

AFFIDAVIT OF PUBLICATION

RECEIVED
APR 4 1969
Department of Reclamation

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

Verla Harker
of Nampa, Canyon County, Idaho, being first duly sworn,
deposes and says:

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

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

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

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

4. That said notice was published the following dates:

February 6, 13, 20, 27, 1969

Verla Harker

Subscribed and sworn to before me this

27th day of February, 1969

Adam D. Kaur

Notary Public, Residing at Nampa, Idaho

MY COMMISSION EXPIRES JUNE 28, 1971

NOTICE OF PROOF OF COMPLETION OF WORKS

Notice is hereby given that on March 31, 1969 at Nampa, County of Canyon, State of Idaho, before notary public John Brandt, Nampa, Idaho, proof will be submitted of the completion of works for the diversion of 25.0 c.f.s. of the waters of the Snake River, and the application to beneficial use of said water, in accordance with the terms and conditions of permit 31581, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is Kondo Brothers, c/o Henry T. Kondo, Route #4, Nampa, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 25.0 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 25.0 c.f.s.

4. The point of diversion of said water is in Lot 2 (NW 1/4 NE 1/4), sec. 6, T. 1 S., R. 2 W., B.M., Canyon County.

5. The place where said water is used is in the SE 1/4, sec. 28; S 1/2, sec. 28; N 1/2 NE 1/4, sec. 32; N 1/2, E 1/2 SW 1/4, SE 1/4, sec. 33; S 1/2 SW 1/4, sec. 34, T. 1 N., R. 2 W., and the NE 1/4, sec. 4; NW 1/4 NW 1/4, sec. 3, T. 1 S., R. 2 W., B.M.

6. The date of priority which said user is prepared to establish is November 29, 1963.

R. KEITH HIGGINSON
State Reclamation Engineer
February 6, 13, 20, 27, 1969

31561

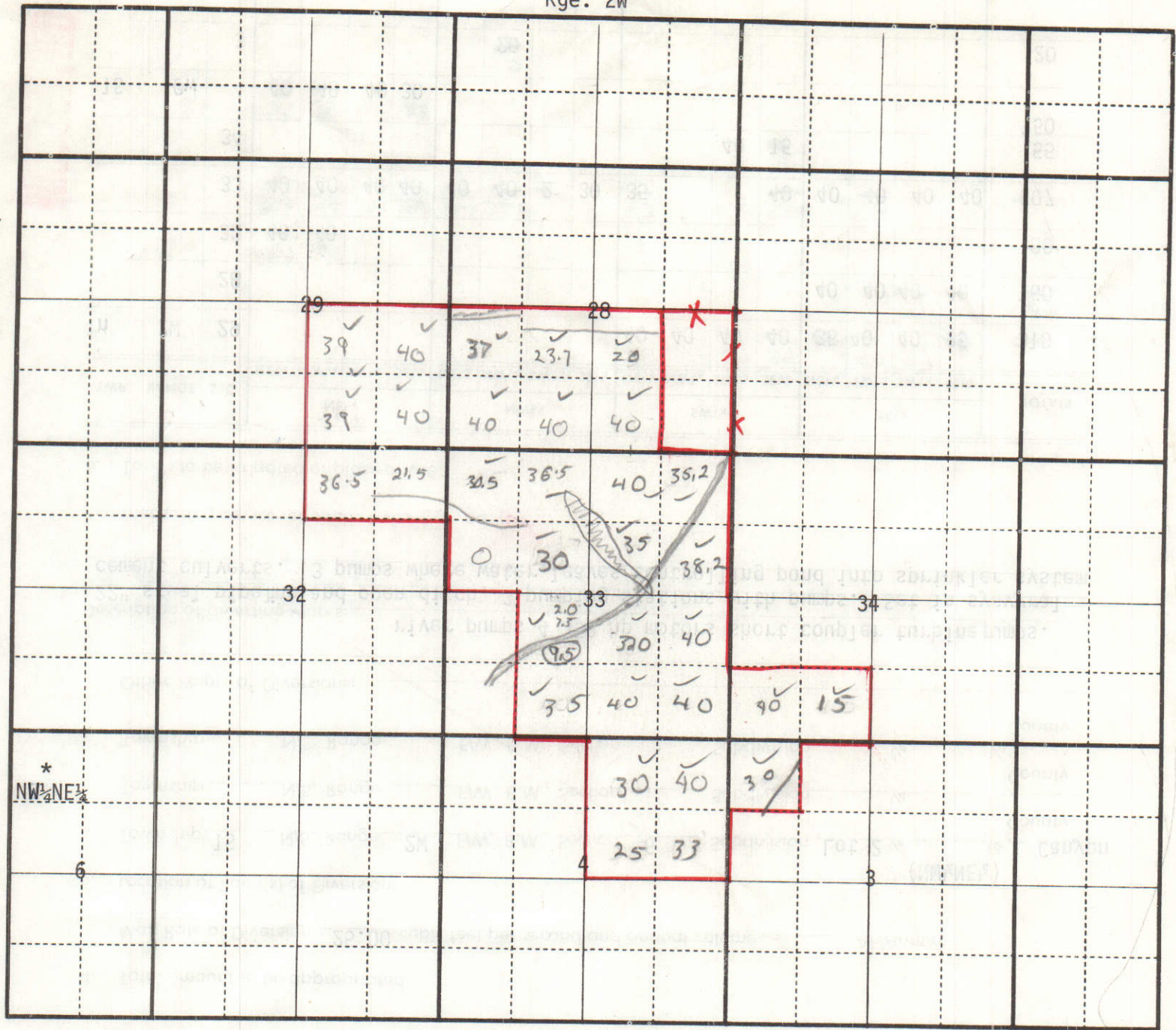


Diagram of System

After Five Days Return To
IDAHO WATER RESOURCE BOARD
State House
BOISE, IDAHO 83720

DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



DEFEAT
MUSCULAR DYSTROPHY
SUPPORT M.J.A.A.

REASON FOR RETURN
Unclaimed ☐ Refused ☐
Addressee unknown ☐
Insufficient Address ☐
No such street number ☐
No such office in state ☐
Do not remain in this envelope

NAME _____
1st Notice _____
2nd Notice _____
Return SEP 5 1974

Kondo Brothers
c/o Henry T. Kondo
Route # 4
Nampa, Idaho 83651



Re-sent by regular
mail on 9/28/74 jg

RECEIVED

SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)
(Add item and charge required for these services)

☐ Show address in office
☐ No such street
☐ Insufficient Address
☐ No such office in state
☐ No such street number
☐ to addressee

DELIVER ONLY

RECEIPT
Received the number of article described below

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

CERTIFIED NO. _____
REGISTERED NO. _____
INSURED NO. _____
SIGNATURE OF ADDRESSEE'S AGENT, IF ANY _____
SHOW WHERE DELIVERED (Only if requested, and include ZIP Code) _____

3

2

1

0

00957

RETURNED TO SENDER

RECEIVED

The Idaho Free Press

FEB 4 1969

Published Daily Except Sunday

P. O. BOX 88 NAMPA, IDAHO, 83651

Department of Reclamation

AREA CODE 208
466-7891

NA

NOTICE OF PROOF OF COMPLETION OF WORKS

Notice is hereby given that on March 31, 1969 at Nampa, County of Canyon, State of Idaho, before notary public John Brandt, Nampa, Idaho, proof will be submitted of the completion of works for the diversion of 25.0 c.f.s. of the waters of the Snake River, and the application to beneficial use of said water, in accordance with the terms and conditions of permit 31561, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is Kondo Brothers, c/o Henry T. Kondo, Route #4, Nampa, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 25.0 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 25.0 c.f.s.

4. The point of diversion of said water is in Lot 2 (NW 1/4 NE 1/4), sec. 6, T. 1 S., R. 2 W., B.M., Canyon County.

5. The place where said water is used is in the SE 1/4, sec. 29; S 1/2, sec. 28; N 1/2 NE 1/4, sec. 32; N 1/2, E 1/2 SW 1/4, SE 1/4, sec. 33; S 1/2 SW 1/4, sec. 34, T. 1 N., R. 2 W., and the NE 1/4, sec. 4, NW 1/4 NW 1/4, sec. 3, T. 1 S., R. 2 W., B.M.

