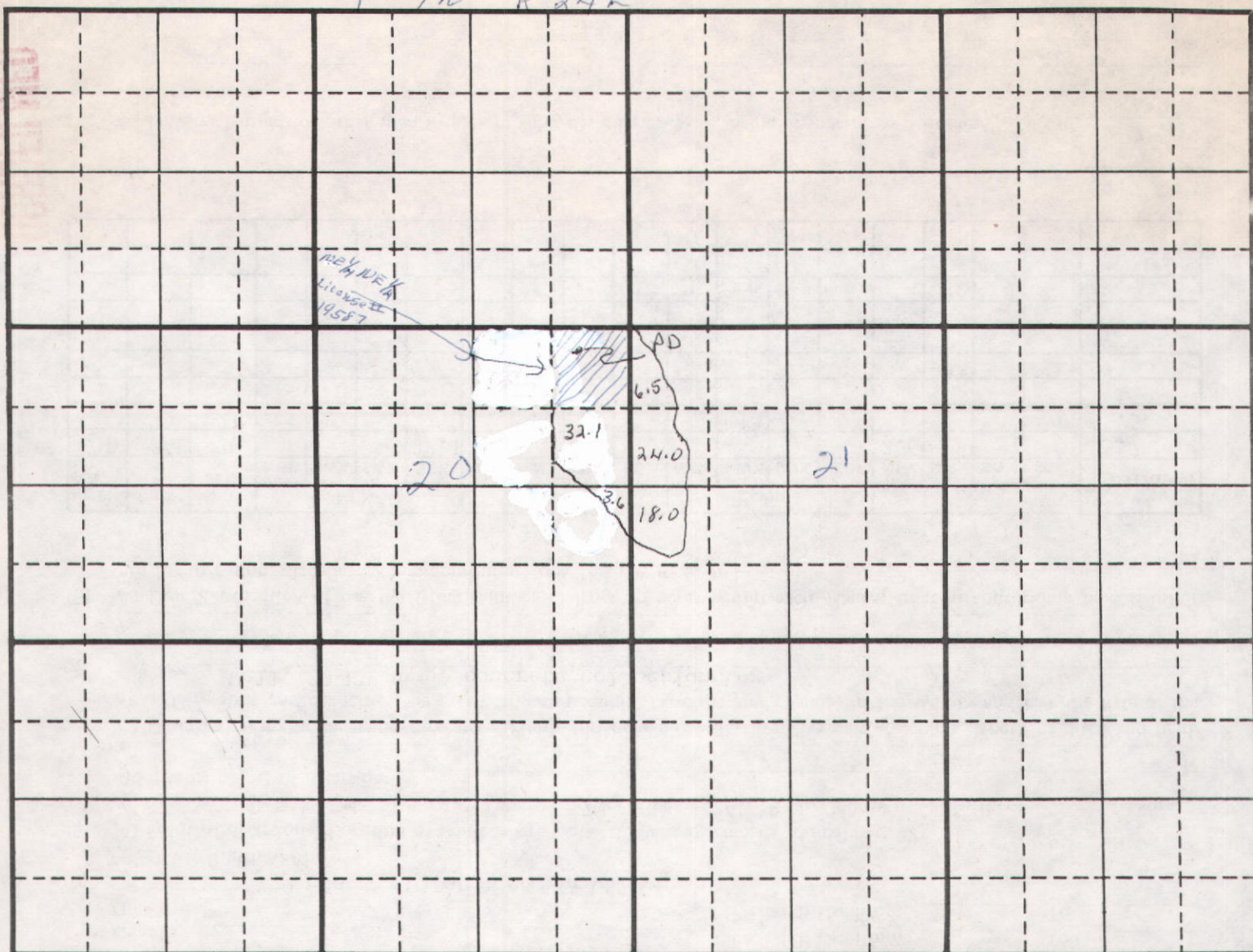


(8) Remarks _____

T 7N R 24E



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 Bonneville) 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 14 day of January, 1981.

