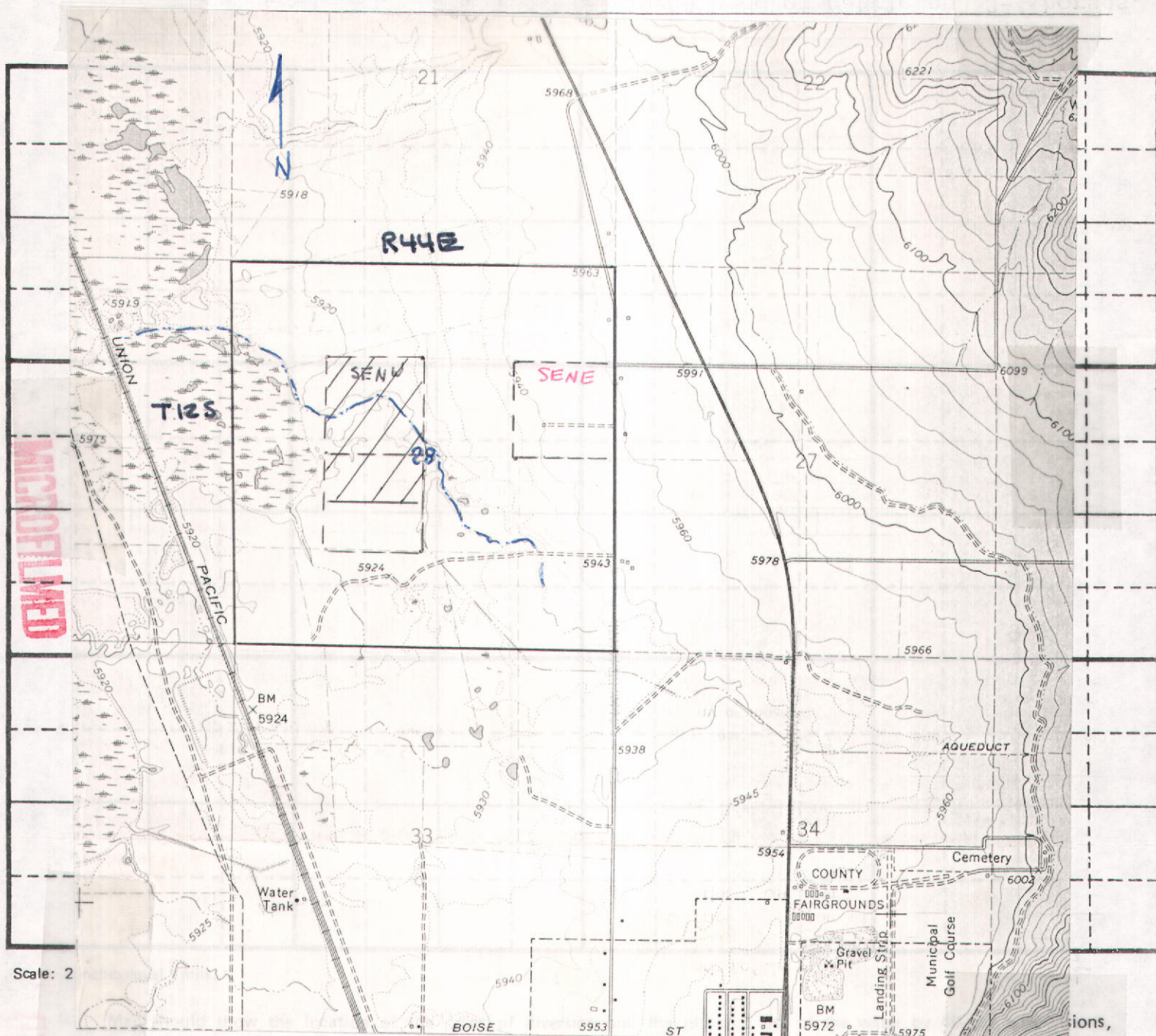


(8) Remarks



section, township and range of the public land survey system.

