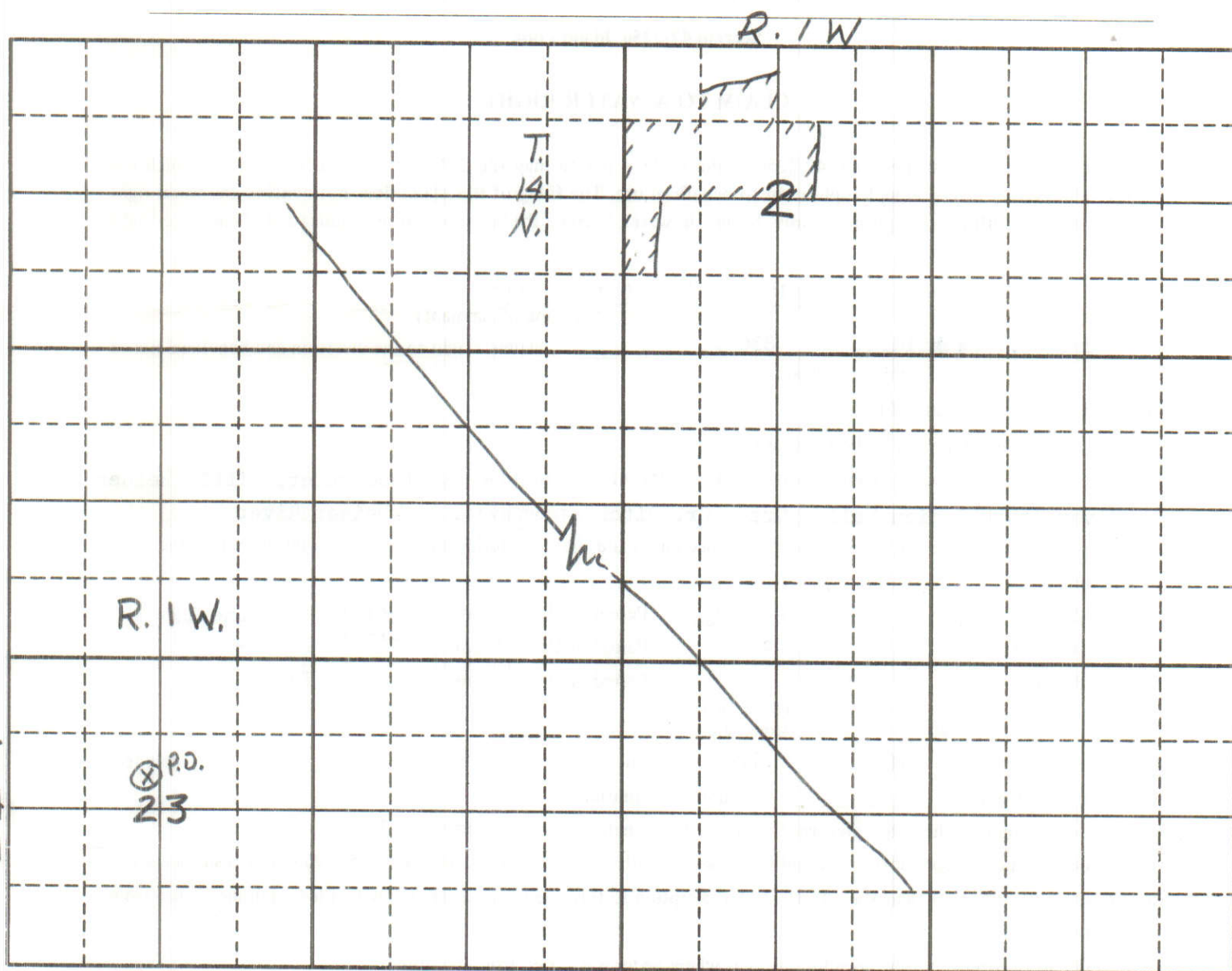


(8) Remarks Stockwater for up to 50 beef & dairy cattle.



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 Ada) 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.

Sworn to before me this 1st day of November, 1974.

