

A 10x10 grid map. The grid is divided into four quadrants by a central vertical line and a central horizontal line. The quadrants are labeled: 'sec. 18' in the top-left, 'sec. 17' in the top-right, 'sec. 19' in the bottom-left, and 'sec. 20' in the bottom-right. A red hatched area covers the intersection of sections 18 and 19, which is a 2x2 block of grid cells.

Scale: 2 inches equal 1 mile. Township, 4 South, Range 31 East, Boise Meridian

SS.

x William Brown

(Claimant)

Sworn to before me this 12th day of March

1974

Eugene L Morris
Notary Public

Residing at Idaho Falls, Idaho

My commission expires

For Department Use Only

Received by MB Date 3-27-74
Prelim. check by MB Date 3/27/74
\$10.00 fee received by MB Date 3-27-74
Approved for publication by CB-4/15/74 #12806
Published in BlackHart News
Dates 4/4 + 4/11, 1975 MB

Exception filed by:

Forwarded to
claimant by:

Date _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
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 Vern M. Brown (name of claimant)
of P. O. Box 1181, Idaho Falls, Idaho (mailing address), claims a right to the diversion and beneficial use of
ground water or surface water tributary to ;

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

(2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed: 6.02 cfs

Amount	2700 gpm	Use	irrigation	Period of Use: From	Apr. 1	To	Nov. 1
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: 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) April 15, 1957

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)
SW ¼ SW ¼, Sec. 17 Twp. 4 S Rge. 31 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. 1 - 100 H.P. Pump and pipe line

(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.

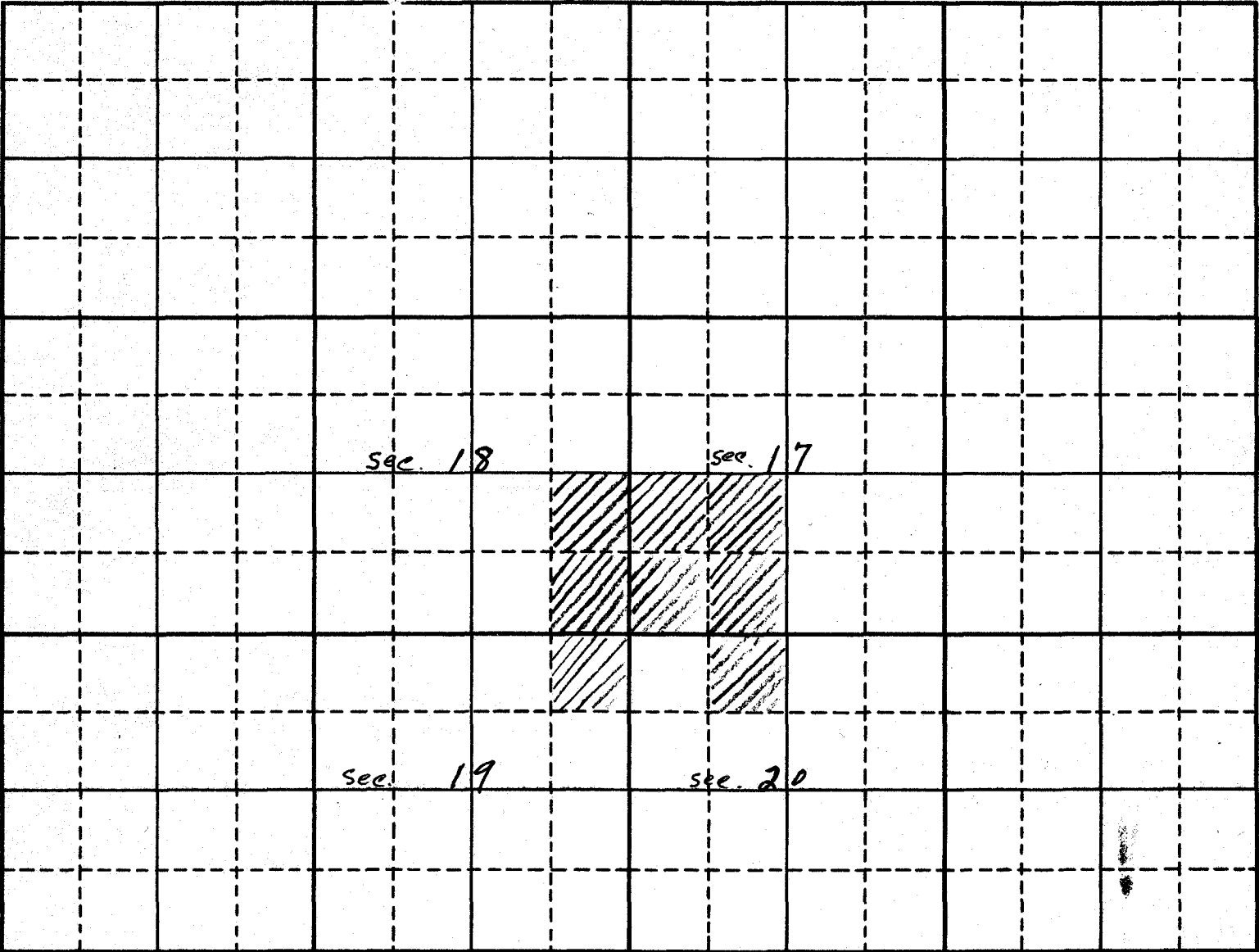
T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4S	31E	17									40	40	40	40					160
		18													40			40	80
		19	40																40
		20					40												40

