

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 Oren J. Jones
(Name of Claimant)
Rt #1 Box 243 MALAD 83252 Telephone No. 766-2544
(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) 1 April 1890

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 CK tributary to MALAD R.

(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>2.0 cfs</u>	Use	<u>Irrigation</u>	Period of Use From <u>Apr 1</u>	To <u>MAY 15</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) TOTAL QUANTITY USED.

(cfs, gpd, AFA)

(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. 36E 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. Private ditch 2'x3' 3/8mi to fields

(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	36E	33						12	24										36
		32				7													7

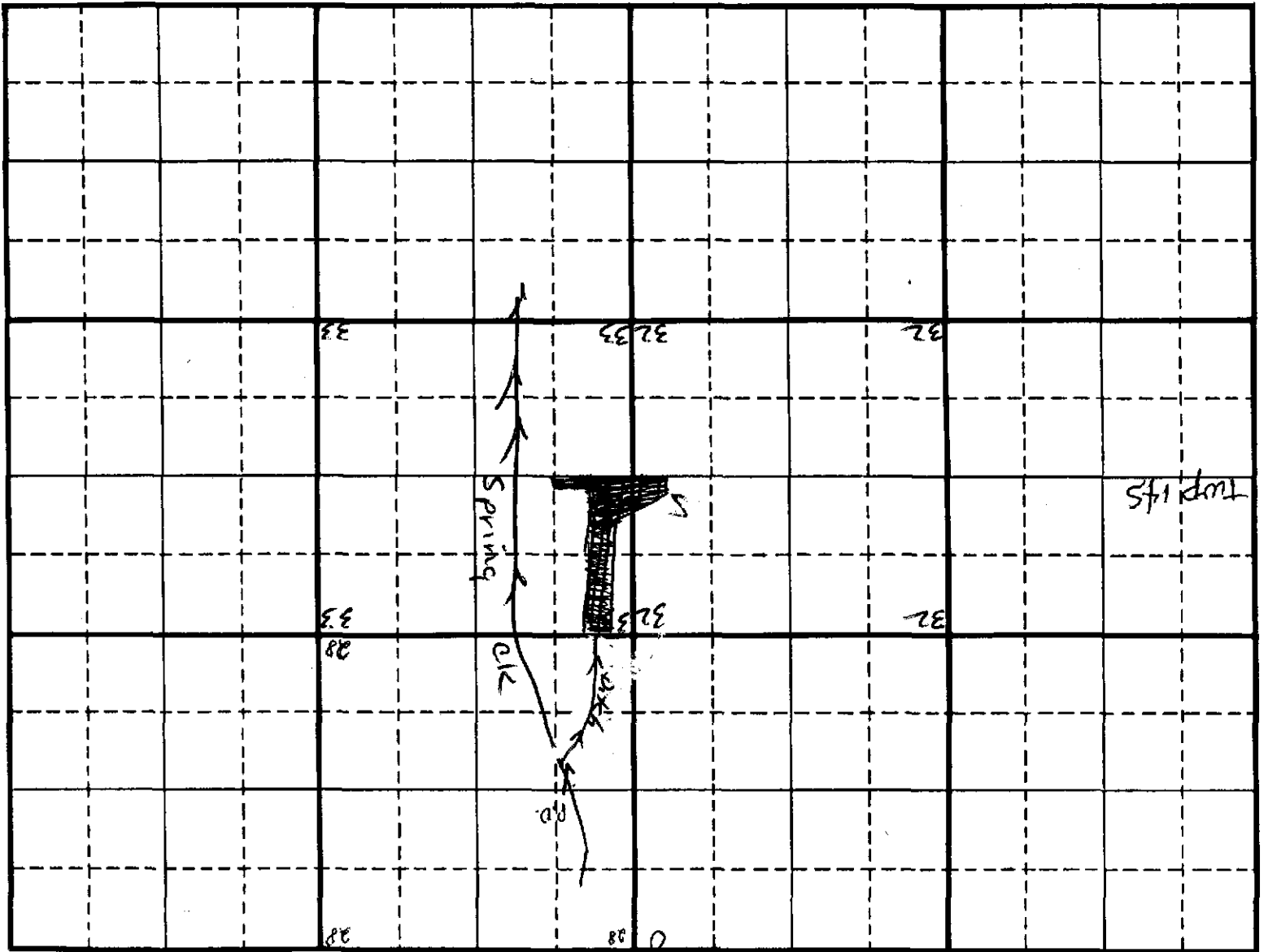
No. of acres 43

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:

(8) Remarks High water irrigation right



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

County of)
) ss.
)

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 29th day of

(Claimant)

Notary Public
Residing at

My commission expires

FOR DEPARTMENT USE ONLY

Forwarded to
Date

Exception filed by:

Date 3-30-79

dh

Received by

Date

3-30-79

dh

Prelim. check by BR

Date

3-30-79

dh

\$20.00 fee received by

Idaho Enterprise

Published in

April 12 & 19, 1979

Dates

**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

STOCKWAT (0.20 CFS)

AFFDAVIT OF PUBLICATION

MAY 10 1979

State of Idaho
County of Oneida, ss.

