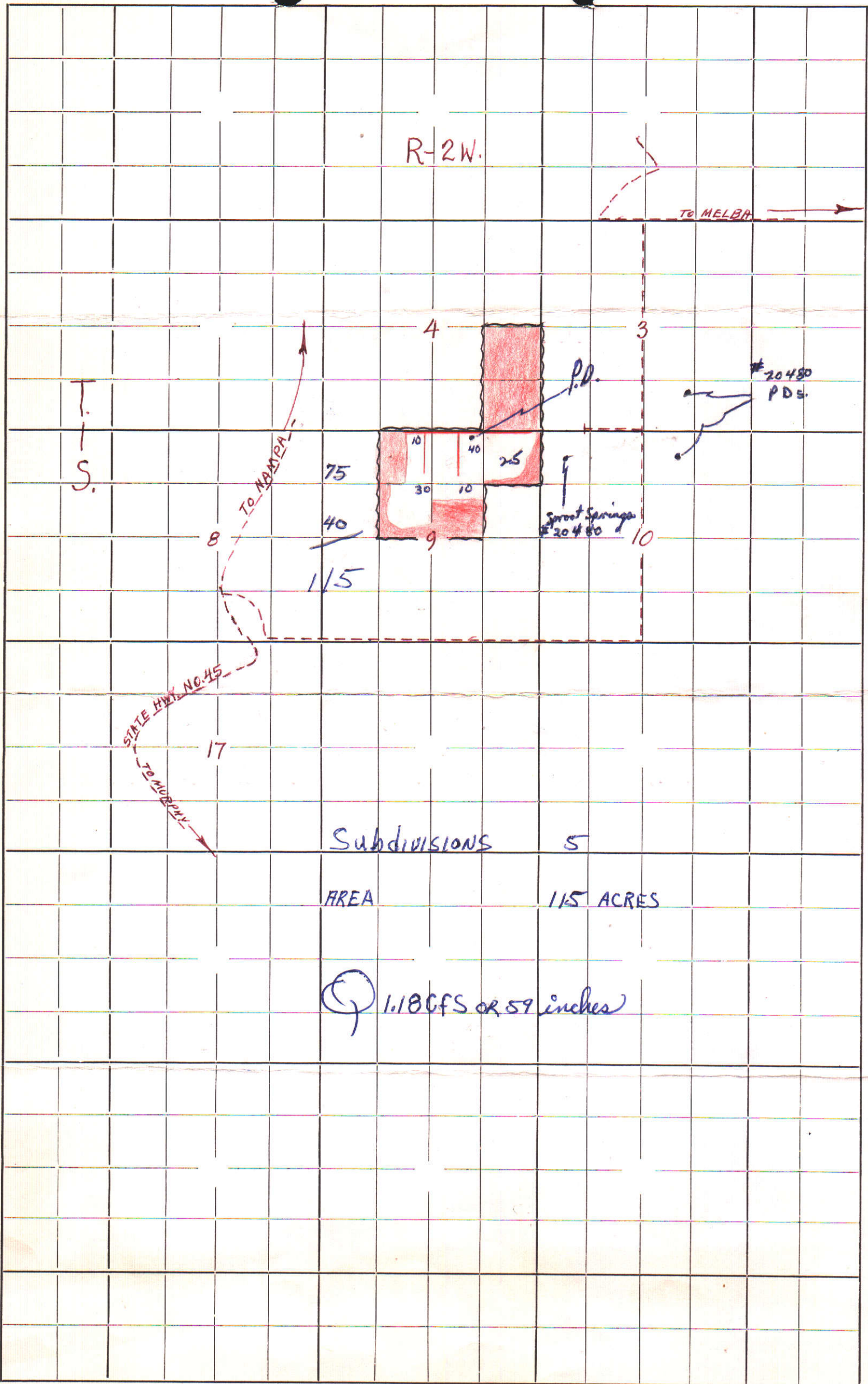




AFFIDAVIT OF PUBLICATION

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

Notice is hereby given that at 10 A. M., on the 18th day of March, 1963, at Boise, County of Ada, State of Idaho, before Leo Neher, Notary Public, at First National Bank, Boise, Idaho, proof will be submitted of the completion of works for the diversion of 3.2 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-27255, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is: Carl E. Nicholson, 101 Warm Springs Avenue, Boise, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 3.2 cubic feet per second.

