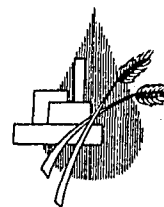


STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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 Henderson Creek Spring Water Users c/o Glen Price
(Name of Claimant)
Rt. 1, Box 74 Malad City ID 83252 Telephone No. 766-2788
(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) October 22, 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)
Spring 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:

	(cfs, af)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	<u>4.0cfs</u>	Use <u>Irrigation</u>	Period of Use From <u>4-1</u>	To <u>11-1</u>
Quantity	<u>0.14cfs</u>	Use <u>Stockwater</u>	Period of Use From <u>1-1</u>	To <u>12-31</u>
Quantity	<u>0.15cfs</u>	Use <u>Domestic</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

(4) 4.0cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
(Lot 2) SW 1/4 NE 1/4, Sec. 2 Twp. 16S 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. Diversion box to 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.	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	
15S	36E	34													40	20	25	40	125
		35						10	25			30	35						100
16S	36E	2							40	30		30							100
		3			25	40			(14)	(13)					40	30	5	38	178
		10	40	(12)	(11)														40

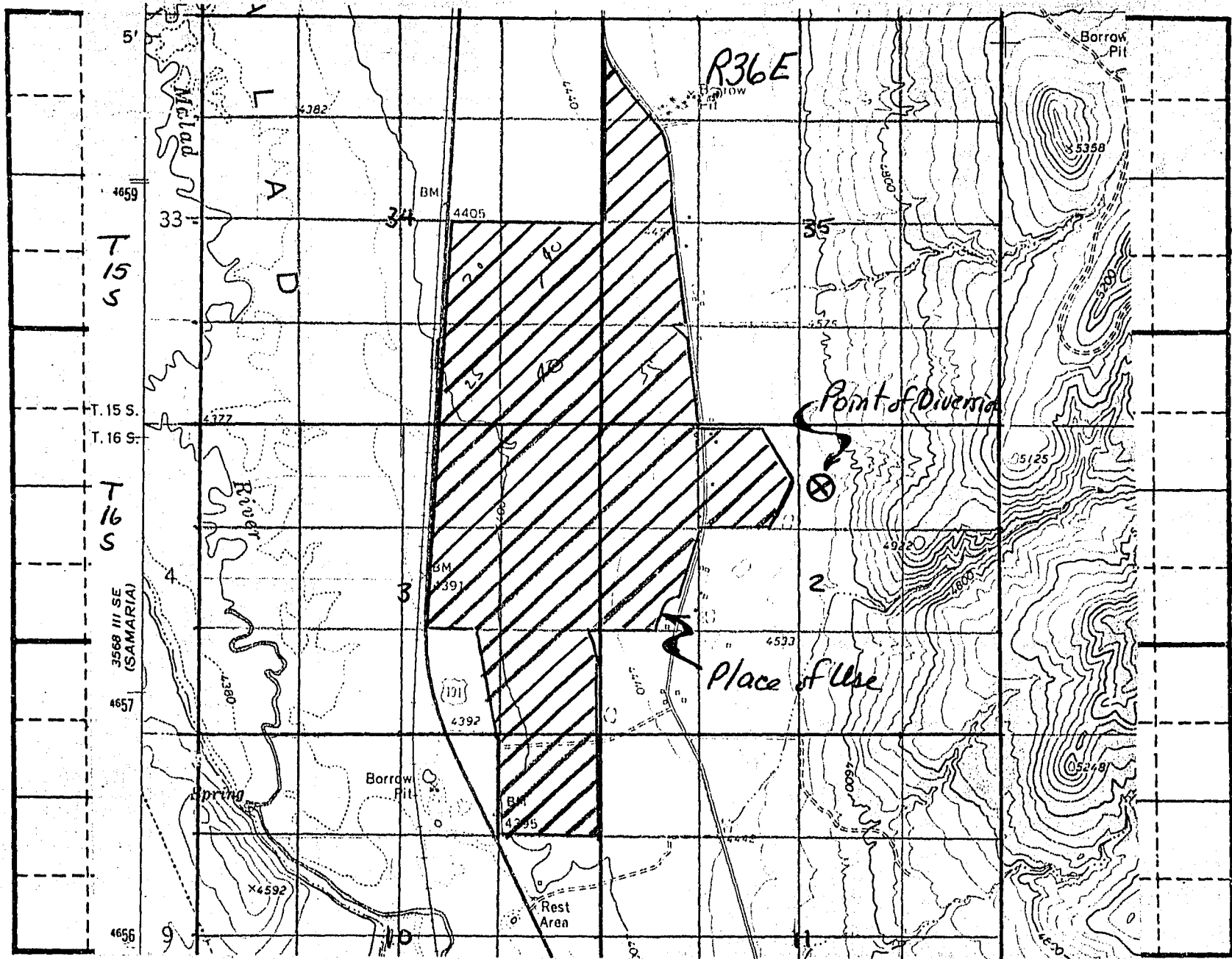
No. of acres 543

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
Domestic use for 9 homes.

NOTE: Include here the type and number of stock watered: 550 head or range cattle.

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

(8) Remarks Spring known as Henderson Creek Spring



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 3rd day of June, 1983.

(Claimant)

Notary Public
