

Application for Amendment

POINT OF DIVERSION

Permit No. 28243

Comes now William D. Tate and represents to the State Reclamation Engineer of the State of Idaho:

That he is (~~was~~) the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. 28243.

That the point of diversion is described in said Permit as being located: SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 3, T6S-R4E, B.M.

That he now requests that the point of diversion be changed to a point located: Lot 9 (SE $\frac{1}{4}$ SW $\frac{1}{4}$), Section 34, T5S-R4E, B.M.

That the reason for desiring to make such change is as follows:

The original point of diversion was abandoned and by working in cooperation with our neighbors, we built our pumping plant in Lot 9 at much less cost than if we had gone ahead and built it in Section 3.

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

Signed at Boise, Idaho, this 14th day of January 1966

William D. Tate

By: Harley M. McDowell
Harley M. McDowell

Date of Receipt at Department Of Reclamation: January 20, 1966

R. Keith Higginson, Assistant APPROVAL OF STATE RECLAMATION ENGINEER

I, ~~XXXXXXXXXXXX~~, State Reclamation Engineer of the State of Idaho, HEREBY APPROVE the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. 28243. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

Recorded in Book 99 of
Permits, at Page 28243
January 20, 1966

R. Keith Higginson
Assistant, State Reclamation Engineer

28243

PROOF OF PUBLICATION

STATE OF IDAHO

County of Owyhee

S.S.

I, **RODNEY A. HAWES**, being first duly sworn, on oath says that he is the Publisher of the **OWYHEE NUGGET**, a newspaper of general circulation, published weekly by Rodney A. Hawes, publisher and printer thereof, at Marsing, County of Owyhee, State of Idaho;

That the annexed notice was published in said newspaper once each week and every week for 2 consecutive weeks, the first publication being on the 13 day of August, 1970, and the last publication being on the 20 day of August, 1970;

That the said newspaper has been published continuously and uninterruptedly in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of the attached notice.

Rodney A. Hawes
PUBLISHER

Subscribed and sworn to before me this 20 day of August, 1970.

Lewis S. Hawes
NOTARY PUBLIC

My commission expires 9-10-72

(SEAL)

RECEIVED

SEP 1 1970

Department of Water Administration

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that William D. Tate, 618 Linden St., Boise, Idaho, has received an approved permit No. 28243/02-2153 issued by the Idaho State Department of Water Administration, authorizing the diversion of 6.4 cubic feet per second of water from the Snake River. The priority to be established under this permit is October 26, 1959 and the permit was approved November 6, 1959. Water is to be diverted by pump, canal, and pipeline from a point within (Lot 9) SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 34, T. 5 S., R. 4 E., B. M., Owyhee County, to be used for irrigation in the W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1; N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 12, T. 6 S., R. 3 E., B. M.

Proof of the application of the water to beneficial use is to be submitted to the Department on or before February 16, 1971. Any protests against the issuance of the license for the above referenced permit should be filed with the Idaho Department of Water Administration 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,
Director
Idaho Department
of Water Administration
Published in the Owyhee Nugget, Marsing, Idaho on August 13 and August 20, 1970:

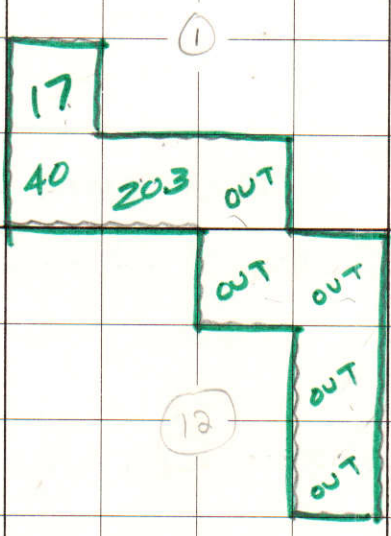
dg
OK
9-1-70

02, 2153
28243

R 38

T
6
S

17
60.3
77.3



Q measured 13.96
Q recommended 1.546
Volume 386.5 off 5x 77.3
Acreage -
Found 77.3
recommended 77.3
Subdv. 3

- Ammendments
- ☒ None
 - ☐ P.D.
 - ☐ Place of use
 - ☐ _____

(34)

0

C.I. STRIKE

← W

CHANNEL

TATE TRIANGLE
DAIRY

PUMPS

METAL MOUNTING
PLATE

16' X 20' RAISED
CONC. FOOTING

POWER SUPPLY

8-27-71
RLC

30"
MAIN
PIPE

goes underground

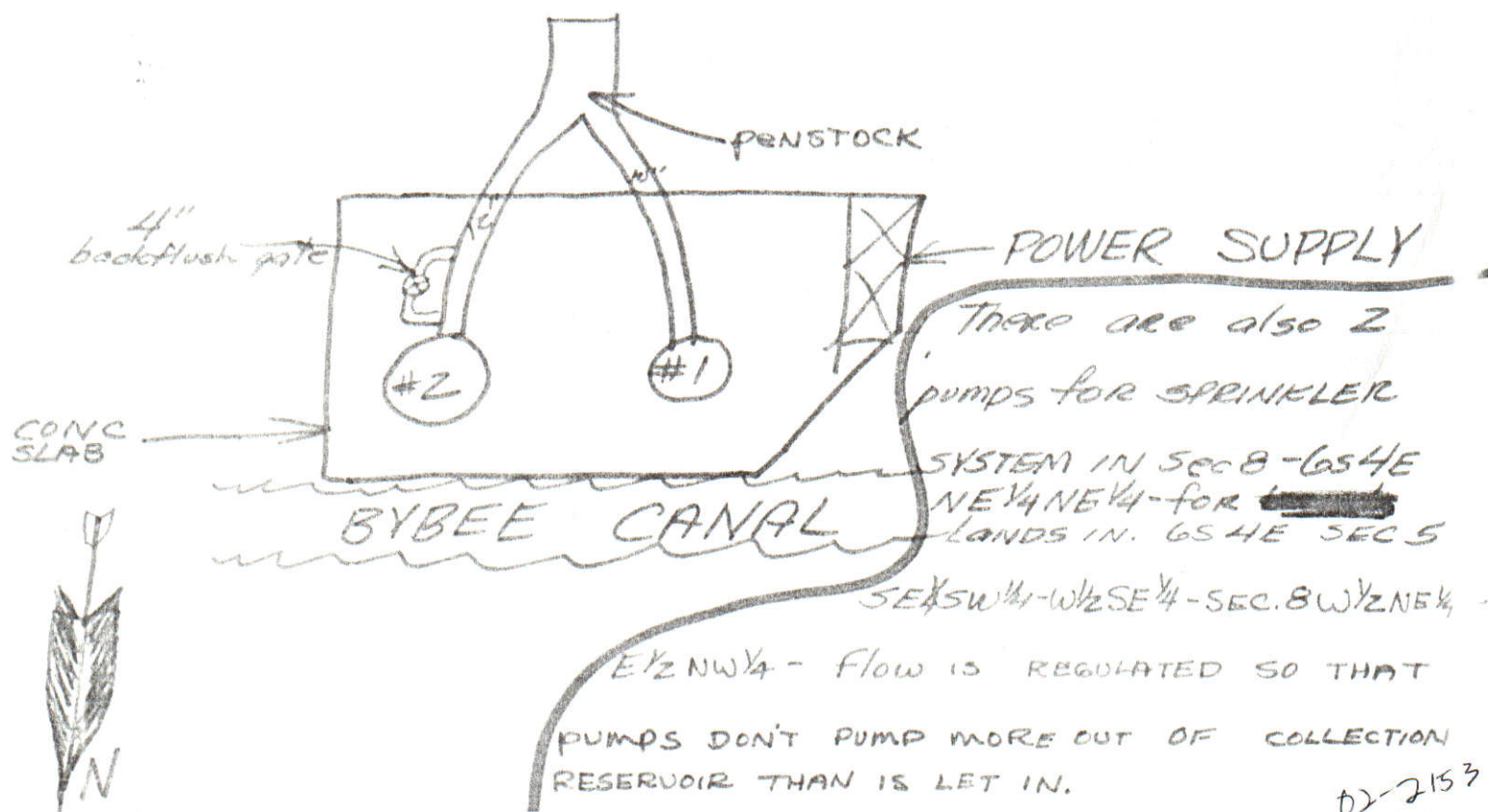
↓
TO FARMLAND

02-2133

There are two relift pumps in 6S 4E NW $\frac{1}{4}$ NE $\frac{1}{4}$ SEC. 6 pumping out of BYBEE CANAL.

