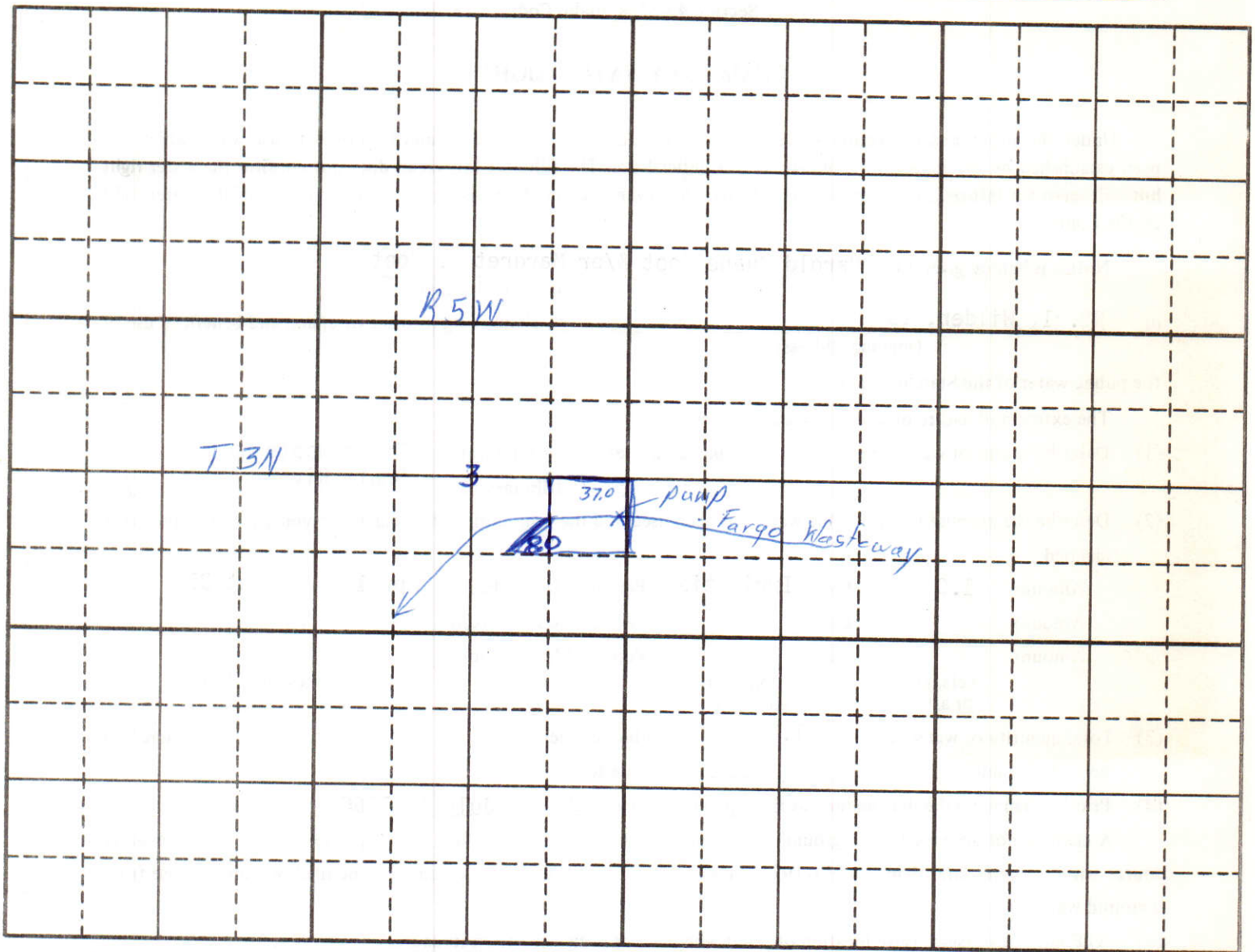


(8) Remarks _____



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 11th day of _____

David James Roth
(Claimant)
April, 19 77
Lyle Glen Saylor
Notary Public
Residing at Boise, Idaho

