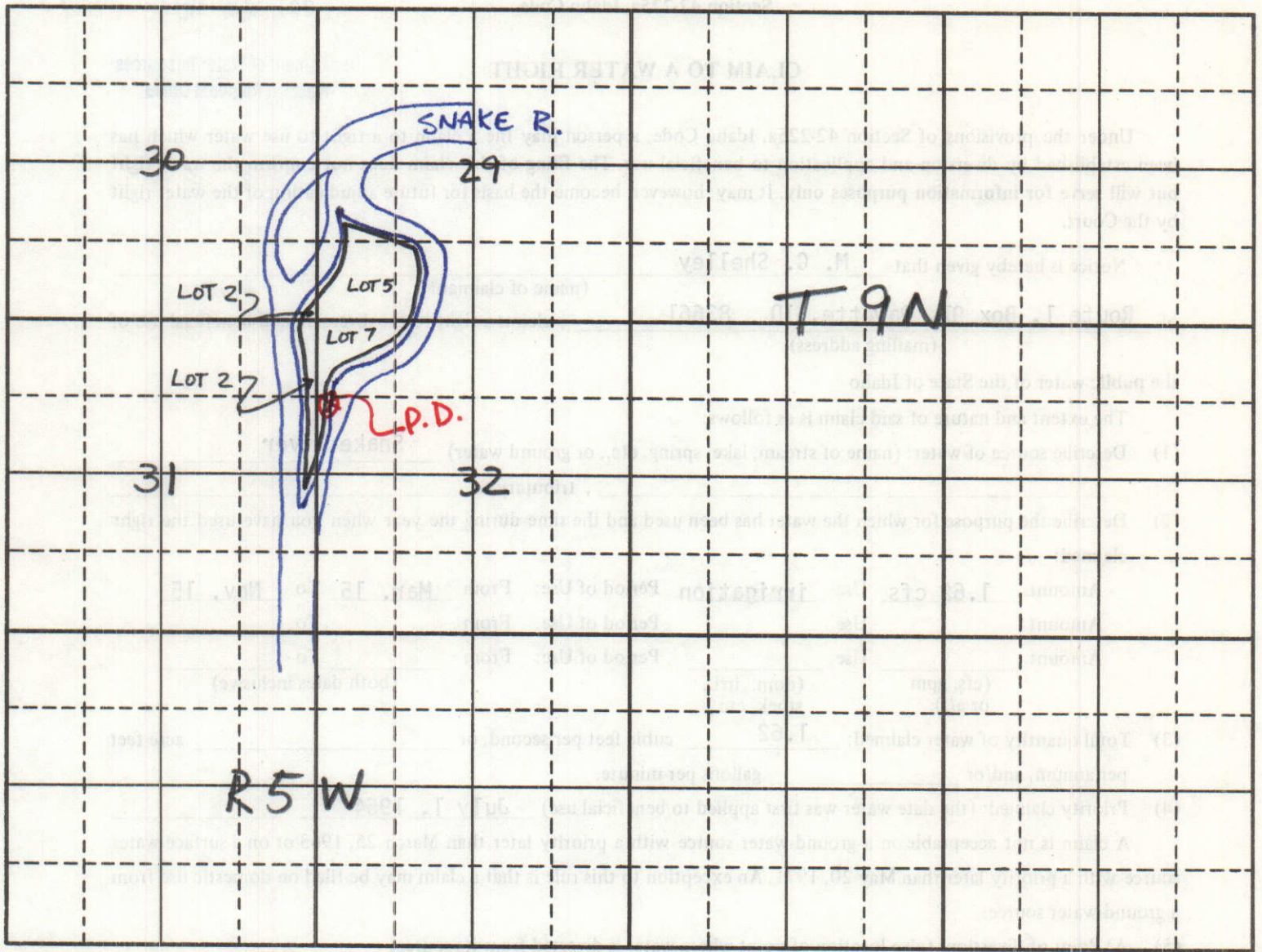


(8) Remarks _____



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 12 day of Oct, 19 77

me Shelley
(Claimant)
David R. Tuttle
Notary Public
Residing at Boise Id

My commission expires Sept 10, 1980

For Department Use Only

Received by DRT Date 10-12-77 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by DS Date 10-12-77 claimant by: _____
\$10.00 fee received by DS #8974 Date 10-12-77
Approved for publication by _____
Published in Independent Enterprise
Dates Oct 20 + 27

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF PAYETTE

SS.