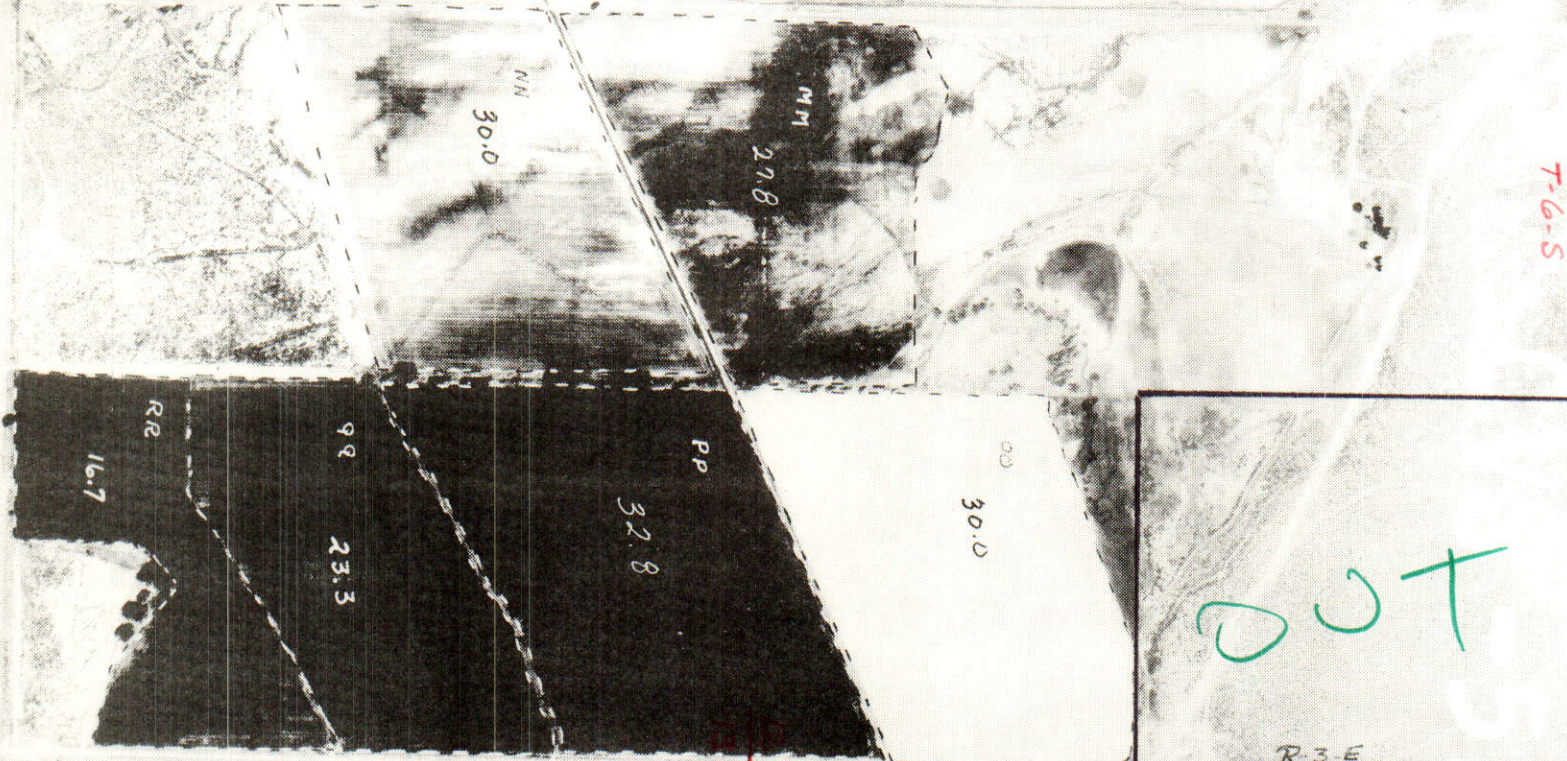
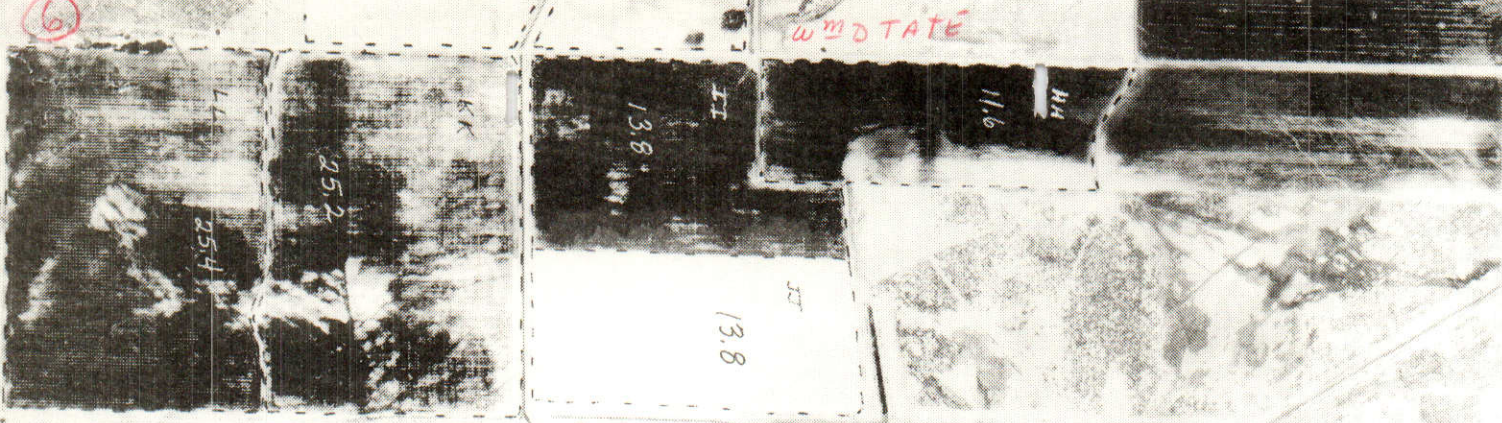
1 GE pump motor - 75 hp - 60 cy. 3ph. 440 Volts
1775 RPM - SER# VVJB14154 - Johnston Vertical pump
10" discharge south for 18' to 30" PENSTOCK 5007
FOR $\frac{1}{4}$ mile to OPEN DITCH

2 GE pump motor - 150 hp - 60 cy. 3ph. 440 Volts
775 RPM - SER# CAJ324187 - Layne & Bowler
Verti-Line pump - 4500 gpm - 1770 RPM - model
14FHH - SER# DI1819 - 12" discharge for 18' to 30"
penstock south for $\frac{1}{4}$ mile to open ditch
(this pump has 4" backflush gate valve)



6

WINDTATE



T-6-S

DOT

R-3-E
R-4-E

5-K-119

16

62-2153

1	36	3
	1	6

56.3

D

39.6

5

38.6

41.5

E

39.2

33.7

OUT

17

L

34.3

40

M

40.5

out

100

4.8

9.4

C-72
9210

N

36.7

9

9.4

OCY

ACT

02-2153

NAME OF APPLICANT.....

WILLIAM D. TATE

Form No. 0

T6S-R3E., B.M.

T6S-R4E., B.M.

Sec. 1

Sec. 6

Sec. 5

Sec. 4
Relift Pump.

Sec. 3
Pipeline

Sec. 12

Sec. 7

Relift Plant
Pipeline

Siphon

Strike
PD.

28243

Permit Map No.

As Approved NOV 6 1959

GEO. N. CARTER

State Engineer

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

28243

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF Correcting)
License No. 28243/02-2153 in the)
name of WILLIAM D. TATE)
_____)

ORDER

WHEREAS, on March 23, 1972, the Department of Water Resources (formerly the Department of Water Administration) issued the above numbered license to William D. Tate for 1.55 cubic feet per second of water from the Snake River to be diverted at a point within Lot 9 (SE $\frac{1}{4}$ SW $\frac{1}{4}$), Sec. 34, Twp. 5 S, Rge. 4 E, B.M., Owyhee County, for the irrigation of 77.3 acres of land in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 1, Twp. 5 S, Rge. 4 E, B.M.; and

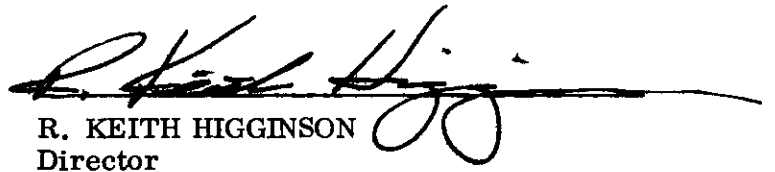
WHEREAS, it has been brought to the attention of the Department that the place of use as listed on the license is in error; and

WHEREAS, it appears that a typographical error was made at the time of issuance of the license; and

WHEREAS, after having reviewed the matter, the Director of the Department of Water Resources finds that the above numbered license should be corrected to show the true place of use;

IT IS, THEREFORE, HEREBY ORDERED that an amended license be issued under License No. 28243/02-2153 listing the place of use within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 1, Twp. 6 S, Rge. 3 E, B.M.

