

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 Nellie C. Brown
Star Route, Box 220, Pocatello, ID 83201 (Name of Claimant)
(Mailing Address) (Zip Code) Telephone No. 233-3010

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) May 30, 1939

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>0.67 cfs</u>	Use	<u>irrigation</u>	Period of Use From <u>3/15</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)	<u>0.67 cfs</u>	TOTAL QUANTITY USED.			
(cfs, af)					

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE ¼, Sec. 31 Twp. 6S Rge. 33E B.M., County of Power
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, pump, to mainline for flood irrigation and sprinkler irrigation

(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	
6S	33E	31																5	5

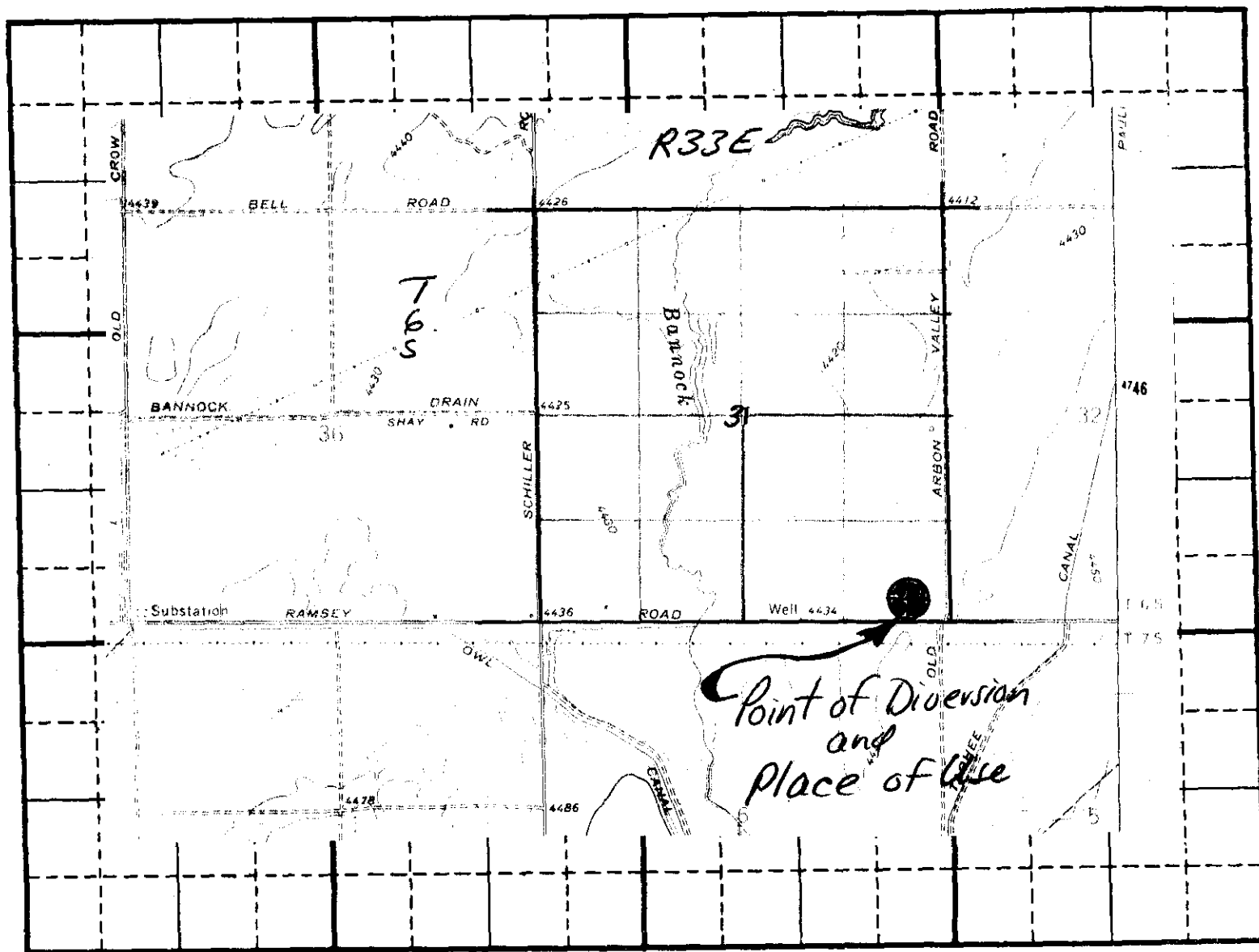
No. of acres 5

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

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 Donnerville) 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 8th day of April, 19 83.
Willie C. Brown
(Claimant)

Calvin Wiley
Notary Public
Residing at Shoshone Falls

My commission expires 6-15-88

Assisted by Kew 4-8-83 FOR DEPARTMENT USE ONLY

Received by HWJ Date 4-11-83 Exception filed by: _____ Date _____
Prelim. check by HWJ Date 4-8-83
\$30.00 fee received by HWJ Date 4-8-83 #28011
Published in Power County Press
Dates 4/21 - 4/28/83

58 113

Affidavit of Publication

STATE OF IDAHO }
COUNTY OF POWER } S.S.

