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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 Whitnah Ranches Inc.
(Name of Claimant)

Rt. 1 Box 17 Am. Falls, Ida 83211 Telephone No. 226-2760
(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) July 20, 1918

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)
Ground water tributary to _____

(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</u>	Use	<u>Domestic</u>	Period of Use From <u>Jan. 1</u>	To <u>Dec. 31</u>
Quantity	<u>0.12</u>	Use	<u>Stockwater</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 _____
Quantity	_____	Use	_____	Period of Use From _____	To _____

(4) 0.16 TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NE ¼ NW ¼, Sec. 22 Twp. 13S Rge. 32E 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. Pump, water lines to dwellings and to tanks for cattle.

(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	
13S	32E	22					X	X											

No. of acres _____

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: family dwelling and 500 head of cows.

NOTE: Include here the type and number of stock watered: 500

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

Received
Prepaid
\$21.00 fee rec
Published in

12
CMT

Date _____

Date 6-09-82

6-16-88 FOR DEPARTMENT USE ONLY

Forwarded to
claimant by:

Uate

~~My commission expires~~

For Life

Notary Public
Residing at _____

Notary Public

Emily Fonger Johnson

1986

(Claimant)

M. F. Smith
Day 7097 & 8000
(Claimant)

affiant's knowledge.

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

State of Idaho

§§.

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.

A grid of graph paper with handwritten text. The text "R3DE 22" is written in the upper right quadrant. The text "T135" is written in the lower right quadrant. A dashed line runs horizontally across the middle of the grid, with the label "DUELLING WALL" written below it.

(8) Remarks

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Oneida } ss.

Helen Ward

being duly sworn,
deposes and says: That she is the *Secretary* 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 July 1, 19 82, and ending

with the issue of July 8, 19 82

Helen Ward

Fee \$ 17.00

Subscribed and sworn to before me this 12th day

of July, 19 82.

Joan Nauken
Notary Public, Residing at Malad, Idaho

My Commission Expires May 5, 19 85

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:

17-4039

WHITNAH RANCHES INC.

RT. 1, BOX 17, AMERICAN FALLS, ID 83211.

Source: GROUND-WATER

Priority Date: 07-20-1918

Amount: 0.16 CFS

Diversion Point: NENW Sec 22 T 13S R 32E, ONEIDA Co.

Use: STOCKWATER (0.12 CFS) from 01-01 to 12-31

DOMESTIC (0.04 CFS) from 01-01 to 12-31

Place of Use: NENW NWNW Sec 22 T 13S R 32E

Diversion Means: PUMP, LINES & TANKS

Any exception to any claim of water right may be filled with the Director of the Idaho Department

of Water Resources, 150 Shoup Ave., Idaho Falls, Idaho 83402.

A. KENNETH DUNN

Director

Published 7-1 & 7-8-82 T2

RECEIVED

JUL 14 1982

Department of Water Resources
Eastern District Office

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Shoup Ave., Idaho Falls,
Idaho 83402.

A. KENNETH DUNN

Director

Published 7-1 & 7-8-82

T2

*Please
proof and
remit to our
office if any
objections.*

*Called
6-29-82
BP*

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

JULY 19, 1982

WHITNAH RANCHES INC.
RT. 1, BOX 17
AMERICAN FALLS ID 83211

RE: Claim No. 17-4039

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,

ROBERT D. CARLSON
Eastern Region Supervisor

Enclosure

RECEIVED
JUL 23 1982

Department of Water Resources

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: HWS

Right Number 17 4039

Applicant Whitnah Ranch

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.
send to W.D. # _____
- July 19, 1982

FINAL REGIONAL PROCESSING REVIEW:

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

By RDC Date 7/21/82

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By KW Date 7/23/82

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

JUNE 23, 1982

The Idaho Enterprise
P. O. Box 205
Malad City, Idaho 83252

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 JULY 19, 1982.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

MICROFILMED

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A. KENNETH DUNN

Director

ublished 7/1 & 7/8/82.

MICROFILMED

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Place of Use: NENW NWNW Sec 22 T 13S R 32E

Diversion Means: PUMP, LINES & TANKS

MICROFILMED

April 14, 1982

Whitnah Ranches Inc.
Rt. 1, Box 17
American Falls, ID 83401

Dear Sir:

Enclosed are the five applications for permits and check #92-85/1241 in the amount of \$150.00 that were submitted to this department. Several problems with the applications made it necessary to return them.

To facilitate your making corrections, a copy of each application was made and the errors and deletions were noted on each copy. All amounts for domestic and stockwater uses are the recommended amounts that should be filed on.

Also enclosed are new applications with instructions, an example page on points of diversion and place of use to be used in completing the map, and copies of USGS maps. The use of copies of USGS maps is acceptable, but it should be noted that each quarter-quarter section (each small square) is equivalent to 40 acres.

Upon receipt of the corrected and signed applications with the appropriate filing fee, processing the applications will begin.

Please feel free to contact this office for any additional assistance that may be needed.

Sincerely,

Keith C. Wilson
Sr. Resource Agent

KCW:bp

Enclosures