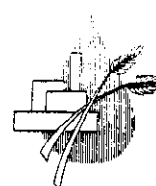


STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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 RICHARD L SHAPPART and/or JUNE W. SHAPPART

(Name of Claimant)

Rt. #2, Box 187 C Pocatello, Id. 83204

Telephone No. 237-5967

(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) July 1, 1973

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:

Quantity	(cfs, gpd, AFA)	Use	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>0.04 cfs</u>	Use	<u>Domestic</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) 0.04 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

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

SW 1/4 SW 1/4, Sec. 22 Twp. 5S Rge. 34E B.M., County of Bannock

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, pump and delivery system

- (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.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
5S	34E	22											X						

No. of acres

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

Water is used to irrigate lawn and garden plus providing drinking water for stock

NOTE: Include here the type and number of stock watered: 4 horses, 12 cattle

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

MICROFILMED

(8) Remarks _____

MICROFILMED

R. 34E

T. 5S.

22

House

Well.

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 _____) 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 17th day of April, 19 81.

Richard L. Shappert
(Claimant)

Mary E. Loop
Notary Public
Residing at Lifetime - Idaho Falls, ID

My commission expires Lifetime

FOR DEPARTMENT USE ONLY

Received by EMC Date 4/17/1981 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by HWS Date 4/17/1981 claimant by: _____
\$30.00 fee received by EMC Date 4/17/1981 #17178
Published in Idaho State Journal
Dates 4/30 & 5/01/81

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

7/1/81
7/1/81
NOTICE OF CORRECTION
Notice is hereby given to all persons who have in the past been advised by the State of Idaho Department of Water Resources that a certain water right was advertised in the Idaho State Journal, a daily newspaper, printed and published at Pocatello, Bannock County, Idaho, and having a general circulation therein, on April 30 and May 7, 1981. The place of use was advertised as being within the SWSW, Sec. 7, T. 35S, R. 34E. WHEREAS, the actual place of use is located within the SWSW, Sec. 22, T. 35S, R. 34E. Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 130 Shoup Ave., Idaho Falls, Idaho, 83401, S/A. Kenneth Gunn, Director, May 28, June 4, 1981, No. 786

Rosalie Olmstead

being first duly sworn on oath deposes and says: That she was at all times herein mentioned a citizen of the United States of America, more than 21 years of age, and the Principal Clerk of THE IDAHO STATE JOURNAL, a daily newspaper, printed and published at Pocatello, Bannock County, Idaho, and having a general circulation therein.

That the document or notice, a true copy of which is attached, was published in the said IDAHO STATE JOURNAL, on the following dates, to-wit:

May 28, 1981, 19____
June 4, 1981, 19____
_____, 19____, 19____
_____, 19____, 19____
_____, 19____, 19____

That said paper has been continuously and uninterruptedly published in said County for a period of seventy-eight weeks prior to the publication of said notice or advertisement and is a newspaper within the meaning of the laws of Idaho.

Rosalie Olmstead

Subscribed and sworn to before me this 9th day of June, 1981

[Signature]

Notary Public, State of Idaho
Residence: Pocatello, Idaho

RECEIVED

JUN 10 1981

Department of Water Resources
Eastern District Office

RECEIVED

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

NOTICE OF CORRECTION

Notice is hereby given that Claim to a Water Right No. 29-4190 in the name of Richard L. &/or June W. Shappart was advertised incorrectly on April 30 and May 7, 1981. The place of use was advertised as being within the SWSW, Sec. T. 05S, R. 34E.

WHEREAS, the actual place of use is located within the SWSW, Sec. 22, T. 05S, R. 34E.

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, 83401.

S/A. Kenneth Dunn
Director
May 28, June 4, 1981
No. 786

being first duly sworn on oath deposes and says: That _____ was at all times herein mentioned a citizen of the United States of America, more than 21 years of age, and the Principal Clerk of THE IDAHO STATE JOURNAL, a daily newspaper, printed and published at Pocatello, Bannock County, Idaho, and having a general circulation therein.