Scott Z. McAffee
(Claimant)

Kathleen A. Walker
Notary Public
Residing at Idaho Falls

My commission expires 2/15/1983

FOR DEPARTMENT USE ONLY

Received by KW Date 1/14/81 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by HWS Date 1-14-81 claimant by: _____
\$0.00 fee received by KW Date 1/14/81 # 16167
Published in Custer Co. Pub. Co.
Dates 1/29 & 2/05/81

NE 1/4 NE 1/4
License # 19587

2921

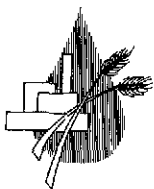
A-189
S.L. McAffee

A-96
J.L. Powers



2021
2928

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 L. McAfee (Name of Claimant)
Box 282, Mackay, ID 83251 (Mailing Address) Telephone No. 588-3319 (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, 1961

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, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>2.0 cfs</u>	Use	<u>irrigation</u>	Period of Use From <u>April 1</u>	To <u>November 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) 2.0 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NE ¼ NE ¼, Sec. 20 Twp 7N Rge. 24E B.M., County of Custer
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, 30 HP pump, concrete collection box

(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	24E	20				32.1									3.6				35.7
		21						6.5	24				18						48.5

No. of acres 84.2

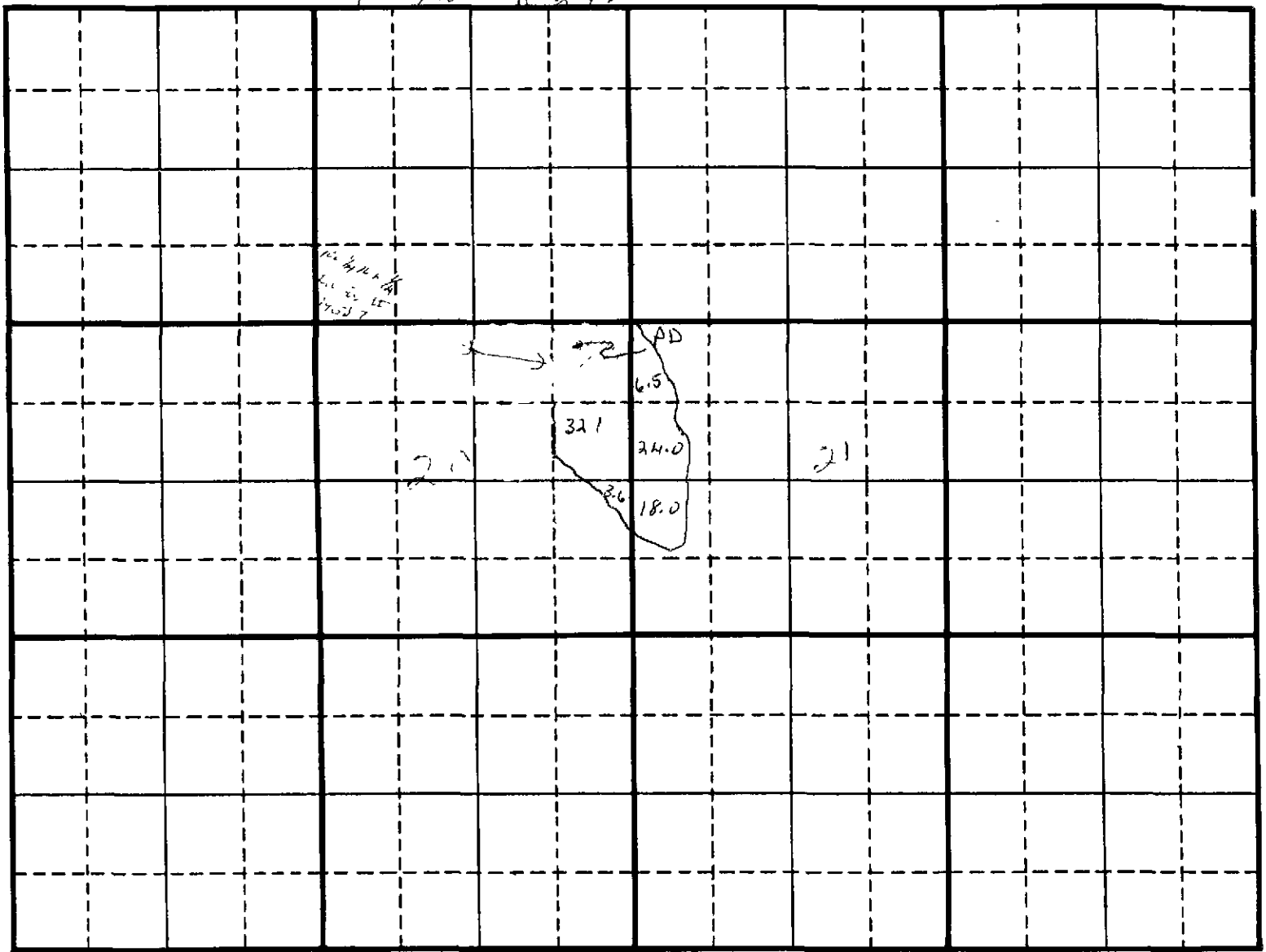
B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

