

c. Describe the lands or place of use to which the right will be transferred:

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	
3N	3W	9															21		21
																	0		

Total number of acres to be irrigated 21

4. Describe any other water rights used for the same purpose as described above. None
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.

The map is a grid representing land sections. Township 3N is labeled on the left side. Range 3W is labeled in the upper middle section. A specific section is highlighted with a blue square and labeled 'P/O's' and 'Place of Use' with arrows. A red stamp at the bottom reads 'MICROFILMED MAY 12 1987'.

Department of Water Resources

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) SS.
County of Canyon)

Debra Martin del Campo
of Nampa, Canyon County, Idaho, being first duly sworn, deposes
and says:

1. That I am a citizen of the United States of America, and at all
times hereinafter mentioned was over the age of eighteen years,
and not a party to the above entitled action.

2. That I am the Principal Clerk of the Idaho Press-Tribune, a
daily, (except Saturday) newspaper published in the City of Nampa
and Caldwell, in the County of Canyon, State of Idaho; that the said
newspaper is in general circulation in the said County of Canyon,
and in the vicinity of Nampa and Caldwell, and has been uninter-
ruptedly published in said County during a period of seventy-eight
consecutive weeks prior to the first publication of the notice, a copy
of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was
published in said newspaper

Two times
in the regular and entire issue of said paper, and was printed in
the newspaper proper, and not in a supplement.

4. That said notice was published the following dates:

December 17, 24, 1986

Debra Martin del Campo
Subscribed and sworn to before me this
24th day of December
1986

Janne Leask
Notary Public, Residing at Nampa, Idaho

MY COMMISSION EXPIRES
JULY 12th, 1991

NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
No. 65-2837

Notice is hereby given that
Somerset West Water Corp. of
Caldwell, Idaho has applied to the
Department of Water Resources
for a change of the nature of use
and point of diversion from a
groundwater source.

The right sought to be changed is
evidenced by License No. 63-2837
and is recorded as follows:

Amount: 0.76 cfs

Priority: November 29, 1950

Point(s) of Diversion: SWSE, Sec.
9 Twp. 3N, Rge. 3W.

The water is used for irrigation
and domestic purposes within the
SWSE, Sec. 9, Twp. 3N, Rge. 3W,
for one home and 40 acres.

TO BE CHANGED
AS FOLLOWS

Amount: 0.76 cfs

Point(s) of Diversion: 2 points
within the SWSE, Sec. 9, Twp. 3N,
Rge. 3W.

The water will be used for
irrigation and domestic purposes
within the SWSE, Sec. 9, Twp. 3N.,
Rge. 3W, for 57 homes and 21 acres
of irrigation.

Any protest against approval of
the proposed change of water right
application must be filed with the
Department of Water Resources,
Statehouse, Boise, ID 83720 on or
before January 5, 1987.

KEN DUNN
Director
December 17, 24, 1986

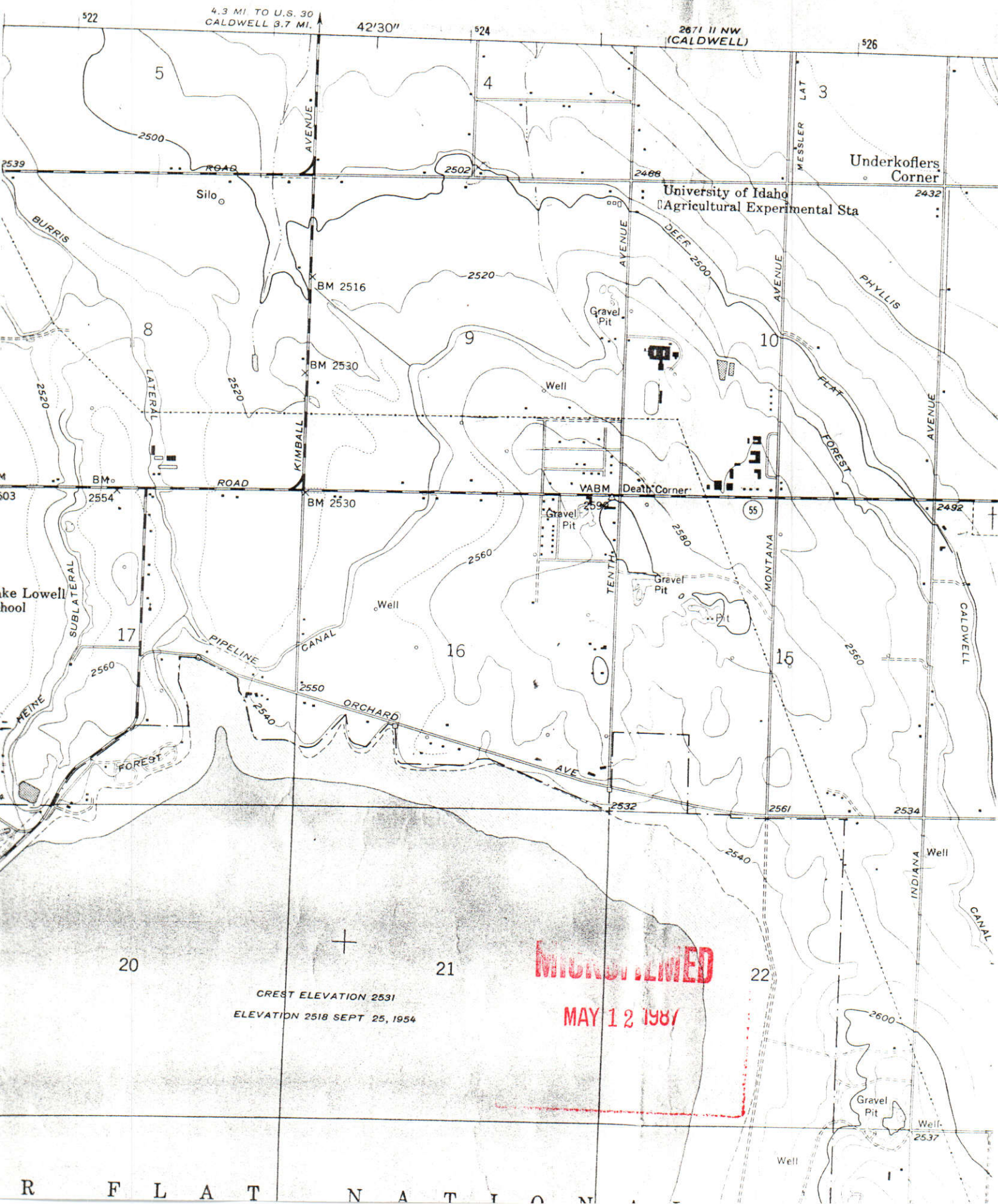
MICROFILMED

MAY 12 1987

RECEIVED
DEC 1 1986

Department of Water Resources
Boise National Office

ERIOR



R F L A T N A T I O N A L

SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 9 T 3N R 3W, B.M.

RECORDED
AT THE OFFICE OF THE
CLERK OF THE DISTRICT COURT
PLAT 100-14, PAGE 7
FEB 19 1900

33702

100

1-2-74

PLAT

On 10/10/1964, the following information was received from the Bureau of the Census, Washington, D.C.:

STATE OF CALIFORNIA
COUNTY OF LOS ANGELES

Sub. 1 of 116.

