

Claim No. 13-04329

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

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 purposes 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 Westover Living Trust c/o Dean Westover
(Name of Claimant)
6089 N. Westside Hwy Clifton ID 83228 Telephone No: (208)-747-3224
(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 the water was first applied to beneficial use) 6-01-1919
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 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, af)		(Domestic, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>0.04 cfs</u>	Use	<u>Domestic</u>	Period of Use From <u>1-1</u>	to <u>12-31</u>
Quantity	<u> </u>	Use	<u> </u>	Period of Use From <u> </u>	to <u> </u>
Quantity	<u> </u>	Use	<u> </u>	Period of Use From <u> </u>	to <u> </u>

4. 0.04 fs TOTAL QUANTITY USED.
(cfs, af)

5. A) Location of point of diversion is SW ¼ of SE ¼ of NE ¼, Govt. Lot _____
Sec. 17 Township 14S Range 38E 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.

Collection box & gravity flow to 2 homes

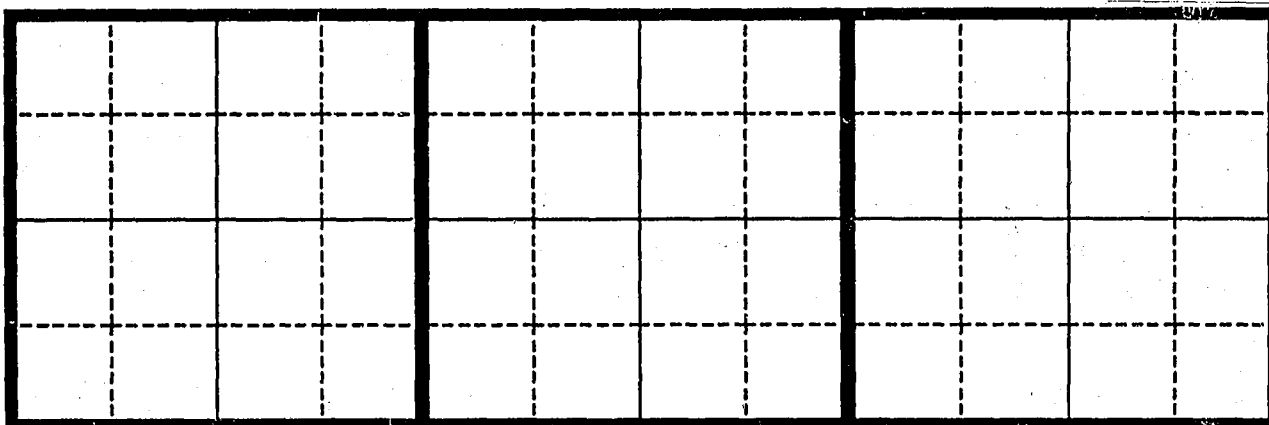
6. A) Describe place of use within each 40-acre tract in the appropriate box using the following symbols in the appropriate tract. D - domestic, S - stockwater, X - other

[illegible]

B) Fully describe the use, being as specific as possible: 2 homes

NOTE: Include here the type and number of stock watered: _____

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

State of Idaho)
County of Bingham) 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.

Dean Westover
Claimant's Signature (and title if claim is for an organization)

Sworn to before me this 7th day of February, 1997.

