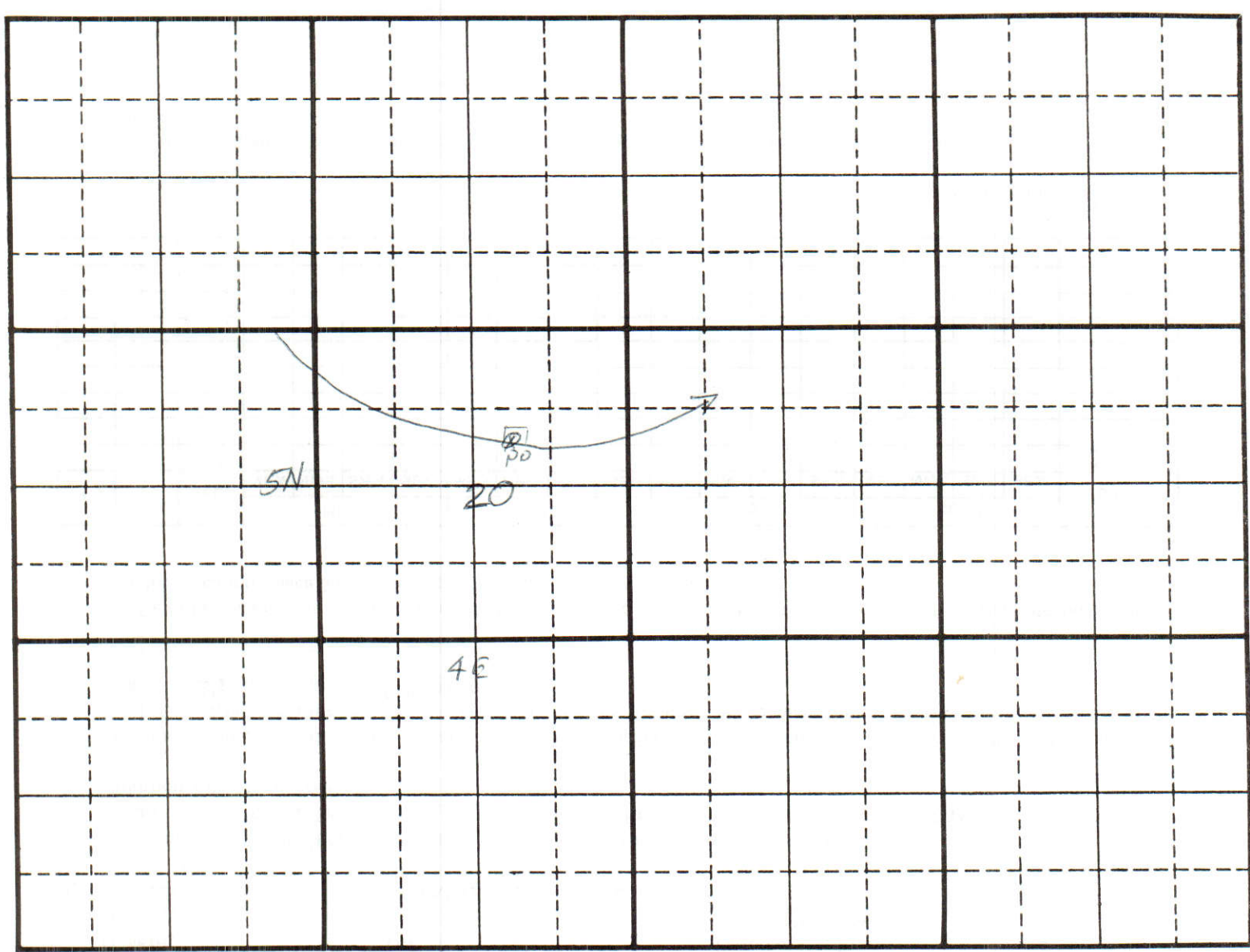


(8) Remarks _____

RECEIVED



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 Gem) 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.

