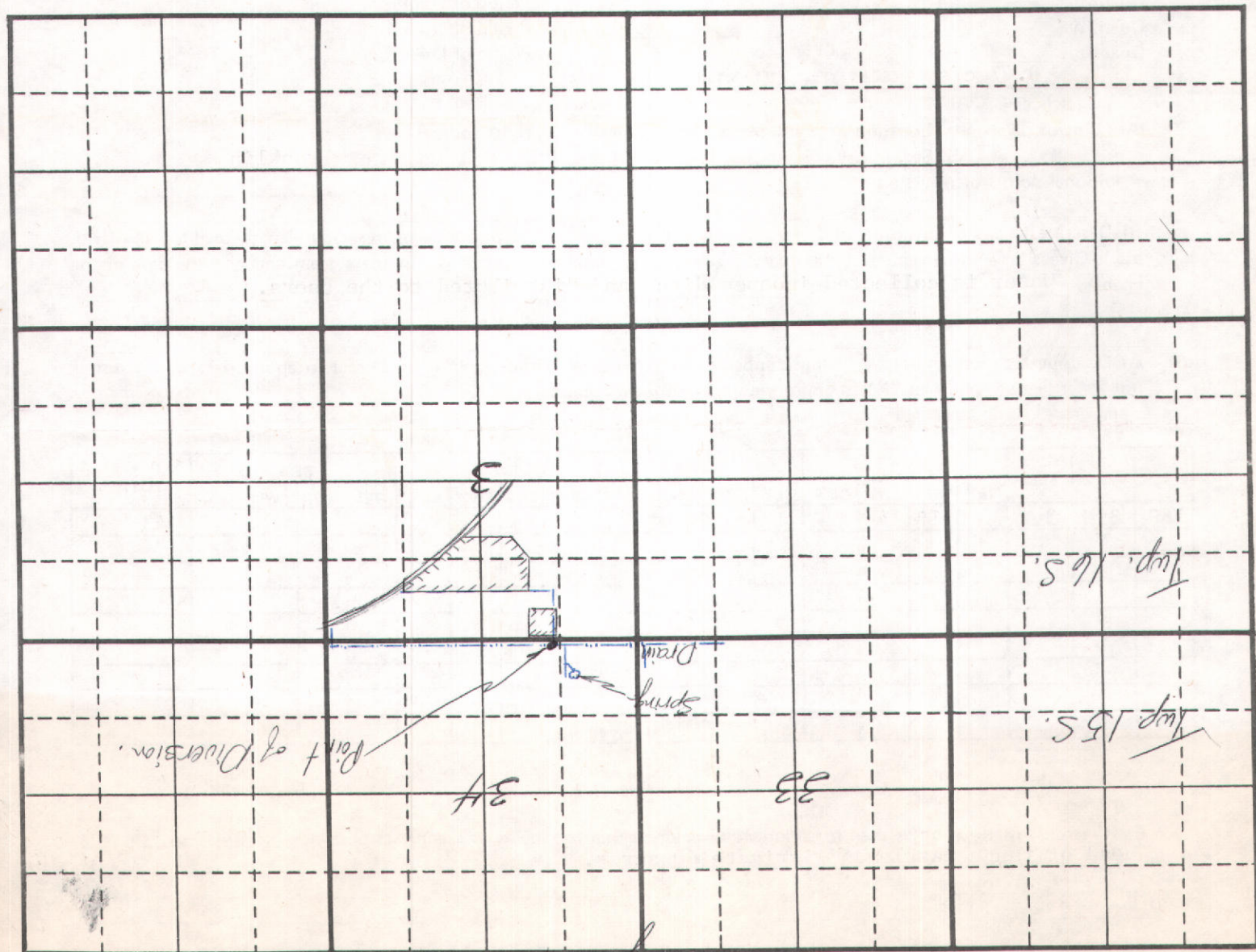


(8)

Page 396.



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) 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.

Larry D. Dale

affiant's knowledge.

