

## AFFIDAVIT OF PUBLICATION

IDAHO, }  
 Bear Lake } ss.

says:

the Montpelier News-Examiner of THOMPSON, a weekly newspaper published at Montpelier, County of Bear Lake and State of Idaho; and has been and is in general circulation in the said, and in the vicinity of Montpelier; that there is a copy of which is attached hereto, was published in the regular and entire issue of said newspaper once a week for eight consecutive weeks prior to the date of publication of said advertisement.

It was published in the issue beginning with

the 1st of June, 1981, and ending

on the 9th of June, 1981.

and sworn to before me this 11th day of June, 1981.

Notary Public, Residing at Montpelier, Idaho

Commission Expires June 11, 1982, 1981.

# Public Notices

LEGAL NO. 1662

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:

11-4105

RECA, DOMINIQUE  
 P.O. BOX 37, COKEVILLE, WY 83114  
 Source: WOOD CANYON tributary to THOMAS FORK CREEK  
 Priority Date: 06-01-1930  
 Amount: 5.00 CFS 200.0 AC-FT  
 Diversion Point: NWSE NESE Sec 07 T 13S R 46E, BEAR LAKE Co.

Use: IRRIGATION (1.00 CFS)  
 from 04-01 to 11-01

IRRIGATION  
 STORAGE (200.0 AC-FT)  
 from 01-01 to 12-31

IRRIGATION  
 FROM STORAGE (200.0 AC-FT)  
 from 04-01 to 11-01

STOCKWATER (0.06 CFS)  
 from 01-01 to 12-31

DIVERSION  
 TO STORAGE (5.00 CFS)  
 from 02-01 to 07-01

Place of Use: NENE NWNE SWNE SENE Sec 17 T 13S R 46E FOR 48 ACRES  
 Diversion Means: DAMS & PIPELINE.

11-4106

EVANS, CRAIG D.  
 P.O. BOX 262, MONTPELIER, ID 83254

Source: GROUNDWATER  
 Priority Date: 04-01-1962  
 Amount: 0.10 CFS  
 Diversion Point: NWSE Sec 01 T 13S R 44E, BEAR LAKE Co.

Use: DOMESTIC (0.10 CFS)  
 from 01-01 to 12-31

Place of Use: NWSE Sec 01 T 13S R 44E

Diversion Means: WELL & PRESSURE TANKS.

11-4107

ROBINSON, BRYANT  
 STAR RT. 2, MONTPELIER, ID 83254  
 Source: POND tributary to SINKS  
 Priority Date: 05-01-1971  
 Amount: 0.45 CFS  
 Diversion Point: SESW Sec 08 T 12S R 44E, BEAR LAKE Co.

Use: IRRIGATION (0.45 CFS)  
 from 05-15 to 10-15

Place of Use: SESW Sec 08 T 12S R 44E FOR 25 ACRES

Diversion Means: POND, PUMP & SPRINKLER.

11-4108

EBORN, DARRELL  
 P.O. BOX 65, OVID, ID 83260  
 Source: UNNAMED SLOUGH tributary to OVID CREEK  
 Priority Date: 05-15-1958  
 Amount: 2.06 CFS

Diversion Point: SESW Sec 15 T 13S R 43E, BEAR LAKE Co.

Use: IRRIGATION (2.06 CFS)  
 from 05-15 to 10-15

Place of Use: SWSW SESW Sec 15 T 13S R 43E NENW NWNW Sec 22 T 13S R 43E FOR 103 ACRES

Diversion Means: PUMP & SPRINKLER.

11-4109

PARKER, WESTON JENSEN  
 RT. 1 BOX 58, OVID, ID 83260  
 Source: NORTH CREEK tributary to OVID CREEK

Priority Date: 05-15-1968  
 Amount: 2.06 CFS

Diversion Point: SWSW Sec 15 T 13S R 43E NENW NWNW Sec 22 T 13S R 43E FOR 103 ACRES

PONDS.

11-4113

HUNZEKER & SONS, FRED  
 RURAL RT. 1, MONTPELIER, ID 83254

Source: SPRINGS tributary to SHEEP CREEK, WEST FORK

Priority Date: 05-15-1932  
 Amount: 0.02 CFS

Diversion Point: SENW Sec 14 T 13S R 45E SESE Sec 23 T 13S R 45E NWNW Sec 24 T 13S R 45E NWSE Sec 25 T 13S R 45E SENE Sec 26 T 13S R 45E, BEAR LAKE Co.

