

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 Carl Ned or Virginia B. Allen
(Name of Claimant)
Star Route, Box 249 McCammon, ID 83250 Telephone No. 254-3323
(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) May 27, 1902 (filing date)

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)
Springs tributary 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>1.08cfs</u>	Use	<u>Stockwater</u>	Period of Use From <u>1-1</u>	To <u>12-31</u>
Quantity	<u>0.04cfs</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
(4)	<u>1.08cfs</u>	TOTAL QUANTITY USED.			
(cfs, af)					

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW ¼ NE ¼, Sec. 22 Twp. 9S Rge. 36E B.M., County of Bannock
Additional points of diversion: NE ¼ SW ¼, NW ¼ SE ¼, Sec. 22, T. 9S, R. 36E.

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 from natural stream beds.

(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	
9S	36E	22			X	X				X	X	X			X	X	X	X	
		23							X			X							

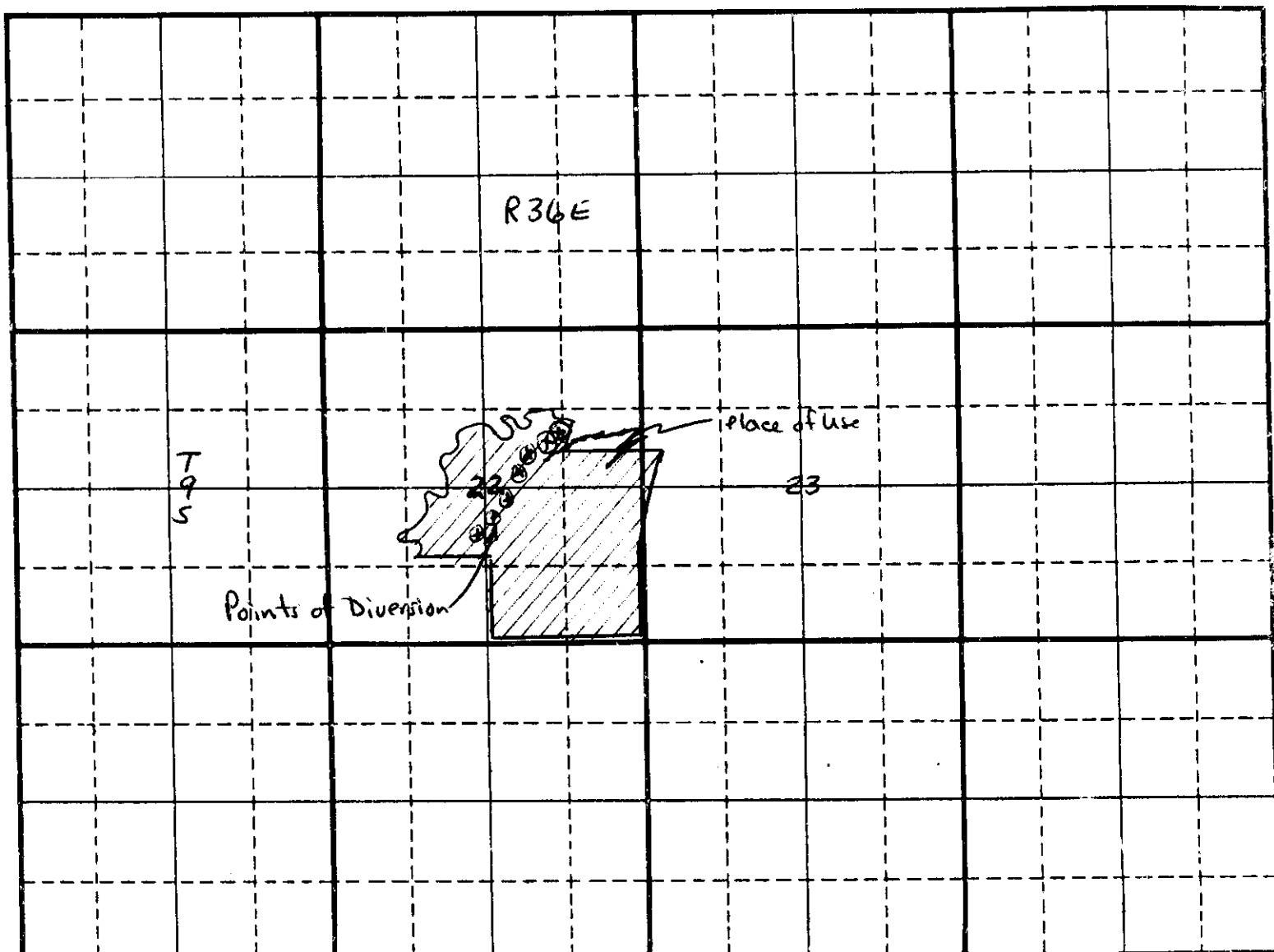
No. of acres _____

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

NOTE Include here the type and number of stock watered: 175 range cattle 20 horses

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

(8) Remarks Several springs come up on claimants property and eventually combine along with some McCammon Ditch water



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.

Sworn to before me this 2nd day of Aug.