APR 28 1983

Department of Water Resources
Eastern District Office

Brett Crompton being first duly sworn

on oath, states:

That he is the editor of the Power County Press, a newspaper of general circulation in Power County, Idaho, published weekly at American Falls 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 or advertisement was published as per clipping attached in the regular and entire edition of said

newspaper and not in any supplement thereof for successive weekly issues thereof, the date of the first publication being the 20 day of April, 1983

the date of last publication being the

27 day of April, 1983

(Signed)

Brett Crompton

Subscribed and sworn to before me this

28 day of April, 1983.

Paula Walsh
Notary Public, residing at American Falls, Idaho.

My Commission expires the

(SEAL)

10 day of March, 1986.

RECEIVED

Published in the Power County Press April 20 and 27, 1983.

NOTICE OF CLAIMS TO WATER RIGHTS

The following claims have been filed on water rights created by diversion and beneficial use:

29-4320
BROWN, NELLIE C.
STAR RT. BOX 220
POCATELLO, ID 83201
Source: GROUNDWATER
Priority Date: 04/20/1952
Diversion Pt: SWSE Sec 31 T 06S R 33E
Use: IRRIGATION (1.78 CFS)
In: NESE NWSE SWSE SESE Sec 31 T 06S R 33E FOR 130 ACRES

29-4320
BROWN, NELLIE C.
STAR RT. BOX 220
POCATELLO, ID 83201
Source: GROUNDWATER
Priority Date: 05/20/1939
Diversion Pt: SESE Sec 31 T 06S R 33E
Use: IRRIGATION (0.67 CFS)
In: SESE Sec 31 T 06S R 33E FOR 130 ACRES

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, 120 South Ave., Suite 15, Idaho Falls, Idaho 83402.

KEN DUNN, Dir.

Affidavit of Publication

STATE OF IDAHO
COUNTY OF POWER } S.S.

Brett Crompton being first duly sworn

on oath, states:

That he is the editor of the Power County Press, a newspaper of general circulation in Power County, Idaho, published weekly at American Falls 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 or advertisement 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 20 day of April, 1983

the date of last publication being the

27 day of April, 1983

(Signed) Brett Crompton

Subscribed and sworn to before me this

28 day of April, 1983.

Power Hall
Notary Public, residing at American Falls,
Idaho.

My Commission expires the

(SEAL) 10 day of March, 1984.

APR 24 1983

Department of Water Resources
Eastern District Office

Legal Notice

Published in the Power County Press April 20 and 27, 1983.

NOTICE OF CLAIMS TO WATER RIGHTS

The following claims have been filed on water rights created by diversion and beneficial use:

29-4326
BROWN, NELLIE C.
STAR RT., BOX 220,
POCATELLO, ID 83201
Source: GROUNDWATER
Priority Date: 04/20/1952
Diversion Pt.: SWSE Sec 31 T 06S R 33E
Use: IRRIGATION (1.78 CFS)
In: NESE NWSE SWSE SESE Sec 31 T 06S R 33E FOR 150 ACRES

29-4325
BROWN, NELLIE C.
STAR RT., BOX 220,
POCATELLO, ID 83201
Source: GROUNDWATER
Priority Date: 05/30/1939
Diversion Pt: SESE Sec 31 T 06S R 33E
Use: IRRIGATION (0.67 CFS)
In: SESE Sec 31 T 06S R 33E FOR 5 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, Dir.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

MAY 9, 1983

NELLIE C. BROWN
STAR RT., BOX 220
POCATELLO

ID 83201

RE: Claim No. 29-4325

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: HWT

Right Number 29 4325 Applicant Brown

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.

May 9, 1983

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Carlin Date May 10, 1983

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By RC Date 5-17-83

RECEIVED
MAY 17 1983
Department of Water Resources

RECEIVED
MAY 17 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

APRIL 13, 1983

Power County Press
174 Idaho Street
American Falls, Idaho 83211

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 MAY 9, 1983.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

MICROFILMED

NOTICE OF CLAIMS TO WATER RIGHTS

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

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 4/21 & 4/28/83.

RECEIVED

29-4325-

BROWN, NELLIE C.

STAR RT., BOX 220, POCA TELLO, ID 83201

Source: GROUNDWATER

Priority Date: 05/30/1939

Diversion Pt: SESE Sec 31 T 06S R 33E

Use: IRRIGATION (0.67 CFS)

In: SESE Sec 31 T 06S R 33E FOR 5 ACRES

29-4325
BROWN, NELLIE C.
STAR RT., BOX 220,
POCA TELLO, ID 83201
Source: GROUNDWATER
Priority Date: 05/30/1939
Diversion Pt: SESE Sec 31 T 06S R
33E
Use: IRRIGATION (0.67 CFS)
In: SESE Sec 31 T 06S R 33E FOR 5
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, Dir.

MICROFILMED