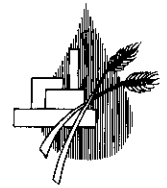


STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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.

Oregon Short Line Railroad Company,

Notice is hereby given that Union Pacific Railroad Company, Lessee

(Name of Claimant)

P. O. Box 1592, Pocatello, Idaho 83204

(Mailing Address)

Telephone No. 236-5514

(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) May 14, 1913

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, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	<u>0.03 cfs</u>	Use <u>Domestic</u>	Period of Use From <u>1-1</u>	To <u>12-31</u>
Quantity	<u>0.02 cfs</u>	Use <u>Irrigation</u>	Period of Use From <u>4-1</u>	To <u>11-01</u>
Quantity	_____	Use _____	Period of Use From _____	To _____
Quantity	_____	Use _____	Period of Use From _____	To _____
Quantity	_____	Use _____	Period of Use From _____	To _____

- (4) 0.05 cfs TOTAL QUANTITY USED.

(cfs, gpd, AFA)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)

NE ¼ SE ¼, Sec. 35 Twp. 4S Rge. 34E B.M., County of Bingham

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. 8"x66' deep well, 1 H.P. electrical submersible pump and a 82 gallon pressure tank.

- (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	
4S	34E	35													X				1 Acre

No. of acres 1

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
water is used at section house and surrounding yard and by Maintenance Section Forces.

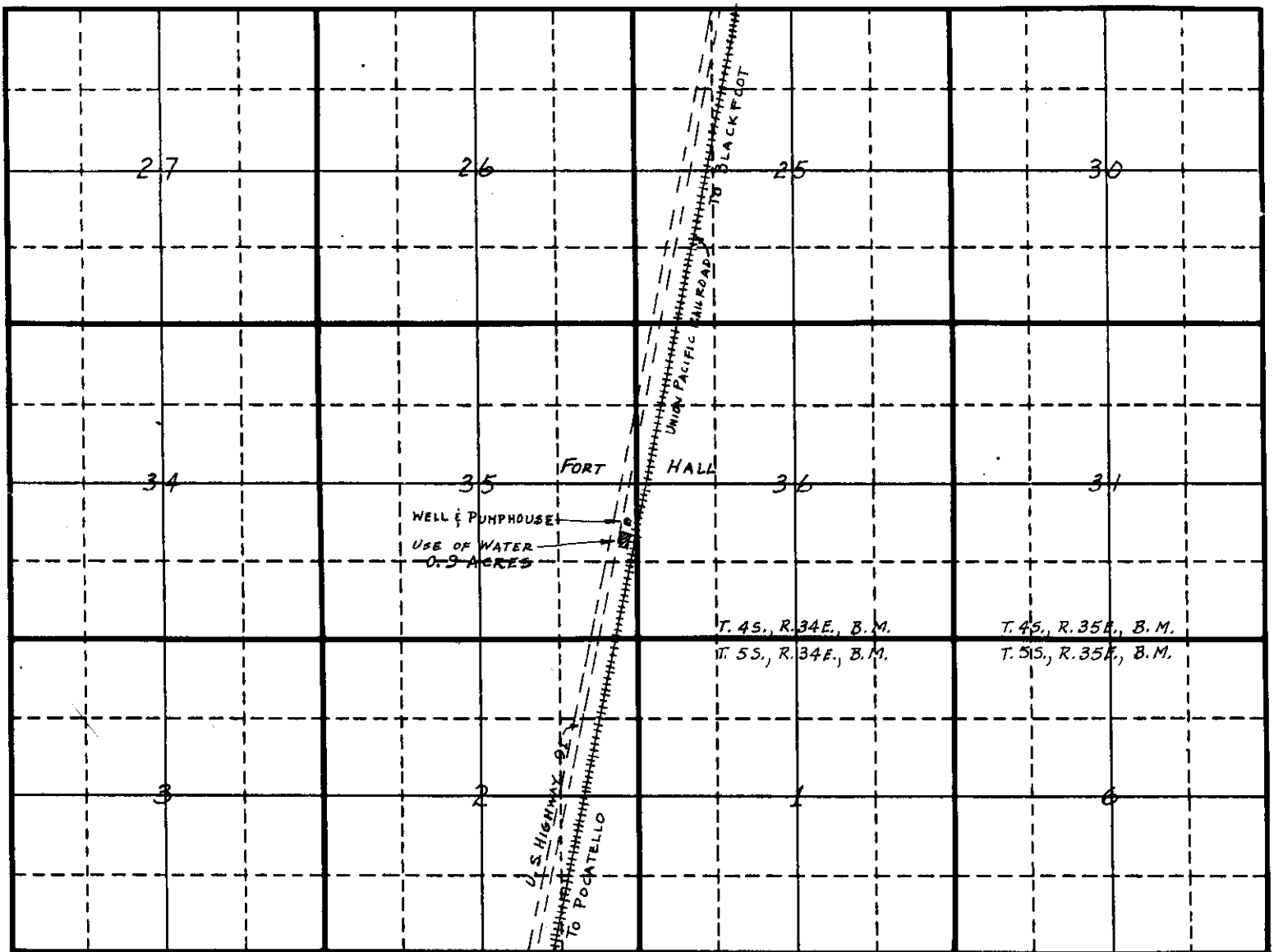
NOTE: Include here the type and number of stock watered: _____

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

Union Pacific Railroad Company

MICROFILMED

(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~~ Nebraska)
County of Douglas) 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 8th day of February, 1983.

