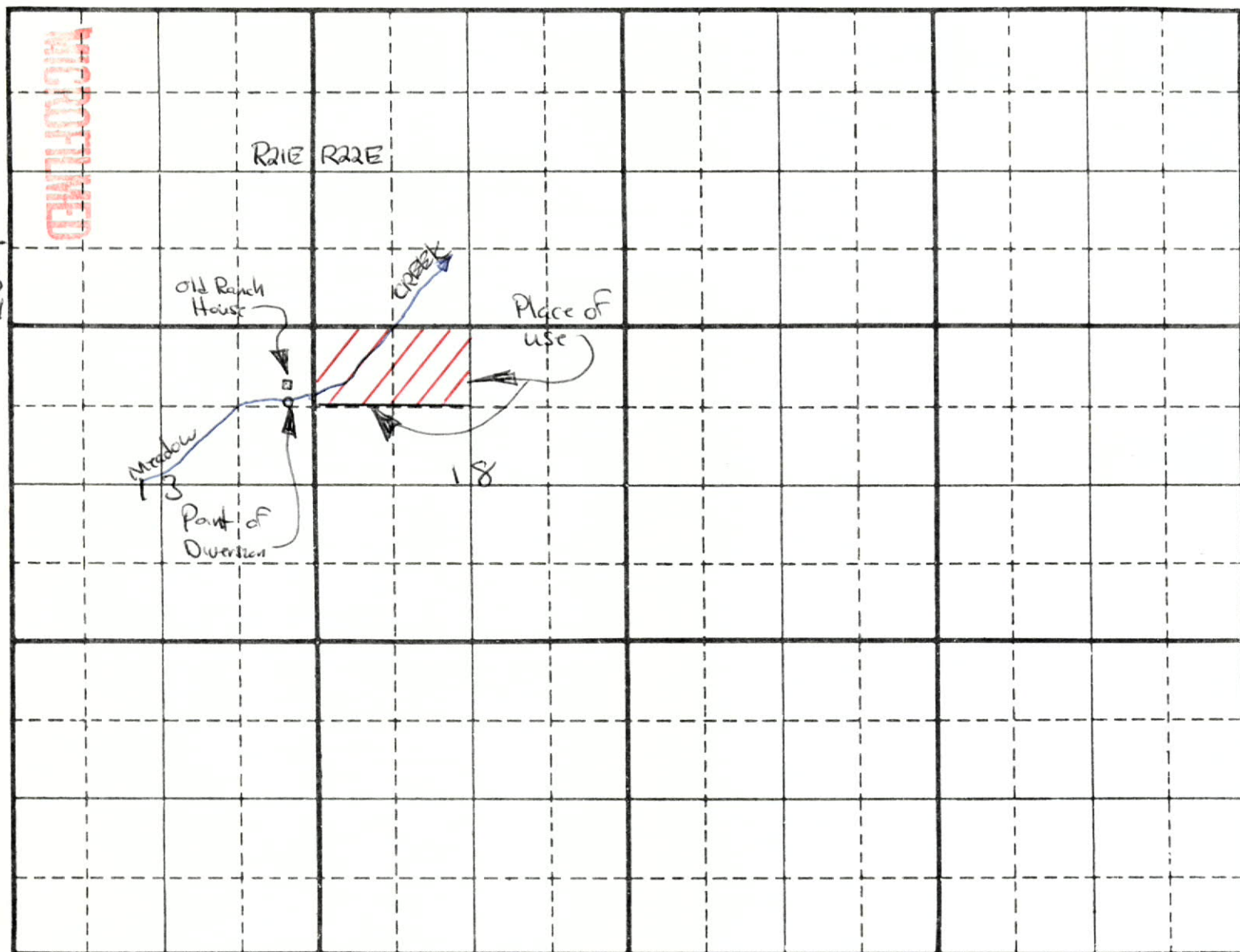


(8) Remarks This claim is based on county records to support my and my predecessors use. Recorded in Book B of Water, page 276. Pahsimeroi Precinct of Lemhi Co.



