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In File

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 Milburn Hawker
Box 2050, Montevue, ID 83435 (Name of Claimant) Telephone No. 657-2578
(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) February 22, 1919

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>2.20 cfs</u>	Use	<u>irrigation</u>	Period of Use From <u>5/15</u>	To <u>11/1</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)	<u>2.20 cfs</u>	TOTAL QUANTITY USED.			
	(cfs, af)				

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW ¼ NE ¼, Sec. 29 Twp. 8N Rge. 34E B.M., County of Jefferson
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 to open discharge and flood irrigation

(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	
8N	34E	29	17	32	30	24													103

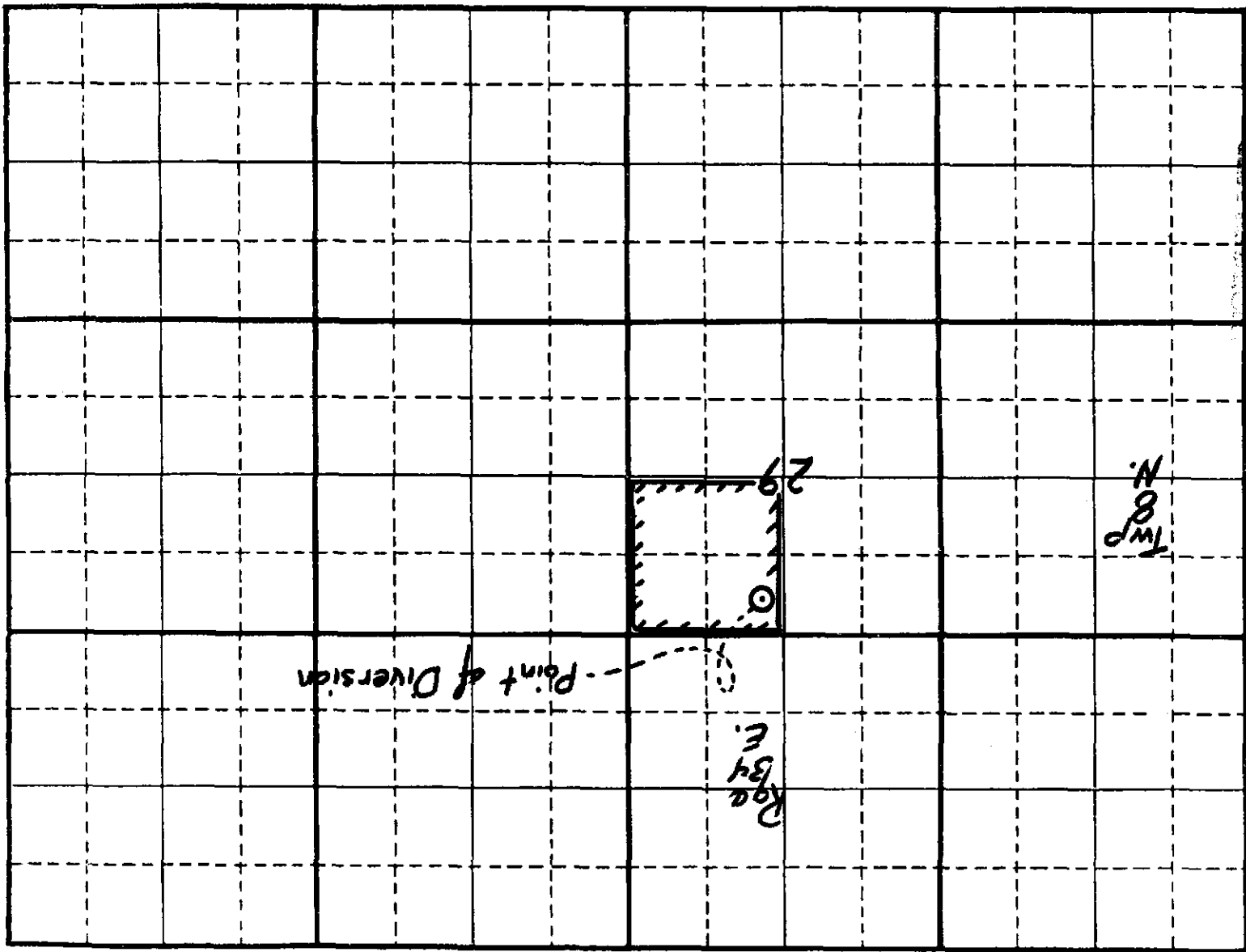
No. of acres 103

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

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:

(8) Remarks Permit No. 19772 was never proved up and this claim is to serve notice of historic and continued use.



