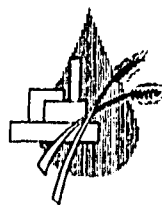


STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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 A. Leon Hardcastle and Alice B. Hardcastle, husband and wife,
(Name of Claimant)
Bern, Idaho 83220 Telephone No. (208) 847-1258
(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) June 23, 1922

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)
unamed stream 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>.04</u>	Use <u>stock water</u>	Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity <u>.04</u>	Use _____	Period of Use From _____	To _____

- (4) .04 TOTAL QUANTITY USED.

(cfs, gpd, AFA)

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

NW ¼ SW ¼, Sec. 14 Twp. 12S, Rge. 43 E. B.M., County of Bear Lake
Additional points of diversion: SE ¼ SW ¼, SW ¼ SE ¼, Section 14, Township 12 South, Range 43
East of the Boise Meridian:

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. Cattle drink directly from stream

- (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	
12S	43E	14										X		X			X		

No. of acres _____

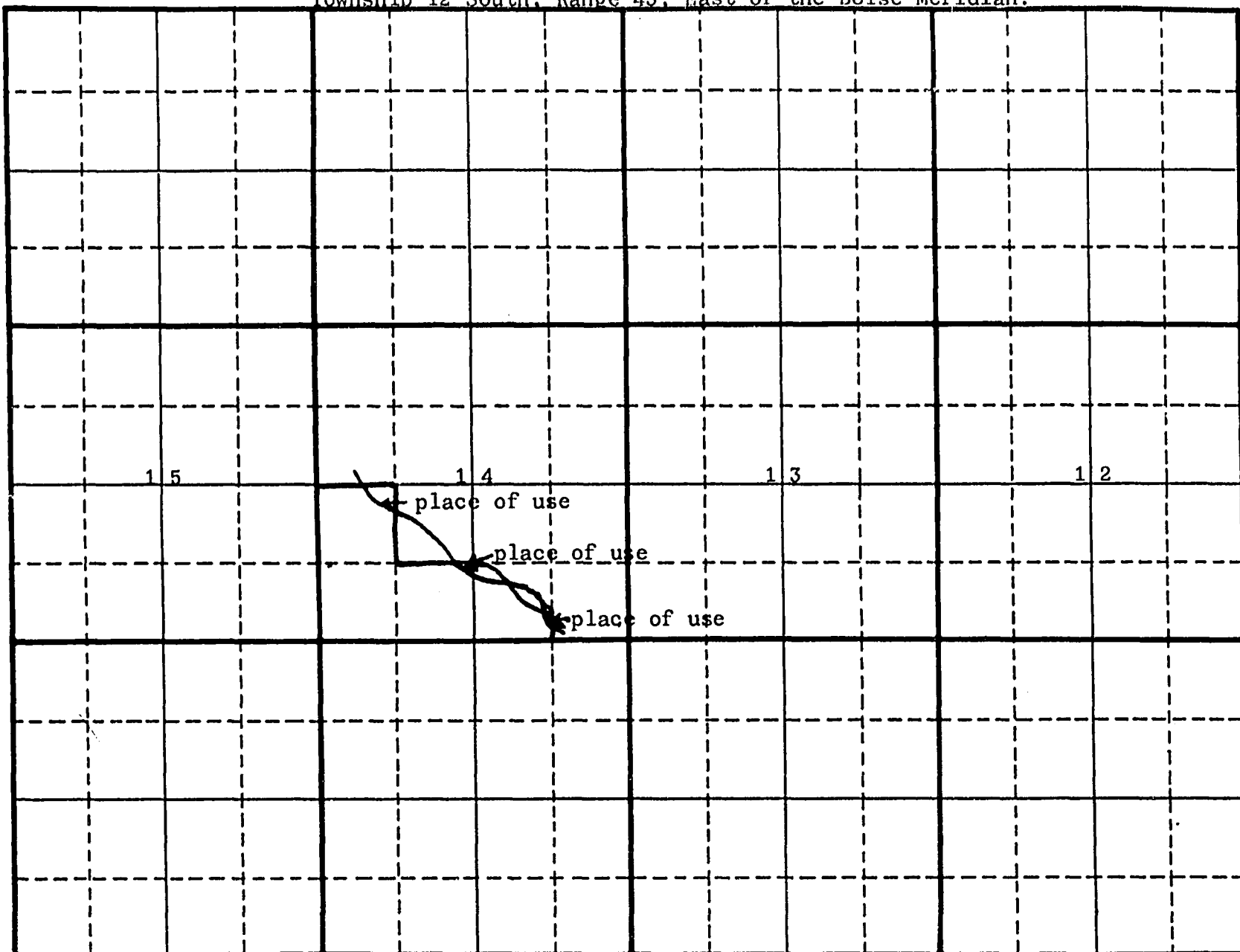
- B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Stock water

NOTE: Include here the type and number of stock watered: 200 Head of Range Cattle

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

- (8) Remarks Our livestock drink directly from the stream at any point where the stream is within our property. A portion of this land was patented on June 23, 1922, and livestock have been on the land regularly since that time.

Township 12 South, Range 43, East of the Boise Meridian:



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.

Alice B. Hardcastle
(Claimant)

Sworn to before me this 8th day of April, 1983.

Leonard O. Kingsford
Notary Public
Residing at Soda Springs, Idaho

My commission expires Lifetime.

