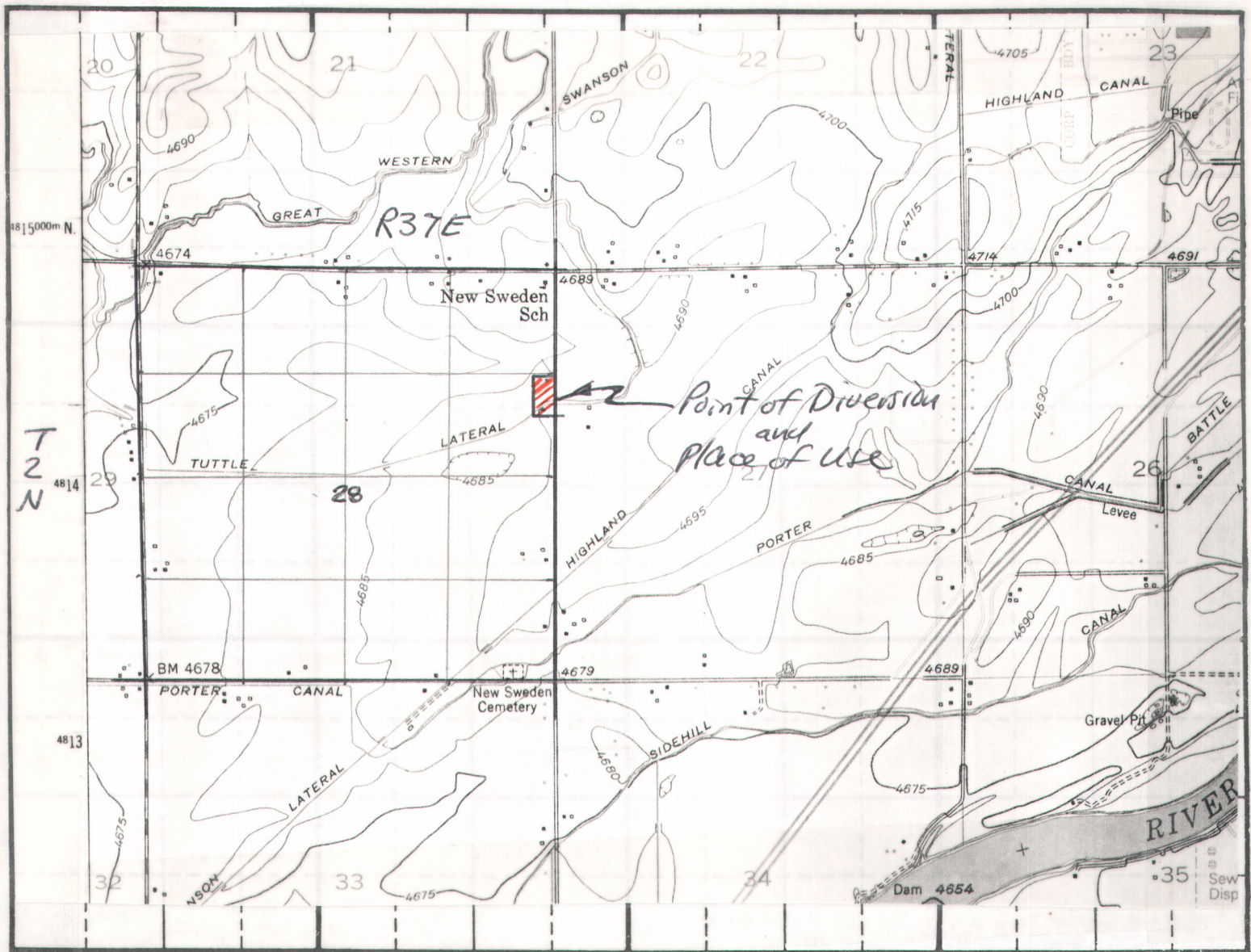


(8) Remarks _____



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 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 11th day of April, 1983.

