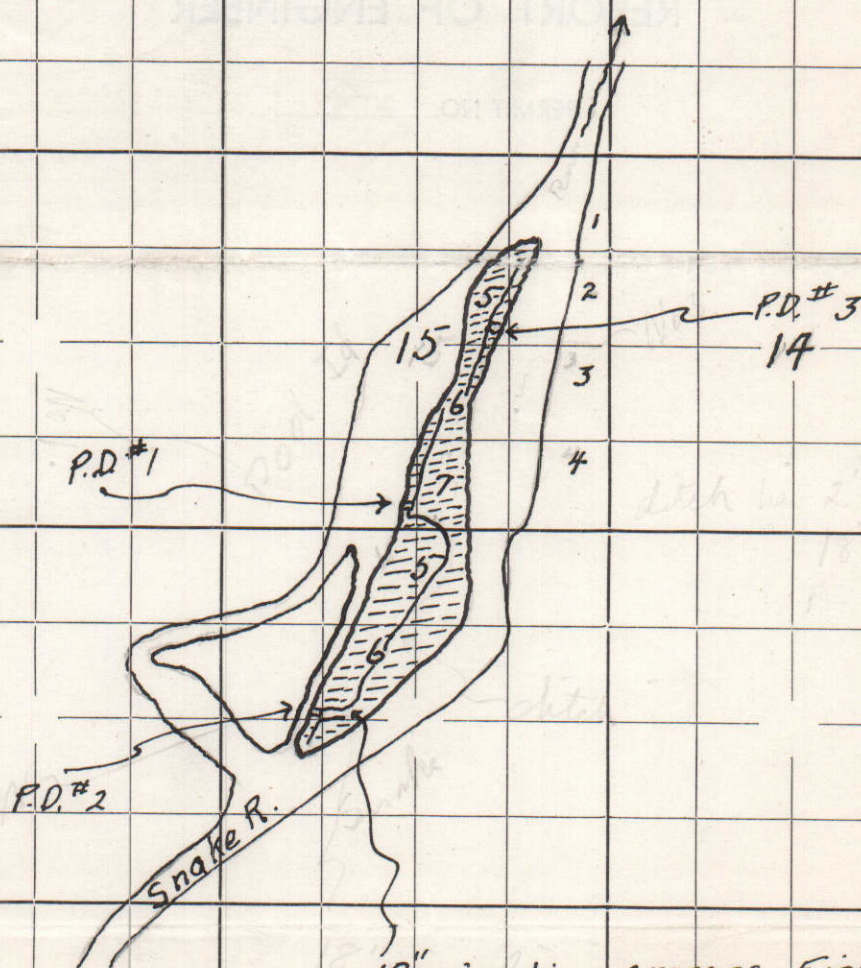


Twp. 9 N. R. 5 W. B.M.

Lot 5	-	15.58	acres
Lot 6	-	12.40	acres
Lot 7	-	26.77	acres
Lot 5	-	43.43	acres
Lot 6	-	39.97	acres
			138.15 acres



18" pipe line crosses Field E-West.

Balance is larger ditch 2' w in bottom.
Water will Flow either direction
on some of it.

Much leveling has been done.
Will soon be highly productive place.
Produce beets, potatoes, alfalfa.

#3, model = #32E 3795430
G. E. = 7 1/2 hp.

60 cycle. 3 ph. 220

20 amps 1750 rpm.

BTC 887. Pumps 80"

Panna Water lifter high speed
4" pump. 38" dia 3 belts

1 1/4" shaft. lift = 12'

Pump house = 6' x 8' x 6' h.

Plank floor. 2" x 12"
bl. roofing. board walls

Switches + controls = Square D
and General.

meter = Gen. Electric
Type VM-38 3 wire 3 ph.

KW 7.2 model = AJ4AAD

60 cy 240v. 15 amps

27 279 867

delivery to west 40' into ramp
thru 10" pipe.

40" x 50" x 52" h. 6" walls
delivery to N. + S in ditch

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

REPORT OF ENGINEER

PERMIT NO. 20991

REPORT ON PROOF OF Beneficial use

2.97 cfs
mark

app. 4 cfs

138.15 acres
5 ft

delmas 100"

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE.

Notice is hereby given that at 10:00 A. M. on the 31st day of March, 1950, at Payette, County of Payette, State of Idaho, before Herman Welker, Notary Public, proof will be submitted of the application to beneficial use of 4.0 cubic feet per second of the waters of Snake River in accordance with the terms and conditions of Permit No. 20991 heretofore issued by the State Reclamation Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Joe H. Nagaki, Rt. No. 2. Payette, Idaho.

The use to which said water has been applied is Irrigation and Domestic.

The amount applied to beneficial use is 4.0 cubic feet per second.

The place where said water is used: An island in the Snake River of approximately 200 acres more particularly described as Lots 5, 6, and 7 in Section 15, Twp. 9 N., Range 5 West, B.M.; and Lots 5 and 6 in Section 22, Twp. 9 N., Range 5 West, B.M. plus accretions.

The name or the canal or ditch or other works by which said water is conducted to such place of use is Nagaki lateral ditches.

The right to take water from such works is based upon Permit No. 20991.

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 March 18, 1949.

MARK R. KULP,
State Reclamation Engineer
M9-M30.

20991

STATE OF IDAHO } SS.
County of Payette

Dora O. Fisk

being

duly sworn deposes and says: That she is the principal clerk of the Independent-Enterprise, a weekly newspaper published at Payette in the County of Payette, State of Idaho; that said paper is in general circulation in the county aforesaid and in the vicinity of Payette, and has been for more than 78 consecutive weeks last preceding the first publication of the advertisement, a copy of which is attached hereto; that said advertisement was published in said newspaper once a

week for four consecutive weeks in the regular and entire issue of every number of said paper during the period and time of publication, and was published in the newspaper proper and not a supplement. Such advertisement was published in the issue beginning with

March 9, 1950, and ending with

the issue of March 30, 1950.

Dora O. Fisk

Subscribed and sworn to before me this

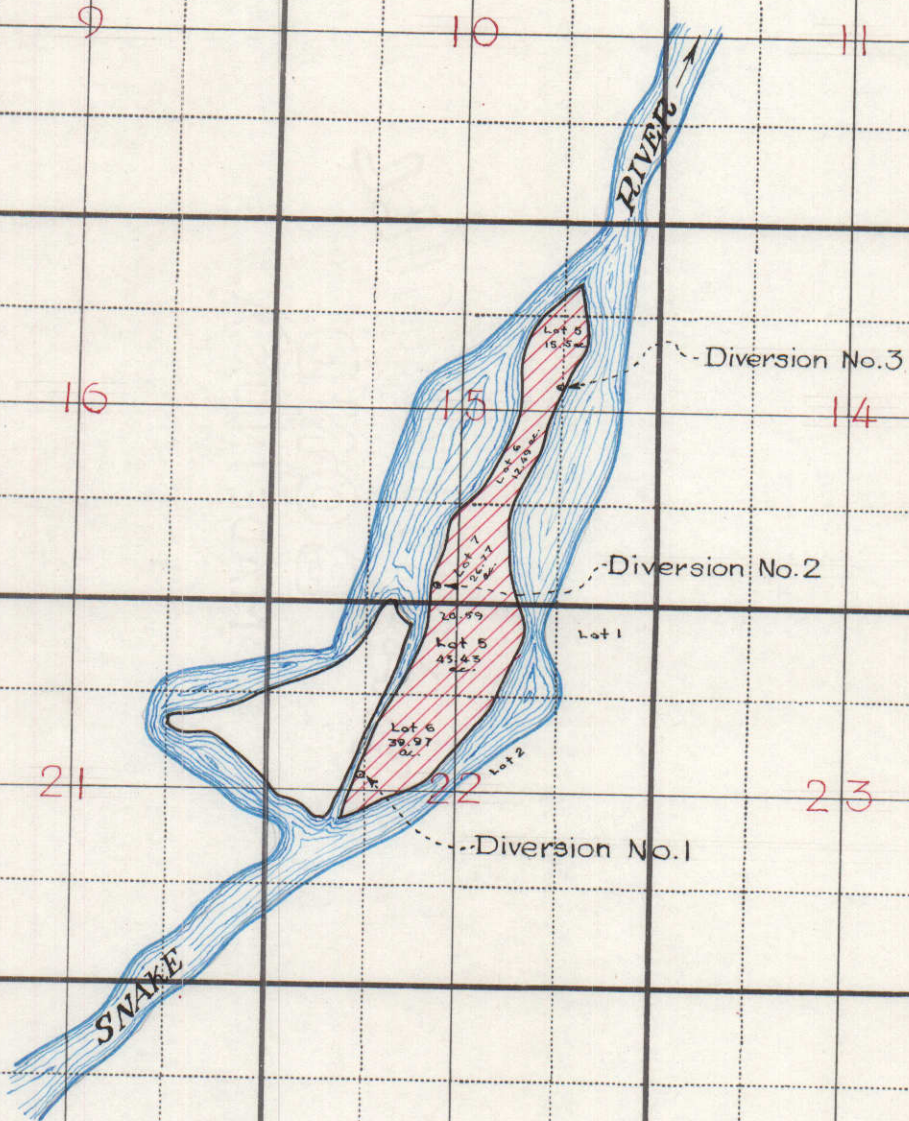
day of March, 1950.

