

No 1609

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Franklin } ss.

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

April 15, 1982, and ending
with the issue of April 22, 1982.

Fee \$ 18.75

Subscribed and sworn to before me this 30th day
of April, 1982.

Ken O. Allen

Notary Public, Residing at Preston, Idaho

My Commission Expires June 7, 1982

RECEIVED

MAY 7 1982

Department of Water Resources
Eastern District Office

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use.

13-4199

FREW, CARLENE

PRESTON, ID 83263

Source: SPRINGS tributary to SINKS

Priority Date: 08/01/1944

Amount: 0.04 CFS

Diversion Point: NWNE Sec 30 T 15S R 39E, FRANKLIN Co.

Use: STOCKWATER (0.02 CFS) from 01/01 to 12/31

Use: DOMESTIC (0.04 CFS) from 01/01 to 12/31

Place of Use: SWSW Sec 20 T 15S R 39E

Diversion Means: SPRING & PIPELINE

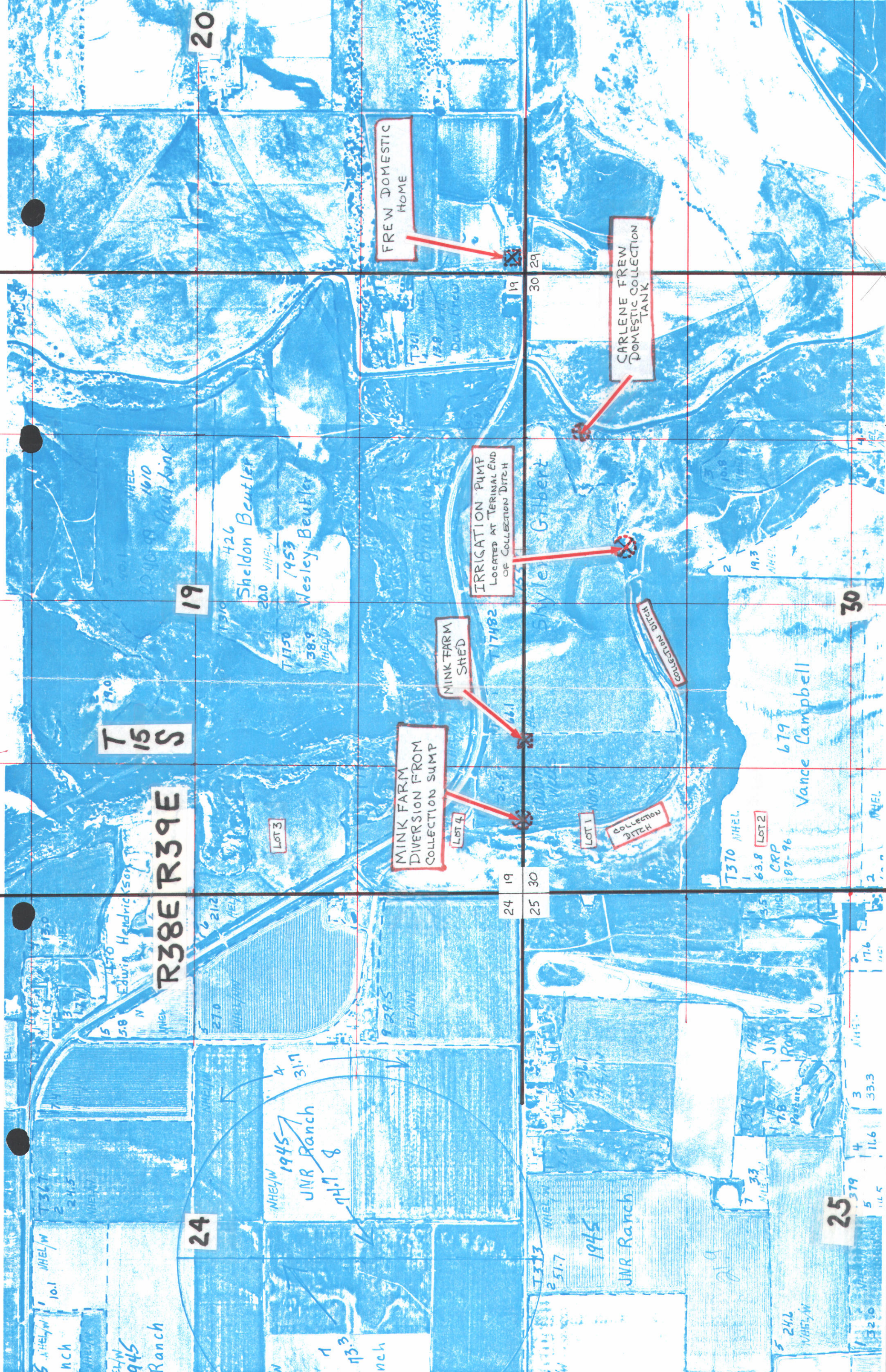
Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, Idaho 83402.

