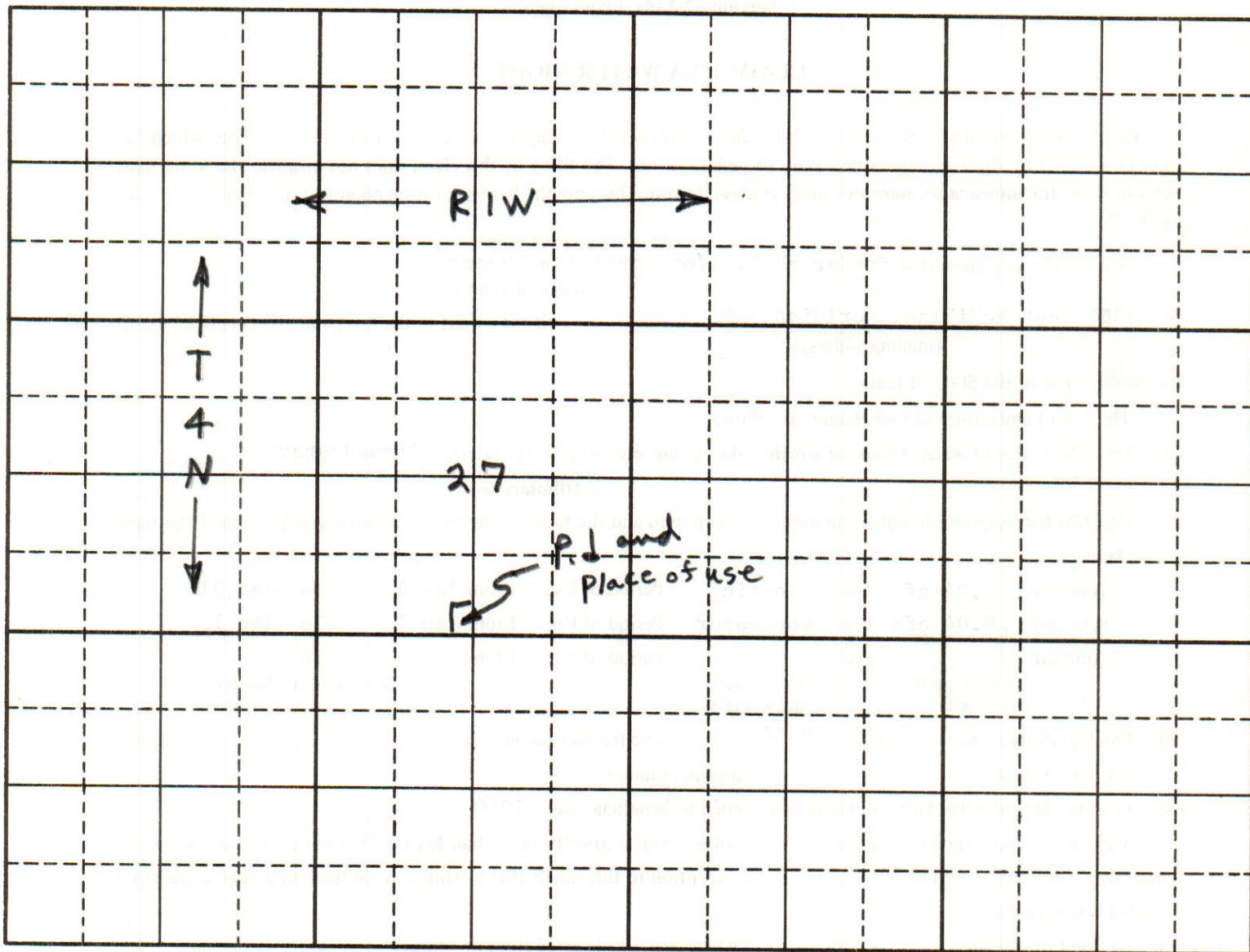


(8) Remarks On June 3, 1976, the depth to water in the well from the top
of the casing was 38'3".



