

Form I-243  
7/98  
Form 243  
7/98

RECEIVED  
JAN 08 1999

Department of Water Resources

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

Claim No.  
13-04337

Oneida Domestic 11-98

100

CLAIM TO A WATER RIGHT

Under the provisions of 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 presented 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 PacifiCorp

(Name of Claimant)

1407 West North Temple, Suite 110, SLC, Utah 84140 Telephone No (801) 220-4029

(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) June 17, 1910  
*A claim is not acceptable for the sue 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 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)  
Spring tributary to Bear River.

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>0.08 cfs</u> | Use | <u>Domestic</u> | Period of Use from | <u>Jan. 1</u> | to | <u>Dec. 31</u> |
| Quantity |                 | Use |                 | Period of Use from |               | to |                |
| Quantity |                 | Use |                 | Period of Use from |               | to |                |
| Quantity |                 | Use |                 | Period of Use from |               | to |                |

4. 0.08 cfs TOTAL QUANTITY USED.  
(cfs or af)

5. A) Location of point of diversion is NE  $\frac{1}{4}$  of SW  $\frac{1}{4}$  of SE  $\frac{1}{4}$  Govt. Lot         
Sec. 23 Township 13S Range 40E B.M., Franklin, County;

Additional points of diversion, if any:       

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. Water for domestic use is diverted from a spring located on the hillside west of the company homes by means of a concrete diversion box and 2 inch steel pipeline to company homes and the power house.

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 | NE ¼ |    |    |    | NW ¼ |    |    |    | SW ¼ |    |    |    | SE ¼ |    |    |    | Total Acres |
|-----|-----|-----|------|----|----|----|------|----|----|----|------|----|----|----|------|----|----|----|-------------|
|     |     |     | NE   | NW | SW | SE | NE   | NW | SW | SE | NE   | NW | SW | SE | NE   | NW | SE | SW |             |
| 13S | 40E | 23  |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    | D  |             |
| 13S | 40E | 26  |      | D  |    |    | D    |    |    |    |      |    |    |    |      |    |    |    |             |

Total Acres \_\_\_\_\_

B) If water is used for purposes other than irrigation, fully describe the use. Be specific. Domestic use at 2 company homes and the power house.

7. Remarks: This claim is to document existing uses at the Oneida Hydro Electric project that have continuously occurred since the project began operation in 1910. This claim represents no increase in historical uses for irrigation.

8. **Map** - Attach an 8 ½" x 11" 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 7 ½ minute topographic quadrangle map is preferred.) Attach an aerial photograph of the place of use if available.

State of Utah )

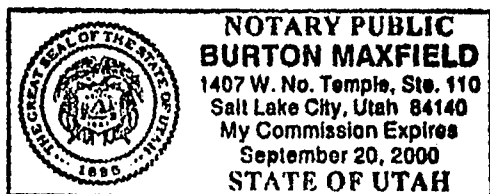
) ss.

County of Salt Lake )

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 9<sup>th</sup>

Dan Mgr. Real Estate Services  
Claimant's Signature (and title if claim is for an organization)  
day of November, 1998



