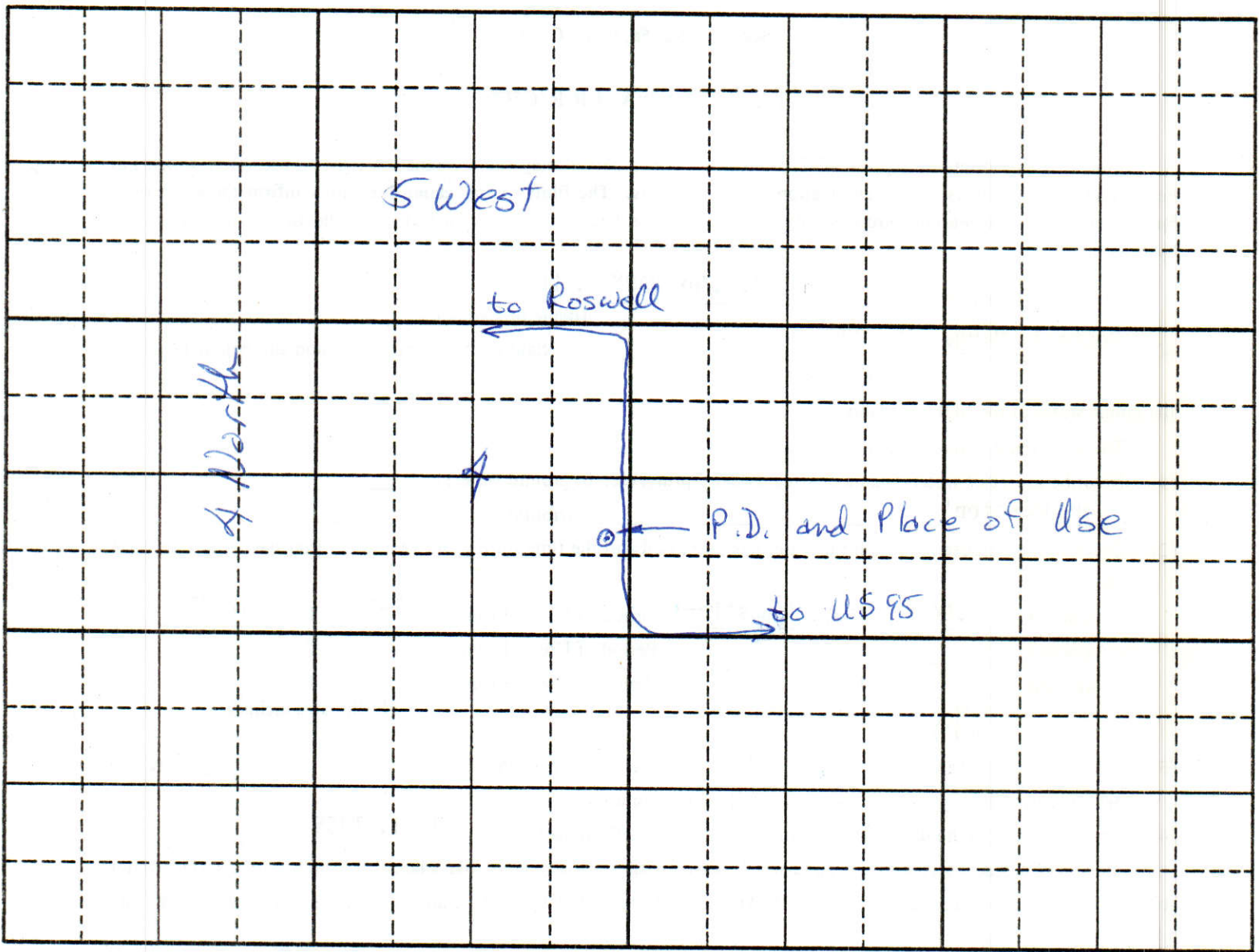


(8) Remarks _____



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 October, 19 77.

James J. Lowe
(Claimant)

Rita Benck
Notary Public
Residing at Boise, Id

My commission expires March 8, 1980

For Department Use Only

Received by <u>WAM</u>	Date <u>10-25-77</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>R.W.H.</u>	Date <u>10-25-77</u>		claimant by:	
\$10.00 fee received by <u>WAM</u>	Date <u>10-25-77</u>	# <u>9625</u>		
Approved for publication by				
Published in <u>News-Tribune</u>				
Dates <u>Nov 3 & 10, 1977</u>				

AFFIDAVIT OF PUBLICATION

RECEIVED
NOV 15 1977

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

Department of Water Resources
Western Regional Office

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

1. That I am a citizen of the United States of America, and at all
times hereinafter mentioned was over the age of twenty-one years,
and not a party to the above entitled action.