Malcolm H. Huey
(Claimant)

Susan D. Whaley
Notary Public
Residing at Boise, Idaho

My commission expires 8-6-78

For Department Use Only

Received by <u>SW</u>	Date <u>11-13-74</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>CS</u>	Date <u>11-13-74</u>		claimant by:	
\$10.00 fee received by <u>SW</u>	Date <u>11-13-74</u> #15321			
Approved for publication by <u>OK 12-9-74 CS</u>				
Published in <u>Adams County Reader</u>				
Dates <u>Nov. 21 & Nov. 28</u>	<u>11-14-74</u>			

DEC 6 1974

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

No. 67-4097

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 November 21, 1974

and the last in the issue dated November 28, 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 3rd

day of December, 1974

Rene J. Braun

Notary Public for Idaho,
Residing at Council, Idaho

**NOTICE OF CLAIM TO A
WATER RIGHT
No. 67-4097**

Notice is hereby given that MALCOLM H. &/OR NITA J. HUEY Star Rt., Cambridge, ID has filed a claim to a water right established by diversion and application to beneficial use of 2.72 cubic feet per second of water from flood water, Little Weiser River (thru Indian Valley Grays Cr. Ditch), trib. to Weiser River with the point of diversion in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 23, T. 14 N, R. 1 W, B.M. Adams County.

The water is claimed to be used from April 15 to June 15 for stock use and irrigation of 135 acres with a priority of June 1, 1873 the place of use is within the SW $\frac{1}{4}$ -NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 2, T. 14 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 Nov. 21, 1974 and Nov. 28, 1974.

*Ok
12-9-74
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MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
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 Malcolm H. &/or Nita J. Huey
(name of claimant)
of Star Rt., Cambridge, ID 83610, claims a right to the diversion and beneficial use of
(mailing address)
the public water of the State of Idaho

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) Flood water, Little Weiser River (thru Indian Valley Grays Cr. Ditch), tributary to, Weiser River
- (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>2.70</u>	Use	<u>Irrigation</u>	Period of Use: From	<u>April 15</u>	To	<u>June 15</u>
Amount	<u>.02</u>	Use	<u>Stock</u>	Period of Use: From	<u>April 15</u>	To	<u>June 15</u>
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: 2.72 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) June 1, 1873

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)
SE ¼ NW ¼, Sec. 23 Twp. 14 N Rge. 1 W B. M. County of Adams
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. gravity ditch system

- (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	
14N	1W	2			20		15		40	40		20							135

