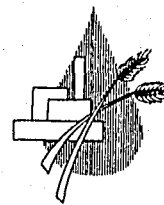


STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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 Enid or Bob Harris
(Name of Claimant)

Rt. 1 Malad Idaho
(Mailing Address)

83252
(Zip Code)

Telephone No. 766-2562

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) Oct. 30, 1920

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 Birch 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:

Quantity	(cfs, af)	Use	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity <u>0.30 cfs</u>		Use <u>Irrigation</u>		Period of Use From <u>4-1</u>	To <u>11-1</u>
Quantity <u>0.02 cfs</u>		Use <u>Stock</u>		Period of Use From <u>1-1</u>	To <u>12-31</u>
Quantity _____		Use _____		Period of Use From _____	To _____
Quantity _____		Use _____		Period of Use From _____	To _____
Quantity _____		Use _____		Period of Use From _____	To _____

- (4) 0.32 cfs TOTAL QUANTITY USED.
(cfs, af)

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

SE 1/4 NE 1/4, Sec. 6 Twp. 14S Rge. 36E B.M., County of Oneida

Additional points of diversion: SW 1/4 NE 1/4 Sect. 6 T14S R36E

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. from springs to Birch creek channel 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.	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	6													15				15

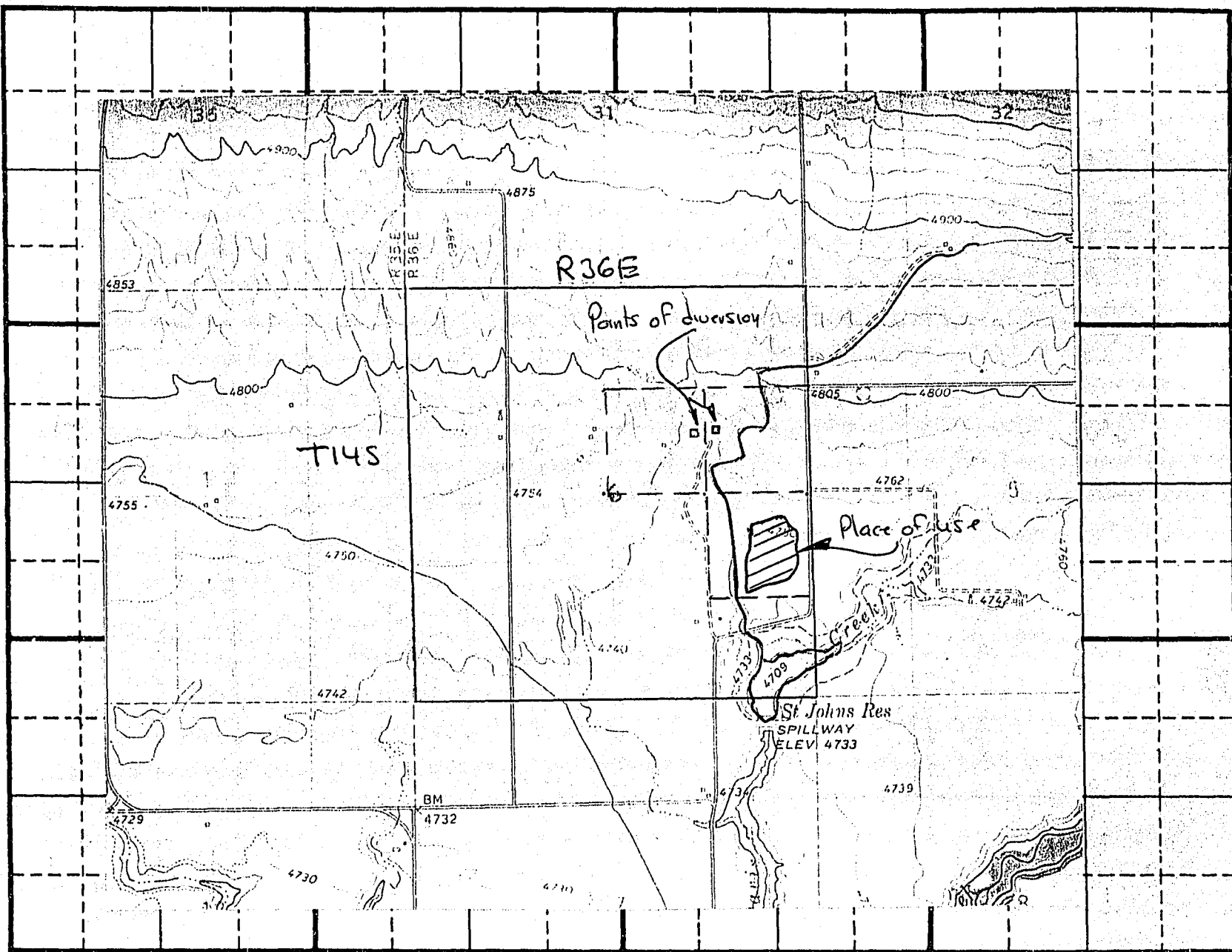
No. of acres 15

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

NOTE: Include here the type and number of stock watered: 40 head of cattle

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

(8) Remarks Applicants were doted 1/2 the flow of the springs
claimed as heirs of Daniel Kent and Dalam Kent.



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 28th day of April

Ernie Harris
(Claimant)

19 83

Colleen Gray
Notary Public
Residing at Idaho Falls

My commission expires 6-15-85

Assist by HWJ

FOR DEPARTMENT USE ONLY

Received by Kew

Date 4-28-83

Exception filed by:

Forwarded to

Date

Prelim. check by BP

Date 4-29-83

claimant by:

\$30.00 fee received by BP

Date 4-28-83

#28115

Published in Idaho Enterprise

Dates 5/12 - 5/19/83

AFFIDAVIT OF PUBLICATION

RECEIVED

JUN 15 1983

STATE OF IDAHO, }
County of Oneida } ss.

Department of Water Resources
Eastern District Office

Jeri A. Daniels

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 May 11, 1983, and ending with the issue of May 18, 1983