SOMEFAST WLCY 4-20-70

445 446 447 448 449 450 451 452 453 454 455 456 457 458 459 460 461 462 463 464 465 466 467 468 469 470 471 472 473 474 475 476 477 478 479 480 481 482 483 484 485 486 487 488 489 490 491 492 493 494 495 496 497 498 499 500 501 502 503 504 505 506 507 508 509 510 511 512 513 514 515 516 517 518 519 520 521 522 523 524 525 526 527 528 529 530 531 532 533 534 535 536 537 538 539 540 541 542 543 544 545 546 547 548 549 550 551 552 553 554 555 556 557 558 559 560 561 562 563 564 565 566 567 568 569 570 571 572 573 574 575 576 577 578 579 580 581 582 583 584 585 586 587 588 589 590 591 592 593 594 595 596 597 598 599 600 601 602 603 604 605 606 607 608 609 610 611 612 613 614 615 616 617 618 619 620 621 622 623 624 625 626 627 628 629 630 631 632 633 634 635 636 637 638 639 640 641 642 643 644 645 646 647 648 649 650 651 652 653 654 655 656 657 658 659 660 661 662 663 664 665 666 667 668 669 670 671 672 673 674 675 676 677 678 679 680 681 682 683 684 685 686 687 688 689 690 691 692 693 694 695 696 697 698 699 700 701 702 703 704 705 706 707 708 709 710 711 712 713 714 715 716 717 718 719 720 721 722 723 724 725 726 727 728 729 730 731 732 733 734 735 736 737 738 739 740 741 742 743 744 745 746 747 748 749 750 751 752 753 754 755 756 757 758 759 760 761 762 763 764 765 766 767 768 769 770 771 772 773 774 775 776 777 778 779 780 781 782 783 784 785 786 787 788 789 790 791 792 793 794 795 796 797 798 799 800 801 802 803 804 805 806 807 808 809 810 811 812 813 814 815 816 817 818 819 820 821 822 823 824 825 826 827 828 829 830 831 832 833 834 835 836 837 838 839 840 841 842 843 844 845 846 847 848 849 850 851 852 853 854 855 856 857 858 859 860 861 862 863 864 865 866 867 868 869 870 871 872 873 874 875 876 877 878 879 880 881 882 883 884 885 886 887 888 889 890 891 892 893 894 895 896 897 898 899 900 901 902 903 904 905 906 907 908 909 910 911 912 913 914 915 916 917 918 919 920 921 922 923 924 925 926 927 928 929 930 931 932 933 934 935 936 937 938 939 940 941 942 943 944 945 946 947 948 949 950 951 952 953 954 955 956 957 958 959 960 961 962 963 964 965 966 967 968 969 970 971 972 973 974 975 976 977 978 979 980 981 982 983 984 985 986 987 988 989 990 991 992 993 994 995 996 997 998 999 1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011 1012 1013 1014 1015 1016 1017 1018 1019 1020 1021 1022 1023 1024 1025 1026 1027 1028 1029 1030 1031 1032 1033 1034 1035 1036 1037 1038 1039 1040 1041 1042 1043 1044 1045 1046 1047 1048 1049 1050 1051 1052 1053 1054 1055 1056 1057 1058 1059 1060 1061 1062 1063 1064 1065 1066 1067 1068 1069 1070 1071 1072 1073 1074 1075 1076 1077 1078 1079 1080 1081 1082 1083 1084 1085 1086 1087 1088 1089 1090 1091 1092 1093 1094 1095 1096 1097 1098 1099 1100 1101 1102 1103 1104 1105 1106 1107 1108 1109 1110 1111 1112 1113 1114 1115 1116 1117 1118 1119 1120 1121 1122 1123 1124 1125 1126 1127 1128 1129 1130 1131 1132 1133 1134 1135 1136 1137 1138 1139 1140 1141 1142 1143 1144 1145 1146 1147 1148 1149 1150 1151 1152 1153 1154 1155 1156 1157 1158 1159 1160 1161 1162 1163 1164 1165 1166 1167 1168 1169 1170 1171 1172 1173 1174 1175 1176 1177 1178 1179 1180 1181 1182 1183 1184 1185 1186 1187 1188 1189 1190 1191 1192 1193 1194 1195 1196 1197 1198 1199 1200 1201 1202 1203 1204 1205 1206 1207 1208 1209 1210 1211 1212 1213 1214 1215 1216 1217 1218 1219 1220 1221 1222 1223 1224 1225 1226 1227 1228 1229 1230 1231 1232 1233 1234 1235 1236 1237 1238 1239 1240 1241 1242 1243 1244 1245 1246 1247 1248 1249 1250 1251 1252 1253 1254 1255 1256 1257 1258 1259 1260 1261 1262 1263 1264 1265 1266 1267 1268 1269 1270 1271 1272 1273 1274 1275 1276 1277 1278 1279 1280 1281 1282 1283 1284 1285 1286 1287 1288 1289 1290 1291 1292 1293 1294 1295 1296 1297 1298 1299 1300 1301 1302 1303 1304 1305 1306 1307 1308 1309 1310 1311 1312 1313 1314 1315 1316 1317 1318 1319 1320 1321 1322 1323 1324 1325 1326 1327 1328 1329 1330 1331 1332 1333 1334 1335 1336 1337 1338 1339 1340 1341 1342 1343 1344 1345 1346 1347 1348 1349 1350 1351 1352 1353 1354 1355 1356 1357 1358 1359 1360 1361 1362 1363 1364 1365 1366 1367 1368 1369 1370 1371 1372 1373 1374

A CLIPPING FROM THE NEW YORK TIMES

[illegible]

Sept. 1891

1911. 11. 17. 1

1. The first of these is the fact that the
the first of these is the fact that the



10. 11. 1961

627

422 S. W. 10th St., Miami, Fla. 33135
Telephone 458-1631

100

STATE OF ILLINOIS)
COUNTY OF COOK)
I, _____,
Notary Public in and for said County of Cook,
do hereby certify that _____,
has been duly elected _____,
for the term of _____ years,
to commence on the _____ day of _____,
A.D. 19____.

COUNTY OF CALIFORNIA, 1900.

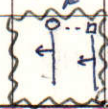
ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED

R-3 W.

T.
3
N.

9

P.D.



8" corr. pipe

12' lift

U.S. HWY. No. 20

TO CALDWELL

Sub divisions = One

Area = 40 acres.

Q = 38 inches.

Affidavit of Publication

STATE OF IDAHO,

County of Canyon

ss.

Virgil Grey
Johnman

, being first duly sworn, deposes and says;

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

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 A.M. on the 3rd day of October, 1955, at Caldwell, County of Canyon, State of Idaho, before Peter J. Boyd, Notary Public, proof will be submitted of the application to beneficial use of 0.8 cubic foot per second of the waters of a well in accordance with the terms and conditions of Permit No. 21813 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Ezra Murray Carter, Route 1, Caldwell, Idaho.

The use to which said water has been applied is irrigation and domestic purposes.

The amount applied to beneficial use is 0.8 cubic foot per second.

The place where said water is used SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 9, Township 3 North, Range 3 West, B.M.

The right to take water from such works is based upon Permit No. 21813.

The source of supply from which such water is diverted is a well located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 9, Township 3 North, Range 3 West, B.M.

The date of priority which said user is prepared to establish is November 29, 1950. *21813*

MARK R. KULP,
State Reclamation Engineer.
No. 873—Sept. 10-17-24; Oct. 1-47

Saturday issue of The
News-Tribune for *4* consecutive weeks
beginning with the issue of *September 10*,
19*55* and ending with the issue of *October*
1, 19*55*.

Virgil Grey
Subscribed and sworn to before me this *1st*
day of *October*, 19*55*.

H. G. Cochran

Notary Public for Idaho
Residing at Caldwell, Idaho

21813

Ezra Array Carter.

Form No. 0

Twp. 3.N. R.3.W.

④

Point of Diversion Well.

Permit Map No. 21813
As Approved
DEC 9 1950
MARSH KULP
State Reclamation Engineer

SCALE: 2 INCHES EQUAL 1 MILE. DRAW PLAN IN INK.

21813

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

To Change the Point of Diversion and/or the Place of Use

APPROVED

Name of applicant Somerset West Water Corp. Phone 454-0276

Post Office address c/o Jack W. Babington Rt. 8 Box 316, Horizon Dr. Caldwell, Id
83605

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree No. _____ Decreed to _____ (Name)
in case of _____ vs _____
dated in _____ in _____ county of _____ (Name of court)

b. License No. 63-2837 issued by the Idaho Department of Water Resources

c. Claim No. _____ on file with the Idaho Department of Water Resources
2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant. If the applicant is not the original holder of the water right, explain how it was acquired In lieu of tax notice, the subdivision plat and copies of Articles of Incorporation of Somerset West Water Corp. are attached.
3. Source of water Groundwater tributary to _____
4. Date of priority November 29, 1950
5. Water is used for the following purposes:

amount 0.76 cfs for Irr & Domestic purposes from _____ to _____ Not described on License
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____ (month/day — both dates inclusive)
6. Total amount of water under right: a. 0.76 cubic feet per second &/or
b. _____ acre feet per annum
7. Location of original point of diversion is SW ¼ of SE ¼ of Section 9
Township 3N Range 3W, B.M., in Canyon County
Additional points of diversion, if any _____
8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3N	3W	9															40		40

MICROFILMED
MAY 12 1987

Total number of acres to be irrigated 40

9. Describe any other water rights used for the same purpose as described above None
10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? No If yes, describe in item D, REMARKS.

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____
3. Place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General Information
a. Amount of water to be diverted 0.35 cfs Domestic Use Period of 1-1 to 12-31
0.41 cfs Irrigation Use Period of 3-15 to 11-15
0.76 Total c.f.s. &/or _____ acre feet
b. Description of diverting works Two wells, 30 hp pumps on each, about 300' deep
- c. Describe the reasons for the proposed changes _____
Change in nature of use due to subdivision & building of domiciles
on property. System installed for 57 domestic households, of
which 44 households are currently built. Mainline is installed
for the 13 remaining units. 57 households require 0.35 cfs for in-house
use.
2. Change in point of diversion
Point of diversion SW ¼ SE ¼, Section 9 Township 3N
Range 3W, B.M., Canyon County
Additional points Two new wells have been drilled within 300'
of the original well, in the same tract.

MICROFILMED

MAY 12 1987

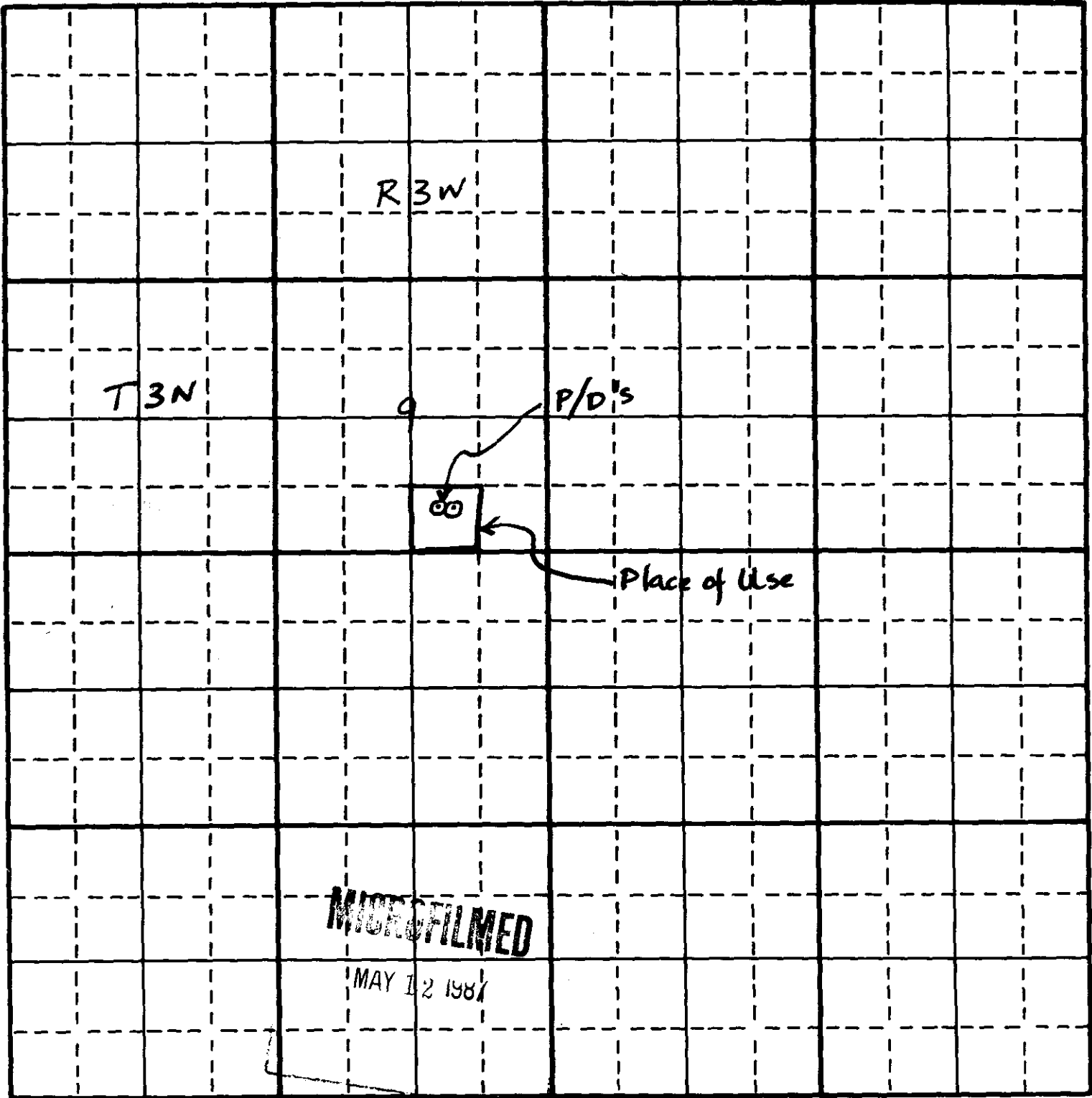
3. Change in place of use
a. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed change.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer
Subdivision and building of domiciles is taking place on land at one
time irrigated by this water right. The period of use for domestic purposes
is extended beyond that of irrigation use. However, domestic water will be
returned to the aquifer via the septic system so no additional consumptive
use will be effected. In situations where a domestic system replaces
irrigated lands, water use decreases due to the addition of pavement, concrete, etc.
that takes the place of irrigated lands.

