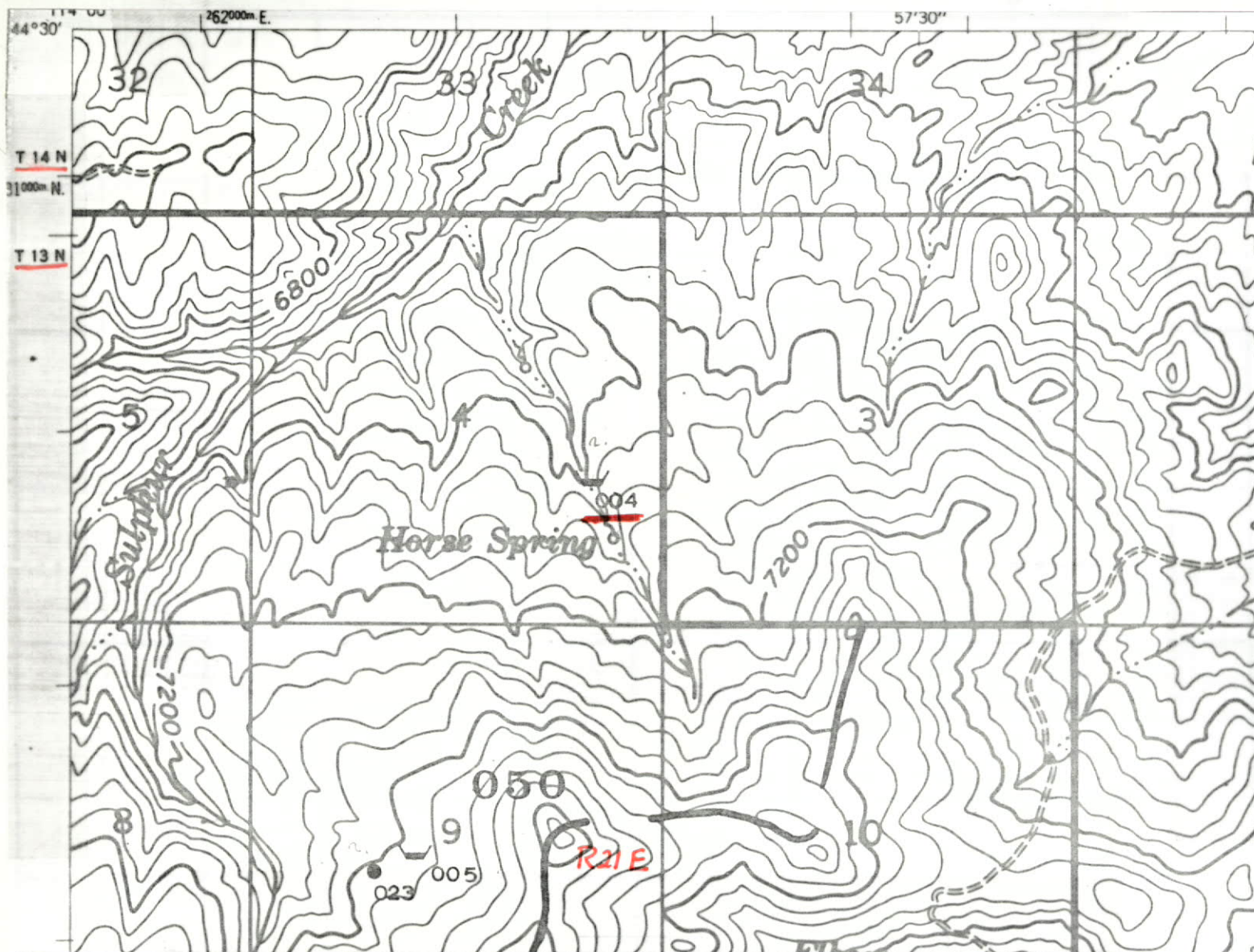


(8) Remarks _____



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 ~~XXXX~~ Utah)
) ss.
County of Weber)