A. KENNETH DUNN
DIRECTOR

Published 4/15 & 4/22/82.

Legal No. 1609 —30L— Published April 15, 22, 1982.

MICROFILMED



T 15 S

R38E R39E

FREW DOMESTIC HOME

CARLENE FREW DOMESTIC COLLECTION TANK

IRRIGATION PUMP LOCATED AT TERMINAL END OF COLLECTION DITCH

MINK FARM SHED

MINK FARM DIVERSION FROM COLLECTION SUMP

collection ditch

collection ditch

Vance Campbell

Skyley Gilbert

Sheldon Beutler

Edwin Hendrickson

JNR Ranch

JNR Ranch

945 Ranch

25

24

24 19 25 30

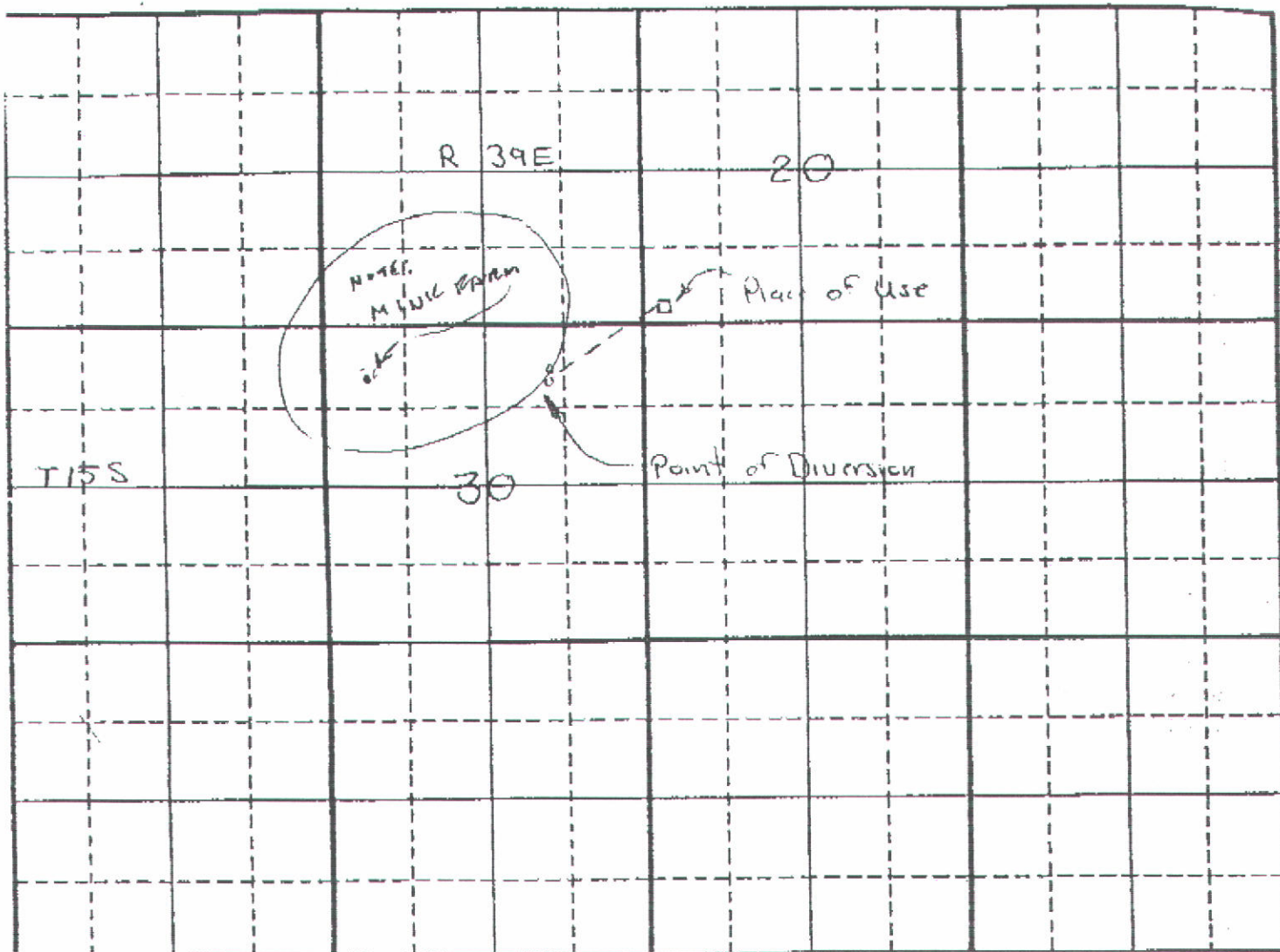
30

19

29 30

20

(B) Remarks My predecessors helped develop the springs and
pipec them to my place over 40 yrs ago.



Scale: 2 inches equal 1 mile.

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.

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 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.

Sworn to before me this 25th day of March, 19 82.

Carlene Fawcett
 (Claimant)

Beverly W. Mortensen
 Notary Public
 Residing at Preston, Idaho

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES



CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Carlene Frew
(Name of Claimant)
Preston, Idaho 83263 Telephone No. 852-1915
(Mailing Address) (Zip Code)

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 was the water first applied to a beneficial use) 8 1 1944

