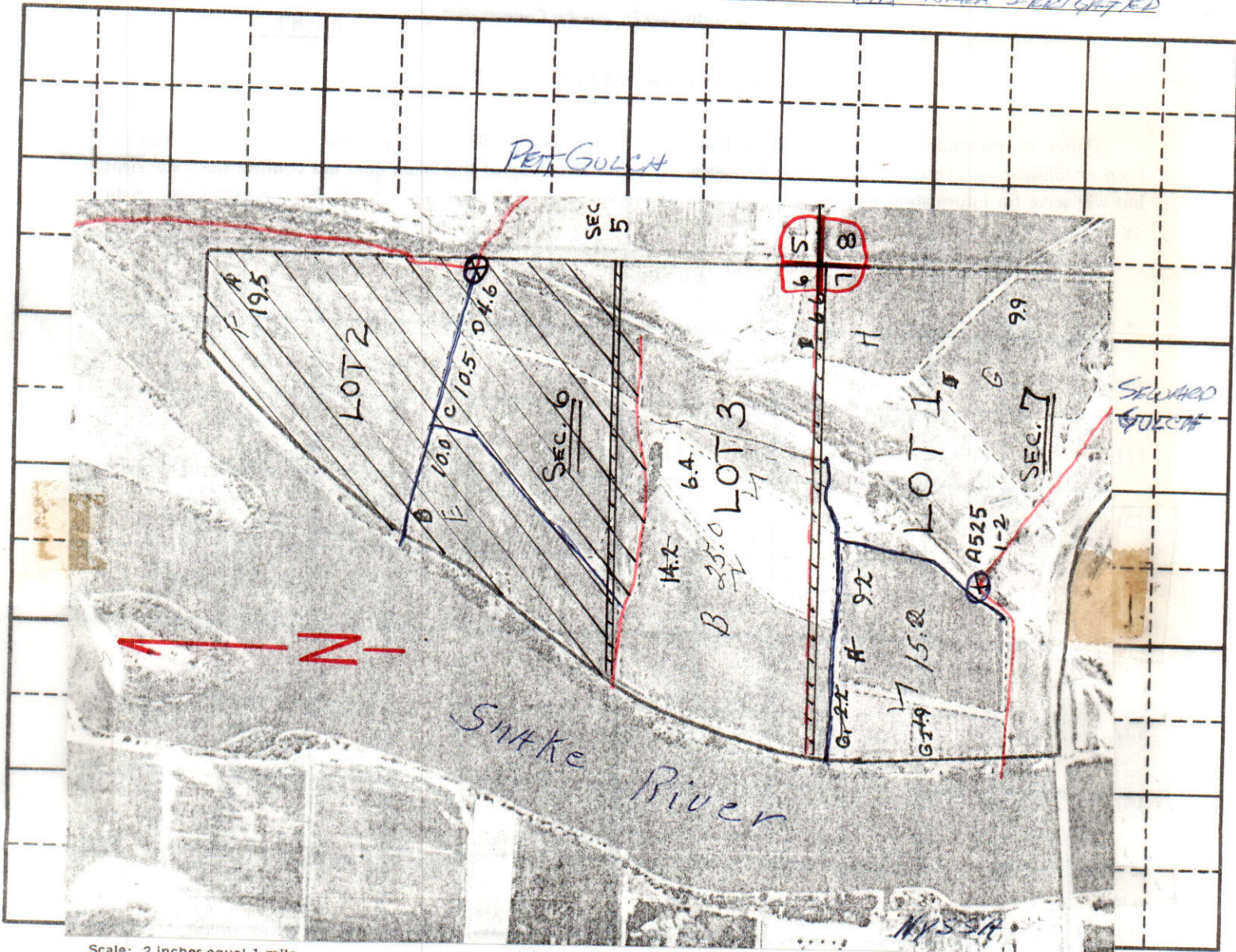


(8) Remarks — Drain Ditch
— Irrigational Ditch
- - - County Line
⊗ Point of Diversion /// - Area Irrigated



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 2nd day of May, 19 77.

