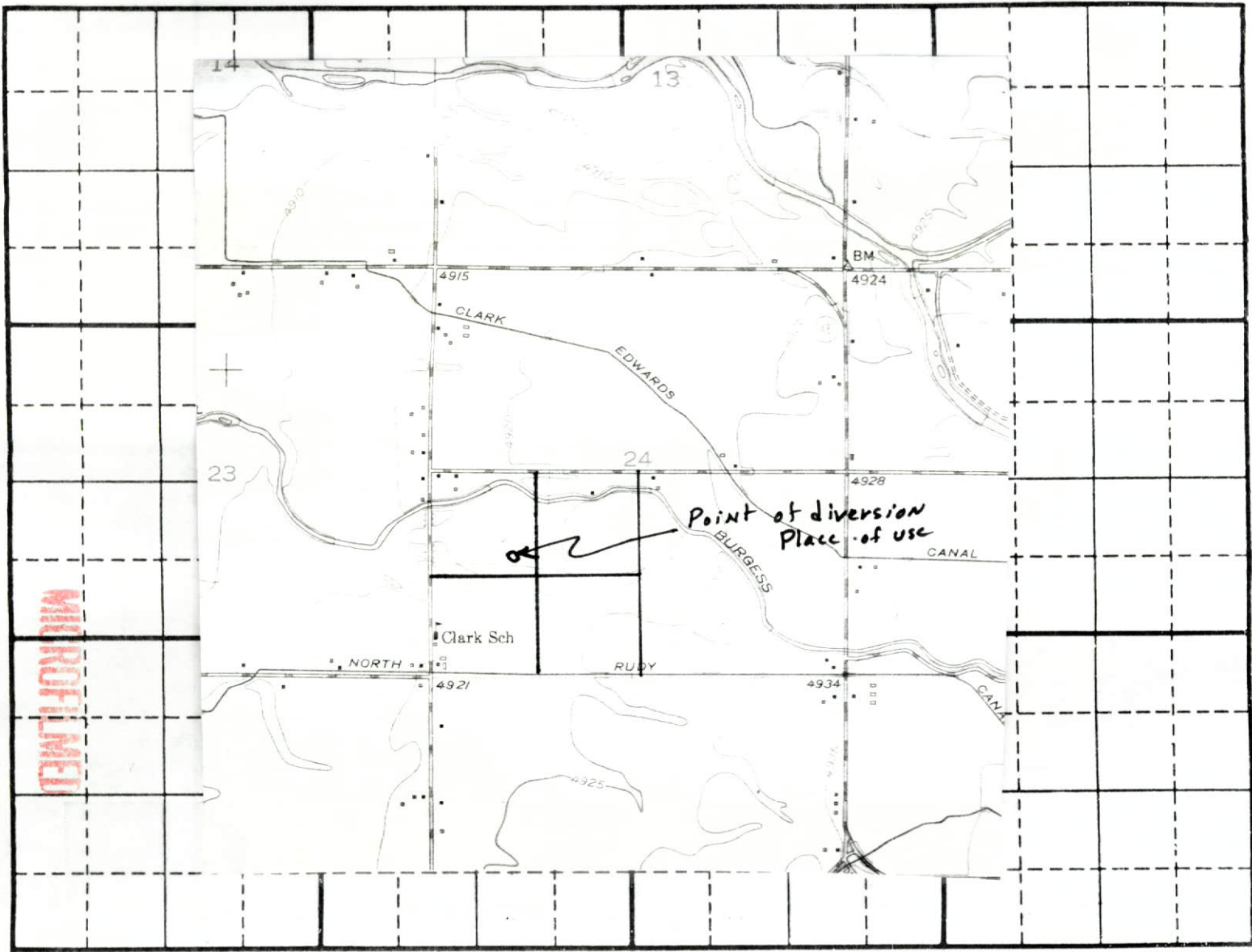


(8) Remarks \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_



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 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 29<sup>th</sup> day of June, 19 83.

Ray A. Smith  
(Claimant)

Cullen Wray  
Notary Public

Residing at Idaho Falls

My commission expires 6-15-85

asst - JM  
Received by CW Date 6-29-83 Exception filed by: \_\_\_\_\_ Forwarded to \_\_\_\_\_ Date \_\_\_\_\_  
Prelim. check by SM Date 8-12-1983 claimant by: \_\_\_\_\_  
\$30.00 fee received by CW Date 6-29-83 #125698  
Published in Rigby Star  
Dates 9/11 - 9/18/83

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 Ray G. Smith &/or Marjorie Smith

(Name of Claimant)

Rt. 3, Box 11C, Rigby, Idaho 83442

(Mailing Address)

Telephone No. 745-7071

(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) June 1, 1961

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)         |                 |            |    |
|----------|----------------|-------------------------------------|--------------------------------|-----------------|------------|----|
|          |                |                                     | (Mo., Day)                     | To              | (Mo., Day) | To |
| Quantity | <u>.05 cfs</u> | Use <u>Stockwater</u>               | Period of Use From <u>10-1</u> | To <u>6-15</u>  |            |    |
| Quantity | <u>.04 cfs</u> | Use <u>Domestic</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) .09 cfs TOTAL QUANTITY USED.  
(cfs, af)

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

NW ¼ SW ¼, Sec. 24 Twp. 4N Rge. 39E 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.

