

7 20.70

STATE OF IDAHO, }
COUNTY OF ADA } ss.

Edith Ferguson, being duly sworn,
deposes and says: That she is the Principal Clerk of The Idaho
Daily Statesman, a daily newspaper printed and published at
Boise, Ada County, State of Idaho, and having a general circula-
tion therein and which said newspaper has been continuously
and uninterruptedly published in said County during a period of
twelve consecutive months prior to the first publication of the
notice, a copy of which is attached hereto; that said notice was
published in the regular Monday edition of The Idaho Daily
Statesman in conformity with Sec. 60-108, Idaho Code, for

four consecutive weekly insertions
beginning with the issue of February 24, 19 58,
and ending with the issue of March 17, 19 58.

Edith Ferguson, Principal Clerk

Subscribed and sworn to before me this 17th day of

March, 19 58.

Salaries Lowland
Notary Public for Idaho, Residing at Boise, Idaho.

NOTICE OF PROOF OF
COMPLETION OF WORKS
and
APPLICATION OF WATER
TO BENEFICIAL USE
Notice is hereby given that at 11
A.M., on the 29th day of March,
1958, at Boise, County of Ada, State
of Idaho, before Harley M. McDow-
ell Notary, at 619 Idaho Bldg., proof
will be submitted of the completion
of works for the diversion of 4 cubic
feet per second of underground wa-
ters from a well, and of the applica-
tion to beneficial use of said water,
in accordance with the terms and
conditions of Permit No. G-23907
heretofore issued by the Department
of Reclamation of the State of Idaho.
1. The name and postoffice address
of the persons holding said permit
are D. & C. Farms by R. E. Collard,
3309 Kootenai, Boise, 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
4 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 4 cubic feet per second.
4. The point of diversion of said
water is SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 33., T. 3 N.,
Rge. 3 E. B. M.
5. The place where said water is
used is N $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32;
S $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 33, T. 3 N., R. 3 E.,
NW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 4, T. 2 N.,
R. 3 E. B. M.
6. The date of priority which said
user is prepared to establish is
March 16, 1953.
MARK R. KULP,
State Reclamation Engineer.
4t-Feb. 24; March 2, 10, 17.



23907

T 3 N
R 3 ET 2 N
R 3 E

Section 32

Section 33

Section 5

Section 4

Permit Map No. 23907

As Approved

MAR 27 1953

MARK R. KULP

State Reclamation Engineer

State of Idaho

License and Certificate of Water Right

Water License No. G-23907Amount 1.0 c.f.s.

Water District No. _____

Priority March 16, 1953

THIS IS TO CERTIFY that **R. E. COLLARD - Assignee - SURPRISE VALLEY FARMS**
of **Boise, Idaho**, made application for a permit to appropriate the
public waters of the State of Idaho, dated **March 16**, 19 **53**; that Permit No. **G-23907**
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.0 second feet, was issued thereunder on **May 18**, 19 **60**, showing that said works
were completed on the **29** day of **March**, 19 **58**; and that on the **29**
day of **March**, 19 **58**,

R. E. COLLARD - Assignee - SURPRISE VALLEY FARMS

of **Boise**, 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-23907** 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 **6894**, on the **18** day of **May**, 19 **60**;

The right hereby confirmed dates from **March 16**, 19 **53**;

The Point of Diversion is located

in the **SE 1/4 SW 1/4**, Sec. **33**, Twp. **3 N**, R. **3 E.**, B. M. **Ada** 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.	3 E.	32	SW 1/4 NE 1/4		15
			NE 1/4 SE 1/4	30	15
			NW 1/4 SE 1/4	35	10
		33	SE 1/4 SE 1/4	40	2
			SE 1/4 SW 1/4	20	2
			SW 1/4 SW 1/4	25	20
			Total number of acres to be irrigated:		64

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

18 day of **May**, 19 **60**.

GEO. N. CARTER

State Reclamation Engineer.

(SEAL)

689

State of Idaho

License and Certificate of Water Right

Water License No. 20937

Amount 2.9 c.f.s.

Water District No.

Priority Jan. 29, 1949

THIS IS TO CERTIFY that GILBERT HOSKINS - ARLENE HOSKINS, Executrix
of Pleasant Plain, Washington, made application for a permit to appropriate the
public waters of the State of Idaho, dated January 29, 1949; that Permit No. 20937
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
3.49 second feet, was issued thereunder on January 26, 1954, showing that said works
were completed on the 7th day of January, 1954; and that on the 30th
day of January, 1960,

ARLENE M. HOSKINS, Executrix - HARRY G. HOSKINS, Assignee
of Marsing, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of Snake River
, a tributary of Columbia River, for the purpose of irrigation and
domestic use, under Use Permit No. 20937 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 6893, on the 13 day of May, 1960;

The right hereby confirmed dates from January 29, 1949;

The Point of Diversion is located Lot 1
in the -- 1/4 -- 1/4, Sec. 26, Tp. 2 N., R. 4 W., B. M. Owyhee 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 2.9 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
2 N.	4 W.	23	SW 1/4 NW 1/4 (Lot 2)	52.5	40
			NW 1/4 SW 1/4 (Lot 3)	59.6	52
			SW 1/4 SW 1/4	40.0	10
		26	SE 1/4 SW 1/4 (Lot 4)	29.4	29
			NE 1/4 NW 1/4 (Lot 1)	32.8	14
			Total number of acres to be irrigated:		145

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place
of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

13 day of May, 1960.

GEO. N. CARTER

State Reclamation Engineer.

(SEAL)

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, No. G-23907

Comes now D. & C Farms, R. E. Collard, 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-23907, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

SW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32; S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 33, T. 3 N., R. 3 E., B. M., Idaho, making a total of 240 acres

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

Signed at Boise, Idaho this 6 day of May, 1960

D & C Farms
By R. E. Collard

Date of Receipt at office of Department of Reclamation: May 12, 1960

APPROVAL OF STATE RECLAMATION ENGINEER

I, GEO. N. CARTER, 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-23907. 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.

GEO. N. CARTER
State Reclamation Engineer

Recorded: May 17, 1960

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-23907 to Surprise Valley Farms, Box 1315, Boise, Idaho

D. & C Farms
BY:
R. E. Collard
Permit Holder

Ruth Collard
Wife of Permit Holder

STATE OF IDAHO)
) ss.
County of Ada)

On this 10th day of May, 1960, before me, a Notary Public for the State of Idaho, residing at Boise, Idaho, personally appeared R. E. COLLARD and RUTH COLLARD 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.

s/ FRANK W. MARTIN
Notary Public, residing at - -

(SEAL)
My Commission expires Feb. 6, 1963

Permit No. G-23907
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that R. E. COLLARD - Assignee - SURPRISE VALLEY FARMS of Boise, County of Ada, and State of Idaho, the holder of Permit No. G-23907, issued upon Application No. G-31688 bearing date of priority of March 16, 1953, authorizing the diversion of 4.0 second feet of waters of a well, County of Ada, 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 is SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 33, T. 3 N., R. 3 E., B. M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:

64 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32; S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 33, T. 3 N., R. 3 E., B. M.

Witness my hand this 18 day of March, A. D. 1960.

s/ GEO. N. CARTER
State Reclamation Engineer

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 31688
Permit No. G- 23907
District No.

D. H. C. Farms
P.O. Box 2722
Boise, Idaho

1. Name of Applicant: R. E. COLLARD
Postoffice address: Box 2722, Boise County: Ada State: Idaho
2. Quantity of water claimed: 200 Miners inches
 (a) Rate of withdrawal in cubic feet per second. 4.0 or Idaho assigned to Surprise Valley
 Miners' inches or gallons per minute. Farms
 (b) Annual withdrawal in acre feet per annum Box 1315 Boise Ida
3. Source of water supply: Subterranean to be raised by drilled well.
4. Location of point of diversion or well is in the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 33
 Twp. 3 N , Rge. 3 E , B.M., County of Ada
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: \$ 3,000
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: G23036 on T. 2 N -
 R 3 E Section 4 Lot 7, 3, 4
 (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.

This application is made to raise subterranean water for agricultural use on my deeded and leased land. Beneficial use of the water will be made through a surface system for agricultural production, on these lands.

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

R. E. COLLARD

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 2:30 p.m. March 16, 1953

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G-23907

Recorded in Book 85 Page 23907 Approved Mar. 27, 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 May 27, 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 September 27, 1955

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before March 27, 1955

Witness my hand this 27th day of March, 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 27th day of March, 1953.