c. Describe the lands or place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3N	3W	9															21		21
																	0		

Total number of acres to be irrigated 21

4. Describe any other water rights used for the same purpose as described above. None
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

D. REMARKS

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.
I understand that any willfull misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 28th day of November, 19 86

Jack W. Babin
(Signature of Applicant)

Dana R. Tulliff
(Notary Public)

My commission expires Sept 10, 1988

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 63-2837
and said application is hereby APPROVED, subject to the following limitations and conditions:

Witness my hand this 22nd day of April, 19 87

L. Glen Saxton
Chief, Operations Bureau

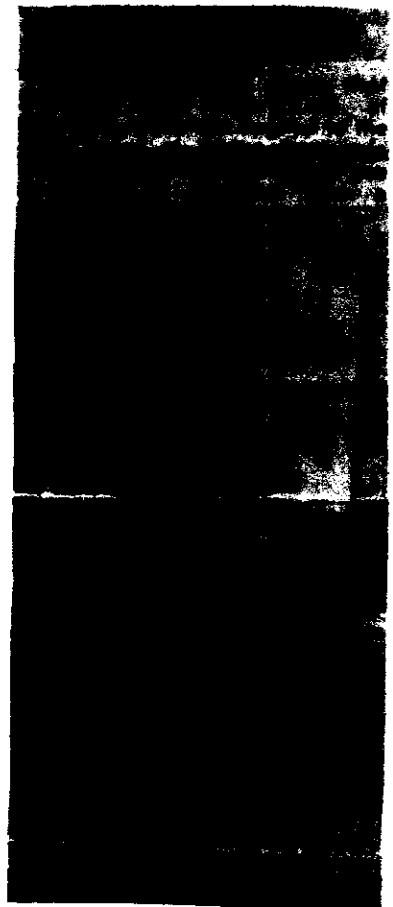
MICROFILMED

FOR DEPARTMENT USE ONLY

MAY 12 1987

Received by <u>JP</u>	Date <u>12/2/86</u>	Protest filed by _____
Prelim. check by <u>JP</u>	Fee <u>50.00</u> <u>13248</u>	_____
Receipted by <u>JP</u>	Date <u>12/2/86</u>	_____
Published in <u>Spokane Tribune</u>	Copies of protest forwarded by _____	
Pub. dates <u>12/17 & 12/24/86</u>	Hearing held by _____ Date _____	
Watermaster recommendation requested on _____	Recommended for <u>approval</u> denial	
_____ rec'd.	by <u>Jim G.S.</u>	

68
28



39

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

SS.

County of Canyon

Debra Martin del Campo

of Nampa, Canyon County, Idaho, being first duly sworn, deposes and says:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of eighteen years, and not a party to the above entitled action.

2. That I am the Principal Clerk of the Idaho Press-Tribune, a daily, (except Saturday) newspaper published in the City of Nampa and Caldwell, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa and Caldwell, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was published in said newspaper

Two times

in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.

4. That said notice was published the following dates:

December 17, 24, 1986

Debra Martin del Campo

Subscribed and sworn to before me this

24th

day of December

1986

Janne Leach
Notary Public, Residing at Nampa, Idaho

MY COMMISSION EXPIRES
JULY 12th, 1991

MICROFILMED
MAY 12 1987

State of Idaho

License and Certificate of Water Right

Water License No. 21813

Amount .76 c.f.s.

Water District No.

Priority November 29, 1950

THIS IS TO CERTIFY that EZRA MURRAY CARTER
 of Caldwell, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated November 29, 1950; that Permit No. 21813
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
 0.8 second feet, was issued thereunder on November 4, 1952, showing that said works
 were completed on the 24th day of October, 1952; and that on the 4th
 day of October, 1955,

EZRA MURRAY CARTER

of Caldwell, State of Idaho, made proof to the satisfaction of the
 State Reclamation Engineer of Idaho, of the right to use the waters of a well
 , a tributary of subterranean flow, for the purpose of irrigation & domestic
 use, under Use Permit No. 21813 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 7000, on the 2nd day of November, 1960;
 The right hereby confirmed dates from November 29, 1950;

The Point of Diversion is located

in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 9, 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 .76 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.	9	SW $\frac{1}{4}$ SE $\frac{1}{4}$	40	40
			Total number of acres to be irrigated		40

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
 2nd day of November, 1960.

/s/ GEO. N. CARTER

State Reclamation Engineer.

(SEAL)

Nº 21813
63 - 2837

APPLICATION FOR PERMIT
To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 29534
PERMIT No. 21813
DISTRICT No.

1. Name of Applicant: EZRA MURRAY CARTER

Postoffice address: Route 4, Caldwell

County: Canyon

State: Idaho

I. If applicant is a corporation, give:

- (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:

- (b) Treasury stock:
- (d) Other resources:

(a) Cash on hand:

(c) Bonds to be issued:

2. Quantity of water claimed: 40 inches or 0.8

cubic feet per second.

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

which is a tributary of

4. Location of point of diversion:

feet distant from the

corner of Section , T. , R. , B. M., and is in the SW $\frac{1}{4}$ SE $\frac{1}{4}$

of Section 9 , T. 3 N. , R. 3 W. , B.M., County of Canyon

5. Water is to be used for Irrigation and domestic purposes

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section

T. , R. , B.M., in the of Section , T. , R. , B.M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to at a point feet

distant from the corner of Section , T. , R. , B.M., in the

of Section , T. , R. , B.M.

7. Estimated cost of works: \$ 3,000.00

8. Kind of works: Well, pump and ditches.

9. Height of dam feet; length of dam at top

feet; length of dam at bottom

feet; material used in dam:

10. Size of headgate: Width feet; height

feet.

11. Ditch: Width at bottom feet; width at water line

feet; depth of water

feet;

dimensions of flume:

Diameter of pipe inches; length of conduit

miles.

Average grade per mile feet.

12. The time required for the completion of such work is Three (3) years.

13. The time required for the complete application of the water to the proposed use is Two (2)

additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None (See Permit 20218)

16. (a) Is reservoir to be used? If so, fill in (b) and (c) below:
(b) Name of Reservoir and number of Storage Permit:
(c) Date of filing of Application for Storage Permit and Name of Applicant:

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

EZRA MURRAY CARTER

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 10:30 A. M. November 29, 1950

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 21813

Recorded in Book 78

Page 21813

Approved December 9, 1950

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 February 9, 1951

and to continue diligently and uninterruptedly to completion,

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

One-fifth of the work above specified to be completed on or before June 9, 1952

The whole of said work to be completed on or before December 9, 1953

Beneficial use of water appropriated in accordance herewith, to be made on or before December 9, 1955

WITNESS My hand this 9th day of December, 1950

MARK R. KULP

State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, C. A. ROBINS

, Governor of the State of Idaho,

and J. D. "CY" PRICE

, 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 9th

day of December, 1950

STATE OF IDAHO

Countersigned:

(SEAL)

By C. A. ROBINS

Governor.

By J. D. "CY" PRICE

Secretary of State.

REMARKS:

14.

Twp.	Range	Sec.	NE1/4				NW1/4				SW1/4				SE1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
3 N.	3 W.	9																40	40
TO ALL WHOM IT MAY CONCERN:																			
This is to certify that EZRA MURRAY CARTER of Route 4, Caldwell, County of Canyon, and State of Idaho, the holder of Permit No. 21813, issued upon Application No. 29534 bearing date of priority of November 29, 1950, authorizing the diversion of 0.8 second foot of the waters of a well (subterranean flow) County of Canyon, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 0.8 second foot of the waters of said well; that the point of diversion of said waters is in the SW1/4 SE1/4 Section 9, 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: SW1/4 SE1/4 Section 9, Township 3 North, Range 3 West, B.M.																			
Witness my hand this 4th day of November, A.D. 1952.																			
Proof of completion of works made October 24, 1952. Certificate of completion of works issued November 4, 1952.																			
																MARK R. KULP State Reclamation Engineer			
																LICENSE ISSUED FOR 76 SEC. Page 7000			



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

April 22, 1987

RE: Transfer of Water Right No. 63-2837

Somerset West Water Corp.
c/o Jack W. Babington
Rt. 8, Box 316
Caldwell, ID 83605

Gentlemen:

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Transfer No. 3299).

