

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESRECEIVED
JUN 29 2020Department of Water Resources
Eastern Region**AMENDED CLAIM TO A WATER RIGHT**

Under the provisions of Section 42-243, *Idaho Code*, any person claiming a water right established by diversion and application of water to beneficial use must file a claim with the Department of Water Resources. **The filing of this claim does not confirm the water right claimed.** Water rights represented by a valid permit, license, decree, or previous claim are exempt from this requirement, as are uses of water for domestic purposes as defined in Section 42-111, *Idaho Code*. A filing fee must be submitted with this claim. See the instruction sheet to determine the appropriate fee.

Notice is hereby given that DEBRA JEPSEN MCCLOY
(Name of Claimant)
Mailing Address: 6018 E BEAR CREEK RD, PRESTON, ID 83263
Telephone No: 208-680-0737 Email: JASON@VALLEY-IMPLEMENT.COM

claims a right to the diversion and beneficial use of surface or ground water. The extent and nature of said claim is as follows:

1. Date of Priority: (When the water was first applied to beneficial use) JUNE 1, 1910
A claim is not acceptable for the use of surface water with a priority later than May 20, 1971. A claim is not acceptable for the use of ground water with a priority date later than March 25, 1963, unless the water is used for domestic purposes as defined in Section 42-111, Idaho Code.

2. Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
BEAR CREEK SPRINGS tributary to MINK CREEK

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 or af)	(Irrigation, Domestic, Stock, Etc.)	(Both dates inclusive)
		(MM/DD) (MM/DD)
Quantity <u>0.90 CFS</u>	Use <u>IRRIGATION</u>	Period of Use From <u>5/1</u> to <u>11/1</u>
Quantity <u>0.90 CFS</u>	Use <u>DIVERSION TO STORAGE</u>	Period of Use From <u>5/1</u> to <u>11/1</u>
Quantity <u>2 AF</u>	Use <u>IRRIGATION STORAGE</u>	Period of Use From <u>5/1</u> to <u>11/1</u>
Quantity _____	Use _____	Period of Use From _____ to _____

4. 0.90 CFS TOTAL QUANTITY USED.
(cfs or af)

5. A) Location of point of diversion is _____ ¼ of SE ¼ of SW ¼, Govt. Lot _____
Sec. 19 Township 14 S Range 41 E B.M., FRANKLIN County; additional points of diversion, if any: _____

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch etc.). Give sizes and capacities. Be specific. Describe any changes in the system and give the date of the change.

POND OFF SPRINGS WITH 10 INCH LINE TO GRAVITY
FLOW SPRINKLERS

6. A) Describe the place of use within each 40-acre tract in the appropriate box using the symbols listed below. If the use is for irrigation, describe the location by listing the number of irrigated acres within each 40-acre tract.
D - domestic, S - stockwater, M - municipal, C - Commercial, I - Industrial, X - other

Twp	Rge	Sec	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14S	40E	24		16	36	4									5	5			66
14S	41E	19										I	S						
												L	3						

TOTAL ACRES 66

- B) If water is used for purposes other than irrigation, fully describe the use. Be specific.

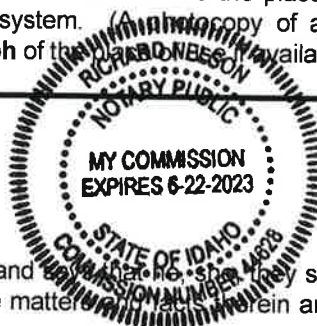
POUND USED FOR IRRIGATION STORAGE FILLED W/ DITCH.
PIPELINE FROM POND TO IRRIGATION SYSTEM.

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

7. Remarks: _____

8. **Map** -- Attach an 8½"x11" map clearly identifying the point of diversion and the place of use by 40-acre subdivisions, section, township and range of the public land survey system. (A photocopy of a USGS 7½ minute topographic quadrangle map is preferred.) Attach an **aerial photograph** of the area if available.

State of Idaho)
) ss.
 County of Franklin)



Be it known that the undersigned, being duly sworn, deposes and says that he/she has subscribed the forgoing claim to a water right, together with all attached information, and that the matters herein are true to the best of the affiant's knowledge.

