

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 Lawrence B. Wade Family Trust

(Name of Claimant)

Rt. #1, Rox 7, Malad, ID 83252

(Mailing Address)

Telephone No. 766-2793

(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) May 1, 1926

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 Creek tributary to Malad River

- (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>1.0 cfs</u>	Use <u>irrigation</u>	Period of Use From <u>4/1</u>	To <u>11/1</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) 1.0 cfs TOTAL QUANTITY USED.

(cfs, gpd, AFA)

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

SE 1/4 SW 1/4, Sec. 4 Twp. 15S Rge. 36E 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. Earth fill diversion dam and field ditches for flood irrigation

- (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.	NE1/4				NW1/4				SW1/4				SE1/4				TOTAL
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
15S	36E	4											25	40					65
		9					40	40		20	15								115

No. of acres 180

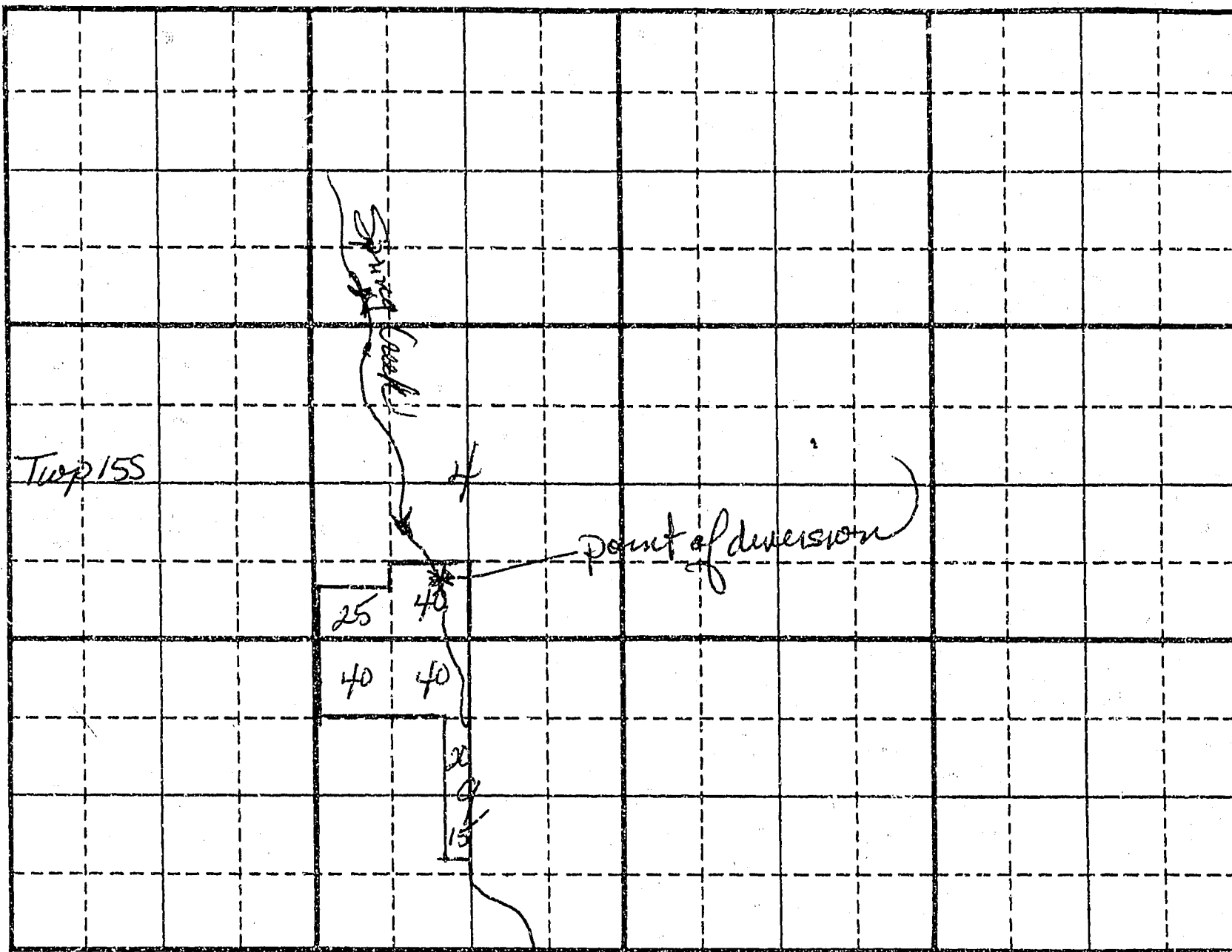
B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

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

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

(2) Remarks _____

R36E



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.

Laurence B Wade
(Claimant)

Sworn to before me this 1 day of May, 1980.

