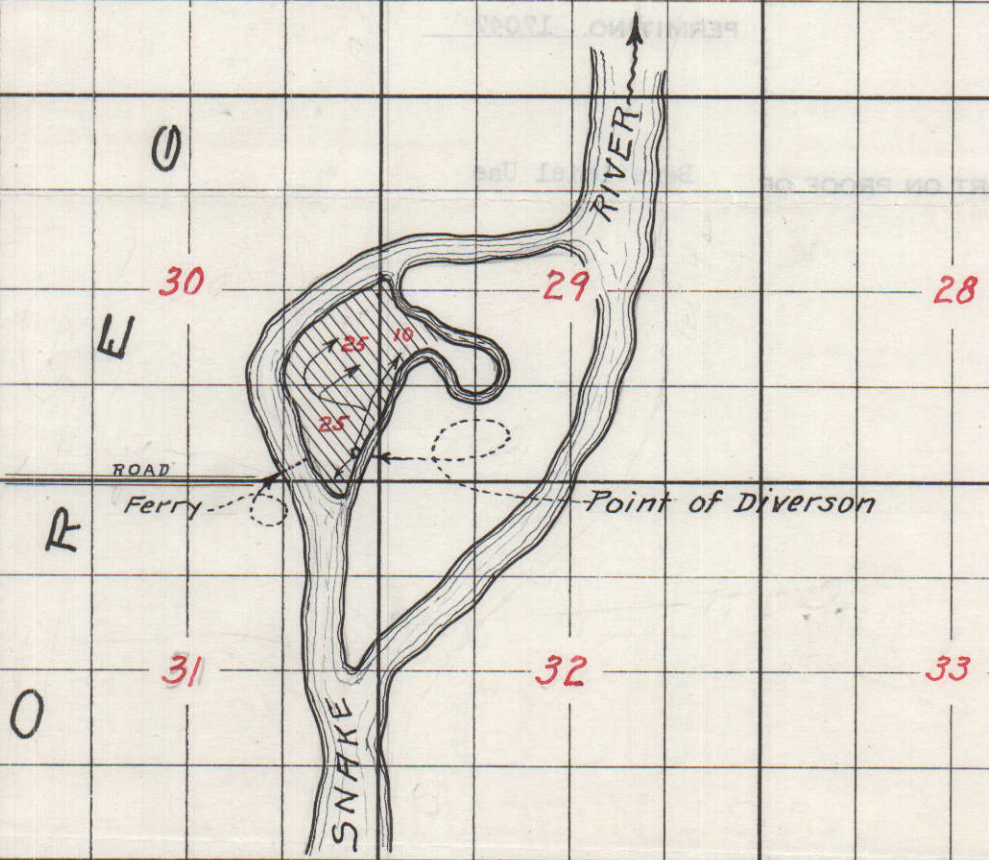


STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE
REPORT OF ENGINEER



STATE OF IDAHO }
County of Payette } SS.

Geo. L. Whorton

being

duly sworn deposes and says: That he is the publisher....
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 Dec 7, 1939, 19..... and ending with

the issue of Dec. 28, 1939, 19.....

Geo. L. Whorton

Subscribed and sworn to before me this 6"

day of Jan....., 19 40

Lillian Wilson

Notary Public for Idaho. Residence, Payette, Idaho

Ex-officio Recorder

17047

**NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICATION OF WATER.**

To Beneficial Use

Notice is hereby given that at 10 A. M. on the 6th day of January, 1940, at Payette, County of Payette, State of Idaho, before Lillian Wilson, County Recorder, proof will be submitted of the application to beneficial use of 2 cubic feet per second of the waters of Snake River in accordance with the terms and conditions of Permit No. 17047 heretofore issued by the Commissioner of Reclamation of the State of Idaho.

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

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

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

The place where said water is used: Lot 6, Sec. 29; Lots 1 and 2, Sec. 30; Lot 2, Sec. 31, Township 7 N. Range 5 W., Boise Meridian.

The name of the canal or ditch or other works by which said water is conducted to such place of use is Pumping plant, 700 feet concrete ditch, and mile dirt ditch.

The right to take water from such works is based upon Permit No. 17047.

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

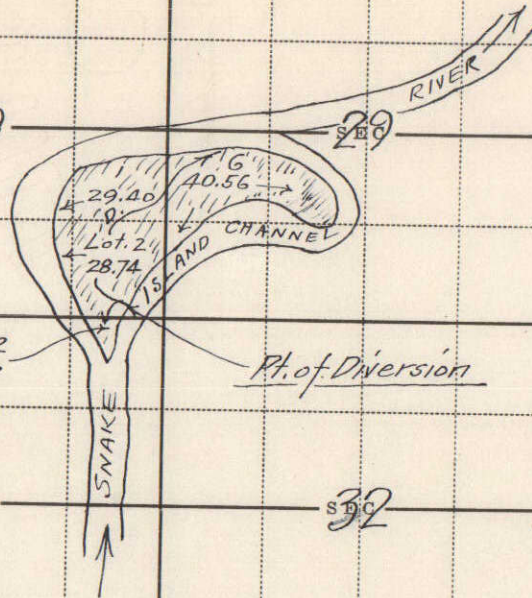
The date of priority which said user is prepared to establish is January 28, 1929.

JAMES SPOFFORD,
Commissioner of Reclamation.
D7-D28.

NAME OF APPLICANT

Oliver H. Bodmer

Prop. 7 N. R. 5 W. B. M. Ida.



17047

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 17047/02-2408 ⁰³⁻²⁰⁵⁴ Priority Jan. 28, 1929 Amount 1.2 cfs

THIS IS TO CERTIFY, that ERNEST A. BODMER
of Nyssa, Oregon, has complied with the terms and conditions of Permit
No. 17047/02-2408 issued pursuant to Application for Permit dated January 28, 1929,
and has submitted proof to the Department of Water Administration on January 6, 1940,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 1.2 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from the Snake River
tributary of the Columbia River, is hereby confirmed in the following amounts:

Amount 1.2 cfs for Irrigation from March 15 to Nov. 15 (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Subject, however, to the condition that no more than 1.2 cfs of water be diverted at
any one time, said waters to be diverted within ~~the~~ _____

Lot 2 of Sec. 30, Twp. 7 N, Rge. 5 W, B.M.

in the county of Payette; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 270 acre feet per year or _____
4.5 acre feet per acre.

