

Rq 8E

Δ Barber
Flat Ranger
Station

Weatherby 9
Airstrip

many many
sections to
Atlanta

FOR LICENSE:

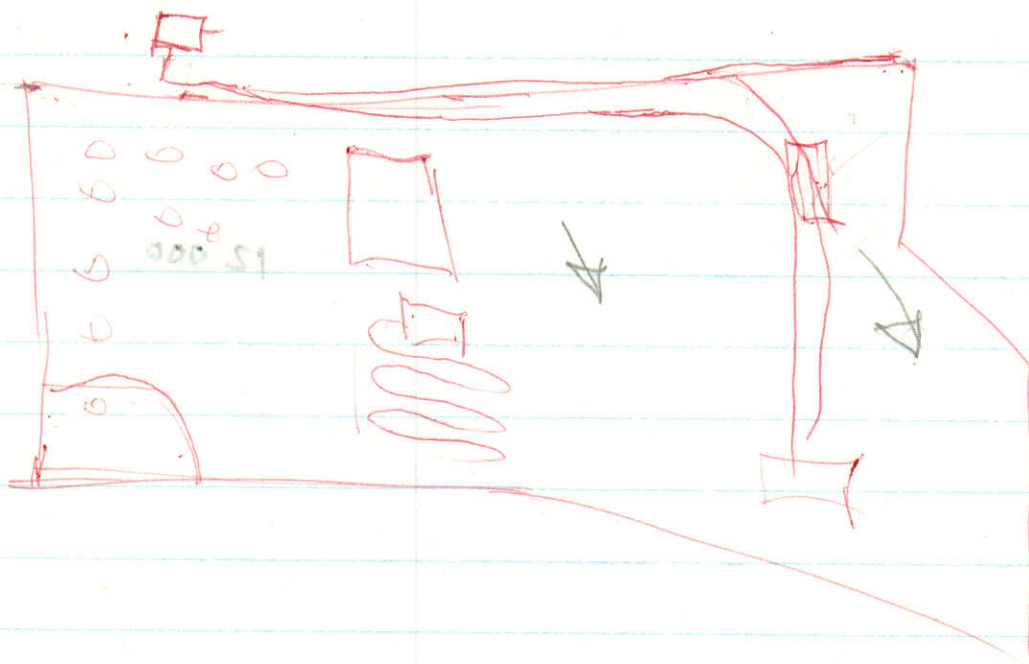
AREA - 4 ACRES

SUBD - 1

Q - .10 c.f.s. FOR IRRIGATION & DOMESTIC

VOL - 12.7 AC-FT / SEASON

PRIORITY - JUNE 6, 1962



63-3297

Affidavit of Publication

County of Elmore }
STATE OF IDAHO } ss.

I, Lloyd S. Waters do
solemnly swear that I am the foreman, or
publisher of the

MOUNTAIN HOME NEWS

a weekly newspaper of general circulation,
published once a week at MOUNTAIN HOME,
IDAHO, that the notice attached hereto and
which is a part of the proof of publication
thereof, was published in said newspaper for

....4... consecutive weeks, the first publica-
tion having been made on the 1st day

of June, 1967, and
the last publication having been made on the

....22nd day of June....
1967...; every Thursday issue of the paper
during the period and time of publication and
that the notice was published in the newspaper
proper and not in a supplement thereof.

And I further swear that the said MOUN-
TAIN HOME NEWS has been continuously and
uninterruptedly published in said Elmore County
during a period of 78 consecutive weeks prior
to the first publication of the attached notice.

Lloyd S. Waters
Subscribed and sworn to me this 22nd

day of June, 1967.

Jane Lathrop
Notary Public

NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICA-
TION OF WATER TO BEN-
EFICIAL USE

Notice is hereby given that on
the 30th day of June, 1967, at
Boise, County of Ada, State of
Idaho, before Alice C. Elmer, 704
Washington, Boise, Idaho, proof
will be submitted of the applica-
tion to beneficial use of 0.1 cu-
bic feet per second off the wat-
ers of a spring in accordance with
the terms and conditions of Per-
mit No. 30523 heretofore issued
by the Department of Reclam-
ation of the State of Idaho.

The name and post office ad-
dress of the person or corpora-
tion holding said permit Harold
E. or Eleanor P. Nunamaker,
c/o Atlanta Stage, Boise, Idaho.

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

The amount applied to bene-
ficial use is 0.1 c. f. s.

The point of diversion of said
water is NW 1/4 SE 1/4, Sec. 9, T.
5N, R. 8E, B.M.

