

R 1 W

T 3 N

14

AREA - 9 ACRES

SUBD - 1

Q - ALLOW

18.18 FOR IRRIGATION

10.00 FOR DRAIN BARN

10.00 FOR STOCK

10.00 FOR RESIDENCES

TOTAL Q = 38 cfs

VOL - 44.4 AC-FT/SEASON

40.5 AC-FT/SEASON

MAN CONSUMATIVE

3 AC-FT/YEAR

30.6

44.4 AC-FT/SEASON

Permit No. G-31540

Name of Applicant Kenneth Kirk, Route 3, Meridian, Idaho 83642

Source of Water Sub.

a tributary of

Location of P.D. NW 1/4 NW 1/4, Sec. 14, T. 3 N, R. 1 W, B.M., Ada County.

Water is used for Irrigation and domestic (bu proof says stockwater)

Quantity of water claimed: Permit 1.2 c.f.s. Depositions 1.2 c.f.s.

Type of measuring device installed or method of measurement and general description

of diversion works 350'x6", 1 h.p. motor, pump, open penstock, open ditch, 450' of 4" pipe to stock, test pump by well driller

Land to be irrigated or place of use:

TWP.	RGE.	SEC.	Description
3 N	1 W	14	NW 1/4 NW 1/4
			(permit) SW 1/4 NE 1/4, W 1/4 NW 1/4, SE 1/4 NW 1/4

Filed - November 18, 1963

Total acreage 15 (permit says 160)

Due - November 29, 1968

Made - November 26, 1968

Priority - November 18, 1963

Other rights and acreage covered: (Indicate amounts, source, licensed or decreed, and

acreage covered by subdivision; also show land covered on the map.

Name and Meridian Irrigation about 90"

31540

1969



NAME OF APPLICANT: X

Form No. 0

Page 1 W. B. M.

409 ————— well

J 40 40 40

3

N

Permit Map No.

As Approved

CARL E. TAPPAN

State Reclamation Engineer

31540

NOV 29 1963

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

31540

WATER LICENSE

Water License No. G-31540 Priority November 18, 1963 Amount 0.38 c.f.s.

THIS IS TO CERTIFY, that KENNETH KIRK
of Meridian, Idaho, made application for a permit to appropriate the public waters of
the State of Idaho, dated November 18, 1963; that Permit G-31540 was issued pursuant
to said application; that the proposed works were completed on or about May 21, 1963,
with a storage/or carrying capacity of 0.38 c.f.s., said works consisting of well, motor,
pump, and motor; and that on November 26, 1968,
proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 44.4
acre feet per season, with a maximum rate of diversion of 0.38 cubic feet per second of the waters
of ground water, tributary of _____,
for the purpose of Irrigation from April 1 to November 1;
and for Stockwater from January 1 to December 31; and for
Domestic from January 1 to December 31; 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 NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 14, T. 3 N, R. 1 W, B.M., and
other additional points _____, in the County of
Ada; 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 44.4 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 $\frac{1}{4}$	
3 N	1 W	14						9											9

Total number of acres irrigated 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

24th day of July, 19 69.

R. Keith Higin
State Reclamation Engineer

63 3392

31540
63-3392

APPLICATION FOR PERMIT ~~63~~

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 39648
Permit No. G- 31540
District No.

1. Name of Applicant: Kenneth Kirk
Postoffice address: Meridian County: Ada State: Idaho
2. Quantity of water claimed: 60 inches or 1.2 cfs
 (a) Rate of withdrawal in cubic feet per second or Idaho
 Miners' inches or gallons per minute
 (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean (Flowing well)
4. Location of point of diversion or well is in the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 11,
 Twp. 3 N , Rge. 1 W , B.M., County of Ada
5. Water is to be used for: Irrigation & domestic
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: Flowing well
8. Estimated cost of works: \$2,000
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: Nampa & Meridian
 Irr. about 90 inches
 (a) 1.2 (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) (cubic feet per second, inches or gallons per minute) is for new lands.

