

Rge 43 E.

Twp. 4 S.

23

Point of Diversion

Pipeline

Place of Use

A hand-drawn map on a grid background. The map is labeled "Rge 43 E." at the top and "Twp. 4 S." on the left. A vertical line represents the "Pipeline". At the top of this line is a circle with a dot, labeled "Point of Diversion". Below this, the line is marked with three short horizontal dashes, labeled "Place of Use". The number "23" is written to the left of the pipeline line.

For Department Use Only				
Received by <u>br</u>	Date <u>4-7-78</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>lhj</u>	Date <u>4-10-78</u>		claimant by:	
\$10.00 fee received by <u>br</u>	Date <u>4-7-78</u>	#9922		
Approved for publication by <u>cw</u>	<u>5-09-78</u>			
Published in <u>Post Register</u>				
Dates <u>April 20 and 27, 1978</u>				

A hand-drawn map on graph paper. The map shows a route from a house to a spring. The route is marked with 'T', '4', and 'S'. A red 'X' marks the spring. A red line connects the house to the spring. The map includes a scale bar and a north arrow.

Scale: 1 inch = 1 mile

North Arrow

House

Spring

Route: T, 4, S

Distance: 23

Direction: R 43E

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 affiants knowledge.

Raymond H. Oatler
(Claimant)
April 10, 1928.

Residing at

6/5/81

Received by <u>BR</u>	Date <u>4-7-78</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>JSJ</u>	Date <u>4/10/78</u>		claimant by:	
\$10.00 fee received by <u>BR</u>	Date <u>4-7-78</u>	<u>9922</u>		
Approved for publication by <u>OW</u>	<u>5-09-78</u>			
Published in <u>Past Register</u>				
Dates <u>April 20 & 27, 1978</u>				

Proof of Publication
The Post-Register

RECEIVED

MAY 9 1978

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 20th day of April, 19 78, last publication having been made on the 27th day of April, 19 78, 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 May, 19 78

J. Robb Brady
Kareesdale
Notary Public

My commission expires April 5, 19 79

B10, 1M

NOTICE OF CLAIM TO A WATER
RIGHT

NO. 25-4033

Notice is hereby given that Raymond H. Ostler, Wayan, Idaho has filed a claim to a water right established by diversion

and application to beneficial use of 0.07 cubic feet per second of water from unnamed springs tributary to Grays Lake with point of diversion in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 23, T. 4S, R. 43E, B.M., Bonneville County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes for one family and stockwatering for 100 head of beef with a priority of Jan. 1, 1886; the place of use is within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 23, T. 4S, R. 43E, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401.
C. STEPHEN ALLRED
Director

Published in the Post-Register, Idaho Falls, Idaho on April 20 and April 27, 1978

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. The filing of this claim does not confirm the water right but will serve for information purposes only. It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that Raymond H. Ostler, (name of claimant)
of Wayan, Idaho 83285, claims a right to the diversion and beneficial use of (mailing address)
the public water of the State of Idaho

The extent and nature of said claim is as follows:

(1) Describe source of water: (name of stream, lake, spring, etc., or ground water) unnamed springs
tributary to, Grays Lake

(2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Amount	0.04	Use	Domestic	Period of Use:	From	Jan. 1	To	Dec. 31
Amount	0.03	Use	Stockwater	Period of Use:	From	Jan. 1	To	Dec. 31
Amount		Use		Period of Use:	From		To	
	(cfs, gpm or a/f)		(dom., irri., stock, etc.)					(both dates inclusive)

(3) Total quantity of water claimed: 0.07 cubic feet per second, or acre feet per annum, and/or gallons per minute.

(4) Priority claimed: (the date water was first applied to beneficial use) Jan. 1, 1886

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 to this rule is that a claim may be filed on domestic use from a ground-water source.

(5) A) Point of diversion: (give location of point where water is diverted from its source)
SE ¼ NE ¼, Sec. 23 Twp. 4S Rge. 43E 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. spring box, pipeline to use area

(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.

