

THE UNIVERSITY OF CHICAGO

$$\begin{array}{r} 16615 \\ 2122 \end{array}$$


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 Gerald Couch &/or Constance Couch
(Name of Claimant)
Rt. #1, Box 98, Malad City, Idaho Telephone No. 766-2603
(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) April 1, 1885

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)
irrigation waste water tributary to 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, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>1.00 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) 1.00 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW ¼ NW ¼, Sec. 15 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. ditches 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.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
15S	36E	15					13	20	40	12									85

No. of acres 85

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:

RECEIVED
MAY 15 1983
IDAHO DEPT. OF WATER RESOURCES

RECEIVED

Received by SM. Date 11-18-81
Prelim. check by KCS Date 12-7-81
\$50.00 fee received by 00 Date 11-18-81
Published in Idaho Business Review #19166
Dates 12-17-81 and 12-31-81

FOR DEPARTMENT USE ONLY

Exception filed by: _____
Forwarded to: _____
Date: _____
claimant by: _____

My commission expires 6/15/85

Sworn to before me this 18th day of November, 19 81

Notary Public
Residing at Seaholm Falls, Id.

William Wray
(Claimant)

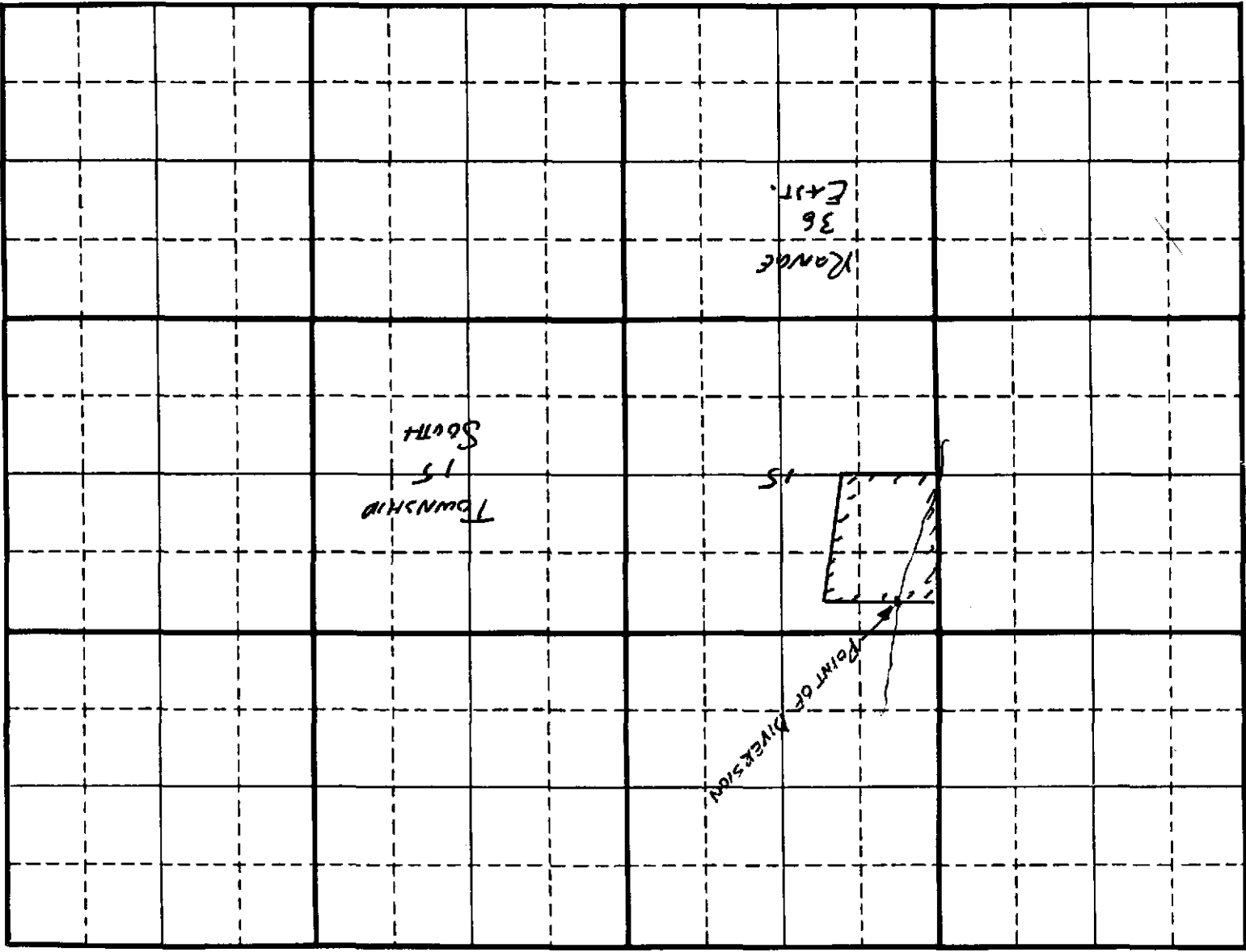
Herold Couch
(Claimant)

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.

