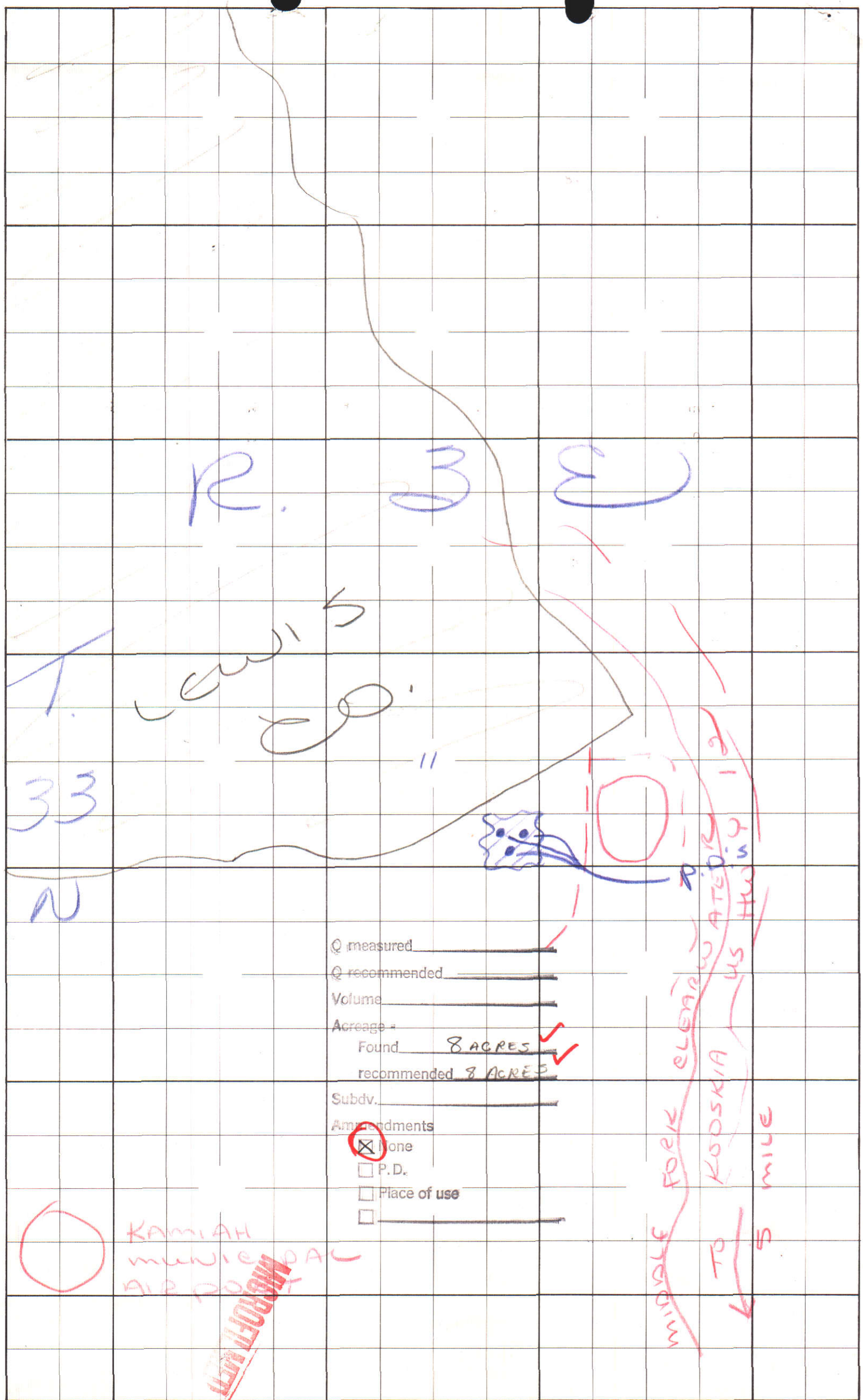




95-2139-33076 2108 FRANZ & LORENTZ
Nimrod



B 312
DON
LORENTZ

18-54

116
1217

D 374
ED HAYS

A L
BENSON

29.0

D 56
ANGUS
WILSON

D 208
ROY RANDALL

A 80 3-3
WAYMOUTH
KIRBY

D 251
FORREST
KIDDER

HOMER
GROVE

D 252
B
ROSBOROUGH

A 168
WILLIAM LORENTZ

D 365
FRED GIBBLER

NOTED

RECEIVED
SEP 22 1969 gms

Department of Reclamation

AFFIDAVIT OF PUBLICATION

_____ Gary D. Cash _____ being first duly sworn, says ~~he~~ is the Office Manager of the IDAHO COUNTY FREE PRESS, a weekly newspaper which is published and issued weekly at Grangeville, Idaho County, State of Idaho, and which is of general circulation in said county and state; that the said notice, of which the one hereto attached is a true copy, was published in said paper for two weeks, being published two times, the first publication being on the 4th day of September, 1969, and the last publication on the 11th day of September, 1969; and that the said notice was published in the newspaper proper and not a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of said notice or advertisement.

Gary D. Cash

Subscribed and sworn to before me this 11th day of September, 1969

Richard C. Hatch, Notary Public
for State of Idaho, residing at Grangeville, Idaho.

NOTICE OF EXISTING WATER PERMIT
Notice is hereby given that Franz and Lorraine Nymphus, 2562 Soda Canyon Rd., Napa, California, have received an approved permit No. 32108 issued by the Idaho State Reclamation Department authorizing the diversion of 0.1 cubic feet per second of water from three (3) unnamed springs tributary of sinks, subject to all prior rights. The priority to be established under this permit is October 19, 1964 and the permit was approved October 23, 1964. Water is to be diverted by pipe, ditches and pond from 3 points within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 11, T. 33 N. R. 3 E. B.M. Idaho County to be used for irrigation and domestic purposes in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 11, T. 33 N. R. 3 E. B.M. Proof of the application of the water to beneficial use is to be submitted to the Department on or before October 23, 1969. Any protests against the issuance of a license for the above referenced permit should be filed with the Department of Reclamation within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.
R. KEITH HIGGINSON
State Reclamation Engineer
Published in the Idaho County Free Press, Grangeville, Idaho on September 4 and September 11, 1969.

