

No Color
Documents
In File

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 Weldon P. & Mary W. Jensen
(Name of Claimant)
1102 North 850 East, Bountiful UT 84010 Telephone No. (801) 295-4900
(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) October 31, 1922

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)
Small Creek tributary to Little Malad River

(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>30 cfs</u>	Use <u>Irrigation</u>	Period of Use From <u>April 1</u>	To <u>Nov. 1</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) .30 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE 1/4 SW 1/4, Sec. 12 Twp. 14S Rge. 35E B.M., County of Oneida
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.
Small earth fill dam, reservoir, network of ditches used for flood irrigation

(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%				NW%				SW%				SE%				TOTAL
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
14S	35E	12										6	9						15

No. of acres 15

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

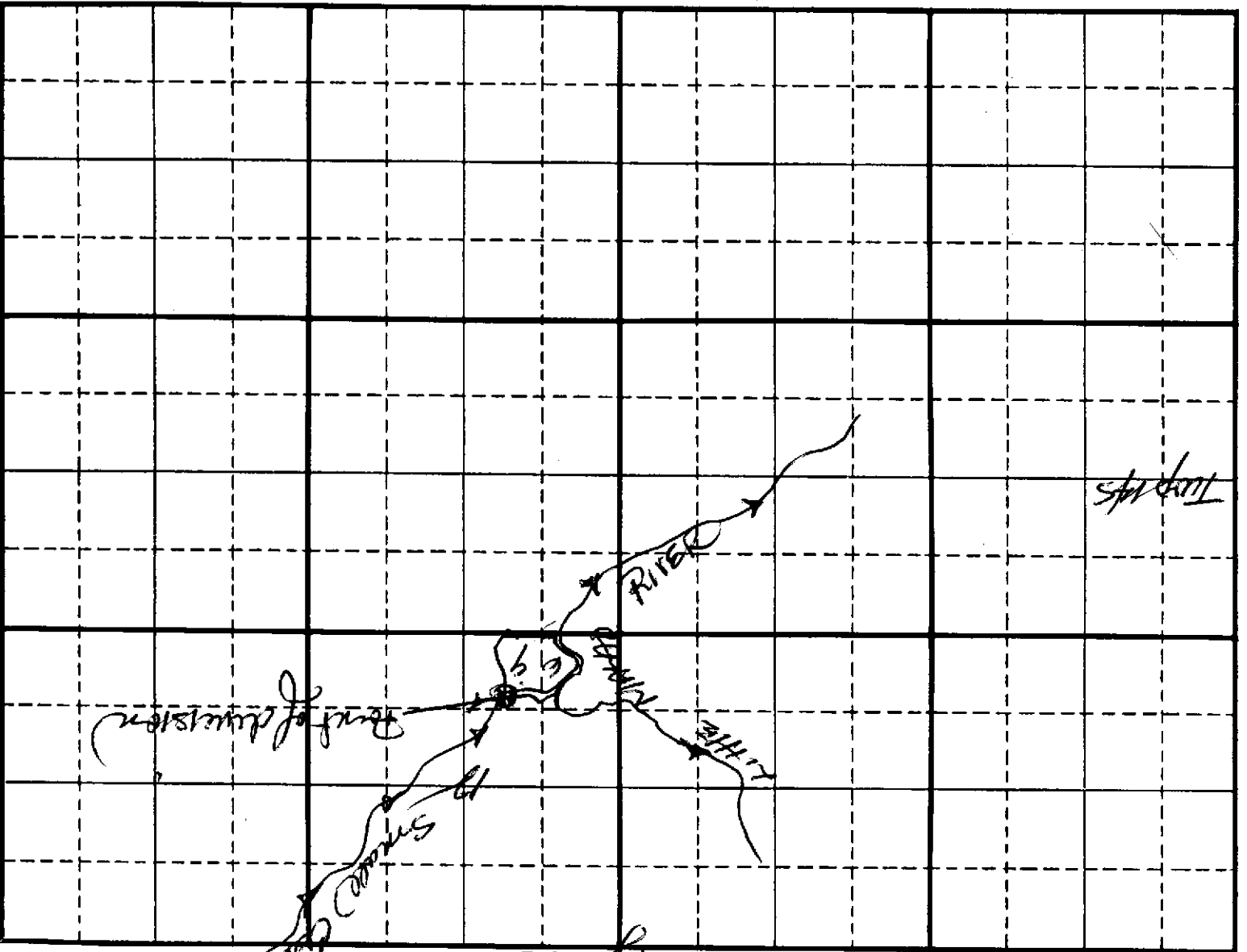
NOTE: Include here the type and number of stock watered:

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

WILSON MET

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

Blaine

) 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 10th day of April, 1980.

