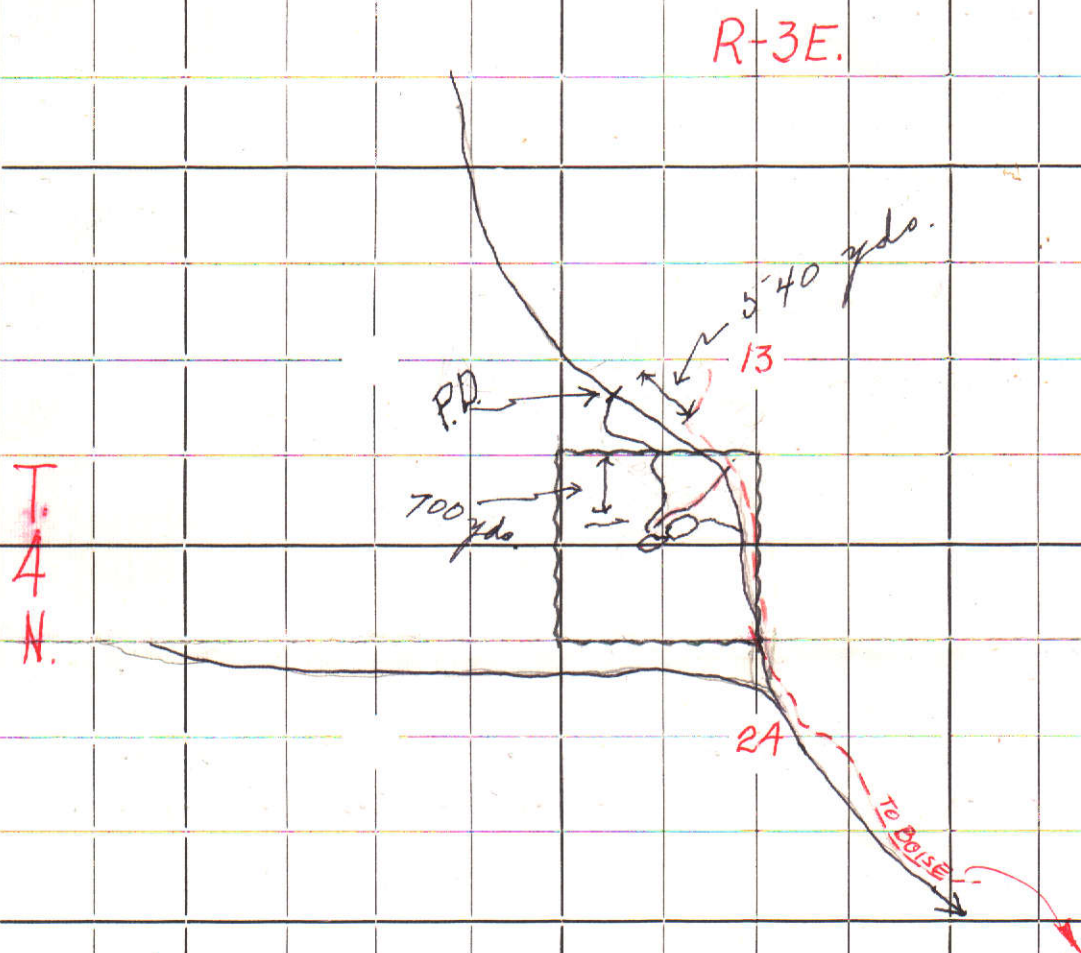




Purpose is recreation - maintain level of lakes.
 $Q = 1 \text{ cfs}$

S/W May 1, 1957 $Q = 20 \text{ cfs}$ P.D. NWSW 13-4N-3E to Lakes SSW 13-N²NW 24-4N-3E

Appl. - 11-25-55 $Q = 20 \text{ cfs}$ P.D. ✓

BU due 12-6-57

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 26093

REPORT ON PROOF OF Beneficial Use

Arthur W. Riede, Pres. Karney Lakes Club, Inc.
2819 Crecent Rim Drive, Boise, Idaho

app. 2.0 cfs
apw - 2 cfs
Recreation

Lower lake has
 5" outlet pipe
 gate valve on lower end
 dam h = approx 10' - 12'
 100' l x 10' w, on top
 10" culvert overflow
 on rt,
 30" freebd

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
 JUN 4 1958
 Department of Reclamation

Arthur W. Riede, President,
 Karney Lakes Club, Inc.
 2819 Crescent Rim Drive, Boise, Idaho
 Permit No. 26093

21197
 Phone

Examination for Beneficial Use

County Boise

13 - 4 N. - 3 E.

Q = 1.0 c.f.s.

S = Karney Creek

P.D. = NW, SW, Sec. 13, T. 4 N. - R. 3 E.

Quantity

To maintain level of Karney Lake

Use = Irrigation

30 families around
 the place

Filed = Nov. 25, 1955

Due = Dec. 6, 1957

C/W = 5-23-57

6" x 30' heli con
 culvert pipe lays
 in stream. Small
 dam of board and rock
 form small pool at
 head of pipe.

upper lake = 100 x 50 yds
 x 6' extreme
 depth.

Lower lake - approx
 twice as big.

upper lake has
 embankment 8' w
 on top x 8' high x 66 yds
 shape. 3" pipe thru
 bottom gate valve on
 downstream end.

8" culvert pipe overflow
 approx 2" freebd

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

Permit No. 26093

This proof is for Beneficial Use In Water District No.

1. Name of applicant Karney Lakes Club, Inc., Arthur W. Riede, Pres.

2. Source of water supply: Karney Creek

3. Location of point of diversion: Is in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 13

T. 4 N. R. 3 E., B. M. County of Boise

4. Describe works as they exist, giving dimensions and capacities of same: Six inch helical pipe 30' long at P.D. lays in the stream bed in a pool at head end, discharge end lays in head of ditch - approx. 1 1/2' head. Small ditch 12" w. in bottom, mostly fast flowing, much of it is concrete lined and in a section it is in small (10") metal flume immediately adjacent to the perimeter of the lakes and to maintain the level of the lake.

5. Water is used for: Swimming, boating, fire protection purposes to summer homes located /

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):

S $\frac{1}{2}$ of the SW $\frac{1}{4}$ of Sec. 13., and the N $\frac{1}{2}$ NW $\frac{1}{4}$ of Sec. 24., Twp. 4 N., Rge. 3 E., B. M.

