

AFFIDAVIT OF
PUBLICATION

State of Idaho

County of Fremont

ss.

Carol Bessy
being first duly sworn, upon her
oath, deposes and says:

That she is the *editor*...
of The Ashton Herald, a news-
paper as defined by Idaho Codes
Annotated, section 58-106, as
amended, and that said newspaper
is a weekly newspaper published
at Ashton, Idaho, in Fremont
County, Idaho, having a general
circulation in said county, and that
said newspaper has been printed
and published as a weekly news-
paper in said county for more than
78 consecutive weeks prior to the
first publication of the attached
notice, advertisement or publi-
cation of *Notice of*.....

*Amended Claim to a
Water Right #21-4020*

And affiant further says that said
notice, advertisement or publi-
cation, 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 *1*..... day of

April..., 19*76*...

and the last publication on the

8... day of *April*..

19*76*.

And affiant further says that at the
times herein mentioned said news-
paper was made up of at least
eight pages of at least four col-
umns each, printed from type
matter, of at least fifteen inches
deep.

Carol Bessy
Subscribed in my presence and

sworn to before me this *12*.....

day of *April*.....

19*76*.

James E. Holcomb

Notary Public for the State
(SEAL) of Idaho, residence and
post office address:
Ashton, Idaho.

NOTICE OF AMENDED CLAIM
TO A WATER RIGHT
NO. 21-4020

Notice is hereby given that Claim No.
21-4020 in the name of Thompson
Randall Property Owners Association
was received for the diversion of 0.50
c.f.s. of water from a ground-water
source with the point of diversion within
the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 2, T. 13N, R. 43E,
B.M., Fremont County; to be used for
domestic purposes for 23 families from
Jan. 1 to Dec. 31 within the NE $\frac{1}{4}$ NE $\frac{1}{4}$,
Sec. 2, T. 13N, R. 43E, B.M. The priority
date claimed was August, 1960.

The claimants are now amending
Claim to a Water Right No. 21-4020
changing the priority date to August,
1961.

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 April 1 and April 8, 1976.

RECEIVED

APR 14 1976

Department of Water Resources
Eastern District Office

10.75

AFFIDAVIT OF
PUBLICATION

State of Idaho

County of Fremont

ss.

Carol Bessy
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That she is the *editor*
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County, Idaho, having a general
circulation in said county, and that
said newspaper has been printed
and published as a weekly news-
paper in said county for more than
78 consecutive weeks prior to the
first publication of the attached
notice, advertisement or publi-
cation of *water right*.

Claim to Water
Right # 21-4020

And affiant further says that said
notice, advertisement or publi-
cation, 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

consecutive issues thereof; first
publication having been made on

the *12* day of

February, 19*76*,

and the last publication on the

19 day of *February*
19*76*.

And affiant further says that at the
times herein mentioned said news-
paper was made up of at least
eight pages of at least four col-
umns each, printed from type
matter, of at least fifteen inches
deep.

Carol Bessy
Subscribed in my presence and

sworn to before me this *24*

day of *February*,

19*76*.

James E. Holcomb

Notary Public for the State
(SEAL) of Idaho, residence and
post office address:
Ashton, Idaho.

RECEIVED

FEB 25 1976

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM
TO A WATER RIGHT
NO. 21-4020

Notice is hereby given that the
Thompson Randall Property Owners
Association, Idaho Falls, Idaho has filed
a claim to a water right established by
diversion and application to beneficial
use of 0.50 cubic feet per second of water
from a ground-water source with point of
diversion in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 2, T.
13N, R. 43E, B.M., Fremont County.

The water is claimed to be used from
Jan. 1 to Dec. 31 for domestic purposes
for 23 families with a priority of August,
1960; the place of use is within the
NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 2, T. 13N, R. 43E, 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 February 12 and February 19,
1976.

**NOTICE OF AMENDED CLAIM
TO A WATER RIGHT
NO. 21-4020**

Notice is hereby given that Claim No. 21-4020 in the name of Thompson Randall Property Owners Association was received for the diversion of 0.50 c.f.s. of water from a ground-water source with the point of diversion within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 2, T. 13N, R. 43E, B.M., Fremont County; to be used for domestic purposes for 23 families from Jan. 1 to Dec. 31 within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 2, T. 13N, R. 43E, B.M. The priority date claimed was August, 1960.

