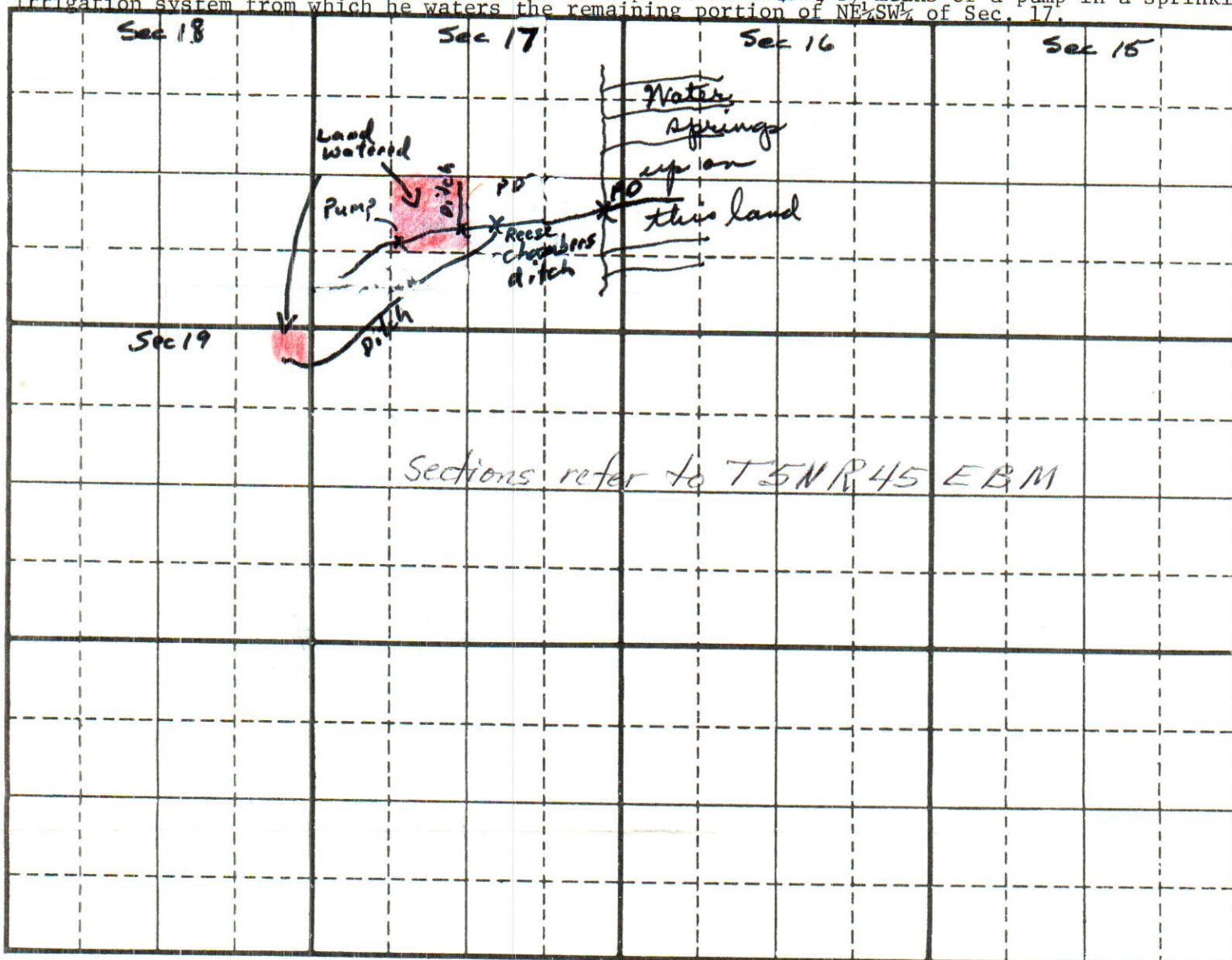


Claimant's predecessor in interest, Maria Bevan, acquired property under Desert Land Patent (copy attached) on October 26, 1907. The patentee developed the diversion works and applied the water to beneficial use for at least a period of 5 years prior to the issuance of patent. The water arises from springs and swamp land in Secs. 16 & 17 as shown below and flows into (8) Remarks manmade channel, Reese Chambers ditch. Claimant diverts from said Chambers ditch into Claimants ditch in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 17 from which it flows to a 10 Acre tract located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 19 which it waters. Also, Claimant removes water from the Chambers ditch at a point on the East side of NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 17 from which he flood irrigates most of NE $\frac{1}{4}$ SW $\frac{1}{4}$. He also removes water from the Chambers ditch at a point in NE $\frac{1}{4}$ SW $\frac{1}{4}$ by means of a pump in a sprinkler irrigation system from which he waters the remaining portion of NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 17.