32108
85-2139

NAME OF APPLICANT Franz & Lorraine Nimphius

Form No. 0

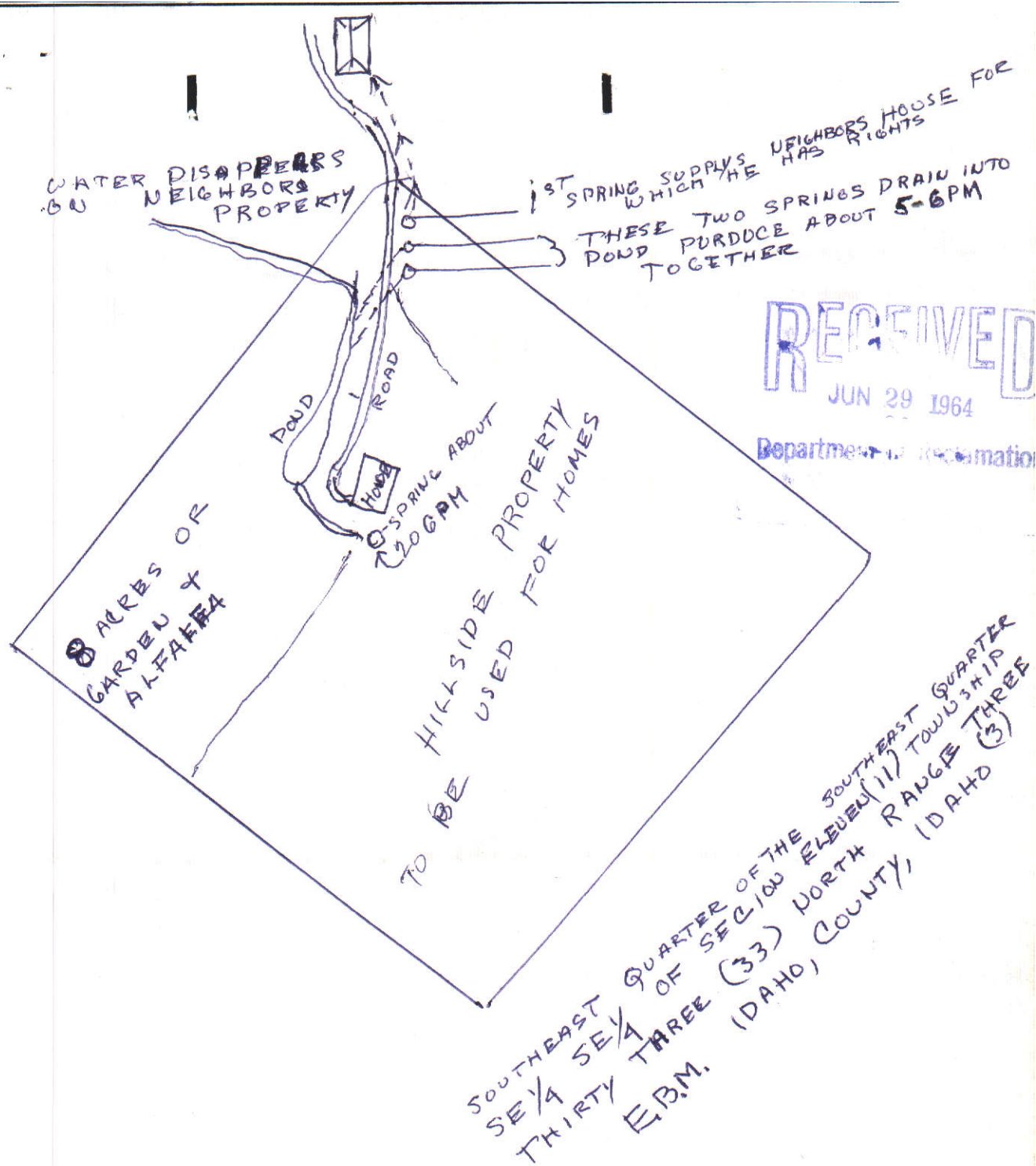
R 3 E

T
33
N

11

Pond ~~50' x 50'~~ 2 Springs
to 1 Spring

Permit Map No. 32108
As Approved
OCT 23 1964
CARL E. TAPPAN
State Reclamation Engineer



RECEIVED

JUN 29 1964

Department of Information

632108

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 85-2139 Priority October 19, 1964 Amount 0.10 cfs

THIS IS TO CERTIFY, that Franz & Lorraine Nimphius
of Kamiah, Idaho, has complied with the terms and conditions of Permit
No. 85-2139 issued pursuant to Application for Permit dated October 19, 1964,
and has submitted proof to the Department of Water Resources on August 26, 1969,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.10 cfs of water from springs,
tributary to sinks, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>March 15</u> to <u>November 15</u>	at <u>0.10</u> cfs and	<u>24.0</u> acre feet
<u>Domestic</u>	from <u>January 1</u> to <u>December 31</u>	at <u>0.04</u> cfs and	<u>1.2</u> acre feet
<u>(1 unit)</u>	from _____ to _____	at _____ cfs and	_____
	(both dates inclusive)		

Subject, however, to the condition that no more than 0.10 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
25.2 acre feet per year, said waters to be diverted within the (3 points) SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section
11, Twp. 33N, Rge. 3E in the County of Idaho

Description and location of place of use:

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 $\frac{1}{4}$	
33N	3E	11																8	8

Total number of acres irrigated 8

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 31st day of
October, 19 81.

