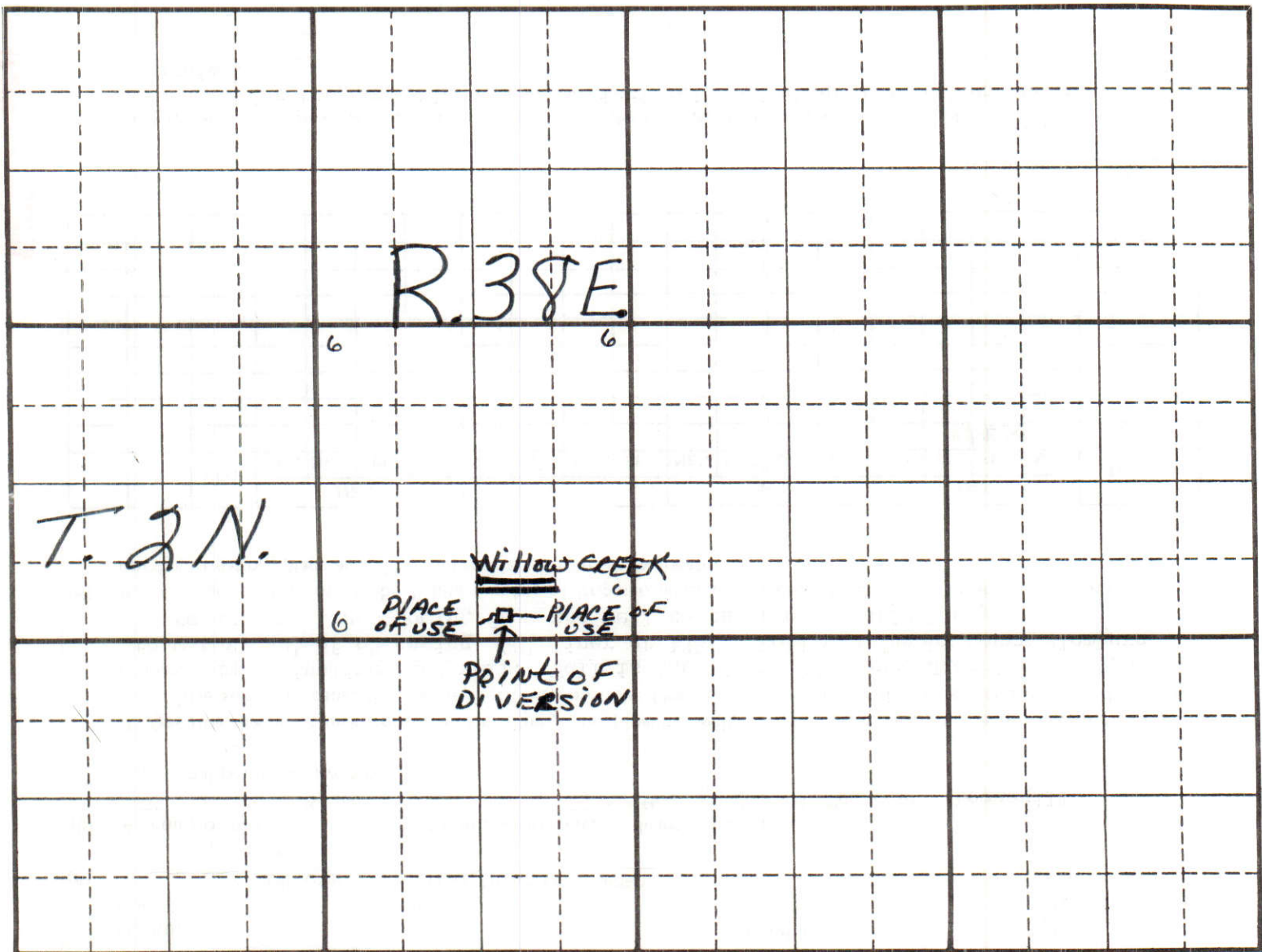


(8) Remarks _____



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.

