

No Color
Documents
In File

Section 42-225a, Idaho Code

AMENDED

by the Court.

Notice is hereby given that Elwin E. Lau

(name of claimant)

Soda Springs, Idaho

(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) Formation Springs

, 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

Amount 3.5 Use Irrig. Period of Use: From Apr. 15 To Oct. 15

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: 3.5 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) May 13, 1899

A claim is not acceptable on a ground-water source with a priority later than March 25, 1963 or on a surface-water

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

SE ¼ SW ¼, Sec. 28 Twp. 8S Rge. 42E B.M. County of Caribou

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. Two headgates with 5' x 4' rectangular

openings. Gates raised by wheel and screw.

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is

[illegible]

Total No. of acres 157

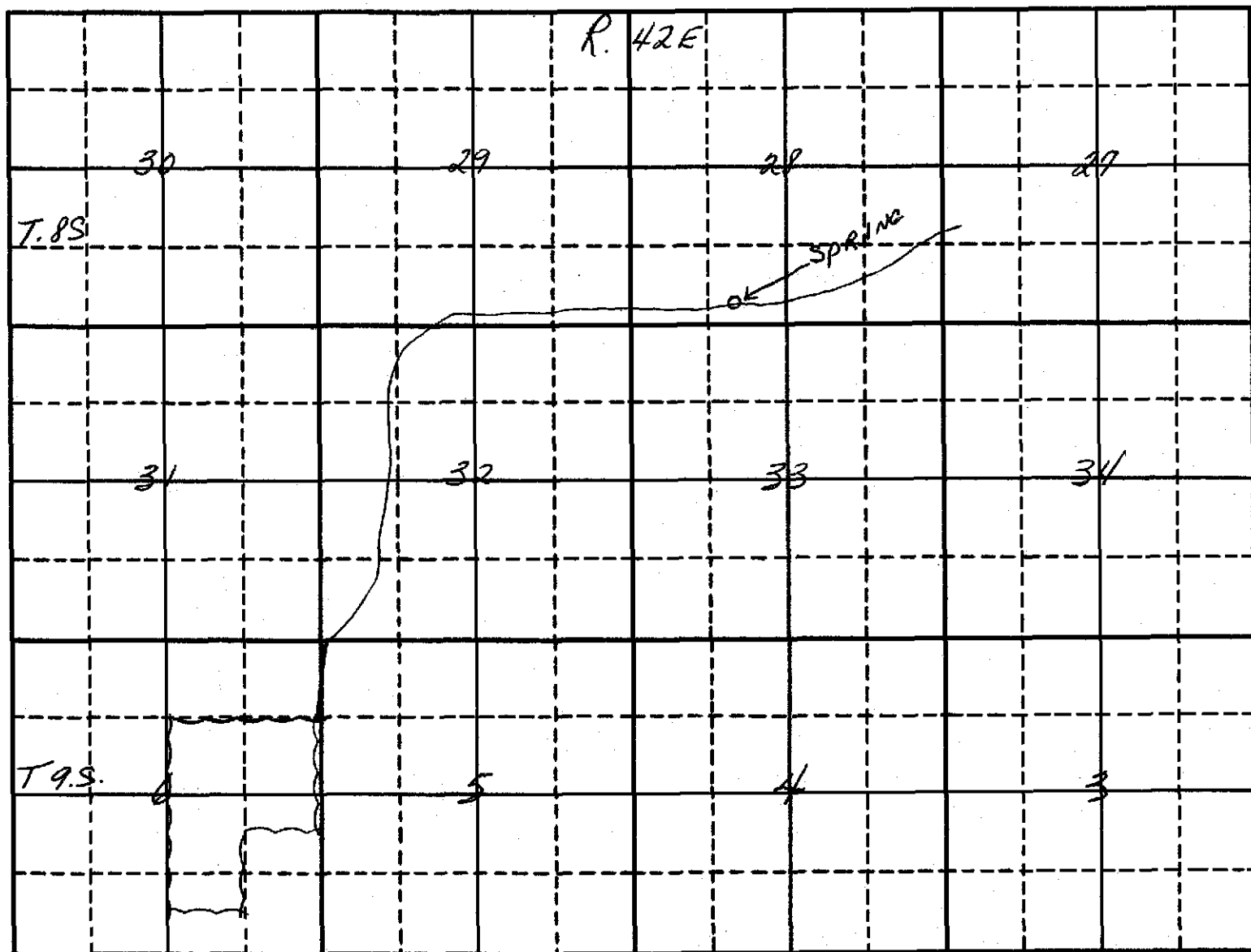
- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible:**

