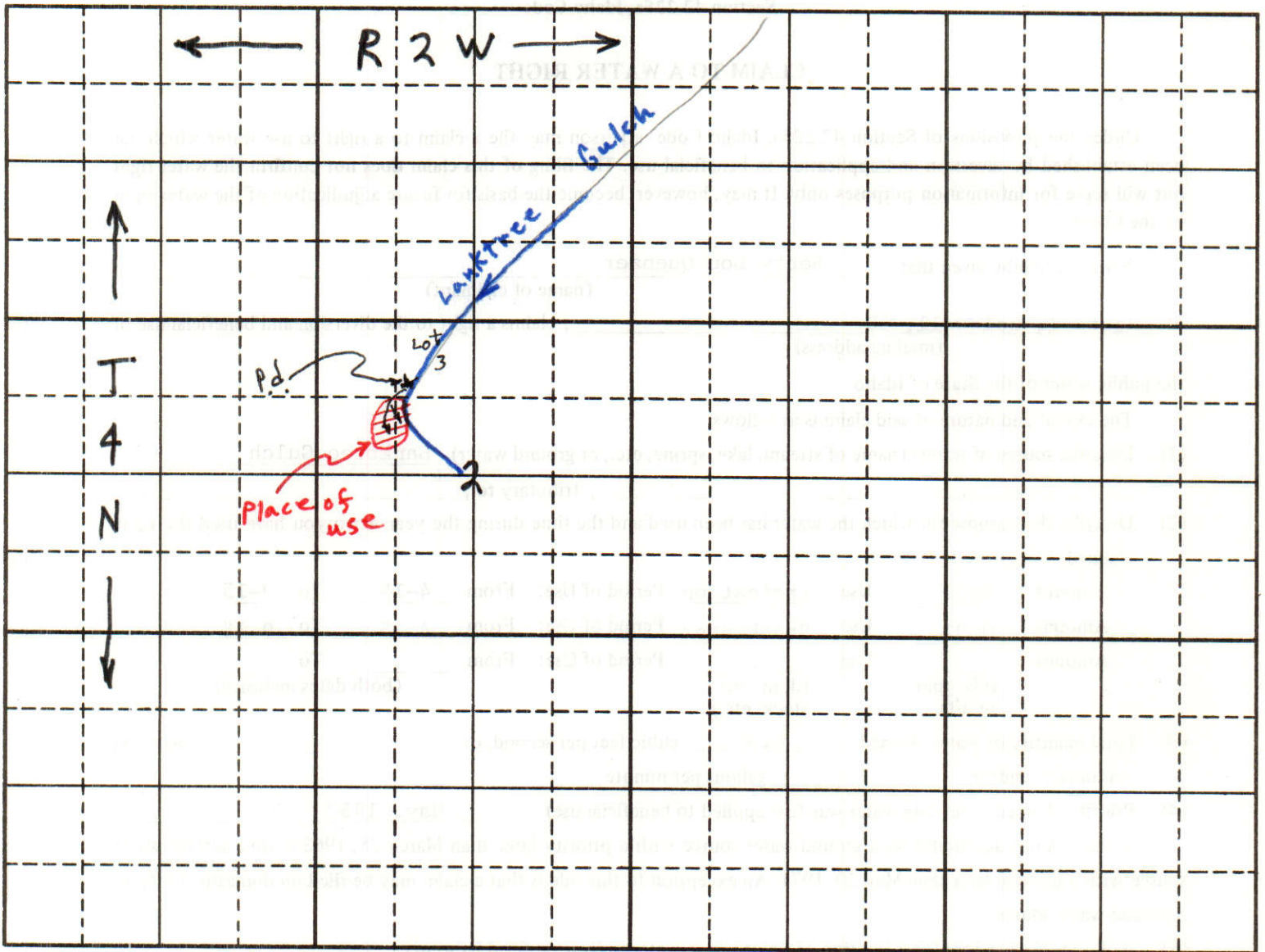


(8) Remarks _____



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 20th day of April, 19 76.

Betty Lou Quenzer
(Claimant)
Lytle Glen Saxton
Notary Public
Residing at Boise, Idaho

My commission expires Life

For Department Use Only

Received by JH Date 4-20-76 Exception filed by: _____ Date _____
Prelim. check by JH Date 4-20-76 Forwarded to claimant by: _____ Date _____
\$10.00 fee received by RB Date 4-20-76 #3744
Approved for publication by RB 5-11-76
Published in News-Tribune Caldwell
Dates Apr 29 + May 6

RECEIVED

MAY 11 1976

Department of Water Resources

AFFIDAVIT OF PUBLICATION

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

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 29; May 6, 1976

Verla Harker

Subscribed and sworn to before me this

6th day of May, 1976

Adam & Kane

Notary Public, Residing at Nampa, Idaho

My Commission Expires June 23, 1979.

