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Documents

In File

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that Dale Vaughan (name of claimant)
of 604 N 100 W, Malad, Idaho 83252, (mailing address), claims a right to the diversion and beneficial use of
the public water of the State of Idaho

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) ground water
_____, tributary to, _____
- (2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
- | | | | | | | | |
|--------|-------------------|-----|----------------------------|---------------------|---------------|----|------------------------|
| Amount | <u>3.20</u> | Use | <u>Irrigation</u> | Period of Use: From | <u>Apr. 1</u> | To | <u>Nov. 1</u> |
| Amount | _____ | Use | _____ | Period of Use: From | _____ | To | _____ |
| Amount | _____ | Use | _____ | Period of Use: From | _____ | To | _____ |
| | (cfs, gpm or a/f) | | (dom., irri., stock, etc.) | | | | (both dates inclusive) |
- (3) Total quantity of water claimed: 3.20 cubic feet per second, or _____ acre feet per annum, and/or _____ gallons per minute.
- (4) Priority claimed: (the date water was first applied to beneficial use) April 1, 1922

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 to this rule is that a claim may be filed on domestic use from a ground-water source.

- (5) A) Point of diversion: (give location of point where water is diverted from its source)
3 pts. NW ¼ SW ¼, Sec. 5 Twp. 15S Rge. 36E B. M. County of Oneida
Additional points of diversion: (See remarks)

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. 3 wells w/6" casing approx. 100 ft. deep, culverts and headgates

- (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	36E	5																		160

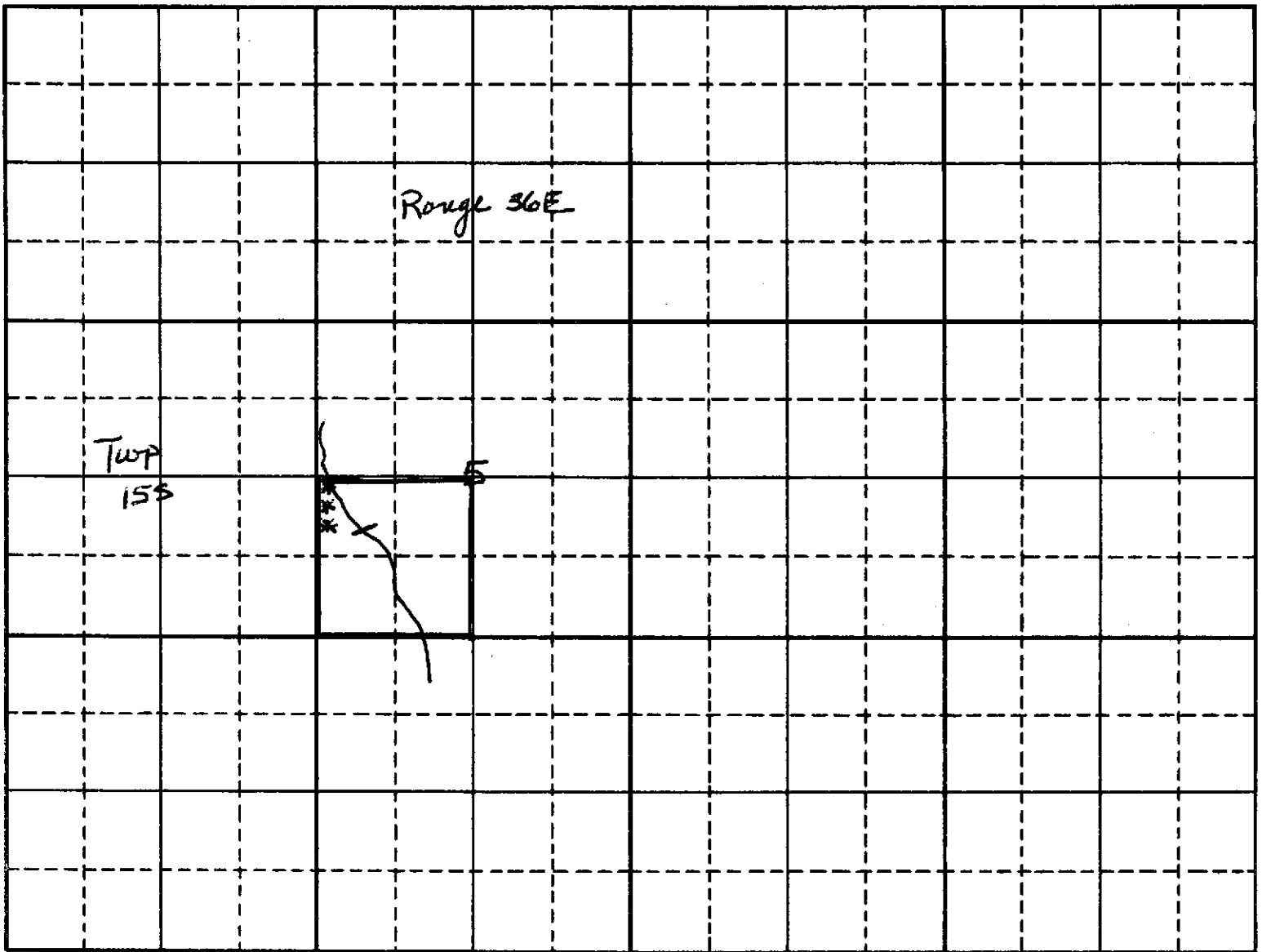
Total No. of acres 160

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

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

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(8) Remarks Water from the three wells is discharged into an unnamed creek and
rediverted from the creek from gates and culvert located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec.
5, T. 15S, R. 36E, Oneida County.