6. The date of priority which said user is prepared to establish is November 29, 1963.

R. KEITH HIGGINSON
State Reclamation Engineer
February 6, 13, 20, 27, 1969

RECL. ENGR.	
DEPUTY	
WATER RIGHTS	
APPROP.	<i>log</i>
DIST.	
ADJ.	
INVESTIGATION	
WELLS	
DAMS	
ACCOUNTING	
FILE	
RETURN TO	
DISCARD	

NOTICE OF APPROVED APPLICATION FOR WATER

Notice is hereby given that Walter C. Russell, Route 4, Box 144, Nampa, Idaho, has received an approved permit No. G-32762 to divert 3.2 cubic feet per second of water from a ground water source. The priority to be established under this permit is March 4, 1966. Water will be diverted by well, motor, pump and catchpool within the SE 1/4 SE 1/4, Sec. 22, T. 2 N., R. 3 W., B.M., Canyon County and is to be used for irrigation in the N 1/2 NW 1/4, N 1/2 SE 1/4, Sec. 23, T. 2 N., R. 3 W., B.M.

Any protests against the intent of the permit must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer

January 30; February 6, 1969 *log*

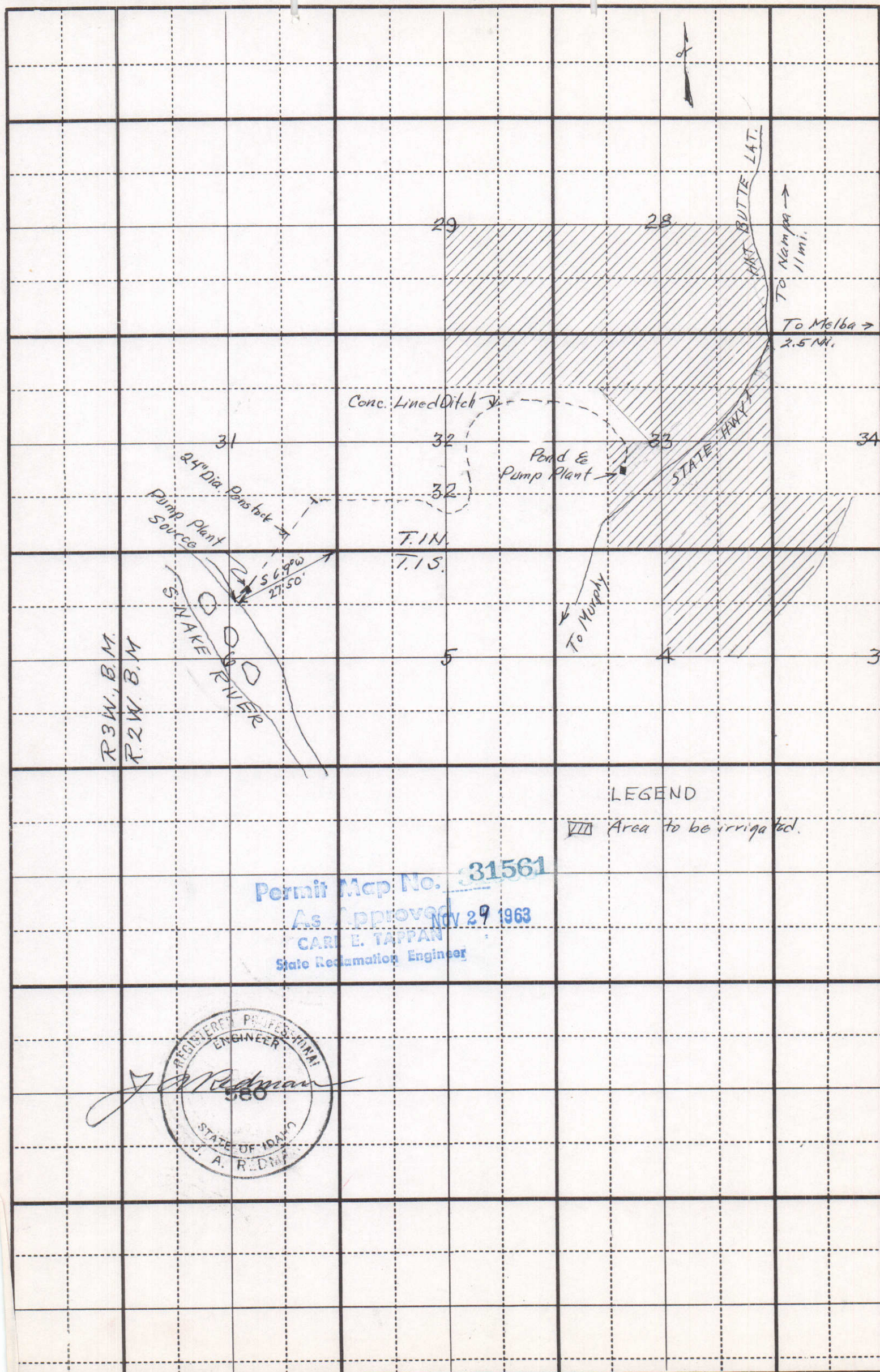
*shouldn't
this be
Route 4
Caldwell
Idaho
No!*

*Please advise before
this Feb 6*

Above is a proof of your copy as it will appear in our paper beginning _____, unless we hear from you prior to that time concerning any corrections or changes.

Leta Harker

31561



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 31561/02-2246 Priority Nov. 29, 1963 Amount 16.72 cfs

THIS IS TO CERTIFY, that Travelers Insurance Co., Kondo Farms, Inc., & Kondo Bros.
of Nampa, Idaho, has complied with the terms and conditions of Permit
No. 31561/02-2246 issued pursuant to Application for Permit dated November 29, 1963,
and has submitted proof to the Department of Water Resources on June 9, 1976,
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 19.3 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>	from <u>4/01</u>	to <u>10/31</u>	at <u>16.72</u>	cfs and	<u>4927 acre feet</u>
	from	to	at	cfs and	
	from	to	at	cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 16.72 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
4927 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 6, Twp. 1S,
Rge. 2W, B. M. in the County of Canyon

Description and location of place of use: see land list attachment

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 $\frac{1}{4}$	

Total number of acres irrigated 1094.9

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 30 day of

November, 19 77.


Director

Description and location of place of use:

[illegible]

Total number of acres irrigated 1094.9

RECEIVED

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

JUN 21 1976
original assignment
Department of Water Resources
is in 02-229

ASSIGNMENT OF PERMIT

Kondo Farms, Inc., an Idaho Corporation The Travelers Insurance Company and
I, and Kondo Brothers, hereby assign to Kondo Farms, Inc., and Kondo Brothers
707 S.W. Washington Street, Real Estate Investment Dept., Name Portland, Oregon 97205
of and Route 4, Box 4061, Nampa, Idaho 83651
Address

CHECK ONE

☒ All my right, title, and interest, in and to Permit No.'s 02-2246 and 02-2294
to appropriate the public waters of the State of Idaho.

☐ The following described portion of my right, title, and interest in and
to Permit No. _____ to appropriate the public waters of the State
of Idaho. (Give that portion of the permit being assigned by describing
the land list and the point of diversion - describe by acreage within
each 40-acre subdivision.)

Made this _____ day of _____, 19____.

Kondo Farms, Inc., an Idaho Corp.

Kondo Brothers

BY: [Signature] Pres.

[Signature]
Permit Holder

BY: Alvin B. Kondo Sec.

[Signature]
Wife of Permit Holder

State of Idaho)

County of Canyon) ss.

Alvin B. Kondo

On this 9th day of June, 1976, personally

appeared before me the signer(s) of the above instrument, who duly acknowledged
to me that he (she) (they) executed the same.

[Signature]
Notary Public residing at [Signature]

My commission expires 5-8-78

RECORDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR EXTENSION OF TIME

State of Idaho)
County of Canyon)

Permit No. 31561/02-2246

Kondo Brothers c/o Henry T Kondo of Route # 4, Box 4061 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. 31561/02-2246.