Non consumptive use of water. Purpose to keep two small lakes full and supplied with fresh water. Each lake has an overflow and also a drain pipe. Water returned to creek as indicated. There are 30 families with holdings (Property) around lakes. Strictly recreational.

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

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

Remarks: Small lake is approx. 1 acre area and larger one about twice as large. Ground has been excavated until large one is deeper than would seem. Water was not measured due to difficulty in getting equmt to measure it in over the trail. Capacity of ditch is at least 1 cfs.

This examination was made on the 4 day of June, 1958

(Signed) E. M. Humphrey Examiner.

26093

RECEIVED
DEC 9 1957
Department of Reclamation

AFFIDAVIT
OF
PUBLICATION

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

T. R. ADAMS
being
duly sworn, deposes and says:
That he is the manager and prin-
cipal clerk of THE IDAHO
MOUNTAINEER 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 four con-
secutive 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 pro-
per and not in a supplement;
that said paper has been estab-
lished and regularly and contin-
uously published for more than
seventy-eight weeks past pre-
vious to the first publication of
this notice. Such notice was pub-
lished in the issues beginning
with Oct. 24, 1957
and ending with the issue of
November 14, 1957

Fees \$.....

Subscribed and sworn to before
me this 4 day of Dec-
1957

Katherine M. Brown
Notary Public Residing at Ida-
ho City, Idaho

My Commission Expires

, 1958

Aileen Mathis
Deputy

NOTICE OF PROOF
APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at
10:00 A.M. on the 27th day of
November, 1957, at Boise, Coun-
ty of Ada, State of Idaho, before
M. H. Greene, A Notary Public,
proof will be submitted of the
application to beneficial use of
2 cubic feet per second of the
waters of Karney Creek in acc-
ordance with the terms and con-
ditions of Permit No. 26093
heretofore issued by the State
Reclamation Engineer of the
State of Idaho.

The name and postoffice add-
ress of the corporation holding
said permit are Karney Lakes
Club, Inc. Boise, Idaho.

The use to which said water
has been applied is recreation
and fire prevention.

The amount applied to bene-
ficial use is 1.2 cubic feet per
second of time.

The place where said water is
used- The water is the source
of supply of two small natural
lakes known as Karney Lakes
situated in the S½ of the SW¼
of Section 13 and the N½ of the
NW¼ of Section 24, all in Town-
ship 4 North, Range 3 East Boise
Meridian, to maintain the level
of the lakes sufficient for swim-
ming, Boating and fire protec-
tion purposes to summer homes
located adjacent to the lakes.

The right to take water from
such works is based upon Permit
No. 26093.

The source of supply from
which such water is diverted is
Karney Creek.

The date of priority which
said user is prepared to estab-
lish is November 25, 1955.

MARK R. KULP
State Reclamation Engineer
Pub. Oct. 24 - Nov. 14, 1957

—*—

26093

State of Idaho
License and Certificate of Water Right

Water License No. 26093

Amount 1.0 c.f.s.

Water District No. _____

Priority November 25, 1955

THIS IS TO CERTIFY that KANNEY LAKES CLUB, INC.

of Boise, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated November 25, 1955; that Permit No. 26093 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 2.0 second feet, was issued thereunder on May 23, 1957, showing that said works were completed on the 1st day of May, 1957; and that on the 27th day of November, 1957, **KANNEY LAKES CLUB, INC.**
By: **Arthur W. Riede, President**

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 **Kanney Creek** (maintain level), a tributary of **Rebo Creek in Boise, County**, for the purpose of **Recreation of lakes**

, under Use Permit No. 26093 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

10 of Licenses at page 6364, on the 11th day of July, 1958;

The right hereby confirmed dates from November 25, 1955;

The Point of Diversion is located

in the NW 1/4 SW 1/4, Sec. 13, Twp. 4 N., R. 3 E., B. M. County Boise

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 1.0 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
<u>4 N.</u>	<u>3 E.</u>	<u>13</u> <u>24</u>	<u>S 1/4 SW 1/4</u> <u>N 1/4 NW 1/4</u> <u>To maintain level of lakes for</u> <u>RECREATIONAL PURPOSES</u>		

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

11th day of July, 1958.

/s/ Geo. M. Carter
State Reclamation Engineer.

(SEAL)

63 3068

APPLICATION FOR PERMIT 63-3068

To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 33975
 PERMIT No. 26093
 DISTRICT No.

Maurice H. Greene
 Box 1554
 Boise, Idaho

1. Name of Applicant: KARNEY LAKES CLUB, INC.

Postoffice address: Boise County: Ada State: Idaho

I. If applicant is a corporation, give:

(a) Date and place of incorporation: December 2, 1924, Idaho

(b) Amount of capital stock: membership only

(c) Amount paid in:

(d) Names and addresses of directors: I. Q. Wood, Boise, Idaho; Dr. R. C. Ward, Boise, Idaho; Lloyd Creswell, Boise, Idaho; George Ganz, Sr., Boise, Idaho; Arthur W. Reedy, S. W. Stanbery and W. L. Peterson, all of Boise, Idaho.

II. The financial resources of the applicant are:

(a) Cash on hand: \$2,084.53

(b) Treasury stock: none

(c) Bonds to be issued: none

(d) Other resources: 400 acres cut-over timber land, Boise County, Idaho.

2. Quantity of water claimed: 2 cu. ft. per second cubic feet per second.

3. Source of water supply: Karney Creek which is a tributary of Robey Creek in Boise County, Idaho.

4. Location of point of diversion: 2,000 feet distant from the SW corner of Section 13, T. 4 N., R. 3 E., B.M., and is in the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 13, T. 4 N., R. 3 E., B.M., County of Boise, State of Idaho.

5. Water is to be used for Recreation and fire prevention (source of water supply for Karney Lakes recreational area)

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

(a) Point of use of water: feet distant from corner of Section
 Fr. of the S $\frac{1}{2}$ SW $\frac{1}{4}$ Section 13, and N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 24
 T. , R. , B.M., in the of Section , T. 4 N., R. 3 E., B.M.

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

(c) Water is to be returned to Robie Creek at a point feet
 distant from the corner of Section , T. , R. , B.M., in the
 SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 13, T. 4 N., R. 3 E., B.M.