3. The use to which said water has been applied is irrigation, domestic, stock water purposes, and the amount applied to beneficial use is 3.2 cubic feet per second.

4. The point of diversion of said water is NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 9, T. 1 S., R. 2 W., E. M.

5. The place where said water is used is E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 4; N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 9, T. 1 S., R. 2 W., E. M.

6. The date of priority which said user is prepared to establish is Feb. 17, 1958.

GEO. N. CARTER,
State Reclamation Engineer
Feb. 16, 23; March 2, 9, 1963.

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

Jeanne Bruner,
of Nampa, 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 Principal Clerk of the Idaho Free Press, a daily, (except Sunday) newspaper published in the City of Nampa, 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 Nampa, and has been uninterruptedly published in said County during a period of seventy-eight consecutive week 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:

February 16, 23; March 2, 9, 1963

Jeanne Bruner
Subscribed and sworn to before me this

9th day of March, 19 63

Adam D. Hurr
Notary Public, Residing at Nampa, Idaho.

MY COMMISSION EXPIRES JUNE 23, 1963

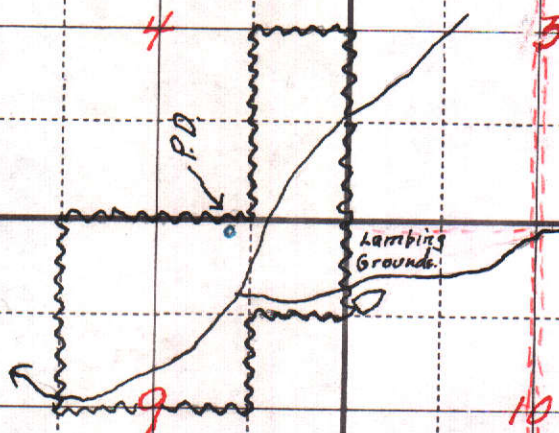
NAME OF APPLICANT

Carl E. Nicholson

Form No. 0

T/S.

R.R.W.B.M. To Melba →



Permit Map No. 27255

As Approved

MARK R. KULP MAR 4 1958

State Reclamation Engineer

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

27255

State of Idaho
License and Certificate of Water Right

Water License No. G-27255

Amount 1.18 c.f.s.

Water District No. _____

Priority February 17, 1958

THIS IS TO CERTIFY that CARL E. NICHOLSON
of Boise, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated February 17, 19 58; that Permit No. G-27255
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.18 second feet, was issued thereunder on October 16, 19 63, showing that said works
were completed on the 18th day of March, 19 63; and that on the 18th
day of March, 19 63, CARL E. NICHOLSON

of Boise, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of
a well, a tributary of subterranean flow, for the purpose of domestic, stock
& irrigation, under Use Permit No. G-27255 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
12 of Licenses at page 7755 on the 16 day of October, 19 63;

The right hereby confirmed dates from February 17, 19 58;

The Point of Diversion is located

in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 9, Tp. 1 S, R. 2W, B. M. County Canyon

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 1.18 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
1 S.	2 W.	9	NE $\frac{1}{4}$ NE $\frac{1}{4}$	40	25
			NW $\frac{1}{4}$ NE $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ NE $\frac{1}{4}$	40	10
			NE $\frac{1}{4}$ NW $\frac{1}{4}$	40	10
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	40	30
			Total number of acres to be irrigated:		115

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place
of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

16th day of October, 19 63.