Garland E. Davis
(Claimant)
Calvin Wray
Notary Public
Residing at Idaho Falls

My commission expires 6-15-85

Assisted by KCW
Received by _____ Date 4-11-83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by HWT Date 4-11-83 claimant by: _____
\$30.00 fee received by KCW Date 4-11-83 # 28022
Published in Post Register
Dates 4/21 & 4/28/83

32 0180

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 Garland E. Davis
(Name of Claimant)
Rt. 4, Box 107, Idaho Falls, Idaho 83402 Telephone No. 523-0890
(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 25, 1903

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	<u>0.08 cfs</u>	Use	<u>Domestic</u>	Period of Use From <u>1-1</u>	To <u>12-31</u>
Quantity	<u>0.02 cfs</u>	Use	<u>Stockwater</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) 0.08 cfs TOTAL QUANTITY USED.

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE ¼ NE ¼, Sec. 28 Twp. 2N Rge. 37E B.M., County of Bonneville
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, pressure tank with distribution lines to three domestic homes 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.

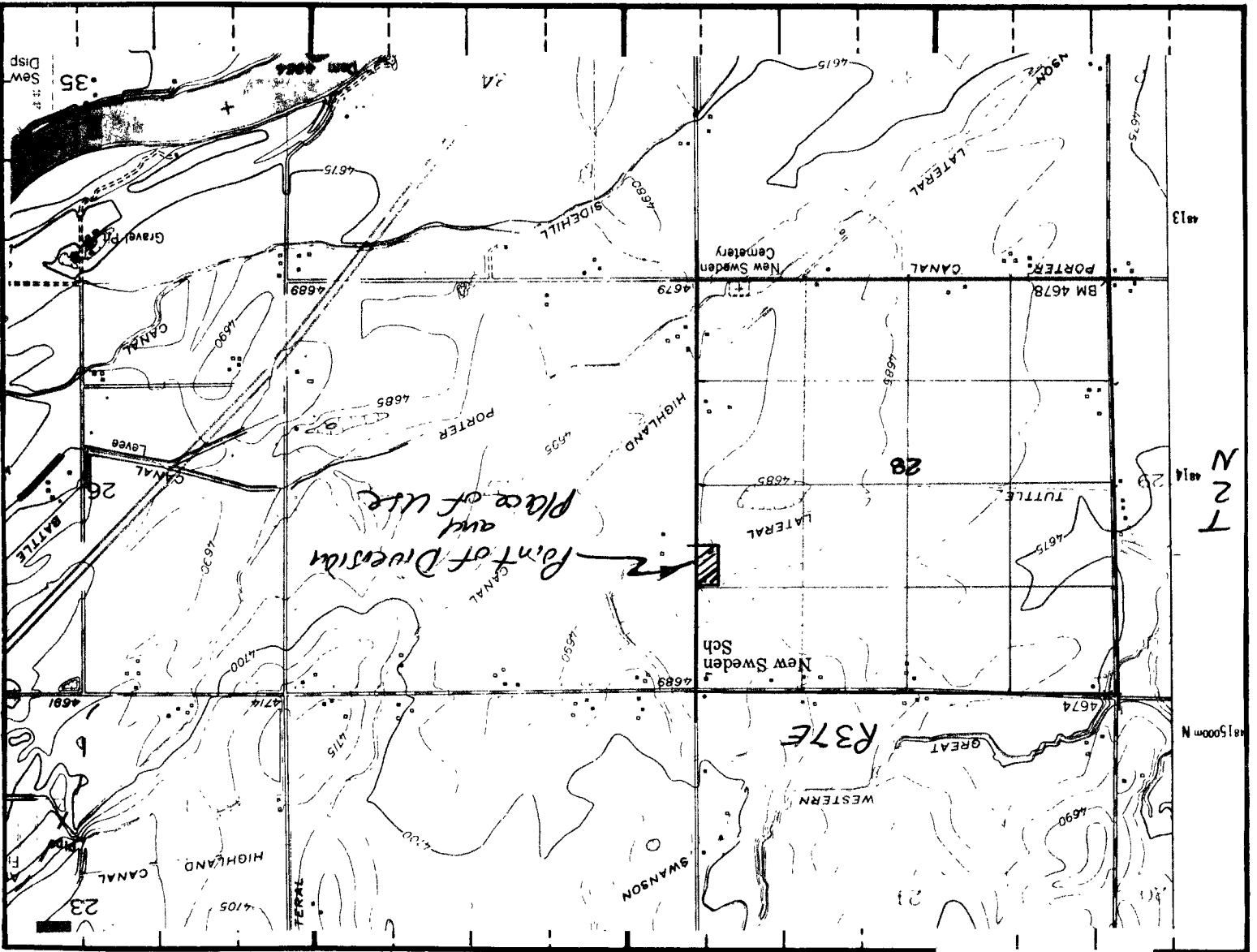
T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
2N	37E	28				X													

