

RECEIVED

OCT 8 1969 JMS

Department of Reclamation

STATE OF IDAHO, }
COUNTY OF ADA } ss.

LEGAL NOTICES

NOTICE OF EXISTING
WATER PERMIT

Notice is hereby given that Initial Butte Farms, Inc., Box 277, Nampa, Idaho, has received an approved permit No. 32159 issued by the Idaho State Reclamation Department authorizing the diversion of 12.8 cubic feet per second of water from the Snake River tributary of Columbia River subject to all prior rights. The priority to be established under this permit is December 28, 1964, and the permit was approved January 6, 1965. Water is to be diverted by pipe, ditches and pond from a point within the SW 1/4 NE 1/4, Sec. 35, T. 1 S., R. 1 W., B.M., Ada County, to be used for irrigation in all of Sec. 16, T. 1 S., R. 1 W., B.M.

Proof of the application of the water to beneficial use is to be submitted to the Department on or before January 6, 1976. 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.
Pub. Sept. 11, 23, 1969.

Georgene Davis

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

Two non- consecutive insertions, beginning with the issue of September 11, 1969, and ending with the issue of September 23, 1960.

Georgene Davis

Subscribed and sworn to before me this 25th day of

September, 1969.

Jana A. Gaung

Notary Public for Idaho, Residing at Boise, Idaho

32159
02-2341

[illegible]

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: SW NE (44) Sec 35 T15 R1W

Place(s) of Use

[illegible]