Walter M. Robinson
Notary Public for Idaho, Residence, Payette, Idaho

13.00

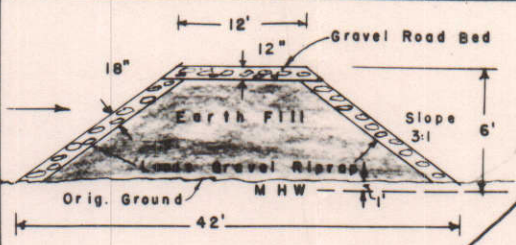
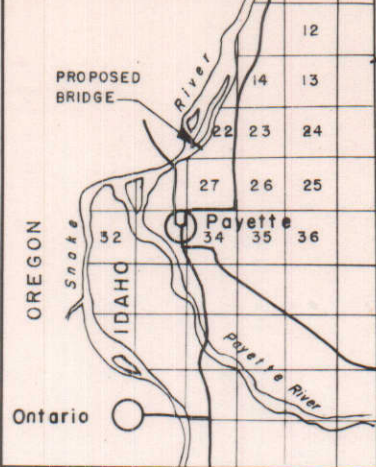
20991

T. 9N. - R. 5W., B.M.

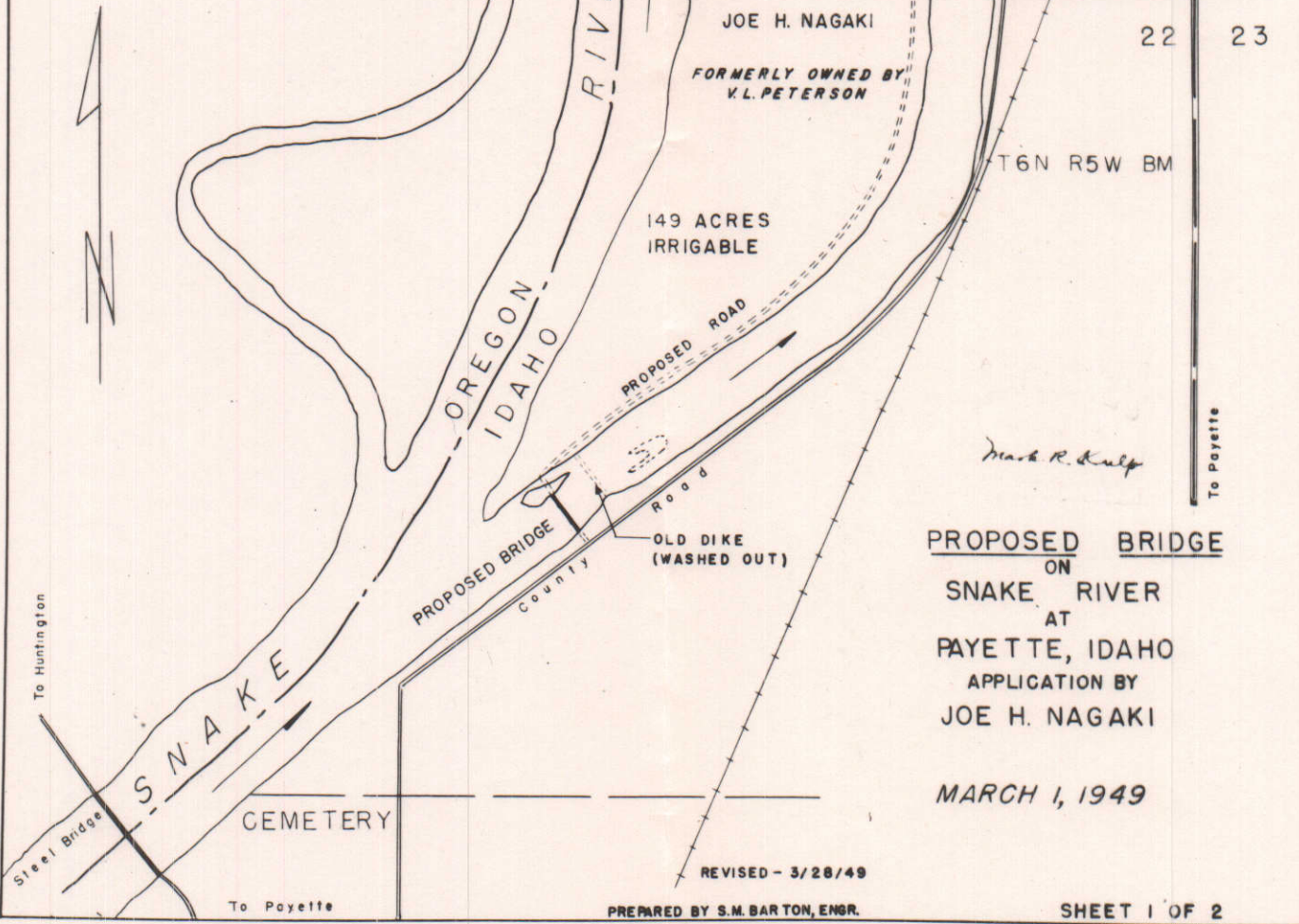
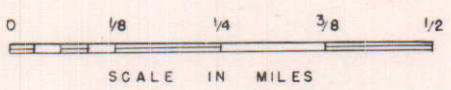


Permit Map No. 20991
As Approved
MAR 31 1949
MARK R. KULP
State Reclamation Engineer

LOCATION MAP
SHOWING
MAIN HIGHWAYS



SECTION B-B
(SEE PG. 2 OF 2)



PROPOSED BRIDGE
ON
SNAKE RIVER
AT
PAYETTE, IDAHO
APPLICATION BY
JOE H. NAGAKI
MARCH 1, 1949

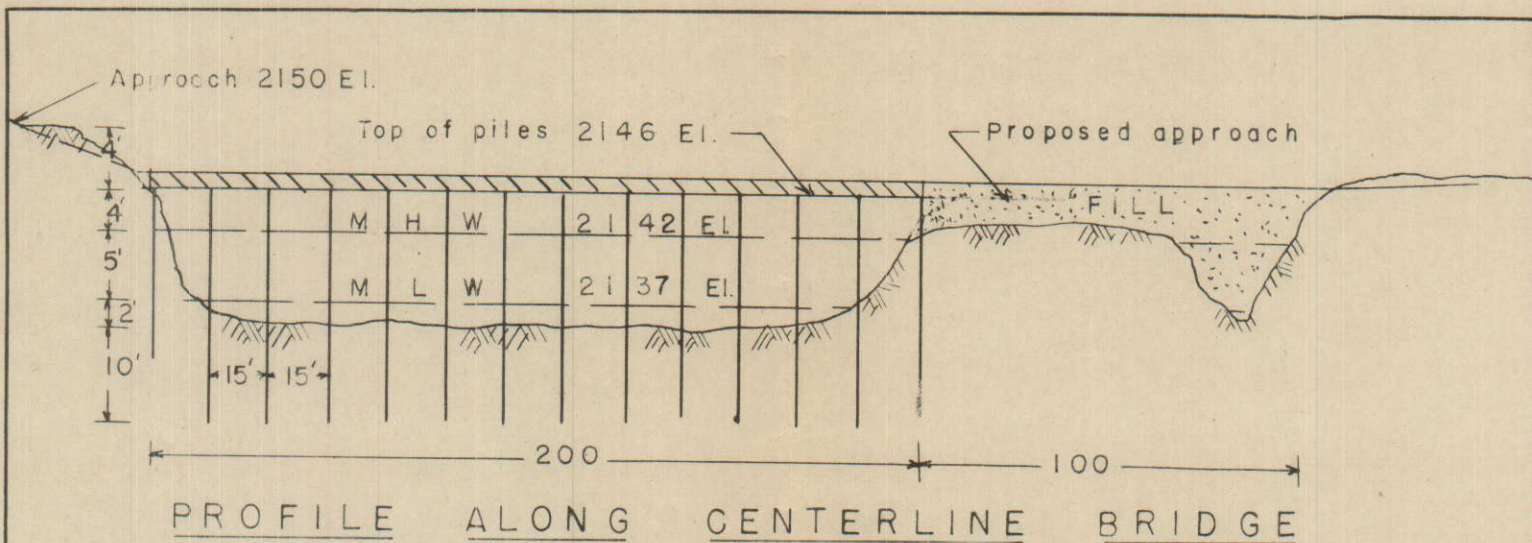
Mark R. Kulp

REVISED - 3/28/49

PREPARED BY S.M. BARTON, ENGR.

SHEET 1 OF 2

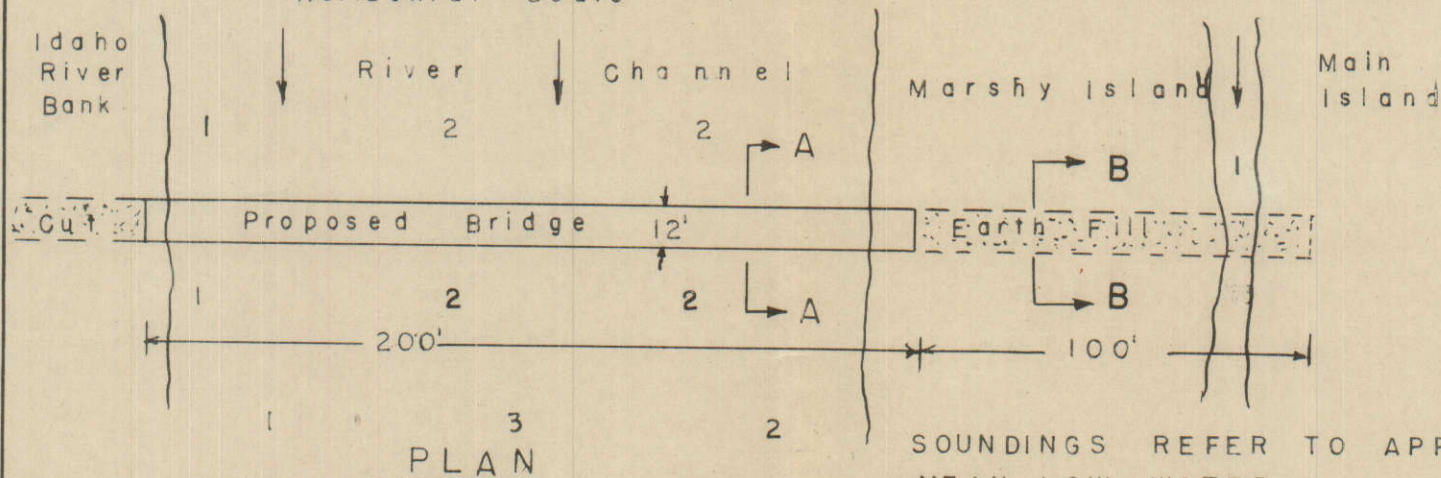
20991



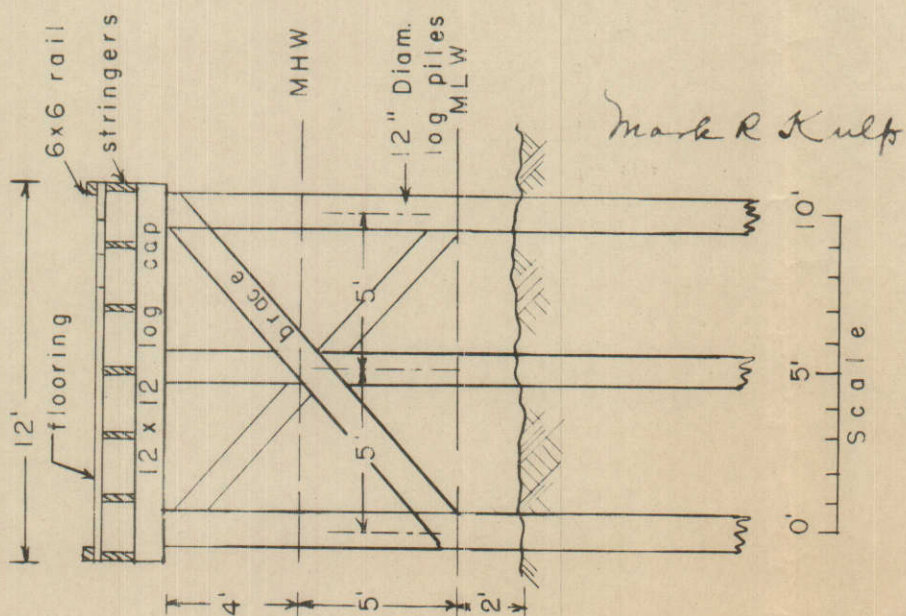
0' 50' 100'

Horizontal Scale

SEE - SHEET 1 OF 2 FOR
SECTION B-B.



