

(8) Remarks

MICROFILMED

RAE

T 4N

31

South Fork Robie Creek

LUP

XX

PO4

x = Pd

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 10 day of NOVEMBER

Mary Lane Pate

(Claimant)

19 83.

Notary Public

Residing at

BOISE

My commission expires

LIFE

FOR DEPARTMENT USE ONLY

Received by GHS

Date 11/10/83

Exception filed by:

Forwarded to

Date

Prelim. check by JG

Date 11/10/83

\$30.00 fee received by JP

Date 11/10/83 #32491

claimant by:

Published in Idaho World

Dates 1/26 & 2/2/84

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 Wm. W.H. and Mary Lou Pote, jr
(Name of Claimant)

HC 33 Box 2057 Boise, ID 83706 Telephone No. 343-2202
(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) 1960

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)
South Fork of Robie Creek tributary to Robie Creek

(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	<u>.02 cfs</u>	Use	<u>Irrigation</u>	Period of Use From <u>4/1</u>	To <u>11/1</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

(4) TOTAL QUANTITY USED.

(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE 1/4 SW 1/4, Sec. 31 Twp. 4N Rge. 4E B.M., County of Boise
Additional points of diversion: Lot 4 Sec 31 T4N R4E

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.
pump with pipeline into sprinklers

(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.	NE1/4				NW1/4				SW1/4				SE1/4				TOTAL
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
4N	4E	31											X	X					1/4

No. of acres 1/4

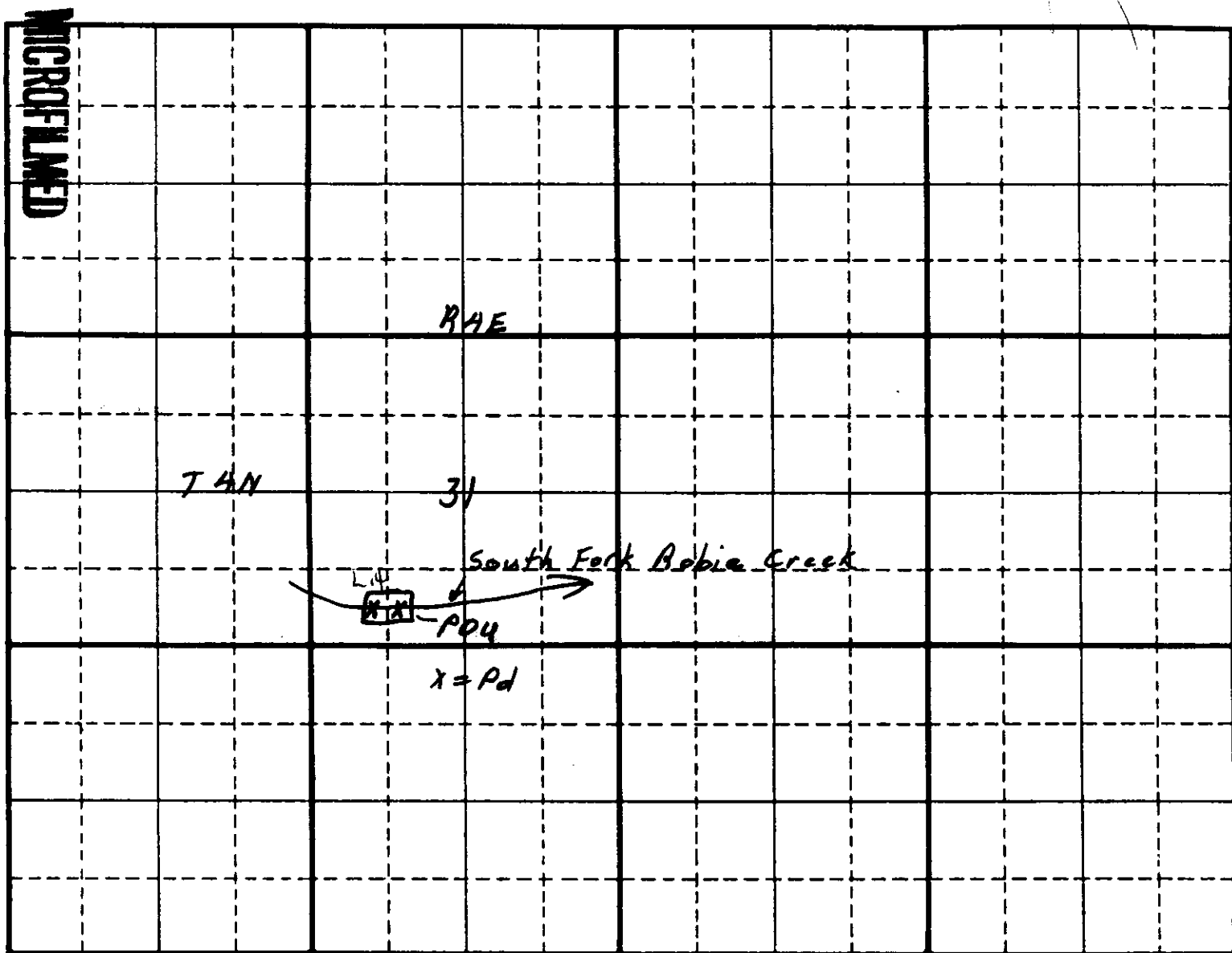
B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

