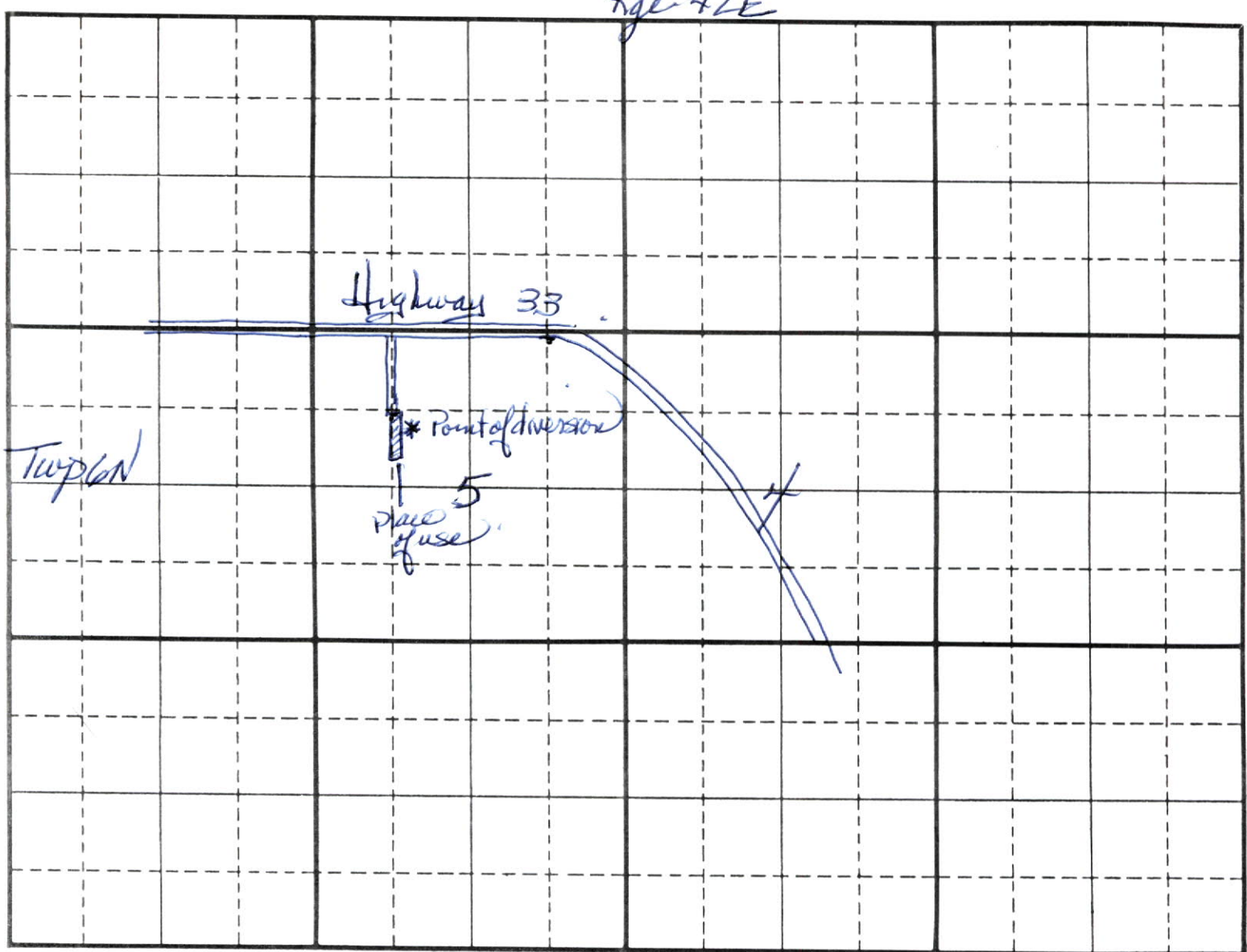


(8) Remarks _____

Rge 42E



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.

Mark Schwerfimer
(Claimant)

Sworn to before me this 6 day of February, 19 80.

