

- Applicant claims the benefit of the provisions contained in paragraph 7.D of the Swan Falls Framework Contract executed by the Governor and Attorney General of the State of Idaho and the Idaho Power Company, and reserves the right under any present or future Department of Water Resources rules and regulations, legislation and adjudication proceedings involving the Snake River and its tributaries to have "grandfathered" the rights claimed herein as of October 10, 1960.
- (8) Remarks

TSN		Sect 17		Point of Diversion		MICROFILMED	
				CLAIM ACREAGE			
		R 40E					
				R 40E			
				37 39		ACREAGE IN LICENSE	
TSN		17		31 38		22-2185	
				36 39			
				38 33			

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 2 day of August, 1985.

Arleco Inc
By John Arnold (pres)
(Claimant)

Notary Public
Residing at

Cheryl Thompson
Idaho Falls

My commission expires March 20, 1988

FOR DEPARTMENT USE ONLY

Received by HWS Date 8-02-85 Exception filed by: _____ Date _____
Prelim. check by HWS Date 8-02-85 Forwarded to claimant by: _____ Date _____
Published in Standard Journal Date 6-26-85 # 35409
Dates 8-15 & 8-22-85

THE STANDARD/JOURNAL

REXBURG, IDAHO

AFFIDAVIT OF
PUBLICATION

STATE OF IDAHO }
County of Madison } ss

I, Terry Weatherston

being first duly sworn, depose and say, that I am the printer of THE STANDARD/JOURNAL, a bi-weekly newspaper printed and published bi-weekly at Rexburg, Madison County, Idaho; and I do solemnly swear that the

Notice Of Claims To Water Rights

a copy of which notice appears attached hereto, was published in the regular and entire issue of said newspaper, and not in any

supplement issue thereof for 2 consecutive issues, the first publication hav-

ing been made on August 15, 1985 and the last publication having been made

on August 22, 1985

Further, that said newspaper is one of general circulation in said county; that it is a legal newspaper, conforming to legal specifications under the Idaho Statutes; that it has at least two hundred bona fide subscribers living within the county of publication; and that it has been continuously and uninterrupted published in said county during a period of seventy-eight consecutive weeks prior to the first publication of the said notice.

Terry Weatherston



Subscribed to and sworn to before me
this August 23, 1985

Rogers O. H. H. H.
Notary Public.

(SEAL)

My commission expires life

RECEIVED

SEP 9 1985

Department of Water Resources
Eastern District Office

NOTICE OF CLAIMS
TO WATER RIGHTS

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

22-4194

ARLENCO, INC.

ROUTE 4, REXBURG, ID 83440

Source: GROUNDWATER

Priority Date: 10/10/1960

Diversion Pt: SENE Sec 17 T 05N R 40E

Use: IRRIGATION (0.33 CFS)

In: NENE SWNE SENE NWSE SWSE
SESE Sec 17 T 05N R 40E FOR 20 ACRES

Exceptions to a claim may be filed with
the Director, Dept. of Water Resources, 150
Shoup Ave. Suite 15, Idaho Falls, Idaho
83402.

Publ. Aug. 15 and 22, 1985J

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES



NOTE:

The filing deadline has been extended
with a substantially increased fee:

Date Claim Filed	Fee
Until 6-30-1983	\$ 30
7-01-1983 thru 6-30-1984	\$100
7-01-1984 thru 6-30-1985	\$200

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 ARLENCO, INC., an Idaho corporation
(Name of Claimant)
Route 4, Rexburg, ID 83440 Telephone No. 356-6416
(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) October 10, 1960

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:

	(cfs, af)	(Domestic, Irrigation, Stock, Etc.)	(Mo., Day)	(Both dates inclusive) (Mo., Day)
Quantity	<u>0.33 cfs</u>	Use <u>Irrigation</u>	Period of Use From <u>4-1</u>	To <u>11-1</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) 0.33 cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE 1/4 NE 1/4, Sec. 17 Twp. 5N Rge. 40E B.M., County of Madison
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. Well, motor, pump, switch panel, mainline, laterals, sprinklers and booster pump

(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	
5N	40E	17	1		6	2										5	2	4	20

No. of acres 20

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: None
Applicant, by license #22-2185 (G-29079) was licensed for 4.75 cfs with priority of 10-10-1960 for 285 ac. as described in said license. The additional 0.33 cfs claimed for the 20 ac. described above is a non-additive quantity. This 20 acres and the 285 ac. in license 22-2185 are watered by 4.75 cfs.