Jeri A. Daniels

Fee \$ 23.40

Subscribed and sworn to before me this 9th day of June, 1983.

[Signature]

Notary Public, Residing at Malad, Idaho

My Commission Expires Lifetime, 19

NOTICE OF CLAIMS
TO WATER RIGHTS

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

15-4143

HARRIS, ENID & or ROR
RT. 1, MALAD, ID 83252

Source: FREDDY THOMAS SPRING trib. to LITTLE MALAD RIVER
Priority Date: 10-01-1955
Diversion Pt: SENE Sec 06 T 13S R 35E
Use: IRRIGATION (0.24 CFS)
STOCKWATER (0.02 CFS)
In: SENE Sec 06 T 13S R 35E FOR 12 ACRES

15-4142

HARRIS, ENID & or BOB
Rt. 1, MALAD, ID 83252

Source: SPRINGS trib. to BIRCH CREEK
Priority Date: 10-30-1920
Diversion Pt: SENE SWNE Sec 06 T 14S R 36E
Use: IRRIGATION (0.30 CFS)
STOCKWATER (0.02 CFS)
In: NESE Sec 06 T 14S R 36E FOR 15 ACRES

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402.

KEN DUNN, Dir.

Published 5-11 & 5-18-83.

15-4142

HARRIS, ENID &/or BOB

RT. 1. MALAD. ID 83252

Source: SPRINGS trib. to BIRCH CREEK

Priority Date: 10/30/1920

Diversion Pt: SENE SWNE Sec 06 T 14S R 36E

Use: IRRIGATION	(0.30 CFS)
STOCKWATER	(0.02 CFS)

In: NESE Sec 06 T 14S R 36E FOR 15 ACRES

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402.

KEN DUNN, Dir.

Published 5/12 & 5/19/83.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

MAY 4, 1983

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 MAY 30, 1983.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Keith C. Wilson

Right Number

15 4142

Applicant

Eric & Bob Harris

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.

May 30, 1983

FINAL REGIONAL PROCESSING REVIEW:

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

By Eric Carlson

Date

June 21, 1983

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By

RC

Date

6/27/83

RECEIVED
JUN 27 1983
Department of Water Resources

CW

June 3, 1983

RE: Claim to a Water Right No. 15-4142 HARRIS
Application for Permit No. 15-7088 LEWIS & JONES

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

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application(s). The legal notice was to have been published in your paper on May 12 and 19, 1983.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

COLLEEN WRAY
Adm. Secretary

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

MAY 30, 1983

ENID HARRIS
BOB HARRIS
RT. 1
MALAD

ID 83252

RE: Claim No. 15-4142

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