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 4th day of

Fredrick S. Vogener
(Claimant)
June, 1976
Lyle Glen Saxton
Notary Public
Residing at Boise, Idaho

My commission expires Life

For Department Use Only

Received by JH Date 6-4-76 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by JH Date 6-4-76 claimant by: _____
\$10.00 fee received by CS Date 6-4-76 No. 5021
Approved for publication by RB 6-29-76
Published in The Valley News Times
Dates June 17 & 24

RECEIVED

JUN 28 1976

Department of Water Resources

PROOF OF PUBLICATION

State of Idaho, }
County of Ada } ss.

NOTICE OF CLAIM
TO A WATER RIGHT
NO. 63-4367

Notice is hereby given that FRED ERICK C. and/or CAROL ANN VOGNEY, Meridian, Idaho, has filed a claim to a water right established by diversion and application to beneficial use of 0.04 cubic feet per second from a groundwater source with the point of diversion in the SE 1/4 SW 1/4 Sec 27 T4N-R1W B.M., Ada County.

The water is claimed to be used from January 1 to December 31 for stockwater and domestic purposes with a priority of 1950; the place of use is within the SE 1/4 SW 1/4 Sec 27 T4N-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 Valley News-Times, Meridian, Idaho, on June 17, 1976 and June 24, 1976.

I, Linda Judy, being first duly sworn, depose and say, that I am over twenty-one years of age, and Chief Clerk of VALLEY NEWS-TIMES, a weekly newspaper of general circulation, published at Meridian, County of Ada, State of Idaho, and that the annexed notice was published in said paper once each week for 2 consecutive weeks, the first publication being on the 17 day of June, 1976, and the last publication being on the 24 day of June, 1976.

That said notice was published in the newspaper proper and not in a supplement. That said newspaper had been continuously and uninterruptedly published in said county for a period of 78 consecutive weeks prior to the first publication of this notice, and is a newspaper within the meaning of the Idaho statutes.

Linda Judy
Chief Clerk

Subscribed and sworn to before me this 24 day of June, 1976.

R. F. Marks
Notary Public in and for Idaho

Residence or Postoffice Address Meridian, Idaho.

OK
6-29-76
RB

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 Frederick C. &/or Carol Ann Vogeney
(name of claimant)
of 4050 West McMillan, Meridian, 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 cfs</u> | Use | <u>Domestic</u> | Period of Use: | From <u>Jan 1</u> | To <u>Dec 31</u> |
| Amount | <u>0.04 cfs</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 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) 1950

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 SW ¼, Sec. 27 Twp. 4N Rge. 1W B. M. County of Ada
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" diameter casing. A centrifugal pump with a ½ HP motor is used.

- (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.