Dated this 12 day of May, 1975.


R. KEITH HIGGINSON
Director

UNRECORDED

State of Idaho
Department of Water Resources
AMENDED
WATER RIGHT LICENSE

License of Water Right No. 28243/02-2153 Priority Oct. 26, 1959 Amount 1.55 cfs

THIS IS TO CERTIFY, that WILLIAM D. TATE
of Boise, Idaho, has complied with the terms and conditions of Permit
No. 28243/02-2153 issued pursuant to Application for Permit dated October 26, 1959,
and has submitted proof to the Department of Water Resources on August 18, 1970,
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 13.96 cfs of water from the Snake River,
tributary to the 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>March 15</u> to <u>Nov. 15</u> at <u>1.55</u> cfs and	<u>347.9 acre feet or</u>	
	from _____ to _____ cfs and	<u>4.5 af per acre</u>	
	from _____ to _____ at _____ cfs and		

(both dates inclusive)

Subject, however, to the condition that no more than 1.55 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
347.9 acre feet per year, said waters to be diverted within the (SE $\frac{1}{4}$ SW $\frac{1}{4}$) Lot # 9 of
Sec. 34, Twp. 5 S, Rge. 4 E, B. M. in the County of Owyhee

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 $\frac{1}{4}$	
6 S	3 E	1									17	40	20.3						77.3

Total number of acres irrigated 77.3

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 12 day of
May, 19 75.

AMENDED

Director

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 28243/02-2153 Priority Oct. 26, 1959 Amount 1.55 cfs

THIS IS TO CERTIFY, that WILLIAM D. TATE
of Boise, Idaho, has complied with the terms and conditions of Permit
No. 28243/02-2153 issued pursuant to Application for Permit dated October 26, 1959,
and has submitted proof to the Department of Water Administration on August 18, 1970,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 13.96 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from the Snake River
tributary of the Columbia River, is hereby confirmed in the following amounts:
Amount 1.55 cfs for irrigation from March 15 to Nov. 15 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 1.55 cfs of water be diverted at
any one time, said waters to be diverted within the _____
(SE $\frac{1}{4}$ SW $\frac{1}{4}$) Lot # 9, Sec. 34, Twp. 5 S, Rge. 4 E, B.M.
in the county of Owyhee; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 347.9 acre feet per year or _____
4.5 acre feet per acre.

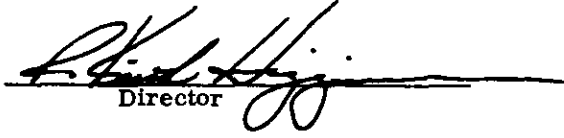
Description and location of place of use:

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 $\frac{1}{4}$	
<u>5S</u>	<u>4E</u>	<u>1</u>										<u>17</u>	<u>40</u>	<u>203</u>					<u>77.3</u>
<u>6S</u>	<u>3E</u>																		

Total number of acres irrigated 77.3

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 23 day of
March, 19 72.


Director

02-2153

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 28243/02-2153)

in the name of William D. Tate)

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,

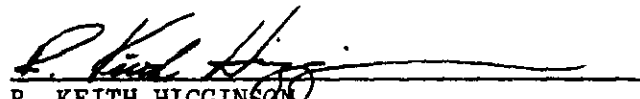
WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice
and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. 28243 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.

Dated this 15TH day of JUNE, 1970.


R. KEITH HIGGINSON
State Reclamation Engineer

RKH/DG

28243
02-2153

Application for Amendment

POINT OF DIVERSION

Permit No. 28243

Comes now William D. Tate and represents to the State Reclamation Engineer of the State of Idaho:

That he is ~~(was)~~ the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. 28243.

That the point of diversion is described in said Permit as being located:

SW1/4NE1, Section 3, T6S-R4E, B.M.

That he now requests that the point of diversion be changed to a point located: Lot 9 (SE1/4SW1/4), Section 34, T5S-R4E, B.M.

That the reason for desiring to make such change is as follows:

The original point of diversion was abandoned and by working in cooperation with our neighbors, we built our pumping plant in Lot 9 at much less cost than if we had gone ahead and built it in Section 3.

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

Signed at Boise, Idaho, this 14th day of January 1966

William D. Tate

By: Harley M. McDowell

Date of Receipt at Department of Reclamation: January 20, 1966

APPROVAL OF STATE RECLAMATION ENGINEER

R. Keith Higginson, Assistant

I, ~~XXXXXXXXXXXX~~, State Reclamation Engineer of the State of Idaho, DO HEREBY APPROVE the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. 28243. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

Recorded in Book 99 of
Permits, at Page 28243
January 20, 19 66

R. Keith Higginson
Assistant, State Reclamation Engineer

28243

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

APPLICATION No. 36203
PERMIT No. 28243
DISTRICT No.

02-2153

1. Name of Applicant: William D. Tate

Postoffice address: 3310 ~~618 Linden St.~~ *Chapman Lane*, Boise

County: Ada

State: Idaho

I. If applicant is a corporation, give:

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

II. The financial resources of the applicant are:

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

2. Quantity of water claimed: 320 Miner's inches - 6.4 cubic feet per second.

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

4. Location of point of diversion N. 69 deg. 30' east, 3,420 feet distant from the 1/4
common to Secs. 3 & 4
corner of Section , T. 6 S., R. 4 E , B.M., and is in the SW 1/4 NE 1/4
of section 3 , T. 6 S , R. 4 E , B. M., County of Owyhee

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: \$ 30,000

8. Kind of works: Pump from pt. of diversion, relift pump, gravity surface canal, pipeline.

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 8 feet; width at water line 11 feet; depth of water 3 feet;

dimensions of ~~flume~~ siphon, 24" diameter, 220' long

Diameter of pipe 36" inches; length of ~~conduit~~ pipe 2,390 ft. ~~feet~~

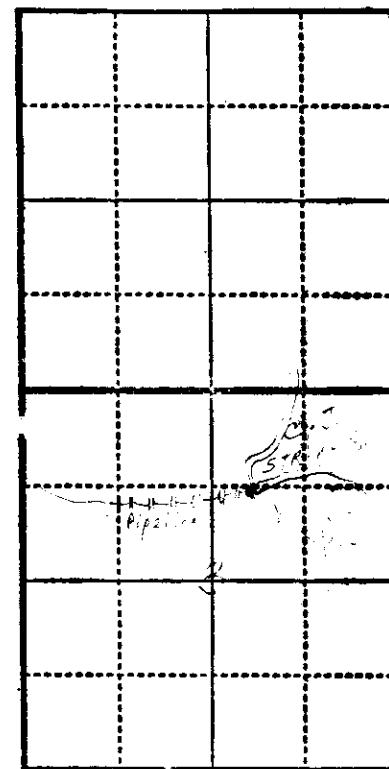
Average grade per mile 2.64 feet.
Also 1/4 miles of main canal.

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 5 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: G-27097



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.

William D. Tate Applicant.

By s/ Harley M. McDowell Agent.

Date of first receipt at Department of Reclamation: 2:45 P.M. October 26, 1959

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 28243
Recorded in Book 99 Page 28243 Approved November 6, 1959
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 6, 1960 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 6, 1962
The whole of said work to be completed on or before November 6, 1964
Beneficial use of water appropriated in accordance herewith, to be made on or before November 6, 1969
WITNESS My hand this 6th day of November, 1959

s/ GEO. N. CARTER
State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, _____, Governor of the State of Idaho,
and _____, 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 _____ November _____, 19 59.

STATE OF IDAHO

day of _____, 19____.
 Countersigned:
 (SEAL) By s/ ARNOLD WILLIAMS

 Secretary of State.

STATE OF IDAHO
 By s/ ROBERT E. SMYLLIE

 Governor.

REMARKS: This permit to be used in connection with the irrigation of vacant federal land now under application in the Idaho Land Office as a desert entry 08586

14.