7. Estimated cost of works: \$ 1,500.00

8. Kind of works: Concrete ditch and metal flume.

9. Height of dam none feet; length of dam at top feet; length of dam at bottom
 feet; material used in dam:

10. Size of headgate: Width none feet; height feet.

11. Ditch: Width at bottom one feet; width at water line one & one half feet; depth of water 5/12 feet;
 dimensions of flume:

Diameter of pipe 10 in. inches; length of conduit one miles.

Average grade per mile 100 feet.

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

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

14. The land to be irrigated is described in the following tabulation: See remarks. None.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None

16. (a) Is reservoir to be used? No 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.

KARNEY LAKES CLUB, INC.

Applicant.

By W. L. PETERSON

Agent.

Date of first receipt at Department of Reclamation: 2:00 P.M. Nov. 25, 1955

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 26093

Recorded in Book 92 Page 26093 Approved Dec. 6, 1955

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, 1956 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, 1956

The whole of said work to be completed on or before December 6, 1956

Beneficial use of water appropriated in accordance herewith, to be made on or before December 6, 1957

WITNESS My hand this 6th day of December, 1955

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, ROBERT E. SMYLIE, Governor of the State of Idaho,

and IRA H. MASTERS, 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, 1955.

STATE OF IDAHO

Countersigned:

(SEAL)

By ROBERT E. SMYLIE

Governor.

By IRA H. MASTERS

By Paula L. Fleenor Secretary of State.

Deputy Secretary of State

REMARKS: The water and ditch for which application for permit is made is used as the source of supply of two small natural lakes known as Karney Lakes situated in the S $\frac{1}{2}$ of the SW $\frac{1}{4}$ of Section 13, and the N $\frac{1}{2}$ of the NW $\frac{1}{4}$ of Section 24, Twp. 4 North Range 3 East, B.M., to maintain the level of the lakes sufficient for swimming, boating and fire protection purposes to summer homes located immediately adjacent to the perimeter of the lakes. The water is returned to Karney Creek by means of one of the forks of Karney Creek leading from the lower lake to the natural channel of Karney Creek in the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of the S $\frac{1}{2}$ of the NW $\frac{1}{4}$ of Section 13, Twp. 4 North Range 3 East, B.M. (Con't below)

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 $\frac{1}{4}$	

(REMARKS Con't)
of Section 13 Twp. 4 North Range 3 East, B.M. The normal use of the water as a supply to the lakes is a non-consumptive use. While the lake water is available for fire protection purposes it has never been actually used as such.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

In the Matter of the Reinstatement)
of Permit No. 26093 Under the)
Provisions of Section 5594, Idaho)
Compiled Statutes.)

ORDER REINSTATING PERMIT

WHEREAS, Permit No. 26093 lapsed through failure of the holder to make proof of completion of the works of diversion within the time specified in the Permit, to-wit: December 6, 1956; and,
WHEREAS, On the Third day of April, 1957 notice to show cause why said permit should not be canceled, under the provisions of Section 5594, Compiled Statutes of Idaho, was duly served on the holder of said permit; and,
WHEREAS, On the 2nd day of May, 1957, the holder filed notice of appearance to offer proof to show that the works of diversion under said permit were fully completed within the time required; and,
WHEREAS, On the 2nd day of May, 1957 depositions of the holder and two witnesses were received at the Department of Reclamation showing that the said works of diversion were completed within the time required in the permit; and,
WHEREAS, After examination of the said depositions, the Commissioner of Reclamation of the State of Idaho, is fully satisfied that the works of diversion were completed as required under the terms of said Permit No. 26093, and that the holder has acted in good faith;
IT IS, THEREFORE, Hereby Ordered that said Permit No. 26093 be, and the same is, hereby reinstated, and that a certificate of completion of works be issued to the applicant herein.
IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of this Department, at Boise, Idaho, this 20th day of May, 1957.

/s/ Mark R. Kulp
Commissioner of Reclamation

Recorded: May 20, 1957.

Permit No. 26093
Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to certify that KARNEY LAKES CLUB, Inc. of Boise, County of Ada, and State of Idaho, the holder of Permit No. 26093, issued upon Application No. 33975 bearing date of priority of November 25, 1955, authorizing the diversion of 2.0 second feet of the waters of Karney Creek which is a tributary of Robey Creek County of Ada, State of Idaho, for Recreation and fire prevention purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 2.0 second feet of the waters of Karney Creek which is a tributary of Robey Creek that the point of diversion of said waters NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 13, Township 4 North, Range 3 East B.M. and that the use of said water is described as follows, to-wit: Supply of two small natural lakes known as Karney Lakes to maintain level of lake for swimming, boating and fire protection purposes to summer homes located adjacent to the perimeter of the lakes. Lakes are located in the south half of the southwest quarter of Section 13, and the north half of the northwest quarter of Section 24, Township 4 North, Range 3 East, Boise Meridian. Work completed: December 6, 1956 Proof of Completion of Works made: May 1, 1957

Witness my hand this 23rd day of May, A.D. 1957

/s/ Mark R. Kulp
State Reclamation Engineer

Proof of Completion of Works made: May 1, 1957
Certificate of Completion of Works issued: May 23, 1957

LICENSE ISSUED FOR 6.0 SEC. FE.
Page 6364.

GEO. N. CARTER

July 11, 1958

Re: Permit No. 26093
Karney Lakes Club, Inc.

Mr. Maurice H. Greene
Attorney At Law
P. O. Box 1554
Boise, Idaho

Dear Mr. Greene:

Enclosed is the License and Certificate of Water Right issued under Permit No. 26093 confirming the right with priority of November 25, 1955, to the use of 1 second foot of water from Karney Creek to maintain level of lakes, with the point of diversion in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 13, for recreational purposes in the S $\frac{1}{2}$ SW $\frac{1}{4}$ Section 13 and N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 24, Township 4 North, Range 3 East, B.M.

Enclosed also is departmental receipt #29174 for \$5.00, issued as receipt of the fee for the License.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Chief Clerk

EPR:nls
Enc.

26093

GEO. N. CARTER
~~XXXXXXXXXX~~

July 7, 1958

Re: Permit No. 26093
Karney Lakes Club, Inc.

Mr. Maurice H. Greene
Attorney At Law
P. O. Box 1554
Boise, Idaho

Dear Mr. Greene:

Our field engineer's report on his inspection of the beneficial use of water under the terms of Permit No. 26093, Karney Lakes Club, Inc., shows the works are capable of conveying 1. cubic foot per second of water for recreational purposes.