That under the terms and conditions of said permit, work thereunder was required to be completed on or before November 29, 1974, 1974.

That he has heretofore performed the following work described under said permit:
Constructed pump base and related facilities including penstock and concrete
delivery ditch. Installed all but one pump.

Costing \$ 145,000.00

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit: Waiting to install the additional pump pending a
Desert Entry whose water will be delivered thru the facilities. The Desert Entry
is my own.

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations under said permit to November 29, 1976.

Kondo Brothers by Henry T. Kondo
(signature) *

Subscribed and sworn before me this 30th day of October, 1974.

seal

Frank K. Wheeler
Notary Public residing at
Nampa, Idaho

My commission expires Dec. 16, 1975

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. KEITH HIGGINSON, Director of the Idaho Department of Water Resources, hereby approve the above application for extension of time for Permit No. 02-2246
to December 1, 1976.

Witness my hand this 1 day of November, 1974.

A. Kenneth Dunn
For the Director

BY: A. KENNETH DUNN, Administrator

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

MICROFILMED

02-22

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

APPLICATION No. 39669
PERMIT No. 31561
DISTRICT No.

1. Name of Applicant: Kondo Brothers, a co-partnership
Postoffice address: c/o Henry T. Kondo
Route 4, Nampa County: Canyon State: Idaho
I. If applicant is a corporation, give:
(a) Date and place of incorporation:
(b) Amount of capital stock:
(c) Amount paid in:
(d) Names and addresses of directors:

II. The financial resources of the applicant are:
(a) Cash on hand:
(b) Treasury stock:
(c) Bond to be issued:
(d) Other resources:

2. Quantity of water claimed: 25. cubic feet per second.

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

4. Location of point of diversion: 2750 feet distant from the NE
corner of Section 6, T. 1 S, R. 2 W, B.M., and is in the Lot 2 1/2 NE
of section 6, T. 1 S, R. 2 W, B. M., County of Canyon

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: \$ 1,000.00

8. Kind of works: Pumping plants, pipes, ditches, and ponds

9. Height of dam none 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 2 fee; width at water line 7 feet; depth of water 2.5 feet;
dimensions of flume:

Diameter of pipe 24 inches; length of conduit 2.1 miles.
Average grade per mile 5.3 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: Possibly partly covered
by U.S.B.R. application #30811

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.

Kondo Brothers, a co-partnership *Applicant.*

By s/ J. A. Redman

Agent.

Date of first receipt at Department of Reclamation: 1:30 P.M. November 29, 1963

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 31561

Recorded in Book 110 Page 31561 Approved November 29, 1963

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 January 29, 1964 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before May 29, 1966

The whole of said work to be completed on or before November 29, 1968

Beneficial use of water appropriated in accordance herewith, to be made on or before November 29, 1974

WITNESS My hand this 29th day of November, 1963

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 29th

day of November, 19 63.
Countersigned:

STATE OF IDAHO

(SEAL) By s/ ARNOLD WILLIAMS Secretary of State.

REMARKS: The applicant is constructing pumping plants, pipe lines, and ditches in cooperation with Henry T. Kondo as a joint venture for the purposes of irrigating up to 1300 acres.

14.

[illegible]

RECEIVED
LICATION

[illegible]

10

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

4. That said notice was published the following dates:

.....

.....

.....

_____Berla Barker_____

27th day of February, 1969

y of February
Adam & Kaur

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED

31561



THE TRAVELERS

RECEIVED

JUN 11 1979

Real Estate Investment Department
Agricultural Division
Emil A. Schmitt, Regional Manager

Department of Water Resources

June 7, 1979

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

Re: Permit No. 31561/02-2246 and
Permit No. 31798/02-2294
Kondo Farms and Kondo Brothers
Route 4, Box 4061
Nampa, Idaho 83651

Loan No. 500290 2

Gentlemen:

This letter is to advise you that the captioned loan has been paid in full and Travelers no longer has an interest in the security or the water rights.

If you have any questions or need additional information, please contact this office.

Very truly yours,

THE TRAVELERS INSURANCE COMPANY

Helen M. Neville
(Mrs.) Helen M. Neville
Assistant Manager

File

HMN:mk
cc: Kondo Farms and Kondo Brothers
cc: Area Manager Reed

December 1, 1977

Re: Permit No. 02-2246

Travelers Insurance Co.
Kondo Farms, Inc.
Kondo Brothers
Route #4, Box 4061
Nampa, ID 83651

Gentlemen:

Enclosed herewith is a copy of the water right license issued on the above referenced permit.

Sincerely,

BILL MACALLISTER
Water Resource Agent

BM/kaw
Enclosure

October 31, 1977

Re: Permit No. 02-2246

Kondo Farms, Inc.
Route #4, Box 4061
Nampa, ID 83651

Gentlemen:

Pursuant to your visit to our Western District Office the proposed license of this permit has been changed to read as follows:

Amount of water that can be recognized as beneficially used under
Idaho law: 16.72 cfs Source: Snake

The maximum quantity diverted shall not exceed 4905 acre feet per
year.

Point of diversion: NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 6, Twp. 1S, Rge. 2W, B.M.

Beneficial use: Irrigation of 1089.9 acres within the SW $\frac{1}{4}$,
W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 28 $\bullet$; SE $\frac{1}{4}$, Sec. 29 $\bullet$; N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 32 $\bullet$; NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$,
NW $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 33 $\bullet$; S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 34 $\bullet$; all in Twp. 1N,
Rge. 2W, and the NE $\frac{1}{4}$, Sec. 4, Twp. 1S, Rge. 2W.

Priority date established: November 29, 1963

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,

JAN GROVER
Water Rights Supervisor

JG/kaw

October 4, 1977

Re: Permit No. 31561/02-2246

Traveler's Insurance Co.
707 S. W. Washington Street
Portland, OR 97205

-and-

Kondo Farms, Inc.
Route #4, Box 4061
Nampa, ID 83651

Gentlemen:

A representative of this Department made an examination of the works covered by your Permit No. 31561/02-2246 on September 28, 1976, and has found the following:

Amount of water that can be recognized as beneficially used under
Maho Law: 16.72 cfs Source: Snake River

The maximum quantity diverted shall not exceed 4628 acre feet per year.

Point of diversion: NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 6, Twp. 1S, Rge. 2W, B. M.,
Canyon County.

Beneficial Use: Irrigation of 1028.6 acres within the SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 28; SE $\frac{1}{4}$, Sec. 29; N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 32; N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 33; S $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 34, Twp. 1N, Rge. 2W, and in the NE $\frac{1}{4}$, Sec. 4; and NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 3; Twp. 1S, Rge. 2W, B. M.

Priority date: November 29, 1963

In order for the Department to issue the above license, it will be necessary for you to amend the permit to correspond with the findings of the field examiner. We are enclosing a partially completed amendment form for your use in this matter.

Please sign the amendment application and return it to this office along with a \$10.00 filing fee within 30 days in order that we might issue your license as set forth above.

If you do not concur with these findings or have any questions, please contact us within the 30-day period.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights Bureau

BDF:JC
Enclosure

cc: Traveler's Insurance Co.

State of Idaho
Department of Water Resources

ROUGH DRAFT

WATER RIGHT LICENSE

License of Water Right No. 02-2446 Priority _____ Amount 16.72 cfs

THIS IS TO CERTIFY, that Kombo Brothers
of Nampa, Ida, has complied with the terms and conditions of Permit
No. 02-2446 issued pursuant to Application for Permit dated _____,
and has submitted proof to the Department of Water Resources on _____,
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 19.3 cfs of water from Snake River,
tributary to Columbia R., 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>Irr.</u>	from <u>4-1</u> to <u>10-31</u>	at <u>16.72</u> cfs and	<u>4628</u>
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 16.72 of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
4628 acre feet per year, said waters to be diverted within the NW NE Sec 6, 15, 20
in the County of _____

Description and location of place of use:

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	
1N	2W	28									23.7	37	40	40		20	40		200.7
		29													40	39	39	40	158.0
		32	24.5		36.5														58.0
		33	35.2	35		39.2	30.5	30.5		30	95			32	40	32	40	40	398.9
		34							40	15									55.0
1S	2W	4	40	30	25	33													
		3																	
Total number of acres irrigated																			128
																			30

ROUGH DRAFT

Total

1028.6

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this _____ day of _____, 19 _____.

