

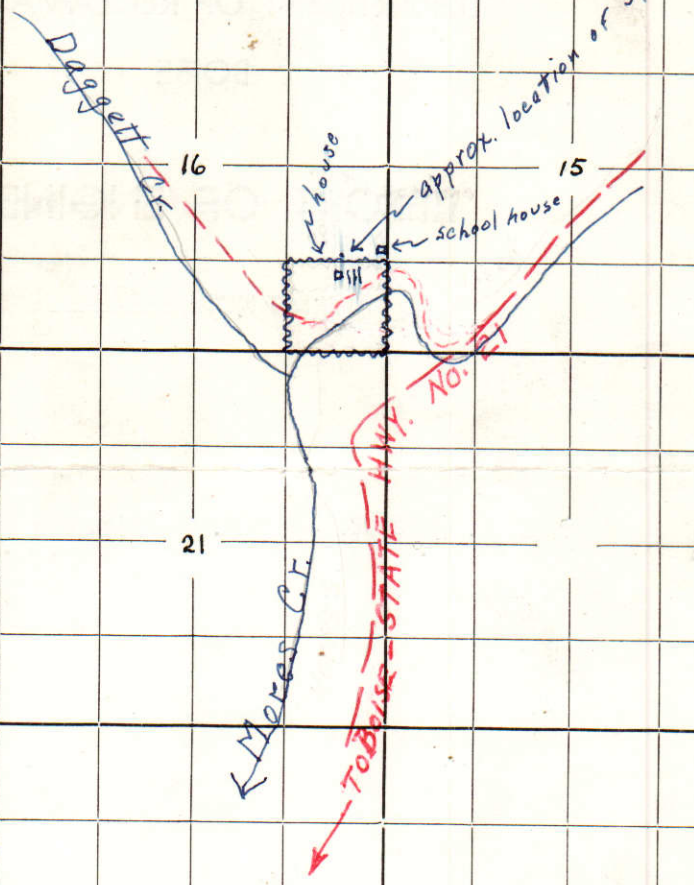
1949

Red Bladen



T.
4
N.

R-4E.



Area = 2 acres
Q = 2 inches



Township N^o 4 N, Range N^o 4 E,

6	5	4	3	2	1
7	8	9	10	11	12
18	17	16	15	14	13
19	20	21	22	23	24
30	29	28	27	26	25
31	32	33	34	35	36

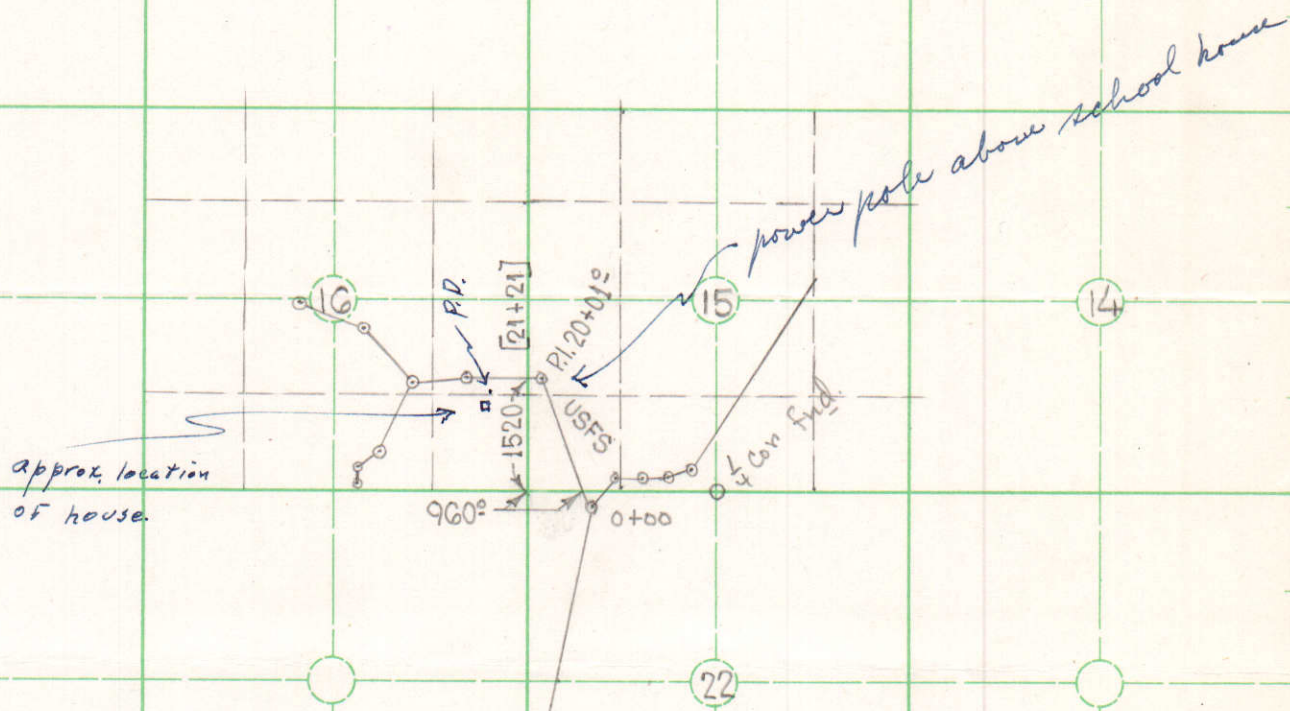
_____,
_____,
_____,

Meridian.



1 0 1 2 3 4 5 6 7 8 9 10 11
Scale in Thousands of Feet 2"=1 Mile

Taken fr. map of Idaho Pwr. Pole Line
Dec 2-53,
E. W. H.