My commission expires 11-25-78

For Department Use Only

Received by <u>J.L.H.</u>	Date <u>4/11/77</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>R.W.H.</u>	Date <u>4-11-77</u>		claimant by:	
\$10.00 fee received by <u>if</u>	Date <u>4-11-77</u>	<u>#7143</u>		
Approved for publication by _____				
Published in <u>News-Tribune</u>				
Dates <u>April 21+28</u>				

AFFIDAVIT OF PUBLICATION

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

RECORDED
APR 25 1977

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM TO A
WATER RIGHT
No. 63-4466

Notice is hereby given that HAROLD DUANE ROOT &/or MARGRET M. ROOT Route 1 Wilder, ID has filed a claim to a water right established by diversion and application to beneficial use of 1.0 cubic feet per second of water from Fargo Waste Way trib. Snake River with the point of diversion in the NE 1/4 SE 1/4 Sec 3 T3N-R5W B.M., Canyon County.

The water is claimed to be used from April 1 to Oct. 31 for irrigation of 45 acres with a priority of July 1, 1966; the place of use is within the NE 1/4 SE 1/4 Sec 3 T3N-R5W B.M.

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

C. STEPHEN ALLRED
Director
April 21, 28, 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:

April 21, 28, 1977

Verla Harker

Subscribed and sworn to before me this _____

28th day of April,
19 77.

Cedron D. Kaur

Notary Public, Residing at Nampa, Idaho

My Commission Expires June 23, 1979.

OK 118
5-4-77

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 Harold Duane Root &/or Margret M. Root
(name of claimant)
of Rt. 1, Wilder, 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) Fargo Waste Way
Snake River, 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>1.0</u> | Use <u>Irrigation</u> | Period of Use: From <u>Apr 1</u> To <u>Oct 31</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: 1.0 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) July 1, 1966

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 SE ¼, Sec. 3 Twp. 3N 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. 30 HP turbine motor and pump into spinkler system

- (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]

