

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 Utah Process Agency Inc  
(Name of Claimant)  
2121 So. State, Salt Lake City Utah 84115 Telephone No. 4868701  
(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) Nov. 1, 1947

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 Seeps

(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, af) | Use | (Domestic, Irrigation, Stock, Etc.) | Period of Use From | (Mo., Day)   | To | (Mo., Day)    |
|------------|-----------|-----|-------------------------------------|--------------------|--------------|----|---------------|
| <u>.16</u> |           | Use | <u>Domestic</u>                     | Period of Use From | <u>Jan 1</u> | To | <u>Dec 31</u> |
| <u>.02</u> |           | Use | <u>Stock</u>                        | Period of Use From | <u>Jan 1</u> | To | <u>Dec 31</u> |
| <u>.02</u> |           | Use | <u>Irrigation</u>                   | Period of Use From | <u>Apr 1</u> | To | <u>Nov 1</u>  |
|            |           | Use |                                     | Period of Use From |              | To |               |
|            |           | Use |                                     | Period of Use From |              | To |               |

(4) .20 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. 36 Twp. 9 S. Rge. 41 E B.M., County of Carbon  
Additional points of diversion: NE 1/4 NW 1/4 Sec 36 T 9 S R 41 E

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. Inlet device of Barrels as Collectors and pipe for distribution

(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>9 S</u> | <u>41 E</u> | <u>25</u> |        |        |        |        |        |        |        |        |        |        |        | <u>3</u> |        |        | <u>1</u> |        | <u>4 ±</u> |
|            |             |           |        |        |        |        |        |        |        |        |        |        |        |          |        |        |          |        |            |
|            |             |           |        |        |        |        |        |        |        |        |        |        |        |          |        |        |          |        |            |
|            |             |           |        |        |        |        |        |        |        |        |        |        |        |          |        |        |          |        |            |
|            |             |           |        |        |        |        |        |        |        |        |        |        |        |          |        |        |          |        |            |
|            |             |           |        |        |        |        |        |        |        |        |        |        |        |          |        |        |          |        |            |
|            |             |           |        |        |        |        |        |        |        |        |        |        |        |          |        |        |          |        |            |
|            |             |           |        |        |        |        |        |        |        |        |        |        |        |          |        |        |          |        |            |
|            |             |           |        |        |        |        |        |        |        |        |        |        |        |          |        |        |          |        |            |
|            |             |           |        |        |        |        |        |        |        |        |        |        |        |          |        |        |          |        |            |

No. of acres \_\_\_\_\_

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Domestic 4 families

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

NOTE: Include here the type and number of stock watered: 70 Cattle, 4 horses, Dairy in past