Director

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

~~XXXXXX~~
~~XXXXXX~~

1. Name of permit holder Kondo Brothers
Postoffice address Route 4, Box 4061, Nampa, ID 83651 Phone ~~467-5051~~
Person to contact Henry Kondo Phone 467-5051
466-2527
2. Source of water supply: Groundwater ☐ Surface water ☒ Snake River
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount 25.00 c.f.s. for Irrigation
AF/Annum (nature of use)

Period of Use: from April 1 to Oct. 31
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

Permit No. 02-2446
Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion 25.00 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 1S N/S, Range 2W E/W, B.M., Section 6, Subdivision Lot 2 1/4 (NW 1/4 NE 1/4) Canyon
County _____
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 1/4
County _____
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 1/4
County _____

Other Points of Diversions: _____

Description of diverting works: river pumps 4 350 hp motors short coupler turbine pumps.
22" steel pipeline and open ditch. 3 pumping stations with pumps. Set in synvral
cement culverts. 3 pumps where water leaves controlling pond into sprinkler system

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

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	
1N	2W	28									40	40	39	39	40	40	40	40	310
		29													40	40	39	39	158
		32	25.1	36.5															80
		33	35.2	35	37	38.2	36.5	32.1	2	30	23		38	40	40	32	40	40	507
		34										40	5						55
1S	2W	4	35	35	40	23													150
		3																	20

20.50 cfs

TOTAL ACREAGE 1282

RECEIVED

Rge. 2W

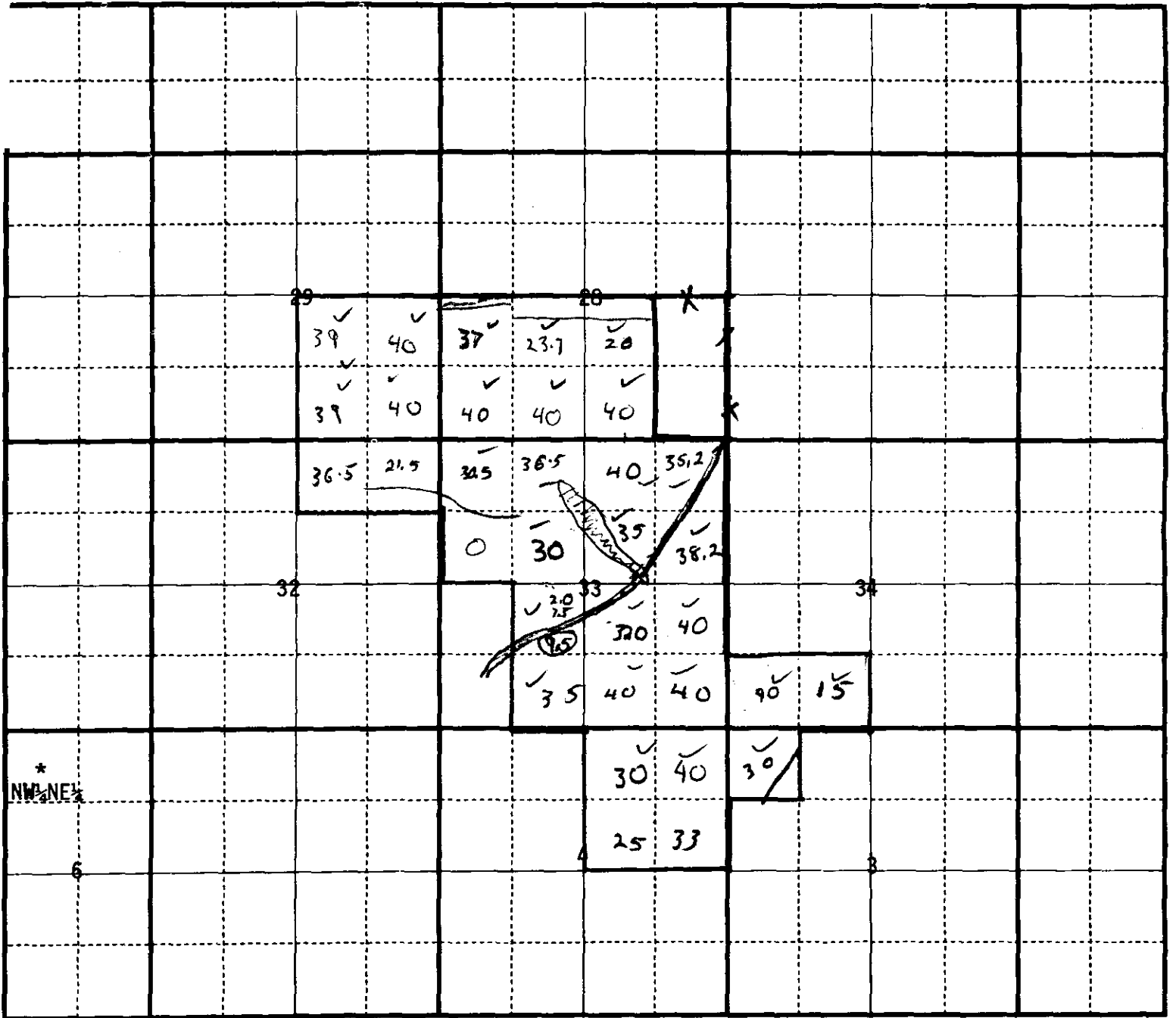


Diagram of System

DATE OF EXAM 29 Sept 76

ACREAGE

Found 1028.6
Recommended 1028.6

Irrigation Requirement 4.5 Ac Ft/Ac

USE

Irrigation Q = 19.3 c.f.s. V = 4628.7 AF/Ann. from 4-1 to 10-31
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes ☒ no _____

Name source: Some / see 02-2294
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes _____ no _____

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of injection:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of exchange:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Total Q measured 19.3 cfs (see 02-2294) Method of measurement CFS

Total Q recommended 16.72 cfs Meter No. 4314 Type AA Condition Good

Total V recommended 4628 AF/Ann

Recommended Amendments:

P.D. _____
Place of Use 30 acres in NWNW sec 3, 152W
Other _____
None _____

MEASUREMENT CALCULATION:

See attached measurement notes

SYSTEM DESCRIPTION:

4/350 HP pumps + motors - Pumps Layne + Bowler Motors US Pump motor
① Pump → see # 44631 motor → see # 1271635
② → 44627 → 1262306
③ → 44873 → 1277304
④ → 44629 → 1271636

REMARKS:

System in operation at time of exam - Dicky - forman
present during time of exam

Examiner's Signature Erwin E. Ballou Date 28 Sept 76

Checked by _____ Date _____

Approved by _____ Date _____



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

July 9, 1976

Re: Permit No. 02-2246 and 02-2294
Loan No. 500290 2

Travelers Insurance Company	Kondo Farms, Inc.
707 S. W. Washington Street -and-	Route 4, Box 4061
Portland, Oregon 97205	Nampa, ID 83651

Gentlemen:

We acknowledge receipt of the assignment conveying the above referenced permits to you. The assignment has been recorded and the Department's records have been changed.

Please be advised that field examinations should be made on these two permits shortly and then the licensing of the permits will take place.

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:JFR

100-100000

June 10, 1976

RE: Permit No. 2 2246

Kondo Brothers
Route 4, Box 4061
Nampa, Idaho 83651

Dear Gentlemen:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell during which part of the irrigation season this examination will be made, however, our examiner will try to contact you at the time he makes the exam so that you may show him the system.

