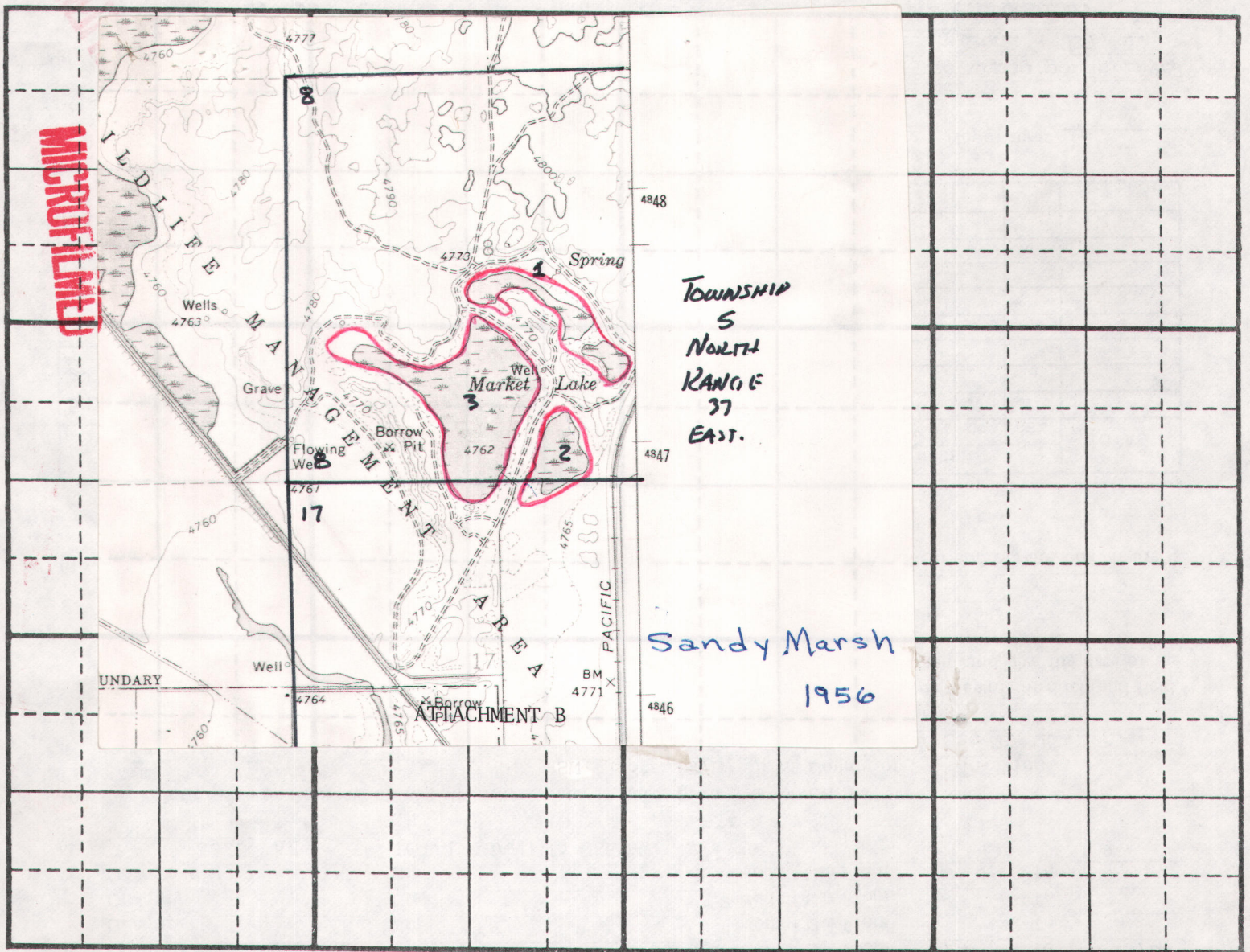


(8) Remarks Marshland area is part of Market Lake Wildlife Management Area.



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.

Dennis Aslett Land Manager
(Claimant)

Notary Public
Residing at Idaho Falls

My commission expires 6-15-85

Received by GW Date 1-04-84 FOR DEPARTMENT USE ONLY
Prelim. check by HWS Date 6-30-83
\$30.00 fee received by ma Date 1-23-84
Published in Rigby Star Date 1-01-84
Dates 2/2 5/2/84 # 22303

Exception filed by: _____ Fowarded to claimant by: _____ Date _____

Original claim split to make four

32 1523

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

Two

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

Feb. 1, 1984

ing been made on
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 uninterrupted 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
SENW NESW NESE NWSE SWSE SESE 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

