

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 Alex P. Inglet

(Name of Claimant)

Route #1, Preston, Idaho 83263

(Mailing Address)

Telephone No. 852-2787

(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, 1926

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, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	<u>2.50 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		Use	Period of Use From	To

- (4) 2.50 cfs TOTAL QUANTITY USED.

(cfs, gpd, AFA)

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

NW ¼ NE ¼, Sec. 20 Twp. 16S Rge. 39E 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. Describe any changes in the system and give the date of the change. 30 Hp. electric motor, 10" intake from the river into an 8" steel main, Rain-birds with 5/16" and 7/32" nozzles, (Originally diverted by gas motor)

- (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	
16S	39E	20	2.6																2.6
		21						40	20										60
		17												11			10.1		21.1

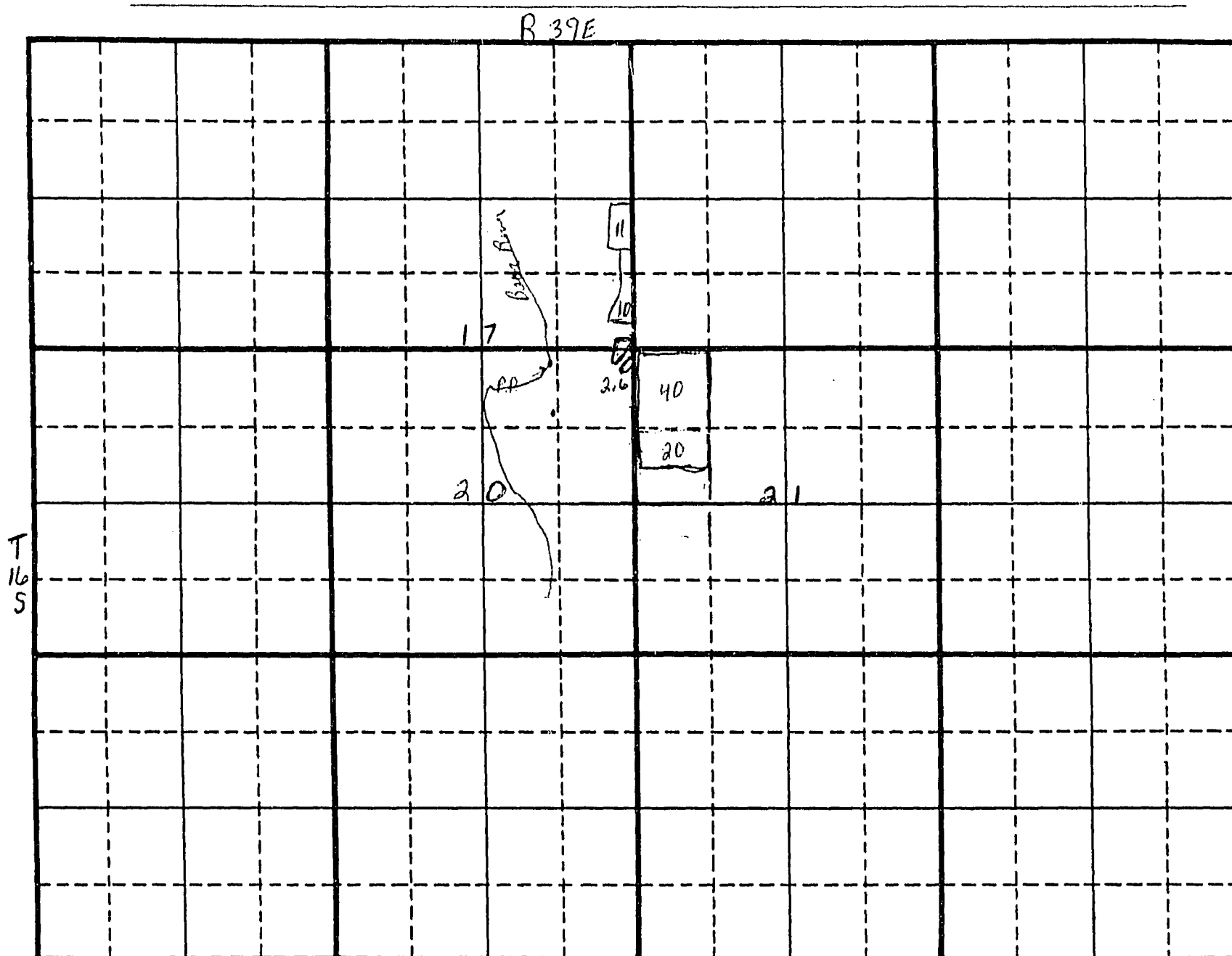
No. of acres 83.7

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: _____

(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 Franklin) 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 31st day of March, 1979.
[Signature] (Claimant)

