

Claim No. 15-04209

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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SEP 16 1999

CLAIM TO A WATER RIGHT

Department of Water Resources

Under the provisions of Section 42-243, *Idaho Code*, any person claiming a water right established by diversion and application of water to beneficial use must file a claim with the Department of Water Resources. The filing of this claim does not confirm the water right claimed. Water rights represented by a valid permit, license, decree, or previous claim are exempt from this requirement, as are uses of water for domestic purposes as defined in Section 42-111, *Idaho Code*. A filing fee must be submitted with this claim. See the instruction sheet to determine the appropriate fee.

Notice is hereby given that THOMAS C OR MARQUELLE L. WILLIAMS
(Name of Claimant)
2643 WEST SUMMIT RD, McALPIN ID 83252 Telephone No: (208) 766-2682
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of surface or ground water. The extent and nature of said claim is as follows:

1. Date of Priority: (When the water was first applied to beneficial use) JAN 1 1939
A claim is not acceptable for the use of surface water with a priority later than May 20, 1971. A claim is not acceptable for the use of ground water with a priority date later than March 25, 1963, unless the water is used for domestic purposes as defined in Section 42-111, *Idaho Code*.

2. Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

Spring tributary to HOUSE 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 or af)	(Irrigation, Domestic, Stock, Etc.)	(Both dates inclusive) (MM/DD)	(MM/DD)
Quantity <u>0.04 CFS</u>	Use <u>STOCK WATER</u>	Period of Use From <u>JAN 1</u>	to <u>DEC 31</u>
Quantity <u>0.04 CFS</u>	Use	Period of Use From	to
Quantity	Use	Period of Use From	to
Quantity	Use	Period of Use From	to

4. 0.04 CFS TOTAL QUANTITY USED.
(cfs or af)

5. A) Location of point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Govt. Lot
Sec. 36 Township T-15S Range R-35E B.M., ONEIDA County; additional points of diversion, if any:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch etc.). Give sizes and capacities. Be specific. Describe any changes in the system and give the date of the change.

PIPELINE FROM SPRING IN CAVEON TO WATERING TROUGH FOR STOCK
LENGTH OF PIPELINE IS APPROX 1 MILE IN LENGTH.

6. A) Describe the place of use within each 40-acre tract in the appropriate box using the symbols listed below. If the use is for irrigation, describe the location by listing the number of irrigated acres within each 40-acre tract.
D - domestic, S - stockwater, M - municipal, C - Commercial, I - Industrial, X - other

Twp	Rge	Sec	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SE	SW	
1-15S	R35E	25															S		40

TOTAL ACRES 40

- B) If water is used for purposes other than irrigation, fully describe the use. Be specific. THE WATER IS PIPED WITH PLASTIC PIPE TO STOCK WATERING TROUGH, LENGTH APPROX 1 MILE. WE OWN 1/2 INTEREST IN THE CANYON WATER, THE OTHER 1/2 IS OWNED BY NEIGHBOR.

NOTE: Include here the type and number of stock watered: 150 TO 200 HD OF RANGE CATTLE

7. Remarks: WE HAVE USED THIS WATER FOR STOCK WATER SINCE 1939. WE WERE ADVISED BY LEGAL COUNSEL TO FILE ON THIS WATER.
8. Map - Attach an 8 1/2"x11" map clearly identifying the point of diversion and the place of use by 40-acre subdivisions, section, township and range of the public land survey system. (A photocopy of a USGS 7 1/2 minute topographic quadrangle map is preferred.) Attach an aerial photograph of the place of use if available.

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 forgoing 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.

Margaret Williams
Claimant's Signature (and title if claim is for an organization)

Sworn to before me this 5th day of August, 1999.

