

Proof of Publication  
The Post-Register

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 14th day of February, 1980, last publication having been made on the 21st day of February, 1980, 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 21st day of February, 1980

Deann R. Johnson  
Notary Public

My commission expires April 5, 1983

B10, 1M,

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:  
25-4053 ok  
STATE OF IDAHO  
DEPT. OF TRANSPORTATION,  
DIVISION OF HIGHWAYS, BOX 97,  
RIGBY, ID 83442  
Source: GROUNDWATER  
Priority Date: 04/01/1955  
Amount: 0.04 CFS  
Diversion Point: SWNE Sec 03T 02N R 38E, BONNEVILLE Co.  
Use: COMMERCIAL (0.04 CFS) from 01/01 to 12/31  
Place of Use: SWNE Sec 03 T 02N R 38E  
Diversion Means: WELL AND PUMP.  
35-4081 ok  
GOETZ, OSBORNE A.  
HOWARD, DON  
RT. 5, BOX 147, IDAHO FALLS, ID 83401  
Source: GROUNDWATER  
Priority Date: 09/01/1946  
Amount: 0.10 CFS  
Diversion Point: NWNW Sec 17 T 02N R 37E, BONNEVILLE Co.  
Use: DOMESTIC (0.08 CFS) from 01/01 to 12/31  
STOCKWATER (0.02 CFS) from 01/01 to 12/31  
Place of Use: NWNW SWNW Sec 17 T 02N R 37E  
Diversion Means: WELL AND PUMP.  
35-4082 ok  
EVANS, ROBERT E.  
1994 W. BROADWAY, IDAHO FALLS, ID 83401  
Source: GROUNDWATER  
Priority Date: 06/01/1936  
Amount: 0.06 CFS  
Diversion Point: SWSE Sec 14 T 02N R 37E, BONNEVILLE Co.  
Use: DOMESTIC (0.06 CFS) from 01/01 to 12/31  
Place of Use: SWSE Sec 14 T 02N R 37E  
Diversion Means: Well, pump and 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  
Pub.: Feb. 14 & 21, 1980

RECEIVED

FEB 25 1980  
Department of Water Resources  
Eastern District Office

kw  
2/27/80

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 Robert E. Evans

(Name of Claimant)

1994 W. Broadway, Idaho Falls, ID 83401

Telephone No. 522-1146

(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, 1936

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     | To         |
|                 |          |                                     |          | 1/1                    | 12/31      |
| 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) 0.06 cfs TOTAL QUANTITY USED.  
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)

SW ¼ SE ¼, Sec. 14 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 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.

[illegible]

No. of acres

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

**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:

(8) Remarks This well has been in use since 1910 for a single family domestic use.

R 37 E

T 2 N

14

P.D. - well and Place of Use

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 )  
 ) ss.  
County of Bonneville )

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.

Robert Evans  
(Claimant)

Sworn to before me this: 1 day of February, 1980.

Kathryn A. Walker  
Notary Public  
Residing at Mahe Falls)

My commission expires life

**FOR DEPARTMENT USE ONLY**

Received by LAG Date 2/1/80 Exception filed by: \_\_\_\_\_ Forwarded to \_\_\_\_\_ Date \_\_\_\_\_  
Prelim. check by OC Date 2/1/80 claimant by: \_\_\_\_\_  
\$20.00 fee received by EW Date 2/1/80 #15560  
Published in The Post Register  
Dates 2/14 & 2/21/80

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and each of said newspapers having been published continuously and uninterruptedly, prior to consoli-  
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[Signature]  
Notary Public

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Place of Use: SWNE Sec 03 T 02N R  
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Diversion Means: WELL AND PUMP.  
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HOWARD, DON  
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Diversion Means: WELL AND PUMP.  
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EVANS, ROBERT E.  
1994 W. BROADWAY, IDAHO FALLS,  
ID 83401  
Source: GROUNDWATER  
Priority Date: 06/01/1936  
Amount: 0.06 CFS  
Diversion Point: SWSE Sec 14 T 02N R  
37E, BONNEVILLE Co.  
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C. STEPHEN ALLRED  
Director  
Pub.: Feb. 14 & 21, 1980

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FEB 25 1980

Department of Water Resources  
Eastern District Office

kw  
2/27/80

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Eastern Region

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

MARCH 5, 1980

ROBERT E. EVANS  
1994 W. BROADWAY  
IDAHO FALLS

ID 83401

RE: Claim No. 35-4082

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

MICROFILMED

State of Idaho  
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: jc

Right Number 35-4082 35 4082 Applicant Swann

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 3/7/80

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Jim Date 3/8/80

RECEIVED

EVANS, ROBERT E.

1994 W. BROADWAY, IDAHO FALLS, ID 83401

Source: GROUNDWATER

Priority Date: 06/01/1936

Amount: 0.06 CFS

Diversion Point: SWSE Sec 14 T 02N R 37E, BONNEVILLE Co.

Use: DOMESTIC (0.06 CFS) from 01/01 to 12/31

Place of Use: SWSE Sec 14 T 02N R 37E

Diversion Means: WELL, PUMP AND PRESSURE SYSTEM.

UNRECORDED