



02-2144

T 2N - R 4W/EBM

26

11

40

36

40

26

35

21

11

11

76

66

32

185

AREA - 185

SUBD - 7

Q - 3.70 cfs.

VOL - 925 ac-ft / SEASON

PRIORITY - MARCH 21, 1958

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

Permit No. 27276

This proof is for Beneficial Use

In Water District No.

1. Name of applicant Kenneth D. Witt

2. Source of water supply: Snake River

3. Location of point of diversion: Is in the Lot 4 (SE 1/4 SW 1/4) of Section 26
T. 2 N R. 4 W County of Owyhee

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

#3 60 HP GE FLEET MOTOR # 211215105, 44 B
VERT TURBINE PUMP, 8" DISCHARGE INTO 12" PIPING
#1 60 HP GE FLEET MOTOR # 5441938, PERCEPS
VERT TURBINE PUMP, 12" DISCHARGE - 12" PIPING
LIFT APPROX 200' INTO CONCRETE DIVERSION WORKS - CONCRETE DITCHES.

5. Water is used for: irrigation

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

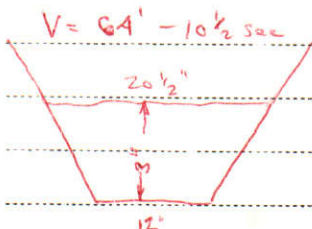
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

Lot 4 (SE 1/4 SW 1/4, sec. 26; NW 1/4, N 1/2 SW 1/4, sec. 35, T. 2 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?

Remarks: IRRIGATOR CONTACTED.



$$Q = AV$$
$$Q = (.312 \text{ sq ft}) (6.1 \text{ ft/sec}) = 1.92 \text{ (1 GPM approx)}$$

A TOTAL 3.84 cfs

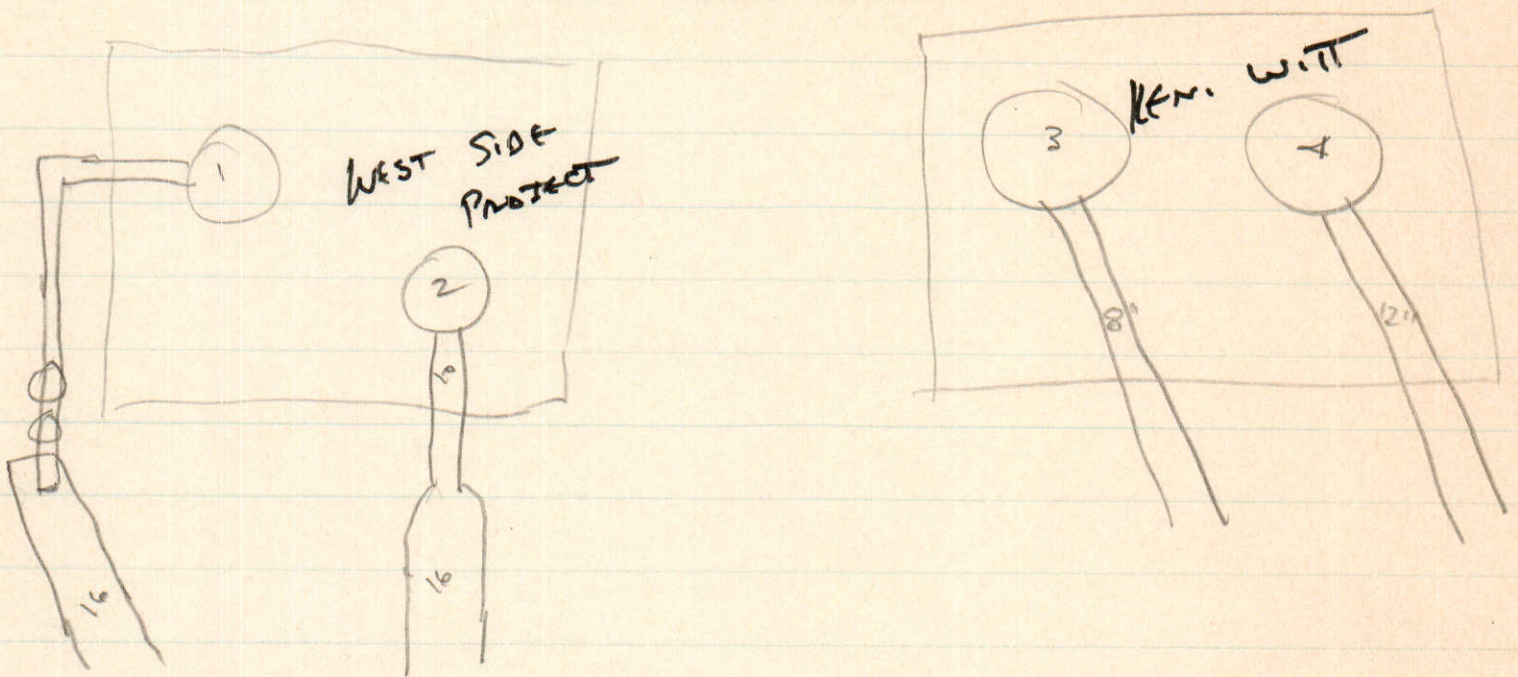
IRRIGATION REQUIREMENT = 5.0 AC-FT / ACRE / SEASON

This examination was made on the 8th day of MAY, 1968

(Signed) Dean Reynolds Examiner.

