

JUL 28 1984  
Nº 2638

## AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,  
County of Bear Lake

ss.

*Marie B. Nye*

being duly sworn,

deposes and says:

That he is the *Publisher* 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 *2* 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

*July 19*, 19*84*, and ending  
with the issue of *July 26*, 19*84*

Fees, *\$19.11*

Subscribed and sworn to before me this *26<sup>th</sup>* day  
of *July*, 19*84*

*Marise Green*  
Notary Public, Residing at Montpelier, Idaho

My Commission Expires *Lifetime*, 19.....

RECEIVED

AUG 6 1984

Department of Water Resources  
Eastern District Office

LEGAL #2638

### NOTICE OF CLAIMS TO WATER RIGHTS

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

11-4315

JENSEN, DAVID H.  
STAR ROUTE 1, MONTPELIER, ID 83254  
Source: GROUNDWATER  
Priority Date: 06/01/1917  
Diversion Pt: NWNW Sec 23T 13S R 44E  
Use: STOCKWATER (0.07 CFS)  
DOMESTIC (0.08 CFS)  
In: NWNW Sec 23 T 13S R 44E

Exceptions to a claim may be filed with the  
Director, Dept. of Water Resources, 150  
Shoup Ave., Suite 15, Idaho Falls, Idaho  
83402.

KEN DUNN, Dir.  
7-19, 7-26  
21 Lines

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 David H. Jensen  
(Name of Claimant)

Star Route 1 Montpelier Idah 83259 Telephone No. 847-1321  
(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) June 1 1917

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)  
Groundwater 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, af)                | (Domestic, Irrigation, Stock, Etc.) | (Mo., Day)                    | (Both dates inclusive)<br>(Mo., Day) |
|--------------------------|-------------------------------------|-------------------------------|--------------------------------------|
| Quantity <u>.08 cfs.</u> | Use <u>DOMESTIC.</u>                | Period of Use From <u>1/1</u> | To <u>12/31</u>                      |
| Quantity <u>.07 cfs.</u> | Use <u>STOCKWATER</u>               | Period of Use From <u>1/1</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) .15 cfs TOTAL QUANTITY USED.  
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)  
NW 1/4 NW 1/4, Sec. 23 Twp. 13S Rge. 44E B.M., County of Bear Lake  
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. Pump 1 HP.

(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. | NE1/4 |       |       |       | NW1/4 |       |       |       | SW1/4 |       |       |       | SE1/4 |       |       |       | TOTAL |
|-----|-----|------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|
|     |     |      | NE1/4 | NW1/4 | SW1/4 | SE1/4 | NE1/4 | NW1/4 | SW1/4 | SE1/4 | NE1/4 | NW1/4 | SW1/4 | SE1/4 | NE1/4 | NW1/4 | SW1/4 | SE1/4 |       |
| 13S | 44E | 23   |       |       |       |       | X     |       |       |       |       |       |       |       |       |       |       |       |       |
|     |     |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |
|     |     |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |
|     |     |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |
|     |     |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |
|     |     |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |
|     |     |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |
|     |     |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |
|     |     |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |

No. of acres \_\_\_\_\_

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

NOTE: Include here the type and number of stock watered: 120-140 Head Cattle

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

**MICROFILMED**

Scale: 2 inches equal 1 mile.

State of Idaho )  
 ) ss.  
County of Bear Lake )

Paul H. Jaram  
(Claimant)

Sworn to before me this 28 day of June, 1984

Notary Public  
Residing at Montpelier

My commission expires Lifetime

Received by JK Date 7-9-84 Exception filed by: \_\_\_\_\_ Forwarded to \_\_\_\_\_ Date \_\_\_\_\_  
 Prelim. check by Am Date 7-9-84 claimant by: \_\_\_\_\_  
 \$36.00 fee received by CJ Date 6-29-84 #34216  
 Published in New Orleans Times-Picayune 7/19 & 26/84  
 Dates \_\_\_\_\_

IN THE MATTER OF:

RECEIVED

AFFIDAVIT

JUN 29 1984

Department of Water Resources  
Eastern District Office

State of Idaho

County of Bear Lake

Russell Hansen

being first duly sworn,

deposes and says: By my personal knowledge, that certain well belonging to

David H. Jensen, located in the northwest 1/4 of the northwest 1/4 of section 23

Township 13S Range 44E was drilled at least as early as 1918 and has been used

continuously since that time.

