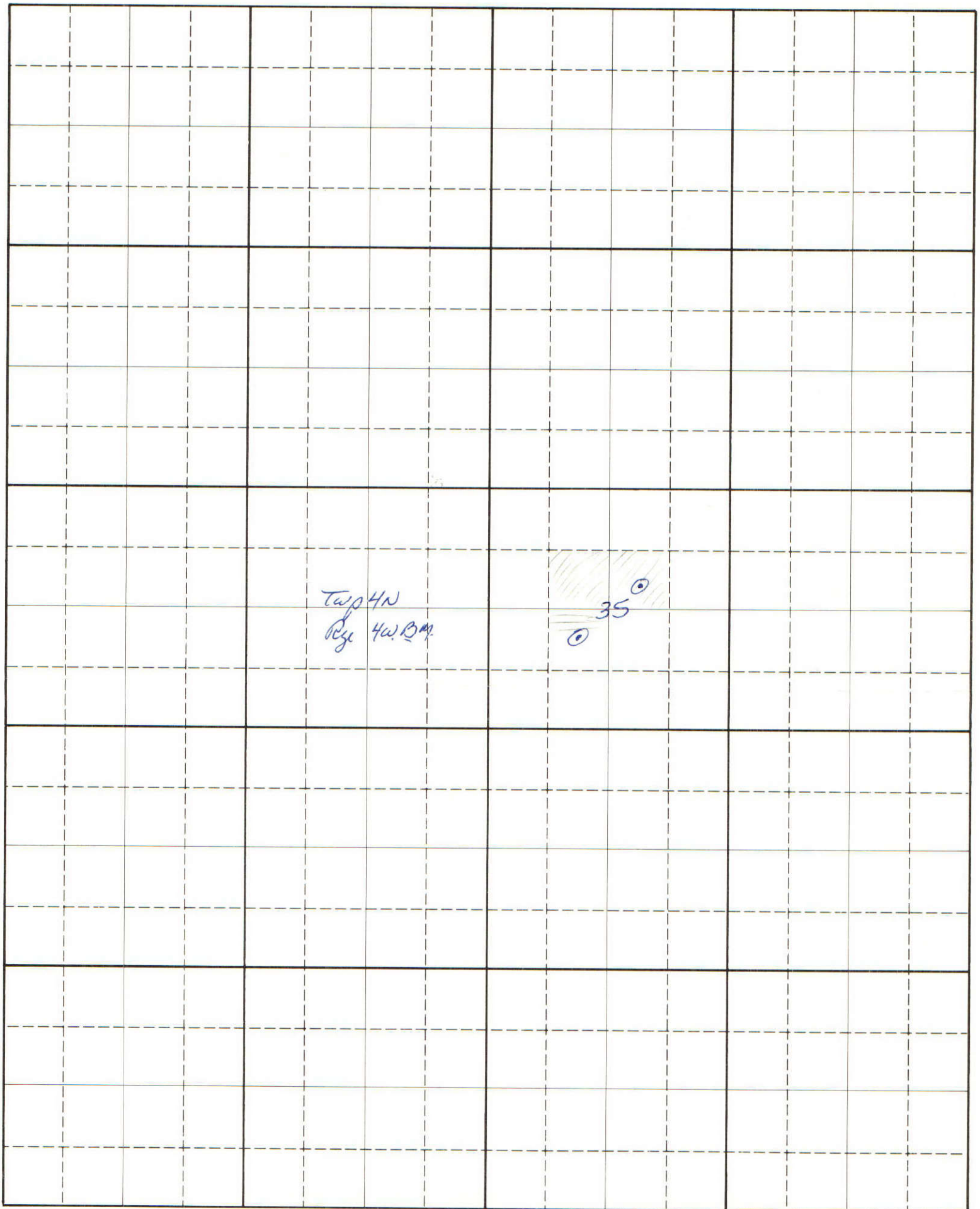




SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.

RECEIVED
JUN 26 1970

Department of Reclamation

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,)
County of Canyon.) ss.

Verla Harker
of Caldwell, Canyon County, Idaho, being first duly sworn,
deposes and says:

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

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

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

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

4. That said notice was published the following dates:

June 18, 25, 1970

Verla Harker

Subscribed and sworn to before me this

25th day of June, 19 70

Adward D. Kaur

Notary Public, Residing at Nampa, Idaho

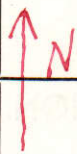
MY COMMISSION EXPIRES JUNE 23, 1971

62 2731

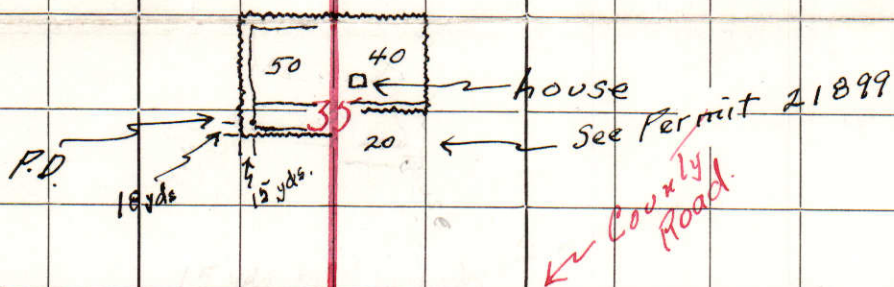
NOTICE OF PROPOSED
TRANSFER OF WATER RIGHT
No. 1640

Notice is hereby given that Clarence Cook of Rte. 3, Caldwell, Idaho, has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing him to change the point of diversion of the waters of a ground water source. The right requested to be transferred is presently listed as follows:

Amount: 1.8 c.f.s.
Priority: January 8, 1949
Point of Diversion: NE1/4-SW1/4 Sec. 35, Twp. 4 N., Rge. 4 W., B.M.
Place of Use: SW1/4NE1/4, SE1/4NW1/4, NE1/4SW1/4 Sec. 35, Twp. 4 N., Rge. 4 W., B.M.
To Be Transferred To
Point of Diversion: SW1/4NE1/4 & NE1/4SW1/4 Sec. 35, Twp. 4 N., Rge. 4 W., B.M.
Any protests against this proposed transfer of water right must be filed with the Department of Reclamation on or before July 6, 1970.
R. KEITH HIGGINSON
State Reclamation Engineer
June 18, 25, 1970



Tw. 4 N. R. 4 E W.



P.D. = 18 yds N of property line
= 15 " E. " "

Q = .54' over 18" cip. weir 2
= 1.89 cfs or 94.5"
allow 2" back silt = 96.5"

Area = 90 acres.

T. = 62°F.

Water is full of gas.
Also sulphur fumes.

Huston
11

← paved.
12

U.S. Hwy #20

Idaho Power Meter

480V #202 25341

1.9 x 20 = Kw demand

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.

