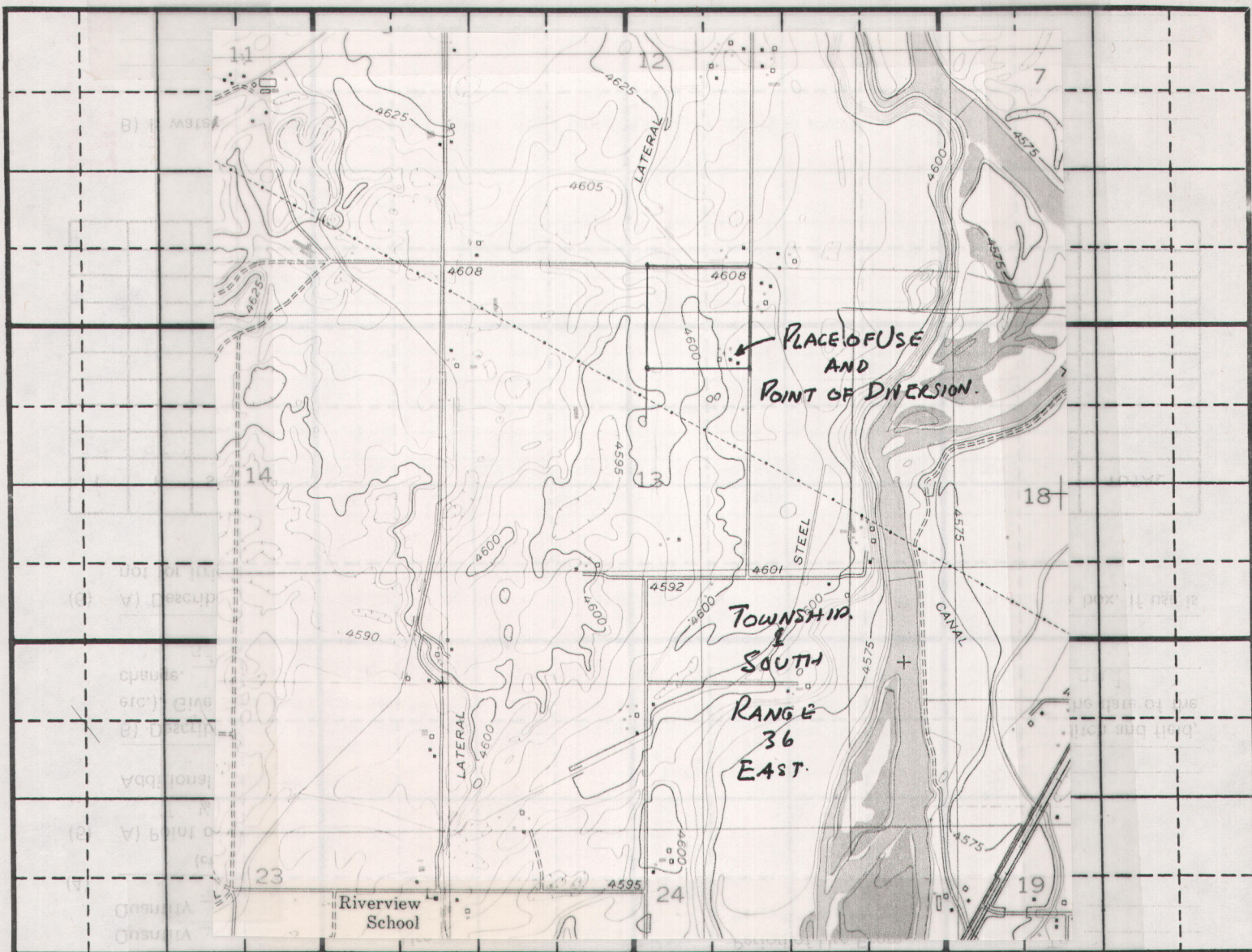


(8) Remarks _____



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 26th day of January, 19 83.

