

Section 42-225a, Idaho Code



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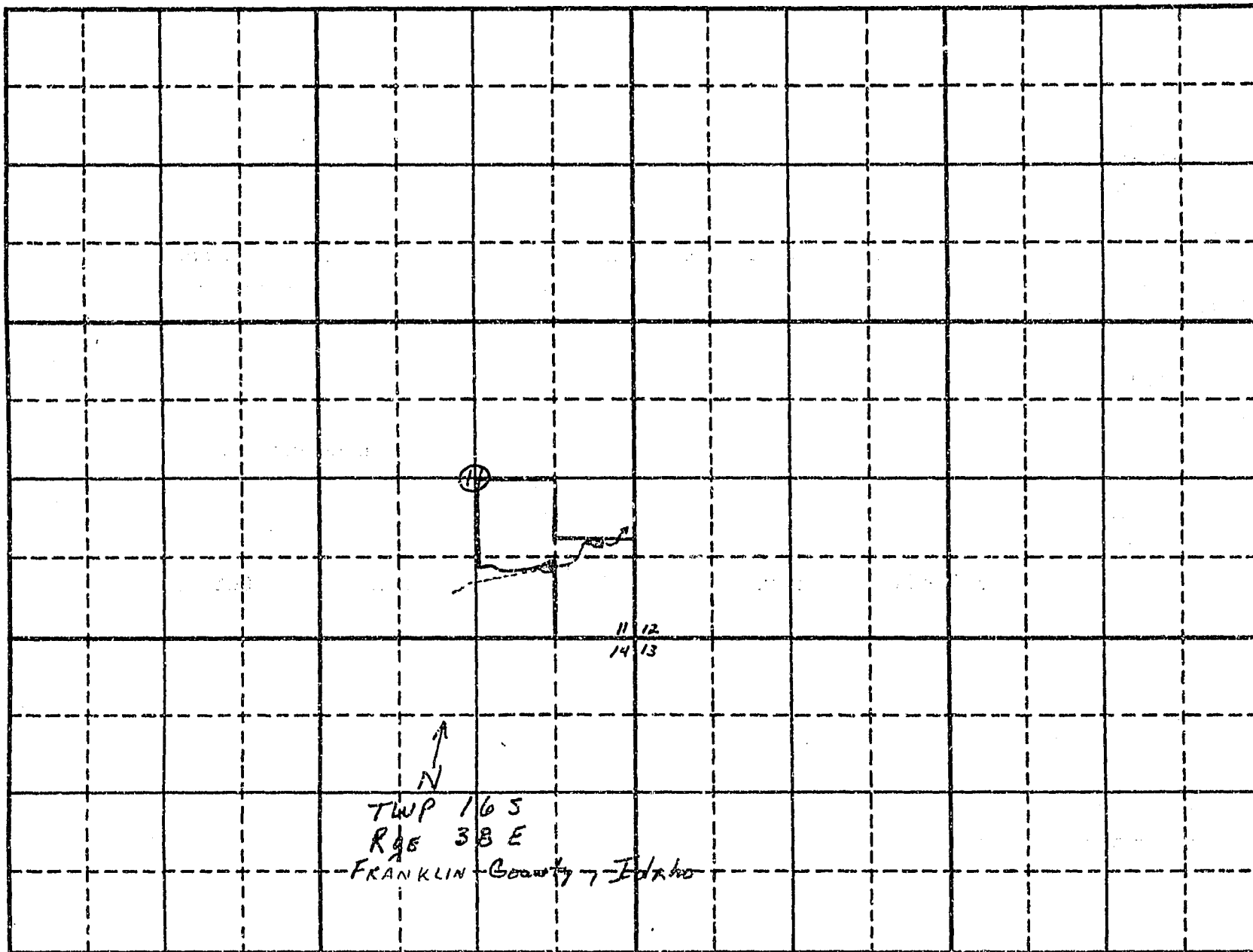
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(8) Remarks



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 ~~they~~ 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.

Boyle H. Stewart

William Ken Smith

(Claimant)

Sworn to before me this 20th day of October

19 75.

