

Nº 173

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

County of Oneida

ss.

Department of Water Resources
Eastern District Office

DEC 29 1981

Carol Hummel being duly sworn,
deposes and says: That she is the owner 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 17, 1981, and ending
with the issue of December 24, 1981
Carol Hummel

Fee \$ 45.10

Subscribed and sworn to before me this 29th day
of December, 1981

Carol Hummel
Notary Public, Residing at Malad, Idaho

My Commission Expires 1981

NOTICE OF CLAIM TO WATER RIGHT

NOTICE IS HEREBY GIVEN
at the following claim to water
right(s) have been established
by diversion and application to
beneficial use:

No. 15-4081

COUCH, GERALD & OR
CONSTANCE

Rt. 1 Box 98, MALAD CITY, ID

83252

Source: WASTE WATER tribu-

tary to SINKS

Priority Date: 04-01-1885

Amount: 1.00 CFS

Diversion Point: NWNW Sec 15

T 15S R 36E, ONEIDA Co.

Use: IRRIGATION (1.00 CFS)

from 04-01 to 11-01

Place of Use: NENW NWNW

SWNW SENW Sec 15 T 15S R 36E

FOR 85 ACRES

Diversion Means: DITCHES TO

FLOOD IRRIGATION

No. 15-4079

HILL, WILLIAM F.

P.O. BOX 11, DOWNEY ID 83234

Source: BIRCH CREEK tribu-

tary to DEVIL CREEK

Priority Date: 04-01-1885

Amount: 1.00 CFS

Diversion Point: SESE Sec 32 T

13S R 36E, ONEIDA Co.

Use: IRRIGATION (1.00 CFS)

from 09-15 to 11-01

Place of Use: SESE Sec 32 T 13S

R 36E SWSW Sec 33 T 13S R 36E

NENE NWNE Sec 05 T 14S R 36E

NWNW Sec 04 T 14S R 36E FOR

160 ACRES

Diversion Means: CHECK

GATE AND CATCH BASIN TO

MAINLINE

No. 15-4080

COUCH, GERALD & OR

CONSTANCE

Rt. 1 BOX 98, MALAD CITY, ID

83252

Source: GROUNDWATER

Priority Date: 11-01-1919

Amount: 2.00 CFS 6.0 AC-FT

Diversion Point: NWSE NWNE

Sec 15 T 15S 36E, ONEIDA Co.

Use: IRRIGATION (2.00 CFS)

