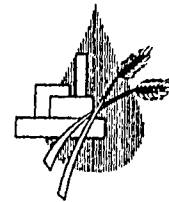


STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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 Leo H. Nielsen

(Name of Claimant)

4150 S. 2700 E. Salt Lake City, UT 84147

(Mailing Address)

(Zip Code)

Telephone No. _____

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) June 1, 1965

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 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>0.02cfs</u>		Use <u>Domestic</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) 0.02cfs TOTAL QUANTITY USED.
(cfs, af)

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

SE ¼ NE ¼, Sec. 2 Twp. 11S Rge. 39E 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. pipe from spring to house.

- (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.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
11S	39E	2				X													

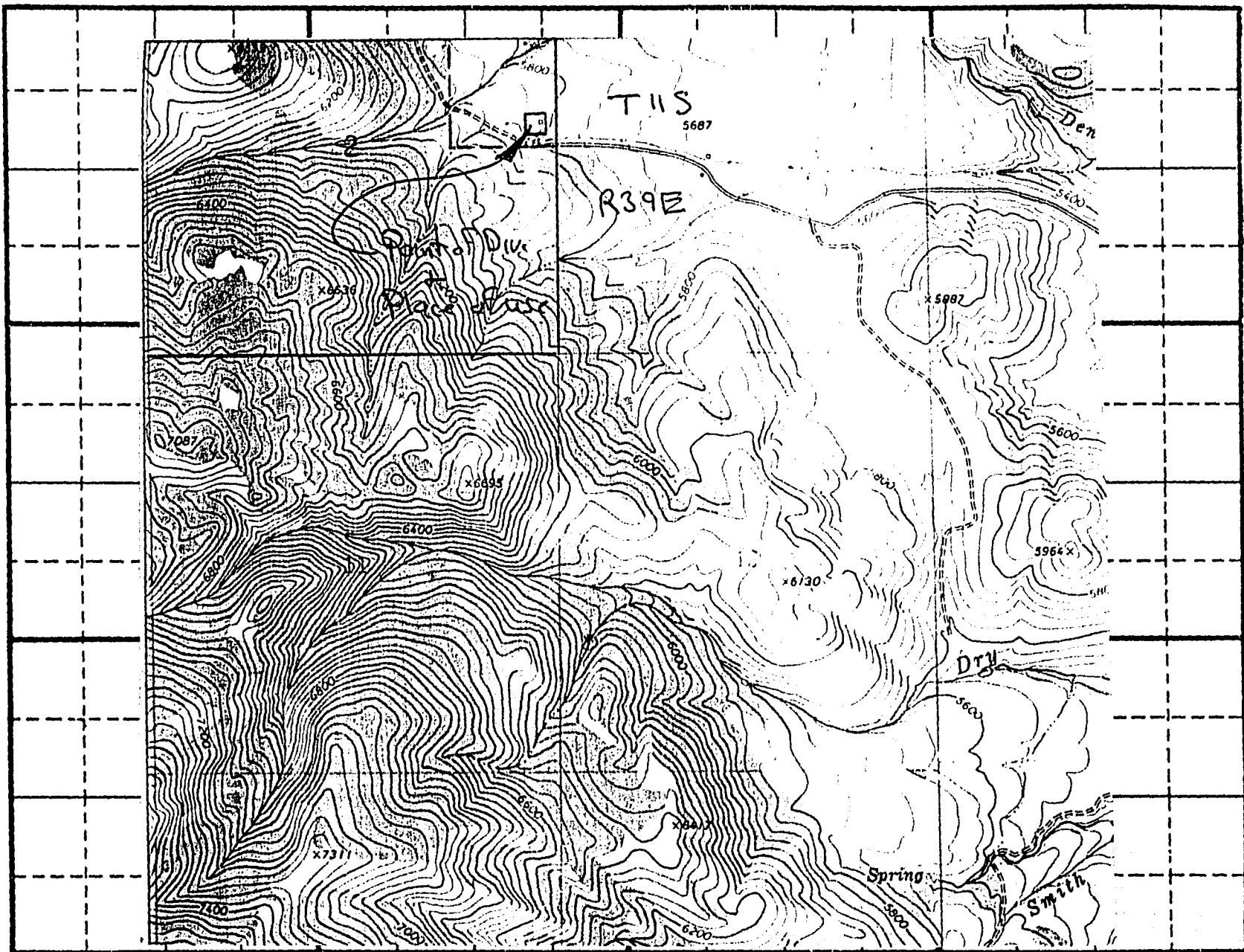
No. of acres _____

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

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 _____



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 30th day of June

Leo H. Nelson
Notary Public
Residing at Idaho Falls

My commission expires 6-15-88

FOR DEPARTMENT USE ONLY
Received by CW Date 6-30-83 Exception filed by: _____ Date _____
Prelim. check by Bn Date 10/24/83 claimant by: _____
\$30.00 fee received by CW Date 6-30-83
Published in Caribou County Sun #25747
Dates 11/3 & 11/10/83

Affidavit of Publication

County of Caribou }
State of Idaho } ss.

