

T
3
N

LOT 9
P.D. & P.D.
18 x 18
SNAKE
R

RAW

Received by SS Date 9/12/79 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by _____ Date _____
\$20.00 fee received by SS Date 9/12/79 # 14549 Fowarded to claimant by: _____
Published in News Tribune _____ KK 10/18/79
Dates 9/27 & 10/4/79 _____

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 Charlie &/or Louise &/or Rose Gelbert

(Name of Claimant)

337-4407 CHARLIE

Route #1, Wilder, ID 83676

(Mailing Address)

Telephone No. 337-3283

(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) March 30, 1919

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>.04 cfs</u>	Use <u>domestic</u>	Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity	<u>.03 cfs</u>	Use <u>stockwater</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) .07 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)
(Lot 4) SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 18 Twp. 3N Rge. 4W 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. drilled well, 4 inch diameter, 105 foot depth. One-half horsepower pump and 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.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTAL
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
3N	4W	18			X (L. 4)														

No. of acres

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
domestic one household, stockwater for 100 head of beef cattle.

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:

T3N

LOT 9
P.D. & P.D.
SNAKE R.

RAW

Dates 9/27 & 10/4/79

KK

10/18/79

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) 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 ~~twenty~~ ^{eighteen} one 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 Sunday) 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:

September 27; October 4, 1979

Suzanne Smith

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

19 79

Jeanne Lusk
Notary Public, Residing at Nampa, Idaho

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:

63-4685

GEBERT, CHARLIE &/or LOUISE &/or ROSE

ROUTE #1, WILDER, IDAHO 83676

Source: GROUNDWATER

Priority Date: March 30, 1919

Amount: 0.07 CFS

Diversion Point: LOT 04 (SWNE) Sec 18 T 03N R 04W,

CANYON COUNTY

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

STOCKWATER (0.03 CFS) from January 1 to December 31.

Place of Use: LOT 04 (SWNE) Sec 18 T 03N R 04W

Diversion Means: WELL, PUMP AND 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.

C. Stephen Allred

Director

September 27 October 4, 1979

OK-RIC
10/15/79

RECORDED
INDEXED

WRR100
63-4685

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

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

01 WATER RIGHT NUMBER - 63-4685

02 OLD (D) NUMBER -

LAST NAME
03001 - GEBERT ✓
03002 - GEBERT ✓
03003 - GEBERT ✓

FIRST NAME
04001 - CHARLIE ✓
04002 - LOUISE ✓
04003 - ROSE ✓

ORIG. OWNER
05001 - C
05002 - C
05003 - D

06 ADD LINE 1 - ROUTE #1 ✓

07 ADD LINE 2 -

08 ADD LINE 3 -

09 CITY - WILDER ✓

10 STATE - ID

11 ZIP - 83676

12 STAGE - S STATUTORY CLAIM ✓

13 STATUS -

SOURCE
14001 - GROUNDWATER ✓

TRIBUTARY OF
15001 -

16 DIVERSION MEANS - WELL, PUMP AND PIPELINE ✓

17 COUNTY - 27 CANYON

18 DIVERSION CAPACITY - .000

19 TOTAL DIVERSION RATE - .070 ✓

20 TOTAL DIVERSION VOLUME - .00

21 WATER DISTRICT -

DIVERSION POINTS										STREAM INDEX FIELDS									
TRACT	SEC	TWN	RNG	LOT	RFLG														
22001 -	SWNE	23001 - 18	24001 - 03N	25001 - 04W	26001 - 04	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 - 1 FAMILY, 100 HEAD CATTLE

USE CODE / USE		TWN	RNG	SEC	TRACT	ACRES	LOT
30001 - 04	STOCKWATER	31001 - 03N	32001 - 04W	33001 - 18	34001 - SWNE	35001 -	36001 - 04
							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
37002 - 0101 ✓	38002 - 1231 ✓	39002 - 04 STOCKWATER ✓		40002 - 0.030	41002 - 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	- 30-MAR-1919 ✓	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
63-4685

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	- 25-SEP-1979	62	DATE_2	-

12/16/85
VERIFIED JKN

63-4685

WATER RIGHT
DATA ENTRY LOG

Item

Original form entered

Edit Report Correct

Date Protested

Date of Hearing

Date Approved/Denied
(Proof due date, stage and/or status,
conditions of approval, water district)

Record Verified

Amendment Approved

Extension Approved

Partial Proof

Proof Complete

Field Exam Received

Field Exam Accepted
and changes entered

License Signed

Transfer Approved

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: CW Byers

Right Number 62-4685 Applicant Gelbert

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.

By DBS Date 10/16/79

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Juni Date 10/26/79

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

92 South Cole Road
Boise, Idaho 83709
(208) 384-2190

OCTOBER 17, 1979

CHARLIE GEBERT
LOUISE GEBERT
ROSE GEBERT
ROUTE #1
WILDER

ID 83676

RE: Claim No. 63-4685

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

11-10-1979

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

92 South Cole Road
Boise, Idaho 83709
(208) 384-2190

SEPTEMBER 20, 1979

News-Tribune
Box 1179
Caldwell, ID 83605

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 OCTOBER 15, 1979.

Yours truly,

Karla Knecht
Secretary

Encl.

RECEIVED
OCT 1 1979

63-4685-

GEBERT, CHARLIE &/or LOUISE &/or ROSE

ROUTE #1, WILDER, ID 83676

Source: GROUNDWATER

Priority Date: 03/30/1919

Amount: 0.07 CFS

Diversion Point: LOT 04 (SWNE) Sec 18 T 03N R 04W, CANYON Co.

Use: DOMESTIC	(0.04 CFS)	from 01/01 to 12/31
STOCKWATER	(0.03 CFS)	from 01/01 to 12/31

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Diversion Means: WELL, PUMP AND PIPELINE

MICROFILMED