

[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.

State of Idaho)
County of Canyon) ss.

Joseph C. Wyck
Charles W. Gordon

(Claimant)

Sworn to before me this 27th day of April, 19 83. (Claim

Notary Public
Residing at Trampa, Idaho

My commission expires Aug. 1985

Received by mm Date 5-2-83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by _____ Date _____ claimant by: _____
\$30.00 fee received by SP Date 5-4-83 # 27978
Published in San Jose tribune _____
Dates 5/2/83 & 6/2/83 _____

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 Joseph C. Tycz } filing jointly
Charles W. Gordon }
Rt 7 Box 7030 IT. (Name of Claimant) 466-5817 27
Rt 7 Box 7029 CG. Nampa Idaho 83651 Telephone No. 467-5647 C.G.
(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) December 6, 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)
Ground Water tributary to _____

(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>0.08</u>	Use <u>DOMESTIC</u>	Period of Use From <u>Jan 1</u>	To <u>Dec 31</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) 0.08 TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW 1/4 NW 1/4, Sec. 2 Twp. 3N Rge. 3W B.M., County of Canyon
Additional points of diversion: N 0° 1' W 480' west boundary NW 1/4 to beginning Pt.

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. PUMP & PIPELINES.

(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>3W</u>	<u>2</u>							X										

No. of acres _____

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Not Used for irrigation - Domestic use only

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.

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.

matters and facts therein are true to the best
 knowledge of the undersigned.
 Joseph C. Gutz
 Charles W. Gordon
 (Claimant)

Sworn to before me this 27th day of April, 1983 (Claimant's Signature)

Notary Public
Residing at Nampa, Idaho

My commission expires Aug, 1985

Received by mm Date 5-2-83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by _____ Date _____ claimant by: _____
\$.30.00 fee received by SP Date 5-4-83 # 21978
Published in Press Tribune _____
Dates: 5/1/83 6/3/83 _____

INSTRUMENT NO. 520864COMMUNITY WATER SYSTEM AGREEMENT

THIS AGREEMENT, Made and entered into this 6th day of December, A.D., 1961, by and between DOUGLAS H. PALLESEN and MAVIS O. PALLESEN, husband and wife, the parties of the first part herein, and BYRON J. HENRY and REBECCA A. HENRY, husband and wife, all being the parties of the second part herein;

WITNESSETH:

WHEREAS, the parties of the first part, Joseph C. Tyocz and Irma C. Tyocz husband and wife, are the record owners of the following described tract of land, in Canyon County, State of Idaho, to-wit:

Commencing at the Southwest corner of the NW $\frac{1}{4}$ of Section 2 in Township 2 North, Range 2 West from the Boise Meridian, and N 0°1' W 430 feet, along the West boundary of the aforesaid NW $\frac{1}{4}$ to the REAL POINT OF BEGINNING;

Thence continuing N 0°1' W 150 feet, along the West boundary of the aforesaid NW $\frac{1}{4}$; thence N 89°47' E 485 feet; thence S 0°1' E 150 feet; thence S 89° 47' W 485 feet; on a line parallel to the South boundary of the aforesaid NW $\frac{1}{4}$ to the REAL POINT OF BEGINNING.

Containing 1.67 acres, together with all appurtenant water, ditch and easement rights.

WHEREAS, the parties of the second part, Charles W. Gordon and Janie A. Gordon husband and wife, are the owners of the following described tract of land, located in Canyon County, State of Idaho, to-wit:

Commencing at the Southwest corner of the NW $\frac{1}{4}$ of Section 2 in Township 2 North, Range 2 West from the Boise Meridian, and bearing N 0°1' W 280 feet, along the West boundary of the aforesaid NW $\frac{1}{4}$ to the REAL POINT OF BEGINNING;

Thence continuing N 0°1' W 150 feet, along the West boundary of the aforesaid NW $\frac{1}{4}$; thence N 89°47' E 485 feet; thence S 0°1' E 150 feet; thence S 89°47' W 485 feet, on a line parallel to the South boundary of the aforesaid NW $\frac{1}{4}$ to the REAL POINT OF BEGINNING.

