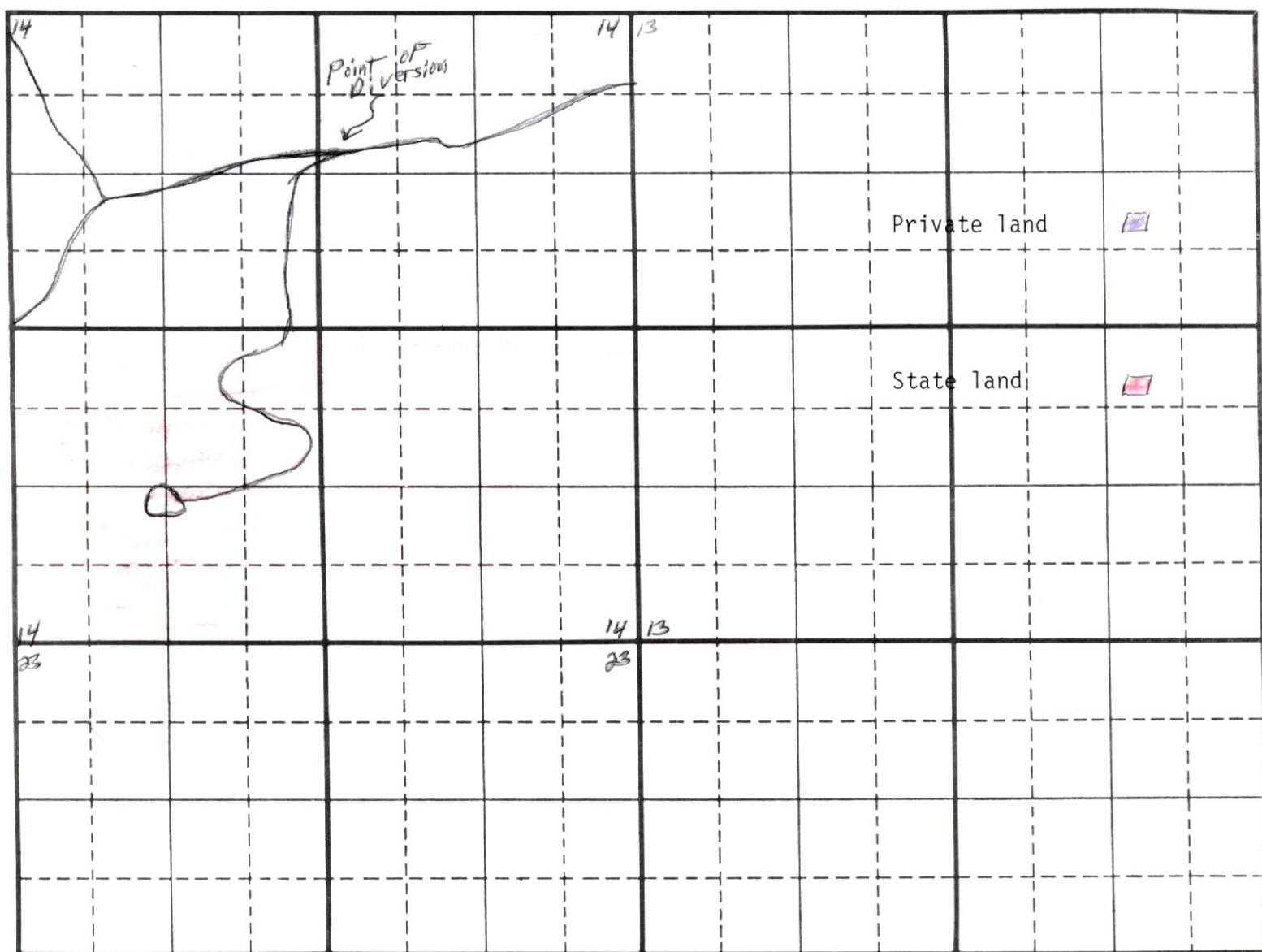


(8) Remarks This diversion and pond is the source of livestock water for the south half of Section 14, Twp. 15 N., Rge. 43 E.BM.



Scale: 4 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 Ada) 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.

Idaho Dept of Lands by
Donald E. Hobbs C-BRM
(Claimant)

Sworn to before me this 11th day of January, 1982.