If you have any questions concerning the field exam, please contact our District Office in **Boise.**

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

Identification No. _____

Permit No. 02-2246

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
JUN 9 1976
aj

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Water Resources

1. a) Name of Permit Holder Kondo Brothers
b) Post Office Address Route 4 Box 4061 Nampa, ID
2. Permit Number 02-2246
3. Date of Priority that you are prepared to establish 11-29-1963
4. a) Source from which water was appropriated Snake River
b) Location of the point of diversion: Lot 2 ¼ (NW¼NE¼) ¼, Section 6
Township 1S, Range 2W Boise Meridian, Other points of diversion:
5. a) The amount of water and use to which the water has been applied:
Amount 25.0 for Irrigation purposes from 4-1 to 10-31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 25.0 cfs and/or acre-feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: None made
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:

b) Describe the agreement or understanding by which you take water from the works: _____

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) River pumps 4-350 hp motors short coupler turbine pumps, 22" steel pipeline and open ditch, 3 pumping stations with pumps. Set in synvyrat cement culverts. 3 pumps where water leaves controlling pond into sprinkler system
b) Describe the type and size of measuring device which you have installed at your point of diversion: None required

c) Give well driller's name and address and the date the well was completed: _____

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

Examined 6-15-76 *f*

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
1N	2W	29													40	40	40	40	160
		28									40	40	40	40	35	40	40	35	310
		32	40	40															80
		33	40	40	40	40	40	40	2	30	35				40	40	40	40	507
		34											40	15					55
1S	2W	4	40	40	40	30													150
		3						20											20

Total number of acres irrigated 1282

10. Remarks: _____

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

6-8-76
(Date)

Lando Bass by Henry Lando
(Signature)

State of Idaho)
County of Ada) ss.

On this 8th day of June, 1976, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Rita Bendale
Notary Public residing at Baise, Id

My commission expires March 8, 1980



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

November 4, 1974

Re: Permit Nos. 31581/02-2257
31561/02-2246

Mr. Henry T. Kondo
Route 4, Box 4061
Nampa, Idaho 83651

Dear Mr. Kondo:

Enclosed are copies of the approved application for extension of time in connection with the above referenced permits.

The time within which to submit proof of beneficial use of water has been extended to December 1, 1976.

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:jfr

Enclosure

MICROFILMED

WATER RESOURCE BOARD:

John F. Streiff
Chairman
Franklin Jones
Member

George L. Yost
Vice-Chairman
M. Reed Hansen
Member

Donald R. Kramer
Secretary
Scott W. Reed
Member

Edwin C. Schlender
Member
Joseph H. Nettleton
Member

September 27, 1974

Re: Permit No. 02-2246

Kondo Brothers
c/o Henry Konda
Route 4
Nampa, Idaho 83651

Dear Mr. Kondo:

Enclosed is a copy of the above referenced permit along with an extension of time form.

f

If you have any questions, please contact this office.

Sincerely,

JANICE F. ROHM
Secretary

JFR

Enclosures

MICROFILMED

After Five Days Return To
IDAHO WATER RESOURCE BOARD
State House
BOISE, IDAHO 83720

DEPARTMENT OF WATER RESOURCES
STATE HOUSE
BOISE, IDAHO 83720

RETURNED TO SENDER
REASON/DATE
Unclaimed _____
Addressee _____
Insufficient Address _____
No such street _____ number _____
No such office in state _____
Do not remain in this country

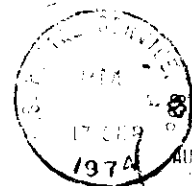
CERTIFIED MAIL

NO. 25951

RETURN RECEIPT REQUESTED

Kondo Brothers
c/o Henry T. Kondo
Route # 4
Nampa, Idaho 83651

*Re-sent by regular
mail on 9/28/74 jg*



DEFEAT
MUSCULAR DYSTROPHY
SUPPORT MEAL

IDAHO

RECEIVED

August 30, 1974

CERTIFIED MAIL

#25951

Re: Permit No. 31561/02-2246

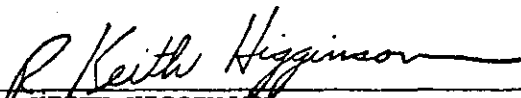
Mondo Brothers
c/o Henry T. Kondo
Route #4
Nampa, ID 83651

Gentlemen:

One of the conditions of approval of your water Permit No. 31561/02-2246 (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 November 29, 1974. 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

RECEIVED
AUG 31 1974
IDAHO DEPARTMENT OF AGRICULTURE

June 20, 1972

Re: Permit No. 31561/02-2246

Kondo Brothers
% Henry T. Kondo
Route # 4
Nampa, Idaho 83651

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 permit holder to make proof of beneficial use of water. The enclosed Order modifies the above referenced permit to comply with these rules and regulations.

As proof of beneficial use is due under this permit on or before November 29, 1974, the Department will not conduct a field examination until after proof of beneficial use has been made. We wish to remind you that you may submit proof of beneficial use at any time prior to the above mentioned date.

If you have any questions regarding the above matters, please let us know.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enc: Order

2 2246

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION
OF THE
STATE OF IDAHO

IN THE MATTER OF Permit No. 31561/
02-2246 in the name of KONDO BROTHERS

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,

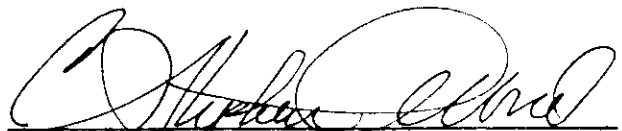
WHEREAS, on August 1, 1968, the Department of Water Administration (formerly the Department of Reclamation) adopted Rules of Practice and Procedure for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. 31561/02-2246 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 Procedure 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.

Dated this 19th day of June, 1972.



C. STEPHEN ALLRED
Deputy Director

April 8, 1969

Re: Permit No. 31561

Kondo Brothers
a Co-partnership
c/o Henry T. Kondo
Route 4,
Nampa, Idaho

Gentlemen:

We acknowledge receipt of the affidavit of publication from the Idaho Free Press, Nampa, Idaho and the depositions submitted as proof of completion of works for the above referenced permit.

Before a certificate for Completion of Works may be issued, a field examination must be conducted by a representative from this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system. If someone other than yourself should be contacted, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:TG

31561

STATEMENT

The Idaho Free Press

P. O. Box 88 — Nampa, Idaho, 83651

Date February 27, 1969

Kondo Bros
% Henry Kondo
Rt. 4
Nampa, Idaho

RECEIVED
APR 4 1969
Department of Reclamation

NOTICE OF PROOF OF COMPLETION OF WORKS

52 lines 4 days - February 6,13,20,27, 1969

1 day @ .14 per col. line	\$ 7.28
3 days @ .10 per col. line	<u>15.60</u>
	22.88

*file
4/20/69
H*

Upon receipt payment of this statement,
affidavit will be sent on last date of
publication.

81561

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

RECEIVED
APR 4 1969

Department of Reclamation

Permit No. _____

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

The and Completion of Works

DEPOSITION OF HOLDER

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

Henry T. Kondo - Kondo Brothers, A Co. Partnership

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

Ques. 3. State number, approval date of permit, and date of priority: _____

31798 3/27/64 - 3/28/64 (31561 11/29/63 - 12/5/63) 31561 11/29/63 - 11/29/63

Ques. 4. State source of water supply: SNAKE RIVER

Give location of point of diversion, showing subdivision, section, township and range

Lot 2 NW 1/4 NE 1/4 Sec. 6 T. 1 S., R. 2 W. B. M.

