

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 DEVERL JOHN

(Name of Claimant)

RT #1 MALAD ID 83252

(Mailing Address)

(Zip Code)

Telephone No. 766-2554

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) Aug 12 1970

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)

GROUND WATER 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:

Quantity	(cfs, gpd, AFA)	Use	(Domestic, Irrigation, Stock, Etc.)	Period of Use From	(Mo., Day)	To	(Mo., Day)
Quantity	<u>.04 cfs</u>	Use	<u>Domestic</u>	Period of Use From	<u>JAN 1</u>	To	<u>Dec 31</u>
Quantity	<u>.02 cfs</u>	Use	<u>Irrigation</u>	Period of Use From	<u>Apr 1</u>	To	<u>Nov 1</u>
Quantity	<u>.03 cfs</u>	Use	<u>Stock water</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	

- (4) .04 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 NE 1/4, Sec. 14 Twp. 15S Rge. 35E B.M., County of ONEIDA

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. 4" 3hp sub pump. Sprinkler & 40gal storage tank

- (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	
15S	35E	14			1														1

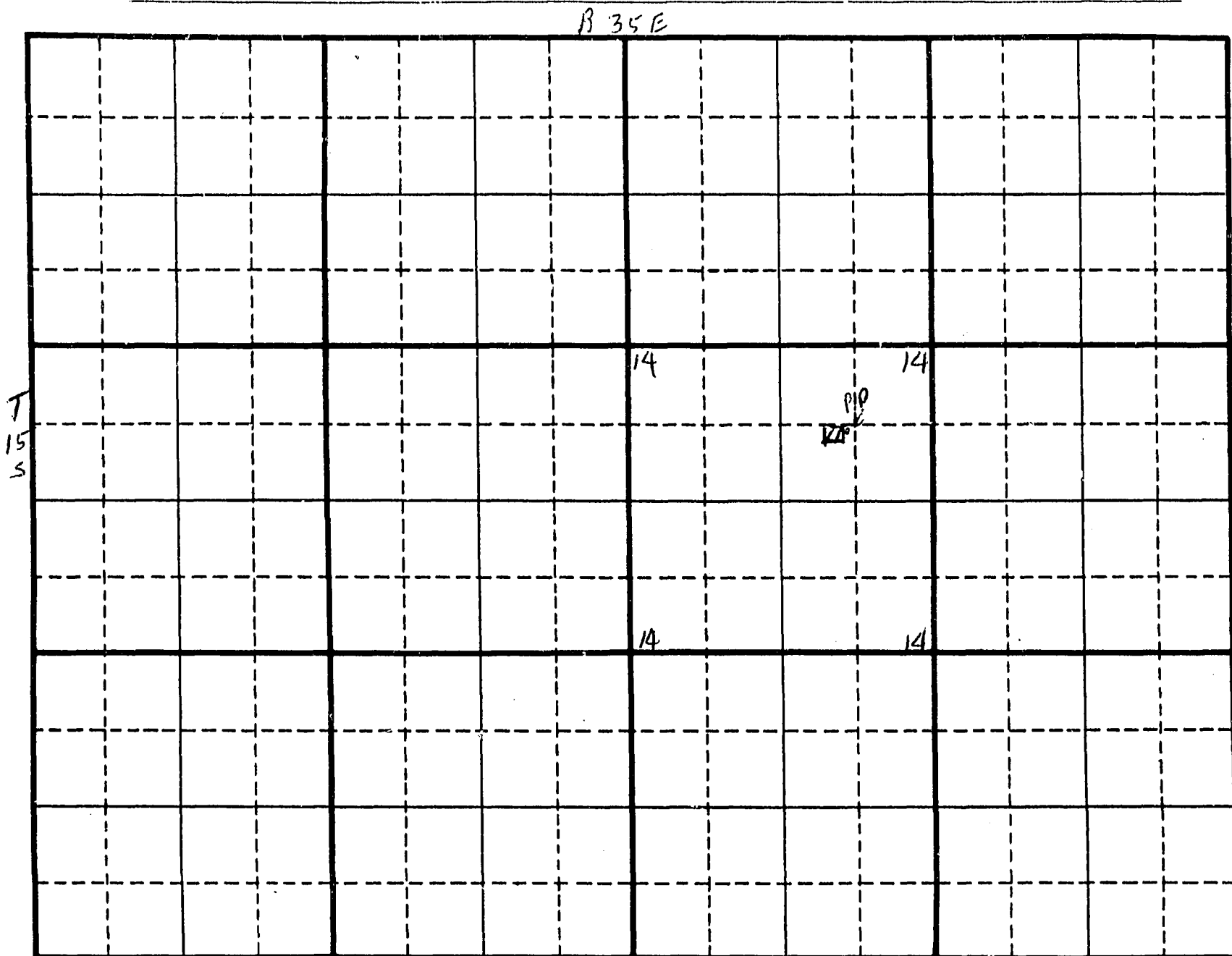
No. of acres 1

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

NOTE: Include here the type and number of stock watered: up to 100 head stock

- (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 ONEIDA) 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 March, 1979.

X David John
(Claimant)
David John
Notary Public
Residing at Malad, Idaho

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by <u>dh</u>	Date <u>4-10-79</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>BIR</u>	Date <u>3-30-79</u>		claimant by:	
\$20.00 fee received by <u>dh</u>	Date <u>4-10-79</u>	#11809		
Published in <u>Idaho Enterprise</u>				
Dates <u>April 19 & 26, 1979</u>				

RECEIVED

JUN 4 1979

Department of Water Resources
Eastern District Office

Source: GROUNDWATER
Priority Date: 05-12-1920
Amount: 0.04 CFS
Diversion Point: SWNE Sec.

