

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:

35-4140

RISHEL, Gene  
Rt. 1, Box 483  
Firth, Id. 83236  
Source: GROUNDWATER  
Priority Date: 05/01/1918  
Diversion Pt.: NWNW, Sec. 12, T.  
01S, R. 36E.  
Use: STOCKWATER (0.10 CFS)  
DOMESTIC (0.04 CFS)  
In.: NWNW, Sec. 12, T. 01S, R.  
36E.

27-4079

OLESON, Joe &/or  
GEORGE &/or STEVEN  
Rt. 6, Box 259  
Blackfoot, Idaho 83221  
Source: RAWLINS CREEK, trib. to  
BRUSH CREEK  
Priority Date: 06/19/1883  
Diversion Pt.: NESE, Sec. 22, T.  
03S, R. 39E.  
Use: IRRIGATION (0.80 CFS)  
STOCKWATER (0.12 CFS)  
In: NESE SESE, Sec. 22, T. 03S,  
R. 39E, for 30 ACRES.

27-4078

OLESON, Joe &/or  
GEORGE &/or STEVEN  
Rt. 6, Box 259  
Blackfoot, Idaho 83221  
Source: SPRING trib. to SINKS  
Priority Date: 06/19/1942  
Diversion Pt.: NWNW, Sec. 32, T.  
05S, R. 41E.  
Use: IRRIGATION (1.45 CFS)  
STOCKWATER (0.19 CFS)  
In.: NENE NWNE SWNE SENE  
NENW, Sec. 31, T. 05S, R. 41E,  
SESW SWSE, Sec. 30, T. 05S, R.  
41E, for 145 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

(7614)  
Pub.: 2-3; 10

**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  
3rd day of Feb., 19 83

and the last publication having been made on the  
10th 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 16th

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

MICROFILMED

35-4140

RISHEL, GENE

RT. 1, BOX 483, FIRTH, ID 83236

Source: GROUNDWATER

Priority Date: 05/01/1916

Diversion Pt: NWNW Sec 12 T 01S R 36E

Use: STOCKWATER (0.10 CFS)  
DOMESTIC (0.04 CFS)

In: NWNW Sec 12 T 01S R 36E

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MICROFILMED

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 Gene Rishel (Name of Claimant)  
Rk 1, Box 483, Firth, Id (Mailing Address) 83236 (Zip Code) Telephone No. 357-3086

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) MAY 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 ~~Snake River~~

(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)             | (Mo., Day)                    |
| Quantity        | <u>.04 cfs.</u> | Use                                 | <u>Domestic</u>   | Period of Use From     | <u>Jan 1</u> To <u>Dec 31</u> |
| Quantity        | <u>.1 cfs.</u>  | Use                                 | <u>Stockwater</u> | Period of Use From     | <u>"</u> To <u>"</u>          |
| Quantity        |                 | Use                                 |                   | Period of Use From     | To                            |
| Quantity        |                 | Use                                 |                   | Period of Use From     | To                            |
| Quantity        |                 | Use                                 |                   | Period of Use From     | To                            |

(4) .14 cfs. TOTAL QUANTITY USED.  
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)  
NW 1/4 NW 1/4, Sec. 12 Twp. 15 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 and piped to house and watering 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. | NE% |     |     |     | NW% |     |     |     | SW% |     |     |     | SE% |     |     |     | TOTAL |
|----|-----|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-------|
|    |     |      | NE% | NW% | SW% | SE% | NE% | NW% | SW% | SE% | NE% | NW% | SW% | SE% | NE% | NW% | SW% | SE% |       |
| 15 | 36E | 12   |     |     |     |     | X   |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |

No. of acres

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Water is used for domestic use @ 2 houses.

NOTE: Include here the type and number of stock watered: 400 Head Range Cattle.

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

Hand-drawn map on a grid showing a route. The route is marked with a solid line and labeled with numbers 1 through 12. A dashed line indicates a 'Place of Use Point of Interest'. The map is titled 'R 36E'.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12

Place of Use  
Point of Interest

R 36E

1-21-83 FOR DEPARTMENT USE ONLY

|                                    |                                        |                     |              |      |
|------------------------------------|----------------------------------------|---------------------|--------------|------|
| Received by <u>OW</u>              | Date <u>1-17-83</u>                    | Exception filed by: | Forwarded to | Date |
| Prelim. check by <u>KEW</u>        | Date <u>1-25-83</u>                    |                     | claimant by: |      |
| \$20.00 fee received by <u>OW</u>  | Date <u>1-25-83 #23337 &amp; 23338</u> |                     |              |      |
| Published in <u>Blackfoot News</u> |                                        |                     |              |      |
| Dates <u>2/3 &amp; 2/10/83</u>     |                                        |                     |              |      |

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KEN DUNN  
Director

(7614)

Pub.: 2-3; 10

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Eastern District Office

**AFFIDAVIT of PUBLICATION**

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State of Idaho David Mark Brown do

I, 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  
3rd day of Feb., 19 83

and the last publication having been made on the  
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day of Feb., 19 83

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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 21, 1983

GENE RISHEL  
RT. 1, BOX 483  
FIRTH

ID 83236

RE: Claim No. 35-4140

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: Keith C. Wilse

Right Number 35 4140 Applicant Gene Riskel

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 March 17, 1983

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By KW Date 3/23/83

*Feb 21, 1983*

35-4140

RISHEL, GENE

RT. 1. BOX 483. FIRTH. ID 83236

Source: GROUNDWATER

Priority Date: 05/01/1916

Diversion Pt: NNW Sec 12 T 01S R 36E

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DOMESTIC (0.04 CFS)

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