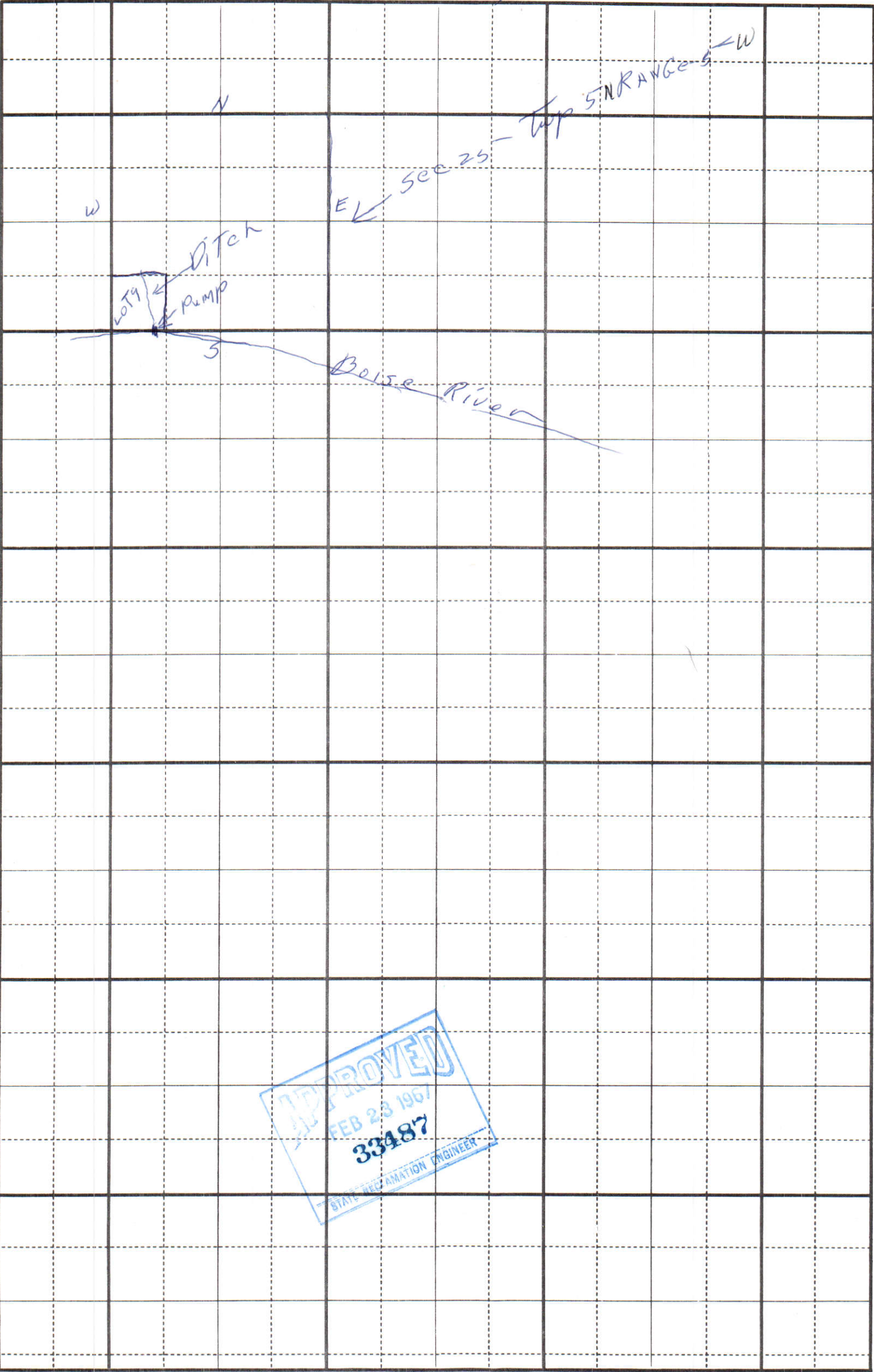


NAME OF APPLICANT John R. McCurry

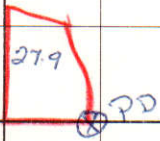
Form No. 0



R 5 W

T 5 N

25



$$\text{AREA} = 27.9$$

$$\text{Subd} = 1$$

$$Q = .56 \text{ c.f.s.}$$

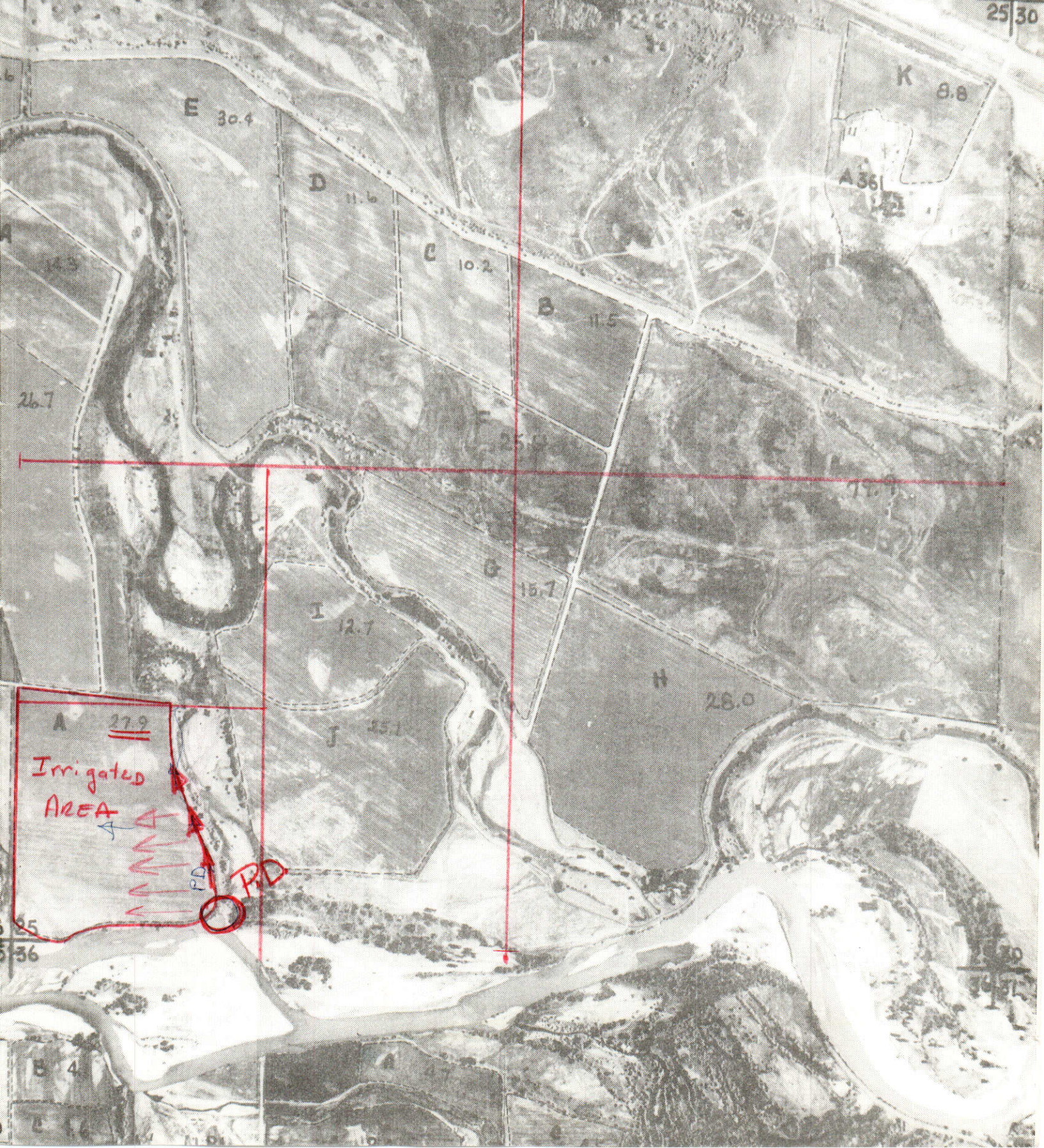
$$\underline{4.5 \text{ AF / ACRE / YEAR} = 126 \text{ AF / YEAR}}$$

$$\text{@ .56 c.f.s. FOR 210 DAYS} = 235 \text{ AF} \quad \text{FEASIBLE}$$

THIS IS NOT SUPPLEMENTAL

23/24  
26/25

24/19  
25/30



RECEIVED

JAN 30, 1968

Department of Reclamation

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, )  
County of Canyon. ) ss.

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

Notice is hereby given that on 20 Jan. 1968, at Parma, County of Canyon, State of Idaho, before notary public Donald Lackland, Parma, Idaho, proof will be submitted of the completion of works for the diversion of 0.76 c.f.s. of the waters of Boise River, and the application to beneficial use of said water, in accordance with the terms and conditions of permit 33487, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is John R. McCurry, Parma, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 0.76 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 0.76 c.f.s.

4. The point of diversion of said water is Lot 9 (SW 1/4 SW 1/4), Sec. 25, T. 5 N, R. 5 W, B. M., Canyon County.

5. The place where said water is used is Lot 9 (SW 1/4 SW 1/4, Sec. 25, T. 5 N, R. 5 W, B.M., Canyon County.

6. The date of priority which said user is prepared to establish is February 21, 1967.

R. KEITH HIGGINSON  
State Reclamation Engineer

Dec. 16, 23, 30; Jan. 6, 1968

Jeanne Bruner  
of Caldwell, Canyon County, Idaho, being first duly sworn, deposes and says:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of twenty-one years, and not a party to the above entitled action.

