

Claim No. 13 4059

STATE 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 Dahl B. Robbins & Freeman Rasmussen & Thatcher Ward L.D.S. Church
(name of claimant)
of RFD 1, Box 132, Grace, Idaho 83241, 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) 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>0.15</u> | Use <u>Domestic</u> | Period of Use: From <u>Jan. 1</u> To <u>Dec. 31</u> |
| Amount _____ | Use _____ | Period of Use: From _____ To _____ |
| 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: 0.15 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, 1954

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 ¼ SW ¼, Sec. 22 Twp. 11S Rge. 40E 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. an underground perforated pipe is used to collect the spring water. This pipe runs into a concrete storage tank and from here flows by gravity 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.

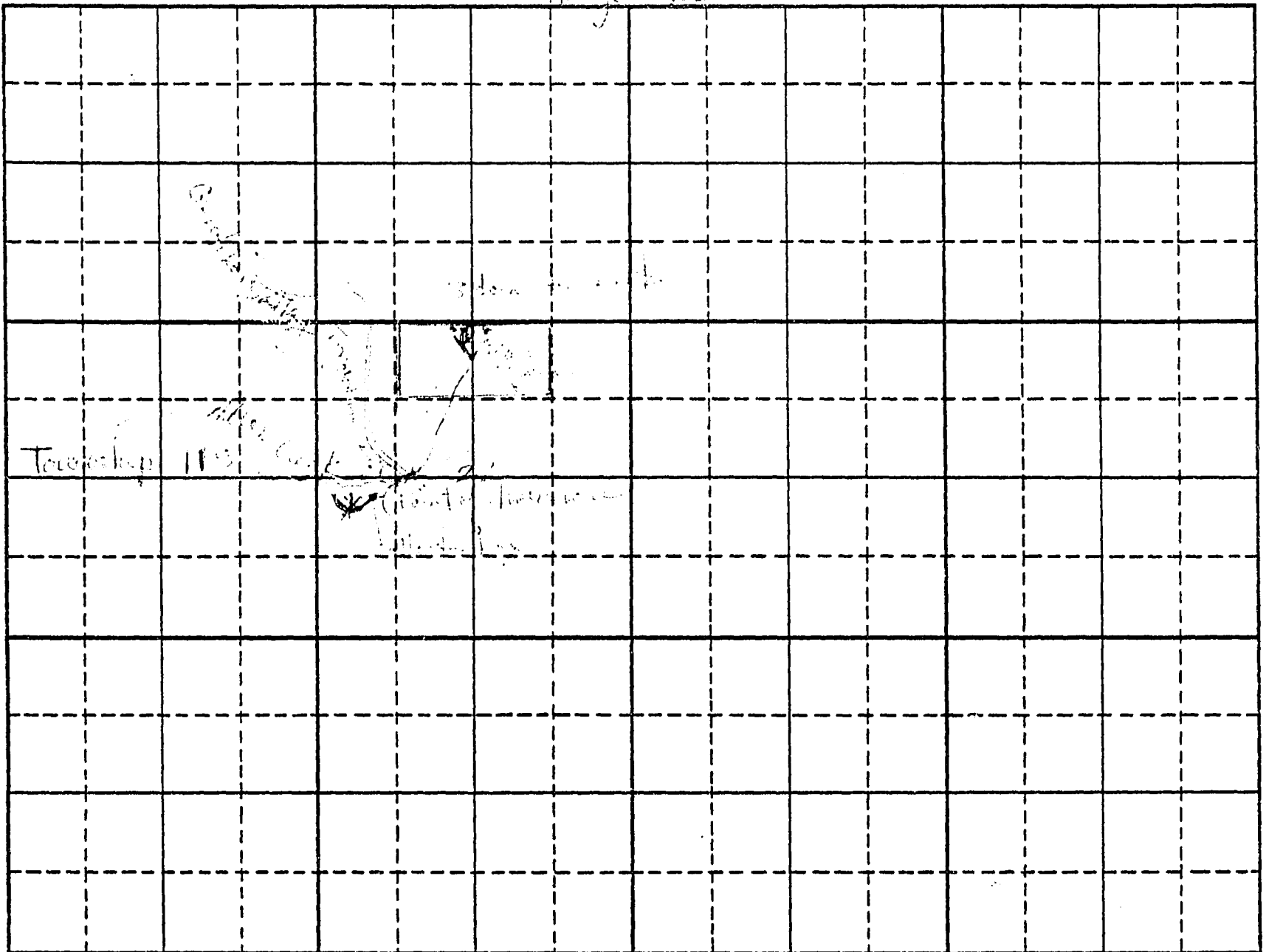
T	R	SEC.	NE ¼				NW ¼				SW ¼				SE ¼				TOTAL
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
11S	40E	22		X			X												

