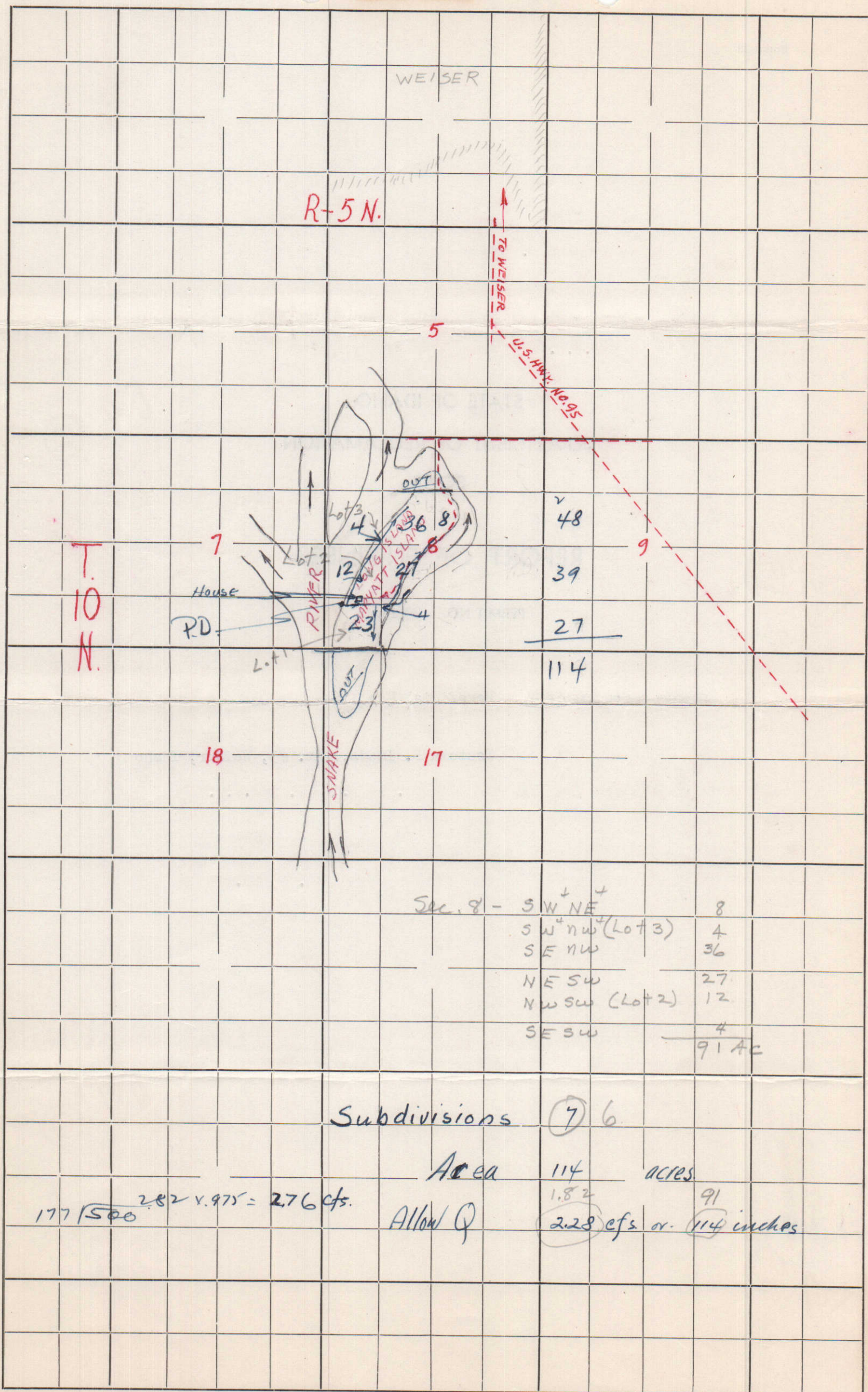




Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

23444

Nº 1347

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Washington } ss.

Claire Hise, being duly sworn,
deposes and says:

That he is the Chief Clerk of THE
WEISER AMERICAN, a weekly newspaper published at
Weiser, in the County of Washington and State of Idaho; that
said paper has been and is in general circulation in the county
aforesaid, and in the vicinity of Weiser; that the advertise-
ment, a copy of which is attached hereto, was published in
said newspaper once a week for 4 consecutive weeks
in the regular and entire issue of said paper during the period
and time of publication, and was published in the newspaper
proper and not in a supplement; that said paper has been
established and regularly published for more than seventy-
eight consecutive weeks prior to the date of first publication
of said advertisement.

Such notice was published in the issue beginning with
October 23, 1961, and ending
with the issue of November 13, 1961.

Claire Hise
Fees, \$ 23.40

Subscribed and sworn to before me this 16 day
of Nov, 1961

John W. Leary
Notary Public, Residing at Weiser, Idaho.

My Commission Expires 4-1-, 1962

RECEIVED

NOV 29 1961

Department of Reclamation

No. 1347
NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICATION
OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00
A. M. on the 27th day of November,
1961, at Weiser, County of Washing-
ton, State of Idaho, before S. B.
Whiting, proof will be submitted of
the application to beneficial use of
2.6 cubic feet per second of the wa-
ters of Snake River in accordance
with the terms and conditions of Per-
mit No. 23444 heretofore issued by the
Department of Reclamation of the
State of Idaho.

The name and postoffice address of
the person holding said permit is
Tsutomu B. Imada, Route No. 3, Wei-
ser, Idaho.

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

The amount applied to beneficial
use is 2.6 cubic feet.

The place where said water is used
(if for irrigation, give full and ac-
curate description of the lands irri-
gated). All of Maryatt Island except
7 acres on North end and that portion
covered by License under permit No.
20122 and all in Sections 8 and 17 of
Township 10 NR 5 WBM, Washington,
County, Idaho.

The name of the canal or ditch or
other works by which said water is
conducted to such place of use is pri-
vate irrigation ditches.

The right to take water from such
works is based upon Permit No. 23444.

The source of supply from which
such water is diverted is Snake Riv-
er in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 8, T. 10 N.,
R. 5 W. B. M.

The date of priority which said user
is prepared to establish is 12-15-52.

GEO. N. CARTER,
State Reclamation Engineer.

