

1. The first part of the document is a list of names and their corresponding dates. The names are listed in the first column, and the dates are listed in the second column. The names are: John Doe, Jane Smith, and Bob Johnson. The dates are: 12/12/12, 12/13/12, and 12/14/12.

A grid of graph paper with handwritten notes. The notes are as follows:

- 24
- 7.5 W.
- ⊗ P.D.
- R. 4 W. B.M.

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.

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.

Richard Javary  
(Claimant)

Residing at Boise, Idaho

**For Department Use Only**

|                                          |                          |                     |              |      |
|------------------------------------------|--------------------------|---------------------|--------------|------|
| Received by <u>R.W.H.</u>                | Date <u>5-5-77</u>       | Exception filed by: | Forwarded to | Date |
| Prelim. check by <u>R.W.H.</u>           | Date <u>5-5-77</u>       |                     | claimant by: |      |
| \$10.00 fee received by <u>W.H.M.</u>    | Date <u>5/5/77 #7703</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

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

RECEIVED  
MAY 27 1977

NOTICE OF CLAIM  
TO A WATER RIGHT  
NO. 63-4487

Notice is hereby given that RICHARD &/or EILEEN JAVAUX, Route 5, Caldwell, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 0.07 cubic feet per second of water from A GROUNDWATER SOURCE with the point of diversion in the SW1/4SW1/4, Sec. 24, T5N-R4W 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 1940; the place of use is within the SW1/4SW1/4, Sec. 24, T5N-R4W 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.

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 S. Kaur

Notary Public, Residing at Nampa, Idaho

My Commission Expires June 23, 1979.

MICROFILMED

OK 11/8  
6-2-77

## 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 RICHARD &/or EILEEN JAVAUX  
(name of claimant)  
of Rt. 5, Caldwell, 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) 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>Jan 1</u> | To | <u>Dec 31</u>          |
| Amount | <u>0.03</u>          | Use | <u>Stockwater</u>             | Period of Use: | From | <u>Jan 1</u> | To | <u>Dec 31</u>          |
| Amount | _____                | Use | _____                         | Period of Use: | From | _____        | To | _____                  |
|        | (cfs, gpm<br>or a/f) |     | (dom., irri.,<br>stock, etc.) |                |      |              |    | (both dates inclusive) |
- (3) Total quantity of water claimed: 0.07 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) 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)  
SW  $\frac{1}{4}$  SW  $\frac{1}{4}$ , Sec. 24 Twp. 5N Rge. 4W 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. 1 h.p. motor and pump, 6" well, 140' deep

- (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]

