

[Faint handwritten notes on lined paper]



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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.

Notary Public
Residing at Boise

Received by oob Date 11 May 79 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by CLS Date 5/15/79 claimant by: _____
\$20.00 fee received by KW Date 5/11/79 #13085
Published in Adams County Leader
Dates 5/24 & 5/31/79 KK 6/15/79

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 Chester Hubbard

(Name of Claimant)

Box 82, New Meadows, ID

(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 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)

Mudd Creek tributary to Little Salmon River

- (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>2.0 cfs</u>	Use <u>irrigation</u>	Period of Use From <u>June 1</u>	To <u>Oct 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) 2.0 cfs TOTAL QUANTITY USED.

(cfs, gpd, AFA)

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

NE ¼ SW ¼, Sec. 22 Twp. 18N Rge. 1E B.M., County of Adams

Additional points of diversion: SW ¼ SE ¼, Sec. 22; NW ¼ NE ¼, SW ¼ NE ¼, NE ¼ SE ¼, All in Sec. 27; Twp. 18N, Rge. 1E.

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. movable pump with gas motor to flood irrigation ditches.

- (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	
18N	1E	22									15			10		23	13		61
		27		10	15	7									5	3			40

No. of acres 101

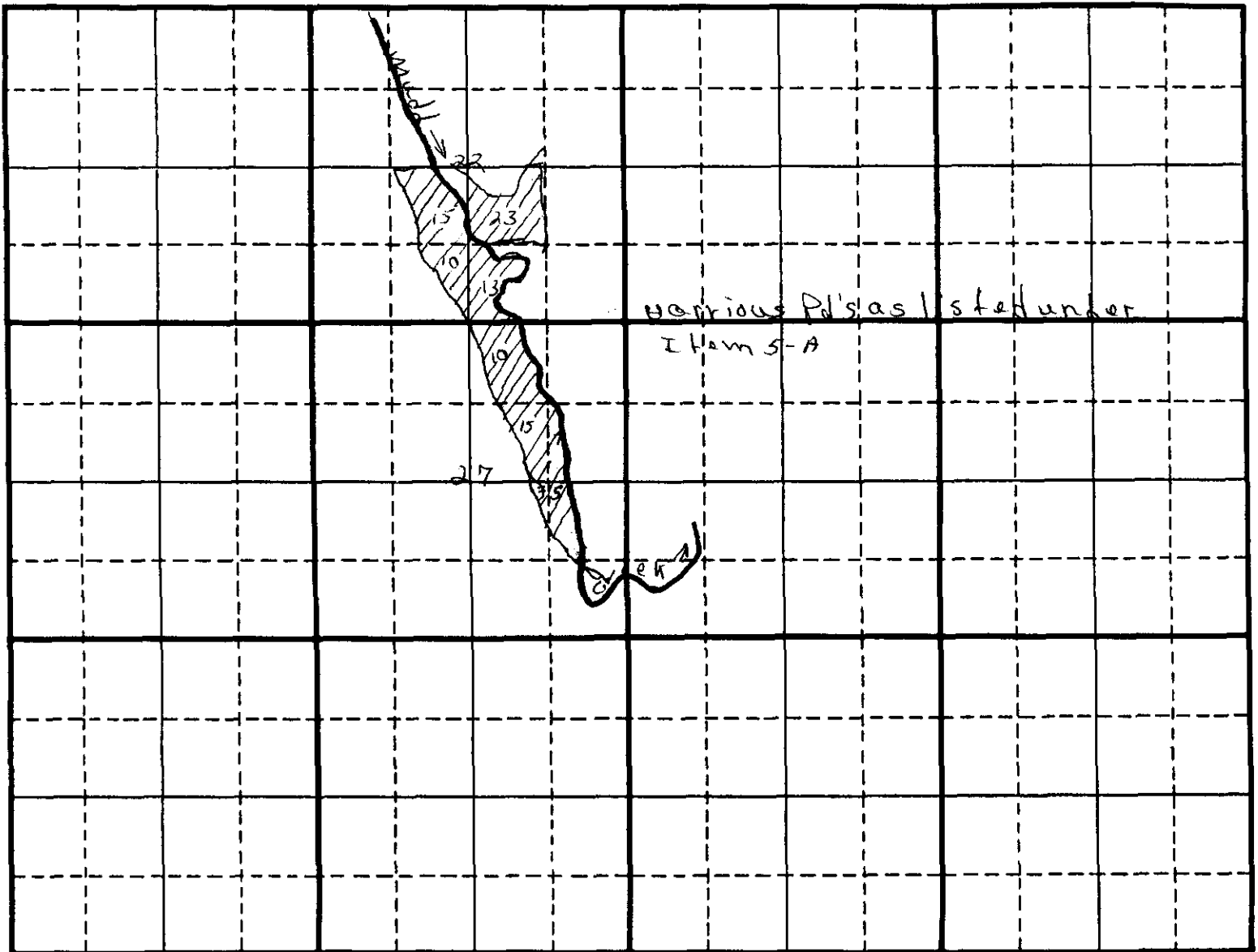
- B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