Russell Hansen  
(signature)

Subscribed and sworn to before me this 28 day of June 19 84.

Donald O. Peterson  
(notary public)

Residing at Montpelier

My commission expires lifetime

MICROFILMED

JUL 28 1984  
Nº 2638

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STATE OF IDAHO,  
County of Bear Lake

ss.

Mario B. Nye  
being duly sworn,

deposes and says:

That he is the Publisher 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 2 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

July 19, 1984, and ending  
with the issue of July 26, 1984.

Fees, \$19.44

Subscribed and sworn to before me this 26<sup>th</sup> day  
of July, 1984

Denise Green  
Notary Public, Residing at Montpelier, Idaho

My Commission Expires Lifetime, 19.....

RECEIVED

AUG 6 1984

Department of Water Resources  
Eastern District Office

LEGAL #2638

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83402.

KEN DUNN, Dir.  
7-19, 7-26  
21 Lines

PAGE 1  
16-DEC-1985 10:39:24

02 OLD (D) NUMBER -

03001 - JENSEN      ✓ LAST NAME

04001 - DAVID H. FIRST NAME

ORIG. OWNER  
05001 - C

06 ADD LINE 1 - STAR ROUTE 1

07 ADD LINE 2 -

08 ADD LINE 3 -

09 CITY - MONTPELIER

10 STATE - ID

11 ZIP - 83254

12 STAGE - S STATUTORY CLAIM

13 STATUS -

SOURCE  
14001 - GROUNDWATER

15001 - TRIBUTARY OF

16 DIVERSION MEANS - WELL AND PUMP

17 COUNTY - 07 BEAR LAKE

18 DIVERSION CAPACITY - .000

19 TOTAL DIVERSION RATE - .150

20 TOTAL DIVERSION VOLUME = .00

21 WATER DISTRICT -

| DIVERSION POINTS |      |            |             |             |         |         |     |     |     | STREAM INDEX FIELDS |     |     |     |   |   |   |     |
|------------------|------|------------|-------------|-------------|---------|---------|-----|-----|-----|---------------------|-----|-----|-----|---|---|---|-----|
| TRACT            | SEC  | TWN        | RNG         | LOT         | RFLG    |         |     |     |     |                     |     |     |     |   |   |   |     |
| 22001 -          | NWNW | 23001 - 23 | 24001 - 13S | 25001 - 44E | 26001 - | 27001 - |     |     |     |                     |     |     |     |   |   |   |     |
|                  |      |            |             | 28001 - 0   | 0.0     | 0.0     | 0.0 | 0.0 | 0.0 | 0.0                 | 0.0 | 0.0 | 0.0 | 0 | 0 | 0 | 0.0 |

29 NON-IRRIGATION USE -

| USE CODE / USE        | TWN         | RNG         | SEC        | TRACT        | ACRES   | LOT            |
|-----------------------|-------------|-------------|------------|--------------|---------|----------------|
| 30001 - 04 STOCKWATER | 31001 - 13S | 32001 - 44E | 33001 - 23 | 34001 - NWNW | 35001 - | 36001 -        |
|                       |             |             |            |              |         | TOTAL ACRES: 0 |

| PERIOD FROM    | PERIOD TO      | USE CODE / USE          | WATER USE | DIVERSION RATE | DIVERSION VOLUME |
|----------------|----------------|-------------------------|-----------|----------------|------------------|
| 37001 - 0101 ✓ | 38001 - 1231 ✓ | 39001 - 04 STOCKWATER ✓ | 40001 -   | 0.070          | 41001 - 0.00     |
| 37002 - 0101 ✓ | 38002 - 1231 ✓ | 39002 - 43 DOMESTIC ✓   | 40002 -   | 0.080          | 41002 - 0.00     |

