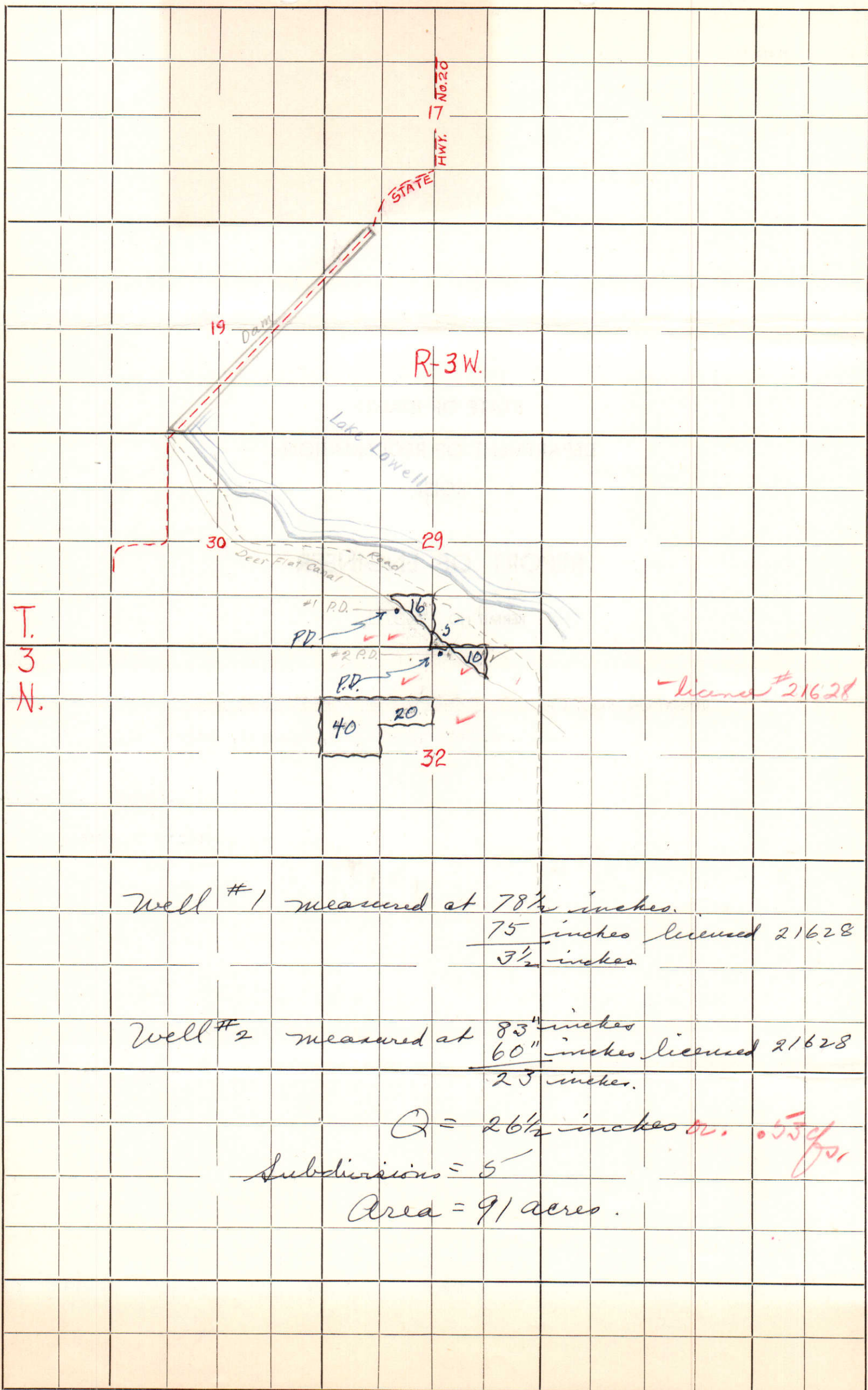




Affidavit of Publication

STATE OF IDAHO,

County of Canyon

SS.

RECEIVED
APR 17 1958
Department of Reclamation

JEANNE BRUNER

, being first duly sworn, deposes and says;

CALDWELL PUBLISHING CO.

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

Saturday

issue of The

News-Tribune for four consecutive weeks

beginning with the issue of March 15,

19 58. and ending with the issue of April

5, 19 58.

Jeanne Bruner

Subscribed and sworn to before me this 5th

day of April, 19 58.

C. Robert Buce

Notary Public for Idaho
Residing at Caldwell, Idaho

L 23291

NOTICE OF PROOF OF
COMPLETION OF WORKS
and
APPLICATION OF WATER
TO BENEFICIAL USE
Notice is hereby given that at
10 a.m., on the 12th day of April,
1958, at Boise, County of Ada, State
of Idaho, before Harley M. Mc-
Dowell, Notary Public, proof will
be submitted of the completion of
works for the diversion of 1.92
cubic feet per second of under-
ground waters from a well, and
of the application to beneficial
use of said water, in accordance
with the terms and conditions of
Permit No. G-23291 heretofore
issued by the Department of Re-
clamation of the State of Idaho.
1. The name and postoffice ad-
dress of the person or corporation
holding said permit are G. A. Sax-
ton, Rt. 4, Caldwell, Idaho.
2. Said works of diversion will
be fully completed on the date set
for such completion, and the
amount of water which said works
are capable of conveying to the
place of use is 1.92 cubic feet per
second.
3. The use to which said water
has been applied is irrigation pur-
poses, and the amount applied to
beneficial use is 2.4 cubic feet per
second.
4. The point of diversion of said
water is NW 1/4 NE 1/4, Sec. 32, T3N-
R3W, B.M. SE 1/4 SW 1/4, Section 29,
T 3 N - R 3 W, B.M.
5. The place where said water
is used is SE 1/4 SW 1/4, SW 1/4 SE 1/4,
Sec. 29; NW 1/4 NE 1/4, SW 1/4 NW 1/4,
SE 1/4 NW 1/4, Section 32, T 3 N - R
3 W, B.M.
6. The date of priority which
said user is prepared to establish
is 2-23-53.
MARK R. KULP
State Reclamation Engineer
March 15-22-29 - April 5.

T.3N.-R.3W.

19

Dam

Deer Flax Riv.