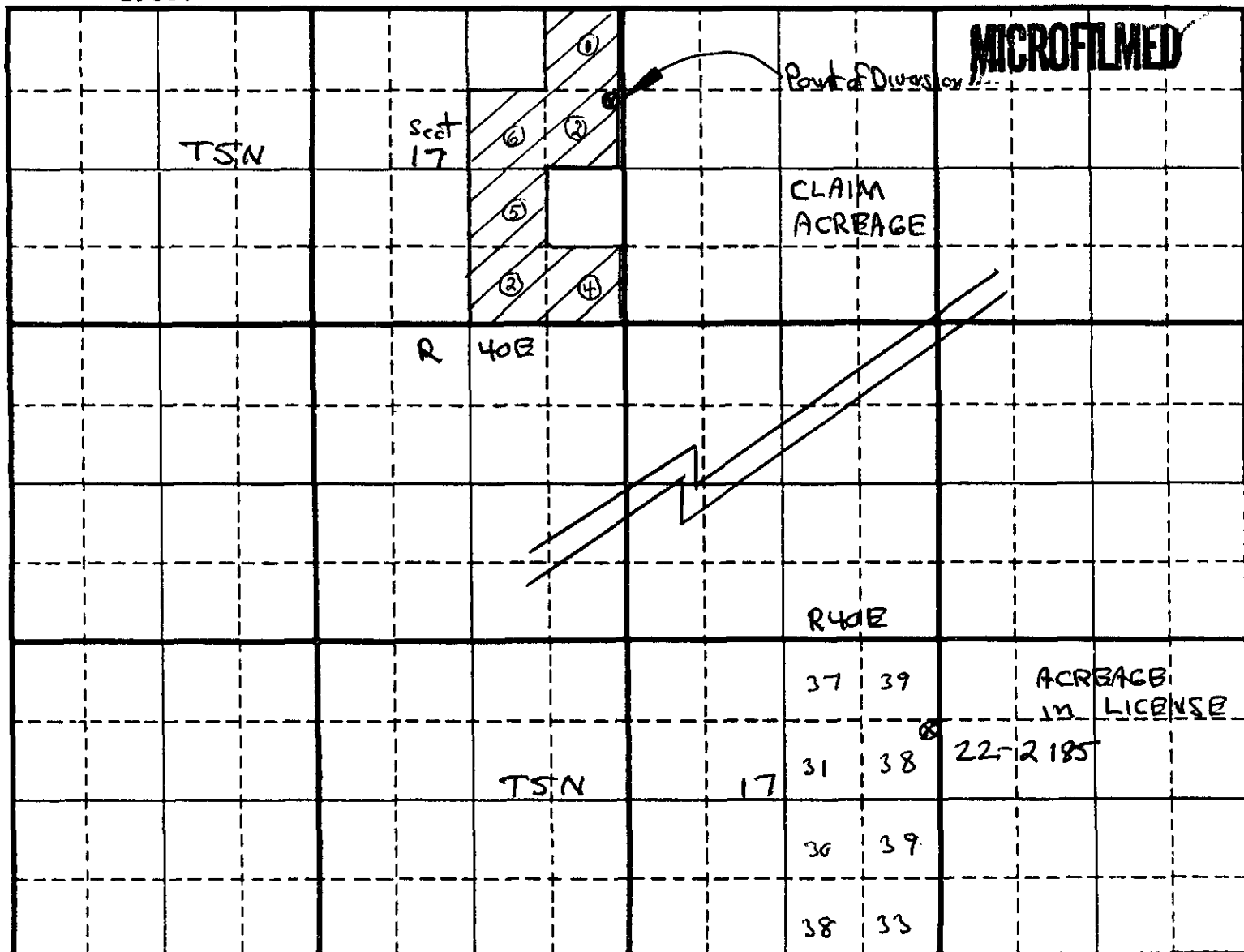
NOTE: Include here the type and number of stock watered: _____

