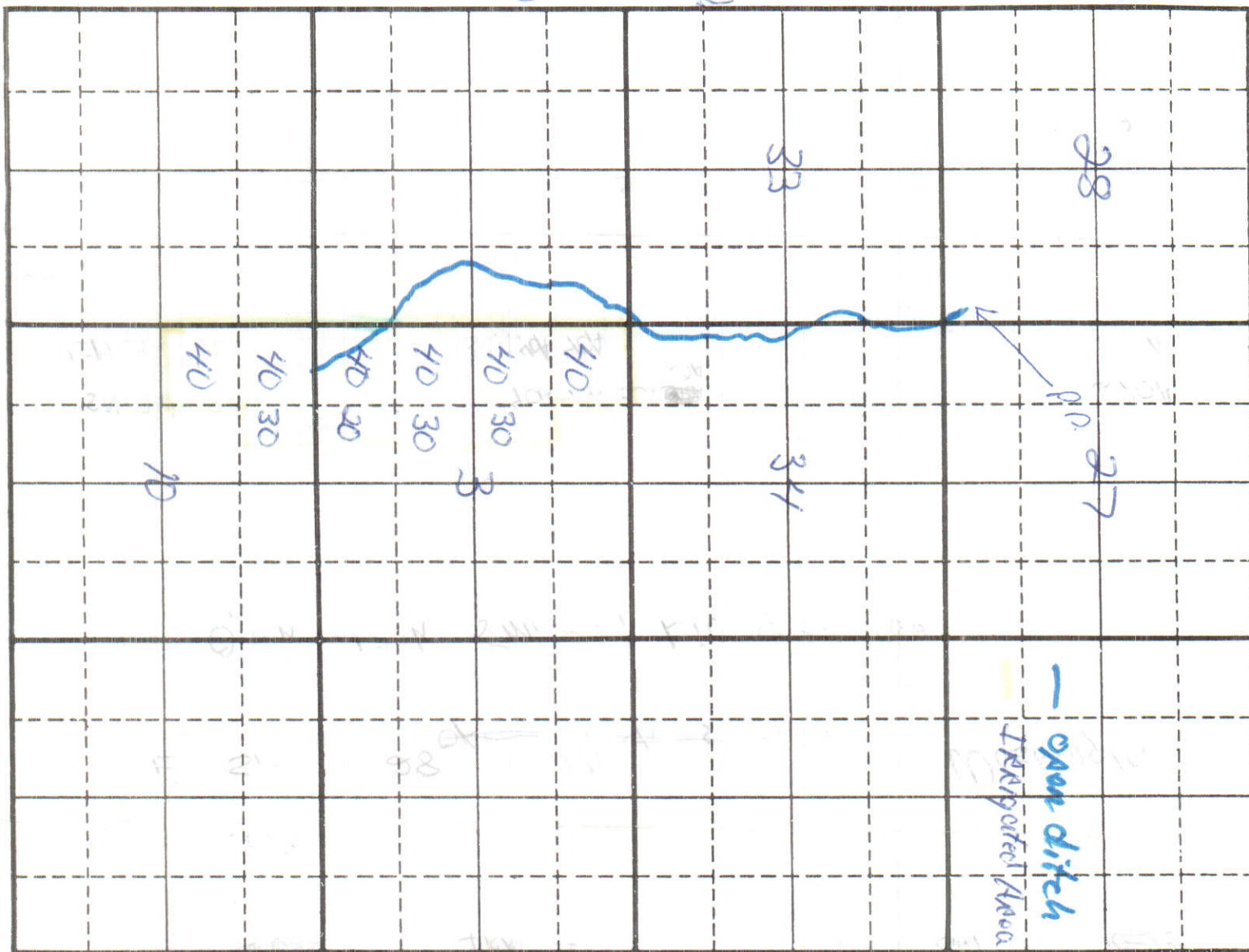


RECEIVED

(8) Remarks

15N-36W

16N-36W



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 Washington

)

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.