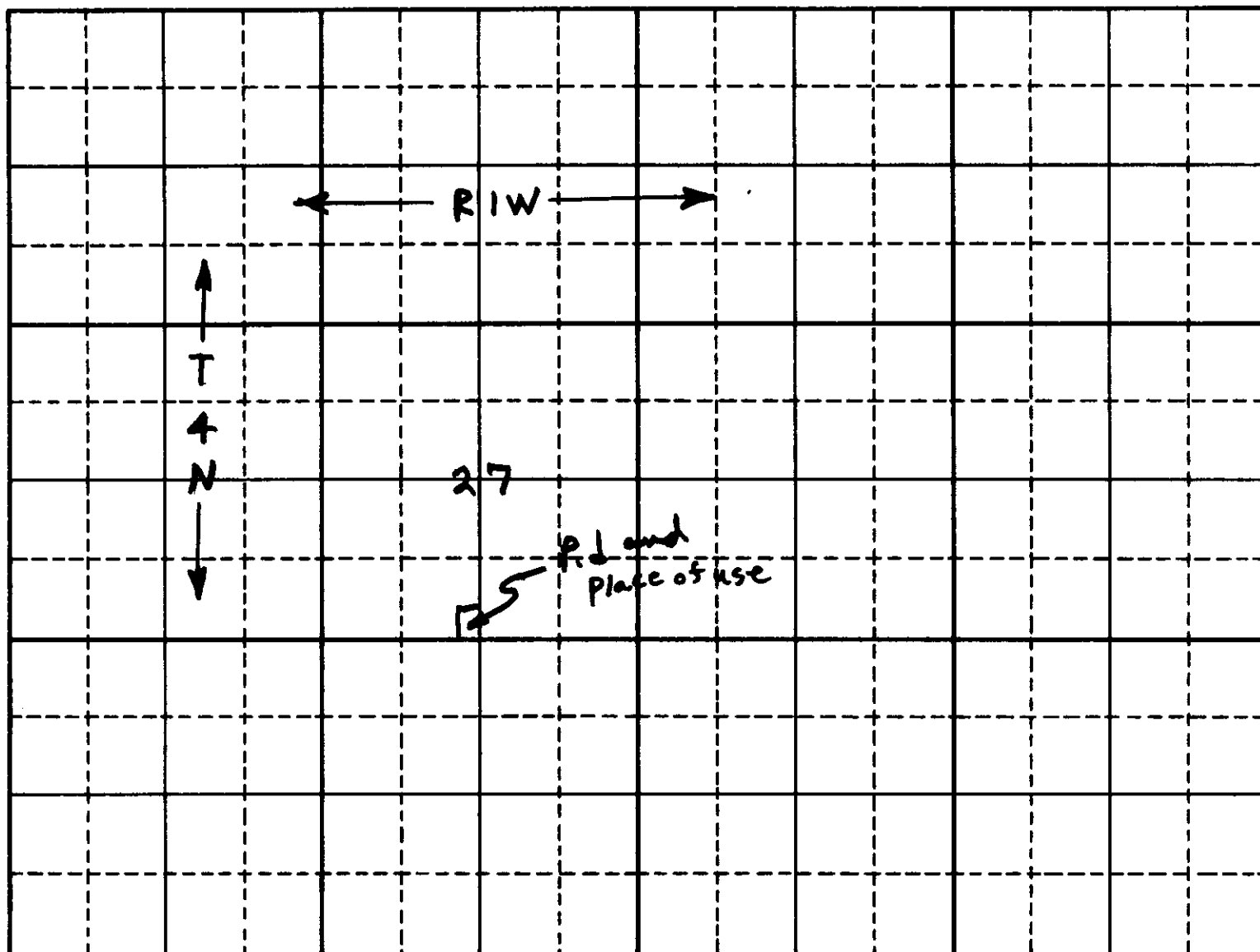
T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4N	1W	27											X						

Total No. of acres _____

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: Approx. 30 head of dairy stock are serviced with the water.

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

(8) Remarks On June 3, 1976, the depth to water in the well from the top
of the casing was 38'3".



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 4th day of

Frederick B. Vogener
(Claimant)
June, 1976
Lyle Glen Saxton
Notary Public
Residing at Boise, Idaho

My commission expires Life

For Department Use Only

Received by PHH Date 6-4-76 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by PHH Date 6-4-76 claimant by: _____
\$10.00 fee received by CS Date 6-4-76 No. 5821
Approved for publication by RB 6-29-76
Published in The Valley News Times
Dates June 17 & 21

RECEIVED

JUN 28 1976

Department of Water Resources

PROOF OF PUBLICATION

State of Idaho, }
County of Ada } ss.

I, Linda Judy, being first duly sworn, depose and say, that I am over twenty-one years of age, and Chief Clerk of VALLEY NEWS-TIMES, a weekly newspaper of general circulation, published at Meridian, County of Ada, State of Idaho, and that the annexed notice was published in said paper once each week for 2 consecutive weeks, the first publication being on the 17 day of June, 1976 and the last publication being on the 31 day of June, 1976.

That said notice was published in the newspaper proper and not in a supplement. That said newspaper had been continuously and uninterruptedly published in said county for a period of 78 consecutive weeks prior to the first publication of this notice, and is a newspaper within the meaning of the Idaho statutes.