That the document or notice, a true copy of which is attached, was published in the said IDAHO STATE JOURNAL, on the following dates, to-wit:

_____	, 19__	_____	, 19__
_____	, 19__	_____	, 19__
_____	, 19__	_____	, 19__
_____	, 19__	_____	, 19__
_____	, 19__	_____	, 19__

That said paper has been continuously and uninterruptedly published in said County for a period of seventy-eight weeks prior to the publication of said notice or advertisement and is a newspaper within the meaning of the laws of Idaho.



Subscribed and sworn to before me this _____

day of _____, 19__





Notary Public, State of Idaho

Residence: Pocatello, Idaho





PROOF OF PUBLICATION **RECEIVED**

STATE OF IDAHO
County of Bannock

ss.

MAY 15 1981

Department of Water Resources
Eastern District Office

Rosalee Olmstead

being first duly sworn on oath deposes and says: That she
was at all times herein mentioned a citizen of the United States of America, more than 21 years of age, and the Principal Clerk of THE IDAHO STATE JOURNAL, a daily newspaper, printed and published at Pocatello, Bannock County, Idaho, and having a general circulation therein.

That the document or notice, a true copy of which is attached, was published in the said IDAHO STATE JOURNAL, on the following dates, to-wit:

<u>April 30</u>	, 19 <u>81</u>	<u> </u>	, 19 <u> </u>
<u>May 7</u>	, 19 <u>81</u>	<u> </u>	, 19 <u> </u>
<u> </u>	, 19 <u> </u>	<u> </u>	, 19 <u> </u>
<u> </u>	, 19 <u> </u>	<u> </u>	, 19 <u> </u>
<u> </u>	, 19 <u> </u>	<u> </u>	, 19 <u> </u>

That said paper has been continuously and uninterruptedly published in said County for a period of seventy-eight weeks prior to the publication of said notice or advertisement and is a newspaper within the meaning of the laws of Idaho.

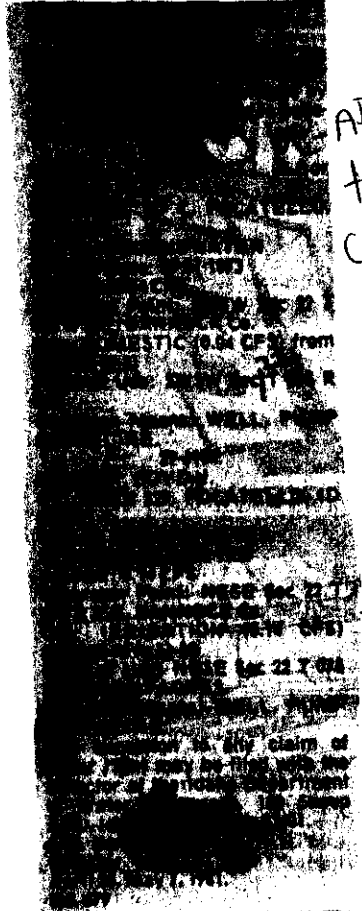
Rosalee Olmstead

Subscribed and sworn to before me this With
day of May, 1981

[Signature] [Signature]

Notary Public, State of Idaho
Residence: Pocatello, Idaho

MICROFILMED



PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

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:

29-4190

SHAPPART, RICHARD L. & / or
JUNE W.
RT. 2 BOX 187 C, POCATELLO,
ID 83204

Source: GROUNDWATER

Priority Date: 07-01-1973

Amount: 0.04 CFS

Diversion Point: SWSW Sec 22 T

05S R 34E, BANNOCK Co.

Use: DOMESTIC (0.04 CFS) from
01-01 to 12-31

Place of Use: SWSW Sec 22 T 05S R
34E

Diversion Means: WELL, PUMP
& PIPELINE.

29-4194

GUNTER, BOYD H.
RT. 3 BOX 229, POCATELLO, ID
83201

Source: GROUNDWATER

Priority Date: 05-01-1958

Amount: 0.14 CFS

Diversion Point: NESE Sec 22 T

07S R 35E, BANNOCK Co.