Debra Lee Jensen McCloy
 Claimant's Signature (and title if claim is for an organization)

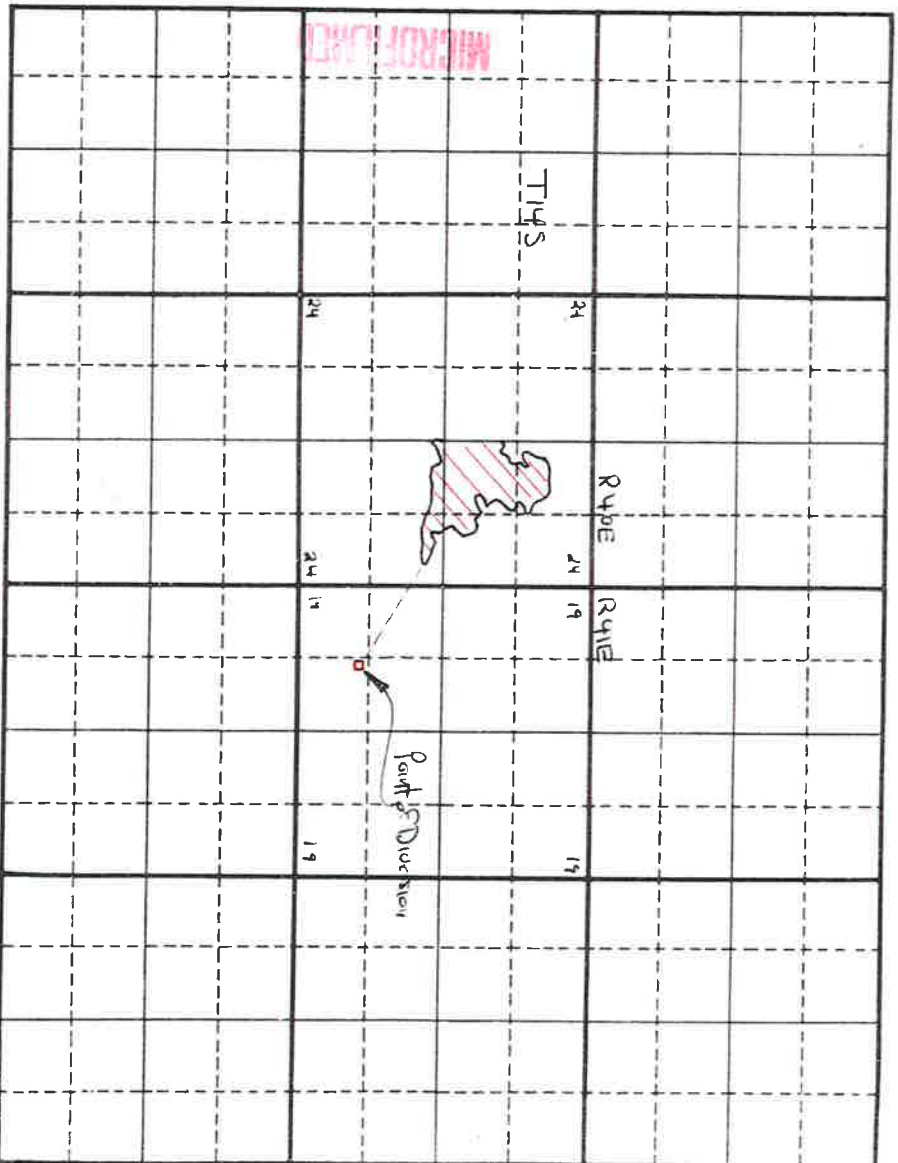
Sworn to before me this 23 day of June, 2020

[Signature]
 Notary Public
 Residing at: Franklin County
 My commission expires: 6/22/23

FOR DEPARTMENT USE ONLY

Received by _____	Date _____	Published in _____
Prelim. check by _____	Date _____	Publication dates _____
Fee _____	Receipt # _____	Publication checked by _____
Receipt prepared by _____	Date _____	Exceptions filed by _____

(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 Bannock

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 28th day of

June

(Claimant)

