

Affidavit of Publication

STATE OF IDAHO

COUNTY OF CANYON

} ss.

_____ being duly sworn, deposes and says
that he is Editor of CALDWELL TRIBUNE PUBLISHING COMPANY,
publisher of THE CALDWELL TRIBUNE, a semi-weekly newspaper published at Caldwell, Idaho; that
the said paper is in general circulation in the County aforesaid, and has been for a period of 78 weeks
preceding first publication of this advertisement, a copy of which is attached hereto, and was published

in the regular edition of said THE CALDWELL
TRIBUNE, 4 consecutive weeks, beginning
with the issue of June 20, 1922
and ending with the issue of July 11, 1922

Subscribed and Sworn to before me this _____
day of July, 1922

Nell Wilson
Notary Public.
Residing at Caldwell, Idaho.

NOTICE OF PROOF OF COMPLETION OF WORKS AND APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 2:00 o'clock P. M., on the 20th day of July, 1922, at Caldwell, County of Canyon, State of Idaho, before Geo. W. Stovel, Probate Judge, proof will be submitted of the completion of works for the diversion of fifty cubic feet per second of the waters of Five Mile Creek Drain and of the application to beneficial use of said water in accordance with the terms and conditions of Permit No. 12311, heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person or corporation, holding said permit, are Pioneer Irrigation District, Caldwell, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of use, in accordance with the plans accompanying the application for such permit, is fifty cubic feet per second.

3. The use to which said water has been applied is irrigation and domestic purposes and the amount applied to beneficial use is fifty cubic feet per second.

4. The place where said water is used is NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 23; W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ -4, SW $\frac{1}{4}$ -4, SE $\frac{1}{4}$ -4, Sec. 24; all of Sec 25; T. 4 R. 3 W. S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 19; NW $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 20; S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 21; NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 28; NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 29, all of Sec. 30; N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ -4, N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, T. 4 N., R. 2 W., B. M.

5. The date of priority which said user is prepared to establish is April 3, 1916.

W. G. SWENDSEN,
52-58c Commissioner of Reclamation.

State of Idaho
License and Certificate of Water Right

Water License No. 12311 Amount 50 sec. ft.
Water District No. 12-A Priority 4-3-1916

THIS IS TO CERTIFY that The Pioneer Irrigation District
of Caldwell, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated April 3, 1916; that Permit No. 12311
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
50 second feet, was issued thereunder on September 14, 1923, showing that said works
were completed on the 20th day of July, 1922; and that on the 20th
day of July, 1922,

The Pioneer Irrigation District
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 Five Mile Creek
Drain, a tributary of Boise River, for the purpose of irrigation and
domestic use, under Use Permit No. 12311 of the State Engineer
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 6 of Licenses, at page 3081, on the 14th day of September, 1923;

The right hereby confirmed dates from April 3, 1916;

The Point of Diversion is located
in the SE 1/4 SE 1/4, Sec. 27, Tp. 4 N., R. 2 W., B. M.
County of Canyon.

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 50 cubic feet per second.

Description and location of use: 3905 acres, in the following legal subdivisions:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
4 N.	3 W.	23	NE 1/4	4 N. 2 W. 20	NW 1/4
			NE 1/4 NW 1/4		SW 1/4
			N 1/2 SE 1/4		SE 1/4
			SE 1/4 SE 1/4	21	S 1/2 SW 1/4
		24	W 1/2 NE 1/4	28	NE 1/4 NW 1/4
			SE 1/4 NE 1/4	29	NE 1/4
			NW 1/4		NW 1/4
			SW 1/4		SW 1/4
			SE 1/4		NW 1/4 SE 1/4
		25	All	30	All
4 N.	2 W.	19	S 1/2 NE 1/4	31	N 1/2 NE 1/4
			S 1/2 NW 1/4		SW 1/4 NE 1/4
			SW 1/4		NW 1/4
			SE 1/4		N 1/2 SW 1/4
					SW 1/4 SW 1/4

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 14th day of September, 1923.

W. G. SWENDSEN.
Commissioner of Reclamation.

(SEAL)

State of Idaho
License and Certificate of Water Right

Water License No. 11896

Amount 60 sec. ft.

Water District No. 12-A

Priority 9-8-15

THIS IS TO CERTIFY that The Pioneer Irrigation District
of Caldwell, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated September 8, 1915; that Permit No. 11896
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
60 second feet, was issued thereunder on September 14, 1923, showing that said works
were completed on the 20th day of July, 1922; and that on the 20th
day of July, 1922,

The Pioneer Irrigation District
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 Wilson Slough
Drainage System, a tributary of Boise River, for the purpose of irrigation and
domestic use, under Use Permit No. 11896 of the State Engineer
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 6 of Licenses, at page 3082, on the 14th day of September, 1923;

The right hereby confirmed dates from September 8, 1915 ;

The Point of Diversion is located
in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 12, Tp. 3 N., R. 3 W., B. M.

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 60 cubic feet per second.

Description and location of use: 3000 acres, in the following legal subdivisions:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit		No. Acres Actually Irrigated
3 N.	3 W.	1	W $\frac{1}{2}$ NW $\frac{1}{4}$	4 N.	3 W. 34	N $\frac{1}{2}$
		2	E $\frac{1}{2}$ NE $\frac{1}{4}$		35	SE $\frac{1}{4}$
4 N.	3 W.	21	E $\frac{1}{2}$ SE $\frac{1}{4}$			N $\frac{1}{2}$
			NW $\frac{1}{4}$ SE $\frac{1}{4}$			
		22	S $\frac{1}{2}$			
		23	W $\frac{3}{4}$ S $\frac{1}{2}$ SW $\frac{1}{4}$			
		26	W $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$			
			W $\frac{1}{2}$ NW $\frac{1}{4}$			
			NE $\frac{1}{4}$ SE $\frac{1}{4}$			
			NW $\frac{1}{4}$ SW $\frac{1}{4}$			
			S $\frac{1}{2}$ S $\frac{1}{2}$			
		27	All			
		28	E $\frac{1}{2}$ NE $\frac{1}{4}$			
			S $\frac{1}{2}$			
		33	N $\frac{1}{2}$ N $\frac{1}{2}$			

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 14th day of September, 1923.

