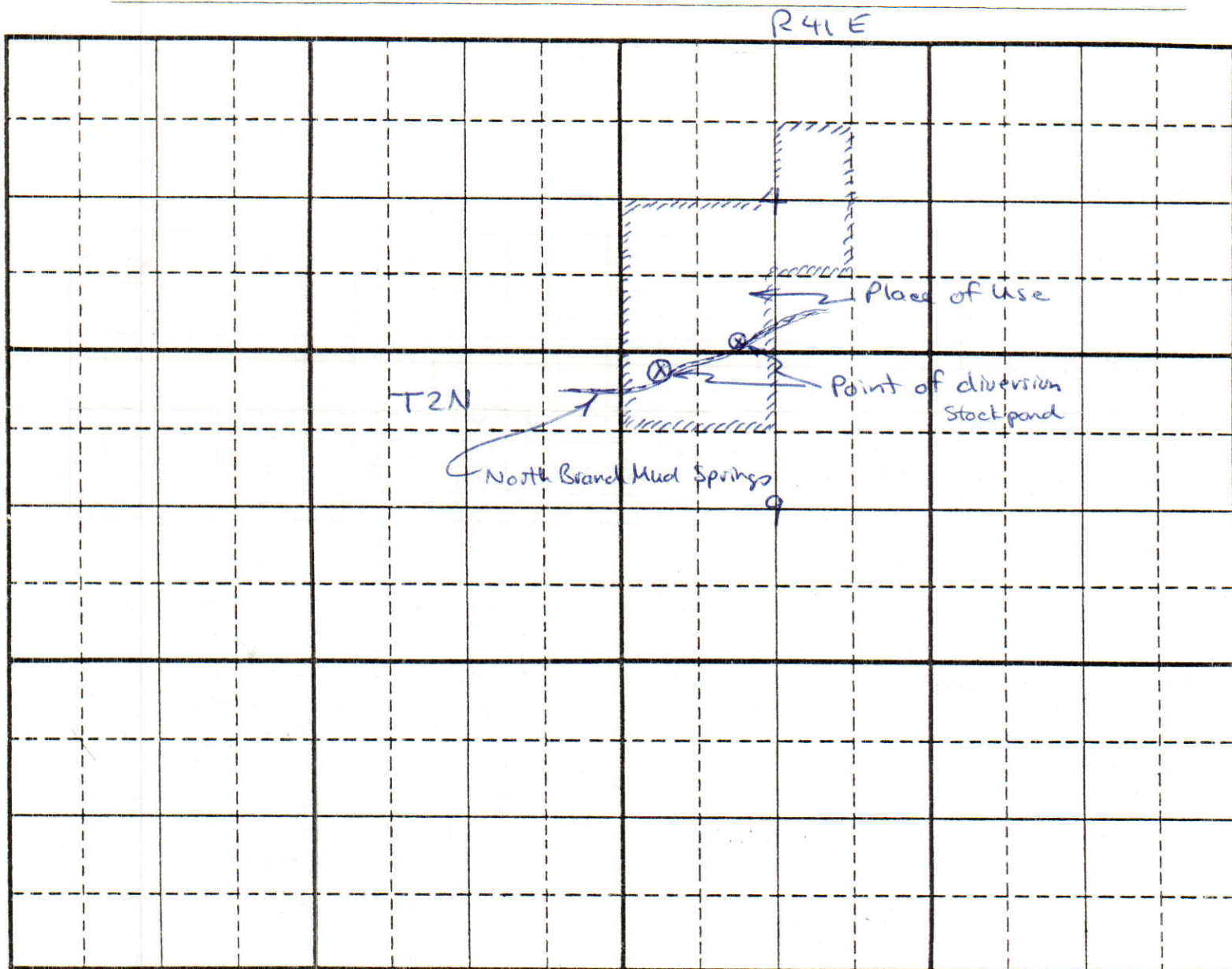


(8) Remarks



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 Jefferson) 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.

