

Affidavit of Publication

RECEIVED

JAN 19 1968

STATE OF IDAHO)
) ss.
COUNTY OF CANYON)

Department of Reclamation

Theron Gough, being first duly sworn, on his oath deposes and says:

That he is 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 action as per notice attached.

That he is Publisher of

THE PARMA REVIEW

a weekly newspaper published in the City of Parma, County of Canyon, State of Idaho, every Thursday; that the said newspaper is in general circulation in the said County of Canyon, and has been continuously and uninterruptedly printed and published in said county during a period of 78 consecutive weeks prior to the

first publication of the annexed - Notice of Claim to a

Water Right

; that said

No. 63-4007

being

Riverside Irrigation District, Ltd.

was published in said newspaper in two consecutive issues in the regular and entire issue of each and every number of every paper during the period and time of publication, and was printed in the newspaper proper and not in a supplement, said notice having been so published upon the following dates:

January 4, 11, 1968

Theron Gough

Subscribed and sworn to before me. this 11th

day of January 1968

Lisa A. Ladd

Notary Public for Idaho,
Residing at Parma, Idaho

PUBLIC NOTICE

NOTICE OF CLAIM TO A WATER RIGHT No. 63-4007

Notice is hereby given that Riverside Irrigation District, Ltd., Parma, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 10 (cubic feet per second) of water from Meadows Gulch Drain, tributary to the Boise River with point of diversion in the NW 1/4 NW 1/4, sec. 34, T. 5 N, R. 5 W, B.M., Canyon County; the water is claimed to be used for irrigation and domestic purposes from March 15 to October 20 with a priority of September 25, 1915, for 10 c.f.s.; the place of use is parts of sections 17, 18, 19, 20, 21, 22, 27, 28, 29, and 30, T. 5 N, R. 5 W, B.M. and parts of sections 25, 26, 27, 28, 29, 30, T. 5 N, R. 5 W, B.M. and 36, T. 5 N, R. 6 W, B.M.

Any exception to this claim of water right may be filed with the Department of Reclamation.

R. KEITH MCCGINSON
State Reclamation Engineer

Pub. January 4, 1968

63 4007

4007

Identification No. 63-~~2027~~
Claim No. 42187
Map No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
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 Riverside Irrigation District, Ltd.
post office address Parma, Idaho
2. The point of diversion is in NW $\frac{1}{4}$ of NW $\frac{1}{4}$ Section 34 Township 5 N
Range 5 W B.M. located on Meadows Gulch Drain
(name of source)
tributary to Boise River in Canyon 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:
September 25, 1915 amount: 10 c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
Total claimed 10 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 irrigation and domestic period of use from March 15 to October 20 (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 dirt ditch entering canal without any structure; 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 _____; depth of well is _____ feet; diameter of well is _____ inches; type of pump is _____
capacity of pump is _____ g.p.m.; name and address of well driller is _____
_____;

attach well logs if available; has there been any change in pump or motor since well was first completed _____; if so, give dates and explain _____

diverted in canal

c. Conveying works: length of ditch to place of use is / feet; width of ditch at top is 32 feet; width of bottom of ditch is 25 feet; depth of water is 4 feet; grade of ditch per 1000 feet is _____ feet; material through which ditch passes is dirt ; maximum length of pipe line to first place of use is 50 feet; diameter of pipe line is _____ inches; type of pipe _____ ; 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.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
5N	5W	27					X	X	X	X	X	X							215
		28											X						30
		29	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	436
		30	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	367
		31	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	314
		32	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	620
		33																	140
		34	X	X	X	X	X	X	X	X	X	X	X	X					228
		35	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	640
		36	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	575
5N	6W	37	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	420
		38	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	420
		39	X	X		X	X	X			X	X	X	X	X	X	X	X	520
		40																	5
		41	X	X	X		X	X	X	X	X	X							186
		42	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	1382
		43	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	82
		44												X			X		
		45																	
		46																	

Total number of acres to be irrigated 6801

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? No 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
The water from this stream enters the canal at the level of the
water in the canal and is carried in the canal. The source of this
water is drainage water from the Wilder Irrigation District and
stops with the end of irrigation.

