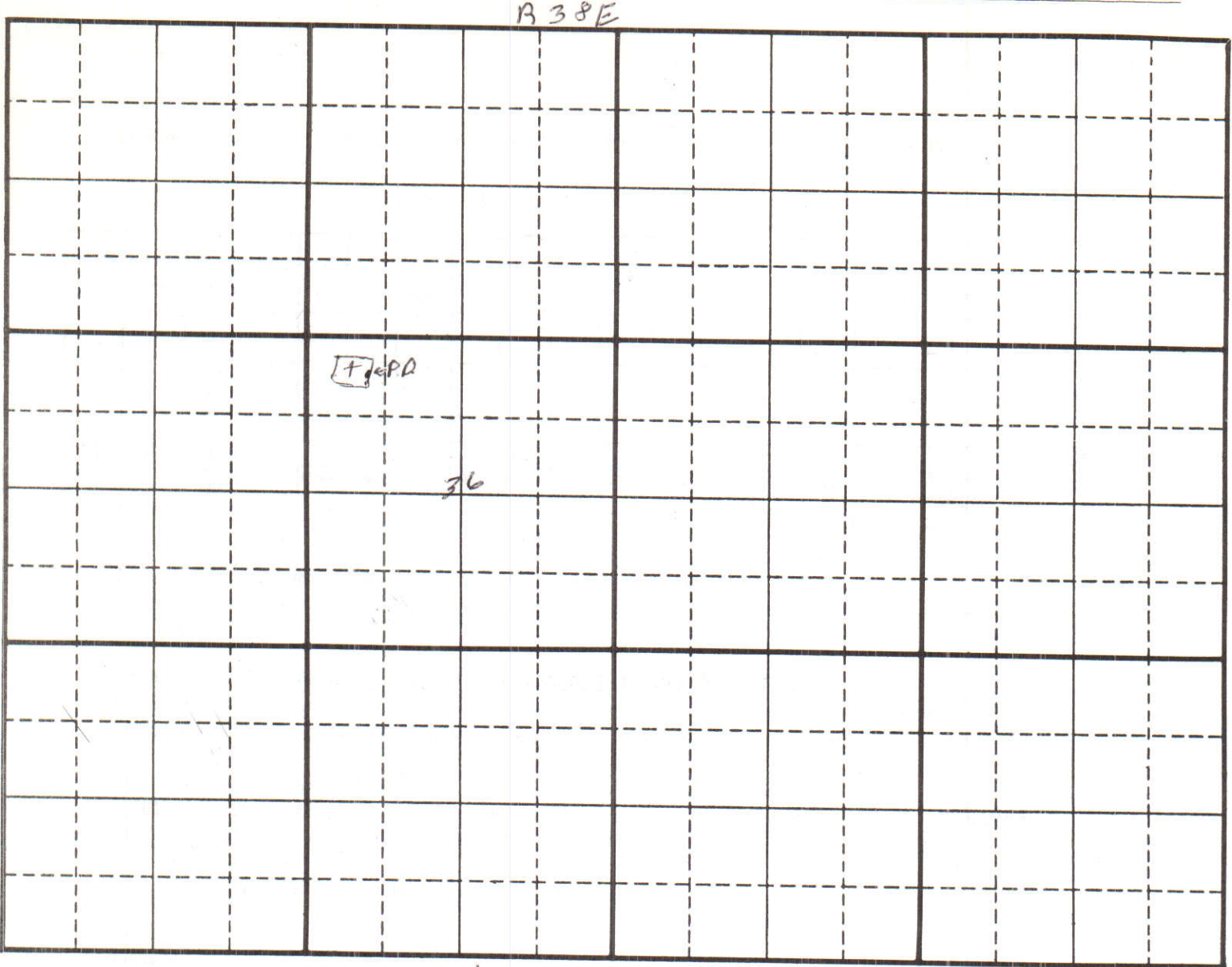


(8) Remarks _____



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.

Sworn to before me this 4 day of January, 1980.

