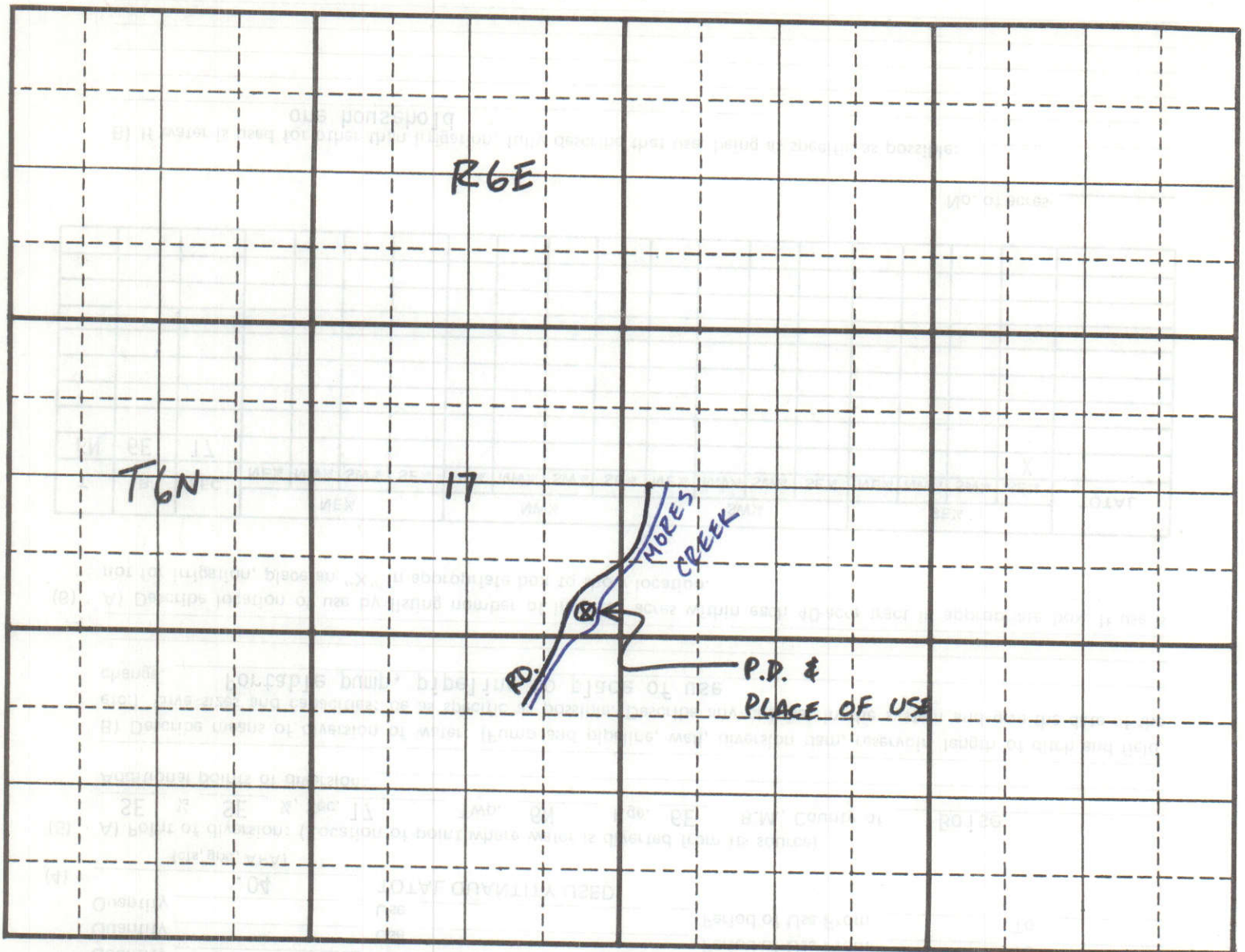


(8) Remarks



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 Id) 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 8 day of August, 19 78.