Ruby M. Wingate
(Claimant)

Sworn to before me this 6 day of February, 19 79

[Signature]
Notary Public
Residing at Emmett

My commission expires lifetime

FOR DEPARTMENT USE ONLY

Received by <u>CWB</u>	Date <u>1/6/79</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>R.W.H.</u>	Date <u>1-6-79</u>		claimant by:	
\$20.00 fee received by <u>CWB</u>	Date <u>1/6/79</u>	<u>#12570</u>	<u>KK</u>	<u>3/9/79</u>
Published in <u>The Idaho World</u>				
Dates <u>2/10 & 2/23</u>				

STATE OF IDAHO, }
County of Boise

Bruce Reichert, being
duly sworn, deposes and says:
that he is the manager and principal clerk of THE IDAHO WORLD, a weekly newspaper published at Idaho City, in the County of Boise and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Idaho City; that the advertisement, a copy of which is hereto attached, was published in said newspaper once a week for 2... consecutive weeks in the entire and regular issue of every number of said paper during the period and time of publication and was published in the newspaper and not a supplement; that said paper has been established and regularly and continuously published for more than seventy-eight weeks past previous to the first publication of this notice. Such notice was published in the issue beginning with

...2-16..., 1979, and ending

with the issue of 2-23...

1979,...

Bruce Reichert

Subscribed and sworn to before

me this 9th day of Feb. 1979.

Robert J. Tappfield
Clerk of Dist Court

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:

63-4636

WINGATE, HOWARD S. &/or RUBY M.

C/o Idaho City Stage, Boise, ID, 83706

Source: JOHNSON CREEK tributary to CLEAR CREEK

Priority Date: 06/01/1967

Amount: 0.08 CFS

Diversion Point: SWNE Sec 20 T 05N R 04E, BOISE CO.

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

IRRIGATION (0.04 CFS) from 04/01 to 11/01

Place of Use: SWNE Sec 20 T 05N R 04E for 2 acres

Diversion Means: PUMP & PIPELINE

Published in the IDAHO WORLD, Idaho City, Idaho, 83631, on February 16 and 23, 1979.

OK-
OK 3/9/79

RECEIVED

MAR 7 1979

Department of Water Resources
Western Regional Office

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 Howard S. &/or Ruby M. Wingate
(Name of Claimant)
C/o Idaho City Stage, Boise, ID 83706 Telephone No. 392-4385
(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) 6/1/1967

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)
Johnson Creek tributary to Clear Creek

(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>.04 cfs</u>	Use	<u>irrigation</u>	Period of Use From	<u>4/1</u> To <u>11/1</u>
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To

(4) .08 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW ¼ NE ¼, Sec. 20 Twp. 5N Rge. 4E B.M., County of Boise
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. 1½ HP pump, 1¾" pipe

