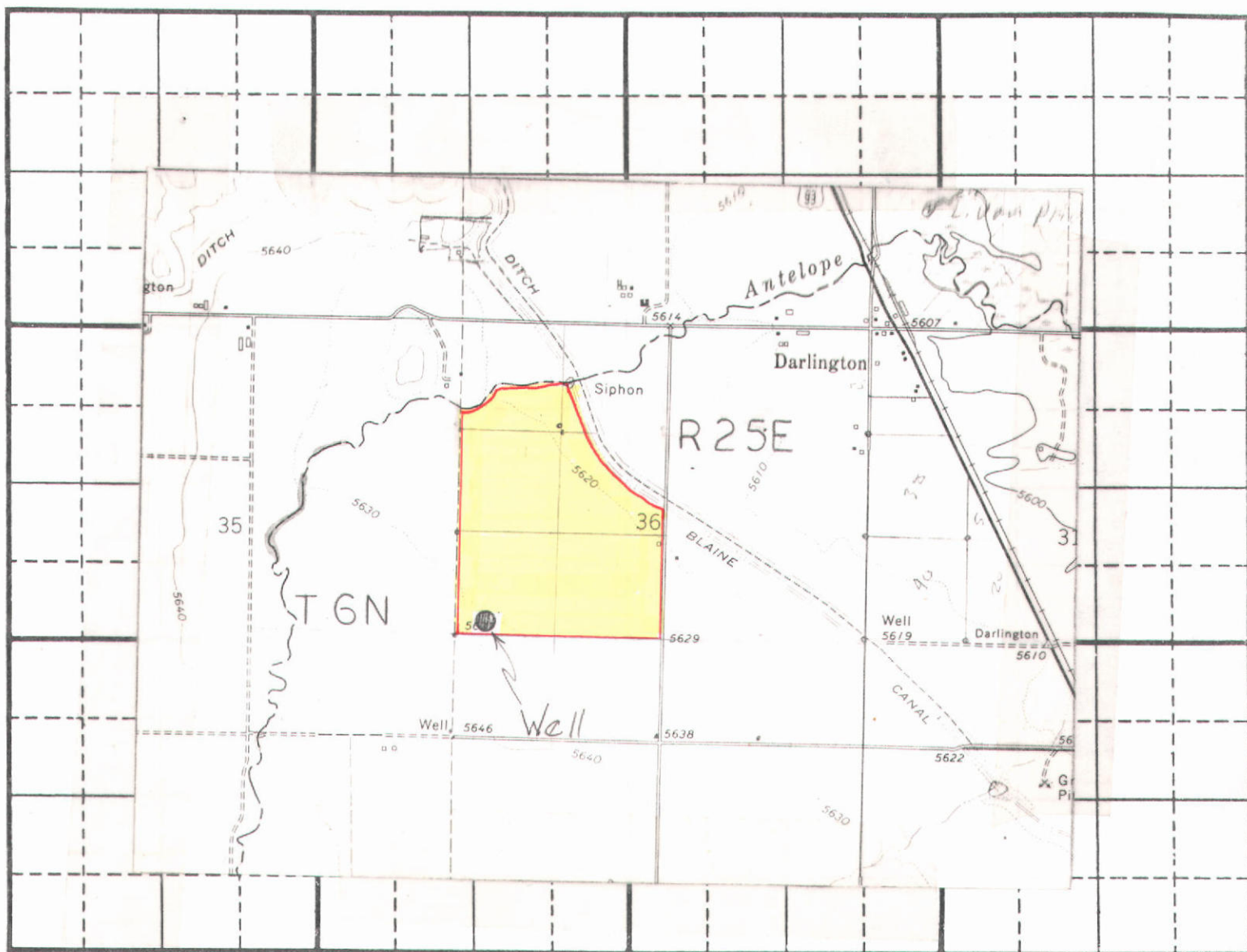


(8) Remarks _____

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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 Butte) 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 27th day of December, 1984.

