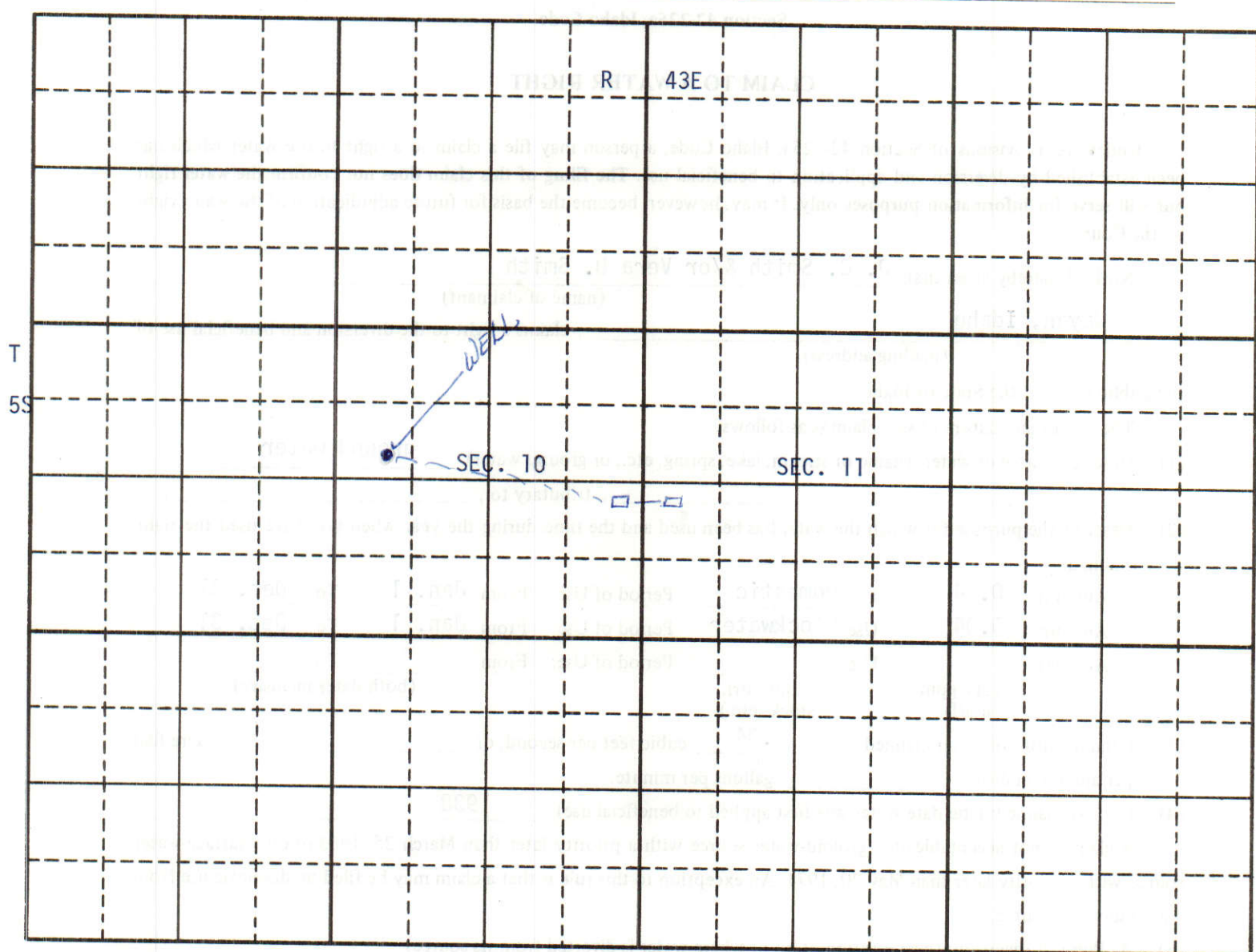


(8) Remarks _____



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 Bannock) 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 29th day of June, 1977.