Ques. 5. Describe your works of diversion: PUMPING PLANT -

Pen Stock - Concrete ditch; state amount of water they are capable of conveying from point of diversion to place of use: 34.6 CFS; Give name of canal or ditch

or other works by which water is conducted to such place of use: Kondo Ditch

_____; if a well, state depth of well _____; depth and size of

casing _____; depth to water _____; if pump is used,

state discharge of pump: _____; tell how it was measured or determined _____

_____; if sprinkler irrigation, give number and size

of nozzles and operating pressure: 2805 9/4 60 #

Ques. 6. State for what purpose water is used: IRRIGATION

(If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water:

Sec 31 NE 1/4 SE 1/4,

Sec 33 NE 1/4, NW 1/4, NE 1/4 SW 1/4, SE 1/4 SW 1/4, SE 1/4 507A

Sec 32 SE 1/4 NW 1/4, NE 1/4 SW 1/4, NW 1/4 SW 1/4, NE 1/4 NE 1/4, NW 1/4 NE 1/4 200A

Sec 34 SW 1/4 SW 1/4, SE 1/4 SW 1/4 55A

Sec 29 SW 1/4 NE 1/4, NE 1/4 SE 1/4, NW 1/4 SE 1/4, SW 1/4 SE 1/4, SE 1/4 SE 1/4, 200A

Sec 28 SW 1/4 NE 1/4, NE 1/4 SW 1/4, NW 1/4 SW 1/4, SW 1/4 SW 1/4, SE 1/4 SW 1/4, NE 1/4 SE 1/4, NW 1/4 SE 1/4, SW 1/4 SE 1/4, SE 1/4 SE 1/4, 396A

Sec 4 NW 1/4 NW 1/4, NE 1/4 NW 1/4, SE 1/4 NW 1/4, NW 1/4 SE 1/4, NE 1/4 310A

Sec 3 NW 1/4 NW 1/4, 31561 100A

1662A

State nature of all improvements which have been made as a direct result of said use:

Land Leveling - Mainlines, Handlines, Pumps, Ditches

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: N/A

Ques. 7. If for other than irrigation purposes, show full legal description of place of use and state purpose for which water is used:

N/A

Ques. 8: 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:

N/A

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: 1964 - Time used since first use:

5 1/2 YEARS

Ques. 10. Describe all other water rights appurtenant to same place of use: _____

L.S.B.R. H 38811

(sign)

Harry T. Kinds, President, by Harry Kinds

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

Nampa, County of Canyon

State of Idaho, on this 31 day of March, A. D. 1969.

My commission expires: Feb 17, 1973

John H. Brandt

31541

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. _____

RECEIVED
APR 4 1965
Department of Reclamation

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
The and Completion of Works

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:

Bryan W. Anderson, 37, Route 3 Meridian, Towner, Box 277
Naupah, Idaho

Ques. 2 Are you acquainted with Henry Kondo & Kondo Bros., the holder of

Permit No. 31798 31581 31361? How long have you known him and where does he reside?

7 years, Naupah Idaho

Ques. 3. Have you read or heard said Permit No. 31798 31581 31361 read, and are you familiar with its provisions and conditions: Yes ✓ No. _____

Ques. 4. State source of water supply: Snake River

Give location of place of diversion, showing subdivision, section, township and range

Lot 2 NW 1/4 NE 1/4, Sec 6 T. 1 S., R. 2 W. B. M.

Describe works for conveying water to place of use: Pumping Plant,
Pen-Stock Concrete ditch

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 35 How much water have you seen being so conveyed? 24 cfs

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving full legal description:

NE 1/4 SE 1/4, SEC 31 TWP 1 N R 2 W B.M.
NE 1/4, NW 1/4, NE 1/4 SW 1/4, SE 1/4 SW 1/4, SE 1/4, (SEC 33) TWP 1 N R 2 W B.M. 507 A
SE 1/4 NW 1/4, NE 1/4 SW 1/4, NW 1/4 SW 1/4, NE 1/4 NE 1/4, NW 1/4 NE 1/4, (SEC 37) TWP 1 N R 2 W B.M. 200 A
SW 1/4 SW 1/4, SE 1/4 SW 1/4, (SEC 34) TWP 1 N R 2 W B.M. 55 A
SW 1/4 NE 1/4, NE 1/4 SE 1/4, NW 1/4 SE 1/4, SW 1/4 SE 1/4, SE 1/4 SE 1/4 (SEC 29) TWP 1 N R 2 W B.M. 200 A
SW 1/4 NE 1/4, NE 1/4 SW 1/4, NW 1/4 SW 1/4, SW 1/4 SW 1/4, SE 1/4 SW 1/4, NE 1/4 SE 1/4, NW 1/4 SE 1/4, SW 1/4 SE 1/4, SE 1/4 SE 1/4, (SEC 28) TWP 1 N R 2 W B.M. 350 A
NW 1/4 NW 1/4, NE 1/4 NW 1/4, SE 1/4 NW 1/4, NW 1/4 SE 1/4, NE 1/4, (SEC 4) TWP 1 S R 2 W B.M. 310 A
NW 1/4 NW 1/4, (SEC 3) TWP 1 S R 2 W B.M. 40 A
31561 1667 ac

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

No

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.

24 CTS - Ritzville Series LOAM - Smooth to Gently

Rolling topography

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned?

If so, in what way and to what extent? No

Ques. 10. When did you first see this water used? 1964

Other times you have seen such use: App. 200

(Signed):

Devin Anderson

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 _____

Hampe, County of Canyon, State of Idaho, on this 31 day of March, A. D. 1969

John R. Bandy

Notary Public for the State of Idaho

Residing Hampe Idaho

My commission expires Feb 17, 1973

31541

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. _____

RECEIVED
APR 4 1989
Department of Reclamation

PROOF OF ~~APPLICATION OF WATER TO BENEFICIAL USE~~

The and Completion of Works

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:

Norman D. Webb Mr. James Thompson
Age 40 Rd 4 Nampa Idaho

Ques. 2 Are you acquainted with Henry Kondo & Kondo Bros., the holder of
31798

Permit No. 31581? How long have you known him and where does he reside?

31561
7 years, Nampa, Idaho

Ques. 3. Have you read or heard said Permit No. 31581 read, and are you familiar
31798
with its provisions and conditions: Yes X No. 31561

Ques. 4. State source of water supply: Snake River

Give location of place of diversion, showing subdivision, section, township and range

Lot 2, NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 6 Twp. 1 S. R 2W. B.M.

Describe works for conveying water to place of use: Pumping plant, Ben-stock, Concrete
ditch

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 35 How much water have you seen being so
conveyed? 24 C.F.S.

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:

<u>NE$\frac{1}{4}$ SE$\frac{1}{4}$, Sec 31 Twp 1 N R 2 W</u> <u>B.M.</u>	
<u>NE$\frac{1}{4}$, NW$\frac{1}{4}$, NE$\frac{1}{4}$ SW$\frac{1}{4}$, SE$\frac{1}{4}$ SW$\frac{1}{4}$, SE$\frac{1}{4}$, Sec. 33</u> <u>Twp 1 N R 2 W</u> <u>B.M.</u>	507A
<u>SE$\frac{1}{4}$ NW$\frac{1}{4}$, NE$\frac{1}{4}$ SW$\frac{1}{4}$, NW$\frac{1}{4}$ SW$\frac{1}{4}$, NE$\frac{1}{4}$ NE$\frac{1}{4}$, NW$\frac{1}{4}$ NE$\frac{1}{4}$, Sec. 32</u> <u>Twp 1 N R 2 W</u> <u>B.M.</u>	200A
<u>SW$\frac{1}{4}$ SW$\frac{1}{4}$, SE$\frac{1}{4}$ SW$\frac{1}{4}$, Sec. 34</u> <u>Twp 1 N R 2 W</u> <u>B.M.</u>	55A
<u>SW$\frac{1}{4}$ NE$\frac{1}{4}$, NE$\frac{1}{4}$ SE$\frac{1}{4}$, NW$\frac{1}{4}$ SE$\frac{1}{4}$, SW$\frac{1}{4}$ SE$\frac{1}{4}$, SE$\frac{1}{4}$ SE$\frac{1}{4}$, Sec 29</u> <u>Twp 1 N R 2 W</u> <u>B.M.</u>	200A
<u>SW$\frac{1}{4}$ NE$\frac{1}{4}$, NE$\frac{1}{4}$ SW$\frac{1}{4}$, NW$\frac{1}{4}$ SW$\frac{1}{4}$, SW$\frac{1}{4}$ SW$\frac{1}{4}$, SE$\frac{1}{4}$ SW$\frac{1}{4}$, NE$\frac{1}{4}$ SE$\frac{1}{4}$, NW$\frac{1}{4}$ SE$\frac{1}{4}$, SW$\frac{1}{4}$ SE$\frac{1}{4}$, SE$\frac{1}{4}$ SE$\frac{1}{4}$, Sec 28</u> <u>Twp 1 N R 2 W</u> <u>B.M.</u>	350A
<u>NW$\frac{1}{4}$ NW$\frac{1}{4}$, NE$\frac{1}{4}$ NW$\frac{1}{4}$, SE$\frac{1}{4}$ NW$\frac{1}{4}$, NW$\frac{1}{4}$ SE$\frac{1}{4}$, NE$\frac{1}{4}$, Sec 4</u> <u>Twp 1 S R 2 W</u> <u>B.M.</u>	310A
<u>NW$\frac{1}{4}$ NW$\frac{1}{4}$ Sec 3</u> <u>Twp 1 S R 2 W</u> <u>B.M.</u>	40A
	1667A

31561

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

No

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.

