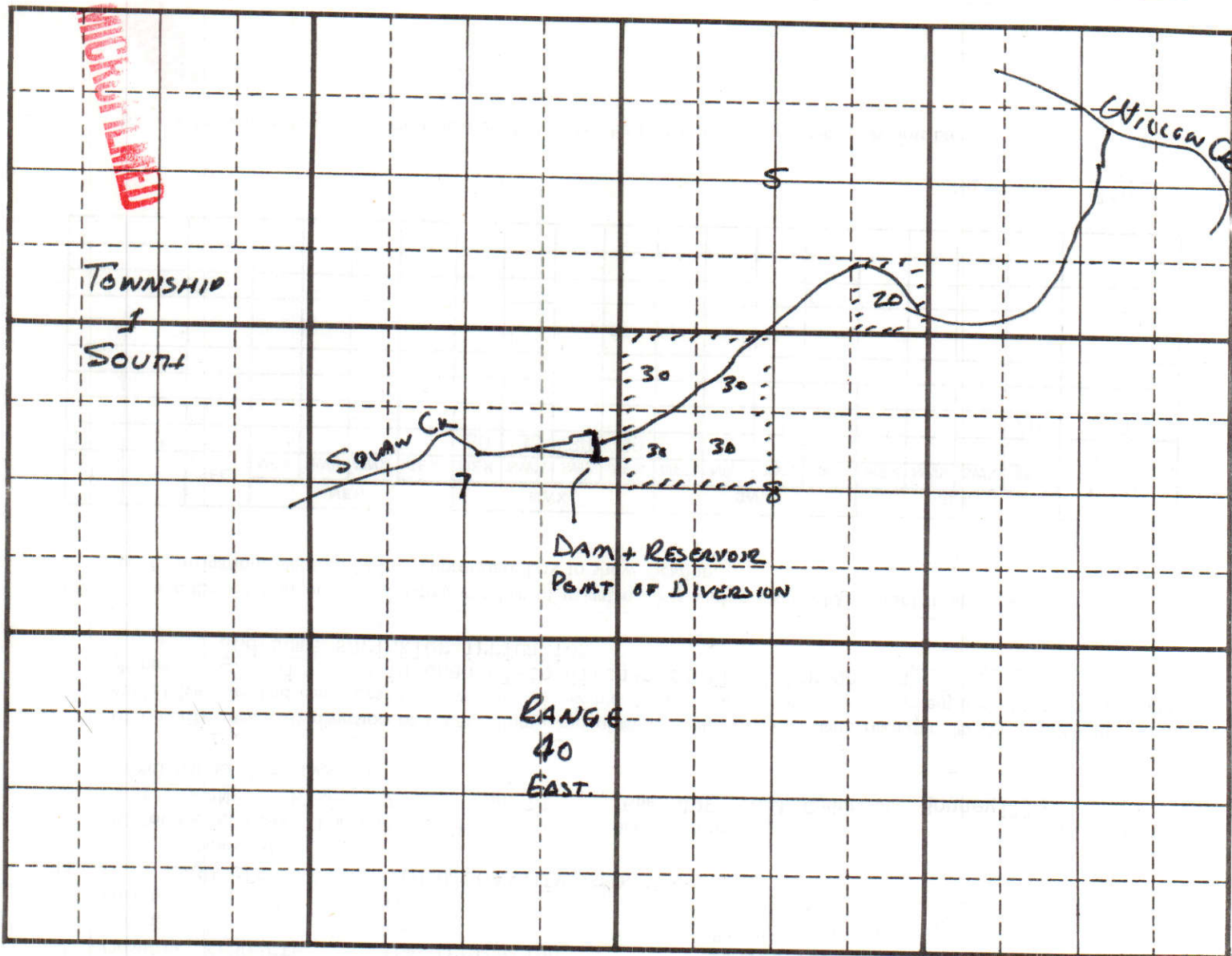


(8) Remarks Claim is intended to document the right which was originally under permit No. 25-2154 but is now cancelled.



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.

Fred Elkington
(Claimant)

Sworn to before me this 2nd day of October, 1981.

Allen Wray
Notary Public
Residing at Idaho Falls, ID

My commission expires 6/15/85

FOR DEPARTMENT USE ONLY

Received by SM Date 10-02-81 Exception filed by: _____ Date _____
Prelim. check by Kew Date 10-5-81 Forwarded to claimant by: _____
\$20.00 fee received by SM Date 10-02-81
Published in Post Register # 1903
Dates 10-22-81 to 10-29-81

Proof of Publication
The Post-Register

RECEIVED

NOV 5 1981

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 22nd day of October, 1981, last publication having been made on the 29th day of October, 1981, 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 3rd day of November, 1981
Deon R. Napier
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:

25-4107

ELKINGTON BROTHERS, ELKINGTON, REED
BONE STAR ROUTE, IDAHO FALLS, ID 83401

Source: SQUAW CREEK tributary to WILLOW CREEK

Priority Date: 04/22/1916

Amount: 2.80 CFS

Diversion Point: SENE Sec 07 T 01S R 40E, BONNEVILLE Co.