(SEAL)

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

63 3121

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

63-3151

Application No. G- 35179
Permit No. G- 27255
District No.

Carl E. Nicholson
101 Warm Springs Ave.
Boise, Idaho

1. Name of Applicant: CARL E. NICHOLSON
Postoffice address: 101 Warm Springs Ave. Boise
County: Ada State: Idaho
2. Quantity of water claimed: One Hundred and Sixty Inches
 - (a) Rate of withdrawal in cubic feet per second. 3.2 c.f.s. or Idaho
Miners' inches or gallons per minute.
 - (b) Annual withdrawal in acre feet per annum 800
3. Source of water supply: Subterranean
4. Location of point of diversion or well is in the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 9
Twp. 1 S. , Rge. 2 W. , B.M., County of Canyon
5. Water is to be used for: Irrigation, domestic, stock water
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: Well, pump, motor, pipe lines and sprinklers
8. Estimated cost of works: \$ 5,000.00
9. (a) Is reservoir to be used?
(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 five 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: Decree Right in Nicholson vs. Reynolds Irrigation District. Also included in Permit No. 20480. Actually this well is the only source of water for much of this land.
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) (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	
1 S.	2 W.	4 9	40	40	40		40		40					40		40		80 200 280	
REMARKS:			This water is being filled on because it was, through error, omitted in the decree of Nicholson vs. Reynolds Irrigation District. The land is included but the water was left out. The well is already in use and has been for several seasons past. When not being pumped it is a flowing well, the water going into the Melba Wasteway. All wells in this area are allowed to flow in order to depress the water table which had risen until much land in the basin could not be farmed. Drains have been dug and the land is again being reclaimed.																

✓
CERTIFICATE OF COMPLETION OF WORKS
Permit No. G-27255✓
TO ALL WHOM IT MAY CONCERN:

This is to certify that CARL E. NICHOLSON of Boise, County of Ada, and State of Idaho, the holder of Permit No. G-27255, issued upon Application No. G-35179 bearing date of priority of February 17, 1958, authorizing the diversion of 3.2 second feet of waters of a well County of Canyon, State of Idaho, for domestic, stock & irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 1.18 second feet of the waters of a well from subterranean flow; that the point of diversion of said waters NW¹/₄NE¹/₄, Sec. 9, T. 1 S., R. 2 W., B. M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 115 acres in the NE¹/₄ NE¹/₄, W¹/₄NE¹/₄, E¹/₄NW¹/₄, Sec. 9, T. 1 S., R. 2 W., B. M.

Witness my hand this 16th day of October, A. D. 1963.

/s/ RALPH W. THOMAS
Deputy State Reclamation Engineer

Proof of Completion of Works Made: March 18, 1963

LICENSE ISSUED FOR 1.18 SEC. FT.
page 7755

October 16, 1963

RE: Permit No. G-27255

Carl E. Nicholson
101 Warm Springs Avenue
Boise, Idaho

Dear Mr. Nicholson:

Enclosed are the Certificate of Completion of Works and License
and Certificate of Water Right on the above numbered permit.

Also enclosed is departmental receipt No. G-8308 in the
amount of \$15.00 covering the fees for the certificates.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

Enc. license
certificate
receipt

27255

500 - June 20-62

State of Idaho

DEPARTMENT OF RECLAMATION

Boise, Idaho

August 12, 1963

Re: Permit No. G-27255

Carl E. Nicholson
101 Warm Springs Avenue
Boise, Idaho

Dear Mr. Nicholson:

Our field engineer's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-27255 shows the well is (300) capable of conveying 59 miner's inches, or 1.18 c.f.s. of water for the irrigation of 115 acres.

