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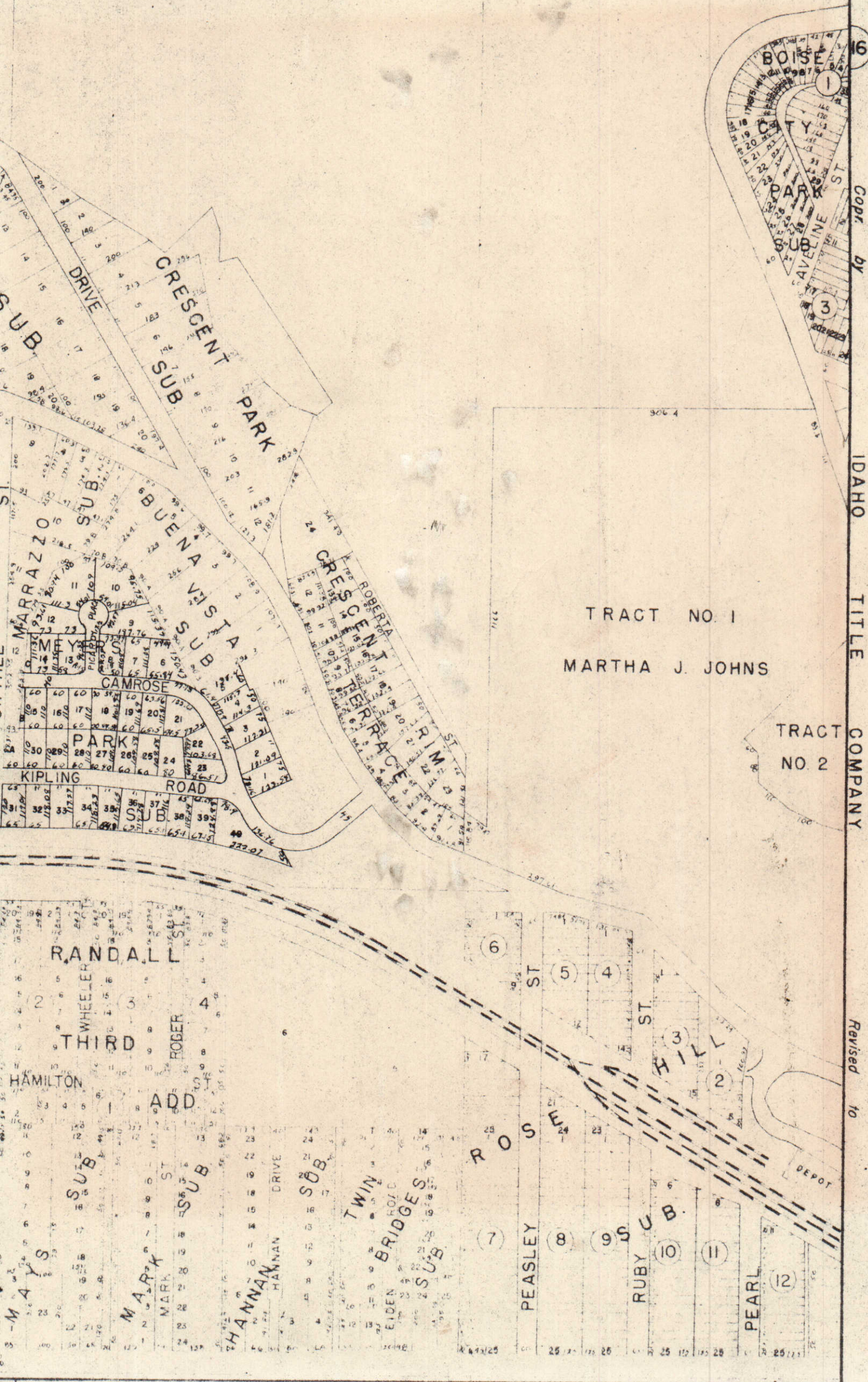
R A N D A L L

ADD

FOURTH AVE.

ROSE

HILL



TRACT NO. 1

MARTHA J. JOHNS

TRACT NO. 2

IDAHO TITLE COMPANY

Revised to

21.17.18

Pikeburg, Ind.

Sunday School

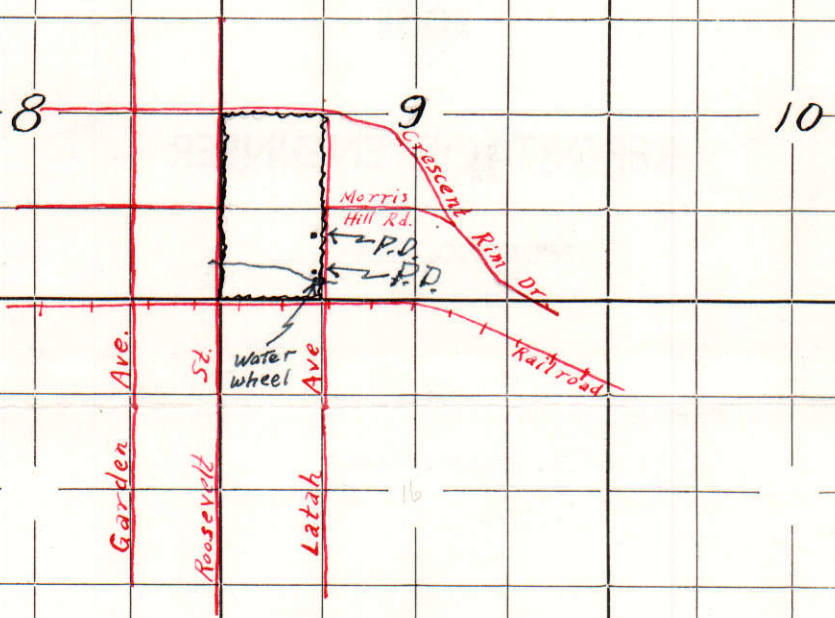
approx. 30"

1/4 Sec. 16, T. 3 N., R. 2 W.

