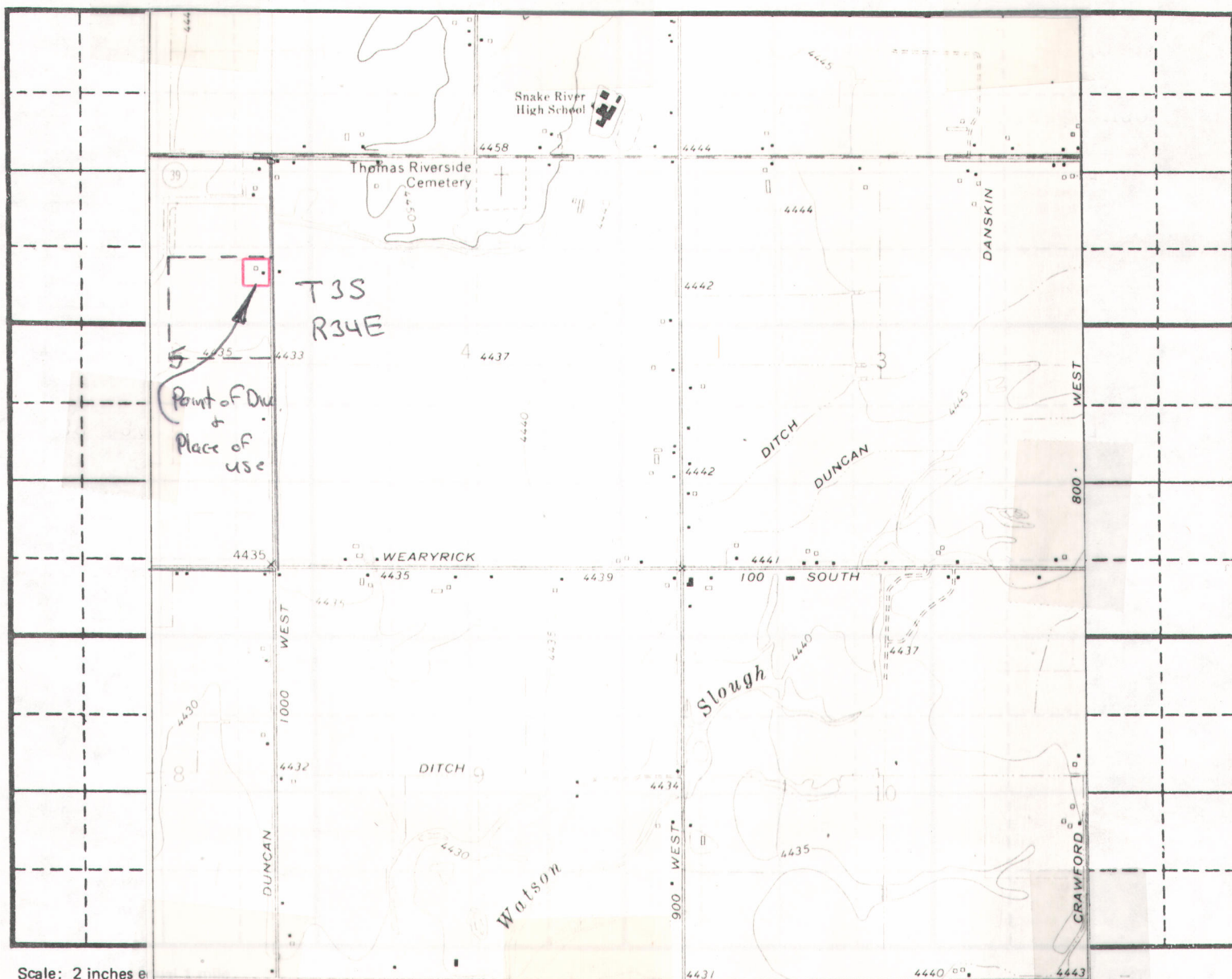


(8) Remarks \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_



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 Bonneville ) 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 affiant's knowledge.

