

(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 Bear Lake) 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.

By [Signature]
(Claimant)

Sworn to before me this 30th day of November

, 19 83.

Lifetime

[Signature]
Notary Public
Residing at Ovid, ID 83260

My commission expires _____

1w 12-02-83

CW

11-21-85 OR DEPARTMENT USE ONLY

Received by _____

CW

Date

6-27-83

Exception filed by: _____

Forwarded to

Date

Prelim. check by _____

CW

Date

12-5-83

claimant by: _____

\$30.00 fee received by _____

Date

6-27-83 #30788

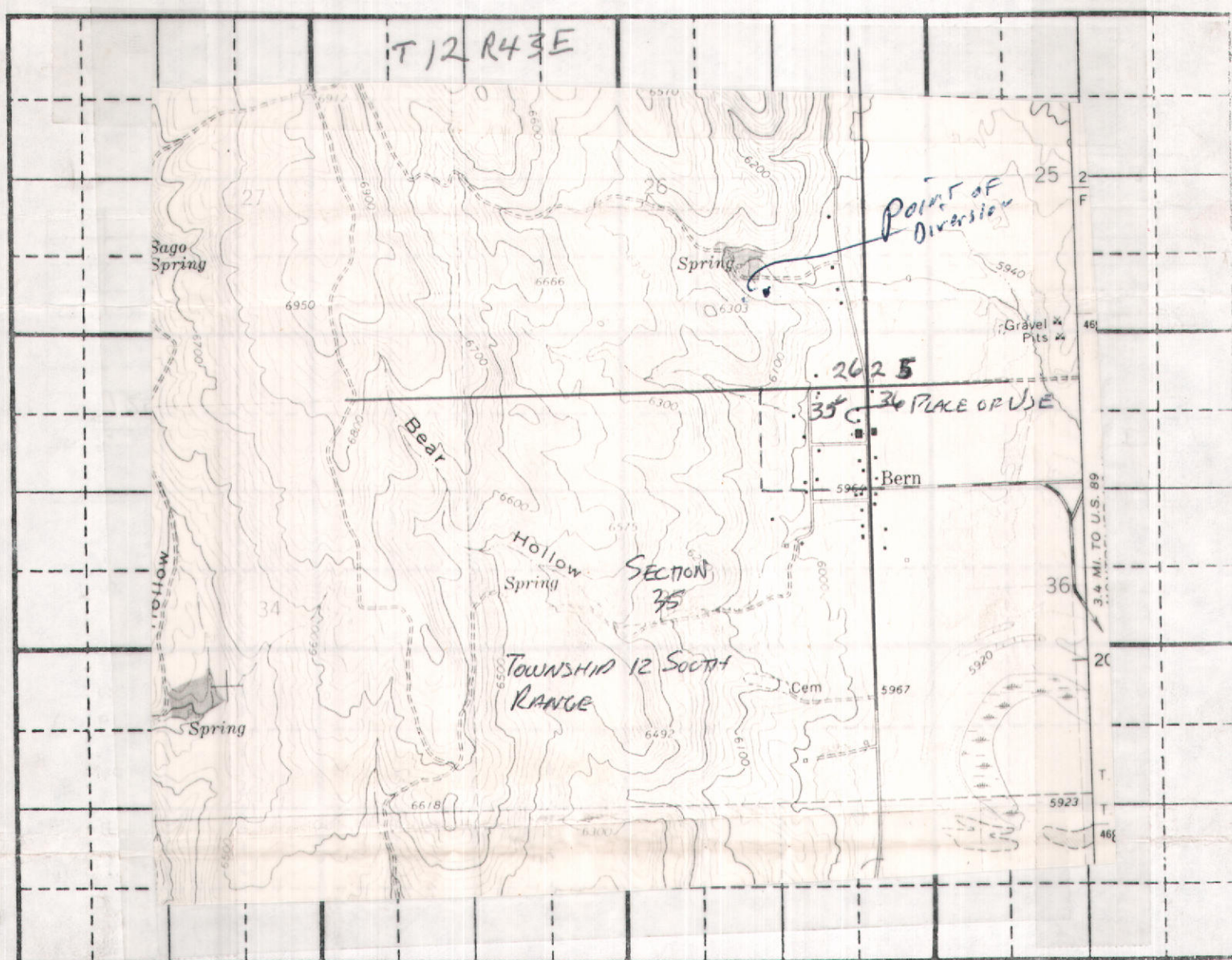
Published in _____

Dates

News Examiner
12/22 & 12/29/83

11 1303

(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 Bear Lake) 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 23rd day of June, 1983.

[Signature]
(Claimant)
[Signature]
Notary Public
Residing at Arvid, Idaho

My commission expires Lifetime

Received by <u>CW</u>	Date <u>6-27-83</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>CW</u>	Date <u>6-27-83</u>		claimant by:	
\$30.00 fee received by <u>CW</u>	Date <u>6-27-83</u>			
Published in <u>#3078</u>				
Dates _____				

DEC 29 1983
Nº 2482

815

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

December 22, 19*83*, and ending

with the issue of *December 29*, 19*83*.

Marie B Nye

Fees, \$ *12.50*

Subscribed and sworn to before me this *29th* day of *December*, 19*83*.

Denise Green