Gonnie Westover
Notary Public
Residing at Preston, Idaho
83263

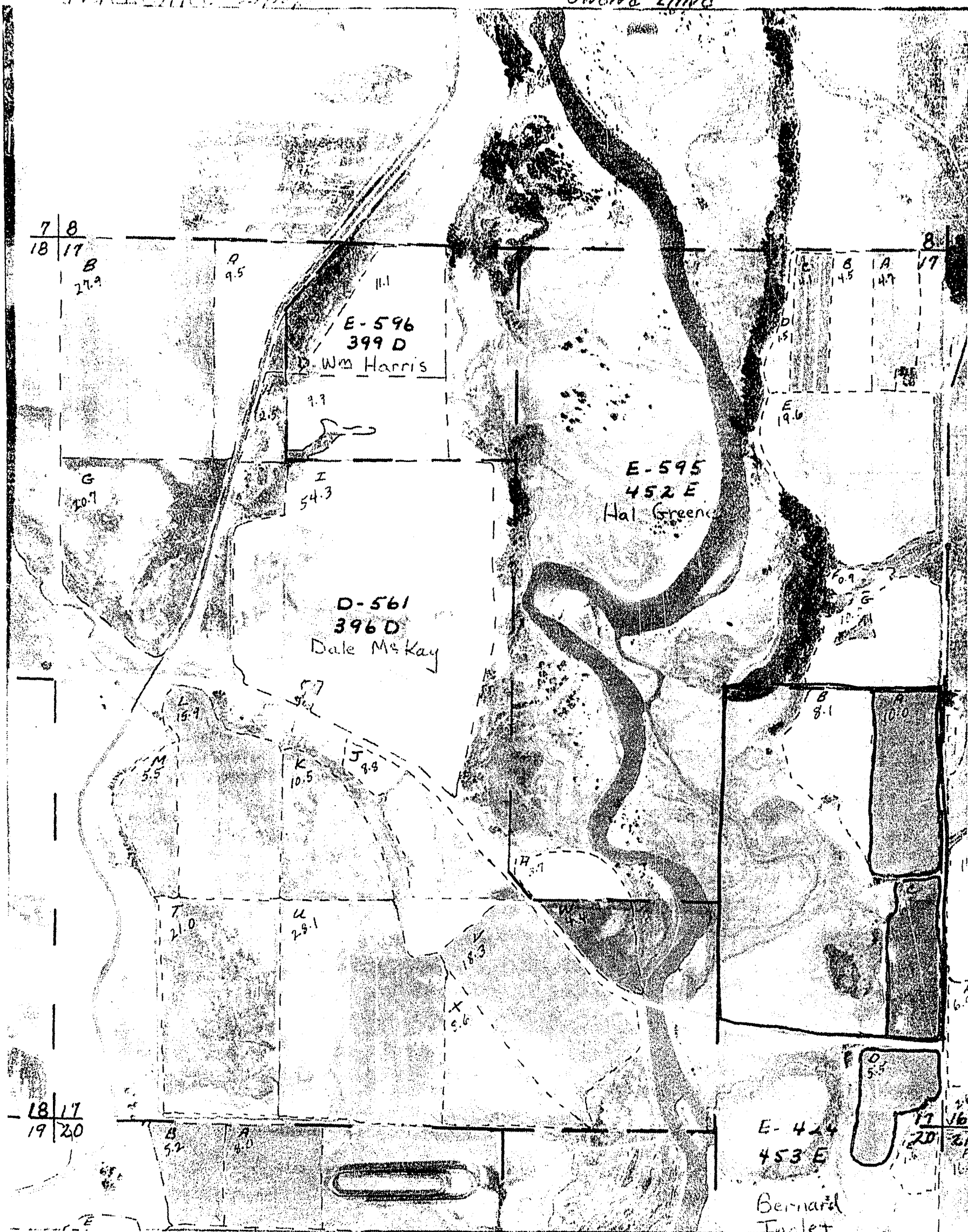
My commission expires 7/25/82

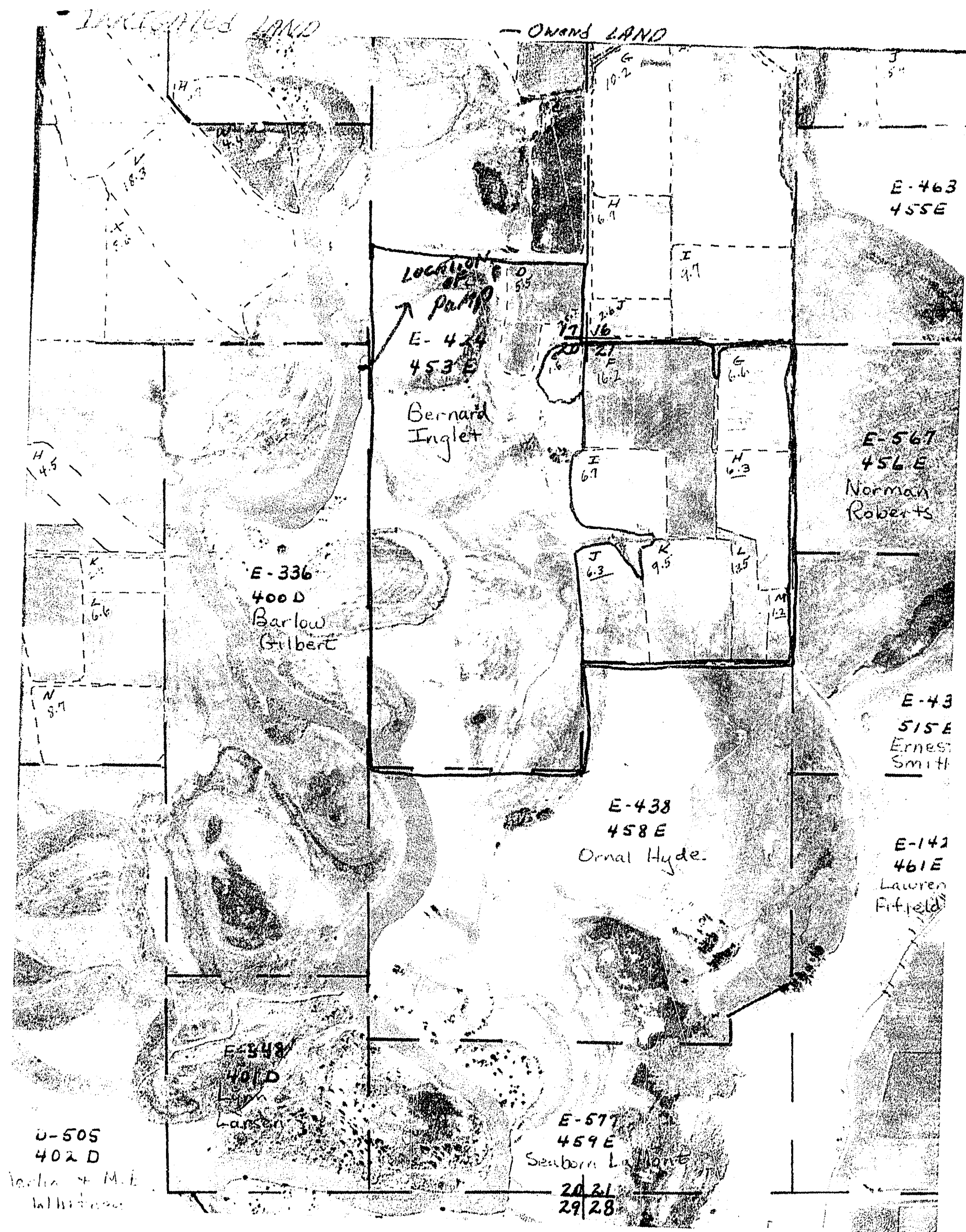
FOR DEPARTMENT USE ONLY

Received by <u>dh</u>	Date <u>4-2-79</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>g.c.</u>	Date <u>4/2/79</u>		claimant by:	
\$20.00 fee received by <u>dh</u>	Date <u>4-2-79</u>	#12989		
Published in <u>Preston Citizen</u>				
Dates <u>April 12 & 19, 1979</u>				
Notice of Correction - May 24 & 31, 1979				

- TRAIL GARD MAP

- OWARD LAND





ABSTRACT OF TITLE

TO

The East half of the South-east quarter of Section Seventeen (17), and the East half of the North-east quarter of Section Twenty (20), and the North half of the Northwest quarter of the Northwest quarter of Section Twenty-one (21), all in township sixteen (16) South, of Range thirty-nine (39) East of the Boise Meridian, containing One Hundred Eighty (180) acres.

Prepared for
Utah Mortgage Loan Corporation

No.
1916-1917

Abstract of Title

SUPPLEMENTAL

TO THE FOLLOWING DESCRIBED REAL ESTATE SITUATED IN THE
COUNTY OF FRANKLIN, STATE OF IDAHO, TO-WIT:

The East half of the Southeast quarter of Section 17, and the East half of the Northeast quarter of Section 20, and the North half of the Northwest quarter of the Northwest quarter of Section 21, all in Township 16 South, Range 39 East of the Boise Meridian.

Also commencing at a point 80 rods East from the Northwest corner of the Northwest quarter of Section 27, Township 16 South, Range 39 East of the Boise Meridian; thence running East 32 rods; thence South 80 rods; thence West 32 rods; thence North 80 rods, to the place of beginning.

No 889

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

County of Franklin

ss.

J. Warren Ross

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 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

May 24, 1979 and ending with the issue of May 31, 1979

Fee \$.....

Subscribed and sworn to before me this 4th day of June, 1979.

Kevin D. Allen

Notary Public, Residing at Preston, Idaho

My Commission Expires June 7, 1982

NOTICE OF CORRECTION

Notice is hereby given that Claim to a Water Right No. 13-4107 in the name of Alex P. Inglet was advertised in correctly on April 12 and 19, 1979. The place of use was advertised as being within the NENE Sec. 30, T. 16S, R. 39E, NWNW SWNW Sec. 21, T. 16S, R. 39E, NESE SESE Sec. 17, T. 16S, R. 39E.

WHEREAS, the actual place of use is within the NENE Sec. 20, T. 16S, R. 39E, NWNW SWNW Sec. 21, T. 16S, R. 39E, NESE SESE Sec. 17, T. 16S, R. 39E.

Any exception to this claim should 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 May 24 and 31, 1979.

Legal No. 889— Pub. May 24 and 31, 1979.

RECEIVED

JUN 7 1979

Department of Water Resources
Eastern District Office

No 868

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Franklin } ss.

J. Walter Ross

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 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

April 12, 1979, and ending with the issue of April 19, 1979.

Fee \$ 14.88

Subscribed and sworn to before me this 26th day of April, 1979.

Kevin D. Allen

Notary Public, Residing at Preston, Idaho

My Commission Expires June 7, 1982

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

13-4107

INGLET, ALEX P.
ROUTE 1, PRESTON, ID 83263
Source: BEAR RIVER tributary to GREAT SALT LAKE

Priority Date: 06/01/1926

Amount: 2.50 CFS

Diversion Point: NWNE Sec 20 T 16S R 39E, FRANKLIN CO.