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Springs 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, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)		(Both dates Inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>0.04 cfs</u>	Use	<u>Domestic</u>	Period of Use From	<u>1-1</u> To <u>12-31</u>
Quantity	<u>0.02 cfs</u>	Use	<u>Stock</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) 0.04 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW 1/4 NE 1/4, Sec. 30 Twp. 15S Rge. 39E B.M., County of Franklin
Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.
One inch pipeline from spring

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE%				NW%				SW%				SE%				TOTAL
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
15S	39E	20											X						

No. of acres

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
I claim 1/2 interest in springs developed and used for domestic and stockwater uses.

NOTE: Include here the type and number of stock watered: 2 horses

(7) If you are claiming water as a member of an organization, list name of organization:

RECEIVED

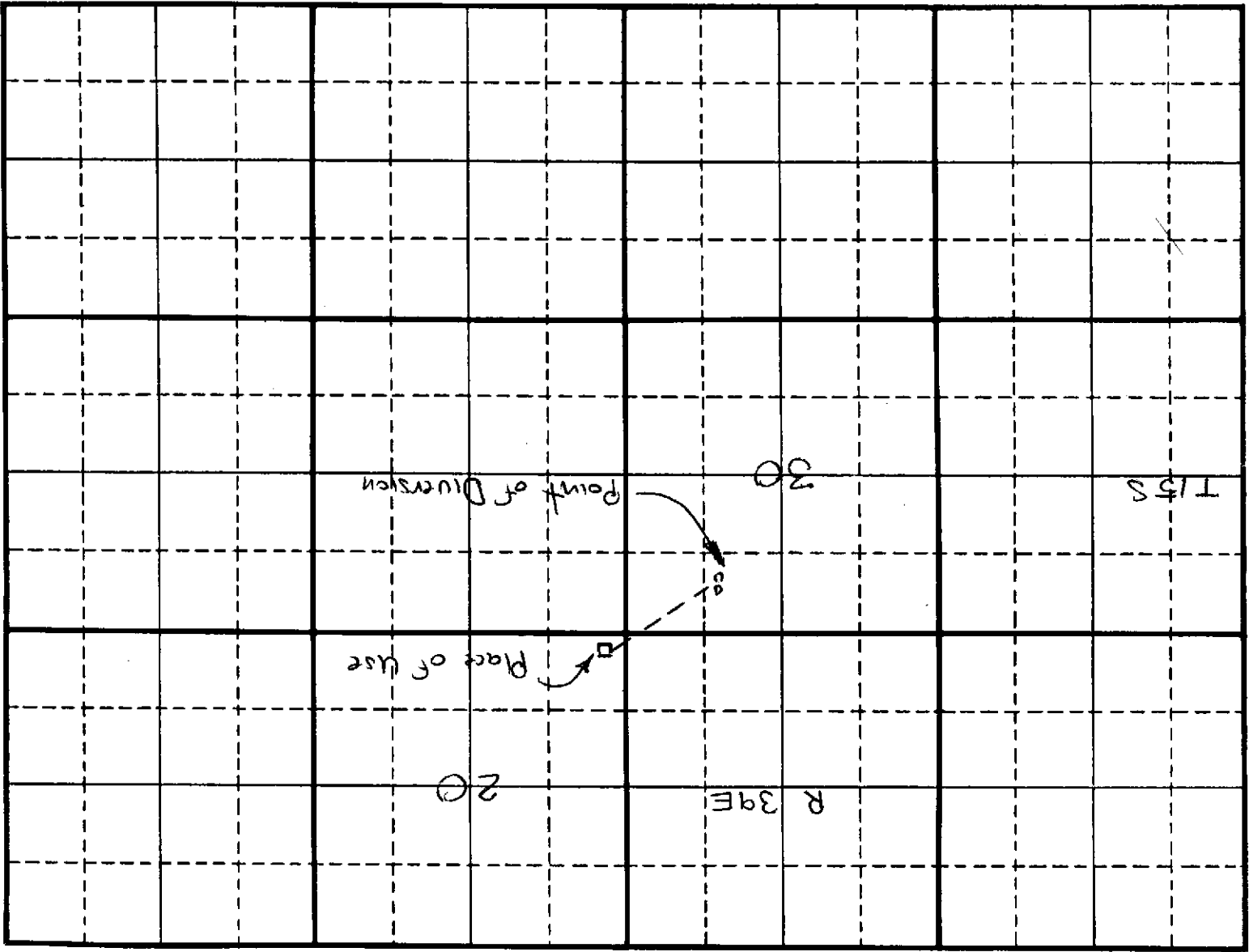
FOR DEPARTMENT USE ONLY
Date 3-26-82 Exception filed by: *3-26-82*
Date 3-26-82 Received by *HVS*
Prelim. check by *HVS*
\$20.00 fee received by *ad*
Published in *Franklin, Oregon*
Dates 11-15 4-22-82 #20184

