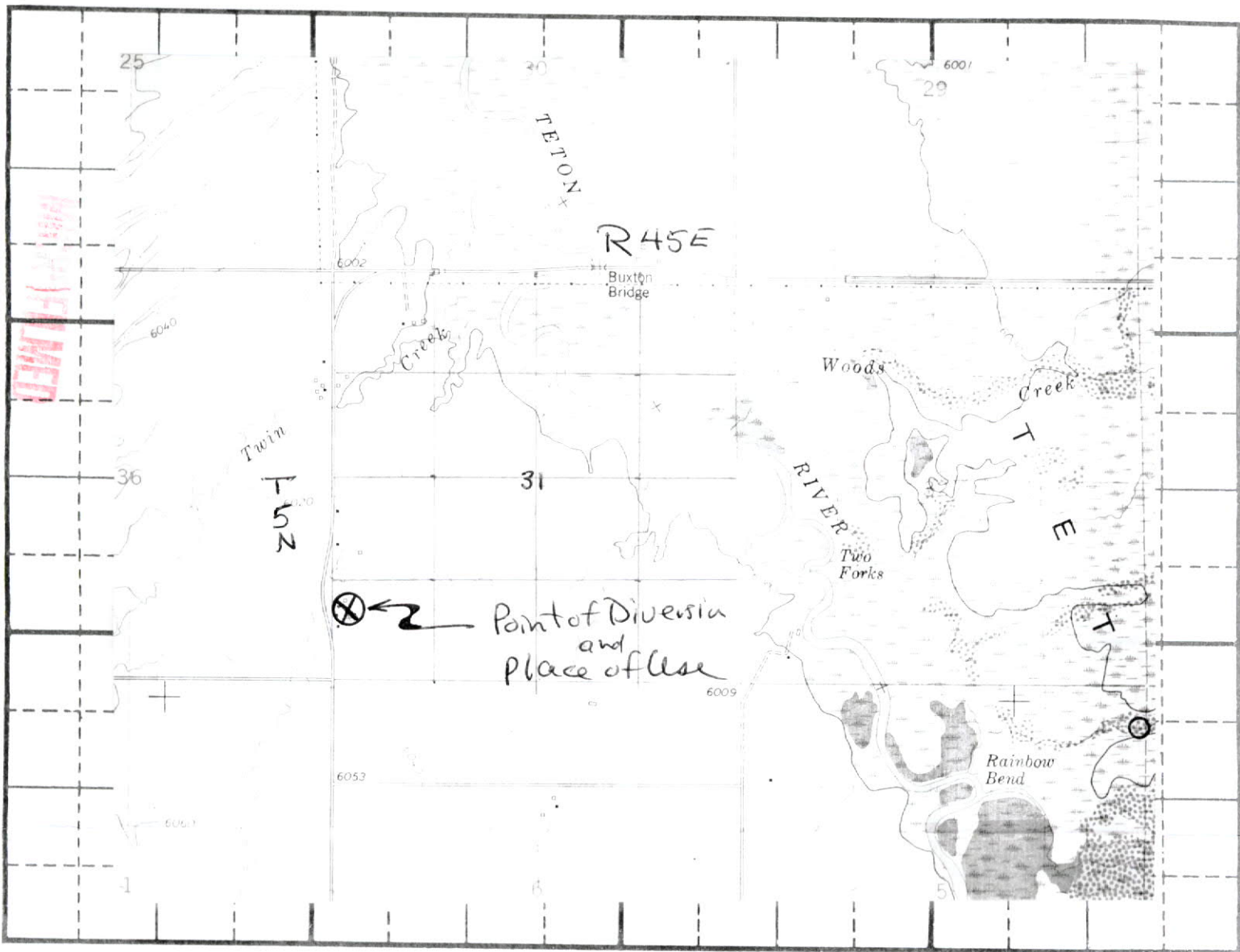


(8) Remarks _____



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 _____) 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.

