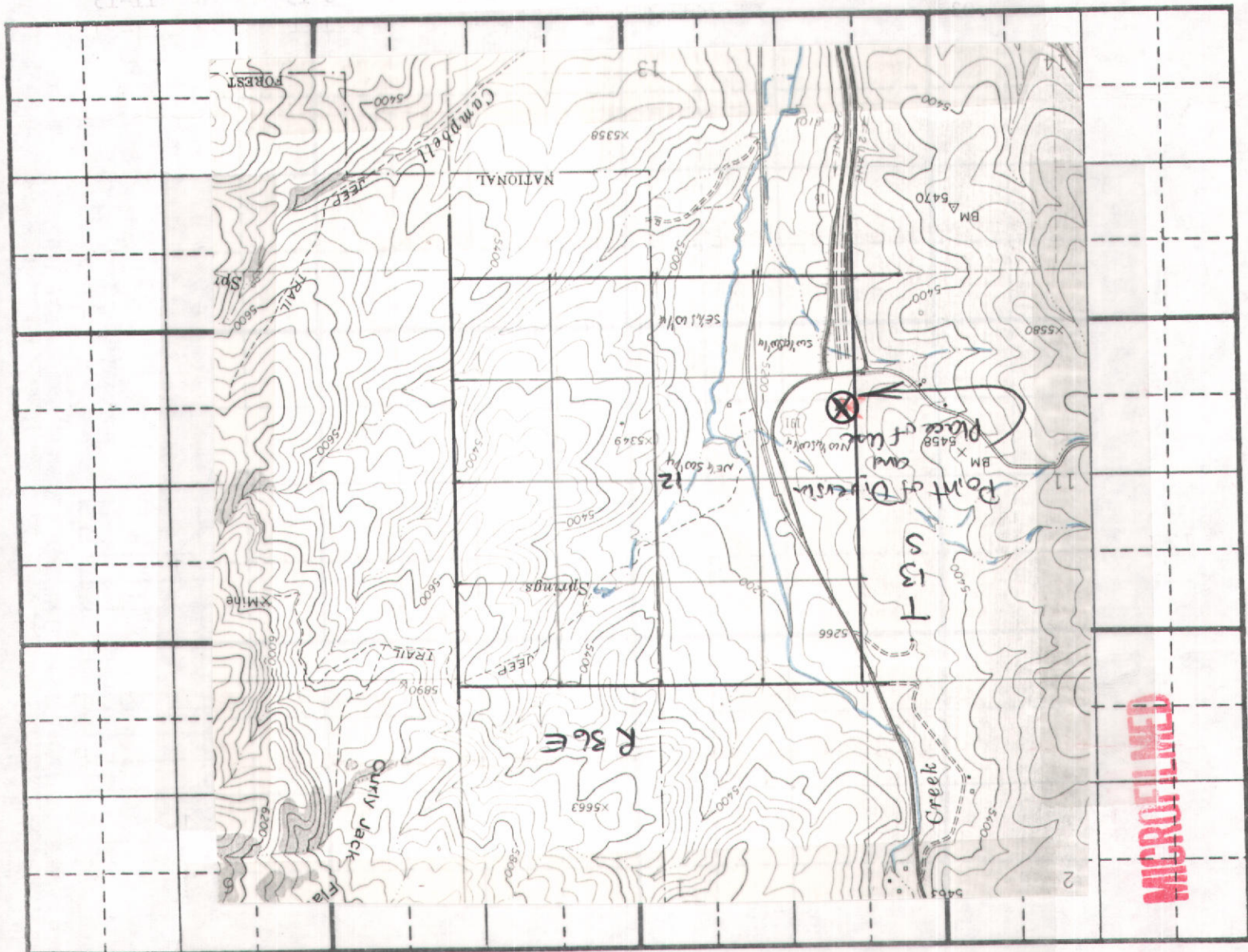


MICROFILMED



1,24000

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 Oneida) 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.

affiant's knowledge.

