

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS**

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE BEAR RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 79576

Ident. Number: 13-2134
Date Received: 12/10/2024
Receipt No: P001700
Claim Fee: \$50.00
Received By: MB

RECEIVED

JAN 07 2025

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

IDWR/Preston

1. Name of Claimant(s)

FRANKLIN CUB RIVER PUMPING CO
PO BOX 54
PRESTON ID 83263

Phone: (435) 760-1203

2. Date of Priority: 7/23/1936

3. Source:

CUB RIVER

Trib. to:

BEAR RIVER

4. Point of Diversion:

Township	Range	Section	¼ of ¼ of ¼	Lot	County	Type
16S	40E	30	SE NE		FRANKLIN	

5. Description of diverting works:

Water is diverted out of the river by 2 150 horsepower pumps and 1 50 horsepower pump. There is a rotating screen outside of the shed where the pumps are located, and gates divert water into the pump house. The pumps raise the water approximately 50ft to the top of the hill, where it is then pressurized to flow throughout the closed pipe system to shareholders.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A
IRRIGATION	04/01	11/01	0.75		

7. Total Quantity Appropriated is:

0.75 C.F.S. and/or A.F.A.

8. Non-irrigation uses:

9. Place of use:

IRRIGATION within CACHE UT, FRANKLIN County

Township	Range	Section	¼	of	¼	Lot	Acres
14N	01E	2	SW		NE		
14N	01E	2	NE		NW	3	
14N	01E	2	NW		NW	4	
14N	01E	2	SW		NW		
14N	01E	2	SE		NW		
14N	01E	2	NE		SW		
14N	01E	2	NW		SW		
14N	01E	3	NE		NE	1	
14N	01E	3	NW		NE	2	
14N	01E	3	SW		NE		
14N	01E	3	SE		NE		
14N	01E	3	NE		NW	3	
14N	01E	3	NW		NW	4	
14N	01E	3	SW		NW		
14N	01E	3	SE		NW		
14N	01E	3	NE		SE		
15N	01E	33	SE		NE	1	
15N	01E	33	NE		SE		
15N	01E	33	SE		SE		
15N	01E	34	SW		NE	2	
15N	01E	34	SE		NE	1	
15N	01E	34	SW		NW	4	
15N	01E	34	SE		NW	3	
15N	01E	34	NE		SW		
15N	01E	34	NW		SW		
15N	01E	34	SW		SW		
15N	01E	34	SE		SW		
15N	01E	34	NE		SE		
15N	01E	34	NW		SE		
15N	01E	34	SW		SE		
15N	01E	34	SE		SE		
15N	01E	35	SW		NE	2	
15N	01E	35	SE		NE	1	
15N	01E	35	SW		NW	4	
15N	01E	35	SE		NW	3	
15N	01E	35	NE		SW		
15N	01E	35	NW		SW		
15N	01E	35	SW		SW		
15N	01E	35	SE		SW		
15N	01E	35	NE		SE		

15N	01E	35	NW	SE	
15N	01E	35	SW	SE	
15N	01E	35	SE	SE	
15N	01E	36	NW	SW	
15N	01E	36	SW	SW	
16S	39E	25	NE	SE	
16S	39E	25	SE	SE	
16S	40E	29	NW	NE	
16S	40E	29	SW	NE	
16S	40E	29	SE	NE	
16S	40E	29	NE	NW	
16S	40E	29	NW	NW	
16S	40E	29	SW	NW	
16S	40E	29	SE	NW	
16S	40E	29	NE	SW	
16S	40E	29	NW	SW	
16S	40E	29	SW	SW	
16S	40E	29	SE	SW	
16S	40E	29	NE	SE	
16S	40E	29	NW	SE	
16S	40E	29	SW	SE	
16S	40E	29	SE	SE	
16S	40E	30	SW	NE	
16S	40E	30	SE	NE	
16S	40E	30	SE	NW	
16S	40E	30	NE	SW	
16S	40E	30	NW	SW	3
16S	40E	30	SW	SW	4
16S	40E	30	SE	SW	
16S	40E	30	NE	SE	
16S	40E	30	NW	SE	
16S	40E	30	SW	SE	
16S	40E	30	SE	SE	

10. Do you own the property listed above as place of use? No

If your answer is no, describe in remarks below the authority you have to claim this water right.

__We are a canal company servicing our shareholders._____

11. Other Water Rights Used:

13-4, 13-2179, and 13-2092.