W. G. SWENDSEN
Commissioner of Reclamation.

(SEAL)

Application No. 17397
Permit No. 12311.

APPLICATION FOR PERMIT 63-2294

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

District No. 12-A.

1. Name of applicant: Pioneer Irrigation District.

Postoffice address: Caldwell

County: Canyon

State: Idaho.

I. If applicant is a corporation, give

- (a) Date and place of incorporation: An Irrigation District, organized under the laws of the State of Idaho on July 8, 1901
(b) The amount of capital stock:
(c) The amount paid in:
(d) Names and addresses of directors: L.E. Greenslit, Nampa, Idaho; W.A. Shupe and A.G. Street, Caldwell, Idaho.

II. The financial resources of the applicant are: (a) Cash on hand: See Remark #1.
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:

2. The quantity of water claimed is 50 cubic feet per second.

3. Source of water supply: See Remark #2, which is a tributary of Boise River.

4. Location of point of diversion: N. 85° W. 700 feet distant from the Southeast corner of Section 27, T. 4 North, R. 2 W.B.M. and is in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 27, T. 4 N., R. 2 W.B.M.
County of Canyon.

5. To be used for: Irrigation purposes.

I. Irrigation and domestic use: (a) Amount of land to be irrigated: 3905 acres.
(b) In the following legal subdivisions:

II. Mining, milling, power, manufacturing, transportation or other purposes:

(a) At what point:

(b) Amount of power to be generated:

H. P. under ft. head

(c) Is water to be returned to any stream?
point of return:

(d) If so, name stream and locate

6. Estimated cost of works: \$5,000.00

7. Description of works for diversion:

I. Kind of works: Ditch and Diversion Gates.

II. Dimensions of works:

(a) Height of dam feet, length of dam at top feet,

length of dam at bottom feet. Material used in construction:

two gates,

(b) Capacity of reservoir acres feet. (c) Size of headgate, width 2 feet,

Height 3 feet. (d) Conduit Ditch: width at bottom eight feet,

width at water line 12.8 feet, depth of water 2.4 feet; diameter of pipe

inches; average grade per mile is 2.64 feet. Length of conduit is .75 miles, and it crosses the following quarter sections:

8. The time required for the completion of the construction of such work is Two years.

9. Time required for the complete application of the water to the proposed use is Five additional years.

BE IT KNOWN That the undersigned hereby makes application for a permit to appropriate the public waters of the State of Idaho as herein set forth.

Pioneer Irrigation District

Applicant.

By J.M. Thompson.

Agent.

Date of first receipt at office of State Engineer 9:00 A.M. April 3, 1916.

Returned to applicant for correction May 4, 1916.

Corrected application received July 3, 1916.

APPROVAL OF STATE ENGINEER

The number of this permit is 12311

Recorded in Book 42 Page 12311 Approved July 15, 1916.

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 \$1,000.00 to be filed on or before September 13, 1916,

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

One-fifth of the work above specified to be completed on or before July 15, 1917.

The whole of said work to be completed on or before July 15, 1918.

Beneficial use of water appropriated in accordance herewith, to be made on or before July 15, 1923.

Witness my hand this 15th day of July, 1916.

J. H. Smith.

State Engineer.

Remarks:

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

			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$			
Twp.	Range	Sec.	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	Totals.		
4 N.	3 W.	23	40-40-30-40--10			-35-10-	-35--	240	
		24	-40-40-40--40-40-40-40--40-40-40-40--40-40-40-40--					600	
		25	40-40-40-40--40-40-35-40--40-10-20-40--40-40-40-40--					585	
4 N.	2 W.	19	-40-40--	-40-40--40-40-40-40--40-40-40-40--				480	
		20		--40-20-40-40--40-40-40-40--40-40-40-40--				460	
		21			-40-40--			80	
		28		--15-				15	
		29	40-40-40-30--40-40-40-40--40-40-35-30--	-30-				485.	
		30	40-40-40-40--40-40-40-40--40-40-40-40--40-40-40-40--					640	
		31	10-40-30-	--40-40-40-30--10-40-40-				320	

Total Number of Acres to be Irrigated 3905.

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

Remark No. 1-- The United States of America has agreed by contract to expend \$350,000.00 in constructing drainage ditches within said District, which will develop and accumulate said water, the amount so expended to be paid back in twenty annual installments as follows:-- 2% per year for the first four years 4% per year for years 5 and 6; and 6% per year for the next succeeding 14 years.

Remark: No. 2-- The source of supply is Five Mile Creek Drain tributary to Boise River, water collected, accumulated, saved and developed by means of said Drain. The water being Diverted by means of gates and carried through a canal .75 miles in length to the Caldwell High Line Canal and delivered through the Pioneer Irrigation District's system of laterals to the lands herein described. The same to be a supplemental water supply to the lands described.

Proof of Completion of Works made July 20, 1922.

Certificate of Completion of Works issued September 14, 1923.

Permit No. 12311

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that The Pioneer Irrigation District of Caldwell, County of Canyon, and State of Idaho, the holder of Permit No. 12311, issued upon Application No. 17397, bearing date of priority of April 3, 1916, authorizing the diversion of 50 second feet of the waters of Five Mile Creek Drain, County of Canyon, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 50 second feet of the waters of Five Mile Creek Drain; that the point of diversion of said waters is in the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 27, Twp. 4 N., R. 2 W., B. M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 23; W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 24, all of Section 25; T. 4 N., R. 3 W., B. M., S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$; SE $\frac{1}{4}$ Sec. 19; NW $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$ Sec. 20; S $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 21; NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 28; NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 29; all of Section 30; W $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$,

N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 31, Twp. 4 North, Range 2 West, B. M., making a total of 3905 acres.