Upon receipt of the statutory fees, totaling \$ 15.00, which consists of a Completion of Works fee of \$ 5.00 and License and Certificate of Water Right fee of \$ 10.00 - based at the rate of \$2.00 for each 40-acre subdivision - we will issue the Certificate of Completion of Works and the License and Certificate of Water Right confirming the right, with priority of February 17, 1958 to the use of 1.18 second feet of subterranean water with the point of diversion in the NW 1/4, Sec. 9 for domestic use, stock water and irrigation of 115 acres in the NE 1/4, SW 1/4, E 1/4, Sec. 9, T. 1 S., R. 2 W., B.M.

Very truly yours,

CARL E. TAPPAN
Acting State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:MR

27255

21

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

Permit No. G-27255

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

1. Name of applicant Carl E. Nicholson
2. Source of water supply: Subterranean
3. Location of point of diversion: Is in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 9
T. 1 S R. 2 W.B.M. County of Canyon
4. Describe works as they exist, giving dimensions and capacities of same: 40 H.P. H.O. Smith Motor # 71354 INGERSOLL-RAND pump # 01515430 6" x 32' COLUMN 12" x 125" casing h: 0' D.O. 42" well depth 125 3" x 2' discharge pipe into 8" buried mainline into sprinkler system
5. Water is used for: irrigation, domestic and stock water
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):

E $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 4., NE $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 9 all in Twp. 1 S., Rge. 2 W.B.M.

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

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

Remarks: Mr Carl Nicholson (owner) participated in examination

Measurement was made by taking pressure readings along each lateral 2 lines 48 nozzles size $\frac{3}{16}$ x $\frac{3}{32}$

This examination was made on the 3rd day of August, 1963

(Signed

Ron Dehner
Examiner.

27255

Carl E. Nicholson
101 Warm Springs Avenue
Boise, Idaho
Permit No. G-27255

Examination for Completion of Works & Beneficial Use

County Canyon

Sec. 9 T. 1 S. R. 2 W. B. N.

Quantity:

Source:

P. D.:

Use:

Filed:

Due:

Extension:

Protest:

Completion of Works:

Other Rights:

Driller - Young

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

RECEIVED
AUG 12 1955

Department of Reclamation

27255

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. ~~G-27255~~

REPORT ON PROOF OF Completion of Works & Beneficial Use

Carl E. Nicholson, 101 Warm Springs Ave., Boise, Idaho

XXXXXXXXXXXX

July 29, 1963

Re: Permit No. C-27255

Carl E. Nicholson
101 Warm Springs Avenue
Boise, Idaho

Dear Mr. Nicholson:

This is a follow up of the notice from the Department of Reclamation office that an inspection would be made on your water filing as soon as possible.

I will plan to inspect your permit on or about the week of July 30, 1963.

Please arrange to be on the premises so that you can accompany me over the work.

Very truly yours,
Carl E. Tamm, Acting
~~GEO. N. CARTER~~
State Reclamation Engineer
By

Field Engineer

LHW:mr

27255

1M April 1962

March 19, 1963

Re: Permit No.

G-27255

Carl E. Nicholson
101 Warm Springs Avenue
Boise, Idaho

Dear Mr. Nicholson:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Idaho Free Press, all submitted in proof of completion of works and beneficial use on Permit No. G-27255.

Before final action is taken in the matter, the law requires that a field examination be made by an engineer from this department.

We cannot tell just when this examination will be made, but our field engineer will try and contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

P. S. We are returning your statement of cost for the publication in connection with the above mentioned Permit.

27255

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G. 27255

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.

Ans. Carl E. Nicholson 101 Warm Springs Ave Boise Idaho Ida
Farmer & grower

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. _____

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. No. of Permit G. 27255
Date of Permit Mar 4, 1958 Priority Feb 17, 1958

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. Subterranean; T. N. 1/4 T. 8 E 1/4 Sec 9, 15, 20. 16. 7N. Canyon
land

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined. If sprinkler irrigation, give number and size of nozzles and operating pressure.

