

RECEIVED

JAN 14 1977

Department of Water Resources
Eastern Region

AFFIDAVIT of PUBLICATION

County of Bingham

State of Idaho

)
ss.
)

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: Friday 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

Friday issue of said newspaper ² consecutive

weeks, the first publication having been made on
the 6th day of January, 1977.....

and the last publication having been made on the
13th day of January, 1977....; 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 13th.....

day of January....., 1977.....

Patricia A. Johnson

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Oct. 20, ~~1978~~ 1980

aw

NOTICE OF CLAIM TO A WATER RIGHT No. 35-4054

Notice is hereby given that
Thorn Springs Ranch, Pingree,
Idaho has filed a claim to a
water right established by
diversion and application to
beneficial use of 5.22 cubic feet
per second of water from a
ground-water source with point
of diversion in the NW $\frac{1}{4}$ NW $\frac{1}{4}$,
Sec. 12, T. 4S, R. 33E, B.M.,
Bingham County.

The water is claimed to be
used from Apr. 1 to Nov. 1 for
stockwatering purposes for 400
head of beef cattle and for the
irrigation of 255 acres with a
priority of March 12, 1951; the
place of use is within the
S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 1, NW $\frac{1}{4}$,
N $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 12, NE $\frac{1}{2}$ NE $\frac{1}{4}$,
Sec. 11, T. 4S, R. 33E, B.M.

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

R. KEITH HIGGINSON
Director
(4915)
Pub.: 1-6, 13

34

MICROFILMED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that Thorn Springs Ranch
(name of claimant)
of Pingree, Idaho, claims a right to the diversion and beneficial use of
(mailing address)
the public water of the State of Idaho

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) Groundwater
_____, tributary to, _____

- (2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Amount	<u>5.10</u>	Use	<u>Irrigation</u>	Period of Use:	From	<u>April 1</u>	To	<u>Nov. 1</u>
Amount	<u>0.12</u>	Use	<u>Stockwater</u>	Period of Use:	From	<u>April 1</u>	To	<u>Nov. 1</u>
Amount	_____	Use	_____	Period of Use:	From	_____	To	_____
	(cfs, gpm or a/f)		(dom., irri., stock, etc.)					(both dates inclusive)

- (3) Total quantity of water claimed: 5.22 cubic feet per second, or _____ acre feet per annum, and/or _____ gallons per minute.

- (4) Priority claimed: (the date water was first applied to beneficial use) March 12, 1951

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 to this rule is that a claim may be filed on domestic use from a ground-water source.

- (5) A) Point of diversion: (give location of point where water is diverted from its source)
NW ¼ NW ¼, Sec. 12 Twp. 4S Rge. 33 E 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. 20 " well with 75 hp pump motor
(static water level 16 ') 6000 ft main line and 11 hand laterals

- (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]

Total No. of acres 255

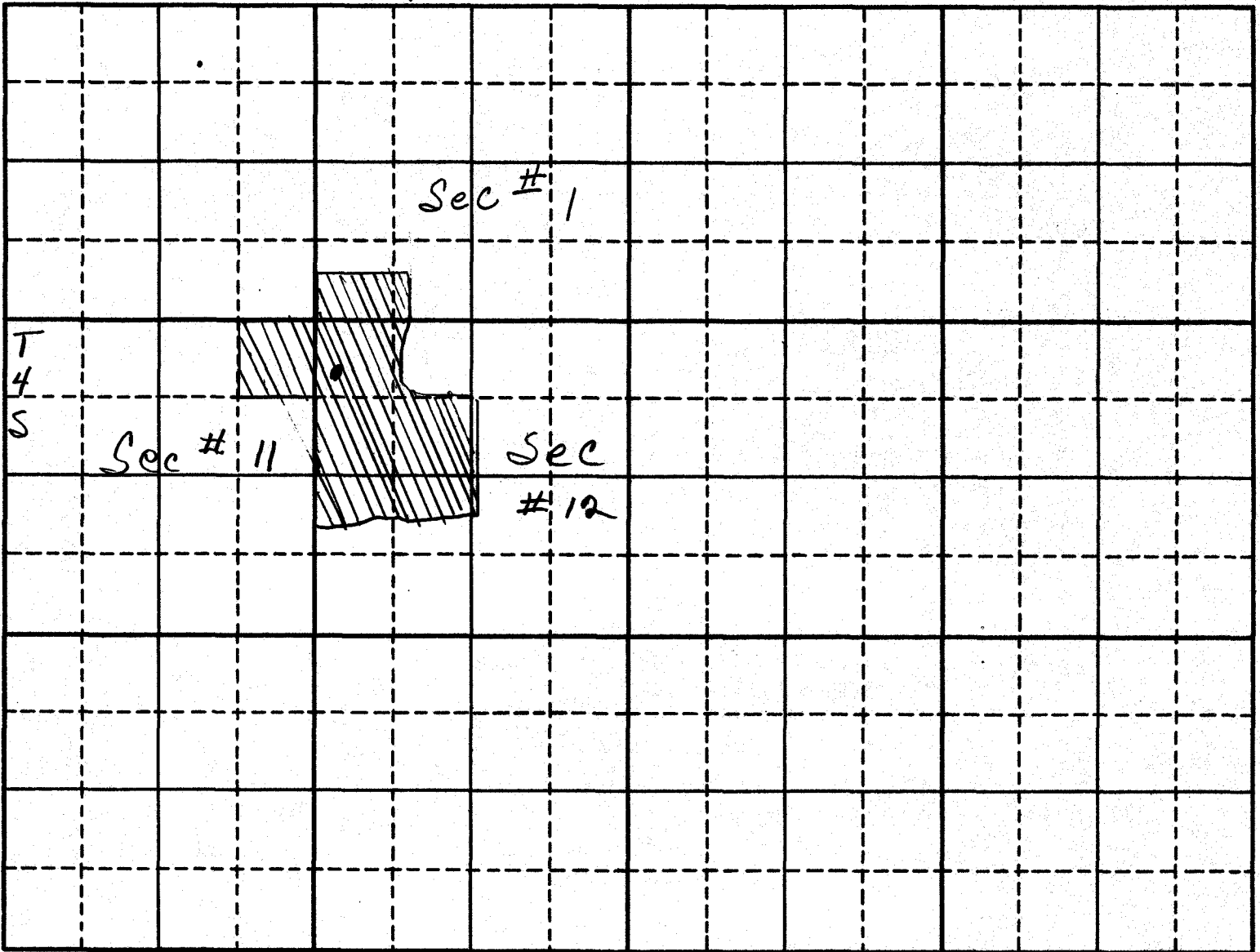
- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: Stockwater for 400 head of beef cattle