State of Idaho)

County of Bar 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

22

day of

August

, 19

83

Phil Duricott

(Claimant)

Uday M. Dohme

Notary Public

Residing at

Geneva.

My commission expires

84

Received by

CW

Prelim. check by

#WJ

\$30.00 fee received by

CW

Published in

New's Examiner

Dates

9/8 - 9/15/83

8-13-83

FOR DEPARTMENT USE ONLY

Date

6-22-83

Exception filed by:

Date

8-25-83

Forwarded to

Date

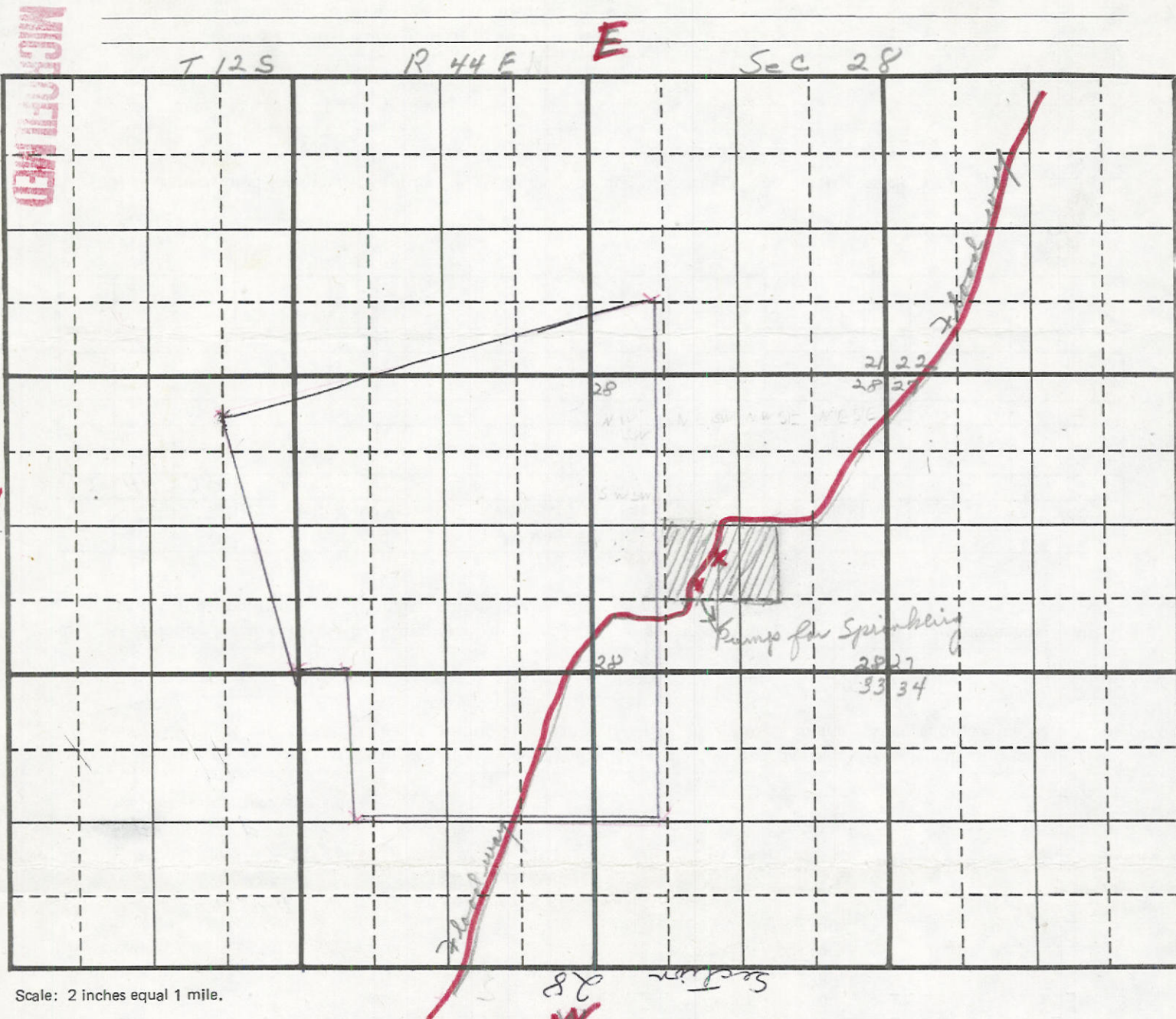
claimant by:

Date

6-22-83

30668

(8) 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.

