

Proof of Publication
The Post-Register

RECEIVED
MAR 13 1973
Department of Water Administration
Eastern District Office

State of Idaho, }
County of Bonneville } ss.

I, E. F. McDermott, first being duly sworn, depose and say: That I am the
Principal Clerk of The Post Company, a corporation of Idaho Falls, Bonneville
County, Idaho, publishers of The Post-Register, a newspaper of general circulation, published daily,
except Saturday, at Idaho Falls, Idaho; said Post-Register being a consolidation of the Idaho Falls
Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho
Falls Post, established in 1903, such consolidation being made on the 1st day of November, 1931,
and each of said newspapers having been published continuously and uninterruptedly, prior to consoli-
dation, for more than seventy-eighty (78) weeks and said Post-Register having been published contin-
uously and uninterruptedly from the date of such consolidation, up to and including the last publica-
tion of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was pub-
lished in said Post-Register for two consecutive weeks, first publication having been made
on the 1st day of March, 1973, last publication
having been made on the 8th day of March, 1973, and that the
said notice was published in the regular and entire issue of said paper on the respective dates of
publication, and that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, this 9th day of March, 1973

Karl Staley
Notary Public

My commission expires April 5, 1975

B10, 1M

64

**NOTICE OF CLAIM
TO A WATER RIGHT**

NO. 25-4012

Notice is hereby given that Forrest Mann, Star Route, Idaho Falls, Idaho has filed a claim to a water right established by diversion and application to beneficial use of .02 cubic feet per second of water from natural springs, tributary to Homer Creek, tributary to Gray's Lake Outlet with point of diversion in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 17, T. 3S, R. 42E, B.M., Bonneville County.

The water is claimed to be used from Apr. 1 to Nov. 15 for stockwatering purposes for 250 head of beef cattle and 5 horses with a priority of 1967; the place of use is within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 17, T. 3S, R. 42E, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Administration, 240 South Holmes, Idaho Falls, Idaho, 83401.

R. KEITH HIGGINSON
Director
Pub.: March 1, 8, 1973.

25 4012

25 4012

Identification No. _____

Claim No. _____

Map No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

CLAIM TO A WATER RIGHT

Established by Diversion and Application to Beneficial Use

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.

(Please refer to the instructions on the back of this form)

1. Name of claimant Forrest Mann
post office address Star Route, Idaho Falls, Idaho

2. The point of diversion is in SW $\frac{1}{4}$ of NE $\frac{1}{4}$ Section 17 Township 3 So.
Range 42 E. B.M. located on natural springs
tributary to Homer Creek which is a tributary of Gray's Lake Outlet. ^(name of source) Bonneville County.

3. Dates of priority claimed: list the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.

a. Date of priority claimed:

From summer 1967 amount: .02 c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
Total claimed _____ c.f.s. or _____ acre feet.

b. Explain the purpose for which the water has been used and the time during the year when you have used the right claimed:

use stock watering period of use from 1 April to 15 November (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive).

4. Description of diverting works:

a. Surface water diversion dam and/or headgate: material is composed of Spring has been headboxed
and pipe runs from headbox to watering trough; length is _____ feet; height is _____ feet;
width at bottom is _____ feet; with at top is _____ feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known _____

b. Underground water diverting works: is well flowing or pumped _____; depth of well is _____ feet; diameter of well is _____ inches; type of pump is _____
capacity of pump is _____ g.p.m.; name and address of well driller is _____
_____;

25 4012

if so, give dates and explain.

c. Conveying works: length of ditch to place of use is _____feet; width of ditch at top is _____feet;

width of bottom of ditch is _____ feet; depth of water is _____ feet; grade of ditch per 1000

feet is _____ feet; material through which ditch passes is _____;

maximum length of pipe line to first place of use is _____feet; diameter of pipe line is _____inches;

_____ type of pipe _____; grade of pipe per 1000 feet is _____.

Please explain any changes or increase in size of conveying system since water was first appropriated. Give

ing date and dimensions if possible

Figure 1. The effect of the number of iterations on the accuracy of the proposed algorithm. The accuracy of the proposed algorithm increases with the number of iterations. The accuracy of the proposed algorithm is 100% when the number of iterations is 1000.

