

[illegible]

Received by <u>dh</u>	Date <u>8-01-79</u>	Exception filed by:	Fowarded to	Date
Prelim. check by <u>EMC</u>	Date		claimant by:	
\$20.00 fee received by <u>dh</u>	Date <u>7-30-79</u>	#13622		
Published in <u>Fremont County Chronicle</u>				
Dates <u>August 9 & 16, 1979</u>				

AFFIDAVIT OF
PUBLICATION

State of Idaho

County of Fremont

ss.

Raymond F. Nash

being first duly sworn, upon his
oath, deposes and says:

That he is the
of The Chronicle-News, a news-
paper as defined by Idaho
Codes Annotated, section 58-108,
as amended, and that said
newspaper is a weekly news-
paper printed and published at
St. Anthony, in Fremont County,
Idaho, having a general circula-
tion in said county, and that
said newspaper has been print-
ed and published as a weekly
newspaper in said county for
more than 78 consecutive weeks
prior to the first publication of
the attached notice, advertise-

ment or publication of

Notice Of Claims

To Water Rights

And affiant further says that
said notice, advertisement or
publication, as per clipping
attached, was published in said
newspaper, in the regular and
entire issue thereof, and not in
any supplement issue thereof,

for 2 consecutive is-
sues thereof; first publication

having been made on the 9

day of August, 19 79,

and the last publication on the

16 day of August

19 79

And affiant further says that at
the times herein mentioned said
newspaper was made up of at
least four pages of at least five
columns each, printed from
type matter, of at least seven-
teen and three-fourths inches
deep

Raymond F. Nash

Subscribed in my presence and

sworn to before me this 17

day of August,

19 79

Marilyn R. Lehmann

Notary Public for the
State of Idaho, resi-
(SEAL) dence and post office
address: St. Anthony,
Idaho.

RECEIVED

SEP 5 1979

Department of Water Resources
Eastern District Office

NOTICE OF CLAIMS
TO WATER RIGHTS

Notice is hereby given that the following
claims(s) to water right(s) have been
established by diversion and application to
beneficial use:

Applicant No.: 22-4015

Applicant: IDAHO STUD MILL, BOX 167, ST.
ANTHONY, ID 83445

Source: GROUNDWATER

Priority Date: 04/01/1962

Amount: 0.33 CFS

Diversion Point: SWSW Sec 12 T 07N R
40E, FREMONT Co.

Use: INDUSTRIAL (0.33 CFS) from 01/01 to
12/31

Place of Use: SWSW Sec 12 T 07N R 40E

Diversion Means: WELL & PUMP

Any exception to any claim of water right may
be filed with the Director of the Idaho Depart-
ment of Water Resources, 1515 Lincoln Road,
Idaho Falls, Idaho 83401.