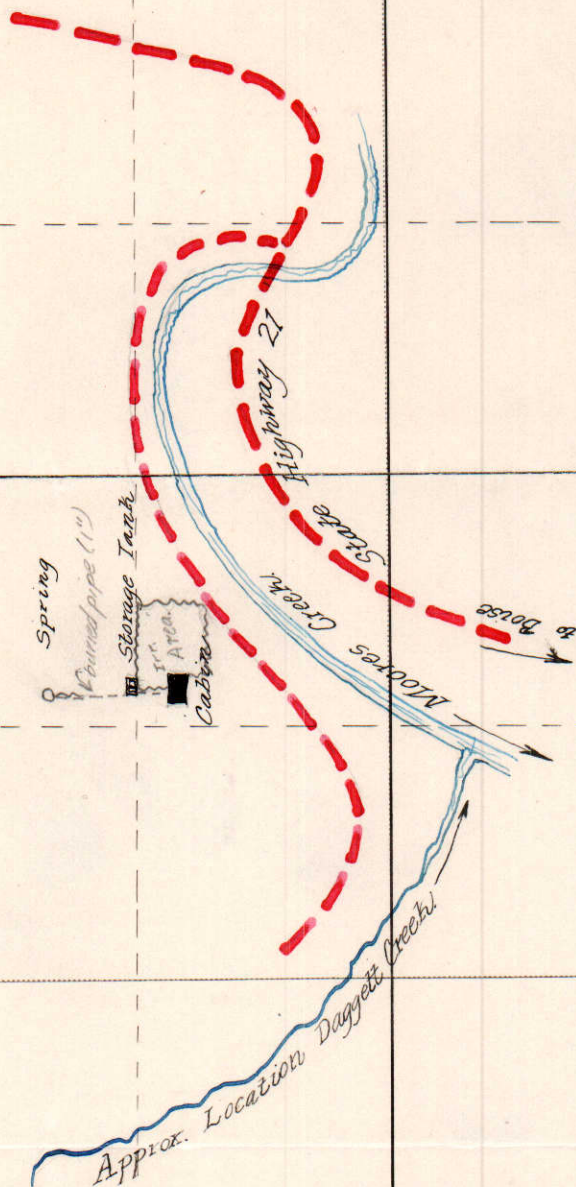
21876

Map by Tudd Rose

Fr. Hwy Map.

15

16



21870

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 principal clerk of THE IDAHO MOUNTAINEER, a weekly newspaper 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 regular and entire 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 Jan. 29, 1953 and ending with the issue of Feb. 19, 1953.

Fees \$ 12.18

T. R. Adams

Subscribed and sworn to before me this 1

day of April, 1953

Katherine M. Brogan
Notary Public Residing at Idaho City, Idaho
Clerk District Court

My Commission Expires 1954

By Green Mathis, Deputy

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 11:00 A. M. on the 28th day of February, 1953, at Boise, County of Ada, State of Idaho, before Claude R. Davis, Notary Public, proof will be submitted of the application to beneficial use of 0.1 cubic feet per second of the waters of an un-named spring in accordance with the terms and conditions of Permit No. 21876 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are:

CARL J. EYSTER, 1409 E. Washington St., Boise, Idaho.

The use to which said water has been applied is irrigation and domestic purposes.

The amount applied to beneficial use is 0.1 second foot.

The place where said water is used SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 16, Township 4 North, Range 4 East, B. M.

The right to take water from such works is based on Permit No. 21876

The source of supply from which such water is diverted is an un-named spring.

The date of priority which said user is prepared to establish is January 10, 1951.

MARK R. KULP
State Reclamation Engineer
Jan. 29-Feb 19, 1953

RECEIVED
APR 4 1953
Department of Reclamation

21876

NAME OF APPLICANT

Cal J. Eyster.

Form No. 0

Twp. 4.N. R.4.E

16

Point of Diversion, Springs,
Place of Use,

21876
Permit Map No. 21876
As Approved
JAN 19 1951
MARK R. KULP
State Reclamation Engineer

State of Idaho
License and Certificate of Water Right

Water License No. 21876

Amount 0.04 second foot

Water District No.

Priority January 10, 1951

THIS IS TO CERTIFY that CARL J. EYSTER
of Boise, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated January 10, 1951; that Permit No. 21876
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.1 second foot, was issued thereunder on January 28, 1953, showing that said works
were completed on the 24th day of January, 1953; and that on the 12th
day of March, 1953,
CARL J. EYSTER
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 an un-named spring
, a tributary of Moore's Creek, for the purpose of irrigation and domestic use
, under Use Permit No. 21876 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
9 of Licenses at page 5201, on the 14th day of December, 1953;
The right hereby confirmed dates from January 10, 1951;

The Point of Diversion is located
in the NE 1/4 SE 1/4, Sec. 16, Tp. 4 N., R. 4 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 0.04 cubic foot per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
4 N.	4 E.	16	SE 1/4 SE 1/4	5	2

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
14th day of December, 1953.

MARK R. KULP
State Reclamation Engineer.

(SEAL)

State of Idaho
License and Certificate of Water Right

Water License No. 20362 Amount 1.18 second feet
Water District No. Priority March 25, 1948

THIS IS TO CERTIFY that JOHN GROEFSEMA
of Mountain Home, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated March 25, 1948; that Permit No. 20362
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.8 second feet, was issued thereunder on January 30, 1953, showing that said works
were completed on the 29th day of January, 1953; and that on the 28th
day of February, 1953,

ROY S. GORDON (Assignee of John Groefsema)
of Eden, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of subterranean flow from
a drain pipe, tributary of, for the purpose of Irrigation and domestic use
, under Use Permit No. 20362 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
9 of Licenses at page 5202, on the 14th day of December, 1953;

The right hereby confirmed dates from March 25, 1948;

The Point of Diversion is located
in the NW 1/4 SW 1/4, Sec. 6, Tp. 4 S., R. 7 E., B. M. County Elmore
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
4 S.	7 E.	6	SW 1/4 NW 1/4	15.	16.8
			NW 1/4 SW 1/4	35.	20.0
			SW 1/4 SW 1/4	40.	40.0
			Number of Acres actually Irrigated - - -		76.8

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
14th day of December, 1953.

