

Sparting Meter
 5 Rev 4 min 18 Sec

$$\frac{60}{240} = \frac{1}{4}$$

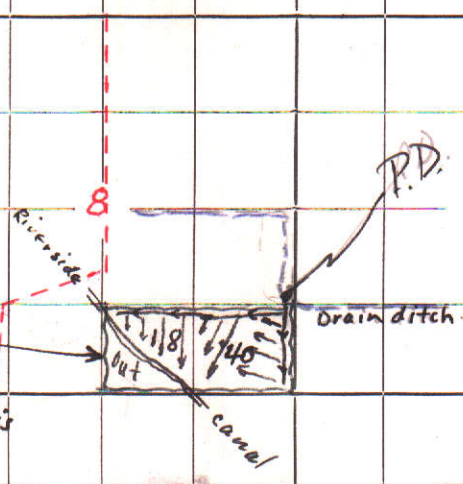
$$\frac{258}{18} = 14.33$$

$$14.33 \times 17.99 = 257.7$$

R-4W.

T.
 A.
 N.

This ground is approximately
 100' higher elevation and
 entirely separate from this
 permit.



17

16

170 CALDWELL & NAMPA
 21

Subdivision

2

Area

58 acres

(Allow)

9

1.02 cfs or 51 inches

RECEIVED
JAN 18 1961
Department of Reclamation

AFFIDAVIT OF PUBLICATION

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

Hazel Davis,
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 principal 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

four 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:

December 17, 24, 31, 1960 & January 7, 1961

Hazel Davis

Subscribed and sworn to before me this 7th

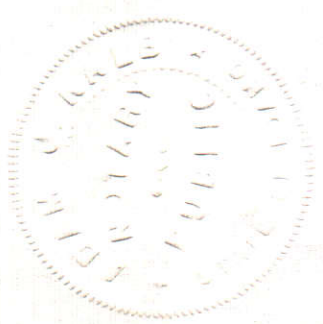
day of January, 19 61

Edwin Sker

Notary Public, Residing at _____, Idaho.

MY COMMISSION EXPIRES JUNE 23, 1963

Notice for Publication
NOTICE OF PROOF OF APPLI-
CATION OF WATER TO BENE-
FICIAL USE
Notice is hereby given that at 11:00 a.m. on the 9th day of January, 1961, at Wilder, County of Canyon, State of Idaho, before Erwin J. Cloud, Bank of Idaho, proof will be submitted of the application to beneficial use of 1.02 cubic feet per second of the waters of South Drain-Drainage District No. 6 Canyon County in accordance with the terms and conditions of Permit No. 19976 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: C. D. and Lola E. Stearns, Rt. No. 2, Caldwell, Idaho.
The use to which said water has been applied is irrigation.
The amount applied to beneficial use is 1.02 cubic feet per second.
The place where said water is used, give full and accurate legal description: S $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 8, T4N, R4W BM.
The right to take water from such works is based upon Permit No. 19976.
The source of supply from which such water is diverted is South Drain.
Point of Diversion (legal description) NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 8, T4N, R4W BM.
The date of priority which said user is prepared to establish is March 30, 1956.
GEO. N. CARTER
State Reclamation
Engineer
Dec. 17, 24, 31, 1960 & Jan. 7, 1961.



19976

TOWNSHIP - 4 NORTH
RANGE - 4 WEST

7

8

9



Permit Map No. 19976
As Approved
Dec 19, 1946
MARK H. KULP
Reclamation Engineer

State of Idaho

License and Certificate of Water Right

Water License No. 19976

Amount 1.02 c.f.s.

Water District No.

Priority March 30, 1956

THIS IS TO CERTIFY that C. E. RHODAS - Assignee - C. D. & LOLA E. STEARNS of Caldwell, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated September 10, 1946; that Permit No. 19976 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 1.02 second feet, was issued thereunder on December 8, 1960, showing that said works were completed on the 3rd day of December, 1960; and that on the 9th day of January, 1961, C. D. & LOLA E. STEARNS

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 South Drain, a tributary of Drainage Dist. #6, for the purpose of irrigation, under Use Permit No. 19976 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 11 of Licenses at page 7083, on the 25 day of May, 1961;

The right hereby confirmed dates from March 30, 1956;

The Point of Diversion is located

in the NE 1/4 SE 1/4, Sec. 8, 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 1.02 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.	8	SE 1/4 SE 1/4	40	40
			SW 1/4 SE 1/4	40	18
			Total number of acres to be irrigated:		58

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

25 day of May, 1961.

GEO. N. CARTER

State Reclamation Engineer.

(SEAL)

63 2551

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

Application No. 27482
Permit No. 19976
District No.

63-2651

1. Name of Applicant: C. ^E RHOADS

Postoffice address: Route 2, Caldwell

County: Canyon

State: Idaho

I. If applicant is a corporation, give:

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

II. The financial resources of the applicant are:

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

(a) Cash on hand:

(c) Bonds to be issued:

*Assigned to C. De Lila Co.
Hessner
Rt #2 -
Caldwell
Idaho*

2. Quantity of water claimed: 51 inches or 1.02 cubic feet per second.

No. 6, Canyon County

3. Source of water supply: South Drain-Drainage District/ which is a tributary of

4. Location of point of diversion: 25 feet distant from the Northeast
of SE $\frac{1}{4}$ SE $\frac{1}{4}$
corner of Section 8, T. 4 N., R. 4 W., B.M., and is in the NE $\frac{1}{4}$ SE $\frac{1}{4}$
of Section 8, T. 4 N., R. 4 W., B.M., County of Canyon

5. Water is to be used for Irrigation

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

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

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

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

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

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

7. Estimated cost of works: \$3,000.00

8. Kind of works: 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 3 feet; depth of water 14 inches feet;

dimensions of flume:

Diameter of pipe inches; length of conduit 3/4 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 Two (2) additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

14-A. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: Water right in Wilder Irrigation District for 7.86 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ of this section

15. (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 waters of the State of Idaho as herein set forth.

