

COUNTY OF ADA )

sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto; that said notice was published in the regular edition of The Idaho Statesman for

19 78

Nancy E Smith

Subscribed and sworn to before me this 30th

day of March , 19 78 .

Notary Public for Idaho, Residing at Boise, Idaho

OK  
d-3-28

Department of Water Resources  
Western Regional Office

MICROFILM

## STATE OF IDAHO

## DEPARTMENT OF WATER RESOURCES

**Section 42-225a, Idaho Code**

## CLAIM TO A WATER RIGHT

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that LeRoy B. Hammack  
(name of claimant)  
of 1424 Melody Ln, Boise, ID, claims a right to the diversion and beneficial use of  
(mailing address) 83706  
the public water of the State of Idaho

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) groundwater  
\_\_\_\_\_, tributary to, \_\_\_\_\_
- (2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
- |                    |                     |                                                     |
|--------------------|---------------------|-----------------------------------------------------|
| Amount <u>0.04</u> | Use <u>Domestic</u> | Period of Use: From <u>Jan. 1</u> To <u>Dec. 31</u> |
| Amount _____       | Use _____           | Period of Use: From _____ To _____                  |
| Amount _____       | Use _____           | Period of Use: From _____ To _____                  |
- (cfs, ~~gpm~~  
or g/d) (dom., irri.,  
stock, etc.) (both dates inclusive)
- (3) Total quantity of water claimed: 0.04 cubic feet per second, or \_\_\_\_\_ acre feet per annum, and/or \_\_\_\_\_ gallons per minute.
- (4) Priority claimed: (the date water was first applied to beneficial use) 1951

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 to this rule is that a claim may be filed on domestic use from a ground-water source.

- (5) A) Point of diversion: (give location of point where water is diverted from its source)  
SE ¼ SW ¼, Sec. 24 Twp. 3N Rge. 2E B. M. County of ADA  
 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. 3/4 hp pump, well

- (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.

[illegible]

Total No. of acres \_\_\_\_\_

- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: Domestic use for a family.

If you are claiming water as a member of an organization, list name of organization: \_\_\_\_\_

**FILED**

R6E-2E

Twp. 31N

24

\* P.D. & place of use

|                                     |                     |                     |              |      |
|-------------------------------------|---------------------|---------------------|--------------|------|
| Received by <u>JG</u>               | Date <u>3/10/78</u> | Exception filed by: | Forwarded to | Date |
| Prelim. check by <u>JG</u>          | Date <u>3/10/78</u> |                     | claimant by: |      |
| \$10.00 fee received by <u>JG</u>   | Date <u>3/10/78</u> | Rect # <u>10374</u> |              |      |
| Approved for publication by _____   |                     |                     |              |      |
| Published in <u>Idaho Statesman</u> |                     |                     |              |      |
| Dates <u>March 23-30, 1978</u>      |                     |                     |              |      |

STATE OF IDAHO )  
 ) ss.  
COUNTY OF ADA )

Nancy E. Smith, being duly sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto; that said notice was published in the regular edition of The Idaho Statesman for

two insertions, beginning with the  
issue of March 23, 1978, and ending with the  
issue of March 30, 1978.

Nancy E Smith

Subscribed and sworn to before me this 30th  
day of March, 1978.

Notary Public for Idaho, Residing at Boise, Idaho

OK  
d-3-28

# MICROFILM

WATER RIGHT NUMBER 63-4602

WATER RIGHTS EDIT REPORT

12/14/79

PAGE 75

ACT  
ION

|   |                                                  |                             |
|---|--------------------------------------------------|-----------------------------|
| N | OWNER LAST NAME - HAMMACK                        | FIRST NAME - LE ROY B.      |
| N | ADDRESS LINE 1 - 1424 MELODY LN.                 |                             |
| N |                                                  | CITY - BOISE                |
| N | SOURCE - GROUNDWATER                             | STATE - ID ZIP CODE - 83706 |
| N | STAGE - STATRY CLM                               | PRIORITY - 06-01-1951       |
| N | DIVERSION POINT - SESW 24 03N 02E                | COUNTY - ADA                |
| N | FROM - 01-01 TO - 12-31                          | USE - DOMESTIC              |
| N | USE - DOMESTIC                                   | USE DIV. RATE - .0400CFS    |
|   | PLACE OF USE - TWN 03N RNG 02E SEC 24 TRACT SESW | TOTAL DIV. RATE - .0400CFS  |



## WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 163-4602  
Old No. New No.

## Record

1. Original Owner: Le Roy B. Hammack

Present Owner: \_\_\_\_\_

2. Address: 1424 Melody Ln.3. City: Boise State: Id Zip: 837064. A. Source of Water: gr

B. Tributary of: \_\_\_\_\_

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: 6-1-1951D. County: 01E. 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<br>Lot | Rediv. |
|--------------------------|-------------|-----------|-----------|-----------|--------------|--------|
| 6. A. Point of Diversion | <u>SESW</u> | <u>24</u> | <u>3N</u> | <u>2E</u> | _____        | _____  |
|                          | _____       | _____     | _____     | _____     | _____        | _____  |
|                          | _____       | _____     | _____     | _____     | _____        | _____  |
|                          | _____       | _____     | _____     | _____     | _____        | _____  |
|                          | _____       | _____     | _____     | _____     | _____        | _____  |

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

from 1-1 to 12-31 for 0 purposes. Amount .04  
(cfs or AC-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: 0

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):

DEPARTMENT OF WATER RESOURCES  
- STAFF ANALYSIS -

Item Initial Date

Application No. 63-4602

☒ 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) R.W.H. 3-10-78

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

(4) R.W.H. 3-10-78

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 OK

Affidavit of Publication received(date) 4-3-78

(12) J \_\_\_\_\_

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 4/10/78

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State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83706

JOHN V. EVANS  
Governor

(Office at the corner of  
Franklin and Cole Roads)

C. STEPHEN ALLRED  
Director

(208) 334-2100

April 12, 1978

Re: Claims to a Water Right Nos. 60-6101 & 60-6111

LeRoy R. Hammack  
1624 Melody Lane  
Boise, ID 83706

Dear Mr. Hammack:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-223a 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

MICROFILMED



DEPARTMENT OF WATER RESOURCES  
WESTERN REGION

John V. Evans  
Governor

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

March 16, 1978

Re: Notice of Amended Claim to a Water Right No. 63-4311 -- Don E. & Barbara Bodiford  
63-4307 -- Jack & Patricia Chacartequi  
Notice of Claim to a Water Right No. 63-4601 -- LeRoy B. Hammack  
63-4602 -- LeRoy B. Hammack  
Notice of Application for Water Permit No. 63-9125 -- Ken Agenbroad  
63-9126 -- Idaho Dept. of Parks & rec.

Idaho Statesman  
Box 40  
Boise, ID 83707

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 April 10, 1978.

Sincerely,

MICROFILMED

ETA FLECK  
Secretary

Bill subm: H2d  
4-3-78  
y

NOTICE OF CLAIM TO A WATER RIGHT

NO. - 63-4602 -

Notice is hereby given that LEROY B. HAMMACK  
1424 Melody Lane, Boise, ID  
has filed a claim to a water right established by diversion and application  
to beneficial use of 0.04 cubic feet per second ~~acre feet of water~~  
from a groundwater source  
with the point of diversion in the SE $\frac{1}{4}$ SW $\frac{1}{4}$  Sec 24 T3N-R2E B.M.,  
Ada County.

The water is claimed to be used from Jan 1 to Dec 31  
for XXX domestic purposes  
with a priority date of 1951;  
the place of use is within the SE $\frac{1}{4}$ SW $\frac{1}{4}$  Sec 24 T3N-R2E 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

Published in the Idaho Statesman, Boise, ID  
on March 23, 1978 and March 30, 1978.

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