My commission expires _____
Lifeterm
Sworn to before me this 25th day of March, 1982.
Notary Public
Residing at Preston, Idaho
Beverly M. Montemore
Celine Faur (Claimant)

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.
State of Idaho)
County of FRANKLIN) 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.

Scale: 2 inches equal 1 mile.



(8) Remarks My predecessors helped develop the springs and piped them to my place over 40 years ago.

No 1609

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Franklin } ss.

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

April 15, 19*82*, and ending
with the issue of *April 22*, 19*82*.

Fee \$ *1875*

Subscribed and sworn to before me this *30th* day
of *April*, 19*82*.

Kevin O Allen

Notary Public, Residing at Preston, Idaho

My Commission Expires *June 7*, 19*82*

RECEIVED

MAY 7 1982

Department of Water Resources
Eastern District Office

NOTICE OF CLAIMS IN WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use.

12-4196

FREW, CARLENE

PRESTON, ID 83263

Source: SPRINGS tributary to
SINKS

Priority Date: 08/01/1944

Amount: 0.04 CFS

Diversion Point: NWNE Sec 30 T 15S

R 39E, FRANKLIN Co.

Use: STOCKWATER (0.02 CFS) from
01/01 to 12/31

Use: DOMESTIC (0.04 CFS) from
01/01 to 12/31

Place of Use: SWSW Sec 20 T 15S R
39E

Diversion Means: SPRING &
PIPELINE

Any objection to any claim of
water right may be filed with the
Director of the Idaho Department of
Water Resources, 150 Shoup Ave.,
Idaho Falls, Idaho 83402.

A. KENNETH DUNN
DIRECTOR

Published 4/15 & 4/22/82.

Legal No. 1009 -301- Published

April 15, 22, 1982.

Put in F. 1/2 13-4199

Varelt _____

neg

To KarlDate 9-23Time 9:50☐ AM
☒ PM**WHILE YOU WERE OUT**M. Carleen Frewof PrestonPhone () 852-1915

Area Code

Number

Extension

TELEPHONED ☐CALLED TO SEE YOU ☐WANTS TO SEE YOU ☐PLEASE CALL ☐WILL CALL AGAIN ☐URGENT ☐RETURNED YOUR CALL ☐

Message _____

NORM

Ron

Operator

AMPAD
EFFICIENCY®REORDER
#23-000

RECEIVED
SEP 09 1996
Department of Water Resources

M E M O

TO: KARL DREHER
FROM: H. W. JONES
DATE: SEPTEMBER 5, 1996
RE: CARLENE FREW - DWAIN WEEKS MINK FARM

On July 31, 1996, Carlene Frew of Preston, ID sent a letter to Eastern Region complaining of an interference involving her domestic spring. Ron Carlson, of this office, and I assigned Dennis Dunn to investigate. Several family problems came up for Dennis during that week and he was unavailable. I then asked Adjudication agent, Dave Carlsen, to make the trip and report his findings.

