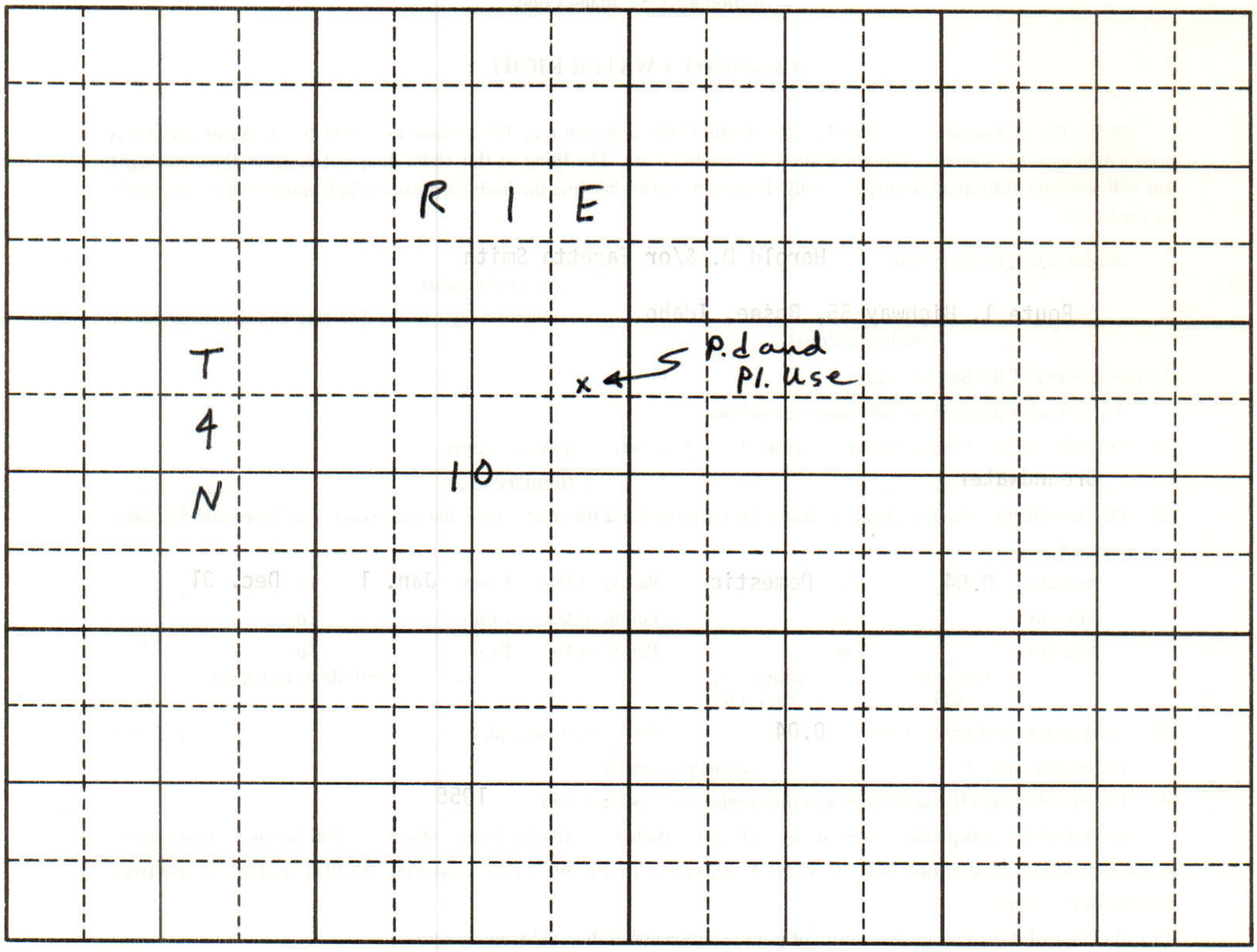
(8) Remarks Property is the South 165 feet of NE¼NE¼ Section 10, T4N-R1E, B.M.



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.

x Harold M. Smith
(Claimant)

Sworn to before me this 28th day of August 19 75.

Kyle Glen Saylor
Notary Public
Residing at Boise, Idaho

My commission expires For Life

For Department Use Only

Received by MVB	Date 8-28-75	Exception filed by:	Forwarded to claimant by:	Date	
Prelim. check by [illegible]	Date 8-28-75				
$10.00 fee received by MVB	Date 8-28-75				
Approved for publication by					
Published in Statesman					
Dates Sept. 8 & 11					

NOTICE OF CLAIM TO A WATER RIGHT
No. 63-4324

Notice is hereby given that Harold D. &/or Fayetta Smith, Rt. 1, Highway 55, 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 of water from groundwater with the point of diversion in the NE¼NE¼, Sec. 10, T. 4 N, R. 1 E, B.M. Ada County.

