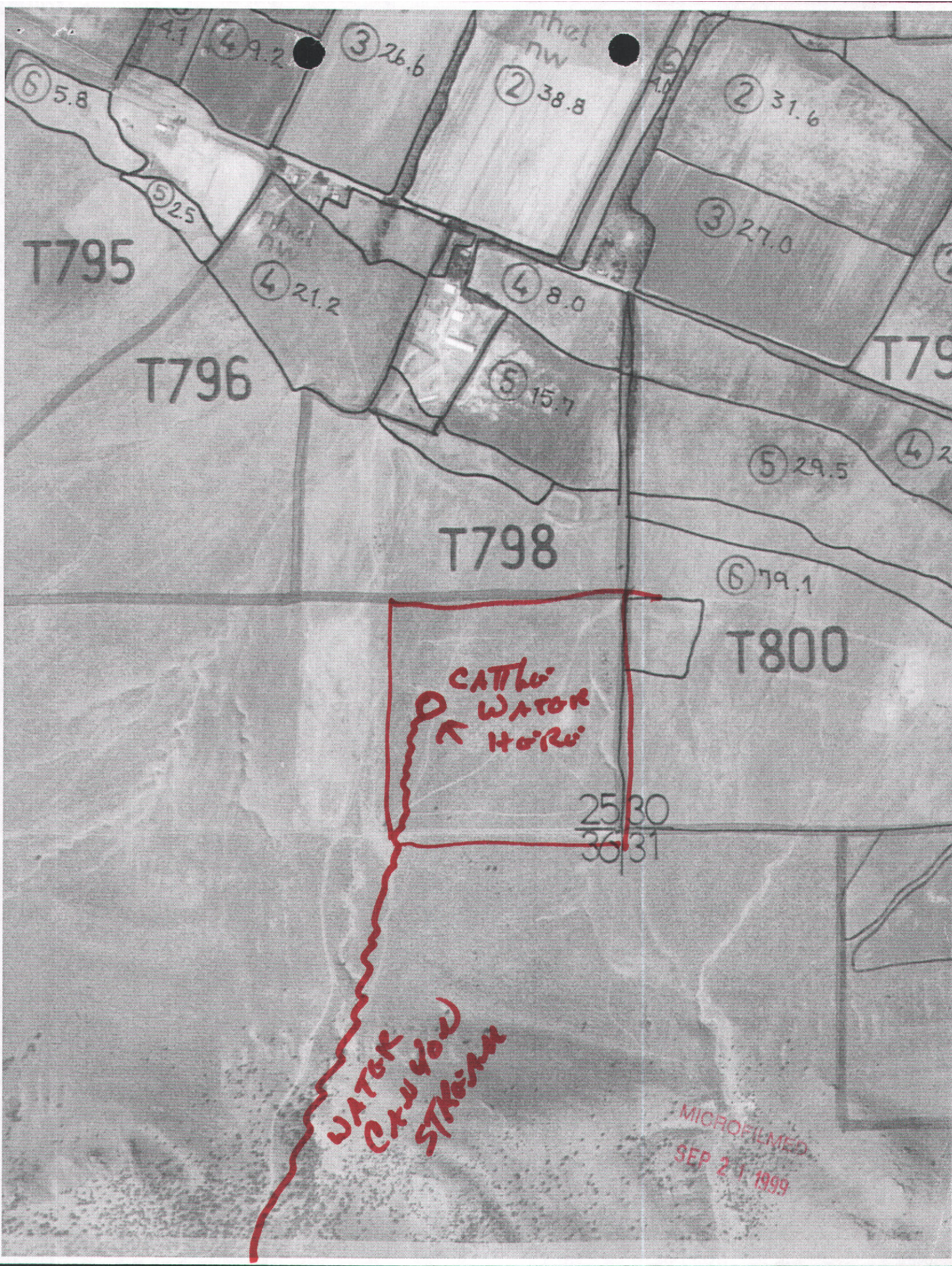




T795

T796

T798

T800

CATTLE  
WATER  
HOLE

WATER  
CANYON  
STREAM

MICROFILMED  
SEP 21 1999

Claim No. 15-04209

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

Basin 15  
**RECEIVED**

**SEP 16 1999**

**CLAIM TO A WATER RIGHT**

Department of Water Resources

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 THOMAS C OR MARQUESS L. WILLIAMS  
(Name of Claimant)  
2643 WEST SAMARIA RD, McLEOD ID 83252 Telephone No: (208) 766-2682  
(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) JAN 1 1939  
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 HOUSE SINKS

