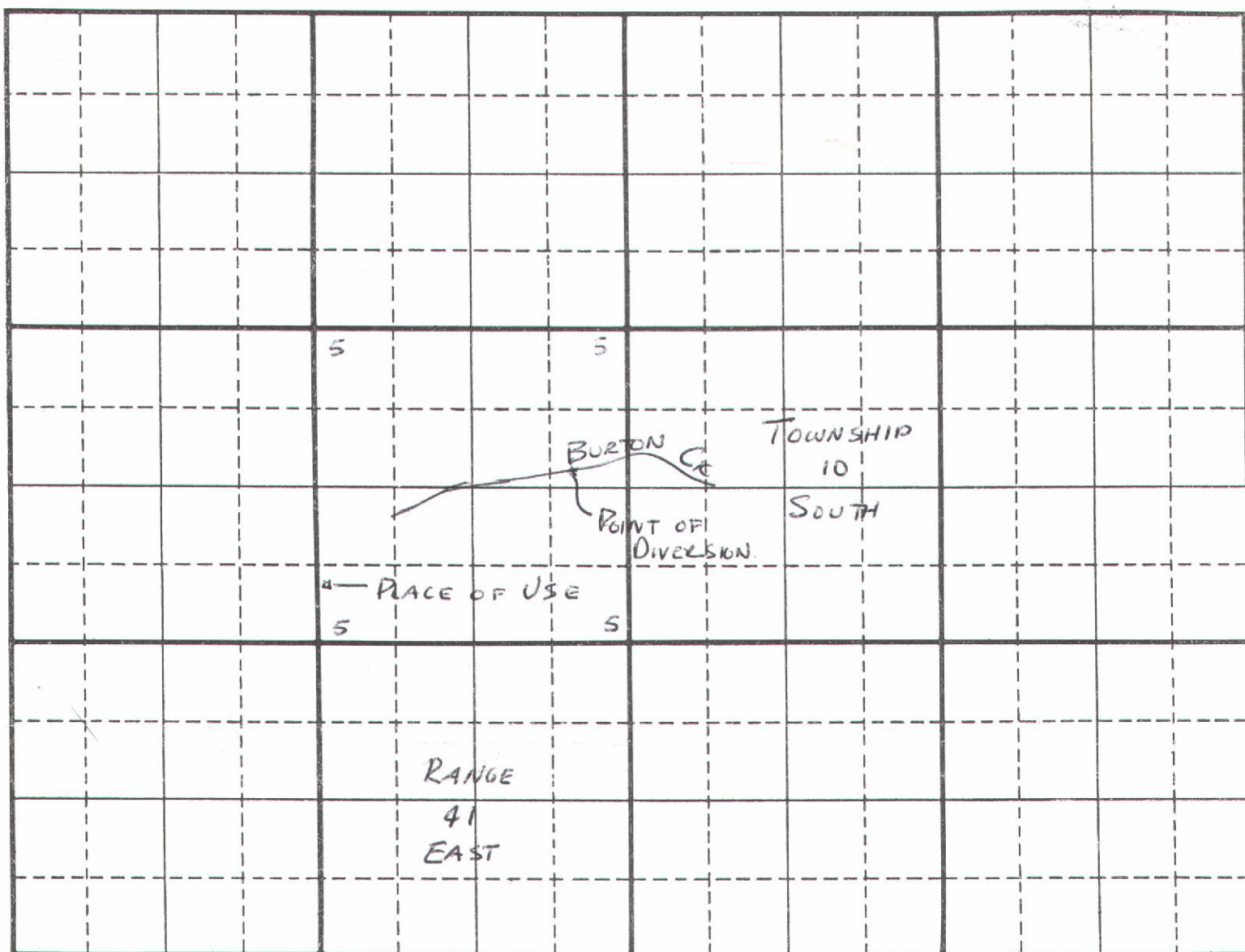


(8) Remarks _____



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 Caribou) 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 20th day of January, 1982

Thomas H. Floyd
(Claimant)

Arlene Miller
Notary Public
Residing at Grace, Idaho

My commission expires _____

FOR DEPARTMENT USE ONLY

Received by CW Date 1-21-82 Exception filed by: _____ Date _____
Prelim. check by KCW Date 2-4-82
\$20.00 fee received by CW Date 2-04-82
Published in Caribou City Sun #20078
Dates 2-18-82 2-25-82

Forwarded to claimant by: _____ Date _____

Affidavit of Publication

County of Caribou }
State of Idaho } ss.