Linda Judy
Chief Clerk

Subscribed and sworn to before me this 24 day
of June, 1976.

B. F. Marks
Notary Public in and for Idaho

Residence or Postoffice Address Meridian, Idaho.

OK
6-29-76
RB

OWNER LAST NAME - VOGENEY

FIRST NAME - FREDERICK C.

OWNER LAST NAME - VOGENEY

FIRST NAME - CAROL ANN

ADDRESS LINE 1 - 4050 W. MC MILLAN

CITY - MERIDIAN

STATE - ID ZIP CODE - 83642

SOURCE - GROUNDWATER

STAGE - STATRY CLM

PRIORITY - 06-01-1950 COUNTY - ADA

TOTAL DIV. RATE - .0400CFS

DIVERSION POINT - SESW 27 04N 01W

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

USE DIV. RATE - .0400CFS

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

USE DIV. RATE - .0400CFS

USE - STOCKWATER

PLACE OF USE - TWN 04N RNG 01W SEC 27 TRACT SESW

NON IRRIG USE - S/30 DAIRY.

IDENT. NO. 63-4387

WATER RIGHT DATA ENTRY LOG

[illegible]

- DATA ENTRY -

OTd No.

New No.

1. Original Owner:

Original Owner: Frederick C. & Carol Ann Vogtney

Present Owner: _____

2. Address: 4050 W. McMillan

3. City: Meridian

State: ID

Zip: 83642

4. A. Source of Water: *gw*

B. Tributary of:

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

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

C. Priority Date: 6-1-1950

D. County: 01

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):

6. A. Point of Diversion

<u>Tract</u>	<u>Sec.</u>	<u>Twp.</u>	<u>Rge.</u>	<u>Gov't Lot</u>	<u>Rediv.</u>
SE SW	27	4N	1W		

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

from 1-1 to 12-31 for 1 purposes. Amount .04
(cfs or AC-FT/yr)

from 1-1 to 12-31 for D purposes. Amount .04

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 _____

11779

[illegible]

9. A. Decree Name:

B. Decree Date:

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

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

S/30 dairy

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. 63-4367

☒ 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

(1) JH 6-4-76

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 6-4-76

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) _____

Affidavit of Publication received(date) 6-28-76

(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 7-6-76



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
WESTERN DISTRICT

STATE HOUSE BOISE, IDAHO 83720

July 7, 1976

Re: Claim to a Water Right No. 63-4367

Frederick C. &/or Carol Ann Vogeney
4050 West McMillan
Meridian, ID 83642

Dear Mr. & Mrs. Vogeney:

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.

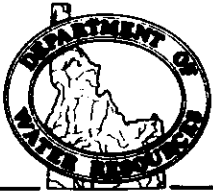
We are enclosing, for your records, a copy of your claim. If you have any questions, or if we may be of further assistance, please feel free to call upon us.

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

June 10, 1976

Re: Notice of Claim to a Water Right No. 63-4367 - Frederick & Carol Vogeney
63-4369 - Earl & Helen Moon
63-4370 - Clarence &/or Ruby Ward

The Valley News-Times
P. O. Box 365
Meridian, ID 83642

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
6-29-76
RR

NOTICE OF CLAIM TO A WATER RIGHT

No. 63-4367

Notice is hereby given that FREDERICK C. &/or ~~HEIDIJOHN~~ CAROL ANN
VOGENEY, Meridian, ID
has filed a claim to a water right established by diversion and application
to beneficial use of 0.04 cubic feet per second ~~from a surface source~~
from a groundwater source
with the point of diversion in the SE 1/4 Sec 27 T4N-R1W B.M., Ada County

The water is claimed to be used from Jan 1 to Dec 31
for stockwater and domestic purposes
with a priority of 1950;
the place of use is within the SE 1/4 Sec 27 T4N-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 The Valley News-Times, Meridian, ID
on June 17, 1976 and June 24, 1976.