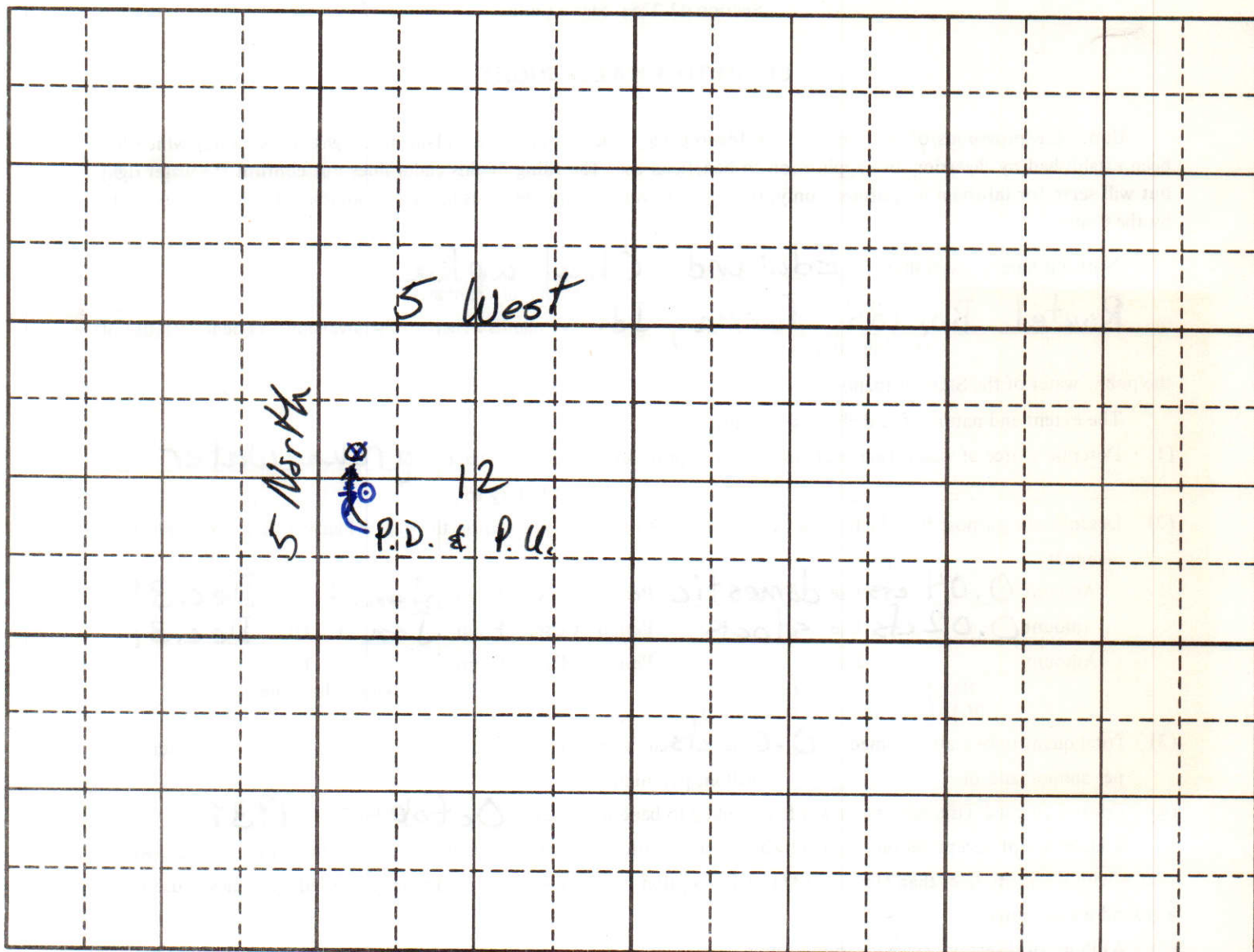


(8) Remarks _____



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 6th day of June, 19 77.

Edward Chaloupka
(Claimant)

Notary Public

Residing at Boise, Idaho

My commission expires March 8, 1980

For Department Use Only

Received by WAM Date 6-6-77 Exception filed by: _____ Date _____
Prelim. check by GSS Date 6-6-77 Forwarded to claimant by: _____
\$10.00 fee received by WAM Date 6-6-77 # 8053
Approved for publication by _____
Published in Boise Tribune _____
Dates June 16 & 23 _____

RECEIVED
JUN 23 1977

AFFIDAVIT OF PUBLICATION

Department of Water Resources
Western Regional Office

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

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:

June 16, 23, 1977

Verla Harker

Subscribed and sworn to before me this _____

23rd day of June,
19 77.

Adam D. Kach
Notary Public, Residing at Nampa, Idaho

My Commission Expires June 23, 1979.

