
22

T. 3 N.

OPD & Place
of use.

R. I. E. B. M.

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.

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.

My commission expires March 8, 1980

Received by <u>R.W.H.</u>	Date <u>4-8-76</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>R.W.H.</u>	Date <u>4-8-76</u>		claimant by:	
\$10.00 fee received by <u>RB</u>	Date <u>4-8-76</u>	# <u>3726</u>		
Approved for publication by _____				
Published in <u>Idaho Statesman</u>				
Dates <u>Apr 22 + 29</u>				

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 DELMER F. SHERMAN &/or Esther SHERMAN
(name of claimant)
of 11426 W Victory Road, Boise, ID 83705, 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</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: 0.04 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) February, 1973

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. 22 Twp. 3N Rge. 1E 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) 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	1E	22											X						

Total No. of acres _____

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: Domestic for 1 home

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

22

T. 3 N.

OPD & Place
of use.

R. 1 E. B. M.

Received by P.W.H. Date 4-8-76 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by P.W.H. Date 4-8-76 claimant by: _____
\$10.00 fee received by RB Date 4-8-76 # 3726
Approved for publication by _____
Published in Idaho Statesman _____
Dates Apr 22 + 29 _____

OK
5-3-76
RB

ACT
ION

N OWNER LAST NAME - SHERMAN
N OWNER LAST NAME - SHERMAN
N ADDRESS LINE 1 - 11426 W. VICTORY RD.

FIRST NAME - DELMER F.
FIRST NAME - ESTHER

CITY - BOISE

STATE - ID ZIP CODE - 83705

N SOURCE - GROUNDWATER

N STAGE - STATRY CLM

PRIORITY - 02-01-1973 COUNTY - ADA

TOTAL DIV. RATE - .0400CFS

N DIVERSION POINT - SESW 22 03N 01E

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

USE DIV. RATE - .0400CFS

N USE - DOMESTIC

PLACE OF USE - TWN 03N RNG 01E SEC 22 TRACT SESW

5000

IDENT. NO. 63-4352

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 -

Record

Present Owner: _____

from to for purposes. Amount

8. Use Code:

pf 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	
3N	1E	22												<i>D</i>					

- 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

Application No. 63-4352

☒ 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) R.W.H. 4-8-76

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) R.W.H. 4-8-76

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) 5-3-76

(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 THH

Date 5-10-76



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
WESTERN DISTRICT

STATE HOUSE BOISE, IDAHO 83720

May 11, 1976

Re: Claim to a Water Right No. 63-4352

Delmer F. &/or Esther Sherman
11426 W. Victory Road
Boise, ID 83705

Dear Mr. & Mrs. Sherman:

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. 63-4352 -- Delmar F. &/or Ester Sherman
63-4354 -- Gerald L. &/or June Thiessen
Application for permit No. 63-8300 -- Ernie & Laura's Garden Center

The Idaho Statesman
Box 40
Boise, ID 83707

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."

Sincerely,

(Signature of Claimant)

Bill submitted

5-3-76
RB

NOTICE OF CLAIM TO A WATER RIGHT

No. 63-4352

Notice is hereby given that DELMER F. SHERMAN &/or ESTHER SHERMAN
Boise, ID
has filed a claim to a water right established by diversion and application
to beneficial use of 0.04 cubic feet per second ~~under flow of water~~
from a groundwater source
with the point of diversion in the SE1/4 Sec 22 T3N-R1E B.M., Ada County

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

with a priority of February, 1973;
the place of use is within the SE1/4 Sec 22 T3N-R1E 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 Statesman, Boise, ID
on April 22, 1976 and April 29, 1976.

**NOTICE OF CLAIM
TO A WATER RIGHT
No. 63-4352**

Notice is hereby given that DELMER F. SHERMAN &/or ESTHER SHERMAN, Boise, 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 $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 22 T3N-R1E B.M., Ada County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes with a priority of February, 1973; the place of use is within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 22 T3N-R1E 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

Pub. April 22, 29, 1976

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