

12 1983
2270

AFFIDAVIT OF PUBLICATION

JUN 3 1983

Department of Water Resources
Eastern District Office

E OF IDAHO,
y of Bear Lake

ss.

Maria B. Nye

being duly sworn,

ses and says:

at he is the Publisher of THE
S-EXAMINER, a weekly newspaper published at Mont-
pelier, in the County of Bear Lake and State of Idaho; and
said paper has been and is in general circulation in the
vicinity aforesaid, and in the vicinity of Montpelier; that the
advertisement, a copy of which is attached hereto, was pub-
lished in said newspaper once a week for 2 con-
secutive weeks in the regular and entire issue of said paper
during the period and time of publication, and was published
as a newspaper proper and not a supplement; that said
advertisement has been established and regularly published for more
than seventy-eight consecutive weeks prior to the date of
publication of said advertisement.

Such notice was published in the issue beginning with

April 28, 1983, and ending
the issue of May 5, 1983.

Maria B. Nye
55

described and sworn to before me this 10 day

May, 1983.
Karla Jensen

Notary Public, Residing at Montpelier, Idaho

Commission Expires November, 1985.

MICROFILMED

LEGAL NO. 2270 NOTICE OF CLAIMS TO WATER RIGHTS

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

11-4236
HARDCASTLE, A. LEON &/ or ALICE B.
BERN, ID 83220
Source: UNNAMED STREAM trib. to
SINKS
Priority Date: 06/23/1922
Diversion Pt: NWSW SESW SWSE Sec 14 T
12S R 43E
Use: STOCKWATER (0.04 CFS)
In: NWSW SESW SWSE Sec 14 T 12S R 43E

11-4235
HARDCASTLE, A. LEON &/ or ALICE B.
BERN, ID 83220
Source: SHEEP CORRAL CREEK trib. to
BEAR RIVER
Priority Date: 12/01/1904
Diversion Pt: SWSW SESW SWSE Sec 24 T
12S R 43E
Use: STOCKWATER (0.04 CFS)
In: SWSW SESW SWSE Sec 24 T 12S R 43E

11-4234
HARDCASTLE, A. LEON &/ or ALICE B.
BERN, ID 83220
Source: SEGAS SPRINGS trib. to OVID
CREEK
Priority Date: 01/23/1922
Diversion Pt: NWSW Sec 27 T 12S R 43E
Use: STOCKWATER (0.07 CFS)
In: NWSW Sec 27 T 12S R 43E

11-4223
HARDCASTLE, A. LEON &/ or ALICE B.
BERN, ID 83220
Source: GROUNDWATER
Priority Date: 08/15/1935
Diversion Pt: NESE Sec 25 T 12S R 43E
Use: STOCKWATER (0.05 CFS)
In: NESE Sec 25 T 12S R 43E

11-4232
HARDCASTLE, A. LEON &/ or ALICE B.
BERN, ID 83220

Source: SPRING trib. to BEAR RIVER
Priority Date: 12/07/1887
Diversion Pt: NESE Sec 26 T 12S R 43E
Use: IRRIGATION (2.00 CFS)
STOCKWATER (0.16 CFS)
In: SWSW Sec 24 T 12S R 43E NWNW
SWNW NESW NWSW SESW NWSE SWSE
Sec 25 T 12S R 43E NENE SENE NESE Sec
26 T 12S R 43E SESE Sec 23 T 12S R 43E
FOR 217 ACRES.

11-4228
OREGON SHORT LINE RAILROAD CO.
UNION PACIFIC RAILROAD CO.
P.O. BOX 1592, POCA TELLO, ID 83204
Source: MONTPELIER CREEK trib. to
BEAR RIVER
Priority Date: 03/01/1897
Diversion Pt: SWSW Sec 33 T 12S R 44E
Use: COMMERCIAL (0.05 CFS)
In: SWSW Sec 33 T 12S R 44E

11-4230
OREGON SHORT LINE RAILROAD CO.
UNION PACIFIC RAILROAD CO.
P.O. BOX 1592, POCA TELLO, ID 83204
Source: GROUNDWATER
Priority Date: 06/30/1960
Diversion Pt: SWSW Sec 06 T 15S R 46E
Use: DOMESTIC (0.04 CFS)
In: SWSW Sec 06 T 15S R 46E

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.

