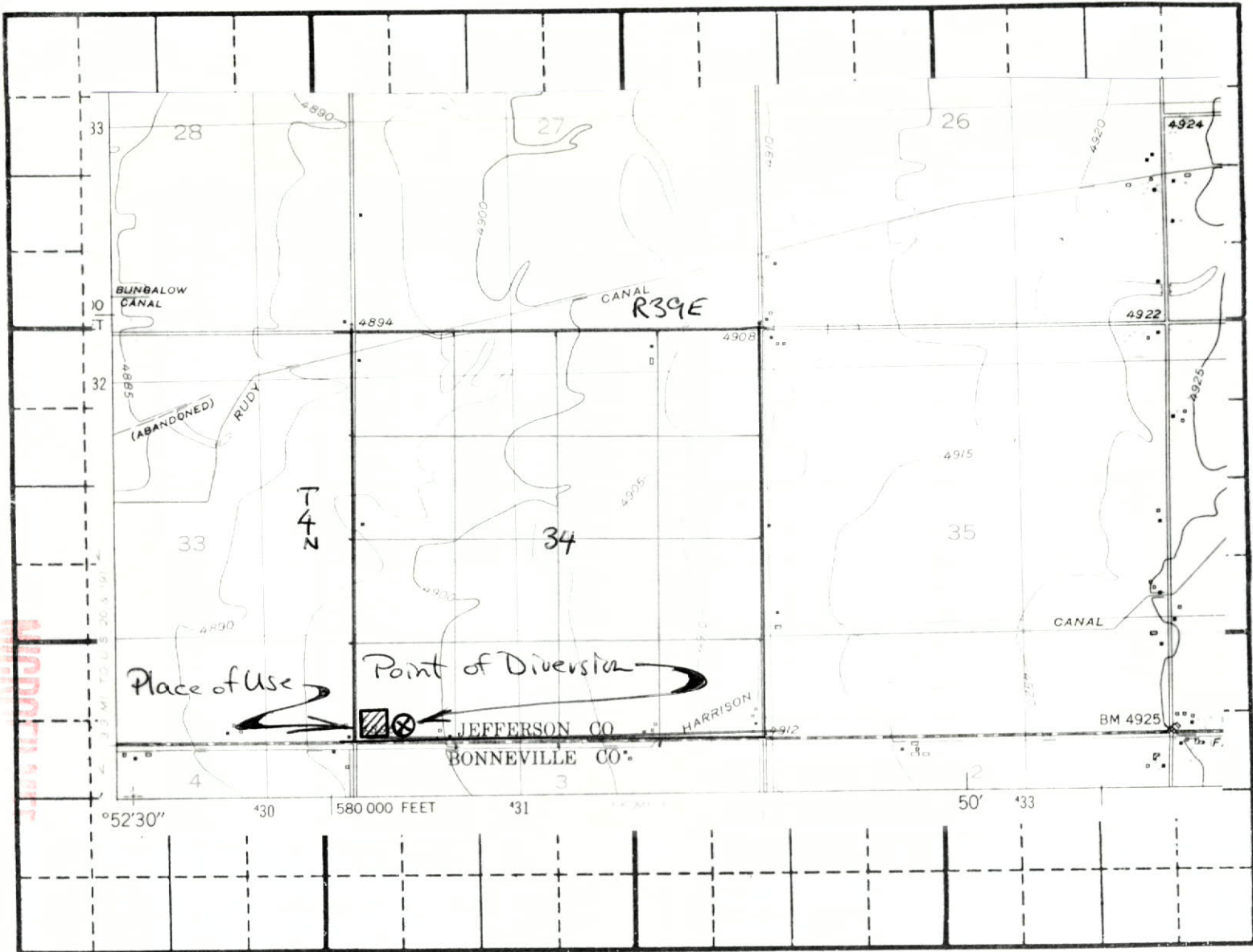


(8) Remarks _____



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 24th day of June, 1983.

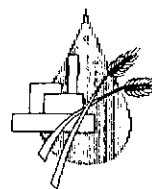
May E. Killian
(Claimant)
Callan Weay
Notary Public
Residing at Idaho Falls

My commission expires 6-15-85

FOR DEPARTMENT USE ONLY

Received by <u>Kcw</u>	Date <u>6-24-83</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>JEM</u>	Date <u>6-27-83</u>		claimant by:	
\$30.00 fee received by <u>CW</u>	Date <u>6-24-83</u>			
Published in <u>Rigby Star</u>	<u>#30727</u>			
Dates <u>8/11 - 8/18/83</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 Max or June Killian

(Name of Claimant)

Rt. #4, Box 263, Rigby, ID 83442

(Mailing Address)

Telephone No. 522-0626

(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 20, 1955

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>0.08 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 _____
Quantity _____		Use _____		Period of Use From _____	To _____

(4) 0.08 cfs TOTAL QUANTITY USED.
(cfs, af)

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

SW ¼ SW ¼, Sec. 34 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. well, pump, pressure tank with distribution lines to two domestic homes

