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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 William L. Shupe
(Name of Claimant)
U.S.S.E.S. Dubois, Idaho 83423 Telephone No. 374-5302
(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) June 1941

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)
Ground water 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, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>0.80 cfs</u>	Use	<u>Irrigation</u>	Period of Use From	<u>4-1</u> To <u>11-1</u>
Quantity	<u>0.02</u>	Use	<u>Stockwater</u>	Period of Use From	<u>1-1</u> To <u>12-31</u>
Quantity	<u>0.04</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

(4) 0.86 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW ¼ SE ¼, Sec. 5 Twp. 7N Rge. 36E 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/pump to hand 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.

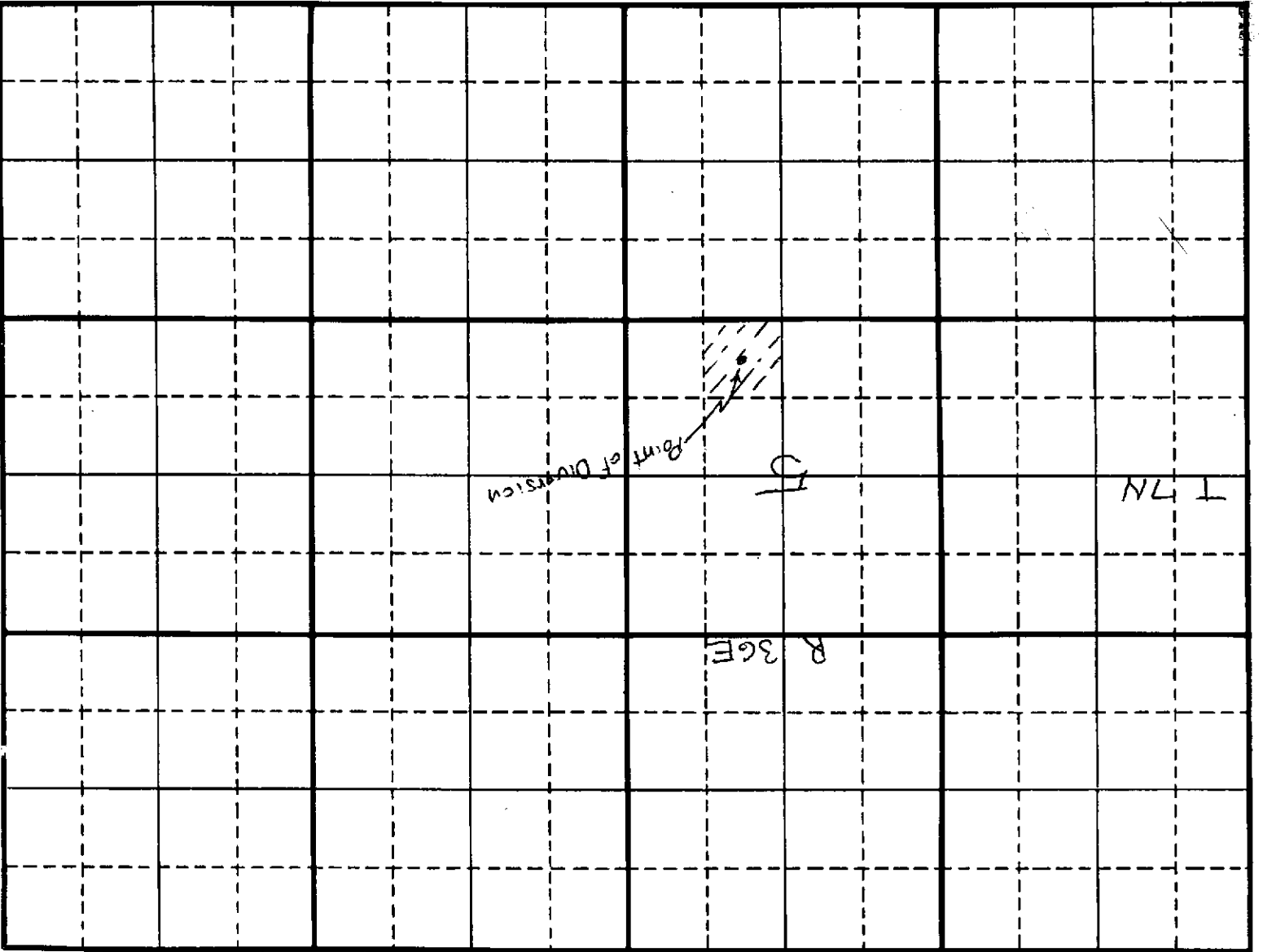
T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
<u>7N</u>	<u>36E</u>	<u>5</u>															<u>40</u>		<u>40</u>

No. of acres 40

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
For household use and stockwater.

