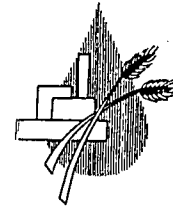


STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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 Liberty Pipeline Inc. - George Lyon

(Name of Claimant)

Ovid, Idaho 83260

(Mailing Address)

Telephone No. 945-2373

(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) 3-25-1926

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)
Spring tributary to Mill Creek

(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, af)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive) (Mo., Day)	(Mo., Day)
Quantity <u>0.50 cfs</u>	Use <u>Domestic</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 _____	Use _____	Period of Use From _____	To _____

(4) 0.50 cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW 1/4 NW 1/4, Sec. 8 Twp. 13S Rge. 43E 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. 4" pipe 80 ft. fall for 1/2 mile

(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.	NE1/4				NW1/4				SW1/4				SE1/4				TOTAL
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
13S	43E	8						X											

No. of acres _____

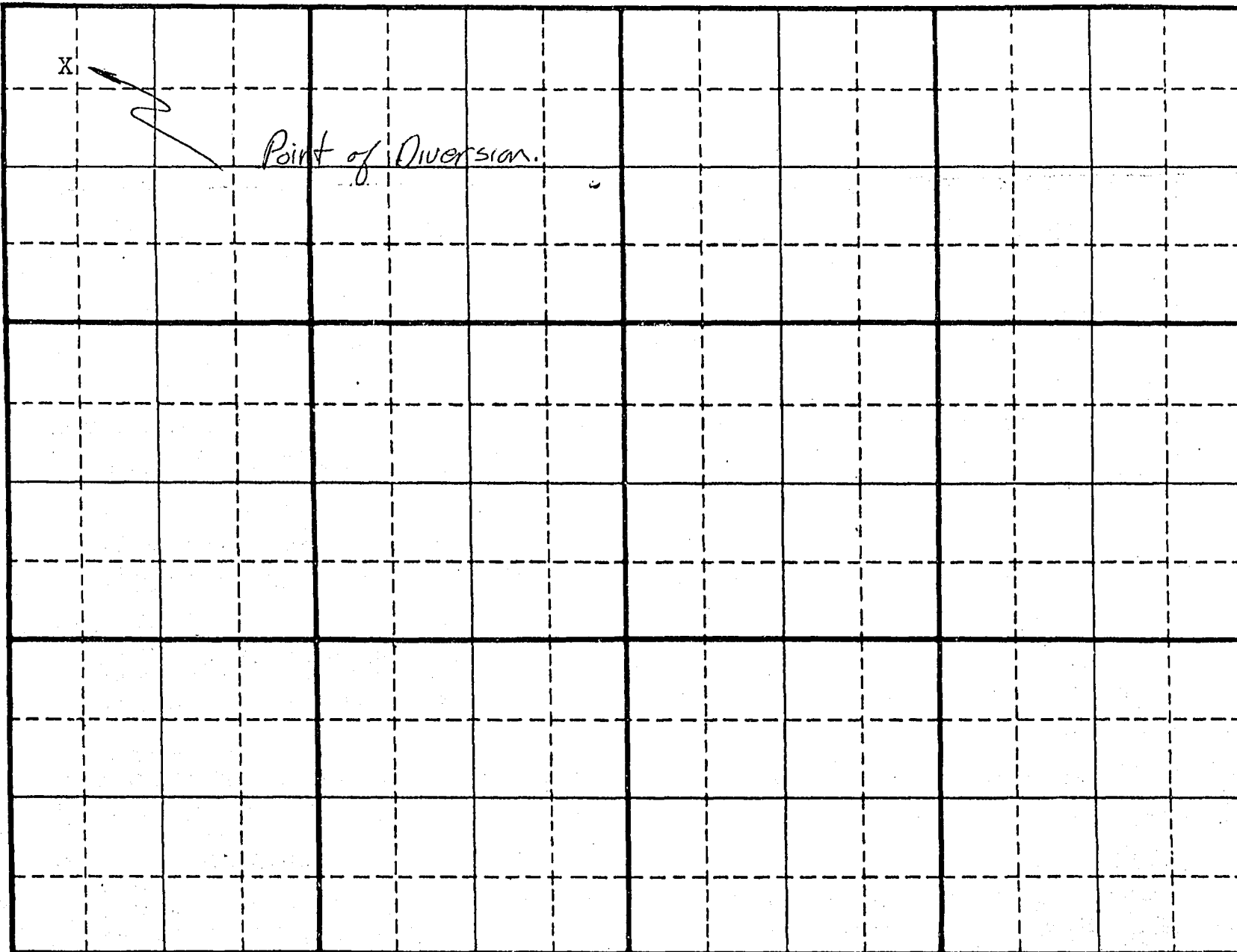
B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Culinary use for 5 homes and a church

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: Liberty Pipeline Inc.

