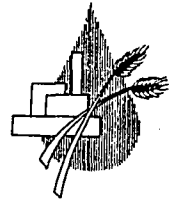


STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES



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 Cleo D. or Ivan W. or Dehon Schwartz
(Name of Claimant)

Rt. 1 Box 127 Malad, ID. 83252 Telephone No. 766-2743
(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) Dec. 1, 1918

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)
Lower Ireland Springs tributary to 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:

Quantity	(cfs, af)	Use	(Domestic, Irrigation, Stock, Etc.)	Period of Use From	(Mo., Day)	To	(Mo., Day)
Quantity	<u>0.02 cfs</u>	Use	<u>Stock</u>	Period of Use From	<u>5-1</u>	To	<u>10-30</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) 0.02 cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NE 1/4 NE 1/4, Sec. 32 Twp. 14S Rge. 34E 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.
from spring through pipeline to water troughs

(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	34E	32	X																

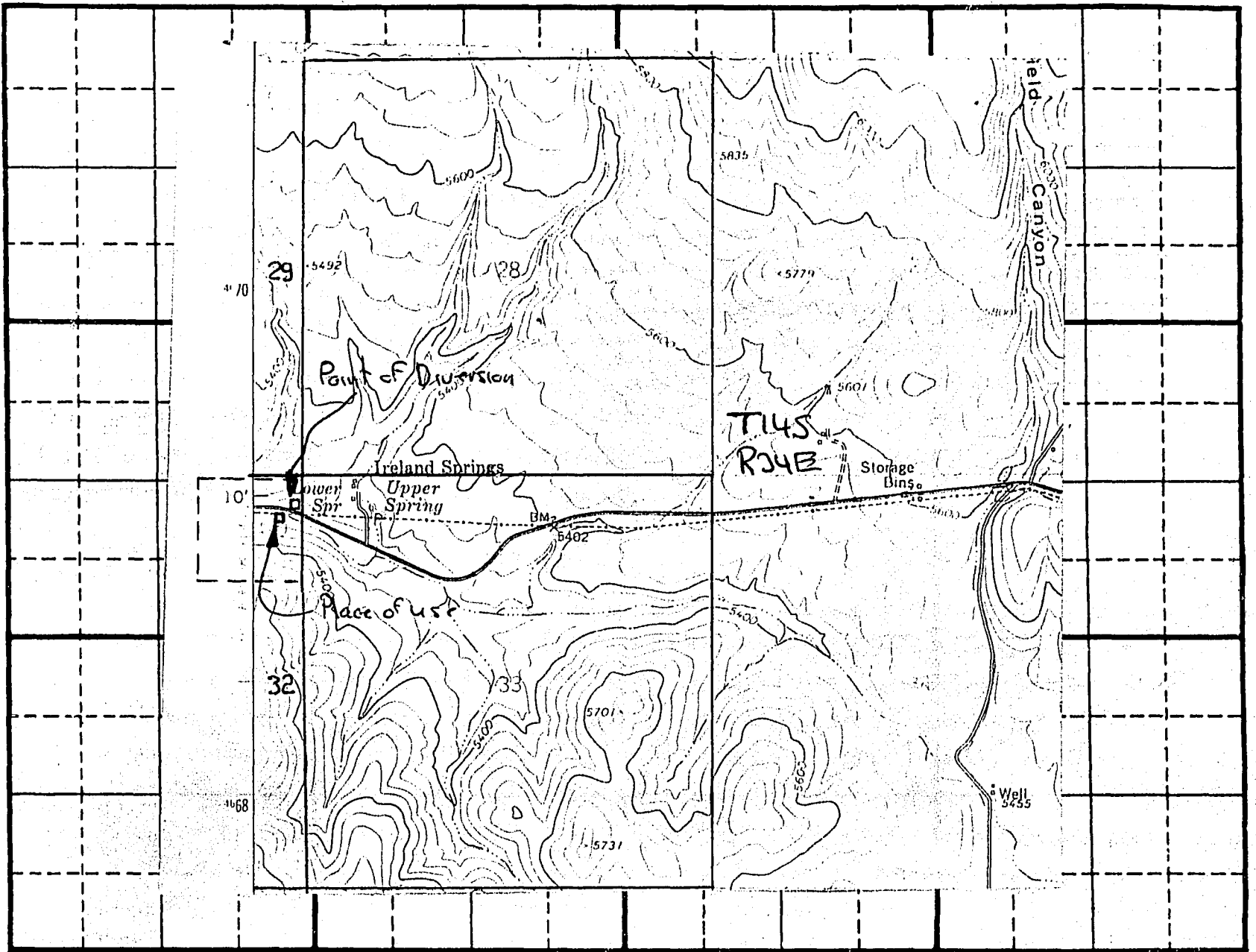
No. of acres _____

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

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

(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 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 5th day of May, 1983.