FOR DEPARTMENT USE ONLY

Received by BP SA Date 4-15-83 Exception filed by: _____ Date _____
Prelim. check by WUL Date 4-15-83 Forwarded to claimant by: _____
\$30.00 fee received by BP Date 4-15-83 # 28037
Published in News Examiner _____
Dates 9/28 & 5/5/83 _____

MAY 12 1983
No. 2270

AFFIDAVIT OF PUBLICATION JUN 3 1983

Department of Water Resources
Eastern District Office

STATE OF IDAHO,
County of Bear Lake

ss.

Marie B. Nye

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

April 28, 1983, and ending
with the issue of May 5, 1983.

Fees, 55⁰⁰

Subscribed and sworn to before me this 10th day
of May, 1983.

Karla Jensen
Notary Public, Residing at Montpelier, Idaho

My Commission Expires November, 1985.

LEGAL NO. 2270
NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

11-4236

HARDCASTLE, A. LEON &/ or ALICE B. BERN, ID 83220
Source: UNNAMED STREAM trib. to SINKS
Priority Date: 06/23/1922
Diversion Pt: NWSW SESW SWSE Sec 14 T 12S R 43E
Use: STOCKWATER (0.04 CFS)
In: NWSW SESW SWSE Sec 14 T 12S R 43E

11-4235

HARDCASTLE, A. LEON &/ or ALICE B. BERN, ID 83220
Source: SHEEP CORRAL CREEK trib. to BEAR RIVER
Priority Date: 12/01/1904
Diversion Pt: SWSW SESW SWSE Sec 24 T 12S R 43E
Use: STOCKWATER (0.04 CFS)
In: SWSW SESW SWSE Sec 24 T 12S R 43E

11-4234

HARDCASTLE, A. LEON &/ or ALICE B. BERN, ID 83220
Source: SEGAS SPRINGS trib. to OVID CREEK
Priority Date: 01/23/1922
Diversion Pt: NWSW Sec 27 T 12S R 43E
Use: STOCKWATER (0.07 CFS)
In: NWSW Sec 27 T 12S R 43E

11-4223

HARDCASTLE, A. LEON &/ or ALICE B. BERN, ID 83220
Source: GROUNDWATER
Priority Date: 08/15/1935
Diversion Pt: NESE Sec 25 T 12S R 43E
Use: STOCKWATER (0.05 CFS)
In: NESE Sec 25 T 12S R 43E

11-4232

HARDCASTLE, A. LEON &/ or ALICE B. BERN, ID 83220
Source: SPRING trib. to BEAR RIVER
Priority Date: 12/07/1887
Diversion Pt: NESE Sec 26 T 12S R 43E
Use: IRRIGATION (2.00 CFS)
STOCKWATER (0.16 CFS)
In: SWSW Sec 24 T 12S R 43E NWNW SWNW NESW NWSW SESW NWSE SWSE Sec 25 T 12S R 43E NENE SENE NESE Sec 26 T 12S R 43E SESE Sec 23 T 12S R 43E FOR 217 ACRES.

11-4228

OREGON SHORT LINE RAILROAD CO. UNION PACIFIC RAILROAD CO.
P.O. BOX 1592, POCA TELLO, ID 83204
Source: MONTPELIER CREEK trib. to BEAR RIVER
Priority Date: 03/01/1897
Diversion Pt: SWSW Sec 33 T 12S R 44E
Use: COMMERCIAL (0.05 CFS)
In: SWSW Sec 33 T 12S R 44E

11-4230

OREGON SHORT LINE RAILROAD CO. UNION PACIFIC RAILROAD CO.
P.O. BOX 1592, POCA TELLO, ID 83204
Source: GROUNDWATER
Priority Date: 06/30/1960
Diversion Pt: SWSW Sec 06 T 15S R 46E
Use: DOMESTIC (0.04 CFS)
In: SWSW Sec 06 T 15S R 46E

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402.

KEN DUNN, DIR.

4-28, 5-1
88 LINE

11-4236

HARDCASTLE, A. LEON &/or ALICE B.

BERN. ID 83220

Source: UNNAMED STREAM trib. to SINKS

Priority Date: 06/23/1922

Diversion Pt: NWSW SESW SWSE Sec 14 T 12S R 43E

Use: STOCKWATER (0.04 CFS)

In: NWSW SESW SWSE Sec 14 T 12S R 43E

LEGAL NO. 2270
NOTICE OF CLAIMS TO WATER RIGHTS
The following claim(s) have been filed on
water right(s) created by diversion and
beneficial use:
11-4236
HARDCASTLE, A. LEON &/or ALICE B.
BERN. ID 83220
Source: UNNAMED STREAM trib. to
SINKS
Priority Date: 06/23/1922
Diversion Pt: NWSW SESW SWSE Sec 14 T
12S R 43E
Use: STOCKWATER (0.04 CFS)
In: NWSW SESW SWSE Sec 14 T 12S R 43E

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: HWS

Right Number 11 4236 Applicant Handcastle

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 June 10, 1983

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By RC Date 6/16/83

RECEIVED
JUN 16 1983

Department of Water Resources



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

May 18, 1983

RE: Claim to a Water Right No. 11-4228 OREGON & UNION PACIFIC
11-4230 "
11-4232 HARDCASTLE
11-4233 "
11-4234 "
11-4235 "
11-4236 "

News-Examiner
P.O. Box 278
Montpelier, ID 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 April 28 and May 5, 1983.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

COLLEEN WRAY
Adm. Secretary

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

MAY 16, 1983

A. LEON HARDCASTLE
ALICE B. HARDCASTLE
BERN ID 83220

RE: Claim No. 11-4236

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