Upon receipt of the statutory fee of \$5.00 we will issue the License and Certificate of Water Right confirming the right with priority of November 25, 1955, to the use of 1 second foot of water from Karney Creek to maintain level of lakes, with the point of diversion in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 13, for recreational purposes in the S $\frac{1}{2}$ SW $\frac{1}{4}$ Section 13 and N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 24, Township 4 North, Range 3 East, B.M.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Chief Clerk

EPR:nls



ROBERT E. SMYLLIE
Governor

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

GEO. N. CARTER
~~MAURICE H. GREENE~~ STATE RECLAMATION ENGINEER

BOISE

July 7, 1958

REC'D JUL 9 1958

Re: Permit No. 26093
Karney Lakes Club, Inc.

Mr. Maurice H. Greene
Attorney At Law
P. O. Box 1554
Boise, Idaho

Dear Mr. Greene:

Our field engineer's report on his inspection of the beneficial use of water under the terms of Permit No. 26093, Karney Lakes Club, Inc, shows the works are capable of conveying 1. cubic foot per second of water for recreational purposes.

Upon receipt of the statutory fee of \$5.00 we will issue the License and Certificate of Water Right confirming the right with priority of November 25, 1955, to the use of 1 second foot of water from Karney Creek to maintain level of lakes, with the point of diversion in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 13, for recreational purposes in the S $\frac{1}{2}$ SW $\frac{1}{4}$ Section 13 and N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 24, Township 4 North, Range 3 East, B.M.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Edna P. Rutledge
Chief Clerk

EPR:nls

26093

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 26093

REPORT ON PROOF OF Beneficial Use

Arthur W. Riede, Pres. Karney Lakes Club, Inc.
2819 Crecent Rim Drive, Boise, Idaho

af. m.
34
Phoebe

Arthur W. Riede, President,
Karney Lakes Club, Inc.
2819 Crescent Rim Drive, Boise, Idaho
Permit No. 26093

Examination for Beneficial Use

County Boise

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
JUN 4 1958
Department of Reclamation

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

Permit No. 26093

This proof is for Beneficial Use In Water District No.

1. Name of applicant Karney Lakes Club, Inc., Arthur W. Ridde, Pres.

2. Source of water supply: Karney Creek

3. Location of point of diversion: Is in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 13

T. 4 N. R. 3 E., B. M. County of Boise

4. Describe works as they exist, giving dimensions and capacities of same: Six inch helical pipe 30' long at P.D. lays in the stream bed in a pool at head end, discharge end lays in head of ditch approx. 1 1/2' head. Small ditch 12" w. in bottom, mostly fast flowing, much of it is concrete lined and in a section it is in small (10") metal flume immediately adjacent to the perimeter of the lakes and to maintain the level of the lake.

5. Water is used for: Swimming, boating, fire protection purposes to summer homes located /

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):

S $\frac{1}{2}$ of the SW $\frac{1}{4}$ of Sec. 13., and the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 24., Twp. 4 N., Rge. 3 E., B. M.

Non consumptive use of water. Purpose to keep two small lakes full and supplied with fresh water. Each lake has an overflow and also a drain pipe. Water returned to creek as indicated. There are 30 families with holdings (Property) around lakes. Strictly recreational.

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

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

Remarks: Small lake is approx. 1 acre area and larger one about twice as large. Ground has been excavated until large one is deeper than would seem. Water was not measured due to difficulty in getting equip to measure it in over the trail.

Capacity of ditch is at least 1 cfs.

This examination was made on the 4 day of June, 1958

(Signed) E. M. Humphrey Examiner.

26093

December 9, 1957

RE: Permit No. 26093
Karny Lakes Club, Inc.

Mr. Maurice H. Greene
Attorney At Law
Boise, Idaho

Dear Mr. Greene:

We acknowledge receipt of the Deposition of the Holder and two witnesses, also affidavit of publication in The Idaho Mountaineer, all submitted in proof of beneficial use on Permit No. 26093.

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 Mr. Arthur Riede at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR/s

cc: Mr. Arthur W. Riede
2819 Crescent Rim Drive
Boise, Idaho

26093

MAURICE H. GREENE
ATTORNEY AT LAW
BOISE, IDAHO

RECEIVED
DEC 9 1957
Department of Reclamation

POST OFFICE BOX 1854
TELEPHONE 3-2841

December 7, 1957

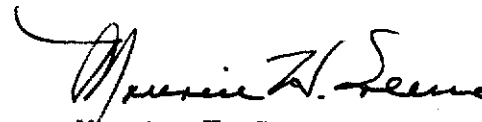
Mr. Mark R. Kulp,
State Reclamation Engineer,
State House,
Boise, Idaho.

Dear Mr. Kulp:

In connection with the application of Karney Lakes Club, Inc.' water right, I am enclosing herewith Notice of Proof of Application of Beneficial Use of Water, as published in the Idaho Mountaineer. The depositions were delivered to your office some time ago.

I do not know what held up the return of the Proof of Publication to me and I had to write to Idaho City to get it.

Yours very truly,


Maurice H. Greene

MHG/m
Enc

26093

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
DEC 2 1957

Department of Reclamation

Permit No. 26093

Proof of Application of Water to Beneficial Use

Deposition of Holder

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. Arthur W. Riede, 2819 Crescent Rim Dr., Boise, Idaho - Manager, Boise Investment Corporation

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. President, Karney Lakes Club, Inc. *Holder*

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

Ans. No. 26093 - *Nov. 25,* ~~December 6,~~ 1955 - December 6, 1955

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

Ans. Karney Creek - 2000 ft. distant from the SW corner of Sec. 13, T. 4N., R. 3E. B.M. and is in the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec. 13, T. 4N., R. 3E., B.M., County of Boise, State of Idaho

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. No diversion works except open ditch leading from Karney Creek. Capacity of ditch and metal flume estimated to convey maximum flow of 1.2 cubic ft. per second of time. Ditch is unnamed.

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. Used as the source of supply of two small natural lakes known as Karney Lakes situated in the S $\frac{1}{2}$ of the SW $\frac{1}{4}$ of Section 13, and the N $\frac{1}{2}$ of the NW $\frac{1}{4}$ of Section 24, Twp. 4 No., Range 3E., B.M., to maintain the level of the lakes sufficient for swimming, boating and fire protection purposes to summer homes located immediately adjacent to the perimeter of the lakes.

