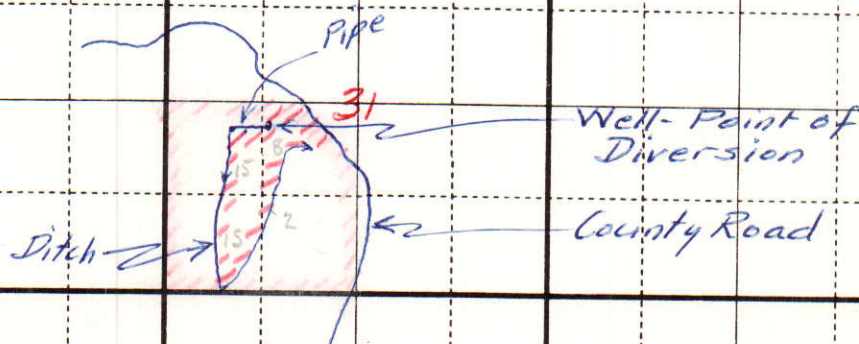


NAME OF APPLICANT Dan L Emery

Form No. 0

R2E

T
5
N



Permit Map No. 4-28337

As Approved

DEC 29 1959

GEO. N. CARTER

State Reclamation Engineer

PROOF OF PUBLICATION

RECEIVED

DEC 22 1964

Department of Reclamation

County of Ada, }
State of Idaho, } ss.

Marjorie Moon, being first duly sworn, on oath says that she is the principal clerk of The GARDEN CITY GAZETTE, a newspaper of general circulation, published weekly by Marjorie Moon, editor and publisher, at Boise, County of Ada, State of Idaho;

That the annexed notice was published in said newspaper once each and every week for 4 consecutive weeks, the first publication being on the 26th day of November, 19 64, and the last publication being on the 17th day of December, 19 64.

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

Marjorie Moon

Principal Clerk.

Subscribed and sworn to before me this 17th day of December, 19 64.

James Walter

Notary Public.

(SEAL)

My commission expires 8-14-65

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

Notice is hereby given that at 10:00 a.m., on the 22nd day of December, 1964, at Boise, County of Ada, State of Idaho, before Nile Maddsen, Notary Public, at 713 Grove St., Boise, Idaho, proof will be submitted of the completion of works for the diversion of 0.8 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. G28337, 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 Dan Emery, 6301 Pierce Park Lane, Boise, 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 0.8 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 0.8 cubic feet per second.

4. The point of diversion of said water is NE 1/4 - SW 1/4 Sec. 31, TWP 5N, Rge 2 EBM.

5. The place where said water is used is SW 1/4, Sec. 31, TWP 5N, Rge 2 EBM.

6. The date of priority which said user is prepared to establish is Dec. 18, 1959.

CARL E. TAPPAN
State Reclamation Engineer
6482-t4-N26-D17

28337

R 2 E

20

21

33

T

3

64

21 =

4.44 GPM.

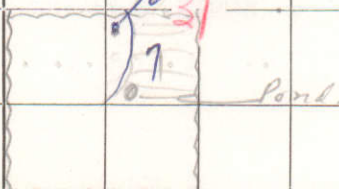
10 head

S

9 4.44 GPM

4.92 inches

N



Subdivisions

1

AREA

7 acs

Q

0.10 or 5 inches.

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

Permit No. G-28337

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

1. Name of applicant Dan D. Emery

2. Source of water supply: Subterranean

3. Location of point of diversion: Is in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 31

T. 5 N R. 2 E.B.M. County of Ada

4. Describe works as they exist, giving dimensions and capacities of same: 7 $\frac{1}{2}$ HP US Motor
2088895, Byron Jackson Pump # 277489 (KH10) (10x 9pm @ 192' h)
3" discharge to 3x3x3" Tee and Gate Valve to Buried 6" steel main line
south 800' into pond. Est. 40' head. Other side Tee is to a 3" Sub. buried
3" deduced to 2" sprinkler line. 10 x 3/16" nozzle average pressure 21'

5. Water is used for: Irrigation

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

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

40 acres ins SW $\frac{1}{4}$ Sec. 31., Twp. 5 N., Rge. 2 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: Preston Little, Renter along

Measured by taking pressure readings along lateral

This examination was made on the 26th day of August, 19 65

(Signed) L. J. Johnson Examiner.

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
DEC 4 1965
Department of Reclamation

250' - 120' x 120' h: 37'
8" diameter pipe
all work.
Dan D. Emery
6301 Pierce Park Lane
Boise, Idaho

