

(8) Remarks _____

17N1W sec 31

[illegible]

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 ADAMS

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 affiants knowledge.

Sworn to before me this 11 day of APRIL, 19 74

Vera Harrington
(Claimant)

(Claimant)

Erwin D. Kessler
Notary Public

Notary Public

Residing at Council, IDAHO

My commission expires 12-12-74

For Department Use Only

Received by <u>Ca</u>	Date <u>3/12/75</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>JEB</u>	Date <u>3/12/75</u>		claimant by:	
\$10.00 fee received by <u>Ca</u>	Date <u>3/12/75</u>	<u>#455</u>		
Approved for publication by <u>Ok clm 4-8-75</u>				
Published in <u>Adams County Leader</u>				
Dates <u>March 27 & April 3</u>				

RECEIVED

APR 7 1975

Department of Water Resources

NOTICE OF CLAIM TO A
WATER RIGHT
No. 67-4111

Notice is hereby given that JOHNIE & VERA HARRINGTON Council, ID has filed a claim to a water right established by diversion and application to beneficial use of 2 cubic feet per second of water from Hornet Creek with the point of diversion in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 31, T. 17 N, R. 1 W, B.M. Adams County.

The water is claimed to be used from April 1 to Oct. 31 for Irrigation of 80 acres with a priority of 1900 AD; the place of use is within the NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 31, T. 17 N, R. 1 W, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, Statehouse, Boise, Idaho, 83720.

R. KEITH HIGGINSON

Director

Published in the Adams County Leader, Council, ID on March 27, 1975 and April 3, 1975.

OK
OK
4-8-75

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 Claim

No. 67-4111 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 March 27.1975

and the last in the issue dated April 3.1975 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 " Notice " as aforesaid.

Bert J. Rogers

Subscribed and sworn to before me this 4TH

day of April, 19 75

Paul Strawn

Notary Public for Idaho,
Residing at Council, Idaho

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that JOHNNIE & VERA HARRINGTON
(name of claimant)

of Council, IDAHO - 83612, claims a right to the diversion and beneficial use of
(mailing address)

ground water or surface water tributary to HORNET CREEK DRAINAGE :

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) _____

HORNET CREEK

- (2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Amount <u>2 cfs</u>	Use <u>IRRIGATION</u>	Period of Use: From <u>APRIL 1</u> To <u>OCT 31</u>
Amount _____	Use _____	Period of Use: From _____ To _____
Amount _____	Use _____	Period of Use: From _____ To _____
(cfs, gpm or a/f)	(dom., irri., stock, etc.)	(both dates inclusive)

- (3) Total quantity of water claimed: 2 cubic feet per second, or _____ acre feet per annum, and/or _____ gallons per minute.

- (4) Priority claimed: (the date water was first applied to beneficial use) 1900 A.D.

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 to this rule is that a claim may be filed on domestic use from a ground-water source.

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

NW ¼ NE ¼, Sec. 31 Twp. 17N Rge. 1W B. M. County of Adams

Additional points of diversion: SWNE SEC. 31 T19N R14W Adams
HORNET CREEK:

- 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. DIVERSION DAM. 2 FT HIGH. 4

2 DITCHES, $\frac{1}{4}$ mile long & $\frac{1}{2}$ mile long each.

- (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.

[illegible]

