

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 Harry Hartwigsen or Robert Hart or James Hart or Laurel Taylor
(Name of Claimant) or David Hart
Box 5321, Chubbuck, ID 83202 Telephone No. 237-2050
(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) April 1, 1920

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)
Buffalo Creek tributary to HiLine Canal

(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.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>0.07 cfs</u>	Use	<u>stockwater</u>	Period of Use From <u>4/1</u>	To <u>11/15</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) 0.07 cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE ¼ SE ¼, Sec. 31 Twp. 5S Rge. 35E B.M., County of Bannock
Additional points of diversion: S1/2SW1/4, SW1/4SE1/4, Sec. 32, T. 5S, R. 35E

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. stock troughs & drinking directly from stream.

(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	
5S	35E	31																S	
5S	35E	32											S	S			S		

No. of acres

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

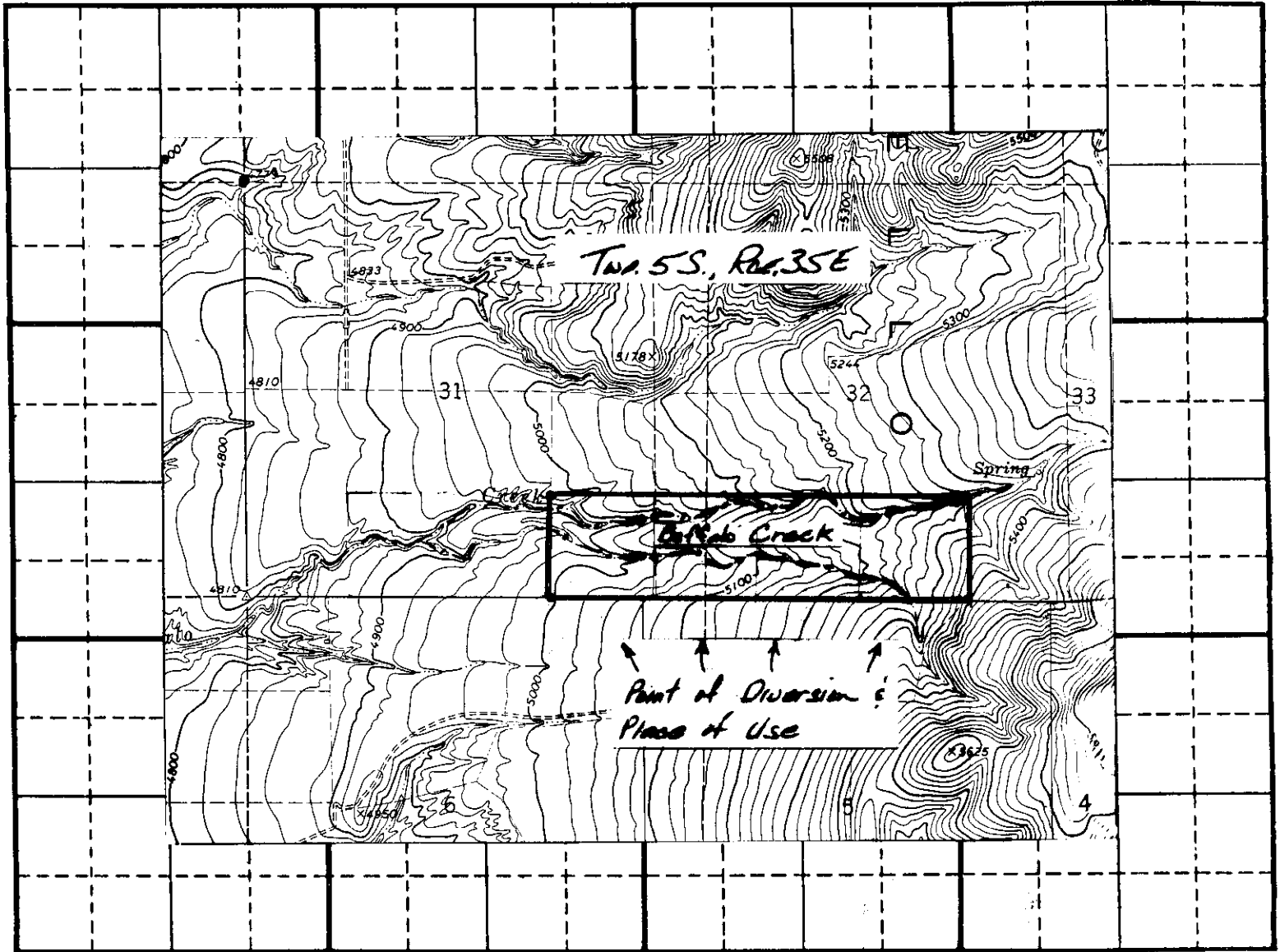
NOTE: Include here the type and number of stock watered: 250 head of range

(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 Bonneville) 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.

