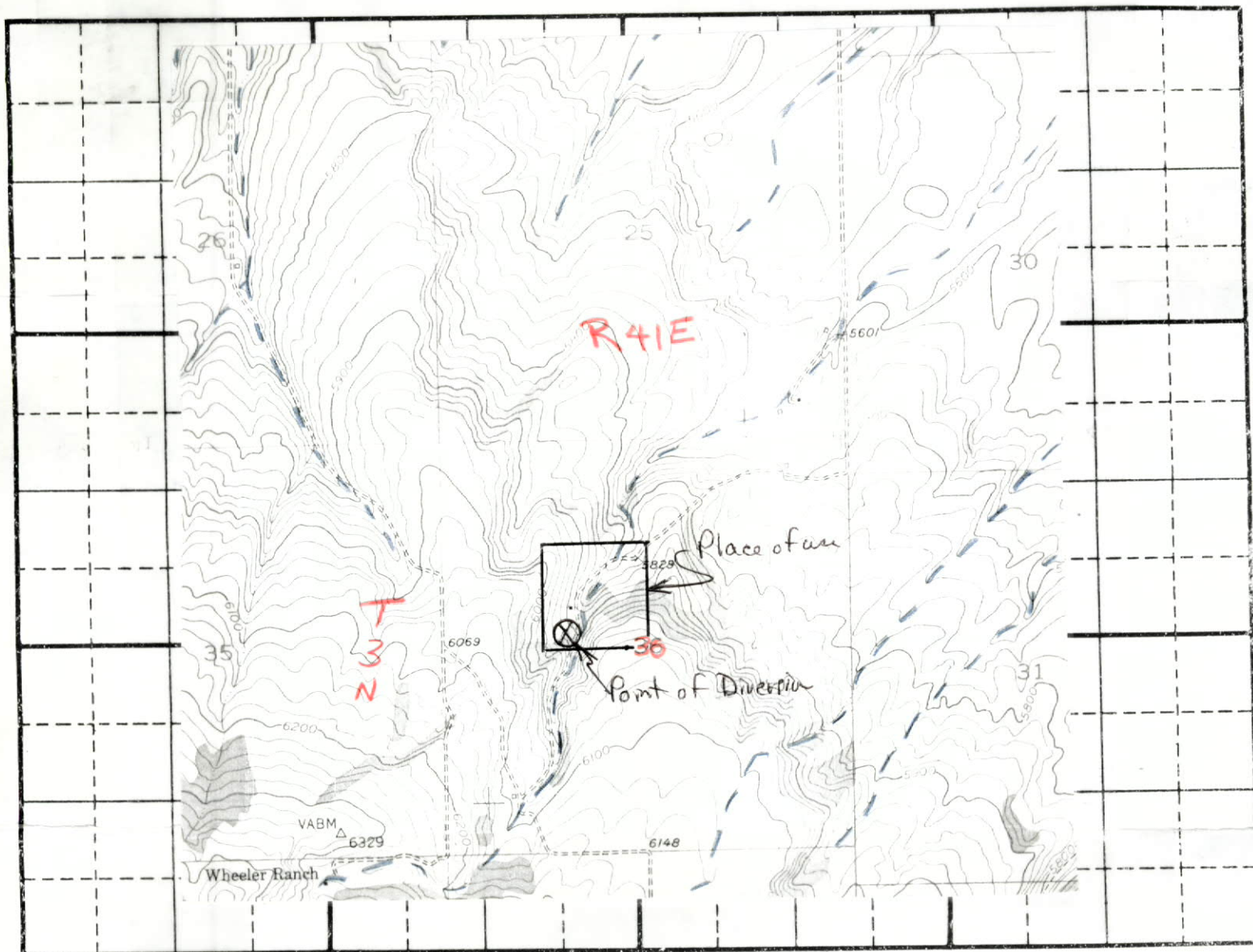


(8) Remarks _____



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.

Dwaine E. Summers
Norman J. Summers
(Claimant)

Sworn to before me this 8 day of February, 19 82

Joyce Kurt
Notary Public
Residing at Glenn, Idaho

My commission expires June 16, 1982

BS
mr
Dmr

3-15-82
3-10-82

FOR DEPARTMENT USE ONLY

Received by _____
Prelim. check by KCW
\$30.00 fee received by BS
Published in Post-Register
Dates 3-25 E 4-1-82

Date 2-22-82
Date 2-10-82
Date 2-10-82 2-19-82

Exception filed by: _____

Forwarded to
claimant by: _____

Date _____

MICROFILMED

Proof of Publication
The Post-Register

RECEIVED

APR 7 1982

Department of Water Resources
Eastern District Office

State of Idaho, }
County of Bonneville } ss.

I, Ted Delezene, first being duly sworn, depose and say: That I am the Foreman 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 25th day of March, 19 82, last publication having been made on the 1st day of April, 19 82, 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 1st day of April, 19 82.

