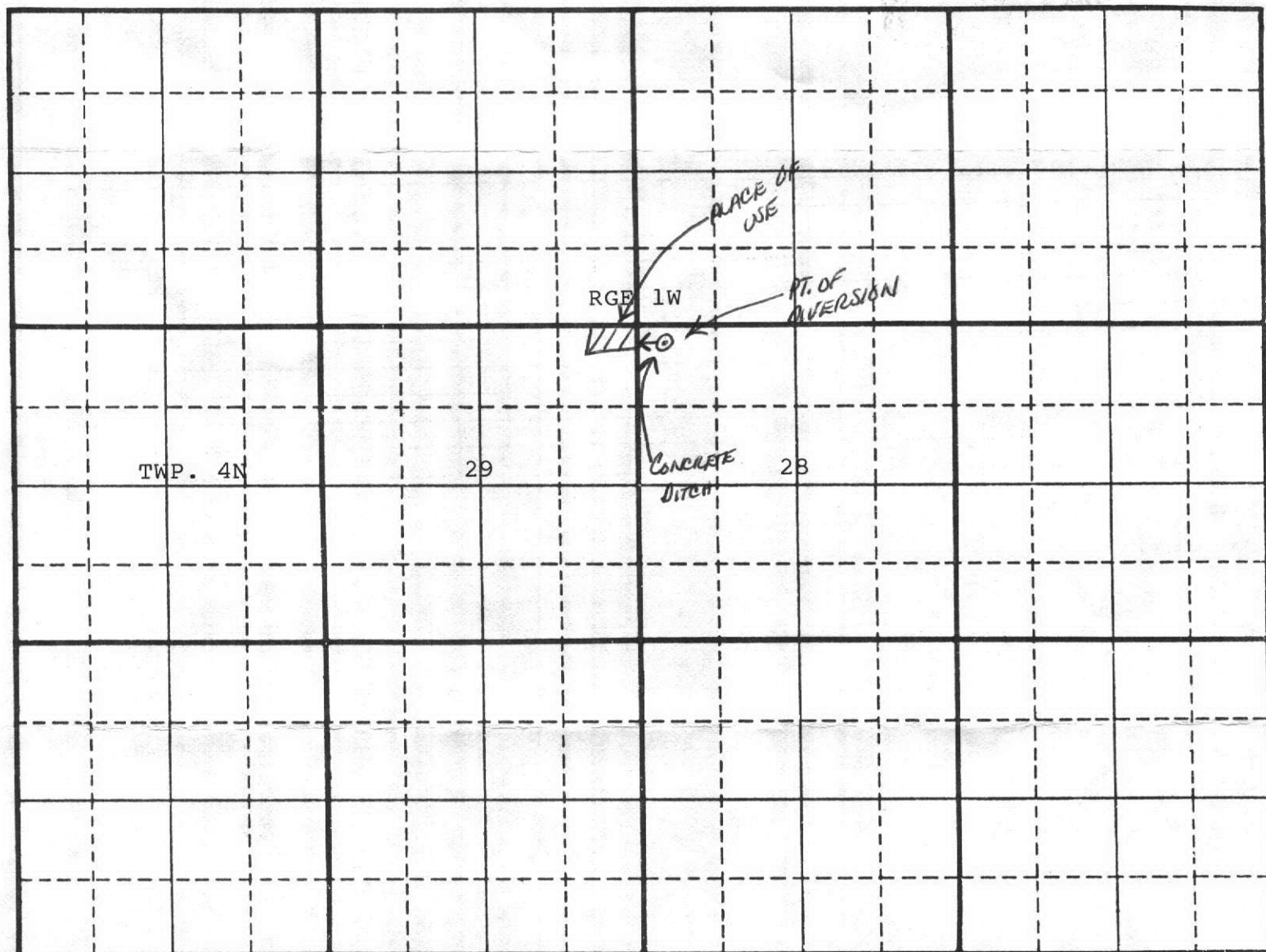


(8) Remarks _____



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 21st day of OCTOBER

Pete Cope
(Claimant)
1987
Wanda Cope
Notary Public
Residing at Mountain View
MICHAEL

