

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that Frank Ball
(name of claimant)
of Inkom, Idaho
(mailing address), claims a right to the diversion and beneficial use of
ground water or surface water tributary to Portneuf River;

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) Spider Creek
- (2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
- | | | | | | | | |
|--------|--|-----|-------------------------------|---------------------|---------------|----|------------------------|
| Amount | <u>0.04</u> | Use | <u>Domestic</u> | Period of Use: From | <u>Jan. 1</u> | To | <u>Dec. 31</u> |
| Amount | <u>0.02</u> | Use | <u>Irrigation</u> | Period of Use: From | <u>Apr. 1</u> | To | <u>Nov. 1</u> |
| Amount | | Use | | Period of Use: From | | To | |
| | (cfs, ~~gpm~~
~~sfm~~) | | (dom., irri.,
stock, etc.) | | | | (both dates inclusive) |

(3) Total quantity of water claimed: 0.06 cubic feet per second, or _____ acre feet
per annum, and/or _____ gallons per minute.

(4) Priority claimed: (the date water was first applied to beneficial use) August 1, 1912

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 to this rule is that a claim may be filed on domestic use from a ground-water source.

(5) A) Point of diversion: (give location of point where water is diverted from its source)
NE ¼ NW ¼, Sec. 31 Twp. 7S Rge. 37E 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. Dam and settling box for domestic use and small wooden check dam used to divert water into 1000 ft. 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.	NE ¼				NW ¼				SW ¼				SE ¼				TOTAL
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
7S	37E	31					1												1

Total No. of acres 1

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

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

[illegible]

Scale: 2 inches equal 1 mile.

[View alignment](#)

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 affiants knowledge.

Frank Ball
(Claimant)

Residing at FIRTH, IDAHO

2/14/78

Received by MB Date 7-8-74 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by RDC Date 7-8-74 claimant by: _____
\$10.00 fee received by MB Date 7-8-74
Approved for publication by CB-7/30/74 #12951
Published in The Idaho State Journal
Dates July 18 + 25, 1974

5206 62

PROOF OF PUBLICATION

RECEIVED

STATE OF IDAHO
County of Bannock

ss.

Duplicate

Katherine Wanner

JUL 30 1974

Department of Water Resources
Eastern District Office
She

CLAIM OF RIGHT
I, Katherine Wanner, do hereby state that I am the owner of the right to use of water for domestic purposes for one family and farm for the Nov. 1 for the year 1974. Sec. 21, T. 23, R. 30, E. 1A.
Any exception to this claim of water right shall be made by the County Clerk of Bannock County, Idaho, on or before July 15, 1974.
Director
July 15, 25, 1974
180-441

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:

July 18	, 1974	, 19.....
July 25	, 1974	, 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.

Katherine Wanner

Subscribed and sworn to before me this..... 25th

day of..... July....., 1974

Della L. Lafford

Notary Public, State of Idaho
Residence: Pocatello, Idaho

29-4035

29 4035

PROC OF OF PUBLICA .ION

STATE OF IDAHO
County of Bannock

ss.

Applicant

**NOTICE OF CLAIM
TO A WATER RIGHT
NO. 29-4035**

Notice is hereby given that Frank Ball, Inkom, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 0.06 cubic feet per second of water from Spider Creek tributary to Portneuf River with point of diversion in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 31, T. 7S, R. 37E, B.M., Bannock County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes for one family and from Apr. 1 to Nov. 1 for the irrigation of 1 acre with a priority of August 1, 1912; all uses within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 31, T. 7S, R. 37E, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401.
R. KEITH HIGGINSON
Director
July 18, 25, 1974
No. 461

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....., 19....., 19.....
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....., 19....., 19.....

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Katherine Wanner

Subscribed and sworn to before me this
day of....., 19.....

Will L. Fairford

Notary Public, State of Idaho
Residence: Pocatello, Idaho

29-4035

NO. 4035

STATE OF IDAHO }
County of Bannock } ss.

JUL 30 1974
Department of Water Resources
Eastern District Office

Katherine Wanner

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.

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to-wit:

July 18, 1974, 19
July 25, 1974, 19
19, 19
19, 19
19, 19

That said paper has been continuously and uninterruptedly pub-
lished 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.

Katherine Wanner

Subscribed and sworn to before me this 25th
day of July, 1974

Alla L. Lafford

Notary Public, State of Idaho
Residence: Pocatello, Idaho

Commission Expires
March 5, 1977

PROOF OF PUBLICATION

STATE OF IDAHO }
County of Bannock } ss.

**NOTICE OF CLAIM
TO A WATER RIGHT
NO. 29-4035**

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R. KEITH HIGGINSON
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July 18, 25, 1974
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_____, 19____, _____, 19____

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Katherine Wanner

Subscribed and sworn to before me this _____
day of _____, 19____

Willie L. Sanford

Notary Public, State of Idaho
Residence: Pocatello, Idaho

My Commission Expires
March 5, 1977

9-30875

XXXXXXXXXXXXXXXXXXXXX RESOURCES

August 5, 1974

Re: Claim to a Water Right No. 29-4035

Mr. Frank Ball
Inkom
Idaho 83245

Dear Mr. Ball:

The Department of Water Resources has completed the processing of your claim to a water right and no further action is authorized under Sections 42-225a and 42-225b, Idaho Code. Your claim will be retained in our files and will be available at any time for use by you or the court.

As you are aware, the filing of your claim does not, in itself, guarantee you a water right it only records and preserves 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 in your claim file, you may have that information or evidence added at any time. Please refer to your claim number when corresponding with this office.

We are enclosing, for your records, a copy of your claim. If you have any questions or if we can be of further assistance, please feel free to call upon us.

Very truly yours,

RONALD D. CARLSON
Asst. to District Engineer

RDC:MB

Enclosure

29 4035

July 11, 1974

Re: Claim to a Water Right No. 29-4035 Ball
Application for Permit No. 29-7206 Schmidt
Application for Permit No. 29-7207 Muller
Application for Permit No. 29-7208 Marsh Valley School District

Idaho State Journal
Box 431
Pocatello, Idaho

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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.

Very truly yours,

NORMAN C. YOUNG
District Engineer

Bill submitted 7-30-74 by MB

NCY:MB

Enc: Legal Notices (4)

NOTICE OF CLAIM TO A WATER RIGHT

NO. 29-4035

Notice is hereby given that Frank Ball

Inkom, Idaho

has filed a claim to a water right established by diversion and application
to beneficial use of 0.06 cubic feet per second ~~to be used for irrigation~~

of water from Spider Creek tributary to Portneuf River

with point of diversion in the NE 1/4, Sec. 31, T. 7S, R. 37E, B.M.,

Bannock County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic
purposes for one family and from Apr. 1 to Nov. 1 for the irrigation of 1 acre
with a priority of August 1, 1912;

~~the purpose of use of water for~~ all uses within the NE 1/4, Sec. 31, T. 7S,
R. 37E, B.M.

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

R. KEITH HIGGINSON

Director

Published in the Idaho State Journal, Pocatello, Idaho

on July 18 and July 25, 1974

29 4035

CB-7
CB-A

CLAIM

29-4035

- 1) Q - .06 FOR IRRIGATION & DOMESTIC
- 2) PD - NE NW SEC 31 T 75 R 37E
- 3) MAP - OK.

NOTE: CLAIMANT INTENDS TO SUBMIT
AFFIDAVITS TO BE INCLUDED IN THIS FILE
RDC