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	
3 N	1 W	14	40				40 40 40												160

LICENSE ISSUED FOR 0.38 SEC. FT.

LICENSE PAG. NO. _____

WATER RIGHT NUMBER 63-3392

OWNER LAST NAME - KIRK

FIRST NAME - KENNETH

ORIG OWNER -

ADDRESS LINE 1 - RT. 3

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - MERIDIAN

STATE - ID ZIP CODE - 83642

SOURCE - GROUNDWATER

TRIBUTARY OF -

STAGE - LICENSE

STATUS -

PRIORITY - 11-18-1963 COUNTY - ACA

TCTAL DIV. RATE -

.3800 -CFS

TOTAL DIV. VOLUME - 44.40 AFA TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - NWNW 14 03N 01W LOT REDIV -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

FROM - 04-01 TO - 11-01 USE - IRRIGATION

USE DIV. RATE - .1800 CFS USE DIV. VOLUME - 40.50 AFA

FROM - 01-01 TO - 12-31 USE - STOCKWATER

USE DIV. RATE - .0400 CFS USE DIV. VOLUME - .30 AFA

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

USE DIV. RATE - .1600 CFS USE DIV. VOLUME - 3.60 AFA

USE - IRRIGATION

PLACE OF USE - TWN 03N RNG 01W SEC 14 TRACT NWNW LOT AC 09

DECREE NAME -

DATE -

TOTAL ACRES 9

REMARKS -

NON IRRIG USE - D/3 HOMES, 1 TRAILER HOUSE & DAIRY BARN.

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 31540

PROOF MADE - FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS -

July 24, 1969

Re: Permit No. G-31540

Mr. Kenneth Kirk
Route 3
Meridian, Idaho 83642

Dear Mr. Kirk:

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

Also enclosed is departmental receipt No. 3327 in the
amount of \$7.00 covering the fees.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kh

Enclosures

31540
63-3392

Meridian, Ida
July 15, '69

State of Idaho
Dept of Reclamation
Boise Ida
Dear Sir,

Enclosed please find check
in regards to Licence and Certificate
of Water Right as described in your
letter of June 26 '69. RE: Permit No G 31540

Yours truly,

Kenneth Pike

PA # 3

Meridian Ida

31540

63-3392

June 26, 1969

Re: Permit No. G-31540

Kenneth Kirk,
Route 3
Meridian, Idaho 83642

31540

Dear Mr. Kirk:

A representative of this department has made an examination of the works covered by your Permit G-31540 and has found the following:

Quantity of water diverted: 1.28 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: .33 c.f.s.

The maximum quantity diverted shall not exceed 44.4 acre feet per season.

Purpose of use: Domestic and Irrigation of 9 acres in NW 1/4, Sec. 14, T. 3N, R. 1W, and stock water

The priority date established is: November 17, 1963

A fee totaling \$ 7.00 must be received within 30 days from the date of this letter in order that we can issue you the License and Certificate of Water Right as described above.

Very truly yours,

Dean E. Reynolds
Field Examiner

DRR/wh

31540
63-3392

RECEIVED

BEFORE THE STATE RECLAMATION ENGINEER

SEP 26 1968

OF THE

Department of Reclamation

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. G-31540)
in the name of Kenneth Kirk, Meridian,)
Idaho)

ORDER MODIFYING REQUIREMENTS
FOR COMPLETION OF PERMIT TO
APPROPRIATE WATER

WHEREAS, the 39th Idaho Legislature made certain amendments to the Idaho Water Law; and,

WHEREAS, these changes raised questions as to the procedures to be followed by holders of permits issued prior to the effective date of the amendments, May 31, 1967; and,

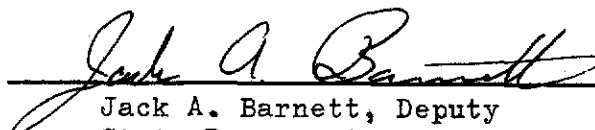
WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. G-31540 was issued previous to that date;

NOW THEREFORE, the requirements for completion of the above-numbered permit are hereby modified to conform to the adopted Rules of Practice and Procedures as follows:

1. The above-numbered permit will be completed under the terms of Title 42, Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.
2. The conditions of the above-numbered permit are modified as follows:
 - a. Notice of the issuance of the permit will be published at the permit holders expense for two weekly issues in the official newspaper of the county in which the point of diversion lies.
 - b. The permittee will not be required to submit proof of completion of works as originally specified, but will be required to submit proof to the Department of Reclamation of the application of the water to beneficial use on or before November 29, 1968. The permit holder should be aware that failure to complete one-fifth (1/5) of the works within one-half (1/2) of the time originally set for Completion of Works may be grounds for cancellation at the instance of the Department.

Dated this 18th day of September, 1968


Jack A. Barnett, Deputy
State Reclamation Engineer

31540

11-12-68

MR. KIRK HAS THE
AFFIDAVIT OF PUBLICATION.

He will be in on
or before Nov 29, 1968
to submit proof -

DR.

31536

12

AREA - 9 ACES

SUBD - 1

Q - ALLOW

18 - 18 AC FOR IRRIGATION
 100 - 00 AC FOR DRAIN CANAL
 14 - 00 AC FOR STOCK
 10 - 10 AC FOR RESIDENCES

TOTAL Q = 38 cfs.

VOL - 44.4 AC FT / SEASON

14

10.5 AC FT / SEASON
 3 AC FT / YEAR
 3.6 - +
 44.4 AC FT / SEASON

Permit No. G-31540

63

Name of Applicant Kenneth Kirk, Route 3, Meridian, Idaho 83642

Source of Water Sub.

a tributary of _____

Location of P.D. NW 1/4, Sec. 14, T. 3 N, R. 1 W, B.M., Ada County.

Water is used for Irrigation and domestic (bu proof says stockwater)

Quantity of water claimed: Permit 1.2 c.f.s. Depositions 1.2 c.f.s.

Type of measuring device installed or method of measurement and general description

of diversion works 350'x6", 1 h.p. motor, pump, open penstock, open ditch, 450' of 4" pipe to stock, test pump by well driller

Land to be irrigated or place of use:

TWP.	RGE.	SEC.	Description
3 N	1 W	14	NW 1/4 NW 1/4
			(permit) SW 1/4 NE 1/4, W 1/4 NW 1/4, SE 1/4 NW 1/4

Filed - November 18, 1963

Total acreage 15 (permit says 160)

Due - November 29, 1968

Made - November 26, 1968

Priority - November 18, 1963

Other rights and acreage covered: (Indicate amounts, source, licensed or decreed, and

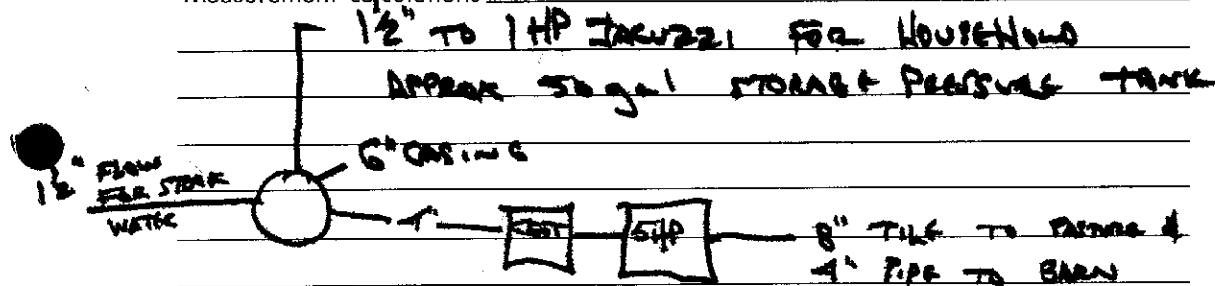
acreage covered by subdivision; also show land covered on the map.

