

No Color
Documents
In File

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 CLARK L. HUBBARD
HOLBROOK RT. (MALAD) IDA. (Name of Claimant)
(Mailing Address) (Zip Code) 83252 Telephone No. 698-3573

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) MARCH 1st 1963

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.)	(Mo., Day)	(Mo., Day)
Quantity <u>.09 cfs</u>	Use <u>IRRIGATION</u>	Period of Use From <u>Apr 1</u>	To <u>Nov 1</u>
Quantity <u>.06 cfs</u>	Use <u>STOCK WATER</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) .15 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW 1/4 SW 1/4, Sec. 29 Twp. 14S Rge. 33E 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, MAINLINE, SPRINKLER, HANDLINES

(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	
14S	33E	29											30						30

No. of acres 30

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

NOTE: Include here the type and number of stock watered: 50 head CATTLE

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

SHS

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 Oneida)

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.

affiant's knowledge.

Sworn to before me this 29th day of March, 1979.

(Claimant)

Notary Public

Residing at Malad, Idaho

My commission expires 6-15-79

FOR DEPARTMENT USE ONLY

Forwarded to _____
Date _____

Exception filed by: _____
Forwarded to _____
Date _____

claimant by:

Date _____

Received by dh 4-2-79 Date
Exception filed by: _____
Forwarded to _____ Date

Date

claimant by:

Received by _____ Date 4-2-79 #12992

Dates April 12 & 19, 1969

Dates April 12 & 19, 1969

APR 11 12 & 19 6/6T

**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:

No. 15-4025

JONES, OREN J.
ROUTE 1, BOX 243, MALAD, ID. 83252

Source: SPRING CREEK tributary to MALAD RIVER
Priority Date: 04-01-1890
Amount: 2.00 CFS
Diversion Point: NWSW Sec. 28 T 14S R. 36E, Oneida Co.
Use: IRRIGATION (2.00 CFS) from 04-01 to 05-15

Place of Use: NWNW SWNW Sec. 33 T. 14S R. 36E SENE Sec. 32 T. 14S R. 36E for 43 ACRES
Diversion Means: DITCH

No. 15-4026

SMITH FARM
333 SOUTH 100 WEST, MALAD, ID. 83252

Source: DRY CREEK tributary to DEEP CREEK
Priority Date: 04-01-1923
Amount: 1.00 CFS
Diversion Point: NESW Sec. 32 T. 14S R. 37E, Oneida Co.
Use: IRRIGATION (1.00 CFS) from 04-01 to 10-01

Place of Use: NESW NWSW SWSW Sec. 32 T. 14S R. 37E SESE Sec. 31 T. 14S R. 37E for 30 acres

Diversion Means: DITCHES

No. 15-4027

SCHWARTZ, DALE
214 WEST 300 NORTH, MALAD, ID. 83252

Source: LITTLE MALAD RIVER tributary to BEAR RIVER

Priority Date: 03-20-1918
Amount: 0.04 CFS
Diversion Point: NENW Sec. 12 T. 13S R. 34E SWSW SESW Sec. 01 T 13S R 34E, Oneida Co.
Use: STOCKWATER (0.02 CFS) from 09-01 to 12-01

DOMESTIC (0.02 CFS) from 04-01 to 11-01

Place of Use: SWSW SESW Sec. 01 T 13S R 34E NENW Sec. 12 T 13S R 34E

Diversion Means: PUMP & PIPELINES

No. 15-4028

BRIGGS, HOWARD W.
ROUTE 1, MALAD, ID. 83252

Source: UNNAMED SPRINGS tributary to SINKS
Priority Date: 04-21-1950
Amount: 1.00 CFS

Diversion Point: SWSW Sec. 05 T. 13S R 35E NENE Sec. 07 T 13S R 35E NWNW Sec. 08 T 13S R 35E, Oneida Co.