Description and location of place of use:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
7 N	5 W	29										10							10
												(lot 6)							
		30													25			25	50
														(lot 1)			(lot 2)		

Total number of acres irrigated 60

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 8 day of
December, 19 72.


Director

02-2408

65-2361

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

02-2408

Application No. 24042
Permit No. 17047
District No.

1. Name of Applicant: Ernst A. Bodmer,

Postoffice address: Nyssa, County: Malheur, State: Oregon.

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: 2 cubic feet per second.

3. Source of water supply: Snake River (Island / channel) which is a tributary of Columbia River

4. Location of point of diversion: feet distant from the

corner of Section , T. , R. , B. M., and is in the Lot 2

of Section 30 , T. 7 N. , R. 5 W. , B. M., County of Payette

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: \$ 1000.00

8. Kind of works: Pumping plant, concrete sump 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 3 feet; width at water line 3 1/2 feet; depth of water 2

feet; dimensions of flume

Diameter of pipe inches; length of conduit 3/4 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.

15. (a) Is reservoir to be used? **No.** If so, fill in (b) and (c) below.
 (b) Name of Reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

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

Ernst A. Bodmer Applicant.

By

T. B. Chapman

Agent.

Date of first receipt at Department of Reclamation: 9 A. M. January 28, 1929

Returned to applicant for correction:

Corrected application received:

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is 17047

Recorded in Book 61 Page 17047 Approved January 28, 1929

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before March 27, 1929

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 28, 1931

The whole of said work to be completed on or before January 28, 1934

Beneficial use of water appropriated in accordance herewith, to be made on or before January 28, 1940

Witness my hand this 28th day of January, 1929

GEO. N. CARTER.
Commissioner of Reclamation.

Remarks:

14.

[illegible]

December 11, 1972

Re: Permit No. 17047/02-2408

Mr. William F. Ringert
Anderson, Kaufman, Anderson & Ringert
P.O. Box 2773
Boise, Idaho 83701

Dear Mr. Ringert:

Enclosed herewith is a copy of the Water License issued on the above referenced permit.

Also enclosed is departmental receipt No. 9089 in the amount of \$6.00 covering the licensing fee.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enc: Copy of license
Receipt #9089

02-2408

ANDERSON, KAUFMAN, ANDERSON AND RINGERT
LAWYERS

IDAHO BUILDING
BOISE, IDAHO 83701

EUGENE H. ANDERSON
SAMUEL KAUFMAN
RICHARD ANDERSON
WILLIAM F. RINGERT
D. BLAIR CLARK

AREA CODE 208
TELEPHONE 342-4591
POST OFFICE BOX 2773

November 29, 1972

Mr. Bobby D. Fleenor
Assistant Director
Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

Re: Permit No. 17047/02-2408

Dear Mr. Fleenor:

I write as attorney for Mr. J. A. Albertson of Boise, Idaho.

The matter of the pre-cancellation notice with respect to the above-numbered permit has been referred to me.

It appears to me that all that needs to be done in order to enable your Department to issue a license under the permit is payment of the \$6.00 licensing fee. Accordingly, I enclose herewith our check in the amount of \$6.00 in payment of the licensing fee.

Please issue the license under the above-numbered permit and forward it to me.

Yours very truly,

ANDERSON, KAUFMAN, ANDERSON & RINGERT

By


William F. Ringert

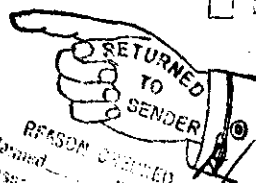
WFR:sa
Enclosure
cc: Mr. J. A. Albertson

02-2468

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
Statehouse - Annex 2
Boise, Idaho 83707



- ☐ Moved, but no address
- ☐ No such number
- ☐ Moved, not forwardable
- ☒ No longer known



REASON RETURNED
Undelivered _____
Address unknown _____
Insufficient Address _____
No such street _____
No such office in state _____
Do not re-mail in this envelope

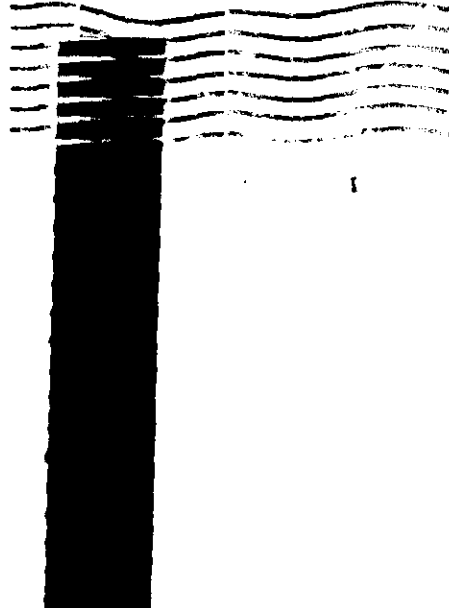
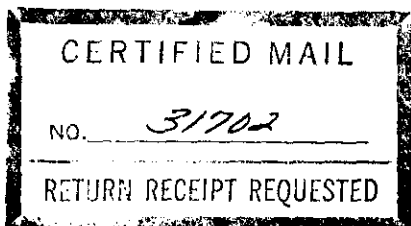
Ernst A. Bodmer

435 N.W. 3rd St.

Ontario, OREGON

h52

Name 3858
2nd Notice _____
1st Notice _____
Return 8-17



Card
Returned
in mail

804208

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

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



R. Keith Higginson
Director

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

August 1, 1972 CERTIFIED MAIL

Re: Permit No. 17047 (New No. 02-2408)

Ernst A. Bodmer
435 N.W. 3rd St.
Ontario, Oregon

Dear Mr. Bodmer:

It appearing to the Department of Water Administration that the terms and conditions of Permit 17047/02-2408 to appropriate the public waters of the State of Idaho have not been complied with as to failure to submit licensing fee in the amount of \$6.00,

you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended, said permit is hereby held for cancellation, and you are required to show cause before the Director of the Department of Water Administration on or before September 11, 1972, why said permit should not be cancelled.