8 horses on land described above.

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

MICROFILMED

- (8) Remarks This claim is based on the included posted notice taken from Bannock County records, water location Book No. 1, page 633. The place of use was changed from that described to present location during the early 1900's.



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 Caribou) 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.

Sworn to before me this 27th day of September, 1974

Shirley E. Law
(Claimant)

Della Brittenbaker
Notary Public

Residing at Soda Springs Idaho

My commission expires 12-20-74

For Department Use Only

Received by MB Date 9-30-74
Prelim. check by RDC Date 9/30/74
\$10.00 fee received by MB Date 9-18-74
Approved for publication by OB-10/18/74 #13062
Published in Caribou County News
Dates October 10 & 17, 1974

Exception filed by: _____ Date _____
Forwarded to claimant by: _____ Date _____

RECEIVED
OCT 18 1974

Department of Water Resources
Eastern District Office

Affidavit of Publication

County of Caribou } ss.
State of Idaho }

V. E. Lansberry

being first duly sworn on his
oath, states:

That he is publisher
of the Caribou County Sun, a
newspaper of general circula-
tion in Caribou County, Idaho,
published weekly at Soda
Springs in said County, that said
newspaper has been pub-
lished in said County uninterr-
ruptedly and continuously for
over seventy-eight consecutive
weeks, prior to the first publi-
cation of the annexed notice or
advertisement;

That the annexed notice was
published as per clipping at-
tached in the regular and entire
edition of said newspaper and
not in any supplement thereof

for two successive weekly
issues thereof, the date of the
first publication being the

10th day of
October, 1974

The date of the last publication

being the 17th day of
October, 1974

V. E. Lansberry
Subscribed and sworn to be-

fore me this 17th day
of October, 1974

Edaine S. Johnson
Notary Public, residing
at Soda Springs, Idaho
(SEAL)

My Commission expires the

1st day of November

NOTICE OF CLAIM TO A WATER RIGHT No. 11-4042

Notice is hereby given that
Elwin E. Lau, Soda Springs,
Idaho has filed claim to a water
right established by diversion
and application to beneficial use
of 3.5 cubic feet per second of
water from Formation Springs
tributary to sinks with point of
diversion in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec.
28, T. 8S, R. 42E, B.M., Caribou
County.

The water claimed to be used
from Apr. 15 to Oct. 15 for irri-
gation of 157 acres with a prior-
ity of May 13, 1899; the place of
use is within the S $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{4}$ -
SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6, T. 8S,
R. 42E, B.M. This is a correction
of a claim previously advertised
on 8/8 & 8/15/74 showing the
source to be tributary to the
Bear River.

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 Caribou
County Sun, Soda Springs, Idaho
on October 10 and October 17,
1974.

