

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 Donald W. Clegg &/or W. Grant Clegg &/or John W. Hubbard  
(Name of Claimant)  
Box 304, Star Route, Grace, Idaho 83241 Telephone No. 425-3343  
(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, 1937

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)

Cheatbeck Canyon 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, gpd, AFA) | (Domestic, Irrigation, Stock, Etc.) | (Both dates inclusive)           |                   |
|----------|-----------------|-------------------------------------|----------------------------------|-------------------|
|          |                 |                                     | (Mo., Day)                       | (Mo., Day)        |
| Quantity | <u>0.08 cfs</u> | Use <u>Domestic</u>                 | Period of Use From <u>Jan. 1</u> | To <u>Dec. 31</u> |
| Quantity | <u>0.02</u>     | Use <u>Stockwater</u>               | Period of Use From <u>Jan. 1</u> | To <u>Dec. 31</u> |
| Quantity |                 | Use                                 | Period of Use From               | To                |
| Quantity |                 | Use                                 | Period of Use From               | To                |
| Quantity |                 | Use                                 | Period of Use From               | To                |

- (4) 0.10 TOTAL QUANTITY USED.

(cfs, gpd, AFA)

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

SE ¼ NW ¼, Sec. 3 Twp. 11S Rge. 41E B.M., County of Caribou

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. Concrete collecting box at spring then through 2" line in creek bed to collector and then three lines to three homes

- (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 |       |
| 11S | 41E | 4    |     |     |     | X   |     |     |     |     |     |     |     |     |     |     |     |     |       |
| 10S | 41E | 33   |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     | X   |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |

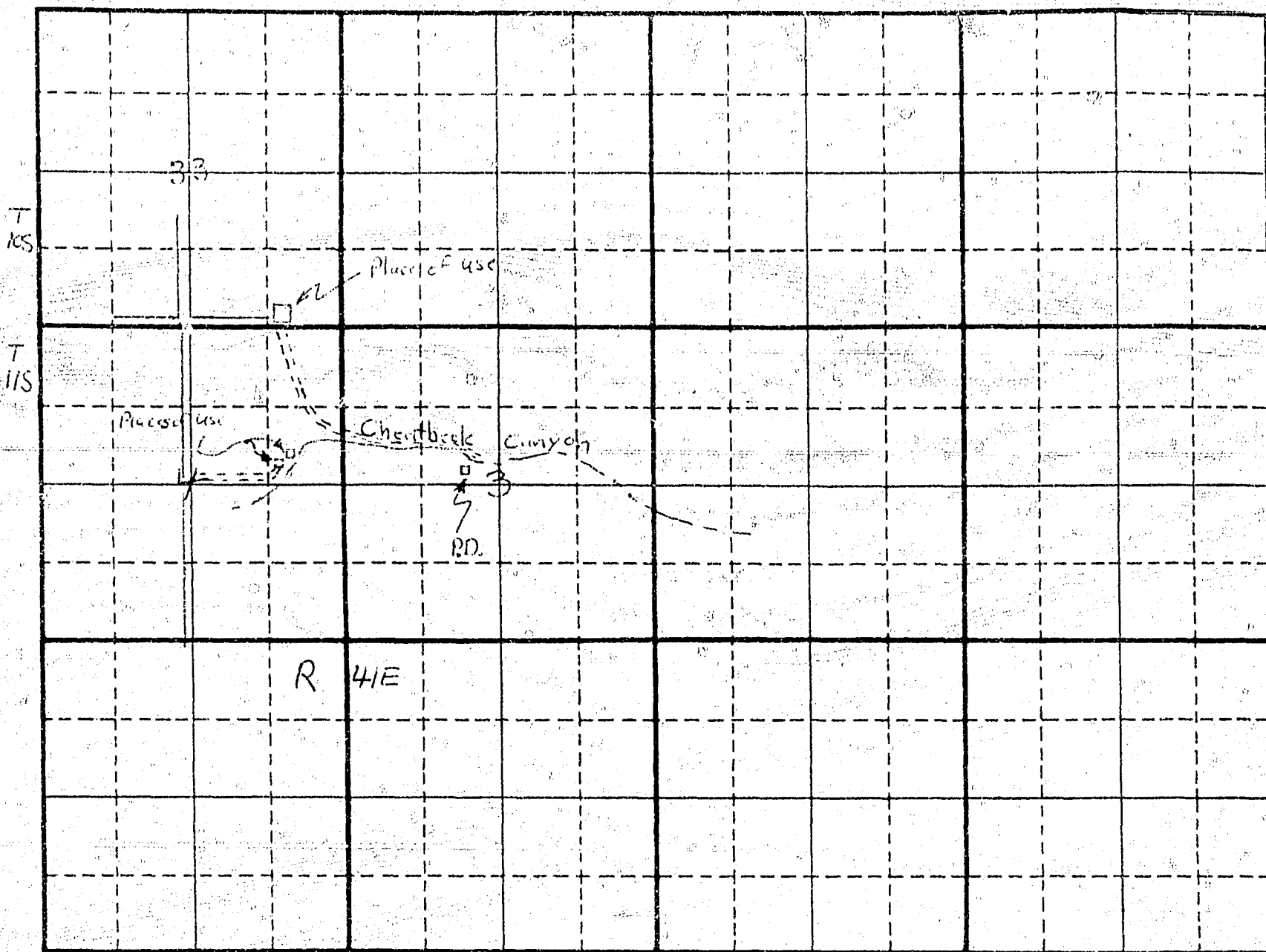
No. of acres \_\_\_\_\_

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:  
Water is for domestic use of three homes and stockwater

NOTE: Include here the type and number of stock watered: 125

- (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 Lansdowne ) 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.

W. Grant Clegg  
(Claimant)

Sworn to before me this 23rd day of October, 1981.

William Gray  
Notary Public  
Residing at Laurel, Idaho

My commission expires 6/15/85

Received by HWT

FOR DEPARTMENT USE ONLY

Received by

Date

Exception filed by:

Forwarded to

Date

Prelim. check by SW

Date

claimant by:

\$70.00 fee received by SW

Date

Published in Laurel, Idaho

Date

Dates 11-13-81

Date

#19133

**PUBLIC NOTICE**

**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:

29-4209

HATCH, WILLIAM H.  
BOX 413, HYDE PARK, UT  
84318

Source: MOSE CANYON  
tributary to SINKS

Priority Date: 04-02-1883

Amount: 1.00 CFS

Diversion Point: SENE Sec 12  
T 07S R 39E, CARIBOU Co.

Use: IRRIGATION (1.00  
CFS) from 04-01 to 11-01  
STOCKWATER (0.20 CFS)  
from 01-01 to 12-31

Place of Use: SESW SWSE Sec  
12 T 07S R 39E NENE NWNE  
NENW Sec 13 T 07S R 39E FOR  
200 ACRES

Diversion Means: DIVER-  
SION DITCH

29-4208

HATCH, WILLIAM N.  
BOX 413, HYDE PARK, UT  
84318

Source: EIGHTEEN MILE  
CREEK tributary to SINKS

Priority Date: 04-02-1883

Amount: 4.11 CFS

Diversion Point: LOT 03  
(NWSW) Sec 07 T 07S R 39E,  
CARIBOU Co.

Use: IRRIGATION (1.11  
CFS) from 03-15 to 09-15  
STOCKWATER (0.02 CFS)  
from 01-01 to 12-31

Place of Use: SESW SWSE Sec  
12 T 07S R 39E NENE NWNE  
NENW Sec 13 T 07S R 39E FOR  
200 ACRES

Diversion Means: DIVER-  
SION DITCH TO HOLDING  
POND

13-4193

CLEGG, DONALD W. & or  
W. GRANT HUBBARD, JOHN  
W.

BOX 304, STAR ROUTE,  
GRACE, ID 83241

Source: CHEATBECK  
CANYON SPRING tributary to  
SINKS

Priority Date: 06-01-1937

Amount: 0.10 CFS

Diversion Point: SENW Sec 03  
T 11S R 41E, CARIBOU Co.

