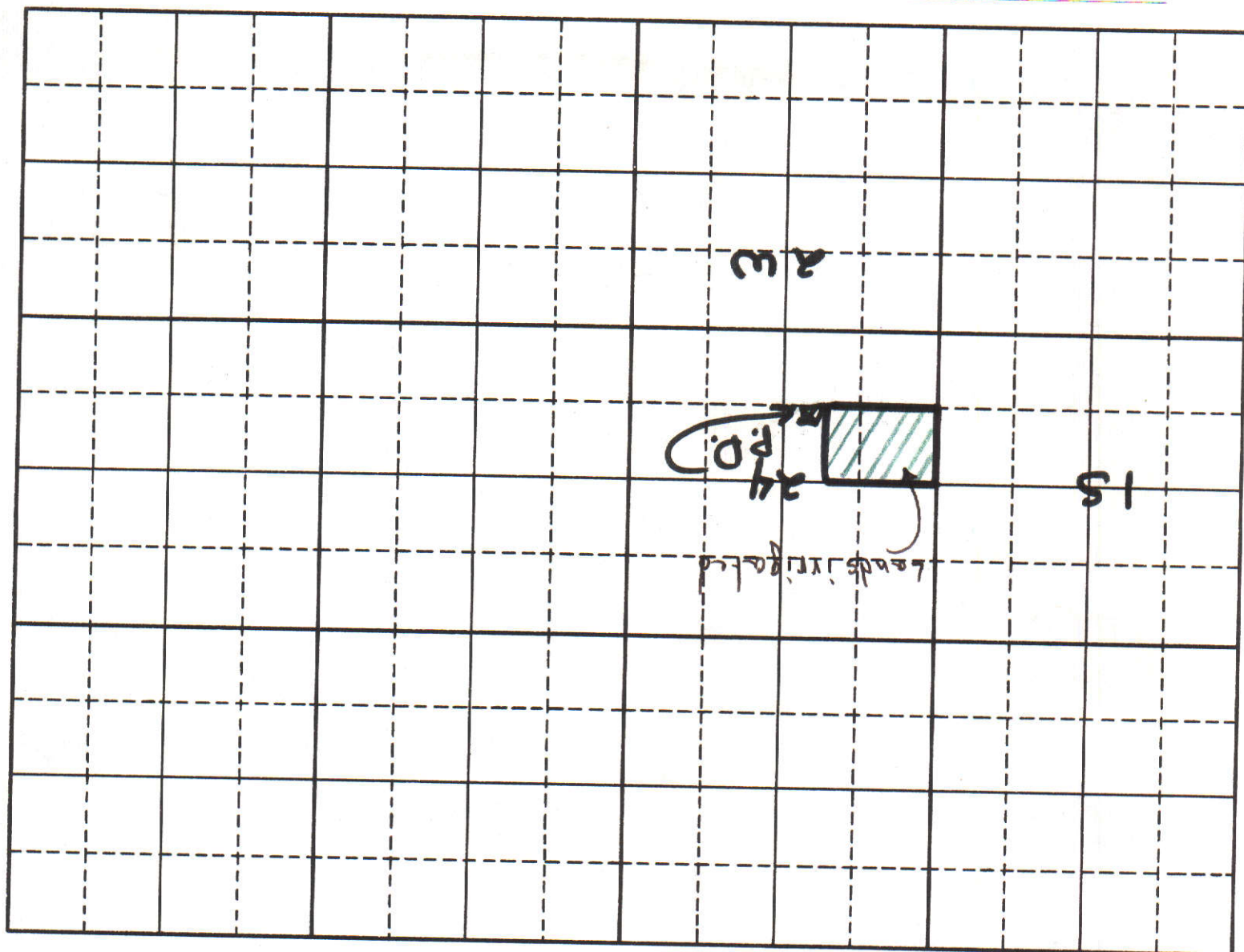


(8) Remarks



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 22 day of October

George J. Thomas
(Claimant)

Notary Public
Residing at

Sary L. Page
Paise

My commission expires 7/29/1975

For Department Use Only

Received by SLP Date 10/22/74 Exception filed by: Forwarded to Date
Prelim. check by SLP Date 10/22/74 claimant by:
\$10.00 fee received by Ca Date 10-22-74 Receipt # B258
Approved for publication by Ca 11-12-74 dh
Published in Idaho Rec. Press 10-25-74 ca
Dates Oct. 31 Nov 7

RECEIVED

NOV 12 1974

AFFIDAVIT OF PUBLICATION

NOV 12 1974

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

Verla Harker
of Nampa, 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 Idaho Free Press, a daily, (except Sunday) newspaper published in the City of Nampa, 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 Nampa, 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:

October 31; November 7, 1974

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

7th day of November, 19 74.