Burton Maxfield  
Notary Public

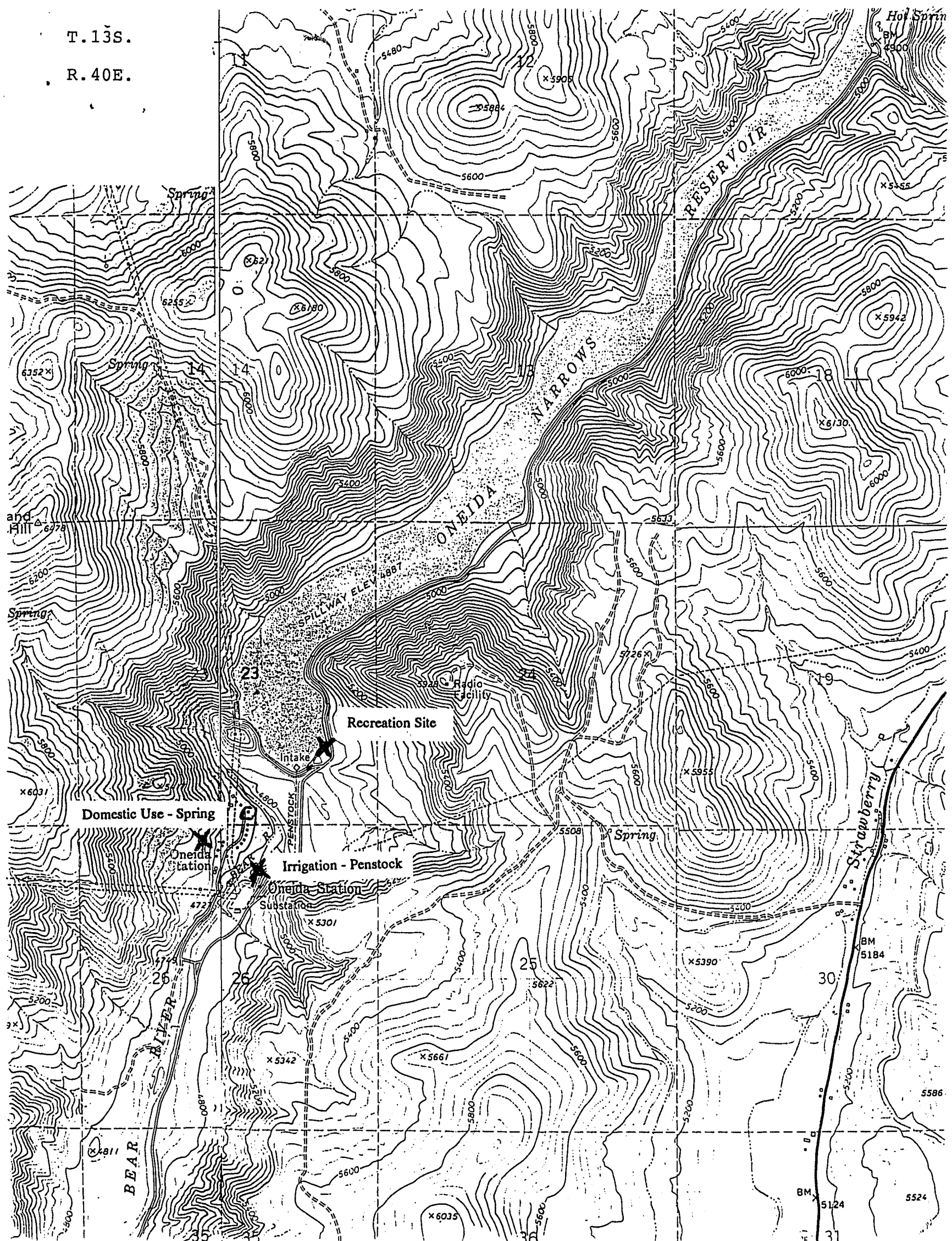
Residing at: S. L. County

My commission expires: 9-20-2000

FOR DEPARTMENT USE ONLY

Received by HWT Date 11-6-1998 Published in Citizen Publishing  
Prelim. Check by HWT Date 11-6-1998 Publication dates 11/25 & 12/2/98  
Fee 100% Receipt # 5024608 Publication checked by SC Date 1/4/99  
Receipt prepared by HWT Date 11-6-1998 Exceptions filed by \_\_\_\_\_

R. 40E.





**State of Idaho**

**DEPARTMENT OF WATER RESOURCES**

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

**EASTERN REGION**

**PHILIP E. BATT**  
GOVERNOR

**KARL J. DREHER**  
DIRECTOR

November 10, 1998

**243 CLAIMS**

- |     |          |                                          |
|-----|----------|------------------------------------------|
| 1.  | 11-04354 | Soda Irrigation                          |
| 2.  | 11-04355 | Lifton Domestic/Irrigation               |
| 3.  | 11-04356 | Soda Springs Golf Course                 |
| 4.  | 11-04357 | Soda Power                               |
| 5.  | 11-04358 | Soda Domestic                            |
| 6.  | 13-04333 | Grace Dam Domestic                       |
| 7.  | 13-04334 | Grace Dam Irrigation                     |
| 8.  | 13-04335 | Grace Plant Lawn Watering                |
| 9.  | 13-04336 | Grace Plant Dam/Irrigation Three Springs |
| 10. | 13-04337 | Oneida Domestic                          |
| 11. | 13-04338 | Oneida Irrigation                        |



*Craig A. McKennon*  
*Land Use Agent*  
*1407 West North Temple, Suite 110*  
*Salt Lake City, Utah 84140*  
*(801) 220-4029*  
*(801) 220-4373 FAX*

November 5, 1998

Mr. Harold Jones  
900 N. Skyline Drive  
Idaho Falls, Idaho 83402

Subject: 243 Claims on Bear River

Dear Mr. Jones:

The attached claims are for various consumptive uses at PacifiCorp's Hydroelectric Facilities on the Bear River. Your help in completing these claims is greatly appreciated.