NOTICE OF CLAIM TO
A WATER RIGHT
NO. 63-4513

Notice is hereby given that EDWARD CHALOUPKA, Route 1, Box 134, Parma, ID, has filed a claim to a water right established by diversion and application to beneficial use of 0.06 cubic feet per second of water from a groundwater source with the point of diversion in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 12 T5N-R5W B.M., Canyon County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic and stockwater purposes with a priority date of October, 1939; the place of use is within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 12 T5N-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
June 16, 23, 1977

OK
6-30-77
JY

MICROFILMED

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 Edward Chaloupka
(name of claimant)
of Routel Box 134 Parma, 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) ground water
_____, 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 cfs</u> | Use | <u>domestic</u> | Period of Use: | From | <u>Jan. 1</u> | To | <u>Dec. 31</u> |
| Amount | <u>0.02 cfs</u> | Use | <u>stock</u> | Period of Use: | From | <u>Jan. 1</u> | To | <u>Dec. 31</u> |
| 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: 0.06 cfs 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) October 1939

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)
NW ¼ SW ¼, Sec. 12 Twp. 5 N Rge. 5 W 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. 4" cased well, 134 ft. deep with ¾ hp. submersible pump. Well drilled by Largent & Westerfield.

- (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.

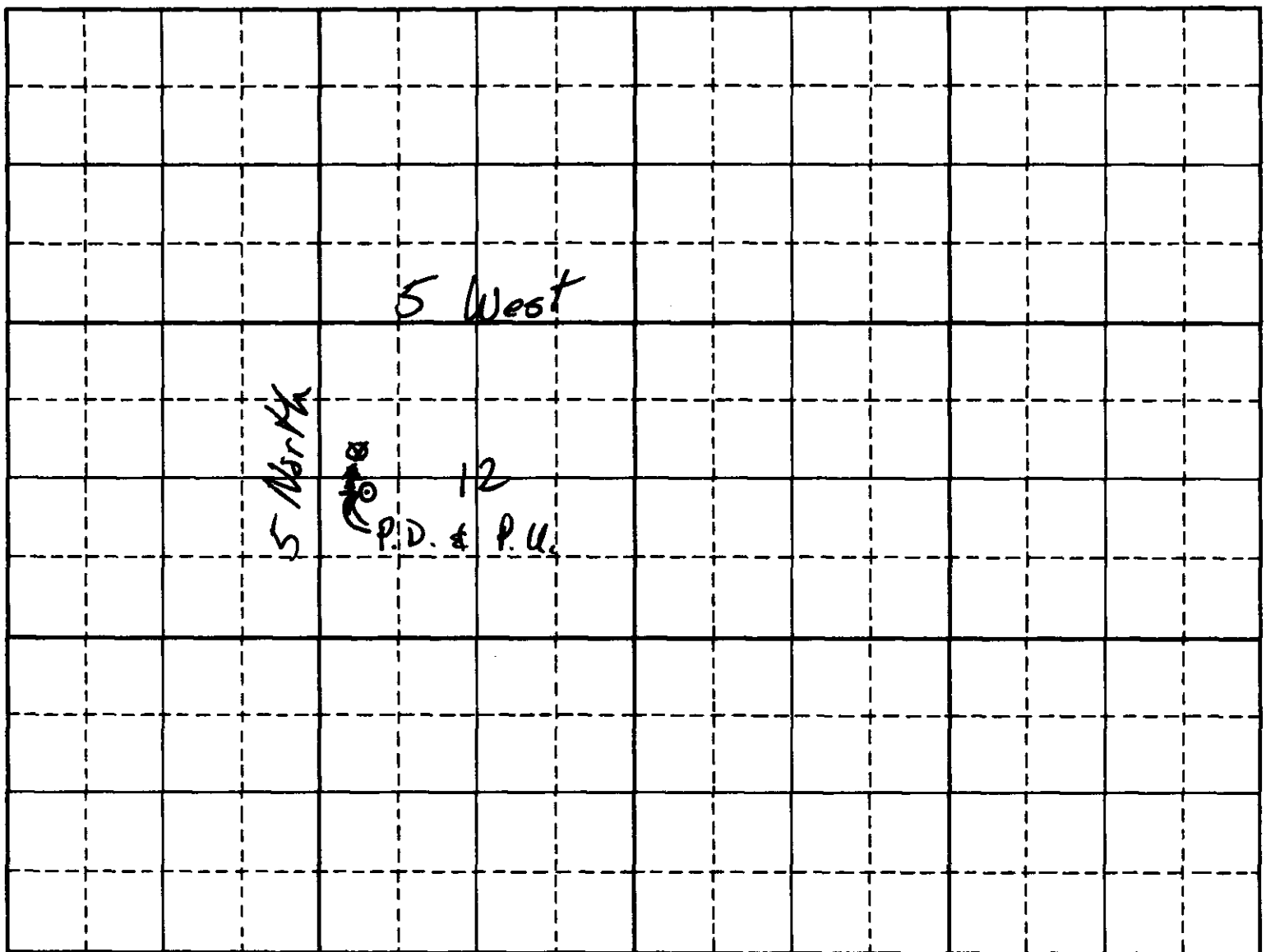
T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
5N	5W	12									X								