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

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Applicant claims the benefit of the provisions contained in paragraph 7.D of the Swan Falls Framework Contract executed by the Governor and Attorney General of the State of Idaho and the

- (8) Remarks Idaho Power Company, and reserves the right under any present or future Department of Water Resources rules and regulations, legislation and adjudication proceedings involving the Snake River and its tributaries to have "grandfathered" the rights claimed herein as of October 10, 1960.



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 2 day of August, 1985.
Arlinec Inc
By Steve Arnold (pres)
(Claimant)

Thurys Thompson
Notary Public
Residing at Idaho Falls

My commission expires March 20, 1988

Asst. by HWS
Received by HWS Date 8-02-85 Exception filed by: _____ Forwarded to: _____ Date: _____
Prelim. check by HWS Date 8-02-85
200.00 - 130.00 fee received by CT Date 6-26-85 # 35409
Published in Standard Journal
Dates 8-15 & 8-22-85

VOID
Under the provisions of
Robert's Rules of Order

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

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:

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.

Ground water tributary to

(cfs. af) (Domestic, Irrigation, Stock, Etc.) (Both dates inclusive)
(Mo., Day) (Mo., Day)

(4) **No additional*** **TOTAL QUANTITY USED.**
(cfs, af)

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. Well, motor, pump, switch panel, mainline, laterals, sprinklers and booster pump

[illegible]

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: None

NOTE: Include here the type and number of stock watered: 157 acres on app. 22-7476 and the 20 acres

WEDGEMED

Applicant claims the benefit of the provisions contained in paragraph 7.D of the Swan Falls Framework Contract executed by the Governor and Attorney General of the State of Idaho and the Idaho Power Company, and reserves the right under any present or future Department of Water Resources rules and regulations, legislation and adjudication proceedings involving the Snake River and its tributaries to have "grandfathered" the rights claimed herein as of October 10, 1960.

MICROFILMED

			37	40				
			37	39				
Red Figures: Acreage			37	40	Point of diversion			
by license 22-2185			31	35				
			35	39				
Black Figures: Acreage		TOWNSHIP 5 North,	30	37	Range 40 East, Boise Meridian			
actually irrigated		17	40	37				
			35	33				
The difference, 20 A					Blue: Mainline			
is the amount					Laterals: Purple			
claimed			40	39				
			40	37				
Green Figures: From								
App. # 22-7476		20						

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)
) ss.
County of Madison)

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.

ARLENCO, INC.

ARLENCO, INC.

By: Glen H. Arnold
Glen H. Arnold, Plaintiff President

Sworn to before me this 28th day of June, 1985

Notary Public for Idaho
Residing at Rexburg, Idaho

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by _____	Date _____	Exception filed by: _____	Forwarded to _____	Date _____
Prelim. check by _____	Date _____		claimant by: _____	
~~\$50.00~~ Fee received by <u>ct</u>	Date <u>6-26-85 # 35409</u>			
Published in _____				
Dates _____				

THE STANDARD/JOURNAL
REXBURG, IDAHO

AFFIDAVIT OF
PUBLICATION

STATE OF IDAHO }
County of Madison } ss

I, Terry Weatherston,
being first duly sworn, depose and say, that I am
the printer of THE STANDARD/JOURNAL, a bi-
weekly newspaper printed and published bi-
weekly at Rexburg, Madison County, Idaho; and I
do solemnly swear that the

Notice Of Claims To Water Rights
a copy of which notice appears attached here-
to, was published in the regular and entire issue
of said newspaper, and not in any

supplement issue thereof for 2
consecutive issues, the first publication hav-

ing been made on August 15, 1985
and the last publication having been made

on August 22, 1985.

