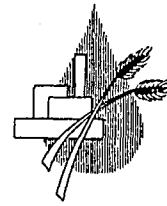


STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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-Montpelier Irrigation Co. c/o Golden B. Keetch
(Name of Claimant)

Star Route 1, Montpelier, ID 83254 Telephone No. 847-0139
(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) June 1, 1960

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)

Bear River tributary to Great Salt Lake

(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>20.21cfs</u>	Use <u>Irrigation</u>	Period of Use From <u>4-15</u>	To <u>9-30</u>
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____

(4) 20.21cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)

NW 1/4 NW 1/4, Sec. 8 Twp. 14S Rge. 44E B.M., County of Bear Lake

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 lateral ditches.

(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.

See attached sheet

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

No. of acres _____

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: _____

[illegible]

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.

County of _____

Sworn to before me this 27th day of

Notary Public
Residing at

FOR DEPARTMENT USE ONLY

Received by CW
Prelim. check by HWJ
\$30.00 fee received by CW
Published in News Examiner
Dates 10/6 & 10/13

Date 6-27-83
Date 9-12-83
Date 6-27-83

Exception filed by:

Forwarded to
claimant by:

Date _____

LAND LIST ATTACHMENT

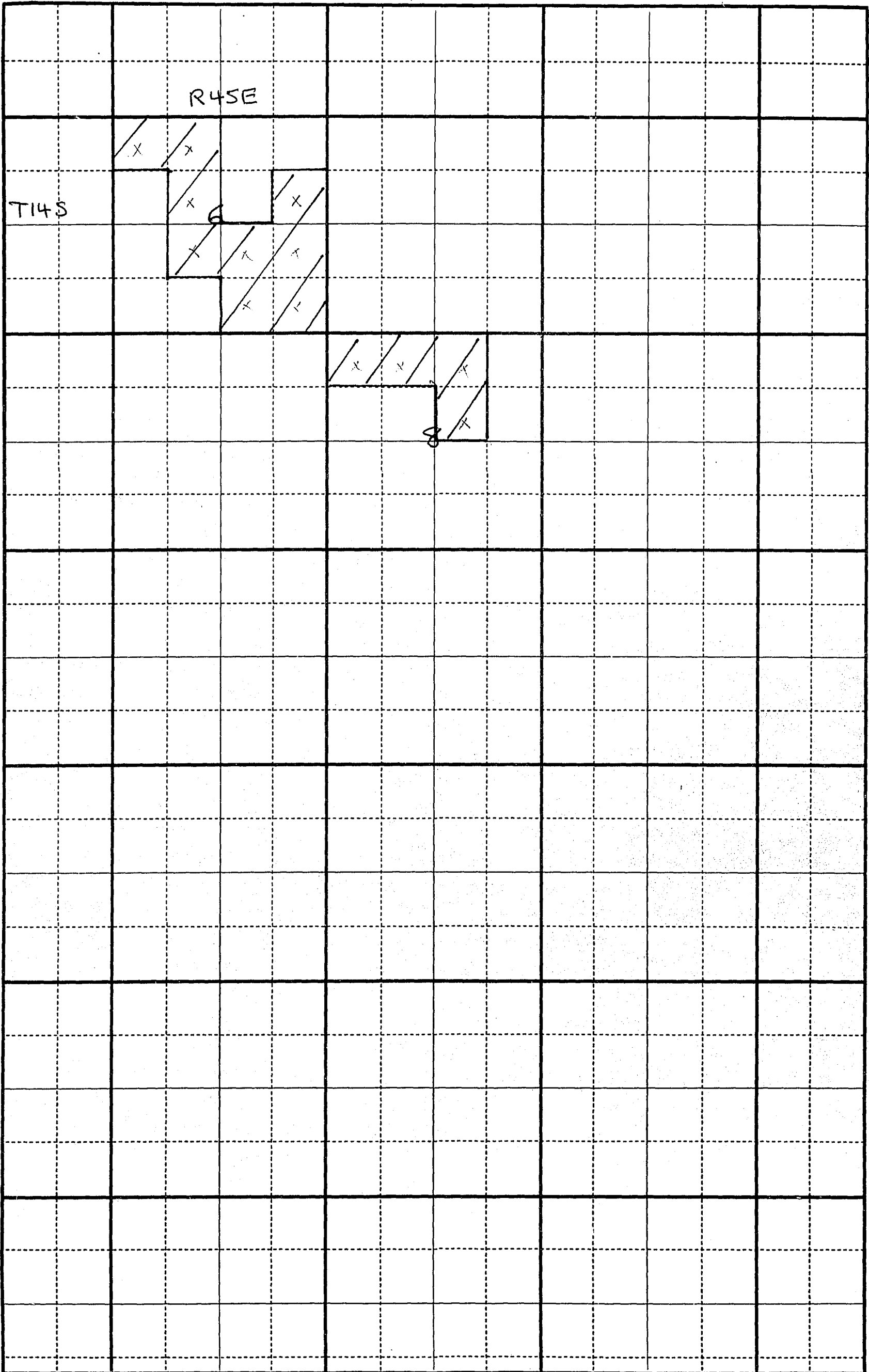
Description and location of place of use:

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
13S	44E	23		11	11		40	40		40	5	3	26	40		31	35		282
		36						14										2	16
		26		37	13		7	19	2						23	10			111
		15					13								15				28
		14											26	40			40	40	146
		13											40	22					62
		24		12				40											52
14S	45E	6					40	29	11		18	20			40	40	40	40	278
		8		40	40		40	40											160
13S	45E	31											19	7					26

Total number of acres irrigated 1161

NAME OF APPLICANT Proc. on Montpelier Irrig. Co.

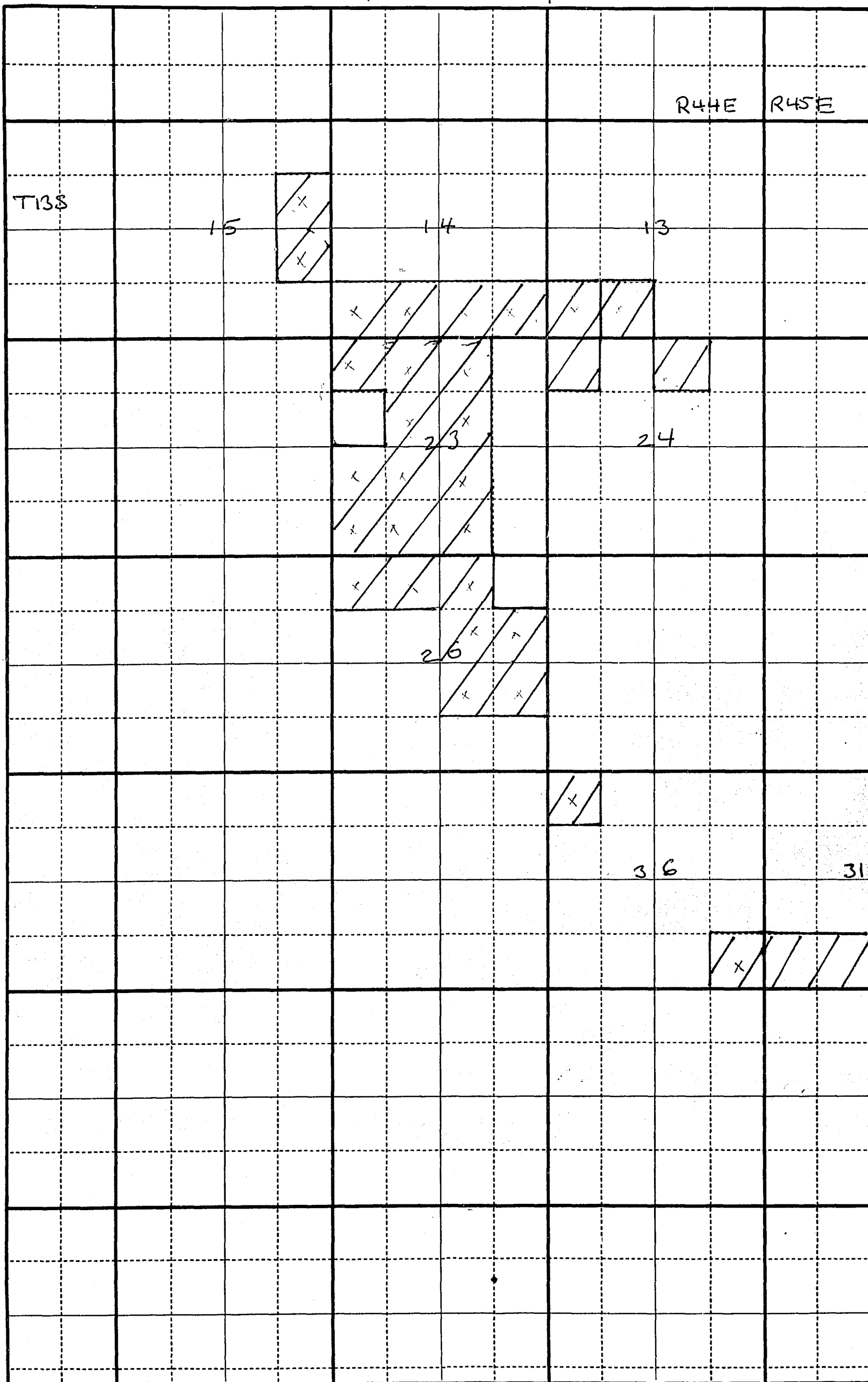
Form No. 0



SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

NAME OF APPLICANT Presto Montpelier Trms. Comp.

Form No. 0



SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

OCT 28 1983
No 2413

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Bear Lake

ss.

Marie B. Nye

being duly sworn,

deposes and says:

That he is the *Publisher* of THE NEWS-EXAMINER, a weekly newspaper published at Montpelier, in the County of Bear Lake and State of Idaho; and said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Montpelier; 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 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

October 10, 19*83*, and ending
with the issue of *October 13*, 19*83*.

Fees, *36.25*