[Signature]
(Claimant)
[Signature]
Notary Public
Residing at Idaho Falls, Idaho

My commission expires 2/14/78

For Department Use Only

Received by <u>CW</u>	Date <u>6-29-77</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>RDC</u>	Date <u>6/29/77</u>		claimant by:	
\$10.00 fee received by <u>CW</u>	Date <u>6-29-77</u>			
Approved for publication by <u>me</u>	<u>7-29-77</u>	<u>#8276</u>		
Published in <u>Bannock County News</u>				
Dates <u>July 24-14-1977</u>				

RECEIVED

JUL 29 1977

Department of Water Resources
Eastern District Office

**NOTICE OF CLAIM
TO A WATER RIGHT
NO. 25-4024**

Notice is hereby given that J. C. Smith & or Vera D. Smith, Wayan, Idaho have filed a claim to a water right established by diversion and application to beneficial use of 0.04 cubic feet per second of water from a ground-water source with point of diversion in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 10, T. 5S, R. 43E, B.M., Caribou County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes for two families and stockwatering purposes for up to 1,000 head of beef cattle, with a priority of 1938 the place of use is within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 10, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 11, T. 5S, 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 Caribou County Sun, Soda Springs, Idaho on July 7 and July 14, 1977.

Affidavit of Publication

County of Caribou }
State of Idaho } ss.

Mark Steele

being first duly sworn on his oath, states:

That he is Publisher of the Caribou County Sun, a newspaper of general circulation in Caribou County, Idaho, published weekly at Soda Springs in said County, that said newspaper has been published in said County uninterruptedly and continuously for over seventy-eight consecutive weeks, prior to the first publication of the annexed notice or advertisement;

That the annexed notice was published as per clipping attached in the regular and entire edition of said newspaper and not in any supplement thereof

for 2 successive weekly issues thereof, the date of the first publication being the

7th day of
July, 1977

The date of the last publication being the 14th day of

July, 19 77

Subscribed and sworn to before me this 15th day

of July, 19 77

Clarence N. Steele
Notary Public, residing
at Soda Springs, Idaho
(SEAL)

My Commission expires the
1st day of March

19 80

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 J. C. Smith &/or Vera D. Smith (name of claimant)
of Wayan, Idaho, 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) ground water
_____, tributary to, _____
- (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 | 0.04 | 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: 0.04 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) 1938

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)
SW ¼ NW ¼, Sec. 10 Twp. 5S Rge. 43E B. M. County of Caribou
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. One hp electric pump, 386 ft. well w/ 6" casing, water is lifted from less than 20 feet into domestic pressure system

- (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.

