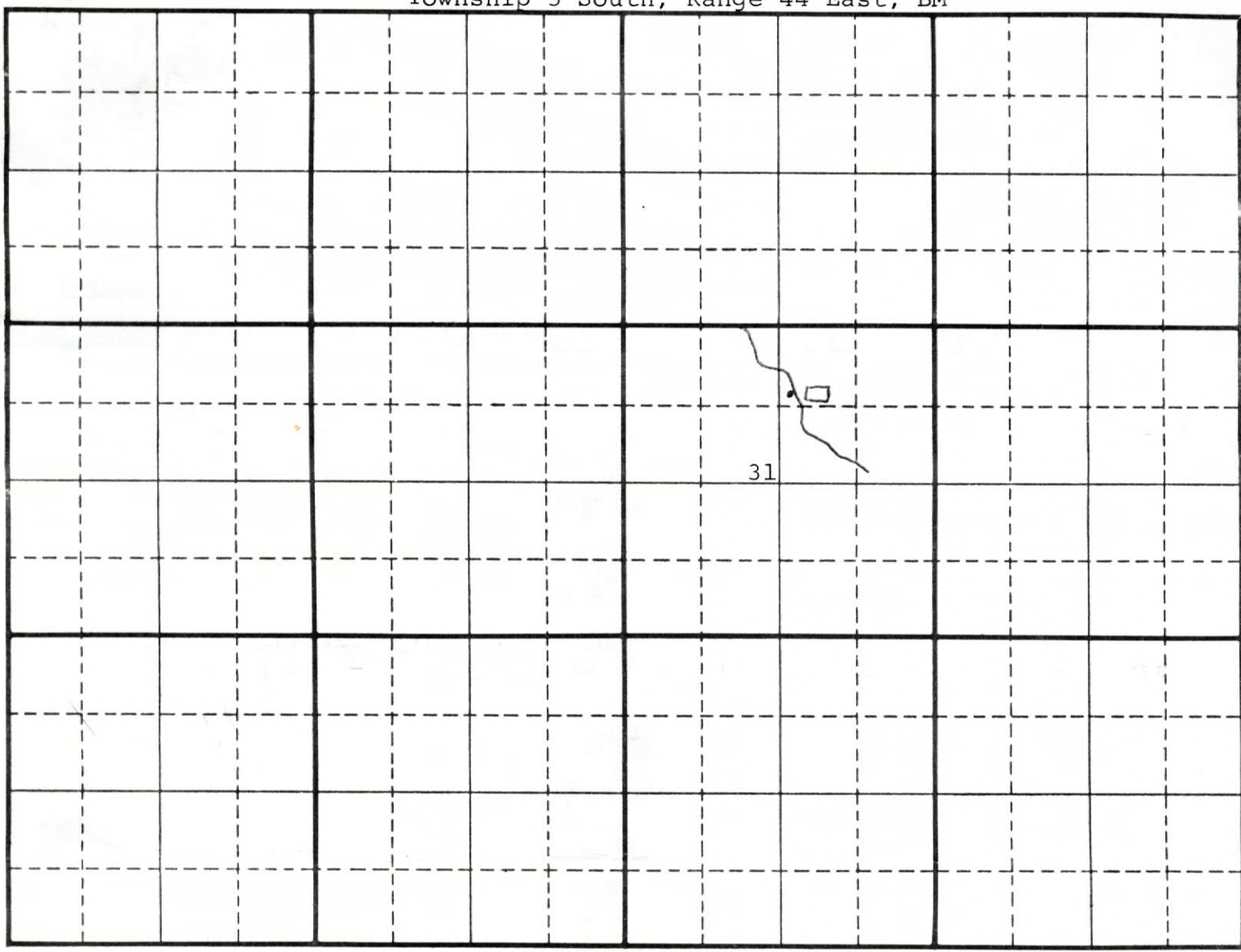


(8) Remarks _____

Township 5 South, Range 44 East, BM



Scale: 2 inches equal 1 mile. • is Point of Diversion □ is Use

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 20th day of April

Eric M. Kasper
Lair Hackley
(Claimant)

William P. Gordon
Notary Public
Residing at Rupert, Idaho

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by kw Date 4/21/81 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by EMC Date 4-22-81 claimant by: _____
\$20.00 fee received by N/A Date _____
Published in _____
Dates _____

RECEIVED
APR 22 1981

RECEIVED

JUN 1 1981

Department of Water Resources
Eastern District Office

Affidavit of Publication

County of Caribou }
State of Idaho } ss.

