

75.5



AFFIDAVIT OF PUBLICATION

RECEIVED
AUG 2 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:

July 28; August 4, 1977

Verla Harker

Subscribed and sworn to before me this

19 77 4th day of August

Adam D. Hark

Notary Public, Residing at Nampa, Idaho

My Commission Expires June 23, 1979.

NOTICE OF CLAIM
TO A WATER RIGHT
NO. 63-4537

Notice is hereby given that
LESTER S. &/or NOLA YEA-
KEL Route 2, Parma, Idaho
has filed a claim to a water right
established by diversion and ap-
plication to beneficial use of 3.0
cubic feet per second of water
from Kiesel Drain trib. Cole
Slough Drain with the point of
diversion in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec
15 T5N-R5W B.M., Canyon Coun-
ty.

The water is claimed to be
used from April 1 to Oct. 31 for
irrigation of 81.2 acres with a
priority date of 1928; the place of
use is within the NW $\frac{1}{4}$ NW $\frac{1}{4}$,
S $\frac{1}{2}$ NW $\frac{1}{4}$ Sec 15; NE $\frac{1}{4}$ NE $\frac{1}{4}$,
S $\frac{1}{2}$ NE $\frac{1}{4}$ Sec 16; SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 9
T5N-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
July 28, Aug. 4, 1977

OK 1/18
6-12-77

MICROFILMED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Section 42-225a, Idaho Code

Notice is hereby given that LESTER S. &/or NOLA YEAKEL

(name of claimant)

Route 2, Parma, Idaho 83660

(mailing address)

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) Kiesel Drain
_____, tributary to, Cole Slough Drain

- (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>3.0</u>	Use	<u>Irrigation</u>	Period of Use:	From	<u>Apr 1</u>	To	<u>Oct 31</u>
Amount	<u> </u>	Use	<u> </u>	Period of Use:	From	<u> </u>	To	<u> </u>
Amount	<u> </u>	Use	<u> </u>	Period of Use:	From	<u> </u>	To	<u> </u>
	(cfs, gpm or a/f)		(dom., irri., stock, etc.)					(both dates inclusive)

- (3) Total quantity of water claimed: 3.0 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) 1928

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 NW ¼, Sec. 15 Twp. 5N 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. concrete diversion structure into open ditch.

- (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 81.2

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

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

(8) Remarks See Map

[illegible]

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)
) ss.
County of Ada)

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 19th day of July, 19 77.

 (Claimant)

