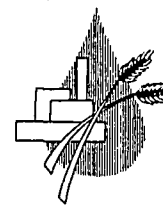


RECEIVED

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES



NOV 21 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 Milton T. Jones and A. Jay Jones  
(Name of Claimant)  
274 N. 300 W., Malad, Idaho 83252 Telephone No. 766-2592  
(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) May 1, 1934

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:

Quantity	(cfs, af)	Use	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
				Period of Use From	To
<u>3.97 cfs</u>		<u>Irrigation</u>		From <u>3-31</u>	To <u>10-31</u>
<u>0.03 cfs</u>		<u>Stockwater</u>		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) 4.0 cfs TOTAL QUANTITY USED.  
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)  
SW 1/4 NE 1/4, Sec. 5 Twp. 15S Rge. 36E B.M., County of Oneida  
Additional points of diversion: SENE SWSE Sec. 5, T. 15S, R. 36E, NENW NWNW SENW Sec. 8, T. 15S, R. 36E.

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. 12 encased artesian wells 4 inches in diameter.

(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	
<u>15S</u>	<u>36E</u>	<u>5</u>			<u>40</u>	<u>38</u>										<u>2</u>		<u>80</u>	
		<u>8</u>					<u>40</u>	<u>40</u>		<u>40</u>								<u>120</u>	

No. of acres 200

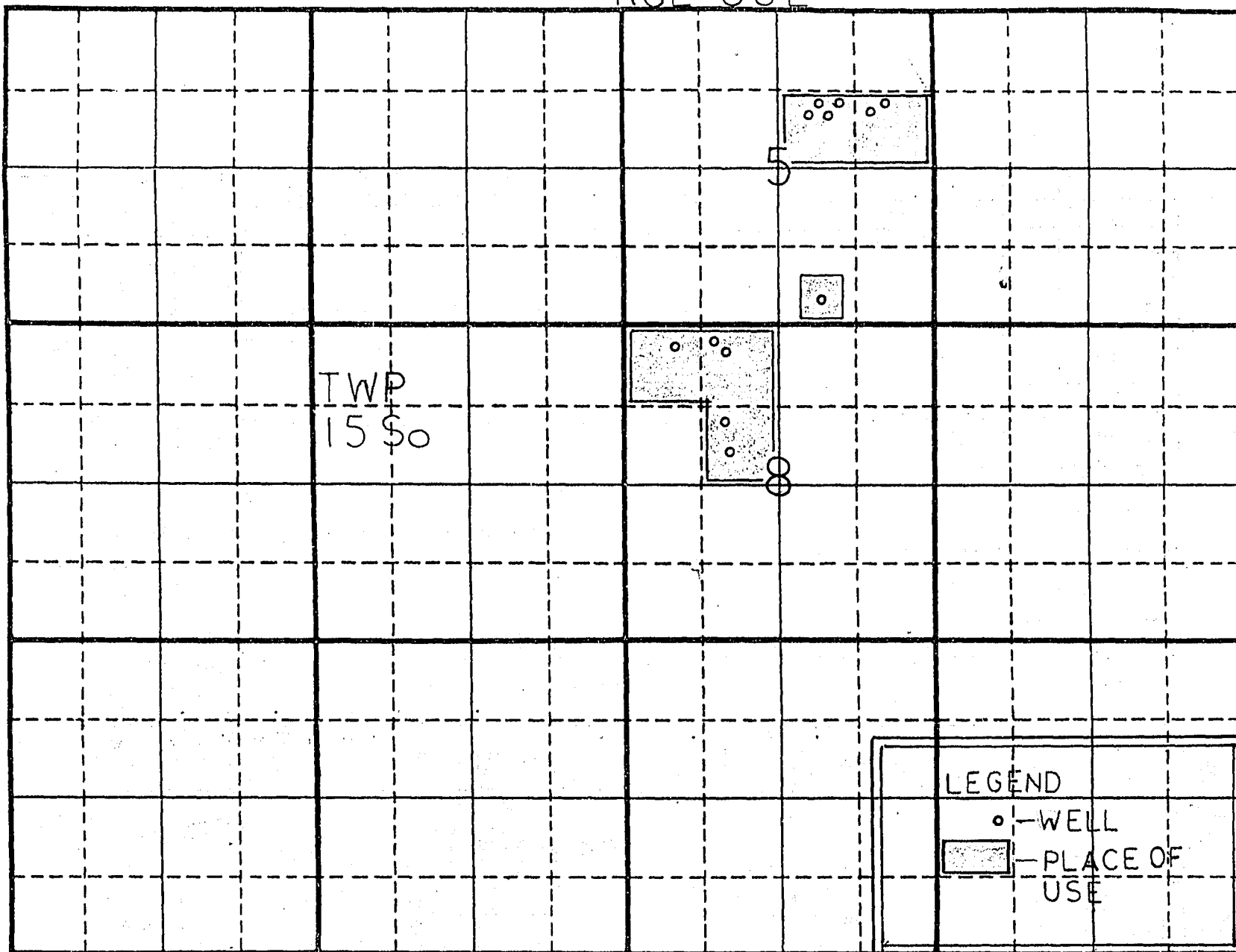
B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Drinking water for stock.

