

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

Notice is hereby given that Lloyd L. Armstrong and/or Audria Lorraine Anderson
(Name of Claimant)
2958 East 2965 South, Salt Lake City, Utah 84109 Telephone No. 1-801-485-1416
(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 1, 1905

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)

Spring - Ellis Creek to Birch Creek tributary to Marsh 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.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	0.75 (cfs)	Use	Irrigation	Period of Use From 4-1	To 10-1
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) 0.75 (cfs) TOTAL QUANTITY USED.
(cfs. af)

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

N.W. ¼ S.E. ¼, Sec. 33 Twp. 79S Rge. 36 B.M., County of Barnock
Additional points of diversion: None

Additional points of diversion: *None*

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. *"Ditch to Field Ditches"*

(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 44 *all*
7-2-84

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

Stock watering: 12 Horses - 10 Cows

MICROFILMED

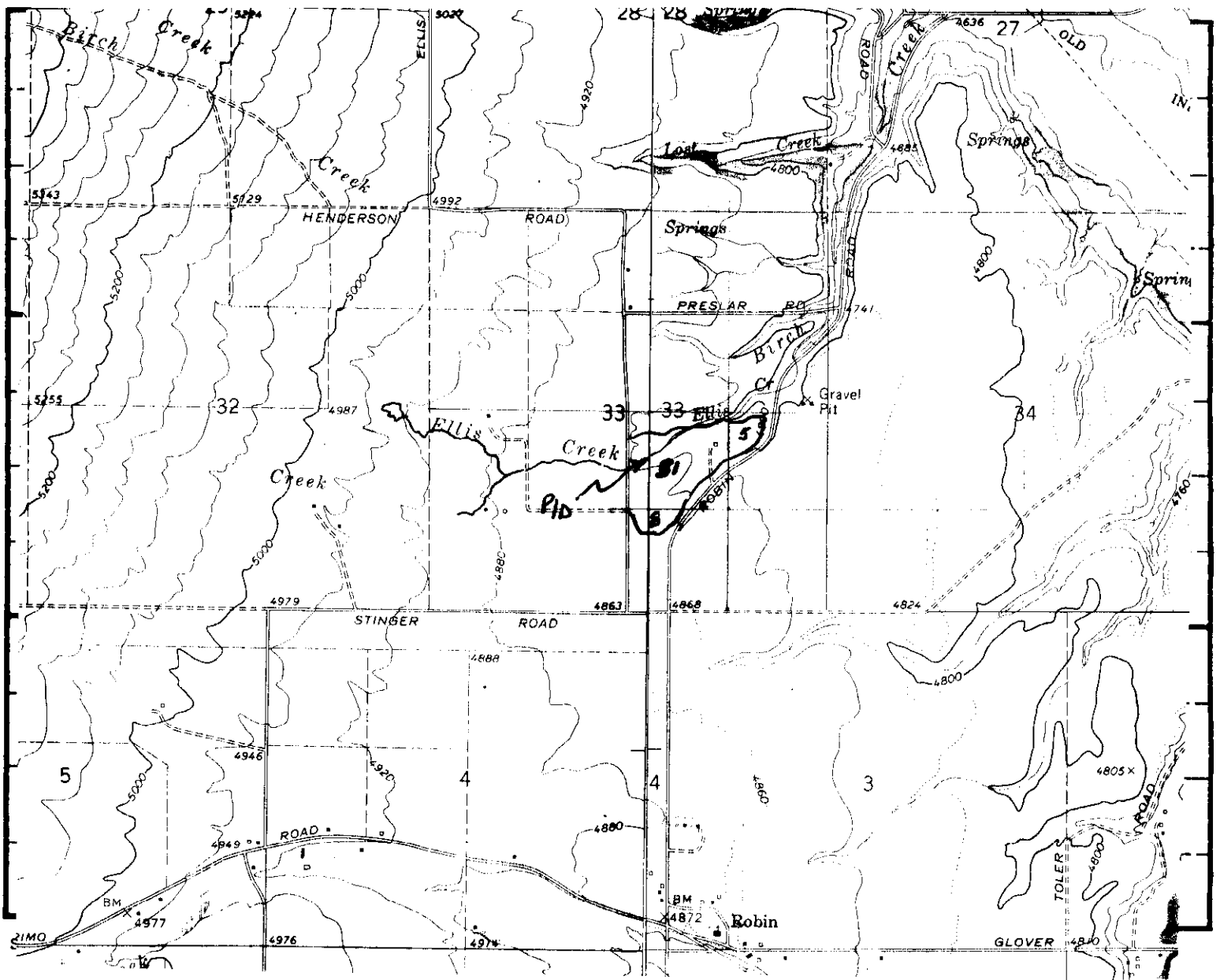
NOTE: Include here the type and number of stock watered:

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

- No -

MICROFILM

(8) Remarks The property is jointly owned by Lloyd L. Armstrong and Audria Lorraine Anderson. Enclosed is a copy of Abstract of Title # 8835. Property located at Robin, Idaho.



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 Utah)
County of Salt Lake) 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 2 day of July, 1984.
Audria Lorraine Anderson (Claimant)

Melba Kells
Notary Public
Residing at Malone, Utah

My commission expires My Commission Expires Aug. 6, 1986

Received by CW Date 6-27-84 Exception filed by: _____ Date _____
Prelim. check by On Date 7-5-84
\$30.00 fee received by CW Date 7-3-84 # 34226
Published in Idaho State Journal
Dates 7/19 & 26/84

Abstract of Title

#8835

To the following described Real Estate:

situated in the County of Bannock, State of Idaho, to-wit;

The West Half of the Southwest Quarter of Section 29, the East Half of the Southeast Quarter of Section 30 and the Southeast Quarter of Section 33, all in Township 9 South, Range 36 East Boise Meridian, in Idaho, excepting therefrom the following described parcel; Beginning at the East $\frac{1}{4}$ corner of Sec. 33, Twp. 9 South, Range 36 East Boise Meridian, thence South $53^{\circ}28'$ West 435 feet; thence North $5^{\circ}11'$ West 263.5 feet, more or less to the intersection with the latitudinal center line of said Sec. 33; thence South $89^{\circ}32'$ East along said center line 373.2 feet to the point of beginning.

Abstract and Title Guaranty Company
414 West Center St.
Pocatello Idaho

*Note: Deeded to St. George Armstrong - (Deceased 6-1-83)
Children of St. George Armstrong are
Lloyd L. Armstrong and Audria Lorraine Anderson*

MICROFILMED

PROOF OF PUBLICATION

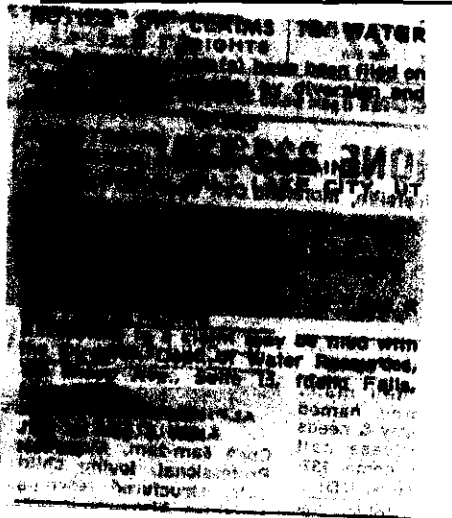
RECEIVED

STATE OF IDAHO
County of Bannock

ss.

AUG 14 1984

Department of Water Resources
Eastern District Office
Sandra K Herald



being first duly sworn on oath deposes and says: That she
was at all times herein mentioned a citizen of the United States of America, more than 21 years of age, and the Principal Clerk of THE IDAHO STATE JOURNAL, a daily newspaper, printed and published at Pocatello, Bannock County, Idaho, and having a general circulation therein.