Total No. of acres _____

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: Water is used to supply domestic water for two single family domestic units and the Thatcher Ward of the L.D.S. Church

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

(8) Remarks Mr. Dahl B. Robbins is the Bishop of the Thatcher Ward.



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 affiants knowledge.

Joeman Rasmussen
Bishop Dahl B. Robbins
(Claimant)

Sworn to before me this 15th day of November, 1977.

Notary Public

Residing at Idaho Falls, Idaho

My commission expires 6/15/77

For Department Use Only

Received by <u>APK</u>	Date <u>11/15/77</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>APK</u>	Date <u>11/15/77</u>		claimant by:	
\$10.00 fee received by <u>APK</u>	Date <u>11-15-77</u>			
Approved for publication by <u>APK</u>	Date <u>12-19-77</u>			
Published in <u>Idaho Falls</u>				
Dates <u>Nov 15-1977</u>				

IN THE MATTER OF:

James E. Robinson
and R. Robbins
Proctor and ...
Church

AFFIDAVIT

RECEIVED

DEC 12 1977

Department of Water Resources
Eastern District Office

State of Idaho
County of Caribou

Milton R. Smith being first duly sworn,
deposes and says:

That the above water users
have used the water since 1954 for
since 1954 for 1954 for 1954 for
since 1954 for 1954 for 1954 for

Milton R. Smith
(Signature)

Subscribed and sworn to before me this 8 day of Dec., 1977

Dee Camp
(Notary Public)

Residing at Grave, Ida
My Commission Expires Dec 17, 1977

State of Idaho
County of Caribou

DEC 12 1977

Department of Water Resources
Eastern District Office

being first duly sworn,

deposes and says: _____

_____ their source of information was the _____
_____ of _____
_____ of _____
_____ of _____
_____ of _____

(Signature)

Subscribed and sworn to before me this 5 day of December, 1978

(Notary Public)

Residing at Thos. Schabo
My Commission Expires lifetime

IN THE MATTER OF:

Carl B. Robbins
Arthur W. G. Schuch
Fredman & Bassman

State of Idaho

County of *Canyon*

AFFIDAVIT

RECEIVED

DEC 12 1977

Department of Water Resources
Eastern District Office

Louise W. Hogan being first duly sworn,
deposes and says: *The water and was being used by*

the above named and Church have been their supply
of domestic water since the spring of 1954.
There is no spring of water that is used
in the summer of 1955 and this supply of water
was in existence from and has been for a
least a year.

Louise W. Hogan
(Signature)

Subscribed and sworn to before me this *5th* day of *Dec*, 19*77*

Roger M. Jace
(Notary Public)

Residing at *Grace, Id.*
My Commission Expires *Lifetime*

Affidavit of Publication

County of Caribou } ss.
State of Idaho }

NOTICE OF CLAIM TO A WATER RIGHT NO. 13-4059

Notice is hereby given that Dahl B. Robbins & Freeman Rasnaussen & Thatcher Ward L.D.S. Church, Grace, Idaho have filed a claim to a water right established by diversion and application to beneficial use of 0.15 cubic feet per second of water from an unnamed spring tributary sinks with point of diversion in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 22, T. 11S, R. 40E, B.M., Caribou County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes for two families and the Thatcher Ward with a priority of May, 1954 the place of use is within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 22, T. 11S, R. 40E, 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 Caribou County Sun, Soda Springs, Idaho on November 24 and December 1, 1977.