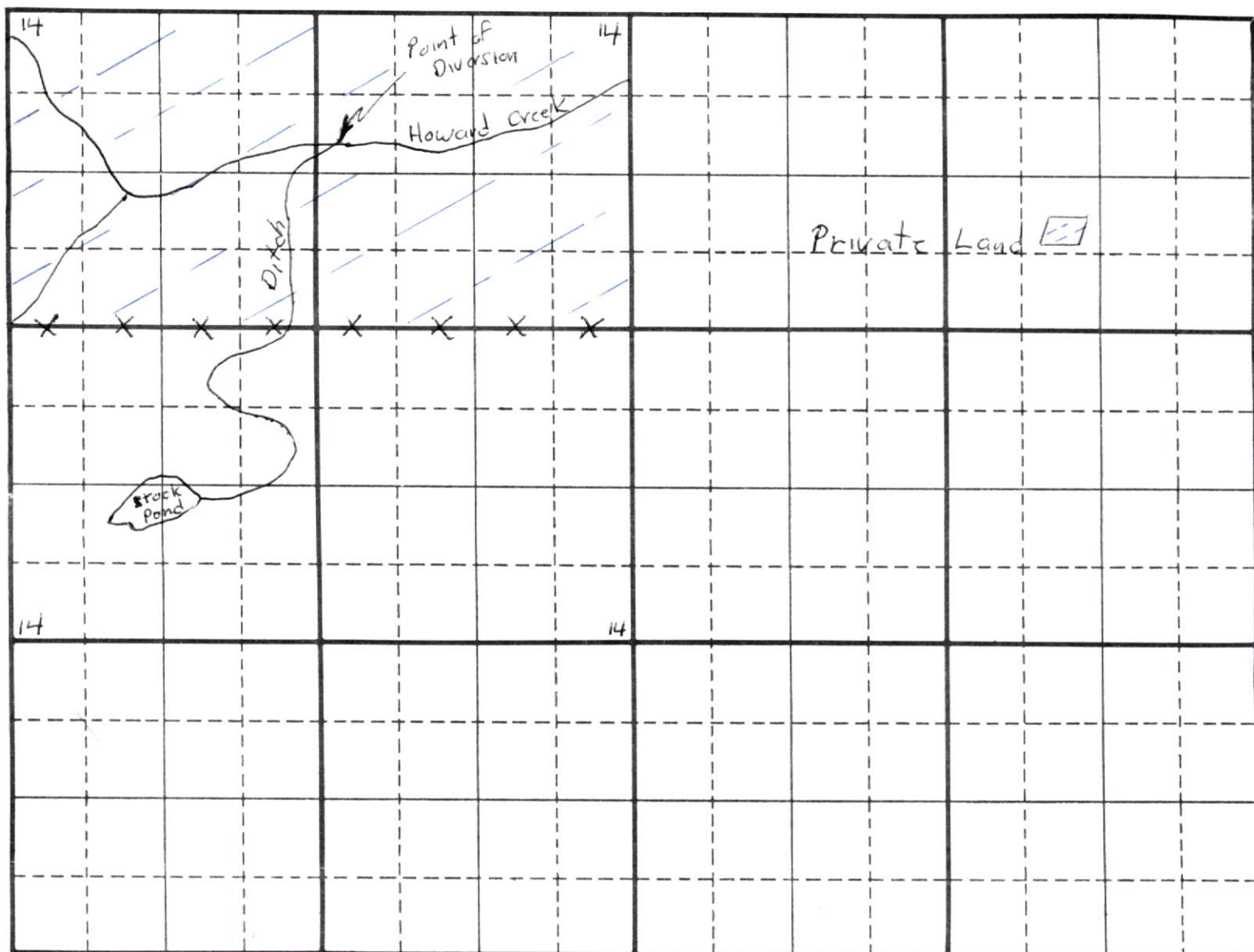
Sandra J. Brown
Notary Public
Residing at Boise, Idaho

My commission expires 8-1-83

FOR DEPARTMENT USE ONLY

Received by <u>CW</u>	Date <u>1-13-82</u>	Exception filed by:	Forwarded to	Date
Prelim. check by	Date		claimant by:	
\$30.00 fee received by <u>N.A.</u>	Date			
Published in <u>Tremont City Chronicle</u>		<u>Al Frazier</u>	<u>CW</u>	<u>3-08-82</u>
Dates <u>Feb 4 + 11, 1982</u>		<u>Diamond D Ranch</u>		

(8) Remarks This diversion and pond is the source of livestock water for south half of section 14, T. 15N, R. 43E, B.M.



Scale: 4 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 Ada) 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.

Alpha Dept of Land by
Donald E. Holtz G-15RM
(Claimant)

Sworn to before me this 17th day of December, 19 81.

Jandra Brown
Notary Public
Residing at Basin, Idaho

My commission expires 8-1-83

FOR DEPARTMENT USE ONLY

Received by <u>OW</u>	Date <u>12-18-81</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>HWT</u>	Date <u>12-18-81</u>		claimant by:	
\$20.00 fee received by <u>OW</u>	Date <u>12-18-81</u>			
Published in <u>Triennial City Choice #20016</u>				
Dates <u>12-31 & 1-7-82</u>				

1 27 00

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AMENDED 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 State of Idaho Department of Lands
(Name of Claimant)
Route 1, Box 400, Idaho Falls, ID 83401 Telephone No. 523-5398
(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) 10-6-57- 6-1-1950

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)
Howard Creek tributary to Henry's Lake