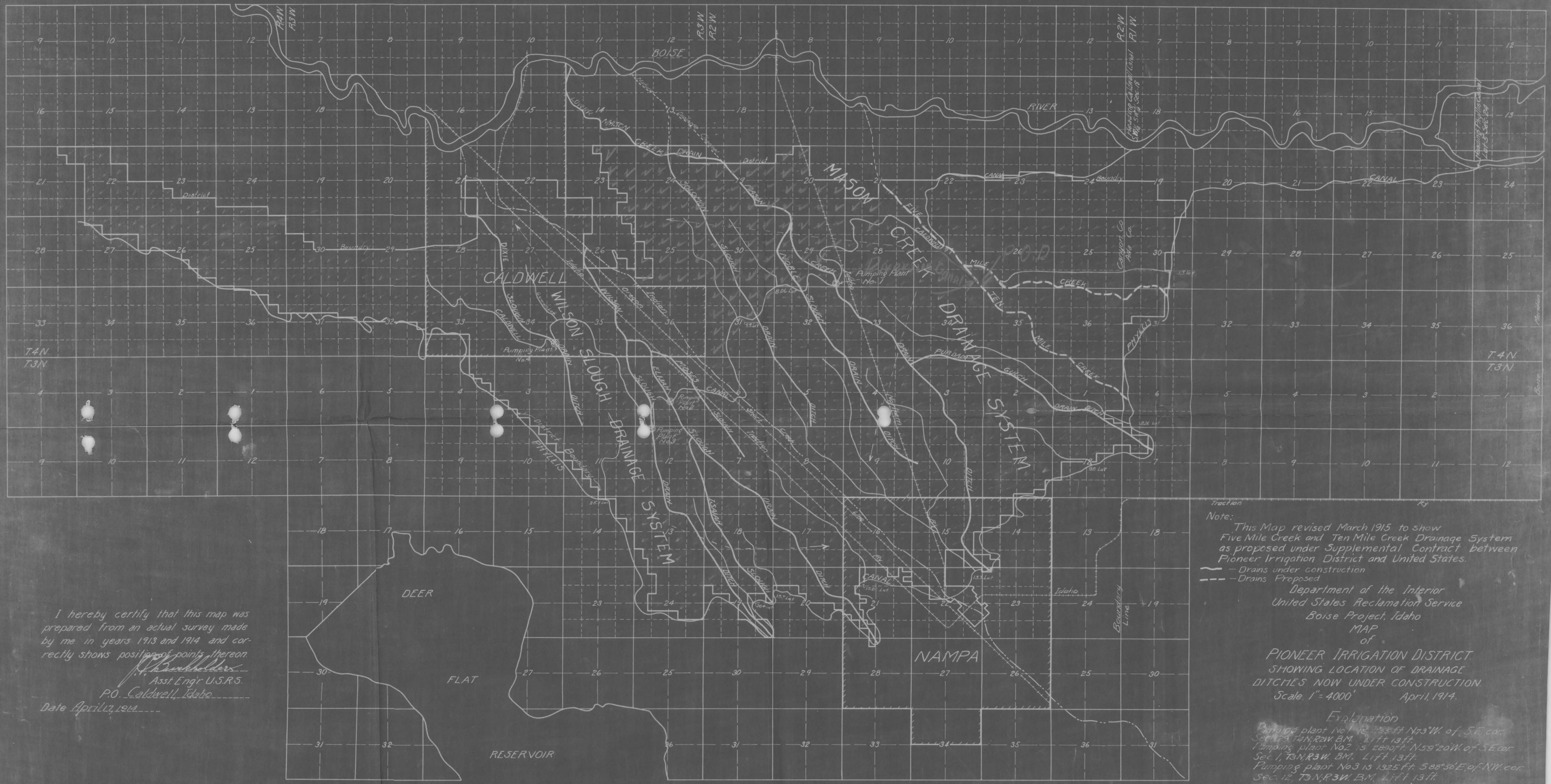
WITNESS my hand this 14th day of September, A. D. 1923.

W. G. SWENDSEN,
Commissioner of Reclamation

By: Geo. N. Carter,
Assistant.

License issued for 50 second feet - 3081 - Page #

For Permit 12311



I hereby certify that this map was prepared from an actual survey made by me in years 1913 and 1914 and correctly shows position of points thereon.
R. Caldwell
Asst. Engr. U.S.R.S.
P.O. Caldwell, Idaho
Date April 17, 1914

Note:
This Map revised March 1915 to show Five Mile Creek and Ten Mile Creek Drainage System as proposed under Supplemental Contract between Pioneer Irrigation District and United States.
--- Drains under construction
--- Drains Proposed
Department of the Interior
United States Reclamation Service
Boise Project, Idaho
MAP of
PIONEER IRRIGATION DISTRICT
SHOWING LOCATION OF DRAINAGE DITCHES NOW UNDER CONSTRUCTION
Scale, 1" = 4000' April, 1914.

Explanation
Pumping plant No. 1 is 1535 ft N73°W of SE cor. Sec. 13, T4N, R3W B.M. Lift 13 ft.
Pumping plant No. 2 is 2890 ft N59°20'W of SE cor. Sec. 1, T3N, R3W B.M. Lift 13 ft.
Pumping plant No. 3 is 1325 ft S88°36'E of NW cor. Sec. 12, T3N, R3W B.M. Lift 13 ft.
Pumping plant No. 4 is 1330 ft N40°W of SE cor. Sec. 31, T4N, R3W B.M. Lift 14 ft.

12311

State of Idaho
ENGINEERING DEPARTMENT
BOISE

Permit No. 12311-

**Pioneer Irrigation District,
Caldwell, Idaho.**

Boise, Idaho,

July 15, 1916.

Dear Sir:

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

J.H. Smith.

State Engineer

12311

State of Idaho
ENGINEERING DEPARTMENT
BOISE

A. E. ROBINSON
STATE ENGINEER

Permit No. 12311-
Pioneer Irrigation District.
Caldwell, Idaho.

NOTE

July 15, 1916.

That in order to keep this permit in force a bond in the sum of \$ 1000.00 must be filed in the office of the State Engineer on or before September 13, 1916. conditioned upon faithfully carrying to completion the works of diversion as specified in said permit and in the application therefor.

~~A. E. ROBINSON~~, J. H. SMITH.

State Engineer.

