

A hand-drawn diagram on a grid background. The diagram shows a shaded area with diagonal lines. The area is 3 units wide and 2 units high. The left vertical edge is labeled '29' and the right vertical edge is labeled '28'. An arrow points from the text 'RD. wall' to the left vertical edge.

Received by CW Date 6-16-76 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by Joey Date 6/16/76 claimant by: _____
\$10.00 fee received by CW Date 6-16-76
Approved for publication by me 7-20-76 #2434 _____
Published in Kingsley Star _____
Dates June 24 + July 1, 1976 _____

RECEIVED

JUL 20 1976

Department of Water Resources
Eastern District Office

Affidavit of Publication

THE RIGBY STAR

STATE OF IDAHO,

County of Jefferson

ss

I, Publisher, 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

Twenty-fourth day of June, 19 76

and the last publication on the

First day of July, 19 76

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.

Mary B. Bower

Publisher

Subscribed in my presence and sworn to before me this nineteenth day of July, 19 76.
[SEAL]

Mariam Phillips

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

My commission expires non-expiring, 19

Publication Fee: \$ 12.95

Legal Notice

NOTICE OF CLAIM
TO A WATER RIGHT

No. 31-4018

NOTICE IS HEREBY GIVEN that Lyle R. Shupe, Hamer, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 3.40 cubic feet per second of water from a ground-water source with point of diversion in the NW 1/4 SE 1/4, Sec. 29, T. 7N, R. 36E, B.M., Jefferson County.

The water is claimed to be used from April 1 to November 1 for the irrigation of 280 acres with a priority of May, 1946; the place of use is within the W 1/2 SW 1/4, SE 1/4 SW 1/4, Sec. 28, SE 1/4, Sec. 29, T. 7N, R. 36E, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401.

R. Keith Higginson
Director

Publish: June 24, and July 1, 1976.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that Lyle R. Shupe (name of claimant)
of Hamer, Idaho 83425, claims a right to the diversion and beneficial use of
(mailing address)
the public water of the State of Idaho

The extent and nature of said claim is as follows:

(1) Describe source of water: (name of stream, lake, spring, etc., or ground water) groundwater
_____, tributary to, _____

(2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Amount <u>3.4</u>	Use <u>irrigation</u>	Period of Use: From <u>Apr. 1</u> To <u>Nov. 1</u>
Amount _____	Use _____	Period of Use: From _____ To _____
Amount _____	Use _____	Period of Use: From _____ To _____
(cfs, gpm or a/f)	(dom., irri., stock, etc.)	(both dates inclusive)

(3) Total quantity of water claimed: 3.40 cubic feet per second, or _____ acre feet per annum, and/or _____ gallons per minute.

(4) Priority claimed: (the date water was first applied to beneficial use) May, 1946

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 to this rule is that a claim may be filed on domestic use from a ground-water source.

(5) A) Point of diversion: (give location of point where water is diverted from its source)
NW ¼ SE ¼, Sec. 29 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. well, pump and ditches

(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	
7N	36E	28										40	40	40					120
		29													40	40	40	40	160

Total No. of acres 280

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

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

A hand-drawn diagram on a grid. A shaded rectangular area is shown, filled with diagonal lines. An arrow points from the text "RD. wall" to the top-left corner of the shaded area. The top-left corner is labeled "29" and the top-right corner is labeled "28".

Received by CW Date 6-16-76 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by Judy Date 6/16/76 claimant by: _____
\$10.00 fee received by CW Date 6-16-76
Approved for publication by me 7-20-76 #2134 _____
Published in Legal Intelligencer _____
Dates June 24 & July 4, 1976 _____

RECEIVED

JUL 20 1976

Department of Water Resources
Eastern District Office

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THE RIGBY STAR

STATE OF IDAHO,

County of Jefferson

} ss

I, Publisher, do solemnly swear that I am the
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.

Legal Notice

**NOTICE OF CLAIM
TO A WATER RIGHT**

No. 31-4018

NOTICE IS HEREBY
GIVEN that Lyle R. Shupe,
Hamer, Idaho has filed a
claim to a water right esta-
blished by diversion and
application to beneficial use
of 3.40 cubic feet per second
of water from a ground-water
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in the NW 1/4 SE 1/4, Sec. 29,
T. 7N, R. 36E, B.M., Jeffer-
son County.

The water is claimed to be
used from April 1 to Novem-
ber 1 for the irrigation of 280
acres with a priority of May,
1946; the place of use is
within the W 1/2 SW 1/4,
SE 1/4 SW 1/4, Sec. 28, SE 1/4,
Sec. 29, T. 7N, R. 36E, B.M.

Any exception to this claim
of water right may be filed
with the Idaho Department of
Water Resources, 1515
Lincoln Road, Idaho Falls,
Idaho, 83401.

R. Keith Higginson
Director

Published: June 24, and July 1,
1976.

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

Twenty-fourth day of June, 19 76

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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.

Mark J. Bower
Publisher

Subscribed in my presence and sworn to before me this nineteenth
day of July, 19 76.
[SEAL]

Mariam Phillips
Notary Public for the State of Idaho
Residence and P. O. Address, Rigby, Idaho.
My commission expires non-expiring, 19 76

Publication Fee: \$ 12.05

July 22, 1976

RE: Claim to a Water Right No. 31-4018

Mr. Lyle R. Shupe
Hamer,
Idaho 83425

Dear Mr. Shupe:

The Department of Water Resources has completed the processing of your claim to a water right and no further action is authorized under Sections 42-225a and 42-225b, Idaho Code. Your claim will be retained in our files and will be available at any time for use by you or the court.

As you are aware, the filing of your claim does not, in itself guarantee you a water right; it only records and preserves 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 in your claim file, you may have that information or evidence added at any time. Please refer to your claim number when corresponding with this office.

We are enclosing, for your records, a copy of your claim. If you have any questions or if we can be of further assistance, please feel free to call upon us.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC:GW

Enc: Copy of Claim

July 12, 1976

RE: Claim to a Water Right No. 31-4017 Shupe
" " " No. 31-4018 Shupe

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

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced applications. The legal notice was to have been published in your paper on June 24 and July 1, 1976.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC:CW

cc: IDWR - State Office

7-19-76
Called
CW

June 17, 1976

RE: Claim to a Water Right No. 31-4017 SHUPE
" " " No. 31-4018 SHUPE

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

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

Bill submitted 7-20-76 by CW

RDC:CW

Enc: Legal Notice (2)

NOTICE OF CLAIM TO A WATER RIGHT

NO. 31-4018

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Hamer, Idaho

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to beneficial use of 3.40 cubic feet per second ~~NOT TO BE USED FOR ANY OTHER PURPOSE~~
of water from a ground-water source

with point of diversion in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 29, T. 7N, R. 36E, B.M., Jefferson
County

The water is claimed to be used from Apr. 1 to Nov. 1

for the irrigation of 280 acres

with a priority of May, 1946;

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T. 7N, R. 36E, B.M.

Any exception to this claim of water right may be filed with the Idaho
Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401.

R. KEITH HIGGINSON

Director

Published in the Rigby Star, Rigby, Idaho

on June 24 and July 1, 1976

me-Q.
me-Q.