Permit 17047/02-2408 claims the use of 2.0 cubic feet per second of water from the Snake River, the point of diversion was to be located within ~~the~~ Lot 2, Sec. 30, Twp. 7 N, Rge. 5 W, B.M. and the permit was approved January 28, 1929.

R. KEITH HIGGINSON
Director

cc: Albertson's Ranch
Gambel Island
Nyssa, Oregon

02-2408

August 1, 1972

Re: Permit No. 17047/02-2408 - Ernst A. Bodmer

Albertson's Ranch
Gambel Island
Nyssa, Oregon

Gentlemen:

We have been advised by the Payette County Assessor's Office that you own land covered under the above referenced permit as follows:

Lot 8 of Sec. 29; Lots 1 & 2 of Sec. 30; Lot 2 of Sec. 31;
Twp. 7 N, Rge. 5 W, B. M.

Enclosed you will find a copy of the pre-cancellation notice that is on this date being forwarded to the permit holder of record. If you are interested in acquiring the water right for this property, please contact this office within the limits of the pre-cancellation notice enclosed.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enclosure

02-2408

August 1, 1972 CERTIFIED MAIL # 31702

Re: Permit No. 17047 (New No. 02-2408)

Ernst A. Bodmer
435 N.W. 3rd St.
Ontario, Oregon

Dear Mr. Bodmer:

It appearing to the Department of Water Administration that the terms and conditions of Permit 17047/02-2408 to appropriate the public waters of the State of Idaho have not been complied with as to failure to submit licensing fee in the amount of
\$6.00,

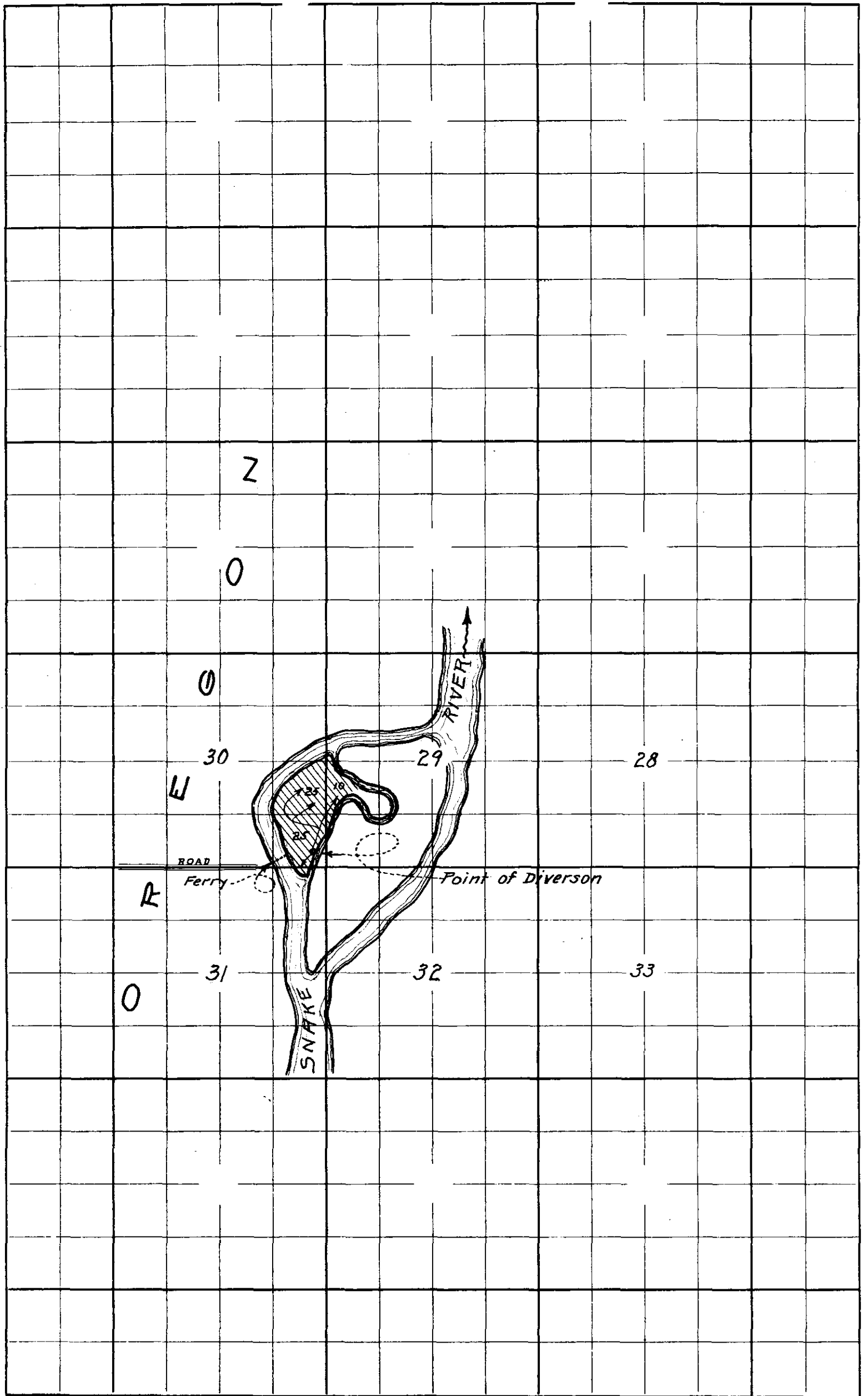
you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended, said permit is hereby held for cancellation, and you are required to show cause before the Director of the Department of Water Administration on or before September 11, 1972, why said permit should not be cancelled.

