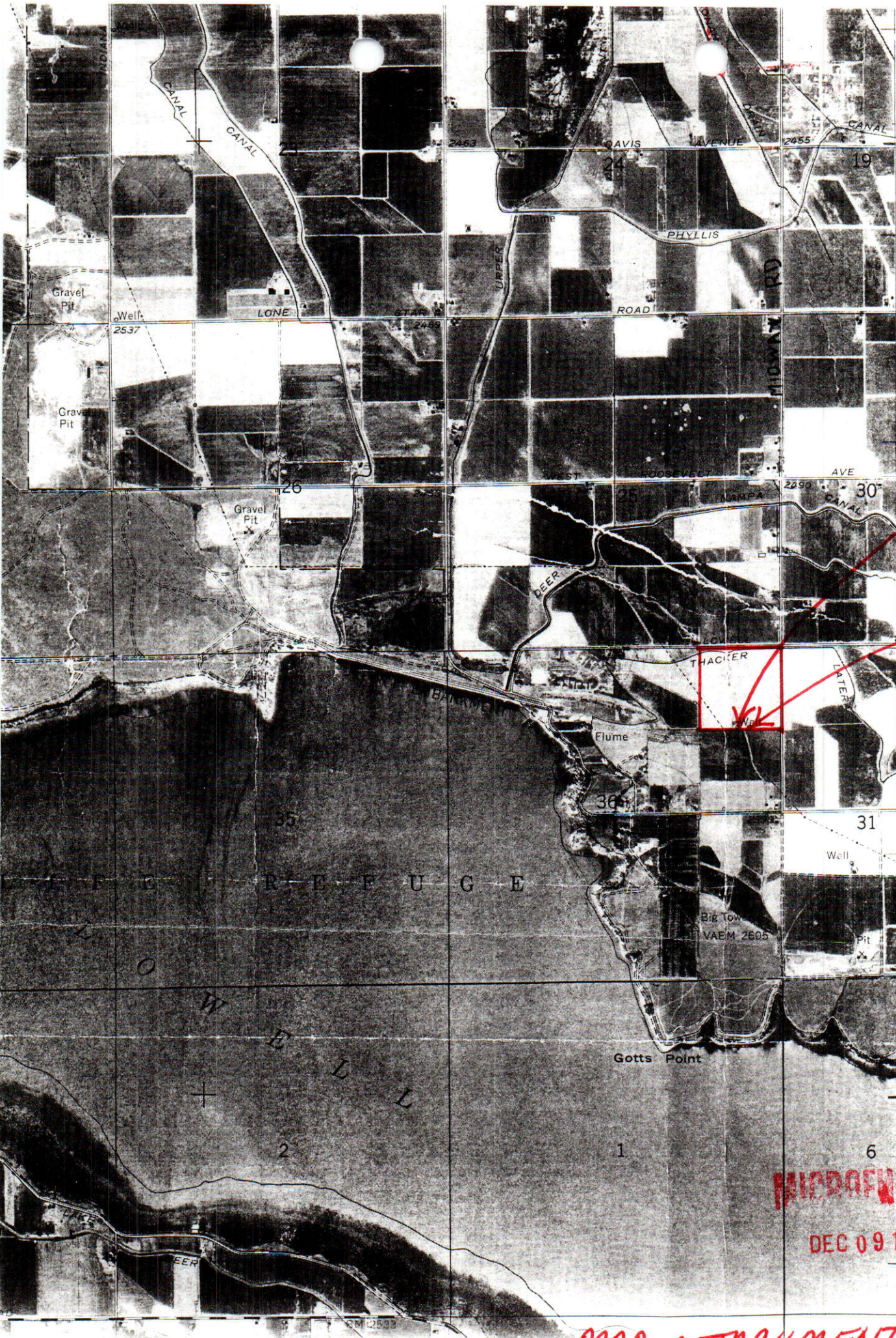




EXISTING
WELL (WILL BE
USED FOR DEM.
USE ONLY)
NEW
WELL

T3
T2

MICROFILMED

DEC 09 1992

MAP ATTACHMENT

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss.
 County of Canyon)

Mary B. Scott

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:

September 2, 9, 1992

Mary B. Scott

STATE OF IDAHO)

COUNTY OF CANYON)

On this 9th day of September in the year of 1992, before me, a Notary Public, personally appeared Mary B. Scott, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he/she executed the same.

Janet Link
 Notary Public for Idaho
 Residing at Nampa

MY COMMISSION EXPIRES
 JUNE 21st, 1997

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 63-02796, A63-02796

Notice is hereby given that Harold Lester of Nampa has applied to the Department of Water Resources for an additional point of diversion of the water of groundwater. The right sought to be changed is evidenced by license and is recorded as follows:

Amount: .80 cfs Priority:

01/26/1950

Point(s) of Diversion: T03N R03W Sec. 36 NENE, Canyon County. The water is used for irrigation purposes in T03N R03W Sec. 36 NENE.

TO BE CHANGED AS FOLLOWS

Amount: .80 cfs

Point(s) of Diversion: T03N R03W Sec. 36 NENE, (2 points). The water will be used for the same purposes on same property as described above.

Any protest against approval of the proposed change of water right application must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 on or before September 21, 1992.