SOUNDINGS REFER TO APPROX.
MEAN LOW WATER.



PROPOSED BRIDGE
ON
SNAKE RIVER
AT
PAYETTE, IDAHO
APPLICATION BY
JOE H. NAGAKI

MARCH 1, 1949

REVISED - 3/28/49

PAGE 2 OF 2

20991

Section 10, Chapter 58, Idaho Session Laws of 1943

~~Section 42-1205, Chapter 18, Volume Eight, Idaho Code (1947):~~

Sec. 10.

~~42-1205~~ ADDITIONAL DUTIES.--In addition to other duties prescribed by law, the state reclamation engineer shall have the following powers and duties:

1. To represent the state in all matters pertaining to interstate and international rights affecting Idaho water resources; and to cooperate with all agencies, now existing or hereafter to be formed, within the state or within other jurisdictions, in matters affecting the development of the water resources of this state.
2. To make surveys and investigations and to prepare studies of the water use and conservation problems of the state, including the availability thereof for the development of hydroelectric power, with a view to their maximum utilization within the state for irrigation, reclamation, soil conservation, flood control, and power development.
3. To familiarize himself with the needs of the various watersheds of the state and their relative importance to regional, area and national use programs; to keep a current record of contemplated projects of the several irrigated areas of the state and to encourage an orderly program of completion of such projects at a rate consistent with sound engineering and fiscal policies.
4. To submit from time to time to the governor and the legislature plans and recommendations for the future development of the state's water resources. ~~(1943, ch. 58, § 10, p. 120.)~~

(Approved February 16, 1943)

COPY

20991

APPLICATION FOR APPROVAL OF PLANS OF A BRIDGE TO CROSS NAVIGABLE WATERS OF THE UNITED STATES

(To be presented in quadruplicate. See also instructions on the back of this sheet.)

March 28, 1949

(Place)

Payette, Idaho

(Date)

The SECRETARY OF WAR,
War Department, Washington, D. C.

SIR:

1. Application is hereby made by Joe H. Nagaki
of Route #2, Payette, Idaho, for approval by the Chief
(Give post-office address)

of Engineers and the Secretary of War of plans for a bridge to be constructed across
a portion of Snake River one mile north of Payette, Idaho
(Constructed or reconstructed)

(Give name of waterway and distance of proposed location of bridge from nearest city or town and from mouth of waterway)

2. The legal authority for the structure is found in—

Act of Congress approved _____, 19____ (Stats. at Large, Vol. _____)
page _____. Copy of act herewith.

* Act of State of _____, approved _____, 19____,
copy herewith, certified by the Secretary of State under seal.

General law of the State of Idaho, approved February 16, 1945,
found in Vol. Sec. 10, Ch. 55, Ida Session Laws of 1945, of the statutes of that State.

Articles of incorporation, copy herewith. (See paragraph 4 below.)

3. Plans of the proposed structure are herewith, as follows, in quintuplicate:

(a) A map showing the proposed location, and the waterway for a distance of 1 mile above and 1 mile below, with the data necessary to enable the Chief of Engineers and the Secretary of War to determine whether the location is a proper one; also an inset sketch or a small scale map showing the general location of the bridge relative to towns in the vicinity and the position of the waterway relative to other waterways of the region.

(b) Plan of the bridge showing the length and height of spans; width of draw openings; position of piers, abutments, fenders, etc., and those features which affect navigation, giving on both horizontal sections and elevations the outside structure lines separating the area left for navigation from the area occupied by the bridge, and, in figures, the least clear width of openings at right angles to the axis of the channel, also the least clear heights with reference to water surfaces as specified on the reverse side of this sheet.

4. The identity of the applicant is established by the following papers herewith:

The articles of incorporation of the company, certified under seal by _____

(Secretary of State or officer having the custody of the original)

Extract from the minutes of the organization of the company, certified by the secretary of the company under the corporate seal.

* Extract from the minutes of the company, showing the names of its present officers and the acceptance of the provisions of the act authorizing the construction of the bridge; also certified by the secretary of the company under the corporate seal.

A certified extract from the proceedings of _____

(Board of county officers or county court, etc., as the case may be)

with reference to the construction of the bridge.

5. Remarks: Bridge to be built for and financed by a private person

MAR 28 1949

Mark R. Kneip

Joe H. Nagaki

Owner

(Official title)

*NOTE.—The applicant will fill in necessary data and cancel statements which do not apply.

ENG FORM
1 JUL 48

92b

(Civil)

This form supersedes ED Form 92B, dated Mar. 20, 1939, which may be used until exhausted.

16-16240-1

20991

State of Idaho

License and Certificate of Water Right

Water License No. 20991 / 03-2061Amount 2.77 second feet

Water District No. _____

Priority March 18, 1949

THIS IS TO CERTIFY that **JOE H. NAGAKI**

of **Route 2, Payette, Idaho**, made application for a permit to appropriate the public waters of the State of Idaho, dated **March 18,**, **1949**; that Permit No. **20991** was issued under said application; that Certificate of Completion of works, with a carrying capacity of **4** second feet, was issued thereunder on **January 6,**, **19 50**, showing that said works were completed on the **5th** day of **January**, **19 50**; and that on the **31st** day of **March,**, **19 50**,

JOE H. NAGAKI

of **Payette**, State of **Idaho**, made proof to the satisfaction of the **State Reclamation Engineer** of Idaho, of the right to use the waters of **Snake River**, a tributary of **Columbia River**, for the purpose of **irrigation and domestic use**, under Use Permit No. **20991** 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 **4655**, on the **15th** day of **December**, **1950**;

The right hereby confirmed dates from **March 18,**, **19 49**;

are

The Points of Diversion ~~is~~ located in **Lot 6, Section 22, and Lots 5 & 7 Section 15;**

~~in the~~ ~~xx~~ ~~xx~~ ~~xx~~, Tp. **9 N.**, R. **5 W.**, B. M. **Payette County**

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 **2.77** cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
9 N.	5 W.	15	Lot 5		15.58
			Lot 6		12.40
			Lot 7		26.77
		22	Lot 5		43.43
			Lot 6		39.97
			Number of Acres Actually Irrigated		- 138.15

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

15th day of **December**, **19 50**.

MARK R. KULP

State Reclamation Engineer

(SEAL)

01-2056
03-2061

State of Idaho
License and Certificate of Water Right

Water License No. 21097 Amount 0.1 second foot
Water District No. Priority June 2, 1949

THIS IS TO CERTIFY that MARK WHITE
of Glenns ferry, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated June 2, 1949; that Permit No. 21097
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.1 second foot, was issued thereunder on September 9, 1949, showing that said works
were completed on the 6th day of September, 1949; and that on the 14th
day of October, 1949,

MARK WHITE
of Glenns Ferry, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of Little Canyon Creek
, a tributary of, for the purpose of irrigation
, under Use Permit No. 21097 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 4656, on the 15th day of December, 1950;
The right hereby confirmed dates from June 2, 1949;

The Point of Diversion is located
in the NW 1/4 NW 1/4, Sec. 32, Tp. 5 S., R. 10 E., B. M. Elmore County
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 0.1 cubic foot per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
5 S.	10 E.	31	NE 1/4 NE 1/4	5	5

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
15th day of December, 1950.

(SEAL) MARK R. KULP
State Reclamation Engineer

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

01-2056

APPLICATION No. 28647
 PERMIT No. 20991
 DISTRICT No.

1. Name of Applicant: JOE H. NAGAKI

Postoffice address: Route 2, Payette

County: Payette

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:

- (b) Treasury stock:
- (d) Other resources:

- (a) Cash on hand:
- (c) Bonds to be issued:

2. Quantity of water claimed: Four (4)

cubic feet per second.

3. Source of water supply: Snake River

which is a tributary of Columbia River

4. Location of point of diversion: See Remarks

feet distant from the

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

of Section , T. , R. , B.M., County of

5. Water is to be used for Irrigation and domestic purposes.

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

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

T. , R. , B.M., in the of Section , T. , R. , B.M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to at a point feet

distant from the corner of Section , T. , R. , B.M., in the
 of Section , T. , R. , B.M.

7. Estimated cost of works: \$5,000.00

8. Kind of works: Pumps and ditches

9. Height of dam feet; length of dam at top feet; length of dam at bottom

feet; material used in dam:

10. Size of headgate: Width feet; height feet.

11. Ditch: Width at bottom 2 feet; width at water line 4 feet; depth of water 1 feet;

dimensions of flume:

Diameter of pipe inches; length of conduit 3 miles.

Average grade per mile feet.

12. The time required for the completion of such work is One (1) years.

13. The time required for the complete application of the water to the proposed use is None additional years.

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

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

16. (a) Is reservoir to be used? 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.

JOE H. MAGAKI

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 3:45 P. M. March 18, 1949

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 20991

Recorded in Book 75

Page 20991

Approved March 31, 1949

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 May 31, 1949

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 September 30, 1949

The whole of said work to be completed on or before March 31, 1950

Beneficial use of water appropriated in accordance herewith, to be made on or before March 31, 1950

WITNESS My hand this 31st day of March, 1949

MARK R. KULP

State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, C. A. ROBINS

Governor of the State of Idaho,

and J. D. "CY" PRICE

Secretary of State of the State of Idaho, have caused this instrument to

be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 31st

day of March, 1949

STATE OF IDAHO

Countersigned:

(SEAL)

By C. A. ROBINS

Governor.

By J. D. "CY" PRICE

Secretary of State.

REMARKS: Applicant's land is an island in the channel of Snake River, of approximately 200 acres. Applicant intends to pump directly from Snake River and irrigate same from three points of diversion, which are as follows:

No. 1- In Lot 6, Section 22, Twp. 9 N., Range 5 W., B.M.

No. 2- In Lot 7, " 15 " "

14. No. 3- In Lot 5, " 15 " "

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 $\frac{1}{4}$	
9 N.	5 W.	15	Lot 5 15.88												Lot 6 Lot 7 39.17				54.75
		22	Lots 5 and 6 103.99																103.99
			Additional acreage -																41.26
															Total Number of Acres to be Irrigated				200.00

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that Joe H. Nagaki of Route 2, Payette, County of Payette, and State of Idaho, the holder of Permit No. 20991, issued upon Application No. 28647 bearing date of priority of March 18, 1949, authorizing the diversion of Four (4) second feet of the waters of Snake River, County of Payette, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use Four (4) second feet of the waters of Snake River; that the points of diversion of said waters are as follows: No. 1- Lot 6, Section 22; No. 2- Lot 7, Section 15; No. 3- Lot 5, Section 15; All in Township 9 North, Range 5 West, B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: Island in Snake River, of approximately 200 acres, consisting of Lots 5, 6, and 7, Section 15, and Lots 5 and 6, Section 22, Township 9 North, Range 5 West, B.M.

