

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

JUN 27 1983

Department of Water Resources
Eastern District Office

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 Young Bros Livestock & Corp (Malcolm C. Young Pres)
(Name of Claimant)

5010 No. Hwy 69 Brigham City Ut. 84302 Telephone No. 801-723-7625
(Mailing Address) (Zip Code)

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) 4/1/49 used in early 1900's but
don't have day month & year

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, gpd, AFA)	Use	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity <u>0.11 cfs</u>		Use <u>Stockwater</u>	Period of Use From <u>4/1</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) 0.11 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

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

SE 1/4 SW 1/4, Sec. 26 Twp. 16S Rge. 37E 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. Describe any changes in the system and give the date of the change. Reservoir 20' X 25'

- (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 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>16S</u>	<u>37E</u>	<u>26</u>												X					
		<u>Lot 3</u>																	

No. of acres _____

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

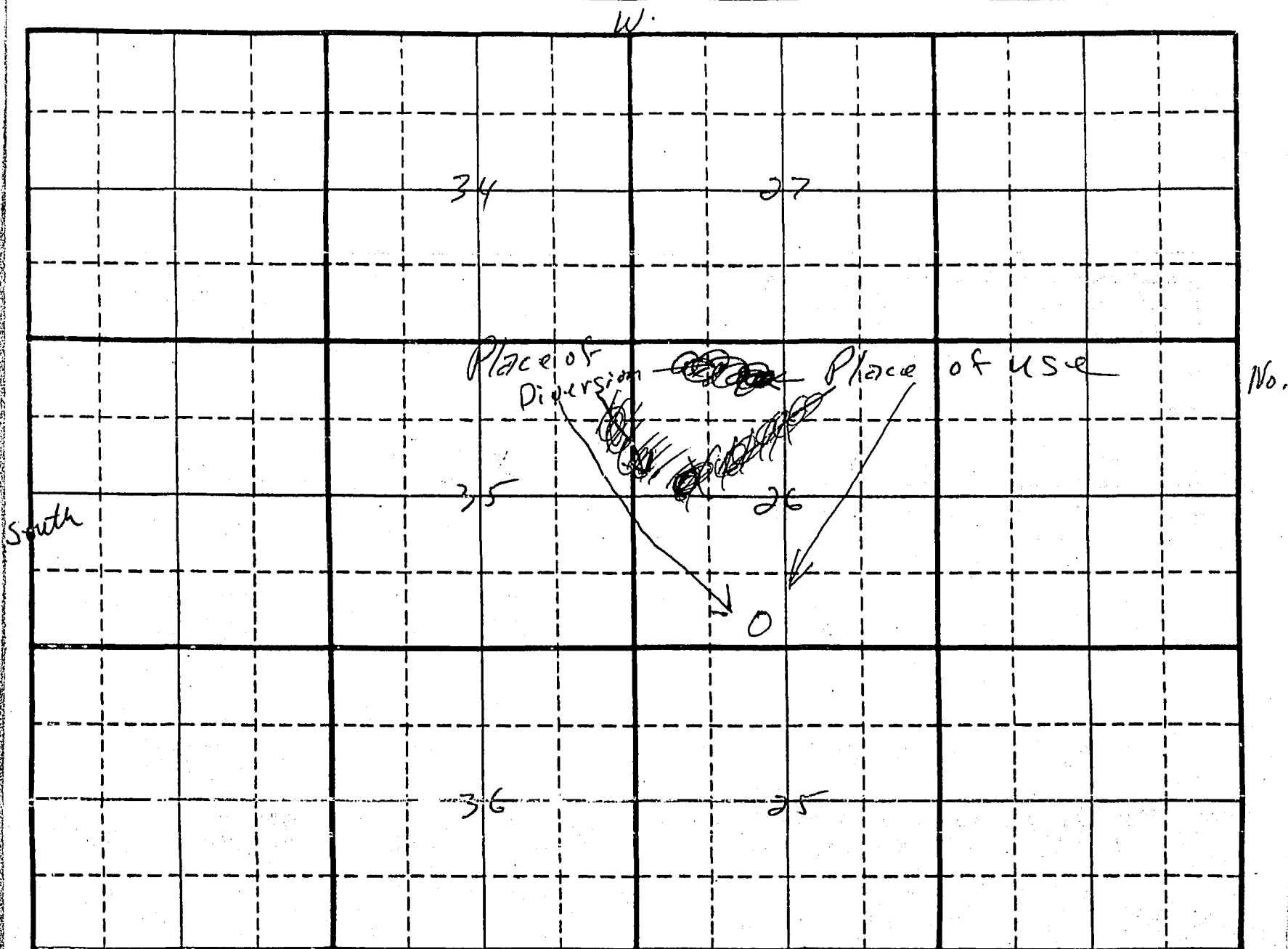
Livestock Water

NOTE: Include here the type and number of stock watered: 2000 Sheep 100 Range Cattle

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

Young Bros Livestock & Corp.

(8) Remarks Spring within John Myler Canyon



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 _____) 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 23 day of June

Malcolm E. Spring
(Claimant: Malcolm E. Spring)
1983.

Don R. Curks
Notary Public
Residing at Brigham City Utah

My commission expires 25/1/83

Received by BP 12/5/83 FOR DEPARTMENT USE ONLY
Prelim. check by Qu Date 6-27-83 Exception filed by: _____ Date _____
\$20.00 fee received by Qu Date 12/6/83 Forwarded to claimant by: _____
Published in Deseret Citizen #30789 _____
Dates 12/22 - 12/29/83 _____

#875

DEC 28 1983

No 2025

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Franklin } ss.

