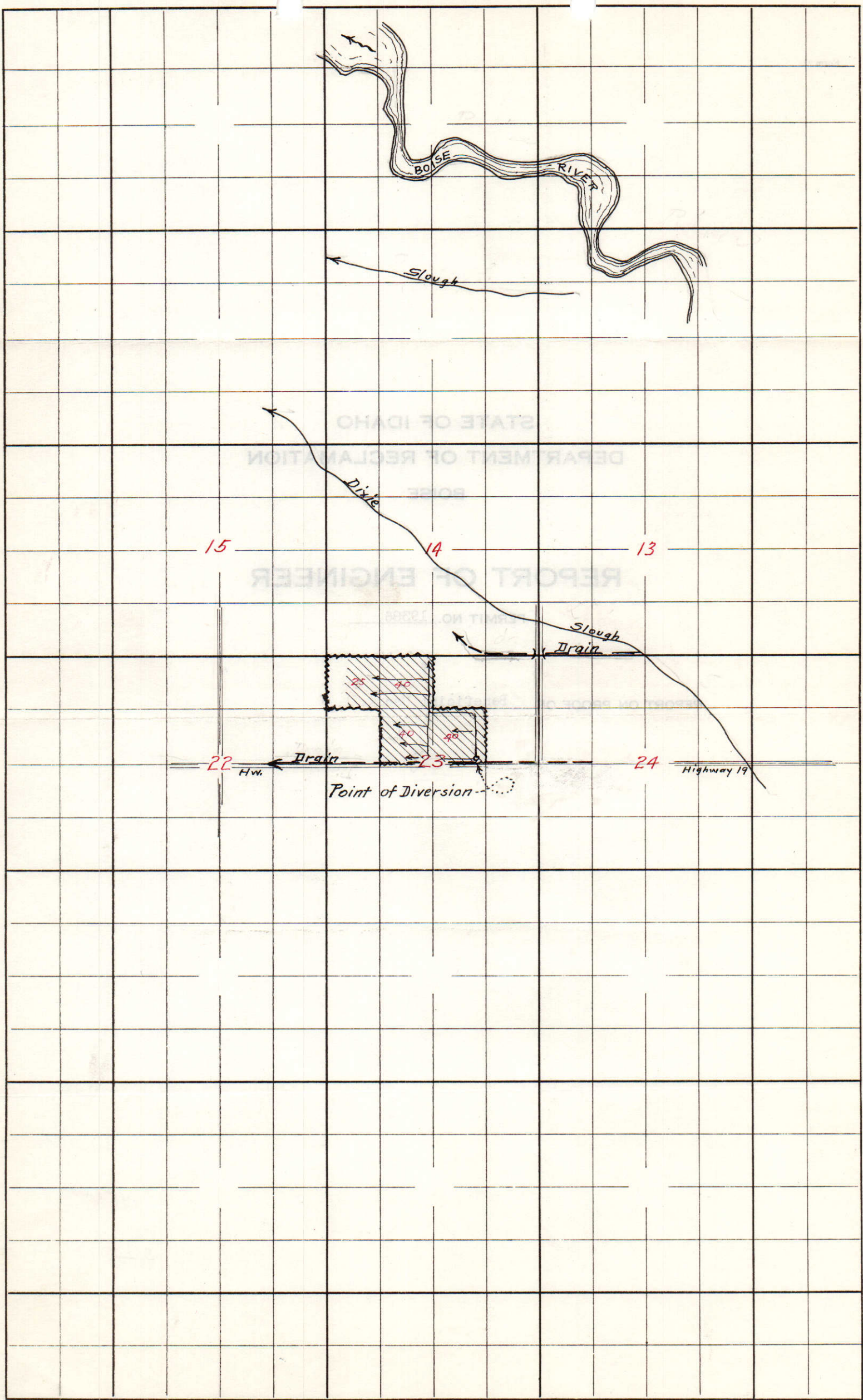




Affidavit of Publication

STATE OF IDAHO,

ss.

County of Canyon

L. L. Shepherd

, being first duly sworn, deposes and says:

That he is the *Yallman* 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

Saturday

issue of THE CALDWELL

NEWS-TRIBUNE for

4

consecutive weeks

beginning with the issue of

June 22

194*6*

and ending with the issue of *July*

13, 194*6*.

L. L. Shepherd

Subscribed and sworn to before me this *15*

day of

July, 194*6*.

Jessie B Walker
Notary Public for Idaho.
Residing at Caldwell, Idaho.

NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICATION
OF WATER TO BENEFICIAL USE
Notice is hereby given that 11:00
A. M. on the 19th day of July, 1946, at
Suite 12, Harmon Bldg., Caldwell
County of Canyon, State of Idaho
before Hugh N. Caldwell, Notary
Public, proof will be submitted of
the application to beneficial use of
3.2 cubic feet per second of the
waters of an unnamed stream (drain
ditch) in accordance with the terms
and conditions of Permit No. 19388
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 M. G. Sonner, Route
2, Wilder, Idaho.
The use to which said water has
been applied is irrigation
The amount applied to beneficia
use is 3.2 cubic feet per second
The place where said water is
used SW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$
and SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 23, 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 is a
private ditch
The right to take water from such
works is based upon Permit No.
19388
The source of supply from which
such water is diverted is an unnamed
stream (drain ditch)
The date of priority which said
user is prepared to establish is Feb-
ruary 18, 1943
MARK R. KULP
State Reclamation Engineer.
No. 538—June 22-29—July 6-13

NAME OF APPLICANT

M. G. Sonner

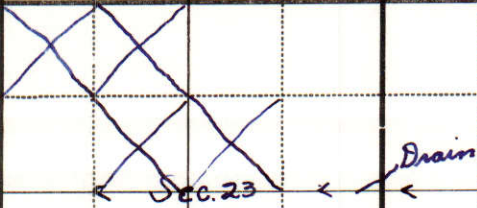
FORM No. 0



Permit Map No. 19386

As Approved
FEB 20 1943
JAMES SPOFFORD
Commissioner of Reclamation

M. G. Sonner



Permit Map No. 19386

As Approved
FEB 20 1943
JAMES SPOFFORD
Commissioner of Reclamation

State of Idaho

License and Certificate of Water Right

Water License No. 19386Amount 1.74 second feet

Water District No. _____

Priority February 18, 1943

THIS IS TO CERTIFY that M. G. SONNER
 of Route 2, Wilder, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated February 18, 19 43; that Permit No. 19386
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
3.2 second feet, was issued thereunder on April 8, 19 46, showing that said works
 were completed on the 4th day of April, 19 46; and that on the 19th
 day of July, 19 46,
M. G. SONNER

of Wilder, State of Idaho, made proof to the satisfaction of the
 State Reclamation Engineer of Idaho, of the right to use the waters of an unnamed
 stream, a tributary of Roswell Canal, for the purpose of irrigation
under Use Permit No. 19386 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
7 of Licenses at page 4314, on the 14th day of January, 19 47;
 The right hereby confirmed dates from February 18, 19 43;

The Point of Diversion is located
 in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 23, Twp. 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 1.74 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.	23	SW $\frac{1}{4}$ NE $\frac{1}{4}$	40	40 -
			NE $\frac{1}{4}$ NW $\frac{1}{4}$	40	40 -
			NW $\frac{1}{4}$ NW $\frac{1}{4}$	40	25 -
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	40	40 -
			Number of acres actually irrigated -		
This license is issued in connection with license issued under Permit No. 19574					

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
14th day of January, 19 47.

MARK R. KULP

State Reclamation Engineer

(SEAL)

State of Idaho

License and Certificate of Water Right

Water License No. 19582Amount 0.25 second foot

Water District No. _____

Priority December 26, 1944

THIS IS TO CERTIFY that PETER DeBOER
 of Bonnors Ferry, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated December 26, 19 44; that Permit No. 19582
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.25 second feet, was issued thereunder on January 18, 19 45, showing that said works
 were completed on the 13th day of January, 19 45; and that on the 7th
 day of June, 19 46,

PETER DeBOER

of Bonnors Ferry, State of Idaho, made proof to the satisfaction of the
 State Reclamation Engineer of Idaho, of the right to use the waters of
Mission Creek, a tributary of Kootenai River, for the purpose of irrigation and
 domestic use, under Use Permit No. 19582 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
7 of Licenses at page 4313, on the 19th day of December, 19 46;

The right hereby confirmed dates from December 26, 19 44;

The Point of Diversion is located

in the S $\frac{1}{2}$ SE $\frac{1}{4}$ $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 17, Tp. 64 N., R. 1 E., B. M. Boundary County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
 aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
 not exceed 0.25 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
64 N.	1 E.	17	SE $\frac{1}{4}$ NW $\frac{1}{4}$	5	5
			NE $\frac{1}{4}$ SW $\frac{1}{4}$	5	-
			Number of acres actually irrigated -		

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
19th day of December, 19 46.

MARK R. KULP

State Reclamation Engineer

(SEAL)

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

63-2601

Application No. 26881
Permit No. 19386
District No.

1. Name of Applicant: M. G. SONNER

Postoffice address R.R. 2, Wilder

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: Postal Savings

(a) Cash on hand: \$3300.00

(c) Bonds to be issued:

2. Quantity of water claimed: 3.2 cubic feet per second.

3. Source of water supply: Unnamed stream (drain ditch) which is a tributary of Roswell Canal

4. Location of point of diversion: 150 ft. west feet distant from the SE corner of SW $\frac{1}{4}$ NE $\frac{1}{4}$ corner of Section 23, T. 4 N., R. 4 W., B. M., and is in the SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 23, T. 4 N., R. 4 W., B. M., County of Canyon

5. Water is to be used for: Irrigation 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: \$ 500.00

8. Kind of works: Two 4-inch centrifugal pumps

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

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

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

Diameter of pipe inches; length of conduit miles.

Average grade per mile feet.

12. The time required for the completion of such work is Five years.

13. The time required for the complete application of the water to the proposed use is No additional years.

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

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.

