

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 Roger Sylvan Johnson (Name of Claimant)
Box 354, Lava Hot Springs, ID 83246 (Mailing Address) Telephone No. 776-5617 (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, 1920

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 (warm water spring) tributary to Portneuf River

(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	.40 cfs	Use	irrigation	Period of Use From	4/1 To 11/1
Quantity	.02 cfs	Use	stockwater	Period of Use From	1/1 To 12/31
Quantity		Use		Period of Use From	
Quantity		Use		Period of Use From	
Quantity		Use		Period of Use From	

(4) .42 cfs (cfs, gpd, AFA) TOTAL QUANTITY USED.

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW ¼ NW ¼, Sec. 20 Twp. 9S Rge. 37E B.M., County of Bannock
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 is used to raise the subwater level and to sub-irrigate.

(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	
9S	37E	20							10										10
									X (stockwater)										

No. of acres 10

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

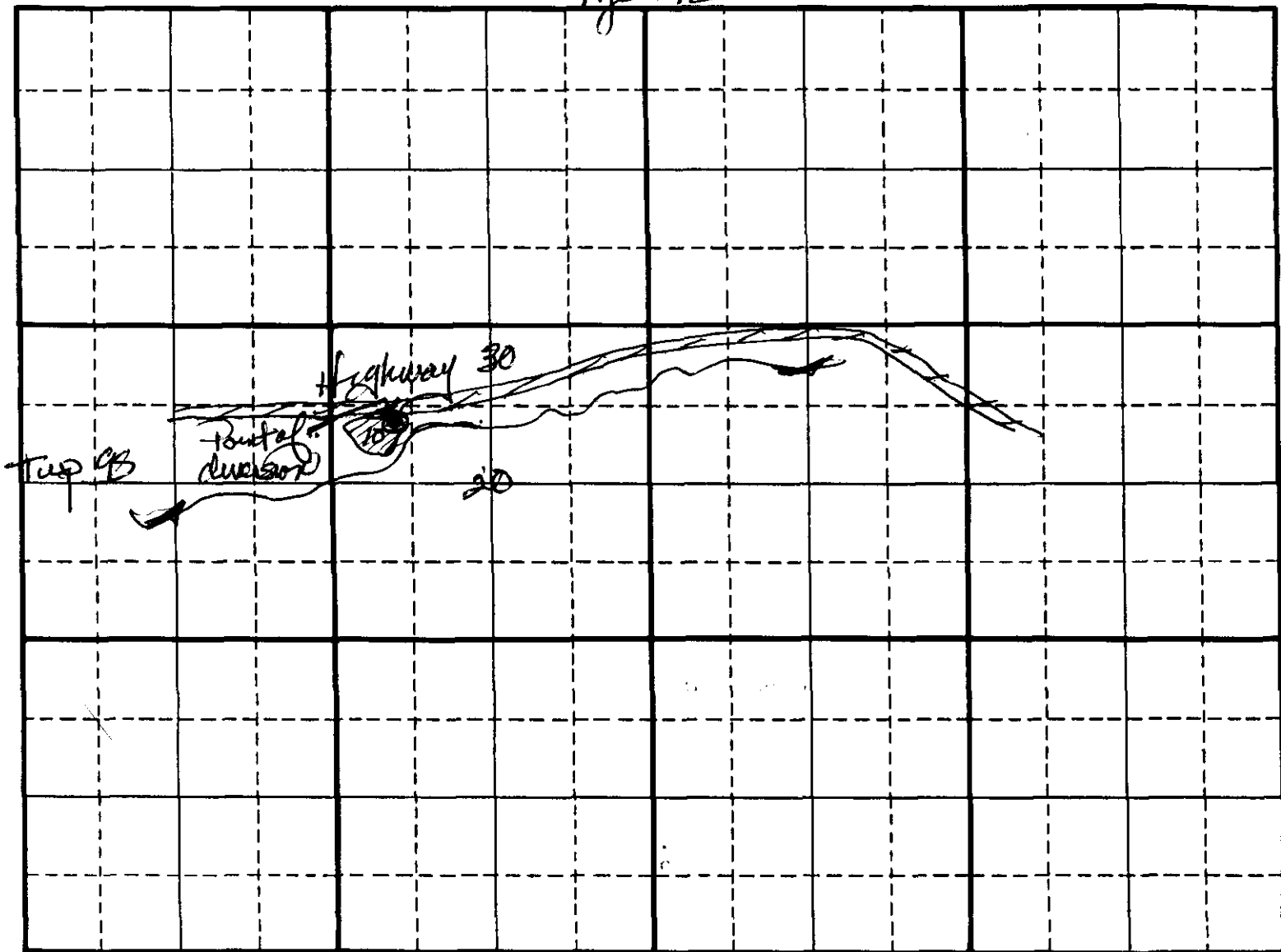
NOTE: Include here the type and number of stock watered: 100 head of range cattle, 400 head of sheep

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



(8) Remarks _____

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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 affiant's knowledge.