MARK R. KULP
State Reclamation Engineer.

(SEAL)

APPLICATION FOR PERMIT 63-2842

To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 29601
 PERMIT No. 21876
 DISTRICT No.

1. Name of Applicant: CARL J. EYSTER

Postoffice address 1409 E. Washington St., Boise

County: Ada

State: Idaho

I. If applicant is a corporation, give:

(a) Date and place of incorporation:

(b) Amount of capital stock:

(c) Amount paid in:

(d) Names and addresses of directors:

II. The financial resources of the applicant are:

(b) Treasury stock:

(d) Other resources:

(a) Cash on hand:

(c) Bonds to be issued:

2. Quantity of water claimed: 0.10

cubic feet per second.

3. Source of water supply: Un-named springs

which is a tributary of More's creek

4. Location of point of diversion:

feet distant from the

corner of Section , T. , R. , B. M., and is in the NE $\frac{1}{4}$ SE $\frac{1}{4}$

of Section 16 , T. 4 N. , R. 4 E. , B. M., County of Boise

5. Water is to be used for Domestic and irrigation purposes.

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

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

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

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

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

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

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

7. Estimated cost of works: \$ 200.00

8. Kind of works: Concrete gathering basin and pipe line

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

feet; length of dam at bottom

feet; material used in dam:

10. Size of headgate: Width feet; height

feet.

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

feet; depth of water

feet;

dimensions of flume:

Diameter of pipe 1 or 2 inches; length of conduit 300 to 500 ft.

miles.

Average grade per mile feet.

12. The time required for the completion of such work is Two (2) years.

13. The time required for the complete application of the water to the proposed use is None

additional years.

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

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

16. (a) Is reservoir to be used? If so, fill in (b) and (c) below:
 (b) Name of Reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public water of the State of Idaho as herein set forth.

CARL J. EYSTER *Applicant.*

By J. A. Eyster Agent.

Date of first receipt at Department of Reclamation: 3:00 P. M. January 10, 1951

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 21876

Recorded in Book 78 Page 21876 Approved January 19, 1951

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 March 19, 1951 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 January 19, 1952

The whole of said work to be completed on or before January 19, 1953

Beneficial use of water appropriated in accordance herewith, to be made on or before January 19, 1953

WITNESS My hand this 19th day of January, 1951

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, LEN JORDAN, 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 19th
day of January, 19 51.
Countersigned: STATE OF IDAHO
(SEAL) By LEN JORDAN
By IRA H. MASTERS *Secretary of State.* Governor.

REMARKS: Group of springs on State land.

14.

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
4 N.	4 E.	16													5				5
AFFIDAVIT OF PERMISSION TO FILE ON SPRINGS.																			
I, Edward Woozley, State Land Commissioner, of Boise, County of Ada, State of Idaho, do hereby certify that the State of Idaho is the owner of the land on which the springs mentioned in the application of Carl J. Eyster are located, to-wit, NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 16, Twp. 4 N., Range 4 E., B.M., and that the State of Idaho, acting by and through the State Board of Land Commissioners, does hereby grant unto the said Carl J. Eyster, permission to file on said springs as sey forth in the foregoing application.																			
EDWARD WOOLEY																			
State of Idaho) County of Ada) ss.																			
On this 17th day of January, 1951, before me, a Notary Public for the State of Idaho, residing at Boise, Idaho, personally appeared Edward Woozley, known to me to be the person whose name is subscribed to the foregoing certificate, and acknowledged to me that he executed the same.																			
Witness my hand and seal, the day and year in this certificate first above written.																			
Mildred C. Halley Notary Public.																			
(SEAL)																			
My commission expires 11/5/51																			

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that CARL J. EYSTER of Boise, County of Ada, and State of Idaho, the holder of Permit No. 21876, issued upon Application No. 29601 bearing date of priority of January 10, 1951, authorizing the diversion of 0.10 second foot of the waters of Un-named springs, tributary to More's Creek, County of Boise, State of Idaho, for irrigation and domestic 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 0.10 second foot of the waters of said springs; that the point of diversion of said waters is in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 16, Township 4 North, Range 4 East, B.M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 16, Township 4 North, Range 4 East, B.M.

Witness my hand this 28th day of January, A.D. 1953.

MARK R. KULP
State Reclamation Engineer

Proof of completion of works made January 24, 1953.
Certificate of completion of works issued January 28, 1953.

LICENSE ISSUED FOR 0.10 SEC. FT.

P-5201

WATER RIGHT NUMBER 63-2842 ✓

OWNER LAST NAME - EYSTER ✓

FIRST NAME - CARL J. ✓

ORIG OWNER -

ADDRESS LINE 1 -

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - BOISE ✓

STATE - ID ✓ ZIP CODE -

SOURCE - SPRING ✓

TRIBUTARY OF - MOORES CREEK ✓

STAGE - LICENSE

STATUS -

PRIORITY - 01-10-1951 ✓

COUNTY - BOISE ✓

TOTAL DIV. RATE -

✓ 0400 -CFS

TOTAL DIV. VOLUME - ✓

.00 AFA TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - NESE 16 04N 04E LOT

REDIV -

272.0 312.0 84.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.2

FROM - TO -

USE - IRRIGATION ✓

USE DIV. RATE -

✓ 0400 CFS

USE DIV. VOLUME -

.00 AFA

FROM - TO -

USE - DOMESTIC ✓

USE DIV. RATE -

.0000 CFS

USE DIV. VOLUME -

.00 AFA

USE - IRRIGATION ✓

PLACE OF USE - TWN 04N-RNG 04E-SEC 16

TRACT SESE LOT

AC 02 ✓

DECREE NAME -

DATE -

TOTAL ACRES

2. ✓

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 21876 ✓

PROOF MADE -

FLD EXAM -

COND. OF APPROVAL -

DIVERSION MEANS -

VERIFIED J 6

5/8/85

3/79

IDENT. NO. 63-2842

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]

