

Claim No. 13 4045STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

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 Carl Sohn
(name of claimant)
of Clifton, Idaho
(mailing address), claims a right to the diversion and beneficial use of
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) unnamed spring
_____, tributary to, sinks
- (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>0.04</u> | Use | <u>Domestic</u> | Period of Use: From | <u>Jan. 1</u> | To | <u>Dec. 31</u> |
| | | | | | | | |
| Amount | <u>0.13</u> | Use | <u>Stockwater</u> | Period of Use: From | <u>Jan. 1</u> | To | <u>Dec. 31</u> |
| | | | | | | | |
| Amount | | Use | | Period of Use: From | | To | |
| | (cfs, gpm or a/f) | | (dom., irri., stock, etc.) | | | | (both dates inclusive) |
- (3) Total quantity of water claimed: 0.17 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) May, 1901

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)
SE ¼ SW ¼, Sec. 32 Twp. 13S Rge. 38E B. M. County of Franklin
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. 3000 ft. 3" pipe carries water from spring to place of use

- (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 ¼				NW ¼				SW ¼				SE ¼				TOTAL
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
14S	38E	4						X											

Total No. of acres _____

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible:
water for one household and a dairy w/150 head of dairy cattle

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

[illegible]

A hand-drawn map on a grid. The grid has solid lines every 2 units and dashed lines every 1 unit. The map includes the following features:

- Text:**
 - "R. 38 E." is written in the upper right quadrant.
 - "T. 13 S." is written on the left side, spanning two rows.
 - "T. 14 S." is written on the left side, spanning two rows.
 - "32" is written in the center of the map.
 - "SPRING" is written with an arrow pointing to a small 'x' mark.
 - "PIPELINE" is written with an arrow pointing to a horizontal line.
 - "FARMSTEAD." is written with an arrow pointing to a small square mark.
 - "4" is written in the lower right quadrant.
- Diagram:**
 - A horizontal line representing a pipeline runs from left to right across the middle of the map.
 - A small 'x' mark labeled "SPRING" is located on the pipeline.
 - A small square mark labeled "FARMSTEAD." is located on the pipeline to the right of the spring.
 - A small number "32" is written above the pipeline.

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.

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.

Sworn to before me this 29th day of April, 19 77

My commission expires May 21 1979

Received by CW Date 4-29-77 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by EMC Date 4/29/77 claimant by: _____
\$10.00 fee received by CW Date 4-29-77 _____
Approved for publication by me 5-25-77 #6583 _____
Published in Gretna Citizen _____
Dates May 5 & 12 - 1977 _____

No 359

RECEIVED

MAY 23 1977

Department of Water Resources
Eastern District Office

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

ss.

County of Franklin

RICHARD D. STOCKDALE

being duly sworn,

deposes and says:

That he is the Office Manager of THE PRESTON CITIZEN, a weekly newspaper published at Preston, in the County of Franklin and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Preston; 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 of 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

May 5th, 1977, and ending

with the issue of May 12th, 1977.

Richard D. Stockdale

Fee \$ 11.84

Subscribed and sworn to before me this 19th day

of May, 1977.

Notary W. Casperson

Notary Public, Residing at Preston, Idaho

My Commission Expires August 11, 1980

NOTICE OF CLAIM TO A WATER RIGHT

Notice is hereby given that Carl Sohn, Clifton, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 0.17 cubic feet per second of water from an unnamed spring tributary to sinks with point of diversion in the SE 1/4 SW 1/4, Sec. 32, T. 13S, R. 38E, B.M., Franklin County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes for one family and stockwatering purposes for 150 head dairy cattle with a priority of May, 1901; the place of use is within the NW 1/4 NW 1/4, Sec. 4, T. 14S, R. 38E, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401.

C. STEPHEN ALLRED
Director

Published in the Preston Citizen, Preston, Idaho on May 5 and May 12, 1977.
Legal No. 359 - Pub. May 5, 12, 1977.

NOTICE OF CLAIM TO A WATER RIGHT

NO. 13-4045

Notice is hereby given that Carl Sohn,
Clifton, Idaho

has filed a claim to a water right established by diversion and application
to beneficial use of 0.17 cubic feet per second ~~XXXXXXXXXXXXXXXXXXXX~~
of water from an unnamed spring tributary to sinks
with point of diversion in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 32, T. 13S, R. 38E, B.M.,
Franklin County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic
purposes for one family and stockwatering purposes for 150 head dairy cattle
with a priority of May, 1901;
the place of use is within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 4, T. 14S, R. 38E, B.M.

Any exception to this claim of water right may be filed with the Idaho
Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401.

C. STEPHEN ALLRED
~~XXXXXXXXXXXXXXXXXXXX~~

Director

Published in the Preston Citizen, Preston, Idaho

on May 5 and May 12, 1977

aw-h

April 29, 1977

RE: Claim to a Water Right No. 13-4045 SOHN
Application for Permit No. 13-7170 FISHER
13-7171 STEADMAN
13-7172 SOHN

Preston Citizen
Box 472
Preston, Idaho 83263

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

Bill submitted 5-25-77 by CW

RDC:CW

Enc: Legal Notice (4)

May 31, 1977

RE: Claim to a Water Right No. 13-4045

Mr. Carl Sohn
Clifton,
Idaho 83228

Dear Mr. Sohn:

The Department of Water Resources has completed the processing of your claim to a water right and no further action is authorized under Sections 42-225a and 42-225b, Idaho Code. Your claim will be retained in our files and will be available at any time for use by you or the court.

As you are aware, the filing of your claim does not, in itself, guarantee you a water right; it only records and preserves 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 in your claim file, you may have that information or evidence added at any time. Please refer to your claim number when corresponding with this office.

We are enclosing, for your records, a copy of your claim. If you have any questions or if we can be of further assistance, please feel free to call upon us.

Very truly yours,

DONALD D. CARLSON
Supervisor,
Eastern Region

RDC:CW

Enc: Copy of Claim

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. _____

____ Source
____ Point of Diversion
____ County
____ Quantity of Water and Period of Use
____ Description of Diverting Works
____ Time required for B/U of water
____ Place of Use or Acres Irrigated
____ Map
____ Signature
____ Fee

(1) _____

In form to receipt

(2) _____

Send Copies to:

____ Idaho State Health Department
____ Idaho Fish and Game Department
____ Bureau of Land Management

(3) _____

____ Request Special Use Permit from U.S.F.S.
____ Request Easement from B.L.M.
____ Request Information from Applicant
____ Request Dam Safety Information

(4) _____

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no _____

(8) _____

Groundwater levels:

____ Declining, ____ Stable, ____ Increasing

(comment) _____

(9) _____

RNS

Other rights on the same place of use

(10) _____

Comments: _____

(11) _____

Affidavit of Publication received(date) _____

(12) _____

Final date for protests _____

Protests received: yes _____ no _____

(13) _____

All requested information received from agencies or
applicant: yes _____ no _____

(14) _____

Action recommended:

____ Approve _____ Deny

____ Proposed Priority

____ Reason for Reduction _____

____ Measuring device required

____ See attached sheet for other conditions of
approval

____ No special conditions for approval

(15) District _____ By _____ Date _____