

Melba Madarieta, 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 December 22, 1977, and ending with the issue of December 29, 1977.

Subscribed and sworn to before me this 29th
day of December, 1977.

Nancy Eiguren
Notary Public for Idaho, Re

Notary Public for Idaho, Residing at Boise, Idaho

RECEIVED
JUN 20 1971

Department of Water Resources
Western Regional Office

DEPT. OF THE ARMY

9065

OK
12-20-77

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 LUVERNE H. &/or HOLLIS P. SUTHERLAND
(name of claimant)
of Route 1 Boise, ID, claims a right to the diversion and beneficial use of
(mailing address)
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>1-1</u> | To | <u>12-31</u> |
| Amount | _____ | Use | _____ | Period of Use: From | _____ | To | _____ |
| Amount | _____ | Use | _____ | Period of Use: From | _____ | To | _____ |
| | (cfs, gpm or a/f) | | (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) 1964

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)

SW ¼ NE ¼, Sec. 10 Twp. 4N Rge. 1E 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. 6 inch well, 300 feet deep with a 1 HP submersible pump

- (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	
4N	1E	10			X														

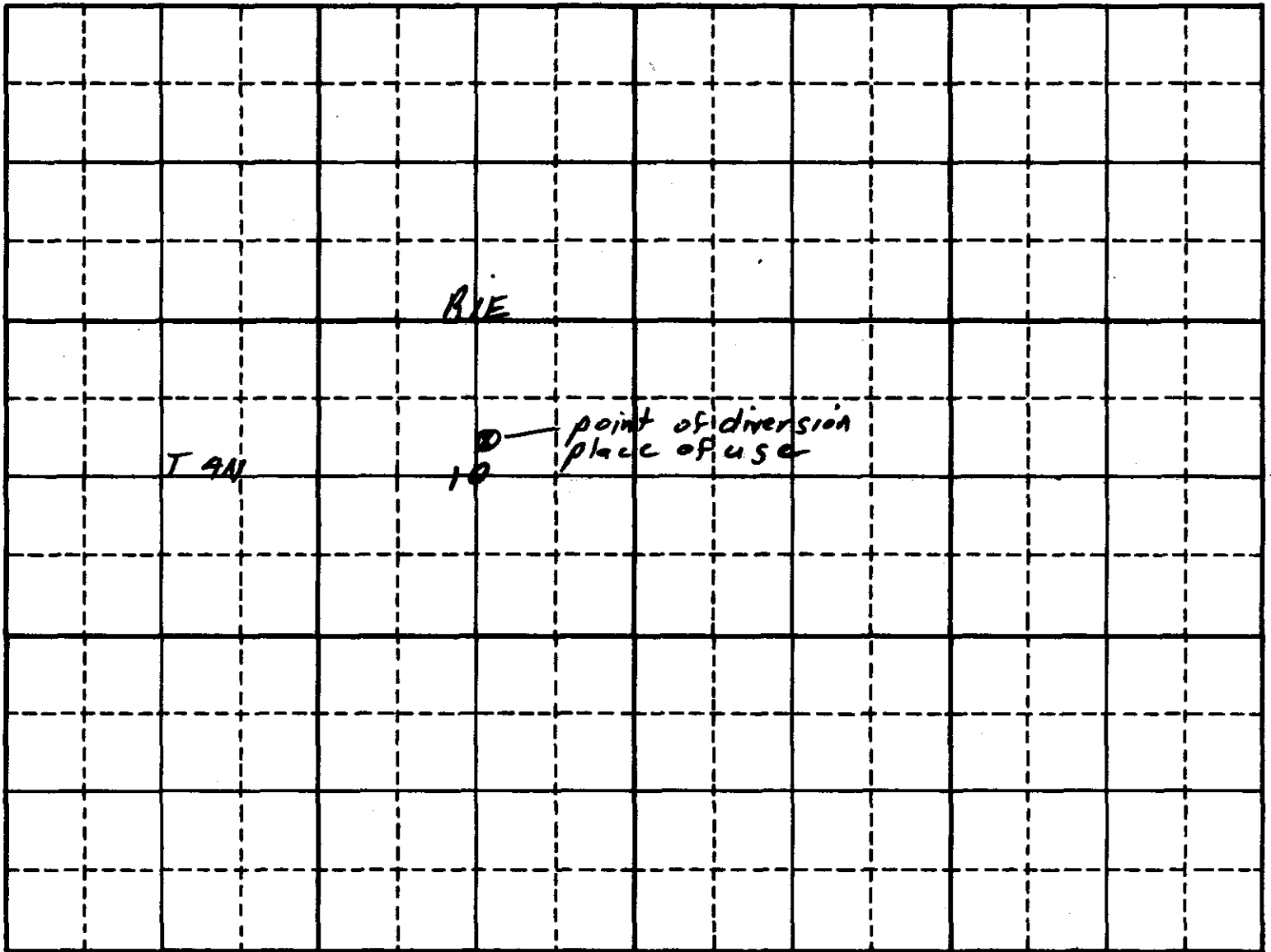
Total No. of acres _____

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

Domestic use for one household and lawn and garden watering.

