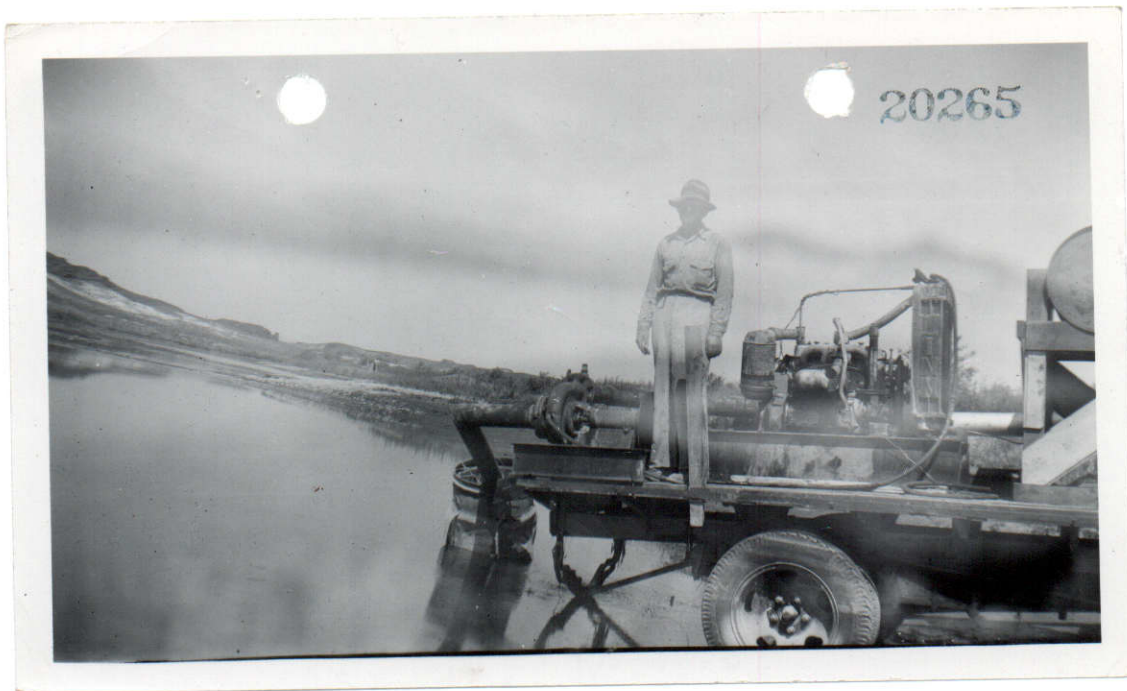




950' x 18" 4" steel pipe

75' x 110' x 70' x 55' = 575'

had 77hp diesel electric
pump sprinkler 66 3/16

44 x 62 1/2 = 275'

8' area
15'
25'

312
28
284

192

50
242" for 272 acres
284 acres

R-2E

Nearest road on our maps
is in Sec. 31, 38-2E.

R2E

T3S

31 32

T4S

Lot 1
32

40 40 40 40

40 40

Lot 5
Lot 7

6

5

4

T.
4
S.

7

8

9

Sitake River

P.D.
Portable outfalls

P.D.

P.D.

75hp Vertical
Electric Motor
B. Jackson
Turbine

Subdivisions = 8

Area = 284 acres

Q = 242 inches

4.84 cfs.

Affidavit of Publication

County of Elmore }
STATE OF IDAHO } ss.

I, Lloyd S. Waters do
solemnly swear that I am the foreman, the publisher of the

MOUNTAIN HOME NEWS

a weekly newspaper of general circulation, published once a week at MOUNTAIN HOME, IDAHO, that the notice attached hereto and which is a part of the proof of publication thereof, was published in

said newspaper for 4 consecutive weeks, the

first publication having been made on the 18th

day of December, 1958, and the

last publication having been made on the 8th day

of January, 1959; every
number of the paper during the period and time of
publication and that the notice was published in the
newspaper proper and not in a supplement thereof.

And I further swear that the said MOUNTAIN
HOME NEWS has been continuously and uninter-
ruptedly published in said Elmore County during
a period of 78 consecutive weeks prior to the first
publication of the attached notice.

Lloyd S. Waters

Subscribed and sworn to me this 9th day

of January, 1959

O. E. Cannon

Notary Public

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

Notice is hereby given that at 2:00 P.M. on the 16th day of January, 1959, at Mountain Home, County of Elmore, State of Idaho, before Perce Hall, Notary Public, Mtn. Home, Idaho, proof will be submitted of the application to beneficial use of 6.05 cubic feet per second of the waters of Snake River in accordance with the terms and conditions of Permit No. 20265 heretofore issued by the State Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Robert C. Kinney, 1108 N. 14th Street, Boise, Idaho.

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

The amount applied to beneficial use is 6.05.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) SW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Lot 5 and Lot 7 of Sec. 5, and Lot 1, SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 6, all in Twp. 4 S., Rge. 2 E., B. M.

Point of diversion is NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 9, and Lot 7 of Sec. 5, all in Twp. 4 S., Rge. 2 E., B. M.

The right to take water from such works is based upon Permit No. 20265.

The source of supply from which such water is diverted is Snake River.

The date of priority which said user is prepared to establish is January 23, 1948.

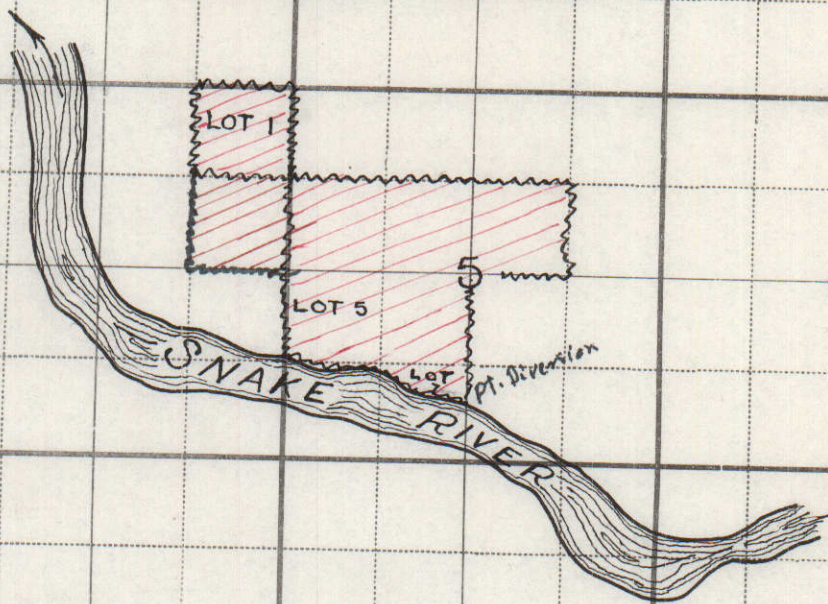
GEO. N. CARTER
State Reclamation Engineer

First publication Dec. 18, 1958.
Last publication Jan. 8, 1959.

