

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 GERALD W. AND/OR LYNNE TIMMONS  
(Name of Claimant)  
RT. 1, Eagle, ID 83616 Telephone No. 888-5371  
(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) 7/1/58

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)  
Boise River tributary to Snake 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:

| (cfs, af) |            | (Domestic, Irrigation, Stock, Etc.) |                   | (Both dates inclusive)         |                 |
|-----------|------------|-------------------------------------|-------------------|--------------------------------|-----------------|
|           |            |                                     |                   | (Mo., Day)                     | (Mo., Day)      |
| Quantity  | <u>.20</u> | Use                                 | <u>irrigation</u> | Period of Use From <u>3/15</u> | To <u>11/15</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) .20 TOTAL QUANTITY USED.  
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)  
Lot9 SW ¼ SE ¼, Sec. 14 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. 3.5 hp electric motor; 3 inch pump; gravity 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 | 14   |     |     |     |     |     |     |     |     |     |     |     |     | 8   | 8   |     |     | 16    |
|    |    |      |     |     |     |     |     |     |     |     |     |     |     |     | 10  | 9   |     |     |       |
|    |    |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |    |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |    |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |    |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |    |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |    |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |    |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |

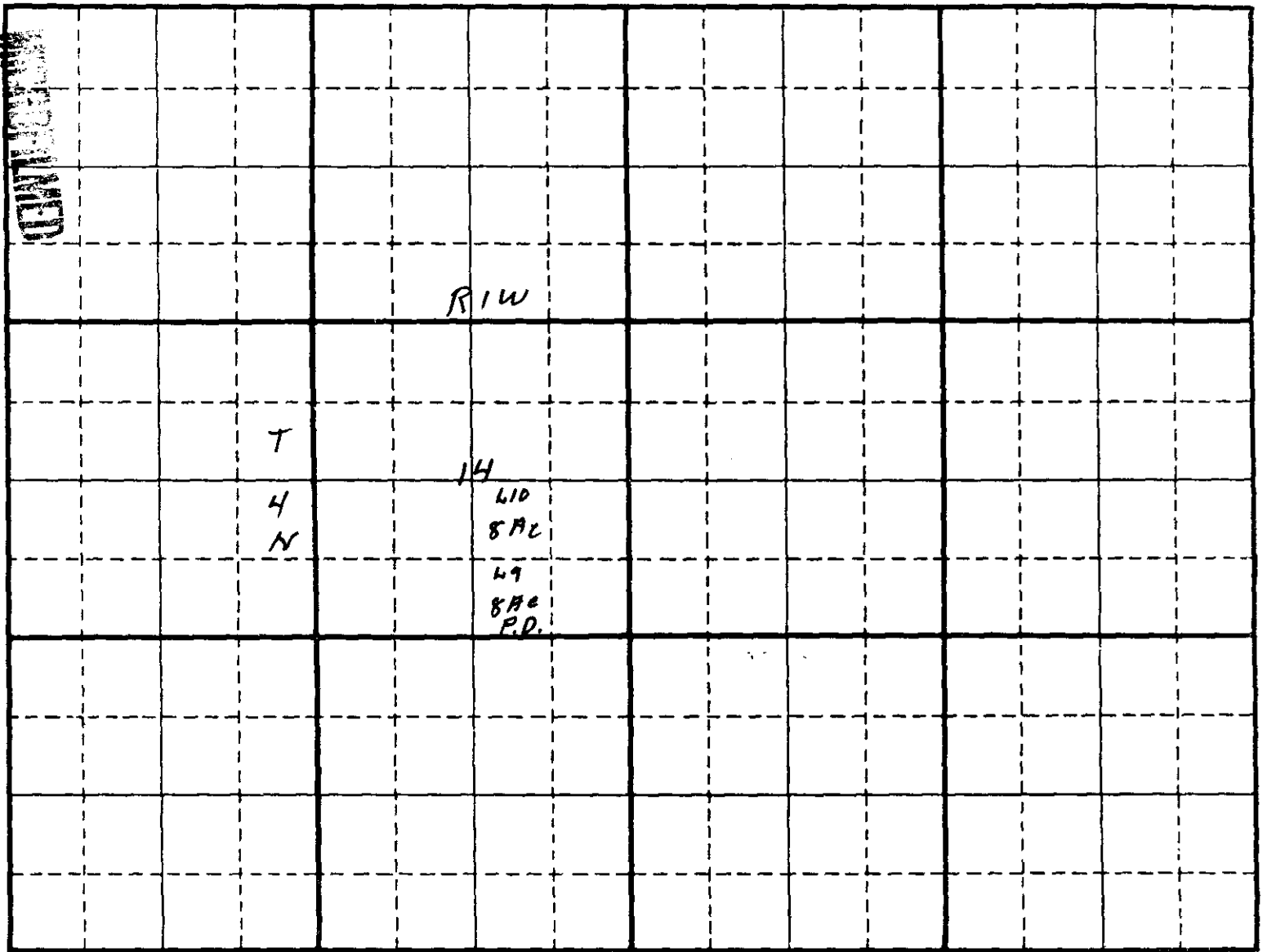
No. of acres 16

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

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(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.

Gerald W Timmon  
(Claimant)

Sworn to before me this 22 day of June, 1983.

Nancy M. Hathway  
Notary Public  
Residing at Boise

My commission expires Life

| FOR DEPARTMENT USE ONLY            |                           |                     |              |
|------------------------------------|---------------------------|---------------------|--------------|
