

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 William A. Jenson (Name of Claimant)

Star Route, Montpelier, ID 83254 (Mailing Address) Telephone No. 847-0641 (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) April 15, 1890

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 streams tributary to Bear 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:

Quantity	(cfs, gpd, AFA)	Use	(Domestic, Irrigation, Stock, Etc.)	(Both dates Inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity <u>3.20 cfs</u>	Use <u>irrigation</u>	Period of Use From <u>April 15</u> To <u>October 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) 3.20 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NE 1/4 NW 1/4, Sec. 31 Twp. 11S Rge. 44E B.M., County of Bear Lake
Additional points of diversion: NW 1/4 NE 1/4, SW 1/4 NE 1/4, SE 1/4 NW 1/4, Sec. 31, Twp. 11S, Rge. 44E

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. Wooden, steel and aluminum headgates divert water in open ditches for flood irrigation.

(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	
11S	44E	31		6	6		2	23	47										84

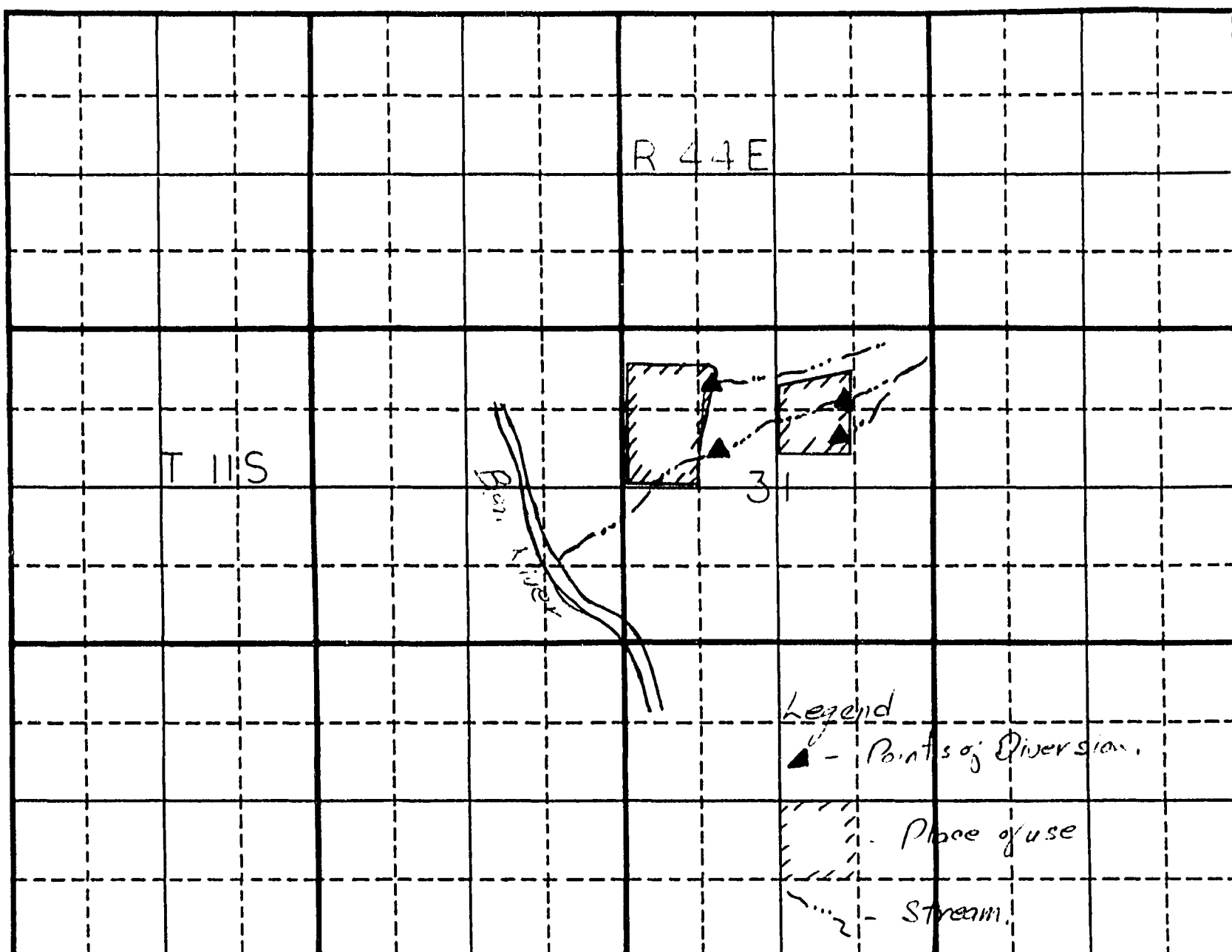
No. of acres 84

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 The source of water originates from numerous springs in Sections 29, 31
and 32, T. 11S, R. 44E which converge to form two streams.



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.

Sworn to before me this 23 day of June, 1981.