Countersigned:

STATE OF IDAHO

(SEAL)

By IRA H. MASTERS

By LEN JORDAN

Governor

Secretary of State.

12.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3 N	3 E	32														30	35	40	105
2 N	3 E	4	10				20	20											50
3 N	3 E	33										25	20						45
Total Number of Acres to be Irrigated																			200
<u>A S S I G N M E N T</u>																			
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-23907 to D & C Farms, Inc. of Boise, Idaho. (PCB 2022)																			
			/s/ R. E. Collard Permit Holder																
			/s/ Ruth Collard Wife of Permit Holder																
State of Idaho)																			
County of Ada) ss.																			
Boise, Idaho, personally appeared R. E. Collard and Ruth Collard, his wife, known to me to be the persons whose names are subscribed to the within instrument, and duly acknowledge 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)																
			/s/ W. B. Bowler Notary Public, residing at Boise, Idaho																
My commission expires 10-1-57																			
Received and recorded in the Department of Reclamation January 2, 1957.																			

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))

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

AMENDED

AMENDED

TRANSFER NO. 4737
WATER RIGHT NO(S). 63-00161BN/63-02932

This is to certify that: **SURPRISE VALLEY PARTNERSHIP**
871 EAST PARKCENTER BLVD
BOISE ID 83706

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 63-00161BN:			
IRRIGATION	03/15 to 11/15	* 2.82 CFS	634.5 AF
Priority: 05/01/1866			
Right No. 63-02932 :			
IRRIGATION	03/15 to 11/15	1.00 CFS	14.0 AF
Priority: 03/16/1953			
TOTAL:		** 2.82 CFS	** 634.5 AF

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
Right No. 63-00161BN:	
BOISE RIVER	SNAKE RIVER
Right No. 63-02932 :	
GROUNDWATER	

LOCATION OF POINT(S) OF DIVERSION:

Right No. 63-00161BN: Lot 6(NWNE), Sec. 4, Township 02N, Range 03E

Right No. 63-02932 : SESW , Sec. 33, Township 03N, Range 03E
ADA County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02N	03E	4	Lot 7(NWNE) 11	Lot 3(NENW) 19	Lot 4(NWNW) 4	34
03N	03E	32	Lot 2(NWNE) 1	SWNE 29	Lot 1(SENE) 3	
			NENW 32	NWNW 4	SENE 16	
			NESE 35	NWSE 12	SESE 8	140
		33	NWSW 16	SWSW 35	SESW 21	72
				Total number of acres irrigated:	**	246

RECEIVED
MAY 15 1988

TRANSFER NO. 4737
WATER RIGHT NO(S). 63-00161BN/63-02932

CONDITIONS OF APPROVAL AND REMARKS

1. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.
2. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
5. Diversion under Right Nos. 63-00161BN and 63-02932 is subject to all prior water rights, and is subject to delivery by the watermaster of Water District No. 63, Boise River and tributaries.
6. The primary source of water for the irrigation of up to 141 acres of the Surprise Valley Development is to be provided from Boise River water via Water Right No. 63-00161BN. This water right is to be utilized to the maximum extent during periods when it is available for diversion. The water right holder shall develop and maintain operational storage in the amount of 4.0 to 6.0 acre-feet to enable this water right to be used to satisfy diurnal fluctuations in rate of flow demands.
7. The secondary source of water for the irrigation of up to 141 acres of the Surprise Valley Development is to be provided from groundwater via Water Right No. 63-02932. This water right is to be utilized only during periods when (1) full diversion under Water Right No. 63-00161BN is inadequate to provide sufficient water to satisfy the irrigation requirements, and (2) during periods not to exceed seven (7) days per irrigation season when the surface water system becomes unoperational due to an unanticipated mechanical failure. The total annual diversion volume under Right 63-02932 shall not exceed 14.0 acre-feet.
8. The water right holder is required to install and maintain totalizing measuring devices subject to approval by the Department which record diversions under each of these water rights, and to maintain records of these diversions. The measuring devices and records are subject to inspection by the watermaster or the Department upon request, and shall be provided to the Department and the Watermaster no later than December 1 of each year.

APR 15 1983

TRANSFER NO. 4737
WATER RIGHT NO(S). 63-00161BN/63-02932

CONDITIONS OF APPROVAL AND REMARKS

9. Within sixty (60) days of completion of the irrigation system for all phases of the surprise Valley Development, the water right holder shall provide the Department with plans describing the irrigation system and place of use.
10. Right No. 63-02932 shall not be used to irrigate the place of use described herein if the surface water right appurtenant to the place of use is sold, transferred, or leased for use on any other place of use.
- * 11. The portion of Right No. 63-00161BN described as 0.18 cfs and 9.0 acres shall be considered abandoned through approval of Transfer No. 4737.
- ** 12. Right Nos. 63-00161BN and 63-02932 when combined shall not exceed a total combined diversion rate of 2.82 cfs, a total combined annual diversion volume of 634.5 af for irrigation of 141.0 total combined acres.
- *** 13. Right No. 63-00161BN is limited to the irrigation of 141.0 acres in the place of use described above in a single irrigation season.

Dated this 30th day of January, 1998.

J. Glen Saylor
Chief, Water Allocation Bureau

MEMORANDUM

Date: January 23, 1998

To: File

From: Jim Johnson

Subject: Telecon w/ Mike Creamer

=====

Mike Creamer called in response to my January 21, 1998 correspondence. He noted that my letter listed 61 acres instead of 64 acres and wanted to be assured that 64 acres was the correct amount. I agreed to remove the condition that referred to the 1997 irrigation. Since we are now in 1998 this condition was no longer relevant. I also agreed to make a minor modification on a condition to clarify its intend.

Mike is planning to contact his client and will contact me again.

MAY 15 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4737
WATER RIGHT NO(S). 63-00161BN/63-02932

This is to certify that: **SURPRISE VALLEY PARTNERSHIP**
871 EAST PARKCENTER BLVD
BOISE ID 83706

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 63-00161BN:			
IRRIGATION	03/15 to 11/15	* 2.82 CFS	634.5 AF
Priority: 05/01/1866			
Right No. 63-02932 :			
IRRIGATION	03/15 to 11/15	1.00 CFS	288.0 AF
Priority: 03/16/1953			
TOTAL:		** 2.82 CFS	** 634.5 AF

SOURCE

BOISE RIVER

TRIBUTARY OF

SNAKE RIVER

LOCATION OF POINT(S) OF DIVERSION: Lot 7(NWNE), Sec. 4, Township 02N, Range 03E
ADA County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02N	03E	4	Lot 7(NWNE) 11	Lot 3(NENW) 19	Lot 4(NWNW) 4	34
03N	03E	32	Lot 2(NWNE) 3	SWNE 32	Lot 1(SENE) 4	
			NENW 32	NWNW 4	SENE 16	
			NESE 37	NWSE 12	SESE 8	148
		33	NWSW 18	SWSW 35	SESW 22	75
Total number of acres irrigated:						** 257 ***

CONDITIONS OF APPROVAL AND REMARKS

1. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.
2. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.

SEP 12 1990

TRANSFER NO. 4737
WATER RIGHT NO(S). 63-00161BN/63-02932

CONDITIONS OF APPROVAL AND REMARKS

3. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
4. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
5. Diversion under Right Nos. 63-00161BN and 63-02932 is subject to all prior water rights, and is subject to delivery by the watermaster of Water District No. 63, Boise River and tributaries.
6. The primary source of water for the irrigation of up to 141 acres of the Surprise Valley Development is to be provided from Boise River water via Water Right No. 63-00161BN. This water right is to be utilized to the maximum extent during periods when it is available for diversion. The water right holder shall develop and maintain operational storage in the amount of 4.0 to 6.0 acre-feet to enable this water right to be used to satisfy diurnal fluctuations in rate of flow demands.
7. The secondary source of water for the irrigation of up to 141 acres of the Surprise Valley Development is to be provided from groundwater via Water Right No. 63-02932. This water right is to be utilized only during periods when (1) full diversion under Water Right No. 63-00161BN is inadequate to provide sufficient water to satisfy the irrigation requirements, and (2) during periods not to exceed seven (7) days per irrigation season when the surface water system becomes unoperational due to an unanticipated mechanical failure.
8. The water right holder is required to install and maintain totalizing measuring devices subject to approval by the Department which record diversions under each of these water rights, and to maintain records of these diversions. The measuring devices and records are subject to inspection by the watermaster or the Department upon request, and shall be provided to the Department and the Watermaster no later than December 1 of each year.
9. The changes in use authorized by this transfer approval shall not occur until the 1997 irrigation season.
10. Within sixty (60) days of completion of the irrigation system for all phases of the surprise Valley Development, the water right holder shall provide the Department with plans describing the irrigation system and place of use.
11. Right No. 63-02932 shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased, or used on any other place of use.

