

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 Avadna Shipley Hansen
(Name of Claimant)
5204 Maverick, Boise, ID 83709 Telephone No. 362-4058
(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) January 1, 1910.

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)
Unnamed spring tributary to King Creek

(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>.03cfs</u>	Use	<u>Stockwater</u>	Period of Use From <u>Jan 1</u>	To <u>Dec. 31</u>
Quantity	<u>.80cfs</u>	Use	<u>Irrigation</u>	Period of Use From <u>Apr 1</u>	To <u>Nov. 1</u>
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To

(4) .83cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW ¼ SW ¼, Sec. 10 Twp. 7 S Rge. 38 E B.M., County of Caribou
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. Describe any changes in the system and give the date of the change.
Ditches for irrigation, Stock water from natural pond.

(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	
7S	38E	10									40								40

No. of acres 40

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

Stockwater - 50 head range livestock

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:

Sec. 10, T. 7 So. R. 38 E.B.M.

X Point of Diversion
▨ Place of Use

Received by CW Date 7-6-83 Exception filed by: _____ Forwarded to _____ Date _____
 Prelim. check by HWS Date 8-15-83 claimant by: _____
 \$30.00 fee received by CW Date 7-6-83
 Published in Caribou County Sun #2291
 Dates 9/1 - 9/8/83

WILLIAMS & CASTLETON

LAW OFFICES

24 NORTH STATE - P. O. BOX 191

PRESTON, IDAHO 83268

June 29, 1983

J. DENNIS "J.D." WILLIAMS
LOWELL D. CASTLETON

JOHN TAFT BENSON
(MEMBER UTAH BAR ONLY)

TELEPHONE
(208) 852-2680

RECEIVED
Department of Water Resources
State of Idaho
Eastern District Office
1515 Lincoln Rd.
Idaho Falls, ID 83401

To Whom It May Concern:

Enclosed please find a Claim To A Water Right on behalf
of our client, Mrs. Avadna Shipley Hansen, and the filing
fee of \$30.00.

If there are any questions, please call.

Yours very truly,

WILLIAMS & CASTLETON

Lowell D. Castleton

LOWELL D. CASTLETON
Attorney at Law

LDC/mt

Enclosures

RECEIVED

JUL 6 1983

Department of Water Resources
Eastern District Office

aw

WILLIAMS & CASTLETON

LAW OFFICES

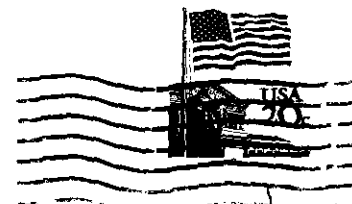
24 NORTH STATE - P. O. BOX 191

PRESTON, IDAHO 83263

RETURNED

Department of Water Resources
State of Idaho
Eastern District Office
1515 Lincoln
Idaho Falls, ID 83401

FORWARDING ORDER EXPIRED



Arvidna Hansen
Claim

Electric Auto 1917
USA 17c

Electric Auto 1917
USA 17c



JUL 5

PM

1963

FROM

WILLIAMS & CASTLETON

Law Offices

PRESTON, IDAHO 83203

24 NORTH STATE - P. O. Box 191

TO

STATE OF IDAHO
Dept. of Water Resources
Eastern District Office
150 Shoup
Idaho Falls, Idaho 83401

PUBLIC NOTICE

First Time Published

NOTICE OF CLAIMS TO WATER RIGHTS

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

29-4431

HANSEN, AVADNA SHIPLEY

5204 MAVERICK, BOISE, ID 83709

Source: SPRING trib. to KING CREEK

Priority Date: 01-01-1910

Diversion Point: NWSW Sec 10 T 07S R 38E

Use: IRRIGATION (0.80 CFS) STOCKWATER (0.03 CFS)

In: NWSW Sec 10 T 07S R 38E FOR 40 ACRES

29-4429

LDS CHURCH CHESTERFIELD WARD, RR, BANCROFT, ID 83217

Source: GROUNDWATER

Priority Date: 04-01-1953

Diversion Point: NENW Sec 18 T 07S R 39E

Use: IRRIGATION (0.08 CFS) DOMESTIC (0.04 CFS)

In: NENW Sec 18 T 07S R 39E FOR 4 ACRES

29-4428

LDS CHURCH CHESTERFIELD MUSEUM, RR, BANCROFT, ID 83217

Source: GROUNDWATER

Priority Date: 04-01-1912

Diversion Point: SENW Sec 28 T 07S R 39E

Use: DOMESTIC (0.02 CFS)

