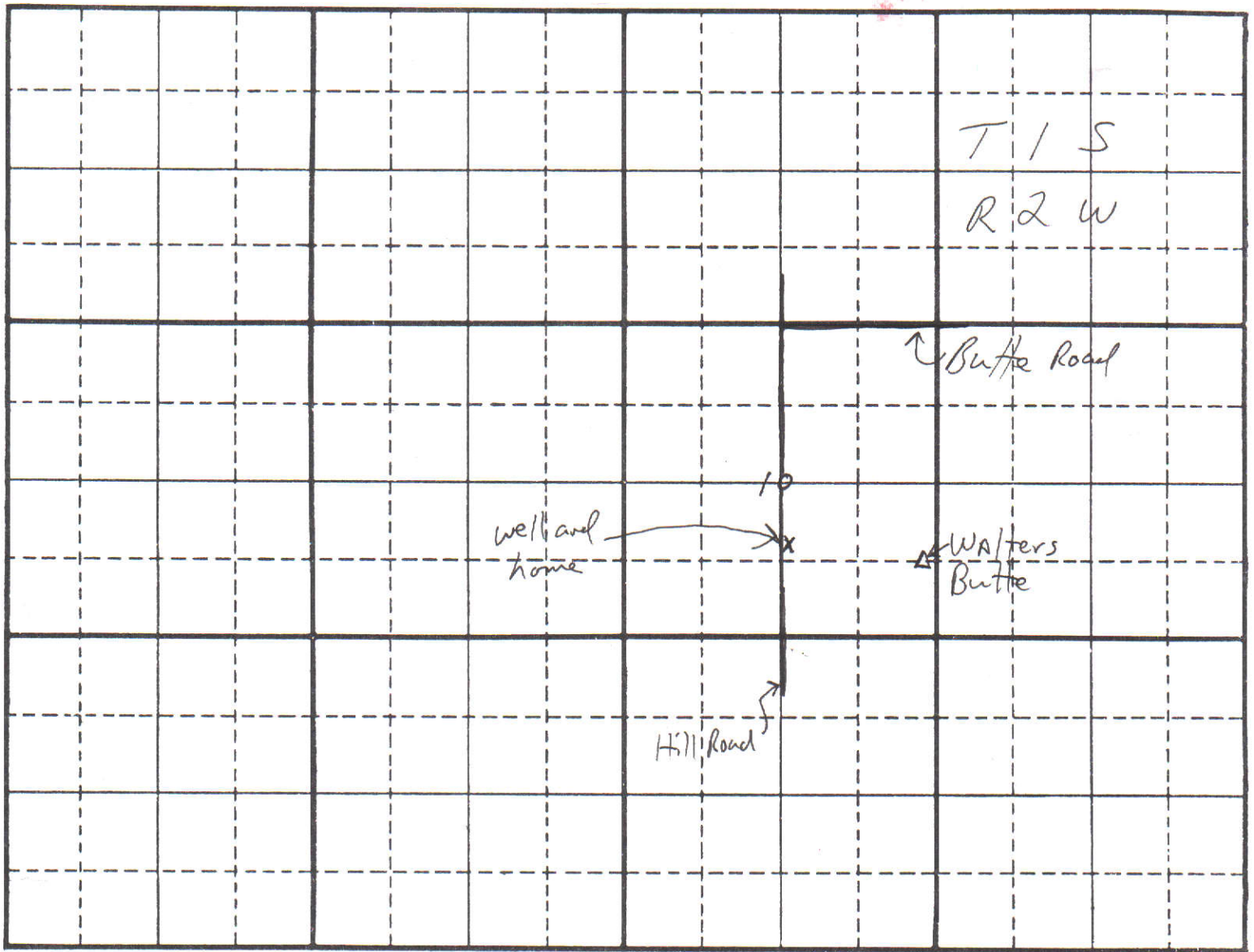


(8) Remarks _____



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.

Sworn to before me this 25th day of July, 1988.

x Lloyd B. Ball
Clara M. Ball (Claimant)

Nancy M. Lindgren
Notary Public
Residing at MOORE

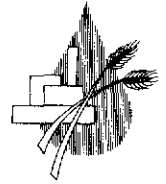
My commission expires 1-19-1994

NOV 30 1988

FOR DEPARTMENT USE ONLY

Received by SL Date 7/25/88 Exception filed by: _____ Date _____
Prelim. check by SL Date 8/5/88 Receipt # W000533 Forwarded to _____ Date _____
Published in Press-Tribune Date 8/17 & 8/23/88 Dean & Jelene Baird jp 10/20/88
Dates 8/17 & 8/23/88 & William Baird

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 Lloyd or Oleta Ball (Name of Claimant)
Star Route Box 17 (Mailing Address) McLba, Id. (Zip Code) 83641 Telephone No. 495-2565

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) JANUARY 1, 1945

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) ground water 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:

Quantity	(cfs) (af)	Use	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
<u>.02</u>		<u>Domestic</u>		<u>1/1</u>	<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
Quantity		Use		Period of Use From	To

(4) (cfs) (af) TOTAL QUANTITY USED.

