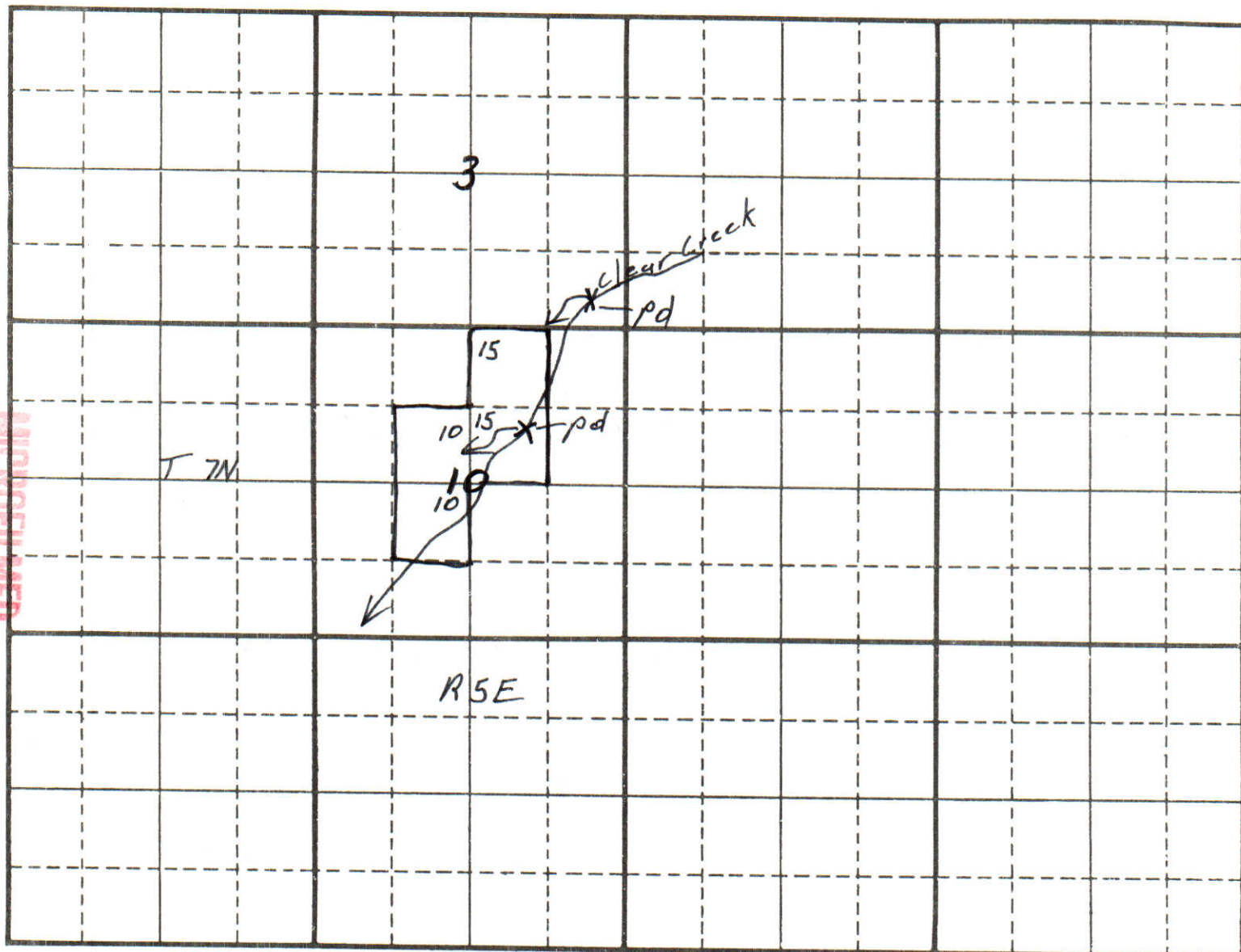


(8) Remarks _____

RECORDED



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.

Wesley McPherson
(Claimant)

Sworn to before me this 23 day of JUNE, 19 83.