(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.)	(Mo., Day)	(Mo., Day)
Quantity	<u>0.2 cfs</u>	Use <u>Diversion to storage</u>	Period of Use From <u>01-1-57</u>	To <u>01-9-7 12/31</u>
Quantity	<u>1 acre feet</u>	Use <u>Stock water storage</u>	Period of Use From <u>01-1-57</u>	To <u>01-9-7-12/31</u>
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To

(4) .2 cts/1AF TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW 1/4 NE 1/4, Sec. 14 Twp. 15 N Rge. 43E B.M., County of Fremont
Additional points of diversion: (Stream index: 272-489-63 reach 2.5 miles)

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.
Open ditch to stockwater pond

(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%	
15N	43E	14									X	X	X	X	X	X	X	X	

No. of acres

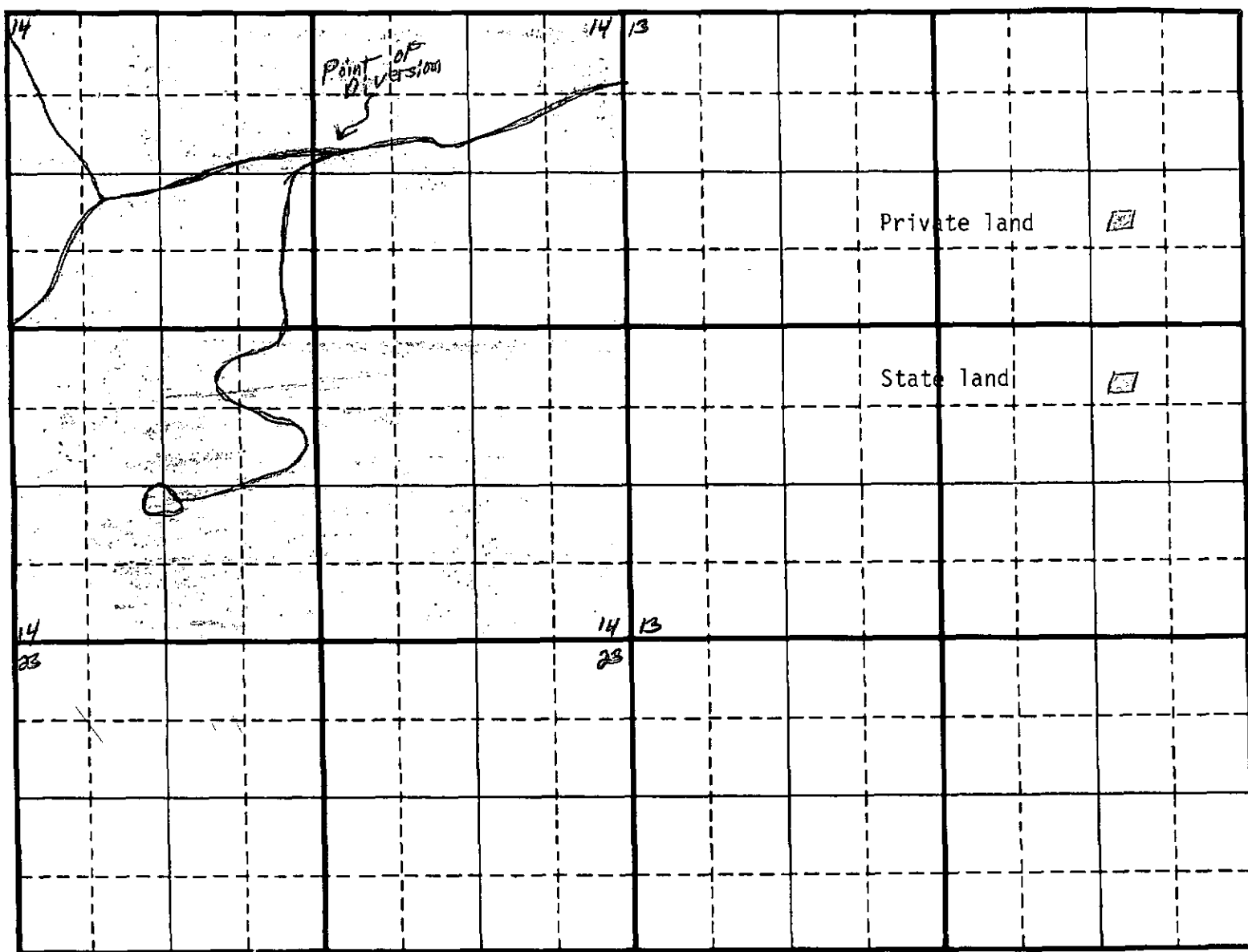
B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
stock water

NOTE: Include here the type and number of stock watered: 100 head of beef cattle

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

RECEIVED

(8) Remarks This diversion and pond is the source of livestock water for the south half of Section 14, Twp. 15 N., Rge. 43 E.BM.



Scale: 4 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 Ada) 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.

Idaho Dept of Lands by
Donald E. Hobbs C-BRM
(Claimant)

Sworn to before me this 11th day of January, 1982.