R. KEITH HIGGINSON, Director
 DEPARTMENT OF WATER
 RESOURCES

September 2, 9, 1992

RECEIVED
 SEP 17 1992

Department of Water Resources
 Western Regional Office

9 1992

T. 3 N. R. 3 W. T. 3 N. R. 3 W.

To NAMPA →

26

25

Government Canal



35
LAKE LOWELL

36

Area Irrigated = ⁴⁰~~38~~ Acres

T = 56° F

H = .25' over 2.0' cip. Weir

Q = .836 cfs or 41.8 miners inches

State of Idaho,
County of Canyon,

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

3. That Saturday of each week has been designated as the particular day of the week on which legal notices required by law or by order of any Court of competent jurisdiction within the State to be published weekly, will be published in said Idaho Free Press in compliance with the provisions of Section 58-108 I.C.A. 1932, as added thereto by Chapter 154, 1933 Session Laws of Idaho, and the Publisher of this newspaper in conformity with the provisions of said law, does, at the head of the Editorial Column of said paper, and in each issue thereof, announce Saturday of each week as the day of the week on which legal notices required by law or by order of any Court of competent jurisdiction to be published weekly, will be published.

5. That said notice was published in each and every Saturday issue, beginning with the issue of June 21,, 1952, and ending with the issue of July 12, 1952.

of July 1952

My Commission Expires July 14, 1952

State Reclamation Engineer.
June 21, 28. July 5, 12

21352

T.3 N., R.3 W.

26

25



Point of Diversion-Well

35

36

Permit Map No. 21352
As Approved
FEB 2 1950
MARK R. KULP
State Reclamation Engineer

70

State of Idaho

License and Certificate of Water Right

Water License No. 21352

Amount 0.8 second foot

Water District No.

Priority January 26, 1950

THIS IS TO CERTIFY that W. L. LESTER

of Route 1, Nampa, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated January 26, 1950; that Permit No. 21352 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 0.8 second foot, was issued thereunder on July 21, 1952, showing that said works were completed on the 19th day of July, 1952; and that on the 19th day of July, 1952,

W. L. LESTER

of Nampa, 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, ~~and~~ (subterranean flow), for the purpose of irrigation and domestic use, under Use Permit No. 21352 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 8 of Licenses at page 4970, on the 14th day of August, 1952;

The right hereby confirmed dates from January 26, 1950;

The Point of Diversion is located

in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 36, Tp. 3 N., R. 3 W., B. M. Canyon County

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

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
3 N.	3 W.	36	NE $\frac{1}{4}$ NE $\frac{1}{4}$	40	40

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

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

14th day of August, 1952.

MARK R. KULP

State Reclamation Engineer

(SEAL)

63 2796

Nº 21352
63-2796

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

APPLICATION No. 29044
PERMIT No. 21352
DISTRICT No.

1. Name of Applicant: **W. L. LESTER**

Postoffice address: **Route 1, Nampa**

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 **South center of the NE $\frac{1}{4}$ NE $\frac{1}{4}$**

of Section **36** , 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

, 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 **Five (5)** years.

13. The time required for the complete application of the water to the proposed use is **Six (6)** 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**

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.

W. L. LESTER Applicant.

By Agent.

Date of first receipt at Department of Reclamation: 11:00 A. M. January 26, 1950

Returned to applicant for correction:

Corrected application received: _____

Approval of State Reclamation Engineer

The number of this permit is 21352
Recorded in Book 76 Page 21352 Approved February 2, 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 April 2, 1950 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 August 2, 1952
The whole of said work to be completed on or before February 2, 1955
Beneficial use of water appropriated in accordance herewith, to be made on or before February 2, 1961

WITNESS My hand this 2nd day of February, 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 2nd
day of February , 1950 STATE OF IDAHO
Countersigned:
(SEAL) By J. D. "CY" PRICE By C. A. ROBINS Governor.
Secretary of State.

REMARKS: See Permits 21745-46 on same well

14.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3 N.	3 W.	36	40				CERTIFICATE OF COMPLETION OF WORKS												40
TO ALL WHOM IT MAY CONCERN:																			
This is to certify that W. L. LESTER of Route 1, Nampa, County of Canyon, and State of Idaho, the holder of Permit No. 21352, issued upon Application No. 29044 bearing date of priority of January 26, 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 NE¼ NE¼ Section 36, 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: NE¼ NE¼ Section 36, Township 3 North, Range 3 West, B.M.																			
Witness my hand this 21st day of July, A.D. 1952.																			
Proof of completion of works made July 19, 1952. Certificate of completion of works issued July 21, 1952.																			
LICENSE ISSUED FOR 0.8 SEC. FT. 88-4970																			



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

November 13, 1992

RE: Application for Transfer of Water Right No. 63-02796

Harold Lester
12753 Midway Rd.
Nampa, ID 83686

Dear Mr. Lester:

A few days ago I spoke with your wife concerning the above referenced transfer application. It appears that your original intention was to drill a replacement well in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 36 for the irrigation of the 40 acres listed under this right. The old well would then have been used for domestic purposes (lawn watering).

I understand that your original well has since been abandoned due to circumstances beyond your control. Unless the original well would have been used along with the new well for the irrigation of the 40 acres listed under this right, a transfer application is not necessary.

The department will consider the transfer application void and will be cleared from our records. I do apologize for any inconvenience this may have caused you. Please feel free to give me a call if you have any questions.