The claimants are now amending Claim to a Water Right No. 21-4020 changing the priority date to August, 1961.

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 April 1 and April 8, 1976.

**NOTICE OF CLAIM
TO A WATER RIGHT
NO. 21-4820**

Notice is hereby given that the Thompson Randal Property Owners Association, Idaho Falls, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 0.50 cubic feet per second of water from a ground-water source with point of diversion in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 2, T. 13N, R. 43E, B.M., Fremont County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes for 23 families with a priority of August, 1960; the place of use is within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 2, T. 13N, R. 43E, 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 February 12 and February 19, 1976.

MICROFILMED

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

(8) Remarks _____

A hand-drawn map on a grid showing a survey area. The map includes labels for "R. 43E", "T. 13N", "SEC. 2", and "AD & P.U.". A small square symbol is also present near the "AD & P.U." label.

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.

Sworn to before me this 15th day of MARCH

I, Laverne B. Jones
 (Claimant)
 do hereby certify that 1976
Samuel
 Notary Public
 Residing at _____
 My Commission Expires May 12, 1977

My commission expires _____

For Department Use Only

For Department Use Only

Received by <u>Pat</u>	Date <u>3-25-76</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>RDC</u>	Date <u>3-25-76</u>		claimant by:	
\$10.00 fee received by <u>W.H.</u>	Date <u>3-25-76</u>			
Approved for publication by <u>me</u>	<u>4-15-76</u>			
Published in <u>Washington Herald</u>				
Dates <u>1976 1-2-8-1976</u>				

AFFIDAVIT OF
PUBLICATION

State of Idaho

County of Fremont

ss.

Carol Bessey
being first duly sworn, upon her
oath, deposes and says:

That she is the *editor*...
of The Ashton Herald, a news-
paper as defined by Idaho Codes
Annotated, section 58-106, as
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is a weekly newspaper published
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County, Idaho, having a general
circulation in said county, and that
said newspaper has been printed
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*Amended Claim to a
Water Right #21-4020*

And affiant further says that said
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cation, as per clipping attached,
was published in said newspaper,
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thereof, and not in any supplement
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matter, of at least fifteen inches
deep.

Carol Bessey
Subscribed in my presence and

sworn to before me this *1*.....

day of *April*...,

19*76*.

James E. Holcomb

Notary Public for the State
(SEAL) of Idaho, residence and
post office address:
Ashton, Idaho.



RECEIVED

APR 14 1976

Department of Water Resources
Eastern District Office

10.75

Section 42-225a, Idaho Code

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.

The extent and nature of said claim is as follows:

- 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.

- 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. Well, pump, pressure system, water mains

- [illegible]

Total No. of acres _____

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

BB
72

(8) Remarks _____

A hand-drawn map on a grid showing a survey area. The map includes labels for 'T. 13N', 'R. 43E', 'Sec. 2', and 'AD & P.U.'. A small square is marked near the 'AD & P.U.' label.

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.

Sworn to before me this 15th day of MARCH

Notary Public

Residing at

G. S. CAMPBELL
Notary Public Residing at Idaho Falls, Idaho
My Commission Expires May 13, 1979

My commission expires _____

For Department Use Only

Received by _____ Date _____
Prelim. check by RDC Date _____
\$10.00 fee received by _____ Date _____
Approved for publication by _____
Published in _____
Dates _____

Exception filed by:	Forwarded to claimant by:	Date
---------------------	------------------------------	------

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 Thompson Randall Property Owners Association
(name of claimant)
of 2174 Davidson, Idaho Falls, Idaho 83401, 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) ground water
_____, tributary to, _____
- (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>0.50</u> | Use | <u>Domestic</u> | Period of Use: | From | <u>Jan. 1</u> | To | <u>Dec. 31</u> |
| Amount | _____ | Use | _____ | Period of Use: | From | _____ | To | _____ |
| 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: 0.50 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) August, 1960

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)
NE ¼ NE ¼, Sec. 2 Twp. 13N Rge. 43E 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. Well, pump, pressure system, water mains

- (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.