12311

WATER RIGHT NUMBER 63-2294

VERIFIED J 6
4/19/85

OWNER LAST NAME - PICNEER IRRIGATION DIST. ✓

FIRST NAME - ORIG OWNER -

ADDRESS LINE 1 -

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - CALDWELL

STATE - ID ZIP CODE - 83605 ✓

SOURCE - FIVEMILE CREEK

TRIBUTARY OF - BOISE RIVER

STAGE - LICENSE

STATUS -

PRIORITY - 04-03-1916 COUNTY - CANYON

TOTAL DIV. RATE - 50.0000 -CFS

TOTAL DIV. VOLUME -

.00 AFA TRFR/AMEND -

WATER DIST. - 63 DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - SESE 27 04N 02W LOT

REDIV -

272.0 312.0 46.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 3.7

FROM - TO -

USE - IRRIGATION

USE DIV. RATE -

50.0000 CFS USE DIV. VOLUME -

.00 AFA

FROM - TO -

USE - DOMESTIC

USE DIV. RATE -

.0000 CFS USE DIV. VOLUME -

.00 AFA

USE - IRRIGATION

PLACE OF USE - TWN 04N ~~RNG~~ 03W ~~SEC~~ 23TRACT NENE ~~LOT~~

AC

TRACT

NWNE ~~LOT~~

AC

TRACT SWNE ~~LOT~~

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TRACT NENW ~~LOT~~

AC

TRACT

NESE ~~LOT~~

AC

TRACT NWSE ~~LOT~~

AC

TRACT

SESE ~~LOT~~

AC

USE - IRRIGATION

PLACE OF USE - TWN 04N ~~RNG~~ 03W ~~SEC~~ 24TRACT NWNE ~~LOT~~

AC

TRACT

SWNE ~~LOT~~

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TRACT SENE ~~LOT~~

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TRACT NWNW ~~LOT~~

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USE - IRRIGATION

PLACE OF USE - TWN 04N ~~RNG~~ 02W ~~SEC~~ 19TRACT SENE ~~LOT~~

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NWSE ~~LOT~~

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TRACT SWSE ~~LOT~~

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USE - IRRIGATION

PLACE OF USE - TWN 04N ~~RNG~~ 02W ~~SEC~~ 20TRACT NENW ~~LOT~~

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USE - IRRIGATION

PLACE OF USE - TWN 04N ~~RNG~~ 02W ~~SEC~~ 21TRACT SWSW ~~LOT~~

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TRACT

SESW ~~LOT~~

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USE - IRRIGATION

PLACE OF USE - TWN 04N ~~RNG~~ 02W ~~SEC~~ 28TRACT NENW ~~LOT~~

AC

USE - IRRIGATION

PLACE OF USE - TWN 04N ~~RNG~~ 02W ~~SEC~~ 29TRACT NENE ~~LOT~~

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AC

TRACT

SENE ~~LOT~~

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TRACT NENW ~~LOT~~

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USE - IRRIGATION

PLACE OF USE - TWN 04N ~~RNG~~ 02W ~~SEC~~ 30TRACT NENE ~~LOT~~

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USE - IRRIGATION

PLACE OF USE - TWN 04N ~~RNG~~ 02W ~~SEC~~ 31TRACT NENE ~~LOT~~

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NESW ~~LOT~~

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TRACT NWSW ~~LOT~~

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SWSW ~~LOT~~

AC

USE - IRRIGATION

PLACE OF USE - TWN 04N ~~RNG~~ 03W ~~SEC~~ 25TRACT NENE ~~LOT~~

AC

TRACT

NWNE ~~LOT~~

AC

WATER RIGHT NUMBER 63-2294 CONT.

TRACT SENE	~~LOT~~	AC	TRACT SWNE	~~LOT~~	AC
TRACT NENW	~~LOT~~	AC	TRACT NWNW	~~LOT~~	AC
TRACT SENW	~~LOT~~	AC	TRACT SWNW	~~LOT~~	AC
TRACT NESW	~~LOT~~	AC	TRACT NWSW	~~LOT~~	AC
TRACT SWSW	~~LOT~~	AC	TRACT SESW	~~LOT~~	AC
TRACT NESE	~~LOT~~	AC	TRACT NWSE	~~LOT~~	AC
TRACT SWSE	~~LOT~~	AC	TRACT SESE	~~LOT~~	AC

DATE - TOTAL ACRES 0

HEARING -

OLD NO. - 12311

DECREE NAME -
REMARKS - P/U WITHIN LANDS OF PIONEER IRR. DIST. AC. IRR.=3905.
NON IRRIG USE -
OTHER RIGHTS FOR SAME USE -
PROOF DUE - PERMIT/DENIED - PROTESTED -
PROOF MADE - FLD EXAM - COND. OF APPROVAL -
DIVERSION MEANS -

3/79

IDENT. NO. 63-2294

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]

September 20, 1923.

Re: Permits Nos. 11896-11897
12311

Mr. Fred L. Evans, Secretary,
Pioneer Irrigation District,
Caldwell, Idaho.

Dear Sir:

We are enclosing herewith Certificates of Completion
of Works and Water Licenses, issued under the above numbered
Permits, together with receipts for fees.

Very truly yours,

W. G. SWENDSEN,
Commissioner of Reclamation

By

Chief Clerk.

12311

Re: Permits Nos. 11896-11897-12311.

Mr. Fred L. Evans, Secretary,
Pioneer Irrigation District,
Caldwell, Idaho.

Dear Sir:-

Referring to your letter of the 30th ult.
would say the reports of the examining engineer for
completion of works and beneficial use of water under
the above permits are now on file.

The total fees due this office before certificates
and license can be issued amounts to \$305.90, being
\$80.00 for proof of completion of works and beneficial
use under Permit #11896; \$135.90 for proof of comple-
tion of works and beneficial use under Permit #11897;
\$90.00 for proof of completion of works and beneficial
use under Permit #12311.

Very truly yours,

A. C. SANDSEN,

Commissioner of Reclamation.

By

Chief Clerk.

12311

REPORT OF ENGINEER

COMP. WORKS &
This proof is for BEN. USE WATER

In Water District No. 12-A

1. State name of applicant and number of permit: Pioneer Irr. Dist. - Permit 12311
2. State source of water supply: Five Mile Creek Drain
3. Location of point of diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 27, Twp. 4 N., R. 2 W., B.M.

4. Describe works as they exist, giving dimensions and capacities of same:

Diversion works consist of a concrete dam across the Five Mile Drain ditch. The concrete structure is fitted with two iron headgates each two feet wide by three feet high. Diversion canal with a capacity of fifty second feet conveys the water to the Caldwell High Line canal a part of the distribution system of the Pioneer Irrigation District.

