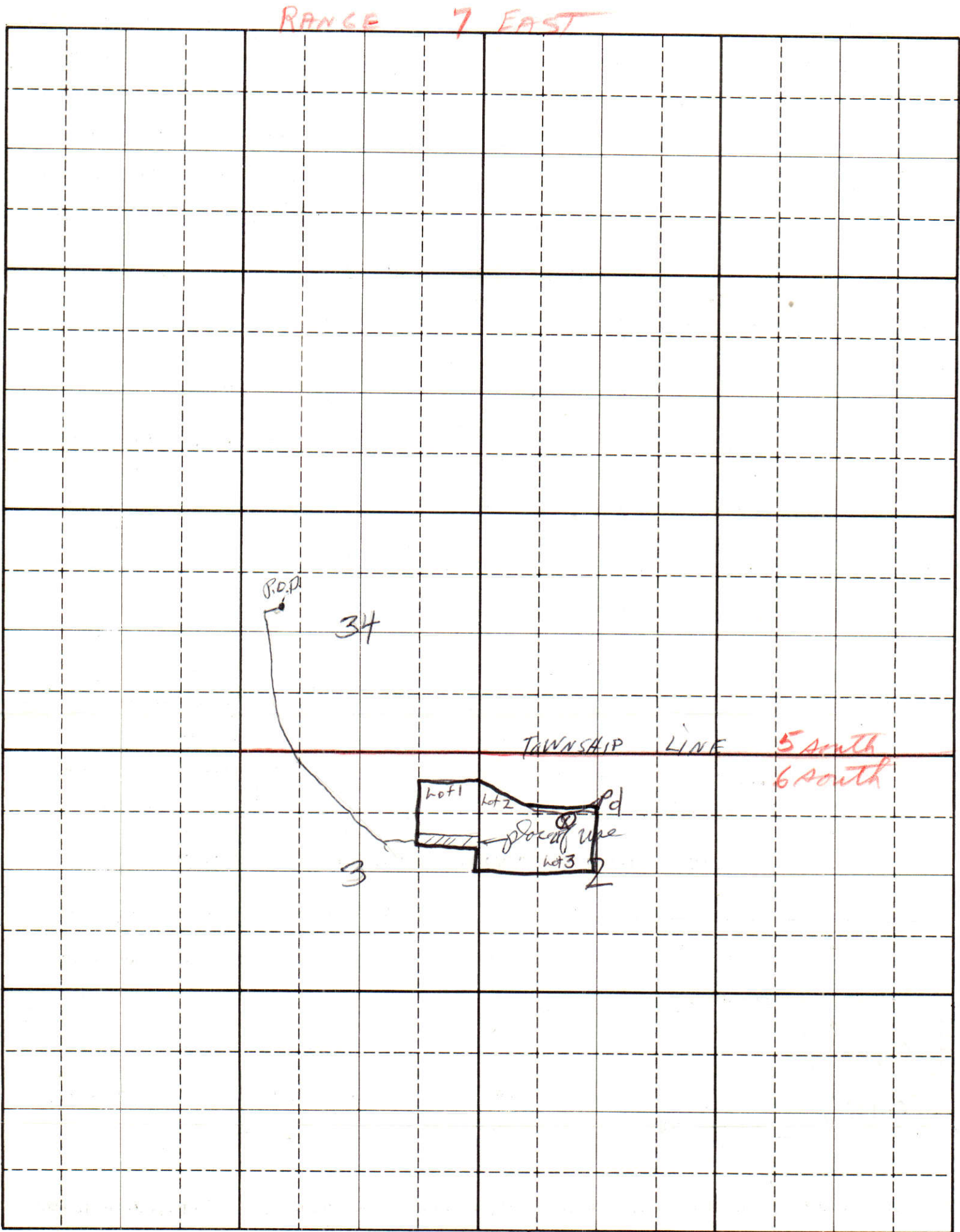


3. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



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

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 a week and every week for 2 consecutive weeks, the first publication being on the 26 day of Feb, 1981, and the last publication being on the 5 day of March, 1981;

That the said newspaper has been published continuously and uninterrupted 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 5 day of

March, 1981.

Leonard S. Hawes
NOTARY PUBLIC

My commission expires 9-10-84

(SEAL)

RECEIVED
MAR 12 1981

Department of Water Resources
Western Regional Office

NOTICE OF CORRECTION

Notice is hereby given that Notice of Correction concerning the Proposed Change of Water Right Numbers 02 - 2042 and 02 - 2097 in the name of John M. Brubaker was published in error on 1/29 and 2/5/81.

The correct license numbers are 02 - 2042 and 02 - 2097, not 02 - 2040 and 02 - 2097 as published on the above dates.

Any protest against approval of the proposed change of water right application must be filed with the Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83709, on or before March 16, 1981.

C. STEPHEN ALLRED,
Director.

Published February 26, and March 5, 1981, in the Owyhee Nugget, Marsing, Owyhee County, Idaho.

O.K. with
no charge

MICROFILMED

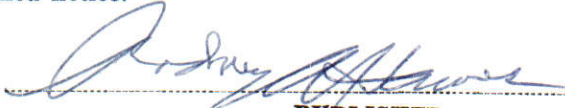
PROOF OF PUBLICATION

STATE OF IDAHO, County of Owyhee, s.s.

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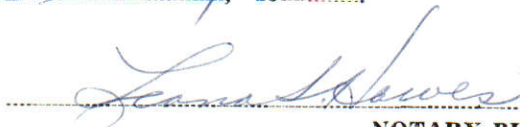
That the annexed notice was published in said newspaper once a week and every week for 2 consecutive weeks, the first publication being on the 29 day of January, 1981, and the last publication being on the 5 day of February, 1981;

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.


PUBLISHER

Subscribed and sworn to before me this 5 day of

February, 1981


NOTARY PUBLIC

My commission expires 9-10-84

(SEAL)

MICROFILMED

NOTICE OF CORRECTION

Notice is hereby given that Notice of Proposed Change of Water Right Numbers 02-2040 and 02-2097 in the name of John M. Bruhaker was published in error on 11/27 to 12/4/1980.

The amount to be changed was advertised as being .12 cfs. Whereas, the actual amount to be changed will be 1.3 cfs.

Any protest against approval of the proposed change of water right application must be filed with the Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83709, on or before February 16, 1981.

C. STEPHEN ALLRED,
Director

Published January 29 and February 5, 1981, in the Owyhee Nugget, Marsing, Owyhee County, Idaho.

RECEIVED
FEB 17 1981

Department of Water Resources
Western Regional Office

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 a week and every week for 2 consecutive weeks, the first publication being on the 27 day of November, 1980, and the last publication being on the 4 day of December, 1980;

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 4 day of

December, 1980.

Leona S. Hawes
NOTARY PUBLIC

My commission expires 9-10-84

(SEAL)

NOTICE OF PROPOSED CHANGE OF WATER RIGHT No. 02-2042 & 02-2097

Notice is hereby given that John M. Brubaker of Hammett, Idaho has applied to the Department of Water Resources for an addition to the point of diversion of the water of the Snake River tributary to the Columbia River. The right sought to be changed is evidenced by License Nos. 19244 (new No. 02-2042) and 22649 (new No. 02-2097) and is recorded as follows:

Amount: 1.3 cfs
Priority: 1 / 12 / 1942 & 6 / 4 / 1952 respectively
Point(s) of Diversion: Lot 3, Sec. 2, T6S, R7E, B. M.
The water is used for irrigation purposes from 4/1 to 10/31 upon lands in Sections 2 and 3, T6S, R7E.

TO BE CHANGED AS FOLLOWS

Amount: .12 cfs
Point(s) of Diversion: SWNW, Sec. 34, T5S, R7E, & Lot 3, Sec. 2, T6S, R7E

The water will be used for irrigation purposes from 4/1 to 10/31 upon the same lands in Sections 2 and 3, T6S, R7E.

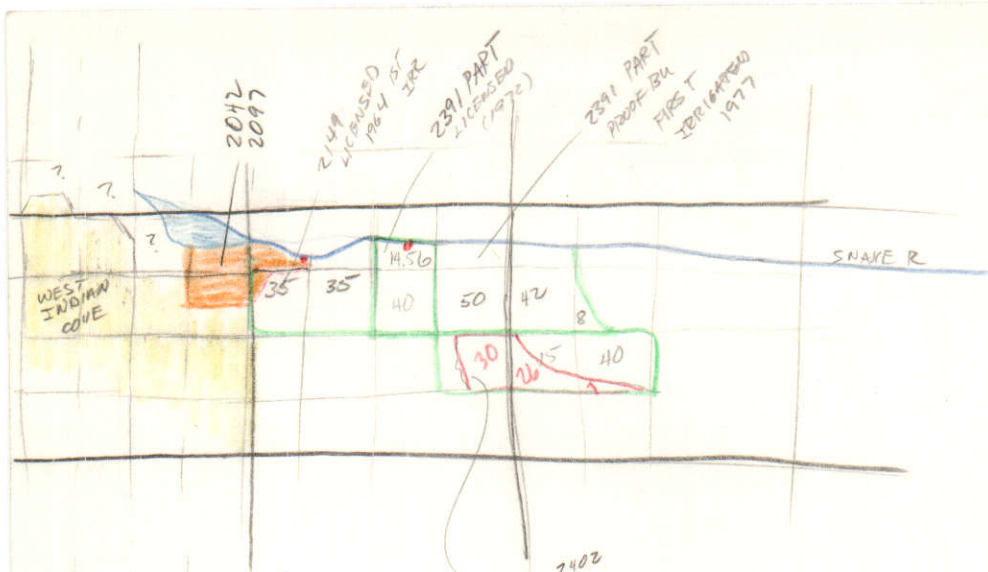
Any protests against approval of the proposed change of water right application must be filed with the Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83705 on or before December 15, 1980.

C. STEPHEN ALLRED,
Director

Published 11/27 & 12/4/80,
Owyhee Nugget, Marsing, Owyhee County, Idaho 83639.

