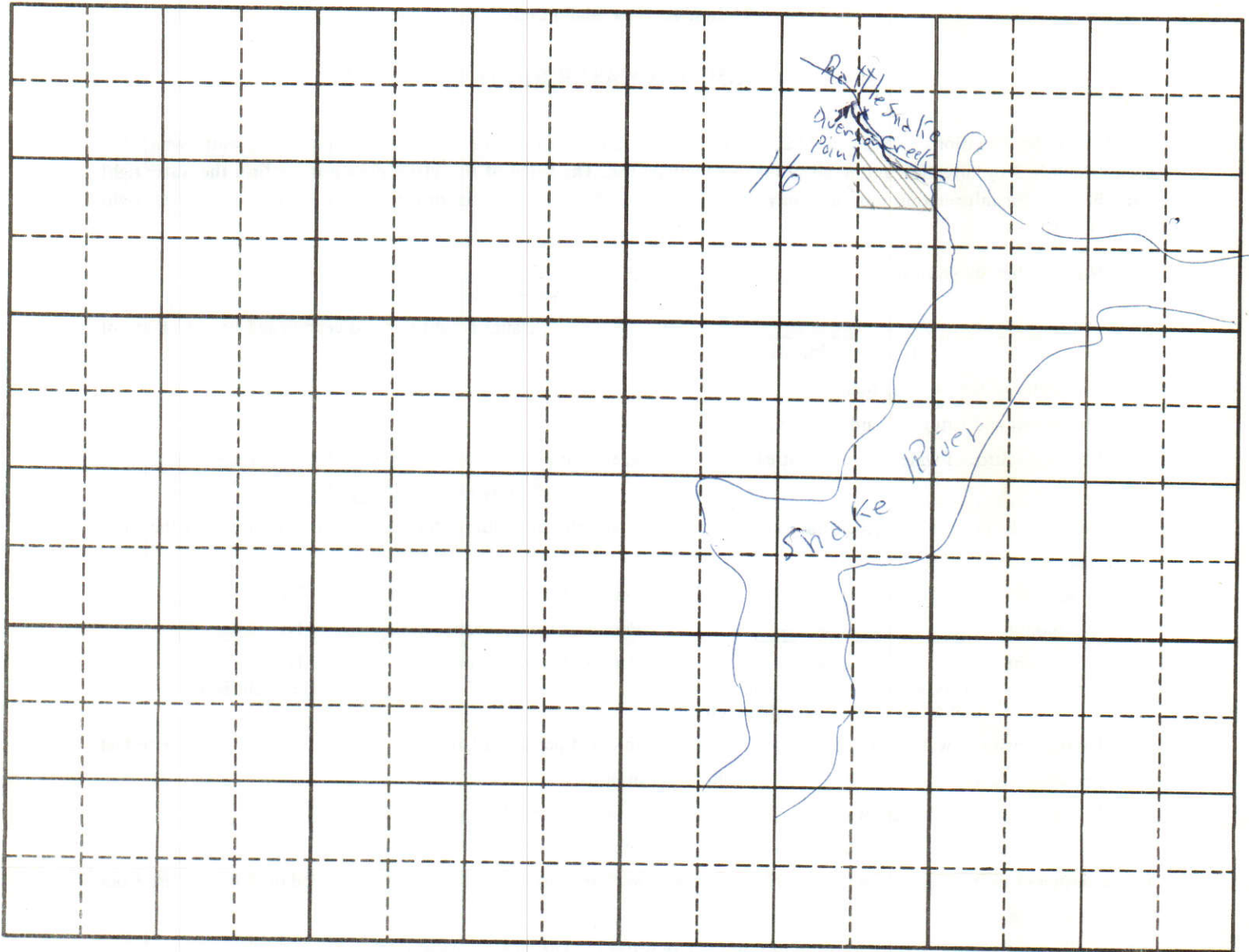


(8) Remarks This water has been used for diersack water, and
a small amount of irrigation by diversion ditch since
1922



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 Fremont) 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 affiants knowledge.

