

RECEIVED

SEP 10 1979

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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 United States of America, Forest Service
(Name of Claimant)

324 25th Street, Ogden, Utah
(Mailing Address)

84401
(Zip Code)

Telephone No. (801) 626-3561

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, 1906

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)

Bill Morgan Spring tributary to Little Malad 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, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	<u>0.015</u>	Use <u>Stockwater</u>	Period of Use From <u>June 1</u>	To <u>September 30</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) 3.6 TOTAL QUANTITY USED.

(cfs, gpd, AFA)

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

NE 1/4 SE 1/4, Sec. 34 Twp. 12S. Rge. 35E. B.M., County of Oneida

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. Wooden headbox with galvanized pipe lead to a stock trough.

- (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.	NE1/4				NW1/4				SW1/4				SE1/4				TOTAL
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
12S	35E	34													X				

No. of acres

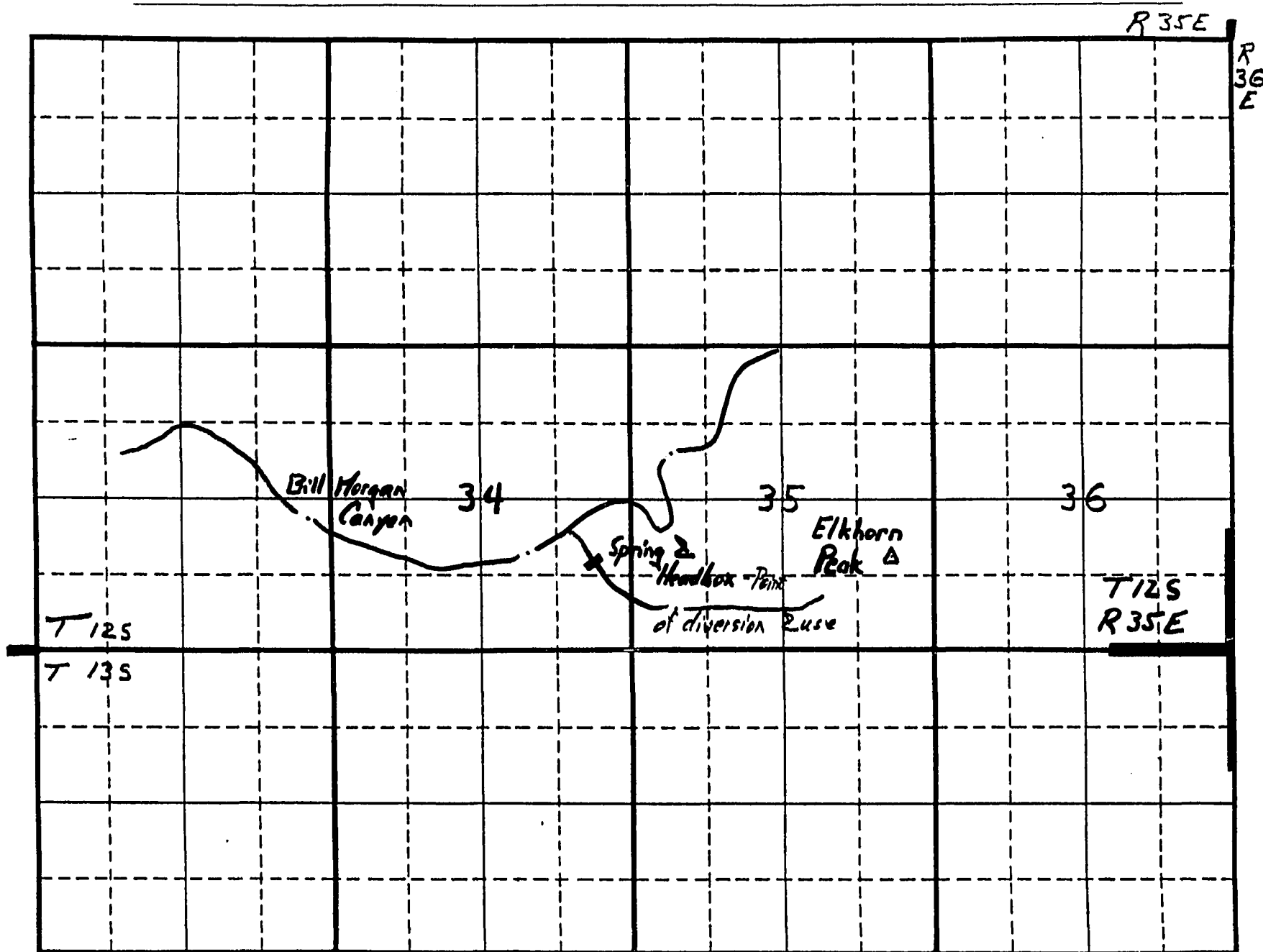
- B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

Stockwater for St. John Cattle Allotment which has water developments for 2,600 beef cattle and calves.