That the document or notice, a true copy of which is attached, was published in the said IDAHO STATE JOURNAL, on the following dates, to-wit:

<u>July 26</u>	, 19 <u>84</u>	<u> </u>	, 19 <u> </u>
<u>August 2</u>	, 19 <u>84</u>	<u> </u>	, 19 <u> </u>
<u> </u>	, 19 <u> </u>	<u> </u>	, 19 <u> </u>
<u> </u>	, 19 <u> </u>	<u> </u>	, 19 <u> </u>
<u> </u>	, 19 <u> </u>	<u> </u>	, 19 <u> </u>

That said paper has been continuously and uninterruptedly published in said County for a period of seventy-eight weeks prior to the publication of said notice or advertisement and is a newspaper within the meaning of the laws of Idaho.

Sandra K Herald

Subscribed and sworn to before me this 13th

day of August, 19 84

Notary Public, State of Idaho
Residence: Pocatello, Idaho

MICROFILMED

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

SS.

Aug 12 1984

Department of Administration
Eastern District Office
Sandra K. Herald

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

29-4470
ARMSTRONG, LLOYD L.
ANDERSON, AUDRIA LORRAINE
2958 E 2965 S, SALT LAKE CITY, UT 84109
Source: SPRING trib. to MARSH CREEK
Priority Date: 04/01/1905
Diversion Pt: NWSE Sec 33 T 09S R 36E
Use: IRRIGATION (0.75 CFS)
In: NESE NWSE SWSE Sec 33 T 09S R 36E FOR 44 ACRES
Exceptions to a claim may be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402.
S/KEN DUNN, Dir.
July 26, Aug. 2, 1984
No. 123

being first duly sworn on oath deposes and says: That she was at all times herein mentioned a citizen of the United States of America, more than 21 years of age, and the Principal Clerk of THE IDAHO STATE JOURNAL, a daily newspaper, printed and published at Pocatello, Bannock County, Idaho, and having a general circulation therein.

That the document or notice, a true copy of which is attached, was published in the said IDAHO STATE JOURNAL, on the following dates, to-wit:

July 26	, 19 84	, 19
August 2	, 19 84	, 19
	, 19	, 19
	, 19	, 19
	, 19	, 19

That said paper has been continuously and uninterruptedly published in said County for a period of seventy-eight weeks prior to the publication of said notice or advertisement and is a newspaper within the meaning of the laws of Idaho.

Sandra K. Herald

Subscribed and sworn to before me this 1st day of

August, 1984



Notary Public, State of Idaho
Residence: Pocatello, Idaho

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

AUGUST 6, 1984

LLOYD L. ARMSTRONG
AUDRIA LORRAINE ANDERSON
2958 E 2965 S
SALT LAKE CITY UT 84109

RE: Claim No. 29-4470

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

August 8, 1984

RE: Claim to a Water Right No. 29-4470 ARMSTRONG & ANDERSON

Idaho State Journal
Box 431
Pocatello, ID 83201

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 August 19 and 26, 1984.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

COLLEEN WRAY
Adm. Secretary

MICROFILMED

July 16, 1984

RE: Claim to a Water Right No. 29-4470 ARMSTRONG/ANDERSON

Elna Hinote, Sec.
Water District No. 29-F
RFD Box 8300
Inkom, ID 83245

Dear Mr. Hinote:

Enclosed, for your information only, is a copy of the above referenced claim to a water right filed within your district. If you have any questions concerning this matter, please feel free to contact this office.

Very truly yours,

ERNEST CARLSEN
Assistant Regional Supervisor

EC:cw

Enclosure

MICROFILMED

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: G. F. RAMSEY
Right Number 29 4470 Applicant AL ANDERSON
JUN 28 1984
L. L. ARMSTRONG

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.
29-F

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Carlson Date Aug 21, 1984

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By SC Date 8/27/84

LDP
8-6-84

RECEIVED
AUG 27 1984

Department of Water Resources
MICROFILMED

Salt Lake City, Utah
July 2, 1984

Mr. Gerald J. Ramsey
Radiologic Specialist
Dept. of Water Resources
Idaho Falls, Idaho

RECEIVED

JUL 3 1984

Department of Water Resources
Eastern District Office

RE: Claim to a Water Right

Dear Mr. Ramsey,

I want to deeply thank you for your help yesterday with filling out the form (Claim to a Water Right).

