

**NOTICE OF CLAIMS
TO WATER RIGHTS**

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

35-4085

NELSON, VAN &/OR JOANN
Rt. 1, Box 449,
Firth, Idaho 83236
Source: GROUNDWATER
Priority Date: 06/01/1940
Amount: 0.08 CFS
Diversion Point: NENW Sec. 24' %.
01S R. 36E, Bingham Co.
Use: DOMESTIC (0.06 CFS) from
01/01 to 12/31. STOCKWATER
(0.02) from 09/15 to 05/30.
Place of Use: NWNE NENW, Sec. 24
T. 01S R. 36E
Diversion Means: WELL, PUMP &
PRESSURE SYSTEM.

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho 83401.

C. Stephen Allred
Director

(6434)
Pub.: 3/6 & 3/13/80.

31

RECEIVED

MAR 17 1980

Department of Water Resources
Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham)

State of Idaho) ss.

I, David Mark Brown) do

solemnly

Publisher

swear that I am the _____ of The Blackfoot News which is a daily newspaper of general circulation published each day except Sunday at Blackfoot, Bingham County, Idaho, said newspaper having been so published at Blackfoot, aforesaid for more than one year past; that said newspaper heretofore complied with all the provisions of Chapter 154 of the Sessions 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 withing the State of Idaho shall be published to-wit: Thursday of each week; that the notice attached hereto and which is a part of this affidavit and part of the proof of

of publication was published in said issue or said newspaper 2 consecutive weeks

the first publication having been made on the 6th day of March, 19 80

and the last publication having been made on the 13th day of March, 19 80;

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 14th

day of March, 19 80

Patricia A. Johnson

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Oct. 20, 1980

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 VAN NELSON &/or JOANN NELSON
(Name of Claimant)
Rt. 1, Box 449, Firth, ID 83236 Telephone No. 346-6725
(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) June 1, 1940

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	0.06 cfs	Use	domestic	Period of Use From 1/1	To 12/31
Quantity	0.02 cfs	Use	stockwater	Period of Use From 9/15	To 5/30
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.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NE ¼ NW ¼, Sec. 24 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 and pressure system.

(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	24		X			X												

No. of acres

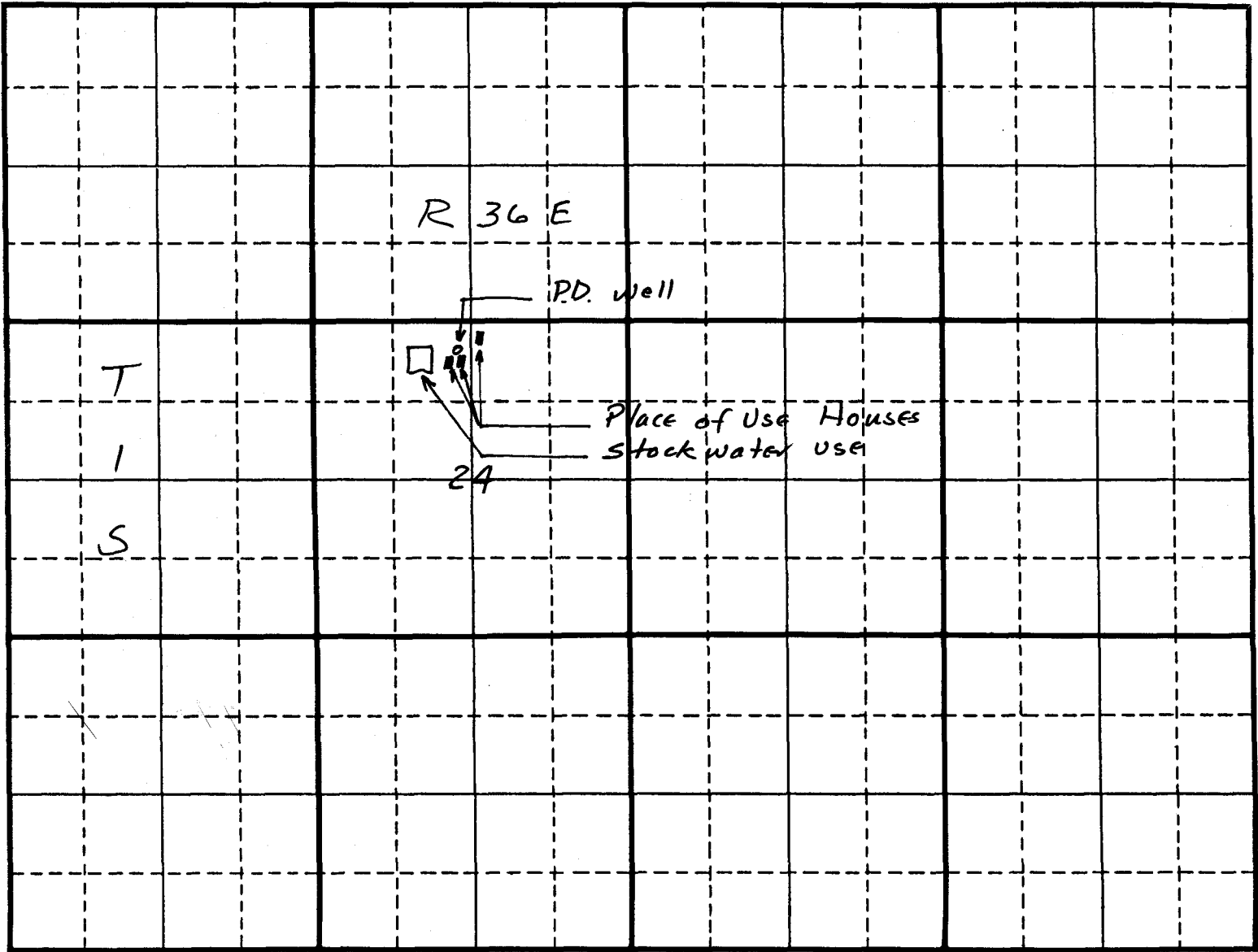
B) If water is used for other than irrigation, fully describe that use, being as specific as possible: 3 houses

