

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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MAY 07 2013

Department 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 Hirschi Family Living Trust
(Name of Claimant)

Mailing Address: 1095 So. Ravecke Ln. Kayville UT 84037

Telephone No: 801-309-3837 Email: Shirschi@AMFAM.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) 4-15-1877
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 RIVER tributary to GREAT SALT LAKE

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>.12 CFS</u>	Use <u>Stock water</u>	Period of Use From <u>4/15</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 _____

4. .12 CFS TOTAL QUANTITY USED.
(cfs or af)

5. A) Location of point of diversion is _____ ¼ of SW ¼ of SW ¼, Govt. Lot _____
Sec. 29 Township 14S Range 46E B.M., BEAR LAKE 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.

This amendment more accurately describes historical & current use of stock water. miller Ditch is the means of delivery. The cattle will drink out of this ditch as it flows through the property described on the plat record.

Cattle have always watered from this miller Ditch source - Earlier claim did not cover summer months because of Irrigation Rights during the summer months Irrigation Rights

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	31	S		S	S				S	S	S	S	S	S	S			400
14S	40E	32						S	S			S	S						160

TOTAL ACRES 560

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

CLAIM IS USED FOR WATERING RANGE CATTLE UP TO 800 HEAD

NOTE: Include here the type and number of stock watered: Beef Cattle up to 800 Head

7. Remarks: The initial claim by Rulon Wistisen Extended the Irrigation Claims used during Summer months. It is more accurate to Site Continued Stock Watering From 4/15 - 12/31

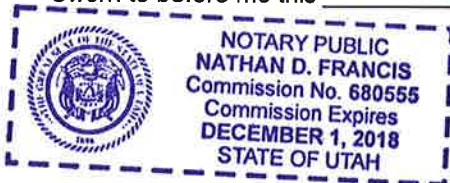
8. **Map** -- Attach an 8½"x11" map clearly identifying the point of diversion and the place of use by 40-acre subdivisions, section, township and range of the public land survey system. (A photocopy of a USGS 7½ minute topographic quadrangle map is preferred.) Attach an **aerial photograph** of the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

State of UT)
County of Davis) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the forgoing 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.

[Signature]
Claimant's Signature (and title if claim is for an organization)

Sworn to before me this 4th day of May, 2018.



[Signature]
Notary Public
Residing at: Davis, UT
My commission expires: 12-1-18

FOR DEPARTMENT USE ONLY

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

 IRS DEPARTMENT OF THE TREASURY
INTERNAL REVENUE SERVICE
CINCINNATI OH 45999-0023

Date of this notice: 12-09-2015

Employer Identification Number:
81-6154435

Form: SS-4

Number of this notice: CP 575 B

For assistance you may call us at:
1-800-829-4933

HIRSCHI FAMILY LIVING TR
SCOTT HIRSCHI TTEE
1095 S ROUECHE LN
KAYSVILLE, UT 84037

IF YOU WRITE, ATTACH THE
STUB AT THE END OF THIS NOTICE.

WE ASSIGNED YOU AN EMPLOYER IDENTIFICATION NUMBER

Thank you for applying for an Employer Identification Number (EIN). We assigned you EIN 81-6154435. This EIN will identify your estate or trust. If you are not the applicant, please contact the individual who is handling the estate or trust for you. Please keep this notice in your permanent records.

When filing tax documents, payments, and related correspondence, it is very important that you use your EIN and complete name and address exactly as shown above. Any variation may cause a delay in processing, result in incorrect information in your account, or even cause you to be assigned more than one EIN. If the information is not correct as shown above, please make the correction using the attached tear off stub and return it to us.

Based on the information received from you or your representative, you must file the following form(s) by the date(s) shown.

