

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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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

Randy K. Jones and Eve I. Jones

Mailing Address:

94 N. Beecher Ave Brigham City, Utah 84302

Telephone No:

435-723-3747

Email:

eviej79@gmail.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)

Before 1920.

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)

Spring

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 or af)	(Irrigation, Domestic, Stock, Etc.)	(Both dates inclusive) (MM/DD)	(MM/DD)
Quantity <u>~10 gpm</u>	Use <u>wildlife & livestock</u>	Period of Use From <u>March 1</u>	to <u>July 31</u>
Quantity <u>.02 cfs</u>	Use _____	Period of Use From <u>Jan 1</u>	to <u>Dec 31</u>
Quantity _____	Use _____	Period of Use From _____	to _____
Quantity _____	Use _____	Period of Use From _____	to _____

4. TOTAL QUANTITY USED.

(cfs or af)

5. A) Location of point of diversion is

NW 1/4 of NE 1/4

NE 1/4 of NW 1/4

NE 1/4 of NW 1/4

Govt. Lot 1

Sec. 6 Township 14S Range 43E 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.

Develop spring with perforated pipe and plastic delivery pipe to wildlife guzzler and livestock troughs. Water will flow from guzzler into original stream.

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Eastern Region

11-7634

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	
4S	43E	6	X	X															40

TOTAL ACRES 40

- B) If water is used for purposes other than irrigation, fully describe the use. Be specific.
Troughs and guzzler will provide water to our property and property to the north.

NOTE: Include here the type and number of stock watered: ~50 cattle and ? wildlife.

7. Remarks: _____

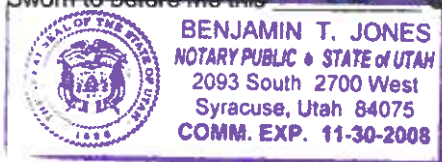
8. **Map** -- Attach an 8½"x11" map clearly identifying the point of diversion and the place of use by 40-acre subdivisions, section, township and range of the public land survey system. (A photocopy of a USGS 7½ minute topographic quadrangle map is preferred.) Attach an **aerial photograph** of the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

State of Utah)
) ss.
 County of Davis)

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.

Randy K. Jones Eric D. Jones
 Claimant's Signature (and title if claim is for an organization)

Sworn to before me this 26 day of September



[Signature]
 Notary Public
 Residing at: Syracuse, Utah
 My commission expires: 11-30-08