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. United States of America - Forest Service

Richard J. Sanders

(for) L. KENT MAYS, JR. (Claimant) DRF, Resources

Sworn to before me this 18th day of August, 1982

Sandra S. Carlson

Notary Public
Residing at Willard (Box Elder County) Utah

My commission expires 2-20-85

FOR DEPARTMENT USE ONLY

Received by *CW* Date *8-25-82* Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by *HLS* Date *8-27-82* claimant by: _____
\$30.00 fee received by *CW* Date *9-20-82*
Published in *Custer County Pub Co.*
Dates *9/9 & 9/16/82* #22506

33 9020

17

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:

1. MARGARET PARKS

Publisher of the Challis Messenger, a weekly newspaper, published at Challis, Idaho, do solemnly swear that the notice hereto attached and made a part hereof, was published in the regular and entire issue of the Challis Messenger for 2 consecutive weeks, commencing with the issue dated Sept. 9 1982 and ending with the issue dated Sept. 16 1982

Margaret Parks

Subscribed and sworn to before this 1st day of October 1982

Edith M. Peck

Notary Public, residing at Challis, Idaho. My commission expires on

Life

73-4059
U.S. DEPT. OF AGRIC.
FOREST SERVICE,
FEDERAL BLDG., 324 25TH
ST., OGDEN, UT 84401

Source: HORSE SPRING
tributary to SULPHUR
CREEK

Priority Date: 09/30/1960

Amount: 0.02 CFS

Diversion Point: NESE
Sec 04 T 13N R 21E, CUSTER
Co.

Use: STOCKWATER (0.02
CFS) from 05/01 to 10/30

Place of Use: NESE Sec 04
T 13N R 21E

Diversion Means: HEAD-
BOX, TROUGH & PIPE

RECEIVED
OCT 6 1982

Department of Water Resources
Eastern District Office

73-4059

U.S. DEPT. OF AGRI.

FOREST SERVICE, FEDERAL BLDG., 324 25TH ST., OGDEN, UT 84401

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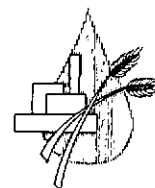
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MICROFILMED

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 U. S. Forest Service

(Name of Claimant)

324 25th Street Ogden, Utah

(Mailing Address)

84401

(Zip Code)

Telephone No. (201) 625-5360

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) 9/30/60

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)

Horse Spring (050 - 004) tributary to Sulphur 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.)	(Mo., Day)	(Both dates inclusive)	(Mo., Day)
Quantity <u>.02 cfs</u>	Use <u>Stockwatering</u>	Period of Use From <u>May 1</u>	To <u>Oct. 30</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) .02 cfs TOTAL QUANTITY USED.
(cfs, af)

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

NE 1/4 SE 1/4, Sec. 04 Twp. 13N Rge. 21E B.M., County of Custer

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. Head box collection system connected to a water trough by 1 1/2" PVC pipe.

- (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 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
13N	21E	04													X				

