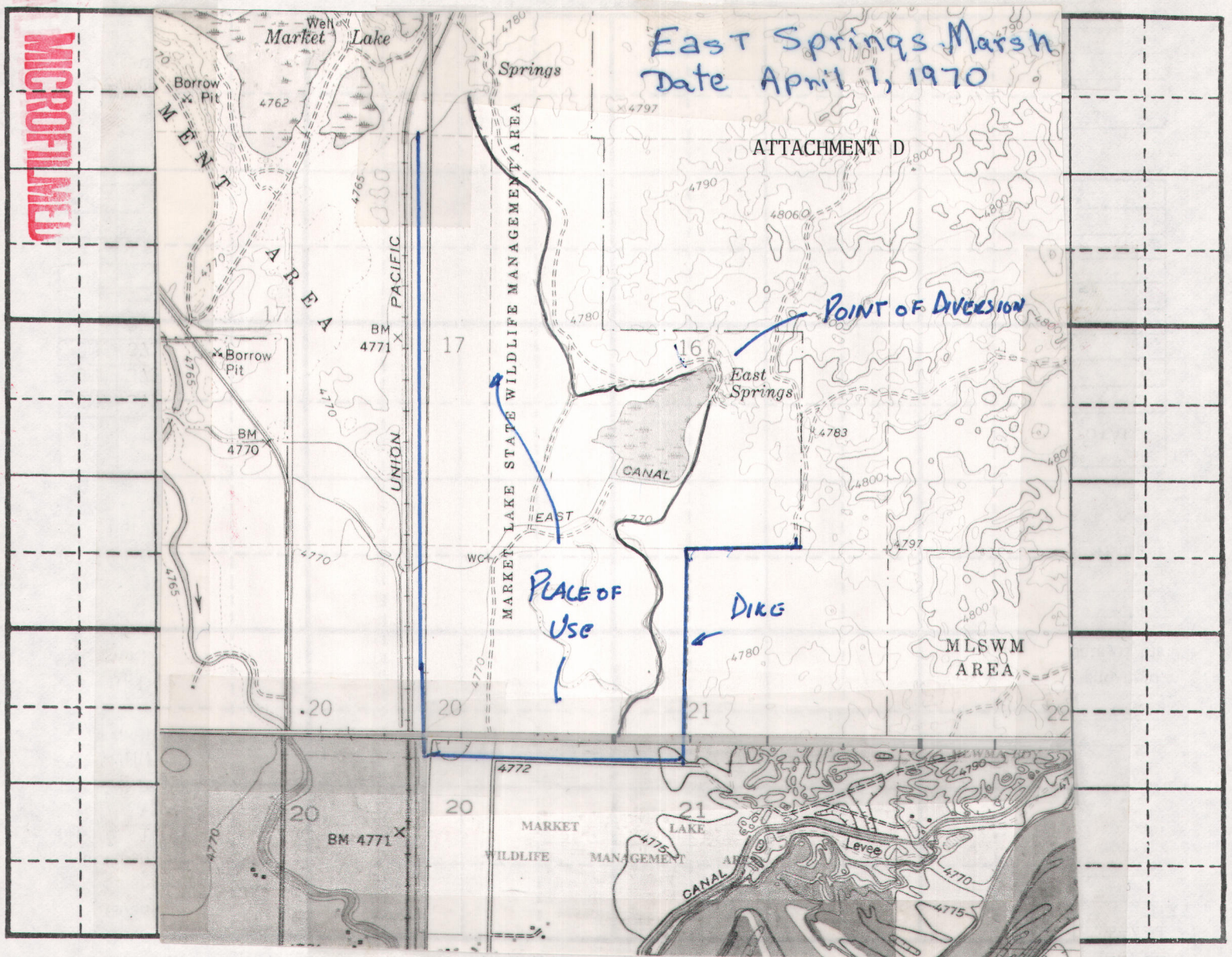


(8) Remarks This are is called East Springs Marsh and is part of the Market Lake Wildlife Management Area.



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 4th day of January, 1984.