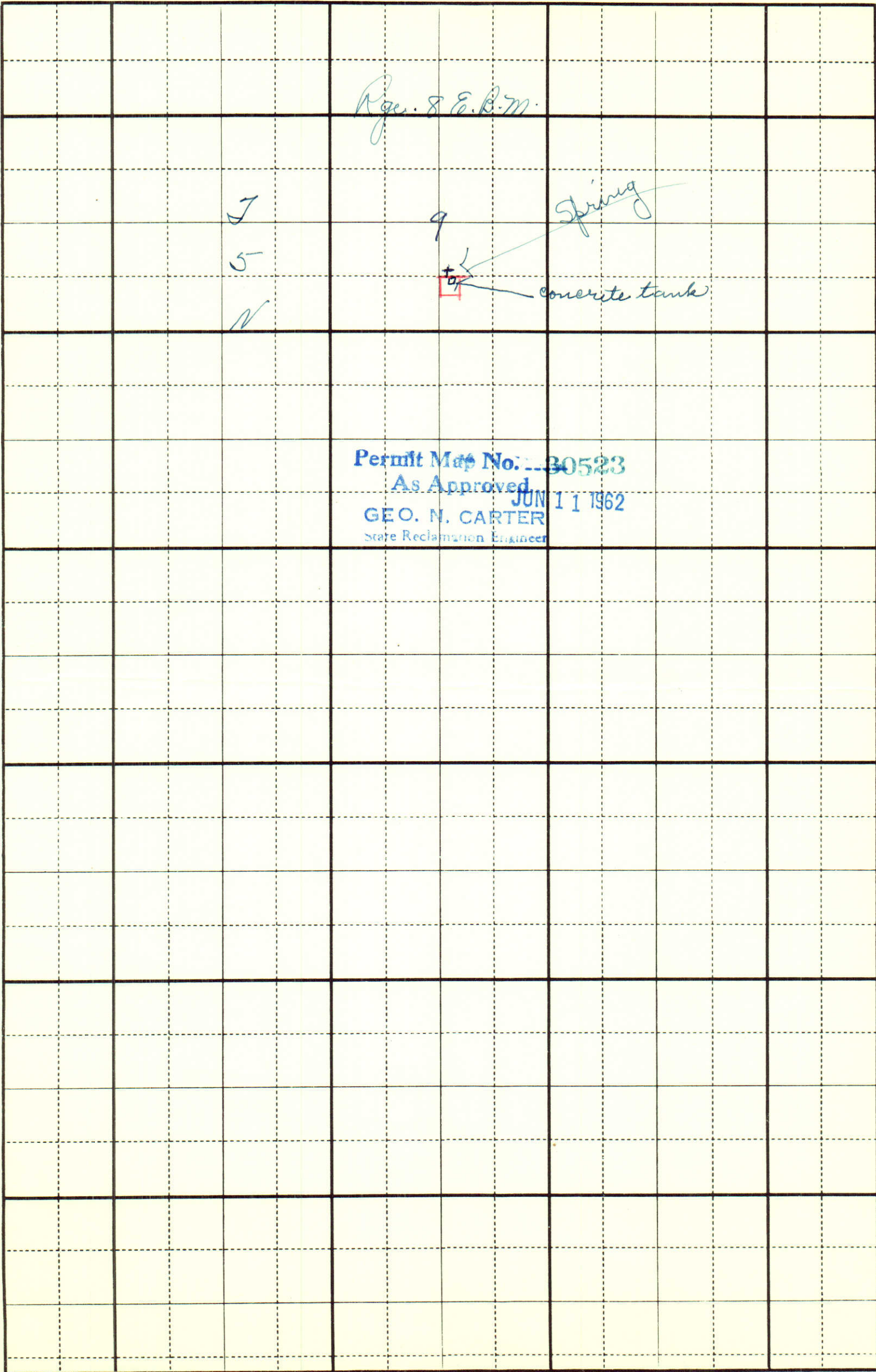
The place where said water is
used (LEGAL DESCRIPTION)
SW 1/4 SE 1/4, Sec. 9, T. 5N, R. 8E,
B.M.

The date of priority which said
user is prepared to establish is
July 6, 1962

R. KEITH HIGGINSON
State Reclamation
Engineer

First publication June 1, 1967.
Last publication June 22, 1967.

30523



WATER LICENSE

Water License No. 30523 Priority June 6, 1962 Amount 0.10 c.f.s.

THIS IS TO CERTIFY, that J. B. Taylor - Assignee - HAROLD E. or ELEANORE P. NUNAMAKER of Boise, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated June 6, 1962; that Permit 30523 was issued pursuant to said application; that the proposed works were completed on or about August 11, 1962, with a storage/or carrying capacity of 0.10 c.f.s., said works consisting of concrete tank and pipe; and that on June 30, 1967, proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 12.7 acre feet per season, with a maximum rate of diversion of 0.10 cubic feet per second of the waters of Spring, tributary of Sinks, for the purpose of Irrigation from April 1 to October 31; and for Domestic from January 1 to December 31; 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 Reclamation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is located in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 9, T. 5 N, R. 8 E, B.M., and other additional points _____, in the County of Elmore; 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 12.7 acre feet per year.

Description and location of place of use:

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 $\frac{1}{4}$	
5 N	8 E	9															4		4

Total number of acres irrigated 4

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

2nd day of July, 19 69.

[Signature]
State Reclamation Engineer

63 3297 3 30523 63-3297

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

63-3297

APPLICATION No. 38596
PERMIT No. 30523
DISTRICT No.

Assigned to Harold B. Clemons
P. Munimakin
City of Allanta Jago
Boise, Idaho

1. Name of Applicant: J. B. Taylor

Postoffice address: 2026 Jackson St., 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: 0.1

cubic feet per second.