Big well = 45" dia.

Small " = 20" "

T. 3 N., R. 2 W.



allow 40 inches amount of filing.

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

Notice is hereby given that at 11:00 A. M. on the 19th day of January, 1953, at Boise City, County of Ada, State of Idaho, before Fred R. Bagley, City Clerk of Boise City, proof will be submitted of the application to beneficial use of .8 cubic feet per second of the waters of wells (subterranean source) in accordance with the terms and conditions of Permit No. 21868 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 Boise City, a Municipal Corporation, 605 Bannock St., Boise City, Idaho.

The use to which said water has been applied is Irrigation.

The amount applied to beneficial use is .8 cu. ft. per second.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) West 1/2 of the southwest 1/4 of Section 9, T. 3N., R. 2E., Boise Meridian.

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. 21868.

The source of supply from which such water is diverted is wells, 1300 and 1420 ft. distant from the southwest corner of Section 9, T. 3N., R. 2E., Boise Meridian in the southwest 1/4 of the southwest 1/4 of said Section 9.

The date of priority which said user is prepared to establish is January 16, 1951.
4t—Dec. 15, 22, 29; Jan. 5.

STATE OF IDAHO, }
COUNTY OF ADA } ss.

MARIE URIARTE

, being duly sworn, deposes and says: That she is the Principal Clerk of The Idaho Daily Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto; that said notice was published in the regular Monday edition of The Idaho Daily Statesman in conformity with Sec. 60-108, Idaho Code as

amended, for FOUR consecutive weekly

insertions beginning with the issue of DECEMBER 15,

19 53, and ending with the issue of JANUARY 5

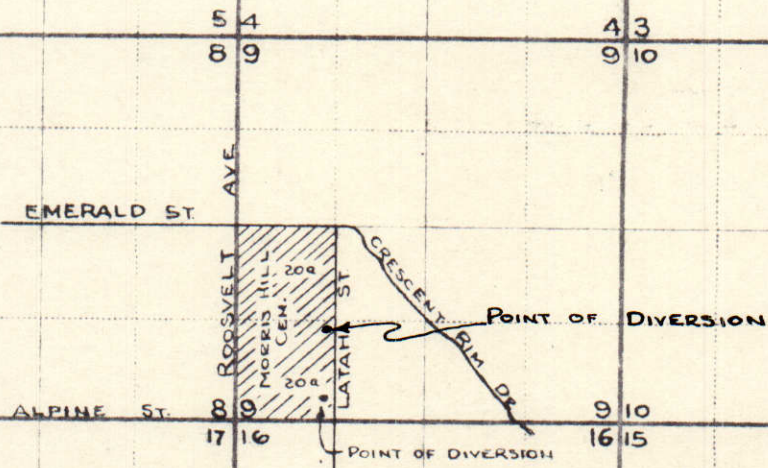
19 53. Marie Uriarte

Subscribed and sworn to before me this 5 day of

JANUARY, 19 53.

Ruth Yenne
Notary Public for Idaho, Residing at Boise, Idaho.

21868



NOTE: SHOWN AREA LOCATED IN T3NR2E B. M

Permit Map No. 21868
As Approved
JAN 19 1951
MARK R. KULP
State Reclamation Engineer

State of Idaho

License and Certificate of Water Right

Water License No. 21868

Amount 0.8 second feet

Water District No.

Priority January 16, 1951

THIS IS TO CERTIFY that

BOISE CITY

of Boise, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated January 16, 1951; that Permit No. 21868 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 0.8 second feet, was issued thereunder on February 28, 1952, showing that said works were completed on the 18th day of January, 1952; and that on the 19th day of January, 1952,

BOISE CITY

of Boise, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a well

subterranean (subterranean flow), for the purpose of irrigation

, under Use Permit No. 21868 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

8 of Licenses at page 5071, on the 24th day of April, 1953;

The right hereby confirmed dates from, 19

The Point of Diversion is located

in the SW 1/4 SW 1/4, Sec. 9, Tp. 3N., R. 2E., B. M. Ada

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 0.8 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
3N.	2 E.	9	NE 1/4 SW 1/4 SW 1/4 SW 1/4 Marris Hill Cemetery	20 20	20 20

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

24th day of April, 1953.

MARK R. KULP

State Reclamation Engineer

(SEAL)

63 1541

Nº 21868
63-2841

APPLICATION FOR PERMIT
To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 29593
PERMIT No. 21868
DISTRICT No.