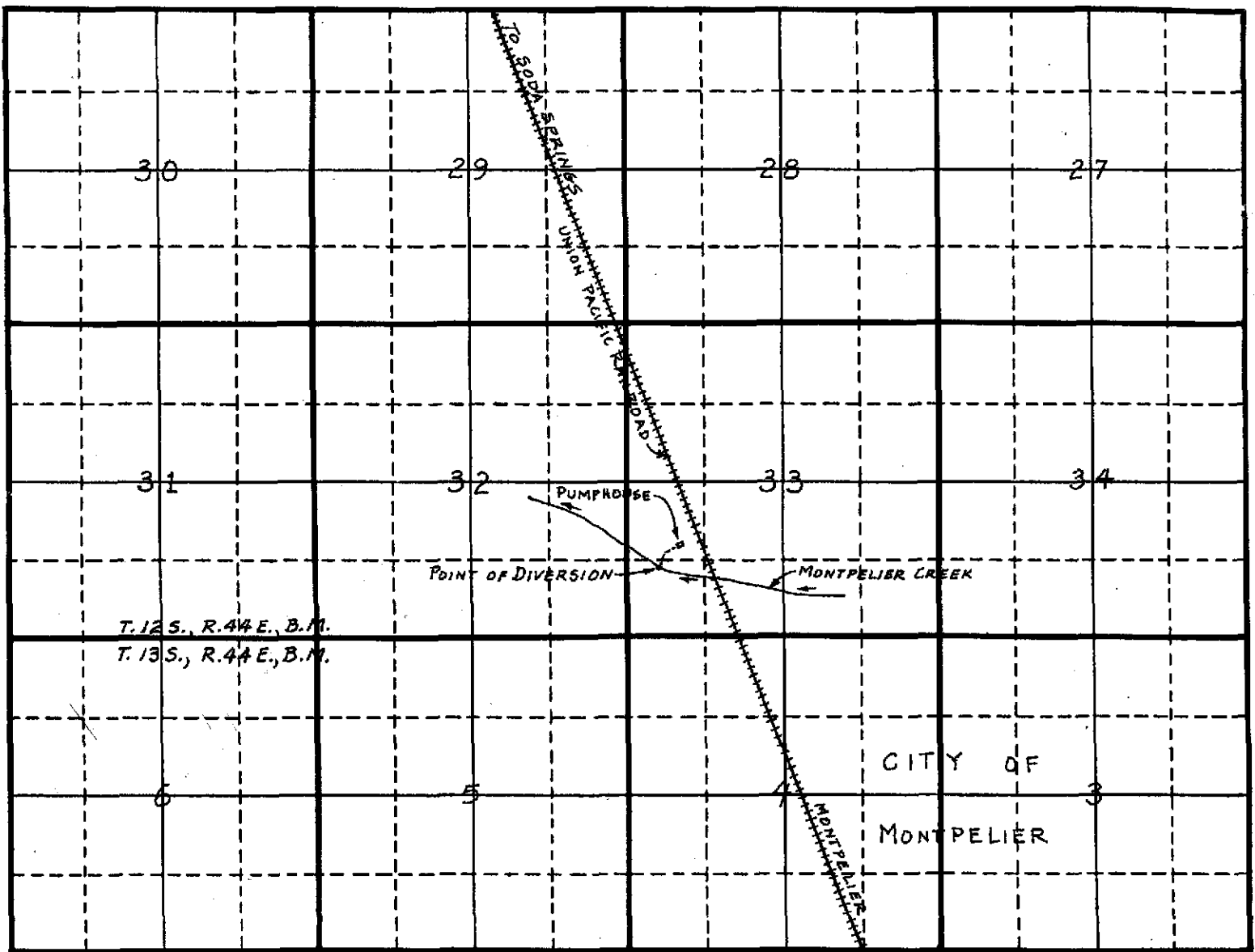
4-28, 5-
88 LINE

[illegible]

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Water is used in Railroad spray cars and other Railroad uses.

Union Pacific Railroad Company

(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 Nebraska)
County of Douglas) 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 8th day of February, 1983.
Assistant Vice President (Claimant)
J. P. Rogers

Notary Public
Residing at Omaha, Neb.

My commission expires _____
GENERAL NOTARY - State of Nebraska
A. A. HOLDORF
My Comm. Exp. Mar. 24, 1985

Received by CW Date 4-14-83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by Sm Date 4-18-83 claimant by: _____
\$30.00 fee received by CW Date 4-18-83 #28059
Published in News Examiner
Dates 4/28 - 5/5/83

AFFIDAVIT OF PUBLICATION

JUN 3 1983

Notary Public Office

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y of Bear Lake

ss.

Maria B. Dye

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newspaper proper and not a supplement; that said
has been established and regularly published for more
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publication of said advertisement.

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April 28, 1983, and ending

he issue of May 5, 1983.

7

55

scribed and sworn to before me this 16 day

May, 1983.

Karl J. Jansen

Notary Public, Residing at Montpelier, Idaho

ommission Expires November, 1985

LEGAL NO. 2270
NOTICE OF CLAIMS TO WATER
RIGHTS

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Use: STOCKWATER (0.04 CFS)
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HARDCASTLE, A. LEON &/ or ALICE B.
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HARDCASTLE, A. LEON &/ or ALICE B.
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STOCKWATER (0.16 CFS)
In: SWSW Sec 24 T 12S R 43E NWNW
SWNW NESW NWSW SESW NWSE SWSE
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FOR 217 ACRES.

