

[illegible]

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.

Rec'd # 14315 For Department Use Only

Received by <u>KHF</u>	Date <u>4/8/74</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>KHF</u>	Date <u>4/8/74</u>		claimant by:	
\$10.00 fee received by <u>if</u>	Date <u>4-28-74</u>			
Approved for publication by _____				
Published in <u>Alaska Free Press</u>				
Dates <u>4-18</u> & <u>4-25-74</u>				

RECEIVED
MAY 7 1974

AFFIDAVIT OF PUBLICATION

Department of Water Administration

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:

April 18, 25, 1974

Subscribed and sworn to before me this

25th day of April, 19 74

Adam J. Law
Notary Public, Residing at Nampa, Idaho

My Commission Expires June 23, 1975

63 4260

NOTICE OF CLAIM
TO A WATER RIGHT
No. 63-4260

Notice is hereby given that LESTER or MAY SOMMERS, Rt. 1, Meridian, ID has filed a claim to a water right established by diversion and application to beneficial use of .20 cubic feet per second of water from a groundwater source with the point of diversion in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, S. 24, T. 4 N., R. 2 W., B.M., Canyon County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic use with a priority of 1933; the place of use is within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, S. 24, T. 4 N., R. 2 W., 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
April 18, 25, 1974

OK df
5-3-74

STATE OF IDAHO

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 Lester or May Summers,
(name of claimant)
of Rt. #1 Meridian, Idaho 83642, claims a right to the diversion and beneficial use of
(mailing address)
ground water or surface water tributary to _____;

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
- (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>20</u> | Use | <u>Domestic</u> | Period of Use: | From | <u>Jan 1</u> | To | <u>Dec 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: 20 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) 1933

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 Rge. 2 B. M. County of Canyon
 Additional points of diversion:

For Louis

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. *Artesian well with pressure for house*

- (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.

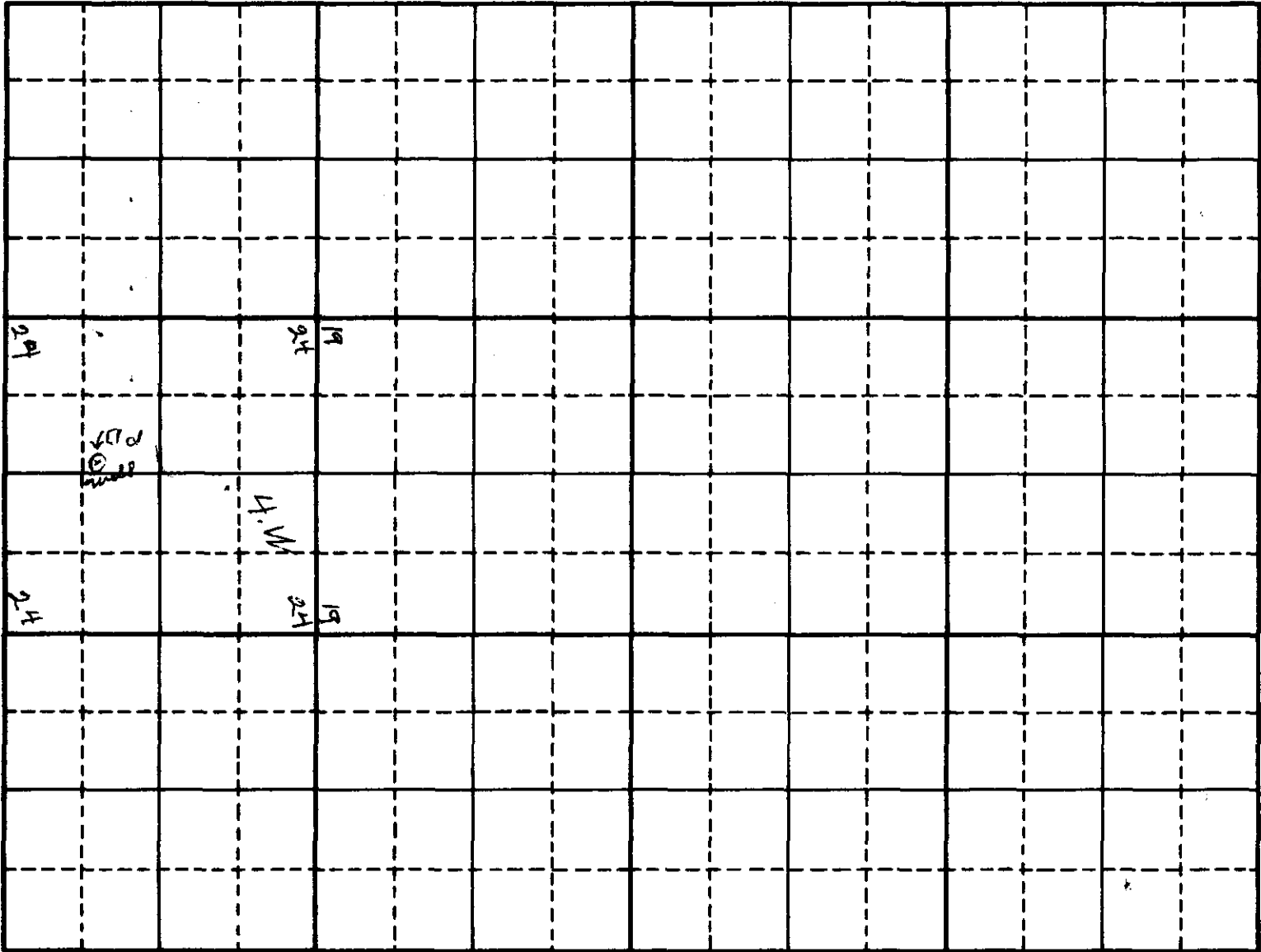
[illegible]

