

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

RECEIVED
OCT 23 2014
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 Bret C. and/or Colette Oxborrow
(Name of Claimant)
Mailing Address: 1354 Starffor Canyon Rd, Montpelier Id 83254
Telephone No: (801) 360-9954 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) 1-1-1956
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)
Springs tributary to Sink

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>0.05 cfs</u>	Use <u>Stock Water</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 _____
Quantity _____	Use _____	Period of Use From _____ to _____

4. 0.05 cfs TOTAL QUANTITY USED.
(cfs or af)

5. A) Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of SW $\frac{1}{4}$, Govt. Lot _____
Sec. 32 Township 11S Range 43E B.M. Bear Lake County; additional points
of diversion, if any: T11S R43E Sec 32 NWSWSW

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.

Gravity fed water from springs 1 and 2 travels through underground pipelines converging to a single pipe at approximately 300 ft (Spring 1) and 100 feet (Spring 2). After pipes converge, another approximately 800 feet of underground pipe runs north-east to the west side of a storage pond with an area of ~1.5 acres (~20 feet deep at deepest spot). A valve allows for water release into the pond. Another pipe continues from the west side of the pond north to a stock trough 800 feet away. Development occurred in the 1930s.

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	
11S	43E	32											S						

TOTAL ACRES _____

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

Stockwater for 200 head of cattle.

NOTE: Include here the type and number of stock watered: 200 head cattle

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)
County of Bonneville) 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.



Sworn to before me this 23 day of Oct, 2014.

[Signature]
Claimant's Signature (and title if claim is for an organization)

Sharla Cox
Notary Public
Residing at: Idaho Falls
My commission expires: 9/12/2020

FOR DEPARTMENT USE ONLY

Received by SC Date 10-23-2014 Published in _____
Prelim. check by _____ Date _____ Publication dates _____
Fee \$100.- Receipt # E040355 Publication checked by _____ Date _____
Receipt prepared by SC Date 10-23-2014 Exceptions filed by _____



Bret Oxborrow- Springs 1 & 2 NRCS Proposed Project





State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

October 28, 2014

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

Bret C and/or Colette Oxborrow
1354 Stauffer Canyon Rd
Montpelier ID 83254

RE: Water Right Claim Nos 11-7797, 11-7798, 11-7799, 11-7800 and 11-7802

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 News Examiner on November 6 and 13, 2014. 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,

Sharla Cox
Administrative Assistant

Cox, Sharla

From: Cox, Sharla
Sent: Tuesday, October 28, 2014 7:38 AM
To: 'News Examiner (copy@news-examiner.net)'
Subject: Legal Notice for your paper
Attachments: News Examiner.RTF

Contacts: News Examiner

Sharla

*Sharla Cox
Administrative Assistant
Idaho Dept of Water Resources
900 N Skyline Dr. Ste A.
Idaho Falls ID 83402
sharla.cox@idwr.idaho.gov
208-525-7161 phone
208-525-7177 fax*

The following claims have been filed based on diversion and beneficial use of water
Bret C and/or Colette Oxborrow
1354 Stauffer Canyon Rd
Montpelier DI 83254

11-7797

Point of Diversion: SENE Sec 6 T12S R43E, Bear Lake County
Source: Spring tributary to sinks
Use: Stockwater 01/01 to 12/31 0.05 cfs
Priority Date: 06/12/1889
Place of Use: Stockwater
T12S R43E Sec 5 NWNW

11-7798

Point of Diversion: NESESW Sec 28 T11S R43E, Bear Lake County
Source: Spring tributary to Stauffer Creek
Use: Stockwater 01/01 to 12/31 0.05 cfs
Priority Date: 01/01/1956
Place of Use: Stockwater
T11S R43E Sec 28 SWSE

11-7799

Point of Diversion: NWSWSE Sec 32 T11S R43E, Bear Lake County
Source: Spring tributary to sinks
Use: Stockwater 01/01 to 12/31 0.05 cfs
Priority Date: 01/01/1956
Place of Use: Stockwater
T11S R43E Sec 32 SWSE

11-7800

Point of Diversion: SWSWSW Sec 32 T11S R43E and NWSWSW Sec 32 T11S R43E, Bear Lake County
Source: Spring tributary to sinks
Use: Stockwater 01/01 to 12/31 0.05 cfs
Priority Date: 01/01/1956
Place of Use: Stockwater
T11S R43E Sec 32 SWSW

11-7802

Point of Diversion: SWNWSW Sec 32 T11S R43E, Bear Lake County
Source: Spring tributary to sinks
Use: Stockwater 01/01 to 12/31 0.05 cfs
Priority Date: 01/01/1956
Place of Use: Stockwater
T11S R43E Sec 32 SWSW

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 www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp. 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.

GARY SPACKMAN, Director

Published on November 5 and 12, 2014