of diversion be changed to a point located SW $\frac{1}{4}$ N E $\frac{1}{4}$ Section 25, T 3 N - R 4 W., B.M.
That his reasons for desiring to make such change are as follows: This is a more feasible well site.
That no one will be injured by such change and that such change will be made at Permit Holder's own risk.
Signed at Caldwell, Idaho, this 19 day of September, 1956.

LYNN J. PROHASKA
Lynn J. Prohaska

Date of receipt at Department of Reclamation September 21, 1956.

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-24075. 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.

MARK R. KULP
State Reclamation Engineer

The State of Idaho - noting the above and foregoing - is hereby approved and released R.T.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

✓
WHEREAS, Permit No. G-24075, in the name of LYNN J. PROHASKA Assignee of Ralph Wayne Hawkins, requires proofs of completion of works and beneficial use to be made on or before May 12, 1958; and,

WHEREAS, applicant was prevented from proceeding with construction pending allowance of Desert Land Entry, which was not allowed until March 23, 1954;

NOW, THEREFORE, an Extension of Time is allowed for Completion of Works and Beneficial Use Proofs on Permit No. G-24075 to March 23, 1959, or the length of time applicant was prevented from proceeding pending allowance of his Desert Land Entry and a similar extension is allowed for every other act required under the terms and conditions of Permit No. G-24075.

Signed at Boise, Idaho, this 11th day of March, 1958

/s/ Mark R. Kulp
MARK R. KULP
State Reclamation Engineer

Approved and recorded:
March 11, 1958.

A S S I G N M E N T ✓

✓
For value received, I hereby assign all of my right, title and interest in and to Permit to appropriate the Public Waters of the State of Idaho, No. G-24075 to Symms Fruit Ranch, Inc., Caldwell, Idaho, R. R. 6

s/ LYNN PROHASKA - Permit Holder

s/ Nina Prohaska - Wife of Permit Holder

State of Idaho)
)
County of Canyon)

On this 18 day of July, 1960, before me a Notary Public for the State of Idaho, residing at Caldwell, personally appeared Lynn Prohaska and Nina Prohaska known to me to be the persons whose names are subscribed to the within instrument, and duly acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal, the day and year in this certificate first above written.

My commission expires 9-6-63

s/ Mary Strode
Notary Public, Residing at - - - -

CERTIFICATE OF COMPLETION OF WORKS

✓
TO ALL WHOM IT MAY CONCERN:

This is to certify that LYNN PROHASKA - Assignee - SYMMS FRUIT RANCH, Inc. of Caldwell, County of Canyon, and State of Idaho, the holder of Permit No. G-24075, issued upon Application No. G-31855 bearing date of priority of May 1, 1953, authorizing the diversion of 3.2 second feet of waters of a well 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 1.0 second feet of the waters of a well from subterranean flow that the point of diversion of said waters SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 25, T. 3 N., R. 4 W., B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 160 acres in W $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 25, T. 3 N., R. 4 W., B.M.

Witness my hand this 2nd day of August, A. D. 1960

/s/ GEO. N. CARTER
State Reclamation Engineer

Proof of Completion of Works Made: February 27, 1959

LICENSE ISSUED FOR 1.0 SEC. FT.
Page 6927

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION

Box 893
Caldwell, Idaho

August 12, 1960

RECEIVED
AUG 1 6 1960

Department of Reclamation

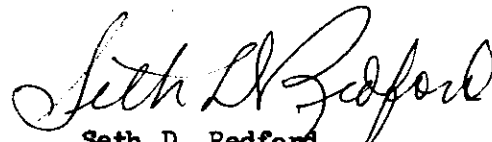
Mr. George N. Carter
State Reclamation Engineer
Department of Reclamation
Boise, Idaho

Attention: Ralph W. Thomas

Gentlemen:

This is to advise that Mr. Lynn Prohaska has paid his
Farmers Home Administration loan and this agency no longer
has an interest in the Prohaska property.

Sincerely yours,



Seth D. Redford
County Supervisor

24075

August 10, 1960

RE: Permit No. G-24075
Lynn Prohaska

Farmers Home Administration
Seth D. Redford, Supervisor
Box 893
Caldwell, Idaho

Dear Mr. Redford:

We wrote you August 3 in regard to assignment of this noted permit to Symms Fruit Ranch, Inc. To date we have not received an answer.

The assignment will be recorded if we do not hear from you by return mail.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Ralph W. Thomas
Office Engineer

RWT:mr

24075

August 3, 1960

RE: Permit No. G-24075
Lynn Prohaska

Farmers Home Administration
Seth D. Redford, Supervisor
Box 893
Caldwell, Idaho

Dear Mr. Redford:

May 9, 1957 you wrote this office that there was a mortgage given by Mr. Prohaska on the noted permit.

We have received an assignment from Mr. Prohaska to the Syams Fruit Ranch, Inc.

Kindly advise if the assignment should be approved. It would be much appreciated if we could be notified when such mortgages have been released.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Ralph W. Thomas
Office Engineer

RWT:mr

24075

August 2, 1960

Re: Permit No. G-24075

Symas Fruit Ranch, Inc.
Route #6
Caldwell, Idaho

Gentlemen:

We enclose the Assignment of Permit No. G-24075 to you from Lynn Prohaska and wife, which has been duly recorded in this office, Certificate of Completion of Works and License and Certificate of Water Right.

We also enclose departmental receipt No. G-5085, in the amount of \$0.50, covering the assignment fee.

Departmental receipt No. G-5086, in the amount of \$13.00, for the fees for certificate and license is being sent to Lynn Prohaska, as the fee was paid by him, together with a copy of this letter.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. assignment
certificate
license
receipt No. G-5085

cc: Lynn Prohaska
2009 E. Linden
Caldwell, Idaho

Enc. Receipt No. G-5086

24075

RT

July 20, 1960

Symms Fruit Ranch Inc.
Rt 6
Caldwell, Idaho

Dear Mr. Symms:

We received Mr. Prehaska's check for \$13.00, fees for Certificate of Completion of Works and License and Certificate of Water Right and the assignment of the permit to you; however the \$0.50 fee for recording the assignment was not included.

