

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Scale: 2 inches equal 1 mile.

State of Idaho

County of Uda

X Elsie G. Cummings
(Claimant)

Sworn to before me this 25th day of April, 19 78 (Claimant)

Notary Public
Residing at Boise, Idaho

My commission expires March 8, 1980

Received by W.H.M. Date 4-25-78 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by G.S. Date 4/26/78 _____
\$10.00 fee received by W.H.M. Date 4-25-78 # 11054 _____
Approved for publication by _____
Published in New York Tribune _____
Dates May 4-11, 1978 _____

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,)
) ss.
County of Canyon.)

Verla Harker
of Nampa, Canyon County, Idaho, being first duly
sworn, deposes and says:

alw 6-7-78
OK

NOTICE OF CLAIM TO A WATER RIGHT
No. 63-4608

Notice is hereby given that HAROLD L. &/or ELSIE G. CUMMINGS, Route 1, Caldwell, ID, has filed a claim to a water right established by diversion and application to beneficial use of 0.04 cubic feet per second of water from a groundwater source with the point of diversion in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 5 T4N-R2W B.M., Canyon County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes with a priority date of September 1, 1920; the place of use is within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 5 T4N-R2W B.M.

Any exception to this claim of water right may be filed with the Director of the Idaho Department of Water Resources, 92 South Cole Road, Boise, Idaho 83705.

C. STEPHEN ALLRED
Director

May 4, 11, 1978

1. That I am a citizen of the United States of America, and at all hereinafter mentioned was over the age of twenty-one years, party to the above entitled action.

I am the Principle Clerk of the Idaho Free Press & News-Tribune, (except Sunday) newspaper published in the City of Caldwell, in the County of Canyon, State of Idaho; that newspaper is in general circulation in the said County of Idaho and in the vicinity of Nampa and Caldwell, and has been continuously published in said County during a period of eight consecutive weeks prior to the first publication of the 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 4, 11, 1978

