

RECEIVED

OCT 14 1977

Department of Water Resources
Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham

State of Idaho

I, David Mark Brown do
solemnly

swear that I am the Publisher of
The Blackfoot News which is a daily newspaper of
general circulation published each day except Sunday
at Blackfoot, Bingham County, Idaho, said newspaper
having been so published at Blackfoot, aforesaid for
more than one year past; that said newspaper
heretofore complied with all the provisions of Chapter
134 of the Sessions 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 withing 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

of publication was published in said issue or said
newspaper two consecutive weeks,

the first publication having been made on the
6th day of October, 19 77,

and the last publication having been made on the
13th day of October, 19 77;

that said notice was published in the regular and en-
tire 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.

David Mark Brown
Subscribed and sworn to before me this 13th
day of October, 19 77.

Patricia A. Johnson
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Oct. 20, 1980

NOTICE OF CLAIM TO A WATER RIGHT NO. 35-4062

Notice is hereby given that
Ralph L. Moses, Blackfoot,
Idaho, has filed a claim to a
water right established by
diversion and application to
beneficial use of 6.06 cubic feet
per second of water from a
ground-water source with point
of diversion in the NE $\frac{1}{4}$ NW $\frac{1}{4}$,
Sec. 31, T. 1S, R. 34E, B.M.,
Bingham County.

The water is claimed to be
used from Apr. 1 to Nov. 1 for
the irrigation of 303 acres with a
priority of May 1, 1955; the
place of use is within the
W $\frac{1}{2}$ E $\frac{1}{2}$, NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$,
Sec. 31, T. 1S, R. 34E, 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

5310)
Pub.: 10-6, 13

34

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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 Ralph L. Moses
(name of claimant)
of Rt. 5 Box 96, Blackfoot, Idaho 83221, 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) Ground Water
, 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>6.06 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: 6.06 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) 5-1-55

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)
NE ¼ NW ¼, Sec. 31 Twp. 1So. Rge. 34 E. 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. 150 HP 5050 feet of steel mainline of sizes 12" through 6"

- (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
1S	34E.	31	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
				40	40		40	40	32	40	16				40	15			303