William Jensen
(Claimant)

Notary Public
Residing at
Don F. Jensen
Short Lake City, Utah

My commission expires 6/1/83

FOR DEPARTMENT USE ONLY

Date 4/11/80 Exception filed by:

Forwarded to

Date

Received by Date 4/11/80 Prelim. check by Date 4/15/80 \$20.00 fee received by Date 4/15/80 Published in Idaho Enterprise Dates 4/27 & 5/1/80

RECEIVED

JUN 5 1980

Department of Water Resources
Eastern District Office

IN THE MATTER OF:)
)
Claim to a Water)
)
Right No. 15-4052)
)
JENSEN)
State of Idaho)
County of Oneida)

AFFIDAVIT

HOWARD P. JONES

being first duly sworn,

deposes and says: We take exception to the claim for
water right No. 15-4052 by JENSEN, Weldon P. & or Mary
W. This water has been decreed to the exclusive use of
the W. H. Jones Ranch and the Smith Ranch now in
possession of the heirs of W. H. Palmer by a court decree
in the District Court of the Fifth Judicial District of
the State of Idaho in and for the County of Oneida with
a judgement entered the 16th day of June, 1894. This
judgement is recorded in Book "D" of Judgements at page
457, in the office of the County Recorder of Oneida
County, Idaho.

This water has been utilized continuously in accord-
ance with this decree in 1894 by said Ranch owners and
subsequent heirs and owners.

We strongly suggest that you review this judgement
and the continuous useage of the water by the above ment-
ioned Ranch owners and their heirs and subsequent owners.
We feel that this claim for water rights has no legal basis
nor have they a valid claim by prior useage.

Howard P. Jones
(Signature)

Subscribed and sworn to before me this 3 day of June, 1980

Donald Ray Jones
(Notary Public)

Residing at 2042 East Crystal Ave.
My Commission Expires June 1, 1983

State of Idaho
County of ONEIDA

RECEIVED

Department of Water Resources
Eastern District Office

I was informed by the personnel of the Department of Water Resources of the Eastern District Office at the time they were here in Malad processing water claims that it was not necessary for me to file any papers as there was already a court decree issued on it.

Larull Daniel
(Signature)

Subscribed and sworn to before me this 20th day of May, 1980.

[Signature]
(Notary Public)

Residing at Malad, Idaho
My Commission Expires Life

State of Idaho
County of Oneida

RECEIVED

Department of Water Resources
Eastern District Office

I was informed by the personnel of the Department of Water Resources of the Eastern District Office at the time they were here in Malad Processing water claims that it was not necessary for me to file any papers as there was already a court decree issued on it.

Subscribed and sworn to before me this 29th day of May, 1980.

Residing at Malad, Idaho
My Commission Expires Life

RECEIVED

MAY 22 1980

Department of Water Resources
Eastern District Office

Office of ~~Water Rights~~
State of Idaho }
County of Custer }
Little Malad River

To all whom these presents may concern:

Beet known that M. A. Jones, Thomas David S. Thomas Daniels Jr. and Richard Spruce, of Malad City, in said County and State, do hereby publish and declare as a legal notice to all the world. First that we have legal right to the use, possession and control of and claim two hundred inches of the waters of Little Malad River, being all the water containing in said river, below the Johnson Deepwings Co's dam, situated on Elk Stream, in said County and State, measured under a four inch pressure, and flowing at the point of diversion, which point of diversion is described as follows: At a point on the farm of Joseph Smith, commonly known as the Big Bend farm and more particularly described as being a point on the Little Malad River, known as M. A. Jones' dam.

Second, that the purpose for which said water is intended to be used and has been used by said appropriators is for agricultural, culinary and domestic purposes.

That the place of intended use and where said water has been used by said appropriators, is on the lands of said appropriators, situated along what is known as M. A. Jones ditch, south east of the point of appropriation.

Third, that we have diverted and intend to divert from said Little Malad River, by means of a ditch which said ditch is three feet wide and eighteen inches deep, and is of sufficient capacity to carry or conduct one

prohibition and such appropriation and that the described and

State of Idaho }
County of Custer }
do hereby certify that the waters of said river are hereby certified as

State of Idaho }
County of Custer }
do hereby certify that the waters of said river are hereby certified as

Office of
Daniel S.

