Mr. T. J. Nakamura
Nakamura Bros.
Route #1,
Blackfoot, Idaho.

9- 28137
2580
35-2580

MTC: John Hancock

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 36098
Permit No. G- 28137
District No.

1. Name of Applicant: Tugi Nakamura and Tack Nakamura and T. J. Nakamura

   Postoffice address: Route #1, Blackfoot County: Bingham State: Idaho

2. Quantity of water claimed:

   (a) Rate of withdrawal in cubic feet per second 4 or Idaho Miners' inches 200 or gallons per minute 1800

   (b) Annual withdrawal in acre feet per annum

3. Source of water supply: Drilled well, turbine and booster pump

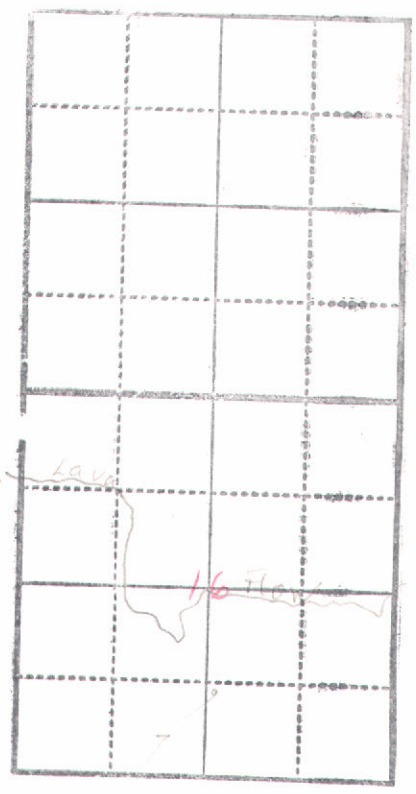
4. Location of point of diversion or well is in the SW ¼ of the SE ¼ of Section 16 Twp. 1 North, Rge. 35 East, B.M., County of Bingham

5. Water is to be used for: Irrigating crops common to area

6. If for municipal, industrial or recreational purposes, give:

   (a) Point of use of water is in the ¼ of the ¼ of Section , Twp. Rge. , B. M.

   (b) Waste water or sewage effluent is to be returned to at a point in the ¼ of the ¼ of Section , Twp. , Rge. , B. M.



7. Kind of works: Pump and sprinkler system

8. Estimated cost of works: $ 53,000.00

9. (a) Is reservoir to be used? none

   (b) Capacity of reservoir:

10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.

11. If applicant is a corporation, give:

   I. (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: $5,000.00

   (b) Treasury stock: (c) Bonds to be issued:

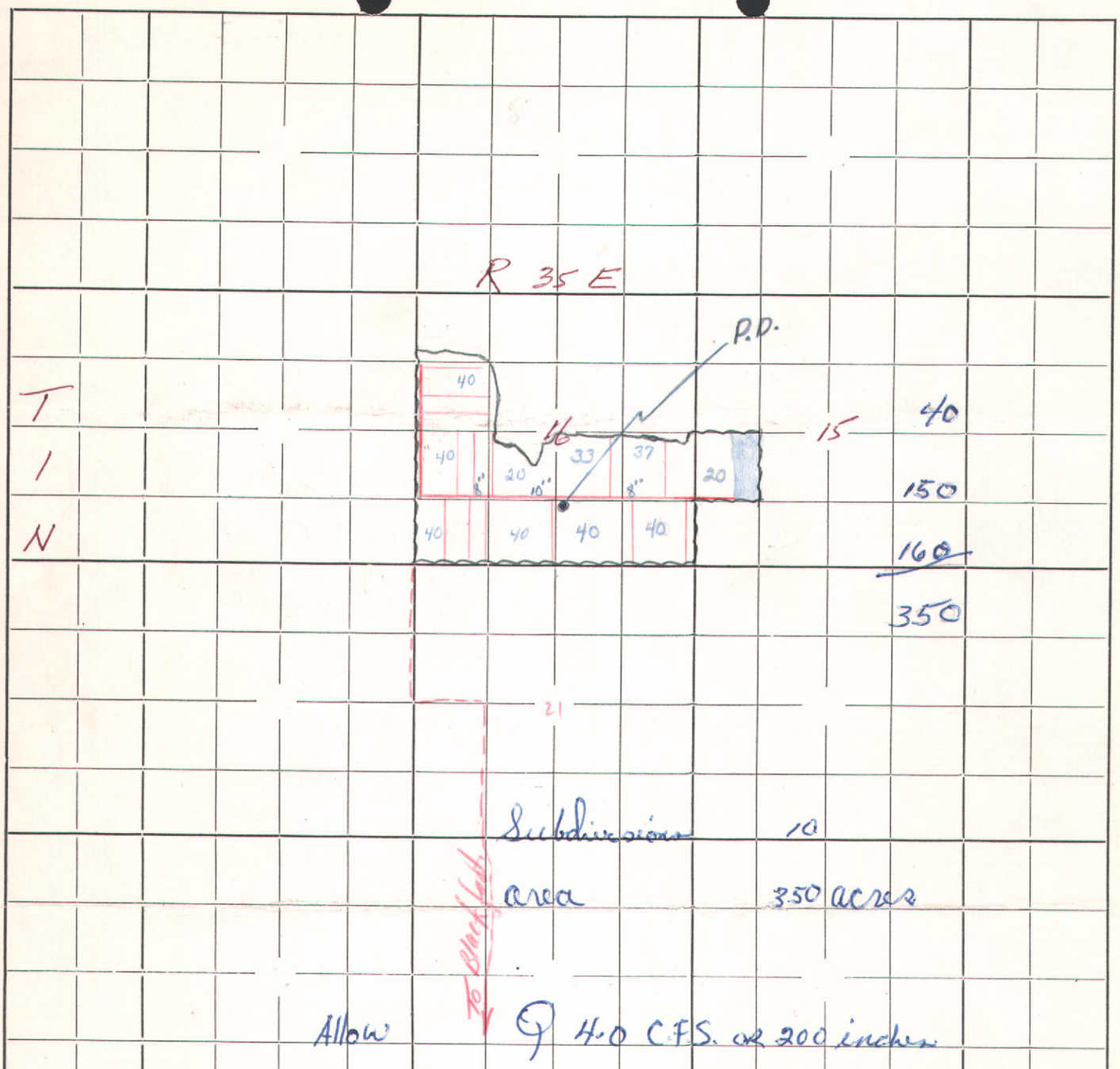
   (d) Other resources: Personal property and farm (Valued at $60,000.00)

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

13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None

   (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.

   (b) 4 (cubic feet per second, inches or gallons per minute) is for new lands.



TOTAL MEASUREMENT

5.52 C.F.S or 276 IN.

Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

28137

INSTRUCTIONS TO EXAMINERS

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

RECEIVED
JUL 2 1964
Department of Reclamation

S ~~Victor Durden~~ T. J. Nakamura*
~~New Meadows, Ida~~ RR#1
417'x20" h: 380' Blackfoot, Ida.
416-1/64" Nozzles @ 45#
785-0624 Sunday nite or monday

well depth 417' h:

Permit No. G-28137

Examination for Completion of Works and Beneficial Use

County Bingham

Sec. 16 T. 1 N R. 35 E

Quantity: 4.0 C.F.S.

Source: Well

P.D.: SWSE, 16-1N-35E

Use: Irrigation

Filed: 9-1-59

Due: 9-1-64

Extension:

Completion of Works:

Other Rights: None

Driller - Hopkins Bros

28137

RECEIVED
DEC 12 1963
Department of Reclamation

AFFIDAVIT of PUBLICATION

County of Bingham)
) ss.
State of Idaho)

I, Drury R. Brown do solemnly swear that I am the publisher of The Blackfoot News which is a daily newspaper of general circulation published each day except Saturday and Sunday at Blackfoot, Bingham County, Idaho, said newspaper having been so published at Blackfoot aforesaid for more than one year past; that said newspaper heretofore compiled with all the provisions of Chapter 154 of the Sessions Laws of Idaho of 1933, approved March 11, 1933 ,and duly designated, pursuant to law, a particular day of the week as the day on which legal notices required by law or by the order of any Court of competent jurisdiction within the State of Idaho shall be published to-wit: Friday of each week; that the notice attached hereto and which is a part of this affidavit and part of the proof of publication was, published in said Friday issue of said newspaper 4 consecutive weeks, the first publication having been made on the 15th day of November, 1963, and the last publication having been made on the 6th day of December, 1963; that said notice was published in the regular and entire issue of every number of the paper as aforesaid during the period and time of publication, and that notice was published in the newspaper and not in a supplement.

