

**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: 13-8671
Date Received: 8/23/2024
Receipt No: P001212
Claim Fee: \$25
Received By: MB

RECEIVED

AUG 23 2024

IDWR/Preston

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day**

1. Name of Claimant(s)

SID BINGHAM
5155 S 800 E
PRESTON ID 83263-5646

Phone: (208) 851-0463

OR

SHELBY BINGHAM
5155 S 800 E
PRESTON ID 83263-5646

Phone: (435) 770-2855

2. Date of Priority: 5/31/1974

3. Source: SPRING SINKS

Trib. to:

4. Point of Diversion:

Township	Range	Section	¼ of ¼ of ¼	Lot	County	Type
16S	39E	16	SE SW		FRANKLIN	

5. Description of diverting works:

Metal perforated pipe aprox 10ft that collects the spring water and transports it to the stock tank.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.01		

7. Total Quantity Appropriated is:

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

8. Non-irrigation uses:

30 head of cattle.

9. Place of use:

STOCKWATER within FRANKLIN County

Township	Range	Section	¼	of	¼	Lot	Acres
16S	39E	16	SE		SW		

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

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

11. Other Water Rights Used:

12. Remarks:

Priority Date Explanation:

This is the oldest date that we could determine that the water was diverted to the tank. The prior property owner began running his stock on the property on this date and the tank and pipe were in place when he bought the property.

This notice was filed in accordance with Idaho Code § 42-113(3). Diversion and use of water in accordance with this notice shall not exceed 13,000 gallons per day for stockwater use. The water delivery system established in accordance with this notice shall be fully enclosed and shall be equipped with an automatic shutoff valve or a mechanism for returning unused water to the source through an enclosed system. The water delivery system shall be designed to facilitate measurement of the rate of flow through the system.

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 _____ 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: 8/23/24
Shelly Bingham Date: 8/23/24

Affidavit of ownership of land with developed spring.

State of Idaho, County of Franklin

Deposition of the following:

1. The purpose of this Affidavit is to inform the State of Idaho Department of Water Resources that I, Ross Bird did sell unto Sid & Shelby Bingham 23 Acres located in Fairview, Idaho at approximately 4000 S 1400 W in Preston, Idaho which I did purchase back in May of 1974.
I improved an established spring using perforated pipe which feeds into the watering trough.
Also included is naturally occurring wetlands running East to West across the center portion of the property, mostly resulting in mud/wet grass.

I Ross Bird did purchase this 23 acres back in 1974 from Slim MT Whittle who used this property to water dairy cattle. The date of first use is unknown, however cows were on this property for several years prior.

2. Sid & Shelby Bingham did purchase from Ross Bird the land described above on January 5, 2009.

I hereby swear or affirm that the information above is true accurate and complete to the best of my knowledge, and no relevant information has been omitted.

