

(8) Remarks _____

Point of Diversion
+
Place of Use

T6 N

2

R24E

The map is drawn on a grid of 10x10 squares. A small square is located at the intersection of the 4th vertical line from the left and the 4th horizontal line from the top. A curved line starts from the right side of this square and points towards the text 'Place of Use'. The text 'Point of Diversion' is written above the text 'Place of Use'. To the left of the square, the text 'T6 N' is written. Below the square, the text '2' is written. Further down and to the left, the text 'R24E' is written.

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)
) ss.
County of Jerome)

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.

matters and facts therein are true to the best of the

Ann L. Kinsey
(Claimant)

Sworn to before me this 23rd day of December, 1981.

Notary Public
Residing at Jerome, Idaho

My commission expires 6-01-83

FOR DEPARTMENT USE ONLY

Received by BES Date 12-29-81 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by HWS Date 12-30-81 claimant by: _____
\$20.00 fee received by OW Date 12-29-81
Published in Custer Publishing #20228 _____
Dates Jan 14 & 21-82 _____

34 1034

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 January 14, 1982 and ending with the issue dated January 21, 1982.

Margaret Parks
Subscribed and sworn to before this 21st day of January, 1982.

Ethel M. Puck

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

January 21, 1986

MICROFILMED

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:

34-3074

34-4074

KINSEY, ANN G.
GARRETT, W. EDWARD
GENERAL DELIVERY,
MACKAY, ID 83251
Source: GROUNDWATER

Priority Date: 06/01/1970
Amount: 0.02 CFS
Diversion Point: NENW
Sec 02 T 06N R 24E, CUSTER
Co.

Use: DOMESTIC (0.02
CFS) from 01/01 to 12/31
Place of Use: NENW Sec
02 T 06N R 24E

Diversion Means: WELL
AND PUMP

Any exceptions to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, Idaho 83402.

A. KENNETH DUNN
Director

Pub: 1/14 & 1/21/82

RECEIVED

JAN 25 1982

Department of Water Resources
Eastern District Office

(8) Remarks _____

N 1/4									
N W 1/4									
Sec. 1, 6-24									
Sec. 2, 6-24									
Sec. 3, 6-24									
Sec. 10, 6-24									
Sec. 11, 6-24									
Sec. 12, 6-24									

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 Jerome

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 9th day of December, 1981

Notary Public

Residing at Jerome Idaho

FOR DEPARTMENT USE ONLY

Received by CW Date 12-14-81 Exception filed by: _____ Forwarded to claimant by: _____

Prelim. check by _____ Date _____

\$20.00 fee received by CW Date _____

Published in _____

Dates _____

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 Ann G. Kinsey and/or W. Edward Garrett

(Name of Claimant)

General Delivery, Mackay, Idaho 83251

(Mailing Address)

Telephone No. _____

(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, 1970

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, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	<u>0.02cfs</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) 0.02cfs TOTAL QUANTITY USED.

(cfs, gpd, AFA)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)

NE 1/4 NW 1/4, Sec. 2 Twp. 6N Rge. 24E 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. Describe any changes in the system and give the date of the change. 40 foot well and pump with line to home

- (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%	
6N	24E	2					X												

No. of acres _____

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

Domestic Use for one home

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. _____

MICROFILMED

(8) Remarks _____

A hand-drawn map on a grid. The map shows a horizontal line representing a road or boundary. Above this line, the text "Point of Diversion" is written, with a small cross marking a point. Below the line, the text "Place of Use" is written, with an arrow pointing to a small square. The grid is labeled "T6 N" on the left and "R24E" at the bottom.

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)
) ss.
County of Tetone)

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.

Alan H. Kincaid
(Claimant)

Sworn to before me this 23rd day of December, 1981.

Notary Public
Residing at Tel. me, Fitchu

My commission expires 6-01-83

FOR DEPARTMENT USE ONLY

Received by BES Date 12-29-81 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by HWT Date 12-30-81 claimant by _____
\$20.00 fee received by AWP Date 12-29-81
Published in Custer Publishing #20028 _____
Dates Jan 14 & 21-82 _____

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss

I, *Ethel M. Puck*
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 *3*
consecutive weeks, commencing with
the issue dated *January 14, 1982*
19*82* and ending with the issue
dated *January 21, 1982*

Subscribed and sworn to before
this *21st* day of *January*
19*82*

Ethel M. Puck

Notary Public residing at Challis,
Idaho My commission expires on

January 21, 1986

MICROFILMED

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

34-3074

34-4074

KINSEY, ANN G
GARRETT, W. EDWARD
GENERAL DELIVERY,
MACKAY, ID 83251
Source: GROUNDWATER

Priority Date: 06/01/1970
Amount: 0.02 CFS
Diversion Point: NENW
Sec 02 T 06N R 24E, CUSTER
Co

Use: DOMESTIC (0.02
CFS) from 01/01 to 12/31
Place of Use: NENW Sec
02 T 06N R 24E
Diversion Means: WELL
AND PUMP

Any exceptions to any
claim of water right may be
filed with the Director of the
Idaho Department of Water
Resources, 150 Shoup Ave.,
Idaho Falls, Idaho 83402.