NOTE: Include here the type and number of stock watered: Aug. 100 head of beef cattle

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

(8) Remarks \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

RGE 36 E



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.

Milton & Paula Jay Jones  
 (Claimant)

Sworn to before me this 18 day of November, 19 83.

Elizabeth Morgan  
 Notary Public  
 Residing at Malad City, Idaho

My commission expires 5-24-86

CW 11-21-83  
 Received by CW Date 6-27-83 Exception filed by: \_\_\_\_\_ Forwarded to \_\_\_\_\_ Date \_\_\_\_\_  
 Prelim. check by [Signature] Date 11/23/83 claimant by: \_\_\_\_\_  
 \$30.00 fee received by CW Date 8-22-83 #29623  
 Published in Idaho Enterprise  
 Dates 12/8 & 12/15/83

AFFIDAVIT OF PUBLICATION

RECEIVED  
JAN 03 1984

Department of Water Resources  
Eastern District Office

STATE OF IDAHO, }  
County of Oneida } ss.

Jeri 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 December 8, 1983, and ending with the issue of December 15, 1983

Jeri R. Daniels  
Fee \$ 23.40

Subscribed and sworn to before me this 29th day of Dec, 1983.

W. Hawley  
Notary Public, Residing at Malad, Idaho

My Commission Expires Lifetime, 19    

**NOTICE OF CLAIMS TO WATER RIGHTS**  
The following claims have been filed on water rights created by diversion and beneficial use:  
15-4188  
JONES, MILTON T. &-or A. JAY  
274 N. 300 W., MALAD, ID. 83252  
Source: GROUNDWATER  
Priority Date: 05-01-1934  
Diversion Pt: SWNE SENE SWSE Sec. 05 T. 15S R. 36E NENW NWNW SENW Sec. 08 T. 15S R. 36E  
Use: IRRIGATION (3.97 CFS)  
STOCKWATER (0.03 CFS)  
In: SWNE SENE SWSE Sec 05 T. 15S R. 36E NENW NWNW SENW Sec. 08 T. 15S R. 36E FOR 200 ACRES  
15-4187  
WARD, J. MORONI  
245 W. 400 N., MALAD, ID 83252  
Source: SPRING trib. to SAMARIA CREEK  
Priority Date: 05-19-1959  
Diversion Pt: NESE Sec. 14 T. 15S R. 35E  
Use: IRRIGATION (1.00 CFS)  
In: NESW NWSW SWSW SESW Sec 13 T. 15S 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.  
KEN DUNN, Dir  
Published 12-8 & 12-15-83.



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES  
EASTERN REGION

John V. Evans  
Governor

150 Shoup - Suite 15  
Idaho Falls, Idaho 83401  
(208) 525-7161

A. Kenneth Dunn  
Director

September 13, 1983

Milton T. or A. Jay Jones  
274 N. 300 W.  
Malad, ID 83252

Dear Claimant:

This office is in receipt of a Claim to a Water Right filed in your name. Please be advised that the claim cannot be formally receipted until the following information is provided: *On the typed Claim*

- Complete name.
- Complete mailing address.
- Date of priority (month, day, and year).
- Source of water.
- Quantity claimed to have been used.
- Nature of use and period of use.
- Location of point(s) of diversion.
- Location of place of use (acres irrigated if water is claimed for irrigation).
- Filing Fee (Amount \$ \_\_\_\_\_).
- Signature.
- Notarization of signature.
- Other: *Please review the typed Claim and complete the enclosed map by indicating the "points of diversion" and outlining the "place of use" on the enclosed map*

Please note that your claim has been stamped and initialed as received. If you amend this claim by adding the needed information and return the claim to this office no later than 60 days from the date of this letter, the original date submitted will be utilized for purposes of determining the appropriate filing fee.

