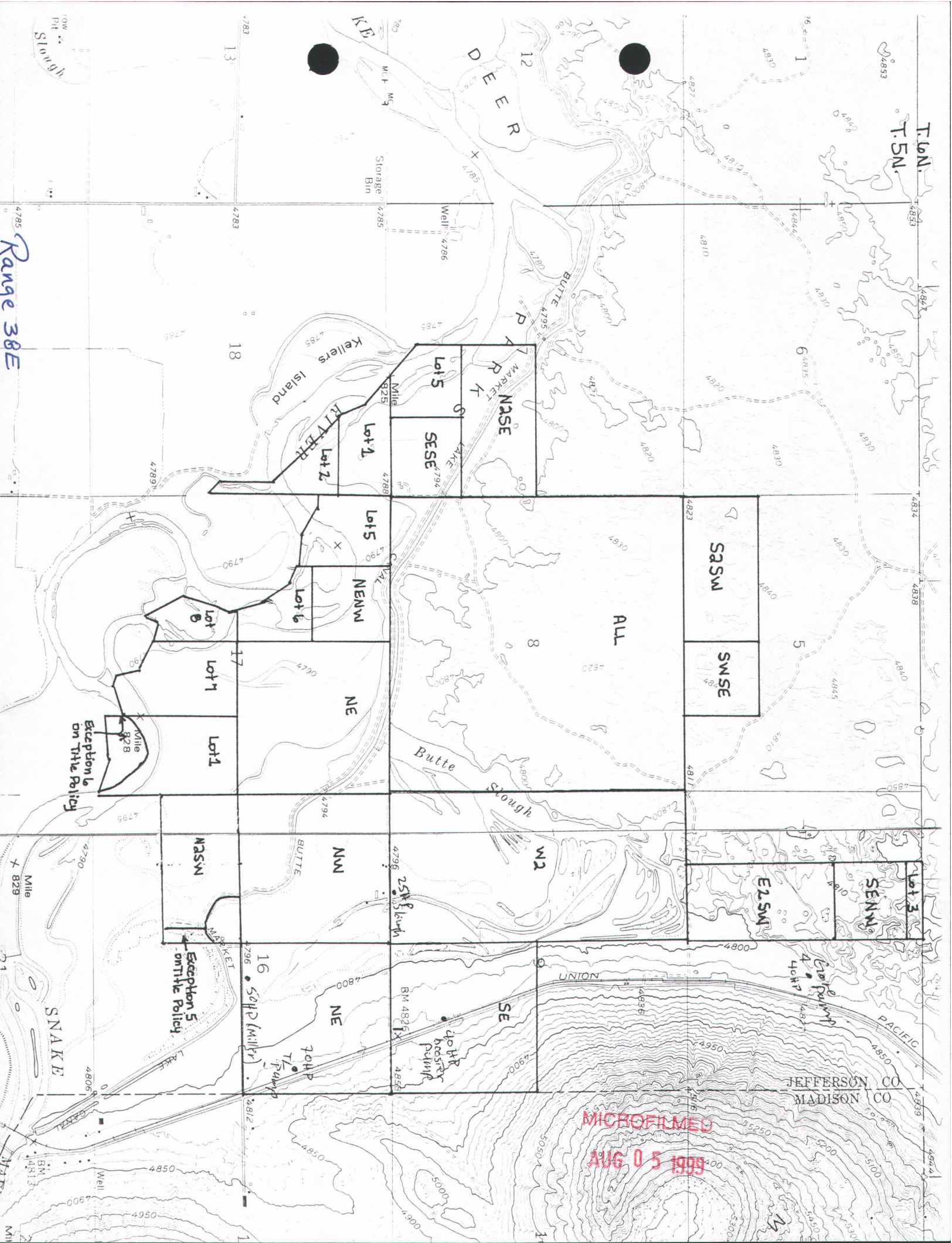


T.6N.
T.5N.

Range 38E



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AUG 05 1999

JEFFERSON CO
MADISON CO



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.

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.