Drury R. Brown

Subscribed and sworn to before me this 6th day of December, 1963

Marjorie Flint

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
January 10th, 1963 – 1967

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

Notice is hereby given that at 10 a.m., on the 10th day of December, 1963, at Blackfoot, County of Bingham, State of Idaho, before Donald Ramey, Notary Public, at (address) Blackfoot, Idaho, proof will be submitted of the completion of works for the diversion of 4.0 cubic ft. per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-28137, heretofore issued by the Department of Reclamation of the State of Idaho

1. The name and postoffice address of the person or corporation holding said permit is Tugi Nakamura, Tack Nakamura and T.J. Nakamura Route No. 1, Blackfoot, 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 conveying to the place of use is 4.8 cubic feet per second.
3. The use to which said water has been applied is irrigation purposes and the amount applied to beneficial use is 4.8 cubic feet per second.
4. The point of diversion of said water is SW¼SE¼, Section 16, Twp 1 N., Rge. 35 E., B.M.
5. The place where said water is used is NW¼NW¼, S½NW¼, S½, Section 16, NW¼SW¼, Section 15, Twp. 1 North, Range 35 E., B.M.
6. The date of priority which said user is prepared to establish is Sept. 1, 1959.

CARL E. TAPPAN
State Reclamation Engineer
Pub. Nov. 15, 22, 29, Dec. 6, 1963.

28137

September 23, 1959

Re: Permit No. G-28137

Mr. Tugi Nakamura
Route #1
Blackfoot, Idaho

Dear Mr. Nakamura:

Enclosed is form for amending the land list under Permit No. G-28137 as requested.

Two copies of the amendment will be sent to the Bureau of Land Managment for a fee of $1.50.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

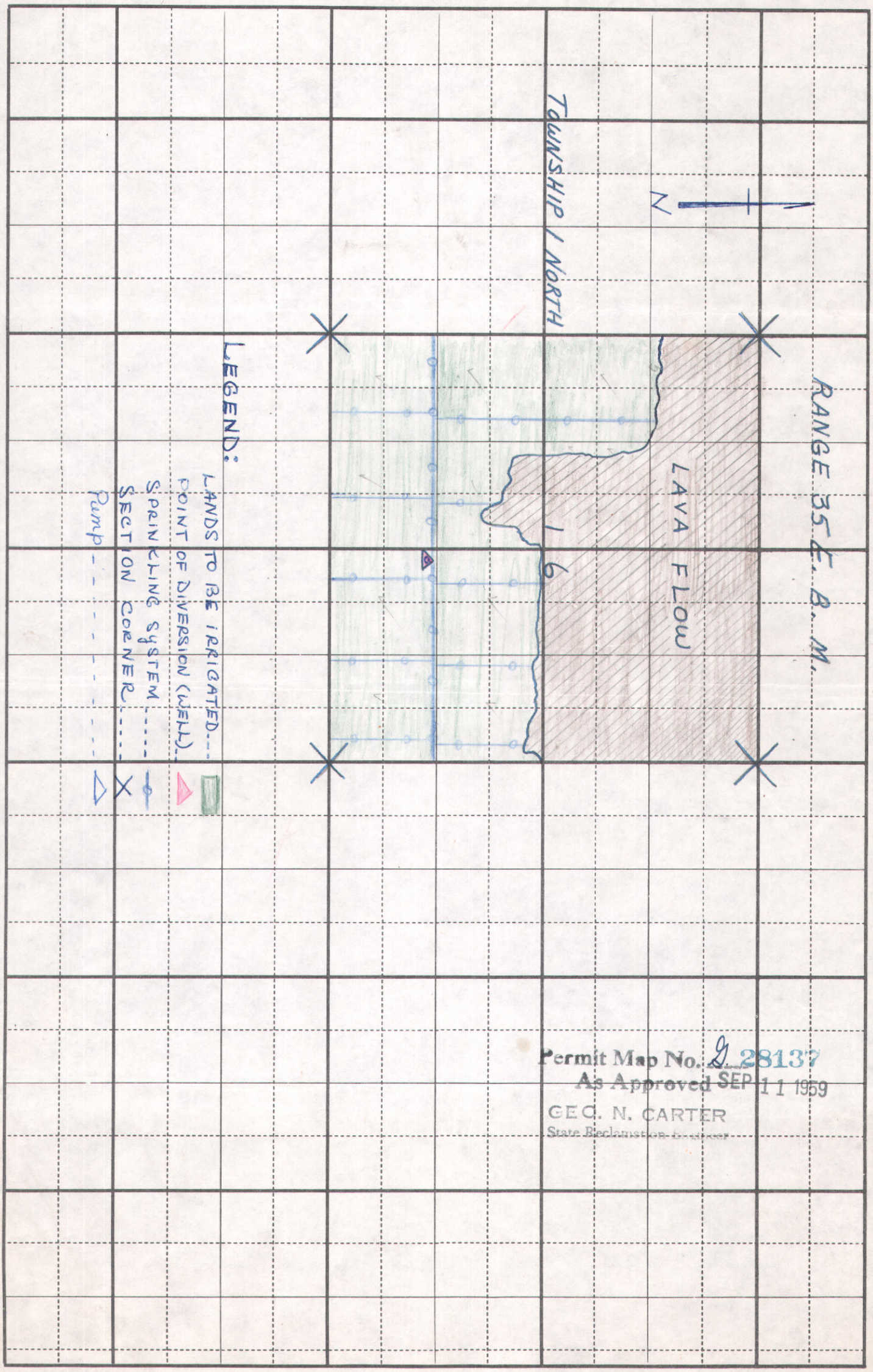
(Mrs.) Edna R. Rutledge
Chief Clerk

ERR:ew
Enc. amendment

28137

NAME OF APPLICANT.....

Form No. 0



Permit Map No. G 28137
As Approved SEP 11 1959
GEO. N. CARTER
State Reclamation Engineer

SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

28137

NOTICE OF PROOF OF COMPLETION OF WORKERS and APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:30 A.M., on the 18th day of September, 1963, at Blackfoot, County of Bingham, State of Idaho, before Donald Ramey, Notary Public at Blackfoot, Idaho, proof will be submitted of the completion of works for the diversion of 4.0 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-28137 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Tugi Nakamura, Tach Nakamura and T. J. Nakamura, Route 1, Blackfoot, 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 conveying to the place of use is 4.8 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 4.8 cubic feet per second.

4. The point of diversion of said water is SW¼ of SE¼ of Section 16, Twp. 1 N, Range 35 E., B.M.

5. The place where said water is used is S½, Section 16, NW¼ SW¼ of Section 15, all in Twp. 1 North, Range 35 E.B.M.

6. The date of priority which said user is prepared to establish is Sept. 1, 1959.

CARL E. TAPPAN, Acting
State Reclamation Engineer

Pub. Aug. 23 - 30 - Sept. 6, 13, 1963

28/37

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

Notice is hereby given that at 10 a.m., on the 10th day of December, 1963, at Blackfoot, County of Bingham, State of Idaho, before Donald Ramey, Notary Public, at (address) Blackfoot, Idaho, proof will be submitted of the completion of works for the diversion of 4.0 cubic feet per second if underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-28137, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Tugi Nakamura, Tack Nakamura and T.J. Nakamura Route No. 1, Blackfoot, 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 conveying to the place of use is 4.8 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes and the amount applied to beneficial use is 4.8 cubic feet per second.

