

N^o 2290

MAY 26 1983

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Bear Lake

ss.

Maize 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, 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.

Karl Jensen
Notary Public, Residing at Montpelier, Idaho

My Commission Expires November, 1985.

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 Sh-
oup Ave., Suite 15, Idaho Falls, Idaho 83402.

KEN DUNN, Dir.

5-19, 5-26
64 LINES

MICROFILMED

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 Lorenzo Hemmert
Box 75, St. Charles, Idaho (Mailing Address) (Name of Claimant) 83272 (Zip Code) Telephone No. 945-2488

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) July 1, 1918

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 Peterson Hollow

(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>0.02cfs</u>	Use	<u>Stockwater</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) 0.02cfs (cfs, af) TOTAL QUANTITY USED.

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE 1/4 NE 1/4, Sec. 13 Twp. 16S 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.
Stock pond in ~~spring~~ spring

(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%				NW%				SW%				SE%				TOTAL
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
16S	44E	13				X													

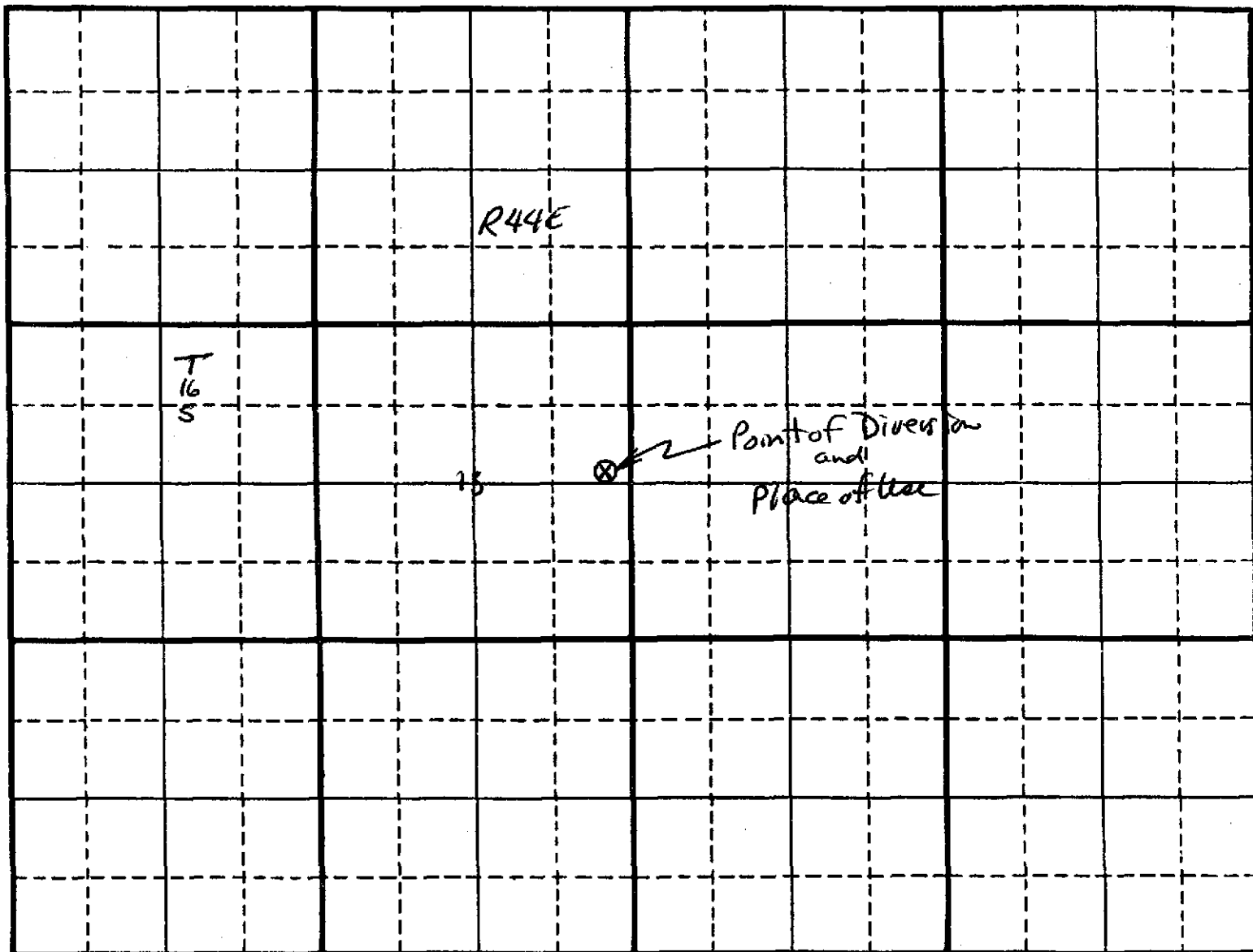
No. of acres

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: 50 head range cattle
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 Bear 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 claimant's knowledge.

* Lorenzo H. Hemmert
(Claimant)

Sworn to before me this 3rd day of May, 1983.

Denise Green
Notary Public
Residing at Montpelier, Idaho

My commission expires Lifetime

Assisted by Kaw 5-383
Received by BP Date 5/5/83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by Sm Date 5/9/83
\$30.00 fee received by BP Date 5/9/83 #28173
Published in News Examiner
Dates 5/19 & 5/26/83

Nº 2290

MAY 26 1983

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Bear Lake

ss.

Maice B. Hype
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, \$10.00

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

Lauren Jensen

Notary Public, Residing at Montpelier, Idaho

My Commission Expires November, 1983

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 Sh-
oup Ave., Suite 15, Idaho Falls, Idaho 83402.

KEN DUNN, Dir.

5-19, 5-26
64 LINES

RECEIVED

RECEIVED

JUN 3 1983

Department of Water Res
Eastern District Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

JUNE 6, 1983

LORENZO H. HEMMERT
BOX 75
ST. CHARLES ID8 3272

RE: Claim No. 11-4240

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

RECORDED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

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

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:

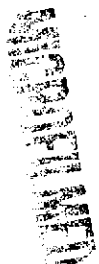
Enclosed, for your information only, is a copy of the above referenced claim to a water right filed within your district. If you have any questions concerning this matter, please feel free to contact this office.

Very truly yours,

ERNEST CARLSEN
Assistant Regional Supervisor

EC:cw

Enclosure (3)



State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Steve McCormick

Right Number 11 4240 Applicant Lorenzo Hemmest.

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 Carlson Date June 15, 1983.

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By RC Date 6/16/83

RECEIVED
JUN 16 1983

Department of Water Resources

MICROFILMED

WATER RESL.
DATA ENTRY LOG

Initials	Date	Item
BP	5/12/83	Original form entered
		Edt 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
		Extension Approved
		Partial Proof
		Proof Complete
		Field Exam Received
		Field Exam Accepted and changes entered
		Licence Signed
		Transfer Approved
		Reopened by State Office

11-4240

HEMMERT, LORENZO H.

BOX 75, ST. CHARLES

I. D8 32

Source: SPRING

P 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

*Corrected
on computer
6/8/83 BP*

11-4240
HEMMERT, LORENZO H.
BOX 75, ST. CHARLES, ID 83272
Source: SPRING trib. to PETERSON
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

RECEIVED