Sandra J. Brown
Notary Public
Residing at Boise, Idaho

My commission expires 8-1-83

FOR DEPARTMENT USE ONLY

Received by <u>CW</u>	Date <u>1-13-82</u>	Exception filed by:	Forwarded to claimant by:	Date
Prelim. check by	Date			
\$30.00 fee received by <u>N.A.</u>	Date			
Published in <u>Spokane City Chronicle</u>		<u>Al Frazier</u>	<u>CW</u>	<u>3-08-82</u>
Dates <u>Feb 4 & 11, 1983</u>		<u>Diamond D Ranch</u>		

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, State of Idaho Department of Lands
(Name of Claimant)

Rt. #1, Box 400 Idaho Falls, Idaho 83401 Telephone No. 523-5398
(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) June 1, 1950

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)

HOWARD CREEK tributary to HENRY'S LAKE

(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>0.02cfs</u>	Use <u>Stockwater</u>	Period of Use From <u>6/1</u>	To <u>9/1</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) 0.02cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

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

NW ¼ NE ¼, Sec. 14 Twp. 15N Rge. 43E B.M., County of Fremont

Additional points of diversion:

272-489-63 Reach 2.5 miles

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. The water has been diverted onto state land into a pond via a small ditch, which would carry an estimated 50 inches of water.

(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	
15N	43E	14									X	X	X	X					

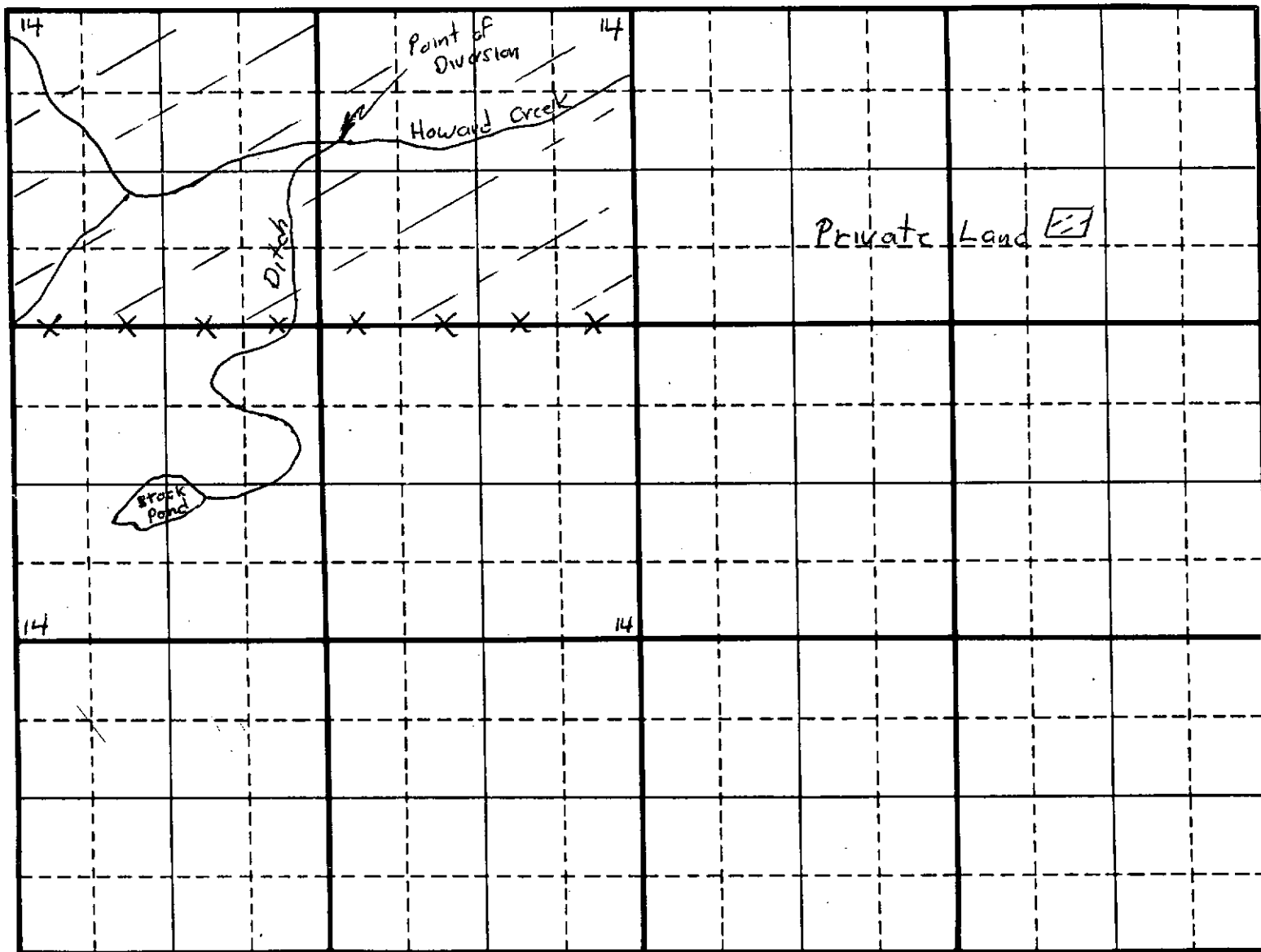
No. of acres _____

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Livestock which has customarily grazed the area during the summer months has utilized water flowing from adjoining private land onto state land and flowing into a large pond where the water sinks. The state land in question has the capabilities of running approximately 100 cows for 3 months