2. That I am the Principle Clerk of the News-Tribune, a daily, (except Sunday) newspaper published in the City of Caldwell, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Caldwell, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was published in said newspaper

four times in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.

4. That said notice was published the following dates:

Dec. 16, 23, 30, Jan. 6, 1968

Jeanne Bruner

Subscribed and sworn to before me this

6th day of January, 1968

Adam J. Kain

Notary Public, Residing at Caldwell, Idaho

MY COMMISSION EXPIRE JUNE 23, 1971

33487

## WATER LICENSE

Water License No. 33487 Priority February 21, 1967 Amount 0.56 c.f.s.

THIS IS TO CERTIFY, that JOHN R. MC CURRY  
of Parma, Idaho, made application for a permit to appropriate the public waters of  
the State of Idaho, dated February 21, 1967; that Permit 33487 was issued pursuant  
to said application; that the proposed works were completed on or about 1967  
with a storage/or carrying capacity of 4.9 c.f.s., said works consisting of  
pump and motor; and that on January 20, 1968  
proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of ~~xxx~~ 126  
acre feet per season, with a maximum rate of diversion of 0.56 cubic feet per second of the waters  
of Boise River, tributary of Snake River,  
for the purpose of irrigation from April 1 to October 31;  
and for \_\_\_\_\_ from \_\_\_\_\_ to \_\_\_\_\_; and for  
\_\_\_\_\_ from \_\_\_\_\_ to \_\_\_\_\_; and that the use  
of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Recla-  
mation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is  
located in Lot 9 (SW 1/4 SW 1/4) Sec. 25, T. 5 N., R. 5 W., B.M., and  
other additional points \_\_\_\_\_, in the County of  
Canyon; 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 ~~xxx~~ 126 acre feet per year.