Witness my hand this 6th day of January, A. D. 1950.

MARK R. KULP

State Reclamation Engineer

Proof of Completion of Works made January 5, 1950.

Certificate of Completion of Works issued January 6, 1950.

LICENSE ISSUED FOR 2.77 SEC. FT.
P. 4455

December 19, 1950

Re: Permit No. 20991

Mr. Joe H. Nagaki
Route 2
Payette, Idaho

Dear Mr. Nagaki:

We enclose License and Certificate of Water Right issued under Permit No. 20991, confirming your right to the use of 2.77 second feet of water from Snake River, with priority of March 18, 1949, for irrigation and domestic use in Lots 5, 6, and 7, Section 15, and Lots 5 and 6, Section 22, Township 9 North, Range 5 West, B.M.

We also enclose Departmental Receipt No. 22891 for the \$10.00 fee paid in connection with this proof.

Very truly yours,

MARE R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh
Enc.

20991

RECEIVED
DEC 12 1950

Department of Reclamation

Dec 11, 1950

Dept. of Reclamation
Mark A Kulp, State Recl. Eng.
Boise, Idaho.

Dear Sir:

Find enclosed \$10.00
statutory fee for license
for water right permit
no. 20991.

Yours truly
Joe H. Nagaki
Rte 2
Payette Idaho.

20991

✓
December 6, 1950

Re: Permit No. 20991

Mr. Joe H. Nagaki
Route 2
Payette, Idaho

Dear Mr. Nagaki:

We now have on file the report of our Field Engineer on examination for beneficial use under your Permit No. 20991.

This Permit shows that you have irrigated 138.15 acres of land on the island, described as Lots 5, 6, and 7, Section 15 and Lots 5 and 6, Section 22, Township 9 North, Range 5 West, B.M.

Therefore, upon receipt of the statutory fee of \$10.00, being at the rate of \$2.00 for each legal subdivision in which the land is located, a License will be issued for 2.77 second feet of water from Snake River, which is the maximum of one inch per acre allowed by Statute.

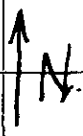
Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

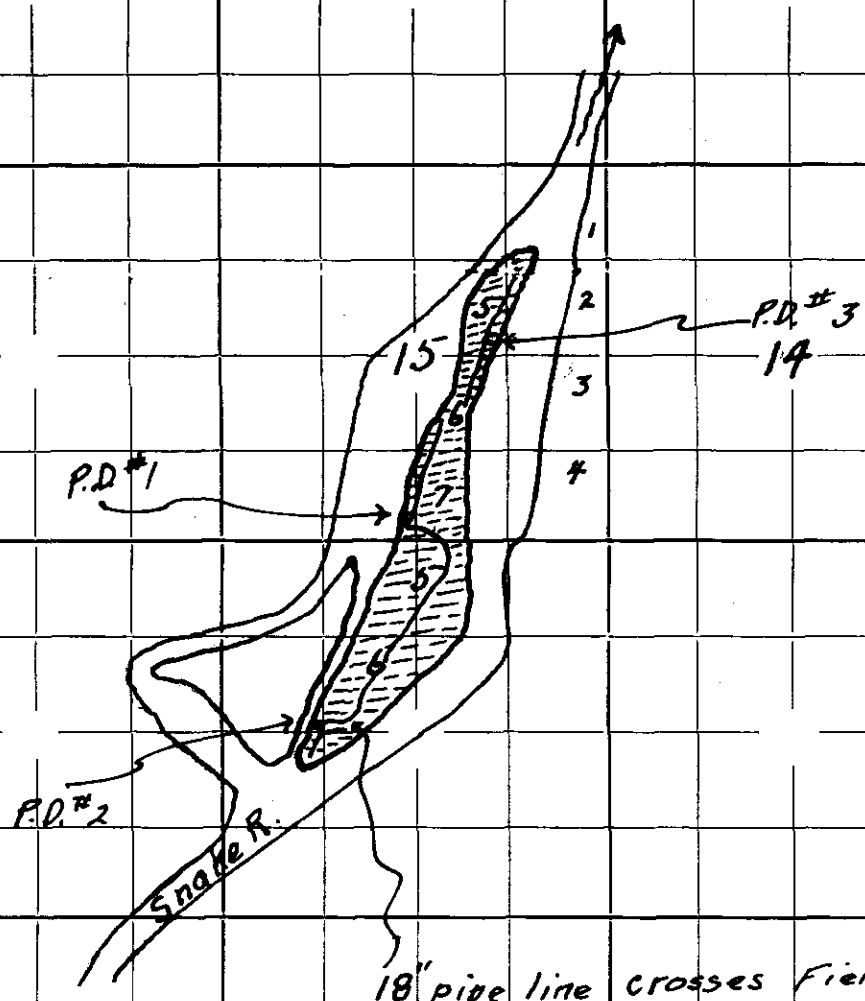
A:bh

20991



Twp. 9 N. R. 5 W. B.M.

Lot 5	-	15.58	acres
Lot 6	-	12.40	acres
Lot 7	-	26.77	acres
Lot 5	-	43.43	acres
Lot 6	-	39.97	acres
		<u>138.15</u>	acres



18" pipe line crosses Field E-west.
Balance is larger ditch 2' w in bottom.
Water will flow either direction
on some of it.
Much leveling has been done.
Will soon be highly productive place
Produce beets, potatoes, alfalfa.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 20991

REPORT ON PROOF OF Beneficial use

2.77 cfs
mark

app. 4 cfs

134.15 acres
5 Lts

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.

Joe H. Nagaki
Route 2, Payette, Idaho

Permit No. 20991

Examination for Beneficial use

County Payette

RECEIVED
DEC 5 1950
Department of Reclamation

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

Permit No. 20991

This proof is for Beneficial use In Water District No.

1. Name of applicant Joe H. Nagaki, Route 2, Payette, Idaho

2. Source of water supply: Snake River

3. Location of point of diversion: Is in the Lots 6, 7 and 5 of Section 15

T. 9 N. R. 5 W. County of Payette

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

5. Water is used for: Irrigation and domestic purposes

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):

An island in Snake River of approximately 200 acres, more particularly described as Lots 5, 6 and 7, Section 15, Twp. 9 North, Range 5 West, E.M.; and Lots 5 and 6, Section 22, Twp. 9 North, Range 5 West, E.M., plus accretions.

See accompanying map.

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

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

Remarks:

These pumps lift water out of the Snake River, and combined, have more capacity than the acreage permits.

This examination was made on the 31st day of October, 1950.

(Signed) E. N. Humphrey Examiner.

20991

Re: Permit No. 20991
Joe H. Nagaki - Rt. 2, Payette.

Three different pumps, each separately powered with an electric motor situated around the perimeter of the island, deliver water into the ditch system which is laid out for the irrigation. On some of the ditches, the water will flow either direction. *Water is pumped out of Snake River.*

Pump #1 on the West side, farthest North. The motor and controls are in a shed 4' by 8' by 6' high, covered with a sheet metal roof. Concrete base for pump and motor. The delivery is to the East through a 9 3/4" i.d. steel pipe with a lift of approximately 11' into a sump approximately 20' East of the pump. Concrete sump is 5' by 5' by 3' high, 5" walls. Motor is a U. S. Motor, 10 h.p., 3 ph., 220 v., 27 amps., 1200 rpm., #676321. Motor sets vertical and drives the pump through 4 V-belts. Center to Center of Pulley is 4'. Pump is a Parma Water Lifter - size #6. Switches and controls are Sq. D. and Bulldog. Meter is Idaho Power, Type D.M.-6A. 240 v., 25 amps, 3 wire, Sec. K equals 6, Sec. dial constant equals 1. Rr equals 16 2/3. Serial #731924. Maximum delivery is rated at 140" of water. Normal amount pumped equals 100 ".

Pump #2 is on the Southwest corner of the island. The motor is enclosed in a shed 6' by 8' by 6' high, opens to the East and has a flat roof. U. S. Motor, 10 h.p., 220 v., 27 amps, 3 ph., 60 cy., 1800 rpm., Serial #726214. Pump is a Parma Water Lifter 6" pump. Drive is by 4 V-belts, 31" center to center bottom pulleys. Drive shaft on the pump is 1 3/8". Switches and controls are Sq. D Bulldog make. Meter is an Idaho Power, same type as #1, #4783904. Delivery is to the East through a 12" steel pipe, has a lift of approximately 14'. Delivery is into a concrete sump approximately 30' East of the pump. Sump size is 4' by 5' by 6' high with 5" walls. Delivers normally 100" of water.

Pump #3 is on the Northeast corner of island. Has a G. E. Motor, 7 1/2 h.p., 220 v., 60 cy., 3 ph., 20 amps, 1750 rpm., #BTC887. Pump is a high speed Parma Water Lifter, 4" pump, driven by 3-V-Belts, 38" center to center bottom pulleys. Pump shaft is 1 1/4". Lift is 12'. Pump house is 6' by 8' by 6' high; has a plank floor, 2" by 12". Has aluminum roofing, board walls. Switches and controls are Sq. D and General make. G. E. Meter, Type VM-3S, 3 wire, 3 ph., Kh - 7.2, Model AJ4AAD, 60 cy., 240 v., 15 amps, #27279867. Delivery is to the West into a concrete sump approximately 40' from the pump, through a 10" pipe. Sump is concrete, size 40" by 50" by 52" high, with 6" side walls. Delivers into ditches to North and South. Pump delivers normally 80" of water.

Ditches are 2' wide in the bottom and 18" deep.

Power was turned off. But They certainly can pump more water than is granted by law.

E. H. A.

20991

April 11, 1950

Re: Permit No. 20991

Mr. Joe H. Nagaki
Route 2
Peyette, Idaho

Dear Mr. Nagaki:

We have received from Mr. Herman Welker, Notary Public, the depositions of yourself and two witnesses, also Affidavit of Publication in the Payette Independent-Enterprise, all in Proof of Beneficial Use under your Permit No. 20991.

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

We are unable to say just when this examination will be made as this Department has but one Field Engineer who makes examinations all over the State.

However, the Field Engineer for this Department will try and contact you at the time he makes the examination in order that you may arrange to show him over the grounds.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bn

CC: Mr. Herman Welker.

