

SEP 09 1996

Claim No. 13-4324

JUN 22 1996

Section 42-243, Idaho Code, authorizes the filing of a claim to a water right established by diversion and application of water to beneficial use for domestic uses as defined in Section 42-111, Idaho Code. The filing of this claim does not confirm the water right claimed.

(Name of Claimant)

(Mailing Address)

(Zip Code)

Telephone No: (208) 427-6633

1. Date of Priority: (When the water was first applied to beneficial use) SEPTEMBER 7, 1923

A claim is not acceptable on a surface water source with a priority later than May 20, 1971.

SPRINGS

tributary to **SINKS**

(cfs, af)

(Domestic, Stock, Etc.)

(Both dates inclusive)

(Mo., Day) (Mo., Day)

Quantity 0.04 cfs

Use DOMESTIC

Period of Use From 1-1 to 12-31.

Quantity

Use

Period of Use From

to

Quantity

Use

Period of Use From

to

4. 0.04 CCS TOTAL QUANTITY USED.

(cfs, af)

5. A) Location of point of diversion is SE ¼ of NE ¼ of NE ¼, Govt. Lot

Sec. 35 Township 12S Range 40E B.M. FRANKLIN County; additional points of diversion

If any: NWSENE 35-12S-40E, SWNW NW 36-12S-40E (3 POINTS OF DIVERGENCE TOTAL)

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. COLLECTION PIPES & PIPELINES TO MAIN BOX TO PIPELINE TO SINGLE FAMILY

DOMESTIC HOME WITH 1/2 ACRE LAWN. SOME INCIDENTAL STOCKWATER USE.

DOMESTIC HOME WITH 1/2 ACRE LAWN. SOME INCIDENTAL STOCKWATER USE.

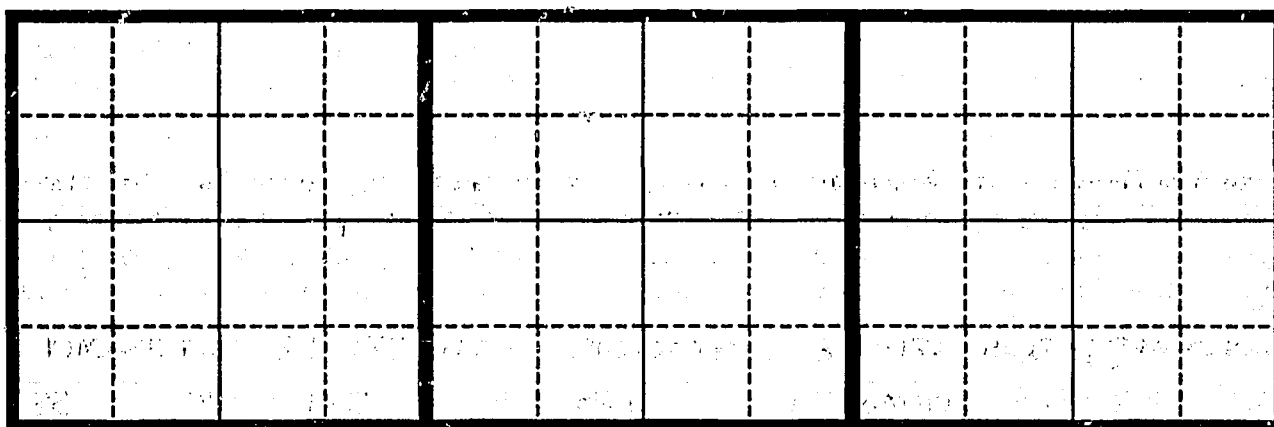
6. **A) Describe place of use within each 40-acre tract in the appropriate box using the following symbols in the appropriate tract. D - domestic, S - stockwater, X - other**

[illegible]

B) Fully describe the use, being as specific as possible: SINGLE FAMILY DOMESTIC HOME WITH 1/2 ACRE LAWN AND GARDEN AREA. SOME LIMITED INCIDENTAL STOCK USE.

NOTE: Include here the type and number of stock watered: 3 HORSES MAX

7. Remarks: SEE ATTACHED MAP. -



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. Attach an aerial photograph of the place of use if available.

State of Idaho)
County of _____) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the forgoing 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.