59-4s

23444

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

RECEIVED
 OCT 19 1961

Department of Reclamation

Notice is hereby given that at 10:00 A. M. on the 27th day of November, 1961,
 at Weiser, County of Washington, State of Idaho, before
S. B. Whiting, proof will be submitted of the
 application to beneficial use of 2.6 cubic feet per second of the waters of Snake River
 in accordance with the terms and conditions of Permit No. 23444
 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person ~~or corporation~~ holding said permit ~~per is~~

Tsutomu R. Imada, Rt. #3, Weiser, Idaho

The use to which said water has been applied is Irrigation

The amount applied to beneficial use is 2.6 cubic feet

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

All of Maryatt Island except 7 acres on North end and that portion covered
by License under permit #20122 and all in Sections 8 and 17 of
Twp 10 NR 5WBM, Washington County, Idaho

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

The right to take water from such works is based upon Permit No. 23444

The source of supply from which such water is diverted is Snake River in the SW 1/4 Sec. 8, T. 10N. -
R. 5WBM

The date of priority which said user is prepared to establish is 12-15-52

Geo. H. Carter

State Reclamation Engineer.

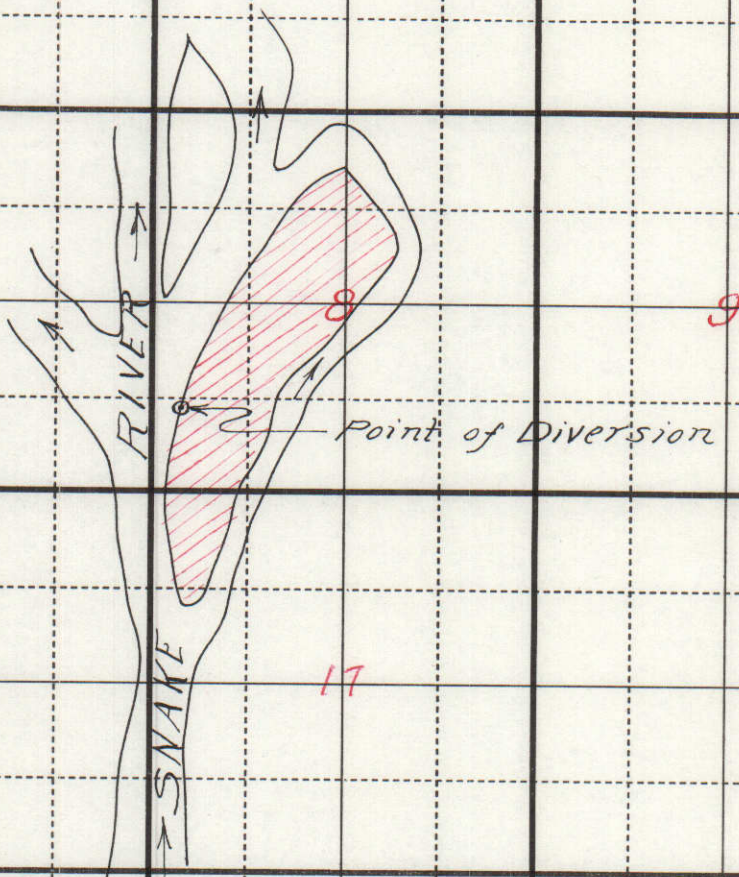
23444

TS

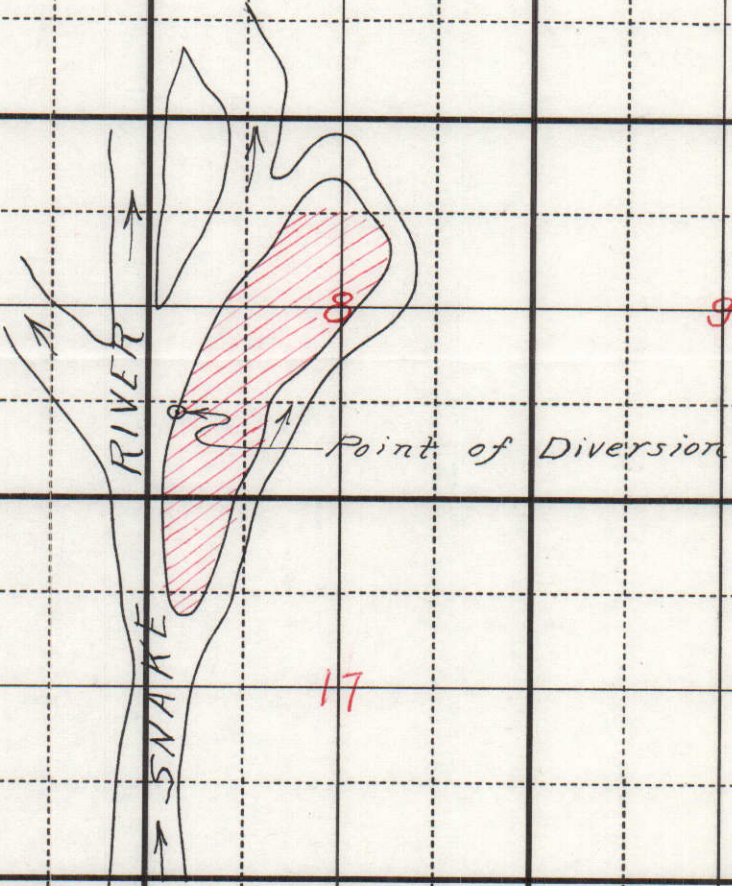
NAME OF APPLICANT _____

Form No. 0

T. 10 N., R. 5 W.



T. 10 N., R. 5 W.



Permit Map No. 23441
As Approved
DEC 26 1952
HARR R. KOLP
Reclamation Engineer

State of Idaho
License and Certificate of Water Right

Water License No. 23444 Amount 1.82 c.f.s.
Water District No. Priority December 15, 1952

THIS IS TO CERTIFY that TSUTOMU B. IMADA
of Weiser, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated December 15, 1952; that Permit No. 23444
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
2.6 second feet, was issued thereunder on October 8, 1957, showing that said works
were completed on the 3rd day of October, 1957; and that on the 27th
day of November, 1961,
TSUTOMU B. IMADA
of Weiser, 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, for the purpose of irrigation
, under Use Permit No. 23444 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
12 of Licenses at page 7274, on the 15 day of May, 1962;
The right hereby confirmed dates from December 15, 1952;
The Point of Diversion is located (Lot 1)
in the SW 1/4 SW 1/4, Sec. 8, Tp. 10N, R. 5W., B. M. County Washington
That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 1.82 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
10 N.	5 W.	8	SW 1/4 NE 1/4 SE 1/4 NW 1/4 SW 1/4 NW 1/4 (L.3) NE 1/4 SW 1/4 NW 1/4 SW 1/4 (L.2) SE 1/4 SW 1/4		8 36 4 27 12 4
			Total number of acres to be irrigated:		91

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
17 day of May, 1962.

RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

2-2103
03-2032

State of Idaho
License and Certificate of Water Right

Water License No. 21620 Amount 5.78 c.f.s.
Water District No. Priority July 24, 1950

THIS IS TO CERTIFY that KENNETH D. & PHYLLIS TIEGS
of Nampa, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated July 24, 1950; that Permit No. 21620
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
6.4 second feet, was issued thereunder on June 3, 1955, showing that said works
were completed on the 26th day of May, 1955; and that on the 25th
day of July, 1961,

KENNETH D. & PHYLLIS TIEGS
of Melba, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of two wells
, a tributary of subterranean flow, for the purpose of irrigation and
domestic, under Use Permit No. 21620 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
12 of Licenses at page 7273, on the 15 day of May, 1962;

The right hereby confirmed dates from July 24, 1950;

The Point of Diversion is located SE 1/4 NE 1/4

in the SW 1/4 SE 1/4, Sec. 17, Tp. 1 N., R. 2 W., B. McCartyon 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 5.78 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
1 N.	2 W.	17	NE 1/4 NE 1/4	40	40
			NW 1/4 NE 1/4	40	40
			SW 1/4 NE 1/4	40	40
			SE 1/4 NE 1/4	40	40
			NE 1/4 NW 1/4	40	33
			NW 1/4 NW 1/4	40	32
			SW 1/4 NW 1/4	40	40
			SE 1/4 NW 1/4	40	40
			NE 1/4 SW 1/4	40	40
			NW 1/4 SW 1/4	40	40
			SW 1/4 SW 1/4	40	40
			SE 1/4 SW 1/4	40	40
			NE 1/4 SE 1/4	40	40
			NW 1/4 SE 1/4	40	40
			SW 1/4 SE 1/4	40	37
			SE 1/4 SE 1/4	40	36

Total number of acres to be irrigated: 618
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 May, 1962.

RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

23441
02-2103

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 31217
PERMIT No. 23444
DISTRICT No.

1. Name of Applicant: **TSUTOMU B. IMADA**

Postoffice address: **Rt. 3, Weiser**

County: **Washington**

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: **130 inches or 2.6**

cubic feet per second.

3. Source of water supply: **Snake River**

which is a tributary of

4. Location of point of diversion:

feet distant from the

corner of Section , T. , R. , B.M., and is in the **SW $\frac{1}{4}$ SW $\frac{1}{4}$ (Lot 1)**

of Section **8** , T. **10 N.** , R. **5 W.** , B.M., County of **Washington**

5. Water is to be used for **Irrigation**

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

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

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

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

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

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

7. Estimated cost of works: \$

8. Kind of works: **Pump, ditches, sprinklers**

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

feet; material used in dam:

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

11. Ditch: Width at bottom **2** feet; width at water line **2 $\frac{1}{2}$** feet; depth of water **2** feet;

dimensions of flume:

Diameter of pipe inches; length of conduit miles.

Average grade per mile feet.

Sprinkler system- Use 6" main and 4" and 3" laterals. Lift varies 6' to 11'

12. The time required for the completion of such work is **Five (5)** years.

13. The time required for the complete application of the water to the proposed use is **Four (4)** 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**

May 17, 1962

Re: Permit No. 23444

Tsutomu B. Inada
Route #3
Weiser, Idaho

Dear Mr. Inada:

Enclosed is License and Certificate of Water Right issued on Permit No. 23444.

Water License 20122 has been issued for 0.74 c.f.s. to irrigate 37 acres in SW₁SW₄ (Lot 1) Sec. 8, NW₁NW₄ (Lot 1) Sec. 17, T. 10 N., R. 5 W. Lot 1 of Section 8, was originally included as a subdivision to be irrigated under this water license, however it must be eliminated as it was covered in the previous License No. 20122.

Also enclosed is Receipt No. 31053 in the amount of \$12.00 with refund of \$2.00 on account of Lot 1, Sec. 8.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew
Enc. license
receipt
2.00 cash

32 5-103

May 7, 1962

Re: Permit No. 23444

Tsutomu B. Imada
Rt 3
Weiser, Idaho

Dear Mr. Imada:

Our field engineer's report on his inspection of the application of water to beneficial use under the terms of Permit No. 23444 shows the pump and ditches are ~~is~~ capable of conveying 114 miner's inches, or 2.28 c.f.s. of water for the irrigation of 114 acres.

Upon receipt of the statutory fee of \$ 14.00 -based at the rate of \$2.00 for each 40-acre subdivision - we will issue the License and Certificate of Water Right, confirming the right with priority of December 15, 1952 to the use of 2.28 second feet of surface water with the point of diversion in Lot 1 (SW $\frac{1}{4}$ SW $\frac{1}{4}$) Sec. 8 for irrigation of 114 acres in Sec. 8, T. 10 N., R. 5 W., B.M.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

23444

RECEIVED
DEC 4 1961
Department of Reclamation

Route 3
Weiser, Idaho
December 4, 1961

Re: Permit No. 23444

Mrs. Edna P. Pule, Chief Clerk
Department of Reclamation
Room 107, State House
Boise, Idaho

Dear Mrs. Pule;

Answering your letter of November 30, 1961, will
you please have the field engineer make arrangement of
examination to be after Christmas Holiday.

I am about to make the three week trip and will
be very appreciate.

yours very truly,

Antonius B. Made

12/6/61 - Made attempt to inspect

*Power off and portable sprinkler line
gathered up.*

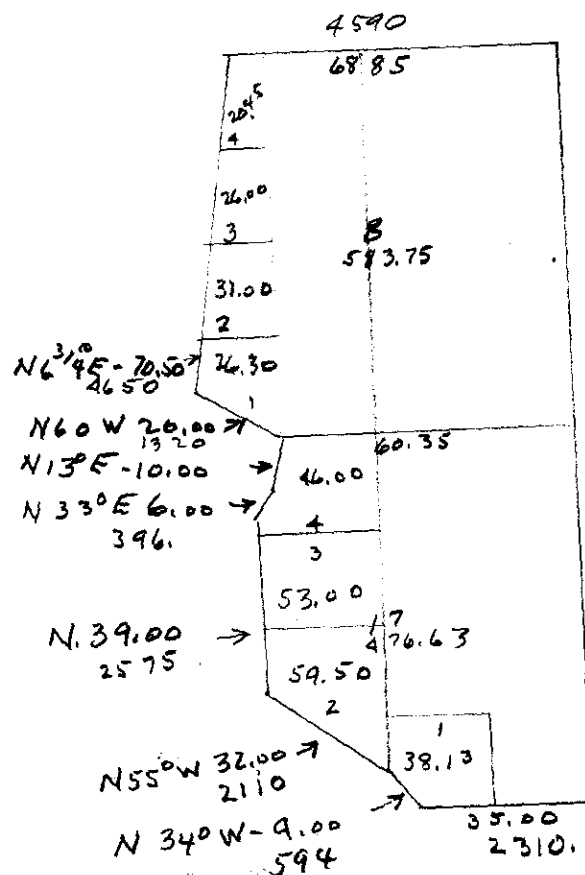
LMJ.