Department of Water Resources
Eastern District Office

Ineena J. Ellis being first duly sworn on
her oath, states: That *she* is *Secretary*
of the Idaho Enterprise, a newspaper of general circulation
in Oneida County, Idaho published weekly at Malad, in said
county, that said newspaper has been published in said
county uninterruptedly and continuously for over seventy-
eight consecutive weeks, prior to the first publication of the
annexed notice or advertisement:

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

That the annexed notice was published per clipping attach-
ed in the regular and entire edition of said newspaper and

not in any supplement thereof for 2 successive weekly
issues thereof of the date of the first publication being the

12 day of May, 1979, the day of the last

publication being the 19 day of May

1979

Subscribed and sworn to before me this 9th of May

1979

Thomas J. Ellis
Notary Public, residing at Malad, Idaho

My Commission expires the 1st day of _____ 19____

Costs:
143 lines at 23c per line first insertion \$ 32.89

_____ lines tabulated as 34 1/2c per line \$ _____

15c per line each subsequent insertion \$ 21.45

TOTAL \$ 54.34

(Rates for legal notices are fixed by Idaho law)

RECEIVED

MAY 10 1979

Department of Water Resources
Eastern District Office

87-A

**NOTICE OF CLAIMS
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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

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acres

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214 WEST 300 NORTH,
MALAD, ID. 83252
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RIVER tributary to BEAR
RIVER

Priority Date: 03-20-1918
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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
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PIPELINES

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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 (0.20 CFS)

No. 15-4030

FRANCE, JOHN W.
ROUTE 1, BOX 231, MALAD,
ID 83252

Source: GROUNDWATER
Priority Date: 06-01-1907
Amount: 0.04 CFS
Diversion Point: SWNW
SESW 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 Depart-
ment of Water Resources, 1515

Lincoln Road, Idaho Falls, Idaho
83401.

C. STEPHEN ALLRED
Director
Published in The Idaho Enter-
prise 4-12 & 4-19 79.
4-12-19 t2

AFFADAVIT OF PUBLICATION

MAY 10 1979

Department of Water Resources
Eastern District Office

Oneida, ss.

being first duly sworn on

states: That S. he is Scott
Enterprise, a newspaper of general circulation
county, Idaho published weekly at Malad, in said
said newspaper has been published in said
erruptedly and continuously for over seventy-
five weeks, prior to the first publication of the
ce or advertisement:

daho Enterprise was at all of the times of publi-
notice a newspaper of general circulation made
four pages of at least five columns each, printed
atter or stereotyped forms of at least seventeen
irths inches depth, and said newspaper during
es of publication aforesaid had more than 200
scribers thereto living within the County of
rich said newspaper was published at regular
ess frequently than once a week.

nexed notice was published per clipping attach-
ular and entire edition of said newspaper and

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

May, 19 79, the day of the last
ing the 19 day of May

I sworn to before me this 9th of May

James H. Frederick
Notary Public, residing at Malad, Idaho

expires the 9th day of May 19 79

23c per line first insertion \$ 32.84

culated as 34 1/2c per line \$

ch subsequent insertion \$ 21.45

TOTAL \$ 54.34

or legal notices are fixed by Idaho law)

87-A

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

APRIL 30, 1979

OREN J. JONES
ROUTE 1, BOX 243
MALAD

ID 83252

RE: Claim No. 15-4025

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.

RECEIVED

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:

15-4025-

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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: NWSW SWSW Sec 33 T 14S R 36E SENE Sec 32 T 14S R 36E
FOR 43 ACRES

Diversion Means: DITCH

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

Oren J. Jones
Route #1, Box 243
Malad, Idaho 83252

Dear Mr. Jones:

Re: Claim to Water Right

Attached herewith is Departmental receipt No. 12984 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 Car. Jones

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. 3
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- 11/1 ☒ Exceptions processed.

By _____ Date _____

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Juni Date 6/1/78