27276-2144

N
PUMPING SITE



#1 P-P-Power Co. #387VT 100 HP US HOBLO #1278091
MODEL #GS FLOWAY
8" D CV CV INTO

#2 PERLUS VT #25197 100 HP CR #B01228125
10" D INTO 16" PW

#3 60 HP GE #2V1215105
LEB VT #?47?
8" DIS. CV INTO 12" PW

#4 60 HP GE #544938
PERLUS VT
12" DISCHARGE CV INTO 12" PW

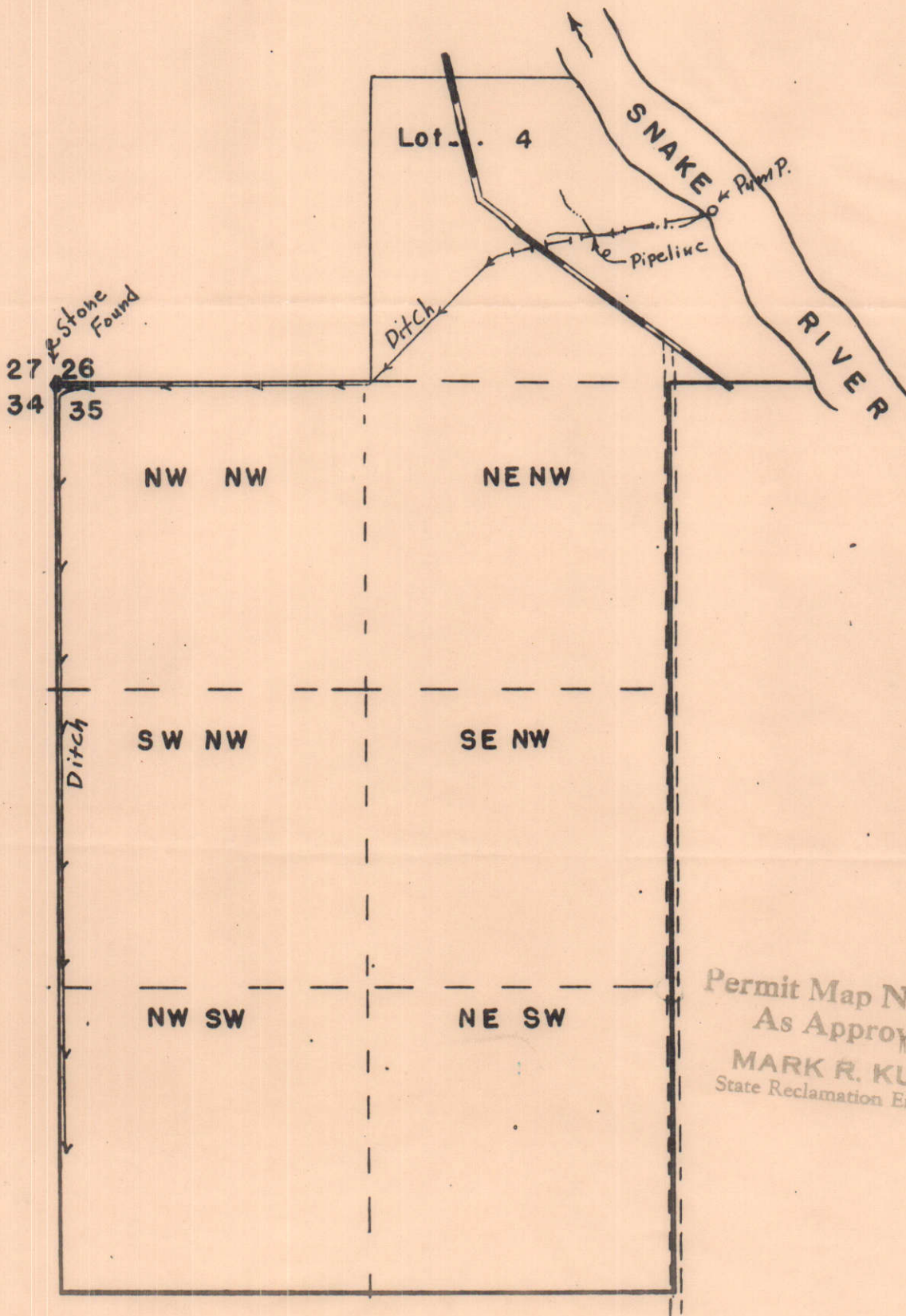
02-21-44

KENNETH WITT

Desert Application

Owyhee Co.

T.2N.R.4W.



Permit Map No. **27276**
As Approved
MAR 21 1958
MARK R. KULP
State Reclamation Engineer

27276

scale: 1" = 660'

PROOF OF PUBLICATION

RECEIVED

STATE OF IDAHO }
County of Owyhee } s.s.

JAN 22 1968

Department of Reclamation

I, RODNEY A. HAWES, being first duly sworn, on oath says that he is the Publisher of the OWYHEE NUGGET, a newspaper of general circulation, published weekly by Rodney A. Hawes, publisher and printer thereof, at Marsing, County of Owyhee, State of Idaho;

That the annexed notice was published in said newspaper once each week and every week for 4 consecutive weeks, the first publication being on the 21 day of December, 1968, and the last publication being on the 11 day of January, 1968;

That the said newspaper has been published continuously and uninterruptedly in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of the attached notice.

Rodney A. Hawes
PUBLISHER

Subscribed and sworn to before me this 12 day of January, 1968.

Leonard S. Hawes
NOTARY PUBLIC

My commission expires 9/16/68
(SEAL)

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

NOTICE IS HEREBY GIVEN That on the 19th day of January, 1968, at Boise, County of Ada, State of Idaho, before Laura J. Henderson, proof will be submitted of the application to beneficial use of 5.6 cubic feet per second of the waters of Snake River in accordance with the terms and conditions of Permit No. 27276 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and post office address of the person or corporation holding said permit Kenneth D. Witt, 10th Avenue & Karcher Road, Caldwell, Idaho 83605.

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

The amount applied to beneficial use is 5.6 c.f.s.

The point of diversion of said water is Lot 4 (SE $\frac{1}{4}$ SW $\frac{1}{4}$), Sec. 26, T. 2 N., R. 4 W., B. M., Owyhee County.

The place where said water is used T. 2 N., R. 4 W., B. M. Section 26, Lot 4 (SE $\frac{1}{4}$ SW $\frac{1}{4}$), Section 35, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$.

The date of priority which said user is prepared to establish is March 21, 1958.

R. KEITH HIGGINSON,
State Reclamation Engineer
Published December 21 and 28, 1967, and January 4 & 11, 1968
The Owyhee Nugget
Marsing, Owyhee County, Idaho

27276

WATER LICENSE

Water License No. 27276/02-2144 Priority March 21, 1958 Amount 3.70 c.f.s.

THIS IS TO CERTIFY, that KENNETH D. WITT
of Boise, Idaho, made application for a permit to appropriate the public waters of
the State of Idaho, dated March 21, 1958; that Permit 27276/02-2144 was issued pursuant
to said application; that the proposed works were completed on or about Spring 1960,
with a storage/or carrying capacity of 3.84 c.f.s., said works consisting of pumps, motors,
concrete diversion works and ditches; and that on January 19, 1968,
proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 925
acre feet per season, with a maximum rate of diversion of 3.70 cubic feet per second of the waters
of Snake River, tributary of Columbia River,
for the purpose of irrigation from April 1 to October 31;
and for _____ from _____ to _____; and for
_____ from _____ to _____; and that the use
of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Recla-
mation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is
located in Lot 4 (SE ¼ SW ¼) Sec. 26, T. 2 N, R. 4 W, B.M., and
other additional points _____, in the County of
Owyhee; and that the amount of water to which such right is
entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially
used for said purposes and shall not exceed 925 acre feet per year.

