

No Color  
Documents  
In File

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 Denton W. Harris and/or Martha M. Harris  
(Name of Claimant)  
51 N. 2nd E. Soda Springs, Idaho 83276 Telephone No. 547-3297  
(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 13, 1943

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 Soda Creek

(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>.06 cfs</u> | Use                                 | <u>Stock water</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              |
| Quantity  |                | Use                                 |                    | Period of Use From            | To              |

(4) .06 cfs TOTAL QUANTITY USED.  
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)  
NW 1/4 NE 1/4, Sec. 6 Twp. 9 so. Rge. 42 E. 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. Describe any changes in the system and give the date of the change.  
Gravity flow from Spring to water trough through 3" pipe 20' long.

From over flow of water trough through a water culvert under county road, then in a WSW direction for approximately 1/4 mile, then flows into Soda Creek

(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 |       |
| <u>9 so.</u> | <u>42 E.</u> | <u>6</u> |        | X      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|              |              |          |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|              |              |          |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|              |              |          |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|              |              |          |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|              |              |          |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|              |              |          |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|              |              |          |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|              |              |          |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |

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

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: 10 cows 100 sheep

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



# Affidavit of Publication

County of Caribou }  
State of Idaho } ss.

Mark Steele

being first duly sworn on his  
oath, states:

## PUBLIC NOTICE

### First Time Published

#### NOTICE OF CLAIMS TO WATER RIGHTS

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

**11-4251**

**HARRIS, LYNN W. & OR  
SHARON R.**

**STAR RT., SODA SPRINGS,  
ID 83276**

**Source: GROUNDWATER**

**Priority Date: 12-15-1968**

**Diversion Point: NWNE Sec  
06 T 09S R 42E**

**Use: DOMESTIC (0.06 CFS)**

**In: NWNE Sec 06 T 09S R  
42E**

**11-4252**

**HARRIS, DENTON W. & OR  
MARTHA M.**

**51 N. 2ND E., SODA  
SPRINGS, ID 83276**

**Source: SPRING trib. to  
SODA CREEK**

**Priority Date: 05-13-1943**

**Diversion Point: NWNE Sec  
06 T 09S R 42E**

**Use: STOCKWATER (0.06  
CFS)**

**In: NWNE Sec 06 T 09S R  
42E**

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,**

**Director**

**Published June 30 and July 7,  
1983 in the Caribou County Sun.**

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 published  
in said County uninterruptedly  
and continuously for over sev-  
enty-eight consecutive weeks,  
prior to the first publication of  
the annexed notice or advertise-  
ment;

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 2 successive weekly  
issues thereof, the date of the  
first publication being the

30th day of

June, 1983

The date of the last publication

being the 7th day of

July, 1983

Subscribed and sworn to be-

fore me this 8th day

of July, 1983

Wendy State  
Notary Public, residing  
at Soda Springs, Idaho  
(SEAL)

My Commission expires the

1st day of March

1984.

December 12, 1991

RE: Claim No. 11-04252

Monsanto Company  
ATTN: Corporate Real Estate E3SA  
800 N. Lindbergh Blvd.  
St. Louis, MO 63167

Dear Water Right Holder (s):

We are in receipt of the correspondence concerning ownership of the above referenced water right.

In Idaho, a licensed water right is considered real property; therefore, proof of owning the land is proof of owning the water right unless specifically excluded in the sale. We have placed your correspondence in the files for future reference.

If you have any questions, please let us know.

Sincerely,

PAMELA SKAGGS  
Technical Records Specialist

PS:blm

**MICROFILMED**

**DEC 23 1991**

## MEMORANDUM

TO: File No: 11-04252  
FROM: Brenda L. Miller *BLM*  
DATE: December 12, 1991  
RE: Assignment

=====

The data base was not changed to reflect Monsanto Company as the current owners of the above referenced claim. The signatures on the assignment form were not of the owners of record, Denton and/or Martha Harris, but Lynn and Sharon Harris.

RECEIVED

DEC 23 1991

# Monsanto

DETERGENTS/PHOSPHATES DIVISION

RECEIVED  
NOV 29 1991

Monsanto Chemical Company  
P.O. Box 816  
Soda Springs, Idaho 83276  
Phone: (208) 547-3391

Department of Water Resources

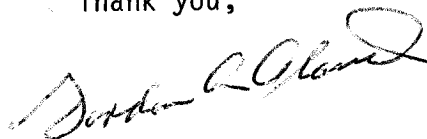
November 27, 1991

Ms. Pam Skaggs  
Idaho Department of  
Water Resources  
1301 N. Orchard  
Boise, Idaho 83706

Dear Ms. Skaggs:

Monsanto Company recently acquired the property having water rights numbers 11-04251 and 11-04252. Will you please transfer the ownership to Monsanto Company. I am sending you the original assignment and a copy. Please return the original document after you have completed the transfer.

Thank you,



Gordon A. Aland

GAA:ls

Attach.

RECEIVED  
DEC 23 1991

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF APPLICATION FOR PERMIT

We, Lynn W. Harris and Sharon  
\* R. Harris, husband & wife, hereby assign to Monsanto Company

Of, ATTN: Corporate Real Estate E3SA, 800 N. Lindbergh Blvd., St. Louis,  
(Full Address) Missouri 63167

our  
All ~~my~~ right, title, and interest in and to Application for Permit  
No. 11-04251 & 11-04252 to appropriate the public waters of the State of Idaho.

OR (for partial assignments)

The following described portion of my right, title, and interest in and to  
Application for Application for Permit No. \_\_\_\_\_ to appropriate the public  
waters of the State of Idaho.

Describe portion of the application assigned listing the number of acres in each 40 acre  
subdivision, point of diversion location, and the amount of water in cubic feet per second.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Made this 12 day of NOVEMBER, <sup>1991</sup>~~1990~~.

\*Lynn W. Harris Sharon R. Harris  
Applicant

State of Idaho )  
County of CARLETON ) ss

On this 12<sup>th</sup> day of NOVEMBER, 1990, personally appeared before me the signer of the  
above instrument, duly acknowledged to me that he (she) (they) executed the same.

Ken Wesley  
Notary Public

seal

My commission expires: 12/12/94

RECORDED  
DEC 23 1991

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 18, 1983

MICROFILMED

DENTON W. HARRIS  
MARTHA M. HARRIS  
51 N. 2ND E.  
SODA SPRINGS

ID 83276

RE: Claim No. 11-4252

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

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Steve McIlormick

Right Number 11 4252 Applicant Denton Harris.

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.
- RECEIVED  
JUL 18 1983

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Carlson Date July 19, 1983.

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By J. F. V. Date 7-25-83

RECEIVED  
JUL 25 1983

Department of Water Resources

QW

June 10, 1983

Denton W. Harris  
51N. 2nd E.  
Soda Springs, ID 83276

Dear Mr. Harris:

Enclosed is a claim and check #920127 for \$30 that were received by this office.

The claim is being returned as incomplete as item 5B needssa description of how the water is diverted.

Upon receipt of the completed claim and \$30 filing fee (prior to June 30, 1983), processing will begin,

Sincerely,

KEITH C. WILSON  
Sr. Resource Agent

KCW:jk

Enclosures

POOR QUALITY ORIGINAL

11-4252

HARRIS, DENTON W. &/or MARTHA M.

51 N. 2ND E., SODA SPRINGS, ID 83276

Source: SPRING trib. to SODA CREEK

Priority Date: 05/13/1943

Diversion Pt: NWNE Sec 06 T 09S R 42E

Use: STOCKWATER (0.06 CFS)

In: NWNE Sec 06 T 09S R 42E

RECEIVED