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Documents
In File

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that Ralph &/or Marie L. Landon
(name of claimant)
of Star Route #2, Montpelier, Idaho, claims a right to the diversion and beneficial use of
(mailing address)
the public water of the State of Idaho

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) unnamed spring
, tributary to, sinks
- (2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
- | | | |
|----------------------|-------------------------------|---|
| Amount <u>0.04</u> | Use <u>Domestic</u> | Period of Use: From <u>Jan. 1</u> To <u>Dec. 31</u> |
| Amount _____ | Use _____ | Period of Use: From _____ To _____ |
| Amount _____ | Use _____ | Period of Use: From _____ To _____ |
| (cfs, gpm
or a/f) | (dom., irri.,
stock, etc.) | (both dates inclusive) |

- (3) Total quantity of water claimed: 0.04 cubic feet per second, or _____ acre feet per annum, and/or _____ gallons per minute.

- (4) Priority claimed: (the date water was first applied to beneficial use) April 15, 1971

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 to this rule is that a claim may be filed on domestic use from a ground-water source.

- (5) A) Point of diversion: (give location of point where water is diverted from its source)
SW ¼ SW ¼, Sec. 5 Twp. 11S 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. headbox 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.

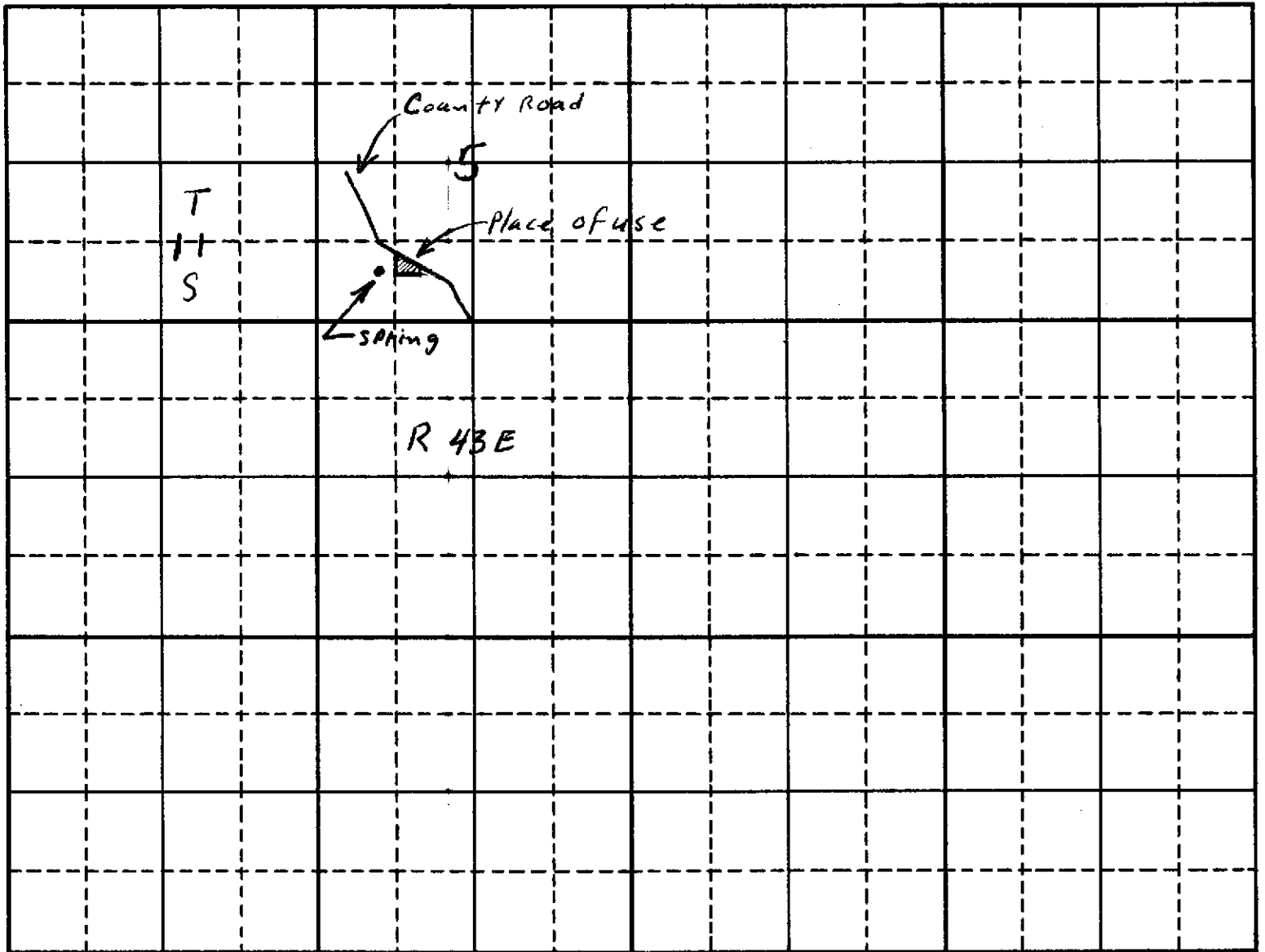
T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
11S	43E	5											X						