Notary Public
Residing at

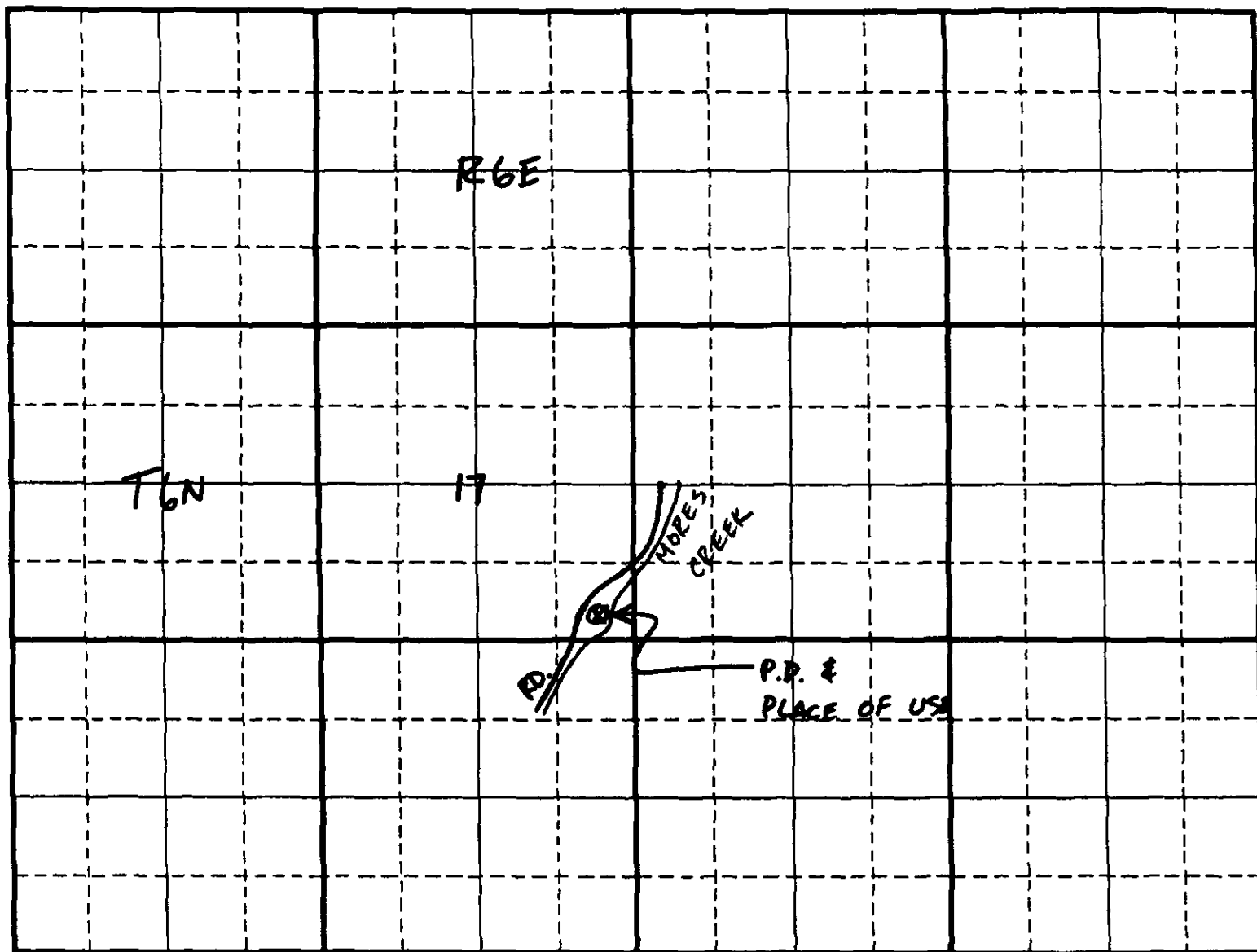
My commission expires

Sept 10, 1980

FOR DEPARTMENT USE ONLY

Received by DET Date 8-8-78 Exception filed by: _____ Fowarded to _____ Date _____
Prelim. check by WPM Date 8-8-78
\$20.00 fee received by DET Date 8-8-78 # 11192
Published in The Idaho World
Dates 8/17 & 8/24

(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 Id) 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 8 day of August, 1978.
[Signature]
(Claimant)

[Signature]
Notary Public
Residing at Boise Id

My commission expires Sept 10, 1980

FOR DEPARTMENT USE ONLY
Received by DET Date 8-8-78 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by WRT Date 8-8-78 claimant by: _____
\$20.00 fee received by DET Date 8-8-78 #11192
Published in the Idaho World
Dates 8/12 & 8/24