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: _____

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(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 Adams) 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.

Chester Hubbard
(Claimant)

Sworn to before me this 11 day of May, 1979.

Kathleen A. Walker
Notary Public
Residing at Boise

My commission expires life

FOR DEPARTMENT USE ONLY

Received by CLB Date 11 May 79 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by CLB Date 5/15/79 claimant by: _____
\$20.00 fee received by KW Date 5/11/79 #13085
Published in Adams County Leader KK 6/15/79
Dates 5/24 & 5/31/79

Affidavit of Publication

State of Idaho, County of Adams, ss:

I, Bert J. Rogers, being first duly sworn upon my Oath, depose and say that I am the publisher of The Adams County

Leader, a newspaper; that a copy of the "Notice of Application

as per clipping hereto attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for two (2) consecutive weeks, the first publication of the

same being made in the issue dated May 24, 1979

and the last in the issue dated May 31, 1979 that said newspaper is of general circulation in Adams County Idaho, printed and published weekly at Council therein and that said newspaper has been continuously and uninterruptedly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of

said "Notices" as aforesaid.

Subscribed and sworn to before me this 1st

day of June, 1979

[Signature]
Notary Public for Idaho,
Residing at Council, Idaho

RECEIVED

JUN 4 1979

Department of Water Resources
Western Regional Office

MICROFILMED

00-4017

GROSSARD, MAC
HORNBY CREEK, COUNCIL,
ID 83612
Source: HORNBY CREEK tributary
to WOOD HORNBY CREEK
Priority Date: 07/23/1940
Amount: 1.00 CFS
Diversion Point: HORNBY Sec 13 T
20N R 03W, ADAMS Co.
Use: IRRIGATION (1.00 CFS)
from 06/01 to 10/31
Place of Use: NESE Sec 13 T 20N
R 03W LOT 02 (SWNW) LOT 03
(NWSW) NENE Sec 18 T 20N R
02W FOR 86 ACRES
Diversion Means: GRAVITY DI-
VERSION

78-4094

HUBBARD, CHESTER
BOX 82, NEW MEADOWS, ID
83654
Source: MUDD CREEK tributary
to LITTLE SALMON RIVER
Priority Date: 06/01/1963
Amount: 2.00 CFS
Diversion Point: NESW SWSE
Sec 22 T 18N R 01E NWNE SW-
NE Sec 27 T 18N R 01E NESE
Sec 27 T 18N R 01E, ADAMS Co.
Use: IRRIGATION (2.00 CFS)
from 06/01 to 10/31
Place of Use: NESW SESW NW-
SE SWSE Sec 22 T 18N R 01E
NWNE SWNE SESE NESE NW-
SE Sec 27 T 18N R 01E FOR 101
ACRES
Diversion Means: PUMP W/MO-
TOR & DITCHES