Verla Harker

Subscribed and sworn to before me this _____

11th day of May, 1978

Janet Lusk
Notary Public, Residing at Nampa, Idaho

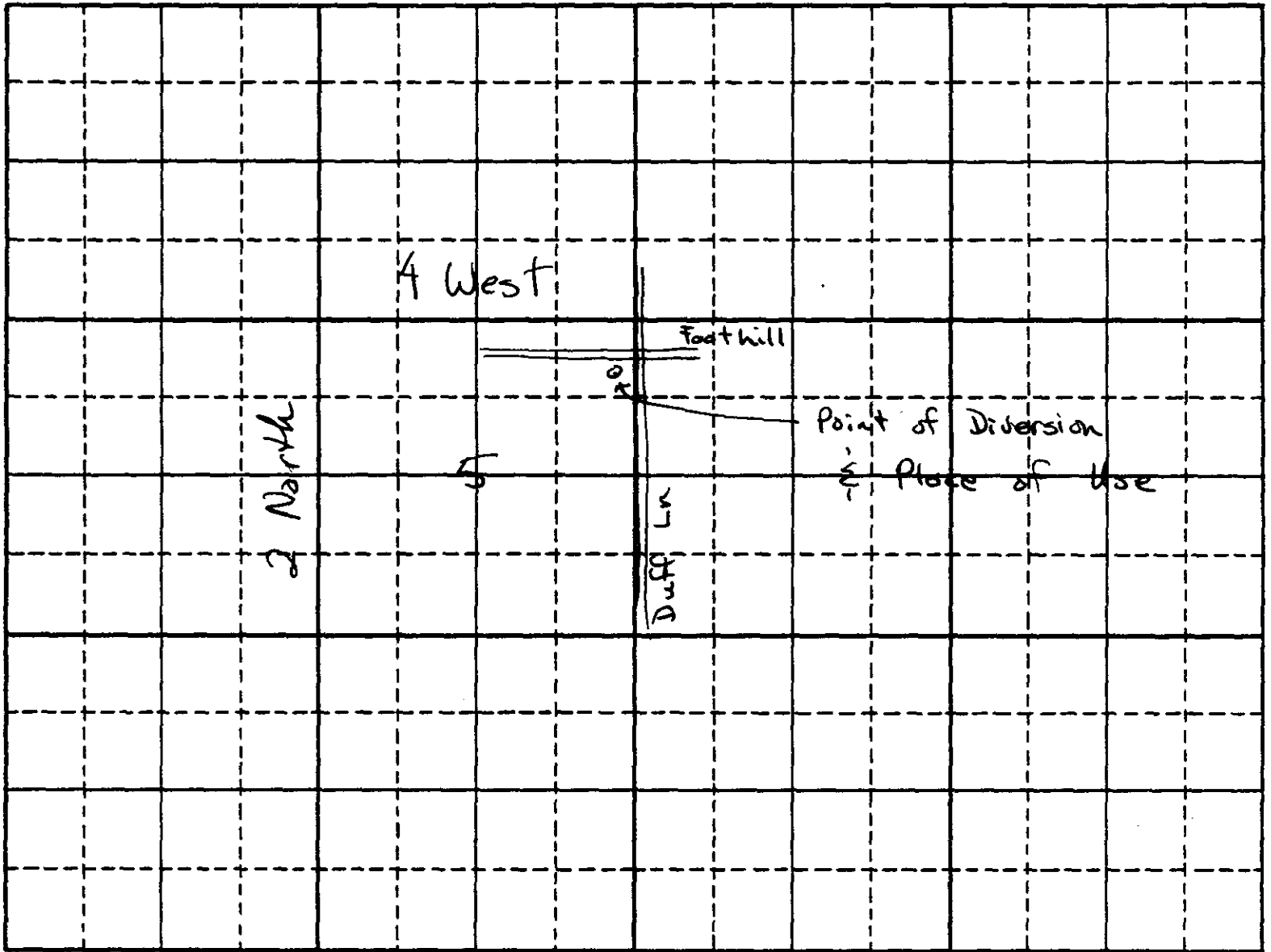
MY COMMISSION EXPIRES
JULY 12th, 1981

RECEIVED
JUN 5 1978

Department of Water Resources
Western Regional Office

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 Ada) 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 affiants knowledge.

Sworn to before me this 25th day of April, 19 78.

Elmer H. Cummings
(Claimant)

John Fleck
Notary Public

Residing at Boise, Idaho

My commission expires March 8, 1980

For Department Use Only

Received by <u>W.H.M.</u>	Date <u>4-25-78</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>G.S.</u>	Date <u>4/26/78</u>		claimant by:	
\$10.00 fee received by <u>W.H.M.</u>	Date <u>4-25-78</u> # <u>11054</u>			
Approved for publication by				
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ala 6-7-78
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(except Sunday) newspaper published in the City of
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said newspaper is in general circulation in the said County of
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continuously and uninterruptedly published in said County during a period of
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JULY 12th, 1981

MICROFILMED

ACTION

N	OWNER LAST NAME - CUMMINGS	FIRST NAME - HAROLD L.
N	OWNER LAST NAME - CUMMINGS	FIRST NAME - ELSIE G.
N	ADDRESS LINE 1 - RT. 1	
N		CITY - CALDWELL STATE - ID ZIP CODE - 83605
N	SOURCE - GROUNDWATER	
N	STAGE - STATRY CLM	PRIORITY - 09-01-1920 COUNTY - CANYON TOTAL DIV. RATE - .0400CFS
N	DIVERSION POINT - NENE 05 04N 02W	
N	FROM - 01-01 TO - 12-31 USE - DOMESTIC	USE DIV. RATE - .0400CFS
N	USE - DOMESTIC	PLACE OF USE - TWN 04N RNC 02W SEC 05 TRACT NENE

1000

IDENT. NO. 63-4608

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT
DATA ENTRY LOG

[illegible]

- DATA ENTRY -

Record

- from _____ to _____ for _____ purposes. Amount _____

8. Use Code: D

9. A. Decree Name:

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):

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 63-4608

☒ 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) 6hs 4/26/78

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) 6hs 4/26/78

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) alw 6-7-78

Affidavit of Publication received(date) _____

(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

(15) District W

By [Signature] Date 6/9/78

MILITARY



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83705

JOHN V. EVANS
Governor

(Office at the corner of
Franklin and Cole Roads)

C. STEPHEN ALLRED
Director
June 12, 1978

(208) 384-2190

RE: Claim No. 63-4808

Mr. & Mrs. Harold Cummings
Route 1
Caldwell, ID 83605

Dear Mr. & Mrs. Cummings:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-225a and 42-225b, 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 Regional Supervisor

DBS:rf

Enclosure

RECEIVED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

John V. Evans
Governor

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

April 27, 1978

Re: Notice of Claim to a Water Right No. 63-4608 -- Harold L. &/or Elsie G. Cummings

News-Tribune
P. O. 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. 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 May 22, 1978.

Sincerely,

RITA FLECK
Secretary

*Bill submitted
6-7-78 alw*

RECEIVED
MAY 22 1978
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CLAIM TO A WATER RIGHT

NO. 63-4608

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C. STEPHEN ALLRED

Director

Published in the News-Tribune, Caldwell, ID
on May 4, 1978 and May 11, 1978

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MAY 11 1978