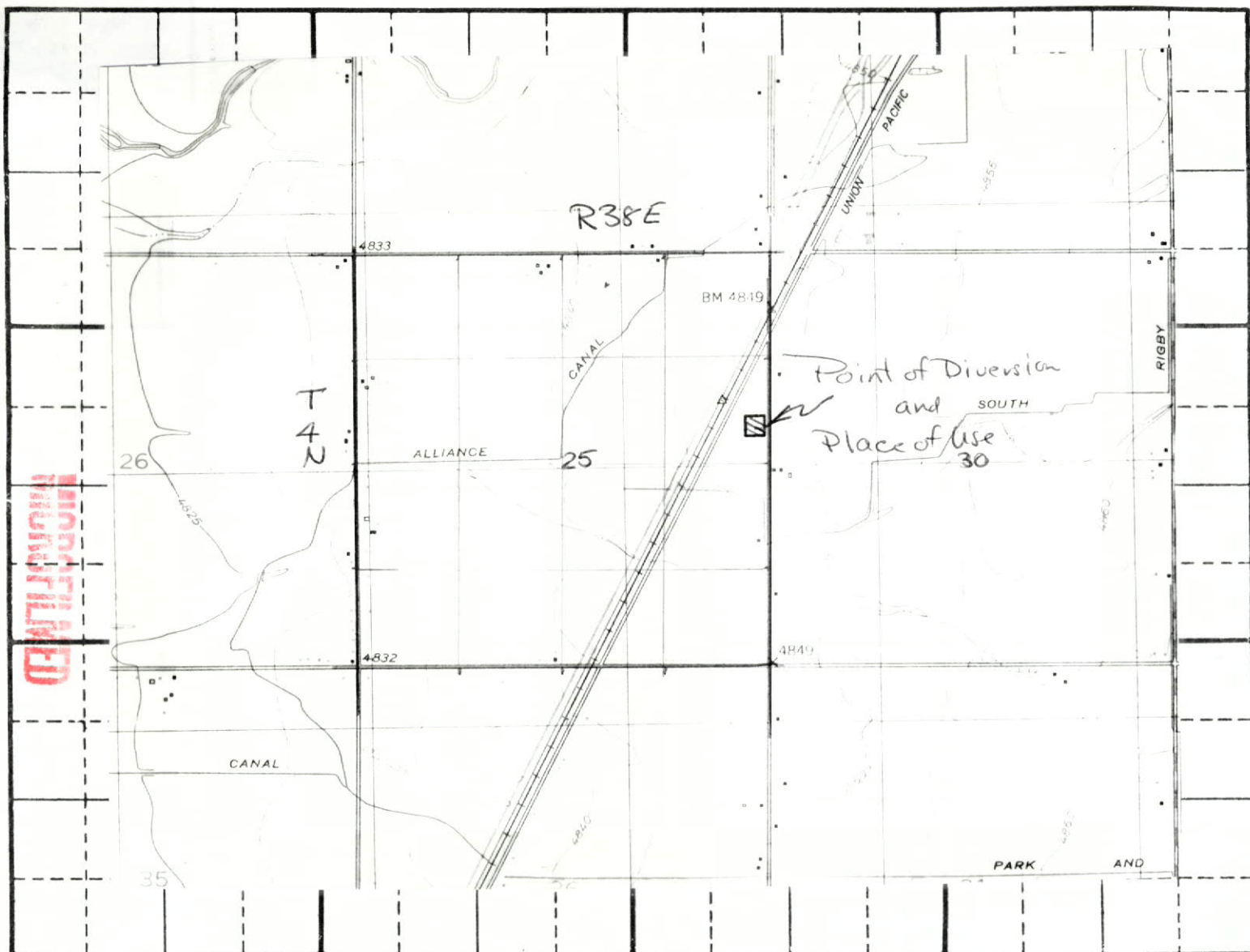


(8) Remarks \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_



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 Bonneville ) 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.

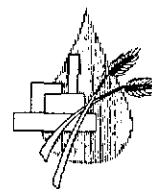
Sworn to before me this 28th day of June, 1983.  
Adaleene M. Toomey (Claimant)  
Calvin Gray  
Notary Public  
Residing at Idaho Falls

My commission expires 6-15-85

FOR DEPARTMENT USE ONLY

|                                   |                      |                     |              |      |
|-----------------------------------|----------------------|---------------------|--------------|------|
| Received by <u>Kew</u>            | Date <u>6-28-83</u>  | Exception filed by: | Forwarded to | Date |
| Prelim. check by <u>S.M.</u>      | Date <u>9-8-1983</u> |                     | claimant by: |      |
| \$30.00 fee received by <u>CW</u> | Date <u>6-28-83</u>  |                     |              |      |
| Published in <u>Rigby Star</u>    | <u>#25628</u>        |                     |              |      |
| Dates <u>9/22 - 9/29/83</u>       |                      |                     |              |      |

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 Vern M. or Adaleene M. Toomer

Rt. -4, Box 33, Rigby, Idaho 83442 (Name of Claimant)

Telephone No. 745-7366

(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) 8-1-1964

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)

Groundwater tributary to

(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)<br>(Mo., Day) | (Mo., Day) |
|------------------|-------------------------------------|--------------------------------------|------------|
| Quantity .04 cfs | Use Domestic                        | Period of Use From 1-1               | To 12-31   |
| 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) .04 cfs TOTAL QUANTITY USED.

