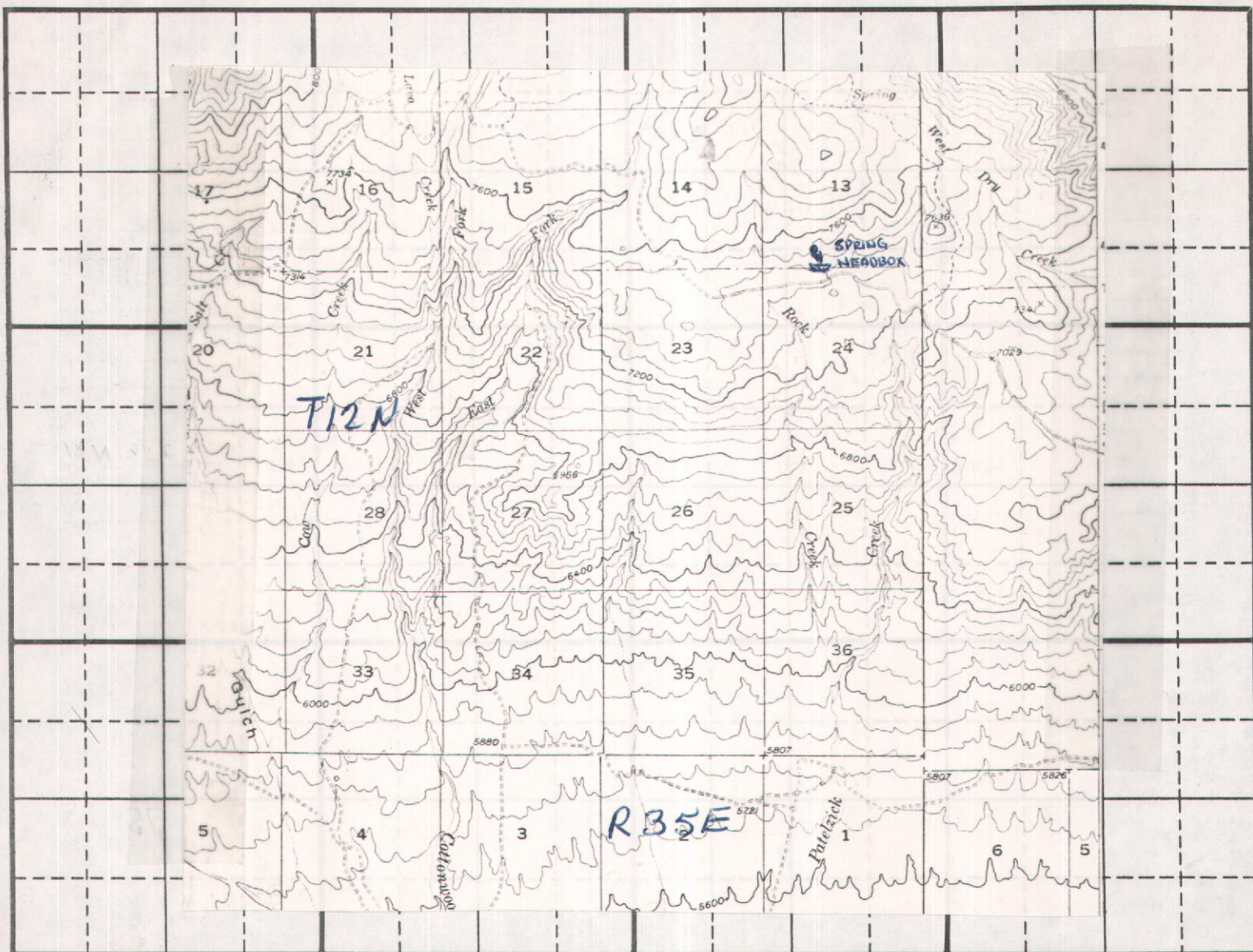


(8) Remarks _____



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 ~~Kans~~ Utah)
) ss.
County of Weber)

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. United States of America-Forest Service.

L. Kent Mays, Jr.
L. KENT MAYS, JR. (Claimant) DRF-Resources

Sworn to before me this 30 day of December, 1980.