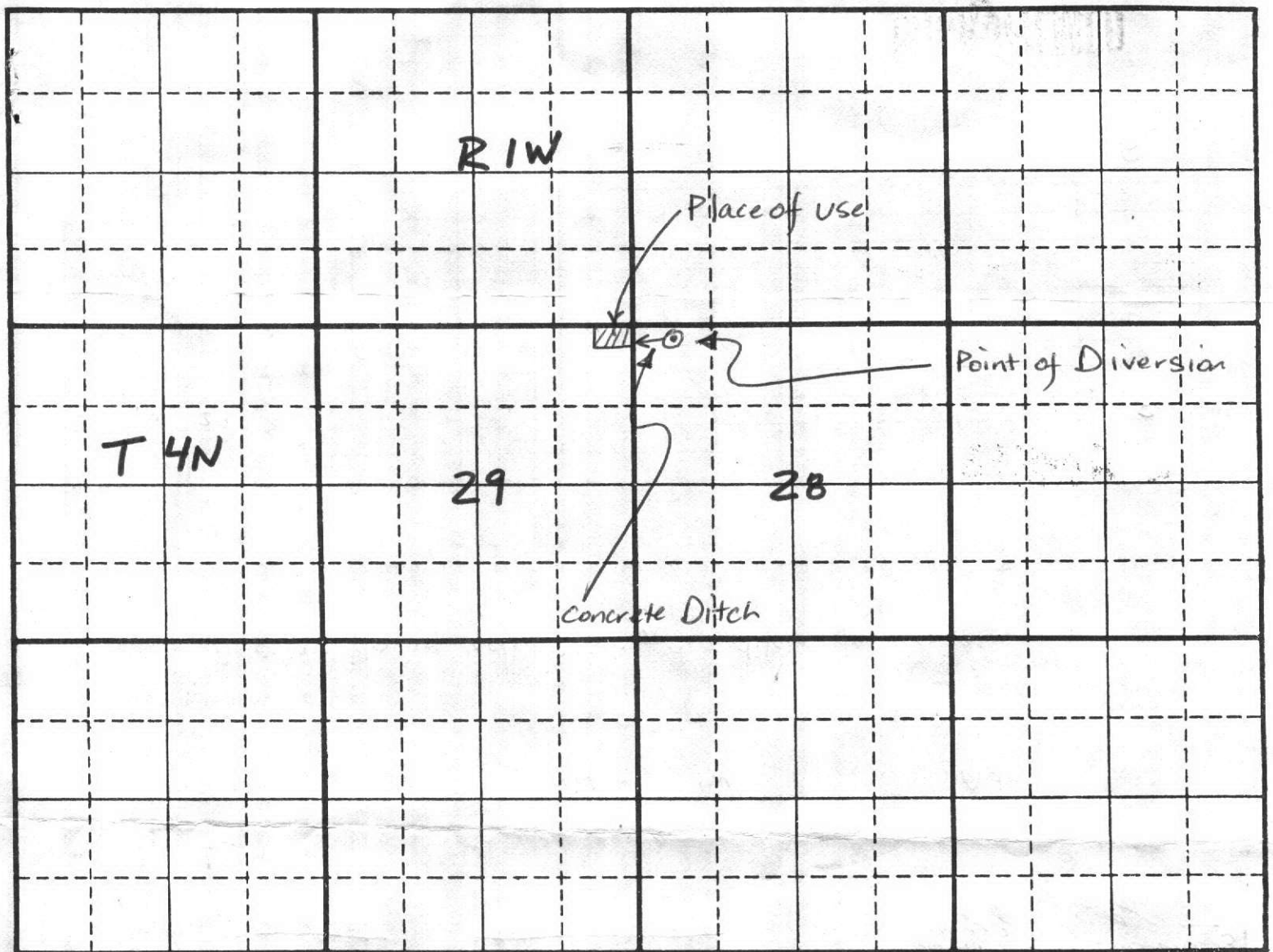
My commission expires 2/18/92

FOR DEPARTMENT USE ONLY
Received by nl Date 10-22-87 Exception filed by:
Prelim. check by nl Date 10-26-87
Published in IN STATESMAN Date 7/2/87 # 44876 (30) } TOTAL
Dates 9/3 & 9/10/87 # 44988 (70) } #200

FEB 29 1988
Forwarded to
claimant by: _____

*RECEIPT NO. 44876 FOR \$30 WAS ORIGINALLY FOR APP. NO. 63-10493 WHICH WAS RELINQUISHED.

(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 Canyon) 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 23rd day of June

Pete Cope
(Claimant)
19 87

Wm J. Brown
Notary Public for Idaho
Residing at Caldwell, Idaho

My commission expires _____

Claim prepared by DCT

FOR DEPARTMENT USE ONLY

Received by *me* Date 6-26-87
Prelim. check by *[Signature]* Date 7-24-87
\$200 ~~\$30.00~~ fee received by *[Signature]* Date 7/2/87
Published in ID STATESMAN
Dates 9/3 & 9/10/87

Exception filed by: _____

Forwarded to claimant by: _____ Date _____

Receipt No. 44876 for \$30.00. This fee was originally paid for app no. 63-70493, but is credited to this claim because the app was relinquished. Also Receipt No. 44988 in the amount of \$170.00, for a total of \$200.00.

