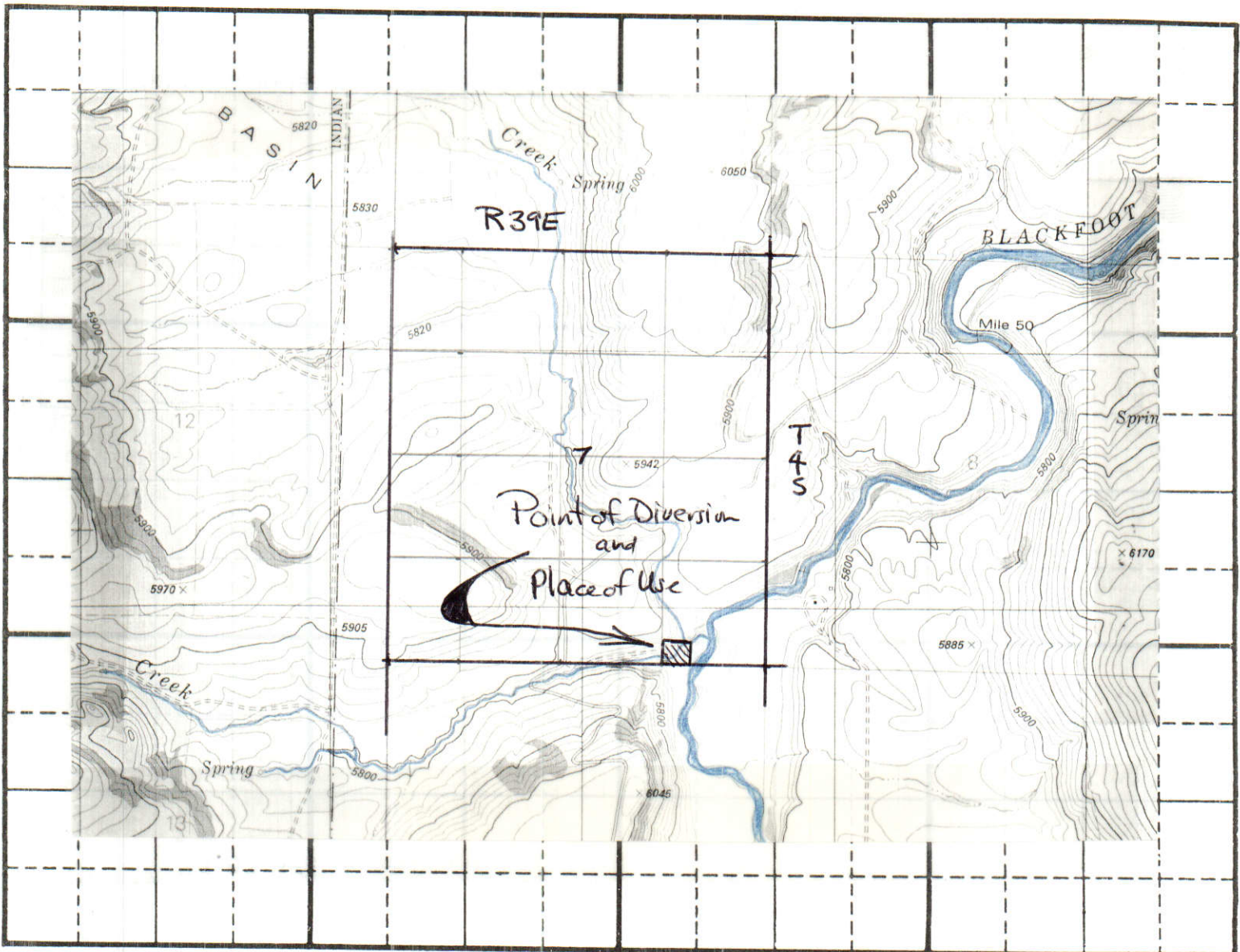


(8) Remarks _____



Scale: 2 inches equal 1 mile.
1:24000

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 Benewalla) 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 30th day of June, 19 83.

