

(8) Remarks _____

SEC 29
T5N 4E

5

X X³ 10
SEC 32

T5N 4E

X

X = Mining
⊗ = 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)
) ss.
County of Boise)

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.

Clinton M. Gardner
(Claimant)

Sworn to before me this 23rd day of May, 1993.

Notary Public
Residing at Idaho City, Idaho

My commission expires April 1985

FOR DEPARTMENT USE ONLY

Received by <u>nm</u>	Date <u>5-24-83</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>CHS</u>	Date <u>5/26/83</u>		claimant by:	
\$30.00 fee received by <u>JP</u>	Date <u>5/24/83</u>	<u>28821</u>		
Published in <u>the Idaho World</u>				
Dates <u>6/30 '83 7/1/83</u>				

STATE OF IDAHO,
County of Boise

Carlace 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
6-29....., 19 83 and end.

ing with the issue of 7-6.....

19 83

Subscribed and sworn to before

me this 8. day of July 19 83

by C. Conesco

MICROFILMED

Idaho City, Boise County, Idaho

LEGAL NOTICES

NOTICE OF CLAIMS TO WATER RIGHTS

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

63-5044

GARDNER, CLINTON M.
P.O. BOX 23, IDAHO CITY, ID 83631
Source: SPRING trib. to CLEAR CREEK
Priority Date: 03/14/1912
Diversion Pt: SESE Sec 32 T 05N R 04E
Use: IRRIGATION (0.04 CFS)
DOMESTIC (0.02 CFS)
In: SESE Sec 32 T 05N R 04E FOR 3 ACRES

63-5047

BRASSEY, BART A. &/or DOROTHY M.
730 SUMMIT RIDGE, BOISE, ID 83702
Source: TRAIL CREEK trib. to GRANITE CREEK
Priority Date: 07/01/1930
Diversion Pt: SESW Sec 27 T 07N R 04E
Use: IRRIGATION (1.44 CFS)
In: SWSW Sec 26 T 07N R 04E SESE Sec 27 T 07N R 04E FOR 72 ACRES

63-5050

COOK, DONALD W. &/or PATRICIA A.
JOHNNY WOODS GULCH, P.O. BOX 13,
IDAHO CITY, ID 83631
Source: SPRING trib. to MORES CREEK
Priority Date: 06/01/1963
Diversion Pt: NENW Sec 18 T 05N R 05E
Use: IRRIGATION (0.01 CFS)
DOMESTIC (0.01 CFS)
In: NENW Sec 18 T 05N R 05E FOR 1 ACRES

63-5057

GARDNER, CLINTON M.
P.O. BOX 23, IDAHO CITY, ID 83631
Source: UNNAMED STREAM trib. to CLEAR CREEK
SPRING trib. to CLEAR CREEK
Priority Date: 09/24/1900
Diversion Pt: SWNE Sec 32 T 05N R 04E
Use: IRRIGATION (0.50 CFS)
MINING (0.50 CFS)
In: NWNE Sec 32 T 05N R 04E SWSE Sec 29 T 05N R 04E NWNW NWSW Sec 32 T 05N R 04E FOR 18 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 June 29 and July 6, 1983.

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 CLINTON M. GARDNER
(Name of Claimant)
Box 23 Idaho City Idaho 83631 Telephone No. 392-6607
(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) SEPT. 24TH 1900

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)

UN-NAMED SPRING & STREAM tributary to CLEAR 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, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive) (Mo., Day)	(Mo., Day)
Quantity <u>.5</u>	Use <u>IRRIGATION</u>	Period of Use From <u>MAY 1</u>	To <u>OCT. 31</u>
Quantity <u>.5</u>	Use <u>MINING</u>	Period of Use From <u>APRIL 1</u>	To <u>OCT. 31</u>
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____

(4) 1 TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW 1/4 NE 1/4, Sec. 32 Twp. 5N Rge. 4E B.M., County of Boise
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.
1/2 MILE DITCH - 16 IN. WIDE X 12 IN. DEEP
3 IN. PUMP & LINE

(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	
5N	4E	32		10			3X	X				X							13
5N	4E	39														5			5

No. of acres 18

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
WATER USED FOR PLACER MINING NW 1/2 NW 1/4,
NE 1/2 NW 1/4, NW 1/2 SW 1/4 SEC. 32 T5N-4E

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: _____

MICROFILMED

[illegible]

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.