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 Bingham) 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 25th day of January, 1984.

Dean Wheeler
(Claimant)

Karl D. [Signature]
Notary Public
Residing at Firth, Idaho

My commission expires 2/14/85

FOR DEPARTMENT USE ONLY

Received by <u>HWT</u>	Date <u>1/25/84</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>Kaw</u>	Date <u>30 Jan 1984</u>		claimant by:	
\$ <u>120.00</u> fee received by <u>BP</u>	Date <u>1/25/84 #33421</u>			
Published in <u>Guster Publ. Co.</u>				
Dates <u>2/19 - 2/16/84</u>				

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:

I, MARGARET PARKS

Publisher of the Challis Messenger, a weekly newspaper, published at Challis, Idaho, do solemnly swear that the notice hereto attached and made a part hereof, was published in the regular and entire issue of the Challis Messenger for ...2...

consecutive weeks, commencing with the issue dated ...FEB 9...

19..84 and ending with the issue dated ...FEB 16... 19..84...

Margaret Parks

Subscribed and sworn to before this 17 day of February

19..84

Ethel M. Beck

Notary Public, residing at Challis, Idaho. My commission expires on

Life

RECORDED

RECEIVED

FEB 21 1984

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:

73-4099

WHEELER, DEAN
RT. 7, BOX 389, BLACKFOOT,
ID 83221

Source: MEADOW CREEK
trib. to PAHSIMEROI RIVER

Priority Date: 04/16/1902

Diversion Pt: NENE Sec 13
T 13N R 21E

Use: IRRIGATION (2.00
CFS) STOCKWATER (0.03
CFS)

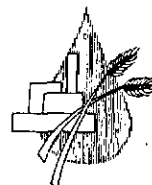
In: NENW LOT 01 (NWNW)
Sec 18 T 13N R 22E FOR 76
ACRES

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: 2/9 & 2/16/84.

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 Dean Wheeler (Name of Claimant)
Rt. #7, Box 389 Blackfoot, ID 83221 Telephone No. 684-4929
(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) April 16, 1902

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)
Meadow Creek tributary to Pahsimeroi 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, af)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)			
			(Mo., Day)	To	(Mo., Day)	
Quantity	<u>2.0</u>	Use <u>Irrigation</u>	Period of Use From <u>4-1</u>	To	<u>10-15</u>	
Quantity	<u>0.03</u>	Use <u>Stock</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) 2.03 TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NE ¼ NE ¼, Sec. 13 Twp. 13N Rge. 21E B.M., County of Custer
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. Headgate and ditch to flood irrigation

(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	
13N	22E	18					40	36											76
								L-1											