Norris Aselt Read Manager
(Claimant)

Notary Public
Residing at Idaho Falls

My commission expires 6-15-85

FOR DEPARTMENT USE ONLY			
Received by <u>CW</u>	Date <u>1-04-84</u>	Exception filed by:	Forwarded to
Prelim. check by <u>HWT</u>	Date <u>1-5-84</u>		claimant by:
\$30.00 fee received by <u>BP</u>	Date <u>1-04-84</u>		
Published in <u>Rigby Star</u>			
Dates <u>2/2 - 2/9/84</u>	<u>#29793</u>		

32 1522

Original claim split to make four

THE JEFFERSON STAR
RIGBY, IDAHO

AFFIDAVIT OF
PUBLICATION

STATE OF IDAHO }
County of Jefferson } ss

I, Bruce Porter,
being first duly sworn, depose and say, that I am
the printer of THE JEFFERSON STAR, a weekly
newspaper printed and published weekly at
Rigby, Jefferson 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 Two
consecutive issues, the first publication hav-
ing been made on Feb. 1, 1984
and the last publication having been made
on Feb. 8, 1984.

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.

Bruce Porter
~~~~~

Subscribed to and sworn to before me

this Feb. 9, 1984  
Jeri Garner  
Notary Public.

(SEAL)

My commission expires Life.

NOTICE OF CLAIMS  
TO WATER RIGHTS

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

35-4255

STATE OF IDAHO  
DEPT. OF FISH & GAME, BOX 25, 600 S.  
WALNUT, BOISE, ID 83707  
Source: EAST SPRINGS trib. to EAST  
SPRINGS MARSH  
Priority Date: 04/01/1970  
Diversion Pt: NWSE Sec 16 T 05N R 37E  
Use: WILDLIFE STORAGE (1057.0 AF),  
RECREATION STORAGE (1057.0 AF)  
In: NWNW SWNW NESW NWSW SWSW  
SESW NWSE SWSE Sec 16 T 05N R 37E  
NENE SENE NESE SESE Sec 17 T 05N R  
37E NENE SENE Sec 20 T 05N R 37E  
NENW NWNW SWNW SENW Sec 21 T 05N  
R 37E

35-4254

STATE OF IDAHO  
DEPT. OF FISH & GAME, BOX 25, 600 S.  
WALNUT, BOISE, ID 83707  
Source: WASTEWATER trib. to MARKET  
LAKE  
Priority Date: 10/01/1965  
Diversion Pt: SENE Sec 18 T 05N R 37E  
Use: WILDLIFE STORAGE (1216.0 AF),  
RECREATION STORAGE (1216.0 AF)  
In: NENE NWNE SWNE SENE NENW  
NWNW SWNW SENW Sec 18 T 05N R 37E  
NENW NWNW SWNW SENW NESW NWSW  
SWSW SESW NWSE SWSE Sec 07 T 05N R  
37E NENE NWNE SENE NESE SESE Sec  
12 T 05N R 36E NWNE SWNE NENW  
SESW NESW NESE NWSE SWSE Sec 01  
T 05N R 36E SWSW Sec 06 T 05N R  
37E

35-4253

STATE OF IDAHO  
DEPT. OF FISH & GAME, BOX 25, 600 S.  
WALNUT, BOISE, ID 83707  
Source: SPRINGS trib. to SINKS  
Priority Date: 08/01/1956  
Diversion Pt: SWNE NWSE SWSE Sec 08  
T 05N R 37E NENW Sec 17 T 05N R 37E  
Use: WILDLIFE STORAGE (329.0 AF),  
RECREATION STORAGE (329.0 AF)  