5. State whether or not water has been turned into works of diversion: Yes, for at least a five year period.

6. Give exact location 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): See proof papers.

NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 23; W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$ Sec. 24; all of Section 25; Twp. 4 North, Range 3 West, B. M., S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$; SE $\frac{1}{4}$ Sec. 19; NW $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$ Sec. 20; S $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 21; NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 28; NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 29; all of Section 30; N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 31, Twp. 4 North, Range 2 West, B. M., making a total of 3,905 acres.

7. Submit map on enclosed plat, showing location and details of above description.
8. How many parties conduct water in this system? Pioneer Irrig. Dist.
9. Give names and amount of each right:

10. What large stream would the water here appropriated finally reach? Boise River.
11. Describe the various tributaries en route, from point of diversion to the principal drainage stream:

Remarks: This right supplements decreed rights from Boise River decreed to Pioneer Irrig. Dist.

This examination was made on the 5 day of May 1923

(Signed)

D. V. Fallman

Examiner.

12311

OVER

Pioneer Irr. Dist.

Caldwell

Instructions to Examiners

1. Examiners will not be permitted to examine any of the receipts in the office pertaining to this permit. They are to furnish a report of the facts and conditions as they exist, from their own observations and inquiries.
2. Always carefully note the location of the point of diversion, and accurately plat same.
3. Find out how many parties own right in the ditch or canal and give their names and amount of right.
4. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
5. 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.
6. If any unusual conditions are discovered, make a plain statement of them under remarks.
7. 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.

(This report must be sworn to when not made by an attache of the office.)

STATE OF IDAHO,

County of

ss.

being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this 19 day of 19

My commission expires

Notary Public.

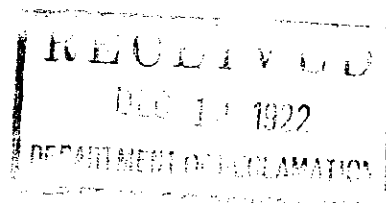
M E M O

Re: Permits Nos. 11896, 11897, 12311

Examination of the above mentioned permits has been delayed pending the decision of the irrigation district board in the matter of completing this proof, as the correspondence files show.

Later, at the request of Mr. Thompson of the Utilities Commission, who was previously attorney for this district, action has been suspended temporarily until advice from him.

GEO. N. CARTER



12311

September 5, 1922.

Re: Permits Nos. 11896
11897 and 12311

U. S. Reclamation Service,
Boise, Idaho.

Gentlemen:

The Pioneer Irrigation District has recently made proof of beneficial use of water under the terms of the above mentioned Permits. In looking through the files in this case, it is noted that the original filing maps which the Pioneer Irrigation District furnished, were blue prints from the U. S. Reclamation Service map, File No. R-375, Title Pioneer Irrigation District, showing location of drain ditches now under construction, April, 1914.

If possible, we would like very much to secure three blue prints from this tracing in order that same may be used in connection with the above mentioned proof of beneficial use. We would, of course, pay any charges in connection with this work.

Very truly yours,

W. G. SWENDSEN,
Commissioner of Reclamation

By

Assistant.

GNC:E

12311

Permits Nos. 11896-11897-12311-

U. S. Fidelity & Guaranty Co.,
Salt Lake City, Utah.

Gentlemen:-

You are hereby notified that the bonding company is released from further liability under the bonds filed in connection with the above numbered permits, inasmuch as the holder, the Pioneer Irrigation District, has submitted proof of completion of works to this office and the same is acceptable.

Very truly yours,

W. G. SWENDETH,

Commissioner of Reclamation.

By

Chief Clerk.

12311

July 28, 1922.

Re: Permits Nos. 11896-11897-12311.

Mr. Fred L. Evans, Secretary,
Pioneer Irrigation District,
Caldwell, Idaho.

Dear Sir:-

We are in receipt of depositions in the matter of proof of completion of works and beneficial use of water under the above numbered permits. These are in acceptable form and will be placed on file pending the examination and report by our engineer. You will then be further advised as to fees required before issuing the certificate and license.

Very truly yours,

W. G. SWENSON,

Commissioner of Reclamation.

By

Chief Clerk.

12311

Affidavit of Publication

STATE OF IDAHO

COUNTY OF CANYON

} ss.

.....being duly sworn, deposes and says
that he is Editor of CALDWELL TRIBUNE PUBLISHING COMPANY,
publisher of THE CALDWELL TRIBUNE, a semi-weekly newspaper published at Caldwell, Idaho; that
the said paper is in general circulation in the County aforesaid, and has been for a period of 78 weeks
preceding first publication of this advertisement, a copy of which is attached hereto, and was published

in the regular edition of said THE CALDWELL
TRIBUNE, 4 consecutive weeks, beginning

with the issue of June 20, 1922
and ending with the issue of July 11, 1922

Subscribed and Sworn to before me this 19th
day of July, 1922

Nell Wilson
Notary Public.
Residing at Caldwell, Idaho.

12311

NOTICE OF PRIORITY OF CONVEYANCE
OF LANDS IN THE STATE OF IDAHO
TO THE CALDWELL TRIBUNE PUBLISHING COMPANY
The following is a copy of the notice of priority of conveyance of lands in the State of Idaho, as published in the Caldwell Tribune, a semi-weekly newspaper published at Caldwell, Idaho, on June 20, 1922, and ending with the issue of July 11, 1922, and was published in the regular edition of said THE CALDWELL TRIBUNE, 4 consecutive weeks, beginning with the issue of June 20, 1922, and ending with the issue of July 11, 1922.

1. The name and position of the person or corporation, holding said permit, are Pioneer Irrigation District, Caldwell, Idaho.

2. Said works of diversion will be fully completed on the date set for completion, and the amount of water which said works are capable of diverting to the place of use, in accordance with the plans accompanying the application for such permit, is five cubic feet per second.

3. The use to which said water has been put, or is being put, is for irrigation, and the amount of water so used is five cubic feet per second.

4. The date of priority which said user is prepared to establish is April 3, 1916.

W. G. SWENDSEN,
Commissioner of Reclamation.

PERMIT NO. 12,311

Proof of Completion of Works

DEPOSITION OF HOLDER

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

Ans. Elmer N Brown--45--Caldwell, Idaho--Superintendent Pioneer Irrigation District--Caldwell, Idaho.