(8) Remarks _____

S8T13S R43E



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 5th day of January

George Lyon
(Claimant)
James Derricott
Notary Public for Idaho
Residing at Ovid, ID 83260

My commission expires Lifetime

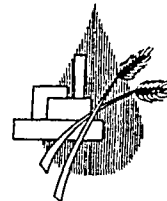
BP 1/10/84
CW 7-25-83 FOR DEPARTMENT USE ONLY
Received by CW Date 6-24-83 Exception filed by: _____ Date _____
Prelim. check by HWJ Date 11-2-83
\$30.00 fee received by CW Date 7-6-83 #29282
Published in News Examiner
Dates 11/10 & 11/17/83

RECEIVEDSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

JUN 24 1983

Department of Water Resources
Eastern District Office

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

Liberty Pipe Line Inc. - George Lyon

(Name of Claimant)

Ovid Idaho

(Mailing Address)

83260

(Zip Code)

Telephone No. 945-2373

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)
- 3-25-1926

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)

Spring tributary to Mill Creek

- (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, af)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity <u>1/2</u>	<u>0.50 cfs</u>	Use <u>Domestic</u>	Period of Use From <u>Jan 1</u>	To <u>Dec 31</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)
- 0.50 cfs
- TOTAL QUANTITY USED.

(cfs, af)

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

NW 1/4 NW 1/4, Sec. 8 Twp. 13S Rge. 43E 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. 4" Pipe 80 ft Fall for 1/2 Mile

- (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>13S</u>	<u>43E</u>	<u>8</u>						<u>40</u>											
								X											

No. of acres _____

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

Culinary use for 5 Homes and a Church

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:

Liberty Pipe Line Inc

58T132 R43E

Scale: 2 inches equal 1 mile.

State of Idaho

County of

Sworn to before me this 23rd day of

George Lyon
(Claimant)

Notary Public
Residing at _____

My commission expires _____

2583 FOR DEPARTMENT USE ONLY

Received by <u>CW</u>	Date <u>6-24-83</u>	Exception filed by: _____	Forwarded to _____	Date _____
Prelim. check by <u>HWT</u>	Date <u>11/2/83</u>	claimant by: _____	_____	_____
\$30.00 fee received by <u>CW</u>	Date <u>7-6-83</u>	_____	_____	_____
Published in <u>News Examiner</u>	<u>#29282</u>	_____	_____	_____
Dates <u>11/10 - 11/17/83</u>	_____	_____	_____	_____

DV 24 1983
2445

815

AFFIDAVIT OF PUBLICATION

DEC 9 1983

Department of Water Resources
Eastern District Office

E OF IDAHO,

ss.

ly of Bear Lake

Marie B. Nye

being duly sworn,

es and says:

it he is the *Publisher* of THE
3-EXAMINER, a weekly newspaper published at Mont-
in the County of Bear Lake and State of Idaho; and
paper has been and is in general circulation in the
y aforesaid, and in the vicinity of Montpelier; that the
tisement, a copy of which is attached hereto, was pub-
in said newspaper once a week for *2* con-
ve weeks in the regular and entire issue of said paper
the period and time of publication, and was published
newspaper proper and not a supplement; that said
has been established and regularly published for more
seventy-eight consecutive weeks prior to the date of
ublication of said advertisement.

h notice was published in the issue beginning with

November 10, 19*83*, and ending

the issue of *November 17*, 19*83*

Marie B. Nye

11-13-83

scribed and sworn to before me this *31st* day

November, 19*83*

Marie B. Nye

Notary Public, Residing at Montpelier, Idaho

ommission Expires *Lifetime*, 19.....

LEGAL N 445

CE OF CLAIMS TO WATER RIGHTS

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

11-4290

HULME, MELVIN J.
15941 VIEWFIELD AVE., MONTE
SERENO, CA 95030
Source: BLOOMINGTON CREEK trib. to
BEAR RIVER
Priority Date: 05/01/1877
Diversion Pt: SWNE Sec 26 T 14S R 43E
Use: IRRIGATION (4.20 CFS)
In: NWNW SWNW Sec. 25 T 14S R 43E
SENE Sec. 26 T 14S R 43E FOR 47 ACRES

11-4293

LIBERTY PIPELINE INC.
OVID, ID 83260
Source: SPRING trib. to MILL CREEK
Priority Date: 03/25/1926
Diversion Pt: NWNW Sec. 08 T 13S R 43E
Use: DOMESTIC (0.50 CFS)
In: NWNW Sec. 08 T 13S R 43E

