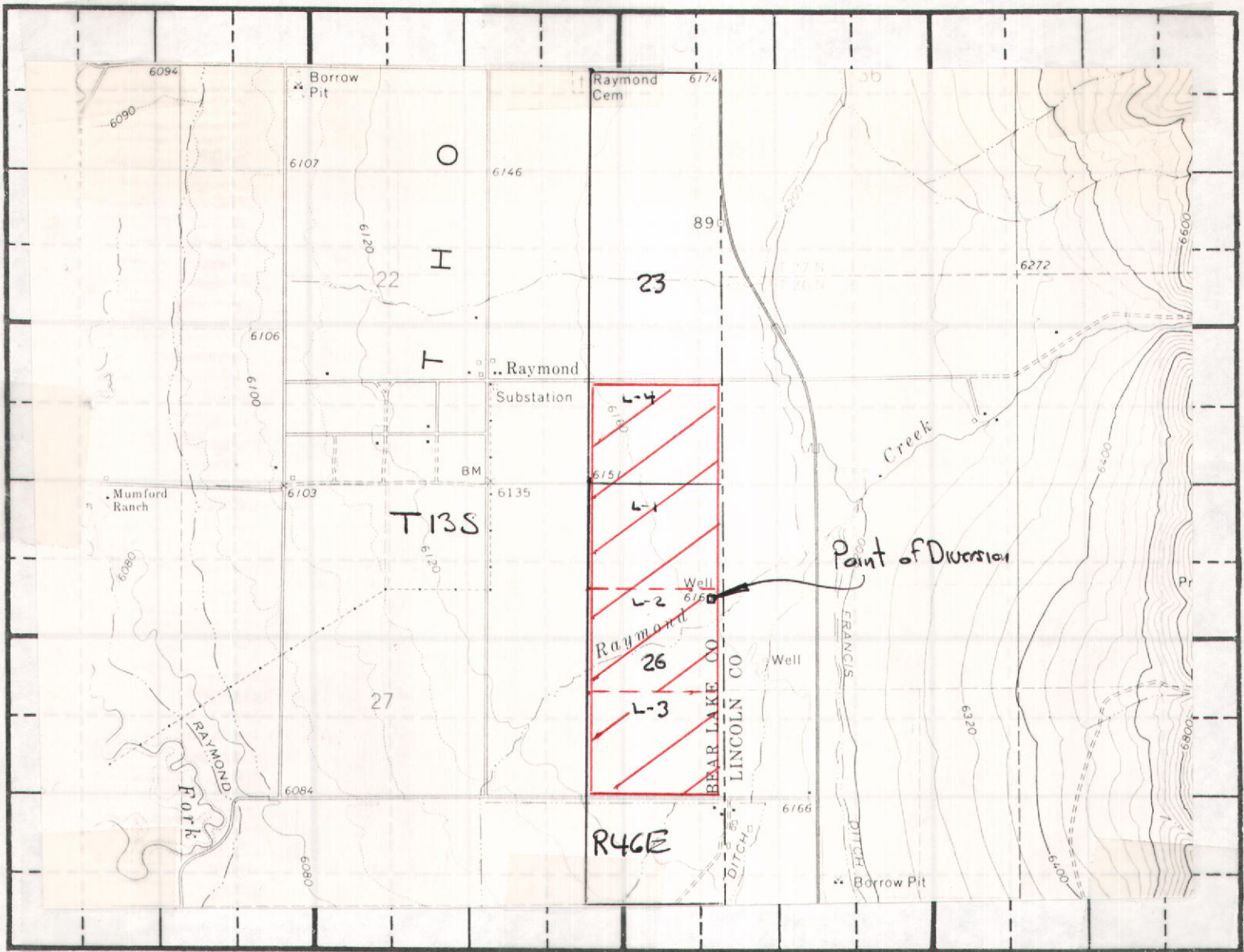


(8) Remarks Government plat maps show 39 acres per lot at place of use.
Actual acreage is 50 acres per lot.



