

RECEIVED

APR 25 1969

Department of Reclamation

AFFIDAVIT
OF
PUBLICATION

STATE OF IDAHO,
COUNTY OF BOISE, } S.S.

T. R. Adams being
duly sworn, deposes and says:
That he is the manager and principal clerk of THE IDAHO WORLD a weekly news paper published at Idaho City, in the County of Boise and state of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Idaho City; that the advertisement, a copy of which is hereto attached, was published in said newspaper once a week for two consecutive weeks in the entire and regular issue of every number of said paper during the period and time of publication, and was published in the newspaper proper and not in a supplement; that said paper has been established and regularly and continuously published for more than seventy-eight weeks past previous to the first publication of this notice. Such notice was published in the issues beginning with April 10, 1969 and ending with the issue of April 17, 1969

Fees \$

T. R. Adams

Subscribed and sworn to before me this 23 day of April

1969

Clerk District Court

Deputy

NOTICE OF EXISTING
WATER PERMIT

Notice is hereby given that John M. and Lucella M. Howard, 2100 S. Curtis Road, Boise, Idaho, have received an approved permit No. 32623 issued by the Idaho State Department of Reclamation authorizing the diversion of 0.02 cubic foot per second of water from a spring, subject to all prior rights. The priority to be established under this permit is December 1, 1965, and the permit was approved December 6, 1965. Water is to be diverted by a bulkhead and pipe from a point within the SW 1/4 SW 1/4, Sec. 31, T. 4N., R. 4E., B.M., Boise County, to be used for domestic purposes in the SW 1/4 SW 1/4, Sec. 31, T. 4N., R. 4E., B.M.

Proof of application of the water to beneficial use is to be submitted to the Department on or before December 6, 1970. Any protests against the issuance of a license for the above referenced permit should be filed with the Department of Reclamation within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON
State Reclamation Engineer
Pub. April 10 - 17, 1969

32623

T H N

SEC. 31

① Road

$Q = .02$ cfs

$V = .57$ A.F.

Priority - October 1, 1965

NAME OF APPLICANT

John M. & Luella M. Howard

Form No. 0

T4N R4E

Sec 31

Place given  Spring

Permit Map No. 32623

As Approved by 1985

CARL E. TAPPAN

State Reclamation Engineer

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

522623

Office Copy

December 8, 1965

Re: Permit No. 32623

John M. & Luella M. Howard,
2100 S. Curtis Rd.,
Boise, Idaho.

Dear Mr. & Mrs. Howard:

We enclose Permit No. 32623 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. 33019 which was issued covering payment in the amount of \$ 5.00 for the filing fee of the above mentioned permit.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk

32623

WATER LICENSE

Water License No. 63-3575 (32623) Priority December 1, 1965 Amount 0.02 c. f. s.

THIS IS TO CERTIFY, that John M. & Luella M. Howard
of Boise, Idaho, made application for a permit to appropriate the public waters of
the State of Idaho, dated December 1, 1965; that Permit 63-3575 (32623) was issued pursuant
to said application; that the proposed works were completed on or about April 9, 1969,
with a storage/or carrying capacity of 0.02 c. f. s., said works consisting of
cement box and pipe; and that on April 11, 1969,
proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 0.57
acre feet per season, with a maximum rate of diversion of 0.02 cubic feet per second of the waters
of natural spring, tributary of _____,
for the purpose of domestic from January 1 to December 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 SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, T. 4 N, R. 4 E, B.M., and
other additional points _____, in the County of
Boise; 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 0.57 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 $\frac{1}{4}$	
4 N	4 E	31											X						

Total number of acres irrigated _____

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

18th day of May, 19 70.

[Signature]
State Reclamation Engineer

63 3575 3-3575
32623

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

APPLICATION No. 40781
PERMIT No. 32623
DISTRICT No.

1. Name of Applicant: **John M. & Luella M. Howard**
Postoffice address: **2100 S. Curtis Rd., 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: **0.02** cubic feet per second.
3. Source of water supply: **Natural Spring 4'x6'x4', bulkhead** which is a tributary of
4. Location of point of diversion: **600 Lineal** **South** feet distant from the **northwest corner of the**
~~corner~~ of Section **31**, T. **4 N**, R. **4 E**, B.M., and is in the **SWSW**
 of section **31**, T. **4 N**, R. **4 E**, B. M., County of **Boise**
5. Water is to be used for **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 **SWSW** of Section ~~31~~ **31**, T. **4 N**, R. **4 E**, 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: \$ **600.00**
8. Kind of works: **Bulkhead and Pipe**
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 **3/4"** inches; length of ~~conduit~~ **1200' pipe** ~~conduit~~
 Average grade per mile feet.
12. The time required for the completion of such work is **5** years (**Was completed before we purchased place**)
13. The time required for the complete application of the water to the proposed use is **0** additional years.
 (This is information Mr. Hugh Cook gave me)
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/ Luella M. Howard

