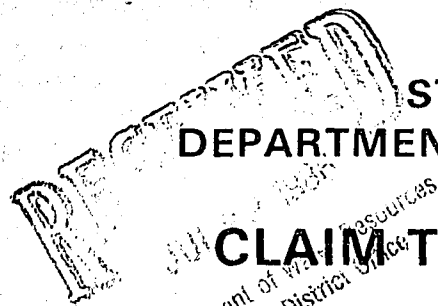
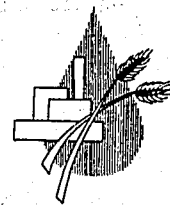




STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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 Claude S. or Claude G. Jeppsen

(Name of Claimant)

HC 70, Box 2095, Soda Springs

(Mailing Address)

83276

(Zip Code)

Telephone No. 547-2331

-3071

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) May 1964

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)

Formation Springs

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:

Quantity	(cfs, af)	Use	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity <u>1.2 cfs</u>		Use <u>Fish Propagation</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) 1.2 cfs TOTAL QUANTITY USED.
(cfs, af)

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

SW 1/4 NW 1/4 SE 1/4, Sec. 28 Twp. 8S Rge. 42E B.M., County of Caribou

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. Headgate to irrigation ditch to fish ponds.

(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	
8S	42E	33					H												

No. of acres _____

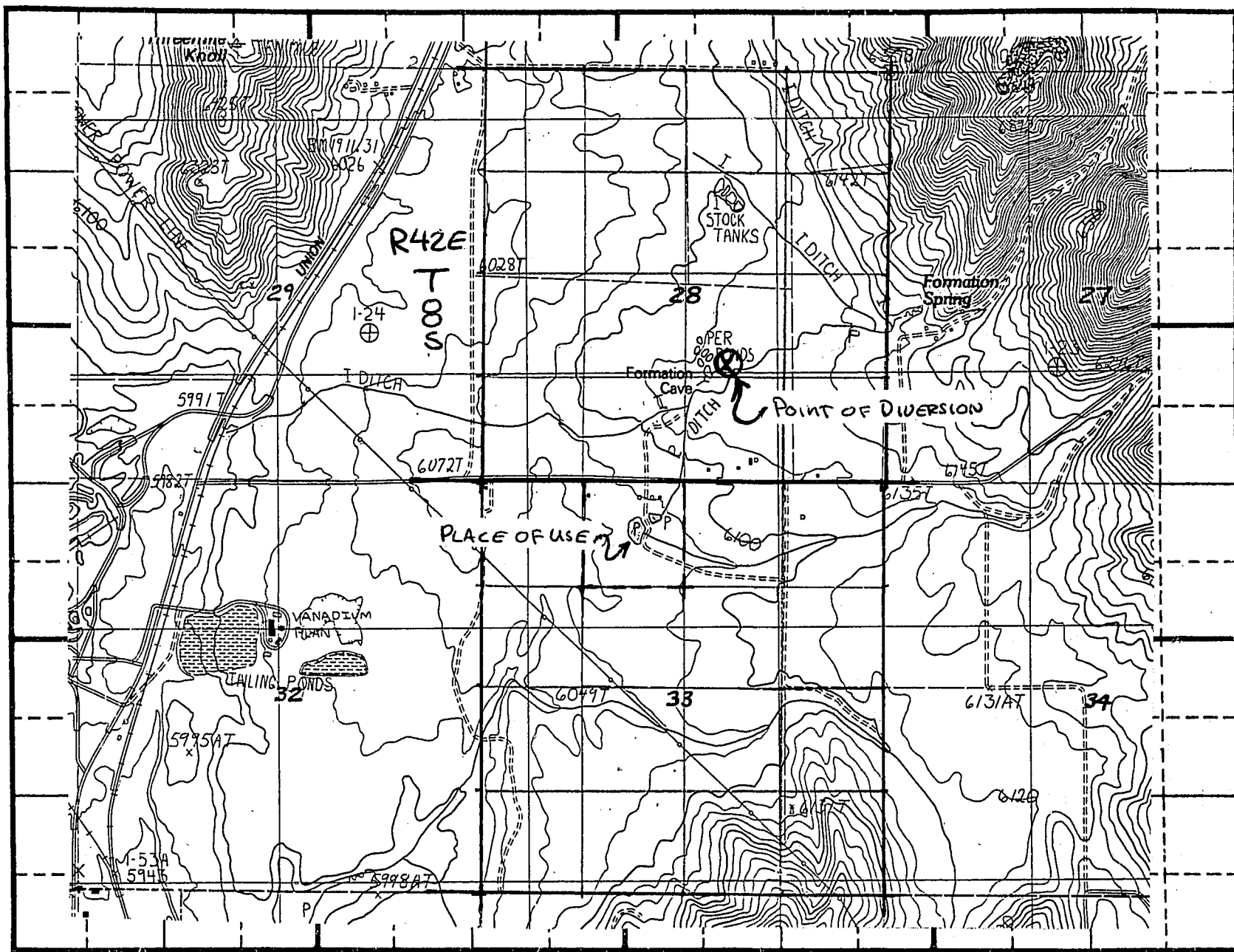
B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