Mark Steele

being first duly sworn on his
oath, states:

Publisher

That he is
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

7th day of

May, 1981

The date of the last publication

being the 14th day of

May, 1981

Mark Steele
Subscribed and sworn to be-

fore me this 15th day

of May, 1981

Clarence J. Smith
Notary Public, residing
at Soda Springs, Idaho
(SEAL)

My Commission expires the

1st day of March

1984

PUBLIC NOTICE

First Time Published

NOTICE OF AMENDED CLAIM TO A WATER RIGHT

Notice is hereby given that
Claim to a Water Right No.
27-4062 in the name of Evan M.
Kackley and Lois Kackley,
Rupert, Idaho was filed with a
priority date of July 10, 1947 for
the diversion and application to
beneficial use of 0.40 cfs of water
from Chippy Creek tributary to
Lanes Creek and Blackfoot River
with the point of diversion within
the NW 1/4 NE 1/4, Sec. 31, Twp.
5S, Rge. 44E, Caribou County;
the water is claimed to be used
from January 1 to December 31
for domestic purposes within the
NW 1/4 NE 1/4, Sec. 31, Twp. 5S,
Rge. 44E.

The claimant now proposes to
amend Claim No. 27-4062
amending the amount of water to
0.04 cfs.

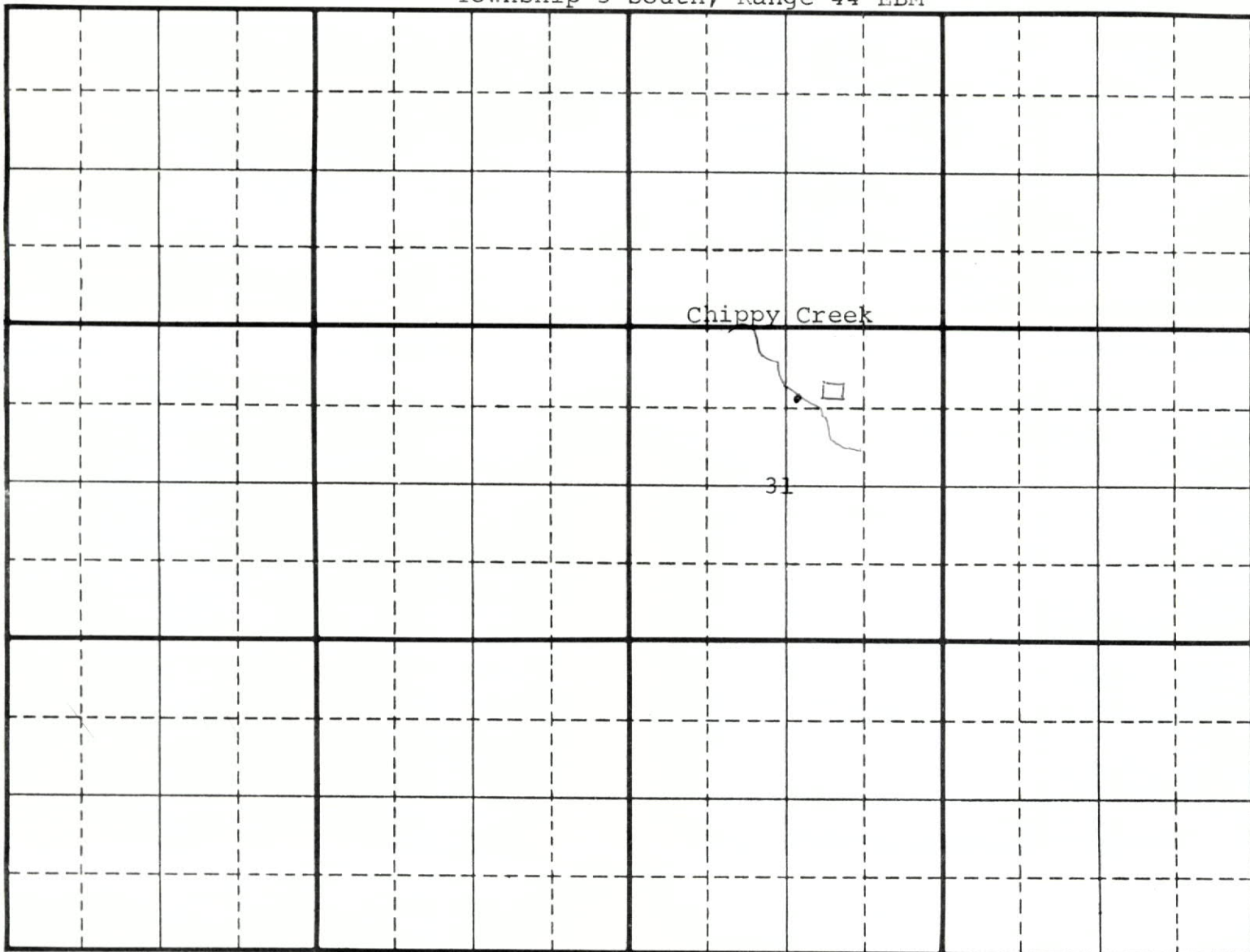
Any exception to any claim of
water right may be filed with the
Idaho Department of Water
Resources, 150 Shoup Ave., Idaho
Falls, Idaho, 83401.