Dave went to the Preston area on August 16, 1996, and met with Mrs. Frew and her neighbor, Mrs. Gilbert, on site. Mrs. Frew took Dave to the collection tank that she shares with two other homes. The other houses have pumps and storage tanks, but Mrs. Frew's domestic water is a gravity flow system from the common collection tank.

Mrs. Frew also took Dave to the site of the Weeks' Mink Farm collection system, which was evidenced by a riser-like entity just above land surface. This was located approximately three-quarters of a mile West of Mrs. Frew's collection tank.

Mrs. Frew implied the Mink Farm put in their water system in 1996, and she was adversely affected on July 10, 1996. The Gilberts utilize an irrigation collection ditch which passes close to the other collection systems. The Gilberts allowed water to be released at the end of the ditch to then percolate into Mrs. Frew's collection system. This was intended to be a temporary solution to Mrs. Frew's problem.

Dave also visited the Mink Farm and talked to Mrs. Weeks. She showed Dave the water system which Dave video taped. Dave then secured an ASCS air photo of the area in question and returned to the Idaho Fall's office.

MEMO

To: Karl Dreher

Page - 2 -

I listened to Dave's report and viewed the video tape. I then called the Weeks' Mink Farm and asked them to explain the water system and any history of water use in the area that might affect the current water problem.

Mr. Weeks explained he dug 4 to 5 exploration holes on a North-South line, starting at the mink shed and down along the East side of the Gilbert's ditch. He found water at all sites at depths from 7' to 13'. He selected the present site because it was the most shallow. He dug down to approximately 11' deep and installed a perforated 5'x5'x5' collection box and installed a 1 1/2 hp pump and 2" line to the mink shed. The water is sent to narrow drinking troughs in front of the mink pens and then exits to a gravel drain on the property.

Mr. Weeks says this system was put in during the winter of 1994, and has been in use since. Mr. Weeks also stated that the Gilbert's irrigated ground, which lies between his property and Mrs. Frew's, was in wheat this year. Mr. Weeks says the Gilberts quit irrigating their wheat in July of this year. Mr. Weeks feels this irrigation practice is a definite influence on how much recharge Mrs. Frew gets in her collection tank.

Mr. Weeks says this domestic water problem has been going on for 14-15 years. In fact, Mr. Weeks' father-in-law lives in one of the 3 houses that takes water from the Frew's collection tank.

I asked Mr. Weeks for an estimate of how much water a 4-5 pound mink would consume daily. He felt a pint of water per day would suffice. Since there are 8 pints in a gallon and 2000 mink at maximum use, I calculated the following:

$$2000 \text{ mink} \times 1 \text{ pint/mink/day} = \frac{2000 \text{ pints/day}}{8 \text{ pints/gallon}} = 250 \text{ gallons/day} \text{ consumptive use}$$

Water is only delivered to the sheds 5-6 hours per day and none at night.

I then called Mrs. Frew and explained that my review of the Idaho Code seemed to support the right of the Weeks Mink Farm to utilize this groundwater source without benefit of a water right.

MEMO

To: Karl Dreher

Page - 3 -

I cited Sect 42-230 and 42-111A of the Idaho Code and said I would send Mrs. Frew a letter with my conclusions and copies of the particular Sections of Idaho Code. That letter was sent on August 21 or 22 of 1996.

R38E R39E

426	Sheldon Beutler	200	Wesley Beutler
1175	1953	38.9	Wesley Beutler

CARLENE FREW
DOMESTIC COLLECTION
TANK

IRRIGATION PUMP
LOCATED AT TERINAL END
OF COLLECTION DITCH

MINK FARM
SHED

MINK FARM
DIVERSION FROM
COLLECTION SUMP

679
Vance Campbell

T370
63.8 LOT2
CRP
07-96

25

JNR Ranch

1945
JNR Ranch

1945

945
Ranch

242

91.6
+ 33.3

124.9

25-379

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION
IDAHO FALLS ID
ph. (208) 525-7161

FAX NO. (208) 525-7177

TRANSMITTAL COVER SHEET
OMNIFAX

TO: NORM YOUNG FROM: H.W. JONES

DOCUMENT DESCRIPTION: Carlene Frew memo original
was sent 9-5-96 with a map.