State of Idaho)
County of Beau 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 20th day of June, 1983.

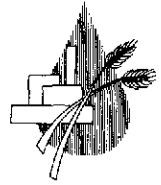
Phil Duricatt
(Claimant)
Ruth Wells
Notary Public
Residing at Montpelier, Idaho

My commission expires Lifetime

FOR DEPARTMENT USE ONLY
Received by CW Date 6-22-83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by jam Date 6-23-83 claimant by: _____
\$30.00 fee received by CW Date 6-22-83
Published in _____
Dates _____

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 Phil and/or Juanita Derricott
(Name of Claimant)
Star Route 2, Box 2040 Montpelier, ID 83254 Telephone No. 847-0614
(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) May 1, 1952

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)
Springs tributary to Bear 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, af)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	<u>0.40</u>	Use <u>Irrigation</u>	Period of Use From <u>6-1</u>	To <u>9-30</u>
Quantity	<u>0.04</u>	Use <u>Stock</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) 0.44cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE ¼ NW ¼, Sec. 28 Twp. 12S 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 and pipeline

(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.

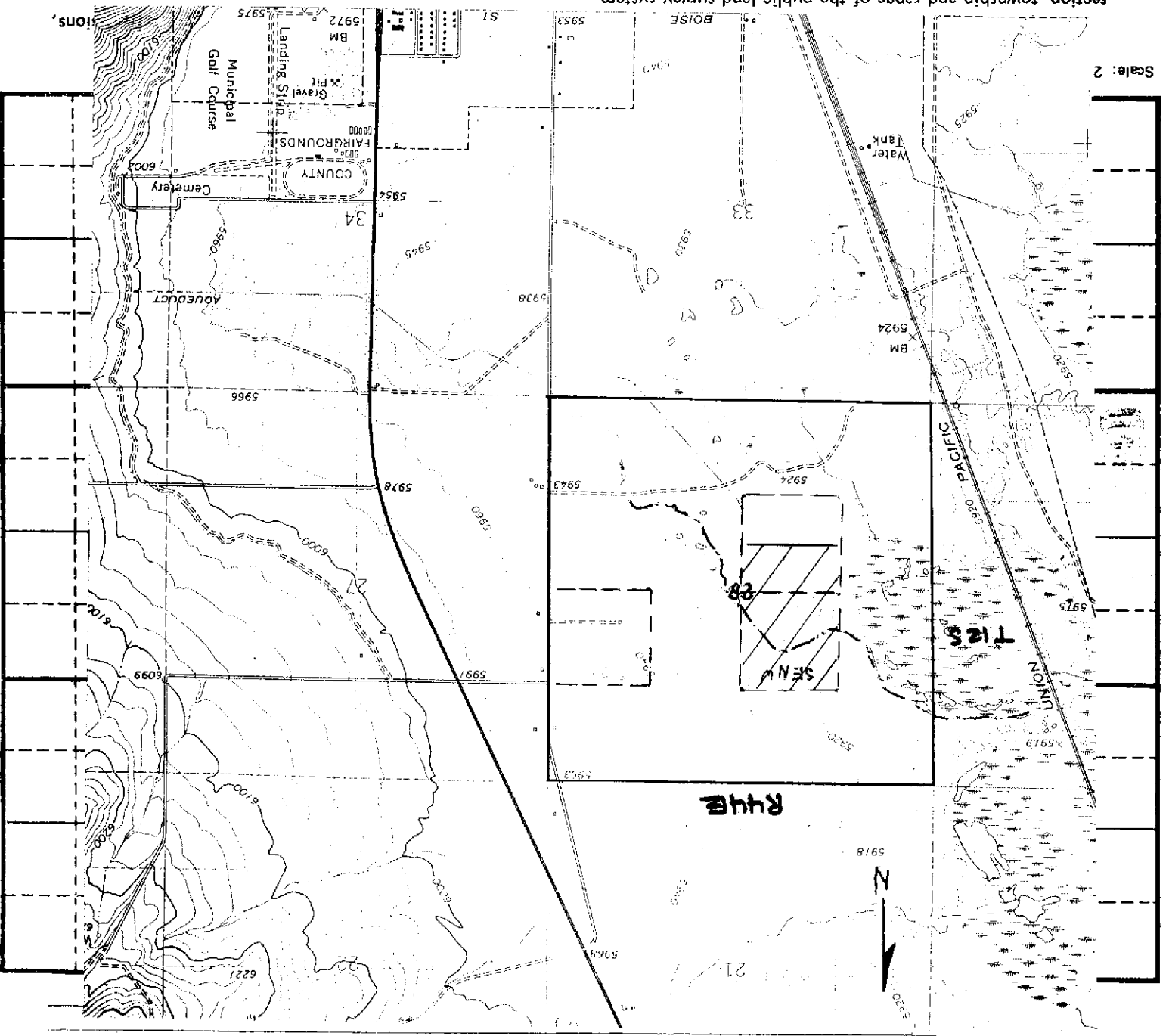
T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
12S	44E	28								40	20								60