Sworn to before me this 18th day of July

Notary Public

Moled, Idaho

My commission expires

6-16-87

FOR DEPARTMENT USE ONLY

Exception filed by:

Forwarded to
claimant by:

Date _____

Published in _____
Dates _____

10/6 5 10/13/83

Received by _____ Prelim. check by _____

Kau

7-83C#E8-2

Date _____

9-12-6

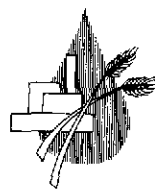
Date / /

2-8-6

7-15-83

FOR DEF

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES



AMENDED

CLAIM TO A WATER RIGHT

AMENDED

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 Howard Vanderwood

(Name of Claimant)

61 Bush Avenue, Malad, Idaho 83252

(Mailing Address)

Telephone No. 766-4259

(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) May 15, 1895

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)

Spring tributary to Devil Creek

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

Quantity	(cfs, af)	Use	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
0.02 cfs		Irrigation		3/15	11/15
0.02 cfs		Stockwater		1/1	12/31

- (4) 0.02 cfs TOTAL QUANTITY USED.
(cfs, af)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)

NW ¼ SW ¼, Sec. 12 Twp. 13S Rge. 36E B.M., County of Oneida

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. 2" drain pipe and cement box (19" x 18")

- (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	
13S	36E	12										.5							.5

No. of acres .5

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

NOTE: Include here the type and number of stock watered: 60 head range cattle

If you are claiming water as a member of an organization, list name of organization:

Remarks

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES



AMENDED

CLAIM TO A WATER RIGHT

AMENDED

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 Howard Vanderwood
61 Bush Ave., Malad, Idaho 83252 (Name of Claimant)
(Mailing Address) (Zip Code) Telephone No. 766-4259

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) May 15, 1895

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)
Spring tributary to Devil Creek

(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>0.02 cfs</u>	Use	<u>Irrigation</u>	Period of Use From <u>3-15</u>	To <u>11-15</u>
Quantity	<u>0.02 cfs</u>	Use	<u>Stockwater</u>	Period of Use From <u>1-1</u>	To <u>12-31</u>
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To

(4) 0.02 cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW ¼ SW ¼, Sec. 12 Twp. 13S Rge. 36E B.M., County of Oneida
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. 2 inch drain pipe and cement box (19" x 18")

(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	
13S	36E	12										1							1