M. G. SONNER

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 12:10 P. M. February 18, 1943

Returned to applicant for correction:

Corrected application received:

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is 19386

Recorded in Book 70 Page 19386 Approved February 20, 1943

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 April 21, 1943 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 August 20, 1945

The whole of said work to be completed on or before February 20, 1948

Beneficial use of water appropriated in accordance herewith, to be made on or before February 20, 1948

Witness my hand this 20th day of February, 1943

JAMES SPOFFORD

Commissioner of Reclamations

State Reclamation Engineer

Remarks: One pump is on present site ready to be installed immediately. The other pump will be installed prior to irrigation season in 1944, if pump and material are available.

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.	23	50				40	40	40										160
PERMIT NO. 19386 IN TESTIMONY WHEREOF, We, C. A. BOTTOLFSEN, Governor of the State of Idaho, and GEO. H. CURTIS, Secretary 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 20th day of February, 1943. Countersigned: By Geo. H. Curtis Secretary of State STATE OF IDAHO By C. A. Bottolfsen Governor																			
PERMIT NO. 19386 To All Whom it May Concern: This is to certify that M. G. SONNER, of R. R. 2, Wilder. County of Canyon, and State of Idaho, the holder of Permit No. 19386, issued upon Application No. 28881, bearing date of priority of February 18, 1943, authorizing the diversion of 3.2 second feet of the waters of an unnamed stream (drain ditch), 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 3.2 second feet of the waters of said unnamed stream; that the point of diversion of said waters is 150 ft. West of the Southeast corner of the SW¼ NE¼ Section 23, Township 4 North, Range 4 West, B.M., and in the SW¼ NE¼ of said section; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: SW¼ NE¼, NE¼ NW¼, NW¼ NW¼ and SE¼ NW¼ Section 23, Township 4 North, Range 4 West, B.M. Witness my hand this 8th day of April, A. D. 1946. Proof of completion of works made April 4, 1946 Certificate of completion of works issued April 8, 1946. MARK R. KULP State Reclamation Engineer																			

ENSE ISSUED FOR 1.74 SEC. FT.

P. 43/4

WATER RIGHT NUMBER 63-2601

OWNER LAST NAME - SONNER

FIRST NAME - M. G.

ORIG OWNER -

ADDRESS LINE 1 - RT. 2

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - WILDER

STATE - ID ZIP CODE - 83676

SOURCE - UNNAMED STREAM

TRIBUTARY OF - DIXIE SLOUGH

STAGE - LICENSE

STATUS -

PRIORITY - 02-18-1943

COUNTY - CANYON

TOTAL DIV. RATE -

1.7400 -CFS

TOTAL DIV. VOLUME -

.00 AFA

TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - SWNE 23 04N 04W LOT

RECEIV -

0.0

0.0

0.0

0.0

0.0

0.0

0.0

0.0

0.0

0.0

0.0

0.0

FROM - TO -

USE - IRRIGATION

USE DIV. RATE -

1.7400

CFS

USE DIV. VOLUME -

.00 AFA

USE - IRRIGATION

PLACE OF USE - TWN 04N RNG 04W SEC 23

TRACT SWNE LOT

AC 40 TRACT

NENW LOT

AC 40

TRACT NWNW LOT

AC 25 TRACT

SENEW LOT

AC 40

DATE -

TOTAL ACRES

145

DECREE NAME -

REMARKS - THIS LICENSE IS ISSUED IN CONNECTION WITH LICENSE ISSUED UNDER

PERMIT NO. 19574.

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 19386

PROOF MADE -

FLD EXAM -

COND. OF APPROVAL - 16

DIVERSION MEANS -

VERIFIED JDC

WATER RIGHT NUMBER 63-2601

WATER RIGHTS EDIT REPORT

08/23/79

PAGE 85

ACT
ION

N OWNER LAST NAME - SONNER
N ADDRESS LINE 1 - RT. 2

FIRST NAME - M. G.

N
N SOURCE - UNNAMED STREAM
N STAGE - LICENSE

CITY - WILDER
TRIBUTARY OF - ROSWELL CANAL

STATE - ID

N DIVERSION POINT - SWNE 23 04N 04W

PRIORITY - 02-18-1943 COUNTY - CANYON

TOTAL DIV. RATE - 1.7400CFS

N USE - IRRIGATION

USE DIV. RATE - 1.7400CFS

N USE - IRRIGATION

PLACE OF USE - TWN 04N RNG 04W SEC 23 TRACT SWNE
TRACT NWNW

AC 40 TRACT NENW AC 40
AC 25 TRACT SENW AC 40

OLD NO. - 19386

IDENT. NO. 63-2601

WATER RIGHT DATA ENTRY LOG

[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 19386 163-2601
 OTd No. New No.