12. Remarks:

Priority Date Explanation:

This is the date that was licensed and the use continues today. Historically, it was described that the water came from an artesian well that was injected into the river and rediverted downstream at the pumping station. Over time and long before the adjudication started, the knowledge and location of the well was lost. With the meandering river, we assume that the well was lost from the changing river channel, and the water was naturally supplying the Cub River. This water licensed was and is still being diverted at the pumping station downstream. Because the well is not known to exist anymore but the water is still being diverted from the Cub River, the source for this claim is Cub River.

13. Basis of Claim: License

14. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the BEAR River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm under penalty of perjury that I am, and I have signed the foregoing document in the space below as the

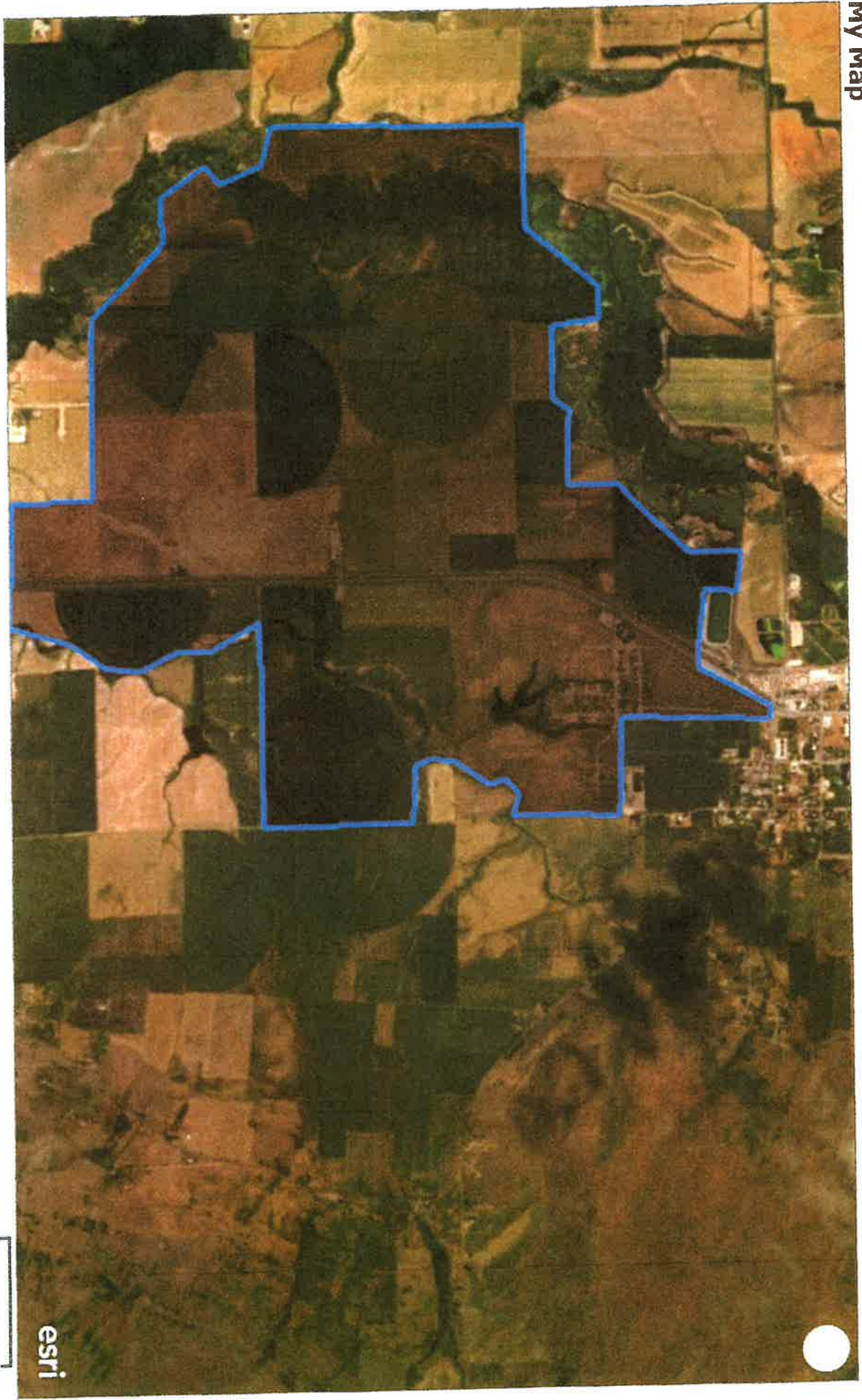
____ President _____ of ____ Franklin Cub River Pumping Company _____,
Agents Title (please print) Name of Organization (please print)

and that the statements contained in the foregoing document are true and correct.