NOTE: Include here the type and number of stock watered: Approx. 100 head beef cattle

(7) If you are claiming water as a member of an organization, list name of organization: State of Idaho, Dept. of Lands

(8) Remarks This diversion and pond is the source of livestock water for south half of section 14, T. 15N, R. 43E, B.M.



Scale: $\frac{1}{4}$ 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 Ada) 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.

Alpha Dept of Land by
Donald E. Miller (Claimant)
C.B.R.M.

Sworn to before me this 17th day of December, 1981

Sandra J. Brown
Notary Public
Residing at Burton, Idaho

My commission expires 8-1-83

FOR DEPARTMENT USE ONLY

Received by <u>OW</u>	Date <u>12-18-81</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>HUT</u>	Date <u>12-18-81</u>		claimant by:	
\$20.00 fee received by <u>OW</u>	Date <u>12-18-81</u>			
Published in <u>Fremont City Chronicle #20016</u>				
Dates <u>12-31 & 1-7-82</u>				

IN THE MATTER OF:)
Idaho Land Department)
Claim to Water Right)
#21-4085 and Amended)
Claim to Water Right)
#21-4085)
State of Idaho)
County of Fremont)

AFFIDAVIT

Al Frazier being first duly sworn,

deposes and says: WHEREAS, the State of Idaho Department of Lands
has filed the above claims and has advertised the first claim in the
Fremont Chronicle News on the dates of December 31, 1981 and January
7, 1982, and Amended Claim on February 4 and February 11, 1982, and

WHEREAS, I, Al Frazier, as Ranch Foreman of the Salisbury
Ranch, owned and operated by the Salisbury Corporation, an Idaho
corporation, hereby file an exception to the above mentioned claim
as amended on January 11, 1982, for the reasons that statements
made in said claim are not correct and cannot be substantiated
and that the State of Idaho has not used water on Sec. 14, T. 15 N.,
R. 43, E.B.M. from the priority date of June 1, 1950 as claimed,
and has not put to beneficial use water from January 1 to December
31 in any year, and

WHEREAS, the Salisbury Corporation has a water right on Howard
Creek with a priority date of 1887, and

WHEREAS, it has been determined that, in any average year, the
flow of water in said Howard Creek does not exceed the volume covered
by the above referenced right of the Salisbury Corporation, and

WHEREAS, past use on state land of said water has been limited
to the months of June and very early July and has not exceeded the
period of six weeks in any year and, in most years, has been confined
to five weeks, and

(Signature)

Subscribed and sworn to before me this ____ day of _____, 19__.

(Notary Public)

Residing at _____
My Commission Expires _____

AFFIDAVIT

being first duly sworn,

NOW THEREFORE, I request that this appeal for exception be granted and the above-mentioned Claim to Water Right #21-4085 and Amended Claim to Water Right #21-4085 be not granted.

(Signature)

Subscribed and sworn to before me this 25th day of February, 1982.

(Notary Public)

Residing at Idaho Falls, Idaho
My Commission Expires July 1966

THE CHRONICLE-NEWS

ST. ANTHONY, IDAHO

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
County of Fremont } ss

I, Raymond F. Nash,
being first duly sworn, depose and say, that I am
the printer of THE CHRONICLE-NEWS, a weekly
newspaper printed and published weekly at St.
Anthony, Fremont County, Idaho; and I do
solemnly swear that the

Notice of amended claim to water
a copy of which notice appears attached here-
to, was published in the regular and entire issue
of said newspaper, and not in any

supplement issue thereof for two
consecutive issues, the first publication hav-
ing been made on Feb. 4, 1982
and the last publication having been made
Feb. 11, 1982
on _____.

Further, that said newspaper is one of general
circulation in said county; that it is a legal
newspaper, conforming to legal specifications
under the Idaho Statutes; that it has at least two
hundred bona fide subscribers living within the
county of publication; and that it has been
continuously and uninterruptedly published in said
county during a period of seventy-eight con-
secutive weeks prior to the first publication of the
said notice.

Raymond F. Nash

Subscribed to and sworn to before me
this Feb. 12, 1982

David L. Thorne
Notary Public.