Kathlyn Walker
Notary Public
Residing at Idaho Falls

My commission expires 2/15/80

FOR DEPARTMENT USE ONLY

Received by <u>ARK</u>	Date <u>5-1-80</u>	Exception filed by:	Forwarded to	Date
Prelim. check by	Date		claimant by:	
\$20.00 fee received by <u>RD</u>	Date <u>3/1/80</u>	<u>#13968</u>		
Published in <u>The Idaho Enterprise</u>				
Dates <u>5/15 & 5/22/80</u>				

No. 15-4056

LAWRENCE B. WADE
FAMILY TRUST
RT. 1 BOX 7, MALAD, ID 83252
Source: GROUNDWATER
Priority Date: 06-01-1919
Amount: 1.34 CFS
Diversion Point: SESW Sec. 04 T
15S R 36E, ONEIDA Co.
Use: IRRIGATION (1.34 CFS)
from 04-01 to 11-01
Place of Use: SWSW SESW Sec.
04 T 15S R 36E NENW NWNW
SESW NESW Sec. 09 T 15S R
36E FOR 180 ACRES
Diversion Means: WELLS &
DITCHES.

No. 15-4057

LAWRENCE B. WADE
FAMILY TRUST
RT. 1 BOX 7, MALAD, ID 83252
Source: GROUNDWATER
Priority Date: 10-01-1940
Amount: 0.48 CFS
Diversion Point: SWSW Sec. 04 T
15S R 36E, ONEIDA Co.
Use: IRRIGATION (0.41 CFS)
from 04-01 to 11-01
STOCKWATER (0.07 CFS)
from 01-01 to 12-31
Place of Use: SWSW SESW Sec.
04 T 15S R 36E NENW NWNW
SESW NESW Sec. 09 T 15S R
36E FOR 180 ACRES
Diversion Means: WELLS,
DITCHES & TROUGHS.

No. 15-4058

LAWRENCE B. WADE
FAMILY TRUST
RT. 1 BOX 7, MALAD, ID 83252
Source: GROUNDWATER
Priority Date: 09-01-1947
Amount: 1.18 CFS
Diversion Point: SESW Sec. 04 T
15S R 36E, ONEIDA Co.
Use: IRRIGATION (1.18 CFS)
from 04-01 to 11-01
Place of Use: SWSW SESW Sec.
04 T 15S R 36E NENW NWNW
SESW NESW Sec. 09 T 15S R
36E FOR 180 ACRES
Diversion Means: WELLS &
DITCHES.

No. 15-4059

LAWRENCE B. WADE
FAMILY TRUST
RT. 1 BOX 7, MALAD, ID 83252
Source: SPRING CREEK
tributary to MALAD RIVER
Priority Date: 05-01-1926
Amount: 1.00 CFS
Diversion Point: SESW Sec. 04 T
15S R 36E, ONEIDA Co.
Use: IRRIGATION (1.00 CFS)
from 04-01 to 11-01
Place of Use: SWSW SESW Sec.
04 T 15S R 36E NENW NWNW
SESW NESW Sec. 09 T 15S R
36E FOR 180 ACRES
Diversion Means: DIVERSION
DAM & DITCHES.

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 05-15 & 05-22-80.

5-15-22 t2

AFFIDAVIT OF PUBLICATION

State of Idaho
County of Oneida, ss.

Carole Hummel being first duly sworn on

h.e. oath, states: That s.he 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

15 day of May, 1980, the day of the last

publication being the 22 day of May

1980. Carole Hummel

Subscribed and sworn to before me this 22 of May

1980. Cindy Williams

Notary Public, residing at Malad, Idaho

My Commission expires the _____ day of _____ 19_____.

Costs:
143 lines at 23c per line first insertion \$32.89

_____ lines tabulated as 34 1/2c per line \$_____

15c per line each subsequent insertion INSERT 21.45

TOTAL \$54.34

(Rates for legal notices are fixed by Idaho law)

RECEIVED

MAY 23 1980

Department of Water Resources
Eastern District Office

15-4059

LAWRENCE B. WADE FAMILY TRUST

RT. 1 BOX 7, MALAD, ID 83252

Source: SPRING CREEK tributary to MALAD RIVER

Priority Date: 05/01/1926

Amount: 1.00 CFS

Diversion Point: SESW Sec 04 T 15S R 36E, ONEIDA Co.

Use: IRRIGATION (1.00 CFS) from 04/01 to 11/01

Place of Use: SWSW SESW Sec 04 T 15S R 36E NENW NWNW SENW NESW
Sec 09 T 15S R 36E FOR 180 ACRES

Diversion Means: DIVERSION DAM & DITCHES.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

JUNE 4, 1980

LAWRENCE B. WADE FAMILY TRUST
RT. 1 BOX 7
MALAD ID 83252

RE: Claim No. 15-4059

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

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, 1515 Lincoln Road, Idaho Falls, Idaho 83401 .

C. STEPHEN ALLRED
Director

Published 05/15 & 05/22/80.

Form 243a
11/78

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Jim McLean

Right Number 15 4059

Applicant Laverne R. Webb

NOTE: 15-4059 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.
- 6/2

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Carlson

Date June 13, 1980

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By W. Hansen

Date 6/19/80