No. of acres 60

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

NOTE: Include here the type and number of stock watered: 30-50 head of cattle and 3-4 horses.

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



section, township and range of the public land survey system.

State of Idaho

County of Boyle

) 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 22 day of August, 19 83

(Claimant)

Phil R. R. R.

Notary Public
Residing at Boyle

W. H. R. R.

My commission expires 87

FOR DEPARTMENT USE ONLY

Exception filed by:

Forwarded to

Date

Received by

Date

Date

Date

Date

Published in

Date

Date

Dates

9/15/83

30668

6-22-83

6-22-83

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RECEIVED

JUN 22 1983

Department of Water Resources
Eastern District OfficeSTATE 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 Phil and/or Juanita Derriecott
Star Route 2, Box 2040, (Name of Claimant)
Montpelier, Idaho 83254 Telephone No. 847-0614
(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) May of 1952 whenever purchased property
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)

Springs above our property and tributary to later floodway for Dam to Bear 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:

Quantity	(cfs, gpd, AFA)	Use	(Domestic, Irrigation, Stock, Etc.)	Period of Use From	(Mo., Day)	To	(Mo., Day)
Quantity	<u>.4 cfs</u>	Use	<u>Irrigation</u>	Period of Use From	<u>6-1</u>	To	<u>9-30</u>
Quantity	<u>.04 cfs</u>	Use	<u>Livestock</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) X 4.04 TOTAL QUANTITY USED.
(cfs, gpd, AFA)

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

SE 1/4 NE 1/4, Sec. 28 Twp. 12 Rge. 44 B.M., County of Bear Lake
Additional points of diversion: none

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 and pipeline

- (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.