Scott Colburn
(Claimant)
Lou Lee Beck
Notary Public
Residing at One, Id. 83213

My commission expires 4-3-86

FOR DEPARTMENT USE ONLY

Received by <u>SM-MD</u>	Date <u>6-23-86</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>EMC</u>	Date <u>6/24/86</u>		claimant by:	
\$30.00 fee received by <u>MD 39722</u>	Date <u>6-23-86</u>			
Published in <u>Arco Advertiser</u>				
Dates <u>7-3 + 7-10-1986</u>				

Affidavit of Publication

RECEIVED

AUG 4 1986

Department of Water Resources
Eastern District Office

I, To Pruett
of the Arco Advertiser, a weekly newspaper of
general circulation, published weekly at Arco,
Idaho, since March, 1909, do solemnly swear that
a copy of this notice, per clipping attached, was
published weekly in the regular and entire issue
of said newspaper, and not in any supplement
thereof,

for 2 consecutive weeks, commencing with

the issue dated July 3-1986

and ending with the issue dated

July 10-1986

To Pruett

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim has been filed on
water right created by diversion and
beneficial use:

34-4135

COBURN, SCOTT

P.O. BOX 608, MOORE, ID 83255

Source: GROUNDWATER

Diversion Pt: NWSW Sec 36 T 06N R 25E

Use: IRRIGATION (8.0 CFS)

Priority Date: 04-01-1953

In: NENW NWNW SWNW SENW NESW

NWSW Sec 36 T 06N R 25E FOR 166 ACRES.

Exceptions to a claim may be filed with
the Director, Dept. of Water Resources, 150
Shoup Ave., Suite 15, Idaho Falls, Idaho
83402.

KENN DUNN, Dir.

Published 7-3 & 7-10-86.

Subscribed and sworn to before me this

29th day of July, 19 86

Thomas V. Camm
Notary Public

Residence: Arco, Idaho.

My commission expires 12-17, 1991

MICROFILMED

**NOTICE OF CLAIMS
TO WATER RIGHTS**

The following claim has been filed on
water right created by diversion and
beneficial use:

34-4135

COBURN, SCOTT
P.O. BOX 608, MOORE, ID 83255
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83402.

KENN DUNN, Dir.

Published 7-3 & 7-10-86.

Form No. 243
JUN 23 1986
Department of Water Resources
Eastern District Office

Claim No. 34-4135

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 Scott Coburn

(Name of Claimant)

p.o. box 608 Moore Idaho 83255

(Mailing Address)

Telephone No. 554-3431

(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, 1953

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>8.00 cfs</u>	Use <u>Irrigation</u>	Period of Use From <u>4-1</u>	To <u>11-1</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) 8.00cfs TOTAL QUANTITY USED.
(cfs, af)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)

NW 1/4 SW 1/4, Sec. 36 Twp 6N Rge. 25E B.M., County of Butte
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. 20" diameter well, static water level 60', 75 hp electric motor with turbine pumps, open discharge, gravity flow, flood irrigation

- (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.	NE1/4				NW1/4				SW1/4				SE1/4				TOTAL
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
6N	25E	36					4	16	40	26	40	40							166

