

**NOTICE OF CLAIM
TO A WATER RIGHT**
No. 13-4003

Notice is hereby given that Calven E. Forsgren, Route No. 2, Preston, Idaho has filed a claim to a water right established by diversion and application to beneficial use of .10 cubic feet per second of water from spring on own land with point of diversion in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 30, T. 14S, R. 40E, B.M., Franklin County.

The water is claimed to be used from January 1 to December 31 for domestic purposes with a priority of 1950; the place of use is within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 30, T. 14S, R. 40E, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho.

R. KEITH HIGGINSON
Director

Published in the Preston Citizen, Preston, Idaho on June 3 and June 10, 1971.

Legal No. 1983 — Pub. June 3, 10, 1971.

Handwritten:
B
dm
6-1-71

Identification No. _____

Claim No. 13-4003

Map No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

CLAIM TO A WATER RIGHT

Established by Diversion and Application to Beneficial Use

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

(Please refer to the instructions on the back of this form)

1. Name of claimant CALVEN E. FORSGREN
post office address RT. 2, PRESTON, IDAHO
2. The point of diversion is in NW $\frac{1}{4}$ of SW $\frac{1}{4}$ Section 30 Township 14 South
Range 40 E B.M. located on Spring on own land
(name of source)
tributary to none in Franklin County.

3. Dates of priority claimed: list the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.

a. Date of priority claimed:

1950 amount: .10 c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
Total claimed _____ c.f.s. or _____ acre feet.

- b. Explain the purpose for which the water has been used and the time during the year when you have used the right claimed:

use Domestic period of use from January 1 to December 31 (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive).

4. Description of diverting works:

- a. Surface water diversion dam and/or headgate: material is composed of _____
WATER PIPE LINE; length is 500 feet; height is _____ feet;
width at bottom is _____ feet; width at top is _____ feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known _____

- b. Underground water diverting works: is well flowing or pumped _____; depth of well is _____ feet; diameter of well is _____ inches; type of pump is _____
capacity of pump is _____ g.p.m.; name and address of well driller is _____
_____;

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attach well logs if available; has there been any change in pump or motor since well was first completed _____; if so, give dates and explain _____

c. Conveying works: length of ditch to place of use is _____ feet; width of ditch at top is _____ feet; width of bottom of ditch is _____ feet; depth of water is _____ feet; grade of ditch per 1000 feet is _____ feet; material through which ditch passes is _____; maximum length of pipe line to first place of use is _____ feet; diameter of pipe line is _____ inches; type of pipe _____; grade of pipe per 1000 feet is _____.

Please explain any changes or increase in size of conveying system since water was first appropriated, giving date and dimensions if possible _____

d. If water is stored: name of reservoir _____;
total capacity of reservoir is _____ acre feet; active capacity of reservoir is _____ acre feet;
year construction commenced _____; year completed _____; date first used _____
period of storage is from _____ to _____; is reservoir drained each year _____;
is reservoir on or off stream _____ explain _____

if feeder canal is used give maximum carrying capacity_____c.f.s.; if reservoir is off stream, describe location of reservoir by 40-acre subdivisions_____

has there been any enlargement of the reservoir since it was first built_____, if so, give dates and describe_____

5. a. Where water is used for irrigation, describe area irrigated by 40-acre subdivisions and give total acres:

[illegible]

Total number of acres to be irrigated _____

Explain any significant increase in area irrigated since first use, give dates and acreages if known _____

b. Do you get water through a ditch owned by several users? _____ If yes, give the name of the ditch
_____. The other users and their respective
interests in the ditch are (if known) _____

6. Where water is used for stock watering, give number of each kind of stock watered _____
Cattle 75 head

7. Where water is used for domestic or municipal purposes give number of families served one
name of town supplied _____

8. Where water is used for other purposes not above enumerated, give the nature of use, the extent of use,
and any details regarding the initiation of the right or subsequent later expansion. Be as specific as possible,
giving dates and quantities _____

9. Remarks: please explain any details of your claim which you feel need clarification or additional explanation
Since 1950 a pipe line from a spring on my own land to my home
and cattle yard for domestic purposes

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 affiants knowledge.

Calvin E. Hansen
Claimant

Sworn to before me this 11 day of May, 19 71

Bill W. Smith
Notary Public

Residing at Preston, Idaho

My commission expires 5-15-73

For Department Use Only

Received by <u>ej</u>	Date <u>5/12/71</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>Joe</u>	Date <u>5-12-71</u>		claimant by:	
Fee received by <u>ej</u>	Date <u>5/12/71</u>	Fee \$ <u>10.00</u>		
Approved for publication by <u>D</u>				
Published in <u>Preston Citizen</u>	Dates <u>6-3-71 to 10-71</u>			

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INSTRUCTIONS

Your claim should set forth all necessary information to describe your claimed right. Failure to give enough information may make your claim of little value. Some of the items in the form may not apply to your situation. Please use additional sheets if space provided is not sufficient to fully answer the questions.

