

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 Acel La Mar Holmes & Shirley J. Holmes.
(Name of Claimant)

314 Mink Creek Rd. Pocatello ID 83201 Telephone No. 232-5518
(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) July 1961

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, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	Period of Use From	(Mo., Day)	To	(Mo., Day)
Quantity	<u>.06 cfs</u>	Use <u>Domestic</u>	Period of Use From	<u>Jan 1</u>	To	<u>Dec 31</u>
Quantity	<u>.08 cfs</u>	Use <u>Irrigation</u>	Period of Use From	<u>April 1</u>	To	<u>Nov 1</u>
Quantity	<u>.02 cfs</u>	Use <u>Stockwater</u>	Period of Use From	<u>Jan 1</u>	To	<u>Dec 31</u>
Quantity	<u></u>	Use <u></u>	Period of Use From	<u></u>	To	<u></u>
Quantity	<u></u>	Use <u></u>	Period of Use From	<u></u>	To	<u></u>

(4) .16 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW 1/4 SW 1/4, Sec. 32 Twp. 7S Rge. 35E B.M., County of Bannock
Additional points of diversion: 7S

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 300' deep, pressure system, line to house and irrigation system

(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.	NE1/4				NW1/4				SW1/4				SE1/4				TOTAL
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>75</u>	<u>35E</u>	<u>32</u>											<u>2X</u>						<u>2</u>
<u>75</u>																			

No. of acres 2

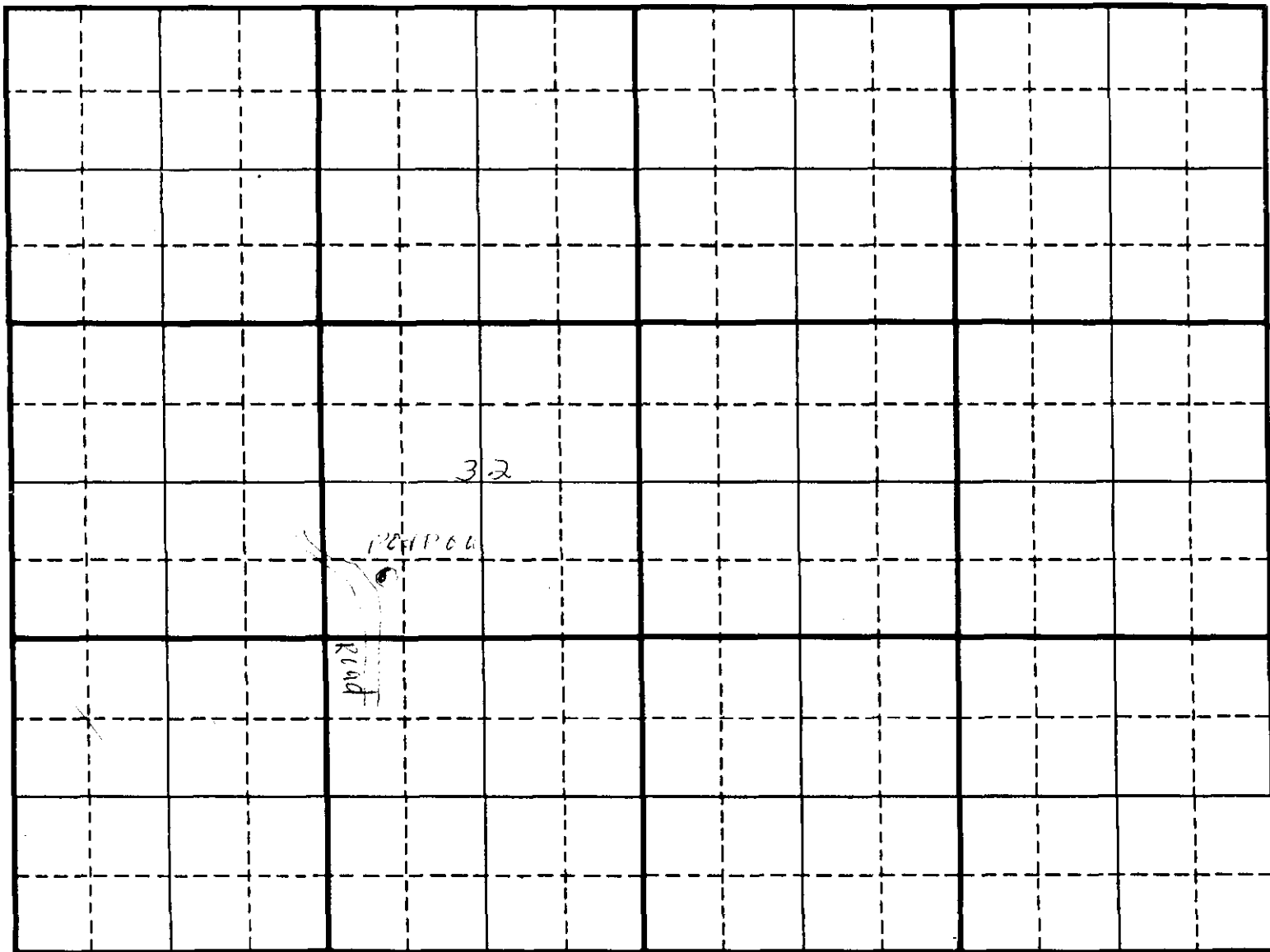
B) If water is used for other than irrigation, fully describe that use, being as specific as possible: 1 household