Donald Hagg
Notary Public
Residing at BOISE, ID

My commission expires LIFE

FOR DEPARTMENT USE ONLY

Received by GLS Date 6/23/83 Exception filed by: _____ Date _____
Prelim. check by DP Date 6/29/83 Forwarded to claimant by: _____
\$30.00 fee received by GLS Date 6/23/83 # 31132
Published in Idaho Water
Dates 7/28 + 8/4/83

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 Wesley &/or Violet McPherson
(Name of Claimant)

Rt 1, Box 215 Eagle, Id 83616 Telephone No. 286-7408
(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) 1894

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) Clear Creek tributary to Grimes 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:

	(cfs, af)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	<u>2.0</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) 2.0 TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE 1/4 SE 1/4, Sec. 3 Twp. 7N Rge. 5E B.M., County of Boise
Additional points of diversion: SWNE Sec 10 T 7N R 5E

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. Headgates with gravity Ditches

(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	
<u>7N</u>	<u>5E</u>	<u>10</u>		<u>15</u>	<u>15</u>					<u>10</u>	<u>10</u>								<u>50</u>

No. of acres 50

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:

A hand-drawn map on a grid. The map features a creek labeled "Creek" and a road labeled "Rd". The creek flows from the top right towards the bottom left. The road is a short segment crossing the creek. Various numbers are written: "3" at the top, "15" near the creek, "10" near the road, and "10" near the bottom left. The letters "T 7N" are written on the left side, and "R 5E" is written at the bottom. An arrow points towards the bottom left corner.

Received by 665 Date 6/23/83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by OP Date 6/29/83 claimant by: _____
\$30.00 fee received by 665 Date 6/23/83 # 3132
Published in Idaho World _____
Dates 7/28 + 8/4/83 _____

STATE OF IDAHO,
County of Boise

Candace Jennings being
duly sworn, deposes and says:
that he is the manager and prin-
cipal clerk of THE IDAHO
WORLD, a weekly newspaper
published at Idaho City, in the
County of Boise and State of Ida-
ho; that said paper has been and
is in general circulation in the
county aforesaid, and in the vi-
cinity 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 dur-
ing the period and time of publi-
cation and was published in the
newspaper and not a supplement;
that said paper has been estab-
lished and regularly and continu-
ously published for more than
seventy-eight weeks past previ-
ous to the first publication of
this notice. Such notice was pub-
lished in the issue beginning with

....., 19 83 and end-
ing with the issue of

19 83
Candace Jennings

Subscribed and sworn to before

me this 21 day of July 19 83

Ken Dunn

LEGAL NOTICES

NOTICE OF CLAIMS TO WATER RIGHTS

The following claims have been filed on water
rights created by diversion and beneficial use:
63-5095

- MCPHERSON, WESLEY &/or VIOLET *see*
BOX 215 RT. 1, EAGLE, ID 83616
- Source: CLEAR CREEK trib. to GRIMES
CREEK
- Priority Date: 04/01/1894
- Diversion Pt: SESE Sec 03 T 07N R 05E SWNE
- Sec 10 T 07N R 05E
- Use: IRRIGATION (2.00 CFS)
- In: NWNE SWNE SENW NESW Sec 10 T 07N
R 05E FOR 50 ACRES
- 63-5101

- PRIEST, J.R.
- P.O. BOX 122, IDAHO CITY, ID 83631
- Source: MORES CREEK trib. to BOISE RIVER
- THORN CREEK trib. to MORES CREEK
- Priority Date: 04/26/1889
- Diversion Pt: LOT 05 (SESE) Sec 24 T 05N
R 04E
- Use: IRRIGATION (0.15 CFS)
- In: LOT 05 (SESE) Sec 24 T 05N R 04E FOR
5 ACRES

- 63-5102
- DOUTHIT, MAURICE &/or LAURA
- ATLANTA STAGE, BOISE, ID 83707
- Source: GARDEN GULCH trib. to COTTON-
WOOD CREEK
- COTTONWOOD CREEK trib. to BOISE RIVER
- Priority Date: 03/15/1903
- Diversion Pt: NWNW SWNW NWSW Sec 26
T 04N R 05E
- Use: IRRIGATION (4.00 CFS)
- In: SWNW NWSW SWSW Sec 26 T 04N R
05E FOR 15 ACRES

- 63-5106
- BOISE HOLCOMB INC.
- 737 NORTH 7TH ST., BOISE, ID 83702
- Source: CLEAR CREEK, NORTH FORK trib.
to CLEAR CREEK
- Priority Date: 07/10/1899
- Diversion Pt: NWNW Sec 30 T 05N R 04E
- Use: IRRIGATION (3.50 CFS)
- STOCKWATER (0.02 CFS)
- In: SWNW SENW NESW NWSW Sec 29 T
05N R 04E SENE NESE Sec 30 T 05N R 04E
FOR 160 ACRES

- 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 July 27, and August 3, 1983.