3. Source of water supply: Spring

which is a tributary of Sinks

4. Location of point of diversion:

feet distant from the

corner of Section , T. , R. , B.M., and is in the NW $\frac{1}{4}$ SE $\frac{1}{4}$

of section 9 , T. 5 N , R. 8 E , B. M., County of Elmore

5. Water is to be used for irrigation and domestic

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: \$ 550.00

8. Kind of works: Pipe, square concrete tank

9. Height of dam None feet; length of dam at top feet; length of dam at bottom
feet; material used in dam:

10. Size of headgate: Width None feet; height feet.

11. Ditch: Width at bottom None feet; width at water line feet; depth of water feet;
dimensions of flume:

Diameter of pipe $\frac{3}{4}$ " & 2 inches; length of conduit 600 feet ~~xxxx~~

Average grade per mile feet.

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

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

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

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

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.

s/ J. B. Taylor

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 2:00 P.M. June 6, 1962

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 30523

Recorded in Book 107 Page 30523 Approved June 11, 1962

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 August 11, 1962 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 **December 11, 1964**

The whole of said work to be completed on or before **June 11, 1967**

Beneficial use of water appropriated in accordance herewith, to be made on or before **June 11, 1973**

WITNESS My hand this 11th day of June, 1962

s/ CARL E. TAPPAN

Assistant 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 June, 1962.

STATE OF IDAHO

Countersigned:

(SEAL)

By s/ ARNOLD WILLIAMS
Secretary of State.

By s/ ROBERT E. SMYLIE
Governor.

REMARKS: This spring is located in the Boise National Forest, 55 feet north of this land (H.E.S. No. 143) and has been used for irrigation on this land every year since August, 1944, by J. B. Taylor.

14. The spring is on JIMMIE CLAIM of applicant which has not been patented.

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 $\frac{1}{4}$	
5 N	8 E	9	5																5
WARRANTY DEED																			
For value received JAMES B. TAYLOR and RUBY TAYLOR, husband and wife, the grantors, do hereby grant, bargain, sell and convey unto HAROLD E. NUNAMAKER or ELEANORE P. NUNAMAKER, husband and wife.																			
All right, title and interest in that certain Water Permit #30523, issued by the Department of Reclamation June 6, 1962.																			
s/ JAMES B. TAYLOR																			
s/ RUBY TAYLOR																			
See Warranty Deed in file folder																			
Permit No. 30523																			
CERTIFICATE OF COMPLETION OF WORKS																			
TO ALL WHOM IT MAY CONCERN: J. B. TAYLOR - Assignee -																			
This is to certify that HAROLD E. OR ELEANORE P. NUNAMAKER of Boise, County of Ada, and State of Idaho, the holder of Permit No. 30523, issued upon Application No. 38596 bearing date of priority of June 6, 1962, authorizing the diversion of 0.1 second feet of waters of a spring, tributary of sinks, County of Elmore, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 0.1 second feet of the waters of a spring, tributary of sinks; that the point of diversion of said waters is in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 9, T. 5 N, R. 8 E, B.M. and that the lands proposed to be irrigated by the use or place of use of said water are described as follows, to-wit: SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 9, T. 5 N, R. 8 E, B.M. (Domestic and irrigation use)																			
Proof of Completion of Works Made: May 24, 1967.																			
Witness my hand this 25th day of May, A. D. 1967.																			
s/ R. KEITH HIGGINSON State Reclamation Engineer																			
LICENSE ISSUED FOR 0.1 SEC. FT. LICENSE PAGE NO. _____																			

WATER RIGHT NUMBER 63-3297

OWNER LAST NAME - TAYLOR FIRST NAME - J. B. ORIG OWNER - O
OWNER LAST NAME - NUNAMAKER FIRST NAME - HAROLD E. ORIG OWNER -
OWNER LAST NAME - NUNAMAKER FIRST NAME - ELEANORE P. ORIG OWNER -
ADDRESS LINE 1 - ATLANTA STAGE ADDRESS LINE 2 -
ADDRESS LINE 3 - CITY - BOISE STATE - ID ZIP CODE -
SOURCE - SPRING TRIBUTARY OF - SINKS
STAGE - LICENSE STATUS - PRIORITY - 06-06-1962 COUNTY - ELMORE TOTAL DIV. RATE - .1000 -CFS
TOTAL DIV. VOLUME - 12.70 AFA TRFR/AMEND - WATER DIST. - DLE/CAREY ACT - RIGHT BASIS -
DIVERSION POINT - NWSE 09 05N 08E LOT REDIV - 272.0 312.0 114.0 13.0 0.0 0.0 0.0 0.0 0.0 0.0 0.2
FROM - 04-01 TO - 10-31 USE - IRRIGATION USE DIV. RATE - .1000 CFS USE DIV. VOLUME - 12.70 AFA
FROM - 01-01 TO - 12-31 USE - DOMESTIC USE DIV. RATE - .0000 CFS USE DIV. VOLUME - .00 AFA
USE - IRRIGATION PLACE OF USE - TWN 05N RNG 08E SEC 09 TRACT SWSE LOT AC 04
DECREE NAME - DATE - TOTAL ACRES 4
REMARKS -
NON IRRIG USE -
OTHER RIGHTS FOR SAME USE -
PROOF DUE - PERMIT/DENIED - PROTESTED - HEARING - OLD NO. - 30523
PROOF MADE - FLD EXAM - COND. OF APPROVAL -
DIVERSION MEANS -

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

Permit No. 30523

This proof is for Beneficial Use In Water District No.