Sincerely,

SHARLA CURTIS
Sr. Water Resource Agent

MICROFILMED

DEC 09 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 4019

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant HAROLD LESTER Phone 466-1023
Post Office address 12753 MIDWAY RD, NAMPA ID 83686

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes DRILLING NEW IRRIGATION WELL
+ USING OLD WELL FOR DOMESTIC PURPOSES ONLY

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
|-----------------|------------------|-----------------------|------------------|-----------------------------|
| <u>63-02796</u> | <u>1/26/1950</u> | <u>.80</u> | <u>IRRIG</u> | <u>3/15</u> to <u>11/15</u> |
| <u>63-02796</u> | <u>1/26/1950</u> | <u>.80</u> | <u>IRRIG</u> | <u>3/15</u> to <u>11/15</u> |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
2. Total amount of water being transferred .80 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water GROUNDWATER tributary to _____
4. Point(s) of Diversion: _____

[illegible]

5. Lands irrigated or place of use:

[illegible]

Total acres 40

PART 1

6. General Information:

a. Description of diversion system WELL, PUMP

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

N/C

d. Remarks:

Application 63-11911 also filed on well
for supplemental use (ADDITIONAL ACREAGE PREVIOUSLY
USED BOWE-KUNA IRRIG. DIST. WATER).

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____

MICROFILMED

DEC 09 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 63-02796 issued by the Idaho Department of Water Resources.
- c. Claim No. A63-02796 (SRBA) on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

N/A ☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water _____ tributary to _____

4. Date or priority _____

5. Water is used for the following purpose:

amount 80 for IRREG purposes from 3/15 to 11/15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right _____ cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		<u>NE</u>	<u>NE</u>	<u>36</u>	<u>3N</u>	<u>3W</u>	<u>CANYON</u>	

8. Lands irrigated or place of use:

Twp.	Rge.	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	
<u>3N</u>	<u>3W</u>	<u>36</u>	<u>40</u>																<u>40</u>

Total acres 40

9. Describe any other water rights used for the same purpose as described above BOISE/KUNA

CANAL SHARES

PART 2

Transfer No. _____

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
NO If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	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	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	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	

Total acres _____

RECORDED
DEC 09 1992



EXISTING
WELL (WILL BE
USED FOR DOM.
WATER ONLY)
NEW
WELL

T3
T2

APPROVED
03-1992
4820

MAP ATTACHMENT

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.**

A large, empty grid for drawing a map, representing land by section, township, and range number. The grid is composed of a 6x6 array of squares, with each square further divided into a 3x3 array of smaller squares, creating a total of 324 small squares. The grid is intended for the applicant to draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1.

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

PART 3

B. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

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 willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 10th day of August, 19 92.

Harold Lester
(Signature of Applicant)

Jan Spurr
(Notary Public)

My commission expires 9-14-94

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 1 attachments

Received by [Signature] Date 8-10-92 Protest filed by _____

Prelim. check by [Signature] Fee \$50 W015207

Receipted by [Signature] Date 8-10-92

Published in Press-Tribune Copies of protest forwarded by _____

Pub. dates 9/2 & 9/9/92 Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☒ approval ☐ denial

_____ rec'd. _____ by DRT

Copy of transfer sent to lien holder _____

RECEIVED

DEC 09 1992

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss.
County of Canyon)

Mary B. Scott

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:

September 2, 9, 1992

Mary B. Scott

STATE OF IDAHO)

COUNTY OF CANYON)

On this 9th day of September in the year of 1992, before me, a Notary Public, personally appeared Mary B. Scott, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he/she executed the same.

Janet Lusk
Notary Public for Idaho
Residing at Nampa

RECEIVED
SEP 17 1992

Department of Water Resources
Western Regional Office

9 1992

MY COMMISSION EXPIRES
JUNE 21st, 1997

MEMORANDUM

TO: File 63-02796

FROM: Sharla

DATE: November 2, 1992

RE: Transfer Application

When this transfer application was filed, the intent was to use the old well for domestic purposes (watering of lawn). The drilling permit, however, was issued as a replacement well. In conversations with Cindy Hodges at Western, she stated that the original well caved in and the new well will be the only well used under this right.

On this date, I spoke with Mrs. Lester who confirmed that the old well "caved in" and they were unable to even get the pump out. Use of water under this right will continue to be supplied by a single point of diversion within the legal description originally licensed.

It appears the filing of the transfer was unnecessary even if the old well had been used for domestic purposes. A transfer application was only required if more than one well would be supplying water for the irrigation of 40 acres under this right. That wasn't the intention, even if the first well hadn't caved in.

I told Mrs. Lester that I would send correspondence in the next couple of days stating that the department will consider the transfer application void.

NOV 11 1992

Post-It™ brand fax transmittal memo 7671		# of pages <u>2</u>
To <u>Sharia C.</u>	From <u>Cindy H</u>	
Co. <u></u>	Co. <u>Western</u>	
Dept. <u>S.O.</u>	Phone # <u></u>	
Fax # <u></u>	Fax # <u></u>	

Drilling Permit No. 63-92-W-627
 Water Right Permit No. 63-02796, 63-02832
 Injection Permit No.