C. E. RHOADS. *Applicant.*

By

Agent.

Date of first receipt at Department of Reclamation: 10:00 A. M. September 10, 1946

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 19976

Recorded in Book 72 Page 19976 Approved December 19, 1946

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before February 19, 1947 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before June 19, 1948

The whole of said work to be completed on or before December 19, 1949

Beneficial use of water appropriated in accordance herewith, to be made on or before June 19, 1951

Witness my hand this 19th day of December, 1946

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ARNOLD WILLIAMS, Governor of the State of Idaho,
and IRA H. MASTERS, 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 19th
day of December, 1946.
STATE OF IDAHO

Countersigned:

(SEAL)

By IRA H. MASTERS

Secretary of State.

By ARNOLD WILLIAMS

Governor.

Remarks:

14.

Twp.	Range	Sec.	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				Totals
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	
4 N.	4 W.	8													40 40				80
(Copy of letter filed with this application)																			
Mr. C. H. Rhoads met with the Drainage District today and requested permission to appropriate 51 inches of water from the South Drain.																			
We, the undersigned, hereby grant permission for Mr. Rhoads to appropriate this water, but do not guarantee any delivery of the water or any special amount of water, but do grant him the privilege of installing a pump for the use of the water,																			
December 3, 1946																			

ASSIGNMENT

For value received, I hereby assign all of my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No 19976 to C. D. STEARNS and LOLA E. STEARNS, husband and wife, Route #2, Caldwell, Idaho.

s/ C. E. RHOADS
Permit Holder

s/ Mildred Esther Rhoads
Wife of Permit Holder

State of Oregon)
County of Jefferson)

On this 3rd day of December, 1960, before me, a Notary Public for the State of Oregon, residing at Madras, Oregon, personally appeared C. E. RHOADS and MILDRED ESTHER RHOADS, his wife, known to me to be the person whose name is subscribed to the within instrument, and duly acknowledged to me that they executed the same.

s/ SUMNER RODRIGUES
Notary Public, Residing at
Madras, Oregon

My commission expires 4/9/62

Permit No. 19976

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that C. E. RHOADS - Assignee - C. D. and LOLA E. STEARNS of Caldwell, County of Canyon, and State of Idaho, the holders of Permit No. 19976, issued upon Application No. 27482 bearing date of priority of September 10, 1946, authorizing the diversion of 1.02 second feet of waters of South Drain, Drainage District No. 6 County of Canyon, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 1.02 second feet of the waters of the South Drain, Drainage District No. 6 that the point of diversion of said waters NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 8, T. 4 N., R. 4 W., B.M. and that the lands proposed to be irrigated by the use of said water are described as follows; to-wit: 51 acres in S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 8, T. 4 N., R. 4 W., B.M.

Witness my hand this 8 day of December, A.D. 1960.

/s/ RALPH W. THOMAS
Deputy State Reclamation Engineer

Proof of Completion of Works Made: December 3, 1960
Certificate of Completion of Works Issued: December 8, 1960

LICENSE ISSUED FOR 1.02 SEC. 8.
Page 7083

WATER RIGHT NUMBER 63-2651

OWNER LAST NAME - RHCADS
OWNER LAST NAME - STEARNS
OWNER LAST NAME - STEARNSFIRST NAME - C. E.
FIRST NAME - C. D.
FIRST NAME - LOLA E.ORIG OWNER - D
ORIG OWNER -
ORIG OWNER -

ADDRESS LINE 1 - RT. 2

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - CALDWELL

OK W.

STATE - ID ZIP CODE - 83605

SOURCE - SOUTH DRAIN

TRIBUTARY OF - DRAINAGE DIST. NO. 6

STAGE - LICENSE

STATUS -

PRIORITY - 03-30-1956 COUNTY - CANYON

TCTAL DIV. RATE - 1.0200 -CFS

TOTAL DIV. VOLUME -

.00 AFA TRFR/AMEND -

WATER DIST. - 63 DLE/CAREY ACT - RIGHT BASIS -

DIVERSION POINT - NESE 08 04N 04W LOT REDIV -

272.0 312.0 8.0 6.5 0.0 0.0 0.0 0.0 0.0 0.0 0.9

FROM - TO -

USE - IRRIGATION

USE DIV. RATE -

1.0200 CFS USE DIV. VOLUME - .00 AFA

USE - IRRIGATION

PLACE OF USE - TWN 04N RNG 04W SEC 08 TRACT SWSE LOT AC 18 TRACT SESE LOT AC 40

DECREE NAME -

DATE -

TOTAL ACRES 58

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 19976

PROOF MADE -

FLD EXAM -

COND. OF APPROVAL -

DIVERSION MEANS -

VERIFIED JDC

WATER RIGHT NUMBER 63-2651

WATER RIGHTS EDIT REPORT

08/23/79

PAGE 141

ACT
ION

N OWNER LAST NAME - RHOADS
N OWNER LAST NAME - STEARNS
N OWNER LAST NAME - STEARNS

FIRST NAME - C. E.
FIRST NAME - C. D.
FIRST NAME - LOLA E.

