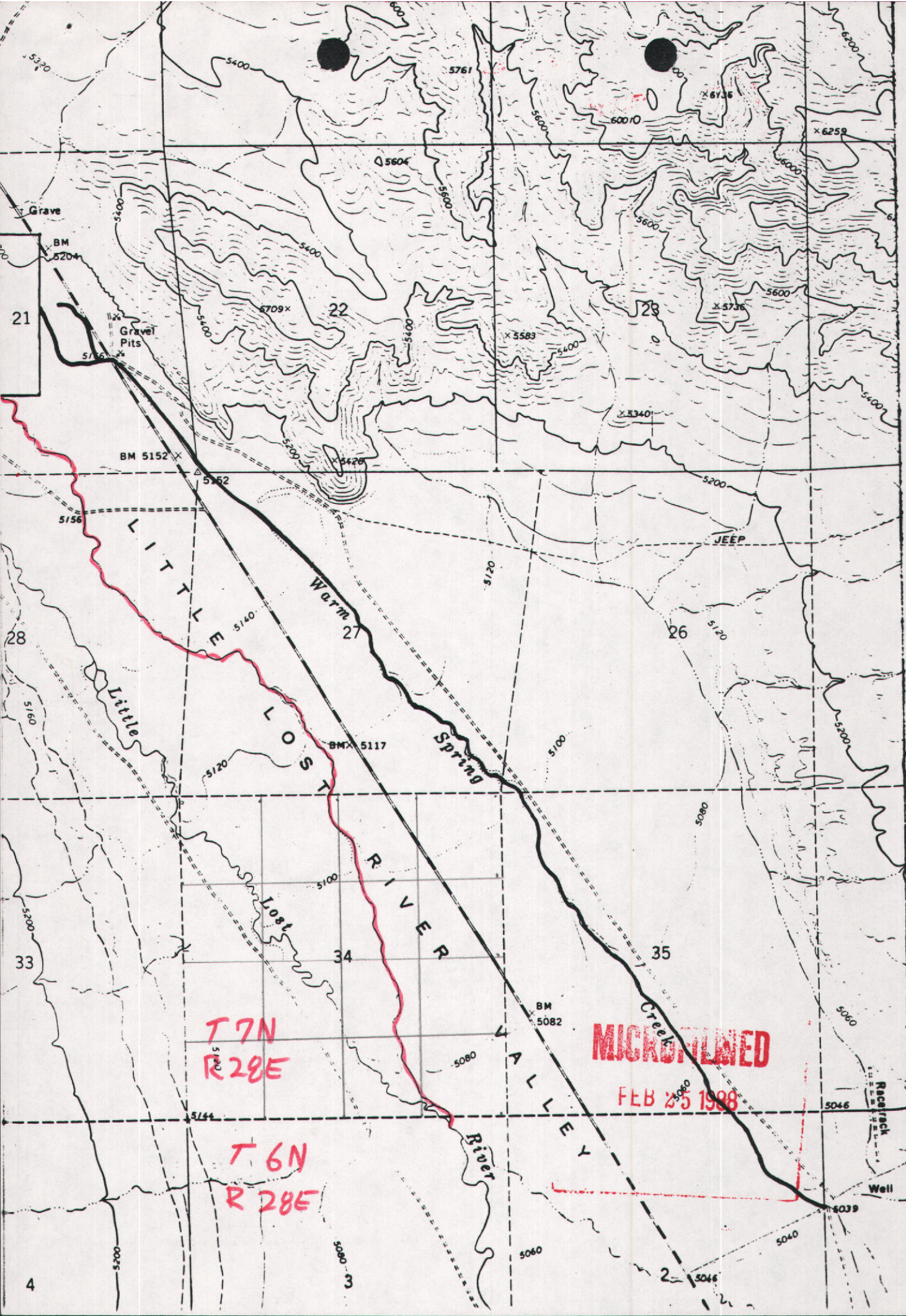




STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

JUN 21 1987

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 U.S. Dept. of Interior Bureau of Land Management
(Name of Claimant)

940 Lincoln Rd., Idaho Falls, Idaho
(Mailing Address)

83401
(Zip Code)

Telephone No. 529-1020

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 28, 1934

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)

Fallert Creek tributary to sinks

- (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, af)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
		(Mo., Day)	(Mo., Day)
Quantity <u>.003</u> CFS	Use <u>Livestock</u>	Period of Use From <u>5/1</u>	To <u>11/30</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) .003 TOTAL QUANTITY USED.
(cfs, af)

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

1/4 Sec. 21 Twp. 28 Rge. 3 B.M., County of Butte

Additional points of diversion: Point of Diversion is the same as the Point of Use.