RECEIVED
DEC 8 1980

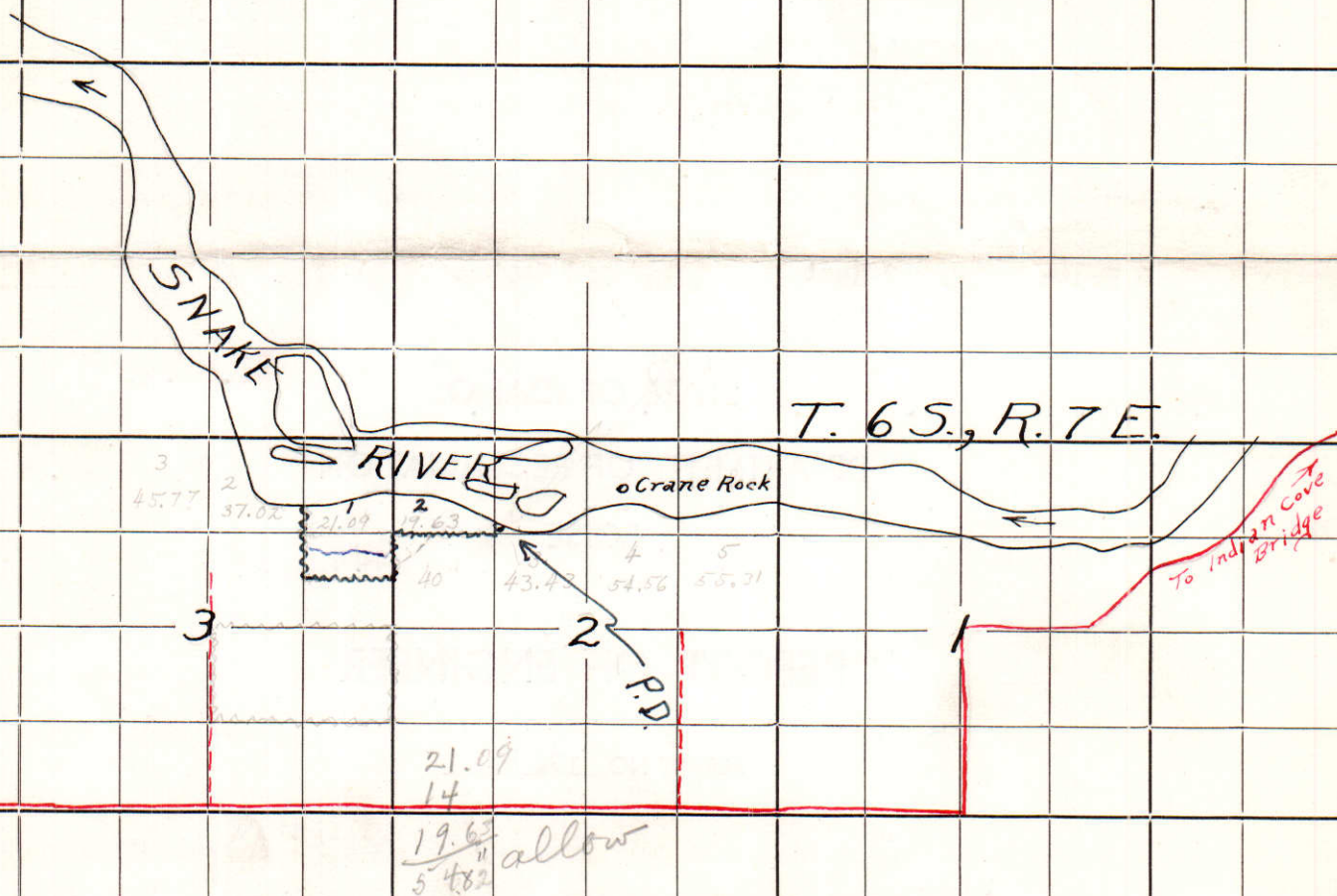
Department of Water Resources
Western Regional Office



2402
PERMIT FOR 120
BUT APPLIED FOR
ONLY 55 BU.

7268

Left 28 1/2' Pump 60"



Area { See 2, Lot 2 = 19.63 acres
 " 3, " 1 = 21.09 "
 N 1/2 SE 1/4 of S. 3 = 14.00 "
 54.72 "

Q = 55 inches

PROOF OF PUBLICATION

State of Idaho, }
County of Owyhee, } ss.

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 and every week for ...4... consecutive weeks, the first publication being on the ...13... day of ...Nov... 1952, and the last publication being on the ...4... day of ...Dec... 1952;

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 ...6... day of ...Dec... 1952

Leonard S. Hawes
Notary Public

My commission expires ...9-10-56...

(SEAL)

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 2:00 P. M. on the 8th day of December, 1952, at Mountain Home, County of Elmore, State of Idaho, before Stanton Park, Notary Public, proof will be submitted of the application to beneficial use of 1.10 cubic feet per second of the waters of Snake River in accordance with the terms and conditions of Permit No. 19244 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Jacob Reimer, Hammett, Idaho.

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

The amount applied to beneficial use 1.10 cubic feet per second.

The place where said water is used Lot 2 Section 2; Lot 1, N $\frac{1}{2}$ SE $\frac{1}{4}$ Section 3; All in Township 6 South, Range 7 East, B. M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is Un-named.

The right to take water from such works is based upon Permit No. 19244.

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

The date of priority which said user is prepared to establish is January 12, 1942.

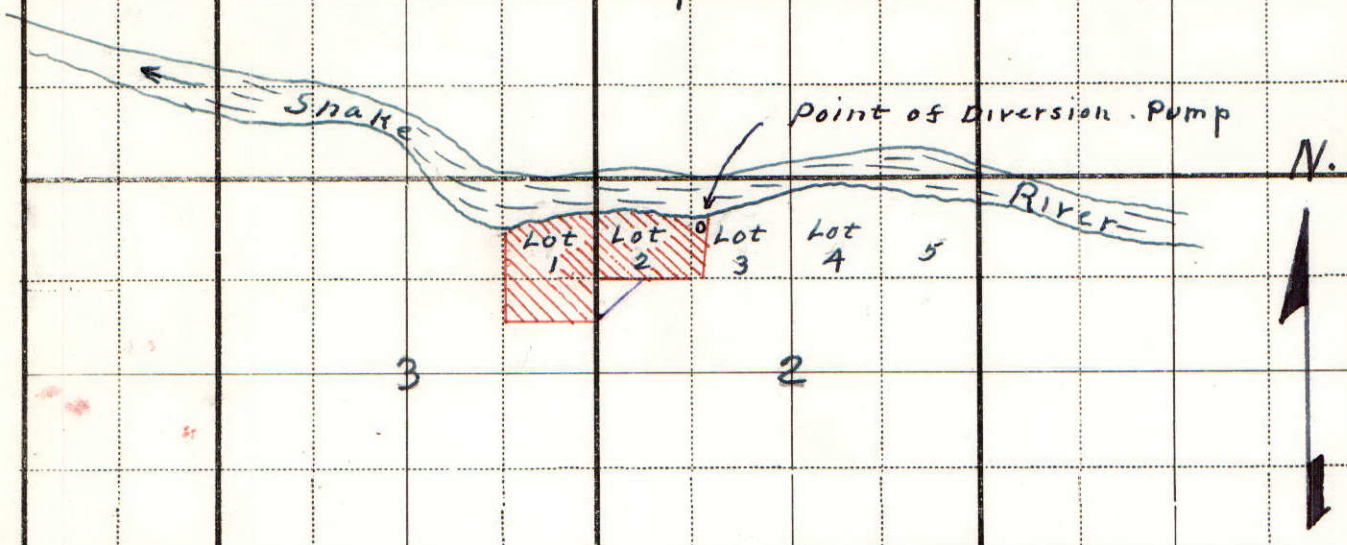
MARK R. KULP,
State Reclamation Engineer
(Nov. 13 — Dec. 4)

19244

MICROFILMED

MICROFILMED

Twp. 6. S. R. 7. E.



Permit Map No. 19244
As Approved
JAN 15 1942
E. V. BERG
Commissioner of Reclamation

RECEIVED

JUL 24 1980

Transfer No. 2519

Water Right No.

Department of Water Resources
Western Regional Office

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

APPROVED

To Change the Point of Diversion and/or the Place of Use

Name of applicant JOHN M. BRUBAKER Phone 366-2145
Post office address Star Route, Box 48, Hammett, Idaho 83627

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree to _____ (Name)
in case of _____ vs _____
dated _____ in _____ county of _____
(Name of court)
- b. License No. 02-2042 02-2097
19244 and 22649 issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources

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

3. Source of water Snake River tributary to Columbia River

4. Date of priority January 12, 1942 and June 4, 1952

5. Water is used for the following purposes:
amount 1.3 cfs for irrigation purposes from April 1 to October 31
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day - both dates inclusive)

6. Total amount of water under right: a. 1.3 cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is in Lot Three 1/4 of Section Two
Township Six South Range Seven East, B.M., in Owyhee County
Additional points of diversion, if any _____

8. Lands 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	
6S	7E	2	In	Lot	Two	--	19.63	acres											19.63
6S	7E	2	In	Lot	Three	--	1	acre											1.0
6S	7E	2							3										3.0
6S	7E	3	In	Lot	One	--	21.09	acres											21.09
6S	7E	3				20													20.0

Total number of acres to be irrigated 64.72

9. Describe any other water rights used for the same purposes as described above _____

MICROFILMED

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

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

3. Place of use:

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

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

1. Change in point of diversion 1.1 cfs (1/12/1942), 0.2 cfs (6/4/1952)

a. Amount of water to be diverted 1.30 c.f.s. &/or _____ acre feet

b. Point(s) of diversion SW ¼ NW ¼, Section 34 Township 5 South
Range 7 East, B.M., Owyhee County
Additional points Govt. Lot 3 Sec. 2 T.6S R.7E

c. Description of diverting works pump, motor and ditch and pipeline

d. Describe the reasons for applying for a change in the point(s) of diversion
to facilitate delivery and use and reduce loss in transit.

