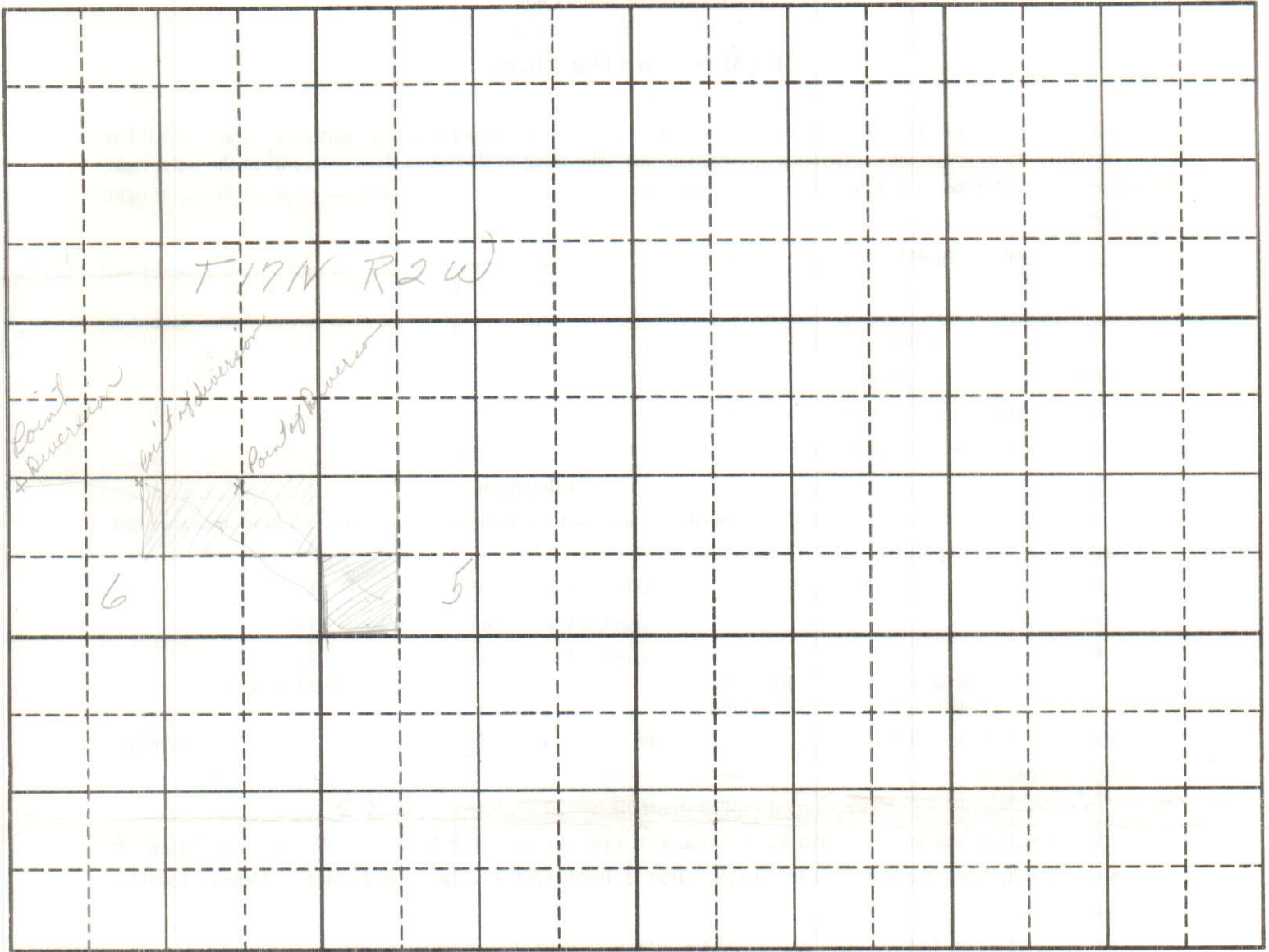


(8) Remarks _____



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 IDAHO) 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 affiants knowledge.

* Kenneth Harrington
(Claimant)

Sworn to before me this 21ST day of NOVEMBER, 1974.

