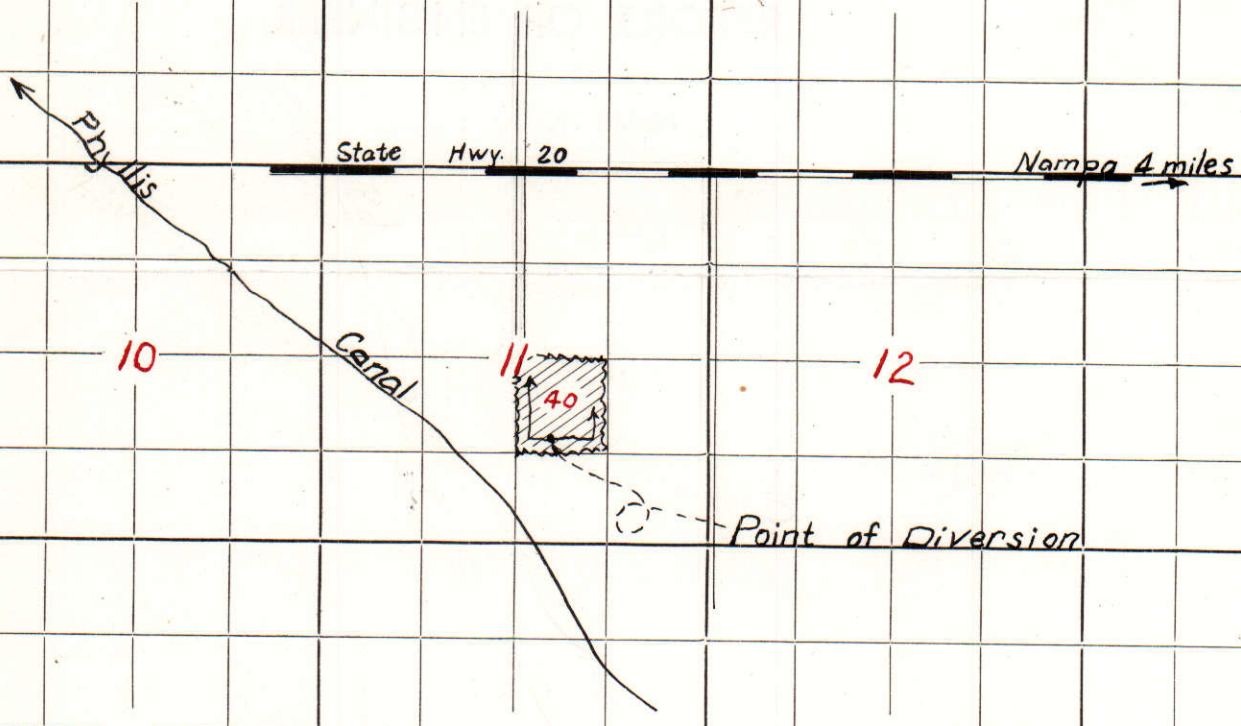




Affidavit of Publication

STATE OF IDAHO,

ss.

County of Canyon

L. L. Shepherd

, being first duly sworn, deposes and says:

That he is the *foreman* 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 10:00 A. M. on the 3rd day of June, 1949, at Caldwell, County of Canyon, State of Idaho, before Robert B. Dunlap, Notary Public, proof will be submitted of the application to beneficial use of .80 cubic feet per second of the waters of subterranean flow in accordance with the terms and conditions of Permit No. 20960 heretofore issued by the State Reclamation Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are E. LaMar Walker, Route 3, Caldwell, Idaho.

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

The amount applied to beneficial use is .80 cubic feet per second.

The place where said water is used: The NW Quarter of the Southeast Quarter of Section 11, Township 3 North, Range 3, West of the Boise Meridian in Canyon County, Idaho.

The name of the canal or ditch or other works by which said water is conducted to such place of use is a well located on the above-described real property.

The right to take water from such works is based upon Permit No. 20960.

The source of supply from which such water is diverted is subterranean flow from a well located on the above-described real property.

The date of priority which said user is prepared to establish is February 23, 1949. *20960*

MARK R. KULE
State Reclamation Engineer.
No. 336—April 30, May 7, 14, 21.

Saturday issue of THE CALDWELL NEWS-TRIBUNE for *four* consecutive weeks beginning with the issue of *April 30*, 194*9* and ending with the issue of *May 21*, 194*9*.