Instructions for completing a Claim to a Water Right are included for your information. However, if you desire assistance, please feel free to contact this office.

Sincerely, *Keith C. Wilson*

**RECEIVED**

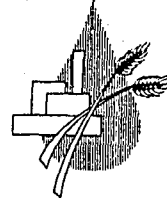
STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

JUN 27 1983

Department of Water Resources  
Eastern District Office

**CLAIM TO A WATER RIGHT**

*VOID*



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 Milton T. Jones & A Jay Jones  
(Name of Claimant)  
274 N. 300 W. Malad, Idaho 83252 Telephone No. 766-2592  
(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) May 1 1934

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)  
ground water 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:

Quantity	(cfs, af)	Use	(Domestic, Irrigation, Stock, Etc.)	Period of Use From		(Both dates inclusive)	
				(Mo., Day)	To	(Mo., Day)	(Mo., Day)
<u>3.97 cfs</u>		Use	<u>Irrigation</u>	<u>Mar. 31</u>	To	<u>Oct. 31</u>	
<u>0.03 cfs</u>		Use	<u>Stock Water</u>	<u>Jan. 01</u>	To	<u>Dec. 31</u>	
Quantity _____		Use _____	_____	_____	To	_____	
Quantity _____		Use _____	_____	_____	To	_____	
Quantity _____		Use _____	_____	_____	To	_____	

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

(5) A) Point of diversion: (Location of point where water is diverted from its source)  
1/4 Sec. 5 - 8 Twp. 15S Rge. 36E B.M., County of Oneida

Additional points of diversion: Seven wells in Section 5, 5 wells in Section 8  
SW 1/4 SE 1/4 of NE 1/4 of sec 5 NE 1/4 NW 1/4 SE 1/4 of NW 1/4 of sec 8

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.  
4 in. encased wells, flood irrigated meadow land.  
This system is combined to irrigate total meadow land.

(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	5			40	38										2		80	
15S	36E	8					40	40		40								120	