Total No. of acres _____

- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: Domestic use for one family dwelling

- (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 Bonneville) 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 affiants knowledge.

Ralph Landon
Marie L. Landon
(Claimant)

Sworn to before me this 22nd day of July, 1976.

Larry O'Halloran
Notary Public
Residing at Idaho Falls, Idaho

My commission expires March 21, 1979

For Department Use Only

Received by <u>CW</u>	Date <u>7-22-76</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>LH</u>	Date <u>7-22-76</u>		claimant by:	
\$10.00 fee received by <u>CW</u>	Date <u>7-22-76</u>			
Approved for publication by <u>me 8/12/76 #2469</u>				
Published in <u>Newspaper</u>				
Dates <u>July 29 + Aug 5, 1976</u>				

RECEIVED

AUG 13 1976

AFFIDAVIT OF PUBLICATION

Department of Water Resources
Eastern District Office

STATE OF IDAHO,
County of Bear Lake

ss.

Loren W. Thompson
being duly sworn,

deposes and says:

That he is the *published* 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 *two* 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 29, 19*76*, and ending with the issue of *August 5*, 19*76*.

Loren W. Thompson
Fees, *13.50*

Subscribed and sworn to before me this *10th* day of *August*, 19*76*.

Notary Public, Residing at Montpelier, Idaho

My Commission Expires *March 13*, 19*77*.

NOTICE OF CLAIM TO A WATER RIGHT NO. 11-4052

Notice is hereby given that Ralph &-or Marie L. Landon, Montpelier, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 0.04 cubic feet per second of water from unnamed spring tributary to sinks with point of diversion in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5, T. 11S, R. 43E, B.M., Bear Lake County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes for one family with a priority of Apr. 15, 1971 the place of use is within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5, T. 11S, R. 43E, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401.

R. KEITH HIGGINSON
Director

Published in the News-Examiner, Montpelier, Idaho on July 29 and August 5, 1976.

Jy 29-A5

WRR100
11-4052

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

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

01 WATER RIGHT NUMBER - 11-4052

02 OLD (D) NUMBER -

LAST NAME

FIRST NAME

ORIG. OWNER

03001 - LANDON
03002 - LANDON

04001 - RALPH
04002 - MARIE L.