| Received by <u>JKN</u>             | Date <u>6/22/83</u>       | Exception filed by: | Forwarded to |
| Prelim. check by <u>625</u>        | Date <u>11/4/83</u>       |                     | claimant by: |
| \$30.00 fee received by <u>JKN</u> | Date <u>30.00 # 31120</u> |                     |              |
| Published in <u>Radio Station</u>  |                           |                     |              |
| Dates <u>12/24/83</u>              |                           |                     |              |

NOTICE OF CLAIMS  
TO WATER RIGHTS

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

63-5168

STATE OF IDAHO  
DEPT. OF PARKS & REC.  
STATEHOUSE, BOISE, ID 83720  
Source: BOISE RIVER trib. to  
SNAKE RIVER  
Priority Date: 07/01/1965  
Diversion Point: SWNE Sec 11 T 02N  
R 03E  
Use: IRRIGATION (0.10 CFS)  
In: SWNE SENW Sec 11 T 02N R 03E  
FOR 5 ACRES

63-5170

MERRILLS EGG FARMS INC.  
1125 E. STATE, EAGLE, ID 83616  
Source: GROUNDWATER  
Priority Date: 07/01/1962  
Diversion Point: NWNE Sec 16 T 04N  
R 01E  
Use: STOCKWATER (0.15 CFS)  
In: NWNE Sec 16 T 04N R 01E

63-5173

TIMMONS, GERALD W. &/or LYNNE  
RT. 1, EAGLE, ID 83616  
Source: BOISE RIVER trib. to  
SNAKE RIVER  
Priority Date: 07/01/1958  
Diversion Point: LOT 09 (SWSE) Sec  
14 T 04N R 01W  
Use: IRRIGATION (0.20 CFS)  
In: LOT 10 (NWSE) LOT 09 (SWSE)  
Sec 14 T 04N R 01W FOR 16  
ACRES

63-5174

TIMMONS, GERALD W. &/or LYNNE  
RT. 1, EAGLE, ID 83616  
Source: GROUNDWATER  
Priority Date: 07/01/1941  
Diversion Point: LOT 08 (SWSE) Sec  
14 T 04N R 01W  
Use: IRRIGATION (0.14 CFS)  
In: LOT 08 (SWSE) Sec 14 T 04N R  
01W FOR 7 ACRES

63-5175

DAVIDSON, MARJORIE  
1609 WARM SPRINGS AVE.  
BOISE, ID 83702  
Source: GROUNDWATER  
Priority Date: 04/01/1963  
Diversion Point: NWSW Sec 11 T 03N  
R 02E  
Use: IRRIGATION (0.16 CFS)  
In: NWSW SWSW Sec 11 T 03N R 02E  
FOR 8 ACRES

Exceptions to a claim may be filed  
with the Director, Department of  
Water Resources, Western Region,  
Statehouse, Boise, Idaho 83720.  
A. KENNETH DUNN  
Director  
Pub. Nov. 23, Dec. 1, 1983

3637

STATE OF IDAHO )  
 ) ss.  
COUNTY OF ADA )

Susan K. Mayer, 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 regular edition of The Idaho Statesman for

two insertions, beginning with the  
issue of November 23, 19 83, and ending with the  
issue of December 1, 19 83.