Notary Public, Residing at Montpelier, Idaho

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

RECEIVED

JAN 6 1984

Department of Water Resources
Eastern District Office

LEGAL NO. 2482

NOTICE OF CLAIMS TO WATER RIGHTS

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

11-4307

LDS CHURCH

BERN WARD, BERN, ID 83220

Source: SPRING

Priority Date: 07/01/1921

Diversion Pt: SESE Sec 26 T 12S R 43E

Use: IRRIGATION (0.04 CFS)

In: NENE Sec 35 T 12S R 43E FOR 1 ACRE

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

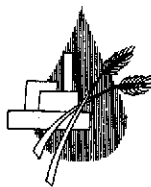
KEN DUNN, Dir.

12-22, 12-29
20 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 L.D.S. Church, Bern Ward, c/o Ivan Schmid
(Name of Claimant)
Bern, ID 83220 Telephone No. _____
(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) July 1921

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)
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, af)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
		(Mo., Day)	(Mo., Day)
Quantity <u>.04</u>	Use <u>Irrigation</u>	Period of Use From <u>4-1</u>	To <u>11-1</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) .04cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE ¼ SE ¼, Sec. 26 Twp. 12S Rge. 43E 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. Headbox at spring to pipelines to sprinkler system.

(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	
12S	43E	35	1																1