Total No. of acres _____

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible:
Stock water for 25 head of cattle and 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 6th day of June, 19 77.
Edward Chaloupka (Claimant)
Rita Bendele Notary Public
Residing at Boise, Idaho

My commission expires March 8, 1980

For Department Use Only

Received by <u>WAM</u>	Date <u>6-6-77</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>GSS</u>	Date <u>6-6-77</u>		claimant by:	
\$10.00 fee received by <u>WAM</u>	Date <u>6-6-77</u> # <u>8053</u>			
Approved for publication by				
Published in <u>Boise Tribune</u>				
Dates <u>June 16 & 23</u>				

AFFIDAVIT OF PUBLICATION

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

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:

June 16, 23, 1977

OK
6-30-77
JH

Verla Harker

Subscribed and sworn to before me this

23rd day of June,
19 77.

Adam D. Kach
Notary Public, Residing at Nampa, Idaho

My Commission Expires June 23, 1979.

WATER RIGHT NUMBER 63-4513

WATER RIGHTS EDIT REPORT

01/03/80

PAGE 65

ACT
ION

N OWNER LAST NAME - CHALOUPKA
N ADDRESS LINE 1 - RT. 1 BOX 134

FIRST NAME - EDWARD

N
N SOURCE - GROUNDWATER

CITY - PARMA

STATE - ID ZIP CODE - 83660

N STAGE - STATRY CLM

PRIORITY - 10-01-1939 COUNTY - CANYON

TOTAL DIV. RATE - .0600CFS

N DIVERSION POINT - NWSW 12 05N 05W

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

USE DIV. RATE - .0200CFS

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

USE DIV. RATE - .0400CFS

N USE - STOCKWATER

PLACE OF USE - TWN 05N RNG 05W SEC 12 TRACT NWSW

N NON IRRIG USE - S/25 RANGE D/1 HOME.

3/79

IDENT. NO. 63-4513

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 -

Old No.

New No. _____

1 63-4513

1. Original Owner:

1. Original Owner: Edward Chaloupka

Present Owner:

2. Address: Rt. 1 Box 134

3. City: *Palma*

State: ID

Zip: 83660

4. A. Source of Water: *gal*

B. Tributary of:

5. A. Stage (A,P,L,D,S,J): *J*

B. Status (D,L,R,C,A,I,F - leave blank if valid):

C. Priority Date: 10-1-1939

D. County: 27

E. Total Diversion Rate: .06

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):

6. A. Point of Diversion

Tract

Sec.

Twp.

Rge.

Gov't

Lot

Rediv.

NWDA

12

SN

5w

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

from 1-1 to 12-31 for 8 purposes. Amount .02
(cfs or ~~AC-FT~~/yr)

from 1-1 to 12-31 for D purposes. Amount .04

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 _____

CJA 11-7-79

8. Use Code: 2

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A.
B.
C.
D.
E.

11. Other Uses (Non-irrigation explanatory information):

S/ 25 range D/ 1 home.

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

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) GLS 6/6/77

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) GLS 6/6/77

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) _____ RWS

Other rights on the same place of use

(10) _____

Comments: _____

(11) y OL

Affidavit of Publication received(date) 6-30-77

(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 FLA Date 6-30-77

RECEIVED



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

July 5, 1977

Re: Claim to a Water Right No. 63-4513

Edward Chaloupka
Route 1, Box 134
Parma, ID 83660

Dear Mr. Chaloupka:

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

Cecil D. Anderson
Governor

R. Keith Higginson
Director

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

June 10, 1977

Re: Notice of Application for Water Permit No. 63-8922 -- Charles &/or Gayla Javaux
63-8934 -- J. Howard Kent
63-8935 -- McKinley &/or Aileen Eastopp
63-8938 -- Charles &/or Jacquelyn Orcutt
Notice of Claim to a Water Right No. 63-4513 -- Edward Chaloupka

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 July 4, 1977.

Sincerely,

Bill submitted
6-30-77
y

RECEIVED
JUN 14 1977

NOTICE OF CLAIM TO A WATER RIGHT

NO. 63-4513

Notice is hereby given that EDWARD CHALOUPKA
Route 1, Box 134 Parma, ID
has filed a claim to a water right established by diversion and application
to beneficial use of 0.06 cubic feet per second ~~XXXXXX~~ of water
from a groundwater source
with the point of diversion in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 12 T5N-R5W B.M., Canyon
County.

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

with a priority date of October, 1939;
the place of use is within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 12 T5N-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, ID
on June 16, 1977 and June 23, 1977.