Form 1041

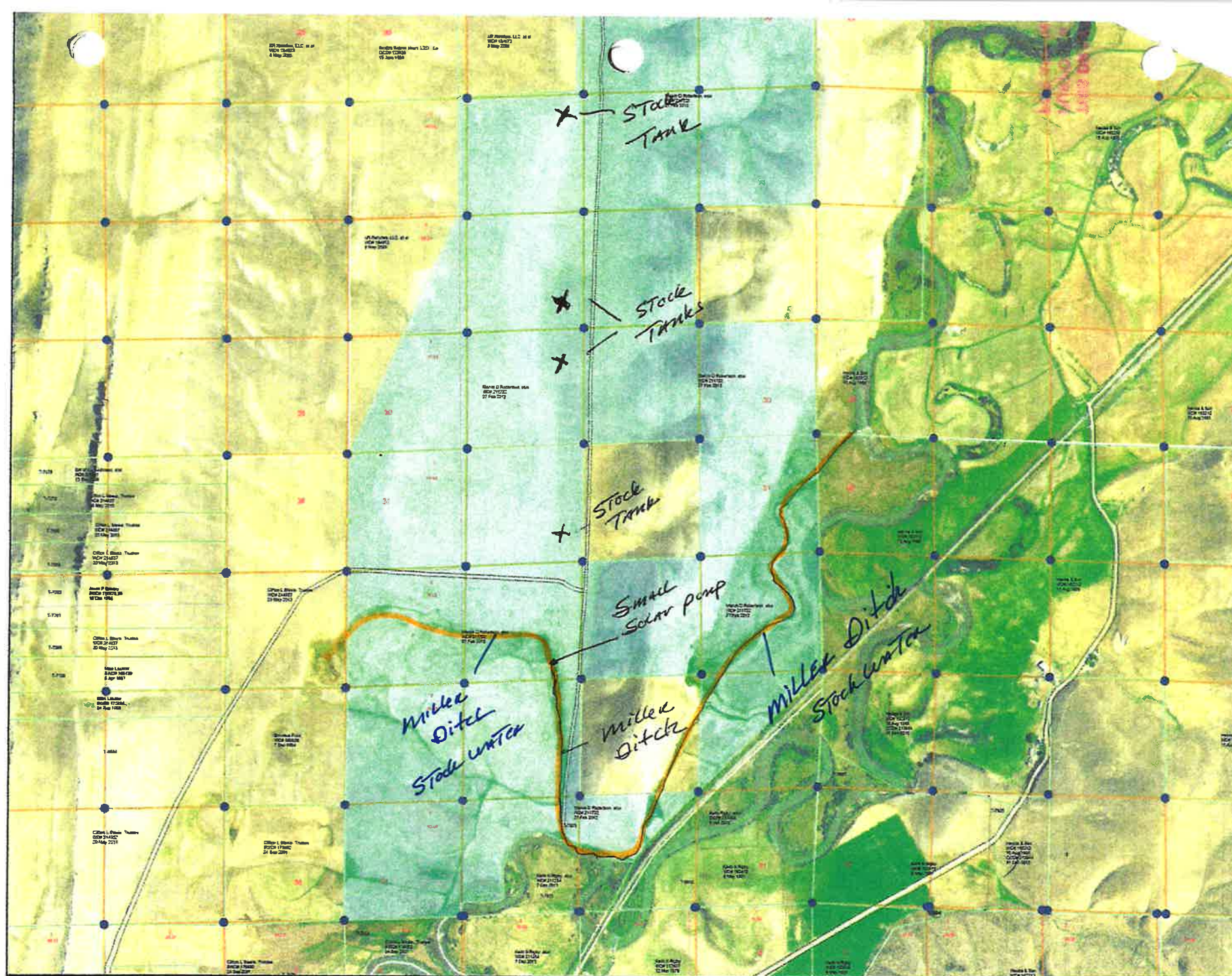
12/09/2015

After our review of your information, we have determined that you have not filed tax returns for the above-mentioned tax period(s) dating as far back as 2009. Please file your return(s) by 12/24/2015. If there is a balance due on the return(s), penalties and interest will continue to accumulate from the due date of the return(s) until it is filed and paid. If you were not in business or did not hire any employees for the tax period(s) in question, please file the return(s) showing you have no liabilities.

If you have questions about the form(s) or the due date(s) shown, you can call us at the phone number or write to us at the address shown at the top of this notice. If you need help in determining your annual accounting period (tax year), see Publication 538, *Accounting Periods and Methods*.

We assigned you a tax classification based on information obtained from you or your representative. It is not a legal determination of your tax classification, and is not binding on the IRS. If you want a legal determination of your tax classification, you may request a private letter ruling from the IRS under the guidelines in Revenue Procedure 2004-1, 2004-1 I.R.B. 1 (or superseding Revenue Procedure for the year at issue). Note: Certain tax classification elections can be requested by filing Form 8832, *Entity Classification Election*. See Form 8832 and its instructions for additional information.

To obtain tax forms and publications, including those referenced in this notice, visit our Web site at www.irs.gov. If you do not have access to the Internet, call 1-800-829-3676 (TTY/TDD 1-800-829-4059) or visit your local IRS office.



IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

3/18/2015

Water Right 11-7482

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	HIRSCHI FAMILY LIVING TRUST 1095 S ROUECHE LN KAYSVILLE, UT 84037 (801)309-3837

Priority Date: 4/15/1887**Basis:** Statutory Claim**Status:** Active

<u>Source</u>	<u>Tributary</u>
BEAR RIVER	GREAT SALT LAKE

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	09/01	12/31	0.120 CFS	
	<u>Total Diversion</u>		0.120 CFS	

Source and Point(s) of Diversion

BEAR RIVER	SWSW	Sec. 29, Twp 14S, Rge 46E, BEAR LAKE County
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Place Of Use**STOCKWATER within BEAR LAKE County**

T14S R46E S31	NENE
T14S R46E S31	SWNE
T14S R46E S31	SENE
T14S R46E S31	SENW
T14S R46E S31	NESW
T14S R46E S31	NWSW
T14S R46E S31	SWSW
T14S R46E S31	SESW
T14S R46E S31	NESE
T14S R46E S31	NWSE
T14S R46E S32	NWNW
T14S R46E S32	SWNW
T14S R46E S32	NWSW
T14S R46E S32	SWSW

Conditions of Approval:

Claim No.

11-7482

69667

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MAR 28 2001

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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 Rulon F. Wistisen
(Name of Claimant)
1180 Old Hwy 30, Bancroft, Id. 83417 Telephone No: 2087648-7835
(Mailing Address) (Zip Code)

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) 4-15-1887
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 River tributary to Great Salt Lake

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>12 cfs</u>	Use <u>stock water</u>	Period of Use From <u>9/30</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 _____

4. 12 cfs TOTAL QUANTITY USED.
(cfs or af)

5. A) Location of point of diversion is _____ 1/4 of SW 1/4 of SW 1/4 Govt. Lot _____
Sec. 29 Township 14S Range 46E B.M., Bear Lake County; _____
additional points of diversion, if any: none

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.

Miller Ditch is the means of delivery. The cattle will drink out of ditch as it flows through the property described on the plat record.

SCANNED
OCT 21 2005

MICROFILMED

APR 22 2002

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	SE	SW	
14S	46E	31	S		S	S				S	S	S	S	S	S	S			400
14S	46E	32						S	S			S	S						160

TOTAL ACRES _____

- B) If water is used for purposes other than irrigation, fully describe the use. Be specific. This claim is for watering range cattle up to 500 hd.

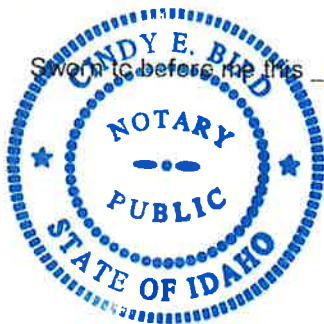
NOTE: Include here the type and number of stock watered: _____

7. Remarks: This is an additional beneficial use claim for stock water to extend the non-irr. season stock water use for water right #11-0949
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 place of use if available.

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 forgoing 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.

Rulon Whistisen
Claimant's Signature (and title if claim is for an organization)



Sworn to before me this 30th day of January, 2002.

Cindy E Bird
Notary Public

Residing at: Lava Hot Springs

My commission expires: 5/1/2007

FOR DEPARTMENT USE ONLY

Received by HWT Date 2-1-02 Published News Examiner in _____
Prelim. check by HWT Date 2-4-02 Publication dates Feb 13 & 20, 2002
Fee 250.00 Receipt # 5027413 Publication checked by SC Date 3/1/02
Receipt prepared by HWT Date 2-1-02 Exceptions filed by _____

MICROFILMED

APR 22 2002

5/3/18

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MAY 07 2018

Department of Water Resources
Eastern Region

Dear, James

As we discussed the other day on the phone I have completed both applications

- 1) Amendment to claim 11-7482 that more accurately reflects actual use. If you go back to the original claim of Rulon Wistisen you can see in question 7 he only listed the dates for stock use after the irrigation rights had ended assuming stock could water during that time. This is a more accurate reflection of what has been going on historically.
- 2) Application for Transfer of right 11-7482 - all we are trying to do is provide stock water for the cattle in the various pastures we are creating north of the meadow in the old dry farm area. They now travel to the meadow to drink leaving trails and walking off pounds. This transfer is only for stock water to better care for the land and the animals. As you can see water is minimal for only stock purposes.

Thanks much your help, it made more sense to me what was wanted with your explanation.

Scott

P.S. not sure what this costs
please give me a call I will
call with card and get you a
check. I would like to get
this handled asap so I can
take care of things with NRCS.

Hix