Use: IRRIGATION (2.50 CFS) from 04/01 to 11/01

Place of Use: NENE Sec 30 T 16S R 39E NWNW SWNW Sec 21 T 16S R 39E NESE SESE Sec 17 T 16S R 39E FOR 84 ACRES

Diversion Means: MOTOR AND SPRINKLER SYSTEM

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

C. STEPHEN ALLRED
Director

Published 4/12 and 4/19/79.

Legal No. 868-31L - Pub. April 12 and 19, 1979.

87-A

RECEIVED

MAY 2 1979

Department of Water Resources
Eastern District Office

Form 243a
11/78

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: R.P.

Right Number _____

Applicant

INGLET, A.P.

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.

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Carlson

Date 6/11/79.

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Jm

Date 6/18/79

Feb. 16, 1979

Dear Mr. Rhoads:

Concerning our conversation
of January 29 past, after
several attempts to reach

Mr. Russell Stoker (watermaster) I have been
unable to make contact with him. Therefore,
I am now sending you the information
which you requested, along with some photo
copies which may be of some help to you.
Would you please follow up on our water
situation for us?

As near as we can trace, the date the
water was first used was between 1900-1910.
The total acres we are now watering is
approximately 60 acres. We pump $2\frac{1}{2}$ second feet.
The description of the pump is as follows:

The pump is a 30 horsepower General Electric
motor. Model number is 5K286 yK2057. Serial
number is: FH6233015. The FL RPM 1750-
cycles 60-phase 3 - volts $230/460$ - FL AMP
76.6/38.3 - type K. A 10 inch intake and a
8 inch outlet.

We use approximately 40 laterals
rainbird type number: 5/16 and 1/2.



Enclosed is a photo copy of
ground location and pump
location. If you need more
information, please call at 852-2787.

Please call before 2 in the afternoon, as I
leave for work after that. I am anxiously
waiting for your reply. Thank you.

Sincerely

Alex. P. Glet

RECEIVED

FEB 20 1979

Department of Water Resources
Eastern District Office

March 7, 1979

Mr. Alex P. Inglet
Route #1
Salmon, Idaho 83467

Dear Mr. Inglet:

Re: Claim to a Water Right

Enclosed you will find a claim that, for your convenience, has been partially completed in this office from information obtained from your letter of February 16, 1979 and the title of abstract you submitted to this office. It will be necessary for you to complete the following:

Item 1. Show the month, day, and year as to your best information when the water was first put to beneficial use. If it is impossible to determine the exact day, use the first day of the month.

Item 5. Complete the legal description for the point of diversion in forty-acre tracts.

Item 5.b. If the water was diverted from the Bear River by means other than an electric pump when the water was first put to use, indicate that means of diversion.

Item 6. The abstract of title that you have sent me describes approximately 180 acres that you own, yet you state in your letter to be irrigating only 60 acres. It is, therefore, impossible for me to determine which lands you irrigate. You must indicate the irrigated acreage by completing Item 6. An aerial photo from the ASCE office with the lands irrigated outlined and the proper location shown would be of great assistance in completing this item.

When you have completed the above items, sign the claim in the presence of a notary public and submit it to this office, along with the statutory claim fee of \$20.00. It would also be to your benefit to file the abstract of title with your claim. Should you have any questions regarding this matter, please feel free to contact this office.

Very truly,

BILL RHOADS
Sr. Water Resource Analyst

BR:dh
Enclosures

March 15

Dear Mr. Rhoads:

I have filled out the claim to water rights to the best of my knowledge. Enclosed is the aerial photos of our land.

I have outlined in purple all land that we own and in orange all land that we have irrigated in the last 10 years. I have also marked in blue, the location of our pump.

There was an error on my part estimating the irrigated land. It is 83.6 acres.

Enclosed also is my statutory claim fee of \$20. I am also enclosing the abstract of title with my claim.