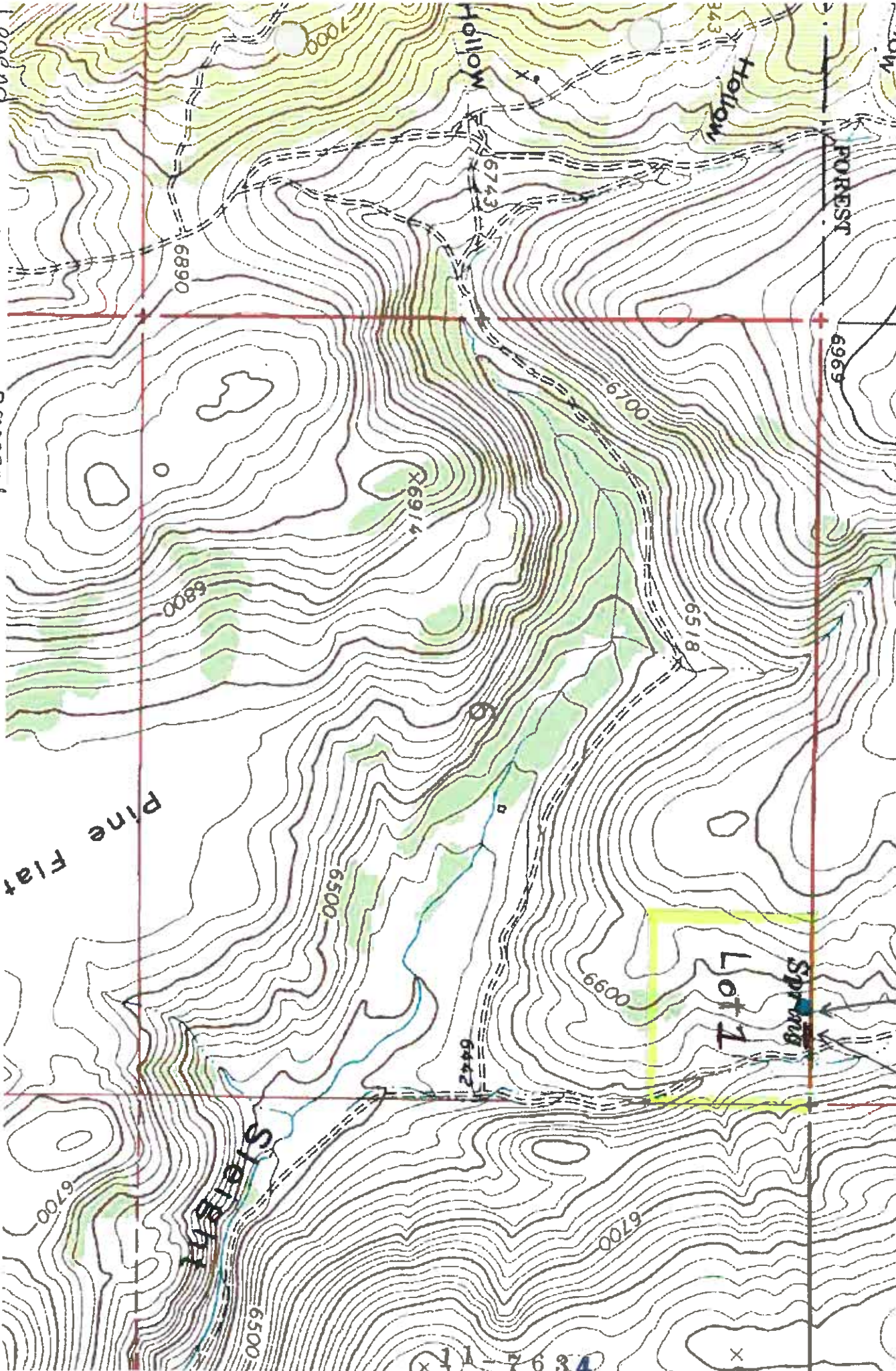
Received by On Date 10/10/08
 Prelim. check by _____ Date _____
 Fee 100.00 Receipt # E034811
 Receipt prepared by Blue Date 3/26/09

FOR DEPARTMENT USE ONLY

Published in _____
 Publication dates _____
 Publication checked by _____ Date _____
 Exceptions filed by _____

- existing spring
- Proposed
- Lot 1 owned by Jones'