- (7) If you are claiming water as a member of an organization, list name of organization: _____
Thorn Springs Ranch is a general partnership.

UNCLASSIFIED

(8) Remarks Some of the lands described are unsurveyed and part of lot T-2018

R33E



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 affiants knowledge.

Karl Slayton
(Claimant)

Sworn to before me this 23rd day of December, 1976.

Ronald D. Carpenter
Notary Public

Residing at IDAHO FALLS, IDAHO

My commission expires 2/14/78

For Department Use Only

Received by <u>RDC</u>	Date <u>12/23/76</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>RDC</u>	Date <u>12/23/76</u>		claimant by:	
\$10.00 fee received by <u>RDC</u>	Date <u>12/23/76</u>			
Approved for publication by <u>my 1-14-77 #4474</u>				
Published in <u>Blackfoot Times</u>				
Dates <u>Jan. 6 & 13, 1977</u>				

IDAHO POWER COMPANY
ELECTRIC SERVICE AGREEMENT

TOWN Blackfoot DIVISION Eastern SCHEDULE NO. 71

CONNECTED LOAD:

75 H.P. Volts 480-3 Phase 4 Wire
H.P. Volts Phase Wire
K.W. Volts Phase Wire

Smith Bros.

herein called Customer, agrees to receive and pay for, and IDAHO POWER COMPANY, herein called Company, agrees to supply, electric service to the amount of 75 HP, in the form of 3 phase alternating current, at approximately 60 cycles per second and 480 volts, for Customer's pumping operations, at or near Pingree, in Bingham County, State of Idaho for a term of (5) year(s) from and after June, 1951, in accordance with and subject to the Company's rules and regulations and Schedule No. 24, as now or hereafter in effect at the time of delivery of service. The point of delivery of power shall be where the Company's wires or apparatus are connected with those of the Customer at or near Well; N.E. 1/4; Sec 11 Twp 4 S; R 9 E 33 EBM

All payments shall be made at the Company's office at Blackfoot, Idaho. The Customer agrees to pay, regardless of the amount of power actually consumed, the monthly and seasonal or annual minimum charges as provided in the rate schedule, rules and regulations applicable to service hereunder. A copy of the rate schedule and rules and regulations as now in effect are attached hereto as a part of this agreement.

Subject to Company's ability to obtain required labor, materials, equipment, and satisfactory rights of way, service will be supplied by June 1, 1951.

In consideration of the special investment required to be made by the Company in additional special facilities necessary for Customer's service, Customer agrees to pay an annual minimum billing for irrigation service in the amount of \$587.00 for the term of this agreement.

Dated 3/12, 1951

Attest
Witness

James P. Gibb

Attest
Witness

Clarence Smith
Sylvester Smith
Customer

IDAHO POWER COMPANY,

By

D. C. Brown
Division Manager

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JAN 14 1977

Department of Water Resources
Bureau of Reclamation

AFFIDAVIT of PUBLICATION

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R. KEITH HIGGINSON

Director

(4915)

Pub.: 1-6, 13

34

January 24, 1977

RE: Claim to a Water Right No. 35-4052, 35-4053, and 35-4054

Thorn Springs Ranch
Pingree,
Idaho 83262

Gentlemen:

The Department of Water Resources has completed the processing of your claims to water rights and no further action is authorized under Sections 42-225a and 42-225b, Idaho Code. Your claims will be retained in our files and will be available at any time for use by you or the court.

As you are aware, the filing of your claims does not, in itself, guarantee you a water right; it only records and preserves the information and the evidence which you included in your claims.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included in your claim files, you may have that information or evidence added at any time. Please refer to your claim numbers when corresponding with this office.

We are enclosing, for your records, a copy of your claims. If you have any questions or if we can be of further assistance, please feel free to call upon us.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC:CW

Enc: Copy of Claim (3)

RECEIVED

December 30, 1976

RE: Claim to a Water Right No. 35-4052)
35-4053) THORN SPRINGS RANCH
35-4054)

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

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC:CW

Enc: Legal Notice (3)

Bill submitted

1-14-77

by

Cal

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R. KEITH HIGGINSON

Director

Published in the Blackfoot News, Blackfoot, Idaho

on January 6 and January 13, 1977

MICROFILMED

me-J.
me-B.
me-C.