

1983 #916
386

AFFIDAVIT OF PUBLICATION

OCT 13 1983

Department of Water Resources
Eastern District Office

IDAHO, }
Bear Lake } ss.

Maria B. Nye
being duly sworn,

I say:
the Publisher of THE
LINER, a weekly newspaper published at Mont-
pelier, Idaho; and has been and is in general circulation in the
County of Bear Lake and State of Idaho; and
said, and in the vicinity of Montpelier; that the
newspaper, a copy of which is attached hereto, was pub-
lished once a week for 2 con-
secutive issues in the regular and entire issue of said paper
period and time of publication, and was published
proper and not a supplement; that said
newspaper has been established and regularly published for more
than eight consecutive weeks prior to the date of
publication of said advertisement.

It was published in the issue beginning with
September 1, 1983, and ending
on September 8, 1983.

Maria B. Nye
38

and sworn to before me this 13th day
September, 1983.

Notary Public

Notary Public, Residing at Montpelier, Idaho
Commission Expires Lifetime, 19 .

LEGAL NO. 2384

**OFFICE OF CLAIMS TO
WATER RIGHTS**

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

11-4266
HEMMERT, HERVIN &/or DWIGHT
ST. CHARLES, ID 83272
Source: SPRING trib. to SINKS
Priority Date: 05/01/1916
Diversion Pt: NWNE Sec 09 T 16S R 45E
Use: STOCKWATER (0.02 CFS)
In: NWNE Sec 09 T 16S R 45E

11-4264
KUNZ, ROGER L.
875 LUCILLE, POCATELLO, ID 83201
Source: POND trib. to SINKS
Priority Date: 06/01/1958
Diversion Pt: SWSW Sec 36 T 12S R 43E
Use: IRRIGATION (0.80 CFS)
STOCKWATER (0.04 CFS)
In: SWSW Sec 36 T 12S R 43E NWNW Sec 01
T 13S R 43E FOR 40 ACRES

11-4263
HULME, CHARLES E. &/or MELVIN J.
BLOOMINGTON, ID 83223
Source: SPRING trib. to DRY CREEK
Priority Date: 11/06/1901
Diversion Pt: SWNW Sec 28 T 14S R 43E
Use: STOCKWATER (0.03 CFS)
In: SWNW Sec 28 T 14S R 43E

11-4262
HULME, CHARLES E. &/or MELVIN J.
BLOOMINGTON, ID 83223
Source: SPRING
Priority Date: 12/23/1914
Diversion Pt: SENE Sec 28 T 14S R 43E
Use: STOCKWATER (0.03 CFS)
In: SENE NESE Sec 28 T 14S R 43E

11-4261
HULME, CHARLES E. &/or MELVIN J.
BLOOMINGTON, ID 83223
Source: SPRING trib. to DRY CREEK
Priority Date: 05/14/1920
Diversion Pt: NWSW Sec 28 T 14S R 43E
Use: STOCKWATER (0.04 CFS)
In: NWSW Sec 28 T 14S R 43E

11-4260
HALL FAMILY TRUST
2643 IOWA ST., OGDEN, UT 84401
Source: SPRING trib. to THOMAS FORK
CREEK
Priority Date: 05/09/1929
Diversion Pt: SESW Sec 07 T 12S R 46E
NENW NWNE NENE Sec 18 T 12S R 46E
NWNW Sec 17 T 12S R 46E
Use: STOCKWATER (0.10 CFS)
In: SESW Sec 07 T 12S R 46E NWNW Sec 17
T 12S R 46E NENE NWNE NENW Sec 18 T
12S R 46E

11-4259
HALL FAMILY TRUST
2643 IOWA ST., OGDEN, UT 84401
Source: SPRING trib. to THOMAS FORK
CREEK
Priority Date: 03/25/1921
Diversion Pt: SESW Sec 07 T 12S R 46E
NENW NWNE NENE Sec 18 T 12S R 46E
NWNW Sec 17 T 12S R 46E
Use: STOCKWATER (0.10 CFS)
In: SESE Sec 07 T 12S R 46E SWSW Sec 08 T
12S R 46E

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.

9-1, 9-8
79 LINES

MICROFILMED

11-4261

HULME, CHARLES E. &/or MELVIN J.

BLOOMINGTON, ID 83223

Source: SPRING trib. to DRY CREEK

Priority Date: 05/14/1920

Diversion Pt: NWSW Sec 28 T 14S R 43E

Use: STOCKWATER (0.04 CFS)

In: NWSW Sec 28 T 14S R 43E

11-4261

HULME, CHARLES E. &/or MELVIN J.
BLOOMINGTON, ID 83223

Source: SPRING trib. to DRY CREEK

Priority Date: 05/14/1920

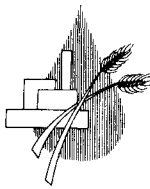
Diversion Pt: NWSW Sec 28 T 14S R 43E

Use: STOCKWATER (0.04 CFS)

In: NWSW Sec 28 T 14S R 43E

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 Charles E. and/or Melvin J. Halme
(Name of Claimant)
Bloomington, Idaho 83223 Telephone No. 945-2096
(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) MAY 14, 1920

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 Dry Creek

(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>0.04 cfs</u>	Use <u>Stock water</u>	Period of Use From <u>5/1</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, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW 1/4 SW 1/4, Sec. 28 Twp. 14S Rge. 43E B.M., County of Bear Lake
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. collection pond, converted to pipe & troughs 1977

(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	
14S	43E	28									X								

No. of acres

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Stock water

NOTE: Include here the type and number of stock watered: 600 head range cattle

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

A hand-drawn map on a grid. The map shows a section of land with a north arrow pointing towards the top-left. A scale bar is located in the bottom-left corner, labeled 'Miles' and '0.5'. The map is divided into sections by solid lines, with dashed lines indicating further subdivisions. A circled 'X' marks a specific location, labeled 'Point of Diversion and Place of Use'. To the right of this point, the text '28' is written. Above the point, the text 'R43E' is written. To the left of the point, the text 'T14S' is written.

