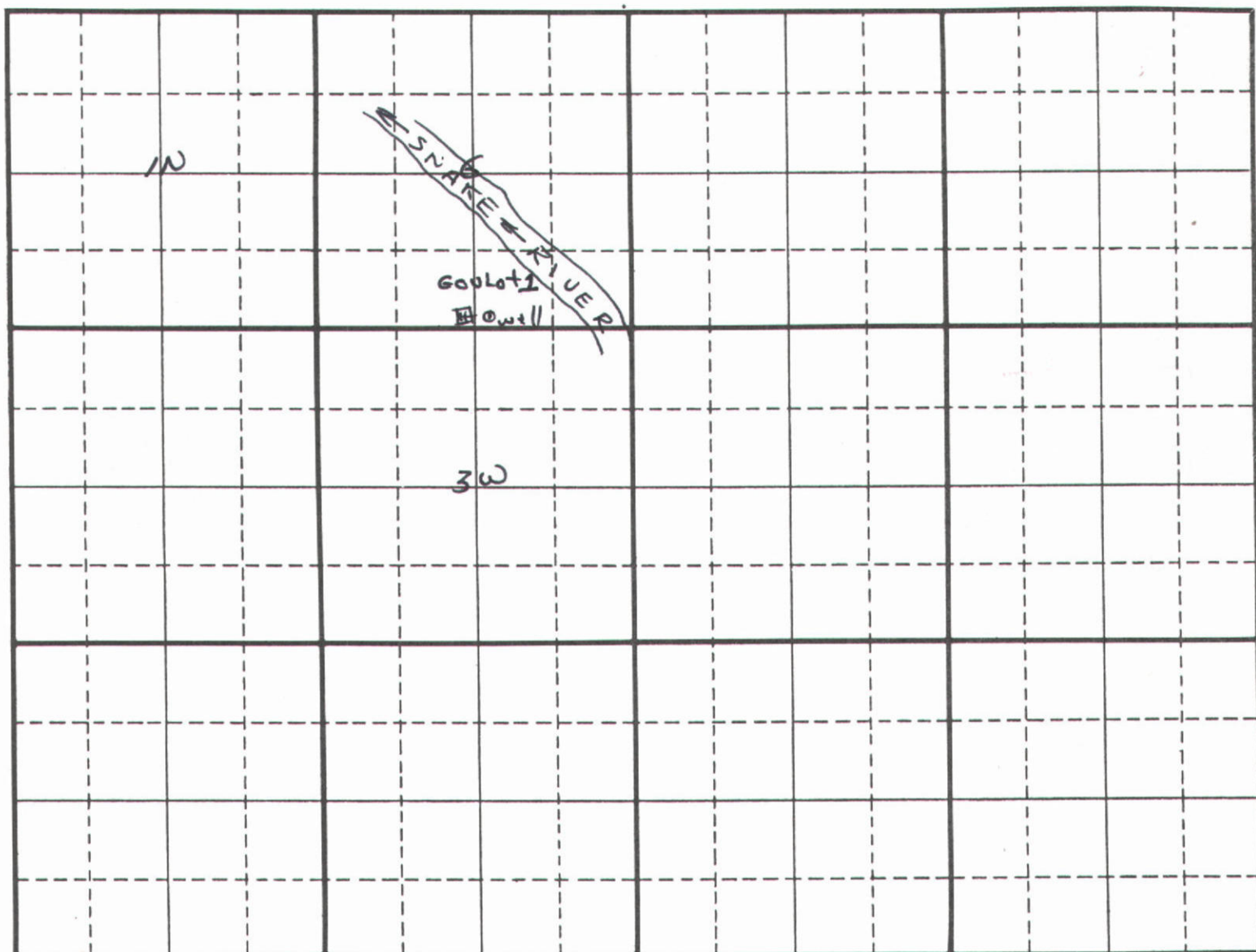


(8) Remarks _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Adair) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Richard C. Birmingham
(Claimant)

Sworn to before me this 23 day of April, 19 79.

Kathryn A. Walker
Notary Public
Residing at Boise

My commission expires life

FOR DEPARTMENT USE ONLY

Received by CEB Date 23 April 79 Exception filed by: _____ Date _____
Prelim. check by _____ Date 4/23/79 # 13048
\$20.00 fee received by 20.00 kk Date 4/23/79
Published in Owyhee Chronicle
Dates 5/3 & 5/10/79

Forwarded to claimant by: KK 6/11/79

CLAIM TO A WATER RIGHT

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

(Name of Claimant)

(Mailing Address)

(Zip Code)

Telephone No. 896-4519

(1) Date of priority (When was the water first applied to a beneficial use) 1/1/1952

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

groundwater tributary to

(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, gpd, AFA)

(Domestic, Irrigation, Stock, Etc.)