42 DECREE PLAINTIFF NAME -

43 DECREE DEFENDANT NAME -

REMARKS  
44001 - D/1, S/140 HEAD CATTLE

APPROVAL CONDITIONS: 45001 -

46 OTHER RIGHTS FOR SAME USE -

| D A T E S |                         | D A T E S |                    | F L A G S |                    |
|-----------|-------------------------|-----------|--------------------|-----------|--------------------|
| 47        | PRIORITY - 1-JUN-1917 ✓ | 55        | LICENSE -          | 63        | TRANSFER/AMENDED - |
| 48        | PROOF DUE -             | 56        | APPL RECEIVED -    | 64        | DLE/CAREY ACT -    |
| 49        | PROOF MADE -            | 57        | FIELD EXAM MADE -  | 65        | FLAG_1 -           |
| 50        | APPROVE/DENIED -        | 58        | DECREE -           | 66        | FLAG_2 -           |
| 51        | PROTESTED -             | 59        | START WORK -       | 67        | FLAG_3 -           |
| 52        | HEARING -               | 60        | ORDER SHOW CAUSE - |           |                    |
| 53        | VERIFIED -              | 61        | DATE 1 -           |           |                    |

WRR100  
11-4315

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHTS PROOF READING REPORT

PAGE 2  
16-DEC-1985 10:39:24

----- D A T E S ----- D A T E S ----- F L A G S -----

54 LAST UPDATE - 17-JUL-1984

62 DATE\_2 -

3/8/86  
VERIFIED JKN

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Eastern Region

---

150 Shoup Ave., Suite 15  
Idaho Falls, Idaho 83402  
(208) 525-7161

AUGUST 6, 1984

DAVID H. JENSEN  
STAR ROUTE 1  
MONTPELIER

ID 83254

RE: Claim No. 11-4315

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

State of Idaho  
Department of Water Resources

CLAIM ANALYSIS SHEET

**G. F. RAMSEY**

INITIAL REVIEW BY:

JUL 10 1984

Right Number

11 4315

Applicant

DAVID LENSEN

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 Aug 7, 1984

LDP  
8-6-84

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By

SC Date 8/9/84

RECEIVED  
AUG 09 1984

Department of Water Resources

RECEIVED



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

July 2, 1984

RECEIVED  
JUL 9 1984  
Department of Water Resources  
Eastern District Office

David H. Jensen  
Star Route Box 1170  
Montpelier, ID 83254

Dear David:

Several items were left off your claim which I have returned. Please fill in the complete mailing address and the priority date (item #1) (day, month, and year). Then return the claim to me.

If you have any questions call (525-7161) or come to the Idaho Falls office.

Sincerely,

*Gerald F. Ramsey*  
GERALD F. RAMSEY  
Radiologic Specialist

GFR:jk

Enclosure

*if further information is*

*needed - please advise*

*D H Jensen*

11-107-100000



STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
EASTERN REGION

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JUL 10 1984

## IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT  
DATA ENTRY LOG

[illegible]

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Eastern Region

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150 Shoup Ave., Suite 15  
Idaho Falls, Idaho 83402  
(208) 525-7161

JULY 11, 1984

The News-Examiner  
P. O. Box 278  
Montpelier, Idaho 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. 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 AUGUST 6, 1984.

Yours truly,

RONALD D. CARLSON  
Supervisor  
Eastern Region

Encl.

MICROFILMED

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KEN DUNN, Dir.

Published 7/19 & 7/26/84.

MICROFILMED

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