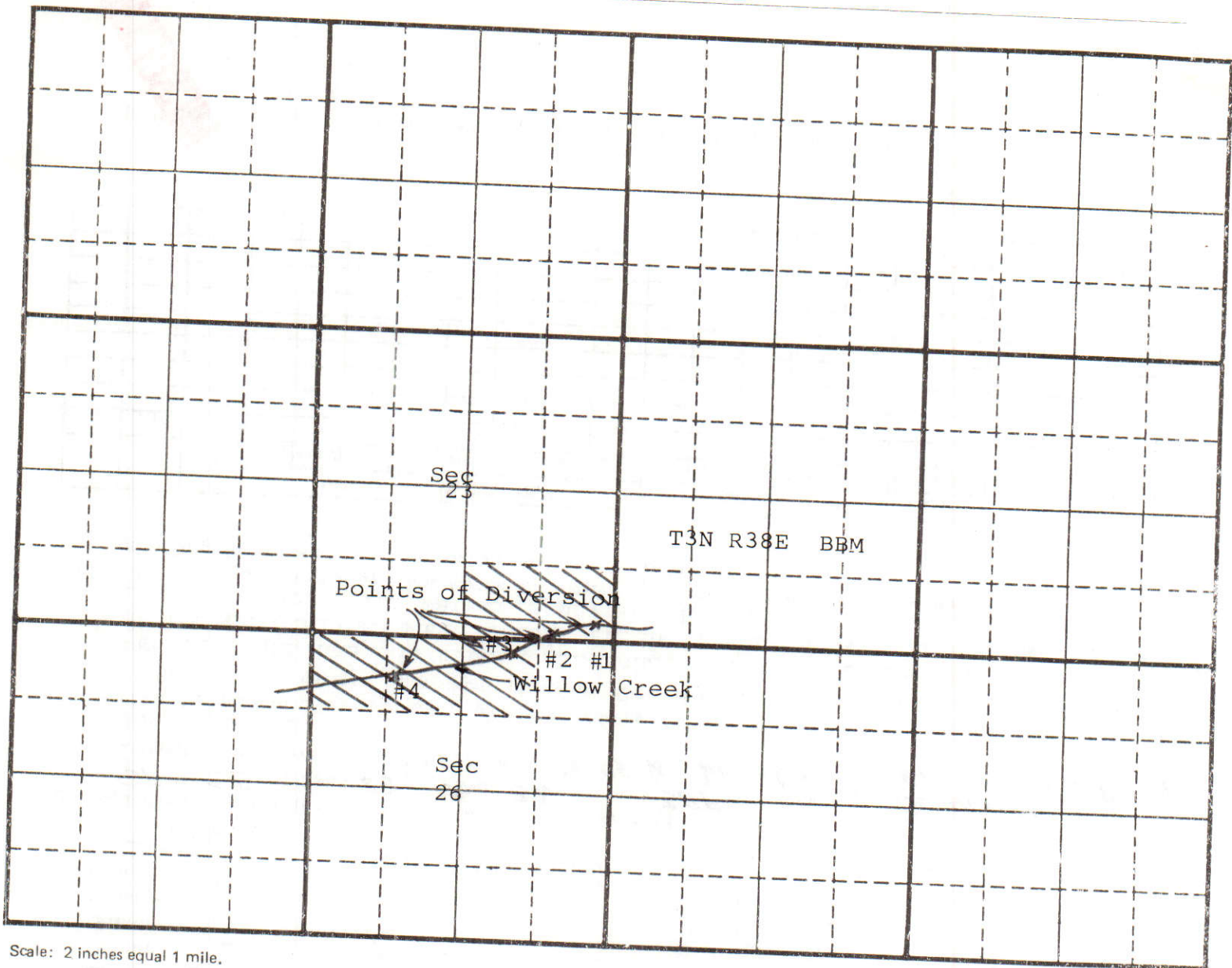


(8) Remarks See attachment



State of Idaho)
County of Madison) 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 May, 1982.

Ray W. Holt
(Claimant)
Ray W. Hughes
Notary Public
Residing at Resburg, Idaho

My commission expires Life

Received by CW Date 6-01-82
Prelim. check by EMC Date 7-02-82
\$30.00 fee received by CW Date 7-28-82 #22361
Published in Post Register
Dates 7-15 & 7-22-82

FOR DEPARTMENT USE ONLY
Exception filed by:

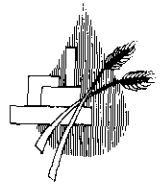
Forwarded to
claimant by:

Date

SP 4145

**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 H. Lott

(Name of Claimant)

Route 8, Box 60, Idaho Falls, ID 83401

(Mailing Address)

(Zip Code)

Telephone No. **522-8838**

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: **JANUARY 1**

(1) Date of priority: (When was the water first applied to a beneficial use)

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)

Willow Creek tributary to Snake 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, af) .17

(Domestic, Irrigation, Stock, Etc.)

