
The diagram is set on a grid with solid lines every 4 units and dashed lines every 1 unit. A red box labeled "Sec. 21" is located in the lower-left quadrant, spanning from x=1 to x=3 and y=1 to y=3. A red arrow points from the box to a red dot at (3, 3), labeled "Point of diversion". Another red arrow points from the text "Place of use to irrigation" to a red dot at (3, 2). A third red arrow points from the text "Place of use to culinary and stock watering." to a red dot at (3, 1).

Sec. 21

Place of use to irrigation

Point of diversion

Place of use to culinary and stock watering.

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.

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.

matters and facts therein are true to the best of the

X Richard M. Hall
Lou S. Hall (claimant)
19 78.

My commission expires ~~December~~ Lifetime

1-12-79
FOR DEPARTMENT USE ONLY
1-5-79
Received by dh Date 12-22-78 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by EMC Date 1-12-79 claimant by: _____
\$20.00 fee received by dh Date 1-12-79 John Sharp _____ dh _____ 2-8-79
Published in PRESTON CITIZEN
Dates JAN 25 + FEB 1, 1979

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 RICHARD D. HOBBS and LOIS S. HOBBS
(Name of Claimant)
West of City, Preston, Idaho 83263 Telephone No. 852-2585
(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) Jan. 1, 1928

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 on Ericksen Hollow 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, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>.75</u>	Use	<u>Irrigation</u>	Period of Use From	<u>April 1</u> To <u>Nov 1</u>
Quantity	<u>.02</u>	Use	<u>Culinary</u>	Period of Use From	<u>Jan 1</u> To <u>Dec. 31</u>
Quantity	<u>.50</u>	Use	<u>Stockwatering</u>	Period of Use From	<u>Jan 1</u> To <u>Dec. 31</u>
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To

(4) 1.27 c.f.s. TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW ¼ SW ¼, Sec. 21 Twp. 15 S. Rge. 39 E.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.
Ditch down the hollow, then diverted by pipe to either field or other place of use.

(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	39E	21											38						38

No. of acres 38

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
Culinary for one single family dwelling.

NOTE: Include here the type and number of stock watered: 15 horses, 20 cattle

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

(8) Remarks _____

T. 15 S., R. 39 E., Franklin County.

Sec. 21 →

• ← Point of diversion

Place of use to irrigation → •

• ← Place of use to culinary and stock watering.

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)
) ss.
County of Franklin)

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 18th day of December 1978. Lois S. Holler (Affiant)

Notary Public
Residing at Preston, Idaho

My commission expires ~~December~~ Lifetime

Received by <u>dh</u> Date <u>1-12-79</u> Prelim. check by <u>EMC</u> Date <u>1-12-79</u> \$20.00 fee received by <u>dh</u> Date <u>1-12-79</u>		FOR DEPARTMENT USE ONLY Exception filed by: _____ Date _____ Forwarded to claimant by: _____ Date _____ John Sharp <u>dh</u> <u>2-8-79</u>	
Published in <u>PRESIDENT CITIZEN</u> Dates <u>JAN 25 & FEB 1, 1979</u>			

Dept of Water Resources
1515 Lincoln Road
Idaho Falls, Idaho 83401

I wish to file an exception to the claim of Richard &
Lois Hobbs #13-4082 and 13-4083 for the purpose of
prior domestic and stock use.

Signed

Notary Public

For the State of Idaho
County of - Franklin

Date---- January 29, 1979
at Preston, Idaho

Refer to: John Sharp
125 East 1st No.
Wellsville, Utah 84339

RECEIVED

JAN 31 1979

Department of Water Resources
Eastern District Office

Job
125
Well

MICROFILMED

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

Jan. 25, 1979, and ending
 with the issue of Feb. 1, 1979

Fee \$ 17.02

Subscribed and sworn to before me this 15th day
 of Feb, 1979.