Paul J. Braun
Notary Public
Residing at Council Bluffs

My commission expires 6-22-76

For Department Use Only

Received by <u>[initials]</u>	Date <u>12-06-74</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>CS</u>	Date <u>12-6-74</u>		claimant by:	
\$10.00 fee received by <u>SW</u>	Date <u>12-6-74</u>	<u>#15350</u>		
Approved for publication by <u>CS 12-12-74</u>	<u>OK 1-6-75</u>			
Published in <u>Adams County Record</u>				
Dates <u>Nov. 19 & 20, 1974</u>				

RECEIVED

Department of Water Resources

Affidavit of Publication

JAN 3 1975

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 to a

No. 67-4100 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 December 19, 1974

and the last in the issue dated December 26, 1974 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 30TH

day of December, 1974

Paul Braun

Notary Public for Idaho,
Residing at Council, Idaho

**NOTICE OF CLAIM TO A
WATER RIGHT**

No. 67-4100

Notice is hereby given that KENNETH AND MILDRED HARRINGTON Council, ID has filed a claim to a water right established by diversion and application to beneficial use of 2.6 cubic feet per second of water from Hornet Creek, trib. to Weiser River with the point of diversion in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 6, T. 17 N, R. 2 W, B.M. Washington County and NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 6, T. 17 N, R. 2 W, B.M. Adams County.

The water is claimed to be used from April 15 to Oct. 15 for irrigation of 130 acres with a priority of 1935; the place of use is within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 6, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5, T. 17 N, R. 2 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.