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 8:00 A.M. December 1, 1965

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is **32623**

Recorded in Book 114

Page 32623

Approved

December 6, 1965

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 **February 6, 1966**

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 **June 6, 1968**

The whole of said work to be completed on or before **December 6, 1970**

Beneficial use of water appropriated in accordance herewith, to be made on or before **December 6, 1970**

WITNESS My hand this 6th day of December, 1965

s/ CARL E. TAPPAN

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.....6th.....

day of December, 19⁶⁵

STATE OF IDAHO

Countersigned:

(SEAL)

By S/ ARNOLD WILLIAMS

Secretary of State.

By S/ ROBERT E. SMYLLIE

Governor.

REMARKS:

14.

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		
			AFFIDAVIT OF PERMISSION TO FILE ON SPRINGS					
			I, Hugh A. and Bessie V. Cook, of c/o Idaho City Stage, County of Boise, State of Idaho, do hereby certify that I am the owner of the land on which the spring mentioned in the application of John M. and Luella M. Howard, is located, to-wit: 600 lineal feet South of the NW Corner of the SW Quarter of the SW Quarter, Section 31, Township 4 N., Range 4 E. B. M., and that I do hereby grant unto the said parties permission to file on the said spring as set forth in the foregoing application.					
			s/ Hugh A. Cook s/ Mrs. Hugh Cook s/ Bessie V. Cook					
			STATE OF IDAHO) 					

**AFFIDAVIT
OF
PUBLICATION**

STATE OF IDAHO,

COUNTY OF BOISE,

} s.s.

T. R. ADAMS

being

duly sworn, deposes and says:
That he is the manager and principal clerk of THE IDAHO WORLD a weekly news paper published at Idaho City, in the County of Boise and state of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Idaho City; that the advertisement, a copy of which is hereto attached, was published in said newspaper once a week for two consecutive weeks in the entire and regular issue of every number of said paper during the period and time of publication, and was published in the newspaper proper and not in a supplement; that said paper has been established and regularly and continuously published for more than seventy-eight weeks past previous to the first publication of this notice. Such notice was published in the issues beginning with April 10, 1969 and ending with the issue of April 17, 1969

Fees \$

T. R. Adams

Subscribed and sworn to before me this 23 day of April

1969

Deputy District Court

Deputy

**NOTICE OF EXISTING
WATER PERMIT**

Notice is hereby given that John M. and Luella Howard, 2100 S. Curtis Road, Boise, Idaho, have received an approved permit No. 32623 issued by the Idaho State Department of Reclamation authorizing the diversion of 0.02 cubic foot per second of water from a spring, subject to all prior rights. The priority to be established under this permit is December 1, 1965, and the permit was approved December 6, 1969. Water is to be diverted by a bulkhead and pipe from a point within the SW 1/4 SW 1/4, Sec. 31, T. 4N., R. 4E., B.M., Boise County, to be used for domestic purposes in the SW 1/4 SW 1/4, Sec. 31, T. 4N., R. 4E., B.M.

Proof of application of the water to beneficial use is to be submitted to the Department on or before December 6, 1970. Any protests against the issuance of a license for the above referenced permit should be filed with the Department of Reclamation within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON

State Reclamation Engineer
Pub. April 10 - 17, 1969

RECEIVED

APR 25 1969

Department of Reclamation

32623

Identification No. _____

Permit No. 32623

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

RECEIVED

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

APR 12 1965

Department of Reclamation

1. a) Name of Permit Holder John M. & Luella M. Howard
b) Post Office Address 2100 So Curtis Rd Boise Idaho 83705
2. Permit Number 32623
3. Date of Priority that you are prepared to establish December 1, 1965
already finished - Fall of 1962
4. a) Source from which water was appropriated Natural Spring
b) Location of the point of diversion: SW 1/4 SW 1/4, Section 31
Township 4 N., Range 4 E. Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:
amount .02 for domestic purposes from Jan 1, 64 to Dec 31, 64 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated .02 cfs and/or acre feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Measurement by R K Higgins, State Reclamation Engineer

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: Spring, bulkhead & 1200 ft of pipe 3/4"
b) Describe the agreement or understanding by which you take water from the works: Deed from Hugh A. Cook & Bessie V. Cook in which they conveyed the Spring to us.
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) bulkhead and pipe - gravity flow

b) Describe the type and size of measuring device which you have installed at your point of diversion: 3/4" pipe 1200 ft. of pipe line

c) Give well drillers name and address and date the well was completed not applicable - no well

32623

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use domestic consumption + Drinking water + For watering orchard

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: Not applicable - not used for irrigation

[illegible]

Total number of acres irrigated _____

10. Remarks: _____

The above information is a true statement of the extent to which the above numbered permit has been developed.