WHEREAS, Byron J. Henry and Rebecca A. Henry, husband and wife, have caused, or^{are} about to cause, to be drilled upon a portion of their property, a certain water well, as to the cost of which water well and its appurtenant works and water system, the parties of the first part have contributed, and proportionately

Page 1.

MICROFILMED

Joseph C. Tye-
Rt 7 Box 7030
Nampa, Idaho 83657

(

IDAHO DEPT. OF WATER RESOURCES
WESTERN REGIONAL OFFICE
92 SOUTH COLE ROAD
BOISE, IDAHO 83725



MICROFILMED

NOTICE OF CLAIMS
TO WATER RIGHTS

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

63-5025

SCISM ELEMENTARY SCHOOL
DIST. NO. 138
RT. 7 BOX 7130, NAMPA, Idaho
83651

Source: GROUNDWATER
Priority Date: January 1, 1910
Diversion Pt: NWSW Sec 20 T 02N
R 02W

Use: DOMESTIC (0.06 CFS)
In: NWSW Sec 20 T 02N R 02W

63-5027 / 39

TYCZ, JOSEPH C.
GORDON, CHARLES W.
RT. 7 BOX 7030, NAMPA, Idaho
83651

Source: GROUNDWATER
Priority Date: December 6, 1961
Diversion Pt: SWNW Sec 02 T 02N
R 02W

Use: DOMESTIC (0.08 CFS)
In: SWNW Sec 02 T 02N R 02W

63-5030

UNITED PRESBYTERIAN
CHURCH
400 LAKE LOWELL AVE.,
NAMPA, Idaho 83651

Source: GROUNDWATER
Priority Date: July 1, 1962
Diversion Pt: SWSE Sec 28 T 03N
R 02W

Use: IRRIGATION (0.08 CFS)
In: SWSE Sec 28 T 03N R 02W FOR
1 ACRE

63-5032

KALBFLEISCH, DVM,
KENNETH L.
1803 12TH AVE., NAMPA, Idaho
83651

Source: GROUNDWATER
Priority Date: January 1, 1960
Diversion Pt: NESE Sec 17 T 03N
R 02W

Use: DOMESTIC (0.04 CFS)
In: NESE Sec 17 T 03N R 02W

63-5035

KALBFLEISCH, DVM,
KENNETH L.
1803 12TH AVE., NAMPA, Idaho
83651

Source: GROUNDWATER
Priority Date: March 1, 1947
Diversion Pt: NESE Sec 33 T 03N
R 02W

Use: IRRIGATION (0.03 CFS)
In: NESE Sec 33 T 03N R 02W FOR
1 ACRE

63-5036

J.R. SIMPLOT CO.
P.O. BOX 27, BOISE, Idaho 83707
Source: GROUNDWATER
Priority Date: March 10, 1943
Diversion Pt: NESE Sec 19 T 04N
R 03W

Use: IRRIGATION (2.67 CFS)
INDUSTRIAL (2.67 CFS)
In: NENE SENE NENW NWNW
SWNW SENW NESW SESE Sec
18 T 04N R 03W NENE NENW
NWNW SWNW SENW Sec 19 T
04N R 03W NENW NWNW
SWNW SENW Sec 20 T 04N R
03W NESW NWSW SWSW SESW
Sec 17 T 04N R 03W SESE
Sec 12 T 04N R 04W NENE
NWNE SWNE SENE SWSE
SESE Sec 13 T 04N R 04W
NENE NWNE SWNE SENE Sec
24 T 04N R 04W NESE Sec
19 T 04N R 03W FOR 959
ACRES

63-5037

J.R. SIMPLOT CO.
P.O. BOX 27, BOISE, Idaho 83707
Source: GROUNDWATER
Priority Date: June 14, 1961
Diversion Pt: NWSE Sec 19 T 04N
R 03W