ASSISTED by Kaw 5-3-83 **FOR DEPARTMENT USE ONLY**
 Received by CW Date 6-30-83 Exception filed by: _____ Forwarded to _____ Date _____
 Prelim. check by S.M. Date 8-11-83
 \$30.00 fee received by CW Date 7-6-83
 Published in News Examiner # 29251
 Dates 9/1 - 9/8/83

1983 #916
386

AFFIDAVIT OF PUBLICATION

OCT 13 1983

Department of Water Resources
Eastern District Office

IDAHO, }
Bear Lake } ss.

Marie B Nye
being duly sworn,

says:
the Publisher of THE
LINER, a weekly newspaper published at Mont-
County of Bear Lake and State of Idaho; and
has been and is in general circulation in the
said, and in the vicinity of Montpelier; that the
at, a copy of which is attached hereto, was pub-
d newspaper once a week for 2 con-
ks in the regular and entire issue of said paper
period and time of publication, and was published
paper proper and not a supplement; that said
en established and regularly published for more
eight consecutive weeks prior to the date of
ion of said advertisement.

was published in the issue beginning with
September 1, 1983, and ending

of September 8, 1983

Marie B Nye

38
d and sworn to before me this 15th day

September, 1983

Denise Green

Notary Public, Residing at Montpelier, Idaho

ion Expires Lifetime, 19.....

LEGAL NO. 238
OFFICE OF CLAIMS ID
WATER RIGHTS

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NENW NWNE NENE Sec 18 T 12S R 46E
NWNW Sec 17 T 12S R 46E
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NWNW Sec 17 T 12S R 46E
Use: STOCKWATER (0.10 CFS)
In: SESE Sec 07 T 12S R 46E SWSW Sec 08
T 12S R 46E

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, DR.
9-1, 9-4
79 LINE

MICROFILMED

01 WATER RIGHT NUMBER - 11-4261 02 DED (D) NUMBER -

LAST NAME

03001 - HULME
03002 - HULME

FIRST NAME

04001 - CHARLES E.
04002 - MELVIN J.

ORIG. OWNER

05001 - C
05002 - C

06 ADD LINE 1 -

07 ADD LINE 2 -

08 ADD LINE 3 -

09 CITY - BLOOMINGTON

10 STATE - ID

11 ZIP - 83223

12 STAGE - S STATUTORY CLAIM

13 STATUS -

SOURCE

14001 - SPRING

TRIBUTARY OF

15001 - DRY CREEK

16 DIVERSION MEANS - POND, PIPE & TROUGHS

17 COUNTY - 07 BEAR LAKE

18 DIVERSION CAPACITY - .000

19 TOTAL DIVERSION RATE - .040

20 TOTAL DIVERSION VOLUME - .00

21 WATER DISTRICT -

TRACT

SEC

TWN

RNG

LOT

RFLG

STREAM

INDEX

FIELDS

22001 - NWSW 23001 - 28 24001 - 14S 25001 - 43E 26001 - 27001 -

28001 - 0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

0.0

29 NON-IRRIGATION USE - S/600 RANGE CATTLE

USE CODE / USE

TWN

RNG

SEC

TRACT

ACRES

LOT

30001 - 04 STOCKWATER

31001 - 14S 32001 - 43E 33001 - 28 34001 - NWSW 35001 -

36001 -

TOTAL ACRES: 0

PERIOD FROM PERIOD TO

USE CODE / USE

WATER USE

DIVERSION RATE

DIVERSION VOLUME

37001 - 0501 38001 - 1231 39001 - 04 STOCKWATER

40001 -

41001 -

0.00

42 DECREE PLAINTIFF NAME -

43 DECREE DEFENDANT NAME -

REMARKS

44001 -

APPROVAL CONDITIONS: 45001 -

46 OTHER RIGHTS FOR SAME USE -

47 PRIORITY - 14-MAY-1920

48 PROOF DUE

49 PROOF MADE

50 APPROVE/DENIED

51 PROTESTED

52 HEARING

53 VERIFIED

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----- D A T E S ----- D A T E S ----- F L A G S -----

54 LAST UPDATE - 29-AUG-1983

62 DATE_2

-

3/17/86
VERIFIED JKN

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

SEPTEMBER 19, 1983

RECEIVED
CHARLES E. HULME
MELVIN J. HULME
BLOOMINGTON ID 83223

RE: Claim No. 11-4261

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



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

September 20, 1983

RE: Claim to a Water Right No. 11-4266 HEMMERT
11-4264 KUNZ
11-4263 HULME
11-4262 "
11-4261 "
11-4260 HALL
11-4259 "

News-Examiner
P.O. Box 278
Montpelier, ID 83254

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 September 1 and 8, 1983.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

COLLEEN WRAY
Adm. Secretary

*Called
10.7.83
cw*

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Steve McLormick

Right Number 11 4261 Applicant Hulme

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 17, 1983

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By SC Date 10-1-83

RECEIVED
OCT 20 1983

Department of Water Resources

IDENT. NO. 11 4261

WATER RIGHT
DATA ENTRY LOG

[illegible]

11-4261

HULME, CHARLES E. &/or MELVIN J.

BLOOMINGTON, ID 83223

Source: SPRING trib. to DRY CREEK

Priority Date: 05/14/1920

Diversion Pt: NWSW Sec 28 T 14S R 43E

Use: STOCKWATER (0.04 CFS)

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