

County of Canyon)

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 Free Press and The News-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

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:

RECEIVED

JUN 26 1980

Department of Water Resources,
Western Regional Office,

Subscribed and sworn to before me this 19th day of June

19 80

Notary Public, Residing at Nampa, Idaho

MY COMMISSION EXPIRES
JULY 12th, 1981

PROFILING

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 Robert E &/or Ella L. Gross

(Name of Claimant)

Route 8, Laster Lane, Caldwell, Idaho 83605

Telephone No. 459-6471

(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) 1962

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	0.04cfs	Use Domestic	Period of Use From 1-1	To 12-31
Quantity	0.02cfs	Use Irrigation	Period of Use From 3-1	To 10-31
Quantity	0.02cfs	Use Stockwater	Period of Use From 1-1	To 12-31
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To

(4) 0.06cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

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

NW ¼ SW ¼, Sec. 1 Twp. 3N 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. Well, pump and pressure system.

(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	3W	1										1.0							1.0

No. of acres 1.0

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

Domestic for 1 home

NOTE: Include here the type and number of stock watered: 2 horses at present time

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

O.K.
Hwy

NOTICE OF WATER RIGHTS
Notice is hereby given that claim(s) to water right(s) have been established by seniority and application to beneficial use:
63-4729
GROSS, ROBERT E. &/or ELLAL
RT. 8, LASTER LANE, CALDWELL, ID 83605
Source: GROUNDWATER
Priority Date: January 1, 1946
Amount: 0.28 CFS
Diversion Point: NESW Sec 01 T 03N R 03W, Canyon County
Use: IRRIGATION (0.28 CFS) from March 1 to October 31;
STOCKWATER (0.02) CFS from January 1 to December 31;
DOMESTIC (0.08 CFS) from January 1 to December 31
Place of Use: NESW Sec 01 T 03N R 03W FOR 14 ACRES
Diversion Means: WELL, PUMP AND PRESSURE SYSTEM.
63-4728
GROSS, ROBERT E. &/or ELLAL
RT. 8, LASTER LANE, CALDWELL, ID 83605
Source: GROUNDWATER
Priority Date: January 1, 1962
Amount: 0.06 CFS
Diversion Point: NWSW Sec 01 T 03N R 03W, Canyon County
Use: IRRIGATION (0.02 CFS) from March 1 to October 31;
STOCKWATER (0.02 CFS) from January 1 to December 31;
DOMESTIC (0.04 CFS) from January 1 to December 31
Place of Use: NWSW Sec 01 T 03N R 03W FOR 1 ACRE
Diversion Means: WELL, PUMP AND PRESSURE SYSTEM.
An 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.
C. STEPHEN ALLRED
Director
June 12, 19, 1980

RECEIVED
JUN 26 1980

Department of Water Resources,
Western Regional Office,

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

Suzanne Smith

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 Free Press and The News-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:

June 12, 19, 1980

Suzanne Smith

Subscribed and sworn to before me this
19th day of June
1980

Jenna Lusk
Notary Public, Residing at Nampa, Idaho

MY COMMISSION EXPIRES
JULY 12th, 1981

COPIED

WRR100
63-4728

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

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

01 WATER RIGHT NUMBER - 63-4728

02 OLD (D) NUMBER -

03001 - GROSS ✓
03002 - GROSS ✓

LAST NAME

04001 - ROBERT E. ✓
04002 - ELLA L. ✓

FIRST NAME

05001 - C
05002 - C

ORIG. OWNER

06 ADD LINE 1 - RT. 8, LASTER LANE ✓

07 ADD LINE 2 -

08 ADD LINE 3 -

09 CITY - CALDWELL ✓

10 STATE - ID ✓

11 ZIP - 83605

12 STAGE - S STATUTORY CLAIM ✓

13 STATUS -

14001 - SOURCE
GROUNDWATER ✓

15001 - TRIBUTARY OF

16 DIVERSION MEANS - WELL, PUMP AND PRESSURE SYSTEM. ✓

17 COUNTY - 27 CANYON

18 DIVERSION CAPACITY - .000

19 TOTAL DIVERSION RATE - .060 ✓

20 TOTAL DIVERSION VOLUME - .00

21 WATER DISTRICT -

----- DIVERSION POINTS -----													
TRACT	SEC	TWN	RNG	LOT	RFLG	S T R E A M I N D E X F I E L D S							
22001 - NWSW	23001 - 01	24001 - 03N	25001 - 03W	26001 - 27001 -	28001 - 0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

29 NON-IRRIGATION USE - S/2 HORSES.

----- PLACE OF USE -----						
USE CODE / USE	TWN	RNG	SEC	TRACT	ACRES	LOT
30001 - 01 IRRIGATION ✓	31001 - 03N	32001 - 03W	33001 - 01	34001 - NWSW	35001 - 01	36001 -
						TOTAL ACRES: 1

----- WATER USE -----				
PERIOD FROM	PERIOD TO	USE CODE / USE	DIVERSION RATE	DIVERSION VOLUME
37001 - 0301 ✓	38001 - 1031 ✓	39001 - 01 IRRIGATION ✓	40001 - 0.020	41001 - 0.00
37002 - 0101 ✓	38002 - 1231 ✓	39002 - 04 STOCKWATER ✓	40002 - 0.020	41002 - 0.00
37003 - 0101 ✓	38003 - 1231 ✓	39003 - 43 DOMESTIC ✓	40003 - 0.040	41003 - 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-1962 ✓	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	-

WRR100
63-4728

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 -----

52	HEARING	-	60	ORDER SHOW CAUSE	-
53	VERIFIED	-	61	DATE_1	-
54	LAST UPDATE	- 10-JUN-1980	62	DATE_2	-

12/17/85
VERIFIED JKN

IDENT. NO. 63-4728

WATER RIGHT
DATA ENTRY LOG

[illegible]

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: 6/5

Right Number 102-4728 Applicant GROSS

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.
- ☐ Exceptions processed. none

By DBS Date 7/1/80

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Lawson Date 7/1/80

MICROFILMED

GROSS, ROBERT E. &/or EL L.

RT. 8, LASTER LANE, CALDWELL, ID 83605

Source: GROUNDWATER

Priority Date: 01/01/1962

Amount: 0.06 CFS

Diversion Point: NWSW Sec 01 T 03N R 03W, CANYON Co.

Use: IRRIGATION	(0.02 CFS)	from 03/01 to 10/31
STOCKWATER	(0.02 CFS)	from 01/01 to 12/31
DOMESTIC	(0.04 CFS)	from 01/01 to 12/31

Place of Use: NWSW Sec 01 T 03N R 03W FOR 1 ACRES

Diversion Means: WELL, PUMP AND PRESSURE SYSTEM.

MICROFILMED

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.

C. STEPHEN ALLRED

Director

Published 6/12 & 6/19/80.

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

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

JUNE 5, 1980

Idaho Free Press
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 30, 1980.

Yours truly,

HELEN L. HARRINGTON
Secretary

Encl.

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

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

JULY 2, 1980

ROBERT E. GROSS
ELLA L. GROSS
RT. 8, LASTER LANE
CALDWELL

ID 83605

RE: Claim No. 63-4728

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

MICR