Twp.	Range	Sec.	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				Totals
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	
6 S	3 E	1 12	40	40		40				40	40	40		40				160 160	
Total Number of Acres to be Irrigated																		320	
STATE OF IDAHO DEPARTMENT OF RECLAMATION																			
WHEREAS, Permit No. 28243, in the name of William D. Tate, requires proofs of completion of works to be made on or before November 6, 1964; and,																			
WHEREAS, said Permit was issued in connection with Desert Land Entry, Idaho Serial #08586; and,																			
WHEREAS, Applicant was prevented from proceeding with construction pending allowance of said Desert Land Entry which was not allowed until February 16, 1961;																			
NOW, THEREFORE, An Extension of Time is allowed for Completion of Works and Proofs on Permit No. 28243 to February 16, 1966, or the length of time applicant was prevented from proceeding pending allowance of his Desert Land Entry and a similar extension is allowed for every other act required under the terms and conditions of Permit No. 28243.																			
Signed at Boise, Idaho, this 27th day of May, 1964.																			
s/ RALPH W. THOMAS Deputy State Reclamation Engineer																			

APPLICATION FOR AMENDMENT

POINT OF DIVERSION ✓

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Signed at Boise, Idaho this 14th day of January, 1966.

William D. Tate
by /s/ HARLEY M. McDowell

Date of Receipt at Department of Reclamation: January 20, 1966.

APPROVAL OF STATE RECLAMATION ENGINEER

I, R. Keith Higginson, Assistant, State Reclamation Engineer of the State of Idaho, HEREBY APPROVE the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho No. 28243. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

/s/ R. KEITH HIGGINSON
Assistant State Reclamation Engineer

Recorded in Book 99 of permits at page 28243, January 20, 1966.

Permit No. 28243

CERTIFICATE OF COMPLETION OF WORKS ✓ ✓

TO ALL WHOM IT MAY CONCERN:

This is to certify that William D. Tate of Boise, County of Ada and State of Idaho that the holder of Permit No. 28243, issued upon application No. 36203 bearing date of priority of October 26, 1959, authorizing the diversion of 6.4 second feet of waters of Snake River County of Bwyhee, State of Idaho for irrigation purposes has fully complied with the provisions of the provisions of the laws of the State of Idaho relating to the proof of completion of works of diversion set out and described in said permit; that said works are adequate for diverting and conveying to the place of intended use 6.4 secondfeet of waters of Snake River that the point of diversion of said waters Lot 9 (SE¹/₄SW¹/₄) Section 34, T 5 S., R 4 E., B.M. and that the lands proposed to be irrigated by the use or place of use of said water are described as follows to wit: NW¹/₄SW¹/₄, SW¹/₄SW¹/₄, SE¹/₄SW¹/₄, SW¹/₄SE¹/₄, Section 1, T 6 S., R 3 E., B.M., NE¹/₄NE¹/₄, NW¹/₄NE¹/₄, SE¹/₄NE¹/₄, NE¹/₄SE¹/₄, Sec. 12, T 6 S., R 3 E., B.M.

Proof of Completion of Works made: January 14, 1966.

/s/ R. KEITH HIGGINSON
Assistant State Reclamation Engineer

Witness my hand this 24th day of January, A.D. 1966.

LICENSE ISSUED FOR 1.55 SEC. FT.
LICENSE PAGE NO. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

clg
019-70
8-19-70

1. a) Name of Permit Holder William D. Tate
b) Post Office Address 209 Linden
4036 Phyllite Way, Boise, Idaho

2. Permit Number 28243/02-2153

3. Date of Priority that you are prepared to establish Oct. 26, 1959

4. a) Source from which water was appropriated Snake River

b) Location of the point of diversion: (Lot 9) SE 1/4 SW 1/4, Section 34

Township 5 S, Range 4 E Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:

amount 4.52 for irrigation purposes from April 1 to Oct. 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 4.52 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: _____

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) pumping plant, penstocks, canals, relift pump and ditches

b) Describe the type and size of measuring device which you have installed at your point of diversion: no measuring device

c) Give well drillers name and address and date the well was completed _____

Examined
Sept. 1, 1970
sm

28243
02-2153

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

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

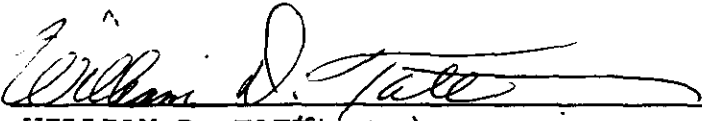
TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
6 S	3 E	1										17	40	23			21		101
		12	28	23		37									37				125

Total number of acres irrigated 226

10. Remarks: _____

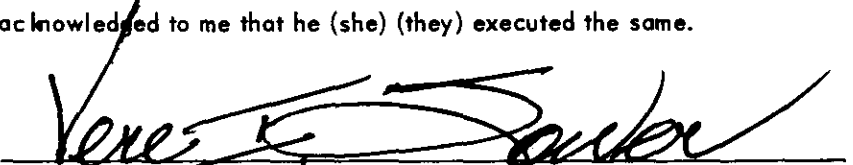
The above information is a true statement of the extent to which the above numbered permit has been developed.

August 4, 1970
(Date)


WILLIAM D. TATE (Signature)

State of Idaho)
County of Ada) ss.

On this 4th day of August, 1970, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.


Vere E. Spicker
Notary Public residing at Boise, Idaho

My commission expires 5/4/71

PROOF OF PUBLICATION

STATE OF IDAHO

County of Owyhee

s.s.

I, RODNEY A. HAWES, being first duly sworn, on oath says that he is the Publisher of the OWYHEE NUGGET, a newspaper of general circulation, published weekly by Rodney A. Hawes, publisher and printer thereof, at Marsing, County of Owyhee, State of Idaho;

That the annexed notice was published in said newspaper once each week and every week for 2 consecutive weeks, the first publication being on the 13 day of August, 1970, and the last publication being on the 20 day of August, 1970;

That the said newspaper has been published continuously and uninterruptedly in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of the attached notice.

Rodney A. Hawes
PUBLISHER

Subscribed and sworn to before me this 20 day of August

1970.

Lawrence St. Lawrence
NOTARY PUBLIC

My commission expires 9-10-72

(SEAL)

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that William D. Tate, 618 Linden St., Boise, Idaho, has received an approved permit No. 28243/02-2153 issued by the Idaho State Department of Water Administration, authorizing the diversion of 6.4 cubic feet per second of water from the Snake River. The priority to be established under this permit is October 26, 1959 and the permit was approved November 8, 1959. Water is to be diverted by pump, canal, and pipeline from a point within (Lot 9) SW 1/4, Sec. 34, T. 5 S., R. 4 E., B. M., Owyhee County, to be used for irrigation in the W 1/2 SW 1/4, SE 1/4 SW 1/4, SW 1/4 SE 1/4, Sec. 1; N 1/2 NE 1/4, SE 1/4 NE 1/4, NE 1/4 SE 1/4, Sec. 12, T. 6 S., R. 3 E., B. M.

Proof of the application of the water to beneficial use is to be submitted to the Department on or before February 16, 1971. Any protests against the issuance of the license for the above referenced permit should be filed with the Idaho Department of Water Administration 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,
Director

Idaho Department
of Water Administration
Published in the Owyhee Nugget, Marsing, Idaho on August 13 and August 20, 1970:

02-2153
28243

May 13, 1975

Re: Permit No. 28243/02-2153

Idaho Land & Appraisal Service
Attn: Laura Spangler
P.O. Box 1603
Boise, Idaho 83701

Dear Mrs. Spangler:

Enclosed please find a copy of Amended License No. 28243/02-2153 along with a copy of the Order authorizing the correction.

We appreciate your bringing this error to our attention.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

ddr

cc: Mr. William D. Tate

Enc: Copy of license
Copy of order

March 27, 1972

Re: Permit No. 28243/02-2153

Mr. William D. Tate
3310 Gekeler Lane
Boise, Idaho

Dear Mr. Tate:

Enclosed herewith is your Water License issued on the above referenced permit.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DE
Enc: License

02-2153

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2

Boise, Idaho 83707

(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

March 8, 1972

FILE COPY

Mr. William D. Tate
3310 Gekeler Lane
Boise, Idaho

Dear Mr. Tate:

A representative of this department has made an examination of the works covered by your Permit No. 28243/02-2153 and has found the following:

Quantity of water diverted: 13.96 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 1.55 cfs

The maximum quantity diverted shall not exceed 347.9 acre feet per season.

Beneficial Use: Irrigation of 77.3 acres within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ (17), SW $\frac{1}{4}$ SW $\frac{1}{4}$ (40), SE $\frac{1}{4}$ SW $\frac{1}{4}$ (20.3), Sec. 1, Twp. 5 S, Rge. 4 E, B.M.

Point of diversion: (SE $\frac{1}{4}$ SW $\frac{1}{4}$) Lot #9, Sec. 34, Twp. 5 S, Rge. 4 E, B.M.

The priority date established is : October 26, 1959

If you do not concur with these findings, please advise us within 10 days; otherwise, a license will be issued as set forth in this letter.

