

RECEIVED

MAY 13 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 D. Kaw

Notary Public, Residing at Nampa, Idaho

My Commission Expires June 23, 1979.

NOTICE OF CLAIM
TO A WATER RIGHT
No. 63-4353

Notice is hereby given that JOHN W. HOWE & SHARON K. HOWE, Caldwell, Idaho, has filed a claim to a water right established by diversion and application to beneficial use of 0.056 cubic feet per second from a groundwater source with the point of diversion in the Govt. Lot 1 (NE 1/4 NE 1/4) Sec 4 T4N-R3W B.M., Canyon County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes with a priority of July 1, 1975 the place of use is within the Lot 1 (NE 1/4 NE 1/4) Sec 4 T4N-R3W 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
5-14-76
RB

MICROFILMED

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

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 John W. Howe & Sharon K. Howe, husband and wife
(name of claimant)

of P.O. Box 682 Caldwell, Idaho 83605, claim a right to the diversion and beneficial use of
(mailing address)

ground water of ~~surface water~~ ~~ordinarily~~

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

- (2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed: 25.0

Name of the Applicant:			
Amount	25.0 12.5	Use Domestic	Period of Use: From 1/1 to 12/31
Amount	12.5	Use Irrigation	Period of Use: From 4/1 To 10/31
Amount		Use	Period of Use: From To
	(efs, gpm or etc.)	(dom., irri., stock, etc.)	(both dates inclusive)

- (3) Total quantity of water claimed: _____ * _____ cubic feet per second, or _____ * _____ acre feet per annum, and/or 25 gallons per minute.

- (4) Priority claimed: (the date water was first applied to beneficial use) July 1, 1975 Ref: Well Drillers Log

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)

(Govt. Lot NE ¼ NE ¼, Sec. 4 Twp. 4 N Rge. 3 W B.M. County of Canyon
No. 1) Additional points of diversion: none

- 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" dia. well * 3/4 HP Jacuzzi pump @ 105 ft. depth in a 260 ft. deep well

- (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.

[illegible]

Total No. of acres 1/2

- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: Irrigation
on 1/2 ac. of a total of 5 owned, and domestic use for 1 residence at present
with plans for domestic use of 1 additional residence in the future.

- (7) If you are claiming water as a member of an organization, list name of organization: _____ none

SECTION 32

SECTION 33

SECTION 34

SECTION 35

T 5 N
T 4 N

X

SECTION 5

SECTION 4

SECTION 3

SECTION 2

K.3M

Received by DRB JLL Date 4/9/76 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by JLL Date 4/12/76 claimant by: _____
\$10.00 fee received by DRB Date 4-12-76 # 3733
Approved for publication by DRB 5-14-76 _____
Published in News-Tribune _____
Dates Apr 29 + May 6 _____

Department of Water Resources

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

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

Berla Harper

Subscribed and sworn to before me this.....

6th day of May, 1976

day of May, 19 76.
Adam & Karo

Notary Public, Residing at Nampa, Idaho

My Commission Expires June 23, 1973

OK
5-14-76
RB

ACT
ION

N OWNER LAST NAME - HOWE
N OWNER LAST NAME - HOWE
N ADDRESS LINE 1 - P.O. BOX 682

FIRST NAME - JOHN W.
FIRST NAME - SHARON K.

CITY - CALDWELL

STATE - ID ZIP CODE - 83605

N SOURCE - GROUNDWATER
N STAGE - STATRY CLM

PRIORITY - 07-01-1975 COUNTY - CANYON TOTAL DIV. RATE - .0600CFS

N DIVERSION POINT - NENE 04 04N 03W LOT 01

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

USE DIV. RATE - .0600CFS

N USE - DOMESTIC

PLACE OF USE - TWN 04N RNG 03W SEC 04 TRACT NENE AC 01

N REMARKS - AC. IRR.=.5.

3/79

IDENT. NO. 63-4353

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT
DATA ENTRY LOG

[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. _____

OTd No. _____

1 63-4353

New No. _____

Record

1. Original Owner: _____

John W. & Sharon K. Howe

Present Owner: _____

2. Address: P.O. Box 682

3. City: Caldwell

State: ID

Zip: 83605

4. A. Source of Water: gw

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: 7-1-1975

D. County: 27

E. Total Diversion Rate: ~~0.01~~ .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	NENE	4	4N	34	1	

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

from 1-1 to 12-31 for D purposes. Amount .06
(cfs or AG-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 _____

11779

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A. *Ac. in* = .5.
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. 63-4353

☒ 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) CLS 4/12/76

In form to receipt

(2) CLS 4/12/76

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) CLS 4/12/76

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) 5-14-76

(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 [Signature] 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. 63-4353

John W. &/or Sharon K. Howe
P. O. Box 682
Caldwell, ID 83605

Dear Mr. & Mrs. Howe:

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 1170
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
5-14-76

NOTICE OF CLAIM TO A WATER RIGHT

No. 63-4353

Notice is hereby given that JOHN W. HOWE & SHARON E. HOWE
Caldwell, ID
has filed a claim to a water right established by diversion and application
to beneficial use of 0.056 cubic feet per second ~~acre feet of water~~
from a groundwater source
with the point of diversion in the Govt. Lot 1 (NE&NW) Sec 4 T4N-R3W
B.M., Canyon County.

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

with a priority of July 1, 1975;
the place of use is within the Lot 1 (NE&NW) Sec 4 T4N-R3W 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. 63-4353

Notice is hereby given that JOHN W. HOWE & SHARON K. HOWE, Caldwell, Idaho, has filed a claim to a water right established by diversion and application to beneficial use of 0.056 cubic feet per second from a groundwater source with the point of diversion in the Govt. Lot 1 (NE $\frac{1}{4}$ NE $\frac{1}{4}$) Sec 4 T4N-R3W, B.M., Canyon County. The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes with a priority of July 1, 1975 the place of use is within the Lot 1 (NE $\frac{1}{4}$ NE $\frac{1}{4}$) Sec 4 T4N-R3W 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.



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
WESTERN DISTRICT

STATE HOUSE BOISE, IDAHO 83720

April 12, 1976

Sharon K. Howe
P. O. Box 682
Caldwell, ID 83605

Dear Ms. Howe:

Enclosed is your Receipt No. 3733 in the amount of \$ 10.00
for Claim to a Water Right No. 63-4353 which was received in this
office on April 12, 1976.

Sincerely,

CATHY L. SHAW
Senior Clerk

CLS:cs

Enclosure