Acting for the Director

Norman C Young

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 32108)

in the name of Franz & Lorraine Nimphius)

2362 Soda Canyon Rd., Napa, California)

ORDER MODIFYING REQUIREMENTS
FOR COMPLETION OF PERMIT TO
APPROPRIATE WATER

WHEREAS, the 39th Idaho Legislature made certain amendments to the Idaho Water Law;
and,

WHEREAS, these changes raised questions as to the procedures to be followed by
holders of permits issued prior to the effective date of the amendments, May 31, 1967;
and,

WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice
and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. 32108 was issued previous to that date;

NOW THEREFORE, the requirements for completion of the above-numbered permit are
hereby modified to conform to the adopted Rules of Practice and Procedures as follows:

1. The above-numbered permit will be completed under the terms of Title 42,
Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.
2. The conditions of the above-numbered permit are modified as follows:
 - a. Notice of the issuance of the permit will be published at the permit
holders expense for two weekly issues in the official newspaper of
the county in which the point of diversion lies.
 - b. The permittee will not be required to submit proof of completion
of works as originally specified, but will be required to submit
proof to the Department of Reclamation of the application of the
water to beneficial use on or before October 23, 1969. The per-
mit holder should be aware that failure to complete one-fifth
(1/5) of the works within one-half (1/2) of the time originally
set for Completion of Works may be grounds for cancellation at the
instance of the Department.

Dated this 30th day of July, 1969.

R. KEITH HIGGINSON
State Reclamation Engineer

By Jack A. Barnett
JACK A. BARNETT, Deputy
State Reclamation Engineer

Application For Permit
To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 40244
PERMIT No. 32108
DISTRICT No.

1. Name of Applicant: Franz & Lorraine Nimphius
2362 Soda Canyon Rd.,

Postoffice address: Napa

County: Napa

State: Calif. 94558

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: (c) Bond to be issued:
(b) Treasury stock: (d) Other resources:

2. Quantity of water claimed: 0.1 cubic feet per second.

3. Source of water supply: 3 Unnamed Springs which is a tributary of Sinks

4. Location of point of diversion: feet distant from the
3 points
corner of Section , T. , R. , B.M., and is in the SE $\frac{1}{4}$ SE $\frac{1}{4}$
of section 11 , T. 33 N. , R. 3 E. , B. M., County of Idaho

5. Water is to be used for Domestic and 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 of , 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: \$1,000

8. Kind of works: Pipe, ditches, pond

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 fee; width at water line 3 feet; depth of water 0.5 feet;
dimensions of flume:

Diameter of pipe 2 inches; length of conduit .25 miles.

Average grade per mile 10 feet.

12. The time required for the completion of such work is 5 years.

13. The time required for the complete application of the water to the proposed use is 0 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 known

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.

s/ Franz Nimphius

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 8:15 A.M. October 19, 1964

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 32108

Recorded in Book 112

Page 32108

Approved

October 23, 1964

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 **December 23, 1964**

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 **April 23, 1967**

The whole of said work to be completed on or before **October 23, 1969**

Beneficial use of water appropriated in accordance herewith, to be made on or before **October 23, 1969**

WITNESS My hand this 23rd day of October, 1964

s/ CARL E. TAPPAN

State Reclamation Engineer.

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

and ARNOLD WILLIAMS, 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 23rd.....

day of October, 19 64.

STATE OF IDAHO

Countersigned:

(SEAL)

By s/ ARNOLD WILLIAMS

Secretary of State.

By s/ ROBERT E. SMYLLIE

Governor.

REMARKS: These springs are on my property

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 $\frac{1}{4}$	
33 N	3 E	11																20	20



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

November 19, 1981

RE: Permit No. 85-2139

Franz & Lorraine Nimphius
Route #2, Box 676
Kamiah, ID 83536

Dear Mr. and Mrs. Nimphius:

Enclosed is a copy of the Water Right License issued on the above
referenced Permit.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

Enclosure

11/22/81



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

October 14, 1981

RE: Permit No. 85-2139

Franz & Lorraine Nimphius
Route #2, Box 676
Kamiah, ID 83536

Dear Mr. and Mrs. Nimphius:

A representative of this Department has made an examination of the works covered by your Permit No. 85-2139, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.10 cfs Source: springs trib. to sinks

The maximum quantity diverted shall not exceed 25.2 acre feet per year.

Point(s) of diversion: (3 points) SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 11, Twp. 33N, Rge. 3E, Idaho
County.

Beneficial use: Irrigation of 8 acres and domestic purposes within the
SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 11, Twp. 33N, Rge. 3E

Priority date established: October 19, 1985

Conditions (if any):

If you do not concur with these findings please contact us within 10 days, otherwise a water license will be issued as set forth above.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

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

Permit No. 32108/85-2139

This proof is for 0.1 cfs

In Water District No. Box 676 Kamiah Id 83536
2362 Soda Canyon Road, Napa, Calif. 94558

1. Name of applicant Franz & Lorraine Nimpnius
2. Source of water supply: 3 unnamed springs, tributary of sinks
3. Location of point of diversion: Is in the 3 points - SE 1/4 SE 1/4 of Section 11
T. 33 N R. 3 E County of Idaho
4. Describe works as they exist, giving dimensions and capacities of same:
pipe, ditches, pond. Ditch: width at bottom - 1'; width at waterline - 3'; depth of
water - 0.5'. Diameter of pipe - 2"; length of conduit - .25Miles.
5. Water is used for: domestic & irrigation
6. State whether or not water has been turned into works of diversion:
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):
33 N - 3 E, Sec. 11 SE 1/4 SE 1/4 20 acres

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

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

Remarks:

DOMESTIC USE - ONE HOUSEHOLD - 0.04 cfs - 1.2 AC-FT/YR
GRAVITY SYSTEM FOR HOUSEHOLD
IRRIGATION OF 8 ACRES BY SPRINKLER SYSTEM SPRINGS
FEED INTO POND AND A PUMP IS USE
1 1/2 HP MYERS PUMP WITH G.E. MOTOR (5KC203XA33A)
6 RAINBIRD MODEL 300 3/16" NOZZLE 60 PSI
7.82 gpm (6) = 0.1 cfs 3.0 AC/FT/YR/AC X 8 -> 24 AC-FT/YR
1.9835 X 245 = 48.6

This examination was made on the 15 day of JULY, 1976

(Signed)

Examiner.