Virginia B. Allen
(Claimant)

Allen M. Bullock
Notary Public
Residing at McCammon

My commission expires 11-18-82

FOR DEPARTMENT USE ONLY

Received by CU Date 8-23-82 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by Kew Date 8-4-82 claimant by: _____
\$30.00 fee received by CU Date 8-4-82 # 22428
Published in Idaho St. Journal
Pages 8-12 & 8-19-82



PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

Sheryl Gardiol

AUG 26 1982

Department of Water Resources
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:

August 12, 19 82

19

August 19, 19 82

19

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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.

Sheryl Gardiol

Subscribed and sworn to before me this 25th

day of August, 19 82

[Signature]

[Signature]

Notary Public, State of Idaho
Residence: Pocatello, Idaho

11-11-11

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

29-4252
ALLEN, CARL NED &/or VIRGINIA B.
STAR RT. BOX 249, MCCAMMON, ID
83250

Source: SPRINGS tributary to MARSH
CREEK

Priority Date: 05-27-1902

Amount: 1.08 CFS

Diversion Point: SWNE NESW NWSE Sec
22 T 09S R 36E, BANNOCK Co.

Use: STOCKWATER (1.08 CFS) from 01-
01 to 12-31

DOMESTIC (0.04 CFS) from 01-01 to 12-31

Place of Use: SWNE SENE SENW NESW
NWSW NESE NWSE SWSE SESE Sec 22

T 09S R 36E

SWNW NWSW Sec 23 T 09S R 36E

Diversion Means: DITCHES

29-4253
ALLEN, CARL NED &/or VIRGINIA B.
STAR RT., BOX 249, MCCAMMON, ID
83250

Source: ROWE CANYON CREEK tribu-
tary to GOODENOUGH

Priority Date: 05-05-1948

Amount: 0.05 CFS

Diversion Point: SWSW Sec 17 T 09S R
36E, BANNOCK Co.

Use: STOCKWATER (0.05 CFS) from 04-
15 to 06-30

Place of Use: NESW NWSW SESW NESE
NWSE Sec 17 T 09S R 36E

Diversion Means: DITCH

Any exception to any claim of water right
may be filed with the Director of the

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

S/A. KENNETH DUNN

Director

Aug. 12, 19, 1982

No. 132

Sheryl Gardiol

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,
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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

25th

day of August, 19 82

Notary Public, State of Idaho
Residence: Pocatello, Idaho

2 NOTICE OF CLAIMS
3 TO WATER RIGHTS
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7 established by diversion and application
8 to beneficial use:

9 29-4252

10 ALLEN, CARL NED &/or VIRGINIA B.

11 STAR RT. BOX 249, MCCAMMON, ID

12 83250

13 Source: SPRINGS tributary to MARSH
14 CREEK

15 Priority Date: 05-27-1902

16 Amount: 1.00 CFS

17 Diversion Point: SWNE NESW NWSE Sec

18 22 T 09S R 36E, BANNOCK Co.

19 Use: STOCKWATER (1.00 CFS) from 01-
20 01 to 12-31

21 DOMESTIC (0.04 CFS) from 01-01 to 12-31

22 Place of Use: SWNE SENE SENE NESW

23 NWSW NESE NWSE SESE Sec 22

24 T 09S R 36E

25 SUNW NWSW Sec 23 T 09S R 36E

26 Diversion Means: DITCHES
27

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

AUGUST 30, 1982

CARL NED ALLEN
VIRGINIA B. ALLEN
STAR RT. BOX 249
MCCAMMON

ID 83250

RE: Claim No. 29-4252

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 08 1982

Department of Water Resources

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Keith C. Wilson

Right Number 29 4252

Applicant Carl or Virginia Allen

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 Aug. 30, 1982
Sept. 1, 1982

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By KW

Date 9/8/82



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

AUGUST 5, 1982

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 AUGUST 30, 1982.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

MICROFILMED
1982

NOTICE OF CLAIMS TO WATER RIGHTS

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Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, Idaho 83402.

A. KENNETH DUNN

Director

Published 8/12 & 8/19/82.

MICROFILMED

29-4252

ALLEN, CARL NED &/or VIRGINIA B.

STAR RT. BOX 249, MCCAMMON, ID 83250

Source: SPRINGS tributary to MARSH CREEK

Priority Date: 05/27/1902

Amount: 1.08 CFS

Diversion Point: SWNE NESW NWSE Sec 22 T 09S R 36E, BANNOCK Co.

Use: STOCKWATER	(1.08 CFS)	from 01/01 to 12/31
DOMESTIC	(0.04 CFS)	from 01/01 to 12/31

Place of Use: SWNE SENE SENW NESW NWSW NESE NWSE SWSE SESE Sec 22 T 09S R 36E
SWNW NWSW Sec 23 T 09S R 36E

Diversion Means: DITCHES

REC-100
JUN 10 1902

July 28, 1982

Virginia B. Allen
Star Rt. Box 249
McCammon, Idaho 83250

Dear Mrs. Allen:

Enclosed as per our telephone conversation on July 28, 1982 are the two claims to a water right and checks #92-158 for \$30.00 each (\$60.00) that was submitted to this office and two corrected claims for your review and signature.

Upon receipt of the completed, notarized claims with a \$30.00 filing fee for each claim, processing will begin.

Please feel free to contact this office for any additional assistance that may be needed.

Sincerely

KEITH C. WILSON
Sr. Resource Agent

KCW:bp

Enclosures