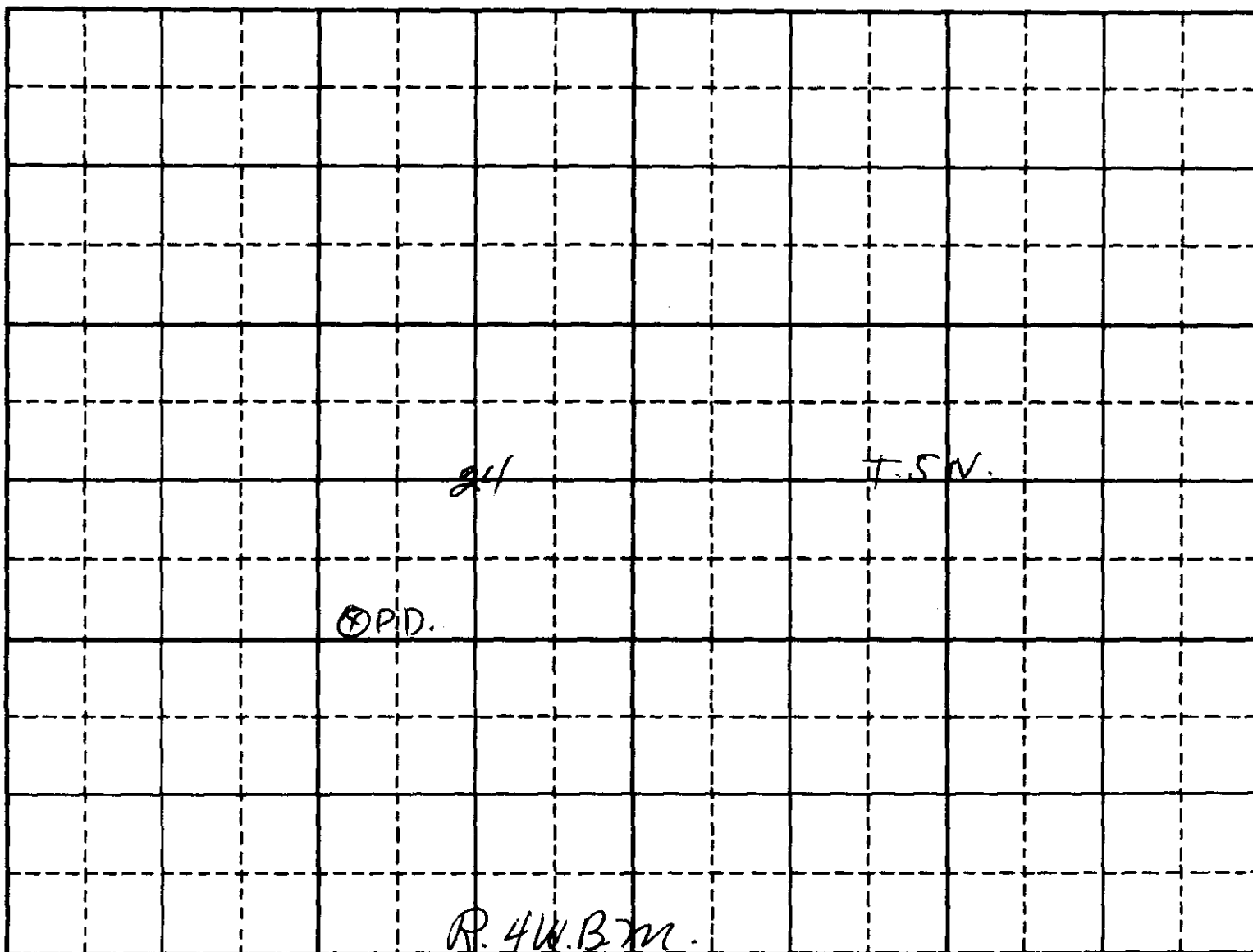
Total No. of acres                     

- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: Domestic for 1 home

- If you are claiming water as a member of an organization, list name of organization: \_\_\_\_\_

**NOT FILMED**

(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 Idaho ) 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 5<sup>th</sup> day of May, 19 77.

Richard J. Javary  
(Claimant)

Rita Bendure  
Notary Public  
Residing at Boise, Idaho

My commission expires March 8, 1980

For Department Use Only

|                                          |                    |                     |              |      |
|------------------------------------------|--------------------|---------------------|--------------|------|
| Received by <u>R.W.H.</u>                | Date <u>5-5-77</u> | Exception filed by: | Forwarded to | Date |
| Prelim. check by <u>R.W.H.</u>           | Date <u>5-5-77</u> |                     | claimant by: |      |
| \$10.00 fee received by <u>W.H.M.</u>    | Date <u>5/5/77</u> | #7703               |              |      |
| Approved for publication by <u>CS</u>    | <u>5-12-77</u>     |                     |              |      |
| Published in <u>Newspaper Tribune</u>    |                    |                     |              |      |
| Dates <u>May 19, 1977 + May 26, 1977</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:

May 19, 26, 1977

Verla Harker

Subscribed and sworn to before me this

26th day of May,  
19 77.

Adam S. Kaur

Notary Public, Residing at Nampa, Idaho

My Commission Expires June 23, 1979.