26093

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

Ans. Used for source of supply of two small lakes.

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

Ans. 1.2 cubic ft. per second of time

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. Has been used as source of supply for Karney Lakes for more than 25 years. The metal flume portion of the ditch was installed in 1954. The capacity of the ditch has remained the same during the period it has been used.

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. The water diverted from Karney Creek has been the only artificial source of supply for Karney Lakes in the last 25 years. There is no other source of supply available.

(Sign) Arthur W. Reed

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 27th day of November, A. D. 1957

My commission expires Feb. 19, 1959

26093

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 26093

Proof of Application of Water to Beneficial Use

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.

Ans. Morton J. Seaman - 68 - 220 W. State St., Boise, Idaho -
Timber cruising - same as above

Ques. 2. Are you acquainted with Karney Lakes Club, the holder of Permit No. 26093? How long have you known him and where does he reside?

Ans. _____

Ques. 3. Have you read or heard read said Permit No. 26093, and are you familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. On Karney Creek - 2000 ft. distant from the SW corner of Sec. 13,
T. 4N., R. 3E. B.M., and is in the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec. 13,
T. 4N., R. 3E. B.M., County of Boise, State of Idaho -
concrete ditch and metal flume

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. 1.2 cubic ft. per second of time

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) 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. Used as the source of supply of two small natural lakes known as
Karney Lakes situated in the S $\frac{1}{2}$ of the SW $\frac{1}{4}$ of Section 13, and the
N $\frac{1}{2}$ of the NW $\frac{1}{4}$ of Section 24, Twp. 4 No., Range 3E. B.M., to maintain
the level of the lakes sufficient for swimming, boating and fire
protection purposes to summer homes located immediately adjacent
to the perimeter of the lakes.

26093

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. Not applicable

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.

Ans. Not applicable

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. None

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. I cruised the timber in the area in which the ditch is located
for three different lumber companies, the last being for the
Hettinger Lumber Co. in August, 1955.

(Signed)

Mortimer J. Seaman

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 2 day of November,

A. D. 19 57

M. W. Seene

Notary Public.

My commission expires Feb. 19, 1959

26093

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 26093

Proof of Application of Water to Beneficial Use

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.

Ans. G.E. Blankinship - 46 - 1804 Amber St., Boise, Idaho -
Superintendent of Construction - 1620 Taggart St., Boise, Idaho
Babbitt Construction Co.

Ques. 2. Are you acquainted with Karney Lakes Club, Inc., the holder of Permit No. 26093? How long have you known him and where does he reside?

Ans. _____

Ques. 3. Have you read or heard read said Permit No. 26093, and are you familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. On Karney Creek - 2000 ft. distant from the SW corner of Sec. 13.,
T. 4N., R. 3E., B.M., and is in the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec. 13.,
T. 4N., R. 3E., B.M. County of Boise, State of Idaho -
concrete ditch and metal flume

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. 1.2 cubic ft. per second of time

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) 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. Used as the source of supply of two small natural lakes known as
Karney Lakes situated in the S $\frac{1}{2}$ of the SW $\frac{1}{4}$ of Section 13, and the
N $\frac{1}{2}$ of the NW $\frac{1}{4}$ of Section 24, Twp. 4 No., Range 3 E. B.M., to maintain
the level of the lakes sufficient for swimming, boating and fire
protection purposes to summer homes located immediately adjacent
to the perimeter of the lakes.

26093

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. Not applicable

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.

Ans. Not applicable

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. None

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. In August, 1954, I supervised the instalation of the metal flume which constitutes approximately one-sixth of the total ditch leading from the point of diversion in Karney Creek to Karney Lakes.

(Signed)

J. P. Blankinship

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 27 day of November, A. D. 1957.

M. W. Seene

Notary Public.

My commission expires Feb. 19, 1959

26093

RECEIVED
NOV 28 1957
Department of Reclamation

**AFFIDAVIT
OF
PUBLICATION**

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

M. R. ADAMS
....., being
duly sworn, deposes and says:
That he is the manager and principal clerk of **THE IDAHO MOUNTAINEER** 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 four 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 Oct. 24, 1957 and ending with the issue of November 14, 1957

Fees \$.....

Subscribed and sworn to before me this 4 day of Nov 1957.

Notary Public
Notary Public Residing at Idaho City, Idaho

My Commission Expires

, 1955

William Mathis
Registery

**NOTICE OF PROOF
APPLICATION OF WATER
TO BENEFICIAL USE**

Notice is hereby given that at 10:00 A.M. on the 27th day of November, 1957, at Boise, County of Ada, State of Idaho, before M. H. Greene, A Notary Public, proof ~~will be submitted~~ of the application to beneficial use of 2 cubic feet per second of the waters of Karney Creek in accordance with the terms and conditions of Permit No. 26093 heretofore issued by the State Reclamation Engineer of the State of Idaho.

The name and postoffice address of the corporation holding said permit are Karney Lakes Club, Inc. Boise, Idaho.

The use to which said water has been applied is recreation and fire prevention.

The amount applied to beneficial use is 1.2 cubic feet per second of time.

The place where said water is used- The water is the source of supply of two small natural lakes known as Karney Lakes situated in the S½ of the SW¼ of Section 13 and the N½ of the NW¼ of Section 24, all in Township 4 North, Range 3 East Boise Meridian, to maintain the level of the lakes sufficient for swimming, Boating and fire protection purposes to summer homes located adjacent to the lakes.

The right to take water from such works is based upon Permit No. 26093.

The source of supply from which such water is diverted is Karney Creek.

The date of priority which said user is prepared to establish is November, 25, 1955.

MARK R. KULP
State Reclamation Engineer
Pub. Oct. 24 - Nov. 14, 1957

26093

October 17, 1957

RE: Permit No. 26093

Karney Lakes Club, Inc.
% Maurice H. Greene
Attorney at Law
P.O. Box 1554
Boise, Idaho

Dear Mr. Greene:

This acknowledges receipt of the Notice of proof application of water to beneficial use under Permit No. 26093, in the name of Karney Lakes Club, Inc. Final proof is to be made before you, as Notary, at 10:00 A.M. November 27th.

