

\$100 Fee Required

Claim No. 11-7485

RECEIVED

MAY 14 2002

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

RECEIVED

MAR 15 2002

Department of Water Resources
Eastern Region

Under Section 42-243, Idaho Code, any person claiming a water right established by diversion and application of water to beneficial use must file a claim with the Department of Water Resources. The filing of this claim does not confirm the water right claimed. Water rights represented by a valid permit, license, decree, or previous claim are exempt from this requirement, as are uses of water for domestic purposes as defined in Section 42-111, Idaho Code. A filing fee must be submitted with this claim. See the instruction sheet to determine the appropriate fee.

Notice is hereby given that KARMA L. LOERTSCHER for Richard or Jim Loertscher
(Name of Claimant)
38456 Hwy 89 Geneva, ID 83238 Telephone No: 208-847-0156
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of surface or ground water. The extent and nature of said claim is as follows:

1. Date of Priority: (When the water was first applied to beneficial use) Nov. 21, 1918
A claim is not acceptable for the use of surface water with a priority later than May 20, 1971. A claim is not acceptable for the use of ground water with a priority date later than March 25, 1963, unless the water is used for domestic purposes as defined in Section 42-111, Idaho Code.

2. Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Unnamed Stream tributary to Bischoff Canyon

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 or af)	(Irrigation, Domestic, Stock, Etc.)	(Both dates inclusive) (MM/DD)	(MM/DD)
Quantity <u>0.04 cfs</u>	Use <u>Stock</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 _____

4. 0.04 cfs TOTAL QUANTITY USED.
(cfs or af)

5. A) Location of point of diversion is NW NE NE NW $\frac{1}{4}$ of Govt. Lot
Sec. 32 Township 12 S Range 46 E B.M., Bear Lake County; additional
points of diversion, if any: SWSE, NWSE Sect 29 T12S R46E

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch etc.). Give sizes and capacities. Be specific. Describe any changes in the system and give the date of the change.
200 Head of cattle drink directly out of the stream.

6. A) Describe the place of use within each 40-acre tract in the appropriate box using the symbols listed below. If the use is for irrigation, describe the location by listing the number of irrigated acres within each 40-acre tract.
D - domestic, S - stockwater, M - municipal, C - Commercial, I - Industrial, X - other

Twp	Rge	Sec	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SE	SW	
12S	46E	29														S		S	
		32		S			S												

TOTAL ACRES _____

- B) If water is used for purposes other than irrigation, fully describe the use. Be specific. Stockwater

NOTE

NOTE: Include here the type and number of stock watered: 200 head

7. Remarks: _____

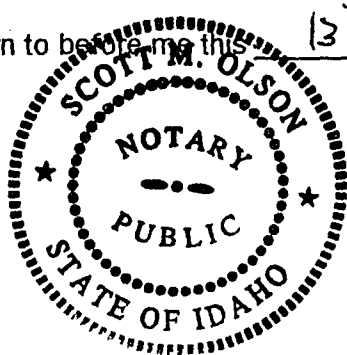
8. Map -- Attach an 8½"x11" map clearly identifying the point of diversion and the place of use by 40-acre subdivisions, section, township and range of the public land survey system. (A photocopy of a USGS 7½ minute topographic quadrangle map is preferred.) Attach an aerial photograph of the place of use if available.

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 forgoing 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.

Karina L. Loetscher
Claimant's Signature (and title if claim is for an organization)

Sworn to before me this 13th day of March, 2002.



