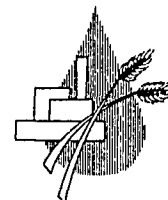


STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

JUN 14 1983

Department of Water Resources
Eastern District Office

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 J. Lynn Stayner

(Name of Claimant)

Holbrook Star Route Malad, ID

(Mailing Address)

83252

(Zip Code)

Telephone No. 766-2658

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)
- May 1, 1949

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)

Groundwater

tributary to _____

- (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>2.2cfs</u>	Use <u>Irrigation</u>	Period of Use From <u>5-10</u>	To <u>9-1</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)
- 2.2cfs
- 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. 23 Twp. 14S Rge. 35E 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. Well/pump with 50 hp motor. Well is 310 ft. deep.

- (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	35E	23				37									26			39	102
		24										25	26						51

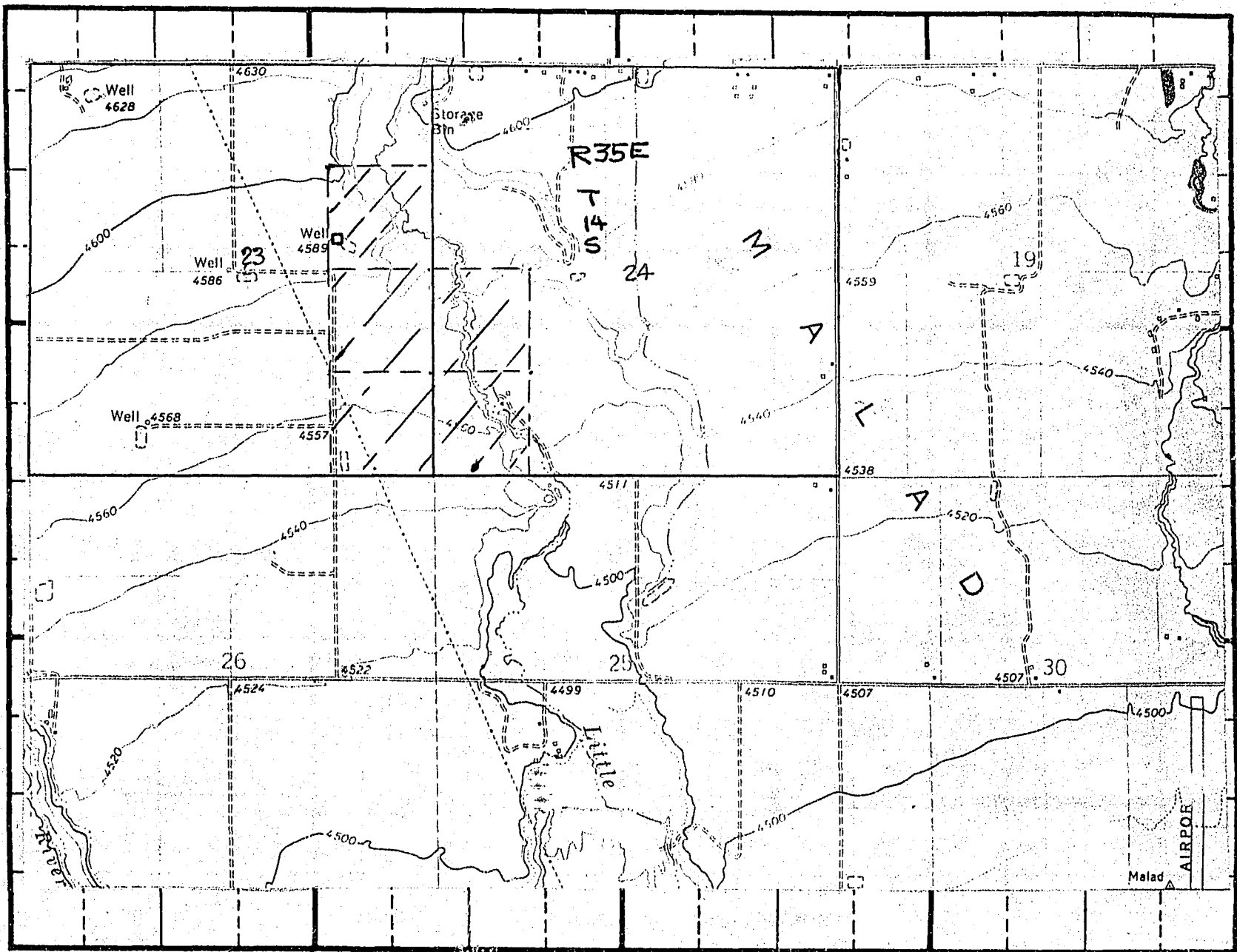
No. of acres 153

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 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.

Sworn to before me this 13th day of June, 1983.

Jay Lynn Stegner
(Claimant)

Gloria L. Daniels
Notary Public
Residing at Malad, Oneida, Ida.

My commission expires 5-14-86

Assist by HWS
Received by CW Date 6-14-83 Exception filed by: _____ Date _____
Prelim. check by KCW Date 6-16-83 Forwarded to claimant by: _____
\$30.00 fee received by CW Date 6-16-83 # 30882
Published in Idaho Enterprise
Dates 6/30 & 7/7/83

FOR DEPARTMENT USE ONLY

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

County of Oneida

Teri R. 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 29, 1983, and ending with the issue of July 6, 1983

Teri R. Daniels

Fee \$ 14.30

Subscribed and sworn to before me this 21st day of July, 1983.

Jan X. [Signature]
Notary Public, Residing at Malad, Idaho

My Commission Expires Lifetime, 19

RECEIVED

JUL 25 1983

Department of Water Resources
Eastern District Office

**NOTICE OF CLAIMS
TO WATER RIGHTS**
The following claim(s) have been filed on water right(s) created by diversion and beneficial use:
15-4163
STAYNER, J. LYNN
HOLBROOK STAR RT., MALAD, ID 83252
Source: GROUNDWATER
Priority Date: 05-01-1949
Diversion Pt: SENE Sec 23 T 14S R 35E
Use: IRRIGATION (2.20 CFS)
In: SENE NESE, SESE Sec 23 T 14S R 35E NWSW SWSW Sec 24 T 14S R 35E
FOR 153 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 6-29 & 7-6-83.

15-4163

STAYNER, J. LYNN

HOLBROOK STAR RT., MALAD, ID 83252

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Priority Date: 05/01/1949

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Use: IRRIGATION (2.20 CFS)

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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 6/30 & 7/7/83.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

JUNE 22, 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 18, 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 4163

Applicant

J. Lynn Stagner

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

Ernest Carlson

Date

July 29, 1983

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By

kw

Date

8/9/83

kw

July 20, 1983

RE: Claim to a Water Right No. 15-4163 STAYNER

Idaho Enterprise
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 June 30 and July 7, 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

JULY 18, 1983

J. LYNN STAYNER
HOLBROOK STAR RT.
MALAD

ID 83252

RE: Claim No. 15-4163

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

AUG 08 1983

Department of Water Resources

June 9, 1983

15-4163

J. Lynn Stayner
Holbrook Star Route
Malad, ID 83252

Dear Mr. Stayner:

Enclosed is your claim to a water right. It is being returned for lack of the statutory fee of \$30 and a discrepancy in part 6 of the claim.

Please review the new claim also enclosed. If everything is correct sign and have it notarized and return it to this office with your \$30 filing fee,

Sincerely,

HAROLD W. JONES
Sr. Resource Agent

HWJ:jk

Enclosure