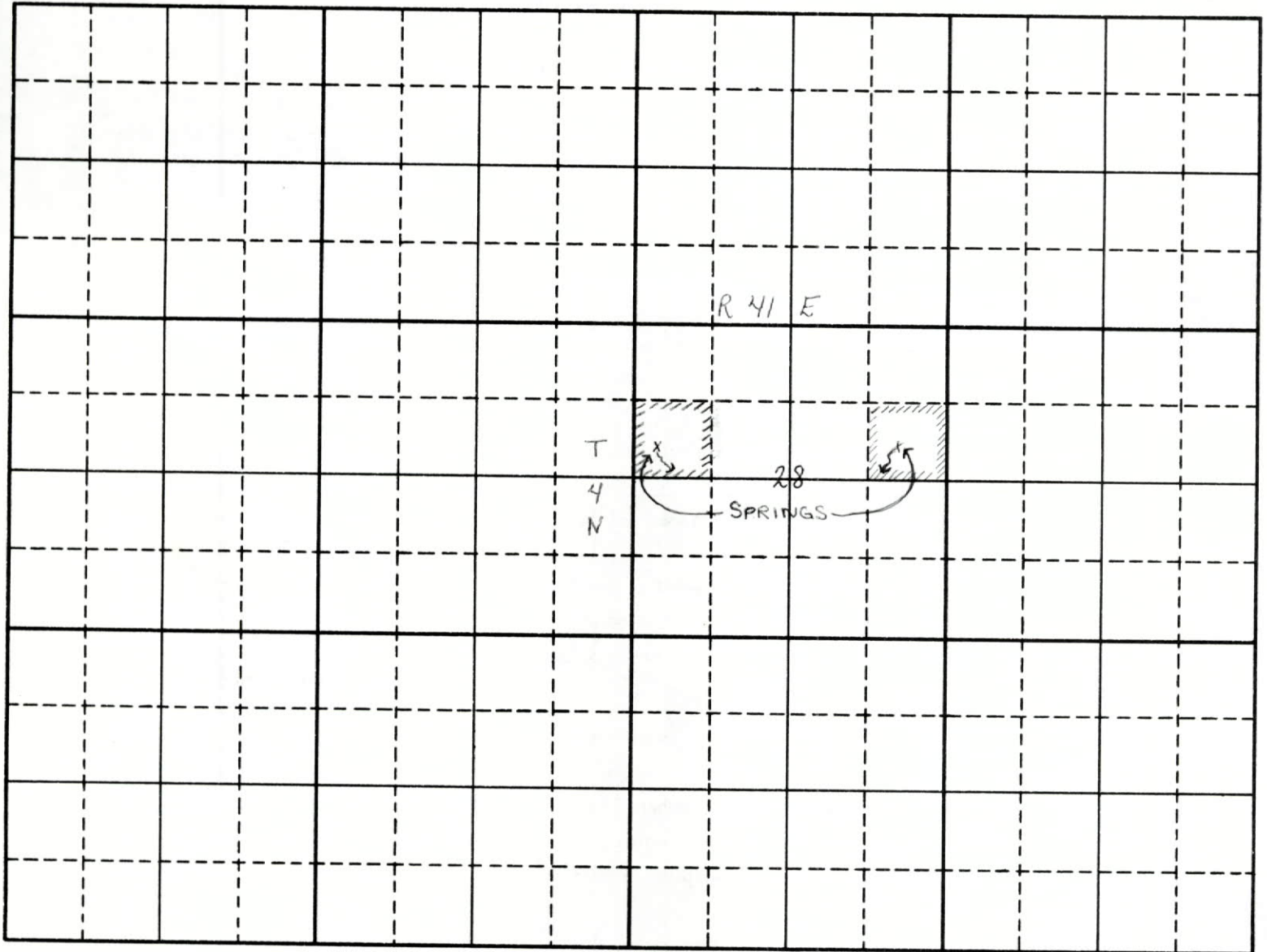


(8) Remarks _____



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.

Beatrice A. Blakely
(Claimant)

Jella Mae Blakely
(Claimant)

Sworn to before me this 1st day of July, 19 77.