Use: STOCKWATER (0.02 CFS)  
 from 05-15 to 12-01

Place of Use: SENW Sec 14 T 13S R 45E SESE Sec 23 T 13S R 45E NWNW Sec 24 T 13S R 45E NWSE Sec 25 T 13S R 45E SENE Sec 26 T 13S R 45E

Diversion Means: EXCAVATED SPRING.

11-4114

NIELSON, ADRAIN  
 P.O. BOX 26, OVID, ID 83260  
 Source: OVID CREEK tributary to BEAR RIVER

Priority Date: 04-10-1890  
 Amount: 6.00 CFS

Diversion Point: NENW Sec 23 T 13S R 43E, BEAR LAKE Co.

Use: IRRIGATION (6.00 CFS)  
 from 05-15 to 10-15

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

Place of Use: SWNW Sec 24 T 13S R 43E FOR 30 ACRES

Diversion Means: BOARD DAM.

11-4115

NIELSON, ADRAIN  
 P.O. BOX 26, OVID, ID 83260  
 Source: OVID CREEK tributary to BEAR RIVER

Priority Date: 03-21-1889  
 Amount: 52.00 CFS

Diversion Point: NENW Sec 23 T 13S R 43E SENW Sec 19 T 13S R 44E, BEAR LAKE Co.

Use: IRRIGATION (52.00 CFS)  
 from 05-15 to 10-15

Place of Use: NENE SENE Sec 23 T 13S R 43E SWNE SENE NWNW SWNW SENW NESE SESE Sec 24 T 13S R 43E NENE Sec 25 T 13S R 43E NWSW SWSW Sec 19 T 13S R 44E FOR 263 ACRES

Diversion Means: HEADGATES.

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, Idaho 83401.

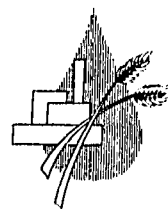
A. KENNETH DUNN  
 Director

Published 5-28 & 6-04-81.

6-4, 6-11  
 201 LINES

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

~~BRYANT~~ BRYANT ROBISON  
(Name of Claimant)  
STAR RT #2 MONTPELIER Telephone No. 847 0858  
(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) MAY 1, 1971

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)  
Pond 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:

| Quantity       | (cfs, gpd, AFA) | Use        | (Domestic, Irrigation, Stock, Etc.) | Period of Use From | (Mo., Day) | To            | (Mo., Day) |
|----------------|-----------------|------------|-------------------------------------|--------------------|------------|---------------|------------|
| <u>.45 cfs</u> |                 | <u>IRR</u> |                                     | <u>MAY 15</u>      |            | <u>OCT 15</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) .45 cfs TOTAL QUANTITY USED.  
(cfs, gpd, AFA)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)  
SE 1/4 SW 1/4, Sec. 8 Twp. 12S Rge. 44E B.M., County of BEAR LAKE  
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.  
Pond, 15 hp elec motor & Pump 4mi Sprinkler line

- (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 |       |
| 44E | 12S | 8    |        |        |        |        |        |        |        |        |        |        | 25     |        |        |        |        |        | 25    |
|     |     |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|     |     |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|     |     |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|     |     |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|     |     |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|     |     |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|     |     |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|     |     |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |

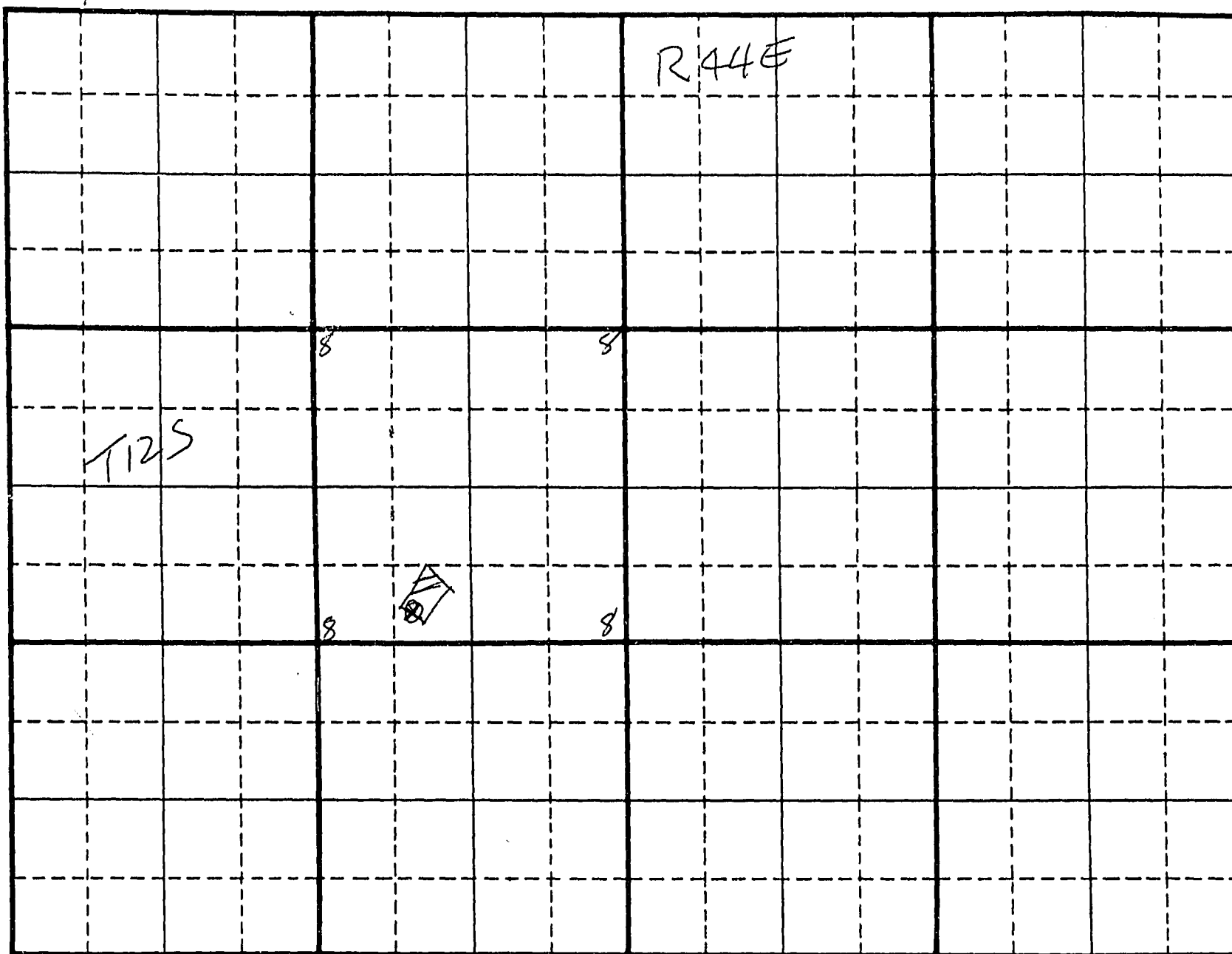
No. of acres 25

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:

- (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 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 affiant's knowledge.

Sworn to before me this 13 day of MAY, 1981.

W. Bryant Rhodes  
(Claimant)

William R. Rhoads  
Notary Public  
Residing at Idaho Falls

My commission expires MAY 4, 1984

FOR DEPARTMENT USE ONLY

|                                            |                     |                     |              |      |
|--------------------------------------------|---------------------|---------------------|--------------|------|
| Received by <u>BR</u>                      | Date <u>5-13-81</u> | Exception filed by: | Forwarded to | Date |
| Prelim. check by <u>SPM</u>                | Date <u>5-14-81</u> |                     | claimant by: |      |
| \$0.00 fee received by <u>W</u>            | Date <u>5-14-81</u> |                     |              |      |
| Published in <u>Newsp. Examiner #17651</u> |                     |                     |              |      |
| Dates <u>5/28 &amp; 6/24/81</u>            |                     |                     |              |      |

11-410Z

ROBISON, BRYANT

STAR RT. 2, MONTPELIER, ID 83254

Source: POND tributary to SINKS

Priority Date: 05/01/1971

Amount: 0.45 CFS

Diversion Point: SESW Sec 08 T 12S R 44E, BEAR LAKE Co.