4. The point of diversion of said water is SW¼SE¼, Section 16, Twp 1 N., Rge. 35 E., B.M.

5. The place where said water is used is NW¼NW¼, S½NW¼, S½, Section 16, NW¼NW¼, Section 15, Twp. 1 North, Range 35 E., B.M.

6. The date of priority which said user is prepared to establish is Sept. 1, 1959.

CARL E. TAPPAN
State Reclamation Engineer

Pub. Nov. 15, 22, 29, Dec. 6, 1963.

28137

THE PROBATE COURT OF

7882

State of Idaho
License and Certificate of Water Right

Water License No. G-28137 Amount 4.0 c.f.s.

Water District No. Priority Sept. 1, 1959

THIS IS TO CERTIFY that TUGI NAKAMURA, TACK NAKAMURA and T. J. NAKAMURA of Blackfoot, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated September 1, 19 59; that Permit No. G-28137 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 4.0 second feet, was issued thereunder on July 22, 19 64, showing that said works were completed on the 10th day of December, 1963; and that on the 10th day of December, 19 63,

TUGI NAKAMURA, TACK NAKAMURA and T. J. NAKAMURA of Blackfoot, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a well, a tributary of subterranean flow, for the purpose of irrigation, under Use Permit No. G-28137 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 12 of Licenses at page 7882, on the 22 day of July, 19 64;

The right hereby confirmed dates from September 1, 1959;

The Point of Diversion is located

in the SW ¼ SE ¼, Sec. 16, Tp. 1 N., R. 35 E., B. M. Bingham County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 4.0 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
1 N.	35 E.	15	$NW\frac{1}{4}$ $SW\frac{1}{4}$	20	20
		16	$SW\frac{1}{4}$ $NW\frac{1}{4}$	40	40
			$NE\frac{1}{4}$ $SW\frac{1}{4}$	30	20
			$NW\frac{1}{4}$ $SW\frac{1}{4}$	40	40
			$S\frac{1}{2}$ $SW\frac{1}{4}$	80	80
			$NE\frac{1}{4}$ $SE\frac{1}{4}$	33	37
			$NW\frac{1}{4}$ $SE\frac{1}{4}$	34	33
			$S\frac{1}{2}$ $SE\frac{1}{4}$	80	80
			Total number of acres to be irrigated:		350

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 22nd day of July, 19 64.

RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

35 2580

7881

State of Idaho
License and Certificate of Water Right

Water License No. 26577 Amount 1.5 c.f.s.

Water District No. Priority February 19, 1957

THIS IS TO CERTIFY that W. A. & C. L. BOYD

of Hazelton, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated October 12, 1956; that Permit No. 26577 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 3.0 second feet, was issued thereunder on November 15, 1961, showing that said works were completed on the 27th day of October, 1961; and that on the 24th day of February, 1964,

W. A. & C. L. BOYD

of Hazelton, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of an unnamed stream (waste water), a tributary of Milner Gooding Canal, for the purpose of irrigation, under Use Permit No. 26577 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 12 of Licenses at page 7881, on the 21 day of July, 1964;

The right hereby confirmed dates from February 19, 1957;

The Point of Diversion is located

in the SE ¼ SW ¼, Sec. 18, Tp. 10 S., R. 21 E., B. M. Jerome County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 1.5 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
10 S.	21 E.	18	NW¼ SE¼	20	10
			NE¼ SW¼	20	20
			SE¼ SW¼	40	40
			SW¼ SE¼	40	25
			Total number of acres to be irrigated:		95

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 21st day of July, 1964.

RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

Mr. T. J. Nakamura
Nakamura Bros.
Route #1,
Blackfoot, Idaho.

9- 28137
35-2980

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 36098
Permit No. G- 28137
District No.

1. Name of Applicant: Tugi Nakamura and Tack Nakamura and T. J. Nakamura

   Postoffice address: Route #1, Blackfoot County: Bingham State: Idaho

2. Quantity of water claimed:

   (a) Rate of withdrawal in cubic feet per second 4 or Idaho Miners' inches 200 or gallons per minute 1800

   (b) Annual withdrawal in acre feet per annum

3. Source of water supply: Drilled well, turbine and booster pump

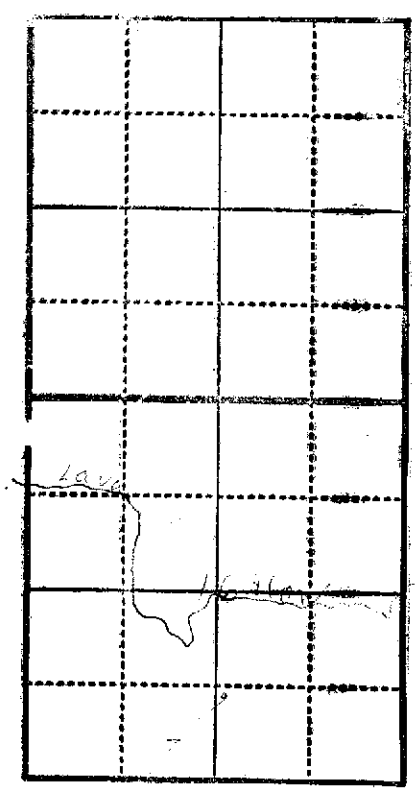
4. Location of point of diversion or well is in the SW ¼ of the SE ¼ of Section 16 Twp. 1 North, Rge. 35 East, B.M., County of Bingham

5. Water is to be used for: Irrigating crops common to area

6. If for municipal, industrial or recreational purposes, give:

   (a) Point of use of water is in the ¼ of the ¼ of Section , Twp. Rge. , B. M.

   (b) Waste water or sewage effluent is to be returned to at a point in the ¼ of the ¼ of Section , Twp. , Rge. , B. M.



7. Kind of works: Pump and sprinkler system

8. Estimated cost of works: $ 53,000.00

9. (a) Is reservoir to be used? none

   (b) Capacity of reservoir:

10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.

11. If applicant is a corporation, give:

   I. (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: $5,000.00

   (b) Treasury stock: (c) Bonds to be issued:

   (d) Other resources: Personal property and farm (Valued at $60,000.00)

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

13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None

   (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.

   (b) 4 (cubic feet per second, inches or gallons per minute) is for new lands.

Remarks:

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

s/ Tack Nakamura *Applicant.*
Tugi Nakamura
By T. J. Nakamura *Agent.*

Date of first receipt at Department of Reclamation: 8:00 A.M. September 1, 1959

Returned to applicant for correction: September 1, 1959

Corrected application received: September 8, 1959

Approval of State Reclamation Engineer

The number of this permit is G— 28137

Recorded in Book 99 Page 28137 Approved September 11, 1959

This is to certify that I have examined the within application for a permit tc 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 and to continue deligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before March 11, 1962

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before September 11, 1964

Witness my hand this 11th day of September, 1959

s/ GEO. N. CARTER
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLIE, Governor of the State of Idaho, and ARNOLD WILLIAMS, 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 11th day of September, 1959

Countersigned: STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS
Secretary of State.

By s/ ROBERT E. SMYLIE
Governor

12.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
1 N	35 E.	16					5	40	10		30	40	40	40	33	34	40	40	352

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. G-28137

Comes now NAKAMURA BROTHERS, and represents to the State Reclamation Engineer of the State of Idaho.

That they are the owners and holders of Permit to Appropriate the Public Waters of the State of Idaho, No. G-28137, and request that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

Our Permit No. G-28137 allows us to irrigate the S½, Section 16, Township 1 N., Range 35 East B. M. We would like this Permit amended to include the NW¼SW¼ Section 15, Township 1 N., Range 35 East B.M. containing approximately 20 acres, making a total of approximately 372 acres.