NamB and Meridian Irrigation about 90"

31540

Source of supply SUBTERRANEAN
a tributary of _____
Location of P.D.(s) NW NW SEC 14 3N 1W

Water is used for IRRIGATION & DOMESTIC & STOCK WATER
Quantity of water found _____
How was the measurement made? _____
Measurement calculations _____



Diversion works description and diagram

5HP CENTURY ELEC MOTOR # 6H
BERKELEY CENTRIFUGAL PUMP # B32PM
MODEL B 32PM 3388 5\" INHET 4\" OUTLET

1HP JACUZZI ELEC MOTOR JACUZZI CENTRIFUGAL
STG 7826

Indicate area irrigated in each subdivision on the map.

Total acreage irrigated 9

If water is used for purposes other than irrigation, fully describe how the water is used and what is done with it after the use.

FOR 5 LOTS FOR DAIRY STOCK
RESIDENCES & ONE TRAILER RESIDENCE

Who represented the permit holder at the examination?

MR. KIRK

Recommended allowance for licensing SEE LAP

Description of required amendments. Comments. _____

IRRIGATION REQUIREMENT = 4.5 AC-FT/ACR/SEASON

Report checked? _____

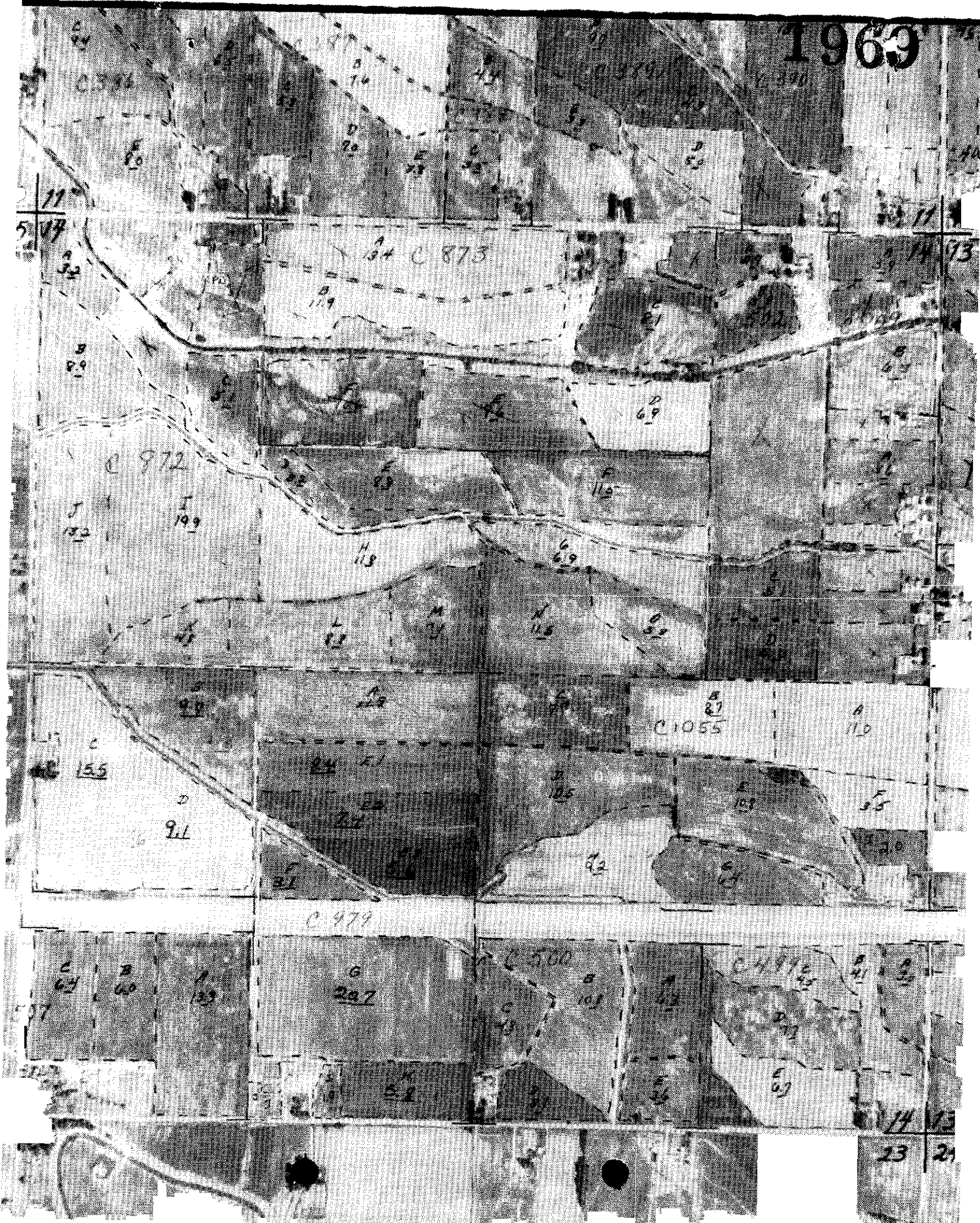
Examination date 4-8-69 DAR

Signature

[Signature]
plate
my

31540

1969



POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE, \$300

POSTMARK OF
DELIVERING OFFICE

SEP
21
1968
P M

RETURN
TO

INSTRUCTIONS: Show name and address below and
complete instructions on other side, where applicable.
Moisten gummed ends, attach and hold firmly to back
of article. Print on front of article RETURN
RECEIPT REQUESTED.

NAME OF SENDER

STREET AND NO. OR P.O. BOX

POST OFFICE, STATE, AND ZIP CODE

PS Form 3811 Apr. 1967

PS Form 3811 Apr. 1967

M-31540

Dept. of Reclamation

Statehouse Annex 2

Boise Idaho 83704

078/88

INSTRUCTIONS TO DELIVERING EMPLOYEE



Show to whom, date, and
address where delivered



Deliver ONLY
to addressee

(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE *(Must always be filled in)*

CERTIFIED NO.

1

20273

2

INSURED NO.

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

SHOW WHERE DELIVERED *(only if requested)*

3

Sept 21, 68

c55-16-71548-10 GPO

21-31540

June 26, 1969

Re: Permit No. G-31540

Kenneth Kirk,
Route 3
Meridian, Idaho 83642

Dear Mr. Kirk:

A representative of this department has made an examination of the works covered by your Permit G-31540 and has found the following:

Quantity of water diverted: 1.38 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: .38 c.f.s.

The maximum quantity diverted shall not exceed 44.4 acre feet per season.

Purpose of use: Domestic and Irrigation of 9 acres in NW 1/4 NW 1/4, Sec. 14, T. 3N, R. 1W, and stock water

