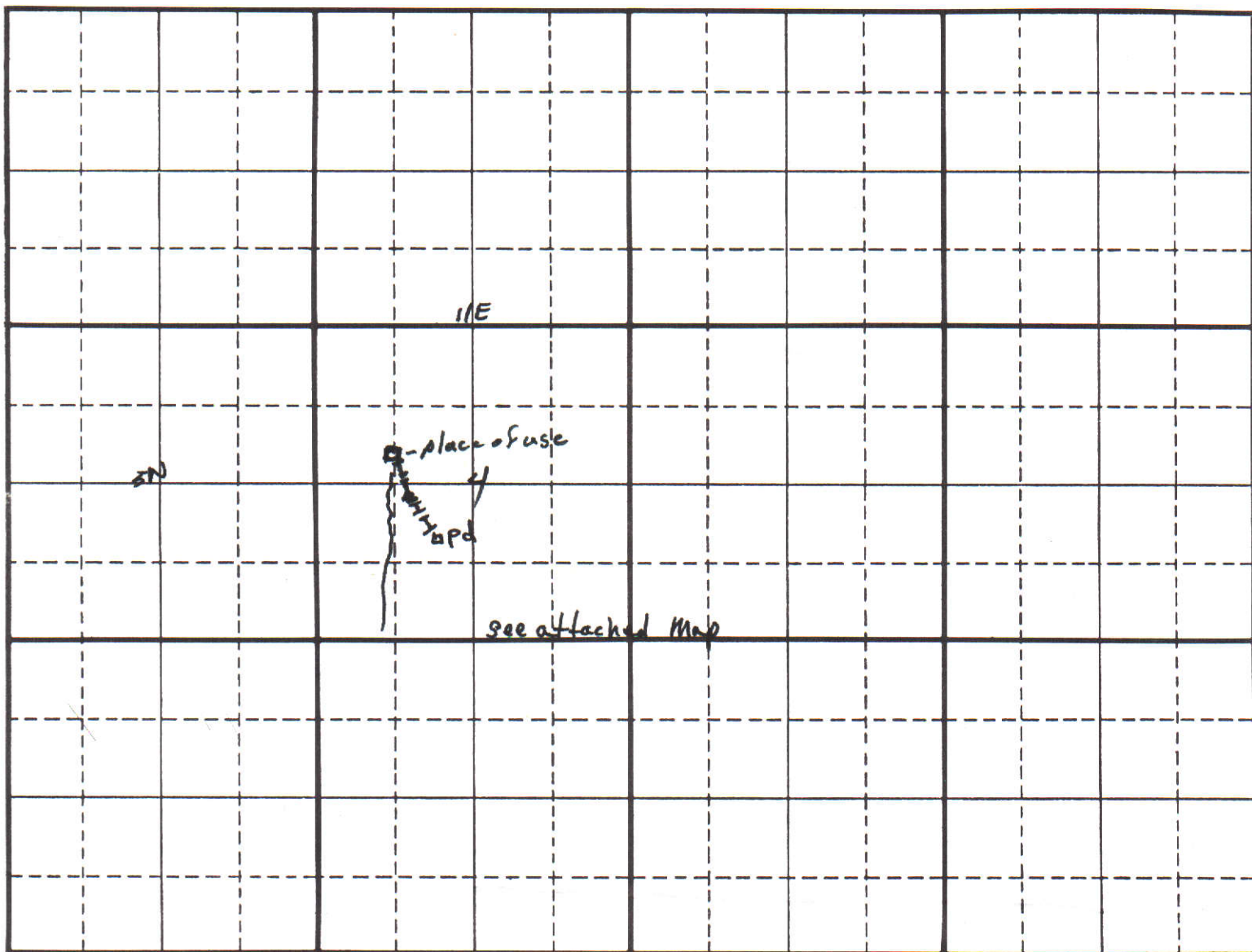




(8) Remarks _____ Lots 5 & 6

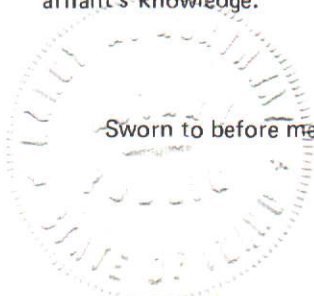


Scale: 2 inches equal 1 mile.