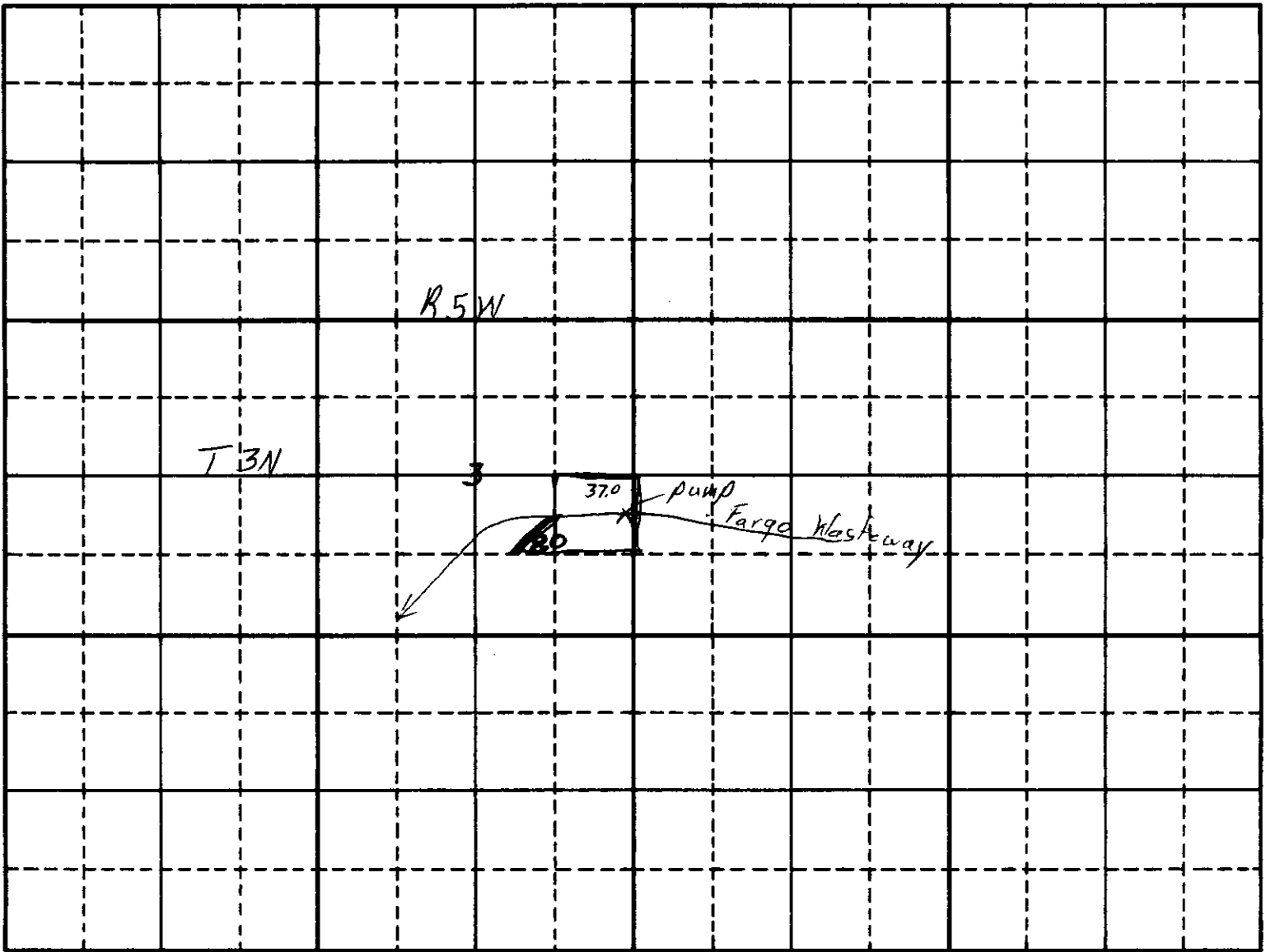
Total No. of acres 45

- 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: _____

MICROFILMED

(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 11th day of April, 19 77
David James Red (Claimant)
Lyle Glen Saxton
Notary Public
Residing at Boise, Idaho

My commission expires 11-25-78

For Department Use Only

Received by <u>J.P.H.</u>	Date <u>4/11/77</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>R.W.H.</u>	Date <u>4-11-77</u>		claimant by:	
\$10.00 fee received by <u>if</u>	Date <u>4-11-77</u>	# <u>7143</u>		
Approved for publication by <u>[Signature]</u>				
Published in <u>News-Tribune</u>				
Dates <u>April 21 & 28</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:

April 21, 28, 1977

Verla Harker

Subscribed and sworn to before me this

28th day of April,
19 77.

Cedron D. Kaur

Notary Public, Residing at Nampa, Idaho

My Commission Expires June 23, 1979.

OK VLS
5-4-77

MICROFILMED

WATER RIGHT NUMBER 63-4466

WATER RIGHTS EDIT REPORT

12/13/79

PAGE 110

ACT
ION

N OWNER LAST NAME - ROOT
N OWNER LAST NAME - ROOT
N ADDRESS LINE 1 - RT. 1

FIRST NAME - HAROLD DUANE
FIRST NAME - MARGRET M.

CITY - WILDER

STATE - ID

TRIBUTARY OF - SNAKE RIVER

PRIORITY - 07-01-1966 COUNTY - CANYON

TOTAL DIV. RATE - 1.0000CFS

N SOURCE - FARGO WASTE WAY
N STAGE - STATRY CLM

N DIVERSION POINT - NESE 03 03N 05W

N FROM - 04-01 TO - 10-31 USE - IRRIGATION

USE DIV. RATE - 1.0000CFS

N USE - IRRIGATION

PLACE OF USE - TWN 03N RNG 05W SEC 03 TRACT NESE

AC 37 TRACT NWSE

AC 08

- DATA ENTRY -

Old No.

New No.