That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Nakamura Brothers
s/ T. J. Nakamura

Date of receipt at office of Department of Reclamation: October 2, 1959

APPROVAL OF STATE RECLAMATION ENGINEER

I, GEO. N. CARTER, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. G-28137. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

/s/ GEO. N. CARTER
State Reclamation Engineer

Recorded: October 6, 1959

Permit No. G-28137

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that TUGI NAKAMURA, TACK NAKAMURA and T. J. NAKAMURA of Blackfoot, County of Bingham, State of Idaho, the holder of Permit No. G-28137, issued upon Application No. G-36098, bearing date of priority of September 1, 1959, authorizing the diversion of 4 second feet of waters of a well, County of Bingham, 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 4.0 second feet of the waters of a well from subterranean flow; that the point of diversion of said waters $SW\frac{1}{4}SE\frac{1}{4}$, Sec. 16, T. 1 N., R. 35 E., B. M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:

350 acres $NW\frac{1}{4}SW\frac{1}{4}$, Sec. 15; $SW\frac{1}{4}NW\frac{1}{4}$, $S\frac{1}{2}$, Sec. 16, T. 1 N., R. 35 E., B. M.

Witness my hand this 22nd day of July, A. D., 1964

s/ RALPH W. THOMAS
Deputy State Reclamation Engineer

Proof of Completion of Works Made: December 10, 1963

LICENSE ISSUED FOR 4.0 SEC. FT.
LICENSE PAGE NO. 7882

July 22, 1964

Re: Permit No. G-28137

Nakamura Brothers
Route #1
Blackfoot, Idaho

Gentlemen:

Enclosed are the Certificate of Completion of Works and License and Certificate of Water Right issued on the above numbered permit.

Also enclosed is departmental receipt No. G-8728, in the amount of $25.00 covering the fees.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. certificates
receipt

28137

Blackfoot, Idaho
July 20, 1964

RECEIVED
JUL 22 1964
Department of Reclamation

Mr. Carl E. Tappan
State of Idaho
Department of Reclamation
Boise, Idaho

Dear Mr. Tappan:

Enclosed is a check for $ 25.00, the fee requested by your office, for the License and Certificate of Water Rights of Permit # G-28137.

Thank you for your help.

Sincerely yours,

J. L. Anderson

28/37

Form 23

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

REPORT OF ENGINEER

PERMIT NO. G-28137

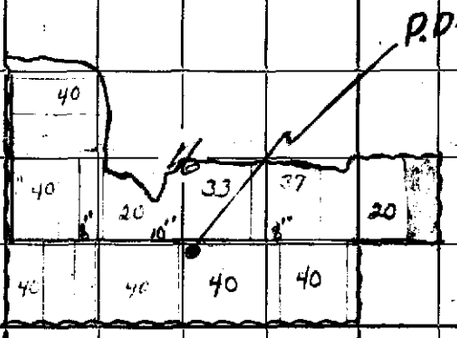
REPORT ON PROOF OF Completion of Works and Beneficial Use

Tugi Nakamura, Tack Nakamura and T.J. Nakamura
Route #.1
Blackfoot, Idaho

28137

R 35 E

T 1 N



15

40
150
160
350

Subdivision area 10 350 acres

Allow Q 4.0 C.F.S. or 200 inches

TOTAL MEASUREMENT

5.52 C.F.S. or 276 IN.

Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

28137

Form 23

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-28137

This proof is for Completion of Works & Beneficial Use In Water District No.

1. Name of applicant Tugi Nakamura, Tack Nakamura and T.J. Nakamura

2. Source of water supply: Drilled Wells, Turbine and Booster Pump

3. Location of point of diversion: Is in the SW¼ of the SE¼ of Section 16

T. 1 North R. 35 East County of Bingham

4. Describe works as they exist, giving dimensions and capacities of same: 300 H.P. Redesigned Electric Windings Motor #2-36V719 Wintrooth pump #9340 10" x 390' Column 20" x 417' Casing h: 380' D.D. none well depth 417' 10" discharge to 12" Check valve to 12" gate valve to 10" mainline Booster Unit 60 H.P. U.S. Motor # 1183702 Pacific pump # 1R15911 10" pipe back into 12" mainline

5. Water is used for: Irrigating crops common to area

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):

W½ of NW¼, SE¼ NW¼, S½, Sec 16 TWp 1 Rge 35 E.

Also NW¼ SW¼ Section 15 Township 1 N. Range 35 East B M.

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

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

Remarks: Mr. T.J. Nakamura participated in the examination measurement was made by takeing pressure readings along each lateral 14 lines 387 nozzles size 11/64

This examination was made on the 29th day of June, 1964

(Signed) Ron Heberg

Examiner.

28137

INSTRUCTIONS TO EXAMINERS

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

RECEIVED
JUL 2 1964
Department of Reclamation

~~Victor [illegible]~~ T. J. Nakamura*
~~[illegible]~~ RR#1
417 x 20" h: 3[illegible]
Permit No. G-28137 Blackfoot Ida
[illegible] @ 45# 785-0624 Sunday [illegible]

well depth 417'

Examination for Completion of Works and Beneficial Use

County Bingham

Sec. 16 T. 1 N R. 35 E

Quantity: 4.0 C.F.S.

Source: Well

P.D.: SWSE, 16-1N-35E

Use: Irrigation

Filed: 9-1-59

Due: 9-1-64

Extension:

Completion of Works:

Other Rights: None

Driller - Hopkins Bros

28137

500 - June 20-62

State of Idaho

DEPARTMENT OF RECLAMATION

Boise, Idaho

July 7, 1964

Re: Permit No. G-28137

Tugi, Tack & T. J. Nakamura
Rt 1
Blackfoot, Idaho

Dear Sirs:

Our field engineer's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-28137 shows the well is (~~are~~) capable of conveying 200 miner's inches, or 4.0 c.f.s. of water for the irrigation of 350 acres.

Upon receipt of the statutory fees, totaling $ 25.00, which consists of a Completion of Works fee of $ ---- and License and Certificate of Water Right fee of $------ - based at the rate of $2.00 for each 40-acre subdivision - we will issue the Certificate of Completion of Works and the License and Certificate of Water Right confirming the right, with priority of September 1, 1959 to the use of 4.0 second feet of subterranean water with the point of diversion in the $SW\frac{1}{4}SE\frac{1}{4}$, Sec. 16 for irrigation of 350 acres in the $NW\frac{1}{4}SW\frac{1}{4}$, Sec. 15; $SW\frac{1}{4}NW\frac{1}{4}$, $S\frac{1}{2}$, Sec. 16, T. 1 N., R. 35 E.,B.M.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

28137

FEDERAL LAND BANK ASSOCIATION OF BLACKFOOT

188 WEST JUDICIAL BLACKFOOT, IDAHO 83221

TELEPHONE: 785-0820

BLAIR W. ARCHIBALD, MANAGER

March 24, 1964

MAR 25 1964

Department of Reclamation
107 State House
Boise, Idaho

Re: 1206 D-Nakamura Brothers

Gentlemen:

We have an application for loan from the Nakamura Brothers on the following described property:

Section 16, T1N, R35EBM

Please advise as to the amount of inches and priority of the deep well permit on this land.

Yours truly,

Blair W. Archibald
Blair W. Archibald
Manager

BWA:dj

Bingham Co.
D-28137 4.0 cfs 9-1-59 due 9/1/64
SWSE 16-1N-35E

28137

March 25, 1964

Re:; Permit No. G-28137
Nakamura Brothers

Blair W. Archibald, Mgr.
Federal Land Bank Ass'n.
Blackfoot, Idaho, 83221

Dear Sir:

The permit you inquired about was approved for 200" of water The priority date is September 1, 1959.

We would like to point out that proof of completion of works and beneficial use has not been made. These proofs are due September 11, 1964.

After proofs are made a field examination is made by this department. The actual quantity of water allowed under the permit will be determined from the examination. One inch to the acre of land actually being irrigated is the maximum allowed normally.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

D. L. RHODES, Assistant
State Water Rights Clerk

DLR:ew

28137

1M April 1962

December 13,1963

Re: Permit No. G-28137
Mr.T.J.Nakamura
Route # 1
Blackfoot,Idaho

Dear Mr Nakamura:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the The Blackfoot News G-28137, all submitted in proof of completion of works and beneficial use on Permit No.