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 18 day of June, 19 81.

Virginia Lane
(Claimant)

Nancy M. Hathway
Notary Public
Residing at Boise

My commission expires Life

MICROFILMED

JAN 29 1987

FOR DEPARTMENT USE ONLY

Received by <u>GLS</u>	Date <u>8/4/81</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>Len</u>	Date <u>8/5/81</u>		claimant by:	
\$30.00 fee received by <u>JP</u>	Date <u>8-4-81</u>	<u>19564</u>		
Published in <u>Intu Home News</u>		<u>Idos & Jackie Taylor</u>	<u>JP</u>	<u>8/25/81</u>
Dates <u>8-13 + 20-81</u>				

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 VIRGINIA &/OR STEPHEN LANE &/OR H. B. RUSSELL
(Name of Claimant)
511 Sherman, Boise, ID 83702 Telephone No. 384-0599
(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) 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)
unnamed spring tributary to sinks

(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>.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 _____
Quantity _____	Use _____	Period of Use From _____	To _____

(4) .02 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NE ¼ SW ¼, Sec. 4 Twp. 5N Rge. 11E 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.
Diversion with pipeline to holding tank

(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	11E	4							X	X									

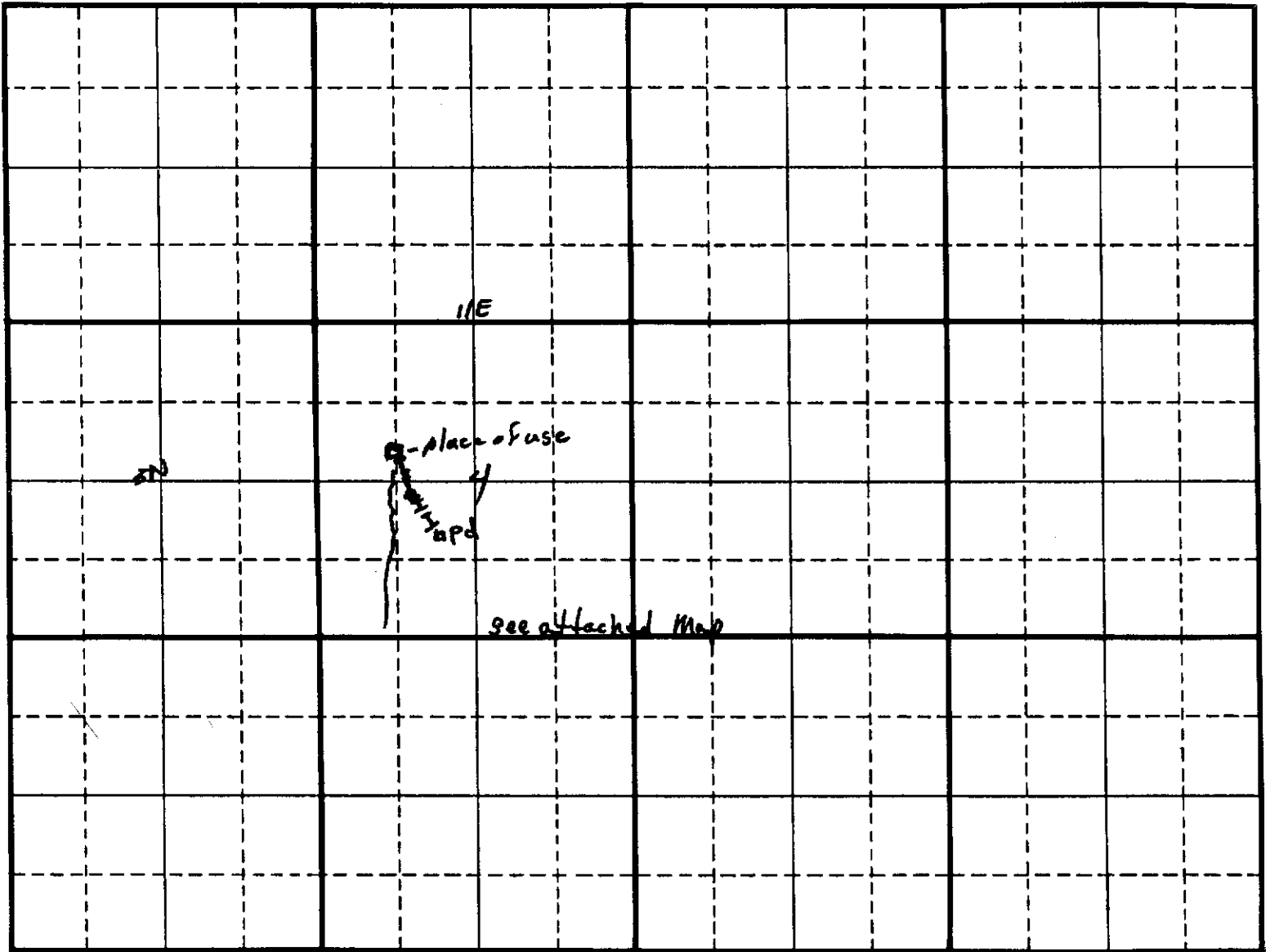
No. of acres _____

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Domestic
one 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 _____ Lots 5 & 6 _____



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 18 day of June, 1981.

Virginia Lane
(Claimant)

