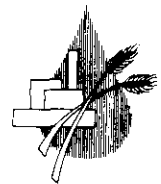


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Received by 9/KH Date 8/8/83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by 6LS Date 11/8/83 claimant by: _____
\$30.00 fee received by 9/KH Date 8/8/83 # 32413
Published in Press-Tribune _____
Dates 11/23 & 12/11/83 _____

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 Fern A Samuels (Name of Claimant)
Box 434 Caldwell, ID 83605 (Mailing Address) Telephone No. 459-2982 (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) 7-1-1939

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) Spring tributary to Sinks

(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	.04	Use	Domestic	Period of Use From 1/1	To 12/31
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) .04 TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW ¼ NW ¼, Sec. 26 Twp. 3N Rge. 4W 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.
Sump pipeline to place of use

(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	
3N	4W	26							X										

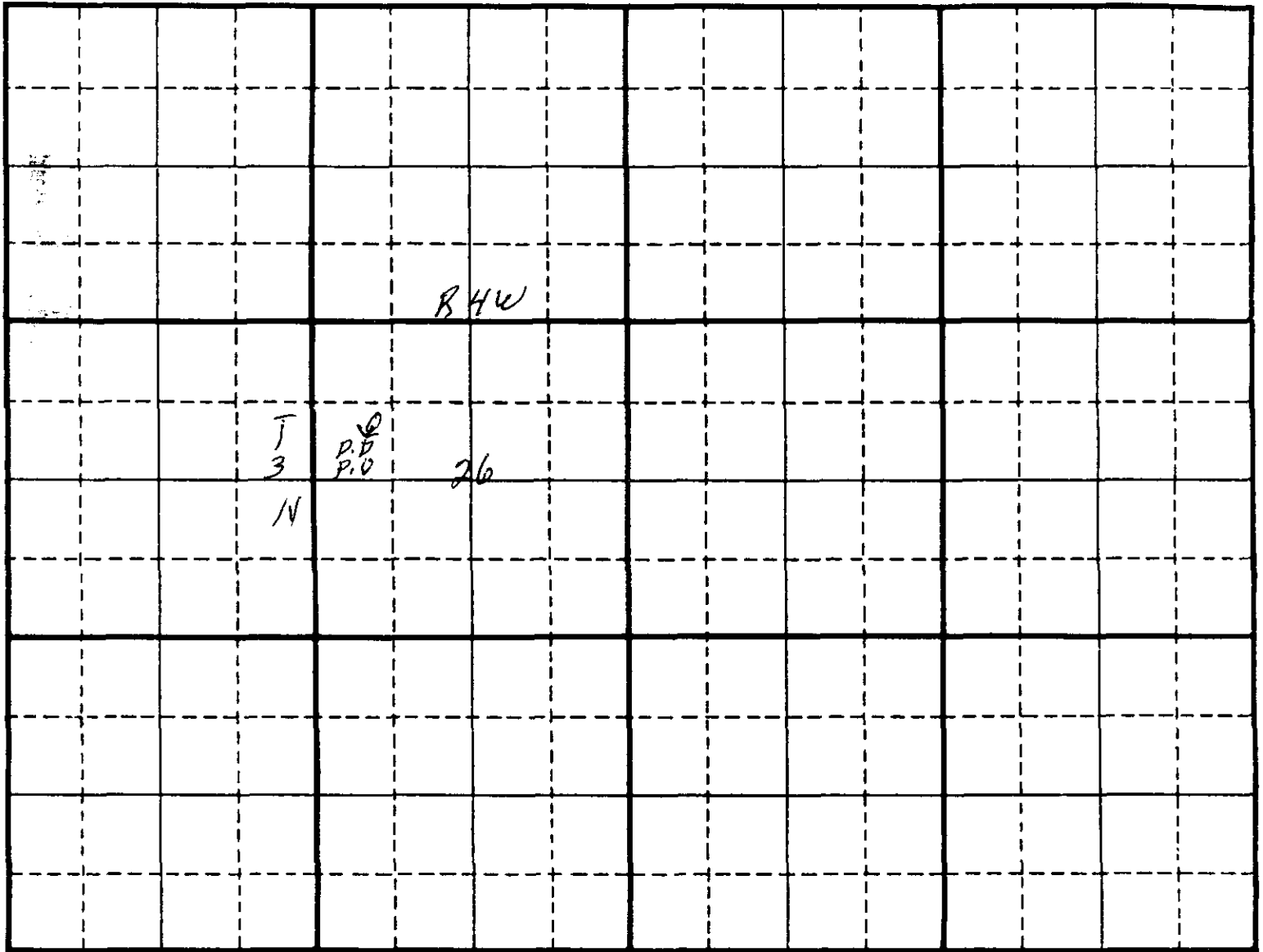
No. of acres

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: None

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 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 1st day of August, 19 83.