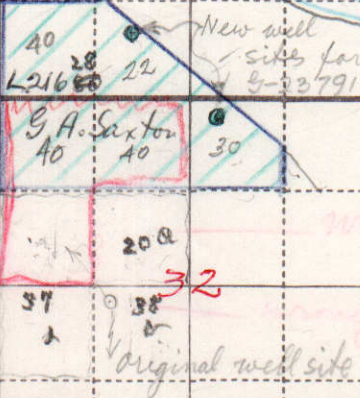
30

29

L. 21620

wrong license →

L. 21628



31

32

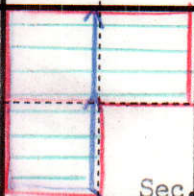
SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

L. 23791

NAME OF APPLICANT.....G. A. TON.....

Form No. 0

T 3 N - R 3 W



Sec. 32

well

Permit Map No. 23791
As Approved
FEB 27 1953
MARK R. KULP
State Reclamation Engineer

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

23791

State of Idaho
License and Certificate of Water Right

Water License No. G-23791 Amount .53 c.f.s.
Water District No. _____ Priority February 23, 1953

THIS IS TO CERTIFY that G. A. SAXTON
of Caldwell, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated February 23, 19 53; that Permit No. G-23791
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
.53 second feet, was issued thereunder on August 6, 19 58, showing that said works
were completed on the 12th day of April, 19 58; and that on the 12th
day of April, 19 58, G. A. SAXTON

of Caldwell, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean, for the purpose of Irrigation
, under Use Permit No. G-23791 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
10 of Licenses at page 6389, on the 6th day of August, 19 58 ;
The right hereby confirmed dates from February 23, 19 53 ;

The Point of Diversion ^{are} located in the NW 1/4 NE 1/4 Section 32 and
in the SE 1/4 SW 1/4, Sec. 29, Tp. 3 N., R. 3 W., B. M. Canyon County
That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed .53 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
3 N.	3 W.	29	SW 1/4 SE 1/4	5	5
			SE 1/4 SW 1/4	16	16
			NW 1/4 NE 1/4	10	10
			SE 1/4 NW 1/4	20	20
			SW 1/4 NW 1/4	40	40
		32			
			Total number of acres irrigated	- - - -	91

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
6th day of August, 19 58 .

(SEAL) GEO. N. CARTER
State Reclamation Engineer.
By: /s/ E. N. HUMPHREY
Deputy

State of Idaho License and Certificate of Water Right

Water License No. 20852 Amount 10 c.f.s.
Water District No. Priority January 3, 1949

THIS IS TO CERTIFY that DAVID R. JERNBERG
of Blackfoot, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated January 3, 1949; that Permit No. 20852
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
10 second feet, was issued thereunder on November 3, 1955, showing that said works
were completed on the 26th day of April, 1954; and that on the 29th
day of April, 1958,
STATE OF IDAHO
DEPARTMENT OF FISH AND GAME
Assignee
By: Ross Leonard, Director

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, for the purpose of Irrigation and stock-
watering, under Use Permit No. 20852 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
10 of Licenses at page 6390, on the 8th day of August, 1958;
The right hereby confirmed dates from January 3, 1949;

The Point of Diversion is located
in the NE 1/4 NW 1/4, Sec. 23, Tp. 7 N., R. 34 E., B. M. County Jefferson
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 10. cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
7 N.	34 E.	27	SE 1/4 NE 1/4	—	10
			SW 1/4 NE 1/4	—	20
			NW 1/4 SE 1/4	—	40
			SW 1/4 SE 1/4	—	40
			NE 1/4 SW 1/4	—	40
			NW 1/4 SW 1/4	—	20
			SW 1/4 SW 1/4	—	20
			SE 1/4 SW 1/4	—	40
		34	NE 1/4 NW 1/4	—	20
			SW 1/4 NW 1/4	—	40
			SE 1/4 NW 1/4	—	40
		33	SW 1/4 SE 1/4	40	10
				Irrigated - -	10
				Total acres	330 Slough
				Total acres	irrigated - 10

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
8th day of August, 1958.

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

(SEAL)

63-2930

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 31568

Permit No. G- 23791

District No.

1. Name of Applicant: G. A. SXTON
Postoffice address: Rt. 4, Caldwell County: Canyon State: Idaho
2. Quantity of water claimed: 120 Miner's inches
 - (a) Rate of withdrawal in cubic feet per second. 2.4 or Idaho
Miners' inches or gallons per minute.
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean, to be raised through a drilled well
4. Location of point of diversion or well is in the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 32
Twp. 3 N , Rge. 3 W , B.M., County of Canyon County, Idaho
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 and sprinkler system.
8. Estimated cost of works: \$ 5,000
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 onhand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) (cubic feet per second, inches or gallons per minute) is for new lands.

Twp.	Range	Sec.	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				Totals
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	
3 N	3 W	32					40	40	40									120	
			Total Number of Acres to be Irrigated															120	

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. G-23791

Comes now G. A. Saxton, 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. 23791. That the point of diversion is described in said permit as being located NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 32, T 3 N - R 3 W., B.M. That he now requests that the point of diversion be changed to a point located #1, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29; #2, NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 32, T 3 N - R 3 W., B.M. That his reasons for desiring to make such change are as follows: These are better well sites and the water will distribute more efficiently. That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.

Signed at Boise, Idaho, this 14 day of January, 1958

Date of receipt at Department of Reclamation
January 20, 1958

/s/ G. A. Saxton

APPROVAL OF STATE RECLAMATION ENGINEER

I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-23791. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

/s/ Mark R. Kulp
State Reclamation Engineer

Application for Amendment
To Permit to appropriate the Public Waters
of the State of Idaho, No. G-23791

Comes now G. A. Saxton, 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-23791, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows: T 3 N - R 3 W., B.M. Section 29; SE $\frac{1}{4}$ SW $\frac{1}{4}$, 16 acres - SW $\frac{1}{4}$ SE $\frac{1}{4}$, 5 acres - Section 32; NW $\frac{1}{4}$ NE $\frac{1}{4}$, 10 acres - SW $\frac{1}{4}$ NE $\frac{1}{4}$, 40 acres - SE $\frac{1}{4}$ NW $\frac{1}{4}$, 20 acres., making a total of 91 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 Caldwell, this 23 day of January, 1958

/s/ G. A. Saxton
G. A. Saxton

Date of receipt at office of Department of Reclamation
February 27, 1958

APPROVAL OF STATE RECLAMATION ENGINEER

I, MARK R. KULP, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-23791. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

/s/ Mark R. Kulp
State Reclamation Engineer

Application for Amendment
To Permit to appropriate the Public Waters
of the State of Idaho, No. G-23791.