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>0.04 CFS</u> | <u>STOCK WATER</u>                  | Period of Use From     | <u>JAN 1</u> to <u>DEC 31</u> |
| Quantity | <u>0.04 CFS</u> |                                     | Period of Use From     | _____ to _____                |
| Quantity | _____           |                                     | Period of Use From     | _____ to _____                |
| Quantity | _____           |                                     | Period of Use From     | _____ to _____                |

4. 0.04 CFS TOTAL QUANTITY USED.  
(cfs or af)

5. A) Location of point of diversion is NW  $\frac{1}{4}$  of SE  $\frac{1}{4}$  of \_\_\_\_\_  $\frac{1}{4}$ , Govt. Lot \_\_\_\_\_  
Sec. 36 Township T-15S Range R-35E B.M., ONEIDA 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.

PIPELINE FROM SPRING IN CANYON TO WATERING TROUGH FOR STOCK  
LENGTH OF PIPELINE IS APPROX 1 MILE IN LENGTH.

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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<br>ACRES |
|-------|------|-----|-----|----|----|----|-----|----|----|----|-----|----|----|----|-----|----|----|----|----------------|
|       |      |     | NE  | NW | SW | SE | NE  | NW | SW | SE | NE  | NW | SW | SE | NE  | NW | SE | SW |                |
| 7-15S | R35E | 25  |     |    |    |    |     |    |    |    |     |    |    |    |     |    | 3  |    | 40             |
|       |      |     |     |    |    |    |     |    |    |    |     |    |    |    |     |    |    |    |                |
|       |      |     |     |    |    |    |     |    |    |    |     |    |    |    |     |    |    |    |                |

TOTAL ACRES 40

- B) If water is used for purposes other than irrigation, fully describe the use. Be specific. THE WATER IS PIPED WITH PLASTIC PIPE TO STOCK WATERING TROUGH, LENGTH APPROX 1 MI LG. WE OWN 1/2 INTEREST IN THE CANYON WATER, THE OTHER 1/2 IS OWNED BY NEIGHBOR.

NOTE: Include here the type and number of stock watered: 150 TO 200 HD OF RANGE CATTLE

7. Remarks: WE HAVE USED THIS WATER FOR STOCK WATER SINCE 1939. WE WERE ADVISED BY LEGAL COUNSEL TO FILE ON THIS WATER.

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 Oneida ) 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.

Margaret Williams Jones  
Claimant's Signature (and title if claim is for an organization)

Sworn to before me this 5th day of August, 1999.