In: NESW NWSW SWSW SESW NESE  
NWSE SWSE SESE Sec 08 T 05N R 37E  
NWNE NENW Sec 17 T 05N R 37E

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  
Director

Publ. Feb. 1 and 8, 1984RS

RECEIVED  
MAR 19 1984  
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 Idaho Department of Fish and Game  
(Name of Claimant)  
P.O. Box 25 - 600 S. Walnut, Boise, ID 83707 Telephone No. 334-3180  
(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) April 1, 1970

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)  
East Springs tributary to East Springs Marsh

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:  
Storage For;

| (cfs, af) |         | (Domestic, Irrigation, Stock, Etc.) |            | (Both dates inclusive) |              |
|-----------|---------|-------------------------------------|------------|------------------------|--------------|
|           |         |                                     |            | (Mo., Day)             | (Mo., Day)   |
| Quantity  | 1057 af | Use                                 | Wildlife   | Period of Use From     | 1/1 To 12/31 |
| Quantity  | 1057 af | Use                                 | Recreation | Period of Use From     | 1/1 To 12/31 |
| Quantity  |         | Use                                 |            | Period of Use From     | To           |
| Quantity  |         | Use                                 |            | Period of Use From     | To           |
| Quantity  |         | Use                                 |            | Period of Use From     | To           |

(4) 1057 af TOTAL QUANTITY USED.  
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)  
NW ¼ SE ¼, Sec. 16 Twp. 5N Rge. 37E B.M., County of Jefferson  
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.  
Earth dike (5 ft. high) which impounds water for marshland area.

(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 | 37E | 16   |     |     |     |     |     | X   | X   |     | X   | X   | X   | X   |     | X   | X   |     |       |
| 5N | 37E | 17   | X   |     |     | X   |     |     |     |     |     |     |     |     | X   |     |     | X   |       |
| 5N | 37E | 20   | X   |     |     | X   |     |     |     |     |     |     |     |     |     |     |     |     |       |
| 5N | 37E | 21   |     |     |     |     | X   | X   | X   | X   |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |

No. of acres

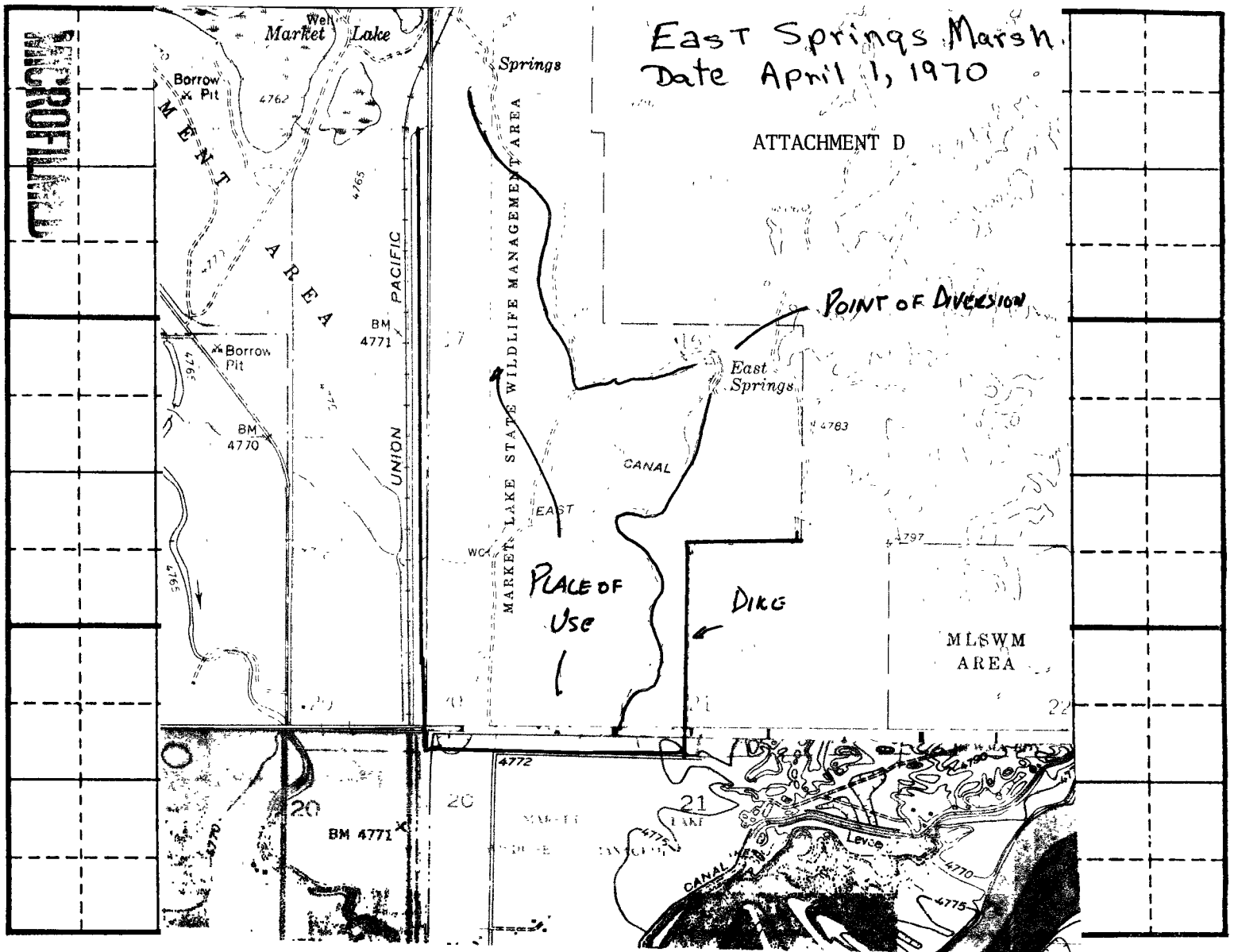