Comes now Gordon A. Saxton, 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-23791, and requests that the amount of water right filed on be reduced from 2.4 c.f. to 1.92 c.f. because this is the amount left in the entire holdings that are not licensed. 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 Caldwell, this 23 day of January, 1958

/s/ G. A. Saxton
G. A. Saxton

Date of receipt at office of Department of Reclamation - February 27, 1958

APPROVAL OF STATE RECLAMATION ENGINEER

I, MARK R. KULP, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-23791. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

/s/ Mark R. Kulp
State Reclamation Engineer

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

In the Matter of the Reinstatement)
of Permit No. G-23791 Under the)
Provisions of Section 42-311 Idaho)
Code

ORDER REINSTATING PERMIT

WHEREAS, Permit No. G-23791 lapsed through failure of the holder to make proof of completion of the works of diversion within the time specified in the Permit, to-wit: February 27, 1958; and,

WHEREAS, On the 21st day of March, 1958 notice to show cause why said permit should not be cancelled, under the provisions of Section 42-311, Idaho Code, was duly served on the holder of said permit; and,

WHEREAS, on the 28th day of February, 1958, the holder submitted notice for publication of intention of proofs; and,

WHEREAS, On the 17th day of April, 1958 depositions of the holder and two witnesses were received at the Department of Reclamation showing that the said works of diversion were completed within the time required in the permit; and,

WHEREAS, After examination of the said depositions, the State Reclamation Engineer of the State of Idaho, is fully satisfied that the works of diversion were completed as required under the terms of said Permit No. G-23791 and that the holder has acted in good faith;

IT IS, THEREFORE, Hereby Ordered that said Permit No. G-23791 be, and the same is, hereby reinstated, and that a certificate of completion of works be issued to the applicant herein.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of this Department, at Boise, Idaho, this 8th day of July, 1958.

/s/ Geo. N. Carter
State Reclamation Engineer

Recorded:
July 8, 1958.

Permit No. G-23791

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to certify that G. A. SAXTON of Caldwell, County of Canyon, and State of Idaho, the holder of Permit No. G-23791, issued upon Application No. G-31568 bearing date of priority of February 23, 1953, authorizing the diversion of 2.4 second feet of waters of Subterranean to be raised through a drilled well County of Canyon, State of Idaho, for Irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use .53 second feet of the waters of subterranean flow from a well that the point of diversion of said waters NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 32 and in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 29, Township 3 North, Range 3 West, B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 91 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 29, NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ Section 32, Township 3 North, Range 3 West, B.M. Proof of Completion of Works made: April 12, 1958

Witness my hand this 6th day of August, A.D. 1958

GEO. N. CARTER
State Reclamation Engineer
By: /s/ E. N. HUMPHREY
Deputy

Proof of Completion of Works made: April 12, 1958
Certificate of Completion of Works issued: August 6, 1958

PERMIT NO. G-23791
Page 6389

WATER RIGHT NUMBER 63-2930

OWNER LAST NAME - SAXTON

FIRST NAME - G. A.

ORIG OWNER -

ADDRESS LINE 1 -

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - CALDWELL

STATE - ID ZIP CODE - 83605

SOURCE - GROUNDWATER

TRIBUTARY OF -

STAGE - LICENSE

STATUS -

PRIORITY - 02-23-1953 COUNTY - CANYON

TOTAL DIV. RATE -

.5300 -CFS

TOTAL DIV. VOLUME -

.00 AFA TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - SESH 29 03N 03W LOT

REDIV -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

NWNE 32 03N 03W LOT

REDIV -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

FROM - TO -

USE - IRRIGATION

USE DIV. RATE -

.5300 CFS USE DIV. VOLUME -

.00 AFA

USE - IRRIGATION

PLACE OF USE - TWN 03N RNG 03W SEC 29 TRACT SESH LOT

AC 16 TRACT SWSE LOT

AC 05

USE - IRRIGATION

PLACE OF USE - TWN 03N RNG 03W SEC 32 TRACT NWNE LOT

AC 10 TRACT SWNW LOT

AC 40

TRACT SENW LOT

AC 20

DECREE NAME -

DATE -

TOTAL ACRES

91

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 23791

PROOF MADE -

FLD EXAM -

COND. OF APPROVAL -

DIVERSION MEANS -

VERIFIED J G

5/30/85

IDENT. NO. 63-2930

WATER RIGHT DATA ENTRY LOG

[illegible]

GEO. N. CARTER
~~XXXXXXXXXX~~

August 6, 1958

Re: Permit No. G-23791
G. A. Saxton

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

Dear Mr. McDowell:

Enclosed is the Certificate of Completion of Works and the License and Certificate of Water Right issued under Permit No. G-23791 confirming the right with priority of February 23, 1953, to the use of .53 second foot of subterranean water, with the points of diversion in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 32 and SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 29, for irrigation of 91 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 29, NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ Section 32, Township 3 North, Range 3 West, B.M.

Enclosed also is departmental receipt #G-3501 for \$11.00, issued as receipt of the five dollar fee for the Certificate of Completion of Works and six dollars for the License fee.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Chief Clerk

EPR:nls
Enc.