No. of acres _____

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Domestic use for 3 homes

NOTE: Include here the type and number of stock watered: 20 head range cattle and 2 horses

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



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 11th day of April, 1983.
(Claimant) Shirley E. Davis

Notary Public Shirley E. Davis
Residing at Shirley E. Davis

My commission expires 6-15-85

FOR DEPARTMENT USE ONLY

Assessed by KCU Date 4-11-83
Received by HUS Date 4-11-83
Prepaid check by HUS Date 4-11-83
\$30.00 fee received by KCU Date 4-11-83
Published in Post Register Date 4/21/83
Dates 4/21/83

Proof of Publication
The Post-Register

RECEIVED

MAY 4 1983

Department of Water Resources
Eastern District Office

State of Idaho, {
County of Bonneville { ss.

I, J. Robb Brady, first being duly sworn, depose and say: That I am the Principal Clerk of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post-Register, a newspaper of general circulation, published daily, except Saturday, at Idaho Falls, Idaho; said Post-Register being a consolidation of the Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903, such consolidation being made on the 1st day of November, 1931, and each of said newspapers having been published continuously and uninterruptedly, prior to consolidation, for more than seventy-eighty (78) weeks and said Post-Register having been published continuously and uninterruptedly from the date of such consolidation, up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post-Register for two consecutive weeks, first publication having been made on the 21st day of April, 1983, last publication having been made on the 28th day of April, 1983, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, this 2nd day of May, 1983

Dean L. Maseur
Notary Public

My commission expires September 30, 1984

B10, 1M,

NOTICE OF CLAIMS
TO WATER RIGHTS

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

35-4160

DAVIS, GARLAND E.
RT. 4, BOX 107, IDAHO FALLS, ID 83402
Source: GROUNDWATER
Priority Date: 04/25/1903
Diversion Pt: SENE Sec 28 T 02N R 37E
Use: STOCKWATER (0.02 CFS); DOMESTIC (0.08 CFS)
In: SENE Sec 28 T 02N R 37E

25-4175
PHILLIPS, EUGENE
RT. 8, BOX 331, IDAHO FALLS, ID 83401
Source: GROUNDWATER
Priority Date: 06/01/1950
Diversion Pt: SESW Sec 08 T 03N R 39E
Use: STOCKWATER (0.02 CFS); DOMESTIC (0.04 CFS)

In: SWSW SESW Sec 08 T 03N R 39E
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

Published: April 21, 28, 1983

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

MAY 9, 1983

GARLAND E. DAVIS
RT. 4, BOX 107
IDAHO FALLS

ID 83402

RE: Claim No. 35-4160

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

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: HWS

Right Number 35 4160 Applicant Davis

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 Wilson Date May 10, 1983

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By RC Date 5/17/83

RECEIVED
MAY 17 1983
Department of Water Resources

RECEIVED
MAY 17 1983
Department of Water Resources

35-4160-

DAVIS, GARLAND E.

RT. 4, BOX 107, IDAHO FALLS, ID 83402

Source: GROUNDWATER

Priority Date: 04/25/1903

Diversion Pt: SENE Sec 28 T 02N R 37E

Use: STOCKWATER	(0.02 CFS)
DOMESTIC	(0.08 CFS)

In: SENE Sec 28 T 02N R 37E

Proofed By
Phone
BP 4/20/83