ORIG OWNER - O

N SOURCE - SOUTH DRAIN
N STAGE - LICENSE

CITY - CALDWELL STATE - ID
TRIBUTARY OF - DRAINAGE DIST. NO. 6
PRIORITY - 03-30-1956 COUNTY - CANYON
WATER DIST. - 63

TOTAL DIV. RATE - 1.0200CFS

N DIVERSION POINT - NESE 08 04N 04W

USE - IRRIGATION

USE DIV. RATE - 1.0200CFS

N USE - IRRIGATION

PLACE OF USE - TWN 04N RNG 04W SEC 08 TRACT SWSE

AC 18 TRACT SESE AC 40
OLD NO. - 19976

IDENT. NO. 63 2651

WATER RIGHT
DATA ENTRY LOG

[illegible]

- DATA ENTRY -

Record

Present Owner: C.D. & Lola E. Stearns

2. Address:

5. A. Stage (A,P,L,D,S,J): 2

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

C. Priority Date: 3.30.1956

D. County: 27

E. Total Diversion Rate: 1.02

F. Total Diversion Volume:

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

H. Water District: 63

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

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

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

from _____ to _____ for R purposes. Amount 1.02
(cfs or AC-FT/yr)

from _____ to _____ for _____ purposes. Amount _____

from	to	for	purposes.	Amount

from	to	for	purposes.	Amount

from _____ to _____ for _____ purposes. Amount _____

from to for purposes. Amount

from _____ to _____ for _____ purposes. Amount _____

8-2079.

[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: 19976

F. Proof Made (P or blank):

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

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):

May 25, 1961

Re: Permit No. 19976
C. D. & Lola E. Stearns

Mr. C. D. Stearns
Route 12
Caldwell, Idaho

Dear Mr. Stearns:

We enclose License and Certificate of Water Right
issued on Permit No. 19976.

Also enclosed is departmental receipt No. 30588
in the amount of \$4.00 covering fees.

Very truly yours,

GEO. W. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Hule
Chief Clerk

EPR:ew

19976

RT

1-INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Deliver *ONLY* to
addressee

☐ Show address where
delivered

(Additional charges required for these services)

RETURN RECEIPT

Received the numbered article described on other side.

SIGNATURE OR NAME OF ADDRESSEE *(must always be filled in)*

Gladys H. Rhoades

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

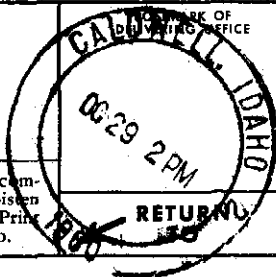
DATE DELIVERED

ADDRESS WHERE DELIVERED *(only if requested in item #1)*

**POST OFFICE DEPARTMENT
OFFICIAL BUSINESS**

**PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE, \$300**

19976



INSTRUCTIONS: Fill in items below and complete #1 on other side, when applicable. Moisten gummed ends and attach to back of article. Print on front of article RETURN RECEIPT REQUESTED.

REGISTERED NO.

NAME OF SENDER

Department of Reclamation

CERTIFIED NO.

STREET AND NO. OR P. O. BOX

Room 107, State House

INSURED NO.

CITY, ZONE AND STATE

Boise, Idaho

C55-16-71548-4

19976

POD Form 3811 Jan. 1958

May 5, 1961

Re: Permit No. 19976

Mr. & Mrs. C. D. Stearns
Route #2
Caldwell, Idaho

Dear Mr. & Mrs. Stearns:

Our field engineer's report on his inspection of the application of water to beneficial use under the terms of Permit No. 19976 shows the South Drain is capable of conveying 51 miner's inches, or 1.02 c.f.s. of water for the irrigation of 58 acres.

Upon receipt of the statutory fee of \$ 4.00 -based at the rate of \$2.00 for each 40-acre subdivision - we will issue the License and Certificate of Water Right, confirming the right with priority of March 30, 1956 to the use of 1.02 second feet of surface water with the point of diversion in NE 1/4, Sec. 8, for the irrigation of S 1/4, Section 8, Twp. 4 N., Rge. 4 W., S. N.

Very truly yours,

GEO. W. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

19976

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 19976

This proof is for Beneficial Use

In Water District No.

1. Name of applicant C. D. & Lola E. Stearns

2. Source of water supply: South Drain-Drainage District No. 6, Canyon County

3. Location of point of diversion: Is in the NE 1/4 Sec. 8 of Section 8

T. 4 N R. 4 W B M County of Canyon

4. Describe works as they exist, giving dimensions and capacities of same: Delco Motor 7 1/2 HP 220V, Model 8885, Ser # E-56, 5" pulley 3 V Belts. Parma Water Lifter (nonnumber) 12" Pulley (Owner states pump sig is #2) 4" disch. to South to 6" smooth galvanized pipe on a 45° angle and elevated 10' to a 12" x 30' Arma culvert then to open ditch South + West. GE Control w/ Murray safety switch 20' South on pole - no shelter. Pump mounted on a 5' x 9' wood platform on pole supports in stream. 3' above water. 4' x 4' x 3' wood shelter over motor only Aluminum roof.

5. Water is used for: irrigation

6. State whether or not water has been turned into works of diversion: yes.

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

S 1/4 Sec. 8., Twp. 4 N., Rge. 4 W. B. M.

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

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

Remarks: Mr. Stearns along.