24 C.E.S. Ritzville Series loam - Smooth to gently rolling topography

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned?

If so, in what way and to what extent? No

Ques. 10. When did you first see this water used? 1964

Other times you have seen such use: Approximately 200

(Signed)

Norman J. Hill

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

Kampa, County of Canyon, State of Idaho, on this 31 day of March, A. D. 1969

John H. Bennett

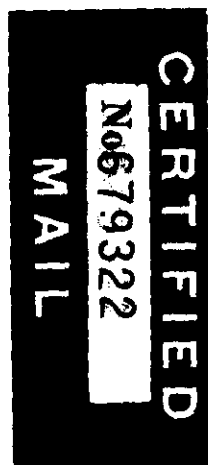
Notary Public for the State of Idaho

Residing Kampa Idaho

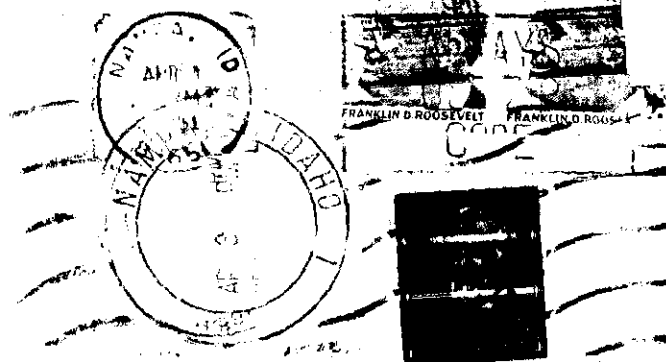
My commission expires Feb 17, 1973

31561

Henry Kondo
Route # 4
Nampa, Idaho 83651



Returned for
Postage. When remaining, cross
out this notice or paste stamps



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
STATEHOUSE * ANNEX 2
BOISE, IDAHO 83707

3/5/11

NA

NOTICE OF PROOF OF COMPLETION OF WORKS

Notice is hereby given that on March 31, 1969 at Nampa, County of Canyon, State of Idaho, before notary public John Brandt, Nampa, Idaho, proof will be submitted of the completion of works for the diversion of 25.0 c.f.s. of the waters of the Snake River, and the application to beneficial use of said water, in accordance with the terms and conditions of permit 31561, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is Kondo Brothers, c/o Henry T. Kondo, Route #4, Nampa, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 25.0 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 25.0 c.f.s.

4. The point of diversion of said water is in Lot 2 (NW 1/4 NE 1/4), sec. 6, T. 1 S., R. 2 W., B.M., Canyon County.

5. The place where said water is used is in the SE 1/4, sec. 28, S 1/2, sec. 28; N 1/2 NE 1/4, sec. 32; N 1/2, E 1/2 SW 1/4, SE 1/4, sec. 33; S 1/2 SW 1/4, sec. 34, T. 1 N., R. 2 W., and the NE 1/4, sec. 4, NW 1/4 NW 1/4, sec. 3, T. 1 S., R. 2 W., B.M.

6. The date of priority which said user is prepared to establish is November 29, 1963.

R. KEITH HIGGINSON
State Reclamation Engineer
February 6, 13, 20, 27, 1969



*shouldn't
this be
Route 4
Caldwell
Idaho
No!*

*Please advise before
this Feb 6*

Above is a proof of your copy as it will appear in our paper beginning _____, unless we hear from you prior to that time concerning any corrections or changes.

Leta Harker

January 29, 1969

Re: Permit No. 31561

Mondo Brothers,
a co-partnership
c/o Henry T. Kondo
Route 4
Nampa, Idaho

Dear Mr. Kondo:

We have mailed notice to the Idaho Free Press stating that you are going to make proof of the application of water to beneficial use along with completion of works. This notice will be published on the 6th, 13th, 20th, and 27th of February.

You will be required to obtain an affidavit of publication from the above referenced newspaper and to submit it to the Department. Please submit this item along with the Depositions of Holder and two Witnesses. We have enclosed forms to be used.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:TG

Enc: depositions

31561

January 29, 1969

Re: Permit No. 31561
Henry Kondo

Idaho Free Press
Nampa, Idaho

Gentlemen:

Enclosed is a legal notice which we wish to have published for ^{four}~~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 can not publish the notice on the proposed dates, please contact the Department of Reclamation immediately. ~~Kondo Bros,~~

~~The expense of the publication is to be paid by a co-partnership, c/o Henry Kondo, Route 4, Nampa, Idaho~~

to whom you should furnish an affidavit of publication.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:tg

Enc: legal notice

cc: Henry T. Kondo

NOTE: The permit holder is required to obtain an affidavit of publication from the above referenced newspaper and to submit it to the Department at once.

31561

JAN 27 1969

**NOTICE OF PROOF OF COMPLETION OF WORKS AND
APPLICATION OF WATER TO BENEFICIAL USE**

Notice is hereby given that on 3-31-69 at Nampa,
County of Canyon, State of Idaho, before notary public (name & address) _____
John R. Smith Nampa, Idaho, proof will be
submitted of the completion of works for the diversion of 25.0 c.f.s. of the waters
of the Snake River, and the application to beneficial use of said water,
in accordance with the terms and conditions of permit 31561, heretofore issued by
the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is Kondo Brothers, c/o Henry T. Kondo, Route #4, Nampa, Idaho.
2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 25.0 cubic feet per second.
3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 25.0 c.f.s.
4. The point of diversion of said water is in Lot 2 (NW¼NE¼), sec. 6, T. 1 S, R. 2 W, B.M., Canyon County.
5. The place where said water is used is in the SE¼, sec. 29; S½, sec. 28; N½NE¼, sec. 32; N½, E½SW¼, SE¼, sec. 33; S½SW¼, sec. 34, T. 1 N, R. 2 W, and the NE¼, sec. 4; NW¼NW¼, sec. 3, T. 1 S, R. 2 W, B.M.
6. The date of priority which said user is prepared to establish is November 29, 1963

R. KEITH HIGGINSON

State Reclamation Engineer

published in the Idaho Free Press, Nampa, Idaho on February 6, 13, 20
and 27, 1969

31561

JAN 27 1969

**NOTICE OF PROOF OF COMPLETION OF WORKS AND
APPLICATION OF WATER TO BENEFICIAL USE**

Notice is hereby given that on 3-31-69 at Nampa,
County of Canyon, State of Idaho, before notary public (name & address) John D. Ward, proof will be
submitted of the completion of works for the diversion of 25.0 c.f.s. of the waters
of the Snake River, and the application to beneficial use of said water,
in accordance with the terms and conditions of permit 31561, heretofore issued by
the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is Kondo Brothers, c/o Henry T. Kondo, Route #4, Nampa, Idaho.
2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 25.0 cubic feet per second.
3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 25.0 c.f.s.
4. The point of diversion of said water is in Lot 2 (NW $\frac{1}{4}$ NE $\frac{1}{4}$), sec. 6, T. 1 S, R. 2 W, B.M., Canyon County.
5. The place where said water is used is in the SE $\frac{1}{4}$, sec. 29; S $\frac{1}{2}$, sec. 28; NW $\frac{1}{4}$ NE $\frac{1}{4}$, sec. 32; N $\frac{1}{2}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, sec. 33; S $\frac{1}{2}$ SW $\frac{1}{4}$, sec. 34, T. 1 N, R. 2 W, and the NE $\frac{1}{4}$, sec. 4; NW $\frac{1}{4}$ NW $\frac{1}{4}$, sec. 3, T. 1 S, R. 2 W, B.M.
6. The date of priority which said user is prepared to establish is November 29, 1963

R. KEITH HIGGINSON

State Reclamation Engineer

published in the Idaho Free Press, Nampa, Idaho on February 6, 13, 20 and 27, 1969

31561

(This completed form authorizes the Department of Reclamation to publish the required notice at your expense.)