Description and location of place of use:

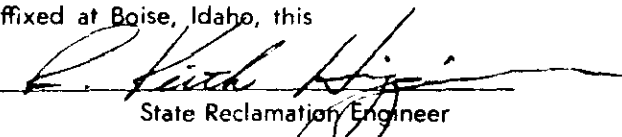
TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
2 N	4 W	26												11					11
		35					36	40	40	26	11	21							174

Total number of acres irrigated 185

The right to the use of the water hereby confirmed is restricted to the lands or place of use herein described,
as provided by the laws of Idaho.

Witness the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

5th day of September, 1969.


State Reclamation Engineer

2 2144

27276
02-2144

gms

Application For Permit To Appropriate the Public Waters of the State of Idaho

02-2149

APPLICATION No. 35217
PERMIT No. 27276
DISTRICT No.

Harley M. McDowell
P. O. Box 2161
Boise, Idaho

1. Name of Applicant: **KENNETH D. WITT**

Postoffice address: **3213 N. 39th, Boise**

County: **Ada**

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) Bond to be issued:
- (d) Other resources:

2. Quantity of water claimed: **280 Miner's inches** **5.6** cubic feet per second.

3. Source of water supply: **Snake River** which is a tributary of

4. Location of point of diversion: **2,640** feet ~~east~~ **east 650' north** from the **NW** corner of Section **35**, T. **2 N.**, R. **4 W.**, B.M., and is in the **Lot 4 (SE $\frac{1}{4}$ SW $\frac{1}{4}$)** of section **26**, T. **2 N.**, R. **4 W.**, B. M., County of **Owyhee**

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 of , 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: **\$5,000**

8. Kind of works: **Electric motor & centrifugal pump, 10" pipeline, 1 mile open irrigation ditch.**

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

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

11. Ditch: Width at bottom **2** feet; width at water line **4** feet; depth of water **18"** feet;
dimensions of flume:

Diameter of pipe **10"** inches; length of conduit **1000'** ~~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 **5** additional years.

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

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: **Permit No. G-26117**
which will be relinquished as this permit is taking its place.

16. (a) Is reservoir to be used? If so, fill in (b) and (c) below:
(b) Name of Reservoir and number of Storage Permit:
(c) Date of filing of Application for Storage Permit and Name of Applicant:

BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public water of the State of Idaho as herein set forth.

KENNETH D. WITT
Applicant.

/s/ Harley M. McDowell
Agent.

By

Date of first receipt at Department of Reclamation: 9:00 A. M. March 21, 1958

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 27276

Recorded in Book 96 Page 27276 Approved March 21, 1958

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 May 21, 1958

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 September 21, 1960

The whole of said work to be completed on or before March 21, 1963

Beneficial use of water appropriated in accordance herewith, to be made on or before March 21, 1968

WITNESS My hand this 21st day of March, 1958

/s/ MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, ROBERT E. SMYLLIE

and JAS. H. YOUNG, Secretary of State of the State of Idaho, have caused this instrument to

be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 21st

day of March, 1958.

Countersigned:

STATE OF IDAHO

(SEAL)

By /s/ JAS. H. YOUNG

By /s/ ROBERT E. SMYLLIE

Governor.

Secretary of State.

REMARKS: This permit is to be used in the irrigation of vacant federal land now under application in the Idaho District Land Office as a desert entry. The irrigation development of this land will also serve as the beneficial use of the water.

14.

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
2 N	4 W.	26																	40
		35					40	40	40	40	40	40							240

Total number of acres to be irrigated - - - - 280

Permit No. 27276 ✓
CERTIFICATE OF COMPLETION OF WORKS ✓

TO ALL WHOM IT MAY CONCERN:

This is to certify that KENNETH D. WITT of Boise, County of Ada, and State of Idaho, the holder of Permit No. 27276, issued upon Application No. 35217 bearing date of priority of March 21, 1958, authorizing the diversion of 5.6 second feet of waters of Snake River County of Owyhee, 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 5.6 second feet of the waters of Snake River tributary of Columbia River that the point of diversion of said waters Lot 4 (SE $\frac{1}{4}$ SW $\frac{1}{4}$), Sec. 26, T. 2 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: 280 acres in Lot 4 (SE $\frac{1}{4}$ SW $\frac{1}{4}$), Sec. 26; NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 35, T. 2 N., R. 4 W., B.M.

Witness my hand this 20th day of February, A. D. 1963.

/s/ RALPH W. THOMAS
Deputy State Reclamation Engineer

Proof of Completion of Works Made: February 14, 1963

PERMIT ISSUED FOR 3.74 SEC. FT.
LICENSE PAGE NO.

PERMIT ISSUED FOR SEC. FT.
LICENSE PAGE NO.

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

NOTICE IS HEREBY GIVEN

That on the 19th day of January, 1968, at Boise, County of Ada, State of Idaho, before Laura J. Henderson, proof will be submitted of the application to beneficial use of 5.6 cubic feet per second of the waters of Snake River in accordance with the terms and conditions of Permit No. 27276 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and post office address of the person or corporation holding said permit Kenneth D. Witt, 10th Avenue & Karcher Road, Caldwell, Idaho 83605.

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

The amount applied to beneficial use is 5.6 c.f.s.

The point of diversion of said water is Lot 4 (SE $\frac{1}{4}$ SW $\frac{1}{4}$), Sec. 26, T. 2 N., R. 4 W., B. M., Owyhee County.

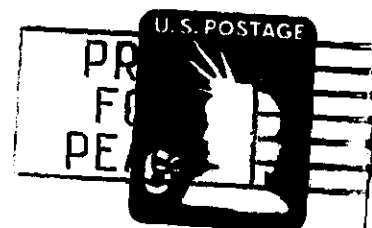
The place where said water is used T. 2 N., R. 4 W., B. M. Section 26, Lot 4 (SE $\frac{1}{4}$ SW $\frac{1}{4}$), Section 35, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$.

The date of priority which said user is prepared to establish is March 21, 1958.