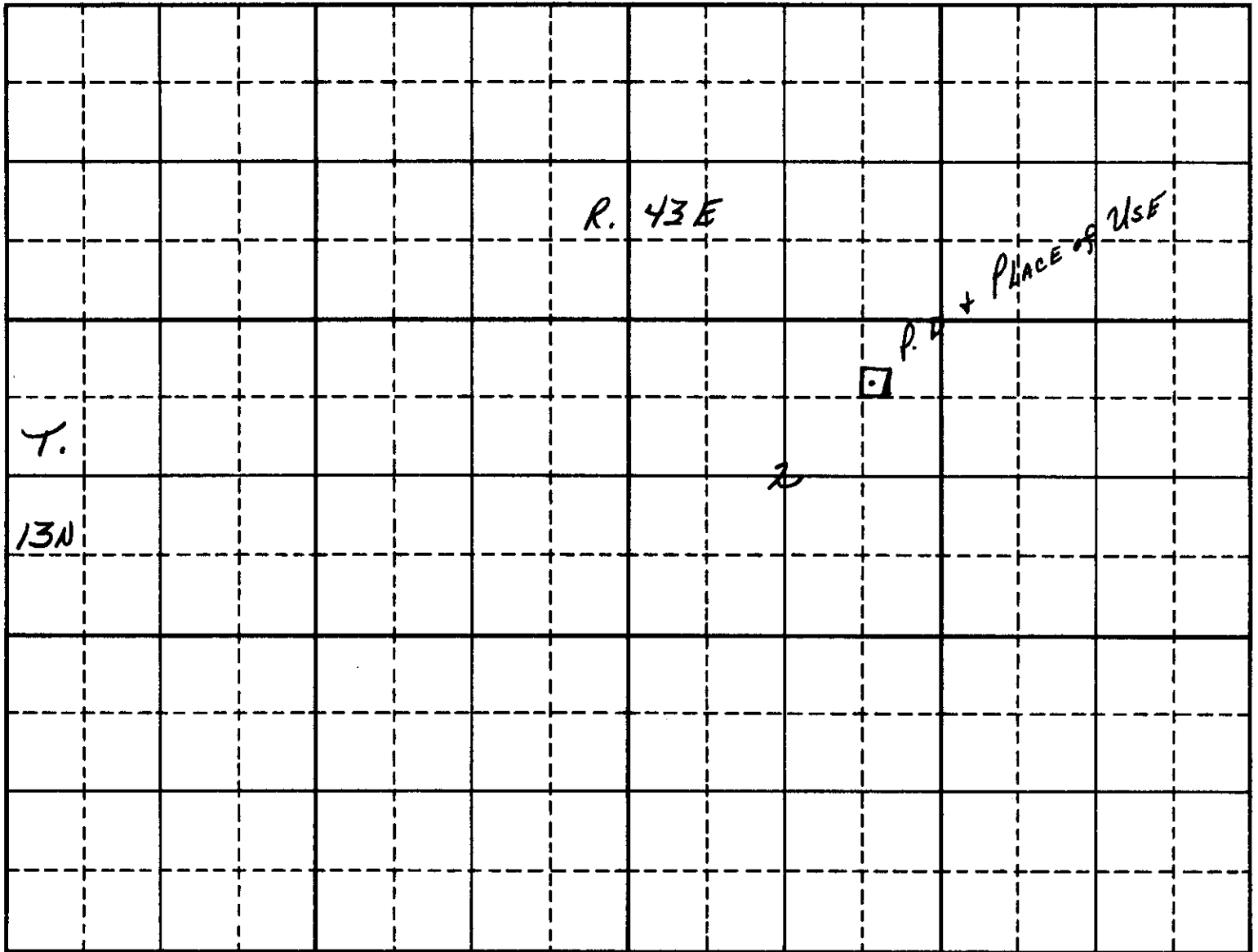
[illegible]

Total No. of acres _____

- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: Domestic purposes for 23 families

- (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)
) 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.