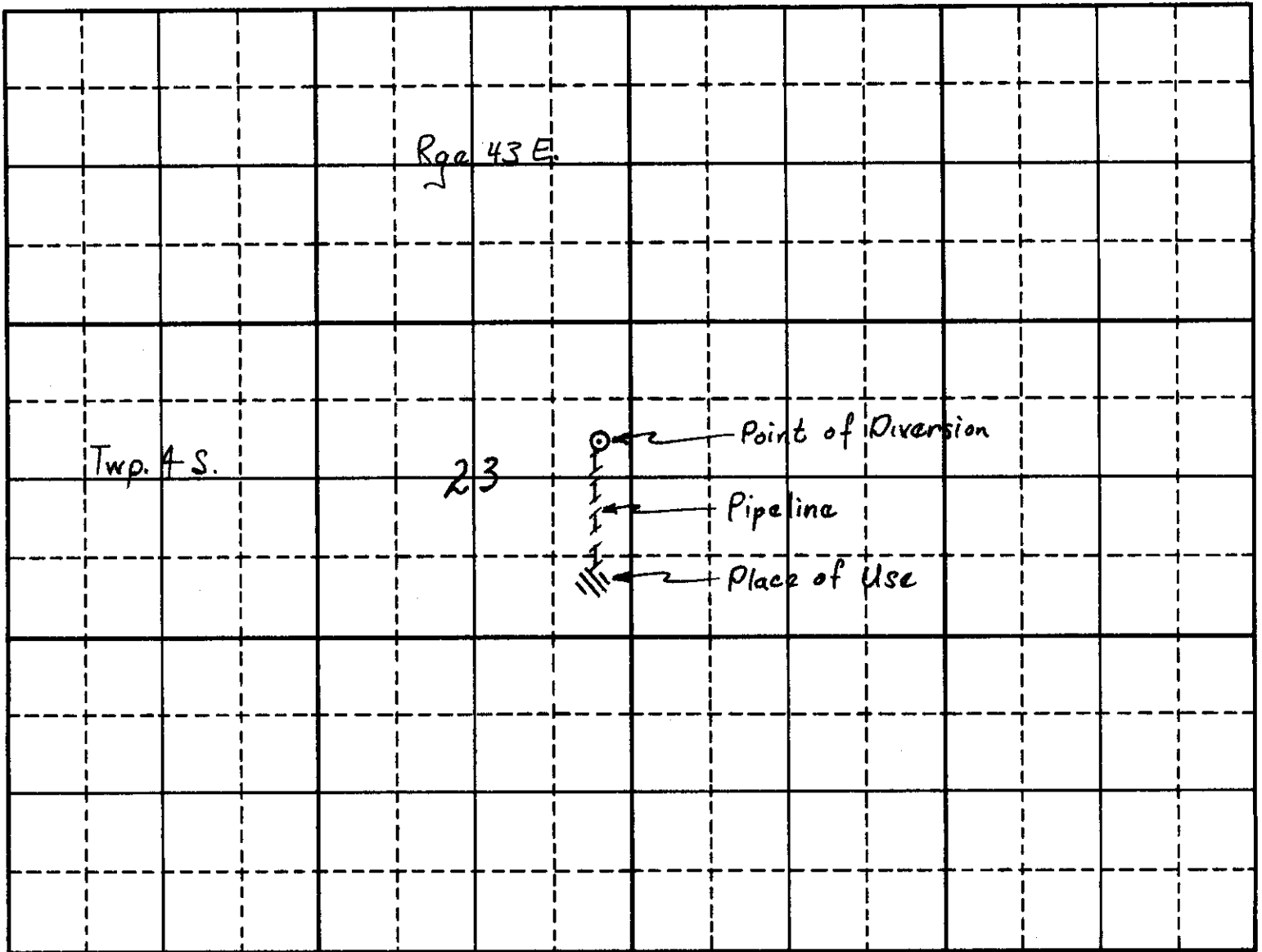
T	R	SEC.	NE ¼				NW ¼				SW ¼				SE ¼				TOTAL
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
4S	43E	23																X	

Total No. of acres

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible:
Single family domestic, 100 head of beef 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 Caribou) 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 affiants knowledge.

Sworn to before me this 23rd day of May, 19 78.

Raymond H. Ochter
(Claimant)

John L. Rhodes
Notary Public
Residing at Sade Springs, Id

My commission expires 5-13-81

For Department Use Only			
Received by <u>br</u>	Date <u>4-7-78</u>	Exception filed by:	Forwarded to claimant by:
Prelim. check by <u>lhj</u>	Date <u>4-10-78</u>		
\$10.00 fee received by <u>br</u>	Date <u>4-7-78</u> #9922		
Approved for publication by <u>cw</u>	<u>5-09-78</u>		
Published in <u>Post Register</u>			
Dates <u>April 20 and 27, 1978</u>			

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that Raymond H Oster
(name of claimant)
of Wayan Idaho 83285, claims a right to the diversion and beneficial use of
(mailing address)
the public water of the State of Idaho

