

State of Idaho
License and Certificate of Water Right

Water License No. 21305 Amount 0.8 second foot
Water District No. Priority December 5, 1949

THIS IS TO CERTIFY that HUGH C. BENEDICT
of Route 2, Caldwell, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated December 5,, 19 49 ; that Permit No. 21305
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.8 second feet, was issued thereunder on May 4, , 19 51 , showing that said works
were completed on the 30 th day of April , 19 51 ; and that on the 11th
day of June , 19 51 ,

HUGH C. BENEDICT
of Caldwell, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, ~~subterranean~~ (subterranean flow) , for the purpose of irrigation
, under Use Permit No. 21305 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 4797 , on the 21st day of July , 19 51 ;

The right hereby confirmed dates from December 5, , 19 49 ;

The Point of Diversion is located
in the NE 1/4 NW 1/4, Sec. 35 , Tp. 4 N. , R. 4 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.

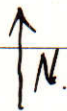
Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
4 N.	4 W.	35	NE 1/4 NW 1/4	40	40

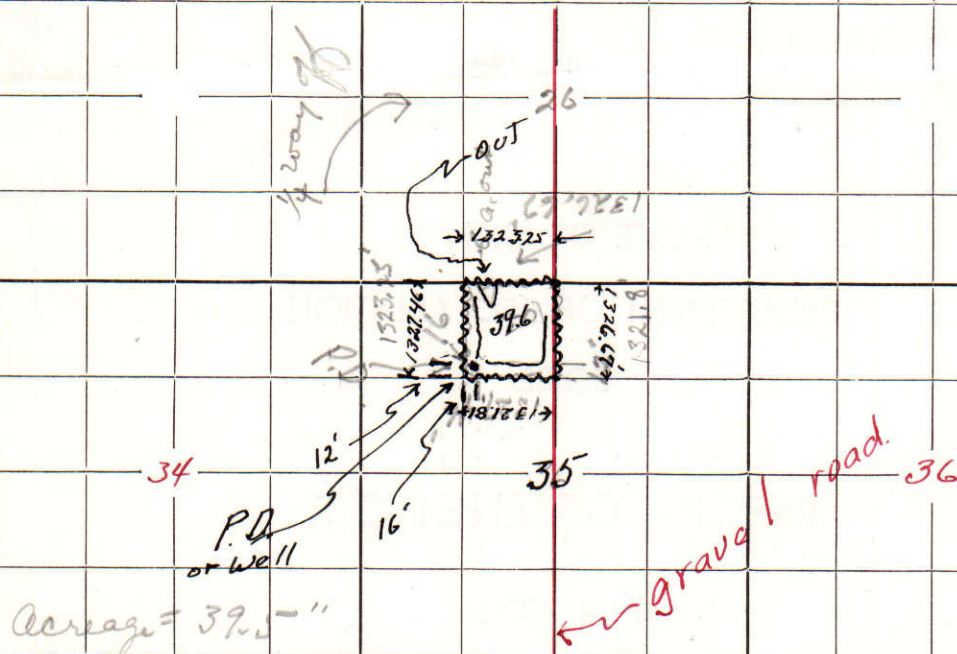
The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place
of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, signed at Boise, Idaho, this
21st day of July , 19 51 .

(Seal) MARK R. HUBB
State Reclamation Engineer



T. 4 N. R. 4 W.



Q = 50" water
Area = 49.6 acres irrigated
T = 64°F.



Affidavit of Publication

STATE OF IDAHO,

SS.

County of Canyon

H. G. Cochran

, being first duly sworn, deposes and says;

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

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

Notice is hereby given that at 2:00 p.m. on the 11th day of June, 1951, at Caldwell, County of Canyon, State of Idaho, before Lue A. Kress, Notary Public, proof will be submitted of the application to beneficial use of 1.28 cubic feet per second of the waters of a well in accordance with the terms and conditions of Permits Nos. 21305 and 21711 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person holding said permits are Hugh C. Benedict, Route 2, Caldwell, Idaho.

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

The amount applied to beneficial use is 0.8 cubic foot per second under Permit No. 21305, and 0.48 cubic foot per second under Permit No. 21711.

The place where said water is used is the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 35, and the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 26, Township 4 North, Range 4 West, B.M.

The right to take water from such works is based upon Permits Nos. 21305 and 21711.

The source of supply from which such water is diverted is subterranean from a well in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 35, Township 4 North, Range 4 West, B. M.

The date of priority which said user is prepared to establish under Permit No. 21305 is December 5, 1949, and under Permit No. 21711 September 20, 1950.