L. A. Hartert & Co.

by Richard G. Boyle
(Claimant)

710 85
Jonda L. Sharp

My commission expires permanent

Received by BP Date 6/20/83 Exception filed by: _____ Forwarded to _____ Date _____
 Prelim. check by JGM Date 6/21/83 claimant by: _____
 \$20.00 fee received by BP Date 6/20/83 # 30960
 Published in Ripby Star _____
 Dates 7/21 - 7/28/83 _____

RECEIVED

MAY 26 1999

Department of Water Resources

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.1. Water Right No(s).: 35-04194, 35-04072, 35-04073A, 35-04068, 35-04277, 35-08159, 35-10158Adjudication Claim No(s).: Same as above

2. The following REQUIRED information must be submitted with this form:

A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

AND

B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant

Boyle Land and Livestock

4. New Owner/Claimant(s)

2965 Fieldstream Lane, Idaho Falls, ID 83404
United States of America Acting Through
U.S.D.I., Bureau of Land Management

New Mailing Address

Name Connector (Check one): [] and, [] or, [] and/or
Idaho State Office, 1387 S. Vinnell Way

City, State and ZIP Code

Boise, ID 83709-1657

New Telephone Number

(208) 373-3831

5. Date you acquired the property

March 3, 1999

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s)

Joe KeaymilDate 5/20/99

Date _____

(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

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**SEE FILE 35-04194
FOR SUPPORT DOCUMENTATION.

520871

QUIT CLAIM DEED – WATER RIGHTS

(Boyle Ranch – Conservation Fund - BLM)

This Quit Claim Deed - Water Rights Deed is granted this ____ day of March, 1999 by **THE CONSERVATION FUND**, a Maryland non-profit corporation, the address of which is Suite 1120, 1800 North Kent Street, Arlington VA 22209, hereinafter called the "Grantor", for and in consideration of the payment of \$10.00, receipt of which is hereby acknowledged, which hereby sell and QUIT CLAIM to the **UNITED STATES OF AMERICA**, and its assigns forever, the following described property situated in the County of Jefferson, State of Idaho, to wit:

Those water rights appurtenant to the Property described in the attached Exhibit A, including, but not limited to water rights and any accompanying claim in the Snake River Basin Adjudication as listed herein: Water Right Numbers 35-04277, 35-08159, 35-10158; Claim Number A35-04072 (ID # 25-4001); Claim Number A35-04073 (ID# 25-4002); Claim Number A35-04068, Claim Number A35-04194, as well as 29.24 shares, 1 share, ~~1 share~~ and 1.25 shares of the Capital Stock of the Butte and Market Lake Canal Company.

TO HAVE AND TO HOLD the same, together with all and singular the appurtenances and privileges thereunto belonging or in anywise thereunto appertaining, and all the estate, right, title, interest and claim whatsoever, of the Grantor, either in law or equity, to the only proper use, benefit and behoof of the Grantee and its assigns forever.

IN WITNESS WHEREOF, the Grantor has executed this instrument this 3rd day of March, 1999.

~~THE CONSERVATION~~FUND

By:

Title:

3

295863

Microfilm No. 54 Date March 19 99

At 11:51 O'CLOCK A M

CONNIE M. KELLER

Letter to Co Recorder

Fee \$ B. & St Deputy

Referred at Request of FAT-LO

COMMONWEALTH OF VIRGINIA

) SS:

COUNTY OF ARLINGTON

The foregoing instrument was acknowledged before me this 3rd day of March, 1999, by Richard L. Erdman as Sr. Vice Pres of The Conservation Fund, a Maryland non-profit Corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

Notary Public

My Commission Expires: 3/31/02

Embossed Hereon is My
Commonwealth of Virginia Notary Public Seal
My Commission Expires March 21, 2012
GLORIA J. POMPA

MICROFILMED
AUG 05 1995

zk

5/20/99

MT PLAT

[illegible]

132 R/W to one
secs 20, 21, 22, 23

1.3314 Offer of Outlited Lands to Preference
rights claimants pursuant to Act of Cong
5/13/1962

Sec 7, Lot 14
Sec 13 Part lots 11, 12, 16, 17 (Now Tr. 37)
Sec 20 Lot 8, Part Lots 5, 6 (Now Tr. 38)
Sec 21 Part Lot 10 (Now Tr. 39)
Sec 22 Lot 19, Part lots 11, 12 (Now Tr. 41)
Sec 24 Lot 3

