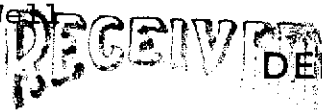


No Color  
Documents  
In File



STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

JUN 21 1983

CLAIM TO A WATER RIGHT



Department of Water Resources  
Eastern District Office

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 Half Circle Cattle Company, Inc., c/o Holden, Kidwell,  
(Name of Claimant)

Hahn & Crapo, P. O. Box 129, Idaho Falls, Idaho 83402 Telephone No. 523-0620  
(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) June 1, 1936

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:

|          | (cfs, af)      | (Domestic, Irrigation, Stock, Etc.) | (Both dates inclusive)          |                 |
|----------|----------------|-------------------------------------|---------------------------------|-----------------|
|          |                |                                     | (Mo., Day)                      | (Mo., Day)      |
| Quantity | <u>.02 cfs</u> | Use <u>Stock</u>                    | Period of Use From <u>Apr 1</u> | To <u>Nov 1</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) .02 cfs TOTAL QUANTITY USED.  
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)  
SE ¼ SE ¼, Sec. 5 Twp. 12N Rge. 40E B.M., County of Fremont  
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. 200' well with 6" casing and pump to pump water into cattle troughs

(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. | NE¼ |     |     |     | NW¼ |     |     |     | SW¼ |     |     |     | SE¼ |     |     |     | TOTAL |
|-----|-----|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-------|
|     |     |      | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |       |
| 12N | 40E | 5    |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     | X   |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |

No. of acres \_\_\_\_\_

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: water is used to water stock grazing on adjoining lands

NOTE: Include here the type and number of stock watered: 500 head cattle

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

8/11 ~ 8/18/83

Ashton Herald

BP

431

$$\begin{array}{r} 6/21/83 \\ 5/21/83 \\ \hline \end{array}$$

Exception filed by:

DATE

Life

Notary Public

June

By: *M. J. Harrison & Co.*

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

County of Bonneville

55.

Scale: 2 inches equal 1 mile.

|   |                    |
|---|--------------------|
| X | → well and troughs |
|---|--------------------|

T.12N. R. 40E.B.M.

Remarks

AFFIDAVIT OF  
PUBLICATION

State of Idaho

County of Fremont

ss.

*Carol Bessy*  
being first duly sworn, upon his  
oath, deposes and says:

That he is the *editor*  
of The Ashton Herald, a newspaper  
as defined by Idaho Codes Anno-  
tated, section 58-106, as amended,  
and that said newspaper is a  
weekly newspaper printed and  
published at St. Anthony, in Fre-  
mont County, Idaho, having a  
general circulation in said county,  
and that said newspaper has been  
printed and published as a weekly  
newspaper in said county for more  
than 78 consecutive weeks prior to  
the first publication of the attached  
notice, advertisement or publica-  
tion of

*Notice of Claims to  
Water Rights #31-4099*

*+ 31-4097 (Half  
Circle Cattle Co. Inc.)*

And affiant further says that said  
notice, advertisement of publica-  
tion, as per clipping attached, was  
published in said newspaper, in the  
regular and entire issue thereof,  
and not in any supplement issue  
thereof, for ..... consecutive  
issues thereof; first publication

having been made on the .....  
day of *August*, 19*83*,

and the last publication on the

*18* day of *August*

19*83*.

And affiant further says that at the  
times herein mentioned said news-  
paper was made up of at least four  
pages of at least five columns each,  
printed from type matter, of at  
least seventeen and three-fourths  
inches deep.

*Carol Bessy*  
Subscribed in my presence and

sworn to before me this *23rd*

day of *August*

19*83*

*Linda Sheldon*

Notary Public for the  
[SEAL] State of Idaho, residence  
and post office address:

RECEIVED

AUG 20 1983

Department of Water Resources  
Eastern District Office

NOTICE OF CLAIMS  
TO WATER RIGHTS

The following claim(s) have been filed on  
water right(s) created by diversion and  
beneficial use:

31-4099  
HALF CIRCLE CATTLE CO., INC.  
P.O. BOX 129, IDAHO FALLS, ID 83402  
Source: GROUNDWATER  
Priority Date: 06/01/1936  
Diversion Pt: SWNE Sec 10 T 12N R 40E  
Use: STOCKWATER (0.02 CFS)  
In: SWNE Sec 10 T 12N R 40E

31-4097  
HALF CIRCLE CATTLE CO., INC.  
P.O. BOX 129, IDAHO FALLS, ID 83402  
Source: GROUNDWATER  
Priority Date: 06/01/1936  
Diversion Pt: SESE Sec 05 T 12N R 40E  
Use: STOCKWATER (0.02 CFS)  
In: SESE Sec 05 T 12N R 40E  
Exceptions to a claim may be filed with the  
Director, Dept. of Water Resources, 150  
Shoup Ave., Suite 15, Idaho Falls, Idaho  
83402.

KEN DUNN  
Director

Publ. Aug. 11 and 18, 1983AH

Printed

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Eastern Region

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150 Shoup Ave., Suite 15  
Idaho Falls, Idaho 83402  
(208) 525-7161

AUGUST 29, 1983

HALF CIRCLE CATTLE CO., INC.  
P.O. BOX 129  
IDAHO FALLS ID 83402

RE: Claim No. 31-4097

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,

RONALD D. CARLSON  
Eastern Region Supervisor

Enclosure

RECEIVED  
SEP 06 1983  
Department of Water Resources

State of Idaho  
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JEM

Right Number 31 4097

Applicant Half Circle Falls Co

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.

Aug. 29, 1983

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Carlson Date Aug 30, 1983

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By tw Date 9/7/83

tw

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Eastern Region

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150 Shoup Ave., Suite 15  
Idaho Falls, Idaho 83402  
(208) 525-7161

AUGUST 3, 1983

The Ashton Herald  
P. O. Box 258  
Ashton, Idaho 83420

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 billing to this office before AUGUST 29, 1983.

Yours truly,

RONALD D. CARLSON  
Supervisor  
Eastern Region

Encl.

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

RECEIVED  
AUG 11 1983

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402.

KEN DUNN, Dir.

Published 8/11 & 8/18/83.

31-4092

HALF CIRCLE CATTLE CO., INC.

P.O. BOX 129. IDAHO FALLS. ID 83402

Source: GROUNDWATER

Priority Date: 06/01/1936

Diversion Pt: SESE Sec 05 T 12N R 40E

Use: STOCKWATER (0.02 CFS)

In: SESE Sec 05 T 12N R 40E

RECEIVED  
JAN 10 1937