

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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FEB 15 1980

CLAIM TO A WATER RIGHT

Department of Water Resources

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 United States of America, Forest Service
(Name of Claimant)
324-25th Street, Ogden, Utah 84401 Telephone No. (801) 626-3561
(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) June 1, 1930

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)
Unnamed spring tributary to Pebble 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, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>0.015 cfs</u>	Use	<u>stockwater</u>	Period of Use From <u>June 1</u>	To <u>October 31</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) 0.015 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NE ¼ SE ¼, Sec. 2 Twp. 8S. Rge. 37E., B.M., County of Caribou
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. Spring headbox with 1½ inch PVC pipe leading to sheep trough. Approximately 600 feet of pipe connect sheep trough with cattle trough.

(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	
8S.	37E.	2													X				

No. of acres

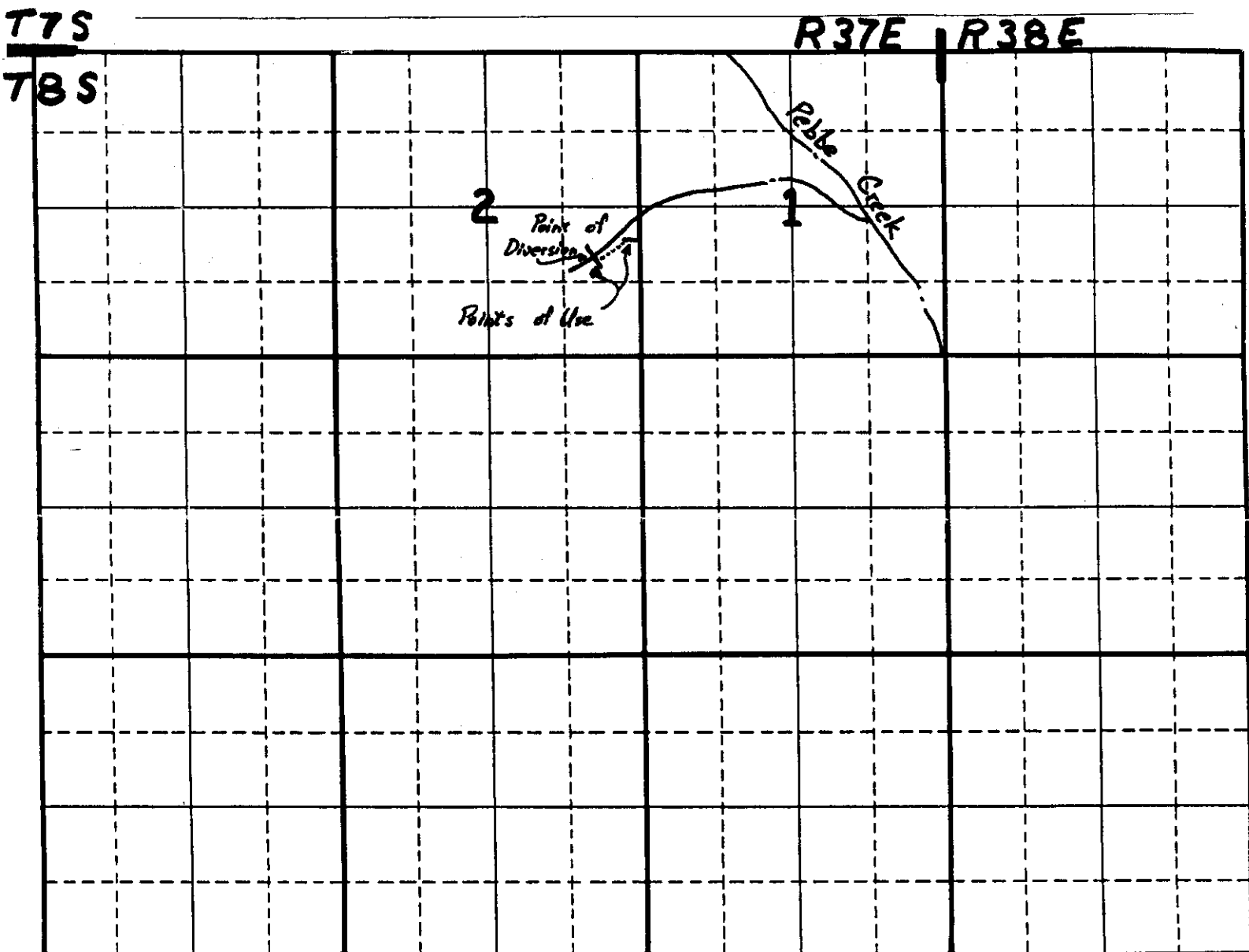
B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Stockwater for sheep on the Big Canyon Sheep Allotment and cattle on the Portneuf Cattle Allotment. There are three water developments for watering 1,800 sheep on Big Canyon Allotment. There are 14 water developments for watering 650 beef cattle and calves on the Portneuf Cattle Allotment

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: N/A

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(8) Remarks Headbox was reconstructed in 1978. Cattle trough was added at that time. There was no change in volume of water piped from the spring.