April 9, 1969
(Date)

John M. Howard
Luella M. (Signature) Howard

State of Idaho)
County of Ada) ss.

On this 9th day of April, 19 69, personally appeared before me the
signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

acknowledged to me that he (she) (they) executed the same.

W. Anthony Park
Notary Public residing at Bowie, Md

My commission expires 12/21/72

32623

WRD417

WATER RIGHTS PROOF READING REPORT

04/18/85

PAGE

1

WATER RIGHT NUMBER 63-3575

OWNER LAST NAME - HOWARD

OWNER LAST NAME - HOWARD

ADDRESS LINE 1 - 2100 S. CURTIS RD.

ADDRESS LINE 3 -

SOURCE - SPRING

STAGE - LICENSE

TOTAL DIV. VOLUME -

DIVERSION POINT - SWSW 31 04N 04E LOT

FROM - 01-01 TO - 12-31 USE - DOMESTIC

USE - DOMESTIC

DECREE NAME -

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PROOF MADE - FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS -

FIRST NAME - JOHN M.

FIRST NAME - LUELLA M.

ADDRESS LINE 2 -

CITY - ROISE

TRIBUTARY OF - ROBIE CREEK, SOUTH FORK

PRIORITY - 12-01-1965 COUNTY - BOISE

WATER DIST. -

272.0 312.0 84.0 3.0 1.0 0.0 0.0 0.0 0.1

USE DIV. RATE - .0200 CFS USE DIV. VOLUME -

PLACE OF USE - TWN 04N RNG 04E SEC 31 TRACT SWSW LOT

DATE -

ORIG OWNER -

ORIG OWNER -

STATE - ID ZIP CODE - 83705

TOTAL DIV. RATE - .0200 -CFS

RIGHT BASIS -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.1

USE DIV. VOLUME - .57 AFA

AC

TRACT SWSW LOT

DATE -

TOTAL ACRES

0

HEARING -

OLD NO. - 32623

PROTESTED -

PERMIT/DENIED -

May 18, 1970

Re: Permit No. 63-3575 (32623)

John M. & Luella M. Howard
2100 S. Curtis Road
Boise, Idaho

Dear Mr. & Mrs. Howard:

Enclosed herewith is your Water License issued on the above
numbered permit.

Very truly yours,

C. Stephen Allred, Deputy
State Reclamation Engineer

CSA:kh

Enclosure

63-3575
32623

C
O
P
Y

May 7, 1970

Re: Permit No. 63-3575 (32623)

John M. & Luella M. Howard
2100 S. Curtis Road
Boise, Idaho

Dear Mr. & Mrs. Howard:

A representative from this department made an examination of your works covered by permit 63-3575. The works were found capable of producing 0.02 c.f.s. of which 0.02 c.f.s. can be recognized as beneficially used and licensed under Idaho law. The water is used for _____
~~domestic use within the SW¹/₄SW¹/₄ Sec. 31, T. 4 N., R. 4 E., B. 1.~~

If you disagree with the findings, please advise within 10 days. Otherwise a license will be issued showing the findings as set forth in this letter.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:kh

32623
63-3575

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. 32623/63-3575

REPORT ON PROOF OF B/U - John M. & Luella M. Howard

T H N

SEC. 31

①

Q = .02 cfs

V = .57 A.F.

Priority - October 1, 1965

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

Permit No. 32623/63-3575.

This proof is for b/u In Water District No.

1. Name of applicant John M. & Luella M. Howard, 2100 S. Curtis Rd., Boise, Idaho

2. Source of water supply: natural spring

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

T. 4 N R. 4 E County of Boise

4. Describe works as they exist, giving dimensions and capacities of same: bulkhead and pipe - gravity flow pipe=3/4" diameter, 1200' in length

5. Water is used for: domestic

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

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):

The spring is located about a quarter mile above Mr. Howard's house. at the point of diversion he has built a cement box 6' deep, 10' long & 4' wide. From this box he has run a 3/4" pipe down to his house. There was no means of taking a measurement.

