

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 LaVon R. or Laura M. Williams

(Name of Claimant)

Box 35

Weston, ID

83286

Telephone No. 747-3784

(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, 1962

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)

Drain tributary to Weston Slough

- (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)	(Mo., Day)
Quantity	<u>0.40cfs</u>	Use <u>Irrigation</u>	Period of Use From <u>4-1</u>	To <u>11-1</u>
Quantity	<u>0.02cfs</u>	Use <u>Stock</u>	Period of Use From <u>5-1</u>	To <u>10-1</u>
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To

- (4) 0.42cfs TOTAL QUANTITY USED.

(cfs, af)

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

SW 1/4 SW 1/4, Sec. 35 Twp. 15S Rge. 38E B.M., County of Franklin

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. Drain line to pond then pump to sprinklers. Cattle drink out of drain line ditches.

- (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 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	
<u>16S</u>	<u>38E</u>	<u>2</u>	<u>10</u>																<u>10</u>
			<u>L-3</u>																

No. of acres 10

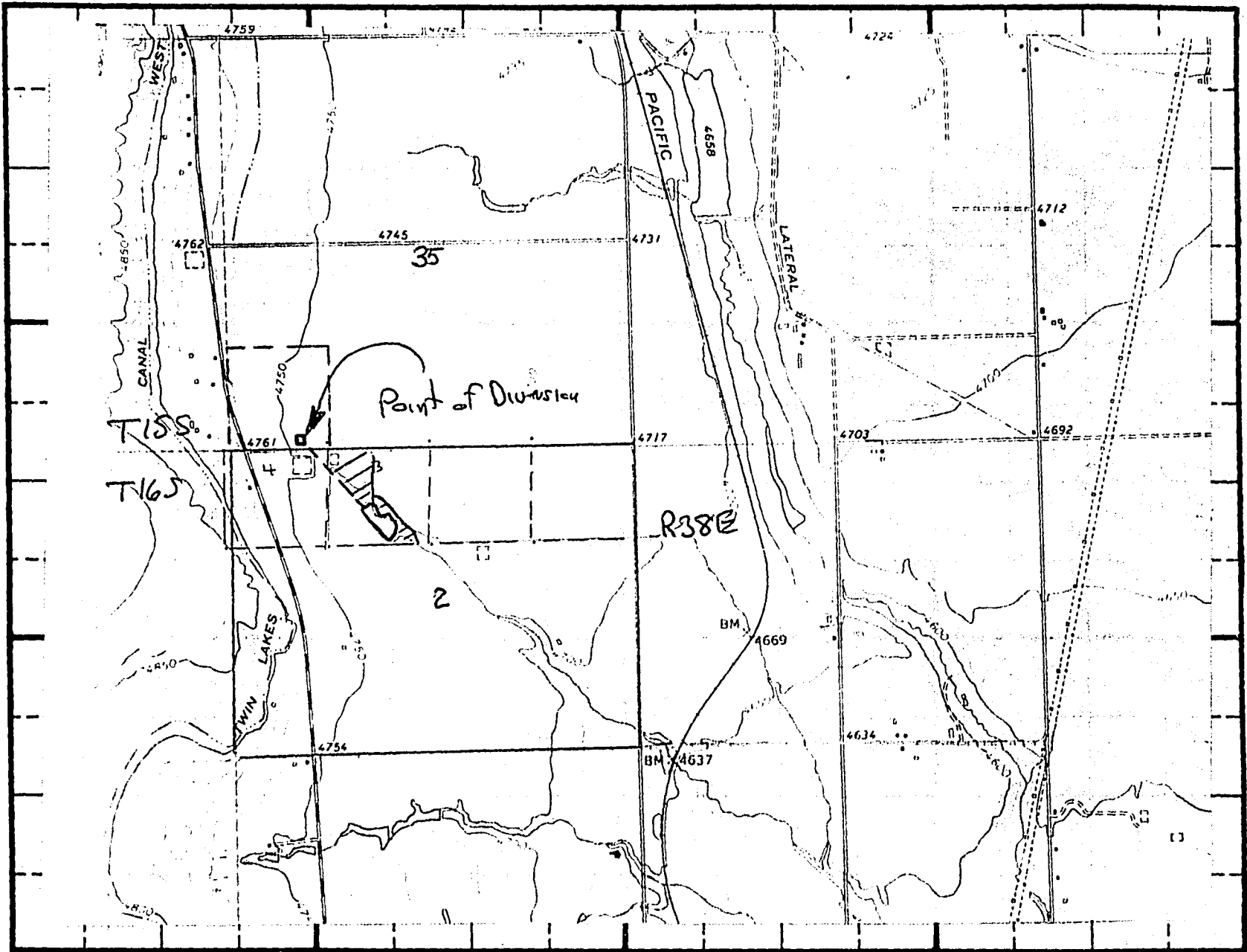
- B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

Stockwater

NOTE: Include here the type and number of stock watered: 20 head of cattle.

