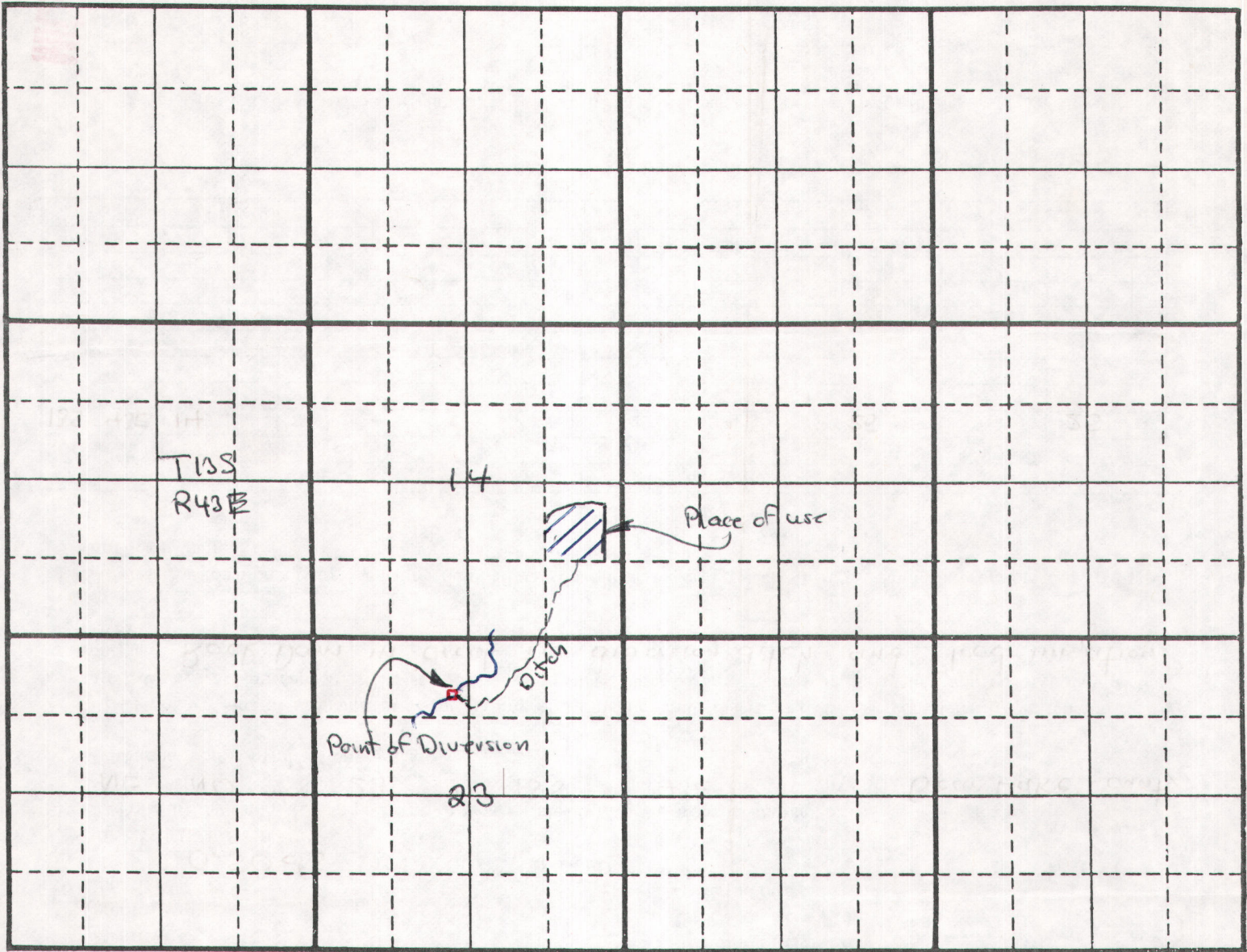


(8) Remarks _____



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 _____) 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 3rd day of May, 1983.