Residing at Idaho Falls

My commission expires 6-15-85

Assisted by Kew 6-3-83

FOR DEPARTMENT USE ONLY

Received by Sm

Date 6/8/83

Exception filed by:

Forwarded to

Date

Prelim. check by BP

Date 6/23/83

#26379

claimant by:

\$30.00 fee received by Idaho Enterprise

Published in

Dates 6/16 - 6/23/83

AFFIDAVIT OF PUBLICATION

RECEIVED

STATE OF IDAHO, }
County of Oneida } ss.

JUN 24 1983

Department of Water Resources
Eastern District Office

Jean K. 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 June 15, 1983, and ending

with the issue of June 22, 1983

Jean K. Daniels

Fee \$ 152.00

Subscribed and sworn to before me this 22nd day

of June, 1983.

Man K. Hawn
Notary Public, Residing at Malad, Idaho

My Commission Expires Lifetime, 19

OFFICE OF CLAIMS WATER RIGHTS

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

15-4161
LDS CHURCH, ST. JOHN WARD
REAL ESTATE DEPT., 50 E. TEM-
PLE ST., SALT LAKE CITY, UT 84150
Source: GROUNDWATER
Priority Date: 06-10-1943
Diversion Pt: SENE Sec 18 T 14S R 36E
Use: IRRIGATION (0.04 CFS)
DOMESTIC (0.04 CFS)
In: SENE Sec 18 T 14S R 36E FOR 2
ACRES

15-4160
LDS CHURCH, PLEASANT VIEW
WARD
REAL ESTATE DEPT., 50 E. TEM-
PLE ST., SALT LAKE CITY, UT 84150
Source: GROUNDWATER
Priority Date: 04-01-1914
Diversion Pt: NENW Sec 02 T 15S R 35E
Use: IRRIGATION (0.06 CFS)
DOMESTIC (0.04 CFS)
In: NENW Sec 02 T 15S R 35E FOR 3
ACRES

15-4159
MOON, DALE & or ALTA
RT. 1, BOX 76, MALAD, ID 83252
Source: HENDERSON CREEK trib. to
SINKS
Priority Date: 05-17-1892
Diversion Pt: NWSE Sec 02 T 16S R 36E
Use: IRRIGATION (12.96 CFS)
STOCKWATER (0.03 CFS)
In: SWNE SENE NESE NWSE Sec 10 T
16S R 36E SWNW SENW NESW NWSW
Sec 11 T 16S R 36E FOR 231 ACRES

