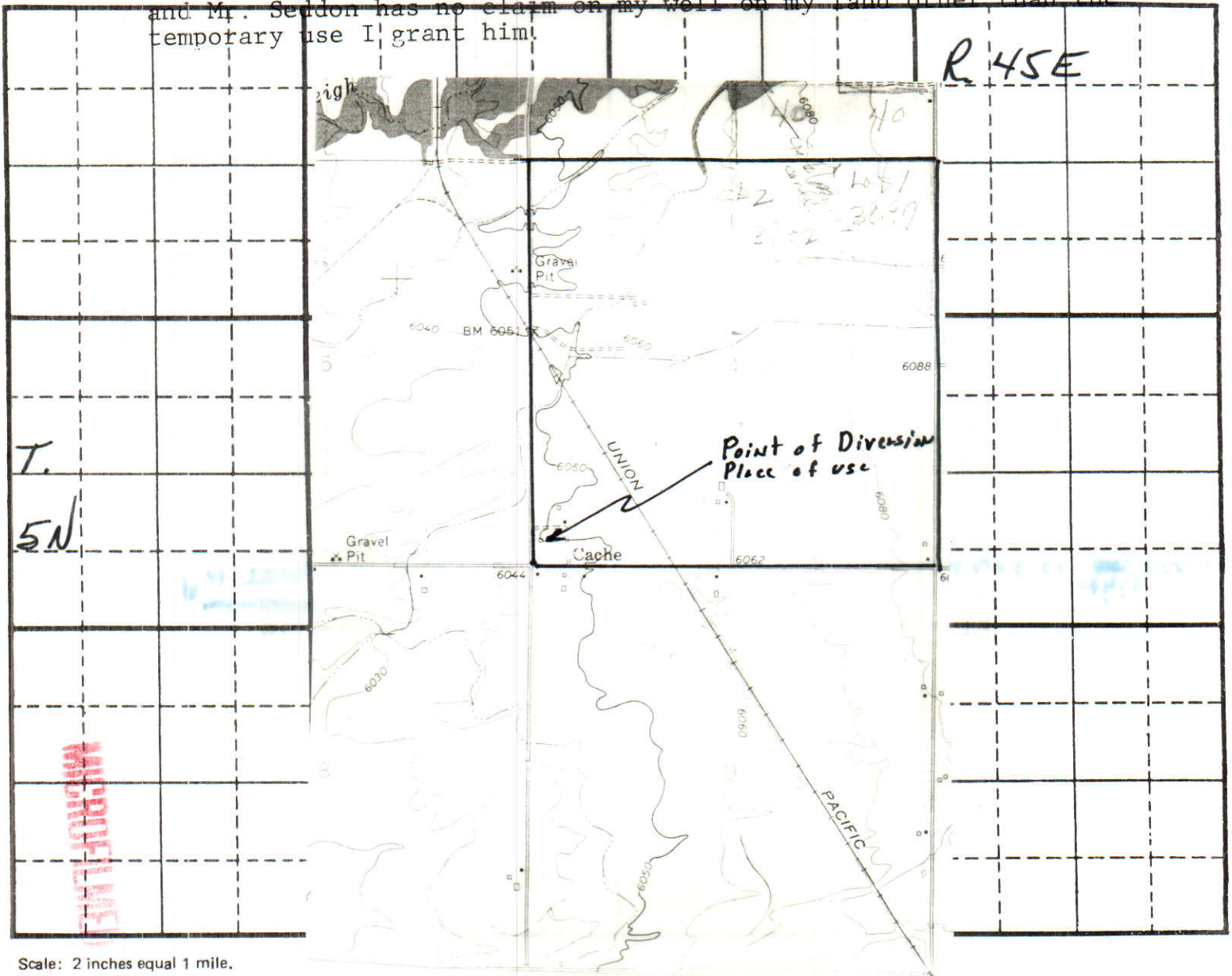


- (8) Remarks This claim is filed because I irrigate more than 1/2 acre This is a single family use of my well water. However, I do grant use of my well water on a temporary year to year basis to allow my neighbor, Mr. Scott Seddon, a reasonable length of time to drill his well on his land. In no way am I filing a water claim for Mr. Seddon and Mr. Seddon has no claim on my well on my land other than the temporary use I grant him.