20991

HERMAN WELKER
VERNON DANIEL

LAW OFFICES
WELKER AND DANIEL
FIRST SECURITY BANK BUILDING
PAYETTE, IDAHO

SATURDAYS BY
APPOINTMENT ONLY

March 31, 1950

RECEIVED
APR 3 1950
Department of Reclamation

MARK R. KULP, State Reclamation Engineer
Department of Reclamation
Boise, Idaho

re: Permit #20991

Dear Mr. Kulp:

In compliance with your letter of March 20, 1950, I am returning herewith the forms under Water Permit #20991, for Joe H. Nagaki, as executed by Chesley C. Fisk, Eldon A. Jensen and Joe H. Nagaki, which were filled out and sworn to at Payette, Idaho, at 11:00 A.M. on the 31st day of March, 1950, before Herman Welker, notary public.

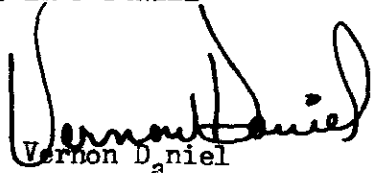
I am also enclosing the Affidavit of Publication of Notice.

Kindly advise me as to fees due before the certificate is issued.

Sincerely yours,

WELKER & DANIEL

By


Vernon Daniel

VD:v

Encs.

20991

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE.

Notice is hereby given that at 10:00 A. M. on the 31st day of March, 1950, at Payette, County of Payette, State of Idaho, before Herman Welker, Notary Public, proof will be submitted of the application to beneficial use of 4.0 cubic feet per second of the waters of Snake River in accordance with the terms and conditions of Permit No. 20991 heretofore issued by the State Reclamation Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Joe H. Nagaki, Rt. No. 2, Payette, Idaho.

The use to which said water has been applied is Irrigation and Domestic.

The amount applied to beneficial use is 4.0 cubic feet per second.

The place where said water is used: An island in the Snake River of approximately 200 acres more particularly described as Lots 5, 6, and 7 in Section 15, Twp. 9 N., Range 5 West, B.M.; and Lots 5 and 6 in Section 22, Twp. 9 N., Range 5 West, B.M. plus accretions.

The name or the canal or ditch or other works by which said water is conducted to such place of use is Nagaki lateral ditches.

The right to take water from such works is based upon Permit No. 20991.

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 March 18, 1949.

MARK R. KULP,
State Reclamation Engineer
M9-M30.

20991

STATE OF IDAHO } SS.
County of Payette

Dora O. Fisk

being

duly sworn deposes and says: That she is the principal clerk of the Independent-Enterprise, a weekly newspaper published at Payette in the County of Payette, State of Idaho; that said paper is in general circulation in the county aforesaid and in the vicinity of Payette, and has been for more than 78 consecutive weeks last preceding the first publication of the advertisement, a copy of which is attached hereto; that said advertisement was published in said newspaper once a

week for four consecutive weeks in the regular and entire issue of every number of said paper during the period and time of publication, and was published in the newspaper proper and not a supplement. Such advertisement was published in the issue beginning with

March 9, 1950 and ending with

the issue of March 30, 1950.

Dora O. Fisk

Subscribed and sworn to before me this 3 rd

day of April, 1950.

Notary Public for Idaho, Residence, Payette, Idaho

13.00

20991

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 20991

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Joe H. Nagaki; Payette, Idaho; farmer.

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

Ans. acting for self.

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

Ans. 20991, March 18, 1950; March 31, 1950.

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

Ans. Waters of Snake River; diversion points -- #1- Lot 6, Sec 22; #2 - Lot 7, Sec 15; #3 - Lot 5, Sec. 15, all in T 9 N, R 5 WBM.

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.

Ans. Diverted from Snake River by three Parma pumps; capable of conveying 12 second feet from place of diversion to place of use through open ditches; private open ditches on applicant's land.

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. Used for irrigation and domestic purposes on an island in the Snake River of approximately 200 acres, consisting of Lots 5, 6 and 7, Sec 15, and Lots 5 and 6 in Sec. 22, T 9 N, R 5 WBM. Cultivated row-crop lands which have been levelled to irrigate by gravity, furrow irrigation on above described lands.

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

Ans. Irrigation and domestic purposes only.

20991

Ques. 8. What is the minimum amount of water required for the purpose specified above?
Ans. 200 miner's inches or 1 second feet of water.

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. am original applicant.

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

Ans. All waters under said permit are diverted directly from Snake River by three pumps and conveyed directly by open ditches on the aforescribed land and placed on approximately 200 acres of land by furrow-gravity irrigation on row crops. Above land has been levelled by applicant. First diversion in spring of 1948, used during growing seasons ever since.

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. no other waters diverted or applied to said lands. No ~~claims~~ other rights claimed.

(Sign) Joe H. Nagaki

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 Payette, County of Payette, State of Idaho, on this 31st day of March, A.D. 1950.

My commission expires

Jun 22, 1954

20991

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 20991

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. Eldon A. Jensen; 37 years; Payette, Idaho; Amalgamated Sugar Co., fieldman,
Payette, Idaho.

Ques. 2. Are you acquainted with Joe Nagaki, the
holder of Permit No. 20991? How long have you known him and where does
he reside?

Ans. Has known Joe Nagaki since 1946; Joe Nagaki resides on Nagaki Island one-
half mile North of Payette, Idaho.

Ques. 3. Have you read or heard read said Permit No. 20991, and are you
familiar with its provisions and conditions?

Ans. Yes

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

Ans. Source of supply -- Snake River; diversion points -- #1 - Lot 6, Sec 22, T 9
N, R 5 WBM; #2 - Lot 7, Sec 15, T 9 N, R 5 WBM; #3 - Lot 5 Sec 15, T 9 N, R 5 WBM;
water pumped directly from Snake River by three Parma pumps, conveyed in open
ditches to place of use.

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

Ans. Will safely conduct 12 second feet of water; have seen five second feet being
conveyed.

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

Ans. Used for irrigation purposes on applicant's land for row crops; said land
being an island in the channel of the Snake River of approximately 200 acres,
consisting of Lots 5, 6 and 7, Sec 15, and Lots 5 and 6 Sec. 22, Township 9 North,
Range 5 West of the Boise Meridian.

20991

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

Ans. for irrigation and domestic purposes.

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. Character of land is sandy loam, level, one inch per acre of irrigable land or approximately 200 inches.

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 interest in the works, water or lands above mentioned.

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 witnessed the application of beneficial use two or three times per month during growing season in the amount of approximately 250 miner's inches.

(Signed)

Eldon A. Jensen

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 Payette

County of Payette, State of Idaho, on this 31 day of March

A. D. 19 50

My commission expires

Jan 22, 1954

Ernest W. [Signature]
Notary Public.

20991

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 20991

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. Chesley C. Fish; 29 years; Parma, Idaho; pump salesman, Parma, Idaho.

Ques. 2. Are you acquainted with Joe Nagaki, the holder of Permit No. 20991? How long have you known him and where does he reside?

Ans. Has known Mr. Nagaki four years; Mr. Nagaki resides on Nagaki Island one-half mile North of Payette, Idaho.

Ques. 3. Have you read or heard read said Permit No. 20991, 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. Source of supply -- Snake River; diversion points -- #1 - in Lot 6, Section 22, Township 9 North, Range 5 WBM; #2 - Lot 7, Sec 15, T 9 N, R 5 WBM; #3 - Lot 5 Sec 15, T 9 N, R 5 WBM; water pumped directly from Snake River by three Parma pumps, conveyed in open ditches to place of use.

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

Ans. Will convey 12 second feet; have seen 5 second feet so conveyed.

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

Ans. The land is all levelled for and is presently being farrow irrigated. Used for irrigation of row crops on applicant's land which is an island in the channel of the Snake River of approximately 200 acres, consisting of Lots 5, 6 and 7, Sec. 15, and Lots 5 and 6, Sec. 22, Township 9 North, Range 5 West of the Boise Meridian.

20991

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

Ans. For irrigation and domestic uses only.

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. Character of land is level sandy loam; one inch per acre of irrigable land or approximately 200 inches.

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

Ans. Sold pumping system to Joe Nagaki, which are completely paid for; no interest in the water or lands.

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. Witnessed application of beneficial use during the irrigation seasons of 1948 and 1949, by actual visual inspection of water being applied to land by furrow irrigation during which time approximately 250 miner's inches of water was being conveyed to and placed on land by open ditches from the three pumps.

(Signed)

Charles E. Dink

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 Payette

County of Payette, State of Idaho, on this 31st day of March

A. D. 19 50.

My commission expires

Jan 22 1954

Freeman W. Dink
Notary Public.

20991

HERMAN WELKER
VERNON DANIEL

LAW OFFICES
WELKER AND DANIEL
FIRST SECURITY BANK BUILDING
PAYETTE, IDAHO

SATURDAYS BY
APPOINTMENT ONLY

March 20, 1950

DEPARTMENT OF RECLAMATION
State House
Boise, Idaho

RECEIVED
MAR 21 1950
Department of Reclamation

Attention Jeanne L. Anderson, Clerk

re: Nagaki Permit #20991

Dear Madam:

Will you kindly send to my partner Herman Welker the necessary forms of deposition for Joe H. Nagaki and for his two witnesses to be taken at 10:00 A.M., on March 31, 1950, before Mr. Welker, in regard to the above-named permit.

Sincerely,

WELKER & DANIEL

By *Vernon Daniel*
Vernon Daniel

VD:v

20991

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE
INSTRUCTIONS
PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO, March 20, 1950

Re: Permit No. 20991
Joe Nagaki

Mr. Herman Welker
Notary Public
Payette, Idaho

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 20991

DEPOSITION OF PERMIT HOLDER,
DEPOSITIONS OF TWO WITNESSES.

In submitting this proof the following instructions should be CAREFULLY followed out, since failure to do so may result in the loss of rights:

1. On March 31, 1950, the date set for proof, the enclosed forms (one for permit holder and one each for two disinterested witnesses) should be filled out and sworn to, at Payette, Idaho before Herman Welker, Notary Public

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice.

When these have been received, together with report of the examining engineer, if everything is properly executed, you will be further advised as to fees due, etc., before certificate is issued.

Yours truly.

~~MARK R. KULP~~
Commissioner of Reclamation.
~~XXXXXXXXXXXXXXXXXXXX~~
State Reclamation Engineer

20991

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

Notice is hereby given that at 10:00 A. M. on the 31st day of March, 1950,
at Boise, County of Ada, State of Idaho, before
Mark R. Kulp State Reclamation Engineer, proof will be submitted of the
application to beneficial use of 4.0 cubic feet per second of the waters of Snake
River in accordance with the terms and conditions of Permit No. 20991
heretofore issued by the State Reclamation Engineer of the State of Idaho.

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

Joe H. Nagaki Rt #2 Payette, Idaho

The use to which said water has been applied is Irrigation and Domestic

The amount applied to beneficial use is 4.0 cubic feet per second

The place where said water is used (if for irrigation, give full and accurate description of the
lands irrigated) An island in the Snake River of approximately
200 acres more particularly described as lots 5, 6, and 7
in Sec 15, Twp 9 N Range 5 W B M; and lots 5 and 6 in Sec
22, Twp 9 N Range 5 W B M plus accretions

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

The right to take water from such works is based upon Permit No. 20991

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 March 31, 1950 ^{18, 1949}

Mark R. Kulp
State Reclamation Engineer.