L. L. Shepherd

Subscribed and sworn to before me this *23rd*

day of *May*, 194*9*.

20960

Jesse D. Walker

Notary Public for Idaho

NAME OF APPLICANT Lamar Walker,

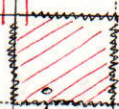
FORM No. 0

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

10

11

12



Point of Diversion-Well

Permit Map No. 20960
As Approved
MARK R. KOLP
State Reclamation Engineer
MAR 3 1949

State of Idaho

License and Certificate of Water Right

Water License No. 20960

Amount 0.8 second foot

Water District No.

Priority February 23, 1949

THIS IS TO CERTIFY that E. LAMAR WALKER
of Caldwell, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated February 23, 1949; that Permit No. 20960
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 10, 1949, showing that said works
were completed on the 15th day of April, 1949; and that on the 3rd
day of June, 1949,

E. LAMAR WALKER
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 and domestic use
, under Use Permit No. 20960 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 5048, on the 28th day of January, 1953;

The right hereby confirmed dates from February 23, 1949;

The Point of Diversion is located

in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 11, Tp. 3 N., R. 3 W., B. M. Canyon County.

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

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
3 N.	3 W.	11	NW $\frac{1}{4}$ SE $\frac{1}{4}$	40	40

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

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

28th day of January, 1953.

MARK R. KULP
State Reclamation Engineer

(SEAL)

63 2763

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

63-2763

APPLICATION No. 28613
PERMIT No. 20960
DISTRICT No.

1. Name of Applicant **E. LAMAR WALKER**

Postoffice address: Rt. 3, Caldwell

County: Canyon

State: Idaho

I. If applicant is a corporation, give:

- (a) Date and place of incorporation:
- (b) Amount of capital stock:
- (c) Amount paid in:
- (d) Names and addresses of directors:

II. The financial resources of the applicant are:

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

(a) Cash on hand:

(c) Bonds to be issued:

2. Quantity of water claimed: 0.80

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 NW $\frac{1}{4}$ SE $\frac{1}{4}$

of Section 11 , T. 3 N. , R. 3 W. , B.M., County of Canyon

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

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

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

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

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

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

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

7. Estimated cost of works: \$ 1,500.00

8. Kind of works: Well, pump and ditches

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

feet; material used in dam:

10. Size of headgate: Width feet; height feet.

11. Ditch: Width at bottom 1 $\frac{1}{2}$ feet; width at water line 4 feet; depth of water .5 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 Completed 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: Full water right under the Pioneer Irrigation District.

- 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.

By _____ Agent.

Corrected application received:

14.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3 N.	3 W.	11													40				40
Permit No. 20960.																			
CERTIFICATE OF COMPLETION OF WORKS.																			
TO ALL WHOM IT MAY CONCERN:																			
This is to certify that E. Le Mar Welker of Route 3, Caldwell, County of Canyon, and State of Idaho, the holder of Permit No. 20960, issued upon Application No. 28613 bearing date of priority of February 23, 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 and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 0.8 second foot of the waters of said well; that the point of diversion of said waters is in the NW¼ SE¼ Section 11, Township 3 North, Range 3 West, B.M. and that the lands proposed to be irrigated by the use of said water are described as follows; to-wit; NW¼ SE¼ Section 11, Township 3 North, Range 3 West, B.M.																			
Witness my hand this 10th day of May, A.D. 1949.																			
MARK R. KULP State Reclamation Engineer																			
Proof of Completion of Works made April 15, 1949. Certificate of Completion of Works issued May 10, 1949.																			
LICENSE ASKED FOR 0.8 SEC. FT. Page 5048																			

WATER RIGHT NUMBER 63-2763

OWNER LAST NAME - WALKER FIRST NAME - E. LAMAR ORIG OWNER -
ADDRESS LINE 1 - RT. 3 ADDRESS LINE 2 -
ADDRESS LINE 3 - CITY - CALDWELL STATE - ID ZIP CODE - 83605
SOURCE - GROUNDWATER TRIBUTARY OF -
STAGE - LICENSE STATUS - PRIORITY - 02-23-1949 COUNTY - CANYON TOTAL DIV. RATE - .8000 -CFS
TOTAL DIV. VOLUME - .00 AFA TRFR/AMEND - WATER DIST. - DLE/CAREY ACT - RIGHT BASIS -
DIVERSION POINT - NWSE 11 03N 03W LOT REDIV - 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0
FROM - TO - USE - IRRIGATION USE DIV. RATE - .8000 CFS USE DIV. VOLUME - .00 AFA
FROM - TO - USE - DOMESTIC USE DIV. RATE - .0000 CFS USE DIV. VOLUME - .00 AFA
USE - IRRIGATION PLACE OF USE - TWN 03N RNG 03W SEC 11 TRACT NWSE 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. - 20960
PROOF MADE - FLD EXAM - COND. OF APPROVAL -
DIVERSION MEANS -