Ted Delezene
Neon L. Napier
Notary Public

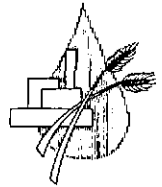
My commission expires September 30, 19 84.

B10, 1M,

**NOTICE OF CLAIMS
TO 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:
23-4036
SUMMERS, THOMAS J. &/or
DWAYNE E.
P.O. BOX 157, RIRIE, ID 83443
Source: RICKS SPRING tributary to SINKS
Date Filed: 02/20/1920
Amount: 0.28 CFS
Diversion Point: SENW Sec 36 T 03N R 41E, BONNEVILLE Co.
Use: IRRIGATION (0.26 CFS) from 04/15 to 11/15; DOMESTIC (0.02 CFS) from 01/01 to 12/31
Place of Use: SENW Sec 36 T 03N R 41E FOR 40 ACRES
Diversion Means: PIPELINE
25-4126
JENKINS, KEITH FERRIN
RT. 8 BOX 153, IDAHO FALLS, ID 83401
Source: WILLOW CREEK tributary to SNAKE RIVER
Priority Date: 07/08/1889
Amount: 0.08 CFS
Diversion Point: NWNW Sec 26 T 03N R 38E, BONNEVILLE Co.
Use: STOCKWATER (0.08 CFS) from 01/01 to 12/31
Place of Use: SENE Sec 27 T 03N R 38E
Diversion Means: DITCH, HEAD-GATES & STOCKPOND
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 83402.
A. KENNETH DUNN
Director
Published: March 25 and April 1, 1982

MICROFILMED

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 Thomas J. & Dwayne E. SUMMERS
(Name of Claimant)

Box 157 and Box 206, Ririe, Idaho 83443 Telephone No. 538-7906-7786
(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) 1920 (February 20)
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)
Ricks Spring tributary to (Spring sinks in ground within property)
- (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, af)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive) (Mo., Day) (Mo., Day)	
Quantity <u>0.02 cfs</u>	Use <u>Domestic</u>	Period of Use From <u>1-1</u>	To <u>12-31</u>
Quantity <u>0.26</u>	Use <u>Irrigation</u>	Period of Use From <u>4-15</u>	To <u>11-15</u>
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity <u>.28cfs</u>	TOTAL QUANTITY USED.	Period of Use From _____	To _____

- (5) A) Point of diversion: (Location of point where water is diverted from its source)
SE ¼ NW ¼, Sec. 36 Twp. 3N Rge. 41E B.M., County of Bonneville
Additional points of diversion: Point of diversion on Ricks place 60 feet, from spring.

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. June 1981--installed two inch pipeline

- (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.

SE 1/4 NW 1/4 Section 36, Township 3 North, Range 41 East, B. M.

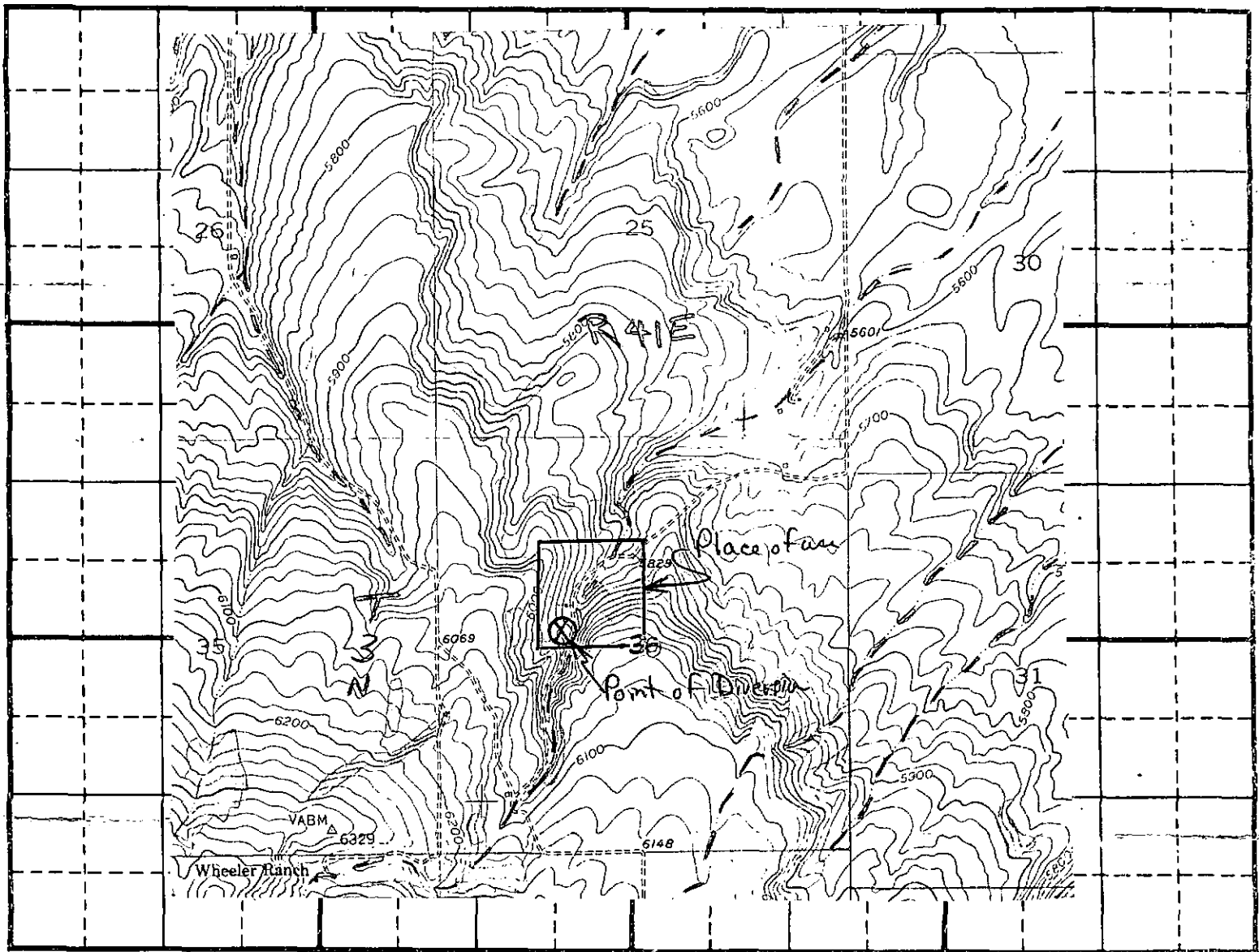
T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
<u>3 N</u>	<u>41 E</u>	<u>36</u>								<u>40</u>									<u>40</u>

