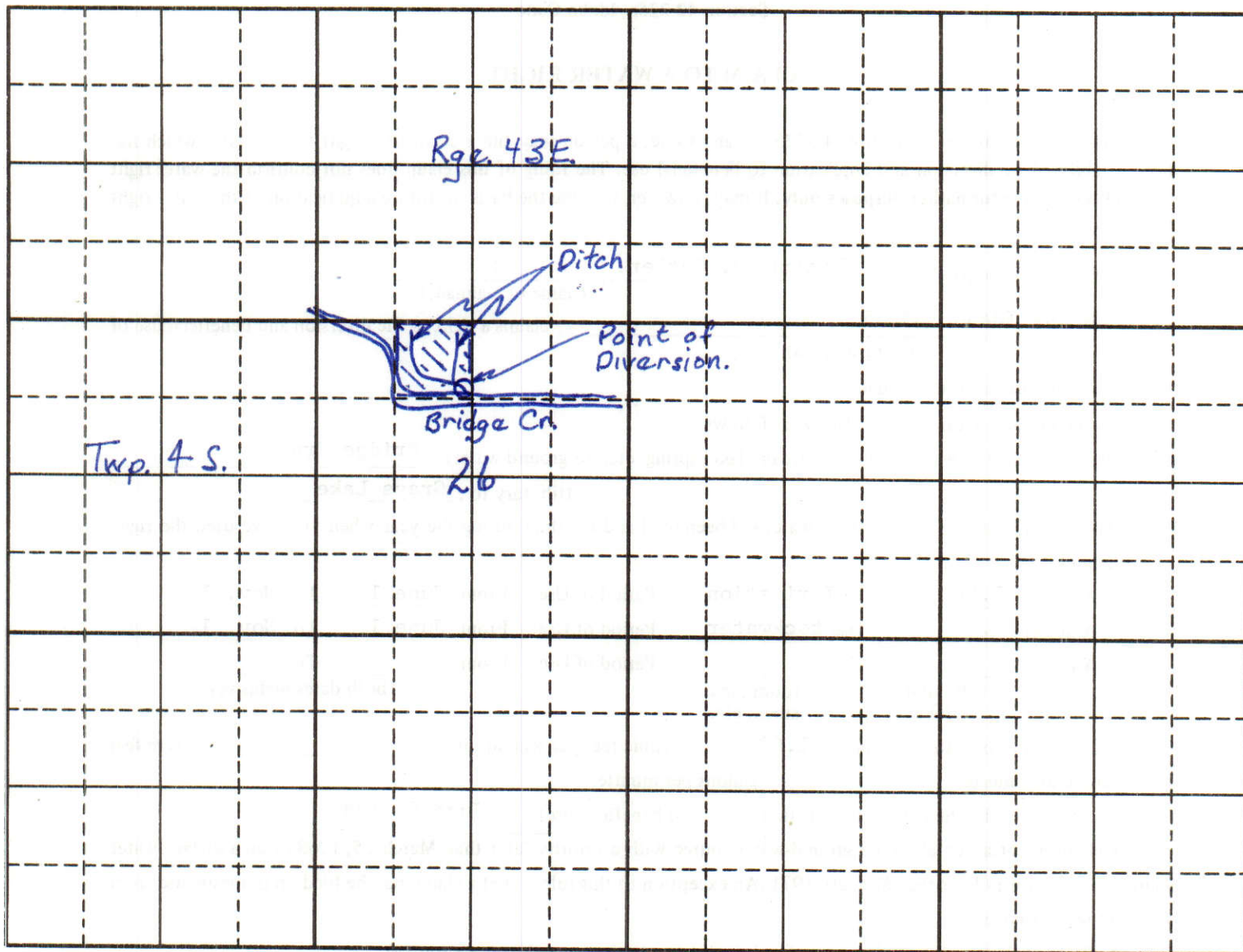


(8) Remarks _____



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, 1978.

Raymond G. Cuthbert
(Claimant)