London Spence
(Claimant)

Colleen Wray
Notary Public
Residing at Idaho Falls

My commission expires 6-15-85

FOR DEPARTMENT USE ONLY

Received by <u>KCW</u>	Date <u>6-30-83</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>KCW</u>	Date <u>10-21-83</u>		claimant by:	
\$30.00 fee received by <u>CW</u>	Date <u>6-30-83</u>			
Published in <u>Blackfoot News</u>	<u>#25158</u>			
Dates <u>11/3 - 11/10/83</u>				

POOR QUALITY ORIGINAL

99 320
Warranty Deed

THIS INDENTURE, Made this 31st day of July, in the year of our Lord One Thousand Nine Hundred and Fifty-eight, between J. DAN MORGAN, a single man now and since prior to acquiring the said described property described herein, of the County of Caribou, State of Idaho, the party of the first part, and GLENN D. PROUSE and ANNIE L. PROUSE, husband and wife, of the County of Bingham, State of Idaho, the party of the second part.

WITNESSETH: That the said party of the first part, for and in consideration of the sum of SIX THOUSAND and no/100 lawful money of the United States of America, to him in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged:

, do by these presents, Grant, Bargain, Sell and Convey and Confirm unto said parties their heirs and assigns forever: All those certain lots or parcels of land situate, lying and being in the County of Bingham, State of Idaho, bounded and more particularly described as follows, to-wit:

East One-half of the East One-Half (E1/2) of Section Eighteen (18), Township Four (4) South, Range Thirty-nine (39) East Boise Meridian, and

East One-half of the Northeast Quarter (NE1/4) of Section Nineteen (19), Township Four (4) South, Range Thirty-Nine (39), East Boise Meridian.

Together with ditches and ditch rights of way, water and water rights thereunto belonging and in particular 80 inches of water in Blackfoot River as recorded in United States Land Office.



Together with all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and privileges thereunto incident unto the said parties of the second part, and to their heirs and assigns forever. And the said party of the first part, and his 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 party of the first part, and his heirs and against all and every person or persons whomsoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, The said party of the first part has hereunto set his hand and seal the day and year first above written.

Signed, Sealed and Delivered in the Presence of

E. P. Monson) J. Dan Morgan [Seal]
[Seal]
[Seal]
[Seal]

MICROFILMED

RECEIVED
JAN 03 1984

Department of Water Resources
Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham

State of Idaho David Mark Brown
I, _____

solemnly

Publisher

swear that I am the _____ of
The Morning News which is a daily newspaper of general
circulation published each day except Sunday at
Blackfoot, Bingham County, Idaho, said newspaper hav-
ing been so published at Blackfoot, aforesaid for more
than one year past; that said newspaper heretofore com-
plied with all the provisions of Chapter 154 of the Ses-
sions Laws of Idaho of 1933, approved March 11, 1933,
and duly designated, pursuant to law, a particular day of
the week as the day on which legal notices required by
law or by the order of any Court of competent jurisdiction
within the State of Idaho shall be published to-wit: Thursday
of each week; that the notice attached hereto and which
is a part of this affidavit and part of the proof of
publication was published in said issue or said
newspaper 2 consecutive weeks

the first publication having been made on the
8th day of December, 19 83,

and the last publication having been made on the
15th day of December, 19 83;

that said notice was published in the regular and entire
issue of every number of the paper as aforesaid during
the period and time of publication, and that notice was
published in the newspaper and not in a supplement.

David Mark Brown

Subscribed and sworn to before me this 28th

day of December, 19 83

Patricia A. Johnson

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Oct. 20, 1984

NOTICE OF CORRECTION

Notice is hereby given that Claim to a Water
Right No. 27-4146 in the name of Gordon G.
Prouse was advertised incorrectly on 11/3 &
11/10/83. The priority date was advertised as
being 07/01/1926.

WHEREAS, the actual priority date is
07/01/1928.

Any exception to any claim of water right may
be filed with the Dept. of Water Resources, 150
Shoup Ave., Suite 15, Idaho Falls, Idaho,
83401.

A. KENNETH DUNN
Director

(8022)
Pub.: 12-8, 15

MICROFILMED

NOTICE OF CORRECTION

Notice is hereby given that Claim to a Water Right No. 27-4146 in the name of Gordon G. Prouse was advertised incorrectly on 11/3 & 11/10/83. The priority date was advertised as being 07/01/1926.

WHEREAS, the actual priority date is 07-01-1928.

Any exception to any claim of water right may be filed with the Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83401.

A. KENNETH DUNN

Director

Published in the Blackfoot News on 12/8 & 12/15/83.

NOTICE OF CORRECTION

Notice is hereby given that Claim to a Water Right No. 27-4146 in the name of Gordon G. Prouse was advertised incorrectly on 11/3 & 11/10/83. The priority date was advertised as being 07/01/1926.

WHEREAS, the actual priority date is 07/01/1928.