Boise City Department of Public Works
City Hall, Boise, Idaho

1. Name of Applicant: BOISE CITY, A MUNICIPAL CORPORATION

Postoffice address: City Hall, Boise

County: Ada

State: Idaho

I. If applicant is a corporation, give:

(a) Date and place of incorporation: January 11, 1866- State Legislature

(b) Amount of capital stock:

(c) Amount paid in:

(d) Names and addresses of directors: Potter P. Howard, Mayor: Councilmen: O. J. Grim,
Theo Hardy, Carl Burt, Norton F. Graham

II. The financial resources of the applicant are:

(a) Cash on hand:

(b) Treasury stock:

(c) Bonds to be issued:

(d) Other resources:

2. Quantity of water claimed: 0.8

cubic feet per second.

3. Source of water supply: Subterranean source tapped by wells which is a tributary of

4. Location of point of diversion: 1300 and 1420 feet distant from the Southwest

corner of Section 9, T. 3 N., R. 2 E., B.M., and ^{are} in the SW $\frac{1}{4}$ SW $\frac{1}{4}$

of Section 9, T. 3 N., R. 2 E., B.M., County of Ada

5. Water is to be used for Irrigation

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: \$

8. Kind of works: Wells equipped with electric pumps and ditches for each installation

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 inches; length of conduit miles.

Average grade per mile feet.

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

13. The time required for the complete application of the water to the proposed use is Less than one 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:

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.

Boise City, A Municipal Corporation Applicant.

By J. V. Otter Agent.
Commissioner of Public Works

Date of first receipt at Department of Reclamation: 3:30 P. M. January 16, 1951

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 21868

Recorded in Book 78 Page 21868 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 July 19, 1951

The whole of said work to be completed on or before January 19, 1952

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.

STATE OF IDAHO

Countersigned:

(SEAL)

By LEN JORDAN

Governor.

By IRA H. MASTERS

Secretary of State.

REMARKS:

14.

Twp.	Range	Sec.	NE1/4				NW1/4				SW1/4				SE1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
3 N.	2 E.	9									20	20							40

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that BOISE CITY, A Municipal Corporation, of Boise, County of Ada, and State of Idaho, the holder of Permit No. 21868, issued upon Application No. 29593 bearing date of priority of January 16, 1951, authorizing the diversion of 0.8 second foot of the waters of a well (subterranean flow) County of Ada, State of Idaho, for irrigation 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 0.8 second foot of the waters of said well; that the point of diversion of said waters 1300 and 1420 feet distant from the Southwest corner of Section 9, Township 3 North, Range 2 East, B.M., and in the SW1/4 SW1/4 of said Section 9; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: West Half of the Southwest Quarter Section 9, Township 3 North, Range 2 East, B.M.

Witness my hand this 28th day of February, A.D. 1952.

MARK R. KULP
State Reclamation Engineer

Proof of completion of works made January 18, 1952.

Certificate of completion of works issued February 28, 1952.

LICENSE ISSUED FOR 0.8 SEC. FT.

pg. 5071

WATER RIGHT NUMBER 63-2841 ✓

OWNER LAST NAME - BOISE CITY ✓

ADDRESS LINE 1 -

ADDRESS LINE 3 -

SOURCE - GROUNDWATER ✓

STAGE - LICENSE ✓

TOTAL DIV. VOLUME - ✓

DIVERSION POINT - SWSW 09 03N 02E LOT

FROM - TO -

USE - IRRIGATION ✓

DECREE NAME -

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PROOF MADE -

DIVERSION MEANS -

FIRST NAME - ORIG OWNER -

ADDRESS LINE 2 -

CITY - BOISE ✓

STATE - ID ✓ ZIP CODE -

TRIBUTARY OF -

PRIORITY - 01-16-1951 ✓

COUNTY - ADA ✓

TOTAL DIV. RATE -

.8000 -CFS ✓

WATER DIST. -

OLE/CAREY ACT -

RIGHT BASIS -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

USE DIV. RATE -

.8000 CFS

USE DIV. VOLUME -

.00 AFA

PLACE OF USE - TWN 03N R4G 02E SEC 09

TRACT NWSW LOT

AC 20 TRACT

SWSW LOT

AC 20 ✓

DATE -

TOTAL ACRES

40 ✓

PROTESTED -

HEARING -

OLD NO. - 21868 ✓

VERIFIED J G
5/8/85

IDENT. NO. 63-2841

WATER RIGHT DATA ENTRY LOG

[illegible]