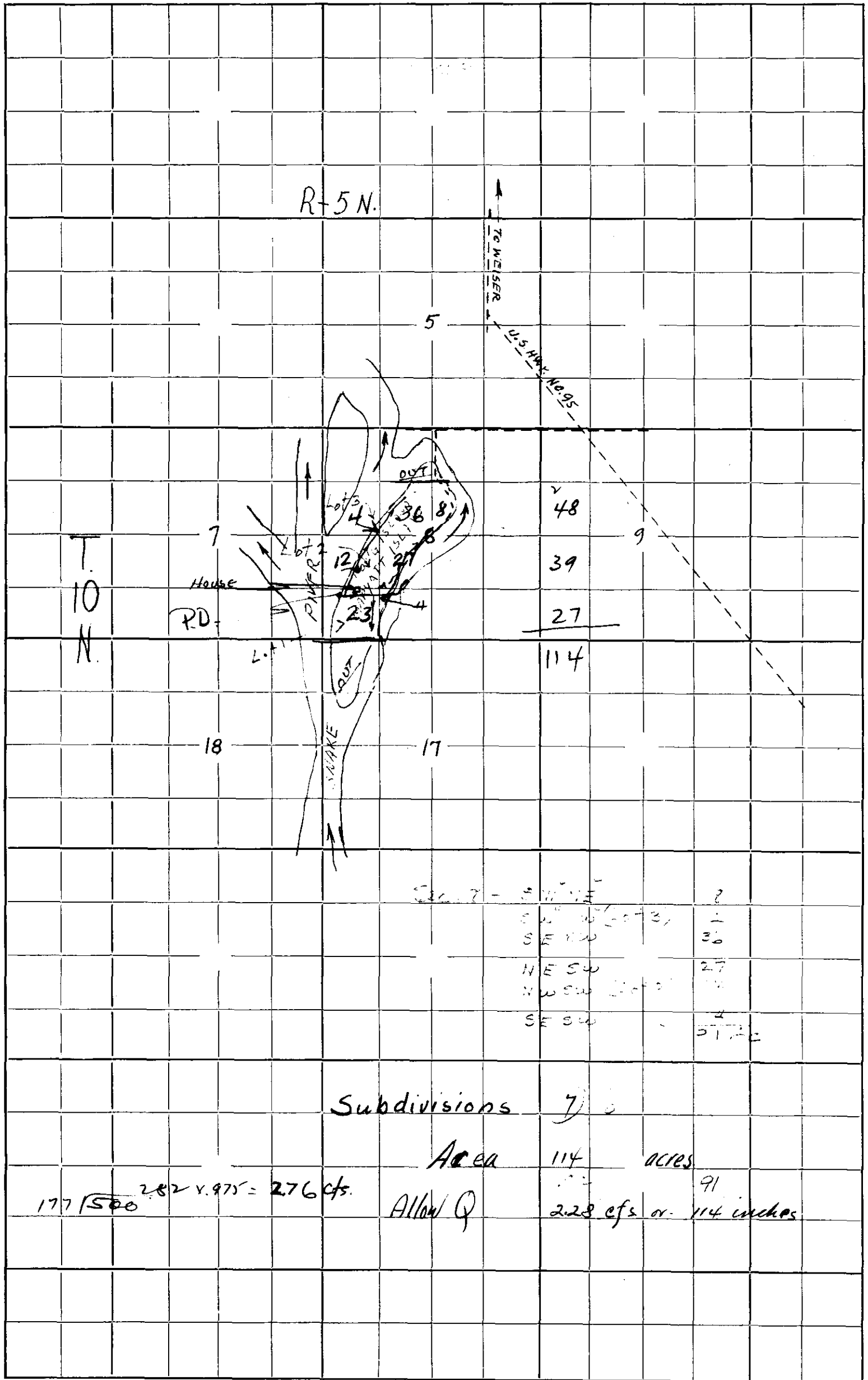
23444

104-565

274 p 25

See Quad Map 15-12 in
Loose File.





Section 7 -	SW 1/4	2
	SW 1/4 Lot 3	1
	SE 1/4	36
	NE 1/4	27
	NW 1/4	114
	SE 1/4	5172

Subdivisions 7

Area 114 acres

$$177 \overline{) 500} \quad 2.82 \times .975 = 2.76 \text{ cfs.}$$

Allow Q

2.28 cfs or 114 inches

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 231114

REPORT ON PROOF OF Beneficial Use

Tsutomu B. Imada, Et. #3, Weiser, Idaho

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.

RECEIVED
MAY 4 1962

Department of Reclamation

Ben
Tautou B. Inada
Rt. #3, Weiser, Idaho

Permit No. 23444

Examination for Beneficial Use

County Washington

Sec. 8 T. 10N R. 5 W. S. M.

Quantity: 2.6 c.f.s.

Sources: Snake River

P.D.: Lot 1 (SW, SW), Sec. 8, T. 10N. - R. 5W BM

Use: Irrigation

Filed: Dec. 15, 1952

Due: Dec. 26, 1961

Extension: —

Completion of Works: 10-3-57

Other Rights: Lic. 20122 on
South part of island.

15.8
26.6
5.5
3.8
2.5
5.7
12.6
13.5

10 HP. US Motor 305791
M. 16 Lo lift. Water Pump.
9. 10" discharge 15' lift
4" pulley on motor
14" on pump.
5 belt sheave
6. 10.9x3' stand pipe disch.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 23444

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

1. Name of applicant Tsutomu B. Imada

2. Source of water supply: Snake River

3. Location of point of diversion: Is in the Lot 1 (SW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 8

T. 10 N R. 5 W.B.M. County of Washington

4. Describe works as they exist, giving dimensions and capacities of same: 10 HP. U.S. Motor #3047791; #9 Mile Lo-lift Water Pump - 4" Motor Pulley & 14" Pump Pulley - 5 belt drive - 4'x9' concrete sump, 15' lift. 10" Discharge pipe 25' into 3'x9' concrete distribution tower or stand pipe. then to open ditches.

5. Water is used for: irrigation

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 other than irrigation):

130 acres in Sections 8 and 17 both in Twp. 10 N., Rge. 5 W.B.M.

To irrigate all of Maryatt Island except seven (7) acres on the North end and that portion covered by license under Permit No. 20122.

(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: Mr. Imada along

Measured with Sparling Meter - 5 Rev. 2 min & 57 Sec.

Lower off for season

This examination was made on the 26th day of April, 1962

(Signed) Lloyd Johnson Examiner.