R. KEITH HIGGINSON,
State Reclamation Engineer
Published December 21 and 28,
1967, and January 4 & 11, 1968
The Owyhee Nugget
Marsing, Owyhee County, Idaho

27276

WITT AND SONS DRILLING CO.
2. 4 10th & Karcher
Caldwell, IDAHO 83605



See address

*State of Idaho
Dept. of Reclamation
State House - Annex 2
Boise, Idaho.*

*att
Hon. M. E. Eldredge*

*27376
02-2144*

September 5, 1969

Re: Permit No. 27276/02-2144

Mr. Kenneth D. Witt
Route 4, 10th & Karcher
Caldwell, Idaho 83605

Dear Mr. Witt:

Enclosed you will find your Water License issued on the above
numbered permit.

Also enclosed is departmental receipt No. 3521 in the amount of
\$19.00 covering the fees.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kh

Enclosures

cc. Idaho Land & Appraisal Service
Box 1603
Boise, Idaho 83701

July 7, 1969

Re: Permit No. 27276

Kenneth D. Witt
3213 N. 39th Street
Boise, Idaho

Dear Mr. Witt:

A representative of this department has made an examination of the works covered by your Permit 27276 and has found the following:

27276

Quantity of water diverted: 3.84 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: 3.78 c.f.s.

The maximum quantity diverted shall not exceed 925 acre feet per season.

Purpose of use: Irrigation of 185 acres in SE 1/4 SW 1/4, Sec. 26, T. 2N, R. 1W, NE 1/4 NW 1/4, SW 1/4 NW 1/4, SE 1/4 NW 1/4, NE 1/4 SW 1/4, NW 1/4 SW 1/4, Sec. 35, T. 2N, R. 1W.

The priority date established is: March 21, 1958

A fee totaling \$ 19.00 must be received within 30 days from the date of this letter in order that we can issue you the License and Certificate of Water Right as described above.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM/mh

00-2141
24212

July 7, 1969

Re: Permit No. 27276

Kenneth D. Witt
3213 W. 39th Street
Boise, Idaho

Dear Mr. Witt:

A representative of this department has made an examination of the works covered by your Permit 27276 and has found the following:

Quantity of water diverted: 3.94 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: _____

The maximum quantity diverted shall not exceed 925 acre feet per season.

Irrigation of 185 acres in SE 1/4 SW 1/4, Sec. 26, T. 2N, R. 1W, and NW 1/4 SW 1/4, SE 1/4 NW 1/4, NE 1/4 SW 1/4, NW 1/4 SW 1/4, Sec. 35, T. 2N, R. 1W.

March 21, 1958

The priority date established is: 19.00

A fee totaling \$ _____ must be received within 30 days from the date of this letter in order that we can issue you the License and Certificate of Water Right as described above.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM/eh

Fee Paid
8-20-69

24246
02-2144

27 26

B

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A-660

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A-673

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10.5 17

T 2N - R 4W/EBM

26

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36

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21

"

11

76

66

82

18

AREA - 185

SUBD - 7

Q - 3.70 cfs.

VOL - 925 AC-FT / SEASON

PRIORITY - MARCH 21, 1958

Form 23
2M-4-65

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. 27276

REPORT ON PROOF OF Beneficial Use

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

Permit No. 27276

This proof is for Beneficial Use

In Water District No.

1. Name of applicant Kenneth D. Witt

2. Source of water supply: Snake River

3. Location of point of diversion: Is in the Lot 4 (SE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 26
T. 2 N R. 4 W County of Owyhee

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

#3 60 HP GE FLEK MOTOR # 211215105, 44 B
VERT TURBINE PUMP, 8" DISCHARGE INTO 12" PENTONK,
#4 60 HP GE FLEK MOTOR # 5441938, PERCEPS
VERT TURBINE PUMP, 12" DISCHARGE - 12" PENTONK
LIFT APPROX 200' INTO CONCRETE DIVERSION WORKS - CONCRETE DITCHES.

5. Water is used for: irrigation

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

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

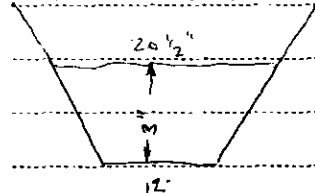
Lot 4 (SE $\frac{1}{4}$ SW $\frac{1}{4}$, sec. 26; NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, sec. 35, T. 2 N, R. 4 W, B.M.

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

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

Remarks: IRRIGATOR CONTACTED.

V = 64' - 10 $\frac{1}{2}$ sec



$$Q = A V$$
$$Q = (.312 \text{ sq ft}) (6.1 \text{ ft/sec}) = 1.92 (1 \text{ cfm})$$

A TOTAL 3.84 cfs

IRRIGATION REQUIREMENT = 500 AC FT / ACRE / SEASON

This examination was made on the 8th day of May 1968

(Signed) [Signature] Examiner.

27276-2144

Kenneth D. Witt

(Harley M. McDowell)

10th Avenue & Karcher Road, Caldwell, Idaho

Permit No. 27276

57

2 60 hp pumps on the river, pipeline

approximately 1150 feet

Examination for Beneficial Use

2 pumps 100 inches each (pump mfg. spec.)

County Owyhee

Sec. 26 T. 2 N. R. 4 W

Quantity:

5.6 c.f.s.

Source:

snake River

P.D.:

Lot 4 (SE $\frac{1}{4}$ SW $\frac{1}{4}$), sec. 26, T. 2 N, R. 4 W, B.M.

Use:

irrigation

Extension:

Protest:

Completion of Works: February 14, 1963

Other Rights:

G-26117 (will be relinquished as this one takes its place)

Filed:

March 21, 1958

Due: (BU)

March 21, 1968

Made:

January 19, 1968

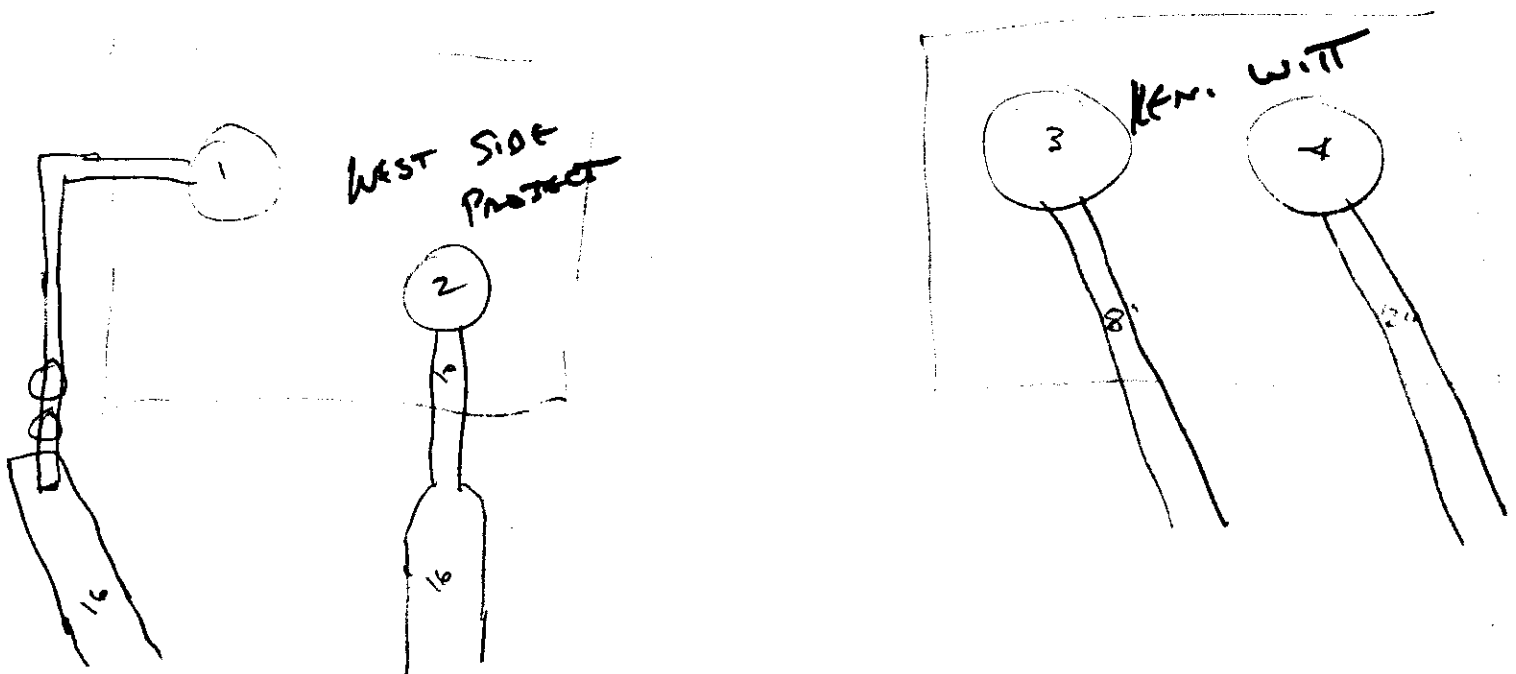
Priority:

March 21, 1958

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

N
PUMPING SITE



#1 P-P-Power G. #3877 VT 100 HP US HOBLO #1278091
MODEL #GS PLOWAY
8" D CV CV INTO

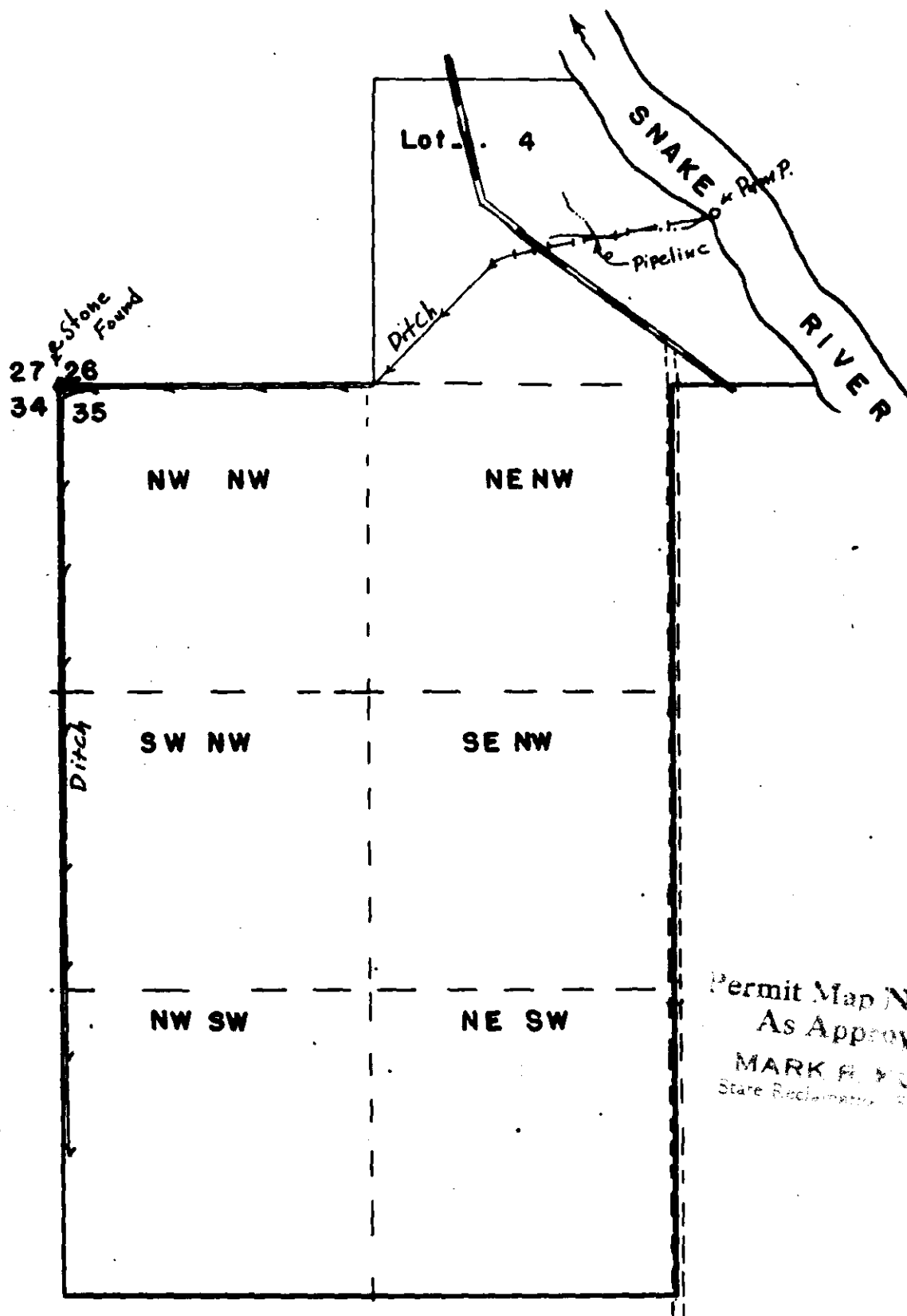
#2 PEARLESS VT #251197 100 HP GR #BE4223125
10" D INTO 18" P.W.

