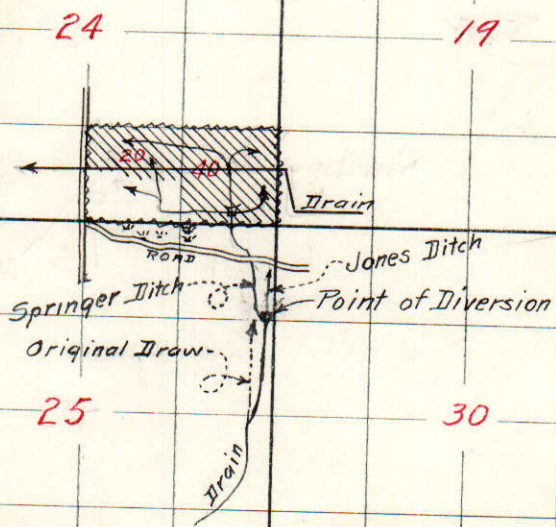
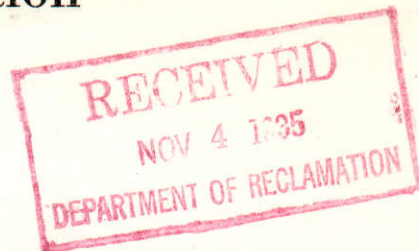


STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE
REPORT OF ENGINEER
PERMIT NO. 18097



Affidavit of Publication

STATE OF IDAHO, }
County of Canyon } ss.



Emile A. Short

, being first duly sworn, deposes and says:

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

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE.

Notice is hereby given that at 10:00 a. m. on the 3rd day of September, 1935, at Caldwell, County of Canyon, State of Idaho, in rooms 10 to 14, Harmon Building, before Hugh N. Caldwell, Notary Public, proof will be submitted of the application to beneficial use of 1.2 cubic feet per second of the waters of unnamed stream in accordance with the terms and conditions of Permit No. 18097 heretofore issued by the

Commissioner of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Geo. A. Springer, Caldwell, Idaho.

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

The amount applied to beneficial use is 1.2 cubic feet per second.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ and the North half of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ all in Sec. 24, Township Four North of Range Four West of the Boise Meridian in Canyon County, Idaho.

The name of the canal or ditch or other works by which said water is conducted to such place of use is Private Ditch as per permit.

The right to take water from such works is based upon Permit No. 18097.

The source of supply from which such water is diverted is unnamed stream.

The date of the priority which said user is prepared to establish is April 17, 1935.

R. W. FARIS,

Commissioner of Reclamation.

119—Aug. 3-10-17-24

Saturday issue of THE CALDWELL NEWS-TRIBUNE for *four* consecutive weeks beginning with the issue of *August 3*, 193*5* and ending with the issue of *August 24*, 193*5*.

Emile A. Short

Subscribed and sworn to before me this *26th*

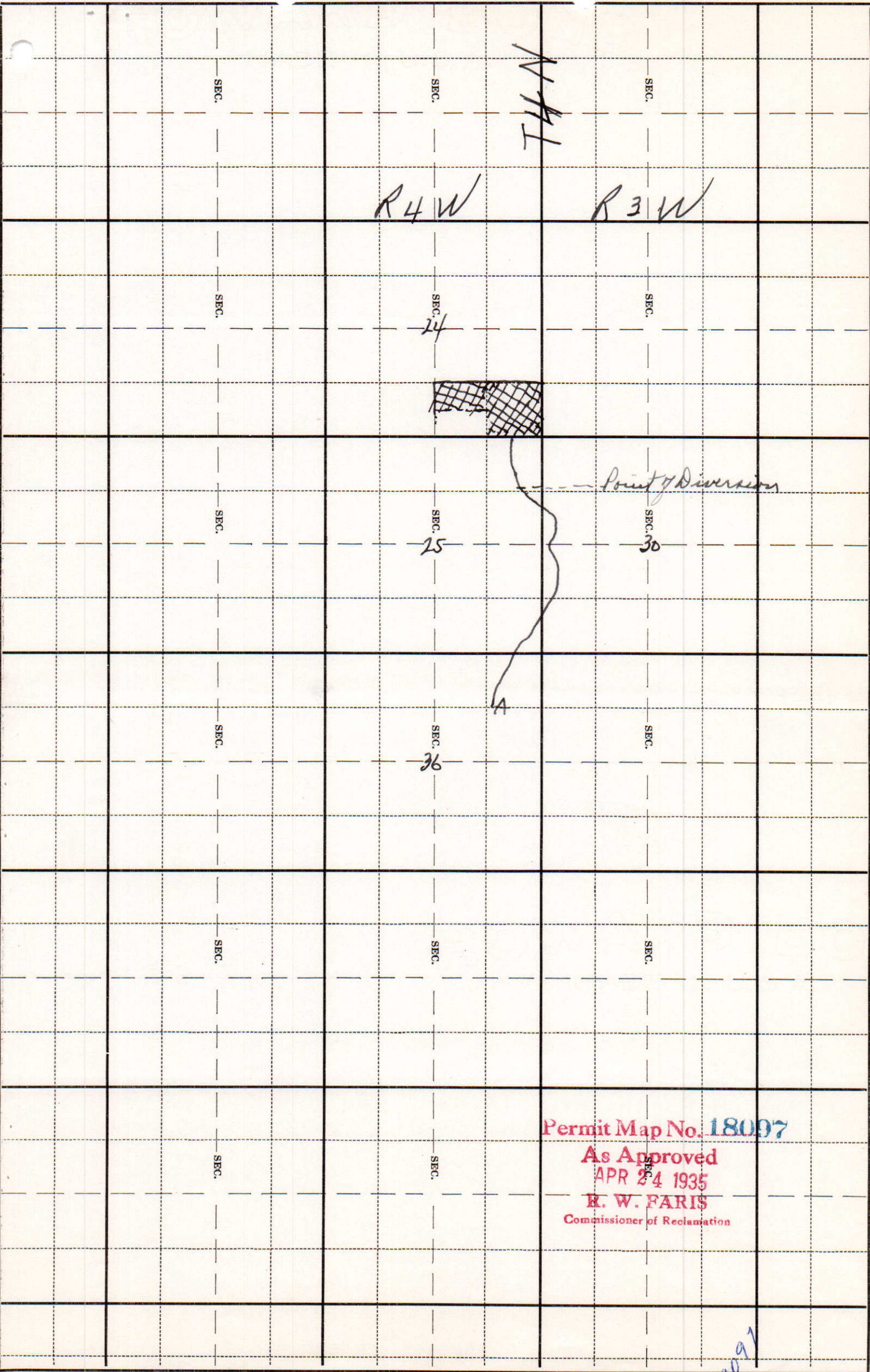
day of *August*, 193*5*.

Neel Wilson

Notary Public for Idaho.

Residing at Caldwell, Idaho.

18097



18097

State of Idaho
License and Certificate of Water Right

Water License No. 18097

Amount 1.2 sec. ft.

Water District No.