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW 1/4 SE 1/4, Sec. 10 Twp. 1S Rge. 2W B.M., County of Canyon
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. submersible pump, pipe, and pressure tank for one home.

(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>1S</u>	<u>2W</u>	<u>10</u>														<u>D</u>			<u>-</u>

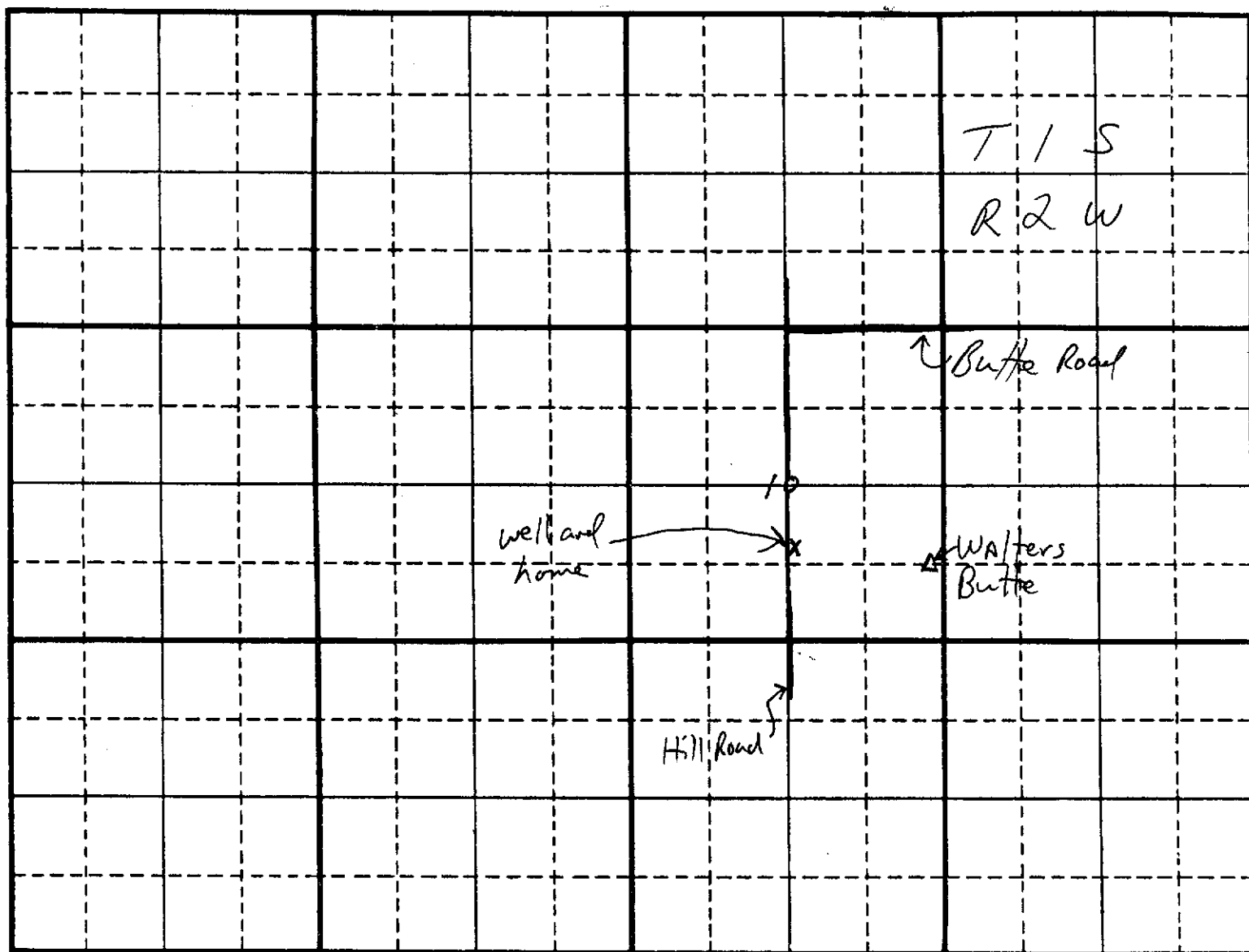
No. of acres -

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

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: _____

(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.

Sworn to before me this 25th day of July

x Lloyd B. Ball
Delta m. (Claimant)
1988.

Nancy M. Lindgren
Notary Public
Residing at Moise

My commission expires 1-19-1994

NOV 30 1988

FOR DEPARTMENT USE ONLY

Received by SL Date 7/25/88 Exception filed by: _____ Date _____
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& William Baird

DEPT. OF WATER RESOURCES
Western Regional Office

Route 4, Box 4364
Nampa, Idaho 83651
August 31, 1988

Mr. R. Keith Higginson
Director
Dept. of Water Resources
Western Region
2735 Airport Way
Boise, Idaho 83705

Dear Sir:

We the landowners adjacent to Lloyd and Oleta Ball, Star Route, Box 17, Melba, Idaho 83641, wish to file an exception to their water rights claim (#63-05411) for the following reasons:

This well was probably put in in 1945, as stated; however it went in as a shallow well system. That well has gone dry twice this summer and Mr. Ball has added pipe twice. Consequently the well is now twice as deep as the original well put in in 1945. We feel claiming the well as now constituted was put in in 1945 is misleading and fraudulent.

