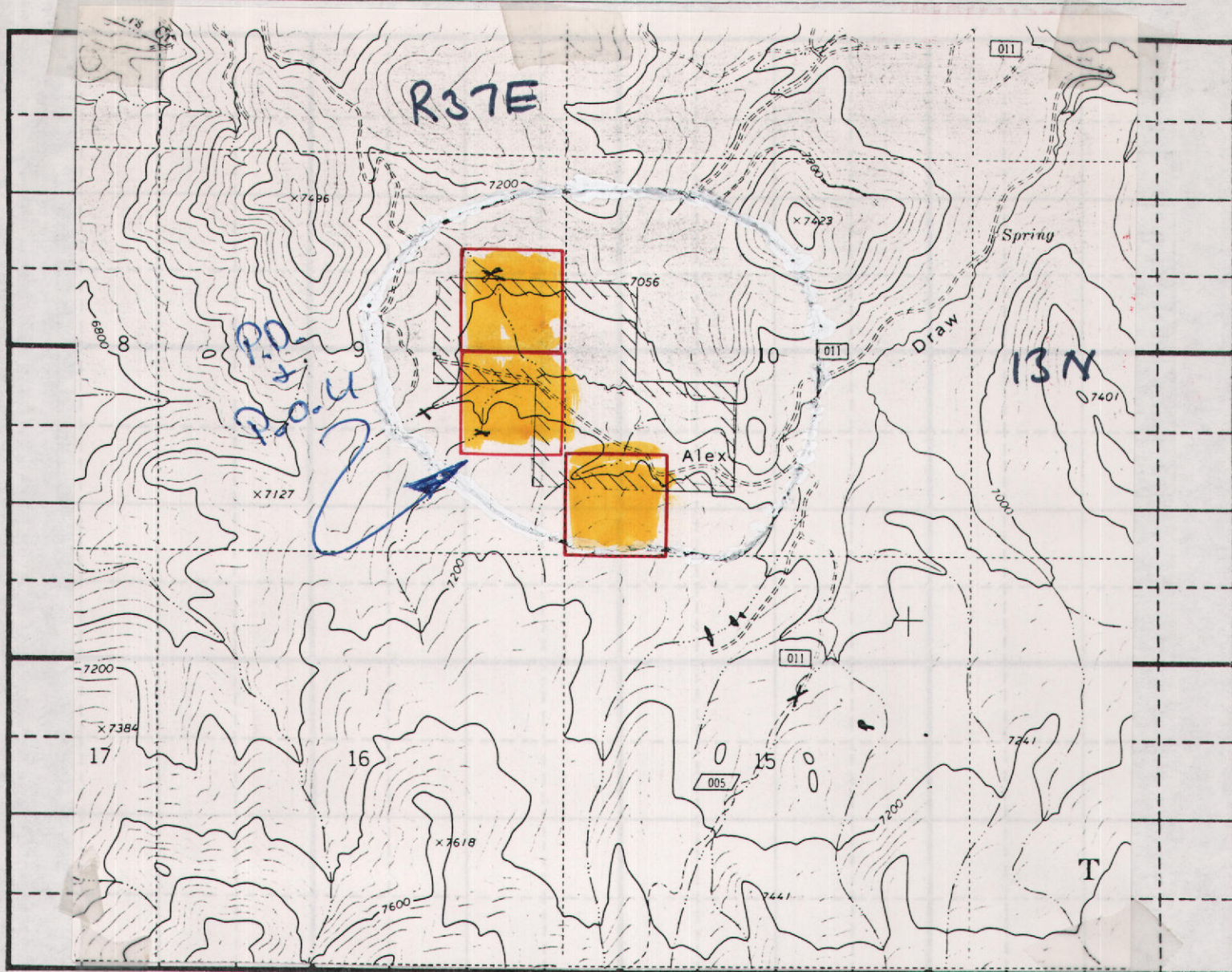


(8) Remarks _____



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 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 5th day of June

Barbara Ann Brown
(Claimant)

, 19 87.

Carol Ann Wray
Notary Public
Residing at 5/29/1991 Idaho Falls

My commission expires 5/29/1991

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AUG 18 1987

FOR DEPARTMENT USE ONLY

Received by SM Date 6-5-87
Prelim. check by SAV Date 6-10-87
\$30.00 fee received by dlg Date 6-5-87
Published in Post Register
Dates 6-18+6-25-87