A. KENNETH DUNN
Director

Published in the Caribou
County Sun May 7 and 14, 1981.

(8) Remarks _____

Township 5 South, Range 44 EBM



Scale: 2 inches equal 1 mile. • = Point of Diversion □ = Use

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.

Lois Hackley
Claimant
Sworn to before me this 20th day of January

Lois Hackley
(Claimant)
William F. Gordon
Notary Public
Residing at Rupert, Idaho

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by ECW Date 3/11/81 Exception filed by: _____ Date _____
Prelim. check by ECW Date 3/11/81 Forwarded to claimant by: _____
\$30.00 fee received by ECW Date 3/12/81 #17089
Published in Caribou County Sun
Dates 3/19 & 3/26/81

MICROFILMED

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

19th day of

March, 1981

The date of the last publication

being the 26th day of
March, 1981

Mark Steele
Subscribed and sworn to be-

fore me this 27th day
of March, 1981

W. A. H. H. H.
Notary Public, residing
at Soda Springs, Idaho
(SEAL)

My Commission expires the
1st day of March

19 84

PUBLIC NOTICE

First Time
Published 1981

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the
following claim(s) to water
right(s) have been established by
diversion and application to bene-
ficial use:

27-4062

KACKLEY, EVAN M. &/or
LOIS

C/O WILLIAM T. GOOD-
MAN, P.O. BOX 61, RUPERT,
ID 83350

Source: CHIPPY CREEK
tributary to LANES CREEK

Priority Date: 07-10-1947

Amount: 0.40 CFS

Diversion Point: NWNE Sec
31 T 05S R 44E, CARIBOU Co.

Use: DOMESTIC (0.40 CFS)
from 01-01 to 12-31

Place of Use: NWNE Sec 31 T
05S R 44E

Diversion Means: PIPELINE
& PUMPHOUSE

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

C. STEPHEN ALLRED
Director

Published March 19 and 26,
1981 in the Caribou County Sun.