Mr Stearns claims he has permission to use this water from Drainage Dist

Measured by Sparling Meter 5 Rev + 4 min - 18 sec.

This examination was made on the 26th day of April, 1961

(Signed)

Lynn Johnson

Examiner.

19976

Mr. and Mrs. C. D. Stearns
Rt. #2, Caldwell, Idaho

Permit No. 19976

Examination for Beneficial Use

County Canyon

Sec. 8 T. 4 N R. 4 W

Quantity: 1.02 a.s.

Source: So. Drain - Drainage Dist #6

P.D.: NESE, Sec. 8, T. 4 N. - R. 4 W.

Use: Irrigation

Filed: Sept. 10, 1946

Due: June 19, 1951

Extension: Delayed crop

Completion of Works: 12-8-60

Other Rights: Right for 7.86 acres in
SW. SE., above location, in
Wilder Irrig. Dist.

Delco Motor 7 1/2 HP 720 V
Model 8885 Gen. # E-56
3 V Belts 5" pulley

Panama Water Lifter
Size 12" pulley

Pump mounted on 5' x 9' platform
3' above water
Set in stream 4" dia 7.6" pipe
Elevated 10' on 45° angle
into 12" PANAMA conduit then
into open ditch south-
west. 4' x 4' x 3' shelter
over Motor. Aluminum roof

GE Control Box w/ Harvage Switch
Switch 20' so on pole no protection

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
MAY 3 1961

Department of Reclamation

Spokane, MT

S. 40. 4 min. 18. Sec.

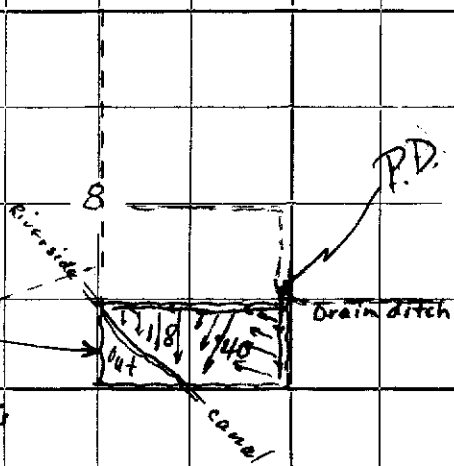
68
70
72

152157 124 1051 113 = 1.923

R-4W.

T.
4
N.

This ground is approximately
100' higher elevation and
intensity separate from this
permit.



58 acres

17

16

176 CALDWELL & NAMPA
21

Subdivision

2

Area

58 acres

(Allow)

9

1.02 cfs or 51 inches

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 19976

REPORT ON PROOF OF Beneficial Use

Mr. and Mrs. C. D. Stearns, Rt. #2, Caldwell

January 20, 1961

Re: Permit No. 19976

Mr. C. D & Lola E. Stearns
Route #2
Caldwell, Idaho

Dear Mr. and Mrs. Stearns:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the News Tribune, all submitted in proof of beneficial use on Permit No. 19976.

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

We cannot tell just when this examination will be made, but our field engineer will try and contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR

19976

Caldwell Ida R.R.
Jan 17th 1961

Mrs Edna P Rule
Boise Ida

Dear Mrs Rule kindly find enclosed
notarised depositions of Completion
of Work also affidavit from
News-Tribune of publication
of four issues of notice.
If there is any details we
have omitted kindly advise
that we can make such
corrections

Very truly yours
C.D. Stearns

RECEIVED
JAN 18 1961
Department of Reclamation

19976

RECEIVED
JAN 10 1961
Department of Agriculture

AFFIDAVIT OF PUBLICATION

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

Hazel Davis
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 principal 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

four 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:

December 17, 24, 31, 1960 & January 7, 1961

Hazel Davis

Subscribed and sworn to before me this 7th

day of January, 1961

Clarence Sker
Notary Public, Residing at _____, Idaho.

Notice for Publication
NOTICE OF PROOF OF APPLI-
CATION OF WATER TO BENE-
FICIAL USE
Notice is hereby given that at
11:00 a.m. on the 9th day of Jan-
uary, 1961, at Wilder, County of
Canyon, State of Idaho, before
Erwin J. Cloud, Bank of Idaho,
proof will be submitted of the ap-
plication to beneficial use of 1.62
cubic feet per second of the waters
of South Drain-Drainage District
No. 6 Canyon County in accordance
with the terms and conditions of
Permit No. 19976, heretofore issu-
ed by the Department of Reclaa-
mation of the State of Idaho.
The name and postoffice address
of the person or corporation hold-
ing said permit are: C. D. and Lola
E. Stearns, Rt. No. 2, Caldwell,
Idaho.
The use to which said water has
been applied is irrigation.
The amount applied to beneficial
use is 1.62 cubic feet per second.
The place where said water is
used, give full and accurate legal
description: SE 1/4 Sec. 8, T1N,
R4W, BM.
The right to take water from
such works is based upon Permit
No. 19976.
The source of supply from which
such water is diverted is South
Drain.
Point of Diversion (legal des-
cription) NE 1/4 Sec. 8, T1N,
R4W, BM.
The date of priority which said
user is prepared to establish is
March 20, 1958.
GEO. N. CARTER
State Reclamation
Engineer
Dec. 17, 24, 31, 1960 & Jan. 7, 1961.

19976

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JAN 18 1961
Department of Reclamation

Permit No. _____

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans.

C. D. STEARNS and Lora E. STEARNS (husband and wife)
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.

X X X

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

Ans.