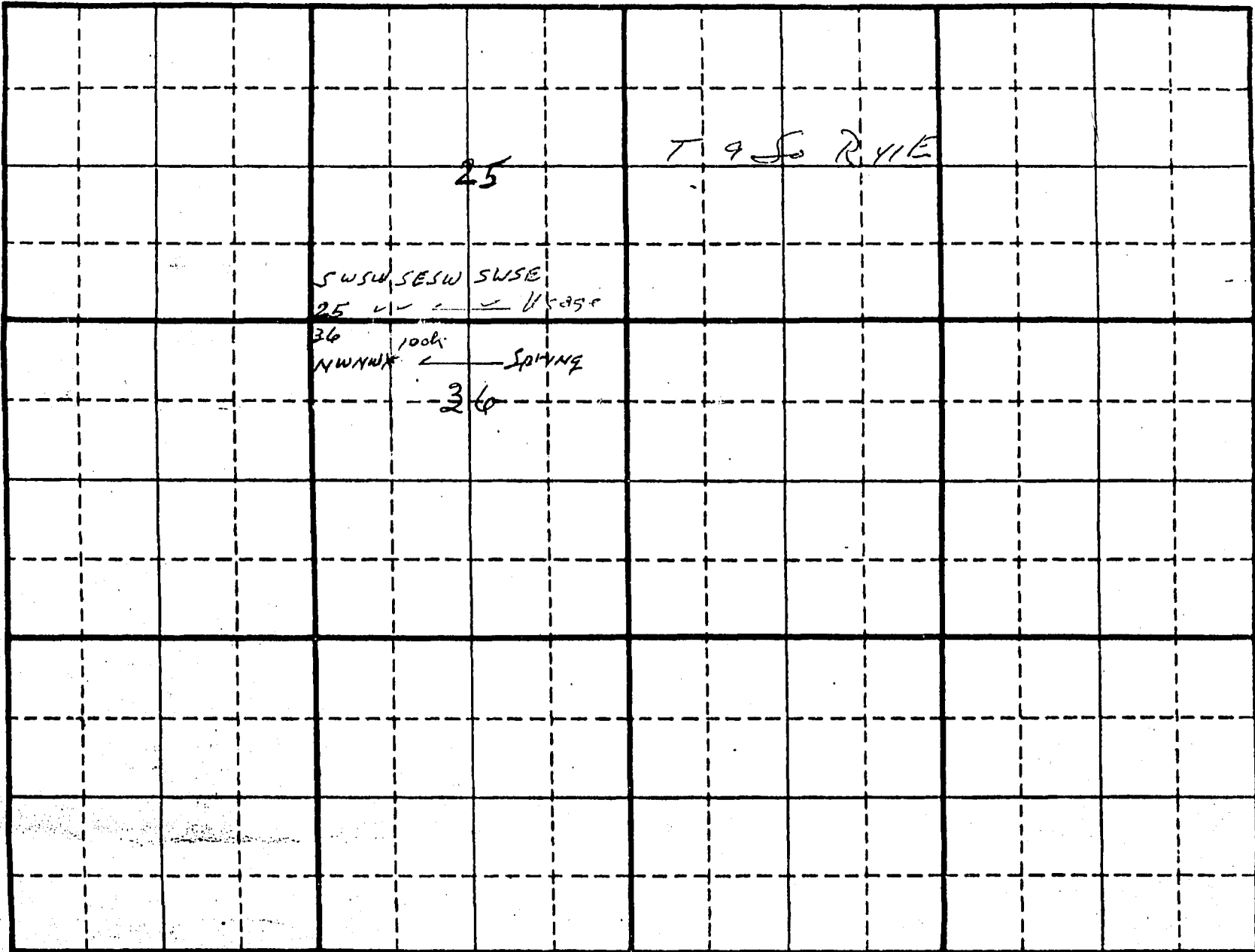
(7) If you are claiming water as a member of an organization, list name of organization: NA

\_\_\_\_\_

\_\_\_\_\_

70 Claim is made in behalf of claimant and Co. owners

(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 Utah )  
County of Salt 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.

Utah Progress Agency Inc.  
By [Signature]  
(Claimant)

Sworn to before me this 15 day of Nov., 1983.

Thomas R. King  
Notary Public  
Residing at Salt Lake County, Utah

My commission expires 2-12-86

Received by CW Date 11-17-83 FOR DEPARTMENT USE ONLY  
Prelim. check by HWS Date 11-22-83 Exception filed by: \_\_\_\_\_ Forwarded to \_\_\_\_\_ Date \_\_\_\_\_  
\$30.00 fee received by CW Date 6-30-83 claimant by: \_\_\_\_\_  
Published in Caribou County Sun # 35795  
Dates 12/8 & 12/15/83

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

Section 42-225a, Idaho Code

Claim No. \_\_\_\_\_

JUN 29 1983

CLAIM TO A WATER RIGHT

Department of Water Resources  
Eastern District Office

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. The filing of this claim does not confirm the water right but will serve for information purposes only. It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that Utah Process Agency  
(name of claimant) Tap # 1 YF68701  
of 2121 So State St. Salt City UT 54115, claims a right to the diversion and beneficial use of  
(mailing address)  
the public water of the State of Idaho

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) Unamed Spring, tributary to, \_\_\_\_\_
- (2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
- |        |                   |     |                            |                     |               |    |                        |
|--------|-------------------|-----|----------------------------|---------------------|---------------|----|------------------------|
| Amount | <u>.06</u>        | Use | <u>Domestic</u>            | Period of Use: From | <u>Jan 1</u>  | To | <u>Dec 31</u>          |
| Amount | <u>.02</u>        | Use | <u>Stock</u>               | Period of Use: From | <u>Jan 1</u>  | To | <u>Dec 31</u>          |
| Amount | <u>.02</u>        | Use | <u>Irri</u>                | Period of Use: From | <u>Oct 15</u> | To | <u>Oct 15</u>          |
|        | (cfs, gpm or a/f) |     | (dom., irri., stock, etc.) |                     |               |    | (both dates inclusive) |
- (3) Total quantity of water claimed: .10 cubic feet per second, or \_\_\_\_\_ acre feet per annum, and/or \_\_\_\_\_ gallons per minute.
- (4) Priority claimed: (the date water was first applied to beneficial use) 1885, 6, 7

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 to this rule is that a claim may be filed on domestic use from a ground-water source.