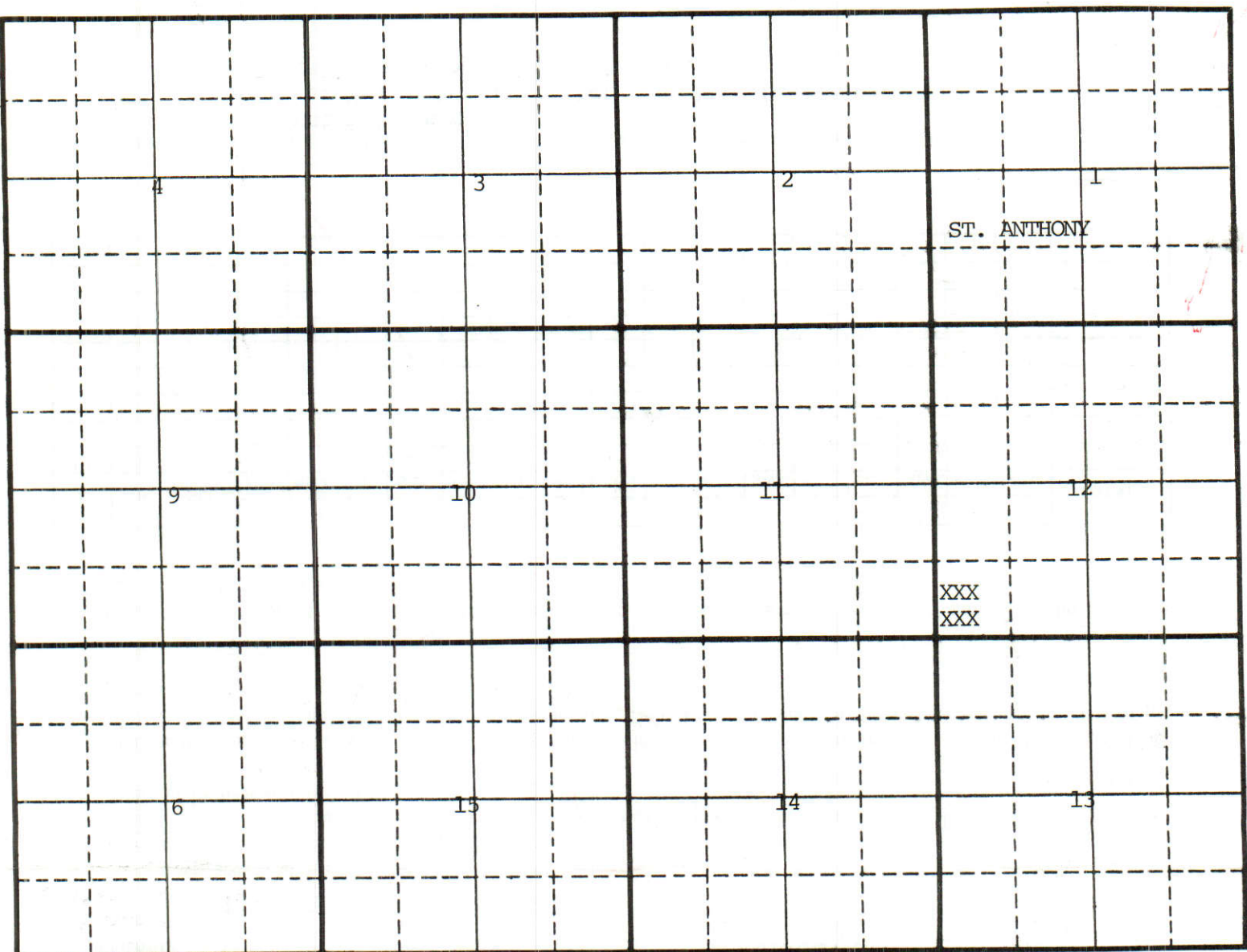
C. STEPHEN ALLRED
Director

Publ. Aug. 9 and 16, 1979CN

80

MICROFILMED

(8) Remarks _____



Scale: 2 inches equal 1 mile. SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 12, T 7N, R40E.B.M., Fremont County

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 Fremont) 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 18th day of July, 19 79.

[Signature]
(Claimant)
[Signature]
Notary Public
Residing at St. Anthony, Idaho

My commission expires 9-27-79

FOR DEPARTMENT USE ONLY
Received by dh Date 7-20-79 Exception filed by: _____ Date _____
Prelim. check by ENC dh Date 7-30-79 #13622 Forwarded to claimant by: _____ Date _____
\$20.00 fee received by _____ Date _____
Published in _____
Dates _____

- VOID -

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 Idaho Stud Mill, A Division of Edward Hines Lumber Company
Box 167, St. Anthony, Idaho 83445 Telephone No. (208) 524-3445
(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) April, 1962

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)
groundwater tributary to _____

(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, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>.33</u>	Use	<u>Industrial</u>	Period of Use From	<u>Jan. 1</u> To <u>Dec. 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) .33 TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW ¼ SW ¼, Sec. 12 Twp. 7N Rge. 40E B.M., County of Fremont
Additional points of diversion: Well (1) 6" d. 150' deep

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.

(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.