Wayne J. Bell

Notary Public

Residing at Shoshone

My commission expires 6-15-85

FOR DEPARTMENT USE ONLY

Received by WJ
Prelim. check by SM

Date 6-31-83
Date 8-11-1983

Exception filed by:

Forwarded to
claimant by:

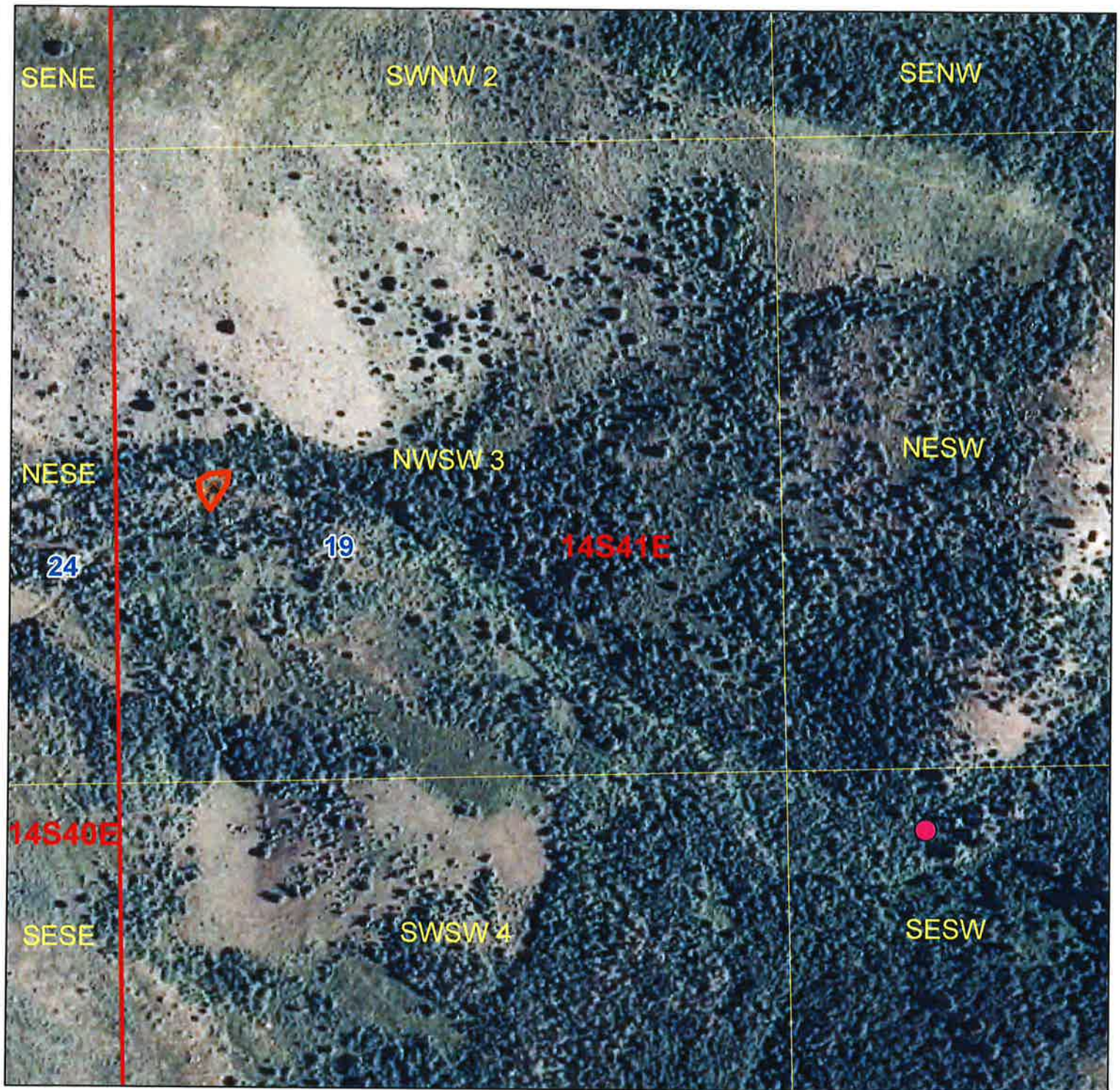
Date

\$30.00 fee received by WJ
Published in Bannock County

Date 7-6-83
#29248

Dates 7-1-83 to 7-1-83

Amended Statutory Claim 13-4249



Legend

-  Proposed POD
-  Irrigation Storage POU
-  Township/Range
-  Sections
- QQ

0 330 660 1,320 Feet



PLAN OF CONSERVATION OPERATIONS

OPERATOR Elias Jepsen OWNER Elias Jepsen
 ACRES 1299 OPERATIONS UNIT Ranch

This ranch is a combined grain and livestock enterprize. The ranch headquarters is located up Bear Creek in Section 24, T 14S, R 40 E.

The land shown on the conservation plan map in Section 18 and 19, T 14S, R 41 E, is leased B.L.M. range land and includes approximately 530 acres. The remaining land is privately owned range and cropland.

MAJOR CONSERVATION PROBLEMS AND NEEDS:

1. Improve and maintain vegetative cover on range land by proper division of range units, grazing management and control of undesirable forage plants.
2. Proper protection and use of steep cultivated cropland to avoid erosion.
3. Efficient use and management of irrigation water.

RANGE SITE AND CONDITION:

A range site and condition survey was made on the range land July 2, 1957.

Range sites are areas of land which are essentially alike with respect to soils, original plant cover and potential productivity. Thus, shallow, steep, south facing areas are separated from deep upland slopes on the basis of the kinds of plants the two sites originally supported and differences in potential productivity. The two sites also require different management in order to keep both areas making maximum yields.

Range condition reflects the general health or productivity of a site. A site in excellent condition is making maximum or near maximum yields while the same site in progressive stages of deterioration yields correspondingly less. Approximately as follows:

Excellent condition	Maximum or near maximum yields