02-2437

20265

TOWNSHIP-4 SOUTH
RANGE-2 EAST



Permit Map No. **20265**
As Approved
JAN 29 1948
MARK R. KULP
State Reclamation Engineer

Transfer No. 1944
Application No. (1) 02-2437
(2) 02-2070

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

APPROVED

Name of applicant Edwin &/or Betty Good Phone 495-2587
Post office address Route 1, Melba, ID

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree to _____ (Name)
in case of _____ vs _____
dated _____ in _____ county of _____
(Name of court)
- b. License No. 02-2070 (2)
02-2437 (1) issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant

Water rights were acquired with the purchase of the land

3. Source of water Snake River tributary to Columbia River

4. Date of priority (2) 6-05-1948
(1) 1-23-1948

5. Water is used for the following purposes:

amount (1) 4.84 cfs for Irrigation purposes from Mar. 15 to Nov. 15
amount (2) 1.46 cfs for Irrigation purposes from Mar. 15 to Nov. 15
amount _____ for _____ purposes from _____ to _____
(month/day - both dates inclusive)

6. Total amount of water under right: a. (2) 1.46
(1) 4.84 cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 9
Township 4 S Range 2 E, B.M., in Elmore County
Additional points of diversion, if any Lot 7, Sec. 5, T. 4S, R. 2E

8. Lands irrigated or 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 $\frac{1}{4}$	
4S	2E	5			40				40	40	40	40	L. 5 40	L. 7 12					212
		6	L. 1 32			40													72
		4										33	5	15			20		73

Total number of acres to be irrigated 357

B. DESCRIPTION OF PORTION OF RIGHT FOR WHICH THE CHANGE IS REQUESTED (If the entire right is requested changed, omit part B)

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____
3. Place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Change in point of diversion
- a. Amount of water to be diverted 6.3 (Lot 1) c.f.s. &/or _____ acre feet
- b. Point(s) of diversion NE ¼ NE ¼, Section 8 Township 4S
Range 2E, B.M., Elmore County
Additional points NE¼SE¼ (Lot 6), Sec. 6, T. 4 S, R. 2 E
- c. Description of diverting works Pumps. Land will be partly sprinkled and partly gravity irrigated
- d. Describe the reasons for applying for a change in the point(s) of diversion to improve and update existing system

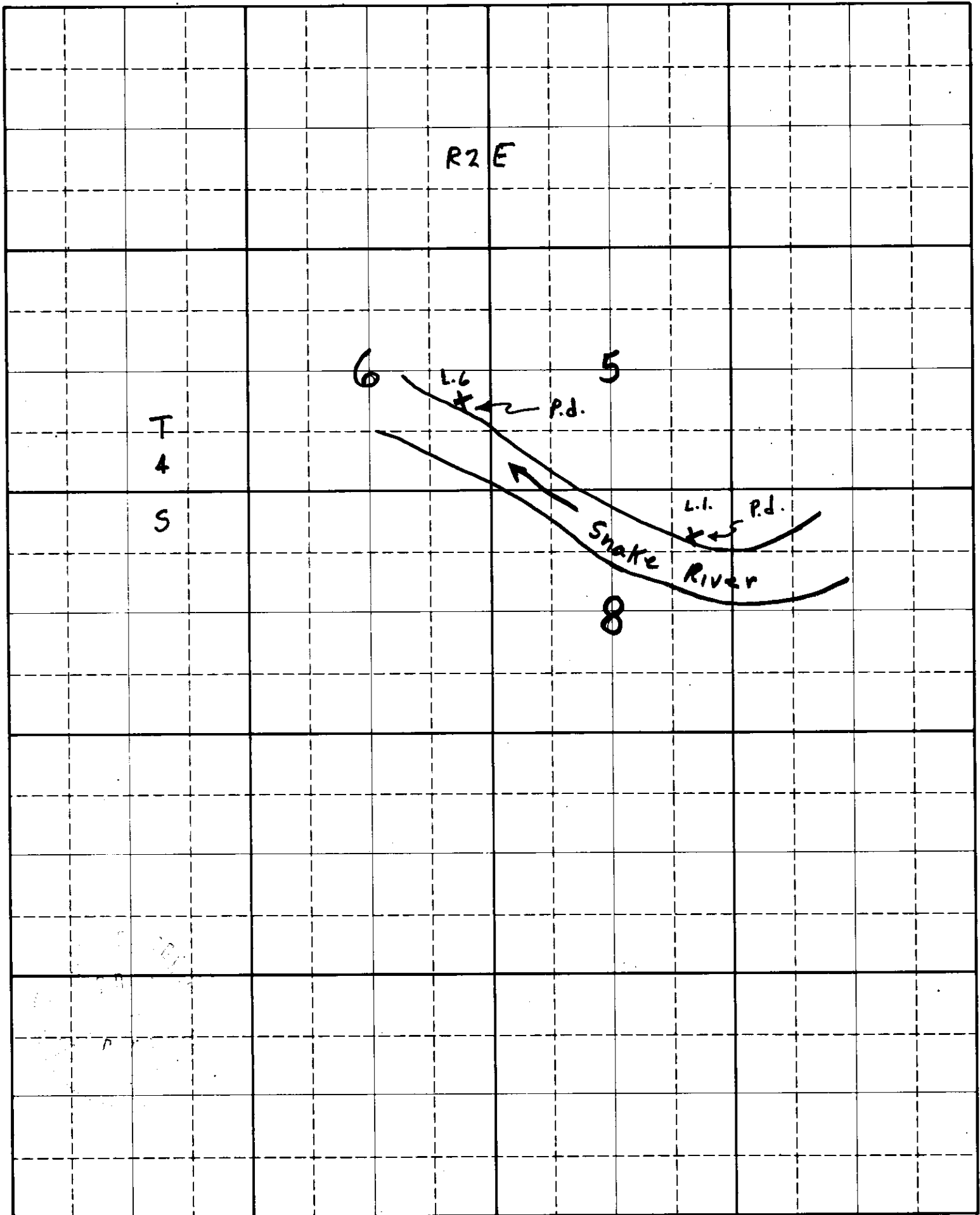
2. Change in place of use Nº CHANGE

- a. Describe the lands or place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

- b. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

3. Remarks _____

I hereby assert that no one will be injured by such change and the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

Subscribed and sworn to before me this 15th day of March, 19 76
X Betty L. God
(Signature of applicant)

My commission expires Life
Lyle Glen Saxton
(Notary public)

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 02-2437/02-2070, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

A measuring device of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons: _____

Witness my hand this 16 day of April, 19 76

R. Keith Higginson
R. KEITH HIGGINSON, Director

FOR DEPARTMENT USE ONLY

Received by THH Date 3-15-76 Protest filed by _____
Prelim. check by THH Fee 30⁰⁰ _____
Receipted by RB Date 3-15-76 #3687 _____
Published in Monte Home News, Monte Home Copies of protest forwarded by _____
Pub. dates March 25 + April 1 Hearing held by _____ Date _____
Watermaster recommendation requested on _____ Recommended for approval denial
_____ rec'd. _____ by su

State of Idaho
License and Certificate of Water Right

Water License No. 20265

Amount 4.84

Water District No. _____

Priority Jan. 23, 1948

THIS IS TO CERTIFY that ROBERT C. KINNEY
of Boise, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated January 23, 1948; that Permit No. 20265
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
6.0 second feet, was issued thereunder on January 8, 1953, showing that said works
were completed on the 8th day of January, 19 53; and that on the 16
day of January, 19 59,

ROBERT C. KINNEY

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 Snake River
, a tributary of Columbia River, for the purpose of irrigation and domestic
use, under Use Permit No. 20265 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
11 of Licenses at page 6632, on the 16 day of April, 19 59;

The right hereby confirmed dates from January 23, 19 48;

The Point of Diversion is located Lot 7, Section 5, and
in the NW 1/4 NE 1/4, Sec. 9, Tp. 4 S., R. 2 E., B. M. County Elmore

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 4.84 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
4 S.	2 E.	5	SW 1/4 NE 1/4	40	40
			SE 1/4 NW 1/4	40	40
			SW 1/4 NW 1/4	40	40
			NW 1/4 SW 1/4 (lot 5)	38.4	40
			NE 1/4 SW 1/4	40	40
			SE 1/4 SW 1/4 (Lot 7)	37.2	12
		6	NE 1/4 NE 1/4 (Lot 1)	36.78	32
			SE 1/4 NE 1/4	40	40
			Total number of acres irrigated:		284

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

16 day of April, 19 59.

s/ GEO. N. CARTER

State Reclamation Engineer.

(SEAL)

3-2912
02-2437

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

~~02-2012~~
02-2437

Application No. 27882
Permit No. 20265
District No.