14 T. 15S R. 35E, ONEIDA CO.
Use: DOMESTIC (0.04 CFS)
from 01-01 to 12-31
STOCKWATER (0.03 CFS)
from 01-01 to 12-31
IRRIGATION (0.02 CFS) from
04-01 to 11-01
Place of Use: SWNE Sec. 14 T.
15S R. 35E for 1 acre

Diversion Means: WELL,
PUMP, SPRINKLER SYSTEM,
STORAGE TANK

**NOTICE OF CLAIM
TO WATER RIGHT**
NOTICE IS HEREBY GIVEN
that the following claim to water
right has been established by
diversion and application to
beneficial use:

No. 15-4031
JOHN, DEVERL
ROUTE 1, MALAD, ID 83252

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

C. STEPHEN ALLRED
Director
Published 4-18 and 4-26-79

AFFIDAVIT OF PUBLICATION

State of Idaho
County of Oneida, ss.

Mylene Allred being first duly sworn on
h.s. oath, states: That she is Secretary
of the Idaho Enterprise, a newspaper of general circulation
in Oneida County, Idaho published weekly at Malad, in said
county, that said newspaper has been published in said
county uninterruptedly and continuously for over seventy-
eight consecutive weeks, prior to the first publication of the
annexed notice or advertisement:

That said Idaho Enterprise was at all of the times of publi-
cation of said notice a newspaper of general circulation made
up of at least four pages of at least five columns each, printed
from type matter or stereotyped forms of at least seventeen
and three-fourths inches depth, and said newspaper during
all of the times of publication aforesaid had more than 200
bonafide subscribers thereto living within the County of
Oneida in which said newspaper was published at regular
intervals not less frequently than once a week.

That the annexed notice was published per clipping attach-
ed in the regular and entire edition of said newspaper and

not in any supplement thereof for 2 successive weekly
issues thereof of the date of the first publication being the
18 day of April, 1979, the day of the last
publication being the 26 day of April,
1979.

Subscribed and sworn to before me this 25th day of May,
1979.

Barla N. Hess
Notary Public, residing at Malad, Idaho

My Commission expires the life day of 19.

Costs:
35 lines at 23c per line first insertion \$ 8.05
..... lines tabulated as 34 1/2c per line \$
15c per line each subsequent insertion \$ 5.25
TOTAL \$ 14.30

(Rates for legal notices are fixed by Idaho law)

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: John C

Right Number _____ Applicant Deverl John

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/notation/fee.

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Carlson Date 6/5/79

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Jim Date 6/12/79

April 3, 1979

Maxerl John
Route #1
Malad, Idaho 83252

Dear Mr. John:

Enclosed please find the claim to a water right you recently submitted to our office and your personal check, No. 649, in the amount of \$20.00. Before we can receipt your claim, you will need to indicate a month, day, and year as to when the water was first put to a beneficial use in Item No. 1.

Once you have completed this item, return your claim to this office, accompanied by the statutory claim fee and we will be glad to resume processing of this document. Should you have any questions regarding this matter, please feel free to contact this office.

Sincerely,

JOHN CARLSON
Water Resource Agent

JC:dh

Enclosure
Attachment

April 10, 1979

Deverl John
Route #1
Malad, Idaho 83252

Dear Mr. John:

Re: Claim to Water Right

Attached herewith is Departmental receipt No. 11809 in the amount of \$20.00 for the above referenced claim.

Very truly yours,

RONALD D. CARLSON
Supervisor
Eastern Region

RDC:dh

Attachment

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:

15-4031

JOHN. DEVERL

ROUTE 1, MALAD, ID 83252

Source: GROUNDWATER

Priority Date: 05/12/1920

Amount: 0.04 CFS

Diversion Point: SWNE Sec 14 T 155 R 35E, ONEIDA Co.

Use: DOMESTIC	(0.04 CFS)	from 01/01 to 12/31
STOCKWATER	(0.03 CFS)	from 01/01 to 12/31
IRRIGATION	(0.02 CFS)	from 04/01 to 11/01

Place of Use: SWNE Sec 14 T 155 R 35E FOR 1 ACRES

Diversion Means: WELL, PUMP, SPRINKLER SYSTEM, STORAGE TANK

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

Published 4/19 & 4/26/79.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

APRIL 13, 1979

Idaho Enterprise
P. O. Box 205
Malad City, Idaho 83252

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 MAY 7, 1979.

Yours truly,

RONALD D. CARLSON
Supervisor

Encl.

called for affidavit
5/22/79



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

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

May 30, 1979

Idaho Enterprise
P. O. Box 205
Malad, Idaho 83252

Dear Sir:

Re: Claim No. 15-4031 - John
Amended Claim No. 15-4034 - Hughes
Amended Claim No. 15-4035 - Hughes
Amended Claim No. 15-4036 - Hughes
Application No. 15-7057 - Davis
Claim No. 17-4028 - Garn Farms

Please send affidavits of publication and certified bills for the above referenced application and claims as soon as possible.

Thank you,

DONNA HENRIQUES
Secretary

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

MAY 7, 1979

DEVERL JOHN
ROUTE 1
MALAD

ID 83252

RE: Claim No. 15-4031

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 filings 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