Mark Steele

being first duly sworn on his oath, states:

That he is Publisher of the Caribou County Sun, a newspaper of general circulation 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 seventy-eight consecutive weeks, prior to the first publication 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

24th day of November, 19 77

The date of the last publication being the 1st day of

December, 1977

Subscribed and sworn to before me this 7th day

of December, 19 77

Clayton Steele
Notary Public, residing
at Soda Springs, Idaho
(SEAL)

My Commission expires the 1st day of March

1980.

Affidavit of Publication

County of Caribou } ss.
State of Idaho }

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

24th day of
November, 19 77

The date of the last publication
being the 1st day of
December, 1977

Subscribed and sworn to be-
fore me this 7th day
of November, 19 77

Wendy D. Steele
Notary Public, residing
at Soda Springs, Idaho
(SEAL)

My Commission expires the
1st day of March
1980.

NOTICE OF CLAIM TO A WATER RIGHT NO. 13-4059

Notice is hereby given that Dahl
B. Robbins & Freeman Rasmus-
sen & Thatcher Ward L.D.S.
Church, Grace, Idaho have filed a
claim to a water right established
by diversion and application to
beneficial use of 0.15 cubic feet
per second of water from an un-
named spring tributary sinks with
point of diversion in the NW 1/4
SW 1/4, Sec. 22, T. 11S, R. 40E,
B.M., Caribou County.

The water is claimed to be used
from Jan. 1 to Dec. 31 for
domestic purposes for two families
and the Thatcher Ward with a
priority of May, 1954 the place of
use is within the NW 1/4 NE 1/4,
NE 1/4 NW 1/4, Sec. 22, T. 11S, R.
40E, B.M.

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

C. STEPHEN ALLRED
Director

Published in the Caribou Coun-
ty Sun, Soda Springs, Idaho on
November 24 and December 1,
1977.

NOTICE OF CLAIM TO A WATER RIGHT

NO. 13-4059

Notice is hereby given that Dahl B. Robbins & Freeman Rasmussen &
Thatcher Ward L. D. S. Church, Grace, Idaho
have ~~was~~ filed a claim to a water right established by diversion and application
to beneficial use of 0.15 cubic feet per second ~~XXXXXXXXXXXXXXXXXXXX~~
of water from an unnamed spring tributary sinks
with point of diversion in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 22, T. 11S, R. 40E, B.M.,
Caribou County

The water is claimed to be used from Jan. 1 to Dec. 31 for
domestic purposes for two families and the Thatcher Ward
with a priority of May, 1954 ;
the place of use is within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 22, T. 11S,
R. 40E, 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~~
R. KEITH HIGGINSON

Director

Published in the Caribou County Sun, Soda Springs, Idaho
on November 24 and December 1, 1977

the
-H.
the
-D.

November 18, 1977

RE: Application for Permit No. 29-7425 PAYNE
29-7426 "
Claim to a Water Right No. 13-4059 ROBBINS/etc.

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 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 12-19-77 by CW

RDC:CW

Enc: Legal Notice (3)

December 12, 1977

RE: Application for Permit No. 29-7425 PAYNE
29-7426 "
Claim to a Water Right No. 13-4059 ROBBINS/etc.

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. The legal notice was to have been published in your paper on November 24 and December 1, 1977.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

RONALD D. CARLSON
Supervisor
Eastern Region

RDC:CD

December 20, 1977

RE: Claim to a Water Right No. 13-4059

Dahl B. Robbins
and Freeman Rasmussen
Thatcher Ward L.D.S. Church
RFD 1, Box 132
Grace, Idaho 83241

Dear Mr. Robbins:

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,

RONALD D. CARLSON
Supervisor
Eastern Region

RDC :CD

Enclosure