Very truly yours,

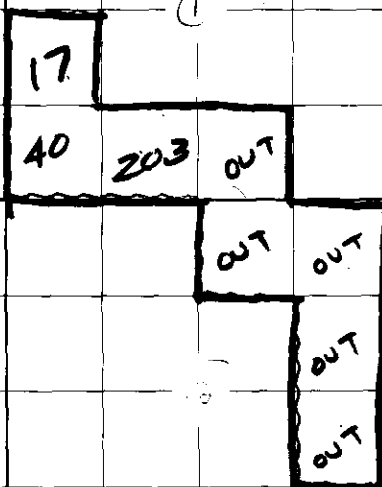
BOBBY D. FLEENOR
Assistant Director

BDF:DR

02-2153

T
6
S

17
60.3
77.3



Q measured 13.96

Q recommended 1.546

Volume 386.5 5x 77.3

Acreage -

Found 77.3

recommended 77.3

Subdv. 3

Amendments

☒ None

☐ P.D.

☐ Place of use

☐ _____

*Mr. Christman
344-2547*

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

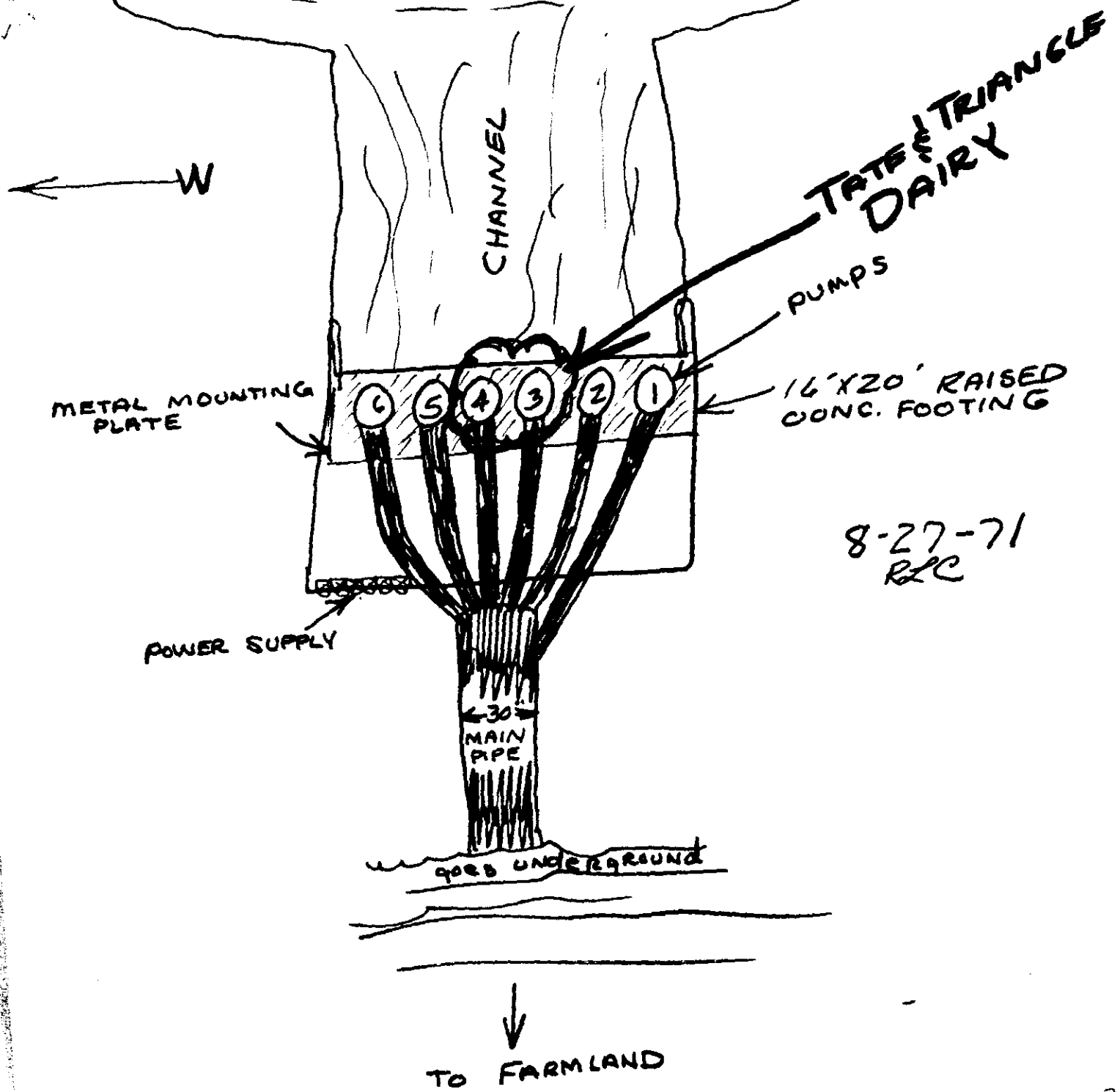
REPORT OF EXAMINER

PERMIT NO. 28243/02-2153

REPORT ON PROOF OF B/I William D. Tate

02-2153

C.I. STRIKE



8-27-71
RLC

62-2133

8-27-71
RAC

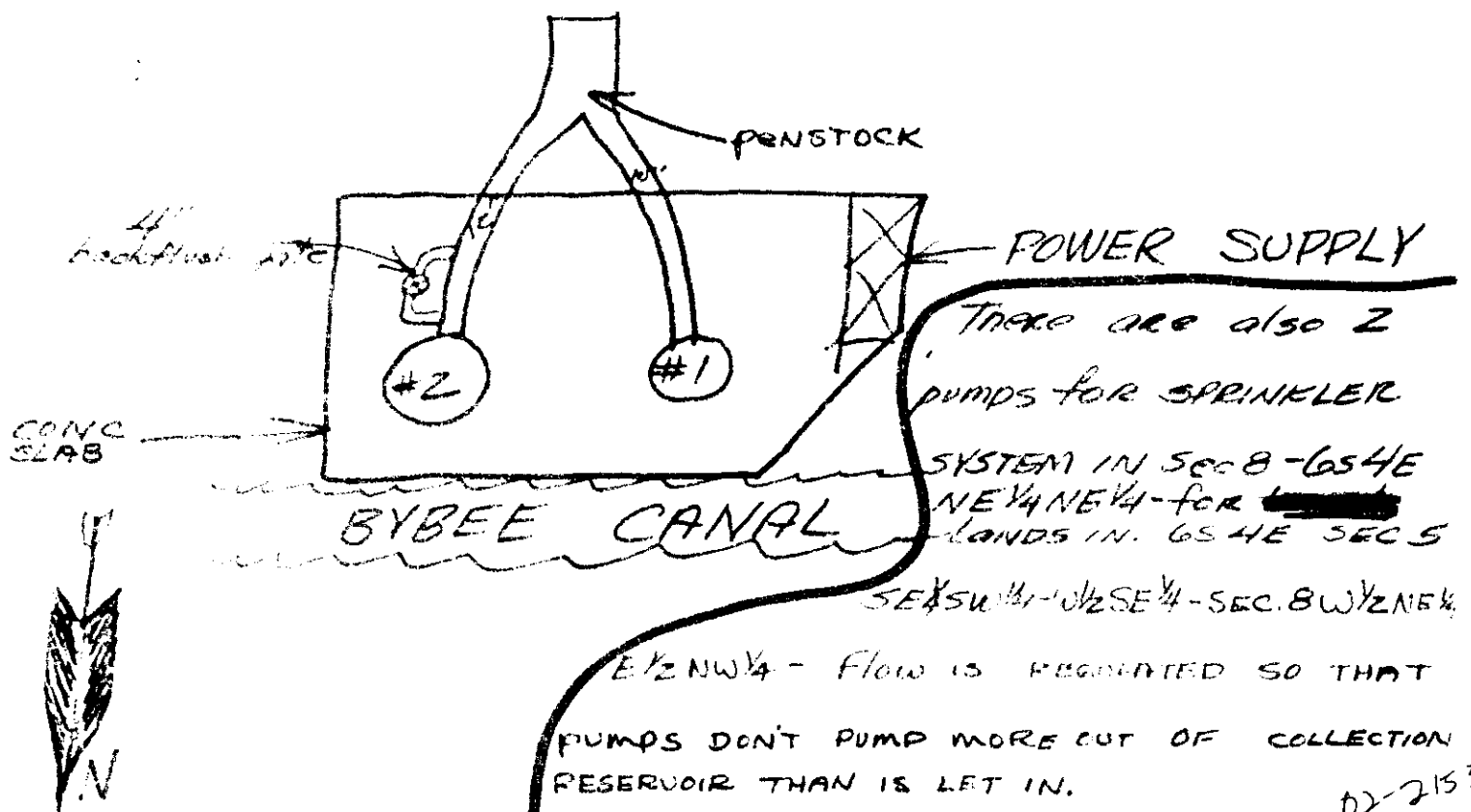
- #1 U.S. Motors Hollowshaft pump motor. 75 hp. 3 ph. 60 cy.
20/440 Volts. ser# 1406729. LB pump. #44423
12" discharge to MAIN STEEL PIPE WHICH RUNS ~~WEST~~¹ SOUTH
- #2 U.S. Motors Hollowshaft pump motor. 75 hp. 3 ph. 60 cy.
²²⁰440 Volts. ser# 4029082. 1770 RPM. LB pump #44489
8" discharge for 1½' then to 12" discharge to MAIN pipe
which RUNS ~~WEST~~¹ SOUTH
- #3 G.E. pump motor. 100 hp. 60 cy. 3 ph. 440 Volts. 1770 RPM
CA3324179. Layne, Bowler Unit-line pump # D11818
12" discharge to main steel pipe which runs ~~WEST~~¹ SOUTH
- #4 G.E. pump motor. 50 hp. 60 cy. 3 ph. 440 Volts. 1770 RPM
ser# 2YJ1216363. Johnston Vertical pump. No #.
10" discharge to main pipe which RUNS ~~WEST~~[?] SOUTH
- #5 U.S. Motors Hollowshaft pump motor. 75 hp. 60 cy. 3 ph.
1800 RPM. 440 Volts. ser# 3999664. LB pump
#44369. 10" discharge for 1½' then 12" discharge
to main pipe which RUNS ~~WEST~~[?] SOUTH
- #6 U.S. Motors pump. 75 hp. 60 cy. 3 ph. ²²⁰440 Volts. 1770 RPM. #4055378
LB pump. 44492. 10" discharge for 1½' then 12" discharge
to mainline which runs ~~WEST~~[?] SOUTH
- (NOTE) MAIN PIPE RUNS TO FIELDS ON TOP OF HILL AND IS 30" DI