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 28th day of June

Heber J. Boehme
(Claimant)

Callen Gray
Notary Public
Residing at Idaho Falls

My commission expires 6-15-85

FOR DEPARTMENT USE ONLY

Received by <u>HWJ</u>	Date <u>6-28-83</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>HWJ</u>	Date <u>9-12-83</u>		claimant by:	
\$30.00 fee received by <u>HWJ</u>	Date <u>6-28-83</u>			
Published in <u>News Examiner</u>	# <u>25618</u>			
Dates <u>10/6 - 10/13/83</u>				

OCT 28 1983
No 2413

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Bear Lake

ss.

being duly sworn,

deposes and says:

That he is the Publisher of THE NEWS-EXAMINER, a weekly newspaper published at Montpelier, in the County of Bear Lake and State of Idaho; and said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Montpelier; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for 11 consecutive weeks in the regular and entire issue of said paper during the period and time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with

October 10, 1983, and ending

Fees, 36.25

Subscribed and sworn to before me this 29th day of October, 1983.

Denise Green
Notary Public, Residing at Montpelier, Idaho

My Commission Expires October 1984, 1984.

LEGAL NO. 2413

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

11-4287

PRESTON-MONTPELIER IRRIGATION CO.

STAR RT. 1, MONTPELIER, ID 83254

Source: BEAR RIVER trib. to GREAT SALT LAKE

Priority Date: 06/01/1960

Diversion Pt: NWNW Sec 08 T 14S R 44E

Use: IRRIGATION (20.21 CFS)

In: NWNE SWNE NENW NWNW SENW
NESW NWSW SWSW SESW NWSE SWSE
Sec 23 T 13S R 44E NWNW SESE Sec 36 T
13S R 44E NWNE SWNE SENE NENW
NWNW NESE NWSE Sec 26 T 13 S R 44E
SENE NESE Sec 15 T 13S R 44E SWSW
SESW SWSE SESE Sec 14 T 13S R 44E
SWSW SESW Sec 13 T 13S R 44E NWNE
NWNW Sec 24 T 13 S R 44E SENE NENW
NWNW SENW NESW NESE NWSE SWSE
SESE Sec 06 T 14S R 45E NWNE SWNE
NENW NWNW Sec 08 T 14S R 45E SWSW
SESW Sec 31 T 13S R 45 E FOR 1161
ACRES.

11-4286

BOEHME, HEBER J.

RAYMOND RT., GENEVA, ID 83238

Source: GROUNDWATER

Priority Date: 05/25/1961

Diversion Pt: LOT 02 (SWNW) Sec 26 T 13S
R 46E

Use: IRRIGATION (2.90 CFS)

In: LOT 04 (SWSW) Sec 23 T 13S R 46E LOT
01 (NWNW) LOT 02 (SWNW) LOT 03
(NWSW) Sec 26 T 11S R 46E FOR 200
ACRES

11-4285

SKINNER, LYNN J.

716 CAMAS, MOSCOW, ID 83843

Source: SPRING trib. to BEAR RIVER

Priority Date: 06/15/1923

Diversion Pt: SWSW Sec 03 T 11S R 43E

Use: IRRIGATION (0.50 CFS)

STOCKWATER (0.50 CFS)

In: NESW SWSW SESW Sec 03 T 11S R 43E
NENW Sec 10 T 11S R 43E FOR 90 ACRES

Exceptions to a claim may be filed with the
Director, Dept. of Water Resources, 150
Shoup Ave., Suite 15, Idaho Falls, Idaho
83402.

KENN DUNN, Dir.

10-6, 10-13

58 LINES

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 Heber J. Boehme
Raymond Route, Geneva, ID 83238 (Name of Claimant)
(Mailing Address) (Zip Code) Telephone No. 847-1158

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) May 25, 1961

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:

Quantity	(cfs, af)	Use	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>2.90 cfs</u>	Use	<u>irrigation</u>	Period of Use From <u>5/20</u>	To <u>8/15</u>
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) <u>2.90 cfs</u>	(cfs, af)	TOTAL QUANTITY USED.			