No. of acres _____

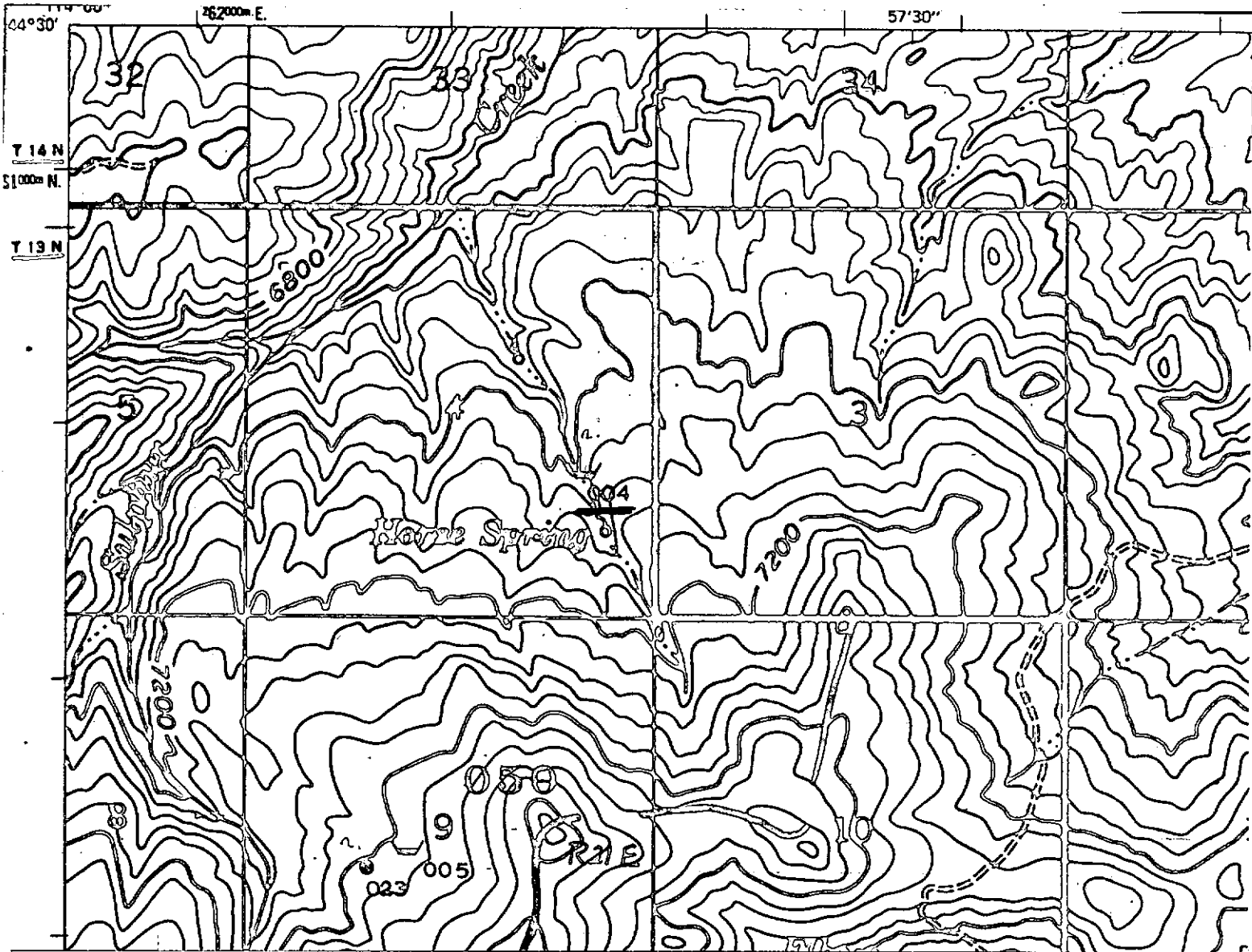
B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

Trough location: NE 1/4 SE 1/4 SEC 04 T13N R21E

NOTE: Include here the type and number of stock watered: Cattle - 252

- (7) If you are claiming water as a member of an organization, list name of organization: U. S. of America Forest Service

(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.

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Place of Use: NESE Sec 04
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Diversion Means: HEAD-
BOX, TROUGH & PIPE

RECEIVED
OCT 6 1982

Department of Water Resources
Eastern District Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

SEPTEMBER 27, 1982

U.S. DEPT. OF AGRIC.
FOREST SERVICE
FEDERAL BLDG.
324 25TH ST.
OGDEN

UT 84401

RE: Claim No. 73-4059

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

RECEIVED
OCT 14 1982

Department of Water Resources

Enclosure

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: HWT

Right Number 73 4050 Applicant USRS

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.

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Carlson Date Oct 12, 1982

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By KW Date 10/14/82

RECEIVED
OCT 14 1982

Sept 27, 1982

73-4059

U.S. DEPT. OF AGRI.

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OCT 1 1960