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 _____

MICROFILMED

(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 Idaho)
County of Bonneville) 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 14 day of January, 1981

Scott F. M'Gee
(Claimant)

Kathryn A. Walker
Notary Public
Residing at Idaho Falls

My commission expires 2/15/1983

FOR DEPARTMENT USE ONLY

Received by KW Date 1/14/81 Exception filed by _____ Forwarded to _____ Date _____
Prelim. check by HWS Date 1-14-81 claimant by _____
\$0.00 fee received by KW Date 1/14/81 # 16167
Published in Cust. & Pub. Co. _____
Dates 1/29 & 2/05/81 _____

25
BIT

A-109

S.L. 10700

9.4

(15)

19.1

(6.3)

A-52

S.L. 10700

RA 10700

RA 10700

2.0

DT TO 51-1

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss.

1. MARGARET PARKS ...

Publisher of the Challis Messenger,
a weekly newspaper, published at
Challis, Idaho, do solemnly swear
that the notice hereto attached and
made a part hereof, was published
in the regular and entire issue of
the Challis Messenger for 3 ...

consecutive weeks, commencing with
the issue dated Jan 27 ...
1981, and ending with the issued
dated Feb 5 ... 1981.

Margaret Parks ...

Subscribed and sworn to before
me this 20 day of Mar ...
1981.

Shandra M. Jensen

Notary Public, residing at Challis,
Idaho. My commission expires on

7-30-83

**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:

34-4068

ROWLAND, KEITH
RT. 4 BOX 238, IDAHO
FALLS, ID 83401

Source: LEHMAN CREEK
tributary to WARM SPRINGS
CREEK

Priority Date: 05/01/1925

Amount: 100.0 AC-FT

Diversion Point: SENW Sec
10 T 07N R 22E, CUSTER Co.

Use: IRRIGATION STOR-
AGE (54.0 AC-FT) from 01/01
to 12/31 IRRIGATION FROM
STORAGE (100.0 AC-FT) from
04/01 to 11/01.

Place of Use: NESW SESW
Sec 02 T 07N R 22E SESE Sec 03
T 07N R 22E FOR 150 ACRES

Diversion Means: EARTH
DAM.

34-4069

ROWLAND, KEITH
RT. 4 BOX 238, IDAHO
FALLS, ID 83401

Source: LEHMAN CREEK
tributary to WARM SPRINGS
CREEK

Priority Date: 10/28/1950

Amount: 1.60 CFS

Diversion Point: NWSW Sec
02 T 07N R 22E NWNE Sec 10 T
07N R 22E, CUSTER Co.

Use: IRRIGATION (1.60
CFS) from 04/01 to 11/01

Place of Use: NESW SESW
Sec 02 T 07N R 22E FOR 80
ACRES

Diversion Means: DAM,
DITCH & PIPELINE.

34-4070

MC AFFEE, SCOTT L.
P.O. BOX 282, MACKAY, ID
83251

Source: GROUNDWATER

Priority Date: 08/01/1961

Amount: 2.00 CFS

Diversion Point: NENE Sec
20 T 07N R 24E, CUSTER Co.

Use: IRRIGATION (2.00
CFS) from 04/01 to 11/01

Place of Use: SENE NESE
Sec 20 T 07N R 24E NWNW
SWNW NWSW Sec 21 T 07N R
24E FOR 85 ACRES

Diversion Means: WELL,
PUMP & COLLECTION BOX.