E. M. Carter
Rt. 4, Caldwell, Idaho

Permit No. 20878

Examination for Beneficial use

County Canyon

471 - 35 - 4W

Q = 1.8 cfs.

house - well

P.D. = N $\frac{1}{2}$ N $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ S. 35

Place in -

2 mi. N of Huston

21899 - Fisher, R. G.
Box 240 Nampa.

213' deep x 12" and 190' down.

Perf. csg. 113'

H. = 87' drawdown to 120'

no pump house nor other protect
Pump & motor set on

Concrete base 29" x 25" x 12"

Pump is a Rayne Bowler,

#15431 bowls down 160'

3 stage 12"

Section pipe 170' down

7.10" column

Delivery to W. thru 6' x 8" pipe

into wooden trough 12' x 12' x 32'

into pond. 50' x 30' N.E. E.W. cut off valve in discharge line

U.S. Motor 40 h.p.

440 V. - 49 amps. 1800 rpm.

5 ph. 60 cycles #878616

vertical

Morgenson Switch

2 other panels all on a

pole to South of pump approx

4'

well is packed.

T = 62°F

402' x 12" depth near Oct 5-51

Affidavit of Publication

STATE OF IDAHO,

County of Canyon

ss.

H. G. Bachman

, 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 12:15 p. m. on the 10th day of July, 1950, at Huston, County of Canyon, State of Idaho, before W. Emerson Platt, Notary Public, proof will be submitted of the application to beneficial use of 1.8 cubic feet per second of the waters of a well in accordance with the terms and conditions of Permit No. 20878 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and post office address of the person or corporation holding said permit are E. M. Carter, Route 4, Caldwell, Idaho.

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

The amount applied to beneficial use is 1.8 cubic feet per second.

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

The right to take water from such works is based upon Permit No. 20878.

The source of supply from which such water is diverted is Subterranean from a well in the N $\frac{1}{2}$ N $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 35, Twp. 4 North, Range 4, B. M.

The date of priority which said user is prepared to establish is January 8, 1949

MARK R. KULP
State Reclamation Engineer
No. 155—June 14, 21, 28, July 5.

Wednesday issue of The Caldwell

News-Tribune for *four* consecutive weeks

beginning with the issue of *June 14*

19 *50* and ending with the issue of *July*

5, 19 *50*

H. G. Bachman

Subscribed and sworn to before me this *5th*

day of *July*, 19 *50*

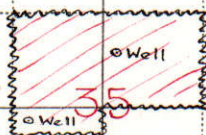
Lillian B. Hinkel

Notary Public for Idaho
Residing at Caldwell, Idaho

20878

T. 4 N. - R. 4 W.

34



36

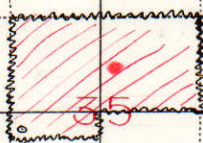
~~Amended Map for Permit No. 20878~~**NOTE:** Points of Diversion - 2 Wells

NAME OF APPLICANT E.M. Jarter,

FORM No. O

T. 4N. ~ R. 4W.

34



Point of Diversion - Well

36

Permit Map No. 20878
As Approved
JAN 14 1949
MARK R. KULP
State Reclamation Engineer

For Department Use Only

Received by Dm^c Date 6-8-70

Protest filed by:

Date

Prelim. check by Dm^c Date 6-8-70

Fee Received by Dm. Date 6-8-70 Fee \$ 20

Approved for publication by _____

Published in The news Tribune Dates 6-18 + 25

Hearing held _____

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

63 2751

Identification No. 63-2751

Transfer No. 1640

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPROVED

APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

1. Name of Right Holder Clarence Cook
Post office address Rte. 3, Caldwell, Idaho

2. Right obtained by:
a. Decree to _____ in Case of _____
(Name)
vs. _____, Dated _____ in _____
(Name of Court)
Court. County of _____.

b. License No. 63-2751 issued by the State of Idaho, Department of Reclamation.

3. Source of water ground-water tributary to _____
(Name of stream or source)

4. Date of Priority 1-8-49

5. Amount of water a. 1.8 c.f.s. and/or

b. _____ acre feet/annum

6. Water is used for Domestic Irrigation from Jan. 1 to Dec. 31
April 1 to Nov. 15
(Month, Day) (Month, Day)

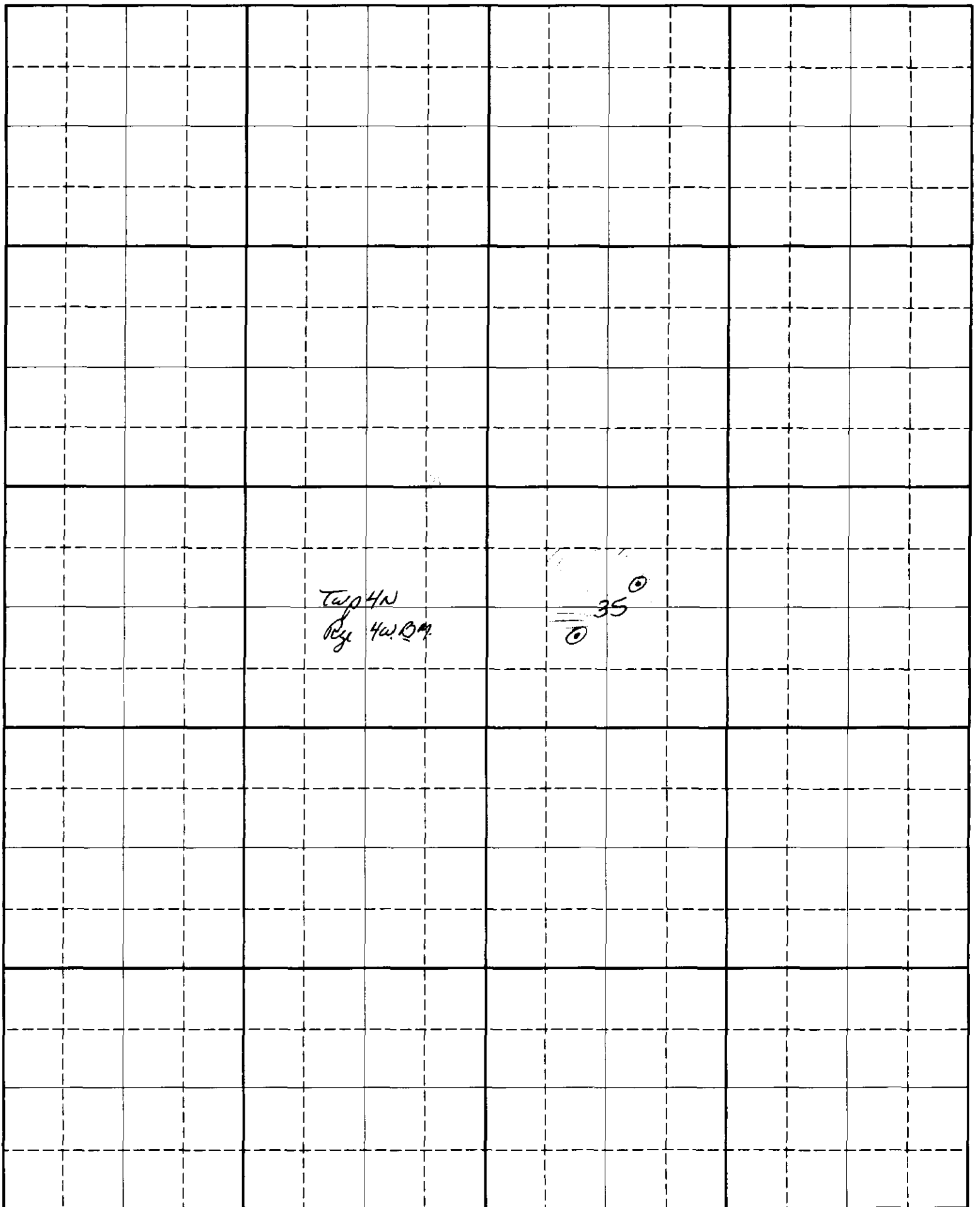
7. Original location of point of diversion is NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 35,
Township 4 N, Range 4 W, B.M., in Canyon County;