NOTICE OF CLAIM
TO A WATER RIGHT
No. 63-4356

Notice is hereby given that BETTY LOU QUENZER, Caldwell, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 0.09 cubic feet per second from Lanktree Gulch with the point of diversion in Lot 3 (NENW) Sec 2 T4N-R2W B.M., Canyon County.

The water is claimed to be used from April 15 to Sept. 15 for stockwater and irrigation of 4 1/2 acres with a priority of May, 1952; the place of use is within the S 1/2 NW 1/4 Sec 2 T4N-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
April 29; May 6, 1976

OK
5-11-76
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 Betty Lou Quenzer (name of claimant)
of Route 1, Caldwell, ID (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) Lanktree Gulch
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>0.09</u>	Use	<u>Irrigation</u>	Period of Use: From	<u>4-15</u>	To	<u>9-15</u>
Amount	<u>0.02</u>	Use	<u>Stockwater</u>	Period of Use: From	<u>4-15</u>	To	<u>9-15</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: 0.09 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) May, 1952

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)

Lot 3 1/4 (NENW) 1/4, Sec. 2 Twp. 4N 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. _____

Ditch to the place of use

(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.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			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	
4N	2W	2							2	2 1/2									4 1/2

Total No. of acres 4 1/2

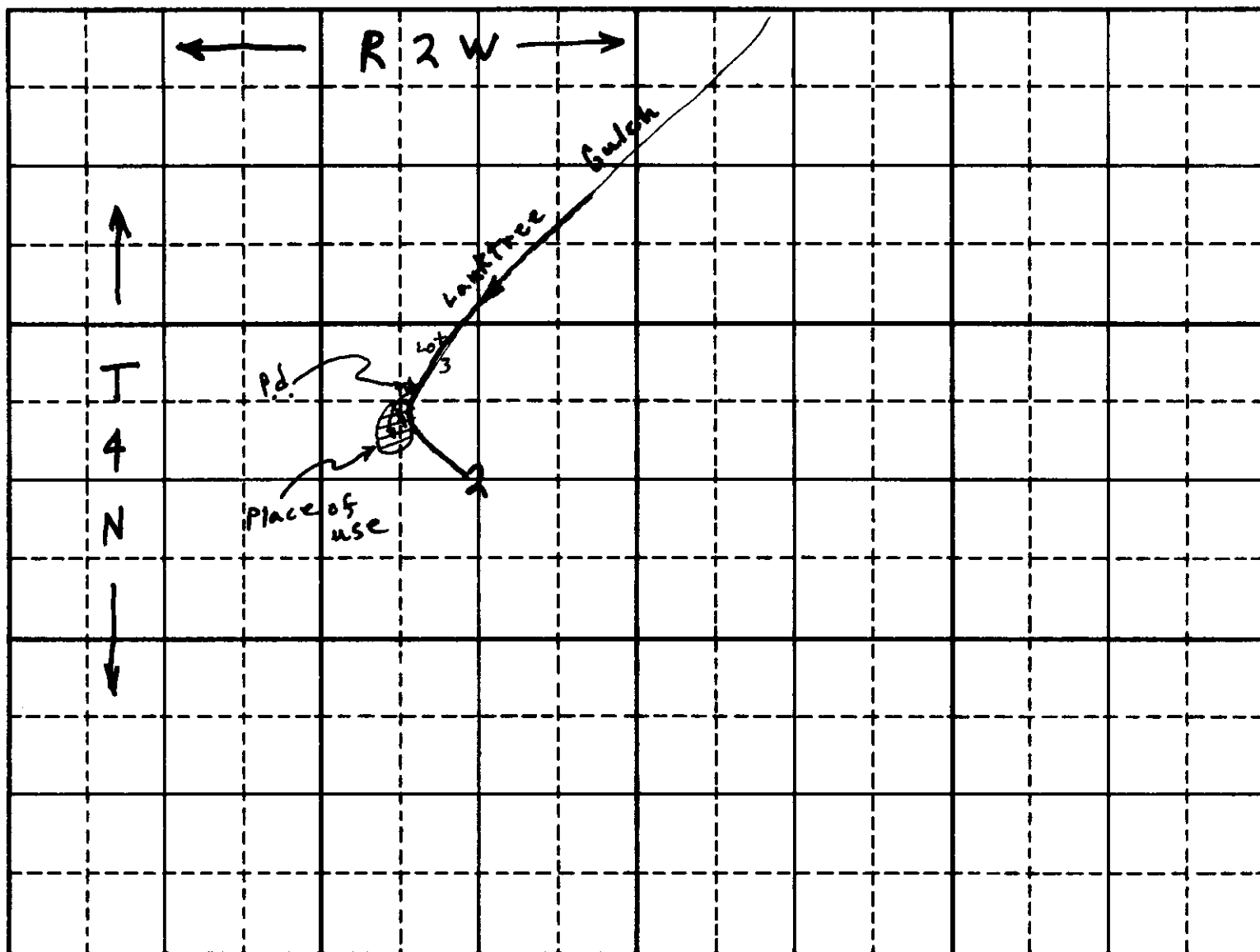
B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: _____