NOTE: Include here the type and number of stock watered: 100 range cattle

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

NOT REFILED

(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 21st day of February, 19 80.
Joann D. Nelson (Claimant)
Colleen Wiley
Notary Public
Residing at Idaho Falls, Id.

My commission expires 6/15/81

FOR DEPARTMENT USE ONLY

Received by <u>Joe</u>	Date <u>2/21/80</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>EMC</u>	Date <u>2/21/80</u>		claimant by:	
\$20.00 fee received by <u>TC</u>	Date <u>2-21-80</u>			
Published in <u>The Blackfoot News</u>	<u>#13807</u>			
Dates <u>3/6 & 3/13/80</u>				

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NELSON, VAN &/OR JOANN

Rt. 1, Box 449,

Firth, Idaho 83236

Source: GROUNDWATER

Priority Date: 06/01/1940

Amount: 0.08 CFS

Diversion Point: NENW Sec. 24' %.

01S R. 36E, Bingham Co.

Use: DOMESTIC (0.06 CFS) from 01/01 to 12/31. STOCKWATER (0.02) from 09/15 to 05/30.

Place of Use: NWNE NENW, Sec. 24 T. 01S R. 36E

Diversion Means: WELL, PUMP & PRESSURE SYSTEM.

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho 83401.

C. Stephen Allred
Director

(6434)

Pub.: 3/6 & 3/13/80.

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AFFIDAVIT of PUBLICATION

County of Bingham

State of Idaho

I, David Mark Brown

do solemnly

swear that I am the Publisher of The Blackfoot News which is a daily newspaper of general circulation published each day except Sunday at Blackfoot, Bingham County, Idaho, said newspaper having been so published at Blackfoot, aforesaid for more than one year past; that said newspaper heretofore complied with all the provisions of Chapter 154 of the Sessions 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: Thursday of each week; that the notice attached hereto and which is a part of this affidavit and part of the proof of

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Residing at Blackfoot, Idaho

My commission expires
Oct. 20, 1980

RECEIVED

MAR 17 1980

Department of Water Resources
Eastern District Office

RECORDED

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Ernest

Right Number 35 4085 Applicant Nelson

NOTE: 35-4085
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. march 24

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Gilson Date 3/26/80

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Joni Date 4/2/80

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

FEBRUARY 28, 1980

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 billings to this office before MARCH 24, 1980.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

MARCH 26, 1980

VAN NELSON
JOANN NELSON
RT. 1, BOX 449
FIRTH

ID 83236

RE: Claim No. 35-4085

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

UNRECORDED

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C. STEPHEN ALLRED

Director

Published 3/6 & 3/13/80.

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MAR 13 1980

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MAR 3 1980

Department of Water Resources
Eastern District Office

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**C. Stephen Alfred
Director**

(6434)

Pub.: 3/6 & 3/13/80.

ok kw
3/3/80

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RT. 1, BOX 449, FIRTH, ID 83236

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Priority Date: 06/01/1940

Amount: 0.08 CFS

Diversion Point: NENW Sec 24 T 015 R 36E, BINGHAM Co.

Use: DOMESTIC	(0.06 CFS)	from 01/01 to 12/31
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Diversion Means: WELL, PUMP & PRESSURE SYSTEM.

RECEIVED
FBI - IDAHO