Steve Killian

Steve Killian
(Claimant)

Sworn to before me this 25th day of February, 1982.

[Signature]
Notary Public
Residing at Idaho Falls, Idaho

My commission expires June 23, 1983

FOR DEPARTMENT USE ONLY

Received by <u>SM</u>	Date <u>3/2/82</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>KCW</u>	Date <u>3/4/82</u>		claimant by:	
\$30.00 fee received by <u>SM</u>	Date <u>3/2/82</u>	# <u>20121</u>		
Published in <u>Post Register</u>				
Dates <u>3-18 & 3-25-82</u>				

RECEIVED

52 4153

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 Stephen Killian and/or Randall Douglass
(Name of Claimant)

Route 6 Box 423-A Idaho Falls, Idaho 83401 Telephone No. 523-4924
(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) May 30, 1948

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, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>.06 cfs</u>	Use	<u>domestic</u>	Period of Use From <u>1-1</u>	To <u>12-31</u>
Quantity	<u>.02 cfs</u>	Use	<u>irrigation</u>	Period of Use From <u>5-1</u>	To <u>10-31</u>
Quantity	_____	Use	_____	Period of Use From _____	To _____
Quantity	_____	Use	_____	Period of Use From _____	To _____
Quantity	_____	Use	_____	Period of Use From _____	To _____

(4) .08 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW ¼ SE ¼, Sec. 6 Twp. 2N Rge. 38 E B.M., County of Bonneville
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. pump, pipeline, and well. Well is 180' deep, 3/4 horse Jacuzzi pump, 155' to water, 30' of 6" casing, 40' liner at 138'. Well was dug by Henry Blomburg. There are two lines coming from the well to the 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	
2N	38E	6															<u>1XX</u>		<u>1</u>

