

RECEIVED
1 1974
Department of Water Resources

STATE OF IDAHO)
COUNTY OF ADA) ss.

Marilyn A Connell, 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 ~~consecutive~~ insertions, beginning with the issue of June 13, 19 74, and ending with the issue of June 20, 19 74.

Marilyn A Connell
Subscribed and sworn to before me this 22nd day of June, 19 74.

Jana A Young
Notary Public for Idaho, Residing at Boise, Idaho

OK sw
7-2-74

63-4265

NOTICE OF
CLAIM TO A
WATER RIGHT
No. 63-4265

Notice is hereby given that CRAIG MARCUS &/or MARVIN STRATTON, 7711 Apache Way, 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 an unnamed stream, trib. to Boise River with the point of diversion in the NW 1/4 SE 1/4, S. 24, T. 4 N., R. 1 E., B.M., Ada County.

The water is claimed to be used from March 1 to Oct. 31 for irrigation of 0.5 acre with a priority of March 1, 1967, the place of use is within the NW 1/4 SE 1/4, S. 24, 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 Administration, Statehouse, Boise, Idaho, 83707.

R. KEITH HIGGINSON
Director

Pub.: June 13, 20, 1974 208

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 CRAIG MARCUS &/or MARVIN STRATTON
(name of claimant)
of 7711 Apache Way, Boise, Idaho 83702, claims a right to the diversion and beneficial use of
(mailing address)
ground water or surface water tributary to Boise River;

The extent and nature of said claim is as follows:

(1) Describe source of water: (name of stream, lake, spring, etc., or ground water) unnamed stream

(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>.04</u>	Use	<u>Irrigation</u>	Period of Use: From	<u>March 1</u>	To	<u>Oct. 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) March 1, 1967

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)
NW ¼ SE ¼, Sec. 24 Twp. 4 N. Rge. 1 E. 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. Pump from stream to pipeline with gravity flow irrigation.

(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.

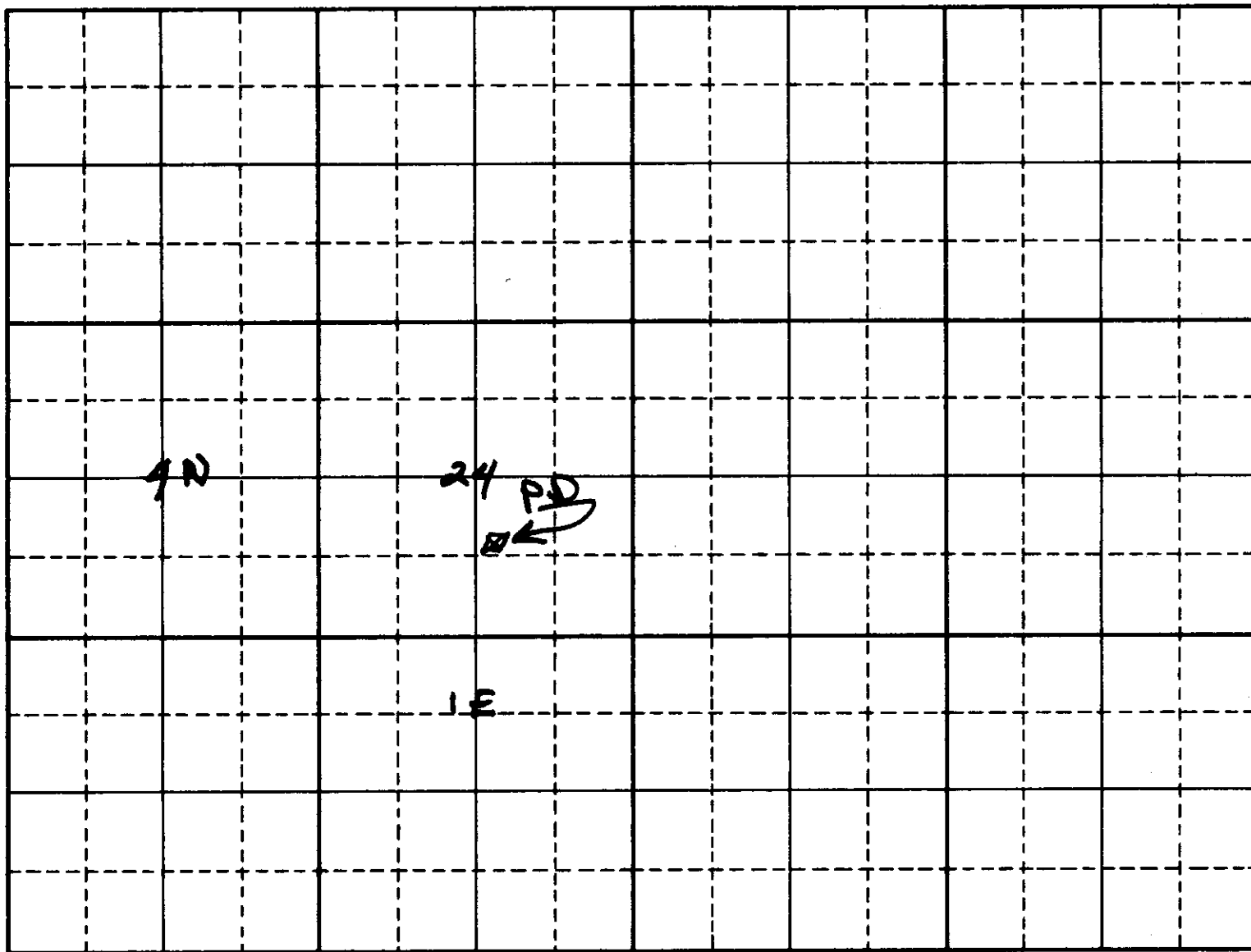
T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4N	1E	24														.5			.5

Total No. of acres 0.5

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: _____

(8) Remarks Located on Lot 2, Blk. 2, Flake Country Subd.



