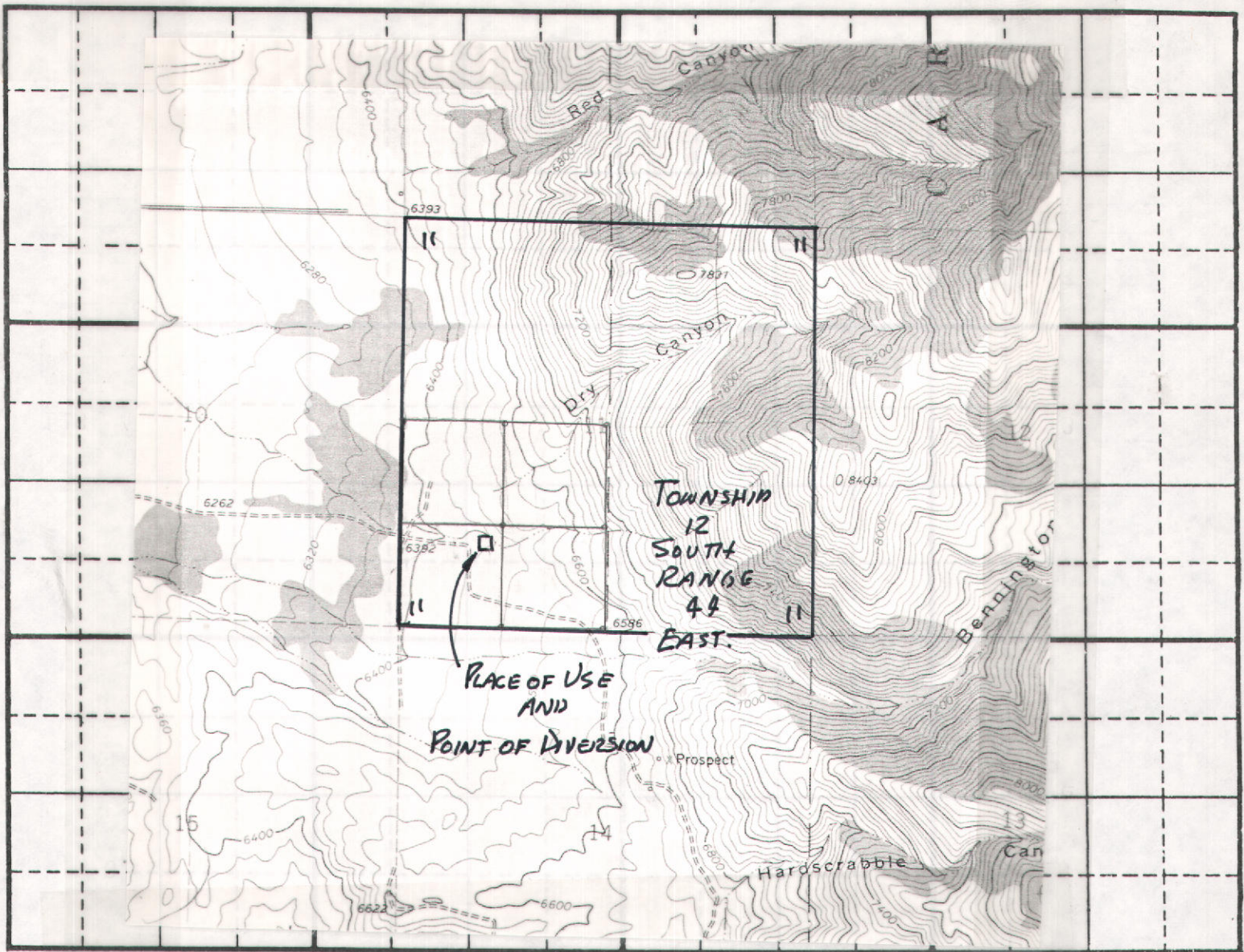


(8) Remarks _____



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 Bonneville) 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 28th day of January, 19 83.