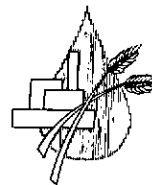
RECEIVED

APR 9 1981

Department of Water Resources
Eastern District Office

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
AMENDED
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. Kackley 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) July 10, 1947

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)
Chippy Creek tributary to Lanes Creek & 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, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	<u>0.04</u>	Use <u>Household & Lawn</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		Use	Period of Use From	To

(4) 0.04 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW ¼ NE ¼, Sec. 31 Twp. 5 S Rge. 44 E 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. From Creek - 1½ inch intake pipe about 30 feet long to pumphouse and distributed from pumphouse

(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	
5	S	44E	31	X															1 acre

No. of acres 1

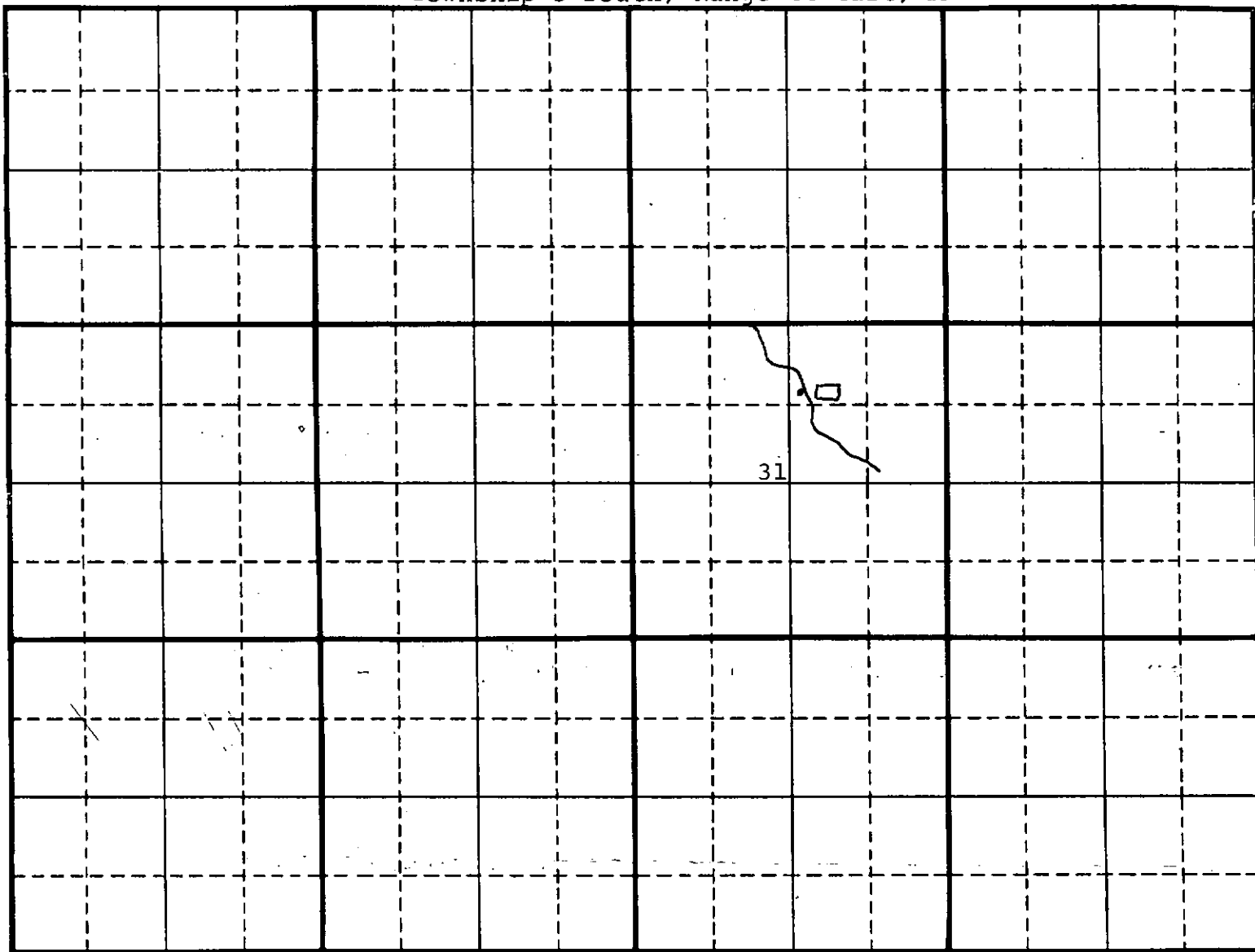
B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
Household
Lawn, Shrubs, Garden

NOTE: Include here the type and number of stock watered: _____

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

(8) Remarks _____

Township 5 South, Range 44 East, BM



Scale: 2 inches equal 1 mile.