(SEAL)
My commission expires Lifetime

RECEIVED

MAR 9 1982

Department of Water Resources
Eastern District Office

NOTICE OF AMENDED CLAIM TO A WATER RIGHT No. 21-4085

Notice is hereby given that Claim to a
Water Right No. 21-4085 in the name of
State of Idaho, Department of Lands, Idaho
Falls, Idaho, was filed with a priority date of
June 1, 1950 for the diversion and ap-
plication to beneficial use of 0.02 cfs of
water from Howard Creek tributary to
Henry's Lake with point of diversion within
the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 14, T. 15N, R. 43E,
B.M., Fremont County; the water is claimed
to be used from June 1 to September 1 for
stockwatering purposes within the SW $\frac{1}{4}$,
Sec. 14, T. 15N, R. 43E, B.M.

The claimant now proposes to amend claim
No. 21-4085 amending the claim as follows.
The priority date now claimed is June 1,
1950 for the diversion of 0.20 cfs for
diversion to storage and 1 acre-foot for
stockwater storage from January 1 to
December 31; to be used within the S $\frac{1}{2}$,
Sec. 14, T. 15N, R. 43E, B.M.

Any exception to any claim of water right
may be filed with the Idaho Department of
Water Resources, 150 Shoup, Idaho Falls,
Idaho 83402.

A. KENNETH DUNN
Director

Publ. Feb. 4 and 11, 1982CN

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 Editor
of The Chronicle-News, a news-
paper as defined by Idaho
Codes Annotated, section 53-103,
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 31

day of Dec., 1981,

and the last publication on the

7 day of Jan.

19 82

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 8

day of Jan.

19 82

Notary Public for the
State of Idaho, resi-

St. Anthony, Idaho

NOTICE OF CLAIMS
TO WATER RIGHTS

Notice is hereby given that the following
claim to a water right has been established by
diversion and application to beneficial use.

Application No.: 21-4085

Applicant: STATE OF IDAHO, DEPT. OF
LANDS, RT. 1 BOX 400, IDAHO FALLS, ID
83401

Source: HOWARD CREEK tributary to
HENRYS LAKE

Priority Date: 06/01/1950

Amount: 0.02 CFS

Diversion Point: NWNE Sec 14 T 15N R
43E, FREMONT Co.

Use: STOCKWATER, (0.02 CFS) from
06/01 to 09/01

Place of Use: NESW NWSW SWSW SESW
Sec 14 T 15N R 43E

Diversion Means: DITCH & POND

Any exception to any claim of water right
may be filed with the Director of the Idaho
Department of Water Resources, 150 Shoup
Avenue, Idaho Falls, Idaho 83402

A. KENNETH DUNN
Director

Publ. Dec. 31, 1981 and Jan. 7, 1982CN

RECEIVED

JAN 18 1982

Department of Water Resources
Eastern District Office

MICROFILMED

April 13, 1982

RE: Amended Claim to a Water Right No. 21-4085

State of Idaho
Department of Lands
Rt. #1, Box 400
Idaho Falls, ID 83401

Gentlemen:

The Department of Water Resources has completed the processing of your amended claim to a water right and no further action is authorized under Sections 42-225a and 42-225b, Idaho Code. Your claim will be retained in our files and will be available at any time for use by you or the court.

As you are aware, the filing of your amended claim does not, in itself, guarantee you a water right; it only records and preserves 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 in your amended claim file, you may have that information or evidence added at any time. Please refer to your claim number when corresponding with this office.

We are enclosing, for your records, a copy of your amended claim. If you have any questions or if we can be of further assistance, please feel free to call upon us.

Very truly yours,

RONALD D. CARLSON
Eastern Regional Supervisor

RDC:cw

Enclosure

RECEIVED

APR 15 1982

Department of Water Resources

March 8, 1982

RE: Claim to a Water Right No. 21-4085 (Amended)

State of Idaho
Department of Lands
Rt. #1, Box 400
Idaho Falls, ID 83401

Gentlemen:

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.

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

Enclosure

March 8, 1982

RE: Claim to a Water Right No. 21-4085 STATE LANDS (Amended)

Al Frazier
Diamond D Ranch
Star Route, Box 42
Mack's Inn, ID 83433

Dear Mr. Frazier:

We have received the exception dated February 25, 1982, 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

March 8, 1982

RE: Amended Claim to a Water Right No. 21-4085 STATE LANDS

Fremont County Chronicle
Box 568
St. Anthony, ID 83445

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 February 4 and 11, 1982.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

COLLEEN WRAY
Adm. Secretary



DIAMOND D RANCH
HENRY'S LAKE, IDAHO

MAIL ADDRESS:
STAR ROUTE Box 42
MACK'S INN, IDAHO 83433

PHONE
(208) 558-7218

February 17, 1982

RECEIVED

FEB 18 1982

Department of Water Resources
Eastern District Office

Mr. Ernest Carlsen
Assistant Regional Supervisor
Department of Water Resources
State of Idaho
150 Shoup
Idaho Falls ID 83401

RE: Claim to a Water Right No. 21-4085 DEPARTMENT OF LANDS

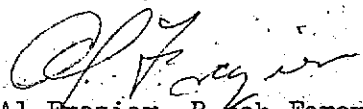
Dear Mr. Carlsen:

Thank you for your letter of January 26 and the enclosed affidavit forms and copy of the above claim.

