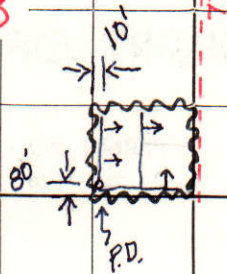


R-3W.

T.
3
N.

3



Sub-divisions = one

Area = 40 acres

Q = 40 inches.

Affidavit of Publication

STATE OF IDAHO,

County of Canyon

ss.

Virgil Grey
Foreman

, being first duly sworn, deposes and says;

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

NOTICE OF PROOF OF COMPLETION OF WORKS and APPLICATION OF WATER TO BENEFICIAL USE
Notice is hereby given that at 10:00 a.m., on the 30th day of March, 1955, at Caldwell, County of Canyon, State of Idaho, before W. W. Moore a Notary Public, proof will be submitted of the completion of works for the diversion of 0.8 cubic foot per second of the waters of a well located in SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 3 Twp. 3 Rng 3 W.B.M. and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-23998 heretofore issued by the Department of Reclamation of the State of Idaho.
1. The name and postoffice address of the person or corporation holding said permit are James J. Korn, Rt. 3, 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, in accordance with the plans accompanying the application for such permit, is 0.8 cubic foot per second.
3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 0.8 cubic foot per second.
4. The place where said water is used is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec. 3 Twp. 3 Rng 3 W.B.M.
5. The date of priority which said user is prepared to establish is November 5, 1953.
MARK R. KULP 48
State Reclamation Engineer
No. 669—March 5-12-19-26

Saturday issue of The
News-Tribune for *40* consecutive weeks
beginning with the issue of *March 5*,
19 *55* and ending with the issue of *March*
26, 19 *55*

Virgil G. Grey
Subscribed and sworn to before me this *26*
day of *March*, 19 *55*

D23998

H. G. Bachman
Notary Public for Idaho
Residing at Caldwell, Idaho

Sub 81. R. 8 W.

3

well

S. Indiana Avenue

Permit Map No. 9-23998

As Approved

17/1953

MARK R. KULP

State Reclamation Engineer

State of Idaho
License and Certificate of Water Right

Water License No. G-23998

Amount 0.8 second foot

Water District No. _____

Priority April 6, 1953

THIS IS TO CERTIFY that **JAMES J. KORN**
of **Caldwell, Idaho**, made application for a permit to appropriate the
public waters of the State of Idaho, dated **April 6**, 19 **53**; that Permit No. **G-23998**
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.8 second foot, was issued thereunder on **July 6**, 19 **55**, showing that said works
were completed on the **23rd** day of **May**, 19 **55**; and that on the **23rd**
day of **May**, 19 **55**,

JAMES J. KORN
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
~~under the surface~~ (Subterranean flow), for the purpose of irrigation and domestic
use, under Use Permit No. **G-23998** 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
9 of Licenses at page **5512**, on the **6th** day of **July**, 19 **55**;

The right hereby confirmed dates from **April 6**, 19 **53**;

The Point of Diversion is located
in the **SE 1/4 SE 1/4**, Sec. **3**, Tp. **3 N.**, R. **3 W.**, B. M. Canyon County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed **0.8** cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
3 N.	3 W.	3	SE 1/4 SE 1/4	40	40

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
6th day of **July**, 19 **55**.

(SEAL)

MARK R. KILP
State Reclamation Engineer.

63 2936

APPLICATION FOR PERMIT To Appropriate the Subterranean Waters of The State of Idaho

Application No. G-31780
Permit No. G-23998
District No.

1. Name of Applicant: James J. Korn
Postoffice address: Rt. 3, Caldwell County: Canyon State: Idaho
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second. 0.8 or Idaho
Miners' inches 40 or gallons per minute.
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: drilled well
4. Location of point of diversion or well is in the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 3
Twp. 3 N , Rge. 3 W , B. M., County of Canyon
5. Water is to be used for: Domestic and 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: Well - Pump - ditches
8. Estimated cost of works: \$ 2,000.00
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 2 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:
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights. ✓
 - (b) (cubic feet per second, inches or gallons per minute) is for new lands.