VERIFIED JOC

WATER RIGHT NUMBER 63-2763

WATER RIGHTS EDIT REPORT

08/24/79

PAGE 22

ACT
ION

N OWNER LAST NAME - WALKER

FIRST NAME - E. LAMAR

N CITY - CALDWELL STATE - ID

N SOURCE - GROUNDWATER

N STAGE - LICENSE

PRIORITY - 02-23-1949 COUNTY - CANYON

TOTAL DIV. RATE - .8000CFS

N DIVERSION POINT - NWSE 11 03N 03W

USE - IRRIGATION

USE DIV. RATE - .8000CFS

N USE - DOMESTIC

N USE - IRRIGATION

PLACE OF USE - TWN 03N RNG 03W SEC 11 TRACT NWSE

AC 40

OLD NO. - 20960

IDENT. NO. 63-2763

WATER RIGHT DATA ENTRY LOG

[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 20960 1 63-2763
 Old No. New No.

Record

1. Original Owner: E. LaMar Walker

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: 2-23-1949

D. County: 27

E. 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>NW SE</u>	<u>11</u>	<u>3 N</u>	<u>3 W</u>		

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

from _____ to _____ for A purposes. Amount .8
 (cfs or AC=FT/yr)

from _____ to _____ for D purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

8. Use Code: A P/82079

[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: 20960

F. Proof Made (P or blank):

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

H. Conditions of Approval:

14. Diversion Means (brief narrative):

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

Notice is hereby given that at 10:00 A. M. on the 3rd day of June, 1949, at Caldwell, County of Canyon, State of Idaho, before Robert B. Dunlap, Notary Public, proof will be submitted of the application to beneficial use of .80 cubic feet per second of the waters of subterranean flow in accordance with the terms and conditions of Permit No. 20960 heretofore issued by the State Reclamation Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are E. LaMar Walker, Route 3, Caldwell, Idaho.

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

The amount applied to beneficial use is .80 cubic feet per second.

The place where said water is used: The NW Quarter of the Southeast Quarter of Section 11, Township 3 North, Range 3, West of the Boise Meridian in Canyon County, Idaho.

The name of the canal or ditch or other works by which said water is conducted to such place of use is a well located on the above-described real property.

The right to take water from such works is based upon Permit No. 20960.

The source of supply from which such water is diverted is subterranean flow from a well located on the above-described real property.

The date of priority which said user is prepared to establish is February 23, 1949.

MARK R. KULP
State Reclamation Engineer.
No. 336—April 30, May 7, 14, 21.

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

Notice is hereby given that at 10:00 A. M. on the 3rd day of June, 1949, at Caldwell, County of Canyon, State of Idaho, before Robert B. Dunlap, Notary Public, proof will be submitted of the application to beneficial use of .80 cubic feet per second of the waters of subterranean flow in accordance with the terms and conditions of Permit No. 20960 heretofore issued by the State Reclamation Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are E. LaMar Walker, Route 3, Caldwell, Idaho.

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

The amount applied to beneficial use is .80 cubic feet per second.

The place where said water is used: The NW Quarter of the Southeast Quarter of Section 11, Township 3 North, Range 3, West of the Boise Meridian in Canyon County, Idaho.

The name of the canal or ditch or other works by which said water is conducted to such place of use is a well located on the above-described real property.

The right to take water from such works is based upon Permit No. 20960.

The source of supply from which such water is diverted is subterranean flow from a well located on the above-described real property.

The date of priority which said user is prepared to establish is February 23, 1949.

MARK R. KULP
State Reclamation Engineer.
No. 336—April 30, May 7, 14, 21.

ANOTHER SUMMONS

✓
January 31, 1953

RE: Permit No. 20960

Mr. E. LaMar Walker
Route 3
Caldwell, Idaho

Dear Mr. Walker:

We enclose License and Certificate of Water Right issued under Permit No. 20960, confirming your right to the use of 0.8 of a second foot of water from a well in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 11, Township 3 North, Range 3 West, B.M., with priority of February 23, 1949, for irrigation and domestic use on the same subdivision.

