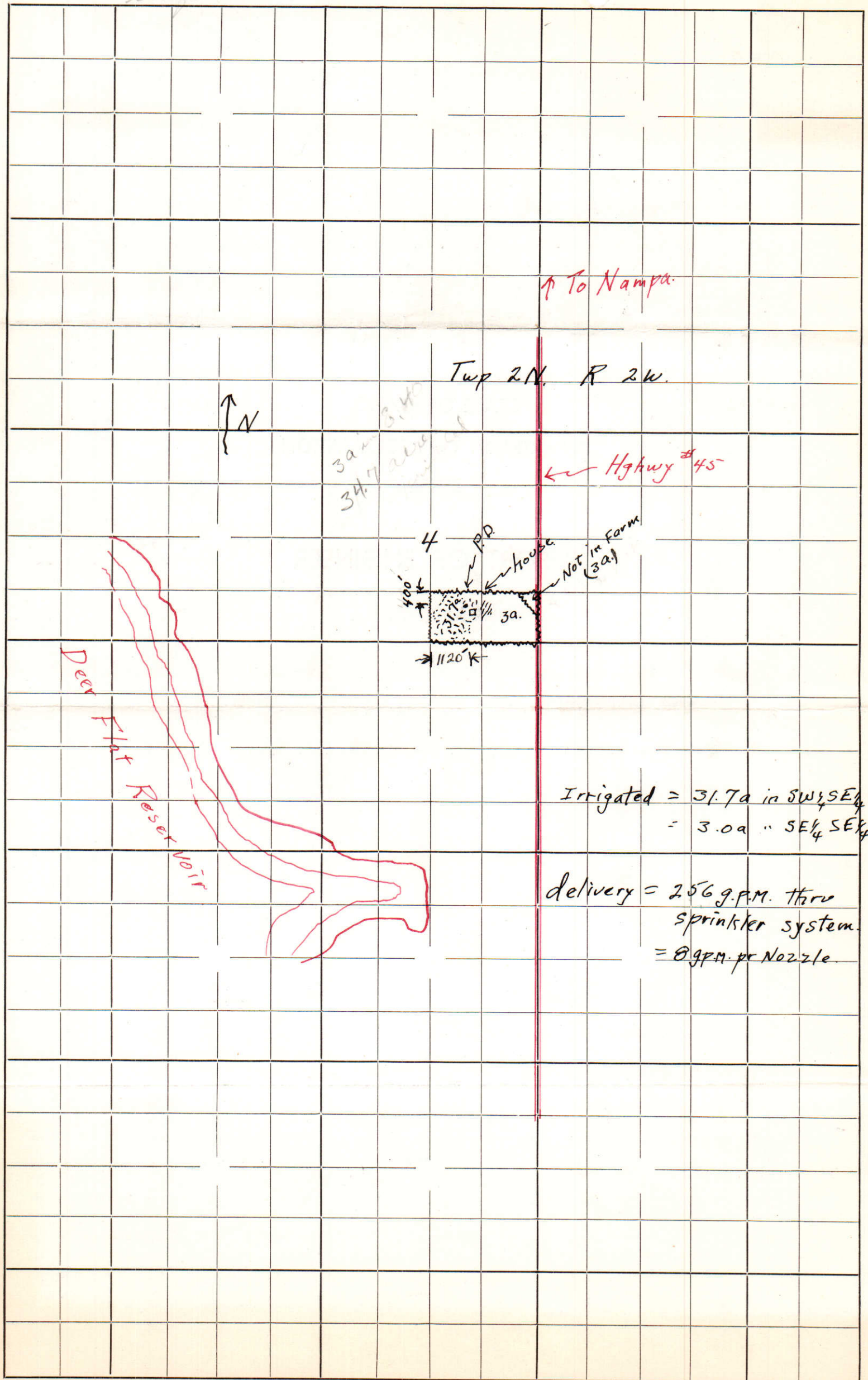


irrigated = 33.0 a.



AFFIDAVIT OF PUBLICATION

State of Idaho,
County of Canyon, ss.

Bernard Mainwaring, 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 Publisher 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 October 21, 1950, and ending with the issue of November 11, 1950.

Bernard Mainwaring
Subscribed and sworn to before me this fourteenth day
of November, 1950.