Permit # 19976 Sept 10th 1946

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

Ans.

NE 1/4 SE 1/4 Sec 8 T. 4 N., R. 4 W., B.M. South
DRAIN DRAINAGE DIST. No. 6

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined. If sprinkler irrigation, give number and size of nozzles and operating pressure.

Ans.

Farmer Water-Lifter; 7 1/2 H.P. Electric
Motor; 4 inch discharge on pump, Capable
of conveying 1.02 Second acre feet
water to place of intended use.

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

Ans.

Irrigation 51 acres in S 1/2 S.E. 1/4
Sec. 8 T. 4 N., R. 4 W., B.M. Cultivated; and
pasture Levelled cross-fenced; 1
delivery and waste ditches

Ques. 6-a If this is a ground water permit, give name and address of person that drilled the well.

Ans.

X X X

19976

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

Ans. NO

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

Ans. Does not apply

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. Purchased Place

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

Ans. 1 acre ft and 2/100 used for irrigation purposes

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. Pump will pull approx 2 acre ft. Water used for irrigation purposes only on the land indicated.

(Sign)

C. H. Stearns

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 Wilder, County of Canyon,

State of Idaho, on this 9th day of January, A. D. 1961

Ernest B. Clausen

My commission expires 12/15/62

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 19976

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. W. R. Thomas, Route 2 Caldwell, Idaho, Occupation Farmer

Age 58

Ques. 2. Are you acquainted with C. D. & Lola E. Stearns, the holder of Permit No. 19976? How long have you known him and where does he reside?

Ans. Route 2 Caldwell, Idaho. Have known C. D. Stearns Approx 8 years.

Ques. 3. Have you read or heard read said Permit No. 19976, 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. South Drain, Drainage No. 6, Pump, located on NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 8 TWP 4N R4 WBM.
to water 51 acres in S $\frac{1}{2}$ SE $\frac{1}{4}$ Sec 8 TWP 4N R4 WBM.

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. Pump will actually pull 2 acre ft.

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 used for crop and pasture land. 51 acres in S $\frac{1}{2}$ SE $\frac{1}{4}$ Sec 8 TWP 4N R4 WBM.

19976

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

Ans. does not apply

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 acre ft of continuous flow during irrigation season would be required to irrigate land. Land good for pasture but can be used for crop also.

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. This land has been irrigated for approx 14 years.

(Signed)

W. R. Thomas

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 Wilder,

County of Canyon, State of Idaho, on this 9th day of January,

A. D. 1961

Ernest L. Cloud

Notary Public.

My commission expires 12/15/62

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JAN 1 1981
Department of Reclamation

PERMIT NO. 19976

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. Joseph Neary, age 54, Address Route 6, Caldwell, Idaho, Occupation Farmer

Ques. 2. Are you acquainted with C. D. Stearns and Lola E. Stearns, the holder of Permit No. 19976? How long have you known him and where does he reside?

Ans. Route 2 Caldwell, Idaho. Have known C. D. Stearns approx 8 years.

Ques. 3. Have you read or heard read said Permit No. 19976, 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. South drain, Drainage No. 6. Pump located on NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 8 TWP 4N R4 WBM.
To water 51 acres in S $\frac{1}{2}$ SE $\frac{1}{4}$ Sec 8 TWP 4N R4 WBM.

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. Pump will actually pull 2 acre ft.

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 used for crop and pasture land. 51 acres in S $\frac{1}{2}$ SE $\frac{1}{4}$ Sec 8 TWP 4N R4 WBM.

19976

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

Ans. Does not apply

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 acre ft of continious flow during irrigation season would be required to irrigate land. Land good for pasture but can be used for crop also.

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. This land has been irrigated for approx 14 years.

(Signed)

Joseph P. Neary

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 Wilder,

County of Canyon, State of Idaho, on this 9th day of January,

A. D. 1961

Erwin P. Leonard

Notary Public.

My commission expires 12/15/62

December 19, 1960

Re: Permit No. 19976
C. D. & Lola E. Stearns

Caldwell News Tribune
Caldwell, Idaho

Gentlemen:

On December 9, 1960 we send you a Notice for Publication on the above numbered permit in the name of C. D. & Lola E. Stearns. To date we have not received a copy or tear sheet for proofing purposes.

Please mail a tear sheet to this office as soon as possible for our use.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

H. PETRI
Water Rights Clerk

HP:ew

19976

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

Dec. 9, 1960

Re: Permit No. 19976

C. D. & Lola E. Stearns
Rt. #2,
Caldwell, Idaho.

Dear Mr. & Mrs. Stearns:

This acknowledges the Notice of Proof of ~~Completion of Works and~~ Application of Water to Beneficial Use under Permit No. 19976. The proofs are to be made at 11:00 o'clock A. M., on the 9th day of January, 1961 ~~xxxxxxx~~ before Erwin J. Cloud, Bank of Idaho, Wilder, Idaho, Notary Public.

As of this date we have mailed the Notice to the Caldwell-News Tribune with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof and then mail the affidavit of publication and statement of costs to you.

It is important that the enclosed depositions be executed by you and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the place, on the date, and at the time and before the Notary, as advertised. It is very important and necessary that each question be answered in detail.