Betty J. Ward
Hubert V. Ward
(Claimant)

Sworn to before me this 28th day of November

1984

Notary Public

Residing at

Cambridge

My commission expires 8-12-85

ORIG. POSTMARKED 6/29/83

11-29-84 FOR DEPARTMENT USE ONLY

Received by

Date

2-5-83

Exception filed by:

Forwarded to

Date

Prelim. check by

Date

11-30-84

claimant by:

\$30.00 fee received by

Date

11/29/84 #34588

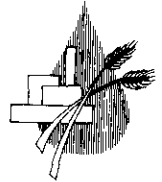
Published in

Upper County News Reporter

Dates

12/20 & 1/3/85

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 Hubert V. and Betty J. Ward
(Name of Claimant)

Box 230 Cambridge Idaho 83610 Telephone No. 208 257-3554
(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) 1896

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)
Rush Creek tributary to Weiser 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, af)	(Domestic, Irrigation, Stock, Etc.)	(Mo., Day)	(Both dates inclusive)	(Mo., Day)
Quantity	<u>2 cfs</u>	Use <u>Irrigation</u>	Period of Use From <u>5-1</u>	To	<u>10-15</u>
Quantity	<u>2 cfs</u>	Use <u>Irrigation</u>	Period of Use From <u>5-1</u>	To	<u>10-15</u>
Quantity		Use	Period of Use From	To	
Quantity		Use	Period of Use From	To	
Quantity		Use	Period of Use From	To	

(4) 2 cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE 1/4 SE 1/4, Sec. 28 Twp. 16N Rge. 3W B.M., County of Washington
Additional points of diversion: Open ditch 5 miles

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. Open ditch 5 miles; Diversion dam

(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 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>15N</u>	<u>3W</u>	<u>3</u>						<u>40A</u>	<u>40A</u>	<u>30A</u>		<u>40A</u>	<u>40A</u>	<u>20A</u>					<u>240A</u>
<u>15N</u>	<u>3W</u>	<u>10</u>					<u>30A</u>	<u>40A</u>	<u>40A</u>										<u>110A</u>

No. of acres 350

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:

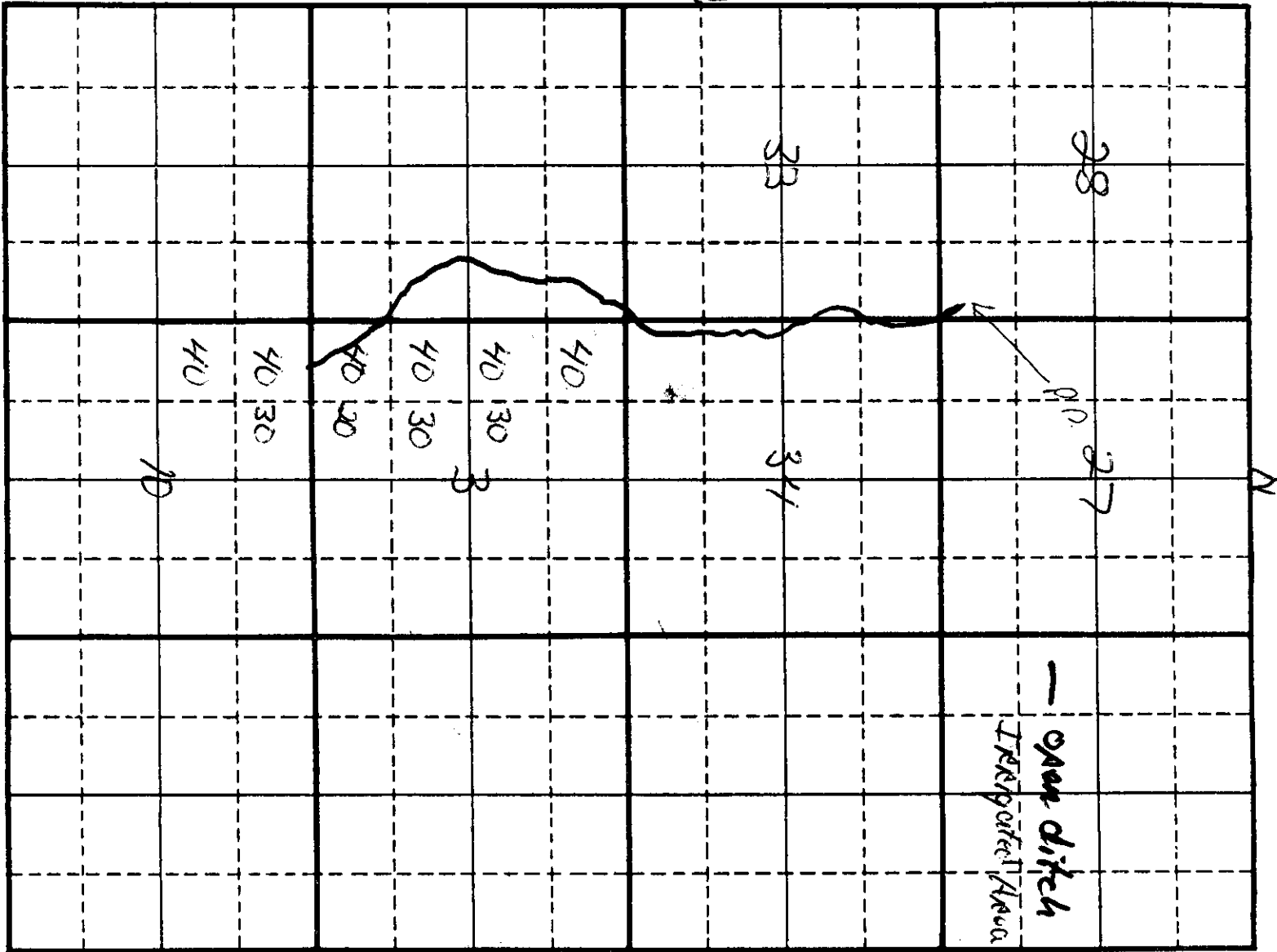
MICROFILMED

WATER RIGHT

(8) Remarks

15 N. 36 W

16 N. 36 W



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 Washington)

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.

Betty J. Ward
Hubert V. Ward
(Claimant)

Sworn to before me this 28th day of November

1984

Notary Public

Residing at

Cambridge

My commission expires 8-12-85

ORIG. POSTMARKED 6/29/83

11-29-84 FOR DEPARTMENT USE ONLY

Received by

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Exception filed by:

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Date

Prelim. check by

Date

11-30-84

claimant by:

\$30.00 fee received by

Date

11/29/84 #34588

Published in Upper County News Reporter

Dates

12/20 & 1/3/85

Affidavit of Publication:

STATE OF IDAHO }
County of Washington } ss.

Stuart Dopf, being duly sworn deposes and says he is the publisher of the Upper Country News-Reporter, a weekly newspaper published at Cambridge, in the County of Washington, State of Idaho; that said newspaper is in general circulation in the county of aforesaid and is a legal newspaper; that the annexed, a printed copy of which is attached hereto and made a part hereof, was published

in said newspaper once a week for two consecutive weeks in the regular and entire issue of every number thereof during the period of time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began December 27, 1984 and ended January, 1985.

Stuart Dopf

Subscribed and sworn to before me
this 7th day of

January, 1985.
B. J. Soules

Notary Public in and for the State
of Idaho, residing at Cambridge,
Idaho 83610.

Public Notices

NOTICE OF CLAIMS TO WATER RIGHTS

The following claims have been filed on water rights created by diversion and beneficial use:

67-4585

WARD, HUBERT V. &/ or
BETTY J. P.O. BOX 230, CAM-
BRIDGE, ID 83610

Source: RUSH CREEK trib. to
WEISER RIVER

Priority Date: 5/1/1899

Diversion Pt: SESE Sec. 28 T
16N R 3W

Use: IRRIGATION (2.00 CFS)
In: NENW NWNW SWNW
SESW NESW SESW Sec. 34 T
16N R 3W FOR 60 ACRES.

67-4586

WARD, HUBERT V. &/ or
BETTY J., P.O. BOX 230, CAM-
BRIDGE, ID 83610

Source: RUSH CREEK trib. to
WEISER RIVER

Priority Date: 5/1/1896

Diversion Pt: SESE Sec. 28 T
16N R 3W

Use: IRRIGATION (2.00 CFS)
In: NWNW SWNW SENW
NESW NWSW SWSW SESW
Sec. 3 T 15N R 3W NENW
NWNW SWNW Sec. 10 T 15N R
3W FOR 350 ACRES.

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

KEN DUNN, Dir.

Publish 12/27 & 1/3/85.