Harold L. Reinhardt
Notary Public for Idaho,
Residing at Nampa, Idaho.

My Commission Expires July 14, 1952

NOTICE FOR PUBLICATION Notice of Proof Application of Water to Beneficial Use

Notice is hereby given that at 10:00 a.m. on the 28th day of November, 1950, at Nampa, County of Canyon, State of Idaho, before John Brandt, Notary Public, proof will be submitted of the application to beneficial use of 0.9 cubic foot per second of the waters of subterranean flow in accordance with the terms and conditions of Permit No. 21319 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 is Henry G. Schober, Route 4, Nampa, Idaho.

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

The amount applied to beneficial use is 0.9 cubic foot per second.

The place where said water is used: S1/2 SE2/4 Section 4, Township 2 North, Range 2 West, B.M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is: well, pump and sprinkler system.

The right to take water from such works is based upon Permit No. 21319. The source of supply from which such water is diverted is subterranean flow.

The date of priority which said user is prepared to establish is December 21, 1949.

MARK R. KULP,
State Reclamation Engineer.
Oct. 21, 28, Nov. 4, 11

21319

NAME OF APPLICANT Her G. Schober,

FORM No. O

Twp. 2.N. R. 2.W.

Sec.
4

Point of Diversion
Well,



Permit Map No. **21319**
As Approved
DEC 28 1949
MARK R. KULP
State Reclamation Engineer

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

21319

License and Certificate of Water Right

Water License No. 21319

Amount 0.7 second foot

Water District No.

Priority December 21, 1949

THIS IS TO CERTIFY that ~~Henry G. Schorer~~

of Route 4, Nampa, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated December 21, 1949; that Permit No. 21319 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 0.7 second foot, was issued thereunder on November 3, 1950, showing that said works were completed on the 23rd day of October, 1950; and that on the 28th day of November, 1950,

HENRY G. SCHORER

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 ~~underground~~ (subterranean flow), for the purpose of irrigation and domestic use, under Use Permit No. 21319 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 4721, on the 2nd day of March, 1951;

The right hereby confirmed dates from December 21, 1949;

The Point of Diversion is located

in the SE 1/4, SE 1/4, Sec. 4, Twp. 2 N., R. 2 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 0.7 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
2 N.	2 W.	4	SE 1/4, SE 1/4	40	51.7
			SE 1/4, SE 1/4	30	3.0
			Number of Acres Actually Irrigated	-	54.7

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 March, 1951.

MARK R. KULP
State Reclamation Engineer

(SEAL)

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 29006
PERMIT No. 21319
DISTRICT No.

716 13th Ave. South
Nampa, Idaho

1. Name of Applicant: HENRY G. SCHOBEL

Postoffice address: 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:

(a) Cash on hand:

(c) Bonds to be issued:

(b) Treasury stock:

(d) Other resources:

2. Quantity of water claimed: 0.90

cubic feet per second.

3. Source of water supply: Subterranean flow (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 4 , T. 2 N. , R. 2 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: \$ 7,500.00

8. Kind of works: Well, pump and sprinkler system.

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 One (1) years.

13. The time required for the complete application of the water to the proposed use is None 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: Government water right under Boise-Kuna Irrigation District for 37 acres.

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.

HENRY G. SCHOBBER *Applicant.*

By Wesley R. Schober Agent.

Date of first receipt at Department of Reclamation: 3:30 P. M. December 21, 1949

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 21319

Recorded in Book 76 Page 21319 Approved December 28, 1949

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 28, 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 June 28, 1950

The whole of said work to be completed on or before December 28, 1950

Beneficial use of water appropriated in accordance herewith, to be made on or before December 28, 1950

WITNESS My hand this 28th day of December, 1949

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 28th

day of December, 19⁴⁹

STATE OF IDAHO

Countersigned:

(SEAL)

By _____ C. A. ROBINS
Governor.

By J. D. "CY" PRICE
Secretary of State.

REMARKS: 40 acres of the land described herewith is not covered by any water right, while part of said water right filed on herewith will be used on the balance of the acreage as a supplemental right.