Mark Steele

being first duly sworn on his
oath, states:

That he is Publisher
of the Caribou County Sun, a
newspaper of general circula-
tion in Caribou County, Idaho,
published weekly at Soda
Springs in said County that said
newspaper has been published
in said County uninterruptedly
and continuously for over sev-
enty-eight consecutive weeks,
prior to the first publication of
the annexed notice or advertise-
ment;

That the annexed notice was
published as per clipping at-
tached in the regular and entire
edition of said newspaper and
not in any supplement thereof

for 2 successive weekly
issues thereof, the date of the
first publication being the

18th day of
February, 1982

The date of the last publication
being the 25th day of
February, 1982

Mark Steele

Subscribed and sworn to be-
fore me this 26th day

of February, 1982

Charles Steele
Notary Public, residing
at Soda Springs, Idaho
(SEAL)

My Commission expires the
1st day of March
1984

PUBLIC NOTICE

First Time Published

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 bene-
ficial use:

13-4197

LLOYD, THOMAS H.
STAR RT. BOX 456, GRACE,
ID 83241

Source: LOWER BURTON
CANYON SPRING tributary to
SINKS

Priority Date: 04-01-1894

Amount: 0.15 CFS

Diversion Point: SENE Sec 05
T 10S R 41E, CARIBOU Co.

Use: STOCKWATER (0.07
CFS) from 01-01 to 12-31
DOMESTIC (0.08 CFS) from
01-01 to 12-31

Place of Use: SWSW Sec 05 T
10S R 41E

Diversion Means: PIPELINE
& SPRING HEAD

Any exception to any claim
of water right may be filed with
the Director of the Idaho Depart-
ment of Water Resources, 150
Shoup Ave., Idaho Falls, Idaho
83402.

A. KENNETH DUNN

Director

Published Feb. 18 and 25, 1982
in the Caribou County Sun.

MAR 11 1982

Department of Water Resources
Eastern District Office

MICROFILMED

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 Thomas H. Lloyd
(Name of Claimant)

Star Route, Box 456 Grace, Idaho 83241 Telephone No. 425-3584
(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) 4/1/ 1894

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)
Lower Burton Canyon Spring tributary to None

(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>.08</u>	Use <u>Domestic</u>	Period of Use From <u>Jan 1</u>	To <u>Dec. 31</u>
Quantity	<u>.07</u>	Use <u>Stock water</u>	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
Quantity		Use	Period of Use From	To

(4) .15 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE ¼ NE ¼, Sec. 5 Twp. 10 S Rge. 41 E. B.M., County of Caribou

Additional points of diversion: None
100.0 - 141.0 Road 2.5

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. 2 ½" buried pipeline from spring head to homes and corrals.

(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.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
<u>10S</u>	<u>41</u>	<u>5</u>											<u>XX</u>						

No. of acres

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
One-half entire flow of spring is used for culinary and stock watering purposes for two homes of claimant and other one-half is used for same purposes by Lowe Brothers on their property.

NOTE: Include here the type and number of stock watered: 130 cows and 20 horses
(7) If you are claiming water as a member of an organization, list name of organization: N/A

MICROFILMED

NOT RECORDED

FOR DEPARTMENT USE ONLY
Date 1-21-82
Exception filed by: Kau
Date 2-4-82
Forwarded to claimant by: Kau
Date 2-27-82
Published in Caribou July Aug #30078
Dates 8-18-82-85-82

Forwarded to
claimant by:
Date

My commission expires

Sworn to before me this 20th day of January

Notary Public
Residing at Boise, Idaho

Alvin H. H.
1982

(Claimant)

