

450 State.

30.



SOIL and CAPABILITY MAP

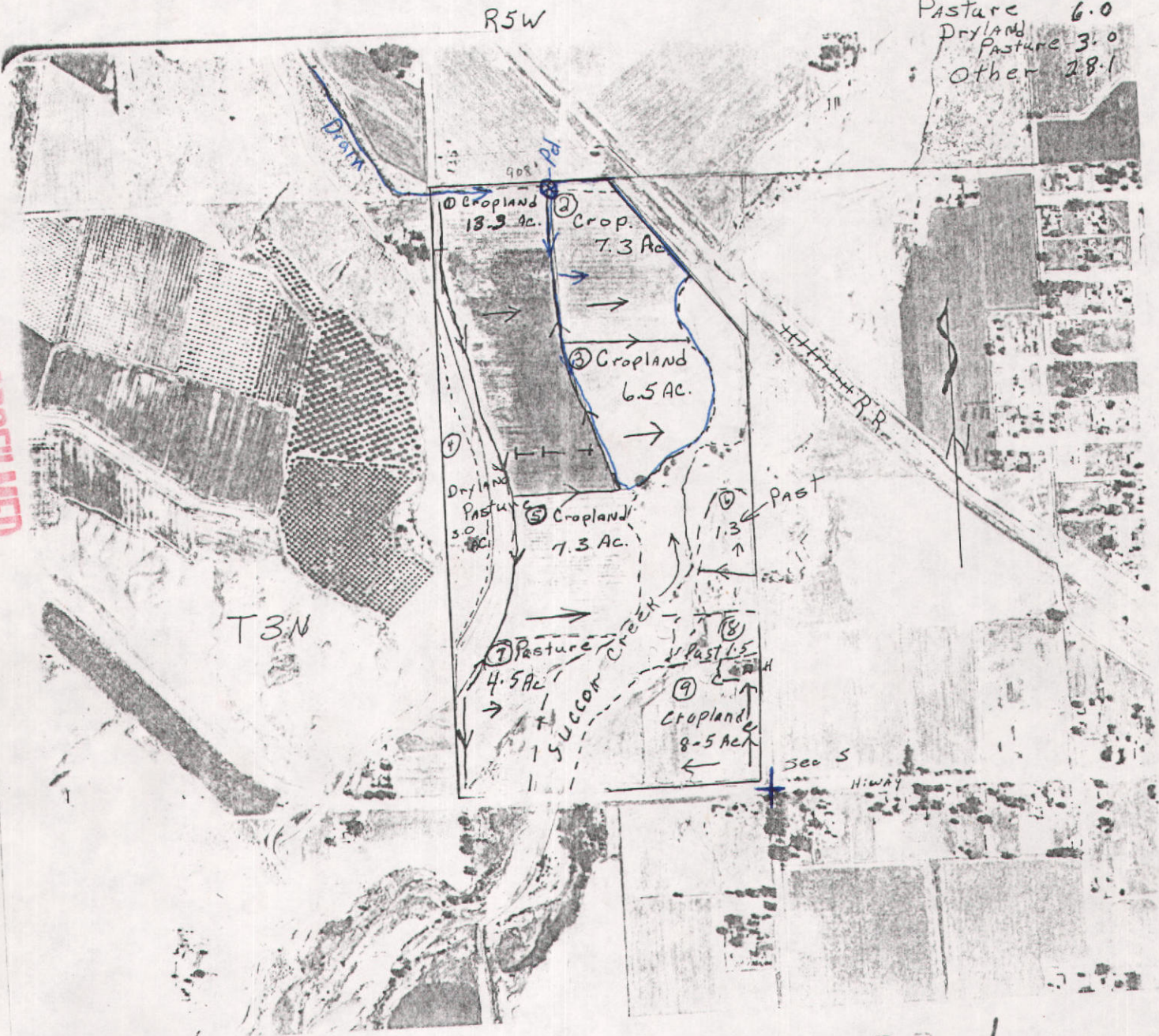
Prepared by UNITED STATES DEPARTMENT of AGRICULTURE * SOIL CONSERVATION SERVICE
cooperating with

