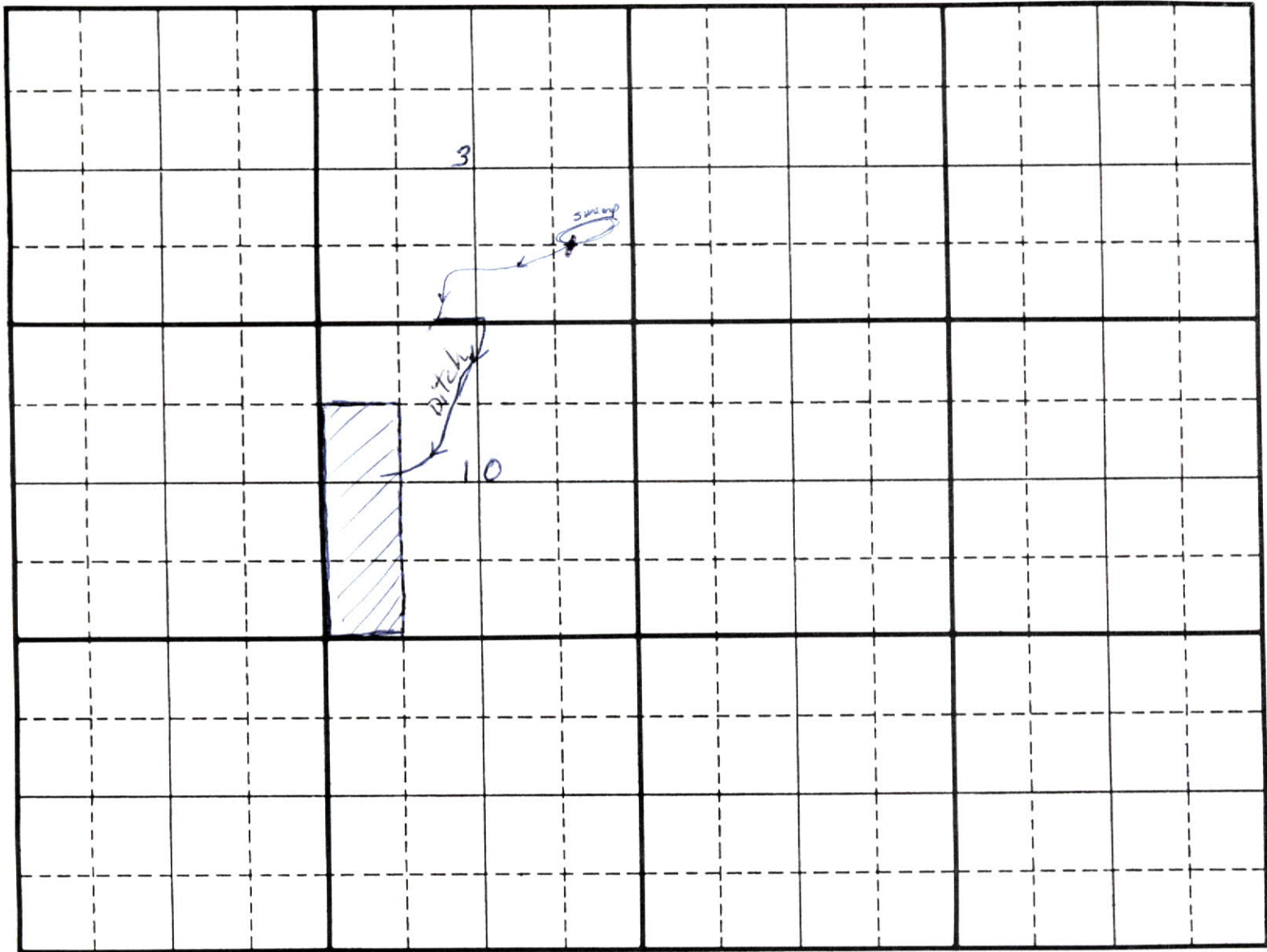


(8) Remarks _____



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 7th day of September, 1979.