• is Point of Diversion

□ is Use

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.

Eric M. Kuey
Lair Hackley
(Claimant)

Sworn to before me this 20th day of April

, 19 81.

William P. Gordon
Notary Public
Residing at Rupert, Idaho

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by kw Date 4/21/81
Prelim. check by EMC Date 4/22/81
\$20.00 fee received by N/A Date _____
Published in _____
Dates _____

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

MICROFILMED
1981

RECEIVED

JUN 1 1981

Department of Water Resources
Eastern District Office

Affidavit of Publication

County of Caribou }
State of Idaho } ss.

Mark Steele

being first duly sworn on his
oath, states:

Publisher

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

7th day of

May, 19 81

The date of the last publication

being the 14th day of

May, 19 81

Subscribed and sworn to be-

fore me this 15th day

of May, 19 81

[Signature]
Notary Public, residing
at Soda Springs, Idaho
(SEAL)

My Commission expires the

1st day of March

19 84

PUBLIC NOTICE

First Time Published

NOTICE OF AMENDED CLAIM TO A WATER RIGHT

Notice is hereby given that
Claim to a Water Right No.
27-4062 in the name of Evan M.
Kackley and Lois Kackley,
Rupert, Idaho was filed with a
priority date of July 10, 1947 for
the diversion and application to
beneficial use of 0.40 cfs of water
from Chippy Creek tributary to
Lanes Creek and Blackfoot River
with the point of diversion within
the NW 1/4 NE 1/4, Sec. 31, Twp.
5S, Rge. 44E, Caribou County;
the water is claimed to be used
from January 1 to December 31
for domestic purposes within the
NW 1/4 NE 1/4, Sec. 31, Twp. 5S,
Rge. 44E.

The claimant now proposes to
amend Claim No. 27-4062
amending the amount of water to
0.04 cfs.

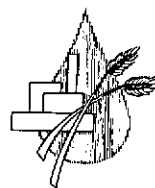
Any exception to any claim of
water right may be filed with the
Idaho Department of Water
Resources, 150 Shoup Ave., Idaho
Falls, Idaho, 83401.

A. KENNETH DUNN

Director

Published in the Caribou
County Sun May 7 and 14, 1981.

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. Kackley 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) July 10, 1947

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)
Chippy Creek tributary to Lanes Creek & 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, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>0.4 cfs</u>	Use	<u>Household & Lawn</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	_____	Use	_____	Period of Use From _____	To _____

(4) 0.4 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW ¼ NE ¼, Sec. 31 Twp. 5 S Rge. 44 E 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. From Creek - 1½ inch intake pipe about 30 feet long to pumphouse and distributed from pumphouse

(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%				NW%				SW%				SE%				TOTAL
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
<u>5 S</u>	<u>44 E</u>	<u>31</u>		<u>X</u>															<u>1 acre</u>

No. of acres 1

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
Household
Lawn, Shrubs, Garden