Ans. Concrete headgate in Simpson Drain Diverts water to
gravel ditch and then gravity flow to sprinkler pumps
in Melba waste way. water conveyed to land by
pump & sprinkler. Well 151' x 12" Flowing
151' x 12" perforated casing.

Ques. 6. State for what purpose water is used and describe place of use. (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 whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation, domestic, & stock water
NE 1/4 T. 8 E 1/4; NW 1/4 T. 8 E 1/4; SW 1/4 T. 8 E 1/4; Sec 9 15-20.
NE 1/4 NW 1/4; SE 1/4 NW 1/4; Sec 9 15-20.
NE 1/4 SE 1/4; SE 1/4 SE 1/4 Sec 4 - 15-20-16. 7N.

Ques. 6-a If this is a ground water permit, give name and address of person that drilled the well.

Ans. Knutson
Leonard Davis, Nampa Idaho
No log

27255A

Ques. 7. If for other than irrigation purposes; state how applied, amount of horse power generated, etc.

Ans. _____

Ques. 8. What is the minimum amount of water required for the purpose specified above?

Ans. 160 inches

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. _____

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. Springler irrigation each season since 1951

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. None

(Sign) One E. Nielsen

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Boise, County of Ada, State of Idaho, on this 18 day of March, A. D. 1963.

Notary Public in and for the State of Idaho
Residing in Boise, Ada County, Idaho
My Commission expires Aug. 1, 1964.

My commission expires _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 9.27255

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Permit No. 9.27255 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:

Pedro Bilbao 30, San Juan Pueblo, Idaho, Farmer

Ques. 2. Are you acquainted with Pere E. Bilbao, the holder of

Permit No. 9.27255? How long have you known him and where does he reside:

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

Ques. 4. State source of water supply: Water right at State. Idaho Water

State place of diversion: San Juan River - 10 miles

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

to Sprinkler pumps in Idaho Water way

Ques. 5. How many second feet of water do you estimate said works will safely conduct

to place of use: 1500 inches How much water have you seen being so

conveyed: 1500 inches

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

NE 1/4 NW 1/4; NW 1/4 NE 1/4; SW 1/4 NE 1/4; Sec 4 - 15.24
NE 1/4 NW 1/4; SE 1/4 NW 1/4; Sec 4 - 15.24
NE 1/4 SE 1/4; SE 1/4 SE 1/4; Sec 4 - 15.24. 15m.
about 150 acres

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

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation:

Good Melba Valley soil 160 inches

Ques. 9. Have you any 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: 1954

Other times you have seen such use: Each year since

(Signed)

Pedro Bilbao

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Boise, Idaho, County of Ada, State of Idaho, on this 18 day of March, A. D., 1963.

Leo Suher
Notary Public for State of Idaho

Notary Public in and for the State of Idaho. Residing: _____
Residing in Boise, Ada County, Idaho
My Commission expires Aug. 1, 1964.

My commission expires: _____

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:

Anastasio Arza 47 Star Route Milla, Farmer

Ques. 2. Are you acquainted with Carl E. Nicholson, the holder of
Permit No. 27255? How long have you known him and where does he reside:

yes 15 years 101 Warm Springs Ave Boise

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

Ques. 4. State source of water supply: Milla & Sprout Sitch Milla

State place of diversion: Simpson drain Milla

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

to Simpson Pumps on Milla water way

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 1500 inches How much water have you seen being so

conveyed: 1500 inches

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

NE 1/4 NW 1/4; NE 1/4 NW 1/4; SE 1/4 NW 1/4; Sec 9-15-24
NE 1/4 NW 1/4; SE 1/4 NW 1/4; Sec 9-15-24.
NE 1/4 SE 1/4; SE 1/4 SE 1/4 Sec 4-15-24-137.
about 150 acres

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

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation:

Very fine snake skin loose. 160 inches

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so,
in what way and to what extent: *None*

Ques. 10. When did you first see this water used: 1952

Other times you have seen such use: Every year since

(Signed)

Anastasio Vera

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Boise

_____, County of Ada, State of Idaho, on this 18 day of March,
A. D., 1963.

Notary Public for State of Idaho

Residing:

Notary Public in and for the State of Idaho
Residing in Boise, Ada County, Idaho
My Commission expires Aug. 1, 1964.

