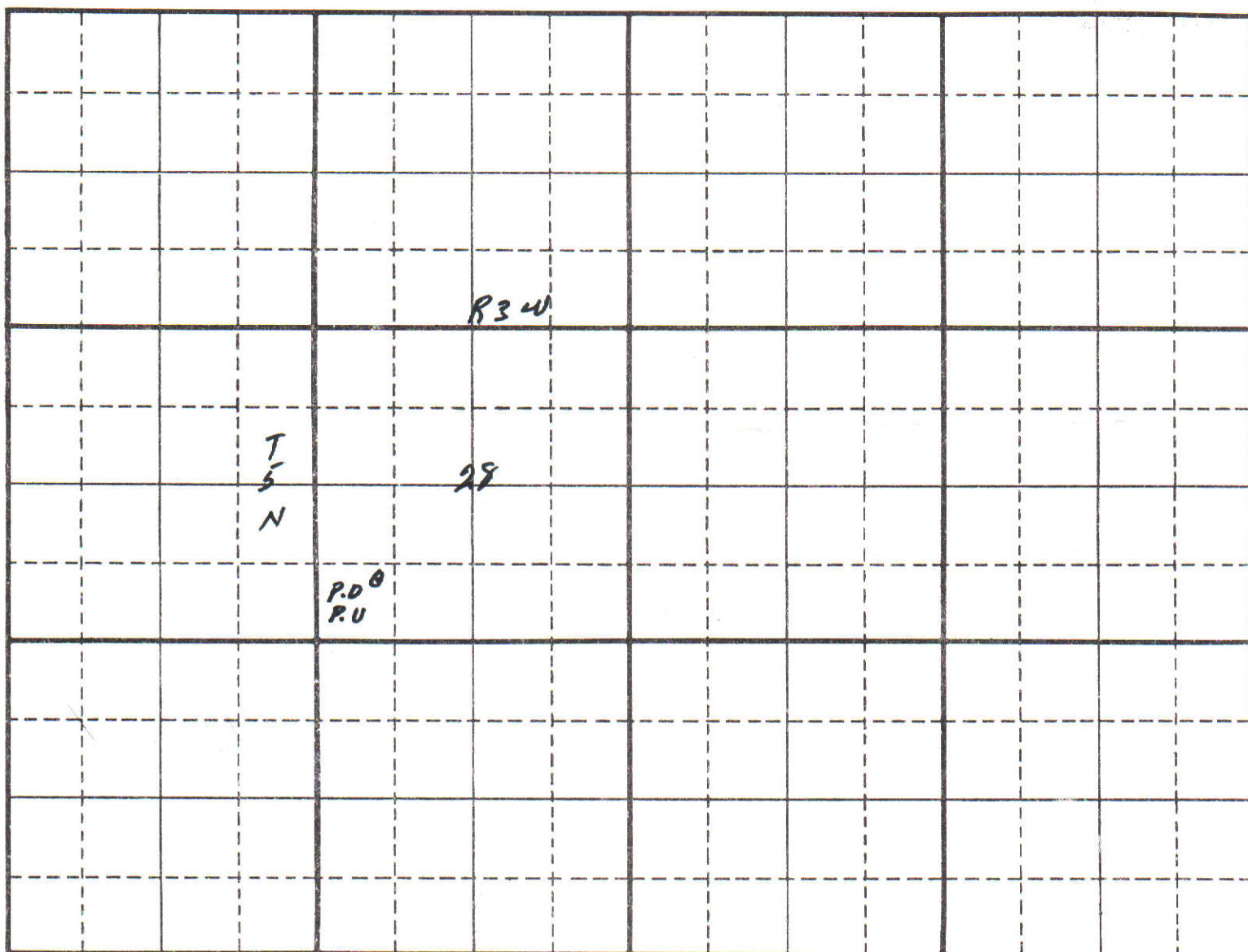


(8) Remarks _____



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 Canyon) 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:

x A. H. Werner
x Ruth Werner
(Claimant)

Sworn to before me this 17th day of February, 1982.