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	
2 N.	2 W.	4													40 38				78
			Permit No. 21319 CERTIFICATE OF COMPLETION OF WORKS																
			TO ALL WHOM IT MAY CONCERN:																
			This is to certify that HENRY G. SCHOBBER of Nampa, County of Canyon, and State of Idaho, the holder of Permit No. 21319, issued upon Application No. 29006 bearing date of priority of December 21, 1949, authorizing the diversion of 0.90 second foot of the waters of subterranean flow from a well, 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 0.90 second feet of the waters of said well; that the point of diversion of said waters is in the SW¼ SE¼ Section 4, Township 2 North, Range 2 West, B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: S½ SE¼ Section 4, Township 2 North, Range 2 West, B.M.																
			Witness my hand this 3rd day of November, A. D. 1950.																
			Proof of Completion of Works made October 23, 1950. Certificate of Completion of Works issued November 3, 1950.																
			MARK R. KULP State Reclamation Engineer																
			COPIES ISSUED FOR 0.7 SEC. FR. Page 4721																

March 7, 1951

Re: Permit No. 21319

Mr. Henry G. Schober
Route 4
Nampa, Idaho

Dear Mr. Schober:

We acknowledge receipt of your letter enclosing check for \$4.00, being the statutory fee in connection with License under Permit No. 21319.

You were correct in stating that you have irrigated 34.7 acres. If you will refer to our letter of February 7, 1951, you will note that we mentioned 31.7 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ and three acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 4, Township 2 North, Range 2 West, B.M., or a total of 34.7 acres.

We enclose License and Certificate of Water Right issued under the above numbered Permit, confirming your right to the use of 0.7 of a second foot of water from a well in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 4, Township 2 North, Range 2 West, B.M., with priority of December 21, 1949, for irrigation and domestic use on the above described 34.7 acres.

We also enclose Departmental Receipt No. 23156 for the \$4.00 fee paid in connection with this final proof.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh
Enc.

21319

✓
February 7, 1951

Re: Permit No. 21319

Mr. Henry G. Schober
Route 4
Nampa, Idaho

Dear Mr. Schober:

The report of our Field Engineer on examination for beneficial use under Permit No. 21319 shows that you have irrigated 31.7 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ and 3 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 4, Township 2 North, Range 2 West B.M.

Therefore, upon receipt of the statutory fee of \$4.00, a License will be issued for 0.7 of a second foot (or 35 inches) of water from your well in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 4.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh

21319

Department of Reclamation
Boise, Idaho

Dear Sirs. I am enclosing
a check of \$4.00 covering Statutory
fee for License of well permit
No 21319

Yours truly

RECEIVED
FEB 28 1951

Department of Reclamation

Harry G. Schobel

Nampa

R4.

Idaho

P.S. your letter of Feb. 7, 51 states that
the field Engineer's Report shows I have irrigated
31.7 acres. If you'll check I'm sure you will
find it 34.7 as that's what I irrigated.

21319

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

Permit No. 21319This proof is for Beneficial use In Water District No. _____

1. Name of applicant Henry G. Schober, Rt. 4, Nampa, Idaho
2. Source of water supply: Well (subterranean flow)
3. Location of point of diversion: Is in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 4
T. 2 N. R. 2 W. County of Canyon
4. Describe works as they exist, giving dimensions and capacities of same: This well is 270' deep by 8" casing, plus 100' more by 6" casing, making a total of 370' depth. The water rises to 80'. The drawdown is unknown. The pump delivers approximately 40 inches when not attached to the sprinkler system. The pump is a six stage Fairbanks Morse oil lubricated turbine, #PJ7572. Motor is a General Electric 15 h.p., 60 cycle, 220 volts, 39.2 amps., #RJ6792732. Switches & controls are Trumbull and Cutler Hammer. They are mounted on a pole 8' South of the Pump. Meter is a G.E. #22451168. Demand ranges between 1.4 and 1.5 kw.
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):

S $\frac{1}{4}$ SE $\frac{1}{4}$ Section 4, Township 2 North, Range 2 West, B. M.

