

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.
Oregon Short Line Railroad Company

Notice is hereby given that **Union Pacific Railroad Company - Lessee**
(Name of Claimant)

P. O. Box 1592 Pocatello, Idaho 83204 Telephone No. **236-5514**
(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) **July 1, 1924**

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)
Ground water tributary to

(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	0.02 cfs	Use	Domestic	Period of Use From 1 - 1	To 12 - 31
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) **0.02 cfs** TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW 1/4 SW 1/4, Sec. 16 Twp. 6 S., Rge. 33 E. B.M., County of Power
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. **4 1/2" x 162' deep well with a 1 H.P. submersible pump.**

Original well was 94' deep and was drilled an additional 68 ft. in 1943.

(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%	
6S	33E	16											X						

No. of acres

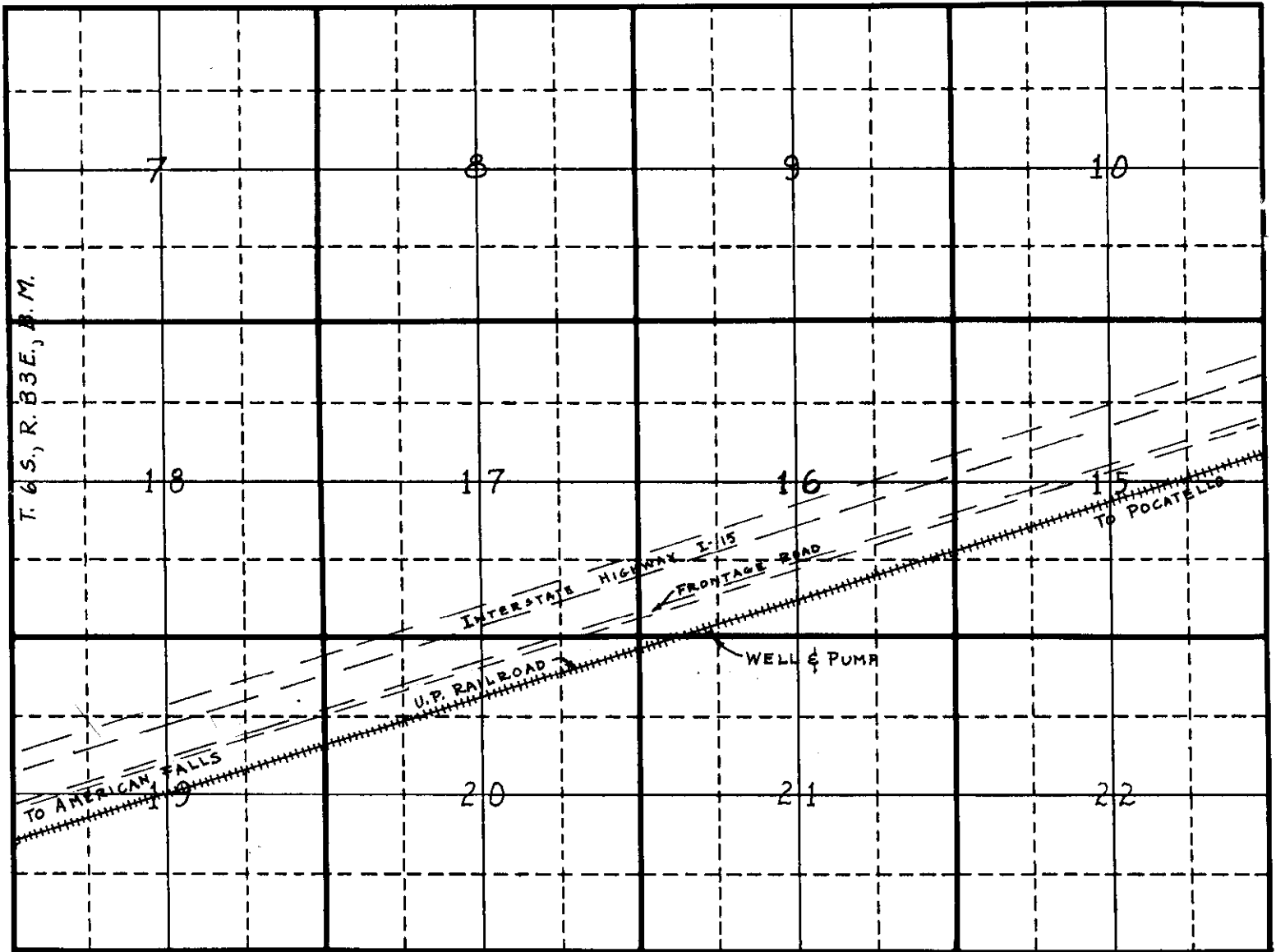
B) If water is used for other than irrigation, fully describe that use, being as specific as possible: **Water is used by local maintenance section crew and by the traveling maintenance gangs.**

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: **Union Pacific Railroad Company**

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(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~~ Nebraska)
County of Douglas) 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.

UNION PACIFIC RAILROAD COMPANY.