(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)

SE ¼ NE ¼, Sec. 25 Twp. 4N Rge. 38E B.M., County of Jefferson

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. Well and pump to home and sprinkler system.

(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 |       |
| 4N | 38E | 25   |     |     |     | X   |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
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|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |

No. of acres

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Water is used for domestic purposes at 1 home and ½ acres of lawn and garden watering (area may exceed ½ acre)

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:

Topographic map showing a section of the Colorado River. The map includes a grid with labels 'T 4 N' and 'R 38 E'. The river is labeled 'COLORADO RIVER' and 'CANAL'. A handwritten note indicates the 'Point of Diversion and Place of Use' near the intersection of the Colorado River and the Union Pacific Railroad. The map also shows the 'Alliance' and 'Rigby' areas, and the 'South' and 'Park' regions. The grid is labeled with 'T 4 N' and 'R 38 E'.

Received by Kcw Date 6-28-83 Exception filed by: \_\_\_\_\_ Forwarded to \_\_\_\_\_ Date \_\_\_\_\_  
Prelim. check by S.M. Date 7-8-1983 claimant by: \_\_\_\_\_  
\$30.00 fee received by CW Date 6-28-83  
Published in High Star # 25628  
Dates 9/22 - 9/29/83

THE JEFFERSON STAR

RIGBY, IDAHO

OCT 13 1983

Department of Water Resources  
Eastern District Office

**AFFIDAVIT OF  
PUBLICATION**

STATE OF IDAHO }  
County of Jefferson } ss

Bruce Porter

I, being first duly sworn, depose and say, that I am the printer of THE JEFFERSON STAR, a weekly newspaper printed and published weekly at Rigby, Jefferson County, Idaho; and I do solemnly swear that the

Notice Of Claims To Water Rights

a copy of which notice appears attached hereto, was published in the regular and entire issue of said newspaper, and not in any

Two

supplement issue thereof for consecutive issues, the first publication having

been made on Sept. 21, 1983  
and the last publication having been made on Sept. 28, 1983

Further, that said newspaper is one of general circulation in said county; that it is a legal newspaper, conforming to legal specifications under the Idaho Statutes; that it has at least two hundred bona fide subscribers living within the county of publication; and that it has been continuously and uninterrupted published in said county during a period of seventy-eight consecutive weeks prior to the first publication of the said notice.

Subscribed to and sworn to before me  
this Sept. 29, 1983

(SEAL)

Notary Public.

My commission expires Life.

**NOTICE OF CLAIMS  
TO WATER RIGHTS**

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

32-4058

D & D ENTERPRISES  
485 E ST., IDAHO FALLS, ID 83402  
Source: GROUNDWATER  
Priority Date: 07/01/1953  
Diversion Pt: SWNW Sec 11 T 08N R 32E  
Use: STOCKWATER (0.62 CFS),  
DOMESTIC (0.08 CFS)  
In: SWNW Sec 11 T 08N R 32E

25-4270

TOOMER, VERN M. &/or ADALEENE M.  
RT. 4, BOX 33, RIGBY, ID 83442  
Source: GROUNDWATER  
Priority Date: 08/01/1984  
Diversion Pt: SENE Sec 25 T 04N R 38E  
Use: DOMESTIC (0.04 CFS)  
In: SENE Sec 25 T 04N R 38E

25-4269

KNUTSON, ALBERT LYNN  
RT. 2, BOX 330-E, RIGBY, ID 83442  
Source: GROUNDWATER  
Priority Date: 06/01/1886  
Diversion Pt: NENE NWNE Sec 11 T 04N R 39E  
Use: STOCKWATER (0.02 CFS),  
DOMESTIC (0.08 CFS), IRRIGATION (0.08 CFS)  
In: NENE Sec 11 T 04N R 39E FOR 3 ACRES

25-4267

KNUTSON, ALBERT LYNN  
RT. 2, BOX 330-E, RIGBY, ID 83442  
Source: WASTEWATER  
Priority Date: 06/01/1886  
Diversion Pt: NENE NWNE Sec 11 T 04N R 39E  
Use: STOCKWATER (0.10 CFS),  
IRRIGATION (0.90 CFS)  
In: NENE NWNE Sec 11 T 04N R 39E FOR 45 ACRES