Priority April 17, 1935

THIS IS TO CERTIFY that **GEORGE A. SPRINGER**
of **Caldwell, Idaho**, made application for a permit to appropriate the
public waters of the State of Idaho, dated **April 17**, 19 **35**; that Permit No. **18097**
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.2 second feet, was issued thereunder on **July 23**, 19 **35**, showing that said works
were completed on the **8th** day of **June**, 19 **35**; and that on the **3rd**
day of **September**, 1935,

GEORGE A. SPRINGER

of **Caldwell**, State of **Idaho**, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of an unnamed stream
, a tributary of , for the purpose of **irrigation**
, under Use Permit No. **18097** of the **Commissioner 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 Commissioner of Reclamation of Idaho and entered of record in Volume **7**
of Licenses, at page **3861**, on the **17th** day of **February**, 19 **37**;

The right hereby confirmed dates from **April 17**, 19 **35**;

The Point of Diversion is located
in the **NE** $\frac{1}{4}$ **NE** $\frac{1}{4}$, Sec. **25**, 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 **1.2**
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.	24	SW$\frac{1}{4}$ SE$\frac{1}{4}$	20	20
			SE$\frac{1}{4}$ SE$\frac{1}{4}$	40	40
					60

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 Commissioner of Reclamation, affixed at Boise, Idaho,
this **17th** day of **February**, 19 **37**

R. W. FARIS

Commissioner of Reclamation

(SEAL)

63 2504

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

Application No. 25322
Permit No. 18097
District No.

1. Name of Applicant: **GEORGE A. SPRINGER**

Postoffice address: **Caldwell** County: **Canyon** State: **Idaho**

I. If applicant is a corporation, give:

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

II. The financial resources of the applicant are:

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

2. Quantity of water claimed: **1.2** cubic feet per second.

3. Source of water supply: **Unnamed stream (See Remarks)** which is a tributary of

4. Location of point of diversion: **160** ^{west} feet distant from the **SE corner of the NE $\frac{1}{4}$ NE $\frac{1}{4}$**
corner of Section **25**, T. **4 N.**, R. **4 W.**, B. M., and is in the **NE $\frac{1}{4}$ NE $\frac{1}{4}$**
of Section **25**, 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: \$ **25.00**

8. Kind of works: **Ditch, headgate and dam**

9. Height of dam **2 $\frac{1}{2}$** feet; length of dam at top **10** feet; length of dam at bottom **10**
feet; material used in dam: **Concrete, board and dirt**

10. Size of headgate: Width **3** feet; height **3 $\frac{1}{2}$** feet.

11. Ditch: Width at bottom **2** feet; width at water line **2 $\frac{1}{2}$** feet; depth of water **1 foot**.
~~feet~~; dimensions of flume:

Diameter of pipe inches; length of conduit **Approx. 1100'** ~~miles~~
Average grade per mile feet.

12. The time required for the completion of such work is **5** years.

13. The time required for the complete application of the water to the proposed use is **6** additional years.

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

15. (a) Is reservoir to be used? No 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.

George A. Springer Applicant.

By Agent.

Date of first receipt at Department of Reclamation: 9:00 A. M. April 17, 1935

Returned to applicant for correction:

Corrected application received:

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is 18097
Recorded in Book 65 Page 18097 Approved April 25, 1935
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 June 24, 1935 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 October 25, 1937
The whole of said work to be completed on or before April 25, 1940
Beneficial use of water appropriated in accordance herewith, to be made on or before April 25, 1946.

Witness my hand this 25th day of April, 1935.

R. W. FARIS
Commissioner of Reclamation.

Remarks: The water upon which this application is made has been used and appropriated by this applicant for thirty years and the headgate and ditches have been completely constructed during all of that time. The source of this water is from waste water, seepage water and drainage water coming down through a natural draw into the lands of this applicant and flows in said stream the year around. The water is now taken from a drain ditch

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	24															20	40	60
Total Number of Acres to be Irrigated.....																			60

REMARKS: (Continued)
in the draw by means of a headgate and ditch out upon the lands of applicant and is used to water 40 acres in the SE¼ SE¼, Section 24, and 20 acres in the SW¼ SE¼ of said Section 24, all in T. 4 N., R. 4 W., B. M., in Canyon County, Idaho.

AFFIDAVIT OF PERMISSION TO FILE ON SPRINGS

I, W. H. BEST, of Caldwell, County of Canyon, State of Idaho, do hereby certify that I am the owner or lessee of the land on which the spring mentioned in the application of GEORGE A. SPRINGER is located, to-wit: SW¼ of the NW¼ (or Lot 2) Sec. 30, Twp., 4 N., R. 3, W., B. M., Canyon County, Idaho, and that I do hereby grant unto the said GEORGE A. SPRINGER, permission to file on the said spring as set forth in the foregoing application.

(Signed) W. H. BEST

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

On this 15th day of April, 1935, before me a Notary Public for the State of Idaho, residing at Caldwell, Idaho, personally appeared W. H. Best, known to me to be the person whose name is subscribed to the foregoing certificate, and acknowledged to me that he executed the same.

Witness my hand and seal, the day and year in this certificate first above written.

(SEAL)

My commission expires October 5, 1935.

(Further affidavits are in the permit file).

(Signed) HUGH N. CALDWELL
Notary Public for Idaho,
Residing at Caldwell, Idaho

LICENSE ISSUED FOR 1.22 SEC. FY.

p. 3861 Vol 7

PERMIT NO. 18097

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that GEORGE A. SPRINGER of Caldwell, County of Canyon, and State of Idaho, the holder of Permit No. 18097, issued upon Application No. 25322, bearing date of priority of April 17, 1935, authorizing the diversion of 1.2 second feet of the waters of an Unnamed Stream, 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 1.2 second feet of the waters of an Unnamed Stream; that the point of diversion of said waters is in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 25, 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: 20 acres, SW $\frac{1}{4}$ SE $\frac{1}{4}$; 40 acres, SE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 24, T. 4 N., R. 4 W., B. M.

Witness my hand this 23rd day of July, A. D. 1935.

R. W. FARIS
Commissioner of Reclamation

Proof of Completion of Works made June 8, 1935.
Certificate issued July 23, 1935.

WATER RIGHT NUMBER 63-2504

OWNER LAST NAME - SPRINGER

FIRST NAME - GEORGE A.

ORIG OWNER -

ADDRESS LINE 1 -

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - CALDWELL

STATE - ID ZIP CODE -

SOURCE - UNNAMED STREAM

TRIBUTARY OF - WEST END DRAIN

STAGE - LICENSE

STATUS -

PRIORITY - 04-17-1935 COUNTY - CANYON

TOTAL DIV. RATE - 1.2000 -CFS

TOTAL DIV. VOLUME -

.00 AFA TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - NENE 25 04N 04W LOT

REDIV -

272.0 312.0 8.0 9.0 2.0 5.0 0.0 0.0 0.0 0.0 0.2

FROM - TO -

LSE - IRRIGATION

USE DIV. RATE -

1.2000 CFS

USE DIV. VOLUME -

.00 AFA

USE - IRRIGATION

PLACE OF USE - TWN 04N RNG 04W SEC 24 TRACT SWSE LOT

AC 20 TRACT SESE LOT

AC 40

DECREE NAME -

DATE -

TOTAL ACRES

60

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 18097

PROOF MADE -

FLD EXAM -

COND. OF APPROVAL -

DIVERSION MEANS -

OFFICE

IDENT. NO. 63-2504

WATER RIGHT
DATA ENTRY LOG

[illegible]

XXXXXX

Barzilla W. Clark

February 23, 1937

Re: Permit No. 18097
Geo. A. Springer

HUGH N. CALDWELL
Attorney at Law
Caldwell, Idaho

Dear Sir:

We are enclosing herewith, Dismissal of Protest which has been signed by the Commissioner of Reclamation, dismissing the protest of George D. Jones against the issuance of a license to George A. Springer under the terms of the above permit, which is self-explanatory.