In returning the depositions to this office, be sure that all copies have been signed, the Notary's seal has been placed on each and that all depositions, (holder and two witnesses) are being returned. Also be sure to enclose the Affidavit of Publication.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. ~~xxxxxxx~~ ^{Rule}
Chief Clerk

Encl.
EPR: ~~mk~~
cc: Notary

19976

December 9, 1960

Re: Permit No. 19976

Mr. C.D. Stearns
Route #2
Caldwell, Idaho

Dear Mr. Stearns:

We enclose the assignment of the above numbered permit from C. E. Rhoads to you and your wife, Lola E. Stearns, and the Certificate of Completion of Works.

Enclosed also is departmental receipt No. 30372 in the amount of \$5.50 covering fees.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. assignment
certificate
receipt

19976
25

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

Re: Permit No. 19976
C. D. & Lola E. Stearns

Date: Dec. 9, 1960

Caldwell-New Tribune
Caldwell, Idaho

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to **January 9, 1961** the date set for proof; the expense of the publication is to be paid by the applicant

C. D. & Lola E. Stearns of **Rt. #2, Caldwell, Idaho**
to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice and furnish this office with a copy or tear sheet of the first publication.**

Very truly yours,


GEO. N. CARTER
State Reclamation Engineer

** If the first copy is not received in this office for checking purposes and errors appear in subsequent issues, it is possible that re-publication of corrected copy will be at your own expense

Encl.

19976

PERMIT No. 19976

Proof of Completion of Works

DEPOSITION OF HOLDER

In compliance with Sec. 5594, Compiled Statutes of Idaho.

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

Ans. C. E. Rhoads - Culver, Oregon - Farmer - Culver, Oregon.

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business, your position with reference to same, and your authority for appearing in its behalf.

Ans. None.

Ques. 3. State number and date of permit, amount of water you are authorized to divert, source, and point of diversion.

Ans. SOUTH DRAIN - DRAINAGE DIST 6
NE SE Sec 8, T 4 N - R 4 W B.M.

Ques. 4. State purpose for which water is to be used, and, if for irrigation, state the number of acres and give description of the land you have reclaimed or intend to reclaim.

Ans. For Irrigation 51 A in S 1/2 SE 1/4 R 4 E
T 4 N, R 4 E 4 W B.M.

Ques. 5. State whether or not the water has been turned into your works of diversion, and, if so, when and to what extent.

Ans. Yes. The P.M.P. was installed. The same place the permit was made.

Ques. 6. State whether or not the works of diversion are fully completed, if so on what date, and whether or not they comply in all respects with terms of the permit.

Ans. Yes.

Ques. 7. If the works of diversion do not comply with all the terms of your permit, state fully those particulars in which there is any variance.

Ans. All work was done within the year of said Permit.

Ques. 8. Give description of works and state dimensions and capacity of each part as they existed on _____, 19____, and give cost of same.

Ans. All material cost of pump was \$250.00 and ditch on land. Ditch was \$16.00.

(Sign here.) C. E. Rhoads

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 Madras _____, County of Jefferson _____, State of ~~Idaho~~ Oregon, on this 3rd day of December _____ A. D. 1960.

My Commission expires 4/9/62 _____ Notary Public.

19976

RT.

The Depositions of Witnesses, in this form, taken separately, required in each case.

PERMIT No. 19976

Proof of Completion of Works

DEPOSITION OF WITNESS

In compliance with Sec. 5594, Compiled Statutes of Idaho.

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

Ans. W. R. Thomas, Route 2 Caldwell, Idaho

Ques. 2. Are you acquainted with C. E. Rhoads, the

holder of Permit No. 19976 authorizing the diversion of 1.02 second-feet of the waters of South Drain - Drainage Dist 6, at for irrigation purposes? How long have you known him, and where does he reside?

Ans. excess of 20 years. Now resides at Culver, Oregon

Ques. 3. Have you read or heard read said Permit No. 19976, and are you familiar with its terms and conditions?

Ans. yes

Ques. 4. (If for irrigation purposes). Are you acquainted with the land proposed to be irrigated under said permit? If so, describe same, state its character, and give your estimate of the amount of water required for its profitable cultivation.

Ans. To irrigate 51 Acres SE 1/4 Sec 8 Twp 4 N., R 4 E W B M. At least 5 inches

Ques. 5. Are the works of diversion fully completed and of sufficient capacity to convey the entire amount of water set out in the permit from point of diversion to place of use? If so, when were they so completed?

Ans. Yes The same year the permit was granted

Ques. 6. Describe the works of diversion as they existed on the date stated in answer to Question 5, and give your estimate of their capacity on that date.

Ans. land leveling and the installing of a pump. The pump capacity was approx. 50 inches

(Sign here.)

W. R. Thomas

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, at my office in Wilder, County of Canyon

, State of Idaho, on this 7th day of December, A. D. 19 60.

My Commission expires 12/15/62

E. J. Cloud
Notary Public.

19976

RT

The Depositions of Witnesses, in this form, taken separately, required in each case.

PERMIT No. 19976

Proof of Completion of Works

DEPOSITION OF WITNESS

In compliance with Sec. 5594, Compiled Statutes of Idaho.

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

Ans. Joseph Neary Route 6 Caldwell, Idaho Farmer

Ques. 2. Are you acquainted with..... C. E. Rhoads, the

holder of Permit No. 19976 authorizing the diversion of 1.02 second-feet of the waters of South Drain - Drainage Dist 6 at..... for Irrigation purposes? How long have you known him, and where does he reside?

Ans. 20 years Now resides at Culver, Oregon

Ques. 3. Have you read or heard read said Permit No. 19976, and are you familiar with its terms and conditions?