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 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 affiants knowledge.

Hale Vaughan
 (Claimant)

Sworn to before me this 25 day of March, 1977.

Burling Cotton Deputy
 Notary Public Clerk of the district court
 Residing at _____

My commission expires _____

For Department Use Only

Received by <u>aw</u>	Date <u>3-28-77</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>RDC</u>	Date <u>3/28/77</u>		claimant by:	
\$10.00 fee received by <u>aw</u>	Date <u>3-28-77</u>			
Approved for publication by <u>me 4-18-77</u>	<u>#6485</u>			
Published in <u>Idaho Enterprise</u>				
Dates <u>April 7 + 14, 1977</u>				

AFFIDAVIT OF PUBLICATION

State of Idaho
County of Oneida, ss.

Suzanne Jones being first duly sworn on
her oath, states: That she is secretary
of the Idaho Enterprise, a newspaper of general circula-
tion 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 publi-
cation of the annexed notice or advertisement:

That said Idaho Enterprise was at all of the times of
publication of said notice a newspaper of general circula-
tion 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 sub-
scribers 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
attached in the regular and entire edition of said
newspaper and not in any supplement thereof for 2
successive weekly issues thereof the date of the first
publication being the 7th day of April, 1977
the date of the last publication being the 14th day of
April, 1977.

Suzanne Jones

Subscribed and sworn to before me this 15 day of
Apr, 1977

H. D. Taylor
Notary Public, residing at Malad, Idaho

My Commission expires the 15 day of Oct, 1977

Costs:

28 lines at 23c per line first insertion \$ 6.44
..... lines tabulated at 34½c per line \$
15c per line each subsequent insertion \$ 4.20
TOTAL \$ 10.64

(Rates for legal notices are fixed by Idaho law)

RECEIVED

APR 18 1977
Department of Water
Eastern District Office

**NOTICE OF CLAIM
TO A WATER RIGHT
No. 15-4011**

NOTICE IS HEREBY GIVEN
that Dale Vaughan, Malad City,
Idaho has filed a claim to a water
right established by diversion
and application to beneficial use
of 3.20 cubic feet per second of
water from ground-water sources
with point of diversions in the
NW¼SW¼ (3 pts.), Sec. 5, T. 15S,
R. 36E, B.M., Oneida County.
The water is claimed to be used
from Apr. 1 to Nov. 1 for the
irrigation of 160 acres with a
priority of Apr. 1, 1922; the place
of use is within the SW¼, Sec. 5,
T. 15S, R. 36E, B.M.
Any exception to this claim of
water right may be filed with the
Idaho Department of Water
Resources, 1515 Lincoln Road,
Idaho Falls, Idaho 83401.

Director
Published in the Idaho Enter-
prise, Malad City, Idaho on April
7 and April 14, 1977.

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tion made up of at least four pages of at least five
columns each, printed from type matter or stereotyped
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which said newspaper was published at regular intervals
not less frequently than once a week.

That the annexed notice was published per clipping
attached in the regular and entire edition of said
newspaper and not in any supplement thereof for 2
successive weekly issues thereof the date of the first
publication being the 7th day of April, 1977
the date of the last publication being the 14th day of
April, 1977.

Suzanne Jones

Subscribed and sworn to before me this 15 day of
Apr, 1977

H. D. Taylor
Notary Public, residing at Malad, Idaho

My Commission expires the 10 day of Oct, 1977

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prise, Malad City, Idaho on April
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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

April 25, 1977

RE: Claim to a Water Right No. 15-4010, 15-4011, 15-4012 and 15-4013

Mr. Dale Vaughan
604 N 100 W
Malad City, Idaho 83252

Dear Mr. Vaughan:

The Department of Water Resources has completed the processing of your claim(s) to a water right and no further action is authorized under Sections 42-225a and 42-225b, Idaho Code. Your claim(s) will be retained in our files and will be available at any time for use by you or the court.

As you are aware, the filing of your claim(s) does not, in itself, guarantee you a water right; it only records and preserves the information and the evidence which you included in your claim(s).

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included in your claim file, you may have that information or evidence added at any time. Please refer to your claim(s) number when corresponding with this office.

We are enclosing, for your records, a copy of your claim(s). If you have any questions or if we can be of further assistance, please feel free to call upon us.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC:CW

Enc: Copy of Claims (4)

RECORDED

April 5, 1977

C
RE: Claims to a Water Right No. 15-4010, 15-4011, 15-4012, and 15-4013

Mr. Dale Vaughan
604 N 100 W
Malad City, Idaho 83252

Dear Mr. Vaughan:

Attached herewith is departmental receipt No. 6485 in the amount of \$40.00 for the above referenced claims.

Very truly yours,

Y
RONALD D. CARLSON
Supervisor,
Eastern Region

RDC: CW

Attachment

RECEIVED
APR 11 1977

April 1, 1977

RE: Claim to a Water Right No. 15-4010)
15-4011)
15-4012) VAUGHAN
15-4013)
15-4014 WILLIAMS
Application for Permit No. 15-7037 HOWELL

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

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

Bill submitted 4-18-77 by me

RDC:CW

Enc: Legal Notice (6)

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TO A WATER RIGHT**

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The water is claimed to be used from Apr. 1 to Nov. 1 for the irrigation of 160 acres with a priority of Apr. 1, 1922; the place of use is within the SW $\frac{1}{4}$, Sec. 5, T. 15S, R. 36E, B.M.

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

Director

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~~XXXXXXXXXXXXXXXXXXXX~~

Director

Published in the Idaho Enterprise, Malad City, Idaho
on April 7 and April 14, 1977

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*me - J.
me - H.
me - G.*