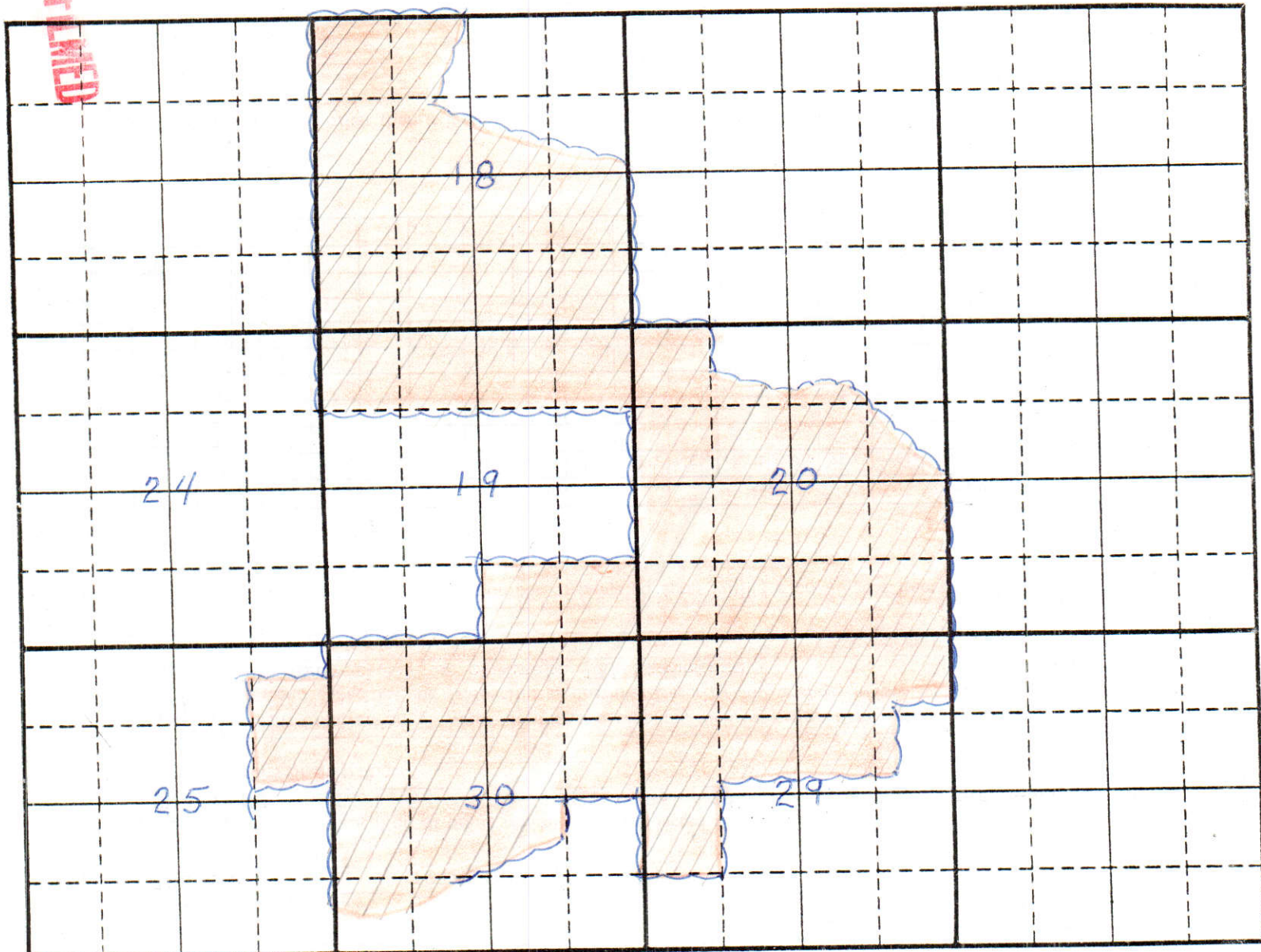


Microfilm

Remarks Independent Irrigation Company has traditionally distributed up to four (4) inches per acre to irrigate lands within the companies' system. This claim is filed to evidence this use.