1. Name of Applicant: ROBERT C. KINNEY

Postoffice address: ^{1527 14} ~~714~~ N. 19th St., Boise

County: Ada

State: Idaho

I. If applicant is a corporation, give:

- (a) Date and place of incorporation:
- (b) Amount of capital stock:
- (c) Amount paid in:
- (d) Names and addresses of directors:

II. The financial resources of the applicant are:

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

2. Quantity of water claimed: 6.05 cubic feet per second.

3. Source of water supply: Snake River which is a tributary of Columbia River

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

corner of Section , T. , R. , B.M., and is in the Lot 7

of Section 5 , T. 4 S. , R. 2 E. , B.M., County of Ada

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: \$ 5,000.00

8. Kind of works: Pump, pipe line 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 3 feet; width at water line 6 feet; depth of water 1 feet;

dimensions of flume:

Diameter of pipe 12 or 18 inches; length of conduit 1100 ft. pipe line
Ditches- 3 miles

Average grade per mile 5.28 feet.

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

13. The time required for the complete application of the water to the proposed use is Six (6) additional years.

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

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

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.

ROBERT C. KINNEY *Applicant.*

By

Agent.

Date of first receipt at Department of Reclamation: 3:00 P. M. January 23, 1948

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 20265

Recorded in Book **73** Page **20265** Approved **January 29, 1948**

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 29, 1948** 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 29, 1950

The whole of said work to be completed on or before **January 29, 1953**

Beneficial use of water appropriated in accordance herewith, to be made on or before January 29, 1959

Witness my hand this 29th day of January, 1948

MARK R. KULP

State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, C. A. ROBINSON, Governor of the State of Idaho,

and J. D. "CY" PRICE, 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 29th.....

day of January 19 48

STATE OF IDAHO

Countersigned:

(SEAL)

By C. A. ROBINS

By J. D. "CY" PRICE

Governor.

Secretary of State.

Remarks: Applicant intends to use electric power and pump suitable for raising the amount of water filed on to a height of approximately 40 feet.

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	
4 S.	2 E.	5 6	Lot 1 36.78	40		40	40	Lot 5 40.38	Lot 7 37.20								225.6 26.78 <u>302.38</u>		
Total Number of Acres to be Irrigated -																			
APPLICATION FOR AMENDMENT TO PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO, No. 20265. Come now Robert C. Kinney, and represents to the State Reclamation Engineer of the State of Idaho: That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. 20265. That the point of diversion is described in said Permit as being located in Lot 7, Section 5, Township 4 S. Range 2 East, B. M. That he now requests that an additional point of diversion be added at a point located in Lot 1 (NE¹/₄ NE¹/₄ Township 4 South, Range 2 East, B. M. That his reasons for desiring to make such change are as follows: To simplify and lower the cost of irrigation. That no one will be injured by such change, and that such change will be made at Permit Holder's own risk. Signed at Boise, Idaho, this 7th day of July, 1948. Rob't. C. Kinney Date of receipt at Department of Reclamation: July 7, 1948 APPROVAL OF STATE RECLAMATION ENGINEER I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. 20265. This approval constitutes and is issued as an amendment to the original permit to which it refers, and of which it becomes a part, and said approval approved only insofar as the rights of others will not be adversely affected thereby. MARK R. KULP State Reclamation Engineer																			

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. 20265

Comes now Robert C. Kinney and represents to the State Reclamation Engineer of the State of Idaho:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. 20265.

That one point of diversion is described in said permit as being located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 9, Twp. 4 South, Range 2 East, B.M.

That he now requests that the point of diversion be changed to a point in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 9, Twp. 4 South, Range 2 East, B.M.

That his reasons for desiring to make such change are as follows: Water too shallow at original point to install a pump.

That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.

Signed at Boise, Idaho this 8th day of January, 1953.

Robt. C. Kinney

Date of receipt at Department of Reclamation Jan. 7, 1953.

APPROVAL OF STATE RECLAMATION ENGINEER

I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. 20265. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

MARK R. KULP
State Reclamation Engineer

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that Robert C. Kinney of Boise, County of Ada, and State of Idaho, the holder of Permit No. 20265, issued upon Application No. 27882 bearing date of priority of January 23, 1948, authorizing the diversion of 6.05 second feet of the waters of Snake River, County of Ada, 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 six (6) second feet of the waters of Snake River; that the points of diversion of said waters are in Lot 7, Section 5, and the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 9, Township 4 South, Range 2 East, B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: SW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Lots 5 & 7, Section 5; Lot 1, SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 6; All in Township 4 South, Range 2 East, B.M.

Witness my hand this 8th day of January, A.D. 1953.

MARK R. KULP
State Reclamation Engineer

Proof of completion of works made January 8, 1953
Certificate of completion of works issued January 8, 1953.

LICENSED TO 4.84 SEC. 11
Page 6632

02-2437

[illegible]

Total number of acres irrigated _____

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION
5779 Overland, Boise, ID 83705

• Idaho Water Resources Dept. • May 17, 1978
Western Regional Office
29 S. Cole Road
Boise, ID 83705

• Dear Sirs:

Farmers Home Administration has a mortgage on property owned by Edwin P. Good, and therefore has an interest in water permit numbers 02-2437, 63-7389, 02-2070 and application permit number 02-2353. Would you please inform us if any adverse action is taken on these permits?

Sincerely,

Leland U. Robison
Leland U. Robison
County Supervisor

RECEIVED
MAY 17 1978

Department of Water Resources
Western Regional Office

Farmers Home Administration is an Equal Opportunity Lender.
Complaints of discrimination based on race, sex, religion,
national origin or marital status should be sent to:
Secretary of Agriculture, Washington, D. C. 20250

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

5 April, 1977

Mr. Gene Curtis
Federal Land Bank of Boise
Box 7644
Boise, Idaho 83707

Dear Mr. Curtis,

As you requested today on the telephone, I am sending you copies of the following water rights: 03-2012, 02-2070 and 02-2353.

You may remit the copying charges of \$5.00 to the department at your convenience.

Sincerely,

Kay Weaver
(Ms.) Kay Weaver
Records Supervisor

Encl.

Pr 4/7/77
#6920

MICROFILMED

TRANSFER NO.	NAME	AMOUNT C.F.S.	BALANCE C.F.S.	RIGHT NO.
----	Robert C. Kinney	4.84 cfs		02-2437
1944	Edwin &/or Betty Good	4.84 cfs	-0-	02-2437

T

R

A

N

S

F

E

R

April 16, 1976

Re: Transfer No. 1944/02-2437, 02-2070

Edwin &/or Betty Good
Route # 1
Melba, Idaho 83641

Dear Mr. & Mrs. Good:

Enclosed is a copy of your approved Application for Transfer of Water Right No. 02-2437/02-2070.

Be sure to note that a special condition requiring you to install and maintain a measuring device at the points of diversion has been placed upon this transfer. We have enclosed a letter describing different types of measuring devices accepted by the Director.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:DR
Enc: Copy of transfer
Information letter

bc: Western Regional Office

**NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
NO. 02-2070 & 02-2437**

Notice is hereby given that EDWIN &/or BETTY GOOD of Melba, ID has applied to the

Department of Water Resources for a change of point of diversion of the waters of the Snake River trib. to the Columbia River. The rights sought to be changed are evidenced by License No. 02-2070 and License No. 02-2437 and are recorded as follows. Amount: 1.46 cfs & 4.84 cfs Priorities: 6-05-1948 & 1-23-1948 Points of Diversion: NW 1/4 NE 1/4, Sec 9 & Lot 7, Sec 5, T4S-R2E, B.M., Elmore County. The water is used for irrigation purposes for 357 acres located within W 1/2 SW 1/4, SE 1/4 SW 1/4, SW 1/4 SE 1/4, Sec 4; SW 1/4 NE 1/4, S 1/2 NW 1/4, N 1/2 SW 1/4, SE 1/4 SW 1/4, Sec 5; E 1/2 NE 1/4 Sec 6; T4S-R2E, B.M.

TO BE CHANGED AS FOLLOWS

Amount: 6.3 cfs Points of Diversion: Lot 1 (NENE) Sec 8 & Lot 6 (NESE) Sec 6, T4S-R2E The water will be used for irrigation purposes on the same land.