23444

November 30, 1961

Re: Permit No. 23444

Tsutomu B. Imada
Route #3
Weiser, Idaho

Dear Mr. Imada:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Weiser American, all submitted in proof of ~~completion of work on~~ beneficial use on Permit No. 23444.

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

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

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

cc: S. B. Whiting Agency, Inc.
P. O. Box 711
Weiser, Idaho

23444



GENERAL INSURANCE COMPANY OF AMERICA
SAFECO® INSURANCE COMPANY OF AMERICA
LIFECO® INSURANCE COMPANY OF AMERICA

HOME OFFICE SEATTLE 5, WASHINGTON

JACK WHITING AGENCY, INC.

P. O. BOX 711
TELEPHONE: 536
WEISER, IDAHO

November 28, 1961

RECEIVED
NOV 29 1961

Department of Reclamation

George N. Carter
State Reclamation Engineer
Department of Reclamation
Boise, Idaho

Dear Sir:

Enclosed please find Deposition of Holder, Deposition of
Witness (2) and Proof of Advertising on Tsutomu B. Imada for
Permit No. 23444.

If there is anything further required on this filing,
please advise me and I'll see that it's taken care of.

Yours very truly,

S. B. Whiting
S. B. Whiting

SBW:or
Enclosures

23444

**STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO**

RECEIVED
NOV 20 1952

Department of Reclamation

Permit No. 23444

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. ✓ Tsutomu B. Imada, Route 3, Farmer, Route 3, Weiser, Idaho

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

Ans. _____

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

Ans. ✓ 23444, December 26, 1952. Priority date 12-15-52

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

Ans. Snake River, SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 8, Township 10 North, Range 5 West BM

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

Ans. Pumps from Snake River with a 10 HP motor and estimates flow of 130 inches. Conveys water in private ditch.

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

Ans. ✓ Irrigation of Lands. 130 acres of Maryatt Island except 7 acres on the North end and that portion covered by license under Permit #20122 and all located in Sections 8 and 17 Township 10 North Range 5, WBM. Cultivated and used for Row Crop farming.

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

Ans. _____

23444

Ans.

Ans. 2.6second feet of water

Ans.

Ans. Have irrigated approximately 123 acres of ground for about 8 years.

Ans. Waters 49 acres by Sprinkler system pumped from Well and operating under permit # G23443 . Balance of ground is irrigated by pump from Snake River.

(Sign) A. Luthman R. Imada

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 Weiser, County of Washington, State of Idaho, on this 27th day of November, A. D. 1961.

My commission expires 9-30-62

2 3 4 4 4

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
NOV 29 1961
Department of Reclamation

PERMIT NO. 23444

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. Mitsuru Nakamura, 37, Route 1, Weiser, Idaho, Farmer, Route 1,
Weiser, Idaho

Ques. 2. Are you acquainted with Tsutomu B. Imada, the holder of Permit No. 23444? How long have you known him and where does he reside?

Ans. 23 years, Route 3, Weiser, Idaho

Ques. 3. Have you read or heard read said Permit No. 23444, 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, SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 8, Township 10 North
Range 5 WBM. 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. 2.6

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

Ans. Irrigation of lands. 130 acres of Maryatt Island except 7 acres on
the North end and that portion covered by license under Permit # 20122 and
all located in Sections 8 & 17, Township 10 North Range 5, West, B. M.
Cultivated and used for Row Crop.

23444

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.

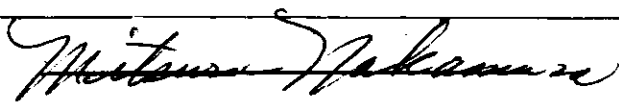
Ans. Sandy Loam. 2.6 Second Feet of Waters

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

Ans. none

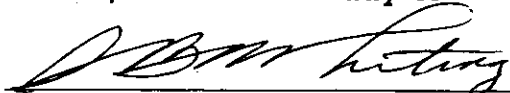
Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. We have witnessed the actual use of this water for about 8 years.



(Signed)

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 Weiser, County of Washington, State of Idaho, on this 27 day of November, A. D. 19 61.

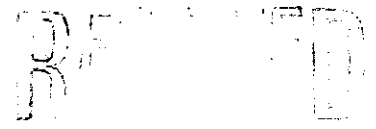


Notary Public.

My commission expires 9-30-62.

23444

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO



Dep. _____

PERMIT NO. 23444

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. Kenneth W. Odell, 27, Route 1, Farmer, Route 1, Weiser, Idaho

Ques. 2. Are you acquainted with Tsutomu B. Imada, the holder of Permit No. 23444? How long have you known him and where does he reside?

Ans. 8 years, Route 3, Weiser, Idaho

Ques. 3. Have you read or heard read said Permit No. 23444, 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, SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 8, Township 10 North,
Range 5 WBM. 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. 2.6

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

Ans. Irrigation of lands. 130 acres of Maryatt Island except 7 acres on
the North end and that portion covered by license under Permit #20122 and
all located in Sections 8 and 17, Township 10 North Range 5, West, B.M.
Cultivated and used for Row Crop.

23444

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. Sandy Loam, 2.6 second feet of waters

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

Ans. none

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 worked for applicant for over 8 years and have witnessed the irrigation of ~~an~~ lands.

Kenneth W. O'Dell

(Signed)

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 Weiser, County of Washington, State of Idaho, on this 27th day of November, A. D. 1961.

[Signature]

Notary Public.

My commission expires 9-30-62.

23444

No 1347

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Washington } ss.

Clarence Hill, being duly sworn,
deposes and says:

That he is the Chief Clerk of THE
WEISER AMERICAN, a weekly newspaper published at
Weiser, in the County of Washington and State of Idaho; that
said paper has been and is in general circulation in the county
aforesaid, and in the vicinity of Weiser; that the advertise-
ment, a copy of which is attached hereto, was published in

said newspaper once a week for 4 consecutive weeks
in the regular and entire issue of said paper during the period
and time of publication, and was published in the newspaper
proper and not in a supplement; that said paper has been
established and regularly published for more than seventy-
eight consecutive weeks prior to the date of first publication
of said advertisement.

Such notice was published in the issue beginning with
October 23, 1961, and ending
with the issue of November 13, 1961.

Clarence Hill
Fees, \$ 2.34

Subscribed and sworn to before me this 16 day
of November, 1961

John W. Key
Notary Public, Residing at Weiser, Idaho.