Lula Morrison
(Claimant)
Arthur Way
Notary Public
Residing at Idaho Falls, ID

My commission expires 6/15/85

FOR DEPARTMENT USE ONLY
Received by SM. Date 1-28-83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by HCWJ Date 1-28-83 claimant by: _____
\$30.00 fee received by CW Date 1-28-83
Published in News Examiner #23356
Dates 2/10 - 2/17/83

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 Lula Mouritsen
Box 562, Grace, Idaho 83241 (Mailing Address) (Name of Claimant) Telephone No. 425-3290
(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) April 1, 1898

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) springs tributary to sinks

(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>0.06 cfs</u>	Use <u>irrigation</u>	Period of Use From <u>4/1</u>	To <u>11/1</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) <u>0.06 cfs</u>		TOTAL QUANTITY USED.		
	(cfs, af)			

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW ¼ SW ¼, Sec. 11 Twp. 12S 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. diversion ditches

(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.

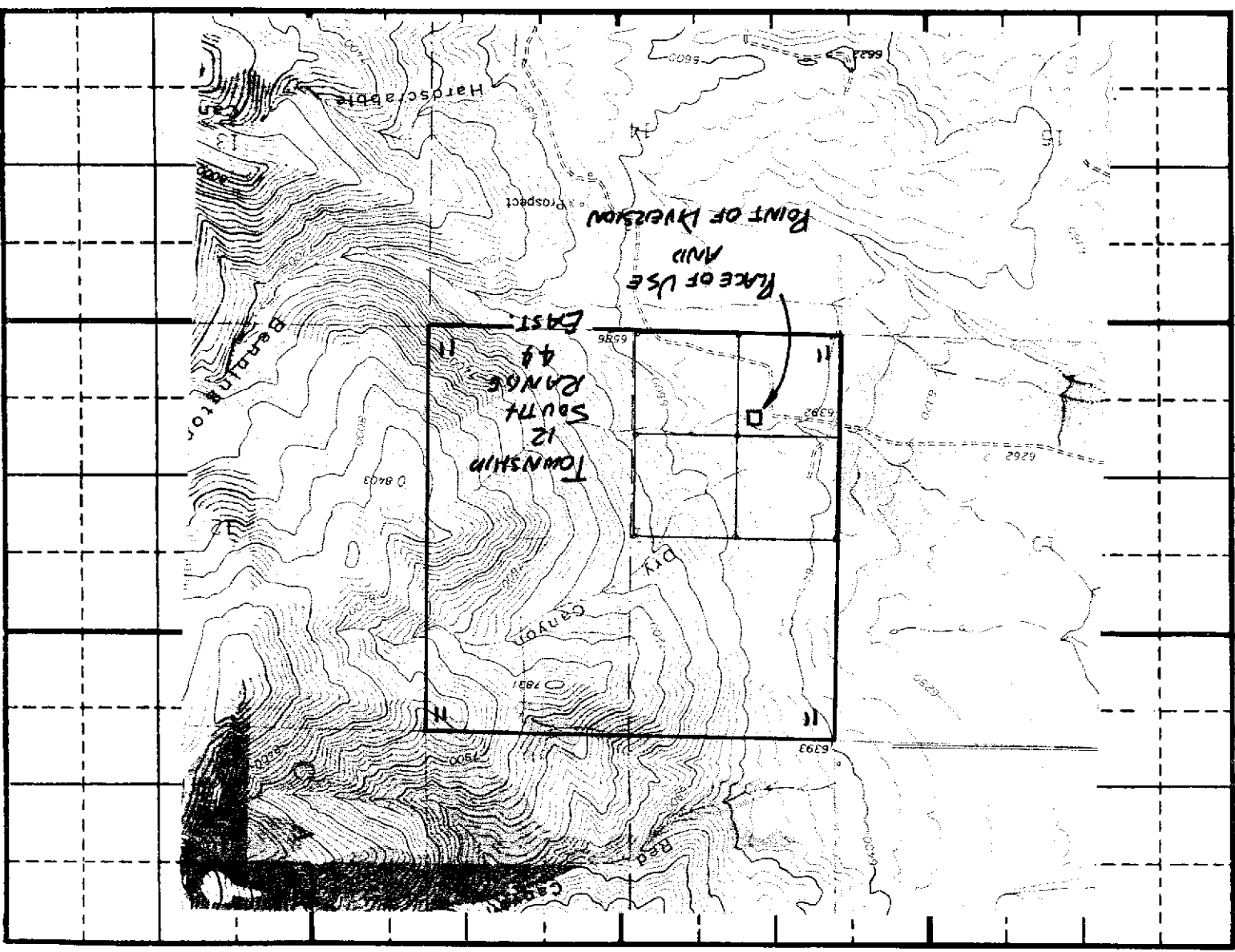
T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
12S	44E	11											3						3