Any protects against approval of the proposed change of water right application must be filed with the Department of Water Administration on or before April 12, 1976.

R. KEITH HIGGINSON
Director

Published in the Mountain Home News, Mountain Home, ID on March 25, 1976 and April 1, 1976.

OK
4-6-76
RB

Affidavit of Publication

County of Elmore }
STATE OF IDAHO } ss.

I, Lloyd S. Waters do solemnly swear that I am the foreman, or publisher of the

MOUNTAIN HOME NEWS

a weekly newspaper of general circulation, published once a week at MOUNTAIN HOME, IDAHO, that the notice attached hereto and which is a part of the proof of publication thereof, was published in said newspaper for

2 consecutive weeks, the first publica-

tion having been made on the 25 day

of March, 1976, and

the last publication having been made on the

1 day of April

1976; every Thursday issue of the paper

during the period and time of publication and that the notice was published in the newspaper proper and not in a supplement thereof.

And I further swear that the said MOUNTAIN HOME NEWS has been continuously and uninterruptedly published in said Elmore County during a period of 78 consecutive weeks prior to the first publication of the attached notice.

Lloyd S. Waters

Subscribed and sworn to me this 1

day of April, 1976

Lloyd S. Waters

Notary Public

DEPARTMENT OF WATER RESOURCES

TRANSFER ANALYSIS SHEET

1. Source Snake R. Name _____
2. Right Being Transferred Right No. 02-2070
02-2437
- a. _____ Decree Transfer No. _____
☒ Licenses
☒ Uses
- b. _____ Priorities
- c. ☒ Location - Original P. D.
- d. ☒ " - Original P. U.
- e. ☒ " - New P.D.
- f. ☒ " - New P.U.
- g. 6.3 cfs Amount
☒ All
_____ Part
3. No Proof of Ownership of Right req'd.
Comment N/A only P.d. is being
changed
4. No Expansion of Right
Comment _____
5. ☒ Map
6. ☒ Signature
7. ☒ Fee
8. Watermaster's Comments N/A. No. Snake R.
watermaster.
9. Comments _____
10. Initial Review by HH Date 3-15-76
11. Recommended Action
☒ Approve
_____ Deny
_____ Conditions meas devices req'd
- By HH Date 4-12-76



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN DISTRICT — ANNEX 3

Cecil D. Andrus
Governor

Statehouse
Boise, Idaho 83720
(208) 384-2190

R. Keith Higginson
Director

March 18, 1976

Re: Notice of Proposed Change of Water Right Nos. 02-2070 & 02-2437

Mountain Home, News
P. O. Drawer 9
Mountain Home, ID 83647

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week 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 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. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear in the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(Signature of Claimant)

Sincerely,

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 02-2070 & 02-2437

Notice is hereby given that EDWIN &/or BETTY COOD
of Melba, ID has applied to the Department of Water
~~Resources~~
~~Administration~~ for a change of point of diversion of the waters of ~~the Snake River trib. to the Columbia River~~.
The right ^{are} sought to be changed ~~is~~ evidenced by License No. 02-2070 and License
No. 02-2437 and ~~is~~ ^{are} recorded as follows.
Amount: 1.46 cfs & 4.84 cfs Priorities: 6-05-1948 &
XXXXXXXX 1-23-1948
Point of Diversion: NW1/4 Sec 9 & Lot 7, Sec 5, T4S-R2E, R.M., Elmore County
The water is used for irrigation purposes for 357 acres located
within W1/4, SE1/4, SW1/4, Sec 4; SW1/4, S1/4, N1/4, SE1/4, Sec 5;
E1/4 Sec 6; T4S-R2E, R.M.

TO BE CHANGED AS FOLLOWS

Amount: 6.3 cfs
Points of Diversion: Lot 1 (NENE) Sec 8 & Lot 6 (NESE) Sec 6, T4S-R2E
The water will be used for irrigation purposes on the same land.

Any protests against approval of the proposed change of water right appli-
cation must be filed with the Department of Water Administration on or before
April 12, 1976.

R. KEITH HIGGINSON
Director

Published in the Mountain Home News, Mountain Home, ID
on March 25, 1976 and April 1, 1976.

FEB 18 1976

Department of Water Resources

EL RANCHO REALTY

FARM AND RANCH BROKERS

FRANK L. FIVECOAT

DAVID L. PUTNAM

1002 Blaine - Dial (208) 454-8668 - Caldwell, Idaho 83605

File

February 18, 1976

Water Resources Department
373 W. Franklin
Boise, Idaho

Gentlemen;

This letter is notification that Edwin P. Good, Star Route, Melba, Idaho, has purchased the Big Foot Bar Ranch, owned by the Lawson's. Please make the changes on your permit # 31989 and water license # 20265/03-2012 and # 20488.

02-2010

02-2353

02-2437

If you have any questions, please contact me.

Sincerely,

Frank L. Fivecoat
Frank L. Fivecoat

gn

October 11, 1965

RE: License Nos. 20265, 20488
Robert C. Kinney, Gordon D. Kinney

Loretta L. Strickling
Wendell, Idaho

Dear Mrs. Strickling:

Enclosed are the copies of the above numbered licenses
which you requested in your letter of October 9, 1965.

Also enclosed is departmental receipt No. 32954 in the
amount of \$2.00 covering the fees.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ar

Enc. copies of licenses 2
receipt

~~20265~~
20488

RECEIVED
OCT 11 1965
Department of Reclamation

Wendell, Idaho
October 9, 1965

Mrs. Edna P. Rule
Chief Clerk
Department of Reclamation
Boise, Idaho

Dear Mrs. Rule:

You will find enclosed my check in the amount of \$2.00 to cover cost of copies of water licenses issued by your office to Robert C. Kinney, Permit No. 20265 for 4.84 CFS., and Gordon D. Kinney, Permit No. 20488 for 1.46 CFS.

These are the licenses covering property being purchased by Dr. M. E. Scheel of Wendell.

Thank you.

Sincerely,


Mrs. Loretta Strickling

ls
Enc.

~~20265~~

02-2437

April 24, 1959

Re: Permit No. 20265

Mr. Robert C. Kinney
1108 North 11th
Boise, Idaho

Dear Mr. Kinney:

We enclose your License and Certificate of Water
Right which you returned to us for recording.

Thank you.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

Chief Clerk

KPR:ew
Enc.

~~20265~~

02-2437

April 20, 1959

Re: Permit No. 20265

Mr. Robert C. Kinney
1108 North 14th Street
Boise, Idaho

Dear Mr. Kinney:

We wish to refer you to our office letter of April 16, 1959, in which we enclosed your License and Certificate of Water Right issued in connection with Permit No. 20265.

We inadvertently mailed out the letter before the license was recorded in our office.

Would you kindly return the License and Certificate of Water Right so that we may record it and then return it to you at once.

We are sorry for this error and will appreciate your cooperation in this matter.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rutledge
Chief Clerk

EPR/lw

~~20265~~

02-2437

April 16, 1959

Re: Permit No. 20265

Mr. Robert C. Kinney
1108 North 14th St.
Boise, Idaho

Dear Mr. Kinney:

We enclose your License and Certificate of Water
Right issued on Permit No. 20265.

We also enclose departmental receipt No. 29562
in the amount of \$16.00 for fees.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

Chief Clerk

EHF:ew
Enc. 2

~~20265~~

02-2437

RT

March 19, 1959

Re: Permit No. 20265

Mr. Robert C. Kinney
1109 North 11th St.
Boise, Idaho

Dear Mr. Kinney:

Our field engineer's report on his inspection of proof to beneficial use of water under the terms of Permit No. 20265 shows that your portable pumping outfits are capable of conveying 242 miner's inches (4.84 c.f.s.) of water for irrigation of 284 acres.