11-4228
OREGON SHORT LINE RAILROAD CO.
UNION PACIFIC RAILROAD CO.
P.O. BOX 1592, POCATELLO, ID 83204
Source: MONTEPELIER CREEK trib. to
BEAR RIVER
Priority Date: 03/01/1897
Diversion Pt: SWSW Sec 33 T 12S R 44E
Use: COMMERCIAL (0.05 CFS)
In: SWSW Sec 33 T 12S R 44E

11-4230
OREGON SHORT LINE RAILROAD CO.
UNION PACIFIC RAILROAD CO.
P.O. BOX 1592, POCATELLO, ID 83204
Source: GROUNDWATER
Priority Date: 06/30/1960
Diversion Pt: SWSW Sec 06 T 15S R 46E
Use: DOMESTIC (0.04 CFS)
In: SWSW Sec 06 T 15S R 46E

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.

4-28, 5-
88 LINE

WRR100
11-4228

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

PAGE 1
16-DEC-1985 10:39:24

01 WATER RIGHT NUMBER - 11-4228 02 OLD (D) NUMBER -

LAST NAME
03001 - OREGON SHORT LINE RAILROAD CO.
03002 - UNION PACIFIC RAILROAD CO.

FIRST NAME
04001 -
04002 -
ORIG. OWNER
05001 - C
05002 - D

06 ADD LINE 1 - P.O. BOX 1592

07 ADD LINE 2 -

08 ADD LINE 3 -

09 CITY - POCA TELLO

10 STATE - ID 11 ZIP - 83204

12 STAGE - S STATUTORY CLAIM

13 STATUS -

SOURCE
14001 - MONTPELIER CREEK

TRIBUTARY OF
15001 - BEAR RIVER

16 DIVERSION MEANS - PUMP, PIPELINE, & TANK

17 COUNTY - 07 BEAR LAKE

18 DIVERSION CAPACITY - .000

19 TOTAL DIVERSION RATE - .050

20 TOTAL DIVERSION VOLUME - .00

21 WATER DISTRICT -

TRACT				SEC				TWN				RNG				DIVERSION POINTS				STREAM INDEX FIELDS							
																LOT				RFLG							
22001 -	SWSW	23001 -	33	24001 -	12S	25001 -	44E	26001 -	27001 -	28001 -	0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

29 NON-IRRIGATION USE -

USE CODE / USE		TWN		RNG		SEC		PLACE OF USE		TRACT		ACRES		LOT	
30001 -	10 COMMERCIAL	31001 -	12S	32001 -	44E	33001 -	33	34001 -	SWSW	35001 -	36001 -	TOTAL ACRES: 0			

PERIOD FROM		PERIOD TO		USE CODE / USE		WATER USE		DIVERSION RATE		DIVERSION VOLUME	
37001 -	0101	38001 -	1201	39001 -	10 COMMERCIAL	40001 -	0.050	41001 -	0.00		

42 DECREE PLAINTIFF NAME -

43 DECREE DEFENDANT NAME -

REMARKS

44001 -

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 - 1-MAR-1897	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
11-4228

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 - 25-APR-1983

62 DATE_2 -

3/14/86
VERIFIED JKN

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

MAY 16, 1983

OREGON SHORT LINE RAILROAD CO.
UNION PACIFIC RAILROAD CO.
P.O. BOX 1592
POCATELLO ID 83204

RE: Claim No. 11-4228

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

A. Kenneth Dunn
Director

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

May 18, 1983

RE: Claim to a Water Right No. 11-4228 OREGON & UNION PACIFIC
11-4230 "
11-4232 HARDCASTLE
11-4233 "
11-4234 "
11-4235 "
11-4236 "

News-Examiner
P.O. Box 278
Montpelier, ID 83254

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application(s). The legal notice was to have been published in your paper on April 28 and May 5, 1983.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

COLLEEN WRAY
Adm. Secretary



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

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

A. Kenneth Dunn
Director

April 27, 1983

RE: Claim to a Water Right No. 11-4228 UNION PACIFIC & OREGON SHORT LINE
11-4231 "
11-4232 HARDCASTLE
11-4235 "

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

RECEIVED
MAY 1 1983
WATER RESOURCES
DIVISION

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Steve McCormick

Right Number 11 4228 Applicant Union Pacific, Montpelier

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. 1980 Stock sale?
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period (Industrial or Stock water)
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.
WD#11

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Carlson Date June 10, 1983.

May 16, 1983

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By RC Date 6/16/83

MICROFILMED

RECEIVED
JUN 16 1983

Department of Water Resources

IDENT. NO. 11 4228

WATER RIGHT
DATA ENTRY LOG

[illegible]

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

APRIL 20, 1983

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

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billings to this office before MAY 16, 1983.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

MICROFILMED

NOTICE OF CLAIMS TO WATER RIGHTS

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

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.

Published 4/28 & 5/5/83.

MICROFILMED

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UNION PACIFIC RAILROAD CO.

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