Ans. Yes

Ques. 4. (If for irrigation purposes). Are you acquainted with the land proposed to be irrigated under said permit? If so, describe same, state its character, and give your estimate of the amount of water required for its profitable cultivation.

Ans. To irrigate 51 Ac. in S 1/2 SE 1/4 Sec 8
Twp 4 N., Rge 4 W. B.M. At least 51 inches

Ques. 5. Are the works of diversion fully completed and of sufficient capacity to convey the entire amount of water set out in the permit from point of diversion to place of use? If so, when were they so completed?

Ans. Yes, ... The same year the permit was granted

Ques. 6. Describe the works of diversion as they existed on the date stated in answer to Question 5, and give your estimate of their capacity on that date.

Ans. and leveling and the installing of a pump/ Pump capacity approx 50 inches

(Sign here.)

Joseph Neary

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, at my office in Wildor, County of Canyon, State of Idaho, on this 7th day of December A. D. 1960...

My Commission expires 12/15/62

Ernest J. Glend
Notary Public.

19976

Form No. 11
2M - 10/60

RECEIVED
DEC 7 1960
Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) Dec. 7, 1960
(P. O.) Caldwell, 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.

C. D. Stearns

(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.

199760

Notice for Publication
NOTICE OF PROOF OF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at . . . 11:00 . . . A. M. on the 9th . . . day of
. . . January . . . , 19⁶¹~~56~~, at . . . Wilder . . . , County of
. . . Canyon . . . , State of Idaho, before . . . Erwin J. Cloud, Bank of Idaho . . .
. . . , proof will be submitted of the application to beneficial use of
✓ 1.02 . . cubic feet per second of the waters of South Drain Drainage District No. 6 . .
Canyon County . . in accordance with the terms and conditions of Permit No. 19976 . . .
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:
. C. D. and Lola E. Stearns, Rt. #2, Caldwell, Idaho . . .

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

The amount applied to beneficial use is . 1.02 cubic feet per second . . .

The place where said water is used, give full and accurate legal description: . . .
. . . S1SE1 Sec. 8, T1N, R1W BM . . .

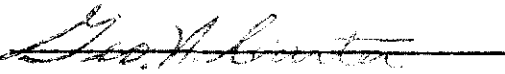
~~THE NAME OF THE PERSON OR CORPORATION HOLDING SAID PERMIT IS~~
~~PLACE HERE~~ . . .

The right to take water from such works is based upon Permit No. 19976 . . .

The source of supply from which such water is diverted is South Drain . . .

Point of Diversion (legal description) NE1SE1 Sec. 8, T1N, R1W BM . . .

The date of priority which said user is prepared to establish is March 30, 1956 . . .


State Reclamation Engineer

19976 R

November 10, 1960

Re: Permit No. 19976

Mr. C. D. Stearns
Route #2
Caldwell, Idaho

Dear Mr. Stearns:

Mr. C. S. Rhoads is the holder of Permit No. 19976 to irrigate the S₂SE₄, Sec. 8, T. 4 N., R. 4 W., B. M. with point of diversion in Southeast corner of NE₄SE₄, Sec. 8, T. 4 N., R. 4 W., B. M., South Drain of Drainage District No. 6, for 1.02 cubic feet per second of water.

The Proof of Completion of Works was due December 19, 1949, however this office never notified Mr. Rhoads that the permit would be cancelled if the proof was not made until the notice was mailed October 28, 1960. The notice was mailed to Mr. Rhoads who answered that he had sold the place to you in 1952.

Provided the works were completed prior to December 19, 1949, Mr. Rhoads and two disinterested witnesses can complete three separate forms before a Notary Public that the works were completed by that date and the Certificate of Completion of Works could be issued. Mr. Rhoads could assign the permit to you at the same time so the permit would be in your name. The forms completed by Mr. Rhoads and his two witnesses must be in this office prior to December 18, 1960.

You could then make the proof of beneficial use of the water and the license could be issued to you. The date of priority on the license would be advanced the length of time it was made after June 19, 1951. That would make the date of priority about April, 1956 instead of September, 1946, which was the filing date.

Kindly notify us at your earliest convenience if Mr. Rhoads can make the proofs. We will send the forms as you direct. Mr. Rhoads address is:

C. S. Rhoads
Route #1, Culver, Oregon

Very truly yours,

GEO. W. CARTER
State Reclamation Engineer
By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

HT:ew

19976

Culver, One
Nov. 7, 1960

Dept. of Reclamation
Geo. W. Carter
Boise, Ida.

Dear Sir: -

As you see this letter has been some time getting to me, and was opened by a misunderstanding, by Mrs. G. H. Rhoads.

I sold the place, of which you are writing, to C. D. Stearns in 1952.

Was elk hunting when this letter arrived here in Culver, One, which has caused a few days delay.

Hope this will clear everything satisfactorily.

Sincerely

C. E. Rhoads

Culver,
One.

Pt. 1.
19976

Re: 19976

Caldwell Idaho
Oct. 31 - 60

Sirs -

I am returning this Certified letter
19073 -

Finding when opening - it is not ment
for me, I am sorry for the mistake.
Mine Mail Carrier said, it is for C.H.
but I am sure it is ment for G.H.
Hope it can be cleared.

With regrets for receiving the
Letter

Sincerely

Gladys H. Rhoads,
19976

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

October 28, 1960

Re: Permit No. 19976

To C. H. Rhoads
Route #2
Caldwell, Idaho

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. 19976
to appropriate the Public Waters of the State of Idaho, have not been complied with as to

Completion of Works Proof which was due December 19, 1949

you are hereby notified in compliance with Sec. 42-311, Idaho code that said Permit No. 19976

is hereby held for cancellation.