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

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

Remarks: Pump and motor are mounted on the top of the casing. There is no curbing, no well house, no protection from the elements except a canvas tied over the pump and motor. Delivery is to the West into an 8" pipe through a 6" valve, thence into the sprinkler system. A 2" pipe also takes off from the delivery and leads to a storage tank or cistern, which is located 6' to the South and East of the Well. The cistern is made of concrete and concrete blocks and holds sufficient water to last the household approximately one month at each filling. Following is a list of the aluminum pipe for the sprinkler system: 27 pieces of 3" diameter by 36' long, 6 pieces of 4" by 36' long, 12 pieces of 4" by 24' long, 15 pieces of 6" by 24' long. There are 32 sprinkler heads with nozzle openings of 11/64 and 3/32. The ground irrigated is the ground laying in the field to the West plus a small amount in the area of the house. A total of approximately 34.7 acres is irrigated from the sprinkler system.

This examination was made on the 3rd day of February, 1951

(Signed)

E. M. Humphrey

Examiner.

21319

This well will furnish water for irrigation, domestic purposes and any livestock on the place.

Has large concrete tank 6' to S.E. of well connected with a 2" pipe ^{to pump} approx 2000 gal.
 Top of tank = 12" to 14" above level of ground.

G.E. Motor
 # 22457168

Demand = 1.4 Kw - 1.5/Kw

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
 FEB 5 1951
 Department of Reclamation

Henry G. Scheber
 Rt. 4, Nampa, Idaho

Permit No. 21319

Examination for Beneficial use

County Canyon

Q = .9 cfs. Prior = 1949
 S = Well
 P.D. = SW SE S4-2N-2W
 Sprinkler system
 well see on Sat.

Pump = Fairbanks Morse
 oil lub. turbine # PJ 75-72

Delivery to West into 8" pipe thru 6" valve.

G.E. Motor 15 hp.
 60 cycle 220 volts, 39.2 amps.
 # EJ 6792732

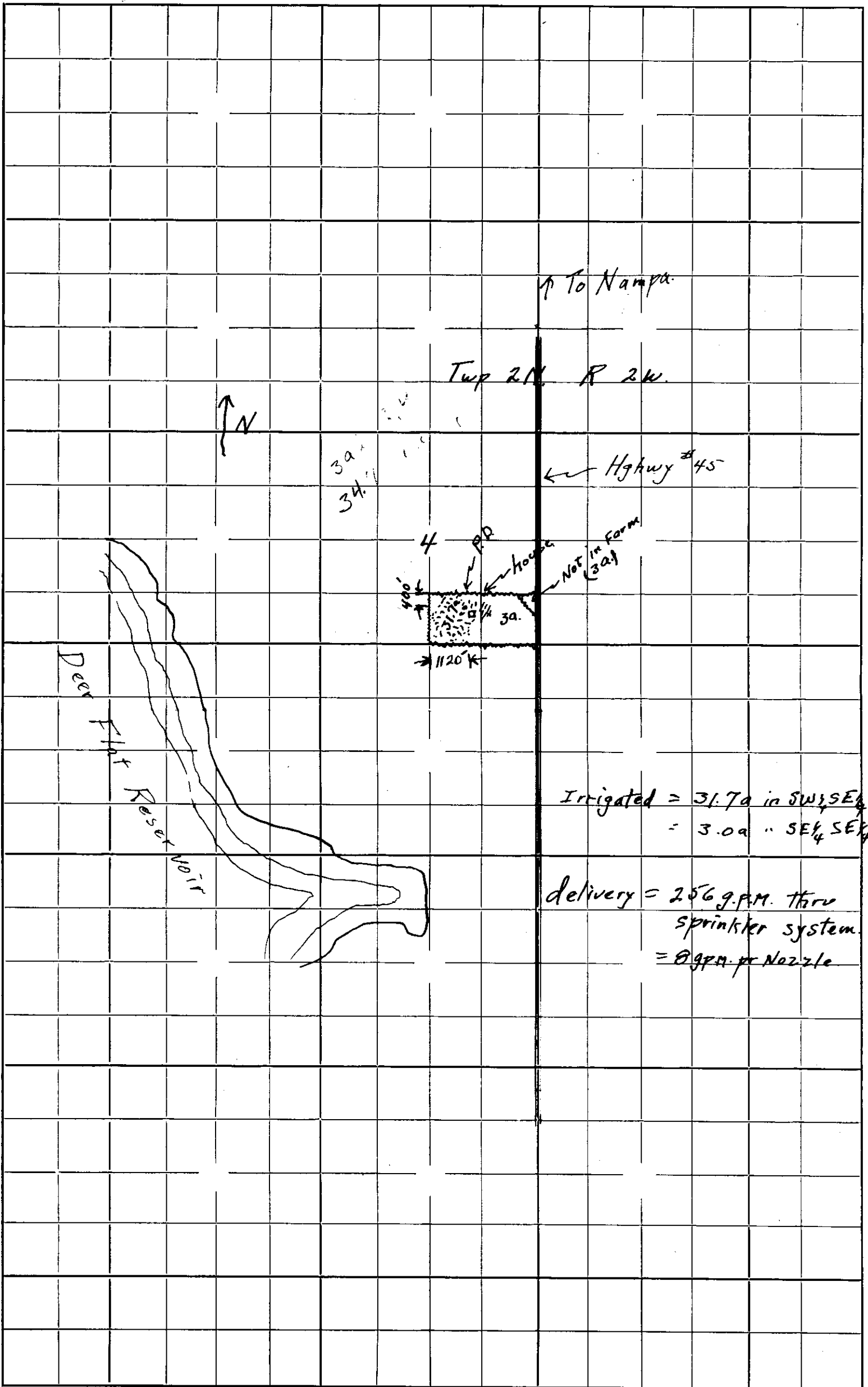
All rests on csg. approx.
 14" above ground
 no home - no curb.