2. ~~Change in place of use~~ NO CHANGE

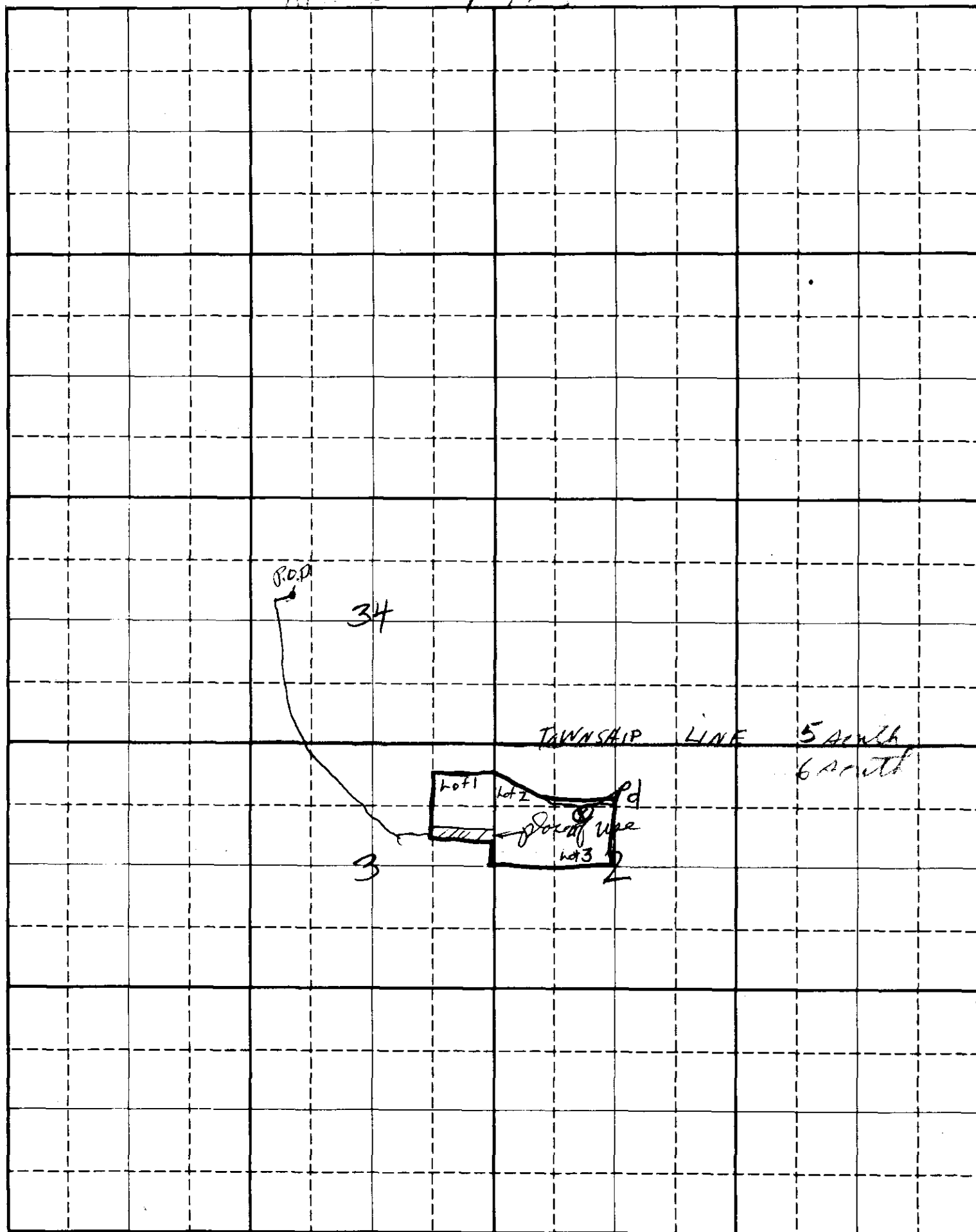
- a. Describe the lands or place of use to which the right will be transferred:

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

Total number of acres to be irrigated _____

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

Range - 7 East



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

4. Remarks _____

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

Subscribed and sworn to before me this 15th day of May, 19 80
John M. Brubaker
(Signature of applicant)
Brubaker
(Notary public)

My commission expires Lifetime

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 02-2042/2097 and said application is hereby approved, subject to the following limitations and conditions:

A measuring device and lockable controlling works of a type acceptable to the Department shall be permanently installed and maintained as part of the diverting works.

Witness my hand this 30th day of April, 19 81.

Norman C. Young
NORMAN C. YOUNG
Administrator, Resources Admin. Div.

FOR DEPARTMENT USE ONLY

Received by <u>h/h</u>	Date <u>12/22/80</u>	Protest filed by _____
Prelim. check by _____	Fee <u>30.00</u>	_____
Receipted by <u>h/h</u>	Date <u>11/18/80</u> # <u>15791</u>	_____
Published in <u>Owyhee Nugget</u>	Copies of protest forwarded by _____	
Pub. dates <u>11/27-12/4/80</u>	Hearing held by _____ Date _____	
Watermaster recommendation requested on _____	Recommended for <u>approval</u> denial	
_____ rec'd.	by <u>DBS DRT</u>	



State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 92 South Cole Road, Boise, Idaho 83709

JOHN V. EVANS
Governor

(Office at the corner of
Franklin and Cole Roads)

C. STEPHEN ALLRED
Director

(208) 334-2190

December 18, 1980

Mr. Perce Hall
Hall & Friedly, Chartered
340 East 2nd North
Mountain Home, ID 83647

Dear Mr. Hall:

I have had Mr. Brubaker's transfer returned to me for an explanation as to why the entire amount of the two rights (1.3 cfs) is not listed under part C, second page.

The interpretation of the transfer as viewed now is that Mr. Brubaker is giving up or forfeiting 1.18 cfs; I don't think this is the case.

In order to correct this situation, it will be necessary to list the entire amount (1.3 cfs) under Item Cla, second page. Again, this allows the right the flexibility to move any amount of water up to 1.3 cfs between the two points of diversion.

The only drawback to this necessary change is that we will need an additional \$20.00 fee. Please return the fee at your earliest convenience and I will make the needed change and again advertise the transfer.

If you have any questions, please contact me.

Sincerely,

G. L. SISCO
Senior Water Resource Agent

GLS:h1h

RECEIVED
JAN 16 1981

Department of Water Resources
Western Regional Office

MICROFILMED

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 a week and every week for 2 consecutive weeks, the first publication being on the 26 day of Feb, 1981, and the last publication being on the 5 day of March, 1981;

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 5 day of

March, 1981.

Leonard J. Hawes
NOTARY PUBLIC

My commission expires 9-10-84

(SEAL)

NOTICE OF CORRECTION
Notice is hereby given that Notice of Correction concerning the Proposed Change of Water Right Numbers 92 - 2042 and 92 - 2007, in the name of John M. Brubaker was published in error on 1/29 and 2/5/81.

The correct license numbers are 92 - 2042 and 92 - 2007, not 92 - 2040 and 92 - 2007 as published on the above dates.

Any protest against approval of the proposed change of water right application must be filed with the Department of Water Resources, 92 S. Eble Road, Boise, Idaho 83709, on or before March 16, 1981.

C. STEPHEN ALLRED,
Director.

Published February 26, and March 5, 1981, in the Owyhee Nugget, Marsing, Owyhee County, Idaho.

O.K. well
7/1/81

MICROFILMED

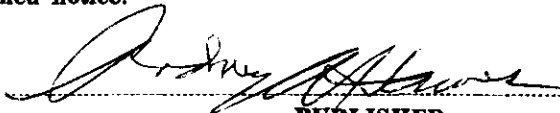
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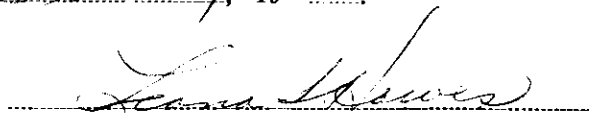
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That the said newspaper has been published continuously and uninterruptedly in said county during a period of more than seventy - eight consecutive weeks prior to the first publication of the attached notice.


PUBLISHER

Subscribed and sworn to before me this 5 day of

February, 1981


NOTARY PUBLIC

My commission expires 9-10-84

(SEAL)

MICROFILMED

NOTICE OF OBJECTION
Notice is given that
Notice of Proposed Change of
Water Right Numbers 67-2040
and 67-2041, as the name of Colm
M. Burchaker, was published in
error on 11/27 to 11/4/1980.
The amount to be changed
was advertised as being 12 cfs.
Whereas, the actual amount to
be changed will be 1.3 cfs.
Any protest against approval
of the proposed change of water
right application must be filed
with the Department of Water
Resources, 20 S. Cole Road,
Boise, Idaho 83740, on or be-
fore February 18, 1981.
C. STANLEY ALLRED,
Director
Published January 29 and
February 5, 1981, in the Owy-
hee Nugget, Marsing, Owyhee
County, Idaho.

RECEIVED

FEB 17 1981

Department of Water Resources
Western Regional Office

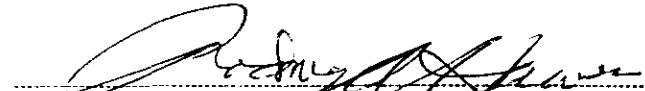
PROOF OF PUBLICATION

STATE OF IDAHO, County of Owyhee, s.s.

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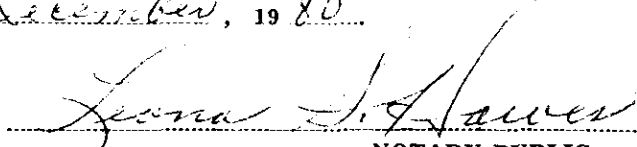
That the annexed notice was published in said newspaper once a week and every week for 2 consecutive weeks, the first publication being on the 27 day of November, 1980, and the last publication being on the 4 day of December, 1980;

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.