#3 60 HP GE #2V1215105
LEB VT #1247? INTO 12" P.W.

#4 60 HP GE #544938
PEARLESS VT
12" DISCHARGE CV INTO 12" P.W.

02-2144

KENNETH WITT
Desert Application
Owyhee Co.
T2N.R.4W.



Permit Map No. 27276
As Approved 01 1059
MARK F. YOLP
State Reclamation Engineer

27276

scale: 1" = 660'

March 28, 1958

Re: Permit No. 27276
Kenneth D. Witt

Mr. Harley M. McDowell
P. O. Box 161
Boise, Idaho

Dear Mr. McDowell:

We enclose Permit No. 27276, in the name of Kenneth D. Witt, in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose departmental receipt No. 29027, which was issued covering payment in the amount of \$6.25, for the filing fee of the above mentioned permit.

Very truly yours,

MARK R. TULF
State Reclamation Engineer
By

Adna P. Ruedge (Mrs.)
Chief Clerk

EPR:lw
Encls. (2)
cc: Kenneth D. Witt
3213 N. 39th, Boise, Idaho

27276

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

I N S T R U C T I O N S
P R O O F O F C O M P L E T I O N O F W O R K S

Boise, Idaho

Jan. 2, 1963

Re: Permit 27276

Kenneth D. Witt

Harley M. McDowell
P. O. Box 2161
Boise, Idaho

Dear Mr. McDowell:

Under the terms of your Permit No. 27276 you are required to complete your diversion works on or before March 21, 1963. I enclose blank affidavit to be filled out, sworn to by you before a Notary Public, or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

The certificate to be issued under this proof will not give a perpetual right to the use of water for which application was made, as it only confirms the completion of works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

Very truly yours,

OED. N. CARTER

State Reclamation Engineer

Enc. Form 6

cc: Kenneth D. Witt
3213 N. 39th
Boise, Idaho

27276

Permit No. 27276STATE OF IDAHO
Department of Reclamation

FEB 18 1963

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Ada } ss.Kenneth D. Witt, 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. 27276, and that his postoffice address is 3213 N. 39th, Boise State of Idaho.Second: That the name of the stream from which said water is to be diverted is Snake River.Third: That the point of diversion of said water is Lot 4 (SE 1/4 SW 1/4), Sec. 26, T2N-R4W.Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by March 21, 1963.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 ~~for~~ fully completed and consisted of the following:I. Kind of Works: Ditch, pipeline and pumps and electric motor
(RESERVOIR, DAM, DITCH, FLUME, PIPE OR OTHERWISE)

II. Dimensions of work:

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

(STATE WHETHER WOOD, EARTH STONE OR CONCRETE)

(b) Capacity of reservoir _____ acre feet.

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

1 1/2 mi. Concrete(d) Conduit ditch width at bottom 14" ~~feet~~, width at water line 30"
(STATE WHETHER DITCH, FLUME OR PIPE)~~feet~~, depth of water 18" ~~feet~~; diameter of pipe 12 inches, average grade per mile is 5 feet. Length of conduit is 1120' ~~miles~~.Seventh: That said works are capable of conducting to the place of intended use 5.6 second feet of water.Eighth: That water appropriated under said permit is available for 280 acres of land described as follows: Lot 4 (SE 1/4 SW 1/4) Sec. 26; NW 1/4, N 1/4 SW 1/4, Sec. 35, T2N-R4W.

Ninth: Remarks:—That _____

Kenneth D. Witt
(SIGN HERE)Subscribed and sworn to before me this 14 day of February, 19 63.Jean H. Bain
NOTARY PUBLICMy commission expires 6/20/6527276
II

**FEDERAL LAND BANK ASSOCIATION
OF CALDWELL**

P. O. BOX 773 214 SO. 5TH AVENUE
CALDWELL, IDAHO

M. G. SKAAR, MANAGER

October 9, 1963

FEDERAL LAND BANK LOANS
RECEIVED
OCT 10 1963
Department of Reclamation

Bureau of Reclamation
Statehouse
Boise, Idaho

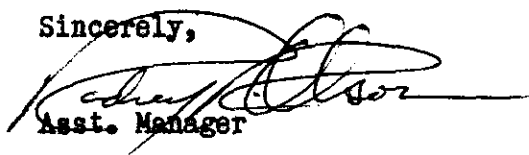
Dear Sirs:

Would you please furnish us a photostatic copy of the water license, or permit, on the property owned by Kenneth D. Witt in Owyhee County, and described as

Lot 4 Sec. 26 and NW $\frac{1}{4}$ and N $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 35,
ALL IN 2N-4W.

We will be glad to remit for this data by return mail, upon receipt of same. Thanks.

Sincerely,


Asst. Manager

27276 ✓
G-26117

October 10, 1963

Re: Permit No. 27276
Kenneth D. Witt

Federal Land Bank Ass'n.
Box 773
Caldwell, Idaho

Dear Mr. Olson:

Enclosed is a photo copy of the noted permit you requested by letter October 9.

There is a fee of \$2.00 which you may remit to this office.

Kindly note source of water supply in future requests for such information.

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. photo copy of permit

27276

February 20, 1963

RE: Permit No. 27276
Kenneth D. Witt

Harley M. McDowell
Idaho Land & Appraisal Service
Box 2161
Boise, Idaho

Dear Mr. McDowell:

Enclosed are the Certificate of Completion of Works and departmental receipt No. 31447 in the amount of \$5.00 covering the fee for the certificate on the above numbered permit.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

Enc. certificate
receipt

27276

October 17, 1963

RE: Permit No. 27276
Kenneth D. Witt

Federal Land Bank Association
Box 773
Caldwell, Idaho

Dear Mr. Olson:

Enclosed is departmental receipt No. 31863 in the amount of
\$2.00 covering the fee for a photo copy of the above numbered
permit which was sent you previously.

Very truly yours,

CARL E. TAMPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

Enc. receipt

27276

RECEIVED

DEC 12 1967

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) December 11, 1967

(P. O.) Box 2161, Boise, Idaho 83701

TO THE STATE RECLAMATION ENGINEER

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published
at my expense in the Owyhee Nugget of

Marsing, Idaho

Published in

the county in which the works are situated. Please send statement of charges and
Affidavit of Publication to Idaho Land & Appraisal Service, P. O. Box 2161,
Boise, Idaho 83701 - Thank You.