You will also find enclosed, License and Certificate of Water Right which has been issued to Mr. Springer for 1.2 cubic feet per second of the waters of an unnamed stream in Canyon County for irrigation purposes, together with our Office Receipt No. 16120 in the amount of \$4.00 covering fee remitted in connection with this proof.

Very truly yours

R. W. FARIS
Commissioner of Reclamation

by
Ass't Chief Clerk

18 097

cj
encl

CALDWELL AND TROXELL

LAWYERS

HARMON BUILDING

CALDWELL, IDAHO

**HUGH N. CALDWELL
ROBERT I. TROXELL**

February 13, 1937

Hon. R. W. Faris
Department of Reclamation
State House, Boise, Idaho

Re: George A. Springer
Permit No. 18097

Dear Sir:

Inclosed herewith please find my Check No. 1972, payable to R. W. Faris, Commissioner of Reclamation for \$4.00 covering the final fees in the application of George A. Springer in the matter of Permit No. 18097.

If you need any further information in this matter, please advise me.

Very truly yours,

Hugh N. Caldwell
HUGH N. CALDWELL

By R.E.

HNC:IE
Incl.



18097

xxxxxxx

Marzilla W. Clark

February 18, 1937

Re: Permit No. 18097
Geo. A. Springer

GEO. D. JONES
Caldwell, Idaho

Dear Sir:

We are enclosing herewith, an order signed by the Commissioner of Reclamation dismissing the protest filed by you against the issuance of a license under the above water permit, which order is self-explanatory.

Very truly yours

R. W. FARIS
Commissioner of Reclamation

by
Ass't Chief Clerk

cj
encl

18097

DEPARTMENT OF RECLAMATION

Boise, Idaho

IN THE MATTER OF PROTEST AGAINST ISSUANCE OF LICENSE UNDER PERMIT TO APPROPRIATE
THE PUBLIC WATERS OF THE STATE OF IDAHO NUMBER 18097

George D. Jones,

Protestant

vs.

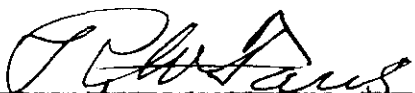
George A. Springer,

Protestee

DISMISSAL OF PROTEST

You are hereby notified that your protest against the issuance of
a license under Permit to appropriate the Public Waters of the State of Idaho,
No. 18097, has been taken under consideration and is hereby dismissed. License
will, therefore, issue as of the date of this Order.

WITNESS, My hand and the seal of this Department at Boise, Idaho,
this 17th day of February, 1937.


Commissioner of Reclamation

18097

DEPARTMENT OF RECLAMATION

Boise, Idaho

IN THE MATTER OF PROTEST AGAINST ISSUANCE OF LICENSE UNDER PERMIT TO APPROPRIATE
THE PUBLIC WATERS OF THE STATE OF IDAHO NUMBER 18097

George D. Jones,

Protestant

vs.

George A. Springer,

Protestee

DISMISSAL OF PROTEST

You are hereby notified that your protest against the issuance of
a license under Permit to appropriate the Public Waters of the State of Idaho,
No. 18097, has been taken under consideration and is hereby dismissed. License
will, therefore, issue as of the date of this Order.

WITNESS, My hand and the seal of this Department at Boise, Idaho,
this 17th day of February, 1937.

18097

Commissioner of Reclamation

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 18097

This proof is for Beneficial Use

In Water District No. _____

1. Name of applicant George A. Springer

2. Source of water supply: Unnamed Stream

3. Location of point of diversion: Is in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 25

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

4. Describe works as they exist, giving dimensions and capacities of same: Diversion is made by a check and gate structure which is 4 ft deep, 3 ft wide & 6 ft long built of plank. and located in an extension of the "shelf drain" so called. Field laterals are 2 ft wide x 1 to 3 ft deep, with a concrete control structure located in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec 24.

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 irrigation): SE $\frac{1}{4}$ SE $\frac{1}{4}$, & SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 24, T. 4 N., R. 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? Boise River

Remarks: Field conditions indicate beneficial use of water by Springer and some wasteful use by Jones who protests against this filing. It is recommended that Permit #18097 be given favorable consideration.

This examination was made on the 25th day of Nov., 1935

(Signed)

Fred A. Dolman
Examiner.

George A. Springer
Caldwell, Idaho.

38

Permit No. 18097

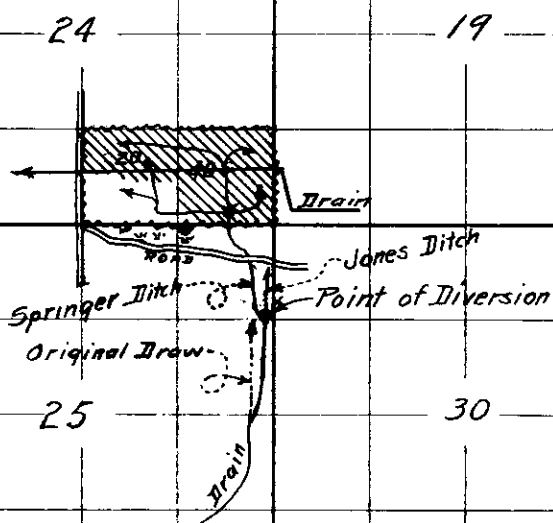
Examination for Beneficial Use

County Canyon

A protest has been filed
against this proof--see file

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. 18097

REPORT ON PROOF OF Beneficial Use

November 14, 1935

Re: Permit No. 18097
Geo. A. Springer

MR. HUGH N. CALDWELL,
Attorney at Law,
Caldwell, Idaho

Dear Mr. Caldwell:

This will acknowledge receipt of Mr. Springer's papers, executed in connection with beneficial use proof, under the above permit and also an affidavit of publication from the newspaper.

As I advised you when you were in the office recently, a field examination will have to be made of Mr. Springer's works and the use to which the water has been applied, by an engineer from this department, before we will be in a position to take any action on the proof. Furthermore, you were likewise advised that a protest was filed against this proof, contesting several statements in such proof, particularly with referenct to the point of diversion.

After the field engineer's report is on file it will be considered in conjunction with Mr. Springer's proof and the permit record. We shall then take appropriate action to dispose of this matter.

Very truly yours,

R. W. FARRIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

PLH/rg

18097

November 14, 1935

Re: Permit No. 18097

MR. GEO. A SPRINGER
Caldwell, Idaho
R # 2

Dear Sir:

A few days ago you received a carbon copy of a letter from this office, dated November 7th, acknowledging receipt of your papers executed in connection with final proof under the above permit and also an affidavit from the newspaper concerning publication. In this letter you were advised that after the field engineer's report, covering his examination, was on file in this office you would be further notified as to fees due before the issuance of your license. This statement was in error since, as you know, a protest was filed by one of your neighbors contesting certain features of your proof and before this office would be in a position to take any action toward the issuance of your license consideration would have to be given the protest.

Therefore, when the field engineer has made his examination and filed his report a careful study will be made of your proof, his report and the protest. Determination will then be reached as to whether or not the license should be issued.

Very truly yours,

R. W. PARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

PLH/rg

18097

Affidavit of Publication

STATE OF IDAHO,

SS.

