

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 Rowland's Inc. (Name of Claimant)

P.O. Box 700, Pocatello, ID 83204 (Mailing Address) Telephone No. 208-237-1880 (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) August 17, 1949

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) Groundwater tributary to

(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.) | (Mo., Day)         | (Both dates inclusive) | (Mo., Day) |
|----------|-----------|-------------------------------------|--------------------|------------------------|------------|
| Quantity | .3 cfs    | Use Industrial                      | Period of Use From | 1-1                    | To 12-31   |
| Quantity | .04 cfs   | Use Domestic                        | Period of Use From | 1-1                    | To 12-31   |
| Quantity |           | Use                                 | Period of Use From |                        | To         |
| Quantity |           | Use                                 | Period of Use From |                        | To         |
| Quantity |           | Use                                 | Period of Use From |                        | To         |
| (4)      | .3 cfs    | TOTAL QUANTITY USED.                |                    |                        |            |

(5) A) Point of diversion: (Location of point where water is diverted from its source) NW 1/4 NE 1/4, Sec. 7 Twp. 6S Rge. 34E B.M., County of Power  
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. Describe any changes in the system and give the date of the change. Well, 10" diameter casing, 160' deep, 25 h.p.

(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 |       |
| 6S | 34E | 7    |     | X   |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
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No. of acres

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Well is used to supply water to seven households and industrial use associated with processing and packaging milk at Rowland's Inc., same location

NOTE: Include here the type and number of stock watered:

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

(8) Remarks \_\_\_\_\_

PLACE OF USE AND POINT OF DIVERSION.

T. 61 SOUTH

R. 34 EAST.

7

7

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.

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.

the matters and facts therein are true to the best of the

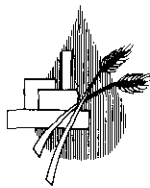
Robert N. Rowland  
for Rowland's, Inc.  
(Claimant)

My commission expires May 20, 1987

Received by CW Date 6-29-83 Exception filed by: \_\_\_\_\_ Forwarded to \_\_\_\_\_ Date \_\_\_\_\_  
 Prelim. check by S.M. Date 12-1-1983  
 \$30.00 fee received by CW Date 6-29-83 #25640  
 Published in Power County Press  
 Dates 12/15 & 12/22/83

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT *VOID*



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 Rowland's, Inc. (Name of Claimant)  
P. O. Box 700, Pocatello, Idaho 83204 (Mailing Address) Telephone No 208-237-1880 (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) August 17, 1949

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)  
Ground water tributary to \_\_\_\_\_

(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>.3 CFS</u> | Use                                 | <u>Domestic/Industrial</u> | Period of Use From <u>1-1</u> | To <u>12-31</u> |
| Quantity  | _____         | Use                                 | _____                      | Period of Use From _____      | To _____        |
| Quantity  | _____         | Use                                 | _____                      | Period of Use From _____      | To _____        |
| Quantity  | _____         | Use                                 | _____                      | Period of Use From _____      | To _____        |
| Quantity  | _____         | Use                                 | _____                      | Period of Use From _____      | To _____        |

(4) .3 CFS (cfs, af) TOTAL QUANTITY USED.

(5) A) Point of diversion: (Location of point where water is diverted from its source)  
NW ¼ NE ¼, Sec. 7 Twp. 6S Rge. 34E B.M., County of Power  
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. Describe any changes in the system and give the date of the change. Well, 10" Diameter casing, 160' deep, 25 H.P.

(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 |       |
| 6S | 34 | 7    |     | X   |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
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No. of acres \_\_\_\_\_

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:  
Well is used to supply water to seven households and industrial use associated with processing and packaging milk at Rowland's, Inc., same location.

NOTE: Include here the type and number of stock watered: \_\_\_\_\_

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

(8) Remarks \_\_\_\_\_  
 \_\_\_\_\_  
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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 Bannock )

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.

*Robert N. Rowland*  
 Rowland's, Inc.  
 (Claimant)

Sworn to before me this 28th day of June, 1983

*Jean Magee*  
 Notary Public  
 Residing at Pocatello, Idaho

My commission expires May 20, 1987

| FOR DEPARTMENT USE ONLY           |                     |                     |              |
|-----------------------------------|---------------------|---------------------|--------------|
| Received by <u>CW</u>             | Date <u>6-29-83</u> | Exception filed by: | Forwarded to |
| Prelim. check by                  | Date                |                     | claimant by: |
| \$30.00 fee received by <u>CW</u> | Date <u>6-29-83</u> |                     |              |
| Published in                      | <u>#25640</u>       |                     |              |
| Dates                             |                     |                     |              |

# Affidavit of Publication

STATE OF IDAHO

COUNTY OF POWER

S.S.

Brett Crompton

being first duly sworn

on oath, states:

That he is the editor of the Power County Press, a newspaper of general circulation in Power County, Idaho, published weekly at American Falls 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 or advertisement 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 publica-

tion being the 14 day of Dec, 1983

the date of last publication being the

21 day of Dec, 1983

(Signed) Brett Crompton

Subscribed and sworn to before me this

21 day of Dec, 1983

Paula Hobbs  
Notary Public, residing at American Falls,  
Idaho.

