

No 1598

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Franklin } ss.

J. Walter 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

April 1, 1982, and ending
with the issue of April 8, 1982

Fee \$ 18.13

Subscribed and sworn to before me this 30th day
of April, 1982

Kim D. Allen

Notary Public, Residing at Preston, Idaho

My Commission Expires June 7, 1982

RECEIVED

MAY 7 1982

Department of Water Resources
Eastern District Office

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:

13-4198

HULL, ROLAND L.

RT. 3, PRESTON, ID 83263

Source: SPRING tributary to CUB RIVER

Priority Date: 06/01/1937

amount: 0.04 cfs

Diversion Point: NESE Sec 07 T 14S R 40E, FRANKLIN Co.

Use: DOMESTIC (0.04 CFS) from 01/01 to 12/31

Place of Use: NESE Sec 07 T 14S R 40E

Diversion Means: SPRING & LINE TO HOME

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 4/1 & 4/8/82.

Legal No. 1598 -29L- Published April 1, 8, 1982.

MICROFILMED

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 Roland L. Hull
(Name of Claimant)
Rt. 3 Preston, ID. Telephone No. 852-1106
(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 1, 1937

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 Cub 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, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
		(Mo., Day)	(Mo., Day)
Quantity <u>0.04 cfs</u>	Use <u>Domestic</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 _____
Quantity _____	Use _____	Period of Use From _____	To _____

(4) 0.04 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NE 1/4 SE 1/4, Sec. 7 Twp. 14S Rge. 40E 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. 1000 gallon tank at spring with 2" line running to home.

(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%				NW%				SW%				SE%				TOTAL
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
14S	40E	7													X				

No. of acres _____

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

FOR DEPARTMENT USE ONLY

Received by BS Date 3-15-82 Prelim. check by Kau Date 3-16-82 \$30.00 fee received by all Date 3-22-82 Published in Mountain View #20166 Dates 4-13-82 to 4-8-82

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

My commission expires 7/28/82

Sworn to before me this 2nd day of March, 1982.

Notary Public Ann M. Watson Residing at Quatern, Idaho

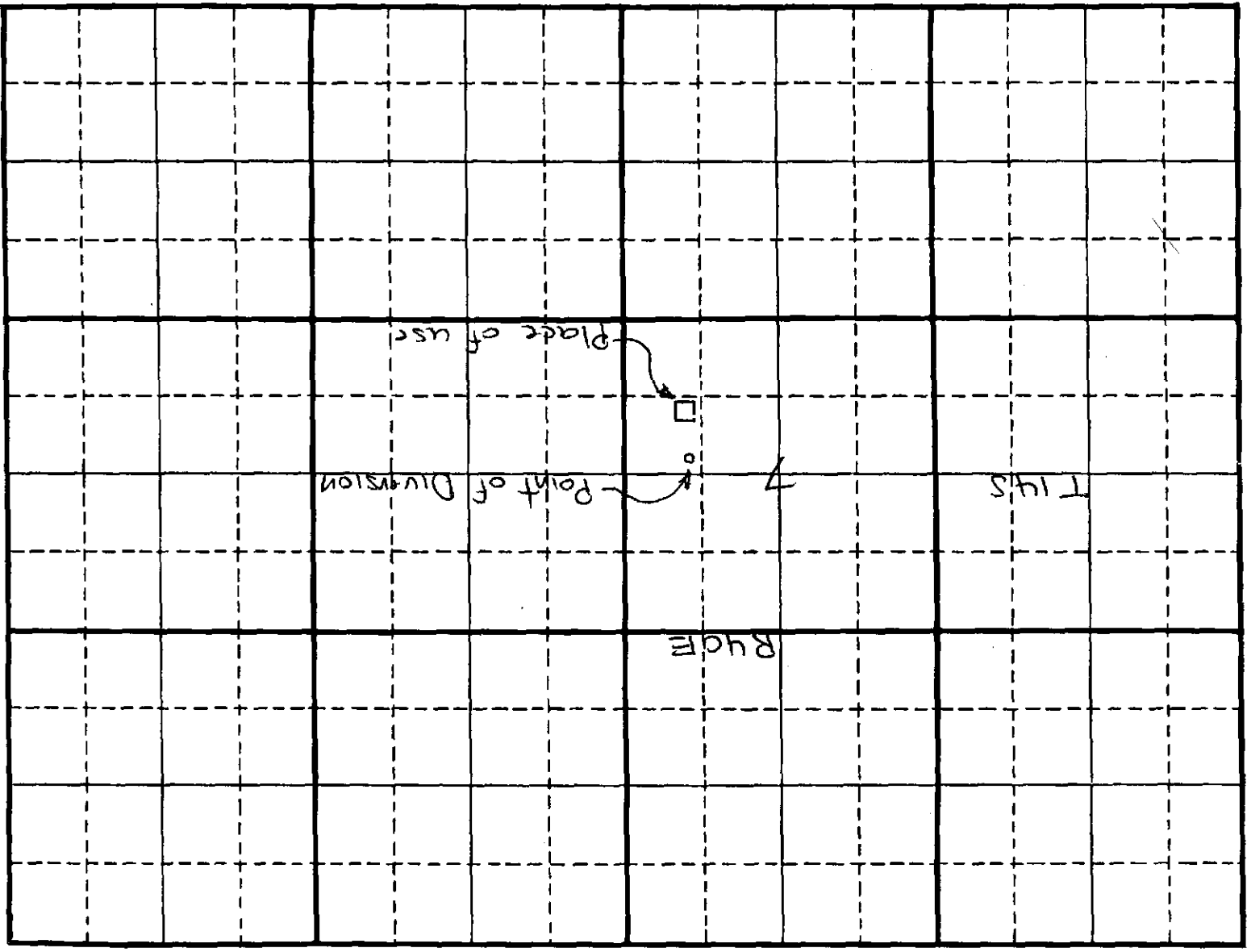
(Claimant) Richard J. Spake

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.

