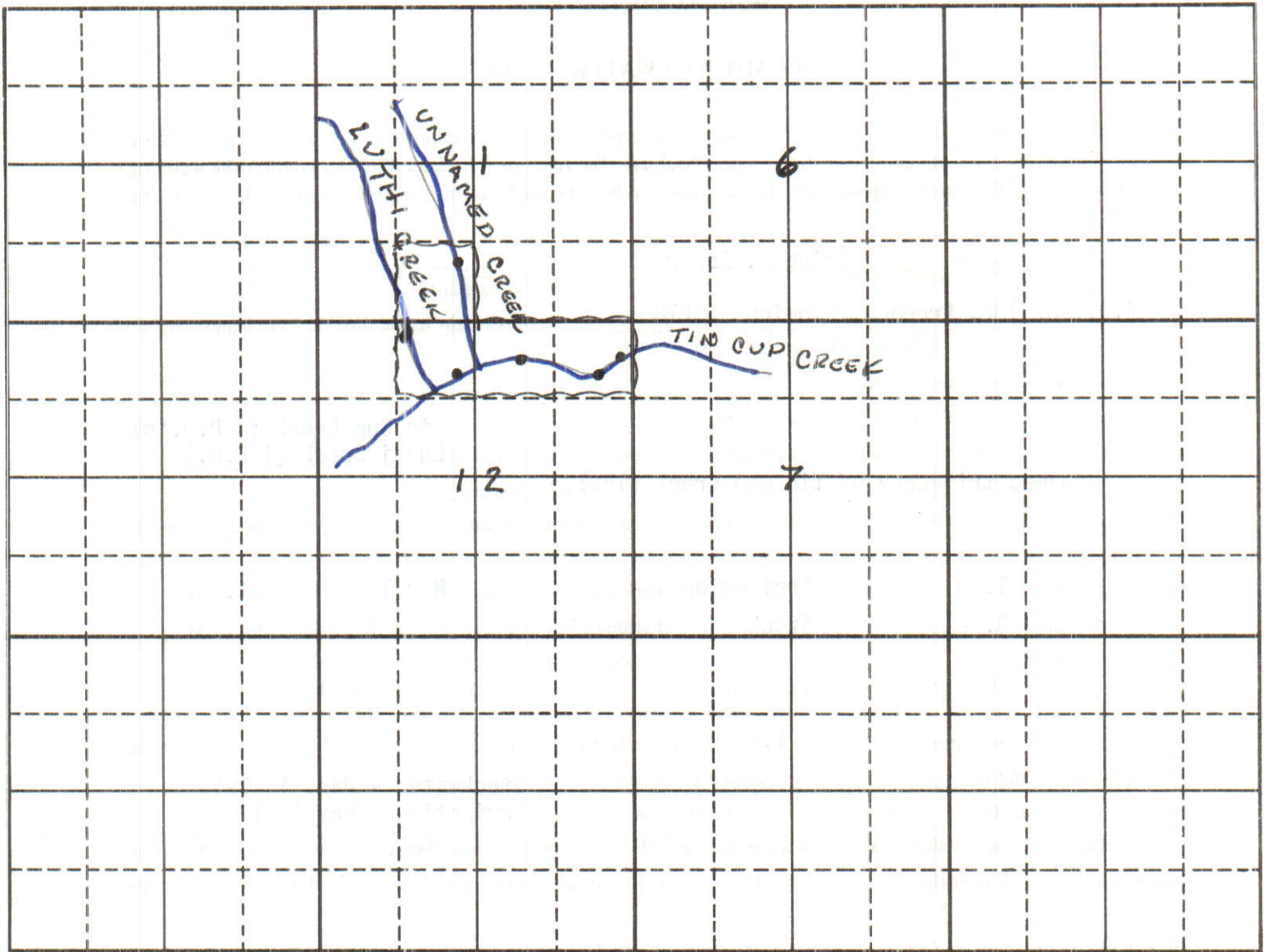


(8) Remarks _____



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 BOONEVILLE) 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 affiants knowledge.

Mariam M. Baker
(Claimant)

Sworn to before me this 29th day of MAY, 1976.