Use: IRRIGATION (2.23 CFS)
INDUSTRIAL (2.23 CFS)
In: NENE SENE NENW NWNW
SWNW SENW NESW SESE Sec
18 T 04N R 03W NENE NENW
NWNW SWNW SENW Sec 19 T
04N R 03W NENW NWNW
SWNW SENW Sec 20 T 04N
R 03W NESW NWSW SWSW
SESE Sec 17 T 04N R 03W
SESE Sec 12 T 04N R 04W
NENE NWNE SWNE SENE
SWSE SESE Sec 13 T 04N R
04W NENE NWNE SWNE
SENE Sec 24 T 04N R 04W
NWSE Sec 19 T 04N R 03W
FOR 959 ACRES

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

KEN DUNN

Director

May 26; June 2, 1983

RECEIVED

JUN 13 1983

DEPT. OF WATER RESOURCES

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)

) ss.

County of Canyon)

Garrah J. Wheeler

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:

May 26;

June 2, 1983

Garrah J. Wheeler

Subscribed and sworn to before me this 2nd
day of June

19 83

Janne Lusk
Notary Public, Residing at Nampa, Idaho

MY COMMISSION EXPIRES
JULY 12th, 1985

MICROFILMED

01 WATER RIGHT NUMBER - 63-5027

02 OLD (D) NUMBER -

03001 - TYCZ ✓
03002 - GORDON ✓

LAST NAME

04001 - JOSEPH C. ✓
04002 - CHARLES W. ✓

FIRST NAME

05001 - C
05002 - D

ORIG. OWNER

06 ADD LINE 1 - RT. 7 BOX 7030 ✓

07 ADD LINE 2 -

08 ADD LINE 3 -

09 CITY - NAMPA ✓

10 STATE - ID 11 ZIP - 83651 ✓

12 STAGE - S STATUTORY CLAIM ✓

13 STATUS -

14001 - GROUNDWATER ✓

SOURCE

15001 -

TRIBUTARY OF

16 DIVERSION MEANS - PUMP & PIPELINES ✓

17 COUNTY - 27 CANYON ✓

18 DIVERSION CAPACITY - .000

19 TOTAL DIVERSION RATE - .080 ✓

20 TOTAL DIVERSION VOLUME - .00

21 WATER DISTRICT -

TRACT		SEC	TWN	RNG	DIVERSION POINTS		STREAM INDEX FIELDS									
					LOT	RFLG										
22001 -	SWNW	23001 - 02	24001 - 02N	25001 - 02W	26001 -	27001 -										
					28001 - 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 - 43 DOMESTIC ✓		31001 - 02N	32001 - 02W	33001 - 02	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 - 0.080	41001 - 0.00

42 DECREE PLAINTIFF NAME -

43 DECREE DEFENDANT NAME -

44001 - GORDON ADDRESS: RT. 7 BOX 7029 NAMPA, ID 83651 ✓

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	6-DEC-1961 ✓	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	-		

WRR100
63-5027

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 -----

54 LAST UPDATE - 24-MAY-1983

62 DATE_2 -

1/24/86
VERIFIED JKN

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY:

Jan Glover

Right Number

63-5027

Applicant

TYCZ & GORDON

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. 6/17/83
- ☒ Claim published correctly. Spokane Tribune
5/26 & 6/2/83 30/27978
- ☐ Exceptions processed.

By DBS

Date

6/28/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By

J.V.V.

Date

7-6-83

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RECEIVED
JUL 6 1983
Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

JUNE 15, 1983

JOSEPH C. TYCZ
CHARLES W. GORDON
RT. 7 BOX 7030
NANPA

ID 83651

RE: Claim No. 63-5027

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

MICROFILMED

Enclosure

63-5027-

TYCZ, JOSEPH C.
GORDON, CHARLES W.

RT. 7 BOX 7030, NAMPA, ID 83651

Source: GROUNDWATER

Priority Date: 12/06/1961

Diversion Pt: SWNW Sec 02 T 02N R 02W

Use: DOMESTIC (0.08 CFS)

In: SWNW Sec 02 T 02N R 02W

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ID AHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT DATA ENTRY LOG

[illegible]