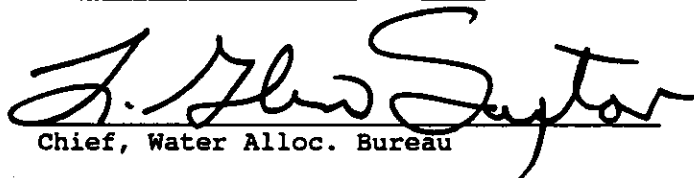
SEP 12 1996

TRANSFER NO. 4737
WATER RIGHT NO(S). 63-00161BN/63-02932

CONDITIONS OF APPROVAL AND REMARKS

- * 12. The portion of Right No. 63-00161BN described as 0.18 cfs and 9.0 acres has been abandoned through approval of Transfer No. 4737.
- ** 13. Right Nos. 63-00161BN and 63-02932 when combined shall not exceed a total combined diversion rate of 2.82 cfs, a total combined annual diversion volume of 634.5 af for irrigation of 141.0 total combined acres.
- *** 14. Right No. 63-00161BN is limited to the irrigation of 141.0 acres in the place of use described above in a single irrigation season.
- *** 15. Right No. 63-02932 is limited to the irrigation of 64.0 acres in the place of use described above in a single irrigation season.

Dated this 4th day of September, 1996


Chief, Water Alloc. Bureau

SEP 12 1996



United States Department of the Interior

BUREAU OF RECLAMATION
~~XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX~~
PACIFIC NORTHWEST REGION
FEDERAL BUILDING & U.S. COURTHOUSE
BOX 043-550 WEST FORT STREET
BOISE, IDAHO 83724

DEC 27 1982

Department of Water Resources

IN REPLY
REFER TO: PN 420
506.

DEC 27 1982

State of Idaho
Department of Water Resources
Statehouse
Boise, Idaho 83720

Ladies and Gentlemen:

The enclosed letter was apparently delivered in error to this agency.

Sincerely yours,

Neil Stessman

Regional Supervisor of
Water, Power and Lands

Enclosure

SEP 12 1996

63-2932

● Connecticut Mutual Life INSURANCE COMPANY, SINCE 1846

140 Garden Street, Hartford, Connecticut 06115 Tel: (203) 727-6500

December 8, 1982

BUREAU OF RECLAMATION MORTGAGE FILE COPY			ACTION MADE BY
DEC 15 1982			
TO	INIT	DATE	
LW			
X 424			
362			
FILE			

Department of Reclamation
State of Idaho
Boise, ID 83720

Re: Loan No. 93253-H, Suprise VALley
Water Permit No. G-23907

Gentlemen:

This loan has been paid in full. Therefore, we wish to inform you that we are no longer interested in water permit number G-23907 as described in Mortgage Deed dated April 2, 1963, given by Suprise Valley Farms, Inc.

Said mortgage was recorded in the Public Records of Ada County, in Book 371, Page 620.

Sincerely,

Jean Wright

Jean Wright
Agricultural Investment Division

jw
cc: Ag-Land Mortgage Company

RECEIVED
SEP 12 1988





O'Neill Enterprises, Inc.

100 North 9th St. Suite 300
Boise, ID 83702

208.336.3430

Fax:208.336.5296

February 9, 1998

Department of Water Resources
131 N. Orchard
Boise Idaho

ATTN: Kari Lynn
VIA: fax (208) 327-7866

Dear Kari Lynn:

This is to inform you that our current address is 100 N. 9th Street, Suite #300, Boise, Idaho, 83702. Our phone number is (209) 336-3430 and our fax is (209) 336-5296.

Thank You

Surprise Valley Partnership

RECEIVED
FEB 15 1998

M E M O R A N D U M

DATE: February 9, 1998

TO: Files 63-00161BN & 63-02932

FROM: Kari Lynn Townsend

RE: Address Change

=====

The approved transfer that was mailed on 2-4-98 was returned. I found a phone number and called and got a current address.

The mail was resent to:

Surprise Valley Partnership
100 N 9th St, Ste 300
Boise ID 83702

I asked the lady at the office to fax me a notice of address change for our records.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

February 3, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

SURPRISE VALLEY PARTNERSHIP
871 EAST PARKCENTER BLVD
BOISE ID 83706

RE: Water Rights 63-00161BN/63-02932 (Transfer 4737)

Dear Water Right Holder(s):

Enclosed is a copy of your approved Transfer of Water Right for the above referenced water rights (Transfer 4737). Please be sure to thoroughly read the Conditions and Remarks listed on the transfer. Also, please be advised that the accompanying transfer approval should be considered and treated as a **preliminary order** of the department issued pursuant to section 67-5243, Idaho Code. Enclosed are instructions for responding to **Preliminary Orders** if you are in disagreement with the approved transfer.

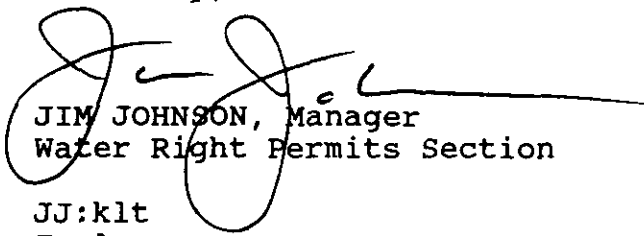
As of July 1, 1996, all water right owners are required to report any change in water right ownership and any change of mailing address to the department.

If you have acquired any other water right or have changed your mailing address **PRIOR TO** July 1, 1996, you have until July 30, 1998, to record the ownership and/or address change with the department.

If you acquired other water rights or changed your mailing address **AFTER** July 1, 1996, you must notify the department within 120 days of the change.

Failure to report these changes in a timely manner could result in a \$100 late filing fee. You can contact any office of the department for more information. If you have any questions concerning your water right listed above you can contact me at (208) 327-7947.

Sincerely,


JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt
Enclosures

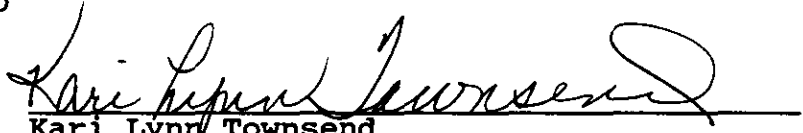
MAY 15 1998

CERTIFICATE OF MAILING

I hereby certify that on the 3rd day of February, 1998, I mailed a true and correct copy, postage prepaid, of the foregoing **TRANSFER APPROVAL** to the person(s) listed below:

WATER RIGHTS 63-00161BN/63-02932 (Transfer 4737)

SURPRISE VALLEY PARTNERSHIP
871 EAST PARKCENTER BLVD
BOISE ID 83706


Kari Lynn Townsend
Secretary

FEB 15 1998

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. **A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of the order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from a preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

If the Department grants a petition to review a preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

67-5243(3)
MAY 15 1997

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with a preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

September 5, 1996

SURPRISE VALLEY PARTNERSHIP
871 EAST PARKCENTER BLVD
BOISE ID 83706

RE: Transfer No. 4737
Water Right Nos. 63-00161BN/63-02932

Dear Water Right Holder:

Enclosed is a copy of your approved Transfer of Water Right for the above referenced water rights (Transfer No. 4737). Please be sure to thoroughly read the Conditions and Remarks listed on the transfer.

The accompanying transfer approval should be considered and treated as a preliminary order of the department issued pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the department unless a party petitions for reconsideration within fourteen (14) days after issuance as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, this preliminary order will become a final order of the agency.

