

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

JUN 30 1983

CLAIM TO A WATER RIGHT

Department of Water Resources

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 BOW VALLEY DEVELOPEMENT CORPORATION

(Name of Claimant)

1675 North 200 West, Provo, Utah 84601

(Mailing Address)

(Zip Code)

Telephone No. 801-377-6700

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) May 1, 1921

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)

Unnamed Springtributary to sinks

- (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>.02CES</u>	Use <u>Stock</u>	Period of Use From <u>April 1</u>	To <u>Oct. 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) .02 CES TOTAL QUANTITY USED.
(cfs, gpd, AFA)

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

NE 1/4 SW 1/4, Sec. 27 Twp. 13S Rge. 40 E 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. Water is not diverted but is collected at above named point.

in earth mound, it is then piped a few feet to a metal trough that is 3'x2'x25'

- (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.	NE1/4				NW1/4				SW1/4				SE1/4				TOTAL
			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	40	27									X								

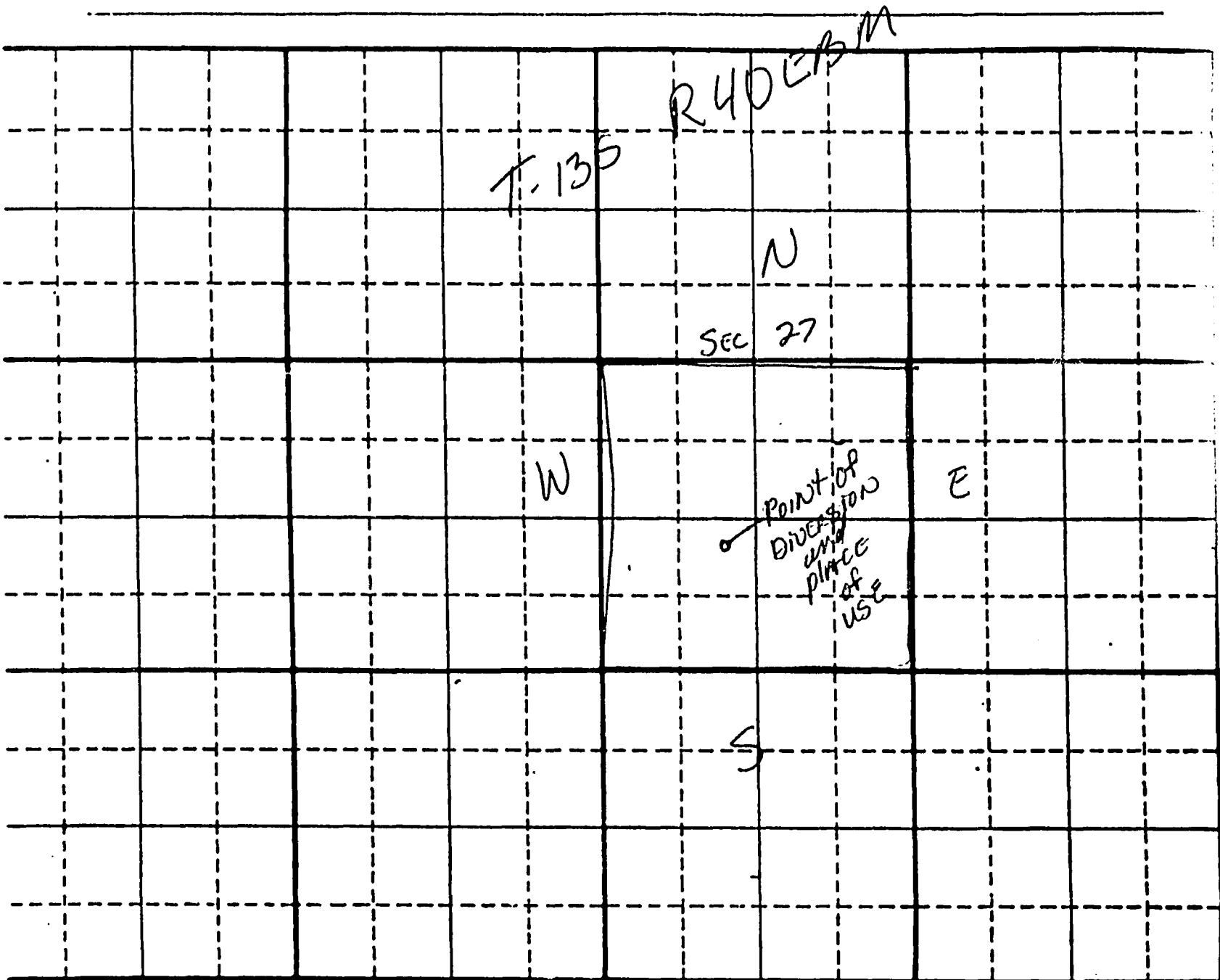
No. of acres

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Water is used to water stock that is grazed upon the property described above.
This Spring as well as others waters ~~xxxxxxx~~ 1000 head of cattle
at some times. All cattle are Beef Cattle includes cows, and
fat stock.