Total No. of acres 80

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

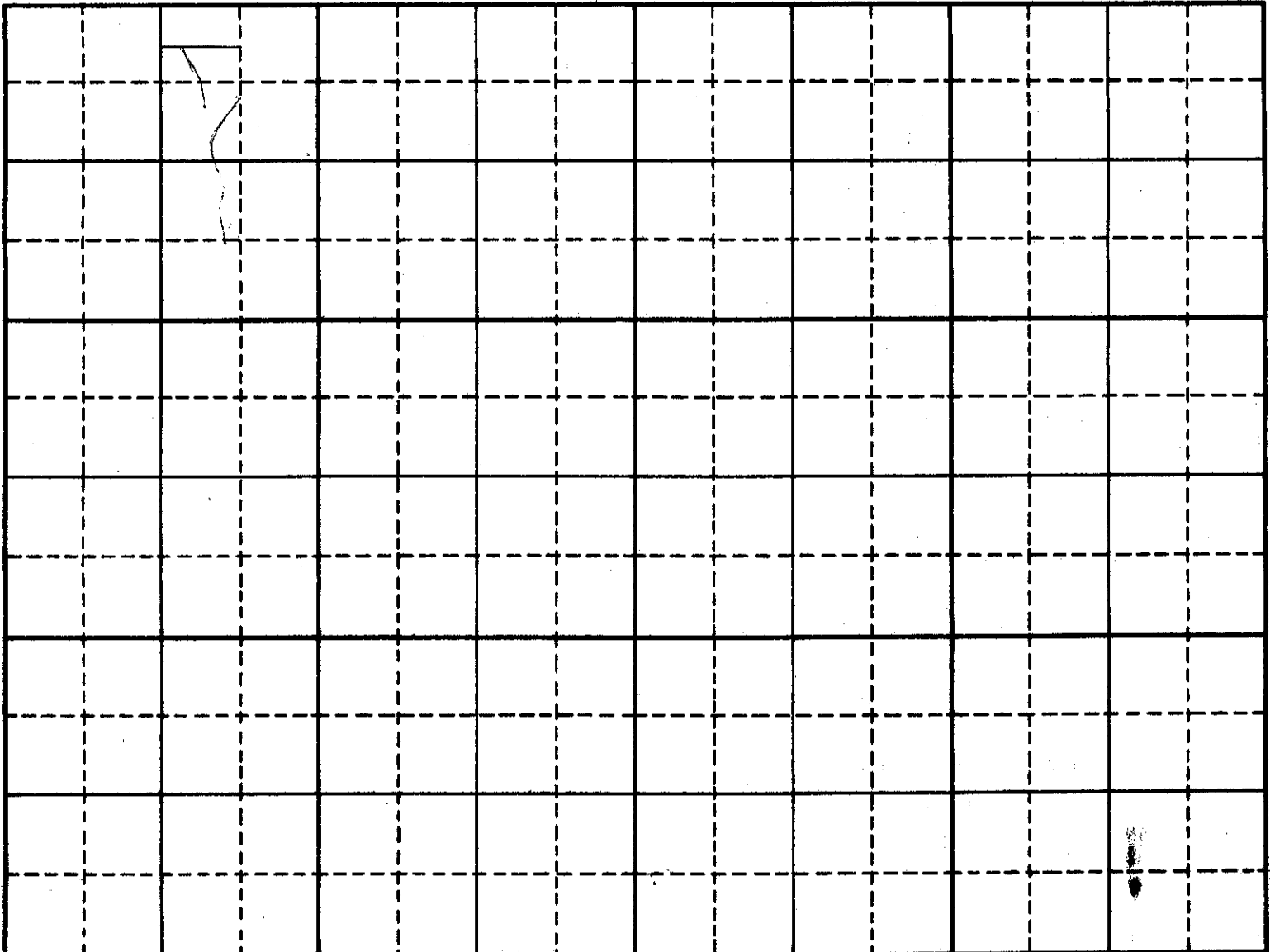
- (7) If you are claiming water as a member of an organization, list name of organization:

Hornet Creek Water Association.

MICROFILMED

(8) Remarks _____

17N 1W Sec 31



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 ADAMS

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 affiants knowledge.

Vera Harrington
(Claimant)

Sworn to before me this 11 day of APRIL, 19 74.

David M. Leslie
Notary Public
Residing at COUNCIL, IDAHO

My commission expires 12-12-74

For Department Use Only

Received by <u>Ca</u>	Date <u>3/17/75</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>JEB</u>	Date <u>3/17/75</u>		claimant by:	
\$10.00 fee received by <u>Ca</u>	Date <u>3-17-75</u>	<u>#455</u>		
Approved for publication by <u>Ok cla</u>	<u>4-8-75</u>			
Published in <u>Adams County Leader</u>				
Dates <u>March 27 & April 3</u>				

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 Claim

No. 67-4111

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 March 27, 1975

and the last in the issue dated April 3, 1975 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 "Notice" as aforesaid.