MARK R. KULP
State Reclamation Engineer
No. 422—May 5-12-19-26

Duplicate

Saturday issues of The Caldwell News-Tribune for *4* consecutive weeks

beginning with the issue of *May 5*

1951 and ending with the issue of *May*

26, 1951

H. G. Cochran

Subscribed and sworn to before me this *26th*

day of *May*, 1951

Lillian B. Hinkel

Notary Public for Idaho
Residing at Caldwell, Idaho

21305

T. 4 N., R. 4 W.

27

26

25



Point of Diversion Well

34

35

36

Permit Map No. 21305
As Approved
DEC 10 1949
MARK R. KULP
State Reclamation Engineer

State of Idaho

License and Certificate of Water Right

Water License No. 21305

Amount 0.8 second foot

Water District No. _____

Priority December 5, 1949

THIS IS TO CERTIFY that HUGH O. BENEDICT
 of Range 2, Caldwell, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated December 5, 1949; that Permit No. 21305
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
 0.8 second foot, was issued thereunder on May 4, 1951, showing that said works
 were completed on the 30th day of April, 1951; and that on the 11th
 day of June, 1951,

HUGH O. BENEDICT

of Caldwell, State of Idaho, made proof to the satisfaction of the
 State Reclamation Engineer of Idaho, of the right to use the waters of a well
 (subterranean flow) for the purpose of irrigation
 under Use Permit No. 21305 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 4797, on the 21st day of July, 1951;

The right hereby confirmed dates from December 5, 1949;

The Point of Diversion is located

in the NE 1/4, NW 1/4, Sec. 35, Tp. 4 N., R. 4 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
4 N.	4 W.	35	NE 1/4 NW 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

21st day of July, 1951.

MARK E. HARRIS

(Seal)

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

63-2790

APPLICATION No. 28990
 PERMIT No. 21305
 DISTRICT No.

ATTN: James Harrison, Esq.

1. Name of Applicant: HUGH C. BENEDICT

Postoffice address: Rt. 2, Caldwell

County: Canyon

State: Idaho

I. If applicant is a corporation, give:

(a) Date and place of incorporation:

(b) Amount of capital stock:

(c) Amount paid in:

(d) Names and addresses of directors:

II. The financial resources of the applicant are:

(a) Cash on hand:

(c) Bonds to be issued:

(b) Treasury stock:

(d) Other resources:

2. Quantity of water claimed: 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 Southwest corner of NE $\frac{1}{4}$ NW $\frac{1}{4}$
 of Section 35 , T. 4 N. , R. 4 W. , B.M., County of Canyon

5. Water is to be used for Irrigation

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: \$2,500.00

8. Kind of works: Well and electric pump

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.

HUGH C. BENEDICT *Applicant.*

By _____ *Agent.*

Date of first receipt at Department of Reclamation: 3:15 P. M. December 5, 1949

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 21305

Recorded in Book 76 Page 21305 Approved December 10, 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 10, 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 10, 1952

The whole of said work to be completed on or before December 10, 1954

Beneficial use of water appropriated in accordance herewith, to be made on or before December 10, 1960

WITNESS My hand this 10th 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 10th

day of December, 19 49.

STATE OF IDAHO

Countersigned:

(SEAL)

By C. A. ROBINS

By J. D. "CY" PRICE

Governor.

Secretary of State.

REMARKS:

14.

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
4 N.	4 W.	35					40												40
							Permit No. 21305 CERTIFICATE OF COMPLETION OF WORKS												
			TO ALL WHOM IT MAY CONCERN:																
			This is to certify that HUGH C. BENEDICT of Route 2, Caldwell, County of Canyon, and State of Idaho, the holder of Permit No. 21305, issued upon Application No. 28990 bearing date of priority of December 5, 1949, authorizing the diversion of 0.8 second foot of the waters of subterranean flow from a well, County of Canyon, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho, relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 0.8 second foot of the waters of said well; that the point of diversion of said waters is in the Southwest corner of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 35, Township 4 North, Range 4 West, B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 35, Township 4 North, Range 4 West, B.M.																
			Witness my hand this 4th day of May, A. D. 1951.																
			Proof of Completion of Works made April 30, 1951.																
			Certificate of Completion of Works made May 4, 1951.																
			LICENSE ISSUED FOR <u>.8</u> SEC. FT. Page 4797																

WATER RIGHT NUMBER 63-2790

OWNER LAST NAME - BENEDICT

FIRST NAME - HUGH C.