The priority date established is: November 18, 1963

A fee totaling \$ 7.00 must be received within 30 days from the date of this letter in order that we can issue you the License and Certificate of Water Right as described above.

Very truly yours,

Dean R. Reynolds
Field Examiner

DRR/mh

*Fees Paid
7-17-69
License Renewing
Issuance.*

31540

December 5, 1968

Re: Permit No. G-31540

Mr. Kenneth Kirk
Meridian, Idaho 83642

Dear Mr. Kirk:

We acknowledge receipt of your affidavit submitted as proof of beneficial use for permit G-31540.

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 so that you may show him the system. If someone other than yourself should be contacted, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:tg

31540

Identification No. _____

Permit No. G-31540

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

RECEIVED

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

NOV 27 1968

Department of Reclamation

1. a) Name of Permit Holder KENNETH KIRK
b) Post Office Address Rt 3 Meridian Idaho
2. Permit Number G-31540
3. Date of Priority that you are prepared to establish 1:30 p.m. Nov 18 - 1963
4. a) Source from which water was appropriated Subterranean water
b) Location of the point of diversion: NW 1/4 NW 1/4, Section 14
Township 3 N, Range 1 W Boise Meridian, Other points of diversion: none
5. a) The amount of water and use to which the water has been applied:
amount 2 cfs for Dairy & Live stock purposes from Jan 1 to Dec 31 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount 1.2 cfs for 35 in with out Pump purposes from April 1 to Nov 1 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount 1.02 cfs for Domestic purposes from Jan 1 to Dec 31 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 1.20 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: Test pump by well driller
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: no other
b) Describe the agreement or understanding by which you take water from the works: _____
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) 3" pump 5 HP to open penstock 15" discharge to 8" rubber Duck + tile 240' to open ditch Domestic pump 1 1/4" one H.P. Motor, 6" casing 350' deep
b) Describe the type and size of measuring device which you have installed at your point of diversion: also 450' 4" pipe to cow lot Natural flow of well
c) Give well drillers name and address and date the well was completed Marlin Witt Rt 6 Nampa Idaho well Completed 5-21-63

