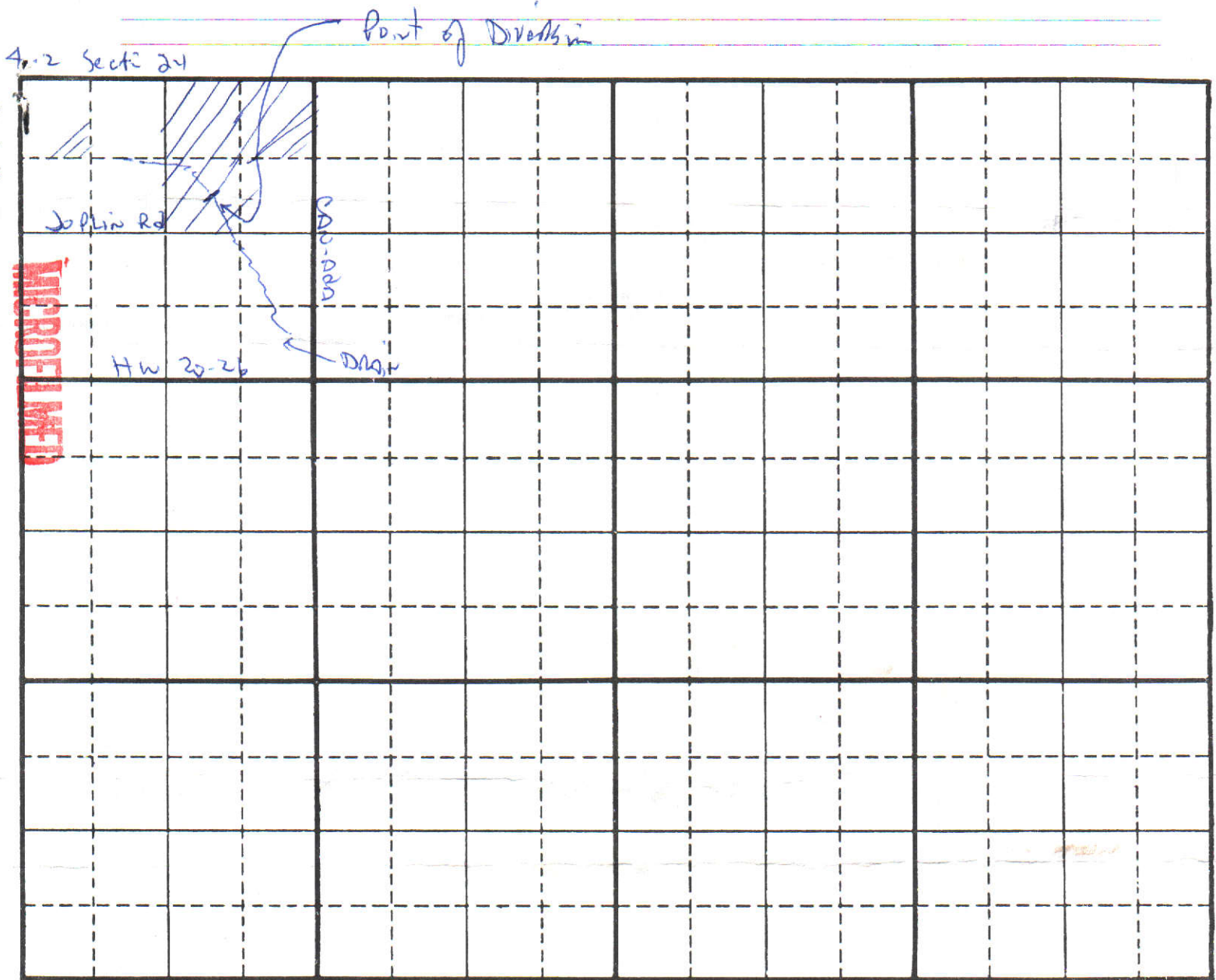


(8) Remarks _____



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.