Subscribed and sworn to before me this 4TH

day of April, 1975

Notary Public for Idaho,
Residing at Council, Idaho

NOTICE OF CLAIM TO A WATER RIGHT No. 67-4111

Notice is hereby given that JOHNNIE A. VERA HARRINGTON Council, ID has filed a claim to a water right established by diversion and application to beneficial use of 3 cubic feet per second of water from Hornet Creek with the point of diversion in the NW 1/4 NE 1/4, SW 1/4 NE 1/4, Sec. 31, T. 17 N., R. 1 W., B.M. Adams County.

The water is claimed to be used from April 1 to Oct. 31 for irrigation of 80 acres with a priority of 1900 AD; the place of use is within the NE 1/4, NW 1/4, Sec. 31, T. 17 N., R. 1 W., B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, Statehouse, Boise, Idaho, 83720.

R. KEITH HIGGINSON

Director

Published in the Adams County Leader, Council, ID on March 27, 1975 and April 3, 1975.

OK
OK
4-8-75

ACT
ION

C SOURCE - HORNET CREEK

TRIBUTARY OF - HORNET CREEK DRAINAGE

ACTION

N	OWNER LAST NAME - HARRINGTON	FIRST NAME - JOHNNIE		
N	OWNER LAST NAME - HARRINGTON	FIRST NAME - VERA		
N		CITY - COUNCIL	STATE - ID	ZIP CODE - 83612
N	SOURCE - HORNET CREEK	TRIBUTARY OF - HORNBET CREEK DRAINAGE		
N	STAGE - STATRY CLM	PRIORITY - 06-01-1900	COUNTY - ADAMS	TOTAL DIV. RATE - 2.0000CFS
N	DIVERSION POINT - NWNE 31 17N 01W	SWNE 31 17N 01W		
N	FROM - 04-01 TO - 10-31	USE - IRRIGATION	USE DIV. RATE -	2.0000CFS
N	USE - IRRIGATION	PLACE OF USE - TWN 17N RNG 01W SEC 31	TRACT NENE	AC 12 TRACT NWNE AC 07
N			TRACT SWNE	AC 15 TRACT SENE AC 14
N			TRACT NESE	AC 22 TRACT NWSE AC 10

3/79

IDENT. NO. 67-4111

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]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 167-4111
Old No. New No.

Record

1. Original Owner: Johnnie & Vera Harrington

Present Owner: _____

2. Address:

3. City: Council State: ID Zip: 836124. A. Source of Water: Hornet Creek
B. Tributary of: Hornet Creek Drainage5. A. Stage (A,P,L,D,S,J): S

B. Status (D,L,R,C,A,I,F - leave blank if valid):

C. Priority Date: 6-1-1900D. County: 03E. Total Diversion Rate: 2.

F. Total Diversion Volume:

G. Transfer/Amendment (P,T of A or blank):

H. Water District:

I. DLE/Carey Act (D,C or blank):

J. Right Basis (for adjudication claims A,B,C only):

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>NWNE</u>	<u>31</u>	<u>17N</u>	<u>1W</u>		
	<u>SWNE</u>	<u>31</u>	<u>17N</u>	<u>1W</u>		

7. Period of Use, Use, Diversion Rate/Volume:

from 4-1 to 10-31 for A purposes. Amount 2.
(cfs or AC-FT/yr)

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

8. Use Code: A

9. A. Decree Name:

10. Remarks: A.
B.
C.
D.
E.

11. Other Uses (Non-irrigation explanatory information):

12. Other Rights for Same Use:

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

C. Protested Date:

D. Hearing Date:

E. Old Number:

F. Proof Made (P or blank):

G. Field Exam Made (P,R,F or blank):

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
WESTERN DISTRICT

STATE HOUSE BOISE, IDAHO 83720

April 14, 1975

Johnie & Vera Harrington
Council, ID
83612

Re: Claim to a Water Right No. 67-4111

Dear Mr. Harrington:

The Department of Water Resources has completed the processing of your claim to a water right, and no further action is authorized under Section 42-225a and 42-225b, Idaho Code. Your claim will be retained in our files and will be available at any time for use by you or the court.

As you are aware, the filing of a claim does not, in itself, guarantee you a water right; it only records and preserves 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 in your claim file, you may have that information or evidence added at any time. Please refer to your claim number when corresponding with this office.