31540

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use Grade A Dairy Barn, Stock Water, Wash down ramp. Domestic use to three (3) Homes

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision:

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	
3N	1W	14					6												15

Total number of acres irrigated 15

10. Remarks: Drainage is in 10 mi drain Creek

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

Nov. 26-68
(Date)

Kenneth Kirk
(Signature)

State of IDAHO)
County of ADA)

ss.

On this 26th day of November, 19 68, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (~~she~~) (they) executed the same.

Wm. Alan Meyer
Notary Public residing at Meridian Idaho

My commission expires Sept 12 1968

RECEIVED

NOV 27 1968

Department of Reclamation

RECEIVED

NOV 12 1968

Department of Reclamation

STATE OF IDAHO, }
COUNTY OF ADA } ss.

Georgene Davis

, being duly sworn,
deposes and says: That she is the Principal Clerk of The Idaho
Daily Statesman, a daily newspaper printed and published at
Boise, Ada County, State of Idaho, and having a general circula-
tion therein and which said newspaper has been continuously and
uninterruptedly published in said County during a period of
twelve consecutive months prior to the first publication of the
notice, a copy of which is attached hereto; that said notice was
published in the regular edition of The Idaho Daily Statesman for

Two weekly
consecutive insertions, beginning with the

issue of Oct. 17, 1968, and ending with the

issue of October, 1968.

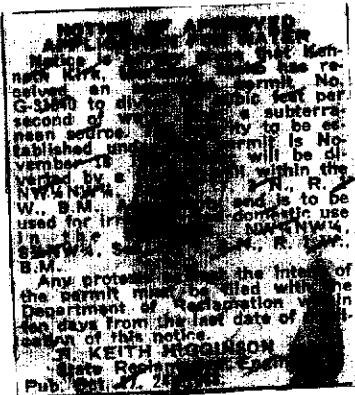
Georgene Davis

Subscribed and sworn to before me this 24th day of

October, 1968.

Jona A. Young

Notary Public for Idaho, Residing at Boise, Idaho



31540

October 8, 1968

Re: Permit No. G-31540
Kenneth Kirk

The Idaho Daily Statesman
300 North 6 th Street
Boise, Idaho 83701

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.

Kenneth

The expense of the publication is to be paid by _____
Kirk, Meridian, Idaho

to whom you should furnish an affidavit of publication.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:tg

Enc: Legal Notice

cc: Kenneth Kirk

NOTE: The permit holder is required to obtain an affidavit of publication from the above referenced newspaper and to submit it to the Department at once.

P.S. Mr. Kirk, we are enclosing forms to be used for proof of beneficial use on Permit No. G-31540, to be submitted to the Department upon completion. Please complete the questions marked in red.

31540

RECEIVED

SEP 26 1968

NOTICE OF APPROVED APPLICATION FOR WATER

Department of Reclamation

Notice is hereby given that Kenneth Kirk, Meridian, Idaho

has received an approved permit No. G-31540 to divert APPR

1.2 cubic feet per second acre/9999 of water from
a subterranean source

. The priority to be established
under this permit is November 18, 1963.

Water will be diverted by a flowing well

within the SW1/4, sec. 14,
T. 3 N., R. 1 W., E. 1 N., Ada County

and is to be used for irrigation and domestic use

in the SW1/4, NW1/4, SE1/4, sec. 14, T. 3 N., R. 1 W., E. 1 N.