Copy of Notice
(First Copy)

Notice of Claim to water right
TITLE OF PUBLICATION #03-4009

M. C. Shelley
SPONSOR OR PLAINTIFF

Idaho Dept. of water resources
PLAINTIFF OR LEGAL AGENT

I, Sharon L Swanson, being
duly sworn, deposes and says:

That he is the principle clerk of
THE INDEPENDENT-ENTERPRISE, a weekly newspaper published at
Payette, in the County of Payette and State of Idaho; that said paper
has been and is in general circulation in the county aforesaid, and in
the vicinity of Payette; that the advertisement, a copy of which is
attached hereto, was published in said newspaper once a week for
two (2) consecutive weeks in the regular and entire issue of said
paper during the period and time of publication, and was published
in the newspaper proper and not a supplement; that said paper has
been established and regularly published for more than seventy-eight
consecutive weeks prior to the date of first publication of said adver-
tisement.

Such notice was published in the issue beginning with
October 20, 1977, and ending with the issue
of October 27, 1977.

Subscribed and sworn to before me this 28 day
of October, 1977.

Mary June Lee
Notary Public, Residing at Payette, Idaho.

My Commission Expires April 28, 1980.

NOTICE OF CLAIM TO A WATER RIGHT NO. 03-4009

Notice is hereby given that M.C.SHELLEY Route 1, Box 97
Payette, ID has filed a claim to a water right established by
diversion and application to beneficial use of 1.62 cubic feet
per second of water from the Snake River trib. Columbia
River with the point of diversion in Government Lot 7 Sec 32
T9N-R5W B.M., Payette County.

The water is claimed to be used from Mar 15 to Nov 15 for
irrigation of 81 acres with a priority date of July 1, 1954; the
place of use is within Government Lot 5 Sec 29, Government
Lot 2 Sec 31, Government Lot 4 Sec 30, Government Lot 7 Sec
32 T9N-R5W B.M.

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

C. STEPHEN ALLRED

Director

Published in the Independent Enterprise, Payette, Idaho on
October 20, 1977 and October 27, 1977.
No. 446

10-20-77

STATEMENT

Independent-Enterprise
PAYETTE, IDAHO

Number of Lines 20
Number of Insertions two
20 Lines @ 42 1/2¢ . . . \$ 8.50
20 Lines @ 30 1/2¢ . . . \$ 6.10
TOTAL COST
WILL BE \$ 14.60

OK
11-1-77
JH

RECEIVED
NOV 1 1977

Department of Water Resources
Western Regional Office

Nº 446

MICROFILMED

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 M. C. Shelley (name of claimant)
of Route 1, Box 97, Payette, ID 83661, 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, _____
- (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>1.62 cfs</u> | Use <u>irrigation</u> | Period of Use: From <u>Mar. 15</u> To <u>Nov. 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: 1.62 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) July 1, 1954

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 7) X ¼, Sec. 32 Twp. 9N Rge. 5W B. M. County of Payette
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. pump (15 H.P.), gravity flow system

- (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.

