



JUN 29 1983

Department of Water Resources
Eastern District OfficeSTATE 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 DeMar W. or Donna Gilbert

(Name of Claimant)

Box 6, Inkom, Idaho 83245

(Mailing Address)

(Zip Code)

Telephone No. 775-3692

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)
- July 13, 1904

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)

Dry Creektributary to Marsh 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>0.67cfs</u>	Use <u>Irrigation</u>	Period of Use From <u>4-1</u>	To <u>11-3</u>
Quantity <u>0.02cfs</u>	Use <u>Stock</u>	Period of Use From <u>1-1</u>	To <u>12-31</u>
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____

- (4)
- 0.69cfs
- TOTAL QUANTITY USED.

(cfs, af)

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

SE ¼ NE ¼, Sec. 9 Twp. 8S Rge. 36E B.M., County of Bannock

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. 12" concrete pipe from diversion then 250 yards to an open ditch

12" concrete pipe from diversion then approximately 250 yards in an open ditch

- (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	
8S	36E	9				5													5
		10						4	6										10

No. of acres 15

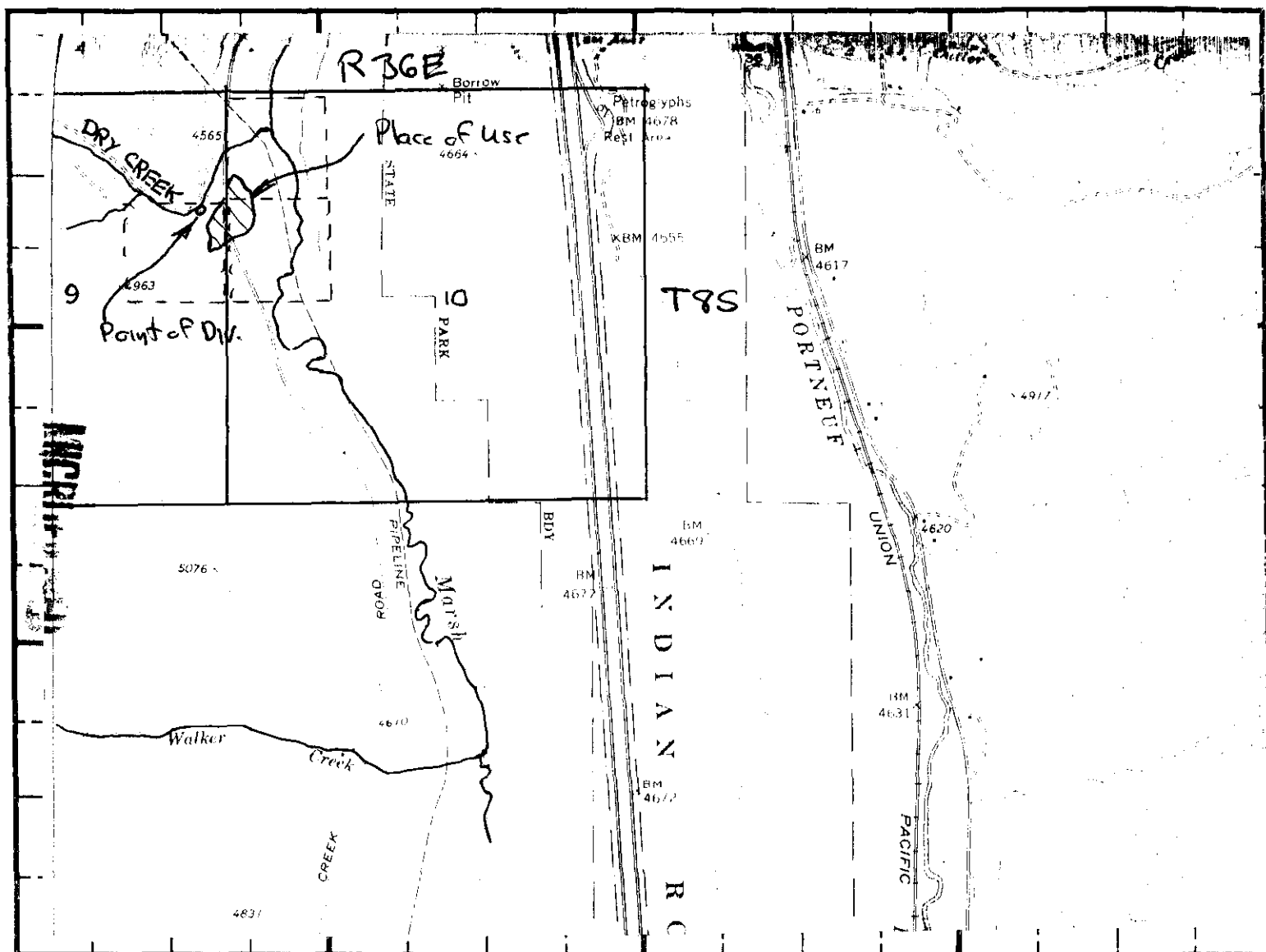
- B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

Stockwater use for 80 head of cattle, 180 sheep and 2 horses.

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: _____

(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 Bannock) 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.

R. Mar W. Litchell
(Claimant)

Sworn to before me this 28 day of June, 19 83.

