

Claim No. 13-4326

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DEC 16 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM TO A WATER RIGHT

RECEIVED

SEP 20 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.

Notice is hereby given that Twin Lakes Canal Co.

19 So. State St, Preston

(Mailing Address)

ID

(Name of Claimant)

83263

(Zip Code)

Telephone No: (208) 852-3475

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 the water was first applied to beneficial use) 7/11/1923
A claim is not acceptable on a surface water source with a priority later than May 20, 1971.

- 2. Describe the source of water: (Name of stream, lake, spring, etc., or ground water)**

Spring tributary to Deep Creek

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, af)

(Domestic, Stock, Etc.)

(Both dates inclusive)
(Mo., Day) (Mo., Day)

Quantity	0.04	Use	Domestic	Period of Use From	1/1	to	12/31
Quantity	0.02	Use	Stock	Period of Use From	1/1	to	12/31
Quantity		Use		Period of Use From		to	

4. $\frac{0.06 \text{ cfs}}{(\text{cfs, af})}$ TOTAL QUANTITY USED.

5. A) Location of point of diversion is SW ¼ of SE ¼ of SE ¼, Govt. Lot _____
Sec. 23 Township 14S Range 38 E B.M. Franklin County; additional points of diversion
if any: _____

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. Electric pump and pipeline.

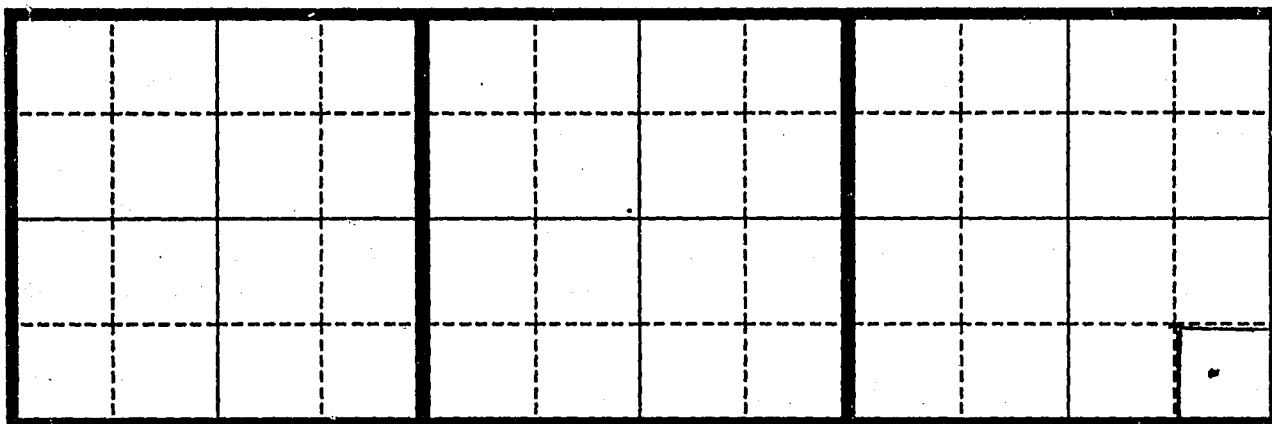
6. **A) Describe place of use within each 40-acre tract in the appropriate box using the following symbols in the appropriate tract. D - domestic, S - stockwater, X - other**

T	R	Sec	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SE	SW	
14S	38E	23																	

B) Fully describe the use, being as specific as possible: The water is used for the house, lawns, garden, pastures and livestock.

NOTE: Include here the type and number of stock watered: 10 horses, 15 cattle, 4 goats, 50 chickens, 15 turkeys, 20 rabbits, 20 sheep, 10 pigs.

7. Remarks:



SE 1/4 of
SE 1/4
Sec 23
Range 38E

Township 14S

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 Franklin) 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.

TWIN LAKES CANAL CO

Drew Naylor PRES
Claimant's Signature (and title if claim is for an organization)