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

In completing the enclosed depositions, it is very important that a representative of the Club and two disinterested witnesses, who are familiar with the terms and the work done thereunder, execute the depositions before you, as Notary, at the time, date and place as advertised in the publication Notice. The signatures of the representative and witnesses, and, your Notary seal are essential.

When returning the depositions to this office, please be sure to include the affidavit of publication.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Edna P. Rutledge (Mrs.)
Chief Clerk

EPR:vm
Encl.

26093

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RE: Permit No. 26093
Karney Lakes Club, Inc.

Date: October 17, 1957

Idaho Mountaineer
Idaho City, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to November 27th, 1957 the date set for proof; the expense of the publication is to be paid by the applicant, Karney Lakes Club, Inc. % / of M.H. Greene, P.O. Box 1554, 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 of the first publication.

Very truly yours,

MARK R. KULP

State Reclamation Engineer
By

Edna P. Rutledge (Mrs.)
Chief Clerk

EPR:vm
Encl.

26093

MAURICE H. GREENE
ATTORNEY AT LAW
BOISE, IDAHO

RECEIVED
OCT 3 1957
Department of Reclamation

POST OFFICE BOX 1554
TELEPHONE 3-2841

October 2, 1957

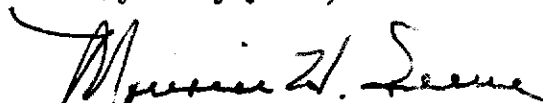
Mr. Mark Kulp
State Reclamation Engineer
State Capitol Building
Boise, Idaho

Dear Mr. Culp:

I am enclosing herewith in duplicate a form of Notice for Proof of Beneficial Use of Water under permit No. 26093 issued by you to Karney Lakes Club, Inc.

I am also enclosing your form No. 11 executed by me. I left the newspaper and the place of publication blank because there is no newspaper published in Boise County in which the diversion and beneficial use of water is made. Since there is no newspaper in the county I thought perhaps you would select a newspaper of your choosing for the purpose of publication of the notice.

Very truly yours,


Maurice H. Greene

MHG:jml
Enclosures

26093

RECEIVED
OCT 8 1957

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) October 2, 1957

P. O. Box 1554

Address

Boise

Idaho

City

State

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 Mountaineer of Idaho City Idaho published in the county in which the works are situated.

KARNEY LAKES CLUB, INC.

By

Mervin H. Seem

(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

26093

RECEIVED
OCT 31 1957
Department of Reclamation

NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M. on the 27th day of November, 1957,
at Boise, County of Ada, State of Idaho, before
M. H. Greene, a Notary Public, proof will be submitted of the
application to beneficial use of two cubic feet per second of the waters of Karney Creek in NW, SW, Sec. 13, T. 4 N., R. 3 E., E. 1/4
in accordance with the terms and conditions of Permit No. 26093
heretofore issued by the State Reclamation Engineer of the State of Idaho.

The name and postoffice address of the ~~entity~~ corporation holding said permit are
Karney Lakes Club, Inc., a corporation, Boise, Ada County, Idaho

The use to which said water has been applied is Recreation and fire prevention

The amount applied to beneficial use is 1.2 cubic feet per second of time

The place where said water is used ~~(if for irrigation, give full and accurate description of the lands irrigated)~~
The water is the source of supply of two small natural lakes known as Karney Lakes situated in the S $\frac{1}{2}$ of the SW $\frac{1}{4}$ Section 13 and the N $\frac{1}{2}$ of the NW $\frac{1}{4}$ of Section 24, all in Township 4 North, Range 3 East Boise Meridian, to maintain the level of the lakes sufficient for swimming, boating and fire protection purposes to summer homes located adjacent to the lakes.

~~The name of the canal or ditch or other works by which said water is conducted to such place of use is~~ NONE

The right to take water from such works is based upon Permit No. 26093

The source of supply from which such water is diverted is Karney Creek in Boise County, Idaho

The date of priority which said user is prepared to establish is November 25, 1955

MARK R. KULP

State Reclamation Engineer.

26093

SP-2

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

RE: Permit No. 26093

Date October 1, 1957

Karney Lakes Club, Inc.
% Maurice H. Greene
Box 1554
Boise, Idaho
Dear Sir:

The date for proof of application of water to beneficial use, as set out under the terms of Permit No. 26093 is due not later than December 5, 1957. If by this date you are not prepared to make this proof, you may make it at a later date, however, your priority will be advanced the same length of time for which the proof is late.

Before this proof 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.

We enclosed Form 10, in duplicate, which is to be filled out and returned to this department at least forty (40) days before the above mentioned date or before the time you intend to make proof. This form, filled out in duplicate, is to include the time of day, the date (allowing for four weeks publication), 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 that is convenient for you and your two witnesses), the quantity of water filed on, for what purpose it is used, the point or points of diversion and the location of use or lands which are irrigated--all by legal land description.

Also enclosed 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 Forms 10.

At the time we send the notice to the newspaper, we will also 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,

MARK R. KULP
State Reclamation Engineer

Enc.

26093

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

In the Matter of the Reinstatement
of Permit No. 26093 Under the
Provisions of Section 5594, Idaho
Compiled Statutes.

ORDER REINSTATING PERMIT

WHEREAS, Permit No. 26093 lapsed through failure of the holder to make proof of completion of the works of diversion within the time specified in the Permit, to-wit: December 6, 1956; and,

WHEREAS, On the Third day of April, 1957 notice to show cause why said permit should not be canceled, under the provisions of Section 5594, Compiled Statutes of Idaho, was duly served on the holder of said permit; and,

WHEREAS, On the 2nd day of May, 1957 the holder filed notice of appearance to offer proof to show that the works of diversion under said permit were fully completed within the time required; and,

WHEREAS, On the 2nd day of May, 1957 depositions of the holder and two witnesses were received at the Department of Reclamation showing that the said works of diversion were completed within the time required in the permit; and,

WHEREAS, After examination of the said depositions, the Commissioner of Reclamation of the State of Idaho, is fully satisfied that the works of diversion were completed as required under the terms of said Permit No. 26093, and that the holder has acted in good faith;

IT IS, THEREFORE, Hereby Ordered that said Permit No. 26093 be, and the same is, hereby reinstated, and that a certificate of completion of works be issued to the applicant herein.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of this Department, at Boise, Idaho, this 20th day of May, 1957.