RECEIVED
SEP 12 1996

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Director. The Director retains the right to review the preliminary order on his own motion.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties, if any, to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

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- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

SEP 12 1996

APPEAL OF FINAL ORDER TO DISTRICT COURT

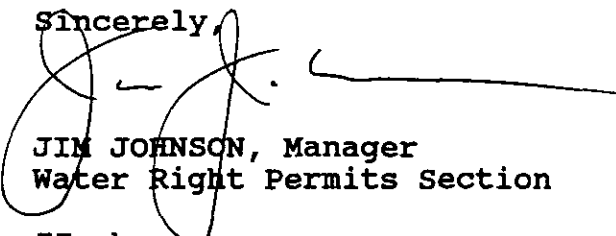
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- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

If you have any questions, please feel free to contact me.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:ph

Enclosure

SEP 12 1996

MEMORANDUM

TO: FILE NOS. 63-00161BN & 63-02932

FROM: PAM SKAGGS²⁸/STATE OFFICE

SUBJECT: TRANSFER NO. 4737

DATE: August 22, 1996

Transfer No. 4737 was filed to change the place of use under Right Nos. 63-00161BN and 63-02932 creating a permissible place of use. The farm where these rights were developed is being subdivided and these rights will continue to provide for irrigation of up to 141 acres within the 257 acre permissible place of use.

The total number of acres irrigated under these rights was confirmed by region personnel through field examination, and review and planimetering of CFSA photographs. The initial recommendation of 139 acres was modified to include the additional 2 acres credited for irrigation around the entryway to the subdivision under the surface water right.

Special conditions were agreed to under the withdrawal of protest agreement and region manager. Season of use and diversion volume were adjusted to current standards. That portion of Right No. 63-00161BN in excess of 0.02 cfs per confirmed irrigated acres has been described as abandoned through approval of this transfer.

Other recommended conditions include irrigation overlap, supplemental groundwater, permissible place of use, combined limits and standard transfer conditions.

12 1996

MEMORANDUM

TO: FILE 63-02932

FROM: PAM SKAGGS

RE: TRANSFER # 4737

DATE: 12/19/95

=====

Original Transfer Application, Form and correspondence regarding the above referenced Transfer is located within File # 63-00161.

SEP 12 1998

RECEIVED

State of Idaho
Department of Water Resources

APR 21 1995

WATER RESOURCES
WESTERN REGION

APPLICATION FOR
REPAIR () OR ABANDONMENT (X) OF A WELL

RECEIVED

JAN 17 1997

1. LEGAL CONTACT (Owner or Operator)

Department of Water Resources

Date: April 21, 1995

Name: O'Neill Ent. - Surprise Valley Partnership Phone Number 336-3430

Mailing Address: 871 East Parkcenter Blvd.

City: Boise State ID Zip Code 83706

2. WELL LOCATION

Township 3N, Range 3E, Section 33, NW 1/4 SE 1/4 SW 1/4

Gov't Lot No. _____ County Ada

Street Address of Well Site: Surprise Valley Drive City: Boise

Lot _____, Block _____, Subdivision Name Surprise Valley

3. TYPE OF WELL

() DOMESTIC: Water used for homes, organization camps, public campgrounds, livestock (1,000 head or less) and for any other purpose in connection therewith, including irrigation of up to 1/2 acre of land, if the total use is not in excess of 13,000 gpd; or any other uses, if the total use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

NON-DOMESTIC: ☒ Irrigation ☐ Municipal ☐ Industrial

☐ Stock ☐ Test ☐ Other _____
(Over 1,000 head) (Describe)

() INJECTION

() MONITORING

4. WELL SPECIFICATIONS

Previous Drilling Permit Number _____

Water Right Number 63 - 02932

Well Log on File? () Yes ☒ No

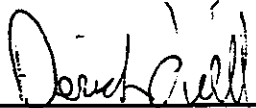
Casing Size: 12" & 8" Material: steel Temperature: 56F

Casing Height Above Ground: 1 foot

Flowing Artesian? () Yes ☒ No

Static Water Level: 14 feet (Measured) Well Depth: 385 ft (reported/Measured)

Remarks: Well was drilled in the mid 1950s. Has 12" casing to 100 feet and 8" casing from 100 to 385 feet. Turbine pump set at 170 feet is stuck in the casing.

5. **CONDITION OF WELL, REPAIRS REQUIRED**
The well produces sand and has the pump stuck in casing. It will be abandoned following completion and equipping of a replacement well.
6. **PROPOSED METHODS OF REPAIR OR ABANDONMENT**
(This Application must be approved prior to commencement of operations)
An attempt will be made to pull the pump from the well. If the pump can be removed, the well will be filled with concrete or bentonite chips. If the pump cannot be removed, the well will be abandoned by pressure grouting with neat cement or high-solids bentonite grout. Grout will be pumped into the upper part of the well between the pump column and 12" casing and into the lower part of the well through the pump column pipe.
7. **NAME OF DRILLER OR INDIVIDUAL PERFORMING THE REPAIR OR ABANDONMENT**
Riverside, Inc. - #333
Stevens #153
8. **DATE OF PROPOSED REPAIR OR ABANDONMENT** June 15, 1995
9. **APPLICANT'S SIGNATURE**  **DATE:** 4/21/95
Title PROJECT MANAGER [SURPRISE VALLEY PARTNERSHIP]
(Owner, Firm Representative, Other)

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This application for repair/abandonment is Accepted. Date 4-21-95

This approval does not constitute an endorsement of the proper abandonment of this well, without an attached document prepared by an Idaho Licensed Water Well Driller, Professional Geologist or Engineer who witnessed the procedure. This approval is subject to the following conditions of approval. READ CAREFULLY!

CONDITIONS OF APPROVAL:

1. Pursuant to Section 42-238(4), Idaho Code. All repairs and/or abandonment must meet the requirements of the Department's Rules and Regulations for Well Construction Standards.
2. Abandonment or repair of this well may require the services of a well driller licensed in the State of Idaho.


Signature of Authorized Department Representative

Sr. WR Agent
Title

SCANLAN ENGINEERING*Groundwater and Environmental Engineering*

RECEIVED

APR 21 1995

WATER RESOURCES
WESTERN REGION

April 21, 1995

Mr. Robert Whitney
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705

Subject: Drilling Permit and Abandonment Applications - Surprise Valley Project

Dear Rob:

Enclosed please find a drilling permit application and an abandonment application for irrigation wells at the Surprise Valley project in southeast Boise. A \$200.00 check is enclosed for the drilling permit fee.

The drilling permit is for a nominal 300-foot deep replacement irrigation well at the project. The well will be drilled using the reverse-rotary method by Riverside, Inc or Pete Cope Drilling, or by the cable-tool method by Stevens & Sons Drilling. The well will be constructed with 10-inch casing and screen and a sand filter pack.

The abandonment form is for an existing irrigation well at the site. The well was reportedly drilled in the mid-1950s. According to documents in the water right file, the well is 385 feet deep with 100 feet of 12-inch casing and 285 feet of 8-inch casing. An 8-inch (?) turbine pump is installed to an estimated depth of 170 feet. The pump is operable, but is stuck in the casing. The well produces sand, and will be replaced with the 300-foot well described above.

The first step of the proposed well abandonment plan will be to attempt to remove the existing pump from the well. If the pump can be removed, we propose to fill the well with concrete or bentonite chips. If the pump cannot be removed, the discharge head will be disconnected from the column and the well will be abandoned with bentonite grout or neat cement grout. The grout will be pumped down the pump column pipe to seal the lower portion of the well. The annular space between the pump column and the 12-inch casing will be sealed with grout pumped through a tremie pipe. Following grouting, the well casing will be cut off approximately 3 feet below grade. A licensed water well driller will abandon the well.

Since the existing well is currently being used for flood irrigation at the project, we propose that the abandonment take place following completion and equipping of the new well. We anticipate that the new well will be completed in mid May. The permanent well

Mr. Robert Whitney

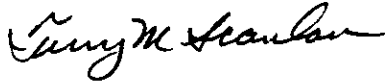
- 2 -

April 21, 1995

pump will be installed in the well four to six weeks after drilling and testing operations are complete.

Please call me if you have any questions concerning these applications.

Sincerely,

A handwritten signature in cursive script, appearing to read "Terry M. Scanlan".