Shirley P. Johnson
(Claimant)
Gronne Bernicott
Notary Public
Residing at Orid, Idaho

My commission expires Lifetime

FOR DEPARTMENT USE ONLY

Assist by HWT
Received by BP Date 5/5/83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by HWT Date 5-6-83
\$30.00 fee received by BP Date 5-9-83 #28175
Published in News Examiner
Dates 5/19 - 5/26/83

MAY 26 1983

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Bear Lake

ss.

Marion 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

May 19, 19*83*, and ending with the issue of *May 26*, 19*83*.

Marion B. Nye
Fees, *40.00*

Subscribed and sworn to before me this *26* day of *May*, 19*83*.

Karl Jensen

Notary Public, Residing at Montpelier, Idaho

My Commission Expires *November*, 19*85*.

LEGAL NOTICE NOTICE OF CLAIMS TO WATER RIGHTS

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

11-4242

JOHNSON, RAY D. &/ or SHIRLEY P.
BOX 5, OVID, ID 83260
Source: SPRINGS trib. to SINKS
Priority Date: 07/03/1924
Diversion Pt: NWSE Sec 03 T 12S R 43E
Use: IRRIGATION (0.16 CFS)
STOCKWATER (0.02 CFS)
In: NWSE Sec 03 T 12S R 43E FOR 8 ACRES

11-4241

JOHNSON, RAY D. &/ or SHIRLEY P.
OVID, ID 83260
Source: OVID CREEK trib. to BEAR RIVER
Priority Date: 03/21/1889
Diversion Pt: NENW Sec 23 T 13S R 43E
Use: IRRIGATION (0.50 CFS)
In: NESE Sec 14 T 13S R 43E FOR 25 ACRES

11-4240

HEMMERT, LORENZO H.
BOX 75, ST. CHARLES, ID 83272
Source: SPRING trib. to ETERSON HOLLOW
Priority Date: 07/01/1918
Diversion Pt: SENE Sec 13 T 16S R 44E
Use: STOCKWATER (0.02 CFS)
In: SENE Sec 13 T 16S R 44E

11-4239

HEMMERT, LORENZO H.
BOX 75, ST. CHARLES, ID 83272
Source: SPRINGS trib. to BEAR LAKE
Priority Date: 10/20/1898
Diversion Pt: NESW SESW Sec 13 T 15S R 44E SWNE Sec 24 T 15S R 44E
Use: STOCKWATER (0.03 CFS)
DOMESTIC (0.06 CFS)
RECREATION (0.18 CFS)
In: NESW SESW Sec 13 T 15S R 44E SWNE NENW NWNW SENW NESW SESW Sec 24 T 15S R 44E

11-4238

KUNZ, CHARLES
BERN, ID 83220
Source: SPRING trib. to SINKS
Priority Date: 03/04/1911
Diversion Pt: NWSE SWSE Sec 03 T 12S R 43E
Use: STOCKWATER (0.05 CFS)
In: NESE Sec 03 T 12S R 43E

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.

5-19, 5-26
64 LINES

RECEIVED

RECEIVED

JUN 3 1983

Department of Water Resources
Eastern District Office

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 Ray O. or Shirley P. Johnson
(Name of Claimant)
Ovid, ID. 83260 Telephone No. 847-0061
(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) March 21, 1889

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)
Ovid creek 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>0.50 cfs</u>	Use	<u>Irrigation</u>	Period of Use From <u>4-1</u>	To <u>8-30</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) 0.50 cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NE 1/4 NW 1/4, Sec. 23 Twp. 13S Rge. 43E B.M., County of Bear Lake County
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. Rock Dam in creek to diversion ditch and flood irrigation

(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	
13S	43E	14													25				25