The Idaho Statesman

P.O. BOX 40, BOISE, IDAHO 83707

LEGAL ADVERTISING INVOICE

Amount Due

27.56

Account Name			Account Number		
Idaho Department of Water Resources (Western)			#47628		
Address		City/State		Zip	
Statehouse		Boise, ID		83720	
Ordered By	P.O. Number	Rate	Run Dates		
Judy Pense		NT	1987 Sept. 3, 10		
Identification			Estimated Inches		Real Inches
Claim to Water Rights - Pete Cope					
					Legal Number
1 Number of Affidavits Requested					#6301

RECEIVED
SEP 14 1987

Department of Water Resources
Western Regional Office

RECEIVED
SEP 11 1987

STATE OF IDAHO)

) ss.

COUNTY OF ADA)

Department of Water Resources

Deborah Gregory, being duly

sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto; that said notice was published in The Idaho Statesman in conformity with Section 60-108, Idaho Code as amended, for Two (2)

☒ consecutive weekly ☐ consecutive daily ☐ single ☐ odd skip

insertion(s) beginning with the issue of September 3, 19 87

and ending with the issue of September 10, 19 87

Deborah Gregory

Subscribed and sworn to before me this 10th

day of September, 19 87

MICROFILMED

FEB 29 1988

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

63-5398

Cope, Pete
6505 W. Chinden Blvd.
Meridian, ID 83642
Source: Groundwater
Diversion Pt: NWNW Sec 28 T 04N R 01W
Use: Irrigation (0.160 CFS)
Use: Stockwater (0.020 CFS)
Priority Date: 08/20/1936
In: NENE Sec. 29 T 04N R 01W
for 8 Acres

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, Western Region, Statehouse, Boise, Idaho 83720.

R. KEITH HIGGINSON
Director

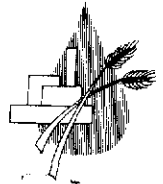
Pub. Sept. 3, 10, 1987

6301

Connie Hulseon 8/92

Notary Public for Idaho, Residing at Boise, Idaho

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 Pete Cope (Name of Claimant)
6505 W. Chinden Blvd., Meridian, ID 83642 Telephone No. 286-7770
(Mailing Address) (Zip Code)

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) 8/20/1936

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)
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, af)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	<u>.16</u>	Use <u>Irrigation</u>	Period of Use From <u>3/15</u>	To <u>11/15</u>
Quantity	<u>.02</u>	Use <u>Stockwater</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	<u>.18</u>	TOTAL QUANTITY USED.	Period of Use From _____	To _____

(4) _____
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW ¼ NW ¼, Sec. 28 Twp. 4N Rge. 1W B.M., County of Ada
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. Artesian flowing well, casing, and ditches for irrigation.

(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	
4N	1W	29	8																8
			S																

