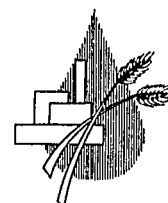


STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

## 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 Dixie L. Evans or Lois J. Holt

(Name of Claimant)

1102 Sahara

Idaho Falls, ID

83401

Telephone No. 523-5477

(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) January, 1910

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)

Unnamed Stream 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, gpd, AFA) | Use                   | (Domestic, Irrigation, Stock, Etc.) | (Both dates inclusive)        |                |
|----------------------|-----------------|-----------------------|-------------------------------------|-------------------------------|----------------|
|                      |                 |                       |                                     | (Mo., Day)                    | (Mo., Day)     |
| Quantity <u>0.02</u> |                 | Use <u>Stockwater</u> |                                     | Period of Use From <u>3-1</u> | To <u>12-1</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) 0.02cfs TOTAL QUANTITY USED.

(cfs, gpd, AFA)

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

SW ¼ SE ¼, Sec. 9 Twp. 12S Rge. 35E B.M., County of Oneida

Additional points of diversion: NESW, NWSW, SESW Sec. 9, T 12S, R 35E

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. Direct diversion from stream.

- (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. | NE¼ |     |     |     | NW¼ |     |     |     | SW¼ |     |     |     | SE¼ |     |     |     | TOTAL |
|-----|-----|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-------|
|     |     |      | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |       |
| 12S | 35E | 9    |     |     |     |     |     |     |     |     | S   | S   |     | S   |     |     | S   |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |

No. of acres \_\_\_\_\_

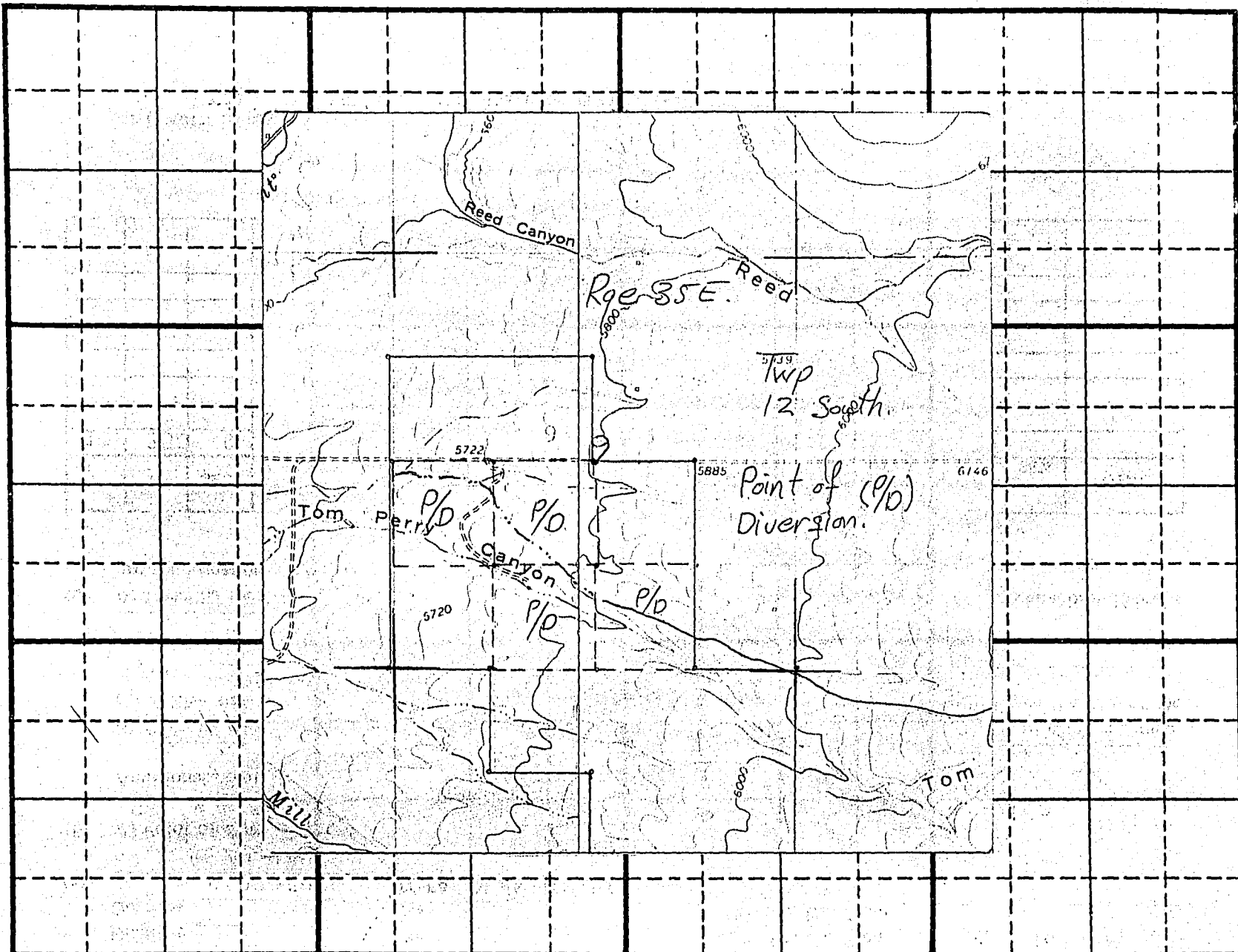
- B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