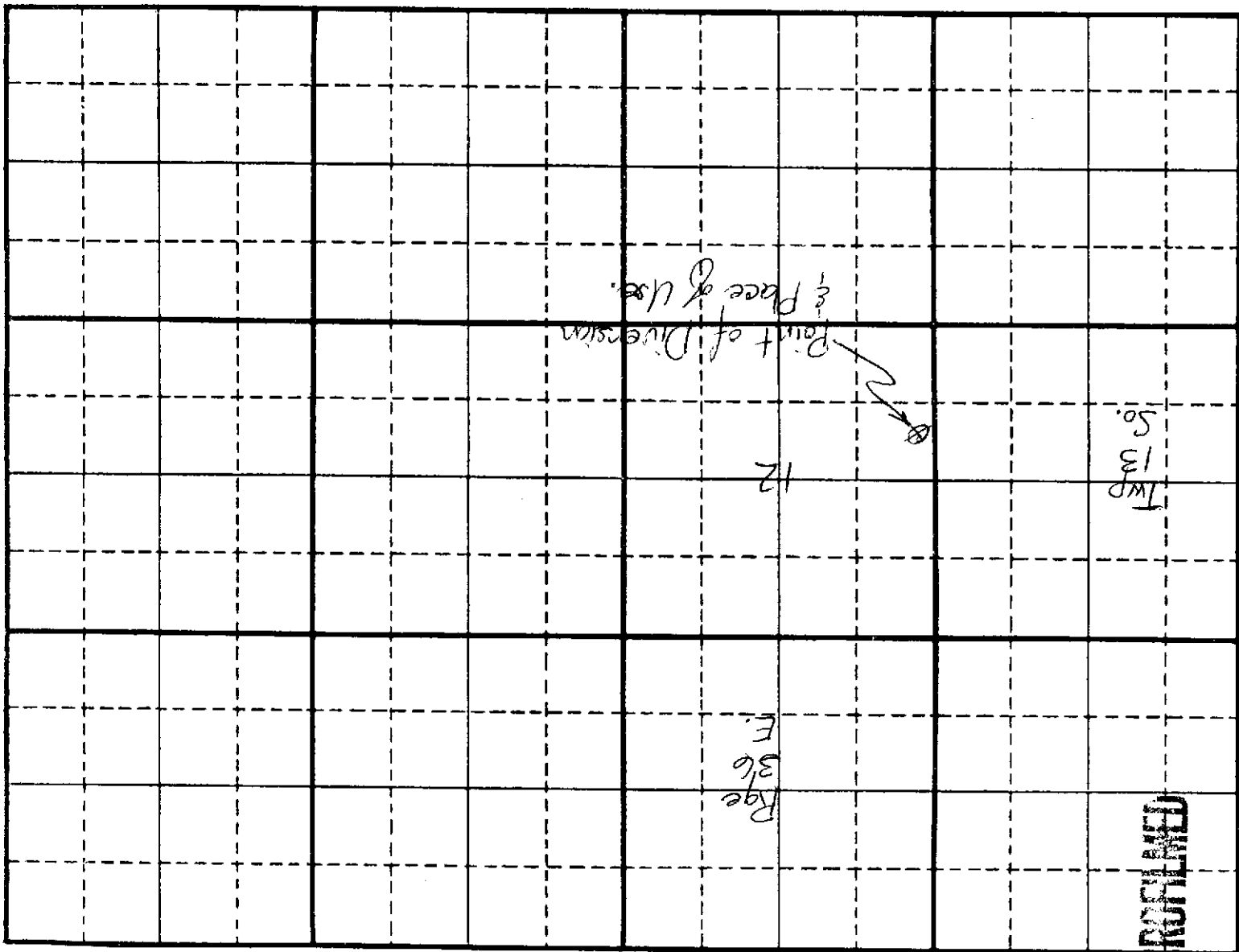
No. of acres 1

If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered: 60 head range cattle

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

ENTRUSTED



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 24 day of January

(Claimant)

Notary Public
Residing at

My commission expires

FOR DEPARTMENT USE ONLY

Forwarded to
claimant by:
Date

Exception filed by:

Date 2-8-84
Date 2-9-84

Date

Date

Received by

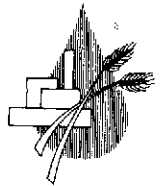
Prelim. check by

Published in

Dates

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 Howard Vanderwood
(Name of Claimant)
61 Bush Ave. Malad City, ID 83252 Telephone No. 766-4259
(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) May 15 1895

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)
Spring tributary to Devil Creek

(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. ~~ft~~)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	<u>.20</u>	Use <u>Irrigation</u>	Period of Use From <u>3-15</u>	To <u>11-15</u>
Quantity	<u>.02</u>	Use <u>Stockwater</u>	Period of Use From <u>1-1</u>	To <u>12-31</u>
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To

(4) .20 TOTAL QUANTITY USED.
(cfs. ~~ft~~)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW ¼ SW ¼, Sec. 12 Twp. 13S Rge. 36E B.M., County of Oneida
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. 2 inch drain pipe and cement box (18"x18")

(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.