ORIG OWNER -

ADDRESS LINE 1 - RT. 2

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - CALDWELL

STATE - ID ZIP CODE - 83605

SOURCE - GROUNDWATER

TRIBUTARY OF -

STAGE - LICENSE

STATUS -

PRIORITY - 12-05-1949 COUNTY - CANYON

TOTAL DIV. RATE - .8000 -CFS

TOTAL DIV. VOLUME -

.00 AFA TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - NENW 35 04N 04W LOT REDIV -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

FROM - TO -

USE - IRRIGATION

USE DIV. RATE -

.8000 CFS

USE DIV. VOLUME -

.00 AFA

USE - IRRIGATION

PLACE OF USE - TWN 04N RNG 04W SEC 35 TRACT NENW LOT AC 40

DECREE NAME -

DATE -

TOTAL ACRES 40

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 21305

PROOF MADE -

FLD EXAM -

COND. OF APPROVAL -

DIVERSION MEANS -

VERIFIED JDC

WATER RIGHT NUMBER 63-2790

WATER RIGHTS EDIT REPORT

08/24/79

PAGE 50

ACT
ION

N OWNER LAST NAME - BENEDICT

FIRST NAME - HUGH C.
CITY - CALDWELL STATE - ID

N SOURCE - GROUNDWATER

N STAGE - LICENSE

PRIORITY - 12-05-1949 COUNTY - CANYON TOTAL DIV. RATE - .8000CFS

N DIVERSION POINT - NENW 35 04N 04W

N USE - IRRIGATION

USE DIV. RATE - .8000CFS

N USE - IRRIGATION

PLACE OF USE - TWN 04N RNG 04W SEC 35 TRACT NENW AC 40

OLD NO. - 21305

3/79

IDENT. NO. 63-2790

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT DATA ENTRY LOG

[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 21305 1 63-2790
Old No. New No.

Record

1. Original Owner: Hugh C. Benedict

Present Owner: _____

2. Address:

3. City: Caldwell State: Id Zip: _____4. A. Source of Water: GW

B. Tributary of: _____

5. A. Stage (A,P,L,D,S,J): L

B. Status (D,L,R,C,A,I,F - leave blank if valid): _____

C. Priority Date: 12-5-1949D. County: 27E. Total Diversion Rate: .8

F. Total Diversion Volume: _____

G. Transfer/Amendment (P,T of A or blank): _____

H. Water District: _____

I. DLE/Carey Act (D,C or blank): _____

J. Right Basis (for adjudication claims A,B,C only): _____

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>NENW</u>	<u>35</u>	<u>4N</u>	<u>4W</u>	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____

7. Period of Use, Use, Diversion Rate/Volume:

from _____ to _____ for A purposes. Amount .8
(cfs or ~~AG~~-FT/yr)

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

CHA 8-20-19

8. Use Code: *A*

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A.
B.
C.
D.
E.

11. Other Uses (Non-irrigation explanatory information):

12. Other Rights for Same Use:

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

C. Protested Date:

D. Hearing Date:

E. Old Number: 21305

F. Proof Made (P or blank):

G. Field Exam Made (P,R,F or blank):

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):

Well log, d=10"

2' top soil

28' rock

10' sand

5' rock

23' sand & clay

36' joint clay

13' sand

3' joint clay

150'

water level = 84'

" depth = 56'

Csg 126'

open hole = 24'

no perforations in csg.

called by Leonard Davis

273 Davis Ave Nampa

Form 23

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

REPORT OF ENGINEER

PERMIT NO. 21395

REPORT ON PROOF OF Beneficial use

HUGH C. BENEDICT, Route 2, Caldwell, Idaho

app. 0.8 c.f.s.

8 of 10
sheet

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

Permit No. 21305This proof is for Beneficial use In Water District No. _____

1. Name of applicant Hugh C. Benedict, Route 2, Caldwell, Idaho
2. Source of water supply: Subterranean from a well
3. Location of point of diversion: Is in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 35
T. 4 N. R. 4 W. County of Canyon
4. Describe works as they exist, giving dimensions and capacities of same: Well is 150' deep by 10" casing. Mr. Benedict says that the lower 16' have been filled in. It is cased down 126' and the pump bowl is down 120'. H. equals 80' and the drawdown is 15'. Well and pump are located in a pump house 6' x 8' x 6' high, wooden frame covered with galvanized sheeting. Shed type roof, door in the East, windows in North and South walls with screens. Floor is concrete.
5. Water is used for: Irrigation
6. State whether or not water has been turned into works of diversion: Yes.