TOTAL NUMBER OF PAGES (including this page): 4

*
* BILLING ADDRESS: _____
*
*
* NO. OF PAGES _____ COST/PAGE _____ TOTAL CHARGE _____
*

M E M O

TO: KARL DREHER
FROM: H. W. JONES
DATE: SEPTEMBER 5, 1996
RE: CARLENE FREW - DWAIN WEEKS MINK FARM

On July 31, 1996, Carlene Frew of Preston, ID sent a letter to Eastern Region complaining of an interference involving her domestic spring. Ron Carlson, of this office, and I assigned Dennis Dunn to investigate. Several family problems came up for Dennis during that week and he was unavailable. I then asked Adjudication agent, Dave Carlsen, to make the trip and report his findings.

Dave went to the Preston area on August 16, 1996, and met with Mrs. Frew and her neighbor, Mrs. Gilbert, on site. Mrs. Frew took Dave to the collection tank that she shares with two other homes. The other houses have pumps and storage tanks, but Mrs. Frew's domestic water is a gravity flow system from the common collection tank.

Mrs. Frew also took Dave to the site of the Weeks' Mink Farm collection system, which was evidenced by a riser-like entity just above land surface. This was located approximately three-quarters of a mile West of Mrs. Frew's collection tank.

Mrs. Frew implied the Mink Farm put in their water system in 1996, and she was adversely affected on July 10, 1996. The Gilberts utilize an irrigation collection ditch which passes close to the other collection systems. The Gilberts allowed water to be released at the end of the ditch to then percolate into Mrs. Frew's collection system. This was intended to be a temporary solution to Mrs. Frew's problem.

Dave also visited the Mink Farm and talked to Mrs. Weeks. She showed Dave the water system which Dave video taped. Dave then secured an ASCS air photo of the area in question and returned to the Idaho Fall's office.

MEMO

To: Karl Dreher

Page - 2 -

I listened to Dave's report and viewed the video tape. I then called the Weeks' Mink Farm and asked them to explain the water system and any history of water use in the area that might affect the current water problem.

Mr. Weeks explained he dug 4 to 5 exploration holes on a North-South line, starting at the mink shed and down along the East side of the Gilbert's ditch. He found water at all sites at depths from 7' to 13'. He selected the present site because it was the most shallow. He dug down to approximately 11' deep and installed a perforated 5'x5'x5' collection box and installed a 1 1/2 hp pump and 2" line to the mink shed. The water is sent to narrow drinking troughs in front of the mink pens and then exits to a gravel drain on the property.

Mr. Weeks says this system was put in during the winter of 1994, and has been in use since. Mr. Weeks also stated that the Gilbert's irrigated ground, which lies between his property and Mrs. Frew's, was in wheat this year. Mr. Weeks says the Gilberts quit irrigating their wheat in July of this year. Mr. Weeks feels this irrigation practice is a definite influence on how much recharge Mrs. Frew gets in her collection tank.

Mr. Weeks says this domestic water problem has been going on for 14-15 years. In fact, Mr. Weeks' father-in-law lives in one of the 3 houses that takes water from the Frew's collection tank.

I asked Mr. Weeks for an estimate of how much water a 4-5 pound mink would consume daily. He felt a pint of water per day would suffice. Since there are 8 pints in a gallon and 2000 mink at maximum use, I calculated the following:

$$2000 \text{ mink} \times 1 \text{ pint/mink/day} = \frac{2000 \text{ pints/day}}{8 \text{ pints/gallon}} = 250 \text{ gallons/day} \text{ consumption use}$$

Water is only delivered to the sheds 5-6 hours per day and none at night.

I then called Mrs. Frew and explained that my review of the Idaho Code seemed to support the right of the Weeks Mink Farm to utilize this groundwater source without benefit of a water right.

MEMO

To: Karl Dreher

Page - 3 -

I cited Sect 42-230 and 42-111A of the Idaho Code and said I would send Mrs. Frew a letter with my conclusions and copies of the particular Sections of Idaho Code. That letter was sent on August 21 or 22 of 1996.

Post-It™ brand fax transmittal memo 7871		# of pages > 3
To	KARL	
From	RON	
Co.		
Dept.		
Phone #	525-7177	
Fax #		

AUGUST 21, 1996

CARLENE FREW
2382 W HYWAY 36
PRESTON ID 83263

Mrs. Frew:

I received your July 31, 1996, letter about the Dwain Week Mink farm. On August 16th, Dave Carlson of this office traveled to Preston to do an on-site evaluation of the complaint. He found that Mr. Weeks had dug an 11 foot deep pit and placed a 5' x 5' x 5' tank on the bottom. This was done in 1994.