County of Canyon

Emile A. Short, being first duly sworn, deposes and says:

That he is the foreman of CALDWELL PUBLISHING COMPANY, 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

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE.

Notice is hereby given that at 10:00 a. m. on the 3rd day of September, 1935, at Caldwell, County of Canyon, State of Idaho, in rooms 10 and 14, Harmon Building, before Hugh N. Caldwell, Notary Public, proof will be submitted of the application to beneficial use of 1.2 cubic feet per second of the waters of unnamed stream in accordance with the terms and conditions of Permit No. 18097 heretofore issued by the

Board of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Geo. A. Springer, Caldwell, Idaho.

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

The amount applied to beneficial use is 1.2 cubic feet per second.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) SE 1/4 of the SE 1/4 and the North half of the SW 1/4 of the SE 1/4 all in Sec. 24, Township Four North of Range Four West of the Boise Meridian in Canyon County, Idaho.

The name of the canal or ditch or other works by which said water is conducted to such place of use, is Private Ditch as per permit.

The right to take water from such works is based upon Permit No. 18097.

The source of supply from which such water is diverted is unnamed stream.

The date of the priority which said user is prepared to establish is April 17, 1935.

R. W. FARIS,

Commissioner of Reclamation.

119—Aug. 3-19-17-24

of this affidavit, and was published in the regular

Saturday issue of THE CALDWELL

NEWS-TRIBUNE for four consecutive weeks

beginning with the issue of August 3,

193 5 and ending with the issue of August

24, 193 5.

Emile A. Short

Subscribed and sworn to before me this 26th

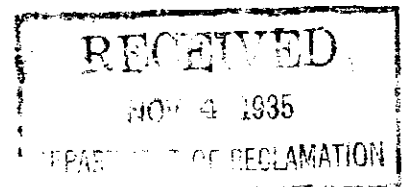
day of August, 193 5.

Neil Wilson

Notary Public for Idaho.
Residing at Caldwell, Idaho.

18097

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO



Permit No. 18097

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. GEORGE A. SPRINGER, Caldwell, Idaho; farmer
Post office Caldwell, Idaho.

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 on behalf of corporation.

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

Ans. 18097 dated April 25, 1935; I expect to establish under the permit
April 17, 1935; but have used the water claim for 30 years or more.

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

Ans. Source of water supply is from an unnamed stream from waste water,
seepage water and drainage water coming down through a natural draw
(ans. continued on the annexed page)

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. See answer to question No. 5 attached hereto on separate sheet.

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. Waters used for irrigation and head water has been used for such
purposes for actual irrigation of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ and the North half
of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 24, Township 4 North of Range 4, W.B.M.
in Canyon County, Idaho. All of said land is cultivated land and the
nature of the improvements which have been made as a direct result of
said use is the reclaiming of said land from raw land to cultivated
and irrigated land.

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

Ans. For no other purpose than irrigation.

18097

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

Ans. 1.2 Cubic feet per second

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. For the irrigation of 60 acres of land above described. This irrigation has continued for a period of about 33 years or since about the year 1902.

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. Have not used any other water on said premises except the waters described in the application for permit.

(Sign)

George C. Springer

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Caldwell, County of Canyon, State of Idaho, on this 3rd day of September, A. D. 19 35.

Walter N. Caldwell
Notary Public for Idaho,
Residing at Caldwell, Idaho.

My commission expires October 5, 1935.

Answer to Question No. 4

into the lands of this applicant. The location of the point of diversion can be determined from the answers to question No. 5. The exact point of diversion may be a somewhat debatable question as will be shown in the answers to question No. 5.

18097

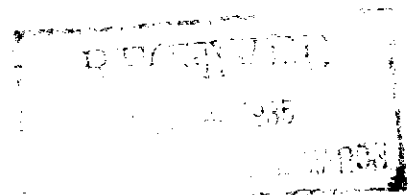
Answer to Question No. 5

At the point marked on the map as "Point of Diversion" and designated in statement No. 4 in the "Application for Permit" as being located 160 feet West from the Southeast corner of the Northeast quarter ($NE\frac{1}{4}$) of the Northeast quarter ($NE\frac{1}{4}$) of Section Twenty-five (25) Township Four (4) North of Range Four (4) W.B.M., a dam or check box was constructed by the Pioneer Irrigation District in the course of a natural stream or waste way to furnish water from this natural stream to the owner of the land on which this box at the point marked "Diversion Point" is located and a portion of the water was used on the land on which this box is located, to-wit, the $NE\frac{1}{4}$ of the $NE\frac{1}{4}$ of Section 25, Township 4, North of Range 4, W. B. M. in Canyon County, Idaho. The water level in this box is controlled by flash boards located in the box for the purpose of backing the water up to permit a portion of it to be diverted to approximately 12 acres on the East side of the natural draw. Also the course of the natural stream was diverted from the headgate or box above mentioned from the natural stream or waste way to a ditch constructed by the then owner of the above described $NE\frac{1}{4}$ of ^{the} $NE\frac{1}{4}$ running from the box and around the westerly side of the natural draw down to the point where it crosses the road, being about half of the distance from the box to the South line of the Springer land. This westerly branch immediately above mentioned was substituted for the natural draw. After the westerly branch of this ditch crosses the road above mentioned it returns to the natural course of the stream and continues on North to the Springer land. Prior to the time this check box was placed in the stream, as above mentioned, this applicant, George Springer, had, with the consent of the then owner of the $NE\frac{1}{4}$ of the $NE\frac{1}{4}$, plowed a furrow up the natural stream bed from his (applicant's land) land South across the $NE\frac{1}{4}$ of the $NE\frac{1}{4}$ following the stream bed to the South side of the road which passes through the above described $NE\frac{1}{4}$ of the $NE\frac{1}{4}$ which is about half the distance from the North to the South line of the said

NE $\frac{1}{4}$ of the NE $\frac{1}{4}$. This was done about 32 years ago, and the applicant used irrigation water coming down the natural draw and through the ditch which he had constructed, until the course of the natural stream was changed as above stated, between the box and the North side of the road, and thereafter, the applicant used his water through the ditch coming down on the West side which was substituted for the natural drain and he also used water from the ditch which was constructed on the East side, and he also used the waste water from the 12 acres irrigated on the East side of the draw above mentioned. Then at the point where the natural stream enters on the South side of the applicant's land being the South side of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ as shown on the map, this applicant has constructed works as indicated in paragraph No. 9 on page 1 of the "Application for Permit".

The ditch and natural stream bed above mentioned crossing the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said Section 25 is capable of carrying 200 inches or more of water. The ditch which is constructed at the South side of the applicant's land, and as described in paragraph 11 of applicant's "Application for Permit" is capable of carrying 200 inches of water on to the land on which the water is used for irrigation purposes. The canal or ditch by which the water is conducted to place of use has no name.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO



PERMIT NO. 18097

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. STARR; age 59; residence and address, Caldwell, R-F-D #2;

Occupation, Farmer

Ques. 2. Are you acquainted with George A. Springer, Yes the holder of Permit No. 18097? How long have you known him and where does he reside?

Ans. Since 1897; he resides 4 miles West of Caldwell on R-F-D #2.

Ques. 3. Have you read or heard read said Permit No. 18097, 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. The source of the water supply is from drainage and waste and seepage or spring water in a natural water way through which an unnamed stream flows. This natural water develops in a gulch about a mile long and runs down upon the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 25 and then direct on to the land of this applicant being the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 24 all in Township 4, N. R. 4, W.B.M., Canyon County, Idaho. I have been acquainted with the applicant, Mr. Springer, since about the year 1897
(Ans. to No. 4 continued on annexed page)

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. 4 second feet; 4 second feet.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each sub-division 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 improvement which have been made as a direct result of said use.