Sworn to before me this 5 day of _____

Notary Public
Residing at _____

Weston

My commission expires

FOR DEPARTMENT USE ONLY

Date _____

Forwarded to
claimant by:

Exception filed by:

Date _____

10/18

Date

$$\frac{187}{10}$$

Received by _____
Pricing, check by _____

Published in

Dates

$$10/100 = 10\%$$



10.9
8 5.7
C 100
E-417 3565
Healand Weeks
12.9
C 57
E-174 3525
Keith Beasworth
C-174 3515
Keith Beasworth
C 253
Rge 39E.
E-174 3525
Keith Beasworth
E-287 354E
Von E. Nelson
E-290 353E
Martin Lightly
E-124 602E
Kay Don
Spring
Drain
SW 1/4 SW 1/4
Point of Diversion
SE 1/4 SW 1/4
E 608
Garth
Webdon
5 AC.
NW 1/4 NW 1/4
NE 1/4 NW 1/4
NW 1/4 NE 1/4
NE 1/4 NE 1/4
SE 1/4 NE 1/4
SW 1/4 NE 1/4
SW 1/4 NW 1/4
SE 1/4 NW 1/4
13 AC
8 AC
4 AC
15 AC
LARRY D. DAHLE
Fairview Irrigation Canal
Cub River
E-302 350E
Richard
T.15S.
T.16S.
G-11
MICROFILMED
NOT TO SCALE

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 Larry D. Dahle and Garth Hebdon
(Name of Claimant)

RFD #2, Box 183, Preston, ID 83263 Telephone No. 208-852-2039
(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) May, 1940

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)
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, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	<u>0.45 cfs</u>	Use <u>irrigation</u>	Period of Use From <u>May 1</u>	To <u>Oct. 15</u>
Quantity	<u>0.02 cfs</u>	Use <u>stockwater</u>	Period of Use From <u>Jan. 1</u>	To <u>Dec. 31</u>
Quantity	_____	Use _____	Period of Use From _____	To _____
Quantity	_____	Use _____	Period of Use From _____	To _____
Quantity	_____	Use _____	Period of Use From _____	To _____

(4) 0.47 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE ¼ SW ¼, Sec. 34 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. Water is collected in open ditch and distributed to the users.

(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%	
16S	39E	3		13	4		18			8									43

No. of acres 43

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Water 100 head of range cattle and irrigate 60 acres.

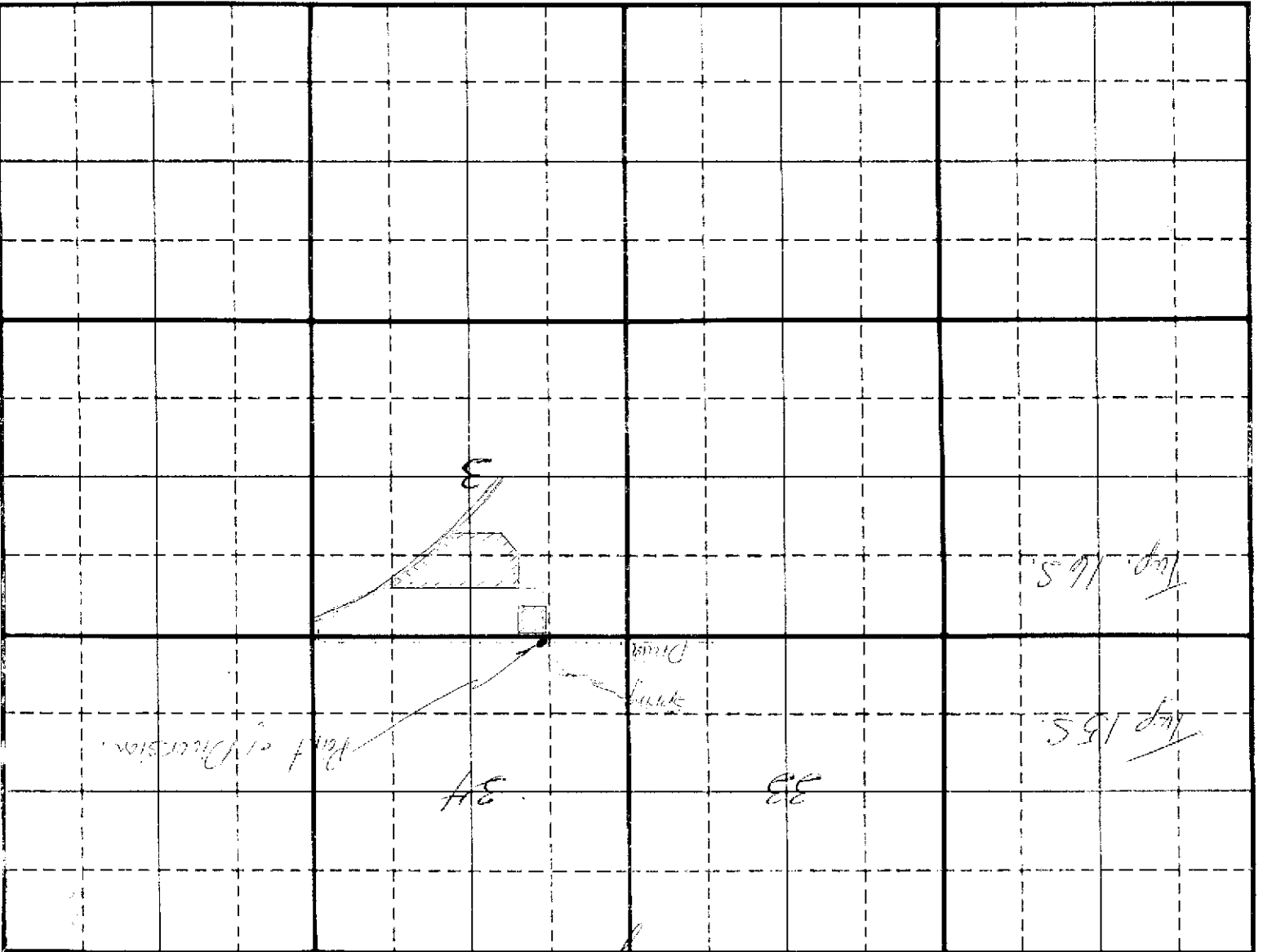
NOTE: Include here the type and number of stock watered: 100 head of beef cattle.