If you have any further questions, please contact me at 852-2787. Thank you.

Sincerely,

Al P. [Signature]

March 28, 1979

Alex P. Inglet
Route #1
Preston, Idaho 83263

Dear Mr. Inglet:

We have received the claim to a water right you recently submitted to our office, along with your check No. 137 in the amount of \$20.00, an aerial photo of lands you irrigate, and the Abstract of Title. For your convenience, we have retyped your claim to water right and completed the map in Item 8.

Please sign the typed claim in the presence of a notary public, after reviewing it to be sure it is consistent with your intent. When this has been completed, return the form to our office, accompanied by the statutory filing fee of \$20.00. It would also be to your benefit to send the abstract of title and aerial photo with this claim.

We apologize for the delay in this matter. Should you have any questions, please feel free to contact this office.

Sincerely,

JOHN CARLSON
Water Resource Agent

JC:dh

Attachment
Enclosures

April 2, 1979

Alex P. Inglet
Route #1
Preston, Idaho 83263

Dear Mr. Inglet:

Re: Claim to Water Right

Attached herewith is Departmental receipt No. 12989 in the amount of \$20.00 for the above referenced claim.

Very truly yours,

RONALD D. CARLSON
Supervisor
Eastern Region

RDC:dh

Attachment

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

13-4102-

INGLET, ALEX P.

ROUTE 1, PRESTON, ID 83263

Source: BEAR RIVER tributary to GREAT SALT LAKE

Priority Date: 06/01/1926

Amount: 2.50 CFS

Diversion Point: NWNE Sec 20 T 16S R 39E, FRANKLIN Co.

Use: IRRIGATION (2.50 CFS) from 04/01 to 11/01

Place of Use: NENE Sec 20 T 16S R 39E NWNW Sec 21 T 16S R 39E NESE SESE
Sec 17 T 16S R 39E FOR 84 ACRES

Diversion Means: MOTOR & SPRINKLER SYSTEM

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

C. STEPHEN ALLRED

Director

Published 4/12 & 4/19/79.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

1515 Lincoln Road
Idaho Falls, ID 83401
(208) 523-7186

APRIL 30, 1979

ALEX P. INGLET
ROUTE 1
PRESTON

ID 83263

RE: Claim No. 13-4107

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

1515 Lincoln Road
Idaho Falls, ID 83401
(208) 523-7126

APRIL 6, 1979

Preston Citizen
Box 472
Preston, Idaho 83263

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 30, 1979.

Yours truly,

RONALD D. CARLSON
Supervisor

Encl.

NOTICE OF CORRECTION

Notice is hereby given that Claim to a Water Right No. 13-4107 in the name of Alex P. Inglet was advertised incorrectly on April 12 and 19, 1979. The place of use was advertised as being within the NENE Sec. 30, T. 16S, R. 39E, NWNW SWNW Sec. 21, T. 16S, R. 39E, NESE SESE Sec. 17, T. 16S, R. 39E.

WHEREAS, the actual place of use is within the NENE Sec. 20, T. 16S, R. 39E, NWNW SWNW Sec. 21, T. 16S, R. 39E, NESE SESE Sec. 17, T. 16S, R. 39E.

Any exception to this claim should 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 May 24 & 31, 1979.

87



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

May 17, 1979

The Preston Citizen
P. O. Box 472
Preston, Idaho 83263

Gentlemen:

Re: Claim to Water Right No. 13-4107 - Notice of Correction

We are resubmitting a legal notice to be published on May 24 & 31, 1979. This notice was originally published in your newspaper on April 12 and 19, 1979. Unfortunately, it was advertised incorrectly. As we did not receive a galley proof, we had no way of checking the accuracy of this legal notice before it went to print.

We, therefore, request that this be advertised again at your expense. Please submit a galley proof before the first date of publication for our review. 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 date of publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to this Department by June 11, 1979. Your cooperation in this matter is greatly appreciated.

Very truly yours,

RONALD D. CARLSON
Supervisor
Eastern Region

RDC:dh
Enclosure