Ans. For irrigation for 40 acres in the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ and 20 acres in the North half of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 24, Township 4, North of Range 4, W. B. M. in Canyon County, Idaho, and making 60 acres in all. This land is all cultivated land and has been improved by the direct results of the use of water by being developed from raw uncultivated land to cultivated farm land.

18097

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

Ans. For irrigation purposes only.

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. Volcanic ash land containing some alkali. It requires one inch of water per acre for proper cultivation.

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

Ans. None

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. I have lived within a mile of Mr. Springer's land since about the year 1890 and have had the opportunity to know of his use of this land and irrigation of the same since about 1902 or 03. I know that he has irrigated the place during these years and has raised crops on this land, above described, with the use of the waters from this stream on which he has made his file.

(Signed)

A. F. Starr

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 day of September 3rd A. D. 1935.

HUGH H. CALDWELL

Notary Public.

My commission expires October 5, 1935.

Answer to Question No. 4

and have been familiar with his use of this water since about 1902. The place of diversion may be a question may be a question on which different opinions could arise depending on the established rights of the party. The natural draw and the unnamed stream referred to coming down through the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 25 which is called the Jones place. Near the South boundary of the Jones place and about 160 feet West of the Southeast corner thereof, the Pioneer Irrigation District has placed a headgate or check which is about 4 or 5 feet high and in which flash boards are placed for controlling the water flow. Two ditches branch from this point, one going on the East side of the hollow on toward the North of the Jones place and one going on the West side of the hollow on the Jones place for the purpose of irrigating lands from these ditches down toward the hollow. Before this check was put in and before the West ditch was dug across the Jones place the water ran directly down the hollow and directly on to Mr. Springer's land. Since the West ditch was built from the check box the water has gone down this West ditch and on down to Mr. Springer's land. This West ditch has been substituted for the natural drain or stream bed going North from the check box to Mr. Springer's land. If Mr. Springer has a right in this West ditch which has been substituted for the natural stream bed then it seems to me his point of diversion would be at the check box, but if he has no right in the West ditch then it may be that his point of diversion is at the dege of his own land approximately where the natural stream bed enters the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 25. I recall that years ago when Mr. Springer first began to irrigate his land, about 1902, that he plowed a furrow up the natural draw across what is now the Jones place extending about half way through the Jones place.

I recall that since about the year 1903 or 1904 that Mr. Springer put in a wooden headgate at the South line of his property, the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 24, at the point where the natural stream enters his land and that he used the water from that point for irrigation on the land described in his application, after that various other headgates were put in along his South boundary line and he now has and for some 6 years past has had the present headgate described in his

application for permit as set forth in paragraph 9 and 10, and that he has had a ditch leading from this headgate as described in paragraph 11 of his application.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 18097

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. ALFRED BURTCH; Age 42; residence and post office address,
R F D #2, Caldwell, Idaho; Occupation, farm laborer.

Ques. 2. Are you acquainted with George A. Springer, the holder of Permit No. 18097? How long have you known him and where does he reside?

Ans. Yes; all my life. He resides about 4 miles West of Caldwell
R F D #2.

Ques. 3. Have you read or heard read said Permit No. 18097, 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 developing in a gulch about a mile long leading from the South side of Mr. Springer's land in a Southerly direction, and the water comes from drainage or seepage or springs or waste water developed through this gulch. As to the point of diversion I can state that about 27 years ago I was employed by Mr. Springer to clean a ditch leading from the South side of his place (the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 24) in a Southerly direction across the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 25 then owned by Miss Cora
(Ans. to No. 4 continued on annexed page)

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. 4 Cubic feet per second

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each sub-division 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 improvement which have been made as a direct result of said use.

Ans. For irrigation for 20 acres in the North half of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ and for 40 acres of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ all in Section 24, Township 4, North of Range 4, W. B. M. Canyon County, Idaho. The land is all cultivated land and has been improved by bringing it from the sagebrush rough land into a full state of cultivation.

18097

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

Ans. For irrigation purposes only.

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. The character of the land is ordinary farm soil containing some alkali which formerly contained considerable alkali. It requires one inch of water per acre for profitable cultivation.

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

Ans. 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. I worked on Mr. Springer's place described in the application about 27 years ago and have been familiar with the land ever since and have worked on or near this land at various times during this period. I have irrigated the land and have raised crops on it about the last 7 years and I have worked on the land and irrigated it off and on for the last 27 years.

(Signed)

Alfred Butcher

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 day of September 3, A. D. 1935.

My commission expires October 5, 1935.

Notary Public.

Answer to Question No. 4

Bean and now owned by Mr. George Jones and that I cleaned the ditch up through the bed of the natural stream running down through the gulch in a northerly direction to Mr. Springer's land. The ditch I cleaned extended from the South side of the road about the center of the Bean place to about the center of the South line of Mr. Springer's land. Since that time a check box has been placed by the Pioneer Irrigation District at the point marked diversion on the map on Mr. Springer's "Application for Permit". A ditch was then constructed by the owner of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 25 in a northerly direction leading around the East side of the hollow down which the natural stream bed went. Also another ditch was constructed from the check box leading around the West side of the hollow to the road in about the center of the Jones 40 acres, which ditch was substituted for the natural stream bed, then ran back into the natural stream bed where it crosses the road and continued on to Mr. Springer's land. For a number of years Mr. Springer has received water from the check box down through this West ditch to the road and then on down the natural stream bed to his own land.

At the South side of Mr. Springer's land, that is the South side of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 24, where the natural stream enters his land, he has constructed a headgate which has been constructed in its present condition for at least 6 years. This headgate is of concrete, of lumber and dirt and is about 2 $\frac{1}{2}$ feet high and about 10 feet long, and as a headgate which is about 3 feet in width and about 3 $\frac{1}{2}$ feet high. A ditch leads away from this headgate on to Mr. Springer's land. Prior to the present headgate and dam, Mr. Springer has maintained other dams made of dirt and lumber to my knowledge for at least 27 years.

18097

September 26, 1935

Re: Permit No. 18097
George A. Springer

THOMPSON & STOUT, Attorneys
Caldwell,
Idaho

Dear Sirs:

This will acknowledge receipt of your protest, filed on behalf of George D. Jones, against the issuance of a license under the above permit.

We are not in a position, at this time, to take any action with reference to the protest, since in the first place, the depositions executed by Mr. Springer and his witnesses, on the 3rd of September, have not yet been received in the department. In the second place, we must have a field examination made before any action can be taken on either the permit or the protest and upon receipt of the engineer's report a determination will be made by the commissioner from the proof, the protest and the engineer's report. At such time you will be further advised as to the department's action in the matter.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

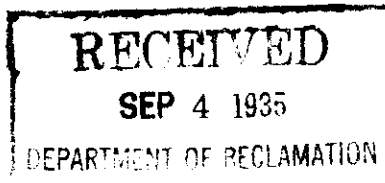
PLH/rg

18097

IN THE DEPARTMENT OF RECLAMATION OF THE STATE OF IDAHO
BEFORE R. W. FARIS, COMMISSIONER OF RECLAMATION.