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

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

UNPROCESSED

(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 10 day of NOVEMBER

Mary Lou Pote
(Claimant)
1983
[Signature]
Notary Public
Residing at BOISE

My commission expires LIFE

FOR DEPARTMENT USE ONLY

Received by GHS Date 11/10/83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by KG Date 11/10/83
100.00 fee received by IP Date 11/10/83 # 32491
Published in Idaho World
Dates 11/26 & 2/2/84

AFFIDAVIT

being first duly sworn,

deposes and says: I, Hugh A. Cook, due hereby offer my testimony in the
matter of a water right that was developed by myself in 1960. The source
of water is the South Fork of Robie Creek tributary to Robie Creek, the
point of diversion is located in the SESW and Lot 4, Sec. 31, T. 4N,
R. 4E and the water is used for the irrigation of about 1/3 acre located
in the SESW and Lot 4, Sec. 31, T. 4N, R. 4E in Boise County. The amount
of water diverted for this use is 9 gallons per minute.

Hugh A. Cook
(Signature)

Subscribed and sworn to before me this 2 day of November, 1983.

Nancy M. Northway
(Notary Public)

Residing at Bose
My Commission Expires Life

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Wednesday, Feb

LEGAL NOTICES

STATE OF IDAHO,
County of Boise

Candace Jennings being duly sworn, deposes and says: that he is the manager and principal clerk of THE IDAHO WORLD, a weekly newspaper published at Idaho City, in the County of Boise and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Idaho City; that the advertisement, a copy of which is hereto attached, was published in said newspaper once a week for ... consecutive weeks in the entire and regular issue of every number of said paper during the period and time of publication and was published in the newspaper and not a supplement; that said paper has been established and regularly and continuously published for more than seventy-eight weeks past previous to the first publication of this notice. Such notice was published in the issue beginning with

... 1-25, 1984 and end.

ing with the issue of ...

1984

Subscribed and sworn to before

me this 3 day of Feb. 1984

... *Kenneth L. ...*

NOTICE OF CLAIMS TO WATER RIGHTS

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

63-5250

BLUM, JAN
HC 33 BOX 2057, BOISE, ID 83706
Source: ROBIE CREEK, SOUTH FORK trib.
to ROBIE CREEK
Priority Date: 04/01/1925
Diversion Pt: SESW LOT 04 Sec 31 T 04N R 04E
Use: IRRIGATION (0.02 CFS)
In: LOT 04 (SWSW) SESW Sec 31 T 04N R 04E
FOR 2 ACRES

63-5251

POTE, JR., WM. W. H.
POTE, MARY LOU
HC 33 BOX 2057, BOISE, ID 83706
Source: ROBIE CREEK, SOUTH FORK trib.
to ROBIE CREEK
Priority Date: 04/01/1960
Diversion Pt: SESW LOT 04 Sec 31 T 04N R 04E
Use: IRRIGATION (0.02 CFS)
In: LOT 04 (SWSW) SESW Sec 31 T 04N R 04E
FOR 2 ACRES

63-5253

NEALE, CLIFFORD
GARDNER, BARBARA ANN
P.O. BOX 74, IDAHO CITY, ID 83631
Source: GREGORY GULCH STREAM trib.
to MORES CREEK
TOLLGATE GULCH trib. to MORES CREEK
Priority Date: 04/01/1971
Diversion Pt: LOT 04 LOT 05 Sec 04 T 05N R 05E
Use: IRRIGATION (0.02 CFS)
DOMESTIC (0.04 CFS)
In: LOT 05 (NWNW) Sec 04 T 05N R 05E
1 ACRES

63-5262

U.S. DEPT. OF INTERIOR
BUREAU OF RECLAMATION, ILLINOIS
BLDG., BOX 043-550 W. FORI ST., BOISE,
ID 83724

Source: BOISE RIVER trib. to SNAKE RIVER
Priority Date: 01/13/1911
Diversion Pt: NWSE Sec 13 T 03N R 04E
Use: IRRIGATION STORAGE (30366.0 AC)
IRRIGATION FROM STORAGE (30366.0 AC)
P/U: Within the lands of Arrow Rock Res.

