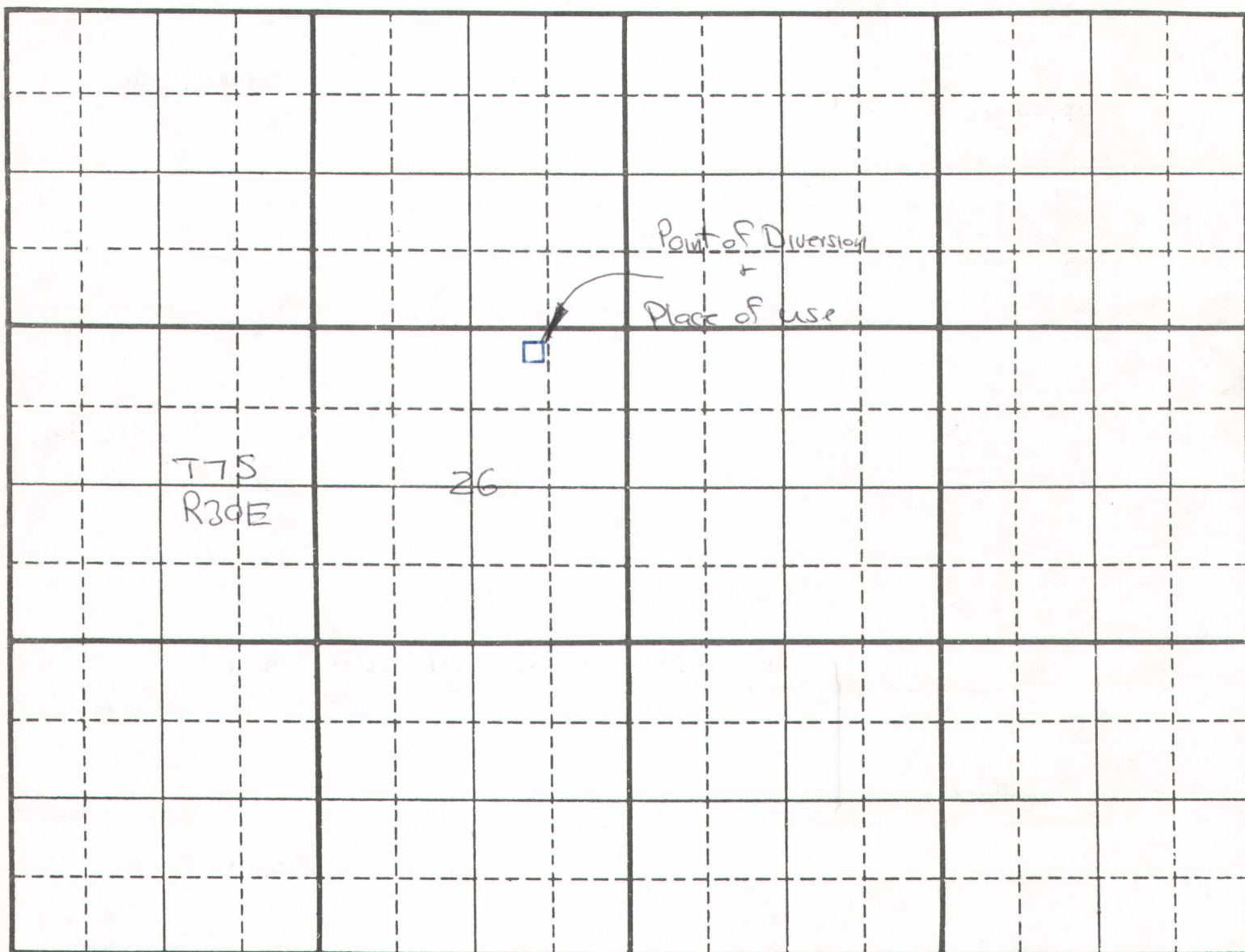


(8) Remarks _____



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 Lewter) 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.

John L. McMillan
 (Claimant)

Sworn to before me this 24th day of May, 19 83.

