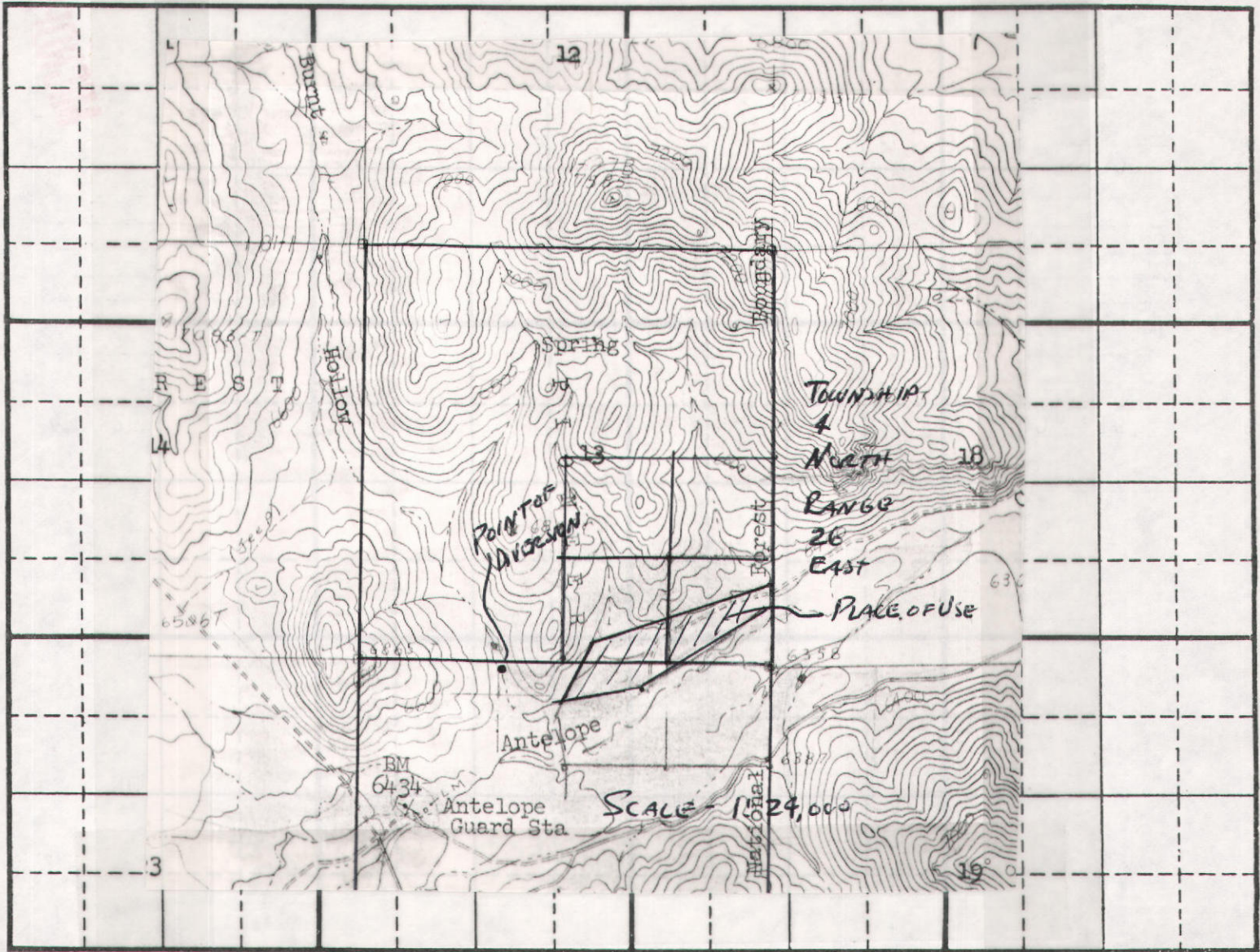


(8) Remarks _____



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 Sonneville) 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.

Sworn to before me this 16th day of March, 19 83.

Preston K. Bell
(Claimant)

Dallas Wray
Notary Public
Residing at Dakota Hills

My commission expires 6-15-85

FOR DEPARTMENT USE ONLY

Received by Sm Date 3-16-83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by Kaw Date 3-16-83 claimant by: _____
\$30.00 fee received by BP Date 3/16/83 #25503
Published in Custer County Publ. Co.
Dates 3/31 & 4/7/83

RECEIVED

38 4080

RECEIVED

APR 18 1983

Department of Water Resources,
Eastern District Office

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:

I. MARGARET PARKS

Publisher of the Challis Messenger, a weekly newspaper, published at Challis, Idaho, do solemnly swear that the notice hereto attached and made a part hereof, was published in the regular and entire issue of the Challis Messenger for 2 consecutive weeks, commencing with the issue dated MAR 31

1983 and ending with the issue dated APR 7 1983

Margaret Parks

Subscribed and sworn to before this 15th day of April

1983
Ethel M. Peck

Notary Public, residing at Challis, Idaho. My commission expires on

12/6/86

NOTICE OF CLAIMS
TO WATER RIGHTS

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

34-4084

BELL, PRESTON

DARLINGTON, ID 83231

Source: BURNT HOLLOW

trib. to SINKS

Priority Date: 05/01/1934

Diversion Pt: NENW Sec

24 T 04N R 26E

Use: IRRIGATION (0.40 CFS)

In: SWSE SESE Sec 13 T

04N R 26E NWNE Sec 24 T

04N R 26E FOR 20 ACRES

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402.