Daniel S. Jr.
County of Custer }
do hereby certify that the waters of said river are hereby certified as

known as W. A. Jones ditch, doubtless the result of appropriation.

Third. That we have constructed a ditch of 36 inches from said Little Malad River, by means of a ditch which runs ditch is three feet wide and eighteen inches deep, and is of sufficient capacity to carry on conduit 200 inches of water from said river.

Fourth. That we appropriated and took said water on the 22nd day of June

AD. 1893.

Fifth. That the names of the appropriators of said water are W. A. Jones, Thomas Daniels Sr., Thomas Daniels Jr., and Richard E. Jones.

Sixth. That we also hereby claim said ditch and the right of way therefor, and for said water, by it conveyed, so to be conveyed, from said point of appropriation, to land said at point of final discharge, and also the right of location upon any lands, of any dam, flumes, conduits, or to be constructed by us in appropriating, and in using said water. Seventh. That we also claim the right to enlarge said ditch at any time and the right to dispose of said ditch, water, ditch, or appurtenances at any time.

Witness our hands at Malad City, Idaho, June 22nd, AD. 1893.

Locators { W. A. Jones — Thomas Daniels Sr. }
 { Thomas Daniels Jr. — Richard E. Jones }

State of Idaho } ss.
County of Lincoln }

W. A. Jones being first duly sworn deposes and says that he is of lawful age, is one of the signatories and claimants of the ditch mentioned in the foregoing and statement of ap

proposed by Daniels & Jones, County of Idaho, the water flowing therefrom, or near it, ditch 36 inches wide under a 4th of a mile below by placing across the aforesaid ditch for agricultural State of Idaho, County of Lincoln. Heaver says that he is of water for the 3rd day of

subscribed and witnessed at July 3rd, 1893,

is hereby awarded as her sole and separate estate
Certain of the house hold furniture and
plaintiff and all personal belongings owned by
DONE IN OPEN COURT, this 15th day of June, 1933.

Robert H. Terrell,
District Judge.

Filed for record this 16 day of June, 1933.

D. P. Jones Jr. Clerk.

State of Idaho,
County of Oneida,
W. H. Jones, Thomas Daniels, Sr. Thomas Daniels Jr. Richard E. Jones and Jesse L. Thomas,
Plaintiffs,
vs.
Joseph Smith,
Defendant.

This action came on regularly for trial on the 15th day of June, 1894, C.F. Stone, appearing as counsel for plaintiffs and D. C. McDougall appearing as counsel for Defendant. It appearing that it was a cause to be tried by the Court, the cause was tried before the Court without a jury, whereupon witnesses on the part of the plaintiffs and defendant were duly sworn and examined, and the evidence being closed, and after argument by counsel, the cause was submitted to the Court for consideration and decision, and after due deliberation the Court finds its findings of fact and conclusions of law in writing and orders that judgment be entered herein in favor of plaintiffs and against the defendant in accordance therewith.

Wherefore, the reason of the law and the findings aforesaid, it is ordered, adjudged and decreed, that the plaintiffs do have all the waste water mentioned in said findings, arising and flowing, between what is commonly known as John Lewis' ranch on Elk Horn, in Oneida County, Idaho and what is commonly known as W. H. Jones' dam, situated on what is known as "Big Bend", in said County and State, for the purposes of irrigating their grain, on their lands, situated along the line of what is commonly known as W. H. Jones' ditch, constructed across the lands of the plaintiffs and defendant herein, between the 20th day of May and the 15th day of August, during each and every irrigating season.

Second. That after said date, August 15th of each irrigating season, the Plaintiffs and the defendant herein have a common right to the use of said water, for culinary and domestic purposes and for irrigating their said lands, until the close of the irrigating season.

Third. That the plaintiffs and the defendant herein have a common right to the use of said water from the time the St. John Irrigating Company turns its water from said stream into their ditches, on John Lewis' ranch on Elk Horn, for a period of two weeks, for irrigating their lands, and culinary and domestic purposes or for any beneficial use. Fourth. That the defendant herein has the absolute right to said water from the time, commencing two weeks after the St. John Irrigating Company, turns its water from the Little Malad River, into its ditches, until the 20th of May, during each and every irrigating season, for the purpose of irrigating his hay lands during said time. Fifth. That the parties herein pay their respective costs.