MORRIS

HILL

CEMETERY

21868

LAKE

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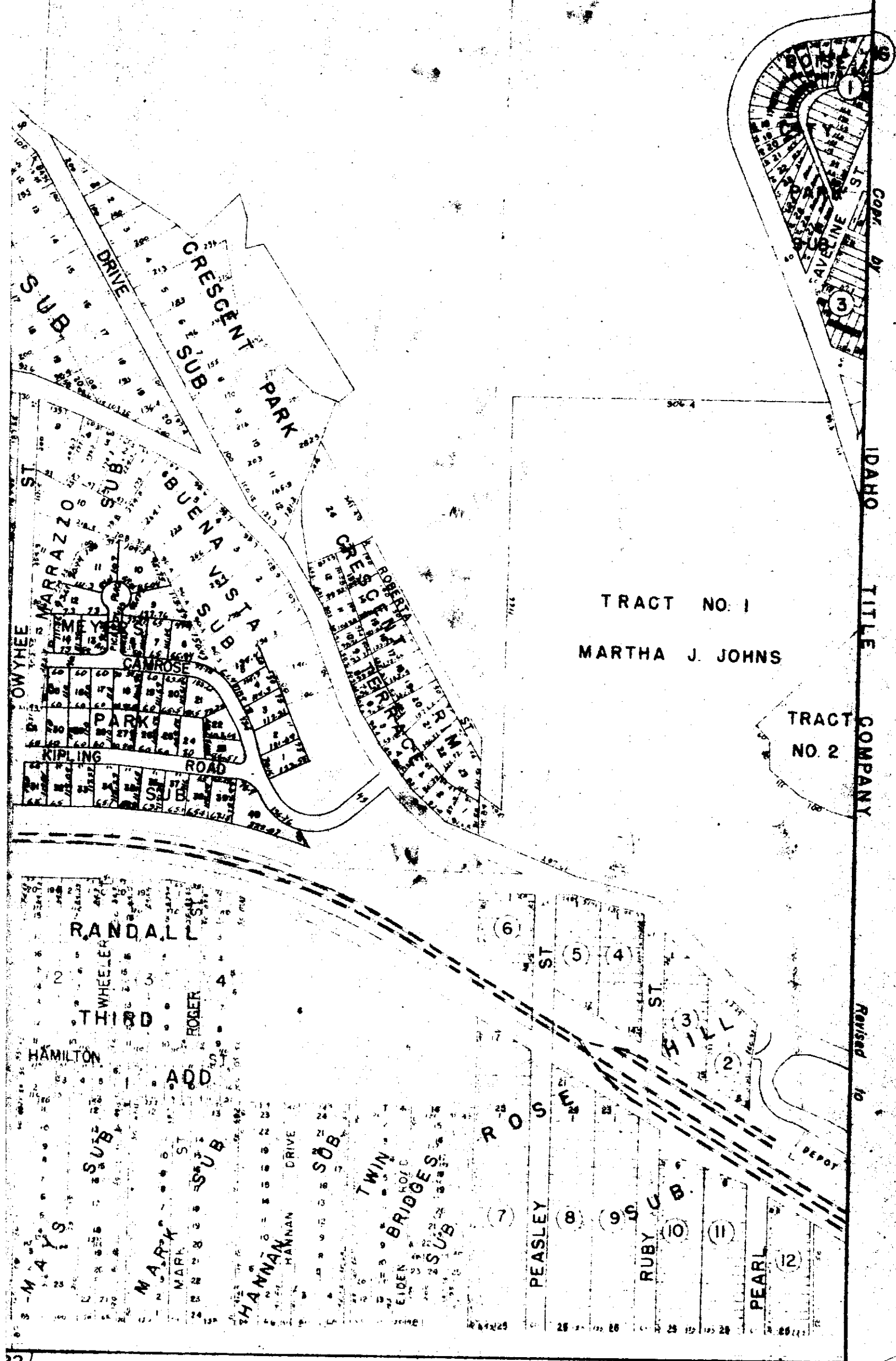
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TRACT NO. 1
MARTHA J. JOHNS

TRACT NO. 2

IDAHO TITLE COMPANY

Revised 10

215768

April 27, 1953

Re: Permit Nos. 21868 and 21884

City Engineer
City Hall
Boise, Idaho

Dear Sir:

We enclose License and Certificate of Water Right issued under Permit No. 21868 confirming the right of Boise City to the use of eight-tenths (0.8) second foot of water from a well in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 9, Township 3 North, Range 2 East, B.M. with priority of January 16, 1951 for the irrigation of the W $\frac{1}{2}$ SW $\frac{1}{4}$, Section 9, Morris Hill Cemetery.

We also enclose License and Certificate of Water Right issued under Permit No. 21884 confirming the right of Boise City to the use of two (2) second feet of the water from a well in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 10, Township 3 North, Range 2 East, B.M. with priority of January 23, 1951 for recreational use in Julia Davis Park, S $\frac{1}{2}$, Section 10, Township 3 North, Range 2 East, B.M.

We also enclose departmental receipt No. 25825 for the \$10.00 fees paid for these two licenses.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

By:

Chief Clerk

JLA/veg
Encl.

21868

✓
March 11, 1953

RE: Permit No. 21868

City Engineer
City Hall
Boise, Idaho

Dear Sir:

The report of our field engineer on examination for beneficial use proof on Permit No. 21868 shows that the well in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 9, Township 3 North, Range 2 East, B.M., will deliver 40 inches, or 0.8 of a second foot of water.

Therefore, upon receipt of the statutory fee of \$5.00, a license will be issued for that amount for use at Morris Hill Cemetery.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

21868

Permit #21868

This is for two wells in the Morris Hill Cemetery. Engineer says it should have been filed on for 80 inches instead of 40 inches. Says a mistake was made in the amount of land irrigated, there being 80 acres instead of 40.

Points of Diversion are as indicated on the map and are both located in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 9, 3 N., 2 E..