Good condition	35 to 65% of maximum
Fair condition	15 to 35% of maximum
Poor condition	Less than 15% of maximum

The survey and inventory made July 2, 1957 shows the following range site and condition classification for your range lands.

RANGE SITE	Area by Condition Classes		
	GOOD	FAIR	TOTAL
Rocky Upland	388	141	529
Shallow Rocky North Slope		228	228
Shallow Rocky South Slope	18	51	69
Stony Riparian	17		17
TOTALS	423	420	843

The operator has decided to carry out a conservation program in accordance with the following outline.

RANGE MANAGEMENT - Fields 1 to 8 843 acres

1. Repair and maintain boundary fences and fences between range units.
2. Fence east side of field 2.
3. Remove fence between fields 2 and 3.
4. Construct fence between fields 3 and 4.
5. Remove fence between fields 5 and 6.
6. Establish rotation - deferred grazing on three early season units.

Unit I - Fields 2 and 3	206 acres
Unit II - Field 4	143 acres
Unit III - Fields 5 and 6	124 acres

The following illustrates approximately how a rotation deferred grazing system might work out.

UNIT I	UNIT II	UNIT III	FIELD 1
1958 May 15-25	May 25-June 15	June 15-July 10	Summer grazing
1959 June 15-July 10	May 15-25	May 25-June 15	each year after
1960 May 25-June 15	June 15-July 10	May 15-25	July 10

7. Avoid overgrazing so desirable forage plants will be maintained. Tarweed, a worthless aggressive annual weed has already become established on all range sites. This weed rapidly spreads and replaces the better forage plants if these plants are overgrazed.
8. Good forage plants such as blue bunch wheatgrass, big bluegrass, slender wheatgrass, mountain brome, will not be utilized more than 50%.
9. The heavy Mules Ear Dock in fields 1, 2, 3, 4, 5, 6, to be sprayed with an application of 2-4-D or one pound each of 2-4-D and 2-4 5-T in oil or water. This is to be done when the Mules Ear Dock is coming in to full bloom.
10. Some seeding will be tried in a Mules Ear Dock area if the dock is successfully controlled. A good seed mixture is Smooth Brome 6 lbs. or Intermediate Wheatgrass 4 lbs. with 1 to 2 lbs. of Alfalfa.