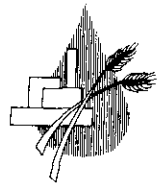
Any exception to any claim of water right may be filed with the Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83401.

A. KENNETH DUNN
Director

(8022)
Pub. 12-8, 15

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 Gordon G. Prouse
Rt. 4, Box 330, Blackfoot, Idaho 83221 Telephone No. 684-5204
(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) July 1, 1928

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)
Deadman Creek tributary to Blackfoot 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)	(Mo., Day)
Quantity	<u>0.02 cfs</u>	Use	<u>Domestic</u>	Period of Use From <u>5-1</u>	To <u>11-30</u>
Quantity	<u>0.05 cfs</u>	Use	<u>Stockwater</u>	Period of Use From <u>5-1</u>	To <u>11-30</u>
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To

(4) 0.07 cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE ¼ SE ¼, Sec. 7 Twp. 4S Rge. 39E B.M., County of Bingham
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. Ditch to garden area for domestic and stockwater

(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	
4S	39E	7																X	

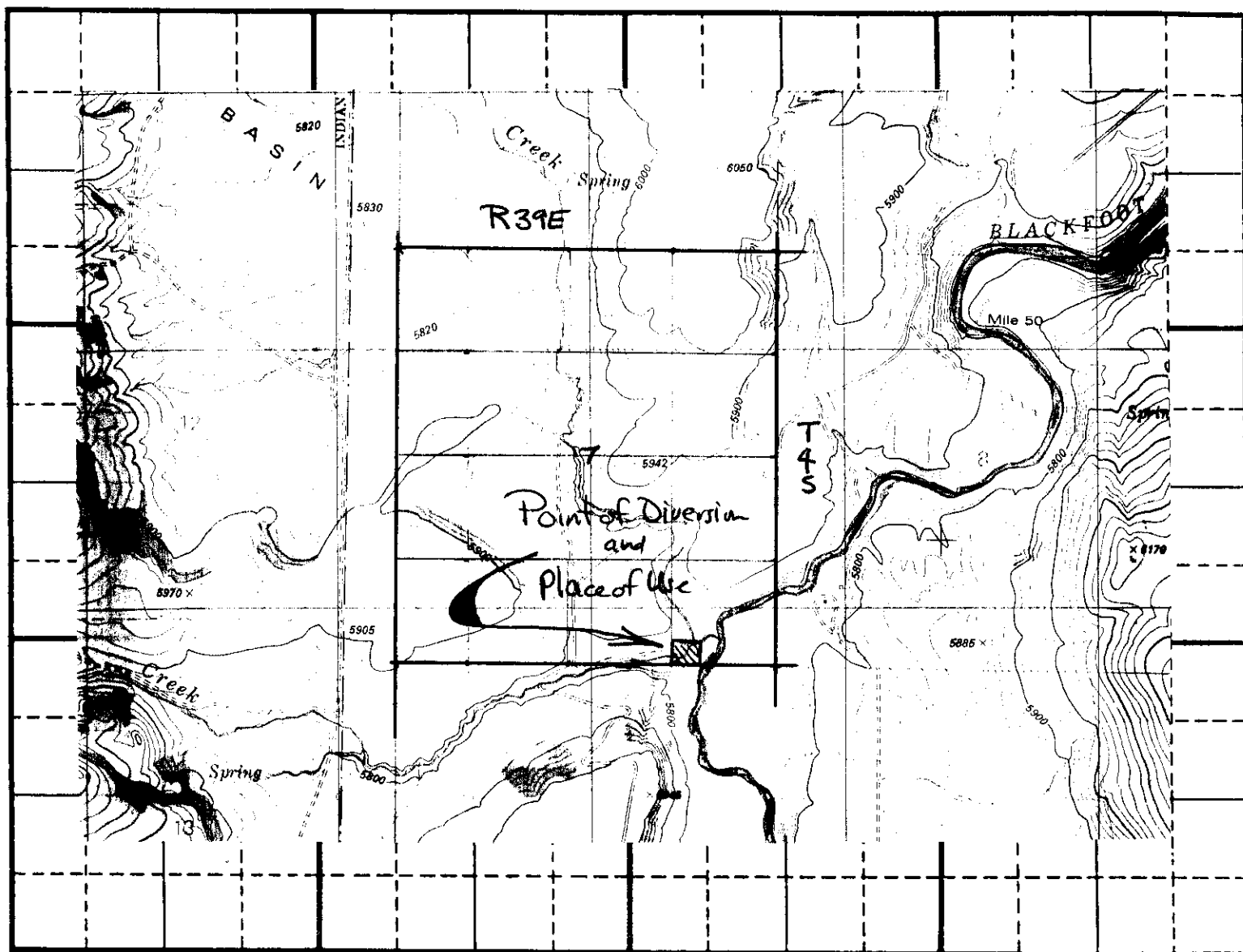
No. of acres

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Domestic use for one home and stockwater