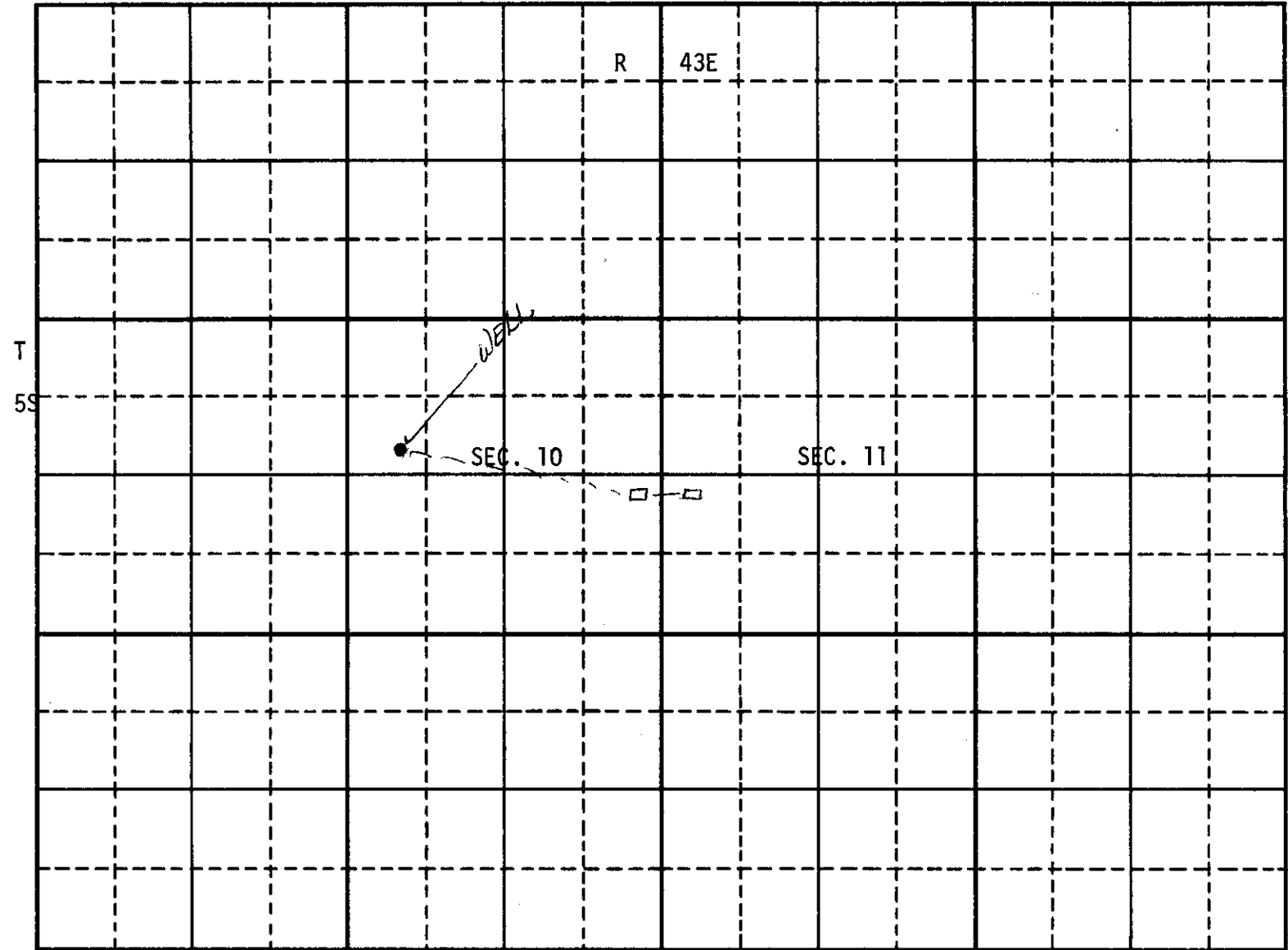
T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
5S	43E	10							X						X				
		11									X								

Total No. of acres _____

- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible:
This well supplies water to two dwellings and up to 1,000 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 Bannock) 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 29th day of June

[Signature]
(Claimant)

[Signature]
Notary Public

Residing at Idaho Falls, Idaho

My commission expires 2/14/78

For Department Use Only

Received by <u>CW</u>	Date <u>6-29-77</u>	Exception filed by:	Forwarded to	Date
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Approved for publication by <u>me</u>	<u>7-29-77</u>	<u>#8276</u>		
Published in <u>Caribou County News</u>				
Dates <u>July 24-14-1977</u>				

RECEIVED

JUL 29 1977

Department of Water Resources
Eastern District Office

Affidavit of Publication

County of Caribou } ss.
State of Idaho }

Mark Steele

being first duly sworn on his
oath, states:

That he is Publisher
of the Caribou County Sun, a
newspaper of general circula-
tion in Caribou County, Idaho,
published weekly at Soda
Springs in said County, that said
newspaper has been pub-
lished in said County uninterru-
ptedly and continuously for
over seventy-eight consecutive
weeks, prior to the first publi-
cation of the annexed notice or
advertisement;

That the annexed notice was
published as per clipping at-
tached in the regular and entire
edition of said newspaper and
not in any supplement thereof

for 2 successive weekly
issues thereof, the date of the
first publication being the

7th day of
July, 1977

The date of the last publication
being the 14th day of
July, 19 77

Subscribed and sworn to be-
fore me this 15th day

of July, 19 77

Clarence M. Steele
Notary Public, residing
at Soda Springs, Idaho
(SEAL)

My Commission expires the
1st day of March

19 80

ACT
IONN OWNER LAST NAME - SMITH
N OWNER LAST NAME - SMITHFIRST NAME - J. C.
FIRST NAME - VERA D.

CITY - WAYAN

STATE - ID

N SOURCE - GROUNDWATER

N STAGE - STATUTORY CLAIM

PRIORITY - 06-01-1938 COUNTY - CARIBOU

TOTAL DIV. RATE -

.0400CFS

N DIVERSION POINT - SWNW 10 05S 43E

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

USE DIV. RATE - .0400CFS

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

USE DIV. RATE - .0400CFS

N USE - STOCKWATER

PLACE OF USE - TWN 05S RNG 43E SEC 10 TRACT SWNW

TRACT NESE

N USE - STOCKWATER

PLACE OF USE - TWN 05S RNG 43E SEC 11 TRACT NWSW

N NON IRRIG USE - 0/2 HOMES S/1000 HEAD.