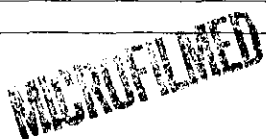
T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7N	40E	12										X							

No. of acres _____

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
Industrial Water use
Lumber Manufacturing, lumber dry kilns (steam boiler)
Domestic water and fire protection

NOTE: Include here the type and number of stock watered: N/A

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



[illegible]

Received by dh Date 8-01-79 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by MC Date _____
\$20.00 fee received by dh Date 7-30-79 #13622
Published in Fremont County Chronicle
Dates August 9 & 16, 1979

[illegible]

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES
Eastern Region

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

AUGUST 27, 1979

IDAHO STUD MILL
BOX 167
ST. ANTHONY

ID 83445

RE: Claim No. 22-4015

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

MICROFILMED

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.

Notice is hereby given that Idaho Stud Mill, A Division of Edward Hines Lumber Company

(Name of Claimant)

Box 167, St. Anthony, Idaho

83445

Telephone No. (208) 624-3445

(Mailing Address)

(Zip Code)

(1) Date of priority: (When was the water first applied to a beneficial use) April, 1962

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)

ground water tributary to

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

				(Both dates inclusive)	
(cfs, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)		(Mo., Day)	(Mo., Day)
33	.1472 cfs	Use	Industrial	Jan. 31	Dec. 31
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 _____
Quantity	_____	Use	_____	Period of Use From _____	To _____

(4) .33 .1472 cfs TOTAL QUANTITY USED.
(cfs. apd. AFA)

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

SW ¼ SW ¼, Sec. 12 Twp. 7N Rge. 40 E. B.M., County of Fremont

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.

(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.

[illegible]

No. of acres _____

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

Industrial Water use

Lumber Manufacturing, lumber dry kilns (steam boiler)

Domestic water and fire protection

NOTE: Include here the type and number of stock watered: N/A

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

V O I D

MEMORANDUM

(8) Remarks _____

	4		3		2			1	
							ST. ANTHONY		
	9		10		11			12	
							XXX XXX		
	6		15		14			13	

Scale: 2 inches equal 1 mile. SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 12, T 7N, R40E.B.M., Fremont County

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 Fremont) 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 18th day of July, 19 79.

(Claimant)
Notary Public
Residing at St. Anthony, Idaho

My commission expires 9-27-79

FOR DEPARTMENT USE ONLY
Received by dh Date 7-20-79 Exception filed by: Fowarded to Date
Prelim. check by EMC dh Date 7-30-79 #13622 claimant by:
\$20.00 fee received by Date
Published in
Dates

- VOID -

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES
Eastern Region

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7185

AUGUST 3, 1979

Fremont County Chronicle News
P. O. Box 558
St. Anthony, Idaho 83445

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 AUGUST 27, 1979.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

8/10/79

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

22-4015_

IDAHO STUD MILL

BOX 167, ST. ANTHONY, ID 83445

Source: GROUNDWATER

Priority Date: 04/01/1962

Amount: 0.33 CFS

Diversion Point: SWSW Sec 12 T 07N R 40E, FREMONT Co.

Use: INDUSTRIAL (0.33 CFS) from 01/01 to 12/31

Place of Use: SWSW Sec 12 T 07N R 40E

Diversion Means: WELL & PUMP

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho 83401.

C. STEPHEN ALLRED

Director

Published 8/9 & 8/16/79.

MICROFILMED

RECEIVED
JUL 31 1979

Dep. of Water Resources
1515 Lincoln Road

NELS T. SAHL

ATTORNEY AT LAW

P. O. BOX NO. 570

ST. ANTHONY, IDAHO 83445

624-3483

AREA CODE 208

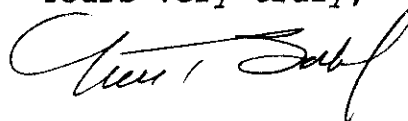
July 31, 1979

Mr. Ernest M. Carlsen
Water Resource Analyst
State of Idaho
Department of Water Resources
1515 Lincoln Road
Idaho Falls, ID 83401

Dear Mr. Carlsen:

I am returning the Claim to a Water Right which you helped me to prepare. It has been signed by the claimant and sent to you for your consideration and further processing.