Notary Public

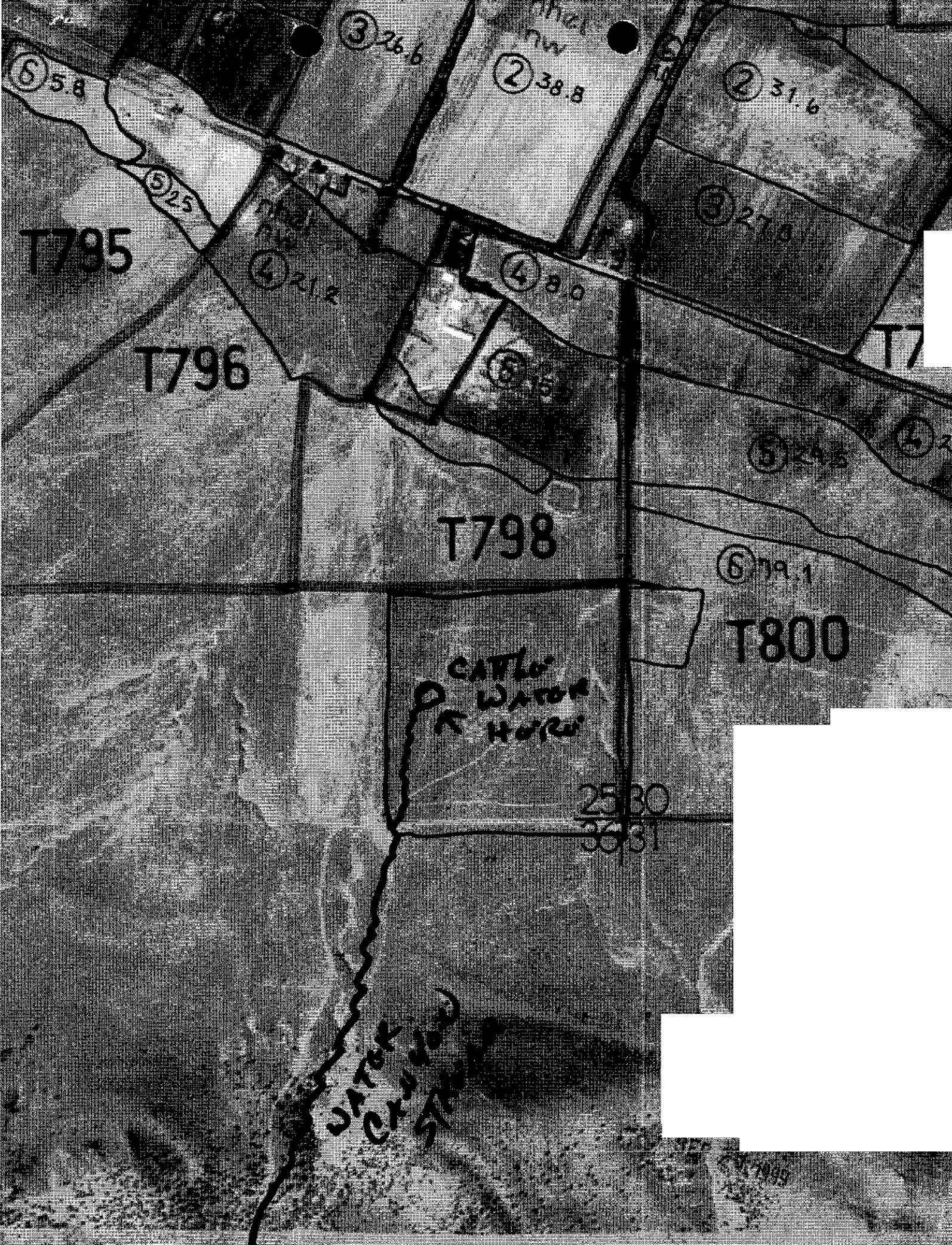
Residing at: Mald City, Id. 83252

My commission expires: 12/7/2003

FOR DEPARTMENT USE ONLY

Received by DC Date 8/5/99  
Prelim. check by \_\_\_\_\_ Date \_\_\_\_\_  
Fee 100 Receipt # 8025187  
Receipt prepared by DC Date 8/5/99

Published in Idaho Enterprise  
Publication dates 8/19 & 8/26/99  
Publication checked by SC Date 9/30/99  
Exceptions filed by \_\_\_\_\_



Distributed for Staffing

Submitted for Advertising

Huf 8-9-99

State of Idaho  
Department of Water Resources

RECEIVED

SEP 16 1999

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY:

HWT

Department of Water Resources

Right Number

15-04209

Applicant

Williams

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.
- ☐ W.D. \_\_\_\_\_

FINAL REGIONAL PROCESSING REVIEW:

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

By

Huf

Date

9-8-1999

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By

Kari Lynn J.

Date

9.16.99



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE  
GOVERNOR

SEPTEMBER 9, 1998  
KARL J. DREHER  
DIRECTOR

THOMAS C WILLIAMS  
MARCENE L WILLIAMS  
2643 W SAMARIA RD  
MALAD, ID 83252

Re: Claim No. 15-04209

Dear Claimants(s):

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 the information or evidence added at any time. Please refer to the claim identification number when corresponding with the 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.

Sincerely,

RONALD D CARLSON  
Eastern Region Manager

Enclosure

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SEP 21 1999

#

# AFFIDAVIT OF PUBLICATION

STATE OF IDAHO )

) ss.