1974
MICROFILMED

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 Elwin F. Lau (name of claimant)
of Soda Springs, 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) Formation Springs
, tributary to, Bear River
- (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>3.5</u> | Use | <u>Irrigation</u> | Period of Use: From | <u>Apr. 15</u> | To | <u>Oct. 15</u> |
| Amount | <u></u> | Use | <u></u> | Period of Use: From | <u></u> | To | <u></u> |
| Amount | <u></u> | Use | <u></u> | Period of Use: From | <u></u> | To | <u></u> |
- (cfs, gpm, or m³/d) (dom., irri., stock, etc.) (both dates inclusive)
- (3) Total quantity of water claimed: 3.5 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) May 13, 1899

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)
SE ¼ SW ¼, Sec. 28 Twp. 8S Rge. 42E B.M. County of Caribou
 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. Two headgates with 5' x 4' rectangular openings. Gates raised by wheel and screw.

- (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.

[illegible]

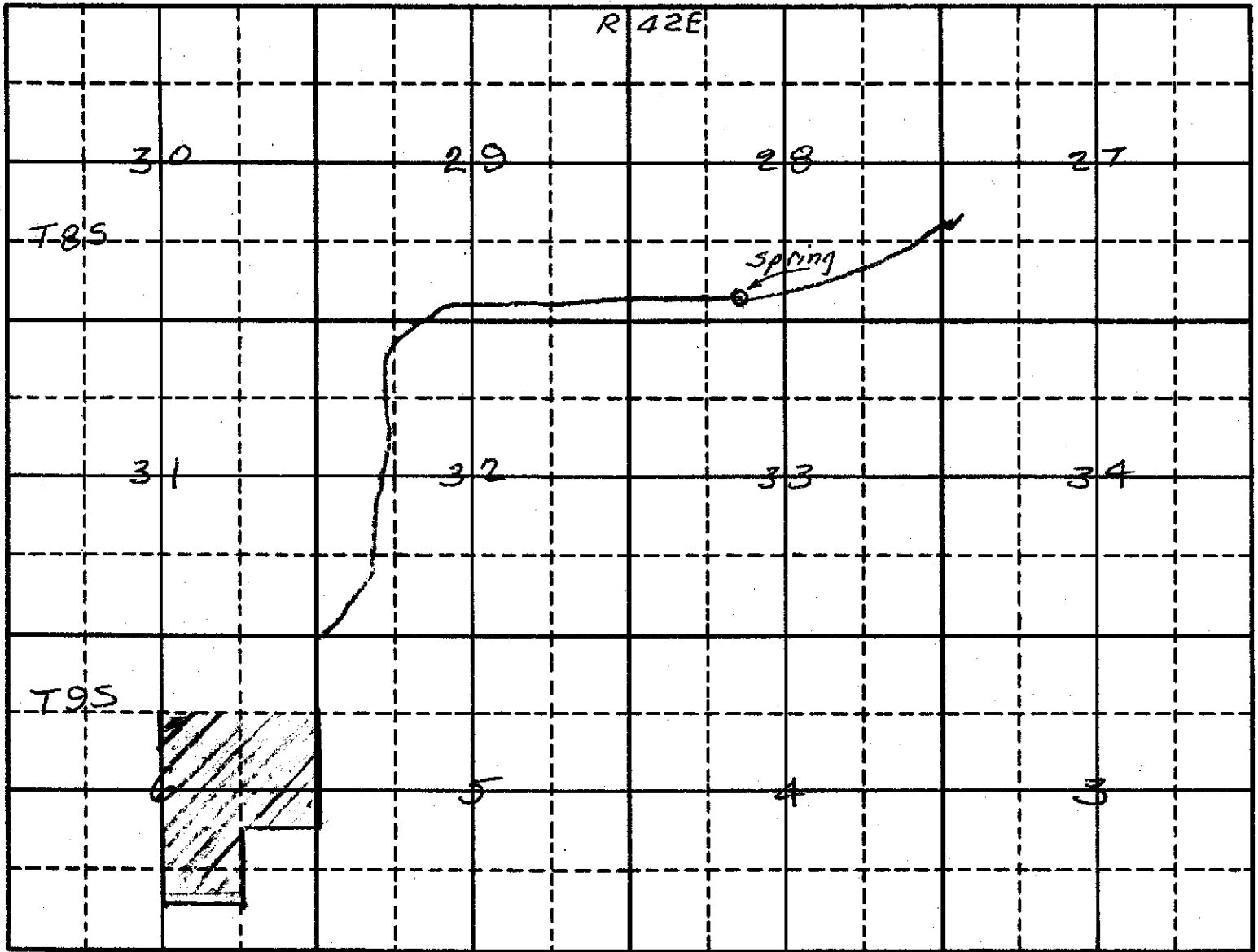
Total No. of acres 157

- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: 8 head of horses on land described above.

