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JUL 08 2024 Print Single Sided Only

FORM 202, Rev. 09/16

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JUN 28 2024

DEPT. OF WATER RESOURCES
EASTERN REGION
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESIdent. No. 13-8535

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) IDWR/Preston or Andrew or Gina Griffiths Phone (208) 339-5500
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address 2712 West 1500 North City Preston
 State ID ZIP 83263 Email springhollow1990@gmail.com
2. Name of representative, if any _____ Phone _____
 Mailing address _____ City _____
 State _____ ZIP _____ Email _____
- a. ☐ Send all correspondence for this application to the representative and not to the applicant OR
☐ Send original correspondence to the applicant and copies to the representative.
- b. ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant OR
☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation.
3. Source of water supply Spring which is a tributary of Sinks
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
15S	39E	7		NE	SW	SE	Franklin	Spring trib. to Sinks	

5. Water will be used for the following purposes:
- Amount .04 for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
 (cfs or acre-feet per year)
- Amount .02 for Stockwater purposes from 1/1 to 12/31 (both dates inclusive)
 (cfs or acre-feet per year)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
6. Total quantity to be appropriated is (a) .06 cubic feet per second (cfs) and/or (b) _____ acre-feet per year (af).
7. Proposed diverting works:
- a. Describe type and size of devices used to divert water from the source. Spring supplies a cement box. A 1/2 HP submersible pump on the top the spring box then diverts water through a shared pipe system. It splits off and supplies our home on the way to the home across the street, WR 13-2193.
- b. Height of storage dam N/A feet; active reservoir capacity N/A acre-feet; total reservoir capacity N/A acre-feet. If the reservoir will be filled more than once each year, describe the refill plan in item 12. For dams 10 feet or more in height AND having a storage capacity of 50 acre-feet or more, submit a separate [Application for Construction or Enlargement of a New or Existing Dam](#). Application required? ☐ Yes ☒ No
- c. Proposed well diameter is N/A inches; proposed depth of well is N/A feet.
- d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☒ No
- e. If well is already drilled, when? N/A; drilling firm _____; well was drilled for (well owner) _____; Drilling Permit No. _____

For Department Use

Received by CH - Preston Date 6/28/2024 Time _____ Preliminary check by _____
 Fee \$ 100.00 Received by CH - Preston Receipt No. P000965 Date _____
(#151.00 check) \$51 FOR A.J. CLAIM

13-8535

8. Description of proposed uses (if irrigation only, go to item 9):

- Hydropower; show total feet of head and proposed capacity in kW. N/A
- Stockwatering; list number and kind of livestock. 15 head of mixed stock. Stock drink from troughs on the property.
- Municipal; must complete and attach the Municipal Water Right Application Checklist.
- Domestic; show number of households 1
- Other; describe fully. Frost free hydrant just outside of the barn.

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
15S	39E	7															D,S		

Total number of acres to be irrigated: _____

10. Describe any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. If this application is for domestic purposes, do you intend to use this water, water from another source, or both, to irrigate your lawn, garden, and/or landscaping? In the BRBA we claimed a portion of water right 13-7875 that we believe is pertinent to the irrigation use occurring on our property. This water right is where the irrigation of the property is occurring from.
See claim 13-7875. There are no other water sources supplying the in-house use.

- Who owns the property at the point of diversion? Bosen Land & Livestock LLC
- Who owns the land to be irrigated or place of use? Permit applicant.
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: On our deed it shows legal access for us to access the spring location. Historical use going on since 1976.

12. Describe your proposal in narrative form and provide additional explanation for any of the items above. Attach additional pages if necessary. The home was constructed in April of 1976 and has been using the water since then. It was discovered that this use could not be recommended in the BRBA and we were directed to file an application for permit. The use began in 1976 and continues today. The spring is piped to the property and used for in-house use. This is a shared POD with the house across the street, water right 13-2193. Legal access to spring use described in attachments. The spring sinks and does not flow into Deep Creek.

13. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year).

14. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" x 11" map or maps clearly identifying the proposed point of diversion, place of use, section #, township & range. The map scale shall not be less than two (2) inches equal to one (1) mile.

The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.


