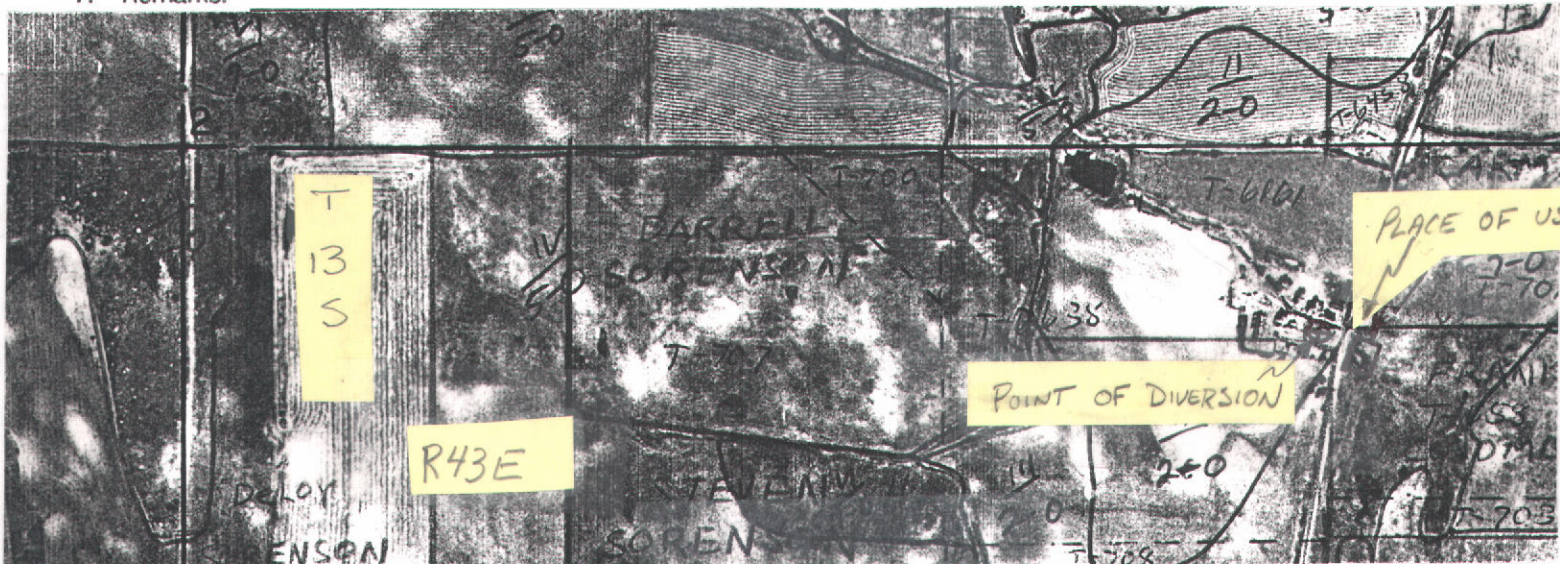


B) Fully describe the use, being as specific as possible: Stockwater

MAY 16 1995

NOTE: Include here the type and number of stock watered: 210 Range cattle

7. Remarks:



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. Attach an aerial photograph of the place of use if available.

State of Idaho)
County of Conneville) 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.



Lucille Colombo
Claimant's Signature (and title if claim is for an organization)

Sworn to before me this 4th day of April, 19 95.

Gregory J. Taylor
Notary Public
Residing at: Idaho Falls

My commission expires: 3/3/98

FOR DEPARTMENT USE ONLY

Received by LH
Prelim. check by
\$100.00 receipted by RB
Receipt # E020847

Date 4/4/95
Date
Date 4/4/95

Published in News Examiner

Exceptions filed by Darrell H. Sorenson
Matt Jensen

Dates 4-20, 27-95

FILED

MAY 16 1995

RECEIVED

MAY 02 1995

Department of Water Resources
Eastern District Office

Matt Jensen
1907 Ovid Rd.
Ovid, ID 83260

April 24, 1995

R. Keith Higginson, Director
Department of Water Resources
Eastern Region
900 N Skyline
Idaho Falls, ID 83402

Dear Sir:

This letter is to file exceptions to the claim published April 19, 1995 in the News Examiner-Legal No.4954. This claim is filed for the water rights created by diversion and beneficial use: 11-04344

COLOMBO, FRANK
COLOMBO, LUCILLE

P.O. BOX 143

MONTPELIER, ID 83254

Source: UNNAMED STREAM

Tributary: SINKS

Diversion Pt: NWNE: Sec 11 T 13S R43 E in BEAR LAKE County.