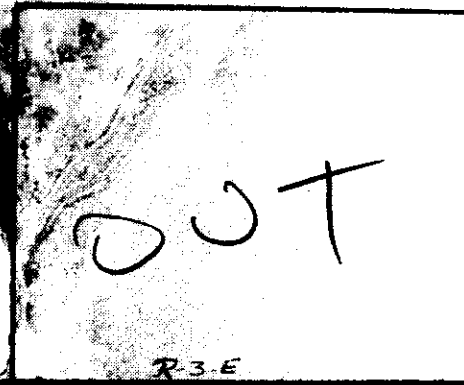
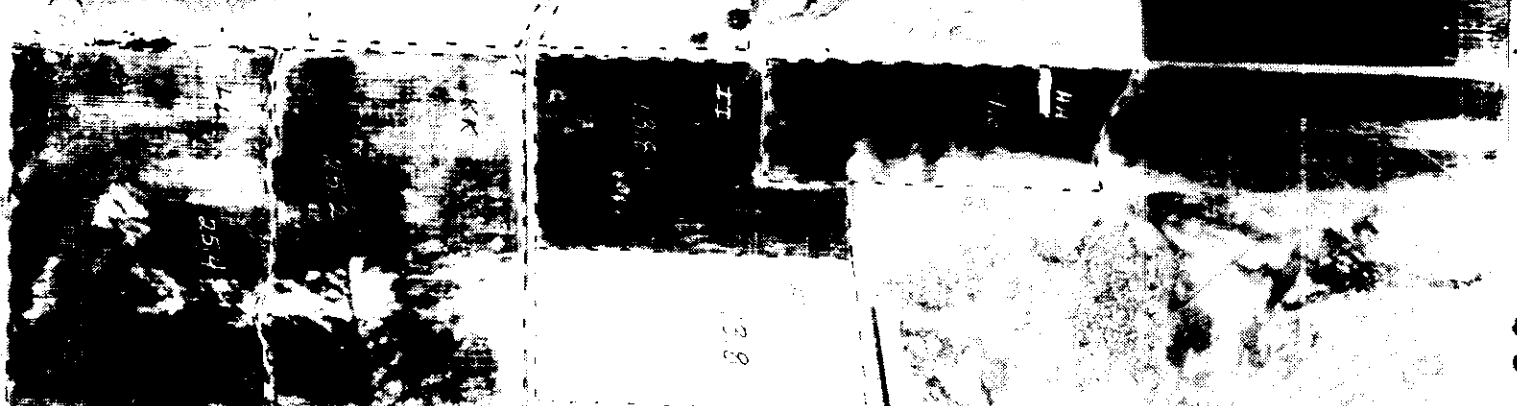
02-2153

There are two Relift pumps in 6S 4E NW 1/4 NE 1/4 Sec. 6 pumping out of BYBEE CANAL.

1 GE pump motor - 75 hp - 60 cy. 3 ph. 440 Volts
1775 RPM - SER# VV3814154 Johnston Vertical pump
12" discharge south for 18' to 30" PENSTOCK south
for 1/4 mile to OPEN DITCH

2 GE pump motor - 150 hp - 60 cy. 3 ph. 440 Volts
775 RPM - SER# CA3324187 - Layne & Bowler
Verti Line pump - 4500 gpm - 1770 RPM - Model
14 FHH - SER# D11819 - 12" discharge for 18' to 30"
penstock south for 1/4 mile to open ditch
(this pump has 4" backflush gate valve)





1 2 3 4 5 6
1 6

D

39.6

F

38.6

E

39.2

G

33.7

OUT

17

L

34.3

40

M

40.5

12

C-72

1.16

N

36.7

OUT

15.5

4.8

9.4

P

9.4

OUT

02-253

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Date _____, 19___ **DISCHARGE MEASUREMENT NOTES**

River at

Angle co- ficient	Dist. from initial point	Width	Depth	Observa- tion depth	Revo- lutions	Time in sec- onds	VELOCITY		Adjust- ed for hor. angle or -----	Area	Discharge
							At point	Mean in ver- tical			
	3.0	EW									
	4.0	1	.4		30	43	.713			.4	.29
	5.0	1	.6		80	46	1.71			.6	1.03
	6.0	1	.7		80	48	1.64			.7	1.15
	7.0	1	.7		100	47	2.08			.7	1.46
	8.0	1	.7		100	43	2.27			.7	1.59
	9.0	1	.7		100	40	2.44			.7	1.71
	10.0	1	.8		80	42	1.87			.8	1.50
	11.0	1	.8		100	44	2.22			.8	1.78
	12.0	1	.9		100	44	2.22			.9	2.00
	13.0	1	.9		100	48	2.04			.9	1.83
	14.0	1	.5		80	45	1.75			.5	.88
	15.0	EW									
										15.22	

PUMPING IN
TO BYBEE CANAL

15.22

PUMPING IN
TO BYBEE CANAL

No. 13 Sheets. Comp. by Chk. by myl

LJ- 200
1-63

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Date _____, 19__ **DISCHARGE MEASUREMENT NOTES**

- River at

Angle cent. Percent	Dist. from initial point	Width	Depth	Observa- tion depth	Revo- lutions	Time in sec- onds	VELOCITY		Adjust- ed for hor. angle or -----	Area	Discharge
							At point	Mean in ver- tical			
	1.0 EW										
	2.0	1.0	.6		30	40	7.63			.6	2.46
	3.0	1.0	1.5		60	40	1.48			1.5	2.22
	4.0	1.0	1.7		60	40	1.48			1.7	2.51
	5.0	1.0	1.6		80	51	1.55			1.6	2.48
	6.0	1.0	1.5		60	40	1.48			1.5	2.22
	7.0	1.0	1.4		60	40	1.48			1.4	2.07
	8.0	1.0	1.3		60	47	1.27			1.3	1.65
	9.0	1.0	.8		20	49	1.43			.8	.35
	10.0 EW										
											<u>13.96</u>

PUMPING OUT OF
BYBEE CANAL TO
LANDS LISTED

PUMPING OUT OF
BYBEE CANAL TO
LANDS LISTED

No. _____ of _____ Sheets, Comp. by _____ Chk. by msl

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

Permit No. 28243/02-2153

This proof is for Beneficial Use In Water District No. _____

1. Name of applicant William D. Tate, 3310 Gekeler Lane, Boise, Idaho

2. Source of water supply: Snake River

3. Location of point of diversion: Is in the Lot #9, SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34
T. 5 S R. 4 E County of Owyhee

4. Describe works as they exist, giving dimensions and capacities of same: _____

pumping plant, penstocks, canals, relift pump, and ditches

5. Water is used for: irrigation

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

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

<u>Section 1, T. 6 S., R. 3 E</u>	<u>W$\frac{1}{2}$SW$\frac{1}{4}$, SE$\frac{1}{4}$SW$\frac{1}{4}$, SW$\frac{1}{4}$SE$\frac{1}{4}$</u>	<u>160 acres</u>
<u>Section 12, T. 6 S., R. 3 E</u>	<u>N$\frac{1}{2}$NE$\frac{1}{4}$, SE$\frac{1}{4}$NE$\frac{1}{4}$, NE$\frac{1}{4}$SE$\frac{1}{4}$</u>	<u>160 acres</u>
		<u>320 TOTAL</u>

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

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

Remarks: _____

OTHER RIGHT: G-27097

This examination was made on the 10 day of Sept, 1971

(Signed) _____

Rex L. Chapman

Examiner.