Description and location of place of use:

| 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  | 5 W   | 25   |        |        |        |        |        |        |        |        |        |        | Lot<br>9<br>27.9 |        |        |        |        |        | 27.9   |
|      |       |      |        |        |        |        |        |        |        |        |        |        |                  |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |                  |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |                  |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |                  |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |                  |        |        |        |        |        |        |

Total number of acres irrigated 27.9

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

13th day of November, 1968.

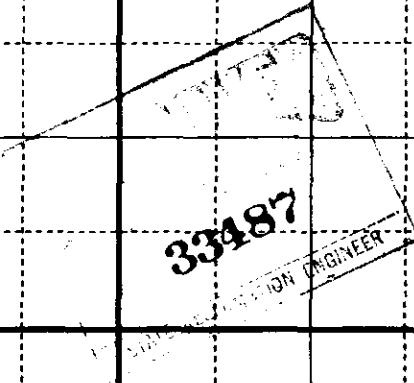
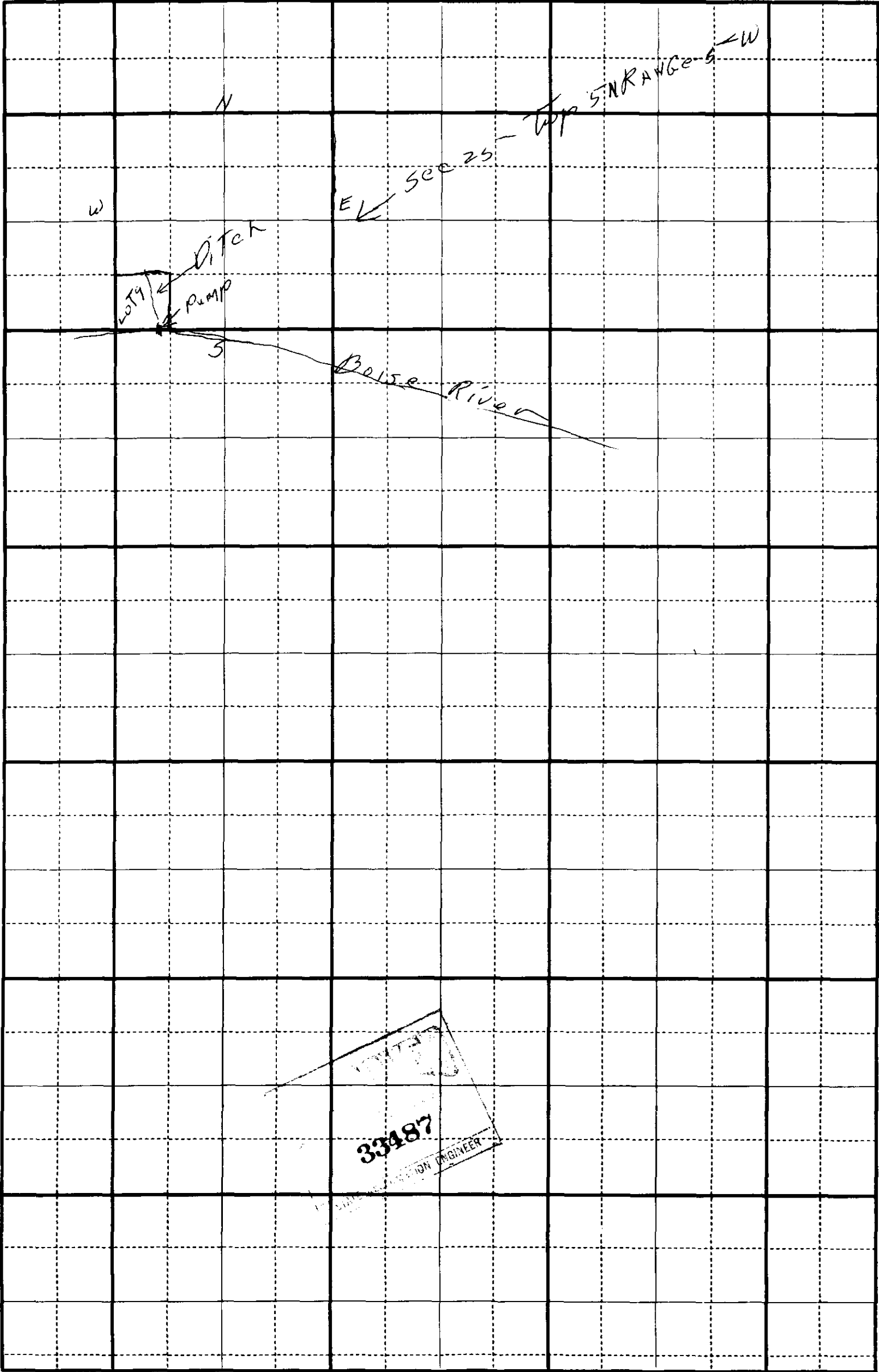
*R. Keith Higgins*  
State Reclamation Engineer

63 3585

33487

NAME OF APPLICANT John R. McCurry

Form No. 0



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

33487

P. O.

APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF

RECEIVED  
FEB 21 1967  
4:00 P.M.  
Department of Reclamation

Application No. 41227

33487

Permit No.

District No.

