

Affidavit of Publication

RECEIVED

MAR 17 1969

Department of Reclamation

I, Elizabeth L. Brammer, of the
Arco Advertiser, a weekly newspaper of general
circulation, published weekly at Arco, Idaho, since
March, 1909, do solemnly swear that a copy of
this notice, per clipping attached, was published
weekly in the regular and entire issue of said
newspaper, and not in any supplement thereof,
for two (2) consecutive weeks, commencing
with the issue dated February 27, 1969
and ending with the issue dated March 6, 1969

Elizabeth L. Brammer

Subscribed and sworn to before me this
10 day of March, 1969

Betty J. Mayo
Notary Public.

Residence: Arco, Idaho.
My commission expires 2-4, 1973

PUBLIC NOTICE

NOTICE OF CLAIM TO A WATER RIGHT No. 33-4002

Notice is hereby given that Mr. W. T. Williams, President of the Hope Land Water Company, Route 2, Twin Falls, Idaho, has filed a claim to a water right established by diversion and application to beneficial use of 2.32 cubic feet per second of water from a ground water, with point of diversion in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 21, T. 6 N., R. 29 E., B.M., Butte County; the water is claimed to be used from May 1 to October 15 for irrigation with a priority of July 1, 1951; the place of use is located in the SE $\frac{1}{4}$ Sec. 23, NE $\frac{1}{4}$ Sec. 25, T. 6 N., R. 29 E., B.M.

Any exception to this claim of water right may be filed with the Department of Reclamation.

R. KEITH HIGGINSON,
State Reclamation Engineer.
Published in the Arco Advertiser, Arco, Idaho, on February 27 and March 6, 1969.

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33-4002

Identification No. 33-4002

Claim No. _____

Map No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
CLAIM TO A WATER RIGHT

Established by Diversion and Application to Beneficial Use

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.

(Please refer to the instructions on the back of this form)

1. Name of claimant W. T. Williams, Pres., HOPE LAND WATER CO.,
post office address Route 2, Twin Falls, Idaho
2. The point of diversion is in SE $\frac{1}{4}$ of NE $\frac{1}{4}$ Section 21 Township 6 N
Range 29 E B.M. located on groundwater source
(name of source)
tributary to _____ in Butte County.

3. Dates of priority claimed: list the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.

a. Date of priority claimed:

July 1, 1951 amount: 2.32 c.f.s. or _____ acre feet

amount: _____ c.f.s. or _____ acre feet

amount: _____ c.f.s. or _____ acre feet
Total claimed 2.32 c.f.s. or _____ acre feet.

- b. Explain the purpose for which the water has been used and the time during the year when you have used the right claimed:

use irrigation period of use from May 1 to October 15 (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive).

4. Description of diverting works: well, pump and ditch

a. Surface water diversion dam and/or headgate: material is composed of _____
_____; length is _____ feet; height is _____ feet;
width at bottom is _____ feet; width at top is _____ feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known _____

b. Underground water diverting works: is well flowing or pumped pumped; depth of well is 100 feet; diameter of well is 16 inches; type of pump is Fairbanks
capacity of pump is 1350 g.p.m.; name and address of well driller is W. T. Williams
_____;

33-4002

attach well logs if available; has there been any change in pump or motor since well was first completed _____; if so, give dates and explain _____

- c. Conveying works: length of ditch to place of use is 7920 feet; width of ditch at top is 5 feet; width of bottom of ditch is 3 feet; depth of water is 2 feet; grade of ditch per 1000 feet is 1.5 feet; material through which ditch passes is earth; maximum length of pipe line to first place of use is _____ feet; diameter of pipe line is _____ inches; type of pipe _____; grade of pipe per 1000 feet is _____. Please explain any changes or increase in size of conveying system since water was first appropriated, giving date and dimensions if possible _____

- d. If water is stored: name of reservoir _____; total capacity of reservoir is _____ acre feet; active capacity of reservoir is _____ acre feet; year construction commenced _____; year completed _____; date first used _____; period of storage is from _____ to _____; is reservoir drained each year _____; is reservoir on or off stream _____ explain _____

if feeder canal is used give maximum carrying capacity _____ c.f.s.; if reservoir is off stream, describe location of reservoir by 40-acre subdivisions _____

has there been any enlargement of the reservoir since it was first built _____, if so, give dates and describe _____

5. a. Where water is used for irrigation, describe area irrigated by 40-acre subdivisions and give total acres:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6 N	29 E	23													40	40	40	40	160
		25	40	40	40	40													160

Total number of acres to be irrigated 320

Explain any significant increase in area irrigated since first use, give dates and acreages if known _____

33-4002

INSTRUCTIONS

Your claim should set forth all necessary information to describe your claimed right. Failure to give enough information may make your claim of little value. Some of the items in the form may not apply to your situation. Please use additional sheets if space provided is not sufficient to fully answer the questions.

Paragraph No.