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

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

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

28137

Form 16
1.5 M - 7-31-62

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

DEC 12 1962

Department of Reclamation

Permit No. G 28137

* * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

* * * * * *

DEPOSITION OF HOLDER

Ques. 1. State your name, residence, occupation and postoffice address: Tugi Nakamura, Tack Nakamura and T. J. Nakamura. Farming. Route 1, Blackfoot, 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:

Nakamura Brothers, c/o T. J. Nakamura, Route 1, Blackfoot, Idaho. Partner

Ques. 3. State number, approval date of permit, and date of priority you propose to establish under the permit; G 28137, Sept.11, 1959. Sept. 1, 1959.

Ques. 4. State source of water supply: Ground water
Give location of point of diversion, showing subdivision, section, township and range:

SW¼ SE¼, Section 16, Township 1 North, Range 35 E. B. M.

Ques. 5. Describe your works of diversion: Well and pump with sprinkler system. ; state amount of water they are capable of conveying from point of diversion to place of use _____; Give name of canal or ditch or other works by which water is conducted to such place of use: _____; if a well, state depth of well 417 feet ; depth and size of casing: 20 inch casing ; depth to water 380 feet ; if pump is used, state discharge of pump: 4.8 cu ft/sec; tell how it was measured or determined: _____; if sprinkler irrigation, give number and size of nozzles and operating pressure: 416 nozzles. 1/64 size nozzles. 45 lbs pressure.

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 : 313 A. S½ Section 16, 32 A. S½ NW¼ and NW¼ NW¼, Section 16 and 21 A. NW¼ SW¼, Section 15 all in Township 1 North, Range 35 E. B. M.

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

Well. Pump. Sprinkler system.

28137

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: Hopkins Brothers, c/o Glenn Hopkins, Thorton, Idaho

Ques. 7. If for other than irrigation purposes, state purpose and how used:

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

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:

Ques. 10. State when and in what amount the water diverted under above mentioned permit has been first used: June, 1959 Time used since first use: June, 1959 thru Nov, 1963.

Ques. 11. Describe all other water rights appurtenant to same place of use:

None

(sign) I. L. Robinson

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 Blackfoot, County of Bingham State of Idaho, on this 10 day of December, A.D. 1963.

Donald Barney

My Commission expires: My Commission Expires May 1, 1965

28137

Form 17A
1.5 M 7-31-62

RECEIVED
DEC 12 1963
Department of Reclamation

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

Permit No. _____

* * * * * * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

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:
Ralph Smullin - 53 years of age. Farm mechanic
Route #2 Blackfoot Ida

Ques. 2. Are you acquainted with MacKamura brothers, the holder of Permit No. G28/37 ? How long have you known him and where does he reside:
Yes 9 years. Groveland - Blackfoot Ida

Ques. 3. Have you read or heard said Permit No. G28/37 read, and are you familiar with its provisions and conditions: Yes: ✓ No: _____

Ques. 4. State source of water supply: Deep Well pump

State place of diversion: SW¼ SE¼ Section 16, T1N, R35 EBM

Describe works for conveying water to place of use: Sprinkler lines

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 4.8 How much water have you seen being so conveyed: Same as above.

Ques. 6. If for irrigation, show number of acres irrigated in each subdivision, giving full legal description:
313 acres S½ section 16, 32 acres S½ NW¼ ~~with WEST¼~~
+ NW¼ NW¼ Section 16, and 21 acres NW¼ SW¼ Section 15, all in ~~T1N~~ R35 EBM

28/37

Ques. 7. If for power or other purposes than irrigation, state how water has been used.

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:

Good Silt Loam 2180 gal Per. Min.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent: None

Ques. 10. When did you first see this water used: Summer 1959

Other times you have seen such use: Number of times each year. no less than 4 or five times.

(Signed) Ralph Smalley

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 Blackfoot Idaho, County of Bingham, State of Idaho, on this 10 day of December, A. D., 1962.

Donald Ramey

Notary Public for State of Idaho

Residing: Blackfoot Ida

My commission expires: My Commission Expires May 1, 1965

28137

Form 17A
1.5 M 7-31-62

RECEIVED
DEC 1962
Department of Reclamation

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

Permit No. G 28137

* * * * * * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

and Completion of Works

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:
Preston Peterhout - 42 - 736 Sykes Dr. Idaho Falls, Idaho
Tug Nakamura, Jack Nakamura and T. J. Nakamura
Farming Route #1 Blackfoot, Idaho Pump & Sprinkler Salesman

Ques. 2. Are you acquainted with Nakamura Bros - Tug, Jack & T.J the holder of Permit No. G 28137 ? How long have you known him and where does he reside:
Jan 1960

Ques. 3. Have you read or heard said Permit No. G 28137 read, and are you familiar with its provisions and conditions: Yes: ✓ No: _____

Ques. 4. State source of water supply: Deep Well Pump
State place of diversion: SW¼ SE¼, Section 16, T1N R35EBM
Describe works for conveying water to place of use: Sprinkler System

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 4.6 How much water have you seen being so conveyed: Same as Above

Ques. 6. If for irrigation, show number of acres irrigated in each subdivision, giving full legal description:
313 Acres S½ Section 16, 32 Acres S½ NW¼ and NW¼ NW¼ Section 16, and 21 Acres NW¼ SW¼ Section 15; All in T1N R35EBM

28137

Ques. 7. If for power or other purposes than irrigation, state how water has been used:

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:

Good Silt Loam 2160 GPM

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent: NONE

Ques. 10. When did you first see this water used: Summer 1960

Other times you have seen such use: Several Times Each Cropping Season Since — No less than 3 Times each Year

(Signed) Preston Peterson

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 Blackfoot Idaho, County of Bingham, State of Idaho, on this 10 day of December, A. D., 1962.

Donald Ramsey

Notary Public for State of Idaho

Residing: Blackfoot Idaho

My commission expires: 5-1-65

RECEIVED
Department of Water Resources

AFFIDAVIT of PUBLICATION

County of Bingham } ss.
State of Idaho }

I, Drury R. Brown do solemnly swear that I am the publisher of The Blackfoot News which is a daily newspaper of general circulation published each day except Saturday and Sunday at Blackfoot, Bingham County, Idaho, said newspaper having been so published at Blackfoot aforesaid for more than one year past; that said newspaper heretofore compiled with all the provisions of Chapter 154 of the Sessions Laws of Idaho of 1933, approved March 11, 1933 ,and duly designated, pursuant to law, a particular day of the week as the day on which legal notices required by law or by the order of any Court of competent jurisdiction within the State of Idaho shall be published to-wit: Friday of each week; that the notice attached hereto and which is a part of this affidavit and part of the proof of publication was, published in said Friday issue of said newspaper 4 consecutive weeks, the first publication having been made on the 15th day of November, 19 63 and the last publication having been made on the 6th day of December, 19 63 ; that said notice was published in the regular and entire issue of every number of the paper as aforesaid during the period and time of publication, and that notice was published in the newspaper and not in a supplement.

Drury R. Brown

Subscribed and sworn to before me this 6th day of December, 19 63

Marjorie Flint

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
January 10th, 1963 — 1967

28137

November 19, 1963

COPY

Re: Permit No. G-28137
Tugi Nakamura, Tack
Nakamura and T. J.
Nakamura

Blackfoot News
Box 70
Blackfoot, Idaho

Gentlemen:

We received the proofs on the above numbered permit and find them correct.

We must have a copy of proofs for our files, so was retained.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

28137

Form No. 11
2M - 10/60

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) November 5, 1963

(P. O.) Blackfoot, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the Blackfoot News, P.O. Box 70 of Blackfoot, Idaho published in the county in which the works are situated.

I J Nakamura

(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.

28137

November 7, 1963

Re: Permit No. G-28137
Tugi Nakamura, Tack Nakamura
and T. J. Nakamura

Mr. T. J. Nakamura,
Route #1,
Blackfoot, Idaho.

