

RECEIVED  
MAR 11

Department of Water Administration

STATE OF IDAHO)  
COUNTY OF ADA ) ss.

Kristen F. Orr, 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 February 28, 1974, and ending with the issue of March 7, 1974.

Kristen F. Orr

Subscribed and sworn to before me this 7th

day of March, 1974.

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

NOTICE OF CLAIM  
TO A WATER RIGHT  
NO. 63-4255  
Notice is hereby given that GARY A. LA FAY, 9085 Ustick Rd., Boise, Ida., has filed a claim to a water right established by diversion and application to beneficial use of 0.05 cubic feet per second of water from a groundwater source with the point of diversion in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ , S. 2, T. 3 N., R. 2 E., B.M., Ada County. The water is claimed to be used from Jan. 1 to Dec. 31 for domestic use with a priority of February, 1966; the place of use is within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ , S. 2, T. 3 N., R. 2 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.: Feb. 28, Mar. 7, 1974 323

OK'd  
3-11-74

63 4255

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 Gary A. La Fay  
(name of claimant)  
of 9085 Ustick Road  
(mailing address), claims a right to the diversion and beneficial use of  
ground water or surface water tributary to domestic use;

The extent and nature of said claim is as follows:

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

(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>0.05</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, (dom., irri., stock, etc.) (both dates inclusive)

(3) Total quantity of water claimed: 0.05 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, 1966

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. 2 Twp. 3N Rge. 2E 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 & ½ HP PUMP, 4" casing approximately 40 ft. deep.

(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 |       |
| <u>3N</u> | <u>2E</u> | <u>2</u> | 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 use

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

A 10x10 grid with dashed lines. The top row contains the numbers 4, 3, 2, and 1 from left to right, with an 'x' above the 2. The rest of the grid is empty.

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.

County of Ada

Sworn to before me this 12<sup>th</sup> day of February, 1972 (Claimant)

Sany A. La Haye  
(Claimant)

Residing at 2450

My commission expires 7/29/75

Rec'd # 1001

**For Department Use Only**

Received by                      Date 2-15-74 Exception filed by:                      Forwarded to                      Date                       
Prelim. check by                      Date 2-15-74 claimant by:                       
\$10.00 fee received by                      Date 2-15-74  
Approved for publication by                       
Published in Alaska Stateman  
Dates 2-28 & 3-7-74

RECEIVED

Department of Water Administration

STATE OF IDAHO )  
 ) ss.  
COUNTY OF ADA )

Kristen F. Orr, 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 February 28, 1974, and ending with the issue of March 7, 1974.

Kristen F. Orr

Subscribed and sworn to before me this 7th  
day of March, 1974.

Jana A. Young

Notary Public for Idaho, Residing at Boise, Idaho

OK'd  
3-11-74

63 4255

ACT  
ION

N OWNER LAST NAME - LA FAY FIRST NAME - GARY A.

N ADDRESS LINE 1 - 9085 OSTICK RD.

CITY - BOISE

STATE - ID

N SOURCE - GROUNDWATER

N STAGE - STATRY CLM

PRIORITY - 02-01-1966 COUNTY - ADA

TOTAL DIV. RATE - .0500CFS

N DIVERSION POINT - NENE 02 03N 02E

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

USE DIV. RATE - .0500CFS

N USE - DOMESTIC

PLACE OF USE - TWN 03N RNG 02E SEC 02 TRACT NENE

IDENT. NO. 63-4255

WATER RIGHT  
DATA ENTRY LOG[illegible]

- DATA ENTRY -

OTd No.

**New No.**

1. Original Owner: Gary A. La Fay

Present Owner: \_\_\_\_\_

3. City: Boise State: ID Zip: \_\_\_\_\_

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: 2-1-1966

D. County: 01

E. Total Diversion Rate: .05

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>NENE</u>  | <u>2</u>    | <u>3N</u>   | <u>2E</u>   |                  |               |
|                          |              |             |             |             |                  |               |
|                          |              |             |             |             |                  |               |
|                          |              |             |             |             |                  |               |

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

[illegible]

8. Use Code: ~~4~~ 0

[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):

March 18, 1974

Gary A. LaFay  
9085 Ustick Road  
Boise, Idaho

Re: Claim No. 63-4255

Dear Mr. LaFay:

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 4255

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

February 22, 1974

The Idaho Statesman  
Box 2640  
Boise, ID 83701

RE: Claim to a Water Right No. 63-4255 - Gary A. LaFay

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 3-11-74 by Lf*

63 4255

NOTICE OF CLAIM TO A WATER RIGHT

No. 63-4255

Notice is hereby given that GARY A. LA FAY, 9085 Ustick Rd., Boise, ID

has filed a claim to a water right established by diversion and application  
to beneficial use of 0.05 cubic feet per second ~~surface~~ of water  
from a groundwater source

with the point of diversion in the NE<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub>, S. 2, T. 3 N., R. 2 E., B.M.,  
Ada County

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

with a priority of February, 1966 ;

the place of use is within the NE<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub>, S. 2, T. 3 N., R. 2 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

Published in the Idaho Statesman, Boise, Idaho  
on February 28, 1974 and March 7, 1974

63 4255

**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

**February 21, 1974**

Gary A. LaFay  
9085 Ustick Road  
Boise, Idaho

Re: Claim to a Water Right No. 63-4255

Dear Mr. LaFay:

Enclosed is your Receipt No. 13701 in the amount of \$ 10.00 for

Claim to a Water Right No. 63-4255 which was received in this office

on February 15, 1974.

Sincerely,

DEANNA E. FELDT  
Secretary

DEF:d

Enclosure

63 4255