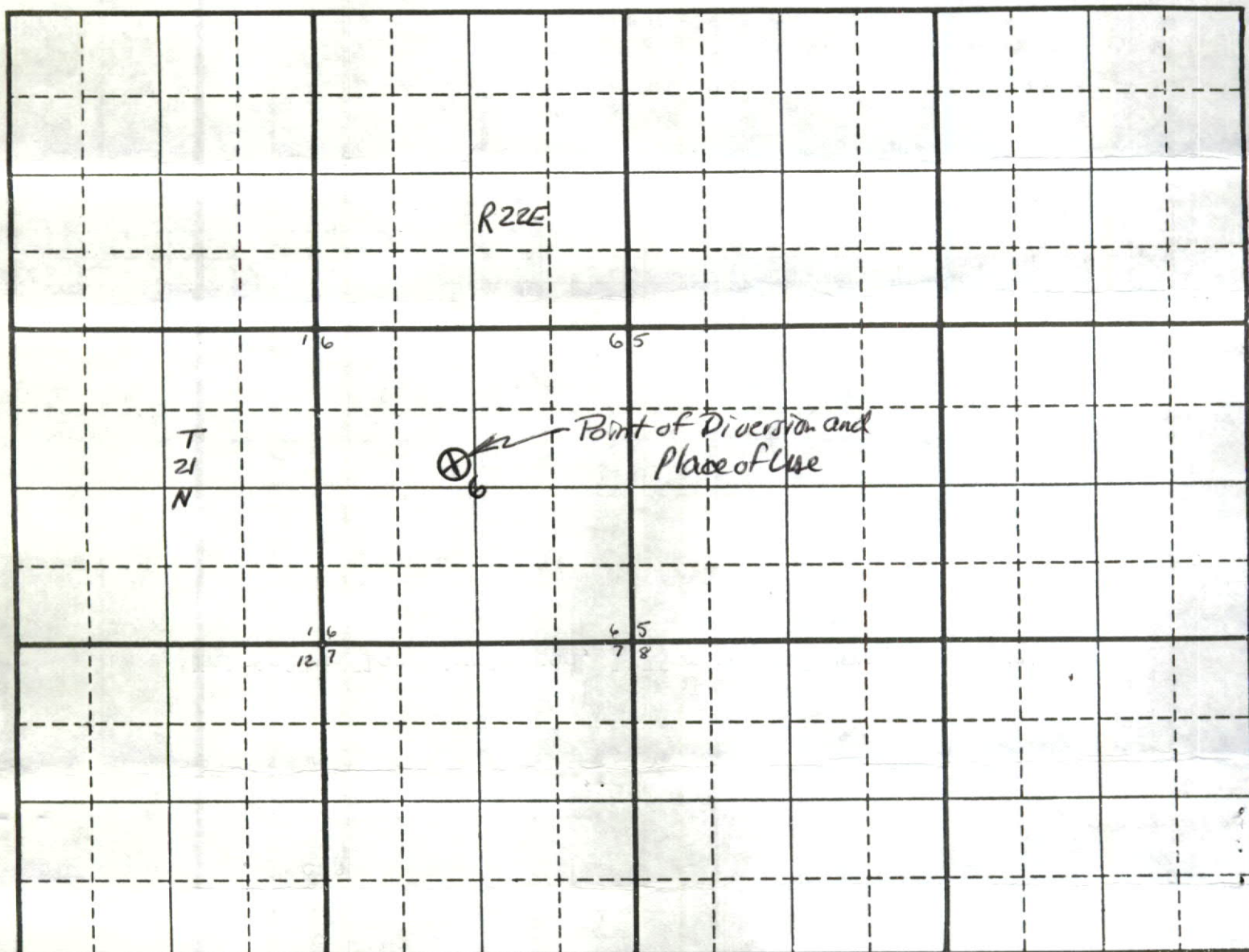


- (8) Remarks About 1975 City of Salmon drained spring area into Jesse Creek, for road, and rediverted water downstream on Jesse Creek for claimants property.



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 Teton) 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.

Katherine B. Christensen
Don L. Christensen
(Claimant)

Sworn to before me this 20 day of December, 1982.