(Both dates inclusive)
(Mo., Day) (Mo., Day)

Quantity 01216 cfs Use Stockwatering Period of Use From Nov 1 To Mar 31

Quantity _____ Use _____ Period of Use From _____ To _____

Quantity _____ Use _____ Period of Use From _____ To _____

Quantity _____ Use _____ Period of Use From _____ To _____

Quantity 17 Use _____ Period of Use From _____ To _____

(4) ~~01216~~ cfs TOTAL QUANTITY USED.

(cfs, af) .

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

SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 23 Twp. 3N Rge. 38E B.M., County of BONNEVILLE

Additional points of diversion: ALSO NW 1/4 NE 1/4, NE 1/4 NW 1/4 ^{Section 26} Sec. 26 T3N R30E
See attachment

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. Claimant has constructed and shaped the bed and banks of the stream at the points indicated to divert the water and make it available to the livestock. The water is physically diverted by the work done by the

(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.

[illegible]

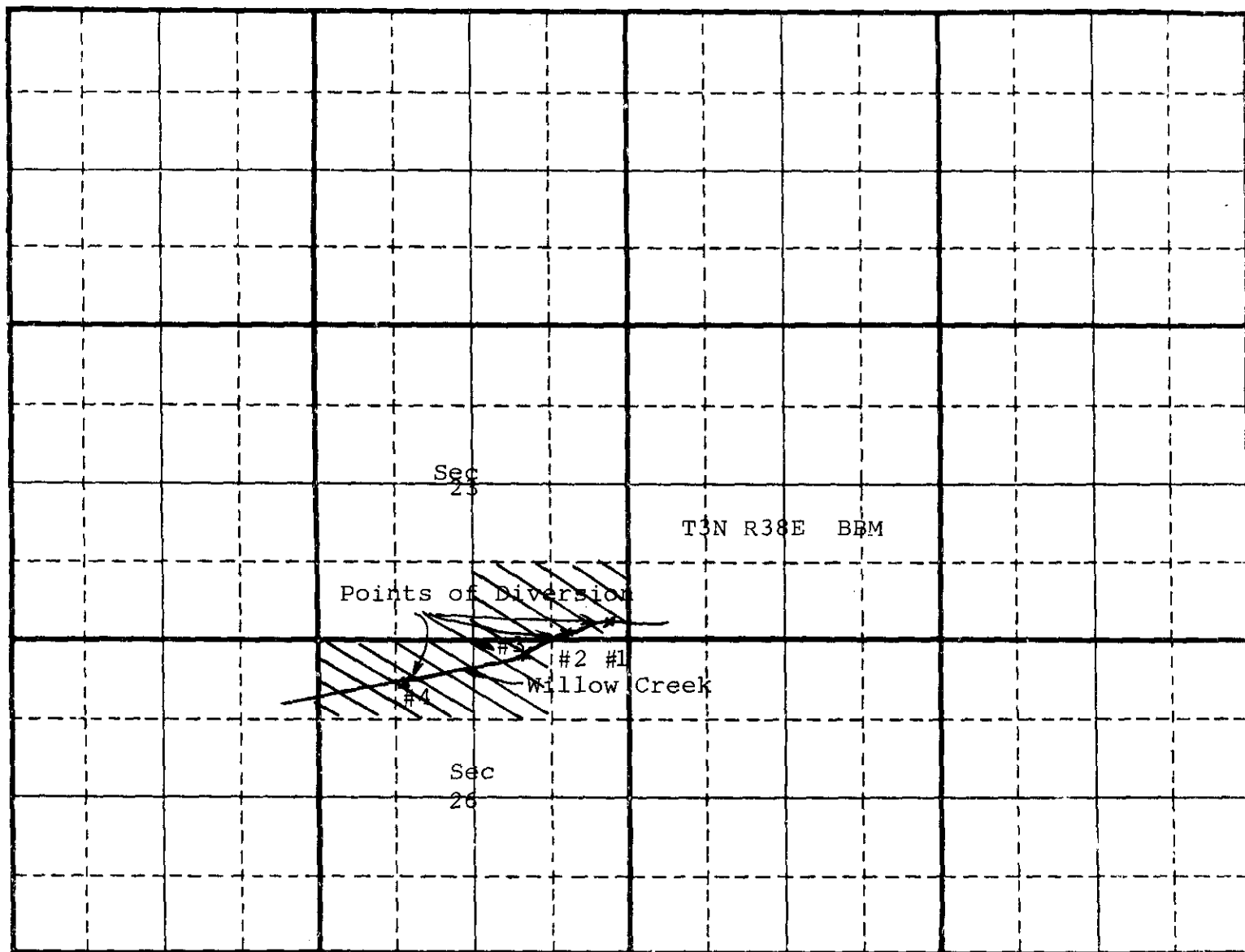
No. of acres _____

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

NOTE: Include here the type and number of stock watered: 600 head cattle, 300 sheep and 4 horses

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

(8) Remarks See attachment



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 Madison) 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.

Ray D. Holt
(Claimant)

Sworn to before me this 20 day of May, 1982.

Ray D. Holt
Notary Public
Residing at Residing, Idaho

My commission expires Life

MICROFILMED

7-02-82 FOR DEPARTMENT USE ONLY

Received by EMC Date 6-01-82 Exception filed by: _____ Forwarded to _____ Date _____
Published in 2000 Date 7-02-82 # 22361
Dates 7-13-82 7-22-82

Attachment to Claim of Ray H. Lott

This claim is filed for the purpose of recording the claimant's right to water from the stream for stockwatering purposes during the winter period. Such use of water is pursuant to the Decree in the case of The Eagle Rock and Willow Creek Water Company, et. al. v. Henry W. Kiefer, et. al., dated July 20, 1901, which states, "...they have used the same for beneficial purposes, to-wit: agricultural, domestic and stock raising purposes..."

While a specific quantity of water is given in paragraph 3, based upon an assumed rate of use per animal, this claim is for sufficient flow in the stream at all times during the winter period to provided water for the livestock.

