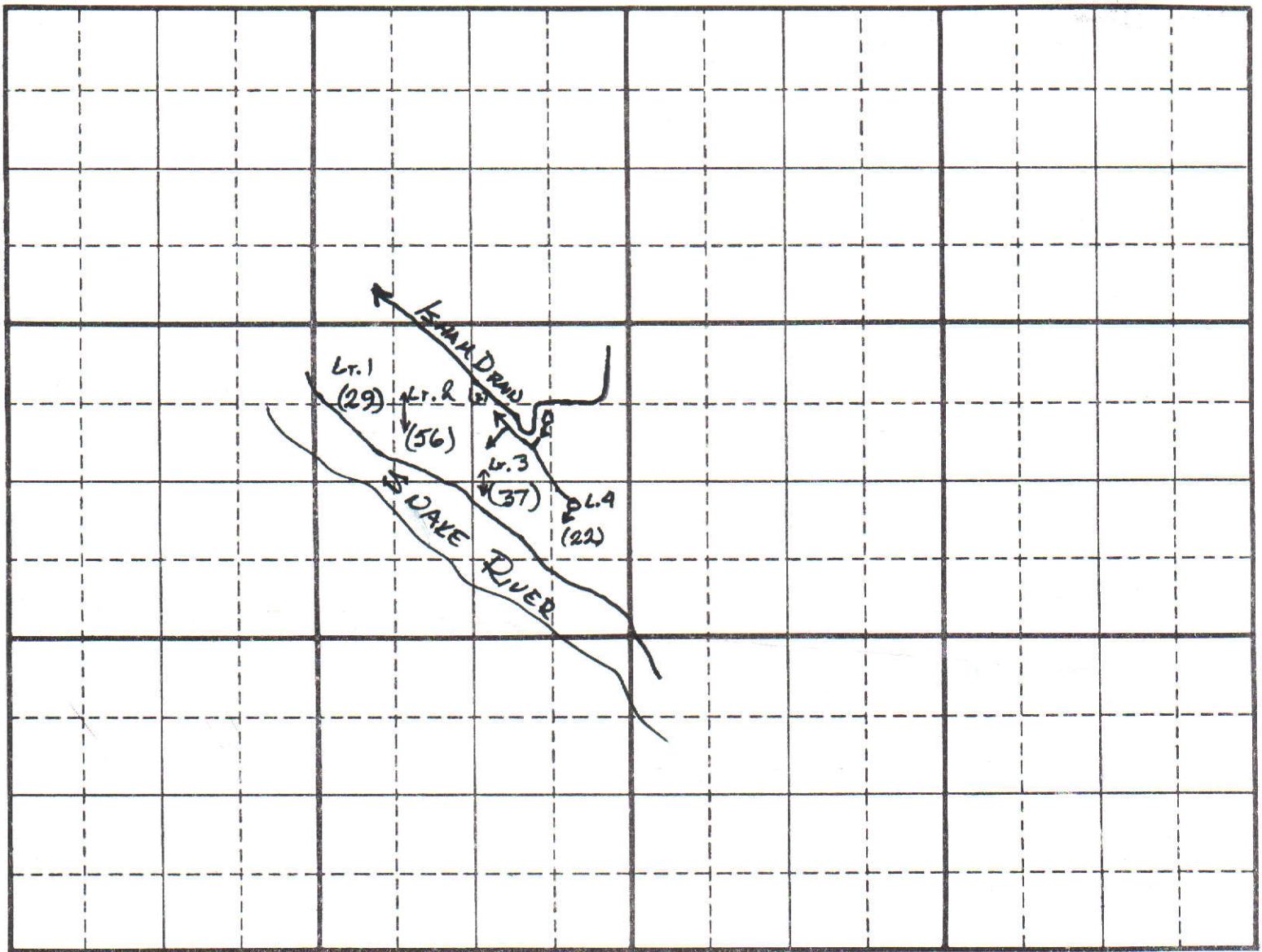


(8) Remarks Spring in Lot 3 can empty into Sham Drain Thence to Snake River,
Other Rights 63-4053 & Wilder Irr. Dist.



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.

Sworn to before me this 2 day of OCTOBER, 19 81.

Cecil O. Horner
(Claimant)
Donald W. Chaff
Notary Public
Residing at Boise

My commission expires LIFE

FOR DEPARTMENT USE ONLY

Received by SS Date 10/07/81 Exception filed by: _____ Date _____
Prelim. check by SS Date 7/00/81 Forwarded to claimant by: _____
\$20.00 fee received by SS Date 10/07/81 # 20258
Published in Press/Tribune
Dates 10/15 & 10/22/1981

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 Ruby A., Gerald John & Cecil O. Horrace
(Name of Claimant)
Rt. 4 Box 548 Caldwell, Id. 83605 Telephone No. 459-2741
(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) 6/01/1942

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)
Springs tributary to Snake River

(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>.40 cfs</u>	Use	<u>Irrigation</u>	Period of Use From	<u>3/15</u>	To	<u>11/15</u>
Quantity	<u>.02 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	

(4) .40 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

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

(lot 3) SW 1/4 NE 1/4, Sec. 21 Twp. 3 N Rge. 4 W B.M., County of Canyon
Additional points of diversion: lot 4 (NESE 1/4) Sec. 21, T3N, R4W.

