

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 Vera T. Hubbard (Name of Claimant)
Inkom, ID 83245 (Mailing Address) Telephone No. 775-3610 (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) June 20, 1902

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)
Portneuf River tributary to Snake River

(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, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	<u>15.0 cfs</u>	Use <u>irrigation</u>	Period of Use From <u>April 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
Quantity		Use	Period of Use From	To

(4) 15.0 TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW ¼ SE ¼, Sec. 19 Twp. 7S 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. Pump and lines to sprinkler system, diversion was formerly by means of 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	
<u>7S</u>	<u>36E</u>	<u>19</u>															<u>40</u>		<u>40</u>
		<u>30</u>		<u>40</u>															<u>40</u>

80
No. of acres

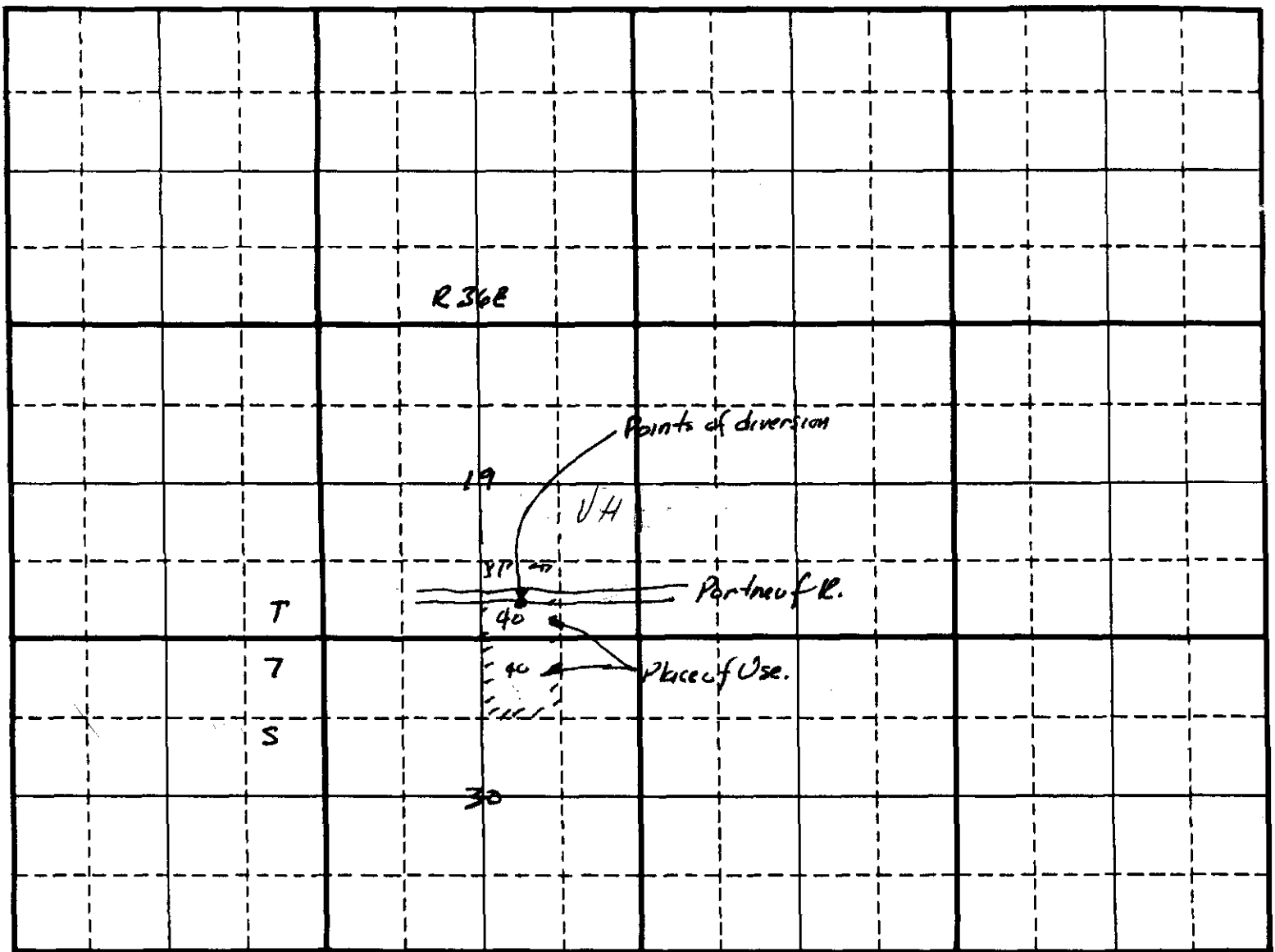
B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered:

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

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(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 Lemhi) 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 14th day of November, 1980.
Vern J. Hubbard (Claimant)

Allen Wray
Notary Public
Residing at Idaho Falls, Id.

My commission expires 6/15/81

FOR DEPARTMENT USE ONLY

Received by <u>S.M.</u>	Date <u>11-17-1980</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>EMC</u>	Date <u>11/17/1980</u>		claimant by:	
~~30⁰⁰~~ \$20.00 fee received by <u>SM</u>	Date <u>11/14/80</u>	<u># 16082</u>		
Published in <u>Idaho State Journal</u>				
Dates <u>11/27 & 12/04/1980</u>				

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

Rosalee Olmstead

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:

Nov. 27, 1980, 19____
Dec. 4, 1980, 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.