Colleen Saxton
Notary Public
Residing at Ogden, Utah

My commission expires 6/19/83

FOR DEPARTMENT USE ONLY

Received by kw Date 1/5/81 Exception filed by: _____ Date _____
Prelim. check by HWS Date _____
\$20.00 fee received by v 450 kw Date 2/2/81 #17015
Published in Ripley Star
Dates 1/5 & 1/21/81

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 USA - Forest Service
(Name of Claimant)
324 25th Street, Ogden, Utah 84401 Telephone No. (801) 626-3561
(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) August 1, 1967

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)
Aguilegia Springs 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, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>0.013 CFS</u>	Use	<u>Stock</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
Quantity		Use		Period of Use From	To

(4) 0.015 CFS TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE 1/4 SW 1/4, Sec. 13 Twp. 12N Rge. 35E B.M., County of Clark
Additional points of diversion: PW 126 MAP # 58

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.
Spring head box - pipeline to 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.	NE%				NW%				SW%				SE%				TOTAL
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
<u>12N</u>	<u>35E</u>	<u>13</u>												X					

No. of acres

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

Stock use on the Cottonwood Allotment

NOTE: Include here the type and number of stock watered: 1042 Cattle

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

93 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:

01-4035

Lowder Slough Company,
Rt. 2 Box 316, Rigby, ID 83442
Source: Snake River
tributary to Columbia River

Priority Date: 06/01/1890

Amount: 10.00 CFS

Diversion Point: NWNE Sec
29 T 04N R 40E, Jefferson Co.
Use: Stockwater (10.00
CFS) from 11/01 to 04/01

Place of Use: NESW
NWSW SWSW SESW Sec 07
T 04N R 40E NENE NWNE
SWNE SENE NENW NWNW
SWNW SENW NESW NWSW
NWSE Sec 18 T 04N R 40E
SWSE SESE Sec 01 T 04N R
39E NENE NWNE SWNE
SENE NESE NWSE SWSE
SESE Sec 12 T 04N R 39E
NENE NWNE SWNE SENE
NENW NWNW SWNW SENW
NESE Sec 13 T 04N R 39E

Diversion Means: Canal
and ditches.

31-4048

U.S. Dept. of Agr., Forest
Service, Federal Bldg., 324
25th St., Ogden, UT 84401

Source: Low Bridge Spring
tributary to Miners Creek

Priority Date: 08/01/1938

Amount: 0.02 CFS

Diversion Point: SESW Sec
05 T 13N R 37E, Clark Co.

Use: Stockwater (0.02 CFS)
from 01/01 to 12/31

Place of Use: SESW Sec 05
T 13N R 37E

Diversion Means: Headbox,
pipeline & trough.

31-4059

U. S. Dept. of Agr., Forest
Service, Federal Bldg., 324
25th St., Ogden, UT 84401

Source: Aquilegia Springs
tributary to Sinks

Priority Date: 08/01/1967

Amount: 0.02 CFS

Diversion Point: SESW Sec
13 T 12N R 35E, Clark Co.

Use: Stockwater (0.02 CFS)
from 01/01 to 12/31

Place of Use: SESW Sec 13
T 12N R 35E

Diversion Means: Headbox,
pipeline & trough.

31-4060

U. S. Dept. of Agr., Forest
Service, Federal Bldg., 324
25th St., Ogden, UT 84401

Source: Upper East
Cottonwood Spring tributary
to Cottonwood Creek, East
Fork

Priority Date: 08/01/1961

Amount: 0.02 CFS

Diversion Point: SENW Sec
11 T 12N R 35E, Clark Co.

Use: Stockwater (0.02 CFS)
from 01/01 to 12/31

Place of Use: SENW Sec 11
T 12N R 35E

Diversion Means: Headbox,
pipeline & trough.

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 83401.

C. Stephen Allred
Director

Affidavit of Publication

THE RIGBY STAR

JAN 23 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

Fifteenth day of January, 19 81

and the last publication on the

Twenty-Second day of January, 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-Second
day of January, 19 81.

[SEAL]

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

My commission expires Life, 19

Publication Fee: \$ 38.13

Published January 15 and 22,
1981

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave.
Idaho Falls, Idaho 83401
(208) 525-7161

FEBRUARY 4, 1981

U.S. DEPT. OF AGRI.
FOREST SERVICE
FEDERAL BLDG.
324 25TH ST.
OGDEN

UT 84401

RE: Claim No. 31-4059

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

MICROFILMED

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: HUT

Right Number 31 4059 Applicant USFS

NOTE: 31-4059 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.
- 2/2

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Carlson Date Feb 4 1981

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By W. Lawrence Date 2/13/81

RECEIVED
FEB 13 1981

31-4059-

U.S. DEPT. OF AGR.

FOREST SERVICE, FEDERAL BLDG., 324 25TH ST., OGDEN, UT 84401

Source: AQUILEGIA SPRINGS tributary to SINKS

Priority Date: 08/01/1967

Amount: 0.02 CFS

Diversion Point: SESW Sec 13 T 12N R 35E, CLARK Co.

Use: STOCKWATER (0.02 CFS) from 01/01 to 12/31

Place of Use: SESW Sec 13 T 12N R 35E

Diversion Means: HEADBOX, PIPELINE & TROUGH.

MICROFILMED