Carolyn J. Mosser
Notary Public
Residing at Idaho Falls, Idaho

My commission expires Lifetime

For Department Use Only

Received by <u>CW</u>	Date <u>7-01-77</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>CW</u>	Date <u>7-01-77</u>		claimant by:	
\$10.00 fee received by <u>CW</u>	Date <u>7-01-77</u>			
Approved for publication by <u>me 7-27-77 #8237</u>				
Published in <u>Highway Star</u>				
Dates <u>July 14th - 31-1977</u>				



JEFFERSON COUNTY

MICROFILMED

RECEIVED

JUL 26 1977

Department of Water Resources
Eastern District Office

Affidavit of Publication

THE RIGBY STAR

RECEIVED

JUL 22 1977

Department of Water Resources
Eastern District Office

**NOTICE OF CLAIM TO
A WATER RIGHT**

No. 23-4009

NOTICE IS HEREBY
GIVEN that Zella Mae &/or
Beatrice D. Blakely, Rigby,
Idaho have filed a claim to a
water right established by
diversions and application to
beneficial use of 0.05 cubic
feet per second of water from
two springs tributary to sinks
with point of diversion in the
SE 1/4 NE 1/4, SW 1/4 NW 1/4,
Sec. 28, T. 4N, R. 41E, B.M.,
Jefferson County.

The water is claimed to be
used from April 1 to Novem-
ber 1 for stockwatering pur-
poses for 150 head range
cattle with a priority of April
1, 1934; the place of use in
within the SE 1/4 NE 1/4,
SW 1/4 NW 1/4, Sec. 28, T. 4N,
R. 41E, B.M.

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

C. Stephen Allred
Director

Publish: July 14, and 21,
1977.

STATE OF IDAHO,

County of Jefferson

ss

I, Russell Jones, do solemnly swear that I am the
Editor 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

Fourteenth day of July, 1977

and the last publication on the

Twenty-First day of July, 19 77

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.

Russell Jones

Editor

Subscribed in my presence and sworn to before me this Twenty-First
day of July, 1977.
[SEAL]

Evelyn M. Flagg

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

My commission expires Non-Exper, 19

Publication Fee: \$ 12.25

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 Zella Mae and/or Beatrice D. Blakely (name of claimant)
of Box 280 or 282, Rt.#2, Rigby, ID 83442 (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) two springs
sinks, 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 | 0.05 | Use | stockwater | Period of Use: From | Apr. 1 | To | Nov. 1 |
| Amount | | 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: 0.05 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) April 1, 1934

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. 28 Twp. 4N Rge. 41E B.M. County of Jefferson
Additional points of diversion: SW 1/4 NW 1/4

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. 1 1/2 inch pipes into springs and watering troughs

- (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.