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

WILSON

- (8) Remarks This claim is based on the included posted notice taken from Bannock County records, water location Book No. 1, page 633. The place of use was changed from that described to present location during the early 1900's.



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)
) ss.
County of BONNEVILLE)

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.

Sworn to before me this 29 day of JULY

Clavin E. Lars
(Claimant)

Ronald D. Carlson
Notary Public

Residing at FIRTH, IDAHO

My commission expires 2/19/78

For Department Use Only

Received by <u>MB</u>	Date <u>7-29-74</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>RD E</u>	Date <u>7/29/74</u>		claimant by:	
\$10.00 fee received by <u>MB</u>	Date <u>7-29-74</u>			
Approved for publication by <u>CP 8/23/74 #12988</u>				
Published in <u>Caribou County Sun</u>				
Dates <u>August 8 & 15, 1974</u>				

Affidavit of Publication

County of Caribou }
State of Idaho } ss.

V. E. Lansberry

being first duly sworn on his
oath, states:

That he is publisher
of the Caribou County Sun, a
newspaper of general circula-
tion in Caribou County, Idaho,
published weekly at Soda
Springs in said County, that said
newspaper has been pub-
lished in said County uninterru-
ptedly and continuously for
over seventy-eight consecutive
weeks, prior to the first publi-
cation of the annexed notice or
advertisement;

That the annexed notice was
published as per clipping at-
tached in the regular and entire
edition of said newspaper and
not in any supplement thereof

for two successive weekly
issues thereof, the date of the
first publication being the

8th day of

August, 19 74

The date of the last publication

being the 15th day of

August, 19 74

V. E. Lansberry
Subscribed and sworn to be-

fore me this 22nd day

of August, 19 74

Elaine S. Johnson
Notary Public, residing
at Soda Springs, Idaho
(SEAL)

My Commission expires the

1st day of November

19 74

NOTICE OF CLAIM TO A WATER RIGHT NO. 11-4042

Notice is hereby given that
Elwin E. Lau, Soda Springs, Ida-
ho, has filed a claim to a water
right established by diversion
and application to beneficial use
of 3.5 cubic feet per second of
water from Formation Springs
tributary to Bear River with
point of diversion in the SE $\frac{1}{4}$ -
SW $\frac{1}{4}$, Sec. 28, T. 8S, R. 42E,
B.M., Caribou County.

The water is claimed to be
used from Apr. 15 to Oct. 15 for
the irrigation of 157 acres with
a priority of May 13, 1899; the
place of use is within the S $\frac{1}{2}$ -
NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{2}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec.
6, T. 8S, R. 42E, 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 Caribou
County Sun, Soda Springs, Idaho
on August 8 and August 15, 1974.

NOTICE OF WATER RIGHT LOCATION.

TO WHOM IT MAY CONCERN: Notice is hereby Given, That Joseph E. Lau and Daniel J.