You are hereby required to show cause before the State Reclamation Engineer on or before forty days from
date of this notice why said Permit should not be cancelled.

Said Permit No. 19976 claims the use of 1.02 cubic feet per second of the
waters of South Drain-Drainage Dist. # 6 with point of diversion located
in NE 1/4 Sec. 8., Twp. 4 N., Rge. 4 W.B.M., and
was approved December 19, 1946

In Witness Whereof, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, the
28th day of October, 1960

W. H. Carter
State Reclamation Engineer.

By _____ Assistant.

19976

S T A T E O F I D A H O

D E P A R T M E N T O F R E C L A M A T I O N

B O I S E

Permit No. 19976

Date January 14, 1947

Dear Sir:

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

Mr. O. H. Rhoads
Route 2
Caldwell, Idaho

MARK R. KULP
State Reclamation Engineer

19976

Caldwell Idaho
Jan. 6, 1976

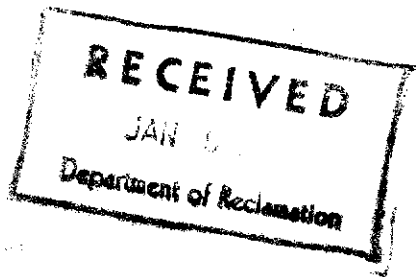
Department of Reclamation
Boise, Idaho.

Dear Sir:

In regard to the correct
description of the land on
which the water is to be
applied. It is $S \frac{1}{2}$ SE $\frac{1}{4}$
Section 8, Twp. 4. North, Range 4
West.

Yours truly
C. E. Rhoads
Caldwell
Idaho.

R 2.



19976

C. A. Robins
XXXXXXXXXXXXX

✓
January 6, 1947

Re: Application No. 27432

Mr. C. E. Rhoads
Route 2
Caldwell, Idaho

Dear Mr. Rhoads:

We have had no reply to office letter addressed you on December 19th, in which we asked that you advise us as to the correct description of the land on which the water for which you have applied from South Drain is to be used.

The application describes the land as the S¹/₂ SE¹/₄ Section 8, Twp. 4 North, Range 4 West, but the plat shows it in the N¹/₂ SE¹/₄ of this section.

Please advise which is correct, in order that permit may be issued and sent you.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

A

Chief Clerk

19976

December 19, 1946

Re: Application No. 27482

Mr. C. L. Rhoads
Route 2
Caldwell, Idaho

Dear Mr. Rhoads:

We have duly received permission from
Drainage District No. 6 for you to file
on water from South Drain, and the permit
will be issued.

However, there seems to be a little question
as to the correct description of the land on
which the water is to be applied.

The application itself describes it as the
SE 1/4 Section 8, Twp. 4 North, Range 4 West,
but the plat which was prepared to accompany
the application shows it in the NE 1/4 of
this section.

Please advise which is the correct description,
so that the permit may be issued accordingly.

Very truly yours,

MARK A. ANNEP
State Reclamation Engineer
By

A

Chief Clerk

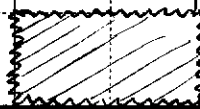
19976

TOWNSHIP - 4 NORTH
RANGE - 4 WEST

7

8

9



POINT OF DIVERSION
DRAIN DITCH

Map No. 19976
Approved
Dec 19, 1946
J. H. KULF
Civil Engineering

Caldwell, Idaho.
December 3, 1946.

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

Dear Mr. Kulp:

Re: Application No. 27482
C. H. Rhoads.

Mr. C. H. Rhoads met with the Drainage District today and requested permission to appropriate 51 inches of water from the South Drain.

We, the undersigned, hereby grant permission for Mr. Rhoads to appropriate this water, but do not guarantee any delivery of the water or any special amount of water, but do grant him the privilege of installing a pump for the use of the water.

Yours truly,

Sigel Clark
Chairman of District #6.

Raymond I. Breshears
Secretary of District #6.



1 9976

October 30, 1946

Re: Application No. 27482

Mr. C. H. Rhoads
Route 2
Caldwell, Idaho

Dear Mr. Rhoads:

We have been holding your application for permit to appropriate 51 inches of water from South Drain, awaiting permission from Drainage District No. 6, Canyon County, which you were to send us.

Please give this matter your prompt attention, in order that the application may be approved and permit issued.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

A

Chief Clerk

19870

NOTICE OF PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 11:00 a.m. on the 9th day of January, 1961, at Wilder, County of Canyon, State of Idaho, before Erwin J. Cloud, Bank of Idaho, proof will be submitted of the application to beneficial use of 1.02 cubic feet per second of the waters of South Drain-Drainage District No. 6 Canyon County in accordance with the terms and conditions of Permit No. 19976 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: C. D. and Lola E. Stearns, Rt. No. 2, Caldwell, Idaho.

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

The amount applied to beneficial use is 1.02 cubic feet per second.

The place where said water is used, give full and accurate legal description: S $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 8, T4N, R4W BM.

The right to take water from such works is based upon Permit No. 19976.

The source of supply from which such water is diverted is South Drain.

Point of Diversion (legal description) NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 8, T4N, R4W BM.

The date of priority which said user is prepared to establish is March 30, 1956.

GEO. N. CARTER
State Reclamation
Engineer

Dec 17, 24, 31 1960 & Jan. 7, 1961