

- SEP 16 1975



William N. Branson
(Claimant)

September 1975
 J. R. Friedly

Notary Public for Idaho,
Residing at Mountain Home, Idaho.

Received by CLS Date 9/30/75 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by JR Date 9/16/75 _____
\$10.00 fee received by CLS Date 9-30-75 #1328 claimant by: _____
Approved for publication by dlr CLS 10-22-75 _____
Published in Mtn Home News _____
Dates Oct 9 & 16, 1975 _____

Prelim. check by JO G/S Date 9-30-75 claimant by: _____
\$10.00 fee received by C/S Date 9-30-75 #1328

Approved for publication by SLR CK510-22-75

Approved for publication by Mr. [Signature] 10-1-75
Published in Miner Home News
Date 10-1-75

Published in 11/16/1975

Dates Oct 9+16, 1975

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OCT 22 1975

Department of Water Resources

OCT 22 1975

Affidavit of Publication

County of Elmore }
STATE OF IDAHO } ss.

I, John M. Wetherell 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 publica-
tion having been made on the 9..... day
of October....., 1975, and

the last publication having been made on the
16..... day of October.....

1975....; 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 MOUN-
TAIN 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.

John M. Wetherell
16th
Subscribed and sworn to me this

day of October....., 1975

G.C. Wetherell
Notary Public

NOTICE OF CLAIM TO A WATER RIGHT NO. 61-4016

Notice is hereby given that
WILLIAM N. BRIMSON P. O. Box
97, Glens Ferry, ID has filed a
claim to a water right established
by diversion and application to
beneficial use of 10. cubic feet per
second from a source of springs and

runoff with the point of diversion in
the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 25, T. 3 S., R.
9 E, B.M.: SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 6, T/ 3
S. R, 10 E, B.M. Elmore County.

The water is claimed to be used
from March 1 to Oct. 30 for stock
and irrig. of 241 acres with a
priority of 1955 the place of use is
within the W $\frac{1}{2}$, Sec. 6, N $\frac{1}{2}$ NW $\frac{1}{4}$,
SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 7,
T. 4 S, R. 10 E, B.M.

Any exception to this claim of
water right may be filed with the
Idaho Department of Water Re-
sources, Statehouse, Boise, Idaho,
83707.

R. KEITH HIGGINSON
Director

Published in the Mountain Home
News, Mountain Home, ID on Oct.
9, 1975 and Oct. 16, 1975.

OK
cls
10-22-75

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CHANGE IN OWNERSHIP

Page 1

This form is solely for purposes of notifying IDWR of a change in ownership of an adjudication claim.

[] Water Right Number(s): A61-04021, A61-02202, A61-02124, A61-04016

[] Name and Address of
Former Claimant(s): A61-02029, A61-10020
R. N. Stone and Betty L. Stone

P.O. Box 961

Glenns Ferry, Idaho 83623

[] New Claimant(s): LD Lina Tatlow AKA
~~Kenneth H. Dillingham and Lina J. Dillingham~~
Keanuhou Ranch, P.O. Box 575, Volcano, Hawaii

[] New Mailing Address: Keanuhou Ranch

P.O. Box 575

Volcano, Hawaii 96785

New Telephone Number: (808) 967-7956

[] Does the change in ownership result in a splitting of the water right claimed? yes XX no
If yes, then describe the portion of the water right that is now claimed by the new owner:

[] Attach proof of ownership

Describe proof attached:

(Proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former claimant.)

[] Signature of New Claimant(s): x Lina J. Dillingham

Date: _____

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NOV 18 1992

CHANGE IN OWNERSHIP

Page 2

[] Signature of Former Claimant(s):

R. M. Stone
D. L. Stone

Date:

11-7-90

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

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August 24, 1975

Claim No. 61-4016

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STATE OF IDAHO

SEP 29 1975

DEPARTMENT OF WATER RESOURCES

SEP 16 1975

Department of Water Resources
Section 42-225a, Idaho Code

Department of Water Resources

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 WILLIAM N. BRIMSON

(name of claimant)

of P.O. Box 97, Glenns Ferry, Idaho, claims a right to the diversion and beneficial use of
(mailing address) 83623

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) springs and natural spring drainage runoff, tributary to, Alkali Creek

(2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed

Irrigation

Amount <u>10 CFS</u>	Use <u>and stock</u>	Period of Use: From <u>March 1</u> To <u>October 30</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: 10 (Peak flow) 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) 1955

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 SW ¼, Sec. 25 Twp. 3S Rge. 9E B.M. County of Elmore

Additional points of diversion Southwest Quarter, Northeast Quarter, Section Six, Township Three South, Range Ten East B.M. Elmore County

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. 4 x 8 x 2 ft. diversion dam, 1 mile open ditch

(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.