Permit No. G-28337

Examination for Completion of Works & Beneficial Use

County Ada

Quantity: 80 Sec. 31 T. 5 N. 2 EBM

Source: Well

P. D.: NESW-31-5N-2E

Use: Irrigation

Filed: 18 Dec 59

Due: 29 Dec 64

Extension: —

Protest: —

Completion of Works: —

Other Rights: None

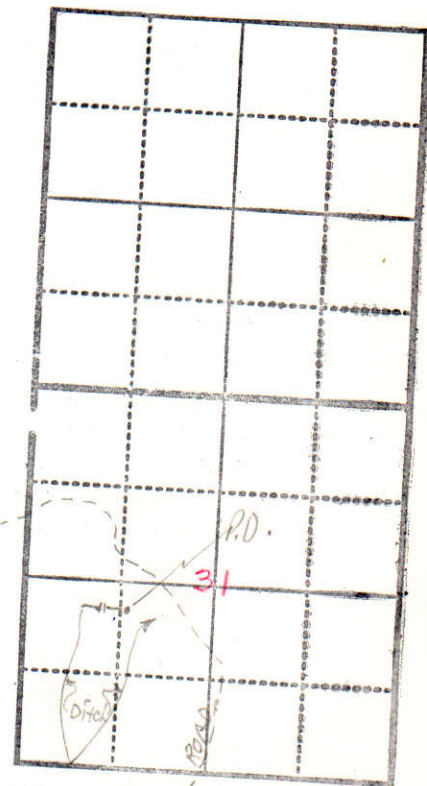
63-3176

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 36308
Permit No. G- 28337
District No.

1. Name of Applicant: **DAN D. EMERY**
 Postoffice address: **Rt. #1, Boise** County: **Ada** State: **Idaho**
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second **0.8** or Idaho
 Miners' inches **40** or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: **subterranean**
4. Location of point of diversion or well is in the **NE** $\frac{1}{4}$ of the **SW** $\frac{1}{4}$ of Section **31**
 Twp. **5 N.**, Rge. **2 E.**, B.M., County of **Ada**
5. Water is to be used for: **irrigation**
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
 Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
 at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: **well, pump, pipe and ditches**
8. Estimated cost of works: **\$6,000**
9. (a) Is reservoir to be used? **No**
 (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: \$
 (b) Treasury stock: (c) Bonds to be issued:
 (d) Other resources:
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) **0.8** (cubic feet per second, inches or gallons per minute) is for new lands.



✓ 8347
D

Amount 0.10 c.f.s.

Priority December 18, 1959

THIS IS TO CERTIFY that DAN D. EMERY
of Boise, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated December 18, 19 59 ; that Permit No. G-28337
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.10 second feet, was issued thereunder on October 12, 19 65, showing that said works
were completed on the 22nd day of December, 19 64 ; and that on the 22nd
day of December, 19 64,

DAN D. EMERY

of Boise, 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-28337 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

13 of Licenses at page 8317 , on the 12 day of October , 19 65 ;

The right hereby confirmed dates from December 18, 1959;

The Point of Diversion is located

in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, Tp. 5 N, R. 2 E, B. M. Ada 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 0.10 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
5 N	2 E	31	NE¼ SW¼	8	7

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

12th day of October , 19 65 .

/s/ RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

63 3176

8318
D + v

State of Idaho
License and Certificate of Water Right

Water License No. 26428

Amount 2.02 c.f.s.

Water District No. _____

Priority July 9, 1956.

THIS IS TO CERTIFY that W. C. ALTIG - Assignee - CALVIN H. HULL & LELA G. HULL of Caldwell, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated July 9, 1956; that Permit No. 26428 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 2.4 second feet, was issued thereunder on July 25, 1961, showing that said works were completed on the 18th day of July, 1961; and that on the 22nd day of July, 1964,

CALVIN H. HULL & LELA G. HULL

of Caldwell, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of West End Drain

, a tributary of Boise River, for the purpose of irrigation

, under Use Permit No. 26428 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

13 of Licenses at page 8318, on the 12 day of October, 1965;

The right hereby confirmed dates from July 9, 1956;

The Point of Diversion is located

in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 16, Tp. 4 N, R. 4 W, B. M. Canyon County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 2.02 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
4 N	4 W	16	SE $\frac{1}{4}$ NE $\frac{1}{4}$	40	39
			SW $\frac{1}{4}$ NE $\frac{1}{4}$	40	39
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	40	32
			Total number of acres to be irrigated:		110

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

12th day of October, 1965.

/s/ RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

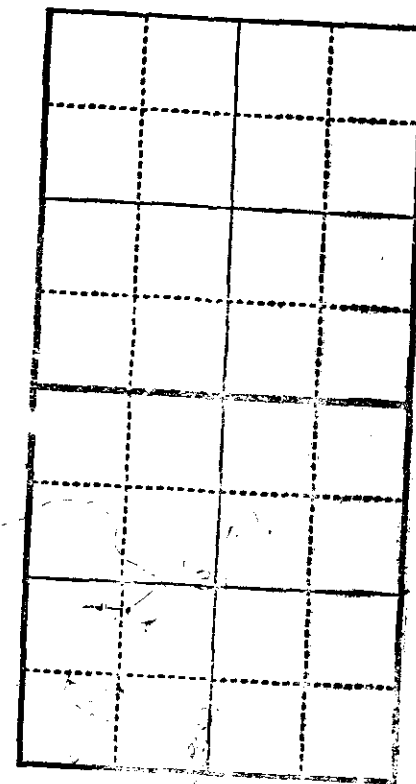
63-3176

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 36308
Permit No. G- 28337
District No.