No. of acres 8

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

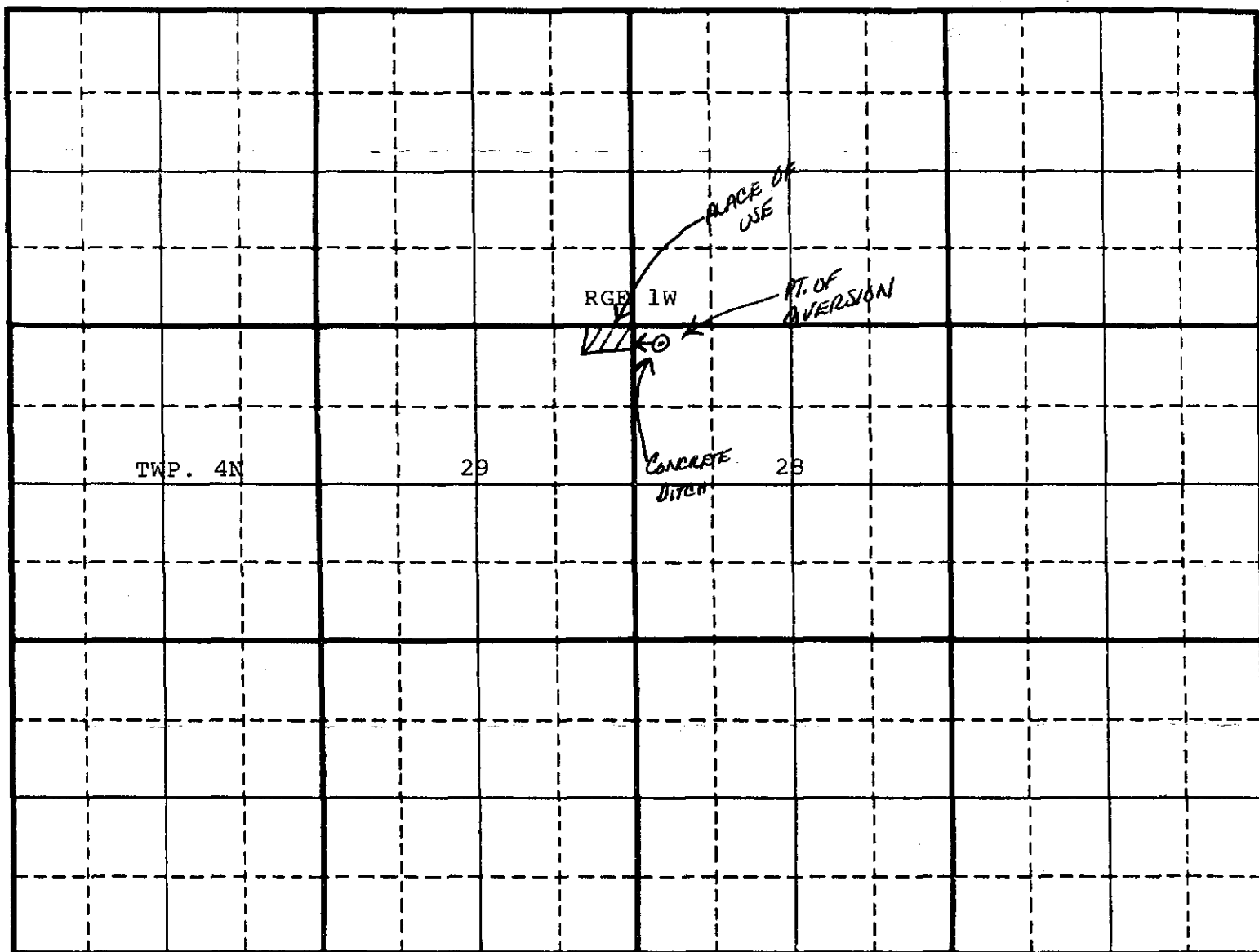
NOTE: Include here the type and number of stock watered: 17-18 hd.

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

RECORDED

FEB 29 1988

(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 21st day of OCTOBER

Pete Lopez
(Claimant)
1987
Walter J. [Signature]
Notary Public
Residing at Meridian
MICAS [Stamp]

My commission expires 2/18/92

FOR DEPARTMENT USE ONLY
Received by nl Date 10-22-87 Exception filed by:
Prelim. check by [Signature] Date 2-24-87
\$200 \$20.00 fee received by DRT Date 7/2/87 # 44876 (30) TOTAL # 200
Published in THE STATESMAN
Dates 9/3 & 9/10/87

FEB 29 1988
Forwarded to
claimant by: _____

*RECEIPT No. 44876 FOR \$30 WAS ORIGINALLY FOR APP. NO. 63-10493 WHICH WAS RELINQUISHED.

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 Pete Cope

(Name of Claimant)

6505 W. Chinden Blvd., Meridian, Id 83642

(Mailing Address)

(Zip Code)

Telephone No. 286-7770

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) 8/20/1936

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)

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:

Quantity	(cfs, af)	Use	(Domestic, Irrigation, Stock, Etc.)	Period of Use From	(Mo., Day)	To	(Mo., Day)
Quantity	<u>0.16 cfs</u>	Use	<u>Irrigation & Stock</u>	Period of Use From	<u>3/15</u>	To	<u>11/15</u>
Quantity	<u>0.02 cfs*</u>	Use	<u>*STOCK WATER</u>	Period of Use From	<u>Jan 1</u>	To	<u>Dec 31</u>
Quantity	<u>0.10 cfs*</u>	Use	<u>*HEATING & COOKING</u>	Period of Use From	<u>4/1</u>	To	<u>12/31</u>
Quantity	<u>SEE LETTER OF 8/15/87 JS</u>	Use		Period of Use From		To	
Quantity		Use		Period of Use From		To	

(4) 0.18 cfs TOTAL QUANTITY USED.

(cfs, af)

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

NW 1/4 NW 1/4, Sec. 28 Twp. 4N Rge. 1W B.M., County of Ada

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. Artesian flowing well, casing, and ditches for irrigation.