15-4158
HENDERSON CREEK SPRING
WATER USERS
RT. 1, BOX 74, MALAD CITY, ID 83252
Source: SPRING trib. to SINKS
Priority Date: 10-22-1885
Diversion Pt: LOT 02 (SWNE) Sec 02 T
16S R 36E
Use: IRRIGATION (4.00 CFS)
STOCKWATER (0.14 CFS)
DOMESTIC (0.15 CFS)
In: NESE NWSE SWSE SESE Sec 34 T
15S R 36E NWNW SWNW NWSW SWSW
Sec 35 T 15S R 36E LOT 04 (SWNW)
LOT 03 (SENE) NWSW Sec 02 T 16S R
36E LOT 02 (SWNE) LOT 01 (SENE)
NESE NWSE SWSE SESE Sec 03 T 16S
R 36E NENE Sec 10 T 16S R 36E FOR
543 ACRES

15-4162
LDS CHURCH, CHERRY CREEK
WARD
REAL ESTATE DEPT., 50 E. TEM-
PLE ST., SALT LAKE CITY, UT 84150
Source: GROUNDWATER
Priority Date: 04-01-1958
Diversion Pt: NWNW Sec 26 T 15S R
36E
Use: IRRIGATION (0.05 CFS)
DOMESTIC (0.04 CFS)
In: NWNW Sec 26 T 15S R 36E FOR 2
ACRES

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

KENDUNN, Dir.
Published 6-15 & 6-22-83.

Henderson Creek Irrigation Company
 Glenn Price $\frac{1}{4}$ or $\frac{13}{48}$ or 96 hours
 Dale Moon $\frac{1}{8}$ " $\frac{6}{48}$ " 48 "
 Ervin Hoskins $\frac{1}{8}$ " $\frac{6}{48}$ " 48 "

Stream going South $\frac{1}{2}$ " $\frac{34}{48}$ " 192 " $\frac{1}{2}$

Clifford Jones $\frac{1}{8}$ " $\frac{6}{48}$ " 48 "
 Jay McFarland $\frac{1}{8}$ " $\frac{6}{48}$ " 48 "
 Ben Williams $\frac{1}{24}$ " $\frac{2}{48}$ " 16 "
 Leo D. Williams $\frac{2}{24}$ " $\frac{4}{48}$ " 32 "
 Albert Millward $\frac{1}{16}$ " $\frac{3}{48}$ " 24 "
 Donald Vaughan $\frac{1}{16}$ " $\frac{3}{48}$ " 24 "

Stream going North $\frac{1}{2}$ " $\frac{24}{48}$ " 192 " $\frac{1}{2}$

15-4158

HENDERSON CREEK SPRING WATER USERS

RT. 1, BOX 74, MALAD CITY, ID 83252

Source: SPRING trib. to SINKS

Priority Date: 10/22/1885

Diversion Pt: LOT 02 (SWNE) Sec 02 T 16S R 36E

Use: IRRIGATION	(4.00 CFS)
STOCKWATER	(0.14 CFS)
DOMESTIC	(0.15 CFS)

In: NESE NWSE SWSE SESE Sec 34 T 15S R 36E NNW SWNW NWSW SWSW
Sec 35 T 15S R 36E LOT 04 (SWNW) LOT 03 (SENE) NWSW Sec 02 T 16S R 36E
LOT 02 (SWNE) LOT 01 (SENE) NESE NWSE SWSE SESE Sec 03 T 16S R 36E NENE
Sec 10 T 16S R 36E FOR 543 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 6/16 & 6/23/83.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

JUNE 9, 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 billing to this office before JULY 5, 1983.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Steve McCormick

Right Number 15 4158 Applicant Henderson Ck.

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 RDC Date 7/14/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By RC Date 7/20/83

RECEIVED
JUL 20 1983

Department of Water Resources

CW

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

JULY 5, 1983

HENDERSON CREEK SPRING WATER USERS
RT. 1, BOX 74
MALAD CITY ID 83252

RE: Claim No. 15-4158

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