The water is claimed to be used from Jan. 1 to Dec. 31 for Domestic with a priority of 1955; the place of use is within the NE¼NE¼, Sec. 10, T. 4 N, R. 1 E, 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. Sept. 11, 18, 1975 718

STATE OF IDAHO)
)ss.
COUNTY OF ADA)

Patricia E. Levitt, being duly sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto; that said notice was published in the regular edition of The Idaho Statesman for

Two insertions, beginning with the issue of September 11, 1975, and ending with the issue of September 18, 1975.

Patricia E. Levitt

Subscribed and sworn to before me this 19th day of September, 1975.

Dorothy Eggers

Notary Public for Idaho, Residing at Boise, Idaho

OK 19 9-23-75

MICROFILMED

Claim No. 63-4324

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 Harold D. &/or Fayetta Smith (name of claimant)

of Route 1, Highway 55, Boise, Idaho (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	Use	Period of Use: From	To
	0.04 (cfs, gpm or a/f)	Domestic (dom., irri., stock, etc.)	Jan. 1	Dec. 31 (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) 1955

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)

NE ¼ NE ¼, Sec. 10 Twp. 4N 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. Well is approximately 140 feet deep with a diameter casing of 6 inches. A 3/4 horsepower motor and pump 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.

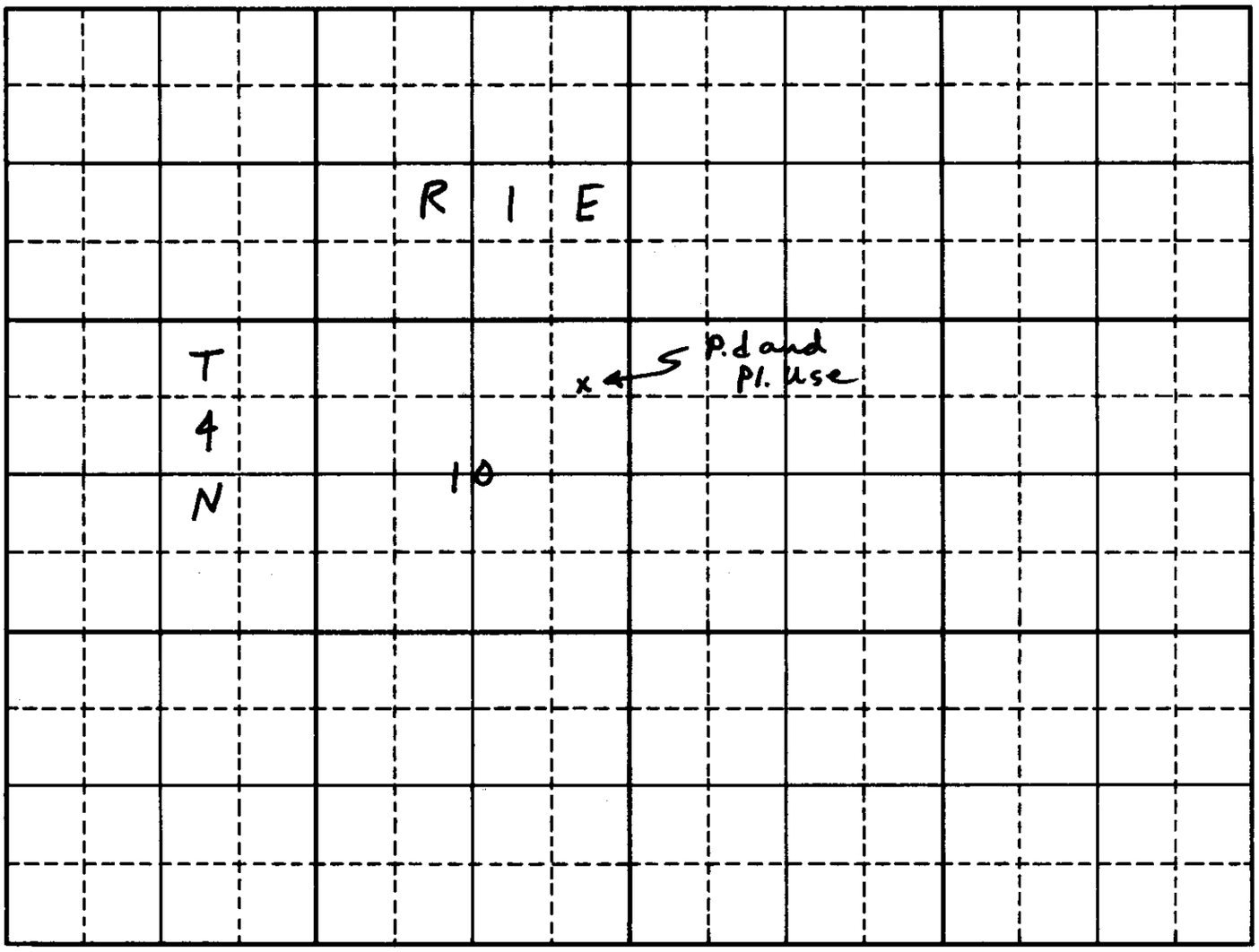
T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4N	1E	10	X																

Total No. of acres _____

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

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

(8) Remarks Property is the South 165 feet of NE¼NE¼ Section 10, T4N-R1E, B.M.