Kindly send the \$0.50 so the transaction can be completed.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

RT:EPR:mf

24075

May 4, 1959

Re: Permit 3-24075

Lynn Prohaska
2009 E. Linden
Caldwell, Idaho

Dear Mr. Prohaska:

Our field engineer's report on his inspection of roof of completion of works and application of water to beneficial use under the terms of Permit No. 3-24075 shows the well capable of conveying 50 miner's inches, or 1.0 c.f.s., of water for irrigation of 160 acres.

Upon receipt of the statutory fees totaling \$13.00, we will issue the Certificate of Completion of Works (fee \$5.00) and the License and Certificate of Water Right (\$8.00 - based at the rate of \$2.00 for each 40-acre subdivision) confirming the right with priority of May 1, 1953 to the use of 1.0 second feet of subterranean water with the point of diversion in SW NE¹/₄, Sec. 25, to irrigate W¹/₂NE¹/₄, N¹/₂NE¹/₄, Sec. 25, Twp. 3 N., R. 4 W., B. M.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

Chief Clerk

RT:EPR:ew

24075

RT

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-24075

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

1. Name of applicant Lynn Prohaska

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

3. Location of point of diversion: Is in the SW 1/4 NE 1/4 of Section 25

T. 3 N. R. 4 W.B.M. County of Canyon

4. Describe works as they exist, giving dimensions and capacities of same: well 310' x 12" d.

h = 200 ft. lift = 245' 40 hp. U.S. Motor.
U.S. Turbine type pump. There is also a booster pump
and motor U.S. 40 hp (horizontal) direct connected to a
Jacuzzi 5" x 4" centrifugal sprinkler system.
Small house by pump on west side for controls etc.

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):

SW 1/4 NE 1/4, NE 1/4 NW 1/4, NW 1/4 NW 1/4 Section 25, Township 3 North, Range 4 West, B. M.

Nozzle size = 1/4" singles 111 in operation
Lateral pipes are partly 3" and partly 4"
Seven 1/8 in. laterals.

To much land for amt of water and sprinkler.

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

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

Remarks: _____

C. J. McManis attorney representing Prohaska.

Nozzle pressure checked with pressure gauge.

Place has been sold to Mr. Symms.

This examination was made on the 29 day of April, 1959

(Signed) E. N. Humphrey Examiner.

G-24075

8" main

US 40 hp. booster pump
3600 rpm (hor)
#2693450

Jacuzzi booster pump
cent. 5' x 4'

Pressure 860

32	- 1/4" singles @ 25"	4.17	134
15	" " - 24"	4.17	63
16	" " - 27"	4.57	70
12	" " - 25"	4.17	50
20	" " - 20"	3.72	73
16	" " - 18"	3.72	58
			9448
111			Q = 50"

40 x 110 x 70 x 550 = 55" = 245

25" press. by main
nearest line to pump -

32 - 1/4" singles per line
12 uphill & down

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.

70" x 136" x 60
33000

94322

Lynn Prehaska
2009 E. Linden
Caldwell, Idaho

Permit No. G-24075

Examination for Completion of Works &
Beneficial Use Proof

County Canyon
25-3N-4W.

Q = 3.2 c.f.s.

S = Well

P.D. = SW, NE, Sec. 25, T. 3N. - R. 4W.

Use = Irrigation

1 =
40
520

Filed = May 1, 1953

Due = March 23, 1959 (Ext.)

Made: Feb. 27, 1959

Priority: May 1, 1953

no other right

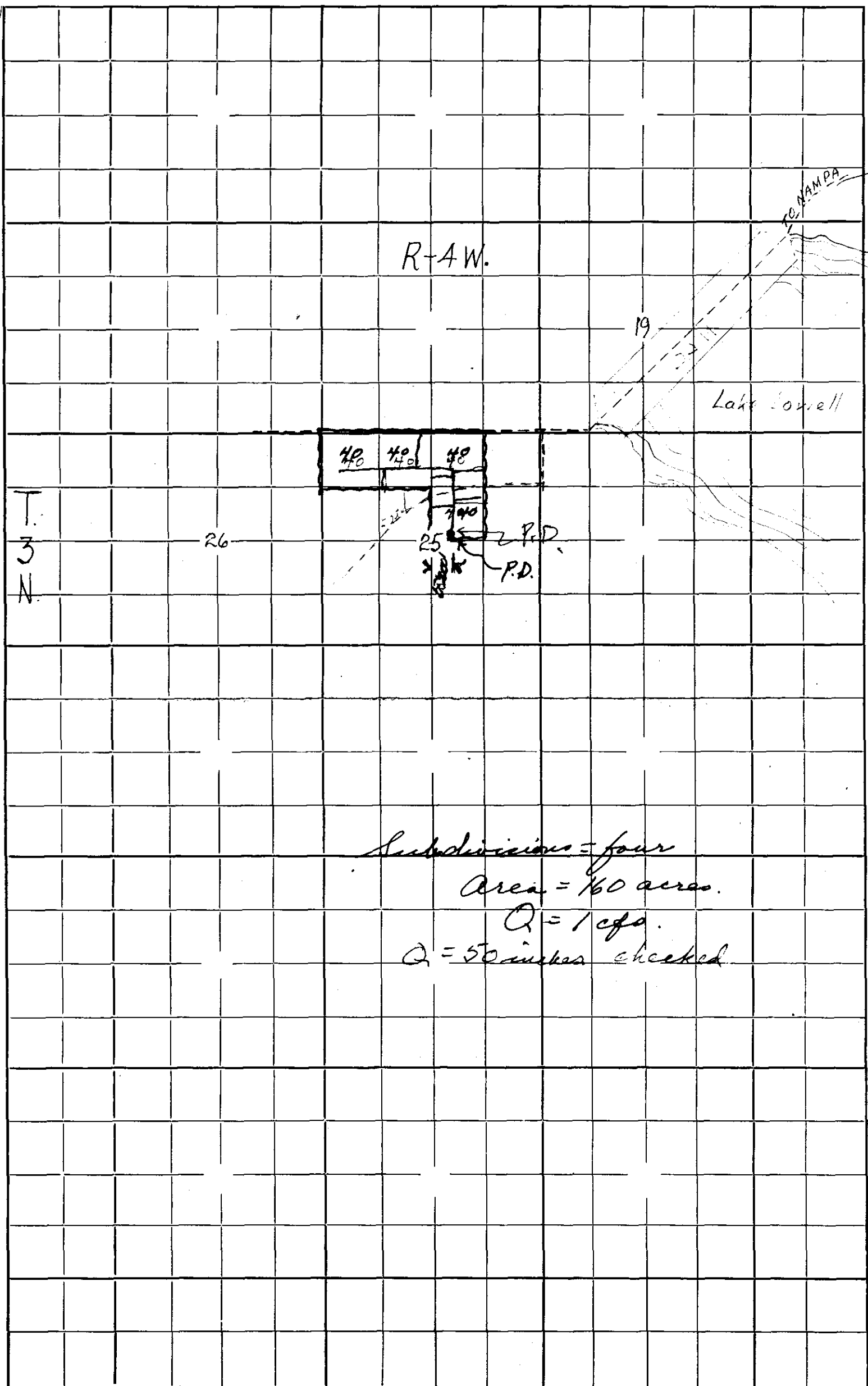
310' x 12" ced to bottom
Gravel packed.