from 04-01 to 11-01

IRRIGATION STORAGE (6.0

AC-FT) from 01-01 to 12-31

FROM

STORAGE (6.0 AC-FT) from

04-01 to 11-01

DIVERSION TO STORAGE

(2.00 CFS) from 01-01 to 12-31

Place of Use: NENE NWNE

SWNE SENE NENW NWNW

SWNW SENW NESW NESE

NWSE SESE Sec 15 T 15S R 36E

FOR 274 ACRES

Diversion Means: ARTESIAN

WELLS TO RESERVOIR

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

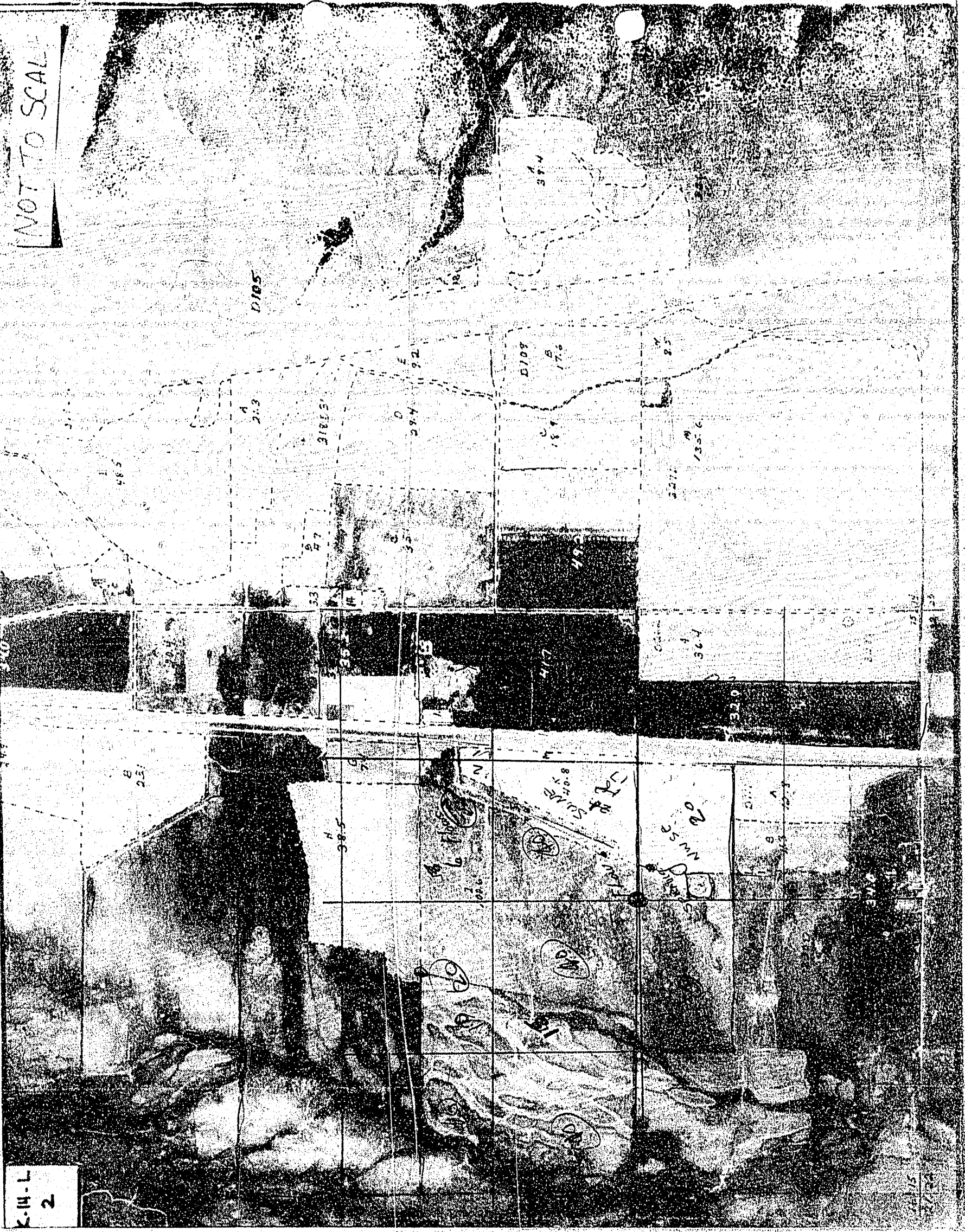
Director

Published 12-17 & 12-24-81

12-17-24 12

Lines 82

NOT TO SCALE



K-14-L
2

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 Gerald Couch &/or Constance Couch
(Name of Claimant)
Rt. #1, Box 98, Malad City, Idaho Telephone No. 766-2603
(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) April 1, 1885

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)
irrigation waste water tributary to sinks

(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.)	(Both dates inclusive)	
				Period of Use From	To
Quantity <u>1.00</u> cfs		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) 1.00 cfs 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. 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. ditches to 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	15					13	20	40	12									85