Adam D. Kaur

Notary Public, Residing at Nampa, Idaho

My Commission Expires June 23, 1975

MICROFILMED

NOTICE OF CLAIM TO
A WATER RIGHT
No. 63-4281

Notice is hereby given that
GEORGE T. &/ or DONNA L.
THOMAS, Route 1, Melba,
Idaho, has filed a claim to a
water right established by
diversion and application to
beneficial use of 1.0 cubic feet
per second of water from waste
water, trib. to Snake River with
the point of diversion in the
NE 1/4 SW 1/4, Sec. 24, T. 1S, R. 2W,
B.M., Canyon County.

The water is claimed to be
used from April 1 to Oct. 31 for
irrigation of 53 acres with a
priority of April 1, 1963; the
place of use is within the
NE 1/4 SW 1/4, Sec. 24, T. 1S, R. 2W,
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
Oct. 31, November 7, 1974

Ok 12-14
11-14
CW

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 George T. &/or Donna L. Thomas
(name of claimant)
of Rt. 1, Melba, ID 83641, 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) Waste Water
, tributary to, Snake River
- (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>1.0</u> | Use <u>irrigation</u> | Period of Use: From <u>April 1</u> To <u>Oct. 31</u> |
| Amount <u></u> | Use <u></u> | Period of Use: From <u></u> To <u></u> |
| Amount <u></u> | Use <u></u> | Period of Use: From <u></u> To <u></u> |
| (cfs, gpm or a/f) | (dom., irri., stock, etc.) | (both dates inclusive) |
- (3) Total quantity of water claimed: 1.0 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) April 1, 1963

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 SW ¼, Sec. 24 Twp. 1 S Rge. 2 W 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. diversion and storage dam with pump to sprinkler system

- (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	
1	S	2 W	24								13	40							53

Total No. of acres 53

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

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

Hand-drawn diagram on a grid. A rectangular area is shaded with diagonal lines. To the left of the rectangle is a circle containing the text "P.O." and "34". Below the rectangle is a bracket labeled "Lands irrigated". To the right of the rectangle is the number "15". Above the rectangle is the number "23".

Received by <u>JLP</u>	Date <u>10/22/74</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>JLP</u>	Date <u>10/22/74</u>		claimant by:	
\$10.00 fee received by <u>Cu</u>	Date <u>10-22-74</u>	<u>Receipt # B288</u>		
Approved for publication by <u>Cu</u>	<u>11-11-74</u>	<u>dh</u>		
Published in <u>Albany Free Press</u>	<u>10-25-74</u>	<u>cu</u>		
Dates <u>Oct. 31</u>	<u>Nov. 7</u>			

RECEIVED

AFFIDAVIT OF PUBLICATION

NOV 12 1974

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

Verla Harker
of Nampa, 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 Idaho Free Press, a daily, (except Sunday) newspaper published in the City of Nampa, 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 Nampa, 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:

October 31; November 7, 1974

Subscribed and sworn to before me this

7th day of November, 19 74

Adam D. Kase
Notary Public, Residing at Nampa, Idaho

No. 63-4281

Notice is hereby given that GEORGE T. &/ or DONNA L. THOMAS, Route 1, Melba, Idaho, has filed a claim to a water right established by diversion and application to beneficial use of 1.0 cubic feet per second of water from waste water, trib. to Snake River with the point of diversion in the NE 1/4 SW 1/4, Sec. 24, T. 1S, R. 2W, B.M., Canyon County.

The water is claimed to be used from April 1 to Oct. 31 for irrigation of 53 acres with a priority of April 1, 1963; the place of use is within the NE 1/4 SW 1/4, Sec. 24, T. 1S, R. 2W, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, Statehouse, Boise, Idaho, 83720.