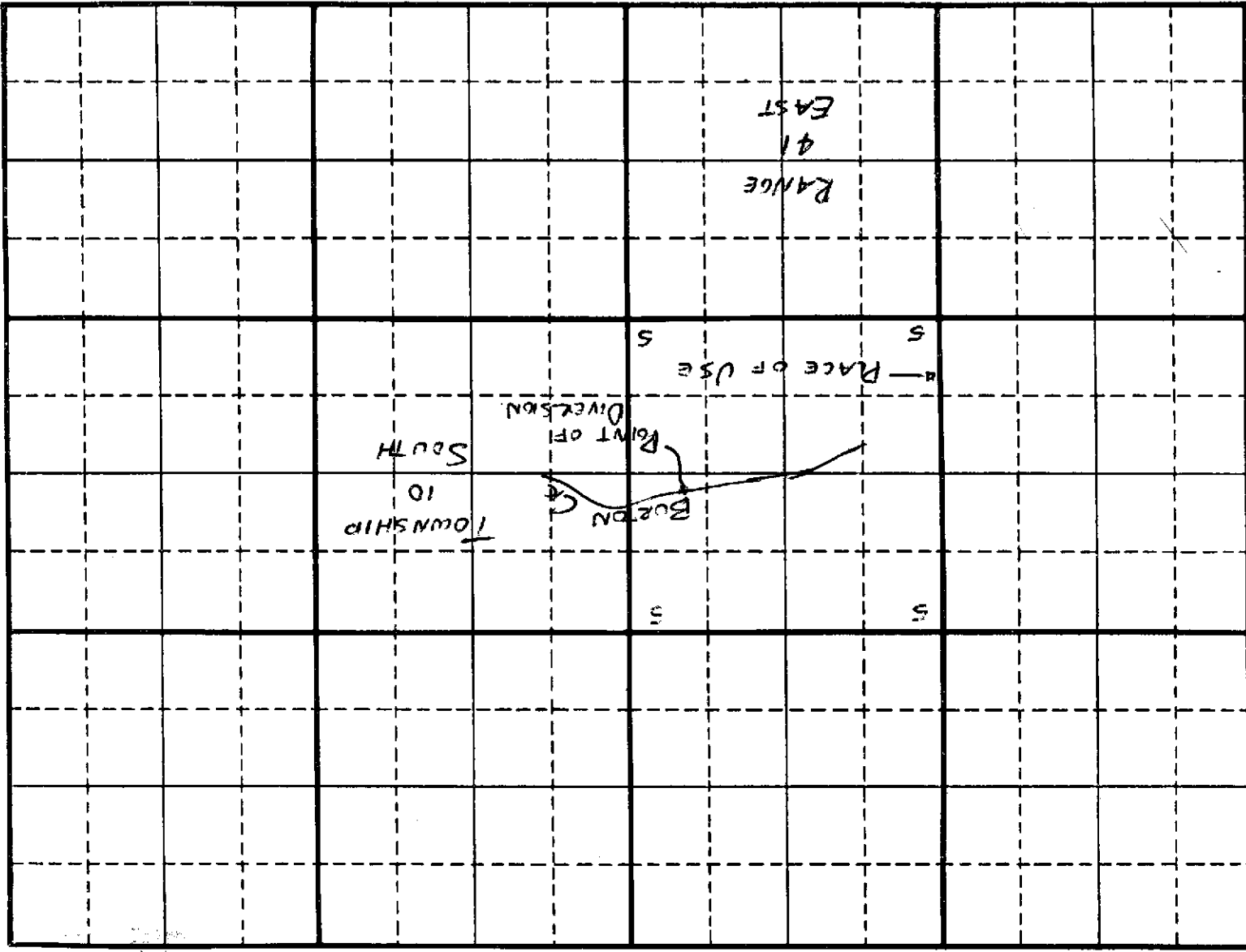
Shirley M. H.

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.

State of Idaho
County of Caribou
ss.)
)

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.

Scale: 2 inches equal 1 mile.



Affidavit of Publication

County of Caribou }
State of Idaho } ss.

Mark Steele

being first duly sworn on his
oath, states:

That he is Publisher
of the Caribou County Sun, a
newspaper of general circula-
tion in Caribou County, Idaho,
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Springs in said County that said
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and continuously for over sev-
enty-eight consecutive weeks,
prior to the first publication of
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ment;

That the annexed notice was
published as per clipping at-
tached in the regular and entire
edition of said newspaper and
not in any supplement thereof

for 2 successive weekly
issues thereof, the date of the
first publication being the

18th day of
February, 1982

The date of the last publication
being the 25th day of
February, 1982

Mark Steele

Subscribed and sworn to be-

fore me this 26th day
of February, 1982

Charles J. Steele
Notary Public, residing
at Soda Springs, Idaho
(SEAL)

My Commission expires the
1st day of March
1984

PUBLIC NOTICE

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 bene-
ficial use:

13-4197

LLOYD, THOMAS H.
STAR RT. BOX 456, GRACE,
ID 83241

Source: LOWER BURTON
CANYON SPRING tributary to
SINKS

Priority Date: 04-01-1894

Amount: 0.15 CFS

Diversions Point: SENE Sec 05
T 10S R 41E, CARIBOU Co.

