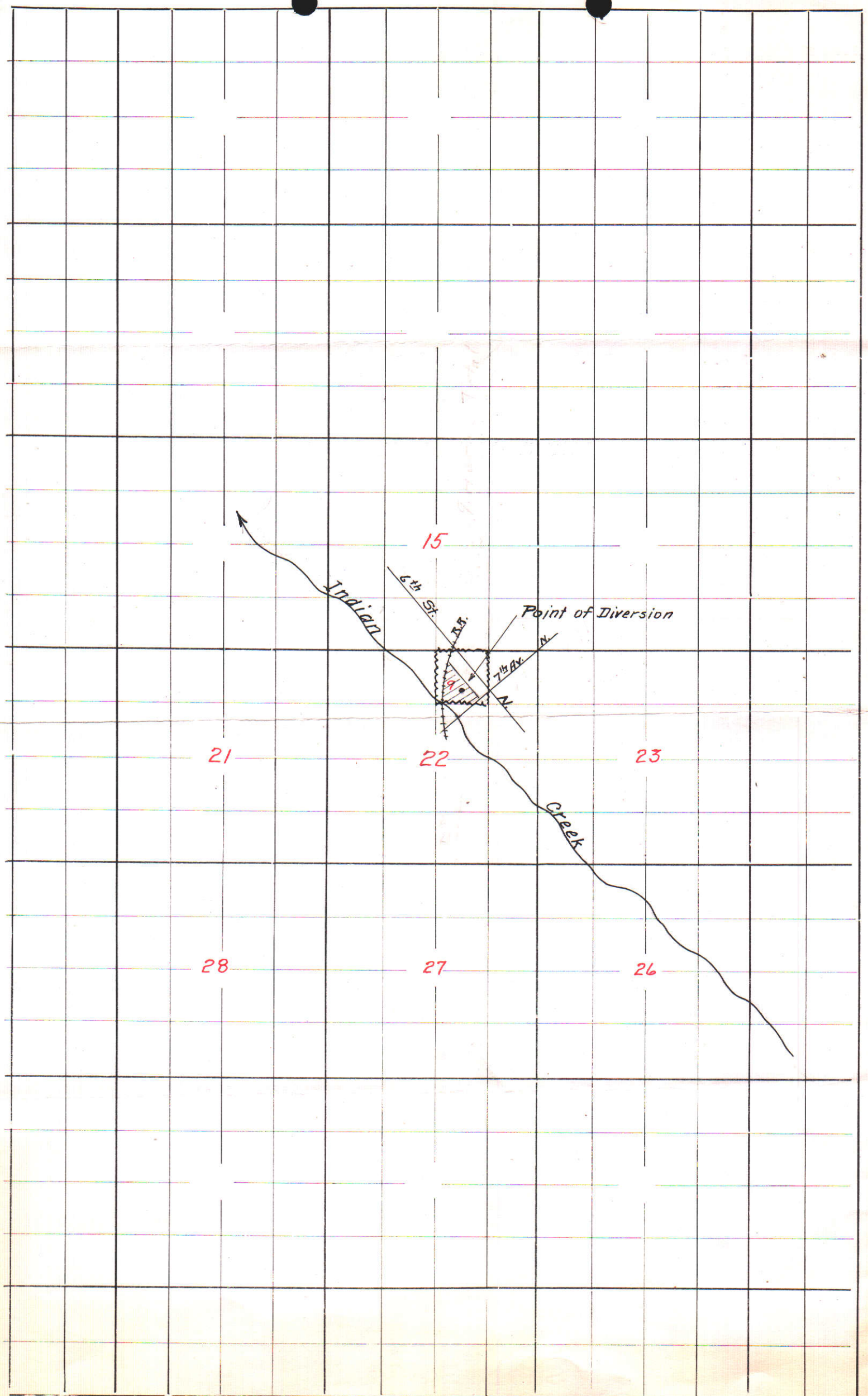




AFFIDAVIT OF PUBLICATION

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

MARGARET V. MARTIN,
of Nampa, Canyon County, Idaho, being first duly
sworn, deposes and says:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of twenty-one years, and not a party to the above entitled action.

2. That I am the PRINCIPLE CLERK
of the IDAHO FREE PRESS, a daily, (except Sunday) newspaper published in the City of Nampa, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was published in said newspaper

FOUR TIMES in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.

4. That said notice was published the following dates: MARCH 23, 30 APRIL 6, 13, 1948

Margaret V. Martin

Subscribed and sworn to before me this

13TH day of APRIL, 1948.

W. B. Buel
Notary Public, Residing at Nampa, Idaho.

My Commission Expires April 26, 1949

19830

NOTICE OF PROOF APPLICATION
OF WATER TO BENEFICIAL
USE

Notice is hereby given that at 11:00 a. m. on the 18th day of April, 1948, at Nampa, County of Canyon, State of Idaho, before Marcus Cook, Notary Public, proof will be submitted of the application to beneficial use of 0.50 cubic feet per second of the waters of a well (subterranean) in accordance with the terms and conditions of Permit No. 19830, 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 Mrs. J. H. Brumback, No. 411 7th Avenue North, Nampa, Idaho.