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

MAY 12 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY:

Jan Shute

1. Right number 63-2837 Applicant Somerset West Water Corp.
2. Type of right: ☐ Decree ☒ License ☐ Claim
3. Purpose of transfer: ☐ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☒ Other NATURE OF USE
4. Check:
 - a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use
 - b. ☒ Description of original point of diversion.
 - c. ☒ Description of original place of use.
5. Amount of land &/or water transferred:
 - a. ☒ All of right.
 - b. ☐ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
 - c. ☒ Check description of point(s) of diversion.
 - d. ☒ Check description of place of use.
 - e. ☒ Check map (shows p.d. and p.u. after transfer).
 - f. ☒ Check for correct signature, notarization, and fee.
 - g. ☒ Check proof of ownership of right &/or land from which water is transferred.
 - h. ☒ Check for expansion in use of right. Comments SEE SUPPLEMENTAL INFORMATION SHEET FOR CHANGE IN NATURE OF USE. ✓
 - i. ☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) SAME LAND. - NO OTHER RIGHTS ✓
 - j. ☐ Is use within a Watermaster District? ☐ Yes ☒ No
If yes, what district? _____ ✓

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on N.A. Received on _____
2. Is transfer published correctly? ☒ Yes ☐ No
3. Protest received? ☐ Yes ☒ No 50' press. tribune 12/17 & 12/24/86

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny
3. Conditions* _____

Microfilmed

MAY 12 1987

RECEIVED

JAN 14 1987

4. By DRr Date 1/11/87
Jim 4-9-87

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Application For Transfer of Water Right
Supplemental Information for
CHANGE IN NATURE OF USE

1. Fully complete Form 222. Type or print in ink "CHANGE IN NATURE OF USE" at the top of page 1. If no change in point of diversion or place of use is desired, so note under items C.2 and/or C.3 C.

2. Describe fully the new use to which the water is intended to be applied:

a. Nature of use: From Irr of 40 acres to: Irr of 21 acres
and domestic use for 57 households

b. Rate of flow: 0.76 total before & after transfer.

c. Hours per day and days per year that the flow will be diverted: _____

0.6 af/household for in house uses = 34.2 af/yr
(less volume than the 19 acres taken out of production)

d. Season of use: New use : 1-1 to 12-31 . Although this is
extended from original use, vol diverted & consumptive use will be
decreased.

e. Return flows from the use: (quantity and quality of return flows, and location of discharge):

Septic systems will return domestic water to aquifer!!

3. Describe positive and negative effects on other waterusers predicted to result from the proposed change in nature of use. See item 2(d) above.

MICROFILMED

MAY 12 1981

State of Idaho
License and Certificate of Water Right

Water License No. 21813 Amount .76 c.f.s.
Water District No. Priority November 29, 1950

THIS IS TO CERTIFY that EZRA MURRAY CARTER
of Caldwell, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated November 29, 1950; that Permit No. 21813
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.8 second feet, was issued thereunder on November 4, 1952, showing that said works
were completed on the 24th day of October, 1952; and that on the 4th
day of October, 1955, EZRA MURRAY CARTER

of Caldwell, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
a tributary of subterranean flow, for the purpose of irrigation & domestic
use, under Use Permit No. 21813 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 7000, on the 2nd day of November, 1960;
The right hereby confirmed dates from November 29, 1950;
The Point of Diversion is located

In the SW 1/4 SE 1/4, Sec. 9, 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 .76 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.	9	SW 1/4 SE 1/4	40	40
			Total num. of acres to be irrigated		40

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place
of use herein described, as provided by the laws of Idaho.
WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
2nd day of November, 1960.
/s/ GEO. N. CARTER
State Reclamation Engineer.
(SEAL) MAY 12 1987

HRR156

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS BY PLACE OF USEPAGE 1126
06/24/1986

TOWNSHIP	RNG	SEC	TRACT LOT	ACRES	USES	WATER RIGHT NUMBER	LAST NAME	OWNER CODE	STAGE	PRIORITY DATE	SOURCE OF WATER
03N	03W	06	SESW	06	01	63-10118	SIEMERT	C	P	06-30-1983	GROUNDWATER
			SESW	24	01	63-8577	SIEMERT	C	L	03-28-1977	GROUNDWATER
			NESE	40	01.43	63-2821	YAMAMOTO	C	L	06-28-1950	GROUNDWATER
			NHSE	40	01.43	63-2821	HOUSE	C	L	06-28-1950	GROUNDWATER
			SHSE	30	01.43	63-2821	HOUSE	C	L	06-28-1950	GROUNDWATER
			SHSE	16	01	63-8577	HOUSE	C	L	03-28-1977	GROUNDWATER
			SESE	40	01.43	63-2821	YAMAMOTO	C	L	06-28-1950	GROUNDWATER
		07		01		63-2388	HOUSE	C	L	06-28-1950	GROUNDWATER
			NENE	40	01	63-7390	U.S. DEPT. OF INTE	C	L	08-18-1924	BOISE RIVER
						63-7390	BROOKS	C	L	01-26-1971	GROUNDWATER
			SENE	13	01.43	63-3521	MC CARY	C	L	06-21-1966	GROUNDWATER
			SENE	12	01.43	63-3522	HARRIS	C	L	06-21-1966	GROUNDWATER
							HARRIS	C	L		
			NENH	19	01	63-8577	YAMAMOTO	C	L	03-28-1977	GROUNDWATER
			NENH	33	01	63-8577	YAMAMOTO	C	L	03-28-1977	GROUNDWATER
			SH..	02	01	63-8577	YAMAMOTO	C	L	03-28-1977	GROUNDWATER
			SENH	40	01	63-8577	YAMAMOTO	C	L	03-28-1977	GROUNDWATER
		08		01		63-2388	U.S. DEPT. OF INTE	C	L	08-18-1924	BOISE RIVER
			NENH	14	01	63-3209	ADAMS	C	L	07-28-1960	GROUNDWATER
			SHNH	20	01	63-3209	ADAMS	C	L	07-28-1960	GROUNDWATER
			SHNH	40	01.43	63-2713	WARD	C	L	08-03-1948	GROUNDWATER
			NHSH	38	01.43	63-2713	WARD	C	L	08-03-1948	GROUNDWATER
			SHSH	40	01	63-2990	MILLER	C	L	03-01-1954	GROUNDWATER
			SESH	40	01	63-2990	MILLER	C	L	03-01-1954	GROUNDWATER
			NESE	25	01	63-2647	MOORE	C	L	08-26-1946	UNNAMED STREAM
			SHSE	42		63-4840	CRAIG	C	L	04-01-1916	GROUNDWATER
							CRAIG	C	L		
			SHSE	34	01	63-8453	U. V. SPARKS FARM	C	L	02-16-1977	GROUNDWATER
							CRAIG	C	L		
			SESE	38	01	63-8453	U. V. SPARKS FARM	C	L	02-16-1977	GROUNDWATER
							CRAIG	C	L		
		09		01		63-2388	U.S. DEPT. OF INTE	C	L	08-18-1924	BOISE RIVER
			NENE	01	01.43	63-5361	UNIVERSITY OF IDAH	C	L	01-01-1909	GROUNDWATER
			NENE	01	01.43	63-5362	UNIVERSITY OF IDAH	C	L	01-01-1950	GROUNDWATER
			NENE	04	01.43	63-5361	UNIVERSITY OF IDAH	C	L	01-01-1909	GROUNDWATER
			NENE	04	01.43	63-5362	UNIVERSITY OF IDAH	C	L	01-01-1950	GROUNDWATER
			SHNE	04	01.43	63-5361	UNIVERSITY OF IDAH	C	L	01-01-1909	GROUNDWATER
			SHNE	04	01.43	63-5362	UNIVERSITY OF IDAH	C	L	01-01-1950	GROUNDWATER
			SENE	04	01.43	63-5361	UNIVERSITY OF IDAH	C	L	01-01-1909	GROUNDWATER
			SENE	04	01.43	63-5362	UNIVERSITY OF IDAH	C	L	01-01-1950	GROUNDWATER
			NENH	03	01.04.43	63-5333	WILLIAMS	C	L	04-01-1935	GROUNDWATER
			SHNH	43		63-7939	WILLIAMS	C	L		
							TRUMBULL	C	L	02-22-1974	GROUNDWATER
							LASHER	C	L		
							MAURICK SUBDIVISION	C	L		
			NESH	22	01.43	63-2681	RUSE	C	L	02-13-1948	GROUNDWATER
			NHSH	43		63-4280	WILCOX	C	L	10-01-1973	GROUNDWATER
							WILCOX	C	L		

HRR156

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS BY PLACE OF USEPAGE 1127
06/24/1986