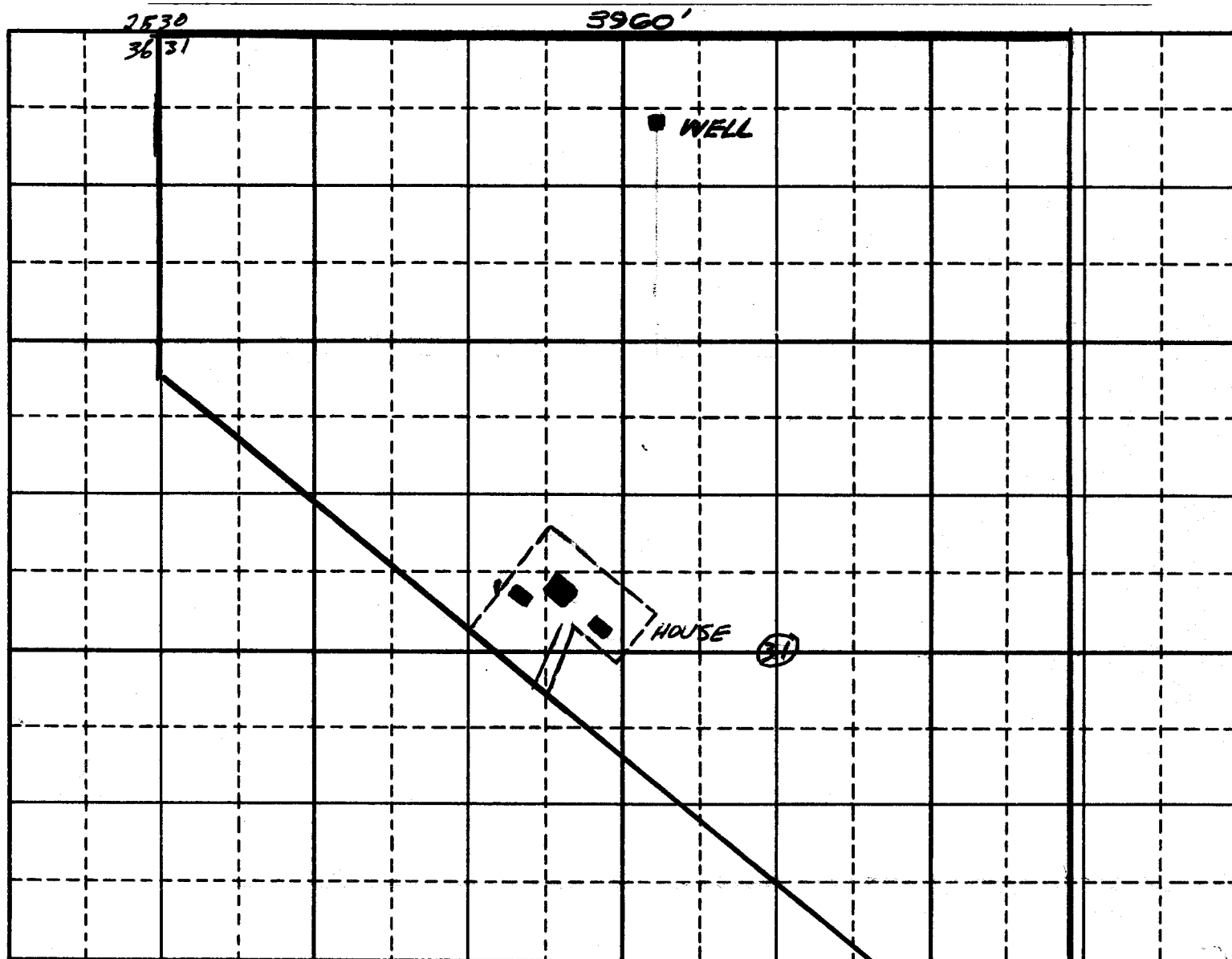
Total No. of acres 303

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: _____

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MAY 10 1955

(8) Remarks _____



Scale: $\frac{1}{2}$ 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 Bingham) 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.

Ralph L. Moser
(Claimant)

Sworn to before me this 6th day of September

Wayne R. Moser
Notary Public
Residing at Pocahontas

My commission expires 3-17-79

For Department Use Only

Received by <u>CD</u>	Date <u>9-26 #9024</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>ARK</u>	Date <u>9/26/77</u>		claimant by:	
\$10.00 fee received by <u>CD</u>	Date <u>9-26 #9024</u>			
Approved for publication by <u>The</u>	<u>10-14-77</u>			
Published in <u>Blackfoot News</u>				
Dates <u>Oct 6 + 13-1977</u>				

Blackfoot, Idaho
August 25, 1977

To Whom It May Concern:

This is to inform you, that I can testify to the fact that there has been an operating irrigation well on the property owned by Ralph Moses, since I moved to Moreland in 1960.

The well was operating at that time and had been for quite some time, before that.

The well in question is situated on Section 31, T. 1S., R. 34, E.B.M.

Charles S. Fullmer

Charles S. Fullmer
RT. 4 Box 125 N
Blackfoot, Idaho 83221

State of Idaho, County of Bingham
On this 25th day of August, 1977,
before me, a Notary Public in and for
said State, Personally appeared
Charles S. Fullmer
known to me to be the person whose name
is subscribed to the above instrument, and
acknowledged to me that he executed the same.