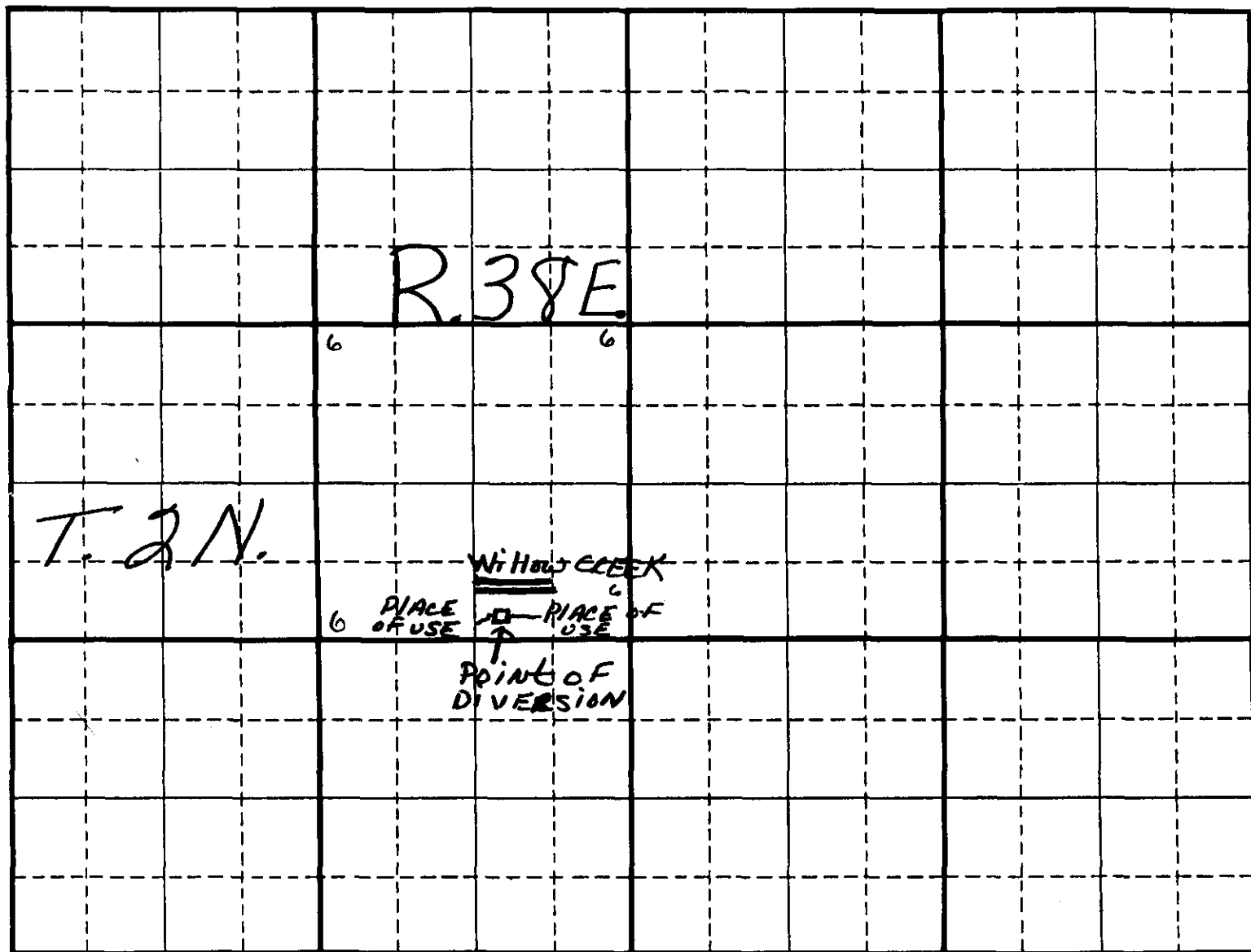
No. of acres 1

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Water is used for two domestic homes and irrigation of about 1 acre between two parties.

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.

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.

Steve Killian

Steve Killian
(Claimant)

Sworn to before me this 25th day of February, 1982.

Notary Public

Residing at

Idaho Falls, Idaho

My commission expires June 22, 1983

FOR DEPARTMENT USE ONLY

Received by <u>PM</u>	Date <u>2/2/82</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>KCW</u>	Date <u>3/4/82</u>		claimant by:	
\$ <u>30.00</u> fee received by <u>SM</u>	Date <u>3/2/82</u>	# <u>20121</u>		
Published in <u>Idaho Register</u>				
Dates <u>3-18 & 3-25-82</u>				

Proof of Publication

The Post-Register

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 18th day of March, 1982, last publication having been made on the 25th day of March, 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 26th day of March, 1982

Robert L. Napkin
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 diversion and application to beneficial use:

35-4130
ABLESON, ANER
RT. 5 BOX 33, IDAHO FALLS, ID 83401
Source: GROUNDWATER
Priority Date: 10/01/1923
Amount: 0.08 CFS
Diversion Point: SWSE Sec 17 T 02N R 37E, BONNEVILLE Co.
Use: STOCKWATER (0.02 CFS) from 01/01 to 12/31
DOMESTIC (0.04 CFS) from 01/01 to 12/31
Place of Use: SWSE Sec 17 T 02N R 37E
Diversion Means: WELL, PUMP & PIPELINE

25-4125
WILLOW CREEK WATER ASSN.
RT. 8 BOX 375, IDAHO FALLS, ID 83401
Source: GROUNDWATER
Priority Date: 06/01/1946
Amount: 0.12 CFS
Diversion Point: SWSW Sec 19 T 03N R 39E, BONNEVILLE Co.
Use: STOCKWATER (0.02 CFS) from 01/01 to 12/31
DOMESTIC (0.10 CFS) from 01/01 to 12/31
Place of Use: NWSW SWSW Sec 19 T 03N R 39E NESE SESE Sec 24 T 03N R 38E
Diversion Means: WELL, PUMP & PIPELINE

25-4124
DOUGLASS, KEITH &/or IMOGENE
282 3RD ST., IDAHO FALLS, ID 83401
Source: GROUNDWATER
Priority Date: 07/03/1959
Amount: 0.04 CFS
Diversion Point: NENE Sec 07 T 02N R 38E, BONNEVILLE Co.
Use: COMMERCIAL (0.04 CFS) from 01/01 to 12/31
Place of Use: NENE Sec 07 T 02N R 38E
Diversion Means: WELL, PUMP & PIPELINE