Well = 320' x crd to Bottom
 270' x 8" + 100' x 6"
 h = 80'
 drawdown = unknown
 pump approx 40"
 bowl of pump =
 6 stage pump.

3" x 36' = 27
 4" x 36' = 6
 6" x 24' = 15
 4" x 24' = 12

$\frac{11}{64} \times \frac{3}{32}$ sprinkler heads = 32
 7 gpm
 $\frac{9}{224}$
 23)

Trumbull & Cutler Hammer
 switches & Controls
 with on a pole
 8' S. of pump.



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 21319

REPORT ON PROOF OF Beneficial use

app. 0.9 c.f.s.

.7 cfs
over

34.7 acres
2-40's

December 29, 1950

Re: Permit No. 21319

Mr. Henry G. Schober
Route 4
Pampa, Idaho

Dear Mr. Schober:

We acknowledge receipt of the corrected depositions of yourself and two witnesses in Proof of Beneficial Use under Permit No. 21319.

These, together with the Affidavit of Publication previously received, completes your proof of Beneficial Use, but before final action is taken in the matter, the law requires that a field examination be made by an engineer from this Department.

We cannot say just when this examination will be made as this Department has but one Field Engineer who makes examinations all over the State.

However, he will try to contact you at the time the examination is made so that arrangements may be made to show him over the grounds.

Very truly yours,

MARK T. KULP
State Reclamation Engineer
By

Chief Clerk

L:bh

21319

Dec. 22, 1950

Mark Kulp
Reclamation Engineer

Mr. Kulp;

As to your letter of Dec 8, 1950 Re: Permit No 21319.
Corrections made as to your instructions. I hope this
will complete this water right. If this doesn't, please
feel free to write me further.

Very truly yours,

Henry G. Schober

Henry G. Schober

RECEIVED
DEC 27 1950
Department of Reclamation

21319

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
DEC 7 1950
Department of Reclamation

Permit No 21319

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Henry G. Schober, Route 4, Nampa, Idaho Occupation: Carman
mechanic with PFE

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. No. 21319 DEC. 28, 1949 DEC. 21, 1949
~~XXXXXXXXXXXX~~ ~~XXXXXXXXXXXX~~

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

Ans. Well Immediately from well Part of S $\frac{1}{2}$ SE $\frac{1}{4}$ Sec 4
Twp 2N Rge. 2W

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. Well 370 feet deep, 8" casing, 75 feet to water.

Discharge of pump 45 miner's inches -- rated ~~45~~ normal discharge of pump.

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

Ans. Irrigation and domestic use. Forty acres irrigated. Cultivated land.

Part of S $\frac{1}{2}$ SE $\frac{1}{4}$ Sec 4 TWP2N Rge 2W

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 miners 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. Well in use from May to October, 1950, for irrigation purposes;
domestic use since July and currently in use.

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 other

(Sign Henry G. Schober)

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 28th day of November,
A. D. 1950,

John H. Brandt

My commission expires February 17, 1953

21319

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

Permit No. 21319

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. Glenn R. Hines, 47, 1220 13th Avenue So., Nampa, Idaho.