Exception filed by: _____

Forwarded to
claimant by: _____

Date _____

Proof of Publication
The Post-Register

RECEIVED

JUN 30 1987

Department of Water Resources
Eastern District Office

State of Idaho, }
County of Bonneville } ss

I, J. Robb Brady, first being duly sworn, depose and say: That I am the
Principal Clerk of The Post Company, a corporation of Idaho Falls, Bonneville
County, Idaho, publishers of The Post-Register, a newspaper of general circulation, published daily, except
Saturday, at Idaho Falls, Idaho; said Post-Register being a consolidation of the Idaho Falls Times, established in
the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903,
such consolidation being made on the 1st day of November, 1931, and each of said newspapers have been
published continuously and uninterruptedly, prior to consolidation, for more than seventy-eight (78) weeks and
said Post-Register having been published continuously and uninterruptedly from the date of such consolidation,
up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in
said Post-Register for two consecutive weeks, first publication having been made
on the 18th day of June, 1987, last publication
having been made on the 25th day of June, 1987, and that the
said notice was published in the regular and entire issue of said paper on the respective dates of publication, and
that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, this 26th day of June, 1987.

J. Robb Brady
Deon R. Thayer
Notary Public

My commission expires September 30, 1988.

B10

**NOTICE OF CLAIMS
TO WATER RIGHTS**
The following claim(s) have been filed on
water right(s) created by diversion and benefi-
cial use:
31-4141
BROWN, DARWIN &/or BARBARA
NALDER, CATHERINE &/or VIVIEN
350 EAST 4TH SOUTH, REXBURG, ID
83440
Source UNNAMED STREAMS trib. to ALEX
DRAW
Diversion Pt: SENE NESE Sec 09 T 13N R 37E
SWSW Sec 10 T 13N R 37E
Use: STOCKWATER (0.020 CFS); DOMES-
TIC (0.020 CFS)
Priority Date: 10/09/1919
In: SENE NESE Sec 09 T 13N R 37E SWSW
Sec 10 T 13N R 37E
Exceptions to a claim may be filed with the
Director, Dept. of Water Resources, Eastern
Region, 150 Shoup, Suite 15, Idaho Falls, Idaho
83402
KEN DUNN, Dir.
Published: June 18, 25, 1987

MICROFILMED

AUG 18 1987

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 Darwin R. Brown &/or Barbara Brown &/or Catherine L. &/or Vivien
(Name of Claimant)
350 E. 4th South, Rexburg Id 83440 Telephone No. 356-7801
(Mailing Address) (Zip Code) Nalder

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) Oct 9, 1919

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)
Bob Springs Unnamed Streams tributary to Alex Draw Springs- Bob

(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>0.02 cfs</u>	Use	<u>Stockwater</u>	Period of Use From	<u>1-1</u>	To	<u>12-31</u>
Quantity	<u>0.02 cfs</u>	Use	<u>Domestic</u>	Period of Use From	<u>1-1</u>	To	<u>12-31</u>
Quantity		Use		Period of Use From		To	
Quantity		Use		Period of Use From		To	
Quantity		Use		Period of Use From		To	

(4) 0.02 cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE 1/4 NE 1/4, Sec. 9 Twp. 13N Rge. 37E B.M., County of Clark
Additional points of diversion: NE 1/4 SE 1/4 Sec 9, SW 1/4 SW 1/4 Sec 10 T.13N R.37E

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. Cattle drink directly from stream. Domestic water is piped from the spring to the cabin.

(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.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
13N	37E	9				S									D/S				
		10											S						