My commission expires:

AFFIDAVIT OF PUBLICATION

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

Notice is hereby given that at 10 A. M., on the 18th day of March, 1963, at Boise, County of Ada, State of Idaho, before Leo Neher, Notary Public, at First National Bank, Boise, Idaho, proof was submitted of the completion of works for the diversion of 3.2 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-27255, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Carl E. Nicholson, 161 Warm Springs Avenue, Boise, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 3.2 cubic feet per second.

3. The use to which said water has been applied is irrigation, domestic, stock water purposes, and the amount applied to beneficial use is 3.2 cubic feet per second.

4. The point of diversion of said water is NW 1/4 NE 1/4, Sec. 2, T. 1 S., R. 2 W., E. M.

5. The place where said water is used is E 1/2 SE 1/4, Sec. 4; N 1/2 NE 1/4, SW 1/4 NE 1/4, E 1/2 NW 1/4, Sec. 3, T. 1 S., R. 2 W., E. M.

6. The date of priority which said user is prepared to establish is Feb. 17, 1958.

GEO. N. CARTER,
State Reclamation Engineer
Feb. 16, 23; March 2, 9, 1963.

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

Jeanne Bruner
of Nampa, 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 Principal Clerk of the Idaho Free Press, a daily, (except Sunday) newspaper published in the City of Nampa, 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 Nampa, and has been uninterruptedly published in said County during a period of seventy-eight consecutive week 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:

February 16, 23; March 2, 9, 1963

Jeanne Bruner
Subscribed and sworn to before me this

9th day of March, 1963

Leo Neher
Notary Public, Residing at Nampa, Idaho.

MY COMMISSION EXPIRES JUNE 23, 1963

March 2, 1963

Re: Permit No. G-27255 - Carl E. Nicholson
G-28465 - Wesley R. Schober
G-27673 - C. Elwood White

Idaho Free Press
Nampa, Idaho

Gentlemen:

Notices on the above numbered permits were mailed to you for publication on February 12, 15, and 25th, at which time we requested that a copy or tear sheet be mailed to us for checking purposes.

To date we have not received such copies, and request at this time they be mailed to this office as soon as possible.

Thank you.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

27255

February 12, 1963

Re: Permit No. G-27255

Mr. Carl E. Nicholas,
101 Main Springs Avenue,
Boise, Idaho.

Dear Mr. Nicholas:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-27255. The proofs are to be made at 10:00 clock A.M., on the 10th day of March, 19 63 before Leo Baker, First National Bank, Boise, Idaho, Notary Public.

As of this date we have mailed the Notice to the Idaho Free Press, Boise, Idaho, with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof then mail the affidavit of publication and statement of costs to you.

It is important that the enclosed depositions be executed by you and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the place, on the date, and at the time and before the Notary, as advertised. It is very important and necessary that each question be answered in detail.

In returning the depositions to this office, be sure that all copies have been signed, the Notary's seal has been placed on each and that all depositions, (holder and two witnesses) are being returned. Also be sure to enclose the Affidavit of Publication.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

Enc.
EPR:pmk
cc: Notary

27255

1200
6-28-61

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

Re: Permit No. G-27255
Carl E. Nicholson

Date: February 12, 1963

Idaho Free Press,
Nampa, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to March 18, 1963 the date set for proof; the expense of the publication is to be paid by the applicant

Carl E. Nicholson of 101 Warm Springs Ave., Boise, Idaho to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice and furnish this office with a copy or tear sheet of the first publication.**

Very truly yours,

GEO. N. CARTER
GEO. N. CARTER
State Reclamation Engineer

** If the first copy is not received in this office for checking purposes and errors appear in subsequent issues, it is possible that re-publication of corrected copy will be at your own expense.