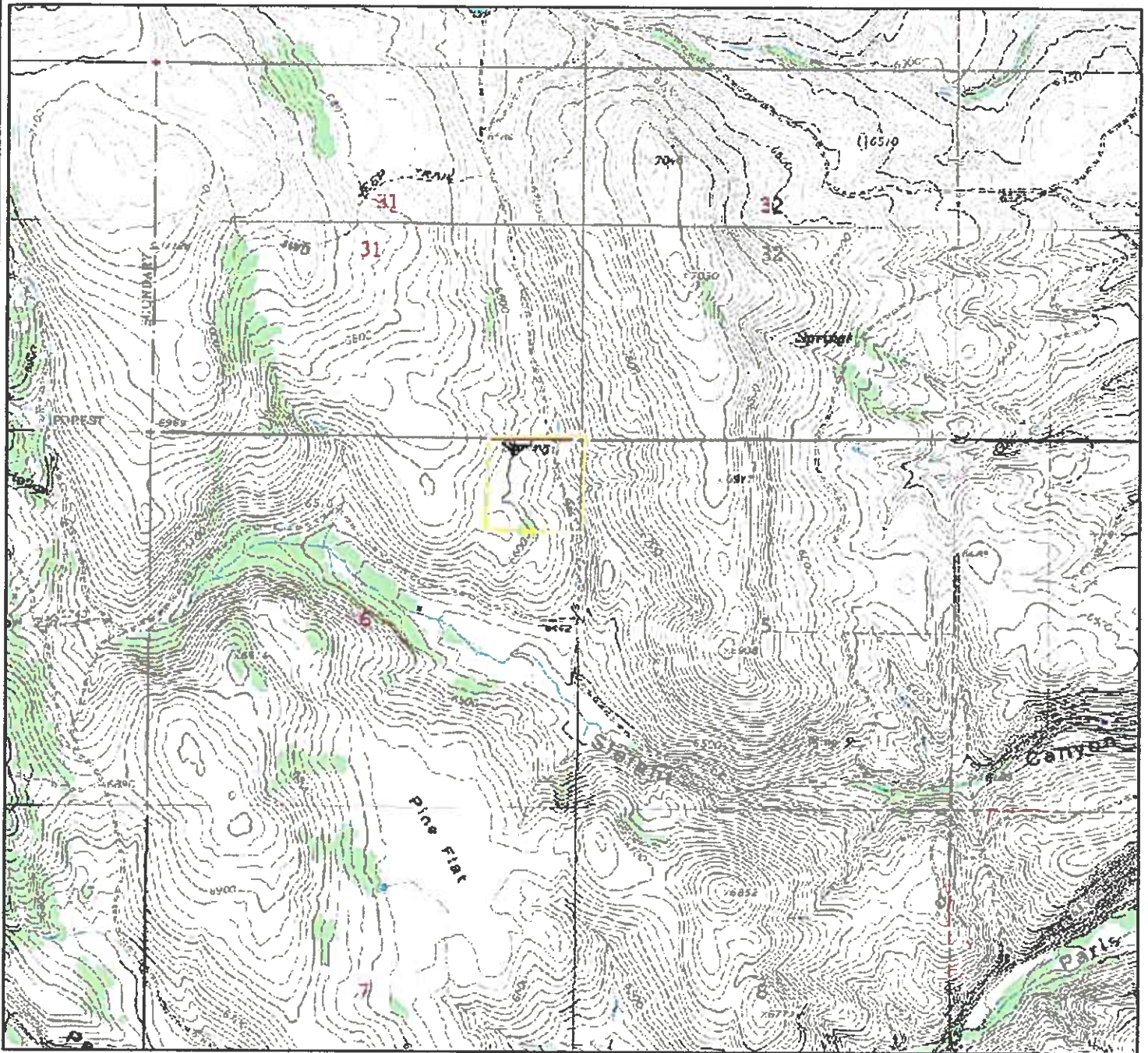
Legal Description: T5 14S R 43 E
 Sec 6 Lot 1



point of view
 point/area of use (trough)

Topo Map

Customer(s): Randy K. and Eve I. Jones



Legal Description: NW1/4 of NE1/4
T 14S R 43E Sec 6 Lot 1

Legend

- Jones (Polygon)
- Spring Site (Point)

1 inch equals 2,000 feet



11-7634

March 26, 2009

Blake Jordan
Water Resource Agent
Department of Water Resources
State of Idaho
900 N. Skyline Dr. Suite A
Idaho Falls, Idaho 83402-1718

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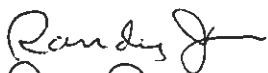
Department of Water Resources
Eastern Region

Dear Mr. Jordan;

As per our conversation of March 26th, 2009; we give our consent for you to make the changes to the legal description of the point of diversion and the area of usage on our water right application to reflect the accurately depicted map.

Thanks for your help.