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

Applicant.

Agent.

Corrected application received:

The number of this permit is G-23998
Recorded in Book 85 Page 23998 Approved Apr. 17, 1953

Witness my hand this 17th April 17, 1955 day of April, 1953

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 17th
day of April, 1953.

STATE OF IDAHO

By LEN JORDAN

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	
3 N	3 W	3	Permit No. G-23998 CERTIFICATE OF COMPLETION OF WORKS				40 a.
TO ALL WHOM IT MAY CONCERN: This is to certify that JAMES J. KORN of Caldwell, County of Canyon, and State of Idaho, the holder of Permit No. G-23998, issued upon Application No. G-31780 bearing date of priority of April 6, 1953, authorizing the diversion of 0.8 second foot of the waters of a well (subterranean flow) County of Canyon, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 0.8 second foot of the waters of said well; That the point of diversion of said waters is in the SE 1/4 SE 1/4 Section 3, Township 3 North, Range 3 West, B. M. , and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: SE 1/4 SE 1/4 Section 3, Township 3 North, Range 3 West, B.M. MARK R. KULP State Reclamation Engineer Witness my hand this 6th day of July, A. D. 1955. Proof of Completion of Works made May 23, 1955. Certificate of Completion of Works issued July 6, 1955. LICENSE ISSUED FOR 2.2 SEC. 1 P. 5512							

WATER RIGHT NUMBER 63-2936✓

OWNER LAST NAME - KORN✓

FIRST NAME - JAMES J✓

ORIG OWNER -

ADDRESS LINE 1 -

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - CALDWELL✓

STATE - ID✓ ZIP CODE - 83605✓

SOURCE - GROUNDWATER✓

TRIBUTARY OF -

STAGE - LICENSE✓

STATUS -

PRIORITY - 04-06-1953✓

COUNTY - CANYON✓

TCTAL DIV. RATE -

✓8000 -CFS

TOTAL DIV. VOLUME -

.00 AFA

TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - SESE 03 03N 03W LOT REDIV -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

FROM - TO -

USE - IRRIGATION✓

USE DIV. RATE -

✓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 03N✓RNG 03W✓SEC 03✓TRACT SESE✓LOT

AC 40✓

DECREE NAME -

DATE -

TOTAL ACRES

40✓

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 23998✓

PROOF MADE -

FLD EXAM -

COND. OF APPROVAL -

DIVERSION MEANS -

VERIFIED J G
5/13/85

IDENT. NO. 63-2936

ID A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT DATA ENTRY LOG

[illegible]

✓
July 6, 1955

RE: Permit No. G-23998

Mr. James J. Korn
Route 3
Caldwell, Idaho

Dear Mr. Korn:

We enclose Certificate of Completion of Works also License and Certificate of Water Right issued under Permit No. G-23998 confirming your right to the use of 0.8 second foot or forty inches of water from a well in the SE¹/₄ SE¹/₄ Section 3, Township 3 North, Range 3 West, B.M. with priority of April 6, 1953 for irrigation and domestic use on the same subdivision.

We also enclose departmental receipt No. 27422 for \$7.00 which includes \$5.00 for Certificate of Completion of Works and \$2.00 License fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hl1
Enc.

23998

✓
June 29, 1955

RE: Permit No. G-23998

Mr. James J. Korn
Route 3
Caldwell, Idaho

Dear Mr. Korn:

We now have on file the report of our field engineer on examination for completion of works and beneficial use on your Permit No. G-23998.

A Certificate of Completion of Works and License can, therefore, be issued for 0.8 of a second foot or 40 inches of water from your well in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 3, Township 3 North, Range 3 West, B.M. for use on the same subdivision.