Victor Hall Sec
(Claimant)

Kathlyn A. Walker
Notary Public
Residing at Idaho Falls

My commission expires life

FOR DEPARTMENT USE ONLY

Received by <u>JC</u>	Date <u>1/10/80</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>Eme</u>	Date <u>1/4/80</u>		claimant by:	
\$20.00 fee received by <u>EW</u>	Date <u>1/4/80 #15485</u>			
Published in <u>The Rigby Star</u>				
Dates <u>1/17 & 1/24/80</u>	<u>1/10 & 1/23/80</u>			

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 Little Butte Cemetery District
(Name of Claimant)
Route #3, Box 186, Rigby, ID 83442 Telephone No. 745-6413
(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) April 18, 1956

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	.28 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
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To

(4) .28 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW ¼ NW ¼, Sec. 36 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. 10 HP motor, 4" pipe, 20 sprinkler head, 50 psi

(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	36						14											14

No. of acres 14

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: Little Butte Cemetery District

A 38E

[illegible]

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.

Sworn to before me this 4 day of January, 1980.
Victor Hall Sec
 (Claimant)
Deputy Clerk of Court

Kathryn A. Walker
Notary Public
Residing at Idaho Falls

My commission expires life

FOR DEPARTMENT USE ONLY

Received by JC Date 1/10/80 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by Emc Date 1/10/80 claimant by: _____
\$20.00 fee received by FW Date 1/4/80 #15485
Published in The Rigby Star
Dates 1/17 & 1/24/80 1/10 & 1/23/80

**NOTICE OF CLAIMS TO
WATER RIGHTS**

NOTICE IS HEREBY
GIVEN that the following
claims to water rights have
been established by diver-
sion and application to
beneficial use:

01-4012

Martin Canal Company,
c/o Robert Jahn, Route 4,
Box 107A, Idaho Falls, Idaho
83401.

Source: Snake River
tributary to Columbia.

Priority Date: 6-1-1905.

Amount: 10.00 CFS.

Diversion Point: NENE
Sec 35 T 04N R 37E,
Jefferson County.

Use: Stockwater (10.00
CFS) from 10-15 to 12-1.

Place of Use: Lands of the
Stockholders in Martin
Canal.

Diversion Means: Head-
works of the Greatwestern
Canal.

01-4013

Harrison Canal & Irrigat-
ing Company, c/o K.V.
Blosch, Route 2, Rigby,
Idaho 83442.

Source: Snake River
tributary to Columbia.

Priority Date: 7-12-1890.

Amount: 100.00 CFS.

Diversion Point: NWSW
Sec. 27 T 04N R 40E,
Jefferson County.

Use: Stockwater (100.00
CFS) from 10-15 to 12-1.

Place of Use: Lands of the
Stockholders.

Diversion Means: Head-
gate of Harrison Canal.

25-4048

Little Butte Cemetery
District, Route 3, Box 186,
Rigby, Idaho 83442.

Source: Groundwater.

Priority Date: 4-18-1956.

Amount: 0.28 CFS

Diversion Point: NWNW
Sec. 36 T 05N R 38E,
Jefferson County.

Use: Irrigation (0.28 CFS)
from 4-1 to 11-1.

Place of Use: NWNW Sec.
36 T 05N R 38E for 14 acres.

Diversion Means: Well,
pump and pipeline.

Any exception to any claim
of water right may be filed
with the Director of the Idaho
Department of Water Re-
sources, 1515 Lincoln Road,
Boise, Idaho 83709.

C. Stephen Allred
Director

Published January 16 and 23,
1980.

Affidavit of Publication

RECEIVED

THE RIGBY STAR

FEB 7 1980

Department of Water Resources
Eastern District Office

STATE OF IDAHO,

County of Jefferson

ss

I, Marie B. Nye, do solemnly swear that I am the
Publisher of THE RIGBY STAR, a weekly
newspaper as defined by Idaho Codes Annotated Section 58-106 as
amended, and that said newspaper is a weekly newspaper, printed and
published at Rigby, Jefferson County, Idaho, having a general circulation in
said county, and that said newspaper has been printed and published as a
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 said
publication as per clipping attached, was published in said newspaper in the
regular and entire issue thereof, and not in any supplement issue thereof,
for 2 consecutive issues thereof; first publication having been made on the

2/11/80 Sixteenth day of January, 19 80

and the last publication on the

Twenty-Third day of January, 19 80

And affiant further says that at the times herein mentioned said
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 inches
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-Third
day of January, 19 80.

[SEAL]

Ernest M. Flanagan

Notary Public for the State of Idaho
Residence and P. O. Address, Rigby, Idaho.

