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FOR DEPARTMENT USE ONLY

Received by JF. Attention Date 5-3-83 Exception filed by: \_\_\_\_\_ Forwarded to \_\_\_\_\_ Date \_\_\_\_\_

Prelim. check by JG Date 4-26-83 \_\_\_\_\_

\$30.00 fee received by JG Date 5-12-83 \_\_\_\_\_

Published in Mountain Home News Date 5-4-83 27979 \_\_\_\_\_

Dates 5/26 & 6/21/83 \_\_\_\_\_

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 D. L. Okelberry (Name of Claimant)  
Route #1, Murtaugh, ID 83344 (Mailing Address) Telephone No 432-5539 (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) 1961

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>0.50 cfs</u>	Use	<u>Irrigation</u>	Period of Use From <u>Apr 1</u>	To <u>Oct 31</u>
Quantity	<u>0.04 cfs</u>	Use	<u>Domestic</u>	Period of Use From <u>Jan 1</u>	To <u>Dec 31</u>
Quantity	<u>0.02 cfs</u>	Use	<u>Livestock</u>	Period of Use From <u>Jan 1</u>	To <u>Dec 31</u>
Quantity	_____	Use	_____	Period of Use From _____	To _____
Quantity	_____	Use	_____	Period of Use From _____	To _____

(4) 0.50 cfs TOTAL QUANTITY USED.  
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)  
NW ¼ NW ¼, Sec 17 Twp. 5S Rge. 11E B M, County of Elmore  
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. 6" X 100' well, 5 hp submersible pump, sprinklers

(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.

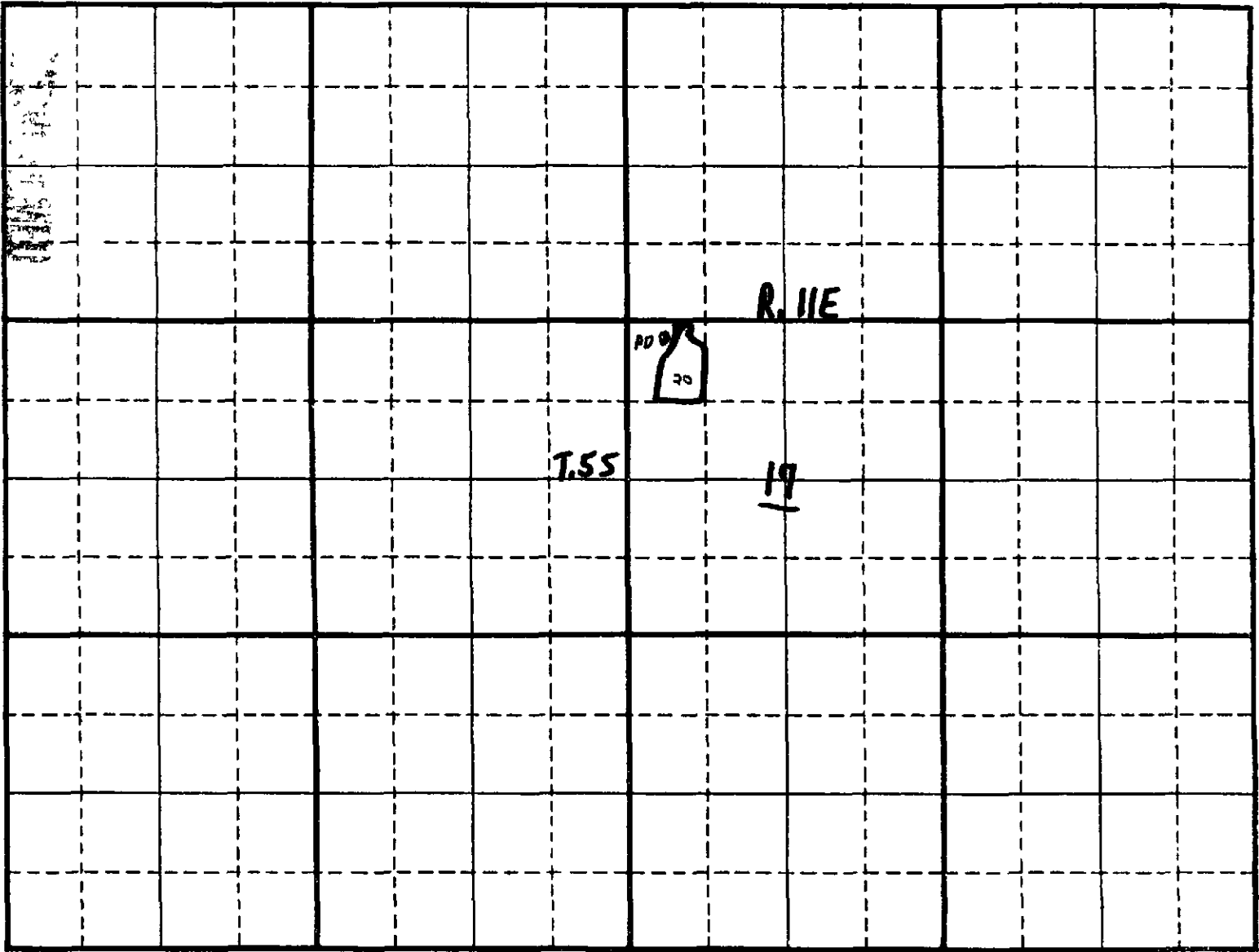
T	R	SEC	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
5S	11E	17						20x											20

