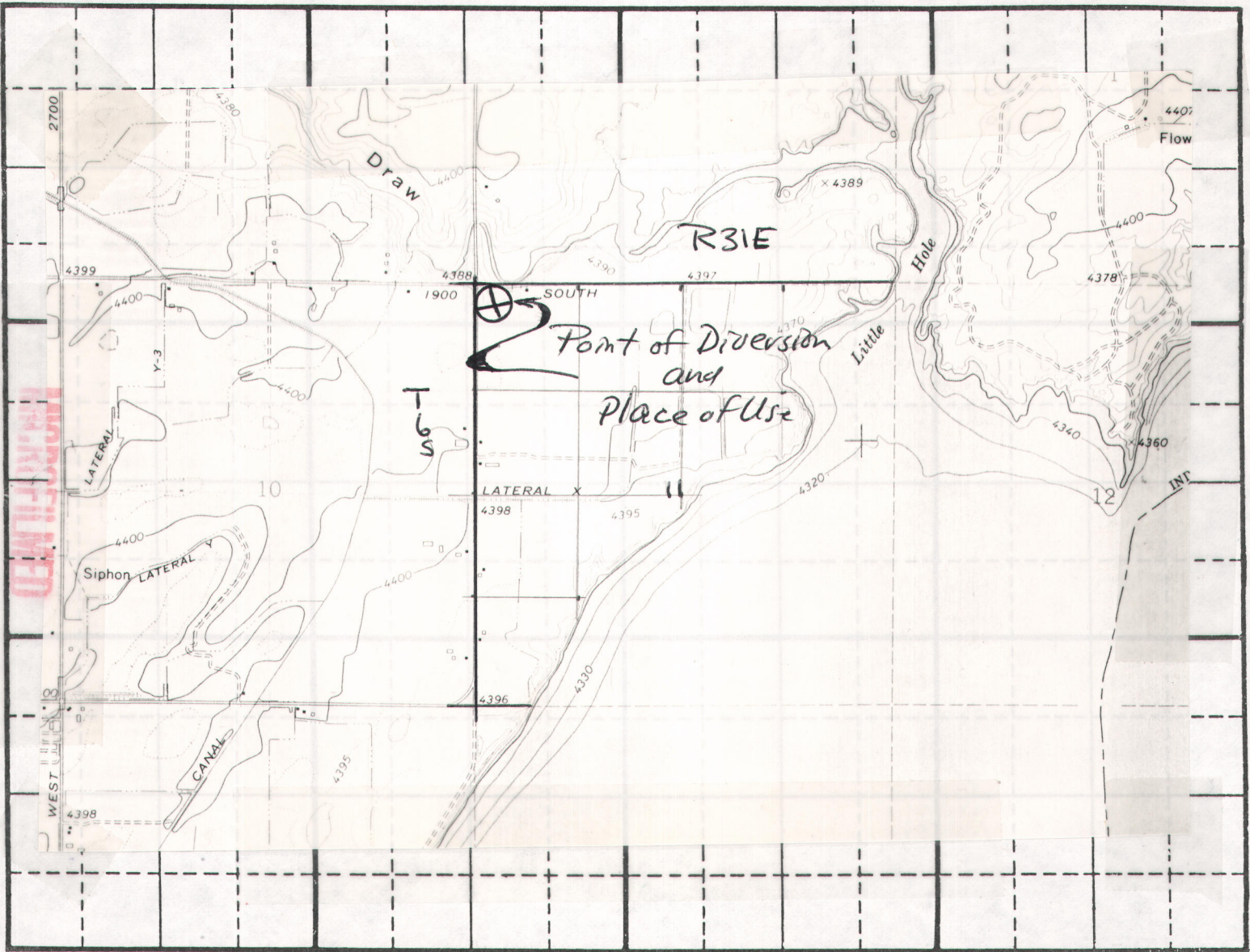


(8) Remarks _____



Scale: 2 inches equal 1 mile,
1:24000

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 24th day of June, 1983.
Frank Pashka (Claimant)

William Wray
Notary Public
Residing at Idaho Falls

My commission expires 6-15-85

FOR DEPARTMENT USE ONLY

Received by <u>Kew</u>	Date <u>6-24-83</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>JEM</u>	Date <u>6-28-83</u>		claimant by:	
\$30.00 fee received by <u>CW</u>	Date <u>6-24-83</u>			
Published in <u>Blackfoot News</u>	<u>#30733</u>			
Dates <u>8/18 & 8/25/83</u>				

35-4213

RATHKA, GRACE C.