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 / Utah)
County of Caribou / Weber) 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. United States of America, Forest Service

Sworn to before me this 12 day of February, 19 80.

Jeff M. Sirmion
JEFF M. SIRMION

(Claimant)

Deputy Regional
Forester, Resources

Susan Byrnes
Notary Public

Residing at Orderville, Utah

My commission expires 1-4-1984

Received by JW Date 2/22/80 Exception filed by: _____
Prelim. check by _____ Date 2-15-80 _____
\$20.00 fee received by JW Date 4/25/80 # 13954
Published in Caribou County Sun _____
Dates 4/10 & 4/17/80 _____

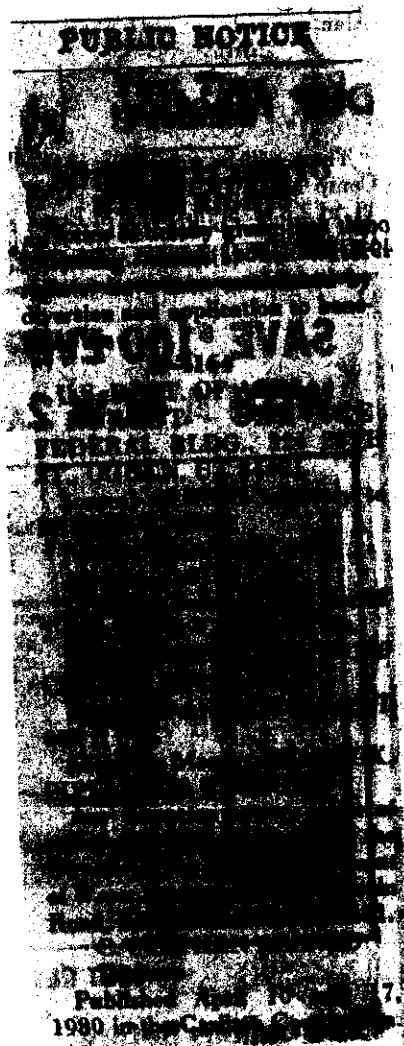
Forwarded to
claimant by: _____

Date _____

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MAY 2 1980

Department of Water Resources
Eastern District Office



Affidavit of Publication

County of Caribou } ss.
State of Idaho }

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 published
in said County uninterruptedly
and continuously for over sev-
enty-eight consecutive weeks,
prior to the first publication of
the annexed notice or advertise-
ment;

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

10th day of
April, 1980

The date of the last publication
being the 17th day of
April, 1980

JS
Subscribed and sworn to be-
fore me this 29th day
of April, 1980

[Signature]
Notary Public, residing
at Soda Springs, Idaho
(SEAL)

My Commission expires
1 day of March
1984

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MAY 2 1990

Department of Water Resources
Eastern District Office

PUBLIC NOTICE

W **First Time
Published**

**NOTICE OF CLAIMS TO
WATER RIGHTS**

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

29-4164

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

Source: SPRING tributary to
PEBBLE CREEK

Priority Date: 06-01-1930

Amount: 0.0150 CFS

Diversion Point: NESE Sec 02
T 08S R 37E, CARIBOU Co.

Use: STOCKWATER (0.0150
CFS) from 06-01 to 10-31

Place of Use: NESE Sec 02 T
08S R 37E

Diversion Means: HEADBOX,
PIPELINE & TROUGHS.

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

C. STEPHEN ALLRED
Director

Published April 10 and 17,
1980 in the Caribou County Sun.

**Affidavit of
Publication**

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State of Idaho }

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

10th day of
April, 1980

The date of the last publication
being the 17th day of
April, 1980

SA
Subscribed and sworn to be-
fore me this 20th day

of April, 1980

[Signature]
Notary Public, residing
at Soda Springs, Idaho

(SEAL)

My Commission expires

1 day of March

19 84

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State of Idaho
Department of Water Resources

unnamed spring
trib to
Pebble Creek

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: A. R. Kozlowski

Right Number 29 4164

Applicant U.S. F.S.

NOTE: 29-4164
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. 4/28
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Carlson Date 5/7/80

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Jan Date 5/14/80



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

MAY 2, 1980

U.S. DEPT. OF AGRI.
FOREST SERVICE, FEDERAL BLDG.
324 25TH ST.
OGDEN UT 84401

RE: Claim No. 29-4164

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

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

APRIL 3, 1980

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 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 APRIL 28, 1980.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

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APR 10 1980

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C. STEPHEN ALLRED

Director

Published 4/10 & 4/17/80.

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