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

Ans. Pioneer Irrigation District--Caldwell, Idaho--Superintendent--order Board of Directors.

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

Ans. 12,311--July 15, 1916--50 second feet--Five Mile Drain--N. 85° W. 700 feet from the SE corner of Section 27, T 4 N, R 2 W B M.

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

Ans. Irrigation. Any land under the Caldwell Highline Canal to which it can be diverted.

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

Ans. Turned in in 1916, all that was developed by said drain.

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

Ans. Yes.

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

Ans. _____

Ques. 8. Give description of works, state dimensions and capacity of each part, and give cost of same.

Ans. Concrete Dam across Drain Ditch--concrete headgate structure with two iron headgates each 2 feet wide and three feet high. Diversion canal about one mile long to convey water to Caldwell Highline Canal.

(Sign here.) Elmer N. Brown

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 20th day of July A. D. 19 22

My Commission expires _____

Geo. W. Boyd
Probate Judge Monty E. Pugh
Canyon County Idaho

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

PERMIT NO. 12,311

Proof of Completion of Works

DEPOSITION OF WITNESS

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

Ans. J Jester, Jr., --53--bookkeeper--Caldwell, Idaho.

Ques. 2. Are you acquainted with Pioneer Irrigation District, the holder of Permit No. 12,311 authorizing the diversion of 50 second-feet of the waters of Five Mile Drain Ditch, at a point N. 85 degrees W. 700 feet from the SE corner of Sec 27, T 4 N, R 2 W B M. for irrigation purposes? How long have you known him, and where does he reside?

Ans. Yes. For more than seven years.

Ques. 3. Have you read or heard read said Permit No. 12,311, and are you familiar with its terms and conditions?

Ans. Yes.

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

Ans. Yes. Ordinary agricultural land needing about one inch to the acre continuous flow.

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

Ans. Yes.

Ques. 6. Describe the works of diversion as they now exist, and give your estimate of their capacity.

Ans. Concrete Dam across Drain Ditch--concrete headgate structure with two iron headgates--diversion canal about one mile long to carry water into Caldwell Highline Canal. Capacity 50 second feet or more.

(Sign here.)

J. Jester Jr.

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Caldwell, County of Canyon, State of Idaho, on this 20th day of July A. D. 1912.

12311

Geo W. Stover

Probate Judge
Canyon County Idaho

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

PERMIT NO. 12,311

Proof of Completion of Works

DEPOSITION OF WITNESS

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

Ans. George Mason--35--farmer--Caldwell, Idaho.

Ques. 2. Are you acquainted with.....Pioneer Irrigation District....., the holder of Permit No. 12,311, authorizing the diversion of 50.....second-feet of the waters of Five Mile Drain, at a point N. 85 degrees W. 700 feet from the SE corner Section 27, 4 N, R 2 W B M. for irrigation.....purposes? How long have you known him, and where does he reside?

Ans. Yes. For more than seven years.

Ques. 3. Have you read or heard read said Permit No. 12,311, and are you familiar with its terms and conditions?

Ans. Yes.

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

Ans. Yes. Ordinary agricultural land needing about one inch to the acre continuous flow.

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

Ans. Yes.

Ques. 6. Describe the works of diversion as they now exist, and give your estimate of their capacity.

Ans. Concrete Dam across Drain Ditch--concrete headgate structure with two iron headgates--diversion canal about one mile long to carry water into the Caldwell Highland Canal. Capacity 50 second feet or more.

(Sign here.)

George Mason

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

of.....Canyon....., State of Idaho, on this.....20th.....day of

July.....A. D. 1922..

Geo. W. Thayer
Probate Judge

Canyon County Idaho

12311

PERMIT NO. 12,311**Proof of Application of Water to Beneficial Use****Deposition of Holder**

SUPPLEMENTAL TO THE ATTACHED PROOF, of which this is hereby made a part, the subscriber desires to make the following statement:

The Pioneer Irrigation District owns two main canals taking water direct from the Boise River, known as the PHYLLIS CANAL which waters nearly 25,000 acres, and the CALDWELL HIGHLINE CANAL which waters about 10,000 acres, a total acreage of nearly 35,000.

A portion of this land, estimated to amount to about 8000 acres had by reason of seepage become water-logged and ruined, and another portion consisting of about the same amount of acreage, lying principally under the Phyllis Canal, had never been put under cultivation. It was thus clearly apparent that the amount of water decreed to the District from the Boise River (15,400 inches) was wholly inadequate to properly water the lands possible to irrigate within the District.

With the double purpose of reclaiming the lands that had become water-logged, and of developing an additional and supplemental water supply for the District, a contract was entered into in 1913 with the United States Government to construct a drainage system.

Upon the completion of the drainage system it was found that practically enough water could be diverted from the drains known as the Wilson Slough Drain, the Mason Creek Drain, and the Five Mile Creek Drain, into the Caldwell Highline Canal to water the lands lying under said canal, thus making it possible for the District to transfer such amount of water as the Caldwell Highline Canal could at any time rightfully draw direct from the Boise River to the Phyllis Canal and thus water land under the Phyllis Canal which could not otherwise be supplied.

This arrangement, while it permits of watering much land within the District that could not otherwise be supplied, prevents definite answers being given to Questions 6 and 11 of the attached Proof as said water is used both as supplement to and substitute for water of the Caldwell Highline Canal, and is carried to any lands under said canal to which it can be diverted.

Ans. _____

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

Ans. 50 second feet.

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

Ans. _____

PERMIT NO. 12,311**Proof of Application of Water to Beneficial Use****Deposition of Holder**

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

Ans. Elmer N Brown--45--Caldwell, Idaho--Superintendent Pioneer
Irrigation District--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. Pioneer Irrigation District--Caldwell, Idaho--Superintendent--
order Board of Directors.

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

Ans. 12,311, July 15, 1916--April 3, 1916.

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

Ans. Five Mile Drain Ditch, N. 85 degrees West, 700 feet from the SE
corner of Section 27, T 4 n, R 2 W B M.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use.

Ans. Concrete Dam across Drain Ditch--concrete headgate structure with
two iron headgates 2 x 3 feet each--diversion canal about one mile
long to carry water into Caldwell Highline Canal. Capacity over
50 second feet.

