

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 03 2005

Department of Water Resources
Eastern Region

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, *Idaho Code*, any person claiming a water right established by diversion and application of water to beneficial use must file a claim with the Department of Water Resources. **The filing of this claim does not confirm the water right claimed.** Water rights represented by a valid permit, license, decree, or previous claim are exempt from this requirement, as are uses of water for domestic purposes as defined in Section 42-111, *Idaho Code*. A filing fee must be submitted with this claim. See the instruction sheet to determine the appropriate fee.

Notice is hereby given that Stuart H and/or Alona C Ostler
(Name of Claimant)
7462 North Capitol Hill Road Telephone No: 208 852-0768
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of 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) June 14, 1991
A claim is not acceptable for the use of surface water with a priority later than May 20, 1971. A claim is not acceptable for the use of ground water with a priority date later than March 25, 1963, unless the water is used for domestic purposes as defined in Section 42-111, Idaho Code.

2. Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
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 or af)	(Irrigation, Domestic, Stock, Etc.)	(Both dates inclusive) (MM/DD) (MM/DD)
Quantity <u>.04 cfs</u>	Use <u>Domestic</u>	Period of Use From <u>01/01</u> to <u>12/31</u>
Quantity <u>.01 cfs</u>	Use <u>Livestock</u>	Period of Use From <u>01/01</u> to <u>12/31</u>
Quantity _____	Use _____	Period of Use From _____ to _____
Quantity _____	Use _____	Period of Use From _____ to _____

4. .05 cfs TOTAL QUANTITY USED.
(cfs or af)

5. A) Location of point of diversion is 9 1/2 3/4 of NE 1/4 of SW 1/4, Govt. Lot _____
Sec. 6 Township 14S Range 41E B.M., Franklin County; additional points of diversion, if any: N/A

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch etc.). Give sizes and capacities. Be specific. Describe any changes in the system and give the date of the change.

The water surface approximately 45 feet above property line flows onto said property is then diverted to a holding tank and from there approximately 150 feet to the house located at 7462 North Capitol Hill Road Preston Idaho.

6. A) Describe the place of use within each 40-acre tract in the appropriate box using the symbols listed below. If the use is for irrigation, describe the location by listing the number of irrigated acres within each 40-acre tract.
D - domestic, S - stockwater, M - municipal, C - Commercial, I - Industrial, X - other

Twp	Rge	Sec	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	ACRES
14S	41E	6									DB								

TOTAL ACRES _____

- B) If water is used for purposes other than irrigation, fully describe the use. Be specific. Culinary water for house use. water approximately 4 head horses, 2-4 steers and 1 pig

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

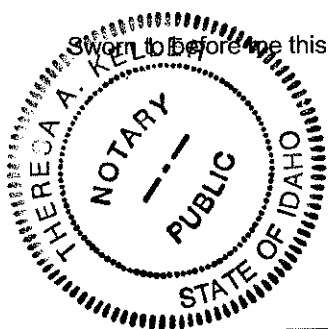
7. Remarks: _____

8. **Map** – Attach an 8½"x11" map clearly identifying the point of diversion and the place of use by 40-acre subdivisions, section, township and range of the public land survey system. (A photocopy of a USGS 7½ minute topographic quadrangle map is preferred.) Attach an **aerial photograph** of the place of use if available.

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 forgoing 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.

Theresa A. Kelen
Claimant's Signature (and title if claim is for an organization)



Sworn to before me this 29th day of September, 2005.

Theresa A. Kelen
Notary Public

Residing at: Preston, ID

My commission expires: 2/1/07

FOR DEPARTMENT USE ONLY

Received by SC Date 10/3/05
Prelim. check by _____ Date _____
Fee 100 - Receipt # E031303
Receipt prepared by SC Date 10/3/05

Published in _____
Publication dates _____
Publication checked by _____ Date _____
Exceptions filed by _____

Flying W Ranch

#1208 #3902
150149 158658

1

Vernon Keller Trust

135570

#3926

TN52

19421 #3924.04

564.5804E
740.16

563.0321E
381.98

564.5804E
740.16

563.0321E
381.98

564.5804E
740.16

563.0321E
381.98

564.5804E
740.16

563.0321E
381.98

564.5804E
740.16

563.0321E
381.98

564.5804E
740.16

563.0321E
381.98

564.5804E
740.16

563.0321E
381.98

564.5804E
740.16

563.0321E
381.98

564.5804E
740.16

563.0321E
381.98

564.5804E
740.16

563.0321E
381.98

564.5804E
740.16

563.0321E
381.98

564.5804E
740.16

563.0321E
381.98

564.5804E
740.16

563.0321E
381.98

564.5804E
740.16

563.0321E
381.98

564.5804E
740.16

563.0321E
381.98

564.5804E
740.16

563.0321E
381.98

564.5804E
740.16

563.0321E
381.98

564.5804E
740.16

563.0321E
381.98

564.5804E
740.16

Two Creek
199528 #39

6

Mink Cr. Ranch LLC
204559 #3924.03

53.41 Ac

7

Pat M. Stoffer

204847

204847

204847

204847

204847

204847

204847

204847

204847

204847

204847

204847

204847

204847

204847

204847

204847

204847

204847

204847

204847

204847

204847

204847

204847

204847

204847

204847

Merlin Wilde Trust

170944

170944

170944

170944

170944

170944

170944

170944

170944

170944

170944

170944

170944

170944

170944

170944

170944

170944

170944

170944

170944

Raylo Larsen

#3958 8 Ac.

1-3

1-3

1-3

1-3

1-3

1-3

1-3

1-3

John

Thayer

198234

204434

1451177

#5959

7.5 Ac

7.5 Ac

7.5 Ac

7.5 Ac

7.5 Ac

Vernon

Keller

16

12

7

12

7

12

7

12

7

12

7

12

7

12

7

Larson Trust

127671

127671

127671

127671

127671

127671

127671

127671

127671

127671

187122

187122

187122

187122

187122

187122

187122

187122

TAXINQ3

TAX INQUIRY

PAGE 1 OF 2

PARCEL #: 3924.00 STATUS CODE A CODE AREA 13 TAX ROLL 1 MH-08
 TOTAL ACRES 2.75 HOMEOWNERS EXEMP Y OVER-RIDE AMT PREPAID TAX BANKRUPT
 N

NAME AND SHAFFER, PAT M.--ETUX
 ADDRESS 7462 NORTH CAPITOL HILL RD
 PRESTON, IDAHO 83263

PROP TN 9
 DESC 6-14-41

INST # 204847

AGAIN?_
 PRINT?

YR/ CD	MARKET/ CB.TAX	EXEMPT/ SPECIAL	HM	HALF
2004	69,600		Y	1ST
13	564.94	184.00		2ND
				TOT
2003	69,600		Y	1ST
13	566.38	184.00		2ND
				TOT
2002	69,600		Y	1ST
13	565.30	148.00		2ND
				TOT
ADJ	48.00-			1ST
2001	69,600		Y	2ND
13	604.22	100.00		TOT

LOC: 7462 N CAPITOL HILL RD.
 BILLED DATE LATE FEE INTEREST TO TAX, FEE,
 TAX PAID DUE 09092005 INT DUE

374.47	121504		
374.47	060605		
748.94			
375.19	020204		
375.19	061504		
750.38			
356.65	122002		
356.65	061703		
713.30			
352.11	122001		
352.11	061202		
704.22			