Kevin O. Allen

Notary Public, Residing at Preston, Idaho

My Commission Expires June 7, 1982

FEB 26 1979

Idaho Department of Water Resources
 Bureau of Water Rights

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:

13-4083

HOBBS, RICHARD D. AND/OR LOIS S.
 WEST OF CITY, PRESTON, ID 83263

Source: SPRING ON ERICKSEN HOLLOW tributary to BEAR RIVER

Priority Date: 01/01/1928

Amount: 1.27 CFS

Diversion Point: SWSW Sec 21 T 15S R 39E, Franklin Co.

Use: IRRIGATION (0.75 CFS) from 04/01 to 11/01

DOMESTIC (0.02 CFS) from 01/01 to 12/31

STOCKWATER (0.50 CFS) from 01/01 to 12/31

Place of Use: SWSW Sec 21 T 15S R 39E FOR 38 ACRES

Diversion Means: DITCH AND PIPELINE

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho 83401.

C. STEPHEN ALLRED
 Director

Published 1/25 and 2/1/79.

Legal No. 802-23L - Pub. Jan. 25 and Feb. 1, 1979. *cu*

WILLIAMS & CASTLETON

LAW OFFICES

24 NORTH STATE - P. O. BOX 191

PRESTON, IDAHO 83268

J. DENNIS "J. D." WILLIAMS
LOWELL D. CASTLETON

DALLIN J. PHILLIPS

May 29, 1981

TELEPHONE:
(208) 852-2680

Department of Water Resources
1515 Lincoln Road
Idaho Falls, Idaho 83401

Re: Claim to Water Right No. 13-4082 and 13-4083
Our File No. 1699.1C

Gentlemen:

Several years ago we filed the above referenced Claims to Water Rights and objections were made thereto by John Sharp. In a letter from your office dated May 2, 1979, it was requested that our client's response be made in affidavit form.

Although it has taken some time, that affidavit is enclosed with this letter and we ask that it be filed with reference to the above claims. If there are any questions, please advise.

Yours very truly,

WILLIAMS & CASTLETON


LOWELL D. CASTLETON
Attorney at Law

LDC/cr

Enclosure

RECEIVED

JUN 3 1981

Department of Water Resources
Eastern District Office

MICROFILMED

RECEIVED

JUN 3 1981

Department of Water Resources
Eastern District Office

WILLIAMS & CASTLETON
LOWELL CASTLETON
24 North State
P.O. Box 191
Preston, ID. 83263
Telephone: 208-852-2680

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES EASTERN
DIVISION

Claim to Water Right by)
RICHARD D. HOBBS, & LOIS)
S. HOBBS. Claim Nos.)
13-4082 & 13-4083)

CASE NO. _____

AFFIDAVIT FOR RICHARD
D. HOBBS

RICHARD D. HOBBS deposes and says:

That he has made a claim to a water right dated the 18th of December 1978. That he is in receipt of an exception to the claim by Mr. John Sharp, 125 East First North, Wellsville, Utah 84339.

That your affiant in support of his claims alleges the following facts.

(1) That the exception filed by Mr. Sharp is deficient in several counts. The exception is very general and sets forth absolutely no proof as to the uses claimed.

(2) The exception seems to both claims Nos. 13-4082 and 13-4803 for the purpose of prior domestic and stock use. The two claims referred to are totally different in purpose of and place of use. Mr. Sharp has not set forth the exact nature of his exception.

(3) That Mr. Sharp claims a prior domestic use even though there has been no visable domestic use by any water in this area by anyone other than the affiant or his predecessors in title as long as can be remembered. That there is at the present time no house or other type of structure which would suggest any domestic use other than Mr. Hobbs. The affiant is of the belief that Mr. Sharp has no rights into the water in question. That this Affidavit is made for the purpose of supporting a Claim to a Water Right filed by your affiant.