Encl.

27255

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) February 12, 1963

(P. O.) Boise, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
Idaho Free Press of Nampa, Idaho published in
the county in which the works are situated.

Carl E. Nickerson

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well known and competent engineer.)

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

Engineer.

27255

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

Notice is hereby given that at 10 A. M., on the 18th day of March 19 63, at Boise, County of Ada, State of Idaho, before Leo Neher, Notary Public, at (address) First National Bank, Boise, Idaho, proof will be submitted of the completion of works for the diversion of 3.2 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-27255, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Carl E. Nicholson, 101 Warm Springs Avenue, Boise, Idaho

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 3.2 cubic feet per second.

3. The use to which said water has been applied is irrigation, domestic, stock water 3.2 purposes, and the amount applied to beneficial use is _____ cubic feet per second.

4. The point of diversion of said water is NW¹/₄ NE¹/₄, Sec. 9, T. 1 S., R. 2 W., B.M.

5. The place where said water is used is E¹/₂ SE¹/₄, Sec. 4; NE¹/₄, SW¹/₄, E¹/₂ NW¹/₄, Sec. 9, T. 1 S., R. 2 W., B. M.

6. The date of priority which said user is prepared to establish is Feb. 17, 1958


State Reclamation Engineer

27255

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G- 27255

Date: Jan. 2, 1962

Carl E. Nicholson
101 Warm Springs Ave.
Boise, Idaho

Dear Mr. Nicholson:

The date for proofs of Completion of Works and Application of Water to Beneficial Use, as set out under the terms of Permit No. G-27255 are due not later than **March 4, 1963**

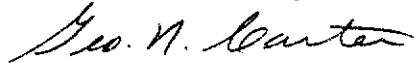
Before these proofs can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county in which the land is located. In completing the Notice of proof for publication, the information should be taken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

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

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

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

Very truly yours,



GEO. N. CARTER
State Reclamation Engineer

Enclosures Form 36 - 11

27255

March 7, 1958

Re: Permit No. G-27255

Mr. Carl E. Nicholson
101 Warm Springs Ave.,
Boise, Idaho

Dear Mr. Nicholson:

We enclose Permit No. G-27255 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Departmental receipt/^{G-3148}was issued covering payment in the amount of \$5.75 for the filing fee of the above captioned permit. This receipt was given to you while in our office.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Edna P. Rutledge (Mrs.)
Chief Clerk