✓

December 15, 1953

RE: Permit No. 21876

Mr. Carl J. Eyster
1409 E. Washington Street
Boise, Idaho

Dear Mr. Eyster:

We enclose License and Certificate of Water Right issued under Permit No. 21876, confirming your right to the use of 0.04 second foot or 2 inches of water from an un-named spring diverted in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 16, Township 4 North, Range 4 East, B.M., with priority of January 10, 1951, for irrigation and domestic use on two acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 16, same township and range.

We also enclose departmental receipt No. 26384 for the \$2.00 license fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/re
Encls.

21876

1409 E Washington
Boise Idaho
Dec. 11, 1953

Dear Sir:

Enclosed is a check for two dollars
for payment of license fee of water filing,
Permit No 21876.

Very truly yours

C. J. Byrnes

RECEIVED
DEC 14 1953
Department of Reclamation

21876

✓
December 4, 1953

RE: Permit No. 21876

Mr. Carl J. Eyster
1409 E. Washington Street
Boise, Idaho

Dear Mr. Eyster:

The report of our field engineer on examination for beneficial use on Permit No. 21876, shows that you have irrigated 2 acres of land in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 16, Township 4 North, Range 4 East, B.M., from a spring located in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of said section.

Therefore, upon receipt of the statutory fee of \$2.00, a license will be issued for 2 inches, or 0.04 second foot of water from said spring.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

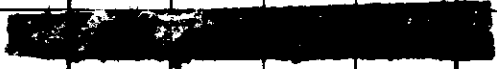
Chief Clerk

A:fg

21876

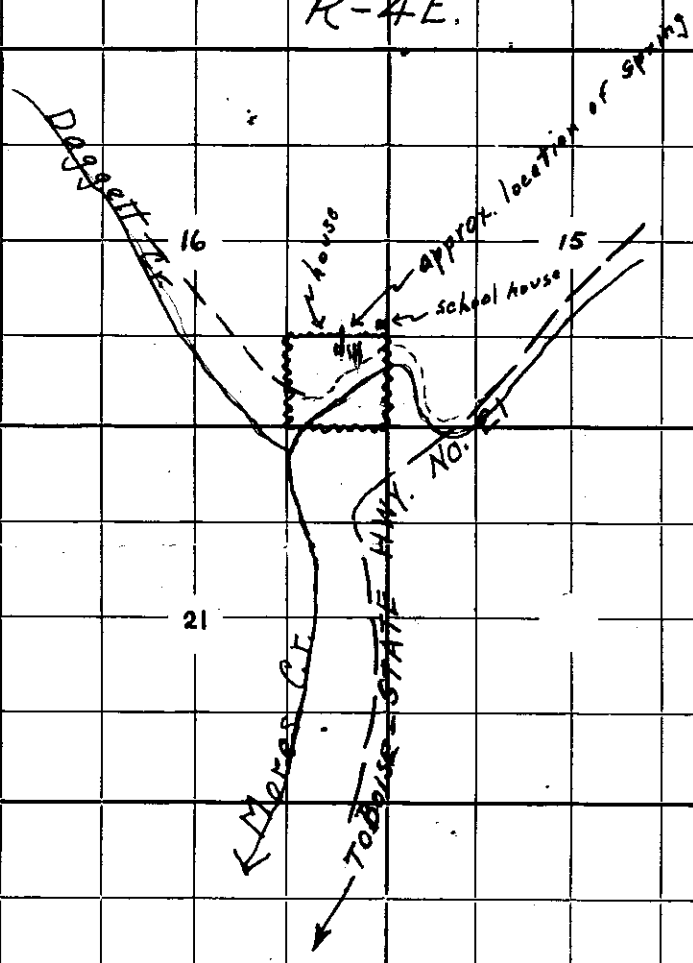
1949

San Francisco



R-4E.

T.
4
N.



Area = 2 acres
Q = 2 inches



210 W. Main

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 21876

REPORT ON PROOF OF Beneficial Use

CARL J. EYSTER, 1409 E. Washington St., Boise, Idaho

app. 0.1 cfs

• 0.4 cfs
SRR

Mark in New study
279

2 acres

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.

Carl J. Nyster
1409 E. Washington, Boise, Idaho

3-3292 Permit No. 21876

1 P.M. Friday

Examination for Beneficial use

County Boise

S. 16 - 4 N - 4 E

85 yds x 96 yds. irrig
3 sprinkler outlets

Q = 0.1 c.f.s.

S = Hummed springs

P.D. = NE. SE. Sec. 16, T. 4 N. - R. 4 E.

We = Domestic Irrigation

101 PT 1503 + 59.4

Recheck

Priority = Jan. 19, 1951
Due = Jan. 19, 1952

W. = 1-28-53

Cement walls, wood frame
log, 8 x 2 1/2 approx
26 x 44 x 450 } storage
95L x 44W x 450 } tank
from spring to Tank 1 1/2"

1 ft = 30 sec.
1 gal. 120 sec.