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 W. O. and/or Mary June Roethig
(Name of Claimant)
304 N. Liberty Rd., Boise, ID 83704 Telephone No. _____
(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) May 30, 1956

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)
Mores Creek tributary to Boise River

(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		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) .04 TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE ¼ SE ¼, Sec. 17 Twp. 6N Rge. 6E 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. Portable pump, 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.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6N	6E	17																X	

No. of acres _____

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

LEGAL NOTICES

NOTICE OF CLAIM FOR WATER RIGHT

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

63-9169

Name: Robert P. &/or Bobbie L. Allen

Address: 805 Richmond Street, Boise, Idaho

Source: GROUNDWATER

Date Filed: August 3, 1978

County: Boise

Amount: 0.04 cfs

Point of Diversion: SW $\frac{1}{4}$ SE $\frac{1}{4}$

Sec 30 T 4N-R 4E, B.M.

Use: domestic purposes from Jan 1 to Dec 31

Place of Use: SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 30 T 4N-R 4E, B.M.

Means: Sump and pumping system

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 in THE IDAHO WORLD, Idaho City, Idaho on August 18 and 25, 1978.

STATE OF IDAHO,
County of Boise

Sherry Archer, 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

Aug 12, 1978 and ending with the issue of Aug 25

1978

Sherry Archer

Subscribed and sworn to before

me this 31 day of Aug, 1978.

Robert J. Luffield
Clerk of District Court
My Lady Lansing
Deputy

NOTICE OF CLAIM FOR WATER RIGHT

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

63-4625

Name: W.O. &/OR MARY JUNE ROETHIG

Address: 304 N. Liberty Rd., Boise, Idaho

Source: MORES CREEK TRIBUTARY TO BOISE RIVER

Priority Date: May 30, 1956

County: Boise

Amount: 0.04 cfs

Point of Diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 17 T 6N-R 6E, B.M.

Use: domestic purposes from Jan 1 to Dec 31

Place of Use: SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 17 T 6N-R 6E, B.M.

Means: 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 83705.

C. STEPHEN ALLRED
Director

Published in THE IDAHO WORLD, Idaho City, Idaho on August 18 and 25, 1978.

MICROFILMED

ACT
ION

N OWNER LAST NAME - ROETHIG
N OWNER LAST NAME - ROETHIG
N ADDRESS LINE 1 - 304 N. LIBERTY RD.

FIRST NAME - W. O.
FIRST NAME - MARY JUNE

N SOURCE - MURES CREEK
N STAGE - STATRY CLM
N DIVERSION POINT - SESE 17 06N 06E
N FROM - 01-01 TO - 12-31 USE - DOMESTIC
N USE - DOMESTIC

CITY - BOISE
TRIBUTARY OF - BOISE RIVER

STATE - ID ZIP CODE - 83704

PRIORITY - 05-30-1956 COUNTY - BOISE TOTAL DIV. RATE - .0400CFS

USE DIV. RATE - .0400CFS

PLACE OF USE - TWN 06N RNG 06E SEC 17 TRACT SESE

3/79

IDENT. NO. 63-4625

ID AHO DEPA RTME NT OF WA TE R RE SO URCE S

WATER RIGHT
DATA ENTRY LOG

[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 1 63-4625
 Old No. _____ New No. _____

Record

1. Original Owner: W.O. & Mary June Roethig

Present Owner: _____

2. Address: 304 N. Liberty Rd.

3. City: Borise State: Id Zip: 83704

4. A. Source of Water: Mores Creek

B. Tributary of: Borise River

5. A. Stage (A,P,L,D,S,J): S

B. Status (D,L,R,C,A,I,F - leave blank if valid):

C. Priority Date: 5-30-1956

D. County: IS

E. Total Diversion Rate: .04

F. Total Diversion Volume:

G. Transfer/Amendment (P,T of A or blank):

H. Water District:

I. DLE/Carey Act (D,C or blank):

J. Right Basis (for adjudication claims A,B,C only):

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>SESE</u>	<u>17</u>	<u>6N</u>	<u>6E</u>		

7. Period of Use, Use, Diversion Rate/Volume:

from 1-1 to 12-31 for D purposes. Amount .04
 (cfs or AG-FT/yr)

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

8. Use Code: ☐

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A.
B.
C.
D.
E.