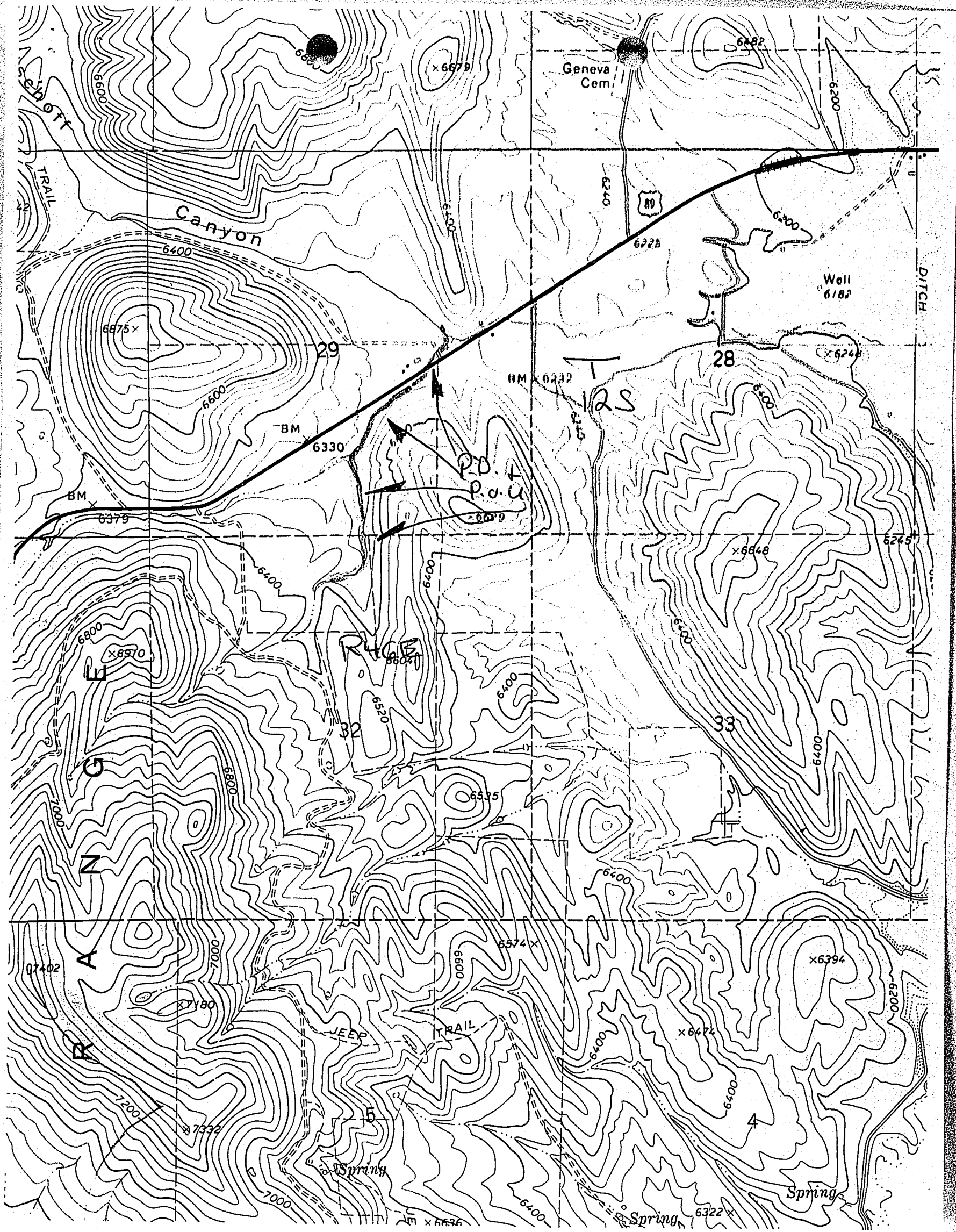
Scott M. Olson
Notary Public

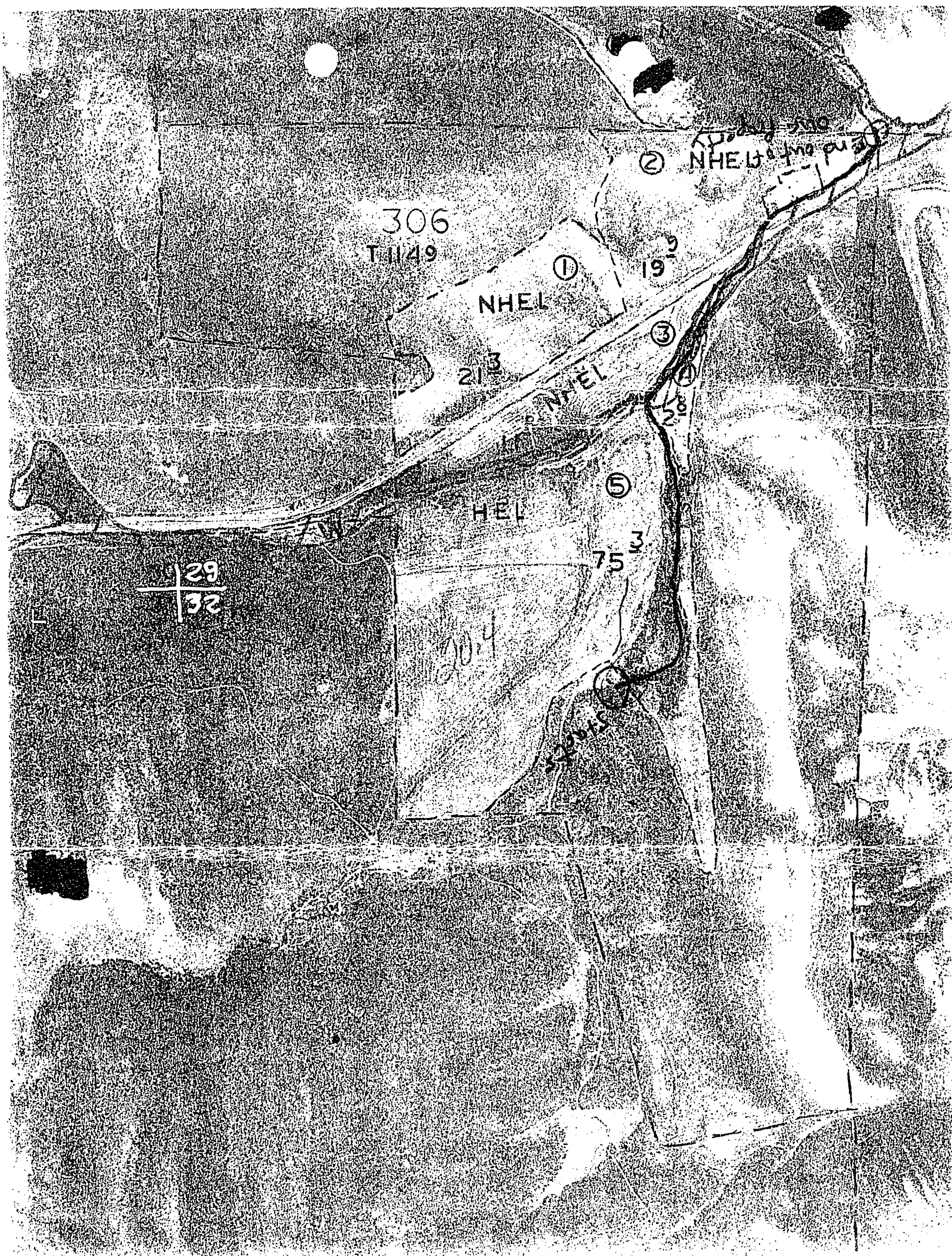
Residing at: Riv. Id.