No. of acres 200

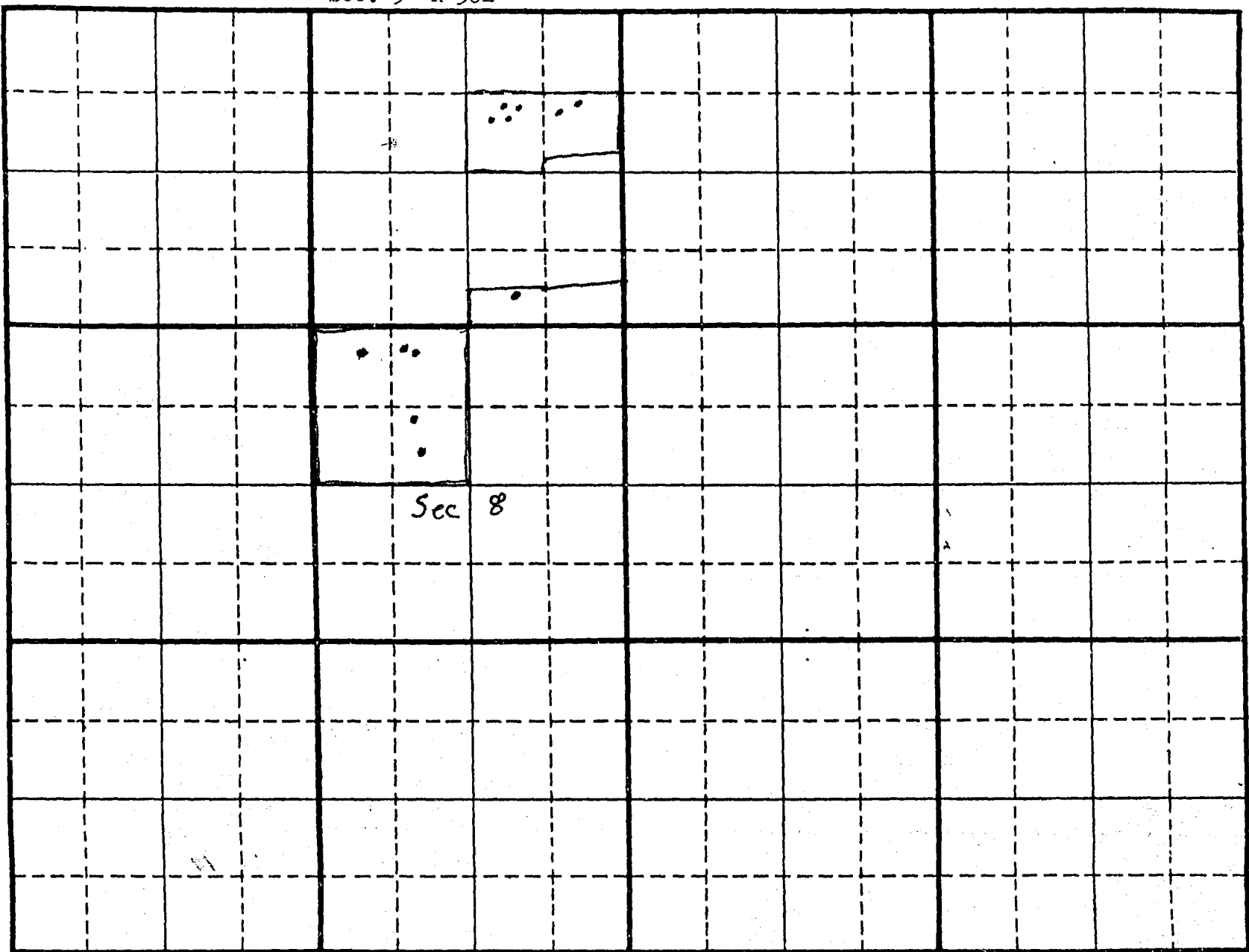
B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Livestock

NOTE: Include here the type and number of stock watered: Beef avg. 100 head

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

(8) Remarks \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Sec. 5 R 36E



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 Oreida ) 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 1st day of April, 1983  
Milton S. Jones  
A. Jay Jones (Claimant)

Luke Jones  
Notary Public  
Residing at Malad, Id

My commission expires 10-15-86

FOR DEPARTMENT USE ONLY  
Received by CW Date 8-19-83 Exception filed by: \_\_\_\_\_ Forwarded to \_\_\_\_\_ Date \_\_\_\_\_  
Prelim. check by \_\_\_\_\_ Date \_\_\_\_\_ claimant by: \_\_\_\_\_  
\$30.00 fee received by CW Date 8/22/83 #29623  
Published in \_\_\_\_\_  
Dates \_\_\_\_\_

15-4188

JONES, MILTON T. &/or A. JAY

274 N. 300 W., MALAD, ID 83252

Source: GROUNDWATER

Priority Date: 05/01/1934

Diversion Pt: SWNE SENE SWSE Sec 05 T 15S R 36E NENW NWNW SENW  
Sec 08 T 15S R 36E

Use: IRRIGATION	(3.97 CFS)
STOCKWATER	(0.03 CFS)

In: SWNE SENE SWSE Sec 05 T 15S R 36E NENW NWNW SENW Sec 08 T 15S R 36E  
FOR 200 ACRES

BETTY B. JONES  
V. MALAD, ID. 83252  
RICHFIELD, IDAHO 83

926

2-9 1983

92-86/1

Pay to the  
order of

Idaho Water Resource Dept

\$30.00

Thirty & 100/100

Dollars

FIRST BANK AND TRUST  
OF IDAHO  
MALAD CITY, IDAHO 83252

For

Spring

A. Jay Jones

⑆124100860⑆ 90 20007 0⑆

RESOURCES

150 Shoup  
Idaho Falls, Idaho 83401  
(208) 525-7161

15-4179

Milton T. Jones & A. Jay Jones  
274 N 300 West  
Malad, Idaho 83252

Gentlemen:

Enclosed are two claims to a water right, check No. 92-86 for \$30.00 and check No. 92-86 for \$65.00, that were received in this office, and a copy of each claim with problem areas noted in red.