Occupation: Carpenter

Ques. 2. Are you acquainted with Henry G. Schober, the holder of Permit No. 21319? How long have you known him and where does he reside?

Ans. 6 years Route 4, Nampa, Idaho

Ques. 3. Have you read or heard read said Permit No. 21319, and are you familiar with its provisions and conditions?

Ans. Yes

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

Ans. Well, by pipe to use through sprinkler system; also used for domestic use.
Part of S $\frac{1}{2}$ SE $\frac{1}{4}$ Sec 4 Twp 2N Rge 2W

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

Ans. 1 (one) 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. Approximately 45 to 50 miner's inches, estimated by amount of water running
and pump rating.

21319

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. 40 acres irrigated by sprinkler, all cultivated. This land was not cultivated prior to the use of this water.

Part of S $\frac{1}{2}$ SE $\frac{1}{2}$ Sec 4 Twp 2N Rge 2W

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. Sagebrush land reclaimed to cultivated land. ^{40 miners inches} ~~three and a half inches~~ needed for profitable cultivation.

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

Ans. None

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. Numerous occasions this past summer, when I was present at the premises, all water being applied for beneficial use.

(Signed)

Glenn R. Hines

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 28th day of November, A. D. 1950.

John A. Bennett
Notary Public.

My commission expires February 17, 1953.

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

Permit No. 21319

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. Lois Casper, 22, Route 4, Nampa, Idaho, Housewife.

Ques. 2. Are you acquainted with Henry G. Schober, the holder of Permit No. 21319? How long have you known him and where does he reside?

Ans. Yes. Many years. Route 4

Ques. 3. Have you read or heard read said Permit No. 21319, and are you familiar with its provisions and conditions?

Ans. Yes

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

Ans. Well, by pipe to use through sprinkler system; also used for domestic use.
Part of S $\frac{1}{2}$ SE $\frac{1}{4}$ Sec 4 Twp 2N Rge 2W

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

Ans. One 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. Approximately 45 to 50 miner's inches, estimated by amount of water running and pump rating.

21319

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. 40 acres irrigated by sprinkler, all cultivated. This land was not cultivated prior to the use of this water.
Part of S $\frac{1}{2}$ SE $\frac{1}{2}$ Sec 4 Twp 2N Rge 2W

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. Sagebrush land reclaimed to cultivated land. 40miners inches
This much water needed for profitable cultivation.

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

Ans. None

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. Numerous occasions this past summer -- All water being applied for beneficial use.

(Signed) Lois Casper

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 28th day of November, A. D. 1950.

John H. Brandt
Notary Public.

My commission expires February 17, 1953.

21319

✓
December 8, 1950

Re: Permit No. 21319

Mr. Henry G. Schober
Route 4
Nampa, Idaho

Dear Mr. Schober:

We acknowledge receipt of the depositions of yourself and two witnesses, also Affidavit of Publication in the Idaho Free Press, all submitted in Proof of Beneficial Use under your Permit No. 21319. These depositions are incomplete in several particulars, and we return them for correction as follows:

1. Question 4 of yourself and both witnesses should give the point of diversion by legal subdivision, Section, Township and Range.
2. Question 6 of your deposition and Question 7 of the depositions of your witnesses should give the legal subdivision of the land irrigated and the number of acres.
3. Question 8 in your deposition and Question 9 in the depositions of your witnesses should state the amount of water required.

Please have these corrections made and return them to this Department at your early convenience.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bn
Enc.

21319

AFFIDAVIT OF PUBLICATION

State of Idaho, ss.
County of Canyon.

Bernard Mainwaring, 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 Publisher 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 October 21, 1950, and ending with the issue of November 11, 1950.

Bernard Mainwaring
Subscribed and sworn to before me this fourteenth day
of November, 1950.

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

21319

State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO, November 17, 1950

Re: Permit No. 21319
Henry G. Schober

Mr. John Brandt
Notary Public
204 12th Ave., S., Nampa, Idaho

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 21319.....

DEPOSITION OF PERMIT HOLDER,
DEPOSITIONS OF TWO WITNESSES.