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

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

Remarks:

Mrs. Cook, Howard's neighbor showed Jim & I where the spring was located. The Howards were not at home.

This examination was made on the 5th day of May, 1970

(Signed) Fred & Jim Booker
Examiner.
32623
63-3575
Plat

ASCS : Boise
SCS : Montour

Permit No. 32623/63-3575

Examination for b/u - John M. & Luella M. Howard

County Boise

Sec. 31 T. 4N R. 4E

Quantity: (permit) .02 cfs (proof) same

Source: Natural Spring

P.D.: SW $\frac{1}{2}$ SW $\frac{1}{2}$

Use: domestic

Extension:

Protest:

Completion of Works:

Other Rights:

Filed: December 1, 1965

MADE: April 11, 1969

Due: December 6, 1970

PRIORITY: December 1, 1965

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.
-

April 30, 1969

Re: Permit No. 32623

John M. & Luella M. Howard
2100 S. Curtis Road
Boise, Idaho

Dear Mr. & Mrs. Howard:

We acknowledge receipt of the affidavit of publication submitted in connection with the above referenced permit.

Before a license 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 examiner will try to contact you at the time he makes the examination. If someone other than yourself should be contacted, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR

32623
exam
typed

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

RECEIVED
Department of Reclamation

April 14, 1969

Re: Permit No. 32623

John M. and Luella M. Howard
2100 S. Curtis Road
Boise, Idaho

Dear Mr. and Mrs. Howard:

We acknowledge receipt of your affidavit submitted as proof of beneficial use for permit 32623.

Before a license can be issued you must submit an affidavit of publication to this department. The affidavit of publication may be obtained from the Idaho World, Idaho City, Idaho, after April 17, 1969, upon payment of the bill of publication.

Prior to the issuance of the license a field examination must also be made by a representative of this department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system. If someone other than yourself should be contacted by the examiner, please advise.

Very truly yours,

A handwritten signature in dark ink, appearing to read "Donald W. McEldowney".

Donald W. McEldowney
Appropriation Examiner

DWM:TG

32623

April 14, 1969

Re: Permit No. 32623

John M. and Luella M. Howard
2100 S. Curtis Road
Boise, Idaho

Dear Mr. and Mrs. Howard:

We acknowledge receipt of your affidavit submitted as proof of beneficial use for permit 32623.

Before a license can be issued you must submit an affidavit of publication to this department. The affidavit of publication may be obtained from the Idaho World, Idaho City, Idaho, after April 17, 1969, upon payment of the bill of publication.

Prior to the issuance of the license a field examination must also be made by a representative of this department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system. If someone other than yourself should be contacted by the examiner, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:TG

32623
examtype

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that John M. and Luella M. Howard, 2100 S.
Curtis Road, Boise, Idaho has received an approved permit No.
32623 issued by the Idaho State Reclamation Department authorizing the
diversion ~~storage~~ of .02 cubic feet per second APR/1969/DET/ANNA/
of water from a spring,
subject to all prior rights. The priority to be established under this permit is
December 1, 1965 and the permit was approved December 6, 1965.
Water is to be diverted by bulkhead and pipe
from a point within the SW/4SW/4, Sec. 31, T. 4 N., R. 4 E., B. M., Boise County
to be used for domestic purposes
in the SW/4SW/4, Sec. 31, T. 4 N., R. 4 E., B. M.
Proof of the application of the water to beneficial use is to be submitted to the
Department on or before December 6, 1970. Any protests against
the issuance of a license for the above referenced permit should be filed with the
Department of Reclamation within ten (10) days of the last date of publication of
this notice or prior to the licensing of the permit. Licensing may commence prior
to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the az Idaho World, Idaho City, Idaho on
April 10 and April 17, 1969.

32623

April 2, 1969

Re: Permit No. 32623

John M. and Luella M. Howard
2100 S. Curtis Road
Boise, Idaho

Dear Mr. and Mrs. Howards

During the 1967 session of the Idaho Legislature, certain amendments were made in the law pertaining to the procedures for making proof of beneficial use of water. In order for the Department to comply with these changes, Rules of Practice and Procedure were adopted on August 1, 1968. Generally, these procedures and the amended law make it simpler for a person to make proof and relieve the permit holder from making separate proofs of completion of works and beneficial use of water.

The enclosed order modifies your permit to comply with these rules and regulations. As a part of the new procedure, you will be required to publish a notice at your expense for two consecutive weeks in a paper as prescribed by the Department, stating that you have been issued a permit and are now submitting proof of beneficial use. Previously, a permit holder had to publish a notice for four weeks when he submitted proof under his permit.