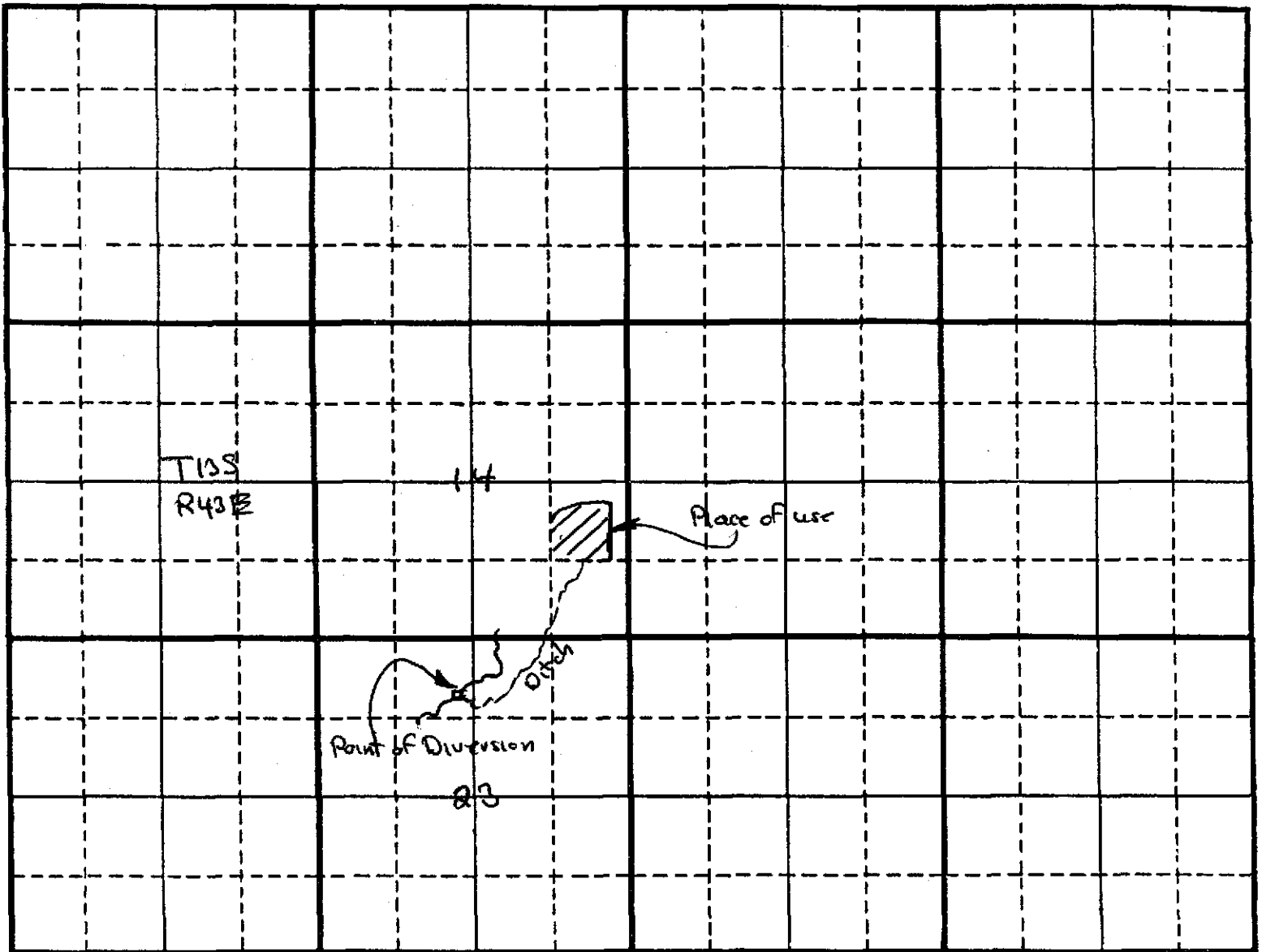
No. of acres 25

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:
If you are claiming water as a member of an organization, list name of organization:

MICROFILMED

(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 _____) 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 3rd day of May

Shirley L. Johnson
(Claimant)
1983
Gronne Bernicott
Notary Public
Residing at Orid, Idaho

My commission expires Lifetime

FOR DEPARTMENT USE ONLY

Assist by HWS
Received by BP Date 5/5/83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by HWS Date 5-6-83
\$30.00 fee received by BP Date 5-9-83 #28175
Published in News Examiner
Dates 5/19 - 5/26/83

Notice

I hereby give that we, John Sorensen, C. P. Jensen, Marten A. Nelson and Chris. Sorensen have claimed and by these presents do claim all the water now flowing in what is known as the Quia Creek in Bear Lake County, Idaho Territory, or two thousand inches of water measured under a four inch pressure. The point of diversion is at the dam erected in said creek about 100 yards East of the County bridge which crosses Quia Creek on the County Road, south of the town of Quia.