1.4000 Act of Cong
Sec 20 Lot 8

1.53302 Silver Act of 7/1972
Sec 4 Lots 5, 6, 10
Sec 5 Lots 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18
Sec 6 Lots 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19
Sec 12, 22, 23
Sec 7, 14/2/2NE 1/4 Sec 14/4NE 1/4 Lot 6

1.25451 L&L
Sec 3 M&B

10) 32192 R/W Flood Control Levees
Sec 13 Lots 19, 20, 21

10) 32192 Tract R/W Flood Control Levees
Sec 13 Lots 19, 20, 21
Sec 22 Lots 16, 17, 19, 20

FOR ORDERS EFFECTING DISPOSAL OR USE OF
UNIDENTIFIED LANDS REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS

CURRENT TO
JUN 29 1955

CURRENT TO

USE PLATS

FOR ORDERS EFFECTING DISPOSAL OR USE OF
UNIDENTIFIED LANDS REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS

CURRENT TO		CURRENT TO	
JUN 29 1984			
USE PLAYS			

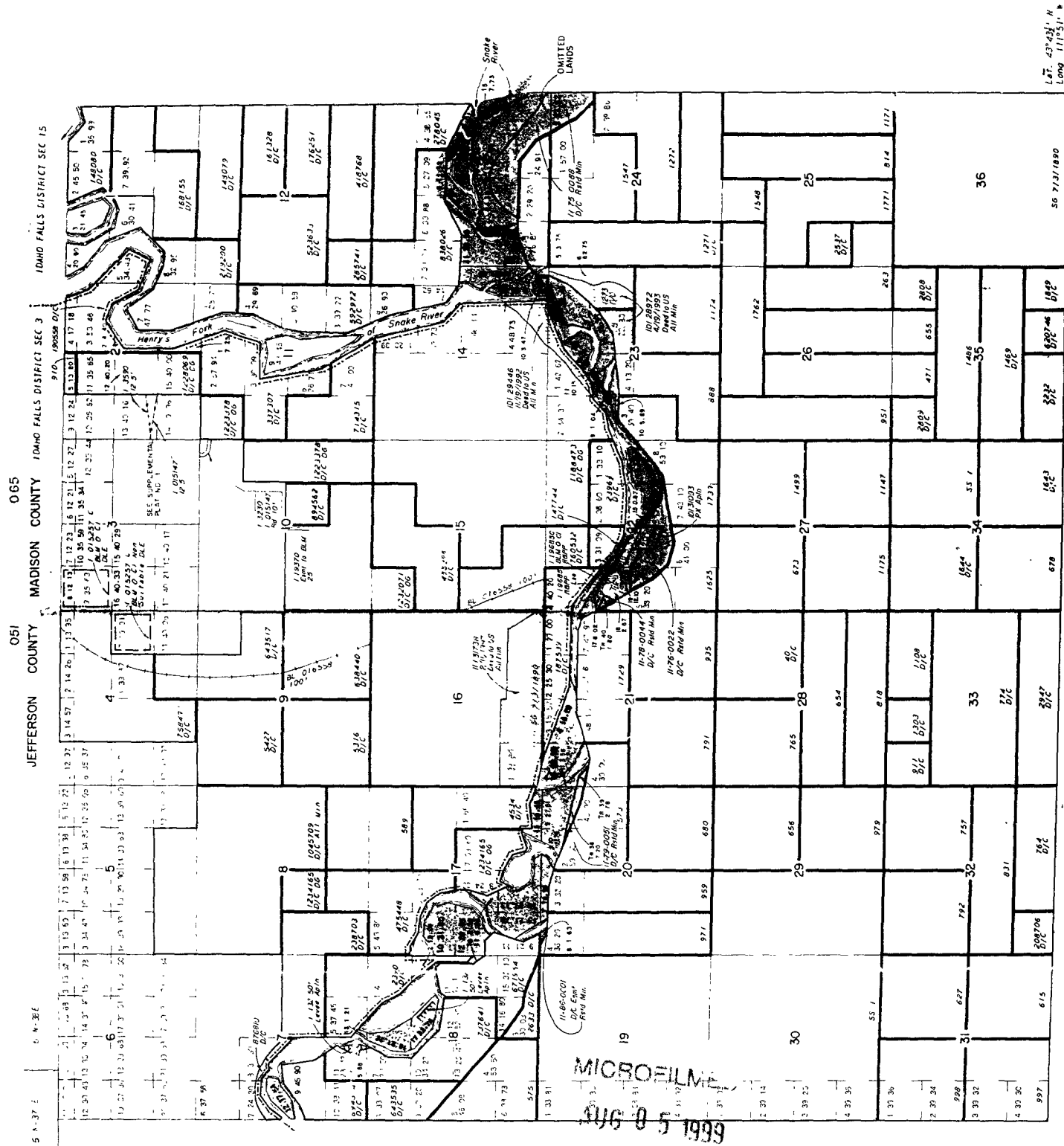


EXHIBIT A
DESCRIPTION OF BOYLE RANCH PROPERTY
(Page 1 of 4)

The land referred to in this policy is situated in the State of Idaho, County of JEFFERSON and is described as follows:

TRACT 1:

TOWNSHIP 5 NORTH, RANGE 38 EAST OF THE BOISE MERIDIAN, JEFFERSON COUNTY, IDAHO

Section 4: Lots 1, 2, 3 and 8,
S1/2 NE1/4,
SE1/4 NW1/4,
SW1/4 SE1/4,
E1/2 SW1/4

EXCEPTING THEREFROM: Beginning at a point 450 feet West and 2 rods South of the Northeast corner of Section 4, said point being on the Easterly boundary of a County road; and running thence in a Southwesterly direction along the Easterly boundary of said road 210 feet; thence East 300 feet; thence North 180 feet; thence West 200 feet, more or less, to the point of beginning.

ALSO EXCEPTING THEREFROM: Beginning at the Northeast corner of Section 4; thence North $89^{\circ}35'40''$ West 420.52 feet, said point lies on the County road; thence South $40^{\circ}59'40''$ West 1082.54 feet to a point of intersection; thence South $19^{\circ}14'40''$ West 539.21 feet to the true point of beginning: said point is also the point of curvature for a curve; thence South $19^{\circ}14'40''$ West 76.25 feet; thence South $89^{\circ}24'20''$ East 250 feet; thence North $00^{\circ}37'50''$ East 195 feet; thence South $88^{\circ}39'14''$ West 183.65 feet to a point on curve left; thence along the arc of curve ($=2^{\circ}31'19''$, $R=2806.07$ feet, $T=61.78$ feet) 123.55 feet to the true point of beginning, and the point of curvature of said curve.