Frank L. Bailey
(Claimant)

Notary Public
Residing at Idaho Falls

My commission expires 6-15-85

FOR DEPARTMENT USE ONLY

Received by S.M. Date 1-26-82 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by HWS Date 1-27-83 claimant by: _____
\$20.00 fee received by BP Date 1-26-83 # 23343
Published in Blackfoot News
Dates 2/10 & 2/17/83

RECEIVED

FEB 23 1983

Department of Water Resources
Eastern District Office

**NOTICE OF CLAIMS
TO WATER RIGHTS**

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

35-4141

BAILEY, Frank L.
&/or MELBA
Rt. 1 Box 462
Firth, Id. 83236
Source: GROUNDWATER
Priority Date: 04/01/1916
Diversion Pt.: NWNE, Sec. 13, T.
01S, R. 36E
Use: STOCKWATER (0.03 CFS)
DOMESTIC (0.04 CFS)
In: NWNE, Sec. 13, T. 01S, R.
36E.

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

(7619)

Pub.: 2-10, 17

AFFIDAVIT of PUBLICATION

County of Bingham)

State of Idaho)

I, David Mark Brown do
solemnly

Publisher

swear that I am the _____ 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: Thursdays
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 two (2) consecutive weeks

the first publication having been made on the
10th day of Feb., 19 83,

and the last publication having been made on the
17th day of Feb., 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.

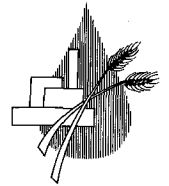
David Mark Brown
Subscribed and sworn to before me this 17th

day of Feb., 19 83.

Patricia 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



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 Frank L. or Melba Bailey
(Name of Claimant)
Rt. 1, Box 462 Firth, Idaho 83236 Telephone No. 357-7632
(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 1, 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 _____

(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, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive) (Mo., Day)	
Quantity	<u>0.04 cfs</u>	Use	<u>Domestic</u>	Period of Use From	<u>1-1</u> To <u>12-31</u>
Quantity	<u>0.03 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) 0.07 TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW ¼ NE ¼, Sec. 13 Twp. 1S Rge. 36E 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, pressure tank with mainline to stock trough and single domestic home.