My commission expires Life, 19

Publication Fee: \$ 29.93

MICROFILMED

Expense account Book page

				Supplies mower expense	Power water	Labor withholding tax
Sept.	1	Arthur Scott labor Aug. 15-31 ^{1.27}	12.71			112.50 ✓
	1	La Verl Scott labor ^{2.10}	21.00			114.40 ✓
	16	Arthur Scott labor Sept. 1-15 ^{12.71}	12.71			112.50 ✓
	16	La Verl Scott labor " 1-15 ^{15.00}	15.00			83.50 ✓
	28	Utah Power and Light tag			23.24 ✓	
	30	La Verl Scott labor Sept. 15-30 ^{1.50}	1.50			10.85 ✓
	30	Arthur Scott labor " 15-30 ^{12.70}	12.70			112.50 ✓
	30	Smith Hdwe. mower parts		61.94 ✓		
	30	Opal Scott - 2 yrs. work with plow				50.00 ✓
Oct.	21	Collector of Internal Revenue				142.20 ✓
	21	State Income Tax Div.				14.22 ✓
	21	Rigby Machine Co. - Repair		15.50 ✓		
	21	Geo. M. Larsen, water assessment			6.21 ✓	
	21	Utah Power & Light			20.28 ✓	
	24	Western States Refining Co. gas		14.94 ✓		
	24	Miller Agency, bond				5.00 ✓
	28	Arthur Scott - labor Harvey gran				20.00 ✓
Nov.	21	Arthur Scott labor Whitman gran				25.00 ✓
Jan	9	John Ellis - Sec. (May - June 1936) ^{160.00}				160.00 ✓
	9	Rigby Star Election notice		3.30		
Nov.	31	Arthur Scott sexton labor (Mason) ^{15.00}				15.00 ✓
	31	Smith Hdwe. 2 shovels		8.90		
April	18	G. Lewis L. Hopkins (well drilling) perforated 85' 7" of 12" (5 1/16" casing)	1070.00			
	21	Robert Moller trees	192.00			
	21	John Ellis - Sec. (Jan. 1 to Mar. 31) ^{60.00}				60.00 ✓
	25	John Ellis (freight telephone 75 mil. 22.50)	6.36			
	30	John Ellis - Sec. for April				20.00 ✓
Total expenses				1372.94	49.73	1057.67

Total expenses

UNRECORDED

ACT
ION

N OWNER LAST NAME - LITTLE BUTTE CEMETERY DISTRICT
N ADDRESS LINE 1 - ROUTE 3 ADDRESS LINE 2 - BOX 186
N CITY - RIGBY STATE - ID ZIP CODE - 83442
N SOURCE - GROUNDWATER
N STAGE - STATRY CLM PRIORITY - 04-18-1956 COUNTY - JEFFERSON TOTAL DIV. RATE - .2800CFS
N DIVERSION POINT - NWNW 36 05N 38E
N FROM - 04-01 TO - 11-01 USE - IRRIGATION USE DIV. RATE - .2800CFS
N USE - IRRIGATION PLACE OF USE - TWN 05N RNG 38E SEC 36 TRACT NWNW AC 14
N DIVERSION MEANS - WELL, PUMP AND PIPELINE.

13
1
mjr

IDENT. NO. 25-4048

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

[illegible]

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Ernst

Right Number 25-4048 Applicant Little Battle Cementary.

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 Ernst Carlson Date 2/15/80

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Jmi Date 2/20/80

RECORDED

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

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

FEBRUARY 6, 1980

LITTLE BUTTE CEMETERY DISTRICT
ROUTE 3
BOX 186
RIGBY ID 83442

RE: Claim No. 25-4048

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

February 6, 1980

RE: Claim to a Water Right No. 01-4012 MARTIN CANAL
01-4013 HARRISON CANAL
25-4048 LITTLE BUTTE CEMETERY

Application for Permit No. 25-7181 TAYLOR
35-7886 CITY OF ROBERTS

The 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 January 17 and 24, 1980.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

KAY WALKER
Secretary

LITTLE BUTTE CEMETERY DISTRICT

ROUTE 3, BOX 186, RIGBY, ID 83442

Source: GROUNDWATER

Priority Date: 04/18/1956

Amount: 0.28 CFS

Diversion Point: NWNW Sec 36 T 05N R 38E, JEFFERSON Co.

Use: IRRIGATION (0.28 CFS) from 04/01 to 11/01

Place of Use: NWNW Sec 36 T 05N R 38E FOR 14 ACRES

Diversion Means: WELL, PUMP AND PIPELINE.

Transferred
10/1/01