Dear Mr. Nakamura:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-28137. The proofs are to be made at 10:00 o'clock A.M., on the 10th day of December, 1963, before Donald Ramey, Blackfoot, Idaho, Notary Public.

As of this date we have mailed the Notice to the Blackfoot News, P.O.Box 70 Blackfoot, Idaho, with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof then mail the affidavit of publication and statement of costs to you.

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

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

Very truly yours,

[redacted]
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

Enc.
EPR:pmk
cc: Notary

P.S. Note date for making proofs has been advanced two weeks to allow time for publication. That date can be changed by prompt notice to the Blackfoot News and this office of the change.

28/37

Blackfoot, Idaho
November 5, 1963

Mr. Ralph W. Thomas
State of Idaho
Department of Reclamation
107 State House
Boise, Idaho

Dear Mr. Thomas:

Enclosed is the completed Form 11, authority for publication of our legal notice.

The Blackfoot News publishes legal notices in its Friday edtion.

Sincerely,

T. D. Takamura

28137

Re: Permit No. G-28137
Tugi Nakamura, Tack Nakamura
and T. J. Nakamura

Date: November 7, 1963

Blackfoot News,
P.O.Box 70
Blackfoot, Idaho.

Gentlemen:

Enclosed you will find Notice for Publication, once a week for four consecutive weeks prior to December 10, 1963 the date set for proof; the expense of the publication is to be paid by the applicants, Tugi Nakamura, Tack Nakamura, and T. J. Nakamura, of Route #1, Blackfoot, Idaho to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

Carl E. Tappan

CARL E. TAPPAN
State Reclamation Engineer

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

CET:pmk

28137

October 31, 1963

COPY

Re: Permit No. G-28137
Nakamura Brothers

T. J. Nakamura
Route #1
Blackfoot, Idaho

Dear Sir:

We received two Forms 36 in regard to proofs under above noted permit.

The date for the proofs November 26, will have to be advanced.

You did not enclose Form 11, authority for publication.

Kindly return completed Form 11, a new date for making proofs and also day or days the paper publishes legal notice.

Very truly yours,

RALPH W. TYLER, Deputy
State Reclamation Engineer

RT:ew

28137

No. 36 10/1/63

NOTICE OF PROOF OF COMPLETION OF WORKS

and

APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10 A M., on the ~~26th~~ 10th day of ~~November~~ December 1963, at Blackfoot, County of Bingham, State of Idaho, before Donald Ramey, Notary Public, at (address) Blackfoot, Idaho, proof will be submitted of the completion of works for the diversion of 4.0 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-28137, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Tugi Nakamura, Tack Nakamura and T. J. Nakamura, Route #1, Blackfoot, 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 conveying to the place of use is 4.8 cubic feet per second.

3. The use to which said water has been applied is irrigation, purposes, and the amount applied to beneficial use is 4.8 cubic feet per second.

4. The point of diversion of said water is $SW\frac{1}{4}SE\frac{1}{4}$, Section 16, Twp. 1 N., Rge. 35 E., B. M.

5. The place where said water is used is $NW\frac{1}{4}NW\frac{1}{4}$, $S\frac{1}{2}NW\frac{1}{4}$, $S\frac{1}{2}$, Section 16, $NW\frac{1}{4}SW\frac{1}{4}$, Section 15, Twp. 1 North, Range 35 E., B. M.

6. The date of priority which said user is prepared to establish is Sept. 1, 1959.

CARL E. TAPPAN

State Reclamation Engineer

28137

October 11, 1963

Re: Permit No. G-28137

T.J. Nakamura
Route #1
Blackfoot, Idaho

Dear Mr. Nakamura:

Returned herewith are the three depositions and the affidavit of publication in connection with the noted permit. Also enclosed are two Forms 36.

There is an error in your deposition in Question 6, where you show NW¼, Sec. 15, where you probably mean NW¼SW¼, Sec. 15, and your witnesses show the same error.

The affidavit of publication shows that "5" of the notice, describing place of use of the water is not complete.

The Attorney General has ruled that there must be four successive weekly publications of a correct legal notice. As the affidavit of publication shows incorrect notice, we must have it re-published.

Complete the top lines of both Forms 36 and return to this office at your earliest convenience, after you have checked to be sure it is correct. It would be preferrable to show the same notary public but not necessary.

You and your two witnesses must appear before the Notary Public at the time shown in the notice where you sign your respective depositions below the Notary Public signature and the Notary Public can show new date signature and seal below your name.

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. three depositions
affidaivt of publication
Form 36 (2)

28137

August 26, 1963

Re: Permit No. G-28137
Tugi, Tach & T. J. Nakamura

Blackfoot News
Blackfoot, Idaho

Gentlemen:

On August 15th we mailed a Notice of Publication on the above numbered permit, requesting that a copy of the first publication be mailed to this office for checking purposes.

To date we have not received such copy and ask at this time that one be mailed to this office as soon as possible.

Thank you.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

H. PETRI
State Water Rights Clerk

HP:ew

28137

August 15, 1963

Re: Permit No. G-28137
Tugi, Tach & T. J. Nakamura

Blackfoot News,
Blackfoot, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to September 18, 1963, the date set for proof; the expense of the publication is to be paid by the applicants, Tugi, Tach and T. J. Nakamura, of Route #1, Blackfoot, Idaho, to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

CARL E. TAPPAN, Acting
State Reclamation Engineer

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

Encl.
CET:pmk

28/37

Form No. 11

RECEIVED
AUG 15 1963
Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) August 14, 1963

(P. O.) Blackfoot, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the Blackfoot, News of Blackfoot, Idaho published in the county in which the works are situated. Bingham Co.

Nakamura Brothers

by T. J. Nakamura

(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.

28137

Form 36

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

Notice is hereby given that at 10:30 A.M., on the 11th day of September, 1963, at Blackfoot, County of Bingham, State of Idaho, before Donald Ramey, Notary Public, at (address) Blackfoot, Idaho, proof will be submitted of the completion of works for the diversion of ~~4.8~~ 4.0 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-28137 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is ~~Nakamura Brothers~~, Fuji Nakamura, Jack Nakamura, and T.J. Nakamura, Route 1, Blackfoot, 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 conveying to the place of use is 4.8 cubic feet per second.

3. The use to which said water has been applied is ~~farm irrigating~~ purposes, and the amount applied to beneficial use is 4.8 cubic feet per second.

4. The point of diversion of said water is SW¼ of SE¼ of Section 16, Twp. 1 N, Range 35 E., B.M.

5. The place where said water is used is NW¼ NW¼, S½ NW¼ S½ Section 16; ~~Twp. 1 North, R 35 E.B.M. and~~ NW¼ SW¼ of Section 15; all in ~~Twp. 1 North, Range 35 E.B.M.~~

6. The date of priority which said user is prepared to establish is Sept. 1, 1959 ~~June 9, 1963~~.

CARL E. TAPPAN, Acting
State Reclamation Engineer

G-28137

August 15, 1963

Re: Permit No. G-28137

Tugi, Tach, & T. J. Nakamura,
Route #1,
Blackfoot, Idaho.

Gentlemen:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-28137. The proofs are to be made at 10:30 o'clock A.M., on the 18th day of September, 1963, before Donald Ramey, Blackfoot, Idaho, Notary Public.

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

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

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

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

Enc.
EPR:pmk
cc: Notary

P.S. You will note that we have changed the date for making proof from September 11th to September 18th, as September 11th does not allow sufficient time for four publications of this notice. If this date is not satisfactory to you or the notary, please notify us immediately of a convenient date.

28137

IN REPLY REFER TO:
LO:CRK
Idaho 010978

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
Land Office
P. O. Box 2237
Boise, Idaho

NOV 2 1960

RECEIVED
NOV 3 1960
Department of Reclamation

NOTICE OF ALLOWANCE

Tsugi Nakamura

Route #2

Blackfoot, Idaho

Dear Sir:

Your Desert Land Entry, Serial No. Idaho 010978, Receipt No. 836121, for NW¼SW¼, Section 15, Township 1 N., Range 35 E., Boise Meridian, Idaho, containing 40 acres, has this day been allowed, subject to any valid existing rights and your further compliance with laws and regulations applicable thereto. In correspondence relating to this entry, always refer to the serial number shown above.