20991

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Date: **March 1, 1950**

Re: Permit No. 20991

Independent-Enterpriser

Payette, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **March 31, 1950** the date set for proof, the expense of the publication to be paid by the applicant, **Joe H. Nagaki** of **Route 2, Payette, 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

20991

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

Notice is hereby given that at 10:00 A. M. on the 31st day of March, 19 50,
at Payette, County of Payette, State of Idaho, before
Herman Welker, Notary Public, proof will be submitted of the
application to beneficial use of 4.0 cubic feet per second of the waters of Sneke
River in accordance with the terms and conditions of Permit No. 20991
heretofore issued by the State Reclamation Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are
Joe H. Nagaki Rt. #2, Payette, Idaho

The use to which said water has been applied is Irrigation and Domestic

The amount applied to beneficial use is 4.0 cubic feet per second

The place where said water is used ~~(if for irrigation, give full and accurate description of the
lands irrigated)~~ An island in the Snake River of approximately 200 acres more
particularly described as Lots 5, 6, and 7 in Section 15, Twp. 9 N., Range 5 West,
B.M.; and Lots 5 and 6 in Section 22, Twp. 9 N., Range 5 West, B.M. plus accretions.

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

The right to take water from such works is based upon Permit No. 20991

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

The date of priority which said user is prepared to establish is March 18, 1949.

MARK R. KULP

State Reclamation Engineer.

20991

February 1, 1950

Re: Permit No. 20991

Mr. Joe H. Nagaki
Rt. 2
Payette, Idaho

Dear Mr. Nagaki:

We have completed Notice of Beneficial Use Proof to be made on your Permit No. 20991 at 10:00 A.M. on March 31, 1950, before Mr. Herman Welker, Notary Public. A copy of the notice will be sent to the Independent Enterprise at Payette 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 shall send Mr. Welker the necessary forms of deposition consisting of one for yourself and one for each of two witnesses, and at the time set, that is 10:00 A.M. March 31, 1950, you should appear before Mr. Welker together with two disinterested witnesses who are familiar with the terms of your Permit and the Works done thereunder for the purpose of executing the depositions.

Very truly yours,

MARY R. WULP
State Reclamation Engineer
By

Chief Clerk

A:bn

20991

January 31, 1950

State of Idaho Department of Reclamation
State House
Boise, Idaho

Attention: JEANNE L. ANDERSON, Clerk

RECEIVED
FEB 1 1950
Department of Reclamation

Re: Permit No. 20991

My dear Mrs. Anderson:

This will acknowledge receipt of your certificate of completion of works for Permit No. 20991.

I am, by this letter, authorizing you to change my Notice of Beneficial Use proof to state that proof will be made before Herman Welker, Notary Public.

Kindly notify me if and whether there are any particular forms or procedures that must of necessity be completed at the date of proof and if so, please forward the same to me and I will have them executed by myself and my two witnesses at the time of making my proof.

Awaiting your reply, I remain

Sincerely yours,

Joe H. Nagaki

JOE H. NAGAKI

:am

*What day am I suppose to make
my proof for beneficial proof use.*

20991

✓
January 6, 1950

Re: Permit No. 20991

Mr. Joe H. Nagaki
Route 2
Payette, Idaho

Dear Mr. Nagaki:

We enclose Certificate of Completion of Works issued under your Permit No. 20991 for the diversion of four (4) second feet of the waters of Snake River for irrigation and domestic use on the island consisting of lots 5, 6, and 7, Section 15, and Lots 5 and 6, Section 22, Township 9 North, Range 5 West, B.M.

We also enclose Departmental Receipt No. 22007 for the \$5.00 fee paid in connection with your Proof of Completion of Works.

Your Notice of Beneficial Use Proof to be made under this Permit states that the Proof will be made at Boise, before Mark R. Kulp, State Reclamation Engineer. These proofs are not made in this Department as the Department has no Notary Public and the presence of the State Reclamation Engineer at any particular date is uncertain. Please, therefore, designate a Notary Public at Payette or some place convenient for you and your two witnesses to make the proof, and we will change your notice accordingly.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bn
Enc.

20991

Permit No. 20991STATE OF IDAHO
Department of Reclamation

JAN 6 1950

Proof of Completion of Works

Department of Reclamation

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Payette } ss.Joe H. Nagaki, 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. 20991, and that his postoffice address is Rt 2 Payette State of Idaho.Second: That the name of the stream which said water is to be directed is Pumped electrically from Snake River into Irrigation Ditch System.Third: That the point of diversion of said water is #1 point in Sec 22, T9N, R5WBM on lot #6, #2 point lot #7, and #3 point lot #5 ^{Sec 15} approx. location, Twp. 9 N, Range 5 W.Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by March 31, 1950.Fifth: That the use for which said water is intended is Irrigation and Domestic.Sixth: That on the date above mentioned, the works constructed under said permit were (~~or were not~~) fully completed and consisted of the following:I. Kind of works: 3 electrically driven pumping plants with ditches
(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 same acre feet.(c) Size of headgate: Width feet, height feet.(d) Conduit ditch width at bottom 2 feet, width at water line 4
(State whether ditch, flume or pipe)feet, depth of water 1 feet; diameter of pipe inches, average grade per mile is feet. Length of conduit is 2 miles.Seventh: That said works are capable of conducting to the place of intended use 4 second feet of water.Eighth: That water appropriated under said permit is available for 200 acres of land described as follows: Island in Snake River of approximately 200 acres consisting of lots 5, 6, 7 in Sec 15, Twp 9 N, R 5 W B M and lots 5 and 6 in Sec 22, Twp 9 N, R 5 W B M plus accretions.Ninth: Remarks: That Applicant's land is an Island in the channel of the Snake River of approximately 200 acres. Applicant intends to pump directly from Snake River and irrigate same from three points of diversionJoe H. Nagaki
(Sign Here)Subscribed and sworn to before me this 5th day of January, 1950My commission expires May 7-50Walter M. Robinson
Notary Public.

20991

HAR

Form No. 5-A

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Mr. Joe H. Nagaki
Route 2
Payette, Idaho

BOISE January 3, 1950

Dear Sir:

Under the terms of your permit No. 20991 you are required to complete your diversion works and make proof of beneficial use on or before March 31, 1950.

We enclose herewith a blank affidavit to be filled out, sworn to by you before a Notary Public or 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 of Works will be issued to you.

We also enclose blank notice for proof of application of water to Beneficial Use under this permit, which should be filled out and returned to this office at least forty (40) days before the date upon which you wish to make proof. The 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 March 31, 1950, and if proof is submitted subsequent to said date, your priority will be brought down a length of time equal to the time elapsing between the date proof should have been made and the date proof is actually made.

Very truly yours,

MARK R. KUIP
State Reclamation Engineer

20991

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 20991

Date April 4, 1949

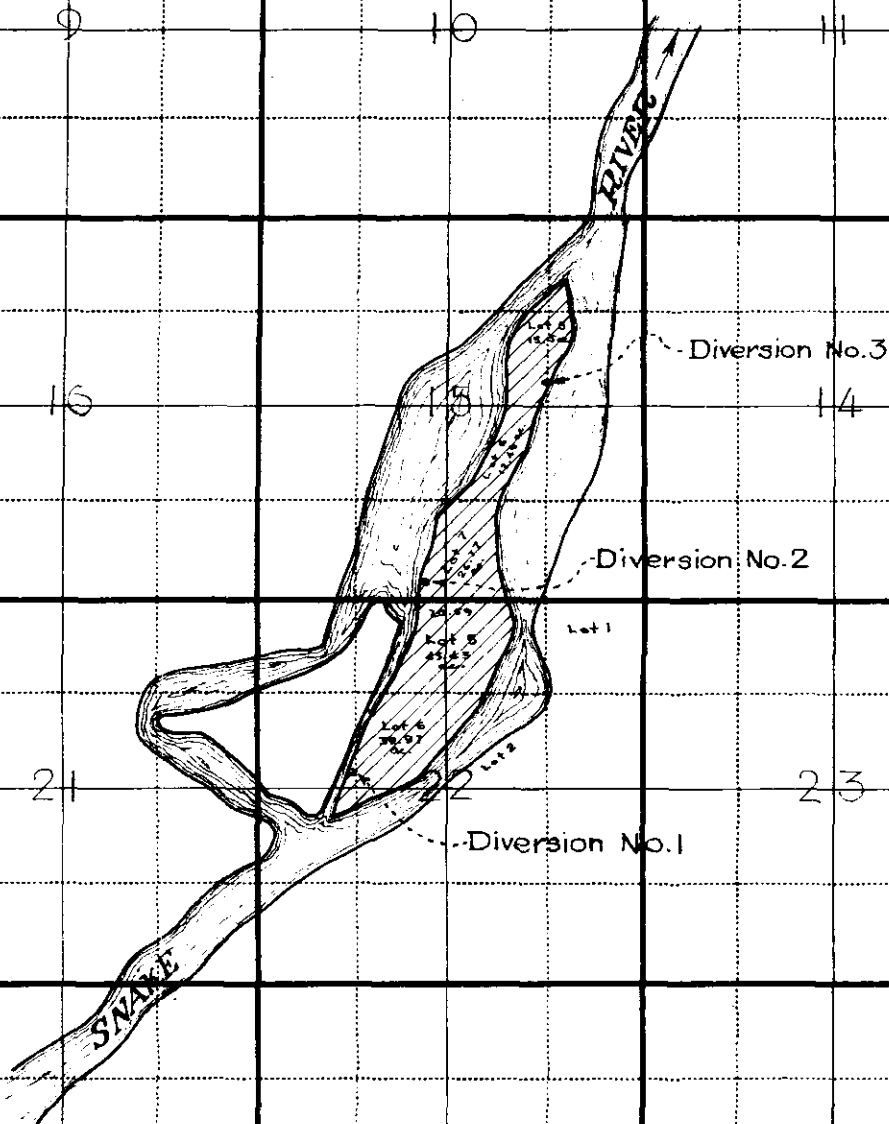
We enclose herewith the above numbered permit. BE SURE AND
NOTE LIMITATIONS AND CONDITIONS OF SAME as given under approval of the
State Reclamation Engineer, on the fourth page.