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 Madison) 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.

J. Lynn Bevan
(Claimant)

Sworn to before me this 30th day of June, 1983.

[Signature]
Notary Public
Residing at Rexburg, ID

My commission expires Life

Received by OW Date 6-30-83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by Rew Date 5 Jan 1984
\$30.00 fee received by OW Date 6-30-83
Published in Peter Valley News # 29220
Dates 1/19 - 1/26/84

FOR DEPARTMENT USE ONLY

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 J. LYNN BEVAN and WILMA BEVAN, husband and wife,
(Name of Claimant)

Route 1, Box 1170, Tetonia, ID 83452 Telephone No. 456-2823
(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 26, 1902

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)
Various springs, streamlets and swamp area tributary to Teton River

known(3) Describe the purpose for which the water has been used and the time during the year when you have used the right as Driggs claimed:

Quantity	(cfs, af)	Use	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
<u>2.2 cfs</u>		<u>irrigation/stock</u>		<u>5-1</u>	<u>11-1</u>
<u>2 cfs</u>		<u>stock</u>		<u>1-1</u>	<u>12-31</u>

(4) 2.2 cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NE 1/4 SE 1/4, Sec. 17 Twp. 5 N Rge. 45 E B.M., County of Teton
Additional points of diversion: SE 1/4 NE 1/4 of Sec. 17, T5N, R 45 EBM; NW 1/4 SW 1/4 of SEC. 16, T5N, R45 EBM; and NW 1/4 SE 1/4 and NE 1/4 SW 1/4 of Sec. 17, T5N, R45 EBM

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. Water originates in swamp area located in NE 1/4 of Sec. 17 and NW 1/4 and SW 1/4 and the SW 1/4 NW 1/4 of SEC. 16 T5N, R45 EBM, and flows into manmade channel in NE 1/4 SE 1/4 of Sec. 17, running down channel where a portion of it is diverted from manmade channel into another ditch in the NW 1/4 SW 1/4 of Sec. 17

(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	45E	17									40								40
5N	45E	19	10																10