Upon receipt of the statutory fees of \$16.00, based at the rate of \$2.00 for each 40-acre subdivision, confirming the right with priority of January 23, 1948 to the use of 4.84 second feet of water from Snake River, with the points of diversion in Lot 7, Sec. 5 and NW 1/4, Sec. 9, for irrigation of 284 acres in the SW 1/4, S 1/4, NE 1/4, Lots 5 & 7, Sec. 5; Lot 1, SE 1/4, Sec. 6, T. 4 S., R. 2 E.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

Chief Clerk

EPR:ew

~~20265~~

02-2437

127

20265
Q-5A31



20265



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 20265

REPORT ON PROOF OF Beneficial Use

Robert C. Kinney
1108 No. 14th St.,
Boise, Idaho

last 744y. ...
 ...

11 1/2

2 1/2

122

272" = 234"

R-2E.

...

R2E

T3S.

31 32

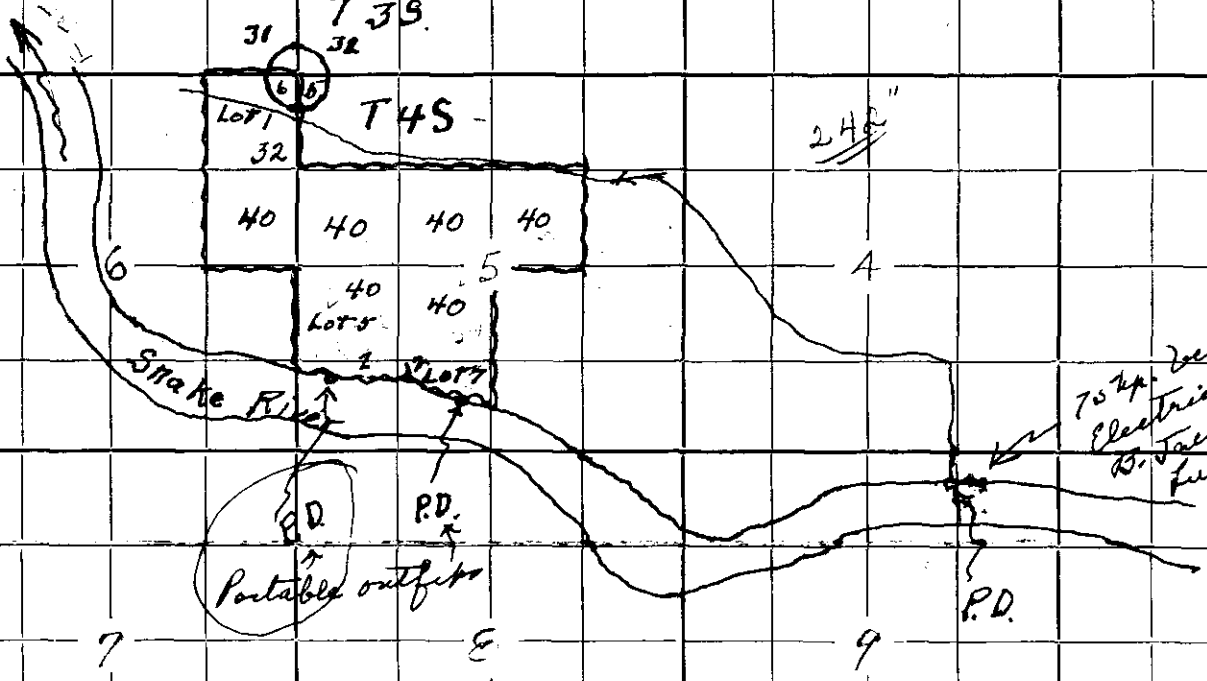
Lot 1

32

T4S

242"

T.
4
S.



75 hp. Vertical
 Electric Motor
 B. Jackson
 turbine

PD
 Portable outfit

P.D.

Subdivisions = 8

Area = 284 acres

Q = 242 inches

4.84 cfs.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 20265

This proof is for Beneficial Use Proof

In Water District No. _____

1. Name of applicant Robert C. Kinney

2. Source of water supply: Snake River - Tributary of Columbia River

3. Location of point of diversion: Is in the Lot 7 Sec. 5, and NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 9

T. 4 So., R. 2 E.B.M. County of Ada

4. Describe works as they exist, giving dimensions and capacities of same: This is on

"Nampa Big Foot" bar. Father and son own whole bar.
75 hp. U.S. Motor #1052431. Byron Jackson Turbine with 12"
outlet, 12" column. All with on timbers in the Snake River.
Lift is 38' Total Head is 44 feet.

5. Water is used for: Irrigation and domestic purposes

6. State whether or not water has been turned into works of diversion: yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

SW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Lots 5 & 7, Section 5;

Lot 1, SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 6, all in Twp. 4 South, Range 2 East, B.M.

There is a single track road along river on North
Side up stream to the project N of Grandview.
Mr. K. maintains his own road.
Only one other ^{habitation} place down in that area for 8 miles.

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

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

Remarks: Pipe line 18" & 24" steel up bank and across
swale to outlet in head of ditch.

Large well constructed ditch around upper side
of fields.

At lower P.D.'s a portable diesel engine and centrifugal
pumps were installed. Water was conducted thru a
portable 6" to 5" main up the bank into a main extending
East and West to fields by two 4" min. 4" laterals.

This examination was made on the Mar 18 day of 1959

20265

(Signed) E. N. Humphrey Examiner.

960' x 6" Al. main
330' x 5" " "
1360' x 4" lateral
1320' x 4" "

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

RECEIVED
MAR 19 1959
Department of Reclamation

Robert C. Kinney
1108 No. 14th St.
Boise, Idaho
Permit No. 20265

Examination for Beneficial Use Proof

County Ada

Q = 589 - 4S - 2E.
6.05 c.f.s.

S = Snake River.

P.D. = NW. NE. " 9 } Lot 7, Sec. 5 } T. 4S. - R. 2E.

Use = Irrigation & Domestic

Filed = Jan. 23, 1948

Due = Jan. 29, 1959

G/A = 1-8-53
no other right

75 hp. V.S. Motor
1052431

B. J. Luriana

323595

4000 gpm @ 55' head

44 = IDH

18" pipe up the hill.

1 - 6" Fairbank Morse
Cent. 6 - B belt

Allis Chalmers

1200 gpm @ 67' head

8" size

used 2 - 1/4" x 4" laterals

February 24, 1959

Re: Permit No. 20265

Mr. Robert C. Kinney
1108 N. 14th Street
Boise, Idaho

Dear Mr. Kinney:

We acknowledge receipt of the Deposition of Holder and two witnesses, also affidavit of publication in the Mountain Home News, all submitted in Proof of Application of Water to Beneficial Use, on Permit No. 20265.

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,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rutledge
Chief Clerk

EPR/lw
cc: Perce Hall
Attorney At Law
Mountain Home, Idaho

20265
02-2437

PHONE 12

PERCE HALL

ATTORNEY AT LAW

MOUNTAIN HOME, IDAHO

February 20, 1959

RECEIVED
FEB 23 1959
Department of Reclamation

Idaho Department of Reclamation
State House
Boise, Idaho

Gentlemen:

Re: Permit No. 20265

Robert C. Kinney

Enclosed find deposition of Robert C. Kinney and
of his two witnesses in connection with the above
entitled matter. Also enclosed find affidavit of
publication of the notice of proof.

Very truly yours,



Perce Hall

Enclosures

PH:sm

~~20265~~
02-2437

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED

Department of Reclamation



Permit No. 20265

Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Robert C. Kinney 1108 N 14th St Boise Idaho, farmer

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. 20265 January 29 1948 Date of Priority: Jan. 23, 1948

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

Ans. Water is pumped from Snake River by means of a 16" submersible impeller pump. Point of diversion is Lot 7, Sec. 5, Township 4 South, Range 2 East, Boise Meridian.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined. If sprinkler irrigation, give number and size of nozzles and operating pressure.

Ans. Water is pumped from Snake River by means of a 16" submersible impeller pump with 75 hp. motor, capacity 4800 gpm at 44 ft. head. I also have one 4", one 6", and one 8" centrifugal pumps, which can be used as needed and produce an additional 4000 gal. of water per minute. Water is conducted by means of 18" and 24" pipes from the pump a distance of 1100 ft. to the main contour private ditch, by means of which it is conveyed 3 miles to place of use.