TOWNSHIP	RNG	SEC	TRACT LOT	ACRES	USES	WATER RIGHT NUMBER	LAST NAME	OWNER CODE	STAGE	PRIORITY DATE	SOURCE OF WATER
03N	03W	09	SESW	20	01.43	63-2681	RUSE	C	L	02-13-1948	GROUNDWATER
			NESE	33	01	63-2937	ERNEST	C	L	04-14-1953	GROUNDWATER
			NHSE	37	01	63-2937	ERNEST	C	L	04-14-1953	GROUNDWATER
			SHSE	40	01.43	63-2837	CARTER	C	L	11-29-1950	GROUNDWATER
			SESE	08	01.43	63-10085	STECHER MUTUAL WAT	C	P	06-10-1983	GROUNDWATER
			SESE	06	01.43	63-10118	SOUTH EAST STECKER	C	P	06-17-1983	GROUNDWATER
			SESE	05	01.43	63-9933	STECKER WATER USER	C	P	07-16-1982	GROUNDWATER
				01		63-2388	U.S. DEPT. OF INTE	C	L	08-18-1924	BOISE RIVER
				01		63-2529	PIONEER IRRIGATION	C	L	12-21-1936	GROUNDWATER
				01		63-2891	PIONEER IRRIGATION	C	L	01-23-1952	WILSON SLOUGH DRAIN
			NENE	40	01	63-3243	CHAPMAN	C	P	06-09-1961	GROUNDWATER
			NHNE	40	01	63-3243	CHAPMAN	C	P	06-09-1961	GROUNDWATER
			SHNE	40	01	63-3243	CHAPMAN	C	P	06-09-1961	GROUNDWATER
			SENE	40	01	63-3243	CHAPMAN	C	P	06-09-1961	GROUNDWATER
			NENH	04	01.43	63-5361	UNIVERSITY OF IDAH	C	S	01-01-1909	GROUNDWATER
			NHNH	04	01.43	63-5362	UNIVERSITY OF IDAH	C	S	01-01-1950	GROUNDWATER
			NENH	04	01.43	63-8305	UNIVERSITY OF IDAH	C	L	05-06-1975	GROUNDWATER
			NHNH	20	01	63-2851	UNIVERSITY OF IDAH	C	L	03-12-1951	GROUNDWATER
			NHNH	02	01.43	63-5361	UNIVERSITY OF IDAH	C	S	01-01-1909	GROUNDWATER
			NHNH	02	01.43	63-5362	UNIVERSITY OF IDAH	C	S	01-01-1950	GROUNDWATER
			SHNH	20	01.43	63-10118	CANYON SCHOOL DIST	C	P	04-14-1953	GROUNDWATER
			SHNH	40	01	63-2388	UNIVERSITY OF IDAH	C	L		

MAY 12 1981

IDaho DEPARTMENT OF WATER RESOURCES
WATER RIGHTS BY POINT OF DIVERSION

TWN	RNG	SEC	TRACT	LOT	USES	WATER RIGHT NUMBER	STAGE PRIORITY	RFLG	SOURCE OF WATER	LAST NAME	OWNER CODE
07	03W	04	NENW	03 01		63-2791	L		12-12-1949 GROUNDWATER	WEITZ GEORGE A WEITZ INC.	0 C
			NW1W	04 01		63-2791	L		12-12-1949 GROUNDWATER	WEITZ GEORGE A WEITZ INC.	0 C
			SW1W	05 01		63-2791	L		12-12-1949 GROUNDWATER	WEITZ GEORGE A WEITZ INC.	0 C
			NW1W	01		63-10118	P		03-30-1983 GROUNDWATER	SIEWERT SIEWERT	C C
			NW1W			63-2849	L		02-05-1951 GROUNDWATER	BROWNING	C
			NW1W	01, 02		63-2821	L		06-28-1950 GROUNDWATER	MOUSE	C
			SW1W	01, 02		63-2821	L		06-28-1950 GROUNDWATER	MOUSE	C
			SW1W	01		63-8577	L		03-28-1977 GROUNDWATER	YAMAMOTO	C
			NENE	01		63-7390	L		01-26-1971 GROUNDWATER	BROOKS MC CARY	0 C
			SENE	01, 43		63-3521	L		06-21-1966 GROUNDWATER	HARRIS	C
			SENE	01, 43		63-3522	L		06-21-1966 GROUNDWATER	HARRIS HARRIS	C C
			SW1W	01		63-3209	L		07-28-1960 GROUNDWATER	ADAMS	C
			NESW	01, 43		63-2713	L		08-03-1948 GROUNDWATER	WARD	C
			SESW	01		63-2990	L		03-01-1954 GROUNDWATER	MILLER	C
			NESE	01		63-2647	L		08-26-1946 UNNAMED STREAM	MOORE	C
			SW1W	43		63-4840	S		04-01-1916 GROUNDWATER	CRAIG CRAIG	C C
			SW1W	01		63-8453	L		02-16-1977 GROUNDWATER	U. H. SPARKS FARM CRAIG CRAIG	C C C
			SENE	01, 04, 43		63-5362	S		01-01-1950 GROUNDWATER	UNIVERSITY OF IDAHO	C
			NENW	01, 04, 43		63-5333	S		04-01-1935 GROUNDWATER	WILLIAMS WILLIAMS	C C
			SW1W	43		63-7939	L		02-22-1974 GROUNDWATER	TRUMBULL LASHER	C C

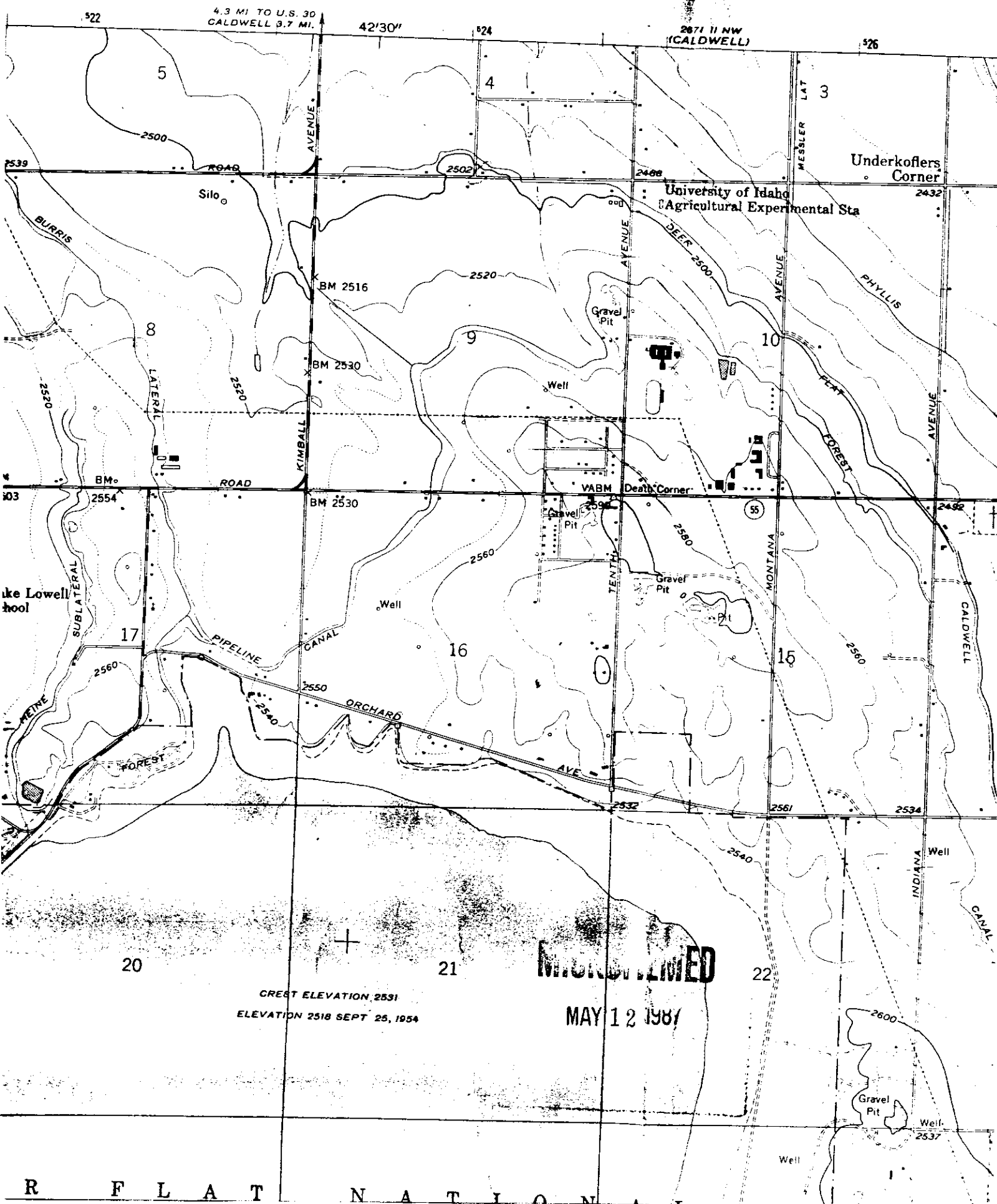
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IDaho DEPARTMENT OF WATER RESOURCES
WATER RIGHTS BY POINT OF DIVERSION

TWN	RNG	SEC	TRACT	LOT	USES	WATER RIGHT NUMBER	STAGE PRIORITY	RFLG	SOURCE OF WATER	LAST NAME	OWNER CODE
ALL CONTINUED FROM PREVIOUS PAGE											
			SW1W			63-7939	S		10-01-1973 GROUNDWATER	WILCOX WILCOX	C
			NW1W	43		63-4280	S		10-01-1973 GROUNDWATER	WILCOX WILCOX	C
			SESW	01, 43		63-3681	L		02-13-1948 GROUNDWATER	ROSE	C
			NW1W	01		63-2937	L		04-14-1953 GROUNDWATER	ERNEST	C
			SW1W	01, 43		63-2837	L		11-29-1950 GROUNDWATER	CARTER	C
			SESE	01, 43		63-10085	P		01-10-1983 GROUNDWATER	STECHER MUTUAL WATER CO.	C
			SESE	01, 43		63-10105	P		06-17-1983 GROUNDWATER	SOUTH EAST STECHER SUBS.	C
			SESE	01, 43		63-9932	P		07-16-1982 GROUNDWATER	STECHER WATER WARE - SEN	C
			NENE	01		63-3243	P		06-09-1961 GROUNDWATER	CHAPMAN	C
			NENW	01, 43		63-8305	S		05-06-1976 GROUNDWATER	UNIVERSITY OF IDAHO	C
			NW1W	01, 04, 43		63-5333	S		04-01-1935 GROUNDWATER	UNIVERSITY OF IDAHO	C
			SW1W	01, 43		63-10105	P		06-17-1983 GROUNDWATER	WILCOX	C
			SW1W	01		63-2837	L		11-29-1950 GROUNDWATER	WILCOX	C

