

AFFIDAVIT OF PUBLICATION

RECEIVED
JUN 16 1977

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

Department of Water Resources
Western Regional Office

Verla Harker
of Nampa, 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 Idaho Free Press,
a daily, (except Sunday) newspaper published in the City of
Nampa, 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 Nampa, 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 2, 9, 1977

Verla Harker

Subscribed and sworn to before me this _____

_____ 9th _____ day of _____ June _____,
19 77.

Adam D. Law

Notary Public, Residing at Nampa, Idaho

My Commission Expires June 23, 1979.

NOTICE OF CLAIM
TO A WATER RIGHT
NO. 63-4503
Notice is hereby given that
IDACREST FARMS, INC., c/o
RICHARD R. DAVIS, Route 1,
Kuna, Idaho, has filed a claim to
a water right established by
diversion and application to
beneficial use of 0.08 cubic feet
per second from a groundwater
source with the point of diver-
sion in the Lot 3 (NW1/4SW1/4)
Sec. 30, T2N-R1W B.M., Canyon
County.
The water is claimed to be
used from Jan. 1 to Dec. 31 for
domestic and stockwater pur-
poses with a priority date of
1961; the place of use is within
the Lot 3 (NW1/4SW1/4) Sec. 30,
T2N-R1W 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
June 2, 9, 1977

RECORDED

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 IDACREST FARMS, INC. c/o Richard R. Davis
(name of claimant)
of Route 1 Kuna, ID 83643, 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 | <u>0.04</u> | Use | <u>stockwater</u> | Period of Use: | From | <u>1-1</u> | To | <u>12-31</u> |
| Amount | _____ | Use | _____ | Period of Use: | From | _____ | To | _____ |
| | (cfs, gpm or g/h) | | (dom., irri., stock, etc.) | | | | | (both dates inclusive) |
- (3) Total quantity of water claimed: 0.08 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) 1961

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)
 Lot 3 ~~X~~ (NWSW)~~X~~, Sec. 30 Twp. 2N Rge. 1W 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. _____
Well is 150 feet deep with a 6 inch casing. Pump and motor is 2 HP.

- (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]