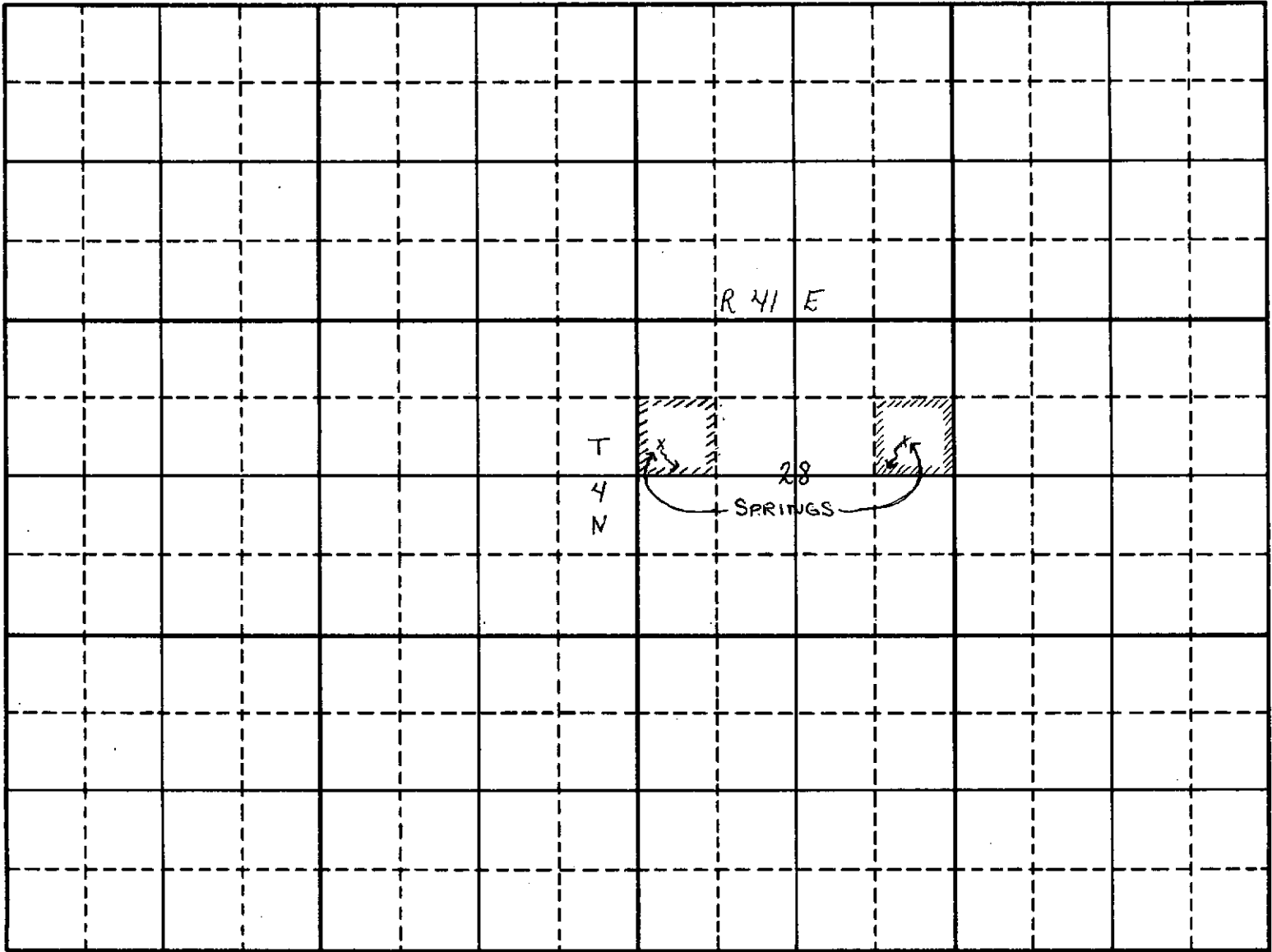
T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4N	41E	28				X			X										

Total No. of acres _____

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: Stockwater for 150 head of range cattle.

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

(8) Remarks _____

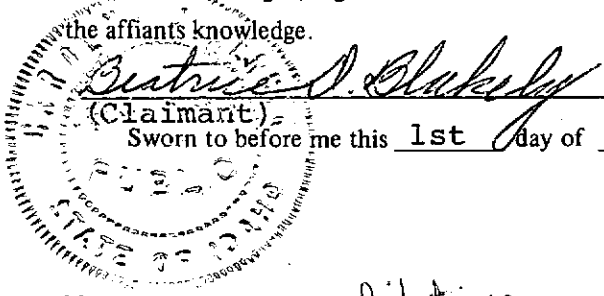


Scale: 2 inches equal 1 mile.

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)
) ss.
County of Bonneville)

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.



Cynthia J. Blakely
(Claimant)

Jella Mae Blakely
(Claimant)

Sworn to before me this 1st day of July

, 19 77.