Use: STOCKWATER (0.07
CFS) from 01-01 to 12-31
DOMESTIC (0.08 CFS) from
01-01 to 12-31

Place of Use: SWSW Sec 05 T
10S R 41E

Diversion Means: PIPELINE
& SPRING HEAD

Any exception to any claim
of water right may be filed with
the Director of the Idaho Depart-
ment of Water Resources, 150
Shoup Ave., Idaho Falls, Idaho
83402.

A. KENNETH DUNN

Director

Published Feb. 18 and 25, 1982
in the Caribou County Sun.

MAR 11 1982

Department of Water Resources
Eastern District Office

MICROFILMED

PUBLIC NOTICE

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:

13-4197

LLOYD, THOMAS H.
STAR RT. BOX 456, GRACE,
ID 83241

Source: LOWER BURTON
CANYON SPRING tributary to
SINKS

Priority Date: 01-01-1894

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Diversion Point: SENE Sec 05
T 10S R 41E CARIBOU Co.

Use: STOCK WATER (0.07
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DOMESTIC (0.08 CFS) from
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of water right may be filed with
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ment of Water Resources, 150
Shoup Ave., Idaho Falls, Idaho
83402.

A. KENNETH DUNN
Director

Published Feb. 18 and 25, 1982
in the Caribou County Sun.

PUBLIC NOTICE

November 1, 1982

RE: Claim to a Water Right No. 13-4197

City of Grace
Attn: Ray Corbett, Mayor
P.O. Box 288
Grace, ID 83241

Dear Mr. Corbett:

This office acknowledges receipt of your correspondence concerning the above referenced claim to a water right. The Department will not schedule a hearing in the matter or evaluate for conformation or censure the right claimed, since Section 42-244, Idaho Code, states in part the following:

"At anytime after the filing of a claim, 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 Resources 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."

If we can be of further assistance, please contact us.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw

cc: Eastern Region

November 1, 1982

RE: Claim to a Water Right No. 13-4197

Thomas H. Lloyd
Star Route, Box 456
Grace, ID 83241

Dear Mr. Lloyd:

Enclosed is a copy of an exception filed in connection with your above referenced claim to a water right. The Department will not schedule a hearing in this matter or evaluate for conformation or censure the right claimed since Section 42-244, Idaho Code, states in part the following:

"At anytime after the filing of a claim 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 Resources 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."

If we can be of further assistance, please contact us.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

cc: Eastern Region

RECORDED

IN THE MATTER OF:)

OCT 18 1982

AFFIDAVIT

Department of Water Resources

Claim to Water Right
No. 13-4197, THOMAS
H. LLOYD

State of Idaho)
County of Caribou)

ROY CORBETT

being first duly sworn,

deposes and says: That he is the Mayor of the City of Grace, Idaho, having been duly elected to said position. That a claim has been filed by Thomas H. Lloyd under Claim No. 13-4197, wherein the said Thomas H. Lloyd claims certain rights to water located in Section 5, Township 10 South, Range 41 East, B.M. Caribou County. That the City of Grace, Idaho, has been deeded certain water rights in that particular general location, and the said claim of water right may interfere or infringe upon the water right possessed by the City and for said reason the City takes exception thereto. That said water right claimed by the City is pursuant to a deed from Fredrick and Mary Burton.

Roy Corbett
(Signature)

Subscribed and sworn to before me this ____ day of March, 19_82

Chas. M. Mankin
(Notary Public)

Residing at Grace, Idaho .
My Commission Expires Lifetime .

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave.
Idaho Falls, Idaho 83402
(208) 525-7161

MARCH 8, 1982

THOMAS H. LLOYD
STAR RT. BOX 456
GRACE

ID 83241

RE: Claim No. 13-4197

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

RECEIVED
APR 05 1982

Department of Water Resources

MICROFILMED

March 8, 1982

RE: Claim to a Water Right No. 13-4197 THOMAS H. LLOYD

Clyde G. Nelson
City Attorney
P.O. Box 797
Soda Springs, Idaho 83276

Dear Mr. Nelson:

We are returning your letter which expresses opposition to claim to a water right No. 13-4197 in the name of Thomas H. Lloyd.