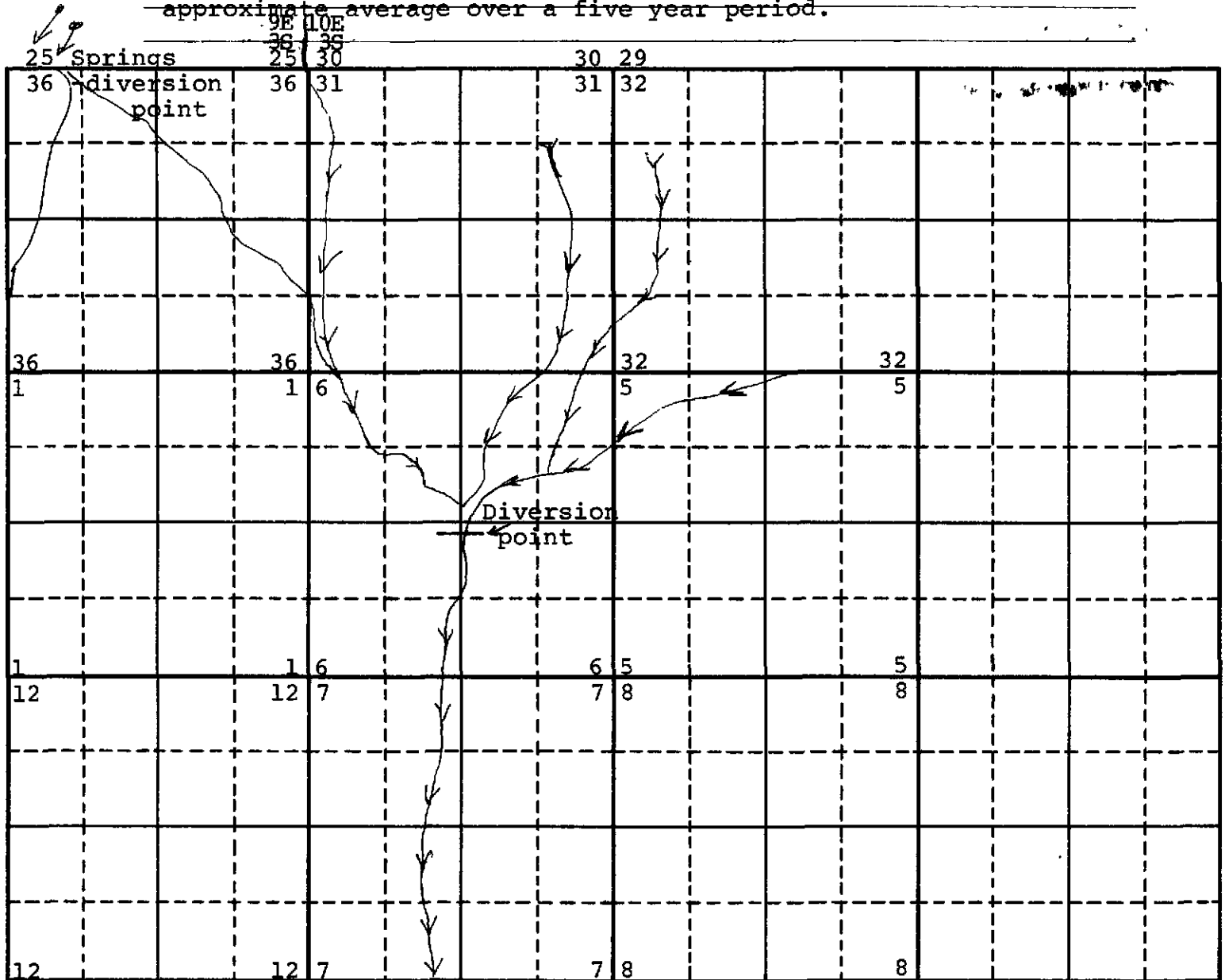
T	R	SEC	NE ¼				NW ¼				SW ¼				SE ¼				TOTAL
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
4S	10E	6					15	10	20	35	30	20	18	23					171
4S	10E	7					7	28	25			10							70

Total No. of acres 241

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: 150 head of beef cattle and 7 head horses.