RECEIVED
MAY 12 1987

R F L A T N A T I O N



94 Lot 10
13 Lot 11

SOMERSET WEST SUBDIVISION

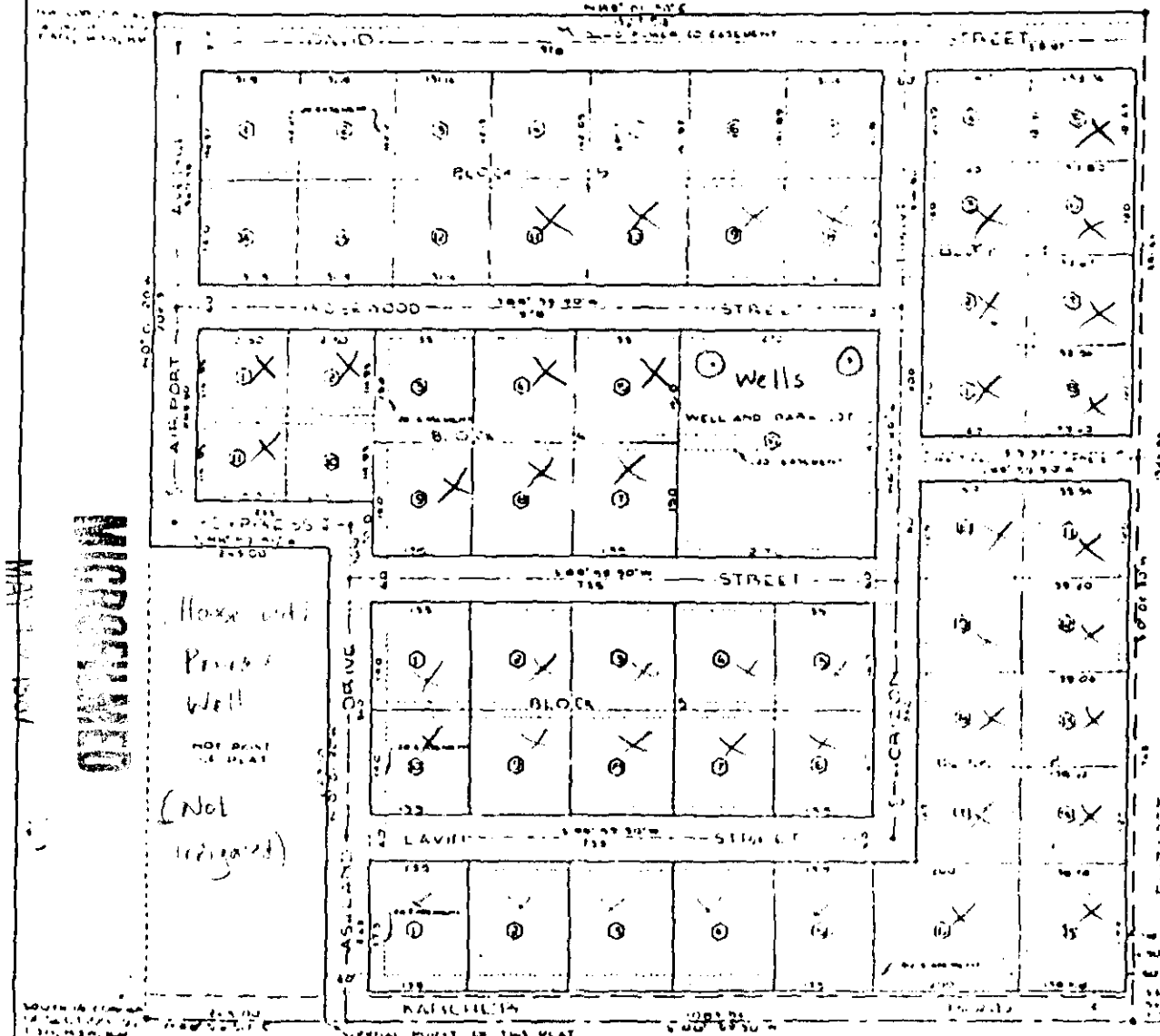
SW 1/4 SE 1/4 Sec 9 T 3N R 3W, B.M.

RECORDED
AT THE REGISTRY
OF THE COUNTY OF CAUCASUS
PLAT BOOK 14, PAGE 2
JAN 1930

13702

FILED

W 1/2 20' 1/4



PLAT

IN A MAP OF THE...
SHOWING...
OF CAUCASUS COUNTY, 1930

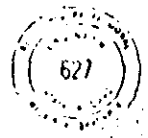
STATE OF OKLAHOMA
COUNTY OF CAUCASUS

BY MEANS OF THE...
SUBJECT OF 1930

SOMERSET WEST SUBDIVISION
AND THE...
COUNTY OF CAUCASUS
A CERTIFICATE OF...
JAN 1930

William C. Thompson
RECORDED AT THE REGISTRY OF THE COUNTY OF CAUCASUS

CARTER ABSTRACT & TITLE CO., LTD.
BANKERS, REAL ESTATE BROKERS
1001 NORTH MAIN STREET, OKLAHOMA CITY, OKLA.
TELEPHONE 455-1657



STATE OF OKLAHOMA
COUNTY OF CAUCASUS

State of Idaho



Department of State

I, PETE T. CENARRUSA, Secretary of State of the State of Idaho and custodian of the Seal of said State, do hereby certify that the annexed is a full, true and complete transcript of articles of incorporation of SOMERSET WEST COMMUNITY WATER CORPORATION, an Idaho corporation, received and filed in this office on the 8th day of September, 1976, as appears of record in this office as of this date.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State of Idaho.

Done at Boise, Idaho, this 8th day of September A.D., 19 76

Pete T. Cenarrusa
Pete T. Cenarrusa

Secretary of State

Megan Zapp
Assistant Corporation Clerk



Certificate of Certified Copy

MICROFILMED

to be done under the laws of the State of Idaho.

ARTICLE III

The term for which this corporation shall be organized shall

30
31
32

[illegible]

24

24

54

5

1

2

Q

100-443887-100

GIGRAY, DOWNEN & GIGRAY
ATTORNEYS AT LAW
575 AND 580 SPANISH STREETS • TEL. 650-4024
CALDWELL, IDAHO 83005

be perpetual.

County of Canyon

ARTICLE IV

The principal place of business of said corporation shall be 1808 Industrial Road, Nampa, Idaho 83651. Personally appeared WALTER R. KING, ANGELINE A. KING and RICHARD S. LAVIN, known to me to be the persons whose names are on the within instrument and acknowledged to me that they executed the same, and I do hereby certify that each Any person who shall own or be a contract purchaser of land within said Somerset West Subdivision shall be entitled to become a member of said corporation. Each member shall be entitled to one vote or fraction thereof, for each lot or fraction thereof of land owned or being purchased by said person in said Somerset West Subdivision. No stock or shares shall be required to be issued except as may be provided by the By-laws of the corporation. No share or interest in the corporation shall be separated or severed from the land and the ownership of the land shall be determinative of the right to exercise the vote of said interest or share in the corporation, subject to such provisions as may be contained from time to time in the By-Laws. Each member's interest in the assets of the corporation shall be determined by the number of votes to which each member is entitled, provided however, that no dividends or profits of any kind shall ever be declared or paid to the members, except upon liquidation of the corporation.

ARTICLE VI

The affairs of the corporation shall be under the control of not less than three (3) and not more than five (5) directors. Those who shall be directors to manage the affairs of the corporation for the first year and until their successors are duly elected and qualified are:

Walter R. King
1808 Industrial Road
Nampa, Idaho 83651

Angeline A. King
1808 Industrial Road
Nampa, Idaho 83651

Richard S. Lavin
1808 Industrial Road
Nampa, Idaho 83651

IN WITNESS WHEREOF, We, the incorporators, and named herein as the first Board of Directors, have set our hands and seals this 20th day of May, 1976.

Walter R. King (SEAL)
Walter R. King

Angeline A. King (SEAL)
Angeline A. King

Richard S. Lavin (SEAL)
Richard S. Lavin

1 STATE OF IDAHO)
2) ss.
3 County of Canyon)

4 On this 20th day of May, 1976, before me, the undersigned
5 a Notary Public in and for said State, personally appeared WALTER R.
6 KING, ANGELINE A. KING and RICHARD S. LAVIN, known to me to be the
7 persons whose names are subscribed to the within instrument and
8 acknowledged to me that they executed the same, and I further certify
9 that each of said persons acknowledged to me that they were each over
10 the age of twenty-one years and were each citizens of the United
11 States of America.

12 IN WITNESS WHEREOF, I have hereunto set my hand and affixe
13 my official seal the day and year in this certificate first above
14 written.

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Notary Public for Idaho
Residing at Caldwell, Idaho

GIGRAY, DOWNEN & GIGRAY
ATTORNEYS AT LAW
9TH AND DEARBORN STREETS • TEL. 486-4824
CALDWELL, IDAHO 83605

STATE OF IDAHO
COUNTY OF CANYON
I, _____, Notary Public for Idaho,
do hereby certify that the foregoing is a true and correct
copy of the original instrument filed for record in my
office on this _____ day of _____, 1976.
My commission expires on _____ day of _____, 1976.
WALTER R. KING
ANGELINE A. KING
RICHARD S. LAVIN
Filed for record in my office on this _____ day of _____, 1976.
Notary Public for Idaho

Filed by GIGRAY, DOWNEN & GIGRAY
9th and Dearborn Streets
Caldwell, Idaho 83605

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. ⁶³⁻65-2837

Notice is hereby given that Somerset West Water Corp.
of Caldwell, Idaho has applied to the Department of Water
Resources for a change of the nature of use and point of diversion
from a groundwater source.

The right sought to be changed is evidenced by License No. 63-2837
and is recorded as follows:

Amount: 0.76 cfs Priortiy: November 29, 1950

Point(s) of Diversion: SWSE, Sec. 9 Twp. 3N, Rge. 3W.

The water is used for irrigation and domestic purposes within the SWSE, Sec. 9,
Twp. 3N, Rge. 3W, for one home and 40 acres.