Subject to the Act of July 17, 1914, which may require the reservation of all oil and gas deposits to the United States.

Sincerely yours,

Donald I. Bailey
Manager

cc: DM, II
LSM
State Recl. Engr., Boise

A2 ILO-20
(Nov., 1958)

28/37

October 6, 1959

Re: Permit No. G-28137

Nakamura Brothers
Route #1
Blackfoot, Idaho

Gentlemen:

We enclose Application for Amendment to the land list which has been recorded in this office.

We also enclose departmental receipt No. G-4364 in the amount of $1.50 covering fees for photo-copies for the Bureau of Land Management.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rutledge
Chief Clerk

EPR:ew
Enc. amendment
receipt

28/37 (E

October 6, 1959

Re: Permit No. G-28137
Nakamura Brothers

U. S. Bureau of Land Management
P. O. Box 2237
Boise, Idaho

Gentlemen:

We enclose two photo-copies of Application for Amendment to the land list on Permit No. G-28137 in the names of Tugi, Tack and T. J. Nakamura, which has been duly recorded in this office.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rutledge
Chief Clerk

EPR:ew
Enc. two photo copies
cc: Nakamura Brothers
Blackfoot, Idaho

28137

Application for Amendment

OCT 2 1959

To Permit to Appropriate the Public Waters of the Department of Reclamation of the State of Idaho, No.....

Comes now Nakamura Brothers, and represents to the State Reclamation Engineer of the State of Idaho.

That ~~he is~~ they are the owners and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. 0-28137, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

Our Permit No. 0-28137 allows us to irrigate the S½, Section 16, Township 1 N., Range 35 East B. M. We would like this Permit amended to include the NW¼ SW¼ Section 15, Township 1 N., Range 35 East B. M. containing approximately 20 acres.

....., making a total of approximately 372 acres.

That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at Blackfoot, Idaho, this first day of October, 1959

Nakamura Brothers

Signed by: H. Nakamura

Date of receipt at office of Department of Reclamation October 2, 1959

APPROVAL OF STATE RECLAMATION ENGINEER

I, GEO. N. CARTER, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. 0-28137. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

Geo. N. Carter

State Reclamation Engineer

28137

RECEIVED
SEP 23 1959
Department of Reclamation

Route #1
Blackfoot, Idaho
September 21, 1959

Permit G-28137

Department of Reclamation
State of Idaho
Boise, Idaho

Gentlemen:

We wish to have our application for a permit to receive an appropriation for the use of subterranean waters of the State of Idaho, dated July 11, 1959, amended to include 20 additional acres of farmable land. The additional 20 acres lies adjacent to the 360 acres for which appropriation of subterranean water rights has been applied.

The description of the 20 acres is as follows: NW¼ SW¼ and SW¼ NW¼, Section 15, Township 1 N., Range 35, E. B. M., County of Bingham.

If the appropriation for water can be amended to include the 20 acres described above, please send two copies of the amended permit to the following office:

U. S. Department of Interior
Bureau of Land Management
BLM Land Office
P. O. Box 2237
Boise, Idaho

Please let us know the charges for the amended permits, and we shall send the amount due. Also, if there is additional information or application forms which we should complete, we should appreciate your informing us.

Sincerely yours,

Tugi Nakamura

Tack Nakamura

28137

September 23, 1959

Re: Permit No. G-28137

Mr. T. J. Nakamura,
Nakamura Bros.,
Route #1,
Blackfoot, Idaho.

Dear Mr. Nakamura:

We enclose Permit No. G-28137 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. G-4321 which was issued covering payment in the amount of $5.75 for the filing fee of the above mentioned permit.

You will note, under Question 10, that we have changed the required time for completion of works and complete application of the water to the proposed use to five years. However, you may make the required proofs at any time you are prepared to do so within that time.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rutledge
Chief Clerk

Encl.
EPR:pmk

-8137

September 23, 1959

Re: Permit No. G-26137

Mr. Tugi Nakamura
Route #1
Blackfoot, Idaho

Dear Mr. Nakamura:

Enclosed is form for amending the land list under Permit No. G-26137 as requested.

Two copies of the amendment will be sent to the Bureau of Land Management for a fee of $1.50.

Very truly yours,

GEO. M. CARTER
State Reclamation Engineer

By:

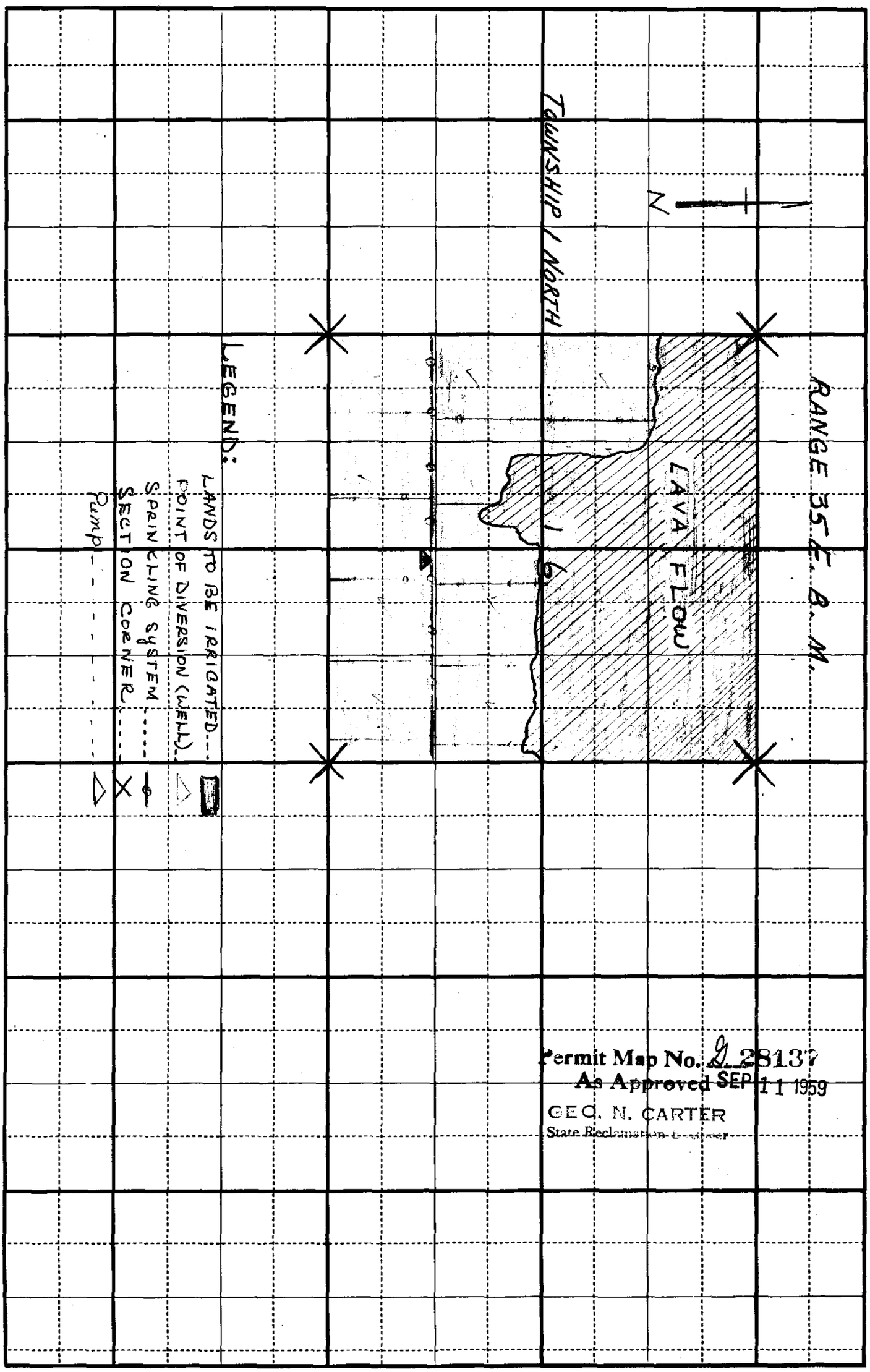
(Mrs.) Edna C. Rutledge
Chief Clerk

ECR:ew
Enc. amendment

2813 R1

NAME OF APPLICANT.....