We also enclose departmental receipt No. 25477 for the \$2.00 license fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

20960

April 18, 1950

Re: Permit No. 20960

Mr. E. Lehar Walker
Route 3
Caldwell, Idaho

Dear Mr. Walker:

We now have on file the report of our Field Engineer on examination for Beneficial Use under your Permit No. 20960.

This report shows that you have irrigated 40 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 11, Township 3 North, Range 3 West, B.M.

Therefore, upon receipt of the statutory fee of \$2.00, a License will be issued for .8 of a second foot of water from a well located in the South part of this 40 for irrigation and domestic use.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

h

20960

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

Permit No. 20960

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

1. Name of applicant E. Lamar Walker, Route 3, Caldwell, Idaho
2. Source of water supply: A well
3. Location of point of diversion: Is in the South line of NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 11
T. 3 N. R. 3 W. County of Canyon
4. Describe works as they exist, giving dimensions and capacities of same:
Well 76' deep, cased full depth with 10" casing. Vertical centrifugal pump
with 5" intake and 4" outlet. 5 H.P., 3 phase, 1750 R.P.M., Serial 7406,
220/440 volts.
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):
NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 11, Twp. 3 North, Range 3 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? Unknown

Remarks: "Pump delivers an estimated 1.2 sec. ft."

This examination was made on the 12th day of August, 19 49

(Signed) A. H. Johnson Examiner.