Ronald D. Carter
Notary Public

Residing at IDAHO FALLS, IDAHO

My commission expires 2/19/78

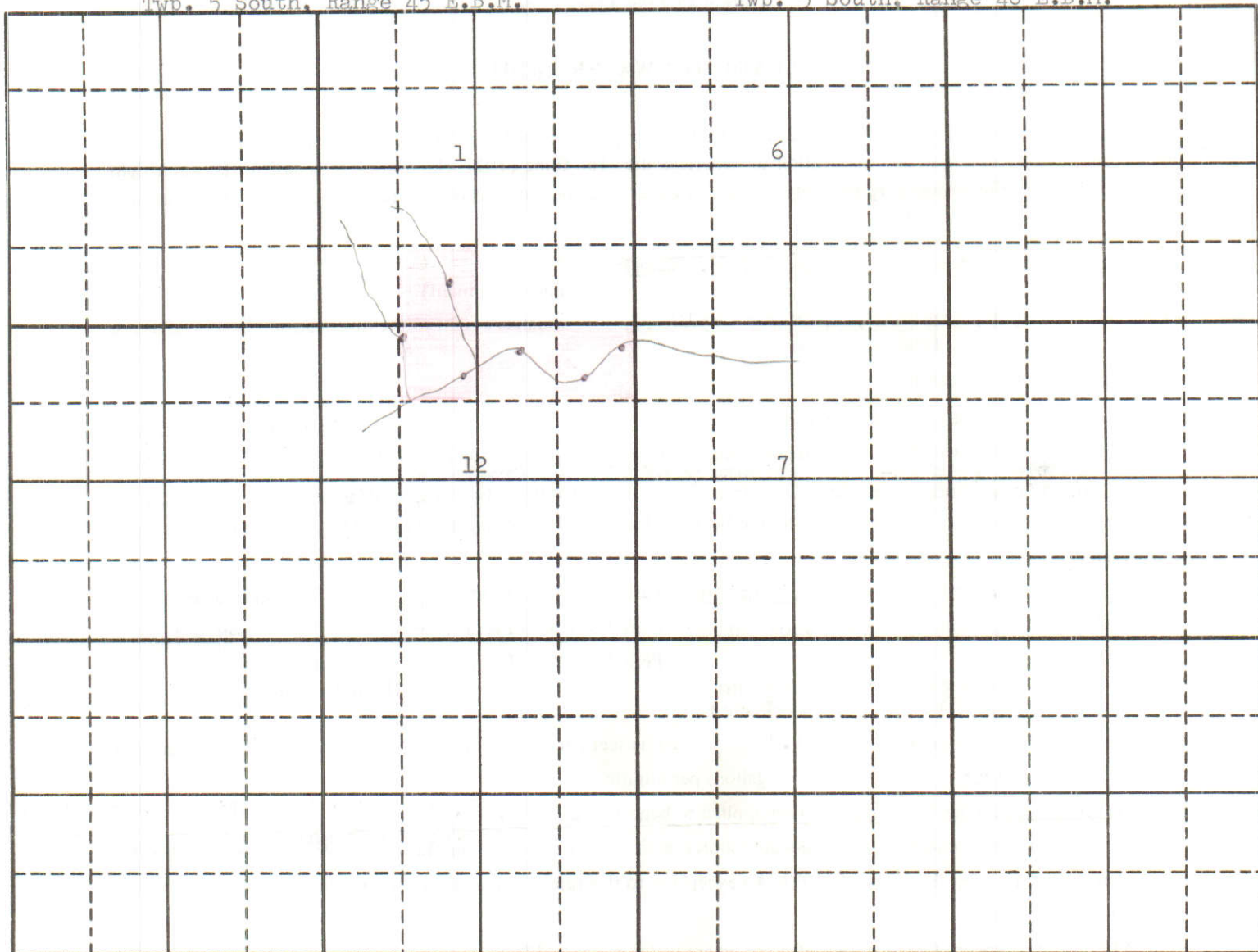
For Department Use Only

Received by <u>CW</u>	Date <u>5-24-76</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>RDC</u>	Date <u>4-19-76</u>		claimant by:	
\$10.00 fee received by <u>CW</u>	Date <u>4-19-76</u>			
Approved for publication by <u>CW</u>	<u>6-22-76</u> #15765			
Published in <u>Caribou County Sun</u>				
Dates <u>June 3 & June 10, 1976</u>				

(8) Remarks _____

Tw. 5 South, Range 45 E.B.M.