Judgment entered this the 16th day of June, 1894.
Filed June 16th 1894 By C. F. Koons.
Recorded this 5th day of Sept. 1933. D. P. Jones Jr. Recorder.
Judge. D. W. Standard.

MAY 07 1980

IN THE MATTER OF:)

Claim to a Water Right)

No. 15-4052)

JENSEN, Weldon P. & or Mary W)

AFFIDAVIT

State of Idaho

County of Ada, ss

Jenkin L. Palmer being first duly sworn deposes and says:

That he is a property owner in Oneida County, Idaho. That the claim of Weldon P. Jensen and or Mary W. Jensen to water rights under Notice of Claim to Water Rights No. 15-4052 for 0.30 c.f.s. of the waters of a small creek tributary to the Little Malad River in Oneida County, Idaho, under priority date of October 31, 1922, is without right and is wrongful. All of the waters described in the aforesaid application have been used in their entirety by Jenkin L. Palmer, Farrell Daniels and Henry D. Jones and their predecessors in interest under a decreed right thereto issued out of the District Court of the Fifth Judicial District of the State of Idaho under date of 6/16/1894.

That said Jenkin L. Palmer, Farrell Daniels and Henry D. Jones are the rightful owners of all the aforesaid waters.


JENKIN L. PALMER

SUBSCRIBED AND SWORN to before me this 5th day of

May, 1980.


Notary Public for Idaho
Residing at Boise, Idaho

MICROFILMED

AFFIDAVIT OF PUBLICATION

State of Idaho
County of Oneida, ss.

Legal Notices

RECEIVED

MAY 2

**NOTICE OF CLAIM
TO WATER RIGHTS**
NOTICE IS HEREBY GIVEN
that the following claim to water
right has been established by
diversion and application to
beneficial use:

No. 15-4052

JENSEN, WELDON P. &-or
MARY W.
1102 NORTH 850 EAST,
BOUNTIFUL, UT 84010
Source: SMALL CREEK
tributary to LITTLE MALAD
RIVER
Priority Date: 10-31-1922
Amount: 0.30 CFS
Diversion Point: SESW Sec 12

T 14S R 35E, ONEIDA Co.
Use: IRRIGATION (0.30 CFS)
from 04-01 to 11-01
Place of Use: SWSW SESW Sec
12 T 14S R 35E FOR 15 ACRES
Diversion Means: EARTHEN
DAM & DITCHES.

Any exception to any claim of
water right may be filed with the
Director of the Idaho Depart-
ment of Water Resources, 1515
Lincoln Road, Idaho Falls, Idaho
83401.

C. STEPHEN ALLRED
Director

Published 4-24 & 5-1-80.

4-24 5-1 12

Department of Water Resources
Eastern District Office

Carole Hummel being first duly sworn on
her oath, states: That she is Secretary
of the Idaho Enterprise, a newspaper of general circulation
in Oneida County, Idaho published weekly at Malad, in said
county, that said newspaper has been published in said
county uninterruptedly and continuously for over seventy-
eight consecutive weeks, prior to the first publication of the
annexed notice or advertisement:

That said Idaho Enterprise was at all of the times of publi-
cation of said notice a newspaper of general circulation made
up of at least four pages of at least five columns each, printed
from type matter or stereotyped forms of at least seventeen
and three-fourths inches depth, and said newspaper during
all of the times of publication aforesaid had more than 200
bonafide subscribers thereto living within the County of
Oneida in which said newspaper was published at regular
intervals not less frequently than once a week.

That the annexed notice was published per clipping attach-
ed in the regular and entire edition of said newspaper and

not in any supplement thereof for 2 successive weekly
issues thereof of the date of the first publication being the

24 day of April, 1980, the day of the last
publication being the 1 day of May,
1980.

Subscribed and sworn to before me this 1 of May,
1980

Carole A. Hummel
Notary Public, residing at Malad, Idaho

My Commission expires the life day of May, 1980

Costs:
35 lines at 23c per line first insertion \$8.05
lines tabulated as 34 1/2c per line \$
15c per line each subsequent insertion insert \$5.25

TOTAL \$13.30

(Rates for legal notices are fixed by Idaho law)

June 13, 1980

RE: Claim to a Water Right No. 15-4052

Waldon P. &/or Mary W. Jensen
1102 North 850 East
Bountiful, Utah 84010

Dear Mr. & Mrs. Jensen:

Enclosed please find a copy of the exception filed in connection with the above referenced claim. The following is a quote from the provisions of the Idaho Code under which this claim has been filed:

42-225b. Recording of claims by department—Corrections.—

.....
At any time after filing a claim under the provisions of this section, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form, accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Administration (renamed Department of Water Resources July 1, 1974) and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources. Such claims may be corrected by the claimant only by filing of an amended claim in the same form as the original which shall be recorded and numbered by the department the same as the original and for which no additional filing fee shall be required.