Lot 2 (5) A) Point of diversion: (Location of point where water is diverted from its source)
SW ¼ NW ¼, Sec. 26 Twp. 13S Rge. 46E B.M., County of Bear Lake
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 125 hp to 6 sprinkler lines

(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.	NW¼				NE¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
13S	46E	23											L. 4						50
													50						
				L. 1	L. 2							L. 3							
		26		50	50							50							150

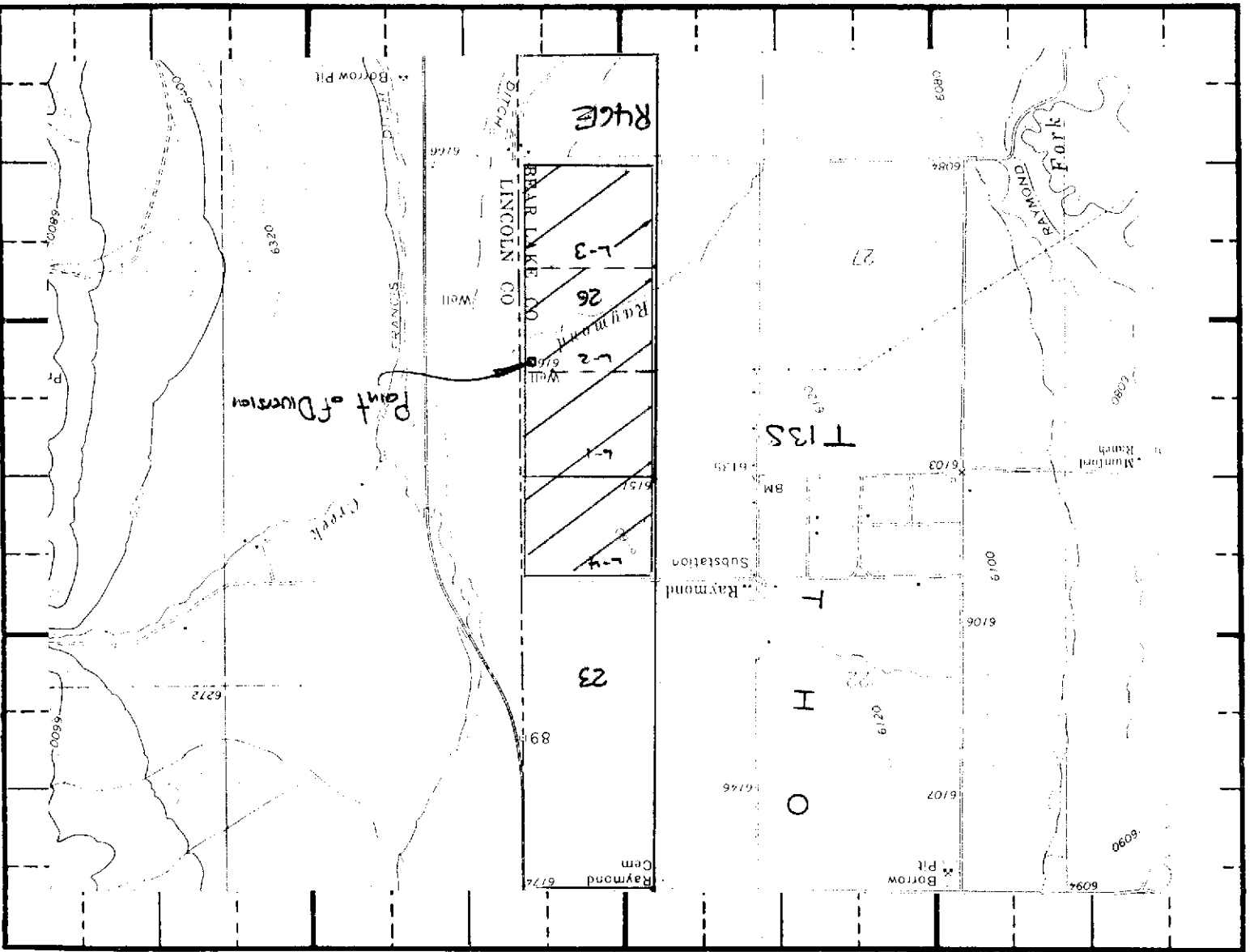
No. of acres 200

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

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 Government plat maps show 39 acres per lot at place of use. Actual acreage is 50 acres per lot.