Glen R. Schwartz
(Claimant)
Callan May
Notary Public
Residing at Idaho Falls

My commission expires 6-15-85

Assist by HWJ

FOR DEPARTMENT USE ONLY

Received by	<u>KCW</u>	Date	<u>5-5-83</u>	Exception filed by:		Forwarded to		Date	
Prelim. check by	<u>KCW</u>	Date	<u>5-10-83</u>			claimant by:			
\$30.00 fee received by	<u>HWJ</u>	Date	<u>5-9-83 #28147</u>						
Published in	<u>Idaho Enterprise</u>								
Dates	<u>5/19 - 5/26/83</u>								

AFFIDAVIT OF PUBLICATION

RECEIVED

STATE OF IDAHO, }
County of Oneida }

MAY 31 1983

Department of Water Resources
Eastern District Office

Jeri D. 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

May 18, 1983, and ending
with the issue of May 25, 1983

Jeri D. Daniels

Fee \$ 35.10

Subscribed and sworn to before me this 26th day

of May, 1983.

Lois Hawley
Notary Public, Residing at Malad, Idaho

My Commission Expires Lifetime, 19

Published: 4-4, 11, 18, 25 T4.

NOTICE OF CLAIMS TO WATER RIGHTS

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

17-4055

SCHWARTZ, CLEO D. &-or IVAN W. &-or DELON
RT. 1, BOX 127, MALAD, ID 83252
Source: LOWER IRELAND SPRINGS trib. to SINKS
Priority Date: 12-01-1918
Diversion Pt: NENE Sec 32 T 14S R 34E
Use: STOCKWATER (0.02 CFS)
In: NENE Sec 32 T 14S R 34E
15-4146

SCHWARTZ, CLEO D. &-or IVAN W. &-or DELON
RT. 1, BOX 127, MALAD, ID 83252
Source: ANDERSON SPRING trib. to SINKS
Priority Date: 05-02-1928
Diversion Pt: NWNE Sec 32 T 15S R 35E
Use: STOCKWATER (0.02 CFS)
DOMESTIC (0.02 CFS)
In: NENW SENW SESW SWSE Sec 29 T 15S R 35E
15-4145

SCHWARTZ, CLEO D. &-or IVAN W. &-or DELON
RT. 1, BOX 127, MALAD, ID 83252
Source: SPRING trib. to SINKS
Priority Date: 06-01-1920
Diversion Pt: NWNW Sec 17 T 14S R 36E
Use: STOCKWATER (0.02 CFS)
DOMESTIC (0.02 CFS)
In: SENE Sec 18 T 14S R 36E
15-4144

DANIELS, DALE
176 W. 500 N., MALAD, ID 83252
Source: GROUNDWATER
Priority Date: 04-01-1918
Diversion Pt: NWSW Sec 32 T 14S R 36E
Use: STOCKWATER (0.02 CFS)
DOMESTIC (0.04 CFS)
In: NWSW Sec 32 T 14S R 36E

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 5-18 & 5-25-83.

17-4055-

SCHWARTZ, CLEO D. &/or IVAN W. &/or DELON

RT. 1. BOX 127. MALAD. ID 83252

Source: LOWER IRELAND SPRINGS trib. to SINKS

Priority Date: 12/01/1918

Diversion Pt: NENE Sec 32 T 14S R 34E

Use: STOCKWATER (0.02 CFS)

In: NENE Sec 32 T 14S R 34E

NOTICE OF CLAIMS TO WATER RIGHTS

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

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 5/19 & 5/26/83.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

MAY 11, 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 sales 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 billings to this office before JUNE 6, 1983.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

Form 243a
11/78

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: *Keth C. Allen*

Right Number

17 4055

Applicant

*Cleo, Ivan Delon
Schwartz*

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

June 13, 1983

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By

RC

Date

6/16/83

RECEIVED
JUN 16 1983

Department of Water Resources

CW.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

JUNE 6, 1983

CLEO D. SCHWARTZ
IVAN W. SCHWARTZ
DELOU SCHWARTZ
RT. 1, BOX 127
MALAD

ID 83252

RE: Claim No. 17-4055

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
