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Received by JR Date 5/9/83 Exception filed by: _____ Forwarded to _____ Date _____
 Prelim. check by JG Date _____
 \$30.00 fee received by JP Date 5/9/83 28802
 Published in Mountain Home News _____
 Dates 5/26 & 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 Delbert L. &/or Patricia A. Byers
(Name of Claimant)
2112 Lembi Cir. Boise, ID 83705 Telephone No. 342-4129
(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) 7/1/1936

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)
Spring tributary to Boise River, South Fork

(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>.04 cfs</u>	Use	<u>Domestic</u>	Period of Use From	<u>1/1</u>	To	<u>12/31</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) .04 cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW ¼ NW ¼, Sec. 10 Twp. 3N Rge. 10E B.M., County of Elmore
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. sump, pipeline to place of use

(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	
3N	10E	10							X										

No. of acres

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: D/1 Home

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:

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Received by JKH Date 5/4/83 Exception filed by: _____ Forwarded to _____ Date _____
 Prelim. check by JB Date _____ claimant by: _____
 \$30.00 fee received by JP Date 5/9/83 28202
 Published in Mountain Home News _____
 Dates 5/26 & 6/3/83 _____

NOTICE OF CLAIMS
TO WATER RIGHTS

The following claims have been
filed on water rights created by
diversion and beneficial use:
61-4077

COCHRAN, LLOYD
635 N. 4TH E., MOUNTAIN
HOME, ID 83647
Source: GROUNDWATER
Priority Date: 10/01/1959
Diversion Pt: NWSW Sec 36 T
03S R 06E
Use: IRRIGATION (0.02 CFS);
DOMESTIC (0.12 CFS)
In: NWSW Sec 36 T 03S R 06E
FOR 1 ACRE
61-4078

MOOSO, LYONAL DWAIN
1505 S. 3RD. W., MOUNTAIN
HOME, ID 83647
Source: GROUNDWATER
Priority Date: 02/01/1958
Diversion Pt: SWSE Sec 36 T 03S
R 06E
Use: IRRIGATION (0.20 CFS);
STOCKWATER (0.02 CFS)
In: SWSE Sec 36 T 03S R 06E
FOR 10 ACRES
61-4079

TRAIL, LEET.
P.O. BOX 66, KING HILL, ID
83633
Source: LITTLE CANYON
CREEK trib. to SNAKE
RIVER
Priority Date: 04/01/1967
Diversion Pt: NWNW Sec 28 T
04S R 10E
Use: IRRIGATION (0.71 CFS);
IRRIGATION STORAGE (141.0
AF); IRRIGATION FROM STOR-
AGE (141.0 AF)
In: NENE NWNE Sec 21 T 05S
R 09E FOR 47 ACRES
61-4080

HISEL, JAMES F. &/or
WANDAL
BEACON STATION, MAY-
FIELD STAGE, BOISE, ID 83706
Source: GROUNDWATER
Priority Date: 09/01/1953
Diversion Pt: SESE Sec 10 T 01S
R 04E
Use: DOMESTIC (0.16 CFS)
In: SESE Sec 10 T 01S R 04E
61-4081

ALLISON, VIOLA A.
STAR RT. BOX 62, HAMMETT,
ID 83627
Source: GROUNDWATER
Priority Date: 01/01/1960
Diversion Pt: NESE Sec 35 T 05S
R 08E
Use: DOMESTIC (0.15 CFS)
In: NESE Sec 35 T 05S R 08E
63-5006

MALCOMSON, FRED &/or
AGNES
329 UTAH ST., GOODING, ID
83330
Source: SPRING trib. to SINKS
Priority Date: 07/01/1960
Diversion Pt: SESE Sec 28 T 02N
R 09E
Use: STOCKWATER (0.02 CFS)
In: SESE Sec 28 T 02N R 09E
63-5007

KALANGE, THOMAS E. &/or
MARILYN E.
P.O. BOX 431, TWIN FALLS,
ID 83301
Source: QUARTZ CREEK trib.
to BOISE RIVER, MIDDLE
FORK
Priority Date: 07/01/1955
Diversion Pt: NWSE Sec 03 T
05N R 11E
Use: DOMESTIC (0.04 CFS)
In: SWNE Sec 03 T 05N R 11E
63-5012

