

RECEIVED

OCT 12 1982

Department of Water Resources  
Eastern District Office

# AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }  
County of Oneida } ss.

Helen Stard

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 September 30, 19 82, and ending

with the issue of October 7, 19 82

Helen Stard

Fee \$ 27.95

Subscribed and sworn to before me this 7th day

of October, 19 82

Joan Hawken

Notary Public, Residing at Malad, Idaho

My Commission Expires May 5, 19 85

## NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

15-4123

TUBBS, PAUL E.  
RT. 1, BOX 57, MALAD, ID 83252  
Source: GROUNDWATER  
Priority Date: 11-23-1959  
Amount: 0.30 CFS  
Diversion Point: NWSE Sec 30 T 15S R 36E, ONEIDA Co.  
Use: IRRIGATION (0.30 CFS) from 04-01 to 11-01  
Place of Use: SWNW NWSW Sec 29 T 15S R 36E NESE Sec 30 T 15S R 36E FOR 80 ACRES  
Diversion Means: WELL AND PUMP

15-4124

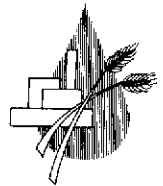
TUBBS, PAUL E.  
RT. 1 BOX 57, MALAD, ID 83252  
Source: GROUNDWATER  
Priority Date: 04-01-1948  
Amount: 1.20 CFS  
Diversion Point: NWNW Sec 29 T 15S R 36E, ONEIDA Co.  
Use: IRRIGATION (1.20 CFS) from 04-01 to 11-01  
STOCKWATER (0.02 CFS) from 01-01 to 12-31  
Place of Use: NENW NWNW Sec 29 T 15S R 36E FOR 60 ACRES  
Diversion Means: WELLS AND DITCH  
Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, Idaho 83402.

A. KENNETH DUNN  
Director

Published 9-30 & 10-7-82.

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 Paul E. Tubbs  
(Name of Claimant)  
Rt. #1, Box 57, Malad, Idaho 83252 Telephone No. 766-4666  
(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) November 23, 1959

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)<br>(Mo., Day) |            | (Mo., Day) |             |
|-----------|-----------------|-------------------------------------|-------------------|--------------------------------------|------------|------------|-------------|
| Quantity  | <u>0.30 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         | _____       |
| Quantity  | _____           | Use                                 | _____             | Period of Use From                   | _____      | To         | _____       |
| (4)       | <u>0.30 cfs</u> | TOTAL QUANTITY USED.                |                   |                                      |            |            |             |
| (cfs, af) |                 |                                     |                   |                                      |            |            |             |

(5) A) Point of diversion: (Location of point where water is diverted from its source)  
NW 1/4 SE 1/4, Sec. 30 Twp. 15S 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. well, pump to flood irrigation

(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.