Raym Carlson 9/25/81

DATE EXAMINATION RECORDS

7-20-72 no one home at time
for exam with a launch

by: EB

7/19/73 system was not in use
this year. It has been
used in the past by: KK
will be used next year.

8/22/74 Pump not operating this
year by: KK

by: _____

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.

Permit No. 32108/85-2139

Examination for b/u - Franz & Lorraine Nimphius

County Idaho

Quantity: 0.1 cfs Sec. 11 T. 33N R. 3E

Source: 3 unnamed springs, trib. of sinks

P.D.: 3 points, SE $\frac{1}{4}$ SE $\frac{1}{4}$

Use: irrigation & domestic

Extension:

~~Protest~~

~~Completion of Works~~

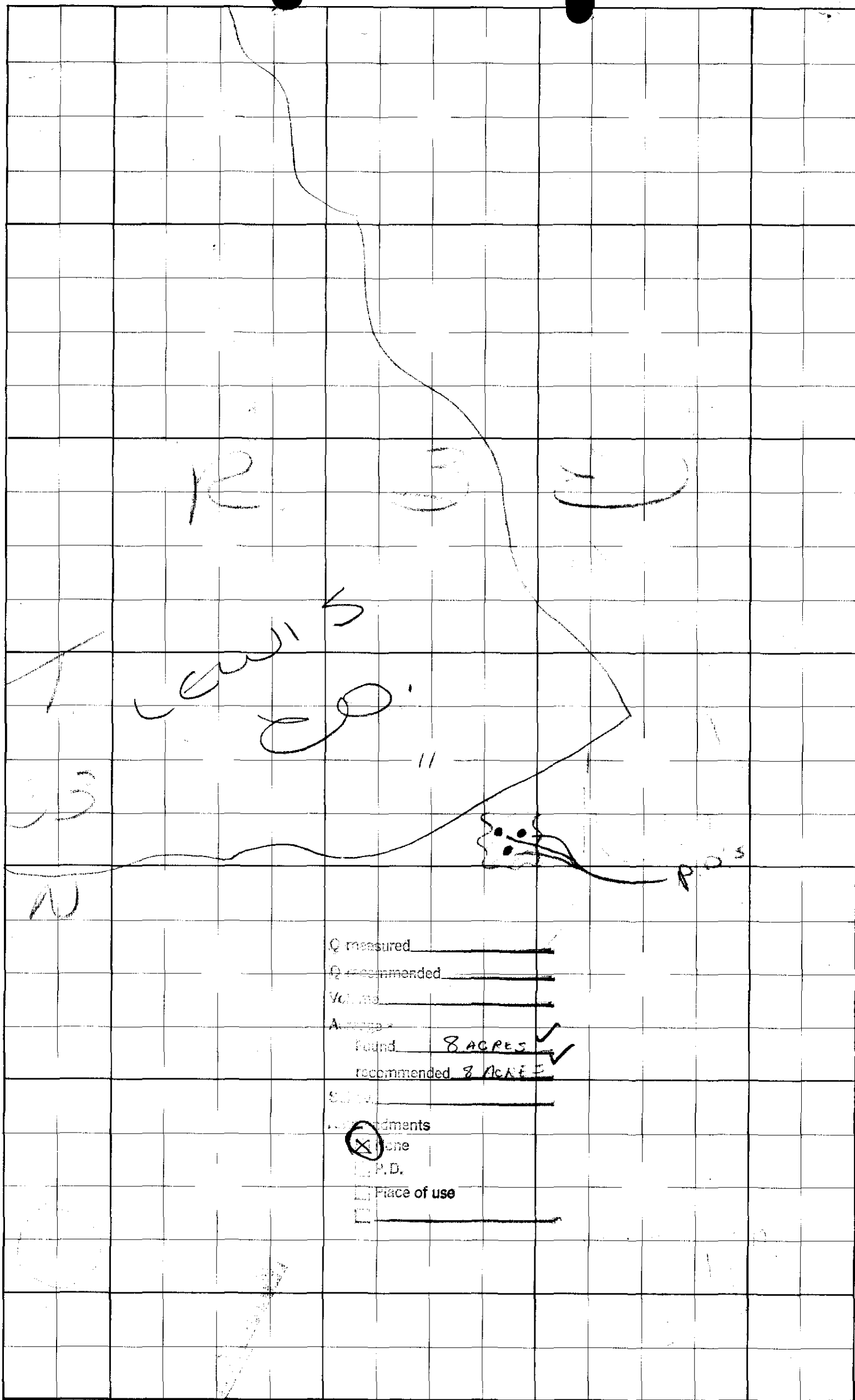
~~Other Rights~~

Filed: 10-19-64 Due: 10-23-69
Made: 8-26-69 Priority: 10-19-64

~~Done~~

Bb
Rur

MAP



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. 32108/85-2139

REPORT ON PROOF OF Franz & Lorraine Nimphius

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
NORTHERN DISTRICT OFFICE



Cecil D. Andrus
Governor
R. Keith Higginson
Director

401 Front Ave., Rm. 209
Coeur D'Alene, Idaho 83814
(208) 667-6484

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

April 23, 1974

Franz Nimphius
Route 2 Box 676
Kamiah, Idaho 83536

Dear Mr. Nimphius:

Last summer a field examiner from our Department was at your place to make the required inspection of your water system whereas we could issue the Water Right License. At the time he was there, the water was not being used and the measurement was not made.

We will contact you again this summer to make the inspection. Until then your permit would represent your water right and you are not required to file any other forms to keep your rights in good standing.