- (5) A) Point of diversion: (give location of point where water is diverted from its source)  
NW 1/4 NW 1/4, Sec. 36 Twp. 9 S. Rge. 4 E B.M. County of Carbon  
Additional points of diversion: NONE

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. Pipe from Rock collector basin

- (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.

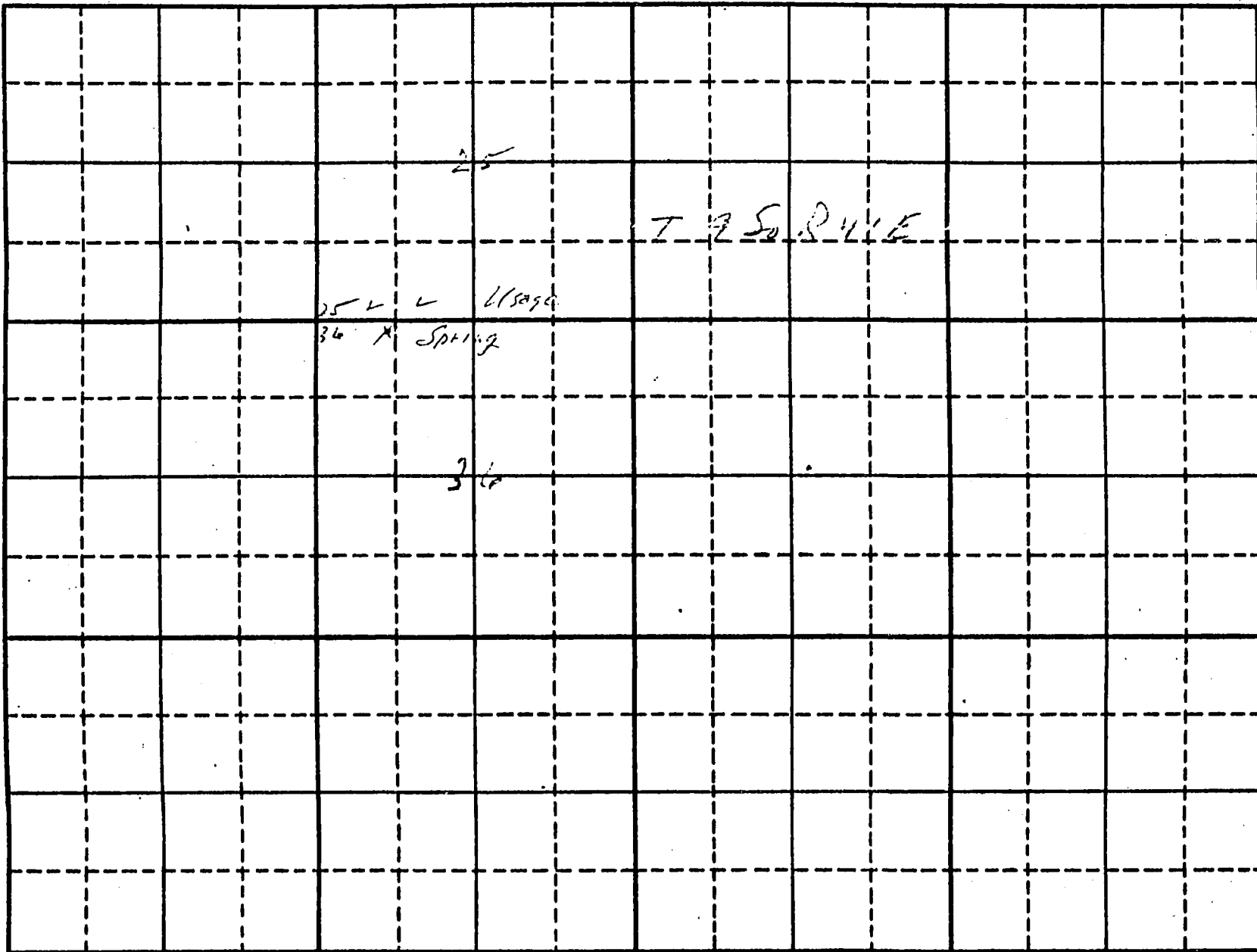
| T  | R   | SEC. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | TOTAL |
|----|-----|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|-------|
|    |     |      | 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 | 41E | 25   |        |        |        |        |        |        |        |        |        |        | 3/4    | 1/4    |        |        |        |        | 1 ±   |
|    |     |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|    |     |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|    |     |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|    |     |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|    |     |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|    |     |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|    |     |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|    |     |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|    |     |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |

Total No. of acres \_\_\_\_\_

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: Domestic  
1 to 4 families, stock, 50 ± head, Dairy in years past  
(along with other spring further south)

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

(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 \_\_\_\_\_ ) ss.  
County of \_\_\_\_\_ )

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 affiants knowledge.

Utah Process Agency  
By \_\_\_\_\_  
(Claimant)

Sworn to before me this 27 day of June, 19 83

Notary Public  
Residing at Harlem County Utah

My commission expires 6-15-86

For Department Use Only

|                                    |                     |                     |              |      |
|------------------------------------|---------------------|---------------------|--------------|------|
| Received by <u>(u)</u>             | Date <u>6-29-83</u> | Exception filed by: | Forwarded to | Date |
| Prelim. check by _____             | Date _____          |                     | claimant by: |      |
| \$30.00 fee received by <u>(u)</u> | Date <u>6-30-83</u> |                     |              |      |
| Approved for publication by _____  | <u>#25795</u>       |                     |              |      |
| Published in _____                 |                     |                     |              |      |
| Dates _____                        |                     |                     |              |      |

STATE OF UTAH

ss

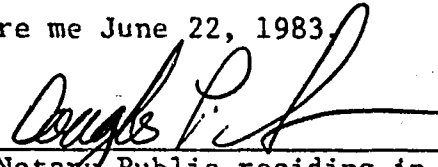
County of Salt Lake

Gayle Dean Hunt, being duly sworn deposes and says he is  
President of Utah Process Agency Inc., a Corporation and that he made and  
executed the foregoing <sup>Claim 7 Water Right</sup> ~~Application for Permit to Appropriate Water~~ and did  
so as the official act of said corporation and by reason of the Articles  
and By-laws of said corporation.

Dated June 22, 1983.



Subscribed and sworn to before me June 22, 1983.



Notary Public residing in Salt Lake  
County, Utah

My commission expires:

6-15-86

GAYLE DEAN HUNT  
ATTORNEY AT LAW  
2121 SOUTH STATE  
SALT LAKE CITY,  
UTAH 84115  
TEL: 486-8701

# Affidavit of Publication

County of Caribou }  
State of Idaho } ss.

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

8th day of  
December, 1983

The date of the last publication

being the 15th day of

December, 1983

Subscribed and sworn to be-

fore me this 27th day  
of December, 1983

Wendy J. Hute  
Notary Public, residing  
at Soda Springs, Idaho  
(SEAL)

My Commission expires the

1st day of March

1984.

## PUBLIC NOTICE

### First Time Published

#### NOTICE OF CLAIMS TO WATER RIGHTS

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

11-4303

UTAH PROCESS AGENCY,  
INC.  
2121 S. STATE, SALT LAKE  
CITY, UT 84115

Source: SPRING trib. to UN-  
NAMED STREAM

Priority Date: 01-01-1957

Diversion Point: NWNW Sec  
36 T 09S R 41E

Use: IRRIGATION (0.02  
CFS) STOCKWATER (0.02  
CFS) DOMESTIC (0.06 CFS)

In: SWSW SESW Sec 25 T  
09S R 41E FOR 2 ACRES

11-4302

UTAH PROCESS AGENCY,  
INC.  
2121 S. STATE, SALT LAKE  
CITY, UT 84115

Source: SPRING trib. to UN-  
NAMED STREAM

Priority Date: 01-01-1947

Diversion Point: NWNW  
NENW Sec 36 T 09S R 41E

Use: IRRIGATION (0.02  
CFS) STOCKWATER (0.02  
CFS) DOMESTIC (0.16 CFS)

In: SESW SWSE Sec 25 T 09S  
R 41E FOR 4 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,

Director

Published Dec. 8 and 15, 1983  
in the Caribou County Sun.

