

23

A hand-drawn map on a grid showing a survey area. The map includes a river labeled "R. 14 B.M." at the bottom, a road labeled "T. 16 N" on the left, and a point labeled "4" near the road. The survey area is marked with "X" symbols and numbers. A large "X" is at the top right, labeled "26". A cluster of "X"s is in the center, labeled "27" and "31". A single "X" is at the bottom left, labeled "33". A small "X" is at the bottom center, labeled "4".

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.

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 affiants knowledge.

Reed Henderson Pres.
(Claimant)

Notary Public
Residing at Council Bluffs

My commission expires 6-22-76

Received by ef Date 4-07-75 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by JFWH Date 4-7-75 claimant by: _____
\$10.00 fee received by Ca Date 4-7-75 #478
Approved for publication by _____
Published in Adams County Leader _____
Dates April 17 & 24 _____

RECEIVED

APR 28 1975

Department of Water Resources

APR 28 1975

Affidavit of Publication

State of Idaho, County of Adams, ss:

I, Bert J. Rogers, being first duly sworn upon my Oath, depose and say that I am the publisher of The Adams County

Leader, a newspaper; that a copy of the "Notice of Claim to a

Water Right " as per clipping

hereto attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for

two (2) consecutive weeks, the first publication of the

same being made in the issue dated April 17, 1975

and the last in the issue dated April 24, 1975 that said newspaper is of general circulation in Adams County Idaho, printed and published weekly at Council therein and that said newspaper has been continuously and uninterruptedly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of

said "Notice" as aforesaid.

Bert J. Rogers

Subscribed and sworn to before me this

APR 24 1975

day of , 19

Edwin D. Kesler

Notary Public for Idaho,
Residing at Council, Idaho

NOTICE OF CLAIM TO A WATER RIGHT No. 67-4116

Notice is hereby given that FARMERS CANAL WATER USERS ASSN. Council, ID has filed a claim to a water right established by diversion and application to beneficial use of 11.2 cubic feet per second of water from Weiser River with the point of diversion in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3, T. 17 N, R. 1 W, B.M. Adams County.

The water is claimed to be used from May 1 to Oct. 31 for Irrigation of 720 acres with a priority of 8.5cfs 6-1-1891, 1.2 cfs 1-1-1900, 1.5 5-1-1906; the place of use is within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 4, T. 16 N, R. 1 W, W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 23, NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 26, S $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 27, SE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 33, NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 34, T. 17 N, R. 1 W, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707.

R. KEITH HIGGINSON

Director

Published in the Adams County Leader, Council on April 17, 1975 and April 24, 1975.

OK
2-26-75

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. The filing of this claim does not confirm the water right but will serve for information purposes only. It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that Farmers Canal Water Users Assn (name of claimant)
of Council1, ID (mailing address), claims a right to the diversion and beneficial use of the public water of the State of Idaho

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) Weiser River
tributary to, Snake River
- (2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
Amount 11.2 Use Irrigation Period of Use: From May 1 To Oct. 31
Amount Use Period of Use: From To
Amount Use Period of Use: From To
(cfs, gpm or a/f) (dom., irri., stock, etc.) (both dates inclusive)
- (3) Total quantity of water claimed: 11.2 cubic feet per second, or acre feet per annum, and/or gallons per minute. 8.5 cfs 1.2 cfs 1.5 cfs
- (4) Priority claimed: (the date water was first applied to beneficial use) 6-1-1891 1-1-1900 5-1-1906

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 to this rule is that a claim may be filed on domestic use from a ground-water source.

- (5) A) Point of diversion: (give location of point where water is diverted from its source)
NW ¼ SW ¼, Sec. 3 Twp. 17 N Rge. 1 W B. M. County of Adams
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. Gravity diversion into open 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.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
16N	1W	4	X																
17N	1W	23									X	X							
"	"	26					X												
"	"	27			X	X				X			X	X	X	X	X	X	
"	"	33				X			X	X				X				X	
"	"	34	X	X	X	X	X		X	X		X	X						

Total No. of acres 720

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

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

RECORDED

(8) Remarks

T. 17 N

23

X

X

X

X X

27 X X X

X X X

26

X

X X X

X

X

X

X

X

X

33

31

X

X

X

X

X

T. 16 N

4

R. 1 W B.M.

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)
) ss.
County of ADAMS)

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 affiants knowledge.

Sworn to before me this 4TH day of April, 19 75.
Reed Henderson Pres
(Claimant)

Paul Brown
Notary Public
Residing at Council Bluffs

My commission expires 6-22-76

For Department Use Only

Received by <u>af</u>	Date <u>4-07-75</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>F.W.H.</u>	Date <u>4-7-75</u>		claimant by:	
\$10.00 fee received by <u>Ca</u>	Date <u>4-7-75</u>	<u>#478</u>		
Approved for publication by				
Published in <u>Adams County Leader</u>				
Dates <u>April 17 & 24</u>				

Affidavit of Publication

State of Idaho, County of Adams, ss:

I, Bert J. Rogers, being first duly sworn upon my Oath, depose and say that I am the publisher of The Adams County

Leader, a newspaper; that a copy of the "Notice of Claim to a

Water Right" as per clipping hereto attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for

two (2) consecutive weeks, the first publication of the

same being made in the issue dated April 17, 1975

and the last in the issue dated April 24, 1975 that said newspaper is of general circulation in Adams County Idaho, printed and published weekly at Council therein and that said newspaper has been continuously and uninterruptedly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of

said "Notice" as aforesaid.

