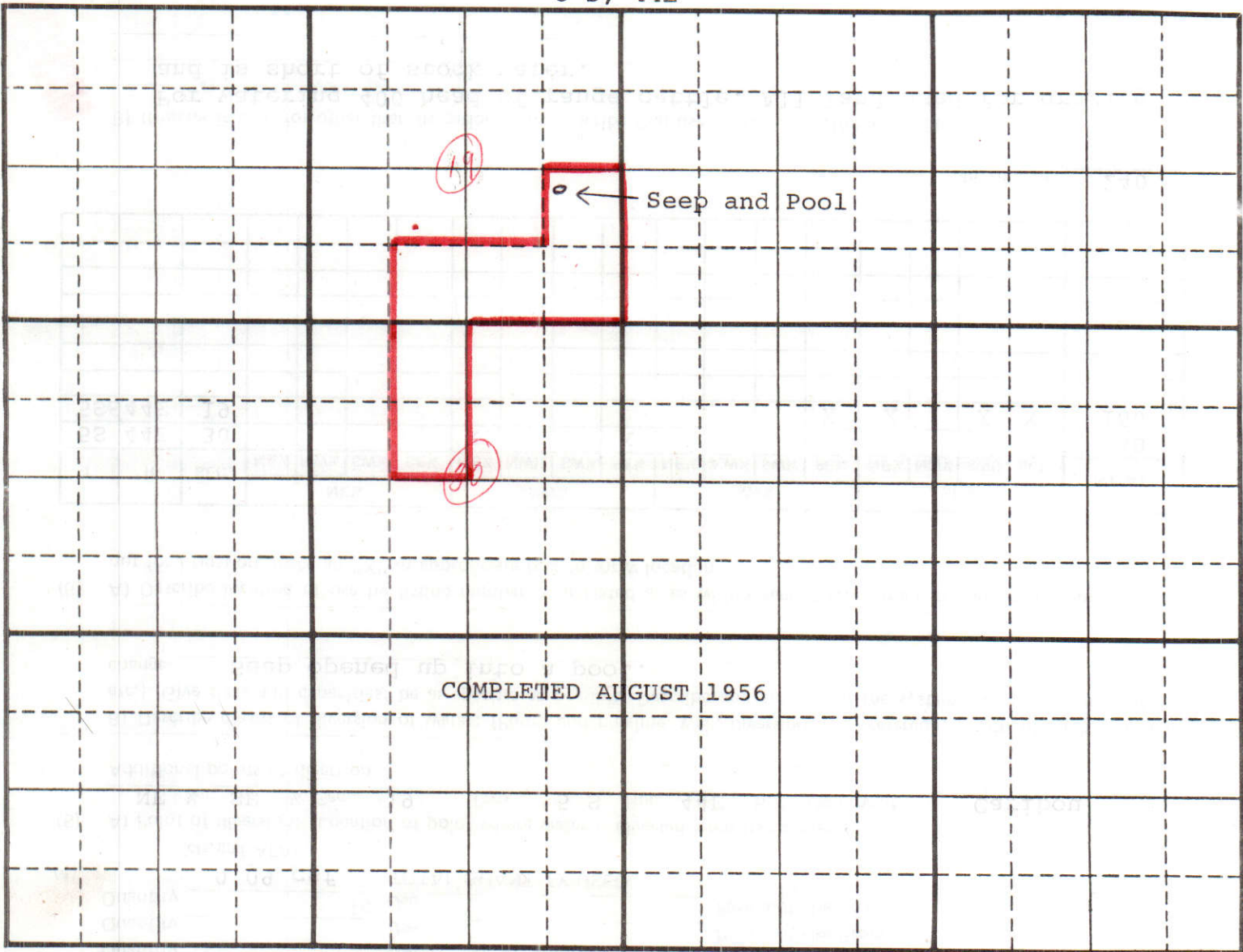


(8) Remarks _____

5 S, 44E



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 Minidoka) 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 21st day of December, 19 82.
Bois Kackley (Claimant)

William H. Hopp
Notary Public
Residing at Rupert, Idaho

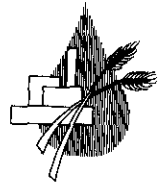
My commission expires Life

FOR DEPARTMENT USE ONLY

Received by CW Date 12-23-82 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by HWT Date 12-28-82 claimant by: _____
\$20.00 fee received by CW Date 12-29-82 # 23263
Published in Caribou County Sun
Dates 1/6 & 1/13/83

