

RECEIVED
JUN 8 1981

Department of Water Resources
Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham

State of Idaho

I, _____
solemnly

David Mark Brown

swear that I am the Publisher 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: Thurs
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 consecutive wks,

the first publication having been made on the
28th day of May, 19 81,

and the last publication having been made on the
4th day of June, 19 81;

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 5th

day of June, 19 81.

Patricia A. Johnson
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Oct. 20, 1984

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the
following claim(s) to water right(s)
have been established by diversion
and application to beneficial use:

35-4120

SEAMONS, Gary
Rt. 4, Box 337

Blackfoot, Id. 83221

Source: GROUNDWATER

Priority Date: 07/15/1949

Amount: 4.00 cfs

Diversion Point: SENE, Sec. 35 T.

01S R. 34E, Bingham Co.

Use: IRRIGATION (4.00 cfs) from
04/01 to 11/01

Place of Use: SWNE SENE NESE

NWSE SWSE SESE, Sec. 35, T. 01S,

R. 34E, SWNW NWSW, Sec. 36 T.

01S, R. 34E, for 191 acres.

Diversion Means: WELL &
PIPELINES.

Any exception to any claim of water
right may be filed with the Director of
the Idaho Department of Water
Resources, 150 Shoup Ave., Idaho
Falls, Idaho 83401.

A. KENNETH DUNN
Director

(6931)

Pub.: 5-28; 6-4

33

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 GARY SEAMONS

Rt. #4, Box S37 Blackfoot, Idaho 83221 Telephone No. 684-4220
(Mailing Address) (Name of Claimant) (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) July 15, 1949
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)	(Mo., Day)
Quantity	<u>4.0 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) 4.0 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)
SE ¼ NE ¼, Sec. 35 Twp. 1S Rge. 34E 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 to wheel and hand lines

- (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	34E	35			17	35									40	22	23	32	169
		36							6			16							22

No. of acres 191

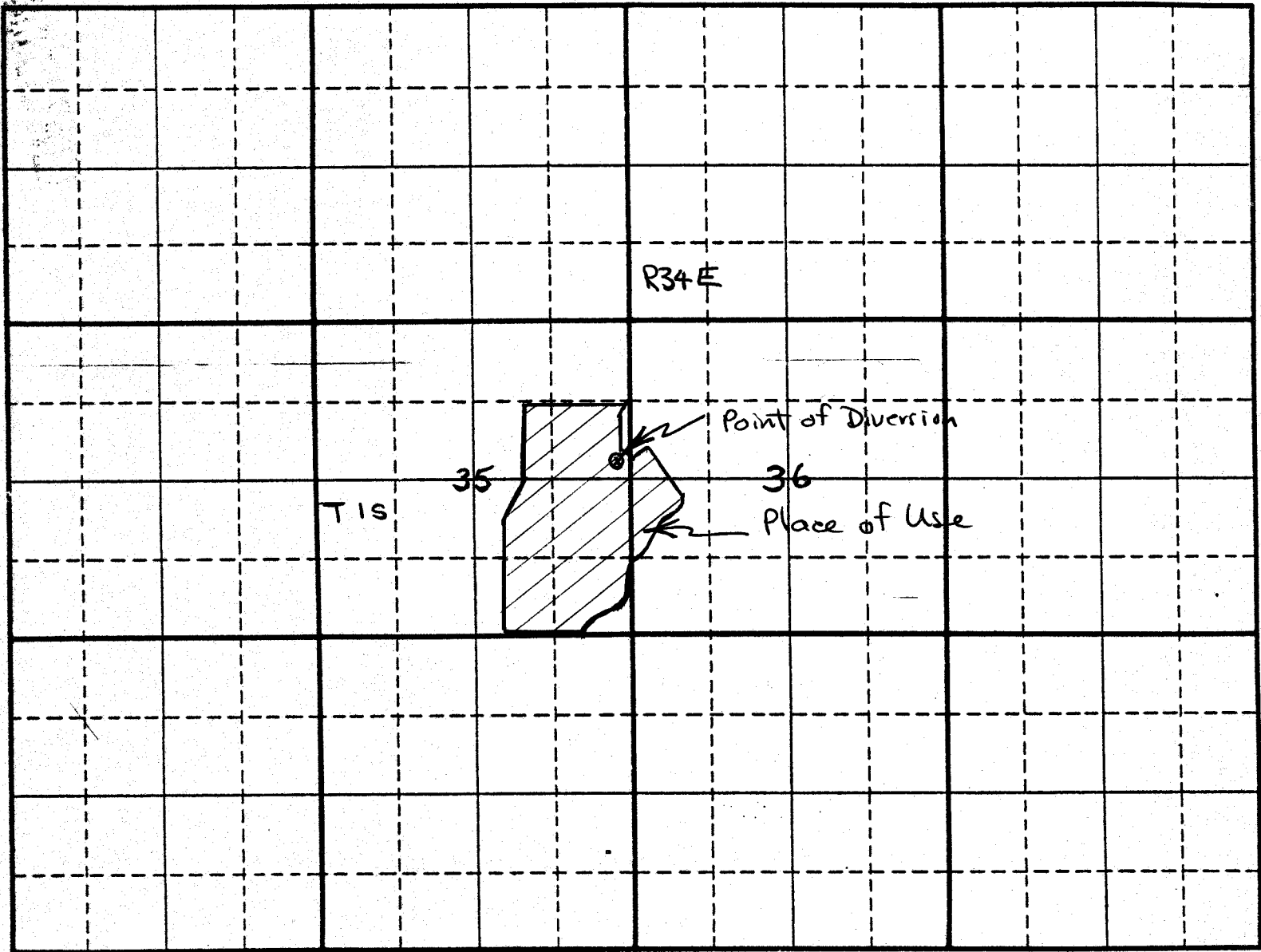
- B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

