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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT



Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that L.D.S. Church, Malta Ward
(Name of Claimant)
90 Leo W. Hurst Declo, ID 83323 Telephone No. 654-2685
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) March 1, 1963

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 is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Groundwater tributary to _____

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

Quantity	(cfs, af)	Use	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity <u>0.04</u>		Use <u>Domestic</u>		Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity _____		Use _____		Period of Use From _____	To _____
Quantity _____		Use _____		Period of Use From _____	To _____
Quantity _____		Use _____		Period of Use From _____	To _____
Quantity _____		Use _____		Period of Use From _____	To _____

(4) 0.04 TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW 1/4 NW 1/4, Sec. 12 Twp. 13S Rge. 26E B.M., County of Cassia
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. Describe any changes in the system and give the date of the change. Well & Pump

(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%				NW%				SW%				SE%				TOTAL
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
<u>13S</u>	<u>26E</u>	<u>12</u>							<u>X</u>										

No. of acres _____

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
Domestic Supply for Malta LDS Seminary serving 30 people

NOTE: Include here the type and number of stock watered: _____

(7) If you are claiming water as a member of an organization, list name of organization:
L.D.S. Church, Declo Stake

Scale: 2 inches equal 1 mile.

section, township and range of the public land survey system.

State of Idaho)
County of Turn Falls)
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.

affiant's knowledge.

Sworn to before me this 10 day of

Notary Public

Residing at 7 Lane Falls

217

FOR DEPARTMENT USE ONLY

Forwarded to
Date
claimant by:

Received by
Prelim. check
\$30.00 fee re
Published in,
Dates 7/

by _____
Date _____
Date _____

Σ 8/9/9

4/16/83 30312

Published in *South. Afr. Press* 9/5 & 9/5/53

Dates 7/8 & 7/5/83

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
 STATE OF IDAHO) ss.

Mary Summers being first
 duly sworn, deposes and says that she is the

Clark of the South Idaho
 Press, a daily newspaper published at Bur-
 ley, Idaho, in the county aforesaid and that
 the paper is of general circulation therein.
 Deponent further states that the printed no-
 tice attached hereto was duly published
 according to law in the regular editions of

The South Idaho Press for two
 consecutive weeks, commencing with the issue
 dated September 8, 1983, and ending
 with the issue dated September 15, 1983

Subscribed and sworn to before me
 this 26th day of Sept
1983.

Larrah Wood Notary Public

Cost of Publication \$189.50

Notary Fee

Total Cost \$189.50

43-4172
 U.S. DEPT. OF INTERIOR
 BUREAU OF LAND MGMT.
 550 W. FORT ST., BOISE, ID 83724
 Source: SMOKEY MOUNTAIN SPRING trib. to SINKS
 Priority Date: 06/01/1948
 Diversion Pt: SESW Sec 33 T 15S R 24E
 Use: STOCKWATER (0.01 CFS)
 WILDLIFE (0.01 CFS)
 In: SESW Sec 33 T 15S R 24E

43-4173
 NICHOLSON, A. E.
 805 3RD ST., RUPERT, ID 83350
 Source: NORTH CREEK trib. to CIRCLE CREEK
 SOUTH CREEK trib. to CIRCLE CREEK
 CIRCLE CREEK trib. to RAFT RIVER
 Priority Date: 04/30/1879
 Diversion Pt: NWNW SWNW NENW SWNE Sec 31 T
 15S R 24E
 Use: IRRIGATION (5.46 CFS)
 STOCKWATER (0.04 CFS)
 In: NENE NWNE SWNE SENE NENW NWNW SWNW
 NENW NESE Sec 31 T 15S R 24E NWNW SWNW Sec
 32 T 15S R 24E FOR 273 ACRES

43-4174
 GOODMAN, CLYDE L. &/or DAWNEE
 BOX 62, ALBION, ID 83311
 Source: UNNAMED STREAM trib. to MARSH CREEK
 Priority Date: 04/01/1935
 Diversion Pt: LOT 01 Sec 06 T 12S R 25E
 Use: IRRIGATION (0.20 CFS)
 In: LOT 01 (NENE) Sec 06 T 12S R 25E FOR 7 ACRES

43-4175
 HOSKINS (ISOM), BOYD
 NAF, ID 83345
 Source: GROUNDWATER
 Priority Date: 01/01/1896
 Diversion Pt: NENW Sec 27 T 16S R 27E
 Use: IRRIGATION (0.22 CFS)
 COMMERCIAL (0.22 CFS)
 DOMESTIC (0.06 CFS)
 In: NENW Sec 27 T 16S R 27E FOR 10 ACRES