In submitting this proof the following instructions should be CAREFULLY followed out, since failure to do so may result in the loss of rights:

1. On.....November 28, 1950....., the date set for proof, the enclosed forms (one for permit holder and one each for two disinterested witnesses) should be filled out and sworn to, at.....
Nampa, Idaho.....before John Brandt, Notary Public,.....

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice.

When these have been received, together with report of the examining engineer, if everything is properly executed, you will be further advised as to fees due, etc., before certificate is issued.

Yours truly.

.....MARK E. KULP.....
~~Commissioner of Reclamation~~
State Reclamation Engineer

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE
INSTRUCTIONS
PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO, November 17, 1950

Re: Permit No. 21319
Henry G. Schober

Mr. John Brandt
Notary Public
204 12th Ave., S., Nampa, Idaho

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 21319.....

DEPOSITION OF PERMIT HOLDER,
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In submitting this proof the following instructions should be CAREFULLY followed out, since failure to do so may result in the loss of rights:

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Nampa, Idaho..... before John Brandt, Notary Public,.....

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice.

When these have been received, together with report of the examining engineer, if everything is properly executed, you will be further advised as to fees due, etc., before certificate is issued.

Yours truly.

.....
MARK R. KULP
~~Commissioner of Reclamation.~~
State Reclamation Engineer

21319

November 6, 1950

Re: Permit No. 21319

Mr. Henry G. Schober
Route 4
Nampa, Idaho

Dear Mr. Schober:

We enclose Certificate of Completion of Works issued under Permit No. 21319 for the diversion of 0.90 second foot of water from a well in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 4, Township 2 North, Range 2 West, B.M. for irrigation and domestic use on the S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 4, Township 2 North, Range 2 West, B.M.

We also enclose Departmental Receipt No. 22770 for the \$5.00 fee paid in connection with this proof.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh
Enc.

21319

Permit No. 21319

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Canyon

ss.

Henry G. Schober, 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. 21319, and that his postoffice address is Nampa, Idaho
State of Idaho

Second: That the name of the stream which said water is to be directed is
Subterranean flow

Third: That the point of diversion of said water is SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 4,
Township 2 North, Range 2 West, B.M.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by December 28, 19 50

Fifth: That the use for which said water is intended is Irrigation and domestic purposes.

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 sprinkler system.
(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
0.9 second feet of water.

Eighth: That water appropriated under said permit is available for 78
acres of land described as follows: S $\frac{1}{2}$ SE $\frac{1}{4}$, Section 4, Township 2 North, Range 2 West,
B.M.

Ninth: Remarks: That The well is an 8" well, 370' deep, fully cased.
Equipped with a Fairbanks Morse Deep Well Turbine and sprinkler system.

Henry G. Schober
(Sign Here)

Subscribed and sworn to before me this 23 day of October, 19 50

My commission expires Feb 17, 1953 John H. Grant
Notary Public.

21319

1122

The Idaho Free Press

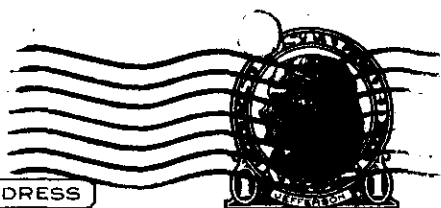
NAMPA, IDAHO. OCT 20 1945

DEAR SIR;

WE HAVE RECEIVED NOTICE OF APPLICATION
FOR HENRY G. SCHOBBER OF ROUTE 4, NAMPA
AND HAVE SCHEDULED SAME TO RUN OCTOBER 21,
28 NOVEMBER 4, 11.

THE IDAHO FREE PRESS

21319



THIS SIDE OF CARD IS FOR ADDRESS

ROY W. THOMPSON
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

21319

21319

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Date: October 19, 1950

**Idaho Free Press
Nampa, Idaho**

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **November 28, 1950**, the date set for proof, the expense of the publication to be paid by the applicant, **Henry G. Schober** of **Rt. 4, Nampa, Idaho**, to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice, and furnish this office with a copy of the first publication.

Very truly yours,

MARK R. KULP

State Reclamation Engineer
By

Roy W. Thompson
Supervisor of Water Distribution

21319

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

Notice is hereby given that at 10:00 A. M. on the 28th day of November, 19 50,
at Nampa, County of Canyon, State of Idaho, before
John Brandt, Notary Public, proof will be submitted of the
application to beneficial use of 0.9 cubic ~~feet~~ ^{foot} per second of the waters of subterranean
flow in accordance with the terms and conditions of Permit No. 21319
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

Henry C. Schober, Route 4, Nampa, Idaho

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

The amount applied to beneficial use is 0.9 cubic foot per second.