Sworn to before me this 5th day of FEBRUARY, 1976.
L.E. Finn (Claimant) L.E. Finn, President

Ronald D. Carson
Notary Public
Residing at IDAHO FALLS, ID

My commission expires 2/19/78

For Department Use Only

Received by <u>me</u>	Date <u>2-05-76</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>ADC</u>	Date <u>2-05-76</u>		claimant by:	
\$10.00 fee received by <u>me</u>	Date <u>2-05-76</u> #15609			
Approved for publication by <u>me</u>	Date <u>2-25-76</u>			
Published in <u>The Ashton Herald</u>				
Dates <u>Feb 19 & Feb 12, 1976</u>				

AFFIDAVIT OF
PUBLICATION

RECEIVED

FEB 25 1976

Department of Water Resources
Eastern District Office

State of Idaho

County of Fremont

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the ... day of

..., 19...

and the last publication on the

... day of ...

19...

And affiant further says that at the
times herein mentioned said news-
paper was made up of at least
eight pages of at least four col-
umns each, printed from type
matter, of at least fifteen inches
deep.

Subscribed in my presence and

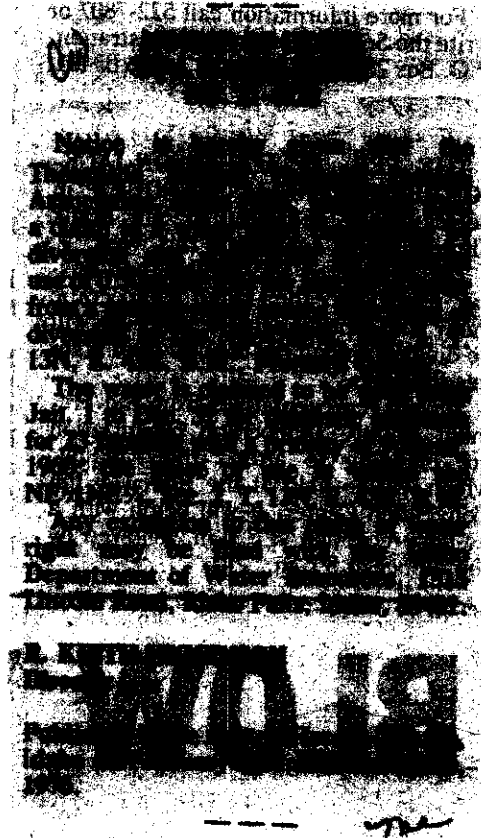
sworn to before me this ...

day of February, ...

19...

James E. Holcomb

Notary Public for the State
(SEAL) of Idaho, residence and
post office address:
Ashton, Idaho.



April 19, 1976

RE: Amended Claim to a Water Right No. 21-4020

Thompson Randall Property Owners Association
2174 Davidson Drive
Idaho Falls, Idaho 83401

Gentlemen:

The Department of Water Resources has completed the processing of your amended 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
Supervisor,
Eastern Region

RDC:CH

Enc: Copy of Amended Claim

CONVERSATION MEMORANDUM

DATE April 19, 1976

FILE Amended Claim No. 21-4020

NAME OF PARTY Mr. Finn

EMPLOYEE Colleen

RE: Mr. Finn submitted an affidavit on March 5, 1976 stating the well
was drilled in October of 1974 whereas on the original claim he
stated the priority date as being August, 1960. The affidavit was
receipted as an exception and sent to Mr. Finn. When he contacted this
office concerning this exception, he was advised he would have to file
an amended claim and change his priority date to reflect the new
affidavit he submitted on March 19, 1976. On March 25, 1976, Mr.
Finn resubmitted this amended claim changing the priority date.

March 26, 1976

RE: Amended Claim to a Water Right No. 21-4020

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

Bill submitted 4-14-76 by CW

Enc: Legal Notice (1)

NOTICE

Notice is hereby given that Claim No. 21-4020 in the name of Thompson Ranch Property Owners Association was received for the diversion of 0.50 c.f.s. of water from a ground-water source with the point of diversion within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 2, T. 13N, R. 43E, B.M., Fremont County, to be used for domestic purposes for 13 families from Jan. 1 to Dec. 31 within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 2, T. 13N, R. 43E, B.M. The priority date claimed was August, 1960.

The claimants are now amending Claim to a Water Right No. 21-4020 changing the priority date to August, 1961.

Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, 1615 Lincoln Road, Idaho Falls, Idaho, 83401.

R. KEITH HIGGINSON
Director

Published in the Ashton Herald, Ashton, Idaho, on April 1 and April 8, 1976.

NOTICE OF AMENDED CLAIM TO A WATER RIGHT NO. 21-4020

Notice is hereby given that Claim No. 21-4020 in the name of Thompson Randall Property Owners Association was received for the diversion of 0.50 c.f.s. of water from a ground-water source with the point of diversion within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 2, T. 13N, R. 43E, B.M., Fremont County; to be used for domestic purposes for 23 families from Jan. 1 to Dec. 31 within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 2, T. 13N, R. 43E, B.M. The priority date claimed was August, 1960.

The claimants are ~~now~~ amending Claim to a Water Right No. 21-4020 changing the priority date to August, 1961.

Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, 1615 Lincoln Road, Idaho Falls, Idaho, 83401.

R. KEITH HIGGINSON

Director

Published in the Ashton Herald, Ashton, Idaho, on April 1 and April 8, 1976.

me - 8. 4. C
me - 8. 4. C
me - 8. 4. C

March 23, 1976

RE: Amended Claim No. 21-4020

Thompson Randall Property Owners Association
2174 Davidson
Idaho Falls, Idaho 83401

Dear Mr. Finn:

Enclosed please find the amended claim submitted to this Department. Your signature fails to appear on this notarized document.

Please sign and return to this office at your earliest convenience for further processing.

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

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC:CM

Enclosure

File

31-4020

RECEIVED

MAR 12 1976

AFFIDAVIT

Department of Water Resources
Eastern District Office

State of Idaho

County of _____

Andrew Well Drilling Contractors

being first duly sworn,

deposes and says: This is to verify that on October 25, and October 26, 1974

Andrew Well Drilling Contractors sent equipment up to repair a well that was originally drilled in 1961 for Thompson Randall Property Owners Association, % 2174 Davidson, Idaho Falls, Idaho 83401. This property being located at NE¹/₄, NE¹/₄, Sec. 2, T13N. R43EEM. Fremont County. An attempt was made at pulling the old casing out to replace with new casing. This was not possible. Then an attempt was made to drill around the well to close out contamination with concrete and bentonite. The casing was found to be deteriorated. A decision was made to fill the old well with concrete and move over three feet to drill a new well. This new well was drilled 125 feet deep and was cased to 109'8". All work was done in accordance with the rules and regulations set by the Department of Water Resources.

Howard L. Lindner
(signature)

Subscribed and sworn to before me this 11TH day of MARCH 19 76.

G. I. Campbell
(notary public)

G. I. CAMPBELL
Notary Public Residing at Idaho Falls, Idaho
My Commission Expires May 12, 1979

Residing at _____
My commission expires _____

ROUTING SLIP

DATE

3-05-76

TIN

TO:

Bob Skinner BDX

REF. No. (if any)

21-4020

FROM: (show title)

Carter

FOR YOUR:

- ☐ Information
☐ Approval
☐ Signature

REVIEW AND:

- ☐ Call Me ☐ See Me
☐ Comment & Return
☐ Take Proper Action
☐ Draft a Reply for Me

PER:

- ☐ Our Conversation
☐ Your Request
☐ Boss's Request

Add to original claim
 file.

Will Call Again ☐Returned Your Call ☐Called to See You ☐Telephoned ☐Please Call ☐

EXT.

NUMBER

AREA CODE

PHONE:

OF

M

DATE

WHILE YOU WERE OUT
TIME

MAR

Department
Easter

THIS DEED OF TRUST, Made this 1st day of August
in the year of our Lord one thousand nine hundred and Sixty-two, between
H. J. Randall and Gladys Randall, his wife,
of Rexburg, County of Madison, State of Idaho
the parties of the first part, and Ralph A. Thompson and Melba Thompson, his wife,
of Rexburg, County of Madison, State of Idaho
the parties of the second part.