My Commission Expires 4-1-, 1962

No. 1347
NOTICE FOR PUBLICATION
OF WATER RIGHTS
NOTICE is hereby given that at 10:00
A. M. on the 1st day of November,
1961, in the County of Washington,
State of Idaho, before S. S. S.
Whitney, to be submitted of
the application for beneficial use of
2.8 cubic feet per second of the wa-
ters of Snake River in accordance
with the terms and conditions of Per-
mit No. 20122 heretofore issued by the
Department of Reclamation of the
State of Idaho.
The name and postoffice address of
the person holding said permit is
Tsutomu B. Imada, Route No. 3, Wei-
ser, Idaho.
The use to which said water has
been applied is Irrigation.
The amount applied to beneficial
use is 2.8 cubic feet.
The place where said water is used
(if for irrigation, give full and ac-
curate description of the lands irri-
gated). All of Marysitt Island except
7 acres on North end and that portion
covered by License under permit No.
20122 and all in Sections 8 and 17 of
Township 10 N. 5 W. B. M., Washington,
County, Idaho.
The name of the canal or ditch or
other works by which said water is
conducted to such place of use is pri-
vate irrigation ditches.
The right to take water from such
works is based upon Permit No. 20122.
The source of supply from which
such water is diverted is Snake River
in the SW 1/4 SW 1/4 Sec. 8, T. 10 N.,
R. 5 W. B. M.
The date of priority when said water
is prepared to establish is 1904-05.
GEO. N. CARTER,
State Reclamation Engineer.

23444

November 16, 1961

Re: Permit No. 23444

Tsutomu B. Imada
Route #3
Weiser, Idaho

Dear Sir:

We enclose a photo copy of a letter received from the Signal American, Weiser, and a photo copy of Authorization to publish signed by you, in order to clear up the question of who pays for the publication of your Notice to make proofs.

All permit holders pay the cost of publication, and you will note on the authorization the words "at my expense". An affidavit of publication must accompany your proofs when they are mailed into this office. Proofs are to be made on November 27th if the office of S. M. Whiting.

Very truly yours,

GEO. M. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Kule
Chief Clerk

EP:ew

cc: Signal American
Box 709
Weiser, Idaho

23444

No. 1347

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

Notice is hereby given that at 10:00 A. M. on the 27th day of November, 1961, at Weiser, County of Washington, State of Idaho, before S. B. Whiting, proof will be submitted of the application to beneficial use of 2.6 cubic feet per second of the waters of Snake River in accordance with the terms and conditions of Permit No. 23444 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person holding said permit is Tsutomu B. Imada, Route No. 3, Weiser, Idaho.

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

The amount applied to beneficial use is 2.6 cubic feet.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated). All of Maryatt Island except 7 acres on North end and that portion covered by License under permit No. 20122 and all in Sections 8 and 17 of Township 10 NR 5 WBM, Washington, County, Idaho.

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

The right to take water from such works is based upon Permit No. 23444.

The source of supply from which such water is diverted is Snake River in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 8, T. 10 N., R. 5 W. B. M.

The date of priority which said user is prepared to establish is 12-15-52.

GEO. N. CARTER,
State Reclamation Engineer.

THE WEISER SIGNAL
EVERY THURSDAY

Sixth oldest newspaper in Idaho . . .
70 years of continuous service

Commercial Printing

WEISER AMERICAN
EVERY MONDAY

The newspaper that mirrors a
progressive community

WEISER, IDAHO

11/14/61

H. Petri-Water Rights Clerk
Room 107 - State House
Boise, Idaho

Dear Sir:

Thanks for your letter of November 13, asking for tear sheet for

Permit No. 23444 - Tsutomu B. Imada.

We are enclosing same herewith, and am sorry you didn't receive the first tear sheet. The amount of the legal is \$23.40, and ~~your~~ your insertion order, we were to bill Mrs. Imada. We did so and she says she isn't to pay for it.

Thanks,

Antony Nelson
Signal American Printers
Box 709, Weiser, Idaho

23444

RECEIVED
NOV 18 1961
Dept. of Commerce

November 13, 1961

Re: Permit No. 23444- Tsutomu H. Imada

Signal American
Weiser, Idaho

Gentlemen:

On October 20th a Notice of Publication was mailed to you on the above numbered permit, requesting a copy or tear sheet be mailed in for checking purposes.

To date we have not received such copy and ask that one be mailed to this office as soon as possible.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

H. PEEU
water rights clerk

HP:ew

23444

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

October 20, 1961

Re: Permit No. 23444
Tsutomu B. Imada

Mr. S. B. Whiting,
P. O. Box 711,
Weiser, Idaho.

Dear Mr. Whiting:

This acknowledges the Notice of Proof of ~~Completion of Work~~ Application of Water to Beneficial Use under Permit No. 23444, in the name of Tsutomu B. Imada. Final Proof is to be made before you, as Notary on the 27th day of November, 1961, ~~1960~~ at 10:00 o'clock A.M., at Weiser, Idaho.

As of this date we have mailed the Notice to the Signal American, Weiser with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof and then mail the Affidavit of Publication and statement of costs to you.

It is important that the enclosed depositions be executed by the permit holder and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the time, on the date and before you, as Notary, as stated in the publication notice. It is very important and necessary that each question be answered in detail.

In returning the depositions to this office, be sure that all copies have been signed, that your Notary's seal has been placed on each and that all depositions, (Holder and two witnesses) are being returned. Also be sure to enclose the Affidavit of Publication.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

Rule
(Mrs.) Edna P. ~~Kavledge~~
Chief Clerk

Encl.

EPR:Pk

cc: Applicant

23444

1200
6-28-61

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

Re: Permit No. 23444
Tsutomu B. Imada

Date: Oct. 20, 1961

Signal American,
Weiser, Idaho.

Gentlemen:

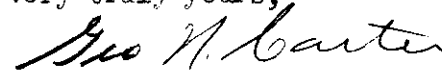
Enclosed you will find notice for publication, once a week for four consecutive weeks prior to **November 27, 1961** the date set for proof; the expense of the publication is to be paid by the applicant

Tsutomu B. Imada of **Rt. #3, Weiser, 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 or tear sheet of the first publication,**

Very truly yours,



GEO. N. CARTER
State Reclamation Engineer

** If the first copy is not received in this office for checking purposes and errors appear in subsequent issues, it is possible that re-publication of corrected copy will be at your own expense.

Encl.

23444



GENERAL INSURANCE COMPANY OF AMERICA
SAFECO® INSURANCE COMPANY OF AMERICA
LIFECO® INSURANCE COMPANY OF AMERICA

HOME OFFICE SEATTLE 5, WASHINGTON

JACK WHITING AGENCY, INC.

P. O. BOX 711
TELEPHONE: 536
WEISER, IDAHO

October 18, 1961

RECEIVED
OCT 19 1961

Department of Reclamation

State Reclamation Engineer
State of Idaho
Boise, Idaho

Dear Sir:

Enclosed please find "Notice for Publication" in duplicate and authorization from T. B. Imada, relative to proving on his water right under Permit No. 23444.