Conni Holm
Notary Public
Residing at Parma, Idaho

My commission expires 7/7/85

FOR DEPARTMENT USE ONLY

Received by mm Date 2-18-82 Exception filed by: _____ Date _____
Prelim. check by sf Date 2-22-82 Forwarded to claimant by: _____
\$20.00 fee received by sf Date 2-18-82 21945
Published in Parma Tribune
Dates 3/4 & 3/11/82

850
RECEIVED

AFFIDAVIT OF PUBLICATION
STATE OF IDAHO)
) ss.
County of Canyon)

Suzanne Benkert
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 printed
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:

March 4, 11, 1982

Suzanne Benkert

Subscribed and sworn to before me this 11th
day of March
1982

Joanne Lusk
Notary Public, Residing at Nampa, Idaho

MY COMMISSION EXPIRES
JULY 12th, 1985

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim to water right
has been established by diversion and application to beneficial
use:

63-4865

WERNER, C. H. &/or RUTH
RT. 9 BOX 301, CALDWELL, ID. 83605
Source: GROUNDWATER
Priority Date: July 1, 1951.
Amount: 0.19 CFS
Diversion Point: SWSW Sec 28 T 05N R 03W, CANYON Co.
Use: STOCKWATER (0.07 CFS) from January 1 to December
31; DOMESTIC (0.12 CFS) from January 1 to December 31.
Place of Use: SWSW Sec 28 T 05N R 03W.
Diversion Means: WELL, PUMP & PIPELINE.
Any exception to any claim of water right may be filed with
the Director of the Idaho Department of Water Resources, 92 S.
Cole Road, Boise, Idaho 83709.

A. KENNETH DUNN
Director

March 4, 11, 1982.

RECEIVED

MAR 16 1982

Department of Water Resources
Western Regional Office

MICROFILMED

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 C. H. AND/OR RUTH WERNER

(Name of Claimant)

Rt. 9, Box 301, Caldwell, ID 83605

(Mailing Address)

Telephone No. 459-7036

(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) 7/1/1951

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)
groundwater 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, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
		(Mo., Day)	(Mo., Day)
Quantity .12	Use domestic	Period of Use From 1/1	To 12/31
Quantity .07	Use livestock	Period of Use From 1/1	To 12/31
Quantity	Use	Period of Use From	To
Quantity	Use	Period of Use From	To
Quantity	Use	Period of Use From	To

(4) .19 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)

SW ¼ SW ¼, Sec. 28 Twp. 5N Rge. 3W 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. 4" casing, 84 ft. deep, 1 hp motor with 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	
5N	3W	28											X						