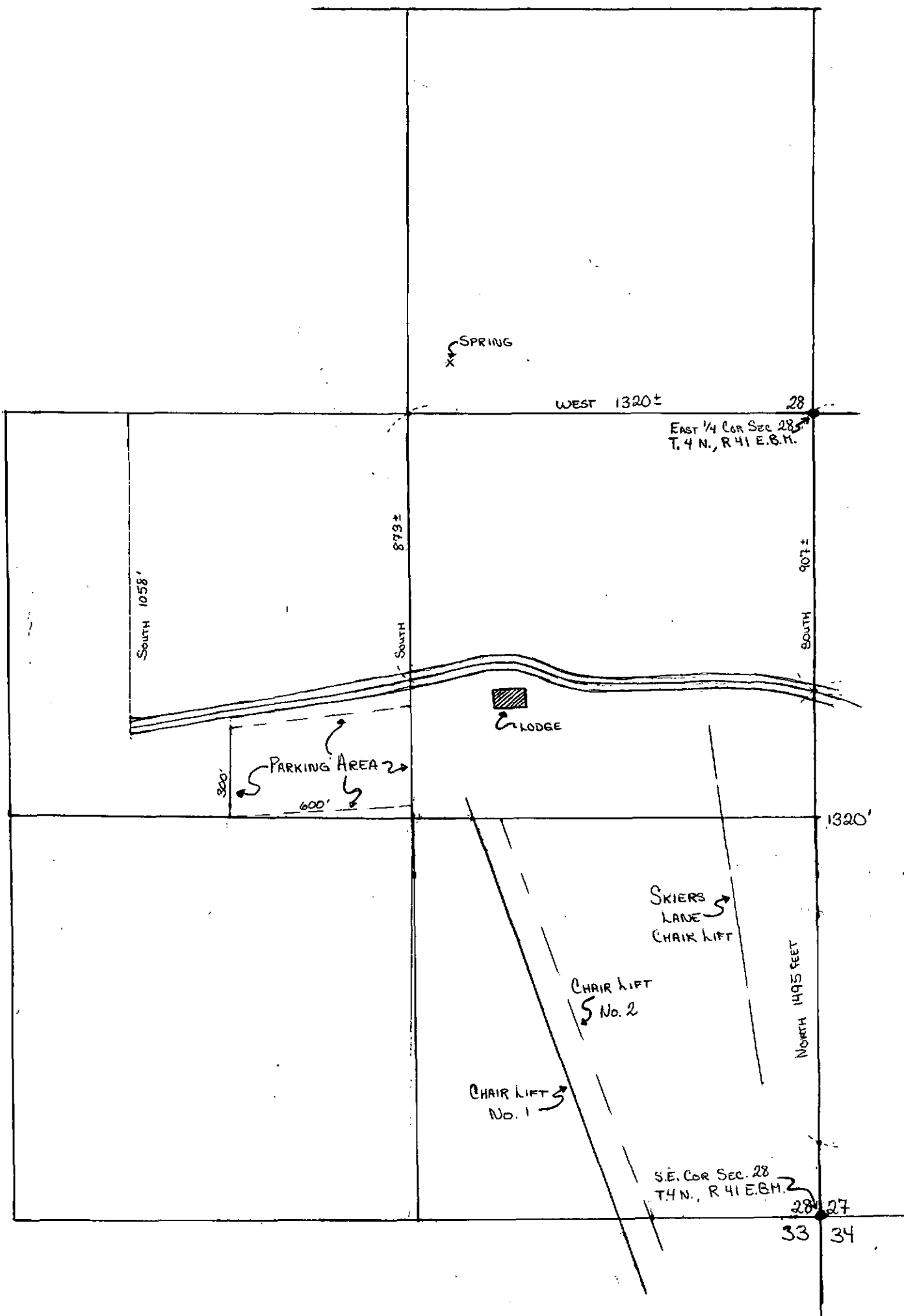
Carolyn J. Morrison
Notary Public

Residing at Idaho Falls, Idaho

My commission expires lifetime

For Department Use Only

Received by <u>CW</u>	Date <u>7-01-77</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>CW</u>	Date <u>7-01-77</u>		claimant by:	
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Approved for publication by <u>me 7-27-77 #8237</u>				
Published in <u>Highway Star</u>				
Dates <u>July 14th - 21-1977</u>				



JEFFERSON COUNTY

THE
MOUNTAIN
VIEW
HOTEL
JEFFERSON
COUNTY
MISSOURI

RECEIVED

JUL 26 1977

Department of Water Resources
Eastern District Office

Affidavit of Publication

RECEIVED

THE RIGBY STAR

JUL 22 1977

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM TO
A WATER RIGHT

No. 23-4009

NOTICE IS HEREBY
GIVEN that Zella Mae &/or
Beatrice D. Blakely, Rigby,
Idaho have filed a claim to a
water right established by
diversions and application to
beneficial use of 0.05 cubic
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two springs tributary to sinks
with point of diversion in the
SE 1/4 NE 1/4, SW 1/4 NW 1/4,
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The water is claimed to be
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cattle with a priority of April
1, 1934; the place of use in
within the SE 1/4 NE 1/4,
SW 1/4 NW 1/4, Sec. 28, T. 4N,
R. 41E, B.M.

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

C. Stephen Allred
Director

Publish: July 14, and 21,
1977.

