

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

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 William J. Baird
(name of claimant)
of Rt. #3, Box 565, Preston, Idaho 83263, 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) ground water
_____, 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 <u>0.04</u>	Use <u>Domestic</u>	Period of Use: From <u>Jan. 1</u> To <u>Dec. 31</u>
Amount _____	Use _____	Period of Use: From _____ To _____
Amount _____	Use _____	Period of Use: From _____ To _____
(cfs, gpm or a/f)	(dom., irri., stock, etc.)	(both dates inclusive)

- (3) Total quantity of water claimed: 0.04 cubic feet per second, or _____ acre feet per annum, and/or _____ gallons per minute.
- (4) Priority claimed: (the date water was first applied to beneficial use) July, 1976

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)
NE ¼ SE ¼, Sec. 26 Twp. 15S Rge. 40E B. M. County of Franklin
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. 6" diameter cased well, 165' deep, submersed pump and pipeline to house.

- (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.	NE ¼				NW ¼				SW ¼				SE ¼				TOTAL
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
15S	40E	26													X				

Total No. of acres _____

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible:
Ground water will be diverted for the culinary use of a single family domestic unit.

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

Hand-drawn map on grid paper showing a road intersection. A vertical line is labeled "County Road". A diagonal line is labeled "Twp 15S". The intersection is marked with a small square and labeled "Point of diversion & place of use".

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 affiants knowledge.

Residing at Preston, Idaho

Received by <u>OW</u>	Date <u>3-17-78</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>ARK</u>	Date <u>3/14/78</u>		claimant by:	
\$10.00 fee received by <u>OW</u>	Date <u>3-17-78</u>			
Approved for publication by <u>OW 4-05-78</u>				
Published in <u>Weston Citizen #4882</u>				
Dates <u>Mar. 23 & 30 - 1978</u>				

No 589

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

ss.

County of Franklin

Kevin D. Allen

being duly sworn,

deposes and says:

That he is the Office Manager 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 2 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

March 23, 1978, and ending

with the issue of March 30, 1978.

Kevin D. Allen

Fee \$ 1406

Subscribed and sworn to before me this 3 day

of April, 1978

Notary Public

Notary Public, Residing at Preston, Idaho

My Commission Expires August 11, 1980

RECEIVED

APR 5 1978

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT NO. 13-4071

Notice is hereby given that William J. Baird, Preston, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 0.04 cubic feet per second of water from a ground-water source with point of diversion in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 26, T. 15S, R. 40E, B.M., Franklin County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes for one family with a priority of July, 1976; the place of use is within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 26, T. 15S, R. 40E, 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.

C. STEPHEN ALLRED
Director

Published in the Preston Citizen, Preston, Idaho on March 23 and March 30, 1978.

Legal No. 589-19L — Pub. March 23 and 30, 1978.



John V. Evans
Governor

C. Stephen Allred
Director

March 14, 1977

UNITED STATES OF AMERICA POSTAL MONEY ORDER

22807-15290 780309 832630 *20*00

DO NOT SIGN HERE

PAY TO THE ORDER OF *William J. Baird*

FOR DEPOSIT ONLY

8-869

NOT VALID IF OVER

USA

22807-15290

Mr. William J. Baird
Rt. #3, Box 565
Preston, Idaho 83263

Dear Mr. Baird:

We recently received your claim to a domestic ground water right and your money order No. 15-20 in the amount of \$10.00. As several corrections were necessary, I have taken the liberty of completing a new claim for your convenience. Please review this document and if it appears to be in proper form, please place your signature on the reverse side where indicated, in the presence of a notary public. Then resubmit with the statutory filing fee.

If you have any questions concerning this matter, please feel free to contact me.

Very truly yours,

ANTHONY R. KOZLOWSKI
Water Resource Agent

ARK:cw

Enclosure

Attachment

NOTICE OF CLAIM TO A WATER RIGHT

NO. 13-4071

Notice is hereby given that William J. Baird,

Preston, Idaho

has filed a claim to a water right established by diversion and application
to beneficial use of 0.04 cubic feet per second ~~XXXXXX~~

of water from a ground-water source

with point of diversion in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 26, T. 15S, R. 40E, B.M.,

Franklin County

The water is claimed to be used from Jan. 1 to Dec. 31 for

domestic purposes for one family

with a priority of July, 1976;

the place of use is within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 26, T. 15S, R. 40E, 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.

C. STEPHEN ALLRED

~~XXXXXXXXXXXXXXXXXXXX~~

Director

Published in the Preston Citizen, Preston, Idaho

on March 23 and March 30, 1978

CW-A
P. M.

March 17, 1978

RE: Claim to a Water Right No. 13-4071 BAIRD

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
Supervisor
Eastern Region

Bill submitted 4-05-78 by CD

RDC:CD

Enclosure: Legal Notice (1)

March 17, 1978

RE: Claim to a Water Right No. 13-4071

William J. Baird
Rt. #3, Box 565
Preston, ID 83263

Dear Mr. Baird:

Attached herewith is Departmental receipt No. 9882 in the amount of \$10.00 for the above referenced claim to a water right.

Very truly yours,

COLLEEN WRAY
Secretary

CW:CD

Attachment

April 11, 1978

RE: Claim to a Water Right No. 13-4071

Mr. William J. Baird
Rt. #3, Box 565
Preston, ID 83263

Dear Mr. Baird:

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 Region

RDC:CS

Enclosure