1. Name of applicant Harold E. Nunamaker of Eleanore P. Nunamaker

2. Source of water supply: spring

3. Location of point of diversion: Is in the NW 1/4 SE 1/4 of Section 9
T. 5 N R. 8 E County of Elmore

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

CONCRETE SUMP (NOT SKETCH) 3' DISCHARGE FOR
GRAVITY IRRIGATION - 2" DISCHARGE TO RESIDENCE
2" OVERFLOW

5. Water is used for: irrigation and domestic

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):

SW 1/4 SE 1/4, Sec. 9, T. 5 N, R. 8 E, 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. J. B. TAYLOR CONTACTED.

HE STATES HE SOLD HAROLD & ELEANORE 3 ACRES -
WITHOUT WATER RIGHT - THAT THEY HAVE DEVELOPED
WATER FROM A SPRING FOR IRRIGATION & DOMESTIC
USE.

MR. HAROLD NUNAMAKER CONTACTED 2-22-69 - VERIFICATION
OF BASIS OF EXAMINATION UPON AFFIDAVIT OF JBB
H. TAYLOR.

This examination was made on the 7th day of Aug. 1968

(Signed)

Dean Reynolds
Examiner.

30523

63-3297

plat
mfr

Harold E. Nunam^{aper} or Eleanor P. Nunam^{aper}
c/o Atlanta Stage
Boise, Idaho

Permit No. 30523

Examination for Beneficial Use

County Elmore

Quantity: 0.1 c.f.s. Sec. 9 T. 5N R. 8E

Source: Spring

P.D.: NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 9, T. 5 N, R. 8 E, B.M.

Use: irrigation and domestic

Extension:

Protest:

Completion of Works: May 24, 1967

Other Rights:

Filed: June 6, 1962

Due: June 11, 1973

Made: June 30, 1967

Priority: June 6, 1962

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.
-

Form 23
2M-4-65

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. 30523

REPORT ON PROOF OF Beneficial Use

63-3297
30523

Ry SE

△ Barber
Flat Ranger
Station

Weatherby
Airstrip

many many
sections to
Atlanta

FOR LICENSE:

AREA - 4 ACRES

SUBD - 1

Q - .10 c.f.s. FOR IRRIGATION & DOMESTIC

VOL - 12.7 AC-FT / SEASON

PRIORITY - JUNE 6, 1962

July 2, 1969

Re: Permit Nos. 32029 & 30523

H. E. or Eleanor P. Nunamaker
c/o Atlanta Stage
Boise, Idaho

Dear Mr. & Mrs. Nunamaker:

Enclosed you will find your Water Licenses issued on the above numbered permits.

Also enclosed is departmental receipt No. W-297 in the amount of \$16.00 covering the fees.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kh

Enclosures

30523
63-329-

502
6-30-69

June 26, 1961

Re: Permit No. 30523

Harold E & Eleanor P. Nunamaker
c/o Atlanta Stage
Boise, Idaho

Dear Mr. and Mrs. Nunamaker:

A representative of this department has made an examination of the works covered by your Permit 30523 and has found the following:

Quantity of water diverted: 0.1 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: 0.1 c.f.s.

The maximum quantity diverted shall not exceed 12.7 acre feet per season.

Purpose of use: Irrigation of 4 acres in SW SE, Sec. 9, T. 5N,
R. 3E; Domestic

The priority date established is: June 6, 1962

A fee totaling \$ 7.00 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,

Dean R. Reynolds
Field Examiner

DRR/mh

30523
63-3297

June 26, 1969

Re: Permit No. 20523

Harold E & Eleanor P. Nunamaker
c/o Atlanta Stage
Boise, Idaho

Dear Mr. and Mrs. Nunamaker:

A representative of this department has made an examination of the works covered by your Permit 20523 and has found the following:

Quantity of water diverted: 001. c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: 001 c.f.s.

The maximum quantity diverted shall not exceed 12.7 acre feet per season.

Purpose of use: Irrigation of 4 acres in SW 1/4 Sec. 9, T. 5N,
SW 1/4 Sec. 10, T. 5N, R. 1E, S. 10N.

June 6, 1962

The priority date established is: 7.00

A fee totaling \$ 7.00 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,

Dean R. Reynolds
Field Examiner

DRR/mh

30523
62-3297

February 25, 1969
Boise, Idaho

Reference: Water Permit 30523 and 32029

Regarding the above referenced permits, I hereby state the diversion works as described upon the depositions of the holder to be substantially correct and true, having been District Ranger for the Atlanta District area during the period the works were installed and further state that the permit holder has put the water to beneficial use to the extent of the depositions.