(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>4N</u>	<u>1W</u>	<u>29</u>	<u>8</u>																<u>8</u>
			<u>S</u>																
			<u>X</u>																
			<u>X</u>																

No. of acres 8

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

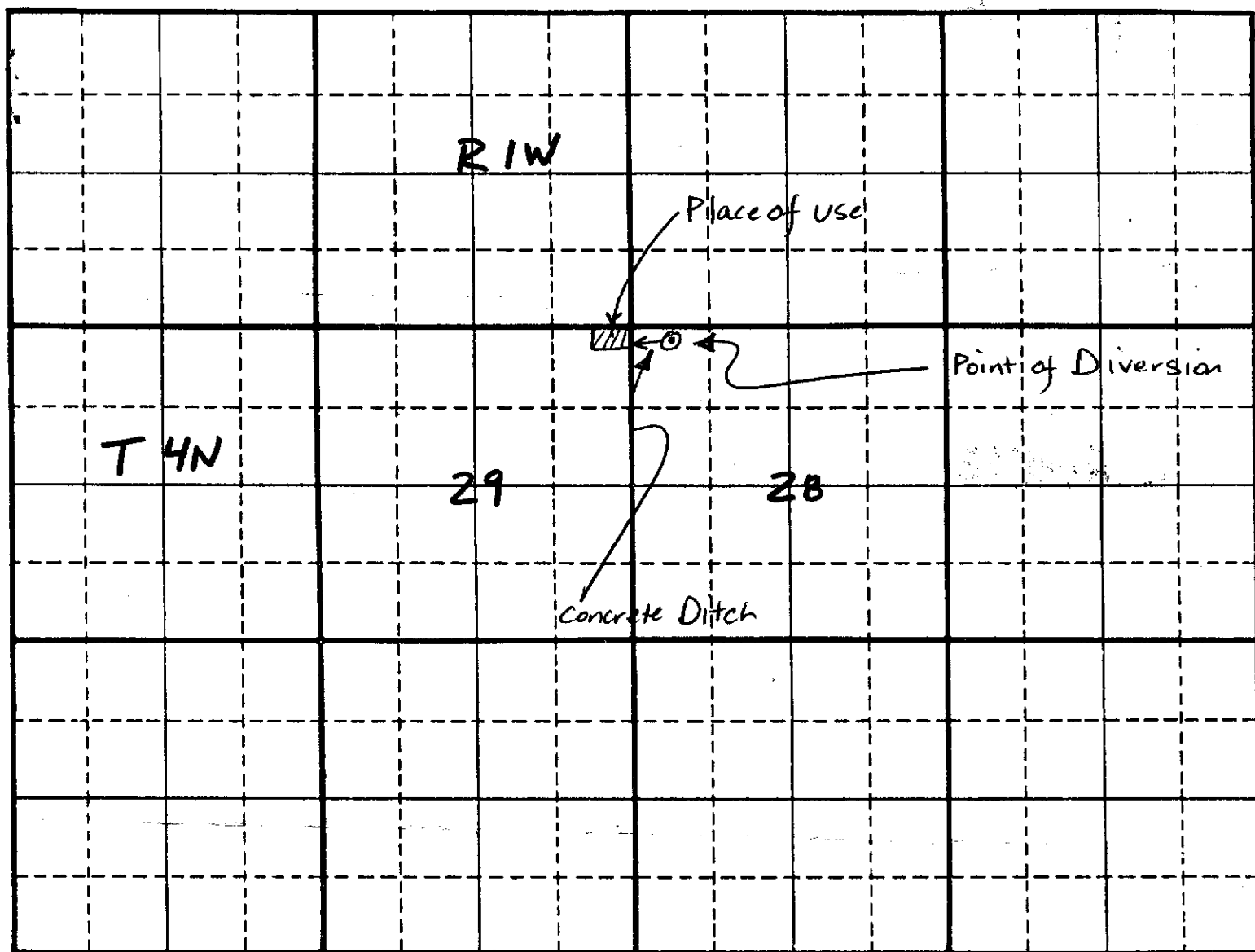
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FEB 29 1988

NOTE: Include here the type and number of stock watered: 17-18 HD.*

(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 Canyon) 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 23rd day of June

Pete C. Gipe
(Claimant)

W. J. Brown
Notary Public for Idaho
Residing at Caldwell, Idaho

My commission expires _____

MICROFILMED

Claim prepared by OER

FOR DEPARTMENT USE ONLY

FEB 29 1988

Received by ne Date 6-26-87 Exception filed by:
Prelim. check by ne Date 7-24-87
\$200 ~~\$30.00~~ fee received by ne Date 7/2/87
Published in ID STATESMAN
Dates 9/3 * 9/10/87

Forwarded to
claimant by: _____ Date _____

Receipt No. 44876 \$ 30⁰⁰. This fee was originally paid for app no. 63-10493, but is credited to this claim because the app was relinquished. Also Receipt No. 44988 in the amount of \$170.00, for a total of \$200.00.