20960

E. LaMar Walker
Route 3, Caldwell, Idaho

Permit No. 20960

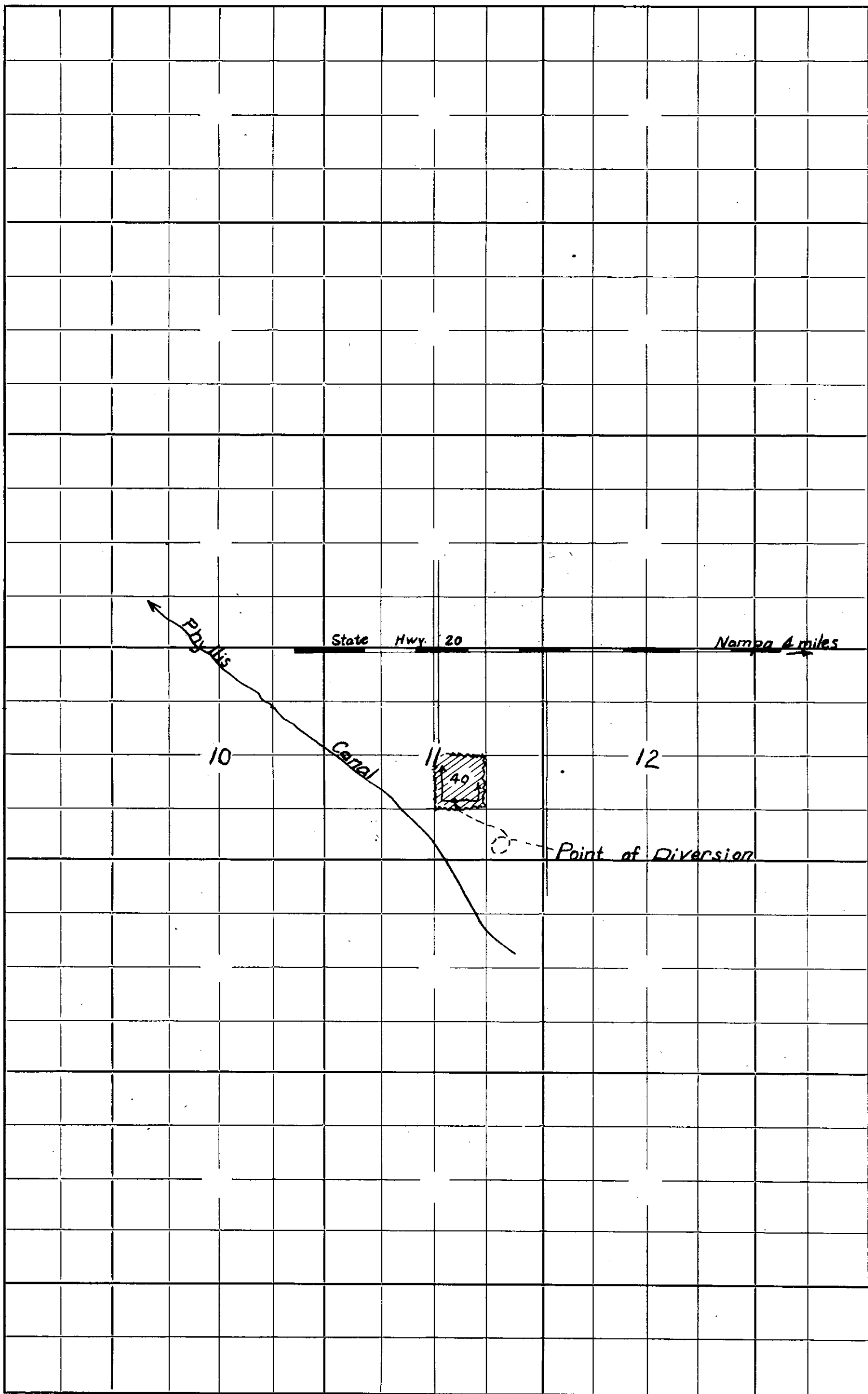
Examination for Beneficial use

County Canyon

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
APR 17 1950
Department of Reclamation



Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

20960

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 20960

REPORT ON PROOF OF Beneficial use

15 cfs
small

app. 0.8 cfs

40 acres

20960

✓
June 14, 1949

Re: Permit No. 20960

Mr. Robert B. Dunlap
914 Main Street
Caldwell, Idaho

Dear Mr. Dunlap:

In reply to your letter of June 11, 1949, in
regard to Beneficial Use Proofs of E. Lamar Walker:

When these proofs were received, we noted that
they were signed by Mr. S. Ben Dunlap instead of yourself,
as advertised.

However, as the proof was made at the time and
place as advertised, we decided to accept same, as both
Notaries Public are in the same office.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bn

20960

DUNLAP & DUNLAP
ATTORNEYS AT LAW
914 MAIN STREET
CALDWELL, IDAHO

S. BEN DUNLAP
ROBERT B. DUNLAP

June 11, 1949



Hon. Mark R. Kulp
State Reclamation Engineer
Boise, Idaho

Dear Mr. Kulp:

Re: E. LaMar Walker File No. 1228
Permit No. 20960

Reference is made to our letter of June 3, 1949, enclosing the proof of application of water to beneficial use by Mr. Walker and depositions of witnesses.

These documents were inadvertently sworn to before S. Ben Dunlap as Notary Public, when, as a matter of fact, they should have been sworn to before Robert B. Dunlap.

If this makes any difference, please return them to our office with new forms and we will re-execute them in accordance with the facts as they actually were at the time of the hearing.

Very truly yours

DUNLAP & DUNLAP

By *Robert B. Dunlap*
Robert B. Dunlap

RBD:ADP

20960

✓
June 10, 1949

Re: Permit No. 20960

Mr. E. LeMar Walker
Route 3
Caldwell, Idaho

Dear Mr. Walker:

We have received from Messrs. Dunlap and Dunlap, the depositions of yourself and two witnesses; also Affidavit of Publication in the Caldwell News-Tribune, all submitted in proof of beneficial use under Permit No. 20960.

Before final action is taken in the matter, the law requires that a field examination be made by an Engineer from this Department.

We are unable to say just when this examination will be made as this Department has but one Field Engineer who makes examinations all over the State.

However, Mr. Tolman, Field Engineer for this Department, will try and contact you at the time he makes the examination in order that you may arrange to show him over the grounds.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

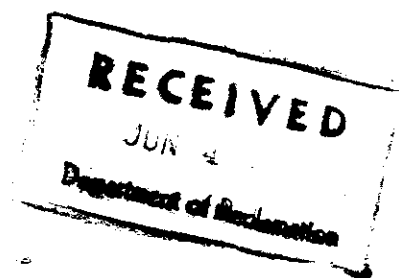
A:bh

20960

DUNLAP & DUNLAP
ATTORNEYS AT LAW
914 MAIN STREET
CALDWELL, IDAHO

June 3, 1949

S. BEN DUNLAP
ROBERT B. DUNLAP



Hon. Mark R. Kulp
State Reclamation Engineer
Boise, Idaho

Dear Mr. Kulp:

Re: E. LaMar Walker file No. 1228
Permit No. 20960

Enclosed herewith in the above entitled matter is Proof of Application of Water to Beneficial Use by Mr. Walker and deposition of witness Clifford L. Johnson and deposition of witness L. O. Dyas. Also enclosed is affidavit of publication of notice of proof.