[illegible]

d. If water is stored: name of reservoir _____

total capacity of reservoir is _____ acre feet; active capacity of reservoir is _____ acre feet;

Year construction commenced _____; year completed _____; date first used _____

period of storage is from _____ to _____; its reservoir drained each year _____.

explain

LOCATION OF RESERVOIR BY 40-DEGREE SUBDIVISIONS

has there been any enlargement of the reservoir since it was first built _____, if so, give dates and

describe

Figure 1. The effect of the concentration of the solution on the adsorption of the dye. The concentration of the solution was 0.05, 0.1, 0.2, 0.3, 0.4, 0.5, 0.6, 0.7, 0.8, 0.9, 1.0, 1.5, 2.0, 3.0, 4.0, 5.0, 6.0, 7.0, 8.0, 9.0, 10.0 mg/L. The concentration of the adsorbent was 0.1 g/L. The temperature was 25 °C. The pH was 7.0. The adsorption time was 24 h.

5. a. Where water is used for irrigation, describe area irrigated by 40-acre subdivisions and give total acres:

[illegible]

Total number of acres to be irrigated.

Explain any significant increase in area irrigated since first use, give dates and acreages if known.

b. Do you get water through a ditch owned by several users? _____ If yes, give the name of the ditch
_____ the other users and their respective
interests in the ditch are (if known) _____

6. Where water is used for stock watering, give number of each kind of stock watered 250 head of beef cattle;
5 horses.

7. Where water is used for domestic or municipal purposes give number of families served _____
name of town supplied _____

8. Where water is used for other purposes not above enumerated, give the nature of use, the extent of use,
and any details regarding the initiation of the right or subsequent later expansion. Be as specific as possible,
giving dates and quantities. _____

9. Remarks: please explain any details of your claim which you feel need clarification or additional explanation
In summer 1967, the undersigned headboxed the natural spring and
constructed pipe leading 100 feet to a watering trough for the watering of cattle.
Said cattle use not in excess of .02 cfs; however the use is intermittent by the cattle
since they are not always kept near this particular watering area.

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 3

day of

December

January, 1973

Forrest Mann
Claimant

Winston V. Beard
Notary Public

Residing at _____

**WINSTON V. BEARD - NOTARY PUBLIC
RESIDING AT IDAHO FALLS, IDAHO
MY COMMISSION EXPIRES 6-4-78**

My commission expires _____

For Department Use Only

Received by la Date 3/21/73

Exception filed by: _____

Forwarded to
claimant by: _____

Date _____

Prelim. check by la Date 4/24/73

Fee received by la Date 4/24/73 Fee \$ 10.00 # 7094

Approved for publication by la Date 4/24/73

Published in Post Register Dates 3-14-73

25 1012

Proof of Publication The Post-Register

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Eastern District Office

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tion of notice hereinafter referred to.

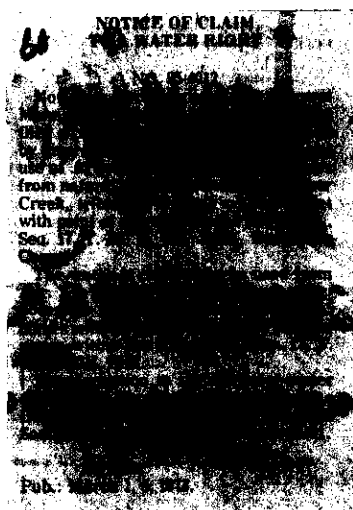
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publication, and that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, this 9th day of March, 1973

Karel S. Dale
Notary Public

My commission expires April 5, 1975

B10, 1M



25 4012

WATER RIGHT NUMBER 25-4012

WATER RIGHTS EDIT REPORT

07/26/79

PAGE 38

ACT
ION

N	OWNER LAST NAME - MANN	FIRST NAME - FORREST	
N	ADDRESS LINE 1 - STAR RT.		
N		CITY - IDAHO FALLS	STATE - ID
N	SOURCE - SPRING	TRIBUTARY OF - HOMER CREEK	
N	STAGE - STATUTORY CLAIM	PRIORITY - 06-01-1967	COUNTY - BONNEVILLE TOTAL DIV. RATE - .0200CFS
N	DIVERSION POINT - SWNE 17 03S 42E		
N	FROM - 04-01 TO - 11-15 USE - STOCKWATER	USE DIV. RATE - .0200CFS	
N	USE - STOCKWATER	PLACE OF USE - TWN 03S RNG 42E SEC 17 TRACT SWNE	
N	NON IRRIG USE - S/250 HEAD.		