The Idaho Statesman

P.O. BOX 40, BOISE, IDAHO 83707

LEGAL ADVERTISING INVOICE

Amount Due

27.56

Account Name			Account Number		
Idaho Department of Water Resources (Western)			#47628		
Address		City/State		Zip	
Statehouse		Boise, ID		83720	
Ordered By	P.O. Number	Rate	Run Dates		
Judy Pense		NT	1987 Sept. 3, 10		
Identification			Estimated Inches	Real Inches	
Claim to Water Rights - Pete Cope					
1 Number of Affidavits Requested				Legal Number	
				#6301	

RECEIVED
SEP 14 1987

Department of Water Resources
Western Regional Office

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been filed on water rights created by diversion and beneficial use:

43-5398

Cope, Pete
6905 W. Chinden Blvd.
Meridian, ID 83642
Source: Groundwater
Diversion Pt: NWNW Sec 28 T 04N
R 01W
Use: Irrigation (0.160 CFS)
Use: Stockwater (0.020 CFS)
Priority Date: 08/20/1936
In: NENE Sec. 29 T 04N R 01W
for 8 Acres

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, Western Region, Statehouse, Boise, Idaho 83720.

R. KEITH HIGGINSON
Director

Pub. Sept. 30, 1987 6301

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SEP 11 1987

STATE OF IDAHO)

) ss.

COUNTY OF ADA)

Department of Water Resources

Deborah Gregory, being duly

sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto; that said notice was published in The Idaho Statesman in conformity with Section 60-108, Idaho Code as amended, for Two (2)

☒ consecutive weekly ☐ consecutive daily ☐ single ☐ odd skip

insertion(s) beginning with the issue of September 3, 19 87

and ending with the issue of September 10, 19 87

Deborah Gregory

Subscribed and sworn to before me this 10

day of September, 1987

MICROFILMED

FEB 29 1988

Connie Hillerson 8/92

Notary Public for Idaho, Residing at Boise, Idaho



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

March 21, 1988

Pete Cope
6505 W. Chinden Blvd.
Meridian, ID 83642

Re: Claim to a Water Right No. 63-5398

Dear Mr. Cope:

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

RECEIVED

APR 04 1988



State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region

CECIL D. ANDRUS
Governor

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

R. KEITH HIGGINSON
Director

March 21, 1988

Vernon K. Smith
Attorney at Law
1900 Main Street
Boise, ID 83702

Re: Claims to Water Right Nos. 63-4644 in the Name of Thomas J. McCollum, No. 63-4676 in the Names of Richard W. Eby and/or Eugene R. Eby, No. 63-5395 in the name of Alvin E. &/or Nancy A. Lutz, No. 63-5397 in the Names of Peter K. &/or Ingrid M. Kuehn, No. 63-5398 in the Name of Pete Cope

Dear Mr. Smith:

This office acknowledges receipt of your protests concerning the above-referenced claims to water rights. 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

RECEIVED

APR 04 1988

DRT:jpb

RECEIVED

MAR 13 1988

Hand-Delivered
Department of Water Resources
Western Regional Office

VERNON K. SMITH
ATTORNEY AT LAW
1900 Main Street
Boise, Idaho 83702

Telephone: 345-1125

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

In Re:

Statutory Claim to a Water Right
Claim, No. 63-5398, filed by Pete
Cope on October 21, 1987.

PROTEST TO CLAIM OF WATER
RIGHT FILED BY PETE COPE

PROTESTANT: ROBERT H. RUBLE
CAROLYN J. RUBLE

COMES NOW Robert H. Ruble and Carolyn J. Ruble, residing at 6175 West Chinden Blvd., Meridian, Idaho 83642, and do hereby PROTEST the Claim to a Water Right, Claim No. 63-5398, filed by Pete Cope, 6505 West Chinden Blvd., Meridian, Idaho 83642, with the Department of Water Resources on October 21, 1987, purportedly pursuant to Section 42-243 Idaho Code.

The initial objection is based upon the untimely filing of the Claim, and not only has no claim to right existed for the alleged purposes set forth in the Claim, but furthermore, the untimely filing of the Claim would constitute grounds for forfeiture of the claimed water right pursuant to Section 42-243 Idaho Code.