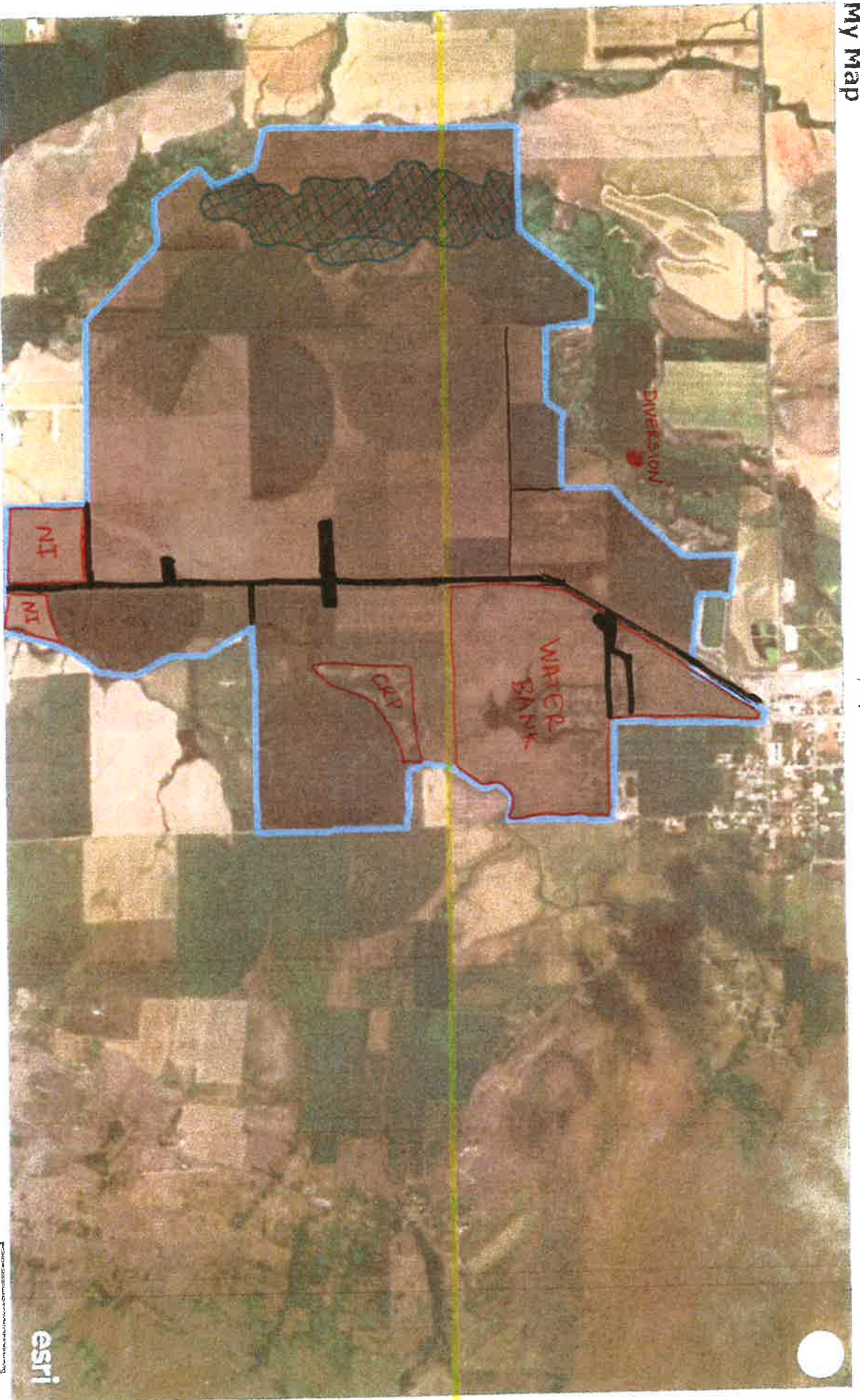
Signature of Authorized Agent  Date __12/10/2024__

Printed Name of Authorized Agent _____ Chris Allen _____

[illegible]



N



DIVERSION COORDINATES 42.00759 LAT -111.820507 LON

IPADHD 523 acres (260 WATER BANK)

UTAH 1069 acres (47 NON-IRRIGATED, 28 acres CRP)