Notary Public
Residing at Boise, Idaho

My commission expires March 8, 1980

For Department Use Only

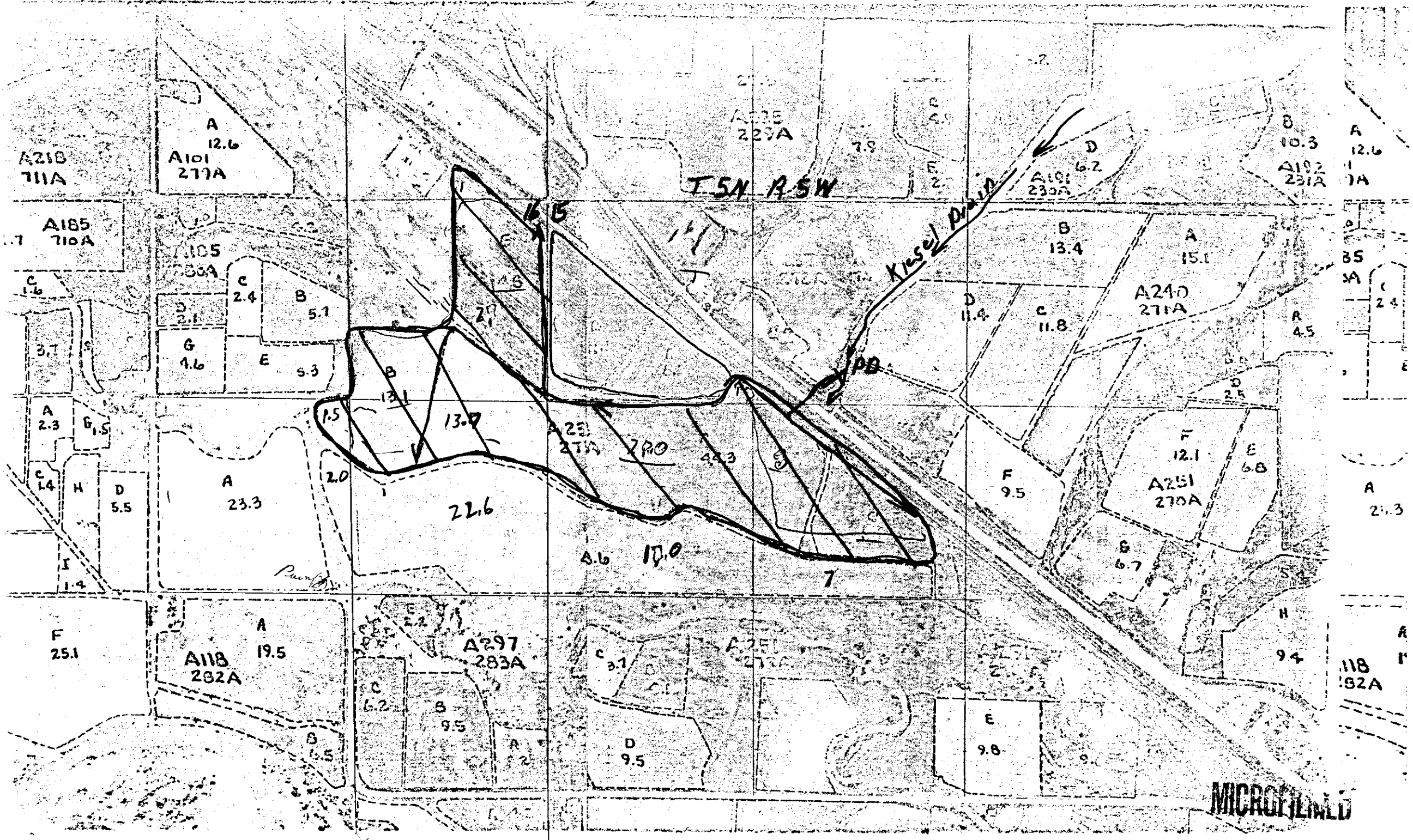
Received by GLS Date 7/19/77 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by _____ Date _____ claimant by: _____
\$10.00 fee received by WHL Date 7/20/77
Approved for publication by _____
Published in News - Tribune
Dates July 28 + Aug 4

SECRET

48.6

80.2

75.5



MICROFILMED

AFFIDAVIT OF PUBLICATION

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

Deputy
Notary

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.

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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
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seventy-eight consecutive weeks prior to the first publication of the
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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:

July 28; August 4, 1977

OK *YH*
6-12-77

Verla Harker

Subscribed and sworn to before me this

19 77 4th day of August

Adam D. Hark

Notary Public, Residing at Nampa, Idaho

My Commission Expires June 23, 1979.

MICROFILMED

ACT
IONN OWNER LAST NAME - YEAKEL
N OWNER LAST NAME - YEAKEL
N ADDRESS LINE 1 - RT. 2FIRST NAME - LESTER S.
FIRST NAME - NOLAN SOURCE - KIESEL DRAIN
N STAGE - STATRY CLMCITY - PARMA
TRIBUTARY OF - COLE SLOUGH DRAIN