Permit 17047/02-2408 claims the use of 2.0 cubic feet per second of water from the Snake River, the point of diversion was to be located within ~~xxx~~ Lot 2, Sec. 30, Twp. 7 N, Rge. 5 W, B. M. and the permit was approved January 28, 1929.


R. KEITH HIGGINSON
Director

cc: Albertson's Ranch
Cambel Island
Nyssa, Oregon

02-2408



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 17047

REPORT ON PROOF OF Beneficial Use

E. R. 1.2 10/10/11
John H. 10/10/11
J. H. 10/10/11

Ernst A. Bodmer
Nyssa, Oregon

Permit No. 17047

Examination for Beneficial Use

County Payette

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 a 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.
-

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 17047

This proof is for Beneficial Use

In Water District No. _____

1. Name of applicant Ernst A. Bodmer, Nysaa, Oregon

2. Source of water supply: Snake River

3. Location of point of diversion: Is in the Lot 2 of Section 30

T. 7 N. R. 5 W. B.M. County of Payette

4. Describe works as they exist, giving dimensions and capacities of same: Pump house equipped with Gillett pump;; pump driven by five horse power motor; water is elevated 12 feet through an 8 inch pipe and 700 feet of 12 X 14 inch concrete flume and thence by ditches of 2½ X 1 foot cross section.

5. Water is used for: Irrigation and domestic purposes

6. 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 for other than irrigation): Lot 6, Section 29;

Lots 1 & 2 Section 30;

Lot 2 Section 31; All in Township 7 North, Range 5 West, 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? Columbia River

Remarks: _____

This examination was made on the 23rd day of April, 1940

(Signed)

Fred A. Johnson

Examiner.

17047

Ontario C.E. Apr. 14-57

A. B. Hamer-
Rout-2 Parma
Inda.

Dear Sir:-

Rec'd. letter & papers & letter
yesterday & will do the best I can
for you, but for Mr. Bodmer signing
them is impossible, as he is in
the Sanitarium in Pendleton Ave.
& it would not be possible for him
to sign anything. But hope this
will be of help to you.

Yours Truly
Mrs Mary E Bodmer-
435-M-W-3rd St

Ontario

Ave - 17047

A S S I G N M E N T

For value received, I hereby assign all my right, title, and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. 17047 to A B Hann of Parma Idaho

Permit holder.

Mrs. Mary E. Bodmer
Wife of Permit holder.

Oregon
State of ~~Idaho~~)
) ss
County of Malheur)

On this 14 day of April, 19 51, before me, a Notary Public for the State of ^{Oregon} ~~Idaho~~, residing at Ontario, Ore, personally appeared Mrs. Mary E. Bodmer, known to me to be the person whose name is subscribed to the within instrument, and duly acknowledged to me that s he executed the same.

In witness whereof, I have hereunto set my hand and affixed my Notarial seal, the day and year in this certificate first above written.

Carl Schuchter
Notary Public, residing at Ontario, Ore

My commission expires Jan 3, 1953

17047

✓
March 31, 1951

Re: Permit No. 17047

Mr. A. B. Hann
Nyasa, Oregon

Dear Mr. Hann:

We acknowledge receipt of your Application for Amendment to the point of diversion in Permit No. 17047 and note your inquiry in regard to making Proof of Beneficial Use.

According to the records in this Department, this Permit is in the name of Ernst A. Bodmer, who made Proof of Beneficial Use on January 8, 1940. On March 10, 1941, this Department wrote Mr. Bodmer that the report of the Field Engineer showed that the works were capable of conducting to the place of use 1.2 cubic feet per second (or 60 inches) of water for the irrigation of land in Lot 6, Section 29, and Lots 1 and 2, Section 30, Township 7 North, Range 5 West, B.M., and upon receipt of the statutory fee of \$6.00, a License would be issued for 1.2 cubic feet per second of water from Snake River.

If you will furnish this Department with an Assignment or Deed or other instrument conveying this Permit to you, such instrument will be recorded in this Department and the License can be issued in your name.

The minimum fee for recording such instrument is \$.50 and it may be more if the instrument is of greater length.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh
Enc.

17047

Mark R. Kulp,
State Reclamation Engineer
State House
Bismarck, Idaho.

approved - 1-28-1929

Certification of Completion of
works - 1-22-1934

Proof of beneficial use
was due 1-28-40 - not
made -

Ernest A. B. [unclear]

This water has been put to
beneficial use. at least
several years prior to the time
I purchased this island.

I am now pumping with
a 4; 3 and 3" pump with
a total of 20 h.p.

If there is any special
form that I must use
please send the same to me

yours truly
A. B. Hand

over

RECEIVED
MAR 31 1951
Department of Reclamation

17047

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. 17047

Comes now A. B. Hann 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. 17047;

That the point of diversion is described in said Permit as
being located Lot 2 Sec. 30 Twp 7N-R5W-BM, and conveyed to the place
of use through the a ditch, as per map
filed herewith.

That he now requests that the point of diversion be changed
to a point located Lot 6 Sec 29 Twp 7N-R5W BM,
and conducted to the place of
use through the river ditch, as per map above referred
to.

That his reasons for desiring to make such change are as fol-
lows: To make use of water under
permit # 17047

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

Signed at Parma Idaho this 30 day of March 1951

A. B. Hann

Date of receipt at Department of Reclamation March 31, 1951

APPROVAL OF STATE RECLAMATION ENGINEER

I, _____ 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. _____. 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.

17047

State Reclamation Engineer

March 10, 1941

Re: 17047

Mr. Ernst A. Bodmer
Nyssa, Oregon

Dear Mr. Bodmer:

A short time ago we received our field engineer's report on proof of Beneficial Use under the above numbered permit.

Our engineer found that the works would be capable of conducting to the place of use 1.2 cubic feet per second; and inasmuch as the land you are irrigating covers a portion of three forties, the statutory fee will amount to \$6.00.

Upon receipt of this fee, a license will be issued.

