

STATE OF IDAHO



State of Idaho

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.

(Claimant)

November (Claimant), 1978.

Residing at

March 8, 1980

Received by jo Date 11/8/78  
Prelim. check by st Date 11/8/78  
\$20.00 fee received by st Date 11/8/78 #1  
Approved for publication by \_\_\_\_\_  
Published in Owyhee Chronicle  
Dates Nov 23 & 30, 1978

Date \_\_\_\_\_

# AFFIDAVIT OF PUBLICATION

STATE OF IDAHO )  
 ) ss.  
COUNTY OF OWYHEE )

I, See E Aman, being first duly sworn, depose and say:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was and now am over the age of twenty-one years, not a party to nor interested in the proceedings hereinafter mentioned.

2. That during the time of the publication of the notice hereinafter mentioned, I was and now am the ..... or publisher of THE OWYHEE CHRONICLE, a newspaper of general circulation printed and published weekly, on Thursday of each and every week, in the City of Homedale and County of Owyhee and State of Idaho.

3. That the said THE OWYHEE CHRONICLE has been printed and published continuously and uninterruptedly in said County during a period of seventy-eight weeks prior to the first publication of the attached notice.

4. That said notice attached

of which a printed copy, taken from said newspaper, is hereto affixed, was published in the regular issue thereof, and not in a supplement thereto, in said newspaper, in two (consecutive) calendar weekly issue(s) of said newspaper, on the following date(s):

November 23 & 30 1978

(Signed) See E Aman

Subscribed and sworn to before me this 30<sup>th</sup> day of November

A. D., 19 78

Carole Kelly

Notary Public in and for the State of Idaho,

residing at Homedale, Idaho.

My commission expires March 23, 1978

ATTACH CLIPPING  
HERE

## NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

02-4027

MEAKER, REG  
RT. B. Box 328. GRAND  
VIEW, ID 83624

Source: SNAKE RIVER tributary to COLUMBIA

Priority Date: May 1, 1962

Amount: 5.00 CFS

Diversion Point: LOT 05  
(NESE) Sec 33 T 05S R 04E,  
Owyhee Co.

Use: IRRIGATION (5.00 CFS)  
from 03-15 to 11-15

Place of Use NWSW SWSW  
SESW Sec 26 T 05S R 03E NWNE  
SWNE NENW NWNW SWNW  
SENE NESW NWSW SWSW  
SESW NWSE SWSE Sec 35 T 05S  
R 03E FOR 480 ACRES

Diversion Means: PUMP,  
PIPELINE TO BYBEE CANAL

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83705.

C. STEPHEN ALLRED  
Director

Published 11-23 and 11-30-78.

OK  
y

RECEIVED

DEC 8 1978

Department of Water Resources  
Western Regional Office

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
**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 Reg Meaker  
 (name of claimant)  
 of Rt. B, Box 328, Grandview, Idaho, claims a right to the diversion and beneficial use of  
 (mailing address)  
 the public water of the State of Idaho

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) Snake River  
 , tributary to, Columbia
- (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>5.0 cfs</u> | Use <u>Irrigation</u>         | Period of Use: From <u>March 15</u> To <u>November 15</u> |
| Amount _____          | Use _____                     | Period of Use: From _____ To _____                        |
| Amount _____          | Use _____                     | Period of Use: From _____ To _____                        |
| (cfs, gpm<br>or a/f)  | (dom., irri.,<br>stock, etc.) | (both dates inclusive)                                    |

- (3) Total quantity of water claimed: 5.0 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) May 1, 1962

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)  
 (Lot 5) NE ¼ SE ¼, Sec. 33 Twp. 5S Rge. 4E B. M. County of Owyhee  
 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. 100 hp pump, 30 inch penstock 300 feet to ditch then to Bybee Canal to headgate and then irrigation by gravity flow.

- (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 |       |
| 5S | 3E | 26   |     |     |     |     |     |     |     |     |     | 10  | 40  | 10  |     |     |     |     | 60    |
|    |    | 35   |     | 10  | 30  |     | 40  | 40  | 40  | 40  | 40  | 40  | 40  | 40  | 30  | 30  |     |     | 420   |
|    |    |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |    |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |    |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |    |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |    |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |    |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |    |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |    |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |    |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |    |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |

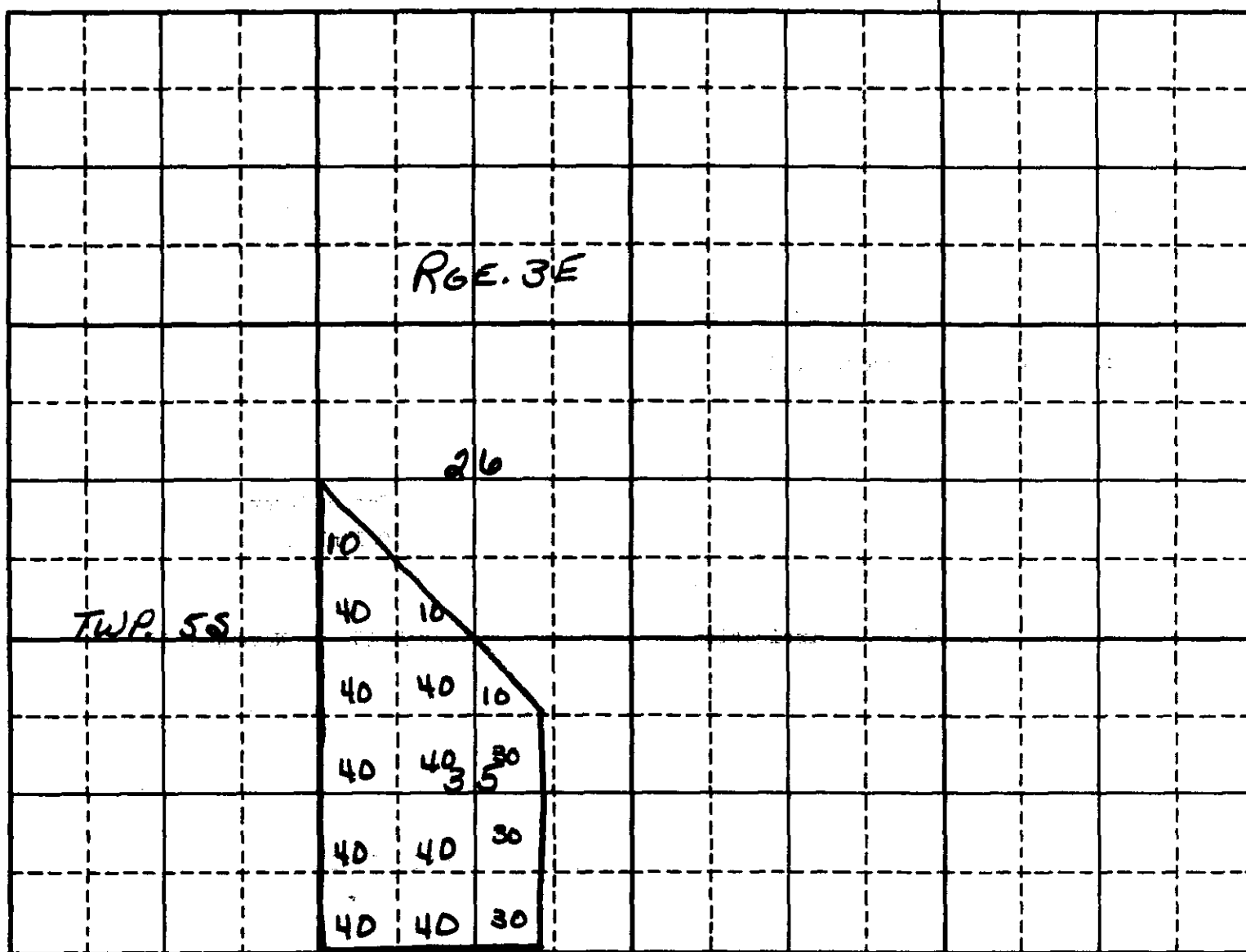
Total No. of acres \_\_\_\_\_

- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: 480

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

**MICROFILMED**

(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 November, 1978.  
Reg Wheeler (Claimant)

Gita Bendek  
Notary Public  
Residing at March 8, 1980  
Bolton, DE

My commission expires March 8, 1980

For Department Use Only

|                                     |                            |                     |              |      |
|-------------------------------------|----------------------------|---------------------|--------------|------|
| Received by <u>JS</u>               | Date <u>11/8/78</u>        | Exception filed by: | Forwarded to | Date |
| Prelim. check by <u>JS</u>          | Date <u>11/8/78</u>        |                     | claimant by: |      |
| \$20.00 fee received by <u>JS</u>   | Date <u>11/8/78 #12486</u> |                     |              |      |
| Approved for publication by         |                            |                     |              |      |
| Published in <u>Idaho Chronicle</u> |                            |                     |              |      |
| Dates <u>Nov 23 &amp; 30, 1978</u>  |                            |                     |              |      |

# AFFIDAVIT OF PUBLICATION

STATE OF IDAHO )  
 ) ss.  
COUNTY OF OWYHEE )

I, See E. Aman, being first duly sworn, depose and say:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was and now am over the age of twenty-one years, not a party to nor interested in the proceedings hereinafter mentioned.