Donald Simpson
Notary Public
Residing at Salmon, Idaho

My commission expires 9/17/83

FOR DEPARTMENT USE ONLY

Received by (CW) Date 12-21-82 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by Kaw Date 12-22-82 claimant by: _____
\$30.00 fee received by (CW) Date 12-22-82 #23253
Published in Recorder Herald
Dates 1/6 & 1/13/83



NOTICE OF CLAIMS TO
WATER RIGHTS

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

75-4318

CHRISTENSEN, REX L.
&/or KATHERINE B.
608 COURTHOUSE DR.,
SALMON, ID 83467

Source: SPRINGS trib.
to JESSE CREEK

Priority Date: 07/02/1894
Diversion Pt. SENW Sec
06 T 21N R 22E

Use: IRRIGATION (0.12
CFS)

In: SENW Sec 06 T 21N R
22E FOR 6 ACRES

75-4319

U.S. DEPT. OF AGRI.
FOREST SERVICE, FED-
ERAL BLDG., 324 25TH
ST., OGDEN, UT 84401

Source: MUD SPRING
trib. to BURNS GULCH

Priority Date: 09/01/1960
Diversion Pt: NWSE Sec
11 T 24N R 21E

Use: STOCKWATER
(0.02 CFS)

In: NWSE Sec 11 T 24N R
21E

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 1/6 & 1/13/
83.

1-6-2tc

Affidavit of Publication

STATE OF IDAHO

County of Lemhi

ss.

JAN 17 1983

Department of Water Resources
Eastern District Office

JERRY G. ROSIN

being first duly sworn, deposes
and says that he is one of the printers (publisher) of the RECORDER HERALD,
a newspaper published weekly at Salmon, Lemhi County, Idaho, and of general
circulation therein,

That the Notice of Claims to Water Rights 75-4318, 75-4319

..... a true
printed copy of which is attached to the margin hereof, has been and was correct-
ly printed and published in the regular and entire issue of every number of said
newspaper and not in any supplement thereof or thereto for 2
consecutive issues, commencing with the issue dated Jan. 6, 1983
and ending with the issue dated Jan. 13, 1983

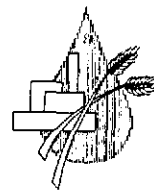
Subscribed and sworn to before me, this

thirteenth

day of January, 1983

Neil Armstrong
Notary Public for the State of Idaho,
Residing at Salmon, Idaho

Publication Fee \$ 20.70

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 Rex L. or Katherine B. Christensen

(Name of Claimant)

608 Courthouse Dr., Salmon, Idaho

83467

Telephone No. 756-3161

(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) July 2, 1894

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 Jesse 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>0.12 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) 0.12 cfs TOTAL QUANTITY USED.

(cfs, af)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)

SE ¼ NW ¼, Sec. 6 Twp. 21N., Rge. 22E B.M., County of Lemhi

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. Initially flood irrigated, 1975 pump and sprinkler system

- (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%	
21N	22E	6								6									6