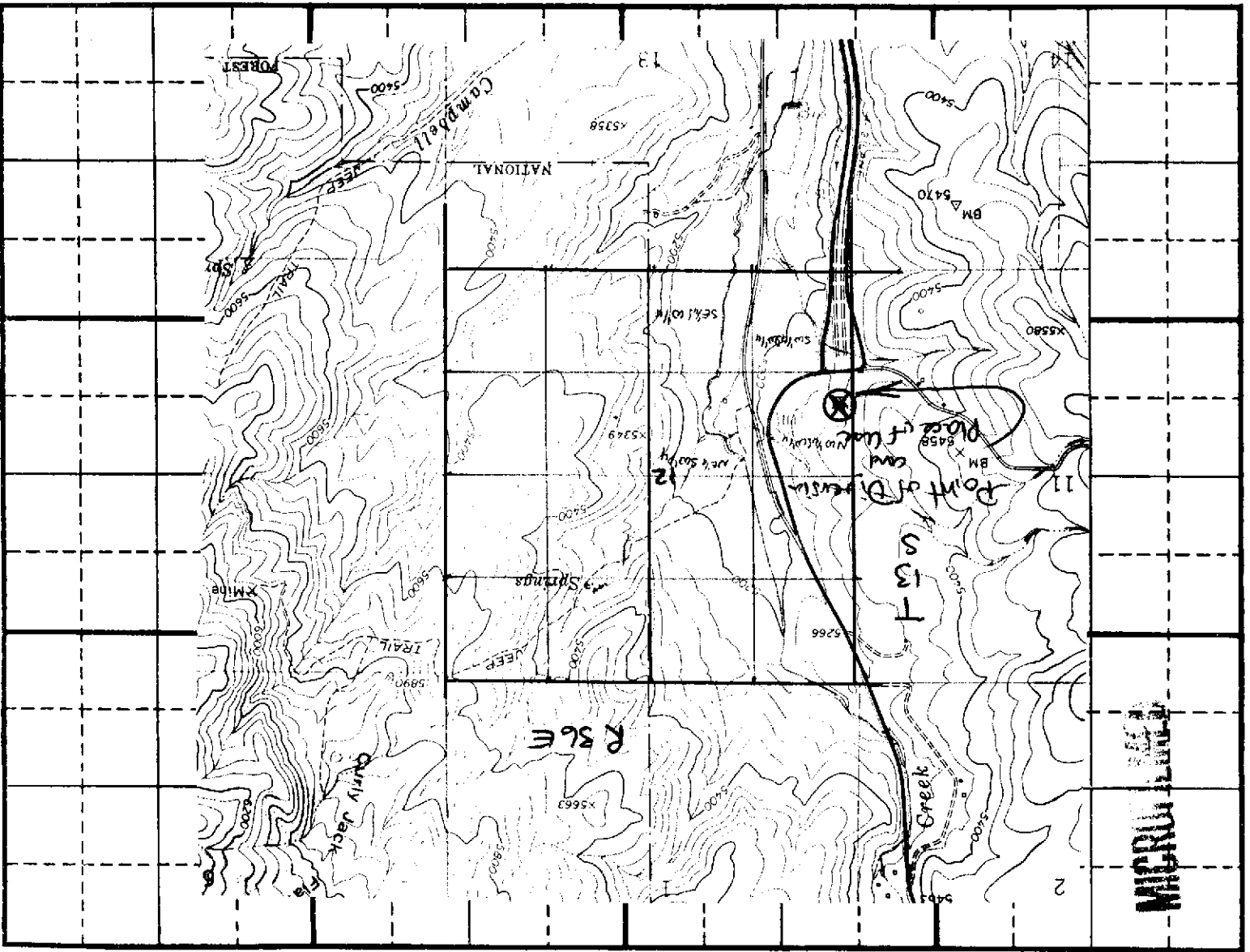
T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
13S	36E	12										1							1

No. of acres 1

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

NOTE: Include here the type and number of stock watered: 60 head of range cattle.

(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 Oneida

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.

[Signature]
(Claimant)

Sworn to before me this 18th day of July, 1983.

Notary Public
Residing at

Melad, Idaho

My commission expires 6-16-87

FOR DEPARTMENT USE ONLY

Exception filed by:

Forwarded to
claimant by:

Date

Date

9-8-83

Date

9-12-83

Date

7-20-83 #29349

Date

10/13/83

10/13/83

10/13/83

10/13/83

10/13/83

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Oneida } ss.

Teri L. Daniels

being duly sworn,
deposes and says: That she is the Secretary of THE IDAHO ENTERPRISE, a weekly newspaper published at Malad, in the County of Oneida and State of Idaho; that said paper 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 2 consecutive weeks in the regular and entire issue of said paper during the period of time of publication, and was published in the newspaper proper and not a supplement; that said paper 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 February 22, 1984, and ending with the issue of February 29, 1984

Fee \$ 20.80

Subscribed and sworn to before me this 29th day of Feb, 1984.

Joan Haworth
Notary Public, Residing at Malad, Idaho

My Commission Expires Lifetime, 19

NOTICE OF AMENDED CLAIM TO A WATER RIGHT NO. 15-4181

Notice is hereby given that claim to a water right No. 15-4181 in the name of Howard Vanderwood, Malad, Idaho, was filed with a priority date of May 15, 1895 for the diversion and application to beneficial use of .20 cfs of water from Spring tributary to Devil Creek with the point of diversion within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 12, T. 13S, R. 36E, B.M. Oneida County; the water is claimed to be used from 1-1 to 12-31 for stock-water purposes and from 3-15 to 11-15 for the irrigation of 1 acre within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 12, T. 13S, R. 36E, B.M.

