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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 Doug Fransen
(Name of Claimant)

Monteview, Idaho 83435 Telephone No. 657-2239
(Mailing Address) (Zip Code)

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) April 1, 1959

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:

		(Both dates inclusive)			
(cfs, af)		(Domestic, Irrigation, Stock, Etc.)	(Mo., Day)		(Mo., Day)
Quantity <u>.06 cfs</u>	Use	<u>Domestic</u>	Period of Use From <u>1-1</u>	To	<u>12-31</u>
Quantity <u>.04 cfs</u>	Use	<u>Stockwater</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) .08 cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 1 Twp. 7N Rge. 33E B.M., County of Jefferson
 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 and pump to 2 homes and stock troughs.

(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.

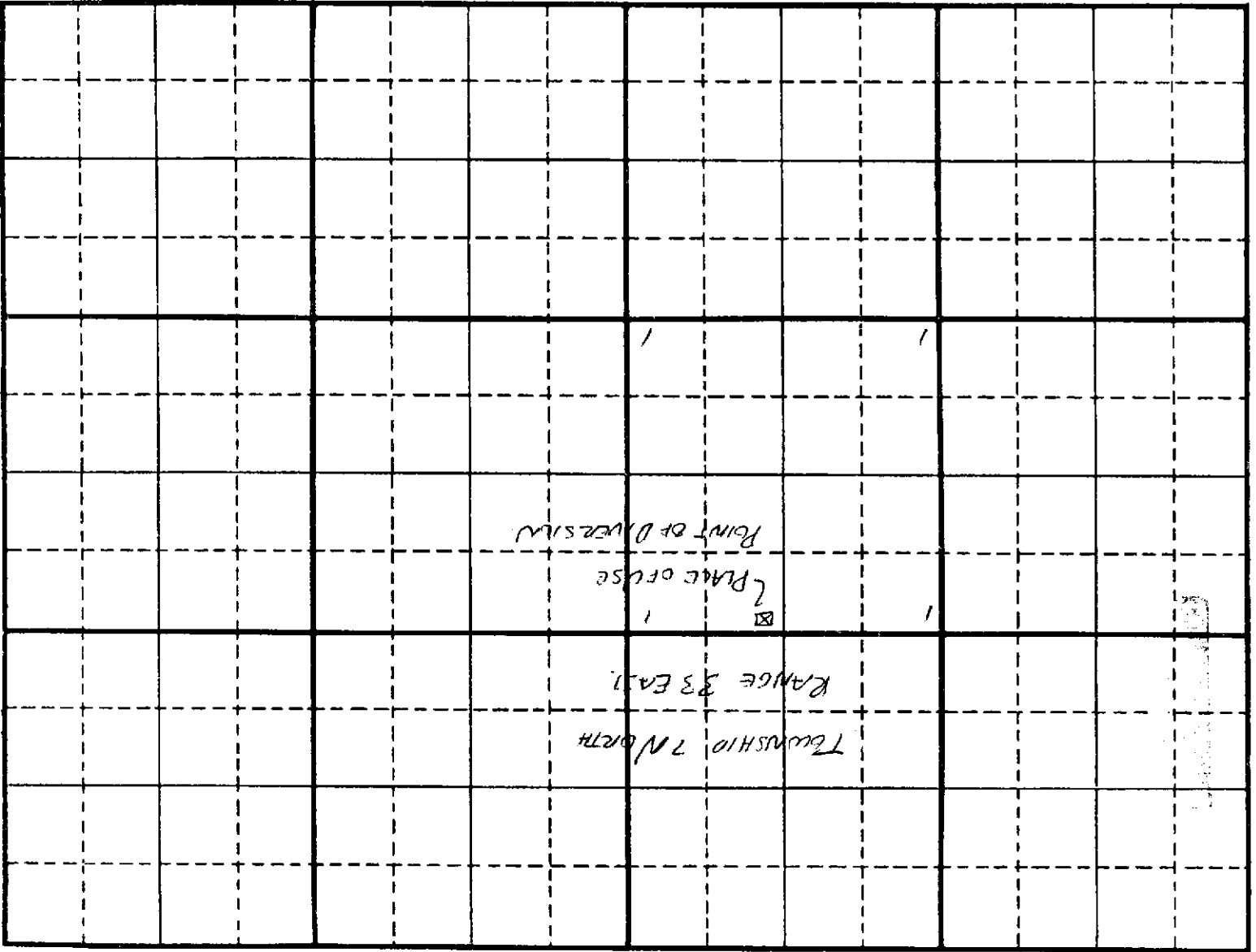
[illegible]

No. of acres _____

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: 400 head cattle

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



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)
ss.)
J. M. M.)

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

(Claimant)
Residing at
Notary Public
J. M. M.

My commission expires 6-15-85

FOR DEPARTMENT USE ONLY

Received by SW1
Prelim. check by HUIJ
Date 6-28-83
\$30.00 fee received by HUIJ
Date 6-28-83
Published in Idaho Star
Date 9/11/83
#25636
Exception filed by:
Forwarded to
claimant by:
Date

THE JEFFERSON STAR

RIGBY, IDAHO

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
County of Jefferson } ss

I, Bruce Porter
being first duly sworn, depose and say, that I am the printer of THE JEFFERSON STAR, a weekly newspaper printed and published weekly at Rigby, Jefferson County, Idaho; and I do solemnly swear that the

Notice Of Claims To Water Rights

a copy of which notice appears attached hereto, was published in the regular and entire issue of said newspaper, and not in any

supplement issue thereof for Two consecutive issues, the first publication hav-

ing been made on Aug. 31, 1983 and the last publication having been made on Sept. 7, 1983.