State Reclamation Engineer:

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

Sammy Lando
(signature)

44 Niagara, Idaho
(address)

1-27-69
(date)

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 when proof is for completion of works.

I hereby certify that the facts set forth in the attached notice are true.

Engineer

31561

January 27, 1969

Re: Permit No. 31561

Kondo Brothers,
a co-partnership
Route 4
Nampa, Idaho

Gentlemen:

It appearing to the State Reclamation Engineer that the terms and conditions of Permit 31561 to appropriate the public waters of the State of Idaho, have not been complied with as to failure to submit proof of completion of works due November 29, 1968

you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended, said permit is hereby held for cancellation, and you are required to show cause before the State Reclamation Engineer on or before March 10, 1969 why said permit should not be cancelled.

Permit 31561 claims the use of 25 cubic feet per second of water. The point of diversion was to be located Lot 2 (NW1/4NE1/4), Sec. 6, T. 1 S., R. 2 W., B. M., Canyon County

and the permit was approved November 29, 1968.

State Reclamation Engineer

31561

Re: Permit No. 31561

June 19, 1968

Kondo Brothers, a co-partnership
c/o Henry T. Kondo
Route 4
Nampa, Idaho 83651

Dear Mr. Kondo:

Proof of completion of works ~~and application of water to beneficial uses~~ for the above referenced permit is due not later than November 29, 1968.

Under the terms of your permit, it is required that a notice be published once a week for four consecutive weeks in a local newspaper showing your intent to submit proof. The proof will consist of depositions which the permit holder and two disinterested witnesses must complete before the listed notary public, and must be accompanied by an affidavit of publication of the legal notice.

We have prepared the enclosed notice from the information on your permit. The complete name and address of a notary public of the State of Idaho must be entered together with a date for you to appear before the notary. Allow at least 40 days from the date the notice is mailed to this department for your appearance before the notary.

If you find any discrepancy in the notice or have made any changes, please advise this department and we will assist you in doing whatever may be necessary to assure correct publication.

If the enclosed notice is correct, complete the blank spaces on both forms, sign the form authorizing us to publish the notice at your expense, and return all forms. At the time we send the notice to the newspaper, you will be supplied with further instructions.

If you do not desire to complete the proofs and obtain a license of water right, you are requested to complete the relinquishment portion of this form below and return it to the Department of Reclamation.

State Reclamation Engineer

RELINQUISHMENT

I hereby relinquish to the State of Idaho, all my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. _____.

Dated _____

Permit Holder

31561

June 19, 1968

Re: Permit No. 31561

Kondo Brothers, a co-partnership
c/o Henry T. Kondo
Route 4
Nampa, Idaho 83651

Dear Mr. Kondo:

Please be advised that since your permit is for water in excess of 6.4 c.f.s., you are required under the conditions of your permit to advertise the proof of completion of works as indicated in the enclosed form letter.

You should be aware that if you have applied all of the water under this permit to beneficial use you can at this time file proof of beneficial use also. If you so desire, please advise us. If you intend to submit proof of completion of works only, then at a later date you will be required to advertise the proof of beneficial use also.

Please contact us if you have any questions.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:dj

Enc: Forms 36A, 36 & 11

31561

February 19, 1964

RE: Permit No. 31561
Kondo Brothers

Bureau of Land Management
Box 2237
Boise, Idaho

Gentlemen:

Enclosed is a certified copy of the above numbered permit
which we have been requested to send you.

Very truly yours,

CARL T. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

Enc. copy of permit

cc: J. A. Redman, McCarty Building, Boise, Idaho

Departmental receipt No. 30293 in the amount of \$2.50 covering
the fee was given to Mr. Redman.

31561

December 17, 1963

Re: Permit No. 31561

Kondo Brothers,
c/o Henry T. Kondo,
Route 4,
Nampa, Idaho.

Gentlemen:

We enclose Permit No. 31561 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. 31948 which was issued covering payment in the amount of \$ 11.00 for the filing fee of the above mentioned permit.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

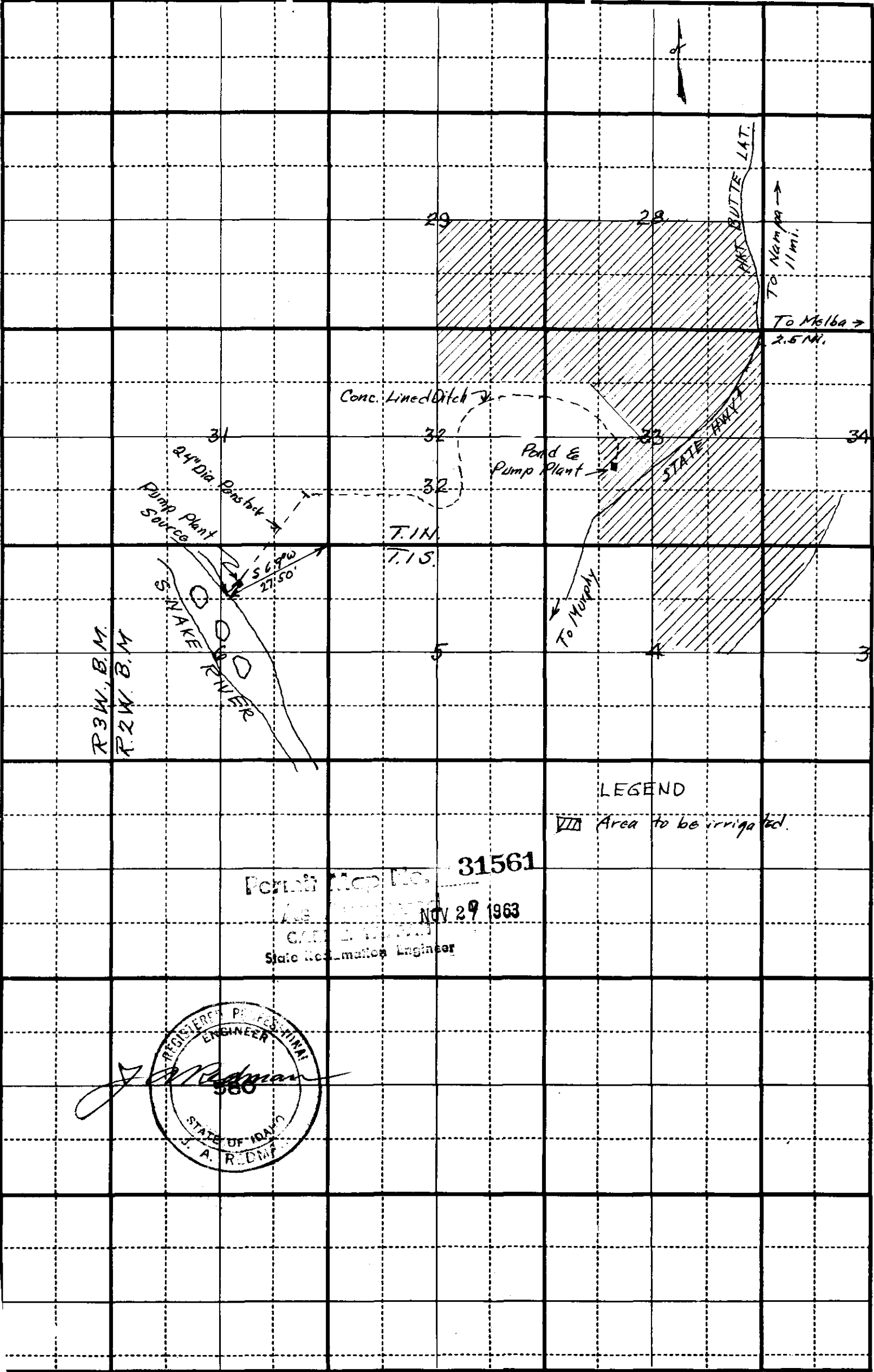
(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk

31561

NAME OF APPLICANT Konda Brothers, a co-partnership.

Form No. 0



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

31561