

Affidavit of Publication

STATE OF IDAHO
COUNTY OF POWER } S.S.

RECEIVED

JAN 9 1978

Department of Water Resources
Eastern District Office

Phyllis Ringe
..... being first duly sworn
on oath, states:

That ~~she~~..... is the ~~principal clerk of~~ the printer
of the Power County Press, a newspaper of general circulation
in Power County, Idaho, published weekly at American Falls
in said County; that said newspaper has been published in said
County uninterruptedly and continuously for over seventy-
eight consecutive weeks, prior to the first publication of the
annexed notice or advertisement:

That the annexed notice or advertisement was published as
per clipping attached in the regular and entire edition of said

newspaper and not in any supplement thereof for
successive weekly issues thereof, the date of the first publica-
tion being the 29th day of December, 1977

the date of last publication being the

5th day of January, 1978

(Signed) *Phyllis Ringe*

Subscribed and sworn to before me this

6th day of Jan, 1978

Rose Ann Turk
Notary Public, residing at American Falls,
Idaho.

My Commission expires the

(SEAL) day of, 19

Legal Notice

Published in The Power County Press,
American Falls, Idaho on December 29, 1977
and January 5, 1978

NOTICE OF CLAIM TO A WATER RIGHT
NO. 35-4064

Notice is hereby given that Kay &/or Bette
Hunt, American Falls, Idaho have filed a
claim to a water right established by diver-
sion and application to beneficial use of 3.375
cubic feet per second of water from a ground-
water source with point of diversion in the
NW¼SW¼, Sec. 4, T. 9S, R. 29E, B.M.,
Power County.

The water is claimed to be used from
Apr. 1 to Nov. 1 for the irrigation of 216
acres with a priority of 1961; the place of
use is within the SW¼NE¼, S½NW¼,
SW¼, W½SE¼, Sec. 4, T. 9S, R. 29E,
B.M.

Any exception to this claim of water right
may be filed with the Idaho Department of
Water Resources, 1515 Lincoln Road, Idaho
Falls, Idaho, 83401.

C. STEPHEN ALLRED
Director

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 Kay &/or Bette Hunt
(name of claimant)
of Box 187, American Falls, ID 83211, 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) groundwater
_____, 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>3.375 cfs</u> | Use | <u>irrigation</u> | Period of Use: From | <u>Apr 1</u> | To | <u>Nov 1</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: 3.375 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) 1961

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.