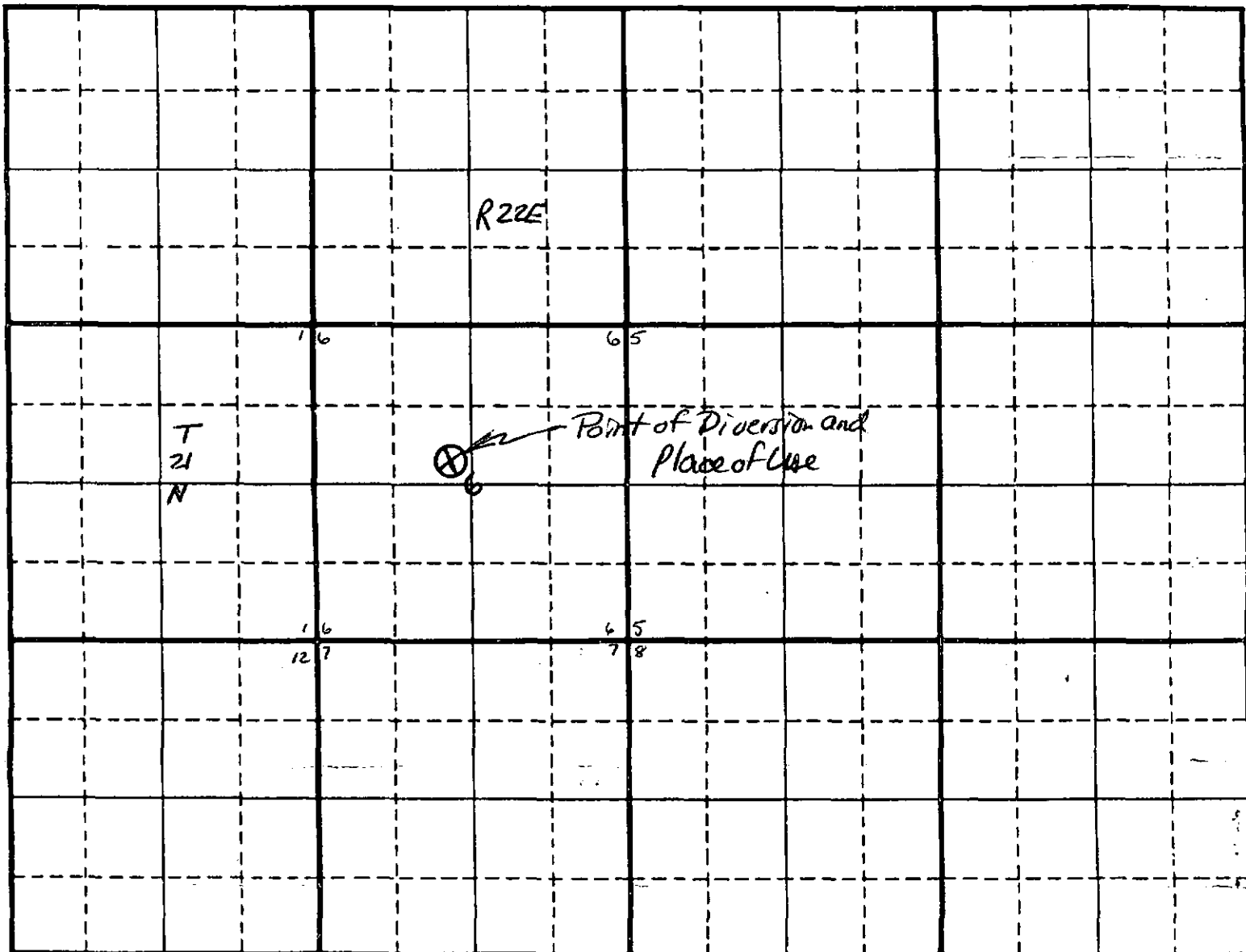
No. of acres 6

- 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: _____

(8) Remarks About 1975 City of Salmon drained spring area into Jesse Creek, for road, and rediverted water downstream on Jesse Creek for claimants property.



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 Lemhi) 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.

Katherine B. Christensen
Don L. Christensen
(Claimant)

Sworn to before me this 20 day of December

19 82.

Donald Simpson
Notary Public
Residing at Salmon, Idaho

My commission expires 9/17/83

FOR DEPARTMENT USE ONLY

Received by AW Date 12-21-82 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by Kaw Date 12-22-82 claimant by: _____
\$30.00 fee received by AW Date 12-22-82 #23253
Published in Recorder Herald
Dates 1/6 & 1/13/83



Running 11 sprinkler Heads
4 gal per min each. for 11 sprinkler heads
for 24 hrs per day.

$$4 \text{ gal} \times 60 \text{ min} \times \overset{\times 11 \text{ heads}}{1} \times 24 \text{ hrs} = 63,360 \text{ gal} \\ \text{Per day}$$

NOTICE OF CLAIMS TO
WATER RIGHTS

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

75-4318

CHRISTENSEN, REX L.
&/or KATHERINE B.
608 COURTHOUSE DR.,
SALMON, ID 83467

Source: SPRINGS trib.
to JESSE CREEK

Priority Date: 07/02/1894

Diversion Pt. SENW Sec
06 T 21N R 22E

Use: IRRIGATION (0.12
CFS)