Kathryn A. Walker
Notary Public
Residing at Idaho Falls

My commission expires life

FOR DEPARTMENT USE ONLY

Received by <u>ARK</u>	Date <u>2-6-80</u>	Exception filed by: _____	Forwarded to claimant by: _____	Date _____
Prelim. check by _____	Date _____			
\$20.00 fee received by <u>KW</u>	Date <u>2/6/80 #15574</u>			
Published in <u>Standard Journal</u>				
Dates <u>2/14 & 2/21/80</u>				

The REXBURG STANDARD and
The REXBURG JOURNAL
REXBURG, IDAHO

Affidavit of Publication

STATE OF IDAHO }
County of Madison } ss.

I, Bruce Porter
being first duly sworn, depose and say,
that I am the printer of THE REXBURG

Journal, a newspaper printed and
published weekly at Rexburg, Madison
County, Idaho; and I do solemnly swear
that the

NOTICE OF WATERRIGHTS-22-4024

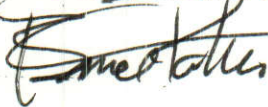
a copy of which notice appears attached
hereto, was published in the regular and
entire issue of said newspaper, and not in

any supplement issue thereof for two
consecutive issues, the first publication hav-

ing been made on February 14, 1980
and the last publication having been made

on February 21, 1980.

Further, that said newspaper is one of
general circulation in said county; that it
is a legal newspaper, conforming to legal
specifications under the Idaho Statutes; that
it has at least two hundred bona fide sub-
scribers living within the county of publica-
tion; and that it has been continuously and
uninterruptedly published in said county dur-
a period of seventy-eight consecutive weeks
prior to the first publication of the said not-
ice.



Subscribed to and sworn to before me
this February 22, 1980



Notary Public.

(SEAL)

My commission expires life

RECEIVED

MAR 7 1980

Department of Water Resources
Eastern District Office

**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:

Applicant No. 22-4024

Applicant: SCHWENDIMAN, MARK;
NEWDALE, ID 83436

Source: GROUNDWATER

Priority Date: 12/01/1949

Amount: 0.13 CFS

Diversion Point: SENW Sec 05 T 06N R
42E, MADISON Co.

Use: DOMESTIC (0.10 CFS) from 01/01
to 12/31; STOCKWATER (0.03 CFS) from
01/01 to 12/31

Place of Use: SENW Sec 05 T 06N R 42E
Diversion Means: WELL, PUMP, PIPE AND
STOCK TANKS.

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

C. STEPHEN ALLRED
Director

Publ. Feb. 14 and 21, 1980J

ok kw
3/12/80

MICROFILMED

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 Mark Schwendiman
(Name of Claimant)
Newdale, ID 83436 Telephone No. 458-4258
(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) December 1, 1949

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>.10 cfs</u>	Use	<u>domestic</u>	Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity	<u>.03 cfs</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) .13 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE ¼ NW ¼, Sec. 5 Twp. 6N Rge. 42E B.M., County of Madison
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. 6" diam - 700' deep, 3 HP submersed Jacuzzi pump, 1½" drop pipe, pressure system - 120 gal - 40 -60 psi operating range buried line to 5 homes and 3 stock tanks.