2. That during the time of the publication of the notice hereinafter mentioned, I was and now am the ..... or publisher of THE OWYHEE CHRONICLE, a newspaper of general circulation printed and published weekly, on Thursday of each and every week, in the City of Homedale and County of Owyhee and State of Idaho.

3. That the said THE OWYHEE CHRONICLE has been printed and published continuously and uninterruptedly in said County during a period of seventy-eight weeks prior to the first publication of the attached notice.

4. That said notice attached

of which a printed copy, taken from said newspaper, is hereto affixed, was published in the regular issue thereof, and not in a supplement thereto, in said

newspaper, in two (consecutive) calendar weekly issue(s) of said newspaper, on the following date(s):

November 23 & 30 1978

(Signed) See E. Aman

Subscribed and sworn to before me this 30<sup>th</sup> day of November

A. D., 19 78

Carrie Kelly  
Notary Public in and for the State of Idaho,

residing at Homedale, Idaho.

My commission expires March 23, 1978.

ATTACH CLIPPING  
HERE

## NOTICE OF CLAIM TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

02-1027

MEAKER, REG

RT. 8, Box 328, GRAND VIEW, ID 83624

Source: SNAKE RIVER tributary to COLUMBIA

Priority Date: May 1, 1962

Amount: 5.00 CFS

Diversion Point: LOT 05 (NESE) Sec 33 T 05S R 04E, Owyhee Co.

Use: IRRIGATION (5.00 CFS) from 03-15 to 11-15

Place of Use NWSW SWSW SESW Sec 26 T 05S R 03E NWNE SWNE NENW NWNW SWNW SENW NESW NWSW SWSW SESW NWSE SWSE Sec 35 T 05S R 03E FOR 480 ACRES

Diversion Means: PUMP, PIPELINE TO BYBEE CANAL

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 92 S. Cole Blvd. Boise, Idaho 83705.

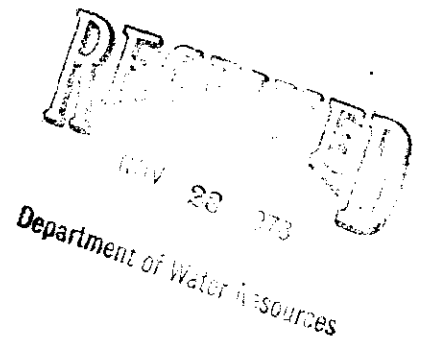
C. STEPHEN ALLRED  
Director

Published 11-23 and 11-30-78.

RECEIVED

DEC 8 1978

Department of Water Resources  
Western Regional Office

AFFIDAVIT

STATE OF IDAHO

County of Owyhee } ss.

William O. Field, being first duly sworn upon oath, deposes  
and says as follows:

That I have personal knowledge that D. O. Bybee, commencing on May 1, 1962 and then subsequently Owyhee Grazing Association commencing in 1967, have put to beneficial use 250 miners inches of Snake River water and have continued to do so till the present time. Further, that I have knowledge that the above stated Snake River water was diverted from the Idaho Power Company Canal at a pumping station located in the SE $\frac{1}{4}$  of the SW $\frac{1}{4}$  of section 33, T. 5 S., R. 4 E., B. M. and used to irrigate approximately 400 acres located in the SW $\frac{1}{4}$  of section 26 and in all four quarters of section 35 of T. 5 S., R. 3 E., B. M.

William O. Field  
William O. Field

SUBSCRIBED and SWORN TO before me this 13<sup>th</sup> day of November,  
1978.

Beverly J. Simpson  
Notary Public for Idaho

Residing at: Grand View, Idaho

02-4027

RECEIVED  
NOV 28 1978  
Department of Water Resources

AFFIDAVIT

STATE OF IDAHO

County of

Owyhee

ss.

Charles Raymond Draper, being first duly sworn upon oath,

deposes and says as follows:

That I have personal knowledge that D. O. Bybee, commencing on May 1, 1962 and then subsequently Owyhee Grazing Association commencing in 1967, have put to beneficial use 250 miners inches of Snake River water and have continued to do so till the present time. Further, that I have knowledge that the above stated Snake River water was diverted from the Idaho Power Company Canal at a pumping station located in the SE $\frac{1}{4}$  of the SW $\frac{1}{4}$  of section 33, T. 5 S., Range 4 East, Boise Meridian and used to irrigate approximately 400 acres located in the SW $\frac{1}{4}$  of section 26 and in all 4 quarters of section 35 of T. 5 S., R. 3 S., B. M.

