

CLAIM TO A WATER RIGHT

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

(Name of Claimant)

(Mailing Address)

(Zip Code)

Telephone No. 766-2712

(1) Date of priority: (When was the water first applied to a beneficial use) May, 1900

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

(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 4.00 Use Irrigation Period of Use From Apr. 1 To Nov. 1

Quantity _____ Use _____ Period of Use From _____ To _____

Quantity _____ Use _____ Period of Use From _____ To _____

Quantity _____ Use _____ Period of Use From _____ To _____

(4) 4.00 TOTAL QUANTITY USED.

(cfs, gpd, AFA)

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

NE ¼ SW ¼, Sec. 13 Twp. 13S Rge. 35E B.M., County of Oneida

Additional points of diversion:

SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 24, T. 13S, R. 35E

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. 2 ditches which come together to make one ditch to place of use

(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.

[illegible]

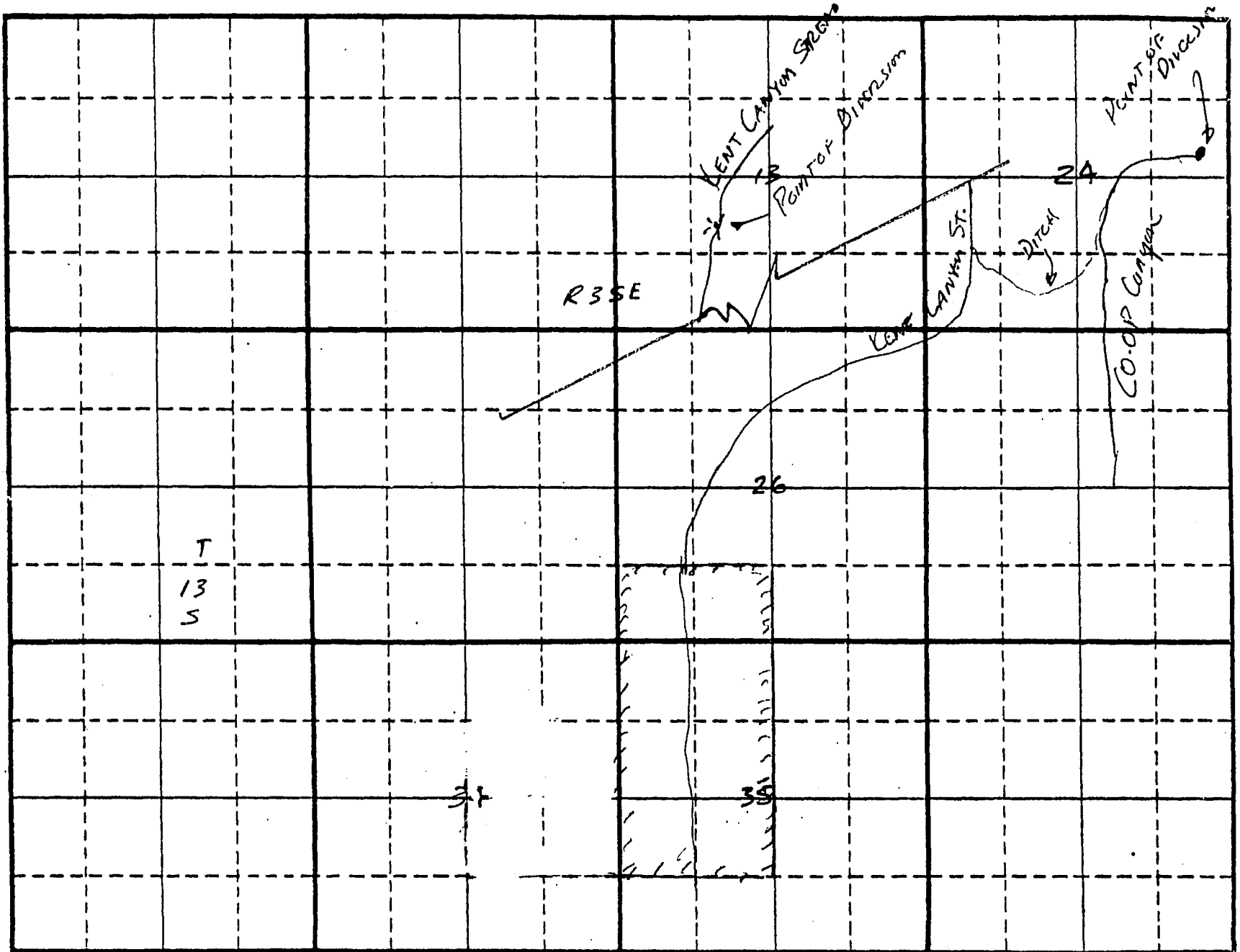
No. of acres 320

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:

3. 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 24 day of November, 1980.
James W. Madison
(Claimant)

Kathleen A. Walker
Notary Public
Residing at 215 Idaho Falls

My commission expires 2/15/1983

FOR DEPARTMENT USE ONLY

Received by <u>S.M.</u>	Date <u>11/24/80</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>K.W.</u>	Date <u>11/24/80</u>	#16091	claimant by:	
\$30.00 fee received by <u>K.W.</u>	Date <u>11/24/80</u>			
Published in <u>Idaho Enterprise</u>				
Dates <u>12/4 & 12/11/80</u>				

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Oneida } ss.