At no time has the Applicant Pete Cope ever beneficially used any water from the artesian well located on the NW 1/4, NW 1/4, Sec. 28, Township 4N, R1W, Boise-Meridian located in Ada County, Idaho for any irrigation or stockwater use as claimed. The land owned by Mr. Cope has not been used for agricultural purposes for in excess of eight years; it is

commercial property and is the location of his commercial business, Pete Cope Drilling. The property improvements include a residential house, two mobile homes, a large barn, equipment maintenance shop, equipment storage shed, a large equipment yard, a pipe storage yard, a large swimming pool, and an entertainment area. The Settlers Irrigation District has provided more irrigation water than could ever be used on this property. Settlers Irrigation District has no record that it transported water for use on this property. The claim to a water right for irrigation use is untenable at present, and if any claim may have ever existed sometime in or after 1936, it has long since been abandoned.

The alleged claim of water use for stock water is another unsupported statement. Any water flowing in the ditch at the point of the premises of Claimant could only come thru the Settlers Irrigation District facility, which interestingly enough their records indicate they have never diverted water to Section 29. According to Settlers' Plat maps, the McMullen Lateral ends in Section 28, and no water users exist in Section 29. Furthermore, this ditch has no water flowing through it from November thru April, of each year. During the irrigation season, there is water in the ditch only one day out of every seven. Obviously, any livestock would soon perish if Claimant is depending upon water from that ditch source. The upstream users of the Settlers Irrigation Ditch are using the ditch for irrigation purposes, and they distribute chemicals with it in their fields, and the water contains significant concentrations of chemicals that have been applied to their crops. According to veterinarians, the use of such chemically polluted water is hazardous to the health of any animal.

There is no basis for such claim to the use of water for livestock or irrigation, as there has never been any historical beneficial

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APR 04 1988

application or use of of the artesian water on lands not even irrigated from Settlers ditch. The only vegetation growth in any event, on Applicant's parcel consists solely of the three small grass yards around the residential dwellings. Those yards are watered by sprinklers from a domestic well.

At no time has Mr. Cope ever claimed a right by diversion and application to a beneficial use of any water flowing from the artesian well described in his claim to a water right.

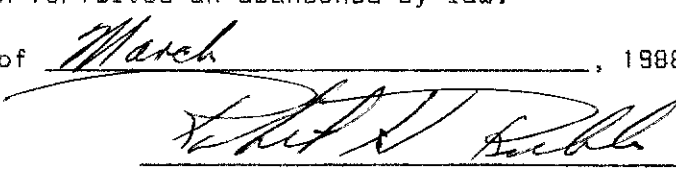
The Protestant is the owner of the property where the artesian well is located, and there has never been any authorization, license or easement granted to Mr. Cope to divert any water from this artesian well to any point across the property of Protestant or that of any adjoining neighbor. To any extent there has ever been any flow or discharge of water from the artesian well into the Settlers Irrigation Ditch, it has never been considered by the Directors of Settlers Irrigation District to have ever established a claim to water, or to have created, constituted or become the basis for such a claim of a water right, and their recent correspondence of February 5, 1988, does confirm that fact. Settlers has never even suggested that they seek or need any supplement to their water sources for providing adequate water. They have never said they are presently relying or have ever in the past relied upon this artesian well as an alternate source of supply or as a supplemental source of water. The well was never been used to increase the ditch flow. For the above reasons, Mr. Cope has not now and never before could make a beneficial use of water flowing from the artesian well located on the property of Protestant. Protestant to divert water from Protestants' premises, and from this artesian well,

MICROFILMED
APR 04 1988

would constitute trespass and can never support the basis of a valid claim to a water right.

In summary, there has never been a beneficial use of water from this artesian well by Claimant for at least eight years, continuously, and if there were any claim existing from any previous use, by any previous landowner it has long since been forfeited and abandoned by law.

Dated this 15 day of March, 1988.


Robert H. Ruble

RECORDED

APR 04 1988

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Jan Shute

Right Number 63-5398

Applicant Pete Cope

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 10 LOTS
- ☒ Location of use. NO LOT
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. \$200.00 #44876
 - ☒ Claim published correctly. ID STATESMAN 9/3 * 9/10/87
 - None ☒ Exceptions processed.
- By DET Date 12/21/87

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By SC Date 12/22/87

REGISTERED

FEB 29 1988

RECEIVED
DEC 22 1987

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

November 3, 1987

Pete Cope
6505 W. Chinden Blvd.
Meridian, ID 83642

Re: Claim No. 63-5398

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

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DRT:jp

Enclosure

FEB 29 1988



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region

CECIL D. ANDRUS
Governor

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

R. KEITH HIGGINSON
Director

October 14, 1987

Pete Cope
6505 W. Chinden Blvd.
Meridian, ID 83642

Dear Mr. Cope:

Enclosed is a partially completed claim form. This claim form was completed using information from the previously completed form.