2. That I am the Principle Clerk of the News-Tribune,
a daily, (except Sunday) newspaper published in the City of
Caldwell, in the County of Canyon, State of Idaho; that
the said newspaper is in general circulation in the said County of
Canyon, and in the vicinity of Caldwell, and has
been uninterruptedly published in said County during a period of
seventy-eight consecutive weeks prior to the first publication of the
notice, a 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:

November 3, 10, 1977

OK
11-10-77
JH

Verla Harker

Subscribed and sworn to before me this

19 77 10th day of November

Janet Lusk
Notary Public, Residing at Nampa, Idaho

MY COMMISSION EXPIRES
JULY 12th, 1981

NOTICE OF CLAIM TO
A WATER RIGHT
No. 63-4577

Notice is hereby given that
JAMES J. &/or MARY C.
LOWE Route 1, Parma, ID has
filed a claim to a water right
established by diversion and ap-
plication to beneficial use of 0.04
cubic feet per second of water
from a groundwater source with
the point of diversion in the
NE 1/4 SE 1/4 Sec 4 T4N-R5W 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 July 1, 1955; the
place of use is within the
NE 1/4 SE 1/4 Sec 4 T4N-R5W B.M.
Any exception to this claim of
water right may be filed with the
Director of the Idaho Depart-
ment of Water Resources, 92
South Cole Road, Boise, Idaho
83705.

C. STEPHEN ALLRED
Director
November 3, 10, 1977

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 JAMES J. &/or MARY C. LOWE (name of claimant)
of Route 1 Parma, ID 83660 (mailing address), claims a right to the diversion and beneficial use of
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 0.04 Use domestic Period of Use: From 1-1 To 12-31
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) July 1, 1955

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)
NE ¼ SE ¼, Sec. 4 Twp. 4N Rge. 5W B. M. County of Canyon
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.
8 inch cased well pumped with 5 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.

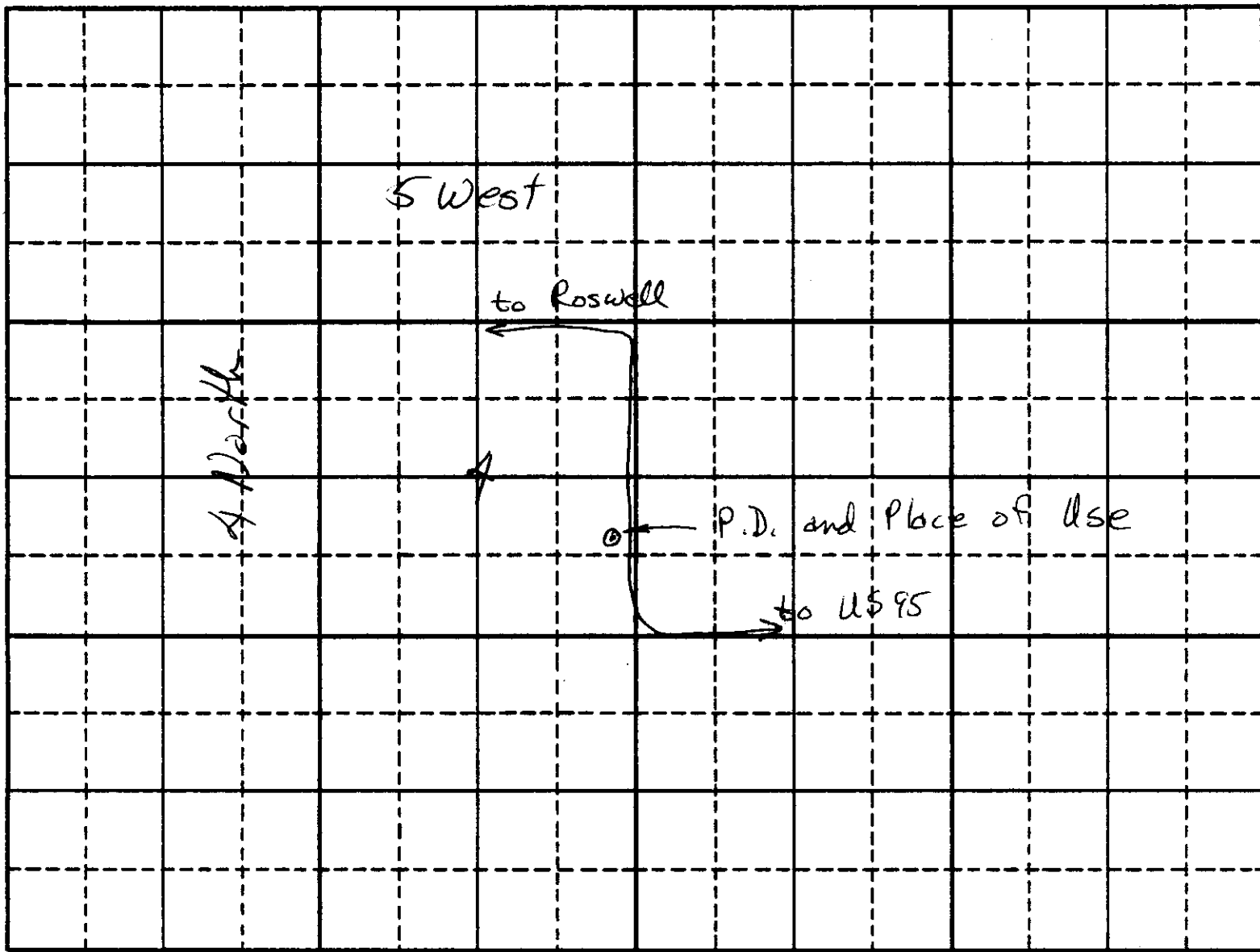
T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4N	5W	4													X				