OWNER Dan & Kenny Metzler
OPERATOR C. Hughes COUNTY _____

FARM NO. _____ DATE 4/27/70
SCALE 1" = 660' ACRES 80
PHOTO NO. #6

Total Acreage 80 Ac
Cropland 42.9
Pasture 6.0
Dryland 31.0
Other 28.1

MICROFILMED

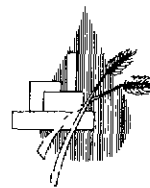


NE SE 1/4 RR SE SE 1/4 3N 5W

05383-1

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT



Under the provisions of Section 42-243, **Idaho Code**, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), **Idaho Code**. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Kenneth and/or Darlene Metzger
(Name of Claimant)
Rt 2 Bx 2 Homedale Idaho 83628 Telephone No. 337-4438
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority (When was the water first applied to a beneficial use) April 1941

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water (Name of stream, lake, spring, etc., or ground water)

drain ~~the~~ (new-round spring) tributary to Succor Creek

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, af)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo, Day)	(Mo, Day)
Quantity	<u>1.0</u>	Use	<u>Irrigation</u>	Period of Use From <u>3/15</u>	To <u>11/15</u>
Quantity	_____	Use	_____	Period of Use From _____	To _____
Quantity	_____	Use	_____	Period of Use From _____	To _____
Quantity	_____	Use	_____	Period of Use From _____	To _____
Quantity	_____	Use	_____	Period of Use From _____	To _____

(4) 1.0 TOTAL QUANTITY USED
(cfs. at)

(5) A) Point of diversion. (Location of point where water is diverted from its source)
NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec 5 Twp 3N Rge. 5W B.M., County of Owyhee
 Additional points of diversion _____

B) Describe means of diversion of water (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities. be as specific as possible. Describe any changes in the system and give the date of the change. concrete check box and headgate into gravity ditch

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

No. of acres 14.0

B) If water is used for other than irrigation, fully describe that use, being as specific as possible _____

NOTE. Include here the type and number of stock watered

(7) If you are claiming water as a member of an organization, list name of organization. _____

[illegible]

Received by CLS Date 5/31/83 Exception filed by _____ Forwarded to _____ Date _____
Prelim. check by CLS Date 6/8/83 claimant by _____
\$30.00 fee received by CLS Date 5/31/83 # 28914
Published in Owensboro Chronicle
Dates 6/29/ + 7/6/83

SOIL and CAPABILITY MAP

OUR SOUL & OUR STRENGTH



Prepared by UNITED STATES DEPARTMENT of AGRICULTURE * SOIL CONSERVATION SERVICE
cooperating with

cooperating with

SC DISTRICT AND AGENCIES COOPERATING IN SOIL SURVEY

OWNER Dan Lade & Kenny Metzler

OPERATOR

FARM NO.

DATE 4/27/70

SCALE 1" = 660' ACRES 80

PHOTO NO #6

Total Acreage	80.0
Cropland	42.9
Pasture	6.0
Dryland	3.0
Other	28.1



NE SE Ls RR 37 SE S 31 SW

5000-1

~~UNCLASSIFIED~~
7-74-74

PROOF OF PUBLICATION

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

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

That the annexed notice was published in said newspaper once a week and every week for 2 consecutive weeks, the first publication being on the 29 day of June, 1983, and the last publication being on the 6 day of July, 1983;

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

Mick Hodges
PUBLISHER

Subscribed and sworn to before me this 6 day of July, 1983.