Mark R. Kulp
Commissioner of Reclamation

By _____
Assistant

26093

May 23, 1957

Re: Permit No. 26093
Karney Lakes Club, Inc.

Mr. Maurice H. Greene
P. O. Box 1554
Boise, Idaho

Dear Mr. Greene:

Enclosed is Certificate of Completion of Works issued under Permit No. 26093 for the diversion of 2.0 second feet of the water from Karney Creek for recreational and fire prevention purposes, showing a priority of November 25, 1955; point of diversion in the NW¹/₄SW¹/₄ of Section 13, Township 4 North, Range 3 E., B.M.

Also enclosed is departmental receipt No. 28580 for \$5.00 issued as receipt of the payment for the Certificate of Completion of Works fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR:nls
Enc:

26093

Permit No. 26093STATE OF IDAHO
Department of ReclamationRECEIVED
MAY 2 1957

Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Ada

SS.

W. L. Peterson, being first duly sworn, upon his oath deposes and says:First: That he is the Secretary of Karney Lakes Club, Inc., holder and owner of Permit to Appropriate the Public Waters of the State of Idaho, No. 26093, and that his postoffice address is 1516 Jefferson Street, Boise State of Idaho.Second: That the name of the stream from which said water is to be diverted is Karney Creek.Third: That the point of diversion of said water is 2000 ft. distant from the southwest corner of Section 13, Twp. 4 North, Range 3 East, Boise Meridian and is in the Northwest Quarter of the Southwest Quarter of said Section 13.Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by December 6, 19 56.Fifth: That the use for which said water is intended is Recreation and fire prevention.Sixth: That on the date above mentioned, the works constructed under said permit were ~~(or were not)~~ fully completed and consisted of the following:I. Kind of Works: Concrete ditch and metal pipe.

(RESERVOIR, DAM, DITCH, FLUME, PIPE OR OTHERWISE)

II. Dimensions of work:

(a) Height of dam none feet, length of dam at top feet, length of dam at bottom feet. Material used in construction

(STATE WHETHER WOOD, EARTH STONE OR CONCRETE)

(b) Capacity of reservoir none acre feet.(c) Size of headgate: Width none feet, height feet.(d) Conduit ditch width at bottom one feet, width at water line one and one-half feet, depth of water 5/12 feet; diameter of pipe 10 inches, average grade per mile is 100 feet. Length of conduit is one miles.

(STATE WHETHER DITCH, FLUME OR PIPE)

Seventh: That said works are capable of conducting to the place of intended use two second feet of water.Eighth: That water appropriated under said permit is available for acres of land described as follows: Supply of two small natural lakes known as Karney Lakes to maintain level of lake for swimming, boating and fire protection purposes to summer homes located adjacent to the perimeter of the lakes. Lakes are located in the south half of the southwest quarter of Section 13, and the north half of the northwest quarter of Section 24, Twp. 4 North, Range 3 East, Boise Meridian.Ninth: Remarks:—That

KARNEY LAKES CLUB, INC.,

by W. L. Peterson

(SIGN HERE)

Secretary

Subscribed and sworn to before me this 1 day of May, 19 57

(SEAL)

NOTARY PUBLIC FOR IDAHO
Residing at Boise, IdahoMy commission expires 2/19/59

26093

The Depositions of Witnesses, in this form, taken separately, required in each case.

PERMIT No. 26093...

Proof of Completion of Works

DEPOSITION OF WITNESS

In compliance with Sec. 5594, Compiled Statutes of Idaho.

RECEIVED
MAY 2 1957

Department of Reclamation

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. Arthur W. Riede

2619 Crescent Rim Drive, Boise, Idaho. President, Boise Investment Co.

Ques. 2. Are you acquainted with.....Karney Lakes Club, Inc....., the

holder of Permit No. 26093...authorizing the diversion of...two.....second-feet of the waters of Karney Creek in the NW¹/₄ of SW¹/₄ Sec. 13, Twp. 4 North, Range ~~xx~~ 3, East Boise...County, Idaho.

for...recreation and fire prevention purposes? How long have you known him, and where does he reside?

Ans. ...Non-profit Idaho corporation...Over twenty years.....

Ques. 3. Have you read or heard read said Permit No....26093....., and are you familiar with its terms and conditions?

Ans. Yes.

Ques. 4. (If for irrigation purposes). Are you acquainted with the land proposed to be irrigated under said permit? If so, describe same, state its character, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Not applicable.....

Ques. 5. Are the works of diversion fully completed and of sufficient capacity to convey the entire amount of water set out in the permit from point of diversion to place of use? If so, when were they so completed?

Ans. Yes...Prior to December 6, 1956.....

Ques. 6. Describe the works of diversion as they existed on the date stated in answer to Question 5, and give your estimate of their capacity on that date.

Ans. No diversion works...Open ditch leading from Karney Creek to Karney Lakes.

(Sign here.)

Arthur W. Riede

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, at my office in Boise, County of

Idaho, State of Idaho, on this 2nd day of May, A. D. 1957.

My Commission expires Feb. 19, 1958.

M. J. Lane

Notary Public.

26093

The Depositions of Witnesses, in this form, taken separately, required in each case.

PERMIT No....26093

Proof of Completion of Works

DEPOSITION OF WITNESS

In compliance with Sec. 5594, Compiled Statutes of Idaho.

RECEIVED
MAY 1957
DEPARTMENT OF REVENUE

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. I. Q. Wood.....

..... 914 Fort. Street, Boise, Idaho.... Bailiff, Idaho Supreme Court.....

Ques. 2. Are you acquainted with..... Karney Lakes Club, Inc....., the holder of Permit No.. 26093.... authorizing the diversion of..... two..... second-feet of the waters of Karney Creek....., ~~at~~ in the NW $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec. 13, Twp. 4 North Rge. 3 East Boise County, Idaho for..... purposes? How long have you known him, and where does he reside?
recreation and fire prevention

Ans. non-profit Idaho corporation... Over twenty years.....

Ques. 3. Have you read or heard read said Permit No... 26093....., and are you familiar with its terms and conditions?

Ans. Yes.....

Ques. 4. (If for irrigation purposes). Are you acquainted with the land proposed to be irrigated under said permit? If so, describe same, state its character, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Not applicable.....

Ques. 5. Are the works of diversion fully completed and of sufficient capacity to convey the entire amount of water set out in the permit from point of diversion to place of use? If so, when were they so completed?

