

AFFIDAVIT OF PUBLICATION

RECEIVED
APR 22 1977

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

Department of Water Resources
Western Regional Office

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 14, 21, 1977

OK
5-8-77

Verla Harker

Subscribed and sworn to before me this

21st day of April,
19 77.

Adam J. Kaur

Notary Public, Residing at Nampa, Idaho

My Commission Expires June 23, 1979.

NOTICE OF CLAIM TO
A WATER RIGHT
No. 63-4449

Notice is hereby given that
JOHN EKBERG, Rt. 1, Parma,
ID has filed a claim to a water
right established by diversion
and application to beneficial use
of 0.04 cubic feet per second of
water from a groundwater source
with the point of diversion in
the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 13 T5N-R5W
B.M., Canyon County.

The water is claimed to be
used from Jan. 1 to Dec. 31 for a
domestic purpose with a priority
of September, 1936 the place of
use is within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec
13 T5N-R5W B.M.

Any exception to this claim of
water right may be filed with the
Idaho Department of Water
Resources, Statehouse, Boise,
Idaho, 83720.

C. STEPHEN ALLRED
Director
April 14, 21, 1977

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 John Ekberg

(name of claimant)

of Route #1, Parma, ID 83660
(mailing address)

, claims a right to the diversion and beneficial use of
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 cfs</u>	Use	<u>Domestic</u>	Period of Use: From	<u>Jan. 1</u>	To	<u>Dec. 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: 0.04 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) September, 1936

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)

SE ¼ SE ¼, Sec. 13 Twp. 5N 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. 1 hp pump, 4" well, 150' 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.

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	13																X	

Total No. of acres _____

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible:
Domestic use for one family.

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

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RECORDED

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

Department of Water Resources
Western Regional Office

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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.

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a daily (except Sunday) newspaper published in the City of
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been uninterruptedly published in said County during a period of
seventy-eight consecutive weeks prior to the first publication of the
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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 14, 21, 1977

OK
5-2-77

Verla Harker

Subscribed and sworn to before me this

21st day of April,
19 77.

Adam J. Kaul

Notary Public, Residing at Nampa, Idaho

My Commission Expires June 23, 1979.

UNRECORDED

WATER RIGHT NUMBER 63-4449

WATER RIGHTS EDIT REPORT

12/13/79

PAGE 93

ACT
ION

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

FIRST NAME - JOHN

CITY - PARMA

STATE - ID ZIP CODE - 83660

N SOURCE - GROUNDWATER
N STAGE - STATRY CLM

PRIORITY - 09-01-1936

COUNTY - CANYON

TOTAL DIV. RATE -

.0400CFS

N DIVERSION POINT - SESE 13 05N 05W

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

USE DIV. RATE - .0400CFS

N USE - DOMESTIC

PLACE OF USE - TWN 05N RNG 05W SEC 13 TRACT SESE

3/79

IDENT. NO. 63-4449

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 -

New No.

1. Original Owner:

[illegible]

8. Use Code: 9

[illegible]

9. A. Decree Name:

B. Decree Date:

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

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

O/ 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. _____

☒ 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. 4-6-77

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

(4) R.W.H. 4-6-77

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no ☒

(8) _____

Groundwater levels: N/A
Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use N/A

(10) _____

Comments: _____

(11) af OK

Affidavit of Publication received(date) 5-2-77

(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 THH Date 5-3-77

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

May 11, 1977

Re: Claim to a Water Right No. 63-4449

John Ekberg
Route 1
Parma, ID 83660

Dear Mr. Ekberg:

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. Anderson
Governor

R. Keith Higginson
Director

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

April 8, 1977

RE: SEE ATTACHED SHEET

63-4449

New-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 2, 1977.

Sincerely,

MICROFILMED

Bill submitted
5-2-77
y

PUBLISHED IN THE NEWS-TRIBUNE, CALDWELL, IDAHO, ON APRIL 14, 1977
AND APRIL 21, 1977

63-4449 John Ekberg
63-4450 Ben Gahley
63-8632 Leonard K. Hayden
63-8633 SW Idaho Research & Extension Center
63-8634 SW Idaho Research & Extension Center
63-8637 Verlyn &/or Roger Martell
63-8640 Donald &/or Marilyn Comfort
63-8645 Pat &/or Lena M. Stockton
63-8646 Orion J. Burgess
63-8648 Hugh N. Lamb
63-8649 Donald R. Batt
63-8659 J. Harpet Moses
63-8577 Paul Yamamoto
~~63-8653XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~
63-8656 W. Emerson Platt
63-8655 Floyd E. Nelson &/or Henrietta Nelson
63-8553 Doris &/or Frank Bartles
~~63-8654XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~
63-8666 J. A. & Watson Company

MICROFILMED

NOTICE OF CLAIM TO A WATER RIGHT

No. 63-4449

Notice is hereby given that JOHN EKBERG

Rt. 1, Parma, ID

has filed a claim to a water right established by diversion and application
to beneficial use of 0.04 cubic feet per second ~~several feet~~ of water
from a groundwater source

with the point of diversion in the SE~~SE~~ Sec 13 T4N-R5W B.M., Canyon
County

The water is claimed to be used from Jan 1 to Dec 31
for a domestic purpose

with a priority of September, 1936;
the place of use is within the SE~~SE~~ Sec 13 T5N-R5W B.M.

Any exception to this claim of water right may be filed with the Idaho
Department of Water Resources, Statehouse, Boise, Idaho, 83720.

~~XXXXXXXXXXXXXXXXXXXX~~ C. STEPHEN ALLRED

Director

Published in the News-Tribune, Caldwell, ID
on April 14, 1977 and April 21, 1977

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