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

NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 35, Twp. 4 North, Range 4 West, B. M.39.6 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: Motor is a U. S. 15 h.p., Serial #859476. 220 v., 40 amps., 3 phase, 60 cycle, 1800 r.p.m. Pump is a Layne Bowler #15971. 4 stage, 10" bowls. 6" column 120' long. 10" of suction. Switches and controls are Trumbull, G. E. and Allan Bradley. They are mounted on the inside on the West wall. Meter is a G. E. 240 v., #25630363. It is mounted on a pole to the Southwest, close by the pump house. Power demand is 1.35 Kw. times 10. The discharge is to the South through a 6" pipe 5' long into a wooden trough into open dirt sump. Water was measured with a V-notch weir close by the delivery, reading .68'. Allow 50 inches or 1 c.f.s. to care for leakage and sub. T. equals 64° F. Point of diversion is 16' West of the 40 line and 12' North of the 40 line in the SW corner of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 35.

This examination was made on the 18th day of July, 19 51.(Signed) E. M. Humphrey Examiner.

21305

Well = 150'
filled to 136' now.
10" csg. down 126'
pump bowl down 120'
4.780' drawdown 15'
column = 6"
H. J. Wood in River

meter = G. E. 240V.
25630363
demand = 1.35 Kw x 10.
on pole to S. W. cor.
of pump house.

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

RECEIVED
JUL 20 1951

Department of Reclamation

Hugh C. Benedict
Rt. 2, Caldwell, Idaho

Permit No. 21395

Examination for Beneficial use

County Canyon

4N, 7W

See also Permit No. 21711

Q = 8 cfs, ~40"

S. = well

P.D. = NE $\frac{1}{4}$ NW $\frac{1}{4}$ S 35'

Use = Irrig.

Area = 40a. ~

NE $\frac{1}{4}$ NW $\frac{1}{4}$ S 35'

.68' = h 7/18-51

measured with V. notch
man

allow 50" or 1 cfs

64°F = T

Pump house = 6' x 8' x 6'.
gal. sheeting. Shed type of
door in East, window in
N & S. with screen.
Concrete floor.

Frembrell - G. E. & A. R.
Switch & Controls with
be inside on 2nd floor.

Motor = U.S. 15 hp.
Serial # 859476

220V. 40 amps. 3/4. 6000
1800 rpm.

Layne Bowler pump.
15-971

Discharge to S. thru
6" pipe 5' b. into road
brought into pen dirt aug.

April 6, 1956

Mr. Hugh C. Benedict
Route # 2
Caldwell, Idaho

RE: License No. 21305
Permit No. G-26150

Dear Mr. Benedict:

You have License No. 21305 for .8 cubic feet per second for the irrigation of the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 35, Township 4 North, Range 4 West, B. M., and Permit No. G-26150 for .8 cubic feet per second for the irrigation of the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 26, Township 4 North, Range 4 West, B. M.

In our conversation last week it was thought that you had a License for 50 inches or 1.0 cubic feet per second in the old well (License No. 21305) but the records show only .8 cubic feet per second or 40 inches.

The new Permit No. G-26150 is for 40 inches and if satisfactory proofs are made a License for 40 inches for 40 acres would result and then you would have 40 inches of December 5, 1949, water and 40 inches of January, 1956, water all from the same source of supply and if no one else will be injured you can legally transfer the point of diversion either wholly or in part from either one to the other.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

K:cu

2 206

Mark R. Kulp.
State Reclamation Engineer
State Capital Bldg.
Boise, Idaho.

April 5th 1956

RECEIVED
APR 6 1956

Department of Reclamation

Dear Mr. Kulp:

In May 1951 I received ^{license} for my irrigation well located as follows: N. E $\frac{1}{4}$ of the N. W. $\frac{1}{4}$ of Sec 35 Twp 4 N. Rge 4 W. B.M. in Canyon County. In March 1953 we purchased the 40 acres just north in sec 26, 20 acres of which is still sagebrush above the Deer Flat north lateral. Since the 50 inches of water proved up on ~~the~~ old well would not be sufficient to cover the additional land, especially since it would have to travel one half mile of fill ditch, I applied for permit to drill another well in Jan of this year. Last week this well was completed and tested and proved to our satisfaction a much better well than the first one. after pumping 12 hours little if any sand would appear at 40 inches or even 50 inches of discharge. While there was considerable less sand from the old well last season than the first few years, pumping 40 in from it instead of 50 would help wonderfully.

Because of the conditions mentioned I would like if possible to transfer the 50 in already proved up on to the new well and apply the 40 in recently applied for to the old well. No change of course to be made this season as it will be necessary to live the sagebrush land and tie it in with the land already farmed after the crops are harvested this fall.