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

The amount applied to beneficial use is 0.50 second foot.

The place where said water is used NW 1/4 NE 1/4 Section 22, Township 3 North, Range 2 West, B.M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is private ditch.

The right to take water from such works is based upon Permit No. 19830.

The source of supply from which such water is diverted is a well (subterranean).

The date of priority which said user is prepared to establish is May 3, 1946.

MARK R. KULE, 19830
State Reclamation Engineer.
March 23, 30, Apr. 6, 13.

State of Idaho
License and Certificate of Water Right

Water License No. 19830

Amount 0.2 second foot

Water District No. _____

Priority May 9, 1946

THIS IS TO CERTIFY that MRS. J. H. BRUMBACK
of Hampe, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated May 9, 19 46; that Permit No. 19830
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.5 second foot, was issued thereunder on March 17, 19 48, showing that said works
were completed on the 16th day of March, 19 48; and that on the 15th
day of April, 19 48.

MRS. J. H. BRUMBACK
of Hampe, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
a tributary of, for the purpose of irrigation and domestic
use, under Use Permit No. 19830 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
6 of Licenses at page 4461, on the 12th day of March, 19 49;
The right hereby confirmed dates from May 9, 19 46;
The Point of Diversion is located

in the NW 1/4 NE 1/4, Sec. 22, Tp. 3 N., R. 2 W., B. M. Canyon County.

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 0.2 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>3 N.</u>	<u>2 W.</u>	<u>22</u>	<u>NW 1/4 NE 1/4</u>	<u>12</u>	<u>9</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
12th day of March, 19 49.

MARK E. KULP
State Reclamation Engineer

(SEAL)

63-2637

No. 19830

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

Application No. 27366
Permit No. 19830
District No.

1. Name of Applicant: Mrs. J. H. Brumback

Postoffice address: 411.20h Ave., No., Nampa, County: Canyon 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:

- (a) Cash on hand:
- (b) Treasury stock:
- (c) Bonds to be issued:
- (d) Other resources:

2. Quantity of water claimed: 0.50 cubic feet per second.

3. Source of water supply: Well (subterranean) which is a tributary of

4. Location of point of diversion: feet distant from the

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

of Section 22 , T. 3 N. , R. 2 W. , B. M., County of Canyon

5. Water is to be used for Irrigation and domestic 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: \$ 700.00

8. Kind of works: Well, pump and ditches

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 1 feet; width at water line $1\frac{1}{2}$ feet; depth of water 0.5 feet;

dimensions of flume:

Diameter of pipe 4 inches; length of conduit $1\frac{1}{4}$ miles.

Average grade per mile 5.28 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. (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 waters of the State of Idaho as herein set forth.

MRS. J. H. BRUMBACK

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 9:00 A. M. May 9, 1946

Returned to applicant for correction: May 9, 1946

Corrected application received: May 16, 1946

Approval of State Reclamation Engineer

The number of this permit is 19830

Recorded in Book 71 Page 19830 Approved May 22, 1946

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 July 22, 1946 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 May 22, 1947

The whole of said work to be completed on or before May 22, 1948

Beneficial use of water appropriated in accordance herewith, to be made on or before May 22, 1948

Witness my hand this 22nd day of May, 1946

MARK R. KULP

State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ARNOLD WILLIAMS, 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 22nd.....

day of May, 1946

STATE OF IDAHO

Countersigned:

(SEAL)

By IRA H. MASTERS
Secretary of State.

By ARNOLD WILLIAMS

Governor

Remarks:

14.

Twp.	Range	Sec.	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				Totals
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	
3 N.	2 W.	22	12																12
"That part of the NW¹/₄ NE¹/₄ Section 22, Township 3 North, Range 2 West of the Boise Meridian, in Canyon County, Idaho, particularly described as follows, to-wit: Commencing at a point in the Northwestern marginal line of "B" Street (Now 7th Avenue North), 420 feet Southwesterly from the intersection of 7th Avenue North with Sixth Street North, in Nampa, Canyon County, Idaho; thence Northwesterly at right angles with 7th Avenue North, and parallel to Sixth Street North, to a point in the Easterly line of the right-of-way of the Boise Branch of the O. S. L. Railroad; thence in a Southerly direction along the Easterly line of said right-of-way to its intersection with the South line of the above mentioned NW¹/₄ NE¹/₄ of said Section 22; thence East along said South line of said quarter quarter section 751.5 feet to Seventh Avenue North; thence North-easterly along the Northwesterly boundary line of Seventh Avenue North to the place of beginning; together with all water rights, ditches and rights-of-way for ditches thereto belonging or used in connection therewith; Excepting therefrom that portion of said land which is included in Third Street North, in the City of Nampa, Canyon County, Idaho."																			
14-A:	Existing water rights and/or valid permits appurtenant to the lands to be irrigated are .. 8.55 inches water in Nampa Meridian Irrigation District.																		