Sworn to before me this 25 day of FEBRUARY, 19 77.

George Hedden P
(Claimant)

Notary Public
Residing at

ST. ANTHONY - Idaho

My commission expires 5-14-79

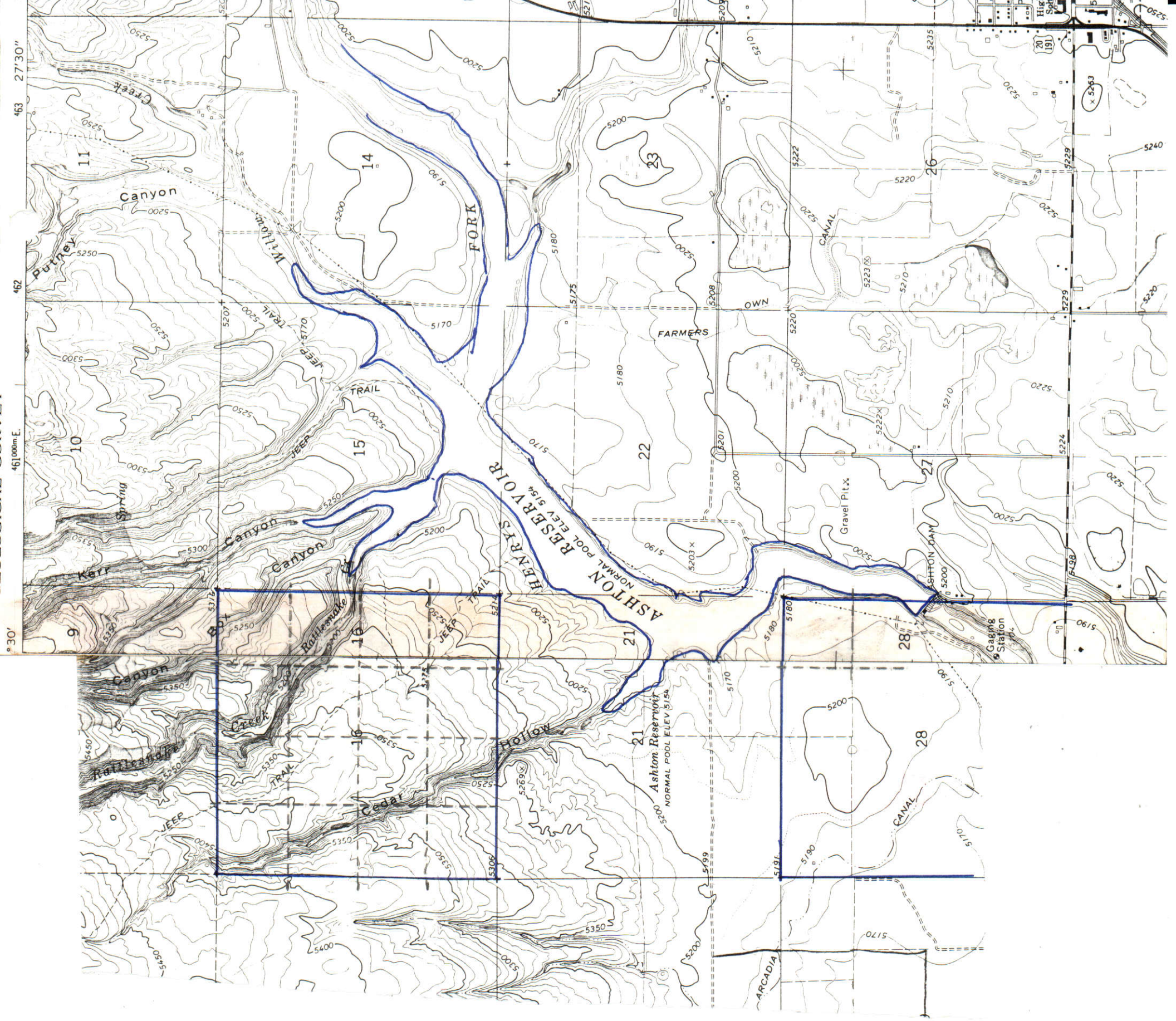
For Department Use Only

Received by OW Date 3-02-77
Prelim. check by OW Date 3/2/77
\$10.00 fee received by OW Date 3-02-77
Approved for publication by THE 3-23-77 #4587
Published in Ashton Herald
Dates March 10 & 17, 1977