I decided with your expertise I would appreciate you drawing the diversion point and place of use of water on the USDS map that I am returning to you along with the map my brother and I put together. If you have time, would you send me a copy of the USDS map before you staple it to the Notarized form so I can see how you did it.

Thanks. (Your assistance was very comforting)

Very truly yours,

Audria Lorraine Anderson

Enclosures: Claim to a Water Permit Form, Check for \$100.00, Abstract of Title, USDS map & my map.

MICROFILMED

June 28, 1984

RE: Claim to a Water Right

Hudria L. Anderson
2958 East 2965 South
Salt Lake City, UT 84109

Dear Lorraine,

Idaho Department of Water Resources has received your claim for a water right from a spring which feeds Quaken Asp Creek. Several items on the claim must be clarified. The USGS map of the area shows the creek name as Ellis Creek (what is the correct name? Does Quaken Asp Creek run into Ellis or Marsh Creek?) The priority date requires a month and day as well as the 1905 year. Item #4 should be the addition of all items in #3 (in this case the number should be 0.75 cfs). Your original map shows that acreage in the NW~~1~~⁴SE~~1~~⁴, NE~~1~~⁴SE~~1~~⁴ and SW~~1~~⁴SE~~1~~⁴ are all irrigated from this surface water source. From your map I would estimate that you have 31 acres in the NW~~1~~⁴SE~~1~~⁴, 5 acres in the NE~~1~~⁴SE~~1~~⁴ and 8 acres in the SW~~1~~⁴SE~~1~~⁴. This would total to 44 acres. If you water 22 head of unistock they are allowed a diversion rate of 0.02 cfs. Forty-four acres are allowed a diversion rate of .88 cfs. I believe that item 5 should read "ditch to field ditches" (capacity of main ditch approximately 2 cfs). To assist you I have made these changes (except the priority date - which you must fill in) on the new form I have enclosed.

If your changes are correct please sign the form, fill in the missing information, have it notarized and return it to me. If you have any questions please call 525-7161, write or come to the Idaho Falls office.

Sincerely,

GERALD F. RAMSEY
Radiologic Specialist

Enc.

Attachment: Check #18 for \$000000

MICROFILMED

Audria Lorraine Anderson

2958 E. 2965 S.

Salt Lake City, Utah 84109

Tel. # 1-801-485-1446

RECEIVED

JUN 27 1984

Department of Water Resources
Eastern District Office

Colleen Wray,

Pursuant our long distance
telephone conversation discussing
a few details towards claiming the
water right for Robin property jointly
owned by my self + my brother
Lloyd L. Armstrong, I hope the form
is filled out correctly or near enough.

I want to thank you for your
help in this matter.

Let me know if there is any-
thing else that needs to be filled out
etc.

Audria Lorraine Anderson

2958 East 2965 South Salt Lake City, Utah
84109

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

JULY 11, 1984

Idaho State Journal
P. O. Box 431
Pocatello, Idaho 83201

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 6, 1984.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

MICROFILMED

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402.

KEN DUNN, Dir.

Published 7/19 & 7/26/84.

MICROFILMED

29-4470

ARMSTRONG, LLOYD L.
ANDERSON, AUDRIA LORRAINE

2958 E 2965 S, SALT LAKE CITY, UT 84109

Source: SPRING trib. to MARSH CREEK

Priority Date: 04/01/1905

Diversion Pt: NWSE Sec 33 T 09S R 36E

Use: IRRIGATION (0.75 CFS)

In: NESE NWSE SWSE Sec 33 T 09S R 36E FOR 44 ACRES

MICROFILMED