Well #1

Building is wooden construction, 9 $\frac{1}{2}$ 'x8'x8 $\frac{1}{2}$ 'h., two screened air openings in wall size 2'x16". Sand covered floor, concrete foundation, special concrete foundation block under the pump and motor.

G.E. motor 220v. 26.4a. 10 hp. 1740 rpm. 60 cyc. 3 ph. #RD4664

Pump is a Pomona Turbine by Fairbanks Morse #PJ8393.

G.E. meter 240v. #20436803, mtd on South wall.

Switch is an AB.

Discharge is to the East thru a 6" pipe into a buried system.

Water can be delivered across the ditch to the South or to the North.

Well #2

Building is wooden construction, Size 6 $\frac{1}{2}$ 'x6'x6'h. concrete floor. concrete foundation.

G.E. motor 5hp. old style repulsion induction, 220v. 22.3 a. 1760 rpm.

Pump is a Byron Jackson #225x40.

Westinghouse meter 240v. #B29165

One G.E. switch and one Westinghouse.

Delivery pipe is 4"x 8' long delivers to the North into an open irrigation system.

The caretaker says that he has measured the larger pump at 45 inches a number of times.

He states that the smaller well delivers 20 inches.

Both wells are used to supplement water from the Lindsey Lateral out of Ridenbaugh Canal, an amount of 30" and 14"

65"
city Engineer Morris
says 70" on 1.4 cfs.

21868

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

Permit No. 21868

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

1. Name of applicant Boise City, Boise, Idaho (City Engineer)
2. Source of water supply: Subterranean from wells
3. Location of point of diversion: Is in the SW¹₄ SW¹₄ of Section 9
T. 3 N. R. 2 E. County of Ada
4. Describe works as they exist, giving dimensions and capacities of same:

5. Water is used for: Irrigation lawn, trees and shrubs at Morris Hill Cemetery
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):
- Morris Hill Cemetery

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

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

Remarks: _____

This examination was made on the 9th day of March, 1953

(Signed) E. W. Humphrey Examiner.

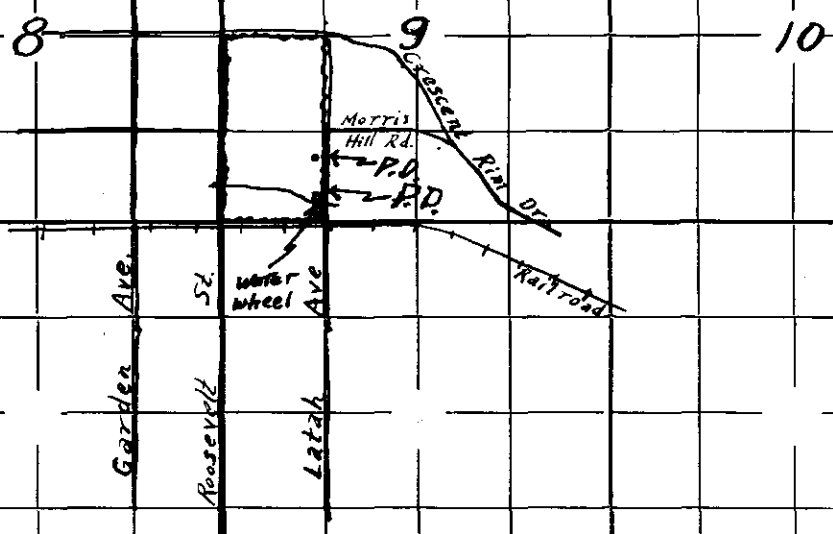
21768

P.D. = approx. 30' fr. C. Latent H.
= " 17 yds. N. water 208

T. 3 N., R. 2 W.

13' 2" Well = 45" act.
Knock " = 70" "

14' back for Lindsey
approx. 30"
Lindsey lateral



allow 40 inches amount of filing.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 21868

REPORT ON PROOF OF Beneficial use

BOISE CITY, Boise, Idaho

*.8 cfs
smk*

app. 0.8 cfs

✓
January 23, 1953

RE: Permits Nos. 21868 and 21884

City Engineer
City Hall
Boise, Idaho

Dear Sir:

We have placed on file the proofs of beneficial use submitted in connection with the above numbered permits.

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

6-9-53

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 21868

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Boise City, City Hall, 605 Bannock St., Boise, Idaho

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. J. L. Morris, City Engineer for Boise City

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

Ans. Permit No. 21868, January 19, 1951, date of priority January 16, 1951

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

Ans. Subterranean water from wells located 1300 and 1420 feet distance from the S.W. corner of Section 9, T.3N., R.2E., Boise Meridian and in the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ said

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. Wells are equipped with electrically operated pump

1. Well beside water wheel near Latah St., 1300 feet northeasterly from S.W. corner Section 9, 150 ft. of 10" casing, 100 ft. of 8" casing. Total depth of casing 250 ft. water depth averages 20 ft. deep. Rated capacity of pump 50 miners inches or 1 cu. ft./sec.

2. Well located 1420 ft. northeasterly from S.W. corner Section 9 near Latah St. Total of 40 ft. of 6" casing. Depth of water 20 ft. Rated capacity of pump is 20 miners inches or $\frac{1}{4}$ cu. ft./sec.