Roger Johnson
(Claimant)

Sworn to before me this 25 day of February, 1980.

Kathryn A. Walker
Notary Public
Residing at Idaho Falls

My commission expires life

FOR DEPARTMENT USE ONLY

Received by <u>ARK</u>	Date <u>2-25-80</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>EMC</u>	Date <u>2-26-80</u>		claimant by:	
\$20.00 fee received by <u>KW</u>	Date <u>2/25/80</u>	#13810		
Published in <u>Idaho State Journal</u>				
Dates <u>3/6 & 3/13/80</u>				

STATE OF IDAHO
County of Bannock

55.

Lyle Judd

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:

March 6, 1980 _____, 19____

March 13, 1980 _____, 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.

Subscribed and sworn to before me this 19th
day of March, 1980

Notary Public, State of Idaho
Residence: Pocatello, Idaho

RECEIVED

MAR 21 1980

Department of Water Resources
Eastern District Office

UNFILMED

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

Lyle Judd

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 bene-
ficial use:

29-4157 *OK*
JOHNSON, ROGER SYLVAN
BOX 354, LAVA HOT SPRINGS,
ID 83246

Source: PORTNEUF R. tributary
to SNAKE R.

Priority Date: 06/01/1955

Amount: 2.50 CFS

Diversion Point: SENE Sec 19 T
09S R 37E SWNW SENW SWNE
Sec 20 T 09S R 37E SENE Sec 20
T 09S R 37E, BANNOCK Co.

Use: IRRIGATION (2.50 CFS)
from 04/01 to 11/01

Place of Use: SENE Sec 19 T 09S
R 37E NENE NWNE SWNE
SENE SWNW SENW Sec 20 T 09S
R 37E FOR 82 ACRES

Diversion Means: PUMP, MAIN-
LINE & SPRINKLER SYSTEM.

29-4158 *OK*
JOHNSON, ROGER SYLVAN
BOX 354, LAVA HOT SPRINGS,
ID 83246

Source: SPRING (STANLEY
SPRING) tributary to SINKS

Priority Date: 06/01/1920

Amount: 0.22 CFS

Diversion Point: NWSE Sec 17 T
09S R 37E, BANNOCK Co.

Use: IRRIGATION (0.20 CFS)
from 04/01 to 11/01

STOCKWATER (0.02 CFS) from
01-01 to 12-31

Place of Use: SENW Sec 20 T 09S
R 37E FOR 3 ACRES

Diversion Means: SPRING &
DITCH

29-4159 *OK*
JOHNSON, ROGER SYLVAN
BOX 354, LAVA HOT SPRINGS,
ID 83246

Source: SPRING tributary to
PORTNEUF R.

Priority Date: 06/01/1920

Amount: 0.42 CFS

Diversion Point: SWNW Sec 20 T
09S R 37E, BANNOCK Co.

Use: IRRIGATION (0.40 CFS)
from 04/01 to 11/01

STOCKWATER (0.02 CFS) from
01-01 to 12-31

Place of Use: SWNW Sec 20 T 09S
R 37E FOR 10 ACRES

Diversion Means: SPRING

Any exception to any claim of
water right may be filed with the
Director of the Idaho Department
of Water Resources, 7515 Lincoln
Road, Idaho Falls, Idaho 83401.

S/C. STEPHEN ALLRED

Director

March 6, 13, 1980

No. 342

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:

March 6, 1980, 19.....
March 13, 1980, 19.....
....., 19....., 19.....
....., 19....., 19.....
....., 19....., 19.....

That said paper has been continuously and uninterruptedly pub-
lished 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.

Subscribed and sworn to before me this 19th
day of March, 1980

[Signature]

Notary Public, State of Idaho

Residence: Pocatello, Idaho

RECEIVED

MAR 21 1980

Department of Water Resources
Eastern District Office

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Ernest

Right Number 29 4159 Applicant Johnson
29-4159

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.

NOTE: It does not appear the claimant takes
does not take control of the water, beneficial
use of irrigation may be questionable.

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Carlson Date 3/24
3/26/1980

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Jim Date 4/1/80

MICROFILMED

S T E O F I D A H O
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

MARCH 26, 1980

ROGER SYLVAN JOHNSON
BOX 354
LAVA HOT SPRINGS ID 83246

RE: Claim No. 29-4159

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

ENCLOSURE

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:

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C. STEPHEN ALLRED

Director

Published 3/6 & 3/13/80.

MICROFILMED

JOHNSON, ROGER SYLVAN

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Place of Use: SWNW Sec 20 T 09S R 37E FOR 10 ACRES

Diversion Means: SPRING.

MICROFILMED