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 Benewah
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 28th day of June

Ther J. Beckman
(Claimant)
1983
Charles Gray
Notary Public
Residing at Shabo Falls

My commission expires 6-15-85

FOR DEPARTMENT USE ONLY

Received by WJH Date 6-28-83
Prelim. check by WJH Date 9-12-83
\$30.00 fee received by WJH Date 9-28-83
Published in News Examiner #25618 Date 10/13/83
Dates

Exception filed by: _____
Forwarded to _____
claimant by: _____
Date _____

DET 28 1983
No 2413

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Bear Lake } ss.

being duly sworn,

deposes and says:

That he is the Editor of THE NEWS-EXAMINER, a weekly newspaper published at Montpelier, in the County of Bear Lake and State of Idaho; and said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Montpelier; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for consecutive weeks in the regular and entire issue of said paper during the period and time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with

October 1, 1983, 1983, and ending

with the issue of October 1, 1983, 1983

Fees, 36.25

Subscribed and sworn to before me this 20th day

of October 1, 1983

Notary Public, Residing at Montpelier, Idaho

My Commission Expires December 31, 1984, 1984

LEGAL NO. 2413

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

11-4287

PRESTON-MONTPELIER IRRIGATION CO.

STAR RT. 1, MONTPELIER, ID 83254

Source: BEAR RIVER Trib. to GREAT SALT LAKE

Priority Date: 06/01/1960

Diversion Pt: NWNW Sec 08 T 14S R 44E

Use: IRRIGATION (20.21 CFS)

In: NWNW SWNE NENW NWNW SENW
NESW NWSW SWSW SESW NWSE SWSE
Sec 23 T 13S R 44E NWNW SESE Sec 36 T
13S R 44E NWNE SWNE SENE NENW
NWNW NESE NWSE Sec 26 T 13 S R 44E
SENE NESE Sec 15 T 13S R 44E SWSW
SESW SWSE SESE Sec 14 T 13S R 44E
SWSW SESW Sec 13 T 13S R 44E NWNE
NWNW Sec 24 T 13 S R 44E SENE NENW
NWNW SENW NESW NESE NWSE SWSE
SESE Sec 06 T 14S R 45E NWNE SWNE
NENW NWNW Sec 08 T 14S R 45E SWSW
SESW Sec 31 T 13S R 45 E FOR 1161
ACRES.

11-4286

BOEHME, HEBER J.

RAYMOND RT., GENEVA, ID 83238

Source: GROUNDWATER

Priority Date: 05/25/1961

Diversion Pt: LOT 02 (SWNW) Sec 26 T 13S
R 46E

Use: IRRIGATION (2.90 CFS)

In: LOT 04 (SWSW) Sec 23 T 13S R 46E LOT
01 (NWNW) LOT 02 (SWNW) LOT 03
(NWSW) Sec 26 T 11S R 46E FOR 200
ACRES

11-4285

SKINNER, LYNN J.

716 CAMAS, MOSCOW, ID 83843

Source: SPRING trib. to BEAR RIVER

Priority Date: 06/15/1923

Diversion Pt: SWSW Sec 03 T 11S R 43E

Use: IRRIGATION (0.50 CFS)

STOCKWATER (0.50 CFS)

In: NESW SWSW SESW Sec 03 T 11S R 43E
NENW Sec 10 T 11S R 43E FOR 90 ACRES

Exceptions to a claim may be filed with the
Director, Dept. of Water Resources, 150
Shoup Ave., Suite 15, Idaho Falls, Idaho
83402.

KENN DUNN, Dir.

10-6, 10-13

SS LINES

WRR100
11-4286

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF HEADING REPORT

01 WATER RIGHT NUMBER - 11-4286 02 OLD (D) NUMBER -

LAST NAME FIRST NAME ORIG. OWNER
03001 - HOFHME 04001 - HERRER J. 05001 - C

06 ADD LINE 1 - RAYMOND RT. 07 ADD LINE 2 -

08 ADD LINE 3 - 09 CITY - GENEVA 10 STATE - ID 11 ZIP - 83238

12 STAGE - S STATUTORY CLAIM 13 STATUS -

SOURCE
14001 - GROUNDWATER 15001 - TRIBUTARY OF

16 DIVERSION MEANS - WELL, PUMP & LINES 17 COUNTY - 07 BEAR LAKE

18 DIVERSION CAPACITY - .000 19 TOTAL DIVERSION RATE - 2.900 20 TOTAL DIVERSION VOLUME - .00

21 WATER DISTRICT -

TRACT SEC TWN RNG LOT DIVERSION POINTS STREAM INDEX FIELDS

22001 - SWW 23001 - 26 24001 - 13S 25001 - 46E 26001 - 02 27001 - 28001 - 0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