- DATA ENTRY -

OTd No.

New No.

1. Original Owner:

J. C. & Vera D. Smith

Present Owner:

3. City: *Wayne*

State: ID

Zip:

4. A. Source of Water: *gwt*

B. Tributary of:

5. A. Stage (A,P,L,D,S,J): $\leq$

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

C. Priority Date: 6-1-1938

D. County: 29

E. Total Diversion Rate: .04

F. Total Diversion Volume:

G. Transfer/Amendment (P,T of A or blank):

H. Water District:

I. DLE/Carey Act (D,C or blank):

J. Right Basis (for adjudication claims A,B,C only):

6. A. Point of Diversion

Tract

Sec.

Twp.

Rge.

Gov 't

Lot

Rediv.

SW NW

10

55

420

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

from 1-1 to 12-31 for 2 purposes.

Amount -04/
(cfs or ~~AC-FT~~/yr)

from 1-1 to 12-31 for D purposes.

Amount 004

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

ff72479

8. Use Code: *S*

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
5S	43E	10							2						S				
		11										S							

9. A. Decree Name:

B. Decree Date:

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

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

D/ 2 homes S/1000 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):

July 25, 1977

RE: Application No. 25-7122 - FLORENCE JENSEN
Claim to a water right No. 25-4024 SMITH

Caribou County Sun
P.O. Box 815
Soda Springs, Idaho 83276

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application. The legal notice was to have been published in your paper on July 7 and July 14.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

RONALD D. CARLSON
Supervisor
Eastern Region

RDC:CD

July 29, 1977

RE: Claim to a Water Right No. 25-4024

J. C. Smith
Mayan, Idaho 83285

Dear Mr. Smith:

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

As you are aware, the filing of your claim does not, in itself, guarantee you a water right; it only records and preserves 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 in your claim file, you may have that information or evidence added at any time. Please refer to your claim number when corresponding with this office.

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

Very truly yours,

R. MALD D. CARLSON
Supervisor
Eastern Region

RDC:CM

Enc: Copy of claim

July 25, 1977

RE: Application No. 25-7122 - FLORENCE JENSEN
Claim to a water right No. 25-4024 SMITH

Caribou County Sun
P.O. Box 815
Soda Springs, Idaho 83276

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application. The legal notice was to have been published in your paper on July 7 and July 14.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

RONALD D. CARLSON
Supervisor
Eastern Region

RDC:CD

100-100000

July 1, 1977

RE: Application for Permit No. 25-7122 JENSEN
Claim to a Water Right No. 25-4024 SMITH

Caribou County Sun
P.O. Box 815
Soda Springs, Idaho 83276

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 7-29-77 by AW

RDC:CW

Enc: Legal Notice (2)

NOTICE OF CLAIM TO A WATER RIGHT

NO. 25-4024

Notice is hereby given that J. C. Smith &/or Vera D. Smith,
Wayan, Idaho
have ~~by~~ filed a claim to a water right established by diversion and application
to beneficial use of 0.04 cubic feet per second ~~XXXXXXXXXXXXXXXXXXXX~~
of water from a ground-water source
with point of diversion in the SW¹/₄NW¹/₄, Sec. 10, T. 5S, R. 43E, B.M.,
Caribou County

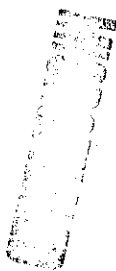
The water is claimed to be used from Jan. 1 to Dec. 31 for domestic
purposes for two families and stockwatering purposes for up to 1,000 head
of beef cattle,
with a priority of 1938;
the place of use is within the SW¹/₄NW¹/₄, NE¹/₄SE¹/₄, Sec. 10, NW¹/₄SW¹/₄, Sec. 11,
T. 5S, R. 43E, B.M.

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 Caribou County Sun, Soda Springs, Idaho
on July 7 and July 14, 1977



me. f.
me. a.