 Signature of Applicant
 Gina Griffiths
 Print Name (and title, if applicable)

 6-28-24
 Signature of Applicant
 Andrew Griffiths
 Print Name (and title, if applicable)

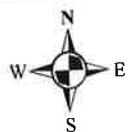
Application for Permit



Point of Diversion: ● Delivery System: —

Place of Use: —

0 65 130 260 Feet



13 - 8535

When Recorded, Mail To:

ZIONS MORTGAGE COMPANY
460 NORTH MAIN
LOGAN, UTAH 84321

Loan No.: 903312-2
Order No.: T03007016-G

[Space Above This Line For Recording Data]

DEED OF TRUST

THIS DEED OF TRUST ("Security Instrument") is made on **November 24, 1993**.
The grantor is **ANDREW B. GRIFFITHS and GINA G. GRIFFITHS**
husband and wife

PRESTON LAND TITLE COMPANY

("Borrower"). The trustee is
("Trustee"). The beneficiary is

ZIONS MORTGAGE COMPANY

under the laws of the State of **UTAH**
4460 South Highland Drive, Suite 100, Salt Lake City, Utah 84124

, which is organized and existing
, and whose address is
("Lender").

Borrower owes Lender the principal sum of

Forty Six Thousand Eight Hundred and No/100

Dollars

(U.S. \$ **46,800.00**). This debt is evidenced by Borrower's note dated the same date as this Security Instrument ("Note"), which provides for monthly payments, with the full debt, if not paid earlier, due and payable on **December 1, 2008**. This Security Instrument secures to Lender: (a) the repayment of the debt evidenced by the Note, with interest, and all renewals, extensions and modifications of the Note; (b) the payment of all other sums, with interest, advanced under paragraph 7 to protect the security of this Security Instrument; and (c) the performance of Borrower's covenants and agreements under this Security Instrument and the Note. For this purpose, Borrower irrevocably grants and conveys to Trustee, in trust, with power of sale, the following described property located in **FRANKLIN County, IDAHO**:

TOWNSHIP 15 SOUTH, RANGE 39 EAST OF THE BOISE MERIDIAN, FRANKLIN COUNTY, IDAHO

SECTION 7: COMMENCING AT A POINT 20 RODS WEST OF THE SOUTHEAST CORNER OF THE SW1/4SE1/4 OF SECTION 7, AND RUNNING THENCE NORTH 26-2/3 RODS; THENCE WEST 6 RODS; THENCE SOUTH 26-2/3 RODS; THENCE EAST 6 RODS TO THE PLACE OF BEGINNING.

INCLUDES A 3/10 INTEREST IN AN UNNAMED SPRING, IDAHO LICENSE #26275.

which has the address of

2712 WEST 1500 NORTH,
[Street]

PRESTON,
[City]

IDAHO **83263** ("Property Address");
[State] [Zip Code]

TOGETHER WITH all the improvements now or hereafter erected on the property, and all easements, appurtenances, and fixtures now or hereafter a part of the property. All replacements and additions shall also be covered by this Security Instrument. All of the foregoing is referred to in this Security Instrument as the "Property."

IDAHO - Single Family - Fannie Mae/Freddie Mac Uniform Instrument Form 3013 9/90 (page 1 of 7 pages)

1 3 - 8 5 3 5

When Recorded Mail to:
ZIONS MORTGAGE COMPA
460 NORTH MAIN
LOGAN, UTAH 84321

Recorded at the request of

7016

189646

10:15

a.m. NOV 29 1993 p.m.

WARRANTY DEED

LONNIE D. ROBERTS GERMAINE M. ROBERTS

LARAE E. JOHNSON, RECORDED

By Sharon Hill Deputy
FRANKLIN COUNTY, IDAHO

grantor(s) of Preston, County of **FRANKLIN**, State of **IDAHO**,
hereby CONVEY(S) and WARRANT(S) to

ANDREW B. GRIFFITHS and GINA G. GRIFFITHS
husband and wife

with title as joint tenants, with full rights
of survivorship, and not as tenants in common, grantee(s)
of **2712 WEST 1500 NORTH**
PRESTON, IDAHO 83263, County of Franklin,
for the sum of TEN DOLLARS AND OTHER VALUABLE CONSIDERATIONS *****
the following described tract(s) of land in **FRANKLIN** County, State of **IDAHO**, to-wit:

**TOWNSHIP 15 SOUTH, RANGE 39 EAST OF THE BOISE MERIDIAN, FRANKLIN
COUNTY, IDAHO**

**SECTION 7: COMMENCING AT A POINT 20 RODS WEST OF THE
SOUTHEAST CORNER OF THE SW1/4SE1/4 OF SECTION 7,
AND RUNNING THENCE NORTH 26-2/3 RODS; THENCE WEST
6 RODS; THENCE SOUTH 26-2/3 RODS; THENCE EAST 6
RODS TO THE PLACE OF BEGINNING.**

**INCLUDES A 3/10 INTEREST IN AN UNNAMED SPRING, IDAHO LICENSE
#26275.**

WITNESS the hand(s) of said grantor(s), this **24th** day of **November, 1993**.