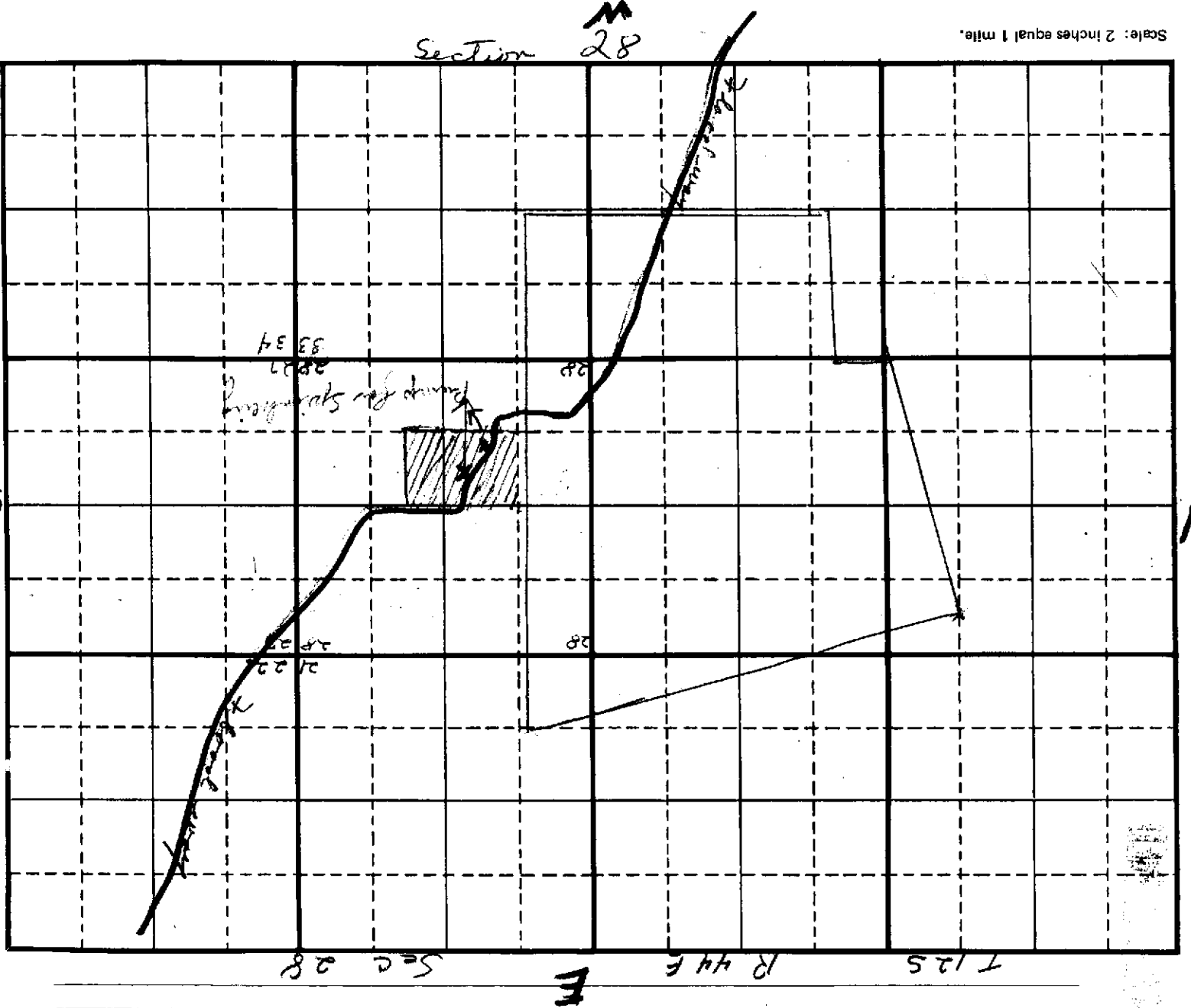
T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
12	44	28								40	20								60

No. of acres 60

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
watering for livestock when feeding and grazing

NOTE: Include here the type and number of stock watered: 30 to 50 head hereford cattle

- (7) If you are claiming water as a member of an organization, list name of organization: and 3 to 4 horses



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 20th day of June, 1983.

Notary Public
Residing at Montpelier, Idaho

My commission expires

FOR DEPARTMENT USE ONLY

Received by Cal Date 6-22-83 Exception filed by: _____ Forwarded to _____
Prelim. check by Cal Date 6-22-83 claimant by: _____
Published in _____ Date 6-22-83 #30668
Dates _____

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

County of Bear Lake

ss.

