

**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: 13-4212
Date Received: 4/22/2024
Receipt No: P000837
Claim Fee: \$5.00
Received By: MR

RECEIVED

APR 22 2024

IDWR/Preston

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

1. Name of Claimant(s)

DANIEL GARNER
PO BOX 43
CLIFTON ID 83228

Phone: (208) 201-1796

2. Date of Priority: 6/18/1913

3. Source:
SPRING

Trib. to:
SINKS

4. Point of Diversion:

Township	Range	Section	$\frac{1}{4}$ of $\frac{1}{4}$ of $\frac{1}{4}$	Lot	County	Type
14S	38E	34	NE SW		FRANKLIN	

5. Description of diverting works: Perforated pipes collect water from a shared spring. Water is piped to a storage tank and then to the homes connected. This right is for one of the homes connected to the shared spring.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.02		
IRRIGATION	04/01	10/31	0.02		
STOCKWATER	01/01	12/31	0.02		

7. Total Quantity Appropriated is:

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

8. Non-irrigation uses: domestic, stockwater

9. Place of use:

DOMESTIC and STOCKWATER within FRANKLIN County

Township	Range	Section	¼	of	¼	Lot	Acres
14S	38E	34	NE		SE		

IRRIGATION within FRANKLIN County

Township	Range	Section	¼	of	¼	Lot	Acres
14S	38E	34	NE		SE		1

Total Acres = 1

10. Do you own the property listed above as place of use? Yes.

11. Other Water Rights Used: 13-7132 is the other right diverted from the spring.

12. Remarks:

Priority Date Explanation: Taken from a June 18, 1913 Quit Claim Deed which describes residential use from the spring.

13. Basis of Claim: Statutory Claim

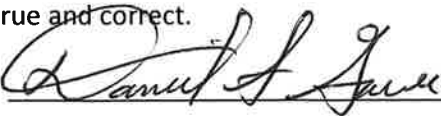
14. Signature(s)

(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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

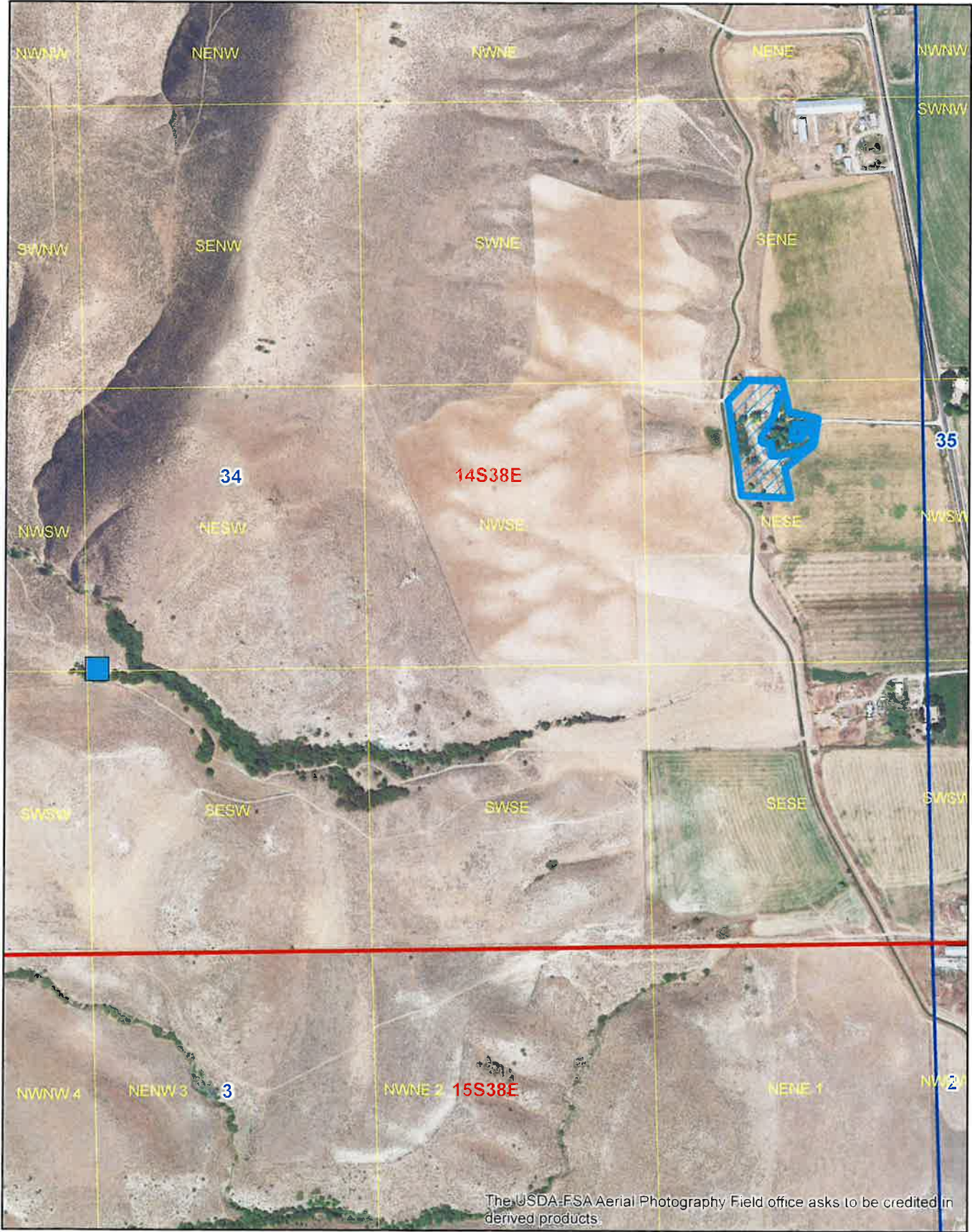
For Individuals:

I/We do solemnly swear or affirm under penalty of perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s):  Date: 4-22-2024

Date: _____

BRBA Claim 13-4212
Daniel Garner



(S E A L)

J. M. Larsen,

Notary Public.

Fee \$1.25

Filed for record August 21st, 1913 at 2:20 P. M.

John A. H. H. H.
Ex-Officio Recorder.

No. 567.

QUIT-CLAIM DEED.

Byron E. Bybee and Lydia Bybee, his wife, GRANTORS,
of Clifton, County of Franklin, State of Idaho, hereby QUIT-CLAIM to Wilfred Hess,
GRANTEE,
of Farmington, County of Davis, State of Utah for the sum of Two Hundred (\$200.00) Dollars,
the following described Spring in Franklin County, State of Idaho, to-wit:-

A certain Spring of Water situated on certain government land about one mile, more or
less, from Residence, now or formerly, of said Byron E. Bybee in an almost due Westerly
Direction and in Section 34, Township 14 South, Range 38 East, Boise Meridian and for many
years past used by party of the first part by whom it was developed.

WITNESS, the hands of said Grantors, this 18th day of June, A. D. One Thousand Nine
Hundred and Thirteen.

Signed in the presence of

John R. Gailley

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)
)
)

Byron E. Bybee

Lydia E. Bybee

STATE OF UTAH)
(SS.
COUNTY OF DAVIS)

On the 18th day of June, A. D. One Thousand Nine Hundred and Thirteen personally appear-
ed before me Byron E. Bybee and Lydia Bybee, his wife, the signors of the above instrument,
who duly acknowledged to me that they executed the same.

My commission expires _____
My commission expires Nov. 15th, 1914.

John R. Gailley,

Notary Public.

(S E A L)

STATE OF UTAH,)
(SS.
COUNTY OF DAVIS.)

I, Myron O. Pack, Clerk of the District Court of the Second Judicial District, in and
for the County of Davis, State of Utah, do hereby certify that John R. Gailley, Esq., who has
signed his name to the foregoing document, was at the time of so doing a Notary Public in and
for Davis County, State of Utah, duly commissioned and sworn, that all his official acts are
entitled to full faith and credit and that his signature thereof is genuine.

WITNESS my hand and official seal this 18th, day of June, A. D. 1913.

Myron O. Pack,

(S E A L)

Clerk of the District Court,

By Ella Smith, Deputy Clerk.