Lee W. Harris
(Claimant)

Sworn to before me this 6th day of April, 1981.

Velma Austin
Notary Public
Residing at Rice Ln S3443

My commission expires lifetime

FOR DEPARTMENT USE ONLY

Received by Kaw Date 4/7/81 Exception filed by: _____ Date _____
Prelim. check by Kaw Date 4/7/81
\$20.00 fee received by Kaw Date 4/8/81 #17164
Published in Post Register
Dates 2/16 & 4/23/81

Forwarded to claimant by: _____ Date _____

52 1088

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 16th day of April, 1981, last publication having been made on the 23rd day of April, 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 28th day of April, 1981.

Dean 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:
25-4096
HARRIS, LEE W.
RT. 2 BOX 253, RIGBY, ID 83442
Source: NORTH BRANCH MUD SPRINGS tributary to WILLOW CREEK
Priority Date: 06/01/1968
Amount 0.02 CFS
Diversion Point: SESW Sec 04 T 02N R 41E NWNW Sec 09 T 02N R 41E, BONNEVILLE Co.
Use: STOCKWATER (0.02 CFS) from 01/01 to 12/31
Place of Use: SWNE NESW NWSW SWSW SESW NWSE Sec 04 T 02N R 41E NENW NWNW Sec 09 T 02N R 41E
Diversion Means: POND.
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 83401.
C. STEPHEN ALLRED
Director
Published: April 16, 23, 1981

RECEIVED

APR 30 1981

Department of Water Resources
Eastern District Office

RECEIVED

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 Lee W. Harris
(Name of Claimant)
Rt 2 Box 253 Rigby Idaho 83442 Telephone No. 538-6841
(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) June 1968

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)
North Branch Mud Springs 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, AEA)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>0.02</u>	Use	<u>Stockwater</u>	Period of Use From <u>Jan 1</u>	To <u>Dec 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) 0.02 TOTAL QUANTITY USED.
(cfs, gpd, AEA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE 1/4 SW 1/4, Sec. 4 Twp. 2N Rge. 41E B.M., County of Bonneville
Additional points of diversion: Sec 9, NW 1/4 NW 1/4, T.2N, R.41E

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. Diversion to Stockwatering pond excess flow redirected back into stream.

(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.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
2N	41E	4			X						X	X	X	X		X			
		9					X	X											