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

- (8) Remarks Peak flow lasts approximately twelve hours, then flow diminishes to approximately 200 inches until late August. This runoff from springs and snowpack varies from year to year and this is an approximate average over a five year period.



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 ELMORE)

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.

Sworn to before me this 15th day of September, 1975.

William H. Brunson
(Claimant)
Greg R. Fredly
Notary Public for Idaho,
Residing at Mountain Home, Idaho.

My commission expires May 23, 1977

For Department Use Only

Received by <u>CLS</u>	Date <u>9/30/75</u>	Exception filed by	Forwarded to	Date
Prelim. check by <u>CLS</u>	Date <u>9-30-75</u>		claimant by:	
\$10.00 fee received by <u>CLS</u>	Date <u>9-30-75</u>	<u>#1328</u>		
Approved for publication by <u>CLS</u>	<u>CLS 10-22-75</u>			
Published in <u>Mountain Home News</u>				
Dates <u>Oct 9 & 16, 1975</u>				

NOTICE OF CLAIM TO A WATER RIGHT

Whereas, the undersigned, **R. Keith Higginson**, has made a claim to a water right established by diversion and application to beneficial use of 10 cubic feet per second from a source of springs and runoff at the point of diversion in the SW 1/4 SW 1/4, Sec. 25, T. 3 S., R. 9 E., B.M.; SW 1/4 NE 1/4, Sec. 6, T/ 3 S., R. 10 E., B.M. Elmore County. Idaho, the water is claimed to be used from March 1 to Oct. 30 for stock raising on 241 acres with a record of 1955 the place of use is within the W 1/2, Sec. 6, NW 1/4, SW 1/4 NW 1/4, NW 1/4 SW 1/4, Sec. 7, T. 4 S., R. 10 E., B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, Statehouse, Boise, Idaho, 83707.

R. KEITH HIGGINSON
Director

Published in the Mountain Home News, Mountain Home, ID on Oct. 8, 1975 and Oct. 23, 1975.

*OK
C/S
10-22-75*

Affidavit of Publication

County of Elmore
STATE OF IDAHO ss.

I, *John W. Thetters* 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

78 consecutive weeks, the first publication having been made on the 9 day of October, 1975, and the last publication having been made on the 16 day of October, 1975; 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.

John W. Thetters
Subscribed and sworn to me this 16 day of

October, 1975
G.C. Thetters
Notary Public



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

October 26, 1992

LINA DILLINGHAM
HOAULOU RANCH
PO BOX 575
VOLCANO HI 96785-0575

RE: Water Right Nos. A61-02029/2124/2202/4016/4021/10020

Dear Water Right Holder:

We are in receipt of the correspondence concerning ownership of the above referenced water right.

In Idaho, a licensed water right is considered real property; therefore, proof of owning the land is proof of owning the water right unless specifically excluded in the sale. We have placed your correspondence in the file for future reference.

If you have any questions, please let us know.

Sincerely,

A handwritten signature in cursive script that reads "Brenda L. Miller".

BRENDA L. MILLER
Water Resource Agent

BLM:cz

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NOV 18 1992



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
WESTERN DISTRICT

STATE HOUSE BOISE, IDAHO 83720

October 27, 1975

William N. Brimson
P.O. Box 97
Glenns Ferry, ID 83623

RE: Claim to a Water Right No. 61-4016

Dear Mr. Brimson:

The Department of Water Resources has completed the processing 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.

As you are aware, the filing of a claim 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.

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 number when corresponding with this office.