Tw. 5 South, Range 46 E.B.M.



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 affiants knowledge.

Sworn to before me this 15th day of April, 19 76.

Mariam M. Baker
(Claimant)

Almond R. Tucker
Notary Public
Residing at Idaho Falls, Ida.

My commission expires June 1, 1976

For Department Use Only

Received by <u>CW</u>	Date <u>4-19-76</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>RDC</u>	Date <u>4-19-76</u>		claimant by:	
\$10.00 fee received by <u>CW</u>	Date <u>4-19-76</u>			
Approved for publication by <u>#1525</u>				
Published in _____				
Dates _____				

RECEIVED

JUN 21 1976

Department of Water Resources
Eastern District Office

Affidavit of Publication

County of Caribou }
State of Idaho } ss.

Mark Steele

being first duly sworn on his
oath, states:

That he is Publisher
of the Caribou County Sun, a
newspaper of general circula-
tion in Caribou County, Idaho,
published weekly at Soda
Springs in said County, that said
newspaper has been pub-
lished in said County uninterru-
ptedly and continuously for
over seventy-eight consecutive
weeks, prior to the first publi-
cation of the annexed notice or
advertisement;

That the annexed notice was
published as per clipping at-
tached in the regular and entire
edition of said newspaper and
not in any supplement thereof

for 2 successive weekly
issues thereof, the date of the
first publication being the

3rd day of

June, 19 76

The date of the last publication

being the 10th day of

June, 19 76

Subscribed and sworn to be-

fore me this 17th day

of June, 19 76

Wendy M. Steele

Notary Public, residing
at Soda Springs, Idaho
(SEAL)

My Commission expires the

1st day of March

19 80

NOTICE OF CLAIM TO A WATER RIGHT NO. 24-4011

Notice is hereby given that
Miriam M. Baker, Freedom,
Wyoming has filed a claim to a
water right established by di-
version and application to ben-
eficial use of 1.42 cubic feet per
second of water from Tin Cup,
Luthi Creek and an unnamed
stream tributary to Tin Cup
Creek with point of diversion
in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 1, NE $\frac{1}{4}$
NE $\frac{1}{4}$ (2 points), NW $\frac{1}{4}$ NE $\frac{1}{4}$,
NE $\frac{1}{4}$ NW $\frac{1}{4}$ (2 points), Sec. 12,
T. 5S, R. 45E, B.M., Caribou
County.

The water is claimed to be
used from Jan. 1 to Dec. 31 for
stockwatering purposes with a
priority of Jan. 1, 1938; and
from May 1 to Oct. 31 for the
irrigation of 69 acres with a
priority of May 1, 1948 the
place of use is within the SE $\frac{1}{4}$
SW $\frac{1}{4}$, Sec. 1, N $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$
NW $\frac{1}{4}$, Sec. 12, T. 5S, R. 45E,
B.M.

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

R. KEITH HIGGINSON
Director

Published in the Caribou County
Sun, Soda Springs, Idaho on
June 3 and June 10, 1976

MICROFILMED

NAME OF APPLICANT.....

Form No. 0

34

35

36

BONNEVILLE CO

CARIBOU CO

LUTHI

CREEK

UNNAMED

3

2

HWY

TIN CUP

10

11

12

UNRECORDED

SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that Miriam M. Baker,
(name of claimant)
of P.O. Box 188, Freedom, Wyoming 83210, claims a right to the diversion and beneficial use of
(mailing address)
the public water of the State of Idaho

The extent and nature of said claim is as follows: Tin Cup Creek (4 P.D.'s)

(1) Describe source of water: (name of stream, lake, spring, etc., or ground water) Luthi Creek (1 P.D.)
Unnamed tributary of Tin Cup Creek (1PD) tributary to,

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

Amount	<u>1.40</u>	Use	<u>Irrigation</u>	Period of Use: From	<u>May 1</u>	To	<u>Oct. 31</u>
Amount	<u>0.022</u>	Use	<u>Stock</u>	Period of Use: From	<u>Jan. 1</u>	To	<u>Dec. 31</u>
Amount		Use		Period of Use: From		To	
	(cfs, gpm or a/f)		(dom., irri., stock, etc.)				(both dates inclusive)

(3) Total quantity of water claimed: 1.42 cubic feet per second, or _____ acre feet per annum, and/or _____ gallons per minute. Stockwater - Jan. 1, 1938

(4) Priority claimed: (the date water was first applied to beneficial use) Irrigation - May 1, 1948

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 to this rule is that a claim may be filed on domestic use from a ground-water source.