(Both dates inclusive)
(Mo., Day) (Mo.,

(Mo., Day)

Quantity .04

Use domestic

Period of Use From 1/1

To 12/31

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) .04 TOTAL QUANTITY USED.

(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)

Govt. Lot 1, Sec. 6 Twp. 1N Rge 3W 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. Well with pump and pressure system

(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 _____

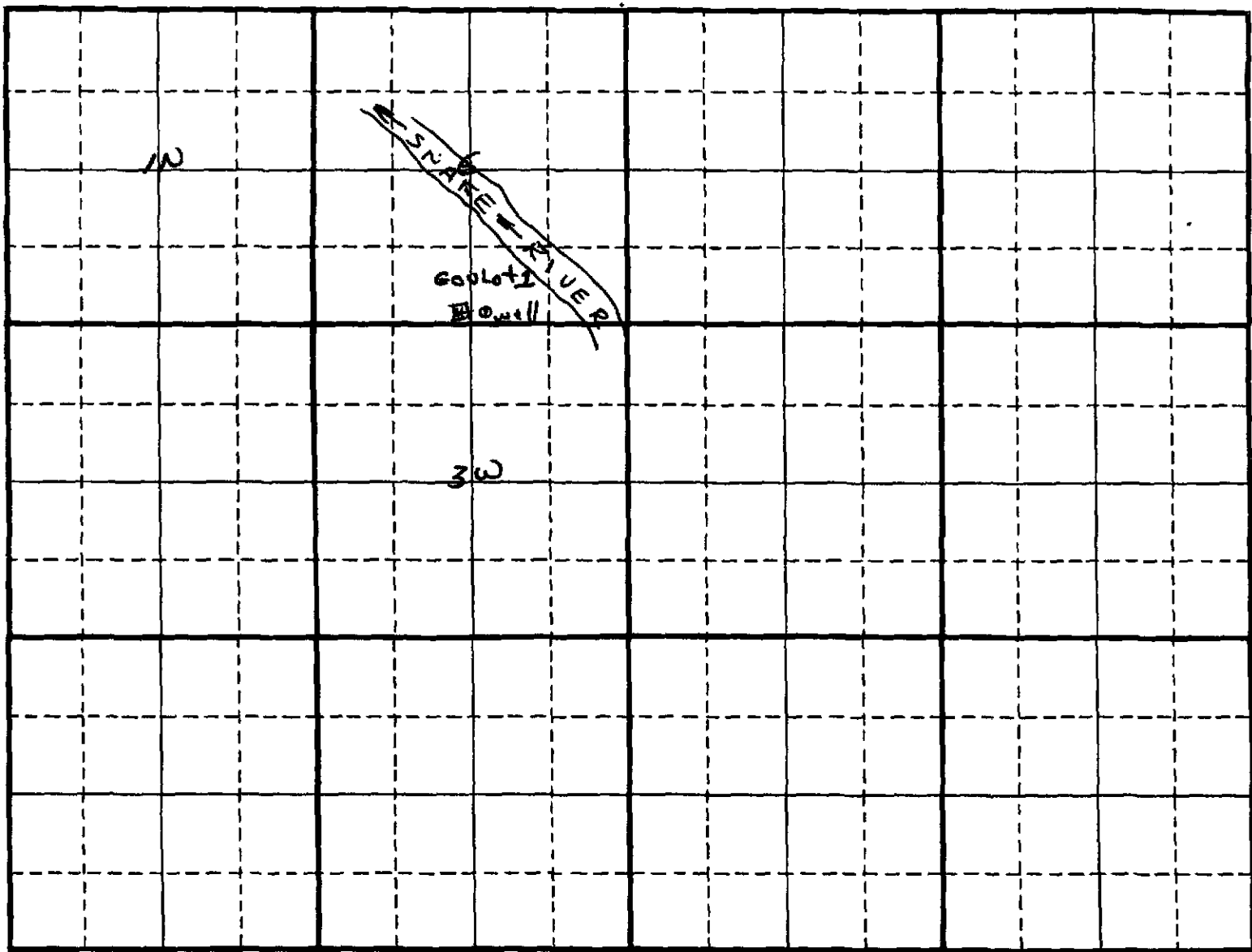
B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

Domestic - 1 house

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:

(8) Remarks _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Ada) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Richard C. Birmingham
(Claimant)

Sworn to before me this 23 day of April, 19 79.