NOTE: Include here the type and number of stock watered: 100 head cattle and 200 head of sheep

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

(8) Remarks _____



Scale: ~~2 inches equal 1 mile.~~
1:24000

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 Lemhi)

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 30th day of June

Sandra L. Davis
(Claimant)

_____, 19 88.
Allen Gray
 Notary Public
 Residing at *Shaks Falls*

My commission expires 6-15-85

FOR DEPARTMENT USE ONLY

Received by Kcw Date 6-30-83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by Kcw Date 10-21-83 claimant by: _____
\$30.00 fee received by Cw Date 6-30-83
Published in BlackFoot News # 25758
Dates 11/3 - 11/16/83

RECEIVED

NOV 22 1983

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:

27-4147

PROUSE, Gordon G.
Rt. 4, Box 330
Blackfoot, Id. 83221
Source: BLACKFOOT RIVER trib. to SNAKE RIVER
Priority Date: 06/01/1989
Diversion Pt.: SESE, Sec. 07, T. 04S, R. 39E, NENE, NESE, Sec. 18, T. 04S, R. 39E, NENE, Sec. 19, T. 04S, R. 39E
Use: IRRIGATION (1.60 CFS)
STOCKWATER (0.03 CFS)
DOMESTIC (0.02 CFS)
In: SESE, Sec. 07, T. 04S, R. 39E, SENE, NESE, Sec. 04S, R. 39E, NENE, SENE, Sec. 05, R. 39E for 55 ACRES.

Diversion Pt.: SESE, Sec. 23, T. 01N, R. 37E
Use: STOCKWATER (0.03 CFS)
DOMESTIC (0.04 CFS)
In: SESE, Sec. 23, T. 01N, R. 37E.

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, Director

(7985)
Pub.: 11-3, 10

69

FIDAVIT of PUBLICATION

County of Bingham

State of Idaho

I, David Mark Brown do solemnly

swear that I am the Publisher of The Morning News which is a daily newspaper of general circulation published each day except Sunday at Blackfoot, Bingham County, Idaho, said newspaper having been so published at Blackfoot, aforesaid for more than one year past; that said newspaper heretofore complied with all the provisions of Chapter 154 of the Sessions Laws of Idaho of 1933, approved March 11, 1933, and duly designated, pursuant to law, a particular day of the week as the day on which legal notices required by law or by the order of any Court of competent jurisdiction within the State of Idaho shall be published to-wit: Thursday of each week; that the notice attached hereto and which is a part of this affidavit and part of the proof of publication was published in said issue or said newspaper 2 consecutive weeks

the first publication having been made on the 3rd day of November, 19 83,

and the last publication having been made on the 10th day of November, 19 83; that said notice was published in the regular and entire issue of every number of the paper as aforesaid during the period and time of publication, and that notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me this 18th day of November, 19 83.

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Oct. 20, 1984

27-4148

PROUSE, Gordon G.
Rt. 4, Box 330
Blackfoot, Id. 83221
Source: DEADMAN CREEK trib. to BLACKFOOT RIVER
Priority Date: 07/01/1988
Diversion Pt.: SESE, Sec. 07, T. 04S, R. 39E
Use: STOCKWATER (0.05 CFS)
DOMESTIC (0.02 CFS)
In: SESE, Sec. 07, T. 04S, R. 39E.

27-4145

YOUNG, Sharon
Rt. 6, Box 252-A
Blackfoot, Idaho 83221
Source: GROUNDWATER
Priority Date: 07/01/1962
Diversion Pt.: NENW, Sec. 26, T. 02S, R. 36E
Use: IRRIGATION (0.10 CFS)
STOCKWATER (0.02 CFS)
DOMESTIC (0.04 CFS)
In: NENW, Sec. 26, T. 02S, R. 36E, for 5 ACRES.

27-4144

BURKE, Glen Ray
Rt. 1, Box 54
Shelley, Id. 83274
Source: GROUNDWATER
Priority Date: 06/01/1946

MICROFILMED

NOTICE OF CORRECTION

Notice is hereby given that Claim to a Water Right No. 27-4146 in the name of Gordon G. Prouse was advertised incorrectly on 11/3 & 11/10/83. The priority date was advertised as being 07/01/1926.