FILED

Richard D. Hobbs
RICHARD D. HOBBS

Subscribed and Sworn to before me this 22nd day
of May, 1980.

[Signature]
NOTARY PUBLIC for State of Idaho
Residing at Preston

RECEIVED

JUN 3 1981

Department of Water Resources
Eastern District Office

[Faint stamp]

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

1515 Lincoln Road
Idaho Falls, ID 83401
(208) 523-7186

FEBRUARY 12, 1979

RICHARD D. & HOBBS
LOIS S. HOBBS
WEST OF CITY
PRESTON

ID 83263

RE: Claim No. 13-4083

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

mailed to claimants 2-21-79

S.S.

MICROFILMED

February 12, 1979

The Preston Citizen
Box 472
Preston, Idaho 83263

Gentlemen:

Re: Claims Nos. 13-4082 & 13-4083 - Hobbs

Would you please send affidavits of publication and certified bills in connection with the above referenced claims. The legal notices were to have been published on January 25 and February 1, 1979. Your cooperation in this matter is greatly appreciated.

Very truly yours,

RONALD D. CARLSON
Supervisor
Eastern Region

RDC:dh

MICROFILMED

February 8, 1979

Richard D. Hobbs
Lois S. Hobbs
West of City
Preston, Idaho 83263

Dear Mr. and Mrs. Hobbs:

Re: Claim to a Water Right No. 13-4082
Claim to a Water Right No. 13-4083

Enclosed please find a copy of the exception filed by John Sharp in connection with your claims No. 13-4082 and No. 13-4083. The following is a quote from the provisions of the Idaho Code under which these claims have been filed:

42-225b. Recording of claims by department--Corrections.....
At any time after filing a claim under the provisions of this section, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form, accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Administration (renamed Department of Water Resources, July 1, 1974) and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources. Such claims may be corrected by the claimant only by filing of an amended claim in the same form as the original which shall be recorded and numbered by the department the same as the original and for which no additional filing fee shall be required.

Only the above action has been contemplated by the Idaho Legislature and we are not authorized to hold hearings or evaluate for conformation or final censorship of the described rights. If you have any questions regarding this matter, please contact us.

Very truly yours,

RONALD D. CARLSON
Supervisor
Eastern Region

RDC:dh
Encs.

MICROFILMED

Mr. John Sharp
February 1, 1979

Page 2

and we are not authorized to hold hearings or evaluate for confirmation of final ownership of the described rights. Because the exception you submitted supplies no additional evidence for the court to consider if this right should ever be adjudicated, you may wish to submit additional evidence pointing out how the use of the water described in these claims is incorrect.

If you have any questions regarding this matter, please feel free to contact this office.

February 1, 1979

Very truly yours,

Mr. John Sharp
125 East 1st North
Wellsville, Utah 84339

Dear Mr. Sharp:

Re: Exception to Claims No. 13-4082 and 13-4083

On January 31, 1979, I received a note from you indicating you wish to file an exception to Claims to Water Rights No.'s 13-4082 and 13-4083 in the name of Richard and Lois Hobbs. I have included the exception in the files since it was signed in the presence of a notary public and is, therefore, in proper form. However, you should be aware that the purpose of an exception is to supply information to prove that the use described in the claim is incorrect. For example, if you know for a fact that no water had been used on the fifteen acres described in Claim No. 13-4082, then your exception should point out the knowledge you have.

The following is a quote from the provisions of the Idaho Code under which this claim has been filed:

42-225b. Recording of claims by department--Corrections...
At any time after filing a claim under the provisions of this section, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form, accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Administration (renamed Department of Water Resources, July 1, 1974) and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources. Such claims may be corrected by the claimant only by filing of an amended claim in the same form as the original which shall be recorded and numbered by the department the same as the original and for which no additional filing fee shall be required.

Only the above action has been contemplated by the Idaho Legislature

MICROFILMED

Page 2

If you have any questions regarding this matter, please feel free to contact this office.

