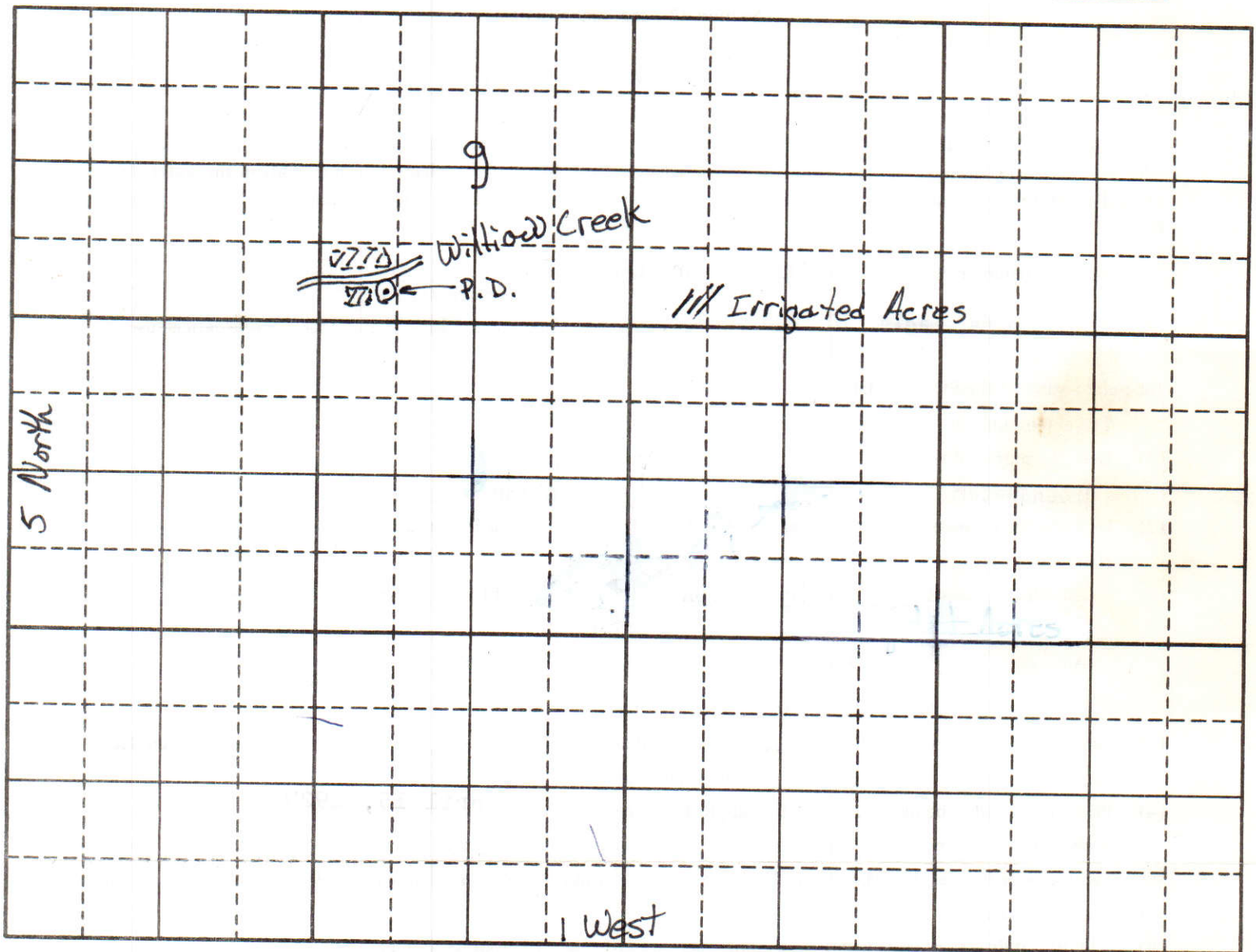


(8) Remarks _____



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 11 day of March

Cyde J. Smith
(Claimant)

Robert W. Callender
Notary Public
Residing at Emmett, Idaho

My commission expires 3-14-78

For Department Use Only

Received by <u>WHM</u>	Date <u>3-14-77</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>RWH</u>	Date <u>3-14-77</u>		claimant by:	
\$10.00 fee received by <u>W</u>	Date <u>3-14-77</u>	# <u>7020</u>		
Approved for publication by <u>Idaho Statesman</u>				
Published in <u>Idaho Statesman</u>				
Dates <u>March 24-31</u>				

COUNTY OF ADA)

Bessie Madanek, being duly sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto; that said notice was published in the regular edition of The Idaho Statesman for

issue of March 31, 1977.

