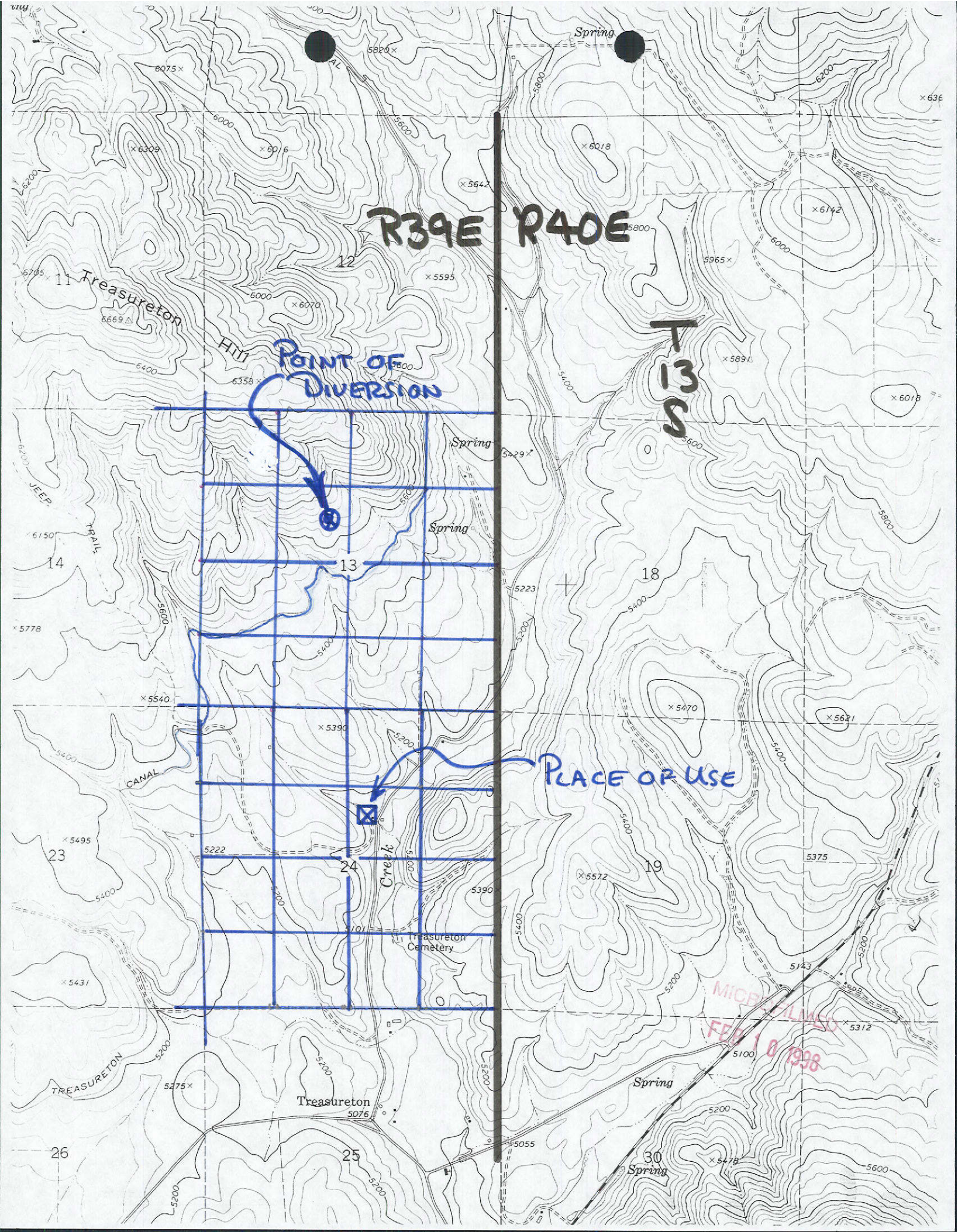




R39E R40E

POINT OF
DIVERSION

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13
S

PLACE OF USE

MICROFILMED
FEB 10 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM TO A WATER RIGHT

RECEIVED

OCT 01 1997

Section 42-243, Idaho Code, authorizes the filing of a claim to a water right established by diversion from a natural water source to beneficial use for domestic uses as defined in Section 42-111, Idaho Code. **The filing of this claim does not confirm the water right claimed.**

Notice is hereby given that Malcolm D. Denton (Name of Claimant)
10085 N Treasurton Rd Preston ID 83263
 (Mailing Address) (Zip Code)

Telephone No: (208) 852 0631

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 the water was first applied to beneficial use) SEPT 1, 1930
A claim is not acceptable on a surface water source with a priority later than May 20, 1971.

