

DEPARTMENT OF WATER RESOURCES

Scale: 2 inches equal 1 mile.

State of Idaho

County of _____

FAIR ACRES, INC. by Joe Itano,
President

Sworn to before me this 1st day of

(Claimant)

19 2

Notary Public

Residing at

My commission expires

For Department Use Only

Received by

Date _____

7/6/76

Exception filed by:

Forwarded to

Date _____

Prelim. check by

Date _____

7-19-76

5085

claimant by:

Approved for publication by es

8-6

76.

Published in

Quinine Chloride

Dates

1-620 и 1-625

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
COUNTY OF OWYHEE) ss.

I, Joe 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):

July 29 and
August 5, 1976

(Signed) Joe E. Aman

Subscribed and sworn to before me this 3 day of Aug

A. D., 19 76

Maoni J. Aman
Notary Public in and for the State of Idaho,

residing at Homedale, Idaho.

My commission expires Nov 2, 19 78

ATTACH CLIPPING
HERE

NOTICE OF CLAIM TO A WATER RIGHT No. 02-4022

Notice is hereby given that FAIR ACRES, INC. Wilder, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 1.2 cubic feet per second of water from Snake River trib to Columbia River with the point of diversion in Lot 8 (SESW) Sec 18 T3N-R4W B.M. Owyhee County.

The water is claimed to be used from Apr 15 to Oct 15 for irrigation of 60 acres with a priority of August 25, 1970; the place of use is within Lot 9 & 8 Sec 18, Lot 1 Sec 19 T3N-R4W B.M..

Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, Statehouse, Boise, Idaho, 83720.

R. KEITH HIGGINSON
Director

Published in the Owyhee Chronicle, Homedale, ID on July 29, 1976 and August 5, 1976.

OK
8-6-76 CS

RECEIVED

AFFIDAVIT OF PUBLICATION

RECEIVED
SEP 16 1976

02-4022

STATE OF IDAHO)
) ss.
COUNTY OF OWYHEE)

Department of Water Resources
Western Regional Office

ATTACH CLIPPING
HERE

I, Joe E. Mann, 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):

July 29 +
August 5, 1976

(Signed)

Joe E. Mann

Subscribed and sworn to before me this 28 day of Aug,
A. D., 19 76

Naomi J. Mann
Notary Public in and for the State of Idaho,

residing at Homedale, Idaho.

My commission expires Nov 1, 19 78

Public Notices

NOTICE OF CLAIM TO A WATER RIGHT

No. 02-4022

Notice is hereby given that FAIR ACRES, INC. Wilder, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 1.2 cubic feet per second of water from Snake River trib to Columbia River with the point of diversion in Lot 8 (SESW) Sec 13 T3N-R4W B.M. Owyhee County.

The water is claimed to be used from Apr 15 to Oct 15 for irrigation of 60 acres with a priority of August 25, 1970; the place of use is within Lot 9 & 8 Sec 18, Lot 1 Sec 19 T3N-R4W B.M..

Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, Statehouse, Boise, Idaho, 83720.

R. KEITH HIGGINSON
Director

Published in the Owyhee Chronicle, Homedale, ID on July 29, 1976 and August 5, 1976.

OK
9-20-76
RF

This is a second
copy of
this
publication.

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 Fair Acres, Inc. (name of claimant)
of Rt 2, Wilder, Idaho 83676, 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 River

- (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>1.20 Cfs</u>	Use	<u>Irrigation</u>	Period of Use:	From	<u>4-15</u>	To	<u>10-15</u>
Amount	_____	Use	_____	Period of Use:	From	_____	To	_____
Amount	_____	Use	_____	Period of Use:	From	_____	To	_____
	(cfs, gpm or a/f)		(dom., irri., stock, etc.)					(both dates inclusive)

- (3) Total quantity of water claimed: 1.20 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) 8-25-70

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 8 (SE $\frac{1}{4}$ SW) $\frac{1}{4}$, Sec. 18 Twp. 3N Rge. 4W 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. Diesel Motors, Pump, sprinklers

- (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.

[illegible]