Clinton H. Hethers
(Claimant)

Sworn to before me this 14 day of AUG, 1983

[Signature]
Notary Public
Residing at 342 W 8th St. Boise

My commission expires 7/2/85

FOR DEPARTMENT USE ONLY

Received by <u>CW</u>	Date <u>8-17-83</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>SM</u>	Date <u>9-8-1983</u>		claimant by:	
\$30.00 fee received by <u>W.A.</u>	Date _____			
Published in <u>Teton Valley News</u>				
Dates <u>9/22 - 9/29/83</u>				

AFFIDAVIT OF PUBLICATION

State of Idaho)
) ss
County of Teton)

I, Janet Holgers.....
being first duly sworn, depose and
say that I am the bookkeeper.....
of the Teton Valley News, a
newspaper as defined by Idaho
Codes Annotated, Section 58-106,
as amended, and that said
newspaper is a weekly newspaper
printed and published at Driggs, in
Teton County, Idaho, having a
general circulation in said county,
and that said newspaper has been
printed in said county for more
that 78 consecutive weeks prior to
the first publication of the attached
notice, advertisement or publica-
tion of

Notice of Claims to
Water Rights 22-4127

And affiant further says that said
attached notice, advertisement or
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 4..... day of August, 1983
and last publication on the 11..... day
of August, 1983

And affiant further says that at
the times herein mentioned said
newspaper was made up of at least
eight pages of at least five columns
each, printed from type matter, of
at least sixteen inches deep.

Janet Holgers

Subscribed in my presence and
sworn to before me this 5th day of
Aug, 1983
(SEAL) Notary Public for the state
of Idaho, residence and postoffice
address, Driggs, Idaho.

Nelda A. Ruck
My Commission expires

12/2, 1985

RECEIVED

AUG 10 1983

Department of Water Resources
Eastern District Office

**NOTICE OF CLAIMS
TO WATER RIGHTS**

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

22-4127

Withers, Clinton H. &/or
Dorothy Jane
1566 Logan Ave., Salt Lake
City, UT 84105
Source: Groundwater

Priority Date: 06/20/1900
Diversion Pt: Lot 04 (SWSW)
Sec 31 T 04N R 45E
Use: Stockwater (0.05 cfs)
Domestic (0.04 cfs)
In: SWSW Sec 31 T 04N R 45E

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 in the Teton
Valley News August 4 and 11,
1983.

AFFIDAVIT OF PUBLICATION

State of Idaho)
) ss
County of Teton)

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that 78 consecutive weeks prior to
the first publication of the attached
notice, advertisement or publica-
tion of

Notice of Amended
Claim to a Water Right

And affiant further says that said
attached notice, advertisement or
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 22 day of Sept., 1983
and last publication on the 29 day
of Sept., 1983

And affiant further says that at
the times herein mentioned said
newspaper was made up of at least
eight pages of at least five columns
each, printed from type matter, of
at least sixteen inches deep.

Janet Holgers

Subscribed in my presence and
sworn to before me this 23rd day of
Sept., 1983
(SEAL) Notary Public for the state
of Idaho, residence and postoffice
address, Driggs, Idaho.

Nelda A. Rich
My Commission expires

12/2, 1985

RECEIVED

SEP 21 1983

Department of Water Resources
Eastern District Office

**NOTICE OF AMENDED
CLAIM TO A WATER
RIGHT**

No. 22-4127

Notice is hereby given that
Claim to a Water Right No. 22-
4127 in the name of Clinton H.
or Dorothy Jane Withers, Salt
Lake City, Utah, was filed with
a priority date of June 20, 1900
for the diversion and ap-
plication to beneficial use of
0.09 cfs of water from a ground-
water source with the point of
diversion within Lot 4
SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 31, T. 4N, R.
45E, B.M. Teton County; the
water is claimed to be used
from Jan. 1 to Dec. 31 for
domestic and stockwater pur-
poses within the SW $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 31, T. 4N, R. 43E, B.M.

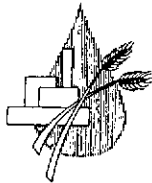
The claimants now propose
to amend Claim No. 22-4127
amending the point of diver-
sion to Lot 4, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec.
31, T. 5N, R. 45E, and the place
of use to SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 31, T.
5N, R. 45E, B.M. Teton County.

Any exception to any claim
of water right may be filed with
the Dept. of Water Resources,
150 Shoup Ave., Suite 15, Idaho
Falls, Idaho 83401.