MICROFILMED

REC
JAN 8

Department of Water Resources
Western Region

WRR100
67-4586

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

PAGE 1
20-NOV-1985 11:50:12

01 WATER RIGHT NUMBER - 67-4586 02 OLD (D) NUMBER -

LAST NAME	FIRST NAME	ORIG. OWNER
03001 - WARD ✓	04001 - HUBERT V. ✓	05001 - C
03002 - WARD ✓	04002 - BETTY J. ✓	05002 - C

06 ADD LINE 1 - P.O. BOX 230 ✓

07 ADD LINE 2 -

08 ADD LINE 3 -

09 CITY - CAMBRIDGE ✓

10 STATE - ID 11 ZIP - 83610

12 STAGE - S STATUTORY CLAIM ✓

13 STATUS -

14001 - SOURCE 15001 - TRIBUTARY OF

16 DIVERSION MEANS - DITCH & DIVERSION DAM ✓

17 COUNTY - 87 WASHINGTON

18 DIVERSION CAPACITY - .000

19 TOTAL DIVERSION RATE - 2.000 ✓

20 TOTAL DIVERSION VOLUME - .00

21 WATER DISTRICT -

TRACT	SEC	TWN	RNG	LOT	RFLG	S T R E A M	I N D E X	F I E L D S
22001 - SESE ✓	23001 - 28 ✓	24001 - 16N ✓	25001 - 03W ✓	26001 -	27001 -			
			28001 - 0	0.0	0.0	0.0	0.0	0.0

29 NON-IRRIGATION USE -

USE CODE / USE	TWN	RNG	SEC	TRACT	ACRES	LOT
30001 - 01 IRRIGATION	31001 - 15N	32001 - 03w	33001 - 03	34001 - NWNW ✓	35001 - 40 ✓	36001 -
30002 - 01 IRRIGATION	31002 - 15N	32002 - 03w	33002 - 03	34002 - SWNW ✓	35002 - 40 ✓	36002 -
30003 - 01 IRRIGATION	31003 - 15N	32003 - 03w	33003 - 03	34003 - SENW ✓	35003 - 30 ✓	36003 -
30004 - 01 IRRIGATION	31004 - 15N	32004 - 03w	33004 - 03	34004 - NESW ✓	35004 - 30 ✓	36004 -
30005 - 01 IRRIGATION	31005 - 15N ✓	32005 - 03w ✓	33005 - 03	34005 - NWSW ✓	35005 - 40 ✓	36005 -
30006 - 01 IRRIGATION	31006 - 15N	32006 - 03w	33006 - 03	34006 - SWSW ✓	35006 - 40 ✓	36006 -
30007 - 01 IRRIGATION	31007 - 15N	32007 - 03w	33007 - 03	34007 - SESW ✓	35007 - 20 ✓	36007 -
30008 - 01 IRRIGATION	31008 - 15N	32008 - 03w	33008 - 10	34008 - NENW ✓	35008 - 30 ✓	36008 -
30009 - 01 IRRIGATION	31009 - 15N	32009 - 03w	33009 - 10	34009 - NWNW ✓	35009 - 40 ✓	36009 -
30010 - 01 IRRIGATION	31010 - 15N	32010 - 03w	33010 - 10	34010 - SWNW ✓	35010 - 40 ✓	36010 -

TOTAL ACRES: 350 ✓

PERIOD FROM	PERIOD TO	USE CODE / USE	DIVERSION RATE	DIVERSION VOLUME
37001 - 0501 ✓	38001 - 1015 ✓	39001 - 01 IRRIGATION ✓	40001 - 2.000 ✓	41001 - 0.00

42 DECREE PLAINTIFF NAME -

43 DECREE DEFENDANT NAME -

REMARKS
44001 -

APPROVAL CONDITIONS: 45001 -

46 OTHER RIGHTS FOR SAME USE -

WRR100
67-4586

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

PAGE 2
20-NOV-1985 11:50:12

D A T E S		D A T E S		F L A G S	
47	PRIORITY - 1-MAY-1896 ✓	55	LICENSE -	63	TRANSFER/AMENDED -
48	PROOF DUE -	56	APPL RECEIVED -	64	DLE/CAREY ACT -
49	PROOF MADE -	57	FIELD EXAM MADE -	65	FLAG_1 -
50	APPROVE/DENIED -	58	DECREE -	66	FLAG_2 -
51	PROTESTED -	59	START WORK -	67	FLAG_3 -
52	HEARING -	60	ORDER SHOW CAUSE -		
53	VERIFIED -	61	DATE_1 -		
54	LAST UPDATE - 24-DEC-1984	62	DATE_2 -		

