

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 Telephone No. 801-377-6700
(Mailing Address) (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) 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 springs tributary 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>.02CFS</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 CFS TOTAL QUANTITY USED.
(cfs, gpd, AFA)

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

SE ¼ SW ¼, Sec. 11 Twp. 13S 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. Describe any changes in the system and give the date of the change.

WATER IS COLLECTED AND USED AT
SPRING LOCATION 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.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
13S	40E	11												X					

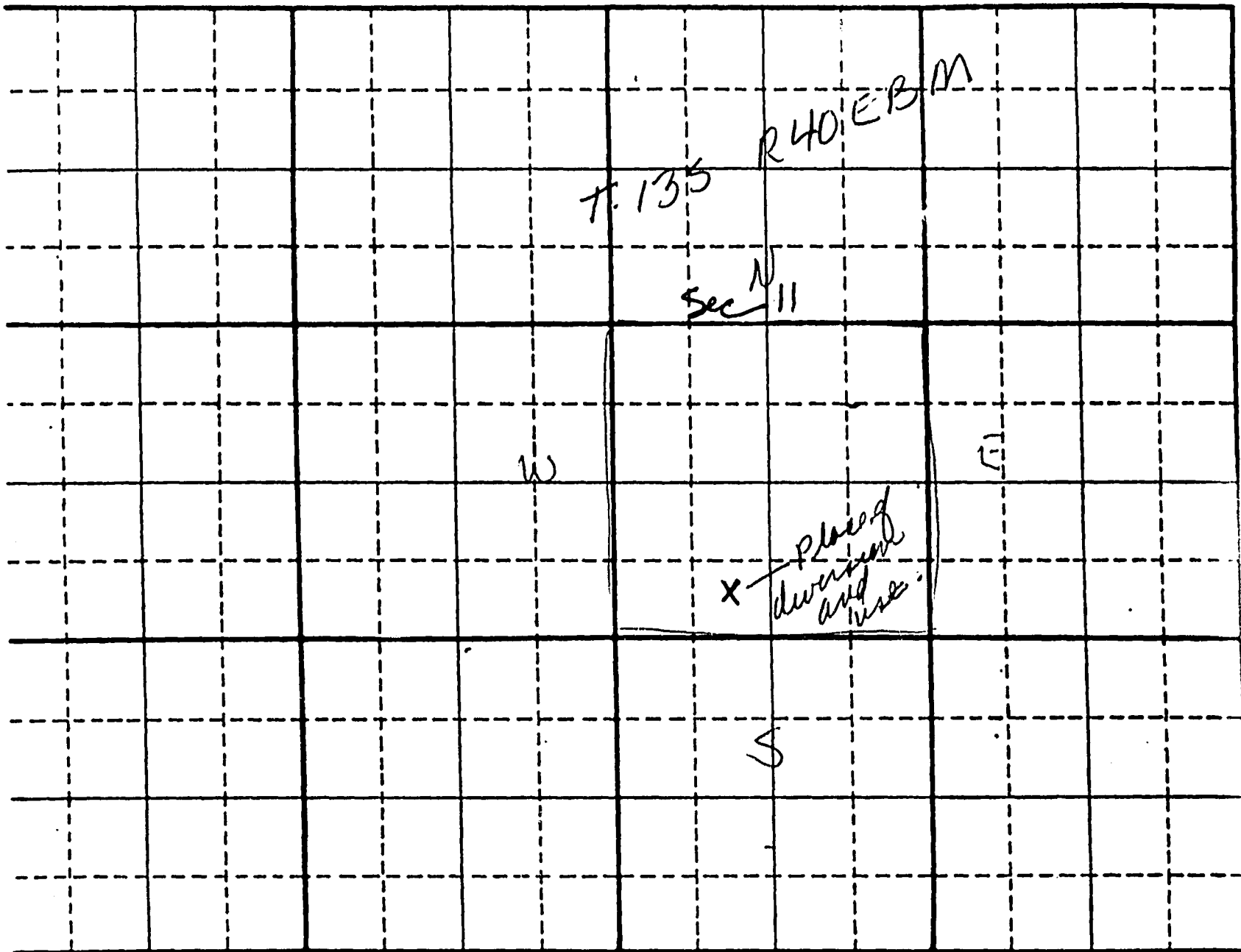
No. of acres

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 in excess of 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.

Bon Valley Development Corp
by [Signature]
(Claimant)

Sworn to before me this 21st day of June, 19 83.

[Signature]
Notary Public
Residing at Provo, Utah

My commission expires 9-29-86.

8/30/83
FOR DEPARTMENT USE ONLY
Received by BP Date 6-30-83 Exception filed by: _____ Date _____
Prelim. check by KCW Date 9-12-83 Forwarded to claimant by: _____
\$30.00 fee received by CW Date 8/30/83 # 29656
Published in Preston Citizen
Dates 10/6 & 10/13/83

#875

OCT 25 1983

No 1963

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.

Ken O. All

Notary Public, Residing at Preston, Idaho

My Commission Expires Jan 7, 1986

NOTICE OF CLAIMS TO WATER RIGHTS

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

13-4262

BOW VALLEY DEVELOPMENT CORP.

1675 N. 200 W., PROVO, UT 84601

Source: SPRINGS trib. to SINKS

Priority Date: 05/01/1921

Diversion Pt: SESW Sec 11 T 13S R 40E

Use: STOCKWATER (0.02 CFS)

In: SESW Sec 11 T 13S R 40E

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

KEN DUNN, Dir.

Published 10/6 & 10/13/83.

Legal No. 1963 -20L- Published October 6, 13, 1983.

RECEIVED

NOV 4 1983

Department of Water Resources
Eastern District Office

13-4262

BOW VALLEY DEVELOPEMENT CORP.

1675 N. 200 W., PROVO, UT 84601

Source: SPRINGS trib. to SINKS

Priority Date: 05/01/1921

Diversion Pt: SESW Sec 11 T 13S R 40E

Use. STOCKWATER (0.02 CFS)

In. SESW Sec 11 T 13S R 40E

*Approved
10-04-83
aw*



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 429
8 North State
Preston, ID 83263

RECEIVED

AUG 30 1983

Department of Water Resources
Eastern District Office

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.
- _____ Location of place of use (acres irrigated if water is claimed for irrigation).
- _____ Filing Fee (Amount \$ _____).
- _____ Signature.
- _____ Notarization of signature.
- _____ Other: Ifen 5B how is water collected
- Ifen 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,

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Keith C. Wilson
Right Number 13 4262 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. 11, 1983

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By AC Date 11-16-83

RECEIVED
NOV 13 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. 13-4262

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