

Claim No.

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Section 42-225a, Idaho Code

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.

Notice is hereby given that D. Marcel Beckstead
(name of claimant)
of Clifton, Idaho 83228, claims a right to the diversion and beneficial use of
(mailing address)
the public water of the State of Idaho

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) 3 unnamed springs
_____, tributary to, _____
- (2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed: _____

Amount 5 GPM Use domestic Period of Use: From Jan. 1 To Dec. 31

Amount 5 GPM Use Stock Period of Use: From Jan. 1 To Dec. 31

Amount 105 GPM Use Irrigation Period of Use: From Apr. 1 To Oct. 31
(cfs, gpm (dom., irri., (both dates inclusive)
or a/f) stock, etc.)

- (3) Total quantity of water claimed: .26 cubic feet per second, or _____ acre feet per annum, and/or 115 gallons per minute.
- (4) Priority claimed: (the date water was first applied to beneficial use) 4-1-1945

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 to this rule is that a claim may be filed on domestic use from a ground-water source.

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

Spring #1 & #2 SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 8 Twp. 14 S Rge. 38 E B. M. County of Franklin

Additional points of diversion: Spring #3 NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 9 Twp 14 S Rge 38 EBM

County of Franklin

- 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. Water to be collected in concrete collection boxes and diverted into claimant's pipeline to supplement irrigation water from decreed rights in Oxford Creek.

- (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.

[illegible]

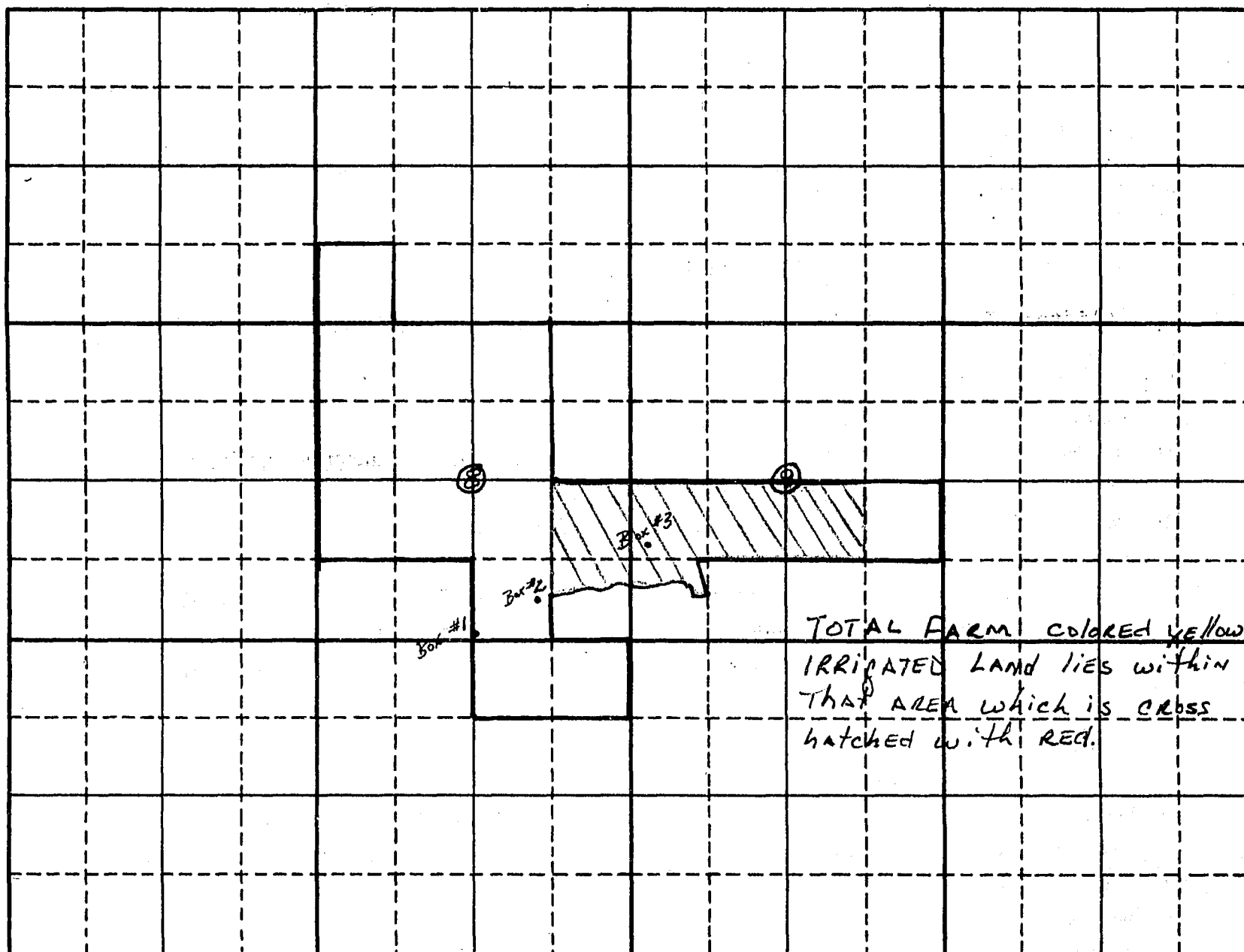
Total No. of acres 112

- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: Used in addition to irrigation only for domestic & stock purposes as described in (2) above in NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 9 Twp 14 S, Rng 38 EBM Franklin County

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

8504 01

(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)
) ss.
 County of Franklin)

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.