56/11/81
VERIFIED JKN

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Jan Weaver

Right Number 67-4586 Applicant Ward

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. 1/8/85
 - ☒ Claim published correctly. Upper County News
 - ☒ Exceptions processed. 30,34588
12/20/84 1/3/85
- By 039 Date 1/15/85

STATE OFFICE PROCESSING:

- ☒ Claim review complete.
- By SL Date 1/16/85

MICROFILMED

RECEIVED
JAN 16 1985

Department of Water Resources

January 16, 1984

Hubert V. & Betty J. Ward
Box 230
Cambridge, ID 83610

Dear Mr. & Mrs. Ward:

We are now processing the claims received during the June, 1983 mandatory claims program. However, before we can process your claim more information is needed.

When filing a claim only one priority date can be listed per claim. Therefore, if both priority dates need to be listed separately, the enclosed claim form must be completed for one priority date and an additional \$30 submitted with the claim. Another possibility is to file for both water rights for 4.0 cfs under the 1899 priority date, but the 1896 date would be lost. The acreage listed in the NW1/4 of Sec. 34, Twp 16N, Rge. 3W, needs to be shown by quarter-quarter as to how many of the 30 acres are being irrigated in each quarter-quarter. This is for easy clarification of your water right in case of future problems.

Please add the above requested information and return one or both of the claims to our office. If one claim is submitted, no further fee is required. If two claims are returned, an additional \$30 must also be submitted.

If you have any questions, please contact me.

Sincerely,

Jan Grover
Senior Water Resource Agent

JG/cjk
Enclosures

RECEIVED

August 3, 1984

Hubert V. & Betty J. Ward
Box 230
Cambridge, ID 83610

Dear Mr. and Mrs. Ward:

On January 16, 1984, we sent you a letter requesting information concerning the claim received during our mandatory claim filing program. As of this date we have not received either the claim form or a letter from you.

We requested you send either one claim with an 1899 priority date for both rights or two claims with an 1896 and 1899 priority date. Also, the acreage listed in the NW $\frac{1}{4}$, Sec. 34, Twp. 16 N., Rge. 3 W needs to be shown by quarter-quarter as to the number of acres being irrigated in each.

If you need any assistance or have any questions, please do not hesitate to contact us. In the case that we do not hear from you within two weeks, we will refund your \$30.00 filing fee and consider the claim as not being filed.

Sincerely,

Jan Grover
Senior Water Resource Agent

JG/pma

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-2190

October 26, 1984

Herbert V. and Betty J. Ward
Box 230
Cambridge, ID 83610

Dear Mr. and Mrs. Ward:

On August 17, 1984, you phoned our office in regard to my letter dated August 3, 1984. At that time you stated two claims would be submitted. However, as of this date the claims have not been received.

These claims must be received within 30 days or the \$30 fee already paid will be refunded and no record will be established for your rights. Please remember to send an additional \$30 to cover the other claim you will be submitting. Another item you may consider is that if we do not receive the claims and additional fee and your \$30 is refunded, the filing fee to re-file is now \$200.00 per claim.

If you have any questions concerning these claims, please contact us.

Sincerely,

JAN GROVER
Senior Water Resource Agent

JG/lrs



S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

JANUARY 16, 1985

HUBERT V. WARD
BETTY J. WARD
P.O. BOX 230
CAMBRIDGE

ID 83610

RE: Claim No. 67-4586

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,

DAVID B. SHAW
Western Region Supervisor

Enclosure

* 10

62-4586

WARD, HUBERT V. &/or BETTY J.

P.O. BOX 230, CAMBRIDGE, ID 83610

Source: RUSH CREEK trib. to WEISER RIVER

Priority Date: 05/01/1896

Diversion Pt: SESE Sec 28 T 16N R 03W

Use: IRRIGATION (2.00 CFS)

In: NWNW SWNW SENW NESW NWSW SWSW SESW Sec 03 T 15N R 03W NENW NNW SWNW
Sec 10 T 15N R 03W FOR 350 ACRES

MICROFILMED

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]