Additional points of diversion, if any _____

8. Lands presently irrigated or place of use:

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	✓ 10									90

Total number of acres presently irrigated 90



SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.

9. If applicant was not the original holder of this right explain how it was acquired:_____

Purchase of land see evidence of ownership in 63-2846

10. CHANGE IN POINT OF DIVERSION

a. Quantity to be diverted at new point: 1.8 c.f.s. and/or _____ acre feet

b. New point of diversion: SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 35, Township 4 N
_____, Range 4 W, B.M. & NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 35, T. 4 N., R. 4 W., B.M.

c. Description of method of diversion and conveyance from new points of diversion: _____
drilled wells, pumps, motors, and pipe

d. Is water to be conveyed to the lands previously irrigated? Yes X No _____

If not, the place of use should be changed below.

e. Describe the reasons for applying for a change in the point of diversion:
Existing well production is declining and this makes a better farming operation

f. Do you intend to make the transfer permanent? Yes

g. Do you intend to abandon completely the old point of diversion? No

h. Indicate on the above plat the new point of diversion and lands to be irrigated.

11. CHANGE IN PLACE OF USE No change

a. Describe the new lands on which you wish to use your right.

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 $\frac{1}{4}$	

Total number of acres to be irrigated 63 2751

- b. Do you intend to make the transfer permanent? _____
- c. Are you completely abandoning the lands previously irrigated by this right? If not, explain your plans:

- d. Describe any other water rights that you claim for the new ground upon which you wish to transfer this right: _____

- e. Indicate on the above plat the new land to be irrigated and the point of diversion.

I hereby assert that no one will be injured by such transfer and that the change will be made at my own risk. The information contained in this application is true to the best of my knowledge.

Clarence Cook
 (signature of applicant)

Subscribed and sworn to before me this 8 day of June, 19 70

Dwight W. Edgem
 (notary public)

My commission expires 2-18-1974.

APPROVED

**ACTION OF STATE RECLAMATION ENGINEER
 AND CERTIFICATE OF TRANSFER**

This is to certify that I have examined Application for Transfer of Water Rights No. 63-2751,
 and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

2. Denial of said application is for the following reasons: _____

Witness my hand this 13th day of July, 19 70

Stephen Ellard
 Deputy State Reclamation Engineer

RECEIVED
U.S. DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
WASHINGTON, D.C. 20535

62 2751

State of Idaho

License and Certificate of Water Right

Water License No. **20878**

Amount **1.8 second foot**

Water District No.

Priority **January 8, 1949**

THIS IS TO CERTIFY that **E. M. CARTER**
of **Caldwell, Idaho**, made application for a permit to appropriate the
public waters of the State of Idaho, dated **January 8**, 19 **49**; that Permit No. **20878**
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.8 second feet, was issued thereunder on **June 8**, 19 **50**, showing that said works
were completed on the **7th** day of **May**, 19 **50**; and that on the **10th**
day of **July**, 19 **50**,

E. M. CARTER
of **Caldwell**, State of **Idaho**, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of
a well, ~~a tributary~~ (subterranean flow) for the purpose of irrigation and domestic
use, under Use Permit No. **20878** 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 **4837**, on the **31st** day of **October**, 19 **51**;

The right hereby confirmed dates from **January 8**, 19 **49**;

The Point of Diversion is located

in the **N¹/₂ NE 1/4 SW 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 **1.8** 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	SW 1/4 NE 1/4	40	40
			SE 1/4 SW 1/4	40	40
			NE 1/4 SW 1/4	10	10
			Number of Acres Actually Irrigated - -		90

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

31st day of **October**, 19 **51**.

MARK R. KULP

State Reclamation Engineer

(SEAL)

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

63-2751

APPLICATION No. 28522
PERMIT No. 20878
DISTRICT No.

Assigned to R. C. Fisher
Idaho

1. Name of Applicant: E. M. CARTER

Postoffice address: Rt. 4, Caldwell

County: Canyon

State: Idaho

I. If applicant is a corporation, give:

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

II. The financial resources of the applicant are:

- (a) Cash on hand:
- (b) Treasury stock:
- (c) Bonds to be issued:
- (d) Other resources:

2. Quantity of water claimed: 1.8 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 ~~NE 1/4~~ SW 1/4

of Section 35 , T. 4 N. , R. 4 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: \$ 4,000.00

8. Kind of works: Well, pump and ditches

9. Height of dam feet; length of dam at top feet; length of dam at bottom
feet; material used in dam:

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

11. Ditch: Width at bottom 2 feet; width at water line 4 feet; depth of water 0.5 feet;
dimensions of flume:

Diameter of pipe inches; length of conduit 1/2 miles.

Average grade per mile feet.

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

13. The time required for the complete application of the water to the proposed use is 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: 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.

E. M. CARTER *Applicant.*

By _____ Agent.

Date of first receipt at Department of Reclamation: 11:00 A. M. January 8, 1949

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is **20878**

Recorded in Book **75** Page **20878** Approved **January 14, 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 **March 14, 1949** 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 **July 14, 1950**

The whole of said work to be completed on or before **January 14, 1952**

Beneficial use of water appropriated in accordance herewith, to be made on or before **January 14, 1952**

WITNESS My hand this 14th day of January, 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 14th

day of January, 1949

STATE OF IDAHO

Countersigned:

(SEAL)

By C. A. ROBINS

Governor.