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 Bingham) 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 6th day of February, 1981

W. Ronald Shippen
(Claimant) President
Ronald D. Carson
Notary Public
Residing at Firth, Idaho

My commission expires 2/14/82

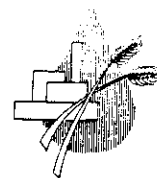
FOR DEPARTMENT USE ONLY

Received by <u>RDC HWJ</u>	Date <u>2-9-81</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>CW</u>	Date <u>2/6/81</u>		claimant by:	
\$30.00 fee received by <u>CW</u>	Date <u>2-06-81</u>			
Published in <u>The Rigby Star</u>	<u>#17028</u>			
Dates <u>2/19 & 2/26/81</u>				

52 1080

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 Independent Irrigation Company

(Name of Claimant)

c/o Ronald Shippen, Box 75, Menan, ID

(Mailing Address)

Telephone No. 754-4157

(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 1, 1884

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)

Scott Slough 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>132 cfs</u>	Use <u>Irrigation</u>	Period of Use From <u>Apr. 1</u>	To <u>Nov. 1</u>
Quantity	<u>25 cfs</u>	Use <u>Stockwater</u>	Period of Use From <u>Nov. 1</u>	To <u>Apr. 1</u>
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To

(4) 132 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

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

SW ¼ NW ¼, Sec. 26 Twp. 5N Rge. 38E 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. 14' drop check in concrete 10' structure

(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	
5N	38E	18																	
		19																	
		20																	
		21																	
		28																	
		29																	
		30																	
5N	37E	25																	

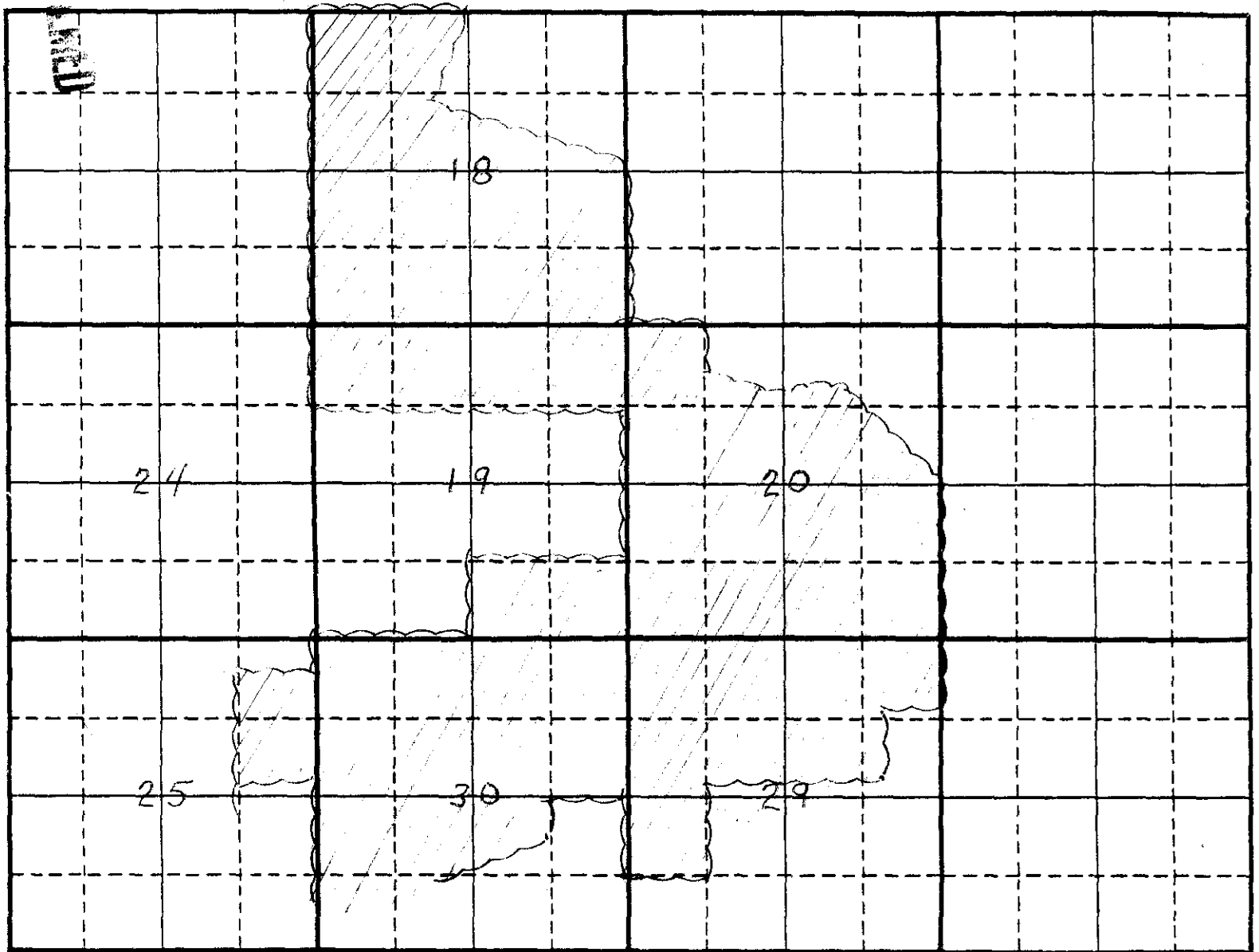
No. of acres 2,200

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:

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

Remarks Independent Irrigation Company has traditionally distributed
up to four (4) inches per acre to irrigate lands within the companies'
system. This claim is filed to evidence this use.