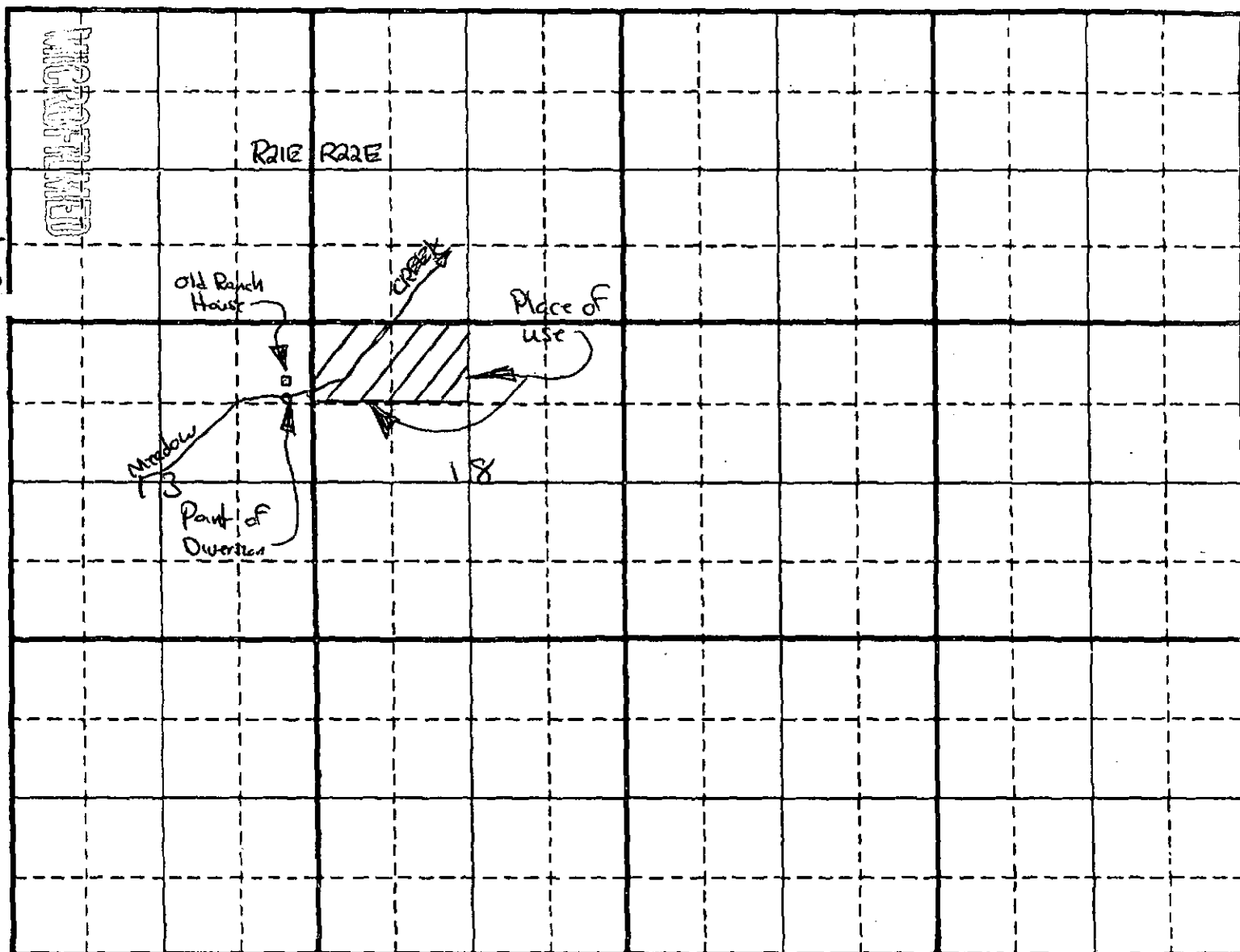
No. of acres 76

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Stockwater for 80-100 head

NOTE: Include here the type and number of stock watered: 80 head of cattle historically and 240

(7) If you are claiming water as a member of an organization, list name of organization: since 1966

(8) Remarks This claim is based on county records to support my and my predecessors
use. Recorded in Book B of Water, page 276. Pahsimeroi Precinct of Lemhi Co.



Scale: 2 inches equal 1 mile.

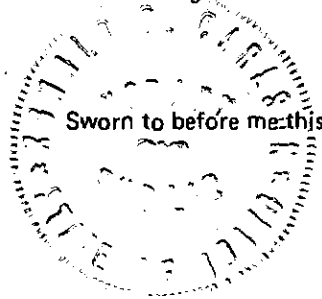
Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)

County of Bingham)

) 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 25th day of January, 1984.