Ans. Yes... Prior to December 6, 1956.....

Ques. 6. Describe the works of diversion as they existed on the date stated in answer to Question 5, and give your estimate of their capacity on that date.

Ans. No diversion works... Open ditch leading from Karney Creek to Karney Lakes.....

(Sign here.)

I. Q. Wood

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, at my office in Boise....., County of

..... Idaho, on this 2nd..... day of

..... May..... A. D. 1957.

My Commission expires..... Feb. 1, 1959.....

Notary Public.

26093

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ DELIVER ONLY ADDRESSEE (20¢ additional)

☒ SHOW ADDRESS WHERE DELIVERED IN ITEM 4 BELOW (31¢ additional)

RECEIPT

Received from the Postmaster the Registered, Certified, or Insured Article, the number of which appears on the face of this return receipt.

1. SIGNATURE OR NAME OF ADDRESSEE

X

2. SIGNATURE OF ADDRESSEE'S AGENT (Agent should enter addressee's name in item 1 above)

3. DELIVERY DATE

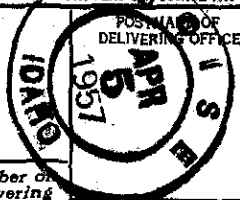
4.

216-71548-2 GPO

26093

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

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



INSTRUCTIONS.—Show name, address and number of article below. Complete "Instructions to Delivering Employee" on other side, when applicable. Moisten gummed ends and securely attach to back of article. Endorse front of article RETURN RECEIPT REQUESTED.

RETURN TO
↓

REGISTERED NO.

NAME OF SENDER

Department of Reclamation

CERTIFIED NO.

STREET AND NO. OR P. O. BOX

Room 107, State House

INSURED NO.

CITY, ZONE, AND STATE

Boise, Idaho

610-71543-B

26093

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

April 3, 1957

Re: Permit No. 26093

To Karney Lakes Club, Inc.,
% Maurice H. Greene
P. O. Box 1554
Boise, Idaho

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. 26093
to appropriate the Public Waters of the State of Idaho, have not been complied with as to

Completion of Works Proof was due December 6, 1956

you are hereby notified in compliance with Sec. 42-311, Idaho code that said Permit No. 26093
is hereby held for cancellation.

You are hereby required to show cause before the State Reclamation Engineer on or before forty days from
date of this notice why said Permit should not be cancelled.

Said Permit No. 26093 claims the use of 2 cubic feet per second of the
waters of Karney Creek with point of diversion located
NW 1/4 of Sec. 13., Twp. 4 N., R. 3 E., B.M., and
was approved December 6, 1955

In Witness Whereof, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, the
3rd day of April, 1957

State Reclamation Engineer.

By Assistant.

26093

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

October 1, 1956

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Kerney Lakes Club, Inc.
C. O. Maurice H. Greene
Box 1564
Boise, Idaho

Boise, Idaho

Dear Sir:-

Under the terms of your permit No. 18698 you are required to complete your diversion works on or before December 6, 1956. I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

The certificate to be issued under this proof will not give a perpetual right to the use of water for which application was made, as it only confirms the completion of works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

Yours truly,

[Signature]

State Reclamation Engineer

26093

December 8, 1955

RE: Permit No. 26093

Mr. Maurice H. Greene
P. O. Box 1554
Boise, Idaho

Dear Mr. Greene:

We enclose Permit No. 26093 in the name of Barney Lakes Club, Inc. and direct 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. 27717 for the \$5.25 filing fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:cu
Enc.

26093

NOTICE OF PROOF APPLICATION FOR WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 A.M. on the 27th day of November, 1957, at Boise, County of Ada, State of Idaho, before M. H. Greene, A Notary Public, proof will be submitted of the application to beneficial use of 2 cubic feet per second of the waters of Karney Creek in accordance with the terms and conditions of Permit No. 26093 heretofore issued by the State Reclamation Engineer of the State of Idaho.

The name and postoffice address of the corporation holding said permit are Karney Lakes Club, Inc. Boise, Idaho.

The use to which said water has been applied is recreation and fire prevention.

The amount applied to beneficial use is 1.2 cubic feet per second of time.

The place where said water is used- The water is the source of supply of two small natural lakes known as Karney Lakes situated in the S $\frac{1}{2}$ of the SW $\frac{1}{4}$ of Section 13 and the N $\frac{1}{2}$ of the NW $\frac{1}{4}$ of Section 24, all in Township 4 North, Range 3 East Boise Meridian, to maintain the level of the lakes sufficient for swimming, Boating and fire protection purposes to summer homes located adjacent to the lakes.

The right to take water from such works is based upon Permit No. 26093.

The source of supply from which such water is diverted is Karney Creek.

The date of priority which said user is prepared to establish is November 25, 1955.

MARK R. KULP
State Reclamation Engineer
Sub. Oct. 24 - Nov. 14, 1957

**NOTICE OF PROOF
APPLICATION FOR WATER
TO BENEFICIAL USE**

Notice is hereby given that at 10:00 A.M. on the 27th day of November, 1957, at Boise, County of Ada, State of Idaho, before M. H. Greene, A Notary Public, proof will be submitted of the application to beneficial use of 2 cubic feet per second of the waters of Karney Creek in accordance with the terms and conditions of Permit No. 26093 heretofore issued by the State Reclamation Engineer of the State of Idaho.

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The amount applied to beneficial use is 1.2 cubic feet per second of time.

The place where said water is used- The water is the source of supply of two small natural lakes known as Karney Lakes situated in the S½ of the SW¼ of Section 13 and the N½ of the NW¼ of Section 24, all in Township 4 North, Range 3 East Boise Meridian, to maintain the level of the lakes sufficient for swimming, Boating and fire protection purposes to summer homes located adjacent to the lakes.

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MARK R. KULP

State Reclamation Engineer
Pub. Oct. 24 - Nov. 14, 1957

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MARK R. KULP

State Reclamation Engineer
Pub. Oct. 24 - Nov. 14, 1957

1-17-57

APPLICATION OF WATER TO BENEFICIAL USE

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The source of supply from which such water is diverted is Karney Creek.

The date of priority which said user is prepared to establish is November 25, 1955.

MARIE E. KULP
State Reclamation Engineer
Pub. Oct. 24 - Nov. 14, 1957