The water claimed is physically diverted from the stream at the following points of diversion:

- #1 - N150' and W100' from SE Cor Sec 23 *SE 1/4*
 - #2 - N 25' and W1100' from SE Cor Sec 23
 - #3 - S 15' and W1450' from NE Cor Sec 26 *NE 1/4*
 - #4 - S700' and E1400' from NW Cor Sec 26 *NE 1/4*
- all in T3N R38E BB&M

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Proof of Publication

The Post-Register

JUL 30

Department of Water Resources
Eastern District Office

State of Idaho,
County of Bonneville } ss.

I, J. Robb Brady, first being duly sworn, depose and say: That I am the Principal Clerk of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post-Register, a newspaper of general circulation, published daily, except Saturday, at Idaho Falls, Idaho; said Post-Register being a consolidation of the Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903, such consolidation being made on the 1st day of November, 1931, and each of said newspapers having been published continuously and uninterruptedly, prior to consolidation, for more than seventy-eighty (78) weeks and said Post-Register having been published continuously and uninterruptedly from the date of such consolidation, up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post-Register for two consecutive weeks, first publication having been made on the 15th day of July, 1982, last publication having been made on the 22nd day of July, 1982, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, this 29th day of July, 1982.

Notary Public

My commission expires September 30, 1984.

B10, 1M,

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversions and application to beneficial use:

25-4140

DURTSCHI, A.H.
375 BARLOW, IDAHO FALLS, ID 83401
Source: WILLOW CREEK tributary to SNAKE RIVER
Priority Date: 01/01/1874
Amount: 0.07 CFS
Diversion Point: NENE NENW NWNW Sec 14 T 03N R 39E, BONNEVILLE Co.
Use: STOCKWATER (0.07 CFS) from 11/01 to 03/31
Place of Use: NENE NENW NWNW Sec 14 T 03N R 39E
Diversion Means: SHAPED BANK OF CREEK

25-4141

COOPER, ROY L.
RT. 8, BOX 132, IDAHO FALLS, ID 83401
Source: SAND CREEK tributary to SNAKE RIVER
Priority Date: 01/01/1880
Amount: 0.09 CFS
Diversion Point: SWSW NESW Sec 20 T 03N R 39E, BONNEVILLE Co.
Use: STOCKWATER (0.09 CFS) from 11/01 to 03/31
Place of Use: NESW SWSW Sec 20 T 03N R 39E
Diversion Means: SHAPED BANKS OF CREEK