We are sending you these papers at the request of E. LaMar Walker, Rt. 3, Caldwell, Idaho. Hoping you will find them in order, we are

Very truly yours,

DUNLAP & DUNLAP

SBD:FM
Enc.

By 
S. Ben Dunlap

20960

Affidavit of Publication

STATE OF IDAHO,

SS.

County of Canyon

L. L. Shepherd

, being first duly sworn, deposes and says:

That he is the *foreman* 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 10:00 A.M. on the 2nd day of June, 1949, at Caldwell, County of Canyon, State of Idaho, before me, *Ernest D. Walrus*, Notary Public, there will be submitted for the application to beneficial use of 30 cubic feet per second of the waters of *subterranean flow* in accordance with the terms and conditions of Permit No. 1234567890 issued by the State Reclamation Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are *L. L. Shepherd, Route 1, Caldwell, Idaho*.

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

The amount applied to beneficial use is *30 cubic feet per second*.

The source of supply from which such water is diverted is *subterranean flow from a well located on the above-described real property*.

The date of priority which said user is prepared to establish is *February 1, 1949*.

The right to take water from such source is based upon Permit No. *1234567890*.

The source of supply from which such water is diverted is *subterranean flow from a well located on the above-described real property*.

The date of priority which said user is prepared to establish is *February 1, 1949*.

The right to take water from such source is based upon Permit No. *1234567890*.

Saturday

issue of THE CALDWELL

NEWS-TRIBUNE for *four* consecutive weeks

beginning with the issue of *April 30*,

194 *9* and ending with the issue of *May*

21, 194 *9*.

L. L. Shepherd

Subscribed and sworn to before me this *23rd*

day of *May*, 194 *9*.

20960

Ernest D. Walrus

Notary Public for Idaho

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

20960
Permit No. 20960

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. E. LaMar Walker, occupation farmer, address, Rt. 3, Caldwell

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. ☒ X

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

Ans. Permit No. 20960, dated March 3, 1949, date of priority Feb. 23, 1949

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

Ans. Subterranean well located on NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 11, T 3 N, R 3 WBM, Canyon County, Idaho. Well is located on South line of said $\frac{1}{4}$ section, approximately 100 yards from southwest corner thereof. Pump lifts water from well and water is distributed by irrigation ditches to various parts of the farm.

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.

Ans. Water is lifted by electrically driven centrifugal pump to ditches conveying same to various portions of the land and the ditches are capable of conveying from point of diversion to place of use 60 inches. Ditches are private property, not named, all located on the real property above described.

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. Water is for irrigation of the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 11, T 3 N, R 3 WBM, Canyon County, Idaho, containing 40 acres. The entire tract has been actually irrigated with said water and the land is in lettuce, betts, potatoes, hay and pasture. Premises are also improved by buildings.

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

Ans. ☒ X

20960

Ques. 8. What is the minimum amount of water required for the purpose specified above?
Ans. 40 inches or 0.8 second feet

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. X

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.
Ans. Water from this source has been used for irrigation of the premises since the fall of 1947 and the entire 40 acre tract is irrigated.

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. We also have the usual allotment for a 40 acre farm under the Phyllis Canal of the Pioneer Irrigation District. This supply is insufficient and upon occasions there is no water whatever from this supply.

(Sign) C. LaMar Walker

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 3rd day of June, A. D. 1949.

My commission expires 12-1-52

A. Ben Vonnegut
Notary Public for Idaho
Residing at Caldwell
Idaho

20960

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 20960

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. L. O. Dyas, age 22, residence Rt. 3, Caldwell, occupation
farmer at Rt. 3, Caldwell, Idaho.

Ques. 2. Are you acquainted with E. LaMar Walker, the holder of Permit No. 20960? How long have you known him and where does he reside?

Ans. yes. I have known him 5 years. He resides on Rt. 3, Caldwell,
Idaho.

Ques. 3. Have you read or heard read said Permit No. 20960, 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. Subterranean well located on NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 11, T 3 N. R 3 WBM,
Canyon County, Idaho. Well is located on the South line of said
 $\frac{1}{4}$ $\frac{1}{4}$ section approximately 100 yards from the southwest corner thereof.
Pump lifts water from well and water is distributed by irrigation
ditches to various parts of the farm.

