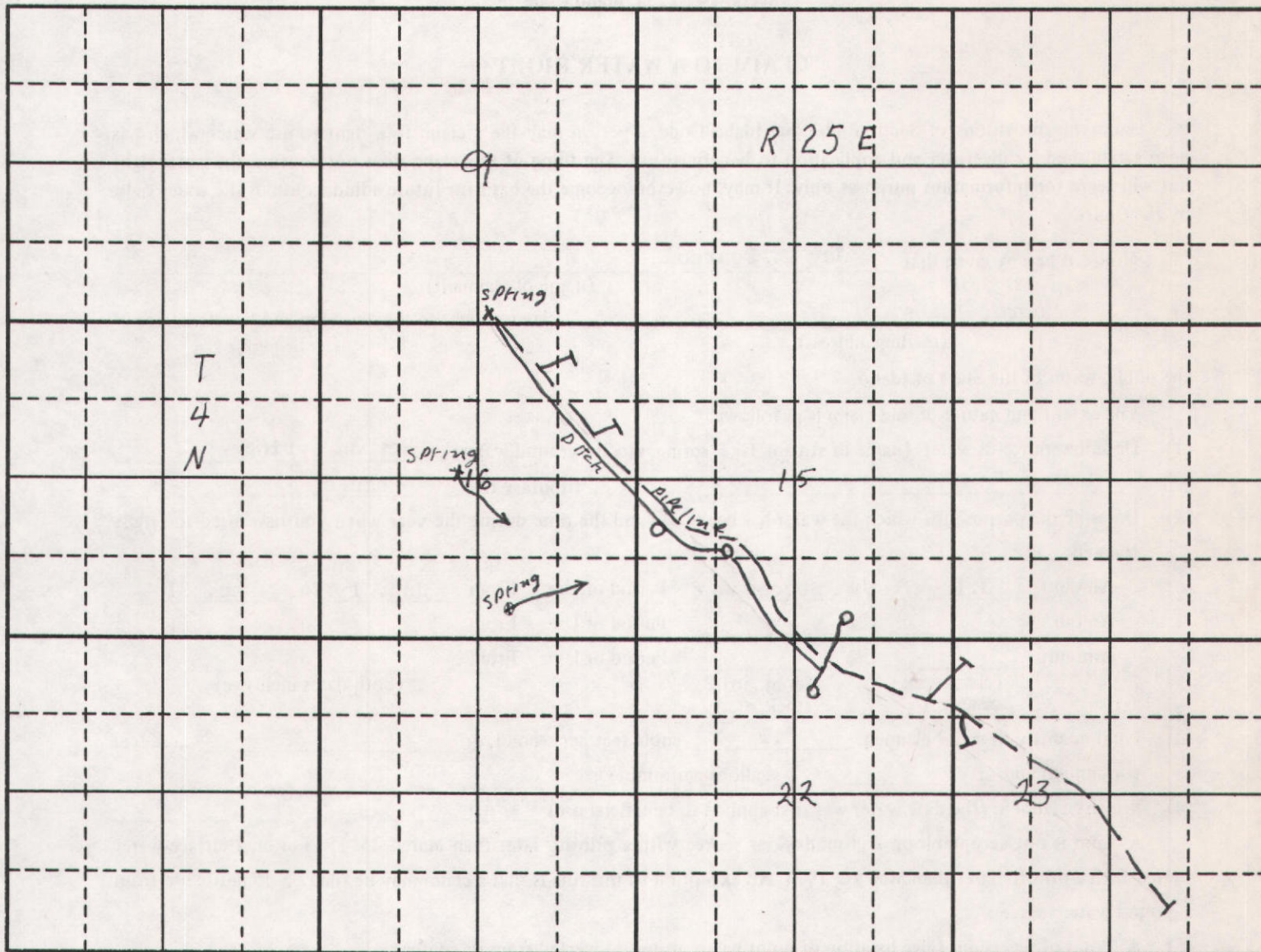


(8) Remarks _____



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)
) ss.
 County of BONNEVILLE)

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 affiants knowledge.