25-4142

LOTT, RAY H.
RT. 8, BOX 60, IDAHO FALLS, ID 83401
Source: WILLOW CREEK tributary to SNAKE RIVER
Priority Date: 01/01/1880
Amount: 0.17 CFS
Diversion Point: SESE Sec 21 T 03N R 38E NWNE NENW Sec 26 T 03N R 38E, BONNEVILLE Co.
Use: STOCKWATER (0.17 CFS) from 11/01 to 03/31
Place of Use: SWSE SESE Sec 21 T 03N R 38E NWNE NENW Sec 26 T 03N R 38E
Diversion Means: Shaped bank of Creek

FERGUSON, DEAROLD
STAR RT. BOX 20, IDAHO FALLS, ID 83401
Source: WILLOW CREEK tributary to SNAKE RIVER
Priority Date: 01/01/1880
Amount: 0.05 CFS
Diversion Point: NWNE Sec 14 T 03N R 39E NESE SWSE Sec 11 T 03N R 39E, BONNEVILLE Co.
Use: STOCKWATER (0.05 CFS) from 11/01 to 03/31
Place of Use: SWSE SESE Sec 11 T 03N R 39E NWNE Sec 14 T 03N R 39E
Diversion Means: SHAPED BANK OF CREEK

Source: WILLOW CREEK tributary to SNAKE RIVER
SAND CREEK tributary to SNAKE RIVER
Priority Date: 01/01/1880
Amount: 0.11 CFS
Diversion Point: NENW SWNW SENW Sec 21 T 03N R 39E SENE NESE NWSE Sec 20 T 03N R 39E, BONNEVILLE Co.
Use: STOCKWATER (0.11 CFS) from 11/01 to 03/31
Place of Use: SENE NESE NWSE Sec 20 T 03N R 39E NENW SWNW SENW Sec 21 T 03N R 39E
Diversion Means: SHAPED BANK OF CREEKS
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 83402.

A. KENNETH DUNN
Director

Published: July 15, 22, 1982

25-4144
N, KENNETH
BOX 150, IDAHO FALLS, ID
Source: WILLOW CREEK tributary to SNAKE RIVER
Priority Date: 01/08/1889
Amount: 0.04 CFS
Diversion Point: NENE Sec 27 T 03N R 39E, BONNEVILLE Co.
Use: STOCKWATER (0.04 CFS) from 11/01 to 03/31
Place of Use: NENE Sec 27 T 03N R 39E
Diversion Means: SHAPED BANKS OF CREEK
25-4145
RY, ALLEN
BOX 254, IDAHO FALLS, ID
Source: WILLOW CREEK tributary to SNAKE RIVER
SAND CREEK tributary to SNAKE RIVER
Priority Date: 01/01/1880
Amount: 0.05 CFS
Diversion Point: SWNW Sec 21 T 03N R 39E SENE NESE Sec 20 T 03N R 39E SW SWSW Sec 15 T 03N R 39E, BONNEVILLE Co.
Use: STOCKWATER (0.05 CFS) from 11/01 to 03/31
Place of Use: SENE NESE Sec 20 T 03N R 39E SWNW Sec 21 T 03N R 39E
Diversion Means: SHAPED BANK OF CREEKS
25-4146
RY, ORV
BOX 150, IDAHO FALLS, ID 83442

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

AUGUST 2, 1982

RAY H. LOTT
RT. 8, BOX 60
IDAHO FALLS ID 83401

RE: Claim No. 25-4142

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

MICROFILMED

RECEIVED
AUG 12 1982

Department of Water Resources

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: *Emet*

Right Number **25 4142**

Applicant *L.H.*

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.

Send to: *01*

Aug. 2, 1982

FINAL REGIONAL PROCESSING REVIEW:

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

By *Ernest Carlson.* Date *Aug 6, 1982*

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By *KW* Date *8/16/82*

MICROFILMED

25-4142

LOTT, RAY H.

RT. 8, BOX 60, IDAHO FALLS, ID 83401

Source: WILLOW CREEK tributary to SNAKE RIVER

Priority Date: 01/01/1880

Amount: 0.17 CFS

MICROFILMED

Diversion Point: SESE Sec 23 T 03N R 38E NWNE NENW Sec 26 T 03N R 38E,
BONNEVILLE Co.

Use: STOCKWATER

(0.17 CFS) from 11/01 to 03/31

Place of Use: SWSE SESE Sec 23 T 03N R 38E NWNE NENW NWNW Sec 26 T 03N R 38E

Diversion means: Shaped bank of Creek

Checked