WILLIAM HIGGINSON

Ok 12-14
11-14
CW

RECEIVED
JAN 02 1987

Department of Water Resources

FILED

*86 DEC 30 PM 4 41

FILED

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF CANYON

SHIRLEY KROEGER, in her
Official Capacity as Water-
master of WATER DISTRICT 63-A,
PECKHAM AND PANCHERI DRAINS,
and IDAHO DEPARTMENT OF WATER
RESOURCES,

Plaintiffs and
Counterdefendants,

-vs-

GEORGE T. THOMAS and DONNA
THOMAS, husband and wife,
CORPORATION, INC., a corporation
and AMERICAN CYANAMID, INC., a
corporation; and JOHN DOES I
through X,

Defendants and
Counterplaintiffs,

-vs-

BOISE-KUNA IRRIGATION DISTRICT,

Defendant/
Intervenor,

CASE NO. L-36827

FINDINGS OF FACT,
CONCLUSIONS OF LAW,
AND JUDGMENT

THIS MATTER Came on regularly for trial on December 16,
1986. This action was initiated by the filing of a Complaint
for injunctive relief requiring the defendants to: install and
maintain both an adequate water measuring device and lockable
control devices; and provide reasonable access to the
watermaster during the irrigation season to monitor such

FINDINGS OF FACT, CONCLUSIONS OF
LAW AND JUDGMENT - 1

devices. The defendants raised various defenses in their answer and counter-claimed for an adjudication. Boise-Kuna Irrigation District intervened claiming that the water in question was not public water subject to regulation by the State of Idaho and consequently that the formation and operation of Water District 63-A was void.

Kenneth R. Arment, Deputy Attorney General, appeared for the Plaintiffs and Counterdefendants Water District 63-A and the Idaho Department of Water Resources. James E. Risch of the firm RISCH, GOSS, INSINGER, & SALLADAY appeared for the Defendants and Counterplaintiffs George T. Thomas and Donna Thomas. Randall C. Fredricks of the firm CLEMONS, COSHO & HUMPHREY appeared for Defendant and Intervenor Boise-Kuna Irrigation District. After full consideration was given to the written stipulation between the Idaho Department of Water Resources and the Boise-Kuna Irrigation District and to all exhibits, testimony, affidavits and other documents filed with this Court, and to all argument presented before this Court, the Court finds as follows:

FINDINGS OF FACT

I.

Water District 63-A, located on the Peckham and Pancheri Drains, was created pursuant to I.C. Sec. 42-604.

II.

Shirley Kroeger was appointed watermaster for Water District 63-A by the Idaho Department of Water Resources.

III.

On August 14, 1978, the District Court of the Third Judicial District, State of Idaho, in and for the County of Canyon entered an Amended Judgment in Evans et al. v. Pancheri, et al., Canyon County Case No. 24876. The case adjudicated the rights to the use of the waters of Peckham and Pancheri Drains among the parties. The Defendants and Counterclaimants Thomases, were party to the Evans v. Pancheri case, Defendant Intervenor Boise-Kuna Irrigation District was not joined in the Evans v. Pancheri case.

IV.

The defendants George T. Thomas and Donna Thomas, husband and wife, have admitted paragraph VI of the plaintiffs' complaint which alleges that the Thomases own the following described parcel of real property:

N1/2 of SW1/4, Section 24, T.15., R.2W., B.M.

V.

The boundaries of Water District 63-A; the Boise-Kuna Irrigation District; and the ownership and boundaries of other land adjacent to the Peckham Drain is as set forth in plaintiffs' exhibit 1, and is incorporated herein by this reference.

VI.

Boise-Kuna Irrigation District and the Department of Water Resources entered into a stipulation prior to trial which resolved, as between the irrigation district and the Department and the watermaster, the issues of jurisdiction over the waste water in Peckham Drain, the validity of Water District 63-A and the adequacy of the irrigation district's waste water distribution regulation. Upon approval of the stipulation by the Court, Boise-Kuna was granted leave to withdraw from the case.

VII.

Defendants George T. Thomas and Donna Thomas have caused lands outside the boundaries of the Boise-Kuna Irrigation District to be irrigated with waste and seepage water from Peckham Drain pursuant to their Water Right Claim No. 63-4281, without first satisfying the senior water right held by the Evanses.

VIII.

Defendants George T. Thomas and Donna Thomas have not installed or maintained adequate measuring devices and control works to measure and regulate the flow of public waste waters occurring in the Peckham Drain as required by order of the Department of Water Resources. The need for such devices shall be investigated during the 1987 Irrigation season up to July 1, 1987, by the watermaster of District 63-A.

IX.

In accordance with the stipulation signed by Boise-Kuna and the Department, the defendants Thomases may reclaim waste and seepage water from the Peckham Drain and apply it to their lands located within the irrigation district, such use is not subject to regulation as public waters of the state unless the water is to be diverted for use outside of the irrigation district.

X.