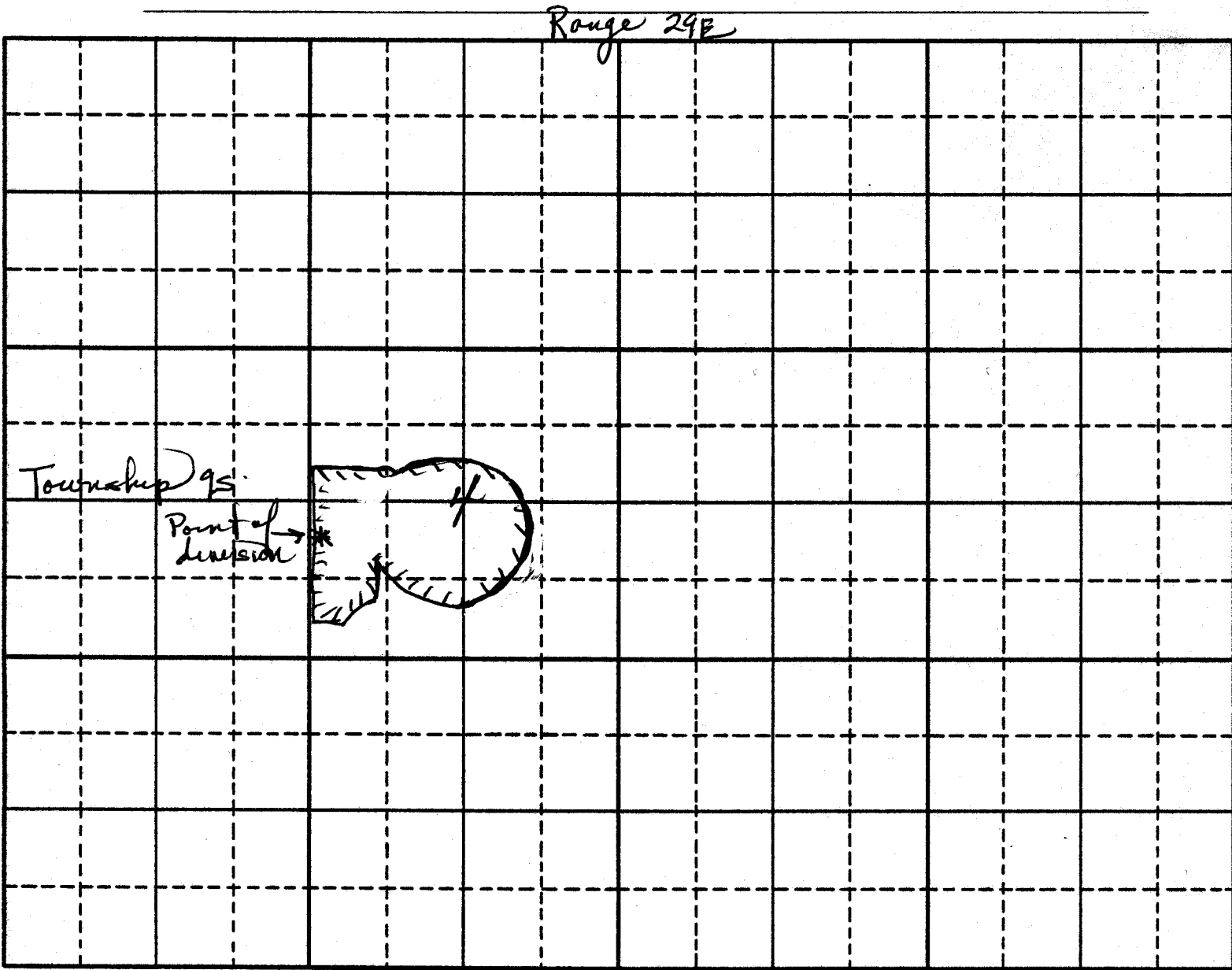
- (5) A) Point of diversion: (give location of point where water is diverted from its source)
NW ¼ SW ¼, Sec. 4 Twp. 9S Rge. 29E B. M. County of Power
 Additional points of diversion: _____
- B) Describe means of diversion of water: (pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.) Give sizes and capacities; be as specific as possible. 100 hp General Electric Motor with Johnston DWT and 50 hp Nicholas Electric Motor with Jacuzzi Cent pump with a Valley pivot 1466 in length and 4 handlines
- (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]

Total No. of acres 216

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

Sworn to before me this 21st day of December, 1977.

X Ray Hunt
(Claimant)
Lawrence O. Hulmer
Notary Public
Residing at Idaho Falls, ID

My commission expires Mar 21, 1979

For Department Use Only

Received by <u>The</u>	Date <u>12-21-77</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>ARK</u>	Date <u>12/24/77</u>		claimant by:	
\$10.00 fee received by <u>me</u>	Date <u>12-21-77</u>	#9142		
Approved for publication by <u>me</u>	<u>1-9-78</u>			
Published in <u>Idaho Falls Press</u>				
Dates <u>Dec. 29-77 + Jan 5-1978</u>				

IN THE MATTER OF:)

Kay Hunt)
(Irrigation Well))

State of Idaho)

County of Power)

AFFIDAVIT

RECEIVED

JAN 5 1978

Department of Water Resources
Eastern District Office

Alvin Kranzler

being first duly sworn,

deposes and says: I have served in my present position (County Executive Director)
with the Power County Agricultural Stabilization and Conservation Service (ASCS) since
October, 1959. During that time, Power County has been designated as a drought
emergency area during two specific calendar years. Those specific years were 1961 and
1977. I recall that Kay Hunt applied for cost-sharing under the 1961 Emergency Conser-
vation program for development of an irrigation system connected with a well which is
located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 4; Township 9 South; Range 29 EBM in Power County.
After approval of Mr. Hunt's application and upon completion of the project, I visited
the farm during late summer 1961 for the purpose of inspecting the project and the land
involved in the irrigation system. Records pertaining to the project are no longer
available; however, official county aerial maps developed for Power County on August 24,
1962 clearly show the location of the well, designated by Mr. Hunt as well No. 2. That
aerial map (No. CYN-500-145) is on file in the Power County ASCS office, 605 Oregon Trail,
American Falls, Idaho. The well described above has been in used, to the best of my
knowledge, since the summer of 1961.