1. Give full name and post office address of person or company making the claim.
2. Describe the point of diversion by 40-acre subdivision. Give the name of the source, the drainage to which it is tributary if surface water, and the county in which the point of diversion is located. If there is more than one point of diversion, list others in the remarks section.
3. Give the priority dates and the quantities of water that you claim. You should accurately list the dates that you initiated each new use of the water. List separately the dates and amounts of water involved in each enlargement of the diversion. (Example: if you diverted 0.8 c.f.s. of water for irrigation on May 18, 1871, for the first time for use on 40 acres of land, and then later you enlarged the diversion by diverting an additional 0.4 c.f.s. of water to irrigate an additional 20 acres of land on June 1, 1901, your right should be described as follows:

Date of priority claimed:	<u>May 18, 1871</u>	amount:	<u>0.8 c.f.s. or</u>	<u> </u>	acre feet
	<u>June 1, 1901</u>	amount:	<u>0.4 c.f.s. or</u>	<u> </u>	acre feet
		Total claimed:	<u>1.2 c.f.s. or</u>	<u> </u>	acre feet

Since the water was used for irrigation between April 1 and October 31 on that particular farm, part b. would be completed as follows:

use irrigation period of use from April 1 to October 31 (both dates inclusive). If the water had been used for any other purpose, you would have described the priority date, amount, use, and period of use in a similar manner.

4. Describe the diversion works and explain any changes since the right was first initiated.
5. If the water is used for irrigation, give the total acreage and list the lands irrigated by 40-acre subdivisions and complete the other questions.
- 6, 7, & 8. Describe any other uses of water.
9. In the remarks section, give any information or details that you feel are not fully covered or that need clarifying. You might explain your operation, where the water is returned to if for an industrial or non-consumptive right, the condition and temperature of the returned water, and any other information to help explain your claim.

You may wish to include as a part of your claim, affidavits of witnesses who are familiar with your right and who have a personal knowledge of the circumstances which you have described in your claim. You may submit maps, drawings, certified copies of posted notices which may have been filed in the county courthouse, water measurement records, or any other document which you feel will support your claim.

Your claim will be advertised in a county newspaper for two weeks. Exceptions to your claim which dispute the water right that you have described may be received by the Department of Reclamation and you will be provided a copy of such exceptions.

The fee for filing this claim with the Department of Reclamation, Room 107, Statehouse, Boise, Idaho 83701, is \$10.00.

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Elizabeth L. Brammer

Subscribed and sworn to before me this
16 day of March, 1969

Betty J. Mayo

Notary Public.

Residence: Arco, Idaho.
My commission expires 2-4, 1973

PUBLIC NOTICE

NOTICE OF CLAIM TO A WATER RIGHT No. 33-4002

Notice is hereby given that Mr.
W. P. Williams, President of the
Hope Land Water Company,
Route 2, Twin Falls, Idaho, has
filed a claim to a water right
established by diversion and ap-
plication to beneficial use of 2.22
cubic feet per second of water
from a ground water with
point of diversion in SE 1/4 NE 1/4
Sec. 21, T. 6 N., R. 29 E. B.M.,
Butte County; the water is claim-
ed to be used from May 1 to
October 15 for irrigation with a
priority of July 1, 1951; the place
of use is located in the SE 1/4 Sec.
23, NE 1/4 Sec. 25, T. 6 N., R. 29
E. B.M.

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water right may be filed with
the Department of Reclamation.

R. KEITH HIGGINS,
State Reclamation Engineer.
Published in the Arco Adver-
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33-4002

STATEMENT

ARCO ADVERTISER

P. O. BOX C

ARCO, IDAHO 83213

Department of Reclamation
Statehouse - Annex 2
Boise, Idaho 83707

2-27 Notice of Claim To A Water Right
33-4002 / 29 lines 2t \$ 6.96

" 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 same has been paid."

Elizabeth L. Branner

The Arco Advertiser
by: Elizabeth L. Branner
Secretary/ owner

33-4002

March 21, 1969

Re: Claim No. 33-4002

Mr. W. T. Williams, President
Hope Land Water Co.
Route #2
Twin Falls, Idaho

Dear Mr. Williams:

Please be advised that the Department of Reclamation has received and processed your claim to a water right. The information in your claim has been filed in Claim No. 33-4002. Please refer to the claim number when adding or changing the information in your claim.

Receipt No. 2610 in the amount of \$10.00 was given to you at the time you filed the claim.

You should be advised that the filing of the claim concludes our processing of the claim. The Idaho Law does not provide any further processing by our department. The claim will remain on file and all information in the claim will become public record. If at any time you or the court need the information in the claim, it will be available for your use.

If we may be of further assistance, please contact us.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

enclosure: none

33-4002

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Notice is hereby given that Mr. W. T. Williams, President of the Hope Land Water Company, Route 2, Twin Falls, Idaho, has filed a claim to a water right established by diversion and application to beneficial use of 2.52 cubic feet per second of water from a ground water, with point of diversion in SE 1/4 NE 1/4, Sec. 21, T. 6 N., R. 29 E., B.M., Butte County; the water is claimed to be used from May 1 to October 15 for irrigation with a priority of July 1, 1951; the place of use is located in the SE 1/4 Sec. 23; NE 1/4 Sec. 25, T. 6 N., R. 29 E., B.M.

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State Reclamation Engineer.

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February 21, 1969

Re: Claim No. 33-4002

W. T. Williams, President of Hope Land Water Company

Arco Advertiser
P. O. Box C
Arco, Idaho 83213

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 ample 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 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 of Reclamation, 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 same has been paid.

Signature of claimant

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

enclosure: legal notice (1)

33-4002

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#2, Twin Falls, Idaho
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cubic feet per second ~~3079 feet~~ of water from a ground water
with point of diversion in SE 1/4, sec.
21, T. 6 N., R. 29 E., B.M., Butte County; the water is
claimed to be used from May 1 to October 15 for irrigation
with a priority of July 1, 1951
; the place of use is located in the SE 1/4,
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