The purpose for which the said water is to be used and for which it is claimed is to irrigate 80 acres of land in Section 23, 240 acres in Section 24, 320 acres in Section 13. All in Township 13, S; Range 43 East, Boise Meridian.

The means by which it is to be diverted and conducted to the said land is by the natural channel aided by swales and lateral ditches made to conduct the said water to the said lands, together with the aforementioned dam used to raise the

Shurtitt Dam

April 10 1890 by Request of Fred Sleight. Found in Book 1
Misc. Records Page 314.

1,000 in under 4 in pressure through a ditch 8 ft wide 4 ft
deep, to strigate Section 23 Andale, in township 13 Range 14

water, The said natural channel is 30 feet wide and four feet de-

John Sorensen

L. P. Jensen

N. Nelson

Chris. Sorensen

This certifies that I posted a copy of the above notice at the
point of division on the 21st day of March 1889

Witness Chris. Sorensen

Recorded at the request of Chris. Sorensen, March 21st 1889 at 48

J. L. Mantonga Co. Recor.

J. R. Shepherd Deputy

MAY 26 1983

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Bear Lake

ss.

Marie B. Hyde
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

May 19, 1983, and ending
with the issue of May 26, 1983.

Fees, 40.00

Subscribed and sworn to before me this 26 day
of May, 1983

Ken Dunn
Notary Public, Residing at Montpelier, IdahoMy Commission Expires September, 1982LEGAL NOTICE
NOTICE OF CLAIMS TO
WATER RIGHTS

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

11-4242

JOHNSON, RAY D. &/ or SHIRLEY P.
BOX 5, OVID, ID 83260
Source: SPRINGS trib. to SINKS
Priority Date: 07/03/1924
Diversion Pt: NWSE Sec 03 T 12S R 43E
Use: IRRIGATION (0.16 CFS)
STOCKWATER (0.02 CFS)
In: NWSE Sec 03 T 12S R 43E FOR 8 ACRES

11-4241

JOHNSON, RAY D. &/ or SHIRLEY P.
OVID, ID 83260
Source: OVID CREEK trib. to BEAR RIVER
Priority Date: 03/21/1889
Diversion Pt: NENW Sec 23 T 13S R 43E
Use: IRRIGATION (0.50 CFS)
In: NESE Sec 14 T 13S R 43E FOR 25 ACRES

11-4240

HEMMERT, LORENZO H.
BOX 75, ST. CHARLES, ID 83272
Source: SPRING trib. to ETERSON HOLLOW
Priority Date: 07/01/1918
Diversion Pt: SENE Sec 13 T 16S R 44E
Use: STOCKWATER (0.02 CFS)
In: SENE Sec 13 T 16S R 44E

11-4239

HEMMERT, LORENZO H.
BOX 75, ST. CHARLES, ID 83272
Source: SPRINGS trib. to BEAR LAKE
Priority Date: 10/20/1898
Diversion Pt: NESW SESW Sec 13 T 15S R 44E SWNE Sec 24 T 15S R 44E
Use: STOCKWATER (0.03 CFS)
DOMESTIC (0.06 CFS)
RECREATION (0.18 CFS)
In: NESW SESW Sec 13 T 15S R 44E SWNE
NENW NWNW SENW NESW SESW Sec 24 T 15S R 44E

11-4238

KUNZ, CHARLES
BERN, ID 83220
Source: SPRING trib. to SINKS
Priority Date: 03/04/1911
Diversion Pt: NWSE SWSE Sec 03 T 12S R 43E
Use: STOCKWATER (0.05 CFS)
In: NESE Sec 03 T 12S R 43E

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.