Daniel M. Leland
 (Claimant)

Gita Bandele
 Notary Public
 Residing at Boise, Idaho

My commission expires March 8, 1980

For Department Use Only

Received by <u>5-2-77</u>	Date <u>if</u>	Exception filed by:	Forwarded to	Date
Prelim. check by	Date		claimant by:	
\$10.00 fee received by <u>if</u>	Date <u>4-15-77</u>	# <u>6949</u>		
Approved for publication by <u>CS</u>	Date <u>5-12-77</u>			
Published in <u>News Tribune</u>				
Dates <u>May 19, 1977 & May 26, 1977</u>				

AFFIDAVIT OF PUBLICATION

RECEIVED
MAY 23 1977

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM
TO A WATER RIGHT
No. 63-4489

Notice is hereby given that DWIGHT F. SEWARD, Route 2, Parma, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 0.90 cubic feet per second of water from a groundwater source with the point of diversion in the Lot 2, Sec. 6, T6N-R5W B.M., Canyon County.

The water is claimed to be used from March 15 to Nov. 15 for the irrigation of 45 acres with a priority date of March, 1940; the place of use is within the NE 1/4 SE 1/4 (Lot 2), SE 1/4 SE 1/4 (Lot 3), Sec. 6, T6N-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
May 19, 26, 1977.

OK MMS
6-3-77

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:

May 19, 26, 1977

Verla Harker

Subscribed and sworn to before me this _____

26th day of May,
19 77.

Adam D. Kaur

Notary Public, Residing at Nampa, Idaho

My Commission Expires June 23, 1979.

MICROFILMED

[illegible]

Received by _____ Date 4-15-77 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by _____ Date 4-15-77 claimant by: _____
\$10.00 fee received by _____ Date 4-15-77 # 6948
Approved for publication by _____
Published in _____
Dates _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Section 42-225a, Idaho Code

AMENDED

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 DWIGHT F. SEWARD (name of claimant)
of Rt. #2, Parma, ID 83660, 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>0.90</u> | Use | <u>irrigation</u> | Period of Use: From | <u>Mar 15</u> | To | <u>Nov 15</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: 0.90 cubic feet per second, or 202.5 acre feet per annum, and/or 403.92 gallons per minute.
- (4) Priority claimed: (the date water was first applied to beneficial use) March 1940

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 2 $\frac{1}{4}$ ¼, Sec. 6 Twp. 6N 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. well, pump, and 18" concrete 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]