☒ Change P.D. as reflected above
☐ Change P.U. as reflected above

☐ Add P.D. as reflected above

☐ Add P.U. as reflected above

☒ None☐ Other

Examiner's Signature

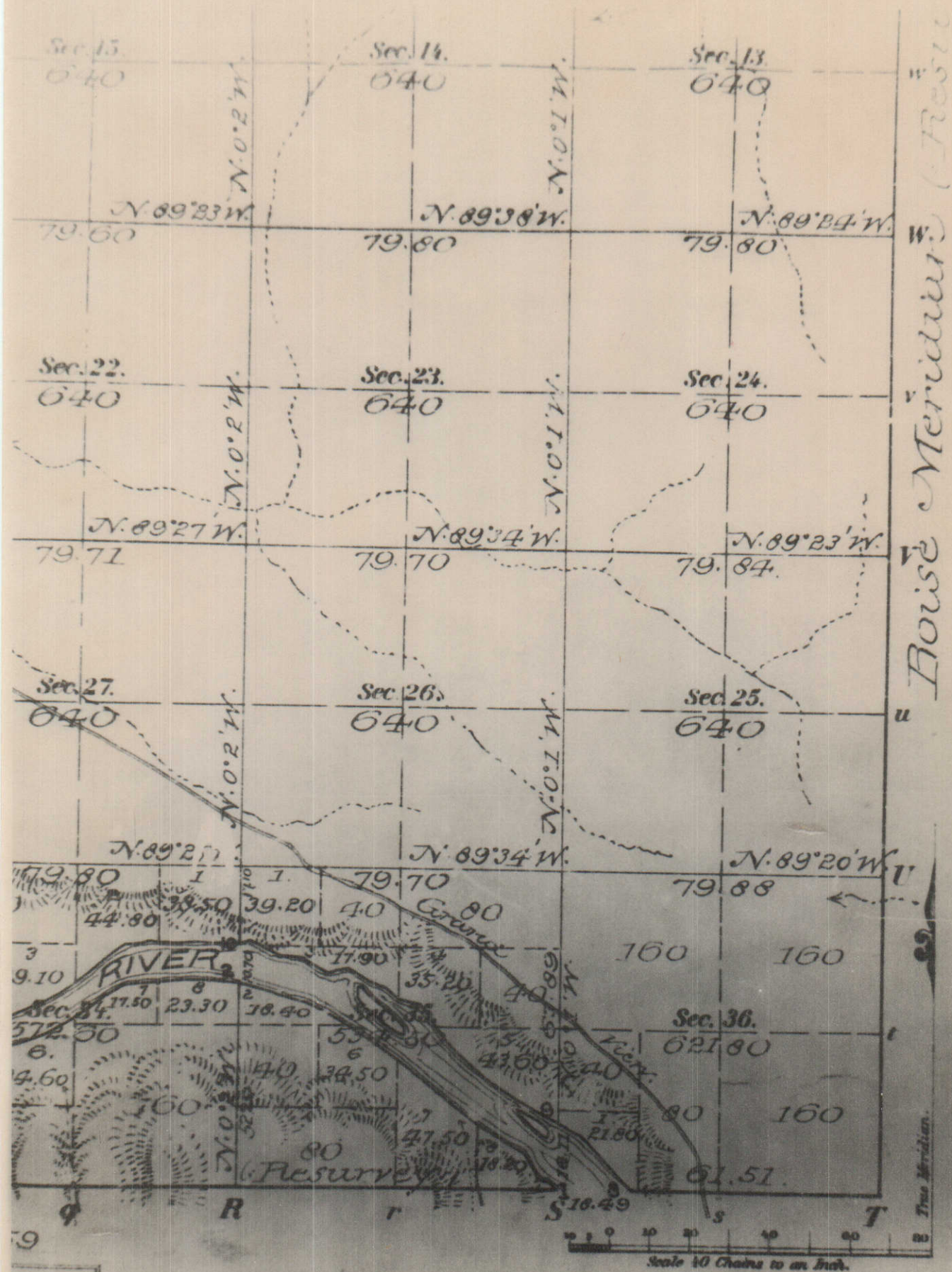
Checked by

Approved by

Date 8/11/81

Date 10/29/81

Date 2-23-83



The above Map of Township N. 1 South of Range 1 East Boise Meridian Idaho is strictly correct according to the notes of the survey thereof on file in this Office, which have been examined.

Surveyor General's Office.
Boise City, Idaho,
February 15 1895

Joseph C. Stearns

August 15, 1969

RE: Permit No. 32159

Initial Butte Farms
Box 277
Nampa, Idaho

Gentlemen:

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 ~~under the new procedure~~. 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,

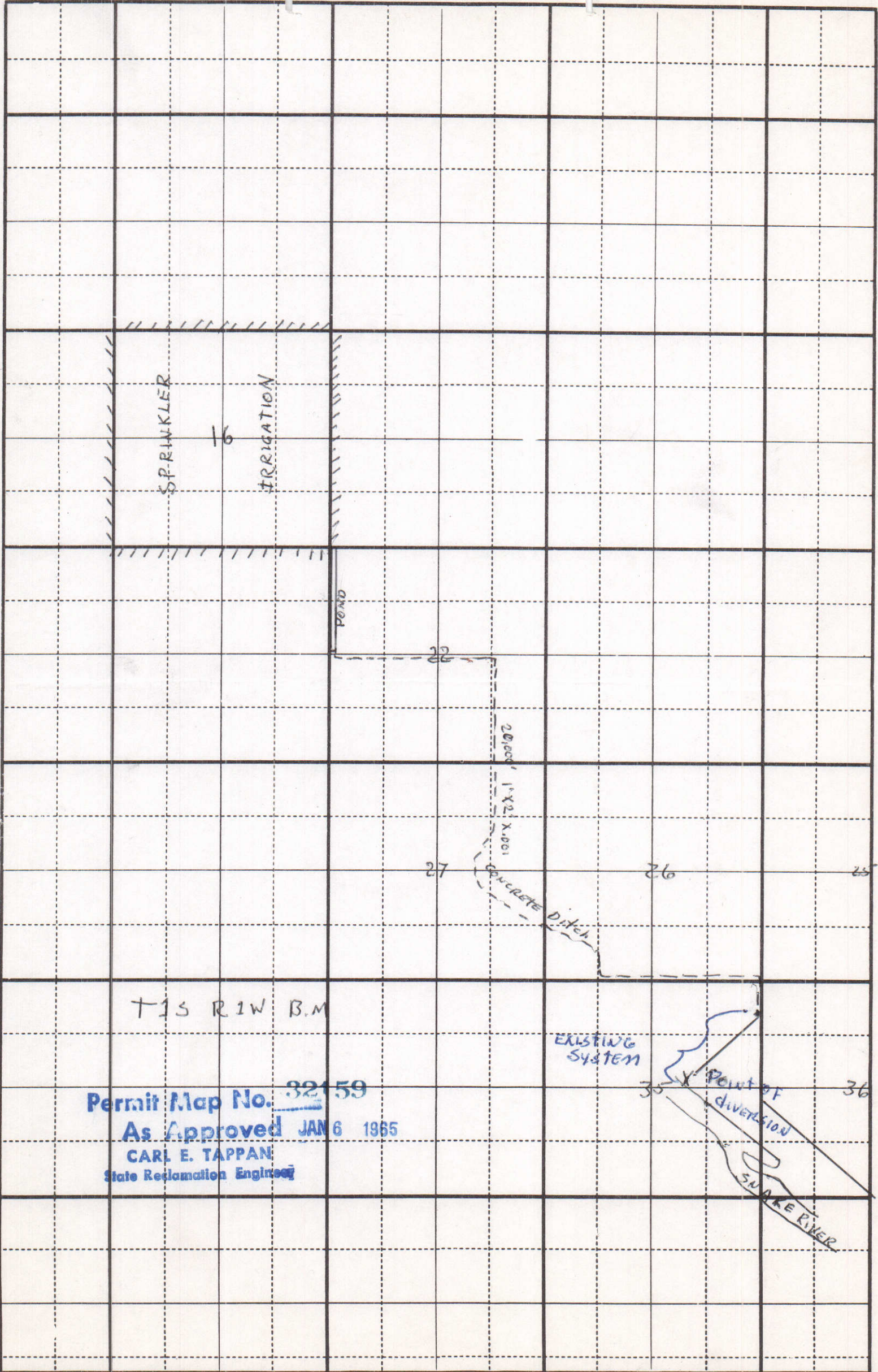
Donald W. McEldowney
Appropriation Examiner