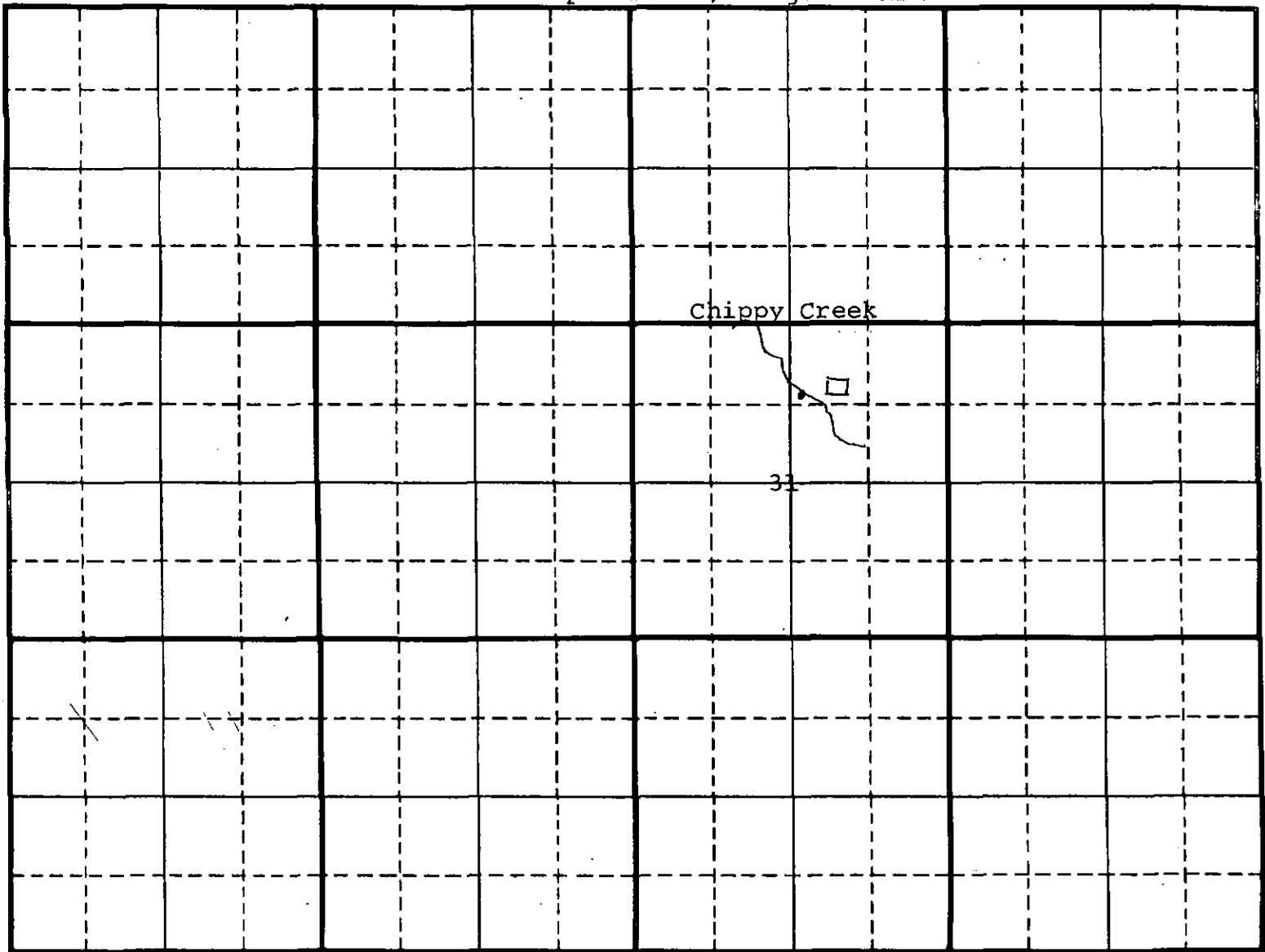
NOTE: Include here the type and number of stock watered: _____

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

UNRECORDED

(8) Remarks _____

Township 5 South, Range 44 EBM



Scale: 2 inches equal 1 mile.

• = Point of Diversion

□ = Use

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.

Em W. Keweenaw
Claimant
Sworn to before me this 20th day of January

Lois Karkley
(Claimant)
William F. Gordon
Notary Public
Residing at Rupert, Idaho

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by ECW Date 3/11/81 Exception filed by: _____ Fowarded to _____ Date _____
Prelim. check by ECW Date 3/11/81 claimant by: _____
\$30.00 fee received by ECW Date 3/12/81 # 17089
Published in Caribou County Sun
Dates 3/19 & 3/26/81

MICROFILMED

AFFIDAVIT

being first duly sworn,

deposes and says: I Vincent Reid, Chairman of District 27 water users do file an exception to claim # 27-4062 filed by Evan and Lois Kackley. I feel as a member of the water users association that 0.40 cfs is too much water to allot to a single family household and exceeds the state guidelines by a factor of 10. The extra amount of water claimed should rightfully flow to the irrigation system that serves our irrigation district.

~~APR 7 1981~~

~~Department of Water Resources~~
Eastern District Office

x Vincent Reid
(Signature) Route #1 Furth, Id.
me this 7th day of April, 1981.
Colleen Wray
(Notary Public)

Subscribed and sworn to before me this 7th day of April, 1981.