(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	4E	20			2														2

No. of acres 2

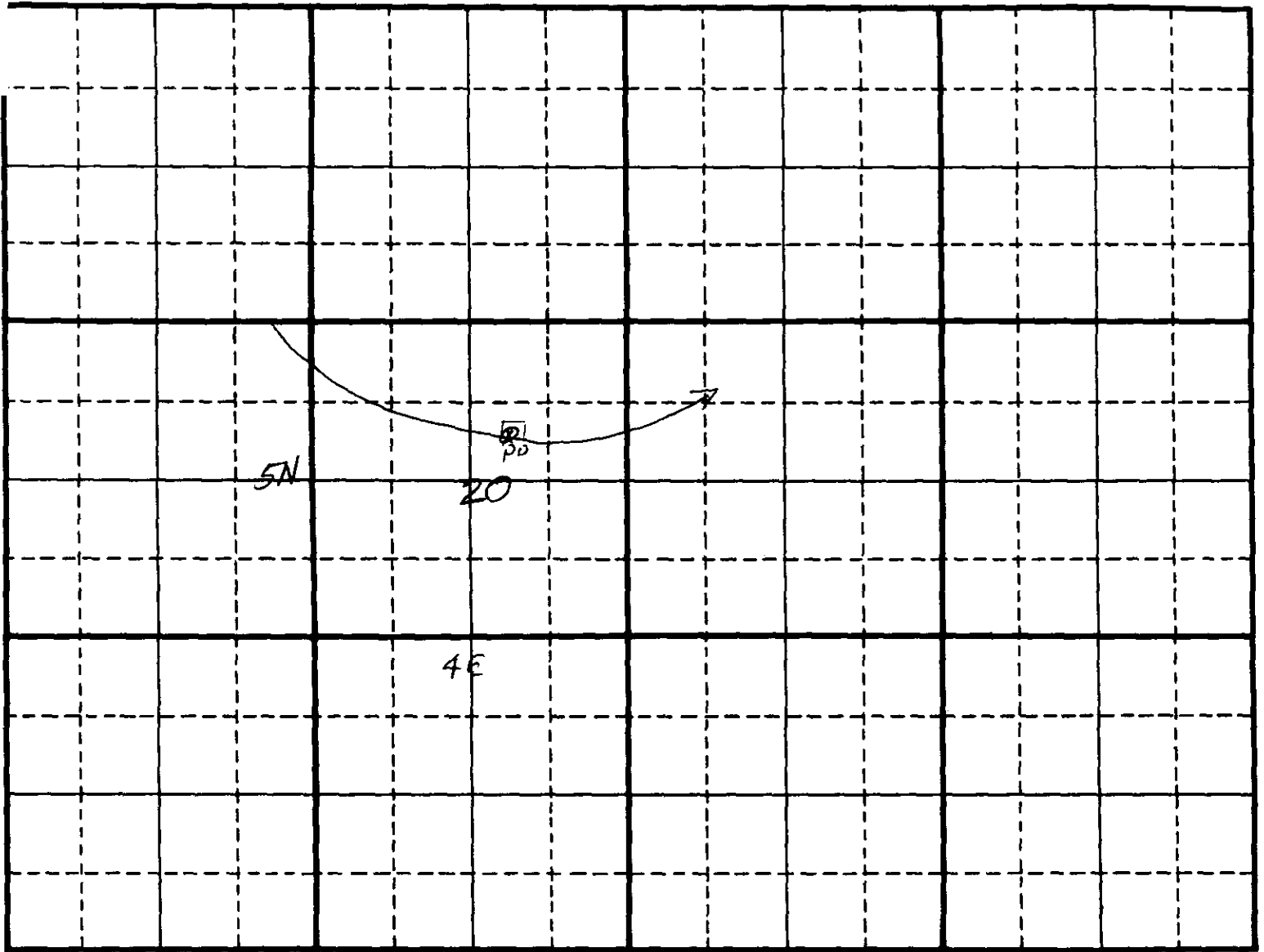
B) If water is used for other than irrigation, fully describe that use, being as specific as possible: domestic

NOTE: Include here the type and number of stock watered: 3 horses

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

MICROFILMED

(8) Remarks _____



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 Gem) 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.

Ruby M. Wrigate
(Claimant)

Sworn to before me this 6 day of February, 19 79

[Signature]
Notary Public
Residing at Emmett

My commission expires lifetime

FOR DEPARTMENT USE ONLY

Received by <u>CWB</u>	Date <u>1/6/79</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>R.W.H.</u>	Date <u>1-6-79</u>		claimant by:	
\$20.00 fee received by <u>CWB</u>	Date <u>1/6/79</u>	<u>#12570</u>	<u>KL</u>	<u>3/9/79</u>
Published in <u>The Idaho World</u>				
Dates <u>2/10 & 2/23</u>				

STATE OF IDAHO,
County of Boise }

Bruce Reichert, being
duly sworn, deposes and says:
that he is the manager and prin-
cipal clerk of THE IDAHO
WORLD, a weekly newspaper
published at Idaho City, in the
County of Boise and State of Ida-
ho; that said paper has been and
is in general circulation in the
county aforesaid, and in the vi-
cinity of Idaho City; that the
advertisement, a copy of which is
hereto attached, was published in
said newspaper once a week for
.....2.... consecutive weeks in
the entire and regular issue of
every number of said paper dur-
ing the period and time of publi-
cation and was published in the
newspaper and not a supplement;
that said paper has been estab-
lished and regularly and continu-
ously published for more than
seventy-eight weeks past previ-
ous to the first publication of
this notice. Such notice was pub-
lished in the issue beginning with

...2-16..., 197-9.. and end-

ing with the issue of 2-23...

197-9...

Bruce Reichert

Subscribed and sworn to before

me this *5th* day of *Nov* 197-9.