(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	
6N	42E	5								X									

No. of acres

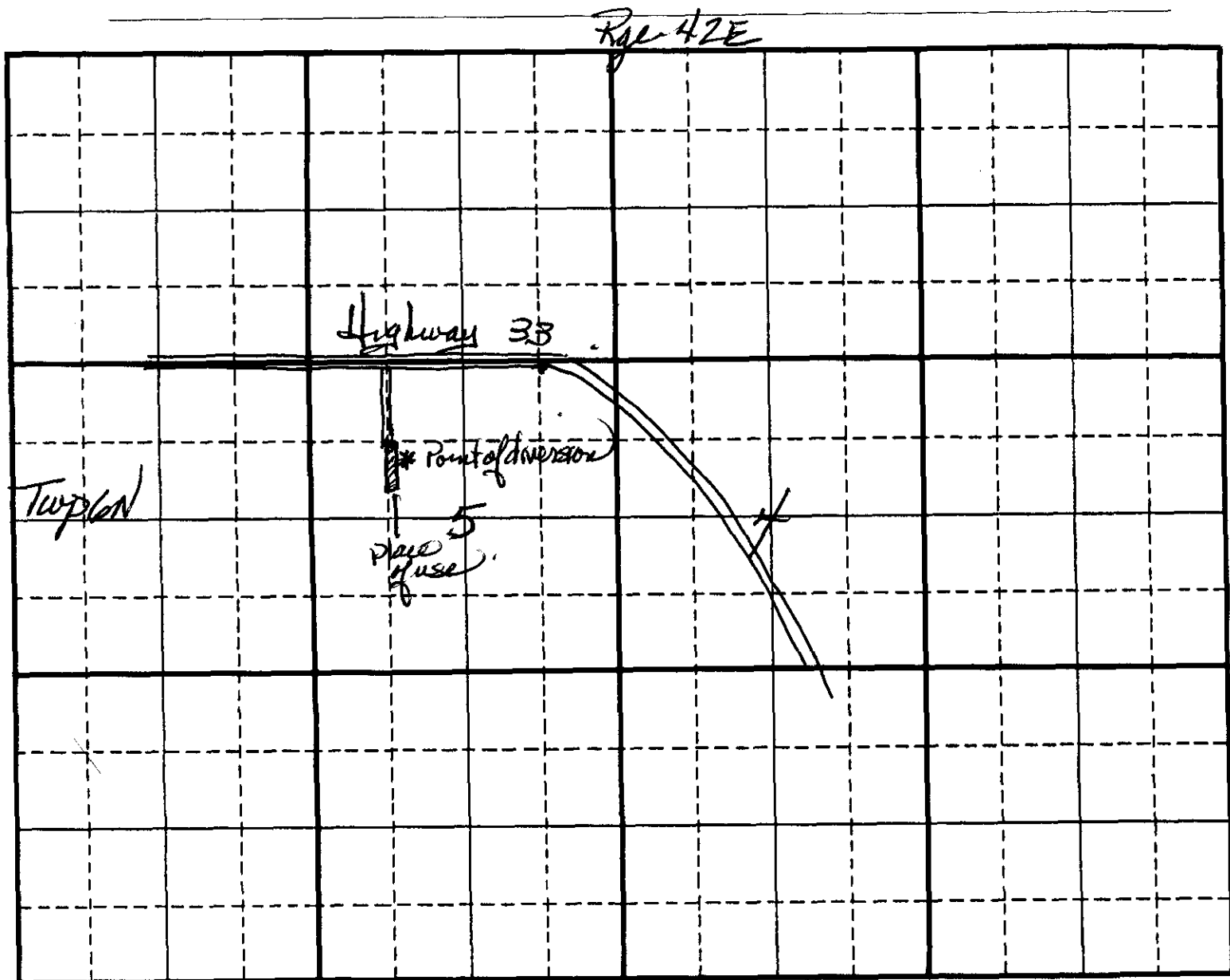
B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
Domestic - 5 single family dwellings.

NOTE: Include here the type and number of stock watered: Stock - 60 hd. of dairy cattle & 6 hd. horses

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

REPROFILING

(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.

Mark Schweinfurth
(Claimant)

Sworn to before me this 6 day of February, 19 80.

Kathryn A. Walker
Notary Public
Residing at Idaho Falls

My commission expires life

FOR DEPARTMENT USE ONLY

Received by <u>ARK</u>	Date <u>2-6-80</u>	Exception filed by:	Forwarded to	Date
Prelim. check by	Date		claimant by:	
\$20.00 fee received by <u>KW</u>	Date <u>2/6/80</u>	<u>#15574</u>		
Published in <u>Standard Journal</u>				
Dates <u>2/14 & 2/21/80</u>				

The REXBURG STANDARD and
The REXBURG JOURNAL
REXBURG, IDAHO

Affidavit of Publication

STATE OF IDAHO }
County of Madison } ss.

I, Bruce Porter
being first duly sworn, depose and say,
that I am the printer of THE REXBURG

Journal, a newspaper printed and
published weekly at Rexburg, Madison
County, Idaho; and I do solemnly swear
that the

NOTICE OF WATERRIGHTS-22-4024

a copy of which notice appears attached
hereto, was published in the regular and
entire issue of said newspaper, and not in

any supplement issue thereof for two
consecutive issues, the first publication hav-

ing been made on February 14, 1980
and the last publication having been made

on February 21, 1980.