No. of acres 3

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:

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



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 Bonneville) 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 28th day of January, 1983.
(Claimant) *Fula Morrison*
Notary Public *William H. Hays*
Residing at Idaho Falls, ID

My commission expires 6/15/85

FOR DEPARTMENT USE ONLY

Received by *SM.* Date *1-28-83*
Prelim. check by *FWJ* Date *1-28-83*
\$30.00 fee received by *GW* Date *1-28-83*
Published in *News Examiner* #*33356* Date *2/17/83*
Dates *2/10 & 2/17/83*

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

ASSIGNMENT OF WATER CLAIM

WHEREAS, the Bennington Irrigation Company, an Idaho Corporation, called a special meeting of the Board of Directors to consider the release and/or assignment of all rights, if ^{any} to Irvin Mouritsen of certain spring waters, to wit:

The "Astel Springs" located in the NW1/4, NE1/4, section 14, T12S, R44E, B.M.

Also a "Seepage" South and East of the old Mouritsen orchard located below the Irrigation Company ditch in SW1/4, SW1/4, section 11, T12S, R44E, B.M.

WHEREAS, a resolution was duly passed, wherein the Bennington Irrigation Company authorized the release and/or assignment of said waters to Irvin Mouritsen. The above springs will be indetified by an iron peg marked with an "M".

NOW THEREFORE, WE THE UNDERSIGNED being duly authorized by the Bennington Irrigation Company do hereby release and/or assign to Irvin Mouritsen any and all rights in the spring waters commonly known as the "Astel Springs" located in the NW1/4, NE1/4, Sec. 14 T12S, R44E, B.M.

Also the ^{Spring} "Seepage" ³²⁷ South East of the old Mouritsen orchard located SW1/4, SW1/4, Sec. 11, T12S, R44E, B.M.

Jed L. Crane

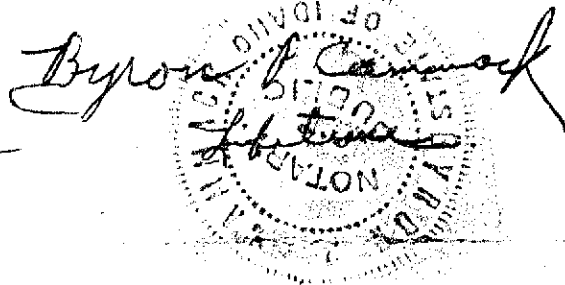
President of Bennington
Irrigation Company

Attest

Walter H. Hensley

Secretary of Bennington
Irrigation Company

Notary
for Idaho
Bear Lake



114909

STATE OF IDAHO

County of Bear Lake

Date March 30, 1978

Time 11:50 A.M.

No. Microfilmed

Clerk Betty Wallentine

Jeannine Parker, Left

INDEXED

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Bear Lake

ss.

Marie 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

February 10, 19*83*, and ending
with the issue of *February 17*, 19*83*

Marie B. Nye

Fees, *13.75*

Subscribed and sworn to before me this *17th* day
of *February*, 19*83*.