WRR100
63-5095

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

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

01 WATER RIGHT NUMBER - 63-5095

02 OLD (O) NUMBER -

03001 - MC PHERSON LAST NAME
03002 - MC PHERSON

04001 - WESLEY FIRST NAME
04002 - VIOLET

05001 - C ORIG. OWNER
05002 - C

06 ADD LINE 1 - RT. 1 BOX 215

07 ADD LINE 2 -

08 ADD LINE 3 -

09 CITY - EAGLE

10 STATE - ID 11 ZIP - 83616

12 STAGE - S STATUTORY CLAIM

13 STATUS -

14001 - CLEAR CREEK SOURCE

15001 - GRIMES CREEK TRIBUTARY OF

16 DIVERSION MEANS - HEADGATES & DITCHES.

17 COUNTY - 15 BOISE

18 DIVERSION CAPACITY - .000

19 TOTAL DIVERSION RATE - 2.000

20 TOTAL DIVERSION VOLUME - .00

21 WATER DISTRICT -

TRACT	SEC	TWN	RNG	LOT	RFLG	ST	TR	E	A	M	I	N	D	E	X	F	I	E	L	D	S
22001 - SESE	23001 - 03	24001 - 07N	25001 - 05E	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	
22002 - SWNE	23002 - 10	24002 - 07N	25002 - 05E	26002 - 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	0.0	0	0	0	0	0.0	

29 NON-IRRIGATION USE -

USE CODE / USE	TWN	RNG	SEC	TRACT	ACRES	LOT
30001 - 01 IRRIGATION	31001 - 07N	32001 - 05E	33001 - 10	34001 - NWNE	35001 - 15	36001 -
30002 - 01 IRRIGATION	31002 - 07N	32002 - 05E	33002 - 10	34002 - SWNE	35002 - 15	36002 -
30003 - 01 IRRIGATION	31003 - 07N	32003 - 05E	33003 - 10	34003 - SENW	35003 - 10	36003 -
30004 - 01 IRRIGATION	31004 - 07N	32004 - 05E	33004 - 10	34004 - NESW	35004 - 10	36004 -

TOTAL ACRES: 50

PERIOD FROM	PERIOD TO	USE CODE / USE	WATER USE	DIVERSION RATE	DIVERSION VOLUME
37001 - 0401	38001 - 1101	39001 - 01 IRRIGATION	40001 -	2.000	41001 - 0.00

42 DECREE PLAINTIFF NAME -

43 DECREE DEFENDANT NAME -

44001 - REMARKS

APPROVAL CONDITIONS: 45001 -

46 OTHER RIGHTS FOR SAME USE -

WRR100
63-5095

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	
47	PRIORITY - 1-JUN-1894 ✓	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 -
52	HEARING -	60	ORDER SHOW CAUSE -		
53	VERIFIED -	61	DATE_1 -		
54	LAST UPDATE - 3-JAN-1984	62	DATE_2 -		

1/29/86
VERIFIED JKN

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: df

Right Number 63-5095 Applicant Mc PHERSON

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. 8/8/83
- ☒ Claim published correctly. Idaho Water 7/28 + 8/4/83
- ☒ Exceptions processed. 201 # 31132

By DBS Date 10/24/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By DC Date 10/25/83



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

AUGUST 17, 1983

WESLEY MC PHERSON
VIOLET MC PHERSON
BOX 215 RT. 1
EAGLE

ID 83616

RE: Claim No. 63-5095

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

JULY 21, 1983

The Idaho World
Box 220
Idaho City, ID 83631

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 AUGUST 15, 1983.

Yours truly,

JUDY PENSE
Secretary

Encl.

63-5095-

MC PHERSON, WESLEY &/or VIOLET

BOX 215 RT. 1, EAGLE, ID 83616

Source: CLEAR CREEK trib. to GRIMES CREEK

Priority Date: 04/01/1894

Diversion Pt: SESE Sec 03 T 07N R 05E SWNE Sec 10 T 07N R 05E

Use: IRRIGATION (2.00 CFS)

In: NWNE SWNE SENW NESW Sec 10 T 07N R 05E FOR 50 ACRES

RECEIVED
FEB 10 1964
FBI - BUTTE

3/79

IDENT. NO. 63-5095

ID AHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT DATA ENTRY LOG

[illegible]