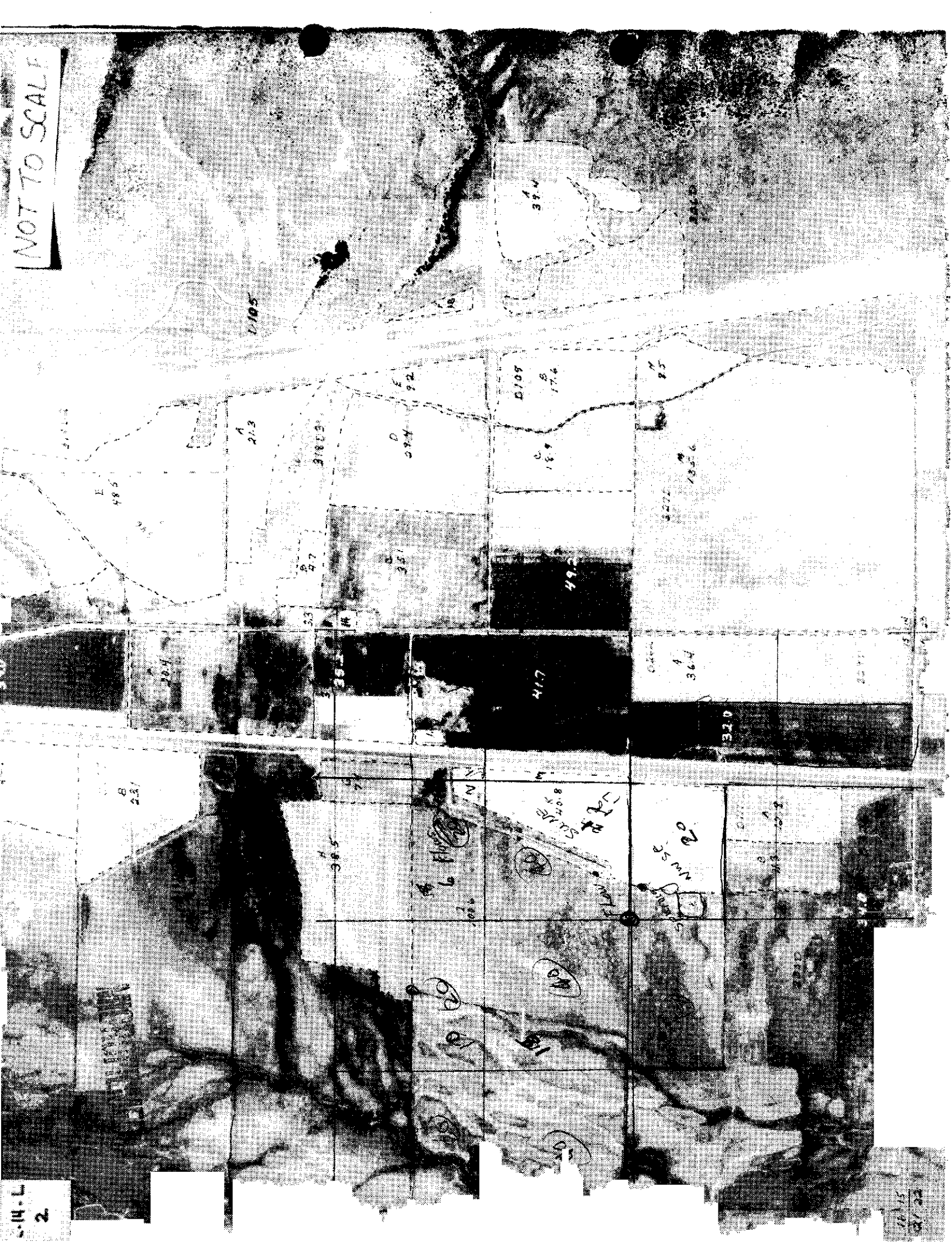
State of Idaho)
County of Bonneville) ss.
()

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.

Scale: 2 inches equal 1 mile.



NOT TO SCALE



AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

County of Oneida

ss.