If you should have any further questions, please feel free to contact us.

Very truly yours,

Fred Eisenbarth
Northern District Manager



2108 FRANZ & Lorraine
Nimpo

B 312
DON
LORENTZ

18-54

D 374
ED HAYS

A L
BENSON

290

D 56
ANGUS
WILSON

D 208
ROY RANDALL

A 80 3-3
WAYMOUTH
KIRBY

D 251
FORREST
KIDDER

D 252
B
ROSBOROUGH

A 166
WILLIAM LORENTZ

D 365
FRED GIBBLER

WATER RIGHT NUMBER 85-2139

OWNER LAST NAME - NIMPHIUS

FIRST NAME - FRANZ

ORIG OWNER -

OWNER LAST NAME - NIMPHIUS

FIRST NAME - LORRAINE

ORIG OWNER -

ADDRESS LINE 1 - 2362 SODA CANYON RD.

ADDRESS LINE 2 -

ADDRESS LINE 3 - RT. 3 BOX 676

CITY - NAPA *Kamiah*STATE - ~~CA~~ *IL* ZIP CODE - 94558 *83536*

SOURCE - SPRINGS

TRIBUTARY OF - SINKS

STAGE - LICENSE

STATUS -

PRIORITY - 10-19-1964 COUNTY - IDAHO

TOTAL DIV. RATE - .1000 -CFS

TOTAL DIV. VOLUME - 25.2 .00 AFA INFR/AMEND -

WATER DIST. -

OLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - SESE 11 33N 03E LOT REDIV -

272.0 48.0 29.0 0.0 0.0 0.0 0.0 0.0 0.0 1.6

FROM - 3-15 TO - 11-15 USE - IRRIGATION

USE DIV. RATE -

.1000 CFS

USE DIV. VOLUME - 24.0 .00 AFA

FROM - 1-1 TO - 12-31 USE - DOMESTIC

USE DIV. RATE - .04 .0000 CFS

USE DIV. VOLUME - 1.2 .00 AFA

USE - IRRIGATION

PLACE OF USE - T1W 33N R1G 03E SEC 11 TRACT SESE LOT AC-208

DECREE NAME -

DATE -

TOTAL ACRES 20

REMARKS - 3 P/O IN SESE, S11, T33N, R3E.

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE - 10-23-1969 PERMIT/DENIED - 10-23-1964 PROTESTED -

HEARING -

OLD NO. - 32108

PROOF MADE - FGD EXAM - COND. OF APPROVAL -

DIVERSION MEANS - PIPELINE, DITCHES & POND.

3/79

IDENT. NO. 85-2139

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]

AFFIDAVIT OF PUBLICATION

NOTICE OF EXISTING WATER PERMIT
 Notice is hereby given that Franz and Lorraine Nipples, Soda Canyon Rd., Napa, California, have received an approved permit, No. 32102 issued by the Idaho State Reclamation Department authorizing the diversion of 0.1 cubic feet per second of water from three (3) unnamed springs tributary of slinks, subject to all prior rights. The priority to be established under this permit is October 18, 1964 and the permit was approved October 23, 1964. Water is to be diverted by pipe, ditches and pond from 2 points within the SE 1/4 Sec. 11, T. 33 N. R. 3 E. B.M. Idaho County to be used for irrigation and domestic purposes in the SE 1/4 Sec. 11, T. 33 N. R. 3 E. B.M. Proof of the application of the water to beneficial use is to be submitted to the Department on or before October 23, 1969. Any protests against the issuance of a license for the above referenced permit should be filed with the Department of Reclamation within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON
 State Reclamation Engineer
 Published in the Idaho County Free Press, Grangeville, Idaho on September 4 and September 11, 1969.

_____ Gary D. Cosh _____ being first duly sworn, says he is the Office Manager of the IDAHO COUNTY FREE PRESS, a weekly newspaper which is published and issued weekly at Grangeville, Idaho County, State of Idaho, and which is of general circulation in said county and state; that the said notice, of which the one hereto attached is a true copy, was published in said paper for two weeks, being published two times, the first publication being on the 4th day of September, 1969, and the last publication on the 11th day of September, 1969; and that the said notice was published in the newspaper proper and not a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of said notice or advertisement.

Gary D. Cosh

Subscribed and sworn to before me this 11th day of September, 1969

Richard C. Hatch, Notary Public
 for State of Idaho, residing at Grangeville, Idaho.

Identification No. _____

Permit No. 32108

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Reclamation

1. a) Name of Permit Holder FRANK & LORRAINE NIMPHIUS
b) Post Office Address 2362 Soda Canyon Rd, NAPA, CALIF
2. Permit Number 32108
3. Date of Priority that you are prepared to establish OCT. 19, 1964
4. a) Source from which water was appropriated (3) ~~PERMIT~~ UNNAMED SPRINGS TRIBUTARY OF SINKS
b) Location of the point of diversion: S.E. 1/4 S.E. 1/4, Section 11, T. 33N, R. 3E, B.M.
Township 33 N, Range 3. E, Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:
amount 0.1 cubic ft per sec for IRRIGATING purposes from 5-1 to 9-7 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount 0.1 cubic ft per sec for DOMESTIC to House purposes from 1-1 to 12-31 incl.
(cfs and/or acre feet per annum) Y TRAILOR (Month-Day) (Month-Day)
amount 0.1 cubic ft per sec for DOMESTIC to House purposes from 6-1 to 10-3 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 0.1 cubic ft per sec cfs and/or acre feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: PERSON IN YOUR OFFICE
FILLED OUT MY ORIGINAL COPY FOR ME OCT 19, 1964

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
b) Describe the agreement or understanding by which you take water from the works: _____

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) PIPE DITCHES POND
b) Describe the type and size of measuring device which you have installed at your point of diversion: _____
c) Give well drillers name and address and date the well was completed _____

24AM TSPC

11-4-69

JWS

83-2139
32108

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use Domestic use to house and house trailer

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: approx 5 acres

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	
33N	3E	11																5	5

Total number of acres irrigated 5 acres

10. Remarks: THESE SPRINGS ARE ON MY PROPERTY

The above information is a true statement of the extent to which the above numbered permit has been developed.