William C. Oly
(Claimant)

Sworn to before me this 13 day of JUNE, 19 83.

Robert E. Engle
Notary Public
Residing at Nampa ID

My commission expires 20 AUG 84

Received by <u>SR</u>	Date <u>6/16/83</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>JP</u>	Date <u>3/27/84</u>		claimant by:	
\$30.00 fee received by <u>JP</u>	Date <u>3/19/84</u>	* 32580		
Published in <u>Press Tribune</u>				
Dates <u>4/26 & 5/3/84</u>				

FOR DEPARTMENT USE ONLY

3-19-84

6-16-83

AFFIDAVIT OF PUBLICATION
STATE OF IDAHO)

) ss.
County of Canyon)

Debra Martin del Campo

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 uninterruptedly 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:

April 26;

May 3, 1984

Debra Martin del Campo

Subscribed and sworn to before me this 3rd
day of May

19 84

Janne G. Scott
Notary Public, Residing at Nampa, Idaho

MY COMMISSION EXPIRES
JULY 12th, 1985

NOTICE OF CLAIMS
TO WATER RIGHTS

The following claim has been filed on water right created by diversion and beneficial use:

63-5343

CLAYTON, WILLIAM C.
C/O X L RANCH, RT. 2 BOX 2152,
NAMPA, ID 83651

Source: WASTE WATER trib. to
FRANKLIN DITCH

Priority Date: March 15, 1920
Diversion Pt: SWNE Sec 24 T 04N
R 02W

Use: IRRIGATION (1.92 CFS)
In: NENE NWNE SWNE NWNW
Sec 24 T 04N R 02W

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

KEN DUNN
Director

April 26; May 3, 1984

RECEIVED
MAY 3 1984

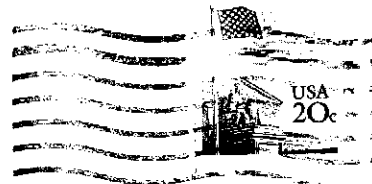
Department of Water Resources
Western Regional Office

MICROFILMED

Clayton XL Ranch

ROUTE 2, BOX 2153

NAMPA, IDAHO 83651



State of Idaho
Department of Water Resources
Boise, Id.

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUN 16 1983

Department of Water Resources
Western Regional Office

CLAIM TO A WATER RIGHT

JUN 16 1983

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 C. CLAYTON - XL RANCH

(Name of Claimant)

Rt 2 Box 2152

Nampa, ID.

83651

Telephone No. 286-7801

(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)

(1920)
April 15 used before diff. fields

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)

Sub-surface water tributary to Franklin River

- (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)
Quantity	1.92 cfs	Use	Irrigation	Period of Use From 3/15	To 11/15
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) 1.92 cfs TOTAL QUANTITY USED.

(cfs, af)

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

SW 1/4 NE 1/4, Sec. 24 Twp. 4N 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. DIVERSION DAM

- (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	
4N	2W	24	40	9	39			8											96