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:

(cfs, af)

(Domestic, Stock, Etc.)

(Both dates inclusive)
(Mo., Day) (Mo., Day)

Quantity 0.04 cfs Use Domestic Period of Use From 1/1 to 12/31
Quantity _____ Use _____ Period of Use From _____ to _____
Quantity _____ Use _____ Period of Use From _____ to _____

4. 0.04 cfs TOTAL QUANTITY USED.
(cfs, af)

5. A) Location of point of diversion is NE ¼ of SE ¼ of NW ¼, Govt. Lot _____
Sec. 13 Township 13S Range 39E 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 as specific as possible. Describe any changes in the system and give the date of the change. Collection box to mainline to single domestic home

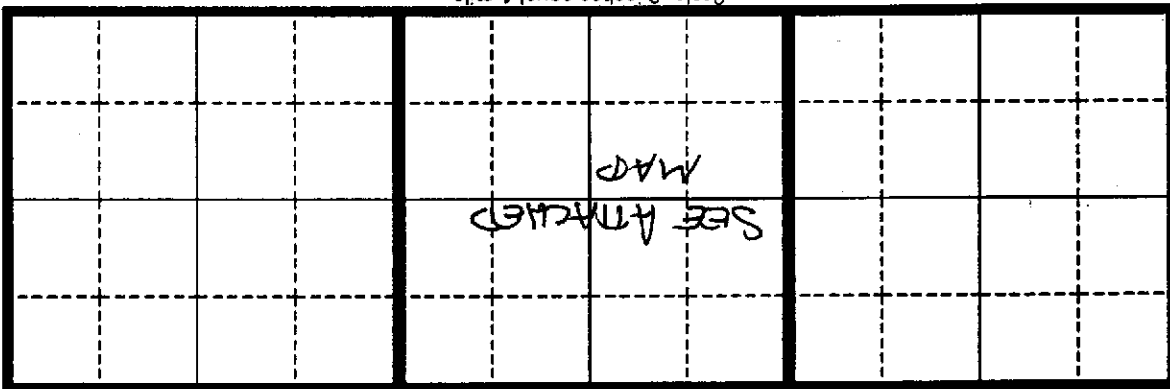
6. **A) Describe place of use within each 40-acre tract in the appropriate box using the following symbols in the appropriate tract. D - domestic, S - stockwater, X - other**

[illegible]

B) Fully describe the use, being as specific as possible: Single Domestic Home with irrigation of 1/2 acre conjunction with home

NOTE: Include here the type and number of stock watered:

7. Remarks:



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. Attach an aerial photograph of the place of use if available.

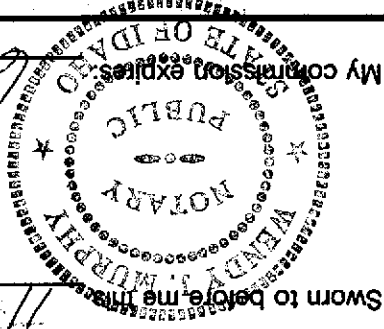
State of Idaho
County of Bonneville
ss.)
)

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

Claimant's Signature (and title if claim is for an organization)
Margaret B. D. Smith

Sworn to before me this 11th day of August, 1997.