I have delayed answering until your advertisements appeared in the Fremont-Chronicle News. We intend to file an exception as I previously indicated.

We shall do this next week after I have met with Mr. O. J. Salisbury who will be in Idaho Falls on the 25th when I shall have an opportunity to go over the matter with him.

Very truly yours,


Al Frazier, Ranch Foreman

cc: O. J. Salisbury

RECEIVED
FEB 18 1982

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: HWJ
21 4085

Right Number 21-4085 Applicant Dept of Lands

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.

Jan 18, 1982
Completed 2/22/82

FINAL REGIONAL PROCESSING REVIEW:

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

By ew Date 3-08-82
eme 4-07-82

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By kw Date 4/16/82

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
NWNE	14	15N	41E	--	--	002.5

IDAHO STREAM CODE INDEX

272.0.489.0.063.0.-----

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]

February 18, 1982

RE: Claim to a Water Right No. 21-4085 DEPT. OF LANDS

Ward Hittson
P.O. Box 1178
Idaho Falls, Idaho 83401

Dear Mr. Hittson:

We are returning your letter which expresses opposition to claim to a water right No. 21-4085 in the name of State of Idaho, Department of Lands.

If you do not agree that a right has been established as set forth on the claim, then you may file an exception. The exception, which can be filed at any time, must be in affidavit form and clearly indicate why the right claimed is incorrectly represented. For your convenience, an affidavit form is enclosed.

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

JANUARY 28, 1982

Fremont County Chronicle News
P. O. Box 568
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 FEBRUARY 22, 1982.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

RECEIVED
JAN 30 1982

NOTICE OF AMENDED CLAIM TO A WATER RIGHT

No. 21-4085

Notice is hereby given that Claim to a Water Right No. 21-4085 in the name of State of Idaho, Department of Lands, Idaho Falls, Idaho, was filed with a priority date of June 1, 1950 for the diversion and application to beneficial use of 0.02 cfs of water from Howard Creek tributary to Henry's Lake with point of diversion within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 14, T. 15N, R. 43E, B.M., Fremont County; the water is claimed to be used from June 1 to September 1 for stockwatering purposes within the SW $\frac{1}{4}$, Sec. 14, T. 15N, R. 43E, B.M.

The claimant now proposes to amend claim No. 21-4085 amending the claim as follows. The priority date now claimed is June 1, 1950 for the diversion of 0.20 cfs for diversion to storage and 1 acre-foot for stockwater storage from January 1 to December 31; to be used within the S $\frac{1}{2}$, Sec. 14, T. 15N, R. 43E, B.M.

Any exception to any claim of water right may be filed with the Idaho Department of Water Resources, 150 Shoup, Idaho Falls, Idaho, 83402.

A. KENNETH DUNN

Director

Published in the Fremont County Chronicle, February 4 and 11, 1982.

RECORDED

January 26, 1982

RE: Claim to a Water Right No. 21-4085 DEPARTMENT OF LANDS

Al Frazier
Diamond D Ranch
Star Route, Box 42
Macks Inn, ID 83433

Dear Mr. Frazier:

We are returning your letter of protest concerning the above referenced claim to a water right.

If you do not agree with the information that is contained in the above referenced claim to a water right, then you should file an exception, which must be in affidavit form, indicating why the right claim is incorrectly represented. There is no time limitation for filing an exception to a claim, however, we request that if you choose to file an exception you submit it as soon as possible to assist us in rapid processing. For your convenience, we have enclosed an affidavit form.

We have also enclosed an amended claim to a water right No. 21-4085 for your review which was filed on January 13, 1982, and which will be advertised in the Fremont County Chronicle.

If we may be of further assistance, please feel free to contact this office.

Respectfully submitted,

ERNEST CARLSEN
Assistant Regional Supervisor

Enclosures



STATE OF IDAHO

RECEIVED

NOV 30 1981

DEPARTMENT OF LANDS

STATEHOUSE, BOISE, IDAHO 83720

GORDON C. TROMBLEY
DIRECTOR

Department of Water Resources
STATE BOARD OF LAND COMMISSIONERS

JOHN V. EVANS
GOVERNOR AND PRESIDENT
PETE T. CENARRUSA
SECRETARY OF STATE
DAVID H. LEROY
ATTORNEY GENERAL
JOE R. WILLIAMS
STATE AUDITOR
JERRY L. EVANS
SUPT OF PUBLIC INSTRUCTION

November 30, 1981

Director
Department of Water Resources
Building Mail

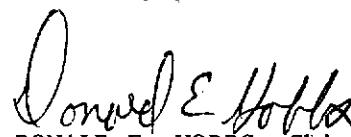
Dear Sir:

Re: SW $\frac{1}{4}$ Sec 14-15N-43E

Enclosed is an application to appropriate water from Howard Creek in Fremont County for stock water.