1. Name of Applicant: JOHN R. MCCURRY  
Post Office address: PARRA County: CANYON State: IDAHO

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:

The financial resources of the applicant are: (a) Cash on hand: \$

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

(d) Other resources:

2. Quantity of water claimed: 38 MINORS INCHES 0.76 cubic feet per second

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

4. Location of point of diversion: 200 feet distant from the SE corner  
of Section 25, Twp 5N, Rge 5W, B. M., and is in the Lot 9 15W 9S 5E  
of Section 25, Twp 5N, Rge 5W B.M., County of CANYON

5. Water is to be used for: IRRIGATION

6. If for any non-irrigation purpose, give:

(a) Point of use of water: feet distant from corner of Section

Twp, Rge, B. M., in the of Section, Twp, Rge, 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, Twp, Rge, B. M., in the

of Section, Twp, Rge, B. M.

7. Estimated cost of works: \$ installed

8. Kind of works: pump from river & open ditch  
(Reservoir, dam, ditch, flume, pipe, etc.)

9. Height of dam feet; length of dam at top feet; length of dam at bottom

feet; material used in dam

(If height of dam will exceed 10 feet or will store more than 100 acre feet of water, send to Department of Reclamation for Regulations.)

10. Size of headgate: Width feet; Height feet

11. Ditch: Width at bottom feet; Width at water line feet; Depth of water feet;

Dimensions of flume; Diameter of pipe inches;

Length of conduit miles. Average grade per mile feet.

33487

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

13. The time required for the complete application of the water to the proposed use is ~~about~~ 10 additional years.

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

(Give irrigable acreage in each 40-acre subdivision)

[illegible]

Total Number of Acres to be Irrigated.....38 Acres

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: \_\_\_\_\_

33487

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: .....

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.

John R. McCarty Applicant.

By \_\_\_\_\_, Agent

## Affidavit of Permission to File on Springs

(Not to be used when spring is situated on lands owned by applicant.)

I, \_\_\_\_\_, of \_\_\_\_\_, County of \_\_\_\_\_, State of \_\_\_\_\_, do hereby certify that I am the owner of the land on which the spring mentioned in the application of \_\_\_\_\_ is located, to-wit: \_\_\_\_\_

and that I do hereby grant unto the said ..... permission to file on the said spring as set forth in the foregoing application.

STATE OF IDAHO )  
County of ..... ) ss.

On this ..... day of ....., 19....., before me, a Notary Public for the State of Idaho, residing  
at ....., personally appeared.....  
known to me to be the person... whose name... subscribed to the foregoing certificate, and acknowledged  
to me that ...he... executed the same.

Witness my hand and seal, the day and year in this certificate first above written.

My commission expires ..... **Notary Public.**

33487

Approval of State Reclamation Engineer

The number of this permit is 33487  
Recorded in Book 117 Page 33487 Approved FEB 23 1967  
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 before

Work to begin on or before April 23, 1967, 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 August 23, 1967

The whole of said work to be completed on or before February 23, 1968

Beneficial use of water appropriated in accordance herewith, to be made on or before February 23, 1968

Witness my hand this 23rd day of February, 1967

State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, DON SAMUELSON Governor of the State of Idaho,

and EDSON H. DEAL 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 23rd day of February, 1967

Countersigned:

By Secretary of State.

STATE OF IDAHO

By Governor.

No. 33487

PERMIT

Date of first receipt at office of State Reclamation Engineer

February 21, 1967 4:00 P.M.

Returned to applicant for correction

Corrected application received

Fees, \$ 5.00

FILING FEES FOR USE PERMIT:

For the first Sec. Ft. \$5.00

For each additional Sec. Ft. or Fraction

Thereof 25

33487  
K.P.  
63-3585

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

APPLICATION No. 41727  
PERMIT No. 33487  
DISTRICT No.

1. Name of Applicant: John R. McCurry

Postoffice address: Parma

County: Canyon

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: .76

cubic feet per second. or 38 miners inches.

3. Source of water supply: Boise River

which is a tributary of Snake River.

4. Location of point of diversion: 200

feet distant from the SE

corner of Section 25, T. 5 N, R. 5 W, B.M., and is in the Lot 9 (SW $\frac{1}{4}$ SW $\frac{1}{4}$ )

of section 25, T. 5 N, R. 5 W, B. M., County of Canyon

5. Water is to be used for irrigation

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section

T. , R. , B.M., in the of Section of , T. , R. , B.M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to at a point feet

distant from the corner of Section , T. , R. , B.M., in the

of Section , T. , R. , B.M.

7. Estimated cost of works: \$ installed

8. Kind of works: pump from river and open ditch.

9. Height of dam feet; length of dam at top feet; length of dam at bottom

feet; material used in dam:

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

11. Ditch: Width at bottom fee; width at water line feet; depth of water feet;

dimensions of flume:

Diameter of pipe inches; length of conduit miles.

Average grade per mile feet.

12. The time required for the completion of such work is 1 years.

13. The time required for the complete application of the water to the proposed use is -0- 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:

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/ JOHN R. McCURRY

**Applicant.**

**By**

**Agent.**

**Date of first receipt at Department of Reclamation:** February 21, 1967 4:00 P.M.

**Returned to applicant for correction:**

**Corrected application received:**

## Approval of State Reclamation Engineer

The number of this permit is 33487

Recorded in Book 117 Page 33487 Approved February 23, 1967

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 April 23, 1967 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 August 23, 1967

The whole of said work to be completed on or before February 23, 1968

Beneficial use of water appropriated in accordance herewith, to be made on or before February 23, 1968

WITNESS My hand this 23rd day of February, 1967.

/s/ R. KEITH HIGGINSON  
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, DON SAMUELSON, Governor of the State of Idaho,  
and EDSON H. DEAL, 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 23rd

day of February, 19 67.

STATE OF IDAHO

**Countersigned:**

**(SEAL)**

By 7s/ EDSON H. DEAL  
Secretary of State.

By /s/ DON SAMUELSON Governor.