Received by <u>nm</u>	Date <u>5-24-83</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>CHS</u>	Date <u>5/26/83</u>		claimant by:	
\$30.00 fee received by <u>js</u>	Date <u>5/24/83</u>	<u>#</u> <u>2821</u>		
Published in <u>the Idaho World</u>				
Dates <u>4/30 '83 - 7/1/83</u>				

Idaho City, Boise County, Idaho

LEGAL NOTICES

NOTICE OF CLAIMS TO
WATER RIGHTS

STATE OF IDAHO,
County of Boise

Amesce Tennison, 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

....., 19 *83* and ending

ing with the issue of *7.6.83*

19 *83*

Subscribed and sworn to before

me this *8* day of *July* 19 *83*

K. C. Amesce

MICROFILMED

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

63-5044

GARDNER, CLINTON M.
P.O. BOX 23, IDAHO CITY, ID 83631
Source: SPRING trib. to CLEAR CREEK
Priority Date: 03/14/1912
Diversion Pt: SESE Sec 32 T 05N R 04E
Use: IRRIGATION (0.04 CFS)
DOMESTIC (0.02 CFS)
In: SESE Sec 32 T 05N R 04E FOR 3 ACRES

63-5047

BRASSEY, BART A. &/or DOROTHY M.
730 SUMMIT RIDGE, BOISE, ID 83702
Source: TRAIL CREEK trib. to GRANITE CREEK
Priority Date: 07/01/1930
Diversion Pt: SESW Sec 27 T 07N R 04E
Use: IRRIGATION (1.44 CFS)
In: SWSW Sec 26 T 07N R 04E SESE Sec 27 T 07N R 04E FOR 72 ACRES

63-5050

COOK, DONALD W. &/or PATRICIA A.
JOHNNY WOODS GULCH, P.O. BOX 13,
IDAHO CITY, ID 83631
Source: SPRING trib. to MORES CREEK
Priority Date: 06/01/1963
Diversion Pt: NENW Sec 18 T 05N R 05E
Use: IRRIGATION (0.01 CFS)
DOMESTIC (0.01 CFS)
In: NENW Sec 18 T 05N R 05E FOR 1 ACRES

63-5057

GARDNER, CLINTON M.
P.O. BOX 23, IDAHO CITY, ID 83631
Source: UNNAMED STREAM trib. to CLEAR CREEK
SPRING trib. to CLEAR CREEK
Priority Date: 09/24/1900
Diversion Pt: SWNE Sec 32 T 05N R 04E
Use: IRRIGATION (0.50 CFS)
MINING (0.50 CFS)
In: NWNE Sec 32 T 05N R 04E SWSE Sec 29 T 05N R 04E NWNW NWSW Sec 32 T 05N R 04E FOR 18 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 June 29 and July 6, 1983.

WRR100
63-5057

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

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

01 WATER RIGHT NUMBER - 63-5057

02 OLD (D) NUMBER -

03001 - GARDNER ✓ LAST NAME

04001 - CLINTON M. ✓ FIRST NAME

05001 - C ORIG. OWNER

06 ADD LINE 1 - P.O. BOX 23 ✓

07 ADD LINE 2 -

08 ADD LINE 3 -

09 CITY - IDAHO CITY ✓

10 STATE - ID ✓

11 ZIP - 83631 ✓

12 STAGE - S STATUTORY CLAIM ✓

13 STATUS -

SOURCE
14001 - UNNAMED STREAM ✓
14002 - SPRING ✓

TRIBUTARY OF
15001 - CLEAR CREEK ✓
15002 - CLEAR CREEK ✓

16 DIVERSION MEANS - DITCH, PUMP & PIPELINE

17 COUNTY - 15 BOISE

18 DIVERSION CAPACITY - .000

19 TOTAL DIVERSION RATE - 1.000 ✓

20 TOTAL DIVERSION VOLUME - .00

21 WATER DISTRICT -

TRACT	SEC	TWN	RNG	LOT	RFLG	S	T	R	E	A	M	I	N	D	E	X	F	I	E	L	D	S
22001 -	SWNE	23001 - 32	24001 - 05N	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	0	0	0	0.0	