Lau, of Soda Springs, County of Bannock, State of Idaho, have this 13 day of May 1899, appropriated and hereby claim the use of the waters of Formation Creek, to the extent of Three $\frac{1}{2}$ (3 $\frac{1}{2}$) cubic feet per second, flowing at the point of intended diversion, which said point of intended diversion is particularly described as follows, to wit: Near the southeast corner of the southwest quarter of the Southeast quarter of Section 28 in Township 8 South of Range 42 East of Boise Meridian in Idaho, where a copy of this notice is posted. That the special purposes for which said water is claimed is for agricultural and domestic uses. The place of its intended use is Daniel J. Lau's D. E. #2029 embracing the S $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ & Lot 4 Sec 18 Tp 8 S. R. 42 E. and Joseph E. Lau's D.E. #2029 embracing the W $\frac{1}{2}$ SW $\frac{1}{4}$ Sec 12 Tp 8 S. R. 41 E. That the general course of the proposed canal or conduit is northwesterly. The length of said proposed canal or conduit is about eight (8) miles, the depth one & one half (1 $\frac{1}{2}$) feet and the width five (5) feet. That it is intended to complete the works for the diversion and use of said water as aforesaid within one (1) week from date. A copy of this notice was duly posted at or near the point of intended diversion on the 13th day of May 1899. Witness our hands at Soda Springs County of Bannock, State of Idaho, this 13 day of May 1899.

(Joseph E. Lau
Appropriator and Claim-
ant Daniel J. Lau

STATE OF IDAHO, COUNTY OF BANNOCK) SS J. E. Lau & D. J. Lau, being first duly sworn, deposes and says that he is of lawful age and one of the appropriators and claimants of the Water Right described in the within and foregoing notice and whose name is subscribed thereto. That the statements in said notice are true, and that the original notice of which the foregoing is a true copy, was posted in a conspicuous place at or near the point of intended diversion at 6 o'clock P.M., the 13 day of May 1899.

Joseph E. Lau
Daniel J. Lau

Subscribed and Sworn to before me this 13th day of May 1899 J. D. Woodall Justice of the Peace.

Recorded at Request of Bannock Abs Co May 15th 1899 at 10.30 A.M. J. S. Campbell, Jr. Recorder By D. N. Campbell, Deputy Fee 80 cts.
Transcribed from Bannock County Records, Water Location Record No. 2, page 1 ✓

NOTICE OF WATER APPROPRIATION.

To Whom it May Concern:- Notice is hereby given: That Thomas H. Horsley of Soda Springs, County of Bannock, State of Idaho, has this 13th day of May, A. D., 1899, appropriated and hereby claims the use of the waters of "Ledge Spring" to the extent of two (2) cubic feet per second of time flowing at the point of diversion, which said point of diversion is near the Northeast corner of Section 5, Township 9 South, Range 42 East Boise Meridian in Idaho. The said waters are claimed and appropriated for domestic uses and agricultural purposes. The lands upon which the said waters are to be used for agricultural purposes are described as follows, to wit:---- The Southwest quarter of the Northeast

MICROFILMED

STATE OF IDAHO
COUNTY OF CARIBOU

Kenneth M. Fowler, Clerk, Auditor and Recorder of Caribou County,

Idaho, do hereby certify that the within and foregoing is a full, true and correct copy of the original Water Right as the same appears on Book 1 Pg 102 in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of this office at Soda Springs, Idaho, this 22 day of July, 1924.

Kenneth M. Fowler
Clerk, Auditor & Recorder, Caribou
County, Idaho.

By Myrna Archibald
Deputy

RECORDED

WRR100
11-4042

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

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

01 WATER RIGHT NUMBER - 11-4042 02 OLD (D) NUMBER -

LAST NAME

03001 - LAU

FIRST NAME
04001 - ELWIN E.