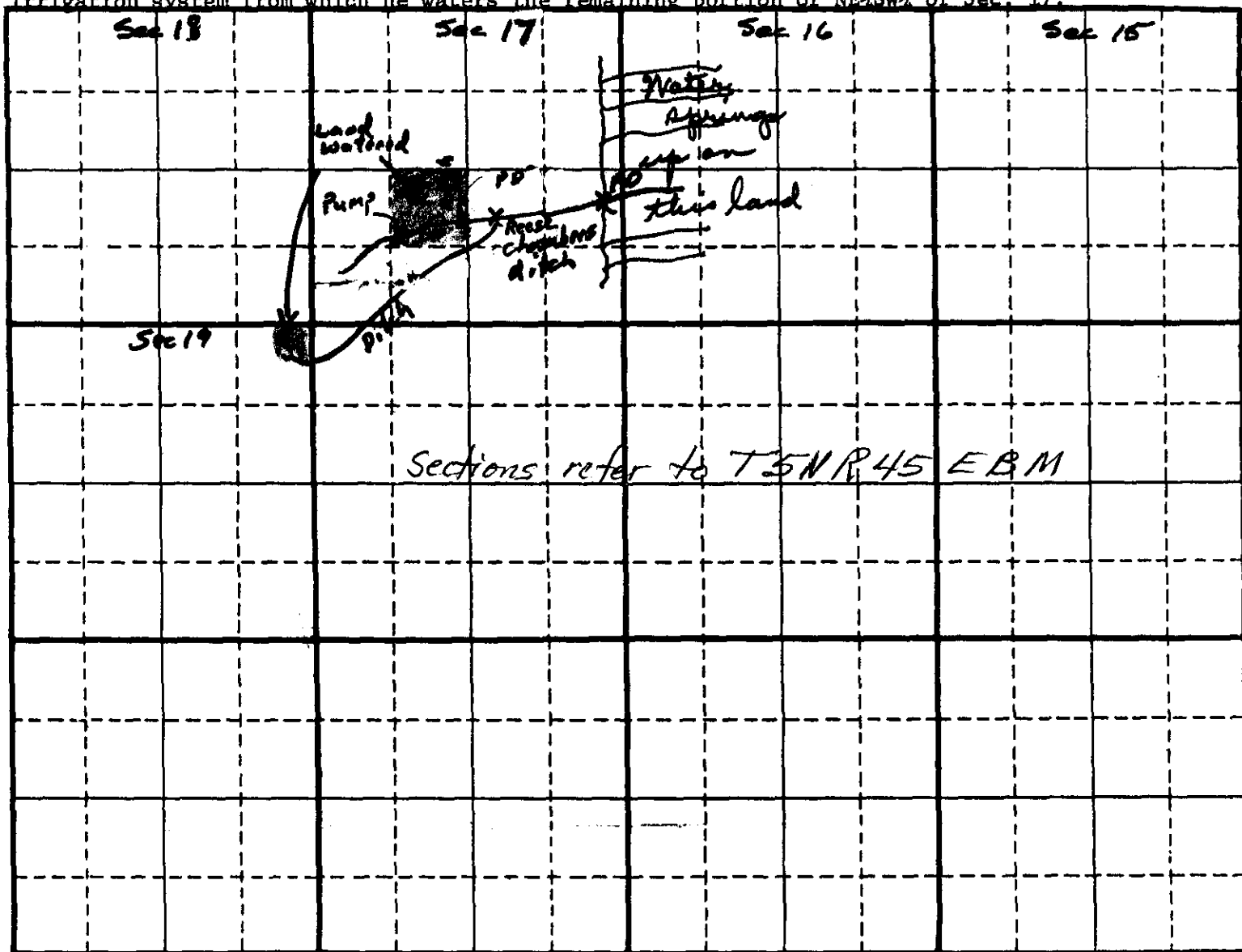
No. of acres 50

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
Claimant waters approximately 150 Head Hereford beef cattle

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:
Not applicable

Claimant's predecessor in interest, Maria Bevan, acquired property under Desert Land Patent (copy attached) on October 26, 1907. The patentee developed the diversion works and applied the water to beneficial use for at least a period of 5 years prior to the issuance of patent. The water arises from springs and swamp land in Secs. 16 & 17 as shown below and flows into

(8) Remarks manmade channel, Reese Chambers ditch. Claimant diverts from said Chambers ditch into Claimant's ditch in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 17 from which it flows to a 10 Acre tract located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 19 which it waters. Also, Claimant removes water from the Chambers ditch at a point on the East side of NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 17 from which he flood irrigates most of NE $\frac{1}{4}$ SW $\frac{1}{4}$. He also removes water from the Chambers ditch at a point in NE $\frac{1}{4}$ SW $\frac{1}{4}$ by means of a pump in a sprinkler irrigation system from which he waters the remaining portion of NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 17.



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 Madison) 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.

J. Lynn Bevan
(Claimant)

Sworn to before me this 30th day of June, 19 83.

[Signature]
Notary Public
Residing at Rexburg, ID

My commission expires Life

Received by CW Date 6-30-83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by Rcw Date 5 Jan 1984
\$30.00 fee received by CW Date 6-30-83
Published in Fetor Valley News # 2220
Dates 1/19 - 1/26/84

10-3574 The United States of America.

To all to whom these presents shall come Greeting; Desert Lands. Certificate No 1533.

Whereas Maria Bevans, has deposited in the General Land Office of the United States a Certificate of the register of the Land Office at Blackfoot, Idaho whereby it appears that full payment has been made by the said Maria Bevans according to the provisions of the Act of Congress of the 24th of April 1820, entitled "An Act making further provisions for the sale of the Public Lands" and the acts supplemental thereto for the.

Northeast quarter of the southwest quarter of section seventeen in township five North of range forty five east of the Boise Meridian Idaho containing forty acres, according to the Official Plat of the Survey of the said lands returned to the General Land Office by the Surveyor General which said tract has been purchased by the said Maria Bevans.

Now know ye, that the United States of America, in consideration of the premises and in conformity with the several acts of congress in such case made and provided Have given and granted and by these presents do give and grant unto the said Maria Bevans and to her heirs the said tract above described to have and to hold the same together with all the rights, privileges, immunities and appurtenances of whatsoever nature ther unto belonging unto the said Maria Bevans and to her heirs and assigns forever, subject to any vested and accrued water rights for mining, agricultural, manufacturing or other purposes and rights to ditches and reservoirs used in connection with such water rights as may be recognized and acknowledged by the local customs, laws and decisions of courts and also subject to the right of the proprietor of a vein or lode to extract and remove his ore therefrom should as provided by law, and there is reserved from the lands hereby granted the same be found to penetrate or intersect the premises hereby granted a right of way thereon for ditches or canals constructed by the authority of the United States.

In Testimony whereof I Theodore Roosevelt, President of the United States of America, have caused these letters to be made Patent and the seal of the General Land Office to be hereunto affixed, Given under my hand at the City of Washington the twenty sixth day of October in the year of our Lord one thousand nine hundred and seven and of the Independence of the United States the one hundred and thirty second.

(seal of the G.L.O)

By the President Theodore Roosevelt.

Recorded Vol 676, page 307

By F. M. McKean, Secretary.

H. W. Sanford, Recorder of the General Land Office.

Filed for record at the request of Madison Abstract Company December 28, 1914, at 2 o'clock P.M. Fee \$1.00 Jno Hegsted, Recorder.