Notary Public
Residing at: Wendy J. Murphy
Utah Falls

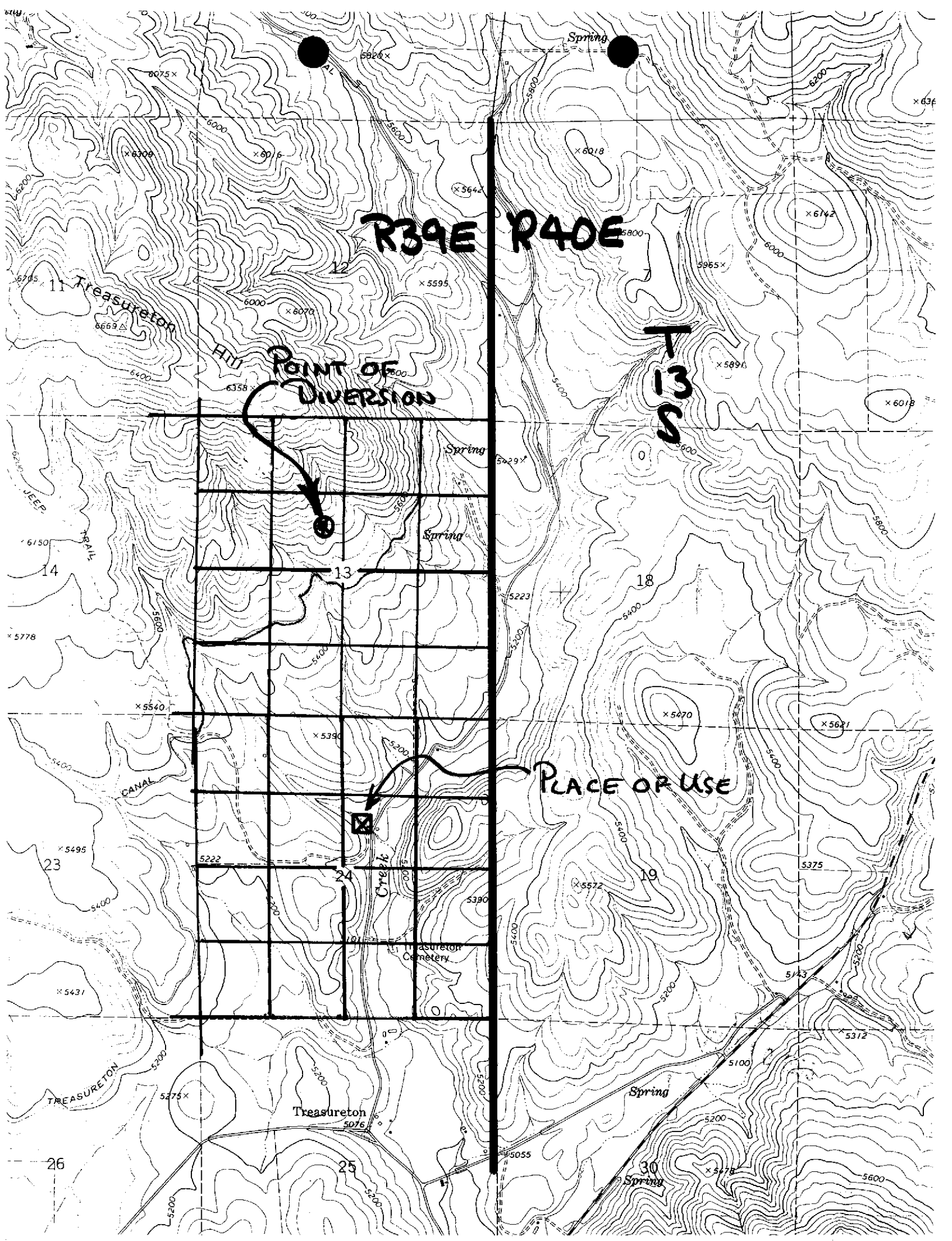


FOR DEPARTMENT USE ONLY

Received by KCW
Prelim. check by KCW
\$100.00 receipted by KCW
Receipt # E023500
Date 8-11-1997
Date 8-11-1997
Published in The Preston Citizen