Total No. of acres 320

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:

(8) Remarks Water permit #G 26864 was filed on April 15, 1957 by Clarence S. Carter,
to irrigate the ground as indicated below. I purchased this ground from
Mr. Carter in 1962 with the understanding that the completion of work and
Beneficial use had been made. We have used the water every year since 1962
to irrigate crops



Scale: 2 inches equal 1 mile. Township 4 South, Range 31 East, Boise Meridian

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 affiants knowledge.

William Brown
(Claimant)

Sworn to before me this 12th day of March, 1974

Eugene J. Morris
Notary Public
Residing at Idaho Falls, Idaho

My commission expires _____

For Department Use Only

Received by <u>MB</u>	Date <u>3-27-74</u>	Exception filed by:	Forwarded to	Date
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\$10.00 fee received by <u>MB</u>	Date <u>3-27-74</u>			
Approved for publication by <u>CB-41574#12806</u>				
Published in <u>Blackfoot News</u>				
Dates <u>4/4 + 4/11/1974</u>	<u>RB</u>			

IN THE MATTER OF:

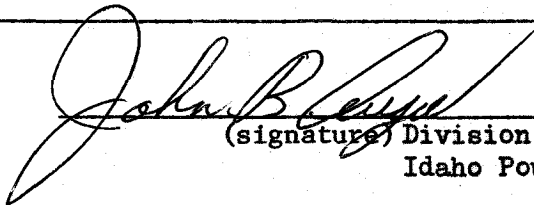
Mel Brown Company

State of Idaho

County of Bingham

AFFIDAVIT

John B. Auger, Division Accounting Manager being first duly sworn,
Idaho Power Company
deposes and says: Water has been taken from a well covered by a permit number
G 26864 obtained by Clarence S. Carter in April 1957 for each year since 1957 until
1973. For the period 1962 to 1973 the Mel Brown Company has used the water each
irrigation season.


(signature) Division Accounting Mgr.
Idaho Power Company

Subscribed and sworn to before me this 22 day of March 19 74.


(notary public)

Residing at American Falls, Idaho.
My commission expires August 31, 1977.

35 4021

IN THE MATTER OF:

Water Permit G 26864 of 4-15-57

AFFIDAVIT

State of Idaho

County of Bingham

Robert F. Peck

being first duly sworn,

deposes and says: Since 1962 I have been farming the ground which Vern M. Brown purchased from Clarence S. Carter. Legal description of part of this ground is :

SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 17, E $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 18, NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 19, NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 20. All in T. 4S, R31 E, B.M.

I have irrigated this ground with a pump & pipeline each year and we have raised hay and grain.

The original water permit (#G 26864) was filed by Clarence S. Carter in 1957.