You will note we have not completed the top of this Notice for Publication because we did not know which date to show in there. Please complete this for him and take care of any other details.

Thanks a lot.

Yours very truly,

S. B. Whiting

S. B. Whiting

SBW:or
Encl.

23444

OCT 19 1961
Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) October 18, 1961

(P. O.) _____

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the

Signal-American

of

Weiser

published in

the county in which the works are situated.

William B. Frade

(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.

23444

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

RECEIVED
OCT 19 1961
Department of Reclamation

Notice is hereby given that at 10:00 A. M. on the 27th day of November, 1961,
at Weiser, County of Washington, State of Idaho, before
C. B. [illegible], proof will be submitted of the
application to beneficial use of 2.6 cubic feet per second of the waters of Snake River
in accordance with the terms and conditions of Permit No. 23444
heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person ~~accommodating~~ holding said permit per 10

Montgomery E. Innes, Rt. #3, Weiser, Idaho

The use to which said water has been applied is Irrigation

The amount applied to beneficial use is 2.6 cubic feet

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

All of [illegible] Isl. except 7 acres on [illegible] end and that portion covered
by license under permit 20122 and 11 in sections 8 and 17 of
the 10 N. 5 E. 31 W. 10 S. on County, Idaho

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

private irrigation ditches

The right to take water from such works is based upon Permit No. 23444

The source of supply from which such water is diverted is Snake River Re. SN#SN Sec. 6, T. 10N. -
R. 5W. 31W.

The date of priority which said user is prepared to establish is 12-15-52

Geo. W. Carter

State Reclamation Engineer.

23444

HB

S T A T E O F I D A H O
D E P A R T M E N T O F R E C L A M A T I O N

Re: Permit No. 23444

Date: Oct. 2, 1961

Tsutomi B. Imada
Route #3
Weiser, Idaho

Dear Mr. Imada:

The date for proof of application of water to beneficial use, as set out under the terms of Permit No. 23444 is due not later than Dec. 26, 1961. If by this date you are not prepared to make this proof, you may make it at a later date, however, your priority will be advanced the same length of time for which the proof is late.

Before this proof can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county.

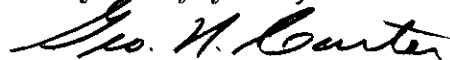
We enclose Form 10, in duplicate, which is to be filled in and returned to this department at least forty (40) days before the above mentioned date and/or before the time you intend to make proof. This form, in duplicate, is to include the time of day, the date, the name of the town, the address of the Notary Public before whom you will appear to make the depositions of proof (this may be at any place that is convenient for you and your two witnesses), the quantity of water, for what purpose it is used, the point or points of diversion and the location of use or lands which are irrigated - by legal land description. Descriptions should be taken from your Permit, including any amendments thereto, as recorded in this department. If changes have been made and no amendments are on record, we advise that you request a form for this purpose before your notice is published.

Also enclosed is Form 11, which is the authorization for us to have the notice published in the designated county newspaper, at your expense. This is to be returned with Forms 10.

At the time we send the notice to the newspaper we will send to you the forms for the depositions of holder and two disinterested witnesses. It is important that the depositions be executed at the time, on the date set and at the place named, before the Notary Public, as advertised in the publication notice.

The amount of water allowed in a license cannot be more than is actually produced and measured and put to beneficial use, and cannot be more than the statutory amount allowable per acre of land actually found by field inspection to have been irrigated at the time of proof.

Very truly yours,



GEO. N. CARTER
State Reclamation Engineer

Enc. 10- 11

23444

October 8, 1957

Re: Permit No. 23444
Tsutomu B. Imada

Mr. S. B. Whiting
316 State Street
Weiser, Idaho

Dear Mr. Whiting:

Enclosed is the Certificate of Completion of Works issued to Tsutomu B. Imada, under Permit No. 23444, for the diversion of 2.6 second feet of water from Snake River with the point of diversion in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 8, for irrigation of 130 acres of Maryatt Island except 7 acres on the North-end and that portion covered by license under Permit #20122 and all is located in Section 8 and Section 17, Township 10 North, Range 5 West, B.M.

Enclosed also is departmental receipt #28808 for \$5.00, issued as receipt of the fee for the Certificate of Completion of Works.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR:nls
Enc.

23444

10-4-57

RECEIVED
OCT 7 1957
Department of Reclamation

Department of Reclamation
State of Idaho
Boise, Idaho

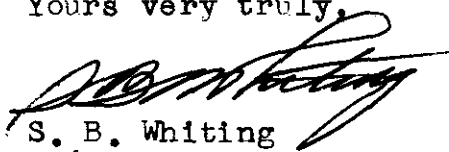
Gentlemen:

Enclosed please find check for \$5.00 and Proof of Completion of Works on Tsutomu B. Imada under Permit number 23444.

Also enclosed is Notice of Advertising and Notice of Proof of Completion of Works under permit number 23443.

Please give these matters your immediate attention. Thanks a lot.

Yours very truly,


S. B. Whiting
316 State St.
Weiser, Idaho

23444

Permit No. 23444STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

RECEIVED
OCT 1957

Department of Reclamation

STATE OF IDAHO

County of Washington

ss.

Tsutomu B. Imada, 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. 23444, and that his postoffice address is Route 3, Weiser State of Idaho.Second: That the name of the stream from which said water is to be diverted is Snake River.Third: That the point of diversion of said water is SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 8, T. 10N R 5 WBM, Washington County, Idaho.Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by December 26, 1957.Fifth: That the use for which said water is intended is Irrigation.

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

I. Kind of works: Pump-Ditches-Sprinklers
(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work:

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

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir acre feet.(c) Size of headgate: Width feet, height feet.(d) Conduit ditch width at bottom 2 feet, width at water line 2 $\frac{1}{2}$
(State whether ditch, flume or pipe)feet, depth of water 2 feet; diameter of pipe inches, average grade per mile is feet. Length of conduit is miles.Seventh: That said works are capable of conducting to the place of intended use 2.6 second feet of water.Eighth: That water appropriated under said permit is available for 130 acres of land described as follows: all of Maryatt Island except 7 acres on the North end and that portion covered by license under Permit #20122 and all located in Sections 8 and 17 Twp, 10 N R 5 WBM.Ninth: Remarks: That Tsutomu B. Imada
(Sign Here)Subscribed and sworn to before me this 3d day of October, 19 57.My commission expires 9-12-58
Notary Public.