120 11.00
96
40

.54
.009
.06
9.54

RECEIVED
DEC 3 1953
Department of Reclamation

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

Permit No. 21876This proof is for Beneficial use In Water District No. _____

1. Name of applicant Carl J. Eyster, 1409 E. Washington St., Boise, Idaho
2. Source of water supply: An un-named spring, tributary to Moore's Creek
3. Location of point of diversion: Is in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 16
T. 4 N. R. 4 E. County of Boise
4. Describe works as they exist, giving dimensions and capacities of same: One spring, approx. 235' up gulch behind cabin. Spring is dug out and lined with rock, above water level it is faced with concrete. ^{Spring level} approx 8' X 2 $\frac{1}{2}$ ' and 4' high. Has a wooden frame roof. Water is taken from spring through a 1" pipe approx 85' to storage tank. Pipe is buried. Tank is divided into two sections, one for culinary use and one for irrigation use. Culinary side is approx. 26" long, 44" wide and 45" deep. Capacity: approx 222.75 gal. Irrigation side is 75" long, 44" wide and 45" deep. Capacity: approx 644.25 gal. Total Capacity approx. 867 gal. Tank fills from spring into culinary side first, then spills over into irrigation side. A valve allows water to flow directly into house and bypass the tank, or allows the water to flow into tank. valve is at Tank. In either case, the water reaches house thru same pipe approx 150' of 1" buried pipe.
5. Water is used for: Irrigation and domestic purposes
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):

SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 16, Twp. 4 North, Range 4 East, 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? Boise River via Moores Ck.

Remarks: Mrs. Eyster present at inspection, and desires another inspection be made, at a time when spring is running more water.

Water Temp. not recorded.

Water used on small berry patch, some small fruit trees, and small garden, plus the domestic uses.

This examination was made on the 11th day of September, 1953.

(Signed)

James H. Rose, Jr.
Examiner.

21876

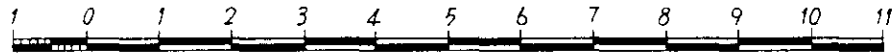
Township 2 4 N, Range No 4 E,

6	5	4	3	2	1
7	8	9	10	11	12
18	17	16	15	14	13
19	20	21	22	23	24
30	29	28	27	26	25
31	32	33	34	35	36

_____,
_____,
_____,



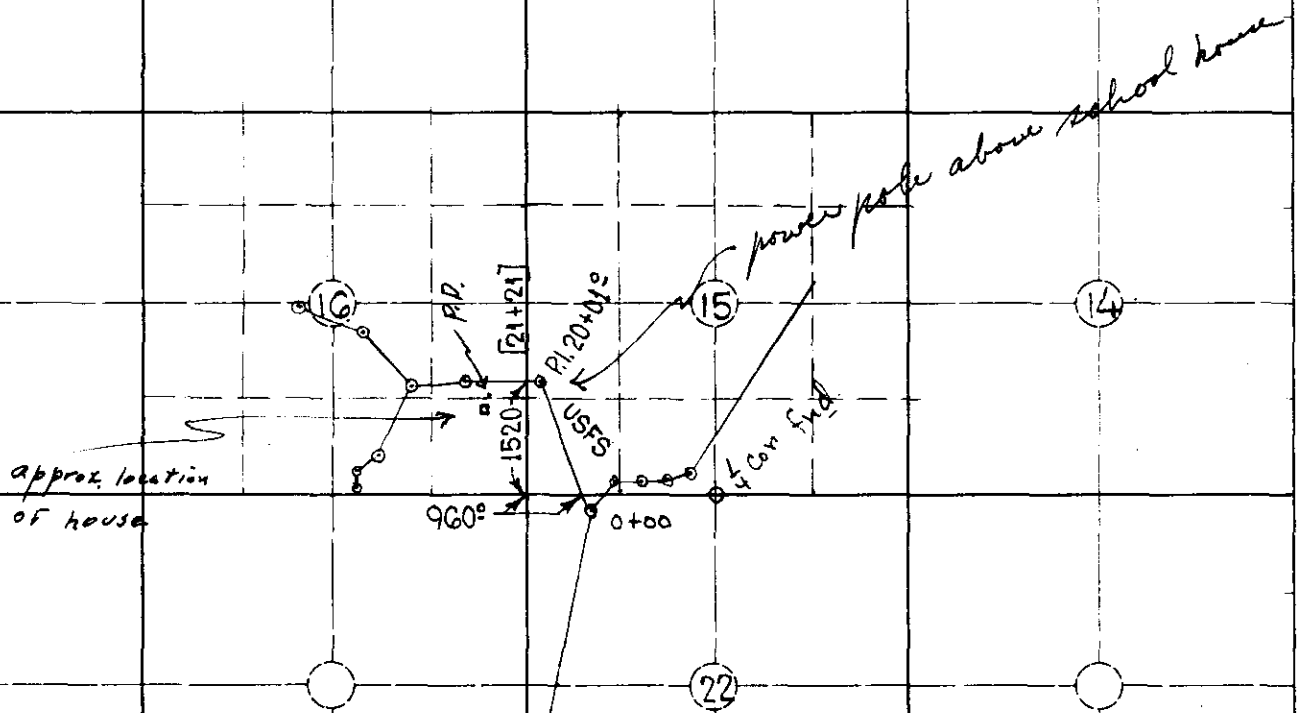
Meridian.