Reuel H. Skinner 7-19-96.
Reuel H. Skinner
Claimant's Signature (and title if claim is for an organization)

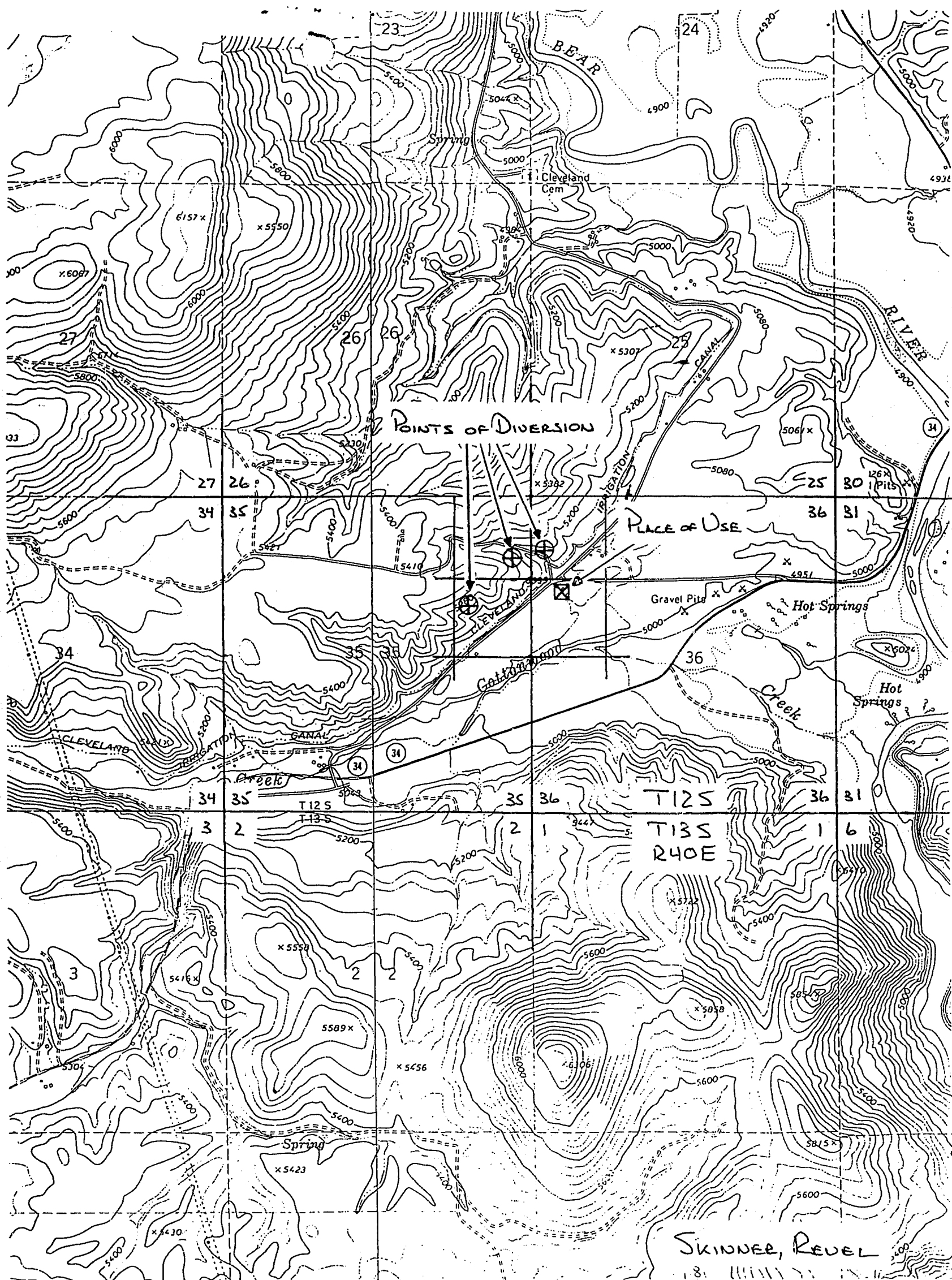
Sworn to before me this: 19th day of July, 1996.

Karen Hassmussen
Notary Public
Residing at: Spice, Id

My commission expires: 10-23-98

FOR DEPARTMENT USE ONLY

Received by PRM Date 7-18-96 Published in Preston Citizen
Prelim. check by PRM Date 7-18-96
Receipt # 6022402
Exceptions filed by _____ Dates 8-15-96





State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

AUGUST 7, 1996

Legal Notices Department
THE PRESTON CITIZEN
P.O. BOX 472
PRESTON, ID 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. 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 SEPTEMBER 2, 1996.

