

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

County of Oneida

ss.

Department of Water Resources
Eastern District Office

RECEIVED
NOV 27 1981

Carol A. Hummel 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
November 19, 1981, and ending
with the issue of November 27, 1981

Carol A. Hummel
Fee \$ 51.00

Subscribed and sworn to before me this 25th day
of November, 1981.

Carol A. Hummel
Notary Public, Residing at Malad, Idaho

My Commission Expires Life, 19

Page 2 — The Idaho Enterprise

Legal Notice

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. 15-4078

CITY OF MALAD CITY
59 BANNOCK ST., MALAD, ID
83252

Source: SPRINGS tributary to
DEEP CREEK

Priority Date: 06-01-1950

Amount: 0.20 CFS

Diversion Point: NWNW Sec. 15
T 14S R 36E LOT 00 (0000) LOT

00 (0000) Sec 00 T 000 R 000
SWNW Sec 15 T 14S R 36E LOT

00 (0000) LOT 00 (0000) Sec 00 T
000 R 000, ONEIDA Co.

Use: MUNICIPAL (0.20 CFS)
from 01-01 to 12-31

Place of Use: SWNW Sec 15 T
14S R 36E NENE NWNE SWNE

SENE NENW NWNW SWNW
SENE NESW NWSW SWSW

SESE Sec 17 T 14S R 36E NENE
NWNE SWNE SENE NENW

NWNW SWNW SENW NESW
NWSW SWSW SESW NESE

NWSE SWSE SESE Sec 21 T 14S
R 36E NENE NWNE SWNE

SENE NENW NWNW SWNW
SENE NESW NWSW SWSW

SESE Sec 22 T 14S R 36E NENE
NWNE SWNE SENE NENW

NWNW SWNW SENW NESW
NWSW SWSW SESW NESE

NWSE SWSE SESE Sec 27 T 14S
R 36E NENE NWNE SWNE

SENE NENW NWNW SWNW
SENE NESW NWSW SWSW

SESE Sec 28 T 14S R 36E
Diversion Means: COLLEC-

TION BOX & PIPELINE

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
83402.

A. KENNETH DUNN

Director

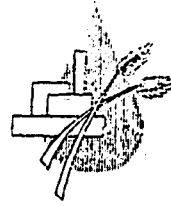
Published 11-19 & 11-26-81.

11-19-26 t2

Lines: 58

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 CITY OF MALAD CITY

(Name of Claimant)

59 Bannock Street, Malad, Idaho

(Mailing Address)

Telephone No. 766-4160

(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 1950

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)

Springs

tributary to Deep Creek

- (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.)

(Mo., Day)

(Both dates inclusive)

(Mo., Day)

Quantity 2 cfs

Use Municipal Water

Period of Use From 1/1

To 12/31

Quantity _____

Use System

Period of Use From _____

To _____

Quantity _____

Use _____

Period of Use From _____

To _____

Quantity _____

Use _____

Period of Use From _____

To _____

- (4) TOTAL QUANTITY USED.

(cfs, gpd, AFA)

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

NW 1/4 NW 1/4, Sec 15 Twp. 14S Rge. 36E B.M., County of Oneida

Additional points of diversion: SNW same section

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. Collection Box, pipeline and 270,000 gal reservoir

- (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	
14S	36E	15							X										
		17																	
		31																	
		22																	
		27																	
		38																	

No. of acres _____

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

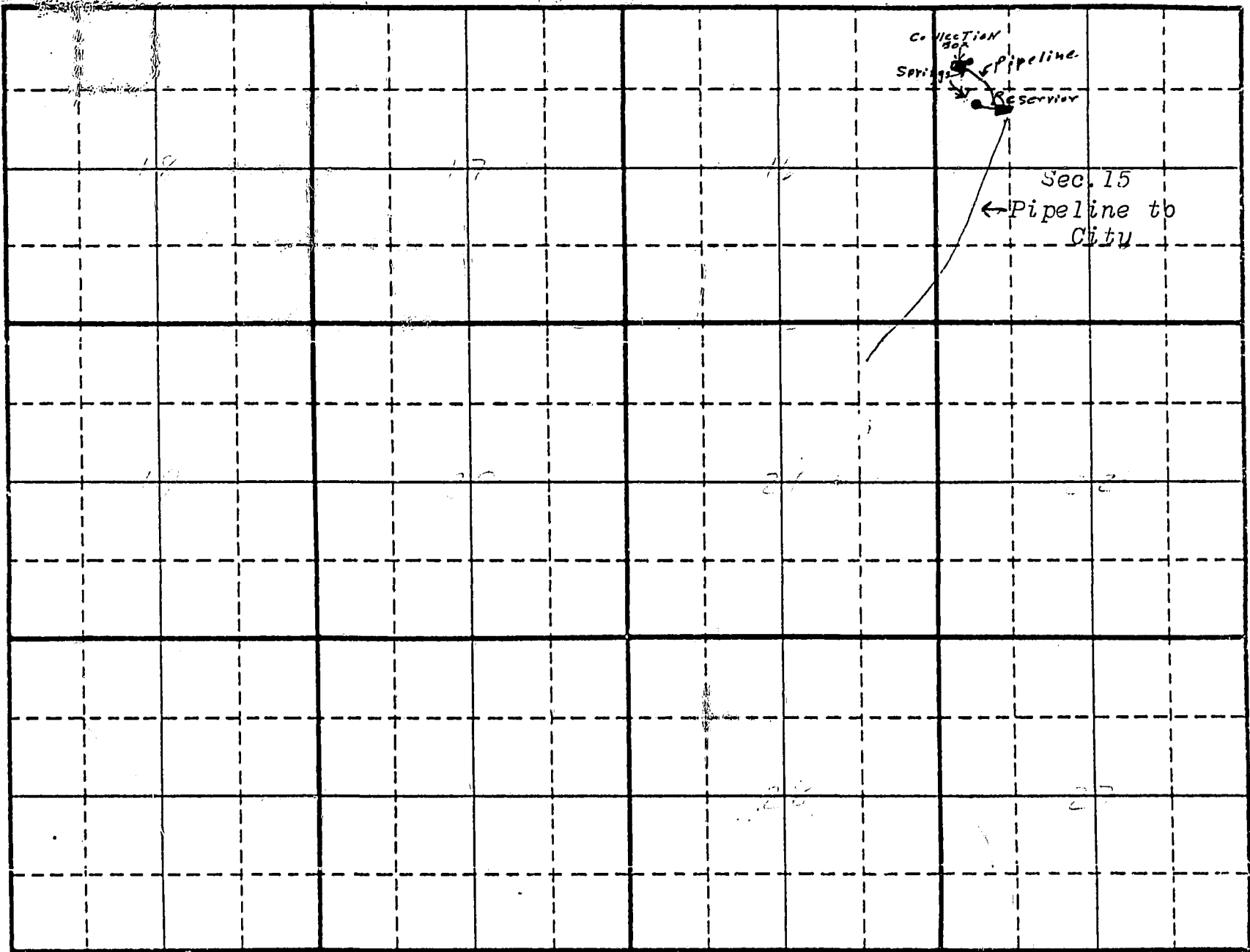
Backup source for City of Malad Municipal culinary water system