US 22117 Turbine
6 stages lift = 245'
by air gauge
8" x 270' column

U.S. Motor 40 hp.
#1065048

A.B. and Della
Controls in small
house to west of pump.
Size 6' x 8' x 8' h.
Cone floor - shed roof
all wood.

Pump with on heavy
Cone base 4' x 4' x 2' h.



RECEIVED
MAY 11 1959
Department of Reclamation

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-24075

REPORT ON PROOF OF Completion of Works & Beneficial Use

Lynn Prohaska
2009 E. Linden
Caldwell, Idaho

March 11, 1959

Re: Permit No. G-24075

Mr. Lynn Prohaska
2009 E. Linden
Caldwell, Idaho

Dear Mr. Prohaska:

We acknowledge receipt of the Deposition of Holder and two witnesses, also affidavit of publication in the Parma Review, all submitted in Proof of Completion of Works and Application of Water to Beneficial Use, on Permit No. G-24075.

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. Rutledge
Chief Clerk

EPR/lw

24075

Affidavit of Publication

STATE OF IDAHO
COUNTY OF CANYON

} ss.

RECEIVED
MAR 5 1959

Theron Gough

Deputy Agent of Reclamation

duly sworn, on his oath deposes and says:

That he is 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 action as per notice attached.

That he is _____ Publisher _____ of

THE PARMA REVIEW

a weekly newspaper published in the City of Parma, County of Canyon, State of Idaho, every Thursday; that the said newspaper is in general circulation in the said County of Canyon, and has been continuously and uninterruptedly printed and published in said county during a period of 78 consecutive weeks prior to the first publication of the annexed

ed _____ Notice of Proof _____;

that said _____ Notice _____ being

for Lynn Prohaska - Permit number G-24075

was published in said newspaper in _____ four _____ consecutive issues in the regular and entire issue of each and every number of every paper during the period and time of publication, and was printed in the newspaper proper and not in a supplement, said notice having been so published upon

the following dates: February 5, 12, 19, 26, 1959

24075

Theron Gough

Subscribed and sworn to before me, this 27th

day of February, 1959.

John Kuhlman

12/2/54

Notary Public for Idaho,
Residing at Parma, Idaho

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JAN 10 1953
Department of Reclamation

Permit No. G-24075

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Lynn Prohaska; residence, 2009 E. Linden, Caldwell, Idaho; occupation, carpenter and farmer; postoffice address, 2009 E. Linden, Caldwell, Idaho.

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

Ans. Individual

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

Ans. Permit #24075; date of permit 5/12/53; date of priority, 5/1/53.

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

Ans. A drilled well in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 25, T3N-R4W., 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. The works are capable of carrying 150" from pt. of diversion to place of use. This is all under private ditch. The well is 310' deep and water actually stands 145' and draws down when pumped to 174-176". This is a 12" well and cased (gravel pack) the full 310'. A 40 h.p. vertical type pump & motor is installed and will discharge 75 Miner's inches with the pump and motor in place now at the present setting. The pump company measured this and gave me a test. I gravity irrigated this one year and it has been sprinkled 2 years (from the ditch system I actually irrigated all the land and covered it but later in the season I took the ditches out and put in a sprinkler system so my agricultural production was for 2 years but I gravity irrigated this before putting in the sprinkler system that

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name year, 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. When the sprinkler system was operating here, I can operate 3-1320' lines with 33 nozzles on each at a pressure of around 45 lb. on the system. I used bigger nozzles once on this and used 2 lines but had some overflow from this system. For purposes of this test, I feel that my irrigation has been by gravity and beneficial use would be on the basis of gravity for the acres described below. The water has been used for irrigation of the following: SW $\frac{1}{4}$ NE $\frac{1}{4}$, 25 acres; NW $\frac{1}{4}$ NE $\frac{1}{4}$, 34 acres; NE $\frac{1}{4}$ NW $\frac{1}{4}$, 32 acres; NW $\frac{1}{4}$ NW $\frac{1}{4}$, 15 acres. All improvements have been a direct result of this irrigation and cost approximately \$18,000. Lands are all in Section 25, T3N-R4W., B.M.