Drinking water for range cattle.

NOTE: Include here the type and number of stock watered: 50 range

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

(8) Remarks The unnamed stream originates from a spring located in the  
SWNE, Sec. 14 T. 12S R. 35E. The local name for this stream is Dives  
Creek.



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 June, 1983.

Wipie L. Evans  
(Claimant)

Colleen Wray  
Notary Public  
Residing at Idaho Falls

My commission expires 6-15-85

FOR DEPARTMENT USE ONLY

Received by Emc Date 6-28-83 Exception filed by: \_\_\_\_\_ Forwarded to \_\_\_\_\_ Date \_\_\_\_\_  
Prelim. check by HWT Date 9-12-83 claimant by: \_\_\_\_\_  
\$30.00 fee received by CW Date 6-28-83  
Published in Idaho Enterprise #2361  
Dates 10/6 & 10/13/83

## AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }  
County of Oneida } ss.

Jean H. 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

Nov 16, 1983, and ending  
with the issue of Nov 23, 1983

Jean H. Daniels

Fee \$ 14.30

Subscribed and sworn to before me this 29th day

of Nov., 1983.

Loan Nauert  
Notary Public, Residing at Malad, Idaho

My Commission Expires Lifetime, 19    

RECEIVED

DEC 2 1983

Department of Water Resources  
Eastern District Office

### NOTICE OF CORRECTION

Notice is hereby given that Claim No. 15-4182 in the name of Dixie L. Evans and Lois J. Holt was advertised incorrectly on 10-6 and 10-12-83. The point of diversion and place of use were advertised as being within the SWSE NESW NWSW SESW Sec. 9, T. 12S, R. 35E.

WHEREAS, the actual point of diversion and place of use are within the SWSE NESW NWSW SESW Sec. 9, T. 12S, R. 35E.

Any exception to any claim of water right may be filed with the Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83401.

A. KENNETH DUNN  
Director

Published in the Idaho Enterprise on 11-17 and 11-24-83.

# AFFIDAVIT OF PUBLICATION

RECEIVED

NOV 8 1983

STATE OF IDAHO,

ss.

Department of Water Resources  
Eastern District Office

County of Oneida

Jeri L. 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

Oct. 6, 1983, and ending  
with the issue of Oct. 12, 1983

Jeri L. Daniels

Fee \$ 67.60

Subscribed and sworn to before me this 2nd day

of Nov., 1983.

John H. Hanks  
Notary Public, Residing at Malad, Idaho

My Commission Expires September, 1984

## NOTICE CLAIMS TO WATER RIGHTS

The following claims have been filed on water rights created by diversion and beneficial use.

15-4177

NIELSEN, ELDON  
SCHWARTZ, MRS. IVAN  
JONES, EVAN E.  
523 S. 8TH POCA TELLO, ID 83201  
Source: GROUNDWATER  
Priority Date: 05-04-1948  
Diversion Pt. NESW Sec 17 T 145 R 36E

Use: IRRIGATION (1.83 CFS)  
In. NESW NWSW SWSW SESW Sec 17 T 145 R 36E for 102 ACRES

15-4176

THOMAS, ERROL C. & or ELLEN SUE  
591 N. 200 W., MALAD, ID 83252  
Source: UNNAMED STREAM trib. to MALAD RIVER  
Priority Date: 05-25-1881  
Diversion Pt: LOT 01 (NENE) Sec 04 T 155 R 36E