A. Kenneth Dunn
Director

Published in the Teton
Valley News September 22 and
29, 1983.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES



AMENDED CLAIM TO A WATER RIGHT AMENDED

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 Clinton H. or Dorothy Jane Withers
(Name of Claimant) 208-354-2450
1566 Logan Ave. Salt Lake City UT 84105 Telephone No. 801-466-0277
(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) June 20, 1900

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>0.04</u>	Use <u>Domestic</u>	Period of Use From <u>1-1</u>	To <u>12-31</u>
Quantity	<u>0.05</u>	Use <u>Stockwater</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
(4)	<u>0.09cfs</u>	TOTAL QUANTITY USED.		
	(cfs, af)			

Lot 4 (5) A) Point of diversion: (Location of point where water is diverted from its source)
SW ¼ SW ¼, Sec. 31 Twp. 5N Rge. 45E B.M., County of Teton
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, pump with pressure tank and distribution line to domestic home and stocktroughs.

(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	
5N	45E	31											X						

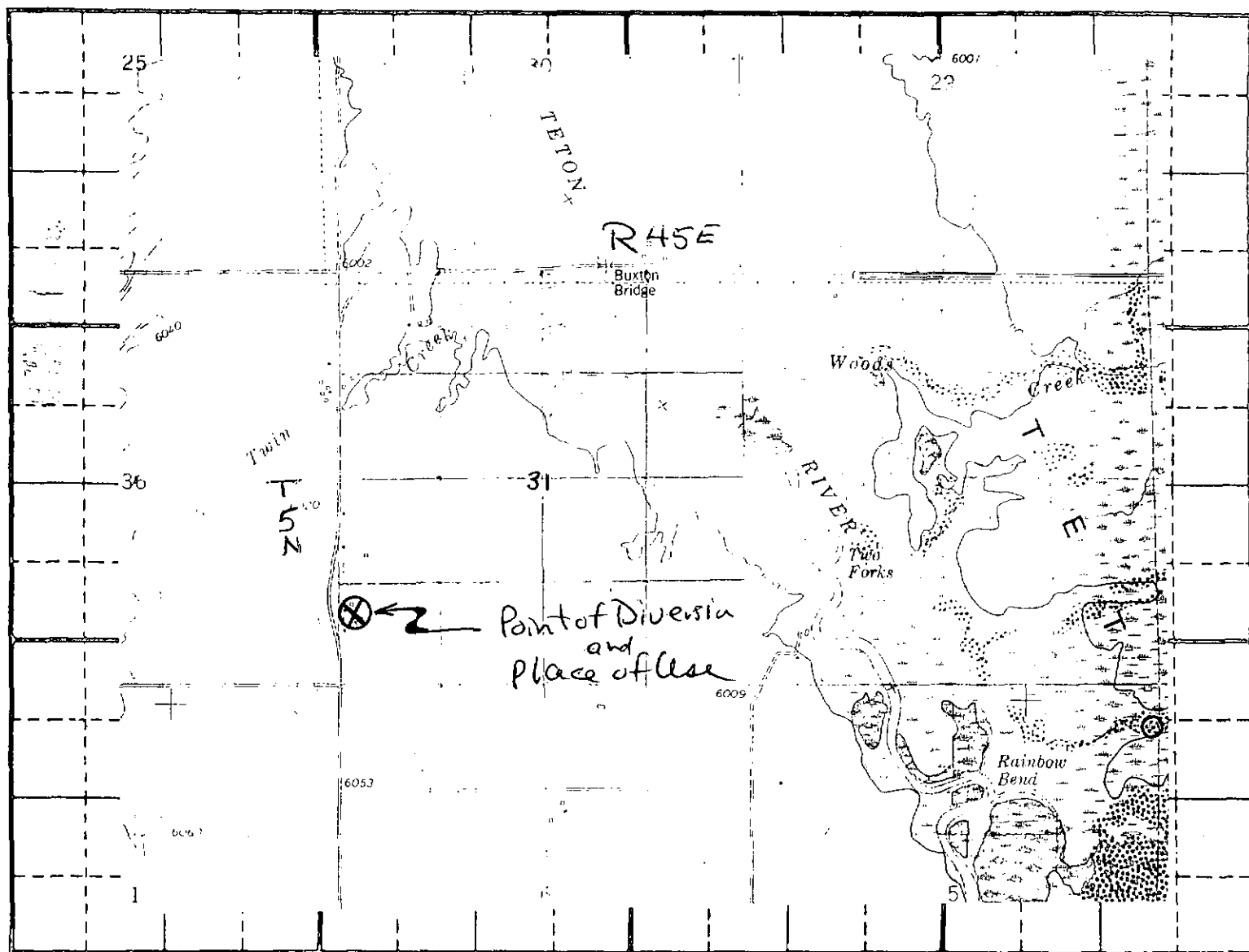
No. of acres

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

NOTE: Include here the type and number of stock watered: 200 head of range cattle.