No of acres 166

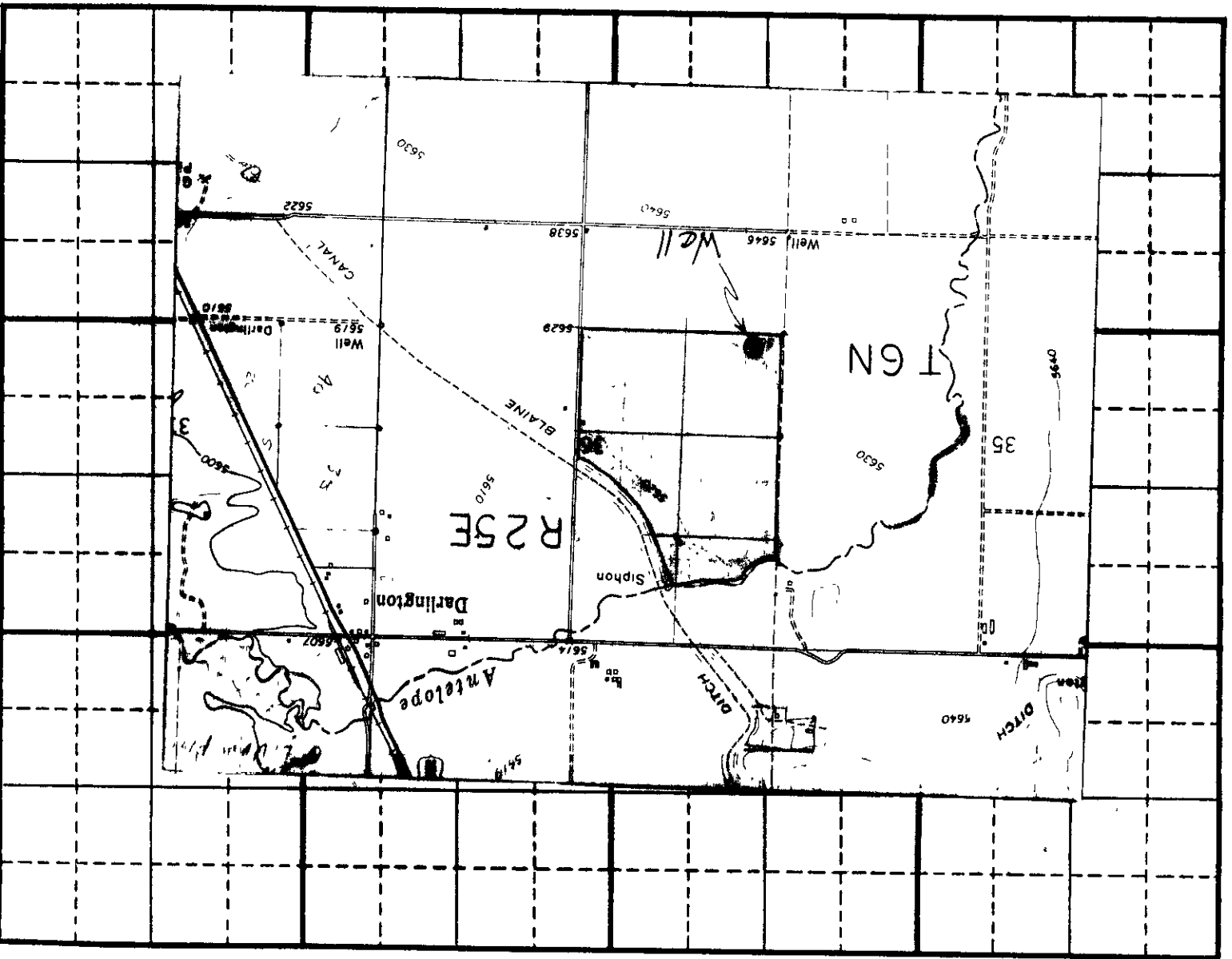
B) If water is used for other than irrigation, fully describe that use, being as specific as possible. None

NOTE Include here the type and number of stock watered:

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

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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 Butte
)
) 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 27th day of December 1984
Notary Public
Residing at Duo, Al. 83313
My commission expires 4 - 3 - 84

FOR DEPARTMENT USE ONLY

Forwarded to
claimant by:
Date

Exception filed by:

Received by
Prelim. check by
Date
Date
Date
Published in
Dates

Affidavit of Publication

RECEIVED

AUG 4 1986

Department of Water Resources

I, Jo Pruett
of the Arco Advertiser, a weekly newspaper of
general circulation, published weekly at Arco,
Idaho, since March, 1909, do solemnly swear that
a copy of this notice, per clipping attached, was
published weekly in the regular and entire issue
of said newspaper, and not in any supplement
thereof,

for 2 consecutive weeks, commencing with

the issue dated July 3-1986

and ending with the issue dated

July 10-1986

Jo Pruett

Subscribed and sworn to before me this

29th day of July, 1986

Thomas V. Camm
Notary Public

Residence: Arco, Idaho. 12-17, 1991
My commission expires

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

JULY 21, 1986

SCOTT COBURN
P.O. BOX 608
MOORE

ID 83255

RE: Claim No. 34-4135

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

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State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: E. Carlson.

