

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 Ezra Lakey

(Name of Claimant)

Box 575, Soda Springs, ID 83276

(Mailing Address)

Telephone No. 547-3870

(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) May 12, 1888

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)

Rowley Springs tributary to sinks

- (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>.12 cfs</u>  | Use <u>domestic</u>                 | Period of Use From <u>Jan. 1</u> | To <u>Dec. 31</u> |
| Quantity | <u>.10 cfs</u>  | Use <u>irrigation</u>               | Period of Use From <u>Apr. 1</u> | To <u>Nov. 1</u>  |
| Quantity |                 | Use                                 | Period of Use From               | To                |
| Quantity |                 | Use                                 | Period of Use From               | To                |
| Quantity |                 | Use                                 | Period of Use From               | To                |

- (4) .22 cfs TOTAL QUANTITY USED.

(cfs, gpd, AFA)

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

SW ¼ SW ¼, Sec. 30 Twp. 9S Rge. 43E S.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. 2 concrete headboxes to 2 - 2½" and 2" pipes to 3 homes.

- (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 | 42E | 25   |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     | 5   | 5     |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |

No. of acres 5

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

Water is used for domestic use of 3 homes.

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:

(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 )  
County of Caribou ) 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 28th day of May, 1980.

Ezra Labeley  
(Claimant)  
Leonard O. Fingford  
Notary Public  
Residing at Soda Springs, Idaho.

My commission expires Lifetime.

FOR DEPARTMENT USE ONLY

Received by kw Date 5/29/80 Exception filed by: \_\_\_\_\_ Forwarded to \_\_\_\_\_ Date \_\_\_\_\_  
Prelim. check by EMV Date 5/21/1980 claimant by: \_\_\_\_\_  
\$20.00 fee received by kw Date 5/21/80 #14817  
Published in Caribou Co. Sun  
Dates 5/29 & 6/05/80

**PUBLIC NOTICE**

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:

11-4093 *oe*  
LAKEY, EZRA  
BOX 575, SODA SPRINGS,  
ID 83276

Source: SWAN LAKES  
tributary to SINKS

Priority Date: 05-12-1888

Amount: 5.00 CFS

Diversion Point: SWSE SESE  
Sec 30 T 09S R 43E, CARIBOU  
Co.

Use: IRRIGATION (5.00  
CFS) from 04-01 to 11-01

Place of Use: NESW NWSW  
SWSW SESW NESE NWSE  
SWSE SESE Sec 25 T 09S R 42E  
FOR 270 ACRES

Diversion Means: DIVER-  
SION DAMS & SPRINKLER  
SYSTEM.

11-4094 *oe*  
LAKEY, EZRA  
BOX 575, SODA SPRINGS,  
ID 83276

Source: ROWLEY SPRINGS  
tributary to SINKS

Priority Date: 05-12-1888

Amount: 0.22 CFS

Diversion Point: SWSW Sec 30  
T 09S R 43E, CARIBOU Co.

Use: IRRIGATION (0.10  
CFS) from 04-01 to 11-01  
DOMESTIC (0.12 CFS) from  
01-01 to 12-31

Place of Use: SESE Sec 25 T  
09S R 42E FOR 5 ACRES

Diversion Means: CON-  
CRETE HEADBOXES & PIPE-  
LINE.

13-4128 *oe*  
UTAH POWER & LIGHT  
COMPANY

1407 WEST NORTH  
TEMPLE, SALT LAKE CITY,  
UT 84110

Source: BEAR RIVER tribu-  
tary to GREAT SALT LAKE

Priority Date: 01-01-1922

Amount: 600.00 CFS 16472.0  
AC-FT

Diversion Point: SENW Sec 17  
T 09S R 41E, CARIBOU Co.

Use: POWER (600.00 CFS)  
from 01-01 to 12-31 POWER  
STORAGE (16472.0 AC-FT)  
from 01-01 to 12-31 POWER  
FROM STORAGE (16472.0  
AC-FT) from 01-01 to 12-31

Place of Use: SENW Sec 17 T  
09S R 41E

Diversion Means: RESER-  
VOIR.

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 May 29 and June 5,  
1980 in the Caribou County Sun.