- (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 | 39E | 24   |     |     |     |     |     |     |     |     |     | X   |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |

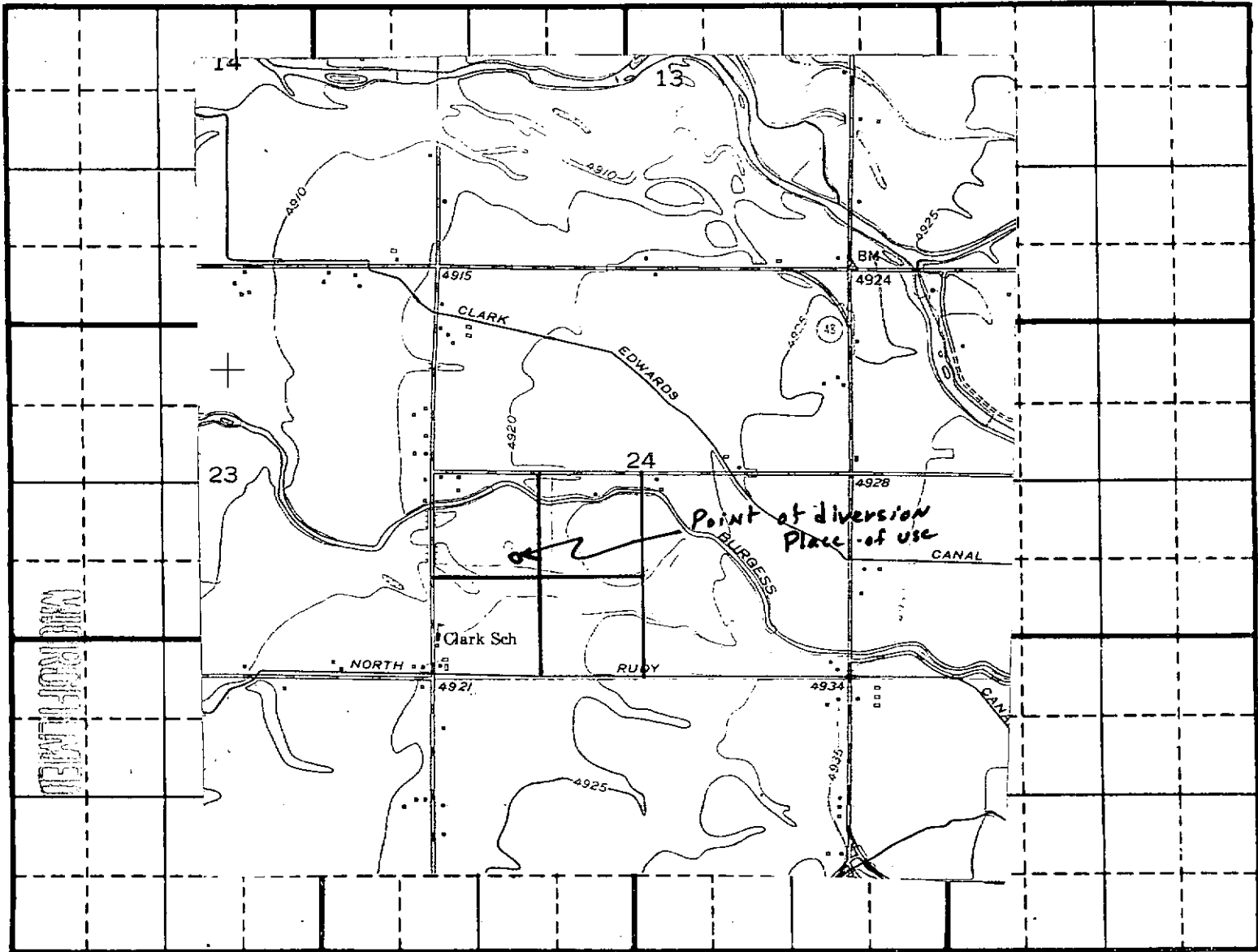
No. of acres

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

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

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

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



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 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 29<sup>th</sup> day of June, 1983.  
Ray A. Smith (Claimant)  
Cullen Way  
Notary Public  
Residing at Idaho Falls

My commission expires 6-15-85

Asst. - Jan  
Received by OW Date 6-29-83 Exception filed by: \_\_\_\_\_ Forwarded to \_\_\_\_\_ Date \_\_\_\_\_  
Prelim. check by SM Date 8-12-1983 claimant by: \_\_\_\_\_  
\$30.00 fee received by OW Date 6-29-83  
Published in Rigby Star #25698  
Dates 9/11 - 9/18/83

FOR DEPARTMENT USE ONLY

# THE JEFFERSON STAR

RIGBY, IDAHO

## AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }  
County of Jefferson } ss

I, Bruce Porter

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

supplement issue thereof for Two consecutive issues, the first publication hav-

ing been made on Aug. 31, 1983 and the last publication having been made on Sept. 7, 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.