Terry M. Scanlan, P.E., P.G.
Engineer/Hydrogeologist

Enclosures

cc: Derick O'Neill
Steve Holt

WELL DRILLER: PLEASE COMPLETE FOR VERBALS

IDWR Employee Issuing Verbal: _____

Verbal Issued Date: _____ Time: _____

RECEIVED**APR 21 1995****WATER RESOURCES
WESTERN REGION**State of Idaho
Department of Water Resources**APPLICATION FOR DRILLING PERMIT
(FOR THE CONSTRUCTION OF A WELL)**

1. **Applicant (please print):** O'Neill Enterprises - Surprise Valley Partnership
2. **Mailing Address:** 871 East Parkcenter Boulevard
City & State Boise, ID **Zip Code** 83706 **Telephone** 208-336-3430
- ☒ Well Owner ☒ Well Operator ☐ Contractor or Other, specify _____
3. **Proposed Well Location:** Twp. 3N, Rge. 3E, Sec. 33, SE 1/4 SW 1/4
Gov't Lot No. _____ **County** Ada
Street Address of Well Site Surprise Valley Drive (4500' SE of Amity Rd) **City** Boise
Give at least name of road + Distance to Road or Landmark
Lot, block and subdivision _____

4. Proposed Use of Well:

- ☐ **DOMESTIC:** The use of water for homes, organization camps, public campgrounds, livestock (1,000 head or less) and for any other purpose in connection therewith, including irrigation of up to 1/2 acre of land, if the total use is not in excess of 13,000 gpd; or any other uses, if the total use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

Domestic does not include water for multiple ownership subdivisions, mobile home parks, commercial or business establishments, unless the use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

- NON-DOMESTIC:** ☒ Irrigation ☐ Municipal ☐ Industrial
☐ Stock ☐ Test ☐ Other _____
(Over 1,000 Head) (Describe)

☐ **INJECTION**

- ☐ **MONITORING:** A well bore schematic and map is required for each blanket permit.
No. of proposed wells: _____

5. Well Construction Information:

- A. ☐ New well ☐ Modify ☒ Replace
- B. **Proposed Casing Diameter** 10-inch **Proposed Maximum Depth** 400 feet
- C. **Anticipated bottom hole temperature:**
☒ 85°F or less (Cold Water Well) ☐ 85°F to 212°F (Low Temp. Geo. Well) ☐ 212°F or more (Geothermal Well)

6. Construction Start Date: May 1, 1995

7. Anticipated Well Driller: Riverside, Stevens, or Gope **Driller's Lic. No.** 333
NOTE: The actual well driller must be identified prior to drilling.

8. Applicant's Signature [Signature] **Date** 4/21/95
Title Project Manager Surprise Valley Partnership
Owner, Firm Representative, Other

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This Permit is _____

Date _____

5-5-95

APPROVED

If approved, this permit authorizes the construction or modification of a well subject to the following conditions. READ CAREFULLY:

GENERAL CONDITIONS:

1. This drilling permit is valid for two (2) months from the above approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
2. This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well. All wells must be drilled a minimum distance of 100 feet from a drain field. Domestic and Public Water Supply wells must be drilled a minimum of 50 feet and 100 feet respectively from a septic tank.
3. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
4. Approval of this drilling permit does not authorize trespass on the land of another party.
5. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
6. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
7. If a bottom hole temperature of 85° or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.

SPECIFIC CONDITIONS:

The sealing procedure used in completion of this well shall be determined after completion of the borehole. A proposal for sealing of this well should be submitted to the department for review prior to installation of casing, screen's and filter pack or seal material.

- The well driller shall keep a written log at the drill site and shall keep samples of well cuttings at intervals not more than 10ft or any change of lithology whichever is more frequent.

DAVID R. TUTHILL JR.

David R. Tuthill Jr.
Signature of Authorized Department Representative

Title

MANAGER

WESTERN REGIONAL OFFICE

Receipt No. W019006 Received by AS Fee 200 - Date 4-24-95

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date _____

This extension expires: _____

June 17, 1960

Re: Permit No. G-23907
Surprise Valley Farms

Surprise Valley Farms
Box 1315
Boise, Idaho

Gentlemen:

We enclose herewith, Application for Amendment to the land list which has been recorded in this office, the Assignment from D & E Farms to Surprise Valley Farms, also recorded in this office, Certificate of Completion of Works and License and Certificate of Water Right

We also enclose departmental receipt No. G-4815 in the amount of \$17.50 covering fees for certificate, license and recording fee for assignment.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. certificate
license
assignment
amendment
receipt

23907

May 19, 1960

Re: Permits No. G-23907
G-25343
R. E. Collard

County Supervisor
Farmers Home Administration
P. O. Box 2797
Boise, Idaho

Dear Sir:

This letter is to inquire if the Farmers Home Administration approves of the assignments presented to this office for recording by R. E. Collard and Ruth Collard.

Said assignments are as follows:

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-23907 to D & C Farms, Inc., Boise, Idaho. The Assignment is dated January 2, 1957.

Also, D & C Farms, by R. E. Collard amended Permit No. G-23907 with respect to the land list that it be changed to read as follows:

SW¹/₄NE¹/₄, NW¹/₄SE¹/₄, SE¹/₄SE¹/₄, Sec. 32; S¹/₂SW¹/₄, Sec. 33, T. 3 N.
R. 3 E. B. H. Said amendment was requested May 12, 1960.

Also D & C Farms, Inc. by R. E. Collard and Ruth Collard presented an assignment of Permit No. G-23907 to Surprise Valley Farms, Box 1315 Boise, Idaho, dated May 10, 1960.

Also on May 21, 1960, notice to show cause why Permit No. G-25343 should not be cancelled for failure to make proof of completion of works and beneficial use of water, said proof being due January 11, 1960.

If you approve all of the foregoing, please so indicate in a letter to this office so the record will show there has been compliance with your letters of February 26, 1957 and September 17, 1957 regarding assignments, transfers or lapses of the two above numbered permits.

23907

County Supervisor

-2-

May 19, 1960

C
O
P
Y

In accordance with the field engineer's examining report, this office is about to issue a Certificate of Completion of Works and License and Certificate of Water Right on Permit No. G-23907 in the amount of 1.0 cubic foot per second, for the irrigation of 64 acres in the SW¹/₄NE¹/₄, N¹/₂SE¹/₄, SE¹/₄SE¹/₄, Sec. 32, S¹/₂SW¹/₄, Sec. 33; T. 3 N., R. 3 E., B. M.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

ONC:EW

23907

PERMIT TO APPROPRIATE THE PUBLIC WATERS

OF THE STATE OF IDAHO, No. G-23907

Comes now D & C Farms, R. E. Collard, 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-23907, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

SW1/4NE1/4, N1/4SE1/4, SE1/4SE1/4, Sec. 32.
S1/4SW1/4, Sec. 33, T.3.N., R.3.E., B.M., Idaho
making a total of . 240 acres.

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

Signed at Boise, Idaho. this 6 day of May 1960
D & C Farms

By *R. E. Collard*

Date of receipt at office of Department of Reclamation May 12, 1960

APPROVAL OF STATE RECLAMATION ENGINEER

I, Geo. N. Carter, 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-23907. 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.

Recorded in Book 85 of
Permits, Page 23907
May 17, 1960

23907

Geo. N. Carter

State Reclamation Engineer

April 26, 1960

RE: Permit No. G-23907

~~G-25343~~ — to be cancelled

D & C Farms

R. E. Collard
Box 1315
Boise, Idaho

4-5695

Dear Mr. Collard:

You were notified through Harley M. McDowell on July 7, 1958 that the license could be issued to D & C Farms for 1.0 cubic feet per second for irrigation of 68 acres in Sections 32 and 33, Township 3 North, Range 3 East upon payment of the fees totalling \$17.00, and submission of an amendment to the Land list.

You were notified March 21, 1960 that Permit G-25343 would be cancelled if you did not show cause within 60 days why it should not be cancelled. You have until May 21 to show such cause.

The enclosed assignment forms can be used to transfer the permits to the Surprise Valley Farms, Inc. There is a \$0.50 fee for recording each assignment.

Very truly yours,

GEO. W. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

RT:EPR:MR
Enc. forms

23907

~~RECEIVED~~
GEO. N. CARTER

July 7, 1958

Re: Permit No. G-23907
D & C Farms, R.E. COLLARD

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

Dear Mr. McDowell:

Our field engineer's report on his inspection of completion of works and beneficial use of water under the terms of Permit No. G-23907, D & C Farms, R. E. Collard, owner, shows the well is capable of conveying 50 miners' inches (1.0 c.f.s.) of water for irrigation of 68 acres, located in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 32 and in the S $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 33, Township 3 North, Range 3 East, B.M. The record of the permit does not show the 15 acres which are irrigated in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 32, therefore, it is necessary that the permit be amended to include this land. We enclose an application for amendment to the land list for this purpose.