Subscribed and sworn to before me this

APR 24 1975

day of , 19

Edwin D. Lealer

Notary Public for Idaho,
Residing at Council, Idaho

NOTICE OF CLAIM TO A WATER RIGHT No. 37-611

Notice is hereby given that FARMERS CANAL WATER USERS ASSN Council ID has filed a claim to a water right established by diversion and application to beneficial use of 11.2 cubic feet per second of water from Weiser River with the point of diversion in the NW 1/4 SW 1/4, Sec. 3, T. 17 N. R. 1 W. B.M. Adams County.

The water is claimed to be used from May 1 to Oct. 31 for irrigation of 720 acres with a priority of 8.5 cfs 8-1-1891, 1.2 cfs 1-1-1900, 1.5 cfs 1-1-1900; the place of use is within the NE 1/4 NE 1/4, Sec. 4, T. 18 N. R. 1 W. NW 1/4 SW 1/4, Sec. 23, NW 1/4 NW 1/4, Sec. 26, S 1/4 NE 1/4, E 1/4 SW 1/4, Sec. 27, SE 1/4 NE 1/4, S 1/4 NW 1/4, E 1/4 SE 1/4, Sec. 33, NE 1/4 S 1/4 NW 1/4, NE 1/4 NW 1/4, W 1/4 SW 1/4, Sec. 34, T. 17 N. R. 1 W. B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707.

R. KERRI RICHMOND

Director

Published in the Adams County Leader, Council on April 17, 1975 and April 24, 1975.

ACTION

N OWNER LAST NAME - FARMERS CANAL WATER USERS ASSN.
N CITY - COUNCIL STATE - ID
N SOURCE - WEISER RIVER TRIBUTARY OF - SNAKE RIVER
N STAGE - STATRY CLM PRIORITY - 06-01-1891 COUNTY - ADAMS TOTAL DIV. RATE - 11.2000CFS
N DIVERSION POINT - NWSW 03 17N 01W
N FROM - 05-01 TO - 10-31 USE - IRRIGATION USE DIV. RATE - 11.2000CFS
N USE - IRRIGATION PLACE OF USE - TWN 16N RNG 01W SEC 04 TRACT NENE

** W ** MISSING ACRES FOR IRRIGATION WATER USE

N USE - IRRIGATION PLACE OF USE - TWN 17N RNG 01W SEC 23 TRACT NWSW TRACT SWSW

** W ** MISSING ACRES FOR IRRIGATION WATER USE

** W ** MISSING ACRES FOR IRRIGATION WATER USE

N USE - IRRIGATION PLACE OF USE - TWN 17N RNG 01W SEC 26 TRACT NWNW

** W ** MISSING ACRES FOR IRRIGATION WATER USE

N USE - IRRIGATION PLACE OF USE - TWN 17N RNG 01W SEC 27 TRACT SWNE TRACT SENE
N TRACT NESW TRACT SESW
N TRACT NESE TRACT NWSE
N TRACT SWSE

** W ** MISSING ACRES FOR IRRIGATION WATER USE

** W ** MISSING ACRES FOR IRRIGATION WATER USE

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N USE - IRRIGATION PLACE OF USE - TWN 17N RNG 01W SEC 27 TRACT SESE

** W ** MISSING ACRES FOR IRRIGATION WATER USE

N USE - IRRIGATION PLACE OF USE - TWN 17N RNG 01W SEC 33 TRACT SENE TRACT SWSW
N TRACT SENW TRACT NESE
N TRACT SESE

** W ** MISSING ACRES FOR IRRIGATION WATER USE

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N USE - IRRIGATION PLACE OF USE - TWN 17N RNG 01W SEC 34 TRACT NENE TRACT NWSW
N TRACT SWNE TRACT SENE
N TRACT NENW TRACT SWSW
N TRACT SENW

** W ** MISSING ACRES FOR IRRIGATION WATER USE

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ACT
ION

N USE - IRRIGATION

PLACE OF USE - TWN 17N RNG 01W SEC 34 TRACT NWSW

TRACT SWSW

** W ** MISSING ACRES FOR IRRIGATION WATER USE

** W ** MISSING ACRES FOR IRRIGATION WATER USE

N REMARKS - AC. IRR.=720.

N PRIORITY DATES ARE 6-1-1891 FD 8.5 CFS, 1-1-1900 OF 1.2 CFS.

N 5-1-1906 OF 1.5 CFS.