J. Boyd Bean

Notary Public

Residing at Blackfoot, Idaho
Comm. Expires 10/10/80

RECORDED

OCT 14 1977

Department of Water Resources
Bingham District Office

AFFIDAVIT of PUBLICATION

County of Bingham)
) ss.
State of Idaho)
I, David Mark Brown do
solemnly

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heretofore complied with all the provisions of Chapter
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March 11, 1933, and duly designated, pursuant to law,
a particular day of the week as the day on which legal
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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

of publication was published in said issue or said
newspaper two consecutive weeks,

the first publication having been made on the
6th day of October, 19 77,

and the last publication having been made on the
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David Mark Brown

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Patricia A. Johnson
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Oct. 20, 1980

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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

5310)
Pub.: 10-6, 13

October 26, 1977

RE: Claim to a Water Right No. 35-4062

Mr. Ralph L. Moses
Rt. #5, Box 96
Blackfoot, Idaho 83221

Dear Mr. Moses:

The Department of Water Resources has completed the processing of your claim to a water right and no further action is authorized under Sections 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 your 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 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 Claim

cc: Harry B. Gambles
Federal Land Bank



September 30, 1977

RE: Application for Permit No. 27-7114 PROUSE
Claim to a Water Right No. 27-4013 "
35-4062 MOSES

Blackfoot News
P.O. Box 70
Blackfoot, Idaho 83221

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

RDC:CW

Enc: Legal Notice (3)

Bill submitted

10-14-77 by CW

**NOTICE OF CLAIM
TO A WATER RIGHT
NO. 35-4062**

Notice is hereby given that Ralph L. Moses, Blackfoot, Idaho, has filed a claim to a water right established by diversion and application to beneficial use of 6.06 cubic feet per second of water from a ground-water source with point of diversion in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 31, T. 1S, R. 34E, B.M., Bingham County.

The water is claimed to be used from Apr. 1 to Nov. 1 for the irrigation of 303 acres with a priority of May 1, 1955; the place of use is within the W $\frac{1}{2}$ E $\frac{1}{2}$, NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, T. 1S, R. 34E, 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

(5310)

Pub.: 10-6, 13

NOTICE OF CLAIM TO A WATER RIGHT

NO. 35-4062

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Blackfoot, Idaho
has filed a claim to a water right established by diversion and application
to beneficial use of 6.06 cubic feet per second ~~XXXXXX~~
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with point of diversion in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 31, T. 1S, R. 34E, B.M.,
Bingham County

The water is claimed to be used from Apr. 1 to Nov. 1 for the
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with a priority of May 1, 1955;
the place of use is within the W $\frac{1}{2}$ E $\frac{1}{2}$, NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, T. 1S, R. 34E,
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 Blackfoot News, Blackfoot, Idaho
on October 6 and October 13, 1977

me - D.
me - J.

September 26, 1977

RE: Claim to a Water Right No. 35-4062 MOSES

Mr. Harry B. Gambles, Asst. Manager
Federal Land Bank Association
P.O. Box 72
Blackfoot, ID 83221

Dear Sir:

This office is in receipt of the above referenced claim to a water right submitted by Mr. Ralph L. Moses for 6.02 c.f.s. of water from a ground-water source located within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 31, T. 1S, R. 34E, B.M., Bingham County. The water is claimed to be used for the irrigation of 303 acres within Sec. 31, T. 1S, R. 34E, B.M.

The filing of the claim was necessary as Permit No. G-21764 in the name of Ralph Hatch had lapsed.

Very truly yours,

ANTHONY R. KOZLOWSKI
Water Resource Agent

ARK:me

FEDERAL LAND BANK ASSOCIATION OF BLACKFOOT

P. O. BOX 72, 20 WEST JUDICIAL BLACKFOOT, IDAHO 83221

TELEPHONE: 208/785-0820



BLAIR W. ARCHIBALD, MANAGER

September 26, 1977

State of Idaho Dept. of Water Resources
1515 Lincoln Road
Idaho Falls, Idaho 83401

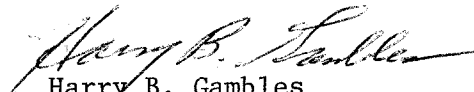
Re: FLB#168989-0 - Ralph L. Moses

Dear Sirs:

Enclosed herewith is Claim to a Water Right for Ralph L. Moses. Will you please acknowledge the filing of this claim and also inform us of the claim number assigned.

Thank you.

Yours very truly,


Harry B. Gambles
Assistant Manager

HBG/mha
encls.



"OWNED BY FARMERS : FOR FARMERS"