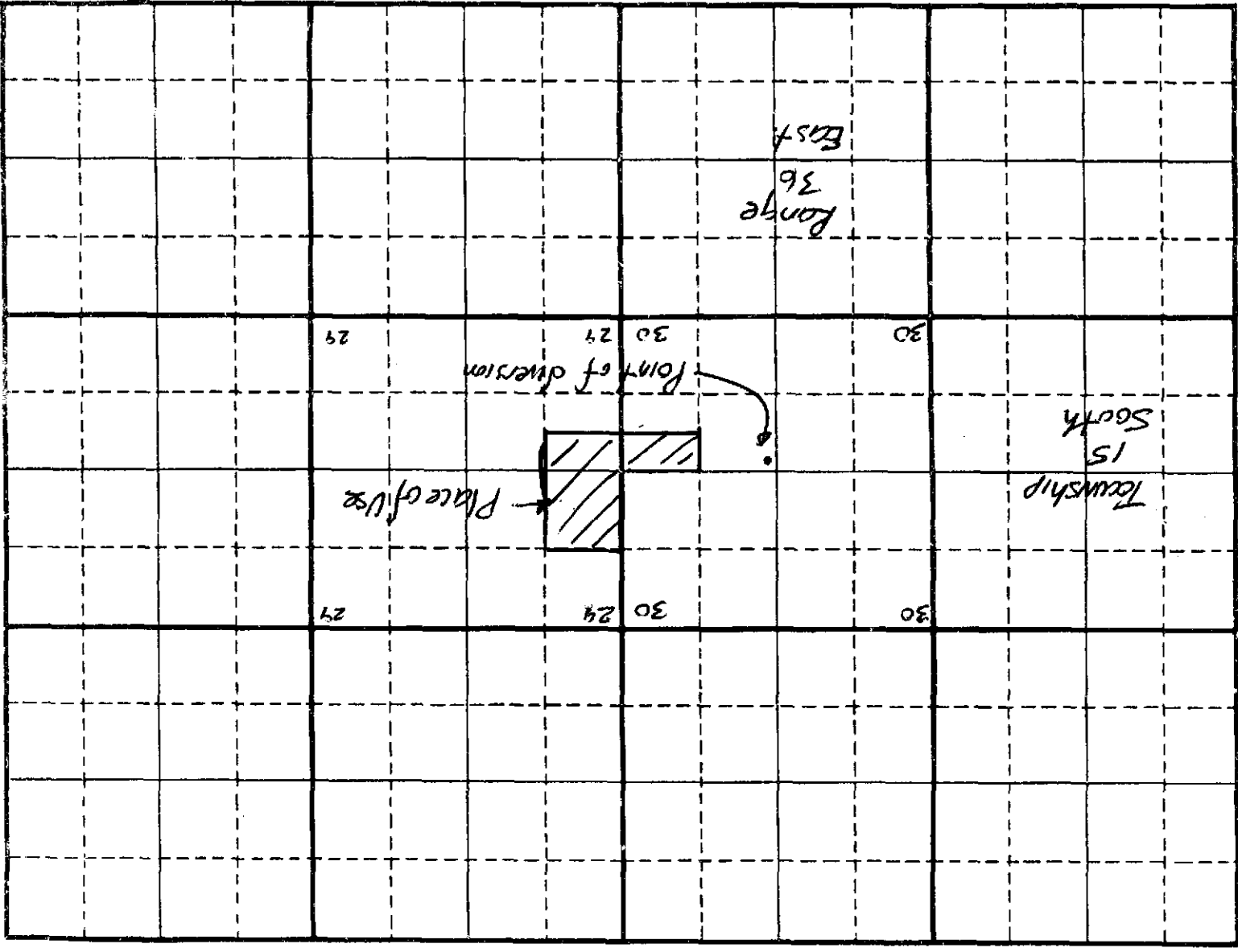
| T   | R   | SEC. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | TOTAL |
|-----|-----|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|-------|
|     |     |      | 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 |       |
| 15S | 36E | 29   |        |        |        |        |        |        | 40     |        |        | 20     |        |        |        |        |        |        | 60    |
|     |     | 30   |        |        |        |        |        |        |        |        |        |        |        | 20     |        |        |        |        | 20    |
|     |     |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|     |     |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|     |     |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|     |     |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|     |     |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|     |     |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|     |     |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |

No. of acres 80

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: \_\_\_\_\_

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



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 ) ss. )  
Bennett

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 Sept

Raul E. Galt  
(Claimant)  
19 87  
Notary Public  
Residing at  
Shoshone Falls, Id.

My commission expires 6/15/82

FOR DEPARTMENT USE ONLY

Received by S.M. Date 9/20/82  
Prelim. check by Date 4/20/82  
\$30.00 fee received by Date 9-20-82 #33507  
Published in Idaho Enterprise 9/30 & 10/7/82  
Forwarded to Date  
Claimant by: Date

OCT 12 1982

# AFFIDAVIT OF PUBLICATION

Department of water resources  
Eastern District Office

STATE OF IDAHO, }  
County of Oneida } ss.

Helen Ward

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Helen Ward

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Joan Hawken  
Notary Public, Residing at Malad, Idaho

My Commission Expires May 5, 19 85

## NOTICE OF CLAIMS WATER RIGHTS

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Place of Use: SWNW NWSW Sec 29 T 15S R 36E NESE Sec 30 T 15S R 36E  
FOR 80 ACRES  
Diversion Means: WELL AND PUMP  
15-4124

TUBBS, PAUL E.  
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A. KENNETH DUNN  
Director

Published 9-30 & 10-7-82.

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Eastern Region

---

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

OCTOBER 18, 1982

PAUL E. TUBBS  
RT. 1, BOX 57  
MALAD

ID 83252

RE: Claim No. 15-4123

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**  
NOV 09 1982

Department of Water Resources

State of Idaho  
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: KC Wilson

Right Number 15 4123

Applicant Paul E. Tubbs

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 Oct 18, 1982  
Nov. 5, 1982

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By KW Date 11/9/82

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NOV 11 1982  
STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

15-4123

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RT. 1, BOX 57, MALAD, ID 83252

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FOR 80 ACRES

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