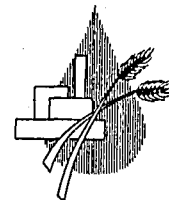


JUN 24 1983

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES



CLAIM TO A WATER RIGHT

Department of Water Resources
Eastern District Office

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 LORENZO DIVES, in Trust for RUTH DIVES, and EDWIN C. DIVES,
OWNERS IN COMMON (Name of Claimant) 766-4140
17 Bannock St. and 137 E. 50 S. Malad, ID 83252 Telephone No. 766-2201
(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) July, 1886

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)
Tom Parry Canyon Creek tributary to Wright 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>2.0 cfs</u>		Use <u>Irrigation</u>		Period of Use From <u>May 1</u>	To <u>Oct 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) 2.0 TOTAL QUANTITY USED.
(cfs, af)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)
NW 1/4 NE 1/4, Sec. 15 Twp. 12 S 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.
Private ditch from point of diversion to place of use -
gravity 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	
12S	35E	10												30					30

No. of acres 30

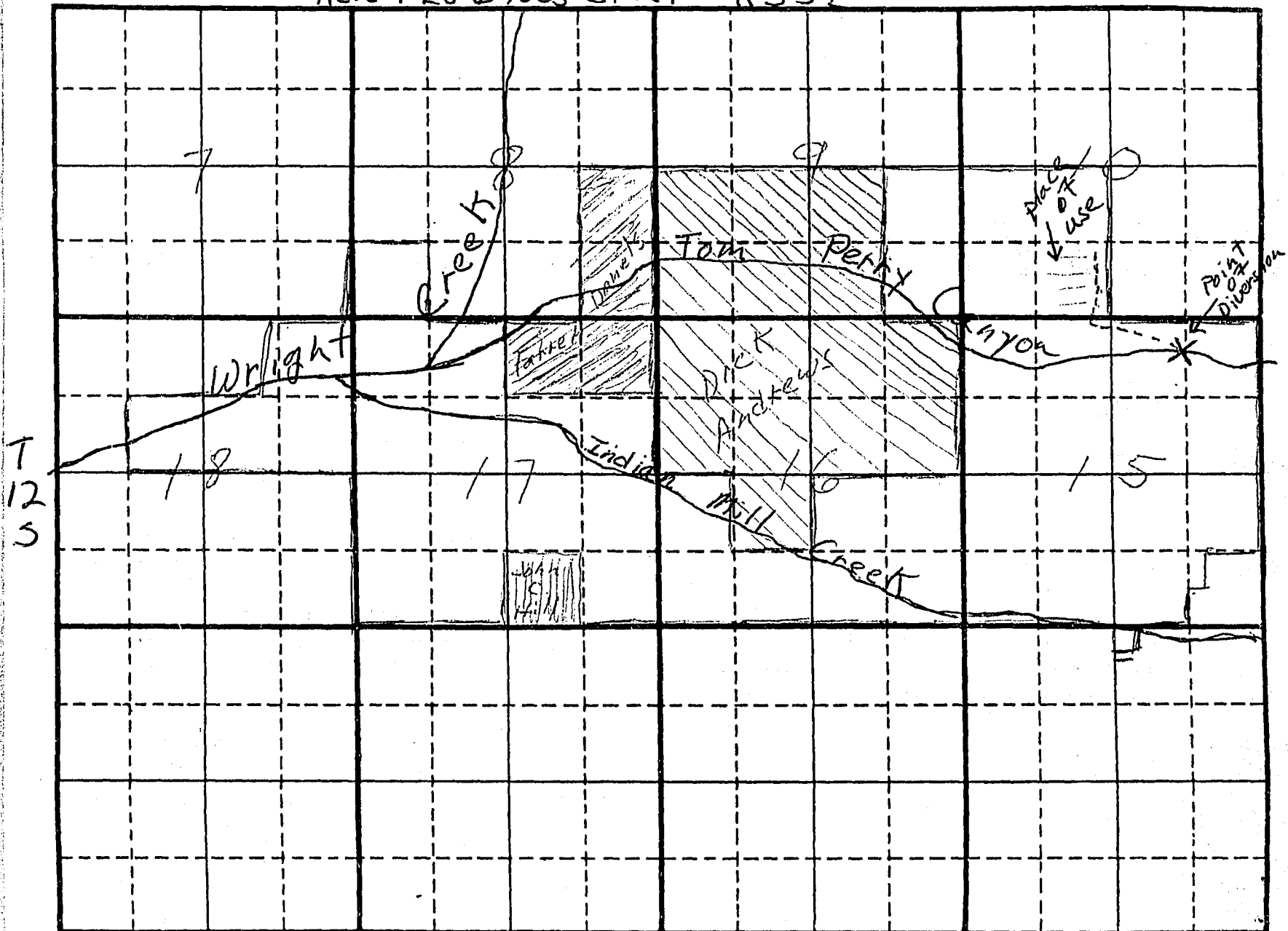
- B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
Stock water for 100 to 200 head of cows.