Exception filed by:

Forwarded to
claimant by:

Date



AFFIDAVIT OF
PUBLICATION

State of Idaho

County of Fremont

ss.

Carol Bessey

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

That she is the *editor* of The Ashton Herald, 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 St. Anthony, in Fremont County, Idaho, having a general circulation in said county, and that said newspaper has been printed and published as a weekly newspaper in said county for more than 78 consecutive weeks prior to the first publication of the attached notice, advertisement or publication of *notice of a*

claim to a water right # 21-4021 (Nedrow)

And affiant further says that said notice, advertisement of 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 *10*

day of *March*, 19*77*

and the last publication on the

17 day of *March*

19*77*

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 seventeen and three-fourths inches deep.

Carol Bessey
Subscribed in my presence and

sworn to before me this *22*

day of *March*

19*76*

James E. Holcomb

Notary Public for the
[SEAL] State of Idaho, residence
and post office address:
St. Anthony, Idaho.

NOTICE OF CLAIM TO
A WATER RIGHT

NO. 21-4021

NOTICE is hereby given that George Nedrow, Jr., Ashton, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 1.00 cubic feet per second of water from Rattlesnake Creek tributary to North Fork Snake River with point of diversion in the SW $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 16, T. 9N, R. 42E, B.M., Fremont County.

The water is claimed to be used from May 1 to Nov 1 for stockwatering purposes for 250 head of cattle and for the irrigation of 40 acres with a priority of May 1, 1932; the place of use is within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 16, T. 9N, R. 42E, 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 Ashton Herald,
Ashton, Idaho on March 10 and March
17, 1977

RECEIVED

MAR 23 1977

Department of Water Resources
Eastern District Office

MICROFILMED

Public Notice

NOTICE OF CLAIM TO A WATER RIGHT

NO. 21-4021

NOTICE is hereby given that George Nedrow, Jr., Ashton, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 1.00 cubic feet per second of water from Rattlesnake Creek tributary to North Fork Snake River with point of diversion in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 16, T. 9N, R. 42E, B.M., Fremont County.

The water is claimed to be used from May 1 to Nov 1 for stockwatering purposes for 250 head of cattle and for the irrigation of 40 acres with a priority of May 1, 1932; the place of use is within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 16, T. 9N, R. 42E, 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 Ashton Herald,
Ashton, Idaho on March 10 and March
17, 1977

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 George Nedrow Jr.
(name of claimant)
of RFD #1, Ashton, 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) Rattle Snake Creek
North Fork Snake River, tributary to, Snake River
- (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 2.5 CFS Use Stock water Period of Use: From May 1 To Nov 1
Amount 75 CFS Use Irrigation Period of Use: From May 1 To Nov 1
Amount _____ Use _____ Period of Use: From _____ To _____
(cfs, gpm or a/f) (dom., irri., stock, etc.) (both dates inclusive)
- (3) Total quantity of water claimed: 1 CFS cubic feet per second, or _____ acre feet per annum, and/or 450 gallons per minute.
- (4) Priority claimed: (the date water was first applied to beneficial use) May 1 1932

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 1/4 NE 1/4, Sec. 16 Twp. 7N Rge. 42E B. M. County of Fremont
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. Water is diverted by ditch for approx 1/4 mile to irrigate approx 40 Acres probable pump to be installed in future

- (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 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>9N</u>	<u>R42E</u>	<u>16</u>				X									X				<u>40</u>