(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	
1S	36E	13		X															

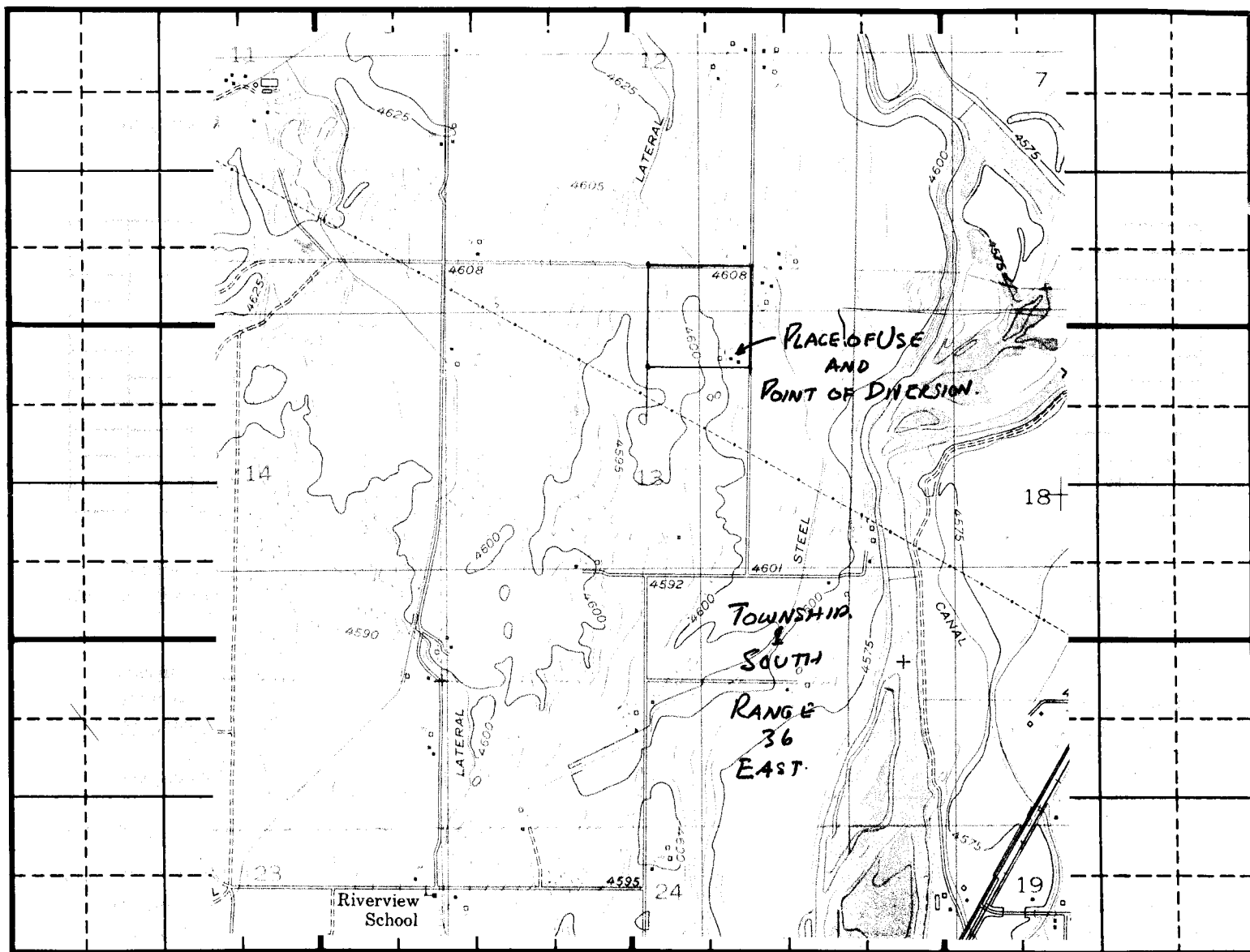
No. of acres _____

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: _____

(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 26th day of January

Frank L. Bailey
(Claimant)

19 83

Notary Public
Residing at Idaho Falls, ID

My commission expires 6-15-85

FOR DEPARTMENT USE ONLY

Received by <u>S.M.</u>	Date <u>1-26-83</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>HWS</u>	Date <u>1-27-83</u>		claimant by:	
\$30.00 fee received by <u>BP</u>	Date <u>1-26-83</u>	# <u>23343</u>		
Published in <u>Blackfoot News</u>				
Dates <u>2/10 & 2/17/83</u>				

RECEIVED

FEB 23 1983

Department of Water Resources
Eastern District Office

**NOTICE OF CLAIMS
TO WATER RIGHTS**

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

35-4141

BAILEY, Frank L.
&/or MELBA
Rt. 1 Box 462
Firth, Id. 83236
Source: GROUNDWATER
Priority Date: 04/01/1916
Diversion Pt.: NWNE, Sec. 13, T.
01S, R. 36E
Use: STOCKWATER (0.03 CFS)
DOMESTIC (0.04 CFS)
In: NWNE, Sec. 13, T. 01S, R.
36E.

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

(7619)

Pub.: 2-10, 17

AFFIDAVIT of PUBLICATION

County of Bingham

State of Idaho

I, David Mark Brown
solemnly

Publisher

swear that I am the _____ 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: Thursdays
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 two (2) consecutive weeks

the first publication having been made on the

10th day of Feb., 19 83.

and the last publication having been made on the

17th day of Feb., 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.

Subscribed and sworn to before me this 17th

day of Feb., 19 83.

Patricia 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

FEBRUARY 28, 1983

FRANK L. BAILEY
MELBA BAILEY
RT. 1, BOX 462
FIRTH

ID 83236

RE: Claim No. 35-4141

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
MAR 23 1983

Department of Water Resources

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: HWS

Right Number 35 4141 Applicant Bailey

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 Gibson Date March 17, 1983.

Feb 28, 1983

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By kw Date 3/23/83

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

FEBRUARY 2, 1983

The Blackfoot News
P. O. Box 70
Blackfoot, Idaho 83221

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 28, 1983.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

100-100000-100000

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 2/10 & 2/17/83.

35-4141

BAILEY, FRANK L. &/or MELBA

RT. 1, BOX 462, FIRTH, ID 83236

Source: GROUNDWATER

Priority Date: 04/01/1916

Diversion Pt: NWNE Sec 13 T 01S R 36E

Use: STOCKWATER (0.03 CFS)
DOMESTIC (0.04 CFS)

In: NWNE Sec 13 T 01S R 36E

Legals for pat and connie — jackie

**NOTICE OF CLAIMS
TO WATER RIGHTS**

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filed on water right(s) created by
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KEN DUNN
Director

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Pub.: 2-10, 17