John L. Rhodes
Notary Public
Residing at Soda Springs, ID

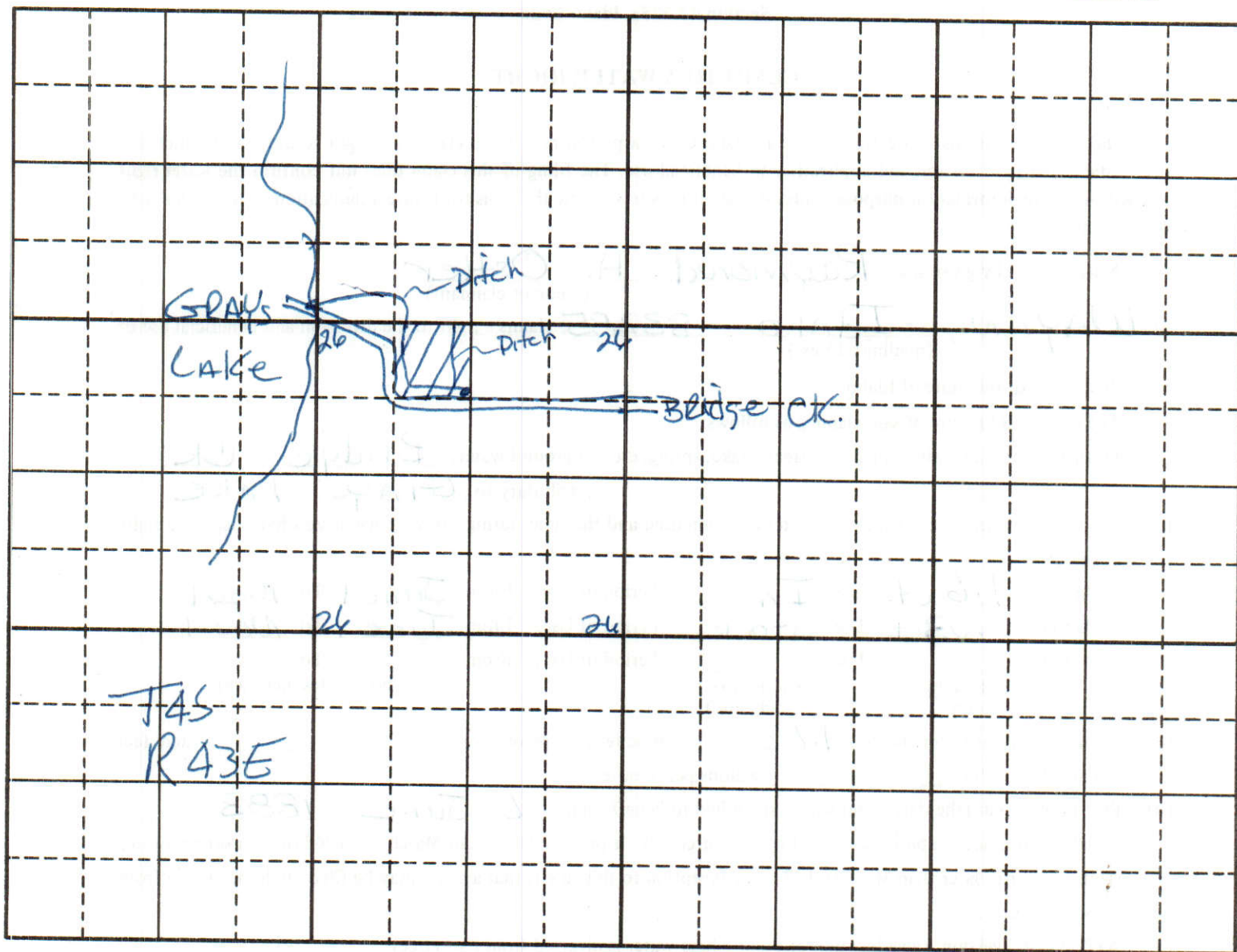
My commission expires 5-13-81

For Department Use Only

Received by <u>BR</u>	Date <u>5-25-78</u>	Exception filed by:	Forwarded to claimant by:	Date
Prelim. check by <u>BR</u>	Date <u>4-7-78</u>			
\$10.00 fee received by <u>BR</u>	Date <u>4-07-78</u>	#9922		
Approved for publication by <u>cw</u>	Date <u>5-09-78</u>			
Published in <u>Post Register</u>				
Dates <u>April 20 & 27, 1978</u>				

52 4038

(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 affiants knowledge.

Sworn to before me this 7th day of April

Raymond H. Oster
(Claimant)

19 78

Allen W. Wray
Notary Public
Residing at Idaho Falls, Idaho

My commission expires 6/15/81

For Department Use Only

Received by <u>me BL</u>	Date <u>4-7-78</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>BL</u>	Date <u>4-2-78</u>		claimant by:	
\$10.00 fee received by <u>BL</u>	Date <u>4-7-78 #9922</u>			
Approved for publication by <u>SW 5-19-78</u>				
Published in <u>First 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, 1978, last publication having been made on the 27th day of April, 1978, 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, 1978

Karl Stale
Notary Public

My commission expires April 5, 1979

B10, 1M

NOTICE OF CLAIM TO A WATER
RIGHT

No. 25-4032

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 1.62 cubic feet per second of water from Bridge Creek tributary to Grays Lake with point of diversion in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 26, T. 4S, R. 43E, B.M., Bonneville County.