11-4294

LDS CHURCH
BERN WARD, BERN, ID 83220
Source: GROUNDWATER
Priority Date: 08/01/1953
Diversion Pt: NENE Sec 35 T 12S R 43E
Use: DOMESTIC (0.04 CFS)
In: NENE Sec 35 T 12S R 43E

11-4293

BIENZ, RAY &/or LOIS
BERN, ID 83220
Source: SPRING trib. to REDPINE CREEK
Priority Date: 09/09/1902
Diversion Pt: NENW Sec 24 T 12S R 43E
Use: STOCKWATER (0.02 CFS)
In: NENW Sec 24 T 12S R 43E

11-4292

BIENZ, RAY &/or LOIS
BERN, ID 83220
Source: RED PINE HOLLOW CREEK trib.
to SINKS
Priority Date: 09/09/1902
Diversion Pt: NENW Sec 24 T 12S R 43E
Use: STOCKWATER (0.02 CFS)
In: NENW Sec 24 T 12S R 43E

11-4291

HULME, MELVIN J.
15941 VIEWFIELD AVE., MONTE
SERENO, CA 95030
Source: SPRING trib. to DRY CREEK
Priority Date: 03/25/1884
Diversion Pt: SESW SWSW Sec 28 T 14S R
43E
Use: IRRIGATION (0.02 CFS)
DOMESTIC (0.02 CFS)
In: SWSW SESW Sec 28 T 14 S R 43E SENW
NESW Sec 27 T 14S R 43E FOR 2 ACRES.

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.

11-10, 11-17
69 LINES

11-4295

LIBERTY PIPELINE INC.

DIVID. ID 83260

Source. SPRING trib. to MILL CREEK

Priority Date. 03/25/1926

Diversion Pt. NWNW Sec 08 T 13S R 43E

Use. DOMESTIC (0.50 CFS)

In. NWNW Sec 08 T 13S R 43E.



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

150 Shoup - Suite 15
Idaho Falls, Idaho 83401
(208) 525-7161

June 28, 1983

Liberty Pipeline Inc.
c/o George Lyon
Ovid, Idaho 83260

Dear Claimant:

This office is in receipt of a Claim to a Water Right filed in your name. Please be advised that the claim cannot be formally receipted until the following information is provided:

- _____ Complete name.
- _____ Complete mailing address.
- ☒ _____ Date of priority (month, day, and year).
- _____ Source of water.
- _____ Quantity claimed to have been used.
- _____ Nature of use and period of use.
- _____ Location of point(s) of diversion.
- _____ Location of place of use (acres irrigated if water is claimed for irrigation).
- _____ Filing Fee (Amount \$_____).
- _____ Signature.
- _____ Notarization of signature.
- _____ Other: _____

Please note that your claim has been stamped and initialed as received. If you amend this claim by adding the needed information and return the claim to this office no later than 60 days from the date of this letter, the original date submitted will be utilized for purposes of determining the appropriate filing fee.

Instructions for completing a Claim to a Water Right are included for your information. However, if you desire assistance, please feel free to contact this office.

Encl: Check #92-112 for \$30.00.

Sincerely,

John E. Mitchell

Form 243a
11/78

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: HWJ

Right Number 11 4295 Applicant Liberty pipeline

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.

Nov. 28, 1983

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Carlson Date Jan 11, 1984

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By PC Date 1/18/84

aw



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

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

November 29, 1983

RE: Claim to a Water Right No. 11-4290 HULME
11-4291 "
11-4292 BIENZ
11-4293 "
11-4295 LIBERTY PIPELINE
11-4294 LDS CHURCH

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 November 10 and 17, 1983.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

COLLEEN WRAY
Adm. Secretary

December 13, 1983

George Lyon
David,
Idaho 83260

RE: Claim to a Water Right No. 11-4295

Dear Mr. Lyon:

Enclosed is a new claim form for Liberty Pipeline Inc. that we have prepared using information provided on the original form received 6/24/1983. We have prepared this duplicate claim because portions of the original were answered using pencil and as a notatized document, the claim should be completed in either ink or typed.

After signing the claim in the presence of a notary, please return it to this office. Your prompt attention to this matter will be appreciated.

Respectfully submitted,

ERNEST CARLSEN
Assistant Regional Supervisor

EC:bp

Enclosure

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shour Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7151

NOVEMBER 28, 1983

LIBERTY PIPELINE INC.
OVID ID 83250

RE: Claim No. 11-4295

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. CARLEON
Eastern Region Supervisor

Enclosure

RECEIVED
JAN 17 1984
Department of Water Resources