Yours Very truly,

Hugh C. Benedict

RR# 2

Caldwell Idaho

July 25, 1951

Re: Permit Nos. 21305-21711

Mr. Hugh C. Benedict
Route # 2
Caldwell, Idaho

Dear Mr. Benedict:

We enclose License and Certificate of Water Right issued under Permit No. 21305 confirming your right to the use of 0.8 second foot of water from a well in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 35, Township 4 North, Range 4 West, B.M., with priority of December 5, 1949, for the irrigation of land in the same subdivision.

We also enclose License and Certificate of Water Right issued under Permit No. 21711 confirming your right to the use of 0.2 second foot of water from the same well with priority of December 20, 1950, for the irrigation of land in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 26, Township 4 North, Range 4 West, B.M.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:sc
Enc.

21305

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUN 12 1951
Department of Reclamation

Permit No. 21305

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. HUGH C. BENEDICT, Caldwell, Rt. 2, Idaho. Farming.

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. ~~21305, December 19, 1949, December 19, 1949~~

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

Ans. 21305, December 19, 1949. December 19, 1949.

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

Ans. Drilled well. Ten Inch casing. Southwest corner of NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 35, Township 4 North, Range 4, W.B.M. County of Canyon.

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 150 feet in depth; 126 feet of ten inch casing, draw down 15 feet, 80 feet to water; discharge approximately 60 inches.

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. NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sect. 35, T. 4 N. Range 4 W.B.M., containing 40 acres more or less.
Leveled, cultivated, planted and fenced.

21305

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. Forty 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. ~~By purchase from John D. 17, 1929~~

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

Ans. Irrigation to full extent for past year.

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

Ans. None

(Sign) *Hugh C Benedict*

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Caldwell, County of Canyon, State of Idaho, on this 11 day of June, A. D. 1951,

Lue A Kress

My commission expires 6/25/51

21305

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. ~~21305~~ 21305

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. HUGH G. BENEDICT, Caldwell, Rt. 2, Idaho. Farming.

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. ~~21305, December 10, 1949, December 10, 1949.~~

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

Ans. 21305, December 10, 1949. December 10th, 1949.

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

Ans. Drilled well. Ten Inch casing. Southwest corner of NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 35, Township 4 North, Range 4, W.B.M. County of Canyon.

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 150 feet in depth; 126 feet of ten inch casing, draw down 15 feet, 80 feet to water; discharge approximately 60 inches.

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. NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sect 35, T. 4 N. Range 4 WBM., containing 40 acres more or less.
Levelled, cultivated, planted and fenced.

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. **Forty 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. ~~xxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxx~~

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

Ans. **Irrigation to full extent for past year.**

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

Ans. **None**

(Sign)

Aug L O Benedict

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in **Caldwell**, County of **Canyon**, State of Idaho, on this **11** day of **June**, A. D. 19 **51**,

Luc A Kress

My commission expires **6/25/51**

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 21305

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. Benjamin R. Huston, 66 years of age, Caldwell, Rt. 6, Livestock and
farming, Box 713, Caldwell, Idaho

Ques. 2. Are you acquainted with HUGH C. BENEDICT, the
holder of Permit No. 21305? How long have you known him and where does
he reside?

Ans. About 28 years, Caldwell, Rt. 2, Idaho

Ques. 3. Have you read or heard read said Permit No. 21305, and are you
familiar with its provisions and conditions?

Ans. yes

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

Ans. Drilled well, ten inch casing, Southwest corner of N.E. 1/4 NW 1/4 Sec. 35,
Twp. 4 N. Range 4 W.B.M., County of Canyon, conveyed by ditch.

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

Ans. 60 inches--the 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?

App

Ans. Approximately 540 gallons per minute.

21305

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

Ans. Irrigation: NE 1/4 NW 1/4 Sec. 35, T. 4 N. Range 4 E. B.M. 40 acres, more or less
Leveled, cultivated, planted and fenced.

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. Leveled, and put into pretty good shape. Forty inches.

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, except as it improves the community

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. Throughout the past year.

(Signed) Benjamin R. Huston

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Caldwell,
County of Canyon, State of Idaho, on this 11 day of June,
A. D. 19 51.

Lue A. Kress

Notary Public.

My commission expires 6/25/51.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 21305

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. Benjamin R. Huston, 66 years of age, Caldwell, Rt. 6, Livestock and
farming, Box 713, Caldwell, Idaho

Ques. 2. Are you acquainted with HUGH C. BENEDICT, the
holder of Permit No. 21305? How long have you known him and where does
he reside?