(see Item #6)

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.

- (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	
7N	28E	21												S			S		
7N	28E	28		S	S	S									S				
7N	28E	27									S	S		S			S		
7N	28E	34		S	S		S								S	S	S		
6N	28E	3	S																

No. of acres _____

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

Livestock watering (Instream use)

FEB 25 1988

NOTE: Include here the type and number of stock watered: 160 cows

- (7) If you are claiming water as a member of an organization, list name of organization: U.S. Department of Interior, Bureau of Land Management.

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.

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 27 day of July 1987
(Claimant) [Signature]

940 Lincoln Rd.

ISLAND FILES

Received by _____
Date _____
Prelim. check by _____
Date _____
\$30.00 fee received by _____
Date _____

Date _____

Date _____

Date _____

Exception filed by:

claimant by:

Date _____

Dates 10-15 & 10-22-87

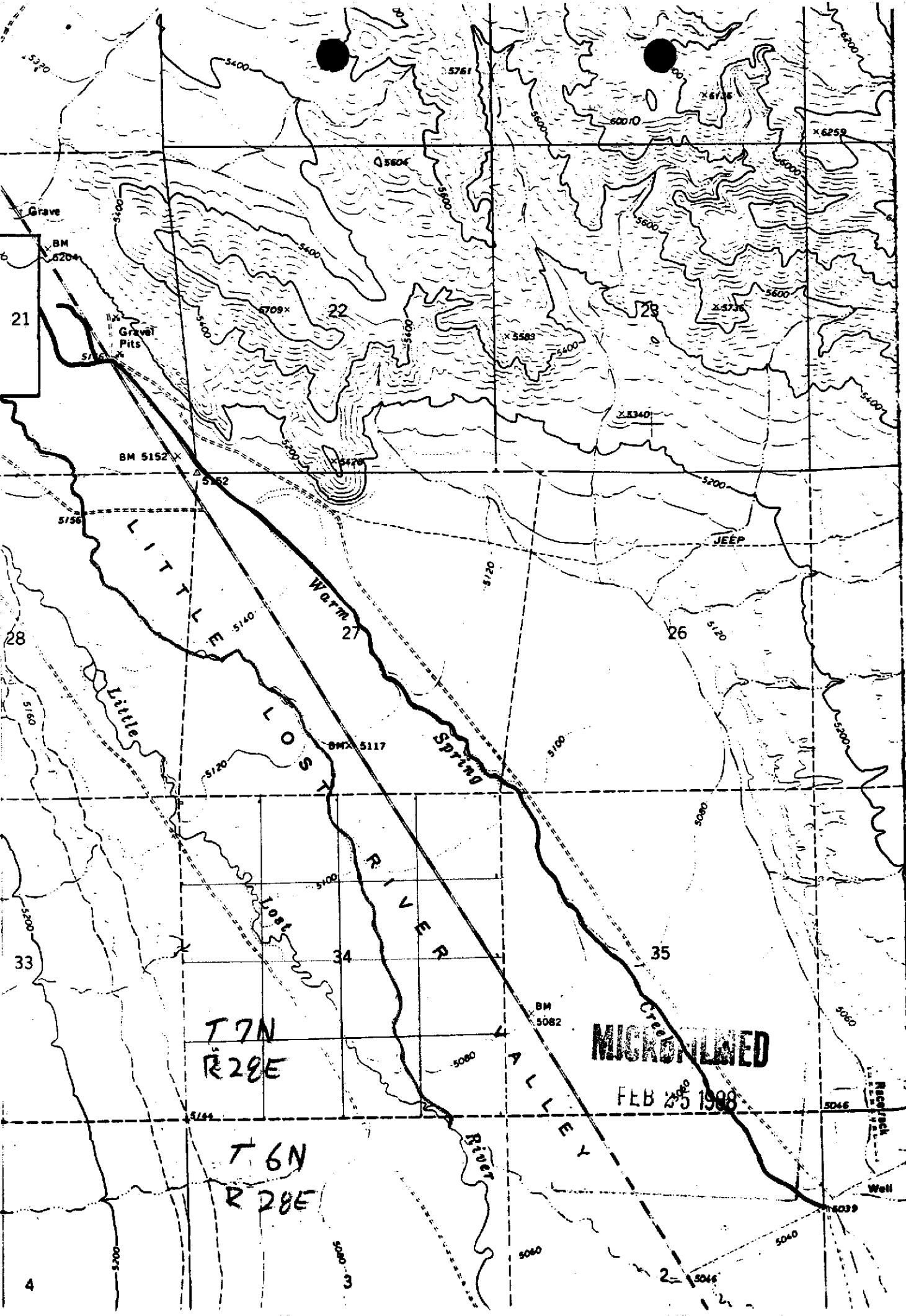
Published in

3120

Date _____

3180

Date: 12/



OCT 28 1987 Affidavit of Publication

Department of Water Resources

Eastern District Office

Colleen Babcock
of the Arco Advertiser, a weekly newspaper of general circulation, published weekly at Arco, Idaho, since March, 1909, do solemnly swear that a copy of this notice, per clipping attached, was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof,