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.

Craig Manning
Marvin Shelton
(Claimant)

Sworn to before me this 3rd day of June

Deanna Felt 1974
Notary Public

Residing at Boise, Idaho

My commission expires June 15, 1977

For Department Use Only

Received by <u>mt</u>	Date <u>6-3-74</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>mt</u>	Date <u>3 June 74</u>		claimant by:	
\$10.00 fee received by <u>mt</u>	Date <u>6-5-74 # 14552</u>			
Approved for publication by <u>SW 7-2-74</u>				
Published in <u>Idaho Statesman</u>				
Dates <u>6-13 & 6-20-74</u>				

5985-29

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	LEB	6/4/74	Application No. <u>63-4265</u>
(2)			☒ 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
(3)	LEB	6/4/74	In form to receipt
			Send Copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)			☐ Request Special Use Permit from U. S. F. S. ☐ Request Easement from B. L. M. ☐ Request Information from Applicant
(5)	LEB	6/4/74	In form for advertising
(6)	RW	7-2-74	Located within Water District No. <u>63</u>
(7)		NA	Critical groundwater area: yes ☐ no ☐
(8)		NA	Groundwater levels: ☐ Decline (comment) _____ ☐ Stable (comment) _____ ☐ Increasing (comment) _____
(9)			Comments: _____
(10)	SW	7-2-74	Affidavit of Publication received (date) <u>OK</u>
(11)		NA	Final date for protests _____ Protests received: yes ☐ no ☐
(12)			Date and Place of hearing _____ Decision reached at hearing _____
(13)			All requested information received from agencies or applicant yes ☐ no ☐
(14)	LEB	7 June 74	Action recommended: ☒ Approve Priority _____ ☐ Deny Reason for Reduction _____ ☒ Send copy to W. M. ☐ Measuring device required ☐ See attached sheet for additional conditions of approval ☒ No additional conditions for approval
(15)	District	Western	By <u>Quinn Ballance</u> Date <u>7 June 1974</u>

RECEIVED
JUL 3 1974
Department of Water Resources

63-4265

RECEIVED
JUN 19 1974
CLERK OF DISTRICT COURT
BOISE, IDAHO

STATE OF IDAHO)
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63-4265

ACTION

N OWNER LAST NAME - MARCUS FIRST NAME - CRAIG
N OWNER LAST NAME - STRATTON FIRST NAME - MARVIN
N ADDRESS LINE 1 - 7711 APACHE WAY
N CITY - BOISE STATE - ID ZIP CODE - 83702
N SOURCE - UNNAMED SSTREAM TRIBUTARY OF - BOISE RIVER
N STAGE - STATRY CLM PRIORITY - 03-01-1967 COUNTY - ADA TOTAL DIV. RATE - .0400CFS
N DIVERSION POINT - NWSE 24 04N 01E
N FROM - 03-01 TO - 10-31 USE - IRRIGATION USE DIV. RATE - .0400CFS
N USE - IRRIGATION PLACE OF USE - TWN 04N RNG 01E SEC 24 TRACT NWSE AC 01
N REMARKS - AC. IRR.=.5.

IDENT. NO. 63-4265

WATER RIGHT
DATA ENTRY LOG

[illegible]

- DATA ENTRY -

OTd No.

New No. _____

1. Original Owner: Craig Marcus & Marvin Stratton

Present Owner: _____

2. Address: 7711 Apache Way

3. City: Boise State: ID Zip: 83702

4. A. Source of Water: unnamed stream

B. Tributary of: Boise River

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: 3-1-1967

D. County: 01

E. Total Diversion Rate: .041

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):

	<u>Tract</u>	<u>Sec.</u>	<u>Twp.</u>	<u>Rge.</u>	<u>Gov't Lot</u>	<u>Rediv.</u>
6. A. Point of Diversion	<u>NWSE</u>	<u>24</u>	<u>4N</u>	<u>1E</u>		

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

from 3-1 to 10-31 for A 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 _____

8. Use Code: *A*

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A. $AC \cdot \sin C = .5$
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):

July 2, 1974

Craig Marcus &/or Marvin Stratton
7711 Apache Way
Boise, Idaho 83702

Re: Claim to a Water Right No. 63-4265

Dear Mr. Marcus and Mr. Stratton:

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

Sincerely,

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

KHF:sw

Enclosure

63-4265

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

June 7, 1974

The Idaho Statesman
Box 2640
Boise, Idaho 83701

Re: Claim to a Water Right No. 63-4265 - Craig Marcus &/or Marvin Stratton
Application for Permit No. 63-7990 - William B. Scherer
63-7991 - Robert G. &/or Tonya Kesner
63-7992 - C. L. &/or Leona D. House

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
7-2-74
SW*

63-4265

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of 0.5 acre
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Department of Water Administration, Statehouse, Boise, Idaho, 83707.

R. KEITH HIGGINSON

Director

Published in the Idaho Statesman, Boise, Idaho
on June 13, 1974 and June 20, 1974.

63-4265

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

June 4, 1974

Craig Marcus
7711 Apache Way
Boise, ID 83702

Re: Claim to a Water Right No. 63-4265 - Craig Marcus &/or Marvin Stratton

Dear Mr. Marcus:

Enclosed is your Receipt No. 14552 in the amount of \$ 10.00 for

Claim to a Water Right No. 63-4265 which was received in this office

on June 3, 1974.

Sincerely,

DEANNA E. FELDT
Secretary

DEF:d

Enclosure

63-4265