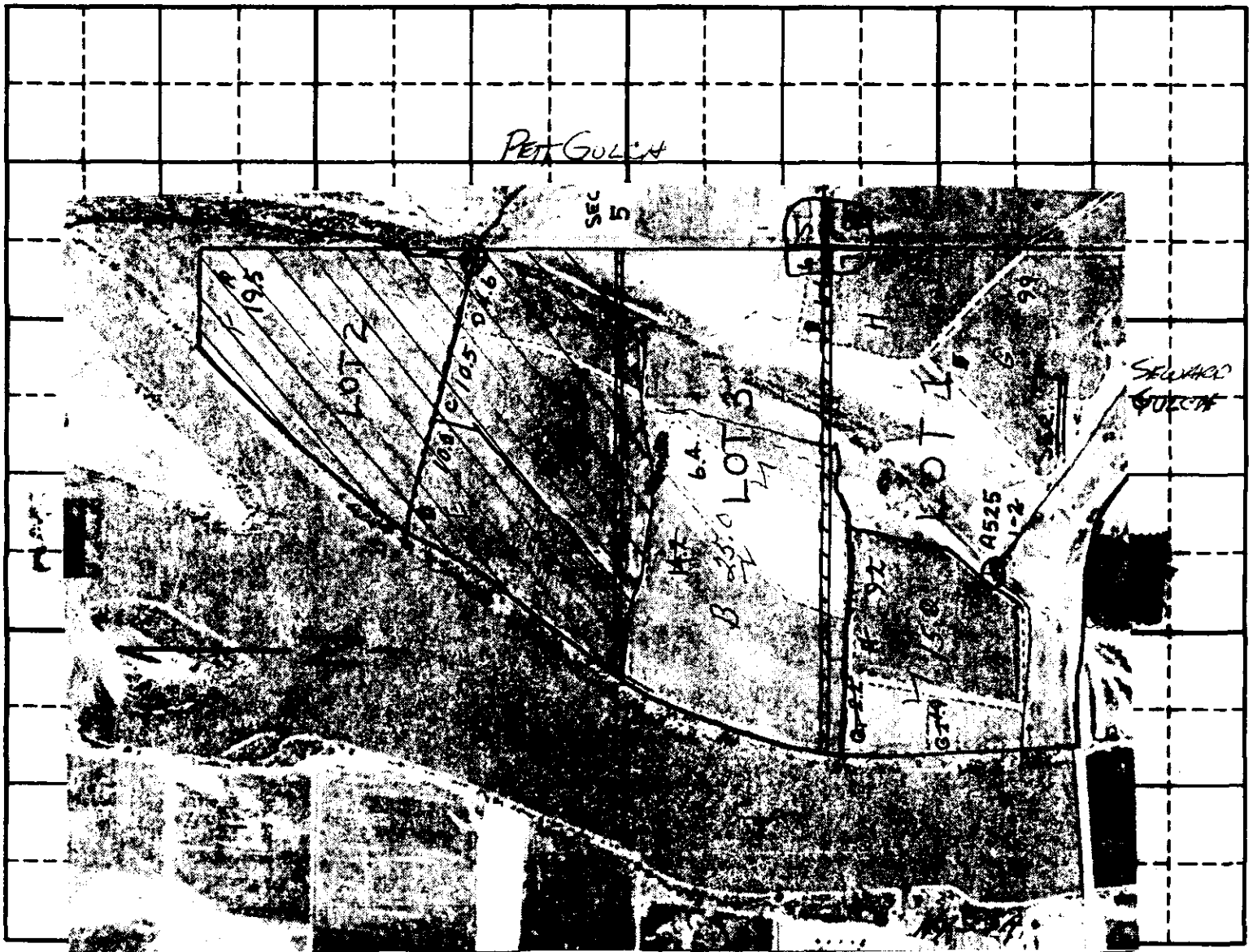
Total No. of acres 45

- 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: _____

RECEIVED

(8) Remarks —— DRAIN DITCH —— LOT BOUNDARY
—— IRRIGATIONAL DITCH
--- COUNTY LINE
⊙ POINT OF DIVERSION /// AREA IRRIGATED



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 2nd day of May, 19 77.

David M. Seward
 (Claimant)

Pete Bandek
 Notary Public
 Residing at Boise, Idaho

My commission expires March 8, 1980

For Department Use Only

Received by <u>5-2-77</u>	Date <u>if</u>	Exception filed by:	Forwarded to	Date
Prelim. check by	Date		claimant by:	
\$10.00 fee received by <u>if</u>	Date <u>4-15-77</u>	<u># 6949</u>		
Approved for publication by <u>CS</u>	<u>5-12-77</u>			
Published in <u>News Tribune</u>				
Dates <u>May 19, 1977 & May 26, 1977</u>				

AFFIDAVIT OF PUBLICATION

RECEIVED
MAY 27 1977

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:

May 19, 26, 1977

Verla Harker

Subscribed and sworn to before me this _____

26th day of May,
19 77.

Adam Stark

Notary Public, Residing at Nampa, Idaho

My Commission Expires June 28, 1979.

OK 1/18
6-3-77

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 Dwight F. Sound
(name of claimant)

of RR #2 Parma, Ida 83660, 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 Lake River

- (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 30FS Use Injection Period of Use: From 7/10 To 10/10

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: 3 cubic feet per second, or 6 acre feet per day, and/or 897.6 gallons per minute.

- (4) Priority claimed: (the date water was first applied to beneficial use) 3/-/1940

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 2-~~1~~-~~1~~ 1/4 Sec. 6 Twp. 6N 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. Ditch & Field

18" Concrete - Capacity of 8 A.F.P.A.

- (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.