23791

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

In the Matter of the Reinstatement)
of Permit No. G-23791 Under the)
Provisions of Section 42-311 Idaho)
Code _____)

ORDER REINSTATING PERMIT

WHEREAS, Permit No. G-23791 lapsed through failure of the holder to make proof of completion of the works of diversion within the time specified in the Permit, to-wit: February 27, 1958; and,

WHEREAS, On the 21st day of March, 1958 notice to show cause why said permit should not be cancelled, under the provisions of Section 42-311, Idaho Code, was duly served on the holder of said permit; and,

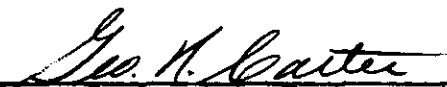
WHEREAS, On the 28th day of February, 1958 the holder ~~failed to appear and to show cause why said permit should not be cancelled, and that the works of diversion under said permit were not fully completed within the time required, and~~ submitted notice for publication of intention of proofs; and,

WHEREAS, On the 17th day of April, 1958 depositions of the holder and two witnesses were received at the Department of Reclamation showing that the said works of diversion were completed within the time required in the permit; and,

WHEREAS, After examination of the said depositions, the State Reclamation Engineer of the State of Idaho, is fully satisfied that the works of diversion were completed as required under the terms of said Permit No G-23791, and that the holder has acted in good faith;

IT IS, THEREFORE, Hereby Ordered that said Permit No. G-23791 be, and the same is, hereby reinstated, and that a certificate of completion of works be issued to the applicant herein.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of this Department, at Boise, Idaho, this 8th day of July, 1958,



State Reclamation Engineer

23791

~~GEO. N. CARTER~~

July 9, 1958

Re: Permit No. G-23791
G. A. Saxton

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

Dear Mr. McDowell:

Our field engineer's report on his inspection of the completion of works and beneficial use of the water under the terms of Permit No. G-23791 shows the wells (two) are capable of conveying 26½ miners' inches (.53 c.f.s.) of water (over and above amount licensed under Permit No. 21628) for irrigation of 91 acres.

Upon receipt of the statutory fees, totalling \$11.00, we will issue the Certificate of Completion of Works (for which the fee is five dollars) and the License and Certificate of Water Right (six dollars-- fee based at the rate of two dollars for each 40-acre subdivision, two of which were inspected under Permit No. 21628) confirming the right with priority of February 23, 1953, to the use of .53 second foot of subterranean water, with the points of diversion in the SE¼W¼ of Section 29, NW¼NE¼ of Section 32, for irrigation of 91 acres in the SE¼SW¼, SW¼SE¼ Section 29, NW¼NE¼, S¼NW¼ Section 32, Township 3 North, Range 3 West, B.M.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Chief Clerk

23791

EPR:nls

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

Permit No. G-23791

This proof is for C/W & Beneficial Use In Water District No. _____1. Name of applicant G. A. Saxton, Route #4, Caldwell, Idaho2. Source of water supply: Subterranean, to be raised through a drilled well3. Location of point of diversion: Is in the (amend) #1 SE $\frac{1}{4}$ SW $\frac{1}{4}$ section 29#2 NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 32
T. 3 N. R. 3 W. County of Canyon ER4. Describe works as they exist, giving dimensions and capacities of same: See Engr Report in 21628.#1 on West = 20 hp. Q.D. Smith Motor. R.T. Turbine. Delivers into a desanding pool.#2 on East well = ~~25~~ 7.5 hp. H.S. Motor R.T. Turbine. Delivers into a desanding pool. All water is delivered thru separate systems (sprinklers to areas irrigated)5. Water is used for: Irrigation6. 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):

Township 3 North, Range 3 West, B.M.Section 29 - SE $\frac{1}{4}$ SW $\frac{1}{4}$ 16 acres, SW $\frac{1}{4}$ SE $\frac{1}{4}$ 5 acres,Section 32 - NW $\frac{1}{4}$ NE $\frac{1}{4}$ 10 acres, SW $\frac{1}{4}$ NW $\frac{1}{4}$ 40 acres, SE $\frac{1}{4}$ NW $\frac{1}{4}$ 20 acres ERapp. 2.4 cfs ^{78 in} making a total of 91 acres.Area = 1.92 cfs ^{83 in} ^{1615 in} = 3.23 = .53 cfsThere has been some changes in this system since #21628 was inspected.

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

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

Remarks: See license #21628Crops are Orchards - hay - grainSaxtons son along#1 measured over 2' cfs. weir already installed
#2 " " thru Sparling meterThis examination was made on the 22 day of May, 19 58L 23791(Signed) E. H. Humphrey Examiner.

East well
400 cfs in 4 M. 032.
83" 2428.

$T = 61^{\circ}F$ $W = 78'$
lift = 86' chd

U.S. Motor 25 hp.
920461

B. J. Turbine
285357

GE hor. motor 50 hp.
OK8019951

Rain flow cent.
2441 size 6" x 4"

$\frac{5}{16}$ " x $\frac{1}{8}$ " heads.

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 3 1958
Department of Reclamation

G. A. Saxton
Route #4, Caldwell, Idaho

Permit No. G-23791

Examination for C/W & Beneficial Use

County Canyon
29832 - 3N - 3W.

Q₂ 1.92 c.f.s. (amendment)

S = Wells.

#1 SE. SW. Sec. 29 } T. 3 N. - R. 3 W.
P.D. #2 NW. NE. - 32 }

See 21628

Use = Irrigation

Filed = Feb. 23, 1953.

Due = Feb. 27, 1958

West well #1
20 hp. A.C. Smith
60164

B. J. Turb 253901

1 1/2 K 2 stage

720 gpm @ 70'