Record

1. Original Owner: M. G. Sonner

Present Owner: _____

2. Address: Rt. 2

3. City: Wilder State: ND Zip: _____

4. A. Source of Water: unnamed stream

B. Tributary of: Feswell Canal

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

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

C. Priority Date: 2-18-1943

D. County: 27

E. Total Diversion Rate: 1.74

F. Total Diversion Volume:

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

H. Water District:

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

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

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>S1/4NE</u>	<u>23</u>	<u>4N</u>	<u>4E</u>		

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

from _____ to _____ for A purposes. Amount 1.74
 (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 _____

8. Use Code: *A*

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: 19386

F. Proof Made (P or blank):

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

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):

✓
O. A. Robins

January 15, 1947

Re: Permits Nos. 19386 and 19574

Mr. M. G. Sonner
Route 2
Wilder, Idaho

Dear Mr. Sonner:

We enclose herewith License and Certificate of Water Right issued under Permit No. 19386, confirming your right to the use of 1.74 second feet of water from an unnamed stream, tributary to Roswell Canal, with date of priority of February 18, 1943;

Also License and Certificate of Water Right issued under Permit No. 19574, confirming your right to the use of 1.16 second feet of water from an artesian well on the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 23, Township 4 North, Range 4 West, B.M., with priority of December 5, 1944.

The water under both of these licenses totaling 2.9 second feet, and being appurtenant to 145 acres of land as described in Section 23, Township 4 North, Range 4 West, B.M.

We also enclose Departmental Receipt No. 19757 for the \$8.00 fee paid by you in connection with these final proofs.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A
Encls.

19386

✓
December 17, 1946

Re: Permits Nos. 19386 & 19574

Mr. M. G. Sonner
Route 2
Caldwell, Idaho

Dear Mr. Sonner:

We now have on file the report of our Field Engineer on examination for beneficial use under your Permits Nos. 19386 and 19574.

This report shows that you are irrigating 145 acres of land in the NW $\frac{1}{4}$ ~~NE $\frac{1}{4}$~~ , NE $\frac{1}{4}$ ~~SW $\frac{1}{4}$~~ and SE $\frac{1}{4}$ NW $\frac{1}{4}$, and SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 23 Township 4 North, Range 4 West, B.M.

A license will therefore be issued on each of these permits, for a total of 145 inches, or one inch per acre, divided as follows: 87 inches, or 1.74 second feet from the unnamed stream (drain ditch) named in Permit No. 19386, and 58 inches, or 1.16 second feet from the artesian well described in Permit No. 19574.

Since both permits are for use on the same land, there will be only one license fee, amounting to \$8.00, being at the statutory rate of \$2.00 for each 40-acre subdivision on which the land is located.

Upon receipt of this fee, licenses will be issued as above.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

19386

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 19386

This proof is for.....beneficial use

In Water District No.....

1. Name of applicant..... M. G. Sonner, Route 2, Caldwell, Idaho
2. Source of water supply: Unnamed stream (drain ditch)
3. Location of point of diversion: Is in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 23
T. 4 N. R. 4 W. County of Canyon
4. Describe works as they exist, giving dimensions and capacities of same: Water is diverted from
Drainage Canal which runs alongside State Highway #I9, by means of a Parma
Water Lifter, and ditches of three feet width, and one foot depth.
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 for other than irriga-
tion): SW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$ and SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 23,
Township 4 North, Range 4 West, B.M.
- (Submit map on attached plat, showing location and details of above description.
8. What large stream would the water here appropriated finally reach? Boise River

Remarks:

This examination was made on the 25th day of October, 1946.

(Signed)