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

(8)

Remarks Source of water is a drain extending along southern edge Sections 33 and 34 for approximately 1/2 mile a spring located on the east side of SW 1/4, Sec. 34, T. 15S, R. 39E. Approximately 500 feet north of southern border of said section.

Fig 39E



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 _____

affiant's knowledge.

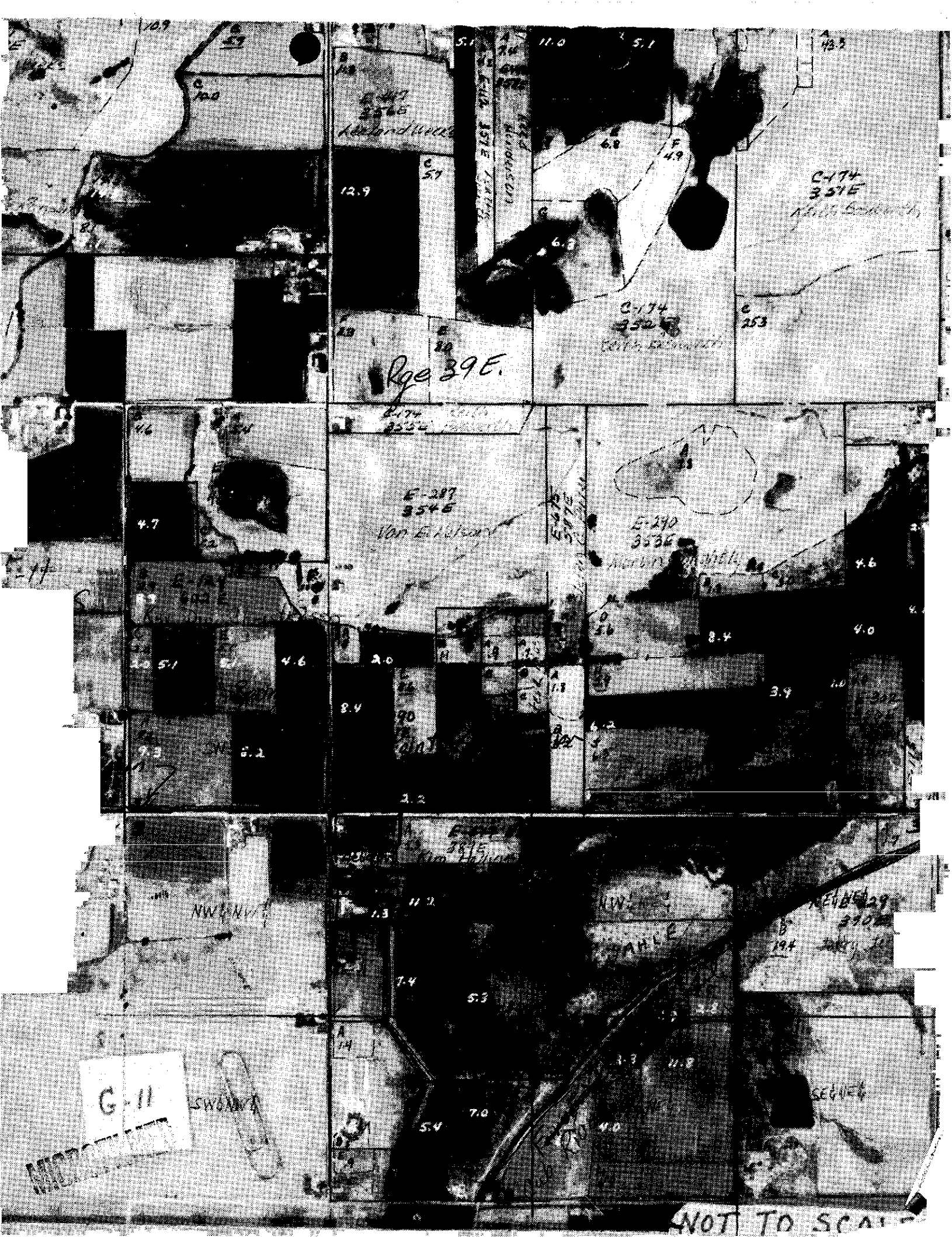
Sworn to before me this _____ day of _____, 19____