Jay F. Pearson
 (Claimant)

Sworn to before me this 24th day of MARCH

Ronald D. Carson
 Notary Public
 Residing at FIRTH, IDAHO

My commission expires 2/19/78

For Department Use Only

Received by <u>MB</u>	Date <u>3-24-75</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>JH</u>	Date <u>3-24-75</u>		claimant by:	
\$10.00 fee received by <u>MB</u>	Date <u>3-24-75</u>			
Approved for publication by <u>MB</u>	Date <u>5-12-75 #4157</u>			
Published in <u>The Area Advertiser</u>				
Dates <u>April 3 & 10, 1975</u>				

Affidavit of Publication

I, Le Ella Cammack, 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 4-3-75

and ending with the issue dated 4-10-75

Le Ella Cammack

Subscribed and sworn to before me this

8 day of May, 1975

Charles Jones

Notary Public

Residence: Arco, Idaho

My commission expires 3-4, 1978

Public Notice NOTICE OF CLAIM TO A WATER RIGHT NO. 34-4016

Notice is hereby given that Jay F. Pearson, Moore, Idaho, has filed a claim to a water right established by diversion and application to beneficial use of 0.1 cubic feet per second of water from Newman Spring tributary to sinks with point of diversion in the SW $\frac{1}{4}$ -SE $\frac{1}{4}$, Sec. 9, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ -SE $\frac{1}{4}$, Sec. 16, T. 4N, R. 25E, B.M., Butte County.

The water is claimed to be used from Jan. 1 to Dec. 31 for stockwatering purposes for 400 head of beef cattle with a priority of 1943; the place of use is within the E $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 16, N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 15, NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 22, W $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 23, T. 4N, R. 25E, 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 Arco Advertiser, Arco, Idaho on April 3 and April 10, 1975. 349

MICROFILMED

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 Jay F. Pearson
(name of claimant)
of Moore, Idaho, 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) Newman Spring
, tributary to, sinks
- (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>0.1</u> | Use <u>Stockwater</u> | Period of Use: From <u>Jan. 1</u> To <u>Dec. 31</u> |
| Amount <u></u> | Use <u></u> | Period of Use: From <u></u> To <u></u> |
| Amount <u></u> | Use <u></u> | Period of Use: From <u></u> To <u></u> |
- (cfs, gpm, etc.) (dom., irri., stock, etc.) (both dates inclusive)

- (3) Total quantity of water claimed: 0.1 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) 1943

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)
SW ¼ SE ¼, Sec. 9 Twp. 4N Rge. 25E B.M. County of Butte
 Additional points of diversion: SE ¼ NW ¼, SW ¼ SE ¼, Sec. 16, T. 4N, R. 25E, B.M.

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. Headbox in spring, 3 miles of 1½" pipe, 2 miles of 1' x 8" ditch, 5 troughs, 4 stock ponds.

- (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.

[illegible]

Total No. of acres _____

- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: Water will be used for 400 head of beef cattle.

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

MICROFILMED

(8) **Remarks**

A hand-drawn map on a grid. The map shows a route starting from a point labeled 'SPRING' at the top left. The route goes south-southwest, then turns southeast, passing through points labeled '15', '22', and '23'. The route is marked with a line and includes labels like 'SPRING', 'DITCH', and '22'. A compass rose indicates North (N) and East (E). The grid has solid lines every 2 units and dashed lines every 1 unit.

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.

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 affiants knowledge.

Jay F. Pearson
(Claimant)

Sworn to before me this 24th day of MARCH

Notary Public
Residing at FIRTH, IDAHO

My commission expires 2/14/78

For Department Use Only

Received by MB Date 3-24-75 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by JH Date 3-24-75 claimant by: _____
\$10.00 fee received by MB Date 3-24-75
Approved for publication by AW 5-12-75 # 4157 _____
Published in The Oros Advertiser _____
Dates April 3 & 10, 1975 _____