11. Other Uses (Non-irrigation explanatory information):

12. Other Rights for Same Use:

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

C. Protested Date:

D. Hearing Date:

E. Old Number:

F. Proof Made (P or blank):

G. Field Exam Made (P,R,F or blank):

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

20 May, 1981

Mr. Dan Nyborg
Box 132
Idaho City, ID 83683

Dear Mr. Nyborg,

Re: Claim No. 63-4625

As requested in your phone call to this office May 19, I researched our records for a water right in the name of W.O. Roethig, appurtenant to the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 17, T.6N, R.6E. Enclosed is a copy of Claim No. 63-4625 for 0.04 cfs of the waters of Mores Creek for domestic use within the specified legal description.

With regard to your question concerning a transfer of ownership, a Claim to a Water Right is considered real property and title to the claim passes with title to the land unless specifically reserved in the deed. There is no provision in our statutes to change the name of the original claimant to that of a new owner.

I might add that in addition to your claim, we also have on file Claim No. 63-4557 in the name of R. Roland Towle with a priority date claimed of 1955 for 0.04 cfs of the waters of Boulder and Mores Creeks for domestic use and irrigation of 40 acres. The points of diversion are identified within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ and the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 17, T.6N, R.6E. with place of use as follows:

T.6N, R.6E

Section 17: NE $\frac{1}{4}$ SE $\frac{1}{4}$ (2 acres), SW $\frac{1}{4}$ SE $\frac{1}{4}$ (2 acres), SE $\frac{1}{4}$ SE $\frac{1}{4}$ (36 acres)

If you have any questions or need further assistance, please feel free to contact us.

Sincerely,

Roberta Garrett
Records Supervisor

Enclosure

RG:ktw

Enclosure

St/

MICROFILMED

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

CLAIM

Application No. 63-4625

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(1) WPM 8-5-78

In form to receipt

(2) _____

Send Copies to:

Idaho State Health Department

Idaho Fish and Game Department

Bureau of Land Management

(3) _____

Request Special Use Permit from U.S.F.S.

Request Easement from B.L.M.

Request Information from Applicant

Request Dam Safety Information

(4) WPM 8-8-78

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no _____

(8) _____

Groundwater levels:

Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: _____

(11) J 2-25-78

Affidavit of Publication received (date) 2-5-78

(12) _____

Final date for protests _____

Protests received: yes _____ no _____

(13) _____

All requested information received from agencies or
applicant: yes _____ no _____

(14) _____

Action recommended:

☒ Approve ☐ Deny

☒ Proposed Priority

☒ Reason for Reduction _____

☒ Measuring device required

☒ See attached sheet for other conditions of
approval

☒ No special conditions for approval

RECEIVED
NOV 03 1978

Department of Water Resources

J.S.

(15) District W

By JPM

Date 9-25-78



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

John V. Evans
Governor

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

August 10, 1978

The Idaho World
P.O. Box 220
Idaho City, Idaho 83631

RE: CLAIM NO. 63-4625 - W.O. and/or Mary June Roethig

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. 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. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due after allowing all just credits and that no part of the same has been paid."

(Signature of Claimant)

Please send the affidavit of publication and publication billing to this office before September 4, 1978.

Sincerely,

RITA FLECK
Secretary

ST/

RECEIVED

~~63-4625~~

Name: W.O. and/or Mary June Roethig

Address: 304 N. Liberty Rd, Boise, Idaho

Source: MORES CREEK TRIBUTARY TO BOISE RIVER

Priority Date: May 30, 1956

County: Boise

Amount: 0.04 cfs

Point of Diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 17 T 6N-R 6E, B.M.

Use: domestic purposes from Jan 1 to Dec 31

Place of Use: SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 17 T 6N-R 6E, B.M.

Means: 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 83705.

C. STEPHEN ALLRED

Director

Published in the The Idaho World
on August 17, 1978 and August 24, 1978.

~~63-4625~~—

Name: W.O. and/or Mary June Reethig

Address: 304 N. Liberty Rd, Boise, Idaho

Source: MOSES CREEK TRIBUTARY TO BOISE RIVER

Priority Date: May 30, 1956

County: Boise

Amount: 0.04 cfs

Point of Diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 17 T 6N-R 6E, B.M.

Use: domestic purposes from Jan 1 to Dec 31

Place of Use: SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 17 T 6N-R 6E, B.M.

Means: pump & pipeline

MICROFILMED