sc
Enc. Order
Adv. Package

32159
02-2341

NAME OF APPLICANT INITIAL BUTTE FARMS

Form No. 0



Permit Map No. 32459
As Approved JAN 6 1965
CARL E. TAPPAN
State Reclamation Engineer

SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

32459

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 02-2341 Priority December 28, 1964 Amount 12.52 cfs

THIS IS TO CERTIFY, that Initial Butte Farms
of Nampa, Idaho, has complied with the terms and conditions of Permit
No. 02-2341 issued pursuant to Application for Permit dated December 28, 1964,
and has submitted proof to the Department of Water Resources on December 17, 1979,
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 35.21 cfs of water from Snake River,
tributary to Columbia River, 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>	<u>from March 15 to November 15</u>	<u>at 12.52 cfs</u>	<u>and 2817.0 acre feet</u>
_____	_____	_____	_____
_____	_____	_____	_____

(both dates inclusive)

Subject, however, to the condition that no more than 12.52 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 for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
2817.0 acre feet per year, said waters to be diverted within the Government Lot 4 (SW $\frac{1}{2}$ NE $\frac{1}{2}$),
Section 35, Twp. 1S, Rge. 1W in the County of Ada

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 $\frac{1}{4}$	
1S	1W	16	39	40	39	39	37	39	40	40	39	39	39	39	40	39	39	39	626

Total number of acres irrigated 626

This right when combined with Rights 02-2358 and 02-2420 shall not exceed
35.21 cfs.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or 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
hereby described, and is subject to all prior water rights, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 2nd day of
May, 1983.

Acting for the Director

Norman C. Young

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR EXTENSION OF TIME

State of ~~Idaho~~ OREGON)
County of Malheur)

Permit No. 32159/02-2341

Initial Butte Farms, Inc. of P. O. Box 277, Nampa
(name) (address)

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

That he is the holder, or the duly authorized agent of the holder *, of Permit to
Appropriate the Public Waters of the State of Idaho No. 32159/02-2341.

That under the terms and conditions of said permit, work thereunder was required
to be completed on or before January 6, 1976, 19 .

That he has heretofore performed the following work described under said permit:
Approximately 90% of the work is done. All of the land has been
irrigated.

Costing \$ over \$100,000
That he is unable to complete the remainder of the work within the required time for
the following reasons, to-wit: Applicant is in the process of changing
and updating distribution system.

Wherefore, he asks that the Department of Water Resources extend the time for the
completion of obligations under said permit to January 6, 1981.

INITIAL BUTTE FARMS, INC.

By [Signature]
(signature) * Secretary

Subscribed and sworn before me this 10th day of December, 1975.

seal

[Signature]
Notary Public ~~residing at~~ for Oregon

My commission expires 12-8-78

ACTION OF THE DEPARTMENT OF WATER RESOURCES

Administrator, Operations Division

I, A. KENNETH DUNN, ~~Director~~ of the Idaho Department of Water Resources,
hereby approve the above application for extension of time. The time has been
extended to January 6, 1981.

Witness my hand this 22 day of December, 1975.

[Signature]
A. KENNETH DUNN
Administrator, Operations Division

* IF OTHER THAN HOLDER, Power of Attorney must be supplied. Forms are available
through the Department of Water Resources, State Capitol, Boise, Idaho 83720.

02

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

APPLICATION No. 40299
PERMIT No. 32159
DISTRICT No.