The statutory fees amount to \$5.00 for completion of works and \$2.00 License fee or a total of \$7.00.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

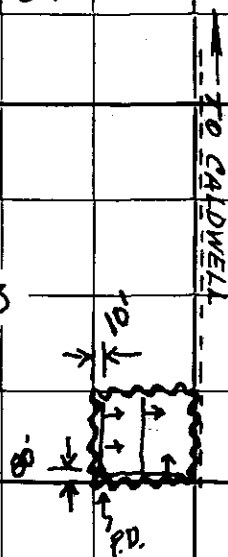
A:hll

23998

R-3W.

T.
3
N.

3



Sub-divisions = one

Area = 40 acres

Q = 40 inches.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-23998

REPORT ON PROOF OF Completion of works & Beneficial use

JAMES J. KORN, Route 3, Caldwell, Idaho

app. 0.8 cfs

*.8 cfs
max*

40 acres

Whice meter 17889605
1 ph. 240v. 60 cycle,

sq. D safety switch

Whomse line starts

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 24 1955

Department of Reclamation

James J. Korn
Rte. 3, Caldwell, Idaho

Permit No. G-23998

Examination for Completion of works
and Beneficial use

County Canyon

3-3N.-3W.

Q = 0.8 c.f.s.

Q = Well.

P.D. = SE. SE. Sec. 3, T. 3N. - R. 3W.

Use = Domestic Irrigation

T = 57 1/2° F.

Priority = April 6, 1953
Due =

F. Moore Shp. 1 ph.
#532476 220V.

F. M. Cent. pump.
4' x 5"

Well = 72" x 10"
c'd to bottom

h = 12' dd to 18'

Pit 4 1/2" w x 6' l x 8' h.

Solid wood cover
shed type slightly above
ground level

Average lift 16' est.

3 m. 48 sec = 300 cf

180
258 sec. 63"

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

Permit No. G-23998

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

1. Name of applicant James J. Korn, Route 3, Caldwell, Idaho
2. Source of water supply: Subterranean from a well
3. Location of point of diversion: Is in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 3
T. 3 N. R. 3 W. County of Canyon
4. Describe works as they exist, giving dimensions and capacities of same: Well is 72' deep by 10" diameter cased to bottom. H=12'. Draw down is 6'. Total lift estimated at 16' to 18'. Fairbanks Morse 5-hp, single phase motor, Serial No. 532476. Fairbanks Morse Centrifugal Pump size 4" by 5". Delivery to the West through 6" pipe into an open ditch. Water was measured through a Sparling Meter. Delivery was 63".

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):

SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 3, Twp. 3 North, Range 3 West, B. M.

See the map.

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

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

Remarks: Crops are Hay and Grain

This is supplemental water

This examination was made on the 24th day of June, 1955

(Signed) E. H. Humphrey Examiner.

23998

May 25, 1955

RE: Permit No. G-23928

Mr. James J. Korn
Route # 3
Caldwell, Idaho

Dear Mr. Korn:

We acknowledge receipt of the depositions of yourself and two witnesses also Affidavit of Mr. W. W. Moore, Notary Public. These together with the Affidavit of Publication previously sent us completes your proof of Completion of Works and Beneficial Use on Permit No. G-23928.

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

We cannot say just when this examination will be made, but our field engineer will contact you at the time he makes the examination in order that you may arrange to show him over the ground.

Meanwhile, we enclose your receipted bill for cost of Publication which you will doubtless wish to keep in your own files.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:cu
Enc.

23998

Pioneer Irrigation District

BOX 426
CALDWELL, IDAHO

DIRECTORS:
EARL HORTON
WAYNE NAUGLE
JOHN TURNER

W. W. MOORE, SEC. - TREAS.
J. O. BAUM, SUPT.

***** A F F I D A V I T*****

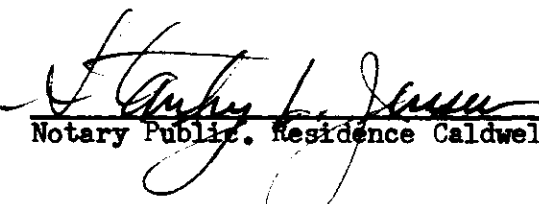
I, W.W. Moore Notary Public in and for the State of Idaho, with residence at Nampa, Idaho do hereby swear that my office was open on March 30th, 1955, the date set for proof of Completion of Works and Beneficial Use of Permit # G-23998 issued to James J. Korn. Also that no one appeared on that date or any other date to file any protest to said Permit. And that the taking of Proof was postponed until this date.

