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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 ROBERT R. ANGELL
(name of claimant)
of 1302 WARM SPRINGS AVE, claims a right to the diversion and beneficial use of
(mailing address) BOISE, ID. 83702
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) ARTESIAN
SPRINGS - UNNAMED UN NAMED, 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>1.0 CFS</u> | Use <u>STOCK WATERING</u> | Period of Use: From <u>JAN 1ST</u> To <u>DEC 31ST</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: 1.0 cubic feet per second, or _____ acre feet per annum, and/or 450 gallons per minute.

- (4) Priority claimed: (the date water was first applied to beneficial use) JAN. 1, 1954

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)
SW ¼ NE ¼, Sec. 19 Twp. 5S Rge. 4E B. M. County of ELMORE
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. DIVERSION DAM TO HOLD

WATER - POND SIZE IS APPROXIMATELY 1 1/2 ACRES WITH AVERAGE DEPTH OF 4 FEET.

- (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 ¼				NW ¼				SW ¼				SE ¼				TOTAL
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
55	4E	19			X														

Total No. of acres _____

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: THE FLOW IS HELD IN A STOCK WATERING POND BY A DAM WITH OVERFLOW SPILLWAY

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

UNRECORDED

TSS, RHE

DEC. 19

DEC. 20

LOCATION OF DAM SITE

LOCATION OF WATER POND AND SPRINGS

SW 1/4, NE 1/4

DEC. 21

DEC. 22

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.

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.

Robert G. Angel
(Claimant)

Residing at Rosel

Received by Y Date 4-6-77 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by W H M Date 4-6-77 claimant by: _____
\$10.00 fee received by Y Date 4-6-77 7121
Approved for publication by CS 4-7-77 _____
Published in Mountain Home News _____
Dates April 14, 1977 & April 21, 1977 _____

Affidavit of Publication

NOTICE OF A CLAIM TO A WATER RIGHT NO. 61-4023

Notice is hereby given that ROBERT R. ANGELL 1302 Warm Springs Ave., Boise, ID 83702 has filed a claim to a water right established by diversion and application to beneficial use of 1.0 cubic feet per second of water from unnamed artesian springs with the point of diversion in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 19 T5S-R4E B.M., Elmore County.

The water is claimed to be used from Jan 1 to Dec 31 for a stockwater purpose with a priority of Jan 1, 1954; the place of use is within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 19 T5S-R4E B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, Statehouse, Boise, Idaho 83720.

C. STEPHEN ALLRED
Director

Published in the Mountain Home News, Mountain Home, ID on April 14, 1977 and April 21, 1977.

County of Elmore }
STATE OF IDAHO } ss.

I, Stephen S. Waters do solemnly swear that I am the foreman, or publisher of the

MOUNTAIN HOME NEWS

a weekly newspaper of general circulation, published once a week at MOUNTAIN HOME, IDAHO, that the notice attached hereto and which is a part of the proof of publication thereof, was published in said newspaper for

2..... consecutive weeks, the first publication having been made on the 14 day of April....., 1977, and the last publication having been made on the 21..... day of April..... 1977....; every Thursday issue of the paper

during the period and time of publication and that the notice was published in the newspaper proper and not in a supplement thereof.

And I further swear that the said MOUNTAIN HOME NEWS has been continuously and uninterruptedly published in said Elmore County during a period of 78 consecutive weeks prior to the first publication of the attached notice.

Stephen S. Waters

Subscribed and sworn to me this 21.....

day of April....., 1977

Anna M. Waters
Notary Public

OK
5-2-77
[Signature]

RECORDED

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 61-

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
N/A Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

☐ Pre-permit exam
☐ Adjudication Claim
☐ Dam Construction
Papers Sent

(1) WAM 4-6-77

In form to receipt

(2) _____

Send Copies to:

☐ Idaho State Health Department
☐ Idaho Fish and Game Department
☐ Bureau of Land Management

(3) _____

☐ Request Special Use Permit from U.S.F.S.
☐ Request Easement from B.L.M.
☐ Request Information from Applicant

(4) WAM 4-6-77

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no _____

(8) _____

Groundwater levels: N/A

_____ Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: _____

(11) Y OK

Affidavit of Publication received(date) 5-2-77

(12) D _____

Final date for protests N/A

Protests received: yes _____ no ☒

(13) _____

All requested information received from agencies or applicant: yes _____ no _____

(14) _____

Action recommended:

☐ Approve ☐ Deny

☐ Proposed Priority

☐ Reason for Reduction _____

☐ Measuring device required

☐ See attached sheet for other conditions of approval

☐ No special conditions for approval

(15) District W

By THL Date 5-2-77

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

WESTERN REGION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

92 South Cole Road
Boise, Idaho 83705
(208) 384-2190

May 11, 1977

Re: Claim to a Water Right No. 61-4023

Robert R. Angell
1302 Warm Springs Avenue
Boise, ID 83702

Dear Mr. Angell:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-225a and 42-225b, 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.

Sincerely,

L. GLEN SAXTON, P.E.
Western Regional Supervisor

LGS: rf

Enclosure

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STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

WESTERN REGION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

92 South Cole Road
Boise, Idaho 83705
(208) 384-2190

April 8, 1977

Re: See Attached Sheet

Mountain Home News
P. O. Drawer 6
Mountain Home, Idaho 83647

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. 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. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due after allowing all just credits and that no part of the same has been paid."

(Signature of Claimant)

Please send the affidavit of publication and publication billing to this office before May 2, 1977.

Sincerely,

Bill submitted
5-2-77
y

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PUBLISHED IN THE MOUNTAIN HOME NEWS, MOUNTAIN HOME, ID ON APRIL 14, 21, 1977

NOTICE OF CLAIM TO A WATER RIGHT

61-4023 Robert R. Angell

NOTICE OF APPLICATION FOR WATER RIGHT

63-8647	Atlanta Water Association c/o Gayle Beavers
61-7325	John &/or Mildred Guffey &/or John W. &/or Linda L. Root
61-7321	Detweiler & Durrants
61-7322	Joleen K. McCandless
61-7323	Donnie G. McCandless
61-7324	Robert &/or Arleen Hellyer
61-7320	Robert R. Angell

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Department of Water Resources, Statehouse, Boise, Idaho, 83720.

R. KEITH HIGGINSON
~~XXXXXXXXXXXXXXXXXXXX~~

C. STEPHEN ALLRED

Director

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