of October, 1946
Fred A. Dobson
Examiner
19386

54 T
M. G. Sonner
Route 2, Caldwell, Idaho
Permit No. 19386

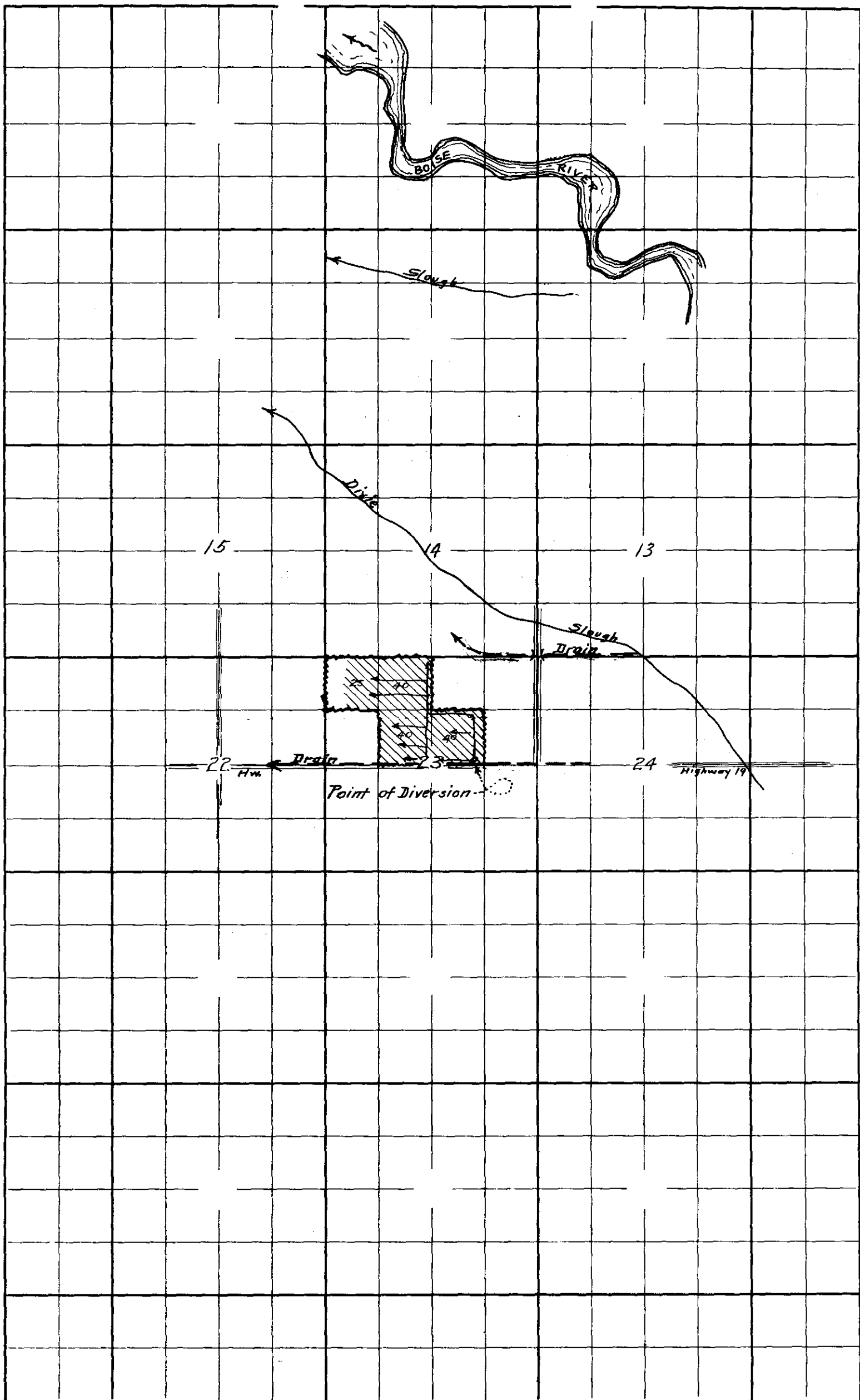
Examination for Beneficial use

County Canyon

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
 2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
 3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
 4. If any unusual conditions are discovered, make a 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.
-





STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 19386

REPORT ON PROOF OF Beneficial Use

11/5/2003

3,2

October 9, 1946

Re: Permits Nos. 19386 and 19574

Mr. M. G. Sonner
Route 2
Wilder, Idaho

Dear Mr. Sonner:

The affidavits of publication in the Caldwell News-Tribune, which you brought in to this department, completes your proofs of beneficial use under the above numbered permits.

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

We cannot say just when this examination will be made, since this department has but one field engineer, who makes examinations all over the state.

However, Mr. Tolman, Field Engineer for this department, will try to contact you at the time he makes the examination, so that you may arrange to show him over the project.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A

19386

Affidavit of Publication

STATE OF IDAHO,

ss.

County of Canyon

L. L. Shepherd

, being first duly sworn, deposes and says:

That he is the *Yocuman* 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 *Saturday* issue of THE CALDWELL

NEWS-TRIBUNE for *4* consecutive weeks

beginning with the issue of *June 22*,

194*6* and ending with the issue of *July*

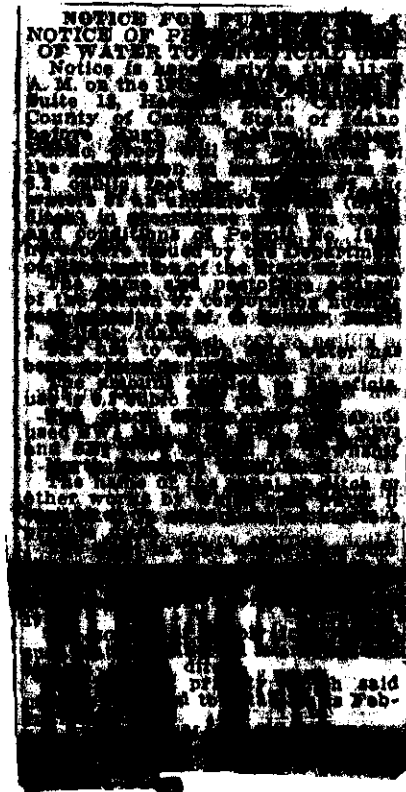
13, 194*6*.

L. L. Shepherd

Subscribed and sworn to before me this *15*

day of *July*, 194*6*.

Jesse L. Walker
Notary Public for Idaho.
Residing at Caldwell, Idaho.



August 27, 1946

Re: Permits Nos. 19386 and 19574

Mr. Hugh N. Caldwell
Harmon Building
Caldwell, Idaho

Dear Mr. Caldwell:

We are this morning in receipt of your letter of August 27th, enclosing the depositions of Mr. M. G. Sonner and two witnesses, in proof of beneficial use under the above numbered permits, which depositions are dated July 19th, 1946.

However, in order to complete these proofs, it is necessary that there be attached the affidavit of publication, from the Caldwell News-Tribune-which that paper was instructed to send Mr. Sonner.

We are, therefore, sending a copy of this letter to Mr. Sonner, for his information.

