

11- RECEIVED 1542

Claim No. _____
MAY 07 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources
Eastern District Office



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 Doneal B. Hymas

(Name of Claimant)

131 N 3RD, Montpelier ID

83254

Telephone No. (208)847-1899

(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) June 1, 1940

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)

Spring tributary to Sinks

- (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)	
Quantity <u>0.04 cfs</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 _____
Quantity _____	Use _____	Period of Use From _____	To _____

- (4) 0.04 cfs TOTAL QUANTITY USED.
(cfs, af)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)

(Lot 2) SW 1/4 NW 1/4, Sec. 30 Twp. 12S Rge. 43E B.M., County of Bear Lake

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. The spring is boxed in with concrete walls and an overflow pipe. A 1" pipe is buried for 1350' and feeds a house and 2 barns. The head from spring to house is 30'.

- (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%				NW%				SW%				SE%				TOTAL
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
12S	43E	30			X				D	D									

No. of acres _____

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Used for one home, a small lawn and two outbuildings. Attendant household stock utilize water also.

NOTE: Include here the type and number of stock watered: 2 to 3 calves and some chickens

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



State of Idaho)
County of Beauregard) ss.

nt's knowledge.

Doreen B. Fennas
(Claimant)

Sworn to before me this 01 day of May, 1992.

_____, 1992.
Sherrill T. Hyman
 Notary Public
 Residing at *Montpelier*

RB
 Received by RB Date 3-30-92 Exception filed by: _____ Forwarded to _____ Date _____
 Prelim. check by Kaw Date 4-17-92/5-8-92
 \$30.00 fee received by HWT Date 3-30-92 #E017088 claimant by: _____
 Published in News Examiner
 Dates 6-4-92

No 4393

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Bear Lake

ss.

Rosa A. Moosman
being duly sworn,

deposes and says:

That he is the Editor of THE NEWS-EXAMINER, a weekly newspaper published at Montpelier, in the County of Bear Lake and State of Idaho; and said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Montpelier; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for 2 consecutive weeks in the regular and entire issue of said paper during the period and time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with

June 4, 1992, and ending
with the issue of June 11, 1992

Rosa A. Moosman
Fees, \$34.25

Subscribed and sworn to before me this 9 18th day
of June, 1992

Sherr Brown
Notary Public, Residing at Montpelier, Idaho

My Commission Expires August 15, 1997

NOTICE OF CLAIMS TO WATER RIGHT

The Following claim(s) have been
filed on water rights created by diver-
sion and beneficial use:

#11-04342

HYMAS, DONEAL B

131 N. 3RD

MONTPELIER, ID 83254

Source: SPRING Tributary: SINKS

Diversion Pt: LOT 2 (SWNW) Sec 30 T

12S R 43E in BEAR LAKE County.

Use: DOMESTIC (.040 CFS)

Total Diversion: (.040 CFS)

Date Filed: 6/1/1940

In: BEAR LAKE County

T12S R43E S30 SWNW SENW

Exceptions to a claim may be filed

with the Director, Dept. of Water Re-
sources, Eastern Region, 150 Shoup
Avenue, Suite 15, Idaho Falls, Idaho
83402.

R. KEITH HIGGINSON, Director
Legal No. 4393 — Published June 4
and 11, 1992.

RECEIVED

JUN 22 1992

Department of Water Resources
Eastern District Office



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

20 April 1992

Doneal B. Hymas
131N 3RD
Montpelier, Idaho 83254

RE: Claim to a Water Right

Dear Mr. Hymas:

Enclosed is a copy of the Claim to a Water Right that you submitted to this office. The legal description on the map is incorrect and does not match the legal description in Item #5, and Item #6. To assist you in correcting the error enclosed is a copy of the U.S.G.S. map of the area in Twp 12S, R43E, Sec 30. I have also enclosed a new copy of the claim that you will need to complete the map (the enclosed U.S.G.S. Map can be used), sign in front of a notary and return to the office on or before May 21, 1992.

Your prompt response will be appreciated.

Sincerely,

Keith C. Wilson
Senior Resource Agent

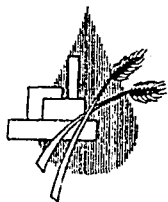
RECEIVED
MAR 30 1992

Department of Water Resources
Eastern District Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

Claim No. _____



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131 N 3RD, Montpelier ID (Mailing Address) (Name of Claimant) 83254 (Zip Code) Telephone No. (208)847-1899

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Spring tributary to Sinks

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Quantity <u>0.04 cfs</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 _____	
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T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
12S	43E	30			D					D									