J. Walter Ross

being duly sworn,

deposes and says:

That he is the Co-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

Dec 22, 1983, and ending

with the issue of Dec 29, 1983.

Fee \$ 1313Subscribed and sworn to before me this 31st dayof Dec., 1983.Ken O. All

Notary Public, Residing at Preston, Idaho

My Commission Expires June 7, 1986.RECEIVED
JAN 10 1984Department of Water Resources
Eastern District OfficeNOTICE OF CLAIMS TO
WATER RIGHTSThe following claim(s) have been
filed on water right(s) created by
diversion and beneficial use:

15-4190

YOUNG BROS. LIVESTOCK CORP.
5010 N. HWY. 69, BRIGHAM CITY, UT
84302

Source: SPRING trib. to SINKS

Priority Date: 04/01/1949

Diversion Pt: LOT 03 (SESW) Sec 26 T
16S R 37E

Use: STOCKWATER (0.11 CFS)

In: LOT 03 (SESW) Sec 26 T 16S R 37E

Exceptions to a claim may be filed
with the Director, Dept. of Water Re-
sources, 150 Shoup Ave., Suite 15,
Idaho Falls, Idaho 83402.KEN DUNN,
Director

Published 12/22 & 12/29/83.

Legal No. 2025 -21L- Published
December 22, 29, 1983.

15-4190-

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5010 N. HWY. 69, BRIGHAM CITY, UT 84302

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In: LOT 03 (SESW) Sec 26 T 16S R 37E

Proofed
BP 12/19/83

GIVEN	PAYM.	AMOUNT
	Gross Pay	
	Drawn	
LABOR	S. Security	
	Utah Tax	
	Net	
	Commissary & Supplies	
	Donations	
	Family	
	Feed and Pasture	
	Gas and Oil	
	Range Expense	
	Water Claim	40.00
	Taxes	
	Telephone	
	TOTAL	

YOUNG BROS. LIVESTOCK
 FOR COMFORT AND ENJOYMENT
 WEAR WOOL — EAT LAMB
 ROUTE #1
 BRIGHAM CITY, UTAH 84302

97-272
1243

No 1507

May 25 1983

PAY TO THE ORDER OF Idaho Dept of Water Resources \$ 40

Forty and no/100 DOLLARS

GOLDEN SPIKE BANK
TREMONTON, UTAH 84337

Malcolm C. Young

⑆24302723⑆ 10 00147 7⑈

Young Bros. Livestock a Corp.
 c/o Malcolm C. Young
 5010 No. Highway 69
 Brigham City, UT 84302

Dear Mr. Young:

Enclosed are two claims to a water right and check #97-292 for \$40 that was received by this office, copies of each claim with problem areas noted in red, copies of USGS maps of the area, and blank Claim forms.

The amounts of water is sufficient for all the animals that are listed on item 6b with just a two hour delivery.

Upon receipt of the completed, notarized claim forms and \$30 filing fee (priority June 30, 1983) for each claim form processing will begin.

Sincerely,

KEITH C. WILSON
 Sr. Resource Agent

KCW:jk

Enclosures



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

150 Shoup - Suite 1
Idaho Falls, Idaho 83401
(208) 525-7161

November 1, 1983

Young Bros. Livestock
5010 N. Hwy. 69
Brigham City, UT 84302

Dear Claimant:

This office is in receipt of a Claim to a Water Right filed in your name. Please be advised that the claim cannot be formally receipted until the following information is provided:

- ☐ Complete name.
- ☐ Complete mailing address.
- ☐ Date of priority (month, day, and year).
- ☐ Source of water.
- ☐ Quantity claimed to have been used.
- ☐ Nature of use and period of use.
- ☒ Location of point(s) of diversion. *DOES NOT AGREE WITH MAP*
- ☒ Location of place of use (acres irrigated if water is claimed for irrigation). *DOES NOT AGREE WITH MAP*
- ☐ Filing Fee (Amount \$ _____).
- ☐ Signature.
- ☐ Notarization of signature.
- ☒ Other: *PLEASE MAKE CHANGES SO THE POINT OF DIVERSION (ITEM #5) and PLACE OF USE (ITEM 6) AGREE WITH THE MAP*

Please note that your claim has been stamped and initialed as received. If you amend this claim by adding the needed information and return the claim to this office no later than 60 days from the date of this letter, the original date submitted will be utilized for purposes of determining the appropriate filing fee.

Instructions for completing a Claim to a Water Right are included for your information. However, if you desire assistance, please feel free to contact this office.

Sincerely,

David J. Ramsey

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

G. F. RAMSEY

INITIAL REVIEW BY:

Right Number 154190 DEC 6 1983

Applicant YOUNG Bros LIVESTOCK

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 Jan 11, 1984

There are a number of crossouts on this form that are not dated and initialed.

Jan. 9, 1984

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By pc

Date 1/18/84

CV

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

JANUARY 9, 1984

YOUNG BROS. LIVESTOCK CORP.
5010 N. HWY. 69
BRIGHAM CITY UT 84302

RE: Claim No. 15-4190

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

RECEIVED
JAN 17 1984
Department of Water Resources