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) UNNAMED Springs, tributary to, GRAYS Lake
- (2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
- | | | | | | | | | |
|--------|----------------------|-----|-------------------------------|----------------|------|--------------|----|------------------------|
| Amount | <u>.04 cfs</u> | Use | <u>Domestic</u> | Period of Use: | From | <u>JAN 1</u> | To | <u>Dec 31</u> |
| Amount | <u>.03 cfs</u> | Use | _____ | Period of Use: | From | _____ | To | _____ |
| Amount | _____ | Use | _____ | Period of Use: | From | _____ | To | _____ |
| | (cfs, gpm
or a/f) | | (dom., irri.,
stock, etc.) | | | | | (both dates inclusive) |
- (3) Total quantity of water claimed: .07 cubic feet per second, or _____ acre feet per annum, and/or _____ gallons per minute.

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 to this rule is that a claim may be filed on domestic use from a ground-water source.

- (5) A) Point of diversion: (give location of point where water is diverted from its source)
SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 23 Twp. 45 Rge. 43E B. M. County of Bonn
 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. Spring Box pipeline
to use AREA.

- (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.

[illegible]

Total No. of acres _____

- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: Single Family Domestic, \$100 head Beef Cattle
- If you are claiming water as a member of an organization, list name of organization: _____

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

[illegible]

Received by: <u>BR</u>	Date: <u>4-7-78</u>	Exception filed by:	Forwarded to	Date
Prelim. check by: <u>Jay</u>	Date: <u>4/10/78</u>		claimant by:	
\$10.00 fee received by: <u>BR</u>	Date: <u>4-7-78</u>	<u>9922</u>		
Approved for publication by: <u>aw</u>	<u>5-09-78</u>			
Published in: <u>Last Reporter</u>				
Dates: <u>April 20 & 27, 1978</u>				

Proof of Publication
The Post-Register

RECEIVED

MAY 9 1978

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.

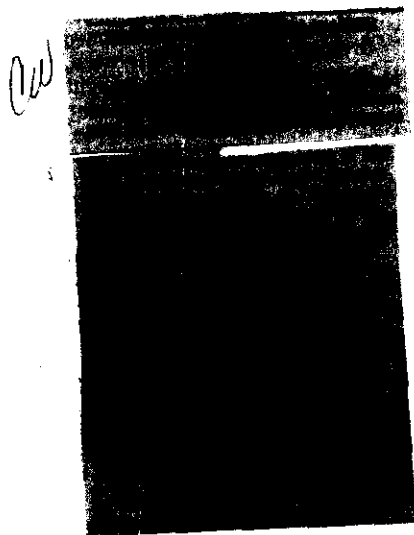
That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post-Register for two consecutive weeks, first publication having been made on the 20th day of April, 19 78, last publication having been made on the 27th day of April, 19 78, and that the said 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 May, 19 78

J. Robb Brady
Karensdale
Notary Public

My commission expires April 5, 19 79

B10, 1M



Michigan

ACT
ION

N OWNER LAST NAME - OSTLER

FIRST NAME - RAYMOND H.

N

CITY - WAYAN

STATE - ID ZIP CODE - 83285

N

SOURCE - SPRINGS

TRIBUTARY OF - GRAYS LAKE

N

STAGE - STATUTORY CLAIM

PRIORITY - 01-01-1886 COUNTY - BONNEVILLE TOTAL DIV. RATE -

.0700CFS

N

WATER DIST. - 01

N

DIVERSION POINT - SENE 23 04S 43E

N

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

USE DIV. RATE - .0300CFS

N

FROM - 01-01 TO - 12-31 USE - DOMESTIC

USE DIV. RATE - .0400CFS

N

USE - STOCKWATER

PLACE OF USE - TWN 04S RNG 43E SEC 23 TRACT SESE

N

NON IRRIG USE - S/100 D/1 HOME.