Alan Wheeler
(Claimant)

Randall D. [Signature]
Notary Public
Residing at Firth, Idaho

My commission expires 2/14/85

FOR DEPARTMENT USE ONLY

Received by <u>HWT</u>	Date <u>1/25/84</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>RAW</u>	Date <u>30 Jan 1984</u>		claimant by:	
\$30.00 fee received by <u>BP</u>	Date <u>1/25/84 #33421</u>			
Published in <u>Auster Publ. Co.</u>				
Dates <u>2/19 - 2/16/84</u>				

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:

1. MARGARET PARKS

Publisher of the Challis Messenger, a weekly newspaper, published at Challis, Idaho, do solemnly swear that the notice hereto attached and made a part hereof, was published in the regular and entire issue of the Challis Messenger for 2 consecutive weeks, commencing with the issue dated FEB 9

1984 and ending with the issue dated FEB 16 1984

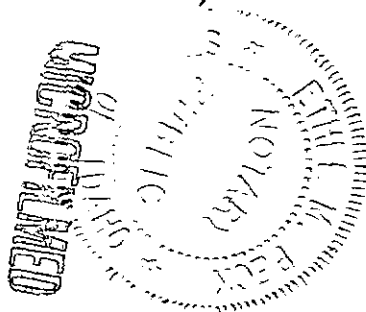
Margaret Parks

Subscribed and sworn to before this 17 day of February 1984

Ethel M. Beck

Notary Public, residing at Challis, Idaho. My commission expires on

Life



RECEIVED

FEB 21 1984

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:

73-4099

WHEELER, DEAN
RT. 7, BOX 389, BLACKFOOT,
ID 83221

Source: MEADOW CREEK
trib. to PAHSIMEROI RIVER

Priority Date: 04/16/1902

Diversion Pt: NENE Sec 13
T 13N R 21E

Use: IRRIGATION (2.00
CFS) STOCKWATER (0.03
CFS)

In: NENW LOT 01 (NWNW)
Sec 18 T 13N R 22E FOR 76
ACRES

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: 2/9 & 2/16/84.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

FEBRUARY 27, 1984

DEAN WHEELER
RT. 7, BOX 389
BLACKFOOT

ID 83221

RE: Claim No. 73-4099

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

UNRECORDED

February 3, 1984

RE: Claim to a Water Right No. 73-4099 WHEELER

Royden Eaton, Watermaster
Water District No. 73
May, ID 83253

Dear Mr. Eaton:

Enclosed, for your information only, is a copy of the above referenced claim to a water right filed within your district. If you have any questions concerning this matter, please feel free to contact this office.

Very truly yours,

ERNEST CARLSEN
Assistant Regional Supervisor

EC:cw

Enclosure

RECEIVED
FEB 14 1984
WATER DISTRICT NO. 73

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY:

Keith C. Wilson

Right Number

73 4099

Applicant

Dean Wheeler

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.

Feb 27, 1984

FINAL REGIONAL PROCESSING REVIEW:

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

By

Ernest Carlson

Date

2-27-84

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By

sc

Date

2/28/84

RECEIVED
FEB 23 1984

Department of Water Resources

MICROFILMED

3/83

IDENT. NO.

73 4999

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

Initials

Date

Item

BP

21/84

Original form entered

Edit Report Correct

Date Protested

Date of Hearing

Date Approved/Denied
(Proof due date, stage and/or status,
conditions of approval, water district)

Record Verified

Amendment Approved

Extension Approved

Partial Proof

Proof Complete

Field Exam Received

Field Exam Accepted
and changes entered

License Updated

Transfer Updated

Keypunched by State Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

FEBRUARY 1, 1984

Custer County Publishing Co.
P. O. Box 405
Challis, Idaho 83226

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 FEBRUARY 27, 1984.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

MICROFILMED

NOTICE OF CLAIMS TO WATER RIGHTS

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KEN DUNN, Dir.

Published 2/9 & 2/16/84.

RECEIVED
FEB 16 1984

73-4099

WHEELER, DEAN

RT. 7, BOX 389, BLACKFOOT, ID 83221

Source: MEADOW CREEK trib. to PAHSIMEROI RIVER

Priority Date: 04/16/1902

Diversion Pt: NENE Sec 13 T 13N R 21E

Use: IRRIGATION	(2.00 CFS)
STOCKWATER	(0.03 CFS)

In: MENW LOT 01 (NWNW) Sec 18 T 13N R 22E FOR 76 ACRES

MICROFILMED