h = 66' - 72' no protect.)
Del to W. 25 x 8" into
Pond

40 hp. U.S. motor
2171982 hor. Sprayer

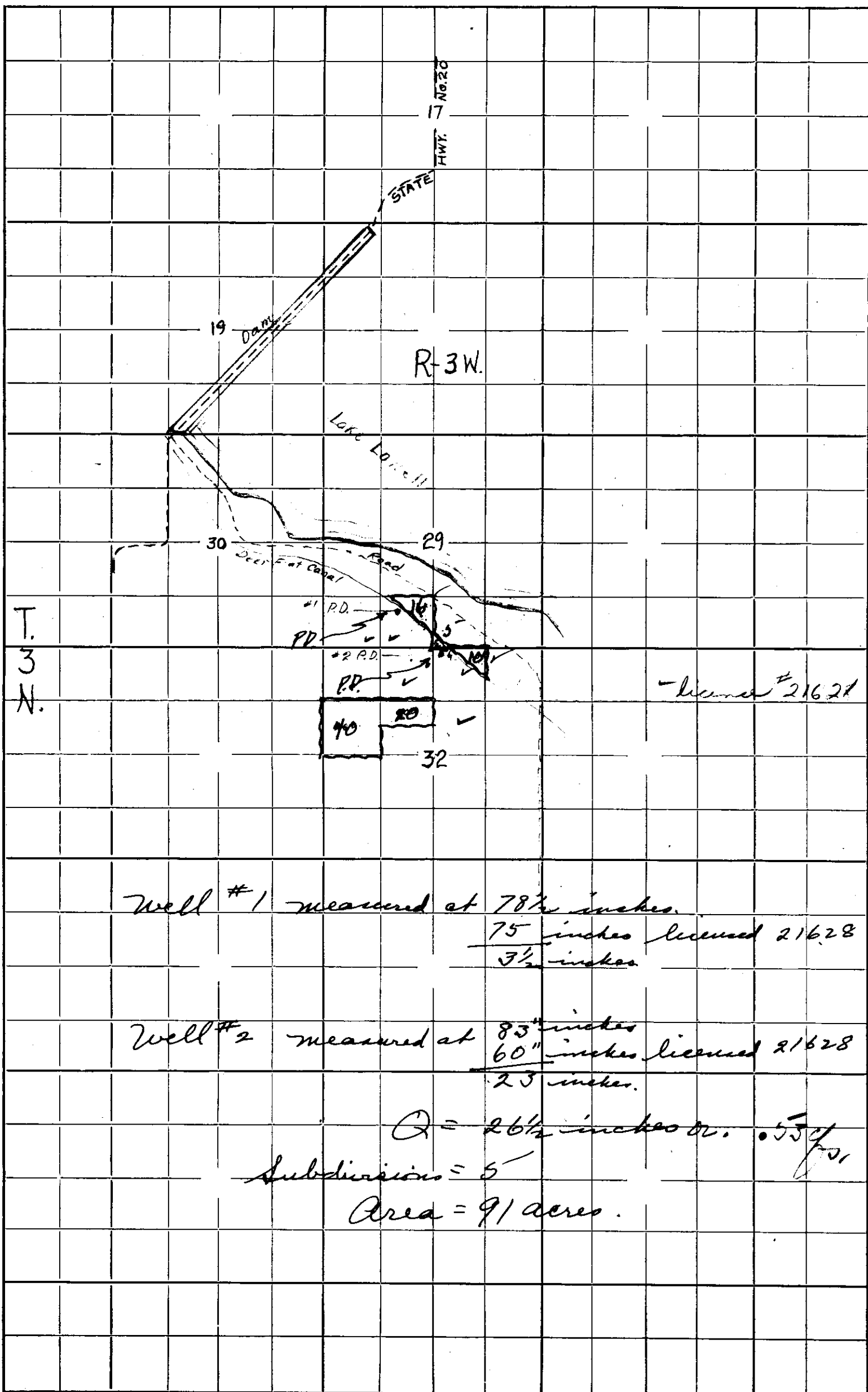
Ingenol Rand Pump 5" x 4"
Clnt. 06515455 (or 4" x 3")

$T = 60^{\circ}F$
Measured over weir)
2' cap

8 to 10 lines 17 heads $\frac{3}{8}$ " x $\frac{1}{2}$ "
16

Where T. Trumbull controls
on S. 6'

Q = 1.57 cfs.
 $78 \frac{1}{2}$ "



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-23791

REPORT ON PROOF OF COMPLETION OF WORKS & BENEFICIAL USE

G. A. Saxton, Route #4, Caldwell, Idaho

Appl.(amend) 1.92 c.f.s.

C/W..

Sub - 5

Acct - 91

*portion of 2 Sub. from
here to Division
21628*

April 24, 1958

Re: Permit No. G-23791

Mr. G. A. Saxton
Route # 4
Caldwell, Idaho

Dear Mr. Saxton:

This acknowledges receipt of the depositions of Holder and of the two Witnesses, and the affidavit of publication in The News-Tribune in proof of completion of works and beneficial use under Permit No. G-23791.

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:nls

cc: Mr. Harley N. McDowell
P. O. Box 2161
Boise, Idaho

23791

Affidavit of Publication

STATE OF IDAHO,

County of Canyon

ss.

RECEIVED
APR 17 1958
Department of Registration

JEANNE BRUNER

, being first duly sworn, deposes and says;

CALDWELL PUBLISHING CO.

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

Saturday

issue of The

News-Tribune for four consecutive weeks

beginning with the issue of March 15,

1958 and ending with the issue of April

5, 1958.

Jeanne Bruner

Subscribed and sworn to before me this 5th

day of April, 1958.

E. Robert Buce

Notary Public for Idaho
Residing at Caldwell, Idaho

L 23291

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-23791

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. G. A. Saxton, residence 8 miles SW of Caldwell, Idaho, P. O. Address is Route 4 Caldwell, Idaho

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

Ans. Individual

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

Ans. G-23791, date of permit is February 27th, 1953 and the priority date I propose to establish is February 23, 1953

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

Ans. 2 drilled well to raise subterranean water. Well #1 is located in SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 29, The other well is in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 32, T 3 N - R 3 W.

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 first well is drilled to a depth of 185', 12" hole. The lift starts in the spring at 60' and pulls down by fall to 80'. This is equipped with turbine type pump and motor equipped with 20 H.P. motor, and this well has been tested to discharge 75". The second well is drilled to a depth of 168'. The level for pumping is the same as the first one, 12" hole, 25 h.p. motor and this was tested to discharge up to 90". These tests were made by the Perma Waterlifter Company and they had an Air gauge method of testint the capacity. Both wells are cased to the full depth and all water is obtained by the perforations in the pipe. Both these wells discharge into separate reservoirs. This water

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. is then again repumped with a Centrifical Pump through a sprinkler irrigation system, and I have on this system for both wells combined 170 sprinkler nozzles and these operate at 40# and the nozzles are each rated to deliver 8 gpm.

The purpose of this water is all for irrigation, and the subdivisions are in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 29, 16 acres and in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 29, 5 acres and in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 32, 10 acres and in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, 40 acres, SE $\frac{1}{4}$ NW $\frac{1}{4}$, 20 acres, in Sec. 32, T 3 N - R 3 W., B.M. This is all for intensive row crop and orchard production, and as a direct result of this improvements(considering this proportionate share of my work here and this permit) \$9,000.00

G 23791

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

Ans. Irrigation only.

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

Ans. At the present time if the wells are all up, I can raise hay and grain and some row crops. When I have to go into more intensive production or go altogether on this on orchard, I will have to keep all the water production I have to its full capacity.

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 person who originally applied for this.