NOTE: Include here the type and number of stock watered: 2,600 cattle

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

(8) Remarks N/A



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~~ Utah)
County of ~~Oneida~~ Weber) 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. United States of America, Forest Service

Sworn to before me this 6th day of September, 1979.
JEFF M. SIRON (Claimant) Deputy Regional Forester, Resources
Colleen Saxton
Notary Public
Residing at Ogden, Utah

My commission expires 6/19/83

FOR DEPARTMENT USE ONLY
Received by dh Date 9-12-79 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by ARR Date 10-3-79 claimant by: _____
\$20.00 fee received by dh Date 10-03-79 #13734
Published in Idaho Enterprise
Dates 9/27 & 10/4/79

Legal Notice...

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use.

U.S. Forest Service
324 25th Street, Ogden, Ut. 84401
Source: Bill Morgan Spring tributary to LITTLE MALAD RIVER

Priority Date: 06-01-1908
Amount: 0.0150 CFS
Diversion Point: NESE Sec. 34 T 125 R. 35E, Oneida Co.

Use: STOCKWATER (0.0150 CFS) from 06-01 to 09-30
Place of Use: NESE Sec. 34 T 125 R. 35E

Diversion Means: HEADBOX PIPE & TROUGH

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 1515 Lincoln Road, Boise, Idaho 83709. Idaho Falls, Idaho 83401.
C. STEPHEN ALLRED
Director

AFFIDAVIT OF PUBLICATION

State of Idaho
County of Oneida, ss.

Carole Hummell being first duly sworn on

h.E. oath, states: That she is Secretary of the Idaho Enterprise, a newspaper of general circulation in Oneida County, Idaho published weekly at Malad, 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 said Idaho Enterprise was at all of the times of publication of said notice a newspaper of general circulation made up of at least four pages of at least five columns each, printed from type matter or stereotyped forms of at least seventeen and three-fourths inches depth, and said newspaper during all of the times of publication aforesaid had more than 200 bonafide subscribers thereto living within the County of Oneida in which said newspaper was published at regular intervals not less frequently than once a week.

That the annexed notice was published per clipping attached in the regular and entire edition of said newspaper and

not in any supplement thereof for 2 successive weekly issues thereof of the date of the first publication being the

9 day of Sept, 1979, the day of the last publication being the 4 day of October, 1979.

Subscribed and sworn to before me this 26th of Oct, 1979.

Joan Hawkin
Notary Public, residing at Malad, Idaho

My Commission expires the _____ day of _____ 19____.

Costs:
28 lines at 23c per line first insertion \$6.44
_____ lines tabulated as 34 1/2c per line \$_____
15c per line each subsequent insertion 1 \$4.30
TOTAL \$10.64

(Rates for legal notices are fixed by Idaho law)

RECEIVED

OCT 29 1979

Department of Water Resources
Eastern District Office

Form 243a
11/78

State of Idaho
Department of Water Resources

Bill Morgan Spring

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: ARK

Right Number 15 4046 Applicant U.S.A. Forest Service

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.

