

RECEIVED

DEC 28 1975

Department of Water Resources

Executive 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 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 newspaper² consecutive
weeks, the first publication having been made on
the 11th day of December, 1975....

and the last publication having been made on the
...18th day of December, 1975...; 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 19th

day of December, 1975

Patricia H. Johnson

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho

My commission expires
Oct. 20, ~~1975~~ 1976

NOTICE OF CLAIM TO A WATER RIGHT NO. 35-4044

Notice is hereby given that
Stanley Pierce, Aberdeen,
Idaho, has filed a claim to a
water right established by
diversion and application to
beneficial use of 2.60 cubic feet
per second of water from
ground-water sources with
points of diversion in the
NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 35,
T. 5S, R. 31E, B.M., Bingham
County.

The water is claimed to be
used from Apr. 1 to Nov. 1 for
the irrigation of 225 acres with a
priority of 1960; the place of use
is within the E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$,
Sec. 35, T. 5S, R. 31E, 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

(4474)
Pub.: 12-11, 18

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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 STANLEY Pierce
(name of claimant)

of Box 571 Aberdeen Id. 83210, 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) Ground water
_____, 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>2.6</u>	Use	<u>IRRIGATION</u>	Period of Use:	From	<u>4-1</u>	To	<u>11-1</u>
Amount	_____	Use	_____	Period of Use:	From	_____	To	_____
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: 2.6 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) 1960

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)

NE 1/4 SE 1/4, Sec. 35 Twp. 56 Rge. 31E B. M. County of Bingham
Additional points of diversion: NW 1/4 SE 1/4

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. 100 H.P. G.E. Motor with
Layne + Bowler Pump + 4600' steel mainline.

- (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]

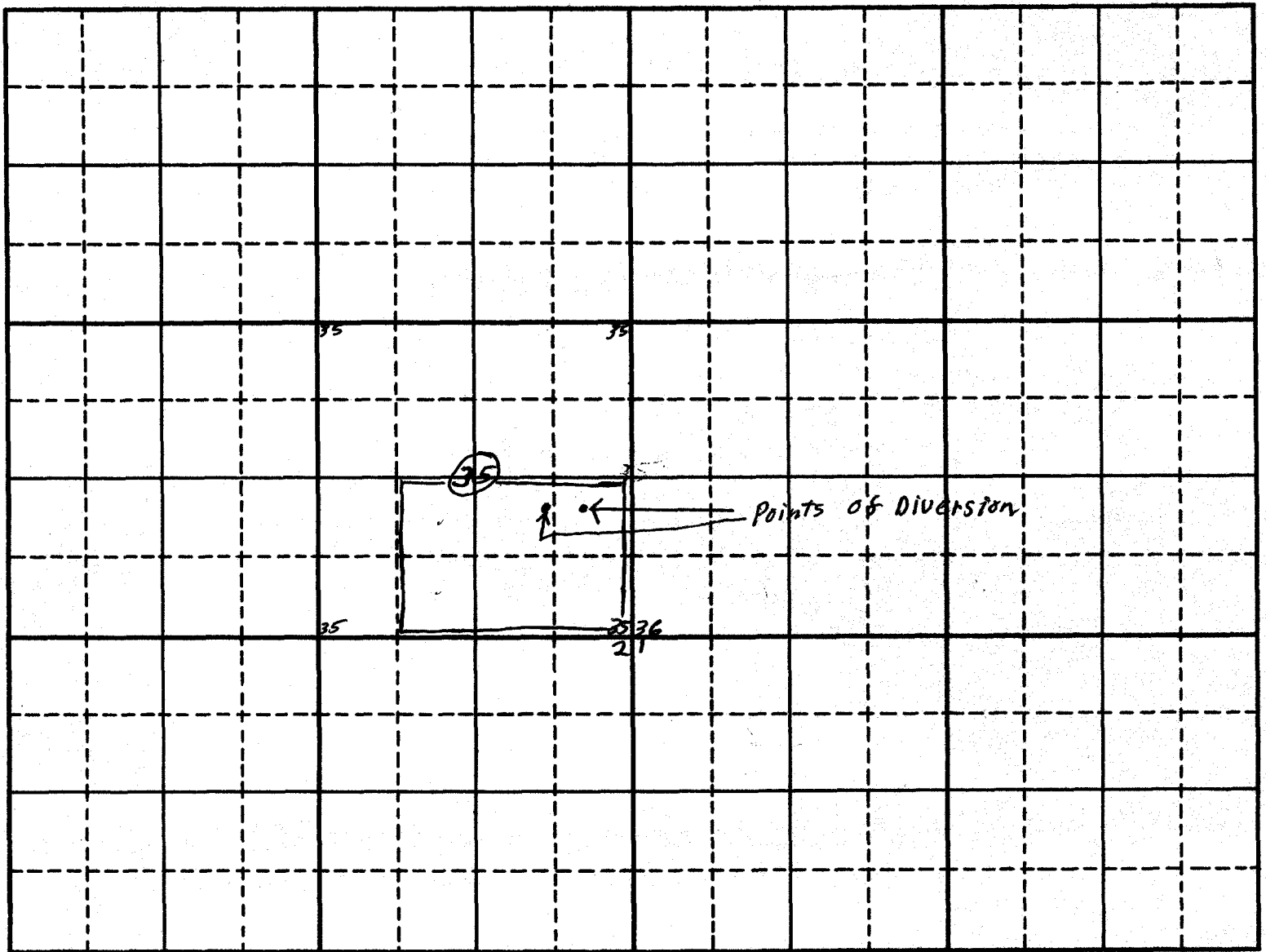
Total No. of acres 228
225

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

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

NOTED

(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 Bingham) 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 affiants knowledge.