No. of acres 96

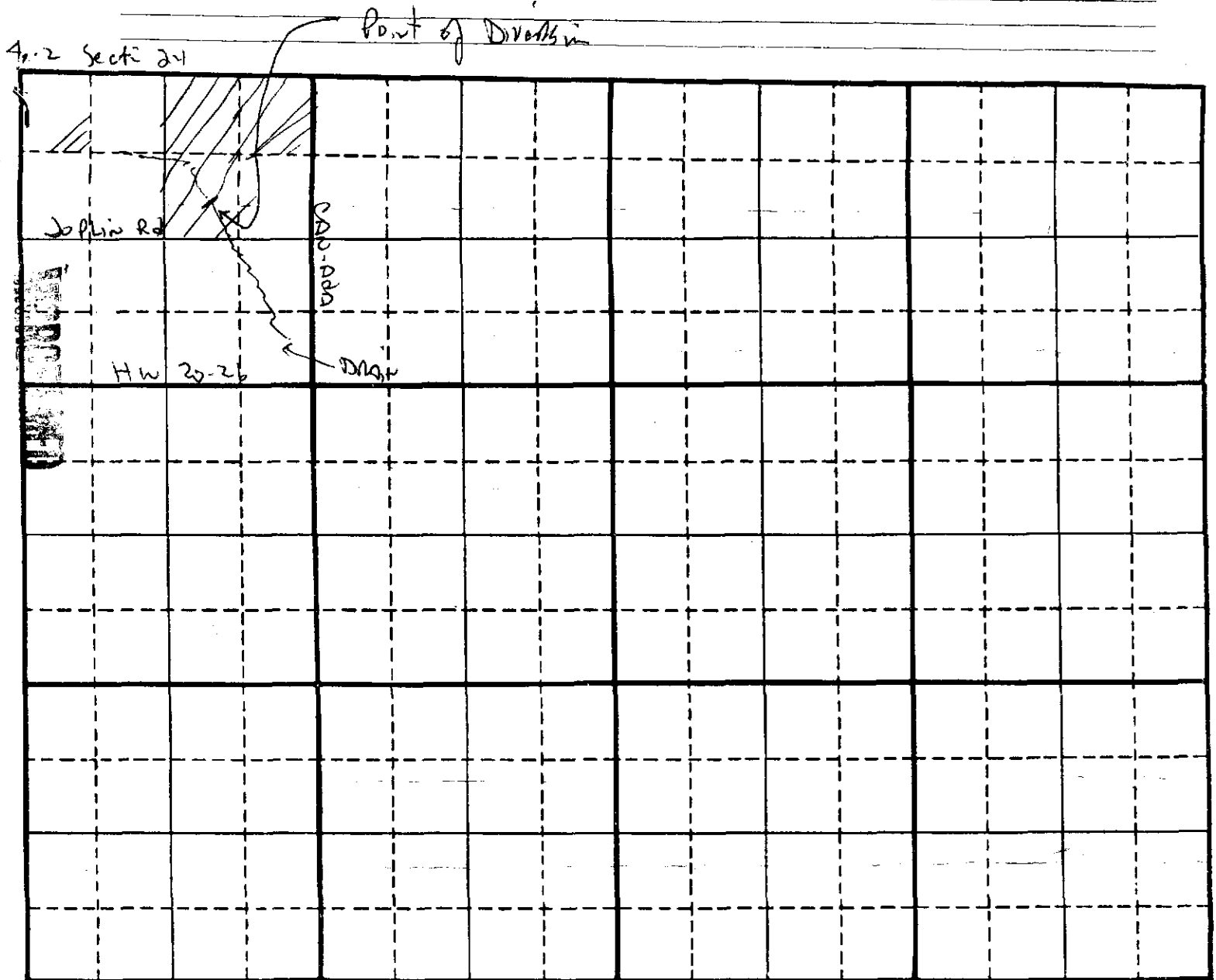
- B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

None other

NOTE: Include here the type and number of stock watered:

- (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 13 day of JUNE

19 83.

William C. Ray

(Claimant)

Robert E. Engle

Notary Public

Residing at NAMPA ID

My commission expires

21 AUG 84

Received by

SR

3-19-84

6-16-83

FOR DEPARTMENT USE ONLY

Date 6/16/83

Exception filed by:

Forwarded to

Date

Prelim. check by

Go

Date 3/27/84

claimant by:

\$30.00 fee received by

JP

Date 3/19/84* 32580

Published in

Press Tribune

Dates

4/26 & 5/3/84

AFFIDAVIT OF PUBLICATION
STATE OF IDAHO)

County of Canyon) ss.