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;

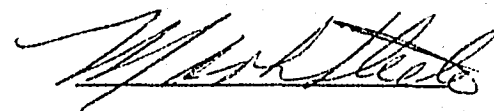
That the annexed notice was
published as per clipping at-
tached in the regular and entire
edition of said newspaper and
not in any supplement thereof

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

3rd day of
November, 1983

The date of the last publication

being the 10th day of
November, 1983



Subscribed and sworn to be-

fore me this 30th day
of November, 1983


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

My Commission expires the

1st day of March
1984

PUBLIC NOTICE

First Time Published

NOTICE OF CLAIMS TO WATER RIGHTS

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

13-4270

MILES, LOWELL &-or.
LUELLA
STAR RT., GRACE, ID
83241

Source: GROUNDWATER

Priority Date: 11-01-1901

Diversion Point: SWNE Sec.
01 T 11S R 40E

Use: STOCKWATER (0.04
CFS) DOMESTIC (0.08 CFS)

In: SWNE Sec 01 T 11S R
40E

13-4271

NIELSEN, LEO H.
4150 S. 2700 E., SALT LAKE
CITY, UT 84117

Source: SPRING trib. to
SINKS

Priority Date: 06-01-1965

Diversion Point: SENE Sec 02
T 11S R 39E

Use: DOMESTIC (0.02 CFS)

In: SENE Sec 02 T 11S R 39E

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,

Director

Published Nov. 3 and 10, 1983
in the Caribou County Sun.

Department of Water Resources
Last published Nov. 3 and 10, 1983

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS, That LEO H. NIELSEN

_____ has made, constituted and by these presents does make, appoint and constitute MAX F. PARRISH, Attorney at Law, 250 East Center, Pocatello, Idaho 83201, to act for and in the name, place and stead, and to perform any and all acts necessary for the carrying on and maintenance of the following:

1. To file an application for water rights on land owned in Caribou County, ID.
2. To take any other required action in this regard.

MAX F. PARRISH is specifically granted POWER OF ATTORNEY to execute any and all papers, deeds, bills of sale, notes, mortgages, contracts, agreements and any and all documents which may be executed for and on behalf of said individuals.

GIVING AND GRANTING UNTO OUR SAID ATTORNEY IN FACT full power and authority to do and perform all and everything whatsoever requisite and necessary to be done in and for and about the premises as fully to all intents and purposes as said individuals could or might do if personally present;

AND, THIS POWER OF ATTORNEY does hereby ratify and confirm all that said MAX F. PARRISH shall lawfully do or cause to be done by virtue of these presents.

DATED

JAN 26 1978

Leo H. Nielsen
LEO H. NIELSEN

SUBSCRIBED AND SWORN TO

DATED

JAN 26 1978

John D. Knight
NOTARY PUBLIC FOR IDAHO
Residing at: Pocatello, ID

13-4271

NIELSEN, LEO H.

4150 S. 2700 E., SALT LAKE CITY, UT 84117

Source. SPRING trib. to SINKS

Priority Date. 06/01/1965

Diversion Pt. SENE Sec 02 T 11S R 39E

Use. DOMESTIC (0.02 CFS)

In. SENE Sec 02 T 11S R 39E

Form 243a
11/78

State of Idaho
Department of Water Resources

G. ELAMSEY ANALYSIS SHEET

OCT 24 1983

INITIAL REVIEW BY: _____

Right Number 13 4271 Applicant LEO H. NIELSEN

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.

NOV. 21, 1983

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Carlson Date Dec 7, 1983

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By DC Date 12-13-83

RECEIVED
DEC 13 1983

Department of Water Resources

W

November 28, 1983

RE: Application for Permit No. 11-7329 DAHMS
Claim to a Water Right No. 11-4270 MILES
13-4271 NIELSEN

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(s). The legal notice was to have been published in your paper on November 3 and 11, 1983.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

COLLEEN WRAY
Adm. Secretary

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Eastern Region

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

NOVEMBER 21, 1983

LEO H. NIELSEN
4150 S. 2700 E.
SALT LAKE CITY

UT 84117

RE: Claim No. 13-4271

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