

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:

65-16004

DONOVAN, WILLIAM J. &/or BERENICE

1545 N. 6th St., PAYETTE, ID 83661

Source: GROUNDWATER

Priority Date: 10/19/1977

Amount: 0.04 CFS

Diversion Point: SWNE Sec 28T 09N R 05W, PAYETTE Co.

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

Place of Use: SWNE Sec. 28 T 09N R 05W

Diversion Means: WELL & PUMP.

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 83709

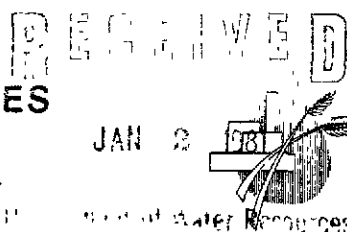
C. STEPHEN ALLRED

Director

Feb. 12, 18

No. 1812

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 William J. and Bernice Donovan
1545 N. 6th St. Payette, Id. 83661 (Name of Claimant)
(Mailing Address) (Zip Code) Telephone No. 642-9466

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) OCT. 19, 1977.

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)
35 ft. well 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., Day)
Quantity <u>0.04 gpd</u>	Use <u>Domestic</u>	Period of Use From <u>1/1</u>	To <u>12/31</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) TOTAL QUANTITY USED.

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW 1/4 NE 1/4, Sec. 28 Twp. 9N Rge. 5W B.M., County of Payette
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 1/2 hp. pump - 35 ft. deep.

(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.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			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	
<u>9N</u>	<u>5W</u>	<u>28</u>			<u>X</u>														

Single family No. of acres city lot, 75 x 140 lot

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
DOMESTIC USE W/1/2 ACRE IRRIGATION.

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NOTE: Include here the type and number of stock watered: none

(7) If you are claiming water as a member of an organization, list name of organization: none

MILGROM LIMITED

8-5-58

State of Idaho)
County of) 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.

Scale: 2 inches equal 1 mile.

80

X

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Affidavit of Publication

STATE OF IDAHO,
COUNTY OF PAYETTE

SS.

Copy of Notice
(First Copy)

Notice of Claims to Water Rights
TITLE OF PUBLICATION

SPONSOR OR PLAINTIFF

PLAINTIFF OR LEGAL AGENT

I, Viola D Olsen, being
duly sworn, deposes and says:

That ~~he~~ is the *principal clerk* of
THE INDEPENDENT-ENTERPRISE, a weekly newspaper published at
Payette, in the County of Payette and State of Idaho; that said paper
has been and is in general circulation in the county aforesaid, and in
the vicinity of Payette; that the advertisement, a copy of which is
attached hereto, was published in said newspaper once a week for
two 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 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 adver-
tisement.

Such notice was published in the issue beginning with
Feb. 12, 19*81*, and ending with the issue
of *Feb 19*, 19*81*.

Subscribed and sworn to before me this *19* day
of *February*, 19*81*.

Mary Jane Lee
Notary Public, Residing at Payette, Idaho.

My Commission Expires *April 28*, 19*84*

STATEMENT

Independent-Enterprise
PAYETTE, IDAHO

Number of Lines *19 lines*

Number of Insertions *two*

19 Lines @ *.48³/₄*... \$ *9.26*

19 Lines @ *.29¹/₄*... \$ *5.58*

TOTAL COST
WILL BE \$ *14.84*

INDEXED

FEB 15 1989

RECEIVED

FEB 27 1981

Department of Water Resources
Western Regional Office

Nº 1812

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:

65-16904

DONOVAN, WILLIAM J. &/or BERENICE
1545 N. 6th St., PAYETTE, ID 83661

Source: GROUNDWATER

Priority Date: 10/19/1977

Amount: 0.04 CFS

Diversion Point: SWNE Sec 28T 09N R 05W, PAYETTE Co

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

Place of Use: SWNE Sec. 28 T 09N R 05W

Diversion Means: WELL & PUMP.

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 83701

C. STEPHEN ALLRED

Director

No. 1812

Feb. 12, 1978

WATER RIGHT NUMBER 65-16004

OWNER LAST NAME - DONOVAN

OWNER LAST NAME - DONOVAN

ADDRESS LINE 1 - 1545 N. 6TH ST.

ADDRESS LINE 3 -

SOURCE - GROUNDWATER

STAGE - STATRY CLM

TOTAL DIV. VOLUME -

DIVERSION POINT - SWNE 28 09N 05W LOT

FROM - 01-01 TO - 12-31 USE - DOMESTIC

USE - DOMESTIC

DEGREE NAME -

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PROOF MADE -

DIVERSION MEANS - WELL & PUMP.

FIRST NAME - WILLIAM J.

FIRST NAME - BERENICE

ADDRESS LINE 2 -

CITY - PAYETTE

TRIBUTARY OF -

PRIORITY - 10-19-1977

WATER DIST. -

DUE/CAREY ACT -

USE DIV. RATE -

TWN 09N RNG 05W SEC 28

PLACE OF USE -

DATE -

HEAKING -

PROTESTED -

COND. OF APPROVAL -

PERMIT/DENIED -

FLD EXAM -

ORIG OWNER -

ORIG OWNER -

STATE - ID

ZIP CODE - 83661

TOTAL DIV. RATE -

RIGHT BASIS -

USE DIV. VOLUME -

TRACT SWNE LOT

AC

TOTAL ACRES

0

STATE OF IDAHO
Department of Water Resources

No 17234

Boise, Idaho, January 6, 1981

RECEIVED FROM Mrs Berenice Donovan of Payette \$30.00
Thirty and no cents DOLLARS

FOR		
<u>1 Claim</u>	\$ <u>30</u>	<u>—</u>
	\$	
	\$	
	\$	
	\$	
TOTAL - - -	\$ <u>30</u>	<u>00</u>

NOT RECORDED

FEB 15 1989

N. J. Harry

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Jan J. J. J.