Fish Propagation

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 Water is the same as irrigation water under 11-0995D.



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 29th day of July, 1986

Claude Harold Jeppesen
(Claimant)
Calvin Wray
Notary Public
Residing at Idaho Falls

My commission expires 5/29/1991

ASSISTED BY KCW 7-29-86 FOR DEPARTMENT USE ONLY
Received by AWJ Date 7-30-86 Exception filed by: Fowarded to Date
Prelim. check by MD Date 7-29-86 # 59803 claimant by:
\$ 200 \$30.00 fee received by MD City of Soda Springs cw 10-15-86
Published in CARIBON COUNTY SUN
Dates AUG 21+28, 1986

Affidavit of Publication

County of Caribou
State of Idaho

ss.

Mark Steele

being duly sworn on his oath,
states:

That he is Publisher
of the Caribou County Sun, a
newspaper of general circulation
in Caribou County, Idaho, pub-
lished weekly at Soda Springs in
said County that said newspaper
has been published in said County
uninterruptedly and continuously
for over seventy-eight consecutive
weeks, prior to the first publica-
tion of the annexed notice or
advertisement;

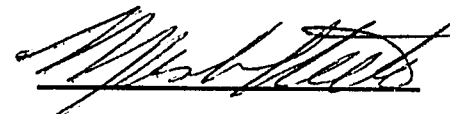
That the annexed notice was
published as per clipping attached
in the regular and entire edition of
said newspaper and not in any

supplement thereof for 2
successive weekly issues thereof,
the date of the first publication

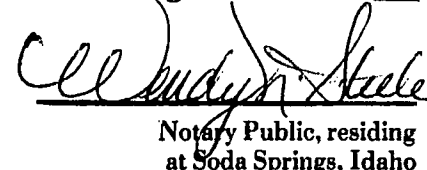
being the 21st day of
August, 19 86

The date of the last publication

being the 28th day of
August, 19 86



Subscribed and sworn to before
me this 29th day
of August, 19 86


Notary Public, residing
at Soda Springs, Idaho

(SEAL)
My Commission expires the
1st day of March
19 88.

PUBLIC NOTICE

First Time Published

NOTICE OF CLAIMS TO WATER RIGHTS

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

11-4323

JEPSEN, CLAUDE S. and-or
CLAUDE G.
HC 70 BOX 2095, SODA SPRINGS,
ID 83276

Source: FORMATION SPRINGS
trib. to SINKS

Diversion Pt: SWNWSE Sec 28 T
08S R 42E

Use: FISH PROP. (1.2 CFS)

Priority Date: 05-01-1964

In: NENW Sec 33 T 08S R 42E

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 Aug. 21 and 28, 1986 in
the Caribou County Sun.

RECEIVED
SEP 12 1986

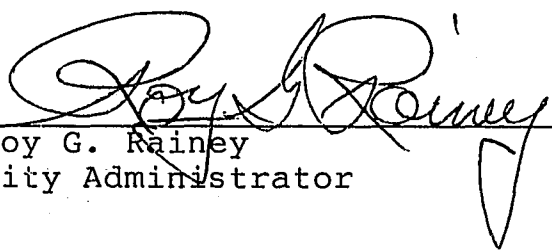
Department of Water Resources
Eastern District Office

EXCEPTION TO CLAIM TO WATER RIGHTS

THE CITY OF SODA SPRINGS, IDAHO, does hereby file its exception to that claim of water right file by Claude S. Jeppsen and/or Claude G. Jeppsen, under No. 11-4323, claiming a water right for fish propagation in Formation Springs, a tributary to Sinks Formation, and Springs Creek. Said exception is made in and for the reason that the City of Soda Springs, Idaho, has decreed and licensed water rights in said water for municipal, domestic and culinary purposes and the same may interfere and obstruct the City's prior use thereof.

