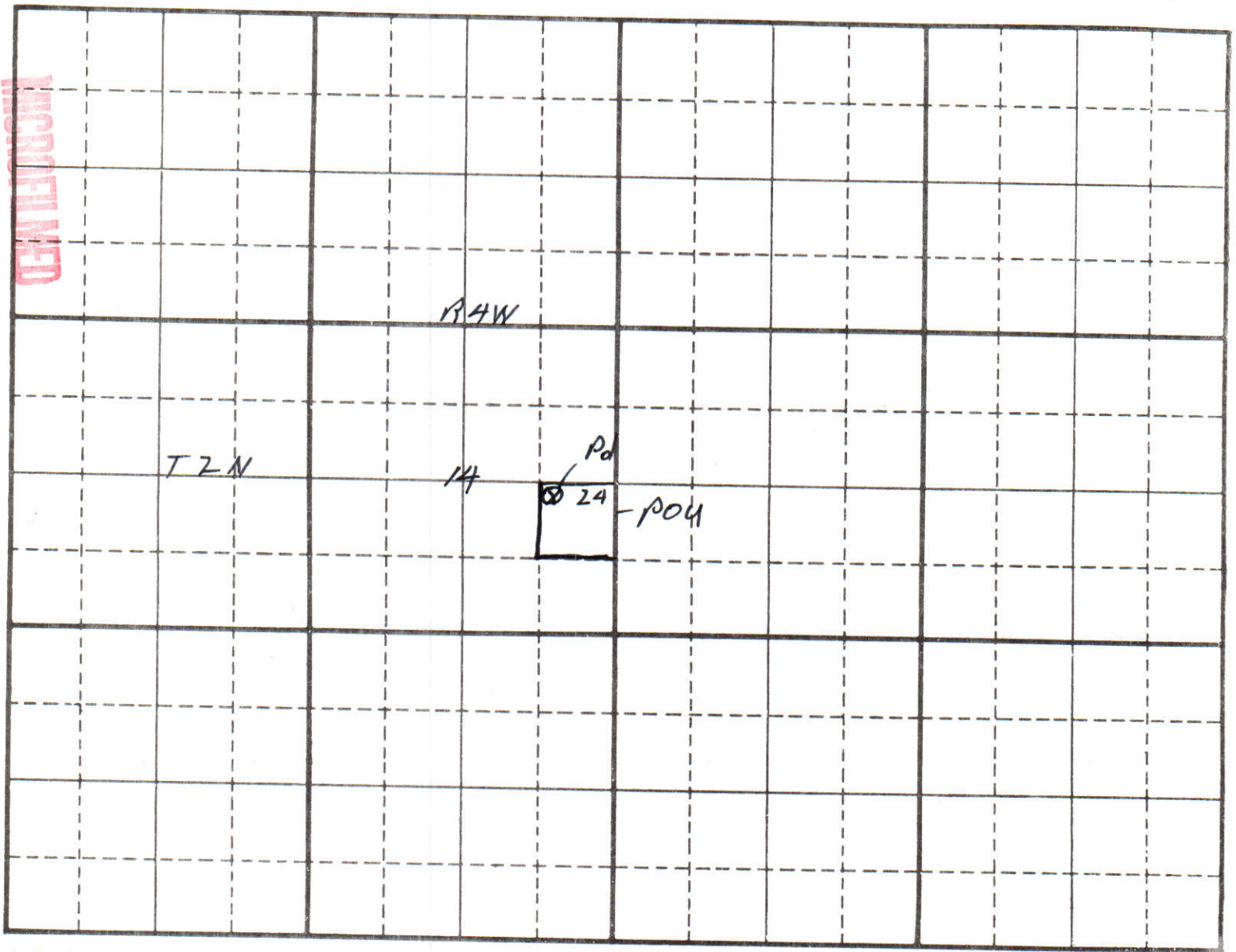


(8) Remarks _____



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 16 day of June, 19 83.

x Herman Carl
(Claimant)