Charles Raymond Draper  
Charles Raymond Draper

SUBSCRIBED and SWORN TO before me this 13<sup>th</sup> day of November,

1978.

Bruce J. Binger  
Notary Public for Idaho  
Residing at: Grand View, Idaho

02-4027

RECEIVED  
NOV 28 1978  
Department of Water Resources

AFFIDAVIT

STATE OF IDAHO

County of Owyhee } ss.

Dart Otto Bybee, being first sworn upon oath, deposes and says  
as follows:

That I personally, commencing on <sup>May 1,</sup> 1962 and then subsequently  
Owyhee Grazing Association commencing in 1967, have put to beneficial use  
250 miners inches of Snake River water and that Owyhee Grazing Association  
has continued to do so till the present time. Further that the above stated  
Snake River water was diverted from the Idaho Power Company Canal at a  
pumping station located in the SE $\frac{1}{4}$  of the SW $\frac{1}{4}$  of section 33, T. 5 S., R.  
4 E., B. M. and used to irrigate approximately 400 acres located in the  
SW $\frac{1}{4}$  of section 26 and in all four quarters of section 35 of T. 5 S., R.  
3 E., B. M.

Dart Otto Bybee  
Dart Otto Bybee

SUBSCRIBED and SWORN TO before me this 14th day of November,  
1978.

Mark A. Agentroad  
Notary Public for Idaho  
Residing at: Grand View

STATE OF IDAHO  
Department of Water Resources

No 12486

Boise, Idaho, Nov. 14, 1978

RECEIVED  
FROM

Reg Meaker of 20.00  
Twenty dollars and no/100 DOLLARS

FOR

|              |    |           |           |
|--------------|----|-----------|-----------|
| <u>Claim</u> | \$ | <u>20</u> | <u>00</u> |
|              | \$ |           |           |
|              | \$ |           |           |
|              | \$ |           |           |
|              | \$ |           |           |
| TOTAL - - -  | \$ | <u>20</u> | <u>00</u> |

✓ MICROFILMED



State of Idaho  
**DEPARTMENT OF WATER RESOURCES**  
WESTERN REGION, 92 South Cole Road, Boise, Idaho 83705

JOHN V. EVANS  
Governor

C. STEPHEN ALLRED  
Director

(Office at the corner of  
Franklin and Cole Roads)

(208) 384-2190

December 15, 1978

Reg Meaker  
Route B, Box 328  
Grandview, ID

Dear Mr. Meaker:

Re: Claim to a Water Right No. 02-4027

The Department of Water Resources has completed the advertising 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.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve 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 with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,

DAVID B. SHAW  
Western Regional Supervisor

DBS:st  
Enclosure

RECORDED  
INDEXED

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Western Region

---

92 South Cole Road  
Boise, Idaho 83705  
(208) 384-2190

NOVEMBER 15, 1978

Owyhee Chronicle  
20 East Idaho  
Homedale, Id 83628

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before DECEMBER 11, 1978.

Yours truly,

Sally Trinkaus  
Secretary

Encl.

Bill submitted  
12-11-78  


**NOTICE OF CLAIMS TO WATER RIGHTS**

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

000000

02-4027-

MEAKER, REG

RT. B, BOX 328, GRANDVIEW, ID 83624

Source: SNAKE RIVER tributary to COLUMBIA

Priority Date: May 1, 1962

Amount: 5.00 CFS

Diversion Point: LOT 05 (NESE) Sec 33 T 05S R 04E, Owyhee Co.

Use: IRRIGATION (5.00 CFS) from 03/15 to 11/15

Place of Use: NWSW SWSW SESW Sec 26 T 05S R 03E NWNE SWNE NENW NWNW SWNW SENW  
NESW NWSW SWSW SESW NWSE SWSE  
Sec 35 T 05S R 03E FOR 480 ACRES

Diversion Means: PUMP, PIPELINE TO BYBEE CANAL

Any exception to any claim of water right may be filed with  
the Director of the Idaho Department of Water Resources, 92 S. Cole  
Road, Boise, Idaho 83705.

C. STEPHEN ALLRED

Director

Published 11/23 & 11/30/78.

11/23/78