835 TYHEE & EAST PARK, AMERICAN FALLS, ID 83211

Source: GROUNDWATER

Priority Date: 01/01/1911

Diversion Pt: NWNW Sec 11 T 06S R 31E

Use: IRRIGATION	(0.06 CFS)
STOCKWATER	(0.05 CFS)
DOMESTIC	(0.04 CFS)

In: NWNW Sec 11 T 06S R 31E FOR 2 ACRES

RECORDED

35-4213

RATHKA, Grace C.
835 Tyhee and East Park,
American Falls, Idaho 83211
Source: GROUNDWATER
Priority Date: 01/01/1911
Diversion Pt.: NWNW, Sec. 11, T. 06S,
R. 31E.
Use: IRRIGATION (0.06 CFS)
STOCKWATER (0.05 CFS)
DOMESTIC (0.04 CFS)
In: NWNW, Sec. 11, T. 06S,
R. 31E for 2 ACRES

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 Grace C. Rathka
(Name of Claimant)
835 Tyhee & East Park, American Falls, ID 83211 Telephone No. 226-5724
(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) January 1, 1911

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	0.04 cfs	Use	Domestic	Period of Use From 1-1	To 12-31
Quantity	0.06 cfs	Use	Irrigation	Period of Use From 4-1	To 11-1
Quantity	0.05 cfs	Use	Stockwater	Period of Use From 1-1	To 12-31
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To

(4) 0.14 cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW ¼ NW ¼, Sec. 11 Twp. 6S Rge. 31E B.M., County of Bingham
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, pump with distribution lines to single domestic home and stock troughs

(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.

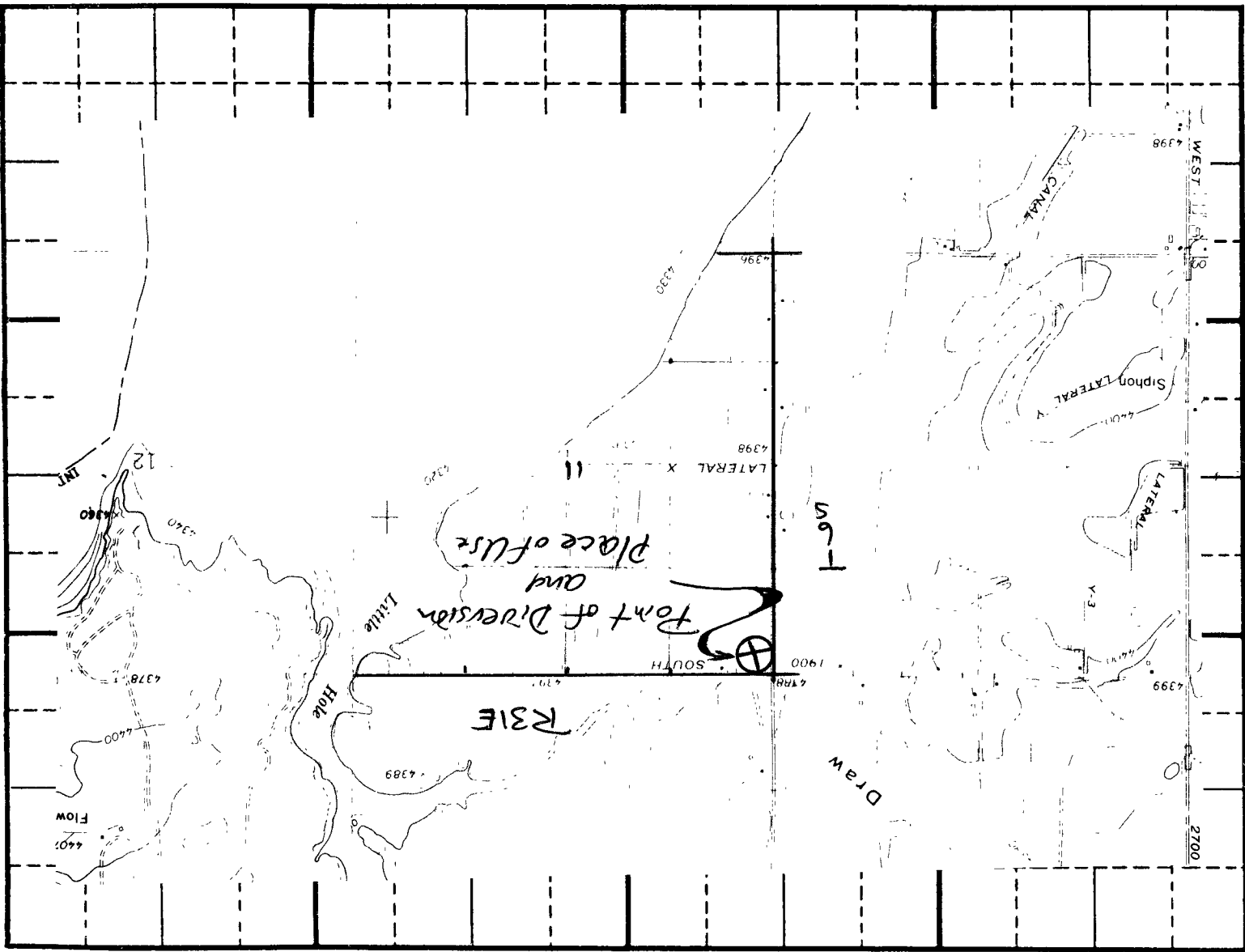
T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6S	31E	11					2												2