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]

- DATA ENTRY -

Record

- | | <u>Tract</u> | <u>Sec.</u> | <u>Twp.</u> | <u>Rge.</u> | <u>Gov't</u>
<u>Lot</u> | <u>Rediv.</u> |
|--------------------------|--------------|-------------|-------------|-------------|----------------------------|---------------|
| 6. A. Point of Diversion | <u>SWNE</u> | <u>17</u> | <u>3S</u> | <u>42E</u> | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |

- [illegible]

8. Use Code: S

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	
3 S	42 E	17			S														

9. A. Decree Name:
- B. Decree Date:
10. Remarks: A.
B.
C.
D.
E.
11. Other Uses (Non-irrigation explanatory information):
S/250 head.
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):

March 14, 1973

Re: Claim to a Water Right No. 25-4012 - Forrest Mann

Mr. Winston V. Beard
485 "E" Street
Idaho Falls, ID 83401

Dear Mr. Beard:

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

As you are aware, the filing of a claim does not, in itself, guarantee a water right: it only records and preserves the information and the evidence which is included in the claim.

If, at a later date, the claimant finds that he has additional information or supporting evidence that he would like to have included in the claim file, he may have that information or evidence added at any time. Please refer to the claim number when corresponding with this office.

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

Very truly yours,

RICHARD M. TURNIPSEED
Water Resource Administrator

RMT:BA
Enc: Copy of claim

cc: Mr. Forrest Mann
Star Route, Idaho Falls, ID 83401

25 4012

March 12, 1973

Re: Application for Permit Nos. 25-4012, 25-7024
25-7026, 25-7027, 25-7028, 25-7029, 25-7030
& 25-7031

Mr. Bob McVien
Bureau of Fish & Wildlife
P. O. Box 3737
Portland, Oregon 97208

Dear Mr. McVien:

In response to your telephone call of March 12, 1973, we are enclosing copies
of the above referenced Applications for Permit filed by Forrest Mann.

If you have any questions, please contact us.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:CD

Enclosures

4012

February 23, 1973

Re: Application No. 25-7024 - Forrest Mann
25-7025 -
25-7026 -
Claim No. 25-4012 -

Post Register
P.O. Box 1800
Idaho Falls, ID 83401

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 ample 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. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

HERMAN C. YOUNG
District Engineer

Bill submitted 3-13-73 by ha

HCY:BA
Enc: Legal notices (4)

25-4012

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R. KEITH HIGGINSON
Director

- Pub.: March 1, 8, 1973.

25 4012

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R. KEITH HIGGINSON

Director

Published in the Post Register, Idaho Falls, Idaho
on March 1 and March 8, 1973.

25-4012

February 23, 1973

Mr. Winston V. Beard
485 "E" Street
Idaho Falls, ID 83401

Dear Mr. Beard:

Attached is departmental receipt No. 7094 in the amount of \$140 for the eight applications and one claim you recently submitted to this office in the name of Forrest Mann.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:BA

Attachment

25 4012

PETERSEN, MOSS, OLSEN & BEARD
ATTORNEYS AT LAW
485 "E" STREET
IDAHO FALLS, IDAHO 83401

GEORGE C. PETERSEN, JR.
REED L. MOSS
DENNIS M. OLSEN
WINSTON V. BEARD

TELEPHONE
AREA CODE 208
523-4650

February 20, 1973

RECEIVED

FEB 21 1973

Mr. Norman Young
Department of Water Administration
240 S. Holmes
Idaho Falls, Idaho 83401

Department of Water Administration
Eastern District Office

Re: Forrest Mann Water Applications

Dear Mr. Young:

Enclosed herewith please find the revised water applications we went over together on 17 January, along with the one new application. Also enclosed please find our check for \$170.00 to cover the cost of filing these applications.

We would appreciate all correspondence on these applications being sent directly to this office.

Thank you for your assistance in this matter.

Sincerely,

PETERSEN, MOSS, OLSEN & BEARD

Winston V. Beard

Winston V. Beard

WVB:dk

Enclosures

25 40 2

GEORGE C. PETERSEN, JR.
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DENNIS M. OLSEN
WINSTON V. BEARD

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