Maileland C. Robertson
(Claimant)
Callum Wray
Notary Public
Residing at Idaho Falls, Id

My commission expires 6/15/81

FOR DEPARTMENT USE ONLY

Received by dh Date 9-07-79 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by gc Date _____ claimant by: _____
\$20.00 fee received by dh Date 9-07-79 #13699
Published in Fremont County Chronicle News
Dates 9/20 & 9/27/79

AFFIDAVIT OF
PUBLICATION

State of Idaho

County of Fremont

ss.

Raymond F. Nash

being first duly sworn, upon his
oath, deposes and says:

That he is the Editor
of The Chronicle-News, a news-
paper as defined by Idaho
Codes Annotated, section 58-106,
as amended, and that said
newspaper is a weekly news-
paper printed and published at
St. Anthony, in Fremont County,
Idaho, having a general circula-
tion in said county, and that
said newspaper has been print-
ed and published as a weekly
newspaper in said county for
more than 78 consecutive weeks
prior to the first publication of
the attached notice, advertise-

ment or publication of

Notice of Claim to a

Water Right #22-4016

And affiant further says that
said 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 is-
sues thereof; first publication

having been made on the 20

day of September, 1979,

and the last publication on the

27 day of September

19 79

And affiant further says that at
the times herein mentioned said
newspaper was made up of at
least four pages of at least five
columns each, printed from
type matter, of at least seven-
teen and three-fourths inches
deep

Raymond F. Nash
Subscribed in my presence and

sworn to before me this 28

day of September

19 79

Marilyn R. Lehmann

Notary Public for the
State of Idaho, resi-
(SEAL) dence and post office
address: St. Anthony,
Idaho.

NOTICE OF CLAIM
TO A WATER RIGHT
No. 22-4016

Notice is hereby given that Neilend Robertson,
St. Anthony, Idaho has filed a claim to a water
right established by diversion and application to
beneficial use of 2.40 cubic feet per second of
water from a sub-water source tributary to the
Snake River with point of diversion in the
SE $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3, T. 7N, R. 40E,
B.M., Fremont County.

The water is claimed to be used from 4/1 to
11/1 for the irrigation of 120 acres and the
stockwatering of 75 head of cattle with a
priority of 4-01-1895 the place of use is within
the SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 10, T. 7N, R.
40E, 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.

C. STEPHEN ALLRED
Director

Publ. Sept. 20 and 27, 1979CN

RECEIVED
OCT 3 1979
Department of Water Resources
Eastern District Office

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 Neiland Robertson
Route 2, St. Anthony, Idaho 83445
(Mailing Address) (Name of Claimant) Telephone No. 624-7721
(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, 1895

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)
Sub-water tributary to Snake River

(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	2.40 cfs	Use Irrigation	Period of Use From 4/1	To 11/1
Quantity	0.02 cfs	Use Stockwater	Period of Use From 4/1	To 11/1
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To

(4) 2.40 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE ¼ SE ¼, Sec. 3 Twp. 7N Rge. 40E B.M., County of Fremont
Additional points of diversion: NE ¼ SE ¼, Sec. 3, T. 7N, R. 40E, 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. Describe any changes in the system and give the date of the change. Natural drainage into canal, flows through canal ¼ mile, rediverted through headgate to private ditch for ½ mile to lands irrigated.