Notary Public
Residing at _____

My commission expires _____

FOR DEPARTMENT USE ONLY

Received by _____ Date 6/5/81
Refund check by _____ Date 6/5/81
\$30.00 fee received by _____ Date 6/5/81
Published in _____
Dates _____



E-447
3545
Richard Wells

C-57
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Rge 39E.

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3534
Van E. L. L. L.

E-287
3545
Van E. L. L. L.

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Van E. L. L. L.

E-290
3536
Van E. L. L. L.

E-291
3537
Van E. L. L. L.

C-174
3515
Van E. L. L. L.

C-253

4.6

8.4

3.4

REVIEWED 29
390
194

SEQUE

G-11

NOT TO SCALE

NOT TO SCALE

No 1388

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

June 18, 19*81*, and ending with the issue of *June 25*, 19*81*.

Fee \$ *16.00*

Subscribed and sworn to before me this *30th* day of *June*, 19*81*.

Ken D. Allen

Notary Public, Residing at Preston, Idaho

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

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:

DAHLE, LARRY D. *13-4145*
HEBDON, GARTH

RFD 2 BOX 183, PRESTON, ID 83263

Source: UNNAMED STREAM
tributary to CUB RIVER
IRRIGATION CANAL

Priority Date: 05/01/1940

Amount: 0.47 CFS

Diversion Point: SESW Sec 34 T 15S
R 39E, FRANKLIN CO.

Use: IRRIGATION (0.45 CFS) from
05/01 to 10/15

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

Place of Use: NWNW SWNE NENW
SENE Sec 03 T 16S R 39E FOR 43
ACRES

Diversion Means: DITCH.

-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 83401.

A. KENNETH DUNN
Director
Published 6/18 & 6/25/81.

Legal No. 1388-32L - Pub. June
18, 25, 1981.

RECEIVED

JUL 6 1981

Department of Water Resources
Eastern District Office

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Ernest

Right Number 13 4145 Applicant Dahle & Heddon

NOTE: 13-4145 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.
- 7/6

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Date July 8 '81.

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Hansen Date 7/14/81

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave.
Idaho Falls, Idaho 83401
(208) 525-7161

JULY 9, 1981

LARRY D. DAHLE
GARTH HEDDON
RFD 2 BOX 183
PRESTON

ID 83263

RE: Claim No. 13-4145

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave.
Idaho Falls, Idaho 83401
(208) 525-7161

JUNE 11, 1981

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 sales 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 billings to this office before JULY 6, 1981.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

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 83401 .

A. KENNETH DUNN

Director

Published 6/18 & 6/25/81.

13-4145-

DAHLE, LARRY D.
HEBDON, GARTH

RFD 2 BOX 183, PRESTON, ID 83263

Source: UNNAMED STREAM tributary to CUB RIVER IRRIGATION CANAL

Priority Date: 05/01/1940

Amount: 0.47 CFS

Diversion Point: SESW Sec 34 T 15S R 39E, FRANKLIN Co.

Use: IRRIGATION	(0.45 CFS)	from 05/01 to 10/15
STOCKWATER	(0.02 CFS)	from 01/01 to 12/31

Place of Use: NWNE SWNE NENW SENW Sec 03 T 16S R 39E FOR 43 ACRES

Diversion Means: DITCH.