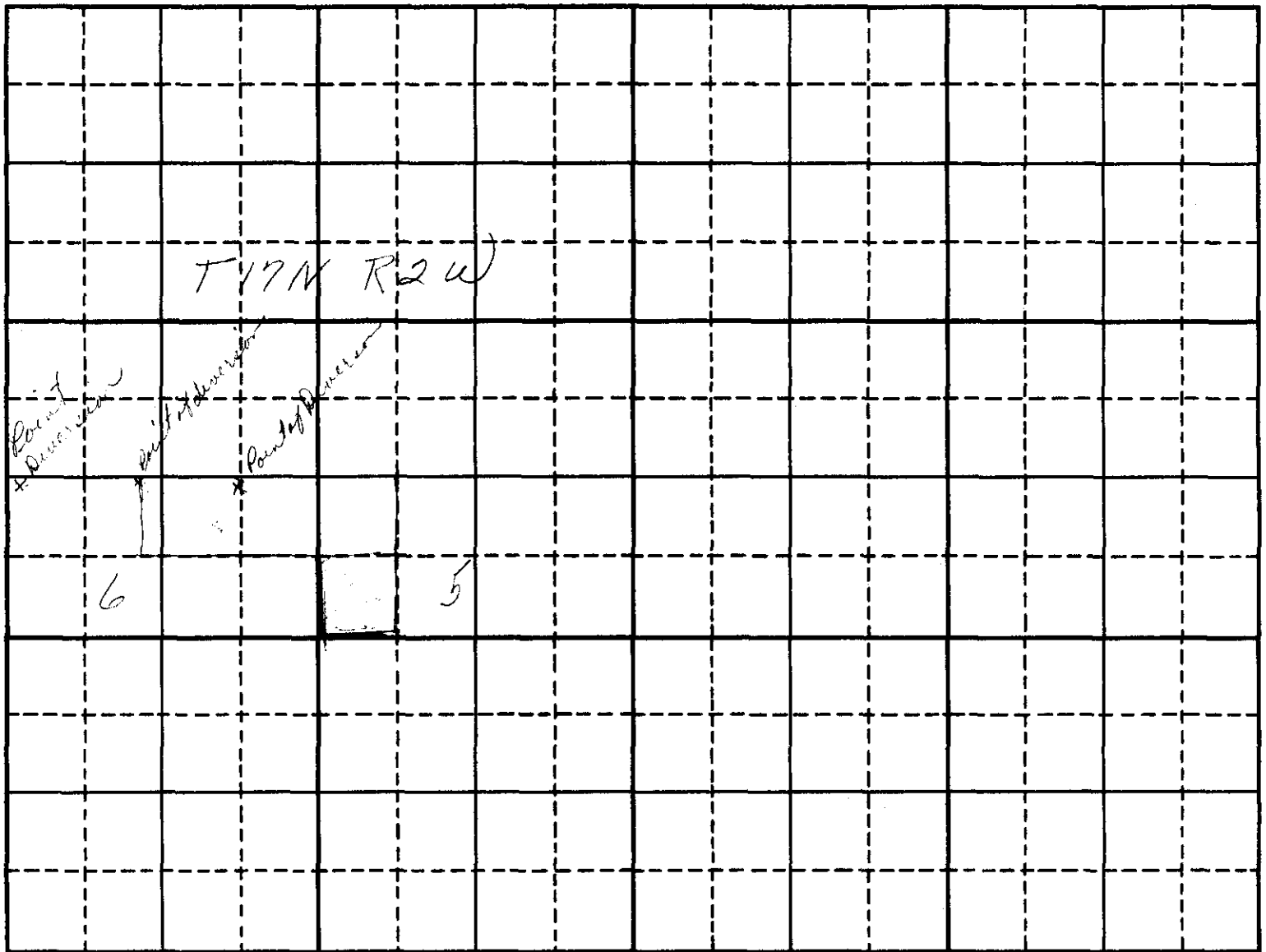
R. KEITH HIGGINSON
Director

Published in the Adams County Leader, Council, ID on Dec. 19, 1974 and Dec. 26, 1974.

*Ok 75
1-6-75
CW*

MICROFILMED

(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 IDAHO) 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 affiants knowledge.

* Kenneth Harrington
(Claimant)

Sworn to before me this 21ST day of NOVEMBER, 1974.

Paul J. Braun
Notary Public
Residing at Council Bluffs

My commission expires 6-22-76

For Department Use Only

Received by <u>[Signature]</u>	Date <u>12-06-74</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>OK</u>	Date <u>12-6-74</u>		claimant by:	
\$10.00 fee received by <u>SW</u>	Date <u>12-6-74</u>			
Approved for publication by <u>OK 12-12-74</u>				
Published in <u>Adams County News</u>				
Dates <u>Nov. 19 & 20, 1974</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 to a

Co. 67-4100

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 December 19, 1974

and the last in the issue dated December 26, 1974 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 30TH

day of December, 1974

Ann Braun

Notary Public for Idaho,
Residing at Council, Idaho

NOTICE OF CLAIM TO A

That I, Bert J. Rogers, do hereby certify that the Adams County Leader, a newspaper, has published a notice of claim to a water right established by decision and application to the Board of Water Control in the Adams County, Idaho, for the purpose of diverting water from the Snake River into the Snake River at Council, Idaho, in the NW 1/4 of Sec. 17, N. 1, E. 1, W. 1, Adams County, Idaho, and in the NW 1/4 of Sec. 1, T. 17N, E. 1, W. 1, Adams County, Idaho.

The water is claimed to be used from April 1, 1974, for irrigation of the land with a priority of 1974, the date of the first publication of the notice of claim to a water right, in the Adams County Leader, a newspaper, on Dec. 19, 1974, in the NW 1/4 of Sec. 1, T. 17N, E. 1, W. 1, Adams County, Idaho.

the Idaho Department of Water Resources, Boise, Idaho, 1974.

R. KIRBY HARRINGTON
Director

Published in the Adams County Leader, Council, ID, on Dec. 19, 1974 and Dec. 26, 1974.