We have enclosed a copy of the notice which we have mailed to the Idaho World, Idaho City, Idaho, to be published the 10th and 17th of April, 1969. You as the permit holder will be required to obtain an affidavit of publication from this newspaper and to submit it to the Department. You may obtain this affidavit after the last date of publication.

Should you require additional information or forms, we shall be glad to supply it upon request at any time.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:TG

Enc: order, proof package,
advertisement

32623

April 2, 1969

Re: Permit No. 32623

Idaho World
Idaho City, Idaho

Gentlemen:

Enclosed is a legal notice which we wish to have published for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for our review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted assuming the notice is correct. If we have any corrections, we will notify you before the first publication date. If you can not publish the notice on the proposed dates, please contact the Department of Reclamation immediately. John M. and

The expense of the publication is to be paid by
Luella M. Howard, 2100 S. Curtis Road, Boise, Idaho

to whom you should furnish an affidavit of publication.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:tg
Enc: legal notice

32623

RECEIVED

APR 1 1969

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

Department of Reclamation

Notice is hereby given that on May 15, 1969 at Boise,
County of Ada, State of Idaho, before notary public (name & address) W. Anthony Part, 1365 N. Orchard, Boise, Idaho, proof will be
submitted of the completion of works for the diversion of 0.02 c.f.s. of the waters
of a natural spring, and the application to beneficial use of said water,
in accordance with the terms and conditions of permit 32623, heretofore issued by
the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is John M. & Luella M. Howard,
2100 South Curtis Road, Boise, 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
0.02 cubic feet per second.

3. The use to which said water has been applied is domestic
purposes, and the amount applied to beneficial
use is 0.02 c.f.s.

4. The point of diversion of said water is SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, T. 4 N, R. 4 E,
B.M.

5. The place where said water is used is SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, T. 4 N, R. 4 E, B.M.

6. The date of priority which said user is prepared to establish is _____
December 1, 1965.

State Reclamation Engineer

32623

RECEIVED

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6. The date of priority which said user is prepared to establish is _____
December 1, 1965.

State Reclamation Engineer

32623

RECEIVED

APR 1 1969

Department of Reclamation

(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 Idaho World of Idaho City, Boise County, Idaho; published in the county in which the works are situated.

(signature)

John M. Howard

(address)

2100 So Curtis
Boise Idaho

(date)

Lucille M. Howard
3-28-67

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

32623

November 22, 1965

RE: Application for Permit

John M. Howard
2100 S Curtis Road
Boise, Idaho

Dear Mr. Howard:

Returned herewith is your application for permit with
attached check for \$5.00 filing fee.

The answer to 2 - quantity of water has been changed to
0.02 cubic feet per second or approximately 13,000
gallons per day. The final licensed water right may be
for a lesser amount of water.

Is the spring in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31 or the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec.
36, T. 4 N., R. 3 E., B.M.?

No 12 and 13 at the top of page 2 have been answered.
You can make the proofs at any prior time.

you must sign the application on page 3.

Very truly yours,

RALPH W. THOMAS
Deputy State Reclamation Engineer

RWT:mr

Enc. application, check

532623

Form No. 0

TAN R4E

Sec 31

Plaque  Spring

Permit Map No. 32623
As Approved
CARL R. YERGAN
State Reclamation Engineer

185

622423

December 8, 1965

Re: Permit No. 32623

John M. & Luella M. Howard,
2100 S. Curtis Rd.,
Boise, Idaho.

Dear Mr. & Mrs. Howard:

We enclose Permit No. 32623 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. 33019 which was issued covering payment in the amount of \$ 5.00 for the filing fee of the above mentioned permit.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk

32623

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that John M. and Luella M. Howard, 2100 S. Curtis Road, Boise, Idaho, have received an approved permit No. 32623 issued by the Idaho State Department of Reclamation authorizing the diversion of 0.02 cubic foot per second of water from a spring, subject to all prior rights. The priority to be established under this permit is December 1, 1965, and the permit was approved December 6, 1965. Water is to be diverted by a bulkhead and pipe from a point within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, T. 4N., R. 4E., B.M., Boise County, to be used for domestic purposes in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, T. 4N., R. 4E., B.M.

Proof of application of the water to beneficial use is to be submitted to the Department on or before December 6, 1970. Any protests against the issuance of a license for the above referenced permit should be filed with the Department of Reclamation within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON
State Reclamation Engineer
Pub. April 10 - 17, 1969

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State Reclamation Engineer
Pub. April 10 - 17, 1969