

THE JEFFERSON STAR
RIGBY, IDAHO

AFFIDAVIT OF
PUBLICATION

RECEIVED

JUL 18 1983

Department of Water Resources
Eastern District Office

STATE OF IDAHO } ss
County of Jefferson }

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 here-
to, was published in the regular and entire issue
of said newspapers and not in any

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

ing been made on June 9, 1983
and the last publication having been made
on June 16, 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 con-
secutive weeks prior to the first publication of the
said notice

Subscribed to and sworn to before me

this June 17, 1983

Jeri Garner
Notary Public

(SEAL)

My commission expires Life

NOTICE OF CLAIMS
TO WATER RIGHTS

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

31-4088

MCGARRY, JACK &/or PAT
DUBOIS, ID 83423
Source: GROUNDWATER
Priority Date: 01/01/1930
Diversion Pt: NWNW Sec 32 T 08N R 34E
Use: STOCKWATER (0.06 CFS)
In: NWNW Sec 32 T 08N R 34E

25-4204

BOAM, MRS. WAYNE
RT. 6, BOX 169, IDAHO FALLS, ID 83401
Source: GROUNDWATER
Priority Date: 01/01/1940
Diversion Pt: NWSW Sec 32 T 04N R 38E
Use: IRRIGATION (0.02 CFS), STOCK-
WATER (0.12 CFS), DOMESTIC (0.08 CFS)
In: NWSW Sec 32 T 04N R 38E FOR 1
ACRE

25-4203

LARSEN, JOHN B. &/or JEANNE
RT. 1, BOX 142, RIGBY, ID 83442
Source: GROUNDWATER
Priority Date: 04/20/1937
Diversion Pt: SWNW Sec 34 T 04N R 38E
Use: STOCKWATER (0.03 CFS),
DOMESTIC (0.04 CFS)
In: SWNW Sec 34 T 04N R 38E

25-4200

LDS CHURCH, GARFIELD WARD BLDG.
RT. 1, BOX 420, RIGBY, ID 83442
Source: GROUNDWATER
Priority Date: 05/01/1912
Diversion Pt: SENE Sec 34 T 04N R 38E
Use: IRRIGATION (0.06 CFS), DOMESTIC
(0.04 CFS)
In: SENE Sec 34 T 04N R 38E FOR 2
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. June 9 and 16, 1983RS

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 Jack and Pat McGarry
Dubois, ID 83423 (Name of Claimant)
(Mailing Address) (Zip Code) Telephone No. 374-5470

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) Jan. 1930

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:

(cfs, af)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>0.06 cfs</u>	Use	<u>stockwater</u>	Period of Use From <u>12/1</u>	To <u>6/1</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) 0.06 cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW ¼ NW ¼, Sec. 32 Twp. 8N Rge. 34E 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.
Six inch diameter well, 50' deep, with ½ hp. submersible pump and distribution system to stock trough.

(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	
8N	34E	32						X											

No. of acres _____

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

NOTE: Include here the type and number of stock watered: 300 head of range cattle

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

A hand-drawn map on a grid. The map shows a rectangular area defined by solid lines. The area is divided into four quadrants by a vertical line and a horizontal line. The quadrants are labeled with numbers: 31 (top-left), 32 (top-right), 6 (bottom-left), and 5 (bottom-right). The vertical line is labeled 'Range boundary' with a dashed line and an arrow. The horizontal line is labeled 'Point of Diversion & Place of Use' with a dashed line and an arrow. The top-left quadrant is labeled 'Twp 8 N.' and the bottom-left quadrant is labeled 'Twp 7 N.'. The top-right quadrant is labeled 'Rge 34 E.'. A small circle with a dot inside is located in the top-right quadrant, near the 'Point of Diversion & Place of Use' label.

Received by Emc Date 5/24/83 Exception filed by: _____ Forwarded to: _____ Date: _____
Prelim. check by HLW Date 5-31-83 claimant by: _____
\$30.00 fee received by BP Date 5/24/83 #26305
Published in Argby Star _____
Dates 6/9 - 6/16/83 _____

THE JEFFERSON STAR
RIGBY, IDAHO

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County of Jefferson } ss

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Subscribed to and sworn to before me

this June 17, 1983

Peri L. Garner
Notary Public

(SEAL)

My commission expires July 1, 1984

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ACRES

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83402.

KEN DUNN
Director

Publ. June 9 and 16, 1983RS

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

JUNE 27, 1983

JACK MCGARRY
PAT MCGARRY
DUBOIS

ID 83423

RE: Claim No. 31-4088

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



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

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

July 6, 1983

RE: Claim to a Water Right No. 31-4088 McGARRY
25-4204 BOAM
25-4203 LARSEN
25-4200 LDS CHURCH

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 June 9 and 16, 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: HWT

Right Number 31 4088 Applicant McGarry

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 July 25, 1983.

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By RC Date 7/29/83

RECEIVED
JUL 29 1983

Department of Water Resources

CW

31-4088

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