Residing at Idaho Falls, Id.
My Commission Expires 6/15/81

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,
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Springs in said County that said
newspaper has been published
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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

19th day of
March, 1981

The date of the last publication

being the 26th day of
March, 1981

Mark Steele

Subscribed and sworn to be-

fore me this 27th day
of March, 1981

Clayton A. Hite
Notary Public, residing
at Soda Springs, Idaho
(SEAL)

My Commission expires the
1st day of March

1984

PUBLIC NOTICE

First Time
Published *MS*

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the
following claim(s) to water
right(s) have been established by
diversion and application to bene-
ficial use:

27-4062

KACKLEY, EVAN M. &/or
LOIS

C/O WILLIAM T. GOOD-
MAN, P.O. BOX 61, RUPERT,
ID 83350

Source: CHIPPY CREEK
tributary to LANES CREEK

Priority Date: 07-10-1947

Amount: 0.40 CFS

Diversion Point: NWNE Sec
31 T 05S R 44E, CARIBOU Co.

Use: DOMESTIC (0.40 CFS)
from 01-01 to 12-31

Place of Use: NWNE Sec 31 T
05S R 44E

Diversion Means: PIPELINE
& PUMPHOUSE

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

C. STEPHEN ALLRED

Director

Published March 19 and 26,
1981 in the Caribou County Sun.

RECEIVED

APR 9 1981

Department of Water Resources
Eastern District Office

UNRECORDED

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Ernest

Right Number _____ Applicant Kachleg

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 June 10, 1981

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By W. Hanson Date 7/30/81

RECEIVED
JUL 1 1981

150 Shoup

XXXXXXXXXXXXXXXXXX

June 10, 1981

RE: Amended Claim to a Water Right No. 27-4062

Evan M. Kackley
Lois Kackley
c/o William T. Goodman
P.O. Box 61
Rupert, Idaho 83350

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 Sections 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 amended 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 amended 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 amended 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
Eastern Regional Supervisor

RDC:cw

Enclosure

NOTICE OF AMENDED CLAIM TO A WATER RIGHT

Notice is hereby given that Claim to a Water Right No. 27-4062 in the name of Evan M. Kackley and Lois Kackley, Rupert, Idaho, was filed with a priority date of July 10, 1947 for the diversion and application to beneficial use of 0.40 cfs of water from Chippy Creek tributary to Lanes Creek and Blackfoot River with the point of diversion within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 31, Twp. 5S, Rge. 44E, Caribou County; the water is claimed to be used from January 1 to December 31 for domestic purposes within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 31, Twp. 5S, Rge. 44E.

The claimant now proposes to amend Claim No. 27-4062 amending the amount of water to 0.04 cfs.

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

A. KENNETH DUNN

Director

Published in the Caribou County Sun 5/07 & 5/14/81.

5/25

MICROFILMED

WILLIAM T. GOODMAN
LARRY R. DUFF
DONALD J. CHISHOLM

LAW OFFICE
Goodman, Duff and Chisholm
CHARTERED
717 7TH STREET
BOX 61
RUPERT, IDAHO 83350
April 20, 1981

AREA CODE 208
TELEPHONE NO.
436-4774

Department of Water Resources
Eastern Region
150 Shoup
Idaho Falls, Idaho 83401

Re: Claim to Water Right No. 27-4062

Gentlemen:

We enclose on behalf of Evan M. Kackley and Lois Kackley an Amended Claim to Water Right in the above claim matter. The original Claim as filed contained a typographical error on the amount of water diverted for household use. This error has been corrected on the enclosed amended claim.

Kindly file the Amended Claim as noted in Section 42-225 b of the Idaho Code.