Sworn to before me this 13th day of August, 19 75

Donald B. Burt
 (Claimant)
Stephen A. Madsen
 Notary Public
 Residing at Preston, Idaho

My commission expires 9-18-75

For Department Use Only

Received by <u>MB</u>	Date <u>8-15-75</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>RDC</u>	Date <u>8/15/75</u>		claimant by:	
\$10.00 fee received by <u>MB</u>	Date <u>8-15-75</u>			
Approved for publication by <u>PA 9-12-75 #4383</u>				
Published in <u>Preston (Idaho)</u>				
Dates <u>August 21 + 28, 1975</u>				

No 2918

RECEIVED

SEP 12 1975

Department of Water Resources
Eastern District Office

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

County of Franklin

SS.

Hayne D. 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

August 21, 19 *75*, and ending with the issue of *August 28*, 19 *75*

Fees, \$ *15.17*

Subscribed and sworn to before me this *11* day of *September*, 19 *75*

Delmar D. Giddes

Notary Public, Residing at Preston, Idaho

Commission Expires *March*, 19 *78*

NOTICE OF CLAIM TO A WATER RIGHT No. 13-4029

Notice is hereby given that D. Marcel Beckstead, Clifton, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 0.26 cubic feet per second of water from Three Unnamed Springs with point of diversion in the SW¹/₄ SE¹/₄ (2 pts.), Sec. 8, NW¹/₄ SW¹/₄, Sec. 9, T. 14S, R. 38E, B.M., Franklin County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes for one family and stockwatering purposes for 10 head of cattle within the NW¹/₄ SW¹/₄, Sec. 9, T. 14S, R. 38E, and from Apr. 1 to Oct. 31 for the irrigation of 112 acres within the E¹/₂ SE¹/₄, Sec. 8, N¹/₂ SW¹/₄, SW¹/₄ SW¹/₄, NW¹/₄ SE¹/₄, Sec. 9, T. 14S, R. 38E, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401.

R. KEITH HIGGINSON
Director

Published in the Preston Citizen, Preston, Idaho on August 21 and August 28, 1975.

Legal No. 2918 — Pub
Aug. 21, Aug. 28, 1975.

FEDERAL LAND BANK ASSOCIATION OF PRESTON

P.O. BOX 386 102 NORTH STATE PRESTON, IDAHO 83263

TELEPHONE: 852-2145



J. P. GARNER, MANAGER

August 14, 1975

Re: Loan # 161534-5 - Beckstead

RECEIVED

AUG 15 1975

Department of Water Resources
Eastern District Office

Idaho Dept of Water Administration
Eastern District Off
1515 Lincoln Road
Idaho Falls, Idaho 83401

Gentlemen:

Enclosed is our draft for \$10 fee and "Claim to a Water Right"
properly executed by D. Marcel Beckstead of Clifton, Idaho.
Will you please acknowledge receipt of this claim.

Thank you.

Yours truly,

Gayle C. Beeton
Ass't to Manager

gcb

enclosures



SERVING FRANKLIN, CARIBOU, ONEIDA, BEAR LAKE, & BANNOCK COUNTIES

August 15, 1975

RE: Claim to a Water Right No. 13-4029 D. Marcel Beckstead

C
O
P
Y

Federal Land Bank
102 North State
Preston, Idaho 83263

Gentlemen:

Attached herewith is departmental receipt No. 4383 in the amount of \$10.00 for the above referenced claim which you submitted on behalf of Mr. Beckstead.

Very truly yours,

RONALD D. CARLSON
District Engineer

RDC:MB

Attachment

NOTICE OF CLAIM TO A WATER RIGHT

NO. 13-4029

Notice is hereby given that D. Marcel Beckstead,

Clifton, Idaho

has filed a claim to a water right established by diversion and application to beneficial use of 0.26 cubic feet per second ~~XXXXXXFEETPERSECONDXXXXXX~~ of water from Three Unnamed Springs

with point of diversion in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ (2 pts.), Sec. 8, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 9, T. 14S, R. 38E, B.M., Franklin County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes for one family and stockwatering purposes for 10 head of cattle
~~WITHXXPRIORITYXXOF~~ within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 9, T. 14S, R. 38E: and from
~~the place of use is within the~~ Apr. 1 to Oct. 31 for the irrigation of
112 acres within the E $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 8, N $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 9, T. 14S, R. 38E, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401.

R. KEITH HIGGINSON

Director

Published in the Preston Citizen, Preston, Idaho

on August 21 and August 28, 1975

CW-A

August 15, 1975

RE: Application for Permit No. 13-7120 BALLIF
Claim to a Water Right No. 13-4029 Beckstead

The Preston Citizen
Box 472
Preston, ID 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 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. 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.

Very truly yours,

RONALD D. CARLSON
District Engineer

Bill submitted _____ by _____

RDC:MB

Enc: Legal Notice (2)

C

September 8, 1975

O

RE: Application No. 13-4029 - BECKSTEAD

P

The Preston Citizen
Box 472
Preston, ID 83263

Y

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application. The legal notice was to have been published in your paper on August 21 and August 28, 1975.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

RONALD D. CARLSON
District Engineer

RDC:ME

September 15, 1975

RE: Claim to a Water Right No. 13-4029

D. Marcel Beckstead
Clifton
Idaho 83228

Dear Mr. Beckstead:

The Department of Water Resources 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 turly yours,

RONALD D. CARLSON
District Engineer

RDC:ME

Enclosure