Transcribed from Book 37 of deeds page 227, Madison County Records.

AFFIDAVIT OF PUBLICATION

State of Idaho)

County of Teton)

I, Janet Holger,
being first duly sworn depose and
say that I am the owner
of the Teton Valley News, a
newspaper as defined by Idaho
Codes Annotated, Section 58-106,
as amended, and that said
newspaper is a weekly newspaper
printed and published at Driggs, in
Teton County, Idaho, having a
general circulation in said county,
and that said newspaper has been
printed in said county for more
than 78 consecutive weeks prior to
the first publication of the attached
notice, advertisement or publica-
tion of

Notice of Claims to
Water Rights 22-4169, 22-4168
22-4167

And affiant further says that said
attached notice, advertisement or
publication, as per clipping
attached, was published in said
newspaper, in the regular and
entire issue thereof, and not in any
supplement issue thereof, for 22
consecutive issues thereof; first
publication having been made on
the 19 day of JANUARY, 1984
and last publication on the 26 day
of JANUARY, 1984

And affiant further says that at
the times herein mentioned said
newspaper was made up of at least
eight pages of at least five columns
each, printed from type matter, of
at least sixteen inches deep.

Janet Holger

Subscribed in my presence and
sworn to before me this 20th day of
Jan, 1984

(SEAL) Notary Public for the state
of Idaho, residence and postoffice
address, Driggs, Idaho.

Deeds A. Rusk
My Commission expires

12/2, 1985

NOTICE OF CLAIMS TO WATER RIGHTS

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

22-4169

Bevan, J. Lynn &/or Wilma
Rt. 1, Box 1170, Tetonia, ID
83452
Source: Unnamed stream trib.
to Teton River
Priority Date: 10/13/1900
Diversion Pt.: SWSW Sec 20 T
05N R 45E
Use: Irrigation (3.40 cfs)
Stockwater (0.0035 cfs)
In: SWNE SENE SENW
NESW SESW SWSE Sec 19 T
05N R 45E for 170 acres.

22-4168

Bevan, J. Lynn &/or Wilma
Rt. 1, Box 1170, Tetonia, ID
83452
Source: Driggs swamp trib. to
Teton River
Priority Date: 10/26/1902
Diversion Pt.: NESE SENE
NENE Sec 17 T 05N R 45E
NWSW SWNW Sec 16 T 05N
R 45E NWSE NESW Sec 17 T
05N R 45E
Use: Irrigation (2.00 cfs)
Stockwater (0.20 cfs)
In: NESW Sec 17 T 05N R 45E
NENE Sec 19 T 05N R 45E for
50 acres.

22-4167

Bevan, J. Lynn &/or Wilma
Rt. 1, Box 1170, Tetonia, ID
83452
Source: Unnamed stream trib.
to Teton River
Priority Date: 10/13/1900
Diversion Pt.: NENW Sec 20 T
05N R 45E
Use: Irrigation (4.80 cfs)
Stockwater (0.07 cfs)
In: NENE NWNE SWNE
NENW SENW Sec 19 T 05N R
45E for 155 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 in the Teton
Valley News January 19 and
26, 1984.

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

FEBRUARY 6, 1984

J. LYNN BEVAN
WILMA BEVAN
RT. 1, BOX 1170
TETONIA

ID 83452

RE: Claim No. 22-4168

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

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: KEITH C WILSON J. LYNN + WILMA
Right Number 22 4168 Applicant Bevan

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.

Feb 6, 1984

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Carlson Date Feb 7, 1984

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By SC Date 2/9/84

RECEIVED
FEE 00
[Signature]

Department of Water Resources

MICROFILMED



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

November 8, 1983

J. Lynn Bevan
Rt.#1, Box 1170
Tetonia, ID 83452

RECEIVED

JAN 4 1984

Department of Water Resources
Eastern District Office

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:

- _____ 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. *Item #3 stock and irrigation should be listed separate*
- _____ 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: *Item 5B Change R 1/2 EBM to R 45 EBM*
Item 6B under Note type & number of stock
Map needs Township 5N and Range 45E added to complete the 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

22-4168-

BEVAN, J. LYNN &/or WILMA

RT. 1, BOX 1170, TETONIA, ID 83452

Source: DRIGGS SWAMP trib. to TETON RIVER

Priority Date: 10/26/1902

Diversion Pt: NESE SENE NENE Sec 17 T 05N R 45E NWSW SWNW Sec 16 T 05N R 45E
NWSE NESW Sec 17 T 05N R 45E

Use: IRRIGATION (2.00 CFS)
STOCKWATER (0.20 CFS)

In: NESW Sec 17 T 05N R 45E NENE Sec 19 T 05N R 45E FOR 50 ACRES