In: SENW Sec 28 T 07S R 39E

29-4426

DAVIDS, T. PAUL 321 E. MAIN, LAVA HOT SPRINGS, ID 83246

Source: SPRINGS trib. to SINKS

Priority Date: 01-01-1913

Diversion Point: SWNW Sec 28 T 06S R 39E SENE Sec 29 T 06S R 39E

Use: IRRIGATION (0.15 CFS) STOCKWATER (0.05 CFS)

In: SENE Sec 29 T 06S R 39E FOR 13 ACRES

27-4132

ALLEN, PRESTON STAR RT., DECLO, ID 83323

Source: SPRING

Priority Date: 03-01-1962

Diversion Point: SWSE Sec 03 T 08S R 43E

Use: STOCKWATER (0.06 CFS)

In: NWNW Sec 11 T 08S R 43E

27-4131

SWAIN, LARRY K. GENERAL DELIVERY, WAYAN, ID 83285

Source: SPRING trib. to WAYNES CREEK

Priority Date: 04-21-1922

Diversion Point: SENW Sec 19 T 05S R 44E

Use: IRRIGATION (0.10 CFS) STOCKWATER (0.10 CFS)

In: SENW Sec 19 T 05S R 44E FOR 40 ACRES

13-4251

HARRIS, BERDEAN &-or DAWNA C. RT. 1, BOX 96, GRACE, ID 83241

Source: SPRING trib. to BEAR RIVER

Priority Date: 04-01-1870

Diversion Point: SENE Sec 32 T 10S R 40E

Use: IRRIGATION (6.00 CFS)

In: NESE SESE Sec 32 T 10S R 40E NWSW SWSW Sec 33 T 10S R 40E NWNW Sec 04 T 11S R 40E NENE Sec 05 T 11S R 40E FOR 160 ACRES

11-4265

NELL, CLINTON R. P.O. BOX 561, Soda Springs, ID 83276

Source: LEDGE CREEK trib. to BEAR RIVER

Priority Date: 10-01-1895

Diversion Point: NWSE Sec 08 T 09S R 42E

Use: IRRIGATION (0.50 CFS) STOCKWATER (0.02 CFS)

In: NWSW Sec 08 T 09S R 42E FOR 25 ACRES

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

KEN DUNN

Director

Published Sept. 1 and 8, 1983 in the Caribou County Sun.

Affidavit of Publication

County of Caribou }
State of Idaho } ss.

Mark Steele

being first duly sworn on his oath, states:

That he is Publisher of the Caribou County Sun, a newspaper of general circulation in Caribou County, Idaho, published weekly at Soda Springs in said County that said newspaper has been published in said County uninterruptedly and continuously for over seventy-eight consecutive weeks, prior to the first publication of the annexed notice or advertisement;

That the annexed notice was published as per clipping attached in the regular and entire edition of said newspaper and not in any supplement thereof

for 2 successive weekly issues thereof, the date of the first publication being the

1st day of September, 1983

The date of the last publication

being the 8th day of

September, 1983

Subscribed and sworn to be-

fore me this 30th day

of September, 1983

Wendy J. Nute
Notary Public, residing at Soda Springs, Idaho (SEAL)

My Commission expires the

1st day of March

1984

RECEIVED

OCT 3 1983

Department of Water Resources
Eastern District Office

November 14, 1983

RE: Claim to a Water Right No. 29-4431

Avadna Shipley Hansen
5204 Maverick
Boise, ID 83709

Dear Ms. Hansen:

Enclosed please find a copy of the exception filed in connection with the above referenced claim. The following is a quote from the provisions of the Idaho Code under which this claim has been filed:

42-225b. Recording of claims by department-----Corrections.-----

.....
At any time after filing a claim under the provisions of this section, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form, accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Administration (renamed Department of Water Resources July 1, 1974) and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources. Such claims may be corrected by the claimant only by filing of an amended claim in the same form as the original which shall be recorded and numbered by the department the same as the original and for which no additional filing fee shall be required.

Only the above action has been contemplated by the Idaho Legislature and we are not authorized to hold hearings or evaluate for conformation or final censorship of the described rights.

If you have any questions regarding this matter, please contact us.