By J. D. "CY" PRICE

Secretary of State.

REMARKS: Well will be approximately 150 ft. depth, and with approximately 80 ft. lift.

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	
4 N.	4 W.	35	40				40				10								90
APPLICATION FOR AMENDMENT TO PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO, NO. 20878 Comes now E.M. CARTER and represents to the State Reclamation Engineer of the State of Idaho: That he is the owner and holder of Permit to appropriate the Public waters of the State of Idaho, No. 20878 That the point of diversion is described in said Permit as being located in the N½ N½ NE¼ SW¼ Sec- tion 35, Township 4 North, Range 4 West, B.M. That he now requests that the point of diversion be changed by adding an additional point located in the SW¼ NE¼ Section 35, Township 4 North, Range 4 West, B.M. That his reasons for desiring to make such change are as follows: He intends to put in a sprinkling system, and the new location seems more desirable for that purport. However, he desires to retain the original location, as an alternative, in case there should not be sufficient water developed at the new location. That no one will be injured by such change, and that such change will be made at Permit Holder's own risk. Signed at Boise, Idaho this 28th day of February, 1949. E. M. Carter Date of receipt at Department of Reclamation <u>February 28, 1949</u> APPROVAL OF STATE RECLAMATION ENGINEER I, MARK R. KULP, State Reclamation Engineer of the State of Idaho, hereby approve the above and fore- going application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. 20878. This approval constitutes a new permit and is issued as an amendment to the original permit to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby. MARK R. KULP State Reclamation Engineer																			

Permit No. 20878
 CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that E. M. CARTER of Rt. 4, Caldwell, County of Canyon, and State of Idaho, the holder of Permit No. 20878, issued upon Application No. 28522 bearing date of priority of January 8, 1949, authorizing the diversion of 1.8 second feet 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 1.8 second feet of the waters of said well; that the point of diversion of said waters is in the ~~NW 1/4~~ SW 1/4 Sec. 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: SW 1/4 NE 1/4, SE 1/4 NW 1/4 and NE 1/4 SW 1/4 Section 35, Township 4 North, Range 4 West, B.M.

Witness my hand this 8th day of June, A. D. 1950.

MARK R. KULP
 State Reclamation Engineer

Proof of Completion of Works made May 7th, 1950.
 Certificate of Completion of Works issued June 8, 1950.

LICENSE ISSUED FOR 1.8 SEC. F.
 page 4837

ASSIGNMENT

For value received, we hereby assign all our right, title, and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. 20878 to R. C. Fisher of Nampa, Idaho.

E. M. CARTER
 Permit holder

RUTH G. CARTER
 Wife of Permit holder

State of Idaho)
) ss
 County of Canyon)

On this 24th day of January, 1951, before me, a Notary Public for the State of Idaho, residing at Nampa, Idaho, Personally appeared E. M. Carter and Ruth G. Carter known to me to be the persons whose names are subscribed to the within instrument, and duly acknowledged to me that they executed the same.

In witness whereof, I have hereunto set my hand and affixed my Notarial seal, the day and year in this certificate first above written.

My commission expires 3-1-1953.
 (SEAL)

DONALD C. POTTER
 Notary Public, residing at Nampa, Idaho

Received and filed for record in the Department of
 Reclamation at Boise, Idaho, at 1:00 P.M. Jan. 30, 1951.
 MARK R. KULP
 State Reclamation Engineer.

See Permit 21899 from same well

WATER RIGHT NUMBER 63-2751

OWNER LAST NAME - CARTER

OWNER LAST NAME - COOK

ADDRESS LINE 1 - RT. 3

ADDRESS LINE 3 -

SOURCE - GROUNDWATER

STAGE - LICENSE

TOTAL DIV. VOLUME -

DIVERSION POINT - SWNE 35 04N 04W LOT

NESW 35 04N 04W LOT

FROM - 04-01 TO - 11-15 USE - IRRIGATION

FROM - 01-01 TO - 12-31 USE - DOMESTIC

USE - IRRIGATION

DECREE NAME -

REMARKS - TRANS. 1640.

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PROOF MADE -

DIVERSION MEANS -

FIRST NAME - E. M.

FIRST NAME - CLARENCE

ADDRESS LINE 2 -

CITY - CALDWELL

TRIBUTARY OF -

PRIORITY - 01-08-1949 COUNTY - CANYON

WATER DIST. -

DLE/CAREY ACT -

TOTAL DIV. RATE -

1.8000 -CFS

RIGHT BASIS -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

USE DIV. RATE - 1.8000 CFS USE DIV. VOLUME - .00 AFA

USE DIV. RATE - .0000 CFS USE DIV. VOLUME - .00 AFA

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

TRACT NESW LOT AC 10

DATE -

TOTAL ACRES 90

PROTESTED -

HEARING -

OLD NO. - 20878

VERIFIED JDC

WATER RIGHT NUMBER 63-2751

WATER RIGHTS EDIT REPORT

08/24/79

PAGE 10

ACT
ION

N OWNER LAST NAME - CARTER
N OWNER LAST NAME - COOK
N ADDRESS LINE 1 - RT. 3

FIRST NAME - E. M.
FIRST NAME - CLARENCE

ORIG OWNER - 0

CITY - CALDWELL

STATE - ID

N SOURCE - GROUNDWATER
N STAGE - LICENSE

PRIORITY - 01-08-1949 COUNTY - CANYON

TOTAL DIV. RATE - 1.8000CFS

TRFR/AMEND - T

N DIVERSION POINT - SWNE 35 04N 04W

N FROM - 04-01 TO - 11-15 USE - IRRIGATION

USE DIV. RATE - 1.8000CFS

N FROM - 01-01 TO - 12-31 USE - DOMESTIC

N USE - IRRIGATION

PLACE OF USE - TWN 04N RNG 04W SEC 35 TRACT SWNE
TRACT NESW

AC 40 TRACT SENW
AC 10

AC 40

N REMARKS - TRANS. 1640.

OLD NO. - 20878

IDENT. NO. 63-2751

WATER RIGHT DATA ENTRY LOG

[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 20878 / 63-2751
Old No. New No.

Record

1. Original Owner: E. M. CarterPresent Owner: Clarence Cook2. Address: Rt. 33. City: Caldwell State: ID Zip: _____4. A. Source of Water: gr

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: 1-8-1949D. County: 27E. Total Diversion Rate: 1.8

F. Total Diversion Volume: _____

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

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>SWNE</u>	<u>35</u>	<u>4N</u>	<u>4W</u>	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____

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

from 4-1 to 11-15 for A purposes. Amount 1.8
(cfs or AC-Ft/yr)

from 1-1 to 12-31 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

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A. *Trans. 1640.*
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: 20878

F. Proof Made (P or blank):

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

H. Conditions of Approval:

14. Diversion Means (brief narrative):

July 16, 1970

Re: Transfer Nos. 1640, 1639, & 1638

C
Mr. Clarence Cook
Rte. 3
Caldwell, Idaho 83605

O
Dear Mr. Cook:

Enclosed are copies of the above numbered transfers which have been approved by this office.