(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	34											X						

No. of acres _____

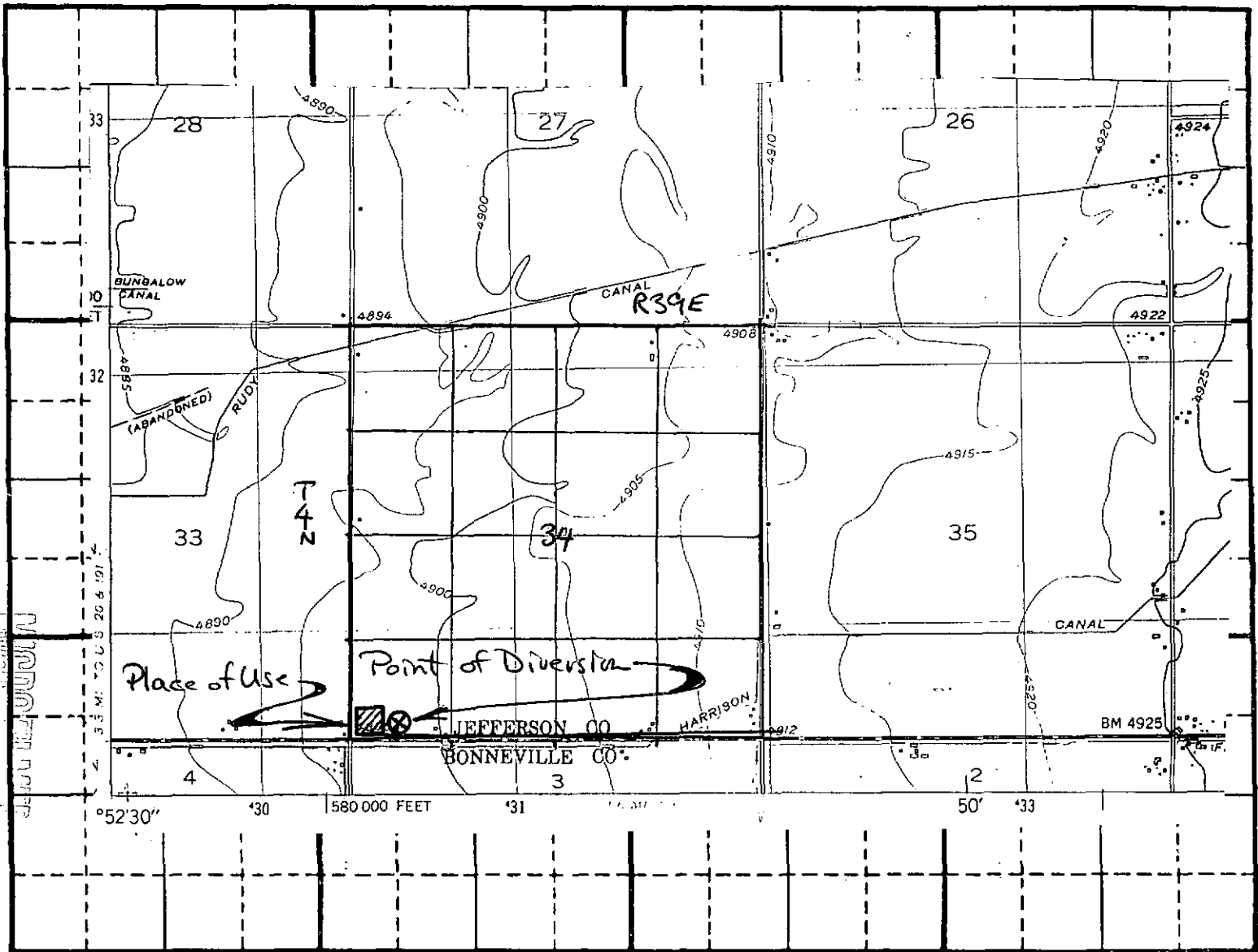
B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

Domestic use for two homes

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 _____



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 24th day of June, 1983.
Mary E. Hillman (Claimant)
Callen Weay
Notary Public
Residing at Idaho Falls

My commission expires 6-15-85

FOR DEPARTMENT USE ONLY

Received by <u>Kcw</u>	Date <u>6-24-83</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>JEM</u>	Date <u>6-27-83</u>		claimant by:	
\$30.00 fee received by <u>CW</u>	Date <u>6-24-83</u>			
Published in <u>Rigby Star</u>	<u>#30227</u>			
Dates <u>8/11-8/18/83</u>				

THE JEFFERSON STAR

RIGBY, IDAHO

AFFIDAVIT OF PUBLICATION

RECEIVED

OCT 13 1983

Department of Water Resources
Eastern District Office

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 here-
to, 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. 10, 1983
and the last publication having been made

on Aug. 17, 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 con-
secutive weeks prior to the first publication of the
said notice.