CONTACT THIS OFFICE
JANUARY 1, 1973

2010 2011 2012 2013 2014 2015 2016 2017 2018 2019 2020 2021 2022 2023 2024 2025 2026 2027 2028 2029 2030 2031 2032 2033 2034 2035 2036 2037 2038 2039 2040 2041 2042 2043 2044 2045 2046 2047 2048 2049 2050 2051 2052 2053 2054 2055 2056 2057 2058 2059 2060 2061 2062 2063 2064 2065 2066 2067 2068 2069 2070 2071 2072 2073 2074 2075 2076 2077 2078 2079 2080 2081 2082 2083 2084 2085 2086 2087 2088 2089 2090 2091 2092 2093 2094 2095 2096 2097 2098 2099 2100 2101 2102 2103 2104 2105 2106 2107 2108 2109 2110 2111 2112 2113 2114 2115 2116 2117 2118 2119 2120 2121 2122 2123 2124 2125 2126 2127 2128 2129 2130 2131 2132 2133 2134 2135 2136 2137 2138 2139 2140 2141 2142 2143 2144 2145 2146 2147 2148 2149 2150 2151 2152 2153 2154 2155 2156 2157 2158 2159 2160 2161 2162 2163 2164 2165 2166 2167 2168 2169 2170 2171 2172 2173 2174 2175 2176 2177 2178 2179 2180 2181 2182 2183 2184 2185 2186 2187 2188 2189 2190 2191 2192 2193 2194 2195 2196 2197 2198 2199 2200 2201 2202 2203 2204 2205 2206 2207 2208 2209 2210 2211 2212 2213 2214 2215 2216 2217 2218 2219 2220 2221 2222 2223 2224 2225 2226 2227 2228 2229 2230 2231 2232 2233 2234 2235 2236 2237 2238 2239 2240 2241 2242 2243 2244 2245 2246 2247 2248 2249 2250 2251 2252 2253 2254 2255 2256 2257 2258 2259 2260 2261 2262 2263 2264 2265 2266 2267 2268 2269 2270 2271 2272 2273 2274 2275 2276 2277 2278 2279 2280 2281 2282 2283 2284 2285 2286 2287 2288 2289 2290 2291 2292 2293 2294 2295 2296 2297 2298 2299 2300 2301 2302 2303 2304 2305 2306 2307 2308 2309 2310 2311 2312 2313 2314 2315 2316 2317 2318 2319 2320 2321 2322 2323 2324 2325 2326 2327 2328 2329 2330 2331 2332 2333 2334 2335 2336 2337 2338 2339 2340 2341 2342 2343 2344 2345 2346 2347 2348 2349 2350 2351 2352 2353 2354 2355 2356 2357 2358 2359 2360 2361 2362 2363 2364 2365 2366 2367 2368 2369 2370 2371 2372 2373 2374 2375 2376 2377 2378 2379 2380 2381 2382 2383 2384 2385 2386 2387 2388 2389 2390 2391 2392 2393 2394 2395 2396 2397 2398 2399 2400 2401 2402 2403 2404 2405 2406 2407 2408 2409 2410 2411 2412 2413 2414 2415 2416 2417 2418 2419 2420 2421 2422 2423 2424 2425 2426 2427 2428 2429 2430 2431 2432 2433 2434 2435 2436 2437 2438 2439 2440 2441 2442 2443 2444 2445 2446 2447 2448 2449 2450 2451 2452 2453 2454 2455 2456 2457 2458 2459 2460 2461 2462 2463 2464 2465 2466 2467 2468 2469 2470 2471 2472 2473 2474 2475 2476 2477 2478 2479 2480 2481 2482 2483 2484 2485 2486 2487 2488 2489 2490 2491 2492 2493 2494 2495 2496 2497 2498 2499 2500 2501 2502 2503 2504 2505 2506 2507 2508 2509 2510 2511 2512 2513 2514 2515 2516 2517 2518 2519 2520 2521 2522 2523 2524 2525 2526 2527 2528 2529 2530 2531 2532 2533 2534 2535 2536 2537 2538 2539 2540 2541 2542 2543 2544 2545 2546 2547 2548 2549 2550 2551 2552 2553 2554 2555 2556 2557 2558 2559 2560 2561 2562 2563 2564 2565 2566 2567 2568 2569 2570 2571 2572 2573 2574 2575 2576 2577 2578 2579 2580 2581 2582 2583 2584 2585 2586 2587 2588 2589 2590 2591 2592 2593 2594 2595 2596 2597 2598 2599 2600 2601 2602 2603 2604 2605 2606 2607 2608 2609 2610 2611 2612 2613 2614 2615 2616 2617 2618 2619 2620 2621 2622 2623 2624 2625 2626 2627 2628 2629 2630 2631 2632 2633 2634 2635 2636 2637 2638 2639 2640 2641 2642 2643 2644 2645 2646 2647 2648 2649 2650 2651 2652 2653 2654 2655 2656 2657 2658 2659 2660 2661 2662 2663 2664 2665 2666 2667 2668 2669 2670 2671 2672 2673 2674 2675 2676 2677 2678 2679 2680 2681 2682 2683 2684 2685 2686 2687 2688 2689 2690 2691 2692 2693 2694 2695 2696 2697 2698 2699 2700 2701 2702 2703 2704 2705 2706 2707 2708 2709 2710 2711 2712 2713 2714 2715 2716 2717 2718 2719 2720 2721 2722 2723 2724 2725 2726 2727 2728 2729 2730 2731 2732 2733 2734 2735 2736 2737 2738 2739 2740 2741 2742 2743 2744 2745 2746 2747 2748 2749 2750 2751 2752 2753 2754 2755 2756 2757 2758 2759 2760 2761 2762 2763 2764 2765 2766 2767 2768 2769 2770 2771 2772 2773 2774 2775 2776 2777 2778 2779 2780 2781 2782 2783 2784 2785 2786 2787 2788 2789 2790 2791 2792 2793 2794 2795 2796 2797 2798 2799 2800 2801 2802 2803 2804 2805 2806 2807 2808 2809 2810 2811 2812 2813 2814 2815 2816 2817 2818 2819 2820 2821 2822 2823 2824 2825 2826 2827 2828