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 Evan M. and Lois Kackley
c/o William T. Goodman (Name of Claimant)
P.O. Box 61, Rupert, Idaho 83350 Telephone No. 436-4774
(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) August 1956

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)
Seep tributary to Sink

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive) (Mo., Day)	(Mo., Day)
Quantity <u>0.09 cfs</u>	Use <u>Stock</u>	Period of Use From <u>Jan. 1</u>	To <u>Dec. 31</u>
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity <u>0.09 cfs</u>	Use _____	Period of Use From _____	To _____

(4) 0.09 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NE ¼ SE ¼, Sec. 19 Twp. 5 S Rge. 44E B.M., County of Caribou
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. Seep opened up into a pool.

(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	
5S	44E	19													X				

No. of acres _____

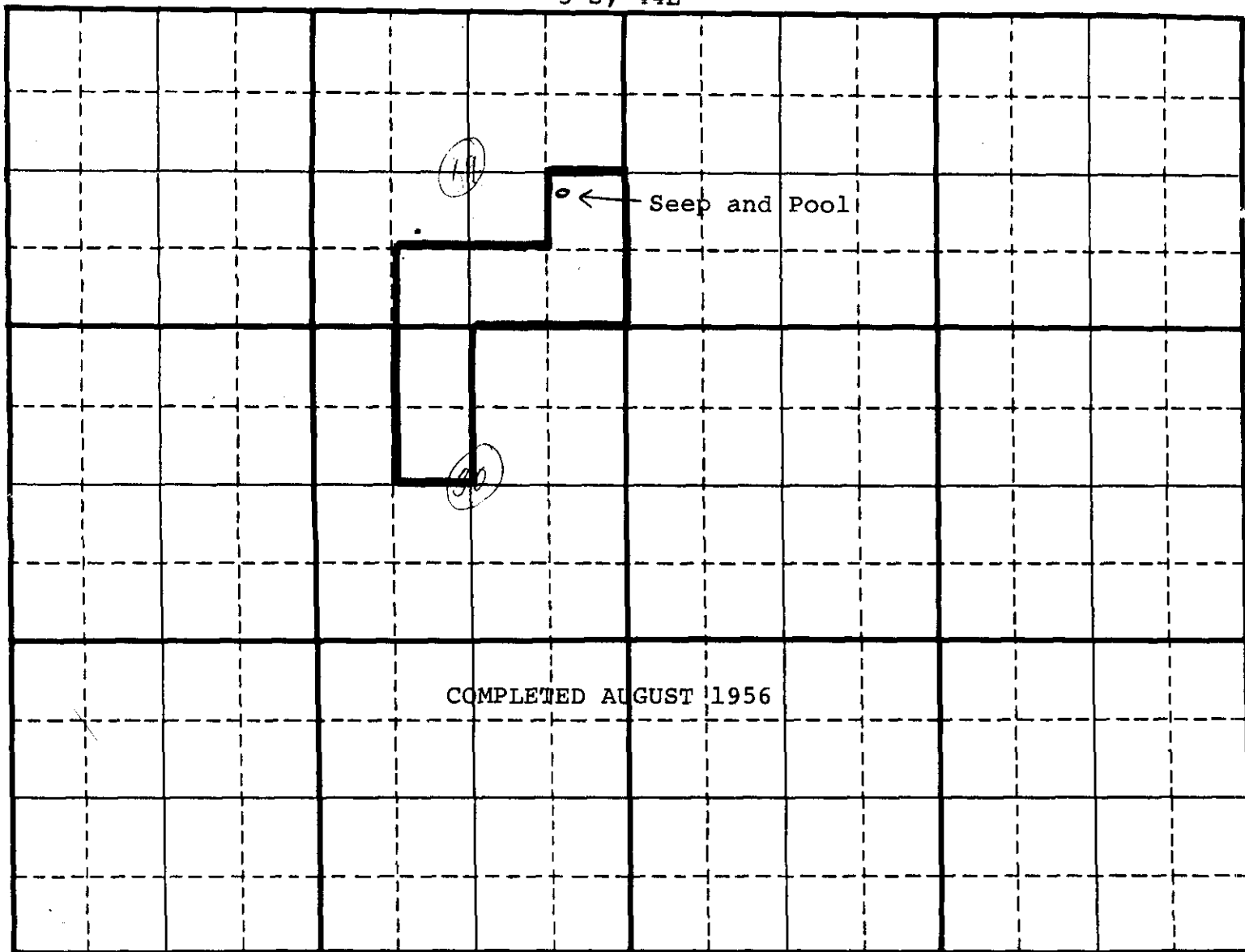
B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
For watering 400 head of range cattle. All land used for grazing and is short of stock water.