The water is claimed to be used from June 1 to Nov. 1 for stockwatering purposes for 100 beef cattle and for the irrigation of 40 acres with a priority of June 6, 1883; the place of use is within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 26, 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) Bridge Creek
, 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>1.60</u>	Use <u>Irrigation</u>	Period of Use: From <u>June 1</u> To <u>Nov. 1</u>
Amount	<u>0.02</u>	Use <u>Stockwater</u>	Period of Use: From <u>June 1</u> To <u>Nov. 1</u>
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: 1.62 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) June 6, 1883

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)
NE ¼ NW ¼, Sec. 26 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. diversion from creek by two ditches
1,320 ft. long and 3,140 ft. long

- (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.

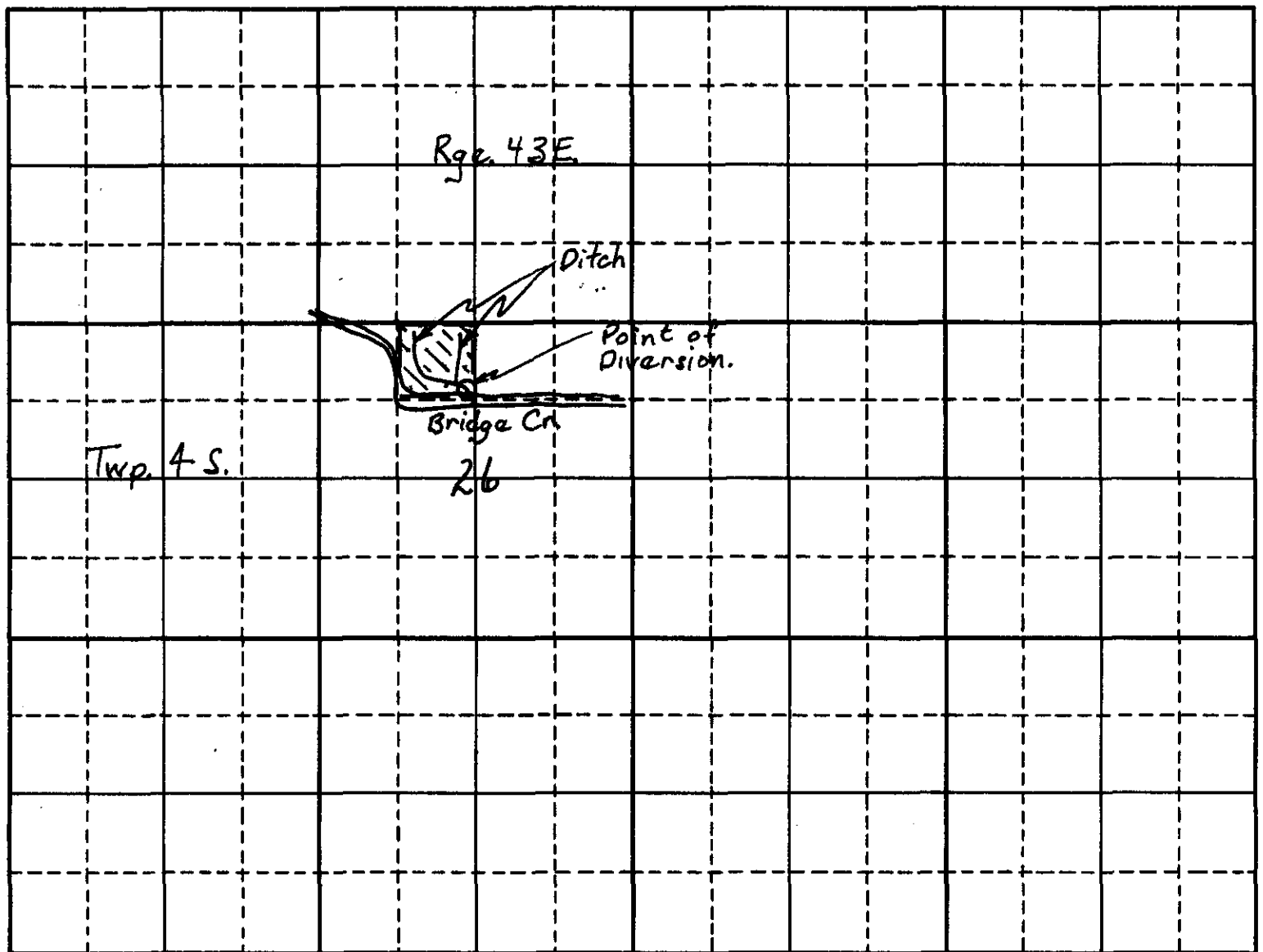
[illegible]

Total No. of acres 40

- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: 100 head 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 Carbon) 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, 1978.