Ans. About 28 years. Caldwell, Rt. 2, Idaho

Ques. 3. Have you read or heard read said Permit No. 21305, and are you
familiar with its provisions and conditions?

Ans. yes

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

Ans. Drilled well. Ten inch casing. Southwest corner of N.E. 1/4 Sec. 35,
Twp. 4 N. Range 4 W.B.L., County of Canyon. Conveyed by ditch

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

Ans. 60 inches--the 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 540 gallons per minute.

21305

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

Ans. Irrigation: NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 35, T. 4 N. Range 4 W.B.M. 40 acres, more or less
Leveled, cultivated, planted and fenced.

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. Leveled, and put into pretty good shape. Forty inches.

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, except as it improves the community

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. Throughout the past year.

(Signed) Benjamin R. Huston

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Caldwell,
County of Canyon, State of Idaho, on this 11 day of June,
A. D. 1951

Lue A. Kress

Notary Public.

My commission expires 6/25/51

21305

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 21305

Proof of Application of Water to Beneficial Use
Deposition of Witness

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

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

Ans. Paul R. Fisher, 48 years of age, Caldwell Rt. 6, Farming,
Caldwell, Rt. 6, Idaho.

Ques. 2. Are you acquainted with HUGH C. BENEDICT, the holder of Permit No. ~~21305~~ 21305? How long have you known him and where does he reside?

Ans. About 25 years, Caldwell, Rt. 6, Idaho

Ques. 3. Have you read or heard read said Permit No. 21305, 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. Drilled well; Ten Inch casing. Southwest corner of NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 35,
Twp. 4 N. Range 4 W.B.M., County of Canyon, Conveyed by Ditch.

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

Ans. Approximately 60 inches. The 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 540 gallons per minute.

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

Ans. Irrigation. NW 1/4 NW 1/4 Sec. 35, T. 4 N. Range 4 WBM. 40 acres, more or less.
Leveled, cultivated, planted and fenced.

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. Leveled and put in pretty good shape. Forty inches.

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, except it helps the community.

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. Throughout the past year.

(Signed) _____

Paul R. Fisher

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Caldwell,
County of Canyon, State of Idaho, on this 11 day of June,
A. D. 1951.

Lucia Kress

Notary Public.

My commission expires 6/25/51.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 21305

Proof of Application of Water to Beneficial Use

Deposition of Witness

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

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

Ans. Paul R. Fisher, 48 years of age, Caldwell Rt. 6, Farming,
Caldwell, Rt. 6, Idaho.

Ques. 2. Are you acquainted with HUGH C. BENEDICT, the holder of Permit No. ~~21305~~ 21305? How long have you known him and where does he reside?

Ans. About 25 years, Caldwell, Rt. 2, Idaho

Ques. 3. Have you read or heard read said Permit No. 21305, 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. Drilled well; Ten Inch casing. Southwest corner of NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 35,
Twp. 4 N. Range 4 W.B.M., County of Canyon, Conveyed by Ditch.

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

Ans. Approximately 60 inches. The 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 540 gallons per minute.

21305

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

Ans. Irrigation. NE 1/4 NW 1/4 Sec. 35, T. 4 N. Range 4 WBM. 40 acres, more or less.
Leveled, cutlivated, planted and fenced.

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

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. Leveled and put in pretty good shape. Forty inches.

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, except it helps the community.

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. Throughout the past year.

(Signed) Paul R. Fisher

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Caldwell,
County of Canyon, State of Idaho, on this 11 day of June,
A. D. 1951.

Luc A. Kress

Notary Public.

My commission expires 6/25/51

21305

Affidavit of Publication

STATE OF IDAHO,

ss.

County of Canyon

H. G. Cochran

, being first duly sworn, deposes and says;

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



Duplicate

Saturday issues of The Caldwell News-Tribune for *4* consecutive weeks beginning with the issue of *May 5* 1951 and ending with the issue of *May*

26, 1951

H. G. Cochran

Subscribed and sworn to before me this *26th* day of *May*, 1951.

Lillian B. Hinkel

Notary Public for Idaho
Residing at Caldwell, Idaho

21305

✓
May 8, 1951

Re: Permits Nos. 21305 and 21711

Mr. Hugh C. Benedict
Route 2
Caldwell, Idaho

Dear Mr. Benedict:

We enclose Certificate of Completion of Works issued on Permit No. 21305 for the diversion of 0.8 of a second foot of water from a well in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 35, Township 4 North, Range 4 West, B.M. for the irrigation of land in the same subdivision.