PUBLISHER

Subscribed and sworn to before me this 4 day of

December, 1980


NOTARY PUBLIC

My commission expires 9-10-84

(SEAL)

NOTICE TO BE CHANGED CHANGE OF WATER RIGHT No. 62-2442 & 62-2443

Notice is hereby given that John M. Brubaker of Hammett, Idaho has applied to the Department of Water Resources for an addition to the point of diversion of the water of the Snake River tributary to the Columbia River. The right sought to be changed is evidenced by License Nos. 19244 (new No. 62-2442) and 22640 (new No. 62-2443) and is recorded as follows:

Amount: 1.3 cfs
Priority: 1 / 12 / 1942 & 6 / 4 / 1962 respectively

Point(s) of Diversion: Lot 3, Sec. 2, T6S, R7E, S10W

The water is used for irrigation purposes from 4/1 to 10/31 upon lands in Sections 2 and 3, T6S, R7E, S10W, 9000.

TO BE CHANGED
AS FOLLOWS

Amount: 1.2 cfs

Point(s) of Diversion: SW1/4, Sec. 34, T5S, R7E, & Lot 3, Sec. 2, T6S, R7E

This water will be used for irrigation purposes from 4/1 to 10/31 upon the same lands in Sections 2 and 3, T6S, R7E.

Any protests against approval of the proposed change of water right application must be filed with the Department of Water Resources, 603 S. Cole Road, Boise, Idaho 83706 on or before December 15, 1980.

C. STEPHEN ALLRED, Director

Published 11/27 & 12/4/80, Owyhee Nugget, Marsing, Owyhee County, Idaho 83250.

RECEIVED
DEC 3 1980

Department of Water Resources
Western Regional Office

HALL & FRIEDLY, CHARTERED

LAW OFFICE

340 EAST 2ND NORTH

MOUNTAIN HOME, IDAHO 83647

PERCE HALL
JAY R. FRIEDLY
DON L. ROBERTS

October 20, 1980

TELEPHONE
(208) 587-4412

Department of Water Resources
Western Region
92 South Cole Road
Boise, Idaho 83709

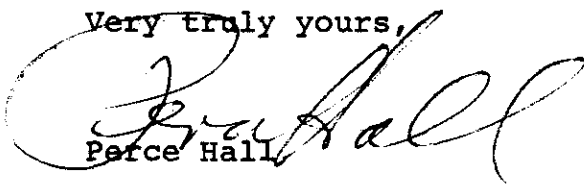
Gentlemen:

Attention: G. L. Sisco, Senior Water Resource Agent

Re: John M. Brubaker

I received your letter of August 8, 1980, with enclosures, and I have now discussed the matter with Mr. Brubaker. Mr. Brubaker prefers to proceed with the original application which he filed for transfer of the point of diversion of only .12 c.f.s. I am therefore returning his Application, with photocopy of the Warranty Deed, and together with my check in the amount of \$30 to pay your fees.

Very truly yours,


Perce Hall

PH:jd
Enclosures

RECEIVED
OCT 22 1980

Department of Water Resources
Western Regional Office

MICROFILMED

RECEIVED

JUL 24 1980

HALL & FRIEDLY, CHARTERED

LAW OFFICE

340 EAST 2ND NORTH

MOUNTAIN HOME, IDAHO 83647

PERCE HALL
JAY R. FRIEDLY
DON L. ROBERTS

July 22, 1980

Department of Water Resources
Western Regional Office

TELEPHONE
(208) 587-4412

State of Idaho
Department of Water Resources
92 South Cole Road
Boise, Idaho 83705

Gentlemen:

In behalf of John M. Brubaker, I am enclosing Application for Change of Point of Diversion, together with a photocopy of Mr. Brubaker's Deed. If there is any charge for filing this application, please let me know and I will promptly remit.

Very truly yours,

Perce Hall
Perce Hall

02 - 7002
2077

PH: lf

Enclosures

*See - no check
7/26*

MICROFILMED

THIS INDENTURE, made this 18th day of September, 1962,
between LEONA REIMER, a widow,

of Indian Cove, County of Owyhee, State of Idaho,
the part Y of the first part and

JOHN M. BRUBAKER and DONNIE E. BRUBAKER, husband and wife,
Star Route, Box 48, of (Mountain Home) Hammett, Id.
County of (Elmore) Owyhee, State of Idaho, the parties of the second part,

WITNESSETH, that the said parties of the first part, for and in consideration of the sum of
Twenty Eight Thousand Three Hundred Fifty and no/100- - - - - Dollars

lawful money of the United States of America

to her in hand paid by the parties of the second part, the receipt whereof is hereby acknowledged,
has granted, bargained, sold, and by these presents, do grant, bargain, sell and convey and confirm unto
the said parties of the second part, and to their heirs and assigns, forever, all the following described
real estate, situated in the County of Owyhee,
State of Idaho, to-wit:

Lot 1 and the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of NE $\frac{1}{4}$ in Section 3; and Lot 2 in Section
2, all in Township 6 South of Range 7 East, B. M.; and

Beginning at the NE corner of the SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 2, Township
6 South of Range 7 East, B. M.; thence North 333 feet; thence
Easterly along the meander line of Snake River 280 feet; thence
South 132 feet; thence West 209 feet to the point of beginning,
being in Lot 3, Section 2, Township 6 South, Range 7 East, B. M.; and

A portion of the SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 2, Township 6 South, Range
7 East, B. M., more particularly described as follows: Beginning
at the NW corner of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$; thence East 493 feet;
thence in a SWrly direction to a point 392 feet South of the
place of beginning; thence North 392 feet to the point of
beginning.

Together with all water, water rights, ditches or rights of way
for ditches appurtenant thereto.

SUBJECT To a mortgage, having a principal balance in the sum of
\$4091.00, which grantees herein assume and agree to pay, in which
mortgage, Utah Mortgage Loan Corp, is mortgagee.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belong-
ing or in anywise appertaining, and the reversion and reversions, remainder and remainders, and rents, issues
and profits thereof; and all estate, right, title and interest in and to the said property, as well in law as in equity
of the said part Y of the first part.

TO HAVE AND TO HOLD, all and singular the above mentioned and described premises together
with the appurtenances unto the parties of the second part, and to their heirs and assigns forever.
And the said part Y of the first part, and her heirs, the said premises in the quiet and peaceable
possession of the said parties of the second part, their heirs and assigns, against the said part Y
of the first part, and her heirs, and against all and every person and persons whomsoever, lawfully
claiming or to claim the same shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, the said part Y of the first part has hereunto set her hand
and seal the day and year first above written.

Executed and Delivered in the Presence of

Leona Reimer [Seal]
[Seal]
[Seal]
[Seal]

MICROFILMED

STATE OF IDAHO,
County of Canyon, } ss.

On this 18th day of September in the year 1962, before me
Milo Axelsen, a Notary Public in and for said State, personally appeared
Leona Reimer, a widow,
known to me to be the person whose name is subscribed to the within instrument, and acknowledged
to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal
the day and year in this certificate first above written.

Milo Axelsen
Notary Public for the State of Idaho,
Residing at Nampa, Idaho.

149316
No.

WARRANTY DEED

(FORM No. 300)

Leona Reimer

TO

John M. Brubaker, et ux.

Recorded
Compared
Dated 19
STATE OF IDAHO,
County of Canyon, ss.
I hereby certify that this instrument
was filed for record at request of
J. Brubaker
at 35 minutes past 2:00
o'clock P.M., this 21st day of
December, 1976, in my
office, and duly entered in Book
of Microfilmed
at page

BARBARA JAYO

Ex-Officio Recorder.

By

Barbara Jayo
Deputy

Fees, \$ 2.0000

Mail to

State of Idaho
License and Certificate of Water Right

Water License No. **19244**

Amount **1.1 second foot**

Water District No.

Priority **January 12, 1942**

THIS IS TO CERTIFY that **JACOB REIMER**
of **Hammett, Idaho**, made application for a permit to appropriate the
public waters of the State of Idaho, dated **January 12,**, 19 **42**; that Permit No. **19244**
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.1 second feet, was issued thereunder on **November 19**, 19 **46**, showing that said works
were completed on the **19th** day of **November**, 19 **46**; and that on the **8th**
day of **December**, 19 **52**,

JACOB REIMER

of **Hammett**, State of **Idaho**, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of **Snake**
River, a tributary of **Columbia River**, for the purpose of **irrigation**
, under Use Permit No. **19244** of the **Department of Reclamation**
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
8 of Licenses at page **5064**, on the **20th** day of **April**, 19 **53**;
The right hereby confirmed dates from **January 12**, 19 **42**;

The Point of Diversion is located in **Lot 3**
in the **1/4** **1/4** Sec. **2**, Tp. **6 S.**, R. **7 E.**, E. M. **Owyhee**

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed **1.1** cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
6 S.	7 E.	2	Lot 2	19.63	19.63
		3	Lot 1	21.09	21.09
			N 1/2 SE 1/4 NE 1/4	14.00	14.00
			Number of Acres Actually Irrigated - -		54.72

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

20th day of **April**, 19 **53**.

.....**MARK R. KULP**.....
State Reclamation Engineer

(SEAL)

15. (a) Is reservoir to be used?

If so, fill in (b) and (c) below.
- (b) Name of Reservoir and number of Storage Permit:
- (c) Date of filing of Application for Storage Permit and Name of Applicant:

BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Jacob Reimer /s/
Applicant.

By Agent.

Date of first receipt at Department of Reclamation: Jan. 12, 1942; 2:00 P. M.