My Commission expires the

(SEAL)

10 day of March 1986

DEC 28 1983

Department of Water Resources  
Eastern District Office

Published in The Power County Press Dec 14 and 21, 1983.  
NOTICE OF CLAIMS  
OF WATER RIGHTS  
The following claims have been filed on water rights claimed by diversion and beneficial use:  
ROWLANDS INC.  
P.O. BOX 780, POCATELLO, ID 83204  
Source: GROUNDWATER  
Priority Date: 08/17/1969  
Diversion Pt: NWNE Sec 07 T 06S R 34E  
Use: INDUSTRIAL (0.30CFS)  
DOMESTIC (0.04CFS)  
In: NWNE Sec 07 T 06S R 34E  
Exceptions to a claim may be filed with the Director, Dept. of Water Resources, Boise, Idaho.

UNRECORDED

# Affidavit of Publication

STATE OF IDAHO

COUNTY OF POWER }

S.S.

Brett Crompton

being first duly sworn

on oath, states:

That ..... he is the ..... editor  
of the Power County Press, a newspaper of general circulation  
in Power County, Idaho, published weekly at American Falls  
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 or advertisement 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 publica-

tion being the ..... 14 ..... day of ..... Dec ..... 83

the date of last publication being the

..... 21 ..... day of ..... Dec ..... 83

(Signed) *Brett Crompton*

Subscribed and sworn to before me this

..... 21 ..... day of ..... Dec ..... 83

*Debra H. Hinkle*  
Notary Public, residing at American Falls,  
Idaho.

My Commission expires the

(SEAL)

..... day of March 1986

DEC 28 1983

## Water right filed by Rowlands.

Published in The Power County  
Press Dec. 14 and 21, 1983.

### NOTICE OF CLAIMS OF WATER RIGHTS

The following claim(s) have been  
filed on water right(s) created by  
diversion and beneficial use:

29-4443

ROWLANDS INC.

P.O. BOX 700, POCATELLO, ID  
83204

Source: GROUNDWATER

Priority Date: 08/17/1949

Diversion Pt: NWNE Sec 07 T 06S R  
34E

Use: INDUSTRIAL (0.30CFS)

DOMESTIC (0.04CFS)

In: NWNE Sec 07 T 06S R 34E

Exceptions to a claim may be filed  
with the Director, Dept. of Water  
Resources, 150 Shoup Ave., Suite  
15, Idaho Falls, Idaho 83402.

KEN DUNN, Dir.

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Eastern Region

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150 Shoup Ave., Suite 15  
Idaho Falls, Idaho 83402  
(208) 525-7161

JANUARY 3, 1984

ROWLANDS INC.  
P.O. BOX 700  
POCATELLO

ID 83204

RE: Claim No. 29-4443

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

MICROFILMED

State of Idaho  
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Steve McCormick

Right Number 29 4465 4443 Applicant Rowlands Inc.

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 Jan 5, 1984

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Ac Date 1/10/84

MICROFILMED

Jan 3, 1984

CW



STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
EASTERN REGION

John V. Evans  
Governor

A. Kenneth Dunn  
Director

150 Shoup  
Idaho Falls, Idaho 83401  
(208) 525-7161

Rowland's Inc.  
P.O. Bx 700  
POCAHELLO, ID.  
83204

SEPT 12, 1983.

Dear Claimant:

The Department is in receipt of your claim to a water right.

Unfortunately, there are some corrections which must be made before processing can continue. The enclosed claim form which has been re-typed for your convenience makes the following correction:

- THE AMTS. IN PART 3 OF THE CLAIM HAVE BEEN BROKEN APART TO SHOW SEPARATE AMTS. FOR DOMESTIC AND INDUSTRIAL.

Please sign and notarize the form and return it to this office as soon as possible, as processing cannot continue until it is received at this office.

If you have any questions, please feel free to contact me.

Sincerely,

STEVE McCORMICK  
Sr. Resource Analyst

Enclosure

MICROFILMED

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Eastern Region

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150 Shoup Ave., Suite 15  
Idaho Falls, Idaho 83402  
(208) 525-7161

DECEMBER 8, 1983

Power County Press  
174 Idaho Street  
American Falls, Idaho 83211

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 JANUARY 3, 1984.

Yours truly,

RONALD D. CARLSON  
Supervisor  
Eastern Region

Encl.

**MICROFILMED**

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402.

KEN DUNN, Dir.

Published 12/15 & 12/22/83.

MICROFILMED

29-4443-

ROWLANDS INC.

P.O. BOX 700, POCAHELLO, ID 83204

Source: GROUNDWATER

Priority Date: 08/17/1949

Diversion Pt: NWNE Sec 07 T 06S R 34E

|                 |            |
|-----------------|------------|
| Use: INDUSTRIAL | (0.30 CFS) |
| DOMESTIC        | (0.04 CFS) |

In: NWNE Sec 07 T 06S R 34E

**MICROFILMED**