Idaho
 Water Resources

APPLICATION FOR DRILLING PERMIT

- HAROLD
W. L. LESTER
1. Applicant (please print) W. L. LESTER
2. Mailing Address 12753 MIDWAY RD
 City & State NAMPA Zip Code 83686 Telephone 466-1023
- ☒ Well Owner ☐ Well Operator ☐ Other, specify
3. Proposed well location N 1/4 N 1/4 or Gov't Lot No.
 Sec. 36 Twp. 3N Rge. 3W County CANYON
 Street Address of Well Site
 Lot, block and subdivision
4. Proposed use of well:
- ☐ Domestic: The use of water for homes, organization camps, public campgrounds, livestock and for any other purpose in connection therewith, including irrigation of up to 1/2 acre of land, if the total use is not in excess of 13,000 gpd; or any other uses, if the total use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.
- ☒ Domestic does not include water for multiple ownership subdivisions, mobile home parks, commercial or business establishments, unless the use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.
- ☒ Non-Domestic: Any beneficial use not included within the definition of domestic.
- ☐ Injection
- ☐ Monitoring - A well bore schematic and map is required for each well.
 No. of proposed wells:
- ☐ Other (Describe)
5. Well construction information:
- A. ☐ New well ☐ Deepen ☐ Modify ☒ Replace - See Condition 9
- B. Proposed Casing Diameter 8" NPT Proposed Maximum Depth 100' B.T.
- C. Anticipated bottom hole temperature:
- ☐ 85°F or less (Cold water well)
☐ 85°F to 212°F (Low temp. geothermal well)
☐ 212° or more (Geothermal well)
6. Construction Start Date 8/8/92
- Anticipated Well Driller Rate Case # 213
 NOTE: The actual well driller must be identified prior to drilling.
8. Applicant's signature Harold Lester Date
- Title
 (Owner, Firm Representative, Other)

MICROFILMED

DEC 09 1992

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This Permit is APPROVE

Date 8-6-92

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

GENERAL CONDITIONS:

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation, injection wells and well construction standards.
2. This drilling permit is valid for two (2) months from the above approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
3. This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well.
4. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
5. Approval of this drilling permit does not authorize trespass on the land of another party.
6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
7. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
8. If a bottom hole temperature of 85° or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
9. If this permit is for a replacement well, the well being replaced must be abandoned in accordance with Department Rules and Regulations.

SPECIFIC CONDITIONS:

10. Well may not be constructed within 500' of the nearest domestic well without approval of the Department.
11. Surface Seal shall extend from land surface to a depth of 100 ft or the next significant confining layer whichever is greater.

David R. Tuthill Jr.
DAVID R. TUTHILL JR.

Signature of Authorized Department Representative

MANAGER
WESTERN REGIONAL OFFICE

Title

Receipt No. W015194 Received by Ly Fee \$200 Date 8/6/92

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date _____

This extension expires: _____

RECEIVED
 DEC 09 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: Ly

1. Right number 63-02796 Applicant Harold Lester

2. Type of right: ☐ Decree ☒ License ☐ Claim

3. Purpose of transfer: ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Other _____

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 _____

i. ☒ Check for existing water rights from same source, on land water is being transferred to.

Right number(s) _____

j. ☒ Is use within a Watermaster District? ☐ Yes ☐ No

If yes, what district? N/A Comment letter sent ☐ Yes ☐ No

FINAL PROCESSING REVIEW BY: DR

1. Watermaster recommendation requested on N/A Received on _____

2. Is transfer published correctly? ☐ Yes ☐ No

3. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

1. ☒ Approve

2. ☐ Deny

3. Conditions* _____

4. By DR Date 9/20/92

* All uses within Watermaster Districts require special conditions.

RECEIVED
OCT 1 1992

Department of Water Resources

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 63-02796, A63-02796

Notice is hereby given that Harold Lester of Nampa has applied to the Department of Water Resources for an additional point of diversion of the water of groundwater. The right sought to be changed is evidenced by license and is recorded as follows:

Amount: .80 cfs Priority: 01/26/1950

Point(s) of Diversion: T03N R03W Sec. 36 NENE, Canyon County. The water is used for irrigation purposes in T03N R03W Sec. 36 NENE.

TO BE CHANGED AS FOLLOWS

Amount: .80 cfs

Point(s) of Diversion: T03N R03W Sec. 36 NENE, (2 points). The water will be used for the same purposes on same property as described above.

Any protest against approval of the proposed change of water right application must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 on or before September 21, 1992.

R. Keith Higginson
Director

Published in the Press-Tribune on 9/2 and 9/9/1992.

RECEIVED

DEC 09 1992

✓
September 2, 1952

RE: Permits Nos. 21352 and 21745

Mr. W. L. Lester
Route 1
Nampa, Idaho

Dear Mr. Lester:

We enclose License and Certificate of Water Right issued under Permit No. 21352, confirming your right to the use of 40 inches, or 0.8 second foot of water from ^{down} the wells in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 36, Township 3 North, Range 3 West, B.M., with priority of January 26, 1950, for irrigation and domestic use on the same subdivision.

We also enclose License and Certificate of Water Right issued under Permit No. 21745, confirming your right to the use of 2 inches or 0.04 second foot of water from the same well with priority of October 12, 1950, for irrigation and domestic use on the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 25, Township 3 North, Range 3 West, B.M.