Yours truly,

Rita Bodell
Secretary

Encl.

~ Celebrating Our Centennial Year of Service to Idaho 1895-1995 ~

Exceptions to a claim may be filed with the Director, Dept. of Water
Resources, Eastern Region, 900 N Skyline, Idaho Falls, Idaho 83402.

KARL J. DREHER, Director

Published: 8/15/1996 & 8/22/1996

13-04324

SKINNER, REVEL
13266 N CLEVELAND RD
PRESTON, ID 83263

Source: SPRINGS

Tributary: SINKS

Diversion Pt:

SENENE Sec 35 T 12S R 40E in FRANKLIN County.
NWSENE Sec 35 T 12S R 40E in FRANKLIN County.
SWNWNW Sec 36 T 12S R 40E in FRANKLIN County.

Use: DOMESTIC

(0.040 CFS)
Total Diversion: (0.040 CFS)

Date Filed: 9/ 7/1923

In: FRANKLIN County
T12S R40E S36

SWNW

To: Idaho Department of Water Resources
Eastern District Office
900 N. Skyline Drive
Idaho Fall, ID
FAX: 208-525-7177

From: Hans K. Mussler
13909 N. Cleveland Road
Preston, ID 83263
FAX: 208-427-6698

Date: 21 August 1996

Pages: One

Subj: Application for Water Rights ICO Mr. Qinn Skinner

Gentlemen:

Concerning the application for water rights of Mr. Quinn Skinner, 13460 N. Cleveland Road, Preston, ID, we would like to bring to your attention that the springs claimed by Mr. Skinner have already been developed and piped into a delivery system that serves several households. The initial development of the springs and the system was done by the WPA, and since then upkeep has been shared by several users of the system. Mr. Skinner built his home two years ago and hooked on to the existing system. We feel that the rights of those who already had been on the sytem should be considered and protected. We own two properties served by this sytem. Although there are now no residences on these properties, we rely on this water source for emergency culinary and stock use, if there is a power failure or the pump in our well fails. We hope that you will consider these matters when you review Mr. Skinner's application. Thank you.

Hans K. Mussler
Hans K. Mussler

Ruth F. Mussler
Ruth F. Mussler

ACTION REQUIRED

FROM: H.W. JONES

TO: Hans Mussler

IF you are protesting Claim 13-04324 filed by
Reuel Skinner then a notarized protest must be filed
with a \$25 fee. IF you are going to protest the
new application number 13-07544 then I will need
just the signed protest and the \$25 fee. You must also
send a copy of the protest to the applicant.

H.W. Jones
9-3-96

875

4210

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Franklin } ss.

RECEIVED

AUG 30 1996

Department of Water Resources
Eastern Region

J. WALTER ROSS

being duly sworn,

deposes and says: **CO-PUBLISHER**

That he is the _____ 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

8-14, 1996, and ending

with the issue of 8-21, 1996

[Signature]

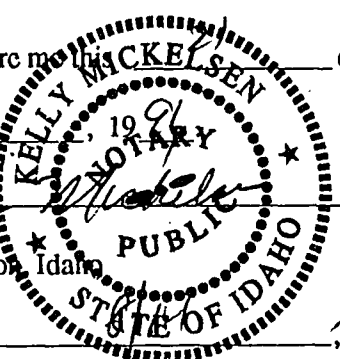
Fee \$ 36.50

Subscribed and sworn to before me this _____ day

of Aug, 1996

[Signature]
Notary Public, Residing at Preston, Idaho

My Commission Expires 301



RECEIVED

SEP 09 1996

Department of Water Resources

NOTICE OF CLAIMS TO WATER RIGHT

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

13-04324

SKINNER, REVEL

13266 N CLEVELAND RD

PRESTON, ID 83263

Source: SPRINGS

Tributary: SINKS

Diversion Pt: SENENE Sec 35 T

12S R 40E in FRANKLIN County
NWSENE Sec 35 T 12S R 40E in
FRANKLIN County SWNWNW Sec
36 T 12S R 40E in FRANKLIN
County

Use: DOMESTIC (0.040 CFS)

Total Diversion: (0.040 CFS)

Date Filed: 9/7/1993

In FRANKLIN County T12SR40E
S36 SWNW

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, Eastern Region, 900 N Skyline, Idaho Falls, Idaho 83402.

KARL J. DREHER, Director

Legal No. 4210 — Publish Aug. 14, 21, 1996.