Affidavit of Publication

I, Leella Cammack, 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 4-3-75

and ending with the issue dated 4-10-75

Leella Cammack

Subscribed and sworn to before me this

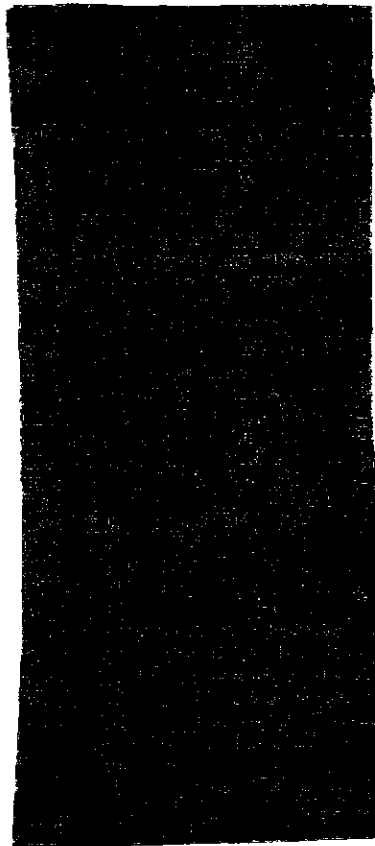
8 day of May, 1975

Charles Jones

Notary Public

Residence: Arco, Idaho

My commission expires 5-4, 1978



MICROFILMED

May 12, 1975

RE: Claim to a Water Right No. 34-4016

Mr. Jay F. Pearson
Moore,
Idaho 83255

Dear Mr. Pearson:

The Department of Water Resources has completed the processing of your claim to a water right and no further action is authorized under Section 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
District Engineer

RDC:CW

Enclosure

MICROFILMED

April 22, 1975

RE: Claim to a Water Right No. 34-4016 PEARSON

Arco Advertiser
Box "C"
Arco, ID 83213

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application. The legal notice was to have been published in your paper on April 3 and April 10, 1975.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

RONALD D. CARLSON
District Engineer

RDC:MB

*Called
4-28-75 CW
Called 5/5/75 MB*

MICROFILMED

March 28, 1975

RE: Claim to a Water Right No. 34-4016 Pearson

Arco Advertiser
Box "C"
Arco, ID 83213

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
District Engineer

Bill submitted 5-12-75 by aw

RDC:MB

Enc: Legal Notice (1)

RECEIVED
MAY 13 1975

**NOTICE OF
CLAIM TO A WATER RIGHT
NO. 34-4018**

Notice is hereby given that Jay F. Pearson, Moore, Idaho, has filed a claim to a water right established by diversion and application to beneficial use of 0.1 cubic feet per second of water from Newman Spring tributary to sinks with point of diversion in the SW $\frac{1}{4}$ -SE $\frac{1}{4}$, Sec. 9, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ -SE $\frac{1}{4}$, Sec. 16, T. 4N, R. 25E, B.M., Butte County.

The water is claimed to be used from Jan. 1 to Dec 31 for stockwatering purposes for 400 head of beef cattle with a priority of 1943; the place of use is within the E $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 16, N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 15, NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 22, W $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 23, T. 4N, R. 25E, 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 Arco Advertiser, Arco, Idaho on April 3 and April 10, 1975.

NOTICE OF CLAIM TO A WATER RIGHT

NO. 34-4016

Notice is hereby given that Jay F. Pearson,

Moore, Idaho

has filed a claim to a water right established by diversion and application
to beneficial use of 0.1 cubic feet per second ~~none of the per second~~

of water from Newman Spring tributary to sinks

with point of diversion in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 9, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 16,

T. 4N, R. 25E, B.M., Butte County,

The water is claimed to be used from Jan. 1 to Dec. 31

for stockwatering purposes for 400 head of beef cattle

with a priority of 1943;

the place of use is within the E $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 16, N $\frac{1}{2}$ SW $\frac{1}{4}$,

SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 15, NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 22, W $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 23, T. 4N, R. 25E,

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 Arco Advertiser, Arco, Idaho

on April 3 and April 10, 1975

*Call correction 3/31/75 MB
NW-1
NW-1*

RECORDED
INDEXED