Derr A. Samuels
(Claimant)

Nancy M. Hathaway
Notary Public
Residing at Boise

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by 9KH Date 8/8/83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by 6LS Date 11/8/83 claimant by: _____
Published in Boise Tribune Date 8/8/83 # 32413
Dates 11/23 & 12/1/83

NOTICE OF CLAIMS
TO WATER RIGHTS

The following claims have been
filed on water rights created by
diversion and beneficial use:

63-5188

HOBBS, GEORGE R. &/or
DARLENE F.
6222 DUCK LN., NAMPA, Idaho
83651

Source: GROUNDWATER
Priority Date: July 1, 1947
Diversion Pt: SESE Sec 33 T 04N R
02W
Use: IRRIGATION (1.70 CFS)
In: NESW SESW NWSE SWSE
SESE Sec 33 T 04N R 02W FOR 85
ACRES

63-5189

FOREMAN, ALLEN &/or LORRE
RT. 3 BOX 3319, PARMA, Idaho
83660

Source: DIXIE DRAIN trib. to
SNAKE RIVER
Priority Date: July 2, 1960
Diversion Pt: SESE Sec 01 T 04N R
05W
Use: IRRIGATION (0.72 CFS)
STOCKWATER (0.03 CFS)
In: SESE Sec 01 T 04N R 05W FOR
36 ACRES

63-5196

BATES, RONALD B. &/or
LENORE E.
3819 S. MONTANA, CALDWELL,
Idaho 83605

Source: GROUNDWATER
Priority Date: January 1, 1956
Diversion Pt: SWSE Sec 34 T 04N
R 03W
Use: IRRIGATION (0.06 CFS)
DOMESTIC (0.12 CFS)
In: SWSE Sec 34 T 04N R 03W
FOR 2 ACRES

63-5197

TANSLEY, JOHN A. &/or
SHARON L.
3344 HENRIETTA AVE., LA
CRESENTA, CA 91214

Source: SAND HOLLOW CREEK
trib. to BOISE RIVER
Priority Date: April 1, 1919
Diversion Pt: NWNW Sec 23 T 05N
R 05W
Use: IRRIGATION (1.33 CFS)
In: NESW NWSW Sec 15 T 05N R
05W FOR 44 ACRES

63-5198

SAMUELS, FERNA.
P.O. BOX 434, CALDWELL, Idaho
83605

Source: SPRING trib. to SINKS
Priority Date: July 1, 1939
Diversion Pt: SWNW Sec 26 T 03N
R 04W
Use: DOMESTIC (0.04 CFS)
In: SWNW Sec 26 T 03N R 04W

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

KEN DUNN
Director

November 24; December 1, 1983

AFFIDAVIT OF PUBLICATION
STATE OF IDAHO)

) SS.
County of Canyon)

Connie Cuthbert
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 uninterrupted-
ly 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 prin-
ted 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:

November 24;

December 1, 1983

Connie Cuthbert

Subscribed and sworn to before me this 1st
day of December

19 83

Janet Lusk
Notary Public, Residing at Nampa, Idaho

MY COMMISSION EXPIRES
JULY 12th, 1985

RECORDED

RECORDED
DEC 1 1983

Department of Water Resources
Western Regional Office

WRR100
63-5198

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

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

01 WATER RIGHT NUMBER - 63-5198

02 OLD (O) NUMBER -

03001 - SAMUELS LAST NAME

04001 - FERN A. FIRST NAME

05001 - C ORIG. OWNER

06 ADD LINE 1 - P.O. BOX 434

07 ADD LINE 2 -

08 ADD LINE 3 -

09 CITY - CALDWELL

10 STATE - ID

11 ZIP - 83605

12 STAGE - S STATUTORY CLAIM

13 STATUS -

14001 - SOURCE
SPRING

15001 - TRIBUTARY OF
SINKS

16 DIVERSION MEANS - PUMP & PIPELINE

17 COUNTY - 27 CANYON

18 DIVERSION CAPACITY - .000

19 TOTAL DIVERSION RATE - .040

20 TOTAL DIVERSION VOLUME - .00

21 WATER DISTRICT -

TRACT	SEC	TWN	RNG	LOT	RFLG	STREAM	INDEX	FIELDS
22001 - SWNW	23001 - 26	24001 - 03N	25001 - 04W	26001 -	27001 -			
			28001 - 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 - 43 DOMESTIC	31001 - 03N	32001 - 04W	33001 - 26	34001 - SWNW	35001 -	36001 -

TOTAL ACRES: 0

PERIOD FROM	PERIOD TO	USE CODE / USE	WATER USE	DIVERSION RATE	DIVERSION VOLUME
37001 - 0101	38001 - 1231	39001 - 43 DOMESTIC		40001 - 0.040	41001 - 0.00

42 DECREE PLAINTIFF NAME -

43 DECREE DEFENDANT NAME -

44001 - REMARKS

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-JUL-1939	55 LICENSE -	63 TRANSFER/AMENDED -
48 PROOF DUE -	56 APPL RECEIVED -	64 OLE/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 -
52 HEARING -	60 ORDER SHOW CAUSE -	
53 VERIFIED -	61 DATE_1 -	
54 LAST UPDATE - 21-NOV-1983	62 DATE_2 -	

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: GLS

Right Number 63 - 5198 Applicant Samuels

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. 2/11/83
- ☒ Claim published correctly. Press trib
100, 32413 11/23+12/1/83
- ☒ Exceptions processed.

By DBS Date 2/23/84

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By DC Date 1/24/84

MICROFILMED

RECORDED
JAN 24 1984

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

DECEMBER 14, 1983

FERN A. SAMUELS
P.O. BOX 434
CALDWELL

ID 83605

RE: Claim No. 63-5198

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

RECORDED

1980

P.O. BOX 434, CALDWELL, ID 83605

Priority Date: 07/01/1939

Use: DOMESTIC (0.04 CFS)

In: SUNW Sec 26 T 03N R 04W

3/83

IDENT. NO. 63-5198

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]