Sworn to before me this 12th day of November

Harry Northrupson
(Claimant)

, 19 87.

William A. Way
Notary Public

Residing at Idaho Falls, Idaho

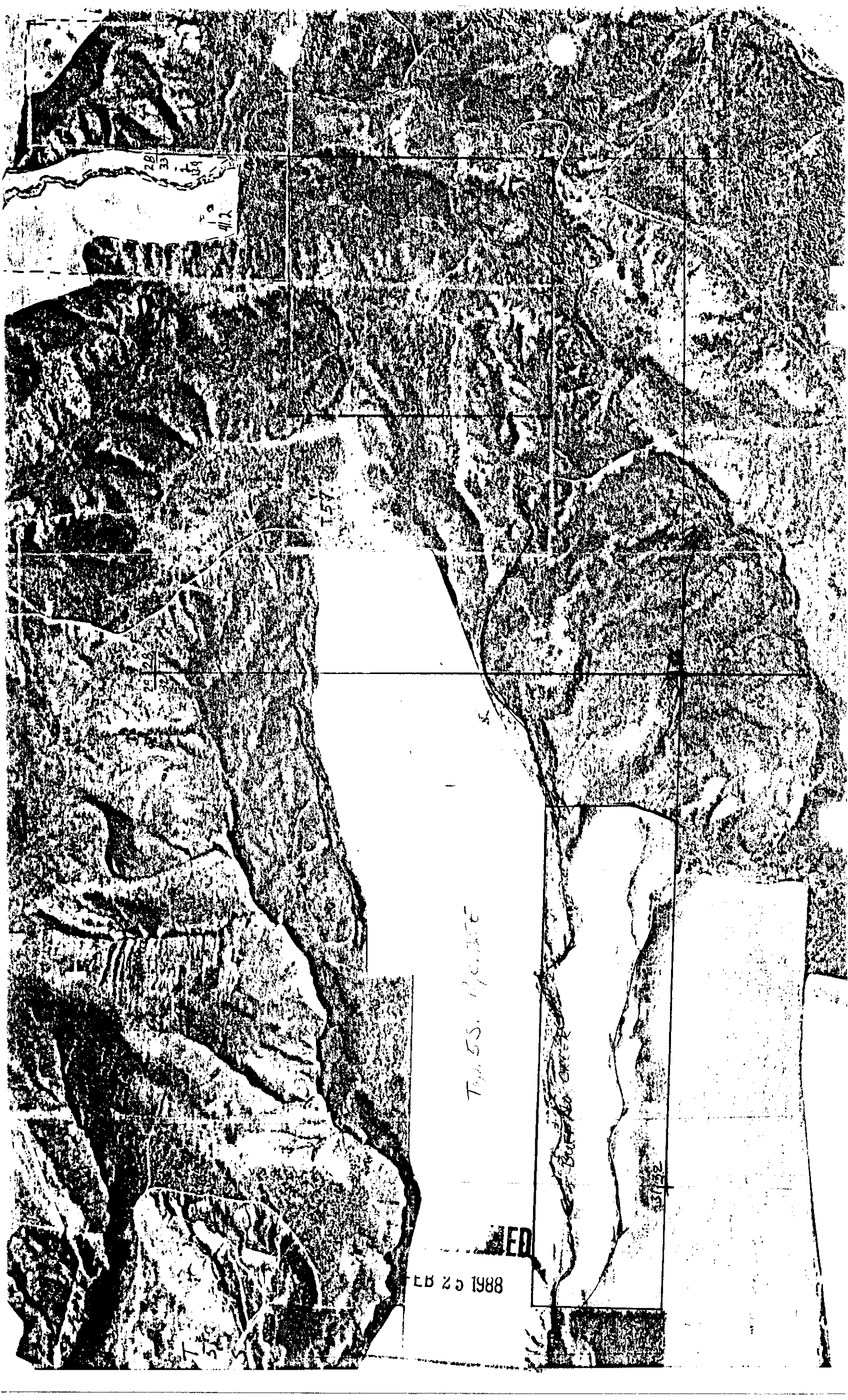
My commission expires 5/29/1991

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FOR DEPARTMENT USE ONLY

Received by EMC Date 12 Nov. 87 Exception filed by:
Prelim. check by EB Date 12 Nov 87
\$30.00 fee received by EMC Date 12 Nov. 87 #42127.
Published in ID State Jnl
Dates 12-3 + 12-10-87 dg