Sworn to before me this 8th day of February, 1983.

J.P. Rogers
Assistant Vice President (Claimant)

A.A. Holden
Notary Public
Residing at Omaha, Neb.



My commission expires _____

Received by CW 4/14-83 FOR DEPARTMENT USE ONLY
Prelim. check by HWT Date 3-10-83 Exception filed by: _____ Date _____
\$20.00 fee received by CW Date 4-18-83 # 28059
Published in Power County Press
D tes 4/28 515183

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Affidavit of Publication

STATE OF IDAHO
COUNTY OF POWER } s.s.

MAY 9 1983

Brett Crompton..... being first duly sworn
on oath, states:

That he is the editor
of the Power County Press, a newspaper of general circulation
in Power County, Idaho, published weekly at American Falls
in said County; that said newspaper has been published in said
County uninterruptedly and continuously for over seventy-
eight consecutive weeks, prior to the first publication of the
annexed notice or advertisement:

That the annexed notice or advertisement was published as
per clipping attached in the regular and entire edition of said

newspaper and not in any supplement thereof for
successive weekly issues thereof, the date of the first publica-
tion being the 27 day of April 19.. 83

the date of last publication being the

..... 4 day of May 19.. 83

(Signed) *Brett Crompton*

Subscribed and sworn to before me this

..... 5 day of May 19.. 83

John A. Allen
Notary Public, residing at American Falls,
Idaho.

My Commission expires the

(SEAL) day of 19.. 83

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Department of
Eastern District Office

Legal Notice

Published in the Power County
Press April 27 and May 4.

NOTICE OF CLAIMS TO WATER RIGHTS

The following claims have been
filed on water rights created by
diversion and beneficial use:

29-4334
OREGON SHORT LINE
RAILROAD CO.
UNION PACIFIC RAILROAD
CO.

P.O. BOX 1592, POCATELLO, ID
83204
Source: BATISE SPRING trib. to
PORTNEUF RIVER
Priority Date: 06/25/1902
Diversion Pt: SWNE Sec 07 T 06S R
34E
Use: INDUSTRIAL (0.98 CFS)
MUNICIPAL (0.05 CFS)
DOMESTIC (0.45 CFS)
In: NESW NWSW SESW SWSE Sec
16 T 06S R 34E NENE NWNE
SENE Sec 21 T 06S R 34E
SWNW NESW NWSW SWSW
SWSE Sec 22 T 06S R 34E NWNE
SENE Sec 27 T 06S R 34E
NWNW SWNW NESW NWSW
SESW Sec 26 T 06S R 34E NWNE
SWNE SENE NENW NESE
Sec 35 T 06S R 34E SWSW SESW
Sec 36 T 06S R 34E NWNE SWNE
NENW NENE SESE

Sec 01 T 07S R 34E

35-4162
RUDD, IRA DELL &/or NINA D.
RT. 1, BOX 71, AMERICAN
FALLS, ID 83211
Source: GROUNDWATER
Priority Date: 04/01/1958
Diversion Pt: NENE Sec 12 T 07S R
30E
Use: IRRIGATION (1.11 CFS)
STOCKWATER (0.02 CFS)
In: NENE SENE Sec 12 T 07S R 30E
FOR 51 ACRES

29-4331
OREGON SHORT LINE
RAILROAD CO.
UNION PACIFIC RAILROAD
CO.

P.O. BOX 1592, POCATELLO, ID
83204
Source: GROUNDWATER

Priority Date: 07/01/1924
Diversion Pt: SWSW Sec 16 T 06S R
33E
Use: DOMESTIC (0.02 CFS)
In: SWSW Sec 16 T 06S R 33E

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.

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY:

KC Wilson/HWS
29 4331

Right Number

Applicant

Oregon Short Line Railroad
U.P. Lessee

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.

May 16, 1983

FINAL REGIONAL PROCESSING REVIEW:

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

By

Ernest Carlson

Date

May 26, 1983

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By

KC

Date

5/31/83

RECEIVED
MAY 31 1983

Department of Water Resources

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

MAY 16, 1983

OREGON SHORT LINE RAILROAD CO.
UNION PACIFIC RAILROAD CO.
P.O. BOX 1592
POCATELLO ID 83204

RE: Claim No. 29-4331

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

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

APRIL 20, 1983

Power County Press
174 Idaho Street
American Falls, Idaho 83211

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 MAY 16, 1983.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

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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 4/28 & 5/5/83.

RECORDED

29-4331

OREGON SHORT LINE RAILROAD CO.
UNION PACIFIC RAILROAD CO.

P.O. BOX 1592, POCATELLO, ID 83204

Source: GROUNDWATER

Priority Date: 07/01/1924

Diversion Pt: SWSW Sec 16 T 06S R 33E

Use: DOMESTIC (0.02 CFS)

In: SWSW Sec 16 T 06S R 33E

29-4331
OREGON SHORT LINE
RAILROAD CO.
UNION PACIFIC RAILROAD
CO.

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KEN DUNN, Dir.

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