Exceptions filed by

Dates



R39E R40E

T13S

POINT OF DIVERSION

PLACE OF USE

Treasureton

Treasureton

Cemetery

Creek

CANAL

Spring

Spring

Spring

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: MALCOLM D DENTON 208-852-0631
Address: 10085 N TREASURETON RD
PRESTON ID 83263
2. Source: SPRING Trib. to: SINKS
3. Location of Point of Diversion: NESENW Sec. 13, Township 13S, Range 39E
FRANKLIN County
4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
DOMESTIC	01/01	12/31	0.040		
5. Total quantity to be appropriated is:
0.040 CFS (and/or) AF
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc.
COLLECTION BOX TO MAINLINE TO SINGLE DOMESTIC HOME
 - b. Height of storage dam feet; active reservoir capacity
acre-feet; total reservoir capacity acre-feet; period of
year when water will be diverted to storage: to inclusive.
 - c. Proposed well diameter is inches; proposed depth of well is
feet.
 - d. Is groundwater with a temperature greater than 85F being sought? NO
 - e. If well is already drilled, when?
Drilling Firm
Well was drilled for
7. Time required for the completion of the works and application of
the water to the proposed beneficial use is 1 year(s).
8. Place of Use: DOMESTIC

TWN RGE SEC
13S 39E 24

SWNE

MICROFILMED
FEB 10 1968

9. a. Who owns the property at the point of diversion?
APPLICANT
b. Who owns the land to be irrigated or place of use?
APPLICANT
c. If the property is owned by a person other than the applicant,
describe the arrangement enabling the applicant to make this filing.

10. Remarks:
Domestic use is for one household.

11. Map of proposed point of diversion and place of use attached? []

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Applicant

Received by _____ Date _____ Time _____ Preliminary check by _____

Fee \$ _____ Receipted by _____ # _____ Date _____

Publication prepared by _____ Date _____ Published in _____

Publication approved _____ Date _____

RECORDED

FEB 10 1938

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: HWJ

Right Number _____ Applicant Malcolm Denton

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.
- ☒ R.D. NA

FINAL REGIONAL PROCESSING REVIEW:

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

By HWJ Date 9-29-97

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By [Signature] Date 1-6-98

[Signature]
Data entry ok.

875
4411
AFFIDAVIT OF PUBLICATION

RECEIVED

SEP 26 1997

Department of Water Resources
Eastern Region

STATE OF IDAHO, }
County of Franklin } ss.

J. WALTER ROSS

being duly sworn,

deposes and says:

That he is the 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

9/3, 1997, and ending
with the issue of 9/10 1997

Fee \$ 55.00

Subscribed and sworn to before me on 10 day
of Sept 1997

Notary Public, Residing at Preston, Idaho

My Commission Expires 9/30

**NOTICE OF CLAIMS
TO WATER RIGHT**

The following claim(s) have been filed on water rights created by diversion and beneficial use:

13-04330
DENTON, MALCOLM D
10085 N TREASURETON RD
PRESTON, ID 83263

Source: SPRING Tributary:
SINKS

Diversion Pt: NESENW Sec 13 T
13S R 39E in FRANKLIN County.

Use: DOMESTIC (0.040 CFS)
Total Diversion: (0.040 CFS)

Date filed: 8/1/1930

In: FRANKLIN County
T13S R39E S24 SWNE

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, Eastern Region, 900 N Skyline, Idaho Falls, Idaho 83402.

KARL J. DREHER, Director
Legal No. 4411 - Publish September 3 and 10, 1997.

REPROFILMED

FEB 10 1998



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

AUGUST 26, 1997

Legal Notices Department
THE PRESTON CITIZEN
P.O. BOX 472
PRESTON, ID 83263

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. 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 SEPTEMBER 22, 1997.

Yours truly,

Rita Bodell
Secretary

Encl.

MICROFILMED
FEB 10 1998

NOTICE OF CLAIMS TO WATER RIGHT

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by diversion and beneficial use:

MICROFILMED

FEB 10 1998

13-04330

DENTON, MALCOLM D
10085 N TREASURETON RD
PRESTON, ID 83263

Source: SPRING

Tributary: SINKS

Diversion Pt: NESENW Sec 13 T 13S R 39E in FRANKLIN County.

Use: DOMESTIC	(	0.040 CFS)
Total Diversion:	(	0.040 CFS)

Date Filed: 8/ 1/1930

In: FRANKLIN County	
T13S R39E S24	SWNE

MICROFILMED
FEB 10 1988

Exceptions to a claim may be filed with the Director, Dept. of Water
Resources, Eastern Region, 900 N Skyline, Idaho Falls, Idaho 83402.

Published: 9/ 4/1997 & 9/11/1997

KARL J. DREHER, Director

MICROFILM
FEB 10 1998