ALSO EXCEPTING THEREFROM: Beginning at a point 780 feet West and 360 feet South of the Northeast corner of Section 4, said point being the center of a County oiled road; thence in a Southwesterly direction in the center of said road 200 feet; thence East 300 feet; thence North 170 feet; thence West 200 feet to the point of beginning.

continued on page 2

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AUG 05 1993

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EXHIBIT A
DESCRIPTION OF BOYLE RANCH PROPERTY
(Page 2 of 4)

ALSO EXCEPTING THEREFROM: Beginning at the Northeast corner of Section 4; thence South 2166.34 feet; thence West 1563.76 feet; thence North 74°22'14" West 135.82 feet to the true point of beginning; thence North 74°22'14" West 306.20 feet; thence North 27°35'22" East 476.25 feet; thence South 74°36'48" East 251.24 feet to the Northwest Railroad right-of-way; thence South 20°58'48" West along said right-of-way 469 feet to the true point of beginning.

ALSO EXCEPTING THEREFROM: That portion of abandoned railroad track described as follows: A parcel of land situate in the NW1/4 SE1/4 of Section 4, Township 5 North, Range 38 East of the Boise Meridian, in Jefferson County, Idaho, more particularly described as follows: Commencing at the northeast corner of said Section 4; thence south along the east line of said section, a distance of 2166.34 feet; thence west along a straight line, a distance of 1563.76 feet to a point in the centerline of a county road; thence northwesterly along a straight line deflecting an angle of 15°37'46" to the right from the westerly extension of the last described line, a distance of 35.38 feet to a point on the southeasterly right of way line of the West Belt Branch of the Oregon Short Line Railroad Company and the True Point of Beginning; thence continuing northwesterly along the last described line, a distance of 100.44 feet to a point on the northwesterly right of way line of said Railroad Company; thence northeasterly along said northwesterly right of way line deflecting an angle of 95°21'02" to the right from the northwesterly extension of the last described line, a distance of 469.00 feet; thence southeasterly along a straight line, deflecting an angle of 84°24'24" to the right from the northeasterly extension of the last described line, a distance of 100.48 feet to a point on said southeasterly right of way line; thence southwesterly along said southeasterly right of way line, deflecting an angle of 95°35'36" to the right from the southeasterly extension of the last described line, a distance of 469.43 feet; more or less, to the True Point of Beginning.