Use: STOCKWATER (0.060 CFS)

Total Diversion: (0.0060 CFS)

Date Filed: 3/30/1951

In: BEAR LAKE County

T13S R43E S11 NENE

The UNNAMED STREAM is from a spring which was developed by Russell Sorenson with the construction of a reservoir on his private property with two diversion points. One of these two diversions runs off of the Sorenson Property on to the Jensen property. This water then runs to our corrals as stock water. We are filing this exception to the Colombo filing because we are afraid of infringing on the water that Sorensens so graciously share to us for our animals. It is my understanding that this water was filed on by Sorensens some time ago and that this water is theirs to do as they see fit.

Sincerely,



Matt K Jensen

State of Idaho
County of Bear Lake

On this 24th day of April, 1995, before me a Notary Public in and for said State, personally appeared MATT K. JENSEN, known to me to be the person whose name is subscribed to the within document and acknowledged to me that he executed the same.


Notary Public

Comm. Expires: 7/22/97

MICROFILMED

MAY 16 1995

Darrell H. Sorenson Ranch

April 24, 1995

R. Keith Higginson, Director
Department of Water Resources
Eastern Region
900 N Skyline
Idaho Falls, ID 83402

RECEIVED
MAY 01 1995

RECEIVED

APR 25 1995

Department of Water Resources
Eastern District Office

Dear Sirs:

This letter is to file exceptions to the claim published April 19, 1995 in the News Examiner —"Legal No. 4954". This claim is filed for water rights created by diversion and beneficial use: 11-04344

COLOMBO, FRANK

COLOMBO, LUCILLE

PO BOX 143

MONTPELIER, ID 83254

Source: UNNAMED STREAM

Tributary: SINKS

Diversion Pt: NWNE: Sec 11 T 13S R 43 E in BEAR LAKE County.

Use: STOCKWATER (0.060 CFS)

Total Diversion: (0.060 CFS)

Date Filed: 3/30/1951

In: BEAR LAKE County

T13S R43E S11 NENE

The UNNAMED STREAM is from a spring which was developed by Russell Sorenson with the construction of a reservoir on his private property with two diversion points.

This water source has been controlled, monitored, and used by the Sorenson Family for over 59 years. The excess water has always been shared by the neighbors with the Sorenson Family regulating the flow.

When I, Darrell H. Sorenson purchased the property, I filed for a Water Right License (Water Right No. 11-07162) which was issued for irrigation of 25 acres of land from the two points of diversion.

I feel that it is essential that I control the water flow not only to provide for the requirements of irrigation but to also control and prevent unnecessary erosion and damage to the stream and pond below the reservoir during the entire year.

RECEIVED

MAY 16 1995

Darrell H. Sorenson Ranch

I feel that this is an unjust claim as the amount of excess water varies so from year to year and season to season. I have never refused the excess water to the neighbors for their needs, however I feel that a specified amount of water should not be granted as it could effect my water rights and others needs.

The above named who are requesting water rights, have NO investment in the original development of the spring or construction of the reservoir and from that point have not participated in any of the related maintenance costs. I feel that the claim to water rights by Frank Colombo and Lucille Colombo should be denied.

Sincerely.

Darrell H. Sorenson

Darrell H. Sorenson
20328 Hwy. 89
Ovid, Idaho 83260 (Phone 208-847-1747)

Darrell H. Sorenson

State of Idaho
County of Bear Lake

On this 28th day of April, 1995, before me a Notary Public in and for said State, personally appeared Darrell H. Sorenson, known to me to be the person whose name is subscribed to the within document and acknowledged to me that he executed the same.

Earlene Johnson
Notary Public
Residing at: Bern, ID
Comm. Expires: 7/22/97

(Seal)

RECORDED
MAY 16 1995

T	R	Sec	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SE	SW	
135	43E	11	S																

MAY 16 1995

B) Fully describe the use, being as specific as possible: Stockwater

NOTE: Include here the type and number of stock watered: 210 Range cattle

7. Remarks:



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. Attach an aerial photograph of the place of use if available.

State of Idaho)
County of Conneville) 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.

Benille Colombo
Claimant's Signature (and title if claim is for an organization)

Sworn to before me this 4th day of April, 19 95.

Gregory J. Taylor
Notary Public
Residing at: Idaho Falls

My commission expires: 3/3/98

FOR DEPARTMENT USE ONLY

Received by LT Date 4/4/95
Prelim. check by RB Date 4/4/95
\$100.00 receipted by RB
Receipt # E020847

Published in News Examiner

Exceptions filed by Danell H. Loomis
Matt Jensen

Dates 4-20-95 27-95

MEMO

TO: COLOMBO CLAIM
FROM: G. TAYLOR

Mr. & Mrs. Colombo explained to me that Russell Sorenson owned the property that they now own and also built the pond that is north and west of their property. The natural stream channel that is formed by the springs run-off has always gone through their property and has been used to water stock since the land was homesteaded. Currently Mr. Sorenson's son owns the pond and land adjacent and uses the natural channel as an overflow when he is not irrigating.