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.

Sworn to before me this 29th day of August 19 75

x Harold M. Smith
(Claimant)

Lyle Glen Taylor
Notary Public
Residing at Boise, Idaho

My commission expires For Life

For Department Use Only

Received by	MVE	Date	8-28-75	Exception filed by:		Forwarded to claimant by:	Date
Prelim. check by		Date	8-28-75				
$10.00 fee received by	MEB	Date	8-28-75				
Approved for publication by							
Published in	Statesman						
Dates	Sept. 8 & 11						

[redacted]

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COUNTY OF ADA)

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Two insertions, beginning with the issue of September 11, 1975, and ending with the issue of September 18, 1975.

Patricia E. Levitt

Subscribed and sworn to before me this 19th day of September, 1975.

Notary Public for Idaho, Residing at Boise, Idaho

OK
9-23-75

MICROFILMED

ACT
ION

N OWNER LAST NAME - SMITH FIRST NAME - HAROLD D.
N OWNER LAST NAME - SMITH FIRST NAME - FAYETTA
N ADDRESS LINE 1 - HWY. 55 RT. 1
N CITY - BOISE STATE - ID ZIP CODE - 83704
N SOURCE - GROUNDWATER
N STAGE - STATRY CLM PRIORITY - 06-01-1955 COUNTY - ADA TOTAL DIV. RATE - .0400CFS
N DIVERSION POINT - NENE 10 04N 01E
N FROM - 01-01 TO - 12-31 USE - DOMESTIC USE DIV. RATE - .0400CFS
N USE - DOMESTIC PLACE OF USE - TWN 04N RNG 01E SEC 10 TRACT NENE

3/79

IDENT. NO. 63-4324

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT DATA ENTRY LOG

Initials	Date	Item
		Original form entered
		Edit Report Correct
		Date Protested
		Date of Hearing
		Date Approved/Denied (Proof due date, stage and/or status, conditions of approval, water district)
		Record Verified
		Amendment Approved
		Extension Approved
		Partial Proof
		Proof Complete
		Field Exam Received
		Field Exam Accepted and changes entered
		License Signed
		Transfer Approved
[illegible]	12.11.87	Keypunched by State Office

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. _____ 163-4324
OTd No. New No.

Record

1. Original Owner: Harold D. & Fayetta Smith

   Present Owner: _____

2. Address: Hwy. 55, Rt. 1
3. City: Boise State: ID Zip: 83704
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: 6-1-1955
   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):

		Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A.	Point of Diversion	NENE	10	4N	1E		

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

   from 1-1 to 12-31 for D purposes. Amount .04 (cfs or ~~AC-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 _____

CSA 11-1-79

8. Use Code: D

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4N	1E	10	D																

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):

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

STATE HOUSE BOISE, IDAHO 83720

September 30, 1975

Harold D. Smith
Rt. 1, Hwy 55
Boise, ID 83704

RE: Claim to a Water Right No. 63-4324

Dear Mr. Smith:

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,

KENNETH H. FOIT, P.E.
Western District Engineer

KHEls

Enclosure

RECEIVED

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

Sept. 5, 1975

The Idaho Statesman
Box 40
Boise, ID 83707

Re: Claim to a Water Right No. 63-4324, Harold D. &/or Fayette Smith being readvertised
Application for Permit No. 63-8182, Charles Gary Lappin
63-8198, Harvey W. & Leona H. Loux

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
9-23-75
JR - jg

Sincerely,

NOTICE OF CLAIM TO A WATER RIGHT

No. 63-4324

Notice is hereby given that HAROLD D. &/or FAYETTA SMITH

Rt. 1, Highway 55, 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 ~~acre feet~~ XXXXXXXXX of water from groundwater with the point of diversion in the ~~NE¼NE¼~~, Sec. 10, T. 4 N, R. 1 E, B. M. Ada County.

The water is claimed to be used from ~~Jan. 1 to Dec. 31~~

for Domestic

with a priority of 1955;

the place of use is within the ~~NE¼NE¼, Sec. 10, T. 4 N, R. 1 E, B.M.~~

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R. KEITH HIGGINSON

Director

Published in the The Idaho Statesman, Boise

on Sept. 11, 1975 and Sept. 18, 1975.