No. of acres 40

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
Up to 50 head of horses and cattle.

NOTE: Include here the type and number of stock watered: _____
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 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 8 day of February, 1982

Raymond E. Summers
Raymond E. Summers
(Claimant)

Joyce Burt
Notary Public
Residing at Paris, Idaho

My commission expires June 16, 1982

Received by BS Date 3-15-82 Exception filed by: _____
Prelim. check by mm Date 3-10-82 FOR DEPARTMENT USE ONLY
\$30.00 fee received by mm Date 2-20-82
Published in Post-Register Date 2-10-82 21919
Dates 3-25 & 4-1-82

Proof of Publication
The Post-Register

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APR 7 1982

Department of Water Resources
Eastern District Office

State of Idaho, }
County of Bonneville } ss.

I, Ted Delezene, first being duly sworn, depose and say: That I am the Foreman 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 25th day of March, 1982, last publication having been made on the 1st day of April, 1982, 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 1st day of April, 1982.

Ted Delezene
Neon L. Napier
Notary Public

My commission expires September 30, 1984.

B10, 1M,

**NOTICE OF CLAIMS
TO 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:

23-4036

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Place of Use: SENW Sec 36 T 03N R
41E FOR 40 ACRES
Diversion Means: PIPELINE
25-4126

JENKINS, KEITH FERRIN
RT. 8 BOX 153, IDAHO FALLS, ID
83401
Source: WILLOW CREEK tributary to
SNAKE RIVER
Priority Date: 07/08/1889
Amount: 0.08 CFS
Diversion Point: NWNW Sec 26 T 03N R
38E, BONNEVILLE Co.
Use: STOCKWATER (0.08 CFS) from
01/01 to 12/31
Place of Use: SENE Sec 27 T 03N R
38E
Diversion Means: DITCH, HEAD-
GATES & STOCKPOND

Any exception to any claim of water
right may be filed with the Director of
the Idaho Department of Water Re-
sources, 150 Shoup Ave., Idaho Falls,
Idaho 83402.

A. KENNETH DUNN
Director

Published: March 25 and April 1, 1982

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave.
Idaho Falls, Idaho 83402
(208) 525-7161

APRIL 12, 1982

THOMAS J. SUMMERS
DWAYNE E. SUMMERS
P.O. BOX 157
RIRIE

ID 83443

RE: Claim No. 23-4036

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

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY:

Keith C. Wilson

Right Number

23 4036

Applicant

Thomas J. DuBoque E. Summers

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 Ernest Carlson

Date April 12, 1982

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By KW

Date 4/20/82

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APR 20 1982
Department of Water Resources

3/79

IDENT. NO.

23 4036

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 SWATER RIGHT
DATA ENTRY LOGInitialsDateItemJS
MC3-18-823-26-82

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

Key punched by State Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave.
Idaho Falls, Idaho 83402
(208) 525-7161

MARCH 19, 1982

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

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before APRIL 12, 1982.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

RECEIVED
MARCH 22 1982

23-4036-

SUMMERS, THOMAS J. &/or DWAYNE E.

P.O. BOX 157, RIRIE, ID 83443

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Place of Use: SENW Sec 36 T 03N R 41E FOR 40 ACRES

Diversion Means: PIPELINE

RECEIVED

grout
3-24-82
CW