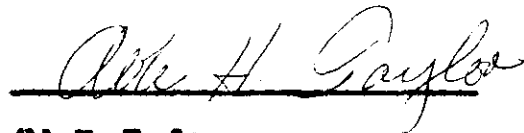
A handwritten signature in cursive script, reading "Abb H. Taylor", is written over a horizontal line.

Abb H. Taylor
Range Conservationist
Boise National Forest

30523
63 - 3297

SPECIAL USE PERMIT

Act of June 4, 1897, or February 15, 1901
This permit is revocable and nontransferable

NAME OF PERMITTEE

NUNAMAKER, E.

KIND OF USE

Water Supply

DATE OF PERMIT

August 6, 1963

FILE CODE

2710

REGION	STATE	FOREST	RANGER DISTRICT
4	Idaho	Boise	Atlanta, D-4

Permission is hereby granted to H. E. Nunemaker

of Atlanta, Idaho,
hereinafter called the permittee, to use subject to the conditions set out below, the following described
lands or improvements:

SE $\frac{1}{4}$ Section 9, T. 5 N. R. 8 E., B. M.

This permit covers -- acres and/or 50 feet ~~miles~~ and is issued for the purpose of:

Developing a spring for domestic and irrigation use and building
a pole fence to protect the spring.

The exercise of any of the privileges granted hereby constitutes acceptance of all the conditions of
this permit.

1. In consideration for this use, the permittee shall pay to the Forest Service, U.S. Department of
Agriculture, the sum of Free Use-Regulation U-11(3) Dollars (\$) for the period
from 19 , to , 19 , and thereafter
annually on Dollars (\$));

*Provided, however, Charges for this use may be made or readjusted whenever necessary to place the
charges on a basis commensurate with the value of use authorized by this permit.*

June 30, 1967

Re: Permit No. 30523

Harold E. & Eleanor P. Nunamaker
c/o Atlanta Stage
Boise, Idaho

Dear Mr. and Mrs. Nunamaker:

We acknowledge receipt of the depositions and affidavit of publication in the
Mountain Home News submitted as proof of completion of works and beneficial use on Permit 30523.

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

30523

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

Permit No. 30523

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: Harold E. Nunamaker
7 Atlanta Stage, Boise, Idaho
Electrician

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:

Ques. 3. State number, approval date of permit, and date of priority: _____
30523, May 25, 1967 June 6, 1962

Ques. 4. State source of water supply: a spring, tributary of sink
Give location of point of diversion, showing subdivision, section, township and range
is in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 9 T. 5 N., R. 8E, B.M. see sketch and

Ques. 5. Describe your works of diversion: Concrete tank, and pipe
_____; state amount of water they are capable of conveying from point of diversion to place of use: 0.1 Cu. In per second; 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 _____; depth and size of casing _____; depth to water _____; if pump is used, state discharge of pump: _____; tell how it was measured or determined _____
_____; if sprinkler irrigation, give number and size of nozzles and operating pressure: _____

Ques. 6. State for what purpose water is used: domestic and 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:

3 acres

574 MHC Seal

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

Irrigation of fruit trees, berries, garden, lawn, shrubbery, household domestic 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:

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:

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: August 11, 1962 - Time used since first use:

Every day of each year

Ques. 10. Describe all other water rights appurtenant to same place of use: _____

(sign) Harold E. Zimmerman

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 30th day of June, A. D. 19 67.

Alice C. Elmer

My commission expires: February 7, 1970

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. 30523

* * * * *

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:

Dell O. Ray, 31	31	Rt. 1, Eagle, Idaho	Electrician
Rt. 1, Eagle, Idaho			

Ques. 2 Are you acquainted with Harold E. Nunamaker, the holder of

Permit No. 30523 ? How long have you known him and where does he reside?

8 years Resides at Atlanta, Stage, Boise, Idaho

Ques. 3. Have you read or heard said Permit No. 30523 read, and are you familiar with its provisions and conditions: Yes Yes No.

Ques. 4. State source of water supply: Spring

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

NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 9, T. 5 N., R. 8 E., B. M.

Describe works for conveying water to place of use: Concrete tank and pipe

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 0.1 Cu. In. per Second How much water have you seen being so conveyed? Same

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

3 acres of NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 9, T. 5N. R 8E., B.M.

30523

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

Domestic use.

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.

No reclaimed land

Ques. 9. Have you any ownership 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? a year ago

Other times you have seen such use: 4 times

(Signed):

Allen C. Comer

* * * * *

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 30th day of June, A. D. 19 67

Allen C. Comer

Notary Public for the State of Idaho

Residing Boise, Idaho

My commission expires February 7, 1970

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. 30523

* * * * *

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:

Kenneth W. Mahan Age 28 Residence, 1101 No. 29th, Boise, Idaho

Post Office Address Same

Ques. 2 Are you acquainted with Harold E. Nunamaker, the holder of

Permit No. 30523? How long have you known him and where does he reside?

Yes

2 years

Resides at Atlanta Stage, Boise, Idaho

Ques. 3. Have you read or heard said Permit No. 30523 read, and are you familiar with its provisions and conditions: Yes Yes No.

Ques. 4. State source of water supply: Spring

Give location of place of diversion, showing subdivision, section, township and range
NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 9, T. 5 N., R 8 E., B. M.