29 NON-IRRIGATION USE -

USE CODE / USE	TWN	RNG	SEC	TRACT	ACRES	LOT
30001 - 01 IRRIGATION ✓	31001 - 05N	32001 - 04E	33001 - 32	34001 - NWNE	35001 - 10	36001 -
30002 - 01 IRRIGATION ✓	31002 - 05N	32002 - 04E	33002 - 32	34002 - NENW	35002 - 03	36002 -
30003 - 01 IRRIGATION ✓	31003 - 05N	32003 - 04E	33003 - 29	34003 - SWSE	35003 - 05	36003 -
30004 - 13 MINING ✓	31004 - 05N	32004 - 04E	33004 - 32	34004 - NWNW	35004 -	36004 -
30005 - 13 MINING ✓	31005 - 05N	32005 - 04E	33005 - 32	34005 - NWSW	35005 -	36005 -

TOTAL ACRES: 18 ✓

PERIOD FROM	PERIOD TO	USE CODE / USE	DIVERSION RATE	DIVERSION VOLUME
37001 - 0501 ✓	38001 - 1031 ✓	39001 - 01 IRRIGATION ✓	40001 - 0.500 ✓	41001 - 0.00
37002 - 0401 ✓	38002 - 1031 ✓	39002 - 13 MINING ✓	40002 - 0.500 ✓	41002 - 0.00

42 DECREE PLAINTIFF NAME -

43 DECREE DEFENDANT NAME -

REMARKS
44001 - SOURCES ARE UNNAMED STREAM & SPRING, TRIB. CLEAR CK. ✓

APPROVAL CONDITIONS: 45001 -

46 OTHER RIGHTS FOR SAME USE -

WRR100
63-5057

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 - 24-SEP-1900	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 - 5-JUL-1983	62	DATE_2 -		

78/42/1
VERIFIED JKN

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: 625

Right Number 63-5057 Applicant Gardner

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. 7/2/83
- ☒ Claim published correctly. the Idaho world
30/28281 6/30 & 7/1/83
- ☐ Exceptions processed.

By G. J. Sisco Date 8/1/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By kw Date 8/16/83

MICROFILMED

RECEIVED
AUG 16 1983

Department of Water Resources

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

JULY 20, 1983

CLINTON M. GARDNER
P.O. BOX 23
IDAHO CITY

ID 83631

RE: Claim No. 63-5057

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

MICROFILMED

63-5052-

GARDNER, CLINTON M.

P.O. BOX 23, IDAHO CITY, ID 83631

Source: UNNAMED STREAM trib. to CLEAR CREEK
SPRING trib. to CLEAR CREEK

Priority Date: 09/24/1900

Diversion Pt: SWNE Sec 32 T 05N R 04E

Use: IRRIGATION	(0.50 CFS)
MINING	(0.50 CFS)

In: NWNE NENW Sec 32 T 05N R 04E SWSE Sec 29 T 05N R 04E NWNW NWSW
Sec 32 T 05N R 04E FOR 18 ACRES

MICROFILMED

63-5052

GARDNER, CLINTON M.

P.O. BOX 23, IDAHO CITY, ID 83631

Source: UNNAMED STREAM trib. to CLEAR CREEK
SPRING trib. to CLEAR CREEK

Priority Date: 09/24/1900

Diversion Pt: SWNE Sec 32 T 05N R 04E

Use: IRRIGATION	(0.50 CFS)
MINING	(0.50 CFS)

In: NWNE NENW Sec 32 T 05N R 04E SWSE Sec 29 T 05N R 04E NNW NWSW
Sec 32 T 05N R 04E FOR 18 ACRES

MICROFILMED