OK Hs  
6-2-77

MICROFILMED

ACTION

N OWNER LAST NAME - JAVAUX  
N OWNER LAST NAME - JAVAUX  
N ADDRESS LINE 1 - RT. 5

FIRST NAME - RICHARD  
FIRST NAME - EILEEN

CITY - CALDWELL

STATE - ID ZIP CODE - 83605

N SOURCE - GROUNDWATER

N STAGE - STATRY CLM

PRIORITY - 06-01-1940 COUNTY - CANYON

TOTAL DIV. RATE - .0700CFS

N DIVERSION POINT - SWSW 24 05N 04W

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

USE DIV. RATE - .0300CFS

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

USE DIV. RATE - .0400CFS

N USE - STOCKWATER

PLACE OF USE - TWN 05N RNG 04W SEC 24 TRACT SWSW

IDENT. NO.

12-12-79

# WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 1 63-4487  
 OTd No. \_\_\_\_\_ New No. \_\_\_\_\_

## Record

1. Original Owner: Richard & Eileen Gavaux

Present Owner: \_\_\_\_\_

2. Address: Rt. 5

3. City: Caldwell State: ID Zip: 83605

4. A. Source of Water: gw

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: 6-1-1940

D. County: 27

E. Total Diversion Rate: .07

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>SW SW</u> | <u>24</u> | <u>5N</u> | <u>4W</u> | _____     | _____  |
|                          | _____        | _____     | _____     | _____     | _____     | _____  |
|                          | _____        | _____     | _____     | _____     | _____     | _____  |
|                          | _____        | _____     | _____     | _____     | _____     | _____  |
|                          | _____        | _____     | _____     | _____     | _____     | _____  |

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

|      |            |    |              |     |          |           |                               |            |
|------|------------|----|--------------|-----|----------|-----------|-------------------------------|------------|
| from | <u>1-1</u> | to | <u>12-31</u> | for | <u>S</u> | purposes. | Amount                        | <u>.03</u> |
|      |            |    |              |     |          |           | (cfs or <del>AC-ft/yr</del> ) |            |
| from | <u>1-1</u> | to | <u>12-31</u> | for | <u>D</u> | purposes. | Amount                        | <u>.04</u> |
| 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                        | _____      |

19/11779

[illegible]

9. A. Decree Name:

**B. Decree Date:**

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

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

40/1 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

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) P.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) \_\_\_\_\_

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) if OK

Affidavit of Publication received(date) 6-2-77

(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 WZ 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: Claim to a Water Right No. 63-4487

Richard &/or Eileen Javaux  
Route 5  
Caldwell, ID 83605

Dear Mr. & Mrs. Javaux:

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  
JUN 10 1977  
DEPT. OF WATER RESOURCES



# STATE OF IDAHO

## DEPARTMENT OF WATER RESOURCES

WESTERN REGION

Cecil D. Andrus  
Governor

R. Keith Heggison  
Director

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

May 13, 1977

Re: See attached sheet

63-4487

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  
6-2-77  
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

NOTICE OF CLAIM TO A WATER RIGHT

NO. 63-4487

Notice is hereby given that RICHARD &/or EILEEN JAVAUX  
Route 5, Caldwell, ID  
has filed a claim to a water right established by diversion and application  
to beneficial use of 0.07 cubic feet per second ~~XXXXXX FEET~~ of water  
from A GROUNDWATER SOURCE  
with the point of diversion in the SW<sub>1</sub>SW<sub>4</sub> Sec 24 T5N-R4W B.M., Canyon  
County.

The water is claimed to be used from ~~XXXXXX JAN 1 TO DEC 31~~ Jan 1 to Dec 31  
for domestic and stockwater purposes

with a priority date of 1940 ;  
the place of use is within the SW<sub>1</sub>SW<sub>4</sub> Sec 24 T5N-R4W 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.

RECEIVED