Raymond L. Carter
(Claimant)

John L. Rhodes
Notary Public
Residing at Soda Springs, ID

My commission expires 5-13-81

For Department Use Only			
Received by <u>BR</u>	Date <u>5-25-78</u>	Exception filed by:	Forwarded to
Prelim. check by <u>BR</u>	Date <u>4-7-78</u>		claimant by:
\$10.00 fee received by <u>BR</u>	Date <u>4-07-78</u>	#9922	
Approved for publication by <u>cw</u>	Date <u>5-09-78</u>		
Published in <u>Post Register</u>			
Dates <u>April 20 & 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, (mailing address) claims a right to the diversion and beneficial use of
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) Bridge Ck
_____, 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>1.6 cfs</u> | Use | <u>Irr</u> | Period of Use: | From | <u>June 1</u> | To | <u>Nov 1</u> |
| Amount | <u>.03 cfs</u> | Use | <u>Stock</u> | Period of Use: | From | <u>June 1</u> | To | <u>Nov 1</u> |
| 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: 1.62 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) 6 June 1883

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)
NE ¼ NW ¼, Sec. 26 Twp. 4S 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. Diversion from Ck. by two Ditches 1320' long & 3140' long

- (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	26					40												40

Total No. of acres _____

- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: 100 head Stock, Beef Cattle

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

GRAY'S Lake

Ditch

26

Ditch 26

Bridge CK.

26

26

T4S
R43E

Received by <u>me BL</u>	Date <u>4-7-78</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>BL</u>	Date <u>4-7-78</u>		claimant by:	
\$10.00 fee received by <u>BL</u>	Date <u>4-7-78 #9922</u>			
Approved for publication by <u>SW 5-19-78</u>				
Published in <u>First Register</u>				
Dates <u>April 20 & 27-1978</u>				

Notice of Water Right

I the undersigned having had the undisputed possession of, and used the water in this stream, known as Bridge creek, for 5 years on the 6 day of June last, passed

Do now locate and claim said ~~water~~ ^{to the extent} of 500, five hundred inches, for Agricultural purposes to be conveyed as heretofore in a ditch from this point to my Homestead,

Situated about 6 miles down John Grays Lake and 1 mile south of Eagle creek, adjoining the foot hills on the East, and running thence west into the Lake Bottom

Dated this 11 day of January, 1888 -

Signed James S. Little Locator

Territory of Idaho

County of Bingham

SS I the undersigned do solemnly swear that I have for near 6 years been acquainted with the water course known as Bridge creek described in the accompanying water location that the same has not heretofore been located or used for any purpose whatever, by any person but myself,

Signed James S. Little

Subscribed and sworn to before me this 11 day of January 1888

Joseph H. Perkins

Notary Public

Water Location
on Bridge Creek

Recorded by the Request
of
James Libbitt

I hereby certify that this
certificate was filed for
Record with me at 4 o
clock, P.M., on this 11 day
of January 1888 and is
duly recorded in Book C,
on page 257 of 6th Records

by
Joseph Hawkins
Deputy Co. Recorder

Recorded at the Request of
J. Hawkins
1/17 1888
30 minutes past 3 o'clock
P.M., in Record of N L B
Page 137 Records of the
County of Bingham.

Geo A. Roberson
County Recorder.

Deputy



(4-405 a.)

THE UNITED STATES OF AMERICA,

To all to whom these presents shall come, Greeting:

Homestead Certificate No. 4262

Application 5532

OF THE LAND OFFICE at

Blackfoot, Idaho

Whereas There has been deposited in the GENERAL LAND OFFICE of the United States a CERTIFICATE OF THE RECORD OF THE LAND OFFICE at Blackfoot, Idaho, whereby it appears that, pursuant to the Act of Congress approved 20th May, 1862, "To secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim

James Sibbett has been established and duly consummated, in conformity to for East half of the South West quarter and the South West quarter of the South East quarter of Section twenty three and the North East quarter of the North West quarter of Section twenty six in Township four South of Range forty three East of Boise Meridian in Idaho containing one hundred and sixty acres according to the OFFICIAL PLAT of the Survey of the said Land, returned to the GENERAL LAND OFFICE by the SURVEYOR GENERAL:

Now know ye, That there is, therefore, granted by the United States unto the said James Sibbett

James Sibbett the tract of Land above described: To have and to hold the said tract of Land, with the appurtenances thereof, unto the said James Sibbett and to his heirs and assigns forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts, and also subject to the right of the proprietor of a vein or lode to extract and remove his ore therefrom, should the same be found to penetrate or intersect the premises hereby granted, as provided by law. And there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.