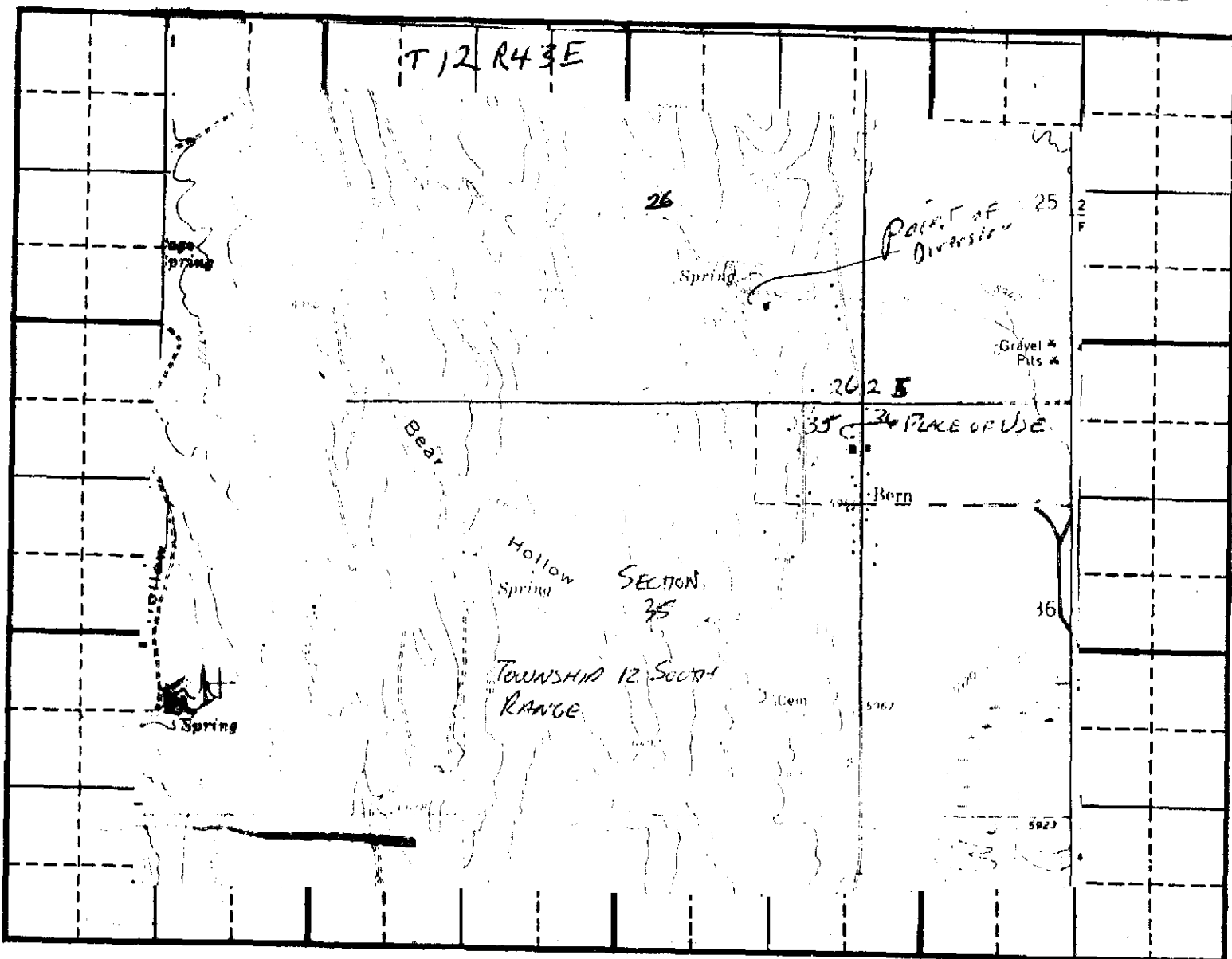
No. of acres 1

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: L.D.S. Church

(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 Bear Lake) 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.

Bp Lewis & Schindler
(Claimant)

Sworn to before me this 30th day of November

19 83

Lifetime

James R. Rescott
Notary Public
Residing at Ovid, ID 83260

My commission expires _____

12-02-83 CW 11-21-83 FOR DEPARTMENT USE ONLY
Received by CW Date 6-27-83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by Am Date 12-5-83
\$30.00 fee received by CW Date 6-27-83 #30788
Published in News Examiner
Dates 12/22 & 12/29/83

RECEIVED

JUN 27 1983

Department of Water Resources
Eastern District OfficeSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

Filed 

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 L.D.S. Church, Bern Ward c/o Ivan Schmid
(Name of Claimant)

Bern, ID83220

Telephone No. _____

(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) 1921 July

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)

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, af)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
		(Mo., Day)	(Mo., Day)
Quantity <u>.04cfs</u>	Use <u>Irrigation</u>	Period of Use From <u>4-1</u>	To <u>11-1</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) .04cfs TOTAL QUANTITY USED.

(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)

SE ¼ SE ¼, Sec. 35 Twp. 12S Rge. 43E 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. Headbox at spring to pipelines to sprinkler system.