The claimant now proposed to amend Claim No. 15-4181 amending the amount of water to 0.02 cfs.

Any exception to any claim of water right may be filed with the Dept. of Water Resources 150 Shoup Ave. Suite 15, Idaho Falls, Idaho, 83401.

A. KENNETH DUNN
Director

Published in the Idaho Enterprise on 2-23 & 3-1-84.

AFFIDAVIT OF PUBLICATION

RECEIVED

NOV 8 1983

STATE OF IDAHO,

County of Oneida

ss.

Department of Water Resources
Eastern District Office

Teri R. Daniels

being duly sworn,
deposes and says: That she is the Secretary of THE IDAHO ENTERPRISE, a weekly newspaper published at Malad, in the County of Oneida and State of Idaho; that said paper 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 2 consecutive weeks in the regular and entire issue of said paper during the period of time of publication, and was published in the newspaper proper and not a supplement; that said paper 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

Oct 6, 1983, and ending
with the issue of Oct 12, 1983

Teri R. Daniels

Fee \$ 67.60

Subscribed and sworn to before me this 2nd day

of Nov, 1983

Sam H. Hunsicker
Notary Public, Residing at Malad, Idaho

My Commission Expires Indefinite, 19

NOTICE OF CLAIMS TO WATER RIGHTS

The following claims have been filed on water rights created by diversion and beneficial use.

15-4177

NIELSEN, ELDON
SCHWARTZ, MRS. IVAN
JONES, EVAN E.
523 S. 8TH POCA TELLO, ID 83201
Source: GROUNDWATER
Priority Date: 06-04-1948
Diversion Pt. NESW Sec 17 T 145 R 36E

Use: IRRIGATION (1.83 CFS)
In. NESW NWSW SWSW SESW Sec 17 T 145 R 36E for 102 ACRES

15-4176

THOMAS, ERROL C. & or ELLEN SUE

591 N. 200 W., MALAD, ID 83252
Source: UNNAMED STREAM trib. to MALAD RIVER

Priority Date: 05-25-1881
Diversion Pt: LOT 01 (NENE) Sec 04 T 155 R 36E

Use: IRRIGATION (0.20 CFS)
STOCKWATER (0.20 CFS)
In: LOT 01 (NENE) Sec 04 T 155 R 36E for 6 ACRES

15-4178

WILLIAMS, CLYDE & or LOUISE

380 N. MAIN MALAD, ID 83252
Source: SPRING trib. to SINKS
Priority Date: 04-01-1903

Diversion Pt. NWSE Sec 15 T 145 R 37E

Use: IRRIGATION (0.13 CFS)
STOCKWATER (0.02 CFS)
In. NENW SWNW SENW Sec 22 T 145 R 37E FOR 18 ACRES

15-4179

JONES, MILTON T. & or A. JAY

274 N. 300 W., MALAD, ID 83252
Source: SPRING

Priority Date: 07-01-1940
Diversion Pt. SWSE Sec 36 T 125 R 34E

Use: STOCKWATER (0.03 CFS)
IN: SWSE Sec 36 T 125 R 34E

15-4180

HILL, KARINE W.

316 BANNOCK ST., MALAD, ID 83252

Source: UNNAMED STREAM trib to LITTLE MALAD RIVER

Priority Date: 08-01-1898
Diversion Pt: SWSW Sec 24 T 125 R 34E

Use: STOCKWATER (0.20 CFS)
DOMESTIC (0.04 CFS)
In: NESW SWSW SESW Sec 24 T 125 R 34E

15-4181

VANDERWOOD, HOWARD

61 BUSH AVE., MALAD, ID 83252
Source: SPRING trib. to DEVIL CREEK

Priority Date: 05-15-1895
Diversion Pt: NWSW Sec 12 T 135 R 36E

Use: IRRIGATION (0.20 CFS)
STOCKWATER (0.02 CFS)

In: NWSW Sec 12 T 135 R 36E FOR 1 ACRES

15-4182

EVANS, DIXIE L.

HOLT, LOIS J.
1102 SAHARA, IDAHO FALLS, ID 83401

Source UNNAMED STREAM trib. to WRIGHT CREEK

Priority Date: 01-01-1910
Diversion Pt. SWSE NESW NWSW SESW Sec 09 T 125 R 35E

Use: STOCKWATER (0.02 CFS)
In: NESW NWSW SESW SWSE Sec 09 T 125 R 35 E

15-4183

EVANS, DIXIE L.