TO BE CHANGED AS FOLLOWS

Amount: 0.76 cfs

Point (s) of Diversion: 2 points within the SWSE, Sec. 9, Twp. 3N, Rge. 3W.

The water will be used for irrigation and domestic purposes within the
SWSE, Sec. 9, Twp. 3N., Rge. 3W, for 57 homes and 21 acres of irrigation.

Any protest against approval of the proposed change of water right
application must be filed with the Department of Water Resources, Statehouse,
Boise, ID 83720 on or before January 5, 1987.

Ken Dunn
Director

Published in the Press-Tribune on 12/17 and 12/24, 1986

MICROFILMED

MAY 12 1987

3/83

IDENT. NO. transfer
63-2837-

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

WATER RIGHT
DATA ENTRY LOG

[illegible]

3/79

IDENT. NO. 63-2837

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

WATER RIGHT DATA ENTRY LOG

[illegible]

November 2, 1960

Re: Permit No. 21813

Mr. Ezra Murray Carter
Route #4
Caldwell, Idaho

Dear Mr. Carter:

We enclose License and Certificate of Water
Right issued on Permit No. 21813.

Departmental receipt No. 30330 was given to
you in this office covering the \$2.00 fee.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EP:rew

Enc. license
receipt

21813

December 12, 1958

Re: Permit No's. 20219 - 21813
Ezra M. Carter

Mr. Wayne W. Parris
Secretary-Treasurer
Canyon National Farm Loan Association
Caldwell, Idaho

Dear Mr. Parris:

You requested us to furnish a letter setting forth the date of priority, permit number, and the amount of water for the following described lands irrigated from two private wells.

N $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SWNE $\frac{1}{4}$ Section 15, Township
3 North, Range 3 West, B. M.

Mr. Ezra M. Carter was issued a license for 1.6 cubic feet per second, on Permit No. 20219, with priority date of November 12, 1947.

Permit No. 21813, filed by Ezra Murphy Carter, November 29, 1950, for 0.76 second feet of water from a well in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 9, Township 3 North, Range 3 West, B. M., for use on the same 40 acre subdivision.

Inspection has been made but no license has been issued as the statutory fees in connection therewith have not been paid, amounting to two dollars.

We wish to refer you to our office letter of October 2, 1958, to Mr. Wayne E. Parris, Secretary-Treasurer, Canyon National Farm Loan Association.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Roy W. Thompson
Supervisor of Water Distribution

RWT/lw

91813

October 2, 1958

Re: Permits 20219
and 21813

Mr. Wayne E. Parris
Secretary-Treasurer
Canyon National Farm Loan Association
P. O. Box 773
Caldwell, Idaho

Dear Mr. Parris:

In reply to your letter of October 1, 1958, the records in this department show the following:

License No. 20219, to Ezra Murray Carter, for 1.6 cubic feet per second of water from a well in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 15, Twp. 3 N., Range 3 W., B.M., with priority of November 12, 1947, for use on SW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, Section 15, Twp. 3 North, Range 3 West, B. M.

Permit No. 21813, filed by Ezra Murray Carter November 29, 1950, for 0.76 second foot of water from a well in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 9, Twp. 3 North, Range 3 West, B.M., for use on the same 40-acre subdivision.

Inspection has been made, but no license has been issued, as the statutory fees in this connection have not been paid. We enclose copy of letter addressed Mr. Carter in this regard on August 1, 1956.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Chief Clerk

A
Encl.

21813

CANYON NATIONAL FARM LOAN ASSOCIATION

P. O. BOX 773

11TH AND ARTHUR

CALDWELL, IDAHO

WAYNE W. PARRIS, SECRETARY-TREASURER

October 1, 1958

FEDERAL LAND BANK LOANS

Re: Ezra M. Carter land

Idaho State Reclamation Association
State House
Boise, Idaho

Dear Sirs:

Would you please advise us the date of priority, permit number and the amount of water granted for the following-described lands, which are irrigated by two private wells?

N $\frac{1}{2}$ NW $\frac{1}{4}$, SE NW, SW NE Sec. 15-3N-3W and
SW SE Sec. 9-3N-3W

Thank you.

Very truly yours,

Wayne W. Parris
Secretary-Treasurer

OCT 2 1958
Department of Reclamation

21813

August 1, 1956

RE: Permit No. 21813

Mr. Ezra Murray Carter
Route 4
Caldwell, Idaho

Dear Mr. Carter:

We now have on file the report of our field engineer on examination for beneficial use on your permit No. 21813 which shows that your well in the SW¹SE¹ Section 9, Township 3 North, Range 3 West, B.M. will deliver 38 inches or .76 second foot of water which has been used to irrigate 40 acres in the same subdivision.

A License can, therefore, be issued for .76 second foot of water upon receipt of the license fee amounting to \$2.00.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

R:hll

21813

November 12, 1952

RE: Permits Nos. 21813, 20218 and 20219

Mr. Kara Murray Carter
Route 4
Caldwell, Idaho

Dear Mr. Carter:

We enclose Certificate of Completion of Works, issued under Permit No. 20218, for the diversion of 1.4 second foot of water from a well in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 16, Township 3 North, Range 3 West, B.M., for irrigation and domestic use on the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 9, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 16, Township 3 North, Range 3 West, B.M.

We also enclose Certificate of Completion of Works issued under Permit No. 21813, for the diversion of 0.8 second foot of water from a well in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 9, Township 3 North, Range 3 West, B.M., for irrigation and domestic use on the same subdivision.

We also enclose departmental receipt No. 25049 for the \$10.00 fees paid in connection with proof of completion of works on these two permits.

We also enclose approval of the State Reclamation Engineer of your application for extension of time for completion of works on Permit No. 20219, to October 29, 1953. This should be attached to the original permit of which it now forms a part.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

21813

October 18, 1955

RE: Permits Nos. 20218, 20219 & 21813

Mr. Ezra Murray Carter
Route 4
Caldwell, Idaho

Dear Mr. Carter:

We acknowledge receipt of the affidavits of publication in the Caldwell News Tribune which completes your proof on the above numbered Permits.

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

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

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

Ashll

P. S. Meanwhile, we return your receipted bills for cost of publication which you will doubtless wish to keep in your own files.

21813

October 6, 1955

RE: Permits Nos. 20218, 20219 and 21813

Mr. Kara Murray Carter
Route 4
Caldwell, Idaho

Dear Mr. Carter:

We have received from Mr. Peter J. Boyd, Notary Public, the depositions of yourself and two witnesses in connection with beneficial use proof on the above numbered Permits.

However, the affidavits of publication are a necessary part of these proofs and the Caldwell News Tribune was instructed to send these to you. If you have not received them, we suggest you take the matter up with them at once.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

Ashll
cc - Mr. Peter J. Boyd

21813

October 3, 1955

RE: Permits Nos. 20218, 20219 and 21813

Mr. Peter J. Boyd
M. H. King Building
Caldwell, Idaho

Dear Mr. Boyd:

In reply to your telephone request we enclose the forms of deposition to be executed by Mr. Ezra Murray Carter and two witnesses in proof of the above numbered Permits.

For your information, these forms were handed to Mr. Carter personally when he was in this office on September 6, 1955 and for that reason they were not sent to you in time for the making of the proofs.

Very truly yours,

MARK R. WULF
State Reclamation Engineer
By

Chief Clerk

A:hl1
Enc.

21813

September 6, 1955

RE: Permits Nos. 20218, 20219 and 21813

Caldwell News Tribune
Caldwell
Idaho

Gentlemen:

We enclose three notices for publication once a week for four weeks prior to October 3, 1955 the date set for proof.

The cost of publication is to be paid by Mr. Ezra Murray Carter, Route 1, Caldwell, Idaho, to whom please send affidavits of publication when completed together with statement of costs.

Please acknowledge receipt of these notices and send us a copy of your first issue containing same.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hl1
Enc.

21813

✓
September 6, 1955

RE: Permits Nos. 20218, 20219 & 21813

Mr. Ezra Murray Carter
Route 1
Caldwell, Idaho

Dear Mr. Carter:

We are sending to the Caldwell News Tribune, notices for publication for proof of beneficial use on Permits Nos. 20218 and 21813 and proof of completion of works and beneficial use on Permit No. 20219 with instructions to publish once a week for four weeks prior to October 3, 1955, and to send you the affidavits of publication together with statement of costs.

At the time set, you should appear before Mr. Peter J. Boyd, Notary Public, together with two disinterested witnesses who are familiar with the terms of the Permits and the work done thereunder for the purpose of executing the deposition forms which were handed you when in the office this morning.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

shll

21813

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) 9/6/55

(P. O.) Boise, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

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

News-Tribune of Caldwell, Idaho published in

the county in which the works are situated.

Ezra Murray Carter

(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.

21813

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

Permit No. 21813

This proof is for Beneficial use In Water District No. _____

1. Name of applicant Ezra Murray Carter, Route 4, Caldwell, Idaho

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

3. Location of point of diversion: Is in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 9

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

4. Describe works as they exist, giving dimensions and capacities of same: U. S. 15 hp Motor
Serial No. 873745. Layne Bowler Turbine serial No. 16626. Concrete base 4' square.

Wood roof for protection against sun, otherwise no protection. Water measured
through a Sparling Meter at 38". Temperature 59".

5. Water is used for: Irrigation and domestic purposes

6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 9, Twp. 3 North, Range 3 West, B. M.

See the map.

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

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

Remarks: Crops are hay and pasture.

This examination was made on the 29th day of May, 1956

(Signed) E. H. Humphrey Examiner.

21813

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
JUL 23 1956

Department of Reclamation

Ezra Murray Carter
Rte. 4, Caldwell, Idaho

Ph 94738 Karcher
Permit No. 21813

Examination for Beneficial use

County Canyon

9-3N.-3W.

Q = 0.8 cfs.

S = Well

P.D. = SW, SE, Sec. 9, T. 3N. - R. 3W.

Use = Irrigation & Domestic

Priority = Nov. 29, 1950
Due = Dec. 9, 1955

Q/W = 11-4-52

100 of in 2m, 15 Sec. 34'

135' A.