Rosalee Olmstead

Subscribed and sworn to before me this 5th

day of December, 1980

[Signature]

Notary Public, State of Idaho
Residence: Pocatello, Idaho

RECEIVED
DEC 08 1980
Department of Water Resources
Eastern District Office
MILWAUKEE

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claims(s) to water rights(s) have been established by diversion and application to beneficial use.

29-4179

HUBBARD, VERAT.
INKOM, ID 83245
Source: PORTNEUF RIVER
tributary to SNAKE RIVER
Priority Date: 06/20/1902
Amount: 15.00 CFS
Diversion Point: SWSE Sec 19 T
07S R 36E, BANNOCK Co.
Use: IRRIGATION (15.00 CFS)
from 04/01 to 11/01
Place of Use: SWSE Sec 19 T 07S
R 36E NWNE Sec 30 T 07S R 36E
FOR 80 ACRES
Diversion Means: DITCH PUMP,
PIPELINE & SPRINKLER SYS-
TEM.

29-4180

IRICK, J.B. & or LOLA
LAVA HOT SPRINGS, ID 83246
Source: BEACH CREEK tribu-
tary to LAVA IRRIGATION CAN-
AL
Priority Date: 06/21/1902
Amount: 0.60 CFS
Diversion Point: SESW Sec 17 T
09S R 38E NENW Sec 20 T 09S R
38E, BANNOCK Co.
Use: IRRIGATION (0.60 CFS)
from 04/01 to 11/01
Place of Use: SESW Sec 17 T 09S
R 38E NENW Sec 20 T 09S R 38E
FOR 45 ACRES
Diversion Means: HEADGATES.
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 83401.
S/C. STEPHEN ALLRED,
Director
Nov. 27, Dec. 4, 1980
No. 256

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

_____	, 19__	_____	, 19__
_____	, 19__	_____	, 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.

Rosalee Christad

Subscribed and sworn to before me this _____

day of _____, 19__

[Signature]

[Signature]

Notary Public, State of Idaho
Residence: Pocatello, Idaho

Department of Water Resources
Eastern District Office

Heber K. Peirce and
Erastus Barnard

NOTICE OF WATER RIGHT

Dated: June 20, 1902
Filed: June 21, 1902
at 1:38 P. M.
Recorded: Book 2 Water
Location Record page 149

Notice given that Heber K. Peirce and Erastus Barnard hereby claim waters of Portneuf River here flowing to extent or amount of fifteen cubic feet per second of time to be diverted at point on said stream where it crosses railway track in Southwest quarter of Southeast quarter of Section 20 in Township 7 South of Range 36 E. B. M., at which said point copy of this notice is posted. It is intended to use said waters for agricultural and domestic purposes upon

Southwest quarter of Southeast quarter of Section 19, and Northwest quarter of Northeast quarter of Section 30, in Township 7 South of Range 36 E. B. M., (being lands embraced in Homestead Entry of Heber K. Peirce) and

North half of Northeast quarter of Section 25 in Township 7 South of Range 35 E. B. M., (being lands embraced in Homestead Entry of Erastus Barnard) all being situate in Bannock County, Idaho, and containing 160 acres.

Said waters are intended to be diverted and conducted to, upon and over above described lands by means of one ditch running from above described point of diversion in general Westerly direction and having its terminus in Northwest quarter of Northeast quarter of Section 25, in Township 7 South of Range 35 E. B. M., above described, and being $2\frac{1}{2}$ miles. Works for diversion and distribution of above described waters will be fully completed and in use within three years from date of this notice.

Heber K. Peirce
Erastus Barnard, Claimants

Bannock County, Idaho

Heber K. Peirce and
Erastus Barnard

AFFIDAVIT

That he is of lawful age, and claimants of water right mentioned in foregoing notice and whose names are subscribed thereto;
That statements in said notice contained are true and original of which foregoing is true copy, was posted in conspicuous place at point

Microfilm

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Ernst

Right Number 29 4179 Applicant Nubbard

NOTE: 29-4179 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. Excessive
 - ☒ Point(s) of diversion.
 - ☒ Location of use.
 - ☒ Signature/notarization/fee.
- 12/15

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernst Carlson Date 12-10-1980

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Wawson Date 12/17/80

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave.
Idaho Falls, Idaho 83401
(208) 525-7161

DECEMBER 15, 1980

VERA T. HUBBARD
INKOM

ID 83245

RE: Claim No. 29-4179

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

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave.
Idaho Falls, Idaho 83401
(208) 525-7161

NOVEMBER 20, 1980

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 DECEMBER 15, 1980.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

UNRECORDED

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C. STEPHEN ALLRED

Director

Published 11/27 & 12/04/80.

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29-4179.

HUBBARD, VERA T.

INKOM, ID 83245

Source: PORTNEUF RIVER tributary to SNAKE RIVER

Priority Date: 06/20/1902

Amount: 15.00 CFS

Diversion Point: SWSE Sec 19 T 07S R 36E, BANNOCK Co.

Use: IRRIGATION (15.00 CFS) from 04/01 to 11/01

Place of Use: SWSE Sec 19 T 07S R 36E NWNE Sec 30 T 07S R 36E
FOR 80 ACRES

Diversion Means: DITCH, PUMP, PIPELINE & SPRINKLER SYSTEM.

RECEIVED