RDC: dh

RDC:dh

The following is taken from the provisions of the Idaho Code under
which this claim is being filed:

[illegible]

the Government has been contemplating the following legislative

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

1515 Lincoln Road
Idaho Falls, ID 83401
(208) 523-7186

JANUARY 19, 1979

Preston Citizen
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 billings to this office before FEBRUARY 12, 1979.

Yours truly,

RONALD D. CARLSON
Supervisor

Encl.

MICROFILMED

13-4083-

HOBBS, RICHARD D. & &/or LOIS S.

WEST OF CITY, PRESTON, ID 83263

Source: SPRING ON ERICKSEN HOLLOW tributary to BEAR RIVER

Priority Date: 01/01/1928

Amount: 1.27 CFS

Diversion Point: SWSW Sec 21 T 15S R 39E, FRANKLIN Co.

Use: IRRIGATION	(0.75 CFS)	from 04/01 to 11/01
DOMESTIC	(0.02 CFS)	from 01/01 to 12/31
STOCKWATER	(0.50 CFS)	from 01/01 to 12/31

Place of Use: SWSW Sec 21 T 15S R 39E FOR 38 ACRES

Diversion Means: DITCH & PIPELINE

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:

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho 83401.

C. STEPHEN ALLRED

Director

Published 1/25 & 2/1/79.