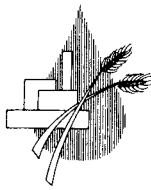
John Baguery
 Notary Public
 Residing at Ammon Falls

NOTARY PUBLIC
 RESIDING IN AM. FALLS, IDAHO
 My commission expires FOR LIFE

FOR DEPARTMENT USE ONLY

Received by CW Date 6-2-83 Exception filed by: _____ Date _____
 Prelim. check by HWT Date 6-03-83 claimant by: _____
 \$30.00 fee received by CW Date 6-3-83 #2683
 Published in Lewter County Press
 Dates 6/16 - 6/23/83

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 Ada L. McMillan
(Name of Claimant)
Rt. #1, Box 198 American Falls, ID 83211 Telephone No. 226-2094
(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) March 25, 1916

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 SNAKE RIVER PLAIN Aquifer

(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</u>	Use	<u>Domestic</u>	Period of Use From <u>1-1</u>	To <u>12-31</u>
Quantity	<u>0.02</u>	Use	<u>Stock</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) 0.06cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW ¼ NE ¼, Sec. 26 Twp. 7S Rge. 30E B.M., County of Power
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. 68' deep well with 5 hp submersible pump.

(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	
7S	30E	26		X															

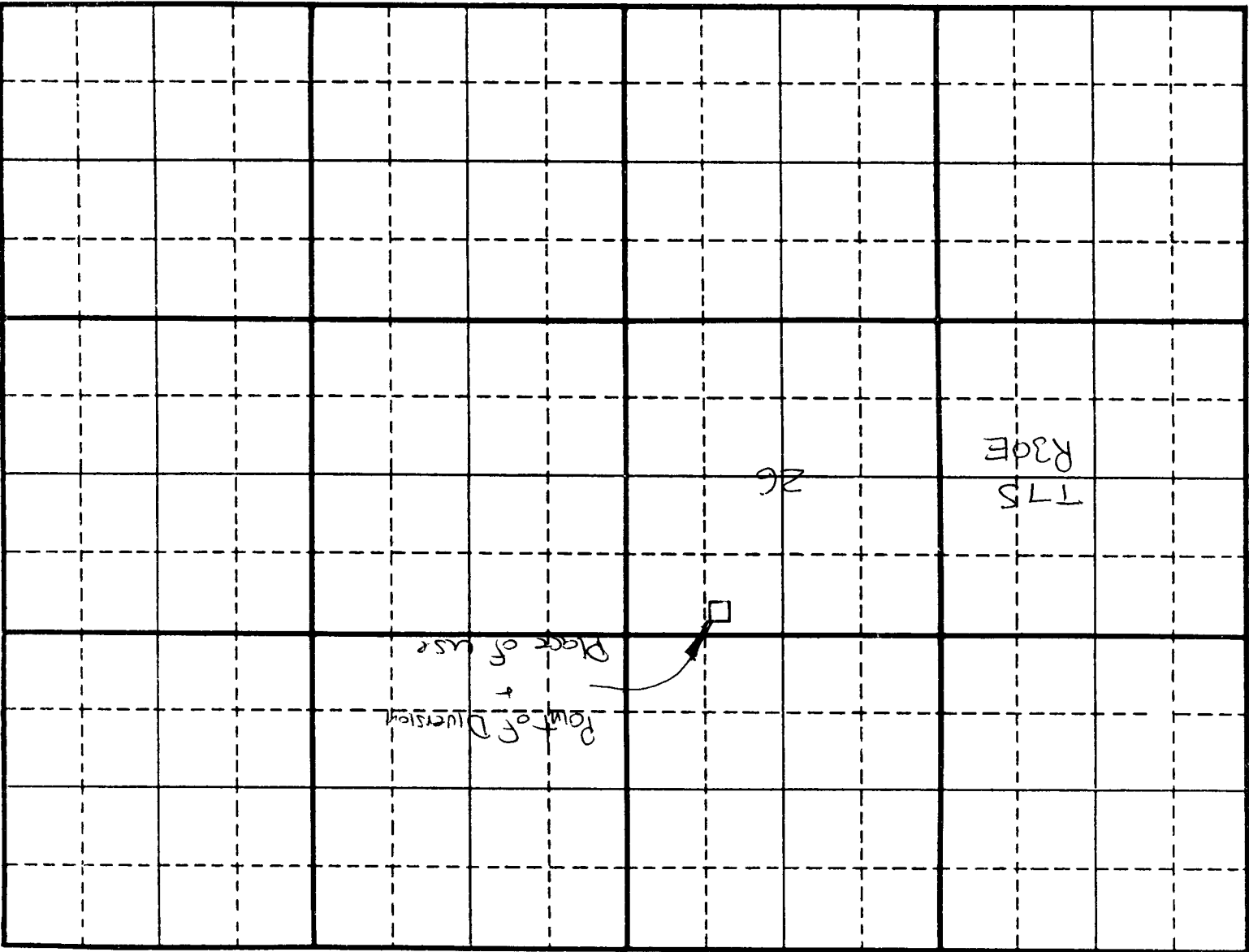
No. of acres

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Domestic for 2 homes.

NOTE: Include here the type and number of stock watered: 12 Cows and 2 horses.

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

APPROVED



State of Idaho
County of Blaine
)
) 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 July, 1983.
(Claimant) Alvin E. Hargrave

Notary Public
Residing at Blaine, Idaho
My commission expires FOR LIFE
NOTARY PUBLIC
RESIDING IN AM. FALLS, IDAHO

FOR DEPARTMENT USE ONLY