In: SENW Sec 06 T 21N R
22E FOR 6 ACRES

75-4319

U.S. DEPT. OF AGRI.
FOREST SERVICE, FED-
ERAL BLDG., 324 25TH
ST., OGDEN, UT 84401

Source: MUD SPRING
trib. to BURNS GULCH

Priority Date: 09/01/1960

Diversion Pt: NWSE Sec
11 T 24N R 21E

Use: STOCK WATER
(0.02 CFS)

In: NWSE Sec 11 T 24N R
21E

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 1/6 & 1/13/

83.

1-6-2tc

Affidavit of Publication

STATE OF IDAHO

County of Lemhi

ss.

JAN 17 1983

Department of Water Resources
Eastern District Office

JERRY G. ROSIN

, being first duly sworn, deposes
and says that he is one of the printers (publisher) of the RECORDER HERALD,
a newspaper published weekly at Salmon, Lemhi County, Idaho, and of general
circulation therein,

That the Notice of Claims to Water Rights 75-4318, 75-4319

a true
printed copy of which is attached to the margin hereof, has been and was correct-
ly printed and published in the regular and entire issue of every number of said
newspaper and not in any supplement thereof or thereto for 2
consecutive issues, commencing with the issue dated Jan. 6, 1983
and ending with the issue dated Jan. 13, 1983

Subscribed and sworn to before me, this

thirteenth

January, 1983
day of

Neil Armstrong
Notary Public for the State of Idaho,
Residing at Salmon, Idaho

Publication Fee \$ 20.70

file 75-4318

February 28, 1983

RE: Claim to a Water Right No. 75-4318 CHRISTENSEN

J. Ellis Smith
City of Salmon
200 Main Street
Salmon, Idaho 83467

Dear Mr. Smith:

We have received the exception dated February 16, 1983, filed against the above referenced claim to a water right. The following is a quote from the provisions of the Idaho Code under which this claim has been filed:

42-225b. Recording of claims by department-----Corrections.-----

.....
At any time after filing a claim under the provisions of this section, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form, accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Administration (renamed Department of Water Resources, July 1, 1974) and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources. Such claims may be corrected by the claimant only by filing of an amended claim in the same form as the original which shall be recorded and numbered by the department the same as the original and for which no additional filing fee shall be required.

Only the above action has been contemplated by the Idaho Legislature and we are not authorized to hold hearings or evaluate for conformation or final censorship of the described rights.

If you have any questions regarding this matter, please contact us.

Very truly yours,

RONALD D. CARLSON
Eastern Regional Supervisor

RDC:cw

cc: IDWR - State Office

February 28, 1983

RE: Claim to a Water Right No. 75-4318

Rex L. or Katherine B. Christensen
608 Courthouse Drive
Salmon, ID 83467

Dear Mr. & Mrs. Christensen:

Enclosed please find a copy of the exception filed in connection with the above referenced claim. The following is a quote from the provisions of the Idaho Code under which this claim has been filed:

42-225b. Recording of claims by department-----Corrections.-----

.....
At any time after filing a claim under the provisions of this section, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form, accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Administration (renamed Department of Water Resources July 1, 1974) and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources. Such claims may be corrected by the claimant only by filing of an amended claim in the same form as the original which shall be recorded and numbered by the department the same as the original and for which no additional filing fee shall be required.

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If you have any questions regarding this matter, please contact us.

Very truly yours,

RONALD D. CARLSON
Eastern Regional Supervisor

RDC:cw

Enclosure

IN THE MATTER OF:

Christensen Claim

#75-4318

State of Idaho

County of Lemhi

AFFIDAVIT

RECEIVED
FEB 18 1983

Department of Water Resources
Eastern District Office

J. Ellis Smith

being first duly sworn,

deposes and says: A question of the actual origin of the spring being claimed by Mr. & Mrs. Christensen requires further research and analysis. The rights of the City of Salmon may be in jeopardy. There is a possibility that the spring was present due to a leak in the City water lines. When the lines were repaired, the spring dried up. At that time the property owners petitioned the City to supply water which it did by putting in a pumping system.* According to our records and the records of the Department of Water Resources no water rights have ever been filed on this spring, therefore in recognition of the question the City of Salmon files this affidavit as a protest to the claim.