No. of acres 2

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

NOTE: Include here the type and number of stock watered: 100 head range cattle

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



Scale: 2 inches equal 1 mile
1:24000

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) ss. *Bonneville*

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 *24th* day of *June*, 19*83*

Notary Public
Residing at *Idaho Falls*

My commission expires *6-15-85*

FOR DEPARTMENT USE ONLY

Received by *Kear* Date *6-24-83*
Prelim. check by *gcm* Date *6-23-83*
\$30.00 fee received by *gcm* Date *6-24-83*
Published in *Blackfoot News* *8/18 & 25/83*
Dates *#30733*
Exception filed by: _____
Forwarded to _____
Date _____
Claimant by: _____

RECEIVED

AUG 31 1983

Department of Water Resources
Eastern District Office

**NOTICE OF CLAIMS
TO WATER RIGHTS**

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

25-4236

LDS CHURCH, Presiding Bishop
50 E. North Temple,
Salt Lake City, Utah 84111
Source: SPRINGS trib. to MUD CREEK
Priority Date: 05/01/1935
Diversion Pt.: SWSE, Sec. 06,
T. 02S, R. 40E.
Use: STOCKWATER (0.0350 CFS)
In: SWSE, Sec. 06, T. 02S, R. 40E.

25-4238

LDS CHURCH, Presiding Bishop
50 E. North Temple,
Salt Lake City, Utah 84111
Source: SPRINGS trib. to MUD CREEK
Priority Date: 05/01/1935
Diversion Pt.: SWSE, Sec. 06,
T. 02S, R. 40E.
Use: STOCKWATER (0.0350 CFS)
In: SWSE, Sec. 06, T. 02S, R. 40E.

25-4239

LDS CHURCH, Presiding Bishop
50 E. North Temple,
Salt Lake City, Utah 84111
Source: SPRINGS trib. to MUD CREEK
Priority Date: 05/01/1935
Diversion Pt.: SWSW, Sec. 05,
T. 02S, R. 40E.
Use: STOCKWATER (0.0350 CFS)
In: SWSW, Sec. 05, T. 02S, R. 40E.