Only the above action has been contemplated by the Idaho Legislature and we are not authorized to hold hearings or evaluate for conformation or final censorship of the described rights.

If you have any questions regarding this matter, please contact us.

Very truly yours,

RONALD D. CARLSON
Eastern Region Supervisor

RDC:ow:kw

Enclosure
cc: IDWR - State Office

June 13, 1980

RE: Claim to a Water Right No. 15-4052 JENSEN

Mr. Howard P. Jones
4023 Ralph Street
Salt Lake City, Utah 84117

Dear Mr. Jones:

We have received the exception dated June 3, 1980, filed against the above referenced claim to a water right. The following is a quote from the provisions of the Idaho Code under which this claim has been filed:

42-225b. Recording of claims by department—Corrections.—

.....
At any time after filing a claim under the provisions of this section, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form, accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Administration (renamed Department of Water Resources, July 1, 1974) and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources. Such claims may be corrected by the claimant only by filing of an amended claim in the same form as the original which shall be recorded and numbered by the department the same as the original and for which no additional filing fee shall be required.

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Very truly yours,

RONALD D. CARLSON
Eastern Region Supervisor

RDC:cw:kw

cc: IDWR - State Office

May 29, 1980

RE: Claim to a Water Right No. 15-4052 JENSEN

Farrell & Thelma Daniels
577 Bannock Street
Malad, Idaho 83252

Dear Mr. & Mrs. Daniels:

We have received the exception dated May 20, 1980, filed against the above referenced claim to a water right. The following is a quote from the provisions of the Idaho Code under which this claim has been filed:

42-225b. Recording of claims by department—Corrections.—

.....
At any time after filing a claim under the provisions of this section, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form, accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Administration (renamed Department of Water Resources, July 1, 1974) and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources. Such claims may be corrected by the claimant only by filing of an amended claim in the same form as the original which shall be recorded and numbered by the department the same as the original and for which no additional filing fee shall be required.

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If you have any questions regarding this matter, please contact us.

Very truly yours,

RONALD D. CARLSON
Eastern Region Supervisor

RDC:cw:kw

cc: IDWR - State Office

May 29, 1980

RE: Claim to a Water Right No. 15-4052

Weldon P. &/or Mary W. Jensen
1102 North 850 East
Bountiful, Utah 84010

Dear Mr. & Mrs. Jensen:

Enclosed please find a copy of the exception filed in connection with the above referenced claim. The following is a quote from the provisions of the Idaho Code under which this claim has been filed:

42-225b. Recording of claims by department——Corrections.——

.....
.At any time after filing a claim under the provisions of this section, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form, accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Administration (renamed Department of Water Resources July 1, 1974) and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources. Such claims may be corrected by the claimant only by filing of an amended claim in the same form as the original which shall be recorded and numbered by the department the same as the original and for which no additional filing fee shall be required.

Only the above action has been contemplated by the Idaho Legislature and we are not authorized to hold hearings or evaluate for conformation or final censorship of the described rights.

If you have any questions regarding this matter, please contact us.

Very truly yours,

RONALD D. CARLSON
Eastern Region Supervisor

RDC:cw:kw

Enclosure

cc: IDWR - State Office

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JC

Right Number 15 4052 Applicant Janson

NOTE: 15-4052
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. 5/12
- ☒ 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 May 23, 1980.

STATE OFFICE PROCESSING:

- ☐ Claim review complete.

By Wauvee Date 5/30/80

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

MAY 15, 1980

WELDON P. JENSEN
MARY W. JENSEN
1102 NORTH 850 EAST
BOUNTIFUL

UT 84010

RE: Claim No. 15-4052

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

Enclosure

MICROFILMED

May 14, 1980

RE: Claim to a Water Right No. 15-4052 JENSEN

Mr. H. D. Jones
Holbrook Route
Malad, Idaho 83252

Dear Mr. Jones:

This office is in receipt of your letter dated May 3, 1980, wishing to file an exception against claim to a water right No. 15-4052. However, an exception filed must be submitted in duplicate, in affidavit form and signed in the presence of a notary public. We are, therefore, returning your letter and, for your convenience, we have enclosed the necessary affidavit forms.