1. Original Owner: Harold Duane Root + Margaret
m. Root

Present Owner: _____

3. City: Waco State: TX Zip: _____

4. A. Source of Water: Large waste way
B. Tributary of: Snake River

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: 7-1-1966
D. County: 27
E. Total Diversion Rate: 1.
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)

	<u>Tract</u>	<u>Sec.</u>	<u>Twp.</u>	<u>Rge.</u>	<u>Gov't Lot</u>	<u>Rediv.</u>
6. A. Point of Diversion	<u>NE 3E</u>	<u>3</u>	<u>3N</u>	<u>5W</u>		

from 4-1 to 10-31 for 2 purposes. Amount 1-
(cfs or AC-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
------	--	----	--	-----	--	-----------	--------

8. Use Code: A

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3 ^N	5 ^W	3													27	8			45
																			45

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. 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) RWH 4-11-77

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

(4) RWH 4-11-77

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no _____

(8) _____

Groundwater levels: N/A

_____ Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: _____

(11) if OK

Affidavit of Publication received (date) 5-4-77

(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 RWH Date 5-9-77

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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 10, 1977

Re: Claim to a Water Right No. 63-4466

Harold Duane &/or Margret M. Root
Route 1
Wilder, ID 83676

Dear Mr. & Mrs. Root:

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 Higgins
Director

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

April 15, 1977

Re: See attached sheets

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 May 9, 1977.

Sincerely,

MICROFILMED

Bill submitted
5-4-77
JF

Published in the News-Tribune, Caldwell, Idaho on April 21 & 28, 1977.

NOTICE OF CORRECTION

63-4435	Ruth LeMaster
63-8567	Yoshie Yamada
63-8572	Wendell B. Platt

NOTICE OF CLAIM TO A WATER RIGHT

63-4453	F. Eldon &/or Louise O. Cook
63-4455	Robert M. ~~XXXX~~ Batt
63-4456	C. J. &/or Robert Kniefel
63-4457	Kniefel Farms, Inc.
63-4458	Edgar W. Sells
63-4459	Greenleaf Farms, Inc.
63-4460	Greenleaf Farms, Inc.
63-4463	Ivan &/or Alma Dillon
63-4466	Harold Duane &/or ~~XXXXXXXX~~ Margret M. Root

NOTICE OF APPLICATION FOR WATER PERMIT

63-8658	J. C. Watson Co.
63-8667	Claude &/or Billie Percy
63-8668	Michio Takasugi
63-8669	Thomas J. &/or Mildred Brown
63-8671	Willie Fletcher
63-8675	Michio Takssugi
63-8677	F. Eldon &/or Louise O. Cook
63-8679	Mawin &/or ~~XXX~~ Vearl Sorenson
63-8680	Orville Obendorf

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continued

Published in the News-Tribune, Caldwell, Idaho on April 21, 1977 & April 28, 1977.

63-8682	Hultz Farms, Inc.
63-8683	R. E. Maybon or Norma M. Maybon
63-8684	Cline J. &/or Winoma Sidener

MICROFILMED

NOTICE OF CLAIM TO A WATER RIGHT

No. ~~63-4466~~

Notice is hereby given that ~~HAROLD DUANE ROOT &/or MARGRET M. ROOT~~

~~Route 1 Wilder, ID~~
has filed a claim to a water right established by diversion and application
to beneficial use of 1.0 cubic feet per second ~~XXXXXX~~ of water

from ~~Fargo Waste Way trib. Snake River~~
with the point of diversion in the ~~N₁SE₄ Sec 3 T3N R5W B.M., Canyon~~

~~County~~

The water is claimed to be used from ~~Apr 1 to Oct 31~~
for ~~Irrigation of 45 acres~~

with a priority of ~~July 1, 1966~~;
the place of use is within the ~~N₁SE₄ Sec 3 T3N R5W B.M.~~

Any exception to this claim of water right may be filed with the Idaho
Department of Water Resources, ~~92 S. Cole Road~~ ~~Statehouse~~, Boise, Idaho, 83720.
~~XXXXXXXXXX~~

~~C. STEPHEN ALLRED~~
~~XXXXXXXXXXXXXXXXXXXX~~
Director

Published in the ~~News Tribune, Caldwell, Idaho~~
on ~~April 21, 1977~~ and ~~April 28, 1977~~.

MICROFILMED