Kathryn A. Wacker
Notary Public
Residing at Boise

My commission expires April

FOR DEPARTMENT USE ONLY

Received by <u>CAB</u>	Date <u>23 April 79</u>	Exception filed by	Forwarded to	Date
Prelim. check by	Date <u>4/23/79</u>	<u>#13048</u>	claimant by	
\$20.00 fee received by <u>20.00 kk</u>	Date <u>4/23/79</u>			
Published in <u>Owyhee Chronicle</u>				
Dates <u>5/3 & 5/10/79</u>				

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss.
COUNTY OF OWYHEE)

I, Joe E. Aman, being first duly sworn, depose and say:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was and now am over the age of twenty-one years, not a party to nor interested in the proceedings hereinafter mentioned.

2. That during the time of the publication of the notice hereinafter mentioned, I was and now am the or publisher of THE OWYHEE CHRONICLE, a newspaper of general circulation printed and published weekly, on Thursday of each and every week, in the City of Homedale and County of Owyhee and State of Idaho.

3. That the said THE OWYHEE CHRONICLE has been printed and published continuously and uninterruptedly in said County during a period of seventy-eight weeks prior to the first publication of the attached notice.

4. That said notice attached

of which a printed copy, taken from said newspaper, is hereto affixed, was published in the regular issue thereof, and not in a supplement thereto, in said

newspaper, in two (consecutive) calendar weekly issue(s) of said newspaper, on the following date(s):

May 3, 1979 and

May 10, 1979

(Signed)

Joe E. Aman

Subscribed and sworn to before me this 10th. day of May.

A. D., 1979.

Charles Kelly

Notary Public in and for the State of Idaho,

residing at Homedale, Idaho.

My commission expires Mar. 28, 1982

ATTACH CLIPPING
HERE

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

57-4036

BIRMINGHAM, RICHARD C.
&/or DOLORES M.

STAR RT., MELBA, ID 83641

Source: GROUNDWATER

Priority Date: 04/01/1912

Amount: 0.20 CFS

Diversion Point: LOT 01 Sec 06
T 01N R 03W, OWYHEE Co.

Use: HEATING (0.20 CFS)
from 01/01 to 12/31

STOCKWATER (0.02 CFS) from
01/01 to 12/31

DOMESTIC (0.04 CFS) from
01/01 to 12/31

Place of Use: LOT 01 Sec 06 T
01N R 03W

Diversion Means: 3 ARTE-

SIAN WELLS & PIPELINE

57-4037

BIRMINGHAM, RICHARD C.
&/or DOLORES M.

STAR ROUTE, MELBA, ID
83641

Source: GROUNDWATER

Priority Date: 01/01/1952

Amount: 0.04 CFS

Diversion Point: LOT 01 Sec 06
T 01N R 03W, OWYHEE Co.

Use: DOMESTIC (0.04 CFS)
from 01/01 to 12/31

Place of Use: LOT 01 Sec 06 T
01N R 03W

Diversion Means: WELL,
PUMP, & PRESSURE SYSTEM

Any exception to any claim of
water right may be filed with the
Director of the Idaho Department
of Water Resources, 92 S. Cole
Road, Boise, Idaho 83705.

C. STEPHEN ALLRED

Director

Published May 3, 10, 1979.

JUN 4 1979

Department of Water Resources
Western Regional Office

OK
KK
6/4/79

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: _____

Right Number

57-4037
57-7243

Applicant

Richard C. Birmingham

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.
- ☐ Exceptions processed.

By

[Signature]

Date

11 June 79

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By

[Signature]

Date

6/19/79

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

92 South Cole Road
Boise, Idaho 83705
(208) 384-2190

MAY 30, 1979

RICHARD C. BIRMINGHAM
DOLORES M. BIRMINGHAM
STAR ROUTE
MELBA

ID 83641

RE: Claim No. 57-4037

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,


for DAVID B. SHAW

Western Region Supervisor

Enclosure

MICROFILMED

52-4032-

BIRMINGHAM, RICHARD C. &/or DOLORES M.

STAR ROUTE, MELBA, ID 83641

Source: GROUNDWATER

Priority Date: 01/01/1952

Amount: 0.04 CFS

Diversion Point: LOT 01 Sec 06 T 01N R 03W, DWYHEE Co.

Use: DOMESTIC (0.04 CFS) from 01/01 to 12/31

Place of Use: LOT 01 Sec 06 T 01N R 03W

Diversion Means: WELL, PUMP, & PRESSURE SYSTEM

52-4032-
MELBA