We also enclose departmental receipt No. 24764 for the \$4.00 fee for beneficial use proof on these two permits.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

21352

August 11, 1952

Re: Permits Nos. 21352 and 21745

Mr. W. L. Lester
Route 1
Nampa, Idaho

Dear Mr. Lester:

The report of our field engineer on examination for beneficial use under the above numbered permits shows that your well in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 36, Township 3 North, Range 3 West, B.M., will deliver approximately 42 inches of water.

Therefore this amount can be applied, in accordance with your request, with 40 inches or 0.8 second foot under Permit No. 21352, for use on the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 36, and the remaining two inches or 0.04 second foot on Permit No. 20745 on the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 25, Twp. 3 North, Range 3 West, B. M.

The statutory fees will amount to \$2.00 each, or a total of \$4.00, upon receipt of which licenses may be issued as above.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

21352

July 24, 1952

RE: Permits Nos. 21352, 21745 and 21746

Mr. W. L. Lester
Route 1
Nampa, Idaho

Dear Mr. Lester:

A check on the report of our field engineer, and of the files in this office, shows that you have one well upon which you have made three separate filings, to-wit: Permits Nos. 21352, 21745 and 21746.

A measurement of the water being pumped from this well shows a little over 41 inches of water was being delivered.

Certificates of completion of works have been issued on Permits Nos. 21352 and 21745. Proof of completion of works is not yet due on Permit No. 21746. We are wondering whether or not there is any use in incurring any additional expense in connection with Permit No. 21746 and possibly No. 21745, inasmuch as there is such a small amount of water more than on which you can receive license under Permit No. 21352.

We are writing you to learn your desires as to what land you wish to make the water appurtenant. If the NE 1/4 NE 1/4 Section 36, has no other water right, it is probable that you will want an inch to the acre (which is the maximum allowed by law) for it, and possibly you may wish to put the small additional amount on one of the other permits.

If you will let us know regarding this matter, we will try to make your license the way you wish it. If there is any question or misunderstanding regarding same, it would be well for you to stop in Boise and discuss your problems before license is issued.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

E. N. Humphrey
Deputy State Reclamation Engineer

H:fg

7/30 / Called - 40" on 21352 - One inch on 21745

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

Permit No. 21352This proof is for Beneficial use In Water District No. _____

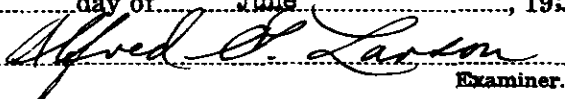
1. Name of applicant W. L. Lester, Route 1, Nampa, Idaho
2. Source of water supply: Subterranean from a well
3. Location of point of diversion: Is in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 36, of Section 36
T. 3 N. R. 3 W. County of Canyon
4. Describe works as they exist, giving dimensions and capacities of same: Drilled well 148' x 12" diameter. Casing 12" x 136'. Static water level 78', draw down approx. 27'. Depth of pump 120' with a 10' suction pipe, 5 stages, 8" bowls, 6" water column. Discharge pipe 6" dia. x 3' long running south into 2' x 5' concrete box. Jacuzzi pump #AH2666. U.S. motor #867235, 20 HP., 220V., 50 amp., 1800 rpm., 3 phase, set on concrete square 3' x 3'. Square D pumping plant panel, 30 HP., 220V., 60 cycle, G.E. meter # 30 254 022, 50 amp., 240V., 60 cycle, 3 phase, demand 1.74 x 10. Shed roof only for weather protection. Ditches are complete and of sufficient size to irrigate said land.
5. Water is used for: Irrigation and domestic use
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):
NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 36, Twp. 3 North, Range 3 West, B. M. ⁴⁰ ~~36~~ acres.

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

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

Remarks: This is newly irrigated lands that does not have a surface right.Crops grown are alfalfa and grain.See permit No. 21745This examination was made on the 30th day of June, 1952.

(Signed)



Examiner.

W. L. LESTER
Rt. 1, Nampa, Idaho

Permit No. 21353

Examination for Beneficial use

County Canyon County

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
AUG 4 1952
Department of Reclamation

T. 3 N. R. 3 W. T. 3 N. R. 3 W.

To NAMPA →

26

25

Government Canal

35
LAKE LOWELL

36

38

P.D.

Area Irrigated = ⁴⁰~~38~~ Acres

T = 56° F

H = .25' over 2.0' cip. Weir

Q = .836 cfs or 41.8 miners inches

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 21352

REPORT ON PROOF OF Beneficial use

W. L. LESTER, Route 1, Nampa, Idaho

.8 cfs
max

app. 0.8 cfs.

40 acres

see 21745

Permit No. 21352

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to certify that W. L. LESTER
 of Route 1, Nampa, County of Canyon, and State of
Idaho, the holder of Permit No. 21352, issued upon Application
 No. 29044 bearing date of priority of January 26, 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 NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 36, 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:
NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 36, Township 3 North, Range 3 West, B. M.

Witness my hand this 21st day of July, A. D. 1952.