Permit No. 11826 was filed with the Department of Reclamation. Proof
of completion of works was submitted and fees paid. However, beneficial
use of water was never made. This claim is filed to replace this
permit in order to retain the original priority.

BE IT KNOWN that the undersigned hereby makes claim to a water right as described above together with
all attached information and certifies that all statements are true and accurate to the best of his knowledge.

December 13, 1967
(Date)

Riverside Irrigation District, Ltd.
By [Signature]
(Signature of Claimant) Secretary

State of Idaho }
County of Canyon } ss.

On this 13th day of December 19 67, personally appeared before me the signer(s) of the
above instrument, who duly acknowledged to me that he (she) (they) executed the same.

[Signature]
Notary Public residing at Caldwell, Idaho

My commission expires 5-30-70

For Department Use Only

Received by <u>[Signature]</u> Date <u>12/15/67</u>	Exception filed by: _____	Forwarded to claimant by: _____	Date _____
Prelim. check by <u>[Signature]</u> Date <u>12/10/67</u>	<u>none</u>	_____	_____
Fee received by <u>[Signature]</u> Date <u>12-15-67</u> Fee \$ <u>10.00</u>	_____	_____	_____
Approved for publication by <u>[Signature]</u> Date <u>12-26-68</u>	_____	_____	_____
Published in <u>[Signature]</u> Dates <u>1-4-68</u> <u>1-11-68</u>	_____	_____	_____

check # 246 given

63 4007

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:	<u>May 18, 1871</u>	amount:	<u>0.8</u> c.f.s. or	<u> </u> acre feet
	<u>June 1, 1901</u>	amount:	<u>0.4</u> c.f.s. or	<u> </u> acre feet
		Total claimed:	<u>1.2</u> c.f.s. or	<u> </u> 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.

RECEIVED
Affidavit of Publication

JAN 19 1968

STATE OF IDAHO)

COUNTY OF CANYON)

) ss.

Department of Reclamation

Theron Gough, being first duly sworn, on his oath deposes and says:

That he is 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 action as per notice attached.

That he is Publisher of

THE PARMA REVIEW

a weekly newspaper published in the City of Parma, County of Canyon, State of Idaho, every Thursday; that the said newspaper is in general circulation in the said County of Canyon, and has been continuously and uninterruptedly printed and published in said county during a period of 78 consecutive weeks prior to the

first publication of the annexed - Notice of Claim to a

Water Right

; that said

No. 63-4007

. being

Riverside Irrigation District, Ltd.

was published in said newspaper in two consecutive issues in the regular and entire issue of each and every number of every paper during the period and time of publication, and was printed in the newspaper proper and not in a supplement, said notice having been so published upon the following dates:

January 4, 11, 1968

Theron Gough

Subscribed and sworn to before me. this 11th

day of January 1968

Liese W. Lachman

Notary Public for Idaho,
Residing at Parma, Idaho

63 4007

STATEMENT

THE PARMA REVIEW

PARMA, IDAHO

PUBLISHED EVERY THURSDAY
THERON GOUGH, EDITOR AND PUBLISHERJanuary 11, 1968Department of Reclamation107 State HouseBoise, Idaho

							DEBIT	CREDIT	BALANCE
BALANCE FROM PREVIOUS STATEMENT									
DISPLAY ADVERTISING						TOTAL			
Notice of Claim to a Water Right No. 63-4007									\$8.05
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 same has been paid.									
 PAY LAST AMOUNT IN BALANCE COLUMN							63	4007	