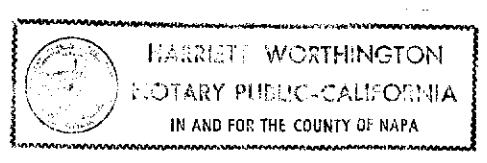
8/18/69 (Date) Frank Minphlin & Corrine Minphlin (Signature)

State of CALIFORNIA ss.
County of Napa

On this 22 day of August, 19 69, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Harriet Worthington
Notary Public residing at Napa, Calif

My commission expires 7/20/1970



STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
NORTHERN DISTRICT OFFICE



Cecil D. Andrus
Governor
R. Keith Higginson
Director

401 Front Ave., Rm. 209
Coeur D'Alene, Idaho 83814
(208) 667-6484

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

April 23, 1974

Franz Nimphius
Route 2 Box 676
Kamiah, Idaho 83536

Dear Mr. Nimphius:

Last summer a field examiner from our Department was at your place to make the required inspection of your water system whereas we could issue the Water Right License. At the time he was there, the water was not being used and the measurement was not made.

We will contact you again this summer to make the inspection. Until then your permit would represent your water right and you are not required to file any other forms to keep your rights in good standing.

If you should have any further questions, please feel free to contact us.

Very truly yours,

Fred Eisenbarth
Northern District Manager

85-2139

Rt. 2 box 676
Kamiah, Idaho 83536
April 16, 1974

RECEIVED

Dear Sir:

In Oct. of 1964 we filed water rights on our property in Kamiah under permit no. 32108. Last summer a man from this dept. came to see us and we are not clear on what we are to do. Please inform us as we do not want to lose these rights. Also we saw an article in a magazine that said a new legislation was passed in most western states for registration of both domestic and irrigation water. Is there anything we have to do regarding this in the state of Idaho. We shall be waiting to hear from you.

Sincerely

Frank Thompson

RECEIVED

APR 19 1974

Department of Water Administration

85-2139

October 10, 1969

Re: Permit No. 85-2139

Franz Nimphius
General Delivery
Kamiah, Idaho 83536

Dear Mr. Nimphius:

In regard to your letter of October 7, 1969, be informed that an examination cannot be made until the 1970 irrigation season. At that time you will be contacted as to when the exam will be made.

If you have any further questions, please advise.

Very truly yours,

Dean R. Reynolds
Field Examiner

DRR:MH

10/10/69

General Delivery
Kamiah, Idaho
Oct 7, 1969

Re: Permit No. 32108 (New No. 85-2139)
Department of Reclamation

Donald W. McElldowney
Appropriation Examiner
Boice, Idaho.

Dear Sir:

Received your letter stating
that before a license can be
issued a field examination
must be made by a representative
of the Department. We are wonder-
ing if that could be done in
the next two weeks as we
are in Kamiah until Oct 17th.
If we knew the day we

and can be contacted by
General Del, Kamiah Idaho
83536 until Oct 19th.

Hoping to hear from
you.

Very truly yours,
Frank Nymphus

10-10-69

Inform even to be made
1970 irrigation season.

27-4-8-12-
32'08

September 29, 1969

Re: Permit No. 32108 (New No. 85-2139)

Franz & Lorraine Nimphius
2368 Soda Canyon Road
Napa, California

Dear Mr. and Mrs. Nimphius:

We acknowledge receipt of the affidavit of publication submitted in connection with the above referenced permit.

Before a license can be issued, a field examination must be made by a representative from this Department.

We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination. If someone other than yourself should be contacted, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:JMB

85-2139
32108

August 27, 1969

Re: Permit No. 32108

Franz & Lorraine Nimphius
2362 Soda Canyon Road
Napa, California

Dear Mr. and Mrs. Nimphius:

The legal notice for the above referenced permit is being published in the ~~Idaho County Free Press, Grangeville, Idaho~~ on ~~September 4~~ and ~~September 11, 1969~~.

You will be required to submit an affidavit of publication to this department. The affidavit may be obtained from the above mentioned newspaper upon payment of the bill of publication.

Thanking you for your cooperation in this matter.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:JMB

85-2139
32108

August 27, 1969

Re: Permit No. 32108--Franz and Lorraine Nimphius

Idaho County Free Press
Box 267
Grangeville, Idaho 83530

Gentlemen:

Enclosed is a legal notice which we wish to have published for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for our review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted assuming the notice is correct. If we have any corrections, we will notify you before the first publication date. If you cannot publish the notice on the proposed dates, please contact the Department of Reclamation immediately.

The expense of the publication is to be paid by Franz and
Lorraine Nimphius, 2362 Soda Canyon Road, Napa, California,
to whom you should furnish an affidavit of publication.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:JMB

Enc. Legal Notice (1)

5/2/70
RS-2136

RECEIVED

AUG 29 1969

Department of Reclamation

NOTICE OF
EXISTING WATER PERMIT

Notice is hereby given that Franz and Lorraine Nimphus, 2362 Soda Canyon Rd., Napa, California, have received an approved permit No. 32108, issued by the Idaho State Reclamation Department, authorizing the diversion of 0.1 cubic feet per second of water from three (3) unnamed springs tributary of sinks, subject to all prior rights. The priority to be established under this permit is October 19, 1964 and the permit was approved October 23, 1964. Water is to be diverted by pipe, ditches and pond from 3 points within the SE 1/4 SE 1/4, Sec. 17, T. 33 N. R. 3 E. B.M., Idaho County to be used for irrigation and domestic purposes in the SE 1/4 SE 1/4, Sec. 17, T. 33 N. R. 3 E. B.M. Proof of the application of the water to beneficial use is to be submitted to the Department on or before October 23, 1969. Any protests against the issuance of a license for the above referenced permit should be filed with the Department of Reclamation within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON
State Reclamation Engineer
published in the Idaho County
Free Press, Grangeville, Idaho, on
September 11 and September 12, 1969.