Any protests against the intent of the permit must be filed with the
Department of Reclamation within ten days from the last date of publication
of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Idaho Daily Statesman, Boise, Idaho
on October 17 and October 24, 1968.

State Reclamation Engineer:

Permit No. G-31540

You are hereby authorized to have the attached notice published at my expense
in the Idaho Daily Statesman of Boise, Idaho;
published in the county in which the works are situated.

Kenneth Kirk
(signature)

RT 3 Meridian, Idaho
(address)

Sept 21 - 1968
(date)

31540

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. G-31540)

in the name of Kenneth Kirk, Meridian,)

Idaho)

ORDER MODIFYING REQUIREMENTS
FOR COMPLETION OF PERMIT TO
APPROPRIATE WATER

WHEREAS, the 39th Idaho Legislature made certain amendments to the Idaho Water Law; and,

WHEREAS, these changes raised questions as to the procedures to be followed by holders of permits issued prior to the effective date of the amendments, May 31, 1967; and,

WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. G-31540 was issued previous to that date;

NOW THEREFORE, the requirements for completion of the above-numbered permit are hereby modified to conform to the adopted Rules of Practice and Procedures as follows:

1. The above-numbered permit will be completed under the terms of Title 42, Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.
2. The conditions of the above-numbered permit are modified as follows:
 - a. Notice of the issuance of the permit will be published at the permit holders expense for two weekly issues in the official newspaper of the county in which the point of diversion lies.
 - b. The permittee will not be required to submit proof of completion of works as originally specified, but will be required to submit proof to the Department of Reclamation of the application of the water to beneficial use on or before November 29, 1968. The permit holder should be aware that failure to complete one-fifth (1/5) of the works within one-half (1/2) of the time originally set for Completion of Works may be grounds for cancellation at the instance of the Department.

Dated this 18th day of September, 1968

Jack A. Barnett, Deputy
State Reclamation Engineer

G 31540

September 16, 1968

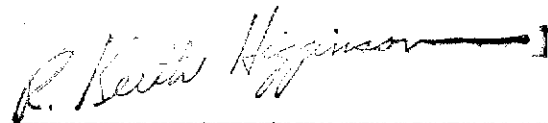
Re: Permit No. G-31540

Kenneth Kirk
Meridian,
Idaho

One of the conditions of the approval of your permit G-31540 was that proof of application of the water to beneficial use be submitted to this office on or before November 29, 19 68.

Enclosed is an affidavit form which must be used to submit this proof. You may also request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, ICA.

Either the proof or a request for extension must be received by this department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.



State Reclamation Engineer

Enclosure: Proof form

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

September 16, 1968

RECEIVED

SEP 26 1968

Department of Reclamation

Re: Permit No. G-31540

Kenneth Kirk
Meridian,
Idaho

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A handwritten signature in cursive script, reading "R. Keith Higginson".

State Reclamation Engineer

Enclosure: Proof form

31540

September 10, 1968

Re: Permit No. G-31540

Kenneth Kirk
Meridian, Idaho

Dear Mr. Kirk:

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 those 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.

If you will complete the enclosed forms, we will cause the notice to be published. Should you require additional forms or information, we will be glad to supply it upon request at any time.

Very truly yours,

Donald W. McEldowney
Appropriations Examiner

DWM:tg
enclosure: Order
Proof due notice
Proof package
Advertising package

831540

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

RECEIVED

SEP 26 1968

September 10, 1968

Department of Reclamation

Re: Permit No. G-31540

Kenneth Kirk
Meridian, Idaho

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Donald W. McEldowney

Donald W. McEldowney
Appropriations Examiner

DWM:tg
enclosure: Order
Proof due notice
Proof package
Advertising package

DR

31540

December 11, 1963

Re: Permit No. G-31540

Mr. Kenneth Kirk,
Meridian, Idaho.