A 24075

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

Ans. Irrigation only.

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

Ans. I need all the water I have here and could use more.

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. By assignment from Ralph Wayne Hawkins.

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

Ans. I started the work immediately after the desert entry was allowed and has been continuous since that time. It has been used for irrigation in the seasons 1957 and 1958.

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.

(Sign)

Lynn J. Prohaska

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 Boise, County of Ada,

State of Idaho, on this 27th day of February, A. D. 1959.

Henry L. L. Donnell
Notary Public for the State of Idaho

My commission expires 10/11/59

24075

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
MAY 1959
Department of Reclamation

Permit No. G-24075

Proof of Application of Water to Beneficial Use

Deposition of Witness *and Compliance of Work*

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. C. M. Munsey; age, 67; residence, 2603 Indiana Ave., Caldwell, Idaho; occupation, farmer; postoffice address, 2603 Indiana Ave., Caldwell, Idaho.

Ques. 2. Are you acquainted with Lynn Prohaska, the holder of Permit No. G-24075? How long have you known him and where does he reside?

Ans. I have known him 20 years and know that he resides at 2009 E. Linden, Caldwell, Idaho.

Ques. 3. Have you read or heard read said Permit No. G-24075, 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. Water comes from a drilled in the SW 1/4 Sec. 25, T3N-R4W, B.M. This is a 12" well drilled to 310' and has a 40 h.p. vertical type pump and motor. There were gravity ditches and also a sprinkler system was installed in the last 2 years. Sprinkler has 3-1320 ft. lines with 33 nozzles on each with 45 lb. pressure.

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. I would estimate 150" could be safely conducted. I have seen about 75" so conveyed.

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. I have not seen this measured but have seen wells measured and estimate that 75" is being pumped.

#24075

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 only: 25 acres in SW¹/₄NE¹/₄, 34 acres in NW¹/₄NE¹/₄; 32 acres in NE¹/₄NW¹/₄, 15 acres in NW¹/₄NW¹/₄, Section 25, T 3 N - R 4 W., B.M. All cultivated land and all improvements made as result of this use.~~

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

Ans. ~~Irrigation.~~

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. ~~This is a sandy loam soil. It is very good land when irrigated but needs all the water now being applied.~~

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

Ans. ~~No.~~

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. ~~I have land in this same area and have seen the property ever since it was first developed. I have witnessed all the irrigation here.~~

(Signed)

E. M. Munsey

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Boise, County of Ada, State of Idaho, on this 27 day of February, A. D. 1959.

Darley L. L. E. Dault

Notary Public.

My commission expires 10/11/59

24075

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
MAR 5 1959
Department of Reclamation

Permit No. G-24075

Proof of Application of Water to Beneficial Use

Deposition of Witness and Completion 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. G. M. Blakley; age, 67; residence, at the edge of Caldwell, Idaho (E. Linden)
occupation, farming; postoffice address, Rt. 3, Caldwell, Idaho.

Ques. 2. Are you acquainted with Lynn Prohaska, the holder of Permit No. G-24075? How long have you known him and where does he reside?

Ans. I have known him at least 15 years and know that he resides at 2009 E. Linden, Caldwell, Idaho.

Ques. 3. Have you read or heard read said Permit No. G-24075, 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. Water is from a drilled well in SW 1/4, Sec. 25, T3N-R4W. Works consist of well 310' deep cased all the way. This is a 12" well and has a 40 h.p. pump and motor. and will discharge 75 miner's inches. There is also a sprinkler system with 3 lines and 33 nozzles on each. There are also gravity 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. I estimate works will convey 150" but have seen 75"-80" so conveyed. I have never seen it measured but have had experience with these.

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. I have seen the pump deliver 75"-80" of water. This is estimated from my past experience.

24075

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. This water is used for irrigation of the following lands: T. 3 N. - R. 4 W., B.M. Section 25, SW $\frac{1}{4}$ NE $\frac{1}{4}$, 25 acres; NW $\frac{1}{4}$ NE $\frac{1}{4}$, 34 acres; NE $\frac{1}{4}$ NW $\frac{1}{4}$, 32 acres; NW $\frac{1}{4}$ NW $\frac{1}{4}$, 15 acres. There is no natural meadow and all above improvements are a direct result of said use.

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

Ans. Irrigation only.

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. The soil is a sandy loam. This is the very minimum amount of water necessary for profitable irrigation.

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

Ans. No.

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. I have been out here several times during the entire period that this land was being developed and the water put to beneficial use.

(Signed)

G. M. Blackley

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Boise, County of Ada, State of Idaho, on this 27 day of February, A. D. 1959.

Harley H. L. Daniel

Notary Public.

My commission expires 10/11/59

\$24075

January 29, 1959

Re: Permit No. G-24075
Lynn Prohaska

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

Dear Mr. McDowell:

This acknowledges the Notice of Proof of Completion of Works & Application of Water to Beneficial Use on Permit No. G-24075, in the name of Lynn Prohaska. Final proof is to be made before you, as Notary, on the 27th day of February, 1959, at 10:30 A. M., at 618 Idaho Building, Boise, Idaho.

As of this date we have mailed the Notice to the Parma Review, with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof and then mail the Affidavit of Publication and statement of costs to you.

It is important that the enclosed depositions be executed by the permit holder and two disinterested witnesses, who are familiar with the terms of the permit and the work done thereunder, at the time, on the date, and before you, as Notary, as stated in the publication notice. It is very important and necessary that each question be answered in detail.

In returning the depositions to this office, be sure that all copies have been signed, that your Notary's seal has been placed on each and that all depositions (Holder and two witnesses) are being returned. Also be sure to enclose the Affidavit of Publication.