Nancy M. Hathway
Notary Public
Residing at Boise

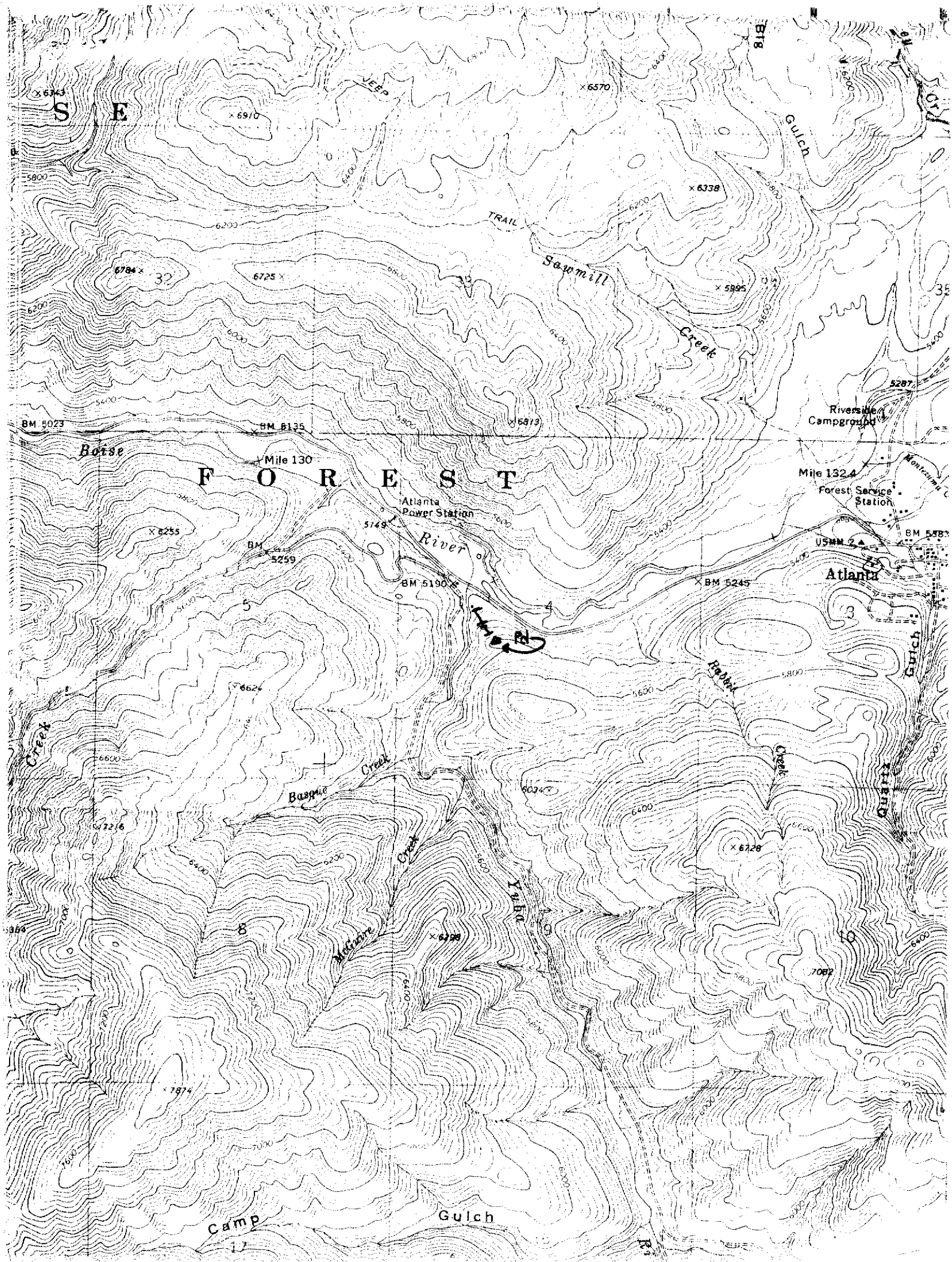
My commission expires Life

MICROFILMED

JAN 29 1981

FOR DEPARTMENT USE ONLY

Received by <u>GLS</u>	Date <u>8/4/81</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>GLS</u>	Date <u>8/5/81</u>		claimant by:	
\$30.00 fee received by <u>JP</u>	Date <u>8-4-81</u>	<u>19564</u>		
Published in <u>mtu Home News</u>	<u>Idaho Jackie Taylor</u>	<u>JP</u>		<u>8/25/81</u>
Dates <u>8-13-20-81</u>				



RECEIVED

AUG 24 1981

Department of Water Resources
Western Regional Office

Aug 22, 1981

Box 24

Atlanta, Idaho 83601

A. Kenneth Dunn Director of
Idaho Department of Water Resources
92 A. Cole Road, Boise Idaho 83709
63-4812

In regard to the notice of Claim of
Water right published in the Mountain
Home paper Aug 13 + Aug 20, 1981 by
Virginia + for Stephen Lane + H.B. Russell
511 Sherman, Boise, Idaho 83702

We Idos and Jackie Taylor protest this
Water right for reasons below.

They have no possible use for this
water right. On June 3, 1981 BLM
notified them that their claims were then
abandoned and void, also BLM sent them
another letter Aug 13, 1981 stating that their
claims Ref 1 + 11 were abandoned and void by
operation of law. Forest Service has also
notified them to move their camp site.

This description ^{they} give falls on our claims
Doe Tate + Doe Tate 11 + 111. The spring comes in
on the Southeast corner of Doe Tate. Please
notify us of anything else we need to do. Thank You.

NOTIFIED

Idos + Jackie Taylor
Box 24, Atlanta Idaho 83601

Copy

Edos Taylor
Box 24
Atlanta, Idaho
83601

Department of Water Resources
Western Regional Office

RECEIVED
MAY 2 1981

A. Kenneth Dunn Director of
Idaho Department of Water Resources
92 S. Cole Road
Basie, Idaho

83709

**NOTICE OF CLAIM
TO WATER RIGHT**

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

63-4812

LANE, VIRGINIA &/or STEPHEN RUSSELL, H.B.

511 SHERMAN, BOISE, ID 83702

Source: UNNAMED SPRING tributary to SINKS

Priority Date: 01/01/1936

Amount: 0.02 CFS

Diversion Point: NESW Sec 04 T 05N R 11E, ELMORE Co.