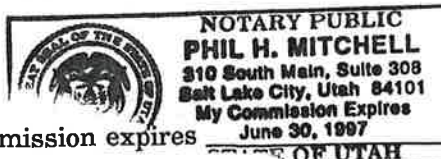
Signed in the presence of

Lonnie D. Roberts
LONNIE D. ROBERTS
Germaine Roberts
GERMAINE M. ROBERTS

STATE OF ~~IDAHO~~ ^{UTAH} }
County of ~~FRANKLIN~~ ^{CACHE} } ss

On the **24th** of **November, 1993**, personally appeared before me
LONNIE D. ROBERTS GERMAINE M. ROBERTS

the signer(s) of the above instrument, who duly acknowledged to me that they executed the same.



My commission expires

Residing in

Phil H. Mitchell
Notary Public.

13-8535



IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

July 24, 2024

ANDREW GRIFFITHS
GINA GRIFFITHS
2712 W 1500 N
PRESTON, ID 83263-5134

RE: Application for Permit No. 13-8535

Dear Applicant:

The Department of Water Resources has received your water right application. Please refer to the number referenced above in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the PRESTON CITIZEN on 7/31/2024 and 8/7/2024. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the permit.

Please contact this office if you have any questions regarding the application.

Sincerely,

Christina Henman
Administrative Assistant

Henman, Christina

From: Henman, Christina
Sent: Wednesday, July 24, 2024 2:20 PM
To: legals@prestoncitizen.com
Subject: Legal Notice for Preston Citizen
Attachments: 13-8535, 13-8360, 13-8509 Preston Citizen.docx

LEGAL NOTICE DEPARTMENT
PRESTON CITIZEN
PO BOX 472
PRESTON, ID 83263

RE: Application for Permit No. 13-8360, 13-8509, 13-8535

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). 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. Please send the affidavit and bill to this office before 8/19/2024. Your cooperation is appreciated.

Thank You,



Christina Henman
Administrative Assistant
IDWR, Eastern Region
900 N Skyline Ste. A
Idaho Falls, ID 83402
Phone: (208) 525-7161

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

13-8360

GILBERT O HOLYOAK FAMILY TRUST, C/O CAROLYN FORSGREN, 710 E ONEIDA ST, PRESTON, ID 83263-1376

Point of Diversion NESWNE S8 T12S R40E FRANKLIN County

Source SPRING Tributary KING CREEK

Use: DOMESTIC

01/01 to 12/31

0.04 CFS

Total Diversion:

0.04 CFS

Date Filed: 04-23-2024

Place Of Use: DOMESTIC

T12S R40E S8

SENE,SWNE

13-8509

DOUGLAS C & KATHRYN B MAUGHAN, 127 W 620 S, PROVIDENCE, UT 84332-6703

Point of Diversion NESW S24 T15S R40E FRANKLIN County

Source GROUND WATER Tributary

Use: DOMESTIC

04/01 to 09/30

0.02 CFS

Total Diversion:

0.02 CFS

Date Filed: 07-09-2024

Place Of Use: DOMESTIC

T15S R40E S24

NESW

13-8535

ANDREW & GINA GRIFFITHS, 2712 W 1500 N, PRESTON, ID 83263-5134

Point of Diversion NESWSE S7 T15S R39E FRANKLIN County

Source SPRING Tributary SINKS

Use: DOMESTIC

01/01 to 12/31

0.04 CFS

Use: STOCKWATER

01/01 to 12/31

0.02 CFS

Total Diversion:

0.06 CFS

Date Filed: 06-28-2024

Place Of Use: DOMESTIC,STOCKWATER

T15S R39E S7

SWSE

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the Eastern office at (208)525-7161; or for a full description of the right(s), please see <https://idwr.idaho.gov/apps/ExtSearch/WRAApplicationResults/>.

Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Eastern Region, 900 N SKYLINE DR STE A, IDAHO FALLS ID 83402-1718 together with a protest fee of \$25.00 for each application on or before 8/19/2024. The protestant must also send a copy of the protest to the applicant.

MATHEW WEAVER, Director

Published on 7/31/2024 and 8/7/2024