Karel L. Anderson
Notary Public

Residing at Preston, Idaho

My commission expires Lifetime

For Department Use Only

Received by *mc*

Date

10-23-75

Exception filed by:

Forwarded to

Date

Prelim. check by *RDC*

Date

10/23/75

claimant by:

\$10.00 fee received by *mc*

Date

10-23-75

Approved for publication by *Mc*

Date

10-23-75

Published in *The Preston Citizen*

Dates *October 30 + November 6, 1975*

No 23

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

ss.

County of Franklin

Wayne 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 of 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 30, 19*75*, and ending

with the issue of *November 6*, 19*75*

Wayne D. Bell

Fee \$ *13.32*

Subscribed and sworn to before me this *7* day

of *November*, 19*75*

Richard P. Liddis

Notary Public, Residing at Preston, Idaho

My Commission Expires *March*, 19*78*

RECEIVED

NOV 10 1975

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT NO. 13-4031

Notice is hereby given that Boyd H. Stewart, seller & Ken Hinkle, Weston, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 1.70 cubic feet per second of water from unnamed springs with point of diversion in the SW 1/4 SE 1/4, Sec. 11, T. 16S, R. 38E, B.M., NE 1/4 SE 1/4, Sec. 11, T. 16S, R. 38E, B.M., Franklin County.

The water is claimed to be used from Apr. 1 to Oct. 31 for the irrigation of 85 acres with a priority of April 1, 1900; the place of use is within the SE 1/4, Sec. 11, T. 16S, 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 October 30 and November 6, 1975.

Legal No. 23 — Pub. Oct. 30, Nov. 6, 1975.

FEDERAL LAND BANK ASSOCIATION OF PRESTON

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

TELEPHONE: 852-2145



RECEIVED

OCT 23 1975

J. P. GARNER, MANAGER

Department of Water Resources
Eastern District Office

October 22, 1975

Re: Loan # 162130-1 - Stewart

Idaho Department of Water Adm.
Eastern District Office
1515 Lincoln Road
Idaho Falls, Idaho 83401

Attention: Kenneth Flowerdew

Dear Mr. Flowerdew,

Enclosed is executed Claim to a Water Right and check for \$10 from Boyd Stewart which we are resubmitting for your attention. We have made the changes you requested and are sorry for any inconvenience we may have caused you.

Yours truly,

Gayle C. Beaton
Ass't to Manager

gcb

enclosure



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

October 23, 1975

RE: Claim to a Water Right No. 13-4031

Mr. Boyd H. Stewart
Weston
Idaho 83286

Dear Mr. Stewart:

Attached herewith is Departmental receipt No. 15454 in the amount of \$10.00 for the above referenced Claim.

Very truly yours,

RONALD D. CARLSON
District Engineer

RDC:ME

Attachment

NOTICE OF CLAIM TO A WATER RIGHT

NO. 13--4031

Notice is hereby given that Boyd H. Stewart , seller & Ken Hinkle
Weston, Idaho

has filed a claim to a water right established by diversion and application
to beneficial use of 1.70 cubic feet per second ~~acres feet per annum~~
of water from unnamed springs

with point of diversion in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 11, T. 16S, R. 38E, B.M., NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 11,
T. 16S, R. 38E, B.M., Franklin County

The water is claimed to be used from Apr. 1 to Oct. 31
for the irrigation of 85 acres
with a priority of April 1, 1900;
the place of use is within the SE $\frac{1}{4}$, Sec. 11, T. 16S, 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 October 30 and November 6, 1975.

*AW-D
AW-A*

October 24, 1975

RE: ~~Claim~~ to a Water Right No. 13-4031

The 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 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 11-10-1975 by me

RDC:ME

Legal Notice (1)

WPH
Oct 24
1975



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
EASTERN DISTRICT

IDAHO FALLS, IDAHO 83401

November 17, 1975

RE: Claim to a Water Right No. 13-4031

Mr. William Hinkle
Weston
Idaho 83286

Dear Mr. Hinkle:

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 truly yours,

RONALD D. CARLSON
Supervisor
Eastern District

RDC:ME

Enclosure: Copy of Claim