NOTE: Include here the type and number of stock watered: 400 head range cattle watered

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

(8) Remarks _____

5 S, 44E



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 Minidoka) 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 21st day of December, 19 82.

Bois Kackley
(Claimant)
William H. H. H.
Notary Public
Residing at Rupert, Idaho

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by OW Date 12-23-82 Exception filed by: _____ Date _____
Prelim. check by HWT Date 12-28-82 Forwarded to claimant by: _____
\$20.00 fee received by OW Date 12-29-82 #23263
Published in Caribou County Sun
Dates 1/6 & 1/13/83

Affidavit of Publication

County of Caribou }
State of Idaho } ss.

Mark Steele

being first duly sworn on his
oath, states:

That he is Publisher
of the Caribou County Sun, a
newspaper of general circula-
tion in Caribou County, Idaho,
published weekly at Soda
Springs in said County that said
newspaper has been published
in said County uninterruptedly
and continuously for over sev-
enty-eight consecutive weeks,
prior to the first publication of
the annexed notice or advertise-
ment;

That the annexed notice was
published as per clipping at-
tached in the regular and entire
edition of said newspaper and
not in any supplement thereof

for 2 successive weekly
issues thereof, the date of the
first publication being the

6th day of
January, 1983

The date of the last publication

being the 13th day of
January, 1983

Subscribed and sworn to be-

fore me this 25th day
of January, 1983

Clifford A. Steele
Notary Public, residing
at Soda Springs, Idaho
(SEAL)

My Commission expires the

1st day of March
1984

PUBLIC NOTICE

First Time Published

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have
been filed on water right(s) creat-
ed by diversion and beneficial use:

27-4072

KACKLEY, EVAN M. &/or
LOIS

P.O. BOX 61, RUPERT, ID
83350

Source: SPRING AND SEEP
trib. to SINKS

Priority Date: 03-12-1919

Diversion Point: SESW Sec 19
T 05S R 44E

Use: STOCKWATER (0.09
CFS)

In: SESW Sec 19 T 05S R 44E

27-4073

KACKLEY, EVAN M. &/or
LOIS

P.O. BOX 61, RUPERT, ID
83350

Source: SEEP trib. to SINKS

Priority Date: 08-01-1956

Diversion Point: NESE Sec 19
T 05S R 44E

Use: STOCKWATER (0.09
CFS)

In: NESE Sec 19 T 05S R 44E

27-4074

KACKLEY, EVAN M. &/or
LOIS

P.O. BOX 61, RUPERT, ID
83350

Source: SLOUGH trib. to
SINKS

Priority Date: 03-12-1919

Diversion Point: SENW Sec 30
T 05S R 44E

Use: STOCKWATER (0.09
CFS)

In: SENW Sec 30 T 05S R
44E

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 Jan. 6 and 13, 1983
in the Caribou County Sun.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

JANUARY 24, 1983

EVAN M. KACKLEY
LOIS KACKLEY
P.O. BOX 61
RUFERT

ID 83350

RE: Claim No. 27-4073

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 filings and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,

RONALD D. CARLSON
Eastern Region Supervisor

Enclosure

RECEIVED
MAR 08 1983

Department of Water Resources

January 27, 1983

RE: Claim to a Water Right No. ~~2072~~2072 KACKLEY
27-4073 "
27-4074 "

Caribou County Sun
P.O. Box 815
Soda Springs, Idaho 83276

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 January 6 and 13, 1983.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

COLLEEN WRAY
Adm. Secretary

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: HW5

Right Number 27 4073 Applicant Rackley

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.

Jan 24, 1983

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Carlson Date Feb 17, 1983

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By KW Date 3/8/83

27-4073

KACKLEY, EVAN M. &/or LOIS

P.O. BOX 61, RUPERT, ID 83350

Source: SEEP trib. to SINKS

Priority Date: 08/01/1956

Diversion Pt: NESE Sec 19 T 05S R 44E

Use: STOCKWATER (0.09 CFS)

In: NESE Sec 19 T 05S R 44E