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of
One Dollar and other valuable consideration -----DOLLARS,
lawful money of the United States of America,

to them in hand paid by the said
parties of the second part, the receipt whereof is hereby acknowledged, have granted, bargained
and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said parties
of the second part, and to their heirs and assigns forever, all of the following described real estate,
situated in, County of Fremont, State of Idaho, to-wit:

An undivided onehalf interest in Lot 31
of the Thompson & Randall New Addition
to the Macks Summer Home Site in Fremont
County, Idaho, together with a one-
twenty-third interest in the pump located
in the Northwest Corner of Lot 30 of said
Addition, and subject to an eight foot
easement across the west end of said
Lot 31 above for water and power lines.



TOGETHER, With all and singular the tenements, hereditaments and appurtenances thereunto
belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents,
issues and profits thereof; and all estate, right, title and interest in and to the said property, as well
in law as in equity, of the said parties of the first part.

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, together
with the appurtenances, unto the parties of the second part, and to their heirs and assigns forever,
and the said parties of the first part, and their heirs, the said premises in the quiet and peaceable
possession of the said parties of the second part, their heirs and assigns, against the said parties
of the first part, and their heirs, and against all and every person and persons whomsoever, lawfully
claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND.

The Document to which this certificate is
attached is a full, true and correct copy
of the original on file and of record in my
office, same having been filed 10-15-62

Attest 2-25- 19 76

Darlene M. Calonge, Clerk of the District
Court of the Seventh Judicial District in
and for Fremont County, Idaho,

By Edna Burns Deputy

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hand and seal on the day and year first above written.

SIGNED, SEALED AND DELIVERED IN PRESENCE OF

_____[Seal]
_____[Seal]
_____[Seal]
_____[Seal]

STATE OF IDAHO,

SS.

COUNTY OF Madison.

On this 3rd day of August in the year 1962, before me

the undersigned, a Notary Public

in and for said State, personally appeared H. J. Randall and Gladys Randall, his wife,

known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.



Notary Public for the State of Idaho,
Residing at Rexburg, Idaho.

My commission expires: 1-26-63

298302

No.

WARRANTY DEED

*H. J. Randall
et al
Ralph A. Thompson
et al*

Dated Aug 3, 1962

STATE OF IDAHO,

COUNTY OF Fremont

I hereby certify that this instrument was filed

for record at request of *H. J. Randall*
at 2:55 minutes past 15 day of Oct, A. D. 1962
in my office, and duly recorded in Book 72
of Deeds at page 37
of the County of Fremont
By *Theresa D. Dyer* Notary Recorder
Deputy.
Fees, \$ 1.50
Mail to _____

January 21, 1976

Thompson Randall Property Owners Association
459 South Arthur
Pocatello, Idaho 83201

*L. E. Finner, President
2174 Harrison Grove, Pocatello, Idaho*

Gentlemen:

We have received a well drillers report indicating that a well was drilled for you in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 2, T. 13N, R. 43E, B.M., Fremont County.

A review of our records indicates that you have not filed an application for a permit to appropriate the public water of the State of Idaho. Since March 25, 1963, an application has been required prior to construction of a well and a valid permit must be obtained before ground water may be diverted. The only exception to this requirement is a well drilled for stock-watering or single family household use and water used for all other purposes, including irrigation of one-half acre of land in connection with the household use where the total use does not exceed 13,000 gallons of water per day.

If you have already filed an application, which we over-looked in the review of our records, please advise us of the number of the application or the name under which the application was filed. However, if you have not yet filed the required application, you should do so as soon as possible. You may obtain the forms upon request from this office.

Very truly yours,

LOY H. JOHNSON
Senior Water Resource Agent

LHJ:cw

cc: IDWR - State Office

Claim #21-4020 filed 2-05-76 CW

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

1. WELL OWNER

Name Thompson Randall Property Owners Assoc.