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

September 1, 1983, and ending

with the issue of September 15, 1983

Fees, \$28.13

Subscribed and sworn to before me this 20th day of September, 1983

Notary Public, Residing at Montpelier, Idaho

My Commission Expires Indefinite, 19

LEGAL NO. 2389

NOTICE OF CLAIMS TO WATER RIGHTS

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

11-4267

DERRICOTT, PHIL & JUANITA
STAR RT. 2, BOX 2040, MONTPELIER, ID 83254

Source: SPRINGS trib. to BEAR RIVER

Priority Date: 05/01/1952

Diversion Pt: SENW Sec 28 T 12S R 44E

Use: IRRIGATION (0.40 CFS)

STOCKWATER (0.04 CFS)

In: SENW NESW Sec 28 T 12S R 44E FOR 60 ACRES

11-4268

DINGLE IRRIGATION CO.

DINGLE, ID 83233

Source: BEAR RIVER trib. to GREAT SALT LAKE

Priority Date: 06/01/1969

Diversion Pt: SWNE Sec 17 T 14S R 45E

Use: IRRIGATION (7.53 CFS)

In: SWNE SENE NESW SESW NESE NWSE

SWSE SESE Sec 13 T 14S R 44E SENE

NESW NESE NWSE Sec 18 T 14S R 44E

SWNW Sec 17 T 14S R 45E FOR 440 ACRES

11-4269

KUNZ, PHILLIP R. &/or JOYCE S.

3040 NAVAJO, PROVO, UT 84604

Source: SPRING trib. to BEAR LAKE

Priority Date: 05/01/1940

Diversion Pt: SESE Sec 02 T 16S R 43E

Use: IRRIGATION (0.30 CFS)

STOCKWATER (0.02 CFS)

In: SESE Sec 02 T 16S R 43E FOR 2 ACRES

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.

9-8, 9-15

45 LINES

01 WATER RIGHT NUMBER - 11-4267 02 OLD (CD) NUMBER -

03001 - DERRICOTT LAST NAME
03002 - DERRICOTT

04001 - PHIL FIRST NAME
04002 - JUANITA

05001 - C ORIG. OWNER
05002 - C

06 ADD LINE 1 - STAR RT. 2, BOX 2040

07 ADD LINE 2 -

08 ADD LINE 3 -

09 CITY - MONTPELIER

10 STATE - ID 11 ZIP - 83254

12 STAGE - S STATUTORY CLAIM

13 STATUS -

14001 - SPRINGS SOURCE

15001 - BEAR RIVER TRIBUTARY OF

16 DIVERSION MEANS - PUMP & PIPELINE

17 COUNTY - 07 BEAR LAKE

18 DIVERSION CAPACITY - .000

19 TOTAL DIVERSION RATE - .440

20 TOTAL DIVERSION VOLUME - .00

21 WATER DISTRICT -

TRACT SEC TWN R6G LOT RFLG S T R E A M I N D E X F I E L D S

22001 - SENW 23001 - 28 24001 - 125 25001 - 44E 26001 - 27001 - 0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

29 NON-IRRIGATION USE - S/30-50 CATTLE, 3-4 HORSES

USE CODE / USE TWN R6G PLACE OF USE SEC TRACT ACRES LOT

30001 - 01 IRRIGATION 31001 - 12S 32001 - 44E 33001 - 28 34001 - SENW 35001 - 40 36001 -
30002 - 01 IRRIGATION 31002 - 12S 32002 - 44E 33002 - 28 34002 - NESW 35002 - 20 36002 -

TOTAL ACRES: 60

PERIOD FROM PERIOD TO USE CODE / USE WATER USE DIVERSION RATE DIVERSION VOLUME

37001 - 0601 38001 - 0930 39001 - 01 IRRIGATION 40001 - 0.400 41001 - 0.00
37002 - 0101 38002 - 1231 39002 - 04 STOCKWATER 40002 - 0.040 41002 - 0.00