Carole A. Hummell

being duly sworn,
deposes and says: That she is the Secretary of THE IDAHO ENTERPRISE, a weekly newspaper published at Malad, in the County of Oneida and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Malad; 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 DECEMBER 4, 1980, and ending with the issue of DECEMBER 11, 1980
Carole Hummell

Fee \$ 17.60

Subscribed and sworn to before me this 11th day of December, 19 80.

Cindy Williams
Notary Public, Residing at Malad, Idaho

My Commission Expires Life, 19

RECEIVED

DEC 12 1980

Department of Water Resources
Eastern District Office

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

No. 15-4043

MADSON, JAMES W.
MADSEN, JOHN G.
RT. 1, BOX 190, MALAD CITY,
ID 83252
Source: KENT CANYON
STREAM tributary to LITTLE
MALAD RIVER
CO-OP CANYON STREAM
tributary to LITTLE MALAD
RIVER

Priority Date: 05-01-1900
Amount: 4.00 CFS
Diversion Point: NESW Sec. 13
T 13S R 35E SENE Sec. 24 T 13S
R 35E, ONEIDA Co.
Use: IRRIGATION (4.00 CFS)
from 04-01 to 11-01
Place of Use: SWSW SESW Sec.
26 T 13S R 35E NENW NWNW
SWNW SENW NESW NWSW
Sec. 35 T 13S R 35E FOR 320
ACRES

Diversion Means: DITCHES.
Any exception to any claim of
water right may be filed with the
Director of the Idaho Depart-
ment of Water Resources, 150
Shoup Ave., Idaho Falls, Idaho
83401.

C. STEPHEN ALLRED
Director

Published 12-04 & 12-11-80.

12-4-11 '82
Lines: 40

Sheet No 14

IN THE PROBATE COURT
of the County of Oneida, State of Idaho
- - -

In the Matter of the Estate of) Petition to Determine
John Madson, deceased) Heirship
- - - - -

To the Honorable the Probate Court of the County of Oneida,
State of Idaho: The petition of Ann A. Madson, widow of John
Madson, deceased, respectfully shows:

That the said John Madson died intestate at Malad, Idaho
on July 28, 1930. That he was a resident of the County of
Oneida, State of Idaho at the time of his death, and that he
left estate in said County of Oneida consisting of the follow-
ing described real property, to-wit:

The South half of the Southwest quarter of Section 26,
and the Northwest quarter, and the North half of the South-
west quarter of Section 35, and the Southwest quarter of
the Northeast quarter, and the West half of the Southeast
quarter of Section 34, Township 13 South, Range 35 East,
Boise Meridian; also 1/3 of the waters of Kents Canyon
and Coop Hollow; and the following described personal
property, to-wit: 3.5 shares of the Capital Stock of the
St John Irrigating Co.

that said property was the community property of deceased and
your petitioner, Ann A. Madson, who is his surviving wife, and
his sole heir at law as to all of said property, and she is now
the owner of the same in fee simple.

That the following children of deceased and your petitioner,
his wife, are as follows: Hattie M. Knight, John G. Madson,
James W. Madson, Orville L. Madson, Elva Williams, Rex Madson,
Grant Madson, Parke Madson, Orlan Madson and Amelia Madson, all
over 21 years of age, are also heirs at law of said deceased.

That no application has been made in the State of Idaho for
the appointment of an administrator of the Estate of said deceased
by any one, heir, creditor, or otherwise; that more than two (2)
years have elapsed since the death of the said decedent.

Wherefore your petitioner prays that a day may be appointed
for hearing this application, and that upon said hearing this
Court determine the time of the death of said decedent, his heirs
and their degree of kinship to him and the right of descent of
the real property belonging to said decedent, and for such other
or further order as may be lawful and meet in the premises.

Dated March 23, 1946

/s/ Ann A. Madson, Petitioner

FILED 66

15-4065-

MADSON, JAMES W.
MADSEN, JOHN G.

RT. 1 BOX 190, MALAD CITY, ID 83252

Source: KENT CANYON STREAM tributary to LITTLE MALAD RIVER
CO-OP CANYON STREAM tributary to LITTLE MALAD RIVER

Priority Date: 05/01/1900

Amount: 4.00 CFS

Diversion Point: NESW Sec 13 T 13S R 35E SENE Sec 24 T 13S R 35E,
ONEIDA Co.

Use: IRRIGATION (4.00 CFS) from 04/01 to 11/01

Place of Use: SMSW SESW Sec 26 T 13S R 35E NENW NUNW SWNW SENW NESW NWSW
Sec 35 T 13S R 35E FOR 320 ACRES

Diversion Means: DITCHES.

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 83401 .

C. STEPHEN ALLRED

Director

Published 12/04 & 12/11/80.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave.
Idaho Falls, Idaho 83401
(208) 525-7161

NOVEMBER 26, 1980

The 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 DECEMBER 22, 1980.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave.
Idaho Falls, Idaho 83401
(208) 525-7161

DECEMBER 22, 1980

JAMES W. MADSON
JOHN G. MADSEN
RT. 1 BOX 190
MALAD CITY

ID 83252

RE: Claim No. 15-4065

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: 50667 K.

Right Number 15 4065 Applicant James W. Madison - /or
John A. Madison

NOTE: 15-4065 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.
- 12/22

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Carlson Date 12-23-1980

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Mauve Date 1/6/81

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