Address 459 South Arthur Pocatello, Idaho

Owner's Permit No. 21-4020 83201

2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement

☐ Abandoned (describe method of abandoning)

3. PROPOSED USE

☒ Domestic ☐ Irrigation ☐ Test ☐ Other (specify type)

☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection

4. METHOD DRILLED

☐ Cable ☒ Rotary ☐ Dug ☐ Other

5. WELL CONSTRUCTION

Diameter of hole 8 inches Total depth 125 feet

Casing schedule: ☒ Steel ☐ Concrete

Thickness	Diameter	From	To
<u>.250</u> inches	<u>6</u> inches	<u>+ 1</u> feet	<u>108' 8"</u> feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet

Was casing drive shoe used? ☐ Yes ☒ No

Was a packer or seal used? ☐ Yes ☒ No

Perforated? ☐ Yes ☒ No

How perforated? ☐ Factory ☐ Knife ☐ Torch

Size of perforation _____ inches by _____ inches

Number	From	To
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet

Well screen installed? ☐ Yes ☒ No

Manufacturer's name _____

Type _____ Model No. _____

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Gravel packed? ☐ Yes ☒ No Size of gravel _____

Placed from _____ feet to _____ feet

Surface seal depth 20 Material used in seal ☒ Cement grout

☐ Puddling clay ☐ Well cuttings

Sealing procedure used ☐ Slurry pit ☐ Temporary surface casing

☒ Overbore to seal depth

6. LOCATION OF WELL

Sketch map location must agree with written location.

N

W

E

S

1

2

3

4

5

6

7

8

9

10

11

12

Subdivision Name _____

Lot No. _____ Block No. _____

County Fremont

NE 1/4 NE 1/4 Sec. 2 T. 14 N. R. 43 E. 1/4

7. WATER LEVEL

Static water level 65 feet below land surface

Flowing? ☐ Yes ☒ No G.P.M. flow _____

Temperature _____ ° F. Quality Good

Artesian closed-in pressure _____ p.s.i.

Controlled by ☐ Valve ☐ Cap ☐ Plug

8. WELL TEST DATA

Discharge G.P.M.	Draw Down	Hours Pumped

9. LITHOLOGIC LOG

Hole Diam.	Depth		Material	Water	
	From	To		Yes	No
8	0	3	Topsoil		
	3	10	Broken Gray Shale		
	10	40	Firm Gray Shale		
	40	45	Broken Gray Shale		
	45	60	Sand and Clay		
8	60	70	Broken Gray Shale		
	70	95	Firm Gray Shale		
8	95	104	Broken Gray Shale	x	
6	104	114	Firm Gray Basalt		
6	114	120	Broken Brown Shale		
	120	125	Gravel	x	

RECEIVED

JAN 12 1976

Department of Water Resources

Eastern District Office

10. Work started Oct. 25, 1974 finished Oct. 26, 1974

11. DRILLERS CERTIFICATION

Firm Name Andrew Well Drilling Contr Firm No. 5

Address 1268 East 17th Street Date 12-17-74

Idaho Falls, Idaho 83401

Signed by (Firm Official) Andrew P. Anderson

and (Operator) Robert High



BDF
File

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN DISTRICT

Cecil D. Andrus
Governor

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

R. Keith Higginson
Director

March 8, 1976

RE: Claim to a Water Right No. 21-4020 Thompson Randall Property Owners Association

Mr. Verl "J" Andrew
1256 East 17th
Idaho Falls, Idaho 83401

Dear Mr. Andrew:

We have received the exception dated March 4, 1976, filed against the above referenced claim to a water right. The following is a quote from the provisions of the Idaho Code under which this claim has been filed:

42-225b. Recording of claims by department-----Corrections.-----

.....
At any time after filing a claim under the provisions of this section, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form, accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Administration (renamed Department of Water Resources, July 1, 1974) and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources. Such claims may be corrected by the claimant only by filing of an amended claim in the same form as the original which shall be recorded and numbered by the department the same as the original and for which no additional filing fee shall be required.

Only the above action has been contemplated by the Idaho Legislature and we are not authorized to hold hearings or evaluate for conformation or final censorship of the described rights.

If you have any questions regarding this matter, please contact us.

Very truly yours,

RONALD D. CARLSON
Supervisor, Eastern Region

RDC:CW

cc: IDWR - State Office



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

March 8, 1976

RE: Claim to a Water Right No. 21-4020

Thompson Randall Property Owners Association
2174 Davidson
Idaho Falls, Idaho 83401

Gentlemen:

Enclosed please find a copy of the exception filed by Verl "J" Andrew in connection with your Claim No. 21-4020. The following is a quote from the provisions of the Idaho Code under which this claim has been filed:

42-225b. Recording of claims by department-----Corrections.-----

.....
At any time after filing a claim under the provisions of this section, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form, accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Administration (renamed Department of Water Resources, July 1, 1974) and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources. Such claims may be corrected by the claimant only by filing of an amended claim in the same form as the original which shall be recorded and numbered by the department the same as the original and for which no additional filing fee shall be required.