Sincerely,

Craig A. McKennon  
Land Use Agent

CAM/cs

RECEIVED

NOV 06 1998

Department of Water Resources  
Eastern Region



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT  
GOVERNOR

KARL J. DREHER  
DIRECTOR

November 17, 1998

PETE PETERSON  
WATERMASTER #11  
2483 RIVERDALE  
PRESTON ID 83263

RE: Claim to a Water Right #11-04354, 11-04355, 11-04356, 11-04357,  
11-04358, 13-04334, 13-04335, 13-04336, 13-04337, 13-04338

Dear Pete:

Please find enclosed a copy of the above referenced claim to a water right application. Please review the application and submit any comments you may have to our Department as soon as possible.

If you have any questions, please feel free to contact us.  
Thank you for your cooperation in this matter.

Respectfully submitted,

Harold W. Jones  
Water Right Supervisor

HWJ:sc

enc.

NOTICE OF CLAIMS TO WATER RIGHT

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

13-04337

PACIFICORP  
1407 W NORTH TEMPLE STE 110  
SALT LAKE CITY, UT 84140

Source: SPRING

Tributary: BEAR RIVER

Diversion Pt: NESWSE Sec 23 T 13S R 40E in FRANKLIN County.

Use: DOMESTIC ( 0.080 CFS)  
Total Diversion: ( 0.080 CFS)

Claimed Priority: 6/17/1910

In: FRANKLIN County  
T13S R40E S23  
S26

SWSE  
NWNE

NENW

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Exceptions to a claim may be filed with the Director, Dept. of Water  
Resources, Eastern Region, 900 N Skyline Ste A, Idaho Falls, Idaho 83402.

KARL J. DREHER, Director

Published: 11/26/1998 & 12/ 3/1998



State of Idaho

**DEPARTMENT OF WATER RESOURCES**

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

**EASTERN REGION**

**PHILIP E. BATT**  
GOVERNOR

**KARL J. DREHER**  
DIRECTOR

NOVEMBER 18, 1998

Legal Notices Department  
THE PRESTON CITIZEN  
P.O. BOX 472  
PRESTON, ID 83263

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. 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 billing to this office before DECEMBER 14, 1998.

Yours truly,

Sharla Cox  
Secretary

Encl.



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT  
GOVERNOR

KARL J. DREHER  
DIRECTOR

DECEMBER 16, 1998

PACIFICORP  
1407 W NORTH TEMPLE STE 110  
SALT LAKE CITY, UT 84140

Re: Claim No. 13-04337

Dear Claimants(s):

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 the information or evidence added at any time. Please refer to the claim identification number when corresponding with the 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.

Sincerely,

RONALD CARLSON  
Eastern Regional Manager

RDC:sc

Enc

4725

# AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }  
County of Franklin } ss.

J. WALTER ROSS

being duly sworn,

deposes and says:

That he is the PUBLISHER 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

11/25, 1991, and ending

with the issue of 12/2 1998

Fee \$ 70.07

Subscribed and sworn to before me this 2 day

of Idaho

Notary Public, Residing at Preston, Idaho

My Commission Expires 8/1/99

## NOTICE OF CLAIMS TO WATER RIGHT

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

13-04337

PACIFICORP  
1407 W. NORTH TEMPLE, STE. 110  
SALT LAKE CITY, UT 84140  
Source: SPRING  
Tributary: BEAR RIVER  
Diversion Pt: NESWSE Sec. 23 T  
13S R 40E in FRANKLIN County.  
Use: DOMESTIC (0.080 CFS)  
Total Diversion: (0.080 CFS)  
Claimed Priority: 6/17/1910  
In: FRANKLIN County  
T13S R40E S23 SWSE  
S26 NWNE

13-04338

PACIFICORP  
1407 W. NORTH TEMPLE, STE. 110  
SALT LAKE CITY, UT 84140  
Source: BEAR RIVER Tributary:  
GREAT SALT LAKE  
Diversion Pt: NESWSE Sec. 23 T  
13S R 40E in FRANKLIN County.  
Use: IRRIGATION (0.080 CFS)  
Total Diversion: (0.080 CFS)  
Claimed Priority: 6/17/1910  
In: FRANKLIN County  
T13S R40E S26 NWNE  
NENW  
4.0 ACRES TOTAL

Exceptions to a claim may be filed with the Director, Department of Water Resources, Eastern Region, 900 N. Skyline Dr., Ste. A, Idaho Falls, ID 83402.

KARL J. DREHER, Director  
Legal No. 4725 - Publish Nov. 25 and Dec. 2, 1998.