A. KENNETH DUNN
Director

Pub: 1/14 & 1/21/82

JAN 25 1982

Eastern District Court

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: HWJ

Right Number 34 4074 Applicant Kinsey

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.
- 2/01-87

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Fisher Date Feb 3, 1982

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By KW Date 2/5/82

MICROFILMED

TRACT SEC TWP RGE gov't lot rediv. (R) REACH

IDAHO STREAM CODE INDEX

RECEIVED

FEB 05 1982

Department of Water Resources

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

FEBRUARY 1, 1982

ANN G. KINSEY
W. EDWARD GARRETT
GENERAL DELIVERY
MACKAY

ID 83251

RE: Claim No. 34-4074

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 J. CARLSON
Eastern Region Supervisor

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:

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, Idaho 83402.

A. KENNETH DUNN

Director

Published 1/14 & 1/21/82.

MICROFILMED

KINSEY, ANN G.
GARRETT, M. EDWARD

GENERAL DELIVERY, MACKAY, ID 83251

Source: GROUNDWATER

Priority Date: 06/01/1970

Amount: 0.02 CFS

Diversion Point: NENW Sec 02 T 06N R 24E, CUSTER Co.

Use: DOMESTIC (0.02 CFS) from 01/01 to 12/31

Place of Use: NENW Sec 02 T 06N R 24E

Diversion Means: WELL AND PUMP

MICROFILMED

DIAL, LOOZE & MAY, Attorneys at Law

TELEPHONE: 233-0132 — P.O. BOX 207 — POCATELLO, IDAHO 83204

DATE December 28, 1981

TO State of Idaho
Department of Water Resources
150 Shoup
Idaho Falls, ID 83401

SUBJECT

Re: Ann G. Kinsey and W. Edward Garrett

Dear Sir:

Enclosed is a Claim to a Water Right filed by Ann G. Kinsey and/or W. Edward Garrett for property they own in Mackay, Idaho, on water used for domestic purposes. I sent you a Claim to a Water Right several weeks ago and you made changes. The enclosed is the executed and notarized claim that you prepared from information submitted by me. Also enclosed is our check for \$30 in payment of the filing fee. If you have any questions, let me know.

Sincerely,

Frederick C. Lyon
FREDERICK C. LYON

FCL:jw
Enc:

MICROFILMED

FOLD

FOLD

34-4074

December 17, 1981

Fredrick C. Lyon
Atty at Law
Dial, Looze & May
216 W. Whitman
Pocatello, Id. 83201

Dear Mr. Lyon:

As per our telephone conversation, I have enclosed the Kinsey-Garret water claim and check #2059 for \$30. Also enclosed is a corrected claim form which should be reviewed, signed and notarized by one of the claimants.

Please send the signed document and \$30 back to our office for continued processing.

Sincerely,

HAROLD W. JONES
Sr. Resource Agent

HWJ:brs

enc: as stated

MICROFILMED

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

Telephone No

(1) Date of priority: (When was the water first applied to a beneficial use) June, 1970

		(Both dates inclusive)	
(cfs, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Mo., Day)	(Mo., Day)
Quantity <u>13,000 gpd</u>	Use <u>domestic</u>	Period of Use From <u>6/70</u>	To <u>Date</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 _____

[illegible]

(7) If you are claiming water as a member of an organization, list name of organization N/A

(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 Blaine) 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 9th day of December, 1980.

(Claimant)
Archie Johnson
Notary Public
Residing at Blaine, Idaho

My commission expires September

FOR DEPARTMENT USE ONLY

Received by _____ Date 12-14-80 Exception filed by _____ Date _____
Prelim check by _____ Date _____
\$20.00 fee received by _____ Date _____
Published in _____
Dates _____

POCATELLO, ID 83204

T F LIAL
I F LODZE
G C MAS
— —
F C LYON

(208) 233-0132
P O BOX 207

Department of Water Resources
150 Shoup
Idaho Falls, ID 83401

DEC 14

Re: Ann G. Kinsey and W. Edward Garrett

Dear Sir:

Enclosed is a Claim to a Water Right for single family domestic use from a ground water source on property owned by claimants near Mackay, Idaho. Even though their date of priority is later than March 25, 1963, we wish to file a Claim to a Water Right under the exception for single family domestic use.

Enclosed is our check for \$30 for the filing fee. If you have any questions or need additional information, please notify me.

Sincerely,

Frederick C. Lyon
FREDERICK C. LYON

FCL:jw

Enc.

cc: Wain and Alma Garrett