ALSO EXCEPTING THEREFROM: That portion of the W1/2 SE1/4 lying East of the County Road.

continued on page 3

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EXHIBIT A
DESCRIPTION OF BOYLE RANCH PROPERTY
(Page 3 of 4)

ALSO EXCEPTING THEREFROM: Beginning at the Northeast corner of Section 4, Township 5 North, Range 38 East of the Boise Meridian; thence S00°12'10"W for a distance of 1562.08 feet, said point also being the East Quarter Corner (E1/4) of Section 4, Township 5 North, Range 38 East of the Boise Meridian; thence N89°55'39"W for a distance of 1,383.52 feet; thence N18°35'30"E for a distance of 174.25 feet; thence S89°24'20"E for a distance of 250.00 feet; thence N00°37'50"E for a distance of 195.00 feet; thence S88°39'14"W for a distance of 183.62 feet to a point on a curve right (Delta=16°04'09", Radius=2806.67 feet, Arc=787.16 feet; Chord=784.58 feet, Tangent=396.18 feet); thence Chord bearing N29°48'34"E for a Chord distance of 784.58 feet to the end of said curve; thence N89°35'46"E 292.65 feet; thence N00°24'35"W 163.82 feet; thence N89°43'12"W 147.93 feet; thence N40°59'40"E 193.43 feet; thence S89°35'40"E 344.96 feet; thence N00°12'10"E 180.00 feet; thence N89°35'40"W 190.10 feet; thence N40°59'40"E 43.46 feet; thence N89°35'40"W 420.52 feet to the point of beginning.

ALSO EXCEPTING THEREFROM: County Road right of way through Section 4.

- Section 5: S1/2 SW1/4,
SW1/4 SE1/4
- Section 7: N1/2 SE1/4
EXCEPTING THEREFROM: Butte Market Lake Canal right of way.
- Section 8: All
EXCEPTING THEREFROM: Butte Market Lake Canal right of way.
- Section 9: W1/2,
SE1/4
EXCEPTING THEREFROM: County road right of way through the SE1/4.

continued on page 4

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AUG 05 1999

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EXHIBIT A
DESCRIPTION OF BOYLE RANCH PROPERTY
(Page 4 of 4)

Section 16: NE1/4
EXCEPTING THEREFROM: Beginning at a point that lies N02°08'33"W 240.51 feet along the section line from the East 1/4 corner of Section 16, Township 5 North, Range 38 East of the Boise Baseline and Meridian and running thence N02°08'33"W 663.07 feet along said section line to a fence line; thence S65°05'12"W 221.35 feet along said fence line to the easterly right of way of a county road; thence S21°36'35"E 612.41 feet along said right of way to the point of beginning.

N1/2 NW1/4,
S1/2 NW1/4 lying North and East of the Butte Market Lake Canal,

ALSO, That portion of the NW1/4 and the N1/2 SW1/4 lying and being South and West of the center line of the Butte Market Lake Canal

EXCEPTING THEREFROM: Beginning at the SE corner of NE quarter of the SW quarter of Section 16, Township 5 North, Range 38 EBM and running thence west along the south line of the said NE quarter of the SW quarter of Section 16 a distance of 300 feet; thence North to the center line of the Butte Market Lake Canal; thence NE along the center line of the canal to the east line of said quarter section; thence south along the quarter section line to the point of beginning.

ALSO EXCEPTING THEREFROM: Butte Market Lake Canal right of way.

Section 17: Lots 1, 5, 6, 7 and 8,
NE1/4,
NE1/4 NW1/4
EXCEPTING THEREFROM: That portion of Lot 1 and Lot 7 lying South of the Snake River.