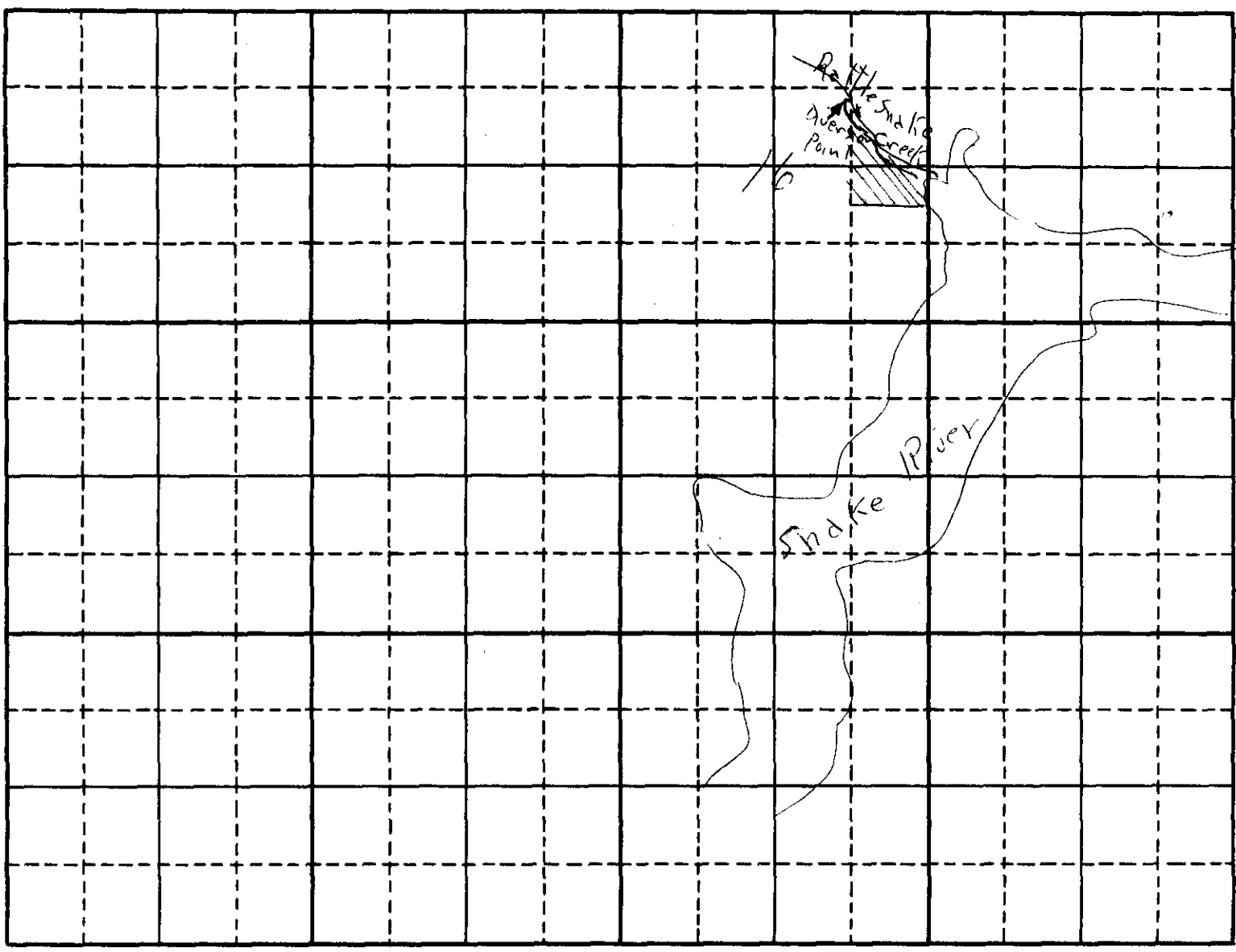
Total No. of acres _____

- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: Stock water for 250 + head of cattle

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

MICROFILMED

(8) Remarks This water has been used for livestock water, and
a small amount of irrigation by depression ditch since
1932



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 Fremont) 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 affiants knowledge.

