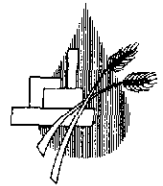


No Color
Documents
In File



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES



JUN 15 1983

CLAIM TO A WATER RIGHT

Department of Water Resources

Eastern District Office

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 Ross Hall or BarDee Hall
(Name of Claimant)
406 So. 4th West Preston ID 83263 Telephone No. 852-2743
(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) June 25, 1925

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)
Unnamed stream tributary to Bear River

(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>2.0</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) 2.0 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. 28 Twp. 15S Rge. 39E B.M., County of Franklin
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. Open ditch, 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.	NE1/4				NW1/4				SW1/4				SE1/4				TOTAL
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
15S	39E	28													10	15	8	7	40

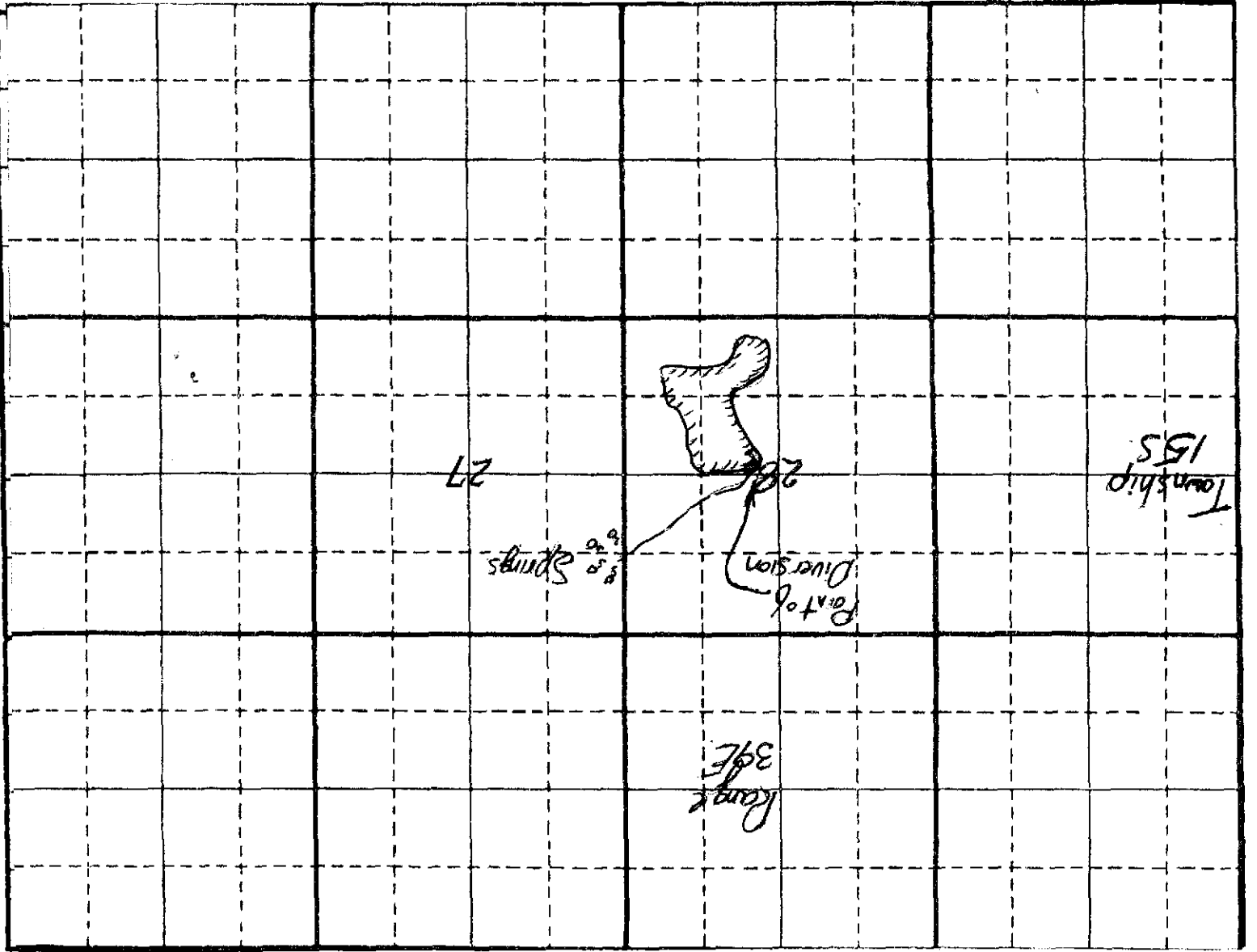
No. of acres 40

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: None

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:

(8) Remarks The unnamed stream originated from springs arising in the NW 1/4 of Sec. 27, and historically has flowed approximately 2.0 cfs.