RECEIVED

JAN 13 1984

Department of Water Resources  
Eastern District Office

11-4302-

UTAH PROCESS AGENCY INC.

2121 S. STATE, SALT LAKE CITY, UT 84115

Source: SPRING trib. to UNNAMED STREAM

Priority Date: 01/01/1947

Diversion Pt: NWNW NENW Sec 36 T 09S R 41E

|                 |            |
|-----------------|------------|
| Use: IRRIGATION | (0.02 CFS) |
| STOCKWATER      | (0.02 CFS) |
| DOMESTIC        | (0.16 CFS) |

In: SESW SWSE Sec 25 T 09S R 41E FOR 4 ACRES

11-4302  
UTAH PROCESS AGENCY,  
INC.  
2121 S. STATE, SALT LAKE  
CITY, UT 84115  
Source: SPRING trib. to UN-  
NAMED STREAM  
Priority Date: 01-01-1947  
Diversion Point: NWNW  
NENW Sec 36 T 09S R 41E  
Use: IRRIGATION (0.02  
CFS) STOCKWATER (0.02  
CFS) DOMESTIC (0.16 CFS)  
In: SESW SWSE Sec 25 T 09S  
R 41E FOR 4 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,  
Director  
Published Dec. 8 and 15, 1983  
in the Caribou County Sun.

NOTICE OF CLAIMS TO WATER RIGHTS

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

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.

Published 12/8 & 12/15/83.

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Eastern Region

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

NOVEMBER 30, 1983

Caribou County Sun  
P. O. Box 815  
Soda Springs, Idaho 83276

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 DECEMBER 27, 1983.

Yours truly,

RONALD D. CARLSON  
Supervisor  
Eastern Region

Encl.

August 3, 1983

Gayle D. Hunt  
2121 South State  
Salt Lake City, UT 84115

Dear Mr. Hunt:

The Department is in receipt of two claims to a water right for Utah Process Agency, Inc.

Unfortunately, there are a few corrections which must be made before processing can continue.

The enclosed copies show areas which need attention, also enclosed are new claim forms for your convenience.

The original copy must be on file with the Department. Please return these claims to this office as soon as possible.

If you have any questions, please feel free to contact me.

Sincerely,

STEVE MCCORMICK  
Sr. Resource Analyst

SM:jk

Enclosures

November 7, 1983

RE: Claims Utah Process Agency, Inc. (two Claims)

Gayle D. Hunt  
2121 South State  
Salt Lake City, Utah 84115

Dear Mr. Hund:

On June 29, 1983 the Department of Water Resources received your claim to a water right filed in accordance with Section 42-242 of the Idaho Code requiring all beneficial use water rights be recorded with the state. This claim was reviewed by our staff and subsequently returned on August 3, 1983 ~~with~~ a cover letter outlining the modifications you needed to make for the claim to be in form to process.

The fee at the time you submitted your claim was \$30.00. However, starting July 1, 1983 the statutory fee for filing a claim was substantially increased to \$100.00. Since your claim was originally received when the lower fee was in effect, we will accept your claim at that rate provided it has been corrected and returned no later than November 21, 1983. If your claim is not returned by this date, administrative action will be taken to cancel the original filing. Should you desire to file the claim at a later date, the filing fee will be \$100.00.

The staff at our office will be glad to answer questions or assist you in properly completing the claim form.

Respectfully submitted,

ERNEST CARLSEN  
Assistant Regional Supervisor

EC:cw

Form 243a  
11/78

State of Idaho  
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: HWS

Right Number 11 4302 Applicant Utah Process Agency

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.

Dec. 27, 1983

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Carlson Date Jan 16, 1984

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By SC Date 1/23/84

RECEIVED  
JAN 23 1984

Department of Water Resources



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

December 28, 1983

RE: Claim to a Water Right No. 11-4302 UTAH PROCESS  
11-4303 "

Caribou County Sun  
P.O. Box 815  
Soda Springs, ID 83276

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 December 8 and 15, 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

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

DECEMBER 27, 1983

UTAH PROCESS AGENCY INC.  
2121 S. STATE  
SALT LAKE CITY UT 84115

RE: Claim No. 11-4302

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