If you should have any questions, please feel free to contact us.

P
Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

Y
DWM:kh

Enclosures

63 2751

STATEMENT

The News-Tribune

P. O. Box 1179

CALDWELL, IDAHO 83605

Date June 25, 1970

Department of Reclamation
Statehouse - Annex 2
Boise, Idaho

NOTICE OF PROPOSED TRANSFER OF WATER RIGHT NO. 1640
CLARENCE COOK

36 lines 2 days - June 18, 25, 1970

1 day @ .14 per col. line	\$5.04
1 day @ .10 per col. line	<u>3.60</u>
	8.64

I hereby certify that the foregoing account is just and correct, that the amount is legally due, after allowing all just credits, and that no part of same has been paid.

Willa Barker

63-2751

June 9, 1970

Re: Transfer Applications 63-2846, 63-2751, & 63-2326

**The News-Tribune
Caldwell,
Idaho 83406**

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted assuming the notice is correct. If we have any corrections, we will notify you before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department of Reclamation along with the publication bill. In order to receive payment, the following certification must appear on the bill:

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

(Signature of the claimant)

Very truly yours,

**Donald W. McElowney
Appropriation Supervisor**

**DWM:kh
Enclosures**

63 2751

NOTICE OF PROPOSED TRANSFER OF WATER RIGHT

NO. 1640

Notice is hereby given that Clarence Cook of Rte. 3, Caldwell, Idaho, has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing him to change the point of diversion of the waters of a ground water source. The right requested to be transferred is presently listed as follows:

Amount: 1.8 c.f.s.

Priority: January 8, 1949

Point of Diversion: NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 35, Twp. 4 N., Rge. 4 W., B.M.

Place of Use: SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 35, Twp. 4 N.,
Rge. 4 W., B.M.

To Be Transferred To

Point of Diversion: SW $\frac{1}{4}$ NE $\frac{1}{4}$ & NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 35, Twp. 4 N.,
Rge. 4 W., B.M.

Any protests against this proposed transfer of water right must be filed with the Department of Reclamation on or before July 6, 1970.

Published in The News-Tribune, Caldwell, Idaho in June 18th and June 25, 1970.

USE TYPEWRITER OR
BALL POINT PEN

State of Idaho
Department of Reclamation

WELL DRILLER'S REPORT

State law requires that this report be filed with the State Reclamation Engineer
within 30 days after completion or abandonment of the well.

1. WELL OWNER

Name CLARENCE COOK
Address 22. L. GILMILL, IDAHO
Owner's Permit No. 63-2751, 63-3326, 63-2846

2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement
☐ Abandoned (describe method of abandoning)

3. PROPOSED USE

☐ Domestic ☒ Irrigation ☐ Test
☐ Municipal ☐ Industrial ☐ Stock

4. METHOD DRILLED

☐ Cable ☒ Rotary ☐ Dug ☐ Other

5. WELL CONSTRUCTION

Diameter of hole 22 inches Total depth 295 feet
Casing schedule: ☒ Steel ☐ Concrete

Thickness	Diameter	From	To
.250 inches	12-3/4" inches	1 feet	59 feet
.188 inches	"	59 feet	209 feet
.188 inches	"	229 feet	229 feet
.188 inches	"	239 feet	249 feet
.188 inches	"	259 feet	269 feet
.188 inches	"	279 feet	285 feet

Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☐ Yes ☒ No
How perforated? ☐ Factory ☐ Knife ☐ Torch
Size of perforation _____ inches by _____ inches

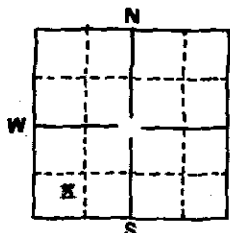
Number	From	To
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet

Well screen installed? ☒ Yes ☐ No
Manufacturer's name Johnson
Type Irrigator Model No. _____
Diameter 12 Slot size 50 Set from 209 feet to 219 feet
Diameter " Slot size " Set from 229 feet to 239 feet
Diameter " Slot size " Set from 249 feet to 259 feet
Diameter " Slot size " Set from 269 feet to 279 feet
Gravel packed? ☒ Yes ☐ No Size of gravel 1/4" max
Placed from 59 feet to 286 feet

Surface seal? ☒ Yes ☐ No To what depth 50 feet
Material used in seal ☒ Cement grout ☐ Pudding clay

6. LOCATION OF WELL

Sketch map location must agree with written location.



County Canyon
_____ 1/4 _____ 1/4 Sec. _____ T. _____ N/S, R. _____ E/W

7. WATER LEVEL

Static water level 95 feet below land surface
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Temperature _____ ° F. Quality _____
Artesian closed-in pressure _____ p.s.i.
Controlled by ☐ Valve ☐ Cap ☐ Plug

8. WELL TEST DATA

☐ Pump ☐ Bailer ☐ Other

Discharge G.P.M.	Draw Down	Hours Pumped

9. LITHOLOGIC LOG

Hole Diam.	Depth		Material	Water	
	From	To		Yes	No
22"	0	5	Soil		X
"	5	8	Sandy, hard		X
"	8	15	Sand		X
"	15	25	Gravel and boulders		X
"	25	36	Boulders		X
"	36	50	Boulders and gravel		X
"	50	61	Clay, grey		X
"	61	69	Sand, white, medium		X
"	69	75	Clay, yellow		X
"	75	86	Clay, yellow		X
"	86	91	Sand, fine	X	
"	91	115	Clay, yellow		X
"	115	120	Sand, fine	X	
"	120	122	Clay, yellow		X
"	122	128	Sand, fine	X	
"	128	135	Clay, yellow		X
"	135	156	Sand, medium to fine	X	
"	156	165	Clay, yellow		X
"	165	191	Sand, grey, medium to fine w/blue clay strips	X	
"	191	220	Sand, grey	X	
"	220	221	Sand, grey, medium to fine w/clay strips	X	
"	241	276	Clay, blue, sand strips		X
"	276	284	Sand, medium to coarse	X	
"	284	299	Clay, blue		X
"					
			Casing closed at bottom		

10.

Work started June 25, 1970 finished Aug. 26, 1970

11. DRILLER'S CERTIFICATION

This well was drilled under my supervision and this report is
true to the best of my knowledge.

