

(8) Remarks

TAN
 ① - put pd
 17
 R/W

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~~ California)
) ss.
County of Santa Clara)

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 Carolyn Smith
(Claimant)

Sworn to before me this 11th day of May, 19 81

Emily Jo McYover
Notary Public
Residing at mt. View, Ca 94042

My commission expires 8-18-81

OFFICIAL SEAL
EMILY JO MCGOWEN
NOTARY PUBLIC CALIFORNIA
PRINCIPAL OFFICE IN
SANTA CLARA COUNTY
My Commission Expires August 18, 1981

FOR DEPARTMENT USE ONLY

Received by neh Date 5/13/81 Exception filed by: _____

Prelim. check by 625 Date 5/19/81

\$30.00 fee received by neh Date 5/13/81 #18929

Published in Idaho Press-Tribune

Dates 5/28 & 6/4/81

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 Richard W. &/or Carolyn Smith
(Name of Claimant)

Rt. 3, Box 3670, Nampa, ID 83651
(Mailing Address)

Telephone No. _____
(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) 1/1/1968

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	<u>0.04 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) 0.04 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

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

SW ¼ NW ¼, Sec. 17 Twp. 2N Rge. 1W 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. Well with pump and pipeline

- (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	
2N	1W	17							X										

No. of acres _____

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

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:

May 28;

June 4, 1981

Suzanne Benkert

Subscribed and sworn to before me this 4th day of June

19 81

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

63-4793

SMITH, RICHARD W. &/or CAROLYN
RT. 3 Box 3670, NAMPA, Idaho 83651

Source: GROUNDWATER

Priority Date: January 1, 1968

Amount: 0.04 CFS

Diversion Point: SWNW Sec 17 T 02N R 01W, CANYON County

Use: DOMESTIC (0.04 CFS) from January 1 to December 31

Place of Use: SWNW Sec 17 T 02N R 01W

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

May 28; June 4, 1981

RECEIVED
OCT 14 1981

Department of Water Resources
Western Regional Office

WRR100
63-4793

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

PAGE 1
20-NOV-1985 13:28:05

01 WATER RIGHT NUMBER - 63-4793

02 OLD (D) NUMBER -

LAST NAME
03001 - SMITH ✓
03002 - SMITH ✓

FIRST NAME
04001 - RICHARD W. ✓
04002 - CAROLYN ✓

ORIG. OWNER
05001 - C
05002 - C

06 ADD LINE 1 - RT. 3 BOX 3670 ✓

07 ADD LINE 2 -

08 ADD LINE 3 -

09 CITY - NAMPA ✓

10 STATE - ID 11 ZIP - 83651

12 STAGE - S STATUTORY CLAIM ✓

13 STATUS -

SOURCE
14001 - GROUNDWATER ✓

TRIBUTARY OF
15001 -

16 DIVERSION MEANS - WELL, PUMP & PIPELINE. ✓

17 COUNTY - 27 CANYON ✓

18 DIVERSION CAPACITY - .000

19 TOTAL DIVERSION RATE - .040

20 TOTAL DIVERSION VOLUME - .00

21 WATER DISTRICT -

TRACT	SEC	TWN	RNG	LOT	RFLG	STREAM	INDEX	FIELDS
22001 - SWNW	23001 - 17	24001 - 02N	25001 - 01W	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	0.0
						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
						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 - 01W	33001 - 17	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 -	0.040	41001 - 0.00

42 DECREE PLAINTIFF NAME -

43 DECREE DEFENDANT NAME -

REMARKS
44001 -

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-JAN-1968 ✓	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
63-4793

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 - 3-JUN-1981

62 DATE_2 -

58/08/81
VERIFIED JKN

State of Idaho
Department of Water Resources

5/21/81

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: 625

Right Number 63-4793 Applicant Smith

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. *Idaho Fee \$10.50*
- ☒ Claim published correctly. *\$20.00 \$129.29*
- ☐ Exceptions processed. *528 + 614.81*

By DBS Date 10/19/81

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Jmi Date 10/27/81

RECEIVED

RECEIVED
OCT 28 1981

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Western Region

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

JUNE 17, 1981

RICHARD W. SMITH
CAROLYN SMITH
RT. 3 BOX 3670
NAMPAN

ID 83651

RE: Claim No. 63-4793

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

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Western Region

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

MAY 21, 1981

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. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

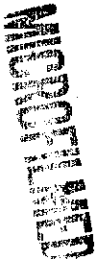
An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before JUNE 15, 1981.

Yours truly,

HELEN L. HARRINGTON
Secretary

Encl.



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A. KENNETH DUNN

Director

Published 5/28 & 6/4/81.

MICROFILMED

SMITH, RICHARD W. &/or CAROLYN

RT. 3 BOX 3670, NAMPA, ID 83651

Source: GROUNDWATER

Priority Date: 01/01/1968

Amount: 0.04 CFS

Diversion Point: SWNW Sec 17 T 02N R 01W, CANYON Co.

Use: DOMESTIC (0.04 CFS) from 01/01 to 12/31

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Diversion Means: WELL, PUMP & PIPELINE.

MICROFILMED