1. Name of Applicant: **Initial Butte Farms**

Postoffice address: **Box 277, Nampa**

County: **Canyon**

State: **Idaho**

I. If applicant is a corporation, give:

(a) Date and place of incorporation: **1/4/64 Boise, Idaho**

(b) Amount of capital stock: **\$250,000.00**

(c) Amount paid in: **\$40,000.00**

(d) Names and addresses of directors: **Tadao Shigeno, Nampa - President; Byron V. Anderson, Nampa, Vice-President; Harold Hennigson, Nyssa, Secretary; Gene Stunz, Nyssa, Treasurer**

II. The financial resources of the applicant are:

(a) Cash on hand: **5,000.00 First Nat'l Bank, Nyssa, Oregon**

(b) Treasury stock:

(c) Bond to be issued:

(d) Other resources: **200,000.00 Land & Equip.**

2. Quantity of water claimed: **12.8**

cubic feet per second.

3. Source of water supply: **Snake River**

which is a tributary of **Columbia**

4. Location of point of diversion: **2400' S 2100' W**

feet distant from the **NE**

corner of Section **35**, T. **1 S**, R. **1 W**, B.M., and is in the **Lot 5 (SW $\frac{1}{4}$ NE $\frac{1}{4}$)**

of section **35**, T. **1 S**, R. **1 W**, B. M., County of **Ada**

5. Water is to be used for **Irrigation**

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

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

T. , R. , B.M., in the of Section 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: \$ **170,000.00**

8. Kind of works: **Pipe Line, 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 **5** feet; depth of water **2** feet;
dimensions of flume:

Diameter of pipe inches; length of conduit **3.75** miles.

Average grade per mile **5.2** 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 **6** additional years.

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

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:

None

16. (a) Is reservoir to be used? **No** 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.

INITIAL BUTTE FARMS, INC. *Applicant.*

By **s/ Byron V. Anderson** *Agent.*

Date of first receipt at Department of Reclamation: 11:30 A.M. December 28, 1964

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 32159

Recorded in Book **112** Page **32159** Approved **January 6, 1965**

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 6, 1965** 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 6, 1967**

The whole of said work to be completed on or before **January 6, 1970**

Beneficial use of water appropriated in accordance herewith, to be made on or before **January 6, 1976**

WITNESS My hand this 6th day of January, 1965

s/ **CARL E. TAPPAN**
State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, ROBERT E. SMYLIE, 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 6th

day of January, 19 65

STATE OF IDAHO

Countersigned:

(SEAL)

By s/ ARNOLD WILLIAMS
Secretary of State.

By s/ ROBERT E. SMYLIE
Governor.

REMARKS: Water is for irrigation of Deeded Land

14.

[illegible]

NOTICE OF EXISTING WATER PERMIT

[illegible]

Georgene Davis

Georgene Davis, being duly sworn,
deposes and says: That she is the Principal Clerk of The Idaho
Daily Statesman, a daily newspaper printed and published at
Boise, Ada County, State of Idaho, and having a general circula-
tion therein and which said newspaper has been continuously and
uninterruptedly published in said County during a period of
twelve consecutive months prior to the first publication of the
notice, a copy of which is attached hereto; that said notice was
published in the regular edition of The Idaho Daily Statesman for

Two non-consecutive insertions, beginning with the
issue of September 11, 1969, and ending with the
issue of September 23, 1960.

Subscribed and sworn to before me this 25th day of

September, 19 69.

Notary Public for Idaho, Residing at Boise, Idaho

32159
02-2241



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

May 3, 1983

RE: Permit Nos. 02-2341 and 02-2358

Initial Butte Farms, Inc.
P.O. Box 277
Nampa, ID 83651

Gentlemen:

Enclosed herewith are copies of the water right licenses issued on the above referenced permits.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosures

MICROFILMED



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

March 3, 1983

RE: Permit No. 02-2341

Initial Butte Farms

P.O. Box 277

Nampa, ID 83651

Gentlemen:

A representative of this Department has made an examination of the works covered by your Permit No. 02-2341, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 12.52 cfs Source: Snake River

The maximum quantity diverted shall not exceed 2817.0 acre feet
per year.

Point(s) of diversion: Gov. Lot 4(SW¹/₄NE¹/₄), Sec. 35, Twp. 1S, Rge. 1W, Ada
County

Beneficial use: Irrigation of 626 acres within Sec. 16, Twp. 1S, Rge. 1W

Priority date established: December 28, 1964

Conditions (if any): This right when combined with Right 02-2358 and 02-2420
shall not exceed 35.21 cfs.

