

67 4036

NW 1/4 NE 1/4

15
NWSE 1/4

SW 1/4 SE 1/4

15

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.

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.

Esther P. Stover 

X Esther B. Stover
John W. Stover
(Claimant)

Paul Braun

Notary Public

Residing at Council

My commission expires 6-22-76

For Department Use Only

Received by	Date <u>5-25-73</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>RWH</u>	Date <u>5-25-73</u>		claimant by:	
\$10.00 fee received by <u>uf</u>	Date <u>5-25-73</u>			
Approved for publication by				
Published in <u>Adams Co. Leader, Council, Id.</u>				
Dates <u>6-7-66-14, 1973</u>				

Idaho Department of Water Administration

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 June 7, 1973

and the last in the issue dated June 14, 1973 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 15th

day of June, 1973

Notary Public for Idaho,
Residing at Council, Idaho

NOTICE OF CLAIM TO A WATER RIGHT No. 67-4036

Notice is hereby given that JOHN H. or ESTHER R. STOVER, Box 604, Council, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 0.2 cubic feet per second of water from a groundwater source with the point of diversion in the NW $\frac{1}{4}$ -SE $\frac{1}{4}$, Sec. 15, T. 16 N., R. 1 W., B.M., Adams County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes with a priority of 1954; the place of use is within the NW $\frac{1}{4}$ -SE $\frac{1}{4}$, Sec. 15, T. 16 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, Idaho on June 7, 1973 and June 14, 1973.

OK
MP
6-18-73

67 4036

67-4036
Claim No.
MAY 25 1973
Department of Water Administration

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.

The extent and nature of said claim is as follows:

- | | | | | | | | | |
|--------|----------------------|-----|-------------------------------|----------------|------|---------------|----|------------------------|
| Amount | <u>.2 cfs</u> | Use | <u>Domestic</u> | Period of Use: | From | <u>Jan. 1</u> | To | <u>Dec. 31</u> |
| 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) |

- 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.

- 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. pump and pipeline, well

- [illegible]

~~Domestic purposes~~

- 67 4036

67 4036

NW 1/4 NE 1/4

15
NWSE 1/4

SW 1/4 SE 1/4

15

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.

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.

Esther B. Stover 

X *Esther B. Stover*
John W. Stover
 (Claimant)

Residing at Council

For Department Use Only

Received by [Signature] Date 5-25-73 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by [Signature] Date 5-25-73 claimant by: _____
\$10.00 fee received by [Signature] Date 5-25-73
Approved for publication by [Signature] _____
Published in Adams Co. Reader, Council, Ill. _____
Dates 6-7 & 6-14, 1973 _____

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	REB	3/1 May 73	Application No. <u>67-4036</u> Name <u>Stover</u>
(2)	REB	3/1 May 73	Check: ☒ Signature ☒ Point of Diversion ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for C/W and application of water to B/U ☒ Place of Use ☒ Map ☒ Fee
(3)	REB	3/1 May 73	Send copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)	REB	3/1 May 73	☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M.
(5)	REB	3/1 May 73	In form for advertising <u>yes</u>
(6)	MP	6-18-73	Affidavit of Publication received <u>OK</u>
(7)		NA	Final date for protests _____ Protests received: yes _____ no _____
(8)		NA	Date and Place of hearing _____ Decision reached at hearing _____
(9)	R.W.H.	7-5-73	Located within Water District No. <u>67</u>
(10)	R.W.H.	7-5-73	Critical groundwater area: yes _____ no ☒
(11)	R.W.H.	7-5-73	Groundwater levels: ☐ Decline (comment) _____ ☒ Stable (comment) _____ ☐ Increasing (comment) _____
(12)			Comments: _____
(13)	R.W.H.	7-5-73	Action recommended: ☒ Approve Priority _____ ☐ Deny Reason for Reduction _____ See attached sheet for conditions of approval
(14)	R.W.H.	7-5-73	No conditions for approval District <u>Western</u> By <u>Robert W. Hamilton</u> Date <u>7-5-73</u> Title <u>Supervisor of Water Dist.</u>

RECOMMENDED

CONDITIONS OF APPROVAL

- ☐ A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.
- ☐ Measuring devices of a type approved by this Department shall be permanently installed and maintained at the point of diversion and the point of effluent discharge.
- ☐ Use of water under this permit is supplemental to all existing water rights with the same purpose and place of use.
- ☐ Maximum rate of diversion shall not exceed _____ c.f.s.
- ☐ Settling ponds shall be installed which are capable of reducing the silt load in the return water to such a level that the quality of the waters of _____ Creek will not be impaired for other beneficial uses.
- ☐ Return water shall be treated to insure that the effluent meets (interstate) (intrastate) stream water quality standards.
- ☐ Use of water under this permit is subject to control by the watermaster of State Water District No. _____, _____ River.
- ☐ The proposed well shall not be drilled within _____ feet of another well.
- ☐ The issuance of this permit in no way grants any right-of-way or easement across the land of another person.
- ☐ The permit shall not be assigned or sold without first securing the written approval of the Department of Water Administration.
- ☐ This permit cannot be assigned, mortgaged, or conveyed without complying with Section 42-208, Idaho Code.
- ☐ Other: _____

Idaho Department of Water Administration

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 June 7, 1973

and the last in the issue dated June 14, 1973 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 15th

day of June, 1973

Paul S. Brown

Notary Public for Idaho,
Residing at Council, Idaho

NOTICE OF CLAIM TO A WATER RIGHT

No. 67-4036

Notice is hereby given that JOHN H. or ESTHER R. STONER, Box 604, Council, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 0.2 cubic feet per second of water from a groundwater source with the point of diversion in the NW 1/4 SE 1/4, Sec. 15, T. 16 N., R. 1 W., B.M., Adams County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes with a priority of 1954; the place of use is within the NW 1/4 SE 1/4, Sec. 15, T. 16 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, Idaho on June 7, 1973 and June 14, 1973.