11. A salt plan will be developed in which stock salt will be placed at locations farthest from water. Keep salt before cattle at all seasons. Remove salt as stock are removed from the pasture units so stock will not try to come back to familiar salt grounds.
12. Watering facilities at spring in field 2 will be improved in 1958 so stock can water from all adjoining units.
13. The advisability of bull dozing a few trails up through heavy maple brush areas to facilitate stock movement is being considered.

CROP ROTATIONS: - Fields 6a, 9, 10, 11, 12, 13, 14, 15 456 acres

No row crops are grown on this ranch.

The area in field 10 to be irrigated by a sprinkler system to be installed will be in grass and legumes for hay or pasture at least 75% of the time. All other irrigated fields will be in grass and legumes at least 60% of the time.

The class IV dryland in field 13 will be in soil building (grass and legumes) at least 75% of the time. The other dryland areas will be in soil building crops at least 1/3 of the time.

Two dryland rotations considered for the class III dryland areas are:

- a. 12 year rotation, including 4 years of grass and alfalfa and 8 years of grain - fallow.
- b. 3 year rotation, seed sweet clover in alternate rows with spring grain. Plow down and fallow in spring of second year when 6" to 8" high and complete before 10" high to conserve maximum amount of winter moisture. Seed grain that fall or following spring.

CONTOUR STRIP CROPPING: - Fields 9, west part of 10, 12, 13, 14, 15 295 acres

Strips of grass and alfalfa or grain will be alternated with strips of summer fallow on these dryland areas. The arrangement of these contour strips will be made to fit in to the crop rotation. Strips will be layed out as nearly on the contour as practical.

STUBBLE MULCHING AND CROP RESIDUE UTILIZATION - All cropland 456 acres

All crop residues will be used on the farm. No burning.

Grazing will be regulated to maintain adequate stubble, leaving 50% of all the stubble standing on dryland. There will be no grazing of dryland grain stubble where yield is 12 bushels or less. Grazing of grain and hay fields on irrigated lands will be limited to leave at least 4 inches of stubble for water protection.

Tillage instruments will be used on the dryland that leave crop residues on the surface.

SUBSOILING: - All cropland

456 acres

All cropland having a restrictive subsoil layer or tillage pan will be chiseled to improve deep percolation and penetration of plant roots. This will be done on the contour in the fall when the soil is dry.

IRRIGATION: Fields - part of 10, 11

150 acres

A sprinkler irrigation system is to be installed in 1957. If found feasible, facilities for sprinkler irrigation will be extended for additional land. A preliminary investigation for the proposed installation for 1957 has been made by Art Bevan, SCS engineer. More exact measurements and plans will be made after surveys and bids are made by dealers. Present plans with regard to this proposed sprinkler for 1957 are as follows:

1. Install pressure mainline to take water out of Bear Creek high enough in the creek to allow at least 100' fall for gravity system.
2. Place main line along upper (east) side of field 10 and run laterals west from main line.
3. Use $6\frac{1}{2}$ gallon per minute nozzles and pressure regulators at all nozzels.

The system of irrigation on the ranch will include gates diversion boxes, sprinkler system, turnouts and other measures and control devices for proper distribution of water. Erosive velocities will not be permitted in any part of the irrigation system.

Irrigation runs, length of application, will be limited in order to avoid deep percolation below the root zone of the plants.

SOILS AND LAND INVENTORY LEGEND

$\frac{2\ M\ 4}{C - 2}$

Deep soil (30" - 60"), medium texture, moderate permeability. General slope 4% to 8%. Erosion moderate.

$\frac{2\ M\ 4}{C - 2}$

Same except slope is 8 to 15%.

$\frac{3\ M\ 4}{C - 2}$

Moderately deep soils (20" - 36"), medium texture, moderate permeability. Slope 4% to 8%, erosion moderate.

$\frac{1\ M\ 4}{D - 2}$

Very deep soils (over 60"), medium texture, moderate permeability, slope 8 to 15%, erosion moderate.

$\frac{4\ V\ M\ 4}{C - 2}$

Shallow soil (10" - 20"), very stony, (Will prohibit cultivation), medium texture, moderate permeability, slopes 4 to 8%, erosion moderate.

$\frac{4\ V\ M\ 4}{D - 2}$

Same except slope 8 to 15 %.