Received by CW Date 6-2-83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by HWJ Date 6-03-83 claimant by: _____
\$30.00 fee received by CW Date 6-3-83 HWJ
Published in Blaine County Press 6/16 - 6/23/83
Dates _____

Affidavit of Publication

STATE OF IDAHO }
COUNTY OF POWER } s.s.

Brett Crompton being first duly sworn
on oath, states:

That he is the editor of the Power County Press, a newspaper of general circulation in Power County, Idaho, published weekly at American Falls in said County; that said newspaper has been published in said County uninterruptedly and continuously for over seventy-eight consecutive weeks, prior to the first publication of the annexed notice or advertisement:

That the annexed notice or advertisement was published as per clipping attached in the regular and entire edition of said

newspaper and not in any supplement thereof for successive weekly issues thereof, the date of the first publication being the 24 day of Aug, 1983

the date of last publication being the 31 day of Aug, 1983

(Signed) Brett Crompton

Subscribed and sworn to before me this 31 day of Aug, 1983

Notary Public, residing at American Falls, Idaho.

My Commission expires the 10 day of March 1986

(SEAL)

Water rights
claims filed

Published in The Power County Press, Aug. 24 and 31, 1983.

NOTICE OF CLAIMS
TO WATER RIGHTS
The following claim(s) have been filed on water right(s) created by diversion and beneficial use.
35-4184

MCMILLAN, ADA L.
RT. 1, BOX 198, AMERICAN FALLS, ID. 83211
Source: GROUNDWATER
Priority Date: 03/25/1916
Diversion Pt. NWNE Sec 26 T 07S R 30E
Use: STOCKWATER (0.02 CFS)
DOMESTIC (0.04 CFS)
In: NWNE Sec 26 T 07S R 30E

29-4421
CITY OF AMERICAN FALLS
239 IDAHO ST., AMERICAN FALLS, ID. 83211
Source: SUNBEAM SPRINGS trib. to SUNBEAM CREEK, EAST FORK