## REMARKS:

14.

| Twp.                                                        | Range | Sec. | NE1/4   |       |       |       | NW1/4       |       |       |       | SW1/4       |       |       |       | SE1/4 |       |       |       | Totals   |
|-------------------------------------------------------------|-------|------|---------|-------|-------|-------|-------------|-------|-------|-------|-------------|-------|-------|-------|-------|-------|-------|-------|----------|
|                                                             |       |      | NE1/4   | NW1/4 | SW1/4 | SE1/4 | NE1/4       | NW1/4 | SW1/4 | SE1/4 | NE1/4       | NW1/4 | SW1/4 | SE1/4 | NE1/4 | NW1/4 | SW1/4 | SE1/4 |          |
| 5 N                                                         | 5 W   | 25   | L O T 9 |       |       |       | * - - - - - |       |       |       | - - - - - X |       |       |       |       |       |       |       | 38 ACRES |
| LICENSE ISSUED FOR 0.56 SEC. FT.<br>LICENSE PAGE NO. 33487. |       |      |         |       |       |       |             |       |       |       |             |       |       |       |       |       |       |       |          |

WATER RIGHT NUMBER 63-3585

OWNER LAST NAME - MC CURRY

FIRST NAME - JOHN R.

ORIG OWNER -

ADDRESS LINE 1 -

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - PARMA

STATE - ID ZIP CODE - 83660

SOURCE - BOISE RIVER

TRIBUTARY OF - SNAKE RIVER

STAGE - LICENSE

STATUS -

PRIORITY - 02-21-1967 COUNTY - CANYON

TOTAL DIV. RATE -

.5600 -CFS

TOTAL DIV. VOLUME - 126.00 AFA TRFR/AMEND -

WATER DIST. - 63

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - SWSW 25 05N 05W LOT 09 REDIV -

272.0 312.0

0.0

0.0

0.0

0.0

0.0

0.0

0.0

0.0

9.7

FROM - 04-01 TO - 10-31 USE - IRRIGATION

USE DIV. RATE -

.5600 CFS

USE DIV. VOLUME -

126.00 AFA

USE - IRRIGATION

PLACE OF USE - TWN 05N RNG 05W SEC 25 TRACT SWSW LOT 09 AC 28

DECREE NAME -

DATE -

TOTAL ACRES

28

REMARKS - AC. IRR.=27.9.

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 33487

PROOF MADE -

FLD EXAM -

COND. OF APPROVAL -

DIVERSION MEANS -

1985 APR 18

November 13, 1968

Re: Permit No. 33487

Mr. John R. McCurry  
Parma,  
Idaho 83660

Dear Mr. McCurry:

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

Also enclosed is departmental receipt No. 2310 in the  
amount of \$7. covering the fees.

Very truly yours,

C. Stephen Allred, Assistant  
State Reclamation Engineer

CSA:kh

Enclosures

334/87

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE

REPORT OF EXAMINER

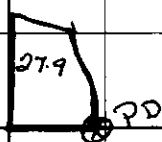
PERMIT NO. 33487

REPORT ON PROOF OF Completion of Works and Beneficial Use

R S W

T 5 N

25



AREA = 27.9

Subd = 1

Q = .56 c.f.s.

4.5 AF / ACRE / YEAR = 126 AF / YEAR

@ .56 c.f.s. FOR 2.0 DAYS = 235 AF

THIS IS NOT SUPPLEMENTAL



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

Permit No. 33487

This proof is for Completion of Works and Beneficial Use in Water District No.

1. Name of applicant John R. McCurry

2. Source of water supply: Boise River

3. Location of point of diversion: Is in the Lot 9 (SW $\frac{1}{4}$ SW $\frac{1}{4}$ ) of Section 25  
T. 5 N R. 5 W County of Canyon

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

U.S. Motor Ser. #660741 20 H.P.  
Pump Motor 12" Pipe  
27' 12" 4' 6"

5. Water is used for: irrigation

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

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

Lot 9 (SW $\frac{1}{4}$ SW $\frac{1}{4}$ ), sec. 25, T. 5 N, R. 5 W, B.M.

38 acres

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

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

Remarks: We used a flooding meter and measured 125 cu. ft. in 25.5 sec. for 4.9 C.F.S.

Allow .56 C.F.S.

This examination was made on the 13 day of June, 1968

(Signed) D. Sticker

Examiner.

Plat ✓  
2. x.  
33487

John R. McCurrey  
Parma, Idaho

Permit No. 33487

Examination for Completion of Works and Beneficial Use

County Canyon

Sec. 25 T. 5N R. 5W

Quantity: 0.76 c.f.s.

Source: 63  
Boise River

P.D.: Lot 9 (SW $\frac{1}{4}$ SW $\frac{1}{4}$ ), sec. 25, T. 5 N, R. 5 W, B.M.

Use:  
irrigation

Extension:

Protest:

Completion of Works:

Other Rights: none

Filed: February 21, 1967

Due: February 23, 1968

Made: January 20, 1968

Priority: February 21, 1967

### 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.

pumping out of River  
cement ditch

November 6, 1968

Re: Permit No. 33487

John R. McCurry  
Parma, Idaho

Dear Mr. McCurry:

A representative of this department has made an examination of the works covered by your permit 33487 and has found the following:

Quantity of water diverted: 4.9 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: 0.56 c.f.s.\*

Purpose of use: Irrigation of 27.9 acres in Lot 9 (SW1/4),  
Sec. 25, T. 5 N, R. 5 W, B.M.

The priority date established is: February 21, 1967.

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 Certificate of Completion of Works and the License and Certificate of Water Right as described above.