Robert F. Peck
(signature)

Subscribed and sworn to before me this 20th day of March 19 74.

Eugene L. Morris
(notary public)

Residing at Idaho Falls, Idaho.

My commission expires Feb 10, 1975.

35 4031

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 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 4th day of April 19 74

and the last publication having been made on the

..... 11th day of April 19 74

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

Subscribed and sworn to before me this 11th

day of April 19 74

Patricia A. Johnson

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

NOTICE OF CLAIM TO A WATER RIGHT NO. 35-4031

Notice is hereby given that
Vern M. Brown, P.O. Box 1181,
Idaho Falls, Idaho, has filed a
claim to a water right
established by diversion and
application to beneficial use of
6.0 cubic feet per second of
water from a ground-water
source with point of diversion in
the SW 1/4 SW 1/4, Sec. 17, T. 4S, R.
31E, B.M., Bingham County.
The water is claimed to be
used from Apr. 1 to Nov. 1 for
the irrigation of 320 acres with a
priority of April 15, 1957, the
place of use is within the SW 1/4,
Sec. 17, E 1/2 SE 1/4, Sec. 18,
NE 1/4 NE 1/4, Sec. 19, NE 1/4 NW 1/4,
Sec. 20, T. 4S, R. 31E, B.M.

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

R. KEITH HIGGINSON
Director

(3794)
Pub.: 4-4, 11

33

35 4031

1515 Lincoln Road

April 22, 1974

Re: Claim to a Water Right No. 35-4031

Mr. Vern M. Brown
P.O. Box 1181
Idaho Falls, Idaho 83401

Dear Mr. Brown:

The Department of Water Administration 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 of 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
Asst. to the District Engineer

RDC:MB
Enc: Copy of Claim

35 4031

March 29, 1974

RE: Application for Permit No. 35-7398 - Christensen
35-7409 - Stephens
Claim to a Water Right No. 35-4031 - Brown

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,

NORMAN C. YOUNG
District Engineer

NCY:CB

Bill submitted 4-15-74 by MB

Enc: Legal Notice (3)

35 4031

**NOTICE OF CLAIM
TO A WATER RIGHT
NO. 35-4031**

Notice is hereby given that Vern M. Brown, P.O. Box 1181, Idaho Falls, Idaho, has filed a claim to a water right established by diversion and application to beneficial use of 6.0 cubic feet per second of water from a ground-water source with point of diversion in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 17, T. 4S, R. 31E, B.M., Bingham County.

The water is claimed to be used from Apr. 1 to Nov. 1 for the irrigation of 320 acres with a priority of April 15, 1957, the place of use is within the SW $\frac{1}{4}$, Sec. 17, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 18, NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 19, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 20, T. 4S, R. 31E, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Administration, 240 South Holmes, Idaho Falls, Idaho, 83401.

R. KEITH HIGGINSON
Director

(3794)

Pub.: 4-4, 11

35
4031

NOTICE OF CLAIM TO A WATER RIGHT

NO. 35-4031

Notice is hereby given that Vern M. Brown,

P.O. Box 1181, Idaho Falls, Idaho

has filed a claim to a water right established by diversion and application
to beneficial use of 6.0 cubic feet per second ~~XXXXXX~~
of water from a ground-water source

with point of diversion in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 17, T. 4S, R. 31E, B.M.,
Bingham County.

The water is claimed to be used from Apr. 1 to Nov. 1 for the
irrigation of 320 acres

with a priority of April 15, 1957;

the place of use is within the SW $\frac{1}{4}$, Sec. 17, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 18, NE $\frac{1}{4}$ NE $\frac{1}{4}$,
Sec. 19, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 20, T. 4S, R. 31E, B.M.

Any exception to this claim of water right may be filed with the Idaho
Department of Water Administration, 240 South Holmes, Idaho Falls, Idaho,
83401.

R. KEITH HIGGINSON

Director

Published in the Blackfoot News, Blackfoot, Idaho
on April 4 and April 11, 1974.

35 4031

208-4
AB-A
Called 4/12/74 MB
AB-A