WHEREAS, the actual priority date is 07/01/1928.

Any exception to any claim of water right may be filed with the Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83401.

A. KENNETH DUNN
Director

(8022)
Pub.: 12-8, 15

AFFIDAVIT of PUBLICATION

County of Bingham)

State of Idaho David Mark Brown)
I,)
do

solemnly

Publisher

swear that I am the _____ of
The Morning News which is a daily newspaper of general
circulation published each day except Sunday at
Blackfoot, Bingham County, Idaho, said newspaper hav-
ing been so published at Blackfoot, aforesaid for more
than one year past; that said newspaper heretofore com-
plied with all the provisions of Chapter 154 of the Ses-
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and duly designated, pursuant to law, a particular day of
the week as the day on which legal notices required by
law or by the order of any Court of competent jurisdiction
within the State of Idaho shall be published to-wit: Thursday
of each week; that the notice attached hereto and which
is a part of this affidavit and part of the proof of
publication was published in said issue or said
newspaper 2 consecutive weeks

the first publication having been made on the
8th day of December, 19 83.

and the last publication having been made on the
15th day of December, 19 83;

that said notice was published in the regular and entire
issue of every number of the paper as aforesaid during
the period and time of publication, and that notice was
published in the newspaper and not in a supplement.

David Mark Brown
Subscribed and sworn to before me this 28th

day of December, 19 83

Patricia A. Johnson
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Oct. 20, 1984

RECORDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

NOVEMBER 21, 1983

GORDON G. PROUSE
RT. 4, BOX 330
BLACKFOOT

ID 83221

RE: Claim No. 27-4146

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 G. CARLSON
Eastern Region Supervisor

Enclosure

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

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

December 28, 1983

RE: Notice of Correction No. 27-4146 PROUSE
35-4247 BLACKFOOT SCHOOL DIST. #55

Application for Transfer No. 35-2076 VANDERFORD
35-2125 WHEELER
35-2387 VANDERFORD

Blackfoot News
P.O. Box 70
Blackfoot, ID 83221

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 December 8 and 15, 1983.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

COLLEEN WRAY
Adm. Secretary

MICROFILMED

NOTICE OF CORRECTION

Notice is hereby given that Claim to a Water Right No. 27-4146 in the name of Gordon G. Prouse was advertised incorrectly on 11/3 & 11/10/83. The priority date was advertised as being 07/01/1926.

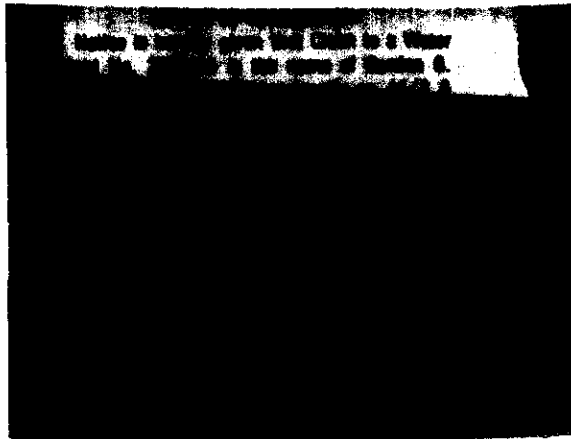
WHEREAS, the actual priority date is 07-01-1928.

Any exception to any claim of water right may be filed with the Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83401.

A. KENNETH DUNN

Director

Published in the Blackfoot News on 12/8 & 12/15/83.



MICROFILMED

October 26, 1983

RE: Claim to a Water Right No. 27-4146 PROUSE
27-4127 "

Ed Hall, Watermaster
Water District No. 27
Box 6
Firth, ID 83236

Dear Ed:

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

MICROFILMED

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: KEITH C. WILSON

Right Number 27 4146 Applicant GORDON G. PROUSE

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 Jan 5, 1983

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By DC Date 1/6/84

MICROFILMED

RECEIVED
JAN 9 1984

Department of Water Resources

27-4146-

PROUSE, GORDON G.

RT. 4. BOX 330. BLACKFOOT. ID 83221

Source. DEADMAN CREEK trib. to BLACKFOOT RIVER

Priority Date. 07/01/1928

Diversion Pt. SESE Sec 07 T 04S R 39E

Use. STOCKWATER	(0.05 CFS)
DOMESTIC	(0.02 CFS)

In. SESE Sec 07 T 04S R 39E

MICROFILMED