25-4123
KILLIAN, STEPHEN
RANDALL, DOUGLASS
RT. 6 BOX 423-A, IDAHO FALLS, ID 83401
Source: GROUNDWATER
Priority Date: 05/30/1948
Amount: 0.08 CFS
Diversion Point: SWSE Sec 06 T 02N R 38E, BONNEVILLE Co.
Use: IRRIGATION (0.02 CFS) from 05/01 to 10/31
DOMESTIC (0.06 CFS) from 01/01 to 12/31
Place of Use: SWSE Sec 06 T 02N R 38E
FOR 1 ACRE
Diversion Means: WELL, PUMP & PIPELINE

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: 4/18 & 3/25/82.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

APRIL 5, 1982

STEPHEN KILLIAN
RANDALL DOUGLASS
RT. 6 BOX 423-A
IDAHO FALLS

ID 83401

RE: Claim No. 25-4123

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

RECEIVED
APR 9 1982

Department of Water Resources

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY:

K.C. Wilson
25 4123

Right Number

25-4123

Applicant

Stephen Killian / Randall Douglas

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

April 7, 1982

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By

tw

Date

4/14/82

April 5, 1982

RECEIVED

3/79

25 4123

IDENT. NO.

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

Initials

Date _____

Item

60

3-10-82

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 Signed

Transfer Approved

Keypunched by State Office

42

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

MARCH 11, 1982

The Post Register
P. O. Box 1800
Idaho Falls, Idaho 83401

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 APRIL 5, 1982.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.



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 beneficial use:

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 3/18 & 3/25/82.

RECEIVED

KILLIAN, STEPHEN
DOUGLASS, RANDALL

RT. 6 BOX 423-A, IDAHO FALLS, ID 83401

Source: GROUNDWATER

Priority Date: 05/30/1948

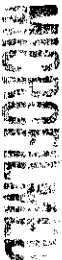
Amount: 0.08 CFS

Diversion Point: SWSE Sec 06 T 02N R 38E, BONNEVILLE Co.

Use: IRRIGATION	(0.02 CFS)	from 05/01 to 10/31
DOMESTIC	(0.06 CFS)	from 01/01 to 12/31

Place of Use: SWSE Sec 06 T 02N R 38E FOR 1 ACRES

Diversion Means: WELL, PUMP & PIPELINE



Handwritten signature or initials.

IN THE MATTER OF:)
)
)
)
)
)
)
)
DATE OF WELL DRILLING
State of Idaho
County of Bonneville

AFFIDAVIT

George Marshall being first duly sworn,

deposes and says: _____

I know Darwin Beck was living
on the Bert Wackerli farm when
the well was dug. Mr Beck
pin pointed the date of May 30, 1948
for me

LEGAL DSECRPTION: _____

S 1/2 SW 1/4 SE 1/4. Sec. 6, T 2N, R 38 ERM

George Marshall
(Signature)

Subscribed and sworn to before me this 24th day of February, 1982.

[Signature]
(Notary Public)

Residing at Idaho Falls, Idaho
My Commission Expires June 22, 1983

RECORDED

))))))

AFFIDAVIT

5

5)

)

being first duly sworn,

deposes and says:

deposes and says: I lived on the Bunt Mackerel
farm when the well was drilled.
The well was started a couple

The well was started a couple of years before our daughter was born in 1948. Her name is Dorothy Ruth Beck Bennett.

We were using the water from this well on or before the daughter's birthday of May 30, 1948.

This well has drilled by Henry Blomberg.

LEGAL DESCRIPTION:

S 1/2 SW 1/4, Sec 1/4, Sec. 6, T 2N, R 38 EBM

Lawrence Beck
(Signature) Rt. #2 Box 160 Rigby, Idaho

Subscribed and sworn to before me this 24th day of February, 1982

(Notary Public)

Residing at

My Commission Expires June 22 1983