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 29th day of June, 1983.

RE Lifford
(Claimant)

Callen Aray
Notary Public
Residing at Idaho Falls

My commission expires 6-15-85

FOR DEPARTMENT USE ONLY

Received by <u>Jm</u>	Date <u>6-29-83</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>S.M.</u>	Date <u>9-8-1983</u>		claimant by:	
\$30.00 fee received by <u>CW</u>	Date <u>6-29-83</u>			
Published in <u>Peton Valley News</u>	<u>#25689</u>			
Dates <u>9/22</u> ; <u>9/29/83</u>				

AFFIDAVIT OF PUBLICATION

State of Idaho

County of Teton

I, Janet Holgers.....
being first duly sworn depose and
say that I am the bookkeeper....
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

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 2.....
consecutive issues thereof; first
publication having been made on
the 22 day of Sept, 1983
and last publication on the 29 day
of Sept, 1983

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 Holgers
Subscribed in my presence and
sworn to before me this 23rd day of
Sept, 1983
(SEAL) Notary Public for the state
of Idaho, residence and postoffice
address, Driggs, Idaho.

Deeda A. Richs
My Commission expires

12/12, 1985

**NOTICE OF CLAIMS TO
WATER RIGHTS**

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

22-4146

Fitzgerald, Robert E.
Rt. 1 Box 1220, Tetonia, ID
83452
Source: Groundwater
Priority date: 08/01/1910
Diversion Pt: SWSW Sec 04 T
05N R 45E
Use: Irrigation (0.02 cfs)
Stockwater (0.01 cfs) Domestic
(0.04 cfs)
In: SWSW Sec 04 T 05N R 45E
for 1 acre.

22-4144

Hill, Edwin C. &/or Toni Jean
Rt. 2 Box 1230, Driggs, ID
83422
Source: Groundwater
Priority date: 04/19/1916
Diversion Pt: SESE Sec 02 T
04N R 44E
Use: Stockwater (0.05 cfs)
Domestic (0.06 cfs)

*Please turn to page 15

***From page 10**

In: NESE SESE Sec 02 T 04N
R 44E

22-4142

Miller, Chester H.
Box 532, Driggs, ID 83422
Source: Paradise Spring trib.
to Teton River
Priority Date: 07/01/1963
Diversion Pt: NENW Sec 30 T
04N R 45E
Use: Irrigation (0.65 cfs)
In: SESW SWSE Sec 19 T 04N
R 45E for 55 acres

22-4141

Miller, Leroy &/or Ruth E.
Rt. 1 Box 594, Victor, ID 83455
Source: Paradise Springs trib.
to Teton River
Priority Date: 06/01/1904
Diversion Pt: NENW Sec 30 T
04N R 45E
Use: Irrigation (0.16 cfs)
In: NENW Sec 30 T 04N R 45E
for 8 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 September 22 and
29, 1983.

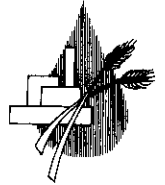
RECEIVED

SEP 27 1983

Department of Water Resources
Eastern District Office

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 Robert E. Fitzgerald

Rt. #1, Box 1220, Tetonia, ID 83452 (Name of Claimant) Telephone No. 456-2603
(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) August 1910

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.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	<u>0.04 cfs</u>	Use <u>domestic</u>	Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity	<u>0.02 cfs</u>	Use <u>irrigation</u>	Period of Use From <u>6/1</u>	To <u>10/31</u>
Quantity	<u>0.01 cfs</u>	Use <u>stockwater</u>	Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To

(4) 0.70 cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW ¼ SW ¼, Sec. 4 Twp. 5N Rge. 45E B.M., County of Teton

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, mainline to old school, now a single family dwelling,
and ~~mainline to old school~~ also a single family dwelling.