for 2 consecutive weeks, commencing with

the issue dated *Oct. 15, 1987*

and ending with the issue dated *Oct. 22, 1987*

Colleen Babcock

Subscribed and sworn to before me this

26 day of *October*, 19*87*

Thomas D. ...
Notary Public

Residence: Arco, Idaho.

My commission expires *12-17, 1991*

33-4018

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT., IDAHO
STATE OFFICE, 3380 AMERICANA
TERRACE, BOISE, ID 83706

Source: HURST CREEK trib. to SINKS
Diversion Pt: SWNE SWNW SENW
NWSW Sec 14 T 06N R 28E; NESW SWSW
SESW NESE NWSE Sec 15 T 06N R 28E;
NENE NWNE SWNE SWNW SENW NWSW
SWSW Sec 21 T 06N R 28E; NESW SWSW
SESW NESE NWSE SESE Sec 20 T 06N R
28E; SESE Sec 19 T 06N R 28E; NENE
NWNE SWNE SENE SENW NESW NWSW
SWSW SESE Sec 25 T 06N R 27E; NWNW Sec
22 T 06N R 28E; NENE NWNE NENW
SWNW SENW NWSW SWSW SESE Sec 29 T
06N R 28E.

Use: STOCKWATER (0.003 CFS)

Priority Date: 06-28-1934

In: SWNE SWNW SENW NWSW Sec 14 T
06N R 28E; NESW SWSW SESE NWSE
NWSW Sec 15 T 06N R 28E; NENE NWNE
SWNE SWNW SENW NWSW Sec 21 T
06N R 28E; NESW SWSW SESE NWSE
NWSW Sec 20 T 06N R 28E; SESE Sec
19 T 06N R 28E; NENE NWNE SWNE SENE
SENE NWNE NWSW SWSW SESE NWSE
SWSW Sec 30 T 06N R 28E; SESE Sec 25 T
06N R 27E; NWNW Sec 22 T 06N R 28E;
NENE NWNE NENW SWNW SENW NWSW
SWSW SESE Sec. 29 T 06N R 28E.

33-4019

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT., IDAHO
STATE OFFICE, 3380 AMERICANA
TERRACE, BOISE, ID 83706

Source: WARM SPRING CREEK trib. to
SINKS

Diversion Pt: SWNE NESE NWSE SESE
Sec 21 T 07N R 28E; SWSW Sec 22 T 07N R
28E; SWSW Sec 26 T 07N R 28E; NWNE
NENW NWNW SENW NWSE SESE
Sec 27 T 07N R 28E; NWNW SWNW SENW
NESW NWSE SESE Sec 35 T 07N R 28E;
(NENE) LOT 1 LOT 02 (NWNW) SENE Sec
02 T 06N R 28E

Use: STOCKWATER (0.007 CFS)
Priority Date: 06-28-1934

In: SWNE NESE NWSE SESE Sec 21 T
07N R 28E; SWSW Sec 22 T 07N R 28E;
SWSW Sec 26 T 07N R 28E; NWNE NENW
NWNW SENW NWSE SESE Sec 27 T
07N R 28E; NWNW SWNW SENW NESW
NWSE SESE Sec 35 T 07N R 28E; LOT 01
(NENE) LOT 02 (NWNW) SENE Sec 02 06N
R 28E.

34-4149

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT., IDAHO
STATE OFFICE, 3380 AMERICANA
TERRACE, BOISE, ID 83706

Source: UNNAMED STREAM trib. to
SINKS

Diversion Pt: SWNE SENE NWSE Sec 02
T 04N R 25E; SWNW NESW NWSW SESE
SWSW Sec 01 T 04N R 25E; LOT 1 (NENE)
NWNE Sec 12 T 04N R 25E; LOT 7 (SWSW)
SESW Sec 06 T 04N R 26E.

Use: STOCKWATER (0.003 CFS)

Priority Date: 06-28-1934

In: SWNE SENE NWSE Sec 02 T 04N R
25E; SWNW NESW NWSW SESE Sec
01 T 04N R 25E; LOT 01 (NENE) NWNE Sec
12 T 04N R 25E; LOT 07 (SWSW) SESW Sec
06 T 04N R 26E.