25-4209

CITY OF ATOMIC CITY
Main and 7th Avenue West,
Atomic City, Idaho 83215
Source: GROUNDWATER
Priority Date: 08/01/1952
Diversion Pt.: NWSW, Sec. 03,
T. 01N, R. 31E.
Use: MUNICIPAL (6.00 CFS)
In: City of ATOMIC CITY

35-4211

DANCE, Evan D. &/or Leslie Ann
Rt. 5, Box 79,
Blackfoot, Idaho 83221
Source: GROUNDWATER
Priority Date: 06/20/1956
Diversion Pt.: SWSW, Sec. 05,
T. 02S, R. 34E.
Use: IRRIGATION (2.67 CFS)
In: SWNW, SENW, NESW, NWSW, SWSW,
SESW
Sec. 05, T. 02S, R. 34E,
for 190 ACRES.

35-4212

OLSEN, Ariel LaMar
Rt. 7 Box 268,
Blackfoot, Idaho 83221
Source: GROUNDWATER
Priority Date: 06/01/1920
Diversion Pt.: NENE, Sec. 28,
T. 02S, R. 34E.
Use: STOCKWATER (0.02 CFS)
DOMESTIC (0.04 CFS)
In: NENE, Sec. 28, T. 02S,
R. 34E.

35-4213

RATHKA, Grace C.
835 Tyhee and East Park,
American Falls, Idaho 83211
Source: GROUNDWATER
Priority Date: 01/01/1911
Diversion Pt.: NWNW, Sec. 11,
T. 06S, R. 31E.
Use: IRRIGATION (0.06 CFS)
STOCKWATER (0.05 CFS)
DOMESTIC (0.04 CFS)
In: NWNW, Sec. 11, T. 06S,
R. 31E for 2 ACRES.

35-4214

PHILLIPS, Wm. R. and Sons
Rt. 4, Box 269,
Blackfoot, Idaho 83221
Source: GROUNDWATER
Priority Date: 06/01/1920

AFFIDAVIT of PUBLICATION

County of Bingham)

State of Idaho) ss

I, David Mark Brown do

solemnly

swear that I am the Publisher of
The Morning News which is a daily newspaper of general
circulation published each day except Sunday at
Blackfoot, Bingham County, Idaho, said newspaper hav-
ing been so published at Blackfoot, aforesaid for more
than one year past; that said newspaper heretofore com-
plied with all the provisions of Chapter 154 of the Ses-
sions Laws of Idaho of 1933, approved March 11, 1933,
and duly designated, pursuant to law, a particular day of
the week as the day on which legal notices required by
law or by the order of any Court of competent jurisdiction
within the State of Idaho shall be published to-wit: Thursday
of each week; that the notice attached hereto and which
is a part of this affidavit and part of the proof of
publication was published in said issue or said
newspaper 2 consecutive weeks

the first publication having been made on the
18th day of August, 19 83,

and the last publication having been made on the
25th day of August, 19 83;

that said notice was published in the regular and entire
issue of every number of the paper as aforesaid during
the period and time of publication, and that notice was
published in the newspaper and not in a supplement.

David Mark Brown
Subscribed and sworn to before me this 30th

day of August, 19 83.

Robert A. Johnson

Notary Public for the State of Idaho,

Residing at Blackfoot, Idaho

My commission expires

Oct. 20, 1984

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

SEPTEMBER 6, 1983

GRACE C. RATHKA
835 TYHEE & EAST PARK
AMERICAN FALLS ID 83211

RE: Claim No. 35-4213

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
SEP 14 1983
Department of Water Resources

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JEM

Right Number 35 4213 Applicant Guan E Rathke

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. 8, 1983

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By EW Date 9/16/83

35-4213

RATHKA, GRACE C.

835 TYHEE & EAST PARK, AMERICAN FALLS, ID 83211

Source: GROUNDWATER

Priority Date: 01/01/1911

Diversion Pt: NWNW Sec 11 T 06S R 31E

Use: IRRIGATION	(0.06 CFS)
STOCKWATER	(0.05 CFS)
DOMESTIC	(0.04 CFS)

In: NWNW Sec 11 T 06S R 31E FOR 2 ACRES

35-4213

Grace C.