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. Water is used for irrigation and domestic purposes on Lot 1 (36.78 acres) on the south half of the northeast quarter (40 acres) in Sec. 5, Twp. 4 S., R. 2 E., Boise Meridian, and the southeast quarter of the northeast quarter (40 acres) and the southwest quarter of the northeast quarter (40 acres) and upon Lot 5 (36 acres) and Lot 7 (37.2 acres) and upon the northeast quarter of the southwest quarter (40 acres) all in Section 5, Township 4 South, Range 2 East, Boise Meridian. I have built fences, 2 houses, drilled 2 wells, constructed 3 mi. of main contour ditch, installed 1100 ft. of conduit pipe, installed motors and pumps as described, cleared and leveled the land and have kept up 8 miles of access road to the premises. I have installed ~~2 greenhouses~~, lambing sheds and storage shed.

20265

02-2437

7

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. --

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. During each year since 1950, 6.05 cfs of water has been diverted to beneficial use on this land.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. None

(Sign)

John A. Kinney

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 Mountain Home, County of Elmore,

State of Idaho, on this 16th day of January, A.D. 1959.

My commission expires June 20, 1959

John A. Kinney
Notary Public

20265

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
FEB 23 1959
Department of Reclamation

PERMIT NO. 20265

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. Arthur R. Carroll, age 57

Grand View Idaho Will Hilling

Ques. 2. Are you acquainted with Robert C Kinney, the holder of Permit No. 20265? How long have you known him and where does he reside?

Ans. Twenty-Two (22) years.

1108 N 14th St Boise Idaho

Ques. 3. Have you read or heard read said Permit No. 20265, 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.

Source of water supply: Snake River. Point of diversion:
Ans. Lot 7 Sec 5 Township 4 South, Range 2 East, B.M.
Water is pumped from Snake River by means of a 16" submersible impeller pump with 75 hp motor, cap. 4800 gpm with 44 ft. head, and conveyed by 18" and 24" pipe a distance of 1100 ft. to main contour ditch, by means of which it is conveyed to the land for use.

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. I estimate that the works will safely conduct 6.05 cfs and I have seen that much water being conveyed.

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. Water is used for irrigation and domestic purposes on Lot 1 (36.78 acres and the southeast quarter of the northeast quarter (40 acres) in Sec. 6; on the south half of the northwest quarter (80 acres) and the southwest quarter of the northeast quarter (40 acres) and upon Lot 5 (36 acres) and Lot 7 (37.2 acres) and upon the northeast quarter of the southwest quarter (40 acres) all in Section 5, Township 4 South, Range 2 East, Boise Meridian. The land is all cultivated and the following improvements have been made: The owner has installed on the premises lambing sheds, ~~excavators~~, 1 storage shed, 1 house, and the land is partially fences. Ditches have been built and the cultivated land is levelled and corrugated.

~~20265~~

02-2437

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. Sandy loam. 6.05 cfs are required for profitable cultivation

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

Ans. No.

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

Ans. I worked for Mr. Kinney and did irrigating for him during the years of 1950, 1951 and 1952. I visited the premises several times during each year since 1952. I have seen about 300 acres of land and the full amount of 6.05 cfs of water put to beneficial use.

(Signed) Arthur R. Carroll

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 Mountain Home,
County of Elmore, State of Idaho, on this 16th day of January,
A. D. 19 59.

Frank Hall

Notary Public.

My commission expires June 20, 1959

20265

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
FEB 23 1959
Department of Reclamation

PERMIT NO. 20265

Proof of Application of Water to Beneficial Use

Deposition of Witness and Completion of Works

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. F. K. Robertson, 43 years, Mountain Home, Idaho, Manager of
feed and seed warehouse.

Ques. 2. Are you acquainted with Robert C. Kinney, the
holder of Permit No. 20265? How long have you known him and where does
he reside?

Ans. Yes. I have known him about six years and he resides at
Boise, Idaho

Ques. 3. Have you read or heard read said Permit No. 20265, 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 con-
veying water from point of diversion to place of use.

Ans. Snake River; Lot Seven, Sec. 5, Township 4 South, Range 2 East,
Boise Meridian. Water is pumped from Snake River by means of a 16" sub-
mersible impeller pump with 75 hp. motor, cap. 4800 gpm with 44 ft. head,
and conveyed by 18" and 24" pipe a distance of 1100 ft. into main contour
ditch, by means of which it is conveyed to the land for use.

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

Ans. I estimate the works will safely conduct 6.05 cfs and I have
seen that much water being conveyed.

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 im-
provements which have been made as a direct result of said use.

Ans. Water is used for irrigation and domestic purposes on Lot 1 (36.78 acres
and the southeast quarter of the northeast quarter (40 acres) in Sec. 6
on the south half of the northwest quarter (80 acres) and the southwest quarter
of the northeast quarter (40 acres) and upon Lot 5 (36 acres) and Lot 7
(37.2 acres) and upon the northeast quarter of the southwest quarter (40 acres
all in Section 5, Township 4 South, Range 2 East, Boise Meridian. The land
is all cultivated and the following improvements have been made, to-wit:
The owner has installed on the premises lambing sheds, ~~2~~ ² ~~lambing~~ ^{lambing} sheds, one stor-
age shed, 1 house, and the land is partially fenced. Ditches have been built
and the cultivated land is levelled and corrugated.

20265
02-2437

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. Sandy loam. 6.05 cfs are required for profitable cultivation.

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

Ans. No.

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

Ans. Since 1952 I have visited the premises at least three times per year during each year and have consulted and advised Mr. Kinney on methods of irrigation and types of crops. I have seen approximately 300 acres and the full amount of 6.05 cfs of water put to beneficial use.

(Signed) J. K. Robertson

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 Mountain Home, County of Elmore, State of Idaho, on this 16th day of January, A. D. 19 59.

Jeremiah Hall
Notary Public.

My commission expires June 20, 1959

20265

RECEIVED
FEB 23 1959

Department of Reclamation

Affidavit of Publication

County of Elmore }
STATE OF IDAHO } ss.

I, Lloyd S. Waters do
solemnly swear that I am the foreman, the publisher of the

MOUNTAIN HOME NEWS

a weekly newspaper of general circulation, published once a week at MOUNTAIN HOME, IDAHO, that the notice attached hereto and which is a part of the proof of publication thereof, was published in

said newspaper for 4 consecutive weeks, the

first publication having been made on the 18th

day of December, 1958, and the

last publication having been made on the 8th day

of January, 1959; every number of the paper during the period and time of publication and that the notice was published in the newspaper proper and not in a supplement thereof.

And I further swear that the said MOUNTAIN HOME NEWS has been continuously and uninterruptedly published in said Elmore County during a period of 78 consecutive weeks prior to the first publication of the attached notice.

Lloyd S. Waters

Subscribed and sworn to me this 9th day

of January, 1959.

O. Cannon

Notary Public

00-2437
-20265

December 15, 1958

Re: Permit No. 20265
Robert C. Kinney

Mr. Perce Hall
Notary Public
Mountain Home, Idaho

Dear Mr. Hall:

This acknowledges the Notice of Proof of Application of Water to Beneficial Use under Permit No. 20265, in the name of Robert C. Kinney. Final proof is to be made before you, as Notary, on the 16th day of January, 1959, at 2:00 P. M., at Mountain Home, Idaho.

As of this date we have mailed the notice to the Mountain Home News, with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof and then mail the Affidavit of Publication and statement of costs to you.

It is important that the enclosed depositions be executed by the permit holder and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the time, on the date and before you, as Notary, as stated in the publication notice. It is very important and necessary that each question be answered in detail.