The system is a perforated tank with a 2" line to the mink building for "stock" drinking water. The animals receive water 5-6 hours per day but not at night. The approximate consumption is about 250 gallons per day for 2000 mink. The excess flow returns to the gravel drain on the property and back to the aquifer.

Idaho State Code Section 42-230 defines this collected water sources as groundwater. Section 42-211B allows the use of groundwater for up to 2500 gallons per day without need a permit or water right.

Section 42-111A allows for, among other things, the use of groundwater for stockwater (up to a 1000 head of cattle) without the need for a water right.

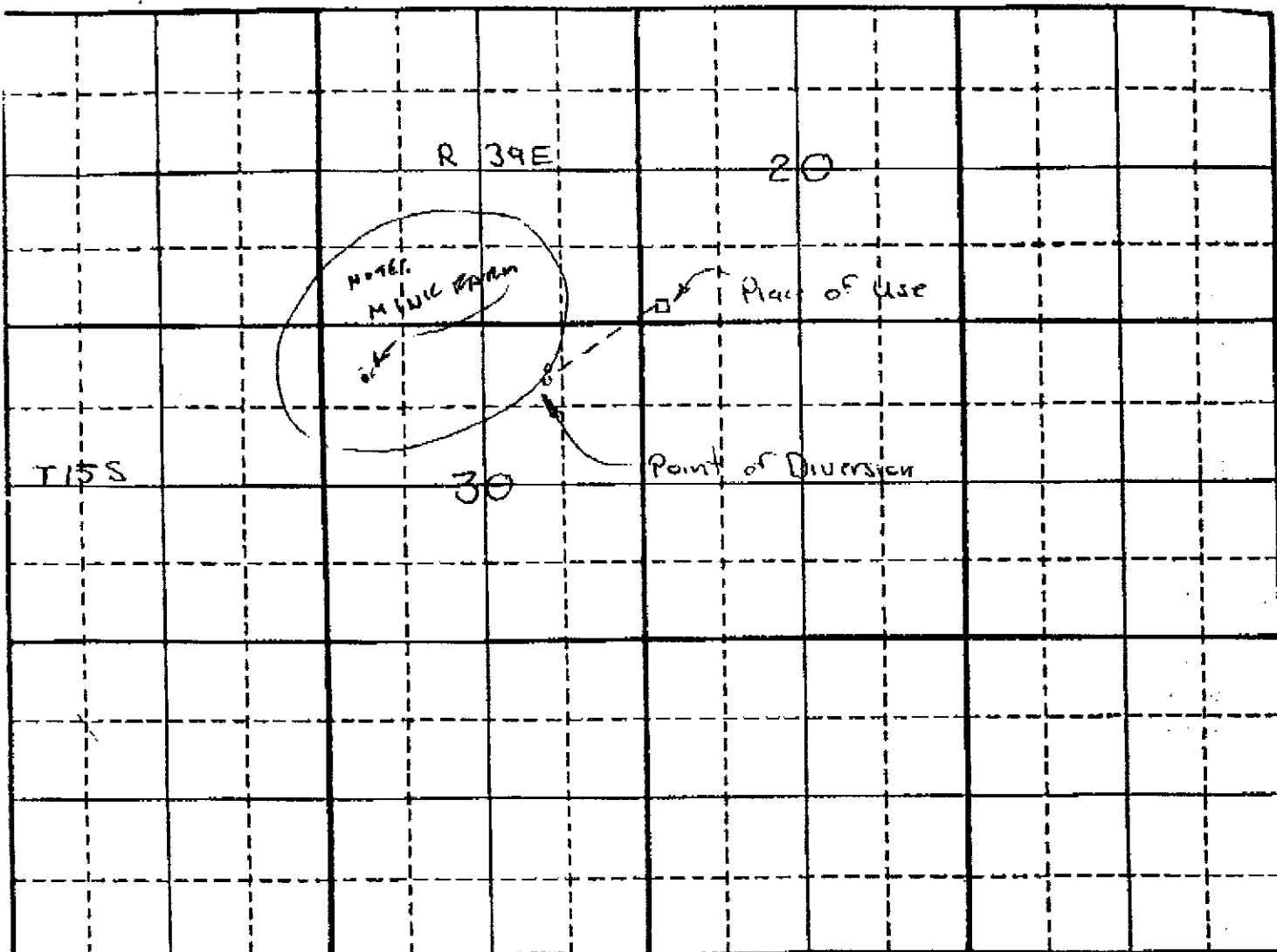
In my opinion the Week diversion and use of groundwater is covered by Idaho Code Section 42-111.