42 DECREE PLAINTIFF NAME - 43 DECREE DEFENDANT NAME -

REMARKS

44001 -

APPROVAL CONDITIONS: 45001 -

46 OTHER RIGHTS FOR SAME USE -

47 PRIORITY D A T E S 1-MAY-1952 55 LICENSE 63 TRANSFER/AMENDED
48 PROOF DUE 56 APPL RECEIVED 64 OLE/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

WRR100
11-4267

IDAH0 DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

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

52 HEARING
53 VERIFIED
54 LAST UPDATE - 12-SEP-1983

60 ORDER SHOW CAUSE
61 DATE_1
62 DATE_2

D A T E S

D A T E S

F L A G S

98/6/13
VERIFIED JKN

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

MICROFILMED

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

SEPTEMBER 26, 1983

PHIL DERRICOTT
JUANITA DERRICOTT
STAR RT. 2, BOX 2040
MONTPELIER ID 83254

RE: Claim No. 11-4267

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



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

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

September 27, 1983

RE: Claim to a Water Right No. 11-4267 DERRICOTT
11-4268 DINGLE IRRIGATION CO.
11-4269 KUNZ

Application for Permit No. 11-7325 ETCHEVERRY
11-7326 McFARLAND
11-7327 SULEX CO. TRUST

News Examiner
P.O. Box 278
Montpelier, ID 83254

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 September 8 and 15, 1983.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

COLLEEN WRAY
Adm. Secretary

Called
10-7-83
cw



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

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

September 1, 1983

RE: Claim to a Water Right No. 11-4267 DERRICOTT
11-4268 DINGLE IRRIGATION
11-4269 KUNZ

Russell Stoker, Watermaster
Water District No. 11
279 East Third North
Soda Springs, ID 83277

Dear Mr. Stoker:

Enclosed, for your information only, is a copy of the above referenced claim to a water right filed within your district. If you have any questions concerning this matter, please feel free to contact this office.

Very truly yours,

ERNEST CARLSEN
Assistant Regional Supervisor

EC:cw

Enclosure

RECEIVED

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: HWT

Right Number 11 4267 Applicant Dernicott

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.

Sept 26, 1983

FINAL REGIONAL PROCESSING REVIEW:

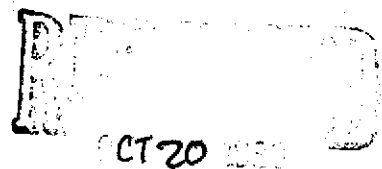
- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☒ Exceptions processed.

By Ernest Carlson Date Oct 17, 1983

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By SC Date 10/25/83



Department of Water Resources

aw

IDENT. NO. 11 4267

WATER RIGHT
DATA ENTRY LOG

[illegible]

August 8, 1993

Phil Derricott
Star Route 2
Box 2040
Montpelier, ID 83254

Dear Mr. Derricott:

Enclosed is a new claim based on the one ~~you~~ submitted. You can see from the copy of your original also enclosed that line 4 was not the additive quantity of line 3. I have corrected that.

Also line 5 on the original states the SENE as the point of diversion. A point of diversion is that place in a natural flow that the water is diverted by a man-made entity. Your map seems to indicate diversion from a channel on your property.

I will need you to complete line 5 on the new claim. In addition you will need to sign and have the new claim notarized but no fee will be necessary.

Sincerely,

HAROLD W. JONES
Sr. Resource Agent

HWA:jk

Enclosures

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

AUGUST 31, 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 seller 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 SEPTEMBER 26, 1983.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

11-4267

DERRICOTT, PHIL &/or JUANITA

STAR RT. 2, BOX 2040, MONTPELIER, ID 83254

Source: SPRINGS trib. to BEAR RIVER

Priority Date: 05/01/1952

Diversion Pt: SENW Sec 28 T 12S R 44E

Use: IRRIGATION	(0.40 CFS)
STOCKWATER	(0.04 CFS)

In: SENW NESE Sec 28 T 12S R 44E FOR 60 ACRES