PERMIT NO. 19830

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that MRS. J. H. BRUMBACK of Nampa, County of Canyon, and State of Idaho, the holder of Permit No. 19830, issued upon Application No. 27366 bearing date of priority of May 9, 1946, authorizing the diversion of 0.50 second feet of the waters of a well (subterranean) County of Canyon, 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 0.50 second feet of the waters of said well; that the point of diversion of said waters is in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 22, Township 3 North, Range 2 West, B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: Part of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 22, Township 3 North, Range 2 West, B.M.

Witness my hand this 17th day of March, A.D. 1948.

Proof of Completion of Works made March 16, 1948
Certificate of Completion of Works issued March 17, 1948.

MARK R. KULP
State Reclamation Engineer

LICENSE ISSUED FOR 0.2 SEC. FT.

p. 4461

WRD417

WATER RIGHTS PROOF READING REPORT)

05/08/85 }

PAGE 1

WATER RIGHT NUMBER 63-2637 ✓

OWNER LAST NAME - BRUMBACK

FIRST NAME - MRS. J. H.

ORIG OWNER -

ADDRESS LINE 1 - 411 7TH AVE. N. ✓

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - NAMPA

STATE - ID ZIP CODE - 83651 ✓

SOURCE - GROUNDWATER

TRIBUTARY OF -

STAGE - LICENSE

STATUS -

PRIORITY - 05-09-1946 COUNTY - CANYON

TOTAL DIV. RATE -

.2000 -CFS

TOTAL DIV. VOLUME -

.00 AFA

TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - NWNE 22 03N 02W LOT

REDIV -

0.0

0.0

0.0

0.0

0.0

0.0

0.0

0.0

0.0

0.0

0.0

FROM - TO -

USE - IRRIGATION

USE DIV. RATE -

.2000 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 03N RNG 02W SEC 22 TRACT NWNE LOT

AC 09

DECREE NAME -

DATE -

TOTAL ACRES

9

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 19830

VERIFIED JDC

PROOF MADE -

FLD EXAM -

COND. OF APPROVAL -

DIVERSION MEANS -

WATER RIGHT NUMBER 63-2637

WATER RIGHTS EDIT REPORT

08/23/79

PAGE 127

ACT
ION

N
N
N
N
N
N
N
N
N

OWNER LAST NAME - BRUMBACK

SOURCE - GROUNDWATER

STAGE - LICENSE

DIVERSION POINT - NWNE 22 03N 02W

USE - IRRIGATION

USE - DOMESTIC

USE - IRRIGATION

PLACE OF USE - TWN 03N RNG 02W SEC 22 TRACT NWNE

FIRST NAME - MRS. G. H.

CITY - NAMPA

STATE - ID

PRIORITY - 05-09-1946 COUNTY - CANYON

USE DIV. RATE - .2000CFS

TOTAL DIV. RATE - .2000CFS

AC 09

OLD NO. - 19830

IDENT. NO. 63-2637

WATER RIGHT
DATA ENTRY LOG

[illegible]

- DATA ENTRY -

OTd No.

New No.

1. Original Owner: Max. G. H. Brumback

Present Owner: _____

3. City: Nampa State: ID Zip: _____

State: Id

Zip:

4. A. Source of Water: Guel

B. Tributary of:

5. A. Stage (A,P,L,D,S,J): L

B. Status (D,L,R,C,A,I,F - leave blank if valid):

C. Priority Date: 5-9-1946

D. County: 27

E. Total Diversion Rate: .2

F. Total Diversion Volume:

G. Transfer/Amendment (P,T of A or blank):

H. Water District:

I. DLE/Carey Act (D,C or blank):

J. Right Basis (for adjudication claims A,B,C only):

6. A. Point of Diversion

Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
NW NE	22	3 ^{NS}	2 ^W		

7. Period of Use, Use, Diversion Rate/Volume:

from _____ to _____ for 4 purposes. Amount .2
(cfs or AC-FT/yr)

from _____ to _____ for D purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

8. Use Code: **A**

8.20.79
↓

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
3N	2W	22		9															9

- 9. A. Decree Name:
- B. Decree Date:

- 10. Remarks: A.
- B.
- C.
- D.
- E.

11. Other Uses (Non-irrigation explanatory information):

12. Other Rights for Same Use:

- 13. A. Proof Due Date:
- B. Date Permit Approved or Denied:
- C. Protested Date:
- D. Hearing Date:
- E. Old Number: 19830
- F. Proof Made (P or blank):
- G. Field Exam Made (P,R,F or blank):
- H. Conditions of Approval: _____

14. Diversion Means (brief narrative):

March 15, 1949

Re: Permit No. 19830

Mrs. J. H. Brumbeck
411 7th Avenue North
Nampa, Idaho

Dear Mrs. Brumbeck:

We enclose License and Certificate of Water Right issued under Permit No. 19830 confirming your right to the use of 0.2 of a second foot of water from a well on the NW 1/4 NE 1/4 Section 22, Township 3 North, Range 2 West, B.M., with priority of May 9, 1946 for irrigation and domestic use on the NW 1/4 NE 1/4 of said Section 22.

Very truly yours,

MARK B. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh
Enc.

19830

✓
March 1, 1949

Re: Permit No. 19830

Mrs. J. H. Brumback
411 7th Avenue North
Nampa, Idaho

Dear Mrs. Brumback:

We now have on file the report of our Field Engineer on examination for Beneficial Use under Permit No. 19830.