(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	40E	10							40				40	40					120

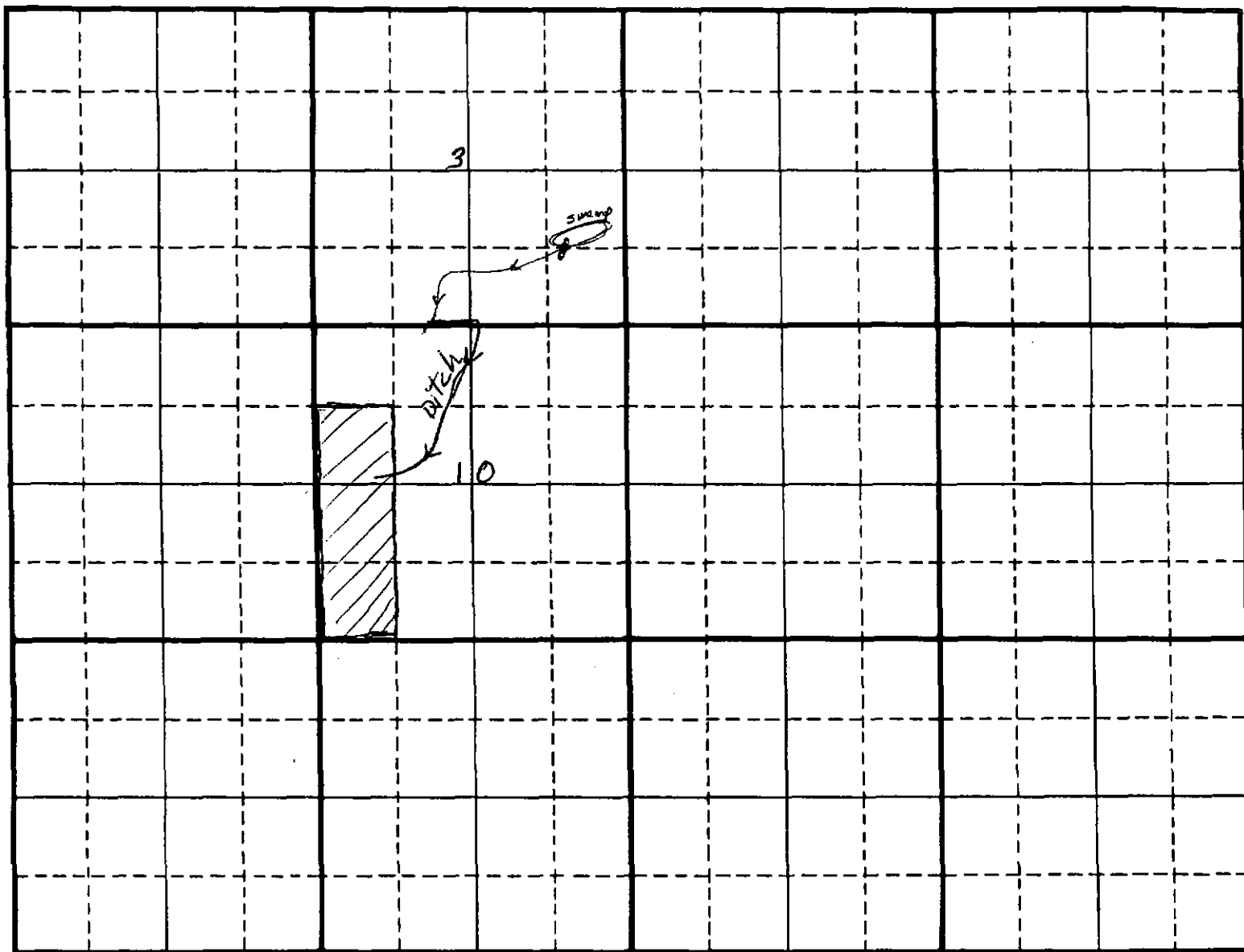
No. of acres 120

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

NOTE: Include here the type and number of stock watered: 75 head of 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 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 7th day of September

Neiland C. Robertson
(Claimant)

Calvin Wray
Notary Public
Residing at Idaho Falls, ID

My commission expires 6/15/81

FOR DEPARTMENT USE ONLY

Received by <u>dh</u>	Date <u>9-07-79</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>gc</u>	Date		claimant by:	
\$20.00 fee received by <u>dh</u>	Date <u>9-07-79</u>	#13699		
Published in <u>Fremont County Chronicle News</u>				
Dates <u>9/20 & 9/27/79</u>				

AFFIDAVIT OF
PUBLICATION

State of Idaho }
County of Fremont }

ss.

