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Department of Water Resources
Southern District Office

Claim No. 72-4041

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 C. Hammond
(name of claimant)
of Rt. #4, Box 223, Idaho Falls, ID
(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) Hot Springs Creek
tributary to Salmon River

(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	2.0	Use	irrigation	Period of Use: From	Apr. 15	To	Nov. 1
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: 2.0 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) June, 1883

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)
NE 1/4 NE 1/4, Sec. 26 Twp. 14N Rge. 19E B.M. County of Custer
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. water is diverted at old non-used power dam. Ditch 3' wide, 100' long, brings water to West Fork of Hot Springs Creek, thence 100' down stream on west fork. A small check dam diverts water to place of use.

(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.

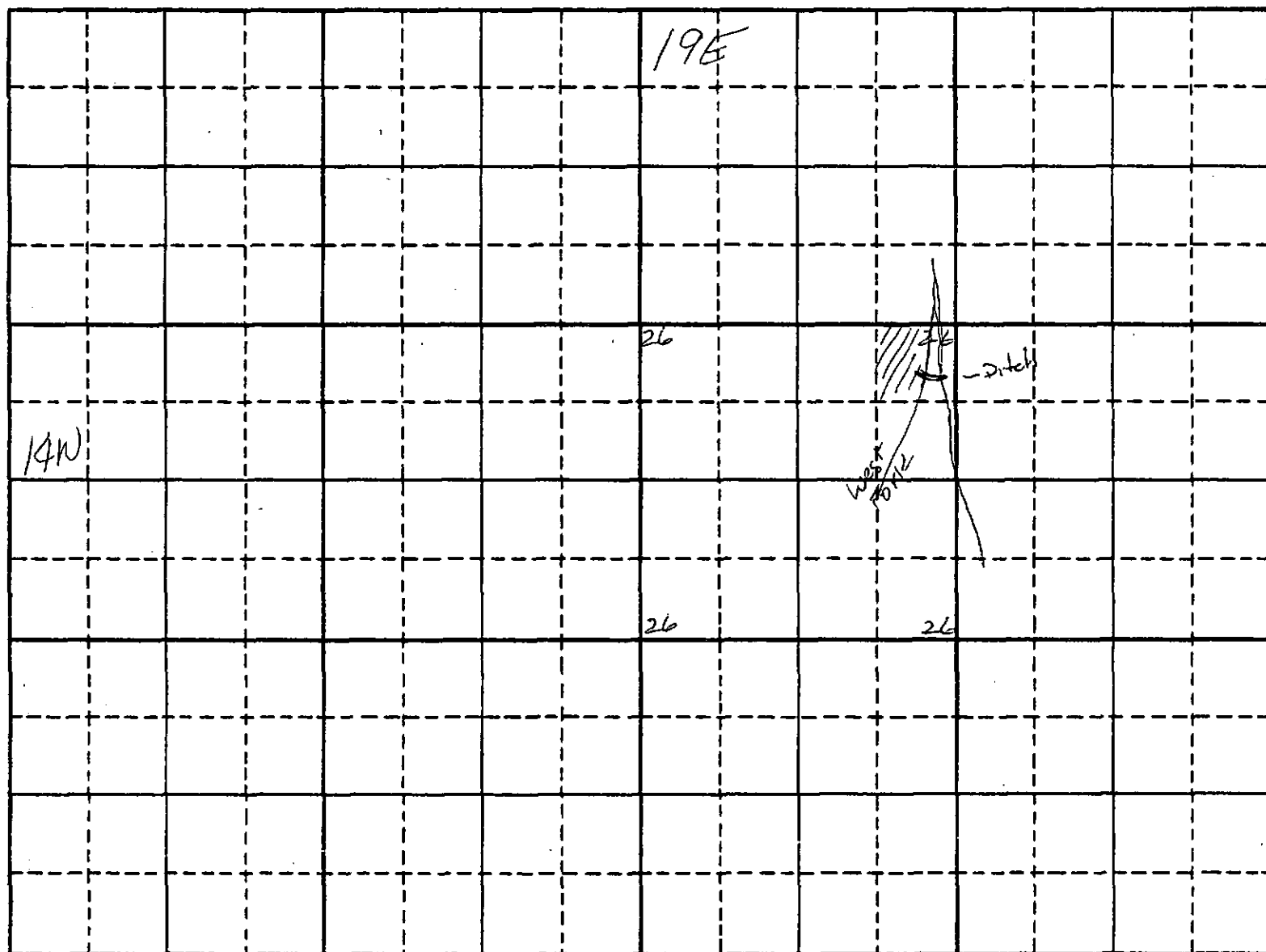
T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
14N	19E	26	20																20

Total No. of acres 20

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:

(8) Remarks _____



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 BONNEVILLE) 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.

Robert C. Hammond
(Claimant)

Sworn to before me this 22 day of DECEMBER, 19 77.

W. S. Bright
Notary Public

Residing at Idaho Falls Idaho

My commission expires 15 AUG 1978

For Department Use Only

Received by <u>mw</u>	Date <u>12-22-77</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>J. G. Clanton</u>	Date <u>12-22-77</u>		claimant by:	
\$10.00 fee received by <u>mw</u>	Date <u>12-22-77</u>			
Approved for publication by <u>D. J. 11/8/78 #9144</u>				
Published in <u>Custer Publishing Co.</u>				
Dates <u>1/5/78 + 1/12/78</u>				

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:

I, MARGARET PARKS..