NOTE: Include here the type and number of stock watered: 45 head of beef cattle

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



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 Bingham)
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 2nd day of July, 1981.
William D. Hughes
(Claimant)
Notary Public
Residing at _____

My commission expires 2/19/82

FOR DEPARTMENT USE ONLY

Received by AMS Date 7-2-81 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by AMS Date _____
\$0.00 fee received by AMS Date _____
Published in The Rigby Star _____
Dates 7/16 & 7/23/81

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

31-4067

SHUPE, WILLIAM L.
U.S.S.E.S., DUBOIS, ID 83423
Source: GROUNDWATER
Priority Date: 06/01/1941
Amount: 0.86 CFS
Diversion Point: SWSE Sec 05
T 07N R 36 E, JEFFERSON Co.

Use: IRRIGATION
(0.80 CFS) from 04/01 to 11/01
STOCKWATER
(0.02 CFS) from 01/01 to 12/31
DOMESTIC
(0.04 CFS) from 01/01 to 12/31
Place of Use: SWSE Sec 05 T
07N R 36E FOR 40 ACRES
Diversion Means: WELL,
PUMP & PIPELINE.

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, Idaho 83402.

/s/ A. KENNETH DUNN
Director

Published July 16 and 23, 1981.

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

25-7257

WURST, HERMAN E.
RT. 4 BOX 402, RIGBY, ID 83442

Source: POND tributary to SINKS
Date Filed: 07/02/1981
Amount: 0.20 CFS
Diversion Point: NWNE Sec 25 T 04N R 38E, JEFFERSON Co.

Use: IRRIGATION
(0.20 CFS) from 04/01 to 11/01
Place of Use: NWNE Sec 25 T 04N R 38E FOR 10 ACRES
Diversion Means: PUMP & PIPELINE.

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, Idaho 83402 on or before AUGUST 3, 1981.

/s/ A. KENNETH DUNN
Director

Published July 16 and 23, 1981.

Affidavit of Publication

JEFFERSON COUNTY STAR

RECEIVED

JUL 30 1981

Department of Water Resources
Eastern District Office

STATE OF IDAHO,

County of Jefferson

ss

I, Marie B. Nye, do solemnly swear that I am the Publisher of THE RIGBY STAR, a weekly newspaper as defined by Idaho Codes Annotated Section 58-106 as amended, and that said newspaper is a weekly newspaper, printed and published at Rigby, Jefferson County, Idaho, having a general circulation in said county, and that said newspaper has been printed and published as a weekly newspaper, in said county for more than 78 consecutive weeks prior to the first publication of the attached notice.

And affiant further says that at the times herein mentioned said publication as per clipping attached, was published in said newspaper in the regular and entire issue thereof, and not in any supplement issue thereof, for 2 consecutive issues thereof; first publication having been made on the

Sixteenth day of July, 19 81

and the last publication on the

Twenty-third day of July, 19 81

And affiant further says that at the times herein mentioned said newspaper was made up of at least four pages of at least five columns each printed from type matter of at least seventeen and three-fourths inches depth; and that there are at least two hundred bonafide subscribers in Jefferson County.

Marie B. Nye

Publisher

Subscribed in my presence and sworn to before me this Twenty-third day of July, 19 81.

[SEAL]

Weldon O. Nye

Notary Public for the State of Idaho
Residence and P. O. Address, Rigby, Idaho.

My commission expires Life, 19

Publication Fee: \$ 35.15

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Steve McCormick

Right Number 31 4067 Applicant Shipe

NOTE: 31-4067 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.
- 8/3

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Carlson Date Aug 3 1981

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Juni Date 8/11/81

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

AUGUST 4, 1981

WILLIAM L. SHUPE
U.S.S.E.S.
DUBOIS

ID 83423

RE: Claim No. 31-4067

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

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

JULY 9, 1981

The Rigby Star
P. O. Box 37
Rigby, Idaho 83442

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 billings to this office before AUGUST 3, 1981.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

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A. KENNETH DUNN

Director

Published 7/16 & 7/23/81.

31-406Z-

SHUPE, WILLIAM L.

U.S.S.E.S., DUBOIS, ID 83423

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Priority Date: 06/01/1941

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Use: IRRIGATION	(0.80 CFS)	from 04/01 to 11/01
STOCKWATER	(0.02 CFS)	from 01/01 to 12/31
DOMESTIC	(0.04 CFS)	from 01/01 to 12/31

Place of Use: SWSE Sec 05 T 07N R 36E FOR 40 ACRES

Diversion Means: WELL, PUMP & PIPELINE.