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

(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 14th day of July 1977.
Thomas W. Hetherland (Claimant)
Beta Bengdela Notary Public
Residing at Boise, Idaho

My commission expires March 8, 1980

For Department Use Only			
Received by <u>GFS</u>	Date <u>12-14-77</u>	Exception filed by:	Forwarded to
Prelim. check by <u>R.W.H.</u>	Date <u>12-14-77</u>		claimant by:
\$10.00 fee received by <u>mf</u>	Date <u>12-15-77</u> # <u>9711</u>		
Approved for publication by			
Published in <u>Idaho Statesman</u>			
Dates <u>Dec 22 + 29</u>			

STATE OF IDAHO)
) ss.
COUNTY OF ADA)

Melba Madarieta, 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 December 22, 1977, and ending with the issue of December 29, 1977.

Melba Madarieta

Subscribed and sworn to before me this 29th day of December, 1977.

Barney E. Jensen
Notary Public for Idaho, Residing at Boise, Idaho

OK
12-20-77
JF

Deposited
Notary Public

ACTION

N OWNER LAST NAME - SUTHERLAND

FIRST NAME - LUVERNE H.

N OWNER LAST NAME - SUTHERLAND

FIRST NAME - HOLLIS P.

N ADDRESS LINE 1 - RT. 1

CITY - BOISE

STATE - ID

N SOURCE - GROUNDWATER

N STAGE - STATRY CLM

PRIORITY - 06-01-1964 COUNTY - ADA

TOTAL DIV. RATE - .0400CFS

N DIVERSION POINT - SWNE 10 04N 01E

N FROM - 01-01 TO - 12-31 USE - DOMESTIC

USE DIV. RATE - .0400CFS

N USE - DOMESTIC

PLACE OF USE - T4N 04N R4G 01E SEC 10 TRACT SWNE

3/79

IDENT. NO. 63-4591

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT DATA ENTRY LOG

[illegible]

- DATA ENTRY -

OTd No.

New No.

1. Original Owner: Lurverne H. & Hollis P. Sutherland

Present Owner: _____

2. Address: Rt. 1

3. City: Boise State: Id Zip: _____

4. A. Source of Water: gw

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: 6-1-1964

D. County: Ol

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):

	<u>Tract</u>	<u>Sec.</u>	<u>Twp.</u>	<u>Rge.</u>	<u>Gov't Lot</u>	<u>Rediv.</u>
6. A. Point of Diversion	<u>SWNE</u>	<u>10</u>	<u>4N</u>	<u>1E</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

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 63-4591

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

(1) R.W.H. 12-14-77

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. 12-14-77

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) rf OK

Affidavit of Publication received(date) 12-30-77

(12) _____

Final date for protests N/A
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 F.H.A. Date 1-9-78



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

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

January 10, 1978

Re: Claim to a Water Right No. 63-4591

Mr. & Mrs. Hollis P. Sutherland
Route 1
Boise, ID 83702

Dear Mr. & Mrs. Sutherland:

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.

Sincerely,

L. GLEN SAXTON, P.E.
Western Regional Supervisor

LGS:rf

Enclosure



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
WESTERN REGION

John V. Evans
Governor

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

December 15, 1977

Re: Notice of Claim to a Water Right No. 63-4590 -- William W. or Helen S. Pardew
63-4591 -- Luverne H. &/or Hollis P. Sutherland
Notice of Application for Water Permit No. 63-9095 -- Idaho Land Developers, Inc.

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 January 9, 1978.

Sincerely,

RITA FLECK
Secretary

Bill submitted
12-30-77
J

NOTICE OF CLAIM TO A WATER RIGHT

NO. 63-4591

Notice is hereby given that LUVERNE H. &/or HOLLIS P. SUTHERLAND
Route 1, 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 ~~XXXX feet~~ of water
from a groundwater source
with the point of diversion in the SW 1/4 Sec 10 T4N-R1E B.M., Ada
County.

The water is claimed to be used from Jan 1 to Dec 31
for domestic purposes

with a priority date of 1964 ;
the place of use is within the SW 1/4 Sec 10 T4N-R1E

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 December 22, 1977 and December 29, 1977.