ORIG. OWNER
05001 - C

06 ADD LINE 1 -

07 ADD LINE 2 -

08 ADD LINE 3 -

09 CITY - SODA SPRINGS

10 STATE - ID 11 ZIP - 832760000

12 STAGE - S STATUTORY CLAIM

13 STATUS -

SOURCE
14001 - FORMATION SPRINGS

TRIBUTARY OF
15001 - SINKS

16 DIVERSION MEANS -

17 COUNTY - 29 CARIBOU

18 DIVERSION CAPACITY - .000

19 TOTAL DIVERSION RATE - 3.500

20 TOTAL DIVERSION VOLUME - .00

21 WATER DISTRICT -

TRACT SEC TWN RNG LOT DIVERSION POINTS STREAM INDEX FIELDS

22001 - SFSW 23001 - 28 24001 - 08S 25001 - 42E 26001 - 27001 - 28001 - 0 100.0 144.0 1.0 0.0 0.0 0.0 0 0 0 2.6

29 NON-IRRIGATION USE -

USE CODE / USE PLACE OF USE TRACT ACRES LOT

30001 - 01 IRRIGATION	31001 - 08S	32001 - 42E	33001 - 06	34001 - SWNE	35001 - 40	36001 -
30002 - 01 IRRIGATION	31002 - 08S	32002 - 42E	33002 - 06	34002 - SENE	35002 - 40	36002 -
30003 - 01 IRRIGATION	31003 - 08S	32003 - 42E	33003 - 06	34003 - NESE	35003 - 17	36003 -
30004 - 01 IRRIGATION	31004 - 08S	32004 - 42E	33004 - 06	34004 - NWSE	35004 - 40	36004 -
30005 - 01 IRRIGATION	31005 - 08S	32005 - 42E	33005 - 06	34005 - SWSE	35005 - 20	36005 -

TOTAL ACRES: 157

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

37001 - 0415 38001 - 1015 39001 - 01 IRRIGATION 40001 - 3.500 41001 - 0.00

42 DECREE PLAINTIFF NAME - 43 DECREE DEFENDANT NAME -

REMARKS

44001 -

APPROVAL CONDITIONS: 45001 -

46 OTHER RIGHTS FOR SAME USE -

47 PRIORITY	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

WRR100
11-4042

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

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

	D A T E S	D A T E S	F L A G S
51	PROTESTED	-	67
52	HEARING	-	FLAG-3
53	VERIFIED	-	-
54	LAST UPDATE	18-MAR-1986	-

59	START WORK	-
60	ORDER SHOW CAUSE	-
61	DATE-1	-
62	DATE-2	-

VERIFIED JKN
3/30/86

IDENT. NO. 11-4042

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 111-4042
Old No. _____ New No. _____

Record

1. Original Owner: Elwin E. Lau

Present Owner: _____

2. Address:

3. City: Soda Springs State: Id Zip: _____4. A. Source of Water: Formation SpringsB. 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: 5-13-1899D. County: 29E. Total Diversion Rate: 3.5

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>SESW</u>	<u>28</u>	<u>8S</u>	<u>42E</u>	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____

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

from 4-15 to 10-15 for A purposes. Amount 3.5
(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 _____

14. Diversion Means (brief narrative):

H. Conditions of Approval:

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

F. Proof Made (P or blank):

E. Old Number:

D. Hearing Date:

C. Protested Date:

B. Date Permit Approved or Denied:

13. A. Proof Due Date:

12. Other Rights for Same Use:

11. Other uses (Non-irrigation explanatory information):

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

B. Decree Date:

9. A. Decree Name:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			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	
8S	42E	6			40	40									17	40	02		

8. Use code: ☒ A

GA 10-30-79

October 28, 1974

RE: Claim to a Water Right No. 11-4042 (Amended)

Mr. Elwin E. Lau
Soda Springs,
Idaho 83276

Dear Mr. Lau:

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
Acting District Engineer

RDC:cw

Enc: Copy of Claim

MICROFILMED

XXXXXXXXXXXXXXXXXXXXX RESOURCES

October 4, 1974

Re: Claim to a Water Right No. 11-4042 Lau

Caribou County Sun
P.O.Box 815
Soda Springs, ID 83276

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
Acting District Engineer

Bill submitted 10/18/74 by AW

RDC:MB

Enc: Legal Notice (1)

MICROFILMED

NOTICE OF CLAIM TO A

WATER RIGHT

No. 114042

Notice is hereby given that Edwin E. Lau, Soda Springs, Idaho has filed claim to a water right established by diversion and application to beneficial use of 3.5 cubic feet per second of water from Formation Springs tributary to sinks with point of diversion in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28, T. 8S, R. 42E, B.M., Caribou County.