STATE - ID ZIP CODE - 83660

N DIVERSION POINT - NENW 15 05N 05W
N FROM - 04-01 TO - 10-31

PRIORITY - 06-01-1928 COUNTY - CANYON

TOTAL DIV. RATE - 3.0000CFS

N USE - IRRIGATION

USE DIV. RATE - 3.0000CFS

N USE - IRRIGATION

PLACE OF USE - TWN 05N RNG 05W SEC 15 TRACT NWNW

AC 01 TRACT SWNW

AC 21

N USE - IRRIGATION

PLACE OF USE - TWN 05N RNG 05W SEC 16 TRACT SENW

AC 16

N USE - IRRIGATION

PLACE OF USE - TWN 05N RNG 05W SEC 16 TRACT NENE

AC 27 TRACT SWNE

AC 02

N USE - IRRIGATION

PLACE OF USE - TWN 05N RNG 05W SEC 09 TRACT SENE

AC 14

N REMARKS - AC. IRR.=81.2.

PLACE OF USE - TWN 05N RNG 05W SEC 09 TRACT SESE

AC 01

3/79

IDENT. NO. 63-4537

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]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 1 63-4537
OTd No. _____ New No. _____

Record

1. Original Owner: Lester S. & Nola Yeakel

Present Owner: _____

2. Address: Rt. 23. City: Parma State: IO Zip: 836604. A. Source of Water: Kiesel DrainB. Tributary of: Cole Slough Drain5. 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: 6-1-1928D. County: 27E. Total Diversion Rate: 3

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>NENW</u>	<u>15</u>	<u>SN</u>	<u>SW</u>		

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

from 4-1 to 10-31 for A purposes. Amount 3
(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

Claim
Application No. 63-

☒ 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

☐ Pre-permit exam
☐ Adjudication Claim
☐ Dam Construction
Papers Sent

(1) WNH 7-20-77

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) WAM 7-20-77

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) 8-12-77

(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 WJL

Date 8-12-77

UNCLASSIFIED



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

August 16, 1977

Re: Claims to Water Right NOs. 63-4534, 63-4535, 63-4536 & 63-4537

Lester S. &/or Nola Yeakel
Route 2
Parma, ID 83660

Dear MR. & Mrs. Yeakel:

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

RECEIVED
AUG 22 1977
WATER RESOURCES



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

John V. Evans
Governor

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

July 22, 1977

Re: See attached sheet

63-4537

The 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 August 15, 1977.

Sincerely,

RITA FLECK
Secretary

Bill submitted
8-12-77
y

RECEIVED

Published in the News-Tribune, Caldwell, Idaho on July 28 & August 4, 1977

NOTICE OF CLAIM TO A WATER RIGHT

63-4534	Lester S. &/or Nola Yeake1
63-4535	Lester S. &/or Nola Yeake1
63-4536	Lester S. &/or Nola Yeake1
63-4537	Lester S. &/or Nola Yeake1
63-4538	Robert Edward &/or Evelyn Ruth Maurer

NOTICE OF APPLICATION FOR WATER PERMIT

63-8980	Jonathan D. Ball
63-8985	City of Caldwell
63-8987	City of Caldwell
63-8988	Albert &/or Odessa Eidemiller

7-28-77

NOTICE OF CLAIM TO A WATER RIGHT

NO. 63-4537

Notice is hereby given that LESTER S. &/or NOLA YEAKEL
Route 2, Parma, ID
has filed a claim to a water right established by diversion and application
to beneficial use of 3.0 cubic feet per second XXXXXXX acre feet of water
from Kiesel Drain trib. Cole Slough Drain
with the point of diversion in the NE1/4 Sec 15 T5N R5W B.M., Canyon
County.

The water is claimed to be used from Apr 1 to Oct 31
for irrigation of 81.2 acres

with a priority date of 1928;
the place of use is within the NW1/4, S1/4 Sec 15, NE1/4, S1/4 Sec
16, SE1/4 Sec 9 T5N R5W B.M.

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

C. STEPHEN ALLRED

Director

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on July 28, 1977 and August 4, 1977.

RECORDED