George H. H. H.
(Claimant)

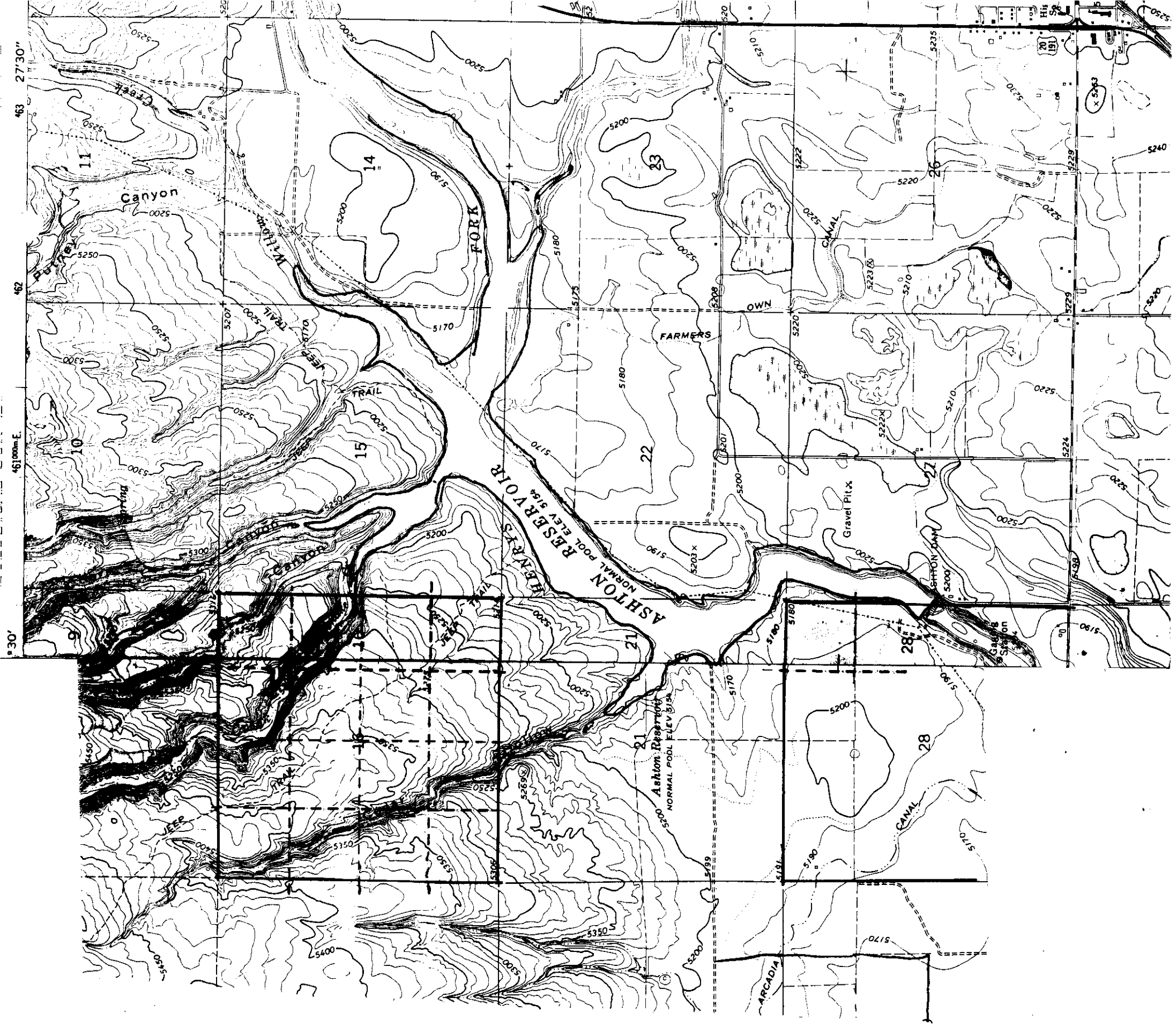
Sworn to before me this 25 day of February, 1977.