The place where said water is used (~~if for irrigation, give full and accurate description of the~~
~~land irrigated~~) S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 4, Township 2 North, Range 2 West, B.M.

The name of the canal or ditch or other works by which said water is conducted to such place of
use is Well, pump and sprinkler system.

The right to take water from such works is based upon Permit No. 21319

The source of supply from which such water is diverted is subterranean flow.

The date of priority which said user is prepared to establish is December 21, 1949.

MARK R. KULP

State Reclamation Engineer.

21319

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date).....October 19, 1950.....

(P. O.).....Route 4, Nampa, 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.

Henry D. Schober
By *Wesley R. Schober*

(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.

21319

Form No. 5-A

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Mr. Henry G. Schober
716 13th Ave. So.
Nampa, Idaho

BOISE

October 2, 1950

Dear Sir:

Under the terms of your permit No. ~~21319~~ you are required to complete your diversion works and make proof of beneficial use on or before ~~December 28, 1950~~.

We enclose herewith a blank affidavit to be filled out, sworn to by you before a Notary Public of Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the Completion of the Works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion of Works will be issued to you.

We also enclose blank notice for proof of application of water to Beneficial Use under this permit, which should be filled out and returned to this office at least forty (40) days before the date upon which you wish to make proof. The proof must be submitted before a Notary Public or other officer authorized by law to administer oaths. The date for proof as set out in your permit, is ~~December 28, 1950~~, and if proof is submitted subsequent to said date, your priority will be brought down a length of time equal to the time elapsing between the date proof should have been made and the date proof is actually made.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

S 1/2 S.E. South + West of Mannerly & Curtis, T6R4N -
Sec 4 TWP 2N Range 2

Form No. 5-A

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Mr. Henry G. Schober
716 13th Ave. So.
Nampa, Idaho

BOISE

October 2, 1950

Dear Sir:

Under the terms of your permit No. 21319 you are required to complete your diversion works and make proof of beneficial use on or before December 28, 1950.

We enclose herewith a blank affidavit to be filled out, sworn to by you before a Notary Public of Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the Completion of the Works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion of Works will be issued to you.

We also enclose blank notice for proof of application of water to Beneficial Use under this permit, which should be filled out and returned to this office at least forty (40) days before the date upon which you wish to make proof. The proof must be submitted before a Notary Public or other officer authorized by law to administer oaths. The date for proof as set out in your permit, is December 28, 1950, and if proof is submitted subsequent to said date, your priority will be brought down a length of time equal to the time elapsing between the date proof should have been made and the date proof is actually made.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

21319

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 21319

Date January 4, 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. Henry G. Schober
716 13th. Ave. South
Nampa, Idaho

MARK R. KULP
State Reclamation Engineer

Enc. Departmental Receipt No. 21980

21319

NAME OF APPLICANT Her. G. Schober,

FORM No. 0

Twp. 2.N. R. 2.W.

Sec.
4

Point of Diversion-
Well,

Permit Map No. 21354
As Approved
DEC 28 1949
MARK R. KULP
State Registration Engineer

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

21317

NOTICE FOR PUBLICATION

Notice of Application of Water Beneficial Use

Notice is hereby given that at 10:00 a.m. on the 28th day of November, 1950, at Nampa, County of Canyon, State of Idaho, before John Brandt, Notary Public, proof will be submitted of the application to beneficial use of 0.9 cubic foot per second of the waters of subterranean flow in accordance with the terms and conditions of Permit No. 21319 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 is Henry G. Schober, Route 4, Nampa, Idaho.

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

The amount applied to beneficial use is 0.9 cubic foot per second.

The place where said water is used: S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 4, Township 2 North, Range 2 West, B.M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is: well, pump and sprinkler system.

The right to take water from such works is based upon Permit No. 21319.

The source of supply from which such water is diverted is subterranean flow.

The date of priority which said user is prepared to establish is December 21, 1949.

MARK R. KULP,
State Reclamation Engineer.
Oct. 21, 28, Nov. 4, 11