Form No. 0



Permit Map No. G-28137
As Approved SEP 11 1959
GEO. N. CARTER
State Reclamation Engineer

SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.

28137

September 1, 1959

RE: Application for Permit

Tugi, Jack and T.J. Nakamura
Rt 1
Blackfoot, Idaho

Dear Sirs:

We are returning your check for $5.75 and your application for water permit which seems to be in good order with the exception of the location of the point of diversion. Under item 4 on the application you state the location as being in the NW¼SE¼ of Section 16, Township 1 North, Range 35 East Boise Meridian, but on the sketch map you show the location as being in the SW¼SE¼, same section.

Please correct the application and maps to show the exact site of point of diversion and return all the papers promptly.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

GNC:HP:mr
enclosures 3

28137

RECEIVED
SEP 1 1959
Department of Reclamation

Route #1
Blackfoot, Idaho
August 27, 1959

Department of Reclamation
State of Idaho
Boise, Idaho

Gentlemen:

Enclosed is our application for permit to appropriate the subterranean waters of Idaho and two sketched maps of the land which we are farming.

The irrigation facilities for this land have already been installed and presently in use.

If the enclosed application and maps are satisfactory, we should appreciate receiving the water rights for this land as soon as possible.

Very truly yours,

Tack Nakamura

Tugi Nakamura

T. J. Nakamura

Enclosures 3

28/37

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28137

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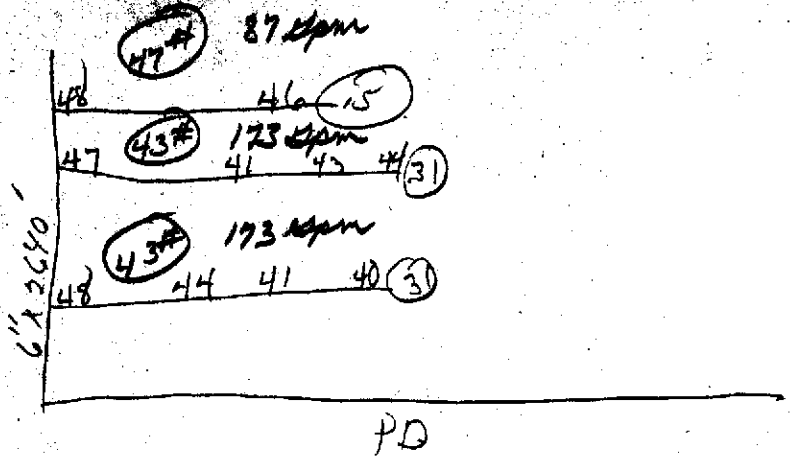

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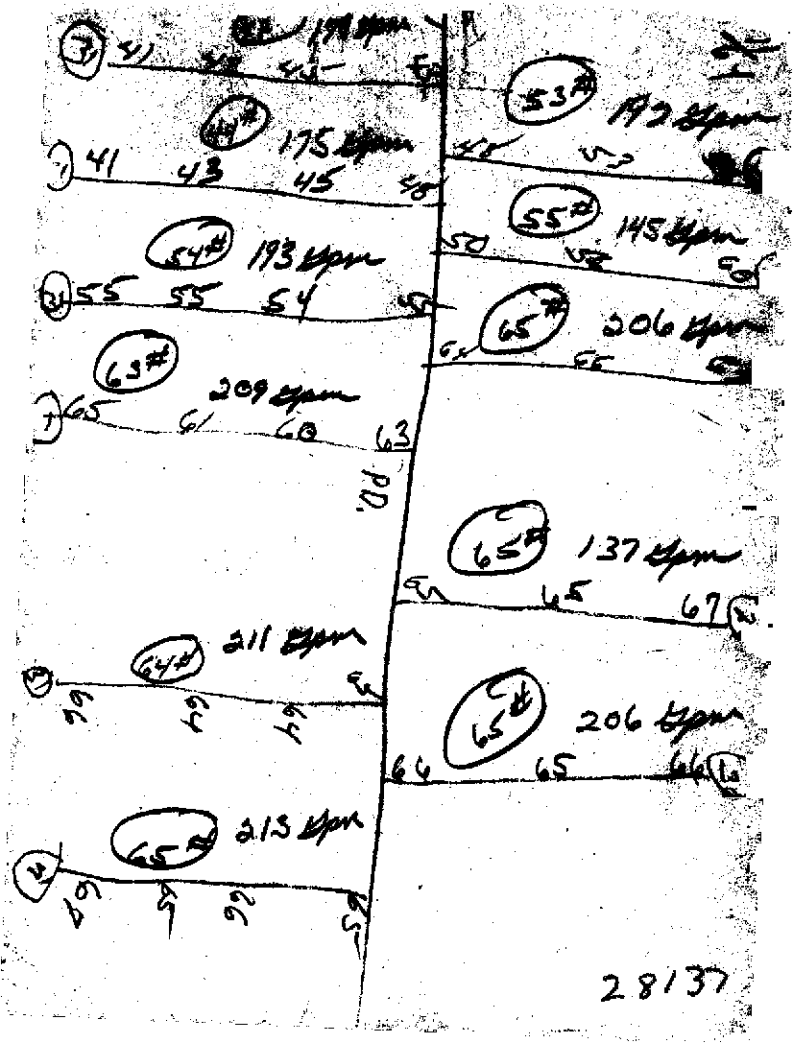

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53# 192 Gpm
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65# 206 Gpm
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28137

NOTICE OF PROOF OF COMPLETION OF WORKERS
and
APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:30 A.M., on the 19th day of September, 1963, at Blackfoot, County of Bingham, State of Idaho, before Donald Ramey, Notary Public at Blackfoot, Idaho, proof will be submitted of the completion of works for the diversion of 4.8 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-28137 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Tugi Nakamura, Tach Nakamura and T. J. Nakamura, Route 1, Blackfoot, 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 conveying to the place of use is 4.8 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 4.8 cubic feet per second.

4. The point of diversion of said water is SW¼ of SE¼ of Section 14, Twp. 1 N, Range 25 E., B.M.

5. The place where said water is used is S½, Section 15, NW¼ SW¼ of Section 15, all in Twp. 1 North, Range 25 E.B.M.

6. The date of priority which said user is prepared to establish is Sept. 1, 1959.

CARL E. TAPPAN, Acting
State Reclamation Engineer

Pub. Aug. 23 - 30 - Sept. 6, 13, 1963

28/32

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

Notice is hereby given that at 10 a.m., on the 10th day of December, 1963, at Blackfoot, County of Bingham, State of Idaho, before Donald Ramey, Notary Public, at (address) Blackfoot, Idaho, proof will be submitted of the completion of works for the diversion of 4.0 cubic feet per second if underground water from a well; and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-28137, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Tugi Nakamura, Tack Nakamura and T.J. Nakamura Route No. 1, Blackfoot, 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 conveying to the place of use is 4.8 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes and the amount applied to beneficial use is 4.8 cubic feet per second.

4. The point of diversion of said water is SW¼SE¼, Section 16, Twp 1 N., Rge. 35 E., B.M.

5. The place where said water is used is NW¼NW¼, S½NW¼, S½, Section 16, NW¼SW¼, Section 15, Twp. 1 North, Range 35 E., B.M.

6. The date of priority which said user is prepared to establish is Sept. 1, 1959.

CARL E. TAPPAN
State Reclamation Engineer

Pub. Nov. 15, 22, 29, Dec. 6, 1963.

28/3

PROBATE COURT OF