[Signature]
Notary Public
Residing at ST. ANTHONY - IDAHO

My commission expires 5-14-79

For Department Use Only

Received by <u>OW</u>	Date <u>3-22-77</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>[Signature]</u>	Date <u>3/2/77</u>		claimant by:	
\$10.00 fee received by <u>OW</u>	Date <u>3-02-77</u>			
Approved for publication by <u>Mr. 3-23-77 #1587</u>				
Published in <u>Ashton Herald</u>				
Dates <u>March 10 & 17, 1977</u>				



WESTSIDE FARMS

GEORGE NEDROW, JR. & SONS

Route 1

ASHTON, IDAHO 83420

(208) 652-3527



VIRUS TESTED &
CERTIFIED SEED



Feb 26, 1977

Mr. Leroy Johnson,

I am submitting my application of water permit again,
I have made the necessary changes I believe. I hope this
will be acceptable.

Yours Truly
George Nedrow

RECEIVED

RECEIVED

WESTSIDE FARMS

GEORGE NEDROW, JR. & SONS

Route 1

ASHTON, IDAHO 83420

(208) 652-3527

RECEIVED

APR 1 1976

Department of Water Resources
Eastern District Office



VIRUS TESTED &
CERTIFIED SEED

Department of Water Resources
Eastern District Office

FEB 18 1977

Affidavit of witness

To whom it may concern I John L. McCulloch
have witnessed the use of water on Rattlesnake creek
both by cattle and limited diversion irrigation since
I was first in this area June 1948 and ever
year since that time.

signed

John L. McCulloch

FRAGMENT COUNTY
ST. ANTHONY IDAHO

Personally Appeared John L. McCulloch
on 15 Feb., 1977

Jay Blanchard

COMMISSIONED EXPRAS 5-14-77

REPROFILMED

RECEIVED

FEB 18 1977



Department of Water Resources
Eastern District Office
VIRUS TESTED &
CERTIFIED SEED

WESTSIDE FARMS

GEORGE NEDROW, JR. & SONS

Route 1

ASHTON, IDAHO 83420

(208) 652-3527

RECEIVED

APR 1 1976

Department of Water Resources
Eastern District Office

Affidavit of witness

To whom it may concern I George W. Nedrow
have owned and leased this particular land described in
water application since 1932, have run 250 head of
cattle that watered in Rattlesnake Creek, and have also
irrigated small portions of the canyon by diverting the
stream flow since approx 1932.

signed -

FREMONT County
ST. ANTHONY - Idaho

George W. Nedrow

PERSONALLY APPEARED GEORGE W. NEDROW
ON 15 Feb - 1977

Joy Blanchard

COMMISSION EXPIRES 5-14-79

MICROFILMED

RECEIVED

FEB 18 1977

WESTSIDE FARMS

GEORGE NEDROW, JR. & SONS

Route 1

ASHTON, IDAHO 83420

(208) 652-3527

RECEIVED

APR 1 1976

Department of Water Resources
Eastern District Office



VIRUS TESTED &
CERTIFIED SEED

Affidavit of Witness

To whom it may concern I T. Leonard Smith
have been acquainted with the area described in George Nedrow's
water application since the 1930's running cattle there
myself, and have witnessed livestock watering in Rattlesnake
Creek and also limited irrigation to the portions of
the canyon during these many years.