MICROFILMED

B D-A

January 15, 1979

Mr. Lowell D. Castleton
Williams and Castleton
P. O. Box 91
Preston, Idaho 83263

Dear Sir:

Re: Claims to Water Rights - Hobbs

Attached herewith is Departmental receipt No. 12834 in the amount of \$40.00 for two claims submitted by your office in behalf of Richard D. and Lois S. Hobbs.

Very truly yours,

RONALD D. CARLSON
Supervisor
Eastern Region

RDC:dh

Attachment

MICROFILMED

WILLIAMS & CASTLETON

LAW OFFICES

24 NORTH STATE - P. O. BOX 191

PRESTON, IDAHO 83263

J. DENNIS "J. D." WILLIAMS
LOWELL D. CASTLETON

January 11, 1979

TELEPHONE:
(208) 852-2600

Mr. Ernest M. Carlsen
Water Resource Analyst
State of Idaho
Department of Water Resources
1515 Lincoln Road
Idaho Falls, Idaho 83401

Re: Hobbs - Claims to a Water Right
Our File No. 1272.1

Dear Mr. Carlsen:

Enclosed are the corrected Claims to Water Right submitted
on behalf of Richard D. Hobbs and Lois S. Hobbs of Preston.

We appreciate your assistance in bringing these matters
to our attention.

Yours very truly,

WILLIAMS & CASTLETON



LOWELL D. CASTLETON
Attorney at Law

LDC/kc

Enclosures

January 10, 1979

Mr. Lowell D. Castleton
Williams and Castleton
P. O. Box 191
Preston, Idaho 83263

Dear Mr. Castleton:

Re: Claims to a Water Right - Hobbs

The Department has reviewed the claims to a water right submitted by your office on behalf of Richard D. Hobbs and Lois S. Hobbs of Preston, Idaho and finds it necessary to return them. We are also returning your check No. 1584 in the amount of \$40.00

Regarding the claim for water from a spring on Ericksen Hollow, since the culinary use is for a single family dwelling, the quantity of water claimed in Item 3 appears to be excessive. The 1/10 of a cubic foot per second indicates your client requires 65 thousand gallons a day for household use. The Department normally recommends 13 thousand gallons per day, which is equivalent to 0.02 c.f.s.

Furthermore, in Item 5 of the claim for water from an unnamed spring tributary to Bear River, the legal description is not consistent with the illustrated plat map in Item 8. The point of diversion in Item 5 specifies the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 21, Twp. 15S, Rge. 39E, while the plat map indicates the point of diversion to be in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 28, Twp. 15S, Rge. 39E. This should be corrected so that both items reflect the same legal description.

The Department will be glad to initiate processing of your clients' claims once you have taken action on the above referenced items and resubmitted the water rights to our office, accompanied by a check for \$40.00 in payment of the statutory filing fee.

Respectfully submitted,

ERNEST M. CARLSEN
Water Resource Analyst

EMC - dh Enc.

UNRECORDED

WILLIAMS & CASTLETON

LAW OFFICES

24 NORTH STATE - P. O. BOX 191

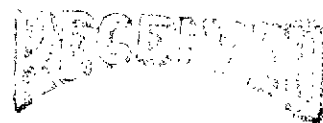
PRESTON, IDAHO 83263

J. DENNIS "J. D." WILLIAMS
LOWELL D. CASTLETON

TELEPHONE:
(208) 852-2680

January 4, 1979

Mr. Ernest M. Carlsen
Water Resource Analyst
State of Idaho
Department of Water Resources
1515 Lincoln Road
Idaho Falls, Idaho 83401



JAN 5 1979

Department of Water Resources
Eastern District Office

Re: Hobbs - Claims to a Water Right
Our File No. 1272.1

Dear Mr. Carlsen:

Enclosed are the corrected Claims to Water Right submitted
on behalf of Richard D. Hobbs and Lois S. Hobbs of Preston.

We appreciate your assistance in bringing these matters
to our attention.