Very truly yours,

GEO. W. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rutledge
Chief Clerk

EPF/lw
Encls. (3)
cc: Lynn Prohaska

24075

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
Boise, Idaho

Date: ~~January~~ 29, 1959

Re: Permit No. G-24075
Lynn Prohaska

The Parma Review
Parma, Idaho

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to **February 27, 1959** the date set for proof; the expense of the publication is to be paid by the applicant 's Agent,

Harley M. McDowell of **P. O. Box 21611, Boise, Idaho** to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

Geo. N. Carter
State Reclamation Engineer
By

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

24075

RECEIVED
JAN 26 1959

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) January 23, 1959

(P. O.) Caldwell, 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

The Parma Review

of Parma, Idaho

published in

the county in which the works are situated.

Canyon Co. ✓

Lynn Prohaska

(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.

D 24075

RECEIVED
JAN 28 1959

Department of Reclamation

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

Notice is hereby given that at 10:30 A.M., on the 27 day of February,
1959, at Boise, County of Ada, State of Idaho,
before Harley M. McDonnell, Notary Public, at (address) 618 Idaho Bldg.
Boise, Idaho, proof will be submitted of the completion of
works for the diversion of 3.2 cubic feet per second of underground water
from a well, and of the application to beneficial use of said water, in accord-
ance with the terms and conditions of Permit No. G-24075 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 Lynn Prohaska, 2009 E. Linden, 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 con-
veying to the place of use is 3.2 cubic feet per second.

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

4. The point of diversion of said water is SW 1/4, Sec. 25, T3N-R4W., B.M.

5. The place where said water is used is SW 1/4, Sec. 25, T3N-R4W., B.M.

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

5/2/53

24075

State Reclamation Engineer

Will make copy.

STATE OF IDAHO

IDAHO LAND & RECLAMATION SERVICE
P. O. Box 2161 BOISE, IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

RE: Permit No. G-24075

RECEIVED
JAN 22 1959
Department of Reclamation

Date January 1, 1959

Lynn J. Prohaska
1912 Willow Street
Caldwell, Idaho

Dear Sir:

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-24075 are due not later than March 23, 1959.

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

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

At the time we send the notice to the newspaper will 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 NOTE: Copy of this Notice, Forms 36 and 11 sent to:
Harley M. McDowell
Box 2161
Boise, Idaho

H 24075

March 11, 1958

Re: Permit No. G-24075
Lynn J. Prohaska

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

Dear Mr. McDowell:

Enclosed is the extension of time for proofs of completion of works and application of water to beneficial use under the terms of permit No. G-24075 to March 23, 1959. This was approved by the State Reclamation Engineer and recorded in the Department of Reclamation in Book 85 of Permits at Page 24075 and should now be attached to the original permit to which it refers and of which it becomes an extended limitation.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR:nls
Enc.

24075

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

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

WHEREAS, Permit No. G-24075, in the name of LYNN J. PROHASKA Assignee of Ralph Wayne Hawkins, requires proofs of completion of works and beneficial use to be made on or before May 12, 1958; and,

WHEREAS, applicant was prevented from proceeding with construction pending allowance of Desert Land Entry, which was not allowed until March 23, 1954;

NOW, THEREFORE, an Extension of Time is allowed for Completion of Works and Beneficial Use Proofs on Permit No. G-24075 to March 23, 1959, or the length of time applicant was prevented from proceeding pending allowance of his Desert Land Entry and a similar extension is allowed for every other act required under the terms and conditions of Permit No. G-24075.

Signed at Boise, Idaho, this 11th day of March, 1958.

MARK R. KULP
State Reclamation Engineer

J 24075

RECEIVED
MAR 10 1958
March 7, 1958 Department of Reclamation

Mr. Mark R. Kulp
State Reclamation Engineer
State House
Boise, Idaho

Re: Water Permit G-24075

Dear Sir:

With regard to the above water permit, please be advised that this was applied for in connection with my desert land entry, Idaho Serial #04208 which was not allowed in the Land Office until March 23, 1954.

I hereby respectfully request than an extension of time be granted allowing five years from the date of allowance of until March 23, 1959.

Very truly yours,

Lynn J. Prohaska
1912 Willow Street
Caldwell, Idaho

By Harley M. McDowell
Harley M. McDowell, Agent

24075

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.

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

RE: Permit No. G-21,075

Date March 1, 1958

Lynn J. Prohaska
1912 Willow Street
Caldwell, Idaho

Dear Sir:

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-21,075 are due not later than May 12, 1958.

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 with the county.

We enclose Form 36, in duplicate, which is to be filled out and returned to this department at least forty (40) days before the above 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 on, for what purpose it is used, the point or points of diversion and the location of use or the lands which are irrigated--all by legal land description.

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

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

Very truly yours,

MARK R. KULP
State Reclamation Engineer

Enclosures

P.S. A copy of this Notice and the Forms are being mailed to:-
 Hedley H. McDowell
 P.O. Box 2161
 Boise, Idaho

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

RE: Permit No. 0-24075

Date March 1, 1958

Lynn J. Prohaska
1912 Willow Street
Caldwell, Idaho

Dear Sir:

The date for proofs of completion of works and application of water to beneficial use, as set out under the terms of Permit No. 0-24075 are due not later than May 12, 1958.

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 with the county.

We enclose Form 36, in duplicate, which is to be filled out and returned to this department at least forty (40) days before the above 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 on, for what purpose it is used, the point or points of diversion and the location of use or the lands which are irrigated--all by legal land description.