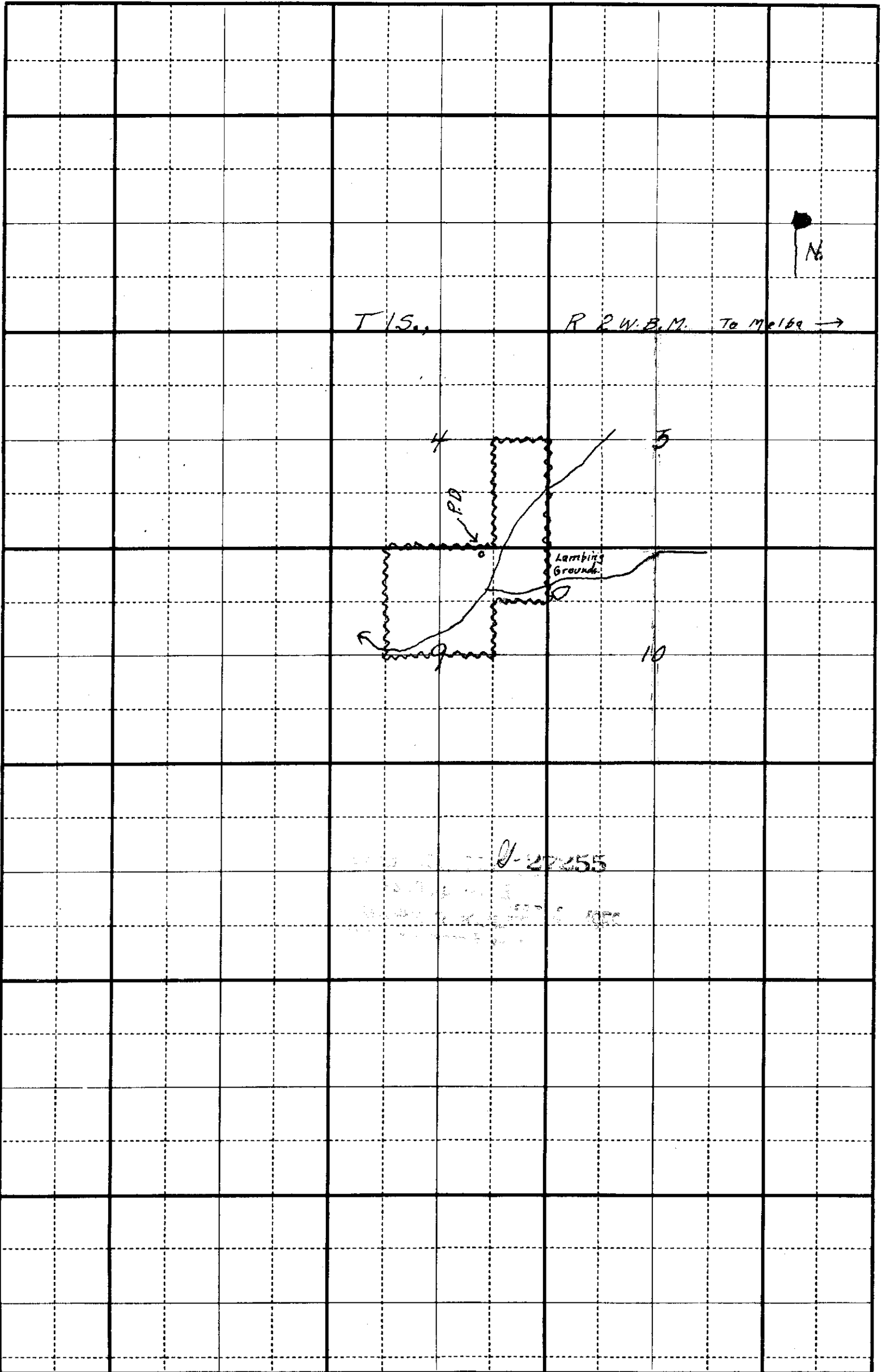
EPR:lw

27255

NAME OF APPLICANT

Carl T. Nicholson

Form No. 0



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

27255

**USE OF OF COMPLE-
TION OF WORKS
and
APPLICATION OF WATER TO
BENEFICIAL USE**

Notice is hereby given that at 10 A. M., on the 18th day of March, 1963, at Boise, County of Ada, State of Idaho, before Leo Neher, Notary Public, at First National Bank, Boise, Idaho, proof will be submitted of the completion of works for the diversion of 3.2 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-27255, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Carl E. Nicholson, 101 Warm Springs Avenue, Boise, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 3.2 cubic feet per second.

3. The use to which said water has been applied is irrigation, domestic, stock water purposes, and the amount applied to beneficial use is 3.2 cubic feet per second.

4. The point of diversion of said water is NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 9, T. 1 S., R. 2 W., B. M.

5. The place where said water is used is E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 4; N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 9, T. 1 S., R. 2 W., B. M.

6. The date of priority which said user is prepared to establish is Feb. 17, 1958.

GEO. N. CARTER.

State Reclamation Engineer.

Feb. 16, 23; March 2, 9, 1963.

**PHONE 466-3511 or 459-4664 to
place your classified ad. It's
as easy as that.**

27255