43-4176
 ANDERSON, HAL T.
 STAR ROUTE, MALTA, ID 83342
 Source: MEADOW CREEK trib. to SINKS
 Priority Date: 03/01/1960
 Diversion Pt: SENE Sec 23 T 13S R 27E
 Use: IRRIGATION (10.00 CFS)
 In: NWNE SWNE NENW NWNW SWNW SENW NESW
 NWSW SWSW SESW NWSE SWSE Sec 14 T 13S R 27E
 NWNE SWNE NENW NWNW SWNW SENW Sec 48 T
 13S R 27E FOR 720 ACRES

83-254

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following
 claim(s) to water right(s) have been established by
 diversion and application to beneficial use:

43-4161
 L.D.S. CHURCH, (MALTA WARD)
 C/O LEO W. HURST, DECLO, ID 83323
 Source: GROUNDWATER
 Priority Date: 07/01/1953
 Diversion Pt: SWNW Sec 12 T 13S R 26E
 Use: IRRIGATION (0.09 CFS)
 In: SWNW Sec 12 T 13S R 26E FOR 3 ACRES

43-4162
 L.D.S. CHURCH (MALTA WARD)
 C/O LEO W. HURST, DECLO, ID 83323
 Source: GROUNDWATER
 Priority Date: 03/01/1957
 Diversion Pt: SENW Sec 12 T 13S R 26E
 Use: IRRIGATION (0.44 CFS)
 In: SENW Sec 12 T 13S R 26E FOR 22 ACRES

43-4163
 L.D.S. CHURCH (MALTA WARD)
 C/O LEO W. HURST, DECLO, ID 83323
 Source: GROUNDWATER
 Priority Date: 03/01/1963
 Diversion Pt: SWNW Sec 12 T 13S R 26E
 Use: DOMESTIC (0.04 CFS)
 In: SWNW Sec 12 T 13S R 26E

43-4164
 L.D.S. CHURCH (MALTA WARD)
 C/O LEO W. HURST, DECLO, ID 83323
 Source: GROUNDWATER
 Priority Date: 05/01/1938
 Diversion Pt: NWNW Sec 12 T 13S R 26E
 Use: IRRIGATION (0.02 CFS)
 DOMESTIC (0.20 CFS)
 In: NWNW Sec 12 T 13S R 26E FOR 1 ACRES

43-4165
 L.D.S. CHURCH (DECLO STAKE)
 C/O LEO W. HURST, DECLO, ID 83323
 Source: GROUNDWATER
 Priority Date: 01/01/1970
 Diversion Pt: SWNW Sec 08 T 14S R 27E
 Use: DOMESTIC (0.04 CFS)
 In: SWNW Sec 08 T 14S R 27E

43-4166
 HARPER, D. JAY
 MALTA, ID 83342
 Source: GROUNDWATER
 Priority Date: 03/15/1959
 Diversion Pt: NESE Sec 31 T 13S R 27E
 Use: IRRIGATION (0.50 CFS)
 In: NENE NWNE Sec 31 T 13S R 27E FOR 25 ACRES

43-4167
 BARKER, RUEL
 1621 W. 950 N., PROVO, UT 84604
 Source: GROUNDWATER
 Priority Date: 04/01/1954
 Diversion Pt: SESW Sec 32 T 13S R 25E
 Use: IRRIGATION (1.50 CFS)
 In: NESE SESE Sec 31 T 13S R 25E NESW NWSW
 SWSW SESW Sec 32 T 13S R 25E FOR 229 ACRES

43-4168
 WARD, HAROLD OLEN &/or LORRAYNE B.
 7209 KINGSTON DR., BOISE, ID 83704
 Source: SPRING trib. to UNNAMED STREAM
 Priority Date: 04/01/1943
 Diversion Pt: SESW Sec 12 T 16S R 23E
 Use: STOCKWATER (0.10 CFS)
 In: SESW Sec 12 T 16S R 23E SWSW Sec 07 T 16S R
 24E NENE Sec 13 T 16S R 23E

43-4169
 NEDDO, ROGER
 MALTA, ID 83342
 Source: GROUNDWATER
 Priority Date: 03/01/1960
 Diversion Pt: NWNE Sec 29 T 13S R 27E
 Use: IRRIGATION (1.60 CFS)
 In: NWNE SWNE NENW SENW Sec 29 T 13S R 27E
 FOR 160 ACRES