LAND LIST ATTACHMENT

63-4007

Description and location of place of use: A

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	
5N	5W	27					A	A	A	A	A								
		22											A						
		28	A	A	A	A	A	A	A	A	A				A	A	A	A	
		21							A	A	A	A	A	A	A	A	A	A	
		29	A	A	A	A	A	A	A						A	A			
		20	A	A	A	A	A	A	A	A	A	A	A	A	A	A	A	A	
		17									A	A	A	A					
		30	A	A	A	A	A	A	A										
		19	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	
		18		A	A		A	A	A	A	A	A	A	A	A	A	A	A	
		25	A	A	A	A	A	A	A	A	A	A	A	A					
		24	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	
5N	6W	13	A	A		A	A	A			A	A	A	A	A	A	A	A	
		36						S											
		35	A	A	A		A			A	A								
		14	A	A	A	A	A	A	A	A	A	A	A	A	A	A	A	A	
		23	A	A	A	A	A	A	A	A	A	A	A	A	A	A	A	A	
		26	A	A	A	A	A	A	A	A	A	A	A	A	A	A	A	A	
		11												A			A		

Total number of acres irrigated 6801

See Correspondence
in

63-2274

63 4007

January 23, 1968

Re: Claim No. 63-~~4007~~, 63-⁴~~7008~~, 63-⁴~~7009~~, 63-⁴~~7010~~, and 63-¹⁴~~7011~~

Riverside Irrigation District, Ltd.
Parma,
Idaho

Gentlemen:

Your claims to water rights have been recieved and processed by the Department of Reclamation. The information in your claims is filed under the above referenced numbers.

Your receipt No. 246 in the amount of \$50.00 was given to you. Please contact us if we may be of further assistance.

Very truly yours,

Donald W. McElDowney
Water Rights Clerk

DW:ks

63 4007

C
O
P
Y

* * *

NOTICE OF CLAIM TO A
WATER RIGHT
No. 63-4007

Notice is hereby given that Riverside Irrigation District, Ltd., Parma, Idaho has filed a claim to a water right established by diversion and application to beneficial use of ~~10~~ (cubic feet per second) of water from Meadows Gulch Drain, tributary to the Boise River with point of diversion in the NW 1/4 NW 1/4, sec. 34, T. 5 N, R. 5 W, B.M., Canyon County; the water is claimed to be used for irrigation and domestic purposes from March 15 to October 20 with a priority of September 25, 1915, for 10 c.f.s.; the place of use is parts of sections 17, 18, 19, 20, 21, 22, 27, 28, 29, and 30, T. 5 N, R. 5 W, B.M. and parts of sections 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, and 36, T. 5 N, R. 6 W, B.M.

Any exception to this claim of water right may be filed with the Department of Reclamation.

R. KEITH HIGGINSON
State Reclamation Engineer

Pub: January 11, 1968

December 26, 1967

Re: Claim No. 63-4007

The Parma Review
Parma,
Idaho 83660

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 date. If you can not publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department of Reclamation, 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 same has been paid.

(Do not sign letter)

Signature of claimant

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:ks

Enclosure: legal notice

Form 3

63 4007

NOTICE OF CLAIM TO A WATER RIGHT

No. 63-4007

Notice is hereby given that Riverside Irrigation District, Ltd., Parma,
Idaho has filed a claim to a water right established
by diversion and application to beneficial use of 10 (cubic feet per second)
Meadows Gulch Drain, tributary to the Boise River
~~(4000/1000)~~ of water from / with point of diversion
in the NW 1/4, sec. 34, T. 5 N, R. 5 W, B.M., Canyon County ;
the water is claimed to be used for irrigation and domestic
purposes from March 15 to October 20 with a priority of
September 25, 1915 for 10 cfs; the place of use is parts of sections 17, 18, 19,
20, 21, 22, 27, 28, 29, and 30, T. 5 N, R. 5 W, B.M. and parts of sections 26,
11, 13, 14, 23, 24, 25, 35, and 36, T. 5 N, R. 6 W, B.M.

Any exception to this claim of water right may be filed with the Department of
Reclamation.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Parma Review, Parma,
Idaho, on January 4 and January 11.