Returned to applicant for correction:

Corrected application received:

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is 19244
Recorded in Book 69 Page 19244 Approved January 15, 1942
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 Mar. 16, 1942 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.
One-fifth of the work above specified to be completed on or before July 15, 1944
The whole of said work to be completed on or before Jan. 15, 1947
Beneficial use of water appropriated in accordance herewith, to be made on or before Jan. 15, 1953
Witness my hand this 15th day of Jan. , 1942

E. V. BERG.
Commissioner of Reclamation.

IN TESTIMONY WHEREOF, We Chase A. Clark Governor of the State of Idaho, and Geo. H. Curtis Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and have caused the Great Seal of the State of Idaho to be hereunto affixed, this 15th day of January 19 42

Countersigned: STATE OF IDAHO
(SEAL By GEO. H. CURTIS Secretary of State. By CHASE A. CLARK Governor.

Remarks: Applicant intends to pump water from Snake River using electric pump.

14.

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	7 E	2																	15
		3	Lot 1 21			N1/2 14													35
																			50
To All Whom it May Concern:																			
This is to certify that JACOB REIMER, of Hammett, County of Elmore, and State of Idaho, the holder of Permit No. 19244, issued upon Application No. 26728, bearing date of priority of January 12, 1942, authorizing the diversion of 1.10 second feet of the waters of Snake River, County of Owyhee, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 1.10 second feet of the waters of Snake River; that the point of diversion of said waters is 200 feet North from the Southeast corner of Lot 2, Section 2, Township 6 South, Range 7 East, B.M., and in Lot 3 of said Section 2; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: Lot 2 Section 2; Lot 1 and N1/2 SE1/4 NE1/4 Section 3, Township 6 South, Range 7 East, B.M.																			
Witness my hand this 19th day of November, A. D. 1946.																			
Proof of completion of works made November 19, 1946 Certificate of completion of works issued November 19, 1946																			
																MARK R. KULP State Reclamation Engineer			

MICROFILMED

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No. 26728
Permit No. 19244
District No.

1. Name of Applicant: JACOB REIMER
Postoffice address: Hammett County: Elmore State: Idaho
 - I. If applicant is a corporation, give:
 - (a) Date and place of incorporation:
 - (b) Amount of capital stock:
 - (c) Amount paid in:
 - (d) Names and addresses of directors:
 - II. The financial resources of the applicant are:
 - (a) Cash on hand:
 - (b) Treasury stock:
 - (c) Bonds to be issued:
 - (d) Other resources:
2. Quantity of water claimed: 1.10 cubic feet per second.
3. Source of water supply: Snake River which is a tributary of Columbia
4. Location of point of diversion: 500 North feet/distant from the SE
Lot 2
corner of Section 2, T. 6 S, R. 7 E, B. M., and is the Lot 3
of Section 2, T. 6 S, R. 7 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 , 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: \$ 500.00
8. Kind of works: pump, pipe, and ditch
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 2 feet; width at water line 2.5 feet; depth of water 1.
feet; dimensions of flume:
Diameter of pipe approx. 8 inches; length of conduit .5 miles.
Average grade per mile 5 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.

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, No. 19244

Comes now Jacob Reimer, and represents to the State Reclamation Engineer of the State of Idaho.

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. 19244, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

Lot. 2 Section 2, 19.63 acres, Lot. 1, Section 3, 21.09 acres, and ~~N $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$~~ 14. Acres, making a total of 54.72 acres.

That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at Boise, Idaho, this 13th, day of March, 1952.

JACOB REIMER

Date of receipt at Office of Department of Reclamation March 13, 1952.

APPROVAL OF STATE RECLAMATION ENGINEER

I, MARK. R. KULP., State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. 19244. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

MARK R. KULP
State Reclamation Engineer,

LICENSE ISSUED FOR 1.1 SEC. FT.

pg. 5064

MICROFILMED

May 4, 1981

John M. Brubaker
Star Rt., Box 48
Hammett, Idaho 83627

Dear Mr. Brubaker,

RE: Transfer of Water Right No.'s 02-2042/2097

Enclosed is a copy of your approved Application for Transfer of the above referenced water rights (Transfer No. 2519). Be sure to note the conditions of approval as listed on the fourth page.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

LGS:mr
Enclosure

MICROFILMED

February 19, 1981

RE: Proposed Change of Water Right Nos. 02-2042 & 02-2097

Owyhee Nugget

Marsing, Idaho 83639

Dear Mr. Hawes:

Enclosed is a copy of the original notice for the above referenced application and the affidavit of publication received by our office. Note that there is a discrepancy in the two notices.

We are requesting that you publish the enclosed correction notice at your expense.

Upon receipt of an affidavit of publication for the correction notice, we will forward the bill for the first publication to our accounting office.

Thanks!!

Sincerely,

HELEN L. HARRINGTON
Secretary

Enclosures

MICROFILMED

NOTICE OF CORRECTION

Notice is hereby given that Notice of Correction concerning the Proposed Change of Water Right Numbers 02-2042 and 02-2097 in the name of John M. Brubaker was published in error on 1/29 and 2/5/81.

The correct license numbers are 02-2042 and 02-2097, not 02-2040 and 02-2097 as published on the above dates.

Any protest against approval of the proposed change of water right application must be filed with the Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83709, on or before March 16, 1981.

C. STEPHEN ALLRED

Director

Published in the Owyhee Nuggett on 2/26 & 3/5/1981.

MICROFILMED

NOTICE OF CORRECTION

Notice is hereby given that Notice of Proposed Change of Water Right Numbers 02-2042 and 02-2097 in the name of John M. Brubaker was published in error on 11/27 and 12/4/1980.

The amount to be changed was advertised as being .12 cfs. Whereas, the actual amount to be changed will be 1.3 cfs.

Any protest against approval of the proposed change of water right application must be filed with the Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83705, on or before February 16, 1981.

C. STEPHEN ALLRED

Director

Published in the Owyhee Nugget on 1/29 and 2/6/81.

MICROFILMED

December 18, 1980

Mr. Perce Hall
Hall & Friedly, Chartered
340 East 2nd North
Mountain Home, ID 83647

Dear Mr. Hall:

I have had Mr. Brubaker's transfer returned to me for an explanation as to why the entire amount of the two rights (1.3 cfs) is not listed under part C, second page.

The interpretation of the transfer as viewed now is that Mr. Brubaker is giving up or forfeiting 1.18 cfs; I don't think this is the case.

In order to correct this situation, it will be necessary to list the entire amount (1.3 cfs) under Item C1a, second page. Again, this allows the right the flexibility to move any amount of water up to 1.3 cfs between the two points of diversion.

The only drawback to this necessary change is that we will need an additional \$20.00 fee. Please return the fee at your earliest convenience and I will make the needed change and again advertise the transfer.

If you have any questions, please contact me.

Sincerely,

G. L. SISCO
Senior Water Resources Agent

GLS:hlh

MICROFILMED

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

No. 02-2042 & 02-2097

Notice is hereby given that John M. Brubaker
of Hammett, Idaho has applied to the Department of Water
Resources for ~~a change of~~ addition to the point of diversion
of the water of the Snake River tributary to the Columbia River.
The right sought to be changed is evidenced by License Nos. 19244 (new #02-2042)
and 22649 (new #02-2097) and is recorded as follows:
Amount: 1/3 cfs Priority: 1/12/1942 & 6/4/1952 respectively
Point(s) of Diversion: Lot 3, Sec. 2, T6S, R7E, B.M.
The water is used for irrigation purposes from 4/1 to 10/31
upon lands in Sections 2 and 3, T6S, R7E.

TO BE CHANGED AS FOLLOWS

Amount: .12 cfs
Point(s) of Diversion: SWNW, Sec. 34, T5S, R7E, & Lot 3, Sec. 2, T6S, R7E
The water will be used for irrigation purposes from 4/1 to 10/31
upon the same lands in Sections 2 and 3, T6S, R7E

Any protest against approval of the proposed change of water right appli-
cation must be filed with the Department of Water Resources, 92 S. Cole Road,
Boise, Idaho 83705 on or before December 15, 1980.

C. STEPHEN ALLRED

Director

Published in the Owyhee Nugget
on 11/24 and 12/8/80

MICROFILMED

August 8, 1980

Mr. Perce Hall
Hall & Friedly, Chartered
340 E. 2nd North
Mountain Home, Idaho 83647

Dear Mr. Hall:

After reviewing Mr. Brubaker's transfer, I noted that only .12 cfs of the two rights was being transferred to a new point of diversion.

If it is agreeable with Mr. Brubaker, the best way to transfer this water would be to transfer the total amount of water listed on the front page and list the new and old points of diversion under Item 8.

With this change, Mr. Brubaker would have the option of ~~moving~~ using as much of his water between the two points of diversion as he wanted. This would add flexibility to the rights and if .12 cfs was all that was desired of the new point, that is his option.

I have taken the liberty of typing a new transfer the way I recommended; if this is agreeable, then Mr. Brubaker needs to sign, have notarized, attach the warrant deed and return with a \$50.00 filing fee. If the original transfer is still desired, please return with a \$30.00 fee.

If you have any questions, at all, please call me.