(5) A) Point of diversion: (give location of point where water is diverted from its source)
un. stream SE ¼ SW ¼, Sec. 1 Twp. 5S Rge. 45E B.M. County of Caribou

Additional points of diversion: 2 points NENE, NWNE, NENW (2points), Sec. 12 (Tin Cup and Luthi Creek), T. 5S, R. 45E, B.M., Caribou County

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. Pump & pipeline, 6" mainline, checks, 4" laterals, gravity flow from two points, where water is picked up by temporary check gates & pipelines; stock water is piped to barn.

(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	
5S	45E	1												20					20
		12	20	20			9												49

Total No. of acres 69

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible:
Approximately 10 gpm of water is used for stock watering purposes. This has been piped from Tin Cup Creek to barn for many years.

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

A hand-drawn map on a grid background. The map shows three creeks: Luthi Creek, Unnamed Creek, and Tin Cup Creek. Luthi Creek flows from the top left towards the center. Unnamed Creek flows from the top center towards the center. Tin Cup Creek flows from the center towards the right. A north arrow is located in the top right corner. A scale bar is located in the bottom left corner. Seven numbered points are marked on the map: 1 is on Luthi Creek, 2 is on Unnamed Creek, 3 is on Tin Cup Creek, 4 is on a line below Tin Cup Creek, 5 is on a line below Tin Cup Creek, 6 is on a line above Tin Cup Creek, and 7 is on a line below Tin Cup Creek.

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.

Received by Dev Date 5-24-76 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by RPC Date 7-19-76 claimant by: _____
\$10.00 fee received by Dev Date 4-19-76
Approved for publication by Dev 6-22-76 #1576 _____
Published in Carroll County News _____
Dates June 3 & June 10, 1976 _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that Mariam M. Baker
(name of claimant)

of P. O. Box 188, Freedom, Wyoming 83120, claims a right to the diversion and beneficial use of
(mailing address)

the public water of the State of Idaho

The extent and nature of said claim is as follows:

1 location from Luthi Creek a

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) tributary of Tin Cup Creek,
1 location from un-named tributary of Tin Cup Creek and
4 locations from Tin Cup Creek a, tributary to, Salt River

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

Amount <u>1.4 cfs</u>	Use <u>Irrigation</u>	Period of Use: From <u>May 1</u> To <u>October 31</u>
Amount <u>10 gpm</u>	Use <u>Stock Water</u>	Period of Use: From <u>Jan 1</u> To <u>December 31</u>
Amount _____	Use _____	Period of Use: From _____ To _____
(cfs, gpm or a/f)	(dom., irri., stock, etc.)	(both dates inclusive)

- (3) Total quantity of water claimed: 1.4 cubic feet per second, or _____ acre feet per annum, and 10 gallons per minute.

- (4) Priority claimed: (the date water was first applied to beneficial use) May 1, 1948 for irrigation & January 1, 1938 for stock watering

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 to this rule is that a claim may be filed on domestic use from a ground-water source.

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

SE ¼ SW ¼, Sec. 1 Twp. 5 so. Rge. 45 E. B.M. County of Caribou

Additional points of diversion: NW ¼ NE ¼, NE ¼ NE ¼, NE ¼ NW ¼, NW ¼ NW ¼ Sec. 12,
Twp. 5 South, Range 45 E.B.M., County of Caribou

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. Pump & pipeline, 6 inch main line, checks,
4 inch laterals; gravity flow from two points, where water is picked up by
temporary check gates & pipelines; stock water is piped to barn.

- (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.