Richard Hodges
NOTARY PUBLIC

My commission expires 3-86

(SEAL)

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

55-4119

SORAN, WILLIAM M.
211 E. ASH ST. CALDWELL,
ID 83605
Source: SPRING trib. to SOLDIER CREEK
Priority Date: 10/04/1956
Diversion Pt: NESE Sec 24 T 08S R 06W
Use: MINING (0.02 CFS)
DOMESTIC (0.04 CFS)
In: NENE SENE Sec 24 T 08S R 06W

55-4120

SWISHER, DENNIS
P.O. BOX 275 JORDAN VALLEY, OR 97910
Source: SPRING trib. to SINKS
Priority Date: 03/15/1938
Diversion Pt: NWSW NESW Sec 20 T 11S R 03W
Use: IRRIGATION (0.06 CFS)
In: NESW Sec 20 T 11S R 03W FOR 3 ACRES

57-4090

RIVERSIDE CEMETERY DIST.
P.O. BOX 203, GRAND VIEW, ID 83624
Source: GROUNDWATER
Priority Date: 03/07/1922
Diversion Pt: SWNW Sec 15 T 05S R 03E
Use: IRRIGATION (0.06 CFS)
In: SWNW Sec 15 T 05S R 03E FOR 2 ACRES

57-4091

NETZER, KENNETH &/or DARLENE
RT. 2 BOX 2, HOMEDALE, ID 83628
Source: UNNAMED DRAIN trib. to SUCCOR CREEK
Priority Date: 04/01/1941
Diversion Pt: NESE Sec 05 T 03N R 05W
Use: IRRIGATION (1.00 CFS)
In: NESE Sec 05 T 03N R 05W FOR 14 ACRES

57-4092

BORROR, ROBERT K. &/or VIDA MYRLE
2314 S. MIDLAND, NAMPA, ID 83651
Source: GROUNDWATER
Priority Date: 03/15/1920
Diversion Pt: NWNE Sec 17 T 01N R 03W
Use: IRRIGATION (4.49 CFS)
In: NENE NWNE SWNE SE NE NENW Sec 17 T 01N R 03W FOR 50 ACRES

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, Western Region, Statehouse, Boise, Idaho 83720.

KEN DUNN, Dir.

Published in the Owyhee Nugget, Marsing, Owyhee County, Idaho 6/29 & 7/6/83.

May 29, 1983

RE - 80 A Farm - Owyhee County
Homedale, Idaho

E 1/2 SE 1/4 Sec 5 - T3N-R5W-BM.

(Year-round water running in ditch
on N boundary of farm from a spring
on top of hill - West of property)

I used the water on the above described property
for irrigation purposes since purchasing the farm
in April, 1941. The drain from a spring west of
this property ran through my farm year-round at
a minimum rate of 50 inches.

Harold Markley
Irene Markley

~~Charles Hargis~~ May 29, 1983
~~Homedale, Id / Owyhee County~~

My Commission expires 1986.

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: 6h5

Right Number 57-4091 Applicant Metzer

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
 - ☒ Claim published correctly. 30-28914 6/29/83 + 7/6/83
 - ☒ Exceptions processed. Original checked
- By DBS Date 10/24/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By JO Date 10-25-83

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

JULY 20, 1983

KENNETH METZER
DARLENE METZER
RT. 2 BOX 2
HOMEDALE

ID 83628

RE: Claim No. 57-4091

Dear Claimant.

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,

DAVID B. SHAW
Western Region Supervisor

Enclosure

52-4091

NETZER, KENNETH &/or DARLENE

RT. 2 BOX 2, HOMEDALE, ID 83628

Source: UNNAMED DRAIN trib. to SUCCOR CREEK

Priority Date: 04/01/1941

Diversion Pt: NESE Sec 05 T 03N R 05W

Use: IRRIGATION (1.00 CFS)

In: NESE Sec 05 T 03N R 05W FOR 14 ACRES

52-4031

METZER, KENNETH &/or DARLENE

RT. 2 BOX 2, HOMEDALE, ID 83628

Source: UNNAMED DRAIN trib. to SUCCOR CREEK

Priority Date: 04/01/1941

Diversion Pt: NESE Sec 05 T 03N R 05W

Use: IRRIGATION (1.00 CFS)

In: NESE Sec 05 T 03N R 05W FOR 14 ACRES