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,

JOHN JOHNSON
Per Distribution Supervisor

JJ:kw

MAP (Attach Aerial Photo)

[illegible]

SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

(Include distance from pump to measuring device, if applicable.)

Permit identifies this tract
No Amendment needed

Point(s) of diversion: SUNF (44) Sec 35 T15 R1W

Place(s) of Use

[illegible]

Recommendations:

- ☒ Change 5 as reflected above
☐ Change 7 as reflected above

- ☐ Add P.D. as reflected above
- ☐ Add P.U. as reflected above

☐ None☐ Other

Examiner's Signature

Checked by DJS

Approved by

Date 8/11/81

Date 10/29/81

Date 2-23-83

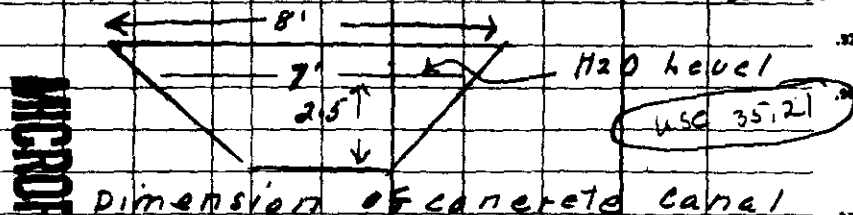
Initial Butte Farm

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Date 7/22, 1981 DISCHARGE MEASUREMENT NOTES