34-4150

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT., IDAHO
STATE OFFICE, 3380 AMERICANA
TERRACE, BOISE, ID 83706

Source: UNNAMED STREAM trib. to
SINKS

Diversion Pt: NWNE NENW NWNW
SWNW SENW NESW NWSW SESE
Sec 35 T 05N R 27E; NWNW Sec 02 T 04N R
27E; SENE NESE SWSE SESE Sec 26 T 05N
R 27E.

Use: STOCKWATER (0.005 CFS)

Priority Date: 06-28-1934

In: NWNE NENW NWNW SWNW SENW
NESW NWSW SWSW SESE Sec. 35 T 05N R
27E; NWNW Sec 02 T 04N R 27E; SENE
NESE SWSE SESE Sec 26 T 05N R 27E.

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

R. KEITH HIGGINSON, Dir.

Pub. 10 15 & 10 22 87.

NOTICE OF CLAIMS TO WATER RIGHTS

The following claims have been filed on
water created by diversion and
beneficial use:

33-4013

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT., IDAHO
STATE OFFICE, 3380 AMERICANA
TERRACE, BOISE, ID 83706

Source: LITTLE LOST RIVER trib. to
SINKS

Diversion Pt: NENE SENE NESE Sec. 27
T 08N R 27E; NWSW SWSW Sec. 26 T 08N
R 27E; NENW NWNW SENW NESW SESE
SWSE Sec. 35 T 08N R 27E; NWNE SWNE
SENE NESE SESE Sec 02 T 07N R 27E

Use: STOCKWATER (0.013 CFS)

Priority Date: 06-28-1934

In: NENE SENE NESE Sec 27 T 08N R
27E NWSW SWSW Sec 26 T 08N R 27E
NENW NWNW SENW NESW SESE SWSE
Sec 35 T 08N R 27E NWNE SWNE SENE
NESE SESE Sec 02 T 07N R 27E.

33-4014

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT., IDAHO
STATE OFFICE, 3380 AMERICANA
TERRACE, BOISE, ID 83706

Source: BIG SPRING CREEK trib. to
SINKS

Diversion Pt: NWNW SWNW SENW
SESW SWSE Sec 25 T 08N R 27E; SWNW
NESW NWSW NWSE SESE Sec 31 T
08N R 28E; NENE SENE Sec 06 T 07N R
28E; NWSW SWSW Sec 05 T 07N R 28E.

Use: STOCKWATER (0.013 CFS)

Priority Date: 06-28-1934

In: NWNW SWNW SENW SESE SWSE
Sec 25 T 08N R 27E; SWNW NESW NWSW
NWSE SWSE SESE Sec 31 T 08N R 28E;
NENE SENE Sec 06 T 07N R 28E; NWSW
SWSW Sec 05 T 07N R 28E.

33-4015

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT., IDAHO
STATE OFFICE, 3380 AMERICANA
TERRACE, BOISE, ID 83706

Source: LITTLE LOST RIVER trib. to
SINKS

Diversion Pt: NESE Sec 20 T 07N R 28E;
NWSW SWSW SESE Sec 21 T 07N R 28E;
SWNE NENW SENW NESE SESE
Sec 28 T 07N R 28E; NWNW SWNW SENW
NESW SESE NWSE SESE Sec 34 T
07N R 28E; NENE SENE NESE Sec 03 T 06N
R 28E; SWSW Sec 02 T 06N R 28E; SWNE
NENW NWNW SENW NESE NWSE SESE
SESE Sec 11 T 06N R 28E; NENE Sec 14 T
06N R 28E.

Use: STOCKWATER (0.003 CFS)

Priority Date: 06-28-1934

In: NESE Sec 20 T 07N R 28E; NWSW
SWSW SESE Sec 21 T 07N R 28E; SWNE
NENW SENW NESE NWSE SESE Sec 28 T
07N R 28E; NWNW SWNW SENW NESW
SESE NWSE SESE Sec 34 T 07N R
28E; NENE SENE NESE Sec 03 T 06N R
28E; SWSW Sec 02 T 06N R 28E; SWNE
NENW NWNW SENW NESE NWSE SESE
SESE Sec 11 T 06N R 28E; NENE Sec 14 T
06N R 28E.

33-4016

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT., IDAHO
STATE OFFICE, 3380 AMERICANA
TERRACE, BOISE, ID 83706

Source: SOUTH CREEK trib. to SINKS

Diversion Pt: NENE SENE Sec 30 T 07N R
29E; NESW NWSW SWSW Sec 31 T 07N R
29E; NWNW Sec 06 T 06N R 29E; NENE
SENE Sec 01 T 06N R 28E.