Kirk Jensen

Notary Public, Residing at Montpelier, Idaho

My Commission Expires *November*, 19*85*

RECEIVED
FEB 18 1983
Department of Water Resources
Eastern District Office

LEGAL NO. 2215 NOTICE OF CLAIMS TO WATER RIGHTS

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

11-4222

MOURITSEN, LULA
BOX 562, GRACE, ID 83241
Source: SPRINGS trib. to SINKS
Priority Date: 04/01/1898
Diversion Pt: SWSW Sec 11 T 12S R 44E
Use: IRRIGATION (0.06 CFS)
In: SWSW Sec 11 T 12S R 44E FOR 3 ACRES

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.

2-10, 2-17-83
22 LINES

01 WATER RIGHT NUMBER - 11-4222 02 OLD (CD) NUMBER -

03001 - MOURITSEN LAST NAME 04001 - LULA FIRST NAME 05001 - C ORIG. OWNER

06 ADD LINE 1 - BOX 562 07 ADD LINE 2 -

08 ADD LINE 3 - 09 CITY - GRACE 10 STATE - ID 11 ZIP - 83241

12 STAGE - S STATUTORY CLAIM 13 STATUS -

14001 - SPRINGS SOURCE 15001 - SINKS TRIBUTARY OF

16 DIVERSION MEANS - DITCHES 17 COUNTY - 07 BEAR LAKE

18 DIVERSION CAPACITY - .000 19 TOTAL DIVERSION RATE - .060 20 TOTAL DIVERSION VOLUME - .00

21 WATER DISTRICT -

TRACT SEC TWN RNG LOT DIVERSION POINTS RFLG STREAM INDEX FIELDS

22001 - SMSW 23001 - 11 24001 - 12S 25001 - 44E 26001 - 27001 - 0 0.0 0.0 0.0 0.0 0 0 0 0.0

29 NON-IRRIGATION USE -

USE CODE / USE TWN RNG PLACE OF USE SEC TRACT ACRES LOT

30001 - 01 IRRIGATION 31001 - 12S 32001 - 44E 33001 - 11 34001 - SMSW 35001 - 03 36001 - TOTAL ACRES: 3

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

37001 - 0401 38001 - 1101 39001 - 01 IRRIGATION 40001 - 0.060 41001 - 0.00

42 DECREE PLAINTIFF NAME - 43 DECREE DEFENDANT NAME -

44001 - REMARKS

APPROVAL CONDITIONS: 45001 -

46 OTHER RIGHTS FOR SAME USE -

47 PRIORITY - DATE - 1-APR-1898 55 LICENSE - DATE -

48 PROOF DUE - 56 APPL RECEIVED - 63 TRANSFER/AMENDED -

49 PROOF MADE - 57 FIELD EXAM MADE - 64 OLE/CAREY ACT -

50 APPROVE/DENIED - 58 DECREE - 65 FLAG_1 -

51 PROTESTED - 59 START WORK - 66 FLAG_2 -

52 HEARING - 60 ORDER SHOW CAUSE - 67 FLAG_3 -

53 VERIFIED - 61 DATE_1 -

54 LAST UPDATE - 15-MAR-1983 62 DATE_2 -

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

FEBRUARY 28, 1983

LULA MOURITSEN
BOX 562
GRACE

ID 83241

RE: Claim No. 11-4222

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

RECEIVED
MAR 16 1983

Department of Water Resources

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: HWJ

Right Number 11 4222 Applicant Mauritsen

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.

Feb 28, 1983

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Carlson Date March 14, 1983.

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By kw Date 3/17/83

APR 1983

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]

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Eastern Region

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

FEBRUARY 2, 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 FEBRUARY 28, 1983.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

MICROFILMED
1983

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 Shour Ave., Suite 15, Idaho Falls, Idaho 83402.

KEN DUNN, Dir.

Published 2/10 & 2/17/83.

MICROFILMED

11-4222

MOURITSEN, LULA

BOX 562, GRACE, ID 83241

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Priority Date: 04/01/1898

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Use: IRRIGATION (0.06 CFS)

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REC-11