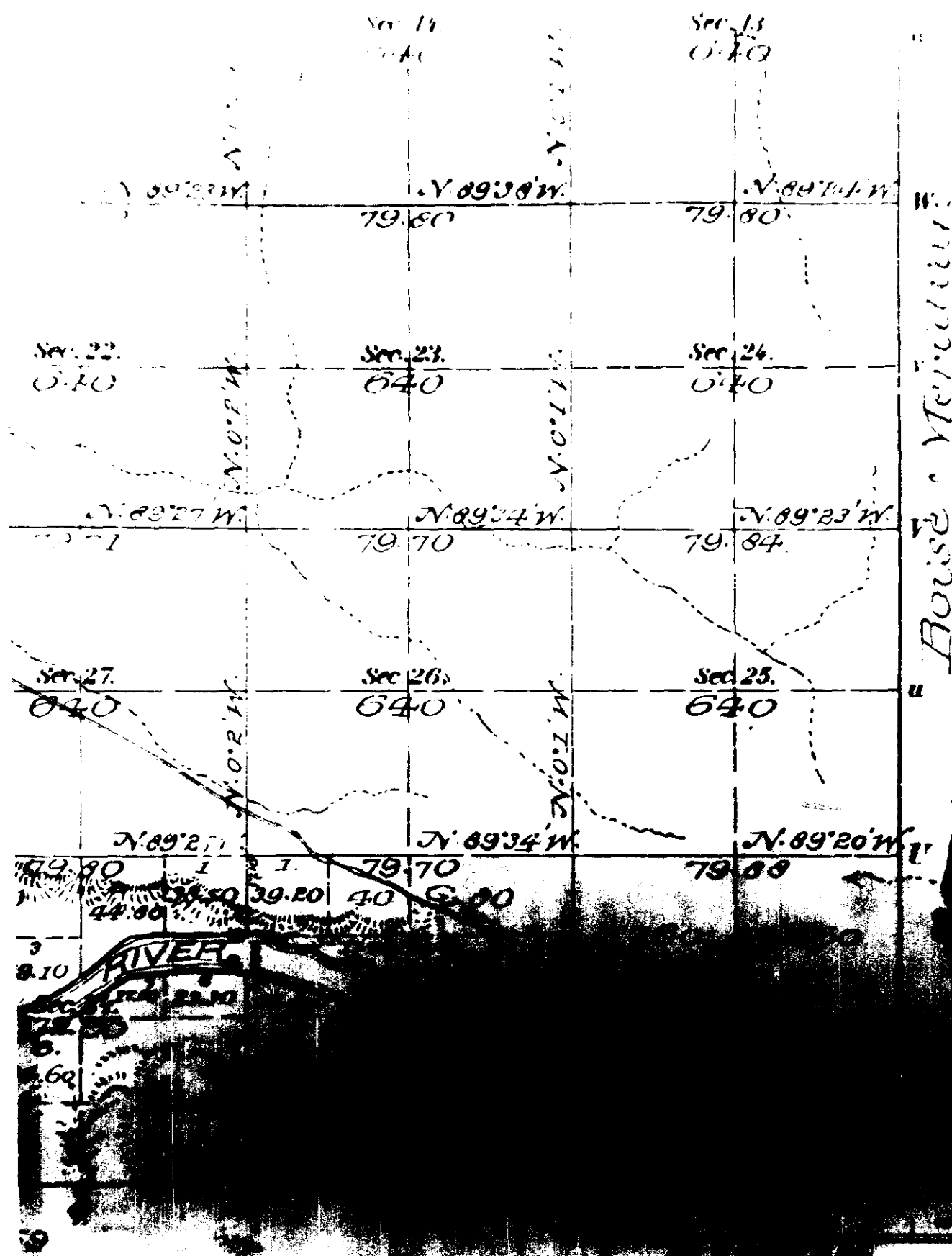
Snake River at

St. No.	Dist. from initial point	Width	Depth	Observation depth	Revolutions	Time in seconds	VELOCITY		Adjusted for hor. angle or	Area	Discharge
							At point	Mean in vertical			
	0+00	W. E.								.9	
	1+00	1.5	.6		50	46	3.38	2.43	2.6	1.43	
					50	48		2.33			
	2+00	1	1.4		80	61	3.06	2.93	1.4	4.28	
					80	56		3.19			
	3+00	1	2.5		80	60	3.35	2.98	2.5	8.38	
					80	48		3.72			
	4+00	1	2.5		80	58	3.43	3.14	2.5	8.58	
					80	48		3.72			
	5+00	1	2.5		80	60	3.35	2.98	2.5	8.38	
					80	48		3.72	1.05	2.66	
	6+00	1	1.4		50	46	2.52	2.43	1.4	3.52	
					50	43		2.60			
	6+5	1	.6		50	58	1.92	1.93	.6	1.15	
					50	59		1.90			
	7+00	Edge water								35.72	



of Sheets, Comp. by Chk. by

.10 .20 .30 .40 .50 .60 .70 .75



The above Map of Township 12 South of Range 12
Boise, Nevada. Idaho is strictly con-
notes of the survey thereof on file in this Office, which have been ex-

Surveyor General's Office
Boise City, Idaho,
February 15 1895

Joseph C. Hite

Overlap Review for 02-2341

Permit 02-2420
Field exam complete

Snake R.

P/A GL4 (SWNE) Sec. 35
TIS RIW
(same) ✓

P/U see attached land
list
(different) ✓

Permit 02-2358
Field exam complete

Snake R.

P/D GL4 (SWNE) Sec 35
TIS RIW
(same) ✓

P/U see attached land
list
(different) ✓

02-2358	14.50.
02-2420	+ 14.08.
02-2341	<u>12.52.</u>

41.1 ✓ greater than capacity (35.21)^{ok}

Recommend R17 ok

Jim
3-4-83

RC 2/23/83

MICROFILMED

LAND LIST ATTACHMENT

Description and location of place of use:

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	
Permit 02-2420																			
1S	1W	26	38	38	39	38									40	40			233
		36	39	38	39	39	39	39	39	39					40	40	40	40	471
																			704
Permit 02-2358																			
1S	1W	26					38	38	38	39	38	40							231
		27	40	38	39	40	37	37	37	37					29				334
		28	40	40	40	40													160
																			725
Permit 02-2341																			
1S	1W	16	39	39	40	39	39	37	39	40	40	39	39	39	39	40	39	39	626
These 3 rights have the same P/D but are for different land as shown above.																			
MICRO																			
RC 2/2																			

MICROFILMED

Total number of acres irrigated _____

Rc 2/23/83
Jm

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 02-2341.

Name(s) of Permit Holder: INITIAL BUTTE FARMS, INC.

Post Office Address: P.O. BOX 277, NAMPA, ID 83651

Tel. No. 467-2552

Source of Water: SNAKE RIVER VERDE ANDERSON

Extent of Use: ☐ Domestic (number of households)
☐ Stockwater (number and type of stock)
☒ Irrigation 640 (acres)
☐ Other

Measuring Device: Required? ☐ Yes ☒ No Installed? ☐ Yes ☒ No
 Access Port: Required? ☐ Yes ☒ No Installed? ☐ Yes ☒ No

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

8/28/79
Date

Initial Butte Farms, Inc.
By Gene Starnes, Sec.
 Signature of Permit Holder

MICROFILMED

RECEIVED

DEC 17 1979

Department of Water Resources



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

PLACE
TEN CENT
STAMP
HERE

INITIAL BUTTE FARMS, INC.

