

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 George H. Cutler or Dean R. Cutler
(Name of Claimant)
586 North Water, Idaho Falls, ID 83402 Telephone No. 523-5029
(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, 1962

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)
groundwater tributary to _____

(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>0.06 cfs</u>	Use <u>domestic</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
Quantity		Use	Period of Use From	To

(4) 0.06 cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW ¼ SE ¼, Sec. 22 Twp. 5S Rge. 34E 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.
Well approximately 80 ft. deep, submersible pump and distribution system to homes

(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	34E	22															D		

No. of acres _____

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
Culinary water for two homes and drinking water for livestock

NOTE: Include here the type and number of stock watered: 20 beef.

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

Received by CW Date 6-12-83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by sm Date 6/7/83 claimant by: _____
\$30.00 fee received by CW Date 6-03-83
Published in Idaho State Journal #26290
Dates 6/16 - 6/23/83

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

JUL 1 1983

Department of Water Resources

Jeri Larsen Eastern District Office

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:

June 16	, 19 83		, 19
June 23	, 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.

Jeri Larsen

Subscribed and sworn to before me this 24th

day of June, 19 83

[Signature]

Notary Public, State of Idaho

Residence: Pocatello, Idaho

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

JUL 1 1983

NOTICE OF CLAIMS TO WATER RIGHTS

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

29-4368

CUTLER, GEORGE H. or DEAN R.
586 N. WATER, IDAHO FALLS, ID 83402
Source: GROUNDWATER
Priority Date: 04-01-1962
Diversion Pt: SWSE Sec 22 T 05S R 34E
Use: DOMESTIC (0.06 CFS)
In: SWSE Sec 22 T 05S R 34E

29-4370

WILDING, ROBERT
BOX 323, DOWNEY, ID 83234
Source: BRUSH CREEK trib. to
MARSH CREEK
Priority Date: 04-01-1898
Diversion Pt: SESW Sec 14 T 11S R 37E
NENW Sec 23 T 11S R 37E
Use: IRRIGATION (2.40 CFS)
In: SWSW SESW Sec 14 T 11S R 37E
NENE SENE Sec 22 T 11S R 37E NWNW
SWNW Sec 23 T 11S R 37E FOR 120
ACRES

29-4371

WILDING, ROBERT
BOX 323, DOWNEY, ID 83234
Source: BRUSH CREEK trib. to
MARSH CREEK
Priority Date: 04-01-1898
Diversion Pt: SENW Sec 14 T 11S R 37E
Use: IRRIGATION (1.80 CFS)
In: NWSW SWSW Sec 14 T 11S R 37E
NENE NWNE Sec 22 T 11S R 37E FOR
90 ACRES

29-4372

CONKLE, PEARL
RT. 2, BOX 38-E, POCATELLO, ID 83202
Source: GROUNDWATER
Priority Date: 01-01-1923
Diversion Pt: SENE Sec 02 T 05S R 34E
Use: STOCKWATER (0.02 CFS)
DOMESTIC (0.04 CFS)
In: SENE Sec 02 T 05S R 34E
Exceptions to a claim may be filed with
the Director, Dept. of Water Resources,
150 Shoup Ave., Suite 15, Idaho Falls,
Idaho 83402
S/KENN DUNN, Dir.
June 16, 23, 1983
No. 13

being first duly sworn on oath deposes and says: That
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:

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.....	, 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

day of, 19

Notary Public, State of Idaho
Residence: Pocatello, Idaho

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

JULY 5, 1983

MAILING

GEORGE H. CUTLER
DEAN R. CUTLER
586 N. WATER
IDAHO FALLS

ID 83402

RE: Claim No. 29-4368

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: Steve McCormick

Right Number 29 4368 Applicant Cotter, George + Van

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.

July 5, 1983

FINAL REGIONAL PROCESSING REVIEW:

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

By RDC Date 7/14/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By [Signature] Date 7/20/83

RECEIVED
JUL 20 1983

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

JUNE 9, 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 JULY 5, 1983.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

NOTICE OF CLAIMS TO WATER RIGHTS

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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 6/16 & 6/23/83.

~~29-4368~~

CUTLER, GEORGE H. &/or DEAN R.

586 N. WATER, IDAHO FALLS, ID 83402

Source: GROUNDWATER

Priority Date: 04/01/1962

Diversion Pt: SWSE Sec 22 T 05S R 34E

Use: DOMESTIC (0.06 CFS)

In: SWSE Sec 22 T 05S R 34E

NOTICE

1 7

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