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.

Scale: 2 inches equal 1 mile.

State of Idaho
County of Bonanza
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.

Sworn to before me this 2nd day of June

(Claimant)

Notary Public
Residing at

My commission expires 6-15-80

FOR DEPARTMENT USE ONLY

Received by **ENC** Date **6-02-83**
Prelim. check by **HWS** Date **6-06-83**
\$30.00 fee received by **BP** Date **6-2-83 #26373**
Published in **Argo Star** Date **6/16/83**
Dates

THE JEFFERSON STAR
RIGBY, IDAHO

AFFIDAVIT OF
PUBLICATION

STATE OF IDAHO }
County of Jefferson } ss
Bruce Porter

I, the first duly sworn, depose and say, that I am
a printer of THE JEFFERSON STAR, a weekly
newspaper printed and published weekly at
Rigby, Jefferson County, Idaho, and I do
solemnly swear that the

Notice Of Claims To Water Rights
copy of which notice appears attached here-
was published in the regular and entire issue
said newspapers and not in any

supplement issue thereof for Two
consecutive issues the first publication hav-

ing been made on June 15, 1983
and the last publication having been made

June 22, 1983

Further, that said newspaper is one of general
circulation in said county, that it is a legal
newspaper, conforming to legal specifications
under the Idaho Statutes, that it has at least two
hundred bona fide subscribers living within the
county of publication and that it has been
continuously and uninterruptedly published in said
county during a period of seventy-eight con-
secutive weeks prior to the first publication of the
said notice

Subscribed to and sworn to before me

June 23, 1983

us [Signature]
Notary Public

(SEAL)

My commission expires Life.

RECEIVED

JUL 18 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:

36-4180
IMPERIAL RANCHES
RT. 3, BOX 365, IDAHO FALLS, ID 83401
Source: GROUNDWATER
Priority Date: 06/01/1920
Diversion Pt: NESE Sec 19 T 04N R 37E
Use: DOMESTIC (0.08 CFS)
In: SENE Sec 104N R 37E NWSW Sec 20
T 04N R 37E

31-4090
HAWKER, MILBURN
BOX 2050, MONTEVIEW, ID 83435
Source: GROUNDWATER
Priority Date: 04/14/1949
Diversion Pt: SESW Sec 20 T 08N R 34E
Use: IRRIGATION (4.80 CFS)
In: NESE NWSE SWSE SESE Sec 19 T
08N R 34E NESW NWSW SWSW SESW
Sec 20 T 08N R 34E NENE NWNE SWNE
SENE Sec 30 T 08N R 34E FOR 350
ACRES

31-4089
HAWKER, MILBURN
BOX 2050, MONTEVIEW, ID 83435
Source: GROUNDWATER
Priority Date: 02/22/1919
Diversion Pt: NWNE Sec 29 T 08N R 34E
Use: IRRIGATION (2.20 CFS)
In: NENE NWNE SWNE SENE Sec 29 T
08N R 34E FOR 103 ACRES

21-4103
BROWN, EARL
RT. 4, BOX 268, RIGBY, ID 83442
Source: GROUNDWATER
Priority Date: 07/01/1917
Diversion Pt: NESE Sec 32 T 04N R 39E
Use: STOCKWATER (0.03 CFS)
DOMESTIC (0.08 CFS)
In: SENE NESE Sec 32 T 04N R 39E

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. June 15 and 22 1983RS

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

JULY 5, 1983

MILBURN HAWKER
BOX 2050
MONTEVIEW

ID 83435

RE: Claim No. 31-4089

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



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evaris
Governor

A. Kenneth Dunn
Director

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

July 15, 1983

RE: Claim to a Water Right No. 31-4089 HAWKER
31-4090 "
25-4208 BROWN
35-4180 IMPERIAL RANCHES

Jefferson Star
P.O. Box 37
Rigby, ID 83442

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application(s). The legal notice was to have been published in your paper on June 16 and 23, 1938.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

COLLEEN WRAY
Adm. Secretary

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: HWS

Right Number 31 4008 Applicant Hawker

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 Ernest Carlson Date July 22, 1983.

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By RC Date 7/29/83

RECEIVED
JUL 29 1983
Department of Water Resources

Cul

31-4089

HAWKER, MILBURN

BOX 2050, MONTEVIEW, ID 83435

Source: GROUNDWATER

Priority Date: 02/22/1919

Diversion Pt: NWNE Sec 29 T 08N R 34E

Use: IRRIGATION (2.20 CFS)

In: NENE NWNE SWNE SENE Sec 29 T 08N R 34E FOR 103 ACRES