[Signature]

~~~~~

Subscribed to and sworn to before me

this Aug. 18, 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:

25-4232

KILLIAN, MAX &/or JUNE  
RT. 4, BOX 263, RIGBY, ID 83442  
Source: GROUNDWATER  
Priority Date: 08/20/1955  
Diversion Pt: SWSW Sec 34 T 04N R 39E  
Use: DOMESTIC (0.08 CFS)  
In: SWSW Sec 34 T 04N R 39E

25-4233

KILLIAN, MAX &/or JUNE  
LEES, RONALD &/or NONA  
RT. 4, BOX 263, RIGBY, ID 83442  
Source: GROUNDWATER  
Priority Date: 07/10/1947  
Diversion Pt: SWSW Sec 34 T 04N R 39E  
Use: STOCKWATER (0.02 CFS),  
DOMESTIC (0.08 CFS)  
In: SWSW Sec 34 T 04N R 39E

25-4325

GUYMON, LARRY &/or ELNA  
RT. 1, BOX 222, RIGBY, ID 83442  
Source: GROUNDWATER  
Priority Date: 07/01/1961  
Diversion Pt: SENE Sec 26 T 04N R 38E  
Use: STOCKWATER (0.02 CFS),  
DOMESTIC (0.08 CFS)  
In: SENE Sec 26 T 04N R 38E

35-4200

VAN LEUVEN, VAIL  
BOX 73, ROBERTS, ID 83444  
Source: GROUNDWATER  
Priority Date: 04/01/1950  
Diversion Pt: SWSE Sec 20 T 05N R 37E  
Use: STOCKWATER (0.20 CFS),  
DOMESTIC (0.04 CFS)  
In: SWSW Sec 20 T 05N R 37E

35-4201

VAN LEUVEN, VAIL  
BOX 73, ROBERTS, ID 83444  
Source: GROUNDWATER  
Priority Date: 04/01/1950  
Diversion Pt: NENW Sec 29 T 05N R 37E  
Use: STOCKWATER (0.05 CFS),  
DOMESTIC (0.04 CFS)  
In: NENW Sec 29 T 05N R 37E

35-4204

NUKAYA FARMS  
RT. 5, BOX 331, IDAHO FALLS, ID 83401  
Source: GROUNDWATER  
Priority Date: 04/01/1956  
Diversion Pt: NESW Sec 25 T 04N R 36E  
Use: IRRIGATION (4.80 CFS)  
In: NENW, NWNW, SWNW, SENW, NESW  
NWSW SWSW SESW Sec 25 T 04N R 36E  
FOR 320 ACRES

35-4203

NUKAYA FARMS  
RT. 5, BOX 331, IDAHO FALLS, ID 83401  
Source: GROUNDWATER  
Priority Date: 04/01/1961  
Diversion Pt: SWNW Sec 01 T 04N R 36E  
Use: IRRIGATION (2.50 CFS)  
In: NESW, NWSW, SWSW, SESW Sec 36 T  
04N R 36E FOR 160 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. August 10 and 17, 1983.RS

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Eastern Region

RECEIVED

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

AUGUST 29, 1983

MAX KILLIAN  
JUNE KILLIAN  
RT. 4, BOX 263  
RIGBY

ID 83442

RE: Claim No. 25-4232

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



# STATE OF IDAHO

## DEPARTMENT OF WATER RESOURCES EASTERN REGION

John V. Evans  
Governor

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

A. Kenneth Dunn  
Director

August 30, 1983

RE: Claim to a Water Right No. 35-4203 NUKAYA FARMS  
35-4204 "  
35-4201 VAN LEUVEN  
35-4200 "  
31-4101 HALF CIRCLE CATTLE  
Application for Permit No. 25-7357 ANDERSON & WILKINS  
Claim to a Water Right No. 25-4235 GUYMON  
25-4232 KILLIAN  
25-4233 KILLIAN & LEES

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 August 11 and 18, 1983.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

COLLEEN WRAY  
Adm. Secretary

*Colleen*  
10 7-83  
cw

State of Idaho  
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JGM

Right Number 25 4232 Applicant Max or June Killian

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.

*Aug 29, 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

*aw*

IDENT. NO. 25 4232

WATER RIGHT  
DATA ENTRY LOG[illegible]

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Eastern Region

---

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

AUGUST 3, 1983

The Risby Star  
P. O. Box 37  
Risby, Idaho 83442

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 billing to this office before AUGUST 29, 1983.

Yours truly,

RONALD D. CARLSON  
Supervisor  
Eastern Region

Encl.

NOTICE OF APPLICATION FOR WATER RIGHT

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 on or before AUGUST 29, 1983.

KEN DUNN, Dir.

Published 8/11 & 8/18/83.

25-4232

KILLIAN, MAX &/or JUNE

RT. 4, BOX 263, RIGBY, ID 83442

Source: GROUNDWATER

Priority Date: 08/20/1955

Diversion Pt: SWSW Sec 34 T 04N R 39E

Use: DOMESTIC (0.08 CFS)

In: SWSW Sec 34 T 04N R 39E