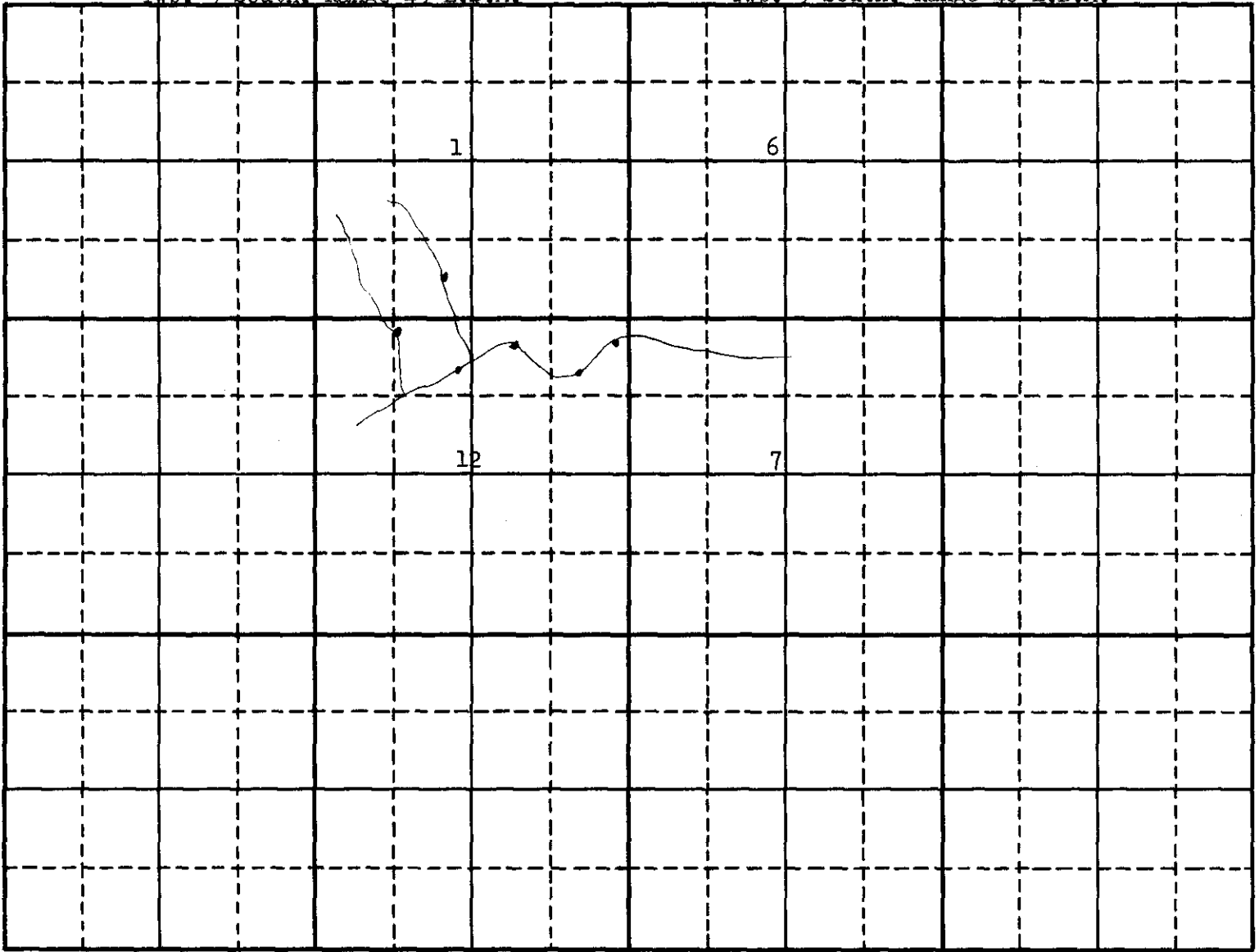
T	R	SEC.	NE ¼				NW ¼				SW ¼				SE ¼				TOTAL
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
5S	45E	1												20					20
5S	45E	12	20	20			9												49

Total No. of acres 69

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: Approximately 10 gpm of water is used for stock watering purposes. This
has been piped from Tin Cup Creek to barn for many years.

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

Tw. 5 South, Range 46 E.B.M.



Received by CW Date 4-19-76 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by RDC Date 4-12-76 claimant by: _____
\$10.00 fee received by CW Date 4-19-76
Approved for publication by _____ #1576 _____
Published in _____
Dates _____

RECEIVED

JUN 21 1976

Department of Water Resources
Eastern District Office

Affidavit of Publication

County of Caribou }
State of Idaho } ss.