RECEIVED

AUG 26 1969

Department of Reclamation

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Franz and Lorraine Nimphius, 2362 Soda Canyon Rd., Napa, California, have had received an approved permit No. 32108 issued by the Idaho State Reclamation Department authorizing the diversion ~~SCOTAGE~~ of 0.1 cubic feet per second ~~acre/foot/foot/foot~~ of water from three (3) unnamed springs tributary of sinks, subject to all prior rights. The priority to be established under this permit is October 19, 1964 and the permit was approved October 23, 1964. Water is to be diverted by pipe, ditches and pond from ³ points within the SE4SE4, Sec. 11, T. 33 N, R. 3 E, B.M., Idaho County to be used for irrigation and domestic purposes in the SE4SE4, Sec. 11, T. 33 N, R. 3 E, B.M.

Proof of the application of the water to beneficial use is to be submitted to the Department on or before October 23, 1969. Any protests against the issuance of a license for the above referenced permit should be filed with the Department of Reclamation within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Idaho County Free Press, Grangeville, Idaho on September 4 and September 11, 1969.

State Reclamation Engineer: Permit No. 32108

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

Franz Nimphius
(Signature)
Lorraine Nimphius
Department of Reclamation

2362 Soda Canyon Rd, Napa, Calif
(Address)
August 18, 1969
(Date)

85-2139
32108

August 1, 1969

Re: Permit No. 32108

Franz & Lorraine Nimphius
2362 Soda Canyon Road
Napa, California 94558

Dear Mr. & Mrs. Nimphius:

During the 1967 session of the Idaho Legislature, certain amendments were made in the law pertaining to the procedures for making proof of beneficial use of water. In order for the Department to comply with these changes, Rules of Practice and Procedure were adopted on August 1, 1968. Generally, these procedures and the amended law make it simpler for a person to make proof and relieve the permit holder from making separate proofs of completion of works and beneficial use of water.

The enclosed order modifies your permit to comply with these rules and regulations. As a part of the new procedure, you will be required to publish a notice at your expense for two consecutive weeks in a paper as prescribed by the Department, stating that you have been issued a permit and are now submitting proof of beneficial use. Previously, a permit holder had to publish a notice for four weeks when he submitted proof under his permit.

If you will complete the enclosed forms, we will cause the notice to be published. Should you require additional forms or information, we will be glad to supply it upon request at any time.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR

Enc: Order

Proof due notice

Proof package

Advertising package

85-2139
32108

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Show to whom, date, and
address where delivered

☐ Deliver ONLY
to addressee

(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE *(Must always be filled in)*

CERTIFIED NO.

21179

INSURED NO.

1

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

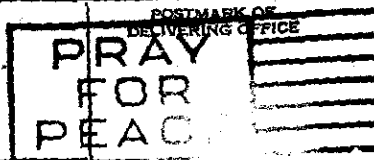
DATE DELIVERED

AUG - 5 1960

SHOW WHERE DELIVERED *(only if requested)*

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

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



INSTRUCTIONS: Show name and address below and complete instructions on other side, where applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article RETURN RECEIPT REQUESTED.

← RETURN
TO

NAME OF SENDER

STREET AND NO. OR P.O. BOX

Department of Reclamation
Annex #2 Statehouse

POST OFFICE, STATE, AND ZIP CODE

Boise, Idaho 83

635-10-71548-10

Apr. 1967

POD Form 3811

CERTIFIED MAIL

August 1, 1969

Re: Permit No. 32108

Franz & Lorraine Nimphius
2362 Soda Canyon Road
Napa, California 94558

Dear Mr. & Mrs. Nimphius:

One of the conditions of the approval of your permit no.
32108 was that proof of application of the water
to beneficial use be submitted to this office on or before
October 23, 1969.

Enclosed is an affidavit form which must be used to submit
this proof. You may request an extension of time provided the
delay is for reasonable cause as indicated in Section 42-204,
Idaho Code Amended.

Either the proof or a request for extension of time must
be received by this department on or before the above mentioned
date, otherwise the permit will lapse and be of no further force
or effect.



State Reclamation Engineer

Enc: Proof form
DR

85-2131
32108

April 7, 1967

Re: Permit No. 32108

Franz Nimphius
2362 Soda Canyon
Napa, California 94558

Dear Mr. Nimphius:

In reviewing our files, we find that everything is in order to date on Permit No. 32108 and we will notify you at your California address when further action should be taken.

Very truly yours,

Donald J. Watts
Engineer

DJW:nw

b 32108

2362 Soda Canyon
Kapa Calif 94558
April 4, 1966

RECEIVED
APR 7 1967

Department of Reclamation

State of Idaho
Dept of Reclamation
 Boise, Idaho.

Dear Sir:

We have a permit No. 32108 with
your dept. There is $\frac{1}{5}$ of the work to
be completed by April 23, 1967. and we
would like to know the procedure on
this. We live in Calif. and circumstances
do not always permit us time to go up
& work on the place. We have three
~~for~~ bored in one spring and have
domestic water pipes going to the
house. We intend to have this water
connected & used in the house this
year. The rest of the work will be
832108

done by Oct of '69" as specified.

Please inform us immediately if
we are doing things according to
your rules and we would appreciate
any help you can give us in this
project.

Thank you.

Sincerely

Franz Kemphuis

RECEIVED
APR 7 1967

Department of Reclamation

632108

October 30, 1964

Re: Permit No. 32108
Frans & Lorraine Nimphius

Mr. Frans Nimphius,
2362 Soda Canyon Rd.,
Napa, California.