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. Purpose is irrigation for maintenance of lawn, trees, shrubs in Morris Hill Cemetery which is the W $\frac{1}{2}$ of S.W. $\frac{1}{4}$ Section 9 being a total of 80 acres of land. Improvements to date have been principally in the N $\frac{1}{2}$ of this tract.

21868

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

Ans. None

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

Ans. 0.8 cu.ft./ second

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. Water has been used since 1951 in the amount of 0.8 second feet.

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 at this time

(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 City, County of Ada, State of Idaho, on this 19th day of January, A. D. 1953,

My commission expires January 24, 1954.

Notary Public

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 21868

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. Emmett Klein Shaw, 55, 4423 Irving St., Boise, Idaho

Ques. 2. Are you acquainted with J. L. Morris, the holder of Permit No. 21868? How long have you known him and where does he reside?

Ans. Yes 1 years, Boise City

Ques. 3. Have you read or heard read said Permit No. 21868, 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. Subterranean water from wells located 1300 and 1420 feet distant from S.W. corner Section 9, T.3N., R.2E., Boise Meridian and in the S.W. $\frac{1}{4}$, S.W. $\frac{1}{4}$ said Section 9 from well water is conveyed by a system of pipes and ditches

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. Pump located 1300 feet from S.W. corner Section 9 will conduct 1 cu. ft. per second.
Pump located 1420 feet from S.W. Section 9 will conduct .4 cu. ft. per second.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. 1 cu. ft. per second for pump located 1300 feet from S.W. corner of Section 9.
.4 cu. ft. per second for pump located 1420 feet from S.W. corner of Section 9.
Estimate made by visual observation.

21868

Ques. 7. 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. Purpose is irrigation for maintenance of lawn, trees, shrubs in Morris Hill Cemetery, which is the W. $\frac{1}{2}$ of the S.W. $\frac{1}{4}$ Section 9, being a total of 80 acres of land. Improvements to date have been principally in the N $\frac{1}{2}$ of this tract.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. None

Ques. 9. (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. Formerly farm or pasture land, now mostly lawn area. Estimated minimum amount of water required is .8 cu. ft. per second.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No.

Ques. 11. 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. Over a period of about two years I have witnessed application of water to beneficial use in the amounts of .40 miners inches or .8 cu.ft./second for both wells.

(Signed)

E. B. Shaw

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 City, County of Ada, State of Idaho, on this 14th day of January, A. D. 1953.

Walter R. Bagley
Notary Public.

My commission expires

January 24, 1954

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 21868

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. Henry Matlock, 67, 315 North Latah, Park, Supt., Boise, Idaho

Ques. 2. Are you acquainted with J. L. Morris, the holder of Permit No. 21868? How long have you known him and where does he reside?

Ans. Yes 8 year, Boise City

Ques. 3. Have you read or heard read said Permit No. 21868, 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. Subterranean water from wells located 1300 and 1420 feet distant from S.W. corner Section 9, T.3N., R.2E., Boise Meridian and in the S.W. $\frac{1}{4}$, S.W. $\frac{1}{4}$ said Section 9 from well water is conveyed by a system of pipes and ditches

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. Pump located 1300 feet from S.W. corner Section 9 will conduct 1 cu.ft. per second.

Pump located 1420 feet from S.W. Section 9 will conduct .4 cu. ft. per second.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. 1 cu.ft. per second for pump located 1300 feet from S.W. corner of Section 9.

0.4 cu. ft. per second for pump located 1420 feet from S.W. corner of Section 9.

Estimate made by visual observation.

21868

Ques. 7. 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. Purpose is irrigation for maintenance of lawn, trees, shrubs in Morris Hill Cemetery, which is the W. $\frac{1}{2}$ of the S.W. $\frac{1}{4}$ Section 9, being a total of 80 acres of land. Improvements to date have been principally in the N $\frac{1}{2}$ of this tract.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. None

Ques. 9. (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. Formerly farm or pasture land, now mostly lawn area. Estimated minimum amount of water required is .8 cu. ft. per second.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No

Ques. 11. 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. Over a period of about two years I have witnessed application of water to beneficial use in the amounts of 40 miners inches or .8 cu. ft. /second for both wells.

(Signed) Henry Matlack

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 City, County of Ada, State of Idaho, on this 15th day of January, A. D. 1953.

Wm. Bagley
Notary Public.

My commission expires January 24, 1954

STATE OF IDAHO, } ss.
COUNTY OF ADA }

MARIE URIARTE, being duly sworn,
deposes and says: That she is the Principal Clerk of The Idaho
Daily Statesman, a daily newspaper printed and published at
Boise, Ada County, State of Idaho, and having a general circula-
tion therein and which said newspaper has been continuously and
uninterruptedly published in said County during a period of
twelve consecutive months prior to the first publication of the
notice, a copy of which is attached hereto; that said notice was
published in the regular Monday edition of The Idaho Daily
Statesman in conformity with Sec. 60-108, Idaho Code as
amended, for FOUR consecutive weekly
insertions beginning with the issue of DECEMBER 15,
19 53, and ending with the issue of JANUARY 5
19 53. Marie Uriarte

Subscribed and sworn to before me this 5 day of
JANUARY, 19 53.