CITY OF SODA SPRINGS, IDAHO

By

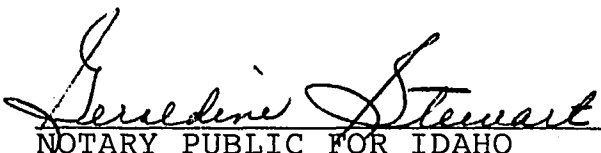

Roy G. Rainey
City Administrator

STATE OF IDAHO)
 : ss
County of Caribou)

On this 22nd day of September, 1986, before me the undersigned Notary Public, personally appeared ROY RAINEY, known to me to be the City Administrator of the City of Soda Springs, Idaho, whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same on behalf of said City.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

(SEAL)


NOTARY PUBLIC FOR IDAHO
Residing at Soda Springs

RECEIVED

SEP 23 1986

Department of Water Resources
Eastern District Office

NOTICE OF CLAIMS TO WATER RIGHTS

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

11-4323

JEPPSEN, CLAUDE S. &/or CLAUDE G.

HC 70 BOX 2095, SODA SPRINGS, ID 83276

Source: FORMATION SPRINGS trib. to SINKS

Diversion Pt: SWNWSE Sec 28 T 08S R 42E

Use: FISH PROP. (1.2 CFS)

Priority Date: 05/01/1964

In: NENW Sec 33 T 08S R 42E

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 8/21 & 8/28/86.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

AUGUST 6, 1986

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 billings to this office before SEPTEMBER 8, 1986.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

First Time Published

**NOTICE OF CLAIMS
TO WATER RIGHTS**

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

11-4323

**JEPPSEN, CLAUDE S. and-or
CLAUDE G.
HC 70 BOX 2095, SODA SPRINGS,
ID 83276**

**Source: FORMATION SPRINGS
trib. to SINKS
Diversion Pt: SWNWSE Sec 28 T
08S R 42E**

**Use: FISH PROP. (1.2 CFS)
Priority Date: 05-01-1964**

In: NENW Sec 33 T 08S R 42E

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 Aug. 21 and 28, 1986 in
the Caribou County Sun.**

October 15, 1986

RE: Claim to a Water Right No. 11-4323

Claude S. or Claude G. Jeppsen
HC 70, Box 2095
Soda Springs, ID 83276

Gentlemen:

Enclosed please find a copy of the exception filed in connection with the above referenced claim. The following is a quote from the provisions of the Idaho Code under which this claim has been filed:

42-225b. Recording of claims by department-----Corrections.-----

.....
At any time after filing a claim under the provisions of this section, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form, accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Administration (renamed Department of Water Resources July 1, 1974) and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources. Such claims may be corrected by the claimant only by filing of an amended claim in the same form as the original which shall be recorded and numbered by the department the same as the original and for which no additional filing fee shall be required.

Only the above action has been contemplated by the Idaho Legislature and we are not authorized to hold hearings or evaluate for conformation or final censorship of the described rights.

If you have any questions regarding this matter, please contact us.

Very truly yours,

RONALD D. CARLSON
Eastern Regional Supervisor

RDC:cw

Enclosure

October 15, 1986

RE: Claim to a Water Right No. 11-4323 JEPPSEN

Mr. Roy G. Rainey
City Administrator
City of Soda Springs
9 West 2nd South
Soda Springs, ID 83276

Dear Mr. Rainey:

We have received the exception dated September 22, 1986, filed against the above referenced claim to a water right. The following is a quote from the provisions of the Idaho Code under which this claim has been filed:

42-225b. Recording of claims by department----Corrections.----

.....
.At any time after filing a claim under the provisions of this section, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form, accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Administration (renamed Department of Water Resources, July 1, 1974) and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources. Such claims may be corrected by the claimant only by filing of an amended claim in the same form as the original which shall be recorded and numbered by the department the same as the original and for which no additional filing fee shall be required.

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If you have any questions regarding this matter, please contact us.

Very truly yours,

RONALD D. CARLSON
Eastern Regional Supervisor

RDC:cw

Form 243a
11/78

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: HWT

Right Number _____ Applicant Jeppson

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.

PROTEST DATE
SEPT 8, 1986

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernst Hansen Date 20 Oct 86

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By SC Date 10/21/86

RECEIVED
OCT 21 1986

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

AUGUST 6, 1985

CLAUDE S. JEPPSEN
CLAUDE G. JEPPSEN
HC 70 BOX 2095
SODA SPRINGS ID 83276

RE: Claim No. 11-4323

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