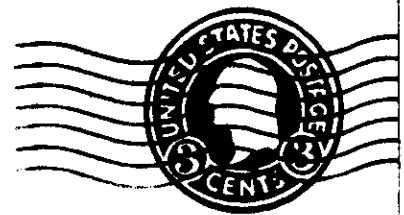
Very truly yours,

E. W. BEGG
Commissioner of Reclamation

By
Chief Clerk.

ml.

17047



Mark R Gulp
State Reclamation Engineer
State House
Boise Idaho

17047

January 9, 1940

Re: Permit No. 17047

Mr. Ernst A. Bodmer,
Nyasa, Oregon/

Dear Sir:-

This will acknowledge receipt of the deposition of the holder, the depositions of two witnesses, and the affidavit of publication from the Payette Independent-Enterprise, all in connection with beneficial use proof under the above numbered permit.

Before final action can be taken in this 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, since the department has but one field engineer, who makes examinations all over the State.

However, Mr. Tolman, Field Engineer for this Department, will contact you at the time set for examination, so that you may show him over the grounds.

After his report is on file in this office you will be further notified as to fees before the issuance of your license.

Very truly yours,

JAMES SPOFFORD
Commissioner of Reclamation
By

JLA

Chief Clerk

17047

**NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICATION OF WATER.**

To Beneficial Use

Notice is hereby given that at 10 A. M. on the 6th day of January, 1940, at Payette, County of Payette, State of Idaho, before Lillian Wilson, County Recorder, proof will be submitted of the application to beneficial use of 2 cubic feet per second of the waters of Snake River in accordance with the terms and conditions of Permit No. 17047 heretofore issued by the Commissioner of Reclamation of the State of Idaho.

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

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

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

The place where said water is used: Lot 6, Sec. 29; Lots 1 and 2, Sec. 30; Lot 2, Sec. 31, Township 7 N. Range 5 W., Boise Meridian.

The name of the canal or ditch or other works by which said water is conducted to such place of use is Pumping plant, 700 feet concrete ditch, and mile dirt ditch.

The right to take water from such works is based upon Permit No. 17047.

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 28, 1929.

JAMES SPOFFORD,
Commissioner of Reclamation.
D7-D28.

STATE OF IDAHO }
County of Payette } SS.

Geo. L. Whorton

being

duly sworn deposes and says: That he is the publisher.... 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 Dec. 7, 1939, 19..... and ending with

the issue of Dec. 28, 1939, 19.....

Geo. L. Whorton

Subscribed and sworn to before me this 6th

day of Jan'y, 1940

Lillian Wilson

Notary Public for Idaho. Residence, Payette, Idaho

Ex-Officio Recorder

17047

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 17047

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Ernest A. Bodmer, Nyssa, Oregon - farmer
residence - 3 miles down the Snake river from Nyssa Ore,
in Idaho, Payette county.

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. #17047 date of priority Jan. 28, 1929. date of Permit July 1919.

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

Ans. Snake river Lot 2 - Sec 30
1N-5W

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. own pump - electric - 130 inches 2 cubic feet per
700 feet concrete ditch from end second.
of concrete across place a dirt ditch,
1 mile

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. Irrigating ranch 60 acres - cultivated
plowed land leveled.
Cleared of stumps.
Lot 6, Sec 29; Lots 1 and 2, Sec. 30; Lot 2, Sec 31,
Twp. 7 N. R. 5 W B M.

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

Ans. _____

17047

JAN 5 1940

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

Ans. all of the 130 inches

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. _____

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

Ans. 21 years. three irrigating ditches - am getting more water now than ditches were completed
Been adding to acreage each year until now is 60 acres.

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. _____

(Sign) Ernst A Bodmer

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 6th day of January, A. D. 1940.

William Wilson
Clark of the District Court
Ex-officio Recorder.

My commission expires _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 17047

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. E. A. Klevin - 55 - 1 1/2 miles ^{north} from Payette
Payette, R # 2, Idaho

Ques. 2. Are you acquainted with Ernest A Bodmer, the holder of Permit No. 17047? How long have you known him and where does he reside?

Ans. 40 years acquaintance - resides
in Idaho 3 miles from Nyssa Oregon

Ques. 3. Have you read or heard read said Permit No. 17047, 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 - 3 miles down Snake river
from Nyssa Oregon in ^{Payette county} Idaho Electric pump
700 feet of concrete ditch and 1 mile
dirt 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. 130 inches - ditch would safely conduct
more

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each sub-division 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 improvement which have been made as a direct result of said use.

Ans. Irrigation - general farming
60 acres in Lot 6 Sec. 29. Lots 1 and
2 Sec. 30; Lot 2 Sec. 31 Twp. 7. N. R. 5
W. B. M. cultivated

17047

OK HD

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

Ans. _____

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. 130 inches silt soil 60 acres
all leveled and graded under cultivation

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. last 3 years have seen water used
and crops grown

(Signed) E. A. Hewitt

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 ~~day~~ 6th day of January, A. D. 1940

Lillian Wilson

Notary Public

My commission expires _____

Ex officio Recorder

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 17047

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. Leland Barber - 37 - Payette, Idaho - Iowa Ave -
Safeways Stores managers - Payette, Idaho

Ques. 2. Are you acquainted with Ernst A Bodmer, the holder of Permit No. 17047? How long have you known him and where does he reside?

Ans. Yes, I have known him 6 years.
resides in Idaho 3 miles from Nyssa Oregon

Ques. 3. Have you read or heard read said Permit No. 17047, 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 - 3 miles down Snake river
from Nyssa Oregon, ^{Payette County Idaho} Electric pump - 700 feet of
concrete ditch and 1 mile dirt 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. 130 inches - ditch would safely conduct more,

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each sub-division 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 improvement which have been made as a direct result of said use.

Ans. Irrigation - general farming
60 acres in Lot 6 Sec. 29; Lots 1 and 2 Sec.
30; Lot 2. Sec. 31 Twp. 7 N R. 5 W B. M.