Sworn to before me this 20<sup>th</sup> day of June, 1983.  
Homer Hammond (Claimant)  
Callen

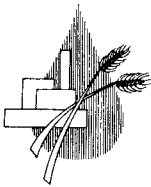
Notary Public  
Residing at \_\_\_\_\_

My commission expires \_\_\_\_\_

FOR DEPARTMENT USE ONLY

|                                    |                     |                     |              |      |
|------------------------------------|---------------------|---------------------|--------------|------|
| Received by <u>NWJ</u>             | Date <u>6-20-83</u> | Exception filed by: | Forwarded to | Date |
| Prelim. check by <u>JEM</u>        | Date <u>7/12/83</u> |                     | claimant by: |      |
| \$30.00 fee received by <u>CW</u>  | Date <u>6-20-83</u> |                     |              |      |
| Published in <u>Blackfoot News</u> | <u>#30966</u>       |                     |              |      |
| Dates <u>7/21; 7/28/83</u>         |                     |                     |              |      |

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
CLAIM TO A WATER RIGHT



Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Homer Hammond  
(Name of Claimant)  
Rt. 5, Box 26, Blackfoot, Idaho 83221 Telephone No. 684-4129  
(Mailing Address) (Zip Code)

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

(1) Date of priority: (When was the water first applied to a beneficial use) April 1, 1890

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 is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)  
Groundwater tributary to \_\_\_\_\_

(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, af) |                | (Domestic, Irrigation, Stock, Etc.) |                   | (Both dates inclusive)        |                 |
|-----------|----------------|-------------------------------------|-------------------|-------------------------------|-----------------|
|           |                |                                     |                   | (Mo., Day)                    | (Mo., Day)      |
| Quantity  | <u>.04 cfs</u> | Use                                 | <u>Domestic</u>   | Period of Use From <u>1-1</u> | To <u>12-31</u> |
| Quantity  | <u>.02 cfs</u> | Use                                 | <u>Irrigation</u> | Period of Use From <u>4-1</u> | To <u>11-1</u>  |
| Quantity  | _____          | Use                                 | _____             | Period of Use From _____      | To _____        |
| Quantity  | _____          | Use                                 | _____             | Period of Use From _____      | To _____        |
| Quantity  | _____          | Use                                 | _____             | Period of Use From _____      | To _____        |
| (4)       | <u>.06 cfs</u> | TOTAL QUANTITY USED.                |                   |                               |                 |
| (cfs, af) |                |                                     |                   |                               |                 |

(5) A) Point of diversion: (Location of point where water is diverted from its source)  
SE ¼ NE¼, Sec. 5 Twp. 3S Rge. 34E B.M., County of Bingham  
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. Describe any changes in the system and give the date of the change. Well, pump with pipelines to lawn, garden and one house.

(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 |       |
| 3S | 34E | 5    |     |     |     | 1   |     |     |     |     |     |     |     |     |     |     |     |     | 1     |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |

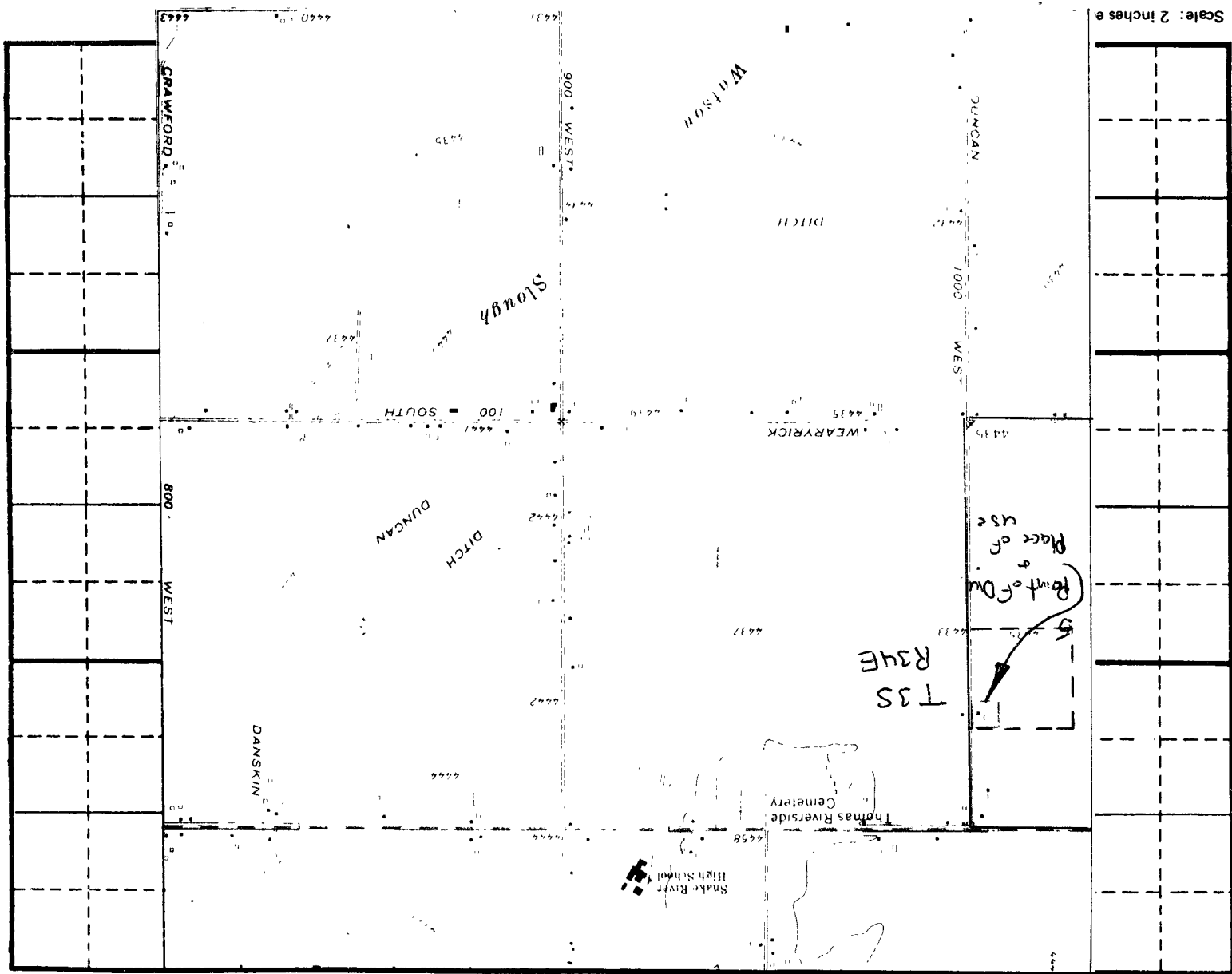
No. of acres 1

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Domestic use for one home.

NOTE: Include here the type and number of stock watered: \_\_\_\_\_

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

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_



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 )  
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 affiant's knowledge.

Sworn to before me this 20th day of June, 1983  
(Claimant) *James*  
Notary Public  
Residing at \_\_\_\_\_

My commission expires \_\_\_\_\_

FOR DEPARTMENT USE ONLY

Received by *NJL* Date *6/20/83* Exception filed by: \_\_\_\_\_ Forwarded to \_\_\_\_\_ Date \_\_\_\_\_  
Prelim. check by *JEM* Date *7/12/83*  
\$30.00 fee received by *CP* Date *6/20/83* claimant by: \_\_\_\_\_  
Published in *Blackfoot News* # *30566* \_\_\_\_\_  
Dates *7/01; 7/28/83*

DEPARTMENT OF WATER RESOURCES  
EASTERN DISTRICT OFFICE  
150 SHoup AVE. Suite 15  
IDAHO FALLS, IDAHO 83401

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
CLAIM TO A WATER RIGHT

*Draft*



Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that HOMER HAMMOND  
(Name of Claimant)  
RTB S, Box 26, BLADWELL Telephone No. 684-4129  
(Mailing Address) (Zip Code)

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

(1) Date of priority: (When was the water first applied to a beneficial use) APRIL 1, 1890

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 is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)  
GROUNDWATER tributary to \_\_\_\_\_

(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, af)  | (Domestic, Irrigation, Stock, Etc.) | (Both dates inclusive)        |                 |
|----------|------------|-------------------------------------|-------------------------------|-----------------|
|          |            |                                     | (Mo., Day)                    | (Mo., Day)      |
| Quantity | <u>.04</u> | Use <u>DOMESTIC</u>                 | Period of Use From <u>1-1</u> | To <u>12-31</u> |
| Quantity | <u>.02</u> | Use <u>IRRIGATION</u>               | Period of Use From <u>4-1</u> | To <u>11-1</u>  |
| Quantity |            | Use                                 | Period of Use From            | To              |
| Quantity |            | Use                                 | Period of Use From            | To              |
| Quantity |            | Use                                 | Period of Use From            | To              |

(4) .06 TOTAL QUANTITY USED.  
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)  
SE 1/4 NE 1/4, Sec. 5 Twp. 3S Rge. 34E B.M., County of BINGHAM  
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. Describe any changes in the system and give the date of the change. WELL PUMP WITH PIPELINES TO LAWN, GARDEN, and one house.