Melise Madarieta

day of March, 1977.

Notary Public for Idaho, Residing at Boise, Idaho

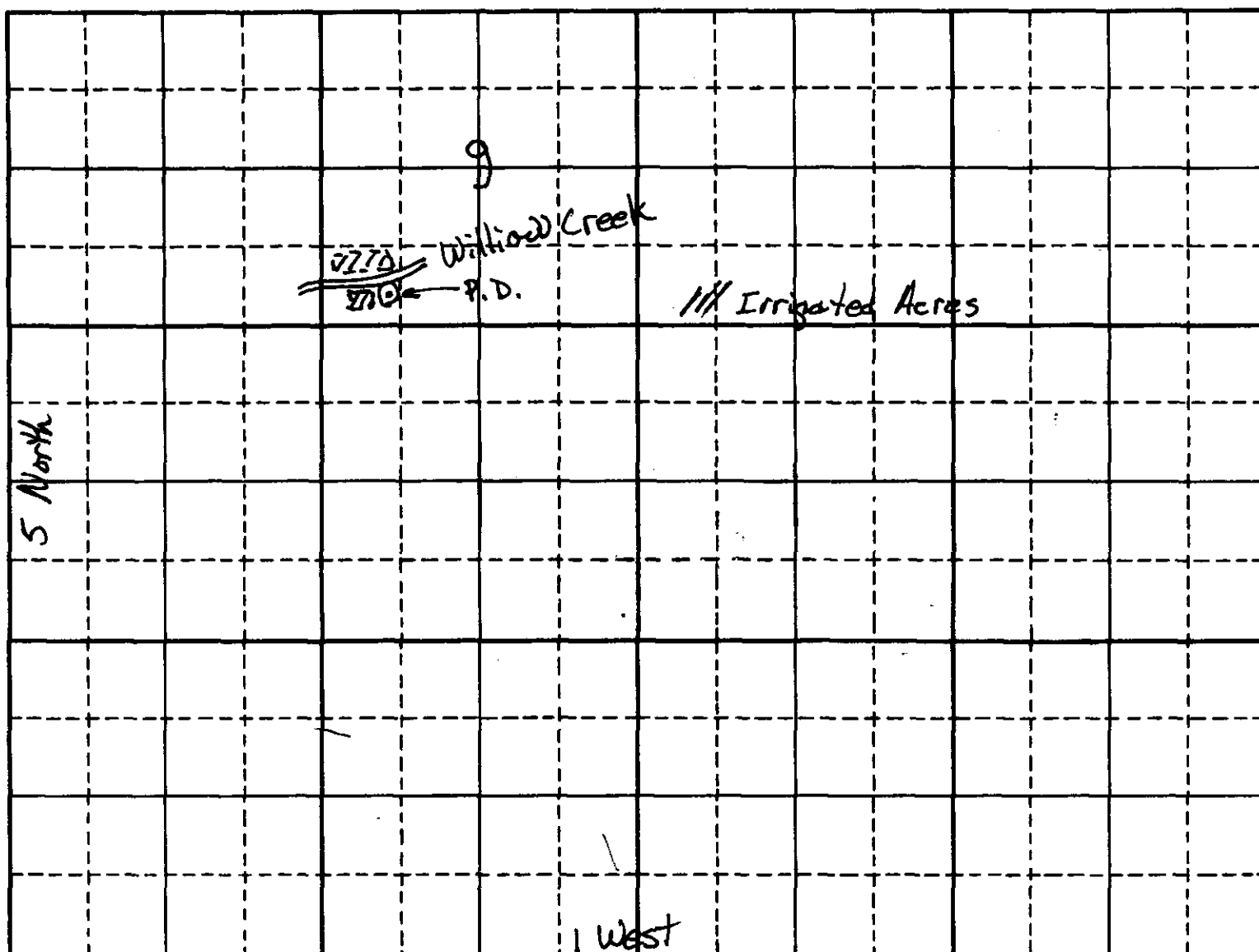
4-11-77

RECEIVED
APR 4 1977

Department of Water Resources
Western Regional Office

PROFITED

(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 Blaine) 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 11 day of March