Ronald D. Cook
Notary Public
Residing at: FIRTH, ID

My commission expires: 5/27/98

FOR DEPARTMENT USE ONLY

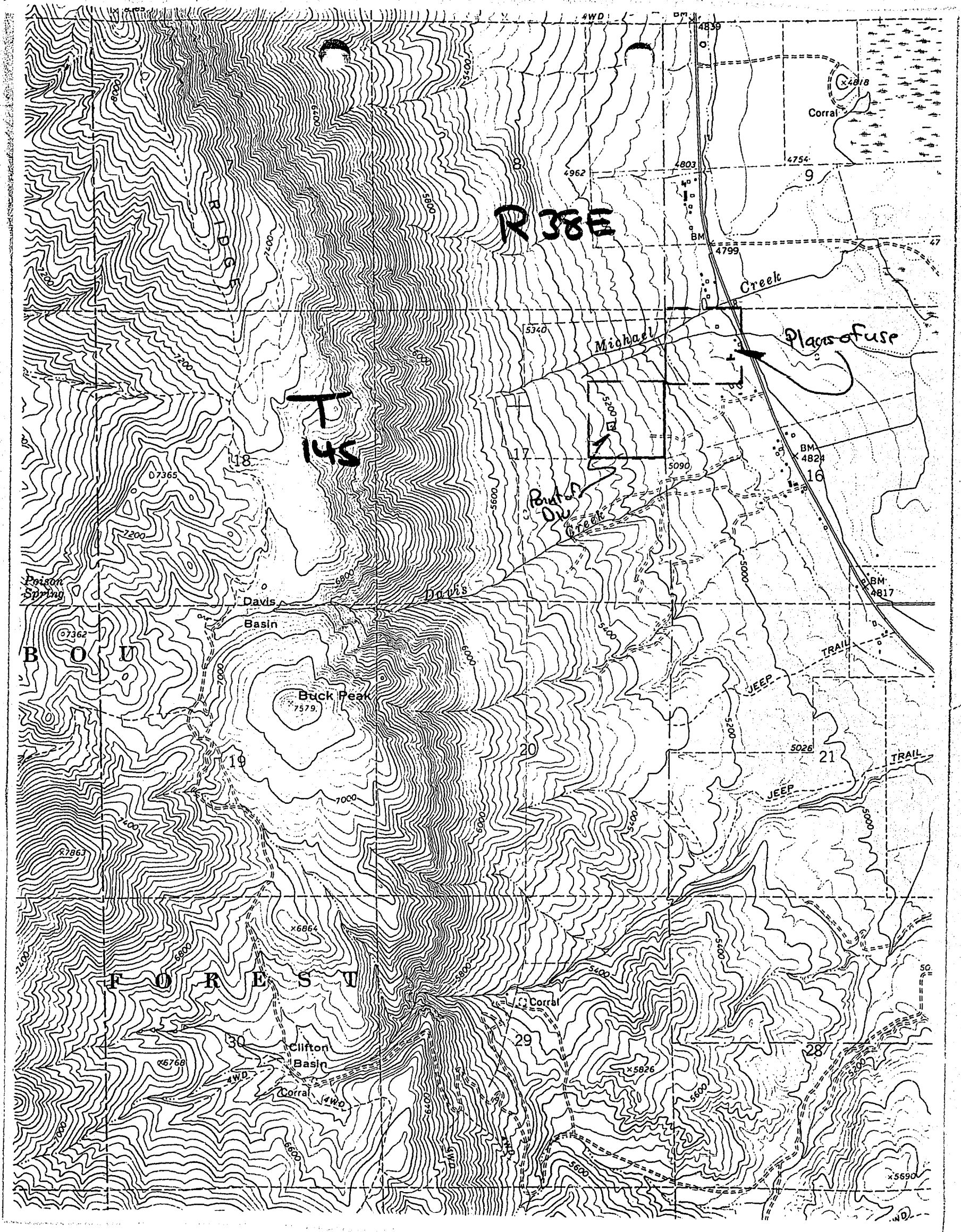
Received by Kew
Prelim. check by HWT
\$100.00 receipted by HWT
Receipt # 5022948

Date 2-7-97
Date 2-10-97
Date 2-10-97
Date 2-7-97

Published in Prairie Citizen

Exceptions filed by _____

Dates March 6 & 13, 1997



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: 3/ 6/1997 & 3/13/1997

13-04329

WESTOVER LIVING TRUST
C/O DEAN WESTOVER
6089 N WESTSIDE HWY
CLIFTON, ID 83228

Source: SPRING

Tributary: SINKS

Diversion Pt: SWSENE Sec 17 T 14S R 38E in FRANKLIN County.

Use: DOMESTIC (0.040 CFS)
Total Diversion: (0.040 CFS)

Date Filed: 6/ 1/1919

In: FRANKLIN County
T14S R38E S16 NWNW

875

No 4301

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

County of Franklin

ss.

RECEIVED

MAR 28 1997

Department of Water Resources
Eastern Region

J. WALTER ROSS

being duly sworn,

deposes and says:

That he is the 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

3-5

, 1997, and ending

with the issue of

3-12

1997

Fee \$

56.45

Subscribed and sworn to before me this 12 day

of

Marcy

NOTARY

PUBLIC

Notary Public, Residing at Preston, Idaho

My Commission Expires

3/97

NOTICE OF CLAIMS TO WATER RIGHTS

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

13-04328

WESTOVER LIVING TRUST

C/O DEAN WESTOVER

6089 N WESTSIDE HWY

CLIFTON, ID 83228

Source: SPRING

Tributary: SINKS

Diversion Pt: SWSENE Sec 17 T 14S

R 38E in FRANKLIN County

Use: STOCKWATER (0.040 CFS)

Total Diversion: (0.040 CFS)

Date Filed: 6/1/1919

In: FRANKLIN County T14S R38E

S16 NWNW

13-04329

WESTOVER LIVING TRUST

C/O DEAN WESTOVER

6089 N WESTSIDE HWY

CLIFTON, ID 83228

Source: SPRING

Tributary: SINKS

Diversion Pt: SWSENE Sec 17 T 14S

R 38 E in FRANKLIN County

Use: DOMESTIC (0.040 CFS)

Total Diversion: (0.040 CFS)

Date Filed: 6/1/1919

In: FRANKLIN County T14S R38E

S16 NWNW

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. 4301 — Publish

March 5, 12, 1997.