Mark Steele

being first duly sworn on his
oath, states:

That he is Publisher
of the Caribou County Sun, a
newspaper of general circula-
tion in Caribou County, Idaho,
published weekly at Soda
Springs in said County, that said
newspaper has been pub-
lished in said County uninterr-
uptedly and continuously for
over seventy-eight consecutive
weeks, prior to the first publi-
cation of the annexed notice or
advertisement;

That the annexed notice was
published as per clipping at-
tached in the regular and entire
edition of said newspaper and
not in any supplement thereof

for 2 successive weekly
issues thereof, the date of the
first publication being the

3rd

day of

June

, 19 76

The date of the last publication

being the 10th day of

June

, 19 76

Subscribed and sworn to be-

fore me this 17th day

of June, 19 76

Wendy J. Steele

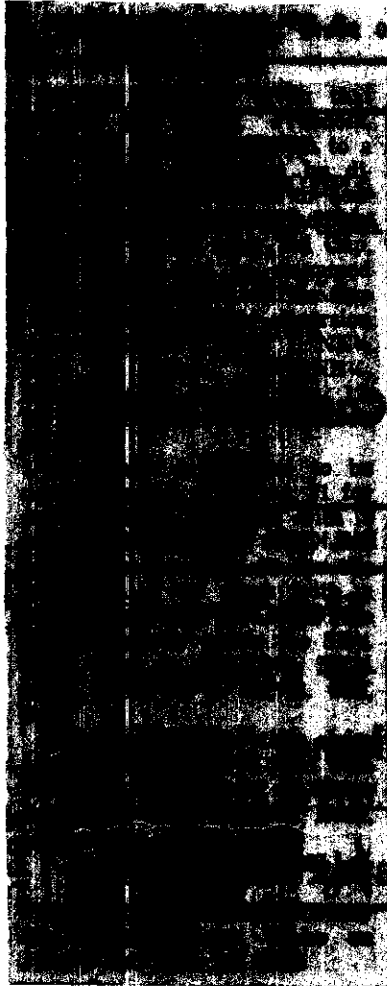
Notary Public, residing
at Soda Springs, Idaho

(SEAL)

My Commission expires the

1st day of March

1980



Marianne M. Baker
P.O. Box 188
Freedom, Idaho 83420

PLACE
STAMP
HERE



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

REGISTERED
JUL 23 1983
IDAHO DEPARTMENT OF WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

COMMENCEMENT OF WORKS

Permit No. 24 4011
Name(s) of Permit Holder(s): Marianne M. Laker
Post Office Address: P.O. Box 188 Idaho
Frederick, WY 83120 Tel. No. 208-873-2639

- ☒ I hereby certify that construction of diversion works for the above referenced permit began on Summer 1976 (date). I understand that I must continue to develop the water system with due diligence to maintain a valid permit.
- ☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control*:

*Note: A financing difficulty is not an acceptable reason.

6-24-83
Date

Marianne M. Laker
Signature of Permit Holder

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. _____

Old No. _____

New No. _____

1 24-4011

Record

1. Original Owner: _____

Miriam M. Baker

Present Owner: _____

2. Address: P.O. Box 188

3. City: Freedom

State: WY

Zip: 83210

4. A. Source of Water: Tin Cup Creek * Luthi Creek & unnamed stream

B. Tributary of: _____

Tin Cup Creek

5. A. Stage (A,P,L,D,S,J): 1 S

B. Status (D,L,R,C,A,I,F - leave blank if valid):

C. Priority Date: 1-1-1938

D. County: 29

E. Total Diversion Rate: 1.42

F. Total Diversion Volume: _____

G. Transfer/Amendment (P,T of A or blank):

H. Water District:

I. DLE/Carey Act (D,C or blank):

J. Right Basis (for adjudication claims A,B,C only):

6. A. Point of Diversion

Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
NENE	12	55	45E		
NWNE	12	55	45E		
NENW	12	55	45E		
SESW	1	55	45E		

7. Period of Use, Use, Diversion Rate/Volume:

from 5-1 to 10-31 for A purposes. Amount 1.4
(cfs or AG-FT/yr)

from 1-1 to 12-31 for S purposes. Amount .02

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

pf 72379

8. Use Code: A

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			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	
5S	45E	1												20					20
		12	20	20			9												49
																			69

9. A. Decree Name:

B. Decree Date:

10. Remarks: A. 2 P/D in NENE & 2 P/D in NENW, S12, T5S, R45E.
 B.
 C. Priority date also 5-1-1948 for 1.4 cfs. for irr.
 D. Sources are Luthi Ck. & unnamed stream, trib. Tin Cup Ck.
 E. & Tin Cup Ck.