William A. Benson
(Claimant)

Kathleen A. Walker
Notary Public
Residing at Idaho Falls

My commission expires 2/15/1983

FOR DEPARTMENT USE ONLY

Received by <u>ENIC</u>	Date <u>6/23/81</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>KW</u>	Date		claimant by:	
\$30.00 fee received by <u>KW</u>	Date <u>6/23/81</u>	<u>#17744</u>		
Published in <u>Idaho Examiner</u>				
Dates <u>7/9 & 7/16/81</u>				

Nº 1702

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Bear Lake

ss.

AUG 27 1981

Department of Water Resources
Eastern District Office

R. J. Spencer

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 *2* 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

7-7, 19*81*, and ending
with the issue of *7-14*, 19*81*.

Fees, *33.00*

Subscribed and sworn to before me this *42* day

of *August*, 19*81*.

Santa Taylor
Notary Public, Residing at Montpelier, Idaho

My Commission Expires *Lifetime*, 19*84*.

LEGAL NO. 1702

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:

11-4119

JENSON, WILLIAM A.
STAR RT., MONTPELIER, ID 83254
Source: UNNAMED STREAMS tributary to BEAR RIVER
Priority Date: 04-15-1890
Amount: 3.20 CFS
Diversion Point: NENW NWNE SWNE SENW Sec 31 T 11S R 44E, BEAR LAKE Co.
Use: IRRIGATION (3.20 CFS)

from 04-15 to 10-15
Place of Use: NWNE SWNE NENW NWNW SWNW Sec 31 T 11S R 44E FOR 84 ACRES
Diversion Means: HEADGATES & DITCHES

11-4120

JENSON, WILLIAM A.
STAR RT., MONTPELIER, ID 83254
Source: UNNAMED STREAMS tributary to BEAR RIVER
Priority Date: 04-15-1968
Amount: 2.42 CFS
Diversion Point: NENW SENW Sec 31 T 11S R 44E, BEAR LAKE Co.
Use: IRRIGATION (2.42 CFS)

from 04-15 to 10-15
Place of Use: NWNE NENW NWNW SENW Sec 31 T 11S R 44E FOR 121 ACRES
Diversion Means: DAM, PUMP & SPRINKLERS

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 7-09 & 7-16-81.

7-9, 7-16
49 LINES

**LEGAL NO. 1702
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:

11-4119
JENSON, WILLIAM A. *JPW*
STAR RT., MONTPELIER, ID 83254
Source: UNNAMED STREAMS tri-

butary to BEAR RIVER *7/10*
Priority Date: 04-15-1890
Amount: 3.20 CFS
Diversion Point: NENW NWNE
SWNE SENW Sec 31 T 11S R 44E,
BEAR LAKE Co.
Use: IRRIGATION (3.20 CFS)
from 04-15 to 10-15
Place of Use: NWNE SWNE NENW
NWNW SWNW Sec 31 T 11S R 44E
FOR 84 ACRES
Diversion Means: HEADGATES &
DITCHES.

11-4119

JENSON, WILLIAM A.

STAR RT., MONTPELIER, ID 83254

Source: UNNAMED STREAMS tributary to BEAR RIVER

Priority Date: 04/15/1890

Amount: 3.20 CFS

Diversion Point: NENW NWNE SWNE SENW Sec 31 T 11S R 44E, BEAR LAKE Co.

Use: IRRIGATION (3.20 CFS) from 04/15 to 10/15

Place of Use: NWNE SWNE NENW NNW SWNW Sec 31 T 11S R 44E FOR 84 ACRES

Diversion Means: HEADGATES & DITCHES.

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 7/09 & 7/16/81.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

JULY 2, 1981

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

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 JULY 27, 1981.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

July 28, 1981

RE: Claim to a Water Right No. 11-4119 JENSON
No. 11-4120 "

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 July 9 and 16, 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

WATER RIGHT NUMBERDATE PUBLISHED

11-4117	7/2 & 7/9/81
11-4118	7/2 & 7/9/81
11-4119	7/9 & 7/16/81
11-4120	7/9 & 7/16/81
11-4121	7/16 & 7/23/81
11-7222	3/26 & 4/2/81
11-7254	5/28 & 6/4/81
11-7255	5/28/ & 6/4/81
11-7257	5/28/ & 6/4/81
11-7263	7/2/ & 7/9/81
24-4041	7/2/ & 7/9/81

It is important that we verify that these notices have indeed been published. If you find that is not the case, please let me know immediately.



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 24, 1981

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

RE: Attached Listing of Required Affidavits

Gentlemen:

I am in the process of getting the newspaper files in order and in so doing I find there are eleven outstanding affidavits from your company. It is important in our processing procedure that these affidavits be sent immediately after the notices have been advertised. I would appreciate it if you would see that these affidavits are sent to this office as soon as possible.

Thank you for your cooperation in this matter.

Sincerely,

BOBBIE R. STEPHENS
Principal Clerk

BRS

attachement:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

JULY 28, 1981

WILLIAM A. JENSON
STAR RT.
MONTPELIER ID 83254

RE: Claim No. 11-4119

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

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Kcw

Right Number 11 4119 Applicant W.A. Tenson

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.
- ☒ Claim published correctly.
- ☐ Exceptions processed.

By Ernest Carlson Date Aug 31, 1981

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Juni Date 9/2/81

RECEIVED
SEP 02 1981

Department of Water Resources