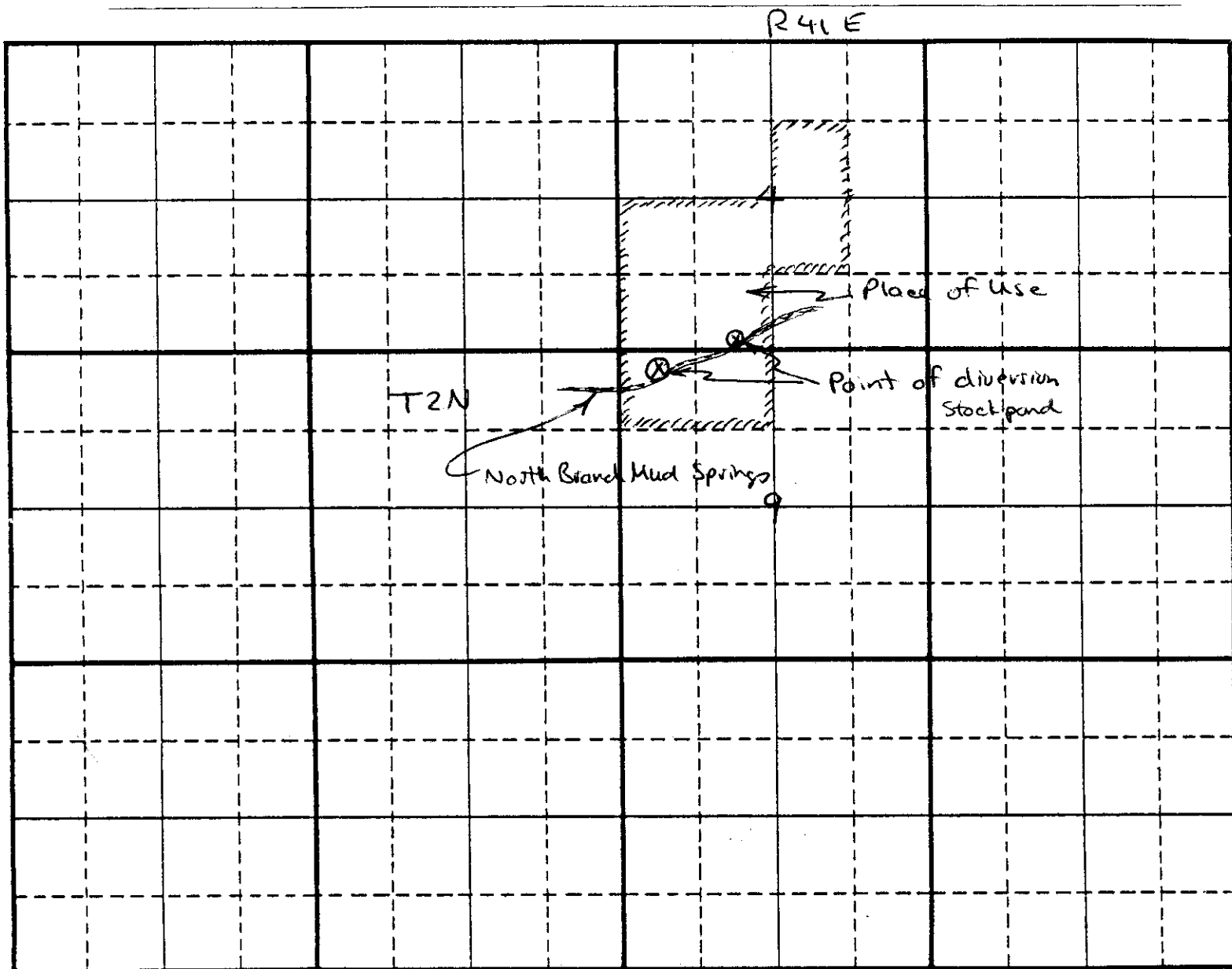
No. of acres

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Stockwater for 50-head Range Cattle

NOTE: Include here the type and number of stock watered: 50-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 Jefferson) 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.

Lee W. Harris
(Claimant)

Sworn to before me this 6th day of April, 1981.

Velma Austin
Notary Public
Residing at Rainbow Lake 834443

My commission expires lifetime

FOR DEPARTMENT USE ONLY

Received by King Date 4/7/81 Exception filed by: _____ Forwarded to _____ Date _____
Printed check by Kawls Date 4/7/81 _____
\$20.00 fee received by King Date 4/8/81 #17164 _____
Published in Post Register _____
Dates 4/16 & 4/23/81 _____

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.

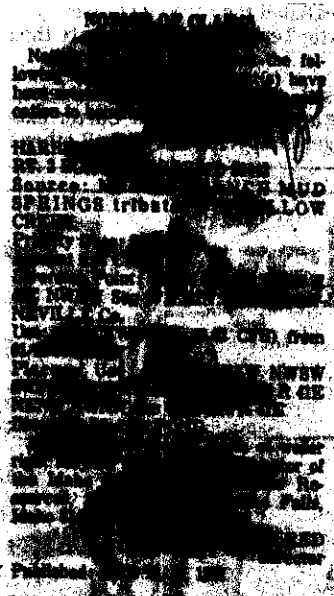
That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post-Register for two consecutive weeks, first publication having been made on the 16th day of April, 1981, last publication having been made on the 23rd day of April, 1981, and that the said 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 28th day of April, 1981.