02-2153

ASCS: Mountain Home

SCS: Mountain Home

Permit No. 28243/02-2153

Examination for B/U William D. Tate

County Owyhee

Quantity: Sec. 34 T. 5S, R. 4E

Source: (permit) 6.4 cfs (proof) 4.52 cfs

Snake River

P.D.:

Lot (9) SE 1/4 SW 1/4

Use:

irrigation

Extension:

Protest:

Completion of Works:

Other Rights:

Filed: October 26, 1959

Made: August 18, 1970

Due: February 16, 1966

Priority: October 26, 1959

INSTRUCTIONS TO EXAMINERS

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

02-2153

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Statehouse — Annex 2
Boise, Idaho 83707
(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

September 2, 1970

Re: Permit Nos. 28835/02-2424
28243/02-2153

Mr. William D. Tate
3310 Gekeler Lane
Boise, Idaho 83706

Dear Mr. Tate:

We acknowledge receipt of the affidavits of publication submitted in connection with the above referenced permits.

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

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

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

02-2153
28243

Mr. R. Keith Higginson, Director
August 27, 1970

page 2

Enclosed herewith are 5 copies of this letter so
you may put a copy with each of the 6 permits.

Very truly yours,

IDAHO LAND & APPRAISAL SERVICE

Harley M. McDowell
Harley M. McDowell

ls

encl

28243
02-2153

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2

Boise, Idaho 83707

(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

August 19, 1970

Re: Permit Nos. 28835/02-2424
28243/02-2153

Mr. William D. Tate
709 Linden
Boise, Idaho

Dear Mr. Tate:

We acknowledge receipt of your affidavits submitted as proof of beneficial use for permit nos. 28835/02-2424 and 28243/02-2153.

Before licenses can be issued for these permits, you must submit affidavits of publication to this department. The affidavits may be obtained from the Owyhee Nugget of Marsing, Idaho upon payment of the bill of publication.

Prior to the issuance of a license, a field examination must also be made by a representative of 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 by the examiner, please advise.

Very truly yours,

Dorian Clay,
Appropriation Examiner

DC/DG

cc: Idaho Land & Appraisal

02-2153
28243

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

August 4, 1970

Re: Permit Nos. 28242/02-2152
28243/02-2153
28244/02-2154
28835/02-2424

Mr. John P. Tate
3310 Gekeler Lane
Boise, Idaho 83706

Dear Mr. Tate:

We acknowledge receipt of the assignment submitted in connection with permit no. 28242/02-2152. Please find enclosed a copy of the permit sheet and a copy of the assignment for said permit.

The legal notices for all of the above referenced permits are being published in the Owyhee Nugget of Marsing, Idaho on August 13 and August 20, 1970. The point of diversion for permit no. 28835/02-2424 was corrected.

You will be required to submit affidavits of publication for each of these permits. They may be obtained from the above mentioned newspaper upon payment of the bill of publication.

Thank you for your cooperation in this matter.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

Enc: copy of assignment
copy of permit no. 28242/02-2152
cc: Idaho Land and Appraisal

02-2153
28243

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2

Boise, Idaho 83707

(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

August 4, 1970

Re: Permit Nos. 28242/02-2152
28243/02-2153
28244/02-2154
28835/02-2424

Owyhee Nugget
Marsing,
Idaho 83639

Gentlemen:

Enclosed are four legal notices 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 to us galley proofs for our review before publication.

After sending us galley proofs, proceed with the publication on the dates we have inserted, assuming the notices are correct. If we have any corrections, we will notify you before the first publication date. If you cannot publish the notices on the proposed dates, please contact the Department of Water Administration immediately.

The expense of the publication is to be paid by John P. Tate, 3310 Gekeler Lane, Boise, Idaho, to whom you should furnish affidavits of publication.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

Enc: four legal notices

28243
02-2153

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that William D. Tate, 618 Linden St., Boise,
Idaho has received an approved permit no.
28243/02-2153 issued by the Idaho State Reclamation Department auth-
orizing the diversion ~~storage~~ of 6.4 cubic feet per second ~~acre/feet~~
~~per/minute~~ of water from the Snake River.
The priority to be established under this permit is October 26, 1959 and
the permit was approved November 6, 1959. Water is to be diverted by
pumps, canal, & pipeline from a point within ~~the~~
(Lot 9) SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 34, T. 5 S, R. 4 E, B. M., Owyhee County
_____ to be used for
irrigation
in the W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1; N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 12, T. 6 S,
R. 3 E, B. M.

Proof of the application of the water to beneficial use is to be submitted to
the department on or before February 16, 1971. Any protests against the
issuance of the license for the above referenced permit should be filed with
the Department of Reclamation within ten (10) days of the last date of pub-
lication 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 Owyhee Nugget, Marsing, Idaho on
August 13 and August 20, 1970.

State Reclamation Engineer: _____ Permit No. 02-2153

You are hereby authorized to have the attached notice published at my expense
in the Owyhee Nugget of Marsing, Idaho;
published in the county in which the works are situated.

William D. Tate
(Signature)

3315 Hecker Lane, Boise
(Address)

7/27/70
(Date)

02-2153
28243

June 24, 1970

Re: Permit No. 28243/02-2153

Mr. William D. Tate
615 Linden Street
Boise, Idaho

Dear Mr. Tate:

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; 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 them upon request at any time.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

Enc: order

advertising package

cc: Idaho Land & Appraisal

Connecticut Mut. Life Ins. Co.

02-2153
28243

January 24, 1966

RE: Permit No. 28242, David G. Tate
28243, William D. Tate
28244, Barbara J. Tate
28235, Betty L. Tate

Harley M. McDowell
P.O. Box 2161
Boise, Idaho

Dear Mr. McDowell:

Enclosed are the amendments to the points of diversion on the above numbered permits which we have recorded in this office.

Also enclosed are the Certificates of Completion of Works on the same referenced permits. Departmental receipt No. 33086 in the amount of \$4.00 covering the fees is attached.

Very truly yours,

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ejw
Encl: amendments (4)
certificates (4)
receipt

24-1

Permit No. 28243STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Ada

SS.

William D. Tate

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

First: That he is the holder and owner of Permit to Appropriate the Public Waters of the State of Idaho, No. 28243, and that his postoffice address is 609 E. Bergeson, Boise, Idaho State of Idaho

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

Third: That the point of diversion of said water is Lot 9, Section 34, Township 5 South - Range 4 East, B.M.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by February 16, 19 66.

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

Sixth: That on the date above mentioned, the works constructed under said permit were ~~not~~ fully completed and consisted of the following:

I. Kind of Works: Pumping plant, penstocks, canals, relift pump, and ditches

(RESERVOIR, DAM, DITCH, FLUME, PIPE OR OTHERWISE)

II. Dimensions of work:

(a) Height of dam -0- feet, length of dam at top -0- feet, length of dam at bottom -0- feet. Material used in construction -0-

(STATE WHETHER WOOD, EARTH STONE OR CONCRETE)

(b) Capacity of reservoir -0- acre feet.

(c) Size of headgate: Width 18" ~~feet~~, height 18" ~~feet~~.

(d) Conduit ~~ditch~~ width at bottom 4 1/2' feet, width at water line 18'

(STATE WHETHER DITCH, FLUME OR PIPE)

feet, depth of water 4' feet; diameter of pipe 30 inches, average grade per mile is 10 feet. Length of conduit is 8 miles.

Seventh: That said works are capable of conducting to the place of intended use 2,000" or 40 cfs second feet of water.