STATE OF IDAHO,

County of Jefferson

ss

I, Russell Jones, do solemnly swear that I am the
Editor of THE RIGBY STAR, a weekly
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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

Fourteenth day of July, 1977

and the last publication on the

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Russell Jones

Editor

Subscribed in my presence and sworn to before me this Twenty-First
day of July, 1977.

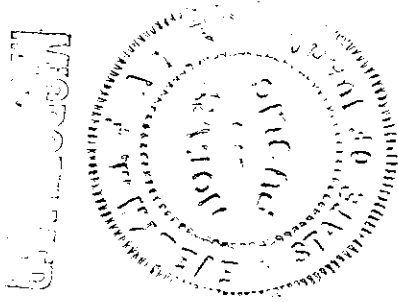
[SEAL]

Evelyn M. Flader

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

My commission expires Non-Exper, 19

Publication Fee: \$ 12.25



ACT
IONN OWNER LAST NAME - BLAKELY
N OWNER LAST NAME - BLAKELY
N ADDRESS LINE 1 - RT. 2 BOX 280FIRST NAME - ZELLA MAE
FIRST NAME - BEATRICE D.CITY - RIGBY
TRIBUTARY OF - SINKS

STATE - ID ZIP CODE - 83442

N SOURCE - SPRINGS

N STAGE - STATUTORY CLAIM

PRIORITY - 04-01-1934 COUNTY - JEFFERSON TOTAL DIV. RATE - .0500CFS

WATER DIST. - 01

N DIVERSION POINT - SENE 28 04N 41E

SWNW 28 04N 41E

N FROM - 04-01 TO - 11-01 USE - STOCKWATER

USE DIV. RATE - .0500CFS

N USE - STOCKWATER

PLACE OF USE - TWN 04N RNG 41E SEC 28 TRACT SENE

TRACT SWNW

N NON IRRIG USE - S/150 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 23-4009
 Old No. New No.

Record

1. Original Owner: Lella Mae & Beatrice D. Blakely

Present Owner: _____

2. Address: Rt. 2 Box 280

3. City: Rigby State: ID Zip: 83442

4. A. Source of Water: springs

B. Tributary of: sinks

5. 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: 4-1-1934

D. County: 51

E. Total Diversion Rate: .05

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>SE NE</u>	<u>28</u>	<u>4N</u>	<u>41E</u>		
	<u>SW NW</u>	<u>28</u>	<u>4N</u>	<u>41E</u>		

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

from 4-1 to 11-1 for S purposes. Amount .05
 (cfs or AG FT/yr)

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 _____

from _____ to _____ for _____ purposes. Amount _____

72375

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A.

B.

C.

D.

E.

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

5/150 head

12. Other Rights for Same Use:

13. A. Proof Due Date: 4

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):

August 1, 1977

RE: Claim to a Water Right No. 23-4008/23-4009

John Mac Blakely
and Beatrice Blakely
Box 280, Rt. #2
Bridger, Idaho 83442

Dear Mr. Blakely:

The Department of Water Resources has completed the processing of your claims to a water right 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 file, 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, copies of your claims. If you have any questions or if we can be of further assistance, please feel free to call upon us.

Very truly yours

R. NALD D. CARLSON
Supervisor
Eastern Region

RDC:CB

Enc: Copies of claims

July 8, 1977

RE: Claim to a Water Right No. 23-4009 BLAKELY
Application for Permit No. 31-7263 BAGLEY

Rigby Star
P.O. Box 37
Rigby, Idaho 83442

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 7-26-77 by CW

RDC:CW

Enc: Legal Notice (2)

RECORDED

NOTICE OF CLAIM TO A WATER RIGHT

NO. 23-4009

Notice is hereby given that Zella Mae &/or Beatrice D. Blakely,
Rigby, Idaho

have ~~been~~ filed a claim to a water right established by diversion and application
to beneficial use of 0.05 cubic feet per second ~~XXXXXXXXXXXXXXXXXXXX~~
of water from two springs tributary to sinks
with point of diversion in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 28, T. 4N, R. 41E,
B.M., Jefferson County

The water is claimed to be used from Apr. 1 to Nov. 1 for stockwatering
purposes for 150 head range cattle
with a priority of Apr. 1, 1934 ;
the place of use is within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 28, T. 4N, R. 41E,
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 Rigby Star, Rigby, Idaho
on July 14 and July 21, 1977

RECEIVED
JUL 14 1977

me.
CW-L