IN THE MATTER OF THE APPLICATION
OF GEORGE A. SPRINGER OF CALDWELL,
IDAHO, FOR A LICENSE UNDER
PERMIT NO. 18097. }

PROTEST.



Comes now George D. Jones and protests the granting of a license for water right to George A. Springer under Permit No. 18097 and shows to the Commissioner of Reclamation for the State of Idaho as follows, to-wit:

1.

That your petitioner is the owner of the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 25, Township 4 North, Range 4 West of the Boise Meridian, being the land on which the owner of Permit No. 18097, said George A. Springer, claims to have constructed irrigation works under Permit No. 18097 for the irrigation of the SE $\frac{1}{4}$ SE $\frac{1}{4}$, N $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, all in Section 24, Township 4 North of Range 4 West of the Boise Meridian, Canyon County, Idaho.

2.

That the said George A. Springer has not constructed any works at said point whatever but that the works there constructed were constructed by the Pioneer Irrigation District and the ditches leading therefrom were constructed by the predecessor in interest of your protestant and the said irrigation works are used in the irrigation of your protestant's lands.

3.

That the said George A. Springer has not constructed any works in accordance with the terms and conditions of Permit No. 18097 heretofore issued by the Commissioner of Reclamation of the State of Idaho on your protestant's lands above described for the use of 1.2 cubic feet of water or any other amount of water, or at all, on the lands owned by your applicant..

4.

Protestant further states that the said applicant, George

18097

A. Springer has no right whatever to go upon this protestant's lands above described for the purpose of diverting water from the dams, laterals, and ditches constructed and owned by the Pioneer Irrigation District and this protestant.

WHEREFORE, your protestant requests the Honorable Commissioner to postpone or adjourn said hearing that this protestant may have an opportunity to appear and submit evidence to sustain the allegations above set forth and that upon said hearing the application of George A. Springer ^{or} for a license under Certificate No. 18097 heretofore issued by the Commissioner of Reclamation of the State of Idaho, be denied.

Thompson & Stout
Attorneys for protestant,
Residing at Caldwell, Idaho.

STATE OF IDAHO,)
COUNTY OF CANYON,) ss.

I, George D. Jones, after having been first duly sworn on oath say:

That I am the protestant named in the above petition and protest;

That I have heard read the foregoing petition and protest, know the contents thereof, and that the same is true as I verily believe.

Subscribed and sworn to before me this 27th day of September, 1935.

George D. Jones
Notary Public for Idaho,
Residing at Caldwell, Idaho.

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

Re: Permit No. 18097

BOISE, IDAHO, August 21, 1935

MR. HUGH N. CALDWELL,
Attorney at Law,
Caldwell, Idaho

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 18097

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 September 3, 1935, 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 N. 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.

R. W. FARIS
Commissioner of Reclamation.

18097

July 31, 1935

Re: Permit No. 18097

MR. GEORGE A. SPRINGER
Caldwell,
Idaho

Dear Sir:

This will acknowledge receipt of notice in duplicate for publication in connection with beneficial use proof and also your authorization to have the notice published in the Caldwell News Tribune, Caldwell, Idaho, all in connection with Permit No. 18097.

(A copy of the notice has been mailed to the newspaper with instructions to publish it once a week for four consecutive weeks prior to September 3, 1935. About 10 days prior to this date depositions, consisting of one for the holder and one each for two witnesses, will be mailed to Mr. Hugh N. Caldwell, Attorney at Law, Caldwell, Idaho, so that he will have them in ample time for the proof. On the date designated you should appear at Mr. Caldwell's office with two disinterested witnesses, who are familiar with the terms of the permit, and the works constructed thereunder, for the purpose of executing the depositions.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

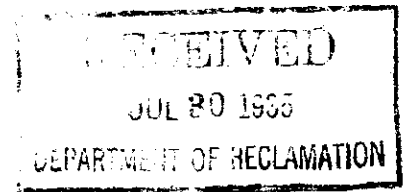
PLH/RE

cc - Hugh N. Caldwell, Attorney at Law, Caldwell, Idaho

18097

HUGH N. CALDWELL
ATTORNEY AT LAW
CALDWELL, IDAHO

July 30, 1935



Hon. R. W. Faris
Commissioner of Reclamation
State House
Boise, Idaho

Dear Sir:

RE: Geo. A. Springer
Permit No. 18097

I inclose herewith to you authorization from Geo. A. Springer to publish in The Caldwell News Tribune of Caldwell, Idaho, the "Notice of Proof Application of Water to Beneficial Use".

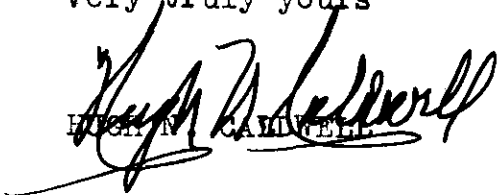
The Caldwell News Tribune publishes their legal documents on Saturdays, so if you will please return the notice at once to them, they can publish it in the first issue on Saturday, August 3, and in the additional issues of 10, 17 and 24.

I have set the day of hearing for September 3, to be certain that I will have returned from my vacation.

I am inclosing duplicate copies of the notice.

If you will kindly send me the depositions to be taken or instructions of what you wish done on this hearing, I will complete the matter as suggested by you.

Very truly yours


HUGH N. CALDWELL

HNC:YM
Incls.

18097

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Re: Permit No. 18097

Date July 31, 1935

EDITOR, CALDWELL NEWS TRIBUNE
Caldwell,
Idaho

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to September 3, 1935 the date set for proof, the expense of the publication to be paid by the applicant, GEORGE A. SPRINGER, Caldwell, Idaho, to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

R. W. FARIS

Commissioner of Reclamation.

18097

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 a. m. on the 5th day of September, 1935,
at Caldwell County of Canyon, State of Idaho,
in rooms 10 to 14, Harmon Building,
before HUGH N. CALDWELL, Notary Public, proof will be submitted
of the application to beneficial use of 1.2 cubic feet per second of the
waters of unnamed stream in accordance with the terms and conditions of
Permit No. 18097 heretofore issued by the Commissioner of Reclamation
of the State of Idaho.

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

Geo. A. Springer, Caldwell, Idaho

The use to which said water has been applied is Irrigation

The amount applied to beneficial use is 1.2 cubic feet per second

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ and the North half of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$, all in
Sec. 24, Township Four North of Range Four West of the Boise Meridian
in Canyon County, Idaho.

The name of the canal or ditch or other works by which said water is conducted to such place of use
is Private Ditch as per permit.

The right to take water from such works is based upon Permit No. 18097

The source of supply from which such water is diverted is unnamed stream

The date of the priority which said user is prepared to establish is

April 17, 1935.

R. W. FARIS

Commissioner of Reclamation.

18097

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) July 30, 1935

(P. O.) Caldwell, Canyon County, Idaho.

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.

Lee A. Springer

(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.

18097

July 30, 1935

Re: Permit No. 18097
George A. Springer

MR. HUGH N. CALDWELL,
Attorney at Law,
Caldwell, Idaho

Dear Sir:

Please find enclosed Certificate of Completion of Works, together with our office receipt in the amount of \$5.00, issued under the above numbered permit. This certificate confirms the completion of the works of diversion to a capacity of 1.2 second feet.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Assistant Chief Clerk

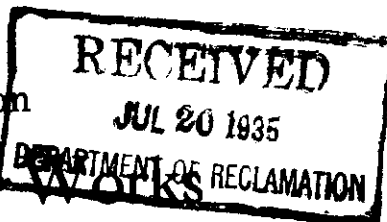
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Encl.