This report shows that you have irrigated nine (9) acres of land in the NW 1/4 NE 1/4 Section 22, Township 3 North, Range 2 West, B.M.

Therefore, upon receipt of the statutory fee of \$2.00, a license will be issued for .2 of a second foot of water from a well located in the same subdivision.

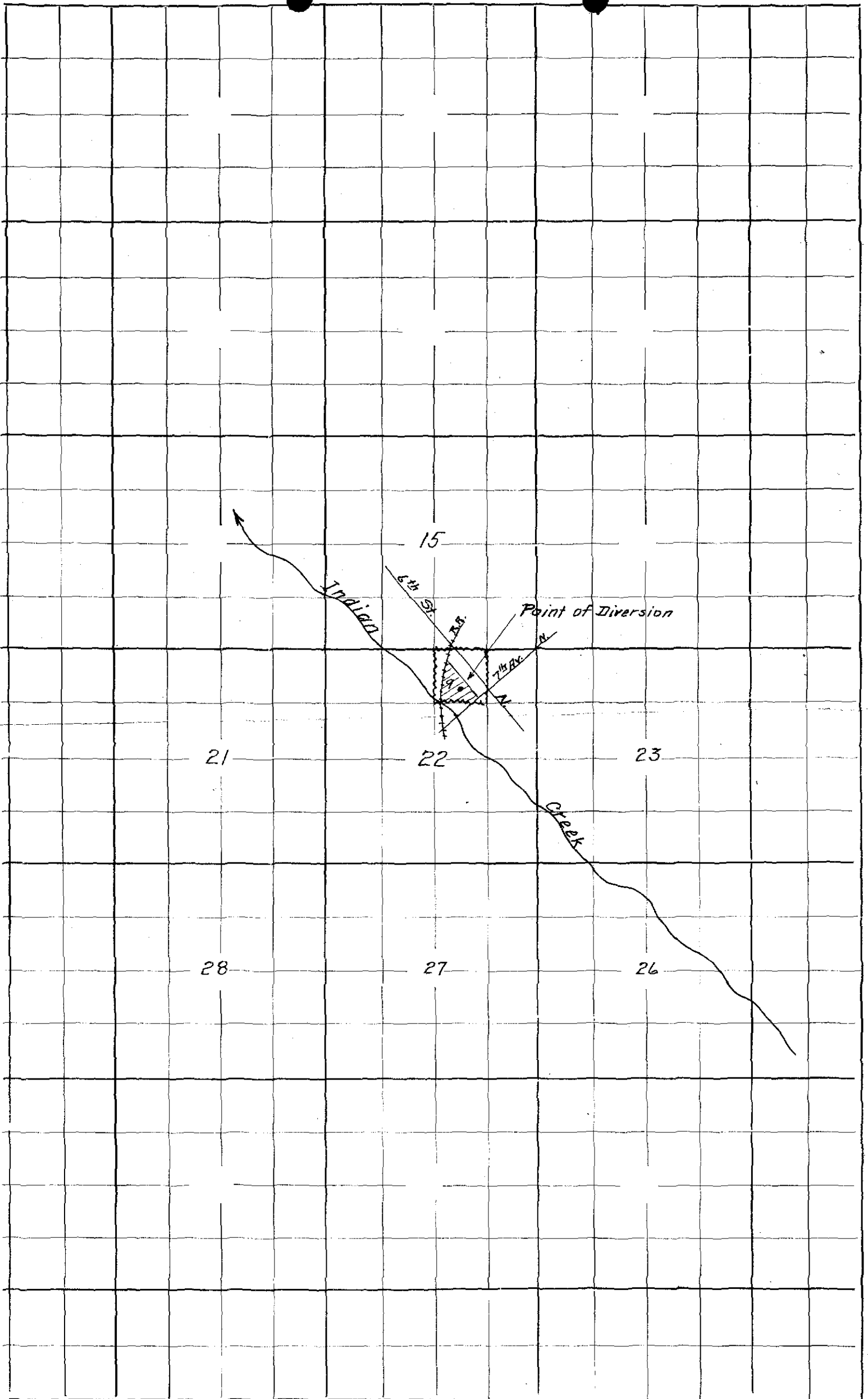
Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hh

19830



Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

19830

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.
-

42.
Mrs. J. H. Brumback
411 7th Ave ., N.
Nampa, Idaho
Permit No. 19830

Examination for Beneficial use

County Canyon

RECEIVED

Department of Reclamation

✓
April 26, 1948

Re: Permit No. 19830

Mrs. J. H. Brumback
Box 66
Nampa, Idaho

Dear Mrs. Brumback:

We acknowledge return of corrected depositions in connection with beneficial use proof under Permit No. 19830, also affidavit of publication in the Idaho Free Press.

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

We are unable to say just when this examination will be made as this Department has but one Field Engineer who makes examinations all over the State.

However, Mr. Tolman, Field Engineer for this Department, will try and contact you at the time he makes the examination in order that you may arrange to show him over the grounds.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/dm

19830

AFFIDAVIT OF PUBLICATION

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

MARGARET V. MARTIN,
of Nampa, Canyon County, Idaho, being first duly
sworn, deposes and says:

1. That I am a citizen of the United States of
America, and at all times hereinafter mentioned was
over the age of twenty-one years, and not a party to
the above entitled action.