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]

- DATA ENTRY -

Record

Present Owner: _____

3. City: Wagon State: ID Zip: 83285

4. A. Source of Water: *springs*
B. Tributary of: *Gays Lake*

5. A. Stage (A,P,L,D,S,J): ~~7~~ 2
B. Status (D,L,R,C,A,I,F - leave blank if valid):
C. Priority Date: 1-1-1886
D. County: 19
E. Total Diversion Rate: 07
F. Total Diversion Volume:
G. Transfer/Amendment (P,T of A or blank):
H. Water District: 01
I. DLE/Carey Act (D,C or blank):
J. Right Basis (for adjudication claims A,B,C only):

	<u>Tract</u>	<u>Sec.</u>	<u>Twp.</u>	<u>Rge.</u>	<u>Gov't Lot</u>	<u>Rediv.</u>
6. A. Point of Diversion	<u>SE NE</u>	<u>23</u>	<u>42</u>	<u>43E</u>		

from 1-1 to 12-31 for I purposes. Amount .03
(cfs or AC-EI/yr)
from 1-1 to 12-31 for D purposes. Amount .04
from _____ to _____ for _____ purposes. Amount _____
from _____ to _____ for _____ purposes. Amount _____
from _____ to _____ for _____ purposes. Amount _____
from _____ to _____ for _____ purposes. Amount _____
from _____ to _____ for _____ purposes. Amount _____

8. Use Code: S *pf 72479*

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A.
B.
C.
D.
E.

11. Other Uses (Non-irrigation explanatory information):

5/100 head D/1/home

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

C. Protested Date:

D. Hearing Date:

E. Old Number:

F. Proof Made (P or blank):

G. Field Exam Made (P,R,F or blank):

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

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

C. Stephen Allred
Director

May 30, 1978

RE: Claim to a Water Right No. 25-4031, 25-4032, 25-4033 and 25-4034

Mr. Raymond H. Ostler
Wayan,
Idaho 83285

Dear Mr. Ostler:

The Department of Water Resources has completed the processing of your claims to water rights and no further action is authorized under Sections 42-225a and 42-225b, Idaho Code. Your claims will be retained in our files and will be available at any time for use by you or the court.

As you are aware, the filing of your claims, does not, in itself, guarantee you a water right; it only records and preserves the information and the evidence which you included in your claims.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included in your claim files, you may have that information or evidence added at any time. Please refer to your claim numbers when corresponding with this office.

We are enclosing, for your records, a copy of your claims. If you have any questions or if we can be of further assistance, please feel free to contact us.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC: CW

Enc: Copy of Claims (4)



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

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

May 12, 1978

RE: Claims to Water Rights No. 25-4031, 25-4032, 25-4033 and 25-4034

Mr. Raymond H. Ostler
Wayan,
Idaho 83285

Dear Mr. Ostler:

The Department has completed the initial processing of the above referenced claims to water rights. However, in our final review we find it necessary to request your signature on typed claims, which we have taken the liberty to complete.

Please review the claims, sign in the presence of a notary, and return to this office as soon as possible for final processing.

Respectfully submitted,

ERNEST M. CARLSEN
Water Resource Agent

EMC:cw

Enclosures (4 claims)



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

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

May 8, 1978

RE: Claim to a Water Right No. 25-4031 OSTLER
25-4032 "
25-4033 "
25-4034 "

Application for Permit No. 25-7149 McCRACKEN

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

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced applications. The legal notices were to have been published in your paper on April 20 and April 27, 1978.

Your cooperation in this matter is greatly appreciated.

Very truly yours,,

COLLEEN WRAY
Senior Secretary

MICROFILMED

April 14, 1978

RE: Claim to a Water Right No. 25-4031 OSTLER
" " 25-4032 "
" " 25-4033 "
" " 25-4034 "
Application for Permit No. 25-7149 McCRACKEN

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

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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.

Very truly yours,

RONALD D. CARLSON
Supervisor
Eastern Region

Bill submitted 5-09-78 by CW

RDC:CS

Enclosures: Legal Notices (5)

NOTICE OF CLAIM TO A WATER RIGHT

NO. 25-4033

Notice is hereby given that Raymond H. Ostler,
Wayan, Idaho

has filed a claim to a water right established by diversion and application
to beneficial use of 0.07 cubic feet per second ~~xxxxxx feet per second~~
of water from unnamed springs tributary to Grays Lake
with point of diversion in the SE¹/₄NE¹/₄, Sec. 23, T. 4S, R. 43E, B.M.,
Bonneville County

The water is claimed to be used from Jan. 1 to Dec. 31 for
domestic purposes for one family and stockwatering for 100 head of beef
with a priority of Jan. 1 1886 ;
the place of use is within the SE¹/₄SE¹/₄, Sec. 23, T. 4S, R. 43E, B.M.

Any exception to this claim of water right may be filed with the Idaho
Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401.

C. STEPHEN ALLRED
~~XXXXXXXXXXXXXXXXXXXX~~

Director

Published in the Post Register, Idaho Falls, Idaho
on April 20 and April 27, 1978

CW-7
P-mr