Use: IRRIGATION (2.80 CFS) from 04/01 to 11/01

IRRIGATION STORAGE (100.0 AC-FT) from 01/01 to 12/31

IRRIGATION FROM STORAGE (100.0 AC-FT) from 04/01 to 11/01

Place of Use: NENW NWNW SWNW SENW Sec 08 T 01S R 40E SESE Sec 05 T 01S R 40E FOR 140 ACRES

Diversion Means: DAM, FLOOD & SPRINKLER IRRIGATION

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: October 22, 29, 1981

MICROFILMED

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 Reed Elkington &/or Elkington Bros.

(Name of Claimant)

Bone Star Route, Idaho Falls, ID 83401

(Mailing Address)

Telephone No. 522-8551

(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) April 22, 1916

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)

Squaw Creek tributary to Willow Creek

- (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	100 AF	Use Storage for Irrig.	Period of Use From 1/1	To 12/31
Quantity	100 AF	Use Irrig. from Storage	Period of Use From 4/1	To 11/1
Quantity	2.80 cfs	Use Irrigation	Period of Use From 4/1	To 11/1
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To

- (4) 2.80 cfs TOTAL QUANTITY USED.

(cfs, gpd, AFA)

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

SE ¼ NE ¼, Sec. 7 Twp. 1S Rge. 40E 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. 27' high dam in channel to ditches to flood irrigation and some sprinkler irrigation

- (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.

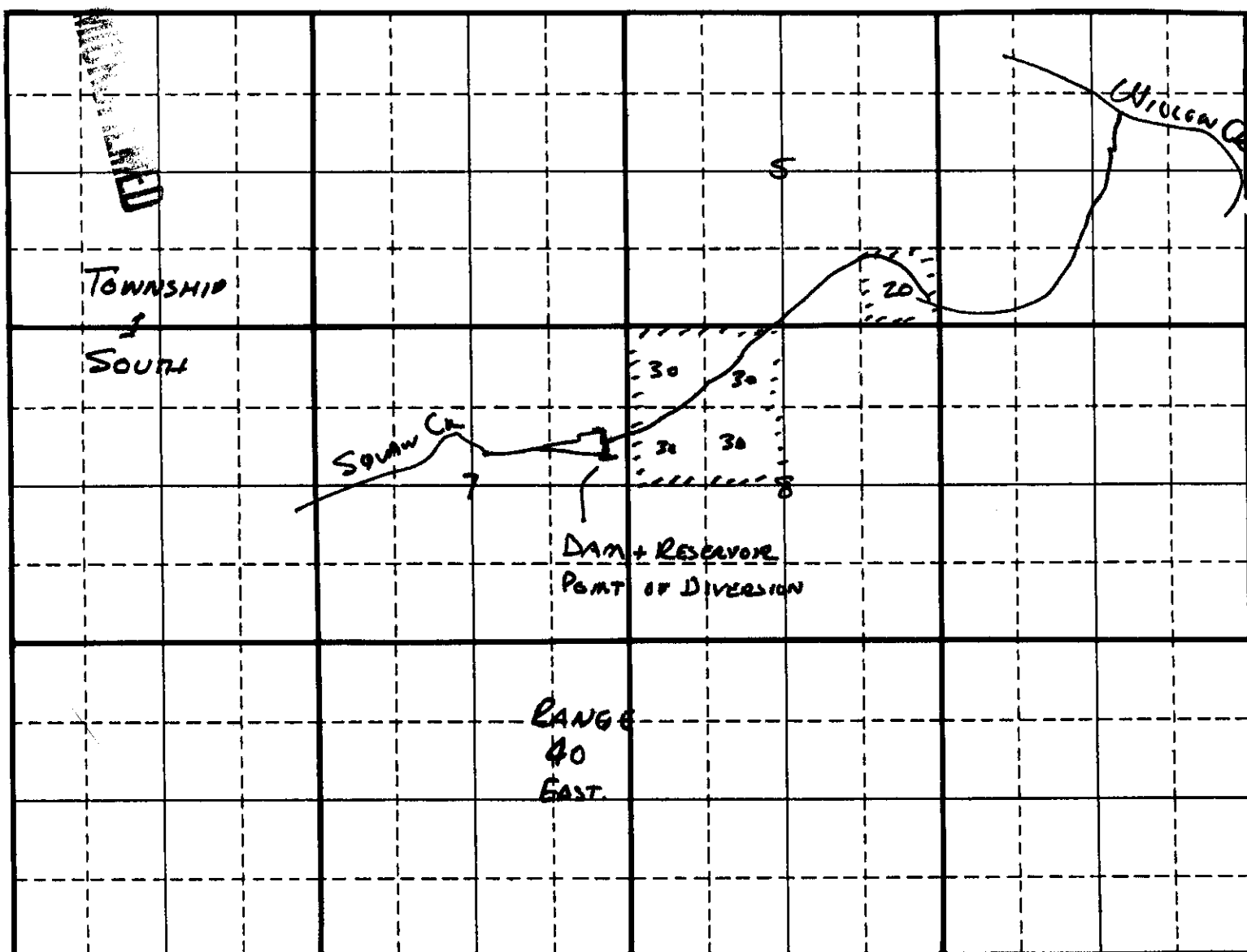
T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
1S	40E	8					30	30	30	30									120
		5															20		20

No. of acres 140

- 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:

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



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.