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

(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 _____) 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.

Clinton K. Withers
(Claimant)

Sworn to before me this 14 day of AUG, 1983

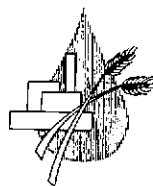
[Signature]
Notary Public
Residing at 342 W 8th St BOISE

My commission expires 7/2/85

FOR DEPARTMENT USE ONLY

Received by <u>CW</u>	Date <u>8-17-83</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>SM</u>	Date <u>9-6-1983</u>		claimant by:	
\$30.00 fee received by <u>[Signature]</u>	Date _____			
Published in <u>Teton Valley News</u>				
Dates <u>9/22 - 9/29/83</u>				

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 Clinton H. or Dorothy Jane Withers
(Name of Claimant)
1566 Logan Ave. Salt Lake City UT 84105 Telephone No. 208-354-2450
(Mailing Address) (Zip Code) 801-466-0277

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) June 20, 1900

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>0.04cfs</u>	Use	<u>Domestic</u>	Period of Use From	<u>1-1</u> To <u>12-31</u>
Quantity	<u>0.05cfs</u>	Use	<u>Stockwater</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 _____

(4) 0.09cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
Lot 4 SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31 Twp. 4N Rge. 45E B.M., County of Teton
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, pump with pressure tank and distribution line to domestic home and stockwater troughs.

(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 $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTAL
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
4N	45E	31											X						

No. of acres _____

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

NOTE: Include here the type and number of stock watered: 200 head range cattle

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

[illegible]

Received by BP Date 6/23/83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by BP Date 6/28/83 claimant by: _____
\$30.00 fee received by BP Date 6/23/83 #30681
Published in Fulton Valley News _____
Dates 8/4 - 8/11/83 _____

AFFIDAVIT OF PUBLICATION

State of Idaho)
) ss
County of Teton)

I, Janet Holgers.....
being first duly sworn, depose and
say that I am the bookkeeper.....
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Codes Annotated, Section 58-106,
as amended, and that said
newspaper is a weekly newspaper
printed and published at Driggs, in
Teton County, Idaho, having a
general circulation in said county,
and that said newspaper has been
printed in said county for more
than 78 consecutive weeks prior to
the first publication of the attached
notice, advertisement or publica-
tion of

Notice of Claims to
Water Rights 22-4127

And affiant further says that said
attached notice, advertisement or
publication, as per clipping
attached, was published in said
newspaper, in the regular and
entire issue thereof, and not in any
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consecutive issues thereof; first
publication having been made on
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and last publication on the 11... day
of August..., 1983

And affiant further says that at
the times herein mentioned said
newspaper was made up of at least
eight pages of at least five columns
each, printed from type matter, of
at least sixteen inches deep.

Janet Holgers

Subscribed in my presence and
sworn to before me this 5th day of
Aug..., 1983
(SEAL) Notary Public for the state
of Idaho, residence and postoffice
address, Driggs, Idaho.

Nelda A. Rich
My Commission expires

12/2 1985

RECEIVED

AUG 10 1983

Department of Water Resources
Eastern District Office

**NOTICE OF CLAIMS
TO WATER RIGHTS**

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

22-4127

Withers, Clinton H. &/or
Dorothy Jane
1566 Logan Ave., Salt Lake
City, UT 84105
Source: Groundwater

Priority Date: 06/20/1900
Diversion Pt: Lot 04 (SWSW)
Sec 31 T 04N R 45E
Use: Stockwater (0.05 cfs)
Domestic (0.04 cfs)

In: SWSW Sec 31 T 04N R 45E
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 in the Teton
Valley News August 4 and 11,
1983.

AFFIDAVIT OF PUBLICATION

State of Idaho)
) ss
County of Teton)

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Janet Holgers

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sworn to before me this 23rd day of
Sept., 1983
(SEAL) Notary Public for the state
of Idaho, residence and postoffice
address, Driggs, Idaho.