78-4095

HUBBARD, CHESTER
BOX 82, NEW MEADOWS, ID
83654
Source: SPRING tributary to
MUDD CREEK/LITTLE SAL-
MON RIVER
Priority Date: 05/01/1924
Amount: 0.70 CFS
Diversion Point: SESE Sec 27 T
18N R 01E, ADAMS Co.
Use: IRRIGATION (0.70 CFS)
from 05/01 to 10/31
Place of Use: NWSW SWSW Sec
26 T 18N R 01E SESE Sec 27 T
18N R 01E FOR 35 ACRES
Diversion Means: GRAVITY
DITCH

78-4096

HUBBARD, CHESTER
BOX 82, NEW MEADOWS, ID
83654
Source: MUDD CREEK tributary
to LITTLE SALMON
Priority Date: 05/01/1917
Amount: 2.00 CFS
Diversion Point: NWNE Sec 35 T
18N R 01E, ADAMS Co.
Use: IRRIGATION (2.00 CFS)
from 04/01 to 10/31
Place of Use: NWNE NENE SE-
NW Sec 26 T 18N R 01E SESW
SWSE Sec 23 T 18N R 01E FOR
102 ACRES
Diversion Means: DIVERSION
DAM WITH GRAVITY DITCH

78-4097

EVANS, MARIE A.
No. 332, NEW MEADOWS ID
83654
Source: SPRINGS tributary to
SINKS
Priority Date: 01/01/1934
Amount: 0.62 CFS
Diversion Point: NESE NWSE
Sec 26 T 20N R 01E, ADAMS Co.
Use: IRRIGATION (0.60 CFS)
from 05/01 to 10/15
STOCKWATER (0.02 CFS) from
01/01 to 12/31
Place of Use: NESE Sec 26 T 20N
R 01E FOR 40 ACRES
Diversion Means: GRAVITY DI-
VERSION & DITCHES

Any exception to any claim of
water right may be filed with the
Director of the Idaho Department
of Water Resources 92 S. Cole
Road, Boise, Idaho 83705.

C. STEPHEN ALLRED

Director

Published 5/24 & 5/31/79.

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Water Resour

tion, public or pri
ate of Idaho and U

0, 1983.

01 WATER RIGHT NUMBER - 78-4094 02 CLO CDD NUMBER -

03001 - HOBARD LAST NAME 04001 - CHESTER FIRST NAME 05001 - C ORIG. OWNER

06 ADD LINE 1 - P.O. BOX 32 07 ADD LINE 2 -

08 ADD LINE 3 - 09 CITY - NEW MEADOWS 10 STATE - ID 11 ZIP - 83654

12 STAGE - 5 STATUTORY CLAIM 13 STATUS -

14001 - MUD CREEK SLURGE TRIBUTARY OF LITTLE SALMON RIVER

16 DIVERSION MEANS - PUMP W/ MOTOR & DITCHES 17 COUNTY - 03 ADAMS

18 DIVERSION CAPACITY - .300 19 TOTAL DIVERSION RATE - 2.000 20 TOTAL DIVERSION VOLUME - .00

21 WATER DISTRICT -

TRACT	SEC	TWN	RNG	LOT	DIVERSION POINTS	KFLG	S	T	R	E	A	M	I	N	D	E	X	F	I	E	L	D	S
22001 -	NESS	23001 - 22	24001 - 18N	25001 - 01E	26001 -	27001 -	0	272.0	92.0	104.0	41.0	0.0	0.0	0.0	0.0	0	0	0	0	0	0	1.5	
22002 -	NESS	23002 - 27	24002 - 18N	25002 - 01E	26002 -	27002 -	0	272.0	92.0	104.0	41.0	0.0	0.0	0.0	0.0	0	0	0	0	0	0	0.8	
22003 -	NNNN	23003 - 27	24003 - 18N	25003 - 01E	26003 -	27003 -	0	272.0	92.0	104.0	41.0	0.0	0.0	0.0	0.0	0	0	0	0	0	0	1.6	
22004 -	SWNE	23004 - 27	24004 - 18N	25004 - 01E	26004 -	27004 -	0	272.0	92.0	104.0	41.0	0.0	0.0	0.0	0.0	0	0	0	0	0	0	1.4	
22005 -	SWSE	23005 - 22	24005 - 18N	25005 - 01E	26005 -	27005 -	0	272.0	92.0	104.0	41.0	0.0	0.0	0.0	0.0	0	0	0	0	0	0	0.6	

