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DEC 16 1996

Section 42-243, Idaho Code, authorizes the filing of a claim to a water right established by diversion and application of water to agricultural, domestic, industrial, municipal, or public use of water or for the operation of any machine. The filing of this claim does not confirm the water right claimed.

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:

- | | | | |
|-----------|-------------------------|------------------------|------------|
| (cfs, af) | (Domestic, Stock, Etc.) | (Both dates inclusive) | |
| | | (Mo., Day) | (Mo., Day) |

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]

RECEIVED
DEC 18 1958

FOR DEPARTMENT USE ONLY

Exceptions filed by

Receipt # EO38559

\$100.00 received by H.J.

Prelim. check by

Received by Jo

Date

Date 9-9-96

Date

Date 9-9-96

Published in

Eastern Oregon

Dates

11-7-14-96

My commission expires: 2-6-01

Residing at:

Shaw, Idaho 83241

Notary Public

Charles D. Smith

Sworn to before me this 5th day of September 19 96

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

Blaine Ross Smith

affiant's knowledge.

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

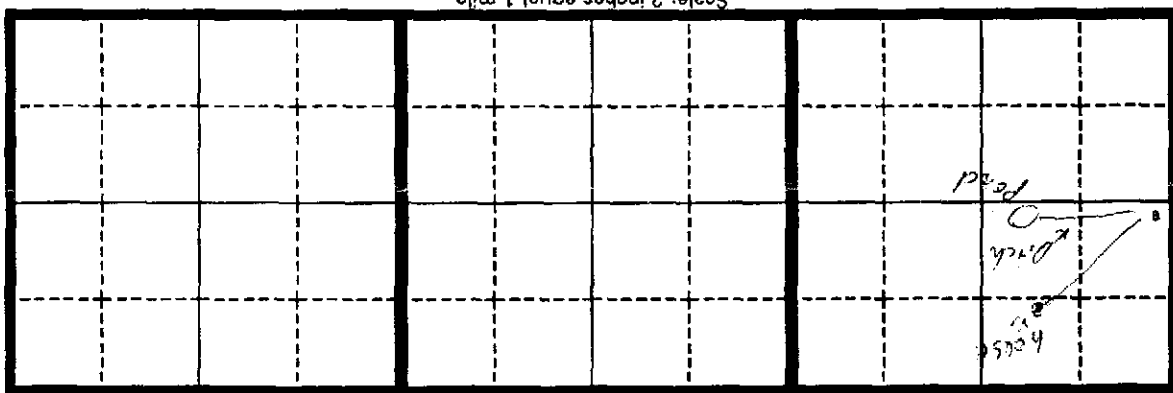
State of Idaho

County of Cassia

) ss.)

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.

Scale: 2 inches equal 1 mile



T-125 R-40-E Sec-26

7. Remarks:

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

cattle 60 head

B) Fully describe the use, being as specific as possible: For House water and Stockwater

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: HWT

Right Number 13-4325 Applicant Burton

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.
- ☒ W.D. NA

FINAL REGIONAL PROCESSING REVIEW:

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

By HWT Date 12-9-96

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By SC Date 12/16/96

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

County of Franklin

ss.

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DEC 3 1996

Department of Water Resources
Eastern Region

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

11-4

, 1996, and ending

with the issue of

11-13

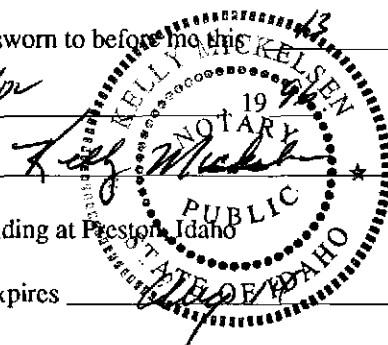
1996

Fee \$ 62.91

Subscribed and sworn to before me this

Nov

of



Notary Public, Residing at Preston, Idaho

My Commission Expires

12/31/96

13-04325

BURTON, BLAINE DEAN
14325 N CLEVELAND RD
PRESTON, ID 83263

Source: SPRING

Tributary: SINKS

Diversion Pt: SWNWNW Sec 26

T 12S R 40E in FRANKLIN County.

Use: STOCKWATER (0.040 CFS)

DOMESTIC (0.040 CFS)

Total Diversion: (0.040 CFS)

Date Filed: 6/15/1993

In: FRANKLIN County

T12S R40E S26 SWNW

13-04326

TWIN LAKES CANAL CO

19 S. STATE ST

PRESTON, ID 83263

Source: SPRING

Tributary: DEEP CREEK

Diversion Pt: SWSESE Sec 23 T

14S R 38E in FRANKLIN County.

Use: STOCKWATER (0.020 CFS)

DOMESTIC (0.040 CFS)

Total Diversion: (0.060 CFS)

Date Filed: 7/11/1993

In: FRANKLIN County

T14S R38E S23 SESE

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

13-04326

TWIN LAKES CANAL CO

19 S STATE ST

PRESTON, ID 83263

Source: SPRING

Tributary: DEEP CREEK

Diversion Pt: SWSESE Sec 23 T

14S R 38E in FRANKLIN County.

Use: STOCKWATER (0.020 CFS)

DOMESTIC (0.040 CFS)

Total Diversion: (0.060 CFS)

Date Filed: 7/11/1993

In: FRANKLIN County

T14S R38E S23 SESE

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. 4247 — Publish Nov. 6, 13, 1996.

13-04325

BURTON, BLAINE DEAN
14325 N CLEVELAND RD
PRESTON, ID 83263

Source: SPRING

Tributary: SINKS

Diversion Pt: SWNWNW Sec 26 T 12S R 40E in FRANKLIN County.

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

Date Filed: 6/15/1913

In: FRANKLIN County
T12S R40E S26 SWNW

MICROFILMED
DEC 18 1996

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

Published: 11/ 7/1996 & 11/14/1996

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DEC 18 1996

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DEC 1 1996



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

OCTOBER 31, 1996

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 NOVEMBER 25, 1996.

Yours truly,

Rita Bodell
Rita Bodell
Secretary

Encl.

Typed & Confirmed
10-31

MICROFILMED
-BEC 18-1996