HOLT, LOIS J.
1102 SAHARA, IDAHO FALLS, ID 83401

Source: INDIAN MILL CREEK trib to WRIGHT CREEK

Priority Date: 01 01 1910
Diversion Pt. NESW Sec 16 T 125 R 35E
Use: STOCKWATER (0.02 CFS)
In: NESW Sec 16 T 125 R 35E

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, 150 Shour Ave., Suite 15, Idaho Falls, Idaho 83402.
KENDUNN, Dir.
Published 10-6 & 10-13-83.

MICROFILMED

AFFIDAVIT OF PUBLICATION

DEC 2 1983

Department of Water Resources
Eastern District Office

STATE OF IDAHO,

ss.

County of Oneida

Teri R. Daniels
being duly sworn,

deposes and says: That she is the Secretary of THE IDAHO ENTERPRISE, a weekly newspaper published at Malad, in the County of Oneida and State of Idaho; that said paper 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 2 consecutive weeks in the regular and entire issue of said paper during the period of time of publication, and was published in the newspaper proper and not a supplement; that said paper 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

Nov. 16, 1983, and ending

with the issue of Nov. 23, 1983

Teri R. Daniels

Fee \$ 13.00

Subscribed and sworn to before me this 29th day

of Nov., 1983

Ken Newton
Notary Public, Residing at Malad, Idaho

My Commission Expires Lifetime, 19

NOTICE OF CORRECTION

Notice is hereby given that Claim No. 15-4181 in the name of Howard Vanderwood was advertised incorrectly on 10-6 and 10-12-83. The point of diversion and place of use were advertised as being within the NWSW Sec. 12, T. 13S, R. 35E.

WHEREAS, the actual point of diversion and place of use is within the NWSW Sec. 12, T. 13S, R. 36E.

Any exception to any claim of water right may be filed with the Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83401.

A. KENNETH DUNN
director

Published in the Idaho Enterprise on 11-17 and 11-24-83.

April 3, 1984

RE: Amended Claim to a Water Right No. 15-4181

Howard Vanderwood
61 Bush Avenue
Malad, Idaho 83252

Dear Mr. Vanderwood:

We are enclosing, for your records, a copy of your amended claim submitted on March 27, 1984. If you have any questions or if we can be of further assistance, please feel free to call upon us.

Respectfully submitted,

ERNEST CARLSEN
Assistant Regional Supervisor

EC:cw

Enclosure

MICROFILMED

INTER-DEPARTMENT MEMO — 1

DATE 3-30-84

FROM Ernie

TO File, #15-4181.

SUBJECT - Mr. Vanderwood amended his claim for the second time reducing the irrigated acreage to 0.5 AC. and limiting the total rate of diversion to 0.02 cfs. His combined diversions will not exceed 13,000 gal/day.

MICROFILMED

SIGNATURE



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

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

March 19, 1984

RE: Amended Claim to a Water Right No. 15-4181

Howard Vanderwood
61 Bush Avenue
Malad, Idaho 83252

Dear Mr. Vanderwood:

Pursuant to our telephone conversation, please find enclosed another amended claim. The only change made on this claim is the amount of acres irrigated from one to one-half. Please sign in the presence of a notary and return at your earliest convenience.

Your cooperation is appreciated.

Respectfully submitted,

ERNEST CARLSEN
Assistant Regional Supervisor

EC:cw

Enclosure

March 12, 1984

RE: Amended Claim to a Water Right No. 15-4181

Howard Vanderwood
61 Bush Avenue
Malad, Idaho 83252

Dear Mr. Vanderwood:

The Department of Water Resources has completed the processing of your amended 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 amended 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 amended 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 amended claim. If you have any questions or if we can be of further assistance, please feel free to call upon us.