We feel that Mr. Ball's claim filed at this time is in an attempt to shut down all nearby wells if need be, rather than to drill a new well for himself.

Respectfully submitted,

Dean Baird

Dean and Jelene Baird
William Baird

NOV 30 1988

**NOTICE OF CLAIMS
TO WATER RIGHT**

The following claim has been
filed on water rights created by
diversion and beneficial use:
63-05411

BALL, LLOYD
BALL, OLETA
STAR RT. BOX 17
MELBA, ID 83641
Source: GROUNDWATER
Diversion Pt: NWSE Sec 10 T 01S
R 02W

Use: DOMESTIC (.020 CFS)
Priority Date: January 1, 1945
In: T01S R02W S10 NWSE

Exceptions to a claim may be
filed with the Director, Dept. of
Water Resources, Western Region,
2735 Airport Way, Boise, Idaho
83705.

R. KEITH HIGGINSON
Director

August 17, 24, 1988

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)

) ss.

County of Canyon)

Debra Kalousek

of Nampa, Canyon County, Idaho, being first duly sworn, deposes
and says:

1. That I am a citizen of the United States of America, and at all
times hereinafter mentioned was over the age of eighteen years,
and not a party to the above entitled action.

2. That I am the Principal Clerk of the Idaho Press-Tribune, a
daily, (except Saturday) newspaper published in the City of Nampa
and Caldwell, in the County of Canyon, State of Idaho; that the said
newspaper is in general circulation in the said County of Canyon,
and in the vicinity of Nampa and Caldwell, and has been uninter-
ruptedly published in said County during a period of seventy-eight
consecutive weeks prior to the first publication of the notice, a copy
of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was
published in said newspaper

Two times

in the regular and entire issue of said paper, and was printed in
the newspaper proper, and not in a supplement.

4. That said notice was published the following dates:

August 17, 24, 1988

Debra Kalousek

Subscribed and sworn to before me this

24th

day of August

19 88

Janne Lusk
Notary Public, Residing at Nampa, Idaho

MY COMMISSION EXPIRES
JULY 12th, 1991

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: 82

Right Number 63-05411 Applicant Lloyd & Oleta Ball

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. Pres. trib. 30/10000 533
- ☒ Exceptions processed. 8/17 & 24/88

By DM Date 10/20/88

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By SC Date 10-24-88

RECEIVED
OCT 24 1988

Department of Water Resources



CECIL D. ANDRUS
Governor

State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 2735 Airport Way, Boise, Idaho 83705 • (208) 334-2190

R. KEITH HIGGINSON
Director

October 20, 1988

Dean & Jelene Baird
William Baird
Rt.4, Box 4364
Nampa, ID 83651

Re: Claim to Water Right No. 63-05411, in the Name of Lloyd or Oleta Ball

Dear Interested Parties:

This office acknowledges receipt of your protest concerning the above-referenced claim to a water right. The Department will not schedule a hearing in the matter or evaluate for conformation or censure of the rights claimed. However, your protests will be made a part of the permanent Claim files, as described in Section 42-244, Idaho Code, which states in part the following:

"At anytime after the filing of a claim, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form, accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Resources and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources."

If we can be of further assistance, please contact us.

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Manager, Western Regional Office

DRT:jp

NOV 6 1988



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 2735 Airport Way, Boise, Idaho 83705 • (208) 334-2190

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

October 20, 1988

Lloyd or Oleta Ball
Star Rt. Box 17
Melba, ID 83641

Re: Claim to a Water Right No. 63-5411

Dear Mr. & Mrs. Ball:

Enclosed is a copy of an exception filed in connection with your above-referenced claim to a water right. The Department will not schedule a hearing in this matter or evaluate for conformation or censure the right claimed since Section 42-244, Idaho Code, states in part the following:

"At anytime after the filing of a claim, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form, accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Resources and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources."

If we can be of further assistance, please contact us.

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Manager, Western Regional Office

DRT:jp

Enclosure



CECIL D. ANDRUS
Governor

State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 2735 Airport Way, Boise, Idaho 83705 • (208) 334-2190

R. KEITH HIGGINSON
Director

October 20, 1988

Lloyd or Oleta Ball
Star Rt. Box 17
Melba, ID 83641

Re: Claim No. 63-05411

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 well 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 free to contact us.

Sincerely,

DAVID R. TUTHILL, JR. P. E.
Manager, Western Regional Office

DRT:jp

Enclosure:

10/20/88
10/20/88

63-05411

BALL, LLOYD
BALL, OLETA
STAR RT. BOX 17
MELBA, ID 83641

Source: GROUNDWATER

Diversion Pt: NWSE Sec 10 T 01S R 02W

Use: DOMESTIC (.020 CFS)

Priority Date: 1/01/1945

In: T01S R02W S10 NWSE

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]