Susan K. Mayer  
Subscribed and sworn to before me this 1st  
day of December, 19 83.

Shirley E. Egan  
Notary Public for Idaho, Residing at Boise, Idaho

RECEIVED  
DEC 3 1983  
Department of Water Resources  
Western Regional Office

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WRR100  
63-5173

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHTS PROOF READING REPORT

PAGE 1  
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01 WATER RIGHT NUMBER - 63-5173

02 OLD (D) NUMBER -

LAST NAME  
03001 - TIMMONS ✓  
03002 - TIMMONS ✓

FIRST NAME  
04001 - GERALD W. ✓  
04002 - LYNNE ✓

ORIG. OWNER  
05001 - C  
05002 - C

06 ADD LINE 1 - RT. 1

07 ADD LINE 2 -

08 ADD LINE 3 -

09 CITY - EAGLE

10 STATE - ID ✓ 11 ZIP - 83616 ✓

12 STAGE - S STATUTORY CLAIM ✓

13 STATUS -

SOURCE  
14001 - BOISE RIVER ✓

TRIBUTARY OF  
15001 - SNAKE RIVER ✓

16 DIVERSION MEANS - MOTOR, PUMP & DITCHES ✓

17 COUNTY - 01 ADA ✓

18 DIVERSION CAPACITY - .000

19 TOTAL DIVERSION RATE - .200 ✓

20 TOTAL DIVERSION VOLUME - .00

21 WATER DISTRICT -

| TRACT        | SEC        | TWN         | RNG         | LOT        | RFLG    | STREAM | INDEX | FIELDS |
|--------------|------------|-------------|-------------|------------|---------|--------|-------|--------|
| 22001 - SWSE | 23001 - 14 | 24001 - 04N | 25001 - 01W | 26001 - 09 | 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 - 01 IRRIGATION ✓ | 31001 - 04N | 32001 - 01W | 33001 - 14 | 34001 - NWSE | 35001 - 08 | 36001 - 10 |
| 30002 - 01 IRRIGATION ✓ | 31002 - 04N | 32002 - 01W | 33002 - 14 | 34002 - SWSE | 35002 - 08 | 36002 - 09 |
| TOTAL ACRES: 16 ✓       |             |             |            |              |            |            |

| PERIOD FROM    | PERIOD TO      | USE CODE / USE          | WATER USE | DIVERSION RATE  | DIVERSION VOLUME |
|----------------|----------------|-------------------------|-----------|-----------------|------------------|
| 37001 - 0315 ✓ | 38001 - 1115 ✓ | 39001 - 01 IRRIGATION ✓ |           | 40001 - 0.200 ✓ | 41001 - 0.00     |

42 DECREE PLAINTIFF NAME -

43 DECREE DEFENDANT NAME -

REMARKS  
44001 -

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-1958 ✓ | 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 - |                       |

WRR100  
63-5173

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHTS PROOF READING REPORT

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

53 VERIFIED -  
54 LAST UPDATE - 21-NOV-1983

61 DATE\_1 -  
62 DATE\_2 -

78/08/1  
VERIFIED JKN

State of Idaho  
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: 6LS

Right Number 63-3193 Applicant Timmons

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. 12/6/83
- ☒ Claim published correctly. Ida State Journal  
11/24 & 12/1/83 301 5-10
- ☒ Exceptions processed.

By DBS Date 1/24/84

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By AC Date 2/15/84

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FEB 14 1984

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Western Region

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Statehouse  
Boise, Idaho 83720  
(208) 334-2190

DECEMBER 14, 1983

GERALD W. TIMMONS  
LYNNE TIMMONS  
RT. 1  
ERGLE

ID 83616

RE: Claim No. 63-5173

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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63-5123-

TIMMONS, GERALD W. &/or LYNNE

RT. 1, EAGLE, ID 83616

Source: BOISE RIVER trib. to SNAKE RIVER

Priority Date: 07/01/1958

Diversion Pt: LOT 09 (SWSE) Sec 14 T 04N R 01W

Use: IRRIGATION (0.20 CFS)

In: LOT 10 (NWSE) LOT 09 (SWSE) Sec 14 T 04N R 01W FOR 16 ACRES

RECEIVED  
JUL 10 1958  
FBI - BUTTE

3/83

IDENT. NO. 63-5173

## IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT  
DATA ENTRY LOG

[illegible]