- (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 Bonneville) 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 23rd day of June, 1983.
Laura M. Williams (Claimant)
Calvin Way
Notary Public
Residing at Idaho Falls

My commission expires 6-15-85

FOR DEPARTMENT USE ONLY			
Received by <u>HWD</u>	Date <u>6-23-83</u>	Exception filed by:	Forwarded to
Prelim. check by <u>JSM</u>	Date <u>6-23-83</u>		claimant by:
\$30.00 fee received by <u>AW</u>	Date <u>6-23-83</u>		
Published in <u>Preston Citizen</u>	# <u>30680</u>		
Dates <u>8/11 & 8/18/83</u>			

#875

AUG 29 1983

No 1910

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

County of Franklin

ss.

Kim HARMER

being duly sworn,

deposes and says:

That he is the SECRETARY of THE PRESTON CITIZEN, a weekly newspaper published at Preston, in the County of Franklin and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Preston; 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 of 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

AUGUST 11, 1983, and ending with the issue of AUGUST 18, 1983.

Fee \$ 16.25

Subscribed and sworn to before me this 31ST day of AUGUST, 1983.

Kim O. Allen

Notary Public, Residing at Preston, Idaho

My Commission Expires JUNE 6, 1986

RECEIVED

SEP 1 1983

Department of Water Resources
Eastern District Office

NOTICE OF CLAIMS TO WATER RIGHTS

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

13-4245

WILLIAMS, LAVON R &/or LAURA

M.

Box 35, Weston, ID 83286

Source: UNNAMED DRAIN trib. to WESTON SLOUGH

Priority Date: 06/01/1962

Diversion Pt: SWSW Sec 35 T 15S R

38E

Use: IRRIGATION (0.40 CFS)
STOCKWATER (0.02 CFS)

In: Lot 03 (NENE) Sec 02 T 16S R 38E for 10 acres.

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

KEN DUNN, Dir.

Legal No. 1910 -26L- Published Aug. 11 and 18, 1983.

AGREEMENT

103084
This agreement entered into between the Oneida Stake, a corporation,
party of the first part and Orba J. Larsen, party of the second part and
said parties agree as follows:

That in consideration of the party of the second part permitting the
tile drain from the party of the first parts property to enter upon the
property of the second part, the said party of the first part does hereby
convey and transfer all of said water discharged from said tile drain, to
the said party of the second party. It is understood and agreed that the
party of the first part intends to use the water in said tile drain out of a
sump hole before the said water leaves the party of the first parts property,
and it is also understood and agreed that any and all water that does leave
the party of the first parts property in said tile drain shall be and is
hereby given and conveyed to the party of the second part for her use and
benefit. She may use the same for storage and irrigation needs as she sees
fit.

It is understood and agreed that the water herein conveyed to the party
of the second part is the water which has been developed and accumulated by
and through the tile drain herein referred to.

This said tile drain herein referred to enters the party of the second
parts property located in Section 2, Township, 16 South, Range 38 E.B.M.
Witness our signatures this 12 day of September, 1959.

Oneida Stake, a Corporation.

Shirley M. Palmer
PARTY OF THE FIRST PART, PRESIDENT

Orba J. Larsen
PARTY OF THE SECOND PART

STATE OF IDAHO
COUNTY OF FRANKLIN--ss

On this 12 day of September, 1959, before me, Ben B. Johnson, a
Notary Public in and for said state, personally appeared Shirley M. Palmer,
President of Oneida Stake, a corporation, and Orba, J. Larsen, known to me
to be the persons whose names are subscribed to the within instrument, and
acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official
seal the day and year in this certificate first above written.

Ben B. Johnson
Notary Public for Idaho
Residing at Preston, Idaho

13-4245-

WILLIAMS, LAVON R. &/or LAURA M.

BOX 35, WESTON, ID 83286

Source: UNNAMED DRAIN trib. to WESTON SLOUGH

Priority Date: 06/01/1962

Diversion Pt: SMSW Sec 35 T 15S R 38E

Use: IRRIGATION	(0.40 CFS)
STOCKWATER	(0.02 CFS)

In: LOT 03 (NENE) Sec 02 T 16S R 38E FOR 10 ACRES

Prooted
by phone
BP 8/5/83

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JGM

Right Number 13 4245

Applicant LaVon R. or Laura M. Wilkins

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.

Aug. 29, 1983

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Carlson Date Sept. 8, 1983

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Jemi Date 9-20-83

aw



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

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

August 30, 1983

RE: Claim to a Water Right No. 13-4244 INGLET
13-4245 WILLIAMS
13-4246 GRAHAM

Preston Citizen
Box 472
Preston, ID 83263

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 August 11 and 18, 1983.

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

AUGUST 29, 1983

LAVON R. WILLIAMS
LAURA M. WILLIAMS
BOX 35
WESTON

ID 83286

RE: Claim No. 13-4245

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

RECEIVED
SEP 19 1983
Department of Water Resources