Very truly yours,

RONALD D. CARLSON
Eastern Regional Supervisor

RDC:cw

Enclosure

NOTICE OF AMENDED CLAIM TO A WATER RIGHT

NO. 15-4181

Notice is hereby given that Claim to a Water Right No. 15-4181 in the name of Howard Vanderwood, Malad, Idaho, was filed with a priority date of May 15, 1895 for the diversion and application to beneficial use of .20 cfs of water from Spring tributary to Devil Creek with the point of diversion within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 12, T. 13S, R. 36E, B.M. Oneida County; the water is claimed to be used from 1-1 to 12-31 for stockwater purposes and from 3-15 to 11-15 for the irrigation of 1 acre within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 12, T. 13S, R. 36E, B.M.

The claimant now proposed to amend Claim No. 15-4181 amending the amount of water to 0.02 cfs.

Any exception to any claim of water right may be filed with the Dept. of Water Resources 150 Shoup Ave. Suite 15, Idaho Falls, Idaho, 83401.

A. KENNETH DUNN

Director

Published in the Idaho Enterprise on 2/23 & 3/1/84.

State of Idaho
Department of Water Resources

Amended

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: HWT

Right Number _____ Applicant Vanderwood

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.

March 12, 1984

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Carlson Date March 12, 1984

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By SC Date 4/5/84

RECEIVED
MARCH 15 1984

RECEIVED
APR 5 1984

Department of Water Resources

RECEIVED
MARCH 15 1983

Department of Water Resources

December 28, 1983

Howard Vanderwood
51 Bush Ave.
Malad, ID 83252

Dear Mr. Vanderwood:

In response to your acknowledgement for amending claim #15-4181,
enclosed is an amended claim form needing your notarized signature.

When properly signed, please return the amended claim to this office
for processing.

Respectfully submitted,

ERNEST CARLSEN
Assistant Regional Supervisor

EC:bp

Enclosure



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

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

December 9, 1983

RE: Claim to a Water Right No. 15-4181

Howard Vanderwood
61 Bush Ave.
Malad, ID 83252

Dear Mr. Vanderwood:

A recent review of the above captioned claim to a water right identified a situation that requires your consideration. Examination of the enclosed copy will reveal the claim identifies the beneficial use of water exceeding 13,000 gal/day and was initially received by the Department on July 8, 1983.

The extent of water use and the date your claim was received are the two items of concern. Section 42-243, Idaho Code as amended in 1983 allowed the Department to continue receiving claims after July 1, 1983. But for claims where consumptive use exceeded 13,000 gal/day, the filing fee was substantially increased to \$100.00. Since you are claiming 0.20 cfs for the irrigation of 1 acre, in a 24 hour period, you would divert 130,000 gallons and the correct fee for diverting that amount of water is \$100.00.

The diversion of that much water to irrigate one acre is 10 times the amount allowable by law under the application, permit & license procedure administered by the Department. A more reasonable rate of diversion for the irrigation of one acre would be 0.02 cfs, (1 miners inch). Diverted for 24 hours, this amount would equal 12,960 gallons and would fall within the guidelines of the \$30.00 filing fee you have already paid.

You need to reassess your historical use of this spring and if the amount originally claimed is correct, then an additional \$70.00 must be paid. If you are diverting a smaller amount and the consumptive use does not exceed 13,000 gal/day then the claim should be amended and there would be no additional cost.

Howard Vanderwood
December 9, 1983
Page 2

We can initiate amending the claim should you decide to proceed in that manner.

The claim will be held in this office until your response is received. Your cooperation in resolving this situation will be appreciated.

Respectfully submitted,

ERNEST CARLSEN
Assistant Regional Supervisor

EC:bp

Enclosure

NOTICE OF CORRECTION

Notice is hereby given that Claim No. 15-4181 in the name of Howard Vanderwood was advertised incorrectly on 10/6 & 10/12/83. The point of diversion and place of use were advertised as being within the NWSW Sec..12, T. 135, R. 35E.

WHEREAS, the actual point of diversion and place of use is within the NWSW Sec. 12, T. 13S, R. 36E.

Any exception to any claim of water right may be filed with the Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83401.

A. KENNETH DUNN

Director

Published in the Idaho Enterprise on 11/17 & 11/24/83.





STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

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

November 9, 1983

RE: Notices of Corrections

Idaho Enterprise
P.O. Box 205
Malad, ID 83252

Gentlemen:

We are resubmitting a legal notice to be published on November 17 and 24, 1983. This notice was originally published in your paper on October 6 and 12, 1983. Unfortunately, it was advertised incorrectly. As we had no way of checking the accuracy of this notice before it went to print we, therefore, request this be readvertised again at your expense.