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

Ans. I started this work immediately after the permit was granted. I have produced with it at all times and have had this in full production for the last 5 years.

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. The only other waters appurtenant to this land and applied on it are under permit #21628 which already have been licensed.

(Sign)

P. A. Layton

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 12th day of April, A. D. 1958.

Harley H. McDonald
Notary Public for Idaho.

My commission expires 10-11-59

23791

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-23791

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. Marvin Cuddeback, age 39, residence 8 miles south of Caldwell, Idaho, occupation farming, and P. O. Address Route 4, Caldwell, Idaho.

Ques. 2. Are you acquainted with Gordon Saxton, the holder of Permit No. G-23791? How long have you known him and where does he reside?

Ans. I have known him 13 years and I know he resides about 8 miles SW of Caldwell.

Ques. 3. Have you read or heard read said Permit No. G-23791, 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 2 drilled wells, located in SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 29 and in NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 32, T 3 N - R 3 W. Both these wells are cased to the full depth, and these wells discharge into separate reservoirs. This water is repumped through a sprinkler irrigation system,

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 these works will deliver at least 165".

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 tested by the pump company and I know it will deliver 165".

23791

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 Section 29, T 3 N - R 3 W, SE $\frac{1}{4}$ SW $\frac{1}{4}$ 16 acres and SW $\frac{1}{4}$ SE $\frac{1}{4}$, 5 acres. In T 3 N - R 3 W., Sec. 32, NW $\frac{1}{4}$ NE $\frac{1}{4}$, 10 acres, SW $\frac{1}{4}$ NW $\frac{1}{4}$, 40 acres, SE $\frac{1}{4}$ NW $\frac{1}{4}$ 20 acres. There is no natural meadow land, 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. This is a sandy loam soil here, excellent soil when cultivated and watered. You can raise nothing without artificial irrigation.

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

Ans. No.

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

Ans. I have been farming my own land adjacent here, and I have seen this land for the last 13 years and I have known the project ever since the first day it was started and I have had occasion to see it almost every day.

(Signed) Marvin Cuddeback

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 12th day of April, A. D. 1958.

Barley M. Lewis
Notary Public.

My commission expires 10-11-59

23791

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Department of Reclamation

Permit No. G-23791.....

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

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

Ans. Ma. C. Shade, age 46, residence 5 miles North and west of Boise, Idaho, occupa-
tion is fruit market, P. O. Address is Route 1, Boise, Idaho.

Ques. 2. Are you acquainted with G. A. Saxton, the
holder of Permit No. G-23791? How long have you known him and where does
he reside?

Ans. I have known him 25 years and know that he lives 8 miles SW of Caldwell, Idaho.

Ques. 3. Have you read or heard read said Permit No. G-23791, 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 con-
veying water from point of diversion to place of use.

Ans. From 2 drilled wells located in SW $\frac{1}{4}$ Sec. 29 and NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 32, T 3 N - R 3 W.
These wells will deliver 165". The well in Sec. 29 is drilled to a depth of 185' and
the well in Sec. 32 is drilled to a depth of 168'. Both these wells are cased to the
full depth. Both wells discharge into separate reservoirs and repumped through a sprinkler
system.

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

Ans. These works will conduct 165" of water to the place of use.

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 didn't see the actual testing, but I have seen the wells in operation and
from my estimate of having irrigated land, it is my opinion this will pump 165".

23791

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

Ans. Irrigation on SE $\frac{1}{4}$ SW $\frac{1}{4}$, 16 acres; SW $\frac{1}{4}$ SE $\frac{1}{4}$, 5 acres, in Sec. 29. In Sec. 32, NW $\frac{1}{4}$ NE $\frac{1}{4}$, 10 acres and SW $\frac{1}{4}$ NW $\frac{1}{4}$, 40 acres and SE $\frac{1}{4}$ NW $\frac{1}{4}$, 20 acres. There is no natural meadow land here 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.

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. Good productive soil when irrigated. It is a sandy loam type, and it takes at least 1" to the acre for good irrigation.

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

Ans. No.

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

Ans. I have been over this since it first started. I have had occasion to see it several times during each year.

(Signed)

M. C. Shade

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 12 day of April, A. D. 1958.

Harley W. Howell

Notary Public.

My commission expires 10-11-59

23791

March 24, 1958

RE: Permit No. 1-23791
C.A. Saxton

News-Tribune
Caldwell, Idaho

Dear Sir:

Please mail us a copy of the Legal Publication on the above captioned Permit and name.

This Notice was acknowledged by you and was to have been published in your March 16th issue.

Thank you.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Edna P. Rutledge (Mrs.)
Chief Clerk

R:vm

23791

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE, \$300

9-23791



POSTMARK OF
DELIVERING OFFICE

INSTRUCTIONS.—Show name, address and number of article below. Complete "Instructions To Delivering Employee" on other side, when applicable. Moisten gummed ends and securely attach to back of article. Endorse front of article RETURN RECEIPT REQUESTED.

RETURN TO
▼

REGISTERED NO.

NAME OF SENDER

Department of Reclamation

CERTIFIED NO.

STREET AND NO. OR P.O. BOX

State House, Room 107

INSURED NO.

CITY, ZONE, AND STATE

Boise, Idaho

INSTRUCTIONS TO DELIVERING EMPLOY

- ☐ DELIVER ONLY TO ADDRESSEE (20¢ additional)
- ☐ SHOW ADDRESS WHERE DELIVERED IN ITEM 4 BELOW (31¢ additional)

RECEIPT

Received from the Postmaster the Registered, Certified, or Insured Article, the number of which appears on the face of this return receipt.

1. SIGNATURE OR NAME OF ADDRESSEE

X

2. SIGNATURE OF ADDRESSEE'S AGENT (Agent should enter addressee's name in item 1 above)

3. DELIVERY DATE

March 22, 1958

4.

R23791

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G- 23791

March 21, 1958

To G. A. Saxton

Rt. # 4, Caldwell, Idaho

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. G- 23791 to appropriate the Public Waters of the State of Idaho, have not been complied with as to _____

Completion of Works & Beneficial Use Proofs which were due February 27, 1958

YOU ARE HEREBY notified in compliance with Sec. 42-234, Idaho Code that said Permit No. G- 23791 is hereby held for cancellation.