*[Signature]*

Subscribed to and sworn to before me this Sept. 8, 1983

*[Signature]*  
Notary Public.

(SEAL)

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:

31-4107

FRANSEN, DOUG  
MONTEVIEW, ID 83435  
Source: GROUNDWATER  
Priority Date: 04/01/1959  
Diversion Pt: NWNE Sec 01 T 07N R 33E  
Use: STOCKWATER (0.04 CFS).

DOMESTIC (0.06 CFS)  
In: NWNE Sec 01 T 07N R 33E

25-4252

LDS CHURCH  
MENAN WARD, 50 E. TEMPLE ST., SALT LAKE CITY, UT 84150

Source: GROUNDWATER  
Priority Date: 01/01/1940  
Diversion Pt: SENW Sec 33 T 05N R 38E  
Use: DOMESTIC (0.04 CFS)  
In: SENW Sec 33 T 05N R 38E

25-4253

WEBER, LORIN D.  
249 MOHAWK, P.O. BOX 801, REXBURG, ID 83440

Source: GROUNDWATER  
Priority Date: 01/01/1930  
Diversion Pt: NWNE Sec 33 T 05N R 39E  
Use: STOCKWATER (0.07 CFS), DOMESTIC (0.07 CFS), IRRIGATION (0.08 CFS)  
In: NWNE Sec 33 T 05N R 39E FOR 2 ACRES

25-4254

RUTLEDGE, VIRGIL  
HART, NORMAN  
RT. 3, BOX 44, RIGBY, ID 83442  
Source: SNAKE RIVER, DRY BED trib. to SNAKE RIVER  
Priority Date: 06/01/1885  
Diversion Pt: NWSW Sec 05 T 04N R 39E  
Use: STOCKWATER (1.00 CFS)  
In: NENW NWNW SWNW SENW Sec 08 T 04N R 39E NENE NWNE Sec 01 T 04N R 38E

25-4263

SMITH, RAY G. &/or MARJORIE  
RT. 3, BOX 160, RIGBY, ID 83442  
Source: GROUNDWATER  
Priority Date: 11/01/1952  
Diversion Pt: NENW Sec 33 T 05N R 39E  
Use: DOMESTIC (0.04 CFS)  
In: NENW Sec 33 T 05N R 39E

25-4262

RECEIVED

SEP 20 1983

Department of Water Resources  
Eastern District Office

SMITH, RAY G. &/or MARJORIE  
RT. 3, BOX 160, RIGBY, ID 83442  
Source: GROUNDWATER  
Priority Date: 06/01/1981  
Diversion Pt: NWSW Sec 24 T 04N R 39E  
Use: STOCKWATER (0.06 CFS), DOMESTIC (0.04 CFS)  
In: NWSW Sec 24 T 04N R 39E

31-4117

ELLIS, ROBERT S.  
MONTEVIEW, ID, 83435  
Source: GROUNDWATER  
Priority Date: 05/01/1981  
Diversion Pt: NESW Sec 30 T 08N R 34E  
Use: IRRIGATION (4.40 CFS)  
In: NENE NWNE SWNE SENE Sec 25 T 08N R 33E NENW NWNW SWNW SENW Sec 30 T 08N R 34E for 223 ACRES  
Exceptions to a claim may be filed with the Director, Dept. of Water Resources, 160 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402.

KEN DUNN  
Director

Publ. Aug. 31, and Sept. 7, 1983RS

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES  
Eastern Region

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

SEPTEMBER 19, 1983

RAY G. SMITH  
MARJORIE SMITH  
RT. 3, BOX 160  
RIGBY

ID 83442

RE: Claim No. 25-4262

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

3/83

IDENT. NO. 25 4262

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

[illegible]

State of Idaho  
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Steve McCormick

Right Number 25 4262 Applicant Ray Smith

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 Sept. 22, 1983

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Jam Date 11-2-83

MICROFILMED

Sept 19, 1983

aw

25-4262-

SMITH, RAY G. &/or MARJORIE

RT. 3. BOX 16C. RIGBY. ID 83442

Source: GROUNDWATER

Priority Date: 06/01/1961

Diversion Pt: NWSM Sec 24 T 04N R 39E

|                 |            |
|-----------------|------------|
| Use: STOCKWATER | (0.05 CFS) |
| DOMESTIC        | (0.04 CFS) |

In: NWSM Sec 24 T 04N R 39E

RECEIVED  
MAY 1961