To prevent future problems in this matter, please submit a galley proof before the first date of publication. If we have any corrections, we will notify you; otherwise, assume the notice is correct. If the administrative procedures of your paper will not allow time for making corrections by submitting a galley proof, we will be glad to review the notice with you by telephone prior to publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to this office by December 5, 1983. Your cooperation in this matter is greatly appreciated.

Very truly yours,

BARBARA POWERS
Secretary

Enclosure (8)

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Keith C. Wilson

Right Number 15 4181

Applicant Howard Vanderwood

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.

Oct 24, 1983
Dec. 5, 1983

FINAL REGIONAL PROCESSING REVIEW:

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

By _____ Date _____

STATE OFFICE PROCESSING:

- ☐ Claim review complete.

By _____ Date _____

aw



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

150 Shoup - Suite 15
Idaho Falls, Idaho 83401
(208) 525-7161

A. Kenneth Dunn
Director

August 24, 1983

Howard Vanderwood
61 Bush Ave.
Malad, ID 83252

RECEIVED

AUG 29 1983

Department of Water Resources
Eastern District Office

Dear Claimant:

This office is in receipt of a Claim to a Water Right filed in your name. Please be advised that the claim cannot be formally receipted until the following information is provided:

- _____ Complete name.
- _____ Complete mailing address.
- _____ Date of priority (month, day, and year).
- _____ Source of water.
- _____ Quantity claimed to have been used.
- _____ Nature of use and period of use.
- _____ Location of point(s) of diversion.
- _____ Location of place of use (acres irrigated if water is claimed for irrigation).
- _____ Filing Fee (Amount \$_____).
- _____ Signature.
- _____ Notarization of signature.
- ☒ Other: Complete map by indicating point of diversion (spring) and place of use. Note: each small square on map represents a 40 acre tract

Please note that your claim has been stamped and initialed as received. If you amend this claim by adding the needed information and return the claim to this office no later than 60 days from the date of this letter, the original date submitted will be utilized for purposes of determining the appropriate filing fee.

Instructions for completing a Claim to a Water Right are included for your information. However, if you desire assistance, please feel free to contact this office.

Sincerely,

Keith C. Wilson



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EASTERN REGION

John V. Evans
Governor

Kenneth Dunn
Director

150 Shoup - Suite 15
Idaho Falls, Idaho 83401
(208) 525-7161

July 8, 1983

JUL 19 1983

Department of Water Resources
Eastern District Office

Howard Vanderwood
61 Bush Ave.
Malad City, ID 83252

Dear Claimant:

This office is in receipt of a Claim to a Water Right filed in your name. Please be advised that the claim cannot be formally receipted until the following information is provided:

- ☐ Complete name.
- ☐ Complete mailing address.
- ☒ Date of priority (month, day, and year).
- ☐ Source of water.
- ☒ Quantity claimed to have been used. *Specify amount for Irrigation and amount for Stockwater (item #3)*
- ☒ Nature of use and period of use. *Specify period of use for irrigation (item #3)*
- ☐ Location of point(s) of diversion.
- ☐ Location of place of use (acres irrigated if water is claimed for irrigation).
- ☒ Filing Fee (Amount \$ 30⁰⁰).
- ☒ Signature.
- ☒ Notarization of signature.
- ☐ Other: Item #4 total of item #3

ONTYPED
CLAIM

Complete map as in example on instruction sheet
Please return typed claim

Please note that your claim has been stamped and initialed as received. If you amend this claim by adding the needed information and return the claim to this office no later than 60 days from the date of this letter, the original date submitted will be utilized for purposes of determining the appropriate filing fee.

Instructions for completing a Claim to a Water Right are included for your information. However, if you desire assistance, please feel free to contact this office.

Enclosure: Check #92-85 for \$35 Sincerely,

Keith C. Wilson

15-4181

VANDERWOOD, HOWARD

61 BUSH AVE., MALAD, ID 83252

Source: SPRING trib. to DEVIL CREEK

Priority Date: 05/15/1895

Diversion Pt: NSW Sec 12 T 13S R 36E

Use: IRRIGATION	(0.20 CFS)
STOCKWATER	(0.02 CFS)

In. NSW Sec 12 T 13S R 36E FOR 1 ACRES