Ruth Yenne
Notary Public for Idaho, Residing at Boise, Idaho.

21768

December 10, 1952

RE: Permits Nos. 21868, 21869 and 21864

Mr. J. L. Morris, City Engineer
City Hall
Boise, Idaho

Dear Mr. Morris:

We have sent to the Idaho Statesman notices of beneficial use proofs to be made on the above numbered permits on January 19, 1953, with instructions to publish them once a week for four consecutive weeks prior to that date and to send the affidavit of publication together with statement of costs in care of the City Clerk, Boise, Idaho.

We enclose the necessary forms of deposition to be used in making this proof and at the time set you should appear before Mr. Bagley together with two disinterested witnesses who are familiar with the terms of the permits 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.

21868

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

DEPARTMENT OF RECLAMATION

Boise, Idaho

Boise City
C/o Mr. J.A. Morris, City Engineer
City Hall
Boise, Idaho

November 1, 1952

Dear Sir:

We enclose herewith blank notice for proof of application of water to beneficial use under your Permit No. 21868. This notice should be filled out in duplicate and returned to this office at least 40 days before the date upon which you wish to make this proof, in order to allow time for the four weeks' publication required by law.

This 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 not later than January 19, 1953, and if proof is submitted later than said date, your priority will be brought down a length of time equal to the time elapsing between the date the proof is due and the date proof is actually made.

Very truly yours,

MARK R. KULP

State Reclamation Engineer

21868

✓
March 3, 1952

RE: Permits Nos. 21868, 21869 and 21884

Mr. J. L. Morris, City Engineer
City Hall
Boise, Idaho

Dear Mr. Morris:

We enclose certificates of completion of works issued under the following numbered permits:

Permit No. 21868 for the diversion of 0.8 second foot of water from a well in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 9, Township 3 North, Range 2 East, B.M., for irrigation of the W $\frac{1}{2}$ SW $\frac{1}{4}$ of said section.

Permit No. 21869 for the diversion of 0.76 second foot of water from a well located 870 feet distant from the center of Section 10, Township 3 North, Range 2 East, B.M., for the irrigation of 90 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ and S $\frac{1}{2}$ SE $\frac{1}{4}$ of said section.

Permit No. 21884 for the diversion of 2 second feet from a well in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 10, Township 3 North, Range 2 East, B.M., for recreational use on the NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ and S $\frac{1}{2}$ SE $\frac{1}{4}$ of said section.

We also enclose your application for amendment to the point of diversion or location of the well described in Permit No. 21869 which has been approved by the State Reclamation Engineer and duly recorded.

We also enclose departmental receipt No. 24233 for the \$15.00 fees paid in connection with these completion of works proofs.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

21868

✓
21868-21869
21884

January 30, 1952

Purchasing Agent, Boise City
City Hall
Boise, Idaho

Dear Sir:

We return blank vouchers received in this morning's mail, which are evidently intended to cover fees in connection with proofs on well permits Nos. 21868, 21869 and 21884, as we do not know just what your requirements are in regard to filling these vouchers.

If you will make them out, we will have them signed and returned to you for payment.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

21868



CITY OF BOISE
IDAHO

COUNCILMEN
OSCAR J. GRIM, PRESIDENT
NORTON F. GRAHAM, VICE PRESIDENT
THEODORE T. HARDY
HAROLD T. JONES

R. E. EDLEFSEN
MAYOR

PUBLIC WORKS
DEPARTMENT

January 21, 1952

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

Attn: Jeanne L. Anderson

Dear Sir:

Re: Permits No. 21868, 21869, 21884

Thank you for your letter of January 19, pertaining to the above permits. We are sorry we over looked the \$5.00 fees. We are turning you letter over to the Park Department for payment.

Attached is description amendment you requested.

Very truly yours,


J. L. Morris
City Engineer

GSB/iw
enc.

21868

January 19, 1952

Re: Permits Nos. 21868, 21869 and 21884

Mr. J. L. Morris,
City Engineer
City Hall
Boise, Idaho

Dear Mr. Morris:

We acknowledge receipt of your letter of January 18th, enclosing proofs of completion of works under the above numbered permits.

We note that you show a change in the point of diversion for Permit No. 21869. In order to keep the record straight, an application for such amendment should be made for same on the form enclosed, approved by the State Reclamation Engineer, and recorded with the permit.

There is a statutory fee of \$5.00 required in connection with each of these proofs.

Upon receipt of the amendment application and the fees, certificates of completion of works will be issued.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

21868



RECEIVED
JAN 19 1952
Department of Reclamation

CITY OF BOISE
IDAHO

COUNCILMEN
OSCAR J. GRIM, PRESIDENT
NORTON F. GRAHAM, VICE PRESIDENT
THEODORE T. HARDY
HAROLD T. JONES

R. E. EDLEFSEN
MAYOR

PUBLIC WORKS
DEPARTMENT

January 18, 1952

Mr. Mark R. Kulp
Idaho State Department of Reclamation
Statehouse
Boise, Idaho

Dear Mr. Kulp:

In accordance with your instructions dated November 1, 1951, we transmit herewith "Proof of Completion of Works" affidavits for permits Nos. 21868, 21869 and 21884.