(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>12S</u>	<u>43E</u>	<u>35</u>	<u>1</u>															<u>X</u>	<u>1</u>
<u>12S</u>	<u>43E</u>	<u>26</u>	<u>1</u>																

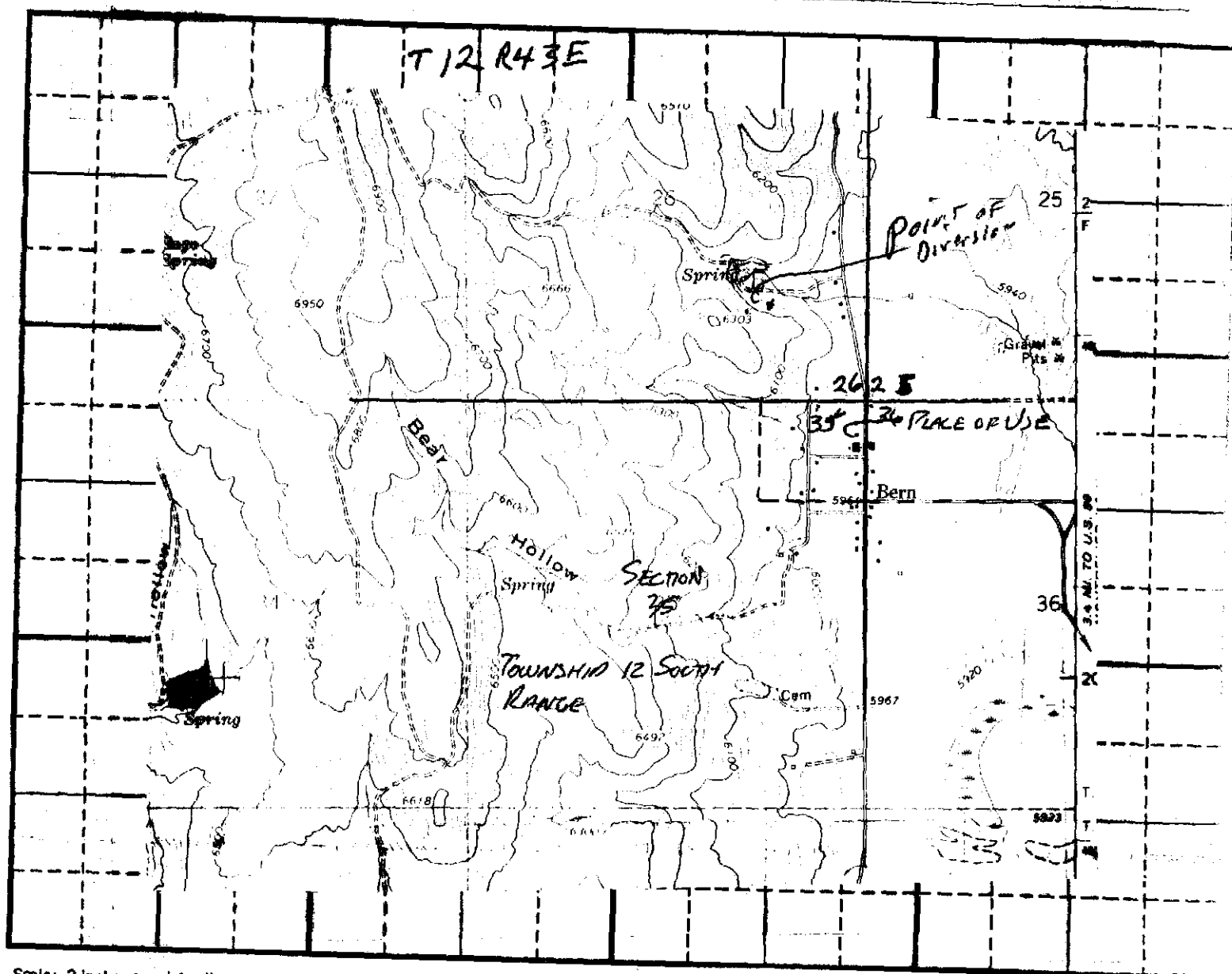
No. of acres 1

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: _____

(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 Bear Lake 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 23rd day of June, 1983.