Seller: Ross Bird Date: 7/22/2024

Purchaser: Sid Bingham Date: 7/22/2024

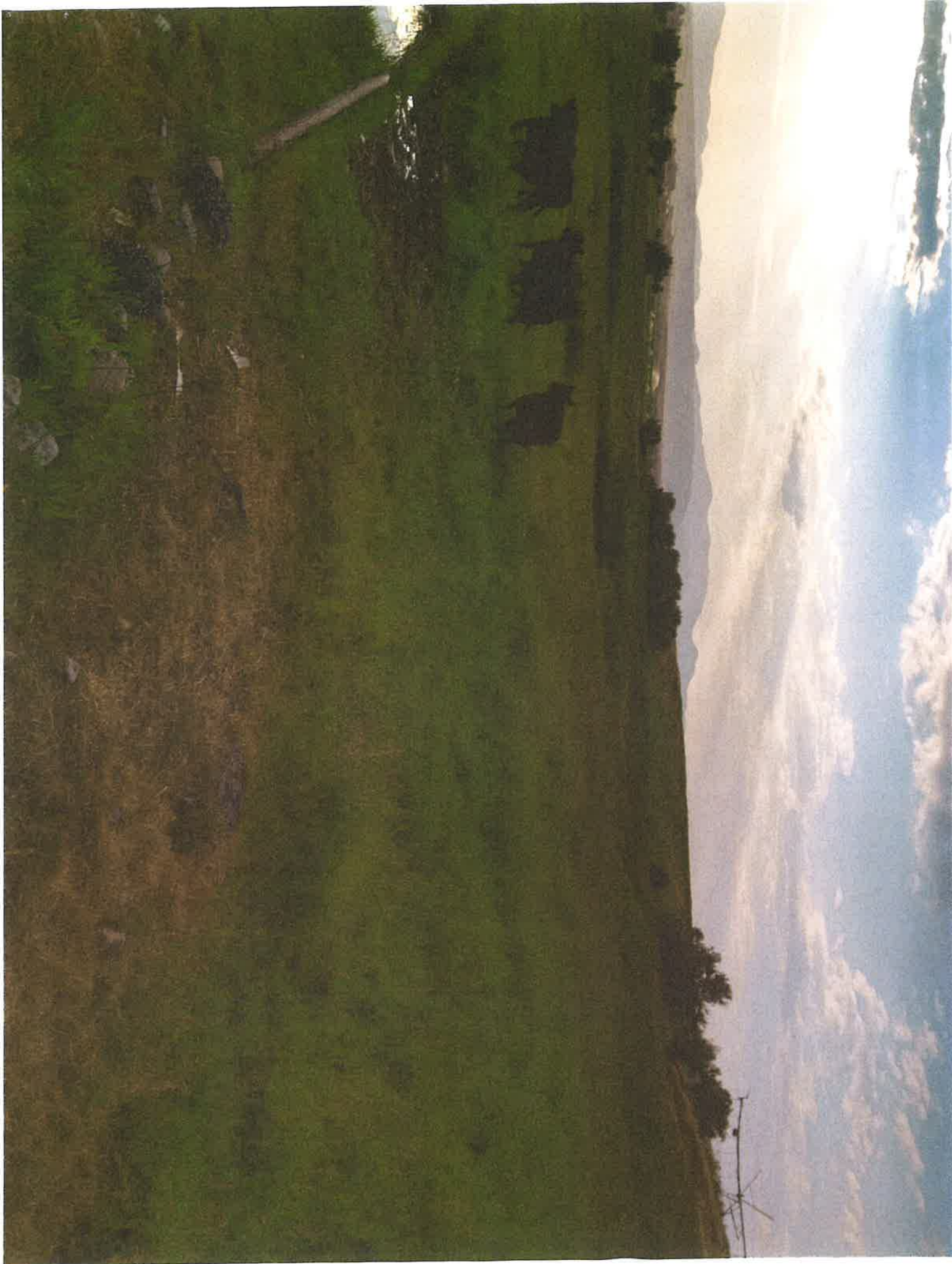
Shelby Bingham Date: 7/22/2024



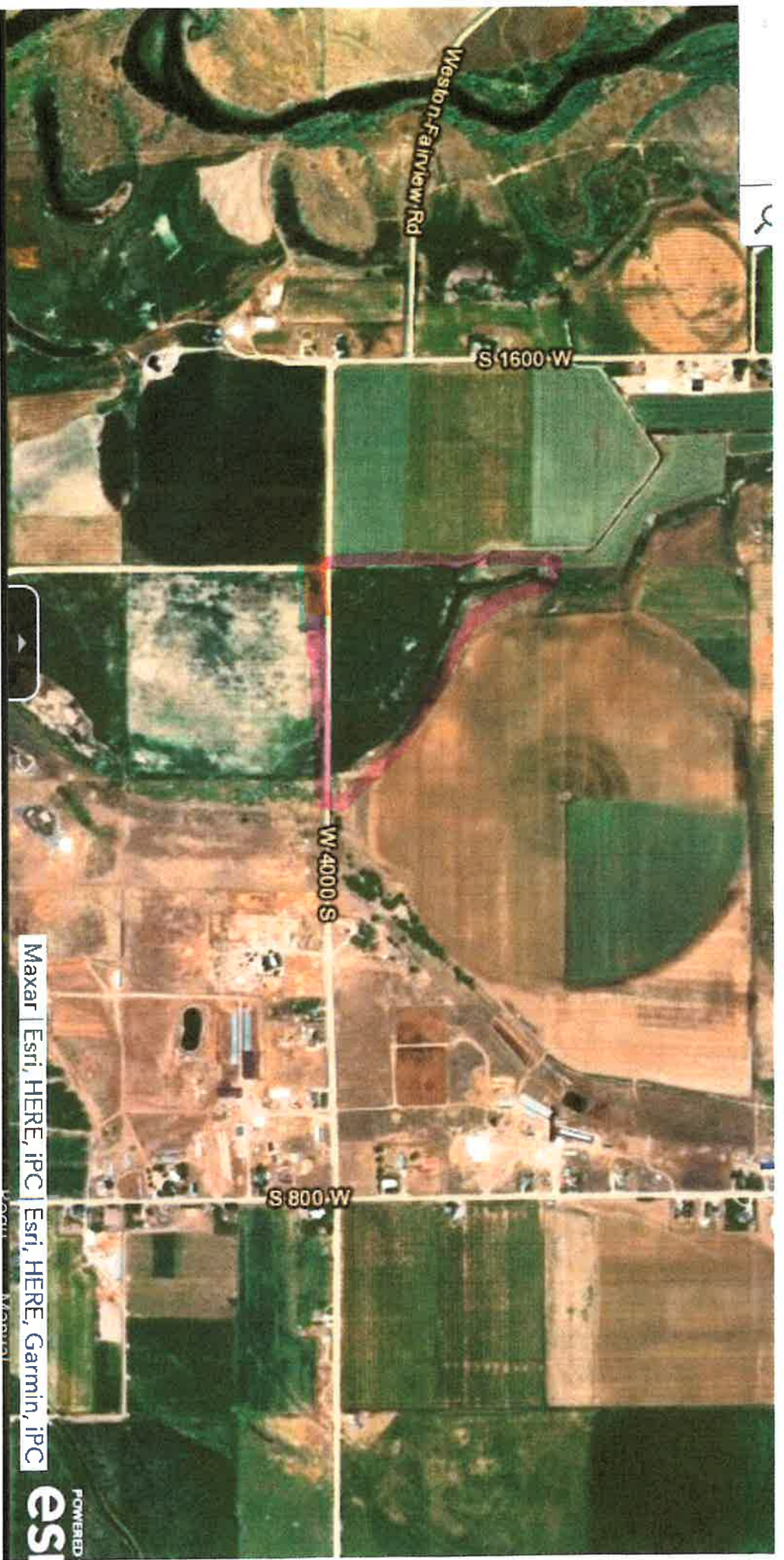
GPS 42.027702, -111.906458



watering trough







GPS 42.027702, -111.906458