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 _____

T. 14 So. R36 EBM



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.

Seth Thomas
SETH THOMAS (Claimant) MAYOR

Sworn to before me this 27 day of February, 1981.

Laura E. Crum
Notary Public
Residing at Malad, Idaho

My commission expires life

FOR DEPARTMENT USE ONLY
Received by AW Date 3/31/81 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by AW Date 11-25-81 claimant by: _____
\$30.00 fee received by AW Date 11-25-81
Published in Malad Express #19149
Dates 11-19 & 11-26-81



John V. Evans
Governor

C. Stephen Allred
Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

IDAHO DEPT. OF WATER RESOURCES
Eastern District Office
100 Shoshone
Idaho Falls, ID 83401

April 8, 1981

City of Malad
Attn: Mr. Seth Thomas, Mayor
59 Bannock Street
Malad, ID 83252

RECEIVED

NOV 4 1981

Department of Water Resources
Eastern District Office

Dear Mr. Thomas:

Enclosed is your claim for water right submitted to this office along with Check No. 92-86/2119 for \$30.00.

4 Part 6 of the form should be completed by placing an "X" in the proper box which will indicate the place of use of the water. As soon as this is complete the Department can continue to process the claim.

4 If you have any questions, please feel free to contact this office.

Sincerely,

Steve McCormick

STEVE McCORMICK
Water Resource Analyst

SM:kw
Enclosures

Form 243a
11/78

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Steve McIrmid
15 4078

Right Number 15-4078 Applicant City of Melad

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 _____ Date _____

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By S.M. Date 6/25/82
KW 6/30/82

15-4078-

CITY OF MALAD CITY

59 BANNOCK ST., MALAD, ID 83252

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Priority Date: 06/01/1950

Amount: 0.20 CFS

Diversion Point: NWNW Sec 15 T 14S R 36E LOT 00 (0000) LOT 00 (0000)
Sec 00 T 000 R 000
SWNW Sec 15 T 14S R 36E LOT 00 (0000) LOT 00 (0000)
Sec 00 T 000 R 000, ONEIDA Co.

Use: MUNICIPAL (0.20 CFS) from 01/01 to 12/31

Place of Use: SWNW Sec 15 T 14S R 36E NENE NWNE SWNE SENE NENW NWNW SWNW SENW
NESW NWSW SWSW SESW NESE NWSE SWSE SESE Sec 17 T 14S R 36E NENE
NWNE SWNE SENE NENW NWNW SWNW SENW NESW NWSW SWSW SESW NESE NWSE
SWSE SESE Sec 21 T 14S R 36E NENE NWNE SWNE SENE NENW NWNW SWNW
SENW NESW NWSW SWSW SESW NESE NWSE SWSE SESE Sec 22 T 14S R 36E
NENE NWNE SWNE SENE NENW NWNW SWNW SENW NESW NWSW SWSW SESW NESE
NWSE SWSE SESE Sec 27 T 14S R 36E NENE NWNE SWNE SENE NENW NWNW
SWNW SENW NESW NWSW SWSW SESW NESE NWSE SWSE SESE
Sec 28 T 14S R 36E

Diversion Means: COLLECTION BOX & PIPELINE

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 11/19 & 11/26/81.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

NOVEMBER 12, 1981

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 billings to this office before DECEMBER 7, 1981.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

DECEMBER 7, 1981

CITY OF MALAD CITY
59 BANNOCK ST.
MALAD

ID 83252

RE: Claim No. 15-4078

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

JUN 30 1982

Department of Water Resources