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 Bingham) 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 6th day of February, 1981.

W. Ronald Shippen
(Claimant) President
Ronald D. Carson
Notary Public
Residing at Firth, Idaho

My commission expires 2/14/82

FOR DEPARTMENT USE ONLY

Received by <u>RDC HWS</u>	Date <u>2-9-81</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>CW</u>	Date <u>2/6/81</u>		claimant by:	
\$30.00 fee received by <u>CW</u>	Date <u>2-06-81</u>			
Published in <u>The Rigby Star</u>	<u>#17028</u>			
Dates <u>2/19 & 2/26/81</u>				

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:

25-4085

Independent Irrigation Company, c/o Ronald Shippen, P. O. Box 75, Menan, ID 83434

Source: Scott Slough tributary to Snake River
Priority Date: 08/01/1884
Amount: 44.00 CFS
Diversion Point: SWNW Sec 26 T 05N R 38E, Jefferson Co.

Use: Irrigation (44.00 CFS) from 04/01 to 11/01

Place of Use: Sec 18 T 05N R 38E Sec 19 T 05N R 38E Sec 20 T 05N R 38E Sec 21 T 05N R 38E Sec 28 T 05N R 38E Sec 29 T 05N R 38E Sec 30 T 05N R 38E Sec 25 T 05N R 37E

Diversion Means: Headgate.

25-4086

Independent Irrigation Company, c/o Ronald Shippen, P. O. Box 75, Menan, ID 83434

Source: Scott Slough tributary to Snake River
Priority Date: 08/01/1884
Amount: 132.00 CFS
Diversion Point: SWNW Sec 26 T 05N R 38E, Jefferson Co.

Use: Irrigation (132.00 CFS) from 04/01 to 11/01; Stockwater (25.00 CFS) from 11/01 to 04/01

Place of Use: Sec 18 T 05N R 38E Sec 19 T 05N R 38E Sec 20 T 05N R 38E Sec 21 T 05N R 38E Sec 28 T 05N R 38E Sec 29 T 05N R 38E Sec 30 T 05N R 38E Sec 25 T 05N R 37E

Diversion Means: Headgate.

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 February 29 and 28, 1981

Affidavit of Publication

THE RIGBY STAR

RECEIVED

MAY 21

Department of Water
Eastern District

STATE OF IDAHO,

County of Jefferson

ss

I, Marie B. Nye, do solemnly swear that I am Publisher of THE RIGBY STAR, a newspaper as defined by Idaho Codes Annotated Section 58-106 amended, and that said newspaper is a weekly newspaper, printed published at Rigby, Jefferson County, Idaho, having a general circulation said county, and that said newspaper has been printed and published weekly newspaper, in said county for more than 78 consecutive weeks prior to the first publication of the attached notice.

And affiant further says that at the times herein mentioned : publication as per clipping attached, was published in said newspaper in regular and entire issue thereof, and not in any supplement issue thereof for 2 consecutive issues thereof; first publication having been made the

Nineteenth day of February, 1981

and the last publication on the

Twenty-Sixth day of February, 1981

And affiant further says that at the times herein mentioned : newspaper was made up of at least four pages of at least five columns each printed from type matter of at least seventeen and three-fourths inch depth; and that there are at least two hundred bonafide subscribers in Jefferson County.

Marie B. Nye
Publisher

Subscribed in my presence and sworn to before me this Twenty-Sixth day of February, 1981.
[SEAL]

[Signature]
Notary Public for the State of Idaho
Residence and P. O. Address, Rigby, Idaho
My commission expires Life, 1981

