

(8) Remarks _____

Hand-drawn map on a grid showing a road layout. A vertical road is labeled "T 4 N" and a horizontal road is labeled "R 41 E". A small square area is labeled "Spring" with an arrow pointing to it. The number "22" is written near the intersection of the two roads.

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 affiants knowledge.

(claimant)

(claimant)

Sworn to before me this 1st day of July

Beatrice S. Blakely
(Claimant)

(Claimant)

1977

Carolyn J. Mercer

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</u> <u>7-25-77</u> <u>#8236</u>				
Published in <u>Standard Journal</u>				
Dates <u>July 14 + 21 - 1977</u>				

The REXBURG STANDARD and
The REXBURG JOURNAL
REXBURG, IDAHO

RECEIVED
JUL 25 1977

Department of Water Resources
Eastern District Office

Affidavit of Publication

STATE OF IDAHO }
County of Madison } ss.

I, Terry T. Weatherston,
being first duly sworn, depose and say,
that I am the printer of THE REXBURG
STANDARD JOURNAL

, a newspaper printed and
published weekly at Rexburg, Madison
County, Idaho; and I do solemnly swear
that the NOTICE OF CLAIM TO A
WATER RIGHT NO. 23-4008

a copy of which notice appears attached
hereto, was published in the regular and
entire issue of said newspaper, and not in

any supplement issue thereof for two
consecutive issues, the first publication hav-

ing been made on July 14, 1977
and the last publication having been made

on July 21, 1977

Further, that said newspaper is one of
general circulation in said county; that it
is a legal newspaper, conforming to legal
specifications under the Idaho Statutes; that
it has at least two hundred bona fide sub-
scribers living within the county of publica-
tion; and that it has been continuously and
uninterruptedly published in said county dur-
a period of seventy-eight consecutive weeks
prior to the first publication of the said not-
ice.

Terry T. Weatherston

Subscribed to and sworn to before me

this 21st. day of July, 1977

Effie S. Davenport
Notary Public.
(SEAL)

My commission expires March 25, 1978

NOTICE OF CLAIM
TO A WATER RIGHT
NO. 23-4008

Notice is hereby given that Zella Mae &/or
Beatrice D. Blakely, Rigby, Idaho have filed a
claim to a water right established by diversion
and application to beneficial use of 0.05 cubic
feet per second of water from an unnamed spring
tributary to sinks with point of diversion in the
NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 22, T. 4N, R. 41E, B.M., Madison
County.

The water is claimed to be used from Apr. 1 to
Nov. 1 for stockwatering purposes for 150 head
of range cattle with a priority of Apr. 1, 1945 the
place of use is within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 22, 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
Director

Published in the Standard Journal, Rexburg,
Idaho on July 14 and July 21, 1977.

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 &/or Beatrice D. Blakely (name of claimant)
of Box 280 or 282, Rt. #2, Rigby, Idaho 83442, 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 spring
tributary to, sinks

(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, 1945

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. 22 Twp. 4N Rge. 41E B. M. County of Madison
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. fenced & protected spring

(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	22					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 cattle

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

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The REXBURG JOURNAL
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Eastern District Office

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ice.

Terry T. Weatherston

Subscribed to and sworn to before me
this 21st day of July, 1977

Offie S. Davenport
(SEAL) Notary Public.

My commission expires March 25, 1978

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Resources, 1515 Lincoln Road, Idaho Falls,
Idaho, 83401.

C. STEPHEN ALLRED
Director

Published in the Standard Journal, Rexburg,
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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.N CITY - RIGBY STATE - ID ZIP CODE - 83442
N SOURCE - SPRING TRIBUTARY OF - SINKS
N STAGE - STATUTORY CLAIM PRIORITY - 04-01-1945 COUNTY - MADISON TOTAL DIV. RATE - .0500CFS
N DIVERSION POINT - NENW 22 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 22 TRACT NENW
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]

- DATA ENTRY -

Record

Present Owner: _____

[illegible]

pf 72379

[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:

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

Zella Mae Blakely
and Beatrice Blakely
Box 280, Rt. #2
Rigby, Idaho 83442

Dear Ms. 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

EDC:CD

Enc: Copies of claims

RECEIVED
AUG 1 1977
WATER RESOURCES
DIVISION

July 8, 1977

RE: Claim to a Water Right 23-4008 BLAKELY

Standard Journal
Box 10
Rexburg, Idaho 83440

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 7-25-77 by me

RDC:GW

Enc: Legal Notice (1)

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C. STEPHEN ALLRED
Director

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with point of diversion in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 22, T. 4N, R. 41E, B.M.,
Madison County

The water is claimed to be used from Apr. 1 to Nov. 1 for stockwatering
purposes for 150 head of range cattle
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C. STEPHEN ALLRED
~~XXXXXXXXXXXXXXXXXXXX~~

Director

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Mr. H. P. L.