

Claim No. 13-8094

RECEIVED

FEB 11 2022

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

Department of Water Resources
Eastern Region

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 represented 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 DYNAMITE RANCH LLC
(Name of Claimant)
Mailing Address: PO BOX 24, WESTON, ID 83286
Telephone No: 208-747-3721 Email: KENTASTON@AOL.COM

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) OCTOBER 3, 1962
A claim is not acceptable for the use 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 is used 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 CHERRY CANYON CR

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 or af)	Use	(Irrigation, Domestic, Stock, Etc.)	(Both dates inclusive)	
				(MM/DD)	(MM/DD)
Quantity <u>0.02</u>		Use <u>DOMESTIC</u>		Period of Use From <u>1/1</u>	to <u>12/31</u>
Quantity <u>0.02</u>		Use <u>STOCKWATER</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 _____

4. 0.04 CFS TOTAL QUANTITY USED.
(cfs or af)

5. A) Location of point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of SW $\frac{1}{4}$, Govt. Lot _____
Sec. 25 Township 15S Range 37E 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.

PIPELINE - ONE INCH PIPELINE - TWO WATERING TROUGHS -
ONE INCH PIPELINE TO 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	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
15S	37E	25											S	S					
15S	38E	31							D				D						
									L2				L3						

TOTAL ACRES _____

- B) If water is used for purposes other than irrigation, fully describe the use. Be specific.

STOCKWATER - HOUSEHOLD
 DOMESTIC = 8005 WEST HWY 36, WESTON, ID 83286
 STOCKWATER TROUGH = 42.08484 - 112.08929
 42.08474 - 112.08447

NOTE: Include here the type and number of stock watered: BEEF COWS - 50 HEAD

7. Remarks: _____

8. Map -- Attach an 8½"x11" 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 7½ minute topographic quadrangle map is preferred.) Attach an aerial photograph of the place of use if available.

State of Idaho)
) ss.
 County of Franklin)

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the forgoing 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.

Kent Astum
 Claimant's Signature (and title if claim is for an organization)

Sworn to before me this 8th day of February, 2022.



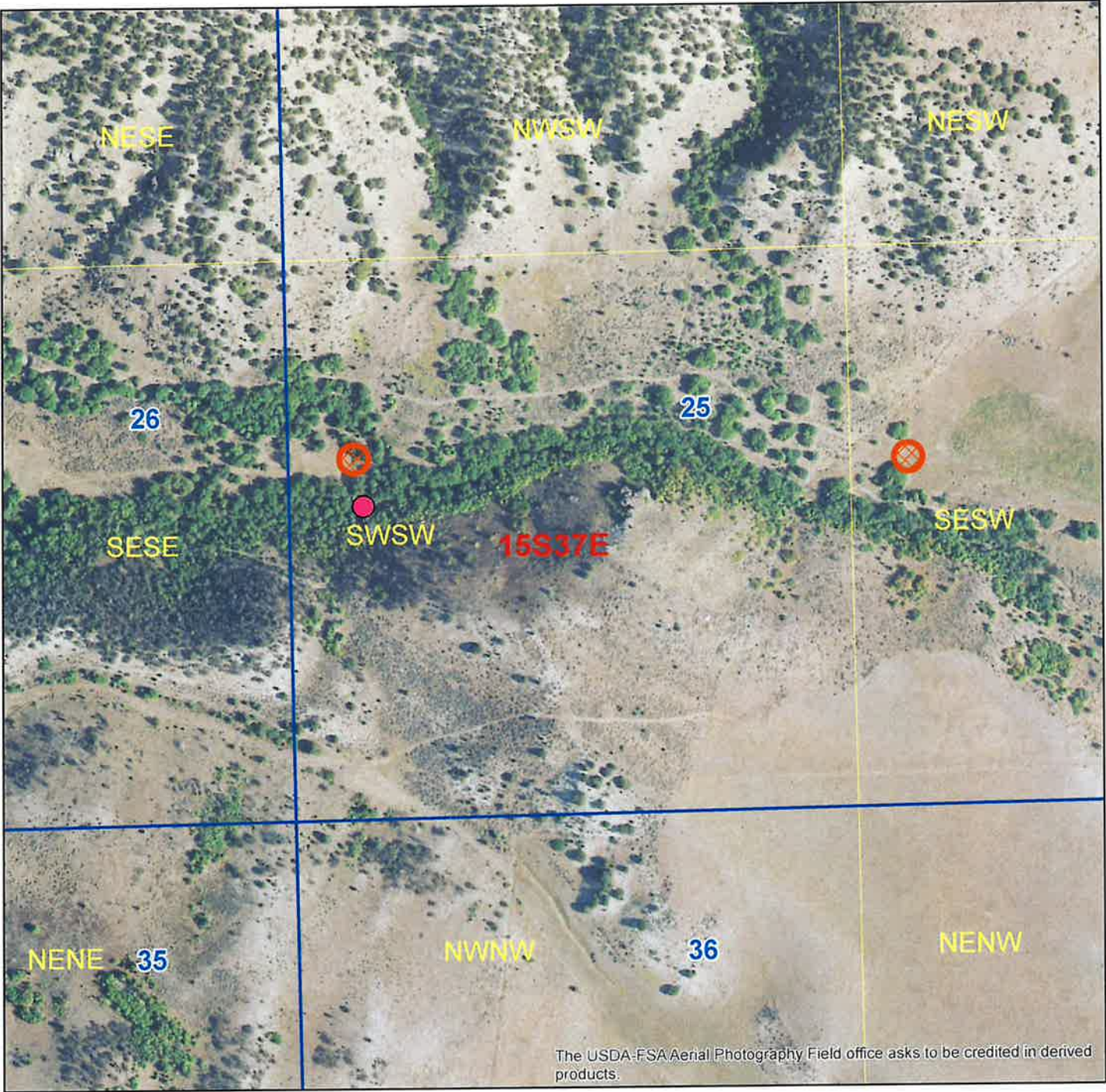
Cessilee Carter
 Notary Public
 Residing at: Preston, ID
 My commission expires: 03/11/2022