The water claimed to be used from Apr. 15 to Oct. 15 for irrigation of 157 acres with a priority of May 13, 1899; the place of use is within the S $\frac{1}{2}$ N $\frac{1}{2}$ E $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1, T. 8S, R. 42E, B.M. This is a correction of a claim previously advertised on 8/8 & 8/15/74 showing the source to be tributary to the Bear River.

Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, 1516 Lincoln Road, Idaho Falls, Idaho, 83401.

R. KEITH HIGGINSON

Director

Published in the Caribou County Sun, Soda Springs, Idaho on October 10 and October 17, 1974.

NOTICE OF CLAIM TO A WATER RIGHT

NO. 11-4042

Notice is hereby given that Elwin E. Lau

Soda Springs, Idaho

has filed a claim to a water right established by diversion and application to beneficial use of 3.5 cubic feet per second ~~acres feet per annum~~

of water from Formation Springs tributary to sinks

with point of diversion in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28, T. 8S, R. 42E, B.M.,

Caribou County

The water is claimed to be used from Apr. 15 to Oct. 15 for the irrigation of 157 acres

with a priority of May 13, 1899;

the place of use is within the S $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6, T. 8S, R.

42E, B.M. This is a correction of a claim previously advertised on 8/8 & 8/15/74 showing the source to be tributary to the Bear River.

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 Caribou County Sun, Soda Springs, Idaho

on October 10 and October 17, 1974

MICROFILMED

*Roc-f
CB-A
CB-A*

XXXXXXXXXXXXXXXXXXXXX RESOURCES

September 20, 1974

Re: Amended Claim to a Water Right No. 11-4042

Mr. Elwin E. Lau
Soda Springs
Idaho 83276

Dear Mr. Lau:

Attached herewith is departmental receipt No. 13062 in the amount of \$10.00 for the advertising fee for the amended claim which you requested to be advertised. We have also enclosed the amended claim form which you will need to check for correctness, sign it before a Notary Public and return it to this office for further processing.

If you have any questions, please contact us.

Very truly yours,

RONALD D. CARLSON
Acting District Engineer

RDC:MB

Enc: Receipt #13062
Amended Claim

MICROFILMED

RECEIVED

SEP 17 1974

DEPARTMENT OF WATER RESOURCES
IDAHO

September 16, 1974

State of Idaho
Department of Water Resources
1515 Lincoln Road
Idaho Falls, Idaho

Attention: Ronald D. Carlson

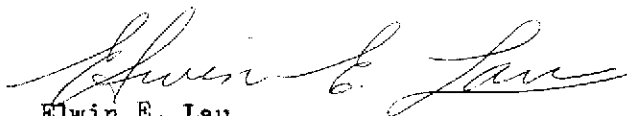
Dear Mr. Carlson:

This letter is written to correct an error in my claim to a water right from Formation Spring. Formation Spring is a sink and is not a tributary to Bear River.

Enclosed is a check of \$10.00, please rerun the advertisement and correct this error.

Thank you very much.

Sincerely,



Elwin E. Lau
Soda Springs, Idaho

MICROFILMED

~~XXXXXXXXXXXXXXXXXXXX~~ RESOURCES

September 12, 1974

Re: Claim to a Water Right No. 11-4042

Mr. Elwin E. Lau
Soda Springs
Idaho 83276

Dear Mr. Lau:

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
Acting District Engineer

RDC:MB

Enc: Copy of claim

XXXXXXXXXXXXXXXXXXXXX RESOURCES

August 26, 1974

Re: Claim to a Water Right No. 11-4042

Mr. Elwin E. Lau
Soda Springs,
Idaho 83276

Dear Mr. Lau:

In our telephone conversation of August 23, 1974, you indicated that you wished to amend your claim to a water right to show the water of Formation Springs is tributary to sinks rather than Bear River. If you will write a letter to us indicating the change you wish to be made on your claim, the letter will be included in the claim file and the claim changed accordingly. You also indicated on the phone that you wanted to advertised this amended claim. Since our records will show the changes there should be no need to readvertise this claim. However, if you feel strongly about having it readvertised and you wish to include \$10.00 for the advertising fee, we will be happy to readvertise it for you.