Scale in Thousands of Feet

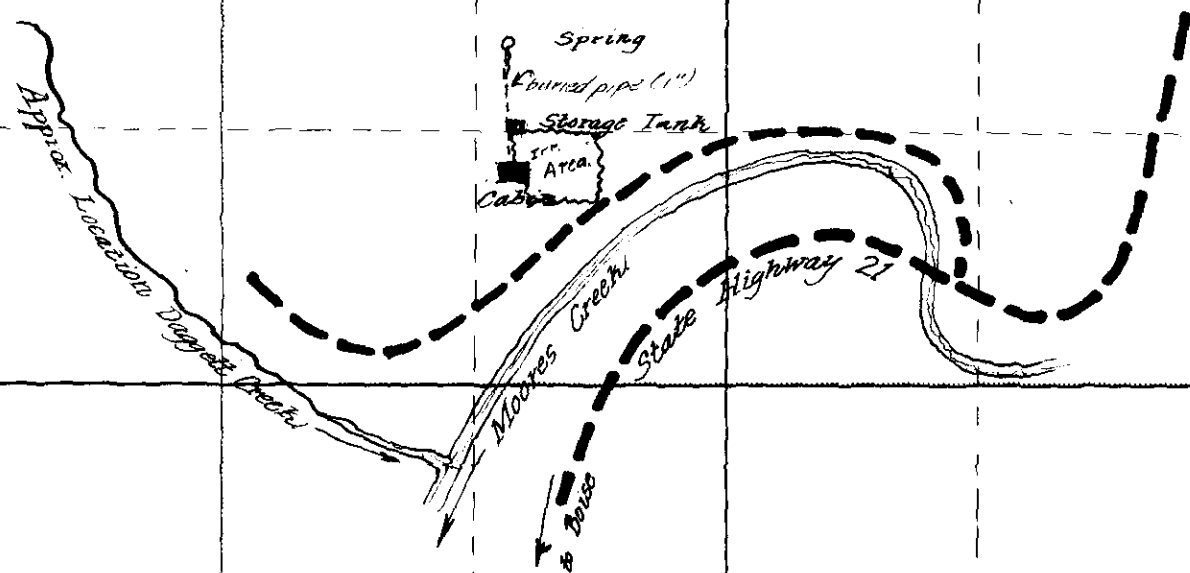
2" = 1 Mile

Taken fr. map of Idaho Power Pole Line
Dec 2-53,
E. H. H.



21876

Map by Gadd Rose
Fr. Hwy map.



16

15

21876

April 8, 1953

RE: Permit No. 21876

Mr. Carl J. Eyster
1409 E. Washington Street
Boise, Idaho

Dear Mr. Eyster:

We are in receipt of the affidavit of publication in the Idaho Mountaineer which completes your proof of beneficial use under Permit No. 21876.

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,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

21876

Affidavit of Publication

STATE of IDAHO) ss.
County of Boise

T. R. Adams, being duly sworn, deposes and says: That he is the manager and principal clerk of THE IDAHO MOUNTAINEER, a weekly newspaper 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 regular and entire 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 Jan. 29, 1953 and ending

with the issue of Feb. 19, 1953.

Fees \$ 12.18

T. R. Adams

Subscribed and sworn to before me this 1

day of April, 1953

Katherine M. Brogan
Notary Public Residing at Idaho City, Idaho
Clerk District Court

My Commission Expires 194

By Glenn Mathis, Deputy

NOTICE OF PROOF

Notice is hereby given that on 11:00 A. M. on the 28th day of February, 1953, at Boise, County of Ada, State of Idaho, before Claude R. Davis, Notary Public, proof will be submitted of the application to beneficial use of 0.1 cubic feet per second of the waters of an un-named spring in accordance with the terms and conditions of Permit No. 21876 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are: CARL J. EYSTER, 1409 E. Washington St., Boise, Idaho.

The use to which said water has been applied is irrigation and domestic purposes.

The amount applied to beneficial use is 0.1 second foot.

The place where said water is used SE 1/4 SE 1/4 Section 16 Township 4 North, Range 4 East, B. M.

The right to take water from such works is based on Permit No. 21876

The source of supply from which such water is diverted is an un-named spring.

The date of priority, which said user is prepared to establish is January 10, 1951.

MARK B. KULP

State Reclamation Engineer
Jan. 29-Feb 19, 1953

APR 4 1953
Department of Reclamation

21876

✓
April 2, 1953

RE: Permit No. 21876

Mr. Carl J. Eyster
1109 East Washington
Boise, Idaho

Dear Mr. Eyster:

We are still holding your proofs of beneficial use under Permit No. 21876 awaiting affidavit of publication which the Idaho Mountaineer was instructed to send you.

This matter should be completed, and if you have not received the affidavit we suggest you take the matter up with them at once.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

21876

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
MAR 12 1953
Department of Reclamation

Permit No. 21876

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Carl J. Eyster, 1409 E. Washington
Boise, Idaho
Boiler maker Welder (construction work)

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. 21876, Jan. 28, 1953. March 12, 1953 Jan 10, 1951

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

Ans. Unnamed springs, tributary to Moors Creek
NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 16 township 4 North Range 4 East, B.M.

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.

Ans. Spring dug out, walled up and roofed over. 1 1/2" pipe 100' to
concrete storage tank 850 gal capacity, then 150' one inch pipe
to cabin. Three hydrants enroute for irrigation of garden and
fruit trees. Approx. 10 second feet capacity

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. Domestic use and irrigation. Cabin, garden and
fruit trees located SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 16 Township 4 North
Range 4 East, B.M.

21876

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

Ans. Domestic use

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

Ans. .10 second foot

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. For domestic use and garden irrigation since Aug 1946

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) _____

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 12th day of March, A. D. 19____,

Clarence R. Davis

My commission expires

July 14 - 1956

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 21876

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. VERDIE LEE DUNCAN, 26, 1702 JESSIE STREET, BOISE, IDAHO, HOUSEWIFE

Ques. 2. Are you acquainted with CARL J. EYSTER, the holder of Permit No. 21876? How long have you known him and where does he reside?

Ans. 7 YEAR, 1409 EAST WASHINGTON STREET, BOISE, IDAHO

Ques. 3. Have you read or heard read said Permit No. 21876, 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. IN THE NE $\frac{1}{4}$, SE $\frac{1}{4}$ SECTION 16, TOWNSHIP 4, RANGE 4 EAST B. M., TOTAL OF 250 FEET OF PIPING.

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. APPROXIMATELY .10 SECOND FEET CAPACITY.