Regards,




Randy & Eve Jones
94 N. Beecher Ave.
Brigham City, UT 84302

March 23, 2009

Blake Jordan
Water Resource Agent
Department of Water Resources
State of Idaho
900 N. Skyline Dr. Suite A
Idaho Falls, Idaho 83402-1718

Dear Mr. Jordan;

As per our conversation on March 23 about problems with our water claim, we have corrected those problems to the best of our ability.

Enclosed please find the corrected claim, the original map, and a map of a closeup of section 6 with more detail of where the point of diversion and the area of usage are. Also please find the check to cover the filing fees.

If you have any questions, please call us: Eve – 435-740-0287 or Randy- 435-740-0861.

Thanks for your help.

Regards,

Randy & Eve Jones

Randy & Eve Jones
94 N. Beecher Ave.
Brigham City, UT 84302

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MAR 26 2009

Department of Water Resources
Eastern Region

11 - 7634



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

EASTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

February 20, 2009

RANDY K JONES
EVE I. JONES
94 N BEECHER AVE
BRIGHAM CITY, UT 84302

RE: Statutory Claim

Dear Applicant(s):

The Department of Water Resources has received your statutory claim. Preliminary review of the claim indicates that it is incomplete and cannot be accepted for processing. We are returning your claim and filing fee to allow you to complete the necessary items. The required information is described below.

The Map was not provided correctly.

The polygon shape shows the place of use in the NENE of 14S 43E Sec 6 Lot 1. The legal description in the bottom right corner of the map shows the legal description in the NWNE of 14S 43E Sec 6 Lot 1.

The Point of Diversion was not provided correctly. Item #5

According to the map the Point of Diversion is in the NWNENE of 14S 43E Sec 6 Lot 1.

The Place of Use or acres irrigated was not provided correctly. Item #6

It looks like you are including the NWNE of 14S 43E Sec 6. The map submitted shows the place of use only in the NENE of 14S 43E Sec 6 Lot 1.

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

Sincerely,

Blake Jordan
Water Resource Agent

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MAR 26 2009

Department of Water Resources
Eastern Region

11 - 7634



State of Idaho

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EASTERN REGION

April 08, 2009

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

EVE I JONES
RANDY K JONES
94 N BEECHER AVE
BRIGHAM CITY ID 84302

RE: Water Right Claim No 11-7634

Dear Claimant(s):

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

A legal notice of the claim has been prepared and is scheduled for publication in the News Examiner on April 15 and 22, 2009. If exceptions to the claim are filed you will be sent a copy of the exceptions(s).

The filing and advertising 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; no additional filing fees are required to amend a 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 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

We are enclosing a copy of the claim for your records. Please feel free to contact this office if you have any questions.

Sincerely,

Sharla Cox
Administrative Assistant



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

EASTERN REGION

April 08, 2009

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

Legal Notice Department

THE NEWS EXAMINER

PO BOX 278

MONTPELIER ID 83254-0278

RE: Statutory Claim No. 11-7634

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). 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. Please send the affidavit and bill to this office before May 4, 2009. Your cooperation is appreciated.

Sincerely

Sharla Cox
Administrative Assistant

The following claim(s) have been filed based on diversion and beneficial use of water:

11-7634

EVE I JONES
RANDY K JONES
94 N BEECHER AVE
BRIGHAM CITY ID 84302

Point(s) of Diversion: L1 (NWNENE) S6 T14S R43E, BEAR LAKE County

Source SPRING

Use: STOCKWATER 01/01 To 12/31 0.02 CFS

Use: WILDLIFE 01/01 To 12/31 0.02 CFS

Total Diversion: 0.02 CFS

Priority Date: 1/1/1920

Place Of Use: STOCKWATER and WILDLIFE

T14S R43E S6 NENE Lot 1

Exceptions to a claim may be filed with the Department of Water Resource, Eastern Region, 900 N Skyline Dr Ste A, Idaho Falls ID 83402 together with an exception fee of \$25.00.

DAVID R. TUTHILL, JR., Director

Published on April 15 and 22, 2009