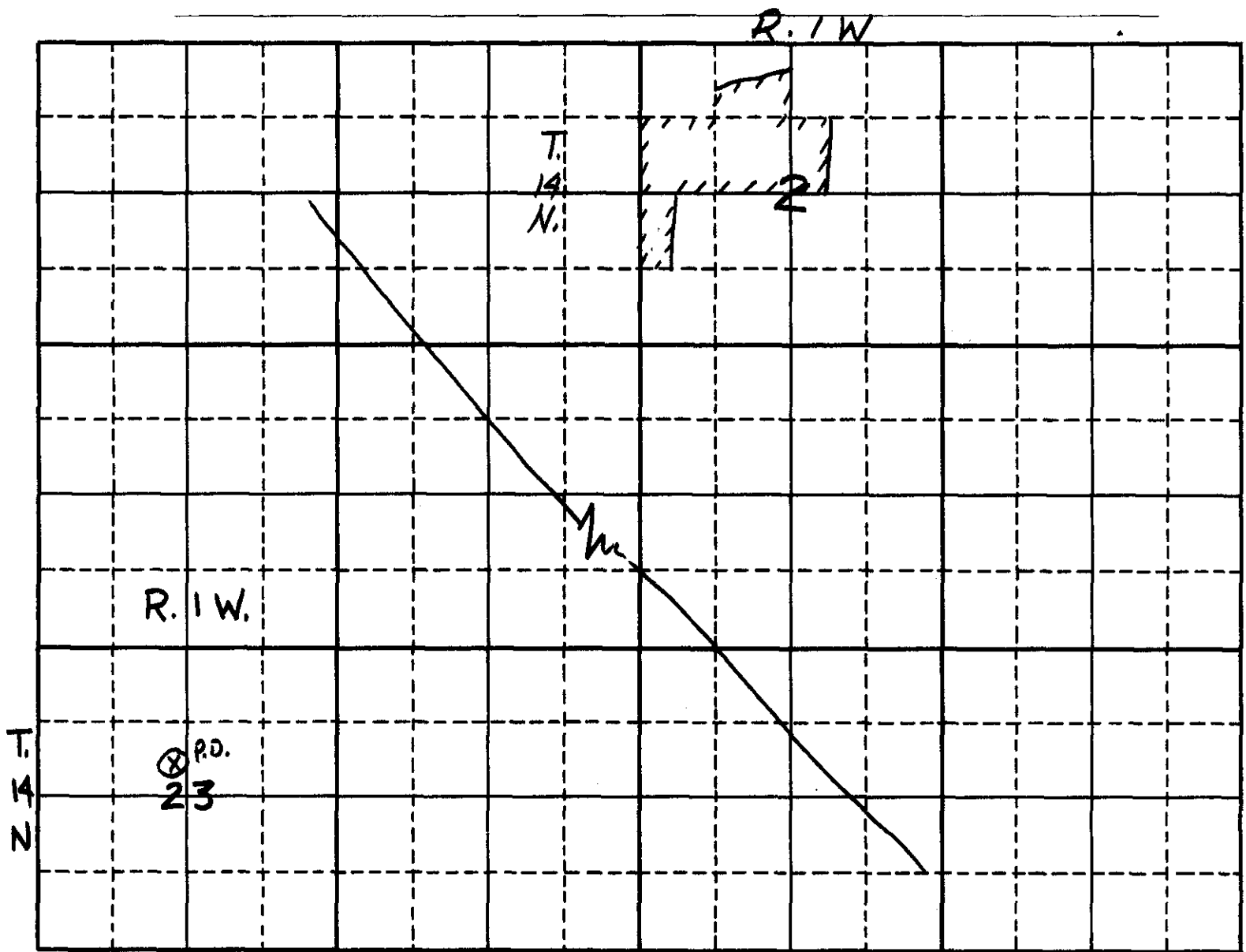
Total No. of acres 135

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

MICROFILMED

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

(8) Remarks Stockwater for up to 50 beef & dairy cattle.



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 Ada) 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.

Sworn to before me this 1st day of November, 1974.

Malcolm H. Huey
(Claimant)

Susan D. Whaley
Notary Public
Residing at Boise, Idaho

My commission expires 8-6-78

For Department Use Only

Received by <u>SW</u>	Date <u>11-13-74</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>CS</u>	Date <u>11-13-74</u>		claimant by:	
\$10.00 fee received by <u>SW</u>	Date <u>11-13-74</u> # <u>15321</u>			
Approved for publication by <u>OK 12-9-74 Co</u>				
Published in <u>Adams County Blade</u>				
Dates <u>Nov. 21 & Nov. 28</u>	<u>11-14-74</u>			

DEC 8 1974
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

No. 67-4097

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 November 21, 1974

and the last in the issue dated November 28, 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.

Subscribed and sworn to before me this 3rd

day of December, 1974

Bert J. Rogers
Notary Public for Idaho,
Residing at Council, Idaho

NOTICE OF CLAIM TO A
WATER RIGHT
No. 67-4097

Notice is hereby given that MALCOLM H. LUTHER, JR. has filed a claim to a water right established by diversion and application to beneficial use of 2.72 cubic feet per second of water from flood water, Little Weiser River (thru Indian Valley Grays Cr. Ditch), trib. to Weiser River with the point of diversion in the SE1/4NW1/4, Sec. 23, T. 14 N., R. 1 W., B.M. Adams County.

The water is claimed to be used from April 15 to June 15 for stock use and irrigation of 100 acres with a priority of June 1, 1970 the place of use is within the SW1/4-NE1/4, NE1/4NW1/4, S1/4NW1/4, NW1/4SW1/4, Sec. 2, T. 14 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, 83730.