Dean R. Napier
Notary Public

My commission expires September 30, 1984.

B10, 1M,



RECEIVED

APR 30 1981

Department of Water Resources
Eastern District Office

APR 30 1981

WATER RIGHT NUMBER 25-4096

OWNER LAST NAME - HARRIS

FIRST NAME - LEE W.

ORIG OWNER -

ADDRESS LINE 1 - RT. 2 BOX 253

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - RIGBY

STATE - ID ZIP CODE - 83442

SOURCE - NORTH BRANCH MUD SPRINGS

TRIBUTARY OF - WILLOW CREEK

STAGE - STATRY CLM

STATUS -

PRIORITY - 06-01-1968

COUNTY - BONNEVILLE

TOTAL DIV. RATE -

.0200 -CFS

TOTAL DIV. VOLUME -

.00 AFA

TRFR/AMEND -

WATER DIST. -

DUE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - SESW 04 02N 41E LOT

REDIV -

NWNW 09 02N 41E LOT

REDIV -

FROM - 01-01 TO - 12-31 USE - STOCKWATER

USE DIV. RATE -

.0200 CFS

USE DIV. VOLUME -

.00 AFA

USE - STOCKWATER

PLACE OF USE - TWN 02N RNG 41E SEC 04

TRACT SENE LOT

AC

TRACT NESW LOT

AC

TRACT NWSW LOT

AC

TRACT SWSW LOT

AC

TRACT SESW LOT

AC

TRACT NWSE LOT

AC

TRACT NENW LOT

AC

TRACT NWNW LOT

AC

USE - STOCKWATER

PLACE OF USE - TWN 02N RNG 41E SEC 09

TRACT NENE LOT

AC

TRACT NENE LOT

AC

DECREE NAME -

DATE -

TOTAL ACRES

0

REMARKS -

NON IRRIG USE - S/50 RANGE.

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. -

PROOF MADE - FLD EXAM -

COND. OF APPROVAL -

DIVERSION MEANS - POND.

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: K. Callan

Right Number 25 4096

Applicant Lee W. Harris

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.

5/A

FINAL REGIONAL PROCESSING REVIEW:

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

By EMC Date May 7, 1981

Proofed
on phone
4/15 EMC

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Lawrence Date 5/15/81

RECEIVED
MAY 15 1981

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT
DATA ENTRY LOG

[illegible]

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave.
Idaho Falls, Idaho 83401
(208) 525-7161

MAY 6, 1981

LEE W. HARRIS
RT. 2 BOX 253
RIGBY

ID 83442

RE: Claim No. 25-4096

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

150 Shoup Ave. -----

525-7161

April 14, 1981

RE: Claim to a Water Right No. 25-4096

Lee W. Harris
Rt. #2, Box 253
Rigby, ID 83442

Dear Mr. Harris:

Attached herewith is Departmental Receipt No. 17164 in the amount of \$30.00 for the above referenced claim.

Sincerely,

KAY WALKER
Secretary

KW:k
Attachment

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave.
Idaho Falls, Idaho 83401
(208) 525-7161

APRIL 9, 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 billing to this office before MAY 4, 1981.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.



25-4096-

HARRIS, LEE W.

RT. 2 BOX 253, RIGBY, ID 83442

Source: NORTH BRANCH MUD SPRINGS tributary to WILLOW CREEK

Priority Date: 06/01/1968

Amount: 0.02 CFS

Diversion Point: SESW Sec 04 T 02N R 41E NWNW Sec 09 T 02N R 41E,
BONNEVILLE Co.

Use: STOCKWATER (0.02 CFS) from 01/01 to 12/31

Place of Use: SWNE NESW NWSW SWSW SESW NWSE Sec 04 T 02N R 41E NENW NWNW
Sec 09 T 02N R 41E

Diversion Means: POND.

RECEIVED
JAN 10 1969
RIGBY, ID