The 1934 claim to a water right needs the month and day of priority (item 1) and the source of water from a well is called groundwater (item 2). The amount for stockwater needs to be entered in item 3 and the total in item 4 should be in the same units of measurement. The point of diversion must be indicated in item 5a giving quarter-quarter sections, section number as well as township (north or south) and range (east or west). There may be an artesian well but how is the water diverted and how is the water applied to the land for beneficial use (note item 5b)? If the system is a common system for all wells, then only one claim form is necessary; however, if there is more than one system additional claims may need to be filed. Describe the location of use (item 6a) by listing the number of irrigated acres within each 40-acre tract in the appropriate box. If the use is not for irrigation, place an 'x' in the appropriate box to show location, unless that box already has the number of acres irrigated indicated (i.e. if in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ , 40 acres of land are irrigated and the stock are watered there, all that would be necessary would be to just list the 40 acres, and it would be assumed that stock were watered there; therefore, you do not need to place an 'x' in that box.) The map should be completed as shown in the enclosed example.

The above problems are basically the same on the 1940 claim except there is no irrigation. I'm not sure if the source is a spring (surface water) or a groundwater (well) source.

Upon receipt of the completed notarized claims and filing fee of \$30.00 each, processing will begin. Please feel free to contact this office for any additional assistance that may be needed.

Sincerely,

KEITH C. WILSON  
Sr. Resource Agent

KCW:cw Enclosures Attachments 2 checks

November 10, 1983

Milton T. Jones  
A. Jay Jones  
274 North 300 West  
Malad, ID 83252

Gentlemen!

Pursuant to todays telephone conversation with Mr. Bernard Jones, enclosed is a claim to a water right for the use of 12 artesian wells in Section 5 & 8, T. 15S, R. 36E.

This claim represents the finished version of a claim our office originally received on June 27, 1983 and was subsequently receipted August 22, 1983.

Please review the claim to ensure it accurately describes the established use, then sign the form in the presence of a notary and return it to this office.

Your patience and cooperation in working with our staff to consummate the filing is appreciated.

Respectfully submitted,

ERNEST CARLSEN  
Assistant Regional Supervisor

EC:bp

Enclosure

November 8, 1983

Milton T. Jones  
A. Jay Jones  
274 North 300 West  
Malad, ID 83252

Gentlemen:

On June 27, 1983 the Department of Water Resources received your claim to a water right filed in accordance with Section 42-242 of the Idaho Code requiring all beneficial use water rights be recorded with the state. This claim was reviewed by our staff and subsequently returned on September 13, 1983 with a cover letter outlining the modifications you needed to make for the claim to be in form to process.

The fee at the time you submitted your claim was \$30.00. However, starting July 1, 1983 the statutory fee for filing a claim was substantially increased to \$100.00. Since your claim was originally received when the lower fee was in effect, we will accept your claim at that rate provided it has been corrected and returned no later than November 21, 1983. If your claim is not returned by this date, administrative action will be taken to cancel the original filing. Should you desire to file the claim at a later date, the filing fee will be \$100.00.

The staff at our office will be glad to answer questions or assist you in properly completing the claim form.

Respectfully submitted,

ERNEST CARLSEN  
Assistant Regional Supervisor

EC:cw

State of Idaho  
Department of Water Resources

CLAIM ANALYSIS SHEET

G. F. RAMSEY

INITIAL REVIEW BY: NOV 23 1983

Right Number 15 4188 Applicant \_\_\_\_\_

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.

*Dec 27, 1983*

FINAL REGIONAL PROCESSING REVIEW:

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

By *Ernest Carlson* Date *Jan 5, 1984*

STATE OFFICE PROCESSING:

- Claim review complete.

By *pc* Date *1/10/84*

RECEIVED  
JAN 20 1984  
Department of Water Resources



STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
EASTERN REGION

John V. Evans  
Governor

A. Kenneth Dunn  
Director

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

December 28, 1983

RE: Notice of Correction No. 17-4059 NEAL  
Application for Transfer No. 15-2070 JONES  
Application for Permit No. 17-7109 FOREST SERVICE  
Claim to a Water Right No. 15-4188 JONES  
15-4187 WARD

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 December 8 and 15, 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

DECEMBER 27, 1983

MILTON T. JONES  
A. JAY JONES  
274 N. 300 W.  
MALAD

ID 83252

RE: Claim No. 15-4188

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