E. H. Humphrey
 Deputy State Reclamation Engineer

21352

PERMIT No. 21352

**Certificate of Completion
of Works**

Dated July 21, 19 52

Stream Subterranean flow from well

County Canyon

Amount 0.8 second foot

Date of Priority January 26, 1950

Recorded in Book 76

of Permits, page 21352



POTTER AGENCY
113-12TH AVENUE SOUTH
TELEPHONE 6-4694
NAMPA, IDAHO

GENERAL INSURANCE COMPANY OF AMERICA
FIRST NATIONAL INSURANCE CO. OF AMERICA
GENERAL CASUALTY COMPANY OF AMERICA

HOME OFFICES - SEATTLE, WASHINGTON

July 19, 1952

RECEIVED
JUL 21 1952
Department of Reclamation

State of Idaho
Department of Reclamation
Boise, Idaho

Re: Permit 21352
W. L. Lester - Nampa, Idaho

Gentlemen:

We are enclosing Deposition of Holder properly completed and notarized together with Deposition of Witness for Walter Houdyshell and Geo. C. Jacobsen. We also enclose Proof of Completion of Works and Affidavit of Publication.

The personal check of W. L. Lester is enclosed in the amount of \$5.00.

Very truly yours

POTTER AGENCY

By Donald C. Potter
Donald C. Potter

DCP/lr

enclosures 6

cc: W. L. Lester, Route #1, Nampa

21352

AFFIDAVIT OF PUBLICATION

State of Idaho,
County of Canyon, ss.

Carosa Swiell, 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 twenty-one years, and not a party to the above entitled action.

2. I am the Principal Clerk of the Idaho Free Press, a daily newspaper published in the City of Nampa 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 has been continuously and 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 Saturday of each week has been designated as the particular day of the week on which legal notices required by law or by order of any Court of competent jurisdiction within the State to be published weekly, will be published in said Idaho Free Press in compliance with the provisions of Section 58-108 I.C.A. 1932, as added thereto by Chapter 154, 1933 Session Laws of Idaho, and the Publisher of this newspaper in conformity with the provisions of said law, does, at the head of the Editorial Column of said paper, and in each issue thereof, announce Saturday of each week as the day of the week on which legal notices required by law or by order of any Court of competent jurisdiction to be published weekly, will be published.

4. That the notice, of which the annexed is a printed copy was printed in said Saturday issue of said Idaho Free Press for a period of four successive weeks in the regular and entire issue of each Saturday publication of said paper during the period and time of publication and was printed in the newspaper proper and not in a supplement.

5. That said notice was published in each and every Saturday issue, beginning with the issue of June 21, 1952, and ending with the issue of July 12, 1952.

Carosa Swiell
Subscribed and sworn to before me this twelfth day
of July, 1952.

Homer L. Raubardt
Notary Public for Idaho
Residing at Nampa, Idaho

My Commission Expires July 14, 1952

21352

Permit No. 21352

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Canyon

ss.

W. L. Lester, 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. 21352, and that his postoffice address is Route #1, Nampa State of Idaho

Second: That the name of the stream ^{FROM} which said water is to be ^{DIVERTED} directed is Deep well on land described in said permit

Third: That the point of diversion of said water is at well

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by January 26, 1955

Fifth: That the use for which said water is intended is irrigating land

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: deep well with pump and electric motor

(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work: 148 foot well with 12" casing, deep well pump with electric motor pumping 41 inches of water direct into laterals on land

(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 feet
(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: NE 1/4 NE 1/4 Section 36, Township 3 North, Range 3 West, Boise Meridian, Canyon County, Idaho

Ninth: Remarks: That

W. L. Lester
(Sign Here)

Subscribed and sworn to before me this 19th day of July, 1952

My commission expires March 1, 1953

Notary Public.

21352

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 21352

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. W. L. Lester, Route #1, Nampa, Idaho, farmer

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

Ans.

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

Ans. 21352, January 26, 1950, date of priority, date of permit October 12, 1950

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

Ans. Deep well with electric motor and deep well pump with laterals distributing

water over the following described land (well located on said described land) NE 1/4 Section 36, Township 3 North, Range 3 West, Boise Meridian, Canyon County, Idaho

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.

Ans. 148 foot well with 12" casing, depth of water 78 feet, 41 miner's inches

measured over two foot weir, deep well pump with electric motor discharging into open laterals onto land.

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. Irrigate diversified crops on land described below containing forty acres of cultivated land: NE 1/4 Section 36, Township 3 North, Range 3 West, Boise Meridian, Canyon County, Idaho growing diversified crops

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. inch per acre

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

Ans.

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

Ans. Growing diversified crops on the forty acres described herein.

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. No other water used.

(Sign)

W L Lester

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 Nampa, County of Canyon, State of Idaho, on this 19th day of July, A. D. 19 52,

Ronald C. Patten
W L Lester

My commission expires March 1, 1953

21352

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 21352

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. Walter Houdyshell, age 47, Route #1, Nampa, Idaho, farmer

Ques. 2. Are you acquainted with W. L. Lester, the holder of Permit No. 21352? How long have you known him and where does he reside?

Ans. yes, 10 years, Route #1, Nampa, Idaho

Ques. 3. Have you read or heard read said Permit No. 21352, 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. deep well with electric motor and deep well pump with laterals distributing water over the following described land (well located on said described land) NE 1/4 NE 1/4 Section 36, Township 3 North, Range 3 West, Boise Meridian, Canyon County, Idaho

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. 0.8

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. 41 miner's inches measured over two foot weir

21352

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. Irrigate diversified crops on land described below containing forty acres of cultivated land: NE¹/₄ NE¹/₄ Section 36, Township 3 North, Range 3 West, Boise Meridian, Canyon County, Idaho, growing diversified crops.

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. Volcanic ash requiring an inch per acre.