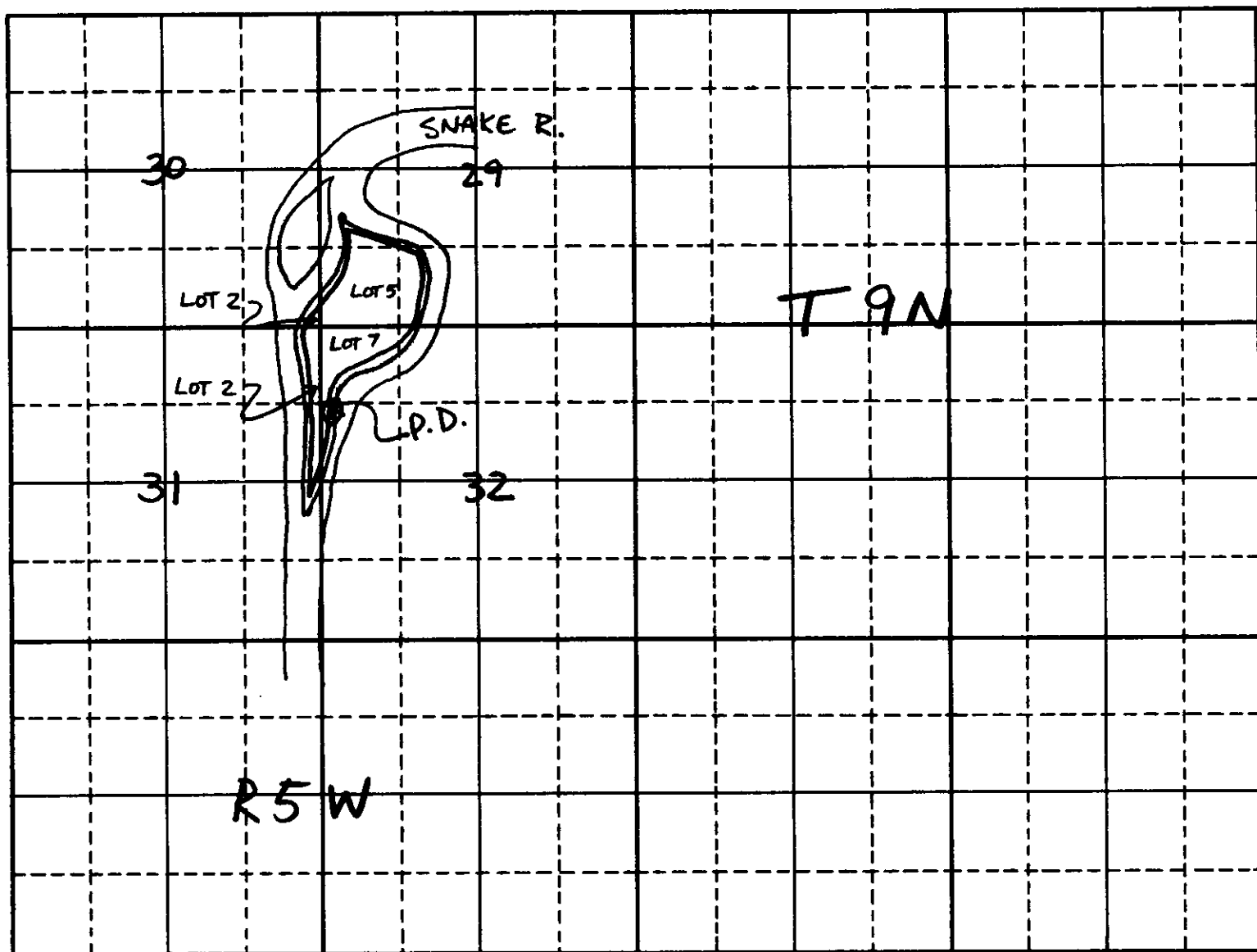
T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
9N	5W	29											46						46
												(Lot 5)							
9N	5W	31	11																11
			(Lot 2)																
9N	5W	30															4		4
																(Lot 2)			
9N	5W	32						20											20
							(Lot 7)												

Total No. of acres 81

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 _____



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 12 day of Oct, 19 77

me Shelby
(Claimant)
David R. Tubbs
Notary Public
Residing at Boise Id

My commission expires Sept 10, 1980

For Department Use Only

Received by <u>DRT</u>	Date <u>10-12-77</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>DRT</u>	Date <u>10-12-77</u>		claimant by:	
\$10.00 fee received by <u>DS #8974</u>	Date <u>10-12-77</u>			
Approved for publication by				
Published in <u>Independent Enterprise</u>				
Dates <u>Oct 20 & 27</u>				

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF PAYETTE

ss.