Use: IRRIGATION (0.20 CFS)  
STOCKWATER (0.20 CFS)  
In: LOT 01 (NENE) Sec 04 T 155 R 36E for 6 ACRES

15-4178

WILLIAMS, CLYDE & or LOUISE  
380 N. MAIN MALAD, ID 83252  
Source: SPRING trib. to SINKS  
Priority Date: 04-01-1903  
Diversion Pt. NWSE Sec 15 T 145 R 37E

Use: IRRIGATION (0.13 CFS)  
STOCKWATER (0.02 CFS)  
In. NENW SWNW SENW Sec 22 T 145 R 37E FOR 18 ACRES

15-4179

JONES, MILTON T. & or A. JAY  
274 N. 300 W., MALAD, ID 83252  
Source: SPRING  
Priority Date: 07-01-1940  
Diversion Pt. SWSE Sec 36 T 125 R 34E  
Use: STOCKWATER (0.03 CFS)  
IN: SWSE Sec 36 T 125 R 34E

15-4180

HILL, KARINE W.  
316 BANNOCK ST., MALAD, ID 83252  
Source: UNNAMED STREAM trib to LITTLE MALAD RIVER  
Priority Date: 06-01-1898  
Diversion Pt: SWSW Sec 24 T 125 R 34E

Use: STOCKWATER (0.20 CFS)  
DOMESTIC (0.04 CFS)  
In: NESW SWSW SESW Sec 24 T 125 R 34E

15-4181

VANDERWOOD, HOWARD  
61 BUSH AVE., MALAD, ID 83252  
Source: SPRING trib. to DEVIL CREEK  
Priority Date: 05-15-1895  
Diversion Pt: NWSW Sec 12 T 135 R 35E

Use: IRRIGATION (0.20 CFS)  
STOCKWATER (0.02 CFS)  
In: NWSW Sec 12 T 135 R 35E FOR 1 ACRES

15-4182

EVANS, DIXIE L.  
HOLT, LOIS J.  
1102 SAHARA, IDAHO FALLS, ID 83401

Source UNNAMED STREAM trib. to WRIGHT CREEK  
Priority Date: 01-01-1910  
Diversion Pt. SWSE NESW NWSW SESW Sec 09 T 125 R 35E  
Use: STOCKWATER (0.02 CFS)  
In: NESW NWSW SESW SWSE Sec 09 T 125 R 35 E

15-4183

EVANS, DIXIE L.  
HOLT, LOIS J.  
1102 SAHARA, IDAHO FALLS, ID 83401  
Source: INDIAN MILL CREEK trib to WRIGHT CREEK

Priority Date: 01 01 1910  
Diversion Pt. NESW Sec 16 T 125 R 35E  
Use: STOCKWATER (0.02 CFS)  
In: NESW Sec 16 T 125 R 35E  
Published 10-6 & 10-13-83.  
Idaho Falls, Idaho 83402.  
KENDUNN, Dir.  
Exceptions to a claim may be filed with the Director, Dept. of Water Resources, 150 Shour Ave., Suite 15, Idaho Falls, Idaho 83402.

15-4182-

EVANS, DIXIE L.  
HOLT, LOIS J.

1102 SAHARA, IDAHO FALLS, ID 83401

Source: UNNAMED STREAM trib. to WRIGHT CREEK

Priority Date: 01/01/1910

Diversion Pt: SWSE NESW NWSW SESW Sec 09 T 12S R 35E

Use. STOCKWATER (0.02 CFS)

In. NESW NWSW SESW SWSE Sec 09 T 12S R 35E

Form 243a  
11/78

State of Idaho  
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: AWJ

Right Number 15 4182 Applicant Evans-Holt

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 Dec 5, 1983

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By sc Date 12-13-83

Oct 24, 1983  
Dec 5, 1983

RECEIVED  
DEC 13 1983  
Department of Water Resources

NOTICE OF CORRECTION

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Any exception to any claim of water right may be filed with the Dept. of Water Resources 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83401.

A. KENNETH DUNN

Director

Published in the Idaho Enterprise on 11/17 & 11/24/83.

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Eastern Region

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

OCTOBER 24, 1983

DIXIE L. EVANS  
LOIS J. HOLT  
1102 SAHARA  
IDAHO FALLS ID 83401

RE: Claim No. 15-4182

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