B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Water is used for waterfowl production, fish propagation and recreation.

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: Idaho Department of Fish and Game

MICROFILMED

(8) Remarks This are is called East Springs Marsh and is part of the Market Lake Wildlife Management Area.



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 4th day of January, 1984.

Benjamin C. Smith (Claimant)  
Head Manager

Callen Wray  
Notary Public  
Residing at Idaho Falls

My commission expires 6-15-85

FOR DEPARTMENT USE ONLY

Received by HW Date 6-30-83 Exception filed by: \_\_\_\_\_ Forwarded to \_\_\_\_\_ Date \_\_\_\_\_

Prelim. check by HW Date 1-5-84 claimant by: \_\_\_\_\_

\$30.00 fee received by HW Date 1-04-84

Published in Rigby Star # 29723

Dates 2/2 - 2/9/84

Original claim split to make 2

**THE JEFFERSON STAR**  
RIGBY, IDAHO

**AFFIDAVIT OF  
PUBLICATION**

STATE OF IDAHO }  
County of Jefferson } ss

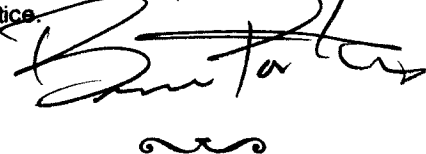
I, Bruce Porter,  
being first duly sworn, depose and say, that I am  
the printer of THE JEFFERSON STAR, a weekly  
newspaper printed and published weekly at  
Rigby, Jefferson County, Idaho; and I do  
solemnly swear that the

Notice Of Claims To Water Rights

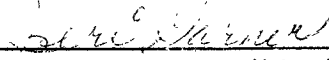
a copy of which notice appears attached here-  
to, was published in the regular and entire issue  
of said newspaper, and not in any

supplement issue thereof for Two  
consecutive issues, the first publication hav-  
ing been made on Feb. 1, 1984  
and the last publication having been made  
on Feb. 8, 1984.

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.



Subscribed to and sworn to before me  
this Feb. 9, 1984

  
Notary Public.

(SEAL)  
My commission expires Life.

**NOTICE OF CLAIMS  
TO WATER RIGHTS**

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

35-4255

STATE OF IDAHO  
DEPT. OF FISH & GAME, BOX 25, 600 S.  
WALNUT, BOISE, ID 83707  
Source: EAST SPRINGS trib. to EAST  
SPRINGS MARSH  
Priority Date: 04/01/1970  
Diversion Pt: NWSE Sec 16 T 05N R 37E  
Use: WILDLIFE STORAGE (1057.0 AF),  
RECREATION STORAGE (1057.0 AF)  
In: NWNW SWNW NESW NWSW SWSW  
SESW NWSE SWSE Sec 16 T 05N R 37E  
NENE SENE NESE SESE Sec 17 T 05N R 37E  
NENE SENE Sec 20 T 05N R 37E  
NENW NWNW SWNW SENW Sec 21 T 05N  
R 37E

35-4254

STATE OF IDAHO  
DEPT. OF FISH & GAME, BOX 25, 600 S.  
WALNUT, BOISE, ID 83707  
Source: WASTEWATER trib. to MARKET  
LAKE  
Priority Date: 10/01/1965  