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

Sincerely,

L. Glen Saxton
L. GLEN SAXTON, P.E.
Western District Engineer

LGS: 11

Enclosure



2

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

WESTERN DISTRICT — ANNEX 3

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2190

October 2, 1975

Mountain Home News'
P.O. Drawer 0
Mtn. Home, ID 83647

RE: Claim to A Water Right No. 61-4016 - William N. Brinson
Application for Permit No. 63-8209 - Wm. R. Campbell

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. 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 in 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."

Sincerely,

--- (Signature of Claimant) ---

Bill submitted
10-22-75
cls

**NOTICE OF CLAIM
TO A WATER RIGHT**

NO. 61-4016

Notice is hereby given that
WILLIAM BRIMSON P. O. Box
97, (Thoms Ferry, ID) has filed a
claim to a water right established
by diversion and application to
beneficial use of 10 cubic feet per
second from a source of springs and
runoff with the point of diversion in
the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec 25, T 3 S, R
9 E, B.M. : SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec 6, T 3
S, R. 10 E, B.M. Blaine County
The water is claimed to be used
from March 1 to Oct 30 for stock
and irrig. of 241 acres with a
priority of 1955 the place of use is
within the W $\frac{1}{2}$, Sec 6, N $\frac{1}{2}$ NW $\frac{1}{4}$,
SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec 7,
T. 4 S, R. 10 E, B.M.
Any exception to this claim of
water right may be filed with the
Idaho Department of Water Re-
sources, Statehouse, Boise Idaho,
88707

R. KEITH HIGGINSON
Director

Published in the Mountain Home
News, Mountain Home, ID on (Oct.
9, 1975 and Oct 16, 1975

65-148
000

NOTICE OF CLAIM TO A WATER RIGHT

No. 61-4016

Notice is hereby given that WILLIAM N. BRIMSON

P. O. Box 97, Glenns Ferry, ID

has filed a claim to a water right established by diversion and application

to beneficial use of 10 cubic feet per second ~~acre-foot of water~~

~~from~~ ~~from a source of springs and runoff~~

with the point of diversion in the ~~SW 1/4, Sec. 25, T. 3S, R. 9E, B.M.~~

~~SW 1/4, Sec. 6, T. 3S, R. 10E, B.M. Elmore County~~

The water is claimed to be used from ~~March 1 to Oct. 30 for stock and~~

~~irrig. of 241 acres~~

with a priority of 1955

the place of use is within the ~~1/4, Sec. 6, N. 1/4, SW 1/4, NW 1/4, Sec. 7,~~

~~T. 4S, R. 10E, B.M.~~

Any exception to this claim of water right may be filed with the Idaho
Department of Water ^{Resources} ~~Administration~~, Statehouse, Boise, Idaho, 83707.

R. KEITH HIGGINSON

Director

Published in the Mountain Home News, Mountain Home, ID

on Oct. 9, 1975 and Oct. 16, 1975

October 1, 1975

Mr. Perce Hall
340 East 2nd North
Mountain Home, Idaho 83647

Dear Mr. Hall:

Attached herewith is your Receipt No. 1328 in the amount of \$10.00 for
Water Right Claim No. 61-4016 for William N. Brimson which was received
in this office under the above date.

Sincerely,

Debra L. Ryan
Senior Clerk

DLR: dlr

Enclosure

RECEIVED

SEP 29 1975

Department of Water Resources
Boise, Idaho

TELEPHONE
(208) 587-4412

HALL & FRIEDLY
ATTORNEYS AT LAW
340 EAST 2ND NORTH
MOUNTAIN HOME, IDAHO 83647

September 26, 1975

PERCE HALL
JAY R. FRIEDLY

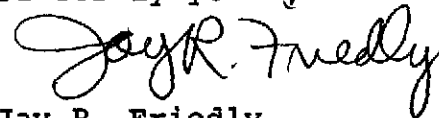
State of Idaho
Department of Water Resources
Western District
State House
Boise, Idaho 83720

Re: William N. Brimson
Claim to Water Right

Dear Sirs:

Please find enclosed Claim of Water Right on behalf of William N. Brimson and our check payable to you in the amount of \$10 for the filing fee.

Sincerely yours,



Jay R. Friedly

JRF:jd
Enclosures