

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESAMENDED CLAIM TO A WATER RIGHTRECEIVED
FEB 13 2019
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 LARRY D. DAHLE & GARTH HEBDONMailing Address: RFD #2, BOX 183, PRESTON, ID 83263 (Name of Claimant)Telephone No: 208-852-2039 Email: _____

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) 5-1-1940
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)
UNNAMED STREAM tributary to CUB RIVER IRRIGATION CANAL

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>0.45 CFS</u>	Use <u>IRRIGATION</u>	Period of Use From <u>5/1</u>	to <u>10/15</u>
Quantity <u>0.02 CFS</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. 0.47 CFS TOTAL QUANTITY USED.
(cfs or af)

5. A) Location of point of diversion is _____ ¼ of SE ¼ of SW ¼, Govt. Lot _____
Sec. 34 Township 15 S Range 39 E 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 IS COLLECTED IN OPEN DITCH AND DISTRIBUTED TO THE USERS.

ADDITIONAL REMARKS: THIS CLAIM IS BEING AMENDED BY THE CURRENT OWNERS OF THE DAHLE PORTION OF THIS RIGHT IN ORDER TO CORRECT THE LEGAL DESCRIPTION OF THE PLACE OF USE. THERE IS NO PHYSICAL CHANGE.

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	
165	39E	3			13					18	8					4			43
					L2					L3									

TOTAL ACRES 43

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

WATER 100 HEAD OF RANGE CATTLE

NOTE: Include here the type and number of stock watered: 100 HEAD OF BEEF CATTLE

7. Remarks: SOURCE OF WATER IS A DRAIN ALONG SOUTHERN EDGE OF SEC 33 + 34, AND A SPRING LOCATED ON THE EAST SIDE OF SWSW, SEC 34, T15S R39E, APPROX 500 FT NORTH OF SOUTHERN BORDER OF SAID SECTION.
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)
County of FRANKLIN) ss.

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.

Robert B. Smith - Alvera R. Smith
Claimant's Signature (and title if claim is for an organization)

Sworn to before me this 11th day of FEBRUARY, 2019.

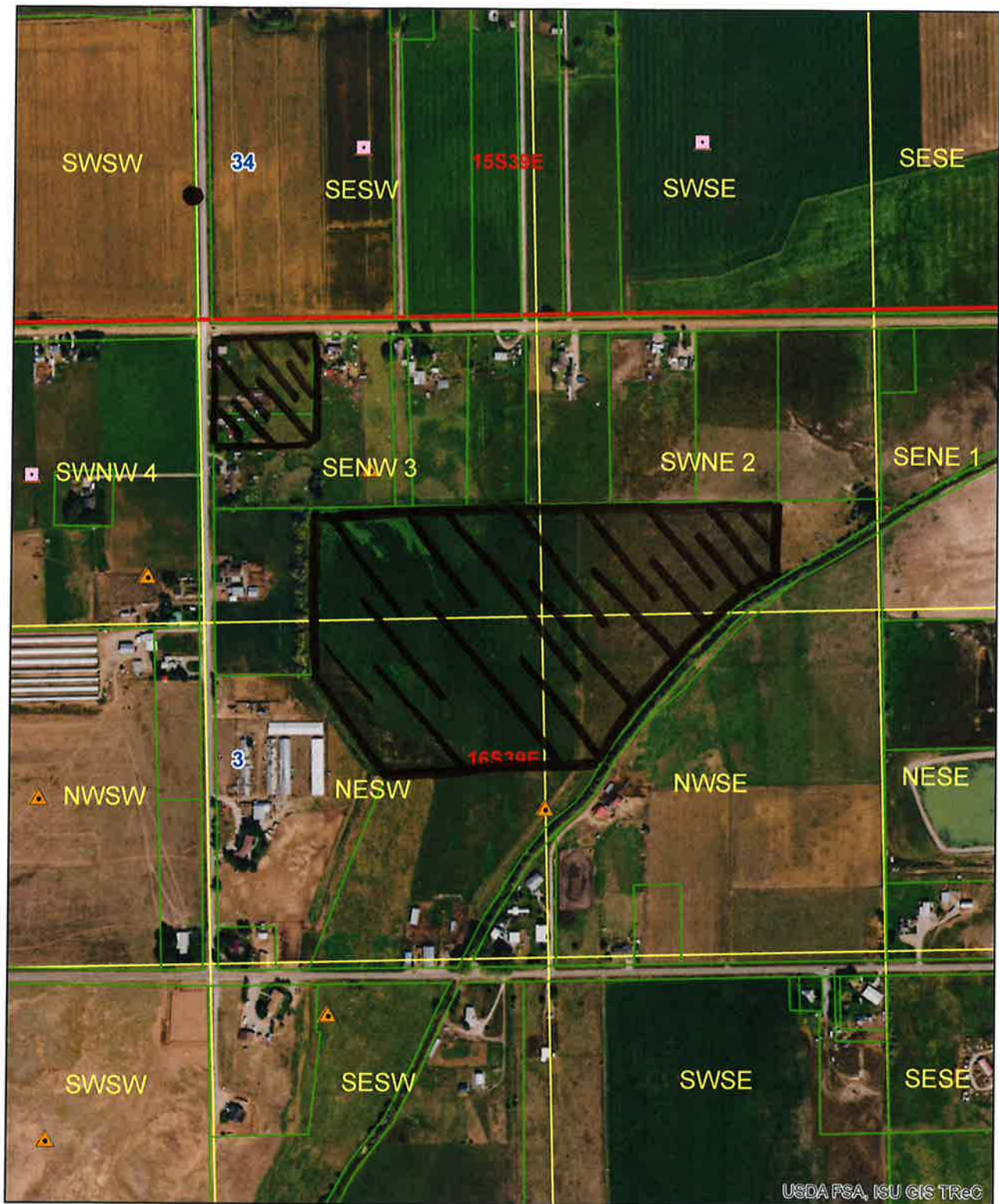
CHRIS BARTON
COMMISSION #35109
NOTARY PUBLIC
STATE OF IDAHO

[Signature]
Notary Public
Residing at: PRESTON
My commission expires: 11-13-2024

Received by SC Date 2/13/19
Prelim. check by SC Date 2/13/19
o/c Fee 1500 Receipt # ED44709
Receipt prepared by SC Date 2/13/19

FOR DEPARTMENT USE ONLY

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



Legend

- Parcels
- Township/Range
- Sections
- QQ

Pou



Legend

-  Parcels
 Township/Range
 Sections
 QQ

Burke & Alicia Smith