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. DOMESTIC AND IRRIGATION

21876

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

Ans. DOMESTIC USE

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. all information at second field of water

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

Ans. NO

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. SEPTEMBER 5, 1952, SIGHT, VISTOR, THOROUGHLY

(Signed) Vernie Lee Duncan

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 12th day of MARCH

A. D. 19 53.

Claude R. Davis

Notary Public.

My commission expires

July 14, 1956

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 21876

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. Charles F. Phil 24, 1203 North 4th St., Boise, Idaho
Welder

Ques. 2. Are you acquainted with CARL J. EYSTER, the holder of Permit No. 21876? How long have you known him and where does he reside?

Ans. 4 YEARS, 1409 EAST WASHINGTON STREET, BOISE, IDAHO

Ques. 3. Have you read or heard read said Permit No. 21876, 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. in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 16, township 4, North Range 4 East B.M.
total of 250 feet of piping.

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. Approximately .10 second feet capacity.

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. Domestic and Irrigation

21876

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

Ans. domestic use

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. Cultivated land . .10 second feet of water.

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

Ans. NO

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. March 1, 1953. Sight, Vistor, thoroughly.

(Signed) Charles F Pyke

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 12th day of MARCH

A. D. 19 53

Claude P. Davis

Notary Public.

My commission expires July 14 - 1956

State of Idaho
Department of Reclamation
Boise, Idaho

Re: Permit #21876
For application of Water

Gentlemen:

I hereby certify that no complaints have been
made in this office covering permit #21876
and I further certify that my office was open
on February 28, 1953.

TATE DAVIS AGENCY

BY: Claude R. Davis
Claude R. Davis

21876

January 31, 1953

RE: Permit No. 21876

Mr. Carl J. Eyster
1409 E. Washington
Boise, Idaho

Dear Mr. Eyster:

We enclose Certificate of Completion of Works issued under Permit No. 21876, for the diversion of 0.10 second foot of water from unnamed springs in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 16, Township 4 North, Range 4 East, B.M., for irrigation and domestic use on the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of said section.

We also enclose departmental receipt No. 25454 for the \$5.00 fee paid in connection with proof of completion of works.

We have sent to the Idaho Mountaineer notice of beneficial use proof to be made under this permit on February 28, 1953, with instructions to publish it once a week for four consecutive weeks prior to that date and to send you the affidavit of publication together with statement of costs.

We enclose the necessary forms of deposition to be used in making this proof and at the time set you should appear before Mr. Claude R. Davis, Notary Public, together with two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder for the purpose of executing the depositions.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

21876

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Re: Permit No. 21876

Date: January 28, 1953

Idaho Mountaineer

Idaho City, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **February 28, 1953** the date set for proof, the expense of the publication to be paid by the applicant, **Carl J. Eyster** of **1409 E. Washington St., 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 **Chief Clerk**

21876

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

Notice is hereby given that at 11:00 A. M. on the 28th day of February, 1953,
at Boise, County of Ada, State of Idaho, before
Claude R. Davis, Notary Public, proof will be submitted of the
application to beneficial use of 0.1 cubic feet per second of the waters of an un-named spring
in accordance with the terms and conditions of Permit No. 21876
heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are
CARL J. EYSTER, 1409 E. Washington St., Boise, Idaho.

The use to which said water has been applied is irrigation and domestic purposes.

The amount applied to beneficial use is 0.1 second foot.

The place where said water is used (~~is shown on map of the project and a more detailed description of the land irrigated by~~)

SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 16, Township 4 North, Range 4 East, B. M.

~~The source of the water is shown on map of the project and a more detailed description of the land irrigated by~~

The right to take water from such works is based upon Permit No. 21876

The source of supply from which such water is diverted is An un-named spring.

The date of priority which said user is prepared to establish is January 10, 1951

MARK R. KULP

State Reclamation Engineer.

21876

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) Jan. 24 - 1953
(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 Mountaineer of Idaho City, Idaho published in the county in which the works are situated.

Carl J. Eyster

(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.

21876

Permit No. 21876STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of ADA

ss.

CARL J. EYSTER, being first duly sworn, upon his oath deposes and says:First: That he is the holder and owner of Permit to appropriate the Public Waters of the State of Idaho, No. _____, and that his postoffice address is 1409 E WASHINGTONState of IDAHO

DIVERTED

Second: That the name of the stream which said water is to be directed is UN-IRRMED SPRINGS, TRIBUTARY OF MOORE'S CREEKThird: That the point of diversion of said water is NE 1/4 SE 1/4 SECTION 16 T. 4 N., R. 4 E., COUNTY OF BOISEFourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by Jan 19, 1953.Fifth: That the use for which said water is intended is DOMESTIC IRRIGATION

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 GATHERING BASIN + PIPE LINE
(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work:

(a) Height of dam _____ 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 _____ acre feet.

(c) Size of headgate: Width _____ feet, height _____ feet.

(d) Conduit _____ width at bottom _____ feet, width at water line _____
(State whether ditch, flume or pipe)feet, depth of water _____ feet; diameter of pipe 1 inches, average grade per mile is _____ feet. Length of conduit is 300 FEET miles.Seventh: That said works are capable of conducting to the place of intended use _____
10 second feet of water.Eighth: That water appropriated under said permit is available for 5 acres of land described as follows: SE 1/4 SE 1/4 SECTION 16 T. 4 N., R. 4 E. COUNTY OF BOISE.Ninth: Remarks: That Group of springs on State Land

(Sign Here)

Subscribed and sworn to before me this 24 day of January, 1953My commission expires 3-5-55

Notary Public.

21876

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

November 1, 1952

Mr. Carl J. Ryster
1409 East Washington St.
Boise, Idaho

Dear Sir:

Under the terms of your permit No. ~~21876~~ you are required to complete your diversion works and make proof of beneficial use on or before _____

~~January 19, 1953~~.

We enclose herewith a blank affidavit to be filled out, sworn to by you before a Notary Public or 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 of Works will be issued to you.