A TEMPORARY SECONDARY LINE TO AN OLD CHURCH NOT ON MY PROPERTY
(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.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
5N	45E	4											.75						.75

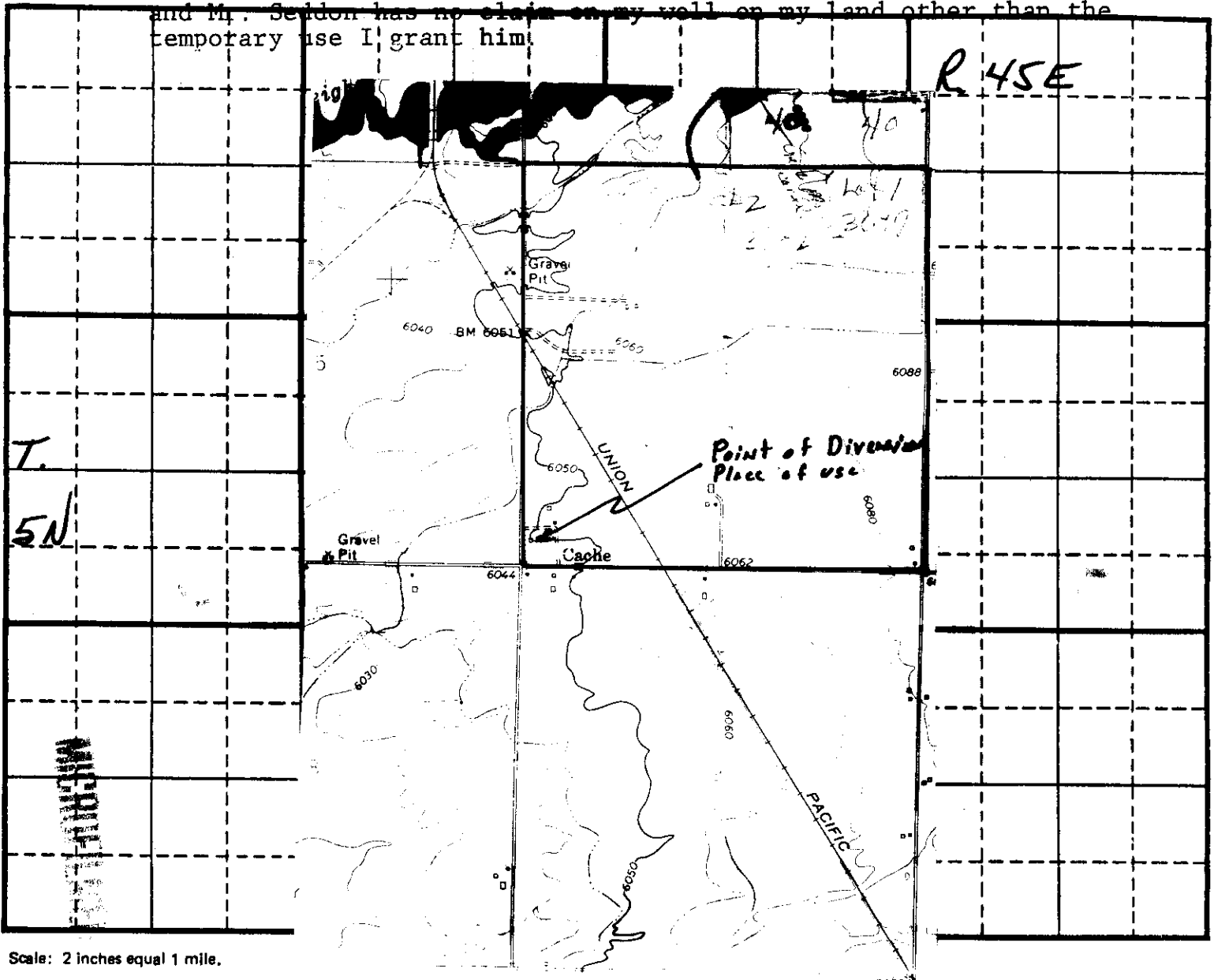
No. of acres 175

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

NOTE: Include here the type and number of stock watered: 2 beef, cows, 6 goats, ducks & geese

(7) If you are claiming water as a member of an organization, list name of organization: 1 horse

(8) Remarks This claim is filed because I irrigate more than 1/2 acre This is a single family use of my well water. However, I do grant use of my well water on a temporary year to year basis to allow my neighbor, Mr. Scott Seddon, a reasonable length of time to drill his well on his land. In no way am I filing a water claim for Mr. Seddon and Mr. Seddon has no claim on my well on my land other than the temporary use I grant him.



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 29th day of June, 1983.