TRACT 2:

TOWNSHIP 5 NORTH, RANGE 38 EAST OF THE BOISE MERIDIAN, JEFFERSON COUNTY, IDAHO

Section 7: Lot 5,
SE1/4 SE1/4

Section 18: Lots 1 and 2

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IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 35-04194

NAME & ADDRESS: BOYLE LAND & LIVESTOCK
2965 FIELDSTREAM LANE
IDAHO FALLS ID 83404

SOURCE: BUTTE SLOUGH TRIBUTARY: SNAKE RIVER

QUANTITY: 1.3 CFS

PRIORITY DATE: 05/04/1936

POINT OF DIVERSION: T05N R38E S09 SWSESW Within JEFFERSON County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION		04-01 10-31	1.3 CFS

PLACE OF USE:	IRRIGATION	Within JEFFERSON County		
T05N R38E S09		SWNW 1	SENW 3	NESW 16
		SWSW 33	SESW 12	NWSW 10
75 ACRES TOTAL				

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

~~BARRY WOOD
Administrative District Judge
Presiding Judge of the
Snake River Basin Adjudication~~

MICROFILMED
AUG 05 1999
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SRBA

PARTIAL DECREE 35-04194

Issued on 09-15-1998.

This is not an official copy.

Contact IDWR or the Court for a Certified Copy.

Choose Landscape Orientation when printing.

NAME AND ADDRESS:	BOYLE LAND & LIVESTOCK		
	2965 FIELDSTREAM LANE		
	IDAHO FALLS, ID 83404		
SOURCE:	BUTTE SLOUGH	TRIBUTARY: SNAKE RIVER	
QUANTITY:	1.30 CFS		
PRIORITY DATE:	05/04/1936		
POINT OF DIVERSION:	T05N R38E S09	SWSESW	Within Jefferson County
PURPOSE AND			
PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	1.30 CF
PLACE OF USE:	Irrigation	Within Jefferso	
	T05N R38E S09	SENW 3.0	NESW 16.0
		NWSW 10.0	SWSW 33.0
		SESW 12.0	SWNW 1.0
	75.0 Acres Total		

[Return to SRBA Home Page](#)

SRBA

DIRECTORS REPORT 35-04194

Return to SRBA Home Page

IWT072

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

Right Number: 35-04194

Name and Address: BOYLE LAND & LIVESTOCK
2965 FIELDSTREAM LANE
IDAHO FALLS, ID 83404

Source: BUTTE SLOUGH Tributary: SNAKE RIVER

Quantity: 1.30 CFS

Priority Date: 05-04-1936

Diversion Point: T05N R38E S09 SWSESW Within Jefferson County

Purpose and Period of Use:	Purpose of Use	Period of Use	Quantity
	Irrigation	04-01 TO 10-31	1.30 CFS

Place of Use:	Irrigation	Within Jefferson County	
	T05N R38E S09	SENW 3	NESW 16
		NWSW 10	SWSW 33
		SESW 12	SWNW 1
	75 Acres Total		

Other Provisions Necessary for Definition / Administration of this Water Right:

IN THE NEAR FUTURE IDWR WILL RECOMMEND A GENERAL PROVISION FOR THIS SUB-BASIN REGARDING THE INTERCONNECTION OF WATER RESOURCES WITHIN THE SNAKE RIVER BASIN. AN OPPORTUNITY WILL BE PROVIDED AT THAT TIME TO FILE AN OBJECTION WITH THE DISTRICT COURT TO THAT PROVISION. THIS WATER RIGHT WILL BE SUBJECT TO TO SUCH GENERAL PROVISIONS AS THE DISTRICT COURT DETERMINES NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF WATER RIGHTS.

Explanatory Material: Basis of Claim - Beneficial Use

Return to SRBA Home Page

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AUG 05 1999

6/23/99 8:37 AM

SRBA

SUBCASE SUMMARY REPORT 35-04194

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SRBA
06-14-1999

SUBCASE SUMMARY REPORT

HTML12

SUBCASE: 35-04194 FILE#: 00000
CLAIMANT: BOYLE LAND & LIVESTOCK
STATUS: PD ISSUED
WATER SOURCE: BUTTE SLOUGH, SNAKE RIVER

**** PARTIES INVOLVED ****

BOYLE LAND & LIVESTOCK PRO SE

**** ROA ENTRIES ****

09-15-1998 PARTIAL DECREE FILED
01-29-1999 SUPPLEMENTAL DIR'S RPT - CONJUNCTIVE MGMT

09-15-1998

[Return to SRBA Home Page](#)