1. Name of Applicant: **DAN D. EMERY**
LOS PIERCE CIVIL ENGINE
 Postoffice address: **St. #1, Boise** County: **Ada** State: **Idaho**
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second **0.8** or Idaho
 Miners' inches **40** or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: **subterranean**
4. Location of point of diversion or well is in the **NE 1/4** of the **SW 1/4** of Section **31**
 Twp. **5 N.**, Rge. **2 E.**, B.M., County of **Ada**
5. Water is to be used for: **irrigation**
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the **1/4** of the **1/4** of Section **31**, Twp. **5 N.**, Rge. **2 E.**, B.M.,
 - (b) Waste water or sewage effluent is to be returned to
 at a point in the **1/4** of the **1/4** of Section **31**, Twp. **5 N.**, Rge. **2 E.**, B.M.
7. Kind of works: **well, pump, pipe and ditches**
8. Estimated cost of works: **\$6,000**
9. (a) Is reservoir to be used? **No**
 (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: \$
 (b) Treasury stock: (c) Bonds to be issued:
 (d) Other resources:
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) **0.8** (cubic feet per second, ~~inches or gallons per minute~~) is for new lands.



Remarks:

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

DAN D. EMERY Applicant.

By Agent.

Date of first receipt at Department of Reclamation: 4:00 P. M. December 18, 1959

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 28337

Recorded in Book 100 Page 28337 Approved Dec. 29, 1959

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 and to continue diligently 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 June 29, 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 December 29, 1964

Witness my hand this 29th day of December, 1959

GEO. N. CARTER
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLLIE, 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 29th day of December, 1959.

Countersigned:

STATE OF IDAHO

(SEAL)

By ARNOLD WILLIAMS

Secretary of State.

By ROBERT E. SMYLLIE
Governor

12.

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
5 N.	2 E.	31								8	15	15	2					40	
Permit No. G-28337 CERTIFICATE OF COMPLETION OF WORKS																			
TO ALL WHOM IT MAY CONCERN:																			
This is to certify that DAN D. EMERY of Boise, County of Ada, and State of Idaho, the holder of Permit No. G-28337, issued upon Application No. G-36308 bearing date of priority of December 18, 1959, authorizing the diversion of 0.8 second feet of waters of a well County of Ada, 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 0.10 second feet of the waters of a well from subterranean flow; that the point of diversion of said waters NE 1/4 SW 1/4, Sec. 31, T. 5 N., R. 2 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:																			
NE 1/4 SW 1/4, Sec. 31, T. 5 N., R. 2 E., B.M.																			
Witness my Hand this 12th day of October, A.D. 1965																			
/s/ RALPH W. THOMAS Deputy State Reclamation Engineer																			
Proof of Completion of Works Made: December 22, 1964																			
LICENSE ISSUED FOR 0.10 SEC. FT. LICENSE PAGE NO. 8317																			

WATER RIGHT NUMBER 63-3176

OWNER LAST NAME - EMERY FIRST NAME - DAN D. ORIG OWNER -
ADDRESS LINE 1 - 603 PIERCE PARK LN. ADDRESS LINE 2 -
ADDRESS LINE 3 - CITY - BOISE STATE - ID ZIP CODE - 83703
SOURCE - GROUNDWATER TRIBUTARY OF -
STAGE - LICENSE STATUS - PRIORITY - 12-18-1959 COUNTY - ADA TOTAL DIV. RATE - .1000 -CFS
TOTAL DIV. VOLUME - .00 AFA TRER/AMEND - WATER DIST. - DLE/CAREY ACT - RIGHT BASIS -
DIVERSION POINT - NESW 31 05N 02E LOT REDIV - 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0
FROM - TO - USE - IRRIGATION USE DIV. RATE - .1000 CFS USE DIV. VOLUME - .00 AFA
USE - IRRIGATION PLACE OF USE - TWN 05N RNG 02E SEC 31 TRACT NESW LOT AC 07
DECREE NAME - DATE - TOTAL ACRES 7
REMARKS -
NON IRRIG USE -
OTHER RIGHTS FOR SAME USE -
PROOF DUE - PERMIT/DENIED - PROTESTED - HEARING - OLD NO. - 28337
PROOF MADE - FLD EXAM - COND. OF APPROVAL -
DIVERSION MEANS -

October 12, 1965

9

Re: Permit No. G-28337

Dan D. Emery
603 Pierce Park Lane
Boise, Idaho

Dear Mr. Emery:

Enclosed are 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-9880
in the amount of \$7.00 covering the fees.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

~

By:

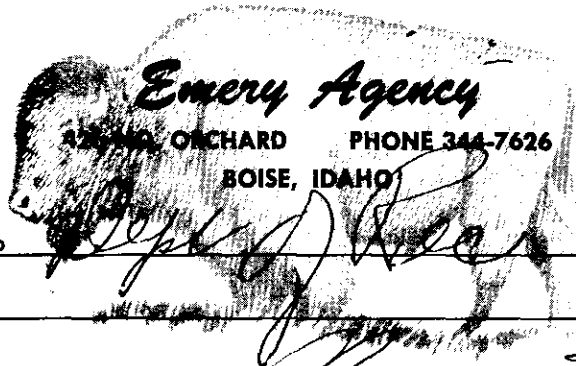
~

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. certificates
receipt

28337



ARMED ORCHARD PHONE 344-7626
BOISE, IDAHO

To

FROM

DATE

SUBJECT

Ran R Emery
Permit # G28337C

Please Find Inclosed the
700 Requests over 5 letters

RECEIVED
OCT 11 1965

Department of Reclamation

Ran R Emery
207/82

28337

500 - July 8, 1964

October 5, 1965

RE: Permit No. G-28337

Dan D. Emery
603 Pierce Park Lane
Boise, Idaho

Dear Mr. Emery:

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-28337 shows the well is (are) capable of conveying 5 miner's inches, or 0.10 c.f.s. of water for the irrigation of 7 acres.

Upon receipt of the statutory fees, totaling \$ 7.00, we will issue the Certificate of Completion of Works and the License and Certificate of Water Right confirming the right, with priority of December 18, 1959, to the use of 0.10 second feet of subterranean water with the point of diversion in the NE1/4, Sec. 31 for irrigation of 7 acres in the NE1/4, Sec. 31, T. 5 N., R. 2 E., B.M.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

28337

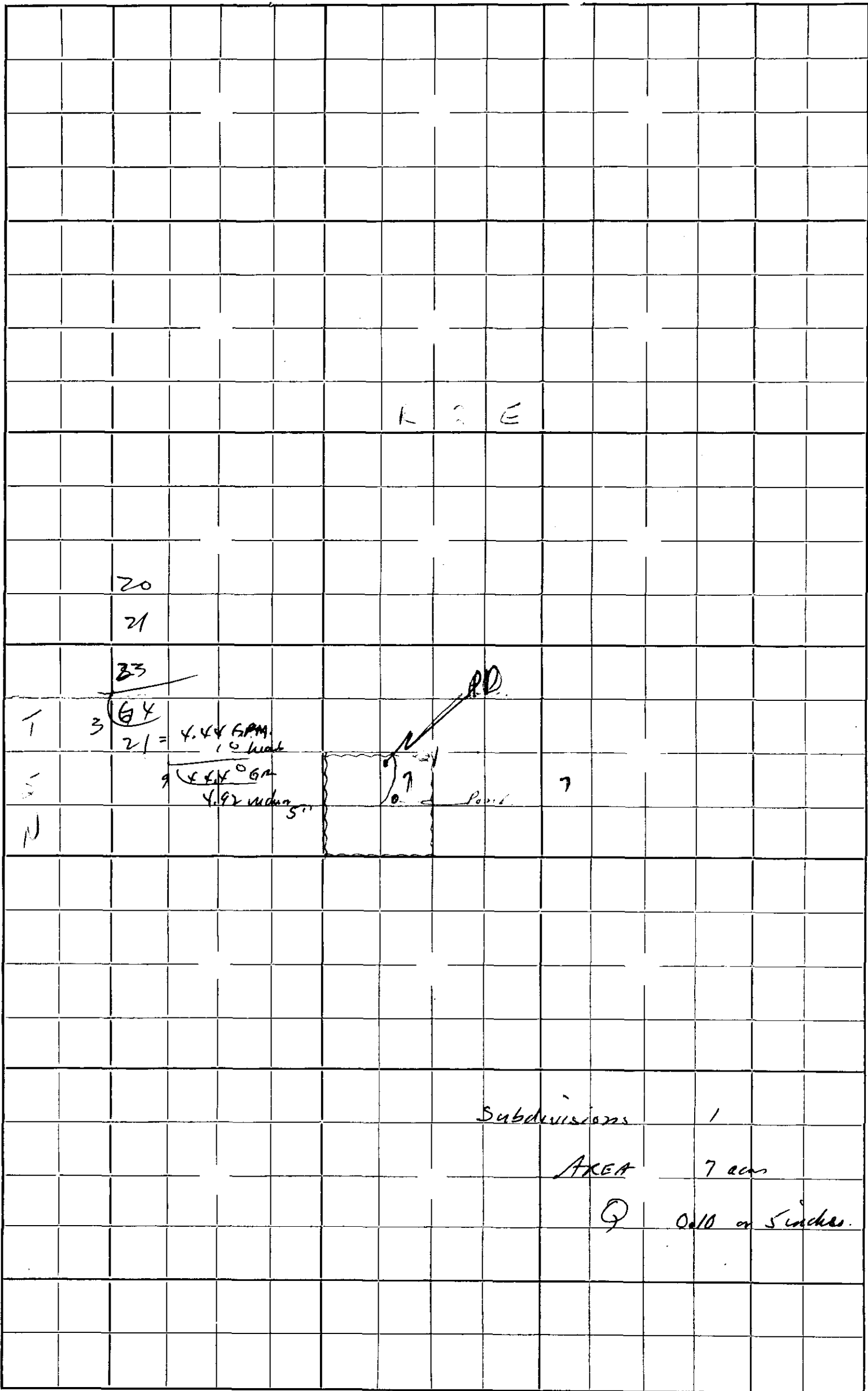
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-28337

REPORT ON PROOF OF Completion of Works & Beneficial Use

⁶⁰³
Dan D. Emery, 6301 Pierce Park Lane, Boise, Idaho



Subdivisions 1

AREA 7 acres

Q 0.10 or 5 inches.