Describe works for conveying water to place of use: Concrete tank and pipe

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 0.1 Cu. In. per Second How much water have you seen being so conveyed? Same

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

3 acres of NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 9, T. 5 N., R 8 E., B.M.

30523

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

Domestic Use

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.

No reclaimed land

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 interest

Ques. 10. When did you first see this water used? 2 years ago

Other times you have seen such use: 12 times

(Signed):

Kenneth W. Mahan

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 30th day of June, A. D. 19 67

Alice C. Elmer

Notary Public for the State of Idaho

Residing Boise, Idaho

My commission expires Feb. 7, 1970

NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICA-
TION OF WATER TO BEN-
EFICIAL USE

Notice is hereby given that on the 30th day of June, 1967, at Boise, County of Ada, State of Idaho, before Alice C. Elmer, 704 Washington, Boise, Idaho, proof will be submitted of the application to beneficial use of 0.1 cubic feet per second off the waters of a spring in accordance with the terms and conditions of Permit No. 30523 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 Harold E. or Eleanore P. Nunemaker c/o Atlanta Stage, Boise, Idaho.

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

The amount applied to beneficial use is 0.1 c. f. s.

The point of diversion of said water is NW 1/4 Sec. 9, T. 5N, R. 8E, B.M.

The place where said water is used (LEGAL DESCRIPTION) SW 1/4 Sec. 9, T. 5N, R. 8E, B.M.

The date of priority which said user is prepared to establish is July 6, 1962.

R. KEITH HIGGINSON
State Reclamation
Engineer

First publication June 1, 1967.
Last publication June 22, 1967.

Affidavit of Publication

County of Elmore }
STATE OF IDAHO } ss.

I, *Lloyd S. Waters* do
solemnly swear that I am the foreman, or
publisher of the

MOUNTAIN HOME NEWS

a weekly newspaper of general circulation,
published once a week at MOUNTAIN HOME,
IDAHO, that the notice attached hereto and
which is a part of the proof of publication
thereof, was published in said newspaper for

....*4*.... consecutive weeks, the first publica-
tion having been made on the *1st* day
of *June*....., 19.*67*., and
the last publication having been made on the
....*22nd*.... day of *June*.....
19.*67*...; every Thursday issue of the paper
during the period and time of publication and
that the notice was published in the newspaper
proper and not in a supplement thereof.

And I further swear that the said MOUN-
TAIN HOME NEWS has been continuously and
uninterruptedly published in said Elmore County
during a period of 78 consecutive weeks prior
to the first publication of the attached notice.

Lloyd S. Waters
Subscribed and sworn to me this *22nd*
day of *June*....., 19.*67*..
Jane L. Lathrop
Notary Public

1
May 24, 1967

Re: Permit No. 30523

Mountain Home News
Mountain Home, Idaho

Gentlemen:

Enclosed you will find a legal notice which we wish to have published for four consecutive weeks prior to June 30, 1967. The expense of the publication is to be paid by Harold E. Nunamaker of c/o Alanta Stage, Boise, Idaho, to whom you should furnish proof of publication on or prior to the above date.

Please acknowledge receipt of this notice and furnish this office with a copy or tear sheet of the notice for checking prior to the first publication.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:nw

30523

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

Notice is hereby given that ~~xxx~~ ~~xxx~~ on the 30th day of June, 1967,
at Boise, County of Ada, State of Idaho, before
Alice C. Elmer, 704 Washington, Boise, Idaho, proof will be submitted of the
application to beneficial use of 0.1 cubic feet per second of the waters of
a spring in accordance with the terms and conditions of
Permit No. 30523 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
Harold E. or Eleanore P. Nunamaker, c/o Alanta Stage, Boise, Idaho.

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

The amount applied to beneficial use is 0.1 c.f.s.

The point of diversion of said water is NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 9, T. 5 N, R. 8 E, B.M.

The place where said water is used (LEGAL DESCRIPTION) SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 9, T. 5 N, R. 8 E,
B.M.

The date of priority which said user is prepared to establish is July 6, 1962

R. KEITH HIGGINSON
State Reclamation Engineer

30523

6. The date of priority which said user is prepared to establish is _____.

30523

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date)

May 24, 1967

(P. O.)

c/o Alanta Stage

TO THE STATE RECLAMATION ENGINEER

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published
at my expense in the Mountain Home News of
Mt. Home, Idaho Published in
the county in which the works are situated.

X H. E. Minamaker
c/o Alanta Stage, Boise Idaho

(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

30523

Permit No. ...30523.....

**Certificate of Completion
of Works**

Dated May 25....., 19 67....

Stream Unnamed spring.....

County Elmore.....

Amount .0.1 c.f.s.....

Date of Priority June 6, 1962.....

Recorded in Book 107.....

of.....Permits....., page 30523...