Very truly yours,

MARK A. KULP
State Reclamation Engineer
By

A
CC to M. G. Sonner

Chief Clerk

19386

HUGH N. CALDWELL

ATTORNEY AT LAW

HARMON BUILDING

CALDWELL, IDAHO

August 27, 1946

State of Idaho
Department of Reclamation
Boise, Idaho

Re: Permits Nos. 19386 and 19574

ATTENTION; Jeanne L. Anderson, Chief Clerk.

Gentlemen:

I am enclosing Proof of Application of Water in the above numbered permits, being deposition of holder and depositions of two witnesses under each permit.

These were taken July 19, 1946 in my office here in Caldwell.

Very truly yours,

Hugh N. Caldwell

HUGH N. CALDWELL

HNC:ds

*aff.
Caldwell News Tribune*



19386

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 19386

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. M. G. Sonner, R. F. D. #2, Caldwell, Idaho; farmer. (I am
residing on the real property described in the above permit)

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. Not acting for corporation.

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

Ans. 19386, dated Feb. 18, 1943, at 12:10 P.M.; priority date Feb. 18, 1943.

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

Ans. From an unnamed stream (drain ditch); Point of diversion, 150 feet W.
of SE corner of SW $\frac{1}{4}$ of NE $\frac{1}{4}$, Sec. 23, Twp. 4 N., R. 4 W. B. M. & in SE corner
of the SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Sec. 23.

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. One 5 inch centrifugal pumps, Parma Water lifter, capable of carrying
3.2 second feet of water; water conducted by private ditch to place
of 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. For irrigation on SW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$ and SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 23,
Township 4 North, Range 4 West B. M., in Canyon County, Idaho. This
water has been used on all of the above described land except about
15 acres on the west side of the NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of said Sec. 23; cultivated
land; ditches, levelling, seeding to barley and pasture; all of said
land except above 15 acres; built 5 room house and outbuildings.

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

Ans. _____

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Ques. 8. What is the minimum amount of water required for the purpose specified above?
Ans. 1 inch per acre

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.
Ans. _____

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.
Ans. About 2 years; water has been used on all of the land except 15 acres as stated in answer to Ques. 6; how, by application to the land irrigating the same; In what amount and to what extent, to the full amount of the permit, when necessary for irrigation.

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. Since about April, 1945 I have used about 60 inches of water at various places on the above described real property from an artesian well mentioned in permit #19574. This water has been used generally on the above described property when and where necessary for irrigation

(Sign) M. G. Sorner

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Caldwell, County of Canyon, State of Idaho, on this 19th day of July, A. D. 19 46

My commission expires Oct. 5, 1947

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 19386

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. F. Simmerman, Route 3 Caldwell, age 65, farmer

Ques. 2. Are you acquainted with M. G. Sonner, the holder of Permit No. 19386? How long have you known him and where does he reside?

Ans. Yes. He resides at R. F. D. #2, Caldwell, Canyon County, Idaho, on the land described in Permit No. 19386.

Ques. 3. Have you read or heard read said Permit No. 19386, 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. From an unnamed stream (drain ditch); Point of diversion, 150 feet west of SE corner of SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 23, Twp. 4 N., R. 4 W.B.M. and in SE corner of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of said Sec. 23. Water is conveyed from point of diversion to place of use by private ditch of the said M. G. Sonner.

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. 160 inches

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

Ans. For irrigation on SW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$ and SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 23, T. 4 North, R. 4 W. B. M., in Canyon County, Idaho. This water has been used on all of the above described land except about 15 acres on the west side of NW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Sec. 23; cultivated land; ditches levelling, seeding to barley and pasture; all of said land except above 15 acres; build 5 room house and outbuildings.

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

Ans. Not for power or any other purpose except irrigation.

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. _____

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. Mr. Sonner started irrigation of the above described 160 acres in about April, 1943 and kept extending the irrigation during the seasons of 1943, 1944 and 1945. During the season of 1945 and 1946 he has applied about 3.2 acre feet of water to beneficial use on all of said 160 acres except about 15 acres.

(Signed)

W. Simmerman

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Caldwell, County of Canyon, State of Idaho, on this 19th day of July, A.D. 19 46.

Hugh H. Caldwell
Notary Public.

My commission expires Oct. 5, 1947

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 19386

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. V. E. Goff, aged 39; Route 2, Caldwell, Idaho,
farmer.

Ques. 2. Are you acquainted with M. G. Sonner, the holder of Permit No. 19386? How long have you known him and where does he reside?

Ans. Yes. He resides at R. F. D. #2, Caldwell, Canyon County,
Idaho, on the land described in Permit No. 19386.

Ques. 3. Have you read or heard read said Permit No. 19386, 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. From an unnamed stream (drain ditch); Point of diversion, 180
feet west of SE corner of SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 23, Twp. 4 N., R. 4 W. B. N.
and in SE corner of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of said Sec. 23. Water is conveyed
from point of diversion to place of use by private ditch of the said
M. G. Sonner.

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. 180 inches

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

Ans. For irrigation on SW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$ and SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 23,
T. 4 North, R. 4 W. B. N., in Canyon County, Idaho. This water has
been used on all of the above described land except about 15 acres on
the west side of NW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Sec. 23; cultivated land; ditches
levelling, seeding to barley and pasture; all of said land except
above 15 acres; build 5 room house and outbuildings.