Publication Fee: \$ 25.83

WATER RIGHT NUMBER 25-0000

OWNER LAST NAME - INDEPENDENT IRRIGATION COMPANY

FIRST NAME -

ORIG OWNER -

ADDRESS LINE 1 - C/O P.O. BOX 75

ADDRESS LINE 2 - P.O. BOX 75

ADDRESS LINE 3 -

CITY - MENARD

STATE - IO ZIP CODE - 83434

SOURCE - SCOTT SLOUGH

TRIBUTARY OF - SHAKE RIVER

STAGE - STAIRY CUL

STATUS -

PRIORITY - 06-01-1884

COUNTY - JEFFERSON

TOTAL DIV. RATE -

132.0000 -CFS

TOTAL DIV. VOLUME -

.00 AFA

WATER DIST. -

DUP/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - SAME 26 05N 38E 18E

REDIV -

FROM - 04-01 TO - 11-01 USE - IRRIGATION

USE DIV. RATE - 132.0000 CFS

USE DIV. VOLUME -

.00 AFA

FROM - 11-01 TO - 04-01 USE - STOCK WATER

USE DIV. RATE - 25.0000 CFS

USE DIV. VOLUME -

.00 AFA

USE - IRRIGATION

PLACE OF USE - TWP 05N RAG 38E SEC 18

USE - IRRIGATION

PLACE OF USE - TWP 05N RAG 38E SEC 20

USE - IRRIGATION

PLACE OF USE - TWP 05N RAG 38E SEC 19

USE - IRRIGATION

PLACE OF USE - TWP 05N RAG 38E SEC 21

USE - IRRIGATION

PLACE OF USE - TWP 05N RAG 38E SEC 28

USE - IRRIGATION

PLACE OF USE - TWP 05N RAG 38E SEC 29

USE - IRRIGATION

PLACE OF USE - TWP 05N RAG 38E SEC 30

USE - IRRIGATION

PLACE OF USE - TWP 05N RAG 37E SEC 25

DECREE NAME -

DATE -

TOTAL ACRES

0

REMARKS - AL. L.P. ACRES/SECTION WITH INDEPENDENT IRRIGATION COMPANY.

SUPREME COURT HAS DECREED SCOTT SLOUGH NOT TRIBUTARY TO SHAKE R.

NOW IRRIG. USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. -

PROOF MADE - FEB 1984 - COURT OF APPEAL -

DIVERSION PANS - READABLE.

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: HWS

Right Number 25 4086 Applicant Ind. Inv. Comp

NOTE: 25-4086 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.
- 3/9

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Carlson Date May 21, 1981

745-8701

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Hansen Date 6/19/81

Called paper
5/18
pw

RECEIVED
MAY 21 1981

IDENT. NO. 25 4086

WATER RIGHT
DATA ENTRY LOG

Date _____

Item

two

2/12/81

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

MARCH 10, 1981

INDEPENDENT IRRIGATION COMPANY
C/O RONALD SHIPPEN
P.O. BOX 75
MENAN ID 83434

RE: Claim No. 25-4086

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
MAR 11 1981
WATER RESOURCES
DIVISION



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

150 Shoup Ave. -1515 Lincoln Road -
Idaho Falls, Idaho 83401
(208) 523-7186 -
525-7161

April 6, 1981

RE: Affidavits of Publication

Rigby Star
P.O. Box 37
Rigby, ID 83442

Gentlemen:

Attached herewith is a listing of all of the outstanding affidavits of publication we are waiting for. We cannot complete the processing of these water rights until the affidavits are included in the files. It would be greatly appreciated if you could mail these publications and the billing for each to this office at your earliest convenience.

If you have any questions or comments in this matter, please feel free to call me.

Sincerely,

KAY WALKER
Secretary

KW:k
Attachment

RECEIVED

March 11, 1981

RE: Claim to a Water Right No. 25-4085 INDEPENDENT IRRIGATION CO.
No. 25-4086 " " "

Rigby Star
P.O. Box 37
Rigby, Idaho 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 February 19 and 26, 1981.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

KAY WALKER
Secretary

CW:kw

25-4086-

INDEPENDENT IRRIGATION COMPANY

C/O RONALD SHIPPEN, P.O. BOX 75, MENAN, ID 83434

Source: SCOTT SLOUGH tributary to SNAKE RIVER

Priority Date: 06/01/1884

Amount: 132.00 CFS

Diversion Point: SWNW Sec 26 T 05N R 38E, JEFFERSON Co.

Use: IRRIGATION (132.00 CFS) from 04/01 to 11/01
STOCKWATER (25.00 CFS) from 11/01 to 04/01

Place of Use: Sec 18 T 05N R 38E Sec 19 T 05N R 38E Sec 20 T 05N R 38E
Sec 21 T 05N R 38E Sec 28 T 05N R 38E Sec 29 T 05N R 38E
Sec 30 T 05N R 38E Sec 25 T 05N R 37E

Diversion Means: HEADGATE.