30523

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to certify that ^{J. B. TAYLOR - Assignee -}
 HAROLD E. or ELEANORE P. NUNAMAKER
 of Boise, County of Ada, and State of
 Idaho, the holder of Permit No. 30523, issued upon
 Application No. 38596 bearing date of priority of June 6, 1962, authorizing the
 diversion of 0.1 second feet of waters of a spring, tributary of
 sinks,

County of Elmore, State of Idaho, for irrigation and domestic
 purposes, has fully complied with the provisions of the laws of the State of Idaho
 relating to the proof of completion of the works of diversion set out and described in said
 Permit; that said works are adequate for diverting and conveying to the place of intended
 use 0.1 second feet of the waters of a spring, tributary of
 sinks;

that the point of diversion of said waters is in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 9, T. 5 N,
 R. 8 E, B.M.

and that the lands proposed to be irrigated by the use or place of use of said water are
 described as follows, to-wit: SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 9, T. 5 N, R. 8 E, B.M. (Domestic and
 irrigation use)

Proof of Completion of Works Made: May 24, 1967.

Witness my hand this 25th day of May, A. D. 19 67

R. Keith Higgins
 State Reclamation Engineer

30523

S T A T E O F I D A H O
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. 30523

Harold E. & Eleanore P. Nunamaker
c/o J. B. Taylor
2026 Jackson St.
Boise, Idaho

Dear Mr. and Mrs. Nunamaker:

Under the terms of your Permit No. 30523 you are required to complete your diversion works on or before June 1, 1967. 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 said 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, 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,

State Reclamation Engineer

Enc. Form 6

30523

May 25, 1967

C
O
P
Y
Re: Permit No. 30523

Harold E. or Eleanore P. Nunamaker
c/o Atlanta Stage
Boise, Idaho

Dear Mr. and Mrs. Nunamaker:

Enclosed is the Certificate of Completion of Works on the above numbered permit.

Very truly yours,

Donald W. McElowney
Water Rights Clerk

DWM:dj

Enclosure

30523

May 24, 1967

Re: Permit No. 30523

H. E. Nunamaker
c/o Alanta Stage
Boise, Idaho

Dear Mr. Nunamaker:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. 30523. The proofs are to be made ~~XXX~~ ~~XXXXXXXX~~, on the 30th day of June, 19 67, before Alice C. Elmer, 704 Washington, Boise, Idaho Notary Public.

As of this date, we have mailed the Notice to the Mountain Home News, 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,

DWM:mw

Donald W. McEldowney
Water Rights Clerk

Encl.

cc: Notary

30523

Permit No. 30523STATE OF IDAHO
Department of ReclamationRECEIVED
MAY 24 1967

Proof of Completion of Works

Department of Reclamation

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of ADA

SS.

Harold E. Nunamaker, 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. 30523, and that his postoffice address is 7 Atlanta Stage, Boise, Idaho State of Idaho.Second: That the name of the stream from which said water is to be diverted is springThird: That the point of diversion of said water is NW 1/4 SE 1/4 of Section 9, T5N, R8E, B.M., County of ElmoreFourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by June 1, 1967.Fifth: That the use for which said water is intended is Domestic and Irrigation.Sixth: That on the date above mentioned, the works constructed under said permit were (~~are~~ were not) fully completed and consisted of the following:I. Kind of Works: Concrete tank, 6'x10'x3'

(RESERVOIR, DAM, DITCH, FLUME, PIPE OR OTHERWISE)

II. Dimensions of work:

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

(STATE WHETHER WOOD, EARTH STONE OR CONCRETE)

(b) Capacity of reservoir _____ acre feet.

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

(d) Conduit Pipe width at bottom _____ feet, width at water line _____

(STATE WHETHER DITCH, FLUME OR PIPE)

feet, depth of water _____ feet; diameter of pipe 2 inches, average grade per mile is 6" to 100' feet. Length of conduit is 600' ~~XXXX~~.

Seventh: That said works are capable of conducting to the place of intended use _____

0.1 second feet of water.Eighth: That water appropriated under said permit is available for 5 H.N. acres of land described as follows: SE 1/4 Section 9, T 5 N, R 8 E, B. M.

Ninth: Remarks:—That _____

Harold E. Nunamaker
(SIGN HERE)Subscribed and sworn to before me this 24th day of May, 19 67Allen C. Elmer
Residing at Boise, Idaho NOTARY PUBLICMy commission expires Feb. 7, 1970

30523

WARRANTY DEED

For Value Received JAMES B. TAYLOR and RUBY TAYLOR, husband and wife,

the grantors, do hereby grant, bargain, sell and convey unto

HAROLD E. NUNAMAKER or ELEANORE P. NUNAMAKER,
husband and wife,

the grantees, the following described premises, in Elmore County Idaho, to wit:

All of that land in homestead entry #143, located in Elmore County, Idaho, lying North of the forest service road, and West of a line beginning at an iron stake on the North side of the forest service road and 9 feet East of the Alexander Creek Culvert, thence running in a Northerly direction 135 feet on the East side of Alexander Creek, thence crossing Alexander Creek on a North West angle to iron stake 34 feet distant, thence North on West side of Alexander Creek to the North line of homestead entry #143.

All right, title and interest in that certain water permit #30523 issued by the Idaho Department of Reclamation June 6, 1962.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, the heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all encumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: June 15, 1963.