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 2nd day of October, 1981.

Notary Public
Residing at Idaho Falls, ID

My commission expires 6/15/85

Received by SM Date 10-02-81 Exception filed by: _____ Forwarded to: _____ Date: _____
Prelim. check by Kew Date 10-5-81 Date: _____
\$20.00 fee received by Cur Date 10-02-81 claimant by: _____
Published in Post Register # 1903 _____
Dates 10-22-80 10-29-81 _____

RECEIVED

Department of Justice
Eastern District Office

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

NOVEMBER 9, 1981

ELKINGTON, REED ELKINGTON BROTHERS
BONE STAR ROUTE
IDAHO FALLS ID 83401

RE: Claim No. 25-4107

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

RECEIVED
NOV 10 1981

Department of Water Resources

10/29/81

INDICATES TOTAL

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
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23-7070 REMARKS: APPLICANT LEASING LAND TO BUILD HOUSE

25-4107 ELKINGTONBROTHERS, ELKINGTON, 04-22-1916 IRRIGATION 04-01 11-01

2.80 CFS SENE S07 NENN(30) NAWN(30) STARY CLM
S08 T01S R40E
S05 T01S R40E
SESE(20)

RDNE STAR ROUTE
IDAHO FALLS ID 83401

SOURCE: SQUAM CREEK
REMARKS: TO DOCUMENT RIGHT, ORIGINALLY UNDER PERMIT 25-2154, NOW CANCELLED

TRIBUTARY: WILLOW CREEK

IRRIGATION 01-01 12-31

100.00 AFA

SAME AS OTHER USE

Control 140 ACRES*

IRRIGATION 04-01 11-01

100.00 AFA

SAME AS OTHER USE

***AFA
2.80+CFS

25-7261 DANIEL, DAVID S. 10-08-1981 IRRIGATION 04-01 11-01

DANIEL, BRENDA
RT. #1, BOX 162-W

ID 83442

TRIBUTARY:

SOURCE: GROUNDWATER
REMARKS: S-10 HORSES

* 3 ACRES*

DOMESTIC 01-01 12-31

.04 CFS

SAME AS OTHER USE

STOCKWATER 01-01 12-31

.02 CFS

SAME AS OTHER USE

***AFA
.12+CFS

25-7262 SANDIFER, VAN ROYUR. 10-15-1981 IRRIGATION 04-01 11-01

KT. #1, BOX 141

ID 83401

TRIBUTARY: WILLOW CREEK

SOURCE: ROCK CREEK
REMARKS: 25-BEEF CATTLE, 4 HORSES; APPLICANT HODS EQUITI UNDER CONTRACT WITH THE LOCKHART COMPANY ACC# 34541. ALSO PERMIT # 25-7124 ON SAME PROPERTY FROM GROUNDWATER SOURCE.

SENE S36 SENE(05) NESE(20) APPLICATION
S08 T01N R39E S36 T01N R39E

.40 CFS

MICROFILMED

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: KC Wilson

Right Number 25 4107 Applicant Elkington
25-4107

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 Nov 13 1981

Nov 9, 1981

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Jani Date 11/16/81

RECEIVED
NOV 17 1981

IDENT. NO. 25 4107

WATER RIGHT
DATA ENTRY LOG

[illegible]

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

OCTOBER 15, 1981

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 billings to this office before NOVEMBER 9, 1981.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

10-15-81

NOTICE OF CLAIMS TO WATER RIGHTS

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A. KENNETH DUNN

Director

Published 10/22 & 10/29/81.



25-410Z-

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BONE STAR ROUTE, IDAHO FALLS, ID 83401

Source: SQUAW CREEK tributary to WILLOW CREEK

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Amount: 2.80 CFS

Diversion Point: SENE Sec 07 T 01S R 40E, BONNEVILLE Co.

Use: IRRIGATION	(2.80 CFS)	from 04/01 to 11/01
IRRIGATION STORAGE	(100.0 AC-FT)	from 01/01 to 12/31
IRRIGATION FROM STORAGE	(100.0 AC-FT)	from 04/01 to 11/01

Place of Use: NENW NWNW SWNW SENW Sec 08 T 01S R 40E SESE Sec 05 T 01S R 40E
FOR 140 ACRES

Diversion Means: DAM, FLOOD & SPRINKLER IRRIGATION