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

Ans.

no

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

Ans. I have observed growing crops during the farm season of 1951 and 1952 on approximately forty acres of land.

(Signed)

Walter Houdyshell

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 Nampa, County of Canyon, State of Idaho, on this 19th day of July, A. D. 1952.

Donald C. Faller

Notary Public.

My commission expires March 1, 1953.

21352

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 21352

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. Geo. C. Jacobsen, age 67, Route #1, Nampa, Idaho - farmer

Ques. 2. Are you acquainted with W. L. Lester, the holder of Permit No. 21352? How long have you known him and where does he reside?

Ans. yes, 10 years, Route #1, Nampa, Idaho

Ques. 3. Have you read or heard read said Permit No. 21352, 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. Deep well with electric motor and deep well pump with laterals distributing water over the following described land (well located on said described land) NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 36, Township 3 North, Range 3 West, Boise Meridian, Canyon County, Idaho

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. 0.8

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. 41 miner's inches measured over two foot weir

21352

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. Irrigate diversified crops on land described below containing forty acres of cultivated land: NE¹/₄ NE¹/₄ Section 36, Township 3 North, Range 3 West, Boise Meridian Canyon County, Idaho
Growing diversified crops

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. Volcanic ash requiring an inch per acre.

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

Ans. no

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

Ans. I have observed growing crops during the farm season of 1951 and 1952 on approximately forty acres of land.

(Signed)

Geo. E. Jacobsen

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 Nampa, County of Canyon, State of Idaho, on this 19th day of July, A. D. 1952.

Donald C. Potts

Notary Public.

My commission expires March 1, 1953

21352

✓
July 12, 1952

RE: Permit No. 21352

Mr. W. L. Lester
Route 1
Nampa, Idaho

Dear Mr. Lester:

In sending notice for proof of beneficial use under Permit No. 21352, we note that you have not yet made proof of completion of works under this permit.

We enclose the form of affidavit for making this proof which should be executed before a Notary Public and returned to this department with the statutory fee of \$5.00 either before or at the same time you send proof of beneficial use which is to be made, as per published notice, on July 19, 1952.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

21352

DEAR MADAM

THIS IS TO ADVISE YOU THAT WE HAVE
RECEIVED NOTICE OF PROOF-LESTER AND HAVE
SCHEDULED SAME TO RUN JUNE 21, 28 JULY 5, 12.

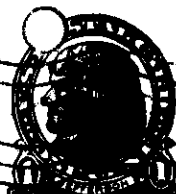
THE IDAHO FREE PRESS

21352

RECEIVED

JUN 20 1952

Department of Reclamation



THIS SIDE OF CARD IS FOR ADDRESS

JEANNE L. ANDERSON
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

21352

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Re: Permit No. 21352

Date: June 18, 1952

Idaho Free Press

Nampa, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **July 19, 1952** the date set for proof, the expense of the publication to be paid by the applicant, **W. L. Lester, Route 1, Nampa, Idaho** of ~~xxx~~, 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

Chief Clerk

21352-

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

Notice is hereby given that at 11:00 A. M. on the 19th day of July, 1952,
at Nampa, County of Canyon, State of Idaho, before
Donald C. Potter, Notary Public,
proof will be submitted of the
application to beneficial use of 0.8 cubic feet per second of the waters of a well
in accordance with the terms and conditions of Permit No. 21352
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
W. L. Lester, Route 1, Nampa, Idaho.

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

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

The place where said water is used (~~for irrigation, domestic or stock water purposes on the land irrigated by~~)
NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 36, Twp. 3 North, Range 3 West, B. M.

~~The name of the land or other works by which water is diverted to such beneficial use is~~

The right to take water from such works is based upon Permit No. 21352

The source of supply from which such water is diverted is a well in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 36,
Twp. 3 N., Range 3 W., B.M.

The date of priority which said user is prepared to establish is January 26, 1950

MARK R. KULP

State Reclamation Engineer.

21352

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

No 24676

Boise, Idaho,

July 21

, 1952

RECEIVED
FROM

M. L. Lester

of

Nampa, Idaho

\$ 5.00

Fee + 70/100

DOLLARS

FOR

Carey Act Trust Fund - - - \$

Application for Permit No. - - - \$

Proofs C/n 21352 - - - \$

Certified Copy - - - - - \$

Recording Deed - - - - - \$

Certificate - - - - - \$

21352

TOTAL - - - \$

5.00

Mark R. Kuep

State Reclamation Engineer

By

James L. Anderson

✓
June 18, 1952

RE: Permits Nos. 21745 and 21352

Mr. W. L. Lester
Route 1
Nampa, Idaho

Dear Mr. Lester:

We have corrected your proof of beneficial use on Permit No. 21745 to show that the water claimed under that permit is appurtenant to the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 25, Township 3 North, Range 3 West, B.M.

By this same mail, we are sending to the Idaho Free Press copy of notice of beneficial use proof to be made under Permit No. 21352 for water from this same well to be used on the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 36, Township 3 North, Range 3 West, B.M. We have instructed the newspaper to publish this notice once a week for four weeks prior to July 19, 1952, the date set for proof and enclose herewith the necessary forms of deposition to be used in making this proof, consisting of one for yourself and one for each of two disinterested witnesses.