Publisher of the Challis Messenger,
a weekly newspaper, published at
Challis, Idaho, do solemnly swear
that the notice hereto attached and
made a part hereof, was published
in the regular and entire issue of
the Challis Messenger for 2.....
consecutive weeks, commencing with
the issue dated J.A.N.S.....,
19.78 and ending with the issue
dated J.A.N.12....., 19.78.

Margaret Parks

Subscribed and sworn to before
me this 13 day of Jan.,
1978.

Notary Public, residing at Challis,
Idaho. My commission expires on

Loftis



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JAN 16 1978

Department of Water Resources
Southern District Office

NOTICE OF CLAIM TO A WATER RIGHT NO. 72-4041

Notice is hereby given that Robert
C. Hammond, Idaho Falls, Idaho
83401 has filed a claim to a water
right established by diversion and
application to beneficial use of 2.0
cubic feet per second of water from
Hot Springs Creek tributary to
Salmon River with point of diversion
to the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 26, Twp. 14N,
Rge. 19E, B.M. Custer County.

The water is claimed to be used
from Apr. 15 to Nov. 1 for irrigation
purposes of 20 acres with a priority of
June, 1883; the place of use is within
the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 26, Twp. 14N,
Rge. 19E, B.M.

Any exception to this claim of
water right may be filed with the
Idaho Department of Water
Resources, 1041 Blue Lakes Blvd.,
North, Twin Falls, Idaho, 83301.
C. Stephen Allred
Director

Published in the Challis Messenger
on 1/5/78 and 1/12/78

OK
1/18/78

DEPARTMENT OF WATER RESOURCES
STAFF ANALYSIS - CLAIM TO A WATER RIGHT

Item Initial Date

Claim No. 72-4044 - ROBERT C. HAMMOND

☒ Name, Address, Telephone
☒ Source
☒ Quantity, Purpose, Period of Use
☒ Priority (Year & Month) (Day Optional)
☒ Point of Diversion
☒ Description of Diverting Works
☒ Place of Use
☒ Map
☒ Signature
☒ Notorized
☒ Fee

(1) JA 12-27-77
(2) JS 12/27/77
(3) sm 1/23/78
(4) _____

In Form To Receipt

In Form For Advertising

Exceptions Filed: Yes _____ No ☒

Copy To Boise

RECEIVED

January 23, 1978

Mr. Robert C. Hammond
Route #4, Box 223
Idaho Falls, ID 83401

Re: Claim to a Water Right No. 72-4041

Dear Mr. Hammond:

The Department of Water Resources has completed the processing of your Claim to a Water Right, and no further action is authorized under Sections 42-225a and 42-225b of the 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 your 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 a ~~copy~~ of the claim for your records. If you have any questions or if we can be of further assistance, please feel free to contact us.

Sincerely,

Michael L. Steele
Southern Region Supervisor

MLS:sn
Enclosure

NOTICE OF CLAIM TO A WATER RIGHT

NO. 72-404

Notice is hereby given that Robert C. Hammond

Idaho Falls, Idaho 83401

has filed a claim to a water right established by diversion and application
to beneficial use of 2.0 cubic feet per second ~~acres-foot per annum~~

of water from Hot Springs Cr k tributary to Salmon River

with point of diversion in the NE1/4 Sec. 26, Twp. 14N, Rge. 19E,

B. M. Custer County

The water is claimed to be used from Apr. 15 to Nov. 1 for irrigation

purposes of 20 acres

with a priority of June, 1883;

the place of use is within the NE1/4 Sec. 26, Twp. 14N, Rge. 19E, B.M.

Any exception to this claim of water right may be filed with the Idaho
Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls,
Idaho, 83301. ~~xxxx before xxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxx~~

C. Stephen Allred

Director

Published in the Custer Publishing Co.

on 1/5/78 and 1/12/78

**NOTICE OF CLAIM
TO A WATER RIGHT**

OK-11178 NO. 72-4041

Notice is hereby given that Robert

C. Hammond, Idaho Falls, Idaho

83401 has filed a claim to a water

right established by diversion and

application to beneficial use of 2.0

cubic feet per second of water from

Hot Springs Creek tributary to

Salmon River with point of diversion

to the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 26, Twp. 14N,

Rge. 19E, B.M. Custer County.

The water is claimed to be used

from Apr. 15 to Nov. 1 for irrigation

purposes of 20 acres with a priority of

June, 1883, the place of use is within

the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 26, Twp. 14N,

Rge. 19E, B.M.

Any exception to this claim of

water right may be filed with the

Idaho Department of Water

Resources, 1041 Blue Lakes Blvd.,

North Twin Falls, Idaho, 83301.

C. Stephen Allred

Director

Published in the Challis Messenger

on 1/5/78 and 1/12/78

□□□

December 28, 1977

Custer Publishing Company
P. O. Box 405
Challis, Idaho 83226

Re: Claim to a Water Right No. 72-4041 - Robert C. Hammond

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.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Sincerely,

Michael L. Steele
Southern Region Supervisor

MLS:aj

Bill submitted: _____