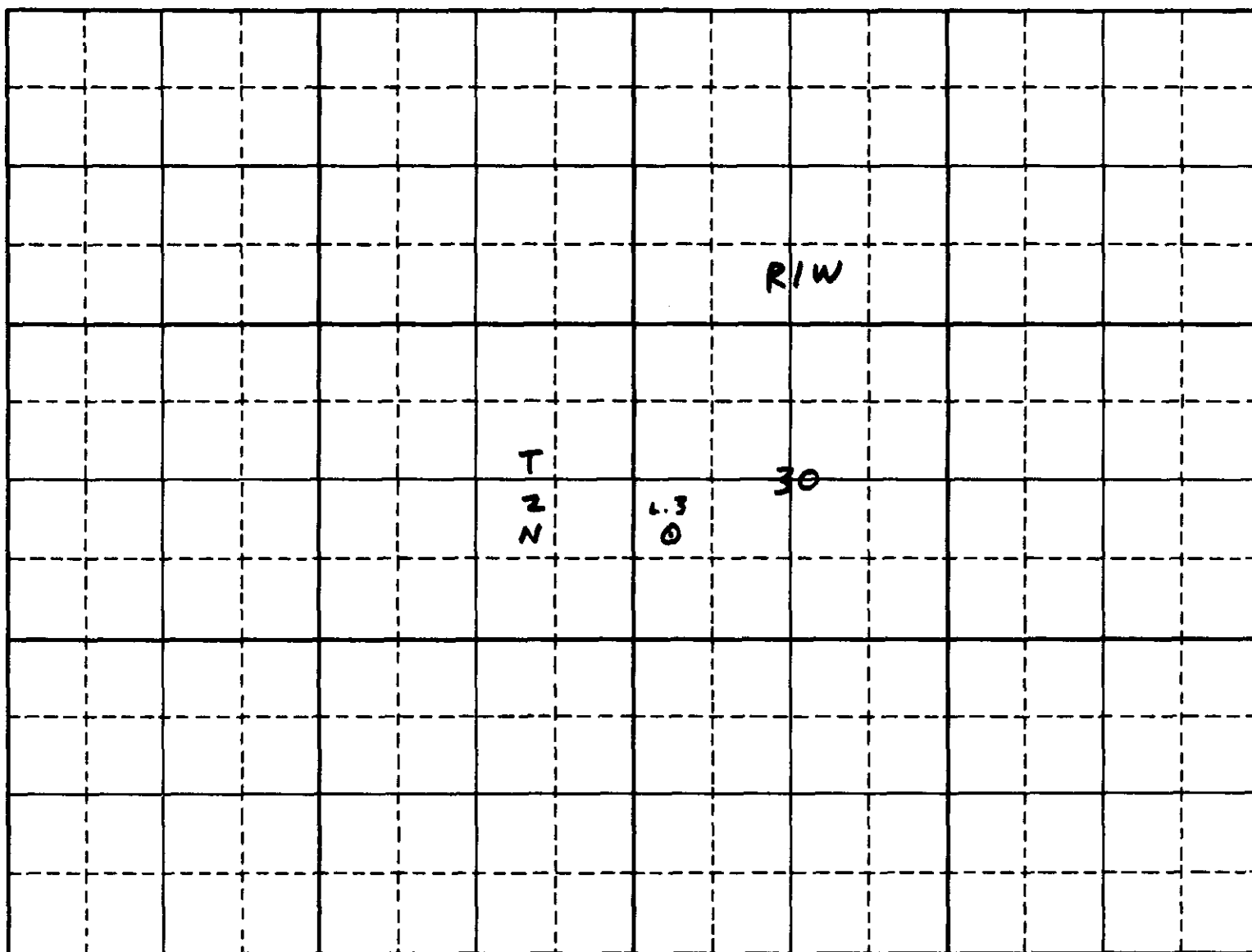
Total No. of acres _____

- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: _____
Domestic for two households and approximately 500 head of stock

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

REVISED

(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 24th day of _____

Richard H. Davis Treas.
(Claimant)

May, 19 77
Lyle Glen Taylor
Notary Public
Residing at Boise, Idaho

My commission expires 11-25-78

For Department Use Only

Received by <u>[Signature]</u>	Date <u>5-24-77</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>[Signature]</u>	Date <u>5-24-77</u>		claimant by:	
\$10.00 fee received by <u>CS</u>	Date <u>5-24-77</u>			
Approved for publication by <u>[Signature]</u>	Date <u>May 26 1977</u>			
Published in <u>Idaho Treas. Files</u>				
Dates <u>June 2, 1911 & June 2, 1977</u>				

AFFIDAVIT OF PUBLICATION

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

Deputy
Recorder

Verla Harker
of Nampa, 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 Idaho Free Press,
a daily, (except Sunday) newspaper published in the City of
Nampa, 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 Nampa, 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 2, 9, 1977

Verla Harker

Subscribed and sworn to before me this _____

19 77 9th day of June,

Adam D. Law

Notary Public, Residing at Nampa, Idaho

My Commission Expires June 23, 1979.

RECORDED

WATER RIGHT NUMBER 63-4503

WATER RIGHTS EDIT REPORT

01/03/80

PAGE 55

ACT
ION

N OWNER LAST NAME - IDACREST FARMS INC.
N ADDRESS LINE 1 - C/O RICHARD R. DAVIS

ADDRESS LINE 2 - RT. 1
CITY - KUNA

STATE - ID ZIP CODE - 83634

N SOURCE - GROUNDWATER

N STAGE - STATRY CLM

PRIORITY - 06-01-1961 COUNTY - CANYON

TOTAL DIV. RATE - .0800CFS

N DIVERSION POINT - NWSW 30 02N 01W LOT 03

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

USE DIV. RATE - .0400CFS

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

USE DIV. RATE - .0400CFS

N USE - STOCKWATER

PLACE OF USE - TWN 02N RNG 01W SEC 30 TRACT NWSW LOT 03

N NON IRRIG USE - S/500 RANGE D/2 HOMES.