1 8097

Permit No. 18097

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works



AFFIDAVIT OF HOLDER

STATE OF IDAHO,
County of Canyon } ss

GEORGE A. SPRINGER

, 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. 18097, and that his postoffice address is Caldwell, State of Idaho

Second: That the name of the stream from which said water is to be diverted is
See reverse side

Third: That the point of diversion of said water is NE⁴NE⁴, Sec 25, T4N R4W.
(See reverse side.)

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by April 25, 1940.

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

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

I. Kind of works: Ditch headgate and dam

(Reservoir, dam, ditch, flume, pipe or otherwise.)

II. Dimensions of work: 2 $\frac{1}{2}$ feet

(a) Height of dam 2 $\frac{1}{2}$ feet, length of dam at top 10 feet, length of dam at bottom 10 feet. Material used in construction concrete and boards and dirt

(State whether wood, earth, stone or concrete.)

(b) Capacity of reservoir X acre feet.

(c) Size of headgate: Width 3 feet, height 3 $\frac{1}{2}$ feet.

(d) Conduit ditch width at bottom 2 feet, width at water line 2 $\frac{1}{2}$ feet, depth of water 1 feet; diameter of pipe none 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 ~~(200 inches)~~

~~1.2~~ A second feet of water.

Eighth: That water appropriated under said permit is available for 60 acres of land described as follows: The SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ and the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Sec. 24, Twp. 4 N of R 4 W. B. M., in Canyon County, Idaho.

Ninth: Remarks: That said water appropriated as above is available for and has been used by the applicant for many years upon the above-described lands.

George A. Springer
(Sign here)

Subscribed and sworn to before me this 8th day of June, 1935

My commission expires October 5, 1935

Hugh H. Caldwell
Notary Public for Idaho
Residing at Caldwell, Idaho

18097

Second: Unnamed stream; the source is: Waste, seepage and drainage water coming down through a natural draw into the lands of the applicant and flows through said stream the year around.

Third: Point of diversion is: 160 feet West distant from the Southeast corner of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 25, Township 4 North, Range 4 W. B. M., and is in the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 25, Township 4 North, Range 4 W. B. M., in Canyon County, Idaho.

May 15, 1935

Re: Permit No. 18097
George A. Springer

MR. HUGH N. CALDWELL,
Attorney at Law,
Caldwell, Idaho

Dear Sir:

In response to your letter of May 8th, we are enclosing herewith two copies of Form No. 5 and also two copies of Form No. 6 which, you will note, are the proper papers for offering proof of completion of works under the above permit.

When the affidavit has been properly executed, kindly return it to this department with a fee of \$5.00. After the certificate of completion of works has been issued, Mr. Springer will then be ready to proceed with proof of application of water to beneficial use and we shall be glad to furnish the proper papers for such proof if you will be kind enough to again call it to our attention when mailing the affidavit for completion of works.

Very truly yours,

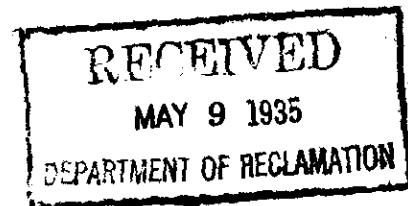
R. W. FARMIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

FLH/rg
Encl.

18097

HUGH N. CALDWELL
ATTORNEY AT LAW
CALDWELL, IDAHO



May 8, 1935

Mr. R. W. Faris
Commissioner of Reclamation
State House
Boise, Idaho

Re: Permit No. 18097
Application No. 25322
George A. Springer

Dear Sir:

Mr. Springer has brought to me the permit issued to him and advises that he is ready to make his proof of completion of works. As I advised you in the office, Mr. Springer has already completed his works and has also completed the application of the water to beneficial use.

Will you kindly send me your regular blanks, together with any instructions necessary for making these proofs? Please send an extra copy of forms for my office copies and advise me of any further requirements to be complied with in your office.

Very truly yours,

A handwritten signature in dark ink, appearing to read "Hugh N. Caldwell". The signature is written over the typed name "Hugh N. Caldwell" which is partially visible below the signature line.

HNC:IE

18097

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 18097

Boise, Idaho, April 26, 1935

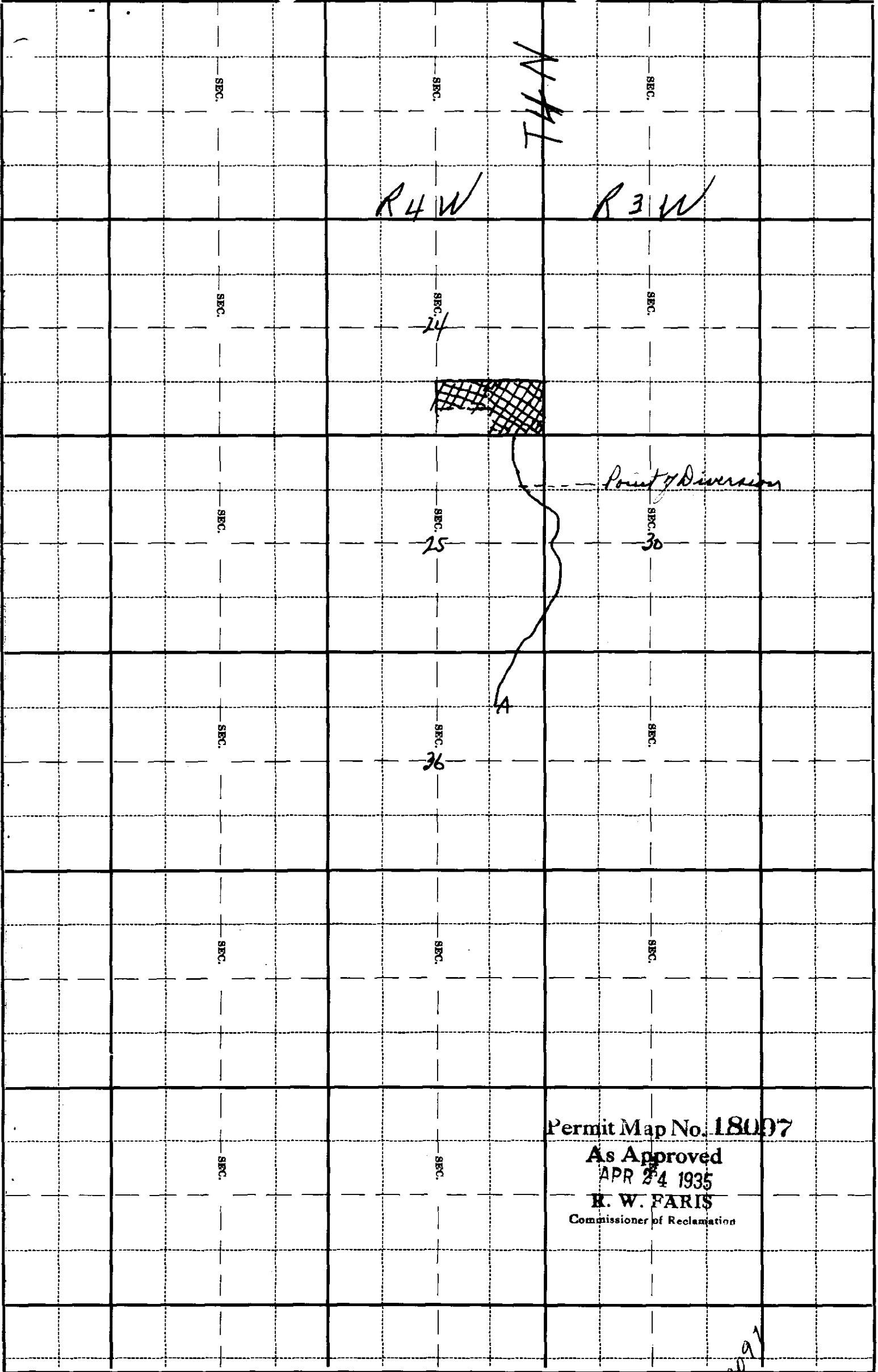
Dear Sir:

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 third page.