Further, that said newspaper is one of general circulation in said county; that it is a legal newspaper, conforming to legal specifications under the Idaho Statutes; that it has at least two hundred bona fide subscribers living within the county of publication; and that it has been continuously and uninterruptedly published in said county during a period of seventy-eight consecutive weeks prior to the first publication of the said notice.

NOTICE OF CLAIMS TO WATER RIGHTS

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

31-4107

FRANSEN, DOUG
MONTEVIEW, ID 83435
Source: GROUNDWATER
Priority Date: 04/01/1959
Diversion Pt: NWNE Sec 01 T 07N R 33E
Use: STOCKWATER (0.04 CFS).

DOMESTIC (0.06 CFS)
In: NWNE Sec 01 T 07N R 33E

25-4252

LDS CHURCH
MENAN WARD, 50 E. TEMPLE ST., SALT LAKE CITY, UT 84150
Source: GROUNDWATER
Priority Date: 01/01/1940
Diversion Pt: SENW Sec 33 T 05N R 38E
Use: DOMESTIC (0.04 CFS)
In: SENW Sec 33 T 05N R 38E

25-4253

WEBER, LORIN D.
249 MOHAWK, P.O. BOX 801, REXBURG, ID 83440
Source: GROUNDWATER
Priority Date: 01/01/1930
Diversion Pt: NWNE Sec 33 T 05N R 39E
Use: STOCKWATER (0.07 CFS).
DOMESTIC (0.07 CFS), IRRIGATION (0.06 CFS)
In: NWNE Sec 33 T 05N R 39E FOR 2 ACRES

25-4254

RUTLEDGE, VIRGIL
HART, NORMAN
RT. 3, BOX 44, RIGBY, ID 83442
Source: SNAKE RIVER, DRY BED trib. to SNAKE RIVER
Priority Date: 06/01/1885
Diversion Pt: NWSW Sec 05 T 04N R 39E
Use: STOCKWATER (1.00 CFS)
In: NENW NWNW SWNW SENW Sec 06 T 04N R 39E NENE NWNE Sec 01 T 04N R 38E

25-4263

SMITH, RAY G. &/or MARJORIE
RT. 3, BOX 160, RIGBY, ID 83442
Source: GROUNDWATER
Priority Date: 11/01/1952
Diversion Pt: NENW Sec 33 T 05N R 39E
Use: DOMESTIC (0.04 CFS)
In: NENW Sec 33 T 05N R 39E

25-4262

Subscribed to and sworn to before me this Sept. 8, 1983

James Garner
Notary Public.

(SEAL)

My commission expires life

SEP 20 1983
Department of Water Resources
Eastern District Office

SMITH, RAY G. &/or MARJORIE
RT. 3, BOX 160, RIGBY, ID 83442
Source: GROUNDWATER
Priority Date: 06/01/1961
Diversion Pt: NWSW Sec 24 T 04N R 39E
Use: STOCKWATER (0.05 CFS).
DOMESTIC (0.04 CFS)
In: NWSW Sec 24 T 04N R 39E

31-4117

ELLIS, ROBERT S.
MONTEVIEW, ID, 83435
Source: GROUNDWATER
Priority Date: 05/01/1961
Diversion Pt: NESW Sec 30 T 08N R 34E
Use: IRRIGATION (4.40 CFS)
In: NENE NWNE SWNE SENE Sec 25 T 08N R 33E NENW NWNW SWNW SENW Sec 30 T 08N R 34E for 223 ACRES.
Exceptions to a claim may be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402.

KEN DUNN
Director

Publ. Aug. 31, and Sept. 7, 1983RS

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

SEPTEMBER 19, 1983

DOUG FRANSEN
MONTEVIEW

ID 83435

RE: Claim No. 31-4107

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



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

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

A. Kenneth Dunn
Director

September 20, 1983

RE: Claim to a Water Right No. 31-4107 FRANSEN
31-4117 ELLIS

Jefferson Star
P.O. Box 37
Rigby, ID 83442

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application(s). The legal notice was to have been published in your paper on September 1 and 8, 1983.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

COLLEEN WRAY
Adm. Secretary

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: HWS

Right Number

31 4107

Applicant

Fransen

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.

Sept 19, 1983

FINAL REGIONAL PROCESSING REVIEW:

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

By

Ernest C. Cullen

Date

Sept. 22, 1983.

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By

PC

Date

11-1-83

CW

31-4102-

FRANSEN, DOUG

MONTEVIEW, ID 83435

Source: GROUNDWATER

Priority Date: 04/01/1959

Diversion Pt: NWNE Sec 01 T 07N R 33E

Use: STOCKWATER	(0.04 CFS)
DOMESTIC	(0.06 CFS)

In: NWNE Sec 01 T 07N R 33E