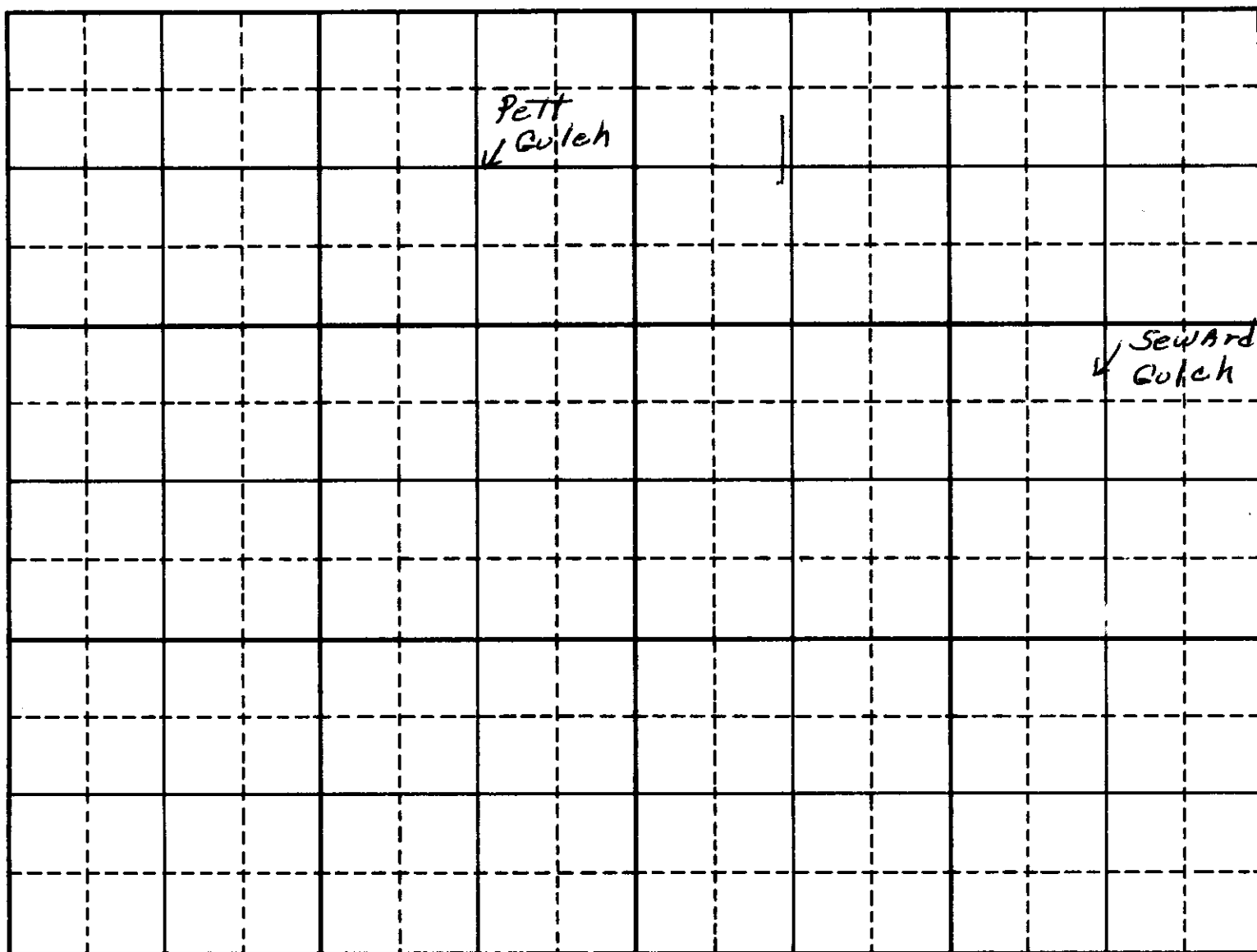
[illegible]

Total No. of acres 45

- 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 Drain Ditch ===== LOT BOUNDARY
Irrigation Ditch
--- County line /// AREA IRRIGATED
⊙ Point of Diversion



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 15th day of April, 19 77.
Dwight F. Seward
 (Claimant)

Notary Public

Residing at

Blaine, Ida.

My commission expires

6/15/77

For Department Use Only

Received by <u>jjj</u>	Date <u>4-15-77</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>jjj</u>	Date <u>4-15-77</u>		claimant by:	
\$10.00 fee received by <u>jjj</u>	Date <u>4-15-77</u> # <u>6948</u>			
Approved for publication by <u>jjj</u>				
Published in				
Dates				

ACT
ION

N OWNER LAST NAME - SEWARD FIRST NAME - DWIGHT F.
N ADDRESS LINE 1 - RT. 2
N CITY - PARMA STATE - ID ZIP CODE - 83660
N SOURCE - GROUNDWATER
N STAGE - STATRY CLM PRIORITY - 03-01-1940 COUNTY - CANYON TOTAL DIV. RATE - .9000CFS
N TOTAL DIV. VOLUME - 202.50 AFA
N DIVERSION POINT - 06 06N 05W LOT 02
N FROM - 03-15 TO - 11-15 USE - IRRIGATION USE DIV. RATE - .9000CFS USE DIV. VOLUME - 202.50 AFA
N USE - IRRIGATION PLACE OF USE - TWN 06N RNG 05W SEC 06 TRACT NESE LOT 02 AC 20 TRACT SESE LOT 03 AC 20

ACT
ION

X DIVERSION POINT - 06 06N 05W LOT 02

L DIVERSION POINT - NESE 06 06N 05W LOT 02

IDENT. NO. 634489

WATER RIGHT DATA ENTRY LOG

[illegible]

- DATA ENTRY -

Old No.