Sherry Helmandollar
Notary Public
Residing at Unborn, Idaho

My commission expires October 14, 1983

Assisted by NWT

FOR DEPARTMENT USE ONLY

Received by <u>CW</u>	Date <u>6-29-83</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>S.M.</u>	Date <u>8-3-83</u>		claimant by:	
\$30.00 fee received by <u>CW</u>	Date <u>6-30-83</u>			
Published in <u>Idaho State Journal</u>	<u>#25794</u>			
Dates <u>8/25 - 9/1/83</u>				

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

Shirley J. Arlotta

being first duly sworn on oath deposes and says: That she
was at all times herein mentioned a citizen of the United States of America, 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:

August 25	19 83	19
September 1	19 83	19
	19	19
	19	19
	19	19

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.

Subscribed and sworn to before me this 2nd

day of September, 19 83

Notary Public, State of Idaho
Residence: Pocatello, Idaho

NOTICE OF CLAIMS TO WATER RIGHTS

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

29-4418

GILBERT, DEMAR W. &/or DONNA
BOX 6, INKOM, ID 83245
Source: DRY CREEK trib. to MARSH CREEK
Priority Date: 07-13-1904
Diversion Pt: SENE Sec 09 T 08S R 36E
Use: IRRIGATION (0.67 CFS)
STOCKWATER (0.02 CFS)
In: SENE Sec 09 T 08S R 36E NWNW SWNW Sec 10 T 08S R 36E FOR 15 ACRES

29-4419

PECK, RONALD &/or NANCY
RT. 1, BOX 1260, MCCAMMON, ID 83250
Source: MARSH CREEK trib. to PORT NEUF RIVER
Priority Date: 04-01-1935
Diversion Pt: NWSE SWNE Sec 15 T 08S R 36E
Use: IRRIGATION (0.12 CFS)
In: SWNE Sec 15 T 08S R 36E FOR 6 ACRES

29-4420

ANTHONY, HEROLD &/or RHONDA
RT. 1, BOX 1260, MCCAMMON, ID 83250
Source: MARSH CREEK trib. to PORT NEUF RIVER
Priority Date: 04-01-1935
Diversion Pt: NWSE SWNE Sec 15 T 08S R 36E
Use: IRRIGATION (0.12 CFS)
In: SWNE Sec 15 T 08S R 36E FOR 6 ACRES

29-4422

ARIMO CORP.
ARIMO, ID 83214
Source: SPRINGS trib. to MARSH CREEK
Priority Date: 06-01-1902
Diversion Pt: NWNE Sec 34 T 09S R 36E
Use: IRRIGATION (1.50 CFS)
STOCKWATER (0.07 CFS)
In: NENE NWNE Sec 34 T 09S R 36E NWNW SWNW Sec 35 T 09S R 36E FOR 150 ACRES

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

S/KEN DUNN, Dir.
August 25, September 1, 1983
No. 246

STATE OF IDAHO
Department of Water Resources

No 25794

Boise, Idaho,

June 30, 1983

RECEIVED
FROM

Demar Gilbert
Thirty & 10

of

Income

30⁰⁰

DOLLARS

FOR

Claim

\$

30 00

\$

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TOTAL - - -

\$

30 00

Colleen Gray

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

SEPTEMBER 12, 1983

RECEIVED

DEMAR W. GILBERT
DONNA GILBERT
BOX 6
TINKOM

ID 83245

RE: Claim No. 29-4418

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

RECEIVED
SEP 19 1983
Department of Water Resources



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

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

August 19, 1983

RE: Claim to a Water Right No. 29-4418 GILBERT
29-4422 ARIMO CORP.
29-4419 PECK
29-4420 ANTHONY

Thomas Bloxham, Watermaster
Water District No. 29
Downey, ID 832234

Dear Mr. Bloxham:

Enclosed, for your information only, is a copy of the above referenced claim to a water right filed within your district. If you have any questions concerning this matter, please feel free to contact this office.

Very truly yours,

ERNEST CARLSEN
Assistant Regional Supervisor

EC:cw

Enclosure (4)

MICROFILMED

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Steve McCormick

Right Number 29 4118 Applicant DeMar Gilbert

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.

Sept 12, 1983

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Carlson Date Sept 13, 1983

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Juni Date 9-20-83

ew

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

AUGUST 17, 1983

RECEIVED
AUG 22 1983

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 SEPTEMBER 12, 1983.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

NOTICE OF CLAIMS TO WATER RIGHTS

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

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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, Dir.

Published 8/25 & 9/1/83.

29-4418

GILBERT, DEMAR W. &/or DONNA

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Source: DRY CREEK trib. to MARSH CREEK

Priority Date: 07/13/1904

Diversion Pt: SENE Sec 09 T 08S R 36E

Use: IRRIGATION (0.67 CFS)
STOCKWATER (0.02 CFS)

In: SENE Sec 09 T 08S R 36E NW1/4 SW1/4 Sec 10 T 08S R 36E FOR 15 ACRES

7
8 GILBERT, DEMAR W. &/or DONNA
9 BOX 6, INKOM, ID 83245
10 Source: DRY CREEK trib. to MARSH
11 CREEK
12 Priority Date: 07-13-1904
13 Diversion Pt: SENE Sec 09 T 08S R 36E
14 Use: IRRIGATION (0.67 CFS)
15 STOCKWATER (0.02 CFS)
16 In: SENE Sec 09 T 08S R 36E NW1/4
17 SW1/4 Sec 10 T 08S R 36E FOR 15
18 ACRES