2. That I am the PRINCIPLE CLERK
of the IDAHO FREE PRESS, a daily, (except Sunday)
newspaper published in the City of Nampa, in the
County of Canyon, State of Idaho; that the said news-
paper is in general circulation in the said County
of Canyon, and in the vicinity of Nampa, and has been
uninterruptedly published in said County during a
period of seventy-eight consecutive weeks prior to
the first publication of the notice, a copy of which
is hereto attached.

3. That the notice, of which the annexed is a
printed copy, was published in said newspaper

FOUR TIMES in the regular and
entire issue of said paper, and was printed in the
newspaper proper, and not in a supplement.

4. That said notice was published the follow-
ing dates: MARCH 23, 30 APRIL 6, 13, 1948

Margaret V. Martin

Subscribed and sworn to before me this _____

13TH day of APRIL, 1948.

W. B. Buel
Notary Public, Residing at Nampa, Idaho.

NOTICE OF PROOF APPLICATION
OF WATER TO BENEFICIAL
USE

Notice is hereby given that at 11:00
a. m. on the 16th day of April 1948,
at Nampa, County of Canyon, State
of Idaho, before Marcus Cook, Notary
Public, proof will be submitted of the
application to beneficial use of 0.50
cubic feet per second of the waters
of a well (subterranean) in accordance
with the terms and conditions of Per-
mit No. 19830, 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 Mrs. J. H. Brumback, No.
411 7th Avenue North, Nampa, Idaho.

The use to which said water has
been applied is irrigation and do-
mestic purposes.

The amount applied to beneficial
use is 0.50 second foot.

The place where said water is used
is NW 1/4 NE 1/4 Section 22, Township 3
North, Range 2 West, B.M.

The name of the canal or ditch or
other works by which said water is
conducted to such place of use is
private ditch.

The right to take water from such
works is based upon Permit No. 19830.

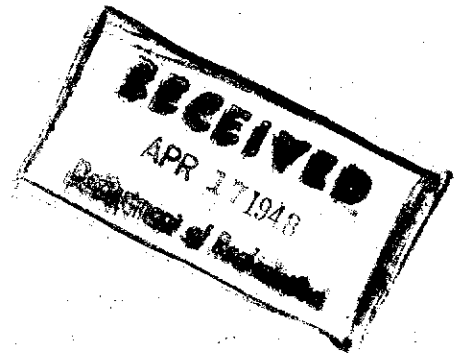
The source of supply from which
such water is diverted is a well (sub-
terranean).

The date of priority which said user
is prepared to establish is May 9,
1946.

MARK R. KULE, 19830
State Reclamation Engineer.
March 23, 30, April 6, 13.

4830

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO



Permit No. 19830

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Mrs. J. H. Brumback, 411-7th Ave. No. Nampa, Idaho
house wife Box 66

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

Ans. _____

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

Ans. No. of permit 19830 - May 9, 1946

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

Ans. Well - Subterranean Flow - NW $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 22, T.3N
Nampa, Canyon County, Idaho R. 2W. 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.

Ans. By Private ditch and sprinkling system, 50 Cu. ft. per
second.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation and domestic purposes - lawn and garden
NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec 22 T3N R2W. Canyon Co.

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

Ans. _____

19830

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

Ans. 5.0 cu. ft. per 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. only as stated

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. _____

(Sign) Mrs. J. H. Brumbaugh

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 Tampa, County of Camden,

State of Idaho, on this 16th day of April, A. D. 1948.

Marcus A. Cook

My commission expires May 21, 1960

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 19830

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. O. L. Kittinger, Nampa, Idaho,
Realtor

Ques. 2. Are you acquainted with Mrs. J. H. Brumback, the holder of Permit No. 19830? How long have you known ^{her} ~~him~~ and where does he ^s reside?

Ans. 5 years. - 411-7th Ave. No. Nampa, Idaho

Ques. 3. Have you read or heard read said Permit No. 19830, and are you familiar with its provisions and conditions?

Ans. I have - 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. Irrigation well - ditch and sprinkler system
NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec 22 T3N R2W Canyon Co.

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. .50 cu. ft. per second

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. Irrigation - NW $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 22 T. 3 N. R. 2 W. B. M.
Canyon County
Irrigation Lawn and domestic purposes -
garden

19830

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

Ans. _____

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. Same as heretofore stated

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. March 20, 1948 - by observation - 5.0 cu. ft. per second

(Signed) C. H. Hittinger

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 Nampa, County of Owyhee,

State of Idaho, on this 16th day of April, A. D. 1948

Marcus A. Cook

Notary Public.

My commission expires May 21, 1950

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 19830

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. W. B. McDennel, Nampa, Idaho.
Realtor

Ques. 2. Are you acquainted with Mrs. J. H. Brumback, the holder of Permit No. 19830? How long have you known ^{her} ~~him~~ and where does ~~he~~ ^{she} reside?