Further, that said newspaper is one of
general circulation in said county; that it
is a legal newspaper, conforming to legal
specifications under the Idaho Statutes; that
it has at least two hundred bona fide sub-
scribers living within the county of publica-
tion; and that it has been continuously and
uninterruptedly published in said county dur-
a period of seventy-eight consecutive weeks
prior to the first publication of the said not-
ice.

[Signature]

Subscribed to and sworn to before me

this February 22, 1980

[Signature]

Notary Public.

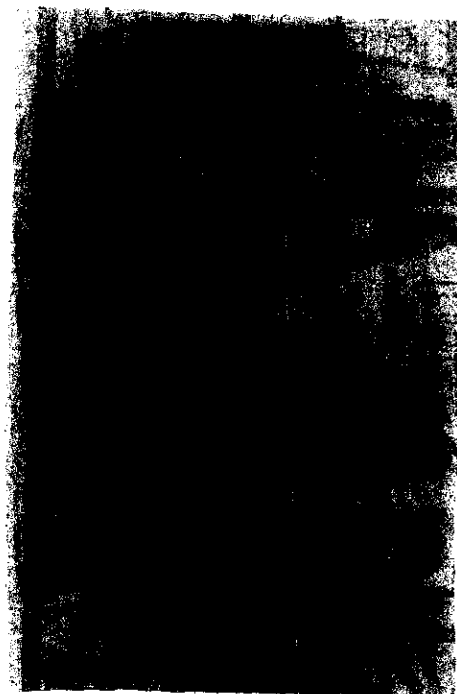
(SEAL)

My commission expires life

RECEIVED

MAR 7 1980

Department of Water Resources
Eastern District Office



ok kw
3/12/80

11-11-11

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Steve McCormick

Right Number 22-4024 22 4024 Applicant Schwendenman

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.

FINAL REGIONAL PROCESSING REVIEW:

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

By Robert Carlson Date 7-30-1980

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By W. Hansen Date 8/7/80

MICROFILMED

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES
Eastern Region

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

MARCH 5, 1980

August 5

MARK SCHWENDIMAN
NEWDALE

ID 83436

RE: Claim No. 22-4024

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
RONALD D. CARLSON *by kw*
Eastern Region Supervisor

Enclosure

MICROFILMED

March 5, 1980

RE: Application for Permit No. 00-7317 HIGHWAYS
Claim to a Water Right No. 22-4024 SCHWENDIMAN

Standard Journal
PO Box 10
Rexburg, Idaho 83440

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 February 14 and 21, 1980.

Your cooperation in this matter is greatly appreciated.

Very truly yours,


KAY WALKER
Secretary

CW:kw

MICROFILMED

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES
Eastern Region

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

FEBRUARY 7, 1980

The Standard Journal
P. O. Box 10
Rexburg, Idaho 83440

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 billings to this office before MARCH 3, 1980.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

MICROFILMED

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:

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

C. STEPHEN ALLRED
Director

Published 2/14 & 2/21/80.

MICROFILMED

**NOTICE OF CLAIMS
TO WATER RIGHTS**

OK

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

Applicant No. 22-4024
Applicant: SCHWENDIMAN, MARK;
NEWDALE, ID 83436
Source: GROUNDWATER
Priority Date: 12/01/1949
Amount: 0.13 CFS
Diversion Point: SENW Sec 05 T 06N R
42E, MADISON Co.
Use: DOMESTIC (0.10 CFS) from 01/01
to 12/31; STOCKWATER (0.03 CFS) from
01/01 to 12/31
Place of Use: SENW Sec 05 T 06N R 42E
Diversion Means: WELL, PUMP, PIPE AND
STOCK TANKS.

Any exception to any claim of water right
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Department of Water Resources, 1515
Lincoln Road, Idaho Falls, Idaho 83401.

C. STEPHEN ALLRED
Director

Publ. Feb. 14 and 21, 1980J

SCHWENDIMAN, MARK

NEWDALE, ID 83436

Source: GROUNDWATER

Priority Date: 12/01/1949

Amount: 0.13 CFS

Diversion Point: SENW Sec 05 T 06N R 42E, MADISON Co.

Use: DOMESTIC	(0.10 CFS)	from 01/01 to 12/31
STOCKWATER	(0.03 CFS)	from 01/01 to 12/31

Place of Use: SENW Sec 05 T 06N R 42E

Diversion Means: WELL, PUMP, PIPE AND STOCK TANKS.

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