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: _____

MICROFILMED

(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.

X Gary Seamons
(Claimant)

Sworn to before me this 11 day of May, 1981.

Kathleen A. Walker
Notary Public
Residing at Idaho Falls

My commission expires 2/15/1983

FOR DEPARTMENT USE ONLY

Received by KCW Date 5/11/81 Exception filed by: _____ Date _____
Prelim. check by KCW Date 5/11/81 # 17629
\$20.00 fee received by Blackfoot News
Published in 3/28 & 6/04/81
Dates _____

RECEIVED
JUN 8 1981

Department of Water Resources
Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham)

State of Idaho)ss

I, David Mark Brown do
solemnly

swear that I am the Publisher 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: Thurs
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 consecutive wks.

the first publication having been made on the
28th day of May, 19 81.

and the last publication having been made on the
4th day of June, 19 81;

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 5th

day of June, 19 81.

Patricia A. Johnson

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Oct. 20, 1984

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the
following claim(s) to water right(s)
have been established by diversion
and application to beneficial use:

35-4120

SEAMONS, Gary
Rt. 4, Box 337

Blackfoot, Id. 83221

Source: GROUNDWATER

Priority Date: 07/15/1949

Amount: 4.00 cfs

Diversion Point: SENE, Sec. 35 T.

01S R. 34E, Bingham Co.

Use: IRRIGATION (4.00 cfs) from

04/01 to 11/01

Place of Use: SWNE SENE NESE

NWSE SWSE SESE, Sec. 35, T. 01S,

R. 34E, SWNW NWSW, Sec. 36 T.

01S, R. 34E, for 191 acres.

Diversion Means: WELL &

PIPELINES.

Any exception to any claim of water
right may be filed with the Director of
the Idaho Department of Water
Resources, 150 Shoup Ave., Idaho
Falls, Idaho 83401.

A. KENNETH DUNN
Director

(6931)

Pub.: 5-28; 6-4

33

MICROFILMED

RECEIVED

MAY 27 1949

legal-jack,dnt

Department of Water Resources

Payette District Office

Legals for Pat — give all copies back
to her Dewayne — Thanks jackie

**NOTICE OF CLAIMS
TO WATER RIGHTS**

Notice is hereby given that the
following claim(s) to water right(s)
have been established by diversion
and application to beneficial use:

35-4120

SEAMONS, Gary

Rt. 4, Box 337

Blackfoot, Id. 83221

Source: GROUNDWATER

Priority Date: 07/15/1949

Amount: 4.00 cfs

Diversion Point: SENE, Sec. 35 T.

01S R. 34E, Bingham Co.

Use: IRRIGATION (4.00 cfs) from

04/01 to 11/01

Place of Use: SWNE SENE NESE

NWSE SWSE SESE, Sec. 35, T. 01S,

R. 34E, SWNW NWSW, Sec. 36 T.

01S, R. 34E, for 191 acres.

Diversion Means: WELL &
PIPELINES.

Any exception to any claim of water
right may be filed with the Director of
the Idaho Department of Water
Resources, 150 Shoup Ave., Idaho
Falls, Idaho 83401.

A. KENNETH DUNN

Director

(6931)

Pub.: 5-28; 6-4

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: HWS

Right Number 35 1120 Applicant Scamons

NOTE: 35-4/20 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 6-28-81

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By W. Hansen Date 6/30/81

6/15

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave.
Idaho Falls, Idaho 83401
(208) 525-7161

JUNE 17, 1981

MICROFILMED

GARY SEAMONS
RT. 4 BOX 337
BLACKFOOT

ID 83221

RE: Claim No. 35-4120

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

35-4120-

SEAMONS, GARY

RT. 4 BOX 337, BLACKFOOT, ID 83221

Source: GROUNDWATER

Priority Date: 07/15/1949

Amount: 4.00 CFS

Diversion Point: SENE Sec 35 T 01S R 34E, BINGHAM Co.

Use: IRRIGATION (4.00 CFS) from 04/01 to 11/01

Place of Use: SWNE SENE NESE NWSE SWSE SESE Sec 35 T 01S R 34E SWNW NWSW
Sec 36 T 01S R 34E FOR 191 ACRES

Diversion Means: WELL & PIPELINES.

MICROFILMED