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tion in said county, and that
said newspaper has been print-
ed and published as a weekly
newspaper in said county for
more than 78 consecutive weeks
prior to the first publication of
the attached notice, advertise-

ment or publication of

Notice of Claim to a

Water Right #22-4016

And affiant further says that
said 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 is-
sues thereof; first publication

having been made on the 20

day of September, 1979,

and the last publication on the

27 day of September

19 79

And affiant further says that at
the times herein mentioned said
newspaper was made up of at
least four pages of at least five
columns each, printed from
type matter, of at least seven-
teen and three-fourths inches
deep

Raymond F. Nash
Subscribed in my presence and

sworn to before me this 28

day of September

19 79

Marilyn R. Lehmann

Notary Public for the
State of Idaho, resi-
(SEAL) dence and post office
address: St. Anthony,
Idaho.

NOTICE OF CLAIM
TO A WATER RIGHT
No. 22-4016

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B.M., Fremont County.

The water is claimed to be used from 4/1 to
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priority of 4-01-1895 the place of use is within
the SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 10, T. 7N, R.
40E, 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.

C. STEPHEN ALLRED
Director

Publ. Sept. 20 and 27, 1979CN

RECEIVED

OCT 3 1979

Department of Water Resources
Eastern District Office

RECEIVED
OCT 3 1979

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Eastern Region

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

OCTOBER 8, 1979

NEILEND ROBERTSON
ROUTE 2
ST. ANTHONY

ID 83445

RE: Claim No. 22-4016

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

RECEIVED
OCT 10 1979



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN DISTRICT

Id D. Andrus
Governor

Keith Higginson
Director

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

September 14, 1979

Mont County Chronicle News
Box 568
Anthony, Idaho 83445

Claim to Water Right 22-4016
Amendment 31-7268
Application for Permit 31-7303

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week or 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,

RICHARD D. CARLSON
Supervisor
Eastern Region

Rdc:dh

Enclosures

RECEIVED
SEP 17 1979
IDAHO FALLS

**NOTICE OF CLAIM
TO A WATER RIGHT
No. 22-4016**

Notice is hereby given that Neilend Robertson, St. Anthony, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 2.40 cubic feet per second of water from a sub-water source tributary to the Snake River with point of diversion in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3, T. 7N, R. 40E, B.M., Fremont County.

The water is claimed to be used from 4/1 to 11/1 for the irrigation of 120 acres and the stockwatering of 75 head of cattle with a priority of 4-01-1895 the place of use is within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 10, T. 7N, R. 40E, 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.

C. STEPHEN ALLRED
Director

80.
Publ. Sept. 20 and 27, 1979CN

NOTICE OF CLAIM TO A WATER RIGHT

NO. 22-4016

Notice is hereby given that Neillend Robertson, St. Anthony, Idaho
has filed a claim to a water right established by diversion and application
to beneficial use of 2.40 cubic feet per second ~~acre feet per annum~~
of water from a sub-water source tributary to the Snake River
with point of diversion in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, ~~SW $\frac{1}{4}$~~ NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3, T. 7N, R. 40E,
B.M., Fremont County
The water is claimed to be used from 4/1 to 11/1 for the irrigation
of 120 acres and the stockwatering of 75 head of cattle
with a priority of 4-01-1895;
the place of use is within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 10, T. 7N, R. 40E, 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.

C. STEPHEN ALLRED
~~By KEITH HIGGINSON~~

Director

Published in the Fremont County Chronicle, St. Anthony, Idaho
on 9/20 and 9/27/79

SENT TO IDAHO

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: E.P.

Right Number 22 4016

Applicant ROBERTSON, N.

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 Ernest Carlson Date 10/17/79.

Brain 22 50 201

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Jm Date 10/29/79

Admission