KEN DUNN, Dir.

Published 3/31 & 4/7/83.

MICROFILMED

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 Preston Bell (Name of Claimant)
Darlington, Idaho 83231 (Mailing Address) Telephone No. 554-2272 (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 1, 1934

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)
Burnt Hollow 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, af)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>0.40 cfs</u>	Use	<u>Irrigation</u>	Period of Use From <u>4-1</u>	To <u>11-1</u>
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity	<u>0.40 cfs</u>	Use		Period of Use From	To

(4) 0.40 cfs (cfs, af) TOTAL QUANTITY USED.

(5) A) Point of diversion (Location of point where water is diverted from its source)
NE ¼ NW ¼, Sec 24 Twp. 4N Rge. 26E B M., County of Custer
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. Diversion dam to ditch to flood irrigation.

(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.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4N	26E	13															5	10	15
		24		5															5

No. of acres 20

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

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

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

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Topographic map of the Antelope Guard Station area. The map features contour lines indicating elevation, a grid system, and various geographical features. Key labels include:

- Point of View**: Located near the center of the map, with a shaded area marked by a crosshair.
- Antelope Guard Sta**: Located at the bottom center of the map.
- Spring**: Located near the top center of the map.
- Hollow**: Located on the left side of the map.
- R E S T**: Located on the left side of the map, near the hollow.
- TOWNHIP 4 NORTH**: Located on the right side of the map.
- RANGE 26 EAST**: Located on the right side of the map.
- PLACE OF USE**: Located on the right side of the map, near the range.
- SCALE 1:24,000**: Located at the bottom center of the map.

The map also includes a grid system with numbers 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100.

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.

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.

Notary Public
Residing at Idaho Falls, Id.

My commission expires 6-15-85

Received by SM Date 3-16-83 Exception filed by _____ Forwarded to _____ Date _____
 Prelim. check by KCW Date 3-16-83 claimant by _____
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MICROFILMED

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:

I, MARGARET PECK.....
 Publisher of the Challis Messenger, a
 weekly newspaper, published at Challis,
 Idaho, do solemnly swear that the notice
 hereto attached and made a part hereof,
 was published in the regular and entire
 issue of the Challis Messenger for
 consecutive weeks, commencing with
 the issue dated MAR 21.....
 1983 and ending with the issue
 dated APR 7..... 1983.

Margaret Peck.....
 Subscribed and sworn to before
 this 15th day of April.....
 1983
Ethel M. Peck.....
 Notary Public, residing at Challis,
 Idaho. My commission expires on
12/6/86.....

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 and beneficial use:

34-4084

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DARLINGTON, ID 83231

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 trib. to SINKS

Priority Date: 05/01/1934

Diversion Pt: NENW Sec
 24 T 04N R 26E

Use: IRRIGATION (0.40
 CFS)

In: SWSE SESE Sec 13 T
 04N R 26E NWNE Sec 24 T
 04N R 26E FOR 20 ACRES

Exceptions to a claim may
 be filed with the Director,
 Dept. of Water Resources,
 150 Shoup Ave., Suite 15,
 Idaho Falls, Idaho 83402.

KEN DUNN, Dir.

Published 3/31 & 4/7/83.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

APRIL 18, 1983

PRESTON BELL
DARLINGTON

ID 83231

RE: Claim No. 34-4084

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

MIROFILMED

RECEIVED
APR 26 1983

Department of Water Resources

March 28, 1983

RE: Claim to a Water Right No. 34-4084 BELL

Eugene Gabert, Watermaster
Water District No. 34
413 Elm
Mackay, ID 83251

Dear Mr. Gabert:

Enclosed, for your information only, is a copy of the above referenced claim to a water right filed within your district. If you have any questions concerning this matter, please feel free to contact this office.

Very truly yours,

ERNEST CARLSEN
Assistant Regional Supervisor

EC:cw

Enclosure

MICROFILMED

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY:

KC Wilson

Right Number

34 41184

Applicant

Preston Bell

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.
WD #34

FINAL REGIONAL PROCESSING REVIEW:

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

By

Ernest Caban

Date

April 22, 1983

April 18, 1983

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By

KW

Date

5/3/83

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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]

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

MARCH 23, 1983

Custer County Publishing Co.
P. O. Box 405
Challis, Idaho 83226

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 APRIL 18, 1983.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

MICROFILMED

NOTICE OF CLAIMS TO WATER RIGHTS

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KEN DUNN, Dir.

Published 3/31 & 4/7/83.

MICROFILMED

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