Very truly yours,

Donald W. McEldamey  
Appropriation Examiner

DWM:dj

\*The maximum quantity diverted shall not exceed 126 acre feet per season.

33487

November 6, 1968

Re: Permit No. 33487

John R. McCurry  
Parma, Idaho

Dear Mr. McCurry:

A representative of this department has made an examination of the works covered by your permit 33487 and has found the following:

Quantity of water diverted: 4.9 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: 0.56 c.f.s.\*

Purpose of use: Irrigation of 27.9 acres in Lot 9 (SW 1/4 Sec. 25, T. 5 N, R. 5 W, B.M.)

The priority date established is: February 21, 1967.

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 Certificate of Completion of Works and the License and Certificate of Water Right as described above.

Very truly yours,

Donald W. McElowney  
Appropriation Examiner

DWM:dj

\*The maximum quantity diverted shall not exceed 126 acre feet per season.

33487

February 2, 1968

Re: permit No. 33487

John R. McCurry  
Parma, Idaho

Dear Mr. McCurry:

We acknowledge receipt of the depositions and affidavit of publication in the  
Caldwell News-Tribune submitted as proof of com-  
pletion of works and beneficial use on Permit 33487.

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

P. S.: We are enclosing your advertising receipt. We do not need it for our files.

*exam typed*  
33487

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. 33487

\*\*\*\*\*

RECEIVED  
JAN 30 1966  
Department of Reclamation

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: \_\_\_\_\_

John R. McCurry CANYON PARMA Box 37

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: 33487

Ques. 4. State source of water supply: Boise River Lot 9 25 5 5  
Give location of point of diversion, showing subdivision, section, township and range

Ques. 5. Describe your works of diversion: PUMPING OUT OF BOISE  
River; state amount of water they are capable of conveying from point of diversion to place of use: 180 inches; Give name of canal or ditch or other works by which water is conducted to such place of use: canal ditch

\_\_\_\_\_; if a well, state depth of well \_\_\_\_\_; depth and size of casing \_\_\_\_\_; depth to water \_\_\_\_\_; if pump is used, state discharge of pump: 6"; tell how it was measured or determined \_\_\_\_\_

PARMA WATER LIFTER; 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:

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

None into farm land

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:

NO **ALLOW TO ADOPTED**

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:

Same

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: 1967-1967 - Time used since first use:

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

None

(sign) John B. McCune

\*\*\*\*\*

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

Perma, County of Oregon

State of Idaho, on this 20<sup>th</sup> day of January, A. D. 1968.

Anna L. Lockman

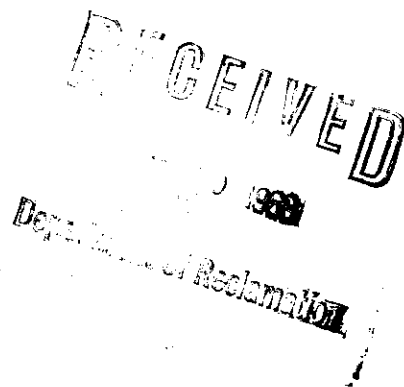
My commission expires: Nov. 1. 1968

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:

ROBERT G. TROKELL - 26 - MECHANIC - PARMA IDA 83660

Ques. 2 Are you acquainted with John R. McCurry, the holder of Permit No. 33487? How long have you known him and where does he reside?

5 YEARS - PARMA IDAHO 83660

Ques. 3. Have you read or heard said Permit No. 33487 read, and are you familiar with its provisions and conditions: Yes ☒ No. ☐

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

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

Lot 9 (SW 1/4 SW 1/4) Sec. 25 Twp 5N Range 5W Bm. Coeur d'Alene Co. Idaho

Describe works for conveying water to place of use: Concrete ditch

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 3 1/2 second feet How much water have you seen being so conveyed? 3 1/2 second feet

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

→ 140 Acres E 1/2 SE 1/4 Sec. 26 T 5N Range 5W Bm Coeur d'Alene Co. Id  
Lots 7+8 Sec. 25 T 5N Range 5W Bm Coeur d'Alene Co. Idaho  
40 Acres Lot 9 Sec 25 T 5N Range 5W Bm. Coeur d'Alene Co. Idaho

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

None

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.

Drainy Coon 180 Acre

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned? If so, in what way and to what extent? NO -

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

Other times you have seen such use: Continous since

(Signed):

x Robert H. Leopold

\*\*\*\*\*

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

Parma, County of Cocon, State of Idaho, on this 20<sup>th</sup> day of January, A. D. 1968

Donna L. Lockwood

Notary Public for the State of Idaho

Residing Parma

My commission expires Nov 1. 1968

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:

FLOYD A. CORNWELL - age 43 - PARMA, IDAHO - 83660 -  
Ditch Supervisor -

Ques. 2 Are you acquainted with John R. McCurry, the holder of  
Permit No. 33487 ? How long have you known him and where does he reside?

25 YEARS - RESIDES PARMA, IDAHO

Ques. 3. Have you read or heard said Permit No. 33487 read, and are you familiar  
with its provisions and conditions: Yes X No. \_\_\_\_\_

Ques. 4. State source of water supply: BOISE RIVER

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

Lot 9 - (SW 1/4 SW 1/4) SECTION 25 - T5N - Range 5W3M - Canyon Co. IDAHO

Describe works for conveying water to place of use: Cement ditch

Ques. 5. How many second feet of water do you estimate said works will safely conduct  
to place of use: 3 1/2 SECOND FEET How much water have you seen being so  
conveyed? 3 1/2 SECOND FEET

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

And lots - 7 + 8 - Sec. 18 - T5N - Range 5W3M - Canyon Co  
140 Acres E 1/2 SE 1/4 SECTION 26 - T5N - Range 5W3M Canyon Co IDAHO  
40 Acres Lot 9 - Sec 18 - T5N - Range 5W3M - Canyon Co. IDAHO

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

None

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.