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

Permit No. G-28337

This proof is for Completion of Works & Beneficial Use In Water District No. _____1. Name of applicant Dan D. Emery2. Source of water supply: Subterranean3. Location of point of diversion: Is in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 31T. 5 N R. 2 E.B.M. County of Ada

4. Describe works as they exist, giving dimensions and capacities of same: 7 1/2 HP US Motor
2088895, Byron Jackson Pump # 277489 (KH10) (10X GPM @ 192' h)
3" discharge to 3x3x3 Tee and Gate Valve to Buried 6" steel main line
south 800' into pond. Est. 40' head. Other side Tee is to a 3" Sub. line and
3" deduced to 2" sprinkler line. 10 x 3/4" nozzles average pressure 21'

5. Water is used for: Irrigation6. 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):

40 acres in SW $\frac{1}{4}$ Sec. 31., Twp. 5 N., Rge. 2 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: Preston Little, Renter along

Measured by taking pressure readings along lateral

This examination was made on the 30th day of August, 19 65

(Signed)

Layman

Examiner.

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
OCT 4 1965

Department of Reclamation

San D. Emery
6301 Pierce Park Lane
Boise, Idaho

Permit No. G-28337

Examination for Completion of Work & Beneficial Use

County Ada

Quantity .80 Sec. 31 T. 5 N. 2 E. 1/4

Source Well

P.D. NESW-31-5N-2E

Use Irrigation

Filed: 18 Dec 59

Due: 29 Dec 64

Extension: —

Protect: —

Completion of Work: —

Other Rights: None

1M April 1962

January 5, 1965

Re: Permit No. ~~0~~-28337

Dan D. Emery
6301 Pierce Park Lane
Boise, Idaho

Dear Mr. Emery:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the GARDEN CITY GAZETTE, all submitted in proof of completion of works and beneficial use on Permit No. ~~0~~-28337.

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:

PROOF OF PUBLICATION

RECEIVED

County of Ada, {
State of Idaho, { ss.

DEPARTMENT OF RECORDS

Marjorie Moon, being first duly sworn, on oath says that she is the principal clerk of The GARDEN CITY GAZETTE, a newspaper of general circulation, published weekly by Marjorie Moon, editor and publisher, at Boise, County of Ada, State of Idaho;

That the annexed notice was published in said newspaper once each and every week for 4 consecutive weeks, the first publication being on the 26th day of November, 1964, and the last publication being on the 17th day of December, 1964...

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

Marjorie Moon

Principal Clerk.

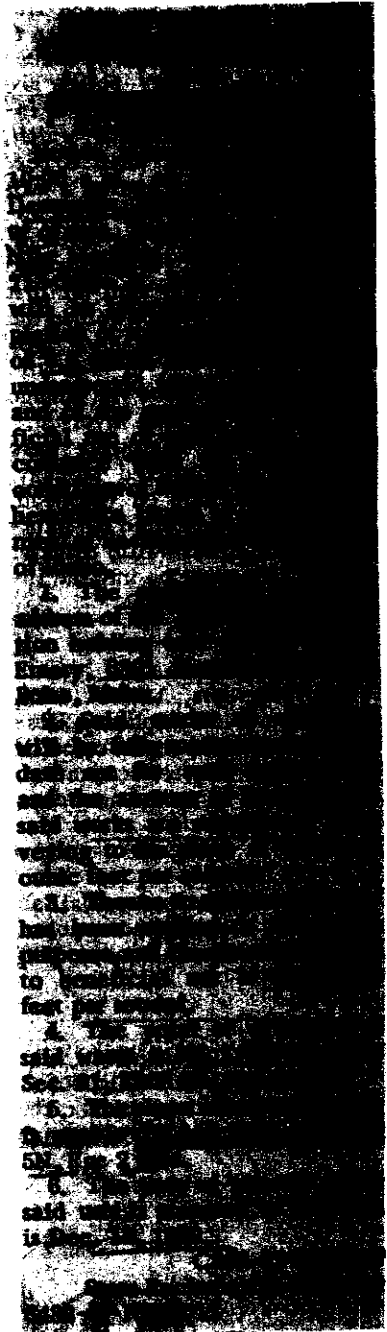
Subscribed and sworn to before me this 17th day of December, 1964...

James Walters

Notary Public.