Mr. Joe H. Nagaki
Rt. 2
Payette, Idaho

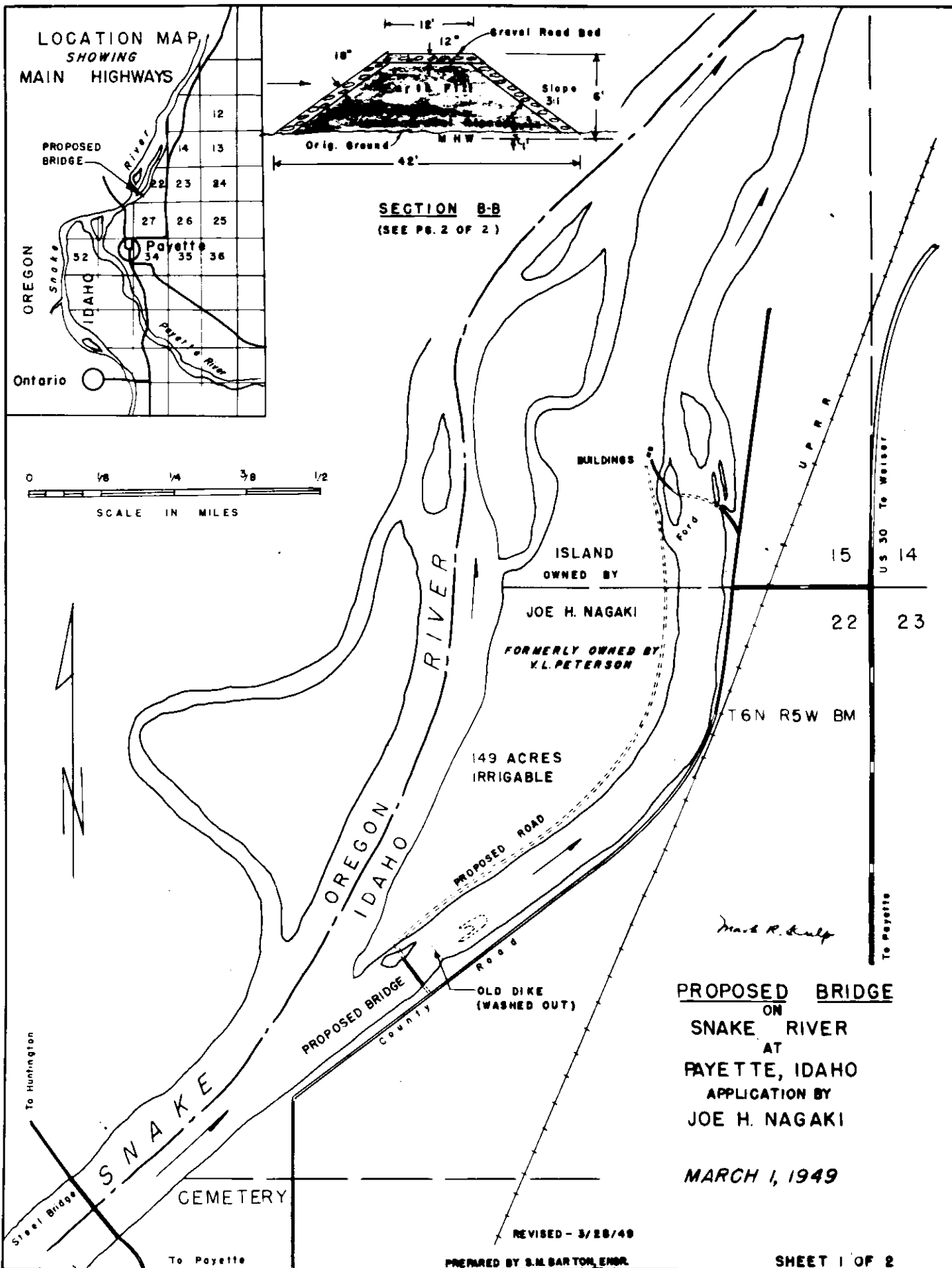
MARK R. KULP
State Reclamation Engineer

20991

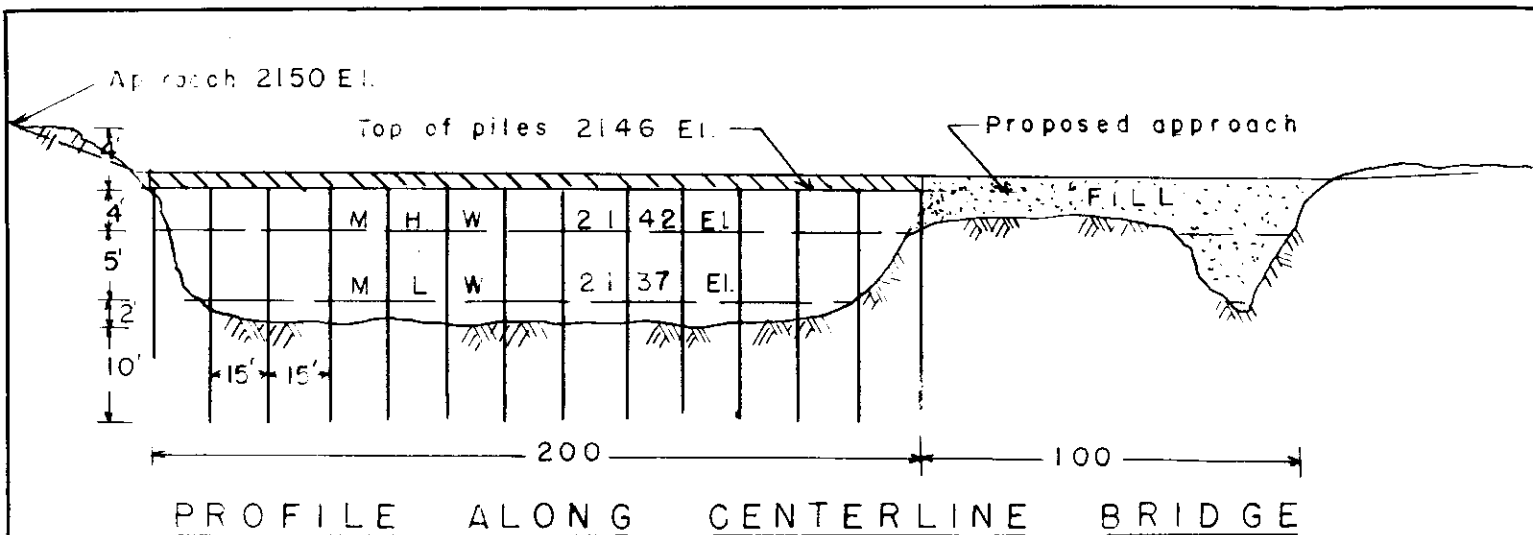
T. 9N. - R. 5W., B.M.



Permit Map No. 20991
As Approved
MAR 21 1949
MARK R. KULP
Civil & Reclamation Engineer



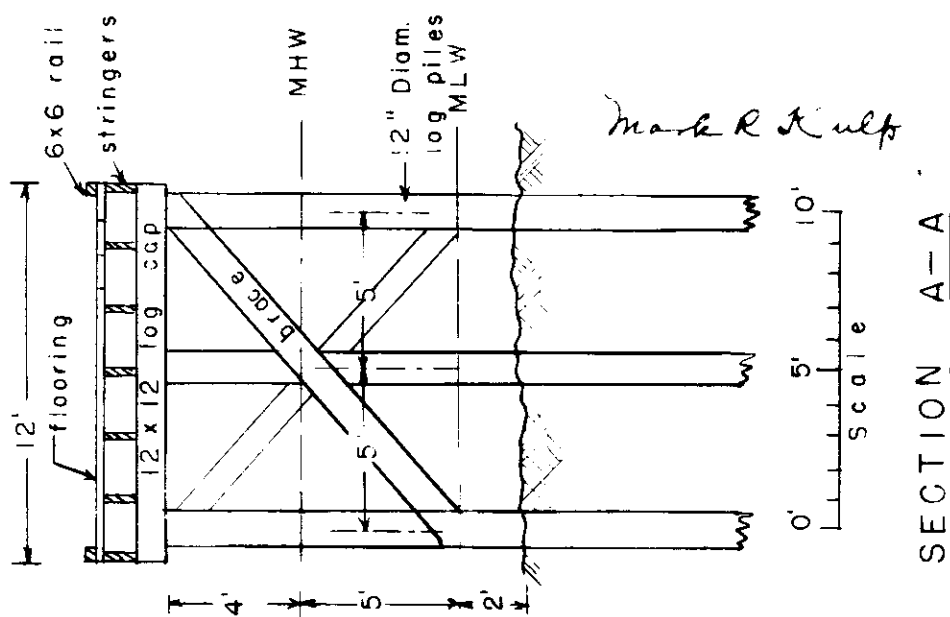
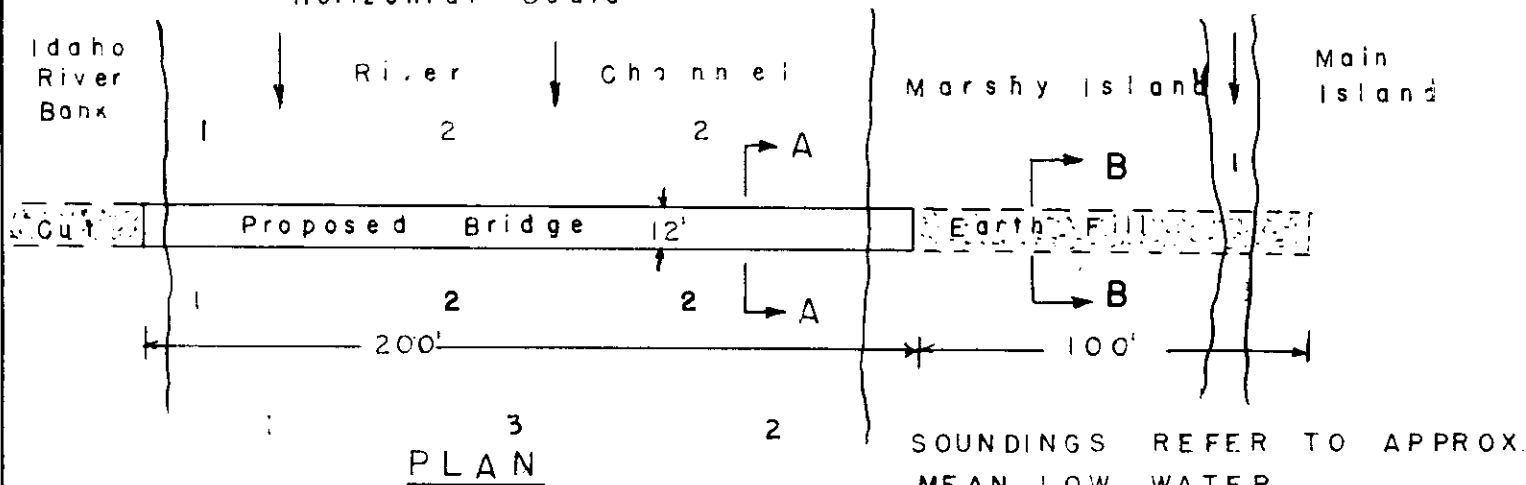
20991



0' 50' 100'

Horizontal Scale

SEE - SHEET 1 OF 2 FOR SECTION B-B.