No. of acres 20

B) If water is used for other than irrigation, fully describe that use, being as specific as possible  
Domestic use for 1 home

NOTE Include here the type and number of stock watered 30 beef cattle  
(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 Twin 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.

D L Chelberry  
(Claimant)

Sworn to before me this 26th day of April, 1983.

Loren O. Halmer  
Notary Public  
Residing at Twin Falls, ID

My commission expires Life

5-3-83 FOR DEPARTMENT USE ONLY

Received by <u>J. E. Stanten</u>	Date <u>4-26-83</u>	Exception filed by	Forwarded to	Date
Prelim. check by <u>JS</u>	Date <u>5-12-83</u>		claimant by:	
\$30.00 fee received by <u>JS</u>	Date <u>5-4-83</u>	<u>21099</u>		
Published in <u>Mountain Home News</u>				
Dates <u>5/26 &amp; 6/2/83</u>				



# PROOF OF PUBLICATION

STATE OF IDAHO, County of Owyhee, s.s.

I, MICK HODGES, being first duly sworn, on oath says that he is the Publisher of the OWYHEE NUGGET, a newspaper of general circulation, published weekly by MICK HODGES, publisher and printer thereof, at Marsing, County of Owyhee, State of Idaho;

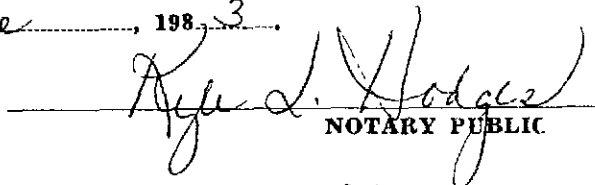
That the annexed notice was published in said newspaper once a week and every week for 2 consecutive weeks, the first publication being on the 25 day of May, 1983, and the last publication being on the 1 day of June, 1983;

That the said newspaper has been published continuously and uninterruptedly in said county during a period of more than seventy - eight consecutive weeks prior to the first publication of the attached notice.

  
PUBLISHER

Subscribed and sworn to before me this 1 day of

June, 1983.

  
NOTARY PUBLIC

My commission expires 3-86

(SEAL)

## NOTICE OF CLAIMS TO WATER RIGHTS

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

51-4055

FRIES, ROBERT W. &/or  
BETTY  
1720 POPLAR AVE., TWIN  
FALLS, ID 83301

Source: GROUNDWATER  
Priority Date: 12/01/1978  
Diversion Pt. SENW Sec 24 T  
16S R 09E  
Use: DOMESTIC (0.04 CFS)  
In: SENW Sec 24 T 16S R 09E

51-4056

GLINESKI, JR., I.E.  
RT. B BOX 177, BRUNEAU  
ID 83604

Source: GROUNDWATER  
Priority Date: 03/01/1926  
Diversion Pt: NWNW SW  
NW Sec 33 T 06S R 05E  
Use: IRRIGATION (1.40  
CFS)