(SEAL)

My commission expires 8-14-65



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
DEC 22 1964

Department of Reclamation

Permit No. G 28337

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

DEPOSITION OF HOLDER

Ques. 1. State your name, residence, occupation and postoffice address: Dan D. Emery
6301 Perce Park Lane Boise Idaho Insurgent

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:

Indiv

Ques. 3. State number, approval date of permit, and date of priority you propose to establish under the permit; G-28337 - Dec 18-1959 - Priority Appl. 12/29/59

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

NE 1/4 - SW 1/4 Sec 31 Twp 5 N Rge 28 BM
Ada County Idaho

Ques. 5. Describe your works of diversion: well pump pipe & Ditches

; state amount of water they are capable of conveying from point of diversion to place of use 0.8 CFS 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 250 ft; depth and size of casing: 250 = 12"; depth to water 37"; if pump is used,

state discharge of pump: 8"; tell how it was measured or determined: H. J. Word

C. Commercial Mfg If sprinkler irrigation, give number and size of nozzles and operating 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:

NE 1/4 - SW 1/4 Sec 31 Twp 5 N Rge 28 BM - Ada Co Idaho

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

Land Cleared & Leveled - New Pipe Line - New Crops
Planted - Land Re Fenced - Road Built - Repaired
for a new Home on Property.

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: None

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: 0.8 inches April 1960 Time used since first use:

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

(sign)

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

Baise, County of Ada
State of Idaho, on this 22^d day of December, A.D. 1964.

My Commission expires: 5-13-66

RECEIVED
DEC 13 1964
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:

Doug Crossley, 33, Rt. 1 Boise Idaho, Body and Furniture repair

Ques. 2. Are you acquainted with Don D Emery, the holder of
Permit No. G28337? How long have you known him and where does he reside:

5 yrs - 6301 Pierre Burke Lane Boise Idaho

Ques. 3. Have you read or heard said Permit No. G28337 read, and are you familiar
with its provisions and conditions: Yes: ✓ No: _____

Ques. 4. State source of water supply: Well

State place of diversion: NE 1/4 - SW 1/4 Sect. 31 Twp 5N Range 2E

Describe works for conveying water to place of use: Drill Well - Pipe

water to upper end of the fields

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 0.8 How much water have you seen being so

conveyed: 0.8

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

NE 1/4 - SW 1/4 Sect 31 Twp 5N R2E
BM Ada County Idaho

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:

C. 8 = Dry Farm Land Has Been Put under
Irrigation

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: 1960

Other times you have seen such use: 1960 - 61 - 62 - 63

64

(Signed)

Paul Crowley

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 Baile

 , County of Ada, State of Idaho, on this 22^d day of December

A. D., 1962.

Nile B. Madden

Notary Public for State of Idaho

Residing: Nile B. Madden
Baile Ida.

My commission expires: 5-12-66

RECEIVED
DEC 23 1964

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Department of Reclamation

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:

Albert Brookhard - 54 - 5207 Slinger Drive
Boise Id. - Owner Alcoa Machine Works Boise Id.

Ques. 2. Are you acquainted with Don D Emery, the holder of
Permit No. 6728337? How long have you known him and where does he reside:

5 yrs - 6301 Pierce Park Lane Bountiful

Ques. 3. Have you read or heard said Permit No. 6728337 read, and are you familiar
with its provisions and conditions: Yes: ☒ No: _____

Ques. 4. State source of water supply: Well

State place of diversion: NE 1/4 - SW 1/4 Sect 31 Twp 5N

Describe works for conveying water to place of use: Range 2 EBM Ada County Idaho
Drill Well pipe
water to upper end of the field

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 0.8 How much water have you seen being so

conveyed: 0.8

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

NE 1/4 - SW 1/4 Sect 31 Twp 5N
R 2 E BM Ada County

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

Irrigation

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:

Q. 8. Dry Farm Land Has Been
Put under Irrigation

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: 1960

Other times you have seen such use: 1960 - 61 - 62 - 63 -
64 -

(Signed)

Albert H. Brookhart

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 Baie

Ada, County of Ada, State of Idaho, on this 22^d day of December

A. D., 1962.

Wile B. Madden

Notary Public for State of Idaho

Residing: Baie Ida.

My commission expires: 5-13-66

GARDEN CITY GAZETTE

P. O. BOX 1848
BOISE, IDAHO

Nov. 23, 1964

RECEIVED
NOV 24 1964

Department of Reclamation

Carl E. Tappan
State Reclamation Engineer
State House
Boise, Idaho

Dear Mr. Tappan,

This will acknowledge receipt of Notice for Publication re: Permit No. G-28337, Dan Emery.

This notice will appear in the Garden City Gazette issues of November 26, December 3, 10 and 17. A checking copy of the Gazette is mailed each week to your office, and the first publication of this notice will appear in this week's issue.

Yours very truly,

GARDEN CITY GAZETTE

Joe McKnight
Joe McKnight, Advertising Manager

*Dan Emery
5109 Eugene St.
Boise*

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) Nov-20-64.

(P. O.) 6301 Pierce Park Lane
Boise 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 Harden City Gazette of
Harden City Idaho published in the
county in which the works are situated.