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 Franklin) 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 14th day of June, 1983.
Notary Public
Residing at
My commission expires
Date 6-14-83
Exception filed by: 6-16-83
Forwarded to claimant by: 6-17-83 #30915
Date

FOR DEPARTMENT USE ONLY
Received by: 6-14-83
Prelim. check by: HUS
\$30.00 fee received by: 6-17-83 #30915
Published in: 6/30 & 7/7/83
Dates: 6/30 & 7/7/83

#675
JUL 28 1983

No 1883

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Franklin } ss.

J. Warren Ross

being duly sworn,

deposes and says:

That he is the Co-Publisher of THE PRESTON CITIZEN, a weekly newspaper published at Preston, in the County of Franklin and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Preston; 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

6-30, 1983 and ending

with the issue of 7-7, 1983

J. Warren Ross

Fee \$ 13.75

Subscribed and sworn to before me this 31st day

of July, 1983

Ken O. Allen

Notary Public, Residing at Preston, Idaho

My Commission Expires June 7, 1986

RECEIVED

AUG 3 1983

Department of Water Resources
Eastern District Office

NOTICE OF CLAIMS TO
WATER RIGHTS

The following Claim(s) have been filed on water right(s) created by diversion and beneficial use:

13-4238

HALL, ROSS &/or BARDEE
406 S. 4th W., PRESTON, ID 83263

Source: UNNAMED STREAM trib. to BEAR RIVER

Priority Date: 06/25/1925

Diversion Pt: NWSE Sec 28 T 15S R 39E

Use: IRRIGATION (2.00 CFS)

In: NESE NWSE SWSE SESE Sec 28 T 15S R 39E FOR 40 ACRES

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402.

KEN DUNN, Dir.

Published 6/30 & 7/7/83.

Legal No. 1883 - 22L - Published June 30, July 7, 1983.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

JULY 18, 1983

MICROFILMED

ROSS HALL
BARDEE HALL
406 S. 4TH W.
PRESTON

ID 83263

RE: Claim No. 13-4238

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

AUG 26 1983

Department of Water Resources



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

July 20, 1983

RE: Application for Permit No. 13-7394 BECKSTEAD
Claim to a Water Right No. 13-4233 RUSHTON IRRIGATION CO.
13-4234 WHITNEY
13-4235 "
13-4236 "
13-4237 "
13-4238 HALL
13-4239 "

Preston Citizen
Box 472
Preston, ID 83263

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application(s). The legal notice was to have been published in your paper on June 30 and July 7, 1983.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

COLLEEN WRAY
Adm. Secretary

July 5, 1983

RE: Claim to a Water Right No. 13-4239 HALL
13-4238 "
13-4237 WHITNEY
13-4236 "
13-4235 "
13-4234 "

Mr. Russell Stoker, Watermaster
Water District No. 11
270 East 3rd North
Soda Springs, ID 83276

Dear Mr. Stoker:

Enclosed, for your information only, is a copy of the above referenced claims to water rights filed within your district. If you have any questions concerning this matter, please feel free to contact this office.

Very truly yours,

ERNEST CARLSEN
Assistant Regional Supervisor

EC:cw

Enclosure

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: HWJ

Right Number 13 4238 Applicant Hall

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.
WD #11

July 18, 1983

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Carlson Date Aug 16, 1983

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By kw Date 8/30/83

aw

IDENT. NO. 13 4238

WATER RIGHT
DATA ENTRY LOG

[illegible]

June 9, 1983

BarDee Hall
406 S. 4th W.
Preston, ID 93263

Dear Mrs. Hall:

Enclosed are your two claims to a water right and check #92-365 for \$60.00. Since the claims were not complete or notarized, they could not be accepted.

Also, enclosed are two retyped claims. Please review these and fill in the correct priority date on claim "A". You will need to sign and have both claims notarized.

You can send the completed claims and your fee of \$60.00 to this office. Please have them here before June 30, 1983, for the fee increases to \$100.00 per claim.

Sincerely,

HAROLD W. JONES
38. Resource Agent

HWJ:bp

Enclosures

13-4238-

HALL, ROSS &/or BARDEE

406 S. 4TH W., PRESTON, ID 83263

Source: UNNAMED STREAM trib. to BEAR RIVER

Priority Date: 06/25/1925

Diversion Pt: NWSE Sec 28 T 15S R 39E

Use: IRRIGATION (2.00 CFS)

In: NESE NWSE SWSE SESE Sec 28 T 15S R 39E FOR 40 ACRES