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

Ans. Not for power or any other purpose except irrigation.

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. _____

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. Mr. Sonner started irrigation of the above described 160 acres in about April, 1943, and kept extending the irrigation during the seasons of 1943, 1944 and 1945. During the seasons of 1945 and 1946 he has applied about 3.2 acre feet of water to beneficial use on all of said 160 acres except about 15 acres.

(Signed) E E Goff

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Caldwell, County of Canyon,

State of Idaho, on this 19th day of July, A. D. 1946

Hugh H. Caldwell
Notary Public.

My commission expires Oct. 5, 1947

✓
August 7, 1946

Re: Permits No. 19386 and 19574

Mr. Hugh Caldwell
Harmon Building
Caldwell, Idaho

Dear Mr. Caldwell:

On July 9th, 1946, we sent you the necessary forms of deposition to be used in making beneficial use proof under the above numbered permits, in the name of M. G. Sonner, Route 2, Wilder, Idaho.

These depositions consisted of one for the permit holder and one for each of two witnesses, for each permit; the proof to be made before you, as Notary Public, at Caldwell, Idaho, on July 19th, as per terms of notice submitted by Mr. Sonner, and published in the Caldwell Tribune.

To date, we have not received these proofs, and we would appreciate having you advise us if the proofs were made at that time.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A
CC to M. G. Sonner

19386

State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO, July 9, 1946

Permits Nos. 19386-19574

M. G. Sonner R. Z. Wilder

Mr. Hugh Caldwell
Notary Public
Harmon Bldg.
Caldwell, Idaho

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit Nos. 19386 and 19574, a separate set for each Permit

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 19, 1946, the date set for proof, the enclosed forms (one for permit holder and one each for two disinterested witnesses) should be filled out and sworn to, at Caldwell, Idaho before Hugh Caldwell, Notary Public

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

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

Yours truly.

MARK R. KULP

~~Commissioner of Reclamation~~
State Reclamation Engineer

19386

THE CALDWELL NEWS-TRIBUNE

J. T. LaFOND, Manager

CALDWELL, IDAHO

June 19 1946

State of Idaho,
Department of Reclamation,
Boise Idaho.

Gentlemen;

We acknowledge receipt of Permits Nos. 19386 & 19574
issued to M.G. Sonner for publication .

The notices will be published in The June 22nd, 29,
July 6 and 13th issues of the News Tribune.

Very truly yours

Caldwell News Tribune Inc.

By. H. G. Bochner



19386

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

Re: Permits Nos. 19386 & 19374

Date: June 18, 1946

The Caldwell News-Tribune

Caldwell, Idaho

Gentlemen:

Enclosed you will find ^{two} notices for publication
once a week for four consecutive weeks prior to July 19,
1946 the date set for proof, the expense of the
publication to be paid by the applicant, M. G. Sonner
of Route 2, Wilder, Idaho, to whom
you should furnish affidavit 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

19386

✓

June 18, 1946

Re: Permits Nos. 19386 and 19574

Mr. Hugh N. Caldwell
Harmon Building
Caldwell, Idaho

Dear Mr. Caldwell:

We acknowledge receipt of your letter of June 17th, enclosing duplicate notice of beneficial use under the above numbered permits, in the name of M. G. Sonner, with authorization to publish same in the News-Tribune, of Caldwell, Idaho.

It is customary for the permit holder to set the date, and also to name the Notary Public before whom the proofs will be made. But as you have left this open, we have set July 19th, 1946, at 10:00 and 11:00 A.M. respectively, as the date- and named yourself as Notary Public. If this is not satisfactory, please notify us at once, and also notify the newspaper, so that the necessary change may be made in the notice.

A copy of the notice has been sent to the News-Tribune, with instructions to publish same once a week for four consecutive weeks, prior to the date set, and to send to Mr. Sonner the affidavits of publication, together with statement of costs.

About ten days prior to that date we shall send you the necessary forms of deposition, consisting of one for the permit holder, and one for each of two witnesses, for each permit, so that you may have them in ample time for the proof.

At the time set, Mr. Sonner should appear before you, together with two disinterested witnesses, who are familiar with the terms of the permits and the works constructed thereunder, for the purpose of executing the depositions.

Very truly yours,

MARK A. KULP
State Reclamation Engineer
By

Chief Clerk 19386

HUGH N. CALDWELL

ATTORNEY AT LAW

HARMON BUILDING

CALDWELL, IDAHO

June 17, 1946

State Reclamation Engineer,
Boise, Idaho

Dear Sir:

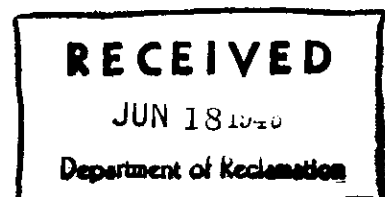
I am transmitting herewith Notice of Proof Application of Water to Beneficial Use, under permit #19574 and permit number 19386, together with information concerning the publishing of notice. It will be noted that the space concerning the name of the canal or ditch or other work by which said water is conducted to such place of use, has been left blank in both notices or proof, inasmuch as these ditches are not named.