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

MARK R. KULP
State Reclamation Engineer

Enclosures

P.S. A copy of this Notice and the Forms are being mailed to:-
Harley M. McDowell
P.O. Box 2161
Boise, Idaho

24075

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION

Box 893
Caldwell, Idaho

RECEIVED
MAY 10 1957
Department of Reclamation

May 9, 1957

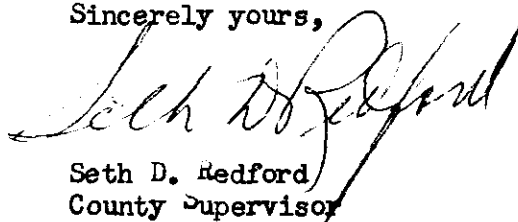
Mark R. Kulp
State Reclamation Engineer
Statehouse
Boise, Idaho

Dear Mr. Kulp:

The Farmers Home Administration has made a loan to Desert Land Entryman Lynn J. Prohaska whose Notice of Allowance is Serial No. Idaho 04208. Mr. Prohaska is developing underground water under Application for Permit No. G 31855, Permit No. G 24075.

We are enclosing a copy of our mortgage for your files so that we may be notified if there is any change in the status of the application. Thank you.

Sincerely yours,


Seth D. Redford
County Supervisor

24075

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION

REAL ESTATE MORTGAGE BY DESERT LAND ENTRYMAN

IDAHO

RECEIVED
MAY 16 1957

Department of Reclamation

1. THIS MORTGAGE, Made this 1st day of March, 1957, by LYNN J. PROHASKA, being in possession of and claiming ~~the~~ land herein described as entryman under the Desert Land Laws of the United States, under Entry Serial No. Idaho 04208, and NINA L. PROHASKA, his wife, of Caldwell, County of Canyon, State of Idaho, (hereinafter together called the Mortgagor), is given to the United States of America acting through the Administrator of the Farmers Home Administration (hereinafter called the Mortgagee) pursuant to the provisions of 16 U.S.C. 590r - x, known as the Water Facilities Act, in consideration of, and to secure the payment of the sum of NINETY-NINE HUNDRED AND NO/100 DOLLARS (\$9900.00), the amount of unpaid principal remaining upon a loan made to the Mortgagor, which debt is evidenced by a promissory note given by Mortgagor, now held by Mortgagee, as payee, in addition to interest on such note as therein provided and also secured hereby, said note being dated March 1, 1957, 1957, in the principal amount of \$9900.00, with the last installment due March 1, 1972, and any first and successive extensions or renewals, ~~in~~ whole or in part, of any or all of such promissory notes, or of any other obligations secured hereby, including interest thereon.

2. The Mortgagor hereby grants, bargains, sells and conveys unto the Mortgagee any and all interest he may now or hereafter have or acquire in the following described real property, situated in the County of Canyon, State of Idaho, to-wit:

The North Half of the Northwest Quarter ($N\frac{1}{2}NW\frac{1}{4}$) and the West Half of the Northeast Quarter ($W\frac{1}{2}NE\frac{1}{4}$), all in SECTION TWENTY-FIVE (25), Township Three (3) North, Range Four (4) West of the Boise Meridian;

Together with all water and water rights, ditches and ditch rights used thereon or appurtenant thereto, including, but not limited to, rights to underground water produced, and to be produced, from wells located, and to be located, upon the mortgaged premises, especially under Application for Permit No. G. 31855, Permit No. G. 24075, approved by the Idaho State Reclamation Engineer on May 12, 1953.

Subject to the exceptions and reservations to be contained in patents from the United States.

Subject to existing easements for roads, highways, ditches, canals, laterals and power and transmission lines, if any.

24075

together with all rents thereof, buildings, improvements, water and water rights, personal property, and appurtenances thereunto belonging now or hereafter attached to or reasonably necessary to the use of the real property herein described, all of which property is sometimes hereinafter designated as the "said property".

TO HAVE AND TO HOLD the said property unto the Mortgagee and its assigns forever.

3. THE MORTGAGOR covenants and agrees that

(a) He is lawfully in possession of said land under a certificate of Allowance of a Desert Land Entry for unpatented public land; that he will warrant and defend said property against the lawful claims of all persons except the United States; and that said property is free from all encumbrances except the retained interest of the United States and except the following described liens:

NONE

(b) He will promptly meet, comply with and fulfill all charges, conditions, terms, obligations and requirements placed upon him by the Bureau of Land Management of the Department of the Interior, for the satisfaction of all reclamation and desert land entry final proof requirements; that he will complete all reclamation and final proof requirements in the shortest possible time and that he will make final proof without undue delay;

(c) He will record the patent conveying said property, immediately after its receipt and at his own expense, in the Office of the County Recorder in the county in which said property is situated;

(d) He will pay, before the same shall become delinquent, all taxes, fees, assessments, liens, charges and encumbrances which affect the said property, this mortgage, or the indebtedness secured hereby;

(e) He will immediately upon the execution of this mortgage provide and deliver to the Mortgagee, and thereafter maintain, fire insurance policies and such other insurance policies as the Mortgagee may require upon the said property, which policies shall be satisfactory to and shall be for the benefit of the Mortgagee as its interest may appear; and any proceeds collected under such insurance policies, at the option of the Mortgagee, shall be used by the Mortgagor under the direction of the Mortgagee for the replacement or repair of any part of the said property which may be damaged or destroyed;

(f) He will commit or suffer no waste on the said property, will maintain the same in good repair, will promptly make such repairs thereof as the Mortgagee may require and will permit the Mortgagee's agents or representatives to inspect the said property at any time;

(g) He will promptly comply with all laws, ordinances and regulations affecting the said property or its use;

(h) He hereby waives the benefits of all state homestead, dower, exemption, valuation, appraisal, stay and moratorium laws, present or future, and also the right of possession of the said property during the period of redemption.

4. PROVIDED, NEVERTHELESS, that these presents are upon the express condition that if the Mortgagor shall pay unto the Mortgagee all amounts hereby secured, and shall fully perform all of the terms, covenants, agreements and conditions of this mortgage, then this conveyance shall be void, otherwise to remain in full force and effect.