Use: DOMESTIC (0.02 CFS) from 01/01 to 12/31

Place of Use: SWNW SENW Sec 04 T 05N R 11E

Diversion Means: PIPELINE & HOLDING TANK

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

Published Aug. 13 & Aug. 20, 1981.

Affidavit of Publication

County of Elmore }
STATE OF IDAHO } ss.

I, ... Lloyd S. Waters ... 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 publication having been made on the ... 13 ... day of ... August ..., 19...81..., and the last publication having been made on the ... 20 ... day of ... August ... 19...81...; 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 MOUNTAIN 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. Waters

Subscribed and sworn to me this ... 20th ... day of ... August ..., 19...81

Deborah L. Watts
Notary Public

REC-11

Department of Water Resources
Western Regional Office

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: ern

Right Number 63-4812 Applicant Lane, Virginia & Stephen & Russell, H. B.

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.
- ☒ Claim published correctly. 8-13-81 new Home News 8-20-1981
- ☐ Exceptions processed.

By DBS Date 9/2/81

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By jni Date 9/9/81

RECEIVED
SEP 03 1991

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

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

SEPTEMBER 1, 1981

VIRGINIA LANE
STEPHEN LANE
H. B. RUSSELL
511 SHERMAN
BOISE

ID 83702

RE: Claim No. 63-4812

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 filings 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



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83709

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

(Office at the corner of
Franklin and Cole Roads)

(208) 384-2190

August 25, 1981

RE: Claim to a Water Right No.
In the name of Virginia &/or Stephen Lane &/or
H. B. Russel

Idos &/or Jackie Taylor
Box 24
Atlanta, Idaho 83601

Dear Mr. & Mrs. Taylor:

This office acknowledges receipt of your correspondence concerning the above referenced claim to a water right. The Department will not schedule a hearing in the matter or evaluate for conformation or censure the right claimed, since Section 42-244, Idaho Code, states in part the following:

"At anytime after the filing of a claim, any person who disagrees that a right has been established as set forth in said claim may file an exception there to in duplicate, in affidavit form, accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Resources and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources."

If we can be of further assistance, please contact us.

Very truly yours,

David B. Shaw
Western Regional Supervisor

DBS:jp

RECEIVED
AUG 27 1981
WESTERN REGIONAL OFFICE
BOISE, IDAHO



State of Idaho
DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83709

JOHN V. EVANS
Governor

(Office at the corner of
Franklin and Cole Roads)

C. STEPHEN ALLRED
Director

(208) 384-2190

Re: Claim to a Water Right No.
and exception filed by Idos &/or Jackie Taylor

Virginia &/or Stephen Lane &/or
H. B. Russell
511 Sherman
Boise, Idaho 83702

Dear Mr. & Mrs. Lane and Mr. Russell:

Enclosed is a copy of an exception filed in connection with your above referenced claim to a water right. The Department will not schedule a hearing in this matter or evaluate for conformation or censure the right claimed since Section 42-244, Idaho Code, states in part the following:

"At anytime after the filing of a claim, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form, accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Resources and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources."

If we can be of further assistance, please contact us.

Very truly yours,

David B. Shaw
Western Regional Supervisor

DBS:jp

Enclosure

RECEIVED

APR 11 1980

63-4812-

LANE, VIRGINIA &/or STEPHEN
RUSSELL, H. B.

511 SHERMAN, BOISE, ID 83702

Source: UNNAMED SPRING tributary to SINKS

Priority Date: 01/01/1936

Amount: 0.02 CFS

Diversion Point: NESW Sec 04 T 05N R 11E, ELMORE Co.

Use: DOMESTIC (0.02 CFS) from 01/01 to 12/31

Place of Use: SWNW SENW Sec 04 T 05N R 11E

Diversion Means: PIPELINE & HOLDING TANK

RECEIVED
FEB 1 1936
BUREAU OF RECLAMATION
WASHINGTON, D. C.

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:

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

Published &.

MICROFILMED

JAN 28 1981