$\frac{4\ V\ M\ 4}{E - 2}$

Same except slope 15 to 30 %.

$\frac{4\ V\ M\ 4}{F - 2}$

Same except slope 30 to 60 %.

Depreciation Schedule 1967

James Jensen, Rt 2 Preston, Idaho

Item	Year	Cost	Life	Dep 1967	Dep Prior Years
Bar	1963	1500.00	20	50.00	1250.00
Printer System	1957	5050.00	20	252.50	2822.00
New Tractor	1959	3650.00	10	365.00	3285.00
Harrow	1960	585.00	10	58.50	468.00
Truck	1960	1000.00	10	100.00	800.00
Mower	1962	445.00	10	44.50	267.00
Stack-Pond	1963	900.00	10	90.00	450.00
D & Loader	1964	3250.00	10	325.00	1300.00
New Combine 2/3 Int	1964	2800.00	10	280.00	1120.00
New Ferguson Tractor	1965	2500.00	10	250.00	750.00
and Loader					
Ferguson Hake	1965	155.00	10	15.50	46.50
Baler	1966	1600.00	10	160.00	320.00
Milk Cooler	1966	400.00	10	40.00	80.00
Feed Sprayer	1967	300.00	10	30.00	0
Hay Elevator	1967	135.00	10	13.50	0
New Tractor	1967	7300.00	10	730.00	0
New Plow	1967	700.00	10	70.00	0
Spreader	1968	737.00	10	73.70	0
Four Wheel	1968	300.00	10	30.00	0
Chopper	1968	125.00	10	12.50	0
Subirrigator	1968	1350.00	10	135.00	0
Pump Truck	1968	500.00	10	50.00	0
Tractor	1968	1872.00	10	187.20	0
				2710.70	0
				2892.90	0

HOMESTEAD RECORD

Reference Book "B" of Homesteads page 47, Original Oneida County Records.

THE GATSON PRINTERS, LTD., CALDWELL, IDAHO 10317-A

Inst. no. 2758

THE UNITED STATES OF AMERICA
TO

Andreas Jepsen

Filed for record and recorded this 12 day of

May

19 05 at 10 o'clock A.M.

W. H. Richards Recorder.

By Deputy Recorder.

Homestead Certificate No. 1130

Application 1898

The United States of America

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING:

WHEREAS, There has been deposited in the General Land Office of the United States a Certificate of the Register of the Land Office at Blackfoot, Idaho, whereby it appears that, pursuant to the Act of Congress approved 20th May, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of Andreas Jepsen has been established and duly consummated, in conformity to law for the South East quarter of the South West quarter of section twenty four and the North half of the North West quarter and the South West quarter of the North West quarter of section twenty five in township fourteen South of Range forty East of Boise Meridian in Idaho containing one hundred and sixty acres.

according to the Official Plat of the Survey of the said Land, returned to the General Land Office by the Surveyor General.

NOW KNOW YE, That there is, therefore, granted by the UNITED STATES unto the said.....

Andreas Jepsen

the Tract of Land above described.

TO HAVE AND TO HOLD the said Tract of Land with the appurtenances thereof, unto the said.....

Andreas Jepsen

and to.....his..... heirs and assigns forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing or other purposes, and rights to ditches and reservoirs used in connection with such water rights as may be recognized and acknowledged by the local customs, laws and decisions of courts; and also subject to the right of the proprietor of a vein or lode to extract and remove his ore therefrom should the same be found to penetrate or intersect the premises hereby granted, as provided by law, and there is reserved from the Lands hereby granted a right of way thereon for ditches and canals constructed by authority of the United States.

BY THE PRESIDENT OF THE UNITED STATES, Benjamin Harrison

PRESIDENT OF THE UNITED STATES, OF THE UNITED STATES, have caused these Letters to be

Patent. The Seal of the General Land Office to be hereunto affixed.

Given under my hand, at the City of Washington, thisninth..... day of
November....., in the year of our Lord one thousand eight hundred

U. S. General
(Seal)
Office

andNinety one....., and of the Independence of the United States
theOne hundred and sixteenth.....

BY THE PRESIDENT, Benjamin Harrison

By

of the Land

and

Sec. Gen.

Notice.