Nancy M. Hathway
Notary Public
Residing at Boise

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by GHS Date 6/16/83 Exception filed by: _____ Date _____
Prelim. check by GP Date 6/24/83
\$30.00 fee received by GHS Date 6/16/83 # 31038
Published in Paper & Submer
Dates 6/25/83

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 Herman Case
Box 433 (Name of Claimant)
Rt 4 Caldwell, Id 83605 (Mailing Address) Telephone No. 959-7746 (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) 1961

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)
Unnamed Drain 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:

Quantity	(cfs, af)	Use	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity <u>.48</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)
NE 1/4 SE 1/4, Sec. 14 Twp. 2N 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.
10 HP pump and motor into pipeline and sprinkler system

(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>2N</u>	<u>4W</u>	<u>14</u>													<u>24</u>				<u>24</u>

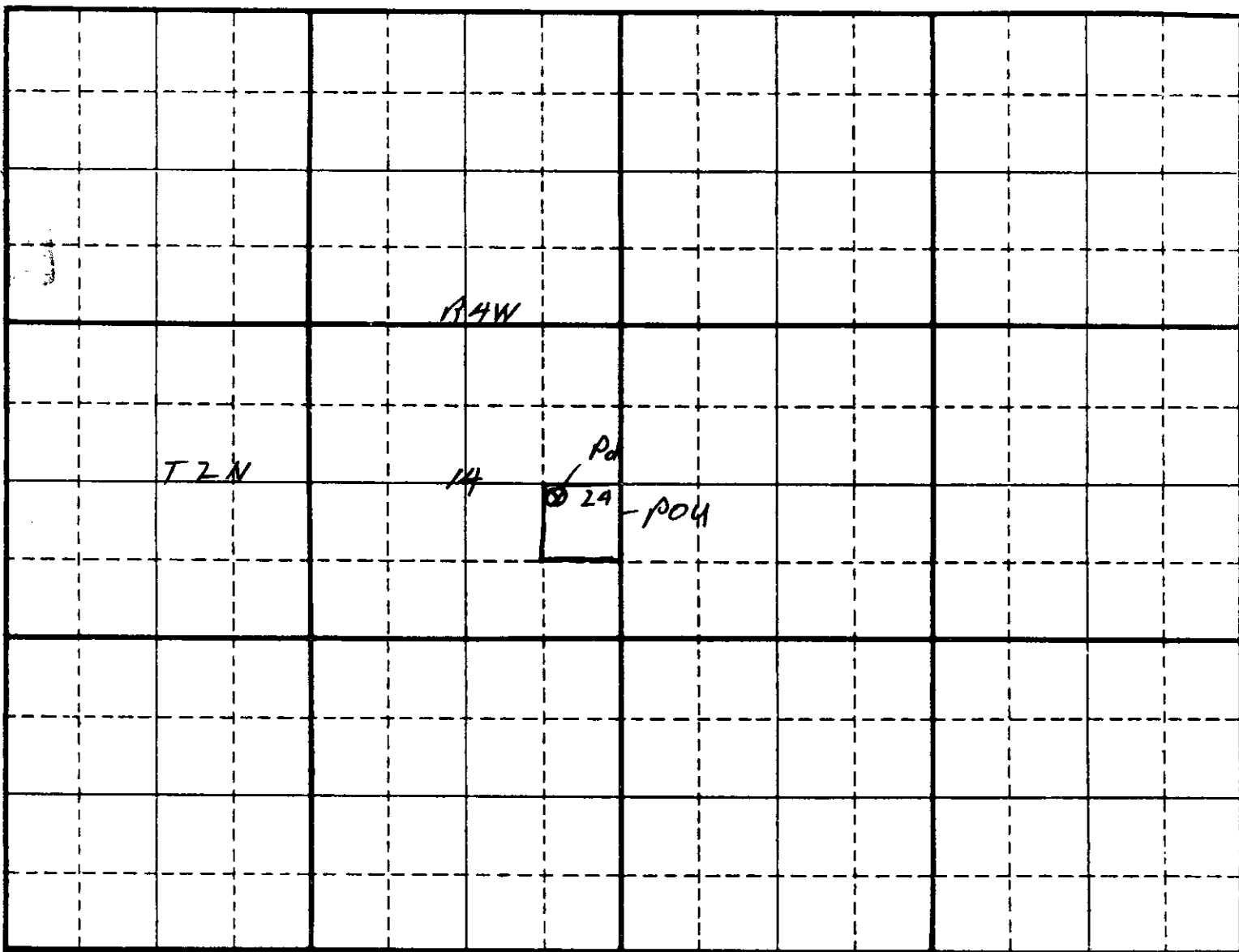
No. of acres 24

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: _____

(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 16 day of June, 1983.

x Herman Carl
(Claimant)
Nancy M. Hathway
Notary Public
Residing at Bose

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by 6h5 Date 6/16/83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by 6h5 Date 6/24/83 claimant by: _____
\$30.00 fee received by 6h5 Date 6/16/83 # 31038
Published in P. 1st & 2nd
Dates 6/22/83 all

**NOTICE OF CLAIMS
TO WATER RIGHTS**

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

NESW SESE Sec 18 T 04N R
03W NENW NWNW SWNW
SENE Sec 20 T 04N R 03W