*Ok 75
1-6-75
CC*

MICROFILMED

ACT
ION

N OWNER LAST NAME - HARRINGTON

FIRST NAME - KENNETH

N OWNER LAST NAME - HARRINGTON

FIRST NAME - MILDRED

N

CITY - COUNCIL

STATE - ID

N SOURCE - HORNET CREEK

TRIBUTARY OF - WEISER RIVER

N STAGE - STATRY CLM

PRIORITY - 06-01-1935 COUNTY - WASHINGTON TOTAL DIV. RATE - 2.6000CFS

N DIVERSION POINT - NWSW 06 17N 02W

NESW 06 17N 02W

N DIVERSION POINT - NWSE 06 17N 02W

N FROM - 04-15 TO - 10-15 USE - IRRIGATION

USE DIV. RATE - 2.6000CFS

N USE - IRRIGATION

PLACE OF USE - TWN 17N RNG 02W SEC 06 TRACT NESW

AC 10 TRACT NESE

AC 40

N

TRACT NWSE

AC 40

N USE - IRRIGATION

PLACE OF USE - TWN 17N RNG 02W SEC 05 TRACT SWSW

AC 40

N REMARKS - P/D ALSO IN ADAMS CNTY.

IDENT. NO. 47-4100

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]

- DATA ENTRY -

OTd No.

67-4100
New No.

1. Original Owner: Kenneth & Mildred Harrington

Present Owner:

3. City: Council

State: Id

Zip:

4. A. Source of Water: Hornet Creek

B. Tributary of: Weiser River

5. 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: 6-1-1935

D. County: 87

E. Total Diversion Rate: 2.6

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):

6. A. Point of Diversion

<u>Tract</u>	<u>Sec.</u>	<u>Twp.</u>	<u>Rge.</u>	<u>Gov't Lot</u>	<u>Rediv.</u>
<u>NWSW</u>	<u>6</u>	<u>17N</u>	<u>2W</u>		
<u>NESW</u>	<u>6</u>	<u>17N</u>	<u>2W</u>		
<u>NWSE</u>	<u>6</u>	<u>17N</u>	<u>2W</u>		

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

from 4-15 to 10-15 for A purposes. Amount 2.6
(cfs or AG-FT/yr)

from _____ to _____ for _____ purposes. Amount _____

from	to	for	purposes.	Amount

from		to		for		purposes.	Amount
------	--	----	--	-----	--	-----------	--------

[illegible]

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

CH 11-8-79

8. Use Code: A

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A. P/O also in Adams Cnty.
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 — ANNEX 3

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2190

January 7, 1975

Mr. Kenneth Harrington
Council, ID 83612

Re: Claim to a Water Right No. 67-4100

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: cla

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STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse Annex 2
Boise Idaho 83707
(208) 384-2215
Western District Office



Water Rights Administration
Water Resource Planning
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

December 13, 1974

**Adams County Leader
Council, ID 83612**

**Re: Claim to a Water Right No. 67-4089 - Sorenson - Rinehart Ditch Co.
67-4100 - Kenneth and Mildred Harrington
67-4101 - Kenneth and Mildred Harrington
Application for Permit No. 67-7234 - William J. and Mary E. Little**

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 on 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

1-6-75

MICROFILMED

NOTICE OF CLAIM TO A WATER RIGHT

No. ~~67-4100~~

Notice is hereby given that KENNETH AND MILDRED HARRINGTON
Council, ID
has filed a claim to a water right established by diversion and application
to beneficial use of 2.6 cubic feet per second ~~acre feet of water~~
from Hornet Creek, trib. to Weiser River
with the point of diversion in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 6, T. 17 N, R. 2 W, B.M.
Washington County and NE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6, T. 17 N, R. 2 W, B.M. Adams County.
The water is claimed to be used from April 15 to Oct. 15
for irrigation of 130 acres

with a priority of 1935;
the place of use is within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5, T. 17 N,
R. 2 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 Dec. 19, 1974 and Dec. 26, 1974.

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STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
WESTERN DISTRICT OFFICE



Cecil D. Andrus
Governor
R. Keith Higginson
Director

614 State Street
Statehouse -- Annex 2
Boise, Idaho 83707
(208) 384-2190

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

December 10, 1974

Mr. Kenneth Harrington
Council, ID 83612

Dear Mr. Harrington:

Enclosed is your Receipt No. 15350 in the amount of \$ 10.00 for
Claim to a Water Right No. 67-4100 which was received in this office
on December 6, 1974.

Sincerely,

CATHY L. ATKINSON
Stenographer

CLA:c

Enclosure

MICROFILMED