Any exception to any claim
of water right may be filed
with the Director of the Idaho
Department of Water Re-
sources, 150 Shoup Ave., Idaho
Falls, Idaho 83401.

C. STEPHEN ALLRED

Director

pub. 1/29 & 2/5/81

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: HWJ

Right Number 34 4070 Applicant McAffee

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.

2/16

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Carlson Date March 25, 1981

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Maureen Date 4/3/81

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

FEBRUARY 18, 1981

SCOTT L. MC AFFEE
P.O. BOX 282
MACKAY

ID 83251

RE: Claim No. 34-4070

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

01/28/81

TABLE OF DATA
 SUMMARY OF WATER RESOURCES
 NEW WATER RIGHT FILINGS

INDICATES TOTAL

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
34-4069	RT. 4 BOX 238 IDAHO FALLS ID 83401				1.60 CFS	TOWN R22E RANGE S10 TOWN R22E	S02 TOWN R22E	W.M. control
	SOURCE: LEHMAN CREEK		TRIBUTARY:	WARM SPRINGS CREEK			* 80 ACRES*	
34-4070	MCALFFEE, SCOTT L. P.O. BOX 282 MACKAY ID 83251	08-01-1981	IRRIGATION	04-01 11-01	2.00 CFS	NENE S20 TOWN R24E	SENE(32) SENE(04) S20 TOWN R24E NENE(07) SENE(24) NENE(18) S21 TOWN R24E	STAIRY CLM Permit just
	SOURCE: GROUNDWATER		TRIBUTARY:				* 85 ACRES*	
	REMARKS: ACT. AMT. ACRES IRRIGATED=84.2.							
34-7289	DAW, ACF D. DAW, SHIRLEY RT. 1 BOX 102 ST. ANTHONY ID 83445	01-20-1981	IRRIGATION	04-01 11-01	0.40 CFS	NENE S31 TOWN R34E NENE S31 TOWN R34E	NENE(40) SENE(10) SWE(40) SENE(40) NENE(40) SENE(40) SWE(40) SENE(40) S31 TOWN R34E	APPLICATION Hold for study
	SOURCE: GROUNDWATER		TRIBUTARY:				* 320 ACRES*	
			DOMESTIC	01-01 12-31	.04 CFS		SAME AS OTHER USE	
					***APA 6.44*CFS			
34-7290	BISHOFF, ROSEN BISHOFF, DE ESFA RT. 2 BOX 132 REXBURG ID 83440	01-20-1981	IRRIGATION	04-01 11-01	6.44 CFS	NENE S19 TOWN R34E NENE S19 TOWN R34E	NENE(40) SENE(40) SWE(40) SENE(40) NENE(40) SENE(40) SWE(40) SENE(40) S19 TOWN R34E	APPLICATION Hold for study
	SOURCE: GROUNDWATER		TRIBUTARY:				* 320 ACRES*	
			DOMESTIC	01-01 12-31	.04 CFS		SAME AS OTHER USE	
					***APA 6.44*CFS			
34-7291	MORTENSEN, JAMES M.	01-20-1981	IRRIGATION	04-01 11-01		NENE S31	NENE(40) SENE(40)	APPLICATION Hold

February 19, 1981

RE: Claim to a Water Right No. 34-4068, 34-4069, and 34-4070
ROWLAND McAFFEE

Custer Publishing Company
P.O. Box 406
Challis, Idaho 83226

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 January 29 and February 5, 1981.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

KAY WALKER
Secretary

CH:kw

34-4020-

MC AFFEE, SCOTT L.

P.O. BOX 282, MACKAY, ID 83251

Source: GROUNDWATER

Priority Date: 08/01/1961

Amount: 2.00 CFS

Diversion Point: NENE Sec 20 T 07N R 24E, CUSTER Co.

Use: IRRIGATION (2.00 CFS) from 04/01 to 11/01

Place of Use: SENE NESE Sec 20 T 07N R 24E NWNW SWNW NSW Sec 21 T 07N R 24E
FOR 85 ACRES

Diversion Means: WELL, PUMP & COLLECTION BOX.

MICROFILMED