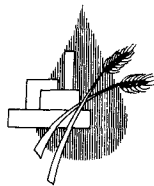
Publ. Feb. 1 and 8, 1984RS

RECEIVED
MAR 19 1984
Department of Water Resources
Eastern District Office

RECEIVED

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
Box 25, 600 S. Walnut, Boise, Idaho (Mailing Address) (Name of Claimant) 83707 (Zip Code) Telephone No. 334-3180

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) Aug. 1956

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)
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:

		Storage for;		(Both dates inclusive)	
	(cfs, af)	(Domestic, Irrigation, Stock, Etc.)		(Mo., Day)	(Mo., Day)
Quantity	<u>329 af</u>	Use <u>Wildlife</u>	Period of Use From	<u>1/1</u>	To <u>12/31</u>
Quantity	<u>329 af</u>	Use <u>Recreation</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
Quantity		Use	Period of Use From		To

(4) 329 af TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW ¼ NE ¼, Sec. 8 Twp. 5N Rge. 37E B.M., County of Jefferson
Additional points of diversion: NWSE, SWSE Section 8 T5N 37E and NENW Sec 17 T5N 37E

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.
Small dikes with headgates.

(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.

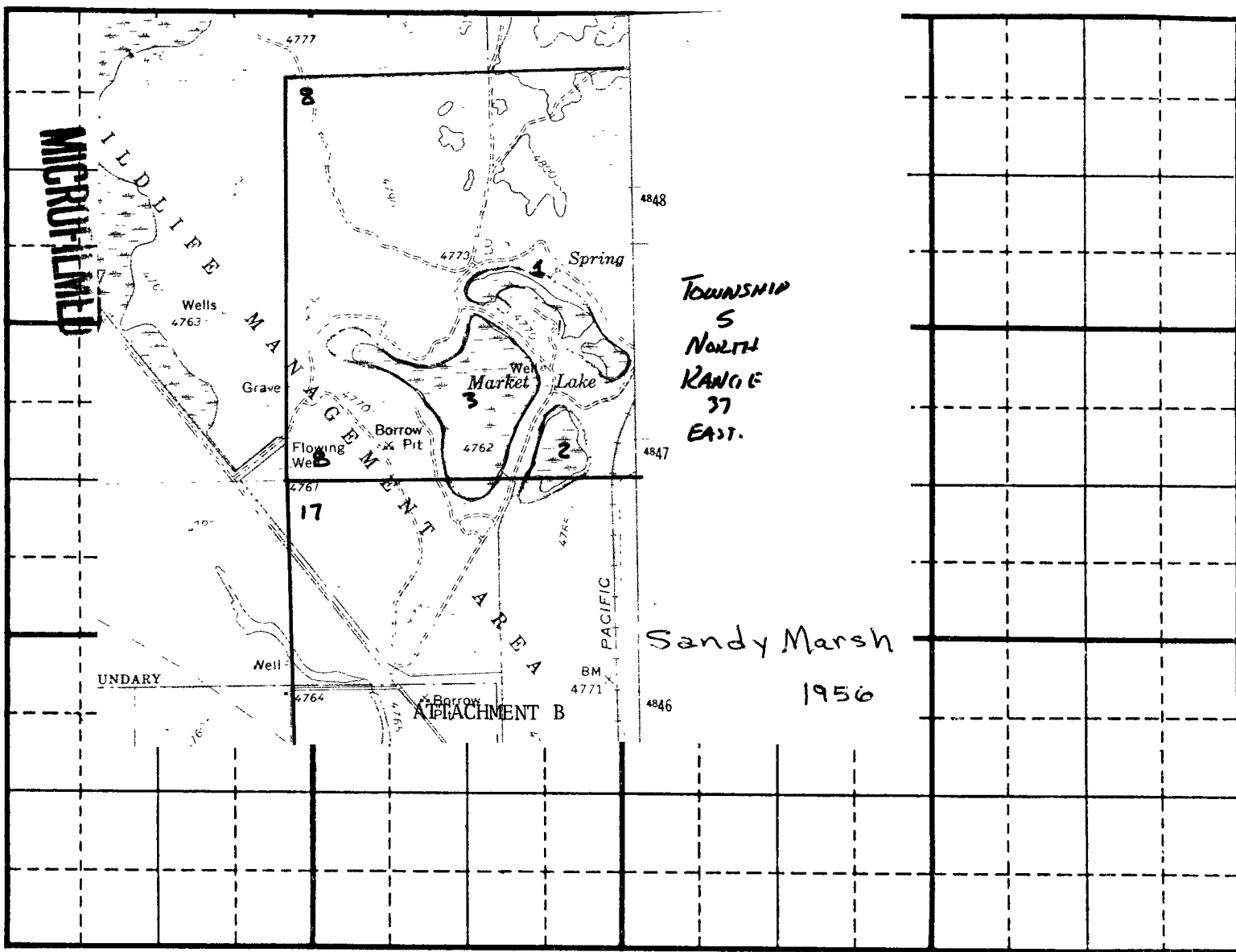
T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
5N	37E	8									X	X	X	X	X	X	X	X	
5N	37E	17		X			X												