Sincerely,

G. L. SISCO
Senior Water Resource Agent

GLS:hlh

MICROFILMED

WATER RIGHT NUMBER 02-2042

WATER RIGHTS EDIT REPORT

01/05/79

PAGE 12

ACT
ION

N OWNER LAST NAME - REIMER

FIRST NAME - JACOB

N CITY - HAMMETT

STATE - ID

N SOURCE - SNAKE RIVER

TRIBUTARY OF - COLUMBIA RIVER

N STAGE - LICENSE

PRIORITY - 01-12-1942 COUNTY - Owyhee

TOTAL DIV. RATE - 1.1000CFS

N DIVERSION POINT - 02 06S 07E LOT 03

USE - IRRIGATION

USE DIV. RATE - 1.1000CFS

N USE - IRRIGATION

PLACE OF USE - TWN 06S RNG 07E SEC 02

LOT 02 AC 20

N USE - IRRIGATION

PLACE OF USE - TWN 06S RNG 07E SEC 03

LOT 01 AC 21 TRACT SENE AC 14

OLD NO. - 19244

IDENT. NO. 2-2042

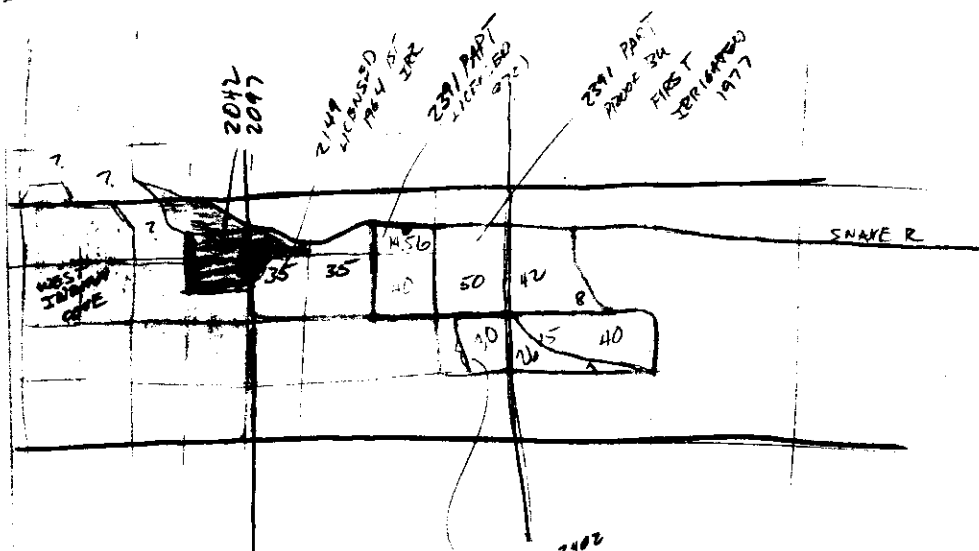
WATER RIGHT
DATA ENTRY LOG[illegible]

KS425

RIEMER
RICHARDSON-PANCOAST1
2 65 7E

#	CFS	AC	NAME	DATE
L-02-2149	1.4	70	HAMPTON	2-5-59
L-02-2391 ^P ₄	2.09	54.56	RICHARDSON	3-24-66
P-02-2402	2.4	120	PANCOAST	1-26-67
P-02-2391 ^P ₄	2.01	100	PANCOAST	3-24-66
P-02-7268	1.26	63 ^m	PANCOAST	7-07-78
L-02-2042	1.1	54.72	RIEMER	1-12-42
L-02-2097	0.2	10	RIEMER	6-4-52

MICROFILMED



2402
PERMIT FOR 120
BUT APPLIED FOR
ONLY 55 BU.

7260

✓
April 27, 1953

Re: Permit No. 19244

Mr. Jacob Reimer
Hammett, Idaho

Dear Mr. Reimer:

In writing you on April 25 transmitting License and Certificate of Water Right, we failed to answer your question in regard to recording same at the county seat.

Since all licenses are of record in this department, it is not necessary to record same in the county, although it can be done if the applicant so desires.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

By:

Chief Clerk

JLA/veg

19344
MICROFILMED

April 25, 1953

RE: Permit No. 19244

Mr. Jacob Reimer
Hammett
Idaho

Dear Mr. Reimer:

We enclose License and Certificate of Water Right issued under Permit No. 19244, confirming your right to the use of 1.1 second feet of water from Snake River, diverted in Lot 3, Section 2, Township 6 South, Range 7 East, B.M., with priority of January 12, 1942, for the irrigation of land in Lot 2, Section 2, and Lot 1, N $\frac{1}{2}$ S $\frac{1}{2}$ NE $\frac{1}{4}$ Section 3, Township 6 South, Range 7 East, B.M.

We also enclose departmental receipt No. 25790 for the \$6.00 license fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

MAILED - 461

05-3046
1954



LEN JORDAN
GOVERNOR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
MARK R. KULP, STATE RECLAMATION ENGINEER

BOISE

March 30, 1953

RE: Permit No. 19244

Mr. Jacob Reimer
Hammett
Idaho

Dear Mr. Reimer:

The report of our field engineer on examination for beneficial use on Permit No. 19244 shows that you have irrigated 54.72 acres in Lot 2, Section 2, Lot 1 and the $N\frac{1}{2}$ SE $\frac{1}{4}$ Section 3, Township 6 South, Range 7 East, B.M.

Therefore, upon receipt of the statutory fee of \$6.00, a license will be issued for 55 inches, or 1.1 second feet of water from Snake River for use on the above described lands.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

By *Jeanne L. Anderson*
Chief Clerk *fg.*

A:fg

Enclosed find check for \$6.00. Please let me know if I should record the water license at the county seat. Yours truly Jacob Reimer

MICROFILMED

RECEIVED 19244
APR 11 1953
Department of Reclamation

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

Permit No. 19244This proof is for Beneficial use In Water District No. _____1. Name of applicant Jacob Reimer, Hammett, Idaho2. Source of water supply: Snake River.3. Location of point of diversion: Is in the Lot 3 of Section 2T. 6 South R. 7 East County of Owyhee

4. Describe works as they exist, giving dimensions and capacities of same. Pump house is 5'x5'x5'h. Sets on top a concrete sump in the edge of Snake River. U.S. motor, 7½hp., 3ph. 60cy. 1200rpm. 220v. 20amps. #360707. Three stage Pomona Pump #FD1111. 17' of 8" column. Delivery to the South thru a 10" pipe line, a short distance up onto the bank and into a diked ditch with a concrete heading. Delivered to fields by gravity. Switch is a G.E. Meter is 240v. G.E. #18840629

5. Water is used for: Irrigation6. State whether or not water has been turned into works of diversion: yes

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

Lot 2 Section 2;Lot 1, N½ SE¼ Section 3;Township 6 South, Range 7 East, B. M.

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

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

Remarks: Hay, grain, and row crops are produced.

This farm is well improved and all land irrigated is being leveled as rapidly as they can afford.

MICROFILMED

This examination was made on the 19th day of March, 1953(Signed) E. N. Humphrey

Examiner.

E. N. H.

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.

Jacob Reimer

Hammett, Idaho

Permit No. 19244

Examination for Beneficial use

County Owyhee

Q = 1.10

P.D. = Lot 3-S2-6S-7E.

S. = Snake R.

Use = Irrig.

Pump-pipe-ditch.

Priority = 1-12-42

Area = Lot 2-S2. (NWNW) = 12634

Lot 1-S2 NENE = 2694

N $\frac{1}{2}$ SE NE-S3 = 142
500.

B. H. due Jan 15-53

Full time ready.

RECEIVED
MAR 20 1953
Department of Reclamation

U.S. motor 7 1/2 hp

220V 20 amp 1700 rpm

#360707

Fairbanks near PD1111

Pomona 3 stage

8" col. 17' col

18'7" platform to bottom of

8" del. to S

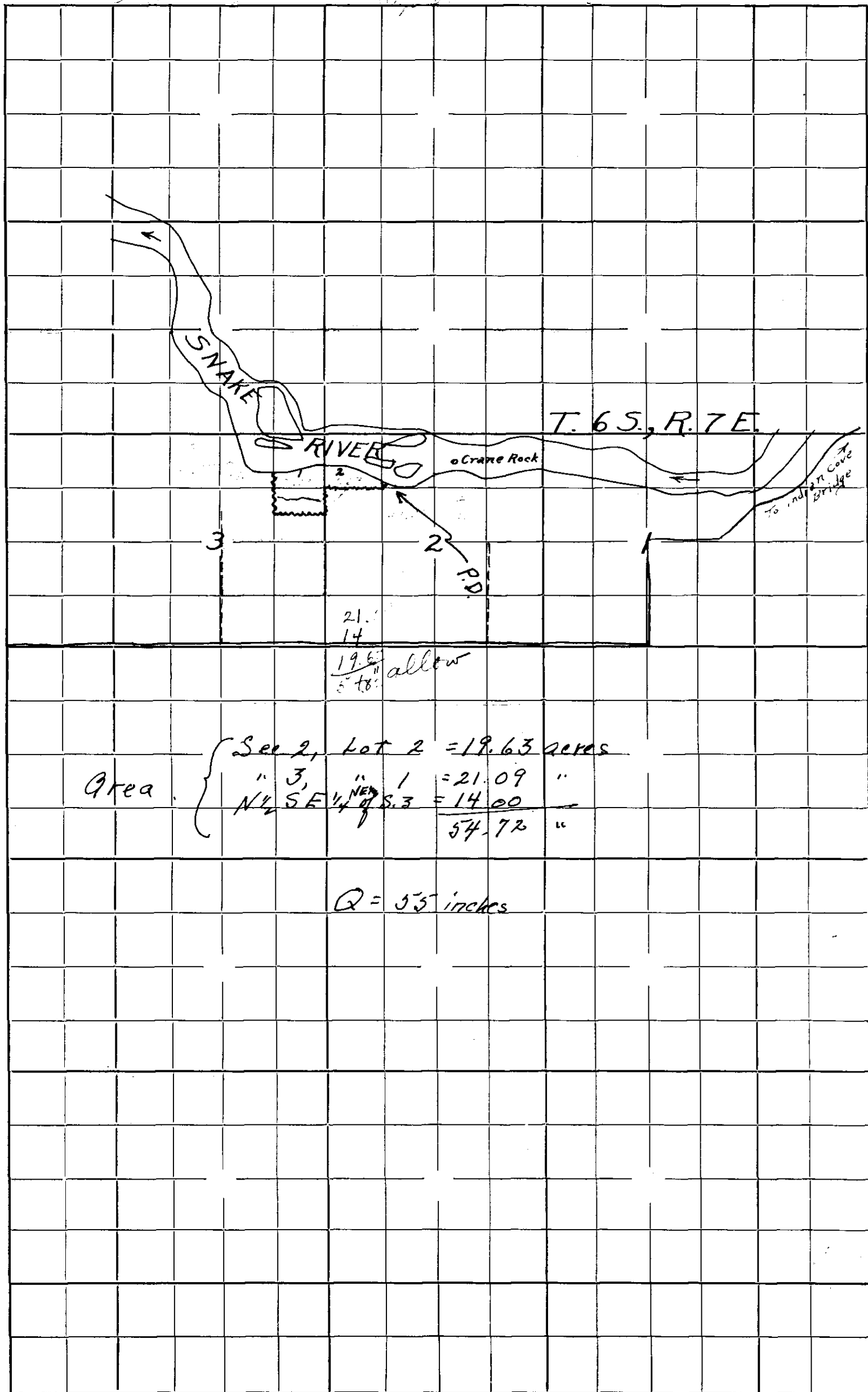
Pump house = 5' x 5' x 5'

5' x 5' concrete pump

G. E. Sirtich

G E Motor #18840629
240V.