Very truly yours,

RONALD D. CARLSON
Eastern Regional Supervisor

RDC:cw

Enclosure

RECORDED

November 14, 1983

RE: Claim to a Water Right No. 29-4431 HANSEN

Denese C. White
Rt. #1, Box 1500
Bancroft, ID 83217

Dear Ms. White:

We have received the exception dated November 7, 1983, filed against the above referenced claim to a water right. The following is a quote from the provisions of the Idaho Code under which this claim has been filed:

42-225b. Recording of claims by department----Corrections.----

.....
.At any time after filing a claim under the provisions of this section, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form, accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Administration (renamed Department of Water Resources, July 1, 1974) and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources. Such claims may be corrected by the claimant only by filing of an amended claim in the same form as the original which shall be recorded and numbered by the department the same as the original and for which no additional filing fee shall be required.

Only the above action has been contemplated by the Idaho Legislature and we are not authorized to hold hearings or evaluate for conformation or final censorship of the described rights.

If you have any questions regarding this matter, please contact us.

Very truly yours,

MICKUT LALL

RONALD D. CARLSON
Eastern Regional Supervisor

RDC:cw

SAWMILL

LUMBER

TIMBER/PO

RANCH

JOHN C. WHITE CO.

NOV 9 1983

RFD 1

BANCROFT, IDAHO 83217

Department of Water Resources
Eastern District Office

PHONE 648-7772

Nov. 5.1983

Director
Department of Water Resources
150 Shoup Ave.
Idaho Falls, Idaho 83402

Dear Sir,

I'd like to file an exception to a claim to a water right permit # 294431. The notice for this was filed in the Caribou County Sun September 8, 1983.

It states that the source for said water is a spring tributary to King Creek. I have the first 1.0 cfs of King Creek water for irrigation purposes in permit #29 7028 with a priority date of June 17, 1902. After that Mike Hatch and Alan Smith each have some water right. Then I have another 1.0 cfs.

So I wish to protest anyone getting any water that is a tributary to King Creek.

Sincerely,
Denese C. White
Rt #1 Box 1500
Bancroft, Idaho 83217STATE OF IDAHO) ss
County of Caribou)

THIS CERTIFIES, That on this 7th day of November, 1983, before me personally appeared Denese C. White known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Notary Public for the State of Idaho

Residing at

My Commission Expires

MICROFILMED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Eastern Region

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

SEPTEMBER 19, 1983

RECEIVED
AVALONA SHIPLEY HANSEN
5204 MAVERICK
BOISE

ID 83709

RE: Claim No. 29-4431

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 Supervisor

Enclosure

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: HWS

Right Number 29 4431

Applicant Hansen

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.
- ☒ Claim published correctly.
- ☒ Exceptions processed.

By Ernest Carlson

Date Oct 13, 1983

Post MARK ON ENVELOPE 6-29-83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By [Signature]

Date 11-8-83

RECEIVED

Department of Water Resources

29-4431

HANSEN, AYADNA SHIPLEY

5204 MAVERICK, BOISE, ID 83709

Source: SPRING trib. to KING CREEK

Priority Date: 01/01/1910

Diversion Pt: NWSM Sec 10 T 07S R 38E

Use: IRRIGATION (0.80 CFS)
STOCKWATER (0.03 CFS)

In: NWSM Sec 10 T 07S R 38E FOR 40 ACRES

RECORDED

WATER RIGHTS
First Time
WATER RIGHTS
The following water rights have been filed for record and are subject to the provisions of the Act of March 3, 1909, Chapter 109, U.S. Statutes at Large, Vol. 36, page 359.
HANSEN, AYADNA SHIPLEY
5204 MAVERICK, BOISE, ID 83709
Source: SPRING trib. to KING CREEK
Priority Date: 01-01-1910
Diversion Point: NWSM Sec 10 T 07S R 38E
Use: IRRIGATION (0.80 CFS) STOCKWATER (0.03 CFS)
In: NWSM Sec 10 T 07S R 38E FOR 40 ACRES

29-4431

HANSEN, AVADNA SHIPLEY

5204 MAVERICK, BOISE, ID 83709

Source: SPRING trib. to KING CREEK

Priority Date: 01-01-1910

Diversion Pt: NWSW Sec 10 T 07S R 38E

Use: IRRIGATION (0.80 CFS)
STOCKWATER (0.03 CFS)

In: NWSW Sec 10 T 07S R 38E FOR 40 ACRES

PUBLIC

First Time

**NOTICE OF CLAIMS TO
WATER RIGHTS**

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

29-4431

HANSEN, AVADNA
SHIPLEY

5204 MAVERICK, BOISE,
ID 83709

Source: SPRING trib. to
KING CREEK

Priority Date: 01-01-1910

Diversion Point: NWSW Sec
10 T 07S R 38E

Use: IRRIGATION (0.80
CFS) STOCKWATER (0.03
CFS)

In: NWSW Sec 10 T 07S R
38E FOR 40 ACRES