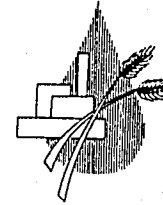


STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM TO A WATER RIGHT



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 L.D.S. Church, Bern Ward, c/o Ivan Schmid
(Name of Claimant)
Bern, ID 83220 Telephone No. _____
(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) July 1921
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 _____
(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.)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity <u>.04</u>		Use <u>Irrigation</u>		Period of Use From <u>4-1</u>	To <u>11-1</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) .04cfs TOTAL QUANTITY USED.
(cfs, af)
(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE 1/4 SE 1/4, Sec. 26 Twp. 12S 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.
Headbox at spring to pipelines to sprinkler system.

- (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	
12S	43E	35	1																1

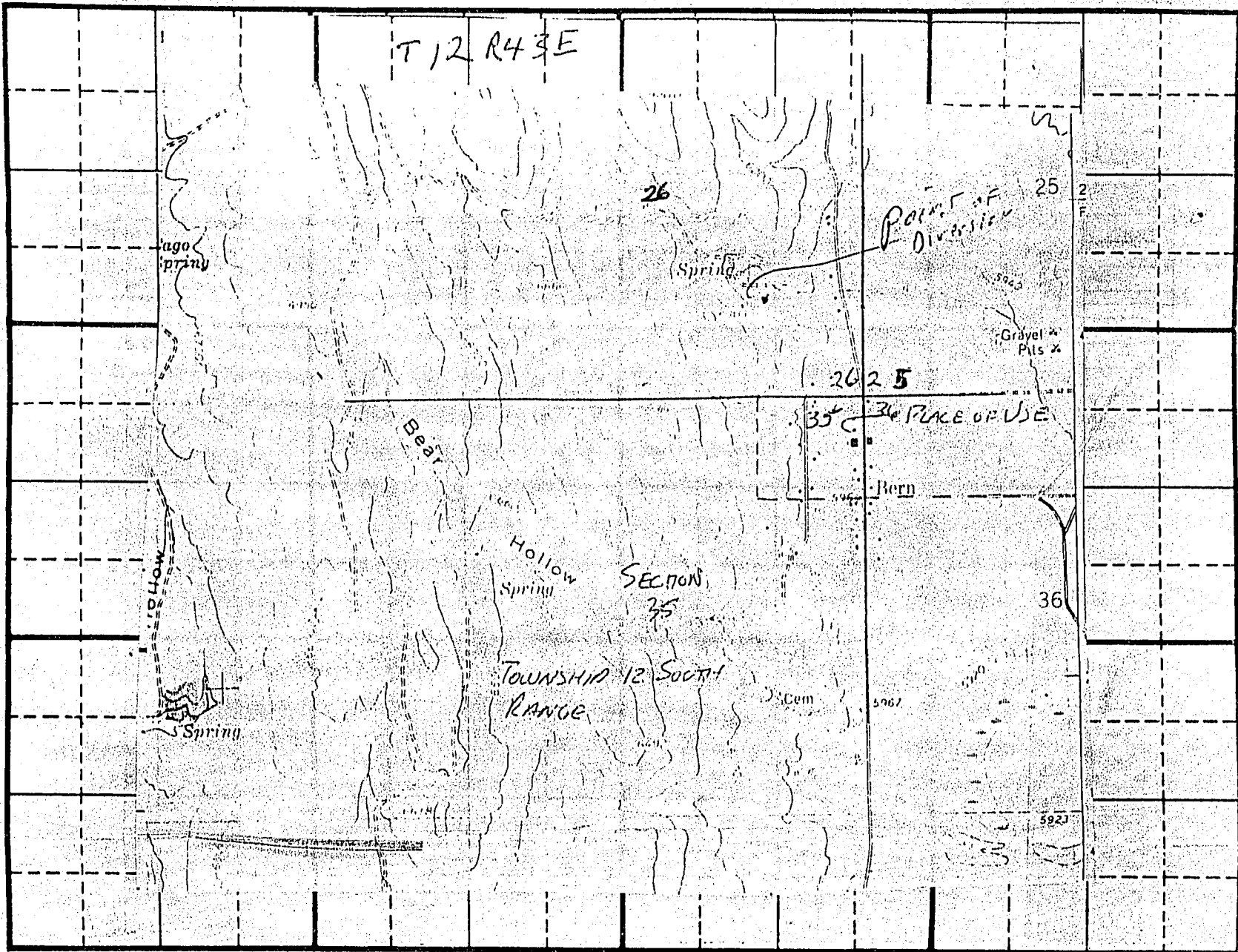
No. of acres 1

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: L.D.S. Church

(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 30th day of November

Lifetime

My commission expires _____

Bp Lewis Schindler
(Claimant)