43-4170
 WARD, HAROLD OLEN &/or LORRAYNE B.
 7209 KINGSTON DR., BOISE, ID 83704
 Source: SPRING trib. to UNNAMED STREAM
 Priority Date: 04/01/1953
 Diversion Pt: SWNW Sec 12 T 16S R 23E
 Use: STOCKWATER (0.04 CFS)
 In: SWNW Sec 12 T 16S R 23E

43-4171
 OSTRUP, WILFORD B.
 154 N. 4700 W., OGDEN, UT 84401
 Source: GROUNDWATER
 Priority Date: 05/20/1960
 Diversion Pt: NWNW Sec 33 T 15S R 26E
 Use: IRRIGATION (1.79 CFS)
 In: NENW NWNW SWNW SENW Sec 33 T 15S R 26E
 FOR 130 ACRES

43-4178
 BUTLER, R. RICHARD &/or DONNA W.
 278 S. 300 W., KAYSVILLE, UT 84037
 Source: GROUNDWATER
 Priority Date: 07/01/1959
 Diversion Pt: NWNE Sec 12 T 13S R 26E
 Use: IRRIGATION (0.70 CFS)
 STOCKWATER (0.01 CFS)
 In: NENE NWNE Sec 12 T 13S R 26E FOR 35 ACRES
 43-4179

PIERCE, JESSE M.
 MALTA, ID 83342
 Source: GROUNDWATER
 Priority Date: 09/01/1928
 Diversion Pt: SWSE Sec 19 T 13S R 27E
 Use: IRRIGATION (0.80 CFS)
 STOCKWATER (0.02 CFS)
 DOMESTIC (0.04 CFS)
 In: SWSE Sec 19 T 13S R 27E FOR 40 ACRES
 43-4180

WARD, ROSCOE
 EY RANCH, ALMO, ID 83312
 Source: GROUNDWATER
 Priority Date: 01/01/1940
 Diversion Pt: SENW Sec 12 T 16S R 25E
 Use: IRRIGATION (0.03 CFS)
 DOMESTIC (0.04 CFS)
 In: SENW Sec 12 T 16S R 25E FOR 1 ACRES
 43-4181

WARD, ROSCOE B.
 EY RANCH, ALMO, ID 83312
 Source: GROUNDWATER
 Priority Date: 03/15/1956
 Diversion Pt: SENW Sec 11 T 16S R 25E
 Use: IRRIGATION (1.32 CFS)
 In: SWNE SENE SENW Sec 11 T 16S R 25E NENE
 NWNE SWNE NENW SENW Sec 12 T 16S R 25E NENE
 NWNE SWNE NENW NWNW SWNW SENW Sec 06 T
 16S R 26E FOR 360 ACRES
 43-4182

MOSS INVESTMENT
 RT. 1 BOX 105, DECLO, ID 83323
 Source: GROUNDWATER
 Priority Date: 04/01/1954
 Diversion Pt: SWSW Sec 12 T 12S R 26E SWSW Sec
 01 T 12S R 26E
 Use: IRRIGATION (2.40 CFS)
 In: SENW NESW SESW Sec 12 T 12S R 26E FOR 120
 ACRES
 43-4183

43-4184
 MOSS INVESTMENT
 RT. 1 BOX 105, DECLO, ID 83323
 Source: GROUNDWATER
 Priority Date: 03/15/1954
 Diversion Pt: NESW SESW SENE Sec 34 T 11S R 27E
 SENE Sec 02 T 12S R 27E
 Use: IRRIGATION (3.20 CFS)
 In: NESW NWSW SWSW SESW NESE NWSE SWSE SESE
 Sec 34 T 11S R 27E FOR 320 ACRES

43-4184
 MOSS INVESTMENT
 RT. 1 BOX 105, DECLO, ID 83323
 Source: GROUNDWATER
 Priority Date: 07/01/1959
 Diversion Pt: NESW SESW SENE Sec 34 T 11S R 27E
 SENE Sec 02 T 12S R 27E
 Use: IRRIGATION (9.60 CFS)
 In: NENW NWNW SWNW SENW Sec 02 T 12S R 27E
 NENE NWNE SWNE SENE NENW NWNW SWNW SENW
 Sec 03 T 12S R 27E FOR 480 ACRES
 43-4185

WARD, J. RICHARD
 RT. 1 BOX 8, FIRTH, ID 83236
 Source: SPRING trib. to RAFT RIVER
 Priority Date: 01/01/1983
 Diversion Pt: NESE Sec 15 T 16S R 26E
 Use: STOCKWATER (0.02 CFS)
 In: NESE Sec 15 T 16S R 26E
 43-4186