NENW NWNW NESW NWSW
SWSW SESE Sec 17 T 04N R
03W SESE Sec 12 T 04N R 03W
NENE NWNE SWNE SENE
SWSE SESE Sec 13 T 04N R 03W
NENE NWNE SWNE SENE Sec
24 T 04N R 03W FOR 889 ACRES
63-5110

JONES, PHILLIP R. &/or
GWEN S.

RT. 1 ROBINSON RD., KUNA, ID
83634

Source: GROUNDWATER

Priority Date: January 1, 1962

Diversion Pt: SESE Sec 30 T 02N R
01W

Use: IRRIGATION (0.02 CFS)

DOMESTIC (0.04 CFS)

In: SESE Sec 30 T 02N R 01W FOR
1 ACRE

63-5111

WINTHER, PAUL J. &/or
DILLAM

511 RIDGE DR., NAMPA, ID 83651

Source: GROUNDWATER

Priority Date: July 1, 1957

Diversion Pt: SWNE Sec 09 T 02N
R 02W

Use: IRRIGATION (0.03 CFS)

DOMESTIC (0.04 CFS)

In: SWNE Sec 09 T 02N R 02W
FOR 1 ACRE

63-5112

CASE, HERMAN

RT. 4 BOX 433, CALDWELL, ID
83605

Source: UNNAMED DRAIN trib.
to SNAKE RIVER

Priority Date: April 1, 1961

Diversion Pt: NESE Sec 14 T 02N
R 04W

Use: IRRIGATION (0.48 CFS)

In: NESE Sec 14 T 02N R 04W FOR
24 ACRES

63-5114

FLOYD, HAROLD

RT. 4 BOX 436, CALDWELL, ID
83605

Source: UNNAMED DRAIN trib.
to SNAKE RIVER

Priority Date: April 1, 1967

Diversion Pt: SENE Sec 14 T 02N
R 04W

Use: IRRIGATION (0.60 CFS)

In: SENE Sec 14 T 02N R 04 W
FOR 30 ACRES

63-5115

JOHNSON, CLIFTON H. &/or
ETHEL

RT. 1, CALDWELL, ID 83605

Source: WASTE WATER trib. to
WILLOW CREEK

Priority Date: March 15, 1958

Diversion Pt: SWSW Sec 20 T 05N
R 02W

Use: IRRIGATION (1.10 CFS)

In: NWSW SWSW Sec 20 T 05N R
02W FOR 55 ACRES

63-5126

TUFT, WAYNE L. &/or
COURTNEY

RT. 5 BOX 5761, NAMPA, ID 83651

Source: GROUNDWATER

Priority Date: January 1, 1948

Diversion Pt: NESE Sec 04 T 03N
R 02W

Use: IRRIGATION (1.72 CFS)

In: SWNE SENE NESE NWSE Sec
04 T 03N R 02W FOR 86 ACRES

63-5127

DAVENPORT, MELVIN V.