New No.

1. Original Owner:

Present Owner:

2. Address:

3.

A. Source of Water:

B. Tributary of:

5.

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

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

C. Priority Date: 3-1-1940

D. County: 27

E. Total Diversion Rate: .9

F. Total Diversion Volume: 202.5

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.

6

62

5w

2

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

from 3-15 to 11-15 for A purposes. Amount .9/202.5
(cfs or ~~AE-11/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
------	--	----	--	-----	--	-----------	--------

<u>from</u>	<u>to</u>	<u>for</u>	<u>purposes.</u>	<u>Amount</u>
-------------	-----------	------------	------------------	---------------

8. Use Code: A

[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. _____

☒ 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) R.W.H. 5-9-77

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. 5-9-77

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) _____

RMS

Other rights on the same place of use none
platted

(10) _____

Comments: _____

(11) Y OK

Affidavit of Publication received(date) 6-3-77

(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 W.A.

Date 6-6-77

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

June 7, 1977

Re: Claims to Water Right NOs. 63-4488 & 63-4489

Dwight F. Seward
Route 2
Parma, ID 83660

Dear Mr. Seward:

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

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

May 13, 1977

Re: See attached sheet

63-4489

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 June 6, 1977.

Sincerely,

MICROFILMED

Bill submitted
6-3-77
y

NOTICE OF CORRECTION

63-8577 Paul Yamamoto

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

03-2046 Embassy, Inc.

63-3062 ASC Industries

NOTICE OF APPLICATION FOR WATER PERMIT

63-8786	Glenn E. Talbot
63-8787	Glenn E. Talbot
63-8788	Glenn E. Talbot
63-8794	Wallace Bower
63-8797	Richard C. Brock
63-8800	Wallace Bower
63-8801	Elmer R. Agnew
63-8802	Yosie Ogawa
63-8803	Basil &/or Elaine Hall
63-8805	Paul Holmes
63-8806	Richard &/or Eileen Javaux
63-8807	ASC Industries
63-8808	Mas &/or Duane Kido
63-8809	Mas &/or Duane Kido
63-8811	James H. &/or Alice Mordhorst
63-8812	I & M Farms
63-8814	Delmar &/or Doris Cloud
63-8827	Tom &/or Betty Bartlett

NOTICE OF CLAIMS TO A WATER RIGHT

63-4487	Richard &/or Eileen Javaux
63-4489	Dwight F. Seward
63-4491	Thomas S. Knight
63-4493	Kenneth W. &/or Fern L. Klein

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

WESTERN REGION

Cecil D. Andrus
Governor

R. Keith Higgins
Director

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

May 13, 1977

Re: See attached sheet

63-4489

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 June 6, 1977.

Sincerely,

MICROFILMED

NOTICE OF CLAIM TO A WATER RIGHT

NO. 63-4489

Notice is hereby given that DWIGHT F. SEWARD

Route 2, Parma, ID

has filed a claim to a water right established by diversion and application
to beneficial use of 0.90 cubic feet per second ~~XXXXXX~~ of water
from a groundwater source

with the point of diversion in the Lot 2, Sec 6, T6N-R5W B.M., Canyon
County.

The water is claimed to be used from Mar 15 to Nov 15
for the irrigation of 45 acres

with a priority date of March 1940;
the place of use is within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ (Lot 2), SE $\frac{1}{4}$ SE $\frac{1}{4}$ (Lot 3), Sec 6,
T6N-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

Published in the News-Tribune, Caldwell, ID
on May 19, 1977 and May 26, 1977.

RECORDED

April 26, 1977

Dwight F. Seward
Route 2
Parma, ID 83660

RE: Claim to a Water Right

Dear Mr. Seward:

In reviewing the Claims to a Water Right that you recently submitted, I found several things that were confusing. The rate of diversion that you claim is 3 cubic feet per second and/or 897.3 gallons per minute, but 897.3 gallons per minute is 2 cubic feet per second. Also, the statutory limit for irrigation on licensed water rights is 0.02 cubic feet per second which for a 45 acre plot would be 0.90 cubic feet per second. Although you may claim any water use you feel is appropriate, I felt your claim would be clearer if several changes were made.

I have taken the liberty of filling out two new claims for you. If you agree with my changes please sign the claims before a notary and return them to us. If I can be of any assistance, feel free to contact me.

Sincerely,

BILL MACALLISTER
Water Resource Agent

BM:cs

enclosure

MICROFILMED