We also enclose Certificate of Completion of Works issued on Permit No. 21711 for the diversion of 0.48 of a second foot of water from the same well in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 35, Township 4 North, Range 4 West, B.M., for the irrigation of land in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 26, Township 4 North, Range 4 West, B.M.

We have sent to the Caldwell News Tribune, copy of Notice of Beneficial Use Proof to be made under both of these Permits on June 11, 1951, before Mrs. Lue A. Kress, Notary Public, with instructions to publish it once a week for four consecutive weeks prior to that date and to send you the Affidavit of Publication, together with statement of costs.

While both Permits are combined in one publication, it will be necessary to make separate proofs on each of these Permits and we enclose the forms to be used, consisting of one for yourself and one for each of two witnesses for each Permit. At the time set, you should appear before Mrs. Kress, together with two disinterested witnesses who are familiar with the terms of your Permit and the work done thereunder, for the purpose of executing the depositions.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bn
Enc.

21305

J. T. LAFOND, MANAGER

THE CALDWELL NEWS-TRIBUNE

CALDWELL, IDAHO

May 4, 1951

RECEIVED
MAY 5 1951
Department of Reclamation

State of Idaho
Department of Reclamation
Boise, Idaho

Gentlemen:

This will acknowledge receipt of your
publication for permits No. 21305 and 21711. We will
run these notices in our May 5, 12, 19, and 26 issues.

Very truly yours,

CALDWELL NEWS-TRIBUNE

By *W. G. Cochran*

jb

21305

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Re: Permits Nos. 21305 and 21711

Date: May 3, 1951

Caldwell Tribune

Caldwell, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **June 11, 1951** the date set for proof, the expense of the publication to be paid by the applicant, **Hugh C. Benedict** of **Route 2, Caldwell, 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, in order that we may check same.

Very truly yours,

MARK R. KULP

State Reclamation Engineer
By

Chief Clerk

21305

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 2:00 P. M. on the 11th day of June, 1951, at Caldwell, County of Canyon, State of Idaho, before Lue A. Kress, Notary Public, proof will be submitted of the application to beneficial use of 1.28 cubic feet per second of the waters of a well in accordance with the terms and conditions of Permits Nos. 21305 and 21711 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person holding said permits are Hugh C. Benedict, Route 2, Caldwell, Idaho.

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

The amount applied to beneficial use is 0.8 cubic foot per second under Permit No. 21305, and 0.48 cubic foot per second under Permit No. 21711

The place where said water is used is the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 35, and the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 26, Township 4 North, Range 4 West, B. M.

The right to take water from such works is based upon Permits Nos. 21305 and 21711.

The source of supply from which such water is diverted is subterranean from a well in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 35, Township 4 North, Range 4 West, B. M.

The date of priority which said user is prepared to establish under Permit No. 21305 is December 5, 1949, and under Permit No. 21711 September 20, 1950.

MARK R. KULP

State Reclamation Engineer

21305

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) April 30, 1951
(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
Caldwell Tribune of Caldwell, Idaho published in
the county in which the works are situated.

Hugh C Benedict

(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.

21305

Permit No. 21305

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Ada

ss.

Hugh C. Benedict, 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. 21305, and that his postoffice address is Route 2, Caldwell State of Idaho.

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

Third: That the point of diversion of said water is in the Southwest corner of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 35, Twp. 4 N., Range 4 W., B.M.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by December 10, 1954.

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

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

I. Kind of works: well and pump

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

(State whether ditch, flume or pipe)

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 $\frac{1}{4}$ NW $\frac{1}{4}$ Section 35, Twp. 4 N., Range 4 W., B.M.

Ninth: Remarks: That Well is 150 ft. deep, with 10 inch casing, 80 ft. to water, with a 15 ft. draw-down. Lane & Bowler electric pump, 15 H. P.

Hugh C. Benedict
(Sign Here)

Subscribed and sworn to before me this 30 day of April, 1954.

My commission expires Feb 16, 1957

William W. Lister
Notary Public.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 21305