COUNTY OF ONEIDA )

Kristine D. Smith, begin duly sworn, deposes and says: That she is the publisher of *THE IDAHO ENTERPRISE*, a weekly newspaper published at Malad, in the County of Oneida and State of Idaho; that said newspaper has been and is in general circulation in the county aforesaid, and in the vicinity of Malad; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for 25 consecutive weeks in the regular and entire issue of said newspaper during the period of time of publication, and was published in the newspaper proper and not a supplement; that said newspaper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with 8-19-1999, and ending with the issue of 8-26-1999.

Kristine D. Smith

STATE OF IDAHO )

COUNTY OF ONEIDA )

On this 27 day of August in the year of 1999, before me, Susan J. Wittman, a Notary Public, personally appeared Kristine D. Smith, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Susan J. Wittman  
Notary public for Idaho  
Residing at Malad, Idaho  
My commission expires: 2-9-2000

## NOTICE OF CLAIMS TO WATER RIGHT

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

15-04208

WILLIAMS, MARCENE L

WILLIAMS, THOMAS C

2643 W SAMARIA RD

MALAD, ID 83252

Source: SPRING

Tributary: MALAD RIVER

Diversion Pt: NWNW Sec 2 T 15S

R 35E in ONEIDA County.

Use: STOCKWATER (0.040 CFS)

Total Diversion (0.040 CFS)

Claimed Priority: 1/1/1914

In: ONEIDA County

T15S R36E S30-SWNEESW

15-04209

WILLIAMS, THOMAS C

WILLIAMS, MARCENE L

2642 W SAMARIA RD

MALAD, ID 83252

Source: SPRING

Tributary: SINKS

Diversion Pt: NWSE Sec 36 T

15S R 35E in ONEIDA County.

Use: STOCKWATER (0.040 CFS)

TOTAL DIVERSION: (0.040 CFS)

Claimed priority: 1/1/1939

In: ONEIDA County T15S R35E

S25 SESE

Exceptions to a claim may be filed with the Department of Water Resources, Eastern Region, 900 N. Skyline Dr Ste A, Idaho Falls, Idaho 83402, together with an exception fee of \$25.00

KARL J. DREHER, Director

Published: 8/19/1999 &amp; 8/26/1999

L. #2564 8/19/99-8/26/99-2T

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AUG 30 1999

Department of Water Resources  
Eastern Region

MICROFILMED

SEP 21 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE  
GOVERNOR

KARL J. DREHER  
DIRECTOR

AUGUST 11, 1999

Legal Notices Department  
THE IDAHO ENTERPRISE  
P.O. BOX 205  
MALAD CITY, ID 83252

Dear Legal Dept.:

Enclosed you will find legal notices 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.

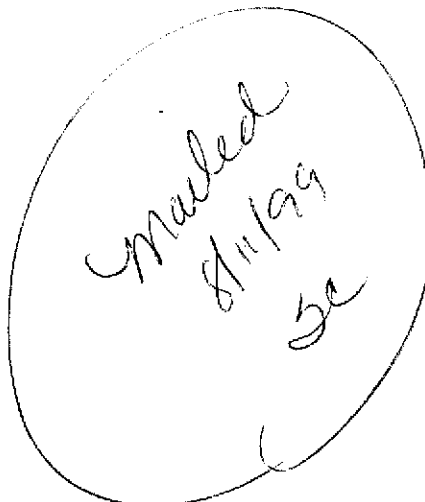
An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before SEPTEMBER 7, 1999.

Yours truly,

Sharla Cox  
Senior Secretary

Encl.



MICROFILMED

SEP 21 1999

NOTICE OF CLAIMS TO WATER RIGHT

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

15-04209

WILLIAMS, THOMAS C  
WILLIAMS, MARCENE L  
2643 W SAMARIA RD  
MALAD, ID 83252

Source: SPRING

Tributary: SINKS

Diversion Pt: NWSE Sec 36 T 15S R 35E in ONEIDA County.

Use: STOCKWATER ( 0.040 CFS)

Total Diversion: ( 0.040 CFS)

Claimed Priority: 1/ 1/1939

In: ONEIDA County  
T15S R35E S25 SESE

Exceptions to a claim may be filed with the Department of Water  
Resources, Eastern Region, 900 N Skyline Dr Ste A, Idaho Falls, Idaho  
83402, together with an exception fee of \$25.00.

Published: 8/19/1999 & 8/26/1999

KARL J. DREHER, Director

MICROFILMED  
SEP 21 1999