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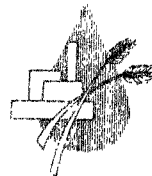
**This right has been
superceded by
a Decree.**

**All actions above this point
are based on the decreed
version of this right.**

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AUG 05 1999

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 L.A. Hartert and Co.
(Name of Claimant)
Box 820, Idaho Falls, Idaho 83401 Telephone No. 522-9346
(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) 5-4-36
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)
Butte Slough 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:

Quantity	(cfs, af)	Use	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity <u>3.0 cfs</u>		Use <u>Irrigation</u>		Period of Use From <u>4/1</u>	To <u>11/1</u>
Quantity _____		Use _____		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) 3.0 cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE 1/4 SW 1/4, Sec. 9 Twp. 5N Rge. 38E 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.
Pump with open discharge for flood irrigation.

(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%				NW%				SW%				SE%				TOTAL
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
5N	38E	9								4	14	9	20	12					59

No. of acres 59

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: none

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: _____

131 Remarks

THE JEFFERSON STAR

RIGBY, IDAHO

**AFFIDAVIT OF
PUBLICATION**

AUG 4 1983

Department of Water Resources
Eastern District Office

STATE OF IDAHO }
County of Jefferson } ss

Bruce Porter

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

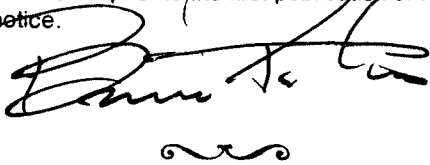
a copy of which notice appears attached here-
to, was published in the regular and entire issue
of said newspaper, and not in any

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

ing been made on July 20, 1983
and the last publication having been made

on July 27, 1983

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.



**NOTICE OF CLAIMS
TO WATER RIGHTS**

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

35-4194

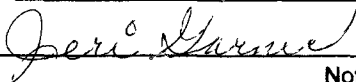
L.A. HARTERT & CO.
BOX 820, IDAHO FALLS, ID 83401
Source: BUTTE SLOUTH trib. to SINKS
Priority Date: 05/04/1936
Diversion Pt: SESW Sec 09 T 05N R 38E
Use: IRRIGATION (3.00 CFS)
In: SENW NESW NWSW SWSW SESW
Sec 09 T 05N R 38E FOR 59 ACRES
Exceptions to a claim may be filed with the
Director, Dept. of Water Resources, 150
Shoup Ave., Suite 15, Idaho Falls, Idaho
83402.

KEN DUNN
Director

Publ. July 20 and 27, 1983RS

Subscribed to and sworn to before me

this July 28, 1983



Notary Public.

(SEAL)

My commission expires Life.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

June 25, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE ID 83709-1657

RE: Decreed Water Rights 35-04194/35-04277/35-08159/35-10158

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced decreed water rights to you. The department has modified its records to reflect the changes in ownership and has enclosed computer-generated reports for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact the department if you have questions.

Sincerely,

for L. GLEN SAXTON, Chief
Water Allocations Bureau

LGS:klt

Enclosure

cc: IDWR-Eastern Region

ENCLOSURE
JUN 29 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

AUGUST 8, 1983

RECEIVED
AUG 10 1983

L.A. HARTERT & CO.
BOX 820
IDAHO FALLS ID 83401

RE: Claim No. 35-4194

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
AUG 22 1983
Department of Water Resources

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JCM

Right Number

35 4134

Applicant

L.A. Hardest & Co.

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.

Aug 8, 1983

FINAL REGIONAL PROCESSING REVIEW:

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

By

Ernest Carlson

Date

Aug 16, 1983.

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By

KW

Date

8/30/83

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 7/21 & 7/28/83.

35-4194

L.A. HARTERT & CO.

BOX 820, IDAHO FALLS, ID 83401

Source: BUTTE SLOUGH trib. to SINKS

Priority Date: 05/04/1936

Diversion Pt: SESW Sec 09 T 05N R 38E

Use: IRRIGATION (3.00 CFS)

In: SENW NESW NWSW SWSW SESW Sec 09 T 05N R 38E FOR 59 ACRES