Ques. 6. State for what purpost 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 cultivate or natural meadow land and the nature of all improvement which have been made as a direct result of said use.

Ans. For irrigation any land possible to reach under the Caldwell
Highline Canal. See statement attached hereto.

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

Ans. _____

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

Ans. 50 second feet.

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

Ans. _____

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

Ans. Since 1916, all the water developed by said drain.

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 right claimed thereunder.

Ans. See statement attached hereto.

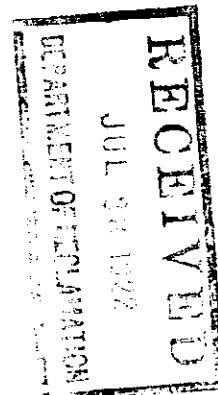
(Sign)

Elmer H. Brown

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 20th day of July A. D. 1922.

Geo W. Dwyer
Probate Judge

Canyon County Idaho



Permit No. 12,311**Proof of Application of Water to Beneficial Use**

DEPOSITION OF WITNESS

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

Ans. George Mason--36--farmer--Caldwell, Idaho.Ques. 2. Are you acquainted with Pioneer Irrigation District, the holder of Permit No. 12,311? How long have you known him and where does he reside?Ans. Yes. More than seven years.Ques. 3. Have you read or heard read said Permit No. 12,311 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. Five Mile Drain at a point N. 85 degrees W. 700 feet from the SE corner of Section 27, T 4 N, R 2 W B M. Concrete Dam across drain ditch concrete headgate structure with two iron headgates--diversion canal about one mile long to carry water into Caldwell Highline Canal.

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. 50 second feet. Same.

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. Used for any land watered by the Caldwell Highline Canal to which it can be diverted, said land being ordinary agricultural lands mostly under cultivation and with average farm improvements.

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

Ans. _____

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. Ordinary agricultural land needing about one inch to the acre continuous flow.

12311

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.

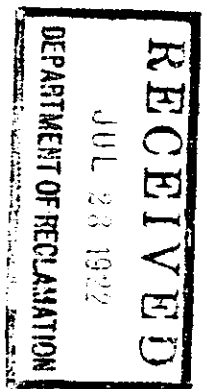
Ans. For more than five years past have frequently seen
this water carried and applied to beneficial use.

(Sign) George Mairon

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 20th day of July A.D. 1922.

Geo. W. Howell
Probate Judge ~~Notary Public~~
Canyon County Idaho

My commission expires.....



Permit No. 12,311**Proof of Application of Water to Beneficial Use**

DEPOSITION OF WITNESS

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

Ans. J Jester, Jr., --53--bookkeeper--Caldwell, Idaho.Ques. 2. Are you acquainted with Pioneer Irrigation District, the holder of Permit No. 12,311? How long have you known him and where does he reside?Ans. Yes. More than seven years.Ques. 3. Have you read or heard read said Permit No. 12,311, 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. Five Mile Drain at a point N. 85 degrees W. 700 feet from the SE corner of Section 27, T 4 N, R 2 W B M. Concrete Dam across drain ditch--concrete headgate structure with two iron headgates--diversion canal about one mile long to convey water to the Caldwell Highline Canal.

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. 50 second feet--probably that much.

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. Used for any land watered by the Caldwell Highline Canal to which it can be diverted, said land being ordinary agricultural lands mostly under cultivation and with average farm improvements.

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

Ans. Ordinary agricultural land needing about one inch to the acre vontinuous flow.

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. Ordinary agricultural land needing about one inch to the acre continuous flow.12311

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. Have upon various occasions seen large amount of water being carried and applied to beneficial use.

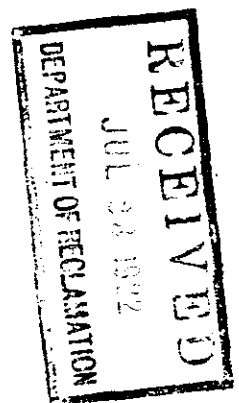
(Sign) Is Jester Jr.

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 20th day of July A. D. 1922.

Geo. W. Lloyd
Probate Judge ~~Notary Public~~
Canyon County Idaho

My commission expires.....

12311



State of Idaho
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS
AND
PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO, **July 12, 1922.**

Mr. Fred L. Evans, Sec'y,
Pioneer Irrigation Dist.,
Waldwell, Idaho.

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of completion of works and beneficial use of water under Permit No. **12,511.**

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 20, 1922**, the date set for proof, the enclosed forms (two for permit holder and two each for two disinterested witnesses) should be filled out and sworn to, at

Waldwell before **Probate Judge, Geo. W. Stovall.**

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,

W. G. SWENSON,

State Engineer.

12311

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

The Tribune,
Caldwell,

Boise, Idaho, June 16, 1922.

Idaho.
Dear Sirs:

Enclosed find Notice for Publication under Permit no. 12311 which please publish once a week for four consecutive weeks in your paper. The expense of this publication will be paid by Fred L. Evans, Sec'y, Pioneer Irr. Dist., Caldwell, to whom you will please furnish proof of publication of this notice on or before date of proof.

Please promptly acknowledge receipt of this notice, and kindly mail me your first issue containing its publication that I may compare it with my records.

Yours truly,

W. G. Swendsen,

Commissioner of Reclamation

(P. O.)

(Date)

Commissioner of Reclamation, Boise.

Dear Sir:

I have your letter of enclosing notice of proof under Permit No. which will be published as you request, beginning with our issue of

12311

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) June 6, 1922
(P. O.) Caldwell, Idaho

TO THE STATE ENGINEER:

Boise, Idaho.

Dear Sir:

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

Piner Irrigation District
Fred L. Evans, Secy

(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.

Fred H. McConnell
Engineer

12311

12311

NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 23; W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 24; all of Sec. 25, T. 4 N., R. 3 W., S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 19; NW $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 20; S $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 21; NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 28; NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 29; all of Sec. 30; N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, T. 4 N., R. 2 W.,

NOTICE OF PROOF OF COMPLETION OF WORKS AND APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 2:00 o'clock P.M. on the 20th
day of July, 1922, at Caldwell, _____, County of
Canyon State of Idaho, before Geo W. Stovell, Probate Judge,
proof will be submitted of the completion of works for the diversion of fifty
cubic feet per second of the waters of Five Mile Creek Drain
and of the application to beneficial use of said water in accordance with the terms and conditions
of Permit No. 12,311, heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person or corporation, holding said permit, are
Pioneer Irrigation District, Caldwell, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the
amount of water which said works are capable of conducting to the place of use, in accordance with
the plans accompanying the application for such permit, is fifty cubic feet per second.