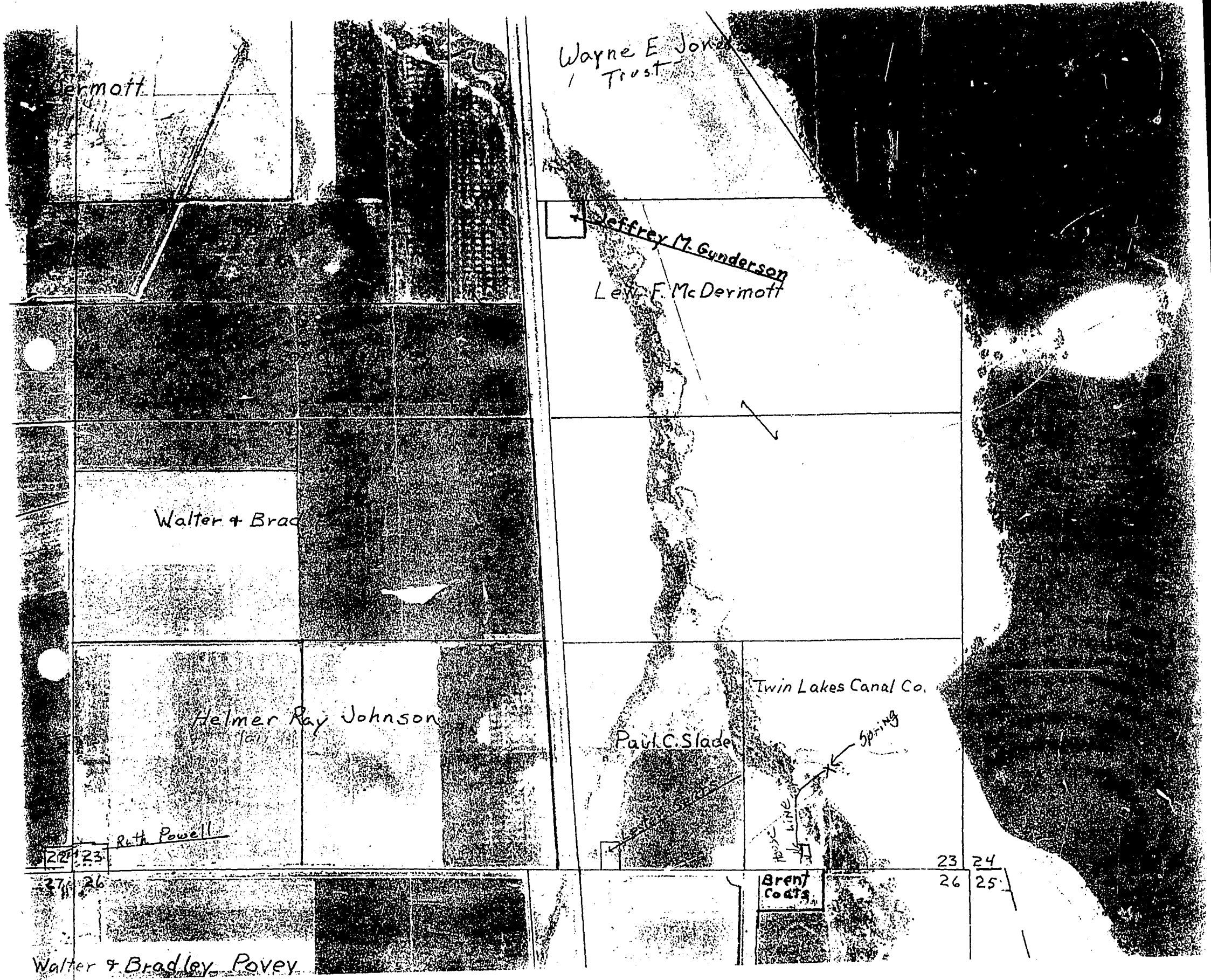
Sworn to before me this 18th day of September, 19 96.

Bonnie Kay Jensen
Notary Public
Residing at: Preston, Idaho

My commission expires: 7-7-2000

FOR DEPARTMENT USE ONLY

Received by _____	Date _____	Published in _____
Prelim. check by _____	Date _____	
\$100.00 receipted by <u>HWS</u>	Date <u>9-20-96</u>	
Receipt # <u>E022595</u>		
Exceptions filed by _____	Dates _____	



Dermott

Wayne E. Jones
Trust

Jeffrey M. Gunderson
Lett F. McDermott

Walter & Bradley

Helmer Ray Johnson

Ruth Powell

Twin Lakes Canal Co.

Paul C. Slader

Spring

Brent
Coats

Walter & Bradley Povey

22 23

27 26

23 24
26 25



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

OCTOBER 31, 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 NOVEMBER 25, 1996.

Yours truly,


Rita Bodell
Secretary

Encl.

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: 11/ 7/1996 & 11/14/1996

13-04326

TWIN LAKES CANAL CO
19 S STATE ST
PRESTON, ID 83263

Source: SPRING

Tributary: DEEP CREEK

Diversion Pt: SWSESE Sec 23 T 14S R 38E in FRANKLIN County.

Use: STOCKWATER	(	0.020 CFS)
DOMESTIC	(	0.040 CFS)
Total Diversion:	(	0.060 CFS)

Date Filed: 7/11/1923

In: FRANKLIN County
T14S R38E S23 SESE

875

№ 4247

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Franklin }

RECEIVED

DEC 3 1996

Department of Water Resources
Eastern Region

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

11-4, 1996, and ending

with the issue of 11-13 1996

[Signature]

Fee \$ 62.91

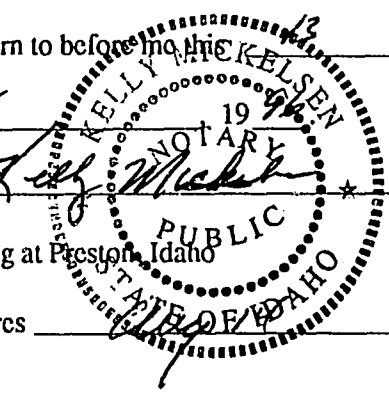
Subscribed and sworn to before me this 13 day

of Nov 1996

[Signature]

Notary Public, Residing at Preston, Idaho

My Commission Expires 2001



13-04325

BURTON, BLAINE DEAN
14325 N CLEVELAND RD
PRESTON, ID 83263
Source: SPRING
Tributary: SINKS
Diversion Pt: SWNWNW Sec 26
T 12S R 40E in FRANKLIN County.
Use: STOCKWATER (0.040 CFS)
DOMESTIC (0.040 CFS)
Total Diversion: (0.040 CFS)
Date Filed: 6/15/1993
In: FRANKLIN County
T12S R40E S26 SWNW

13-04326

TWIN LAKES CANAL CO
19 S. STATE ST
PRESTON, ID 83263
Source: SPRING
Tributary: DEEP CREEK
Diversion Pt: SWSESE Sec 23 T
14S R 38E in FRANKLIN County.
Use: STOCKWATER (0.020 CFS)
DOMESTIC (0.040 CFS)
Total Diversion: (0.060 CFS)
Date Filed: 7/11/1993
In: FRANKLIN County
T14S R38E S23 SESE

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

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T14S R38E S23 SESE

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KARL J. DREHER, Director
Legal No. 4247 — Publish Nov. 6, 13, 1996.