YOU ARE HEREBY required to show cause before the State Reclamation Engineer on or before sixty days from date of this notice why said Permit should not be cancelled.

Said PERMIT NO. G- 23791 claims the use of 2.4 cubic feet per second of the Subterranean Waters of a well with point of diversion located NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 32, Twp. 3 North, Rge. 3 West. B.M., was approved February 27, 1953.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, the 21st day of March, 1958.

Copy of this notice sent to:
Harley M. McDowell
P.O. Box 2161
Boise, Idaho

State Reclamation Engineer

23791

THE NEWS-TRIBUNE

CALDWELL, IDAHO

March 8, 1958

RECEIVED
MAR 10 1958
Department of Reclamation

Mark R. Kulp
Department of Reclamation
Boise, Idaho

Dear Sir:

This is to acknowledge receipt of legal notice to be published March 15, 1958 and four consecutive weeks following.

RE: Permit No. G-23791
G.A.Saxton

Very truly yours,

Ernest S. Flanery
Legal clerk

ef

- H 23791

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RE: Permit No. G-23791
G.A. Saxton

Date: *First published March 15th*
March 7, 1958

News-Tribune
Caldwell, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **April 12th, 1958** the date set for proof; the expense of the publication is to be paid by the applicant, **Agent- Harley M. McDowell,** ^{P.O. Box 2161} of **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.

23791

ack rec'd - m. v. r.

RECEIVED
FEB 28 1958

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE TO THE Department of Reclamation

(Date) February 27, 1958

Caldwell, Idaho
Address

City _____ State _____

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sirs:

You are hereby authorized to have the attached notice published at my expense in the News-Tribune of Daldwell, Idaho published in the county in which the works are situated. *l m. 100 2*

By _____

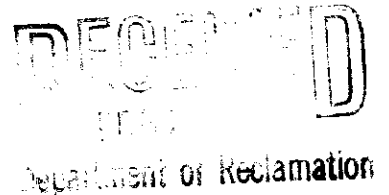
By J. A. Saxton

(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

✓ 23291



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

Notice is hereby given that at 10 A. M., on the 12th
day of April, 1958, at Boise, County of
Ada, State of Idaho, before Wesley M. McDowell
Notary Pub, proof will be submitted of the completion of
works for the diversion of 1.92
~~xxx~~ 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-23791 heretofore issued by
the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said
permit are G. A. Santon, Rt. 4, Caldwell, Idaho

2. Said works of diversion will be fully completed on the date set for such
completion, and the amount of water which said works are capable of conveying to
the place of use is 1.92
~~xxx~~ 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
2.4 cubic feet per second.

4. The point of diversion of said water is NW 1/4, Sec. 32, T3N-R3W, B.M.
SE 1/4, Section 29, T 3 N - R 3 W., B.M.

5. The place where said water is used is SE 1/4, SW 1/4, Sec. 29, NW 1/4,
SW 1/4, SE 1/4, Section 32, T 3 N - R 3 W., B.M.

6. The date of priority which said user is prepared to establish is
2/23/53.

MARK R. KULP

State Reclamation Engineer

23791

March 7, 1958

RE: Permit No. G-23791
G. A. Saxton

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-23791 in the name of G. A. Saxton. Final proof is to be made before you, as Notary, at 10:00 A.M on the 12th day of April.

As of this date, we have mailed the Notice to the News-Tribune 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 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. G. A. Saxton

23791

March 4, 1958

Re: Permit No. G-23791
G. A. Saxton

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

Dear Mr. McDowell:

Enclosed are three applications for amendment to Permit No. G-23791 as approved by the State Reclamation Engineer and recorded in the Department of Reclamation in Book 83 of Permits at Page 23791, amending the permit as follows: Point of Diversion - "#1, SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 29; #2 NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 32, Township 3 North, Range 3 West, B.M." List of Land - "SE $\frac{1}{4}$ SW $\frac{1}{4}$, 16 acres; SW $\frac{1}{4}$ SE $\frac{1}{4}$, 5 acres; Section 29; NW $\frac{1}{4}$ NE $\frac{1}{4}$, 10 acres; SW $\frac{1}{4}$ NW $\frac{1}{4}$, 40 acres; SE $\frac{1}{4}$ NW $\frac{1}{4}$, 20 acres; Section 32; Township 3 North, Range 3 West, B.M." Amount of water: "The amount of water right filed on be reduced from 2.4 c.f. to 1.92 c.f. because this is the amount left in the entire holdings that are not licensed." These amendments should now be attached to the original permit to which they refer and of which they become a part.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR:nls
Enc.

23791

Department of Reclamation

**To Permit to appropriate the Public Waters
of the State of Idaho, No. G-23791**

Comes now Gordon A. Saxton, 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-23791, and requests that ~~the amount of water right filed on be reduced from 2.4 c.f. to 1.92 c.f. because this is the amount left in the entire holdings that are not licensed.~~

the amount of water right filed on be reduced from 2.4 c.f. to 1.92 c.f. because this is the amount left in the entire holdings that are not licensed.

~~nothing is to be done~~

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 Caldwell, this 23 day of January, 1958

G. A. Saxton
G. A. Saxton

Date of receipt at office of Department of Reclamation February 27, 1958

APPROVAL OF STATE RECLAMATION ENGINEER

I, MARK R. KULP, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-23791. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

Mark R Kulp

State Reclamation Engineer

[illegible]

Form No. (

Application for Amendment

To Permit to appropriate the Public Waters of the State of Idaho, No. G-23791

Comes now G. A. Saxton, 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-23791, and requests that the list of lands to be irrigated, as described in said
permit, be changed to read as follows:

T 3 N - R 3 W., B.M.

Section 29, SE 1/4 - 16 acres

SW 1/4 - 5 acres

Section 32, NE 1/4 - 10 acres

SW 1/4 - 40 acres

SE 1/4 - 20 acres.

making a total of 91 acres.

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

Signed at Caldwell, this 23 day of January, 19 58

G. A. Saxton

Date of receipt at office of Department of Reclamation February 27, 1958

APPROVAL OF STATE RECLAMATION ENGINEER

I, MARK R. KULP, State Reclamation Engineer of the State of Idaho, hereby approve
the above and foregoing application for amendment to Permit to appropriate the Public Waters of
the State of Idaho, No. G-23791. This approval constitutes a new permit and is issued as an
amendment to the original permit, to which it refers, and of which it becomes a part, and said appli-
cation is approved only insofar as the rights of others will not be adversely affected thereby.