In: NWNW SWNW Sec 33  
T 06S R 05E FOR 70 ACRES

51-4057

OKELBERRY, D.L.  
RT. 1, MURTAUGH, ID 83344

Source: GROUNDWATER  
Priority Date: 01/01/1961  
Diversion Pt: NWNW Sec 17 T  
05S R 11E  
Use: IRRIGATION (0.50 CFS)  
STOCKWATER (0.02 CFS)  
DOMESTIC (0.04 CFS)  
In: NWNW Sec 17 T 05S R 11E  
FOR 20 ACRES

51-4058

LONGHURST, JEAN  
STAR RT. B BOX 119, BRU-  
NEAU, ID 83604

Source: GROUNDWATER  
Priority Date: 03/01/1963  
Diversion Pt: SENE Sec 27 T  
07S R 06E  
Use: IRRIGATION (1.92 CFS)  
HEATING (0.02 CFS)  
DOMESTIC (0.04 CFS)  
In: NENE SWNE SENE NESE  
NWSE Sec 27 T 07S R 06E FOR  
96 ACRES

Exceptions to a claim may be  
filed with the Director, Dept.  
of Water Resources, Western  
Region, Statehouse, Boise, Ida-  
ho 83720

KEN DUNN, Dir.

Published in the Owyhee  
Nugget, Marsing, Owyhee  
County, Idaho 5/25 & 6/01/83.

State of Idaho  
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY:

Jan Leavel

Right Number

SI - 4057

Applicant

OKELBERRY

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. 6/7/83
- ☒ Claim published correctly. 30/27979  
min. Home Based
- ☐ Exceptions processed. 5/26 & 6/2/83

By DBS

Date 6/22/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By J.V.V.

Date 7-6-83

RECEIVED  
JUL 6 1983

Department of Water Resources

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Western Region

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Statehouse  
Boise, Idaho 83720  
(208) 334-2190

JUNE 15, 1983

D. L. OKELBERRY  
RT. 1  
MURTAUGH

ID 83344

RE: Claim No. 51-4057

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.

Sincerely,

DAVID B. SHAW  
Western Region Supervisor

Enclosure

REPROFITED

Statehouse  
Boise, Idaho 83720  
(208) 334-2190

Mountain Home News  
Drawer Q  
Mountain Home, ID 83647

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. 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 JUNE 13, 1983.

Yours truly,

JUDY FENSE  
Secretary

Encl.

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*NOTICE OF CLAIMS TO WATER RIGHTS*

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

*Exceptions to a claim may be filed with the Director, Dept. of Water Resources, Western Region, Statehouse, Boise, Idaho 83720.*

*KEN DUNN, Dir.*

*Published 05/26 & 06/02/83.*

**MICROFILMED**



51-4052-

OKELBERRY, D. L.

RT. 1. MURTAUGH, ID 83344

Source: GROUNDWATER

Priority Date: 01/01/1961

Diversion Pt: NWNW Sec 17 T 05S R 11E

Use: IRRIGATION	(0.50 CFS)
STOCKWATER	(0.02 CFS)
DOMESTIC	(0.04 CFS)

In: NWNW Sec 17 T 05S R 11E FOR 20 ACRES

MICROFILMED

55-4102

U.S. DEPT. OF INTERIOR

BUREAU OF LAND MGMT., IDAHO STATE OFFICE, 3380 AMERICANA TERRACE,  
BOISE, ID 83706

Source: UNNAMED STREAM trib. to OMYHEE RIVER, SOUTH FORK

Priority Date: 07/01/1969

Diversion Pt: NENE Sec 14 T 16S R 03W

Use: STOCKWATER	(0.05 CFS)
WILDLIFE	(0.05 CFS)
STOCKWATER STORAGE	(1.8 AF)
STOCKWATER FROM STORAGE	(1.8 AF)
WILDLIFE STORAGE	(1.8 AF)
WILDLIFE FROM STORAGE	(1.8 AF)

In: NENE Sec 14 T 16S R 03W

MICROFILMED