Sincerely,

Harold W Jones
Water Resource Supervisor

HWJ:sc

(B) Remarks My predecessors helped develop the springs and
pipec them to my place over 40 yrs ago.



Scale: 2 inches equal 1 mile.

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.

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 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.

Carlene Frew
 (Claimant)

Sworn to before me this 25th day of March, 19 82.

Beverly M. Mortensen
 Notary Public
 Residing at Preston, Idaho

Preston, Idaho
July 31, 1996

Idaho Dept. of Water Resources

Subject: Blockage of culinary water source

On July 10, I noticed my hot water was not coming through. My son went up to the collection tank in the hollow above the West Cache Canal. The tank was empty with barely a trickle coming in. It was dry above the tank.

This spring supplies water to three households, two which have holding tanks and pumps. Mine is gravity flow so when something happens I notify the other two. I called Coxes and Taylor and his son went up to the spring. They came to my house and told me the same as my son had discovered. During the conversation I asked them where their son-in-law, Dwain Weeks, got his water for his mink operation. Mr. Cox said, "He has his own source."

Right then I knew what had happened, but did not say anything to them.

I called my brother, Dav Frew. He went to the tank and found the same as the others. Then he talked to Skylar Gilbert, who has water from the same source. He told my brother that Weeks has put tanks next to his fence line cutting his water supply in half. Mr. Gilbert said he would turn some of his irrigation water down my way so I could get enough pressure to operate my hot water tank, which he did.

This is Temporary!
Now, Can you people do something to restore the flow of this water?

Carlene Frew 39E
Carlene Frew
2382 West Hwy 36
Preston, ID 83263
208-852-1915
T/SS
ALWNE
3-10

Urgent.

(2 Houses)
Wayne M. Langer
46 2/5 26 on well
Weston Tel 87286

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave.
Idaho Falls, Idaho 83402
(208) 525-7161

MAY 3, 1982

CARLENE FREW
PRESTON

ID 83263

RE: Claim No. 13-4199

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your 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 that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,

RONALD D. CARLSON
Eastern Region Supervisor

Enclosure

MICROFILMED

RECEIVED
MAY 13 1982

Department of Water Resources

May 3, 1982

RE: Claim to a Water Right No. 13-4199 FREQ

Preston Citizen
Box 472
Preston, Idaho 83263

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application(s). The legal notice was to have been published in your paper on April 15 and 22, 1982.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

COLLEEN WRAY
Adm. Secretary

6-11-82 10:11 AM

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: HWS 13 4199

Right Number _____ Applicant _____

NOTE: ¹³⁻⁴¹⁹⁹ 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.

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Carlson Date April 29, 1982

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By KW Date 5/27/82

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave.
Idaho Falls, Idaho 83402
(208) 525-7161

APRIL 8, 1982

The Preston Citizen
P. O. Box 472
Preston, Idaho 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. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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 MAY 3, 1982.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

MICROFILMED

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, Idaho 83402.

A. KENNETH DUNN

Director

Published 4/15 & 4/22/82.

MICROFILMED

13-4199

FREW, CARLENE

PRESTON, ID 83263

Source: SPRINGS tributary to SINKS

Priority Date: 08/01/1944

Amount: 0.04 CFS

Diversion Point: NWNE Sec 30 T 15S R 39E, FRANKLIN Co.

Use: STOCKWATER	(0.02 CFS)	from 01/01 to 12/31
DOMESTIC	(0.04 CFS)	from 01/01 to 12/31

Place of Use: SWSW Sec 20 T 15S R 39E

Diversion Means: SPRING & PIPELINE

MICROFILMED

March 16, 1982

Carlene Frew
Preston
Idaho 83263

Dear Ms. Frew:

Enclosed you will find your claim to a water right and check 4727 for \$30. Several items needed changing and I have included a new claim form which I have partially filled in.

Using blue pen on line one you need to fill in a month, day and year when the spring was first used as you claim.

On line 2, you must write the word sinks if the spring is not tributary to any other water course.

When these items are complete, you can then sign the document in the presence of a notary and send the claim with a check for \$30 to this office.

Sincerely,

HAROLD W. JONES
Sr. Resource Agent

HWJ:brs

enclosure: as stated