Further, that said newspaper is one of general
circulation in said county; that it is a legal
newspaper, conforming to legal specifications
under the Idaho Statutes; that it has at least two
hundred bona fide subscribers living within the
county of publication; and that it has been
continuously and uninterruptedly published in said
county during a period of seventy-eight con-
secutive weeks prior to the first publication of the
said notice.

Terry Weatherston

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Subscribed to and sworn to before me

this August 23, 1985

*[Signature]*  
Notary Public.

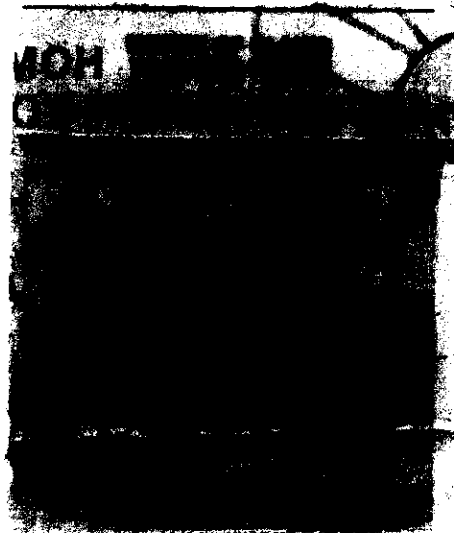
(SEAL)

My commission expires life

RECEIVED

SEP 9 1985

Department of Water Resources  
Eastern District Office



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State of Idaho  
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: HWS

Right Number 22-4194 Applicant Artenco Inc.

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. 11, 1985

9-2-85

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By SC Date 9/16/85

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**RECEIVED**  
SEP 16 1985

Department of Water Resources

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Eastern Region

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

SEPTEMBER 2, 1985

ARLENCO, INC.  
ROUTE 4  
REXBURG

ID 83440

RE: Claim No. 22-4194

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

**MICROFILMED**

September 5, 1985

Standard Journal  
P.O. Box 10  
Rexburg, ID 83440

RE: Notice of Claim to a Water Right No. 22-4194

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application. The legal notice was to have been published in your paper on August 15 and 22, 1985.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

COLLEEN WRAY  
Adm. Secretary

**MICROFILMED**

July 19, 1985

Arlenco Inc.  
C/O Glen Arnold  
Route 4  
Rexburg, ID 83440

Dear Mr. Arnold:

Enclosed is a corrected claim to a water right based on the one you submitted. A claim must have an amount in cfs or acre feet listed on line 3. I have computed an amount of 0.33 cfs based on cfs/acre in license 22-2185 and noted this is a non-additive quantity.

Application 22-7476 has no bearing at this time on the license 22-2185 or this claim since it has yet to be inspected and licensed.

If you agree with my interpretation please sign and have the claim notarized and send it back to this office.

Sincerely,

HAROLD W. JONES  
Senior Resource Agent

HWJ/ct

Enclosure

**MICROFILMED**

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Eastern Region

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

AUGUST 7, 1985

The Standard Journal  
P. O. Box 10  
Rexburg, Idaho 83440

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 galley 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 billing to this office before SEPTEMBER 2, 1985.

Yours truly,

RONALD D. CARLSON  
Supervisor  
Eastern Region

Encl.

**MICROFILMED**

## 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 8/15 & 8/22/85.

**MICROFILMED**

22-4194

ARLENCO, INC.

ROUTE 4, REXBURG, ID 83440

Source: GROUNDWATER

Priority Date: 10/10/1960

Diversion Pt: SENE Sec 17 T 05N R 40E

Use: IRRIGATION (0.33 CFS)

In: NENE SWNE SENE NWSE SWSE SESE Sec 17 T 05N R 40E FOR 20 ACRES

**MICROFILMED**