Alan R. Ramsey

(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

RECEIVED
10/1/63
NOV 20 1964

NOTICE OF PROOF OF COMPLETION OF WORKS

and
APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 ^{A.M.} M., on the 22 day of December,
1964, at Boise, County of Ada, State of Idaho,
 before W.L. Maddsen, Notary Public, at (address 713 Gore St
Boise Ida.), proof will be submitted of the completion of works for
 the diversion of 0.8 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. 628337, 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 Dan Emery Route 1 Boise Ida.
6301 River Park Lane Boise Idaho.
2. Said works of diversion will be fully completed on the date set for such comple-
 tion, and the amount of water which said works are capable of conveying to the place of
 use is 0.8 cubic feet per second.
3. The use to which said water has been applied is Irrigation.
0.8, purposes, and the amount applied to beneficial use is
0.8 cubic feet per second.
4. The point of diversion of said water is NE 1/4 - SW 1/4 Sec
31 TWP. 5 N Rge 2 E 8 M.
5. The place where said water is used is SW 1/4 Sec 31
TWP. 5 N Rge 2 E 8 M.
6. The date of priority which said user is prepared to establish is Dec-18-1959

CARL E. TAPPAN

State Reclamation Engineer

28337

Re: Permit No. G-28337
Dan Emery

Date: Nov. 20, 1964

Garden City Gazette,
Garden City, Idaho.

Gentlemen:

Enclosed you will find Notice for Publication, once a week for four consecutive weeks prior to December 22, 1964 the date set for proof; the expense of the publication is to be paid by the applicant Dan Emery of 6301 Pierce Park Lane, Boise, 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

Re: Permit No. **0-28337**

November 20, 1964

**Mr. Dan Emery,
6301 Pierce Park Lane,
Boise, Idaho.**

Dear Mr. Emery:

This acknowledges the Notice of Proof of Completion of Works and Application of water to Beneficial Use under Permit No. **0-28337**. The proofs are to be made at **10:00** o'clock **A.M.**, on the **22nd** day of **December**, 19 **64**, before **Wile Maddsen, 713 Grove St., Boise, Idaho**, Notary Public.

As of this date, we have mailed the Notice to the **Garden City Gazette** **Garden City, 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,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk
cc: Notary

28337

November 20, 1964

RE: Permit No. G-28337

Dan D. Emery
Rt 1
Boise, Idaho

Dear Mr. Emery:

Enclosed is the copy of the above numbered permit you requested.

Also enclosed is departmental receipt No. G-8999 in the amount of \$1.50 covering the fee for the copy.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

Enc. copy of permit
receipt

28337

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G- 28337

Oct. 30, 1964

Dan D. Emery
Route #1
Boise, Idaho

Dear Mr. Emery:

The date for proofs of Completion of Works and Application of water to beneficial use, as set out under terms of Permit No. G-28337 are due not later than Dec. 29, 1964

Before these proofs can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county in which the land is located. In completing the Notice of proof for publication, the information should be taken from your Permit, including any amendments made in connection with a change of point of diversion or land list, which has been recorded in this department. If changes have been made and no amendments are on record, we advise you request a form for this purpose before your Notice is published.

We enclose Form 36, in duplicate, which is to be filled out and returned to this department at least FORTY (40) DAYS BEFORE THE MENTIONED DATE, (allowing for four weeks publication). Please give the name of the town, the address of the place where the depositions will be executed, and, the name of the notary public before whom you will appear to make the depositions of proof (this may be at any place convenient for you and your two witnesses), the quantity of water filed; for what purpose it is used; the point, or points, of diversion; and the location of use or the lands which are irrigated -- all by legal land description.

Enclosed also is Form 11, which is the authorization for us to have the notice published in the designated county newspaper at your expense. This is to be returned with two Forms 36.

At the time we send the notice to the newspaper we will send to you the forms for the depositions of holder and two disinterested witnesses. It is important that the depositions be executed at the time, on the date set, at the place named, and before the notary public, as advertised in the publication notice.

Very truly yours,

CARL E. TAPPAN

State Reclamation Engineer

Enclosures 36 and 11

28337

January 6, 1960

Re: Permit No. G-28337

Mr. Dan D. Emery
Rt. #1,
Boise, Idaho.

Dear Mr. Emery:

We enclose Permit No. G-28337 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-4524 which was issued covering payment in the amount of \$5.00 for the filing fee of the above mentioned permit.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