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. Developed Springs & Ditch

(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	
3N	4W	21			L. 3		L. 2	L. 1							L. 4				
				2	37		56	29							22				146

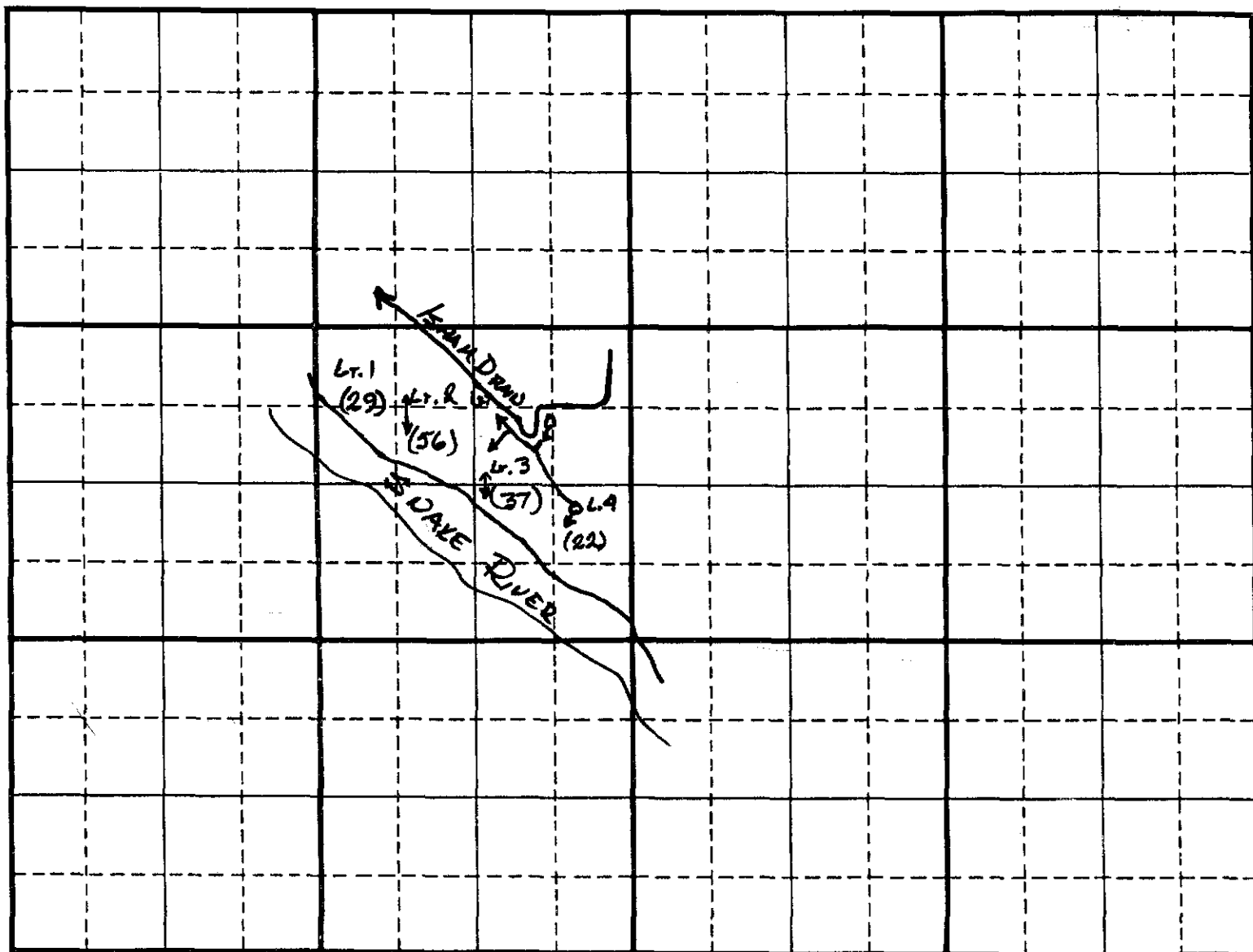
No. of acres 146

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

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:

(8) Remarks Spring in Lot 3 can empty into Sham Drain Thence to Snake River,
Other Rights 63-4053 & Wilder Irr. Dist.



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.

Sworn to before me this 2 day of OCTOBER

Cecil O. Horner
(Claimant)
Donald W. Chaff
Notary Public
Residing at BOISE

My commission expires LIFE

FOR DEPARTMENT USE ONLY

Received by [Signature] Date 10/02/81 Exception filed by: _____ Fowarded to _____ Date _____
Prelim. check by [Signature] Date 7/00/81 claimant by: _____
\$20.00 fee received by [Signature] Date 10/02/81 # 20258
Published in Press/Tribune
Dates 10/15 & 10/22/1981

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:

October 22, 29th 1981

Suzanne Benkert

Subscribed and sworn to before me this 29th day of October

19 81

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(s) to water right(s) have been established by diversion and application to beneficial use:

63-4828

HORRACE, RUBY A. &/or GERALD JOHN &/or CECILO.