Kenneth D. Witt
Kenneth D. Witt

(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

27276

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

Notice is hereby given that ~~at xxxxxxxxxx~~ on the 19th day of January, 19 68
at Boise, County of Ada, State of Idaho, before
Laura J. Henderson, proof will be submitted of the
application to beneficial use of 5.6 cubic feet per second of the waters of Snake River
in accordance with the terms and conditions of
Permit No. 27276 heretofore issued by the Department of Reclamation of the State of
Idaho.

The name and post office address of the person or corporation holding said permit _____

Kenneth D. Witt, 10th Avenue & Karcher Road, Caldwell, Idaho 83605

The use to which said water has been applied is irrigation

The amount applied to beneficial use is 5.6 c.f.s.

The point of diversion of said water is Lot 4 (SE $\frac{1}{4}$ SW $\frac{1}{4}$), Sec. 26, T 2 N, R 4 W, B.M.,
Owyhee County.

The place where said water is used (~~LESS THAN DESCRIBED~~) T 2 N - R 4 W, B.M.

Section 26, Lot 4 (SE $\frac{1}{4}$ SW $\frac{1}{4}$); Section 35, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$.

The date of priority which said user is prepared to establish is March 21, 1958

R. KEITH HIGGINSON
State Reclamation Engineer

27276

December 13, 1967

Re: Permit No. 27276
Kenneth D. Witt

Idaho Land & Appraisal Service
P. O. Box 2161
Boise, Idaho 83701

Gentlemen:

This acknowledges receipt of the notice of intent to make proof of ~~completion~~
~~of works and~~ application of water to beneficial use for permit 27276.

We have mailed the notice to the Owyhee Nugget
to be published once a week for four consecutive weeks prior to January 19,
1968, which is the hearing date when the permit holder Kenneth D. Witt

and two disinterested witnesses must appear before _____
Laura J. Henderson, notary public, to complete the enclosed
depositions. The witnesses must be familiar with the works and permit.

After the hearing, the depositions and an affidavit of publication must be sub-
mitted to this office. The affidavit may be obtained from the newspaper when the
advertising bill is paid by Idaho Land & Appraisal Service. Be sure all the forms have the notary's
seal and are signed.

Please feel free to contact us if we may be of any assistance.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:dj

Enc: Depositions

cc: Applicant

27276

December 13, 1967

Re: Permit No. 27276
Kenneth D. Witt

Owyhee Nugget
Marsing, Idaho 83639

Gentlemen:

Enclosed is a legal notice which we wish to have published for four consecutive weeks prior to January 19, 1968. The expense of the publication is to paid by Idaho Land & Appraisal Service, P. O. Box 2161, Boise, Idaho,

to whom you should furnish the affidavit of publication on or before the above date. Please acknowledge receipt of this notice by furnishing this office with a tear sheet for checking prior to the first publication.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:dj

Enc: Legal Notice

27276

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

Permit No. 27276

* * * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

DEPOSITION OF HOLDER

RECEIVED
JAN 22 1958
Department of Reclamation

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

Kenneth D. Witt, 10th Avenue and Karcher Road, Caldwell, Idaho, drilling contractor

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

individual

Ques. 3. State number, approval date of permit, and date of priority: _____

27276, approved March 21, 1958, priority March 21, 1958

Ques. 4. State source of water supply: Snake River

Give location of point of diversion, showing subdivision, section, township and range

Lot 4 (SE $\frac{1}{4}$ SW $\frac{1}{4}$), Sec. 26, T. 2 N., R. 4W, B.M.

Ques. 5. Describe your works of diversion: 2 - 60 hp pumps on the river, pipeline
approximately 1150 feet; state amount of water they are capable of conveying from point of diversion to place of use: 200 inches; Give name of canal or ditch or other works by which water is conducted to such place of use: none

_____; if a well, state depth of well -0-; depth and size of casing -0-; depth to water -0-; if pump is used,

2 pumps
state discharge of pump: 100 inches each; tell how it was measured or determined _____

pump manufacturers specifications; if sprinkler irrigation, give number and size of nozzles and operating pressure: none - surface

Ques. 6. State for what purpose water is used: irrigation
(If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water:

Township 2 North - Range 4 West, B.M., Sec. 26, SE $\frac{1}{4}$ SW $\frac{1}{4}$ - 10 ac.; Sec. 35, NE $\frac{1}{4}$ NW $\frac{1}{4}$ - 36 ac.,

NW $\frac{1}{4}$ NW $\frac{1}{4}$ - 40 ac., SW $\frac{1}{4}$ NW $\frac{1}{4}$ - 40 ac., SE $\frac{1}{4}$ NW $\frac{1}{4}$ - 35 ac., NW $\frac{1}{4}$ SW $\frac{1}{4}$ - 19 ac., NE $\frac{1}{4}$ SW $\frac{1}{4}$ - 20 ac.

27276

State nature of all improvements which have been made as a direct result of said use:

All improvements made are a direct result of said use.

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

Ques. 7. If for other than irrigation purposes, show full legal description of place of use and state purpose for which water is used:

irrigation only

Ques. 8: 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:

original holder

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: Spring, 1960 - 100 inches - Time used since first use:

Used consecutively until 1962 at which time I placed the other pump and have used

200 inches since that time.

Ques. 10. Describe all other water rights appurtenant to same place of use: none

(sign)

Kenneth D. Witt
Kenneth D. Witt

* * * * *

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

Boise, County of Ada

State of Idaho, on this 19th day of January, A. D. 19 68.

Laura J. Henderson

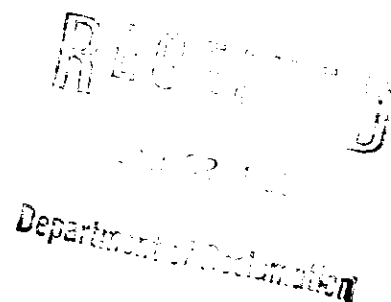
My commission expires: 8/12/70

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. 27276

* * * * *



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:

Gordon L. Hartley, 45, Rt. 1, Marsing, Idaho, farmer

Ques. 2 Are you acquainted with Kenneth D. Witt, the holder of Permit No. 27276? How long have you known him and where does he reside?

30 years, he lives south of Caldwell at 10th and Karcher

Ques. 3. Have you read or heard said Permit No. 27276 read, and are you familiar with its provisions and conditions: Yes XXX No.