Robert J. Tappin
Clerk of Dist Court

OK-
RK 3/9/79

RECEIVED

Regional Office - Resources
Development Division

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WRR100
63-4636

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

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

01 WATER RIGHT NUMBER - 63-4636

02 OLD (D) NUMBER -

LAST NAME
03001 - WINGATE ✓
03002 - WINGATE ✓

FIRST NAME
04001 - HOWARD S. ✓
04002 - RUBY M. ✓

ORIG. OWNER
05001 - C
05002 - C

06 ADD LINE 1 - C/O IDAHO CITY STAGE ✓

07 ADD LINE 2 -

08 ADD LINE 3 -

09 CITY - BOISE ✓

10 STATE - ID 11 ZIP - 83706

12 STAGE - S STATUTORY CLAIM ✓

13 STATUS -

SOURCE
14001 - JOHNSON CREEK ✓

TRIBUTARY OF
15001 - CLEAR CREEK ✓

16 DIVERSION MEANS - PUMP & PIPELINE ✓

17 COUNTY - 15 BOISE

18 DIVERSION CAPACITY - .000

19 TOTAL DIVERSION RATE - .080 ✓

20 TOTAL DIVERSION VOLUME - .00

21 WATER DISTRICT -

DIVERSION POINTS												
TRACT	SEC	TWN	RNG	LOT	RFLG	STREAM INDEX FIELDS						
22001 - SWNE	23001 - 20 ✓	24001 - 05N ✓	25001 - 04E	26001 -	27001 -							
			28001 - 0	272.0	312.0	84.0	17.0	2.0	1.0	0.0	0	0 0 1.1

29 NON-IRRIGATION USE - 3 HORSES

PLACE OF USE						
USE CODE / USE	TWN	RNG	SEC	TRACT	ACRES	LOT
30001 - 01 IRRIGATION ✓	31001 - 05N ✓	32001 - 04E ✓	33001 - 20	34001 - SWNE ✓	35001 - 02 ✓	36001 -
						TOTAL ACRES: 2 ✓

WATER USE			
PERIOD FROM	PERIOD TO	USE CODE / USE	DIVERSION RATE
37001 - 0101	38001 - 1231 ✓	39001 - 43 DOMESTIC ✓	40001 - 0.040
37002 - 0401	38002 - 1101 ✓	39002 - 01 IRRIGATION ✓	40002 - 0.040
			41001 - 0.00
			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	- 1-JUN-1967 ✓	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	-		

WRR100
63-4636

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 -----

53 VERIFIED -
54 LAST UPDATE - 17-NOV-1981

61 DATE_1 -
62 DATE_2 -

12/2/85
VERIFIED JKN

WATER RIGHT
DATA ENTRY LOG

[illegible]

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: R.W. H.

Right Number 03-4636 Applicant Wingate, Howards, & Robym.

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 3/9/79

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By J.S. Date 3/13/79

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

92 South Cole Road
Boise, Idaho 83705
(208) 384-2190

MARCH 15, 1979

HOWARD S. WINGATE
RUBY M. WINGATE
C/O IDAHO CITY STAGE
BOISE ID 83706

RE: Claim No. 63-4636

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

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

92 South Cole Road
Boise, Idaho 83705
(208) 384-2190

FEBRUARY 8, 1979

The Idaho World
Box 220
Idaho City, ID 83631

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 MARCH 5, 1979.

Yours truly,

Karla Knecht
Secretary

Encl.

MICROFILMED

53-4636-

WINGATE, HOWARD S. &/or RUBY M.

C/O IDAHO CITY STAGE, BOISE, ID 83706

Source: JOHNSON CREEK tributary to CLEAR CREEK

Priority Date: 06/01/1967

Amount: 0.08 CFS

Diversion Point: SWNE Sec 20 T 05N R 04E, BOISE Co.

Use: DOMESTIC	(0.04 CFS)	from 01/01 to 12/31
IRRIGATION	(0.04 CFS)	from 04/01 to 11/01

Place of Use: SWNE Sec 20 T 05N R 04E FOR 2 ACRES

Diversion Means: PUMP & PIPELINE

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 83705.

C. STEPHEN ALLRED

Director

Published 2/16 & 1/23.

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