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

Ans. 0.8 second feet or 40 miner's inches

Ques. 6. 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. Water is used for irrigation of the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 11, T 3 N, R 3 WBM
containing 40 acres. All of this land is cultivated. Crops being raised
are lettuce, beets, potatoes, hay and pasture. The entire 40 acres is
under cultivation and being irrigated. Premises are also improved by
buildings.

20960

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. X

Ques. 8. (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. General character of land - row crop soil. I estimate that 0.8 second feet or 40 inches of water is required for the profitable cultivation.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. none

Ques. 10. 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. This water has been used on the ground during the irrigation season for the past two years.

(Signed) ✓ *P. Ryan*

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 3rd day of June,
A. D. 1949.

My commission expires 12-1-52

P. B. Seunlap
Notary Public.

*Notary in Idaho
Residing at
Caldwell Idaho*

20960

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 20960

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. Clifford L. Johnson, 516 South 13th, Caldwell, Idaho, age 41,
occupation Veteran's Agricultural Instructor.

Ques. 2. Are you acquainted with E. LaMar Walker, the
holder of Permit No. 20960? How long have you known him and where does
he reside?

Ans. yes. I have known him 11 years. He resides on Rt. 3, Caldwell,
Idaho.

Ques. 3. Have you read or heard read said Permit No. 20960, 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. Subterranean well located on NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 11, T 3 N, R 3 W BM,
Canyon County, Idaho. Well is located on the South line of said $\frac{1}{4}$ $\frac{1}{4}$
section approximately 100 yards from the southwest corner thereof.
Pump lifts water from well and water is distributed by irrigation
ditches to various parts of the farm.

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. 0.8 second feet or 40 miner's inches

Ques. 6. 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 im-
provements which have been made as a direct result of said use.

Ans. Water is used for irrigation of the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 11, T 3 N, R 3 WBM
containing 40 acres. All of this land is cultivated. Crops being raised
are lettuce, beets, potatoes, hay and pasture. The entire 40 acres is
under cultivation and being irrigated. Premises are also improved by
buildings.

20960

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. X

Ques. 8. (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. General character of land - row crop soil. I estimate that 0.8 second feet or 40 inches of water is required for the profitable cultivation.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. none

Ques. 10. 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. This water has been used on the ground during the irrigation season for the past two years.

(Signed)

Clifford L. Johnson

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 3rd day of June, A. D. 19 49.

My commission expires 12-1-52

A. Ben Thompson
Notary Public for

Idaho
Residing at
Caldwell, Idaho

20960

State of Idaho

DEPARTMENT OF RECLAMATION BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO, May 24, 1949

Re: Permit No. 20960
E. Lamar Walker

Mr. Robert B. Dunlap
Notary Public
914 Main Street, Caldwell, Idaho

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 20960.

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 June 3, 1949, 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 Caldwell, Idaho before Robert B. Dunlap, 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 A. KUPP
~~Commissioner of Reclamation~~
State Reclamation Engineer

20960

✓
May 12, 1949

Re: Permit No. 20960

Mr. E. La Mar Walker
Route 3
Caldwell, Idaho

Dear Mr. Walker:

We enclose Certificate of Completion of Works, issued under your Permit No. 20960, for the diversion of 0.8 of a second foot of water from a well in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 11, Township 3 North, Range 3 West, B.M. for irrigation and domestic use on the same subdivision.

We also enclose Departmental Receipt No. 21462 for the \$5.00 fee paid in connection with this proof.

About ten days prior to June 3, 1949, the date set for Beneficial Use Proof under this Permit, we shall send the Notary Public, Mr. Robert B. Dunlap, the necessary forms of deposition, consisting of one for yourself and one for each of two witnesses so that he may have then in ample time for making the proof.

At the time set, you should appear before Mr. Dunlap, 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:bh
Enc.

20960

Permit No. 20960

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Canyon

ss.

E. La Mar Walker, 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. 20960, and that his postoffice address is Route 3, Caldwell, State of Idaho

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

Third: That the point of diversion of said water is the South East corner of the Northwest Quarter of the Southeast Quarter, Sec. 11, Township 3 North, Range 3, West of the Boise Meridian

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by June 3, 1949

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 located upon the above described real property.
(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 .80 second feet of water.

Eighth: That water appropriated under said permit is available for acres of land described as follows: Northwest Quarter of the Southeast Quarter Section 11, Township 3 North, Range 3, West of the Boise Meridian.