UNION PACIFIC RAILROAD COMPANY
J. P. Rogers
Assistant Vice President (claimant)
A. A. Holdorf
Notary Public
Residing at Omaha, Neb.



My commission expires _____

Received by CW Date 3-10-83 Exception filed by: _____ Date _____
Prelim. check by HWS Date 4-18-83
\$20.00 fee received by CW Date 4-18-83 #28059
Published in Blackfoot News
Dated as 4/28 & 5/15/83

NOT RECORDED

RECEIVED

MAY 13 1983

Department of Water Resources
Eastern District Office

**NOTICE OF CLAIMS
TO WATER RIGHTS**

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

35-4161

OREGON SHORT LINE
RAILROAD CO.
UNION PACIFIC
RAILROAD CO.

P.O. Box 1592

Pocatello, Id. 83204

Source: GROUNDWATER

Priority Date: 06/09/1916

Diversion Pt.: NWSW, Sec. 2, T. 01S, R. 32E

Use: DOMESTIC (0.07 CFS)

In: NWSW, Sec. 2, T. 01S, R. 32E

35-4332

OREGON SHORT LINE
RAILROAD CO.
UNION PACIFIC
RAILROAD CO.

P.O. Box 1592

Pocatello, Id. 83204

Source: GROUNDWATER

Priority Date: 05/14/1913

Diversion Pt.: NESE, Sec. 35, T. 04S, R. 34E

Use: IRRIGATION (0.02 CFS)

DOMESTIC (0.03 CFS)

In: NESE, Sec. 35, T. 04S, 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.

(7751)

Pub.: 4-28; 5-5

AFFIDAVIT of PUBLICATION

County of Bingham)

State of Idaho David Mark Brown)
I, do

solemnly

Publisher

swear that I am the _____ of
The Morning News which is a daily newspaper of general
circulation published each day except Sunday at
Blackfoot, Bingham County, Idaho, said newspaper hav-
ing been so published at Blackfoot, aforesaid for more
than one year past; that said newspaper heretofore com-
plied with all the provisions of Chapter 154 of the Ses-
sions Laws of Idaho of 1933, approved March 11, 1933,
and duly designated, pursuant to law, a particular day of
the week as the day on which legal notices required by
law or by the order of any Court of competent jurisdiction
within the State of Idaho shall be published to-wit: Thursday
of each week; that the notice attached hereto and which
is a part of this affidavit and part of the proof of
publication was published in said issue or said
newspaper _____ consecutive weeks

the first publication having been made on the
28th day of April, 19 83,

and the last publication having been made on the
5th day of May, 19 83;

that said notice was published in the regular and entire
issue of every number of the paper as aforesaid during
the period and time of publication, and that notice was
published in the newspaper and not in a supplement.

Devin M. Baker

Subscribed and sworn to before me this 11th

day of May, 19 83.

Patricia A. Johnson

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Oct. 20, 1984

MICROFILMED

MAY 13 1983

**NOTICE OF CLAIMS
TO WATER RIGHTS**

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

35-4161

OREGON SHORT LINE
RAILROAD CO.
UNION PACIFIC
RAILROAD CO.
P.O. Box 1592
Pocatello, Id. 83204
Source: GROUNDWATER
Priority Date: 06/09/1916
Diversion Pt.: NWSW, Sec. 23, T. 01S, R. 32E.
Use: DOMESTIC (0.07 CFS)
In: NWSW, Sec. 23, T. 01S, R. 32E.

29-4332

OREGON SHORT LINE
RAILROAD CO.
UNION PACIFIC
RAILROAD CO.
P.O. Box 1592
Pocatello, Id. 83204
Source: GROUNDWATER
Priority Date: 05/14/1913
Diversion Pt.: NESE, Sec. 35, T. 04S, R. 34E.
Use: IRRIGATION (0.02 CFS)
DOMESTIC (0.03 CFS)
In: NESE, Sec. 35, T. 04S, 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.