NOTE: Include here the type and number of stock watered: Beef Cattle

- (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 IDAHO) 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.

Bow Valley Development Corp
by Stacy B. Birtch Pres
(Claimant)

Sworn to before me this 21st day of June, 1983.

Stacy Birtch
Notary Public
Residing at Provo, Utah

My commission expires 9-29-86

Received by BP Date 8/30/83 FOR DEPARTMENT USE ONLY
Prelim. check by CW Date 6-30-83 Exception filed by: _____ Date _____
\$20.00 fee received by CW Date 9-12-83 Forwarded to claimant by: _____ Date _____
Published in Preston Citizen _____
Dates 10/6 - 10/13/83 _____

#875
OCT 25 1983

No 1964

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

Oct 6, 1983, and ending
with the issue of Oct 13, 1983.

Fee \$ 12.50

Subscribed and sworn to before me this 31st day
of Oct, 1983.

Kenn O. Allen

Notary Public, Residing at Preston, Idaho

My Commission Expires June, 1986

NOTICE OF CLAIMS TO WATER RIGHTS

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

13-4261

BOW VALLEY DEVELOPMENT
CORP.

1675 N. 200 W., PROVO, UT 84601

Source: SPRING trib. to SINKS

Priority Date: 05/01/1921

Diversion Pt: NESW Sec 27 T 13S R
40E

Use: STOCKWATER (0.02 CFS)

In: NESW Sec 27 T 13S R 40E

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

KEN DUNN, Dir.

Published 10/6 & 10/13/83.

Legal No. 1964 -20L- Published
October 6, 13, 1983.

RECEIVED

NOV 4 1983

Department of Water Resources
Eastern District Office

*Approved
10-04-83
CW*

13-4261

BOW VALLEY DEVELOPEMENT CORP.

1675 N. 200 W., PROVO, UT 84601

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Priority Date: 05/01/1921

Diversion Pt: NESW Sec 27 T 13S R 40E

Use. STOCKWATER (0.02 CFS)

In. NESW Sec 27 T 13S R 40E



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

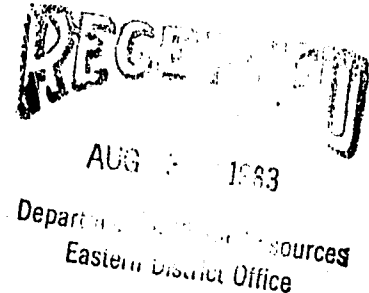
John V. Evans
Governor

A. Kenneth Dunn
Director

150 Shoup - Suite 15
Idaho Falls, Idaho 83401
(208) 525-7161

July 7, 1983

Dallin J. Phillips
P.O. Box 8 North State
Preston, ID 83263



Dear Claimant:

This office is in receipt of a Claim to a Water Right filed in your name. Please be advised that the claim cannot be formally receipted until the following information is provided:

- _____ Complete name.
- _____ Complete mailing address.
- ☒ Date of priority (month, day, and year).
- _____ Source of water.
- _____ Quantity claimed to have been used.
- _____ Nature of use and period of use.
- ☒ Location of point(s) of diversion. *Item 5A Range 40E*
- ☒ Location of place of use (acres irrigated if water is claimed for irrigation). *Item 6A Range 40E*
- _____ Filing Fee (Amount \$_____).
- _____ Signature.
- _____ Notarization of signature.
- _____ Other: *Item 6B Type and Number of Beef Cattle*
Map needs township and range

Please note that your claim has been stamped and initialed as received. If you amend this claim by adding the needed information and return the claim to this office no later than 60 days from the date of this letter, the original date submitted will be utilized for purposes of determining the appropriate filing fee.

Instructions for completing a Claim to a Water Right are included for your information. However, if you desire assistance, please feel free to contact this office.

Sincerely,

Keth C. Wilson

Form 243a
11/78

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY:

K C Wilton

Right Number

13 4261

Applicant

BOW VALLEY DEVELOPMENT
CORP.

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. 8, 1983.

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By

PC

Date

11-17-83

RECEIVED

NOV 16 1983

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

OCTOBER 24, 1983

BOW VALLEY DEVELOPEMENT CORP.
1675 N. 200 W.
PROVO UT 84601

RE: Claim No. 13-4261

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