James B Taylor
Ruby Taylor

STATE OF IDAHO, COUNTY OF ADA

On this day of June, 1963, before me, a notary public in and for said State, personally appeared

JAMES B. TAYLOR and
RUBY TAYLOR,

known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Robert J. Brandon
Notary Public
Boise, Idaho
Residing at
Comm. Expires 12-6-15-1964

STATE OF IDAHO, COUNTY OF Elmore

I hereby certify that this instrument was filed for record at the request of Harold E. Nunamaker

at 58 minutes past 9 o'clock a.m., this 20 day of January 1964, in my office, and duly recorded in Book 56 of Deeds at page 223.

W. H. Tread
Ex-Officio Recorder

By *Frederick J. Zimmerman*
Deputy

Fees \$1.50
Mail to: % Alaska Stage
Boise, Idaho
24700

30523

INSTRUMENT NO.

1063

Permit No. 30523

June 21, 1962

Mr. J. B. Taylor,
2026 Jackson St.,
Boise, Idaho.

Dear Mr. Taylor:

We enclose Permit No. 30523 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. 31085 which was issued covering payment in the amount of \$5.00 for the filing fee of the above mentioned permit ~~was handed to you.~~

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

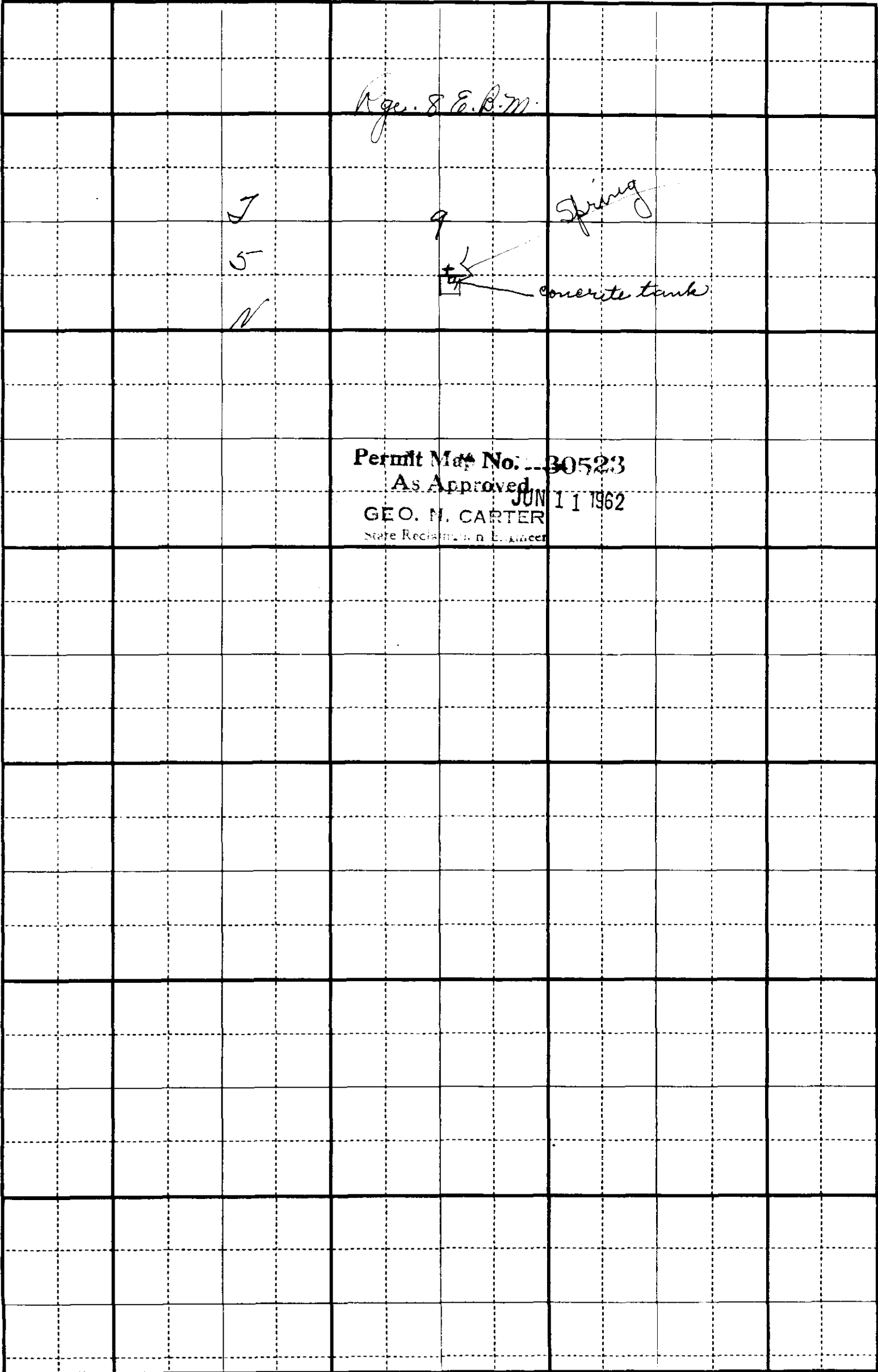
By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:pmk

Enc.

30523



Permit Map No. 30523
As Approved
JUN 11 1962
GEO. M. CARTER
State Reclamation Engineer