2m. 12.8.

2m. 14.8.

38"

134 74
1000
938
620
536

54
50
57.00

U.S. 154p. 873745

220v. 1-0a. 1800 rpm

Layne B. 16626

Conc. base 4' sq.

AB switch on pole to SW
4' Small wood shade
cover

240 V. G.E. meters.

h = 100' 10" x

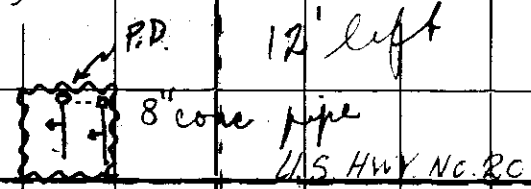
10" x 3 stage

R-3 W.

T.
3
N.

9

TO CHILDWELL



Sub divisions = One

Area = 40 acres.

Q = 38 inches.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 21813

REPORT ON PROOF OF Beneficial use

EZRA MURRAY CARTER, Route 4, Caldwell, Idaho

*.76 cfs
max*

<i>appl.</i>	<i>0.8 cfs</i>
<i>cfu</i>	<i>0.8 cfs</i>
<i>Int.</i>	<i>1</i>
<i>acru</i>	<i>40</i>

GIGRAY & BOYD
ATTORNEYS AT LAW
CALDWELL, IDAHO

1 STATE OF IDAHO)
2 County of Canyon) ss.

3 PETER J. BOYD, being first duly sworn deposes and says:

4 That he is a Notary Public for the State of Idaho, resid-
5 ing at Caldwell, Idaho; that his commission expires on May 18, 1958.
6 That he was designated as the Notary Public before whom proofs were
7 to be made for the application of water to beneficial use on permits
8 No. 21813, No. 20218 and No. 20219 by Ezra Murray Carter.

9 That he maintains an office in the M. H. King Building,
10 Caldwell, Idaho; that on October 3rd, the date set for the time for
11 hearing protests to said permits, his office was open from 8:30 A.M.
12 until 6:00 P.M. of said day to receive protests but that no protests
13 were received and that at the close of said day the taking of proofs
14 was postponed until October 4, 1955.

15 Further affiant sayeth not.

16
17 PETER J. BOYD

18
19
20
21 SUBSCRIBED and SWORN to before me this 4th day of October,
22 1955.

23
24
25 (SEAL)

WM. F. GIGRAY, JR.
Notary Public for Idaho
Residing at Caldwell, Idaho

26
27
28
29 Signed affidavit
30 in 20218
31
32

21813

Affidavit of Publication

STATE OF IDAHO,

County of Canyon

ss.

Virgil Grey, being first duly sworn, deposes and says;

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



Saturday issue of The News-Tribune for 4 consecutive weeks beginning with the issue of September 10, 1955 and ending with the issue of October

1, 1955.
Virgil Grey
Subscribed and sworn to before me this 1st day of October, 1955.

H. G. Cochran
Notary Public for Idaho
Residing at Caldwell, Idaho
21813

NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M. on the 3rd day of October, 19 55,
at Caldwell, County of Canyon, State of Idaho, before
Peter J. Boyd, Notary Public, proof will be submitted of the
application to beneficial use of 0.8 cubic ~~foot~~ per second of the waters of a well
in accordance with the terms and conditions of Permit No. 21813
heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are _____

Ezra Murray Carter, Route 1, Caldwell, Idaho

The use to which said water has been applied is irrigation and domestic purposes

The amount applied to beneficial use is 0.8 cubic foot per second

The place where said water is used ~~is for irrigation on the land of the State of Idaho~~

SW 1/4 Section 9, Township 3 North, Range 3 West, B.M.

The right to take water from such works is based upon Permit No. 21813

The source of supply from which such water is diverted is a well located in the

SW 1/4 Section 9, Township 3 North, Range 3 West, B.M.

The date of priority which said user is prepared to establish is November 29, 1950

MARK R. KULP

State Reclamation Engineer.

21813

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 21813

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. Norma R. Ernst, 25, Route 4, Caldwell, Canyon County, Idaho.
Housewife.

Ques. 2. Are you acquainted with Ezra Murray Carter, the holder of Permit No. 21813? How long have you known him and where does he reside?

Ans. Yes, 25 years; route 4, Caldwell.

Ques. 3. Have you read or heard read said Permit No. 21813, and are you familiar with its provisions and conditions?

Ans. Yes; yes.

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Well; SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 9 T3N. R3WBM; ditches

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

Ans. 40 inches of water; same.

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. 40 inches; by eye.

21813

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; 40 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 9, T3N, R3WBM.

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

Ans.

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Row crop land, 40 inches per sec.

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 am a neighbor; have seen the land irrigated each year since 1951.

(Signed)

Norma R. Ernest

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Caldwell, County of Canyon, State of Idaho, on this 4th day of October, A. D. 1955.

Peter J. Boyle

Notary Public.

My commission expires May 18, 1958.

21813

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

Permit No. 21813

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. Paul H. Ernst, 31, Route 4, Caldwell, Canyon County, Idaho.
Farmer

Ques. 2. Are you acquainted with Ezra Murray Carter, the holder of Permit No. 21813? How long have you known him and where does he reside?

Ans. Yes; five years, route 4, Canyon County, Idaho.

Ques. 3. Have you read or heard read said Permit No. 21813, and are you familiar with its provisions and conditions?

Ans. Yes; yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Well; SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 9 T 3 N R3 WBM; ditches

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

Ans. 40 inches of water; same.

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. 40 inches; by eye.

21813

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; 40 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 9, T3N, R3WBM

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

Ans.

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Row crop land, 40 inches per sec.

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 am a neighbor, have seen the land irrigated each year since 1951.

(Signed) *Paul H. Ernest*

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Caldwell, County of Canyon, State of Idaho, on this 4th day of October, A. D. 1955.

Walter J. Boyd
Notary Public.

My commission expires May 18, 1958.

21813

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 21813

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Ezra Murray Carter; Route 4 Caldwell Canyon County, 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.

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

Ans. 21813; Dated December 9, 1950

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

Ans. Subterranean flow from a well; in SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 9 T 3N R3WBM

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

Ans. Well, pump and ditches; 40 inches or 0.8 cu. ft. per second
depth - 160'; casing 10"; depth to water 100'; discharge of pump
6"

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation; 40 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 9, Twp 3N Range 3 WBM.
land is cultivated in alfalfa and pasture.

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

Ans. _____

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

Ans. 40 inches

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. _____

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

Ans. all 40 inches have been used for irrigation

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. none

(Sign) Ezra Murray Carter

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

State of Idaho, on this 4th day of October, A. D. 1955

My commission expires May 18, 1958

Peter J. Boyce
Notary Public for Idaho
Residing at Caldwell

21813

Permit No. 21813

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

ss.

County of Ada

Ezra Murray Carter

, being first duly sworn, upon his oath deposes and says:

First: That he is the holder and owner of Permit to Appropriate the Public Waters of the State of Idaho, No. 21813, and that his postoffice address is Route 4, Caldwell,

State of Idaho

Second: That the name of the stream ^{FROM} which said water is to be ^{DIVERTED} directed is Subterranean flow from a well

Third: That the point of diversion of said water is in the SW¹/₄ SE¹/₄ Section 9, Twp. 3 N., Range 3 W., B.M.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by December 9, 1953.

Fifth: That the use for which said water is intended is irrigation and domestic use

Sixth: That on the date above mentioned, the works constructed under said permit were (or were not) fully completed and consisted of the following:

I. Kind of works: Well, pump and ditches
(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work:

(a) Height of dam feet, length of dam at top feet, length of dam at bottom feet. Material used in construction

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir acre feet.

(c) Size of headgate: Width feet, height feet.

(d) Conduit width at bottom feet, width at water line
(State whether ditch, flume or pipe)

feet, depth of water feet; diameter of pipe inches, average grade per mile is feet. Length of conduit is miles.

Seventh: That said works are capable of conducting to the place of intended use 0.8 second feet of water.

Eighth: That water appropriated under said permit is available for 40 acres of land described as follows: SW¹/₄ SE¹/₄ Section 9, Twp. 3 N., Range 3 W., B.M.

Ninth: Remarks: That 10 inch well, 160 feet deep. Equipped with a 15 H.P. Lagne-Bowler pump.

Ezra Murray Carter
(Sign Here)

Subscribed and sworn to before me this 24 day of Oct, 1952

Wb Hamblin

My commission expires 3-5-55

Notary Public.

21813

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

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

B O I S E

Permit No. 21813

Date December 14, 1950

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

Mr. Ezra Murray Carter
Rt. 4
Caldwell, Idaho

MARK R. KULP
State Reclamation Engineer

Enc. Departmental Receipt No. 22857.

21813

NAME OF APPLICANT Ezra Array Carter.

Form No. 0

Twp. 3.N. R.3.W.



Point of Diversion Well.

Permit Map No. 21813

As Approved
DEC 9 1950
MARK R. KULP
State Reclamation Engineer

**APPLICATION OF WATER TO
BENEFICIAL USE**

Notice is hereby given that at 10:00 A.M. on the 3rd day of October, 1955, at Caldwell, County of Canyon, State of Idaho, before Peter J. Boyd, Notary Public, proof will be submitted of the application to beneficial use of 0.8 cubic foot per second of the waters of a well in accordance with the terms and conditions of Permit No. 21813 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Ezra Murray Carter, Route 1, Caldwell, Idaho.

The use to which said water has been applied is irrigation and domestic purposes.

The amount applied to beneficial use is 0.8 cubic foot per second.

The place where said water is used SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 9, Township 3 North, Range 3 West, B.M.

The right to take water from such works is based upon Permit No. 21813.

The source of supply from which such water is diverted is a well located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 9, Township 3 North, Range 3 West, B.M.

The date of priority which said user is prepared to establish is November 29, 1950.

MARK R. KULP,
State Reclamation Engineer.
No. 873—Sept. 10-17-21, Oct. 1,