Signed this 23rd, day of May, 1955.


W.W. Moore

State of Idaho)
) SS
County of Canyon)

On this 23rd day of May, 1955 personally appeared W.W. Moore before me, and acknowledged to me that he signed the above Affidavit.


Notary Public. Residence Caldwell, Idaho

23998

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
MAY 25 1955
Department of Reclamation

Permit No. G-23998

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. James J. Korn, RR # 3, Caldwell, Idaho. Farmer.

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

Ans. No

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

Ans. 23998 April 17th, 1955. June 17th, 1953

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

Ans. Well located on SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 3 Twp. 3 N Range 3W.B.M.

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

Ans. Well is 72 feet deep. Casing is 10 inch and is 70 feet in depth. Water is within 11 feet of the surface. Pump throws 60 inches.

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 and Domestic. Will be used on SE $\frac{1}{4}$ S E $\frac{1}{4}$ of Sec. 3, Twp. 3 N., Rang. 3 W.B.M.

23998

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

Ans. No

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

Ans. 1 inch per acre.

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. _____

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

Ans. Approximately 60 inches of water has been pumped from this well
during the last 3 years and 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. There is about 20 inches of water on the average delivered for
this ground from the irrigation system of the Pioneer Irrigation District.

(Sign) _____

James J. Horn

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

State of Idaho, on this 23rd day of May, A. D. 19 55,

W. W. Moore
W.W. Moore Notary Public

My commission expires 11-3-1957

23998

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-23998

**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. Jake Schilling. Age 75. Caldwell, Idaho RR# 3. Farmer

Ques. 2. Are you acquainted with James J. Korn, the holder of Permit No. G-23998? How long have you known him and where does he reside?

Ans. 5 years. On farm South of Caldwell, Idaho

Ques. 3. Have you read or heard read said Permit No. G-23998, 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. Well located on SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 3 Twp. 3 N., Rng. 3 W.B.M.

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. One second foot.

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. Approximately 60 inches. Thru a well.

#23998

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 on SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 3, Twp. 3 N. Rng. 3, W.B.M.

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

Ans.

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. one-inch-per-acre

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 watched Mr. Korn irrigate this land from this pump for the last three years.

(Signed) Jake Spilling

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Caldwell, Idaho, County of Canyon, State of Idaho, on this 23rd day of May, A. D. 1955.

H. H. Moore

Notary Public.

My commission expires 11-3-1957

2 3998

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

Permit No. G-23998

**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. Joseph Apland. Age 62. Caldwell, Idaho RR # 4. Farmer

Ques. 2. Are you acquainted with James J. Korn, the holder of Permit No. G-23998? How long have you known him and where does he reside?

Ans. 12 years. Caldwell, Idaho on farm.

Ques. 3. Have you read or heard read said Permit No. G-23998, 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. Well. Irrigation 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. 1 second foot.

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. Approximately 60 inches. Measured thru a weir.

J 23998

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 on SE¹/₄ SE¹/₄ Sec. 3, Twp. 3 N, Rng. 3 W.B.M.

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

Ans.

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. One inch per acre

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. Mr. Korn has been using this well for about three years
to irrigate this place.

(Signed)

Joseph Ireland

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Caldwell, Idaho, County of Canyon, State of Idaho, on this 23rd day of May, A. D. 1955.

H. H. Moore

Notary Public.

My commission expires 11-3-1957

23998

✓
May 17, 1955

RE: Permit No. G-23998

Mr. James J. Korn
Route # 3
Caldwell, Idaho

Dear Mr. Korn:

Your letter of May 14 reached us this morning and we are very sorry that we overlooked sending you the forms of deposition to be executed by yourself and two witnesses in proof of Completion of Works and Beneficial Use on your Permit No. G-23998.

The Forms of deposition are enclosed herewith.