FRANCIS POWERS
St. Anthony, Idaho

Signed Leonard Smith

PERSONALLY APPEARED
T LEONARD SMITH
15 Feb, 1977

Jay Blanchard

COMMISSION EXPIRES
5-14-79

MICROFILMED

RECEIVED

FEB 18 1977



Department of Water Resources
Eastern District Office

VIRUS TESTED &
CERTIFIED SEED

WESTSIDE FARMS

GEORGE NEDROW, JR. & SONS

Route 1
ASHTON, IDAHO 83420

(208) 652-3527

RECEIVED

APR 1 1976

Department of Water Resources
Eastern District Office



Affidavit of Testimony

To whom it may concern I Cless Goulding
had leased the described land on Rattlesnake Creek for
many years, prior to George Nedrow acquiring the lease.
the water was used for my cattle and also portions
of the canyon floor was irrigated by diversion. My
recollection dates back into the 1930's

FREMONT COUNTY
ST. ANTHONY, IDAHO

signed C. Cless Goulding
March 15, 1974

PERSONALLY APPEARED
Cless Goulding
15 FEBRUARY - 1977

Joy Blanchard
COMM. SEAL EXPIRES
5-14-79

MICROFILMED

AFFIDAVIT OF
PUBLICATION

State of Idaho

County of Fremont

ss.

Carol Bessy

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

That she is the editor
of The Ashton Herald, a newspaper
as defined by Idaho Codes Anno-
tated, section 58-106, as amended,
and that said newspaper is a
weekly newspaper printed and
published at St. Anthony, in Fre-
mont County, Idaho, having a
general circulation in said county,
and that said newspaper has been
printed and published as a weekly
newspaper 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 a

claim to a water
right # 21-4021
(redrow)

And affiant further says that said
notice, advertisement of publica-
tion, 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 10

day of March, 1977

and the last publication on the

17 day of March

1977.

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

Carol Bessy
Subscribed in my presence and

sworn to before me this 22

day of March,

1976.

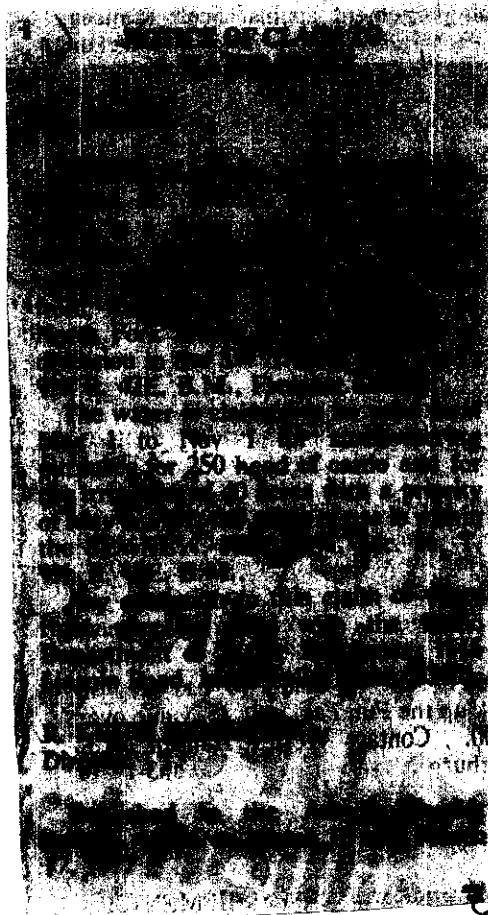
James E. Holcomb

Notary Public for the
[SEAL] State of Idaho, residence
and post office address:
St. Anthony, Idaho.

RECEIVED

MAR 23 1977

Department of Natural Resources
Eastern District Office



REPRODUCED

March 28, 1977

RE: Claim to a Water Right NO. 21-4021

Mr. George Nedrow, Jr.
RFD #1
Ashton, Idaho 83420

Dear Mr. Nedrow:

The Department of Water Resources has completed the processing of your claim to a water right and no further action is authorized under Sections 42-225 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 contact this office.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC:CW

Enc: Copy of Claim

MICROFILMED

March 4, 1977

RE: Claim to a Water Right No. 21-4021

Mr. George Nedrow, Jr.
RFD #1
Ashton, Idaho 83420

Dear Mr. Nedrow:

Attached herewith is departmental receipt No. 4587 in the amount of \$10.00 for the above referenced claim.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC:CW