Linne S. Schmitt
(Claimant)

George Derricott
Notary Public
Residing at Arvid, Idaho

My commission expires Lifetime

Received by CW 11-21-83 FOR DEPARTMENT USE ONLY
Prelim. check by CW Date 6-27-83 Exception filed by: _____ Fowarded to _____ Date _____
\$30.00 fee received by CW Date 6-27-83 claimant by: _____
Published in _____
Dates _____ #30288

DEC 29 1983
Nº 2482

815

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Bear Lake

ss.

Maria 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

December 22, 1983, and ending

with the issue of December 29, 1983.

Maria B. Nye

Fees, \$ 12.50

Subscribed and sworn to before me this 29th day of December, 1983.

Denise Green

Notary Public, Residing at Montpelier, Idaho

My Commission Expires Lifetime, 19

RECEIVED

JAN 6 1984

Department of Water Resources
Eastern District Office

LEGAL NO. 2482

NOTICE OF CLAIMS TO WATER RIGHTS

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

11-4307

LDS CHURCH

BERN WARD, BERN, ID 83220

Source: SPRING

Priority Date: 07/01/1921

Diversion Pt: SESE Sec 26 T 12S R 43E

Use: IRRIGATION (0.04 CFS)

In: NENE Sec 35 T 12S R 43E FOR 1 ACRE

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.

12-22, 12-29
20 LINES

WRR100
11-4307

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

PAGE 1
18-MAR-1986 23:47:01

01 WATER RIGHT NUMBER - 11-4307

02 OLD (D) NUMBER -

03001 - LDS CHURCH
LAST NAME

04001 -
FIRST NAME

05001 - C
ORIG. OWNER

06 ADD LINE 1 - BERN WARD

07 ADD LINE 2 -

08 ADD LINE 3 -

09 CITY - BERN

10 STATE - ID 11 ZIP - 83220

12 STAGE - S STATUTORY CLAIM

13 STATUS -

14001 - SPRING
SOURCE

15001 - OVID CREEK
TRIBUTARY OF

16 DIVERSION MEANS - HEADBOX, PIPELINES & SPRINKLER SYSTEM

17 COUNTY - 07 BEAR LAKE

18 DIVERSION CAPACITY - .000

19 TOTAL DIVERSION RATE - .040

20 TOTAL DIVERSION VOLUME - .00

21 WATER DISTRICT -

TRACT	SEC	TWN	RNG	LOT	RFLG	S	T	R	E	A	M	I	N	D	E	X	F	I	E	L	D	S
22001 -	SESE	23001 - 26	24001 - 12S	25001 - 43E	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	0.0	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 - 01 IRRIGATION	31001 - 12S	32001 - 43E	33001 - 35	34001 - NENE	35001 - 01	36001 -
						TOTAL ACRES: 1

PERIOD FROM	PERIOD TO	USE CODE / USE	WATER USE	DIVERSION RATE	DIVERSION VOLUME
37001 - 0401	38001 - 1101	39001 - 01 IRRIGATION	40001 -	0.040	41001 - 0.00

42 DECREE PLAINTIFF NAME -

43 DECREE DEFENDANT NAME -

44001 - CLAIM C/O IVAN SCHMID
REMARKS

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-JUL-1921		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	-							
54	LAST UPDATE	-	19-DEC-1983		62	DATE_2	-							

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

JANUARY 9, 1984

LDS CHURCH
BERN WARD
BERN

ID 83220

RE: Claim No. 11-4307

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

RECEIVED

IAN 17 1984

Department of Water Resources

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET
G. F. RAMSEY

INITIAL REVIEW BY: OCT 31 1983

Right Number 11 4307 Applicant LDS CHURCH BERN WARD

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.

G. F. RAMSEY

CHECK:

- ☒ Name and address.
☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.) *Done for*
☒ Source.
☒ Quantity, use, period.
☒ Point(s) of diversion. *Point of diversion appear to be in NW SW or SESE of Sect 26*
☒ Location of use.
☒ Signature/notarization/fee.