Use: STOCKWATER (0.007 CFS)

Priority Date: 06-28-1934

In: NENE SENE Sec 30 T 07N R 29E;
NESW NWSW SWSW Sec 31 T 07N R 29E;
NWNW Sec 06 T 06N R 29E; NENE SENE
Sec 01 T 06N R 28E.

33-4017

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT., IDAHO
STATE OFFICE, 3380 AMERICANA
TERRACE, BOISE, ID 83706

Source: FALLERT CREEK trib. to
SINKS

Diversion Pt: SESE SWSE Sec 21 T 07N R
28E; NWNE SWNE SENE NESE Sec 28 T
07N R 28E; NESW NWSW SESE SWSE Sec
27 T 07N R 28E; NWNE SWNE NENW
NWSE SWSE SESE Sec 34 T 07N R 28E;
NENE Sec 03 T 06N R 28E.

Use: STOCKWATER (0.003 CFS)

Priority Date: 06-28-1934

In: SESE SWSE Sec 21 T 07N R 28E;
NWNE SWNE SENE NESE Sec 28 T 07N R
28E; NESW NWSW SESE SWSE Sec 27 T
07N R 28E; NWNE SWNE NENW NWSE
SWSE SESE Sec 34 T 07N R 28E; NENE Sec
03 T 06N R 28E.

RECORDED
INDEXED
OCT 25 1988

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: HWT

Right Number 33-4017 Applicant SCM

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.
- MAP Area*
Protest date 11-2-87

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. 10-30-87
☒ Claim published correctly.
☒ Exceptions processed.
By Ernest Carlson Date 6 Nov. 87

STATE OFFICE PROCESSING:

- ☒ Claim review complete.
By SC Date 11-23-87

RECEIVED
NOV 09 1987

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

NOVEMBER 4, 1987

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT.
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE ID 83706

RE: Claim No. 33-4017

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 Manager

Enclosure

RECEIVED

FEB 25 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

OCTOBER 7, 1987

The Arco Advertiser
Box "D"
Arco, Idaho 83213

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before NOVEMBER 2, 1987.

Yours truly,

Deena Green
Office Secretary

Encl.

MICROFILMED

FEB 25 1988

33-4017

U.S. DEPT. OF INTERIOR

BUREAU OF LAND MGMT., IDAHO STATE OFFICE, 3380 AMERICANA TERRACE,
BOISE, ID 83706

Source: FALLERT CREEK trib. to SINKS

Diversion Pt: SESW SWSE Sec 21 T 07N R 28E NWNE SWNE SENE NESE
 Sec 28 T 07N R 28E NESW NWSW SESW SWSE
 Sec 27 T 07N R 28E NWNE SWNE NENW NWSE SWSE SESE
 Sec 34 T 07N R 28E NENE Sec 03 T 06N R 28E

Use: STOCKWATER (0.003 CFS)

Priority Date: 06/28/1934

In: SESW SWSE Sec 21 T 07N R 28E NWNE SWNE SENE NESE Sec 28 T 07N R 28E NESW
 NWSW SESW SWSE Sec 27 T 07N R 28E NWNE SWNE NENW NWSE SWSE SESE
 Sec 34 T 07N R 28E NENE Sec 03 T 06N R 28E

33-4017

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT., IDAHO
STATE OFFICE, 3380 AMERICANA
TERRACE, BOISE, ID 83706

Source: FALLERT CREEK trib. to
SINKS

Diversion Pt: SESW SWSE Sec 21 T 07N R
28E; NWNE SWNE SENE NESE Sec 28 T
07N R 28E; NESW NWSW SESW SWSE Sec
27 T 07N R 28E; NWNE SWNE NENW
NWSE SWSE SESE Sec 34 T 07N R 28E;
NENE Sec 03 T 06N R 28E.

Use: STOCKWATER (0.003 CFS)

Priority Date: 06-28-1934

In: SESW SWSE Sec 21 T 07N R 28E;
NWNE SWNE SENE NESE Sec 28 T 07N R
28E; NESW NWSW SESW SWSE; Sec 27 T
07N R 28E; NWNE SWNE NENW NWSE
SWSE SESE Sec 34 T 07N R 28E; NENE Sec
03 T 06N R 28E.

RECEIVED
FILMED

FEB 25 1988

NOTICE OF CLAIMS TO WATER RIGHTS

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

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

R. KEITH HIGGINSON, Dir.

Published 10/15 & 10/22/87.

RECEIVED

FEB 25 1988