Dear Mr. Kirk:

We enclose Permit No. G-31540 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-8392 which was issued covering payment in the amount of \$ 5.25 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

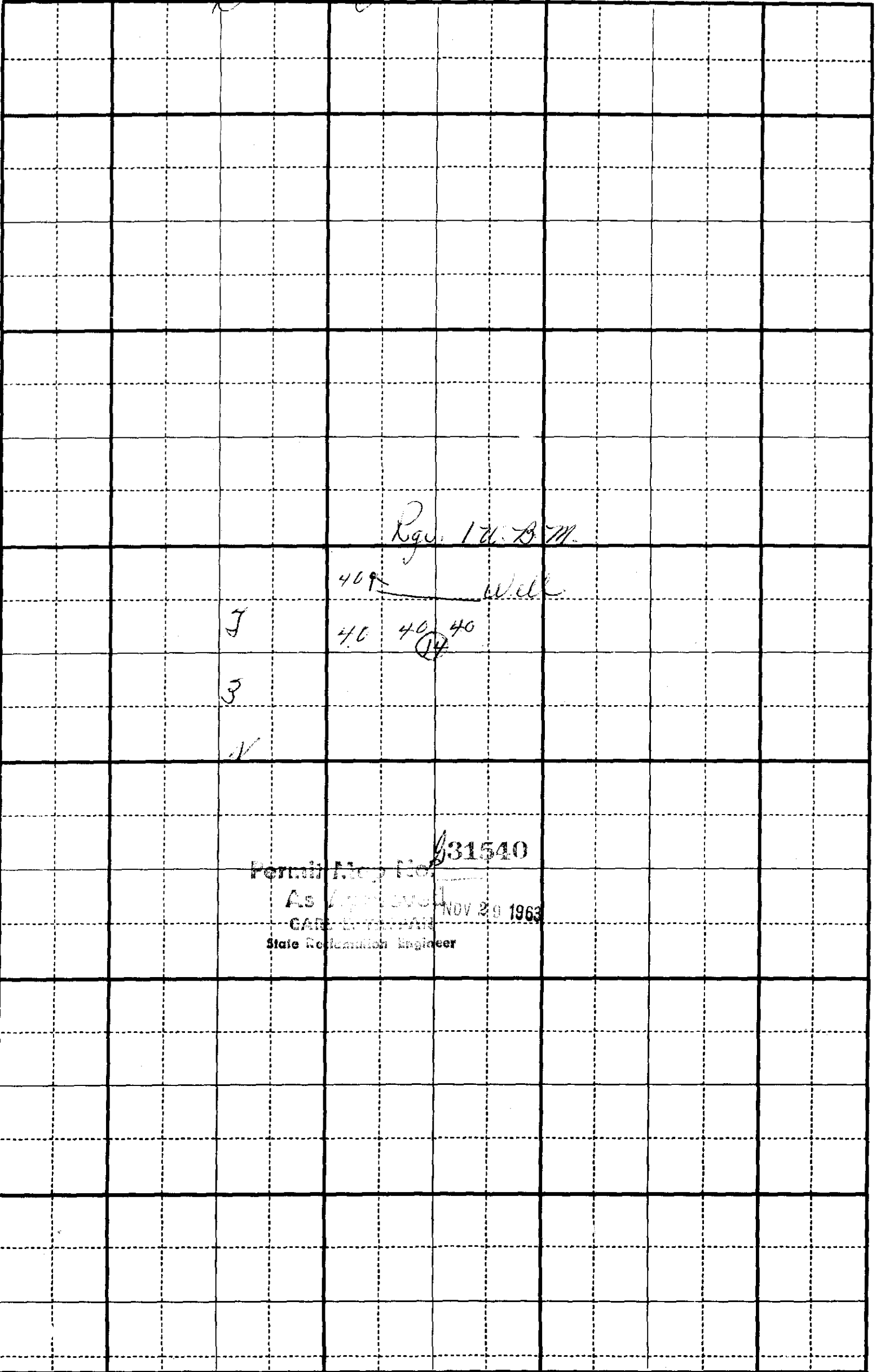
Encl.
EPR:pmk

631540

NAME OF APPLICANT

James H. Kirk

Form No. 0



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

31540