Driller's or Firm's Name _____ Number _____
Address _____
Signed By _____ Date _____

USE ADDITIONAL SHEETS IF NECESSARY

January 17, 1952

RE: License No. 20878, E. M. Carter
21899, R. C. Fisher

Richard B. Eisman
Attorney at Law
Homedale, Idaho

SEE LETTER IN 20878

Dear Mr. Eisman:

We received your letter, dated January 13, in regard to water rights on certain portions of Section 35, Township 4 North, Range 4 West.

Water License No. 20878 was issued to E. M. Carter for 1.8 cubic feet per second, priority January 8, 1949, from a well in the N $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 35 to irrigate 90 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ N $\frac{1}{2}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 35.

Water License No. 21899 was issued to R. C. Fisher for 0.2 cubic foot per second, priority January 30, 1951, from a well in the N $\frac{1}{2}$ N $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 35 to irrigate the N $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 35.

Water rights from other sources were not checked.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Ralph W. Thomas
Deputy State Reclamation Engineer

RWT:mr

20878

✓
November 1, 1951

RE: Permit No. 20878

Mr. R. C. Fisher
Box 240
Nampa, Idaho

Dear Mr. Fisher:

We enclose license and certificate of water right issued under Permit No. 20878, confirming your right to 1.8 second feet of water from a well in the N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ Section 35, Township 4 North, Range 4 West, B.M., with priority of January 8, 1949, for irrigation and domestic use on the SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, and NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 35, Township 4 North, Range 4 West, B.M.

We also enclose departmental receipt No. 23860 for the \$6.00 fee paid in connection with these proofs.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

20878

✓
October 8, 1951

RE: Permit No. 20878

Mr. R. C. Fisher
Box 240
Nampa, Idaho

Dear Mr. Fisher:

The report of our field engineer on examination for beneficial use under Permit No. 20878, shows that you have irrigated 40 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ and 50 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ Township 4 North, Range 4 West, B.M.

Therefore, upon receipt of the statutory fee of \$6.00, a license will be issued for 1.8 second feet (or 90 inches) of water from your well in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said section.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

20878

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 20878

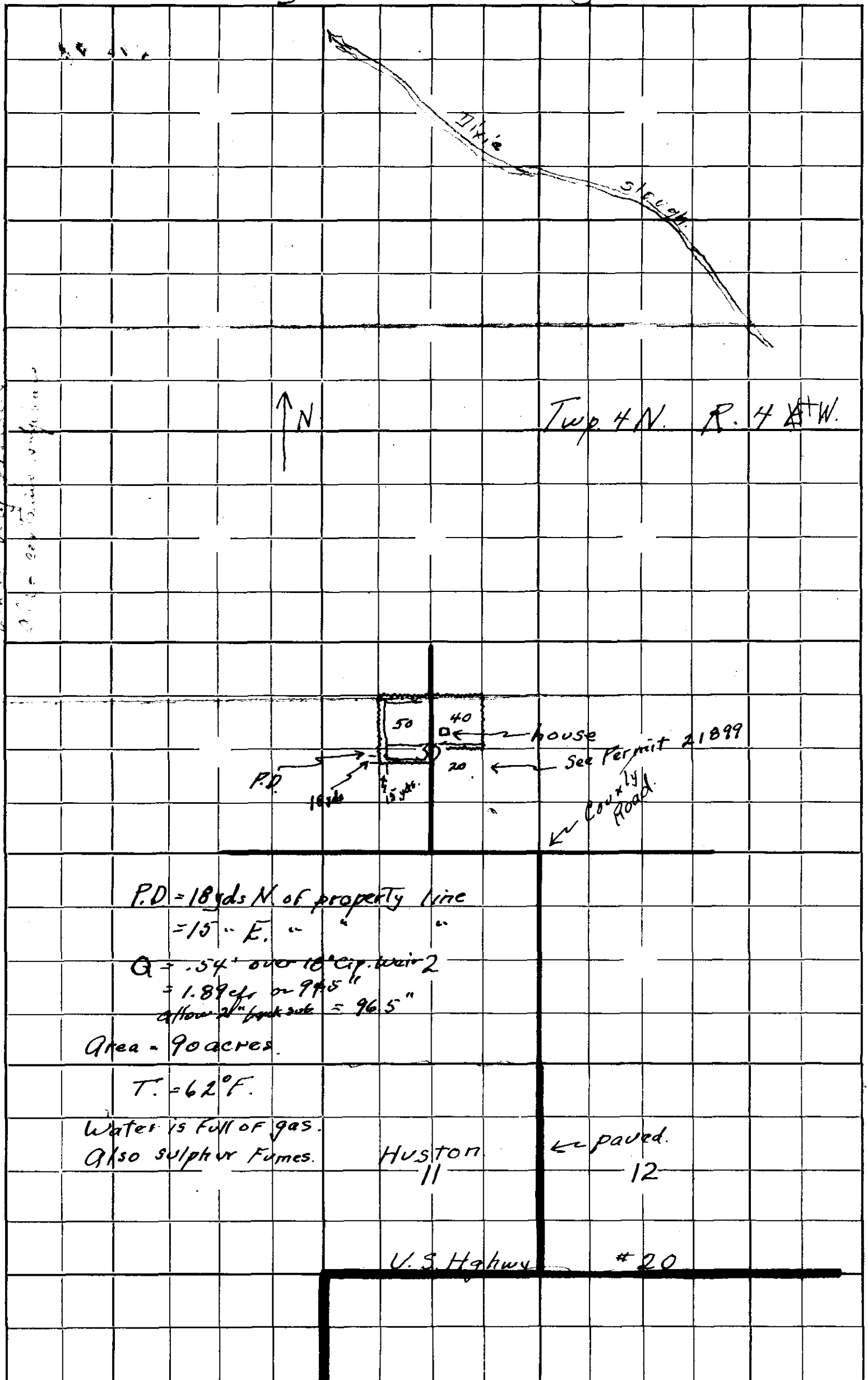
REPORT ON PROOF OF Beneficial use

13 cfs
max

app. 1.8 cfs

90 acres

3.40's



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

20878

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

See 21899

Permit No. 20878

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

1. Name of applicant E. M. Carter, Route 4, Caldwell, Idaho
2. Source of water supply: Subterranean flow from a well
3. Location of point of diversion: Is in the N $\frac{1}{2}$ N $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 35, of Section 35
T. 4 N. R. 4 W. County of Canyon
4. Describe works as they exist, giving dimensions and capacities of same: There is no pump house nor other protection at present. Pump and motor set on a concrete base 29 in. by 25 in. by 12 in. high. Well was dug originally $\frac{11}{16}$ ft. deep by 12 in. in diameter and cased 190 ft. with perforated casing. Depth now is 402 ft. by 12 in. in diameter. H. is 87 ft. Draws down to 113 ft. Pump sets down 160 ft. 3 stage 12 in. bowls, column size, 10 in. or 8 in. Pump is a Layne Bowler No. 15431. Motor is 40 h.p. U.S. 440 volts, 49 amps. 1800 r.p.m., 3 phase 60 cycle, No. 878616. There is Longerson switch panel, 2 other panels on a pole south of the pump, approximately 4 ft. distance. Delivery is to the West through an 8 in. pipe 6 ft. into wooden trough, 12 in. by 12 in. by 32 ft. long into a pump sump approximately 50 ft. North and South, by 30 ft. East and West. Depth approximately 1 foot.
5. Water is used for: Irrigation and domestic purposes.
6. State whether or not water has been turned into works of diversion: Yes

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

SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, and NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 35, Twp. 4 North, Range 4 West, B.M.