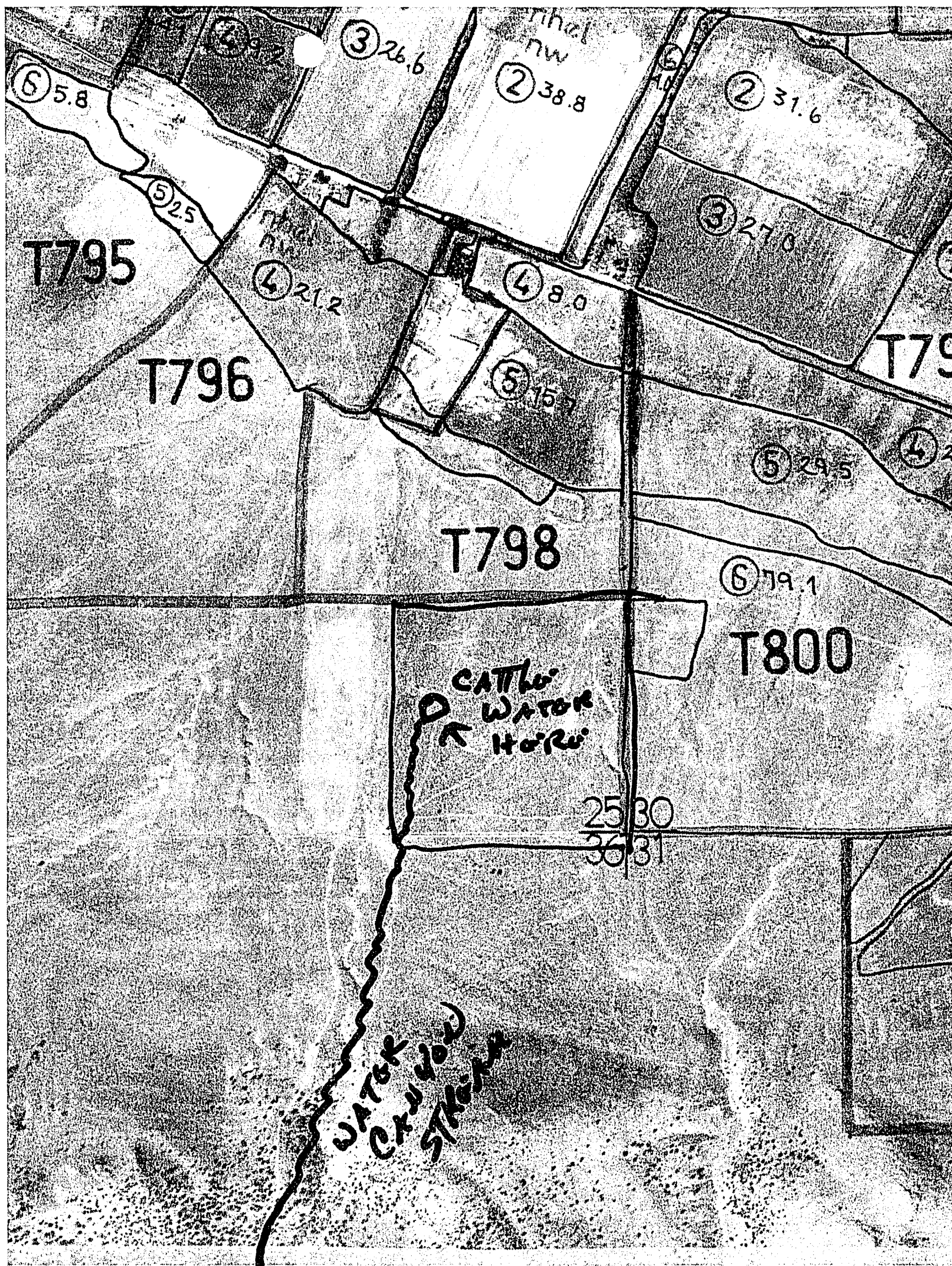
Steve M. Briggs
Notary Public

Residing at: Malden City, Id. 83252

My commission expires: 12/7/2003

FOR DEPARTMENT USE ONLY

Received by DC Date 8/5/99 Published in Idaho Enterprise
Prelim. check by _____ Date _____ Publication dates 8/19 & 8/26/99
Fee 100 Receipt # 5025187 Publication checked by SL Date 8/30/99
Receipt prepared by DC Date 8/5/99 Exceptions filed by _____



NOTICE OF CLAIMS TO WATER RIGHT

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

15-04209

WILLIAMS, THOMAS C
WILLIAMS, MARCENE L
2643 W SAMARIA RD
MALAD, ID 83252

Source: SPRING

Tributary: SINKS

Diversion Pt: NWSE Sec 36 T 15S R 35E in ONEIDA County.