Cyde J. Smith
(Claimant)

Robert W. Ballender
Notary Public
Residing at Emmett, Idaho

My commission expires 3-14-78

For Department Use Only

Received by <u>WHM</u>	Date <u>3-14-77</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>RWH</u>	Date <u>3-14-77</u>		claimant by:	
\$10.00 fee received by <u>W</u>	Date <u>3-14-77</u>	# <u>7020</u>		
Approved for publication by				
Published in <u>Idaho Statesman</u>				
Dates <u>March 24 & 31</u>				

STATE OF IDAHO)
) ss.
COUNTY OF ADA)

Melise Madarieta, being duly sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto; that said notice was published in the regular edition of The Idaho Statesman for

Two insertions, beginning with the issue of March 24, 1977, and ending with the issue of March 31, 1977.

Melise Madarieta

Subscribed and sworn to before me this 31st day of March, 1977.

Stanley E. Egan

Notary Public for Idaho, Residing at Boise, Idaho

OK
4-11-77
J

RECEIVED

APR 11 1977

Department of Water Resources
Western Regional Office

MICROFILMED

IN THE MATTER OF:)
Clyde J. &/or Olga Smith)
Claim to a Water Right)
State of Idaho)
County of Ada)

AFFIDAVIT

John N. Boehm being first duly sworn,
deposes and says: This well located approximately one hundred feet
south, thirty feet east from the Northwest corner of the Southwest
quarter of the Southwest quarter of Section 9, Township 5 North,
Range 1 West, Boise-Meridian, County of Ada, Idaho had been used
for drinking water at the Willow Creek School House in 1929.
Since this time this well has been used for watering stock. To
my knowledge this well has never been abandoned.

John N. Boehm
(signature)

Subscribed and sworn to before me this 11 day of March 19 77.

Ruth M. Walters
(notary public)

Residing at Boise Idaho.
My commission expires Aug 7, 1979.

MICROFILMED

ACT
IONN OWNER LAST NAME - SMITH
N OWNER LAST NAME - SMITH
N ADDRESS LINE 1 - PEARL RT.FIRST NAME - CLYDE J.
FIRST NAME - OLGA

CITY - EAGLE

STATE - ID ZIP CODE - 83616

N SOURCE - GROUNDWATER

N STAGE - STATRY CLM

PRIORITY - 04-15-1929 COUNTY - ADA

TOTAL DIV. RATE - .3800CFS

N DIVERSION POINT - SWSW 09 05N 01W

N FROM - 03-15 TO - 11-15 USE - IRRIGATION

USE DIV. RATE - .3800CFS

N USE - IRRIGATION

PLACE OF USE - TWN 05N RNG 01W SEC 09 TRACT SWSW

AC 19

- DATA ENTRY -

OTd No.

New No.

1. Original Owner: Clyde J. & Olga Smith

Present Owner:

2. Address: Pearl Rte

3. City: Engle State: 10 Zip: 88616

4. A. Source of Water: gw

B. Tributary of:

5. A. Stage (A,P,L,D,S,J): 5

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

C. Priority Date: 4-15-1929

D. County: 01

E. Total Diversion Rate: 38

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>SWSW</u>	<u>9</u>	<u>5N</u>	<u>1W</u>		