Use: IRRIGATION (0.45 CFS) from 05/15 to 10/15

Place of Use: SESW Sec 08 T 12S R 44E FOR 25 ACRES

Diversion Means: POND, PUMP & SPRINKLER.

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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, 150 Shoup Ave., Idaho Falls, Idaho 83401 .

A. KENNETH DUNN

Director

Published 5/28 & 6/04/81.

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July 1, 1981

RE: Claim to a Water Right No. 11-4105, 11-4106, 11-4107, 11-4108,  
11-4109, 11-4110, 11-4111, 11-4112,  
11-4113, 11-4114, 11-4115,

Application for Permit No. 11-7255, 11-7258, 11-7259

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(s). The legal notice was to have been published in your paper on May 28 and June 4, 1981.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

KAY WALKER  
Secretary

CW:kw

| <u>Water Right Number</u> | <u>Date Published</u> |
|---------------------------|-----------------------|
| 11-4105                   | 5/28 & 6/04/81        |
| 11-4106                   | 5/28 & 6/04/81        |
| 11-4107                   | 5/28 & 6/04/81        |
| 11-4108                   | 5/28 & 6/04/81        |
| 11-4109                   | 5/28 & 6/04/81        |
| 11-4110                   | 5/28 & 6/04/81        |
| 11-4111                   | 5/28 & 6/04/81        |
| 11-4112                   | 5/28 & 6/04/81        |
| 11-4113                   | 5/28 & 6/04/81        |
| 11-4114                   | 5/28 & 6/04/81        |
| 11-4115                   | 5/28 & 6/04/81        |
| 11-4116                   | 6/04 & 6/11/81        |
| 11-4117                   | 7/02 & 7/09/81        |
| 11-4118                   | 7/02 & 7/09/81        |
| 11-4119                   | 7/09 & 7/16/81        |
| 11-4120                   | 7/09 & 7/16/81        |
| 11-4121                   | 7/16 & 7/23/81        |
| 11-7194 Amendment         | 4/30 & 5/07/81        |
| 11-7222                   | 3/26 & 4/02/81        |
| 11-7254                   | 5/28 & 6/04/81        |
| 11-7255                   | 5/28 & 6/04/81        |
| 11-7257                   | 5/28 & 6/04/81        |
| 11-7258                   | 5/28 & 6/04/81        |
| 11-7259                   | 5/28 & 6/04/81        |
| 11-7260                   | 6/04 & 6/11/81        |
| 11-7261                   | 6/11 & 6/18/81        |
| 11-7262                   | 6/18 & 6/25/81        |
| 11-7263                   | 7/02 & 7/09/81        |
| 24-4041                   | 7/02 & 7/09/81        |



STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
EASTERN REGION

John V. Evans  
Governor

A. Kenneth Dunn  
Director

150 Shoup  
Idaho Falls, Idaho 83401  
(208) 525-7161

August 4, 1981

RE: Attached Listing of Needed Affidavits of Publication

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

Gentlemen:

Attached is a listing of all of the publications of legal notices that we have not received as of this date. Would you please submit an affidavit of publication and certified bill in connection with these legals? Our office cannot proceed with the processing of these water right filings until we receive the above items. Your cooperation in this matter would be greatly appreciated.

Sincerely,

KAY WALKER  
Secretary

KW:k  
Attachment

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STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Eastern Region

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150 Shoup Ave.  
Idaho Falls, Idaho 83401  
(208) 525-7161

JUNE 17, 1981

BRYANT ROBISON  
STAR RT. 2  
MONTPELIER

ID 83254

RE: Claim No. 11-4107

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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Form 243a  
11/78

State of Idaho  
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Steve McCormick  
11 4107

Right Number 11-4107 Applicant Bryant Robison

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.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. 8-14-81
- ☒ Claim published correctly.
- ☐ Exceptions processed.

By Ernest Carlson Date Aug 19, 1981

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Jenni Date 8/24/81

6/15  
**RECEIVED**  
AUG 24 1981

Department of Water Resources