NOTE: Include here the type and number of stock watered: 8 horses, 10 cattle

(7) If 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 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 30th day of May

Shirley J. Holmes
(Claimant)
1980

Chris Bramwell
Notary Public
Residing at Pocatello, Id.

My commission expires 4-21-84

FOR DEPARTMENT USE ONLY

Received by <u>KW</u>	Date <u>6/2/80</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>JC</u> <u>EMC</u>	Date <u>6-3-80</u>		claimant by:	
\$20.00 fee received by <u>KW</u>	Date <u>6/4/80</u>	<u>#14842</u>		
Published in <u>Idaho State Journal</u>				
Dates <u>6/12 & 6/19/80</u>				

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

ELLEN HUGHES

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 12, 1980, 19____
JUNE 19, 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.

Ellen Hughes

Subscribed and sworn to before me this 23rd day of June, 1980

[Signature]

Notary Public, State of Idaho
Residence: Pocatello, Idaho

RECEIVED

JUN 25 1980

Department of Water Resources
Eastern District Office

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OK 3/5
07/1/80
[Illegible text from newspaper clipping]

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.

29-4172

HOLMES, ACCEL LA MAR &/OR SHIRLEY J.

314 MINK CREEK RD. POCA- TELLO, ID 83201

Source: GROUNDWATER

Priority Date: 07-01-1961

Amount: 4.16 CFS

Diversion Point: SWSW Sec 32 T 07S R 35E, BANNOCK Co.

Use: IRRIGATION (0.08 CFS) from 04-01 to 11-01

STOCKWATER (0.02 CFS) from 01-01 to 12-31

DOMESTIC (0.06 CFS) from 01-01 to 12-31

Place of Use: SWSW Sec 32-T 07S R 35E FOR 2 ACRES

Diversion Means: WELL, PRES- SURE SYSTEM & PIPELINE.

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho 83401.

C: Stephen Allred
Director

June 12, 19, 1980
No. 688

Eileen Hughes

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

<u>June 19</u>	, 19 <u>80</u>		, 19
<u>June 19</u>	, 19 <u>80</u>		, 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.

Eileen Hughes

Subscribed and sworn to before me this

day of June, 1980

[Signature]

Notary Public, State of Idaho

Residence: Pocatello, Idaho

RECEIVED

JUN 25 1980

Department of Water Resources
Eastern District Office

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Emet

Right Number 29 4172 Applicant Holmes

NOTE: 29-4172 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.
- 6/30

FINAL REGIONAL PROCESSING REVIEW:

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

By Emet Carlow Date 7-07-1980

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Hansen Date 7/8/80

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

JUNE 30, 1980

ACEL LA MAR HOLMES
SHIRLEY J. HOLMES
314 MINK CREEK RD.
POCATELLO ID 83201

RE: Claim No. 29-4172

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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June 11, 1980

RE: Claim to a Water Right No. 29-4172

Acel La Mar Holmes
&/or Shirley J. Holmes
314 Minkk Creek Road
Pocatello, ID 83201

Dear Mr. and Mrs. Holmes:

Attached herewith is Departmental Receipt No. 14842 in the amount of \$20.00 for the above referenced claim to a water right.

Sincerely,

KAY WALKER
Secretary

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

JUNE 6, 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 JUNE 30, 1980.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

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D. STEPHEN ALLRED

Director

Published 5/12 & 6/19/80.

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29-4172-

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