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

from 3-15 to 11-15 for A purposes. Amount .38
(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
1960	1961	1962	1963
1964	1965	1966	1967
1968	1969	1970	1971
1972	1973	1974	1975
1976	1977	1978	1979
1980	1981	1982	1983
1984	1985	1986	1987
1988	1989	1990	1991
1992	1993	1994	1995
1996	1997	1998	1999
2000	2001	2002	2003
2004	2005	2006	2007
2008	2009	2010	2011
2012	2013	2014	2015
2016	2017	2018	2019
2020	2021	2022	2023
2024	2025	2026	2027
2028	2029	2030	2031
2032	2033	2034	2035
2036	2037	2038	2039
2040	2041	2042	2043
2044	2045	2046	2047
2048	2049	2050	2051
2052	2053	2054	2055
2056	2057	2058	2059
2060	2061	2062	2063
2064	2065	2066	2067
2068	2069	2070	2071
2072	2073	2074	2075
2076	2077	2078	2079
2080	2081	2082	2083
2084	2085	2086	2087
2088	2089	2090	2091
2092	2093	2094	2095
2096	2097	2098	2099
2100	2101	2102	2103
2104	2105	2106	2107
2108	2109	2110	2111
2112	2113	2114	2115
2116	2117	2118	2119
2120	2121	2122	2123
2124	2125	2126	2127
2128	2129	2130	2131
2132	2133	2134	2135
2136	2137	2138	2139
2140	2141	2142	2143
2144	2145	2146	2147
2148	2149	2150	2151
2152	2153	2154	2155
2156	2157	2158	2159
2160	2161	2162	2163
2164	2165	2166	2167
2168	2169	2170	2171
2172	2173	2174	2175
2176	2177	2178	2179
2180	2181	2182	2183
2184	2185	2186	2187
2188	2189	2190	2191
2192	2193	2194	2195
2196	2197	2198	2199
2200	2201	2202	2203
2204	2205	2206	2207
2208	2209	2210	2211
2212	2213	2214	2215
2216	2217	2218	2219
2220	2221	2222	2223
2224	2225	2226	2227
2228	2229	2230	2231
2232	2233	2234	2235
2236	2237	2238	2239
2240	2241	2242	2243
2244	2245	2246	2247
2248	2249	2250	2251
2252	2253	2254	2255
2256	2257	2258	2259
2260	2261	2262	2263
2264	2265	2266	2267
2268	2269	2270	2271
2272	2273	2274	2275
2276	2277	2278	2279
2280	2281	2282	2283
2284	2285	2286	2287
2288	2289	2290	2291
2292	2293	2294	2295
2296	2297	2298	2299
2300	2301	2302	2303

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

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. 63-

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ N/A 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. 3-14-77

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. 3-14-77

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) rf pk

Affidavit of Publication received(date) 4-11-77

(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 JJA Date 4-11-77

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

Cecil D. Andrus
Governor

R. Keith Higinson
Director

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

April 12, 1977

Re: Claim to a Water Right NO. 63-4438

Clyde J. &/or Olga Smith
Pearl Route
Eagle, ID 83616

Dear Mr. & Mrs. Smith:

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 Higinson
Director

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

March 18, 1977

Re: Notice of Claim to a Water Right No. 63-4434 - Vance A. or Corinne E. Cope
63-4438 - Clyde J. &/or Olga Smith
Notice of Application for Water Permit No. 63-8584 - G. F. Thummel

Idaho Statesman
Box 40
Boise, ID 83707

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 April 11, 1977.

Sincerely,

Bill submitted
4-11-77
y

MICROFILMED

NOTICE OF CLAIM TO A WATER RIGHT

No. 63-4438

Notice is hereby given that CLYDE J. &/or OLGA SMITH
Pearl Route Eagle, ID
has filed a claim to a water right established by diversion and application
to beneficial use of 0.38 cubic feet per second ~~some feet~~ of water
from a groundwater source
with the point of diversion in the SW1SW4 Sec 9 T5N-R1W B.M., Ada County

The water is claimed to be used from Mar 15 to Nov 15
for irrigation of 19 acres

with a priority of April 15, 1929;
the place of use is within the SW1SW4 Sec 9 T5N-R1W B.M.

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

R. KEITH HIGGINSON

Director

Published in the XXXXXXXXXXXXXXXXXXXXXXXXXXXX Idaho Statesman, Boise, ID
on March 24, 1977 and March 31, 1977.

MICROFILMED