Alvin Kranzler
(signature)

Subscribed and sworn to before me this 30th day of December 19 77.

Walter W. Roper
(notary public)

Residing at American Falls, Idaho 83211.

My commission expires October 24, 1981.

- 1 Name of Project:
- 2 Unit of water owned (Share, Acre, A.F., M.I., etc.)
- 3 Number of units owned and assessed
- 4 Evidence of ownership (Stock, District Statement, etc.)
- 5 Acres irrigated (for appraisal)
- 6 Water supply class
- 7 Does project maintain canal to your farm?
- 8 If not, what interest in ditch do you own?
- 9 Number of other users on private ditch.....
- 10 Assessments (annual)
(A) Operation and maintenance (Per acre;.....;.....)
(B) Other (Debt, etc.)..... (Per acre;.....;.....)

- 1 Type and number of right (Cert., Lic., Permit, Use, Decreed, etc.)
- 2 Amount of water
- 3 Priority
- 4 Source of water (well, creek, etc.)
- 5 Acres of right
- 6 Acres irrigated (for appraisal)
- 7 Verification source
- 8 Water supply class
- 9 Distance of water source to farm
- 10 What interest in private ditch do you own?
- 11 Number of other users on private ditch
- 12 Number of years water right has been used continuously
- 13 Is there any controversy presently existing on the water rights
or ditch rights? (If yes, explain under Section E)
- 14 Is there any regulation or shortage of water? (If yes, explain)

	Data	Annual Cost
1 WELL DATA	NWSW-4-9829E	
2 Location		
3 Year drilled	1961	
4 Depth	14"x80	
5 Drilling cost	\$1,250	
6 SWL when drilled	40'	
7 SWL at start of season		
8 SWL at end of season		
9 PUMPING PLANT DATA		
10 Year purchased		
11 Cost: Total & Annual	8000/4,500	680
12 Power unit (elec., gas, etc.)	ELEC	ELEC
13 Horsepower	100	50
14 RPM	1770	1765
15 Manufacturer (power unit)	G.E.	NICHOLAS
16 Serial number (power unit)	SK6THHIA	-
17 Type pump (turb., cent.)	DWT	CENT
18 Manufacturer (pump)	JOHNSTON	JACUZZI
19 Serial number (pump)	4-13CMC	EM6
20 Bowl setting	55'	-
21 Pumping lift	50	-
22 Total head (TDH)	180	75
23 Discharge (GPM)	1680	1680
24 Power company	ID. Pow Co.	
25 Annual power-fuel cost		3,000

	Date	Annual Cost
26 PERMANENT IRRIGATION EQUIPMENT		
27 Type mainline pipe	P.V.C -12.5PSI	
28 Total length	2300'	
29 Sizes	10 3/4	
30 Other (describe including Circular).....	VALLEY ROOT MD# 4071 S# 1327 LENGTH 1466'	
31 Cost: Total & Annual.....	15,000	600
32 PORTABLE IRRIGATION EQUIPMENT	34,000	3400
33 Mainline (type).....	PORT ALUM	
34 Total length	700	
35 Sizes.....	6" 8"	
36 Type lateral	HD L	
37 Total length (or # of 1/4 mile lines)	4 1/2	
38 Size lateral pipe	4"	
39 GPM/sprinkler.....	5/32	
40 Spacing	40x60	
41 Cost: Total & Annual	8,400	1,050
42 TOTAL COST		
43 Complete irrigation facilities including project cost		
Cost: Total & Annual		8,730
44 Annual \$/AC (Incl. Proj. cost)		10.42

E. COMMENTS

Discuss adequacy of drainage, flood and erosion hazards, and adequacy of water supply, pumps and irrigation facilities. If more than one water right present, show lands which each is appurtenant to: (Use back side if more space is needed)

Appraiser's signature

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COUNTY OF POWER } s.s.