Stanley Pierce
(Claimant)

Sworn to before me this 19th day of November, 19 75.

Harry P. Tardieu
Notary Public
Residing at Blackfoot

My commission expires Life

For Department Use Only

Received by <u>me</u>	Date <u>12-03-75</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>LT</u>	Date <u>12-4-75</u>		claimant by:	
\$10.00 fee received by <u>me</u>	Date <u>12-4-75 #15507</u>			
Approved for publication by <u>me</u>	<u>12-23-75</u>			
Published in <u>The Blackfoot News</u>				
Dates <u>Dec 11 & Dec 18, 1975</u>				

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DEC 23 1975

Department of Water Resources
Bureau of Water Conservation

AFFIDAVIT of PUBLICATION

County of Bingham)
State of Idaho) ss.

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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

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weeks, the first publication having been made on
the 11th day of December, 19 75....

and the last publication having been made on the
... 18th ... day of December, 19 75....; that said
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David Mark Brown
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Patricia A. Johnson

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Oct. 20, ~~1975~~ 1976

NOTICE OF CLAIM TO A WATER RIGHT NO. 35-4044

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Idaho, has filed a claim to a
water right established by
diversion and application to
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points of diversion in the
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Sec. 35, T. 5S, R. 31E, 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
(4474)
Pub.: 12-11, 18

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me



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
EASTERN DISTRICT

IDAHO FALLS, IDAHO 83401

December 29, 1975

RE: Claim to a Water Right No. 35-4044

Stanley Pierce
Box 571
Aberdeen, Idaho 83210

Dear Mr. Pierce:

The Department of Water Resources has completed the processing of your claim to a water right and no further action is authorized under Sections 42-225a and 42-225b, Idaho Code. Your claim 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 claim does not, in itself, guarantee you a water right; it only records and preserves 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 in your claim file, you may have that information or evidence added at any time. Please refer to your claim number when corresponding with this office.

We are enclosing, for your records, a copy of your claim. 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:ME

Enc: Copy of Claim

MICROFILMED

December 5, 1975

RE: Application for Transfer No. 35-2898
Claim to a Water Right No. 35-4044
Application for Permit No. 35-7548
" " 35-7550
" " 35-7551
" " 35-7552

The 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

Bill submitted 12-23-75 by me

RDC:ME

Legal Notices (6)

**NOTICE OF CLAIM
TO A WATER RIGHT
NO. 35-4044**

Notice is hereby given that Stanley Pierce, Aberdeen, Idaho, has filed a claim to a water right established by diversion and application to beneficial use of 2.60 cubic feet per second of water from ground-water sources with points of diversion in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 35, T. 5S, R. 31E, B.M., Bingham County.

The water is claimed to be used from Apr. 1 to Nov. 1 for the irrigation of 225 acres with a priority of 1960; the place of use is within the E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 35, T. 5S, R. 31E, 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

(4474)

Pub.: 12-11, 18

NOTICE OF CLAIM TO A WATER RIGHT

NO. 35-4044

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Aberdeen, Idaho

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to beneficial use of 2.60 cubic feet per second ~~acre feet per annum~~
of water from ground water sources

with points of diversion in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 35, T. 5S, R. 31E, B.M.,
Bingham County;

The water is claimed to be used from Apr. 1 to Nov. 1

for the irrigation of 225 acres

with a priority of 1960;

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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

Published in the Blackfoot News, Blackfoot, Idaho

on December 11 and December 18, 1975

*me. H. H.
me. D.*

December 4, 1975

RE: Claim to a Water Right No. 35-5044

Mr. Stanley Pierce
P.O. Box 571
Aberdeen, Idaho 83210

Dear Mr. Pierce:

Attached herewith is Departmental receipt No. 15507 in the amount of \$10.00 for the above referenced Claim.

Very truly yours,

RONALD D. CARLSON
Supervisor
Eastern Region

RDC:ME

Attachment

RECEIVED
DEC 10 1975
FBI - IDAHO

December 4, 1975

Mr. Harry B. Gambles
Federal Land Bank Assoc.
P.O. Box 72, 20 W. Judicial
Blackfoot, Idaho 83221

Dear Mr. Gambles:

In reply to your letter of December 2, 1975, we are in receipt of the Claim submitted by you in behalf of Stanley Pierce, and the number assigned to the claim is 35-4044.

If we may be of any further assistance, please feel free to contact us.

Very truly yours,

RONALD D. CARLSON
Supervisor
Eastern Region

RDC:ME

100-100000-100000

FEDERAL LAND BANK ASSOCIATION OF BLACKFOOT

P.O. BOX 72, 20 WEST JUDICIAL BLACKFOOT, IDAHO 83221

TELEPHONE: 785-0820

BLAIR W. ARCHIBALD, MANAGER



DEC 3 1975

Department of Water Resources
Eastern District Office

December 2, 1975

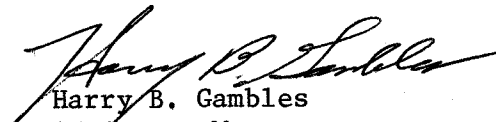
Eastern Idaho District
State of Idaho
Department of Water Administration
1515 Lincoln Road
Idaho Falls, Idaho 83401

Re: Stanley Pierce

Gentlemen:

Enclosed herewith you will find Claim to Water Right and Mr. Pierce's personal check for \$10.00 to cover the cost of filing this claim. We would appreciate it very much if you would send us the claim number assigned just as soon as it is available.

Yours very truly,


Harry B. Gambles
Assistant Manager

HBG/mha
encls.

RECEIVED



"OWNED BY FARMERS : FOR FARMERS"