Use: STOCKWATER	(	0.040 CFS)
Total Diversion:	(	0.040 CFS)

Claimed Priority: 1/ 1/1939

In: ONEIDA County	
T15S R35E S25	SESE

Exceptions to a claim may be filed with the Department of Water
Resources, Eastern Region, 900 N Skyline Dr Ste A, Idaho Falls, Idaho
83402, together with an exception fee of \$25.00.

Published: 8/19/1999 & 8/26/1999

KARL J. DREHER, Director



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

AUGUST 11, 1999

Legal Notices Department
THE IDAHO ENTERPRISE
P.O. BOX 205
MALAD CITY, ID 83252

Dear Legal Dept.:

Enclosed you will find legal notices which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. 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 SEPTEMBER 7, 1999.

Yours truly,

Sharla Cox
Senior Secretary

Encl.



064

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss.
COUNTY OF ONEIDA)

Kristine D. Smith, begin duly sworn, deposes and says:
That she is the publisher of *THE IDAHO ENTERPRISE*, a weekly newspaper published at Malad, in the County of Oneida and State of Idaho; that said newspaper 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 27 consecutive weeks in the regular and entire issue of said newspaper during the period of time of publication, and was published in the newspaper proper and not a supplement; that said newspaper 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 8-19, 1999, and ending with the issue of 8-24, 1999.

Kristine D. Smith

STATE OF IDAHO)
)
COUNTY OF ONEIDA)

On this 27 day of August in the year of 1999, before me, Susan J. Wittman, a Notary Public, personally appeared Kristine D. Smith, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Susan J. Wittman
Notary public for Idaho
Residing at Malad, Idaho
My commission expires: 2-9-2000

NOTICE OF CLAIMS TO WATER RIGHT
The following claim(s) have been filed on water rights created by diversion and beneficial use:
15-04208
WILLIAMS, MARCENE L
WILLIAMS, THOMAS C
2643 W SAMARIA RD
MALAD, ID 83252
Source: SPRING
Tributary: MALAD RIVER
Diversion Pt: NWNW Sec 2 T 15S R 35E in ONEIDA County.
Use: STOCKWATER (0.040 CFS)
Total Diversion (0.040 CFS)
Claimed Priority: 1/1/1914
In: ONEIDA County
T15S R36E S30 SWNESEW
15-04209
WILLIAMS, THOMAS C
WILLIAMS, MARCENE L
2642 W SAMARIA RD
MALAD, ID 83252
Source: SPRING
Tributary: SINKS
Diversion Pt: NWSE Sec 36 T 15S R 35E in ONEIDA County.
Use: STOCKWATER (0.040 CFS)
TOTAL DIVERSION: (0.040 CFS)
Claimed priority: 1/1/1939
In: ONEIDA County T15S R35E S25 SESE
Exceptions to a claim may be filed with the Department of water Resources, Eastern Region, 900 N. Skyline Dr. Ste A, Idaho Falls, Idaho 83402, together with an exception fee of \$25.00
KARL J. DREHER, Director
Published: 8/19/1999 & 8/26/1999
L. #2564 8/19/99-8/26/99-2T

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AUG 30 1999

Department of Water Resources
Eastern Region



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

SEPTEMBER 9, 1998
KARL J. DREHER
DIRECTOR

THOMAS C WILLIAMS
MARCENE L WILLIAMS
2643 W SAMARIA RD
MALAD, ID 83252

Re: Claim No. 15-04209

Dear Claimants(s):

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 the information or evidence added at any time. Please refer to the claim identification number when corresponding with the 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.

Sincerely,

RONALD D CARLSON
Eastern Region Manager

Enclosure

~ Celebrating Our Centennial Year of Service to Idaho 1895-1995 ~