In testimony whereof I, Theodore Roosevelt, PRESIDENT OF THE UNITED STATES OF AMERICA,

have caused these letters to be made Patent, and the seal of the GENERAL LAND OFFICE to be hereunto affixed.

GIVEN under my hand, at the CITY OF WASHINGTON, the thirtieth day of August, in the year of our Lord one thousand 1901

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.

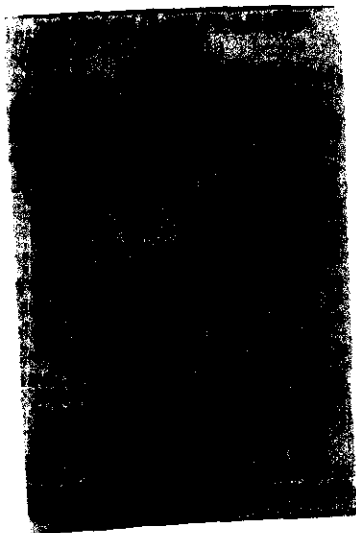
That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post-Register for two consecutive weeks, first publication having been made on the 20th day of April, 1978, last publication having been made on the 27th day of April, 1978, and that the said 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, 1978

J. Robb Brady
Karl H. Hale
Notary Public

My commission expires April 5, 1979

B10, 1M



ACT
ION

N	OWNER LAST NAME - OSTLER	FIRST NAME - RAYMOND H.	
N		CITY - WAYAN	STATE - ID ZIP CODE - 83285
N	SOURCE - BRIDGE CREEK	TRIBUTARY OF - GRAYS LAKE	
N	STAGE - STATUTORY CLAIM	PRIORITY - 06-06-1883	COUNTY - BONNEVILLE TOTAL DIV. RATE - 1.6200CFS
N		WATER DIST. - 01	
N	DIVERSION POINT - NENW 26 04S 43E		
N	FROM - 06-01 TO - 11-01	USE - IRRIGATION	USE DIV. RATE - 1.6000CFS
N	FROM - 06-01 TO - 11-01	USE - STOCKWATER	USE DIV. RATE - .0200CFS
N	USE - IRRIGATION	PLACE OF USE - TWN 04S RNG 43E SEC 26 TRACT NENW	AC 40
N	NON IRRIG USE - S/100 HEAD.		

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]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 1 25-4032
Old No. New No.

Record

1. Original Owner: Raymond H. Oster

Present Owner: _____

2. Address: _____

3. City: Wayne State: ID Zip: 832854. A. Source of Water: Bridge CreekB. Tributary of: Hay's Lake5. A. Stage (A,P,L,D,S,J): S

B. Status (D,L,R,C,A,I,F - leave blank if valid):

C. Priority Date: 6-6-1883D. County: 19E. Total Diversion Rate: 1.62

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):

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>NENW</u>	<u>26</u>	<u>4S</u>	<u>43E</u>		

7. Period of Use, Use, Diversion Rate/Volume:

from	<u>6-1</u>	to	<u>11-1</u>	for	<u>A</u>	purposes.	Amount	<u>1.6</u>
							(cfs or	<u>AG-FT/yr</u>)
from	<u>6-1</u>	to	<u>11-1</u>	for	<u>S</u>	purposes.	Amount	<u>.02</u>
from		to		for		purposes.	Amount	
from		to		for		purposes.	Amount	
from		to		for		purposes.	Amount	
from		to		for		purposes.	Amount	

172479

[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

12. Other Rights for Same Use:

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

C. Stephen Allred
Director

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

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)

RECEIVED
JUN 1 1978
FILMED



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 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

RECEIVED
MAY 10 1978
IDAHO FALLS
ID

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 CRW

RDC:CS

Enclosures: Legal Notices (5)

NOTICE OF CLAIM TO A WATER RIGHT

NO. 25-4032

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 1.62 cubic feet per second ~~acre feet per annum~~
of water from Bridge Creek tributary to Grays Lake
with point of diversion in the NE1/4, Sec. 26, T. 4S, R. 43E, B.M.,
Bonneville County.

The water is claimed to be used from June 1 to Nov. 1 for stockwatering
purposes for 100 beef cattle and for the irrigation of 40 acres
with a priority of June 6, 1883;
the place of use is within the NE1/4, Sec. 26, 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.

G. STEPHEN ALLRED
~~G. STEPHEN ALLRED~~
~~XXXXXXXXXXXXXX~~

Director

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

me. f.