

[Faint bleed-through from the reverse side of the page]

A hand-drawn map on graph paper. The map features a triangle with vertices labeled "T 3N" (top-left), "R 2W" (top-right), and "20" (bottom). A point labeled "P.D." is marked with a circle and an arrow pointing to it from the right. The graph paper has a grid of solid lines and dashed lines.

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 Canyon) ss.

Sworn to before me

2nd day of July

(Claimant)

, 19 76.

Residing at

Residing at

My commission expires

Received by MB Date 7-7-76 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by WJ Date 7-7-76 claimant by: _____
\$10.00 fee received by JB Date 7-7-76 #5226
Approved for publication by RB 8-6-76 _____
Published in Idaho Free Press _____
Dates July 15+22 _____

RECEIVED

AUG 3 1976

AFFIDAVIT OF PUBLICATION

Department of Water Resources

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

Verla Harker
of Nampa, 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 Idaho Free Press, a daily, (except Sunday) newspaper published in the City of Nampa, 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 Nampa, 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:

July 15, 22, 1976

Verla Harker

Subscribed and sworn to before me this

22nd day of July, 19 76

Adam D. Llewellyn

Notary Public, Residing at Nampa, Idaho

My Commission Expires June 23, 1979.

NOTICE OF CLAIM
TO A WATER RIGHT
No. 63-4381

Notice is hereby given that DALE W. &/ or VERLA W. HARKER, Nampa, Idaho, 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 ground water source with the point of diversion in the NE 1/4 SE 1/4 Sec 20 T3N R2W B.M., Canyon County.

The water is claimed to be used from Jan 1 to Dec 31 for domestic purposes with a priority of Spring, 1962; the place of use is within the NE 1/4 SE 1/4 Sec 20 T3N R2W 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
July 15, 22, 1976.

NOTARIAL

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 Dale W. and/or Verla W. Harker
(name of claimant)
of P.O. Box 314, Nampa, Idaho 83651, 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, _____
- (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>.04</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: _____ 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) Spring of 1962 PH

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. 20 Twp. 3N Rge. 2W 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. _____
6" well and pump

- (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	
3N	2W	20													1/3				1/3
3N	2W	20																	

Total No. of acres 1/3

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: _____
domestic

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

A hand-drawn diagram on a grid background showing a control system. A circle labeled "P.D." has an arrow pointing to a block labeled "20". The output of this block is a signal "3N" which is fed back to the input of the "P.D." block. The signal "3N" is also labeled "R 2 W".

Received by MB Date 7-7-76 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by DT Date 7-7-76 claimant by: _____
\$10.00 fee received by MB Date 7-7-76 #5226
Approved for publication by RB _____
Published in State Street Post _____
Dates July 15 + 22 _____

AFFIDAVIT OF PUBLICATION

Dept. of Water Resources

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

Verla Harker
of Nampa, Canyon County, Idaho, being first duly sworn,
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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.

2. That I am the Principle Clerk of the Idaho Free Press, a daily, (except Sunday) newspaper published in the City of Nampa, 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 Nampa, 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:

July 15, 22, 1976

Verla Harker

Subscribed and sworn to before me this

22nd day of July, 1976

Adam D. Kell

Notary Public, Residing at Nampa, Idaho

My Commission Expires June 23, 1979.

TO A WATER RIGHT
No. 63-4381

Notice is hereby given that DALE W. &/or VERLA W. HARKER, Nampa, Idaho, 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 ground water source with the point of diversion in the NE 1/4 Sec 20 T3N R2W B.M., Canyon County. The water is claimed to be used from Jan 1 to Dec 31 for domestic purposes with a priority of Spring, 1962; the place of use is within the NE 1/4 Sec 20 T3N R2W 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

WATER RIGHT NUMBER 63-4381

WATER RIGHTS EDIT REPORT

12/13/79

PAGE 55

ACTION

N OWNER LAST NAME - HARKER
N OWNER LAST NAME - HARKER
N ADDRESS LINE 1 - P.O. BOX 314

FIRST NAME - DALE W.
FIRST NAME - VERLA W.

CITY - NAMPA

STATE - ID ZIP CODE - 83651

N SOURCE - GROUNDWATER
N STAGE - STATRY CLM
N DIVERSION POINT - NESE 20 03N 02W
N FROM - 01-01 TO - 12-31 USE - DOMESTIC
N USE - DOMESTIC

PRIORITY - 06-01-1962 COUNTY - CANYON TOTAL DIV. RATE - .0400CFS

USE DIV. RATE - .0400CFS

PLACE OF USE - TWN 03N RNG 02W SEC 20 TRACT NESE

141215-111-2
Moore Business Forms, Inc. 50

IDENT. NO. 63-4387

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 -

Old No.

New No.

1. Original Owner: Dale W. & Verla W. Harker

Present Owner: _____

2. Address: P.O. Box 314

3. City: Nampa State: Id Zip: 83651

4. A. Source of Water: *gr*

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: 6-1-1962

D. County: 27

E. Total Diversion Rate: .04

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>NESE</u>	<u>20</u>	<u>3N</u>	<u>2W</u>		

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

from 1-1 to 12-31 for 10 purposes. Amount .04
(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 _____

ch 11-7-79

8. Use Code: D

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
3N	2W	20													D				

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

Claim

Application No. 63-4381

☒ 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

(1) JH 7-7-76

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) JH 7-7-76

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) RB OK

Affidavit of Publication received(date) 8-20-76

(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 JH Date 8-16-76



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
WESTERN DISTRICT

STATE HOUSE BOISE, IDAHO 83720

August 17, 1976

Re: Claim to a Water Right No. 63-4381

Dale W. &/or Verla W. Harker
P. O. Box 314
Nampa, ID 83651

Dear Mr. & Mrs. Harker:

The Department of Water Resources has completed the processing 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.

As you are aware, the filing of a claim does not, in itself, guarantee you a water right; it only records and preserves 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 in your claim file, you may have that information or evidence added at any time. Please refer to your claim number when corresponding with this office.

We are enclosing, for your records, a copy of your claim. If you have any questions, or if we may be of further assistance, please feel free to call upon us.

Sincerely,

L. GLEN SAXTON, P.E.
Western District Engineer

LGS: rb

Enclosure



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN DISTRICT — ANNEX 3

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2190

July 9, 1976

Re: Notice of Claim to a Water Right No. 63-4381 -- Dale &/or Verla Harker

Idaho Free Press
P. O. Box 88
Nampa, ID 83651

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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 in 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)

Sincerely,

Bill submitted
8-6-76
RB

NOTICE OF CLAIM TO A WATER RIGHT

No. 63-4381

Notice is hereby given that DALE W. &/or VERLA W. HARKER

Nampa, ID

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

with the point of diversion in the NE 1/4 Sec 20 T3N-R2W B.M., Canyon
County

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

with a priority of Spring, 1963;
the place of use is within the NE 1/4 Sec 20 T3N-R2W 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 Idaho Free Press, Nampa, ID
on July 15, 1976 and July 22, 1976

RECEIVED

na

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TO A WATER RIGHT
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R. KEITH HIGGINSON
Director
July 15, 22, 1976.

NOT RECORDED