RT. 4 BOX 548, CALDWELL, ID 83605

Source: SPRINGS tributary to SNAKE RIVER

Priority Date: June 1, 1942

Amount: 0.40 CFS

Diversion Point: LOT (03) SWNE LOT 04 (NESE) Sec 21 T 03N R 04W, CANYON County

Use: IRRIGATION (0.40 CFS) from March 15 to November 15

DOMESTIC (0.02 CFS) from January 1 to December 31

Place of Use: NWNE LOT 03 (SWNE) LOT 02 (NENW) LOT 01 (NWNW) LOT 04 (NESE) Sec 21 T 03N R 04W FOR 146 ACRES

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

October 22, 29, 1981

WRR100
63-4828

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

PAGE 1
23-JAN-1986 22:59:23

01 WATER RIGHT NUMBER - 63-4828

02 OLD (D) NUMBER -

LAST NAME

03001 - HORRACE
03002 - HORRACE
03003 - HORRACE

FIRST NAME

04001 - RUBY A.
04002 - GERALD JOHN
04003 - CECIL O.

ORIG. OWNER

05001 - C
05002 - C
05003 - D

06 ADD LINE 1 - RT. 4 BOX 548

07 ADD LINE 2 -

08 ADD LINE 3 -

09 CITY - CALDWELL

10 STATE - ID

11 ZIP - 83605

12 STAGE - S STATUTORY CLAIM

13 STATUS -

SOURCE

14001 - SPRINGS

TRIBUTARY OF

15001 - SNAKE RIVER

16 DIVERSION MEANS -

17 COUNTY - 27 CANYON

18 DIVERSION CAPACITY - .000

19 TOTAL DIVERSION RATE - .400

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 - 21	24001 - 03N	25001 - 04W	26001 - 03	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 -	NESE	23002 - 21	24002 - 03N	25002 - 04W	26002 - 04	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 - D/1 HOME

USE CODE / USE	TWN	RNG	SEC	TRACT	ACRES	LOT
30001 - 01 IRRIGATION	31001 - 03N	32001 - 04W	33001 - 21	34001 - NWNE	35001 - 02	36001 -
30002 - 01 IRRIGATION	31002 - 03N	32002 - 04W	33002 - 21	34002 - SWNE	35002 - 37	36002 - 03
30003 - 01 IRRIGATION	31003 - 03N	32003 - 04W	33003 - 21	34003 - NENW	35003 - 56	36003 - 02
30004 - 01 IRRIGATION	31004 - 03N	32004 - 04W	33004 - 21	34004 - NWNW	35004 - 29	36004 - 01
30005 - 01 IRRIGATION	31005 - 03N	32005 - 04W	33005 - 21	34005 - NESE	35005 - 22	36005 - 04
TOTAL ACRES: 146						

PERIOD FROM	PERIOD TO	USE CODE / USE	DIVERSION RATE	DIVERSION VOLUME
37001 - 0315	38001 - 1115	39001 - 01 IRRIGATION	40001 - 0.400	41001 - 0.00
37002 - 0101	38002 - 1231	39002 - 43 DOMESTIC	40002 - 0.020	41002 - 0.00

42 DECREE PLAINTIFF NAME -

43 DECREE DEFENDANT NAME -

REMARKS

44001 - SPRING IN LOT 3 CAN EMPTY INTO ISHAM DRAIN THEN TO SNAKE R.

APPROVAL CONDITIONS: 45001 -

46 OTHER RIGHTS FOR SAME USE - 63-4053 & WILDER IRR. DIST.

WRR100
63-4828

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

PAGE 2
23-JAN-1986 22:59:23

----- D A T E S -----		----- D A T E S -----		----- F L A G S -----	
47	PRIORITY - 1-JUN-1942	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 - 23-JAN-1986	62	DATE_2 -		

78/42/1
VERIFIED JKN

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: C&B

Right Number 63-4828 Applicant HARRACE

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. 10/30/81 2000 20258
- ☒ Claim published correctly. 10/10 10/22/81
- ☐ Exceptions processed.

By QBS Date 11/2/81

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By [Signature] Date 11/4/81

RECEIVED
NOV 6 1981

WATER RIGHT
DATA ENTRY LOG

[illegible]

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

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

NOVEMBER 4, 1981

RUBY A. HORRACE
GERALD JOHN HORRACE
CECIL O. HORRACE
RT. 4 BOX 548
CALDWELL

ID 83605

RE: Claim No. 63-4828

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

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A. KENNETH DUNN

Director

Published 10/15 & 10/22/81.

RECEIVED

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MICROFILMED