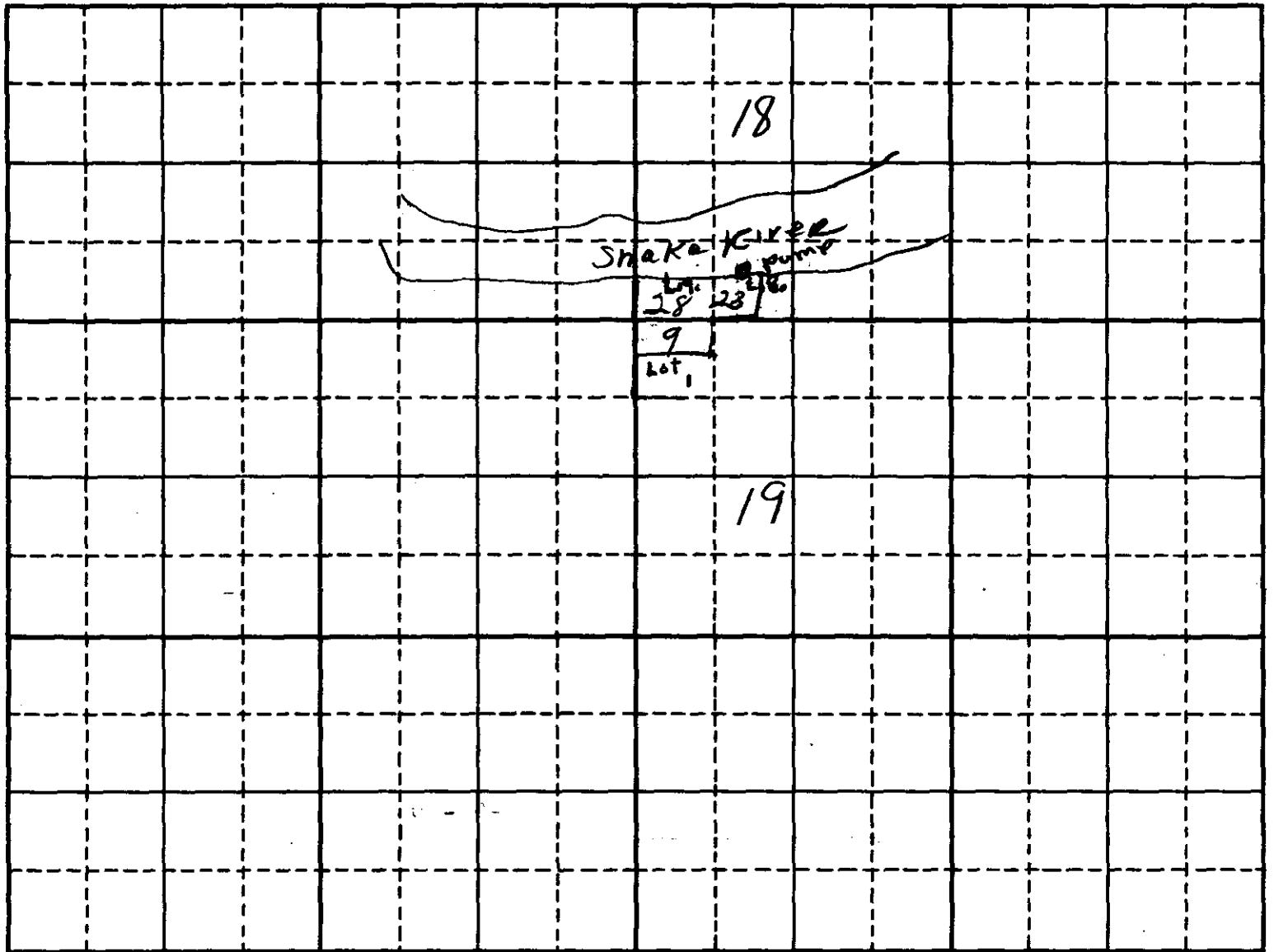
Pursuant to telephone call of 7-19-76 LGS

Total No. of acres 69

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

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

- (8) Remarks Mr. Ferron Chase used the water from the Snake River to
irrigate this portion that we are now farming. (See cancelled
permit No. 02-7067).



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 Owyhee) 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 1st day of July, 19 76

Notary Public

Residing at

Fair Acres, Inc. by Joe Itano,
President

(Claimant)

My commission expires

6-10-79

For Department Use Only

Received by <u>LS</u>	Date <u>7/6/76</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>YH</u>	Date <u>7-19-76</u>		claimant by:	
\$10.00 fee received by <u>LS</u>	Date <u>7/16/76</u>	# <u>5085</u>		
Approved for publication by <u>CS</u>	Date <u>8-6-76</u>			
Published in <u>Owyhee Chronicle</u>				
Dates <u>July 29 + Aug 5</u>				

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss.
COUNTY OF OWYHEE)

I, Joe E. Gorman, 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 Vol. 1, No. 1 (consecutive) calendar weekly issue(s) of said newspaper, on the following date(s):

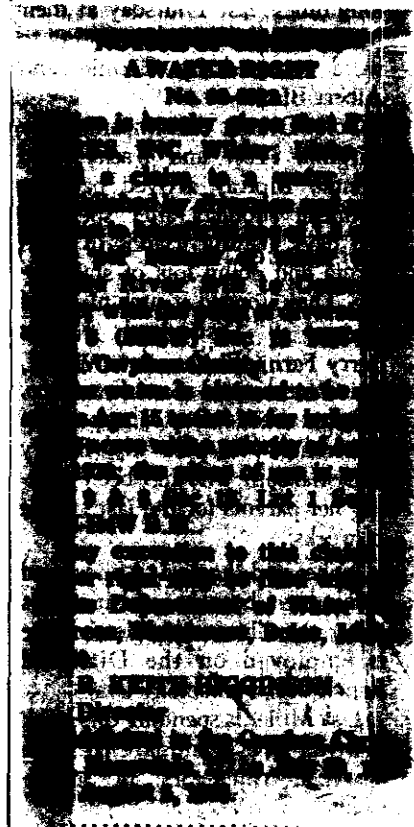
July 29, 1976
August 5, 1976

(Signed) Joe E. Gorman

Subscribed and sworn to before me this 3 day of Aug
A. D., 19 76

Merwin J. Homan
Notary Public in and for the State of Idaho,
residing at Homedale, Idaho.
My commission expires Nov 2, 19 78