RE L. Jensen
(Claimant)

Callen Wray
Notary Public
Residing at Idaho Falls

My commission expires 6-15-85

FOR DEPARTMENT USE ONLY

Received by Jm Date 6-29-83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by SM Date 9-8-1983 claimant by: _____
\$30.00 fee received by CW Date 6-29-83
Published in Peton Valley News # 25689
Dates 9/22, 9/29/83

AFFIDAVIT OF PUBLICATION

State of Idaho)

) ss

County of Teton)

I, Janet Holgers.....
being first duly sworn, depose and
say that I am the bookkeeper...
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

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 2....
consecutive issues thereof; first
publication having been made on
the 22 day of Sept, 1983
and last publication on the 29 day
of Sept, 1983

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 Holgers

Subscribed in my presence and
sworn to before me this 22nd day of
Sept, 1983
(SEAL) Notary Public for the state
of Idaho, residence and postoffice
address, Driggs, Idaho.

Heida A. Rich
My Commission expires

12/3, 1985

RECEIVED

SEP 27 1983

Department of Water Resources
Eastern District Office

IN THE following claims have
been filed on water rights
created by diversion and
beneficial use:

22-4143

Fitzgerald, Robert E.
Rt. 1 Box 1220, Teton, ID
83402

Source: Groundwater
Priority date: 08/01/1910
Diversion Pt: SWSW Sec 04 T
04N R 44E

Use: Irrigation (0.02 cfs)
Stockwater (0.01 cfs) Domestic
(0.04 cfs)

In: SWSW Sec 04 T 04N R 44E
for 1 acre.

22-4144

Hill, Edwin C. &/or Tom Jean
Rt. 3 Box 1220, Driggs, ID
83422

Source: Groundwater
Priority date: 04/19/1916
Diversion Pt: SESE Sec 02 T
04N R 44E

Use: Stockwater (0.05 cfs)
Domestic (0.01 cfs)

In: NESE Sec 02 T 04N
R 44E

22-4142

Miller, Chester H.
Box 532, Driggs, ID 83422

Source: Paradise Spring trib.
to Teton River
Priority Date: 07/01/1963
Diversion Pt: NENW Sec 30 T
04N R 45E

Use: Irrigation (0.03 cfs)
In: SESW SWSE Sec 19 T 04N
R 45E for 55 acres

22-4141

Miller, Leroy &/or Ruth E.
Rt. 1 Box 594, Victor, ID 83406

Source: Paradise Springs trib.
to Teton River
Priority Date: 04/01/1964
Diversion Pt: NENW Sec 30 T
04N R 45E

Use: Irrigation (0.18 cfs)
In: NENW Sec 30 T 04N R 45E
for 5 acres.

Exceptions to a claim may be
filed with the Director, Dept. of
Water Resources, 1000 Shoshone
Ave., Suite 15, Idaho Falls,
Idaho 83402.

Filed for Record
Published in the Teton
Valley News

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

OCTOBER 10, 1983

ROBERT E. FITZGERALD
RT. 1, BOX 1220
TETONIA

ID 83452

RE: Claim No. 22-4146

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: Steve McCormick

Right Number 22 4146 Applicant Robert Fitzgerald

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.

Oct 10, 1983

FINAL REGIONAL PROCESSING REVIEW:

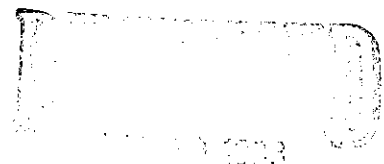
- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☐ Exceptions processed.

By Ernest Carlson Date Oct 13, 1983

STATE OFFICE PROCESSING:

- ☐ Claim review complete.

By PC Date 10/25/83



Department of Water Resources

MICROFILMED

22-4146-

FITZGERALD, ROBERT E.

RT. 1. BOX 1220. TETONIA. ID 83452

Source: GROUNDWATER

Priority Date: 08/01/1910

Diversion Pt. SMSW Sec 04 T 05N R 45E

Use. IRRIGATION	(0.02 CFS)
STOCKWATER	(0.01 CFS)
DOMESTIC	(0.04 CFS)

In. SMSW Sec 04 T 05N R 45E FOR 1 ACRES

RECEIVED
JAN 10 1961
FBI - BUTTE