*The pumping system was put in by the City because the property owner claimed he had water rights to the spring and that those rights had been violated when the spring dried up.

J. Ellis Smith
(Signature)

Subscribed and sworn to before me this 16 day of February, 1983.

Donna L. Godfrey
(Notary Public)

Residing at Salmon, Idaho.
My Commission Expires 10th May 1986.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

JANUARY 24, 1983

REX L. CHRISTENSEN
KATHERINE B. CHRISTENSEN
608 COURTHOUSE DR.
SALMON ID 83467

RE: Claim No. 75-4318

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
FEB 02 1983

Department of Water Resources

January 27, 1983

RE: Claim to a Water Right No. 75-4318 CHRISTENSEN

J. Ellis Smith
City Administrator
City of Salmon
200 Main Street
Salmon, Idaho 83467

Dear Mr. Smith:

We are returning your letter which expresses opposition to claim to a water right No. 75-4318 in the name of Rex L. or Katherine B. Christensen.

If you disagree with the information as set forth on the claim, then you need to file an exception which must be notarized. The exception can be submitted at any time and should clearly state the reason(s) why you feel the claim is incorrect. For your convenience, the enclosed affidavit form can be used for this purpose.

If you have any questions concerning the above matter, please feel free to contact this office.

Respectfully submitted,

ERNEST CARLSEN
Assistant Regional Supervisor

EC:cw

Enclosure

RECEIVED
JAN 31 1983

January 3, 1983

RE: Claim to a Water Right No. 75-4318 CHRISTENSEN

Bob Thomas, Watermaster
Water District No. 75-A
Rt. #1, Box 112
Salmon, Idaho 83467

Dear Mr. Thomas:

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

100-100000-100000

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: K.C. Wilson

Right Number 75 4318

Applicant Rex L or Katherine B. Christensen

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 # 75-A

Jan. 24, 1983

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Carlson Date Jan 26, 1983

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By KW Date 2/3/83

RECEIVED
FEB 10 1983
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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]

December 10, 1982

Rex L. Christensen
608 Courthouse Dr.
Salmon, ID 83467

Dear Claimant:

Enclosed is the claim to a water right and check #92-42 for \$30.00 that were received by this office and a re-typed, completed claim.

Upon review of the corrected claim, please sign the claim form in front of a notary public and resubmit with the \$30.00 filing fee.

Please feel free to contact this office for any additional assistance that may be needed.

Sincerely,

KEITH C. WILSON
Sr. Resource Agent

KCW:bp

Enclosures

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

DECEMBER 29, 1982

The Recorder-Herald
P. O. Box 310
Salmon, Idaho 83467

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 billing to this office before JANUARY 24, 1983.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

1

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 1/6 & 1/13/83.

RECEIVED
JAN 13 1983
IDAHO DEPT. OF WATER RESOURCES

75-4318

CHRISTENSEN, REX L. &/or KATHERINE B.

608 COURTHOUSE DR., SALMON, ID 83467

Source: SPRINGS trib. to JESSE CREEK

Priority Date: 07/02/1894

Diversion Pt: SENW Sec 06 T 21N R 22E

Use: IRRIGATION (0.12 CFS)

In: SENW Sec 06 T 21N R 22E FOR 6 ACRES

The following claim(s)
have been filed on water
right(s) created by diver-
sion and beneficial use:
75-4318

CHRISTENSEN, REX L.
&/or KATHERINE B.
608 COURTHOUSE DR.,
SALMON, ID 83467
Source: SPRINGS trib.
to JESSE CREEK
Priority Date: 07/02/1894
Diversion Pt. SENW Sec
06 T 21N R 22E
Use: IRRIGATION (0.12
CFS)
In: SENW Sec 06 T 21N R
22E FOR 6 ACRES

RECEIVED
JUL 10 1894