If you have any questions, please contact us.

Very truly yours,

RONALD D. CARLSON
Asst. to District Engineer

RDC:mb

MICROFILMED

XXXXXXXXXXXXXXXXXXXXX RESOURCES

August 2, 1974

Re: Claim to a Water Right No. 11-7042 LAU

Caribou County Sun
P.O. Box 815
Soda Springs, ID 83276

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,

NORMAN C. YOUNG
District Engineer

Bill submitted 8-23-74 by MB

NCY:MB

Enc: Legal Notice (1)

PUBLIC NOTICE

First Time

Published

NOTICE OF CLAIM TO A

WATER RIGHT

NO. 11-4042

Notice is hereby given that

Elwin E. Lau, Soda Springs, Ida-

ho, has filed a claim to a water

right established by diversion

and application to beneficial use

of 3.5 cubic feet per second of

water from Formation Springs

tributary to Bear River with

point of diversion in the SE $\frac{1}{4}$ -

SW $\frac{1}{4}$, Sec. 28, T. 8S, R. 42E,

B.M., Caribou County.

The water is claimed to be

used from Apr. 15 to Oct. 15 for

the irrigation of 157 acres with

a priority of May 13, 1899; the

place of use is within the S $\frac{1}{2}$ -

NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec.

6, T. 8S, R. 42E, 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 Caribou

County Sun, Soda Springs, Idaho

on August 8 and August 15, 1974.

NOTICE OF CLAIM TO A WATER RIGHT

NO. 11-4042

Notice is hereby given that Elwin E. Lau

Soda Springs, Idaho

has filed a claim to a water right established by diversion and application
to beneficial use of 3.5 cubic feet per second ~~XXXXXX~~

of water from Formation Springs, tributary to Bear River

with point of diversion in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28, T. 8S, R. 42E, B.M.,
Caribou County.

The water is claimed to be used from Apr. 15 to Oct. 15 for the irri-
gation of 157 acres

with a priority of May 13, 1899;

the place of use is within the S $\frac{1}{2}$ NE $\frac{1}{4}$, ~~W $\frac{1}{2}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$~~ , Sec. 6,
T. 8S, R. 42E, 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 Caribou County Sun, Soda Springs, Idaho

on August 8 and August 15, 1974.

OB-5 A
CB-6 A

May 29, 1974

Mr. Elwin E. Lau
Soda Springs
Idaho 83276

Dear Mr. Lau:

In checking a copy of the decree LAU, et al -vs- PANTING, et al, I found the land covered by Permit No. 11-2038 is not included. Therefore, it would be appropriate for you to file a Claim to a Water Right to preserve evidence of this right, which has been established through the diversion and beneficial use of the water of Tormation Spring. I have partially completed a claim to a water right form using the information you gave me while you were in this office. The priority and the point of diversion indicated on this claim are those shown on the above mentioned permit.

If anything on the enclosed claim form is incorrect, feel free to change it before re-submitting it to this office. Please sign it before a Notary Public and return it to this office with the filing fee of \$10.00. We have also enclosed several affidavit forms, in case you wish to get sworn statements from other residents as additional evidence of this right. The signatures also must be notarized.

If I may be of further service, please do not hesitate to contact me.

Very truly yours,

RONALD D. CARLSON
Asst. to District Engineer

RDC:mb

Enclosures