5. BUT IF DEFAULT BE MADE in the payment of any debt secured hereby, or of any installment of principal or interest thereon, or if the Mortgagor

24075

should fail to repay promptly any and all advances made by the Mortgagee to or for the Mortgagor, or if the Mortgagor should fail, within the time allowed, to complete his reclamation requirements, or if the Mortgagor should fail to comply with any of his covenants or agreements, including the payment of any other fees, assessments charges or taxes against said property, or if the Mortgagor should be adjudicated a bankrupt or take advantage of any state or federal insolvency law, or if the Mortgagor, or either of them, should die or become incompetent, or if any of the said property should be encumbered, transferred, abandoned, attached or levied upon, or if the Mortgagee should deem himself insecure, the Mortgagee may at its option exercise any or all of the remedies hereafter specified:

(a) The Mortgagee may perform any such defaulted covenants to such extent as the Mortgagee shall determine and may advance such moneys as the Mortgagee shall deem necessary to spend for any such purpose, and all expenditures together with interest thereon so made or incurred by the Mortgagee shall become immediately due and payable and shall be secured by this mortgage;

(b) The Mortgagee may declare the whole of the indebtedness secured hereby immediately due and payable and may foreclose in any manner provided by law;

6. IT IS FURTHER AGREED THAT:

(a) The word "Mortgagor" shall be construed to include the heirs, successors, administrators, executors, assigns, agents and principals of the Mortgagor, or either of them. The word "Mortgagee" shall be construed to include the assigns and agents of the Mortgagee.

(b) All rights, privileges, benefits, options and powers conferred herein on the Mortgagee may be exercised on behalf of the United States of America by the Secretary of Agriculture or his duly authorized representatives, or by the head of any other agency of the Federal Government that may from time to time be vested with authority over this contract or his duly authorized representatives.

7. The invalidity of any one or more phrases, clauses, sentences, paragraphs or provisions shall not affect the remaining portions of this mortgage.

8. The mortgagor covenants and agrees that he will perform and complete all of the action necessary and fulfill all of the conditions required to perfect his rights to appropriate water under Application No. G. 31855, Permit No. G. 24075, approved by the State Reclamation Engineer of the State of Idaho, under date of May 12, 1953, and the Mortgagor agrees that he will not transfer the waters appropriated under the foregoing permit nor will he utilize the waters developed pursuant thereto on any lands not described in this mortgage. In the event of Mortgagor's failure to perfect the water rights under said permit, the Mortgagee shall have the right to complete such action as may be required by law and the Idaho State Reclamation Engineer and the Mortgagee may make the necessary final proof to secure a Certificate of Appropriation, in which event all expenses and costs incident to such proof shall become a part of the indebtedness secured by this mortgage.

IN WITNESS WHEREOF, the said Mortgagors have hereunto set their hands and seals the day and year in this instrument first above written.

2602 South Indians, Caldwell, Idaho
(Mail Address)

2602 South Indians, Caldwell, Idaho

Lynn J. Prohaska (SEAL)
Lynn J. Prohaska (Husband)
Nina L. Prohaska (SEAL)
Nina L. Prohaska (Wife)

ACKNOWLEDGMENT

STATE OF IDAHO)
COUNTY OF CANYON) ss:

On this 14th day of March, in the year 1957, before me, a Notary Public in and for said County and State, personally appeared LYNN J. PROHASKA and NINA L. PROHASKA, his wife, known to me (or proved to me on the oath of James B. Davis) to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

(SEAL)

James B. Davis
Notary Public in and for the State of
Idaho. Residing at Caldwell, Idaho

My commission expires: 12/22/58

24075

STATE OF IDAHO
COUNTY OF CANYON) SS

441859

FILED FOR RECORD IN THE OFFICE OF THE COUNTY RECORDER
OF CANYON COUNTY, IDAHO, MARCH 5 1957

S S FOOTE EX-OFFICIO COUNTY RECORDER

24075

October 3, 1956

RE: Permit No. G-24075

Mr. Harley M. McDowell
519 Idaho Building
Boise, Idaho

Dear Mr. McDowell:

We enclose Application for Amendment to the point of diversion in Permit No. G-24075 of Lynn J. Prohaska which has been approved by the State Reclamation Engineer and recorded in this department.

This Approval should be attached to the original permit of which it now forms a part.