Eighth: That water appropriated under said permit is available for 226 acres of land described as follows: T6S-R3E, B.M., Sec. 1 - NW 1/4 SW 1/4 - 17 ac; SW 1/4 SW 1/4 - 40 ac; SE 1/4 SW 1/4 - 23 ac; SW 1/4 SE 1/4 - 21 ac; Section 12 - NE 1/4 NE 1/4 - 28 ac; NW 1/4 NE 1/4 - 23 ac; SE 1/4 NE 1/4 - 37 ac; NE 1/4 SE 1/4 - 37 ac;

Ninth: Remarks:—That

William D. Tate
(SIGN HERE)

Subscribed and sworn to before me this 14th day of January, 19 66

Sharon Devoe

NOTARY PUBLIC

My commission expires 9/28/68

28243

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

INSTRUCTIONS

PROOF OF COMPLETION OF WORKS

Boise, Idaho

Re: Permit No. 28242 - David Tate
28243 - William D. Tate
28244 - Barbara Tate

Dec. 1, 1965

Idaho Land & Appraisal Service
Box 2161
Boise, Idaho

Dear Mr. McDowell:

Under the terms of your Permit No. ²⁸²⁴²~~28243~~₂₈₂₄₄ you are required to complete your diversion works on or before ²⁸²⁴³~~28244~~_{Feb. 16, 1966}. I enclose blank affidavit to be filled out, sworn to by you before a Notary Public, or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

The certificate to be issued under this proof will not give a perpetual right to the use of water for which application was made, as it only confirms the completion of works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

Very truly yours,

State Reclamation Engineer

Enc. Form 6 (3)

cc: William D. Tate & Barbara Tate
615 Linden St.
Boise, Idaho

David Tate Estate
Gekeler Land
Boise, Idaho

28243

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

WHEREAS, Permit No. 28243, in the name of William D. Tate, requires proofs of completion of works to be made on or before November 6, 1964; and,

WHEREAS, said Permit was issued in connection with Desert Land Entry, Idaho Serial #08586; and,

WHEREAS, Applicant was prevented from proceeding with construction pending allowance of said Desert Land Entry, which was not allowed until February 16, 1961;

NOW, THEREFORE, An Extension of Time is allowed for Completion of Works and Proofs on Permit No. 28243 to February 16, 1966, or the length of time applicant was prevented from proceeding pending allowance of his Desert Land Entry and a similar extension is allowed for every other act required under the terms and conditions of Permit No. 28243.

Signed at Boise, Idaho, this 27th day of May,
1964.

Deputy State Reclamation Engineer

28243

May 27, 1964

Re: Permit Nos. 28242 - David Tate
28243 - William D. Tate
28244 - Barbara Tate

Harley M. McDowell
Idaho Land & Appraisal Service
Box 2161
Boise, Idaho

Dear Mr. McDowell:

Enclosed are the following extensions:

Permit No. 28242, in the name of David Tate
to February 16, 1966.

Permit No. 28243, in the name of William D.
Tate, to February 16, 1966.

Permit No. 28244, in the name of Barbara
Tate, to February 16, 1966.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

25203

ALL PROPERTY APPRAISALS

CUSTOM DRAFTING, MAPPING

LAND PURCHASES

OIL AND GAS LEASES

IDAHO LAND & APPRAISAL SERVICE

HARLEY M. MCDOWELL — E. J. MCDOWELL, MGR. OWNERS

MERVIN J. CHRISTENSEN
(LICENSED SURVEYOR)

JOSEPH J. THACKABERRY

329 IDAHO BLDG.

BOISE, IDAHO 83701

P. O. Box 2161
PHONE 344-2525

May 21, 1964

GRAZING MANAGEMENT

FEDERAL LAND APPLICATIONS

WATER FILINGS & PROOF

STATE LAND LEASES & ASSIGNS

RECEIVED
MAY 25 1964

Department of Reclamation

Mr. Carl E. Tappan
State Reclamation Engineer
State House
Boise, Idaho

Re: Permit 28243, William D. Tate

Dear Sir:

With reference to the above water permit, please be advised that this was applied for in connection with my desert land entry, Idaho Serial #08586, which was not allowed in the Land Office until 2/16/61.

I hereby respectfully request that you grant me an extension of time until 2/16/66 in which to make this proof.

Very truly yours,

William D. Tate
618 Linden Street,
Boise, Idaho

By Harley M. McDowell
Harley M. McDowell, Agent B

1:sld

RF
28243

November 16, 1959

Re: Permit No. 28242 - David Tate
Permit No. 28243 - William D. Tate
Permit No. 28244 - Barbara Tate
Permit No. 28245 - Marjorie D. Tate
Permit No. 28246 - Signe B. Tate

Mr. Harley M. McDowell,
Idaho Land & Map Service,
P.O.Box 2161,
Boise, Idaho.

Dear Mr. McDowell:

We enclose Permit Nos. 28242, 28243, 28244, 28245,
and 28246, 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. 29843 which
was issued covering payment in the amount of \$32.00, which in-
cludes \$6.50 each for the filing fee of Permits Nos. 28242,
28243, and 28244; and \$6.25 each for Permits Nos. 28245 and
28246.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

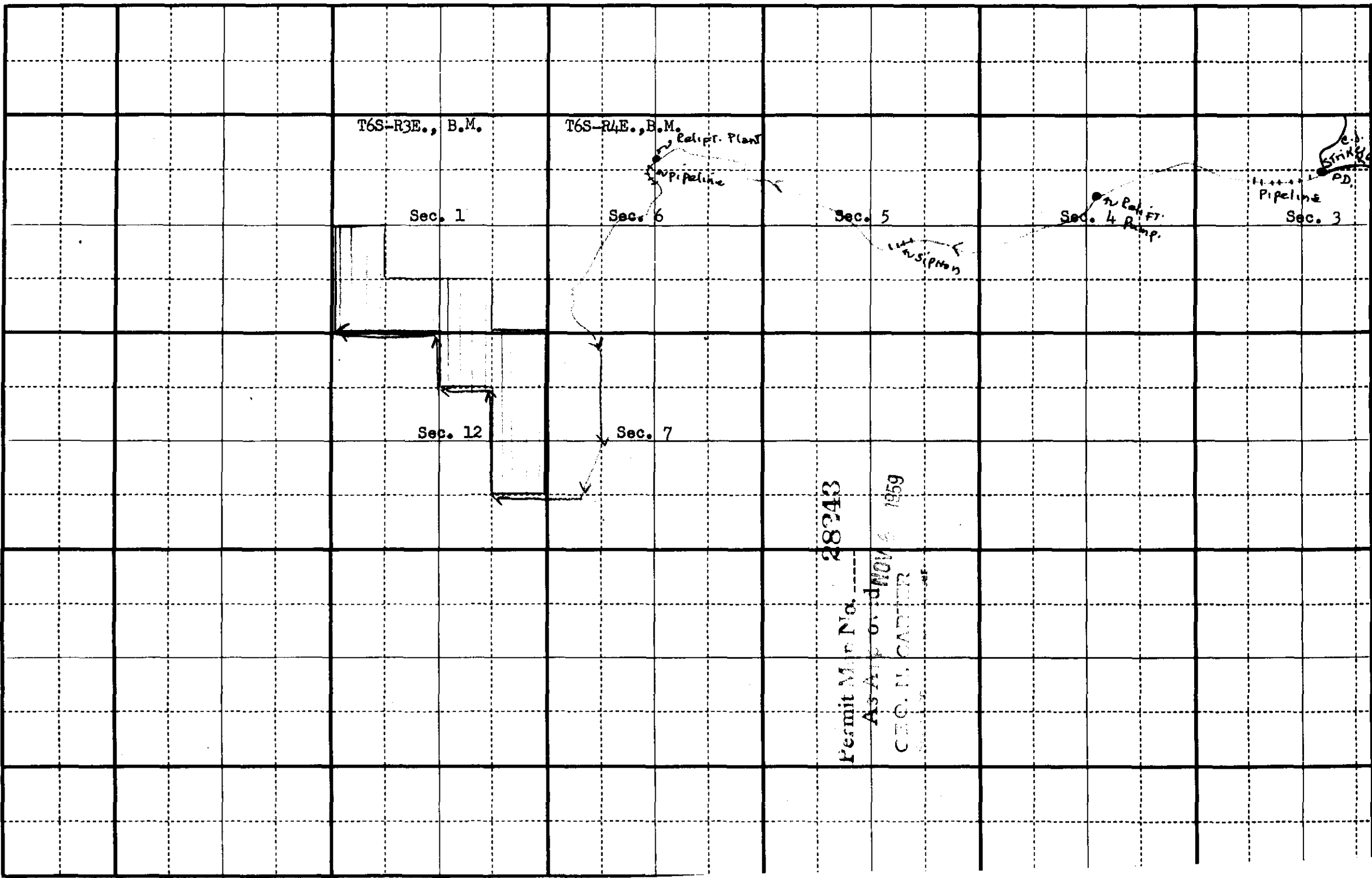
(Mrs.) Edna P. Rutledge
Chief Clerk

Encl.

EPR:pmk

cc: David Tate
William D. Tate
Barbara Tate
Marjorie D. Tate
Signe B. Tate

28-243



Permit Map No. 28243
AS APPLICANT NOV 4 1959
CHAS. N. CARTER