Needa A. Rich
My Commission expires

12/2, 1985

RECEIVED

SEP 21 1983

Department of Water Resources
Eastern District Office

**NOTICE OF AMENDED
CLAIM TO A WATER
RIGHT**

No. 22-4127

Notice is hereby given that
Claim to a Water Right No. 22-
4127 in the name of Clinton H.
or Dorothy Jane Withers, Salt
Lake City, Utah, was filed with
a priority date of June 20, 1900
for the diversion and ap-
plication to beneficial use of
0.09 cfs of water from a ground-
water source with the point of
diversion within Lot 4
SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 31, T. 4N, R.
45E, B.M. Teton County; the
water is claimed to be used
from Jan. 1 to Dec. 31 for
domestic and stockwater pur-
poses within the SW $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 31, T. 4N, R. 45E, B.M.

The claimants now propose
to amend Claim No. 22-4127
amending the point of diver-
sion to Lot 4, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec.
31, T. 5N, R. 45E, and the place
of use to SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 31, T.
5N, R. 45E, B.M. Teton County.

Any exception to any claim
of water right may be filed with
the Dept. of Water Resources,
150 Shoup Ave., Suite 15, Idaho
Falls, Idaho 83401.

A. Kenneth Dunn
Director

Published in the Teton
Valley News September 22 and
29, 1983.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

AUGUST 22, 1983

CLINTON H. WITHERS
DOROTHY JANE WITHERS
1566 LOGAN AVE.
SALT LAKE CITY UT 84105

RE: Claim No. 22-4127

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

NOTICE OF AMENDED CLAIM TO A WATER RIGHT

NO. 22-4127

Notice is hereby given that Claim to a Water Right No. 22-4127 in the name of Clinton H. or Dorothy Jane Withers, Salt Lake City, Utah, was filed with a priority date of June 20, 1900 for the diversion and application to beneficial use of 0.09 cfs of water from a groundwater source with the point of diversion within Lot 4 SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 31, T. 4N, R. 45E, B.M. Teton County; the water is claimed to be used from Jan. 1 to Dec. 31 for domestic and stockwater purposes within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 31, T. 4N, R. 43E, B.M.

The claimants now propose to amend Claim No. 22-4127 amending the point of diversion to Lot 4 SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 31, T. 5N, R. 45E, and the place of use to SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 31, T. 5N, R. 45E, B.M. Teton County.

Any exception to any claim of water right may be filed with the Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83401.

A. KENNETH DUNN

Director

Published in the Teton Valley News on 9/22 & 9/29/83.

August 12, 1982

Clinton H. Withers
1566 Logan Ave.
Salt Lake City, UT 84105

Dear Mr. Withers:

Enclosed is an amended claim to a water right #22-4127.

It was noted during the advertising of your original claim that the township should have been 5 North not 4 North. The enclosed amended claim will make the required change when signed and notarized.

Please return it to this office as soon as possible.
No fee is required.

If you have any questions, please feel free to contact me.

Sincerely,

STEVE McCORMICK
Sr. Resource Analyst

SM;jk

Enclosures

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JGM

Right Number

22 4127

Applicant

Clinton H. & Dorothy Jean Wilkins

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.

Aug 22, 1983

FINAL REGIONAL PROCESSING REVIEW:

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

By

Ernest Carlson

Date

Oct 13, 1983

STATE OFFICE PROCESSING:

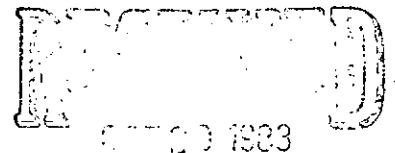
- ☒ Claim review complete.

By

pc

Date

10/25/83



CW

IDENT. NO. 22 4127

WATER RIGHT
DATA ENTRY LOG

[illegible]

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

JULY 27, 1983

Teton Valley News
Orissas,
Idaho 83422

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 AUGUST 22, 1983.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

NOTICE OF CLAIMS TO WATER RIGHTS

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

00000000

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 8/4 & 8/11/83.

22-412Z

WITHERS, CLINTON H. &/or DOROTHY JANE

1566 LOGAN AVE., SALT LAKE CITY, UT 84105

Source: GROUNDWATER

Priority Date: 06/20/1900

Diversion Pt: LOT 04 (SWSW) Sec 31 T 04N R 45E

Use: STOCKWATER	(0.05 CFS)
DOMESTIC	(0.04 CFS)

In: SWSW Sec 31 T 04N R 45E