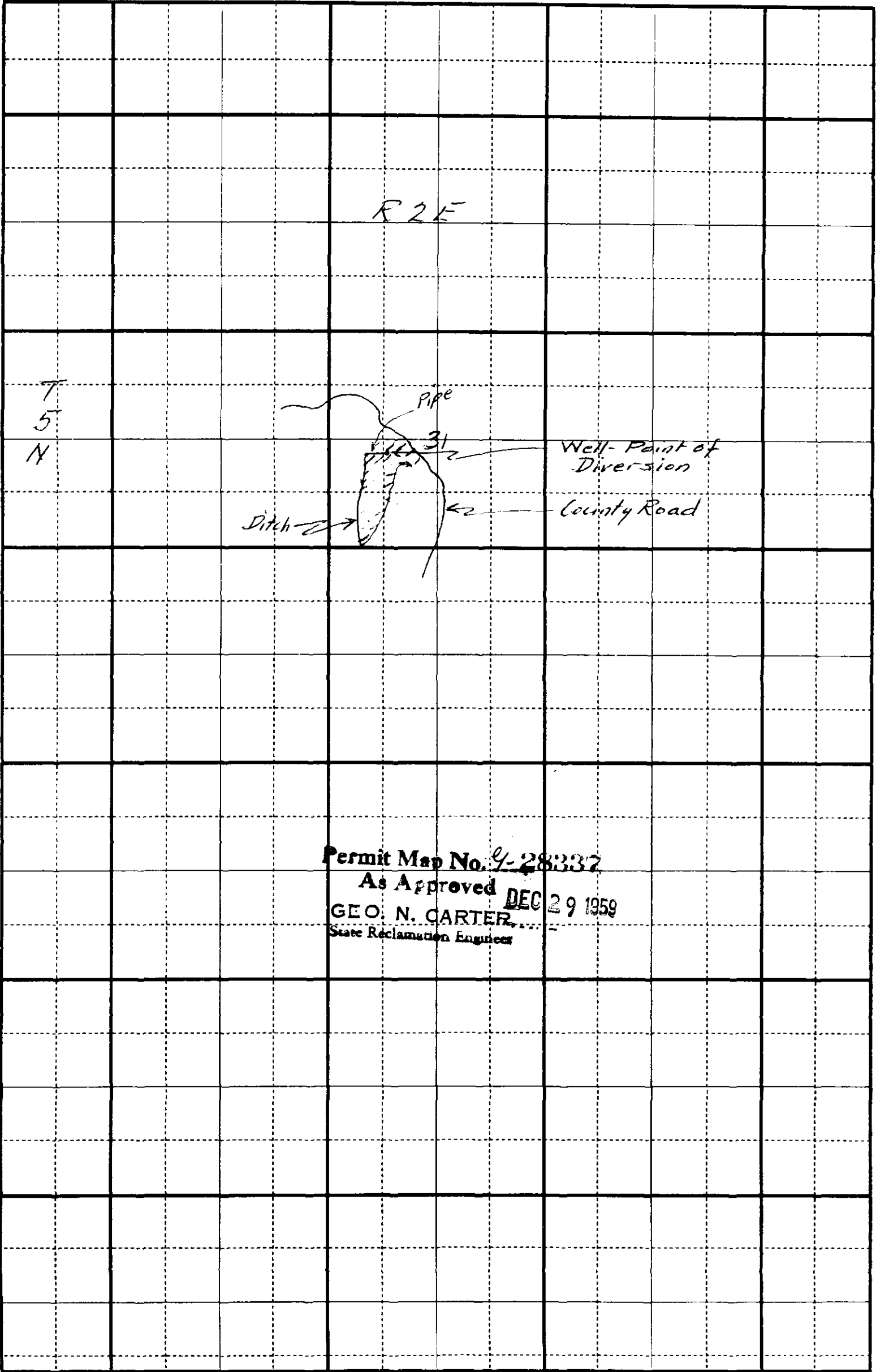
(Mrs.) Edna P. Rutledge
Chief Clerk

Encl.
EPR:pmk

28337

NAME OF APPLICANT Dan L. Emery

Form No. 0



Permit Map No. 9-28337
As Approved **DEC 29 1959**
GEO. N. CARTER,
State Reclamation Engineer

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

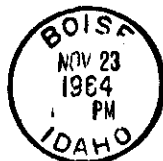
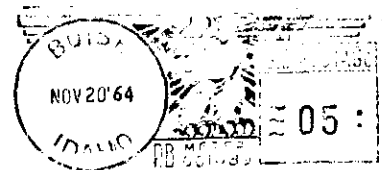
28337

AFTER FIVE DAYS RETURN TO
DEPARTMENT OF RECLAMATION
ROOM 107, STATE HOUSE
BOISE, IDAHO

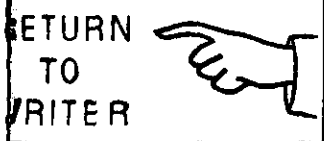
- ☐ Moved, left no address
☐ Moved, new address available
☒ Moved, new address available
☐ Addressee unknown

Rb
Dan D. Emery
Rt 1
Boise, Idaho

(5109 Eugene St)



28337



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

Notice is hereby given that at 10:00 a.m., on the 22nd day of December, 1964, at Boise, County of Ada, State of Idaho, before Nile Maddsen, Notary Public, at 713 Grove St., Boise, Idaho, proof will be submitted of the completion of works for the diversion of 0.8 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. G28337, 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 Dan Emery, 6301 Pierce Park Lane, Boise, 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 0.8 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 0.8 cubic feet per second.

4. The point of diversion of said water is NE 1/4 - SW 1/4 Sec. 31, TWP 5N, Rge 2 EBM.

5. The place where said water is used is SW 1/4, Sec. 31, TWP 5N, Rge 2 EBM.

6. The date of priority which said user is prepared to establish is Dec. 18, 1959.

CARL E. TAPPAN
State Reclamation Engineer
6482-t4-N26-D17 28337