Upon receipt of the amendment, mentioned above, and the statutory fees, totalling \$17.00, we will issue the Certificate of Completion of Works (for which the fee is five dollars) and the License and Certificate of Water Right (twelve dollars -based at the rate of two dollars for each 40-acre subdivision) confirming the right with priority of March 16, 1953, to the use of 1.0 second foot of subterranean water, with the point of diversion in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 33, for irrigation of 68 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 32 and S $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 33, Township 3 North, Range 3 East, B.M.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Chief Clerk

EPR:nls
Enc.

23907

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

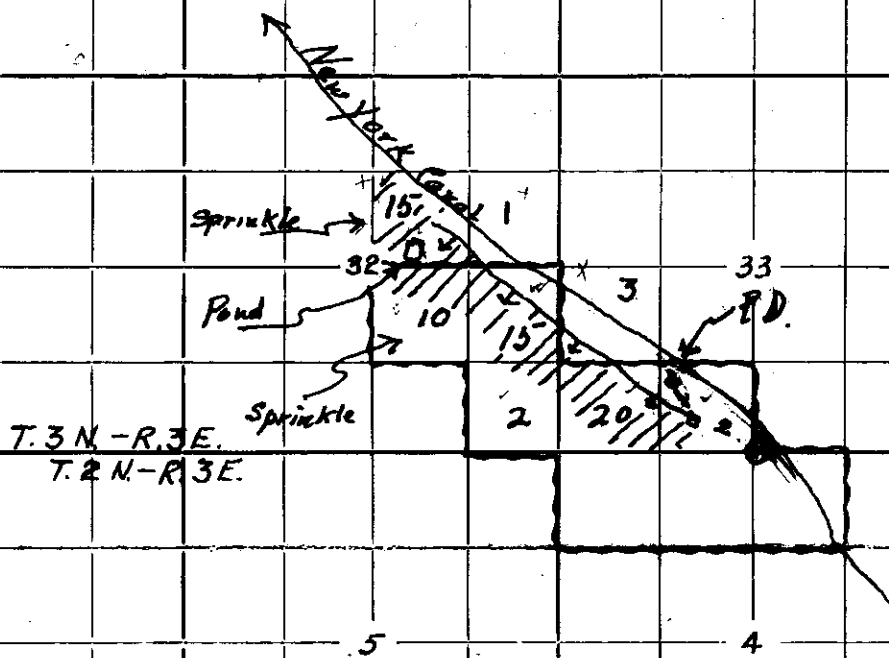
REPORT OF ENGINEER

PERMIT NO. G-23907

REPORT ON PROOF OF Completion of Works & Beneficial Use

D & C Farms, R. E. Collard Owner
3309 Kootenai St., Boise, Idaho

app. 4.0 cfs
sub. - 8
over - 68



2
3
20
1
15
2
15
10
68 acres

Sub divisions = $\frac{6}{8}$

Area = 68 acres 64 acres

Q = 1 cfs.

water thru Sparling Meter

needs land amendment

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

Permit No. G-23907This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant D & C Farms, R. E. Collard (Owner)
2. Source of water supply: Subterranean flow from a well
3. Location of point of diversion: Is in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 33
T. 3 N R. 3 E., B. M. County of Ada
4. Describe works as they exist, giving dimensions and capacities of same: Well = 36.5' x 12" to 8"

h = 12' not pumping2.5 hp. G. E. Motor #632855BPump has Layne B. base and Johnston brooksPump column = 60' lift to beach 70'7 1/2" x 400' pipe line uphill delivery into concrete lined ditch

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):

N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, of Sec. 32., S $\frac{1}{2}$ SW $\frac{1}{4}$ of Sec. 33., both in Twp. 3 N., Rge. 3 E., B. M.
and NW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$ of Sec. 4., Twp. 2 N., Rge. 3 E., B. M.

Assign - D & C FarmsFiling 3-16-53 Q = 4.0 PD - SESW 33 - 3N - 3ERJ

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

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

Remarks: _____

Collard and Avery alongCrops are hay & grainThis examination was made on the 23 day of May, 19 58(Signed) E. H. Humphrey Examiner.23907

300cf in 5m. 31/8.

49" allow 1cfs.

1.85 Kwh now } load
2.5 Kwh last yr }

74516 = 1/4.

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 2 1958

Department of Reclamation

4 in sprinkler line
4" x 3"

31 sprinkler heads

3/32 x 11/64 heads

D & C Farms, R. E. Collard, Owner
3309 Kootenai Street
Boise, Idaho
Permit No. G-23907

45695

Examination for Completion of Works & Beneficial Use

County

Ada

33-3N.-3E.

Q = 4.0 c.f.s.

S = Well

P.D. = SE. SW, Sec. 33, T. 3N. - R. 3E.

Use - Irrigation

Filed = March 16, 1953

Due = March 27, 1958

25 x 70

130

62

60

62

60

71

Well = 365' x 12" x 100' gal. 8"
cnd to bottom h = 12'

63' + 60' = lift
8" x 60' Col. 4 stage

GE 25 hp. 6328558

440V. - 31.3A.

Layne B. Base
Johnston bowl

Cone base 4' sq.
shed type shade

A B. Controls on Post
to South 8'

7 1/2" line up hill to Post
63' lift.

approx 180' to side of N. P. Canal

April 9, 1958

RE: Permit No. G-23907

Mr. R. E. Collard, Owner
D & C Farms
3309 Kootenai Street
Boise, Idaho

Dear Mr. Collard:

This acknowledges receipt of the depositions of Holder and two witnesses and the affidavit of publication in The Idaho Daily Statesman in proof of completion of works and beneficial use under Permit No. G-23907.

Before a permit can be licensed, the law requires that a field examination be made by an engineer from this department. At this time we cannot say just when this will be made but our field engineer will contact you prior to the time he is to make the inspection so that you can arrange to accompany him.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR

23907

\$20.70

STATE OF IDAHO, }
COUNTY OF ADA } ss.

Edith Ferguson, being duly sworn,
deposes and says: That she is the Principal Clerk of The Idaho
Daily Statesman, a daily newspaper printed and published at
Boise, Ada County, State of Idaho, and having a general circula-
tion therein and which said newspaper has been continuously
and uninterruptedly published in said County during a period of
twelve consecutive months prior to the first publication of the
notice, a copy of which is attached hereto; that said notice was
published in the regular Monday edition of The Idaho Daily
Statesman in conformity with Sec. 60-108, Idaho Code, for

four consecutive weekly insertions
beginning with the issue of February 24, 19 58,
and ending with the issue of March 17, 19 58.

Edith Ferguson, Principal Clerk
Subscribed and sworn to before me this 17th day of

March, 19 58.

Salaries Leland
Notary Public for Idaho, Residing at Boise, Idaho.

\$23907

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-23907

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. My name is Marion C. Smith, age 33, residence 5 miles SE Boise. Occupation farming, P. O. Address is Route 5, Boise, Idaho.

Ques. 2. Are you acquainted with R. E. Collard, the holder of Permit No. G-23907? How long have you known him and where does he reside?

Ans. I have known him 3 years and know that he lives at 3309 Kootenai St., Boise, Idaho.

Ques. 3. Have you read or heard read said Permit No. G-23907, 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. I have seen this, and it is from a drilled well, in the SE 1/4 SW 1/4 Sec. 33, T 3 N - R 3 E. This well is drilled to a depth of 385'. This is equipped with a turbine type motor 25 h.p. This has a 8" discharge. There is 330' of steel pipe from the pump to the ditch.

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 they will safely conduct around 70" of water. For 2 weeks or so when it is first started it will produce 100"

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 this pump delivering as high as 100 miner's inches and I know it will over a long period of time produce right around 70". The only way I had to measure this was by seeing it in the ditch and my experience in having estimated water and seeing the pump tested.

R 23907

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..... In the SW¹/₄SW¹/₄ Section 33, 32 acres are irrigable and in the SE¹/₄SW¹/₄ Section 33, 12 acres. In Section 32, NW¹/₄SE¹/₄, 14 acres, NE¹/₄SE¹/₄, 30 acres and in the SE¹/₄SE¹/₄, 10 acres. There is no natural meadow here, and all improvements have been made as a direct 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 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. Sandy loam soil and it is good soil when irrigated and will produce good crops.