Use: IRRIGATION (0.14 CFS)
from 03-15 to 11-15

Place of Use: NESE Sec 22 T 07S
R 35E FOR 7 ACRES

Diversion Means: WELL, PUMP
& PIPELINE.

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 83401.

S/A. Kenneth Dunn
Director
April 30, May 7, 1981.
No. 679

being first duly sworn on oath deposes and says: That _____
was at all times herein mentioned a citizen of the United States of America, more than 21 years of age, and the Principal Clerk of THE IDAHO STATE JOURNAL, a daily newspaper, printed and published at Pocatello, Bannock County, Idaho, and having a general circulation therein.

That the document or notice, a true copy of which is attached, was published in the said IDAHO STATE JOURNAL, on the following dates, to-wit:

_____	, 19__	_____	, 19__
_____	, 19__	_____	, 19__
_____	, 19__	_____	, 19__
_____	, 19__	_____	, 19__
_____	, 19__	_____	, 19__

That said paper has been continuously and uninterruptedly published in said County for a period of seventy-eight weeks prior to the publication of said notice or advertisement and is a newspaper within the meaning of the laws of Idaho.

Rasalee Amstead

Subscribed and sworn to before me this _____
day of _____, 19__

Notary Public, State of Idaho
Residence: Pocatello, Idaho

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: HWT

Right Number 29 4190 Applicant Shapart

NOTE: 29-4190 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 July 8 '81

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Hansen Date 7/14/81

~~5/18~~
6/15

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

MAY 20, 1981

RICHARD L. SHAPPART
JUNE W. SHAPPART
RT. 2 BOX 187 C
POCATELLO ID 83204

RE: Claim No. 29-4190

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

MICROFILMED

Enclosure

May 21, 1981

RE: Claim to a Water Right No. 29-4190 SHAPPART

Idaho State Journal
P.O. Box 438
Pocatello, Idaho 83201

Gentlemen:

We are resubmitting a legal notice to be published on May 28 and June 4, 1981. This notice was originally published in your paper on April 30 and May 7, 1981. Unfortunately, it was advertised incorrectly. As we had no way of checking the accuracy of this notice before it went to print we, therefore, request this be readvertised again at your expense.

To prevent future problems in this matter, please submit a galley proof before the first date of publication. If we have any corrections, we will notify you; otherwise, assume the notice is correct. If the administrative procedures of your paper will not allow time for making corrections by submitting a galley proof, we will be glad to review the notice with you by telephone prior to publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to this office by June 15, 1981. Your cooperation in this matter is greatly appreciated.

Very truly yours,

KAY WALKER
Secretary

Enclosure

CW:kw

NOTICE OF CORRECTION

Notice is hereby given that Claim to a Water Right No. 29-4190 in the name of Richard L. &/or June W. Shappart was advertised incorrectly on April 30 and May 7, 1981. The place of use was advertised as being within the SWSW, Sec. T. 05S, R. 34E.

WHEREAS, the actual place of use is located within the SWSW, Sec. 22, T. 05S, R. 34E.

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, 83401.

A. KENNETH DUNN

Director

Published in the Idaho State Journal 5/28 and 6/04/81.

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

APRIL 23, 1981

Idaho State Journal
P. O. Box 431
Pocatello, Idaho 83201

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 18, 1981.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

MICROFILMED

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:

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 83401 .

MICROFILMED

A. KENNETH DUNN

Director

Published 4/30 & 5/07/81.

29-4190

SHAPPART, RICHARD L. &/or JUNE W.

RT. 2 BOX 187 C. POCA TELLO, ID 83204

Source: GROUNDWATER

Priority Date: 07/01/1973

Amount: 0.04 CFS

Diversion Point: SWSW Sec 22 T 05S R 34E, BANNOCK Co.

Use: DOMESTIC (0.04 CFS) from 01/01 to 12/31

Place of Use: SWSW Sec 22 T 05S R 34E

Diversion Means: WELL, PUMP & PIPELINE.

RECEIVED
BANNOCK COUNTY
JUL 10 1973