No. of acres

Water is used for other than irrigation, fully describe that use, being as specific as possible:
Used for fish propagation and waterfowl production. There are three ponds involved --
1. Corral Pond - 50 af; 2. Railroad Pond - 42 af; 2. Sandy Pond - 237 af.
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

(8) Remarks Marshland area is part of 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.
Lennis Aslett and Manager
(Claimant)

Patricia Wray
Notary Public
Residing at Idaho Falls

My commission expires 6-15-85

FOR DEPARTMENT USE ONLY			
Received by <u>HW</u>	Date <u>6-30-83</u>	Exception filed by:	Forwarded to
Prelim. check by <u>HW</u>	Date <u>1-23-84</u>		claimant by:
\$30.00 fee received by <u>ma</u>	Date <u>1-01-83</u>		
Published in <u>Rigby Star</u>	<u>#2203</u>		
Dates <u>2/2, 2/19/84</u>			

Original claim split to make four

RECEIVED

JUL 20 1983

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**Department of Water Resources
Western Regional Office**CLAIM TO A WATER RIGHT***1/10/83*

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, Boise, Idaho 83707

(Mailing Address)

Telephone No. 334-3180

(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: Sept. 19, 1960 for Main Marsh, 1225 acre

- (1) Date of priority: (When was the water first applied to a beneficial use) feet (see Attachment A); (see bottom of page) *
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)

springs, seeps, irrigation waste & flood tributary to Snake River & underground recharge

- (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>3827 af</u>	Use <u>wildlife, fish & recr.</u>	Period of Use From <u>Jan 1</u>	To <u>Dec 30</u>
Quantity	<u>storage</u>	Use <u>nonconsumptive</u>	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) 3827 af TOTAL QUANTITY USED.
(cfs, af)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)

1/4 1/4, Sec. _____ Twp. _____ Rge. _____ B.M., County of Jefferson

Additional points of diversion: See attached map.

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. Springs, seeps and artesian wells adjacent to marches, water exchanged between marshes by culverts and canals. Irrigation waste water transported by canals and drainings; excess discharged to sink well.

- (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	36E	1	X	X	X	X	X			X	X				X	X	X	X	
5N	36E	12	X	X		X									X			X	
5N	37E	6			X		X	X	X	X	X	X	X	X	X	X	X		
5N	37E	7			X		X	X	X	X	X	X	X	X	X	X	X	X	
5N	37E	8									X	X	X	X	X	X	X	X	
5N	37E	16						X	X		X	X	X	X		X	X		
5N	37E	17	X	X		X									X				
5N	37E	18	X	X	X	X	X	X	X	X									
5N	37E	20	X			X													
5N	37E	21					X	X	X	X							X	X	
5N	36E	36															X	X	

No. of Acres 4,876

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Water naturally collects from floods, springs & seeps within Market Marsh. The Department purchase part of the lake and diked to contained water and prevent it flowing onto other portions of lake bed (as much as possible). Irrigation waste is used to stabilize lake levels during dry periods. Excess water is drained to sink wells (lava tubes).

NOTE: Include here the type and number of stock watered: None

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

, 1956 for the Sandy Marsh, 329 acre feet (see Attachment B); Oct. 1, 1965 for the Triangle Marsh, 1,216 acre feet (see Attachment C); April 1, 1970 for the East Springs Marsh, 1,057 acre feet (see Attachment D).

[illegible]

Received by CW Date 11-14-83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by mr Date 6-30-83 claimant by: _____
\$30.00 fee received by ma Date 7-1-83 32303
Published in _____
Dates _____

THE JEFFERSON STAR
RIGBY, IDAHO

AFFIDAVIT OF
PUBLICATION

STATE OF IDAHO }
County of Jefferson }

ss

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

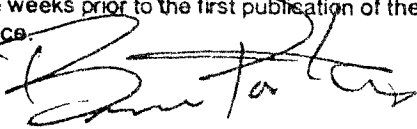
copy of which notice appears attached here-
to, was published in the regular and entire issue
of said newspaper, and not in any

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 uninterrupted published in said
county during a period of seventy-eight con-
secutive weeks prior to the first publication of the
said notice.



[Handwritten flourish]

Subscribed to and sworn to before me

on 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 SESE 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
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. 35-4253

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

RECEIVED

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 4253

Applicant ID. Dept. of 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 De Date 3/23/84

MICROFILMED

RECEIVED
MAR 23 1984

Department of Water Resources

De

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

JANUARY 25, 1984

The Rigby Star
P. O. Box 37
Rigby, Idaho 83442

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 FEBRUARY 20, 1984.

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 2/2 & 2/9/84.

MICROFILMED

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

MICROFILMED