(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.     | NE 1/4 |        |        |          | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | TOTAL    |
|-----------|------------|----------|--------|--------|--------|----------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|----------|
|           |            |          | 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 |          |
| <u>3S</u> | <u>34E</u> | <u>5</u> |        |        |        | <u>1</u> |        |        |        |        |        |        |        |        |        |        |        |        | <u>1</u> |
|           |            |          |        |        |        |          |        |        |        |        |        |        |        |        |        |        |        |        |          |
|           |            |          |        |        |        |          |        |        |        |        |        |        |        |        |        |        |        |        |          |
|           |            |          |        |        |        |          |        |        |        |        |        |        |        |        |        |        |        |        |          |
|           |            |          |        |        |        |          |        |        |        |        |        |        |        |        |        |        |        |        |          |
|           |            |          |        |        |        |          |        |        |        |        |        |        |        |        |        |        |        |        |          |
|           |            |          |        |        |        |          |        |        |        |        |        |        |        |        |        |        |        |        |          |
|           |            |          |        |        |        |          |        |        |        |        |        |        |        |        |        |        |        |        |          |
|           |            |          |        |        |        |          |        |        |        |        |        |        |        |        |        |        |        |        |          |

No. of acres 1

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:  
Domestic use for one home.

NOTE: Include here the type and number of stock watered: \_\_\_\_\_

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

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

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.

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 affiant's knowledge.

Notary Public  
Residing at \_\_\_\_\_

\_\_\_\_\_

|                           |            |                        |            |                               |            |                    |             |
|---------------------------|------------|------------------------|------------|-------------------------------|------------|--------------------|-------------|
| Received by _____         | Date _____ | Prelim. check by _____ | Date _____ | \$30.00 fee received by _____ | Date _____ | Published in _____ | Dates _____ |
| Exception filed by: _____ |            |                        |            |                               |            |                    |             |
| Forwarded to _____        |            |                        |            |                               |            |                    |             |
| Date _____                |            |                        |            |                               |            |                    |             |

Suite 15, Idaho Falls, Idaho, 83402 on or before  
AUGUST 8, 1983.

KEN DUNN, Director

**NOTICE OF CLAIMS  
TO WATER RIGHTS**

The following claim(s) have been filed on  
water right(s) created by diversion and  
beneficial use:

27-4118

MARTIN, Ennis B. &/or  
DOROTHY L.  
P.O. Box 788  
Blackfoot, Idaho 83221  
Source: GROUNDWATER  
Priority Date: 04/01/1959  
Diversion Pt. NWNE, Sec. 12, T. 03S, R.  
34E.  
Use: IRRIGATION (0.09 CFS)  
In: NWNE, Sec. 12, T. 03S, R. 34E, for 3  
ACRES.

27-4112

KERR, Robert M. Jr.  
P.O. Box 160  
Blackfoot, Idaho 83221  
Source: GROUNDWATER  
Priority Date: 05/26/1962  
Diversion Pt.: SENE, Sec. 34, T. 02S, R.  
35E.  
Use: IRRIGATION (0.05 CFS)  
STOCKWATER (0.0013 CFS)  
DOMESTIC (0.16 CFS)  
In: SENE, Sec. 34, T. 02S, R. 35E, SWNW  
Sec. 35, T. 02S, R. 35E, for 2 ACRES.

35-4192

HAMMOND, Homer  
Rt. 5, Box 26  
Blackfoot, Id. 83221  
Source: GROUNDWATER  
Priority Date: 04/01/1890  
Diversion Pt.: SENE, Sec. 05, T. 03S, R.  
34E.  
Use: IRRIGATION (0.02 CFS)  
DOMESTIC (0.04 CFS)  
In: SENE, Sec. 05, T. 03S, R. 34E, for 1  
ACRES.

Exceptions to a claim may be filed with the  
Director, Dept. of Water Resources, 150 Shoup  
Ave., Suite 15, Idaho Falls, Idaho, 83402.

KEN DUNN, Director

**NOTICE OF PROPOSED  
CHANGE OF WATER RIGHT  
NO. 35-2763**

NOTICE is given that the Matsuura Brothers  
Co., Inc. Blackfoot, Idaho, have applied to the  
Department of Water Resources for a change in  
the point of diversion of a groundwater source.  
The right sought to be changed is evidenced by  
License No. 35-2763 and is recorded as  
follows:

AMOUNT: 7.2 cfs; PRIORITY: 5/20/1965;  
POINT OF DIVERSION: SW $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec. 28, T.  
1N, R. 35E, B.M. Bingham County.