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Carlson Date 11/02/79

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Jessie Date 11/7/78

Standard Form 1034 7 GAO 5000 1034-113		PUBLIC VOUCHER FOR PURCHASES AND SERVICES OTHER THAN PERSON				VOUCHER NO.	
U.S. DEPARTMENT, BUREAU, OR ESTABLISHMENT AND LOCATION U. S. Department of Agriculture Forest Service 324 25th Street Ogden, Utah 84401				DATE VOUCHER PREPARED September 6, 1979		SCHEDULE NO.	
				CONTRACT NUMBER AND DATE		PAID BY	
				REQUISITION NUMBER AND DATE			
PAYEE'S NAME AND ADDRESS Mr. C. Stephen Allred State Engineer Idaho Department of Water Resources Statehouse Boise, Idaho 83720				DATE INVOICE RECEIVED			
				DISCOUNT TERMS			
				PAYEE'S ACCOUNT NUMBER			
				GOVERNMENT B/L NUMBER			
SHIPPED FROM		TO		WEIGHT			
NUMBER AND DATE OF ORDER	DATE OF DELIVERY OR SERVICE	ARTICLES OR SERVICES (Enter description, item number of contract or Federal supply schedule, and other information deemed necessary)	QUAN- TITY	UNIT PRICE		AMOUNT (¹)	
				COST	PER		
	9/6/79	Filing fees for 24 Claims on the Caribou N.F. and one Permit on the Challis N.F.	25	\$20	ea.	\$500.00	
I certify that the above bill is correct and just, and that payment therefor has not been received. Date <u>Sept 14</u> Payee <u>C. Stephen Allred, State Engr.</u>							
(Use continuation sheet(s) if necessary) TOTAL \$500.00							
PAYMENT: ☐ COMPLETE ☐ PARTIAL ☐ FINAL ☐ PROGRESS ☐ ADVANCE		APPROVED FOR BY: _____ TITLE _____		EXCHANGE RATE = \$1.00		DIFFERENCES _____ Amount verified; correct for (Signature or initials) _____	
Pursuant to authority vested in me, I certify that this voucher is correct and proper for payment.							
(Date) _____		(Authorized Certifying Officer) ² _____			(Title) _____		
ACCOUNTING CLASSIFICATION							
PAID BY	CHECK NUMBER ON TREASURER OF THE UNITED STATES			CHECK NUMBER ON (Name of bank)			
	CASH DATE			PAYEE ³			
¹ When stated in foreign currency, insert name of currency. ² If the ability to certify and authority to approve are combined in one person, one signature only is necessary; otherwise the approving officer will sign in the space provided, over his official title. ³ When a voucher is receipted in the name of a company or corporation, the name of the person writing the company or corporate name, as well as the capacity in which he signs, must appear. For example: "John Doe Company, per John Smith, Secretary", or "Treasurer", as the case may be.						PER TITLE	

NOTICE OF CLAIMS TO WATER RIGHT

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

15-1045-

U. S. FOREST SERVICE

324 25TH STREET, OGDEN, UT 84401

Source: BILL MORGAN SPRING tributary to LITTLE MALAD RIVER

Priority Date: 06/01/1905

Amount: 0.0150 CFS

Diversion Point: NESE Sec 34 T 125 R 35E, ONEIDA Co.

Use: STOCKWATER (0.0150 CFS) from 06/01 to 09/30

Place of Use: NESE Sec 34 T 125 R 35E

Diversion Means: HERDBOX, PIPE & TROUGH

the Director of the Idaho Department of Water Resources, 1515

Lincoln Road, ~~XXXXXXXXXXXXXXXXXXXX~~ Idaho Falls, Idaho 83401.

C. STEPHEN ALLRED

Director

Published &. 9/27 & 10/04/79

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7185

SEPTEMBER 21, 1979

The Idaho Enterprise
P. O. Box 205
Malad City, Idaho 83252

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. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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 - October 15, 1979.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

*Called
10-26-79
CW*

October 3, 1979

U. S. Forest Service
324 25th Street
Ogden, Utah 84401

Gentlemen:

Re: (25) Claims to Water Rights -
Challis and Caribou Nat'l Forests

Attached herewith is Departmental receipt No. 13734 in the
amount of \$500.00 for the above referenced claims.

Very truly yours,

RONALD D. CARLSON
Supervisor
Eastern Region

RDC:dh

Attachment

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE
324 25th Street
Ogden, Utah 84401

RECEIVED

OCT 29 1979

2540

October 23, 1979



Mr. Ronald D. Carlson
1515 Lincoln Road
Idaho Falls, Idaho 83401

Department of Water Resources
Eastern District Office

Dear Mr. Carlson:

In your October 15 letter, you transmitted 23 "Claims to a Water Right" to us involving claim No's. 29-4114 through 29-4136. However, in our September 6 letter to you, we submitted 24 claims. Apparently the claim on Bill Morgan Spring either had some problems or has been misplaced. Any assistance you could provide on this matter would be appreciated.

Sincerely,

ADRIAN E. DALTON
Director
Soil and Water Management



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

November 2, 1979

RE: Claim to a Water Right No. 15-4046

Mr. Adrian E. Dalton
Director, Soil & Water Management
U.S. Forest Service
324 25th Street
Ogden, Utah 84401

Dear Mr. Dalton:

Please excuse the delay in the final processing of the above referenced claim. It is necessary the Department receive an affidavit of publication from the newspaper prior to final processing. As the affidavit had not been received, it was necessary to hold your claim until the affidavit was received.

Very truly yours,

ERNEST M. CARLSEN
Sr. Resource Analyst

EMC:CW

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

OCTOBER 15, 1979

U. S. FOREST SERVICE
324 25TH STREET
OGDEN UT 84401

RE: Claim No. 15-4046

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