23444

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS

RE: Permit No. 23444

PROOF OF COMPLETION OF WORKS

Mr. Tsutomu B. Imada
Route #3
Weiser, Idaho

Boise, Idaho October 1, 1957

Dear Sir:-

Under the terms of your permit No. 23444 you are required to complete your diversion works on or before December 26, 1957. I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

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

Yours truly,

MARK R. KULP

State Reclamation Engineer

23444

January 19, 1953

RE: Permits Nos. G-23443 and 23444

Mr. Tautoma B. Inada
Route 3
Weiser, Idaho

Dear Mr. Inada:

We enclose Permits Nos. G-23443 and 23444 and direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose departmental receipt No. 25291 for the \$11.00 filing fees on these two permits.

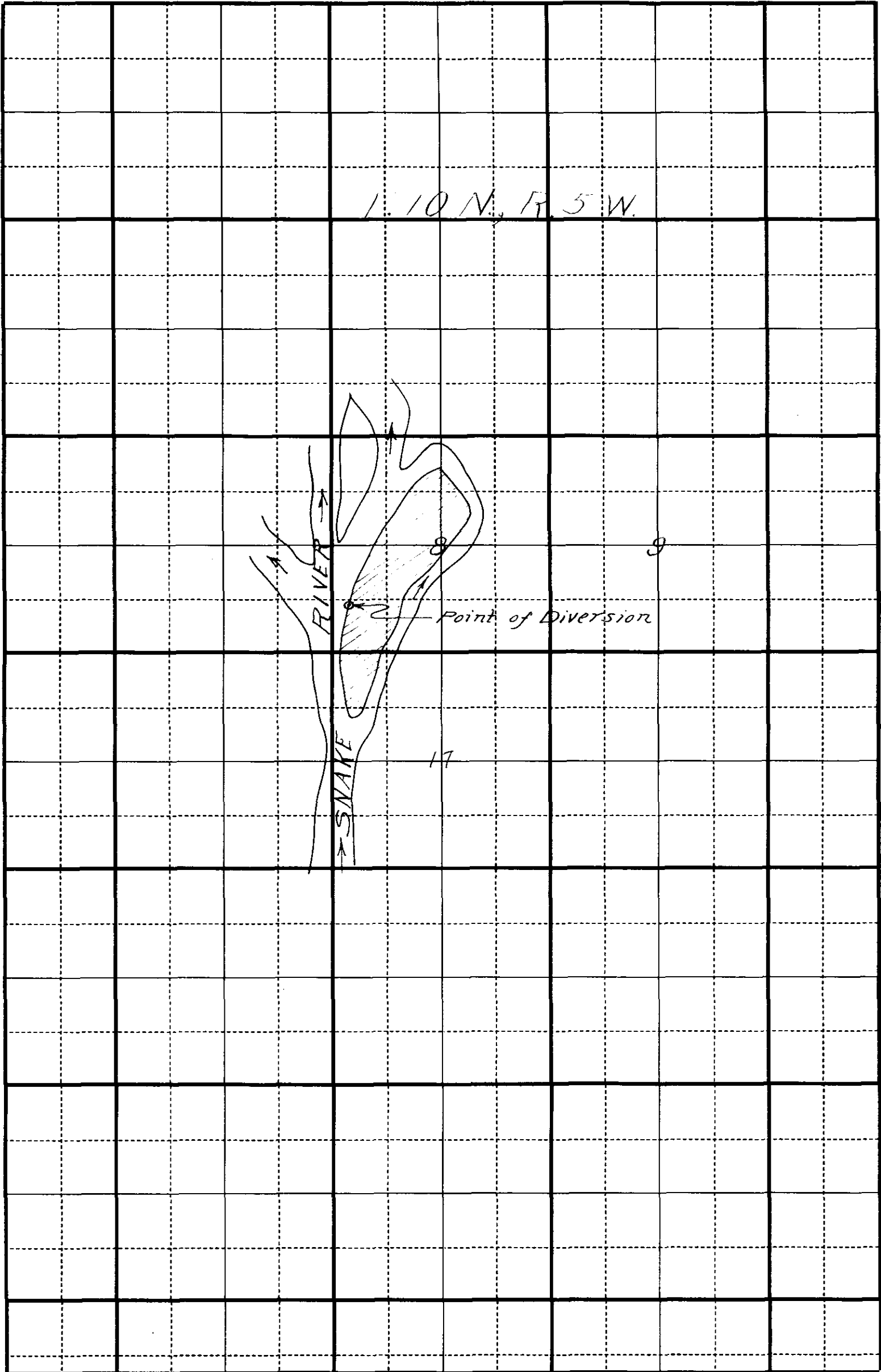
Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

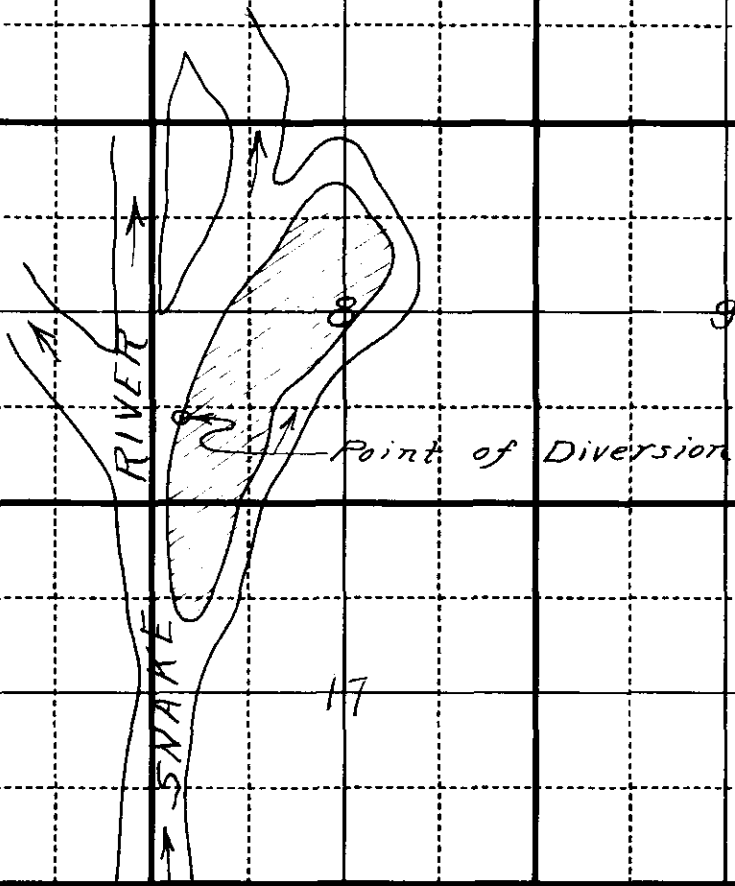
Chief Clerk

A:fg
Enc.

23444



T. 10 N., R. 5 W.



Permit Map No. 3044

AS APPEARED
DEC 26 1902