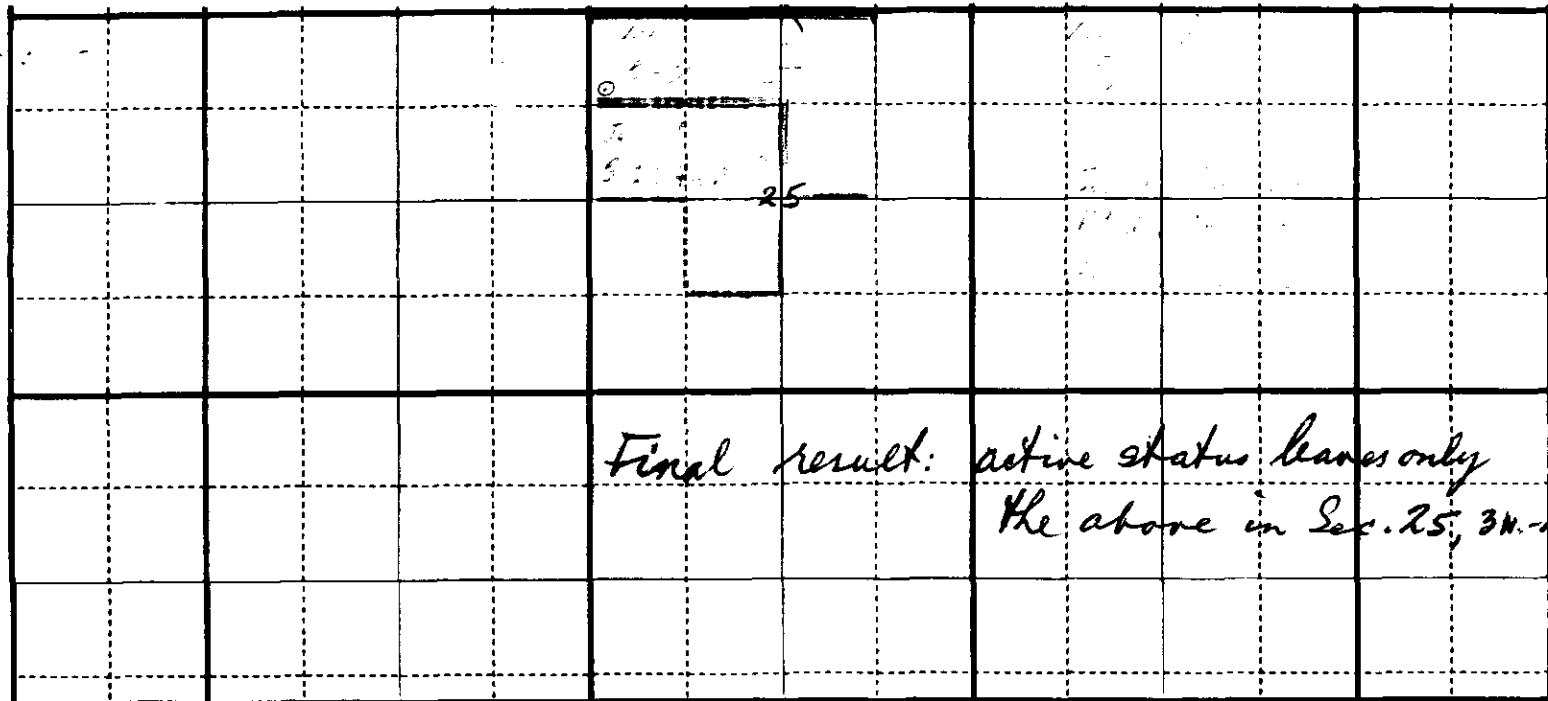
Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

R:hll
Enc.

24075



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

24075

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Family Reunion

824075

RECEIVED
SEP 21 1956
Department of Reclamation

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. G-24075

Comes now Lynn J. Prohaska 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-24075.

That the point of diversion is described in said permit as being
located NW 1/4, Section 25, T 3 N - R 4 W., B.M.
NE 1/4 NW 1/4

That he now requests that the point of diversion be changed to a
point located SW 1/4, Section 25, T 3 N - R 4 W., B.M.
SW 1/4 NE 1/4

That his reasons for desiring to make such change are as follows:

This is a more feasible well site.
This is a more feasible well site.

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

Signed at Caldwell, Idaho, this 19 day of September 1956

Lynn J. Prohaska
Lynn J. Prohaska

Date of receipt at Department of Reclamation September 21, 1956

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-24075. 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.

Mark R. Kulp
State Reclamation Engineer

G-24075

✓
July 9, 1954

RE: Permit No. 24075

Mr. Harley M. McDowell
519 Idaho Building
Boise, Idaho

Dear Mr. McDowell:

We return the assignment of Permit No. 24075 from Ralph Wayne Hawkins and wife to Lynn J. Prohaska, which has been recorded in this department.

We also enclose departmental receipt No. 26755 for the fifty cents recording fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll
Enc.

24075

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

Idaho District Land Office

P. O. Box 2237

Boise, Idaho
(PLACE)

MAR 31 1954

Department of Reclamation

March 23, 1954
(DATE)

NOTICE OF ALLOWANCE

Ralph Wayne Hawkins

Ralph Wayne Hawkins,

Route #1,

Meridian, Idaho

Sir:

Your Desert Land Entry, Serial No. Idaho 04208
Desert Land Entry (Kind of application or entry)

Receipt No. 6300, for the N $\frac{1}{2}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$
6300 the NW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$

Section 25

Township 3 N., Range 4 W. Boise Meridian, (

containing 160 acres, has this day been allowed, subject to

your further compliance with law and regulations applicable thereto.

In correspondence relating to this entry, always refer to the serial number.

The above entry is allowed subject to any existing

rights-of-way and to any valid existing rights.

G-24075

Very respectfully,

Paul A. Shepard

Manager

cc: BLM, Boise, Idaho
State Recl., Engr., Boise, Idaho

G24075

May 25, 1953

RE: Permit No. G-24075

Mr. Harley M. McDowell
Idaho Building
Boise, Idaho

Dear Mr. McDowell:

We enclose Permit No. G-24075 in the name of Ralph Wayne Hawkins and direct his attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose two copies of this permit, one of which has been certified, to be used in connection with his desert entry filed in the Idaho Land & Survey Office.

We also enclose departmental receipt No. 25876 for \$7.75, which includes \$5.75 filing fee and \$2.00 for the additional copies.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

fg
Enc.

24075

NAME OF APPLICANT..... Ralph Wayne Hawkins

Form No. 0

T 3 N - R 4 W
Section 25

wey

Permit Map No. 9.24075
As Approved
MAY 12 1953
MARK R. KULP
State Reclamation Engineer

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

24075

— LEGAL NOTICE —

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

Notice is hereby given that at 10:30 A.M., on the 27th day of February, 1959, at Boise, County of Ada, State of Idaho, before Harley M. McDowell, Notary Public, at 618 Idaho Bldg., Boise, Idaho, proof will be submitted of the completion of works for the diversion of 3.2 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. G-24075 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 Lynn Prohaska, 2009 E. Linden, 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 3.2 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 3.2 cubic feet per second.

4. The point of diversion of said water is SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 25, T3N-R4W., B.M.

5. The place where said water is used is SW $\frac{1}{4}$ NE $\frac{1}{4}$ N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 25, T3N-R4W., B.M.

6. The date of priority which said user is prepared to establish is 5-1-53.

GEO. N. CARTER,
State Reclamation Engineer
Publish Feb. 5, 12, 19, 26, 1959