Ques. 4. State source of water supply: Snake River

Give location of place of diversion, showing subdivision, section, township and range

T. 2 N., R. 4 W., B.M., Section 26, SE $\frac{1}{4}$ SW $\frac{1}{4}$, (Lot 4)

Describe works for conveying water to place of use: pipeline to concrete ditch,

2 - 60 hp pumps

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 5.6 cfs How much water have you seen being so conveyed? approximately 200 inches

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving full legal description:

T 2 N - R 4 W, B.M., Sec. 26, SE $\frac{1}{4}$ SW $\frac{1}{4}$ - 10 ac.; Sec. 35, NE $\frac{1}{4}$ NW $\frac{1}{4}$ - 36 ac., NW $\frac{1}{4}$ NW $\frac{1}{4}$ - 40 ac., SW $\frac{1}{4}$ NW $\frac{1}{4}$ - 40 ac., SE $\frac{1}{4}$ NW $\frac{1}{4}$ - 35 ac., NW $\frac{1}{4}$ SW $\frac{1}{4}$ - 19 ac., NE $\frac{1}{4}$ SW $\frac{1}{4}$ - 20 ac.

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

Irrigation 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.

Volcanic Ash plus some sand, should have 1 inch per acre.

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned?

If so, in what way and to what extent? no

Ques. 10. When did you first see this water used? spring - 1960

Other times you have seen such use: Consecutively since that time, I live adjoining this area.

(Signed):

Gordon L. Hartley
Gordon L. Hartley

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

Boise, County of Ada, State of Idaho, on
this 19th day of January, A. D. 1968

Laura J. Anderson

Notary Public for the State of Idaho

Residing Boise, Idaho

My commission expires 8/12/70

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. 27276

* * * * *

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:

Claude Dufoe. 47. Rt. 6. Nampa. Idaho. well driller. Rt. 6. Nampa. Idaho

Ques. 2 Are you acquainted with Kenneth D. Witt, the holder of Permit No. 27276? How long have you known him and where does he reside?

Approximately 2 years. 10th and Karcher Rd., Caldwell

Ques. 3. Have you read or heard said Permit No. 27276 read, and are you familiar with its provisions and conditions: Yes XXX No.

Ques. 4. State source of water supply: Snake River

Give location of place of diversion, showing subdivision, section, township and range

T. 2 N., R. 4 W., B.M., Section 26, SE $\frac{1}{4}$ SW $\frac{1}{4}$, (Lot 4)

Describe works for conveying water to place of use: 2 - 60 hp electric pumps, pipeline
to open ditches

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 5.6 cfs How much water have you seen being so conveyed? 200 inches

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving full legal description:

Township 2 North - Range 4 West, B.M., Sec. 26, (SE $\frac{1}{4}$ SW $\frac{1}{4}$) - 10 ac.; Sec. 35, NE $\frac{1}{4}$ NW $\frac{1}{4}$ - 36 ac.

NW $\frac{1}{4}$ NW $\frac{1}{4}$ - 40 ac., SW $\frac{1}{4}$ NW $\frac{1}{4}$ - 40 ac., SE $\frac{1}{4}$ NW $\frac{1}{4}$ - 35 ac., NW $\frac{1}{4}$ SW $\frac{1}{4}$ - 19 ac., NE $\frac{1}{4}$ SW $\frac{1}{4}$ - 20 ac.

27276

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

irrigation 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.

Sandy loam soil and for profitable cultivation would require 1 inch per acre.

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned?

If so, in what way and to what extent? no

Ques. 10. When did you first see this water used? Spring, 1967

Other times you have seen such use: I have seen this being used several times since.

(Signed):

Claude Dufoe
Claude Dufoe

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

Boise, County of Ada, State of Idaho, on this 19th day of January, A. D. 1968

Laura Henderson

Notary Public for the State of Idaho

Residing Boise, Idaho

My commission expires 8/12/70

PROOF OF PUBLICATION

RECEIVED

STATE OF IDAHO }
County of Owyhee } s.s.

JAN 22 1968

Department of Reclamation

I, RODNEY A. HAWES, being first duly sworn, on oath says that he is the Publisher of the OWYHEE NUGGET, a newspaper of general circulation, published weekly by Rodney A. Hawes, publisher and printer thereof, at Marsing, County of Owyhee, State of Idaho;

That the annexed notice was published in said newspaper once each week and every week for 4 consecutive weeks, the first publication being on the 21 day of December, 1967, and the last publication being on the 11 day of January, 1968;

That the said newspaper has been published continuously and uninterruptedly in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of the attached notice.

Rodney A. Hawes
PUBLISHER

Subscribed and sworn to before me this 12 day of January, 1968.

George A. Hawes
NOTARY PUBLIC

My commission expires 9/1/68
(SEAL)

NOTICE OF PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

NOTICE IS HEREBY GIVEN That on the 19th day of January, 1968, at Boise, County of Ada, State of Idaho, before Laura J. Henderson, proof will be submitted of the application to beneficial use of 5.6 cubic feet per second of the waters of Snake River in accordance with the terms and conditions of Permit No. 27276 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and post office address of the person or corporation holding said permit Kenneth D. Witt, 10th Avenue & Karcher Road, Caldwell, Idaho 83605.

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

The amount applied to beneficial use is 5.6 c.f.s.

The point of diversion of said water is Lot 4 (SE 1/4 SW 1/4), Sec. 26, T. 2 N., R. 4 W., B. M., Owyhee County.

The place where said water is used T. 2 N., R. 4 W., B. M. Section 26, Lot 4 (SE 1/4 SW 1/4), Section 35, NW 1/4, N 1/2 SW 1/4.

The date of priority which said user is prepared to establish is March 21, 1958.

R. KEITH HIGGINSON,
State Reclamation Engineer
Published December 21 and 28, 1967, and January 4 & 11, 1968
The Owyhee Nugget
Marsing, Owyhee County, Idaho

27276

January 22, 1968

Re: Permit No. 27276

Kenneth D. Witt
10th Avenue and Karcher Road
Caldwell, Idaho 83605

Dear Mr. Witt:

We acknowledge receipt of the depositions and affidavit of publication in the
Owyhee Nugget submitted as proof of ~~com-~~
~~pletion of work~~ and beneficial use on Permit 27276.

Before a certificate and license of water right can be issued, a field examination must be made by a representative from this department. We cannot tell just when this examination will be made, but our field examiner will try to contact you at the time he makes the examination so that you may show him the system.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:dj

27276
DWM: [signature]