

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, *Idaho Code*, any person claiming a water right established by diversion and application of water to beneficial use must file a claim with the Department of Water Resources. **The filing of this claim does not confirm the water right claimed.** Water rights represented by a valid permit, license, decree, or previous claim are exempt from this requirement, as are uses of water for domestic purposes as defined in Section 42-111, *Idaho Code*. A filing fee must be submitted with this claim. See the instruction sheet to determine the appropriate fee.

Notice is hereby given that Milton Hayes and/or Carol Hayes
(Name of Claimant)
983 Hayes Lane Nounan, Montpelier, ID 83254 Telephone No: 208-847-0887
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of surface or ground water. The extent and nature of said claim is as follows:

1. Date of Priority: (When the water was first applied to beneficial use) May 1 1885
A claim is not acceptable for the use of surface water with a priority later than May 20, 1971. A claim is not acceptable for the use of ground water with a priority date later than March 25, 1963, unless the water is used for domestic purposes as defined in Section 42-111, Idaho Code.

2. Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Spring tributary to UNNamed Stream

3. Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs or af)	(Irrigation, Domestic, Stock, Etc.)	(Both dates inclusive) (MM/DD) (MM/DD)
Quantity <u>.04 cfs</u>	Use <u>Stock</u>	Period of Use From <u>1/1</u> to <u>12/31</u>
Quantity <u> </u>	Use <u> </u>	Period of Use From <u> </u> to <u> </u>
Quantity <u> </u>	Use <u> </u>	Period of Use From <u> </u> to <u> </u>
Quantity <u> </u>	Use <u> </u>	Period of Use From <u> </u> to <u> </u>

4. TOTAL QUANTITY USED.
(cfs or af)

5. A) Location of point of diversion is 1/4 of NW 1/4 of NE 1/4, Govt. Lot
Sec. 27 Township 11S Range 43E B.M., Bear Lake County; additional points of diversion, if any:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch etc.). Give sizes and capacities. Be specific. Describe any changes in the system and give the date of the change

Pump and Pipeline for domestic use (stock use in the barn above the road).
6"-8" concrete pipe vertically put in the ground at the head of the spring, 2-1 1/4" pipes. 1- PVC pipe goes to the neighbors for domestic use. The other pipe is steel that is used for stockwater.

NOTE* Lamar Silcox uses this water in the SWSE of section 22, T11S R43E

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6. A) Describe the place of use within each 40-acre tract in the appropriate box using the symbols listed below. If the use is for irrigation, describe the location by listing the number of irrigated acres within each 40-acre tract.
D - domestic, S - stockwater, M - municipal, C - Commercial, I - Industrial, X - other

Twp	Rge	Sec	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	43E	27		S															

TOTAL ACRES _____

- B) If water is used for purposes other than irrigation, fully describe the use. Be specific. Pump water to barn for watering cattle. Piped water to water hole inside House yard, and Hydrant by Stable.

NOTE: Include here the type and number of stock watered: Cattle - 30 head Horses - 2

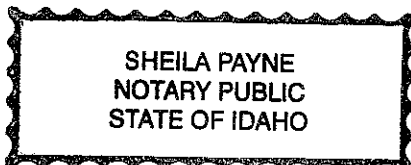
7. Remarks: Spring N 42.4429° W 111.4144° (NAD83). Lamar Silcox also uses this spring for domestic used. claimant measured Spring at 0.089 using the bucket and stop watch Method.
8. Map - Attach an 8½"x11" map clearly identifying the point of diversion and the place of use by 40-acre subdivisions, section, township and range of the public land survey system. (A photocopy of a USGS 7½ minute topographic quadrangle map is preferred.) Attach an aerial photograph of the place of use if available.

State of Idaho)
 County of Boone Lake) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the forgoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Milton L Hayes Carol A Hayes
 Claimant's Signature (and title if claim is for an organization)

Sworn to before me this 2nd day of July 2007



Sheila Payne
 Notary Public

Residing at: Montpelier

My commission expires: 8-13-2013

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Received by CB Date 7/9/07
 Prelim check by _____ Date _____
 Fee 100- Receipt # E033106
 Received prepared by SC Date 7/12/07

Published in Newspaper
 Publication dates 8-8 & 8-15-07
 Publication checked by _____ Date _____
 Exceptions filed by _____

$$H = 1.29 \text{ ft}$$

$$R = .94 \text{ ft}$$

$$R^2 \times 3.1416 \times H = \text{cf}$$

$$.8836 \times 3.1416 \times = 3.58 \text{ cf}$$

$$3.58 \div 40 \text{ sec} = .0895 \text{ cfs}$$

$$3.58 \times 7.5 = 26.85 \text{ gal}$$

$$26.85 \div 40 \times 60 = 40.275 \text{ gal/min}$$

Container

15 1/2 inches deep

22.5 inches diameter

40 sec To Fill

3 Tests

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