OK
MP
6-18-73

67 4036

ACTION

N	OWNER LAST NAME - STOVER	FIRST NAME - JOHN H.
N	OWNER LAST NAME - STOVER	FIRST NAME - ESTHER R.
N	ADDRESS LINE 1 - P.O. BOX 604	
N		
N	SOURCE - GROUNDWATER	
N	STAGE - STATRY CLM	
N	DIVERSION POINT - NWSE 15 16N 01W	
N	FROM - 01-01 TO - 12-31 USE - DOMESTIC	
N	USE - DOMESTIC	

CITY - COUNCIL STATE - ID

PRIORITY - 06-01-1954 COUNTY - ADAMS TOTAL DIV. RATE - .2000CFS

USE DIV. RATE - .2000CFS

PLACE OF USE - TWN 16N RNG 01W SEC 15 TRACT SENW

IDENT. NO. 67-4036

WATER RIGHT
DATA ENTRY LOG

[illegible]

- DATA ENTRY -

Record

- Present Owner: _____

- J. Right Basis (for adjudication claims A,B,C only):

from _____ to _____ for _____ purposes. Amount _____

67-4086

April 24, 1973

John H. Stover
Box 604
Council, Idaho 83612

Dear Mr. Stover:

Pursuant to your letter request of April 22, 1973, please find enclosed one (1) copy of this Department's Claim to a Water Right form. The instructions for filing this claim are on page four (4) of the form.

If you should have any further questions, or require any assistance in the completion of this form, please do not hesitate to contact this Department.

Sincerely,

DEANNA E. FELDT
Secretary

DEF:d

Enclosure

67-4086

RECEIVED

Department of Water Administration

April 22, 1973

State of Idaho
Dept. of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

Dear Sir:

I received the Application for Permit for filing on a water right. After reading the instructions, I think that I must have the papers for Claim to a Water Right.

I want to file on a well and pump that has been in use for several years and will be for domestic purposes.

Can you help me with this and send whatever papers I need?

Thank you.

Sincerely,

John H. Stover

John H. Stover

JHS/es

67-4036

67-4036

April 10, 1973

John H. Stover
Box 604
Council, Idaho 83512

Dear Mr. Stover:

Pursuant to your letter request of April 9, 1973, please find enclosed one (1) copy of this Department's Application for Permit form with instructions for filing.

If you should have any further questions, or if we may be of any assistance to you in the completion of this form, please do not hesitate to contact this Department.

Sincerely,

DEANNA E. FELDT
Secretary

DEF:d

Enclosure

67-4036

Dear Sir: Please send me forms and
instructions for filing on springs and
river water.

Thank you

Wayne Schuchman

67-4036

April 9, 1973

RECEIVED

April 10, 1973

Idaho Dept. of Water Administration

Idaho Dept. of Water Administration
R. Keith Higginson, Director
Statehouse
Boise, Idaho 83707

Dear Mr. Higginson:

Would you please send an application for filing
water rights on a well? Send to:

John H. Stover
Box 604
Council, Idaho 83612

Thank you.

Sincerely yours,

Mrs. John H. Stover
Mrs. John H. Stover

67-4036

June 25, 1973

RE: CLAIM TO A WATER RIGHT NO. 67-4036

Mr. John H. Stover
Box 604
Council, Idaho 83612

Dear Mr. Stover:

The Department of Water Administration 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 your claim does not, in itself, guarantee you 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 can be of further assistance, please feel free to call upon us.

Sincerely,

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

KHF:mkp

Enclosure

67 4036

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse -- Annex 2
Boise, Idaho 83707
(208) 384-2215
Western District Office



Water Rights Administration
Water Resource Investigation
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

May 31, 1973

RE: APPLICATIONS FOR PERMIT NOS. 67-4036 JOHN H. or ESTHER R. STOVER
67-7139 RONALD P. SAXTON &/or PAULA H. SAXTON

Adams County Leader
Council
Idaho 83612

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 on 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 6-18-73
MP

67 4036

NOTICE OF CLAIM TO A WATER RIGHT

No. 67-4036

Notice is hereby given that JOHN H. or ESTHER R. STOVER, Box 604,

Council, Idaho

has filed a claim to a water right established by diversion and application
to beneficial use of 0.2 cubic feet per second ~~XXXXXX~~ acre feet of water
from a groundwater source

with the point of diversion in the NW¹SE¹, Sec. 15, T. 16 N., R. 1 W., B.M.,

Adams County

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic

purposes

with a priority of 1954

the place of use is within the NW¹SE¹, Sec. 15, T. 16 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, Idaho

on June 7, 1973 and June 14, 1973

67 4036

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION



Cecil D. Andrus
Governor
R. Keith Higginson
Director

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

May 29, 1973

RE: CLAIM TO A WATER RIGHT NO. 67-4036

Mr. John H. Stover
Box 604
Council, Idaho 83612

Dear Mr. Stover:

Attached herewith is your Receipt No. 10536 in the amount of \$ 10.00
for Claim to a Water Right no. 67-4036

which was received in this office under the above date.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

Enclosure

67 4036