1215 FILLMORE ST., CALDWELL, ID 83605

Source: GROUNDWATER

Priority Date: March 1, 1960

Diversion Pt: SWNW Sec 10 T 04N
R 03W

Use: DOMESTIC (0.03 CFS)

In: SENE Sec 09 T 04N R 03W
SWNW Sec 10 T 04N R 03W

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

KEN DUNN

Director

August 25; September 1, 1983

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)

) ss.

County of Canyon)

Connie Cutberth

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:

August 25;

September 1, 1983

Connie Cutberth

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

19 83

Janet Lusk
Notary Public, Residing at Nampa, Idaho

MY COMMISSION EXPIRES
JULY 12th, 1985

WRR100
63-5112

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

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

01 WATER RIGHT NUMBER - 63-5112

02 OLD (O) NUMBER -

03001 - CASE ✓ LAST NAME

04001 - HERMAN ✓ FIRST NAME

05001 - C ORIG. OWNER

06 ADD LINE 1 - RT. 2 BOX 433

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
UNNAMED DRAIN ✓

15001 - TRIBUTARY OF
SNAKE RIVER ✓

16 DIVERSION MEANS - WELL, PUMP, PIPELINE & SPRINKLERS ✓

17 COUNTY - 27 CANYON ✓

18 DIVERSION CAPACITY - .000

19 TOTAL DIVERSION RATE - .480 ✓

20 TOTAL DIVERSION VOLUME - .00

21 WATER DISTRICT -

----- DIVERSION POINTS -----													
TRACT	SEC	TWN	RNG	LOT	RFLG	S T R E A M I N D E X F I E L D S							
22001 - NESE	23001 - 14	24001 - 02N	25001 - 04W	26001 -	27001 -								
			28001 - 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 - 02N	32001 - 04W	33001 - 14	34001 - NESE	35001 - 24	36001 -
						TOTAL ACRES: 24

----- WATER USE -----			
PERIOD FROM	PERIOD TO	USE CODE / USE	DIVERSION RATE
37001 - 0401 ✓	38001 - 1101 ✓	39001 - 01 IRRIGATION ✓	40001 - 0.480
			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 -----	
47 PRIORITY	1-APR-1961 ✓
48 PROOF DUE	-
49 PROOF MADE	-
50 APPROVE/DENIED	-
51 PROTESTED	-
52 HEARING	-
53 VERIFIED	-
54 LAST UPDATE	1-AUG-1983

----- D A T E S -----	
55 LICENSE	-
56 APPL RECEIVED	-
57 FIELD EXAM MADE	-
58 DECREE	-
59 START WORK	-
60 ORDER SHOW CAUSE	-
61 DATE_1	-
62 DATE_2	-

----- F L A G S -----	
63 TRANSFER/AMENDED	-
64 DLE/CAREY ACT	-
65 FLAG_1	-
66 FLAG_2	-
67 FLAG_3	-

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: AS

Right Number 63-5112 Applicant CASE

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.
- ☒ Claim published correctly. *True - bridge*
- ☒ Exceptions processed. *8-25/9-1 30/31038*

By DBS Date 11/24/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By AC Date 11-30-83



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

September 26, 1983

Herman Case
Rt. 4, Box 433
Caldwell, ID 83605

RE: Claim No. 63-5112

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

RECEIVED
SEP 27 1983
WESTERN REGION
BOISE, IDAHO

63-5112

CASE, HERMAN

RT. 4 BOX 433, CALDWELL, ID 83605

Source: UNNAMED DRAIN trib. to SNAKE RIVER

Priority Date: 04/01/1961

Diversion Pt: NESE Sec 14 T 02N R 04W

Use: IRRIGATION (0.48 CFS)

In: NESE Sec 14 T 02N R 04W FOR 24 ACRES

IDENT. NO. 63-5112

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]