10' pipe line



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 19244

REPORT ON PROOF OF Beneficial use

JACOB REIMER, Hammett, Idaho

1/1 cfs
met

✓
March 14, 1953

RE: Permit No. 19244

Mr. Jacob Reimer
Hammett
Idaho

Dear Mr. Reimer:

I intend to call on you Thursday, March 19, to make inspection as required by law in connection with your Permit No. 19244. This is necessary before license can be issued.

Please be prepared to accompany me on the inspection.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

E. N. Humphrey
Deputy State Reclamation Engineer

H:fg

19344

RECORDED

✓

December 11, 1952

RE: Permit No. 19244

Mr. Jacob Reimer
Hemmett
Idaho

Dear Mr. Reimer:

Mr. Stanton Park has handed us the depositions of yourself and two witnesses, also affidavit of publication in the Owyhee Nugget, submitted in proof of beneficial use under Permit No. 19244.

Before final action is taken in the matter, the law requires that a field examination be made by an engineer from this department.

We cannot tell just when this examination will be made, but our field engineer will try and contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

19244-
MICROFILMED

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
DEC 9 1952
Department of Reclamation

Permit No. 19244

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Jacob Reimer, Rancher, Hammett, Idaho.

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

Ans.

Ques. 3 State number and date of permit, and date of priority you propose to establish under the permit.

Ans. No. 19244. Jan. 12, 1942.

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

Ans. Snake River. Lot 3, Section 2, Twp. 6 So. Rng. 7 East, B.M.

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

Ans. Elect. Motor, (7½ HP) Pump, Pipe and Ditch.

Approx. 60 ins. capacity. Unnamed ditch.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation. Lot 2, Sec. 2 (19.4 ac.) Lot 1, Sec. 3 (21.4 ac.)

N. ½ Sec. 3 (14. ac) all in Twp. 6 South, Rng. 7 East, B.M.

MICROFILMED

19244

Ques. 7. If for other than irrigation purposes; state how applied, amount of horse power generated, etc.

Ans. For Irrigation.

Ques. 8. What is the minimum amount of water required for the purpose specified above?

Ans. One in. per acre.

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. Same person.

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. Some of this land 1942, more in 1943 and the entire acreage in 1945 and each year since. The full amount of water under permit, (55 ins) has been used for irrigation.

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

Ans. None.

(Sign) X

Jacob Reimer

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 Mtn. Home, County of Elmore, State of Idaho, on this 8th day of December, A. D. 1952,

My commission expires 2/11-'55

Stanley Park
Notary Public:

Residence: Mountain Home, Idaho.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 19244

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

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

Ans. David Shenk. 53 yrs. Rancher. Hammett, Idaho.

Ques. 2. Are you acquainted with Jacob Reimer, the holder of Permit No. 19244? How long have you known him and where does he reside?

Ans. Yes. 22 yrs. Hammett, Idaho.

Ques. 3. Have you read or heard read said Permit No. 19244, and are you familiar with its provisions and conditions?

Ans. Yes.

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. SNAKE RIVER. Lot 3, Sec. 2, Twp. 6 South, Rng. 7 East, B.M.
Elect. Motor, Pump, Pipe and Ditch.

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

Ans. 60 ins. have seen as much.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. For Irrigation. Lot 2, Sec. 2, (19½ ac.) Lot 1, Sec. 3, (21½ ac.)
N½SE¼NE¼, Sec. 3, (14. ac.) Twp. 6 S., Rng. 7 East, B.M.
Cultivated land. Good crops are grown which was Desert.

MICROFILMED

19244

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. For irrigation.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Soil, sandy loam. One inch per acre. More needed.

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

Ans. No.

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

Ans. Have seen this land irrigated for the past 7 or 8 Summers.

I live adjoining this land.

(Signed) David Shenk.

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Mountain Home,
County of Elmore, State of Idaho, on this 8 day of December,
A. D. 1952.

My commission expires 2/11-1955

Stanton Park
Notary Public.
residence: Mountain Home, Idaho.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
DEC 9 1952
Department of Reclamation

PERMIT NO. 19244

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

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

Ans. Carl Johnson, 33 yrs. Rancher, Hammett, Idaho.

Ques. 2. Are you acquainted with Jacob Reimer, the holder of Permit No. 19244? How long have you known him and where does he reside?

Ans. Yes. 20 yrs. Hammett, Idaho.

Ques. 3. Have you read or heard read said Permit No. 19244, and are you familiar with its provisions and conditions?

Ans. Yes.

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Snake River. Lot 3, Sec. 2, Twp. 6 S., Rng. 7 East, B.M.

Elec. Motor, Pump, Pipe and Ditch.

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

Ans. 1.2 Sec. ft. Have seen as much.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation. Lot 2, Sec. 2, (19½ ac.) Lot 1, Sec. 3, (21½ ac.)
N½SE¼NE¼, Sec. 3, (14. ac.) Twp. 6 S., Rng. 7 E., B.M. 55 acres.
Cultivated land. Good crops are grown which was desert before irrig.

Microfilm

19244

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. For irrigation.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Soil: sandy loam. One inch per acre necessary for irrigation.

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

Ans. No.

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

Ans. For the past 8 or 9 Summers have seen this land irrigated.

(Signed) X Carl Johnson

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Mountain Home, County of Elmore, State of Idaho, on this 8th day of December, A. D. 1952.

My commission expires 2/11-1955

Stanton Carr
Notary Public.
residence: Mountain Home, Idaho.

PROOF OF PUBLICATION

State of Idaho, }
County of Owyhee, } ss.

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 and every week for ...4... consecutive weeks, the first publication being on the ...13... day of ...Dec... 1952, and the last publication being on the ...9... day of ...Jan... 1953;

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.

.....
PUBLISHER

Subscribed and sworn to before me this ...9... day of ...Dec..., 1952.

.....
Notary Public

My commission expires 6.....

(SEAL)

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 2:00 P. M. on the 8th day of December, 1952, at Mountain Home, County of Elmore, State of Idaho, before Stanton Park, Notary Public, proof will be submitted of the application to beneficial use of 1.10 cubic feet per second of the waters of Snake River in accordance with the terms and conditions of Permit No. 19244 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Jacob Reimer, Hammett, Idaho.

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

The amount applied to beneficial use 1.10 cubic feet per second.

The place where said water is used Lot 2 Section 2; Lot 1, N $\frac{1}{2}$ SE $\frac{1}{4}$ Section 3; All in Township 6 South, Range 7 East, B. M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is Un-named.

The right to take water from such works is based upon Permit No. 19244.

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

The date of priority which said user is prepared to establish is January 12, 1942.

MARK R. KULP,
State Reclamation Engineer
(Nov. 13 — Dec. 4)

1954

MICROFILMED

✓
November 17, 1952

RE: Permit No. 19244

Mr. Jacob Reimer
Hammett
Idaho

Dear Mr. Reimer:

We have sent to the Owyhee Nugget notice of beneficial use proof to be made under Permit No. 19244 on December 8, 1952, with instructions to publish it once a week for four consecutive weeks prior to that date and to send you the affidavit of publication together with statement of costs.

We are sending Mr. Stanton Park the necessary forms of deposition to be used in making this proof, and at the time set you should appear before him together with two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder for the purpose of executing the depositions.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
cc: Mr. Stanton Park

Forms are enclosed.

19244

NOV 20 1952
MIDNIGHT

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Re: Permit No. 19244

Date: November 7, 1952

Owyhee Nugget

Marsing, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **December 8, 1952** the date set for proof, the expense of the publication to be paid by the applicant, **Jacob Reimer** of **Hammett, Idaho**, to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice, and furnish this office with a copy of the first publication.

Very truly yours,

MARK R. KULP

State Reclamation Engineer

By

Chief Clerk

MICROFILMED

19244

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

Notice is hereby given that at 2:00 A. M. on the 8th day of December, 1952,
at Mountain Home, County of Elmore, State of Idaho, before
Stanton Park, Notary Public, proof will be submitted of the
application to beneficial use of 1.10 cubic feet per second of the waters of Snake River
in accordance with the terms and conditions of Permit No. 19244
heretofore issued by the Department of Reclamation of the State of Idaho.

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

Jacob Reimer, Hammett, Idaho.

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

The amount applied to beneficial use is 1.10 cubic feet per second.

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

Lot 2 Section 2; Lot 1, NE 1/4 Section 3; All in Township 6 South,
Range 7 East, B. M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is _____

Un-named.

The right to take water from such works is based upon Permit No. 19244.

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

The date of priority which said user is prepared to establish is January 12, 1942

MARK R. KULP

State Reclamation Engineer.

MICROFILMED

19244

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) Nov. 7 - 1952

(P. O.) Boise, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho.

Dear Sir:

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

Jacob Reimer

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well-known and competent engineer.)

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

Engineer.