Dear Mr. Nimphius:

We enclose Permit No. 32108 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. 32489 which was issued covering payment in the amount of \$ 5.00 for the filing fee of the above mentioned permit.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk

832108

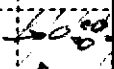
NAME OF APPLICANT Franz & Lorraine Nimphius

Form No. 0

R 3 E

T
33
N

11

Pond  2 Springs
a  1 Spring

Permit No. 32108
As /
State

June 29, 1964

Re: Application for Permit

Franz Nimphius
2362 Soda Canyon Road
Napa, California

Dear Mr. Nimphius:

Enclosed is Form 1, Application for Permit to divert surface water, with instructions.

The permit issued by this office required that construction of works must be started within 60 days of approval of the permit, 1/5 of the work must be completed within 2 $\frac{1}{2}$ years and all work must be completed within 5 years. You can have additional time to put the water to beneficial use.

The allowable amount of water on a permit is one-fiftieth cubic foot per second, per acre of land. If your springs only develop 25 gallons per minute, or about 0.06 c.f.s, the 5 acres presently being irrigated would be sufficient.

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

432108

2362 Soda Canyon Rd.
Napa, Calif.
June 23, 1964

RECEIVED
JUN 29 1964

State Dept of Reclamation
State House
Boise, Idaho

Department of Reclamation

Gentlemen:

I would like to file for water rights on 40 acres of land which I purchased in Idaho. I intend to retire on this property, and build my home and possibly several other homes. I hope to have about 8 acres of alfalfa and garden and will need all the water from my springs for irrigation. The pond I have drawn on the property map drains and disappears on the neighbors property and to my knowledge no one is using the overflow. At present there is about 3 acres of alfalfa and 2 acres of cucumbers planted on the property with my permission by some neighbors who will irrigate this with my water. I do not intend to move up to Idaho for another 5 or 6 years and want to protect myself so that when I do get there I will have all the water I need.

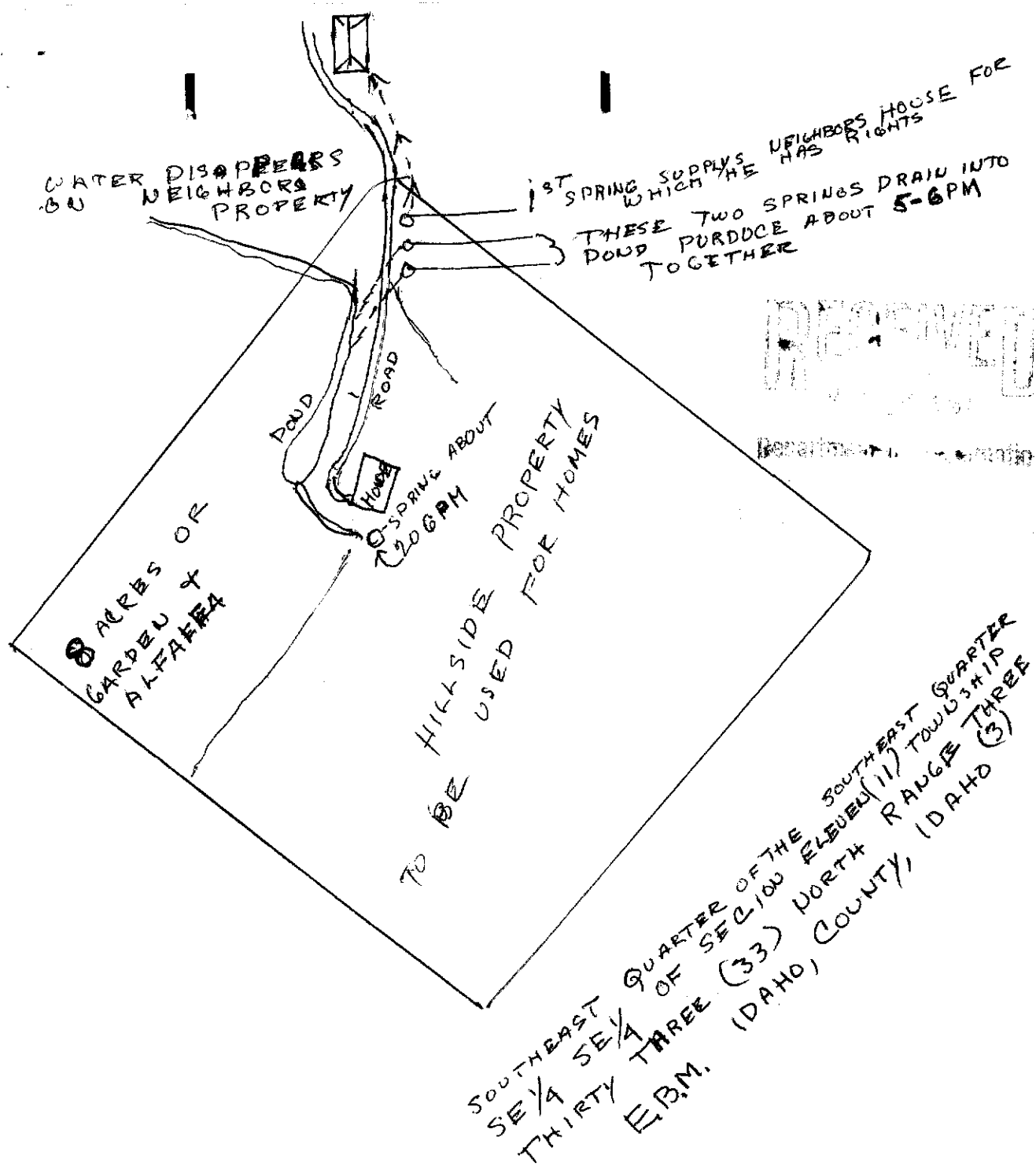
Will you please send us information on this matter and just what we have to do to file water rights. We certainly will appreciate any help you can give us.

Sincerely

Franz Nimphius

Franz Nimphius

832108



RECEIVED

Department of Agriculture

632108