Use: DOMESTIC (0.08 CFS)  
from 01-01 to 12-31 STOCK-  
WATER (0.02 CFS) from 01-01  
to 12-31

Place of Use: SENE Sec 04 T  
11S R 41E SESE Sec 33 T 10S R  
41E

Diversion Means: SPRING  
AND HEADBOX

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 Nov. 5 and 12, 1981  
in the Caribou County Sun.

**Affidavit of  
Publication**

County of Caribou }  
State of Idaho } ss.

Mark Steele

being first duly sworn on his  
oath, states:

That he is Publisher  
of the Caribou County Sun, a  
newspaper of general circula-  
tion in Caribou County, Idaho,  
published weekly at Soda  
Springs in said County that said  
newspaper has been published  
in said County uninterruptedly  
and continuously for over sev-  
enty-eight consecutive weeks,  
prior to the first publication of  
the annexed notice or advertise-  
ment;

That the annexed notice was  
published as per clipping at-  
tached in the regular and entire  
edition of said newspaper and  
not in any supplement thereof

for 2 successive weekly  
issues thereof, the date of the  
first publication being the

5th day of  
November 1981

The date of the last publication  
being the 12th day of  
November 1981

Subscribed and sworn to be  
before me this 18th day

of November 1981

Notary Public, residing  
at Soda Springs, Idaho  
(SEAL)

My Commission expires the  
1st day of March

1981

13-4193  
CLEGG, DONALD W. & or  
W. GRANT HUBBARD, JOHN  
W.

BOX 304, STAR ROUTE,  
GRACE, ID 83241

Source: CHEATBECK  
CANYON SPRING tributary to  
SINKS

Priority Date: 06-01-1937

Amount: 0.10 CFS

Diversion Point: SENW See 03

T 11S R 41E, CARIBOU Co.,

Use: DOMESTIC (0.08 CFS)  
from 01-01 to 12-31 STOCK-  
WATER (0.02 CFS) from 01-01  
to 12-31

Place of Use: SENE See 04 T  
11S R 41E SESE See 33 T 10S R  
41E

Diversion Means: SPRING  
AND HEADBOX

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 Nov. 5 and 12, 1981  
in the Caribou County Sun.

13-4193

CLEGG, DONALD W. &/or W. GRANT  
HUBBARD, JOHN W.

BOX 304, STAR ROUTE, GRACE, ID 83241

Source: CHEATBECK CANYON SPRING tributary to SINKS

Priority Date: 06/01/1937

Amount: 0.10 CFS

Diversion Point: SENW Sec 03 T 11S R 41E, CARIBOU Co.

|               |            |                     |
|---------------|------------|---------------------|
| Use: DOMESTIC | (0.08 CFS) | from 01/01 to 12/31 |
| STOCKWATER    | (0.02 CFS) | from 01/01 to 12/31 |

Place of Use: SENE Sec 04 T 11S R 41E SESE Sec 33 T 10S R 41E

Diversion Means: SPRING AND HEADBOX

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:

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 11/5 & 11/12/81.

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Eastern Region

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

OCTOBER 29, 1981

Caribou County Sun  
P. O. Box 815  
Soda Springs, Idaho 83276

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 NOVEMBER 23, 1981.

Yours truly,

RONALD D. CARLSON  
Supervisor  
Eastern Region

Encl.

December 7, 1981

RE: Claim to a Water Right No. 13-4193 CLEGG

Caribou County Sun  
P.O. Box 815  
Soda Springs, Idaho 83276

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application(s). The legal notice was to have been published in your paper on November 5 and November 12, 1981.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

COLLEEN WRAY  
Adm. Secretary

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Eastern Region

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

NOVEMBER 23, 1981

DONALD W. CLEGG  
W. GRANT CLEGG  
JOHN W. HUBBARD  
BOX 304, STAR ROUTE  
GRACE ID 83241

RE: Claim No. 13-4193

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

Form 243a  
11/78

State of Idaho  
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Jan 11 1981

Right Number

13 1193

Applicant Chen

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 Jan 11 1981

Date 12/14/81

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By KW

Date 12/17/81

RECEIVED

DEC 16 1981

Department of Water Resources