PRESTON, ALLEN
 STAR RT. BOX 63, DECLO, ID 83323
 Source: GROUNDWATER
 Priority Date: 01/01/1960
 Diversion Pt: NWNE Sec 10 T 11S R 27E
 Use: DOMESTIC (0.08 CFS)
 In: NWNE Sec 10 T 11S R 27E
 43-4187

ALLEN, PRESTON
 STAR RT. BOX 63, DECLO, ID 83323
 Source: GROUNDWATER
 Priority Date: 09/02/1948
 Diversion Pt: SESE Sec 03 T 11S R 27E NWNW Sec
 15 T 11S R 27E
 Use: STOCKWATER (0.33 CFS)
 In: SESE Sec 03 T 11S R 27E NWNW Sec 15 T 11S R
 27E
 43-4188

ALLEN, PRESTON
 STAR RT. BOX 63, DECLO, ID 83323
 Source: GROUNDWATER
 Priority Date: 01/01/1960
 Diversion Pt: SESE Sec 15 T 11S R 27E SESE Sec 16 T
 11S R 27E
 Use: STOCKWATER (0.22 CFS)
 DOMESTIC (0.08 CFS)
 In: SESE Sec 15 T 11S R 27E SESE Sec 16 T 11S R
 27E

49-4177
HOSKINS (ISOM), BOYD

NAF, ID 83345

Source: GROUNDWATER

Priority Date: 01/01/1926

Diversion Pt: NENW Sec 27 T 16S R 27E SESW Sec 22 T 16S R 27E

Use: COMMERCIAL (0.28 CFS)

DOMESTIC (0.04 CFS)

In: NENW Sec 27 T 16S R 27E SESW Sec 22 T 16S R 27E

49-4189

ALLEN, PRESTON

STAR RT. BOX 63, DEULO, ID 83323

Source: GROUNDWATER

Priority Date: 01/01/1920

Diversion Pt: NESW Sec 35 T 10S R 27E

Use: DOMESTIC (0.08 CFS)

In: NESW Sec 35 T 10S R 27E

49-4190

WIGHT, BLAINE

MALTA, ID 83342

Source: SPRING trib. to SINKS

Priority Date: 11/01/1930

Diversion Pt: NWNW Sec 13 T 13S R 26E

Use: STOCKWATER (0.25 CFS)

In: NENE NWNE NENW Sec 13 T 13S R 26E

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

A. KENNETH DUNN, Director

Published in the South Idaho Press on September 8 and 15, 1983.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd. N.
Twin Falls, Idaho 83301
(208) 734-3578

Oct. 5
SEPTEMBER 23, 1987

L.D.S. CHURCH (MALTA WARD)
C/O LEO M. HURST
DECLO ID 83323

RE: Claim No. 43-4167

Dear Claimant:

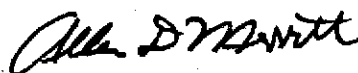
The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

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.

Yours truly,



ALLEN D. MERRITT
Senior Water Resource Analyst

Enclosure

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

43-4163

L.D.S. CHURCH (MALTA WARD)

C/O LEO W. HURST, DECLO. ID 83323

Source: GROUNDWATER

Priority Date: 03/01/1963

Diversion Pt: SWNW Sec 12 T 13S R 26E

Use: DOMESTIC (0.04 CFS)

In: SWNW Sec 12 T 13S R 26E

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

A. KENNETH DUNN

Director

Published 9/8 & 9/15/83.

RECORDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd N.
Twin Falls, Idaho 83301
(208) 734-3578

SEPTEMBER 1, 1983

South Idaho Press
P.O. Box 190
Burley, Idaho 83318

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. We have allowed ample time for you to submit a galley proof to this office for review 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 along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billings to this office before SEPTEMBER 26, 1983.

Yours truly,

Mary A. Newby
Secretary

Encl.

RECEIVED

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: LL

Right Number 43-4163 Applicant L.D.S. Church - Malta Ward

NOTE: *IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.*

CHECK:

- ☐ Name and address.
- ☐ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☐ Source.
- ☐ Quantity, use, period.
- ☐ Point(s) of diversion.
- ☐ Location of use.
- ☐ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

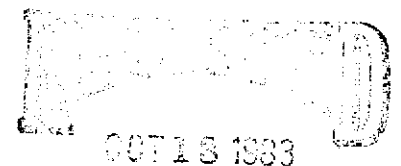
- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☒ Exceptions processed.

By ADM Date 10/4/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By KW Date 11/1/83



Department of Water Resources