RECORDED

19244

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

DEPARTMENT OF RECLAMATION

Boise, Idaho

Mr. Jacob Reimer

November 1, 1952

Hammett, Idaho

Dear Sir:

We enclose herewith blank notice for proof of application of water to beneficial use under your Permit No. ~~19244~~_____. This notice should be filled out in duplicate and returned to this office at least 40 days before the date upon which you wish to make this proof, in order to allow time for the four weeks' publication required by law.

This proof must be submitted before a Notary Public or other officer authorized by law to administer oaths.

The date for proof, as set out in your permit, is not later than ~~January 15, 1953~~_____, and if proof is submitted later than said date, your priority will be brought down a length of time equal to the time elapsing between the date the proof is due and the date proof is actually made.

Very truly yours,

MARK R. KULP

State Reclamation Engineer

MICROFILMED

19244

March 21, 1952

RE: Permits Nos. 19244 and 22649

Mr. Jacob Reimer
Hemmett
Idaho

Dear Mr. Reimer:

We enclose your application for amendment to the land list as described in Permit No. 19244 which has been approved by the State Reclamation Engineer and duly recorded.

We also enclose Permit No. 22649 and 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. 24258 for the \$5.00 filing fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

19244

✓
November 20, 1946

Re: Permit No. 19244

Mr. Jacob Reimer
Hammett, Idaho

Dear Mr. Reimer:

We enclose herewith Certificate of Completion of Works issued under the above numbered permit to appropriate 1.10 second feet of water from Snake River, with priority of January 12, 1942, for irrigation of Lot 2 Section 2, and Lot 1 and NE 1/4 Section 3, Township 6 South, Range 7 East, B.M.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

A
Encl.

Chief Clerk

19244

MICROFILMED

Permit No. 19244STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO }
County of Ada } ss.Jacob Reimer

, 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. 19244, and that his postoffice address is Hammett, Idaho
State of IdahoSecond: That the name of the stream from which said water is to be directed is Snake RiverThird: That the point of diversion of said water is 500 ft. North of the Southeast corner of Lot 2, Sec. 2, Twp. 6 S., Range 7 E., B.M., and in Lot 3 of said Section 2;Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by January 15, 19 47Fifth: That the use for which said water is intended is IrrigationSixth: That on the date above mentioned, the works constructed under said permit were (~~or were not~~) fully completed and consisted of the following:I. Kind of works: Pump, pipe and ditch
(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work:

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

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir _____ acre feet.

(c) Size of headgate: Width _____ feet, height _____ feet.

(d) Conduit Ditch width at bottom 2 feet, width at water line 2.5 feet, depth of water 1 feet; diameter of pipe 11 inches, average grade per mile is _____ feet. Length of conduit is 100 ft. ~~miles~~Seventh: That said works are capable of conducting to the place of intended use 1.10 second feet of water.Eighth: That water appropriated under said permit is available for 50 acres of land described as follows:N¹/₄
Lot 2, Section 2; Lot 1, SE¹/₄ NE¹/₄ Section 3, Twp. 6 South. Range 7 East, B.M.

Ninth: Remarks: That _____

Jacob Reimer
(Sign here)Subscribed and sworn to before me this 19th day of November, 19 46My commission expires FEB. 16, 1949Dillon W. Lates
Boise, Idaho Notary Public.

MICROFILMED

19244

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Mr. Jacob Reimer

Boise, Idaho November 1, 1946

Hammett, Idaho

Dear Sir:-

Under the terms of your permit No. 19244 you are required to complete your diversion works on or before January 15, 1947. I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

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

Yours truly,

MARK R. KULP

State Reclamation Engineer

19244

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 19244

Date Jan. 15, 1942

Dear Sir:

I enclose herewith above numbered permit. BE SURE
AND NOTE LIMITATIONS AND CONDITIONS OF SAME as given under approval
of the Commissioner of Reclamation on the fourth page.

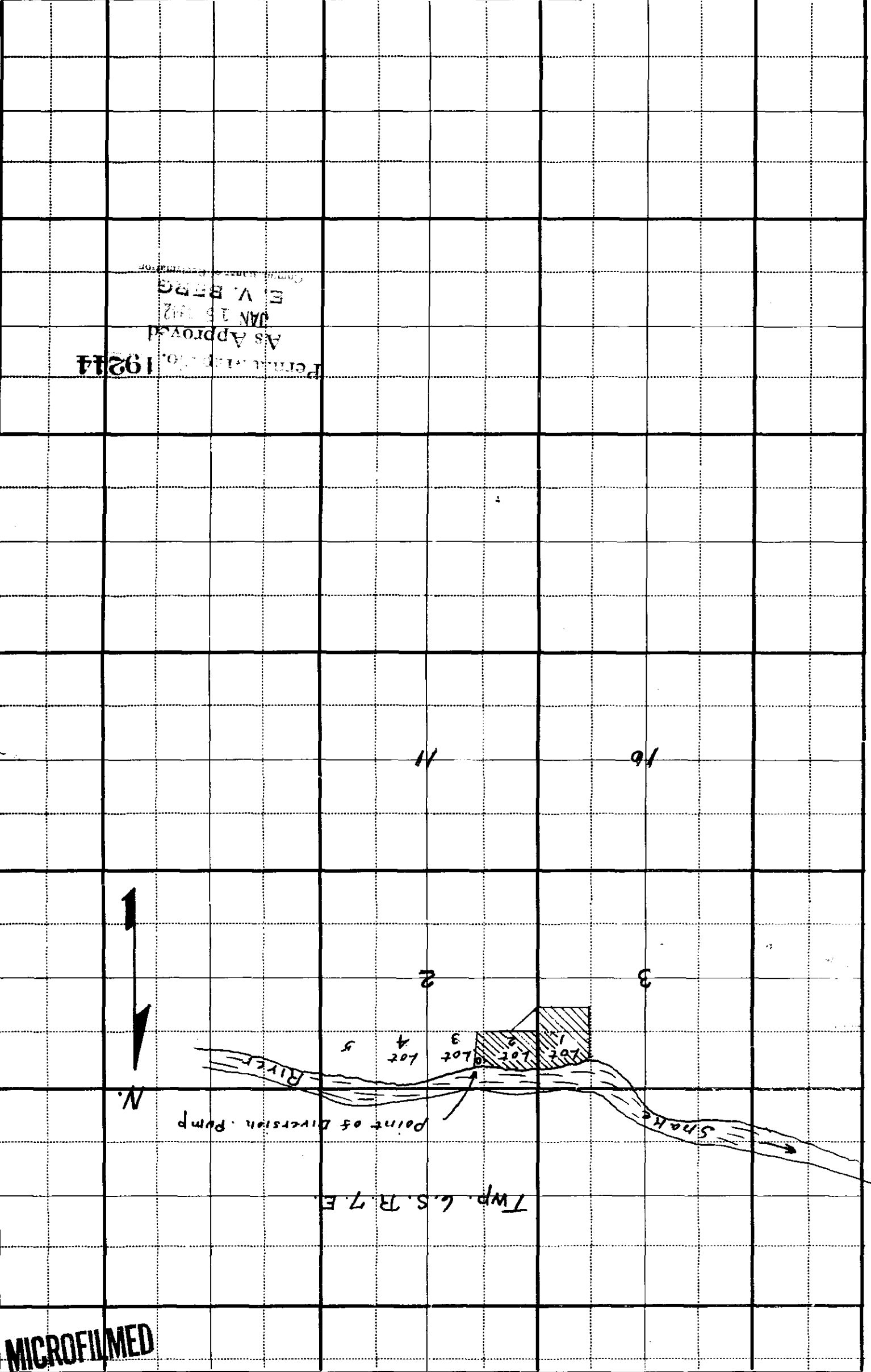
Jacob Reimer
Hammett, Idaho

R#18064, \$5.25

E. V. BERG.
Commissioner of Reclamation.

MICROFILMED

19244



Permit No. 19214
As Approved
JAN 15 1912
E. V. BERG

MICROFILMED

**NOTICE FOR PUB ACTION
NOTICE OF PRO APPLI-
CATION OF WATER TO BENE-
FICIAL USE**

Notice is hereby given that at 2:00 P. M. on the 8th day of December, 1952, at Mountain Home, Coutny of Elmore, State of Idaho, before Stanton Park, Notary Public, proof will be submitted of the application to beneficial use of 1.10 cubic feet per second of the waters of Snake River in accordance with the terms and conditions of Permit No. 19244 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Jacob Reimer, Hammett, Idaho.

The use to which said water

has been applied is irrigation.

The amount applied to beneficial use 1.10 cubic feet per second.

The place where said water is used Lot 2 Section 2; Lot 1, N $\frac{1}{2}$ SE $\frac{1}{4}$ Section 3; All in Township 6 South, Range 7 East, B. M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is Un-named.

The right to take water from such works is based upon Permit No. 19244.

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

The date of priority which said user is prepared to establish is January 12, 1942.

MARK R. KULP,
State Reclamation Engineer
(Nov. 13 - Dec. 4)

**NOTICE FOR PUB ACTION
NOTICE OF PRO APPLI-
CATION OF WATER TO BENE-
FICIAL USE**

Notice is hereby given that at 2:00 P. M. on the 8th day of December, 1952, at Mountain Home, Coutny of Elmore, State of Idaho, before Stanton Park, Notary Public, proof will be submitted of the application to beneficial use of 1.10 cubic feet per second of the waters of Snake River in accordance with the terms and conditions of Permit No. 19244 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Jacob Reimer, Hammett, Idaho.

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

The amount applied to beneficial use 1.10 cubic feet per second.

The place where said water is used Lot 2 Section 2; Lot 1, N $\frac{1}{2}$ SE $\frac{1}{4}$ Section 3; All in Township 6 South, Range 7 East, B. M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is Un-named.

The right to take water from such works is based upon Permit No. 19244.

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

The date of priority which said user is prepared to establish is January 12, 1942.

MARK R. KULP,
State Reclamation Engineer
(Nov. 13 - Dec. 4)