3. The use to which said water has been applied is irrigation and domestic
purposes and the amount applied to beneficial use is fifty cubic feet per second.

4. The place where said water is used is ~~SE 1/4 Section 27, 4 N 2 E~~

5. The date of priority which said user is prepared to establish is April 3, 1916.

W. G. Swendsen,

12311

8282-27-117-2
-12-2

To W. G. Swendsen,

Commissioner of Reclamation,

Boise, Idaho

Dear Sir:

Receipt of notice that Permit No. 12,311 is held for cancellation, under the provisions of Section 5594 Compiled Statutes of Idaho, is acknowledged. I hereby enter an appearance and will offer proof to show that the works required thereunder were fully completed on the date proof of completion of works was due.

Dated at Butteville, Idaho, this 26th day of May, 1922.

Pioneer Irrigation District
Applicant

by

Paul G. Swanson, Secretary

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

..... **May 25**, 192**2**

Re: Permit No. **12311**

To: **Pioneer Irrigation District**

..... **Caldwell, Idaho**

It appearing to the Commissioner of Reclamation that the terms and conditions of Permit No. **12311** .., to Appropriate the Public Waters of the State of Idaho, have not been complied with as to **proof of completion of works on July 15, 1918**

.....
 you are hereby notified, in compliance with Sec. 5594, Compiled Statutes of Idaho, that said Permit No. **12311** is hereby held for cancellation.

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

Said Permit No. **12311** claims the use of **50** cubic feet per second of the waters of **Five Mile Creek Drain**, with point of diversion located **SE¹₄ SE¹₄ Sec. 27, 4 N. 2 W.** and was approved **July 15, 1916**, 192....

In Witness Whereof, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, this **25th** day of **May** 192**2**

..... **W. G. SWENDSEN**

Commissioner of Reclamation.

By
Deputy.

12311

May 23, 1922

Permits Nos. 11896-11897-12511.

Mr. Fred L. Evans, Sec'y,
Pioneer Irrigation District,
Caldwell, Idaho.

Dear Sir:-

We are in receipt of notices of appearance to offer proof under the above numbered permits. We are accordingly enclosing notices for publication for both proof of completion of works and beneficial use of water, in order that both proofs may be made at the same time. The date for proof should be set far enough ahead to allow for the required five publications.

Very truly yours,

W. C. SWENDSEN,

Commissioner of Reclamation.

By

Chief Clerk.

Enc.

12511

State of Idaho

ENGINEERING DEPARTMENT

Pionner Irrigation District.
A. E. ROBINSON
STATE ENGINEER
Caldwell, Id.

BOISE

May 1, 1918

Dear Sir:

I enclose herewith blank notice of proof of completion of Works under your permit No. 122 // and blank Notice of ~~Proof of Beneficial Application of 12512r under some permit~~ which notice should be filled out and returned to me at least 60 days before the date upon which it is desired to submit proof, which proof should be on or before

July 15, 1918

Yours truly,

FRED A. WILKIE

A. E. ROBINSON,
~~XXXXXX~~ State Engineer.

12314

Bond.

APPROVED

AUG 5 - 1916

J. H. Smith
STATE ENGINEER

Know all Men by these Presents:

THAT Pioneer Irrigation District, of Caldwell, Idaho, as principal, and the UNITED STATES FIDELITY AND GUARANTY COMPANY, of Baltimore, Maryland, as surety, are held and firmly bound unto the State of Idaho in the full and just sum of One Thousand----- (\$ 1,000.00) Dollars, lawful money of the United States, to the payment of which sum, well and truly to be made, said principal binds himself, his heirs, administrators, executors and assigns, and said surety binds itself, its successors and assigns, jointly and severally, under the terms and conditions hereinafter set forth.

The terms of this obligation are such that, whereas the above named principal on the third day of April, 1916, filed in the office of the State Engineer in Boise, Idaho, a certain application for permit to appropriate the public waters of the State of Idaho, the said application being thereupon numbered No. 17397, in accordance with which said application the State Engineer granted and issued to the said principal herein a certain permit numbered No. 12311, a full, true and complete copy of which application No. 17397 and permit No. 12311, is of record in the office of the State Engineer, in Book _____ of Permits, at page _____.

Now, if the above bounden principal shall faithfully carry to completion the said works of diversion as specified in said application No. 17397 and permit No. 12311, in the manner and form prescribed therein and within the time therein allowed, then the above obligation to be void, otherwise to remain in full force and effect.

In Witness Whereof, The said principal has hereunto set his hand and affixed his seal, and the said surety has caused these presents to be signed by its Attorney-in-fact, and its corporate seal to be affixed, this twenty-fifth day of July, 1916.

Witnesses:

Pioneer Irrigation District
By G. E. Greenleaf President [SEAL]

United States Fidelity and Guaranty Company

By

Harrison E. Jenkins
Attorney-in-fact.

By

J. H. Smith
Resident Agent.

STATE OF Utah, }
COUNTY OF Salt Lake } ss:

Harrison E. Jenkins, being duly sworn, deposes and says: That the UNITED STATES FIDELITY AND GUARANTY COMPANY, the surety on the foregoing bond, is a corporation of the State of Maryland, duly and legally carrying on the business of a Surety Company in the State of Idaho. That said Surety Company has fully complied with the laws of the State of Idaho relating to foreign corporations doing business in said State. That affiant is attorney-in-fact of said Company. That said Surety Company is authorized by its articles of incorporation and by-laws to execute the bond hereto annexed, and that said Company has assets, consisting of capital stock, paid-up cash and surplus, over and above all of its liabilities, exceeding the sum of one million, five hundred thousand dollars, and has on deposit with the Treasurer of the State of Maryland, in trust for the benefit of all bondholders, two hundred thousand dollars (\$200,000) in available assets.

Subscribed and sworn to before me this twenty-fifth day of July,

A. D. 1916.

My commission expires November 1, 1916.

12311

J. H. Smith
Notary Public.