RECEIVED
JAN 24 1973
Department of Water Administration

STATE OF IDAHO)
)ss.
COUNTY OF ADA)

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 ~~XXXXXXXXX~~ insertions, beginning with the issue of January 11, 19 73, and ending with the issue of January 18, 19 73.

Marilyn A Connell

Subscribed and sworn to before me this 22nd day of January, 19 73.

Iona A Young

Notary Public for Idaho, Residing at Boise, Idaho

NOTICE OF CLAIM TO A WATER RIGHT

Notice is hereby given that CLAIR M. WHITLOCK, Rt. No. 3, Boise, Idaho, has filed a claim to a water right established by diversion and application to beneficial use of .03 cubic feet per second of water from a groundwater source with the point of diversion in the NW¼NW¼, Sec. 30, 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 purposes with a priority of August 1, 1969; the place of use is within the NW¼NW¼, Sec. 30, 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. Jan. 11, 18, 1973 61

O.K. df
1-24-73

63 4188

Identification No. _____
Claim No. 63-4188
Map No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

CLAIM TO A WATER RIGHT

Established by Diversion and Application to Beneficial Use

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.

(Please refer to the instructions on the back of this form)

1. Name of claimant Clair M Whitlock
   post office address Rt 3 Boise, Idaho 83705
2. The point of diversion is in NW ¼ of NW ¼ Section 30 Township 3 North
   Range 2 East B.M. located on = Well = (name of source)
   tributary to _____ in Ada County.
3. Dates of priority claimed: list the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.
   a. Date of priority claimed:
   August 1 1969 amount: .03 c.f.s. or _____ acre feet
   _____ amount: _____ c.f.s. or _____ acre feet
   _____ amount: _____ c.f.s. or _____ acre feet
   Total claimed _____ c.f.s. or _____ acre feet.
   b. Explain the purpose for which the water has been used and the time during the year when you have used the right claimed:
   use Domestic period of use from Jan 1 to Dec 31 (both dates inclusive)
   use _____ period of use from _____ to _____ (both dates inclusive)
   use _____ period of use from _____ to _____ (both dates inclusive)
   use _____ period of use from _____ to _____ (both dates inclusive).
4. Description of diverting works:
   a. Surface water diversion dam and/or headgate: material is composed of _____; length is _____ feet; height is _____ feet; width at bottom is _____ feet; with at top is _____ feet; explain any increase in diversion capacity since structure was first buil, giving dates and estimated capacities if known _____
   b. Underground water diverting works: is well flowing or pumped PUMPED; depth of well is 120 feet; diameter of well is 8" inches; type of pump is 3/4 H.P. Submersible capacity of pump is 12 g.p.m.; name and address of well driller is Phipps & Son 2209 Dorothy Ave Boise Idaho

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attach well logs if available; has there been any change in pump or motor since well was first completed NO; if so, give dates and explain _____

c. Conveying works: length of ditch to place of use is _____ feet; width of ditch at top is _____ feet; width of bottom of ditch is _____ feet; depth of water is _____ feet; grade of ditch per 1000 feet is _____ feet; material through which ditch passes is _____; maximum length of pipe line to first place of use is 60 feet; diameter of pipe line is 1½ inches; type of pipe Galvanized Steel; grade of pipe per 1000 feet is _____. Please explain any changes or increase in size of conveying system since water was first appropriated, giving date and dimensions if possible _____

d. If water is stored: name of reservoir _____; total capacity of reservoir is _____ acre feet; active capacity of reservoir is _____ acre feet; year construction commenced _____; year completed _____; date first used _____ period of storage is from _____ to _____; is reservoir drained each year _____; is reservoir on or off stream _____ explain _____

if feeder canal is used give maximum carrying capacity _____ c.f.s.; if reservoir is off stream, describe location of reservoir by 40-acre subdivisions _____

has there been any enlargement of the reservoir since it was first built _____, if so, give dates and describe _____

5. a. Where water is used for irrigation, describe area irrigated by 40-acre subdivisions and give total acres:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

Explain any significant increase in area irrigated since first use, give dates and acreages if known _____

b. Do you get water through a ditch owned by several users?_____ If yes, give the name of the ditch _____. The other users and their respective interests in the ditch are (if known) _____

6. Where water is used for stock watering, give number of each kind of stock watered 5 Horses

7. Where water is used for domestic or municipal purposes give number of families served One
name of town supplied _____

8. Where water is used for other purposes not above enumerated, give the nature of use, the extent of use, and any details regarding the initiation of the right or subsequent later expansion. Be as specific as possible, giving dates and quantities _____

9. Remarks: please explain any details of your claim which you feel need clarification or additional explanation

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 affiant's knowledge.

Claimant

Sworn to before me this 29th day of December, 1972.