No. of acres _____

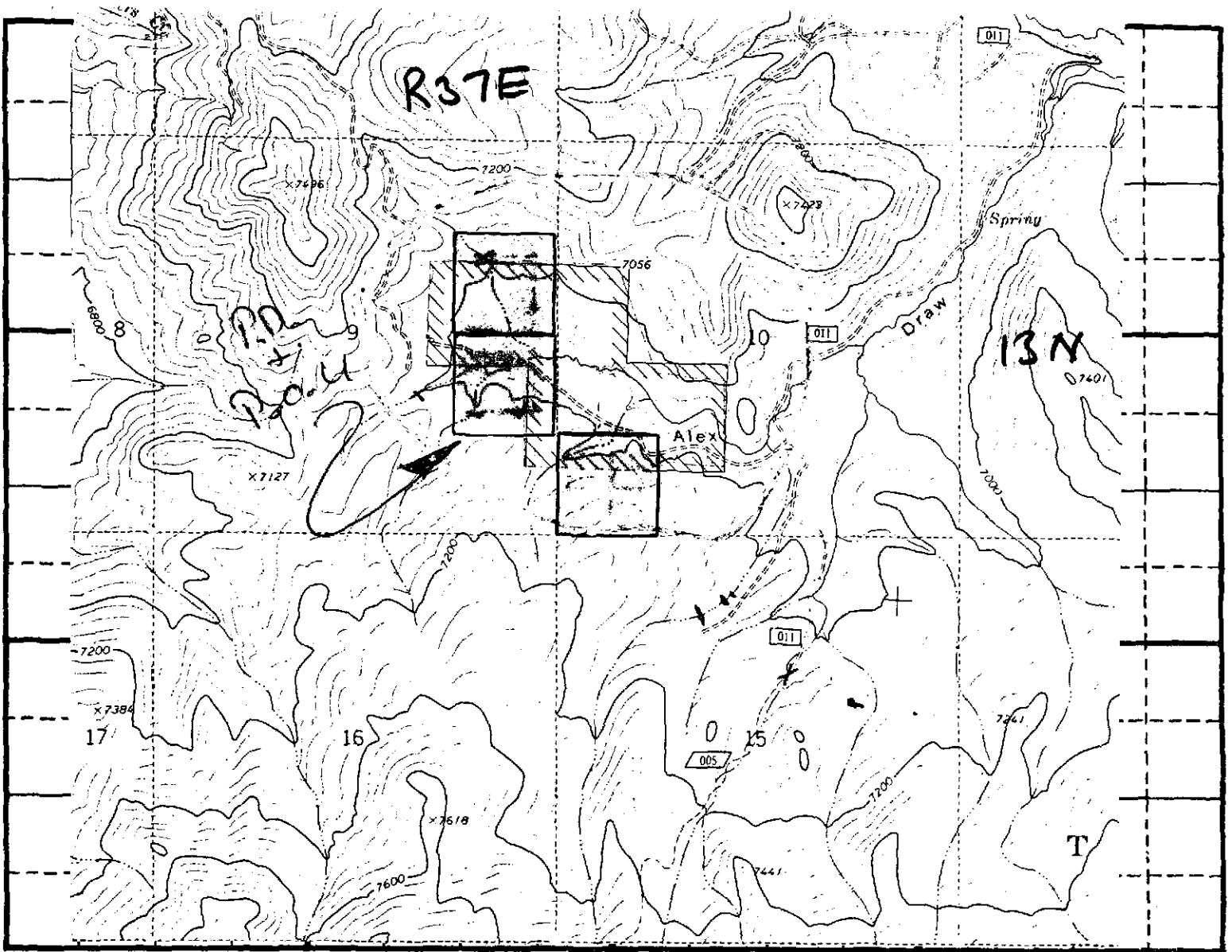
B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

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NOTE: Include here the type and number of stock watered: 100 Head Cattle AUG 18 1987

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

(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 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 5th day of June, 19 87.

Barbara Ann Brown
(Claimant)

Allen Wray
Notary Public
Residing at 5/29/1991 Idaho Falls

My commission expires 5/29/1991

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AUG 18 1987

FOR DEPARTMENT USE ONLY

Received by SM Date 6-5-87
Prelim. check by EDV Date 6-10-87
\$30.00 fee received by dlg Date 6-5-87
Published in Post Register
Dates 6-18-87 to 6-25-87

Exception filed by: _____

Forwarded to
claimant by: _____

Date _____

Blackfoot 018642

THE UNITED STATES OF AMERICA.

To all to whom these presents shall come, Greeting.

WHEREAS, a Certificate of the Register of the Land Office at Blackfoot, Idaho, has been deposited in the General Land Office, whereby it appears that, pursuant to the Act of Congress of May 20, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain" and the acts supplemental thereto, the claim of William Clay Rosell, has been established and duly consummated, in conformity to law, for the H. E. Survey No. 441, embracing a portion of approximately Sections nine and ten in Township Thirteen North of Range Thirty seven East of the Boise Meridian, Idaho, more particularly bounded and described as follows:

Beginning at Corner No. 1, from which U.S. Location Monument No. 347 bears North Thirty degrees twenty minutes East ten and Ninety-three hundredths chains distant; thence, North eighty eight degrees thirty six minutes West thirty nine and forty eight hundredths chains to Corner No. 2; thence, North one degree eighteen minutes East nineteen and ninety-eight hundredths chains to corner No. 3; thence, South eighty-nine degrees fifty-four minutes West twenty and thirty-eight-hundredths chains to corner No. 4; thence, North one degree thirty-four minutes East twenty chains to corner No. 5; thence, South eighty-eight degrees thirty-four minutes East thirty-nine and seventy-three-hundredths chains to corner No. 6; thence, South one degree ten minutes West eighteen and five-tenths chains to corner No. 7; thence, South eighty-eight degrees thirty-four minutes East Nineteen and nine-tenths chains to corner No. 8; thence, South one degree five minutes West twenty and Ninety-one-hundredths chains to corner No. 1; the place of beginning, containing one hundred fifty-eight and sixty-nine-hundredths acres, according to the Official Plat of the Survey of the said Land, returned to the General Land Office by the Surveyor General:

NOW KNOW YE, That there is, therefore, granted by the United States unto the said claimant, the tract of land above described;

TO HAVE AND TO HOLD the said tract of land, with the appurtenances thereof, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF I, Woodrow Wilson, President of the United States of America, have caused these letters to be made patent, and the seal of the General Land Office to be

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AUG 18 1987

hereunto affixed.