Ans. 10 years - 411-7th Ave No. Nampa, Idaho

Ques. 3. Have you read or heard read said Permit No. 19830, and are you familiar with its provisions and conditions?

Ans. I have - 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. Irrigation well - ditch and sprinkler system

NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec 22 T3N R2W Canyon Co.

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. .50 cu. ft. per second

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. Irrigation - NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 22, T. 3N. R 2W. BM
Canyon County
Irrigation lawn and domestic purposes -
garden

19830

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

Ans. _____

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. Same as heretofore stated

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. March 20, 1948 - by observation .50 cusec. per second.

(Signed) M. B. McDaniel

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 Nampa, County of Canyon,

State of Idaho, on this 16th day of April, A. D. 1948.

Marcus A. Cook

Notary Public.

My commission expires May 21, 1950

✓

April 22, 1948

Re: Permit No. 19830

Mrs. J. H. Brumback
P. O. Box 66
411 7th Ave. No.
Nampa, Idaho

Dear Mrs. Brumback:

We acknowledge receipt of the depositions of yourself and two witnesses in proof of beneficial use under Permit No. 19830.

However, these depositions are all incomplete in one particular and we are returning same for correction as follows:

Your own deposition, under Question 6, should give the location of the land where the water is used by subdivision,, section, township and range.

The depositions of your two witnesses should give the location of the point of diversion under Question 4 by subdivision, section, township and range.

The affidavit of publication in the Idaho Free Press is a necessary part of your proof. They were instructed to send you this affidavit and if they have not done so we suggest that you call at their office and obtain same.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/dm

19830

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS
PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO, April 6, 1948

Re: Permit No. 19830
Mrs. J. H. Brumback

Mr. Marcus Cook,
Notary Public
Nampa, Idaho

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 19830.

DEPOSITION OF PERMIT HOLDER,
DEPOSITIONS OF TWO WITNESSES.

In submitting this proof the following instructions should be CAREFULLY followed out, since failure to do so may result in the loss of rights:

1. On ~~April 16, 1948~~, the date set for proof, the enclosed forms (one for permit holder and one each for two disinterested witnesses) should be filled out and sworn to, at ~~Nampa, Idaho~~ before ~~Marcus Cook, Notary Public~~.

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice.

When these have been received, together with report of the examining engineer, if everything is properly executed, you will be further advised as to fees due, etc., before certificate is issued.

Yours truly,

~~MARK A. KILP~~
Commissioner of Reclamation
State Reclamation Engineer

19830

✓
March 24, 1948

Re: Permit No. 19830

Mrs. J. H. Brumbeck
411 7th Ave. No.
Nampa, Idaho

Dear Mrs. Brumbeck:

We enclose Certificate of Completion of Works issued under your Permit No. 19830, authorizing the diversion of 0.50 of a second foot of water from a well in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 22, Township 3 N., Range 2 West, B.M., for irrigation and domestic use on the same subdivision.

Notice of beneficial use proof to be made under this permit on April 16, 1948, at Nampa, Idaho, before Marcus Cook, Notary Public, has been sent to the Nampa Free Press 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.

About ten days prior to the date set we shall send Mr. Cook the necessary forms of deposition, consisting of one for yourself and one for each of two witnesses, so that he may have them in ample time for the proof.

At the time set you should appear before Mr. Cook with two disinterested witnesses who are familiar with the terms of your 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/dm
Encl.

19830

19830
LEADING NEWSPAPER OF IDAHO'S GREATEST AGRICULTURAL COUNTY

The Idaho Free Press

MEMBER OF THE ASSOCIATED PRESS

BERNARD MAINWARING AND LUCIEN P. ARANT, PUBLISHERS

NAMPA, IDAHO

MARCH 23, 1948

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

ATT: MARK R. KULP

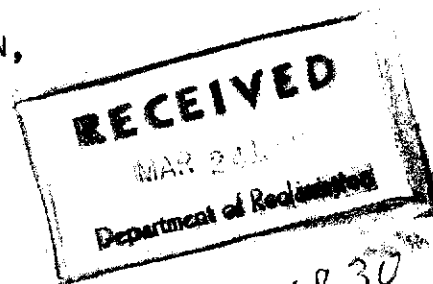
DEAR MR. KULP:

WE WISH TO ACKNOWLEDGE RECEIPT OF NOTICE FOR
PUBLICATION FOR MRS. J.H. BRUMBACK. PLEASE FIND
ENCLOSED COPY OF FIRST PUBLICATION AS REQUESTED.

YOURS VERY TRULY,

MARGARET V. MARTIN,
BOOKKEEPER.

MVM:HN



STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE, IDAHO

Date: March 18, 1948

Re: Permit No. 19830

Idaho Free Press

Nampa, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to April 16, 1948 . the date set for proof, the expense of the publication to be paid by the applicant, Mrs. J. H. Brumback, of 411 7th Avenue, North, Nampa, 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, in order that we may check same.