**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

29th day of

June, 1980

The date of the last publication

being the 5th day of

June, 1980

Mark Steele  
Subscribed and sworn to be-

fore me this 13th day

of June, 1980

Wendy Steele  
Notary Public, residing  
at Soda Springs, Idaho  
(SEAL)

My Commission expires the

1 day of March

1984

**RECEIVED**

JUN 17 1980

Department of Water Resources  
Eastern District Office

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

## CLAIM TO A WATER RIGHT

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(Name of Claimant)

Box 575, Soda Springs, Idaho 83276

(Mailing Address)

(Zip Code)

Telephone No. 547-3870

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- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

Howley Springs

tributary to

Sinks

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

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| Quantity | <u>.10 cfs.</u> | Use <u>Irrigation</u>               | Period of Use From <u>April 1</u> | To <u>Nov 1</u>  |
| Quantity |                 | Use                                 | Period of Use From                | To               |
| Quantity |                 | Use                                 | Period of Use From                | To               |
| Quantity |                 | Use                                 | Period of Use From                | To               |

- (4) .22 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. 30 Twp. 9S Rge. 43E 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. 2 Concrete Head Boxes to 2 - 2 1/2" and 2" pipes to 3 homes.

- (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 |       |
| 9S | 42E | 25   |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        | 5     |
|    |     |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|    |     |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|    |     |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|    |     |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|    |     |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|    |     |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|    |     |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|    |     |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |

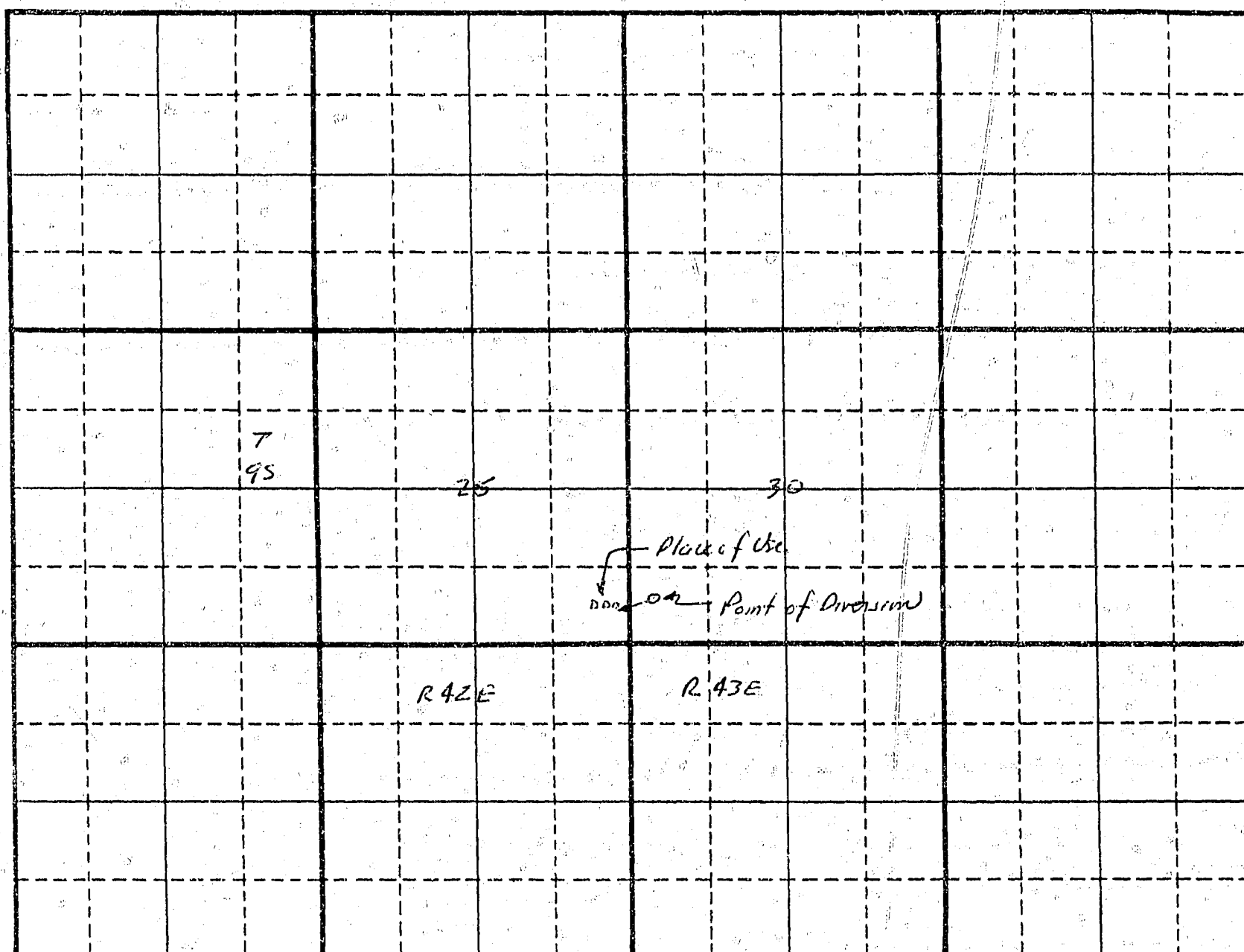
No. of acres 5

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Water is used for domestic use of 3 homes.

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:

(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 )  
County of Caribou ) 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 9th day of \_\_\_\_\_

Ezra Lakey  
(Claimant)  
May 19 80.  
Leonard O. Kingsford  
Notary Public  
Residing at Soda Springs, Idaho

My commission expires Lifetime.

Received by EW Date 3/19/80 Exception filed by: \_\_\_\_\_ Forwarded to \_\_\_\_\_ Date \_\_\_\_\_  
Prelim. check by EW Date 3/20/80 claimant by: \_\_\_\_\_  
\$20.00 fee received by EW Date 5/24/80 #14817  
Published in Caribou County Sun  
Dates 5/29 & 6/05/80

11-4094

LAKEY, EZRA

BOX 575, SODA SPRINGS, ID 83276

Source: ROWLEY SPRINGS tributary to SINKS

Priority Date: 05/12/1888

Amount: 0.22 CFS

Diversion Point: SWSW Sec 30 T 09S R 43E, CARIBOU Co.

Use: IRRIGATION (0.10 CFS) from 04/01 to 11/01  
DOMESTIC (0.12 CFS) from 01/01 to 12/31

Place of Use: SESE Sec 25 T 09S R 42E FOR 5 ACRES

Diversion Means: CONCRETE HEADBOXES & PIPELINE.

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:

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 5/29 & 6/05/80.



John V. Evans  
Governor

C. Stephen Allred  
Director

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
EASTERN REGION

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

May 21, 1980

Ezra Lakey  
Box 575  
Soda Springs, ID 83276

Dear Mr. Lakey:

The Department has initiated the processing of your claims to water rights, however, to provide a neater copy for the records enclosed are two typed claims. These are duplicates of the originals on file and only require your notarized signature. Since we anticipate completing the advertising by June 5th it is hoped these claims can be returned by this date.

Respectfully submitted,

*Ernest Carlsen*

ERNEST CARLSEN  
Sr. Resource Analyst

EC:kw  
Enclosures

| STATE OF IDAHO                             |                          | No. 14818              |                |
|--------------------------------------------|--------------------------|------------------------|----------------|
| Department of Water Resources              |                          |                        |                |
| Boise, Idaho, <u>May 21</u> , 19 <u>80</u> |                          |                        |                |
| RECEIVED FROM                              | <u>Ezra Lakey</u>        | of <u>Soda Springs</u> | <u>\$20.00</u> |
|                                            | <u>Twenty and no/100</u> |                        | DOLLARS        |
| FOR                                        | <u>1 claim</u>           | \$ <u>20</u>           | <u>00</u>      |
|                                            |                          | \$                     |                |
|                                            |                          | \$                     |                |
|                                            | <u>CP# 92-112/247</u>    | \$                     |                |
|                                            |                          | \$ <u>20</u>           | <u>00</u>      |
| TOTAL - - -                                |                          | \$                     | <u>20 00</u>   |
|                                            |                          | <u>Kay Walker</u>      |                |

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Eastern Region

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

JUNE 16, 1980

EZRA LAKEY  
BOX 575  
SODA SPRINGS ID 83276

RE: Claim No. 11-4094

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

Form 243a  
11/78

State of Idaho  
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Emmet

Right Number 11 4094 Applicant L. Lee

NOTE: 11-4094 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.
- 6/1/80

FINAL REGIONAL PROCESSING REVIEW:

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

By Emmet Carlson Date 6-23-1980

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By H. Anderson Date 6/25/80