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

Ans. He needs all the water he has here and you can always use a little more water on land like this. No, I have no interest.

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 familiar with this every since the spring of 1955 and I have seen the whole project in its development here and seen the land irrigated and seen the water produced for the irrigation and am very familiar with it.

(Signed) Martin C. Smith

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 29th day of March, A. D. 1958.

Harley M. McQuinn

Notary Public.

My commission expires 10-11-59

23907

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-23907

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. Billie M. Lukhart, age 29, I live at 1620 Longmont Street, Boise, Idaho.

P. O. Address is 1620 Longmont Street, Boise, Idaho. Occupation is well drilling contractor.

Ques. 2. Are you acquainted with R. E. Collard, the holder of Permit No. G-23907? How long have you known him and where does he reside?

Ans. I have known him for the last 4 or 5 years and know that he lives at 3309 Kootenai St., Boise, Idaho.

Ques. 3. Have you read or heard read said Permit No. G-23907, 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. From a drilled well in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 33, T 3 N - R 3 E. This well is drilled to a depth of 385' and cased 100' with 12" casing and 285' with 8" casing. This is equipped with turbine type motor, 25 h.p., and has a 8" discharge.

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 figure the works will actually convey 300" or more but he is limited by the amount of water available.

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 this water pump and I know that for a short period it will pump up to 100" or a little more, then it pulls down and steadies at around 70".

I was here when this well was tested with an Orifice and I know from my experience in seeing wells tested, it will produce at least that much.

23907

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. For irrigation. In the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 32, 14 acres irrigable, in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 32, 30 acres, in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 32, 10 acres. In Section 33, SW $\frac{1}{4}$ SW $\frac{1}{4}$, 32 acres irrigable and in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, 12 acres irrigable. This is all cultivated land, and all the improvements have been made as a direct 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 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. This is a sandy loam soil. He can use this much or more water on this land.

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

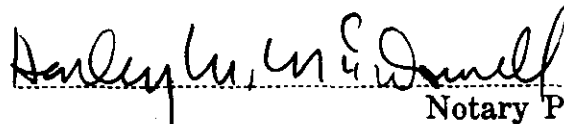
Ans. No.

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 familiar with this since the day it was started to be drilled. As a matter of fact my brother-in-law did the drilling here, and I have been familiar with the project at regular intervals during the entire period of the development.

(Signed) 

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 29th day of March, A. D. 1958.


Notary Public.

My commission expires 10-11-59

23907

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-23907.....

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. My name is R. E. Collard, full owner of D. & C Farms, residence is 3309 Kootenai St. Boise, Idaho, occupation is farming and P. O. Address is 3309 Kootenai, Boise, 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. I am acting in behalf of the D & C Farms. I am the full owner of this company as I have purchased the interest of the other stock holders. The name is D & C Farms Co. and place of business is Boise, Idaho.

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

Ans. G-23907, the date of the permit is March 27, 1953 and the priority date March 16, 1953

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

Ans. The NW corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 33, T 3 N - R 3 E.

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 consist of a drilled well to a depth of 385' and water raises to within 8' of the surface. Most of the time I have a drawdown here so my pump is actually set at 60'. This is a 12" hole and there is 12" casing for 100' and 8" casing for 285'. The pump is a 8" discharge and equipped with a turbine type motor, 25 h.p. This well under free flow will actually start out and pump 100". (It tested at 200" for 24 hours). It starts to fall off and will stay constant at 67" over the entire irrigation season. All the irrigation here is by gravity. My ditches are capable of carrying 300" of water. They are all concrete lined and the width at the bottom 12" and the width at the top 1 $\frac{1}{2}$ to 1 slope. 18" deep.

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. From my well I have 330' of steel pipe going from the pump to the outfall where it is put into the ditch. My primary ditch on the land applied for here is about $\frac{3}{4}$ mile long. This water has been used for irrigation. At this time I irrigate in NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 32, 14 acres, In the NE $\frac{1}{4}$ SE $\frac{1}{4}$, 30 acres, in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, 10 acres. In Section 33, SW $\frac{1}{4}$ SW $\frac{1}{4}$, 32 acres and in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, 12 acres. All the land here has been cultivated by artificial methods and developed by me. There was no natural meadow land and all the improvements here have been a direct result of this water improvement and investment I have made which is approximately \$7,500.00.

all 3 N-3 E.

423907

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

Ans. Only for irrigation purposes.

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

Ans. The amount of water produced here will not adequately irrigate this land. I need supplemental water to irrigate this amount of area.

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. I am the actual person who applied for this as an individual permit, and I had it assigned over to D & C Farms and then I have since purchased out the interest of D & C Farm.

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

Ans. This development was started immediately when the permit was allowed, and I have pursued it diligently at all times and have developed it under the terms and conditions of the permit and I raised a crop here from irrigation water from this, first in 1955 and I have raised a crop every year since that time.

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. I have no other permit or water right appurtenant to this land nor being made for any beneficial use on this land. I refer particularly to any permanent appropriations. I have leased 500 acre feet of water through the New York Canal that I have used to supplement this water here, and have sometimes used that in my cropping, but no permanent apportionment has been made other than the one approved at this time.

(Sign)

D & C Farms Co
by R. Cloward

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 29th day of March, A. D. 1958,

Harley W. McDaniel
Notary Public for Idaho.

My commission expires 10-11-59

423907

February 19, 1958

RE: Permit No. G-23907
D. & C. Farms

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

Dear Mr. McDowell:

This acknowledges receipt of the Notice of proofs of completion of works and application of water to beneficial use under Permit No. G-23907 in the name of D. & C. Farms. Final proof is to be made before you, as Notary at 11:00 A.M. on the 29th day of March.

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

In completing the enclosed depositions, it is very important that the Permit holder and his two disinterested witnesses, who are familiar with the terms and the work done thereunder, execute the depositions before you as Notary, at the time, date and place as advertised in the publication Notice, as well as all other information called for. The signatures of the holder and witnesses, and, your Notary's seal are essential.

When returning the depositions to this office, please be sure to include the affidavit of publication.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Edna P. Rutledge (Mrs.)
Chief Clerk

R:vm
Encl.
cc. D. & C. Farms

23907

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RE: Permit No. G-23907
D. & C. Farms

Date: February 19, 1958

The Idaho Statesman
Boise, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **March 29th, 1958** 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 2161} **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 of the first publication.

Very truly yours,

MARK R. KULP

State Reclamation Engineer
By

Edna P. Rutledge (Mrs.)
Chief Clerk

R:vm
Encl.

23907

RECEIVED
FEB 17 1958
Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) February 17, 1958

Box 2722
Address

Boise, Idaho
City State

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the The Statesman of Boise, Idaho published in the county in which the works are situated.

Ada Co. ✓

By D & C Farms
by C. C. Cloward

(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

23907

RECEIVED
 FEB 1 1958
 Department of Reclamation

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

Notice is hereby given that at 11 A. M., on the 29th
 day of March, 19 58, at Boise, County of
Ada, State of Idaho, before Harley M. McDowell
 at Notary, 619 Idaho Bldg., proof will be submitted of the completion of
 works for the diversion of 4 cubic feet per second of underground waters
 from a well, and of the application to beneficial use of said water, in accordance
 with the terms and conditions of Permit No. G-23907 heretofore issued by
 the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the persons ~~holding said~~
~~permit are~~ D&C Farms by
R. E. Collard, 3309 Keetenai, Boise, 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 4 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
4 cubic feet per second.

4. The point of diversion of said water is SE 1/4, Sec. 33, T 3 N - R 3 E., B.M.

5. The place where said water is used is N 1/4, SE 1/4, Sec. 32; S 1/4, Sec. 33,
T 3 N - R 3 E., B.M. NW 1/4, N 1/4, Sec. 4, T 2 N - R 3 E., B.M.

6. The date of priority which said user is prepared to establish is
3/16/53

23907

MARK R. KULP
 State Reclamation Engineer

Handwritten mark

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-23907

Date January 1, 1958

D. & C. Farms, Inc.
P.O. Box 2722
Boise, 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-23907 are due not later than March 27, 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

23907

February 27, 1957

Re: Permit Nos. G-23907 and G-25343
D & C Farms, Inc., assignee

Mr. L. J. Bell, County Supervisor
U. S. Department of Agriculture
Farmers Home Administration
P. O. Box 2797
Boise, Idaho

Dear Mr. Bell:

This will acknowledge receipt of your letter of February 26, 1957, relative to Permits No. G-23907 and G-25343 in the name of D & C Farms, Inc.