We are forwarding a DA-8 through the State Auditor's office in the amount of \$30.00 for the application fee. The warrant should reach your office shortly.

Sincerely yours,


DONALD E. HOBBS, Chief
Bureau of Range Management

DEH:vp
enc.

MICROFILMED

December 14, 1981

Donald Hobbs
Bureau of Range Management
Idaho Department of Lands
Statehouse
Boise, Idaho 83720

Dear Mr. Hobbs:

Enclosed you will find your department's claim to a water right and check No. 92-9 for \$30.00. Several modifications were necessary and personnel from the Idaho Falls Office gave me the information to do so.

Please review the claim we typed and if all seems correct, sign and notarize the document; then return to this office with the \$30.00 filing fee.

Sincerely,

HAROLD W. JONES
Sr. Resource Agent

HWJ:cw

Attachment: Check No. 92-9

Enclosures

FORM DA-8 Rev. 7-1-77
 WHITE — State Auditor
 BLUE — Purchasing Copy
 YELLOW — Remittance Advice
 PINK — State Auditor then Agency
 GOLDENROD — Agency Copy
 AGENCY USE

EXPENDITURE VOUCHER

STATE OF IDAHO
 Office of State Auditor

AUDITOR USE

Document No.	
58547	
Pre-Audit	Date
	DEC 2 1981
Warrant No.	
1252325	

3766	
Date	November 30, 1981
Code	18-00-00

AGENCY NAME: Department of Lands

CHECK ONE:

- ☒ MISCELLANEOUS EXPENDITURE
☐ STATE CONTRACT

PAY TO Department of Water Resources
 BUILDING MAIL

Encumbrance Reference No.

- ☐ PURCHASE ORDER
☐ MISCELLANEOUS ENCUMBRANCE REQUISITION

PAYMENT: ☐ PARTIAL ☐ FINAL

LINE No.	PROGRAM			ACCT.	CLASS		DESCRIPTION (Include Quantity)	COMPLETE ONE		AGENCY USE
	Maj	Min	Ele		Maj	Min		%	LINE AMOUNT	
1	04	02	002	1101	81	11	Filing fee for permit to appropriate water SM Section 14-15N-43E. Fremont County		\$30.00	
vp									\$30.00	
TOTAL								100%=	\$30.00	

RECEIVED
 DEC 10 1981
 Department of Water Resources
 Eastern District Office

NOTE: Final payment must be accompanied by a receiving copy

TO STATE AUDITOR

AUDITOR'S CERTIFICATE

Request is hereby made that a warrant be authorized and drawn in payment of the item or items described above. I hereby certify that the items described were ordered by proper authority; that they are necessary in the public service, that the items have been received and accounted for, and that the account as stated is correct and just.

I hereby certify that the above account is in proper form; that totals carried hereon are correct; that receipts when required by law or regulation of the State Board of Examiners covering items for which reimbursement is asked are submitted herewith; and that there are funds in the state treasury and balances in appropriation accounts out of which the same may be lawfully paid.

Date 12-1-81 Head of Agency or Institution

State Auditor



STATE OF IDAHO

DEPARTMENT OF LANDS

STATEHOUSE, BOISE, IDAHO 83720

GORDON C. TROMBLEY
DIRECTOR

STATE BOARD OF LAND COMMISSIONERS

JOHN V. EVANS
GOVERNOR AND PRESIDENT
PETE T. CENARRUSA
SECRETARY OF STATE
DAVID H. LEROY
ATTORNEY GENERAL
JOE R. WILLIAMS
STATE AUDITOR
JERRY L. EVANS
SUP'T OF PUBLIC INSTRUCTION

December 17, 1981

Harold W. Jones
Sr. Resource Agent
150 Shoup
Idaho Falls, ID 83401

RECEIVED

DEC 18 1981

Department of Water Resources
Eastern District Office

Dear Mr. Jones:

Enclosed you will find the modified claim to a water right on Howard Creek, tributary to Henry's Lake, and warrant No. 1252325 for the \$30.00 filing fee.

Thank you for your assistance in this matter.

Sincerely yours,

DONALD E. HOBBS, Chief
Bureau of Range Management

vmp
enc. (3)

RECEIVED

EQUAL OPPORTUNITY EMPLOYER

21-4085-

STATE OF IDAHO

DEPT. OF LANDS. RT. 1 BOX 400. IDAHO FALLS. ID 83401

Source: HOWARD CREEK tributary to HENRYS LAKE

Priority Date: 06/01/1950

Amount: 0.02 CFS

Diversion Point: NWNE Sec 14 T 15N R 43E, FREMONT Co.

Use: STOCKWATER (0.02 CFS) from 06/01 to 09/01

Place of Use: NESW NWSE SWSW SESW Sec 14 T 15N R 43E

Diversion Means: DITCH & POND

Fremont County Chronicle

MICROFILMED