P.O. Box 277
Nampa, Idaho 83651

RECEIVED

106 Main St.
Nyssa, Oregon 97913

December 12, 1979

DEC 17 1979

Department of Water Resources

State of Idaho
Department of Water Resources
Statehouse
Boise, Idaho 83720

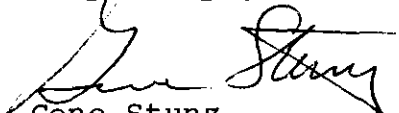
Gentlemen:

I am enclosing herewith the postcard statements that the development required by Permits No. 02-2341, 02-2358, and 02-2420, has been completed.

If there is anything further that you require before granting the water right to Initial Butte Farms, please call me.

Thank you.

Very truly yours,


Gene Stunz
Secretary

GS/rh

Enclosures

MICROFILMED

Re: Permit No. 02-2341

December 22, 1975

Init~~441~~ Butte Farms, Inc.
Box 277
Nampa, ID 83651

Gentlemen:

Enclosed is a copy of the approved application for extension of time in connection with the above referenced permit.

The time within which to submit proof of beneficial use of water has been extended to **January 6, 1981.**

Sincerely,

D. Darlene Reich
Water Rights Supervisor



INITIAL BUTTE FARMS INC.

P. O. BOX 277 NAMPA, IDAHO

DEC 11 1975

December 9, 1975

Mr. L. Glen Saxton
Water Resources Engineer
Idaho Department of Water Resources
506 North 5th Street
Boise, Idaho 83700

Re: Permit No. 32159 (New #02-2341)

Dear Mr. Saxton:

Enclosed is an application for extension of time to January 6, 1981, within which to make final proof of beneficial use under the above numbered permit. I will appreciate your extending our time and sending me an official extension of time.

Thank you for your courtesy and cooperation.

Sincerely yours,

Harold Henigson
Secretary

HH:ar
Encl.

P.S. Will you kindly send me six forms of Application for Extension of Time for completion of work under water permits issued by your office.

Note →

PS F 3811, J. 1975

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

● SENDER: Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).

- ☐ Show to whom and date delivered..... 15¢
☐ Show to whom, date, & address of delivery.. 35¢
☐ RESTRICTED DELIVERY.
 Show to whom and date delivered..... 65¢
☐ RESTRICTED DELIVERY.
 Show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:

3. ARTICLE DESCRIPTION:

REGISTERED NO.	CERTIFIED NO. 138010	INSURED NO.
----------------	-------------------------	-------------

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☒ Authorized agent

4. DATE OF DELIVERY

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S INITIALS

POSTMARK
NOV
3
1975

02-2341

☆ GPO: 1975-O-568-047

UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below

- Complete items 1, 2, and 3 on reverse side.
- Moisten gummed ends and attach to back of article.

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



RETURN
TO



DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

November 3, 1975

CERTIFIED MAIL #138010

Re: Permit No. 02-2341

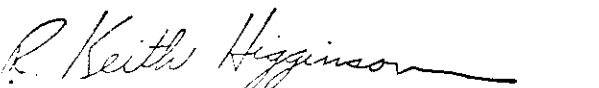
Initial Butte Farms, Inc.
Box 277
Nampa, Idaho 83651

Dear Sirs:

One of the conditions of approval of your water Permit No. 02-2341 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before January 6, 1976. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an 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.



R. KEITH HIGGINSON
Director

RKH:jg
Enc: Proof affidavit

October 8, 1969

Re: Permit No. 32159 (New No. 02-2341)

Gene Stunz, Treasurer
Initial Butte Farms, Inc.
Box 277
Nampa, Idaho 83651

Dear Mr. Stunz:

We acknowledge receipt of the affidavit of publication submitted in connection with the above referenced permit. Since proof of beneficial use of the water is not required until January 6, 1976, the Department will notify you sixty days in advance of this date as to further requirements. We wish to advise you, however, that if you have fulfilled the requirements under the permit you may submit proof anytime prior to the above date.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:JMB

32 59
02-2341



INITIAL BUTTE FARMS INC.

P. O. BOX 277 NAMPA, IDAHO

October 6, 1969

RECEIVED
OCT 8 1969 Jms
Department of Reclamation

Mr. Donald W. McEldowney
Appropriation Examiner
Department of Reclamation
Statehouse - Annex 2
Boise, Idaho 83707

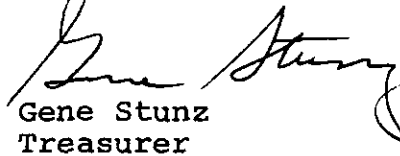
Re: Permit No. 32159

Dear Sir:

I am enclosing herewith a copy of the affidavit of publication pertaining to the notice of existing water permit for Section 16, Township 1 South, Range 1 W.B.M.