The defendants Thomases did not produce any evidence or exhibits in regards to their counter-claim for an adjudication of the remaining waters of the Peckham Drain. At trial, counsel for the Thomases stated that the defendants had abandoned the adjudication claim.

XI.

The parties did not pursue or defend the case in a frivolous or unreasonable manner, or without foundation. There were legitimate issues of fact and law regarding this case raised by both plaintiff and all defendants.

CONCLUSIONS OF LAW

I.

Water District 63-A was duly created and established under the provisions of Idaho Code Sec. 42-604.

FINDINGS OF FACT, CONCLUSIONS OF
LAW AND JUDGMENT - 5

II.

Shirley Kroeger was duly appointed as watermaster for Water District 63-A.

III.

The plaintiff, Idaho Department of Water Resources is a duly established executive department of the State of Idaho.

IV.

The plaintiff Department has the duty and authority to supervise and control the distribution of public water.

V.

The plaintiff Department has the duty and authority to require all appropriators or users of any public waters to maintain suitable headgates and controlling works at the point where water is diverted.

VI.

The Amended Judgment entered in Evans v. Pancheri, Canyon County Case No. 24876, on August 14, 1978, is binding upon the defendants Thomases but not defendant intervenor Boise-Kuna Irrigation District.

VII.

The public waste waters adjudicated in the Amended Judgment in the Evans v. Pancheri case are subject to the right of the Boise-Kuna Irrigation District to reclaim the waste water for use on irrigation district lands to which Boise-Kuna's state water right are appurtenant.

VIII.

The newly adopted waste water distribution regulation of Boise-Kuna Irrigation District, attached to the stipulation between Boise-Kuna and the Department of Water Resources, provides individual members within the irrigation district the right to reclaim waste waters for use on their own lands within the district.

IX.

The defendants Thomases may reclaim waste and seepage water from the Peckham Drain and apply it to their lands located within the irrigation district. Such use is not subject to regulation as public waters of the state unless the water is diverted for use outside the irrigation district.

X.

The defendants Thomases are not entitled to any relief on counterclaim.

JUDGMENT

NOW THEREFORE, it is hereby ORDERED, ADJUDGED AND DECREED, as follows:

I.

The issues between plaintiffs and Boise-Kuna Irrigation District were resolved by a stipulation of the parties.

II.

That the plaintiffs are granted a permanent mandatory injunction prohibiting the defendants George T. Thomas and

Donna Thomas, their servants, agents and employees from diverting water from the Peckham Drain for use on land located outside the Boise-Kuna Irrigation District, unless and until one cubic foot per second of water is first passed on to the Evans property in accordance with the Amended Judgment entered in the Evans v. Pancheri case, Canyon County Case No. 24876.

III.

That the Court shall defer until after July 1, 1987, the granting to the plaintiffs of any permanent mandatory injunction requiring the defendants George T. Thomas and Donna Thomas to install and maintain an adequate measuring device, and adequate control works for water distribution on Peckham Drain to measure and regulate the waste and seepage water in the drain at the point it flows onto the Thomas property and at the point of its outflow from the Thomas property to the Evans property. Such measuring devices and control works shall be of a type which are satisfactory to the plaintiff Department. The Court retains jurisdiction over this matter to review a watermaster report to be submitted by the Department by July 1, 1987. The purpose of the report is to determine which lands are being irrigated from the waste and seepage waters of the Peckham Drain collected in the pond on the Thomas property. If the water is used to irrigate only those lands located within the Boise-Kuna Irrigation District then such waters are not public waters subject to regulation by the state, but rather are

waste waters reclaimed by the irrigation district for which measuring and control devices are not required.

For the purposes of conducting the watermaster report and monitoring the measuring and control devices, if found necessary to do so after July 1, 1987, the watermaster is granted reasonable access to enter upon the Thomas land. Provided that the reasonable access shall include attempts to contact the Thomas household by phone prior to entry, and that such entry shall be from the south across the Evans property.

IV.

Defendants Thomases are not entitled to any relief on their counterclaim.

DATED: December 30, 1988.

Wayne P. Fuller

Wayne P. Fuller,
District Judge

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order it is hereby CERTIFIED, in accordance with Rule 54(b) I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

DATED this 30 day of December, 1986.