29 NON-IRRIGATION USE -

USE CODE / USE	TWN	RNG	PLACE OF USE	SEC	TRACT	ACRES	LOT	TOTAL ACRES: 101
30001 - 01 IRRIGATION	31001 - 18N	32001 - 01E	33001 -	27	34001 - NWNE	35001 - 10	36001 -	
30002 - 01 IRRIGATION	31002 - 18N	32002 - 01E	33002 -	27	34002 - SWNE	35002 - 15	36002 -	
30003 - 01 IRRIGATION	31003 - 18N	32003 - 01E	33003 -	27	34003 - SENE	35003 - 07	36003 -	
30004 - 01 IRRIGATION	31004 - 18N	32004 - 01E	33004 -	27	34004 - NESE	35004 - 05	36004 -	
30005 - 01 IRRIGATION	31005 - 18N	32005 - 01E	33005 -	27	34005 - NWSE	35005 - 03	36005 -	
30006 - 01 IRRIGATION	31006 - 18N	32006 - 01E	33006 -	22	34006 - NESW	35006 - 15	36006 -	
30007 - 01 IRRIGATION	31007 - 18N	32007 - 01E	33007 -	22	34007 - SESW	35007 - 10	36007 -	
30008 - 01 IRRIGATION	31008 - 18N	32008 - 01E	33008 -	22	34008 - NWSE	35008 - 23	36008 -	
30009 - 01 IRRIGATION	31009 - 18N	32009 - 01E	33009 -	22	34009 - SWSE	35009 - 13	36009 -	

PERIOD FROM PERIOD TO USE CODE / USE WATER USE DIVERSION RATE DIVERSION VOLUME
37001 - 0601 38001 - 1031 39001 - 01 IRRIGATION 40001 - 2.000 41001 - 0.00
42 DECREE PLAINTIFF NAME - 43 DECREE DEFENDANT NAME -

VERIFIED AMS

ICMHD DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

REMARKS
44001 -

APPROVAL CONDITIONS: 45001 -

45 OTHER RIGHTS FOR SAME USE -

D A T E S				F L A G S			
47	PRIORITY	-	1-JUN-1963	63	TRANSFER/AMENDED	-	-
48	PROOF DUE	-	-	64	CLE/CAREY ACT	-	-
49	PROOF MADE	-	-	65	FLAG_1	-	-
50	APPROVE/DENIED	-	-	66	FLAG_2	-	-
51	PROTESTED	-	-	67	FLAG_3	-	-
52	HEARING	-	-				
53	VERIFIED	-	-				
54	LAST UPDATE	-	12-JAN-1966				

IDENT. NO. 78-4094

WATER RIGHT
DATA ENTRY LOG

[illegible]

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: CHS

Right Number 78-4094 Applicant Chester Hubbard

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 W. H. Smith Date 13 June 79

STATE OFFICE PROCESSING:

- ☐ Claim review complete.

By _____ Date _____

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

92 South Cole Road
Boise, Idaho 83705
(208) 384-2190

JUNE 20, 1979

CHESTER HUBBARD
BOX 82
NEW MEADOWS

ID 83654

RE: Claim No. 78-4094

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,



for DAVID B. SHAW
Western Region Supervisor

Enclosure

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ZB-4094

HUBBARD, CHESTER

BOX 82, NEW MEADOWS, ID 83654

Source: MUDD CREEK tributary to LITTLE SALMON RIVER

Priority Date: 06/01/1963

Amount: 2.00 CFS

Diversion Point: NESW SWSE Sec 22 T 18N R 01E NWNE SWNE Sec 27 T 18N R 01E
NESE Sec 27 T 18N R 01E, ADAMS Co.

Use: IRRIGATION (2.00 CFS) from 06/01 to 10/31

Place of Use: NESW SESW NWSE SWSE Sec 22 T 18N R 01E NWNE SWNE SENE NESE NWSE
Sec 27 T 18N R 01E FOR 101 ACRES

Diversion Means: PUMP W/ MOTOR & DITCHES