29 NON-IRRIGATION USE -

USE CODE / USE PLACE OF USE TRACT ACRES LOT

30001 - 01 IRRIGATION 31001 - 13S 32001 - 43E 33001 - 23 34001 - SMSW 35001 - 50 36001 - 04
30002 - 01 IRRIGATION 31002 - 13S 32002 - 43E 33002 - 26 34002 - NWNW 35002 - 50 36002 - 01
30003 - 01 IRRIGATION 31003 - 13S 32003 - 43E 33003 - 26 34003 - SWNW 35003 - 50 36003 - 02
30004 - 01 IRRIGATION 31004 - 13S 32004 - 43E 33004 - 26 34004 - NWSW 35004 - 50 36004 - 03
TOTAL ACRES: 200

PERIOD FROM PERIOD TO USE CODE / USE WATER USE DIVERSION RATE DIVERSION VOLUME

37001 - 0520 38001 - 0815 39001 - 01 IRRIGATION 40001 - 2.900 41001 - 0.00

42 DECREE PLAINTIFF NAME - 43 DECREE DEFENDANT NAME -

REMARKS
44001 -

APPROVAL CONDITIONS: 45001 -

46 OTHER RIGHTS FOR SAME USE -

47 PRIORITY - DATES - 25-MAY-1961 55 LICENSE 63 TRANSFER/AMENDED
48 PROOF DUE - 56 APPL RECEIVED 64 DUE/CAREY ACT
49 PROOF MADE - 57 FIELD EXAM MADE 65 FLAG_1
50 APPROVE/DENIED - 58 DECREE 66 FLAG_2
51 PROTESTED - 59 START WORK 67 FLAG_3

WRR100
11-4286

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

PAGE 2
18-MAR-1986 23:47:01

52 HEARING -
53 VERIFIED -
54 LAST UPDATE - 7-OCT-1983

60 ORDER SHOW CAUSE -
61 DATE-1
62 DATE-2

D A T E S

D A T E S

F L A G S

08/02/8

VERIFIED JKN

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

OCTOBER 24, 1983

HEBER J. BOEHME
RAYMOND RT.
GENEVA

ID 83238

RE: Claim No. 11-4286

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

RECEIVED
OCT 27 1983
MED

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY:

HWS

Right Number

11 4286

Applicant

Boehm

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

Nov. 4, 1983

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By

SC

Date

11-10-83

Oct 24, 1983

RECEIVED

RECEIVED
DEPARTMENT OF WATER RESOURCES
OCT 24 1983
CWS

11-4286
BOEHME, HEBER J.
RAYMOND RT., GENEVA, ID 83238
Source: GROUNDWATER
Priority Date: 05/25/1961
Diversion Pt: LOT 02 (SWNW) Sec 26 T 13S
R 46E
Use: IRRIGATION (2.90 CFS)
In: LOT 04 (SWSW) Sec 23 T 13S R 46E LOT
01 (NWNW) LOT 02 (SWNW) LOT 03
(NWSW) Sec 26 T 11S R 46E FOR 200
ACRES

11-4286

BOEHME, HEBER J.

RAYMOND RT., GENEVA, ID 83238

Source: GROUNDWATER

Priority Date: 05/25/1961

Diversion Pt. LOT 02 (SWNW) Sec 26 T 13S R 46E

Use. IRRIGATION (2.90 CFS)

In. LOT 04 (SWSW) Sec 23 T 13S R 46E LOT 01 (NWNW) LOT 02 (SWNW)
LOT 03 (NWSW) Sec 26 T 11S R 46E FOR 200 ACRES