A maximum of 30 head of stock

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

N/A

(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 20th day of April, 19 76

* Betty Ann Quenzer
(Claimant)

Lytle Glen Saxton
Notary Public
Residing at Boise, Idaho

My commission expires Life

For Department Use Only

Received by <u>THH</u>	Date <u>4-20-76</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>THH</u>	Date <u>4-20-76</u>		claimant by:	
\$10.00 fee received by <u>RB</u>	Date <u>4-20-76</u> # <u>3744</u>			
Approved for publication by <u>RB</u>	<u>5-11-76</u>			
Published in <u>News-Tribune Caldwell</u>				
Dates <u>Apr 29 + May 6</u>				

RECEIVED

MAY 11 1976

Department of Water Resources

AFFIDAVIT OF PUBLICATION

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

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 29; May 6, 1976

Verla Harker

Subscribed and sworn to before me this

6th day of May, 1976

Adam S. Kaur

Notary Public, Residing at Nampa, Idaho

My Commission Expires June 1, 1977

OK
5-11-76
RB

ACTION

N OWNER LAST NAME - QUENZER
N ADDRESS LINE 1 - RT. 1
N
N SOURCE - LANKTREE GULCH
N STAGE - STATRY CLM
N DIVERSION POINT - NENW 02 04N 02W LOT 03
N FROM - 04-15 TO - 09-15 USE - IRRIGATION
N FROM - 04-15 TO - 09-15 USE - STOCKWATER
N USE - IRRIGATION
N REMARKS - AC. IRR.=4.5.
N NON IRRIG USE - S/30 HEAD.

FIRST NAME - BETTY LOU

CITY - CALDWELL

STATE - ID ZIP CODE - 83605

PRIORITY - 05-01-1952 COUNTY - CANYON TOTAL DIV. RATE - .0900CFS

USE DIV. RATE - .0900CFS

USE DIV. RATE - .0200CFS

PLACE OF USE - TWN 04N RNG 02W SEC 02 TRACT SNNW

AC 02 TRACT SENW

AC 02

6000

IDENT. NO. 63-4356

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]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 1 63-4356
Old No. New No.

Record

1. Original Owner: Betty Lou Quenzer

Present Owner: _____

2. Address: Rt. 13. City: Caldwell State: ID Zip: 836054. A. Source of Water: Lanktree Gulch

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: 5-1-1952D. County: 27E. Total Diversion Rate: .09

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): _____

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>NENW</u>	<u>2</u>	<u>4N</u>	<u>2W</u>	<u>3</u>	

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

from 4-15 to 9-15 for A purposes. Amount .09
(cfs or AC-Ft/yr)from 4-15 to 9-15 for S purposes. Amount .02

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* *ff 11779*

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	
<i>4N</i>	<i>2W</i>	<i>2</i>							<i>2</i>	<i>2</i>									<i>4</i>

9. A. Decree Name:

B. Decree Date:

10. Remarks: *A. Ae. ir. = 4.5.*
 B.
 C.
 D.
 E.

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

S/30 head

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. 123-4356
☒ 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) YH 4-20-76

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) YH 4-20-76

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) 5-21-76

(12) _____

Final date for protests _____
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 YH Date 5-17-76



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
WESTERN DISTRICT

STATE HOUSE BOISE, IDAHO 83720

May 17, 1976

Re: Claim to a Water Right No. 63-4356 --

Betty Lou Quenzer
Route 1
Caldwell, ID 83605

Dear Ms. Quenzer:

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:

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

April 22, 1976

Re: Notice of Claim to a Water Right No. 63-4356 - Betty Lou Quenzer
63-4353 - John W. & Sharon K. Howe

News-Tribune
P. O. Box 1179
Caldwell, ID 83605

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

5-11-76

RB

NOTICE OF CLAIM TO A WATER RIGHT

No. 63-4356

Notice is hereby given that BETTY LOU QUENZER

Caldwell, ID

has filed a claim to a water right established by diversion and application
to beneficial use of 0.09 cubic feet per second ~~and a feet of water~~

from Lanktree Gulch

with the point of diversion in ~~the~~ Lot 3 (NENW) Sec 2 T4N-R2W B.M., Canyon
County.

The water is claimed to be used from April 15 to Sept 15
for stockwater and irrigation of 4 1/2 acres

with a priority of May, 1952;

the place of use is within the SE 1/4 Sec 2 T4N-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 News-Tribune, Caldwell, ID

on April 29, 1976 and May 6, 1976.

ca

NOTICE OF CLAIM
TO A WATER RIGHT
No. 63-4356

Notice is hereby given that BETTY LOU QUENZER, Caldwell, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 0.09 cubic feet per second from Lanktree Gulch with the point of diversion in Lot 3 (NENW) Sec 2 T4N-R2W B.M., Canyon County.

The water is claimed to be used from April 15 to Sept. 15 for stockwater and irrigation of 4½ acres with a priority of May, 1952; the place of use is within the S½ NW¼ Sec 2 T4N-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

April 29; May 6, 1976.