17047

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

Ans. _____

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. 130 inches silt soil - 60 acres
all leveled and graded - under cultivation

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. Each year - have seen water used
and crops grown.

(Signed)

Richard Barber

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 day of 6th of January, A. D. 1940

Lillian Wilson

Notary Public

My commission expires _____

Ex officio Recorder



**NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICATION OF WATER.**

To Beneficial Use

Notice is hereby given that at 10 A. M. on the 6th day of January, 1940, at Payette, County of Payette, State of Idaho, before Lillian Wilson, County Recorder, proof will be submitted of the application to beneficial use of 2 cubic feet per second of the waters of Snake River in accordance with the terms and conditions of Permit No. 17047 heretofore issued by the Commissioner of Reclamation of the State of Idaho.

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

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

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

The place where said water is used: Lot 6, Sec. 29; Lots 1 and 2, Sec. 30; Lot 2, Sec. 31, Township 7 N. Range 5 W., Boise Meridian.

The name of the canal or ditch or other works by which said water is conducted to such place of use is Pumping plant, 700 feet concrete ditch, and mile dirt ditch.

The right to take water from such works is based upon Permit No. 17047.

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 28, 1929.

JAMES SPOFFORD,
Commissioner of Reclamation.

D7-D28.

Sub. Ent. 1940
Due 7-7-40
ANOTHER SUMMONS

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

Re: Permit No. 17047

Date . December 5, 1939

**Payette Independent-Enterprise,
Payette, Idaho**

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **January 6, 1940**, the date set for **beginning with your issue of December 14th** proof/ the expense of the publication to be paid by the applicant,

Ernst A. Bodmer, Nyssa, Oregon

to whom you should furnish proof of publication on or prior to the date for proof.

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

Very truly yours,

JAMES SPOFFORD

Commissioner of Reclamation

17047

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

Re: Permit No. 17047
Ernst A. Bodmer

Boise, Idaho,

December 27, 1939

Lillian Wilson,
County Recorder,
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. 17047

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 January 6, 1940, 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 Lillian Wilson, County Recorder

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,

JAMES SPOTTORD
Commissioner of Reclamation.

17047

December 5, 1939

Re: Permit No. 17047

Mr. Ernst A. Bodmer,
Nyssa, Oregon

Dear Mr. Bodmer:

We are in receipt of your letter of December 4th, in which you suggest that publication of notice in connection with beneficial use proof under the above numbered permit start on December 14th.

We have accordingly sent the notice to the Payette Independent-Enterprise, with instructions to publish it once a week for four consecutive weeks, beginning with the issue of December 14th.

Inasmuch as you have not designated the date upon which this proof would be made, we have set Saturday, January 6th, 1940, as the last publication will be made on January 4th.

About ten days prior to that date we shall send to Lillian Wilson, County Recorder, depositions, consisting one for the holder and one for each of two witnesses, so that she may have them in ample time for the proof.

On the date designated, January 6th, at ten o'clock A.M., you should appear at her office, with two disinterested witnesses, who are familiar with the terms of the permit, and the works constructed thereunder, for the purpose of executing the depositions.

Very truly yours,

JAMES SPOFFORD

Commissioner of Reclamation

By

JLA

Chief Clerk

17047

Nyssa, Oregon, December 4, 1939

Hon. James Spofford,
Comissioner of Reclamation,
Boise, Idaho

Dear Sir :

Re: Permit #17047

Replying to your letter of the 1st. I would suggest that the first notice be advertised in the paper on December 14th.

Yours very truly,

Ernst A Bodmer

Ernst A. Bodmer.

17047

December 1, 1939

Re: Permit No. 17047

Mr. Ernst A. Bodmer
Nyssa, Oregon.

Dear Sir:-

We are in receipt of your letter of November 29th, in which you enclose duplicate notice of beneficial use proof under the above numbered permit, and your authorization for us to have the notice published in the Independent-Enterprise of Payette, Idaho.

We have filled in the blank with your name and address as the holder of the permit- but it will be necessary to change the date which you have set for making the proof.

The notice has to be advertised for four consecutive weeks prior to this date- and for that reason the proof cannot be made on December 12th- as the first notice cannot appear until next week's issue of the paper- of December 7th- and the final publication on December 28th.

Any time after December 28th will therefore be all right, and we shall await your further advices as to the time convenient to you before sending to the newspaper. Please let us hear from you at your earliest convenience.

Very truly yours,

JAMES SPOFFORD

Commissioner of Reclamation

By

Chief Clerk

JLA

17047

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) Dec. 1, 1939.

(P. O.) Nyssa, Oregon.

TO THE COMMISSIONER OF RECLAMATION:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
~~The Nyssa State City Journal,~~ ~~Nyssa, Oregon~~
Independent Enterprise of Payette, Idaho, published in
the county in which the works are situated.

Ernest A Bodmer

(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.

17047

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10 A. M. on the 6TH day of January, 1940
at Payette, County of Payette, State of Idaho, before
Lillian Wilson, County Recorder, proof will be submitted of the
application to beneficial use of 2 cubic feet per second of the waters of
Snake River in accordance with the terms and conditions of Permit No. 17047
heretofore issued by the Commissioner of Reclamation of the State of Idaho.

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

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

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

The place where said water is used (if for irrigation, give full and accurate description of the
lands irrigated) Lot 6, Sec. 29; Lots 1 and 2, Sec. 30; Lot 2, Sec. 31,
Township 7 N. Range 5 W, Boise Meridian

The name of the canal or ditch or other works by which said water is conducted to such place
of use is Pumping plant, 700 feet concrete ditch, and mile ~~apex~~ ^{ditch}

The right to take water from such works is based upon Permit No. 17047

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 Jan. 28, 1929.

JAMES SPOFFORD

Commissioner of Reclamation.

17047

Nyssa, Oregon, Nov. 29, 1939

Hon. James Spofford,
Commissioner of Reclamation,
Boise, Idaho

Dear Sir :

Re: Permit No. 17047

In response to your letter of Nov. 7th. I am enclosing herewith notice for publication of proof in duplicate, and authorization for publication.