DEC 5 1983

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
☒ Claim published correctly.
NA ☐ Exceptions processed.

By Ernest Carlson Date Jan 9, 1983
Jan 10, 1983

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By pe Date 1/18/84

ew



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

150 Shoup - Suite 15
Idaho Falls, Idaho 83401
(208) 525-7161

November 23, 1983

LDS Church , Bern Ward
c/o Ivan Schmid
Bern,
Idaho 83220

RECEIVED

DEC 2 1983

Department of Water Resources
Eastern District Office

Dear Claimant:

This office is in receipt of a Claim to a Water Right filed in your name. Please be advised that the claim cannot be formally receipted until the following information is provided:

- _____ Complete name.
- _____ Complete mailing address.
- _____ Date of priority (month, day, and year).
- _____ Source of water.
- _____ Quantity claimed to have been used.
- _____ Nature of use and period of use.
- _____ Location of point(s) of diversion.
- _____ Location of place of use (acres irrigated if water is claimed for irrigation).
- _____ Filing Fee (Amount \$_____).
- ✓ _____ Signature.
- ✓ _____ Notarization of signature.
- _____ Other: _____

Please note that your claim has been stamped and initialed as received. If you amend this claim by adding the needed information and return the claim to this office no later than 60 days from the date of this letter, the original date submitted will be utilized for purposes of determining the appropriate filing fee.

Instructions for completing a Claim to a Water Right are included for your information. However, if you desire assistance, please feel free to contact this office.

Sincerely,

Harold J. Romers



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

150 Shoup - Suite 15
Idaho Falls, Idaho 83401
(208) 525-7161

RECEIVED

NOV 21 1983

Department of Water Resources
Eastern District Office

November 1, 1983

LDS Church, Bern Ward
c/o Ivan Schmid
Bern,
Idaho 83220

Dear Claimant:

This office is in receipt of a Claim to a Water Right filed in your name. Please be advised that the claim cannot be formally receipted until the following information is provided:

- _____ Complete name.
 - _____ Complete mailing address.
 - _____ Date of priority (month, day, and year).
 - _____ Source of water.
 - _____ Quantity claimed to have been used.
 - _____ Nature of use and period of use.
 - ☒ Location of point(s) of diversion.
 - _____ Location of place of use (acres irrigated if water is claimed for irrigation).
 - _____ Filing Fee (Amount \$ _____).
 - _____ Signature.
 - _____ Notarization of signature.
 - ☒ Other: the point of diversion appears to be
in the SE SE Sec 26 not NENE Sec 35.
- PLEASE INDICATE PROPER POINT AND INSURE MAP AGREES

Please note that your claim has been stamped and initialed as received. If you amend this claim by adding the needed information and return the claim to this office no later than 60 days from the date of this letter, the original date submitted will be utilized for purposes of determining the appropriate filing fee.

Instructions for completing a Claim to a Water Right are included for your information. However, if you desire assistance, please feel free to contact this office.

Sincerely,

David Ramsey

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

DECEMBER 14, 1983

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 JANUARY 9, 1983.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

MICROFILMED

NOTICE OF CLAIMS TO WATER RIGHTS

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

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.

Published 12/22 & 12/29/83.

MICROFILMED

LEGAL NO. 2482

**NOTICE OF CLAIMS
TO WATER RIGHTS**

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

11-4307

LDS CHURCH

BERN WARD, BERN, ID 83220

Source: SPRING

Priority Date: 07/01/1921

Diversion Pt: SESE Sec 26 T 12S R 43E

Use: IRRIGATION (0.04 CFS)

In: NENE Sec 35 T 12S R 43E FOR 1 ACRE

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.

12-22, 12-29
20 LINES

LDS CHURCH

BERN WARD, BERN, ID 83220

Source: SPRING

Priority Date: 07/01/1921

Diversion Pt: SESE Sec 26 T 12S R 43E

Use: IRRIGATION

(0.04 CFS)

In: NENE Sec 35 T 12S R 43E FOR 1 ACRES

11-4307