Subscribed and sworn to before me this *25th* day
of *October*, 19*83*.

Denise Green
Notary Public, Residing at Montpelier, Idaho

My Commission Expires *Lifetime*, 19.....

LEGAL NO: 2413

NOTICE OF CLAIMS TO WATER RIGHTS

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

11-4287

PRESTON-MONTPELIER IRRIGATION CO.

STAR RT. 1, MONTPELIER, ID 83254

Source: BEAR RIVER trib. to GREAT SALT LAKE

Priority Date: 06/01/1960

Diversion Pt: NWNW Sec 08 T 14S R 44E

Use: IRRIGATION (20.21 CFS)

In: NWNW SWNE NENW NWNW SENW
NESW NWSW SWSW SESW NWSE SWSE
Sec 23 T 13S R 44E NWNW SESE Sec 36 T
13S R 44E NWNE SWNE SENE NENW
NWNW NESE NWSE Sec 26 T 13 S R 44E
SENE NESE Sec 15 T 13S R 44E SWSW
SESW SWSE SESE Sec 14 T 13S R 44E
SWSW SESW Sec 13 T 13S R 44E NWNE
NWNW Sec 24 T 13 S R 44E SENE NENW
NWNW SENW NESW NESE NWSE SWSE
SESE Sec 06 T 14S R 45E NWNE SWNE
NENW NWNW Sec 08 T 14S R 45E SWSW
SESW Sec 31 T 13S R 45 E FOR 1161
ACRES.

11-4286

BOEHME, HEBER J.

RAYMOND RT., GENEVA, ID 83238

Source: GROUNDWATER

Priority Date: 05/25/1961

Diversion Pt: LOT 02 (SWNW) Sec 26 T 13S
R 46E

Use: IRRIGATION (2.90 CFS)

In: LOT 04 (SWSW) Sec 23 T 13S R 46E LOT
01 (NWNW) LOT 02 (SWNW) LOT 03
(NWSW) Sec 26 T 11S R 46E FOR 200
ACRES

11-4285

SKINNER, LYNN J.