If anything additional is required to complete this matter, please advise. Thank you.

Very truly yours,


Gene Stunz
Treasurer

GS:ar

Encl.

32-55
10-22-69

September 2, 1969

Re: Permit No. 32159

Mr. Gene Stunz
Initial Butte Farms, Inc.
Box 277
Nampa, Idaho

Dear Mr. Stunz:

The legal notice for the above referenced permit is being published in the Idaho Daily Statesman, Boise, Idaho on September 11 and September 18, 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

32159
02 23 11

September 2, 1969

Re: Permit No. 32159 - Initial Butte Farms, Inc.

Idaho Daily Statesman
300 North 6th Street
Boise, Idaho

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 Gene Stunz,

~~Initial Butte Farms, Inc. Box 277, Nampa, Idaho~~
to whom you should furnish an affidavit of publication.

Very truly yours,

Donald J. McEldowney
Appropriation Examiner

DJM:JMB

Enc. Legal Notice (1)

32-57
02-22-11

RECEIVED

AUG 28 1969

IBF

INITIAL BUTTE FARMS, INC.

P. O. BOX 277 NAMPA, IDAHO

Department of Reclamation

August 22, 1969

Mr. Donald W. McEldowney
Appropriation Examiner
Department of Reclamation
Statehouse - Annex 2
Boise, Idaho 83707

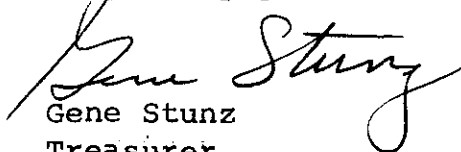
Re: Permit No. 32159

Dear Sir:

I am returning herewith the notice of existing water permit and authorization for publication. Will you please correct the name of the permittee to read Initial Butte Farms, Inc. Other than that, I believe everything is correct.

Thank you.

Very truly yours,


Gene Stunz
Treasurer

GS:ar

Encl.

32159

RECEIVED

AUG 29 1969

Department of Reclamation

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Initial Butte Farms, Inc. Box 277, Nampa, Idaho
has received an approved permit No. 32159
issued by the Idaho State Reclamation Department authorizing the
diversion ~~/storage/~~ of 12.8 cubic feet per second ~~/cfs/feet/sec/any/~~
of water from the Snake River tributary of Columbia River,
subject to all prior rights. The priority to be established under this permit is
December 28, 1964 and the permit was approved January 6, 1965.
Water is to be diverted by pipe, ditches and pond
from a point within the SW 1/4, Sec. 35, T. 1S, R. 1W, B.M.,
Ada County
to be used for irrigation
all of
in / Sec. 16, T. 1S, R. 1W, B.M.

Proof of the application of the water to beneficial use is to be submitted to the
Department on or before January 6, 1976. 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 Daily Statesman, Boise, Idaho on
September 11 and September 18, 1969.

State Reclamation Engineer: Permit No. 32159

You are hereby authorized to have the attached notice published at my expense in
the Idaho Daily Statesman of Boise, Idaho;

published in the county in which the works are situated.

Initial Butte Farms, Inc.
By Dore Stung Treasurer
(Signature)

Box 277, Nampa, Idaho
(Address)
August 22, 1969
(Date)

August 15, 1969

RE: Permit No. 30359

Initial Butte Falls
Box 277
Nampa, Idaho

Gentlemen:

During the 1968 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. ~~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

SC
Enc. Order
Adv. Pack

30359
8-22-69

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 32159)
in the name of Initial Butte Farms)
Box 277, Nampa, Idaho)

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,

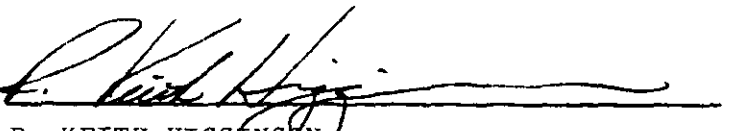
WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice
and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. 32159 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 January 6, 1976. 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 14TH day of August, 1969.


R. KEITH HIGGINSON
State Reclamation Engineer

32159
02-234

January 14, 1965

Re: Permit No. 32159

Initial Butte Farms,
P. O. Box 277
Nampa, Idaho.

Gentlemen:

We enclose Permit No. 32159 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. 32573 which was issued covering payment in the amount of \$ 10.00 for the filing fee of the above mentioned permit, ~~and for the~~ two enclosed copies of the permit.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk

32159