In returning the depositions to this office, be sure that all copies have been signed, that your Notary's seal has been placed on each and that all depositions (Holder and two witnesses) are being returned. Also be sure to enclose the Affidavit of Publication.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rutledge
Chief Clerk

EPR/lw
Encls. (3)
cc: Robert C. Kinney
1108 N. 14th St.,
Boise Idaho

—20265
02-2437

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

DEPARTMENT OF RECLAMATION
Boise, Idaho

Date: December 15, 1958

Re: Permit No. 20265
Robert C. Kinney

Mountain Home News
Mountain Home, Idaho

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to January 16, 1959 the date set for proof;

the expense of the publication is to be paid by the applicant 's Notary

Perce Hall

of Mountain Home, 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 or tear-sheet of the first publication.**

Very truly yours,

Geo. N. Carter
State Reclamation Engineer
By

(Mrs.) Edna P. Rutledge
Chief Clerk

** If the first copy is not received in this office for checking purposes and errors appear in subsequent issues, it is possible that re-publication of corrected copy will be at your own expense.

20265

62-2437

RECEIVED
DEC 15 1958

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE in preparation

(Date) December 15, 1958
(P. O.) R 1108 N. 14th St., Boise, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
Mountain Home News of Mountain Home, Idaho published in
the county in which the works are situated.

S. H. C. Finney

(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.

~~20265~~
02-2437

RECEIVED
DEC 15 1958

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

Department of Reclamation

Notice is hereby given that at 2:00 PM M. on the 16th day of January, 1959,
at Mountain Home, County of Elmore, State of Idaho, before
Perce Hall, Notary Public, Mtn. Home, Idaho, proof will be submitted of the
application to beneficial use of 6.05 cubic feet per second of the waters of Snake River
in accordance with the terms and conditions of Permit No. 20265
heretofore issued by the State Department of Reclamation of the State of Idaho.

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

Robert C. Kinney, 1108 N. 14th Street, Boise, Idaho

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

The amount applied to beneficial use is 6.05

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated)

SW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Lot 5 and Lot 7 of Sec. 5., and Lot 1, SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 6.,
all in Twp. 4 S., Rge. 2 E., B. M.

Point of diversion is NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 9., and Lot 7 of Sec. 5., all in

Twp. 4 S., Rge. 2 E., B. M.

~~THIS NOTICE IS VOID EXCEPT WHERE SHOWN OTHERWISE BY THE RECORDS OF THE DEPARTMENT OF RECLAMATION~~

The right to take water from such works is based upon Permit No. 20265

The source of supply from which such water is diverted is Snake River

The date of priority which said user is prepared to establish is January 23, 1948

GEO. N. CARTER

State Reclamation Engineer.

20265
02-24317

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

RE: Permit No. 20265

Date November 25, 1958

Robert C. Kinney
1108 N. 14th
Boise, Idaho

Dear Sir:

The date for proof of application of water to beneficial use, as set out under the terms of Permit No. 20265 is due not later than January 16, 1959. If by this date you are not prepared to make this proof, you may make it at a later date, however, your priority will be advanced the same length of time for which the proof is late.

Before this proof can be made, the statutory requirement is that a Notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county.

We enclose Form 10, in duplicate, which is to be filled in and returned to this department at least forty (40) days before the above mentioned date or before the time you intend to make proof. This form, in duplicate, is to include the time of day, the date (allowing for four weeks publication), the name of the town, the address of the Notary Public before whom you will appear to make the depositions of proof (this may be at any place that is convenient for you and your two witnesses), the quantity of water, for what purpose it is used, the point or points of diversion and the location of use or lands which are irrigated—by 40-acre legal land description. Descriptions should be taken from your Permit, including any amendments thereto, as recorded in this department. If changes have been made and no amendments are on record, we advise that you request a form for this purpose before your Notice is published.

Also enclosed is Form 11, which is the authorization for us to have the Notice published in the designated county newspaper, at your expense. This is to be returned with Forms 10.

At the time we send the notice to the newspaper we will send to you the forms for the depositions of holder and two disinterested witnesses. It is important that the depositions be executed at the time, on the date set and at the place named, before the Notary Public, as advertised in the publication notice.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

Enc.

~~20265~~
02-2437

January 9, 1933

RE: Permit No. 20265

Mr. Robert C. Kinney
1108 N. 14th
Boise, Idaho

Dear Mr. Kinney:

We return your application for amendment to Permit No. 20265 which has been approved by the State Reclamation Engineer and recorded in this Department.

We also enclose certificate of completion of works issued on Permit No. 20265 for the diversion of six (6) second feet of water from Snake River with points of diversion in Lot 7, Sect. 5 and the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sect. 9, T. 4 S., R. 2 E., B.M. for irrigation and domestic use on the SW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Lots 5 & 7, Sect. 5; Lot 1, SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sect. 6, T. 4 S., R. 2 E., B.M.

Very truly yours,

MARK R. HULP
State Reclamation Engineer
By

Chief Clerk

JA/veg
Encl.

~~20265~~
02-2437

Permit No.

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Ada

ss.

~~20265~~ Robt. C. Kinney, 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. 20265, and that his postoffice address is Boise 1128 N 14th St
State of Idaho

Second: That the name of the stream from which said water is to be diverted is Snake River

Third: That the point of diversion of said water is N.W. 1/4 of N.E. 1/4, Sect 9 T4S R2E Boise Meridian Elmore County Idaho
also per 7-8 sec 3-7, 4 S. R. 2 E, T. 4 N.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by Jan. 29, 1953.

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: Pipe and Ditch
(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 Ditch 3' width at bottom feet, width at water line 6'
(State whether ditch, flume or pipe)

feet, depth of water 1 feet; diameter of pipe 24 1/2" 974' Pipe inches, average grade per mile is 4' 5" feet. Length of conduit is 2 1/4 miles.

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

Eighth: That water appropriated under said permit is available for 302 acres of land described as follows: SW 1/4 of NE 1/4 SW 1/4 of NW 1/4, SE 1/4 of NW 1/4, NE 1/4 of SW 1/4, Lots 5 & 7 Section 5, Lot 1 and SE 1/4 of NE 1/4 Section 6, all subdivisions are located in T4S R2E Boise Meridian Elmore County Idaho

Ninth: Remarks: That Electric powered (45 H.P.) pump is installed at point of diversion on bank of Snake River

Robt. C. Kinney
(Sign Here)

Subscribed and sworn to before me this 8 day of Jan, 1953

My commission expires August 14, 1956
My commission expires

George A. Denney
Notary Public.

~~20265~~

02-2437

AFTER 5 DAYS, RETURN TO
DEPARTMENT OF RECLAMATION
STATE HOUSE
BOISE, IDAHO

20265

11082.14th

Mr. Robert C. Kinney

19th Street

Boise, Idaho

20265

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Mr. Robert C. Kinney
714 N. 19th St.
Boise, Idaho

Boise, Idaho

November 1, 1952

Dear Sir:-

Under the terms of your Permit No. ~~20265~~..... you are required to complete your diversion works on or before ~~January 29, 1953~~..... 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

~~20265~~
02-2437

20265

February 20, 1951

Mr. Robert C. Kinney
714 North 19th. Street
Boise, Idaho

Dear Mr. Kinney:

In reply to your inquiry relative to Permits in the name of yourself and your son, Gordon D. Kinney, Permit No. 20265 in your own name calls for Proof of Completion of Works to be made on or before January 29, 1953 and Proof of Beneficial Use on or before January 29, 1959.

Permit No. 20488 in the name of Gordon D. Kinney calls for Proof of Completion of Works to be made on or before June 7, 1953 and Proof of Beneficial Use on or before June 7, 1959.

These proofs can be made any time you are prepared to make them, and we shall be glad to furnish you with the necessary forms upon request.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bn

~~20265~~
02-2437

V

April 21, 1949

Re: Permit No. 20265

Mr. Robert C. Kinney
714 North 19th Street
Boise, Idaho

Dear Mr. Kinney:

When you were in the office this morning, and I prepared your Application for Amendment to Permit No. 20265 to include a point about 550 feet North of the South Quarter corner of Section 31, Township 3 South, Range 2 East, B.M., we only referred to the plat, which showed your original point of diversion in Lot 2, Section 5, Township 4 South, Range 2 East, B.M.