To comply with the contents of your letter we have placed a notation on the record of the above listed permits and your letter will be placed on file for future references.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Office Manager

RWT:nls

23907

January 3, 1957

Re: Permit Nos. G-23907 and G-25343

Mr. R. E. Collard
3309 Kootenai
Boise, Idaho

Dear Mr. Collard:

We return the Assignment of Permit Nos. G-23907 and G-25343 to D & C Farms, Inc., of Boise, Idaho, from R. E. Collard, Permit Holder, and Ruth Collard, Wife of Permit Holder, which were notarized by W. B. Bowler, Notary Public, residing at Boise, Idaho, and have been recorded in the Department of Reclamation in Books as follows: Permit G-23907 of Book 85 Page 23907, Permit G-25343 of Book 90 Page 25343.

Departmental receipt no. G-2364, issued for payment of fifty cents each for recording the Assignments, in the amount of one dollar was handed to you in this office.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

ER:nls
Encls: 2

23907

January 15, 1960

Re: Permit No. G-23676
Darrell A. Gneiting

H. William Furchner
Attorney at Law
Blackfoot, Idaho

Dear Mr. Furchner:

Your letter of June 22, 1959 showed that Mr. Gneiting had sold the land and water right to Harry V. Graham and W. D. Graham of Route #1, Sugar City, Idaho. We sent you forms for assignment of permit on June 24th. Three other letters have been sent to you since then. To date we have not received the assignment with the \$0.50 fee for recording.

If we do not hear from you by January 25, 1960, the license and certificate will be made out in the name of Darrell A. Gneiting and sent to you.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS
Office Engineer

RT:ew

cc: Harry V. Graham
Route #1, Sugar City, Ida.

W. D. Graham
Route #1, Sugar City, Ida.

J 23676

April 4, 1953

RE: Permits Nos. G-23904, G-23905, G-23906, and G-23907

Mr. Harley M. McDowell
Idaho Building
Boise, Idaho

Dear Mr. McDowell:

We enclose herewith Permits Nos. G-23904, in the name of Patricia Graham, G-23905 in the name of Norbert Huber, G-23906 in the name of Vella Merritt, together with two copies of each, one of which has been certified.

We also enclose Permit No. G-23907 in the name of R. E. Collard.

Also departmental receipt No. 25671 for \$29.75, which includes filing fees on all the above amounting to \$23.75, and \$6.00 for the certified copies of the first three.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

23907

April 4, 1953

RE: Permits Nos. G-23904, G-23905, G-23906, and G-23907

Mr. Harley H. McDowell
Idaho Building
Boise, Idaho

Dear Mr. McDowell:

We enclose herewith Permits Nos. G-23904 in the name of Patricia Graham, G-23905 in the name of Norbert Huber, G-23906 in the name of Vella Merritt, together with two copies of each, one of which has been certified.

We also enclose Permit No. G-23907 in the name of R. E. Collard.

Also departmental receipt No. 25671 for \$29.75, which includes filing fees on all the above amounting to \$23.75, and \$6.00 for the certified copies of the first three.

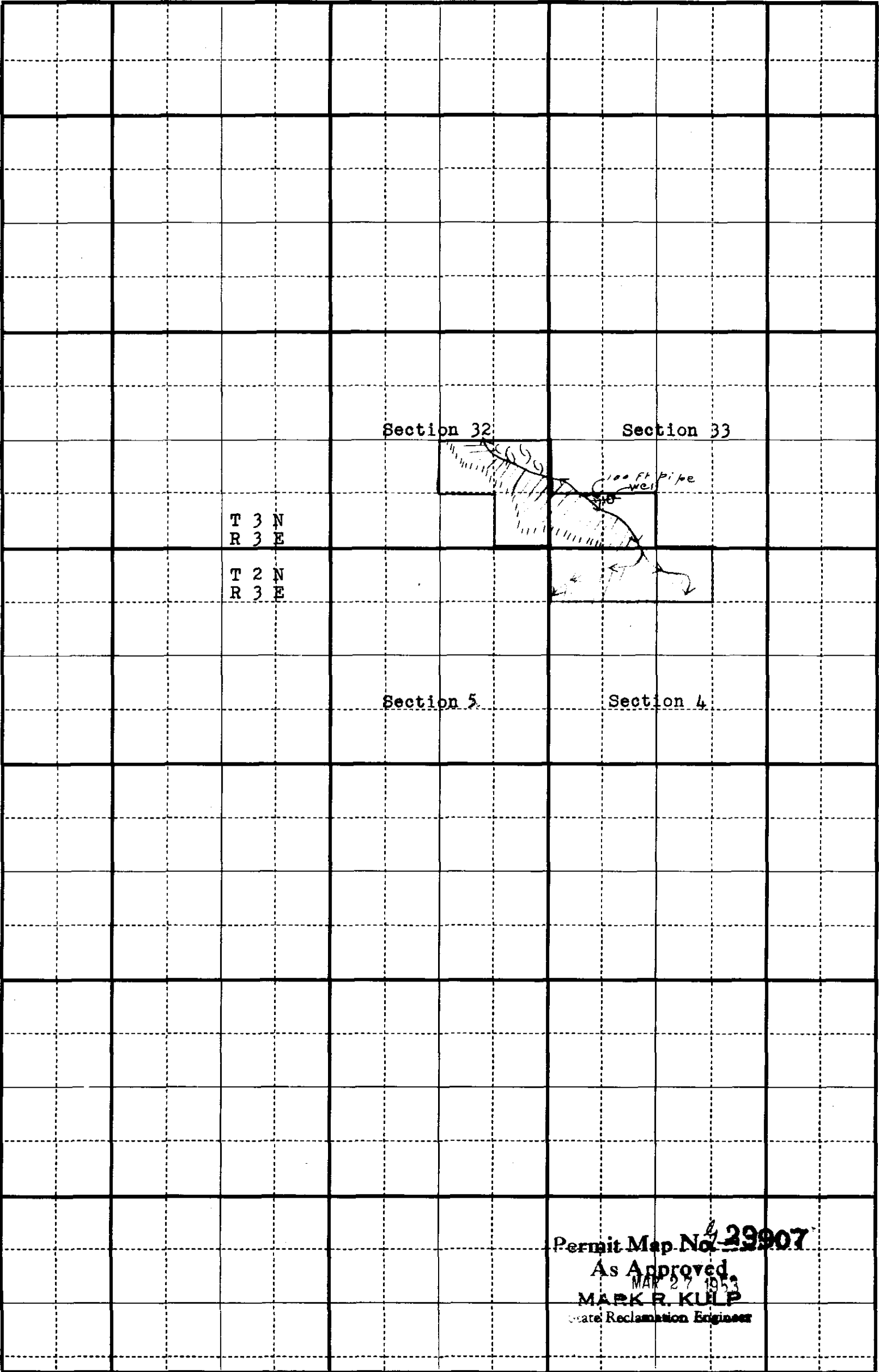
Very truly yours,

DARK R. KULP
State Reclamation Engineer
By

Chief Clerk

Asfg
Enc.

[Handwritten signature]
[Handwritten initials]



**NOTICE OF PROOF OF
COMPLETION OF WORKS**

**and
APPLICATION OF WATER
TO BENEFICIAL USE**

Notice is hereby given that at 11 A.M. on the 28th day of March, 1953, at Boise, County of Ada, State of Idaho, before Harley M. McDowell Notary, at 619 Idaho Bldg., proof will be submitted of the completion of works for the diversion of 4 cubic feet per second of underground waters from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-23907 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the persons holding said permit are D. & C. Farms by R. E. Collard, 3309 Kootenai, Boise, 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 4 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 4 cubic feet per second.

4. The point of diversion of said water is SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 33., T. 3 N., Rge. 3 E. B. M.

5. The place where said water is used is N $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32; S $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 33., T. 3 N., R. 3 E., NW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 4, T. 2 N., R. 3 E. B. M.

6. The date of priority which said user is prepared to establish is March 16, 1953.

MARK R. KULP.

State Reclamation Engineer.

4t-Feb. 24; March 3, 10, 17.