At the time set you and your two witnesses should appear before Donald C. Potter, Notary Public, for the purpose of executing the depositions.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

21352-

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) June 18-1952
(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
Idaho Free Press of Nampa, Idaho published in
the county in which the works are situated.

W. L. Lester

(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.

21352

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. 21352

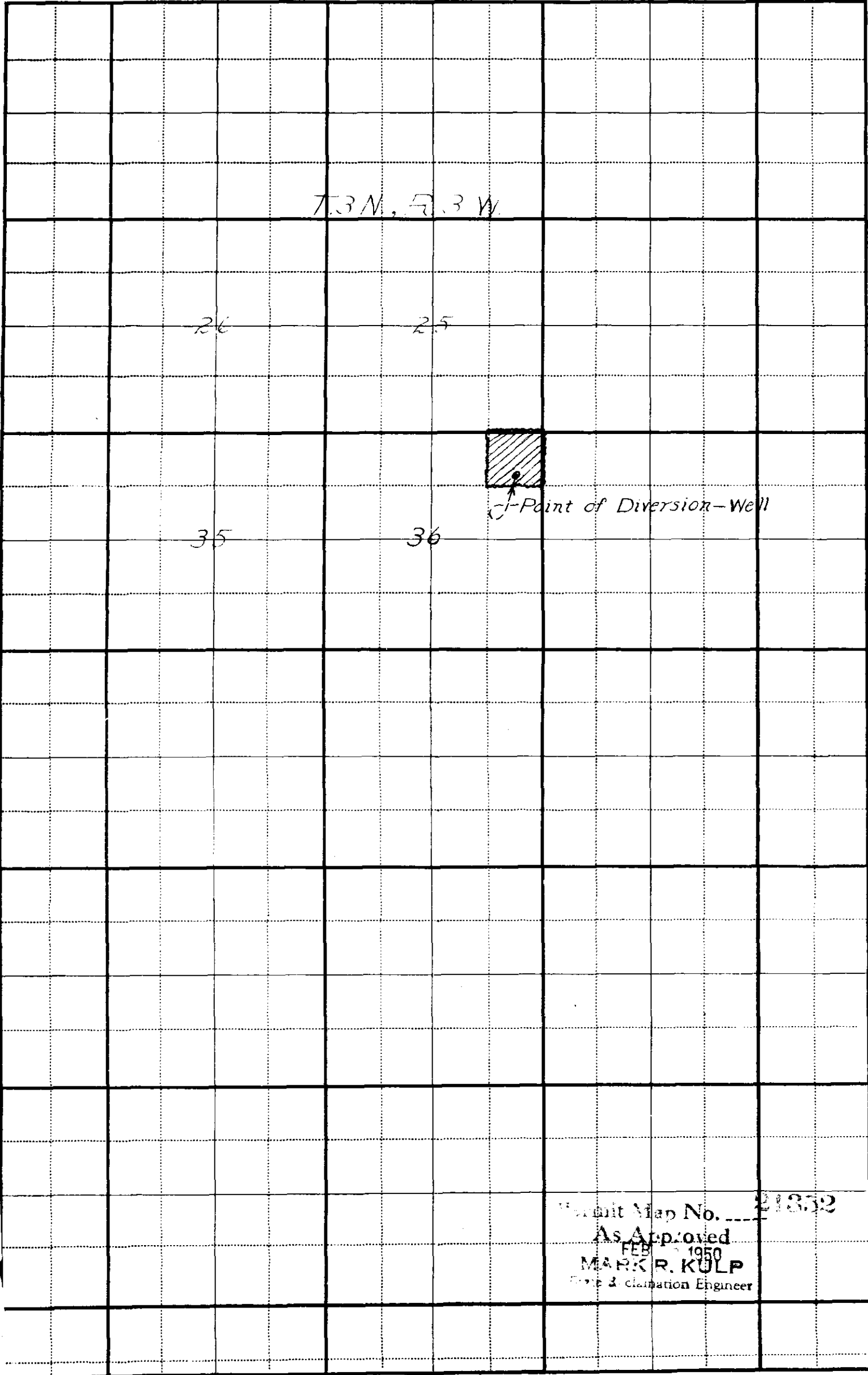
Date February 3, 1950

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. W. L. Lester
Route 1
Nampa, Idaho

MARK R. KULP
State Reclamation Engineer

21352



Survey Map No. 21352
As Approved
FEB 1950
MARK R. KULP
State Registration Engineer

**Notice of Proof Application of Water
to Beneficial Use**

Notice is hereby given that at 11:00 a.m. on the 19th day of July, 1952, at Nampa, County of Canyon, State of Idaho, before Donald C. Potter, Notary Public, proof will be submitted of the application to beneficial use of 0.8 cubic feet per second of the waters of a well in accordance with the terms and conditions of Permit No. 21352 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 W. L. Lester, Route 1, Nampa, Idaho.

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

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

The place where said water is used: NE $\frac{1}{4}$, NE $\frac{1}{4}$, Section 36, Township 3 North, Range 3 West, Boise Meridian.

The right to take water from such works is based upon Permit No. 21352.

The source of supply from which such water is diverted is a well in the NE $\frac{1}{4}$, NE $\frac{1}{4}$, Section 36, Township 3 North, Range 3 West, Boise Meridian.

The date of priority which said user is prepared to establish is January 26, 1950.

MARK R. KULP,

State Reclamation Engineer.

June 21, 28. July 5, 12