FOR DEPARTMENT USE ONLY

Received by MH Date 2/11/22
 Prelim. check by MH Date 2/16/22
 Fee \$100 Receipt # E047422
 Receipt prepared by CH Date 10/4/21

Published in _____
 Publication dates _____
 Publication checked by _____ Date _____
 Exceptions filed by _____

Dynamite Ranch Statutory Claim



Legend

- Point of Diversion
- ▣ Stock Troughs
- ▣ Township/Range
- ▣ Sections
- QQ

0 400 800 1,600 Feet

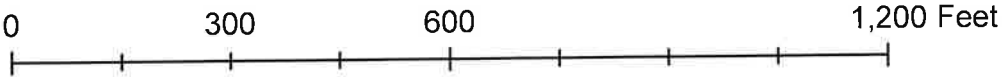


Dynamite Ranch Statutory Claim



Legend

-  Domestic POU
-  Township/Range
-  Sections
-  QQ





IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

February 23, 2022

DYNAMITE RANCH LLC
PO BOX 24
WESTON, ID 83286

RE: Water Right Claim No. 13-8094

Dear Claimant:

The Department of Water Resources acknowledges receipt of your water right claim. Please refer to the above referenced number in all future correspondence regarding this claim.

A legal notice of the claim has been prepared and is scheduled for publication in the Preston Citizen on 3/2/22 and 3/9/22. If exceptions to the claim are filed, you will be sent a copy of the exception(s).

The filing and advertising of the claim does not confirm the water right claimed. It will serve to record and preserve the information and the evidence, including any exceptions, regarding the 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. Corrections to the claim may be made by filing an amended claim; no additional filing fees are required to amend a claim.

Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100.00 late filing fee. Contact any office of the Department or visit the Internet to obtain the proper forms and instructions.

Please feel free to contact this office if you have any questions.

Sincerely,

Christina Henman
Administrative Assistant

Henman, Christina

From: Henman, Christina
Sent: Wednesday, February 23, 2022 12:08 PM
To: legals@prestoncitizen.com
Subject: Legal Notice for Preston Citizen
Attachments: SC 13-8094 Preston Citizen.docx

LEGAL NOTICE DEPARTMENT PRESTON CITIZEN

RE: Statutory Claim 13-8094

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). 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. Please send the affidavit and bill to this office before 3/21/2022. Your cooperation is appreciated.

Thank You,



Christina Henman
Administrative Assistant
IDWR, Eastern Region
900 N Skyline Ste. A
Idaho Falls, ID 83402
Phone: (208) 525-7161

The following claim has been filed based on diversion and beneficial use of water:

13-8094

Dynamite Ranch LLC, PO Box 24, Weston ID 83286-0024

Point of Diversion: NWSWSW, Sec. 25, Twp 15S, Rge 37E, B.M. FRANKLIN County

Source: Spring tributary to Cherry Canyon Creek

Use: DOMESTIC 01/01 to 12/31, 0.02 cfs

Use: STOCKWATER 01/01 to 12/31, 0.02 cfs

Total Diversion: 0.04 cfs

Priority Date: 10/03/1962

Place of Use:

DOMESTIC

T15S R38E Sec 31 L2(SWNW) L3(NWSW)

STOCKWATER

T15S R37E Sec 25 SWSW SESW

For additional information concerning the property location, contact Eastern Region office at (208)525-7161; or for a full description of the rights, please see <https://research.idwr.idaho.gov/apps/WaterRights/StatutoryClaims>. Exceptions to a claim may be filed with the Department of Water Resources, EASTERN Region • 900 N SKYLINE DR STE A • IDAHO FALLS, ID 83402-1718.

Gary Spackman, Director

Published on March 2 and March 9, 2022