Gravelly loam 180 inches

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned? If so, in what way and to what extent? NO -

Ques. 10. When did you first see this water used? 1944

Other times you have seen such use: CONTINUOUS SINCE

(Signed):

x Floyd Cornwell

\*\*\*\*\*

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

Perma, County of Canyon, State of Idaho, on this 20<sup>th</sup> day of January, A. D. 1968

Amos L. Hollen

Notary Public for the State of Idaho

Residing Perma Idaho

My commission expires

Nov. 1, 1968

RECEIVED

AFFIDAVIT OF PUBLICATION

JAN 30, 1968

Department of Administration

STATE OF IDAHO, )  
County of Canyon. ) ss.

Jeanne Bruner  
of Caldwell, Canyon County, Idaho, being first duly sworn,  
deposes and says:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of twenty-one years, and not a party to the above entitled action.

2. That I am the Principle Clerk of the News-Tribune, a daily, (except Sunday) newspaper published in the City of Caldwell, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Caldwell, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was published in said newspaper

four times in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.

4. That said notice was published the following dates:

Dec. 16, 23, 30, Jan. 6, 1968

Jeanne Bruner

Subscribed and sworn to before me this

6th day of January, 1968

Adam J. Fair

Notary Public, Residing at Caldwell, Idaho

MY COMMISSION EXPIRE JUNE 23, 1971

33487

# The Idaho Free Press

Published Daily Except Sunday

P. O. BOX 88 NAMPA, IDAHO, 83651

AREA CODE 208  
466-7891

December 7, 1967

## NOTICE OF PROOF OF COM- PLETION OF WORKS AND AP- PLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that on 20 Jan. 1968, at Parma, County of Canyon, State of Idaho, before notary public Donald Lackland, Parma, Idaho, proof will be submitted of the completion of works for the diversion of 0.76 c.f.s. of the waters of Boise River, and the application to beneficial use of said water, in accordance with the terms and conditions of permit 33487, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is John R. McCurry, Parma, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 0.76 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 0.76 c.f.s.

4. The point of diversion of said water is Lot 9 (SW 1/4 SW 1/4), Sec. 25, T. 5 N, R. 5 W, B. M., Canyon County.

5. The place where said water is used is Lot 9 (SW 1/4 SW 1/4, Sec. 25, T. 5 N, R. 5 W, B.M., Canyon County.

6. The date of priority which said user is prepared to establish is February 21, 1967.

R. KEITH HIGGINSON  
State Reclamation En-  
gineer

Dec. 16, 23, 30; Jan. 6, 1968

RECEIVED

DEC 8 1967

Department of Reclamation

Please notify us of any corrections or changes in the above proof before Dec. 15, or it will run in the News-Tribune as is starting on the 16th day of December, 1967.

*Faye Bever*

Faye Bever  
Legal Dept.

DON SAMUELSON  
GOVERNOR



STATE OF IDAHO

DEPARTMENT OF RECLAMATION  
107 STATE HOUSE  
BOISE, IDAHO 83701

R. KEITH HIGGINSON  
State Reclamation Engineer

RECEIVED

DEC 5 1967

Department of Reclamation

December 1, 1967

Re: Permit No. 33487

John R. McCurry  
Parma, Idaho 83660

Dear Mr. McCurry:

Proof of completion of works and application of water to beneficial use for the above referenced permit is due not later than February 23, 1968.

Under the terms of your permit, it is required that a notice be published once a week for four consecutive weeks in a local newspaper showing your intent to submit proof. The proof will consist of depositions which the permit holder and two disinterested witnesses must complete before the listed notary public, and must be accompanied by an affidavit of publication of the legal notice.

✓ We have prepared the enclosed notice from the information on your permit. The complete name and address of a notary public of the State of Idaho must be entered together with a date for you to appear before the notary. Allow at least 40 days from the date the notice is mailed to this department for your appearance before the notary.

If you find any discrepancy in the notice or have made any changes, please advise this department and we will assist you in doing whatever may be necessary to assure correct publication.

If the enclosed notice is correct, complete the blank spaces and sign the form authorizing us to publish the notice at your expense and return all forms. At the time we send the notice to the newspaper, you will be supplied with further instructions.

If you do not desire to complete the proofs and obtain a license of water right, you are requested to complete the relinquishment portion of this form below and return it to the Department of Reclamation.

*R. Keith Higgins*  
State Reclamation Engineer

RELINQUISHMENT

I hereby relinquish to the State of Idaho, all my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. \_\_\_\_\_.

Dated \_\_\_\_\_.

\_\_\_\_\_  
permit holder

33487

Form 36A

(This completed form authorizes the Department of Reclamation to publish the required notice at your expense.)

State Reclamation Engineer:

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

(signature)

(address)

(date)

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 when proof is for completion of works.

I hereby certify that the facts set forth in the attached notice are true.

