

Claim No. **11 4065**

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

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.

Notice is hereby given that M. Floyd Clark - Phone 847-0751
(name of claimant)
of Box 86, Georgetown Idaho 83237, claims a right to the diversion and beneficial use of
(mailing address)
the public water of the State of Idaho

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) unnamed spring, tributary to, _____
- (2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
- | | | |
|-----------------------|----------------------------|---|
| Amount <u>.03 cfs</u> | Use <u>Domestic</u> | Period of Use: From <u>1 Jan.</u> To <u>31 Dec.</u> |
| Amount _____ | Use <u>Stock</u> | Period of Use: From _____ To _____ |
| Amount _____ | Use _____ | Period of Use: From _____ To _____ |
| (cfs, gpm or a/f) | (dom., irri., stock, etc.) | (both dates inclusive) |

- (3) Total quantity of water claimed: .03 cubic feet per second, or _____ acre feet per annum, and/or _____ gallons per minute.
- (4) Priority claimed: (the date water was first applied to beneficial use) 1915

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 to this rule is that a claim may be filed on domestic use from a ground-water source.

- (5) A) Point of diversion: (give location of point where water is diverted from its source)
NE 1/4 SW 1/4, Sec. 3 Twp. 10 S. Rge. 43 E B. M. County of Bear Lake
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. Collection box & pipe which directs water to trough & stock ponds.

- (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 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			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	
<u>10S</u>	<u>43E</u>	<u>3</u>										X							

Total No. of acres _____

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: Domestic use for one family & watering of 15 horses & 2000 sheep.

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

(8) Remarks This water has been used by our family at this location since 1915.

Sec 3 T 10 S R 43 E

40 NE 1/4

SN/A

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 Bear 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 affiants knowledge.

Sworn to before me this 17th day of March

M Floyd Clark
(Claimant)

John H. Crane
Notary Public
Residing at Georgetown

My commission expires 8/22/78

For Department Use Only

Received by <u>CU</u>	Date <u>3-06-78</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>ARK</u>	Date <u>3/6/78</u>		claimant by:	
\$10.00 fee received by <u>CU</u>	Date <u>3-06-78</u>			
Approved for publication by <u>me</u>	Date <u>4-7-78 #9862</u>			
Published in <u>Idaho Examiner</u>				
Dates <u>5/1/78 - 10/23-1978</u>				

Nº 843

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Bear Lake

ss.

Loren W. Thompson
being duly sworn,

deposes and says:

That he is the Publisher of THE NEWS-EXAMINER, a weekly newspaper published at Montpelier, in the County of Bear Lake and State of Idaho; and said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Montpelier; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for two consecutive weeks in the regular and entire issue of said paper during the period and time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with

March 16, 1978, and ending
with the issue of March 23, 1978.

Loren W. Thompson
Fees, 14.31

Subscribed and sworn to before me this 28 day
of March, 1978.

Panda L. Thompson

Notary Public, Residing at Montpelier, Idaho

My Commission Expires March 13, 1979

RECEIVED

APR 7 1978

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT

No. 11-4065

Notice is hereby given that M. Floyd Clark, Georgetown, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 0.03 cubic feet per second of water from an unnamed spring with point of diversion in the NE¼SW¼, Sec. 3, T. 10S, R. 43E, B.M., Bear Lake County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes for one family and stockwatering for 15 horses and 2,000 sheep with a priority of 1915; the place of use is within the NW¼SW¼, Sec. 3, T. 10S, R. 43E, B.M.

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

C. STEPHEN ALLRED

Director

Published in the News-Examiner, Montpelier, Idaho on March 16 and March 23, 1978.

M16-23

March 6, 1978

RE: Claim to a Water Right No. 11-4065

M. Floyd Clark
Box 86
Georgetown, ID 83239

Dear Mr. Clark:

Attached herewith is Departmental receipt No. 9862 in the amount of \$10.00 for the above referenced claim to a water right.

Very truly yours,

COLLEEN WRAY
Secretary

CW:CD

Attachment

NOTICE OF CLAIM TO A WATER RIGHT

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Georgetown, Idaho

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Bear Lake County

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domestic purposes for one family and stockwatering for 15 horses and
2,000 sheep
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the place of use is within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3, T. 10S, R. 43E, B.M.

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

C. STEPHEN ALLRED
~~XXXXXXXXXXXXXXXXXXXX~~

Director

Published in the News-Examiner, Montpelier, Idaho
on March 16 and March 23, 1978

me-d.
me-Q.

March 8, 1978

RE: Claim to a Water Right No. 11-4065 CLARK

The News-Examiner
P.O. Box 278
Montpelier, ID 83254

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 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.

Very truly yours,

RONALD D. CARLSON
Supervisor
Eastern Region

Bill submitted 4-07-78 by CW

RDC:CD

Enclosure: Legal Notice



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

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

April 3, 1978

RE: Claim to a Water Right No. 11-4065 CLARK

The News-Examiner
P.O. Box 278
Montpelier, Idaho 83254

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application. The legal notice was to have been published in your paper on March 16 and March 23, 1978.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

COLLEEN WRAY
Secretary

April 7, 1978

RE: Claim to a Water Right No. 11-4065

M. Floyd Clark
Box 86
Georgetown, ID 83239

Dear Mr. Clark:

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

As you are aware, the filing of your claim does not, in itself, guarantee you a water right; it only records and preserves 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 in your claim file, you may have that information or evidence added at any time. Please refer to your claim number when corresponding with this office.

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

Very truly yours,

RONALD D. CARLSON
Supervisor
Eastern Region

RDC:CS

Enc: Copy of claim