Paragraph No.

1. Give full name and post office address of person or company making the claim.
2. Describe the point of diversion by 40-acre subdivision. Give the name of the source, the drainage to which it is tributary if surface water, and the county in which the point of diversion is located. If there is more than one point of diversion, list others in the remarks section.
3. Give the priority dates and the quantities of water that you claim. You should accurately list the dates that you initiated each new use of the water. List separately the dates and amounts of water involved in each enlargement of the diversion. (Example: if you diverted 0.8 c.f.s. of water for irrigation on May 18, 1871, for the first time for use on 40 acres of land, and then later you enlarged the diversion by diverting an additional 0.4 c.f.s. of water to irrigate an additional 20 acres of land on June 1, 1901, your right should be described as follows:

Date of priority claimed:	<u>May 18, 1871</u>	amount:	<u>0.8</u> c.f.s. or	<u> </u> acre feet
	<u>June 1, 1901</u>	amount:	<u>0.4</u> c.f.s. or	<u> </u> acre feet
		Total claimed:	<u>1.2</u> c.f.s. or	<u> </u> acre feet

Since the water was used for irrigation between April 1 and October 31 on that particular farm, part b. would be completed as follows:

use irrigation period of use from April 1 to October 31 (both dates inclusive). If the water had been used for any other purpose, you would have described the priority date, amount, use, and period of use in a similar manner.

4. Describe the diversion works and explain any changes since the right was first initiated.
5. If the water is used for irrigation, give the total acreage and list the lands irrigated by 40-acre subdivisions and complete the other questions.
- 6, 7, & 8. Describe any other uses of water.
9. In the remarks section, give any information or details that you feel are not fully covered or that need clarifying. You might explain your operation, where the water is returned to if for an industrial or non-consumptive right, the condition and temperature of the returned water, and any other information to help explain your claim.

You may wish to include as a part of your claim, affidavits of witnesses who are familiar with your right and who have a personal knowledge of the circumstances which you have described in your claim. You may submit maps, drawings, certified copies of posted notices which may have been filed in the county courthouse, water measurement records, or any other document which you feel will support your claim.

Your claim will be advertised in a county newspaper for two weeks. Exceptions to your claim which dispute the water right that you have described may be received by the Department of Reclamation and you will be provided a copy of such exceptions.

The fee for filing this claim with the Department of Reclamation, Room 107, Statehouse, Boise, Idaho 83701, is \$10.00.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

ss.

County of Franklin

Wayne H. Bell

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 *two* consecutive weeks in the regular and entire issue of said paper during the period and 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 3, 19 *71*, and ending with the issue of *June 10*, 19 *71*.

Wayne H. Bell

Fees, \$ *11.84*

Subscribed and sworn to before me this *28* day of *June*, 19 *71*.

Duane H. Liddell

Notary Public, Residing at Preston, Idaho

My Commission Expires *March*, 19 *77*

NOTICE OF CLAIM TO A WATER RIGHT

No. 13-4003

Notice is hereby given that Calven E. Forsgren, Route No. 2, Preston, Idaho has filed a claim to a water right established by diversion and application to beneficial use of .10 cubic feet per second of water from spring on own land with point of diversion in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 30, T. 14S, R. 40E, B.M., Franklin County.

The water is claimed to be used from January 1 to December 31 for domestic purposes with a priority of 1950; the place of use is within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 30, T. 14S, R. 40E, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho.

R. KEITH HIGGINSON
Director

Published in the Preston Citizen, Preston, Idaho on June 3 and June 10, 1971.

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ACT
ION
N OWNER LAST NAME - FORSGREN FIRST NAME - CALVIN E.
N ADDRESS LINE 1 - RT. 2
N CITY - PRESTON STATE - ID ZIP CODE - 83263
N SOURCE - SPRING
N STAGE - STATRY CLM PRIORITY - 06-01-1950 COUNTY - FRANKLIN TOTAL DIV. RATE - .1000CFS
N DIVERSION POINT - NWSW 30 14S 40E
N FROM - 01-01 TO - 12-31 USE - DOMESTIC USE DIV. RATE - .1000CFS
N USE - STOCKWATER
N USE - DOMESTIC PLACE OF USE - TWN 14S RNG 40E SEC 30 TRACT NWSW
N NON IRRIG USE - S/75 RANGE D/1 HOME.

