

63 4444

Identification No. _____

Claim No. 63-4144

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 Mrs. G. H. Kimball (Eulyn) widow
post office address 911 N. 31st St. Boise, Idaho

2. The point of diversion is in NW $\frac{1}{4}$ of NW $\frac{1}{4}$ Section 4 Township 3N
Range 2E B.M. located on Groundwater
(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:

June 1943 amount: 0.02 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; width at top is _____ feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known _____

b. Underground water diverting works: is well flowing or pumped pumped ; depth of well is 50 feet; diameter of well is 4 inches; type of pump is Jacuzzi hydro-bell
capacity of pump is _____ g.p.m.; name and address of well driller is _____

Mr. Seaman, now deceased

63 4144

- 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 _____

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

There may be interferences between wells in this area and
 I wish to make known in a common record my interest
 in the domestic groundwater.

This well is located within the Frank Davis Addition
 - two lots one of which is 911 North 31st Street, Boise, Idaho.

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

28th

day of

April

1972

Evelyn Kimball
 Claimant

Kenneth W. Galt
 Notary Public

Residing at

Boise, Idaho

My commission expires

May 26, 1974

Sheet # 8363

For Department Use Only

Received by KHF Date 4-28-72

Exception filed by:

Forwarded to
 claimant by:

Date

Prelim. check by KHF Date 4-28-72

Fee received by ej Date 4/28/72 Fee \$ 10.00

Approved for publication by Du

63 1144

Published in Boise Statian Date 5/18/72

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4144

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.

STATE OF IDAHO)
COUNTY OF ADA) ss.

Georgene Davis, 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~~ consecutive insertions, beginning with the issue of May 11, 19 72, and ending with the issue of May 18, 19 72.

Georgene Davis

Subscribed and sworn to before me this 24th day of May, 19 72.

Anna A. Gentry

Notary Public for Idaho, Residing at Boise, Idaho

WATER RIGHT NUMBER 63-4144

WATER RIGHTS EDIT REPORT

12/11/79

PAGE 24

ACT
ION

N OWNER LAST NAME - KIMBALL
N ADDRESS LINE 1 - 911 N. 31ST.

FIRST NAME - MRS. G. W.

N SOURCE - GROUNDWATER

CITY - BOISE

STATE - ID ZIP CODE - 83701

N STAGE - STATRY CLM

PRIORITY - 06-01-1943 COUNTY - ADA

TOTAL DIV. RATE - .0200CFS

N DIVERSION POINT - NWNW 04 03N 02E

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

USE DIV. RATE - .0200CFS

N USE - DOMESTIC

PLACE OF USE - TWN 03N RNG 02E SEC 04 TRACT NWNW

IDENT. NO. 63-4144

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. 163-4144
Old No. New No.

Record

1. Original Owner: Mrs. D. W. Kimball

Present Owner: _____

2. Address: 911 N. 31st3. City: Boise State: Id Zip: _____4. A. Source of Water: Grw

B. Tributary of: _____

5. A. Stage (A,P,L,D,S,J): I

B. Status (D,L,R,C,A,I,F - leave blank if valid): _____

C. Priority Date: 6-1-1943D. County: 01E. Total Diversion Rate: .02

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/4</u>	<u>4</u>	<u>3 N</u>	<u>2 E</u>	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____

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

from 1-1 to 12-31 for FD purposes. Amount .02
(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: R

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
31N	2E	4					<u>R</u>												

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):

June 1, 1972

Re: Claim to a Water Right No. 63-4144

Mrs. G. W. Kimball
911 No. 31st Street
Boise, Idaho

Dear Mrs. Kimball:

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.

Very truly yours,

Donald W. McEldowney
Water Rights Supervisor
State Office

DWM:CR

Enc: copy of claim

63 4144

May 5, 1972

Re: Claim to a Water Right Nos. ~~63-4144~~ - Mrs. G. W. Kimball
63-4145 - Flossie Keeler
Application for Permit No. 63-7595 - J. L. Terteling

The Idaho Statesman
Post Office Box #2640
Boise, Idaho 83701

Gentlemen:

Enclosed you will find three legal notices 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 galley proofs for review before publication.

After sending us the galley proofs, proceed with the publication on the dates we have inserted, assuming the notices are correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notices on the proposed dates, please contact us immediately.

An affidavit of publication for each application 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 the claimant)

Very truly yours,

Dorian Clay
Water Resource Examiner
Western Division

DC:CS

Enc: Legal notices (3)

63 4144

*Bill - submitted
5 31-72
e.s.*

THE IDAHO STATESMAN

BOISE, IDAHO

FOR LEGAL ADVERTISING

. Idaho Dept. Water Administration
. Statehouse-Annex 2
. Boise, Idaho 38707
.

DATE	DESCRIPTION	LINES/TIMES	CHARGES	✓	CREDITS	BALANCE
	BALANCE STATEMENT RENDERED					
MAY 18 72	APR 63 BILL Mrs. G. W. Kimball	24L 2x	8.40			8.40
I hereby certify that the above account is correct and just; that services were actually rendered as charged and that we have not received payment therefor. Signed STATESMAN PRINTING CO. By <u>[Signature]</u>						

63 4444

TERMS: NET 10 DAYS
THE IDAHO STATESMAN

LAST AMOUNT IN
THIS COLUMN
IS BALANCE
DUE

THE IDAHO STATESMAN

BOISE, IDAHO

FOR LEGAL ADVERTISING

. Idaho Dept. Water Administration
. Statehouse-Annex 2
. Boise, Idaho 38707
.

DATE	DESCRIPTION	LINES/TIMES	CHARGES	✓	CREDITS	BALANCE
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TERMS: NET 10 DAYS
THE IDAHO STATESMAN

LAST AMOUNT IN
THIS COLUMN
IS BALANCE
DUE

NOTICE OF CLAIM TO A WATER RIGHT

No. 63-4144

Notice is hereby given that MRS. G. W. KIMBALL, 911 N. 31st,

Boise, Idaho
has filed a claim to a water right established by diversion and appli-
cation to beneficial use of 0.02 cubic feet per second acre feet
of water from XXXXXX a ground water source
with point of diversion in the NW 1/4, Sec. 4, 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 June, 1943;
the place of use is within the NW 1/4, Sec. 4, 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,
on or before XXXXXX.

R. KEITH HIGGINSON
Director

Published in the Idaho Statesman, Boise, Idaho
on May 11, 1972 and May 18, 1972.

63 4144

April 28, 1972

Re: Claim to a Water Right No. 63-4144

Mrs. G. W. Kimball
911 North 31st
Boise, Idaho

Dear Mrs. Kimball:

Attached herewith is your Receipt No. 8363, for \$10.00, for the above referenced Claim to a Water Right, which was received in this office under the above date.

If you should have any questions, please do not hesitate to contact this office.

Sincerely,

Kenneth H. Foit
District Engineer
Western Division

KHF:CS

Enc: receipt #8363

63 4144