My commission expires: 8-22-02

FOR DEPARTMENT USE ONLY

Received by HWT Date 3-15-02 Published in News Examiner
Prelim. check by _____ Date _____ Publication dates April 3 & 4 2002
Fee 100.00 Receipt # E027542 Publication checked by SC Date 5/1/02
Receipt prepared by HWT Date 3-15-02 Exceptions filed by _____







State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 25, 2002

Legal Notice Department
NEWS-EXAMINER
PO BOX 278
MONTPELIER ID 83254

RE: Statutory Claim No. 11-7485

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). 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. Please send the affidavit and bill to this office before April 22, 2002. Your cooperation is appreciated.

Sincerely

Sharla Cox
Administrative Assistant

Mailed
3/26/02
50

The following claim(s) have been filed based on diversion and beneficial use of water:

11-7485

KARMA L LOERTSCHER
RICHARD LOERTSCHER
JIM LOERTSCHER
38456 HWY 89
GENEVA ID 83238

Point(s) of Diversion: NWNW S32 T12S R46E, BEAR LAKE County

NENW S32 T12S R46E

SWSE S29 T12S R46E

NWSE S29 T12S R46E

Source UNNAMED STREAM, Tributary To BISCHOFF CANYON

Use: STOCKWATER 01/01 To 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 03/25/2002

Place Of Use: STOCKWATER

T12S R46E S29 NWSE SESE

T12S R46E S32 NWNW NENW

Exceptions to a claim may be filed with the Department of Water Resource, Eastern Region, 900 N Skyline Dr Ste A, Idaho Falls ID 83402 together with an exception fee of \$25.00.

KARL J DREHER, Director

Published on April 3 and 10, 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

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Governor

KARL J. DREHER
Director

March 25, 2002

JIM LOERTSCHER
38456 HWY 89
GENEVA ID 83238

RE: Water Right Claim No 11-7485

Dear Claimant(s):

The Department of Water Resources acknowledges receipt of your water right claim. Please refer to the above referenced number in all future correspondence regarding this application.

A legal notice of the claim has been prepared and is scheduled for publication in the Preston Citizen on April 3 and 10, 2002. If exceptions to the claim are filed you will be sent a copy of the exceptions(s).

The filing and advertising of the claim does not confirm the water right claimed. It will serve to record and preserve the information and the evidence, including any exceptions, regarding the 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 the information or evidence added at any time. Corrections to the claim may be made by filing an amended claim; no additional filing fees are required to amend a claim.

Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

We are enclosing a copy of the claim for your records. Please feel free to contact this office if you have any questions.

Sincerely,
Harold W. Jones
Harold W Jones
Water Right Supervisor

HWJ:sc

No 6346

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Bear Lake

ss.

Rosa S. Moreman

being duly sworn,

deposes and says:

That he is the Editor 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 3, 192002, and ending
with the issue of April 10, 192002

Rosa S. Moreman
Fees, \$61.16

Subscribed and sworn to before me this 24th day
of April, 192002

Sherry W. Brown
Notary Public, Residing at Montpelier, Idaho

My Commission Expires August 28, 192003

PUBLIC NOTICE

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GENEVA ID 83238

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County

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Source UNNAMED STREAM,
Tributary To BISCHOFF
CANYON

Use: STOCKWATER

01/01 To 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 03/25/2002

Place Of Use: STOCKWATER

T12S R46E S29 NWSE SESE

T12S R46E S32 NWNE NENW

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KARL J DREHER,
Director

Publish April 3 and 10, 2002 —
Legal No. 6346.