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

KEN DUNN, Dir.

Published in the Idaho World in Idaho City,
Idaho on January 25 and February 1, 1984.

WRR100.
63-5251

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

PAGE 1
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01 WATER RIGHT NUMBER - 63-5251

02 OLD (D) NUMBER -

LAST NAME
03001 - POTE, JR.
03002 - POTE

FIRST NAME
04001 - WM. W. H.
04002 - MARY LOU

ORIG. OWNER
05001 - C
05002 - C

06 ADD LINE 1 - HC 33 BOX 2057

07 ADD LINE 2 -

08 ADD LINE 3 -

09 CITY - BOISE

10 STATE - ID 11 ZIP - 83706

12 STAGE - S STATUTORY CLAIM

13 STATUS -

SOURCE
14001 - ROBIE CREEK, SOUTH FORK

TRIBUTARY OF
15001 - ROBIE CREEK

16 DIVERSION MEANS - PUMP, PIPELINE & SPRINKLERS

17 COUNTY - 15 BOISE

18 DIVERSION CAPACITY - .000

19 TOTAL DIVERSION RATE - .020

20 TOTAL DIVERSION VOLUME - .00

21 WATER DISTRICT -

DIVERSION POINTS										STREAM INDEX FIELDS							
TRACT	SEC	TWN	RNG	LOT	RFLG												
22001 - SSW	23001 - 31	24001 - 04N	25001 - 04E	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
22002 - SWSW	23002 - 31	24002 - 04N	25002 - 04E	26002 - 04	27002 -												
				28002 - 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 -

PLACE OF USE											
USE CODE / USE	TWN	RNG	SEC	TRACT	ACRES	LOT					
30001 - 01 IRRIGATION	31001 - 04N	32001 - 04E	33001 - 31	34001 - SWSW	35001 - 01	36001 - 04					
30002 - 01 IRRIGATION	31002 - 04N	32002 - 04E	33002 - 31	34002 - SSW	35002 - 01	36002 -					
TOTAL ACRES: 2											

WATER USE					
PERIOD FROM	PERIOD TO	USE CODE / USE	DIVERSION RATE	DIVERSION VOLUME	
37001 - 0401	38001 - 1101	39001 - 01 IRRIGATION	40001 - 0.020	41001 - 0.00	

42 DECREE PLAINTIFF NAME -

43 DECREE DEFENDANT NAME -

REMARKS
44001 - AC. IRR. = 1/4.

APPROVAL CONDITIONS: 45001 -

46 OTHER RIGHTS FOR SAME USE -

D A T E S				D A T E S				F L A G S			
47 PRIORITY	-	1-APR-1960		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	-		

WRR100
63-5251

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

PAGE 2
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----- D A T E S ----- D A T E S ----- F L A G S -----

51 PROTESTED -
52 HEARING -
53 VERIFIED -
54 LAST UPDATE - 4-FEB-1986

59 START WORK -
60 ORDER SHOW CAUSE -
61 DATE_1 -
62 DATE_2 -

67 FLAG_3 -

VERIFIED FEL
FEB 24 1986

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Jan Glover

Right Number 103- 5251 Applicant POTE

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. 2/2/84
- ☒ Claim published correctly. Idaho used 30/ 32491
- ☒ Exceptions processed. 1/26 & 2/2/84

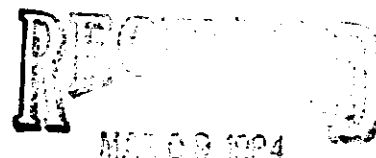
By DBS Date 2/28/84

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By AC Date 3/9/84

MICROFILMED



Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

FEBRUARY 15, 1984

WM. W. H. POTE, JR.
MARY LOU POTE
HC 33 BOX 2057
BOISE

ID 83706

RE: Claim No. 63-5251

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.

Sincerely,

DAVID B. SHAW
Western Region Supervisor

Enclosure

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63-5251-

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POTE, MARY LOU

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Priority Date: 04/01/1960

Diversion Pt: SESW LOT 04 Sec 31 T 04N R 04E

Use: IRRIGATION (0.02 CFS)

In: LOT 04 (SWSW) SESW Sec 31 T 04N R 04E FOR 2 ACRES

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WATER RIGHT
DATA ENTRY LOG

[illegible]