The reason for having you sign with your signature notarized is due to the deletion of the heating and cooling use from Item No. 3. It had previously been assumed we could delete that portion, however, without your signature on the change it could be legally contested at a later date. Therefore, your notarized signature is needed on this claim which shows the actual uses which began in 1936. The signed claim needs to be returned to this office at your earliest convenience.

If you have any questions concerning this letter and claim form, please feel free to contact us.

Sincerely,

JAN SHURTE
Sr. Water Resource Agent

JS:j
Encl.

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FEB 29 1988



Cecil D. Andrus
Governor

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region

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

August 24, 1987

Pete Cope
6505 W. Chinden Blvd.
Meridian, ID 83642

Dear Mr. Cope:

In our phone conversation we discussed putting heating and cooling on the Claim to a water right submitted for the well in Section 29, Township 4N, Range 1W.

However, after talking with David Tuthill our regional manager it appears he has discussed this with you previously. Since the heating and cooling were not begun in 1936, we cannot include those uses on this claim. We will process the claim, however, showing irrigation of 8 acres and stockwater for 18 head of stock.

If you have any problems with this change, please contact us as soon as possible. If we do not hear from you we will forward the Claim to our State office after advertising is completed.

Sincerely,

Jan Shurte
Senior Water Resource Agent

JS:gg

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FEB 29 1988



Cecil D. Andrus
Governor

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region

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

July 17, 1987

Pete Cope
6505 W. Chinden Blvd.
Meridian, ID 83642

Re: Water Rights From Artesian Well, Application for Permit No. 63-10493
Claim to a Water Right No. 63-5398

Dear Mr. Cope:

We are in receipt of documents that you recently submitted, including a relinquishment of application for permit No. 63-10493, a claim to a water right, which we have assigned No. 63-5398, and a check in the amount of \$170.00. Please find enclosed receipt No. 44988 in the amount of \$170.00.

As described in my letter dated June 18, 1987, this office is providing a credit of \$30.00 which was the filing fee that you paid for application No. 63-10493. This credit is possible because the application was not advertised. Accordingly, enclosed please find receipt No. 44876 in the amount of \$30.00, a credit for which is hereby assigned to claim No. 63-5398. Both fees combined equal the required \$200 filing fee for the claim to a water right.

I note that you have modified the claim to show stockwater as an additional use, and a season of use from January 1 to December 31. In addition you have shown pipelines in the description of means of diversion. As we have discussed, this is your claim and you can submit the claim as you deem appropriate. However, I would point out that normally the Department of Water Resources considers the season of beneficial use for irrigation purposes in the Boise valley to be March 15 to November 15 annually.

We will process this claim by advertising the information in the Idaho Statesman, and we will send you copies of any objections received. With the filing of this claim we now have on record the irrigation uses of all of the users of water from the artesian well that have been reported to date. I hope

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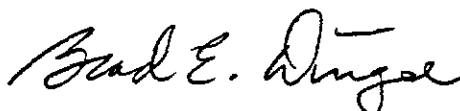
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page 2
Pete Cope

that this document, been reviewed with conjunction with the other water rights that have been filed for use of the well, will be helpful toward preparation of a contract that can be prepared to the mutual agreement and benefit of all users of water from the artesian well.

If I can be of further assistance in this matter, please advise.

Sincerely,



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

DRT:jp

Enclosures: Receipt Nos. 44876 and 44988

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SEP 29 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

AUGUST 26, 1987

The Idaho Statesman
Box 40
Boise, ID 83707

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. 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 billing to this office before SEPTEMBER 21, 1987.

Yours truly,

JUDY FENSE
Secretary

Encl.

RECORDED

FEB 29 1988

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, Western Region, Statehouse, Boise, Idaho 83720.

KEN DUNN, Dir.

Published 09/03 & 09/10/87

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FEB 29 1988

63-5398

COPE, PETE

6505 W. CHINDEN BLVD., MERIDIAN, ID 83642

Source: GROUNDWATER

Diversion Pt: NWNW Sec 28 T 04N R 01W

Use: IRRIGATION	(0.160 CFS)
STOCKWATER	(0.020 CFS)

Priority Date: 08/20/1936

In: NENE Sec 29 T 04N R 01W FOR 8 ACRES

RECORDED
FEB 29 1988