MALCOMSON, FRED &/or
AGNES
329 UTAH ST., GOODING, ID
83330
Source: SPRING trib. to SINKS
Priority Date: 06/01/1959
Diversion Pt: NENE Sec 33 T
02N R 09E
Use: STOCKWATER (0.02 CFS)
In: NENE Sec 33 T 02N R 09E
63-5024

BYERS, DELBERT L. &/or
PATRICIA A.
2112 LEMHI CIR., BOISE, ID
83705
Source: SPRING trib. to BOISE
RIVER, SOUTH FORK
Priority Date: 07/01/1936
Diversion Pt: SWNW Sec 10 T
03N R 10E
Use: DOMESTIC (0.04 CFS)
In: SWNW Sec 10 T 03N R 10E
Exceptions to a claim may be
filed with the Director, Dept. of
Water Resources, Western Region,
Statehouse, Boise, Idaho 83720.
KEN DUNN, Dir.
Published 05/26 & 06/02/83.

Affidavit of Publication

County of Elmore }
STATE OF IDAHO } ss.

I, Lloyd S. Staters, do
solemnly swear that I am the foreman, or
publisher of the

MOUNTAIN HOME NEWS

a weekly newspaper of general circulation,
published once a week at MOUNTAIN HOME,
IDAHO, that the notice attached hereto and
which is a part of the proof of publication
thereof, was published in said newspaper for

2 consecutive weeks, the first publica-

tion having been made on the 26 day

of May, 1983 and

the last publication having been made on the

2 day of June

1983; every Thursday issue of the paper

during the period and time of publication and
that the notice was published in the newspaper
proper and not in a supplement thereof.

And I further swear that the said MOUN-
TAIN HOME NEWS has been continuously and
uninterruptedly published in said Elmore County
during a period of 78 consecutive weeks prior
to the first publication of the attached notice.

Lloyd S. Staters

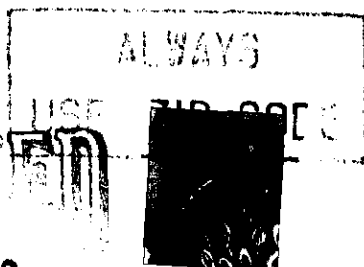
Subscribed and sworn to me this 2nd

day of June, 1983

Allen W. Sumner
Notary Public

Deposited
Witness

**CHANGE OF ADDRESS
REQUEST FOR:
Correspondents,
Publishers and
Businesses**



FEB 27 1989

Department of Water Resources

Name Idaho Dept. of Water Resources
(For publishers, name of publication)
Address 1301 N. Orchard St.
(Include Apt./Suite No.)
City Boise State ID ZIP Code 83706

----- Fold and Tear on Dotted Line Before Mailing -----

Re: Water right filing

63-5024

As soon as you know your new address, mail this card to all the people, businesses, and publications who send you mail.

For publications, tape an old address label over name and old address sections and complete new address.

Your Name	Print or Type—Last Name, First Name, Middle Initial BYERS, Patricia A. & DELBERT L.				
Old Address	No. and Street 1711 Robert	Apt./Suite No.	P.O. Box	R.R. No.	Rural Box No.
	City Boise	State ID	ZIP Code 83705		
New Address	No. and Street 1252 N. CALLAHAN	Apt./Suite No.	P.O. Box	R.R. No.	Rural Box No.
	City Boise	State ID	ZIP Code 83704		
Sign Here	Signature 		Date new address in effect Jun 88		Account No. (if any)

PS Form 3576, Apr. 1986

RECEIVER: Be sure to record the above new address book at home or office

Fold and Tear on Dotted Line Before Mailing

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Jan Weaver

Right Number 63-5024 Applicant BYERS

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. 6/2/83
- ☒ Claim published correctly. mtw item number 30/28802
5/26 & 6/2/83
- ☐ Exceptions processed.

By DBS Date 6/28/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By J.V.V. Date 7-6-83

MICROFILMED

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

DELBERT L. BYERS
PATRICIA A. BYERS
2112 LEMHI CIR.
BOISE

ID 83705

RE: Claim No. 63-5024

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

63-5024-

BYERS, DELBERT L. &/or PATRICIA A.

2112 LEMHI CIR., BOISE, ID 83705

Source: SPRING trib. to BOISE RIVER, SOUTH FORK

Priority Date: 07/01/1936

Diversion Pt: SWNW Sec 10 T 03N R 10E

Use: DOMESTIC (0.04 CFS)

In: SWNW Sec 10 T 03N R 10E

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WATER RIGHT
DATA ENTRY LOG

[illegible]