3/79

IDENT. NO.

42-4116

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]

- DATA ENTRY -

Record

- | | <u>Tract</u> | <u>Sec.</u> | <u>Twp.</u> | <u>Rge.</u> | <u>Gov't Lot</u> | <u>Rediv.</u> |
|--------------------------|--------------|-------------|-------------|-------------|------------------|---------------|
| 6. A. Point of Diversion | NWSW | 3 | 17N | 1W | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |

- [illegible]

CH 11-8-79

8. Use Code: A

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	
16N	1W	4	A																
17N	1W	23										A	A						
		26					A												
		27			A	A					A			A					
		33				A			A	A					A	≠		A	
		34	A						A	A		A	A						

9. A. Decree Name:

B. Decree Date:

10. Remarks: A. ac. irr. = 720.
B. priority dates; 6-1-1891 of 8.5 cfs, 1-1-1900 of 1.2 cfs.
C. 5-1-1906 of 1.5 cfs.
D.
E.

11. Other Uses (Non-irrigation explanatory information):

12. Other Rights for Same Use:

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

C. Protested Date:

D. Hearing Date:

E. Old Number:

F. Proof Made (P or blank):

G. Field Exam Made (P,R,F or blank):

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 67-4116

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(1) R.W.H. 4-9-75

In form to receipt

(2) NA

Send Copies to:

☐ Idaho State Health Department
☐ Idaho Fish and Game Department
☐ Bureau of Land Management

(3) NA

☐ Request Special Use Permit from U.S.F.S.
☐ Request Easement from B.L.M.
☐ Request Information from Applicant

(4) R.W.H. 4-9-75

In form for advertising

(5) NA

Platted on Map No.

(6) R.W.H. 4-9-75

Located within Water District No. 67

(7) NA

Critical groundwater area: yes no

(8) NA

Groundwater levels:

 Declining, Stable, Increasing

(comment)

(9) NA

Other rights on the same place of use

(10) NA

Comments:

(11) CL

Affidavit of Publication received (date) 4-28-75

(12) NA

Final date for protests

Protests received: yes no

(13) NA

All requested information received from agencies or applicant: yes no

(14) CS 5-5-75

Action recommended:

☒ Approve Deny

 Proposed Priority

 Reason for Reduction

 Measuring device required

 See attached sheet for other conditions of approval

 No special conditions for approval

(15) District W.

By W.C.B.

Date 5-5-75

RECEIVED
MAY
Department of Water Resources
MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
WESTERN DISTRICT

STATE HOUSE BOISE, IDAHO 83720

May 5, 1975

Farmers Canal Water Users Assn.
Council, ID
83612

Re: Claim to a Water Right No. 67-4116

Gentlemen:

The Department of Water Resources has completed the processing of your claim to a water right, and no further action is authorized under Section 42-225a and 42-225b, Idaho Code. Your claim will be retained in our files and will be available at any time for use by you or the court.

As you are aware, the filing of a claim does not, in itself, guarantee you a water right; it only records and preserves 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 in your claim file, you may have that information or evidence added at any time. Please refer to your claim number when corresponding with this office.

We are enclosing, for your records, a copy of your claim. If you have any questions, or if we may be of further assistance, please feel free to call upon us.

Sincerely,

KENNETH H. FOIT, P.E.
Western District Engineer

KHF:

RECEIVED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN DISTRICT — ANNEX 3

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2190

April 11, 1975

Adams County Leader
Council, ID 83612

Re: Claim to a Water Right No. 67-4416 - Farmers Canal Water Users Assn.
67-4417 - Robertson Seavey Ditch Company (Fred Glenn)

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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. In order to receive payment, the following certification must appear in the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(Signature of Claimant)

Sincerely,

Bill submitted

ok JG - 4 28-75



NOTICE OF CLAIM TO A WATER RIGHT

No. 67-4116

Notice is hereby given that FARMERS CANAL WATER USERS ASSN.

Council, ID

has filed a claim to a water right established by diversion and application to beneficial use of 11.2 cubic feet per second ~~acre feet~~ of water from Weiser River

with the point of diversion in the NW 1/4, Sec. 3, T. 17 N, R. 1 W, B.M.

Adams County

The water is claimed to be used from May 1 to Oct. 31

for Irrigation of 720 acres

with a priority of 8.5 cfs 6-10-1891, 1.2 cfs 1-1-1900, 1.5 5-1-1906

the place of use is within the NW 1/4, Sec. 4, T. 16 N, R. 1 W, W 1/2 SW 1/4, Sec.

23, NW 1/4, Sec. 26, S 1/2 NE 1/4, E 1/2 SW 1/4, SE 1/4, Sec. 27, NE 1/4, S 1/2 NW 1/4, E 1/2 SE 1/4, Sec.

33, NE 1/4, S 1/2 NW 1/4, NE 1/4, S 1/2 SW 1/4, Sec. 34, T. 17 N, R. 1 W, B.M.

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R. KEITH HIGGINSON

Director

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