Given under my hand, at the City of Washington, the Ninth day of October in the year of our Lord one thousand nine hundred and Nineteen and of the Independence of the United States the one hundred and Forty-fourth.

By the President: Woodrow Wilson.

By M. P. LeRoy, Secretary.

SEAL

L.Q.C. Lamar, Recorder of the General Land Office.

Recorded: Patent Number 711904

Recorded at the request of Miller & Viole,
July 16th, 1920 at 11:45 AM.
Fee \$1.20

Caroline Allen, Recorder.

By

Page Marie

Deputy.

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AUG 18 1987

Proof of Publication
The Post-Register

RECEIVED

JUN 30 1987

Department of Water Resources
Eastern District Office

State of Idaho, }
County of Bonneville } ss

I, J. Robb Brady, first being duly sworn, depose and say: That I am the Principal Clerk of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post-Register, a newspaper of general circulation, published daily, except Saturday, at Idaho Falls, Idaho; said Post-Register being a consolidation of the Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903, such consolidation being made on the 1st day of November, 1931, and each of said newspapers have been published continuously and uninterruptedly, prior to consolidation, for more than seventy-eight (78) weeks and said Post-Register having been published continuously and uninterruptedly from the date of such consolidation, up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post-Register for two consecutive weeks, first publication having been made on the 18th day of June, 1987, last publication having been made on the 25th day of June, 1987, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, this 26th day of June, 1987.

[Signature]
Notary Public

My commission expires September 30, 1988.

B10

**NOTICE OF CLAIMS
TO WATER RIGHTS**
The following claim(s) have been filed on water right(s) created by diversion and beneficial use:
31-4141
BROWN, DARWIN &/or BARBARA
NALDER, CATHERINE &/or VIVIEN
350 EAST 4TH SOUTH, REXBURG, ID
83440
Source: UNNAMED STREAMS trib. to ALEX
DRAW
Diversion Pt: SENE NESE Sec 09 T 13N R 37E
SWSW Sec 10 T 13N R 37E
Use: STOCKWATER (0.020 CFS); DOMESTIC (0.020 CFS)
Priority Date: 10/09/1919
In: SENE NESE Sec 09 T 13N R 37E, SWSW
Sec 10 T 13N R 37E
Exceptions to a claim may be filed with the
Director, Dept. of Water Resources, Eastern
Region, 150 Shoup, Suite 15, Idaho Falls, Idaho
83402
KEN DUNN, Dir.
Published June 18, 25, 1987

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AUG 18 1987

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: ES/

Right Number 31 4141

Applicant Brown / Waldu

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.

WD 31 dgs 6-22-87

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☒ Exceptions processed.

By Ernest Carlson Date 15 July 87.

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By SC Date 7/23/87

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AUG 18 1987

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JUL 23 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

JULY 6, 1987

DARWIN BROWN
BARBARA BROWN
CATHERINE NALDER
VIVIEN NALDER
350 EAST 4TH SOUTH
REXBURG

ID 83440

RE: Claim No. 31-4141

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

FILED

AUG 18 1987

June 22, 1987

Don Shenton, Watermaster
Water District #31
Box 33
Dubois, Idaho 83423

RE: Claim to a Water Right No. 31-4141.

Dear Mr. Shenton:

Enclosed for your information only is a copy of the above referenced claim to a water right filed within your district. If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,

Ernest Carlsen
Water Rights Supervisor

EC/dg

Enclosure

RECEIVED

AUG 18 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

JUNE 10, 1987

The Post Register
P. O. Box 1800
Idaho Falls, Idaho 83401

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 JULY 6, 1987.

Yours truly,

Michele Davis
Office Secretary

Encl.

MICROFILMED

AUG 18 1987

31-4141

BROWN, CARWIN & or BARBARA
NALDER, CATHERINE & or VIVIEN

350 EAST 4TH SOUTH, REXBURG, ID 83440

Source UNNAMED STREAMS trib. to ALEX DRAW

Diversion Pt. SENE NESE Sec 09 T 13N R 37E SWSW Sec 10 T 13N R 37E

Use STOCKWATER (0.020 CFS)
DOMESTIC (0.020 CFS)

Priority Date: 10/09/1919

In. SENE NESE Sec 09 T 13N R 37E SWSW Sec 10 T 13N R 37E

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AUG 18 1987

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

KEN DUNN, Dir.

Published 6/18 & 6/25/87.

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AUG 18 1987