See map

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

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

Remarks: They have had difficulty in obtaining the desired flow from this well. It was drilled much deeper. Now he believes the bowl and impellers have been worn by sand until they are not delivering the amount of water possible. Water now has a strong sulphur odor and is carrying considerable gas.

This examination was made on the 5th day of October, 19 51.

(Signed)

E. H. Humphrey

Examiner.

20878

Wahs Power Meter

480V #20225341

1.9 x 20 = Kw demand

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.

E. M. Carter
Rt. 4, Caldwell, Idaho

Permit No. 20878

Examination for Beneficial use

County Canyon

4N - 35 - 4W

Q = 1.8 cfs.

Source = well

P.D. = $N\frac{1}{2}N\frac{1}{2}NE\frac{1}{4}SW\frac{1}{4}$ S. 35

Place is:

2 mi. N. of Huston

21899 - Frisken, R.E.
Box 240 Nampa.

213' deep x 12" and 190' down

Perf. cap. 113'

H. = 87' down to +2'

no pump house nor other part
Pump & Motor

Concrete 10' - 2' 12"

Pump is a Layne Bowler,

#15431 bowls down 160'

3 stage 12"

Injection pipe 170' down

10" column

into wooden trough 12"

into pond 50' x 20' (cut off)

440 V. - 49 amps. 1800 rpm.

3 ph. 60 cycles #878616

vertical

Main on switch

2 other panels on a

pole to south of pump

well is packed

T = 62°F

402' x 12" depth near Oct 5-57

July 14, 1950

Re: Permit No. 20878

Mr. E. M. Carter
Route 4
Caldwell, Idaho

Dear Mr. Carter:

We acknowledge receipt of 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. 20898.

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, the 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

20878

THE CALDWELL NEWS-TRIBUNE

Caldwell, Idaho,

1956

E. M. Baxter -

Notice for Publication

Proof Application of water

Published June 14-21-28-July 5

First Insertion - 42 lines @ 10	4 20
Three " " " " 5	6 30
	10 50

20878

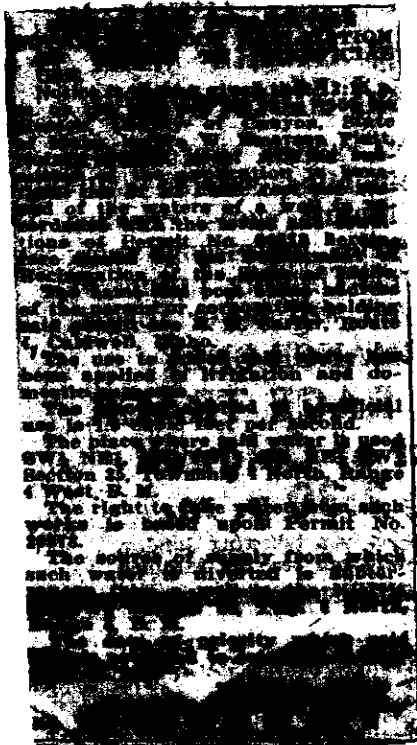
Affidavit of Publication

STATE OF IDAHO, }
County of Canyon } ss.

H. G. Bachrane

, 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



Wednesday issue of The Caldwell News-Tribune for four consecutive weeks beginning with the issue of June 14, 1950 and ending with the issue of July

5, 1950
H. G. Bachrane
Subscribed and sworn to before me this 5th day of July, 1950

Lillian B. Hinkel

Notary Public for Idaho
Residing at Caldwell, Idaho

20878

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUL 11 1950
Department of Reclamation

Permit No. 20878

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. C. M. Stalter Route 4 Caldwell Idaho
Farmer

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

Ans. no

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

Ans. Permit 20878 Application 28522 date of Priority Jan 8 1949

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

Ans. Subterranean flow from a well
is in the NE 1/4 NE 1/4 SW 1/4 Sec 35 Township 4 N, Range 4 W, B. M.

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. 1.8 sec. ft. private farm ditch

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. SW 1/4 NE 1/4 SE 1/4 T4 N R4 W B. M.
99 acre cultivated ditches, leveling,
clearing, seeding

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

Ans. none

20878

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

Ans. 1.8 sec. ft.

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. no

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

Ans. Nov 1, 1949, Well pump & ditches.
all has been used.

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

X (Sign) E. M. Carter

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was

subscribed and sworn to before me, at my office in Huston, County of Canyon,

State of Idaho, on this 10 day of July, A. D. 1950.

My commission expires Oct 28, 1950

20878

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 20878

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. Kenneth M Taylor, 25, Mampa Ida,
Student, Mampa Ida.

Ques. 2. Are you acquainted with C M Carter, the holder of Permit No. 20878? How long have you known him and where does he reside?

Ans. two years, R4 Caldwell Ida

Ques. 3. Have you read or heard read said Permit No. 20878, 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 flow from a well
in the N $\frac{1}{2}$ N $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 35, T4N R4W, Bm

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

Ans. 1.5 all

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. 90 Acre Cultivated ditch clearing
leveling, clearing meadow.

20878

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

Ans. no

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. 1.5 cu ft

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

Ans. no

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. June 20/1950, in person, two weeks

(Signed) Kenneth M. Taylor

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 Plano

County of Canyon, State of Idaho, on this 10 day of July, A. D. 19 50

My commission expires Oct 28/1950

W. Emerson Hall
Notary Public.

20878

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 20878

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. H. J. Haumann 69 farmer
R6 Caldwell Ida

Ques. 2. Are you acquainted with E. M. Carter, the holder of Permit No. 20878? How long have you known him and where does he reside?

Ans. yes. 2 years.

Ques. 3. Have you read or heard read said Permit No. 20878, 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. Settler's flow from a well
is on the NW 1/4 NW 1/4 NE 1/4 SW 1/4 Sec 35, T 4 N, R 4 W B M

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

Ans. 1.8 sec ft all

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. 90 Acres Cultivated ditch clearing
leveling & clearing seeding

20878

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

Ans. none

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. 1.4 cu ft.

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. Nov. 49, off & on since start.
witnessed application in person.