Engineer

RECEIVED  
DEC 5 1967NOTICE OF PROOF OF COMPLETION OF WORKS AND  
APPLICATION OF WATER TO BENEFICIAL USE

Department of Reclamation

Notice is hereby given that on 20 JAN, 1968, at PARMA,  
County of CANYON, State of Idaho, before notary public (name & address) \_\_\_\_\_  
Donald Thompson, Parma, Idaho, proof will be  
submitted of the completion of works for the diversion of 0.76 c.f.s. of the waters  
of Boise River, and the application to beneficial use of said water,  
in accordance with the terms and conditions of permit 33487, heretofore issued by  
the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is John R. McCurry, Parma, Idaho.
2. Said works of diversion will be fully completed on the date for such completion,  
and the amount of water which said works are capable of conveying to the place of use is  
0.76 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 0.76 c.f.s.
4. The point of diversion of said water is Lot 9 (SW $\frac{1}{4}$ SW $\frac{1}{4}$ ), Sec. 25,  
T. 5 N, R. 5 W, B.M., Canyon County.
5. The place where said water is used is Lot 9 (SW $\frac{1}{4}$ SW $\frac{1}{4}$ ), Sec. 25,  
T. 5 N, R. 5 W, B.M.
6. The date of priority which said user is prepared to establish is \_\_\_\_\_  
February 21, 1967.

R. KEITH HIGGINSON

State Reclamation Engineer

33487

December 5, 1967

Re: Permit No. 33487

John E. McCurry  
Parma, Idaho

Dear Mr. McCurry:

This acknowledges receipt of the notice of intent to make proof of completion of works and application of water to beneficial use for permit 33487.

We have mailed the notice to the News-Tribune to be published once a week for four consecutive weeks prior to January 20, 1968, which is the hearing date when the permit holder John E. McCurry and two disinterested witnesses must appear before Donald Lackland, notary public, to complete the enclosed depositions. The witnesses must be familiar with the works and permit.

After the hearing, the depositions and an affidavit of publication must be submitted to this office. The affidavit may be obtained from the newspaper when the advertising bill is paid by John E. McCurry. Be sure all the forms have the notary's seal and are signed.

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

Very truly yours,

Donald W. McKelowney  
Water Rights Clerk

DWM:dj

Enc: Depositions

cc: Notary

December 5, 1967

Re: Permit No. 33487  
John R. McCurry

The News-Tribune  
Caldwell, Idaho

Gentlemen:

Enclosed is a legal notice which we wish to have published for four consecutive weeks prior to January 20, 1968. The expense of the publication is to paid by John R. McCurry, Parma, Idaho

---

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

Very truly yours,

Donald W. McKelowney  
Water Rights Clerk

DWM:dj

Enc: Legal Notice

33487

Re: Permit No. 33487

December 1, 1967

John R. McCurry  
Parma, Idaho 83660

Dear Mr. McCurry:

Proof of completion of works and application of water to beneficial use for the above referenced permit is due not later than February 23, 1968.

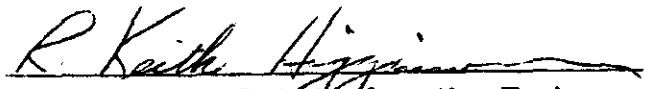
Under the terms of your permit, it is required that a notice be published once a week for four consecutive weeks in a local newspaper showing your intent to submit proof. The proof will consist of depositions which the permit holder and two disinterested witnesses must complete before the listed notary public, and must be accompanied by an affidavit of publication of the legal notice.

We have prepared the enclosed notice from the information on your permit. The complete name and address of a notary public of the State of Idaho must be entered together with a date for you to appear before the notary. Allow at least 40 days from the date the notice is mailed to this department for your appearance before the notary.

If you find any discrepancy in the notice or have made any changes, please advise this department and we will assist you in doing whatever may be necessary to assure correct publication.

If the enclosed notice is correct, complete the blank spaces and sign the form authorizing us to publish the notice at your expense and return all forms. At the time we send the notice to the newspaper, you will be supplied with further instructions.

If you do not desire to complete the proofs and obtain a license of water right, you are requested to complete the relinquishment portion of this form below and return it to the Department of Reclamation.

  
State Reclamation Engineer

RELINQUISHMENT

I hereby relinquish to the State of Idaho, all my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. \_\_\_\_\_.

Dated \_\_\_\_\_.

\_\_\_\_\_  
permit holder

33487  
Form 36A

RECEIVED  
FEB 21 1967

Department of Reclamation

I hereby certify that of my own knowledge, John R. McCurry has used the water right on the following described property, Section 25, Lot 9, Township 5, Range 5, for twenty (20) or more consecutive years.

Signed Ray Morrison

Date 2-3-67

Signed Linda D. Jackson

Notary

Date 2-3-67

33487

I hereby certify that of my own knowledge, John R. McCurry has used the water right on the following described land, Section 25, Lot 9, Township 5, Range 5, for twenty (20) or more consecutive years.

Signed \_\_\_\_\_

Date \_\_\_\_\_

Signed \_\_\_\_\_

Notary

Date \_\_\_\_\_

33487

RECEIVED  
FEB 21 1967

Department of Reclamation

I hereby certify that of my own knowledge, John R. McCurry has used the water right on the following described property, Section 25, Lot 9, Township 5, Range 5, for twenty (20) consecutive, or more, years.

Signed

Date

Johnson  
2/2/67

Signed

Date

Monroe L. Lockwood  
Notary  
Feb 2, 1967

33487

I hereby certify that of my own knowledge, John R. McCurry has used the water right on the following described property, Section 25, Lot 9, Township 5, Range 5, for twenty (20) or more consecutive years.

Signed

Date

Elmer Mark  
2-20-1967

Signed

Date

Ruth Easter  
Notary  
February 20, 1967

33487

February 17, 1967

Re: Permit No. 33487

John R. McCurry  
Parna,  
Idaho

Dear Mr. McCurry:

We enclose Permit No. 33487 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. 33657 which was issued covering payment in the amount of \$ 2.00 for the filing fee of the above mentioned permit.

Very truly yours,

Enc. permit, receipt

M. RUSSELL BOSCH  
Office Manager

MRB:ejw

cc: D. L. Musselman, Watermaster  
Water District 12-A  
214 Broadway Avenue  
Boise, Idaho

33487