Very truly yours,

GOODMAN, DUFF & CHISHOLM



William T. Goodman

WTG:ms
Enclosure
cc: Dr. Evan Kackley

RECEIVED

APR 21 1981

Department of Water Resources
Eastern District Office

RECEIVED
MAY 1 1981

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: KCW

Right Number 27 4062 Applicant _____

NOTE: 27-4062 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:

- NOTES*
- ☒ 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.
- 4/6*

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Carlson Date April 14/1981

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By W. Hansen Date 4/21/81

RECEIVED
MAY 1981

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave.
Idaho Falls, Idaho 83401
(208) 525-7161

APRIL 10, 1981

EVAN M. KACKLEY
LOIS KACKLEY
C/O WILLIAM T. GOODMAN
P.O. BOX 61
RUPERT

ID 83350

RE: Claim No. 27-4062

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

April 13, 1981

RE: Claim to a Water Right No. 27-4062

Evan M. Kackley & Lois Kackley
c/o William T. Goodman
P.O. Box 61
Rupert, Idaho 83350

Gentlemen:

Enclosed please find a copy of the exception filed in connection with the above referenced claim. 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
Eastern Regional Supervisor

RDC:cw:kw

Enclosure

April 13, 1981

RE: Claim to a Water Right No. 27-4062 KACKLEY

Vincent Reid, Chairman
Water District No. 27
Rt. #1
Firth, Idaho 83236

Dear Mr. Reid:

We have received the exception dated April 7, 1981, 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
Eastern Regional Supervisor

RDC:cw:kw

April 7, 1981

RE: Claim to a Water Right No. 27-4062 KACKLEY

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 March 19 and 26, 1981.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

KAY WALKER
Secretary

CW:kw

150 Shoup Ave. -----

±

525-7161

March 13, 1981

RE: Claim to a Water Right No. 27-4062 - EVAN M. &/or LOIS KACKLEY

GOODMAN, DUFF & CHISHOLM
Attn: William T. Goddman
717 7th Street
Box 61
Rupert, ID 83350

Dear Mr. Goodman:

Attached herewith is Departmental Receipt No. 17089 in the amount of \$30.00 for the above referenced claim.

Sincerely,

KAY WALKER
Secretary

KW:k
Attachment

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave.
Idaho Falls, Idaho 83401
(208) 525-7161

MARCH 12, 1981

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

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 billings to this office before APRIL 6, 1981.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

MAILED

27-4062-

KACKLEY, EVAN M. &/or LOIS

C/O WILLIAM T. GOODMAN, P.O. BOX 61, RUPERT, ID 83350

Source: CHIPPY CREEK tributary to LANES CREEK

Priority Date: 07/10/1947

Amount: 0.40 CFS

Diversion Point: NWNE Sec 31 T 05S R 44E, CARIBOU Co.

Use: DOMESTIC (0.40 CFS) from 01/01 to 12/31

Place of Use: NWNE Sec 31 T 05S R 44E

Diversion Means: PIPELINE & PUMPHOUSE.

RECORDED
MICROFILMED

WILLIAM T. GOODMAN
LARRY R. DUFF
DONALD J. CHISHOLM

LAW OFFICE
Goodman, Duff and Chisholm
CHARTERED
717 7TH STREET
BOX 61
RUPERT, IDAHO 83350

AREA CODE 208
TELEPHONE NO.
436-4774

March 10, 1981

Idaho Department of Water Resources
Eastern Region
150 Shoup Avenue
Idaho Falls, Idaho 83401

Re: Evan M. and Lois Kackley

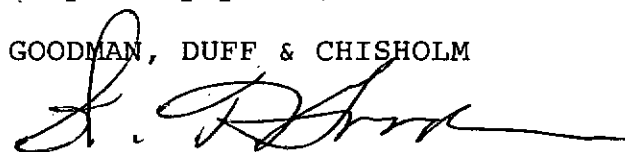
Gentlemen:

We enclose a Claim to a Water Right for our clients above named. The property is situated in the northern part of Caribou County, Idaho. Kindly file the claim and make the appropriate publication for this filing on behalf of our clients.

A check payable to your department in the sum of \$30 is enclosed.

Very truly yours,

GOODMAN, DUFF & CHISHOLM



William T. Goodman

WTG:mmm

Enc.

cc: Dr. and Mrs. Evan M. Kackley

RECEIVED

MAR 11 1981

Department of Water Resources
Eastern District Office

MICROFILMED