Total No. of acres

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

- (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 25th day of October, 1977.
James J. Lowe (claimant)

Rita Bruchle
Notary Public
Residing at Bowser, Id

My commission expires March 8, 1980

For Department Use Only

Received by <u>WAM</u>	Date <u>10-25-77</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>R.W.H.</u>	Date <u>10-25-77</u>		claimant by:	
\$10.00 fee received by <u>WAM</u>	Date <u>10-25-77</u>	# <u>9625</u>		
Approved for publication by				
Published in <u>News-Tribune</u>				
Dates <u>Nov 3 & 10, 1977</u>				

AFFIDAVIT OF PUBLICATION

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

RECEIVED
NOV 15 1977

Department of Water Resources
Western Regional Office

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

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of twenty-one years, and not a party to the above entitled action.

2. That I am the Principle Clerk of the News-Tribune, a daily, (except Sunday) newspaper published in the City of Caldwell, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Caldwell, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a 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:

November 3, 10, 1977

OK
11-16-77
JH

Verla Harker

Subscribed and sworn to before me this

19 77 10 day of November

Janet Lusk
Notary Public, Residing at Nampa, Idaho

MY COMMISSION EXPIRES
JULY 12th, 1981

ACT
ION

N OWNER LAST NAME - LOWE

FIRST NAME - JAMES J.

N OWNER LAST NAME - LOWE

FIRST NAME - MARY C.

N ADDRESS LINE 1 - RT. 1

N

CITY - PARMA

STATE - ID ZIP CODE - 83660

N SOURCE - GROUNDWATER

N STAGE - STATRY CLM

PRIORITY - 07-01-1955 COUNTY - CANYON TOTAL DIV. RATE - .0400CFS

N DIVERSION POINT - NESE 04 04N 05W

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

USE DIV. RATE - .0400CFS

N USE - DOMESTIC

PLACE OF USE - TWN 04N RNG 05W SEC 04 TRACT NESE

IDENT. NO.

[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 163-4511
 Old No. _____ New No. _____

Record

1. Original Owner: James J. & Mary C. Lowe

Present Owner: _____

2. Address: Rt. 1

3. City: Parma State: ID Zip: 83660

4. A. Source of Water: DW

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: 7-1-1955

D. County: 21

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>NESE</u>	<u>4</u>	<u>4N</u>	<u>5W</u>		

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

from 1-1 to 12-31 for D 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 _____

CSA 11-8-79

8. Use Code: D

[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):

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 63-45-77

☒ 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. 10-25-77

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
_____ Request Dam Safety Information

(4) R.W.H. 10-25-77

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) Y OK

Affidavit of Publication received(date) 11-16-77

(12) Y _____

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 YHA

Date 11-21-77



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

Cecil D. Andrus
Governor

R. Keith Higinson
Director

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

November 28, 1977

Re: Claim to a Water Right No. 63-4577

James J. &/or Mary C. Lowe
Route 1
Parma, ID 83660

Dear Mr. & Mrs. Lowe:

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



DEPARTMENT OF WATER RESOURCES

WESTERN REGION

John V. Evans
Governor

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

October 28, 1977

Re: Notice of Claim to a Water Right No. 63-4577 -- James &/or Mary Lowe
Notice of Application for Water Permit No. 63-9060 -- Jos. Saltzer, M.D.
63-9063 -- Logan Farms

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 November 21, 1977.

Sincerely,

RITA FLECK
Secretary

Bill submitted
11-16-77
[Signature]

NOTICE OF CLAIM TO A WATER RIGHT

NO. 63-4577

Notice is hereby given that JAMES J. &/or MARY C. LOWE
Route 1 Parma, ID
has filed a claim to a water right established by diversion and application
to beneficial use of 0.04 cubic feet per second ~~acres feet~~ of water
from a groundwater source
with the point of diversion in the NE 1/4 Sec 4 T4N-R5W 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 July 1, 1955 ;
the place of use is within the NE 1/4 Sec 4 T4N-R5W 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 News-Tribune, Caldwell, Idaho
on November 3, 1977 and November 10, 1977.