We also enclose blank notice for proof of application of water to Beneficial Use under this permit, which should be filled out and returned to this office at least forty (40) days before the date upon which you wish to make proof. The proof must be submitted before a Notary Public or other officer authorized by law to administer oaths. The date for proof as set out in your permit, is _____ ~~January 19, 1953~~, and if proof is submitted subsequent to said date, your priority will be brought down a length of time equal to the time elapsing between the date proof should have been made and the date proof is actually made.

Very truly yours,

MARK R. KULP

State Reclamation Engineer

21876

S T A T E O F I D A H O

D E P A R T M E N T O F R E C L A M A T I O N

B O I S E

Permit No. 21876

Date January 25, 1951.

We enclose herewith the above numbered permit. BE SURE AND
NOTE LIMITATIONS AND CONDITIONS OF SALE as given under approval of the
State Reclamation Engineer, on the fourth page.

Mr. Carl J. Eyster
1409 E. Washington St.
Boise, Idaho

MARK R. KULE
State Reclamation Engineer

21876

Cal J. Eyster.

The figure is a permit map on a grid background. It includes the following text and symbols:

- Twp. 4.N. R.4.E**: Township and Range designation, located in the upper left quadrant.
- 16**: A numerical value, located in the center of the map.
- Point of Diversion, Spring**: A label with a symbol (a circle with a cross) and an arrow pointing to the left, located in the center-right area.
- Place of Use,**: A label with a symbol (a circle with a cross) and an arrow pointing to the left, located below the "Point of Diversion" label.
- Permit Map No. 21876**: The permit map number, located in the bottom right corner.
- As Approved**: A label indicating approval, located below the permit map number.
- JAN 19 1951**: A date stamp, located below "As Approved".
- MARK R. KULP**: The name of the State Reclamation Engineer, located below the date stamp.
- State Reclamation Engineer**: The title of the State Reclamation Engineer, located below the name.

16

Point of Diversion, Springs,
Place of Use,

Permit Map No. 24876
As Approved
JAN 9 1951
MARK R. KULP
State Reclamation Engineer

ALTON B. JONES
SUPT. OF PUBLIC INSTRUCTION
LEN JORDAN
GOVERNOR
IRA H. MASTERS
SECRETARY OF STATE
ROBERT SMYLYE
ATTORNEY GENERAL
N. P. NIELSON
STATE AUDITOR
ALTON B. JONES
SUPT. OF PUBLIC INSTRUCTION

STATE OF IDAHO
LAND DEPARTMENT
EDWARD WOOLLEY, COMMISSIONER
BOISE, IDAHO

January 15, 1951

RECEIVED
JAN 17 1951
Department of Reclamation

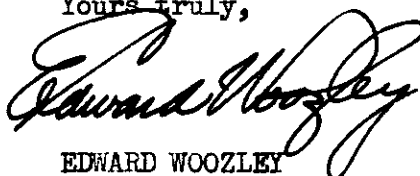
Mr. Mark Kulp
State Reclamation Engineer
Building

Dear Mr. Kulp:

This is in reply to a letter from your department over the signature of Roy W. Thompson, dated January 11th, concerning an application by Carl J. Eyster for permission to file on 0.1 of a cubic foot per second of water from a group of small springs located on NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 16, Twp. 4 N., Rge. 4 E.B.M. which is state owned land.

We know of no reason why there should be any objection to said filing. If you will forward the form that requires the Land Commissioner's signature, I shall be glad to sign it.

Yours truly,



EDWARD WOOLLEY
State Land Commissioner

EW:mh

21876

January 11, 1951

Mr. Edward Woolley
State Land Commissioner
Building

Dear Mr. Woolley:

The Department of Reclamation is in receipt of an application for Permit to appropriate 0.1 of a cubic foot per second of water from a group of small springs located approximately fifty feet North from the South line and half way between the East and West lines of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 16, Township 4 North, Range 4 East, B.M., as per sketch map attached hereto.

We are advised that the springs in question are located on State owned land. The place of use of said water is on the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 16, Township 4 North, Range 4 East, B.M.

The applicant, Carl J. Eyster, requests permission to file on said water in compliance with Section 42-212, Idaho Code. The following is a statement by the applicant as to information regarding said springs: "The springs are more or less seepage water and in the first instance, hardly wet the surface of the ground. By development and gathering together by piping, a flow of approximately one inch of water has been developed, which has been used by the applicant for a number of years past for domestic purposes, piped from the springs to his house. It is the intent of the applicant to further develop by excavation to bed rock and by piping system, collect and develop as much water as possible up to the amount of filing which is five miner's inches. This water will be used for domestic and irrigation purposes for a strip of land lying along the North side of said forty (SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 16, Township 4 North, Range 4 East, B.M.)".

If this permission can be granted, there is a form to be filled out on the Permit application itself, and we will appreciate having you advise us in the matter.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Supervisor of Water Distribution

RWT:bh

21876

NOTICE OF PROOF
APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 11:00 A. M. on the 28th day of February, 1953, at Boise, County of Ada, State of Idaho, before Claude R. Davis, Notary Public, proof will be submitted of the application to beneficial use of 0.1 cubic feet per second of the waters of an ~~un-named~~ spring in accordance with the terms and conditions of Permit No. 21876

heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are: CARL J. EYSTER, 1409 E. Washington St., Boise, Idaho.

The use to which said water has been applied is irrigation and domestic purposes.

The amount applied to beneficial use is 0.1 second foot.

The place where said water is used SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 16, Township 4 North, Range 4 East, B. M.

The right to take water from such works is based on Permit No. 21876

The source of supply from which such water is diverted is an un-named spring.

The date of priority which said user is prepared to establish is January 10, 1951.

MARK R. KULP

State Reclamation Engineer
Jan. 29 Feb 19, 1953