Water and Reservoir)
Location.)
of)
Niels Mathisen,)
and Andrew Jepsen)

Notice is hereby given that we t### Niels Mathisen and Andrew Jepsen, Citizens of the County of Oneida and State of Idaho, Residing at Mink Creek Idaho, have this day located and claim all the Water flowing from that certain Spring known as Sheep Corral Spring, Situated about ~~one~~ one half mile East of Section 13, in Township 14, S.R. 40, E.B.M. in Oneida County Idaho. The Water of said Spring will be increased by digging out said ~~Spring~~ Spring, and constructing a Dam across the Hollow or Gulch below said Spring, by means of which Dam a Reservoir will be formed for the purpose of holding and Storing said Water, for Irrigation purposes, the Water will be diverted from said Reservoir by means of a Ditch tapping said Reservoir, of the following dimensions, to-wit: One and One half feet wide and one foot deep, with a fall of about five inches to the rod, and having a capacity of 216 inches, and from there conducted to and upon the following described Lands, to-wit: S.W. 1/4, of the S.E. 1/4, Sec, 13, Tp, 14, S.R. 40 E.B.M. being the Desert entry of Niels Mathisen, and the S.E. 1/4, S.E. 1/4, Sec, 13, and E. 1/2, N.E. 1/4, and N.E. 1/4, S.E. 1/4, Sec, 24, Tp, 14 S.R. 40, E.B.M. being the Desert Entry of Andrew Jepsen, and there used for Irrigation purposes by the said Appropriators.
Dated this 17th day of June, 1895.

Niels Mathisen
Andrew Jepsen

State of Idaho)
County of Oneida) ss.

Niels Mathisen being first duly Sworn deposes and says that he posted a true and correct copy of the above and foregoing notice of Water and Reservoir Location at the Spring named in said Notice on the 17th, day of June, 1895.

Niels Mathisen

Subscribed and sworn to before me this 19th, day of June, 1895.

N. J. Reynolds

This Indenture, Made this 22nd day
July 1898, between Nils Mathisen of
Phin & Creek & also the party of the
first part, and Andrew J. Spode
of the same place party of the
second part,

Witnesseth, that the said party of the first
part, for and in consideration of the
sum of thirty (\$30⁰⁰/_{xx}) Dollars lawful
money of the United States of America to him
in hand paid, has granted
Bargained and sold unto the
said party of the second part
all his right, title and interest in
the following water claim, to wit:
The water flowing from that certain
Spring known as Sheep Corral
Spring situated about one half
mile East of Section 13, in township
14, S. R. 40 E. B. M. in Owyhee County
Idaho.

In Witness Whereof, the said party of the
first part has hereunto set his hand
the day and year first above written,

by me John C. Greaves, a Notary Public
in and for said County, personally
appeared Neils Matheson known to me
to be the person whose name is
subscribed to the within instrument,
and acknowledged to me that he
executed the same.

In Witness Whereof, I have hereunto
set my hand and affixed my
Official Seal, the day and year first
above written.

John C. Greaves
Notary Public

My Com. Expires Feb. 9th 1900



16
Deed for
Water claims

Recorded at the Request of
J. C. Greaves
August 5 1898
at 2 minutes past 9
A. M., in Book M of Deeds,
page 450 Records of the
County of Cassida
Idaho
County Recorder

By _____ Deputy Recorder
J. C.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls ID 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177

Website: idwr.idaho.gov • Email: easterninfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

June 30, 2020

Debra Jepsen McCloy
6018 E Bear Creek Rd
Preston, ID 83263

RE: Water Right Amended Claim No. 13-4249

Dear Claimant:

The Department of Water Resources acknowledges receipt of your amended water right claim. Please refer to the above referenced number in all future correspondence regarding this claim.

The filing of the claim does not confirm the water right claimed. It will serve to record and preserve the information and the evidence, including any exceptions, regarding the 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 the information or evidence added at any time. Corrections to the claim may be made by filing an amended claim.

Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100.00 late filing fee. Contact any office of the Department or visit the Internet to obtain the proper forms and instructions.

Please feel free to contact this office if you have any questions.

Sincerely,

Christina Henman
Administrative Assistant