Debra Martin del Campo

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 uninterruptedly 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:

April 26;

May 3, 1984

Debra Martin del Campo

Subscribed and sworn to before me this 3rd
day of May

19 84

Janne S. Scott
Notary Public, Residing at Nampa, Idaho

MY COMMISSION EXPIRES
JULY 12th, 1985

NOTICE OF CLAIMS
TO WATER RIGHTS

The following claim has been filed on water right created by diversion and beneficial use:

63-5343

CLAYTON, WILLIAM C.
C/O X L RANCH, RT. 2 BOX 2152,
NAMPA, ID 83651

Source: WASTE WATER trib. to
FRANKLIN DITCH

Priority Date: March 15, 1920

Diversion Pt: SWNE Sec 24 T 04N
R 02W

Use: IRRIGATION (1.92 CFS)

In: NENE NWNE SWNE NWNW
Sec 24 T 04N R 02W

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

KEN DUNN

Director

April 26; May 3, 1984

RECEIVED
MAY 3 1984

Department of Water Resources
Western Regional Office

MICROFILMED

WRR100
63-5343

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

PAGE 1
20-NOV-1985 13:28:05

01 WATER RIGHT NUMBER - 63-5343

02 OLD (D) NUMBER -

03001 - CLAYTON ✓ LAST NAME

04001 - WILLIAM C. ✓ FIRST NAME

05001 - C ORIG. OWNER

06 ADD LINE 1 - C/O X L RANCH ✓

07 ADD LINE 2 - RT. 2 BOX 2152

08 ADD LINE 3 - ✓

09 CITY - NAMPA ✓

10 STATE - ID ✓

11 ZIP - 83651 ✓

12 STAGE - S STATUTORY CLAIM

13 STATUS -

14001 - WASTE WATER ✓ SOURCE

15001 - FRANKLIN DITCH ✓ TRIBUTARY OF

16 DIVERSION MEANS - DAM

17 COUNTY - 27 CANYON ✓

18 DIVERSION CAPACITY - .000

19 TOTAL DIVERSION RATE - 1.920 ✓

20 TOTAL DIVERSION VOLUME - .00

21 WATER DISTRICT -

TRACT	SEC	TWN	RNG	LOT	RFLG	STREAM	INDEX	FIELDS
22001 - SWNE	23001 - 24	24001 - 04N	25001 - 02W	26001 - 27001 -	28001 - 0	0.0	0.0	0.0
						0.0	0.0	0.0
						0.0	0.0	0.0
						0.0	0.0	0.0
						0.0	0.0	0.0
						0.0	0.0	0.0
						0.0	0.0	0.0
						0.0	0.0	0.0
						0.0	0.0	0.0
						0.0	0.0	0.0

29 NON-IRRIGATION USE -

USE CODE / USE	TWN	RNG	SEC	TRACT	ACRES	LOT
30001 - 04 STOCKWATER	31001 - 04N	32001 - 02W	33001 - 24	34001 - NENE	35001 - 40	36001 -
30002 - 04 STOCKWATER	31002 - 04N	32002 - 02W	33002 - 24	34002 - NWNE	35002 - 09	36002 -
30003 - 04 STOCKWATER	31003 - 04N	32003 - 02W	33003 - 24	34003 - SWNE	35003 - 39	36003 -
30004 - 04 STOCKWATER	31004 - 04N	32004 - 02W	33004 - 24	34004 - NWNW	35004 - 08	36004 -
						TOTAL ACRES: 96

PERIOD FROM	PERIOD TO	USE CODE / USE	WATER USE	DIVERSION RATE	DIVERSION VOLUME
37001 - 0315	38001 - 1115	39001 - 01 IRRIGATION	40001 -	1.920	41001 - 0.00

42 DECREE PLAINTIFF NAME -

43 DECREE DEFENDANT NAME -

REMARKS

44001 -

APPROVAL CONDITIONS: 45001 -

46 OTHER RIGHTS FOR SAME USE -

DATES	DATES	FLAGS
47 PRIORITY - 15-MAR-1920 ✓	55 LICENSE -	63 TRANSFER/AMENDED -
48 PROOF DUE -	56 APPL RECEIVED -	64 DLE/CAREY ACT -
49 PROOF MADE -	57 FIELD EXAM MADE -	65 FLAG_1 -
50 APPROVE/DENIED -	58 DECREE -	66 FLAG_2 -
51 PROTESTED -	59 START WORK -	67 FLAG_3 -