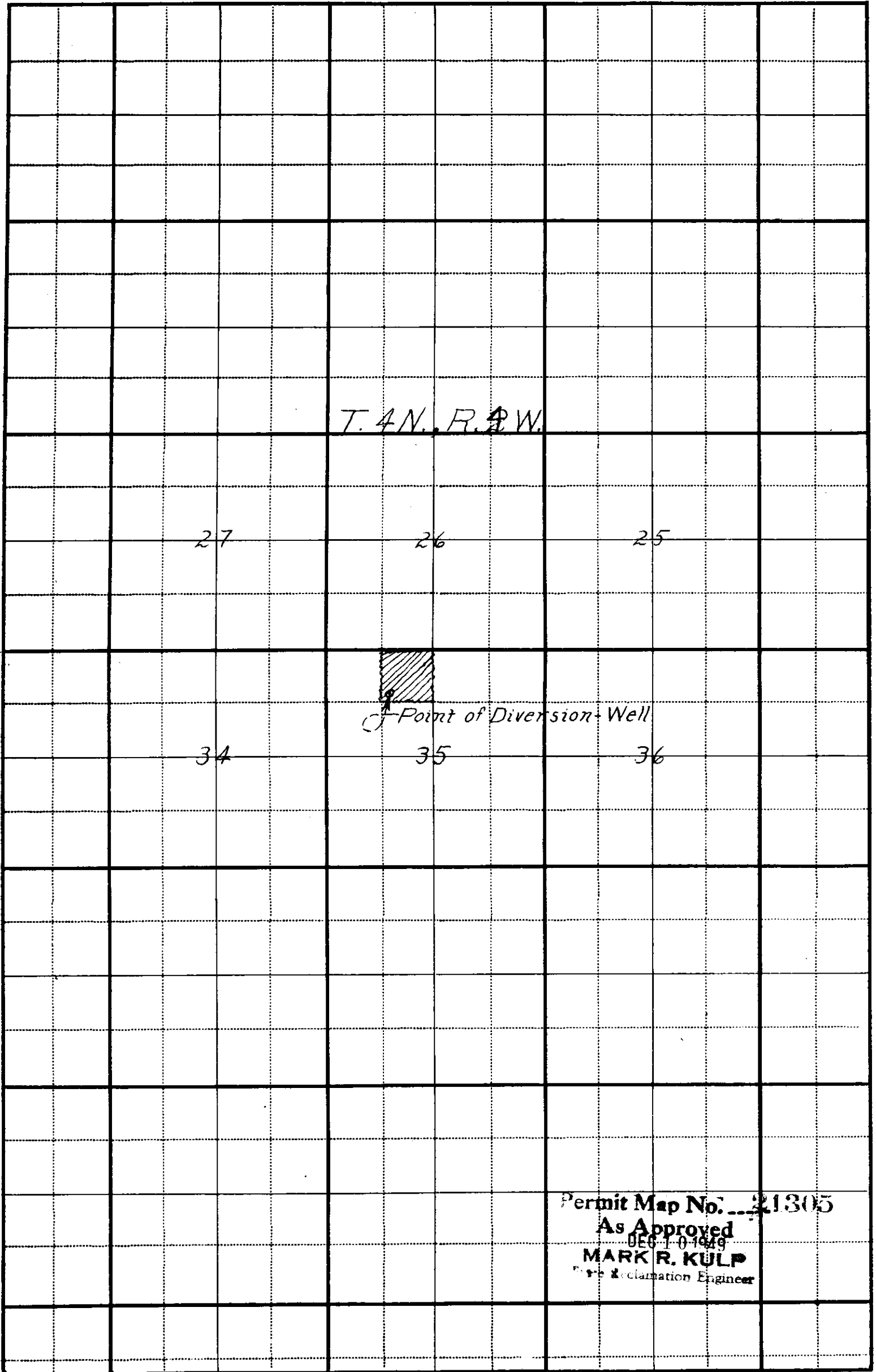
Date December 14, 1949

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

Mr. Hugh C. Benedict
Route 2
Caldwell, Idaho

MARK R. KULP
State Reclamation Engineer

21305



NOTICE OF PROOF APPLICATION
OF WATER TO BENEFICIAL USE

Notice is hereby given that at 2:00 p.m. on the 11th day of June, 1951, at Caldwell, County Canyon, State of Idaho, before Lue A. Kress, Notary Public, proof will be submitted of the application to beneficial use of 1.28 cubic feet per second of the waters of a well in accordance with the terms and conditions of Permits Nos. 21305 and 21711 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person holding said permits are Hugh C. Benedict, Route 2, Caldwell, Idaho.

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

The amount applied to beneficial use is 0.8 cubic foot per second under Permit No. 21305, and 0.48 cubic foot per second under Permit No. 21711.

The place where said water is used is the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 35, and the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 26, Township 4 North, Range 4 West, B.M.

The right to take water from such works is based upon Permits Nos. 21305 and 21711.

The source of supply from which such water is diverted is subterranean from a well in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 35, Township 4 North, Range 4 West, B. M.

The date of priority which said user is prepared to establish under Permit No. 21305 is December 5, 1949, and under Permit No. 21711 September 20, 1950.

MARK R. KULP
State Reclamation Engineer
No. 422 May 3 12-19-26