Forwarded to _____ Date _____
claimant by: _____



28
33
4/2

157

28
33
4/2

Top 55. 1/2

Butter Creek

4/2

ED

EB 25 1988

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been filed
on water right(s) created by diversion
and beneficial use:

29-4494

RUP, HAROLD &/or VEDA
12789 HILINE ROAD, POCATELLO, ID
83202

Source: SPRING trib. to BUFFALO
CREEK

Diversion Pt: NENENE NWNENE Sec 01
T 06S R 34E

Use: STOCKWATER (0.090 CFS)

Priority Date: 05-15-1933

In: NENE Sec. 01 T 06S R 34E

29-4495

HARTWIGSEN, HARRY
HART, ROBERT &/or JAMES
TAYLOR, LAUREL

HART, DAVID
BOX 5321, CHUBBUCK, ID 83202

Source: BUFFALO CREEK trib. to HI-
LINE CANAL

Diversion Pt: SESE Sec 31 T 05S R 35 E

SESW SWSW SWSE Sec 32 T 05S R 35E

Use: STOCKWATER (0.070 CFS)

Priority Date: 04-01-1920

In: SESE Sec 31 T 05S R 35E SWSW
SESW SWSE Sec 32 T 05S R 35E

Exceptions to a claim may be filed with
the Director, Dept. of Water Resources,
Eastern Region, 150 Shoup, Suite 15,
Idaho Falls, Idaho 83402

S/R. KEITH HIGGINSON, Dir.

December 3, 10, 1987

No. 167

Sandra K. Herald

being first duly sworn on oath deposes and says: That she
was at all times herein mentioned a citizen of the United States of Ameri-
ca, more than 21 years of age, and the Principal Clerk of THE IDAHO
STATE JOURNAL, a daily newspaper, printed and published at Pocatello,
Bannock County, Idaho, and having a general circulation therein.

That the document or notice, a true copy of which is attached, was
published in the said IDAHO STATE JOURNAL, on the following dates,
to-wit:

<u>December 3</u>	<u>19 87</u>	<u> </u>	<u>19</u>
<u>December 10</u>	<u>19 87</u>	<u> </u>	<u>19</u>
<u> </u>	<u>19</u>	<u> </u>	<u>19</u>
<u> </u>	<u>19</u>	<u> </u>	<u>19</u>
<u> </u>	<u>19</u>	<u> </u>	<u>19</u>

That said paper has been continuously and uninterruptedly published
in said County for a period of seventy-eight weeks prior to the publication
of said notice or advertisement and is a newspaper within the meaning
of the laws of Idaho.

Sandra K. Herald

Subscribed and sworn to before me this 11th

day of December, 1987

Jeri L. Larsen

Notary Public, State of Idaho

Residence: Pocatello, Idaho

MICROFILMED

FEB 25 1988

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DEC 14 1987

Department of
Eastern

State of Idaho
Department of Water Resources

	INITIAL	DATE
Distributed for Staffing	<u>ha</u>	<u>11-12-87</u>
Submitted for Advertising	<u>EMC</u>	<u>11-12-87</u>

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: ESV

Right Number 29 4495

Applicant HARTWIGSEN, ST. AL.

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. No. -
- ☒ W/O: 01

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☒ Exceptions processed.

By EMC Date 21 Dec 87.

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By SC Date 1-4-88

protest date
12-21-87

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JAN 04 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup, Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

DECEMBER 22, 1987

HARRY HARTWIGSEN
ROBERT HART
JAMES HART
LAUREL TAYLOR
DAVID HART
BOX 5321
CHUBBUCK

ID 83202

RE: Claim No. 29-4495

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,

RONALD D. CARLSON
Eastern Region Manager

Enclosure

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FEB 25 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

NOVEMBER 25, 1987

Idaho State Journal
P. O. Box 431
Pocatello, Idaho 83201

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before DECEMBER 21, 1987.

Yours truly,

Deena Green
Office Secretary

Encl.

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29-4495

HARTWIGSEN, HARRY
HART, ROBERT &/or JAMES
TAYLOR, LAUREL
HART, DAVID

BOX 5321, CHUBBUCK, ID 83202

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R. KEITH HIGGINSON, Dir.

Published 12/3 & 12/10/87.

FEB 25 1988