DEC 29 1981

Department of Water Resources
Eastern District Office

Carol Hummel being duly sworn,
deposes and says: That she is the Author 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
December 17, 1981, and ending
with the issue of December 24, 1981

Fee \$ 45.10

Subscribed and sworn to before me this 29th day
of December, 1981

Carol Hummel
Notary Public, Residing at Malad, Idaho

My Commission Expires July 1982

NOTICE OF CLAIM
TO WATER RIGHT
NOTICE IS HEREBY GIVEN
that the following claim to water
right(s) have been established
by diversion and application to
beneficial use:

No. 15-4081
COUCH, GERALD & OR
CONSTANCE
Rt. 1 Box 98, MALAD CITY, ID
83252
Source: WASTE WATER tribu-
tary to SINKS
Priority Date: 04-01-1885
Amount: 1.00 CFS
Diversion Point: NWNW Sec 15
T 15S R 36E, ONEIDA Co.
Use: IRRIGATION (1.00 CFS)
from 04-01 to 11-01
Place of Use: NENW NWNW
SWNW SENW Sec 15 T 15S R 36E
FOR 85 ACRES
Diversion Means: DITCHES TO
FLOOD IRRIGATION

No. 15-4079
HILL, WILLIAM F.
P.O. BOX 11, DOWNEY ID 83234
Source: BIRCH CREEK tribu-
tary to DEVIL CREEK
Priority Date: 04-01-1965
Amount: 1.00 CFS
Diversion Point: SESE Sec 32 T
13S R 36E, ONEIDA Co.
Use: IRRIGATION (1.00 CFS)
from 09-15 to 11-01
Place of Use: SESE Sec 32 T 13S
R 36E SWSW Sec 33 T 13S R 36E
NENE NWNE Sec 05 T 14S R 36E
NWNW Sec 04 T 14S R 36E FOR
160 ACRES
Diversion Means: CHECK
GATE AND CATCH BASIN TO
MAINLINE

No. 15-4080
COUCH, GERALD & OR
CONSTANCE
Rt. 1 BOX 98, MALAD CITY, ID
83252
Source: GROUNDWATER
Priority Date: 11-01-1919
Amount: 2.00 CFS 6.0 AC-FT
Diversion Point: NWSE NWNE
Sec 15 T 15S 36E, ONEIDA Co.
Use: IRRIGATION (2.00 CFS)
from 04-01 to 11-01
IRRIGATION STORAGE (6.0
AC-FT) from 01-01 to 12-31
IRRIGATION FROM
STORAGE (6.0 AC-FT) from
04-01 to 11-01
DIVERSION TO STORAGE
(2.00 CFS) from 01-01 to 12-31
Place of Use: NENE NWNE
SWNE SENE NENW NWNW
SWNW SENW NESW NESE
NWSE SESE Sec 15 T 15S R 36E
FOR 274 ACRES
Diversion Means: ARTESIAN
WELLS TO RESERVOIR

Any exception to any claim of
water right may be filed with the
Director of the Idaho Depart-
ment of Water Resources, 150
Shoup Ave., Idaho Falls, Idaho
83402.

A. KENNETH DUNN
Director

Published 12-17 & 12-24-81.
12-17-24 t2
Lines 82

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

JANUARY 4, 1982

GERALD COUCH
CONSTANCE COUCH
RT. 1 BOX 98
MALAD CITY

ID 83252

RE: Claim No. 15-4081

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

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RECEIVED
JAN 08 1982

Department of Water Resources

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: KC Wilson

Right Number 15 4081
15-4081

Applicant Gerald + pr Constana Couch

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. not on map
 - ☒ Location of use.
 - ☒ Signature/notarization/fee.
- 1/04/82

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Carlson Date Jan 5, 1982

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By KW Date 1/11/82

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DD 41
DD 91
DD 70

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
NWNW	15	15S	36E	--	--	2.7

IDAHO STREAM CODE INDEX

1000.005 . 025.0

15-4081-

COUCH, GERALD &/or CONSTANCE

RT. 1 BOX 98, MALAD CITY, ID 83252

Source: WASTE WATER tributary to SINKS

Priority Date: 04/01/1885

Amount: 1.00 CFS

Diversion Point: NWNW Sec 15 T 15S R 36E, ONEIDA Co.

Use: IRRIGATION (1.00 CFS) from 04/01 to 11/01

Place of Use: NENW NWNW SWNW SENW Sec 15 T 15S R 36E FOR 85 ACRES

Diversion Means: DITCHES TO FLOOD IRRIGATION

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