WRR100
63-5343

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

PAGE 2
20-NOV-1985 13:28:05

----- D A T E S ----- D A T E S ----- F L A G S -----

52	HEARING	-	60	ORDER SHOW CAUSE	-
53	VERIFIED	-	61	DATE_1	-
54	LAST UPDATE	- 18-APR-1984	62	DATE_2	-

2/2/86
VERIFIED JKN

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Jan Weaver

Right Number 63-5343 Applicant William Clayton

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. XL Ranch

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. 5/3/84
- ☒ Claim published correctly. 300.1016
- ☒ Exceptions processed. 301 32580
4/26 & 5/3/84

By DBS Date 6/14/84

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By SC Date 5/16/84

MICROFILMED

RECEIVED
MAY 16 1984

Department of Water Resources



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-2190

RECEIVED
MAR 19 1984

Department of Water Resources
Western Regional Office

21
February 8, 1984

William C. Clayton
XL Ranch
Rt. 2, Box 2152
Nampa, ID 83651

Dear Mr. Clayton:

We are in the final process of reviewing the claims submitted during our June, 1983, mandatory claims filing program and have problems with your claim. There are a few items that need more information to insure proper filing of your water rights.

Under Item No. 1, date of priority, you have the date that your present system was installed. If the previous system was abandoned and the lands that were previously irrigated are not now irrigated from this source, then you can put the first date the water was used for irrigation on the previously irrigated lands for your priority date on this system. However, if you are irrigating these lands in addition to the other acres, then an application for permit needs to be filed. You need to be aware that the amount of water you have filed on is in excess of the amount necessary to irrigate 26 acres. At the required 1 inch per acre, 150 inches would be enough for 150 acres. The amount of water filed on should be the actual amount that is beneficially used and can be substantiated in case of future water right conflicts.

In Item No. 2 the source listed is sub-water and drainage. If this is a waste ditch, the source should be listed as wastewater and the tributary to which it flows also needs to be listed.

There is a \$30.00 filing fee for claims which must be submitted along with the claim within 60-days to preserve the June, 1983, filing fee. Claims are now \$100.00 per form to file.

If you have any questions concerning these changes, please do not hesitate to contact us.

Sincerely,

Jan Grover

Jan Grover
Senior Water Resource Agent

JG:cjk
Enclosure

MICROFILMED

21
February 8, 1984

William C. Clayton
XL Ranch
Rt. 2, Box 2152
Nampa, ID 83651

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Jan Grover
Senior Water Resource Agent

JG:cjk
Enclosure

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

MAY 16, 1984

WILLIAM C. CLAYTON
C/O X L RANCH
RT. 2 BOX 2152
NAMPA

ID 83651

RE: Claim No. 63-5343

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

MICROFILMED

63-5343

CLAYTON, WILLIAM C.

C/O X L RANCH, RT. 2 BOX 2152, NAMPA, ID 83651

Source: WASTE WATER trib. to FRANKLIN DITCH

Priority Date: 03/15/1920

Diversion Pt: SWNE Sec 24 T 04N R 02W

Use: IRRIGATION (1.92 CFS)

In: NENE NWNE SWNE NWNW Sec 24 T 04N R 02W

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

APRIL 19, 1984

Idaho Press-Tribune
P.O. Box 9399
Nampa, ID 83652

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.

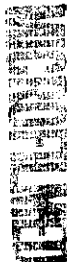
An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before MAY 14, 1984.

Yours truly,

JUDY PENSE
Secretary

Encl.



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 04/26 & 05/03/84.

WATER RIGHT
DATA ENTRY LOG[illegible]