Priority Date: 06/02/1936
Diversion Pt.: SESW Sec 12 T 08S R 31E

Use: MUNICIPAL (2.00 CFS)
NENE NWNE SWNE SENE
NENW NWNW SWNW SENW
NESW NWSW SWSW SESW
NESE NWSE SWSE SESE Sec 31 T 07S R 31E NENE NWNE SWNE
SENE NENW NWNW SWNW
SENW NESW NWSW SWSW
SESW NESE NWSE SWSE SESE
Sec 32 T 07S R 31E NENE NWNE
SWNE SENE NENW NWNW
SWNW SENW NWSW NWSW
SWSW SESW NESE NWSE SWSE
SESE Sec 33 T 07S R 31E NENE
NWNE SWNE SENE NENW
NWNW SWNW SENW NESW
NWSW SWSW SESW NESE
NWSE SWSE SESE Sec 29 T 07S R 31E NENE NWNE SWNE SENE
NENW NWNW SWNW SENW
NESW NWSW SWSW SESW
NESE NWSE SWSE SESE Sec 28 T 07S R 31E NENE NWNE SWNE
SENE NENW NWNW SWNW
SENW NESW NWSW SWSW
SESW NESE NWSE SWSE SESE
Sec 21 T 07S R 31E NENE NWNE
SWNE SENE NENW NWNW
SWNW SENW NESW NWSW
SWSW SESW NESE NWSE SWSE
SESE Sec 22 T 07S R 31E NENE
NWNE SWNE SENE NENW
NWNW SWNW SENW NESW
NWSW SWSW SESW NESE
NWSE SWSE SESE Sec 20 T 07S R 31E

35-4216
SCHATZ BROS.
RT. 1 AMERICAN FALLS, ID. 83211
Source: GROUNDWATER
Priority Date: 06/30/1962
Diversion Pt. NESE Sec 32 T 07S 29E
Use: IRRIGATION (2.13 CFS)
In: NESE NWSE SWSE SESE Sec 32 T 07S R 39E NWSW SWSW Sec 33 T 07S R 29E FOR 235 ACRES.

35-4215
SCHATZ BROS.
RT. 1 AMERICAN FALLS, ID. 83211
Source: GROUNDWATER
Priority Date: 05/15/1958
Diversion Pt. SWSW Sec 33 T 07S R 29E
Use: STOCKWATER (0.02 CFS)
DOMESTIC (2.40 CFS)
In: SWSW Sec 33 T 07S R 29E

35-4218
TIEDE, OTTO L.
614 CALDER, AMERICAN FALLS, ID. 83211
Source: GROUNDWATER
Priority Date: 09/15/1962
Diversion Pt. NESW Sec 18 T 07S R 30E
Use: IRRIGATION (1.90 CFS)
In: NENW NWNW SWNW SENW
NESW NWSW SWSW SESW Sec 18 T 07S R 30E FOR 320 ACRES.

35-4219
KENDELL, PAUL
NEELEY RD. RT. 1 AMERICAN FALLS ID 83211

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

JULY 5, 1983

ADA L. MCMILLAN
RT. 1, BOX 198
AMERICAN FALLS ID 83211

RE: Claim No. 35-4183

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,

Michael

RONALD D. CARLSON
Eastern Region Supervisor

Enclosure

RE
SEP 10 1983
Department of Water Resources

July 15, 1983

RE: Claim to a Water Right No. 35-4184 McMILLAN

Power County Press
174 Idaho
American Falls, ID 83211

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 June 16 and 23, 1983.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

COLLEEN WRAY
Adm. Secretary

RECEIVED

226-5294
Rec'd 8/9/83 CW

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: HWS

Right Number 35 4104 Applicant McMillan

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.

July 5/1983
Sept. 12, 1983

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Carlson Date Sept. 12, 1983

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By AC Date 11-1-83

11/1/83

21

35-4184-

MCMILLAN, ADA L.

RT. 1, BOX 198, AMERICAN FALLS, ID 83211

Source: GROUNDWATER

Priority Date: 03/25/1916

Diversion Pt: NWNE Sec 26 T 07S R 30E

Use: STOCKWATER (0.02 CFS)
DOMESTIC (0.04 CFS)

In: NWNE Sec 26 T 07S R 30E

Water rights claims filed

Published in The Power County
Press, Aug. 24 and 31, 1983.

NOTICE OF CLAIMS TO WATER RIGHTS

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

35-4184

MCMILLAN, ADA L.

RT. 1, BOX 198, AMERICAN
FALLS, ID. 83211

Source: GROUNDWATER

Priority Date: 03/25/1916

Diversion Pt. NWNE Sec 26 T 07S R
30E

Use: STOCKWATER (0.02 CFS)
DOMESTIC (0.04 CFS)

In: NWNE Sec 26 T 07S R 30E

NOTICE FILED