If you do not agree that a right has been established as set forth on the claim, then you may file an exception. The exception, which can be filed at any time, must be in affidavit form and clearly indicate why the right claimed is incorrectly represented. For your convenience, an affidavit form is enclosed.

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

Respectfully submitted,

ERNEST CARLSEN
Assistant Regional Supervisor

EC:cw

Enclosure

RECEIVED
MAR 10 1982
SODA SPRINGS, IDAHO

March 8, 1982

RE: Claim to a Water Right No. 13-4197 LLOYD

Caribou County Sun
P.O. Box 818
Soda Springs, Idaho 83276

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application(s). The legal notice was to have been published in your paper on February 18 and 25, 1982.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

COLLEEN WRAY
Adm. Secretary

RECEIVED
MAR 10 1982
SODA SPRINGS, IDAHO

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: K. C. Wilson
2615 ET

Right Number 13-4197

Applicant Thomas H. Lloyd

NOTE: 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 March 29, 1982

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By kw Date 4/6/82

March 8 1982

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
<u>SENE</u>	<u>05</u>	<u>10S</u>	<u>41E</u>	<u>--</u>	<u>--</u>	<u>2.5</u>

IDAHO STREAM CODE INDEX

1000.141.0

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave.
Idaho Falls, Idaho 83402
(208) 525-7161

FEBRUARY 11, 1982

Caribou County Sun
P. O. Box 815
Soda Springs, Idaho 83276

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 MARCH 8, 1982.

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 83402.

A. KENNETH DUNN

Director

Published 2/18 & 2/25/82.

MICROFILMED

13-419Z

LLOYD, THOMAS H.

STAR RT. BOX 456. GRACE. ID 83241

Source: LOWER BURTON CANYON SPRING tributary to SINKS

Priority Date: 04/01/1894

Amount: 0.15 CFS

Diversion Point: SENE Sec 05 T 10S R 41E. CARIBOU Co.

Use: STOCKWATER	(0.07 CFS)	from 01/01 to 12/31
DOMESTIC	(0.08 CFS)	from 01/01 to 12/31

Place of Use: SWSW Sec 05 T 10S R 41E

Diversion Means: PIPELINE & SPRING HEAD

MICROFILMED

January 29, 1982

Jones & Christensen
P.O. Box 967
Pocatello, Idaho 83204

RE: Thomas H. Lloyd claim to a water right

Gentlemen:

In a letter dated January 25, 1982, Steve McCormick informed you that upon clarification of certain items on the claim submitted on behalf of Thomas H. Lloyd and receipt of the statutory filing fee of \$30, processing would continue. Our office has received the corrected claim and a check in the amount of \$35. Because the check is in excess of the filing fee of \$30, the claim to a water right and check #2121 for \$35 are being returned.

Upon receipt of the claim and appropriate filing fee of \$30, processing of the claim will continue.

Please feel free to contact this office for any additional assistance that may be needed.

Sincerely,

KEITH C. WILSON
Sr. Resource Agent

KCW:brs

enclosures: as stated



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

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

A. Kenneth Dunn
Director

January 25, 1982

Jones & Christensen
P.O. Box 967
Pocatello, Idaho 83204

RE: Thomas H. Lloyd claim to a water right

Gentlemen:

Enclosed is the claim submitted in behalf of Thomas H. Lloyd.

Unfortunately there are a few items which need clarification. Part 1 of the form should indicate the month as well as the year for the priority date. Parts 5 & 10 need to show the complete legal description under the township and range. (i.e., T. 10S, R. 41E).

The Department can continue processing and advertising of the claim when the above additions are made and the statutory filing fee of \$30 is received.

If you have any questions, please feel free to contact me.

Sincerely,

Steve McCormick
STEVE McCORMICK, P.E.
Sr. Resource Analyst

SM:brs

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES EASTERN REGION

John V. Evans
Governor

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

A. Kenneth Dunn
Director

January 29, 1982

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P.O. Box 967
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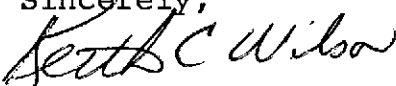
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Sincerely,

KEITH C. WILSON
Sr. Resource Agent

KCW:brs

enclosures: as stated

MAILING

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P.O. Box 967
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Sincerely,

STEVE McCORMICK, P.E.
Sr. Resource Analyst

SM:brs