Attachment

RECEIVED
MED

March 4, 1977

RE: Claim to a Water Right No. 21-4021 NEDROW

Ashton Herald
Box 258
Ashton, Idaho 83420

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
Supervisor,
Eastern Region

RDC:CW

Enc: Legal Notice (1)

Bill submitted 3-29-77 by CW

RECEIVED
MAR 10 1977
MED

**NOTICE OF CLAIM TO
A WATER RIGHT**

NO. 21-4021

NOTICE is hereby given that George Nedrow, Jr., Ashton, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 1.00 cubic feet per second of water from Rattlesnake Creek tributary to North Fork Snake River with point of diversion in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 16, T. 9N, R. 42E, B.M., Fremont County.

The water is claimed to be used from May 1 to Nov 1 for stockwatering purposes for 250 head of cattle and for the irrigation of 40 acres with a priority of May 1, 1932; the place of use is within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 16, T. 9N, R. 42E, 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 Ashton Herald,
Ashton, Idaho on March 10 and March
17, 1977

NOTICE OF CLAIM TO A WATER RIGHT

NO. 21-4021

Notice is hereby given that George Nedrow, Jr.,

Ashton, Idaho

has filed a claim to a water right established by diversion and application to beneficial use of 1.00 cubic feet per second ~~XXXXXXXXXXXXXXXXXXXX~~ of water from Rattlesnake Creek tributary to North Fork Snake River with point of diversion in the SW 1/4, Sec. 16, T. 9N, R. 42E, B.M., Fremont County

The water is claimed to be used from May 1 to Nov. 1 for stockwatering
purposes for 250 head of cattle and for the irrigation of 40 acres
with a priority of May 1, 1932 ;
the place of use is within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 16, T. 9N, R. 42E,
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 Ashton Herald, Ashton, Idaho
on March 10 and March 17, 1977

SECRET

the. J.
the. K.
the. A.



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EASTERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

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

February 22, 1977

Mr. George Nedrow, Jr.
RFD #1
Ashton, Idaho 83240

Dear Mr. Nedrow:

We find it is again necessary to return your claim to a water right and check No. 92-135 in the amount of \$10.00 and the affidavits you submitted for the following reasons:

1. Item 2 shows the amount to be 1.0 c.f.s. for stockwater and irrigation. This should be broken down to show the amount for stockwater use and the date of use on one line and the amount used for irrigation and the date of use on another line. The total amount claimed can be shown in Item 3.
2. Item 4, if the stockwater and irrigation use bear the same priority date, the date shown will be o.k.
3. Item 5, the written description does not agree with the map on Page 2. The point of diversion shown as NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 28, T. 9N, R. 42E, is not from Rattlesnake Creek but from the Ashton Reservoir or Henrys Fork of the Snake River and can not be part of this claim. See the enclosed copy of the USGS Topo map.
4. Item 6, the land you mentioned but not identified in Sec. 28, should not be considered as it is irrigated from the Henrys Fork and not a direct diversion from Rattlesnake Creek. Only one source can be indicated on one claim.
5. In order to obtain a water right the claimant or applicant must divert the water from the source and apply the same to a beneficial use.

Please make the necessary changes and return to this office for further processing. If I may be of further assistance, please feel free to contact me. For your convenience, I have also enclosed another claim form.

Very truly yours,

ROY H. JOHNSON
Senior Water Resource Agent

HJ:CW

Attachment
Enclosures

RECEIVED
FEB 23 1977
WATER RESOURCES

April 7, 1976

Mr. George Nedrow, Jr.
RFD #1
Ashton, Idaho 83240

Dear Mr. Nedrow:

This office has reviewed your claim to a water right but find it necessary to return it as the claim was not submitted with the statutory filing fee of \$10.00.

Also, the affidavit of witnesses must be signed in the presence of a notary public.

Please have the affidavits witnessed by a notary, then return with your claim and the statutory filing fee for further processing.

If you have any questions concerning this matter, please feel free to contact this office.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC:CW

Enclosures

REPROFILMED