Also since the notice stated that these proofs were to be made on March 30 and of course can not be made until a later date the depositions should be accompanied by an Affidavit from Mr. W. W. Moore, Notary Public, stating that his Office was open on March 30, 1955, the date set for proofs, that no Protests were filed (if such was the case) and that the taking of the proofs was postponed until a later date.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:ou
Enc.

23998

May 14 - 55

Mr. Mark R. Kulp
State Reclamation Engineer
Boise Idaho

Dear Sir:

In regards to Permit No. G-23998
I as yet have not received any necessary
form of Deposition to be executed by myself
and two witnesses in making this proof.
I am also enclosing the Affidavit of
Publication which has already been published.
Please let me know what ~~provisions~~
to take in completing this proof.
Also please return Affidavit of Publication.

Very truly yours
James L. Horn
B.H.#3 Caldwell, Idaho

G23998

Affidavit of Publication

STATE OF IDAHO,

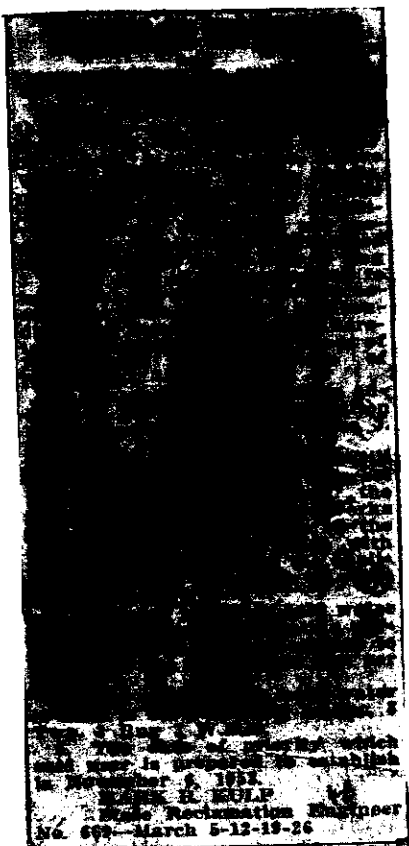
County of Canyon

ss.

Virgil Hey
Foreman

, being first duly sworn, deposes and says;

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



Saturday issue of The
News-Tribune for *4* consecutive weeks
beginning with the issue of *March 5*,
19 *55* and ending with the issue of *March*
26, 19 *55*

Virgil S. Hey
Subscribed and sworn to before me this *26*
day of *March*, 19 *55*

H. G. Carhane

Notary Public for Idaho
Residing at Caldwell, Idaho

23998

THE
SERVING IDAHO'S
NEWS
FARM MARKET
TRIBUNE
SINCE 1883

BOX 491 - PH. 9-4611

CALDWELL, IDAHO

923998

March 2, 1955

RECEIVED
MAR 3 1955
Department of Reclamation

Mark R. Culp, State Reclamation Engineer,
Department of Reclamation,
State of Idaho
Boise, Idaho

Dear Sir:

We are in receipt of legal Permit No. G-23998,
for James J. Korn to be published four consecutive
weeks prior to March 30, 1955.

This legal will be published March 5, 12, 19
and 26.

Very truly yours,

THE NEWS-TRIBUNE

By H. G. Cochran

923998

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Re: Permit No. G-23998

Date: March 1, 1955

Caldwell News-Tribune

Caldwell, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to March 30, 1955 the date set for proof, the expense of the publication to be paid by the applicant, James J. Korn of Route 3 Caldwell, Idaho, to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice, and furnish this office with a copy of the first publication, in order that we may check same.

Very truly yours,

MARK R. KULP

State Reclamation Engineer
By

Chief Clerk

23998

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

Notice is hereby given that at 10:00 A.M., on the 30th day of March, 19 55, at Caldwell, County of Canyon, State of Idaho, before W.W. Moore a Notary Public, proof will be submitted of the completion of works for the diversion of ~~35,000~~ 0.8 cubic feet per second of the waters of ~~a well located in SE 1/4 of Sec. 3 Twp. 3 Rng 3 W.B.M.~~ of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No.