Proof of the application of these waters to beneficial use may be taken by me, or by Dorothy T. Schubert in Suite 12, Harmon Building at any time other than Saturday afternoons or Monday forenoons.

Very truly yours,

Hugh N. Caldwell
HUGH N. CALDWELL

RLA:ds
Enclos.



19386

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) June 17, 1946

(P. O.) R. F. D. #2, Caldwell, Idaho

STATE RECLAMATION ENGINEER :
TO THE ~~COMMISSIONER OF RECLAMATION~~

Boise, Idaho.

Dear Sir:

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

M. G. Sommer

(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.

19386

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

Notice is hereby given that at 11:00 A. M. on the 19th day of July, 1946,
at Suite 12, Harmon Bldg., Caldwell County of Canyon, State of Idaho, before
Hugh N. Caldwell, Notary Public, proof will be submitted of the
application to beneficial use of 3.2 cubic feet per second of the waters of an unnamed stream
(drain ditch) in accordance with the terms and conditions of Permit No. 19386
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
M. G. Sonner, Route 2,ilder, Idaho

The use to which said water has been applied is irrigation

The amount applied to beneficial use is 3.2 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 $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$ and SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 23, 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 is a private ditch

The right to take water from such works is based upon Permit No. 19386

The source of supply from which such water is diverted is an unnamed stream (drain ditch)

The date of priority which said user is prepared to establish is February 18, 1943

MARK H. KULP

State Reclamation Engineer.

19386

April 8, 1946

Re: Permits Nos. 19386 and 19574

Mr. M. G. Sonner
R. R. 2
Wilder, Idaho

Dear Mr. Sonner:

We enclose herewith Certificate of completion of works issued under Permit No. 19386 for 3.2 second feet of water from an unnamed stream (drain ditch), with point of diversion in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 23, Township 4 North, Range 4 West, B.M., Canyon County, with priority date of February 18, 1943, for irrigation purposes.

We also enclose Certificate of completion of works issued under Permit No. 19574, for 1.5 second feet of water from an artesian well, for irrigation and domestic use in Canyon County, with date of priority of December 6, 1944.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A
Encls.

19386

Permit No. 19386STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO }
County of Ada } ss.M. G. SONNER, 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. 19386, and that his postoffice address is R. R. 2, WilderState of IdahoSecond: That the name of the stream from which said water is to be directed is
An unnamed stream (drain ditch)Third: That the point of diversion of said water is 150 ft. West of the S E corner of
SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 23, Twp. 4 N., Range 4 W., B.M., and in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of said sectionFourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by February 20, 19 48Fifth: That the use for which said water is intended is irrigation
belowSixth: That on the date above mentioned, the works constructed under said permit were (~~or were not~~) fully completed and consisted of the following:I. Kind of works: 4-inch centrifugal pump
(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work:

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

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir.....acre feet.

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

(d) Conduit.....width at bottom.....feet, width at water line.....
(State whether ditch, flume or pipe)

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

Seventh: That said works are capable of conducting to the place of intended use 3.2 second feet of water.Eighth: That water appropriated under said permit is available for 160 acres of land described as follows: SW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$ and SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 23, Township 4 North, Range 4 West, B.M.

Ninth: Remarks: That.....

M. G. Sonner
(Sign here)Subscribed and sworn to before me this 4 day of April, 19 48My commission expires Oct. 1947George R. Jones
Notary Public.19386 PHH

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 19386

Date February 24, 1943

Dear Sir:

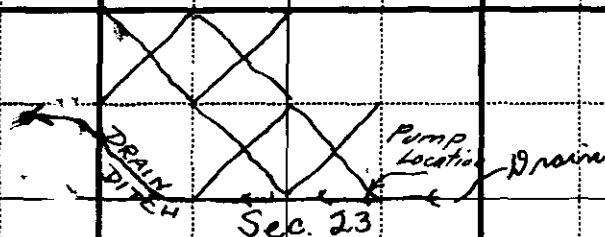
I enclose herewith above numbered permit. BE SURE
AND NOTE LIMITATIONS AND CONDITIONS OF SAME as given under approval
of the Commissioner of Reclamation on the fourth page.

Mr. M. G. Sonner
Route 2- Wilder, Idaho
Enc. No. 19018

JAMES SPOFFORD
State Reclamation Engineer
~~Commissioner of Reclamation~~

19386

M. G. Sonner

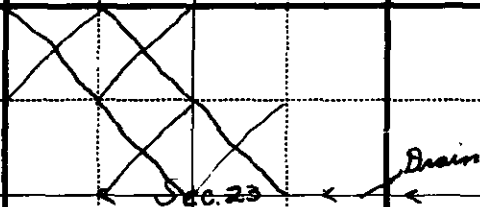


19386

As Recorded
FEB 20 1934
JAMES H. JOHNSON
Commissioner of Reclamation

19386

FORM No. 0



19386

As Approved
FEB 20 1943
WATERBURY
Commissioner of Reclamation

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

19386