County of Franklin State of Idaho 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.



(8) Remarks _____

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STATE OF IDAHO, }
County of Franklin } ss.

J. Walter Ross

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deposes and says:

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Such notice was published in the issue beginning with

April 1, 19*82*, and ending
with the issue of *April 8*, 19*82*

Fee \$ *18.13*

Subscribed and sworn to before me this *30th* day
of *April*, 19*82*

Ken D. Allen

Notary Public, Residing at Preston, Idaho

My Commission Expires *June 7*, 19*82*

RECEIVED

MAY 7 1982

Department of Water Resources
Eastern District Office

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:

13-4198

HULL, ROLAND L.

RT. 3, PRESTON, ID 83243

Source: SPRING tributary to CUB RIVER

Priority Date: 06/01/1937

amount: 0.04 cfs

Diversion Point: NESE Sec 07 T 14S R 40E, FRANKLIN Co. 3223

Use: DOMESTIC (0.04 CFS) from 01/01 to 12/31

Place of Use: NESE Sec 07 T 14S R 40E

Diversion Means: SPRING & LINE TO HOME

Any objection to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 130 South 8th, Idaho Falls, Idaho 83402.

A. KENNEDY

Published 4/1 & 4/8/82

Legal No. 1598 -291- Published April 1, 8, 1982.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

APRIL 19, 1982

ROLAND L. HULL
RT. 3
PRESTON

ID 83263

RE: Claim No. 13-4198

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
MAY 13 1982

Department of Water Resources

April 26, 1982

RE: Claim to a Water Right No. 13-4198 HULL

Preston Citizen
Box 472
Preston, Idaho 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 April 1 and 8, 1982.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

COLLEEN WRAY
Adm. Secretary

*called
5-3-82
BF*

RECEIVED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

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

April 15, 1982

Conan Foster, Watermaster
WD# 13-A Cub River
Preston, Id. 83263

Dear Mr. Foster:

Attached please find a copy of claim to a water right
#13-4198 filed within your water district by Roland Hull.

This is being sent for your information only, however, if
you have any questions do not hesitate to contact this
office.

Sincerely,

BOBBIE R. STEPHENS
Principal Clerk

BRS

attachment

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INDICATES TOTAL

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
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11-4214	ROBERTS, LAHAR	03-25-1887	IRRIGATION	03-15 11-15	.48 CFS	SWNM S03 NWSM(06) SMSM(04)	STATRY CLM
	DAVID	ID 83260				S03 T13S R43E NESE(07) SESE(07) S04 T13S R43E	

SOURCE: BIRCH SPRINGS							
OTHER USES: S/15 RANGE							
TRIBUTARY: SINKS							

STOCKWATER 01-01 12-31							
.08 CFS							
SAME AS OTHER USE							

* 24 ACRES*							
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11-4215	NEELSON, R.K. ASSOCIATES	01-23-1889	IRRIGATION	03-15 11-15	40.00 CFS	NESE S12 NESM(32) NWSM(35)	STATRY CLM
	STAR RT. 1	ID 83254				T13S R43E SMSM(08) SESM(35) NWSM S12 NESE(40) NWSM(40) T13S R43E SMSM(40) SESE(40) NWSM S13 S12 T13S R43E T13S R43E NWSM S13 T13S R43E	

SOURCE: DAVID CREEK							
OTHER USES: S/350 RANGE							
TRIBUTARY: BEAR RIVER							

STOCKWATER 01-01 12-31							
.08 CFS							
SAME AS OTHER USE							

* 270 ACRES*							
--------------	--	--	--	--	--	--	--

11-7284	JENSON, RUTH ANNE	03-22-1982	IRRIGATION	04-15 10-15	3.00 CFS	SWNM S31 NWSM(40) SWNE(06)	APPLICATION
	STAR RT. 2	ID 83254				SWNM(47) SENM(25) S31 T11S R44E	

SOURCE: GROUNDWATER							
OTHER RIGHTS: 11-4120; 11-4119							
REMARKS: 11-7018 ORIG. ISSUED FOR P/U; LAPSED 1980							
TRIBUTARY:							

13-4198	HULL, ROLAND L.	06-01-1937	DOMESTIC	01-01 12-31	.04 CFS	NESE S07 NESE	STATRY CLM
	RT. 3	ID 83263				T14S R40E S07 T14S R40E	

*Have no record to
groundwater
stat*

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY:

Keith C. Wilson
13-4198

Right Number

Applicant

Roland L. Hall

NOTE: 13-4198 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.

April 19, 1982

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Carlson

Date May 13, 1982

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By KW

Date 5/27/82

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

MARCH 25, 1982

The Preston Citizen
P. O. Box 472
Preston, Idaho 83263

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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 APRIL 19, 1982.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

MICROFILMED

NOTICE OF CLAIMS TO WATER RIGHTS

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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 4/1 & 4/8/82.

MICROFILMED

13-4198

HULL, ROLAND L.

RT. 3. PRESTON, ID 83263

Source: SPRING tributary to CUB RIVER

Priority Date: 06/01/1937

Amount: 0.04 CFS

Diversion Point: NESE Sec 07 T 14S R 40E, FRANKLIN Co.

Use: DOMESTIC (0.04 CFS) from 01/01 to 12/31

Place of Use: NESE Sec 07 T 14S R 40E

Diversion Means: SPRING & LINE TO HOME

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