ATTACH CLIPPING
HERE



REMITTANCE ADVICE

FAIR ACRES, INC., WILDER, IDAHO

DETACH BEFORE DEPOSITING

Filing fee for claim of prior water right

\$10.00

AFFIDAVIT OF PUBLICATION

SEP 18 1976

02-4022
ATTACH CLIPPING
HERE

STATE OF IDAHO)
COUNTY OF OWYHEE) ss.

Department of Water Resources
Western Regional Office

I, Joe E. Brown, 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 men-
tioned, 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 pub-
lished 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):

July 29 +
August 5, 1976

(Signed) Joe E. Brown

Subscribed and sworn to before me this 28 day of Aug.

A. D., 19 76

Naomi J. Brown
Notary Public in and for the State of Idaho,
residing at Homedale, Idaho.

My commission expires Nov. 1, 1978

OK
9-20-76
RF
This is a second
copy of
this
publication.

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

CLAIM
Application No. 02-4022

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(1) JH 7-19-76

In form to receipt

(2) _____

Send Copies to:

☐ Idaho State Health Department
☐ Idaho Fish and Game Department
☐ Bureau of Land Management

(3) _____

☐ Request Special Use Permit from U.S.F.S.
☐ Request Easement from B.L.M.
☐ Request Information from Applicant

(4) JH 7-19-76

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no _____

(8) _____

Groundwater levels:

_____ Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: _____

(11) SS OK

Affidavit of Publication received(date) 8-6-76

(12) _____

Final date for protests _____
Protests received: yes _____ no _____

(13) _____

All requested information received from agencies or
applicant: yes _____ no _____

(14) _____

Action recommended:

☒ Approve _____ Deny

☐ Proposed Priority

☐ Reason for Reduction _____

☐ Measuring device required

☐ See attached sheet for other conditions of
approval

☐ No special conditions for approval

(15) District W

By JH Date 8-17-76



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
WESTERN DISTRICT

STATE HOUSE BOISE, IDAHO 83720

August 17, 1976

Re: Claim to a Water Right No. 02-4022

Fair Acres, Inc.
Route 2
Wilder, ID 83676

Dear Gentlemen:

The Department of Water Resources 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 a 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 may be of further assistance, please feel free to call upon us.

Sincerely,

L. GLEN SAXTON, P.E.
Western District Engineer

LGS: rb

Enclosure



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN DISTRICT — ANNEX 3

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2190

July 22, 1976

Re: Notice of Claim to a Water Right No. 02-4022 - Fair Acres, Inc.

Owyhee Chronicle
20 East Idaho Avenue
Homedale, ID 83628

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 in 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)

Bill Submitter

8-6-76 CS

Sincerely,

NOTICE OF CLAIM TO A WATER RIGHT

No. 02-4022

Notice is hereby given that FAIR ACRES, INC.

Wilder, Idaho

has filed a claim to a water right established by diversion and application
to beneficial use of 1.2 cubic feet per second ~~XXXXXX~~ of water
from Snake River Trib to Columbia River

with the point of diversion in ~~the~~ Lot 8 (SESW) Sec 18 T3N-RAW B.M.
Owyhee County

The water is claimed to be used from Apr 15 to Oct 15
for irrigation of 60 acres

with a priority of August 25, 1970;
the place of use is within ~~the~~ Lot 9 & 8 Sec 18, Lot 1 Sec 19 T3N-RAW
B.M.

Any exception to this claim of water right may be filed with the Idaho
Department of Water Resources, Statehouse, Boise, Idaho, 83720.

R. KEITH HIGGINSON

Director

Published in the Owyhee Chronicle, Homedale, ID
on July 29, 1976 and August 5, 1976



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN DISTRICT — ANNEX 3

Cecil D. Andrus
Governor

Statehouse
Boise, Idaho 83720
(208) 384-2190

R. Keith Higginson
Director

July 21, 1976

Fair Acres, Inc.
Route 2
Wilder, ID 83676

Gentlemen:

Enclosed is your Receipt No. 5085 in the amount of \$ 10.00

for ~~Claim to a Water Right No. 02-4022~~ which was received in this
office on July 16, 1976.

Sincerely,

RITA BENDELE
Senior Clerk

RB

Enclosure

July 12, 1976

Re: Claim to a Water Right

Fair Acres, Inc.
Route 2
Wilder, ID 83676

Gentlemen:

We are returning your Claim to a Water Right as you failed to enclose the filing fee of \$10.00.

Please return the Claim and fee as soon as possible so we may begin to process it.

Sincerely,

L. GLEN SAXTON, P.E.
Western Regional Office

LGS:rb

Enc.