

DEPARTMENT OF WATER RESOURCES
STATE OF IDAHO

[illegible]

State of Idaho)
) ss.
County of Ada)

Gerald R. Hamley
(Claimant)

Notary Public
Residing at Boise, ID

Received by <u>PJC</u>	Date <u>4-15-76</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>PJC</u>	Date <u>4-15-76</u>		claimant by:	
\$10.00 fee received by <u>RB</u>	Date <u>4-15-76</u> # <u>3741</u>			
Approved for publication by <u>RB</u>	<u>5-7-76</u>			
Published in <u>Parma Review</u>				
Dates <u>Apr 22 & 29</u>				

PUBLIC NOTICE

NOTICE OF CLAIM TO A WATER RIGHT No. 63-4355

Notice is hereby given that GERALD R. HAMBY Parma ID has filed a claim to a water right established by diversion and application to beneficial use of 0.06 cubic feet per second from a groundwater source with the point of diversion in the SE¼SW¼ Sec 7 T5N-R4W B.M. Canyon County.

The water is claimed to be used from Jan 1 to Dec 31 for domestic purpose with a priority of 1940; the place of use is within the SE¼SW¼ Sec 7 T5N-R4W 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 Parma Review, Parma, ID on April 22, 1976 and April 29, 1976.

OK
5-7-76
RB

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
COUNTY OF CANYON) ss.

Theron Gough, being first duly sworn, on his oath deposes and says:

That he is 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 action as per notice attached.

That he is Publisher of

THE PARMA REVIEW

a weekly newspaper published in the City of Parma, County of Canyon, State of Idaho, every Thursday; that the said newspaper is in general circulation in the said County of Canyon, and has been continuously and uninterruptedly published in said county during a period of 78 consecutive weeks prior to the first publication of the annexed

Legal Notice

; that said

Notice

being

Notice of Claim to a Water Right, No. 63-4355

was published in said newspaper in two (2) consecutive issues in the regular and entire issue of each and every number of every paper during the period and time of publication, and was printed in the newspaper proper and not in a supplement, said notice having been so published upon the following dates:

Theron Gough

Subscribed and sworn to before me, this 6th

day of May, 1976.

Patricia A. Lovel

Notary Public for Idaho,
Residing at Parma, Idaho

RECEIVED

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No. 63-4355

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Patricia A. Reed

Notary Public for Idaho,
Residing at Parma, Idaho

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 Gerald R. Hamby (name of claimant)
of Rt. 1, Parma, 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) 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>0.06 cfs</u>	Use <u>domestic</u>	Period of Use: From <u>1-1</u> To <u>12-31</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: 0.06 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) 1940

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. 7 Twp. 5N Rge. 4W 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. 4" well drilled in 1940. Replacement well drilled in 1973 - 6" well - 262' deep with 1 HP submersible 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	
5N	4W	7											X						

Total No. of acres _____

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

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

(8) **Remarks** _____

R 5 W

$$\frac{T}{5N}$$

一

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)
) ss.
County of _____, Ada)

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.

Gerald R. Hamby
(Claimant)

Sworn to before me this 15 day of April, 19 76

Notary Public
Residing at Baise, Ill

My commission expires March 8, 1980

For Department Use Only

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Theron Gough

Subscribed and sworn to before me, this *6th*

day of *May*, 19*16*.

Patricia A. Scott

Notary Public for Idaho,
Residing at Parma, Idaho

OK
5-7-16
AB

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Patricia A. Scott

Notary Public for Idaho,
Residing at Parma, Idaho

ION

N OWNER LAST NAME - HAMBY

FIRST NAME - GERALD R.

N ADDRESS LINE 1 - RT. 1

CITY - PARMA

STATE - ID ZIP CODE - 83660

N SOURCE - GROUNDWATER

N STAGE - STATRY CLM

PRIORITY - 06-01-1940

COUNTY - CANYON

TOTAL DIV. RATE -

.0600CFS

N DIVERSION POINT - SESW 07 05N 04W

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

USE DIV. RATE - .0600CFS

N USE - DOMESTIC

PLACE OF USE - TWN 05N RNG 04W SEC 07 TRACT SESW

N NON IRRIG USE - D/1 HOME & CROP SPRAYING.

3/79

IDENT. NO. 63-4355

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 63-4355
 OTd No. _____ New No. _____

Record

1. Original Owner: Gerald R. Hamby

Present Owner: _____

2. Address: Rt. 1
 3. City: Parma State: ID Zip: 83660

4. A. Source of Water: gw
 B. Tributary of: _____

5. A. Stage (A,P,L,D,S,J): J
 B. Status (D,L,R,C,A,I,F - leave blank if valid):
 C. Priority Date: 6-1-1940
 D. County: 27
 E. Total Diversion Rate: .06
 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>SE 2W</u>	<u>7</u>	<u>5N</u>	<u>4W</u>		

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

from 1-1 to 12-31 for DC purposes. Amount .06
 (cfs or AC-Ft/yr)
 from 1-1 to 12-31 for D purposes. Amount .06
 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 _____

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Claim
Application No. 63-4355

☒ 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) PJC 4-15-76

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) PJC 4-15-76

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) 5-7-76

(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 PHH

Date 5-7-76



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
WESTERN DISTRICT

STATE HOUSE BOISE, IDAHO 83720

May 11, 1976

Re: Claim to a Water Right No. 63-4355

Gerald R. Hamby
Route 1
Parma, ID 83660

Dear Mr. Hamby:

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 15, 1976

Re: Claim to a Water Right No. 63-4355 - Gerald R. Hamby

Parma Review
Parma, ID 83660

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)

Bill submitted

5-7-76

RB

Sincerely,

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