Total No. of acres 1

- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: Domestic
for one household with Lawn and garden Irrigation

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

(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 8th day of April, 1974
Lester Sommers (Claimant)

Leanne P. Foll
Notary Public
Residing at Boise, Idaho

My commission expires May 26, 1974

Keith L. 1425 For Department Use Only

Received by <u>KHF</u>	Date <u>4/8/74</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>KHF</u>	Date <u>4/8/74</u>		claimant by:	
\$10.00 fee received by <u>[initials]</u>	Date <u>4-02-74</u>			
Approved for publication by <u>[initials]</u>				
Published in <u>Idaho Free Press</u>				
Dates <u>4-18</u> & <u>4-25-74</u>				

RECEIVED

14.

AFFIDAVIT OF PUBLICATION

Department of Water Administration

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:

April 18, 25, 1974

Verla Barker

Subscribed and sworn to before me this _____

25th day of April, 1974

April 11, 1911
 Adam I. Karp

Notary Public, Residing at Nampa, Idaho

My Commission Expires June 23, 1975

63 4260

ACTION

N OWNER LAST NAME - SUMMERS
N OWNER LAST NAME - SOMMERS
N ADDRESS LINE 1 - RT. 1

FIRST NAME - LESTER
FIRST NAME - MAY

CITY - MERIDIAN

STATE - ID ZIP CODE - 83642

N SOURCE - GROUNDWATER

N STAGE - STATRY CLM

PRIORITY - 06-01-1933 COUNTY - CANYON TOTAL DIV. RATE - .2000CFS

N DIVERSION POINT - NWSE 24 04N 02E

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

USE DIV. RATE - .2000CFS

N USE - IRRIGATION

PLACE OF USE - T4N 04N R4G 02W SEC 24 TRACT NWSE AC 01

IDENT. NO. 63-4260

WATER RIGHT
DATA ENTRY LOG[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 163-4260
OTd No. _____ New No. _____

Record

1. Original Owner: Hester & May Sommers

Present Owner: _____

2. Address: Rt. 13. City: Meridian State: ID Zip: 836424. 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: 6-1-1933D. County: 27E. Total Diversion Rate: .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>NW 2E</u>	<u>24</u>	<u>4N</u>	<u>2E</u>	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____

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

from 1-1 to 12-31 for D purposes. Amount .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):

May 6, 1974

Mr. & Mrs. Lester Sommers
Route #1
Meridian, ID 83642

Re: Claim to a Water Right No. 63-4260

Dear Mr. & Mrs. Sommers:

The Department of Water Administration 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

KHF:def

Enclosure

63 4260

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 Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

April 12, 1974

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

Re: Claim to a Water Right No. 63-4260 - Lester or May Sommers

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 5-3-74 by lf

63 4260

na

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TO A WATER RIGHT
No. 63-4260

Notice is hereby given that LESTER or MAY SOMMERS, Rt. 1, Meridian, ID has filed a claim to a water right established by diversion and application to beneficial use of 20 cubic feet per second of water from a groundwater source with the point of diversion in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, S. 24, T. 4 N., R. 2 W., B.M., Canyon County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic use with a priority of 1933; the place of use is within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, S. 24, T. 4 N., R. 2 W., 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
April 18, 25, 1974

63 4260

NOTICE OF CLAIM TO A WATER RIGHT

No. 63-4260

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has filed a claim to a water right established by diversion and application
to beneficial use of .20 cubic feet per second ~~one foot~~ of water
from a groundwater source

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

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

with a priority of 1933 ;
the place of use is within the NW 1/4 Sec. S. 24, T. 4 N., R. 2 W., 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

Published in the Idaho Free Press, Nampa, Idaho
on April 18, 1974 and April 25, 1974

63 4260