Only the above action has been contemplated by the Idaho Legislature and we are not authorized to hold hearings or evaluate for conformation or final censorship of the described rights.

If you have any questions regarding this matter, please contact us.

Very truly yours,

RONALD D. CARLSON
Supervisor, Eastern Region

RDC:CW
Enclosure
cc: IDWR - State Office

RECEIVED

AFFIDAVIT

**Department of Water Resources
Eastern District Office**

County of

being first duly sworn,

Andrew Well Drilling Contractors drilled a well and installed the pump system for
Thompson Randall Property Owners Association, % 2174 Davidson, Idaho Falls, Idaho 83401.
This property being located at NE $\frac{1}{4}$, NE $\frac{1}{4}$, Sec. 2, T13N, R43E. Fremont County.
The Well was drilled 125 feet deep and was cased to 109'8". All work was done in
accordance with the rules and regulation set by the Department of Water Resources.

Test "Andrew"
(signature)

Subscribed and sworn to before me this 4TH day of MARCH 19 76.

(notary public)

Residing at

My commission expires

G. I. CAMERON
History Republic Building at Mills Park, Maine
My Commission Expires May 12, 1959



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

Copy

March 1, 1976

RE: Claim to a Water Right No. 21-4020

Thompson Randall Property Owners Association
2174 Davidson Drive
Idaho Falls, Idaho 83401

Gentlemen:

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
Supervisor,
Eastern Region

RDC:CW

Enc: Copy of Claim

RECEIVED
MAR 1 1976
IDaho FALLS

February 6, 1976

The 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.

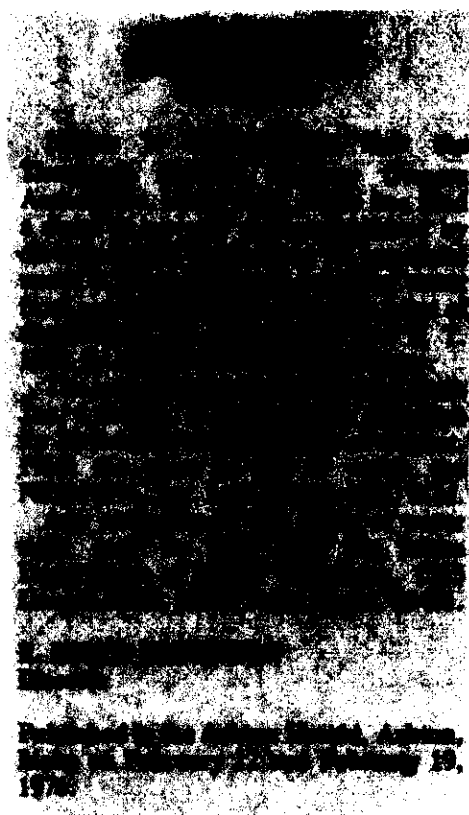
Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

Bill submitted 2-25-76 by Cal

RDC:ME

Legal Notice (1)



NOTICE OF CLAIM TO A WATER RIGHT

NO. 21-4020

Notice is hereby given that the Thompson Randall Property Owners Association,
Idaho Falls, Idaho

has filed a claim to a water right established by diversion and application
to beneficial use of 0.50 cubic feet per second ~~XXXXXXXXXXXXXXXXXXXX~~
of water from a ground-water source

with point of diversion in the NE1/4, Sec. 2, T. 13N, R. 43E, B.M., Fremont
County

The water is claimed to be used from Jan. 1 to Dec. 31
for domestic purposes for 23 families
with a priority of August, 1960;
the place of use is within the NE1/4, Sec. 2, T. 13N, R. 43E, 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, 2N Ashton, Idaho
on February 12 and February 19, 1976.

*Rec'd
2/12/76
one - A.*