Mark R Kulp

State Reclamation Engineer

RECEIVED
JAN 20 1958

Department of Reclamation

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. G-23791

Comes now G. A. Sexton 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. 23791.

That the point of diversion is described in said permit as being
located NE 1/4, Section 32, T 3 N - R 3 W., B.M.

That he now requests that the point of diversion be changed to a
point located SW 1/4, Sec. 29; NE 1/4, Sec. 32, T 3 N - R 3 W., B.M.

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

There are better well sites and the water will distribute more
efficiently.

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

Signed at Boise, Idaho, this 14 day of January 19 58

G. A. Sexton

Date of receipt at Department of Reclamation January 20, 1958

APPROVAL OF STATE RECLAMATION ENGINEER

I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho,
hereby approve the above and foregoing application for amendment to Permit to
appropriate the Public Waters of the State of Idaho, No. G-23791. This
approval constitutes a new permit and is issued as an amendment to the original
permit, to which it refers and of which it becomes a part, and said application
is approved only insofar as the rights of others will not be adversely affected
thereby.

Mark R. Kulp
State Reclamation Engineer

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. 0-23791

Date December 1, 1957

G. A. Saxton
Route #4
Caldwell, Idaho
Dear Sir:

The date for proofs of completion of works and application of water to beneficial use, as set out under the terms of Permit No. 0-23791 are due not later than February 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

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

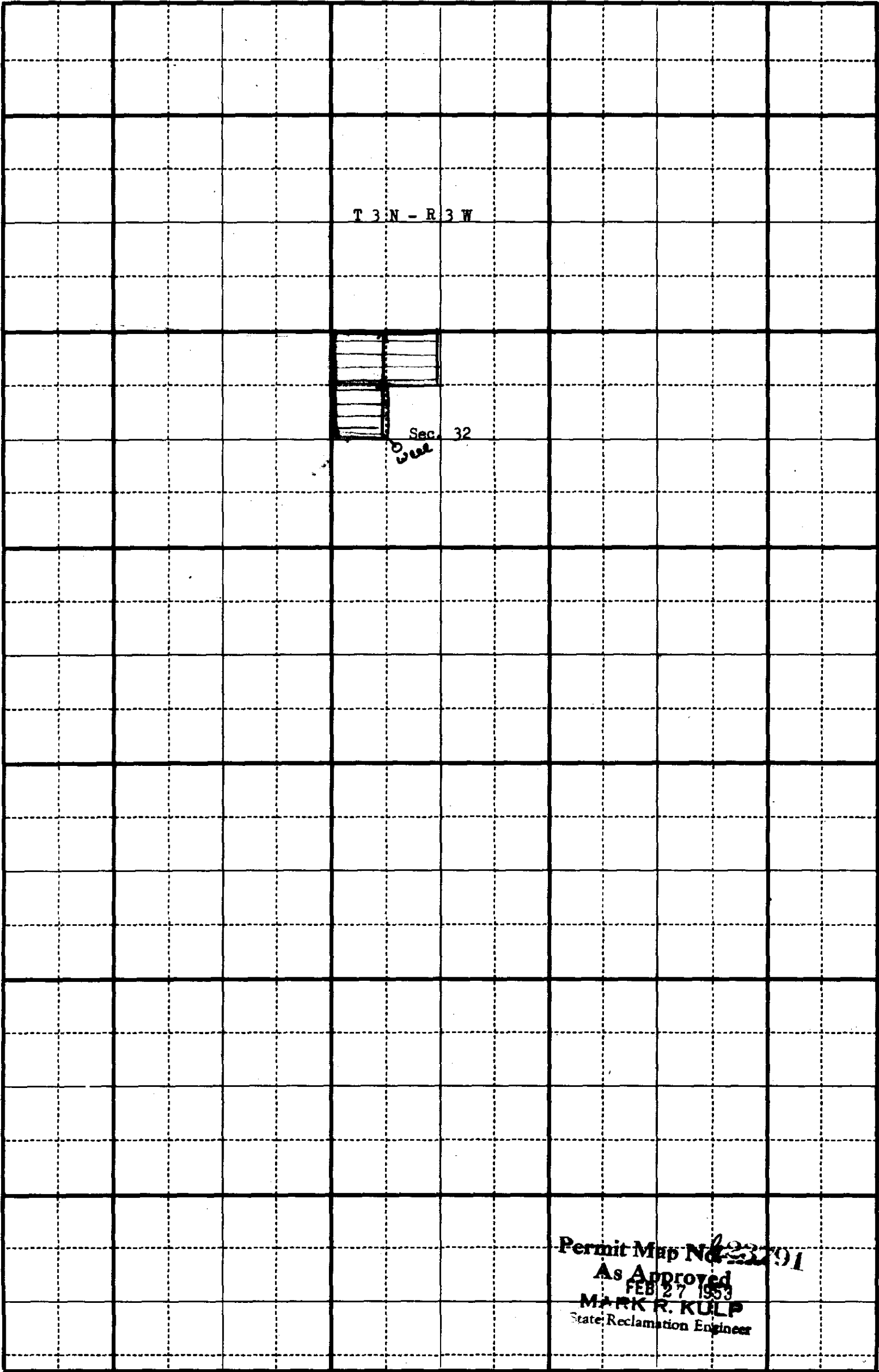
823791

Permit No. G-23791

See letter of transmittal with Permit No. G-23790.

NAME OF APPLICANT G. A. TON

Form No. 0



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

23791

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

Notice is hereby given that at 10 a.m., on the 12th day of April, 1958, at Boise, County of Ada, State of Idaho, before Harley M. McDowell, Notary Public, proof will be submitted of the completion of works for the diversion of 1.92 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. 43-267724 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are G. A. Saxton, Rt. 4, Caldwell, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 1.92 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 2.4 cubic feet per second.

4. The point of diversion of said water is NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 32, T3N-R3W., B.M. SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 29, T 3 N - R 3 W., B.M.

5. The place where said water is used is SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 29; NW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 32, T 3 N - R 3 W., B.M.

6. The date of priority which said user is prepared to establish is 2-23-53.

MARK R. KULP
State Reclamation Engineer
March 15-22-29 - April 5.