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: HWJ

Right Number _____

Applicant Frank & Lucille Colombo

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 RB Date 5-9-95

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By SC Date 5/11/95

INTER-DEPARTMENT MEMO

TO: Darrell Sorenson

SUBJECT: Exception to 11-04344

FROM: A.W. JONES

DATE: 4-25-95

Attached is the exception you filed for claim 11-04344.
I will need you to have your signature notarized &
then re-submit the exception.

☒ For your information

☐ Response required

A.W. Jones
signature

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Bear Lake

ss.

Rosa S. Moosman

being duly sworn,

deposes and says:

That he is the Editor of THE NEWS-EXAMINER, a weekly newspaper published at Montpelier, in the County of Bear Lake and State of Idaho; and said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Montpelier; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for 3 consecutive weeks in the regular and entire issue of said paper during the period and time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with

April 19, 1995, and ending

with the issue of April 26, 1995

Fees, 35.42

Subscribed and sworn to before me this 30th day

of April, 1995

Shirley Brown

Notary Public, Residing at Montpelier, Idaho

My Commission Expires August 15, 1997

NOTICE OF CLAIMS TO WATER RIGHT

The Following claim(s) have been filed on water rights created by diversion and beneficial use:

11-04344

COLOMBO, FRANK

COLOMBO, LUCILLE

PO BOX 143

MONTPELIER, ID 83254

Source: UNNAMED STREAM

Tributary: SINKS

Diversion Pt: NWNE Sec 11 T 13S R 43E in BEAR LAKE County.

Use: STOCKWATER (0.060 CFS)

Total Diversion: (0.060 CFS)

Date Filed: 3/30/1951

In: BEAR LAKE County

T13S R43E S11 NENE

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, Eastern Region, 900 N Skyline, Idaho Falls, Idaho 83402.

R. KEITH HIGGINSON, Director

Legal No. 4954—Published April 19 and 26, 1995.

NOTICE OF CLAIMS TO WATER RIGHT

The Following claim(s) have been filed on water rights created
by diversion and beneficial use:

11-04344

COLOMBO, FRANK
COLOMBO, LUCILLE
PO BOX 143
MONTPELIER, ID 83254

Source: UNNAMED STREAM

Tributary: SINKS

Diversion Pt: NWNE Sec 11 T 13S R 43E in BEAR LAKE County.

Use: STOCKWATER	(	0.060 CFS)
Total Diversion:	(	0.060 CFS)

Date Filed: 3/30/1951

In: BEAR LAKE County
T13S R43E S11 NENE

Exceptions to a claim may be filed with the Director, Dept. of Water
Resources, Eastern Region, 900 N Skyline, Idaho Falls, Idaho 83402.

R. KEITH HIGGINSON, Director

Published: 4/20/1995 & 4/27/1995

May 9, 1995

FRANK OR LUCILLE COLOMBO
PO BOX 143
MONTPELIER ID 83254

Dear Claimant:

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:

§42-244. Recording of claims by department - Corrections. - At any time after the filing of a claim under the previous 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 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. Such claims may be corrected by the claimant only by filing 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 fees 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,


HAROLD W. JONES
Water Right Supervisor

HWJ/rb
enc.



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - FAX: (208) 525-7177

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

May 9, 1995

DARRELL H SORENSON
20328 HWY 89
OVID ID 83260

Dear Affiant:

We have received the exception dated April 24, 1995, 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:

§42-244. Recording of claims by department - Corrections. - At any time after the filing of a claim under the previous 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 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. 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 fees 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,

Harold W. Jones
HAROLD W. JONES
Water Right Supervisor

HWJ/rb
enc



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - FAX: (208) 525-7177

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

May 9, 1995

MATT JENSEN
1907 OVID RD
OVID ID 83260

Dear Affiant:

We have received the exception dated April 24, 1995, 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:

§42-244. Recording of claims by department - Corrections. - At any time after the filing of a claim under the previous 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 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. 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 fees 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,


HAROLD W. JONES
Water Right Supervisor

HWJ/rb
enc



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - FAX: (208) 525-7177

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

MAY 10, 1995

FRANK COLOMBO
LUCILLE COLOMBO
PO BOX 143
MONTPELIER, ID 83254

Re: Claim No. 11-04344

Dear Claimants(s):

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 the information or evidence added at any time. Please refer to the claim identification number when corresponding with the 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.

Sincerely,

RONALD CARLSON
Eastern Regional Manager

rb
Enc



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - FAX: (208) 525-7177

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

APRIL 10, 1995

THE NEWS-EXAMINER
P.O. BOX 278
MONTPELIER, ID 83254

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. 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 8, 1995.

Yours truly,

Rita Bodell
Secretary

Encl.

APR 11 1995
RITA BODELL
SECRETARY