Referring to the Notice of Proof: "The name and postoffice address of the person or corporation holding said permit are", I have left blank for the reason that I do not seem to be in possession of said permit. With reference to Permit No. 17047, I have a notice from the Commissioner under date of Jan. 28, 1929, which states: "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 same page." On this notice the following notation appears: "Certified copy of Permit 17047 mailed to T. B. Chapman, Box 985, Boise, Idaho." If this is the desired information will you please insert in the Notice enclosed.

Yours very truly,

Ernst A. Bodmer
Ernst A. Bodmer.

17047

November 7, 1939

Re: Permit No. 17047

Mr. Ernst A. Bodmer,
Nyssa, Oregon

Dear Sir:-

We are in receipt of your letter of November 5th, in reply to our notice of beneficial use proof due under the above numbered permit on or before January 28, 1940.

If you will refer to your permit you will note that proof of completion of works was to be made on or before January 28, 1934- and this proof was made and Certificate of completion of works issued.

Also that proof of application of water to beneficial use was to be made on or before January 28, 1940- thus allowing you an additional six years within which to make the final proof. And it is these proofs which must be made in order to complete your permit.

To do this, it is necessary to publish a notice, on the forms which we sent you, for four consecutive weeks prior to the date on which proof is to be made- and on the date set you and two witnesses must appear before a Notary Public, whom you may designate in the notice, and execute forms of deposition, which will be sent out by this department.

Please, therefore, complete the Notices, filling in the hour, day, place and name of Notary; and also fill in the authorization for us to have this notice published in a newspaper in your county- and return all papers to us not less than forty days before the date set for proof, in order to allow time for publication.

17047

Very truly yours,

JAMES SPOFFORD

Commissioner of Reclamation

JLA

By

Chief Clerk

Nyssa Or 11/5/39

Mr James Spofford
Dear Sir.

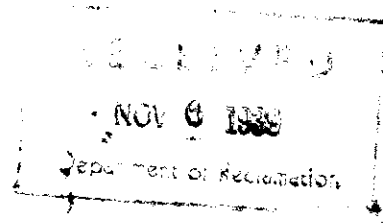
Reed blanks to fill out in regard to
Permit No 17047 I dont quite
under stand it as I have proved up
got the deed + suppose d every thing
was O.K now we pump our water out of
Snake River

Y ours Truly
EAB odmer

due 1-28-34 -

Cof W. for 2. SF.

(B. U. Due Jan 28, 1940)



17047

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

Re: Permit No. 17047

November 2, 1939

Ernst A. Bodmer
Nyssa, Oregon

Dear Sir:

I enclose herewith blank notice for proof of application of water to beneficial use under your Permit No. 17047, which should be filled out and returned to this office at least 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 January 28, 1940, 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.

Yours truly,

~~B. W. FADIS~~ JAMES SPOFFORD
Commissioner of Reclamation

17047

January 23, 1934

Re: Permit No. 17047

MR. ERNST A. BODMER
Nysaa,
Oregon

Dear Sir:

Enclosed herewith you will find Certificate of Completion of Works which has been issued under the above permit, confirming completion of the works to a capacity of 2 second feet of water. Also our office receipt for \$5.00.

The last proof concerns the actual application of the water to beneficial use and in your case, since the purpose is for irrigation, the number of acres of land that are at present or will be irrigated. Before this proof is offered a publication must be made once a week for four consecutive weeks, in some newspaper in Payette County. Shortly after the publication has been completed, depositions, which are furnished by this office, must be executed by the holder of the permit and two disinterested witnesses who are familiar with the terms of the permit and the lands that are being irrigated.

Upon receipt of these papers, if they are in proper form, a field examination is ordered and upon receipt of the field engineer's report the permit holder is notified as to fees due, which amount to \$2.00 for each forty orpportion thereof that is under irrigation and immediately upon receipt of such fee a license will be issued at the rate of one miners inch to the acre.

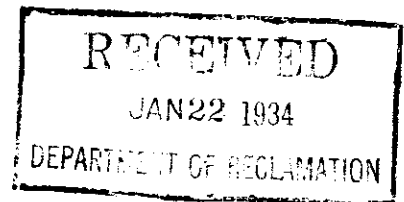
This proof will not be due until January 28, 1940. However, if the water has been fully applied to beneficial use and you are desirous of offering it at the present time, we shall be glad to mail the necessary blanks upon being advised to that effect.

Very truly yours,

17047
H. W. FARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

PLF:RG



Kyssa, Oregon, January 20, 1934.

Mr. R. W. Faris,
Commissioner of Reclamation,
Boise, Idaho

Dear Sir :

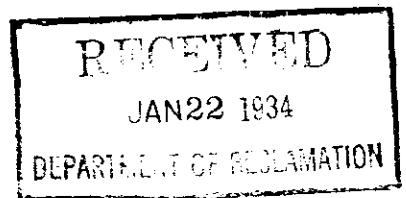
Enclosed please find Proof of Completion of Works
under terms of Permit No. 17047, together with check of Frank
D. Hall in your favor for \$5.00 for Certificate of Completion.

Please send information in regard to the last proof.

Yours truly,

Ernst A Bodmer

17047

Permit No. 17047STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF ~~IDAHO~~ OREGON,
County of Malheur. } ssErnst A. Bodmer, 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. 17047, and that his postoffice address is Nyssa, State of Oregon.Second: That the name of the stream from which said water is to be diverted is Snake River.Third: That the point of diversion of said water is Lot 2 of Section 30, Twp. 7 N., R. 5 W. B. M. County of Payette, IdaFourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by January 23, 1934.Fifth: That the use for which said water is intended is Irrigation & Domestic purposes

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: Pumping plant, concrete sump - Electric driven 4" Gillett pump, lift 12 feet, 9" outlet for 30', 700' Concrete flume, 1/4 mi. ditch
(Reservoir, dam, ditch, flume, pipe or otherwise.)II. Dimensions of work: Concrete flume 12 x 14"(a) Height of dam feet, length of dam at top feet, length of dam at bottom feet. Material used in construction No dam.