3/79

IDENT. NO. 13-4003

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 1 13-4003
Old No. New No.

Record

1. Original Owner: Calvin E. Forsgren

Present Owner: _____

2. Address: Rt. 23. City: Preston State: ID Zip: 832634. A. Source of Water: springB. Tributary of: —5. A. Stage (A,P,L,D,S,J): S

B. Status (D,L,R,C,A,I,F - leave blank if valid):

C. Priority Date: 6-1-1950D. County: 41E. Total Diversion Rate: 1

F. Total Diversion Volume:

G. Transfer/Amendment (P,T of A or blank):

H. Water District:

I. DLE/Carey Act (D,C or blank):

J. Right Basis (for adjudication claims A,B,C only):

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>NW SW</u>	<u>30</u>	<u>14S</u>	<u>40E</u>		

7. Period of Use, Use, Diversion Rate/Volume:

from 1-1 to 12-31 for D purposes. Amount 1
(cfs or AC-FT/yr)from _____ to _____ for S purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

pf 103079

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A.
B.
C.
D.
E.

11. Other Uses (Non-irrigation explanatory information):

A/75 range D/home

12. Other Rights for Same Use:

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

C. Protested Date:

D. Hearing Date:

E. Old Number:

F. Proof Made (P or blank):

G. Field Exam Made (P,R,F or blank):

H. Conditions of Approval:

14. Diversion Means (brief narrative):

July 6, 1971

Re: Claim to a Water Right No. 13-4003

Calven E. Forsgren
Route 2
Preston, Idaho 83263

Dear Mr. Forsgren:

The Department of Water Administration has completed the processing of your claim to a water right, and no further action is authorized under Sections 42-225a and 42-225b, Idaho Code. Your claim will be retained in our files and will be available at any time for use by you or the court.

As you are aware, the filing of your claim does not, in itself, guarantee you a water right; it only records and preserves 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 in your claim file, you may have that information or evidence added at any time. Please refer to your claim number when corresponding with this office.

We are enclosing, for your records, a copy of your claim. If you have any questions, or if we can be of further assistance, please feel free to call upon us.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:dr
Enclosure: Copy of claim

13 4003

June 25, 1971

Re: Application No. 13-4003 - Calven E. Forsgren

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 item. The legal notice was to have been published in your paper on June 3rd and June 10th, 1971.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/bb

13 4003

**NOTICE OF CLAIM
TO A WATER RIGHT**

No. 13-4903

Notice is hereby given that Calvin E. Forsgren, Route No. 2, Preston, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 10 cubic feet per second of water from spring on own land with point of diversion in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 30, T. 14S, R. 40E, B.M., Franklin County.

The water is claimed to be used from January 1 to December 31 for domestic purposes with a priority of 1880; the place of use is within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 30, T. 14S, R. 40E, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho.

R. KEITH HIGGINSON
Director

Published in the Preston Citizen, Preston, Idaho on June 3 and June 10, 1971.

Legal No. 1983 — Pub. June 3, 10, 1971.

*PK
done
6-1-71*

May 27, 1971

Re: Claim No. 13-4003 - Calven E. Forsgren

Preston Citizen
Box 472
Preston, Idaho 83263

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted assuming the notice is correct. If we have any corrections, we will notify you 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. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:DR
Enc: Legal notice

Bill submitted 7-01-71 By dr

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NOTICE OF CLAIM TO A WATER RIGHT

No. 13-4003

Notice is hereby given that Calven E. Foragren, Route #2,
Preston, Idaho
has filed a claim to a water right established by diversion and appli-
cation to beneficial use of .10 cubic feet per second ~~amount~~
of water from spring on own land
with point of diversion in the NW1/4SW1/4 of Sec. 30, T. 14S, R. 40E, B.M.
in Franklin County.

The water is claimed to be used from January 1 to December 31
for domestic purposes
with a priority of 1950;
the place of use is within the NW1/4SW1/4 of Sec. 30, T. 14S, R. 40E, B.M.
.

Any exception to this claim of water right may be filed with the
Idaho Department of Water Administration., Statehouse, Boise, Idaho.

R. KEITH HIGGINSON

Director

Published in the Preston Citizen, Preston, Idaho
on June 3, 1971 and June 10, 1971.

13 4003

May 17, 1971

Galvin E. Forsgren
Route #2
Preston, Idaho 83263

Dear Mr. Forsgren:

Returned herewith is your receipt No. 6409 in the amount of \$10.00
for your application for permit (claim),
which was received in this office under the above date.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

Enclosure