1000

IDENT. NO. 63-4503

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 63-4503
Old No. New No.

Record

1. Original Owner: Odacrest Farms Inc.

Present Owner: _____

2. Address: % Richard R. Davis, Rt. 13. City: Kuna State: ID Zip: 836344. A. Source of Water: gw

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: 6-1-1961D. County: 27E. Total Diversion Rate: .08

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>NW 1/4</u>	<u>30</u>	<u>2N</u>	<u>1W</u>	<u>3</u>	

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

from 1-1 to 12-31 for J purposes. Amount .04
(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 _____

9/11779

[illegible]

9. A. Decree Name:

B. Decree Date:

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

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

S/500 range D/2 tones

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. 63-4503

☒ 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)

THH 5-24-77

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)

THH 5-24-77

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)

RNS. Other rights on the same place of use

(10)

Comments: _____

(11)

af OK

Affidavit of Publication received (date) 6-20-77

(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

THH

Date

6-20-77

UNRECORDED



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

June 23, 1977

Re: Claim to a Water Right Nos. 63-4503, 63-4504 & 63-4505

Richard R. Davis
Idacrest Farms, Inc.
Route 1
Kuna, ID 83634

Dear Mr. Davis:

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

MICROFILMED



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

May 27, 1977

RE: SEE ATTACHED SHEET

63-4503

Idaho Free Press
P.O. Box 88
Nampa, Idaho 83651

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 June 20, 1977.

Sincerely,

Bill submitted
6-20-77
[Signature]

MICROFILMED

NOTICE OF CLAIM TO A WATER RIGHT

NO. 63-4503

Notice is hereby given that IDA CREST FARMS, INC. c/o RICHARD R. DAVIS

Route 1 Kuna, Idaho

has filed a claim to a water right established by diversion and application
to beneficial use of 0.08 cubic feet per second ~~surface water~~
from a groundwater source

with the point of diversion in the Lot 3 (NW₁SW₄) Sec 30 T2N-R1W 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 1961 ;
the place of use is within the Lot 3 (NW₁SW₄) Sec 30 T2N-R1W 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 Free Press - Nampa, ID
on June 2, 1977 and June 9, 1977

RECORDED
JUN 14 1977
IDAHO DEPT. OF WATER RESOURCES

PUBLISHES IN THE IDAHO FREE PRESS, NAMPA, IDAHO, on June 2, 1977 and June 9, 1977

NOTICE OF CLAIM TO A WATER RIGHT

63-4501 Dennis G. Brock
63-4502 Idacrest Farms, c/o Richard R. Davis
63-4503 Ida Crest Farms, Inc. c/o Richard R. Davis
63-4504 Idacrest Farms, Inc. c/o Richard R. Davis
63-4505 Idacrest Farms, Inc c/o Richard R. Davis
63-4506 Gary T. Mumford

NOTICE OF APPLICATION FOR WATER PERMIT

63-8891 John J. Martens
63-8893 Don Brandt
63-8895 Dean &/or Karen Baird
63-8902 James S. Hyslop &/or Jan P. Hyslop
63-8904 Jerry &/or Beverly Summerall
63-8905 Wesley J. &/or Elisabeth Ann Steck &/or Rayan &/or Stella Jane Steck
63-8908 Mark W. Hoagland
63-8909 Blaine Hoagland
63-8911 B. L. Anson
63-8912 Frank &/or Juanita Humiston
63-8913 E. D. Itami &/or June S. Itami
63-8914 John R. &/or Clara E. Babacock

MICROFILMED