R. KEITH HIGGINS
Director

Published in the Adams County Leader, Council, ID on Nov. 21, 1974 and Nov. 28, 1974.

Ok-
12-4-74
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ACT
ION

N	OWNER LAST NAME - HUEY	FIRST NAME - MALCOLM H.
N	OWNER LAST NAME - HUEY	FIRST NAME - NITA J.
N	ADDRESS LINE 1 - STAR RT.	
N		CITY - CAMBRIDGE STATE - ID ZIP CODE - 83610
N	SOURCE - LITTLE WEISER RIVER	TRIBUTARY OF - WEISER RIVER
N	SOURCE - UNNAMED STREAM	TRIBUTARY OF - WEISER RIVER
N	STAGE - STATRY CLM	PRIORITY - 06-01-1873 COUNTY - ADAMS TOTAL DIV. RATE - 2.7200CFS
N	DIVERSION POINT - SENW 23 14N 01W	
N	FROM - 04-15 TO - 06-15 USE - IRRIGATION	USE DIV. RATE - 2.7000CFS
N	FROM - 04-15 TO - 06-15 USE - STOCKWATER	USE DIV. RATE - .0200CFS
N	USE - IRRIGATION	PLACE OF USE - TWN 14N RNG 01W SEC 02 TRACT SWNE AC 20 TRACT NENW AC 15
N		TRACT SWNW AC 40 TRACT SENW AC 40
N		TRACT NWSW AC 20
N	REMARKS - SOURCES ARE LITTLE WEISER R. & UNNAMED STREAM, TRIB. WEISER R.	

IDENT. NO. 67-4097

WATER RIGHT
DATA ENTRY LOG

[illegible]

- DATA ENTRY -

Record

Present Owner: _____

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

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

from to for purposes. Amount

8. Use Code: *A*

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A. sources are Little Weiser R. & unnamed
B. stream, trib. Weiser R.
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 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 9, 1974

Mr. Malcolm H. Huey
Star Rt.
Cambridge, ID 83610

Re: Claim to a Water Right No. 67-4097

Dear Mr. Huey:

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 your 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 can be of further assistance, please feel free to call upon us.

Sincerely,

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

KHF:

cla

Enclosure

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 Investigation
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

November 15, 1974

Adams County Leader
Council, ID 83612

Re: Claim to a Water Right No. 67-4097 - MALCOLM H. &/OR NITA J. HUEY
67-4098 - MALCOLM H. &/OR NITA J. HUEY
Application for Permit No. 67-7230 - GARY L. HILL
67-7231 - MALCOLM H. &/OR NITA J. HUEY

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
12-9-74
Cen

NOTICE OF CLAIM TO A WATER RIGHT

No. 67-4097

Notice is hereby given that MALCOLM H. &/OR NITA J. HUBY

Star Rt., Cambridge, ID
has filed a claim to a water right established by diversion and application
to beneficial use of 2.72 cubic feet per second ~~XXXXXXX~~ acres feet of water
from flood water, Little Weiser River (thru Indian Valley Grays Cr. Ditch), trib.
to Weiser River
with the point of diversion in the SE 1/4, Sec. 23, T. 14 N, R. 1 W, B.M.

Adams County

The water is claimed to be used from April 15 to June 15 for stock use
~~for~~ and irrigation of 135 acres

with a priority of June 1, 1873;
the place of use is within the SW 1/4, NE 1/4, S 2/4, NW 1/4, Sec. 2, T. 14 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 Nov. 21, 1974 and Nov. 28, 1974.

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

November 13, 1974

Mr. Malcolm H. Huey
Star Rt.
Cambridge, ID 83610

Dear Mr. Huey:

Enclosed is your Receipt No. 15321 in the amount of \$ 30.00 for
Application for Permit No. 67-7231
Claim to a Water Right No.'s 67-4097 & 67-4098 which was received in this office

on November 13, 1974.

Sincerely,

CATHY L. ATKINSON
Stenographer

CLA:c

Enclosure