Very truly yours,

J. L. Morris
J. L. Morris
City Engineer

GSB/iw
enc.

21868

Permit No. 21868

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Ada } ss.

J. L. Morris, City Engineer for, 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. 21868, and that his postoffice address is City Hall, 6th & Bannock, Boise, State of Idaho.

Second: That the name of the stream ^{FROM} which said water is to be ^{DIVERTED} directed is subterranean source to be tapped by well.

Third: That the point of diversion of said water is 1420 and 1300 ft. distant from the SW corner of Section 9, T3N, R2E, B. M.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by January 19, 1952.

Fifth: That the use for which said water is intended is 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: well, pump, ditch
(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work: None

(a) Height of dam None feet, length of dam at top None feet, length of dam at bottom None 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 None feet.

(d) Conduit Ditch width at bottom 1 1/2 feet, width at water line 2 feet, depth of water 1 feet; diameter of pipe inches, average grade per mile is feet. Length of conduit is miles.

Seventh: That said works are capable of conducting to the place of intended use .8 second feet of water.

Eighth: That water appropriated under said permit is available for 80 acres of land described as follows: W 1/2 of SW 1/4 of Section 9, T3N, R2E.

Ninth: Remarks: That

J. L. Morris
(Sign Here)

Subscribed and sworn to before me this 18th day of January, 1952.

My commission expires 10/10/54

Henry Giberry
Notary Public.

21868

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

November 1, 1951

INSTRUCTIONS

PROOF OF COMPLETION OF WORKS

Boise City
Department of Public Works
City Hall
Boise, Idaho

Boise, Idaho

Dear Sir:-

Under the terms of your Permit No. 21868 you are required to complete your diversion works on or before January 19, 1952. 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,

MARK R. KULP

State Reclamation Engineer

21868

February 10, 1951

Re: Permits Nos. 21868, 21869, 21312 and 21884.

Boise City
Department of Public Works
City Hall
Boise, Idaho

Gentlemen:

We enclose herewith Permit No. 21868 for 0.8 of a second foot of water from a well for use at Morris Hill Cemetery, together with Departmental Receipt No. 23090 for the \$5.00 filing fee.

We also enclose Permit No. 21869 for 0.76 of a second foot of water from a well for use in Julia Davis Park.

Also, Certificate of Completion of Works under Permit No. 21312 for the diversion of 1.04 second feet of water from a well, also for use at Julia Davis Park, which with Permit No. 21869, makes a total of 100 inches, or two second feet.

We also enclose Departmental Receipt No. 23091 for \$10.00 which includes filing fee on Permit No. 21869 and the statutory fee of \$5.00 in connection with Completion of Works Proof on Permit No. 21312.

We also enclose Permit No. 21884 for 2 second feet of water from a well for use in the lagoon at Julia Davis Park, together with Departmental Receipt No. 23092 for the \$5.25 filing fee.

Attention is directed to the limitations and conditions of these Permits, as given on the fourth page under approval of the State Reclamation Engineer.

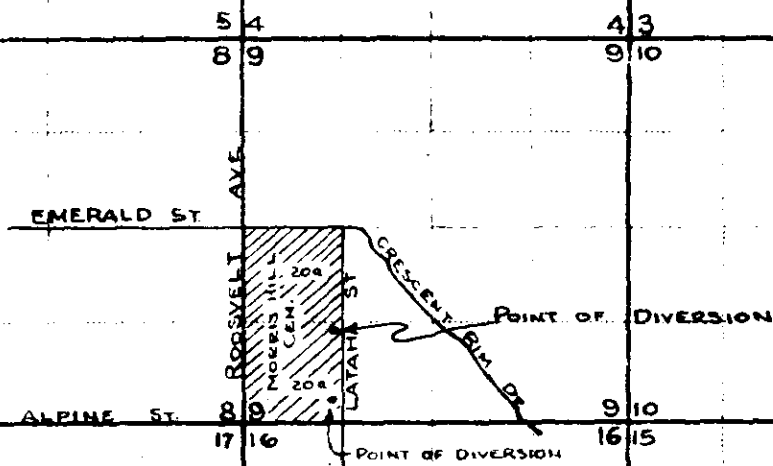
Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

A:bh
Enc.

Chief Clerk

21868



NOTE: SHOWN AREA LOCATED IN T3NR2E B.M

21865
21868
Permit Map No.
As Approved
JAN 19 1951
MARK R. KULP
State Reclamation Engineer



CITY OF BOISE
IDAHO

COUNCILMEN
OSCAR J. GRIM, PRESIDENT
THEODORE T. HARDY
CARL R. BURY
NORTON F. GRAHAM

POTTER P. HOWARD
MAYOR

Public Works
DEPARTMENT

January 16, 1951

RECEIVED
JAN 16 1951
Department of Reclamation

State Reclamation Engineering
State of Idaho
Capitol Building
Boise, Idaho

Gentlemen

There is transmitted herewith the following:

Application for Permit: Form one - 1 copy

Location Drawings: Form zero - 2 copies

This constitutes an application for permit to appropriate irrigation water from a subterranean source tapped by wells at Morris Hill Cemetery.

Yours very truly

J. V. Otter
Commissioner

pdw

c.c. Judge Winstead

21868