Right Number 100 F 16004 Applicant DONOVAN

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.

REMARKS: NO PREVIOUS PAYETTE RIVER ADJ. CLAIM WAS FILED.

FINAL REGIONAL PROCESSING REVIEW: LEN

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☐ Exceptions processed.

By DBS Date 3/3/81

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Maureen Date 3/4/81

3/79

IDENT. NO. 65-16004

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

WATER RIGHT
DATA ENTRY LOG

[illegible]



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83709

JOHN V. EVANS

Governor

(Office at the corner of
Franklin and Cole Roads)

C. STEPHEN ALLRED

Director

(208) 334-2190

January 30, 1981

William J. & Berenice Donovan
1545 N. 6th St.
Payette, Idaho 83661

Dear Mr. and Mrs. Donovan:

In the final review of your claim, we found a problem which was not addressed in our previous correspondence.

Your claim falls within the Payette River drainage basin which was recently adjudicated. An adjudication involves the recording of all water rights within a certain area. These water rights are then taken to the court and the court decrees them which validates them according to priority.

The final recording date for claims within the Payette River was October 19, 1977. Therefore, your claim cannot be filed for a priority date prior to the above date. We can change your claim to reflect the earliest possible priority date which would be October 20, 1977. If this change is agreeable to you, we will proceed to change the priority date. If not, please contact us within 10 days.

Sincerely,

Jan Grover
JAN GROVER
Senior Water Resource Agent

JG:hh

*Mrs. Donovan called on 2/2/81 & said
it was ok to change the priority date on
her claim. jc*

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State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83709

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

RECEIVED

JAN 19 1981

(Office at the corner of
Franklin and Cole Roads)

(208) 334-2190

January 13, 1981

Department of Water Resources
Western Regional Office

William J. and Berenice Donovan
1545 N. 6th Street
Payette, Idaho 83661

Dear Mr. & Mrs. Donovan:

We have received your Claim to a Water Right claiming your irrigation use.

However, in order to file a claim for irrigation use from a well, the date of first use has to be prior to 3/25/1963.

If you are using the well for domestic use along with the irrigation use, then this claim can be changed to Domestic purposes (which includes $\frac{1}{2}$ acre irrigation) and still retain the 1967 priority date. However, if the only use of the well is for irrigation, then an application for permit (enclosed) must be filed giving it a priority date of the date the application is received in our office.

Please contact us if you decide to change the claim to domestic use and we will make the necessary corrections. If you decide to complete the application for permit, then complete the form and return it to us as soon as possible.

Sincerely,

JAN GROVER

JAN GROVER
Senior Water Resource Agent

JG:hlh

Enclosure

Please change the claim to domestic use as that is really the most appropriate.

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FEB 15 1989

Sincerely,

Berenice Donovan

January 13, 1981

William J. and Berenice Donovan
1545 N. 6th Street
Payette, Idaho 83661

Dear Mr. & Mrs. Donovan:

We have received your Claim to a Water Right claiming your irrigation use.

However, in order to file a claim for irrigation use from a well, the date of first use has to be prior to 3/25/1963.

If you are using the well for domestic use along with the irrigation use, then this claim can be changed to Domestic purposes (which includes $\frac{1}{2}$ acre irrigation) and still retain the 1967 priority date. However, if the only use of the well is for irrigation, then an application for permit (enclosed) must be filed giving it a priority date of the date the application is received in our office.

Please contact us if you decide to change the claim to domestic use and we will make the necessary corrections. If you decide to complete the application for permit, then complete the form and return it to us as soon as possible.

Sincerely,

JAN GROVER
Senior Water Resource Agent

JG:hlh

Enclosure

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FEB 15 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

92 South Cole Road
Boise, Idaho 83709
(208) 334-2190

FEBRUARY 5, 1981

Independent Enterprise
Box 520
Payette, ID 83661

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billings to this office before MARCH 2, 1981.

Yours truly,

HELEN L. HARRINGTON
Secretary

Encl.

RECEIVED

FEB 15 1981

DONOVAN, WILLIAM J. &/or BERENICE

1545 N. 6TH ST., PAYETTE, ID 83661

Source: GROUNDWATER

Priority Date: 10/20/1977

changed
by phone 2/9/81

Amount: 0.04 CFS

Diversion Point: SWNE Sec 28 T 09N R 05W, PAYETTE Co.

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

Place of Use: SWNE Sec 28 T 09N R 05W

Diversion Means: WELL & PUMP.

MIC

FEB 1981

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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 83709.

C. STEPHEN ALLRED

Director

Published 2/12 & 2/19/81.

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FEB 15 1989

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Western Region

92 South Cole Road
Boise, Idaho 83709
(208) 334-2190

MARCH 4, 1981

WILLIAM J. DONOVAN
BERENICE DONOVAN
1545 N. 6TH ST.
PAYETTE

ID 83661

RE: Claim No. 65-16004

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

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FEB 15 1989