~~0-23998~~ heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are James J. Korn, RR # 3, 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, in accordance with the plans accompanying the application for such permit, is ~~35,000~~ 0.8 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 ~~35,000~~ 0.8 cubic feet per second.

4. The place where said water is used is SE 1/4 of SE 1/4 of Sec. 3 Twp. 3 Rng 3 W.B.M.

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

November 6, 1953
~~May 1953~~

23998

MARK R. KULP

State Reclamation Engineer

✓
February 12, 1955

RE: Permit No. G-23998

Mr. James J. Korn
Route # 3
Caldwell, Idaho

Dear Mr. Korn:

We are in receipt of duplicate notice for proof of Completion of Works and Beneficial Use on your Permit No. G-23998 to be made March 30, 1955, and authorization to publish in the Caldwell News Tribune.

We note that you have made this out for 1.2 second foot of 60 inches whereas the Permit is for only 0.8 second foot or 40 inches.

We shall change the notice accordingly and shall send a copy to the Caldwell News Tribune with instructions to publish once a week for four weeks prior to March 30, 1955, and to send you the Affidavit of Publication together with statement of costs.

We shall also send you the necessary forms of deposition to be executed by yourself and two witnesses in making these proofs.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

By

Chief Clerk

A:eu

23998

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) February 10th, 1955

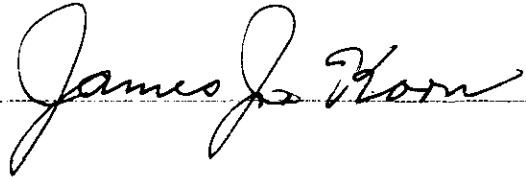
(P. O.) RR # 3, Caldwell, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

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



(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well-known and competent engineer.)

I hereby certify that the facts set forth in the attached notice are true.

Engineer.

23998

RE: Permit No. G-23998

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

Boise, Idaho
February 1, 1955

Mr. James J. Kern
Route 3
Caldwell, Idaho

Dear Sir:

We enclose herewith blank notice for proof of completion of works and application of water to beneficial use under your Permit No. G-23998. This notice should be filled out in duplicate and returned to this office at least 40 days before the date upon which you wish to make this proof, in order to allow time for the four weeks' publication required by law.

This proof must be submitted before a Notary Public or other officer authorized by law to administer oaths.

The date for proof, as set out in your permit, is not later than April 17, 1955.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

23998

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

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

B O I S E

Permit No. G-23998

Date April 30, 1953

We enclose herewith the above numbered permit. BE SURE AND
NOTE LIMITATIONS AND CONDITIONS OF SAME as given under approval of the
State Reclamation Engineer, on the fourth page.

MARK R. KULP
State Reclamation Engineer

Mr. James J. Korn
Route #3
Caldwell, Idaho

Enc; Receipt No. 25770 for the \$5.00 filing fee.

23998

7up 8 N. R. 8 W.

3

well

S. Indiana Avenue

Permit Map No. 9-23998

As Approved
April 7 1953

MARK R. KELLER

Registration Engineer

**NOTICE OF PROOF OF
COMPLETION OF WORKS
AND
APPLICATION OF WATER TO
BENEFICIAL USE**

Notice is hereby given that at 10:00 a.m., on the 30th day of March, 1955, at Caldwell, County of Canyon, State of Idaho, before W. W. Moore a Notary Public, proof will be submitted of the completion of works for the diversion of 0.8 cubic foot per second of the waters of a well located in SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 3 Twp. 3 Rng 3 W.B.M. and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-23998 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are James J. Korn, Rt. 3, 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, in accordance with the plans accompanying the application for such permit, is 0.8 cubic foot per second.
3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 0.8 cubic foot per second.
4. The place where said water is used is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec. 3

Twp. 3 Rng 3 W.B.M.

5. The date of priority which said user is prepared to establish is November 6, 1953.

MARK R. KULP
State Reclamation Engineer
No. 669—March 5-19-55