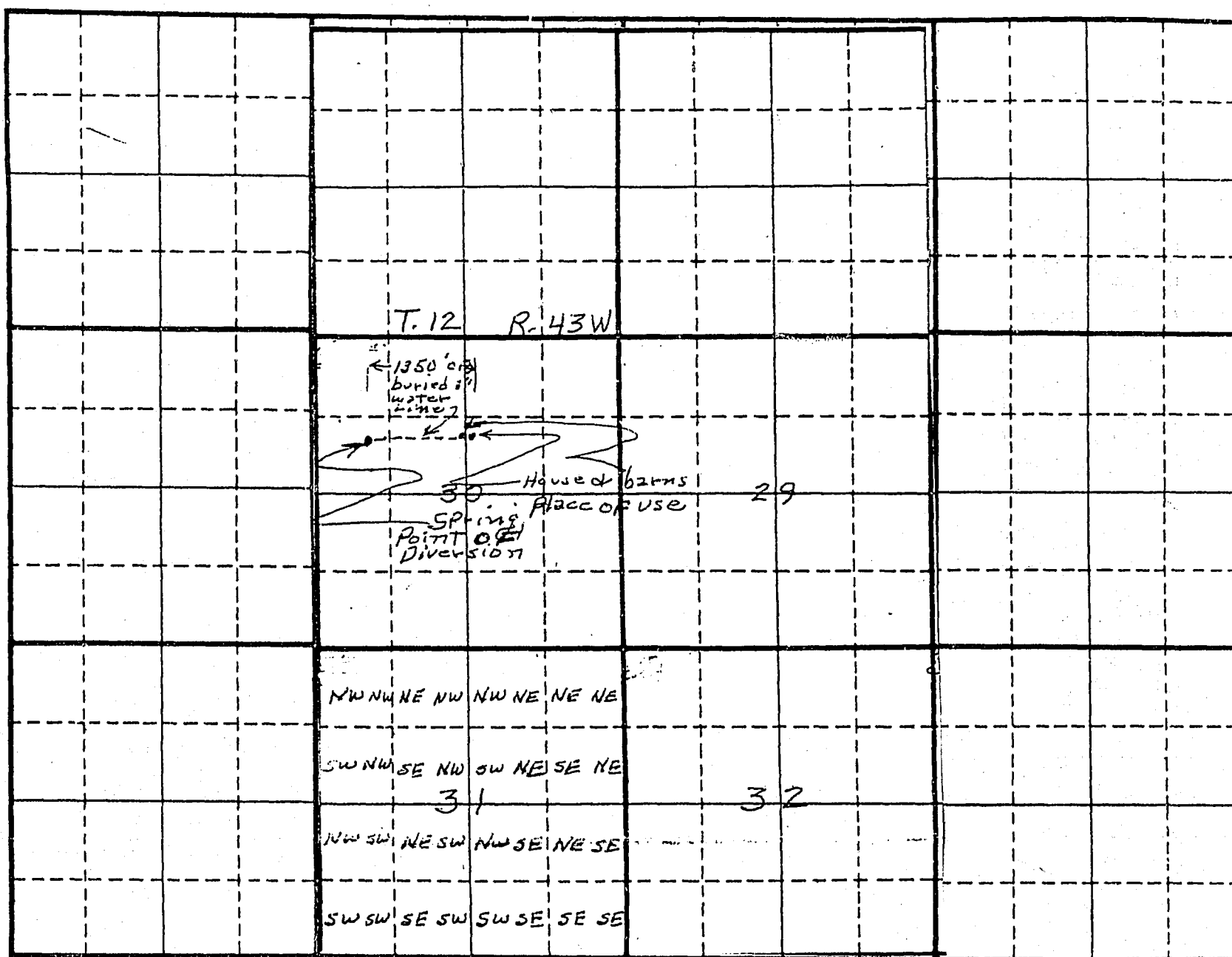
No. of acres _____

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Used for one home, a small lawn and two outbuildings. Attendant household stock utilize water also.

NOTE: Include here the type and number of stock watered: 2 to 3 calves and some chickens

(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 Blaine Lake) 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.

Donald B. Hyman
(Claimant)

Sworn to before me this 27th day of March, 1992.

Jeane Nott
Notary Public
Residing at Montpelier

My commission expires 2-26-97

FOR DEPARTMENT USE ONLY

Received by LB Date 3-30-92 Exception filed by: _____ Date _____
Prelim. check by Kay Date 4-17-92 Forwarded to claimant by: _____
\$30.00 fee received by HWT Date 5-8-92 # B011088
Published in _____
Dates _____

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, Eastern Region, 150 Shoup Avenue, Suite 15, Idaho Falls, Idaho 83402.

R. KEITH HIGGINSON, Director

Published: 6/ 4/1992 & 6/11/1992

11-04342

HYMAS, DONEAL B
131 N 3RD
MONTPELIER, ID 83254

Source: SPRING

Tributary: SINKS

Diversion Pt: LOT 2 (SWNW) Sec 30 T 12S R 43E in BEAR LAKE County.

Use: DOMESTIC (.040 CFS)
Total Diversion: (.040 CFS)

Date Filed: 6/ 1/1940

In: BEAR LAKE County
T12S R43E S30

SWNW

SENW

NOTICE OF CLAIMS TO WATER RIGHT

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region
150 Shoup Ave., Suite 15

Idaho Falls, Idaho 83402
(208) 525-7161

MAY 27, 1992

THE NEWS-EXAMINER
P.O. BOX 278
MONTPELIER, ID 83254

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. 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 22, 1992.

Yours truly,

Rita Bodell
Secretary

Encl.

Form 243a
11/78

State of Idaho
Department of Water Resources

INITIAL DATE
Distributed for Staffing LB 4-11-92
Submitted for Advertising _____

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: KC Wilson

Right Number _____ Applicant Doreal Lymas

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.
 - ☒ W.D. _____
- Map has T12 R13W

FINAL REGIONAL PROCESSING REVIEW:

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

By Huf Date 7-6-92

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Cindy Zimmerman Date July 23, 1992

RECEIVED
JUL 23 1992
Department of Water Resources