PROPOSED BRIDGE
ON
SNAKE RIVER
AT
PAYETTE, IDAHO
APPLICATION BY
JOE H. NAGAKI

MARCH 1, 1949

REVISED - 3/28/49

PAGE 2 OF 2

20991

Section 10, Chapter 58, Idaho Session Laws of 1943

Section 42-1605, Chapter 18, Volume Eight, Idaho Code (1947):

Sec. 10.

42-1605. ADDITIONAL DUTIES.--In addition to other duties prescribed by law, the state reclamation engineer shall have the following powers and duties:

1. To represent the state in all matters pertaining to interstate and international rights affecting Idaho water resources; and to cooperate with all agencies, now existing or hereafter to be formed, within the state or within other jurisdictions, in matters affecting the development of the water resources of this state.

2. To make surveys and investigations and to prepare studies of the water use and conservation problems of the state, including the availability thereof for the development of hydroelectric power, with a view to their maximum utilization within the state for irrigation, reclamation, soil conservation, flood control, and power development.

3. To familiarize himself with the needs of the various watersheds of the state and their relative importance to regional, area and national use programs; to keep a current record of contemplated projects of the several irrigated areas of the state and to encourage an orderly program of completion of such projects at a rate consistent with sound engineering and fiscal policies.

4. To submit from time to time to the governor and the legislature plans and recommendations for the future development of the state's water resources. (1943, ch. 58, § 10, p. 120.)

(Approved February 16, 1943)

20991

APPLICATION FOR APPROVAL OF PLANS OF A BRIDGE TO CROSS NAVIGABLE WATERS OF THE UNITED STATES

(To be presented in quadruplicate. See also instructions on the back of this sheet.)

March 28, 1948

(Place)

Payette, Idaho

(Date)

The SECRETARY OF WAR,
War Department, Washington, D. C.

SIR:

1. Application is hereby made by Joe H. Nagaki
of Route #1, Payette, Idaho, for approval by the Chief
(Give post-office address)
of Engineers and the Secretary of War of plans for a bridge to be constructed across
(Constructed or reconstructed)
across A portion of Snake River one mile north of Payette, Idaho
(Give name of waterway and distance of proposed location of bridge from nearest city or town and from mouth of waterway)

2. The legal authority for the structure is found in—

- Act of Congress approved _____, 19____ (Stats. at Large, Vol. _____
page _____). Copy of act herewith.
- * Act of State of _____, approved _____, 19____
copy herewith, certified by the Secretary of State under seal.
- General law of the State of Idaho, approved February 14, 1945
found in Vol. Sec. 12, Ch. 12, Session Laws of 1945, page _____, of the statutes of that State.
- Articles of incorporation, copy herewith. (See paragraph 4 below.)

3. Plans of the proposed structure are herewith, as follows, in quintuplicate:

- (a) A map showing the proposed location, and the waterway for a distance of 1 mile above and 1 mile below, with the data necessary to enable the Chief of Engineers and the Secretary of War to determine whether the location is a proper one; also an inset sketch or a small scale map showing the general location of the bridge relative to towns in the vicinity and the position of the waterway relative to other waterways of the region.
- (b) Plan of the bridge showing the length and height of spans; width of draw openings; position of piers, abutments, fenders, etc., and those features which affect navigation, giving on both horizontal sections and elevations the outside structure lines separating the area left for navigation from the area occupied by the bridge, and, in figures, the least clear width of openings at right angles to the axis of the channel, also the least clear heights with reference to water surfaces as specified on the reverse side of this sheet.

4. The identity of the applicant is established by the following papers herewith:

- The articles of incorporation of the
company, certified under seal by _____
(Secretary of State or officer having the custody of the original)
- Extract from the minutes of the organization of the company, certified by the secretary of
the company under the corporate seal.
- * Extract from the minutes of the company, showing the names of its present officers and the
acceptance of the provisions of the act authorizing the construction of the bridge; also
certified by the secretary of the company under the corporate seal.
- A certified extract from the proceedings of _____
(Board of county officers or county court, etc., as the case may be)
with reference to the construction of the bridge.

5. Remarks: Bridge to be built for and financed by a private person

Joe H. Nagaki

Owner

(Official title)

Shank R. Knief

*NOTE.—The applicant will fill in necessary data and cancel statements which do not apply.

INSTRUCTIONS TO APPLICANTS—ADDITIONAL TO THOSE FOUND ON THE OPPOSITE SIDE OF THIS SHEET

I. LEGISLATIVE AUTHORITY AND APPROVAL OF PLANS

(a) **PRIOR AUTHORITY NECESSARY.**—A bridge cannot lawfully be constructed across any navigable waterway of the United States until legislative authority has been obtained and the plans have been approved by the Chief of Engineers and the Secretary of War. [See Sec. 9, River and Harbor Act of March 3, 1899 (30 Stat. 1151; 33 U. S. C. 401), and General Bridge Law of March 23, 1906 (34 Stat. 84; 33 U. S. C. 491).]

(b) **LEGISLATION REQUIRED.**—The legislative authority must be obtained from Congress if the navigable portions of the waterway are not within the limits of a single State. If they are within the limits of a single State, the authority may be either Congressional or State.

II. APPLICATION FOR APPROVAL OF PLANS

(a) **FORM.**—The application for the approval of plans should be made in the form found on the opposite side of this sheet. The applicant will fill in the necessary data for the particular application and cancel statements which do not apply.

(b) **SIGNATURE.**—In case of signature by an agent or by an official of a corporation, a duly authenticated copy of the authority for the action must accompany the application.

III. IDENTITY OF APPLICANT

(a) **IDENTIFICATION TO THE DEPARTMENT.**—If the applicant is a corporation, it must furnish for the information of the Department copies of the following papers, all properly authenticated:

The charter or articles of incorporation.

The minutes of organization.

Extract from minutes showing the names of existing officers of the corporation.

(b) **IDENTIFICATION IN CASES OF APPLICATION BY STATE OR COUNTY OFFICERS.**—Where State laws vest in State or county officers, such as boards of supervisors and county courts, the power to authorize the construction of bridges, they must furnish with their application certified extracts from their proceedings showing their action authorizing the proposed structure.

IV. DRAWINGS

(a) **GENERAL DESCRIPTION.**—See paragraph 3, on opposite side of sheet.

(b) **CHARACTER OF SHEETS.**—One set of the plans furnished should be on tracing linen. The location of the work and the essential features covered by the application will be outlined in red.

(c) **SIZE OF SHEETS.**—The drawings will be on sheets 8 x 10½ inches in size. The dimensions specified are to be measured in all cases from edge to edge of the sheet and include a margin of 1 inch along one of the 8-inch sides for binding purposes. As few sheets will be used as necessary to show clearly what is proposed.

(d) **SPECIAL INSTRUCTIONS.**—The scale will be shown graphically. The north and south line will be indicated by a meridian arrow. Soundings and elevations will be shown in feet and referred to the established Government datum plane at the locality.

The direction of currents will be indicated by an arrow, and the strength of currents, both ebb and flood, or low water and high water will be shown close to the proposed location of the bridge, and at both ends of the waterway shown on the map of location.

The plans will show in figures the least clear height of the lowest part of the superstructure over navigation openings, with reference to the planes of mean high water and mean low water if the bridge is to cross tidal waters; if the waters are nontidal, to the planes of extreme high water, ordinary boating water, and low water; and, if records of river heights are available, to the plane above which flood waters have not remained at any time longer than five consecutive days.

If harbor lines have been established at the site of the bridge, their position will be shown on the plans. Each drawing will have a simple title, preferably in the lower right-hand corner.

(e) **STRUCTURAL DETAILS.**—Only those should be shown which are needed to illustrate the effect of the proposed structure on navigation. If the bridge is to be equipped with a draw, the latter will be shown in two positions—closed and open.

V. TO WHOM APPLICATION SHOULD BE PRESENTED

(a) The application and the papers and plans accompanying it should be submitted to the United States District Engineer in charge of the waterway.

JOE H. NAGAKI
PAYETTE, IDAHO

March 28, 1949

The District Engineer
Corps of Engineers, U. S. Army
19 E. Popular Street
Walla Walla, Washington

Attention: Leo M. Buhr, Chief, Operations Div.

Gentlemen:

Reference is made to your letter of March 16, 1949 regarding my application for permit to construct a bridge across a part of Snake River as submitted to you on March 1949.

I am hereby resubmitting the application together with the revised drawings, etc. requested in your letter as follows:

- 5 Copies of application form 92 B with Idaho State Reclamation Engineer's approval
- 5 Copies drawings, revised on march 28, 1949 and approved by Idaho State Reclamation Engineer.
- 5 Copies of Sect. 10, Chapter 58, Idaho Session Laws of 1943.
(These are not required, but are included for information only.)
- 1 List of property owners in vicinity whose interests may be affected.

The legal authority (Idaho Code, Volume 8, Paragraph 42-1805) referred to in your letter is not yet effective in Idaho, because Volume 8 has not been approved by the State of Idaho. It is, however, the same law, word for word, as found in Sect. 10, Chapt., 58, Idaho Session Laws of 1943.

You are advised that Mr. Vern L. Peterson was the former owner of the island referred to in the application. It is understood that Mr. Peterson formerly made an application for a dike at a location approximately three hundred feet down stream from the site designated in my application.

Yours very truly,

JOE H. NAGAKI

Copy to: State Reclamation Engineer ✓
Boise, Idaho

20491

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) January 6, 1949

(P. O.) Rt #2 Payette, 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 Independent Enterprise of Payette, Idaho published in the county in which the works are situated.

x Joe H. Nagaki

(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.

20991

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE.

Notice is hereby given that at 10:00 A. M. on the 31st day of March, 1950, at Payette, County of Payette, State of Idaho, before Herman Welker, Notary Public, proof will be submitted of the application to beneficial use of 4.0 cubic feet per second of the waters of Snake River in accordance with the terms and conditions of Permit No. 20991 heretofore issued by the State Reclamation Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Joe H. Nagaki, Rt. No. 2, Payette, Idaho.

The use to which said water has been applied is Irrigation and Domestic.

The amount applied to beneficial

use is 4.0 cubic feet per second.

The place where said water is used: An island in the Snake River of approximately 200 acres more particularly described as Lots 5, 6 and 7 in Section 15, Twp. 9 N., Range 5 West, B.M.; and Lots 5 and 6 in Section 22, Twp. 9 N., Range 5 West, B.M. plus accretions.

The name or the canal or ditch or other works by which said water is conducted to such place of use is Nagaki lateral ditches.

The right to take water from such works is based upon Permit No. 20991.

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 March 18, 1949.

MARK R. KULP,
State Reclamation Engineer

M9-M30.

3-9-50