05001 - C
05002 - C

06 ADD LINE 1 - STAR RT. 2

07 ADD LINE 2 -

08 ADD LINE 3 -

09 CITY - MONTPELIER

10 STATE - ID

11 ZIP - 832540000

12 STAGE - S STATUTORY CLAIM

13 STATUS -

SOURCE

TRIBUTARY OF

14001 - SPRING

15001 - SINKS

16 DIVERSION MEANS -

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

PLG

S T R E A M

I N D E X

F I E L D S

22001 - SWSW 23001 - 05 24001 - 11S 25001 - 43E 26001 - 27001 - 28001 - 0 100.0 157.0 0.0 0.0 0.0 0 0 0 5.6

29 NON-IRRIGATION USE -

USE CODE / USE

TWN

RNG

SEC

TRACT

ACRES

LOT

30001 - 43 DOMESTIC

31001 - 11S 32001 - 43E 33001 - 05 34001 - SWSW 35001 - 36001 -

TOTAL ACRES: 0

PERIOD FROM

PERIOD TO

USE CODE / USE

WATER USE

DIVERSION RATE

DIVERSION VOLUME

37001 - 0101 38001 - 1231 39001 - 43 DOMESTIC

40001 - 0.040 41001 - 0.00

42 DECREE PLAINTIFF NAME -

43 DECREE DEFENDANT NAME -

REMARKS

44001 -

APPROVAL CONDITIONS: 45001 -

46 OTHER RIGHTS FOR SAME USE -

47 PRIORITY - 15-APR-1971

55 LICENSE

DATA

63 TRANSFER/AMENDED

48 PROOF DUF

56 APPL RECEIVED

DATA

64 DUE/CAREY ACT

49 PROOF MADE

57 FIELD EXAM MADE

DATA

65 FLAG_1

50 APPROVE/DEFINED

58 DECREE

DATA

66 FLAG_2

51 PROTESTED

59 START WORK

DATA

67 FLAG_3

52 HEARING

60 ORDER SHOW CAUSE

DATA

53 VERIFIED

61 DATE_1

WRR100
11-4052

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

PAGE 2
18-MAR-1986 23:47:01

----- D A T E S -----
54 LAST UPDATE - 18-MAR-1986 62 DATE-2 -

VERIFIED JKN

3/20/86

IDENT. NO. 11-4052

WATER RIGHT
DATA ENTRY LOG

[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 11-4052
Old No. New No.

Record

1. Original Owner: Ralph & Marie L. Landon

Present Owner: _____

2. Address: Star Rt. 23. City: Montpelier State: Id Zip: _____4. A. Source of Water: springB. Tributary of: sinks5. A. Stage (A,P,L,D,S,J): S

B. Status (D,L,R,C,A,I,F - leave blank if valid):

C. Priority Date: 4-15-1971D. County: 07E. Total Diversion Rate: .04

F. Total Diversion Volume:

G. Transfer/Amendment (P,T of A or blank):

H. Water District:

I. DLE/Carey Act (D,C or blank):

J. Right Basis (for adjudication claims A,B,C only):

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>SWSW</u>	<u>5</u>	<u>11S</u>	<u>43E</u>	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____

7. Period of Use, Use, Diversion Rate/Volume:

from 1-1 to 12-31 for 0 purposes. Amount .04
(cfs or AC-FT/yr)

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

8. Use code: ~~13~~ D

9. A. Decree Name:
B. Decree Date:

10. Remarks: A.
B.
C.
D.
E.

12. Other Rights for Same Use:

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

C. Protested Date:

D. Hearing Date:

E. Old Number:

F. Proof Made (P or blank):

G. Field Exam Made (P, R, F or blank):

H. Conditions of Approval:

14. Diversion Means (brief narrative):

August 16, 1976

RE: Claim to a Water Right No. 11-4052

Ralph &/or Marie L. Landon
Star Route #2
Montpelier, Idaho 83254

Dear Mr. Landon:

The Department of Water Resources has completed the processing of your claim to a water right and no further action is authorized under Sections 42-225a and 42-225b, Idaho Code. Your claim will be retained in our files and will be available at any time for use by you or the court.

As you are aware, the filing of your claim does not, in itself, guarantee you a water right; it only records and preserves 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 in your claim file, you may have that information or evidence added at any time. Please refer to your claim number when corresponding with this office.

We are enclosing, for your records, a copy of your claim. If you have any questions or if we can be of further assistance, please feel free to call upon us.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC:CW

Enc: Copy of claim

July 23, 1976

RE: Claim to a Water Right No. 11-4052 LONDON

The News-Examiner
P.O. Box 278
Montpelier, Idaho 83254

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

Bill submitted 8-12-76 by CW

RDC:CW

Enc: Legal Notice (1)

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application to beneficial use

of 0.04 cubic feet per second

of water from unnamed

spring tributary to sinks with

point of diversion in the

SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5, T. 11S, R.

43E, B.M., Bear Lake

County.

The water is claimed to be

used from Jan. 1 to Dec. 31

for domestic purposes for

one family with a priority of

Apr. 15, 1971 the place of use

is within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec.

5, T. 11S, R. 43E, B.M.

Any exception to this claim

of water right may be filed

with the Idaho Department

of Water Resources, 1515

Lincoln Road, Idaho Falls,

Idaho, 83401.

R. KEITH HIGGINSON

Director

Published in the News-

Examiner, Montpelier, Ida-

ho on July 29 and August 5,

1976.

Jy 29-A5

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R. KEITH HIGGINSON

Director

Published in the News Examiner, Montpelier, Idaho
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*D-mh
Cw-
me-
y-mh*