(Signed) X H. Y. Beaumont

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 person

County of Canyon, State of Idaho, on this 10 day of July,
A. D. 19 50

My commission expires

Oct 28 1950

W. Emerson Platt
Notary Public.

20878

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

Re: Permit No. 20878
E. M. Carter

BOISE, IDAHO, June 30, 1950

Mr. W. Emerson Platt
Notary Public
Houston, Idaho

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 20878.....

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 ~~July 10, 1950~~....., the date set for proof, the enclosed forms (one for permit holder and one each for two disinterested witnesses) should be filled out and sworn to, at ~~Houston, Idaho~~..... before ~~W. Emerson Platt, Notary Public,~~.....

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

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

Yours truly.

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

20878

June 14, 1950

Re: Permit No. 20878

Mr. E. M. Carter
Route 4
Caldwell, Idaho

Dear Mr. Carter:

We enclose Certificate of Completion of Works issued under your Permit No. 20878 for the diversion of 1.8 second feet of water from a well in the ~~N $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$~~ Section 35, Township 4 North, Range 4 West, B.M. for irrigation and domestic use on the SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ and NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 35, Township 4 North, Range 4 West, B.M.

We also enclose Departmental Receipt No. 22399 for the \$5.00 fee paid in connection with this Proof.

We have sent to the Caldwell News Tribune, copy of Notice of Beneficial Use Proof to be made under this Permit on July 10, 1950, at Houston, Idaho, before Mr. W. Emerson Platt, Notary Public, with instructions to publish it once a week for four consecutive weeks prior to that date and to send the Affidavit of Publication, together with statement of costs, to you.

We shall send Mr. Platt the necessary forms of deposition to be used in making this proof, consisting of one for yourself and one for each of two witnesses, and at the time set, you should appear before the Notary Public, 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.

20 P 78

NATIONAL REPRESENTATIVE
WEST-HOLLIDAY CO. INC.

CANYON COUNTY'S OLDEST NEWSPAPER
PUBLISHED IN CALDWELL COUNTY SEAT OF CANYON COUN.

ASSOCIATED PRESS
FULL LEASED WIRE NEWS SERVICE

THE CALDWELL NEWS-TRIBUNE

J. T. LaFOND, Manager

CALDWELL, IDAHO
June 12, 1950

RECEIVED
JUN 13 1950
Department of Reclamation

State of Idaho
Department of Reclamation
Boise, Idaho

Gentlemen:

We acknowledge receipt of your proof of publication, permit No. 20878, which we have scheduled to run June 14, 21, 28, July 5.

Very truly yours,

THE CALDWELL NEWS-TRIBUNE

By H. G. Cochrane

HGC:wk

20878

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Re: Permit No. 20878

Date: June 10, 1950

Caldwell News-Tribune

Caldwell, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **July 10, 1950**, the date set for proof, the expense of the publication to be paid by the applicant, **E. M. Carter** of **Route 4, 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

20878

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

Notice is hereby given that at 12:15 P. M. on the 10th day of July, 19 50,
at Houston, Idaho, County of Canyon, State of Idaho, before
W. Emerson Platt, Notary Public,, proof will be submitted of the
application to beneficial use of 1.8 cubic feet per second of the waters of a well
in accordance with the terms and conditions of Permit No. 20878
heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are.....
E. M. Carter, Route 4, Caldwell, Idaho

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

The amount applied to beneficial use is 1.8 cubic feet per second.

The place where said water is used (~~if for irrigation, give full and accurate description of the~~
~~lands irrigated~~ SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ and NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 35, Township 4 North, Range 4
West, B. M.

~~The name of the canal or ditch or other works by which said water is conducted to such place of~~
~~use~~

The right to take water from such works is based upon Permit No. 20878

The source of supply from which such water is diverted is Subterranean from a well
in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 35, Twp. 4 North, Range 4 W., B.M.

The date of priority which said user is prepared to establish is January 8, 1949

MARK R. KULP
State Reclamation Engineer.

20878 P

June 8 50

Dept of Reclamation

Barre Ida,

Dear Mrs. Anderson:

Proof of water set for 12:15 P.M.
July 10 - at Houston P.O.

E. M. Carter

JUN 9 1950
Department of Reclamation

20878

Permit No. 20878

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Ada

ss.

E. M. Carter, being first duly sworn, upon his oath deposes and says:

First: That he is the holder and owner of Permit to appropriate the Public Waters of the State of Idaho, No. 20878, and that his postoffice address is Rt. 4, 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 N $\frac{1}{2}$ N $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ 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 January 14, 1952

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

Sixth: That on the date above mentioned, the works constructed under said permit were (~~approximately~~) fully completed and consisted of the following:I. Kind of works: Well, pump, ditches.
(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work:

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

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir acre feet.

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

(d) Conduit Ditch width at bottom 2 feet, width at water line 4 feet, depth of water 1 $\frac{1}{2}$ feet; diameter of pipe inches, average grade per mile is feet. Length of conduit is 3 $\frac{1}{4}$ miles.

Seventh: That said works are capable of conducting to the place of intended use 1.8 second feet of water.

Eighth: That water appropriated under said permit is available for 20 acres of land described as follows:

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

Ninth: Remarks: That Total depth of well, 210 feet. 190 ft. of 12" casing. Lane-Bowler turbine pump, 30 H. P. 8" column at 120 ft. setting.

E. M. Carter

(Sign Here)

Subscribed and sworn to before me this 7th day of May, 1952

My commission expires Feb. 16, 1953

William W. Latta
Notary Public.

20878

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) June 7, 1950

(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 News-Tribune of Caldwell, Idaho published in
the county in which the works are situated.

E. M. Carter

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well-known and competent engineer.)

I hereby certify that the facts set forth in the attached notice are true.

Engineer.

20878

✓
March 2, 1949

Re: Permit No. 20878

Mr. E. M. Carter
Route 4
Caldwell, Idaho

Dear Mr. Carter:

We enclose your Application for Amendment to point of diversion in your Permit No. 20878 which has been approved by the State Reclamation Engineer and duly recorded.

This should be attached to your original Permit, of which it now forms a part.

Very truly yours,

MARK H. KULP
State Reclamation Engineer
By

Chief Clerk

A:oh

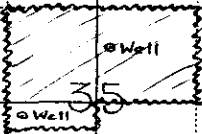
20878

Delivered to Mr. Carter personally Jan. 20, 1949

20878

T. 4 N. - R. 4 W.

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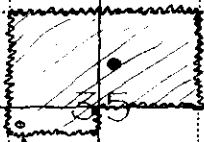
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Amended Map for Permit No. 30878

NOTE: Points of Diversion - 2 Wells

T. 4N. ~ R. 4W.

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Point of Diversion - Well

Permit Map No. 20878
Approved
JAN 14 1939
W. R. KULP
State Sanitation Engineer