19 83

James Demuth
Notary Public
Residing at Ovid, ID 83260

12-02-83

CW

11-21-85 FOR DEPARTMENT USE ONLY

Received by CW Date 6-27-83 Exception filed by: _____

Prelim. check by Am Date 12-5-83

\$30.00 fee received by CW Date 6-27-83 #30788

Published in News Examiner

Dates 12/22 & 12/29/83

Forwarded to
claimant by: _____
Date _____

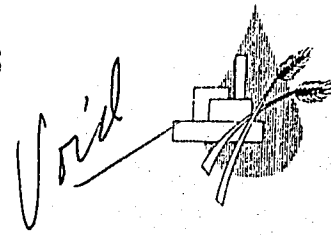
11-21-85

RECEIVED
JUN 27 1983

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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 L.D.S. Church, Bern Ward c/o Ivan Schmid
(Name of Claimant)

Bern, ID 83220 Telephone No. _____
(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) 1921 July

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 _____

(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.)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity <u>.04cfs</u>		Use <u>Irrigation</u>	Period of Use From <u>4-1</u>	To <u>11-1</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) .04cfs TOTAL QUANTITY USED.

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

SE 1/4 NE 35 Sec. 35 Twp. 12S 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. Headbox at spring to pipelines to sprinkler system.

(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>12S</u>	<u>43E</u>	<u>35</u>	<u>1</u>															<u>X</u>	<u>1</u>
<u>12S</u>	<u>43E</u>	<u>26</u>	<u>4</u>																

No. of acres 1

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: _____



State of Idaho

County of _____

Sworn to before me this

23rd day of

Jane

1925

~~Notary Public~~
Residing at _____

Residing at

My commission expires _____

Septuaginta

11-21-83

FOR DEPARTMENT USE ONLY

Received by

Qu
Qu

Date _____

6-27-83

Exception filed by:

Fowarded to

Date _____

Prelim. check by

Date _____

© 2006 Blackwell Publishing Ltd, *Journal of Internal Medicine* 260: 101–108

claimant by:

Published in

•

#5070

Dates

DEC 29 1983
Nº 2482

815

AFFIDAVIT OF PUBLICATION

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

December 22, 19*83*, and ending
with the issue of *December 29*, 19*83*.

Marie B. Nye
Fees, \$ *12.50*

Subscribed and sworn to before me this *29th* day
of *December*, 19*83*.

Denise Green

Notary Public, Residing at Montpelier, Idaho

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

RECEIVED

JAN 6 1984

Department of Water Resources
Eastern District Office

LEGAL NO. 2482
NOTICE OF CLAIMS
TO WATER RIGHTS
The following claim(s) have been filed on
water right(s) created by diversion and
beneficial use:
11-4307
LDS CHURCH
BERN WARD, BERN, ID 83220
Source: SPRING
Priority Date: 07/01/1921
Diversion Pt: SESE Sec 26 T 12S R 43E
Use: IRRIGATION (0.04 CFS)
In: NENE Sec 35 T 12S R 43E FOR 1 ACRE
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.
12-22, 12-29
20 LINES

11-4307

LDS CHURCH

BERN WARD, BERN, ID 83220

Source: SPRING

Priority Date: 07/01/1921

Diversion Pt: SESE Sec 26 T 125 R 43E

Use: IRRIGATION (0.04 CFS)

In: NENE Sec 35 T 125 R 43E FOR 1 ACRES

LEGAL NO. 2482
NOTICE OF CLAIMS
TO WATER RIGHTS
The following claim(s) have been filed on
water right(s) created by diversion and
beneficial use: 11-4307
LDS CHURCH
BERN WARD, BERN, ID 83220
Source: SPRING
Priority Date: 07/01/1921
Diversion Pt: SESE Sec 26 T 125 R 43E
Use: IRRIGATION (0.04 CFS)
In: NENE Sec 35 T 125 R 43E FOR 1 ACRE
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. 12-22, 12-29
20 LINES

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 12/22 & 12/29/83.

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

DECEMBER 14, 1983

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 billings to this office before JANUARY 9, 1983.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.



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

RECEIVED

NOV 21 1983

Department of Water Resources
Eastern District Office

November 1, 1983

LDS Church, Bern Ward
c/o Ivan Schmid
Bern,
Idaho 83220

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: the point of diversion appears to be
in the SE SE Sect 26 not NE NE Sec 35.
PLEASE INDICATE PROPER POINT AND INSURE MAP AREAS

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.

Sincerely,

David Romney



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

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

A. Kenneth Dunn
Director

November 23, 1983

LDS Church, Bern Ward
c/o Ivan Schmid
Bern,
Idaho 83220

RECEIVED

DEC 2 1983

Department of Water Resources
Eastern District Office

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.

Sincerely,

Guadalupe Romero

Form 243a
11/78

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET
G. F. RAMSEY

INITIAL REVIEW BY: OCT 31 1983

Right Number 11 4307 Applicant LDS CHURCH (BEEN WARD)

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.) *Done for*
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion. *Point of diversion appears to be in NWSW or SESE of Sect 26*
- ☒ Location of use.
- ☒ Signature/notarization/fee.

G. F. RAMSEY

DEC 5 1983

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Carlson Date Jan 9, 1983

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By pc Date 1/18/84

QW

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

JANUARY 9, 1984

LDS CHURCH
BERN WARD
BERN

ID 83220

RE: Claim No. 11-4307

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

RECEIVED

JAN 17 1984

Department of Water Resources