Use: IRRIGATION (0.80 CFS) from 04-01 to 11-01

STOCKWATER (0.00 CFS)

No. 15-4029

PRICE, JOHN W.
ROUTE 1, BOX 231, MALAD, Idaho ID 83252

Source: GROUNDWATER
Priority Date: 06-01-1907
Amount: 0.04 CFS
Diversion Point: SWNW SENW Sec. 35 T 14S R 35E, Oneida Co.
Use: DOMESTIC (0.04 CFS) from 01-01 to 12-31
Place of Use: SWNW SENW Sec. 35 T 14S R 35E
Diversion Means: TWO ARTESIAN WELLS & DELIVERY SYSTEM

No. 15-4030

GROVER, NORMAN
404 EAST 2nd SOUTH, BRIGHAM CITY, UT. 84302
Source: GROVER SPRING (BOND SPRING) tributary to GROVER HOLLOW

Priority Date: 03-01-1909
Amount: 0.06 CFS
Diversion Point: SWSW Sec. 08 T 16S R 35E, Oneida Co.
Use: DOMESTIC (0.02 CFS) from 01-01 to 12-31
STOCKWATER (0.02 CFS) from 01-01 to 12-31
IRRIGATION (0.02 CFS) from 04-01 to 11-01

Place of Use: SWNW Sec. 30 T 16S R 35E for 2 acres
Diversion Means: HEADBOX & PIPELINES

No. 17-4027

HUBBARD, CLARK L.
HOLBROOK ROUTE, MALAD ID. 83252

Source: GROUNDWATER
Priority Date: 03-01-1963
Amount: 0.15 CFS
Diversion Point: SWSW Sec. 29 T 14S R 33E, Oneida Co.
Use: STOCKWATER (0.06 CFS) from 01-01 to 12-31

IRRIGATION (0.09 CFS) from 04-01 to 11-01

Place of Use: SWSW Sec. 29 T 14S R 33E for 30 acres

Diversion Means: WELL, PUMP & SPRINKLER SYSTEM

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 in The Idaho Enterprise 4-12 & 4-19 79
4-12-1972

AFFIDAVIT OF PUBLICATION

RECEIVED

MAY 10 1979

Department of Water Resources
Eastern District Office

being first duly sworn on
oath, states That *she is* *Soady*
Idaho Enterprise, a newspaper of general circulation da County, Idaho published weekly at Malad, in said that said newspaper has been published in said uninterruptedly and continuously for over seventy- consecutive weeks, prior to the first publication of the notice or advertisement:

said Idaho Enterprise was at all of the times of publi- f said notice a newspaper of general circulation made least four pages of at least five columns each, printed be matter or stereotyped forms of at least seventeen e-fourths inches depth, and said newspaper during e times of publication aforesaid had more than 200 e subscribers thereto living within the County of in which said newspaper was published at regular not less frequently than once a week.

ie annexed notice was published per clipping attach- e regular and entire edition of said newspaper and

ny supplement thereof for *2* successive weekly ereof of the date of the first publication being the

y of *May*, 19 *79*, the day of the last on being the *19* day of *May*

d and sworn to before me this *9th* of *May*

ission expires the *9th* day of *May* 19 *79*

es at 23c per line first insertion *\$ 32.89*

es tabulated as 34 1/2c per line *\$ 21.45*

e each subsequent insertion *\$ 21.45*

TOTAL *\$ 54.39*

tes for legal notices are fixed by Idaho law)

ED 87

ar Resources
st Office

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

APRIL 30, 1979

CLARK L. HUBBARD
HOLBROOK ROUTE
MALAD

ID 83252

RE: Claim No. 17-4027

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

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

APRIL 6, 1979

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 billing to this office before APRIL 30, 1979.

Yours truly,

RONALD D. CARLSON
Supervisor

Encl.

MICROFILMED

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:

17-4027-

HUBBARD, CLARK L.

HOLBROOK ROUTE, MALAD, ID 83252

Source: GROUNDWATER

Priority Date: 03/01/1963

Amount: 0.15 CFS

Diversion Point: SWSW Sec 29 T 14S R 33E, ONEIDA Co.

Use: STOCKWATER	(0.06 CFS)	from 01/01 to 12/31
IRRIGATION	(0.09 CFS)	from 04/01 to 11/01

Place of Use: SWSW Sec 29 T 14S R 33E FOR 30 ACRES

Diversion Means: WELL, PUMP & SPRINKLER SYSTEM

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 4/12 & 4/19/79.

MICROFILMED

April 2, 1979

Clark L. Hubbard
Holbrook Route
Malad, Idaho 83252

Dear Mr. Hubbard:

Re: Claim to Water Right

Attached herewith is Departmental receipt No. 12992 in the amount of \$20.00 for the above referenced claim.

Very truly yours,

RONALD D. CARLSON
Supervisor
Eastern Region

RDC:dh

Attachment

MICROFILMED

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: John C.

Right Number _____ Applicant Ann Marshall

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 Juni Date 6/1/79

MICROFILMED