11. Other Uses (Non-irrigation explanatory information):

12. Other Rights for Same Use:

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

C. Protested Date:

D. Hearing Date:

E. Old Number:

F. Proof Made (P or blank):

G. Field Exam Made (P,R,F or blank):

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):

June 22, 1976

RE: Claim to a Water Right No. 24-4011

Ms. Miriam M. Baker
P.O. Box 188
Freedom, Wyoming 83210

Dear Ms. Baker:

The Department of Water Resources has completed the processing of your 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 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 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 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
Supervisor,
Eastern Region

RDC:CW

Enc: Copy of Claim

May 26, 1976

RE: Claim to a Water Right No. 24-4011 BAKER

Caribou County Sun
P. O. Box 815
Soda Springs, Idaho 83276

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

Bill submitted 6-22-76 by Ced

RDC:CW

Enc: Legal Notice (1)

NOTICE OF CLAIM TO A WATER RIGHT

NO. 24-4011

Notice is hereby given that Miriam M. Baker,
Freedom, Wyoming

has filed a claim to a water right established by diversion and application
to beneficial use of 1.42 cubic feet per second ~~XXXXXXXXXXXXXXXXXXXX~~
of water from Tin Cup, Luthi Creek and an unnamed stream tributary to
Tin Cup Creek
with point of diversion in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 1, NE $\frac{1}{2}$ NE $\frac{1}{4}$ (2 points), NW $\frac{1}{2}$ NE $\frac{1}{4}$,
NE $\frac{1}{2}$ NW $\frac{1}{4}$ (2 points), Sec. 12, T. 5S, R. 45E, B.M., Caribou County.

The water is claimed to be used from Jan. 1 to Dec. 31 for stockwatering
purposes with a priority of Jan. 1, 1938; and from May 1 to Oct. 31 for the
irrigation of 69 acres
with a priority of May 1, 1948 ;
the place of use is within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 1, NE $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 12,
T. 5S, R. 45E, B.M.

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

R. KEITH HIGGINSON

Director

Published in the Caribou County Sun, Soda Springs, Idaho
on June 3 and June 10, 1976

Y. m.

April 22, 1976

RE: Claim to a Water Right No. 24-4011

Ms. Mariam Baker
P.O. Box 188
Freedom, Wyoming 83120

Dear Ms. Baker:

Please find enclosed your receipt No. 15765 in the amount of \$10.00 and a claim to a water right which we have prepared from the information you have provided.

Item 5 on your original claim did not correspond with the locations indicated on the map you prepared. I am also enclosing a map which shows the relative locations of Tin Cup, Luthi and the unnamed creek you mentioned with the points of diversion plotted from the information you provided. You may wish to use this map as a guide when you prepare your map on the back of the claim form. If any of the points of diversion are different from those I have shown, please make the necessary corrections before you return the signed and notarized claim to this office for processing.

We will hold your original claim until we hear from you in this matter. If you have any questions, please feel free to contact me.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Easter Region

RDC:CW

Attachment

Enclosures

RECEIVED

APR 19 1976

April 14, 1976

Department of Water Resources
Eastern District Office

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

Gentlemen:

I would like to register a claim to water rights as
I am in doubt as to whether this has ever been registered
by the previous owner, whom is now dead.

Sincerely,

Mariam M. Baker

P. O. Box 188
Freedom, Wyoming 83120

(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)
) ss.
County of _____)

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 affiants knowledge.

Sworn to before me this _____ day of _____, 19____. (Claimant)

Notary Public
Residing at _____

My commission expires _____

For Department Use Only

Received by _____	Date _____	Exception filed by: _____	Forwarded to claimant by: _____	Date _____
Prelim. check by _____	Date _____			
\$10.00 fee received by _____	Date _____			
Approved for publication by _____				
Published in _____				
Dates _____				