(State whether wood, earth, stone or concrete.)

(b) Capacity of reservoir None. acre feet.(c) Size of headgate: Width None feet, height feet.(d) Conduit Ditch width at bottom 3 feet, width at water line 3 1/2 feet, depth of water 2 feet; diameter of pipe 12 x 14 inches, average grade per mile is 5 feet. Length of conduit is 3/4 miles.
(State whether ditch, flume or pipe.) Concrete flumeSeventh: That said works are capable of conducting to the place of intended use Two second feet of water.Eighth: That water appropriated under said permit is available for 100.16 acres of land described as follows:

Twp. 7 N. R. 5 W. Sec. 29, Lot 6	40.56 acres.
" " " " " " 30, Lot 1,	29.40 "
" " " " " " " Lot 2,	28.74 "
" " " " " " 31, Lot 2,	1.46 "

Ninth: Remarks: That Seventh: That said works are capable of conducting to the place of intended use 2 second feet of water is only an estimate.Ernst A Bodmer

(Sign here)

Subscribed and sworn to before me this 20th day of January, 19 34.My commission expires Feb. 25, 1936.ETM Blodgett
Notary Public.

17047

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

MR. ERNST A. BODMER
Nysaa, Oregon

Boise, Idaho, **November 10, 1933**

Dear Sir:—

Under the terms of your permit No. **17047**.....you are required to complete your diversion works on or before **January 28, 1934** 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,

R. W. FARIS

Commissioner of Reclamation.

17047

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 17047

Ernst A. Bodmer
Nyssa, Oregon

Boise, Idaho, **January 28, 1929**

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 third page.

Certified copy of Permit 17047
mailed to T. B. Chapman, Box 985
Boise, Idaho

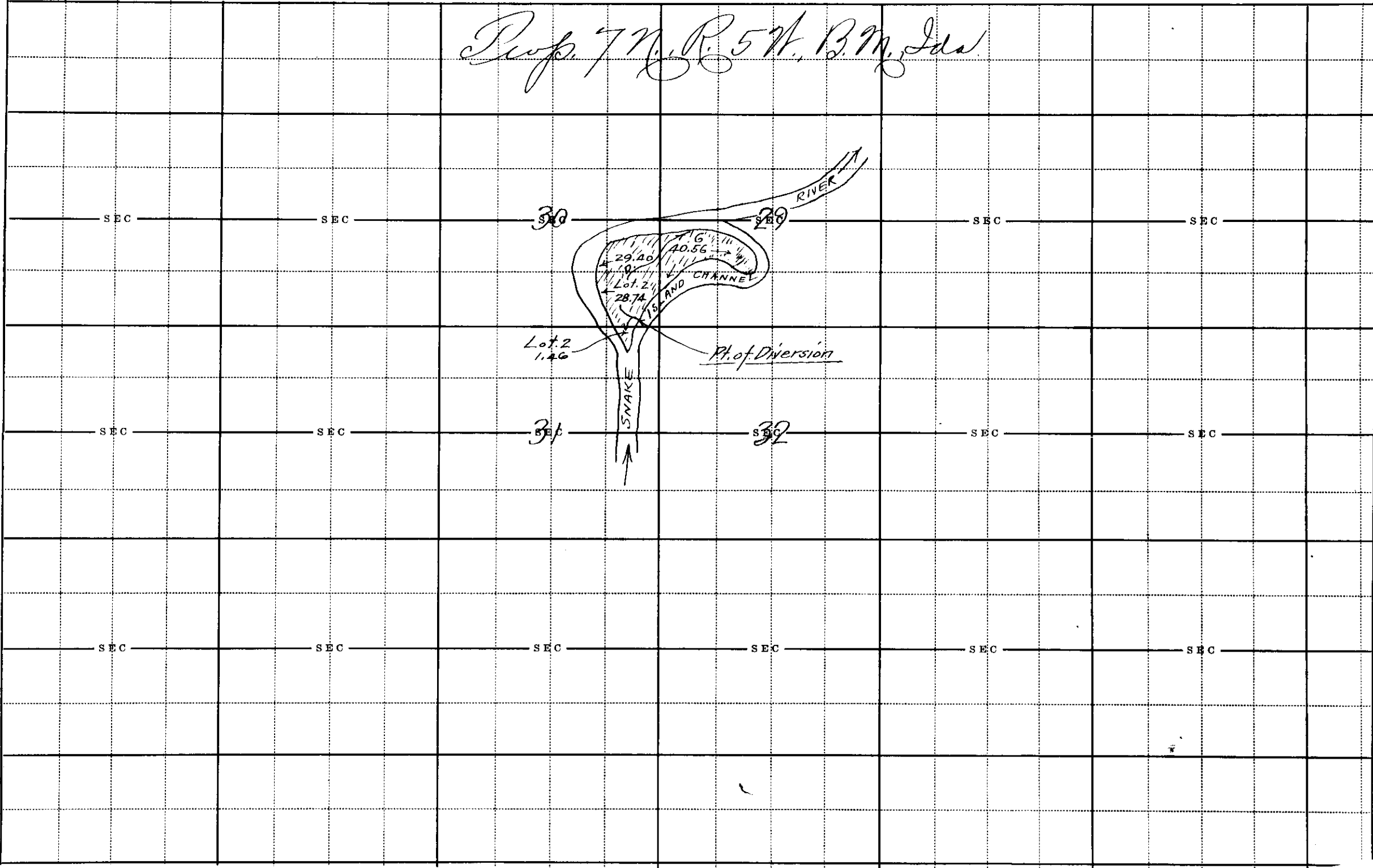
GEO. M. CARTER
Commissioner of Reclamation.

17047

NAME OF APPLICANT

Opore H. Bodmer

Prop. 7 N. R. 5 W. B. M. Ida.



SCALE: 2 INCHES EQUAL 1 MILE. DRAW PLAN IN INK

17047