Yours very truly,



Nels T. Sahl

NTS:dpc

Enclosure

MICROFILMED

IDAHO STUD MILL
DIVISION OF EDWARD HINES LUMBER CO.
P. O. BOX 167 ST. ANTHONY, IDAHO 83445

No 8019

RED ARROW™ PRECISION K.D.

IDAHO FIRST NATIONAL BANK
REXBURG OFFICE
REXBURG, IDAHO 83440
92-135/1241

PAY **THE SUM 55 DOLS 00 CTS**

TO State of Idaho
THE Department of Water Resources
ORDER
OF

DATE 6/29/79 AMOUNT \$55.00

IDAHO STUD MILL

Testa C. G. G. G.

⑈008019⑈ ⑆1241⑈0135⑆ 47 00001 7⑈

Nels T. Sahl
Attorney at Law
P. O. Box 570
St. Anthony, Idaho 83445

Dear Mr. Sahl:

I am returning to you the claim to a water right and the application for permit you submitted on behalf of the Idaho Stud Mill, along with their check No. 8019 in the amount of \$55.00. As per our telephone conversation, it will be necessary for you to file a claim on the one well that was first used in April of 1962. In addition, an application for permit should be filed for the remaining two wells first used in 1969 and 1977.

I have enclosed a claim form and application for permit forms for this purpose. Please complete the new forms, making the necessary alterations, and return them to this office with the appropriate statutory filing fees. If I can be of any further assistance, please feel free to contact me.

Very truly yours,

ANTHONY R. KOZLOWSKI
Sr. Water Resource Agent

ARK:dh

Enclosures
Attachment: check 92-135/\$55.00

RECEIVED

NELS T. SAHL

ATTORNEY AT LAW

P. O. BOX NO. 570

ST. ANTHONY, IDAHO 83445

624-3483

AREA CODE 208

June 29, 1979

State of Idaho
Department of Water Resources
1515 Lincoln Road
Idaho Falls, ID 83401

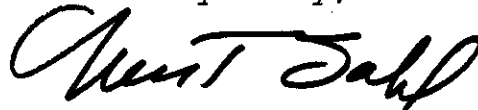
ATTENTION: Bill Rhoads

Dear Mr. Rhoads:

Re: Application for Permit
Idaho Stud Mill

I am enclosing an application for permit and claim to a water right on behalf of the Idaho Stud Mill, together with their check made payable to you in the amount of \$55.00 and trust that the permits are satisfactory. If there are any questions, please do not hesitate to call me. I appreciate your consideration shown to me when I visited your office.

Yours very truly,



Nels T. Sahl

NTS:dpc

Enclosures



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

July 24, 1979

Nels T. Sahl
Attorney at Law
P.O. Box 570
St. Anthony, ID 83445

Dear Mr. Sahl:

Subsequent to our telephone conversation of July 20, 1979, the Department receipted Idaho Stud Mill's claim to a water right and their application for permit. Although the designated changes for the quantity of water to be appropriated were incorporated on the application, we could not alter the claim. Enclosed you will, therefore, find a new claim indicating the increased quantity of .33 CFS in Items 3 and 4.

Since the check sent in payment of the filing fee covered both the application and claim, no additional funds need be included when resubmitting the new claim. Furthermore, if this claim has not been returned to our office by August 6, 1979, we will request the State Auditor reimburse you the \$20.00 filing fee.

Feel free to contact me should you have any questions concerning this matter.

Respectfully submitted,

Ernest M. Carlsen

ERNEST M. CARLSEN
Water Resource Analyst

EMC:jf

Enclosures

MICROFILMED

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Ernest Carlson.

Right Number 22 4015 Applicant Idaho Stud Mill.

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. received July 20th

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Carlson Date 9/12/79

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Juni Date 9/24/79

RECEIVED