Right Number _____ Applicant Coburn

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. Q excessive & $Q = \frac{(H.P)(8.814)(E)}{N}$
- ☒ Point(s) of diversion. $= \frac{(75)(8.814)(.8)}{60}$
- ☒ Location of use. $= 8.814 \text{ cfs.}$
- ☒ Signature/notarization/fee. $166 \text{ ac} \times 0.02 \text{ \$/ac} = 3.32 \text{ cfs.}$

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Carlson Date 7-21-86
Aug 7, 1986

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By SC Date 8/11/86

AUG 11 1986

MICROFILMED

Department of Water Resources

July 21, 1986

The Arco Advertiser
Box "C"
Arco, Idaho 83213

RE: Application No. 34-4135 & 34-4136; Scott Ceburn

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced applications. The legal notices were to have been published in your paper on July 3, and July 10, 1986.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

NICHELE DAVIS
Office Secretary

MICROFILMED

June 30, 1986

Scott Coburn
P.O. Box 608
Moore, Idaho 83255

Dear Mr. Coburn:

I have finished the Department's initial review of the two claims you filed with this office on June 23, 1986. Both claims have been receipted and the Department will proceed with processing of them.

I feel obligated, however, to inform you that by statutory standards the rate of diversion listed on each claim is considerably excessive. The rate of diversion on permits approved by the Department of Water Resources is limited under section 42-202 Idaho Code to .02 cfs per acre. This same rate of diversion is also the basis by which courts have historically adjudicated water throughout Idaho. To obtain a water right for the amounts of water listed on your claims would require a showing that those amounts are actually needed in order to satisfy the water demand for the crops raised in your area. This justification normally consists of a soils analysis and an analysis of the consumptive use requirements of the plants in your area.

At this time you may not wish to pursue a court adjudication of these claims. However, I would still urge you to provide any information which would substantiate your historical use of the water. This information will be placed in the permanent file of the claim and is available upon request for any future court actions.

Respectfully submitted

Ernest Carlsen
Assistant Regional Supervisor

EC/md

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

JUNE 25, 1986

The Arco Advertiser
Box "C"
Arco, Idaho 83213

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.

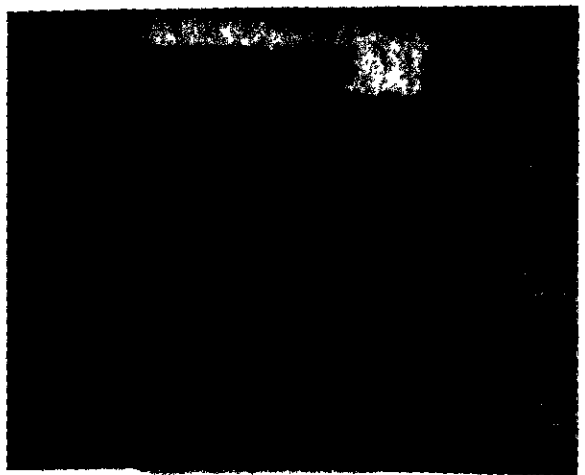
Please send the affidavit of publication and publication billing to this office before JULY 21, 1986.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

MICROFILMED



NOTICE OF CLAIMS TO WATER RIGHTS

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

34-4135

COBURN, SCOTT

P.O., BOX 608, MOORE, ID 83255

Source: GROUNDWATER

Diversion Pt: NWSW Sec 36 T 06N R 25E

Use: IRRIGATION (8.0 CFS)

Priority Date: 04/01/1953

In: NENW N4NW SWNW SENW NWSW NWSW Sec 36 T 06N R 25E FOR 166 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, Dir.

Published 7/3 & 7/10/86.

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