Copy of Notice

(First Copy)

Notice of Claim to water right
TITLE OF PUBLICATION # 03-4009

M. C. Shelley
SPONSOR OR PLAINTIFF

Idaho Dept. of water resources
PLAINTIFF OR LEGAL AGENT

D. Sharon J. Lawson, being
duly sworn, deposes and says:

That he is the principle clerk of
THE INDEPENDENT-ENTERPRISE, a weekly newspaper published at
Payette, in the County of Payette and State of Idaho; that said paper
has been and is in general circulation in the county aforesaid, and in
the vicinity of Payette; that the advertisement, a copy of which is
attached hereto, was published in said newspaper once a week for
two (2) consecutive weeks in the regular and entire issue of said
paper during the period and time of publication, and was published
in the newspaper proper and not a supplement; that said paper has
been established and regularly published for more than seventy-eight
consecutive weeks prior to the date of first publication of said adver-
tisement.

Such notice was published in the issue beginning with
October 20, 1977, and ending with the issue
of October 27, 1977.

Subscribed and sworn to before me this 28 day
of October, 1977.

Notary Public, Residing at Payette, Idaho.

My Commission Expires September 1, 1980, 1980.

NOTICE OF CLAIM TO A WATER RIGHT

Notice is hereby given that M. C. SHELLEY Route 1, Box 97
Payette, ID has filed a claim to a water right established by
diversion and application to beneficial use of 1.62 cubic feet
per second of water from the Snake River trib. Columbia
River with the point of diversion in Government Lot 7 Sec 32
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The water is claimed to be used from Mar 15 to Nov 15 for
irrigation of 81 acres with a priority date of July 1, 1954; the
place of use is within Government Lot 5 Sec 29, Government
Lot 2 Sec 31, Government Lot 4 Sec 30, Government Lot 7 Sec
32 T9N-R5W B.M.

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

C. STEPHEN ALLRED
Director

Published in the Independent Enterprise, Payette, Idaho on
October 20, 1977 and October 27, 1977.
No. 446

10-20-20

STATEMENT

Independent-Enterprise

PAYETTE, IDAHO

Number of Lines

Number of Insertions

Lines @ \$

Lines @ \$

TOTAL COST
WILL BE \$

No 446



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

John V. Evans
Governor

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

October 14, 1977

Re: Notice of Claim to a Water Right No. 03-4008 -- H. C. Shelley
03-4009 -- H. C. Shelley
• Notice of Application for Water Permit No. 65-12012 -- Clarence &/or Florence Hawker
65-12015 -- Henry &/or Helen Rohlfing
65-12019 -- City of Payette

Independent Enterprise
Box 520
Payette, ID 83661

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. 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)

Please send the affidavit of publication and publication billing to this office before November 7, 1977.

Sincerely,

RITA FLECK
Secretary

Bill submitted
11-1-77
[Signature]

11-1-77

NOTICE OF CLAIM TO A WATER RIGHT

NO. 03-4009

Notice is hereby given that M. C. SHELLEY
Route 1, Box 97 Payette, ID
has filed a claim to a water right established by diversion and application
to beneficial use of 1.62 cubic feet per second ~~acre feet~~ XXXXXXXXXX of water
from the Snake River trib. Columbia River
with the point of diversion in ~~the~~ Government Lot 7 Sec 32 T9N-R5W B.M.,
Payette County.

The water is claimed to be used from Mar 15 to Nov 15
for irrigation of 81 acres

with a priority date of July 1, 1954 ;
the place of use is within ~~the~~ Government Lot 5 Sec 29, Government Lot
2 Sec 31, Government Lot 4 Sec 30, Government Lot 7 Sec 32 T9N-R5W B.M.

Any exception to this claim of water right may be filed with the Direc-
tor of the Idaho Department of Water Resources, 92 South Cole Road, Boise,
Idaho 83705.

C. STEPHEN ALLRED

Director

Published in the Independent Enterprise, Payette, Idaho
on October 20, 1977 and October 27, 1977.