Please complete the affidavits and return them to this office for further processing.

If you have any questions concerning this matter, please feel free to contact this office.

Respectfully submitted,

ERNEST M. CARLSEN
Sr. Resource Analyst

EMC:CW

Enclosures

MICROFILMED

May 14, 1980

RE: Claim to a Water Right No. 15-4052

Farrell & Thayne Daniels
577 Bannock Street
Malad City, Idaho 83252

Gentlemen:

This office is in receipt of your letter dated May 1, 1980, wishing to file an exception against claim to a water right No. 15-4052. However, an exception filed must be submitted in duplicate, in affidavit form and signed in the presence of a notary public. We are, therefore, returning your letter and, for your convenience, we have enclosed the necessary affidavits forms.

Please complete the affidavits and return them to this office for further processing.

If you have any questions concerning this matter, please feel free to contact this office.

Respectfully submitted,

ERNEST M. CARLSEN
Sr. Resource Analyst

EMC:CW

Enclosures

MICROFILMED

May 8, 1980

RE: Claim to a Water Right No. 15-4052

Weldon P. &/or Mary W. Jensen
1102 North 850 East
Bountiful, Utah 84010

Dear Mr. & Mrs. Jensen:

Enclosed please find a copy of the exception filed in connection with the above referenced claim. The following is a quote from the provisions of the Idaho Code under which this claim has been filed:

42-225b. Recording of claims by department——Corrections.——

.....
At any time after filing a claim under the provisions of this section, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form, accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Administration (renamed Department of Water Resources July 1, 1974) and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources. Such claims may be corrected by the claimant only by filing of an amended claim in the same form as the original which shall be recorded and numbered by the department the same as the original and for which no additional filing fee shall be required.

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If you have any questions regarding this matter, please contact us.

Very truly yours,

RONALD D. CARLSON
Eastern Region Supervisor

RDC:cw:kw

Enclosure

MICROFILMED

May 8, 1980

RE: Claim to a Water Right No. 15-4052 JENSEN

Jenkin L. Palmer
4851 Sunderland
Boise, Idaho 83704

Dear Mr. Palmer:

We have received the exception dated May 5, 1980, filed against the above referenced claim to a water right. The following is a quote from the provisions of the Idaho Code under which this claim has been filed:

42-225b. Recording of claims by department—Corrections.—

.....
.At any time after filing a claim under the provisions of this section, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form, accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Administration (renamed Department of Water Resources, July 1, 1974) and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources. Such claims may be corrected by the claimant only by filing of an amended claim in the same form as the original which shall be recorded and numbered by the department the same as the original and for which no additional filing fee shall be required.

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If you have any questions regarding this matter, please contact us.

Very truly yours,

RONALD D. CARLSON
Eastern Region Supervisor

RDC:cw:kw

RECORDED

April 21, 1980

RE: Claim to a Water Right No. 15-4052

Waldon P. &/or Mary W. Jensen
1102 North 850 East
Bountiful, UT 84010

Dear Mr. and Mrs. Jensen:

Attached herewith is Departmental Receipt No. 13937 in the amount of \$20.00 for the above referenced claim.

Sincerely,

KAY WALKER
Secretary

KW:k
Attachment

MED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

APRIL 17, 1980

The Idaho Enterprise
P. O. Box 205
Malad City, Idaho 83252

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 12, 1980.

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, 1515 Lincoln Road, Idaho Falls, Idaho 83401 .

C. STEPHEN ALLRED

Director

Published 4/24 & 5/1/80.

APR 24 1980
IDAHO DEPARTMENT OF WATER RESOURCES
IDAHO FALLS, IDAHO

JENSEN, WELDON P. &/or JERRY W.

1102 NORTH 850 EAST, BOUNTIFUL, UT 84010

Source: SMALL CREEK tributary to LITTLE MALAD RIVER

Priority Date: 10/31/1922

Amount: 0.30 CFS

Diversion Point: SESW Sec 12 T 14S R 35E, ONEIDA Co.

Use: IRRIGATION (0.30 CFS) from 04/01 to 11/01

Place of Use: SWSW SESW Sec 12 T 14S R 35E FOR 15 ACRES

Diversion Means: EARTHEN DAM & DITCHES.

RECEIVED
MAY 19 1971