On further checking of the Permit Record, we find that on July 7, 1948, you also included an additional point of diversion in Lot 1 (NE¹ NE¹) Section 9, Township 4 South, Range 2 East, B.M.

Is it your intention to eliminate the diversion in Section 9, or simply to add another point of diversion in Section 31, which would make three diversion points altogether?

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh

4/27)- Mr. Kinney called & asked us to disregard this amendment application - as arrangements had been made with Bureau of Land Management.

20265

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. 20265

Comes now Robert C. Kinney and represents to
the State Reclamation Engineer of the State of Idaho:

That he is the owner and holder of Permit to appropriate
the Public Waters of the State of Idaho, No. 20265;

That the point of diversion is described in said Permit as
being located in Lot 2 Section 5, Twp. 4 South, Range 2 East, B. M.
~~of use through~~ and conveyed to the place
~~filed herewith.~~ ditch, as per map

That he now requests that the point of diversion be changed added
to a point located about 550 feet North of the South Quarter corner of
Section 31, Twp. 3 S., Range 2 E., B.M. ~~and conducted to the place of~~
~~use through the~~ ditch, as per map above referred
~~to.~~

That his reasons for desiring to make such change are as fol-
lows: Have not yet received right-of way over Government lands.

That no one will be injured by such change, and that such
change will be made at Permit Holder's own risk.

Signed at Boise, Idaho this 21st day of April 19 49



Date of receipt at Department of Reclamation April 21, 1949

APPROVAL OF STATE RECLAMATION ENGINEER

I, Mark R. Kulp State Reclamation Engineer of
the State of Idaho, hereby approve the above and foregoing application
for amendment to Permit to appropriate the Public Waters of the State
of Idaho, No. 20265. This approval constitutes a new permit and is
issued as an amendment to the original permit to which it refers, and of
which it becomes a part, and said application is approved only insofar
as the rights of others will not be adversely affected thereby.



State Reclamation Engineer

~~20265~~
02-2437

January 30, 1948

Re: Permit No. 20265

Mr. Robert C. Kinney
714 N. 19th St.
Boise, Idaho

Dear Mr. Kinney:

We enclose Permit No. 20265 which you will note has been approved for 5.25 cubic feet per second of water from Snake River, which amounts to the maximum 1" per acre allowed by statute.

Your attention is directed to the limitations and conditions of this permit as given on the fourth page under the approval of the State Reclamation Engineer.

Two copies of this permit, one certified, are being sent to Mr. Chapman for transmittal to the U. S. Land Office, at Blackfoot, in connection with your Desert Entry Application.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

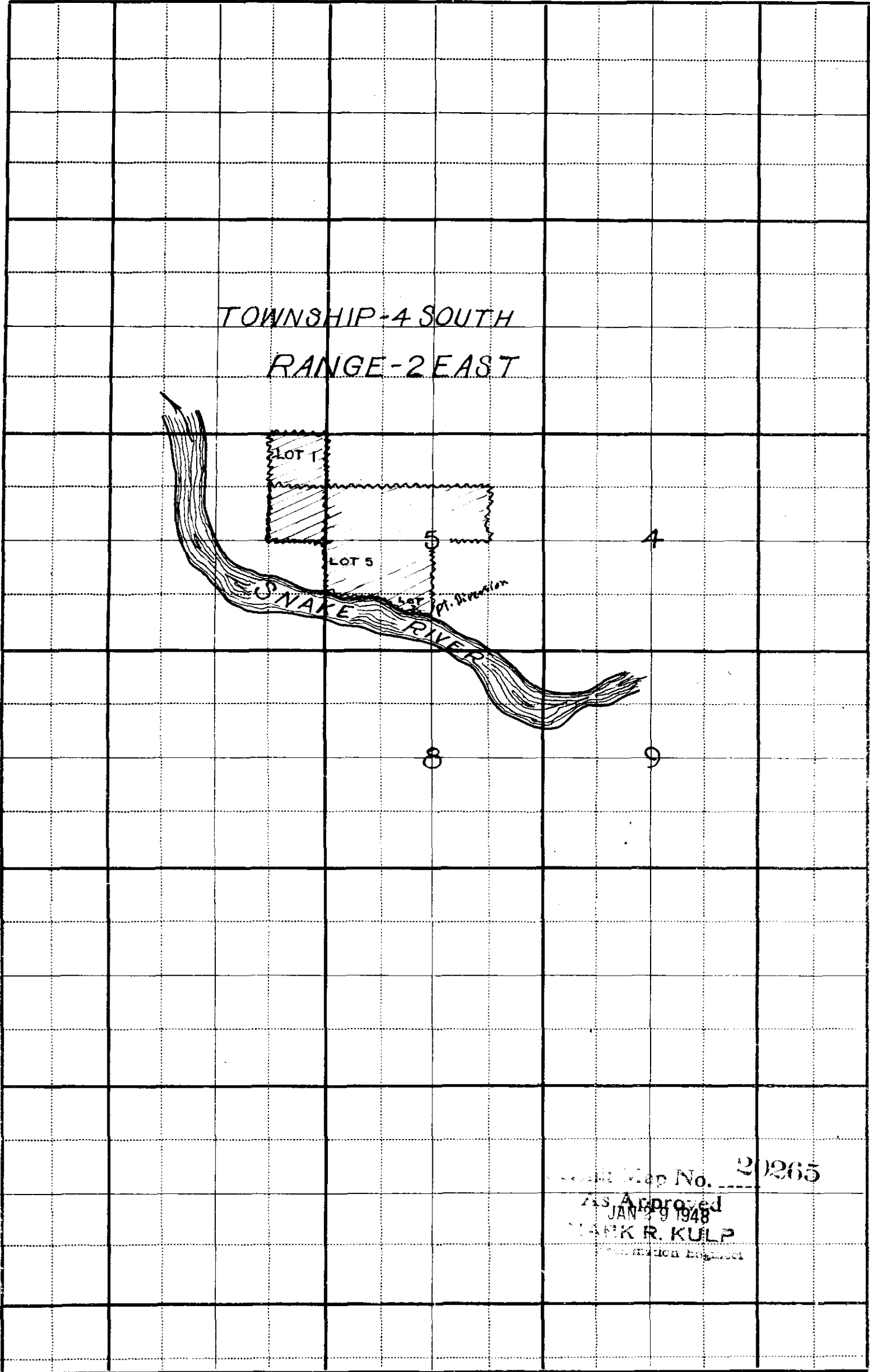
Chief Clerk

A/dm
Enc.

cc: Mr. T. B. Chapman
1607 N. 7th
Boise, Idaho

~~20265~~

02-2437



Map No. 20265
As Approved
JAN 29 1948
MARK R. KULP
Commissioner

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 2:00 P.M. on the 16th day of January, 1959, at Mountain Home, County of Elmore, State of Idaho, before Percival Hall, Notary Public, Mtn. Home, Idaho, proof will be submitted of the application to beneficial use of 6.05 cubic feet per second of the waters of Snake River in accordance with the terms and conditions of Permit No. 20265 heretofore issued by the State Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Robert C. Kinney, 1108 N. 14th Street, Boise, Idaho.

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

The amount applied to beneficial use is 6.05.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) SW¹/₄ NE¹/₄, SE¹/₄ NW¹/₄, SW¹/₄, Lot 6 and Lot 7 of Sec. 5, and Lot 7, SE¹/₄ NE¹/₄ of Sec. 6, all in Twp. 4 S., Rge. 2 E., B. M.

Point of diversion is NW¹/₄ NE¹/₄ of Sec. 9, and Lot 7 of Sec. 5, all in Twp. 4 S., Rge. 2 E., B. M.

The right to take water from such works is based upon Permit No. 20265.

The source of supply from which such water is diverted is Snake River.

The date of priority which said user is prepared to establish is January 23, 1948.

GEO. N. CARTER
State Reclamation Engineer.

First publication Dec. 18, 1958

Last publication Jan. 8, 1959.