(7751)
Pub.: 4-28; 5-5

41

AFFIDAVIT of PUBLICATION

County of Bingham)

State of Idaho David Mark Brown)

I, _____ do
solemnly

Publisher

swear that I am the _____ of
The Morning News which is a daily newspaper of general
circulation published each day except Sunday at
Blackfoot, Bingham County, Idaho, said newspaper hav-
ing been so published at Blackfoot, aforesaid for more
than one year past; that said newspaper heretofore com-
plied with all the provisions of Chapter 154 of the Ses-
sions Laws of Idaho of 1933, approved March 11, 1933,
and duly designated, pursuant to law, a particular day of
the week as the day on which legal notices required by
law or by the order of any Court of competent jurisdiction
within the State of Idaho shall be published to-wit: Thursday
of each week; that the notice attached hereto and which
is a part of this affidavit and part of the proof of
publication was published in said issue or said
newspaper _____ consecutive 2 weeks

the first publication having been made on the
28th day of April, 19 83.

and the last publication having been made on the
5th day of May, 19 83;

that said notice was published in the regular and entire
issue of every number of the paper as aforesaid during
the period and time of publication, and that notice was
published in the newspaper and not in a supplement.

Subscribed and sworn to before me this 11th
day of May, 19 83.

Patricia A. Johnson
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Oct. 20, 1984

MICROFILMED

#9

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY:

KC Wilson

Right Number

29 4332

Applicant

Oregon Short Line Railroad
U-P. RR Co Lessee

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:

MONTH DAY

use la ch
for irrigation

- ☒ 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 Coleman

Date

May 26, 1983

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By

KC

Date

5/31/83

RECEIVED

MAY 31 1983

Department of Water Resources

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

MAY 16, 1983

OREGON SHORT LINE RAILROAD CO.
UNION PACIFIC RAILROAD CO.
P.O. BOX 1592
POCATELLO ID 83204

RE: Claim No. 29-4332

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,

MICROFILMED

RONALD D. CARLSON
Eastern Region Supervisor

Enclosure

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

APRIL 20, 1983

The Blackfoot News
P. O. Box 70
Blackfoot, Idaho 83221

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 MAY 16, 1983.

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 4/28 & 5/5/83.

MICROFILMED

29-4332

OREGON SHORT LINE RAILROAD CO.
UNION PACIFIC RAILROAD CO.

P.O. BOX 1592, POCA TELLO, ID 83204

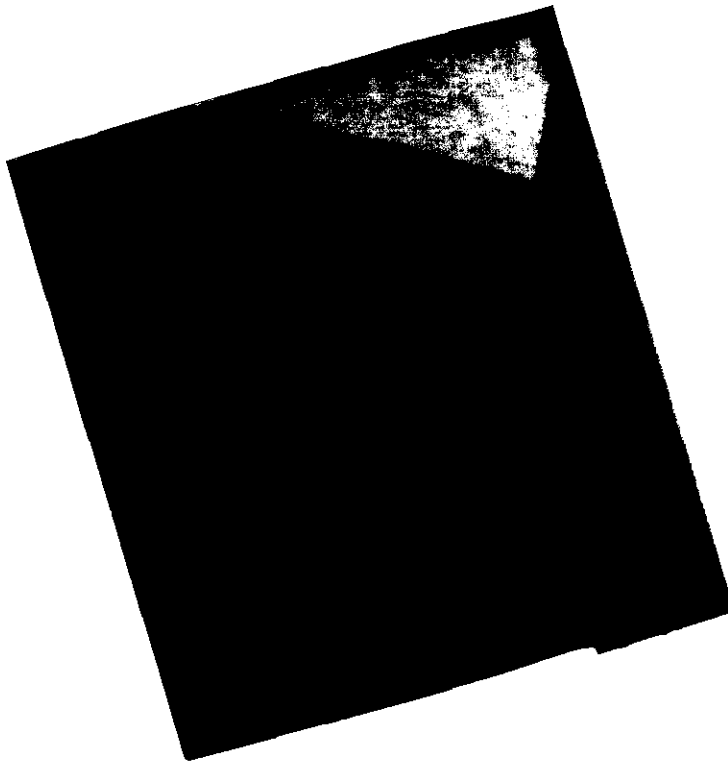
Source: GROUNDWATER

Priority Date: 05/14/1913

Diversion Pt: NESE Sec 35 T 04S R 34E

Use: IRRIGATION	(0.02 CFS)
DOMESTIC	(0.03 CFS)

In: NESE Sec 35 T 04S R 34E



MICROFILMED

29-4332

OREGON SHORT LINE RAILROAD CO.
UNION PACIFIC RAILROAD CO.

P.O. BOX 1592, POCATELLO, ID 83204

Source: GROUNDWATER

Priority Date: 05/14/1913

Diversion Pt. NESE Sec 35 T 04S R 34E

Use: IRRIGATION (0.02 CFS)
DOMESTIC (0.03 CFS)

In: NESE Sec 35 T 04S R 34E

29-4332
OREGON SHORT LINE
RAILROAD CO.
UNION PACIFIC
RAILROAD CO.
P.O. Box 1592
Pocatello, Id. 83204
Source: GROUNDWATER
Priority Date: 05/14/1913
Diversion Pt.: NESE, Sec. 35, T. 04S, R.
34E.
Use: IRRIGATION (0.02 CFS)
DOMESTIC (0.03 CFS)
In: NESE, Sec. 35, T. 04S, 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.
(7751)
Pub. 4-28; 5-5