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 Water from Tom Parry Canyon is diverted at the NW 1/4 of the NW 1/4 Section 15, T 12S, R 35 EBM and conveyed by private ditch to the SE 1/4 of SW 1/4 Sec 10, T 12S, R 35 EBM for use on 30 acres.

Ren + Ed Dives et al R35E



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 Quincy) 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 June

Ren Dives
(Claimant)

Notary Public
Residing at Malad

My commission expires Lifetime

Received by CW Date 6-30-83 Exception filed by: _____ Date _____
Prelim. check by fgm Date 6-28-83 Forwarded to claimant by: _____ Date _____
\$30.00 fee received by CW Date 7-06-83
Published in Idaho Enterprise # 29247
Dates 9/1 - 9/8/83

12 0110

AFFIDAVIT OF PUBLICATION

RECEIVED
SEP 11 1983

STATE OF IDAHO, }
County of Oneida } ss.

Department of Water Resources
Eastern District Office

Jeri S. 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

August 31, 1983, and ending
with the issue of Sept 7, 1983

Jeri S. Daniels
Fee \$ 40.30

Subscribed and sworn to before me this 12th day
of Sept, 1983.

Wanda H. Hays
Notary Public, Residing at Malad, Idaho

My Commission Expires September, 1984

Water claim

NOTICE OF CLAIMS TO WATER RIGHTS

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

15-4169

DIVES, LORENZO &-or EDWIN C.
17 BANNOCK, MALAD, ID 83252
Source: BILL MORGAN CANYON trib.

to WRIGHT CREEK
Priority Date: 04-13-1935
Diversion Pt: NWNE Sec 33 T 12S R 35E
Use: IRRIGATION (3.00 CFS)
In: SWSW Sec 32 T 12S R 35E NWNW
Sec 05 T 13S R 35E FOR 60 ACRES

15-4170

DIVES, LORENZO &-or EDWIN C.
17 BANNOCK ST., MALAD, ID 83252
Source: TOM PARRY CANYON
CREEK trib. to WRIGHT CREEK
Priority Date: 07-01-1886
Diversion Pt: NWNE Sec 15 T 12S R 35E
Use: IRRIGATION (2.00 CFS)
In: SESW Sec 10 T 12S R 35E FOR 30
ACRES

15-4171

DAVIS, SAMUEL J.
RT. 1, BOX 169, MALAD, ID 83252
Source: SPRINGS trib. to MALAD
RIVER
Priority Date: 07-12-1903
Diversion Pt: NWNE Sec 30 T 14S R 36E
Use: IRRIGATION (0.60 CFS)
STOCKWATER (0.20 CFS)
In: SWNE Sec 30 T 14 S R 36E FOR 30
ACRES

15-4172

DIVES, LORENZO &-or EDWIN C.
17 BANNOCK ST., MALAD, ID 83252
Source: CLIFF CANYON trib. to
WRIGHT CREEK
PERRY CANYON trib. to
WRIGHT CREEK
INDIAN MILL trib. to
WRIGHT CREEK
REED CANYON trib. to
WRIGHT CREEK

Priority Date: 07-01-1886
Diversion Pt: NENE Sec 18 T 12S R 35E
NWNW Sec 17 T 12S R 35E
Use: IRRIGATION (2.00 CFS)
In: NENE SWNE SENE Sec 18 T 12S R
35E FOR 50 ACRES

Exceptions to a claim may be filed
with the Director, Dept. of Water
Resources, 150 Shoup Ave., Suite 15,
Idaho Falls, Idaho 83402.
KENN DUNN, Dir.
Published 8-31 & 9-7-83.

15-4170-

DIVES, LORENZO &/or EDWIN C.

17 BANNOCK ST., MALAD, ID 83252

Source: TOM FARRY CANYON CREEK trib. to WRIGHT CREEK

Priority Date: 07/01/1886

Diversion Pt: NWNE Sec 15 T 125 R 35E

Use: IRRIGATION (2.00 CFS)

In: SESEW Sec 10 T 125 R 35E FOR 30 ACRES

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Steve McComick

Right Number 15 4170 Applicant Lorenzo Dues

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 Sept. 20, 1983.

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By JJA Date 9-28-83

RECEIVED
SEP 28 1983
Department of Water Resources

OW

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

SEPTEMBER 19, 1983

LORENZO DIVES
EDWIN C. DIVES
17 BANNOCK ST.
MALAD

ID 83252

RE: Claim No. 15-4170

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