Ninth: Remarks: That a five inch centrifugal pump has been installed and the well is 70 feet deep and has eight inch casing. Water level nine feet from top.

E. La Mar Walker
(Sign Here)

Subscribed and sworn to before me this 15th day of April, 1949

My commission expires 5-23-50

Robert B. Dunlap
Notary Public.

20960

17447

✓
April 23, 1949

Re: Permit No. 20960

Mr. E. Le Mar Walker
Route 3
Caldwell, Idaho

Dear Mr. Walker:

We acknowledge receipt of your Affidavit, in Proof of Completion of Works, under Permit No. 20960, accompanied by your check for the \$5.00 fee.

However, the Affidavit should also state the installation of the pump, if the pump is installed, and also further information as to the depth of the well, casing and so forth.

We have sent to the Caldwell News-Tribune, copy of notice of Beneficial Use Proof, to be made on June 3, 1949, with instructions to publish it once a week for four weeks, prior to that date, and to send you the Affidavit of Publication, together with statement of costs.

Upon return of the corrected Proof of Completion of Works, a Certificate of Completion of Works will be issued and sent you.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh

20960

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

Notice is hereby given that at 10:00 A. M. on the 3rd day of June, 1949,
at Caldwell, County of Canyon, State of Idaho, before
Robert B. Dunlap, Notary Public,, proof will be submitted of the
application to beneficial use of .80 cubic feet per second of the waters of subterranean
flow in accordance with the terms and conditions of Permit No. 20960
heretofore issued by the State Reclamation Engineer of the State of Idaho.

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

E. Lamar Walker, Route 3, Caldwell, Idaho.

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

The amount applied to beneficial use is .80 cubic feet per second.

The place where said water is used ~~(if for irrigation, give full and accurate description of the~~
~~lands irrigated)~~ The NW Quarter of the Southeast Quarter of Section 11,
Township 3 North, Range 3, West of the Boise Meridian in Canyon
County, Idaho.

The name of the canal or ditch or other works by which said water is conducted to such place of
use is a well located on the above described real property.

The right to take water from such works is based upon Permit No. 20960

The source of supply from which such water is diverted is subterranean flow from a
well located on the above-described real property.

The date of priority which said user is prepared to establish is February 23
March 2, 1949.

MARK R. KULP

State Reclamation Engineer.

20960

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Date: **April 22, 1949**

Re: Permit No. 20960

Caldwell News-Tribune

Caldwell, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **June 3, 1949**, the date set for proof, the expense of the publication to be paid by the applicant, **E. Lamar Walker** of **Route 3, 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.

Very truly yours,

MARK R. KULP

State Reclamation Engineer

By

Chief Clerk

20960

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) April 15, 1949

(P. O.) Caldwell, Idaho

STATE RECLAMATION ENGINEER

TO THE ~~COMMISSIONER OF RECLAMATION~~:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
Caldwell News-Tribune of Caldwell, Idaho, published in
the county in which the works are situated.

+ E. L. Max Walker

(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.

20960

March 5, 1949

Re: Permit No. 20960

Mr. E. Lemer Walker
Route 3
Caldwell, Idaho

Dear Mr. Walker:

We enclose Permit No. 20960.

As your application stated that the works were completed, we have allowed three months, or until June 3, 1949 within which to make the statutory proofs required to complete your water right.

The first proof or proof of completion of works is made by executing Form 6 enclosed before a Notary Public, and returning to this department with a statutory fee of \$5.00, upon receipt and approval of which a certificate of completion of works will be issued.

The final or beneficial use proof requires publication once a week in a county newspaper for four consecutive weeks prior to the date set for making proof. Notice should be made in duplicate on Form 10 enclosed, setting the time and place and naming the Notary Public before whom proof is to be made. Both copies of the notice to be returned to this department together with Form 11, which is your authorization for us to have the notice published in the designated newspaper at your expense.

We shall then send a copy of the notice to the newspaper with instructions in regard to publishing, and on the date set, you should appear before the Notary Public together with two disinterested witnesses to execute depositions of proof on forms furnished by this department.

Very truly yours,

MARK R. FULP
State Reclamation Engineer
By

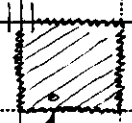
Chief Clerk

A:bn
Enc.

20960

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

10



12

Point of Diversion-Well

Permit Map No. 20960
As Approved
MARK R. KULP MAR 3 1949
State Reclamation Engineer