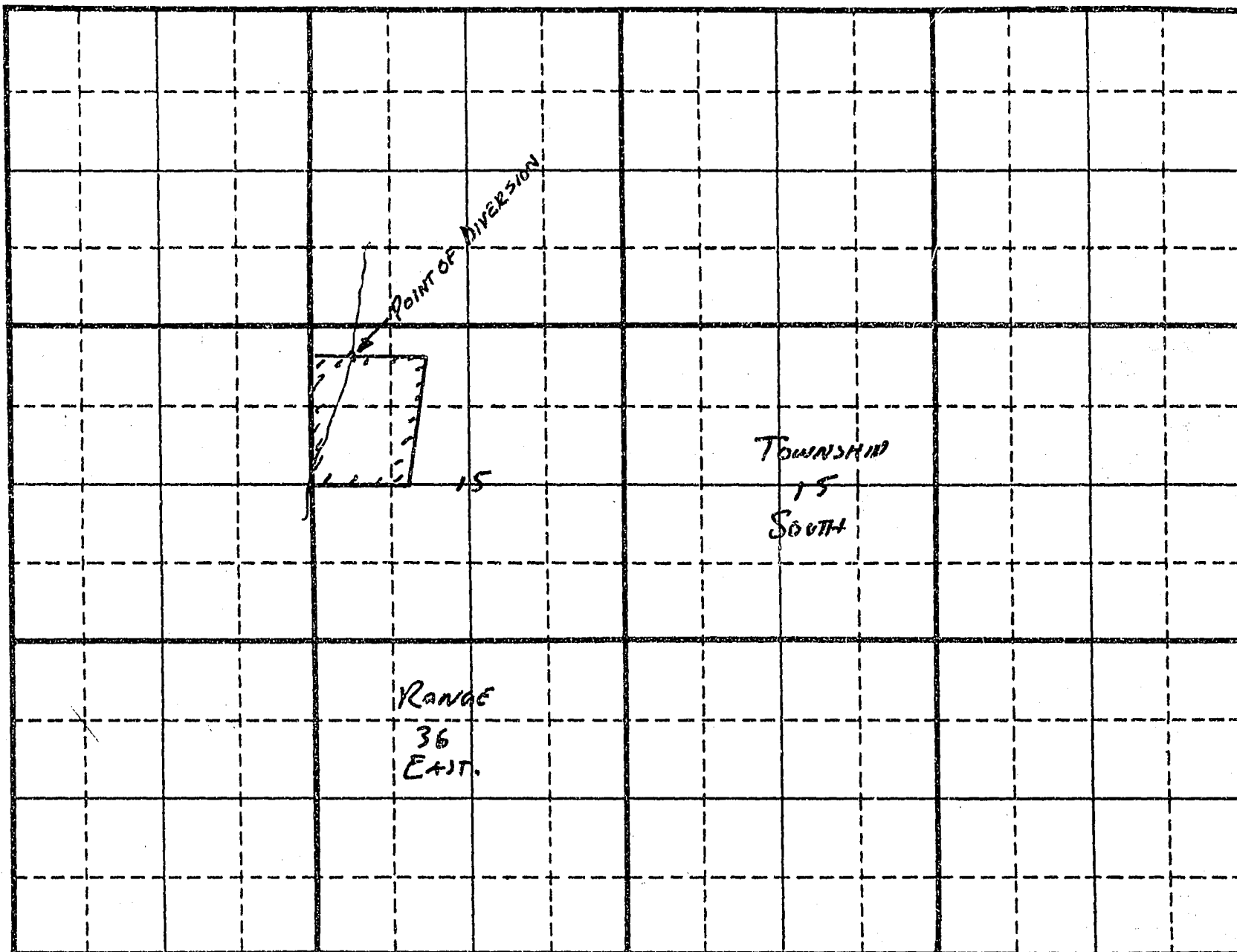
No. of acres 85

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:

(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 Bannock) 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 18th day of November, 19 81.

Gerald Couch
(Claimant)

Colleen Akey
Notary Public
Residing at Idaho Falls, Id.

My commission expires 6/15/85

FOR DEPARTMENT USE ONLY

Received by SM. Date 11-18-81 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by KCS Date 12-7-81 claimant by: _____
\$50.00 fee received by C.P. Date 11-18-81
Published in Idaho Culture #19166
Dates 12-17-81 12-24-81

15-4081..

COUCH, GERALD &/or CONSTANCE

RT. 1 BOX 98, MALAD CITY, ID 83252

Source: WASTE WATER tributary to SINKS

Priority Date: 04/01/1885

Amount: 1.00 CFS

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

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

Place of Use: NENW NWNW SWNW SENW Sec 15 T 15S R 36E FOR 85 ACRES

Diversion Means: DITCHES TO FLOOD IRRIGATION

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: KC Wilson

Right Number 15 4081
15-4081

Applicant Gerald & Constana Couch

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. not on map
- ☒ Location of use.
- ☒ Signature/notarization/fee.

1/04/82

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Carlson Date Jan 5, 1982

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By KW Date 1/11/82

DD 41
DD 91
DD 70

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
NWNW	15	15S	36E	--	--	2.7

IDAHO STREAM CODE INDEX

1000.005 . 025.0

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

JANUARY 4, 1982

GERALD COUCH
CONSTANCE COUCH
RT. 1 BOX 98
MALAD CITY

ID 83252

RE: Claim No. 15-4081

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

JAN 08 1982

Department of Water Resources