Wayne P. Fuller
Wayne P. Fuller,
District Judge

I HEREBY CERTIFY that a copy of the foregoing Findings of Fact, Conclusions of Law and Judgment was forwarded to the following persons on the 30th day of December, 1986:

Jim Jones, Attorney General, Statehouse, Boise, ID 83720
Clive J. Strong, Chief, Natural Resources Division,
450 W. State St., Boise, ID 83720
Kenneth R. Arment, Dept. of Water Resources, 450 W. State,
Boise, ID 83720
James E. Risch, 407 W. Jefferson, Boise, ID 83702
Randall C. Fredericks, 1100 First Interstate Bldg.,
700 W. Idaho, Boise, ID 83702
William Ringert, P.O. Box 2773, Boise, ID 83701

CLERK OF THE DISTRICT COURT

Deputy Clerk

WATER RIGHT NUMBER 63-4281

WATER RIGHTS EDIT REPORT

12/12/79

PAGE 147

ACT
ION

N OWNER LAST NAME - THOMAS
N OWNER LAST NAME - THOMAS
N ADDRESS LINE 1 - RT. 1
N

FIRST NAME - GEORGE T.
FIRST NAME - DONNA L.

N SOURCE - WASTE WATER

CITY - MELBA

STATE - ID ZIP CODE - 83641

N STAGE - STATRY CLM

TRIBUTARY OF - SNAKE RIVER

N DIVERSION POINT - NESW 24 01S 02W

PRIORITY - 04-01-1963 COUNTY - CANYON

TOTAL DIV. RATE - 1.0000CFS

N FROM - 04-01 TO - 10-31 USE - IRRIGATION

USE DIV. RATE - 1.0000CFS

N USE - IRRIGATION

PLACE OF USE - TWN 01S RNG 02W SEC 24 TRACT NESW

AC 13 TRACT NWSW

AC 40

3/79

IDENT. NO. 63-4281

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. 163-4281
Old No. New No.

Record

1. Original Owner: George T. + Donna L. Thomas

Present Owner: _____

2. Address: Rt. 13. City: Melba State: ID Zip: 836414. A. Source of Water: waste waterB. Tributary of: Snake River5. 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: 4-1-1963D. County: 29E. Total Diversion Rate: 1/2

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>NESW</u>	<u>24</u>	<u>15</u>	<u>2W</u>		

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

from 4-1 to 10-31 for A purposes. Amount 1/2
(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 _____

8. Use Code: A

[illegible]

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 ADMINISTRATION

WESTERN DISTRICT OFFICE



Cecil D. Andrus
Governor
R. Keith Higginson
Director

614 State Street
Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2190

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

November 18, 1974

George T. Thomas
Rt. 1
Melba, ID 83641

Re: Claim to a Water Right No. 63-4281

Dear Mr. Thomas:

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 your 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 can be of further assistance, please feel free to call upon us.

Sincerely,

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

KHFcla

Enclosure

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215
Western District Office



Water Rights Administration
Water Resource Investigation
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

October 25, 1974

Idaho Free Press
P.O. Box 88
Nampa, ID 83651

Re: Claim to a Water Right No. 63-4281 - George T. &/or Donna L. Thomas
Application for Permit No. 63-8053 - Clare R. Davenport

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 on 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
11-12-74
CR

na

NOTICE OF CLAIM TO
A WATER RIGHT
No. 63-4281

Notice is hereby given that
GEORGE T. &/ or DONNA L.
THOMAS, Route 1, Melba,
Idaho, has filed a claim to a
water right established by
diversion and application to
beneficial use of 1.0 cubic feet
per second of water from waste
water, tributary to Snake River with
the point of diversion in the
NE 1/4 SW 1/4, Sec. 24, T. 1S, R. 2W,
B.M., Canyon County.

The water is claimed to be
used from April 1 to Oct. 31 for
irrigation of 33 acres with a
priority of April 1, 1963; the
place of use is within the
NE 1/4 SW 1/4, Sec. 24, T. 1S, R. 2W,
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
Oct. 31; November 7, 1974

OK 11-1-74
11-1-74

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No. 63-4281

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Route 1, Melba, Idaho

has filed a claim to a water right established by diversion and application
to beneficial use of 1.0 cubic feet per second ~~20000000~~ of water
from waste water, trib. to Snake River

with the point of diversion in the NE¹/₄ Sec. 24, T. 1S, R. 2W, B.M.,
Canyon County

The water is claimed to be used from April 1 to Oct. 31
for irrigation of 53 acres

with a priority of April 1, 1963;
the place of use is within the NE¹/₄ Sec. 24, T. 1S, R. 2W, 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 Free Press, Nampa, Idaho

on Oct. 31, 1974 and Nov. 7, 1974

RECORDED