The water is used to irrigate 655 acres within  
the S $\frac{1}{2}$ NW $\frac{1}{4}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ , SW $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 27,  
S $\frac{1}{2}$ NE $\frac{1}{4}$ , S $\frac{1}{2}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ , SE $\frac{1}{4}$ , Sec. 28,  
N $\frac{1}{2}$ NW $\frac{1}{4}$ , Sec. 33, T. 1N, R. 35E, B.M.

**TO BE CHANGED  
AS FOLLOWS**

0.44 cfs will be diverted within the  
NE $\frac{1}{4}$ NW $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 33, T. 1N, R.  
35E, E.M. Bingham County and used to irrigate  
40 acres within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 33, T. 1N,  
R. 35E, B.M.

Any protest against approval of the above pro-  
posed change of water right must be filed with  
the Department of Water Resources, 150 Shoup  
Ave., Suite 15, Idaho Falls, Idaho 83401, on or  
before August 8, 1983.

A. KENNETH DUNN,  
Director

**Legal Notices:  
Two working days**

**RECEIVED**

JUL 29 1983

Department of Water Resources  
Eastern District Office

**AFFIDAVIT of PUBLICATION**

County of Bingham

State of Idaho

David Mark Brown

I, \_\_\_\_\_  
solemnly

Publisher

swear that I am the \_\_\_\_\_ of  
The Morning News which is a daily newspaper of general  
circulation published each day except Sunday at  
Blackfoot, Bingham County, Idaho, said newspaper hav-  
ing been so published at Blackfoot, aforesaid for more  
than one year past; that said newspaper heretofore com-  
plied with all the provisions of Chapter 154 of the Ses-  
sions Laws of Idaho of 1933, approved March 11, 1933,  
and duly designated, pursuant to law, a particular day of  
the week as the day on which legal notices required by  
law or by the order of any Court of competent jurisdiction  
within the State of Idaho shall be published to-wit: Thursday  
of each week; that the notice attached hereto and which  
is a part of this affidavit and part of the proof of  
publication was published in said issue or said  
newspaper 2 consecutive weeks

the first publication having been made on the  
21st day of July, 19 83,

and the last publication having been made on the  
28th day of July, 19 83;

that said notice was published in the regular and entire  
issue of every number of the paper as aforesaid during  
the period and time of publication, and that notice was  
published in the newspaper and not in a supplement.

Subscribed and sworn to before me this 29th

day of July, 19 83.

Patricia A. Johnson  
Notary Public for the State of Idaho,  
Residing at Blackfoot, Idaho  
My commission expires  
Oct. 20, 1984

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Eastern Region

---

150 Shoup Ave., Suite 15  
Idaho Falls, Idaho 83402  
(208) 525-7161

AUGUST 8, 1983

HOMER HAMMOND  
RT. 5, BOX 26  
BLACKFOOT

ID 83221

RE: Claim No. 35-4192

Dear Claimant,

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, 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,

RONALD D. CARLSON  
Eastern Region Supervisor

Enclosure

RECEIVED  
AUG 20 1983  
Department of Water Resources

State of Idaho  
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JCM

Right Number 33 4192 Applicant Homer Hammond

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☐ Exceptions processed.

By Ernest Carlson Date Aug 16, 1983

Aug. 8, 1983

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By kw Date 8/30/83

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402.

KEN DUNN, Dir.

Published 7/21 & 7/28/83.

35-4192

HAMMOND, HOMER

RT. 5, BOX 26, BLANCHFORD, ID 83271

Source: GROUNDWATER

Priority Date: 04/01/1990

Diversion Pt: SENE Sec 05 T 03S R 34E

Use: IRRIGATION (0.02 CFS)  
DOMESTIC (0.04 CFS)

In SENE Sec 05 T 03S R 34E FOR 1 ACRES

35-4192

HAMMOND, Homer  
Rt. 5, Box 26

BLANCHFORD, IDAHO 83271

10

Diversion Pt.: SENE, Sec. 05, T. 03S, R. 34E

Use: IRRIGATION (0.02 CFS)

DOMESTIC (0.04 CFS)

In SENE, Sec. 05, T. 03S, R. 34E, for 1 ACRES.

Exceptions to a claim may be filed with the  
Director, Dept. of Water Resources, 150 Shoup,  
Ave., Suite 15, Idaho Falls, Idaho, 83402  
KEN DUNN, Director

Pub 7-21, 28