Diversion Pt: SENE Sec 18 T 05N R 37E  
Use: WILDLIFE STORAGE (1216.0 AF),  
RECREATION STORAGE (1216.0 AF)  
In: NENE NWNE SWNE SENE NENW  
NWNW SWNW SENW Sec 18 T 05N R 37E  
NENW NWNW SWNW SENW NESW NWSW  
SWSW SESW NWSE SWSE Sec 07 T 05N R 37E  
NENE NWNE SENE NESE SESE Sec 12  
T 05N R 36E NWNE SWNE NENW  
SENW NESW NESE NWSE SWSE Sec 01  
T 05N R 36E SWSW Sec 06 T 05N R 37E

35-4253

STATE OF IDAHO  
DEPT. OF FISH & GAME, BOX 25, 600 S.  
WALNUT, BOISE, ID 83707  
Source: SPRINGS trib. to SINKS  
Priority Date: 08/01/1956  
Diversion Pt: SWNE NWSE SWSE Sec 08  
T 05N R 37E NENW Sec 17 T 05N R 37E  
Use: WILDLIFE STORAGE (329.0 AF),  
RECREATION STORAGE (329.0 AF)  
In: NESW NWSW SWSW SESW NESE  
NWSE SWSE SESE Sec 08 T 05N R 37E  
NWNE NENW Sec 17 T 05N R 37E

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  
Director

Publ. Feb. 1 and 8, 1984RS

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Eastern Region

---

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

FEBRUARY 20, 1984

STATE OF IDAHO  
DEPT. OF FISH & GAME  
BOX 25, 600 S. WALNUT  
BOISE ID 83707

RE: Claim No. 35-4255

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

February 21, 1984

RE: Claim to a Water Right No. 35-4253 FISH & GAME  
35-4254  
35-4255

Jefferson Star  
P.O. Box 37  
Rigby, ID 83442

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application(s). The legal notice was to have been published in your paper on February 2 and 9, 1984.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

COLLEEN WRAY  
Adm. Secretary

**MICROFILMED**

State of Idaho  
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: HWT

Right Number 35 4255 Applicant TD Fish & Game

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 20, 1984*

FINAL REGIONAL PROCESSING REVIEW:

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

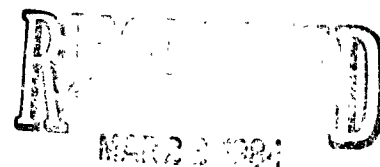
By Ernest Carlson Date March 22, 1984

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By SC Date 3/23/84

MICROFILMED



Department of Water Resources

*aw*

35-4255-

STATE OF IDAHO

DEPT. OF FISH & GAME, BOX 25, 600 S. WALNUT, BOISE, ID 83707

Source: EAST SPRINGS trib. to EAST SPRINGS MARSH

Priority Date: 04/01/1970

Diversion Pt: NWSE Sec 16 T 05N R 37E

Use: WILDLIFE STORAGE (1057.0 AF)  
RECREATION STORAGE (1057.0 AF)

In: NWNW SWNW NESW NWSW SWSW SESW NWSE SWSE Sec 16 T 05N R 37E NENE SENE NESE  
SESE Sec 17 T 05N R 37E NENE SENE Sec 20 T 05N R 37E NENW NWNW SWNW SENW  
Sec 21 T 05N R 37E

MICROFILMED