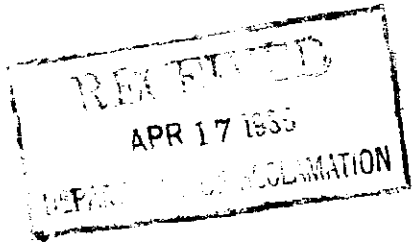
MR. GEORGE A. SPRINGER
Caldwell, Idaho

18097

R. F. FARIS
Commissioner of Reclamation.



18091



AFFIDAVIT OF PERMISSION TO FILE ON SPRINGS

I, SQUIRE C. TONGATE, of Caldwell, County of Canyon, State of Idaho, do hereby certify that I am the owner ~~or lessee~~ of the land on which the spring mentioned in the application of GEORGE A. SPRINGER is located, to-wit: NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ (or Lot 3) Sec. 30, Twp. 4 N. R. 3, W. B. M., Canyon County, Idaho.

and that I do hereby grant unto the said GEORGE A. SPRINGER permission to file on the said spring as set forth in the foregoing application.

Squire C. Tongate

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

On this 15th day of April, 1935, before me a Notary Public for the State of Idaho, residing at Caldwell, Idaho, personally appeared SQUIRE C. TONGATE, known to me to be the person whose name is subscribed to the foregoing certificate, and acknowledged to me that he executed the same.

Witness my hand and seal, the day and year in this certificate first above written.

Kurt J. Caldwell
Notary Public for Idaho,
Residing at Caldwell, Idaho.

(SEAL)

My commission expires October 5, 1935.

18097

AFFIDAVIT OF PERMISSION TO FILE ON SPRINGS

I, MRS. JESSIE MOSS, of Caldwell, County
of Canyon, State of Idaho, do hereby certify that I am the
owner ~~or lessee~~ of the land on which the spring mentioned in
the application of GEORGE A. SPRINGER is located, to-wit:
NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 36, Twp. 4 N., of R., 4 W.B.M.
Canyon County, Idaho.

and that I do hereby grant unto the said GEORGE A. SPRINGER per-
mission to file on the said spring as set forth in the fore-
going application.

Jessie Moss

STATE OF IDAHO,)
County of Canyon) ss.

On this 15th day of April, 1935, before me a
Notary Public for the State of Idaho, residing at Caldwell,
Idaho, personally appeared MRS. JESSIE MOSS
known to me to be the person whose name is subscribed to
the foregoing certificate, and acknowledged to me that she
executed the same.

Witness my hand and seal, the day and year in this
certificate first above written.

(SEAL)

Kyle H. Caldwell
Notary Public for Idaho,
Residing at Caldwell, Idaho.

My commission expires October 5, 1935.

18097

AFFIDAVIT OF PERMISSION TO FILE ON SPRINGS

I, C. A. BAYLESS, of Caldwell, County of Canyon, State of Idaho, do hereby certify that I am the owner ~~or lessee~~ of the land on which the spring mentioned in the application of GEORGE A. SPRINGER is located, to-wit:
SW $\frac{1}{4}$ of the SW $\frac{1}{4}$, Sec. 30, Twp. 4 N., R. 3 W.B.M.
Canyon County, Idaho.

and that I do hereby grant unto the said GEORGE A. SPRINGER permission to file on the said spring as set forth in the foregoing application.

C. A. Bayless

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

On this 15th day of April, 1935, before me a Notary Public for the State of Idaho, residing at Caldwell, Idaho, personally appeared C. A. BAYLESS, known to me to be the person whose name is subscribed to the foregoing certificate, and acknowledged to me that he executed the same.

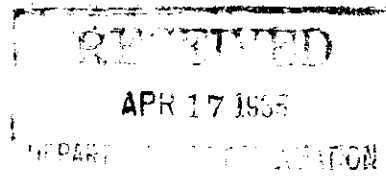
Witness my hand and seal, the day and year in this certificate first above written.

(SEAL)

Hugh H. Caldwell
Notary Public for Idaho,
Residing at Caldwell, Idaho.

My commission expires October 5, 1935.

18097



AFFIDAVIT OF PERMISSION TO FILE ON SPRINGS

I, JOHN H. SHELP, of Caldwell, County of Canyon, State of Idaho, do hereby certify that I am the owner ~~or lessee~~ of the land on which the spring mentioned in the application of GEORGE A. SPRINGER is located, to-wit:
SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Sec. 25, Twp. 4 N., R. 4 W.B.M. Canyon County, Idaho.

and that I do hereby grant unto the said GEORGE A. SPRINGER permission to file on the said spring as set forth in the foregoing application.

STATE OF IDAHO,)
County of Canyon) ss.

On this 15th day of April, 1935, before me a Notary Public for the State of Idaho, residing at Caldwell, Idaho, personally appeared JOHN H. SHELP known to me to be the person whose name is subscribed to the foregoing certificate, and acknowledged to me that he executed the same.

Witness my hand and seal, the day and year in this certificate first above written.

(SEAL)

Notary Public for Idaho,
Residing at Caldwell, Idaho.

My commission expires October 5, 1935.

18097

HUGH N. CALDWELL
ATTORNEY AT LAW
CALDWELL, IDAHO

25322

18097
April 16, 1935

Mr. R. W. Faris
Commissioner of Reclamation
State House
Boise, Idaho

Dear Sir:

Inclosed herewith please find Application of George A. Springer for permit to use certain waters therein described.

Inclosed herewith is his check dated April 15, 1935, payable to your order for \$5.25 to cover the filing fee.

Inclosed herewith also please find maps accompanying the application showing the land to be irrigated by this filing and also the course of the stream from which the water develops. The portion between the point marked "A" and the point of diversion indicates a natural hollow or swale in which drainage and seepage water develops and for many years a natural seepage or spring water has developed down the course of this hollow. The permissions of the various owners across whose lands the hollow runs are inclosed herewith.

As stated under the remarks in the application this water has been used by Mr. Springer for approximately thirty years or more and his works are all completed and the proof can be made at any convenient time. We desire to make this proof at the first opportunity agreeable to your office.

I presume under the law, you will not require publication but it will be sufficient to post.

If you will kindly advise me of the next step you wish taken and send me the proper forms together with extra forms for my office copies, I will appreciate it and will return them to you according to your instructions.

I wish to thank you for your letter of April 12th inclosing the previous application.

You will note that this permit covers sixty acres instead of forty as previously listed. The original application should have covered the other twenty acres.

You may make your receipt for the filing fee to Mr. Geo. A. Springer and return it to me.

HNC:IE
Incls.

18097

Very truly yours,

HUGH N. CALDWELL