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Eastern District Office

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eight consecutive weeks, prior to the first publication of the
annexed notice or advertisement:

That the annexed notice or advertisement was published as
per clipping attached in the regular and entire edition of said

newspaper and not in any supplement thereof for ²
successive weekly issues thereof, the date of the first publica-
tion being the 29th day of December, 1977

the date of last publication being the

5th day of January, 1978

(Signed) *Phyllis Ringe*

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Notary Public, residing at American Falls,
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Power County.

The water is claimed to be used from
Apr. 1 to Nov. 1 for the irrigation of 216
acres with a priority of 1961; the place of
use is within the SW 1/4 NE 1/4, S 1/2 NW 1/4,
SW 1/4, W 1/2 SE 1/4, Sec. 4, T. 9S, R. 29E,
B.M.

Any exception to this claim of water right
may be filed with the Idaho Department of
Water Resources, 1515 Lincoln Road, Idaho
Falls, Idaho, 83401.

C. STEPHEN ALLRED
Director

January 16, 1978

RE: Claims to Water Rights No. 35-4064 and 35-4065

Kay &/or Bette Hunt
Box 187
American Falls, Idaho 83211

Dear Mr. Hunt:

The Department of Water Resources has completed the processing of your claims to water rights and no further action is authorized under Sections 42-225a and 42-225b, Idaho Code. Your claims 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 your claims does not, in itself, guarantee you a water right; it only records and preserves the information and the evidence which you have included in your claims.

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 files, you may have that information or evidence added at any time. Please refer to your claims by number when corresponding with this office.

We are enclosing, for your records, a copy of your claims. If you have any questions or if we can be of further assistance, please feel free to contact this office.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC:CW

Enc: Copy of Claims (2)

December 23, 1977

RE: Claim to a Water Right No. 35-4064 LAIRD
35-4065 "

Power County Press
174 Idaho Street
American Falls, Idaho 83211

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 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.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

Bill submitted 1-09-78 by CW

RDC:CW

Enc: Legal Notice (2)

NOTICE OF CLAIM TO A WATER RIGHT

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American Falls, Idaho

have ~~has~~ filed a claim to a water right established by diversion and application to beneficial use of 3.375 cubic feet per second ~~xxxxxx feet per xxxxxx~~ of water from a ground-water source

with point of diversion in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4, T. 9S, R. 29E, B.M.,
Power County

The water is claimed to be used from Apr. 1 to Nov. 1 for the
irrigation of 216 acres

with a priority of 1961;
the place of use is within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 4, T.
9S, R. 29E, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401.

C. STEPHEN ALLRED
~~XXXXXXXXXXXXXXXXXXXX~~

Director

Published in the Power County Press, American Falls, Idaho
on December 29, 1977 and January 5, 1978

FILED
m-d
m-d
m-d

July 31, 1961

State of Idaho
Department of Reclamation
Boise, Idaho

Attn: George M. Carter
State Reclamation Engineer

Dear Sir:

We are in receipt of your letter dated July 21, 1961, concerning Permit No. G-26368, issued to Lula L. Hunt, American Falls, Idaho.

Since this permit was applied for in 1950, my mother, Lula S. Hunt, has passed away. This property has been deeded to my brother, Gilbert and myself. We would like to have this Permit changed to our name.

The description of the well does not correspond with the description on the permit. Instead of being the N $\frac{1}{2}$ SW $\frac{1}{4}$, Section 4, Twp. 2 S, Rge. 29 E, S.1., the description should read the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 4, Twp. 2 S, Rge. 29 E, S.1.

We first drilled a well in the center of the N $\frac{1}{2}$ SW $\frac{1}{4}$ without result. We then moved to the SW $\frac{1}{4}$ SW $\frac{1}{4}$ and found water. This description was never changed.

Is there anything we can do to use this permit? We will appreciate an opinion at your earliest convenience. If we cannot use this permit, how do we apply for another.

Thank you for your prompt attention concerning this matter.

Sincerely,

Kay L. Hunt
Box 193
American Falls, Idaho