We are enclosing, for your records, a copy of your claim. If you have any questions, or if we may be of further assistance, please feel free to call upon us.

Sincerely,

KENNETH H. FOIT, P.E.
Western District Engineer

KHF:

MICROFILMED

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 67-411

77 Source
77 Point of Diversion
77 County
77 Quantity of Water and Period of Use
77 Description of Diverting Works
77 Time required for B/U of water
77 Place of Use or Acres Irrigated
77 Map
77 Signature
77 Fee

(1) JEB 3/18/75

In form to receipt

(2) I I

Send Copies to:

 Idaho State Health Department
 Idaho Fish and Game Department
 Bureau of Land Management

(3) I I

 Request Special Use Permit from U.S.F.S.
 Request Easement from B.L.M.
 Request Information from Applicant

(4) JEB 3/18/75

In form for advertising

(5)

Platted on Map No.

(6)

Located within Water District No.

(7)

Critical groundwater area: yes no

(8)

Groundwater levels:

 Declining, Stable, Increasing
(comment)

(9)

Other rights on the same place of use

(10)

Comments:

(11) Clu 4-8-75

Affidavit of Publication received(date) Ok

(12)

Final date for protests
Protests received: yes no

(13)

All requested information received from agencies or
applicant: yes no

(14)

Action recommended:

 Approve Deny

 Proposed Priority

 Reason for Reduction

 Measuring device required

 See attached sheet for other conditions of
approval

 No special conditions approval

(15) District By Date

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RECEIVED
APR 15
Department of Water Resources

RECOMMENDED

CONDITIONS OF APPROVAL

- ☐ A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.
- ☐ Measuring devices of a type approved by this Department shall be permanently installed and maintained at the point of diversion and the point of effluent discharge.
- ☐ Use of water under this permit is supplemental to all existing water rights with the same purpose and place of use.
- ☐ Maximum rate of diversion shall not exceed _____ c.f.s.
- ☐ Settling ponds shall be installed which are capable of reducing the silt load in the return water to such a level that the quality of the waters of _____ Creek will not be impaired for other beneficial uses.
- ☐ Return water shall be treated to insure that the effluent meets (interstate) (intrastate) stream water quality standards.
- ☐ Use of water under this permit is subject to control by the watermaster of State Water District No. _____, _____ River.
- ☐ The proposed well shall not be drilled within _____ feet of another well.
- ☐ The issuance of this permit in no way grants any right-of-way or easement across the land of another person.
- ☐ The permit shall not be assigned or sold without first securing the written approval of the Department of Water Administration.
- ☐ This permit cannot be assigned, mortgaged, or conveyed without complying with Section 42-208, Idaho Code.
- ☐ Other: _____

MAILED 10-1-67

NOTICE OF CLAIM TO A WATER RIGHT

No. 67-4111

Notice is hereby given that JOHNIE & VERA HARRINGTON
Council, ID
has filed a claim to a water right established by diversion and application
to beneficial use of 2 cubic feet per second ~~acre feet~~ of water
from Hornet Creek
with the point of diversion in the NE
~~NE 1/4, SW 1/4~~, Sec. 31, T. 17 N, R. 1 W,
B.M. Adams County.

The water is claimed to be used from April 1 to Oct. 31
for Irrigation of 80 acres

with a priority of 1900 AD;
the place of use is within the N 1/2 SE 1/4
~~NE 1/4~~, Sec. 31, T. 17 N, R. 1 W, B.M.

Any exception to this claim of water right may be filed with the Idaho
Department of Water Resources, Statehouse, Boise, Idaho, 83720.

R. KEITH HIGGINSON

Director

Published in the Adams County Leader, Council,
on March 27, 1975 and April 3, 1975.



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN DISTRICT — ANNEX 3

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2190

March 21, 1975

Adams County Leader
Council, ID
83612

Re: Claim to a Water Right 67-4111, Johnie & Vera Harrington
67-4112, John Frasier
Application for Water Permit No. 78-7068, Phillip E. Wolford

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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. In order to receive payment, the following certification must appear in the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(Signature of Claimant)

Sincerely,

Bill submitted
4-8-75
Clem

RECEIVED
MAY 1 1975