Very truly yours,

MARK M. KULP

State Reclamation Engineer

By

Chief Clerk

19830

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

Notice is hereby given that at 11:00 A. M. on the 16th day of April, 1948,
at Nampa, County of Canyon, State of Idaho, before
Marcus Cook, Notary Public,, proof will be submitted of the
application to beneficial use of 0.50 cubic feet per second of the waters of a well
(subterranean) in accordance with the terms and conditions of Permit No. 19830
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
Mrs. J. H. Brumback, No. 411 7th Avenue North, Nampa, Idaho

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

The amount applied to beneficial use is 0.50 second foot.

The place where said water is used (~~For irrigation, give full and accurate description of~~
~~land irrigated~~) NE 1/4 Section 22, Township 3 North, Range 2 West, B.M.

The name of the canal or ditch or other works by which said water is conducted to such place of
use is private ditch.

The right to take water from such works is based upon Permit No. 19830

The source of supply from which such water is diverted is a well (subterranean)

The date of priority which said user is prepared to establish is May 9, 1946

MARK R. KULP

State Reclamation Engineer.

19830

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Ada

ss.

Mrs. J. H. Brumback

her

, being first duly sworn, upon his oath deposes and says:

First: That she is the holder and owner of Permit to Appropriate the Public Waters of the State of Idaho, No. 19830, and that her postoffice address is Nampa

State of Idaho

Second: That the name of the stream which said water is to be ^{FROM} ~~directed~~ ^{DIVERTED} is Subterranean from well

Third: That the point of diversion of said water is in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 22, Township 3 North, Range 2 West, B.M.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by May 22, 1948.

Fifth: That the use for which said water is intended is irrigation and domestic

Sixth: That on the date above mentioned, the works constructed under said permit were (~~at least~~) fully completed and consisted of the following:

I. Kind of works: Well, pump and ditches

(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 1 feet, width at water line 1 $\frac{1}{2}$ feet, depth of water 1 feet; diameter of pipe inches, average grade per mile is feet. Length of conduit is miles.

(State whether ditch, flume or pipe)

Seventh: That said works are capable of conducting to the place of intended use 0.50 second foot of water.

Eighth: That water appropriated under said permit is available for 12 acres of land described as follows: Port of NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 22, Township 3 North, Range 2 West, B.M., as described by metes and bounds in said application and permit.

Ninth: Remarks: That Well 82 feet deep, with six inch casing- Electric turbine pump

Mrs. J. H. Brumback
(Sign Here)

Subscribed and sworn to before me this 16th day of March, 1948.

My commission expires May 21, 1948

Ray M. Clark

Notary Public.

19830

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) March 11, th 1948

(P. O.) Nampa Ida

STATE RECLAMATION ENGINEER:

TO THE ~~COMMISSIONER OF RECLAMATION~~

Boise, Idaho.

Dear Sir:

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

Mrs J H Brumback

(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.

19838

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Mrs. J. H. Brumback
No. 411 7th Ave. North
Mampa, Idaho

BOISE

March 1, 1948

Dear Sir:

Under the terms of your permit No. 19830 you are required to complete your diversion works and make proof of beneficial use on or before May 22, 1948.

We enclose herewith a blank affidavit to be filled out, sworn to by you before a Notary Public of 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 May 22, 1948, 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

19830

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 19830

Date June 3, 1946

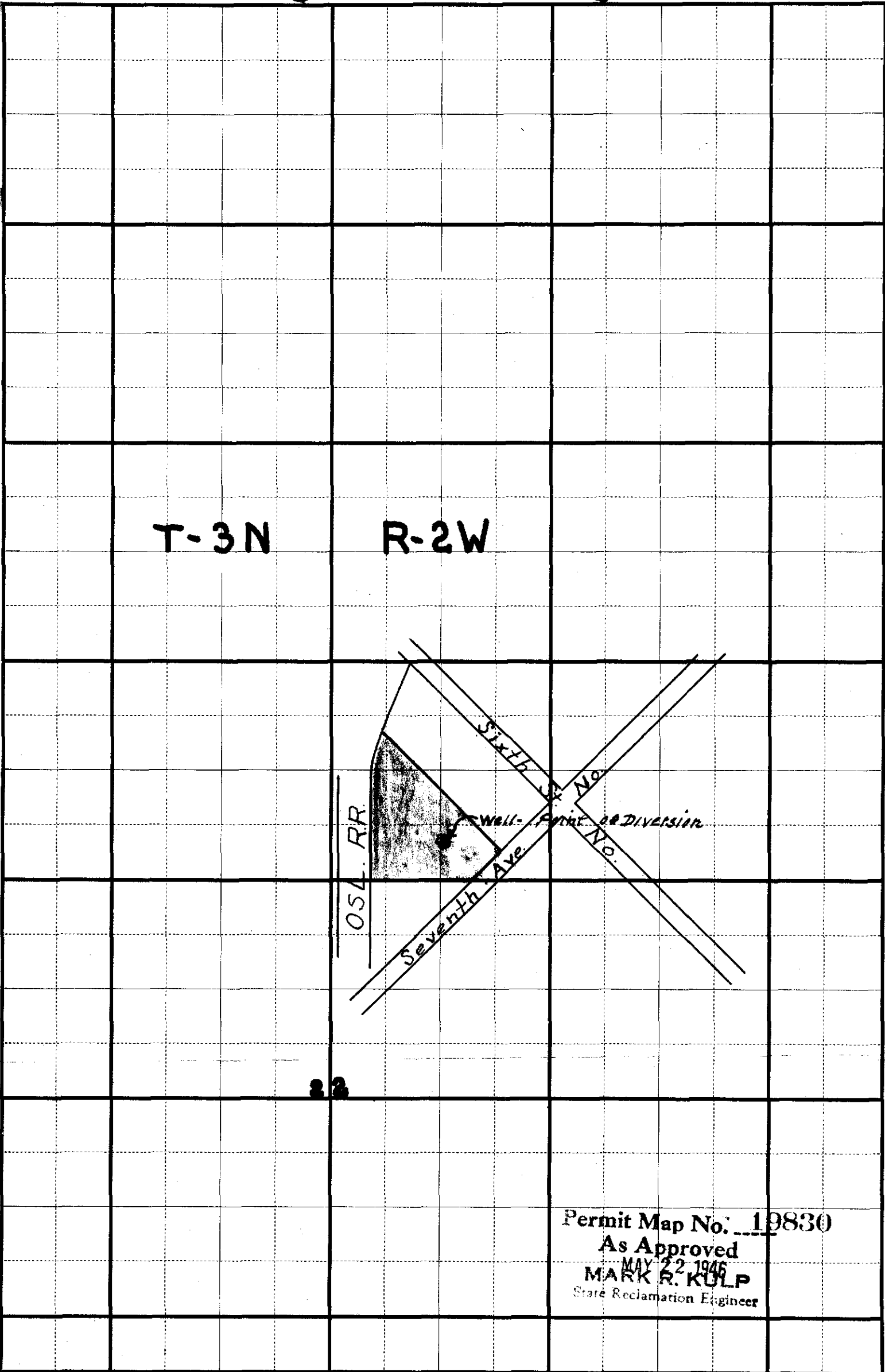
Dear Sir:

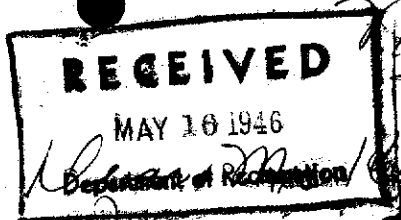
We enclose herewith the above numbered permit. BE SURE AND
NOTE LIMITATIONS AND CONDITIONS OF SAME as given under approval of the
State Reclamation Engineer, on the fourth page.

Mrs. J. H. Brumback
411 7th Avenue North
Nampa, Idaho

MARK R. KULP
State Reclamation Engineer

19830





Pampá Isla
May 15th 1946

Dear Mr. [unclear]:

I received your letter
& the plat of my land, it
looks about right as far
as I can see, & I'm sure
20.5 acres is not correct
as before this tract of land
was cut up there was about
that much in the whole
piece, that 20.5 was just
written on the deed in
pencil & I don't know who did
it; I always thought I had
around 10 or 12 a, I have
no other description of this
place, then the one you
took from my deed. As
I told you when I was over
there I'd like to have the

~~The~~ full 20 or 25 inches of water
as this place is on a hill &
so hard to water, the land
is sandy soil & the water just
seems to soak out of sight
we've watered on one part since
Monday & aren't thru yet, have
the back half & all the front
to do yet. so it will take
about that much water be-
fore we get it all watered.

I've put a dot in ink on
the plat where I think
the well is, I thank
you for all your trouble &
hoping you will do all
you can to help me
get this fixed up alright.
I am Resp. Mrs J H Brumbach
19830

May 9, 1946

Re: Application No. 27366

Mrs. J. H. Brumback
No. 411 7th Ave. No.
Nampa, Idaho

Dear Mrs. Brumback:

Upon receipt of the map of the City of Nampa, and from the land description we copied from your deed, we have drawn a sketch map of the location of your acreage, which we hope is correct, and which we enclose herewith.

However, your deed said 20.5 acres, more or less, but the plat only measures 12 or 15 acres.

Please write us giving the acreage of your tract, if you have it; and also please make a mark on the enclosed sketch map, showing the location of the well- and return to this department.

Thanking you, we are,

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Supervisor of Water Distribution

T:A
Incl.

19830

NOTICE OF PROOF APPLICATION
OF WATER TO BENEFICIAL
USE

Notice is hereby given that at 11:00 a. m. on the 16th day of April, 1948, at Nampa, County of Canyon, State of Idaho, before Marcus Cook, Notary Public, proof will be submitted of the application to beneficial use of 0.50 cubic feet per second of the waters of a well (subterranean) in accordance with the terms and conditions of Permit No. 19830, 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 Mrs. J. H. Brumback, No. 411 7th Avenue North, Nampa, Idaho.

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

The amount applied to beneficial use is 0.50 second foot.

The place where said water is used NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 22, Township 3 North, Range 2 West, B.M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is private ditch.

The right to take water from such works is based upon Permit No. 19830.

The source of supply from which such water is diverted is a well (subterranean).

The date of priority which said user is prepared to establish is May 9, 1946.

MARK R. KULP

State Reclamation Engineer.

March 23, 30, Apr. 6, 13.

3-23-48