Yours very truly,

WILLIAMS & CASTLETON

LOWELL D. CASTLETON
Attorney at Law

LDC/kc

Enclosures



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

December 26, 1978

Lowell D. Castelton
Attorney at Law
24 North State
P.O. Box 191
Preston, Idaho 83263

Dear Mr. Castelton:

The Department has reviewed the Claims to a Water Right submitted by your office on behalf of Richard D. Hobbs and Lois S. Hobbs of Preston, Idaho and finds it necessary to return them for additional information and changes. We are also returning your check No. 1584 in the amount of \$40.00.

Regarding both claims, it would probably be to your clients advantage if the priority in item #1 stated the month and possibly the day along with year when water was first put to beneficial use. Also, your client apparently wishes to claim culinary use for water from a spring in Ericksen Hollow. This usage should be described in item #6B by indicating the number of family dwellings to which the water was supplied. Furthermore, in item #5 of the claim for water from an unnamed spring tributary to the Bear River the legal description for the point of diversion is not consistent with the illustrated plat map in item #8. The legal description and the plat map should be corrected to reflect the same 40 acre subdivision of the point of diversion.

With action finalized on the above mentioned items, please resubmit the Claims to a Water Right accompanied by a check for \$40.00 in payment of the statutory filing fee.

If we can be of any assistance, please feel free to contact this office.

Respectfully submitted,

Ernest M. Carlsen

ERNEST M. CARLSEN
Water Resource Analyst

EMC:jf

Enc.

WILLIAMS & CASTLETON

LAW OFFICES

24 NORTH STATE - P. O. BOX 191

PRESTON, IDAHO 83263

J. DENNIS "J. D." WILLIAMS
LOWELL D. CASTLETON

December 21, 1978

TELEPHONE:
(208) 852-2680

State of Idaho
Department of Water Resources
Eastern Region
1515 Lincoln Road
Idaho Falls, Idaho 83401

Re: Hobbs - Claims to a Water Right
Our File No. 1272.1

Dear Sir:

Enclosed please find two Claims to a Water Right which we are filing on behalf of our clients, Richard and Lois Hobbs. Also enclosed is a check for \$40.00 as payment of the required filing fee.

If you have any questions, please feel free to contact our office.

Yours very truly,

WILLIAMS & CASTLETON



LOWELL D. CASTLETON
Attorney at Law

LDC/kc

Enclosures

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Ennio

Right Number _____

Applicant Richard D Hobbs & Lois S.

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 _____ Date _____

STATE OFFICE PROCESSING:

- ☐ Claim review complete.

By _____ Date _____

MICROFILMED

WATER RIGHT NUMBER 13-4083

DD 93

ACT
ION

OWNER LAST NAME - HOBBS
OWNER LAST NAME - HOBBS
ADDRESS LINE 1 - WEST OF CITY

FIRST NAME - RICHARD D. &
FIRST NAME - LOIS S.

CITY - PRESTON

STATE - ID ZIP CODE - 83263

TRIBUTARY OF - BEAR RIVER

PRIORITY - 01-01-1928

COUNTY - FRANKLIN

TOTAL DIV. RATE -

1.2700CFS

SOURCE - SPRING ON ERICKSEN HOLLOW
STAGE - STATUTORY CLAIM
DIVERSION POINT - SWSW 21 15S 39E

FROM - 04-01 TO - 11-01 USE - IRRIGATION
FROM - 01-01 TO - 12-31 USE - DOMESTIC
FROM - 01-01 TO - 12-31 USE - STOCKWATER
USE - IRRIGATION
NON IRRIG USE - 0.02 CFS FOR DOMESTIC USES, 0.50 CFS FOR STOCKWATERING OF 15
NON IRRIG USE - HORSES, 20 CATTLE.

AC 38

** R ** MULTIPLE LINES - ABBREVIATE TO FIT 65 POSITIONS

N DIVERSION MEANS - DITCH & PIPELINE

Handwritten initials or signature.