5-19, 5-26
64 LINES

MICROFILMED

WRR100
11-4241

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

PAGE 1
16-DEC-1989 10:39:24

01 WATER RIGHT NUMBER - 11-4241

02 OLD (D) NUMBER -

03001 - JOHNSON ✓ LAST NAME
03002 - JOHNSON ✓

04001 - RAY D. ✓ FIRST NAME
04002 - SHIRLEY P. ✓

05001 - C ORIG. OWNER
05002 - C

06 ADD LINE 1 -

07 ADD LINE 2 -

08 ADD LINE 3 -

09 CITY - OVID ✓

10 STATE - ID

11 ZIP - 83260

12 STAGE - S STATUTORY CLAIM ✓

13 STATUS -

14001 - OVID CREEK ✓ SOURCE

15001 - BEAR RIVER ✓ TRIBUTARY OF

16 DIVERSION MEANS - DAM & DITCH

17 COUNTY - 07 BEAR LAKE

18 DIVERSION CAPACITY - .000

19 TOTAL DIVERSION RATE - .500 ✓

20 TOTAL DIVERSION VOLUME - .00

21 WATER DISTRICT -

----- DIVERSION POINTS -----														
TRACT	SEC	TWN	RNG	LOT	RFLG	S T R E A M I N D E X F I E L D S								
22001 -	NENW	23001 - 23	24001 - 13S	25001 - 43E	26001 -	27001 -								
				28001 -	0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

29 NON-IRRIGATION USE -

----- PLACE OF USE -----						
USE CODE / USE	TWN	RNG	SEC	TRACT	ACRES	LOT
30001 - 01 IRRIGATION ✓	31001 - 13S	32001 - 43E	33001 - 14	34001 - NESE	35001 - 25	36001 -
						TOTAL ACRES: 25

----- WATER USE -----				
PERIOD FROM	PERIOD TO	USE CODE / USE	DIVERSION RATE	DIVERSION VOLUME
37001 - 0401 ✓	38001 - 0830 ✓	39001 - 01 IRRIGATION ✓	40001 - 0.500	41001 - 0.00

42 DECREE PLAINTIFF NAME -

43 DECREE DEFENDANT NAME -

44001 - 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	- 21-MAR-1889 ✓	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	-		

WRR100
11-4241

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

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

----- D A T E S ----- D A T E S ----- F L A G S -----

54 LAST UPDATE - 24-MAY-1983

62 DATE_2 -

3/17/86
VERIFIED JKN

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

JUNE 6, 1983

RAY D. JOHNSON
SHIRLEY P. JOHNSON
OVID

ID 83260

RE: Claim No. 11-4241

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

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

Kenneth Dunn
Director

May 16, 1983

RE: Claim to a Water Right No. 11-4239 HEMMERT
11-4240 "
11-4241 JOHNSON

Mr. Russell Stoker, Watermaster
Water District No. 11
279 East Third North
Soda Springs, ID 83276

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 (3)

RECEIVED
MAY 17 1983
MFD

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: HWS

Right Number 11 4241 Applicant Johnson

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.
WD #11
- June 6, 1983*

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Gilson Date June 10, 1983

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By RC Date 6/16/83

MICROFILMED

RECEIVED
JUN 16 1983
Department of Water Resources

dw

ID 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 RESOURCES
DATA ENTRY LOG

Initials

Date _____

Item

BP

5/12/83

Original form entered

Edit Report Correct

Date Protested

Date of Hearing

Date Approved/Denied
(Proof due date, stage and/or status,
conditions of approval, water district)

Record Verified

Amendment Approved

Exemption Approved

Special Proof

Proof Complete

Field Exam Received

Field Exam Accepted
and changes entered

License Signed

Transfer Approved

Re-punched by State Office

11-4241

JOHNSON, RAY D. &/or SHIRLEY P.

OVID, ID 83260

Source: OVID CREEK trib. to BEAR RIVER

Priority Date: 03/21/1889

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