Notary Public

Residing at Boise, Idaho

My commission expires May 26, 1974

For Department Use Only

Received by KAH Date 12/29/72	Exception filed by:	Forwarded to claimant by:	Date
Prelim. check by EB Date 12/29/72 Receipt # 9161			
Fee received by SDF Date 12/29/72 Fee $10.00			
Approved for publication by		63 4188	
Published in Idaho Statesman Dates 1-11 & 1-18-73			

Department of Reclamation
RECEIVED

INSTRUCTIONS

Your claim should set forth all necessary information to describe your claimed right. Failure to give enough information may make your claim of little value. Some of the items in the form may not apply to your situation. Please use additional sheets if space provided is not sufficient to fully answer the questions.

Paragraph No.

1. Give full name and post office address of person or company making the claim.

2. Describe the point of diversion by 40-acre subdivision. Give the name of the source, the drainage to which it is tributary if surface water, and the county in which the point of diversion is located. If there is more than one point of diversion, list others in the remarks section.

3. Give the priority dates and the quantities of water that you claim. You should accurately list the dates that you initiated each new use of the water. List separately the dates and amounts of water involved in each enlargement of the diversion. (Example: if you diverted 0.8 c.f.s. of water for irrigation on May 18, 1871, for the first time for use on 40 acres of land, and then later you enlarged the diversion by diverting an additional 0.4 c.f.s. of water to irrigate an additional 20 acres of land on June 1, 1901, your right should be described as follows:

   Date of priority claimed: May 18, 1871 amount: 0.8 c.f.s. or _____ acre feet
   June 1, 1901 amount: 0.4 c.f.s. or _____ acre feet
   Total claimed: 1.2 c.f.s. or _____ acre feet

   Since the water was used for irrigation between April 1 and October 31 on that particular farm, part b. would be completed as follows:

   use irrigation period of use from April 1 to October 31 (both dates inclusive). If the water had been used for any other purpose, you would have described the priority date, amount, use, and period of use in a similar manner.

4. Describe the diversion works and explain any changes since the right was first initiated.

5. If the water is used for irrigation, give the total acreage and list the lands irrigated by 40-acre subdivisions and complete the other questions.

6, 7, & 8. Describe any other uses of water.

9. In the remarks section, give any information or details that you feel are not fully covered or that need clarifying. You might explain your operation, where the water is returned to if for an industrial or non-consumptive right, the condition and temperature of the returned water, and any other information to help explain your claim.

You may wish to include as a part of your claim, affidavits of witnesses who are familiar with your right and who have a personal knowledge of the circumstances which you have described in your claim. You may submit maps, drawings, certified copies of posted notices which may have been filed in the county courthouse, water measurement records, or any other document which you feel will support your claim.

Your claim will be advertised in a county newspaper for two weeks. Exceptions to your claim which dispute the water right that you have described may be received by the Department of Reclamation and you will be provided a copy of such exceptions.

The fee for filing this claim with the Department of Reclamation, Room 107, Statehouse, Boise, Idaho 83701, is $10.00.

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)ss.
COUNTY OF ADA)

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R. KEITH HIGGINSON
Director

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O.K. df
1-24-73

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ACTION

N OWNER LAST NAME - WHITLOCK FIRST NAME - CLAIR M.

N ADDRESS LINE 1 - RT. 3 CITY - BOISE STATE - ID ZIP CODE - 83705

N

N SOURCE - GROUNDWATER

N STAGE - STATRY CLM PRIORITY - 08-01-1969 COUNTY - ADA TOTAL DIV. RATE - .0300CFS

N DIVERSION POINT - NWNW 30 03N 02E

N FROM - 01-01 TO - 12-31 USE - DOMESTIC USE DIV. RATE - .0300CFS

N USE - DOMESTIC PLACE OF USE - TWN 03N RNG 02E SEC 30 TRACT NWNW

141275 LTL-2
Moore Business Forms, Inc. sv

3/79

IDENT. NO. 63-4188

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
		Keypunched by State Office

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. _____ 163-4188 _____
Old No. New No.

Record

1. Original Owner: Clair M. Whitlock

Present Owner: _____

2. Address: Rt 3
3. City: Boise State: Id Zip: 83705
4. A. Source of Water: Gw
   B. Tributary of:
5. A. Stage (A,P,L,D,S,J): L
   B. Status (D,L,R,C,A,I,F - leave blank if valid):
   C. Priority Date: 8-1-1969
   D. County: 01
   E. Total Diversion Rate: .03
   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	NWNW	30	3N	2E		

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

from 1-1 to 12-31 for D purposes. Amount .03 (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: 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	
3N	2E	30						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):

January 29, 1973

Re: Claim to a Water Right No. 63-4188

Clair M. Whitlock
Rt. 3,
Boise, Idaho 83705

Dear Mr. Whitlock:

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 lcaim 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 4188

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No. 63-4188

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R. KEITH HIGGINSON

Director

Published in the Idaho Statesman, Boise, Idaho on Jan. 11, 1973 and Jan. 18, 1973.

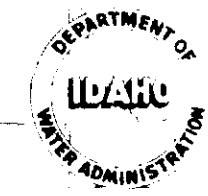
63 4188

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

January 4, 1973

Re: Claim to a Water Right No. 63-4187 Edward J. Nelson
No. 63-4188 Clair M. Whitlock

The Idaho Statesman
P. O. Box 2640
Boise, Idaho 83701

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,

63 4188