25-4264

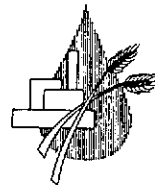
TEA, RAYMOND J. &/or LOUISE J.  
P.O. BOX 212, MENAN, ID 83434  
Source: GROUNDWATER  
Priority Date: 01/01/1961  
Diversion Pt: NENE Sec 33 T 05N R 38E  
Use: STOCKWATER (0.02 CFS),  
DOMESTIC (0.04 CFS), IRRIGATION (0.04 CFS)  
In: NENE Sec 33 T 05N R 38E FOR 2 ACRES

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  
Director

Publ. Sept. 21 and 28, 1983RS

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 Vern <sup>M.</sup> and Ada <sup>M.</sup> Toomer  
(Name of Claimant)  
Rte 4 Box 33 Rybiy ID 83402 (Mailing Address) Telephone No. 245-7366  
(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) 8-1-1964

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)  
GROUNDWATER tributary to \_\_\_\_\_

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

| Quantity                | (cfs, af) | Use                   | (Domestic, Irrigation, Stock, Etc.) | (Both dates inclusive) |            |
|-------------------------|-----------|-----------------------|-------------------------------------|------------------------|------------|
|                         |           |                       |                                     | (Mo., Day)             | (Mo., Day) |
| Quantity <u>.04 cfs</u> |           | Use <u>DOMESTIC</u>   | Period of Use From <u>JAN 1</u>     | To <u>DEC 31</u>       |            |
| Quantity <u>.02</u>     |           | Use <u>STOCKWATER</u> | Period of Use From _____            | To _____               |            |
| Quantity _____          |           | Use <u>FEED</u>       | Period of Use From _____            | To _____               |            |
| Quantity _____          |           | Use _____             | Period of Use From _____            | To _____               |            |
| Quantity _____          |           | Use _____             | Period of Use From _____            | To _____               |            |

(4) .04 cfs TOTAL QUANTITY USED.  
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)  
SE 1/4 NE 1/4, Sec. 25 Twp. 4N Rge. 38E B.M., County of JEFFERSON.  
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. Well to and pump to home and sprinkler system.

(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 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | TOTAL |
|----|-----|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|-------|
|    |     |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |       |
| 4N | 38E | 25   |        |        |        | X      |        |        |        |        |        |        |        |        |        |        |        |        |       |
|    |     |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
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|    |     |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|    |     |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |

No. of acres \_\_\_\_\_

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Water is used for domestic purposes at 1 home and 1/2 acre of lawn and garden watering (area may exceed 1/2 acre)

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: \_\_\_\_\_

(8) Remarks \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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|         |  |  |  |  |  |  |  |  |  |

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 \_\_\_\_\_ )

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 \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

(Claimant)

Notary Public  
Residing at \_\_\_\_\_

My commission expires \_\_\_\_\_

| FOR DEPARTMENT USE ONLY       |            |                           |                                 |            |
|-------------------------------|------------|---------------------------|---------------------------------|------------|
| Received by _____             | Date _____ | Exception filed by: _____ | Forwarded to claimant by: _____ | Date _____ |
| Prelim. check by _____        | Date _____ |                           |                                 |            |
| \$30.00 fee received by _____ | Date _____ |                           |                                 |            |
| Published in _____            |            |                           |                                 |            |
| Dates _____                   |            |                           |                                 |            |

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Eastern Region

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

OCTOBER 10, 1983

RECEIVED  
OCT 11 1983

VERN M. TOOMER  
ADALEENE M. TOOMER  
RT. 4, BOX 33  
RIGBY

ID 83442

RE: Claim No. 25-4270

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



# 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

October 12, 1983

RE: Claim to a Water Right No. 25-4264 TEA  
25-4267 KNUTSON  
25-4269 "  
25-4270 TOOMER  
32-4058 D & D ENTERPRISES

Jefferson Star  
P.O. Box 37  
Rigby, ID 83442

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 September 22 and 29, 1983.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

COLLEEN WRAY  
Adm. Secretary

RECORDED

State of Idaho  
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Steve McCormick

Right Number 25 4270 Applicant Toomer

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.

Oct. 10, 1983

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Carlson Date Oct 17, 1983

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By pc Date 10/25/83

RECEIVED  
OCT 20 1983

Department of Water Resources

3/83

IDENT. NO.

25 4270

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 SWATER RIGHT  
DATA ENTRY LOGInitialsDateItemBP9/14/83

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

Key punched by State Office

25-4270.

TOOMER, VERN M. &/or ADALEENE M.

RT. 4, BOX 33, RIGBY, ID 83442

Source: GROUNDWATER

Priority Date: 08/01/1964

Diversion Pt: SENE Sec 25 T 04N R 38E

Use: DOMESTIC (0.04 CFS)

In. SENE Sec 25 T 04N R 38E

RECEIVED