716 CAMAS, MOSCOW, ID 83843

Source: SPRING trib. to BEAR RIVER

Priority Date: 05/15/1923

Diversion Pt: SWSW Sec 03 T 11S R 43E

Use: IRRIGATION (0.50 CFS)

STOCKWATER (0.50 CFS)

In: NESW SWSW SESW Sec 03 T 11S R 43E
NENW Sec 10 T 11S R 43E FOR 90 ACRES

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

KENN DUNN, Dir.

10-6, 10-13

58 LINES

RECEIVED

NOV 3 1983

Department of Water Resources
Eastern District Office

11-4287

PRESTON-MONTPELIER IRRIGATION CO.

STAR RT. 1, MONTPELIER, ID 83254

Source: BEAR RIVER trib. to GREAT SALT LAKE

Priority Date: 06/01/1960

Diversion Pt: NWNW Sec 08 T 14S R 44E

Use: IRRIGATION (20.21 CFS)

In: NWNE SWNE NENW NWNW SENW NESW NWSW SWSW SESW NWSE SWSE Sec 23 T 13S R 44E
NWNW SESE Sec 36 T 13S R 44E NWNE SWNE SENE NENW NWNW NESE NWSE
Sec 26 T 13S R 44E SENE NESE Sec 15 T 13S R 44E SWSW SESW SWSE SESE
Sec 14 T 13S R 44E SWSW SESW Sec 13 T 13S R 44E NWNE NWNW
Sec 24 T 13S R 44E SENE NENW NWNW SENW NESW NESE NWSE SWSE
Sec 06 T 14S R 45E NWNE SWNE NENW NWNW Sec 08 T 14S R 45E SWSW SESW
Sec 31 T 13S R 45E FOR 1161 ACRES

LEGAL NO. 2413

NOTICE OF CLAIMS
TO WATER RIGHTS

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

11-4287

PRESTON-MONTPELIER IRRIGATION
CO.

STAR RT. 1, MONTPELIER, ID 83254

Source: BEAR RIVER trib. to GREAT SALT
LAKE

Priority Date: 06/01/1960

Diversion Pt: NWNW Sec 08 T 14S R 44E

Use: IRRIGATION (20.21 CFS)

In: NWNE SWNE NENW NWNW SENW
NESW NWSW SWSW SESW NWSE SWSE
Sec 23 T 13S R 44E NWNW SESE Sec 36 T
13S R 44E NWNE SWNE SENE NENW
NWNW NESE NWSE Sec 26 T 13 S R 44E
SENE NESE Sec 15 T 13S R 44E SWSW
SESW SWSE SESE Sec 14 T 13S R 44E
SWSW SESW Sec 13 T 13S R 44E NWNE
NWNW Sec 24 T 13 S R 44E SENE NENW
NWNW SENW NESW NESE NWSE SWSE
SESE Sec 06 T 14S R 45E NWNE SWNE
NENW NWNW Sec 08 T 14S R 45E SWSW
SESW Sec 31 T 13S R 45 E FOR 1161
ACRES.

Form 243a
11/78

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: HWT

Right Number 11 4287 Applicant Preston-Mentzer Inc.

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.

Oct 24, 1983

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Carlson Date Nov. 4, 1983

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By AC Date 11-10-83

RECEIVED
NOV 09 1983

Department of Water Resources

October 3, 1983

RE: Claim to a Water Right No. 11-4285 SKINNER
11-4287 PRESTON-MONTPELIER IRRIG. CO.
13-4269 CITY OF DAYTON

Russell Stoker, Watermaster
Water District No. 11
279 East Third North
Soda Springs, ID 83276

Dear Mr. Stoker:

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 (3)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

OCTOBER 24, 1983

PRESTON-MONTPELIER IRRIGATION CO.
STAR RT. 1
MONTPELIER ID 83254

RE: Claim No. 11-4287

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