No. of acres

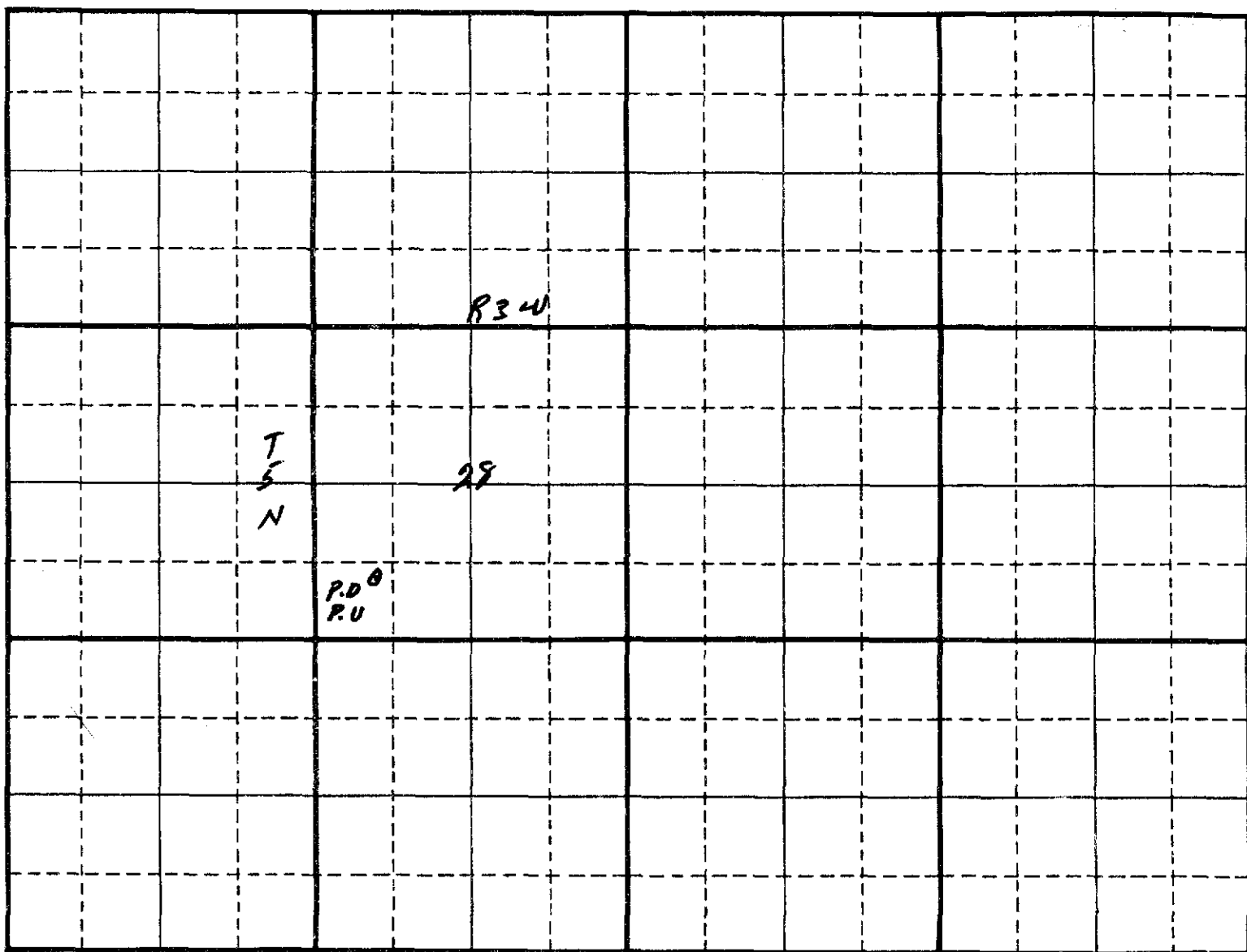
B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered: 100 head dairy

If you are claiming water as a member of an organization, list name of organization:

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(8) Remarks _____



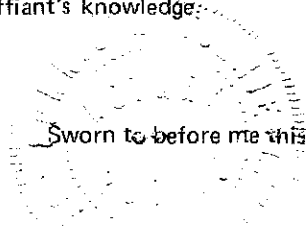
Scale: 2 inches equal 1 mile.

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 Canyon) 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:

x A. H. Werner
x Ruth Werner
(Claimant)



Sworn to before me this 17th day of February, 1982.

Conni Holm
Notary Public
Residing at Parna, Idaho

My commission expires 7/7/85

FOR DEPARTMENT USE ONLY

Received by mm Date 2-18-82 Exception filed by: _____ Date _____
Paid check by ff Date 2-22-82 Forwarded to claimant by: _____
Fee received by ff Date 2-18-82 21445
Submitted in Parna, Idaho
Dates 3/4 & 3/11/82

830
RECEIVED
FEB 22 1982
IDAHO DEPARTMENT OF LANDS

AFFIDAVIT OF PUBLICATION
STATE OF IDAHO)
) ss.
County of Canyon)

Suzanne Benkert
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 uninterruptedly 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 printed 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:

March 4, 11, 1982

Suzanne Benkert

Subscribed and sworn to before me this 11th day of March 19 82

Jeanne Lusk
Notary Public, Residing at Nampa, Idaho

MY COMMISSION EXPIRES
JULY 12th, 1985

NOTICE OF CLAIM TO WATER RIGHTS
Notice is hereby given that the following claim to water right has been established by diversion and application to beneficial use:

63-4845
WERNER, C. H. &/or RUTH
RT. 2 BOX 301, CALDWELL, ID. 83605
Source: GROUNDWATER
Priority Date: July 1, 1951.
Amount: 0.19 CFS
Diversion Point: SWSW Sec 28 T.05N R.03W, CANYON Co.
Use: STOCKWATER (0.07 CFS) from January 1 to December 31.
31. DOMESTIC (0.12 CFS) from January 1 to December 31.
Place of Use: SWSW Sec 28 T.05N R.03W.
Diversion Means: WELL, PUMP & PIPELINE.
Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 92 S. Cold Road, Boise, Idaho 83709.
A. KENNETH DUNN
Director
March 4, 11, 1982.

RECEIVED

MAR 16 1982

Department of Water Resources
Western Regional Office

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IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

02 OLD (D) NUMBER -

	ORIG.	OWNER
05001	- C	
05002	- C	

07 ADD LINE 2 -

10 STATE - ID 11 ZIP - 83605

13 STATUS -

15001 - TRIBUTARY OF

17 COUNTY - 27 CANYON

20 TOTAL DIVERSION VOLUME - .00

21 WATER DISTRICT -

TRACT						SEC		TWN		RNG		DIVERSION POINTS LOT RFLG		STREAM INDEX FIELDS																
22001 -	SWSW					23001 -	28	24001 -	05N	25001 -	03W	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				

29 NON-IRRIGATION USE - S/100 DAIRY ✓

USE CODE / USE	TWN	RNG	SEC	TRACT	ACRES	LOT
30001 - 04 STOCKWATER ✓	31001 - 05N	32001 - 03W	33001 - 28	34001 - SWSW	35001 -	36001 -
						TOTAL ACRES: 0

PERIOD FROM	PERIOD TO	USE CODE / USE	WATER USE	DIVERSION RATE	DIVERSION VOLUME
37001 - 0101	38001 - 1231	39001 - 04 STOCKWATER	40001 -	0.070	41001 - 0.00
37002 - 0101	38002 - 1231	39002 - 43 DOMESTIC	40002 -	0.120	41002 - 0.00

43 DECREE DEFENDANT NAME -

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 - 1-JUL-1951 ✓	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 -		

WRR100
63-4865

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 -----

53 VERIFIED -
54 LAST UPDATE - 2-MAR-1982

61 DATE_1 -
62 DATE_2 -

12/23/85
VERIFIED JKN

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY:

Right Number

13- 4865

Applicant

Werner

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. 3/13/82
- ☒ Claim published correctly. 3/4 & 3/11 Boise Tribune
- ☐ Exceptions processed. 30.00 / 21945

By DBS

Date

3/22/82

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By

KW

Date

3/30/82

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RECEIVED
MAR 25 1982

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

92 South Cole Road
Boise, Idaho 83709
(208) 334-2190

MARCH 24, 1982

C. H. WERNER
RUTH WERNER
RT. 9 BOX 301
CALDWELL

ID 83605

RE: Claim No. 63-4865

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. SH
Western Region Supervisor

Enclosure

RECORDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

92 South Cole Road
Boise, Idaho 83709
(208) 334-2190

FEBRUARY 25, 1982

Idaho Press-Tribune
Box 88
Nampa, ID 83651

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 MARCH 22, 1982.

Yours truly,

HELEN L. HARRINGTON
Secretary

Encl.

MICROFILMED

63-4865

WERNER, C. H. &/or RUTH

RT. 9 BOX 301, CALDWELL, ID 83605

Source: GROUNDWATER

Priority Date: 07/01/1951

Amount: 0.19 CFS

Diversion Point: SWSW Sec 28 T 05N R 03W, CANYON Co.

Use: STOCKWATER	(0.07 CFS)	from 01/01 to 12/31
DOMESTIC	(0.12 CFS)	from 01/01 to 12/31

Place of Use: SWSW Sec 28 T 05N R 03W

Diversion Means: WELL, PUMP & PIPELINE

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