

**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: 13-28
Date Received: 7/8/2024
Receipt No: P001222
Claim Fee: \$300.00
Received By: MB

RECEIVED

AUG 26 2024

IDWR/Preston

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

1. Name of Claimant(s)

CITY OF PRESTON
70 W ONEIDA
PRESTON ID 83263

Phone:

2. Date of Priority: 4/1/1882

3. Source:

BERGQUIST SPRING

Trib. to:

CUB RIVER

4. Point of Diversion:

Township	Range	Section	¼ of ¼ of ¼	Lot	County	Type
15S	41E	10	NE NE		FRANKLIN	

5. Description of diverting works:

Water is captured through a piping system from the spring. A headgate is used to control the flow that enters the system. Water is delivered to the municipalities 3 storage tanks totaling approximately 4 million gallons. From there it is delivered throughout the municipalities system and uses.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A
MUNICIPAL	1/01	12/31	2.5		

7. Total Quantity Appropriated is:

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

8. Non-irrigation uses:

Municipal use to the City of Preston.

9. Place of use:

SEE ATTACHMENT FOR CLAIMED LEGAL DESCRIPTION.

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.

11. Other Water Rights Used:

13- 26C, 13-27, 13-34B and shares in Cub River Irrigation Company.

12. Remarks:

Priority Date Explanation:

This is the date decreed and the use continues today. Claiming the single point of diversion in the NENE, this is where the diversion works are located. There are no diversion works located in the NWNW of section 11.

Use of water under this water right will be regulated by the watermaster of State Water District No. & DISTRICT.

A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.

13. Basis of Claim: Decreed

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.

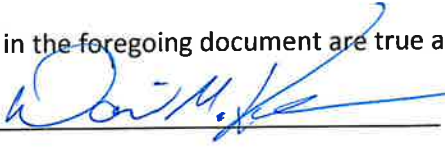
Number of attachments: _____

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

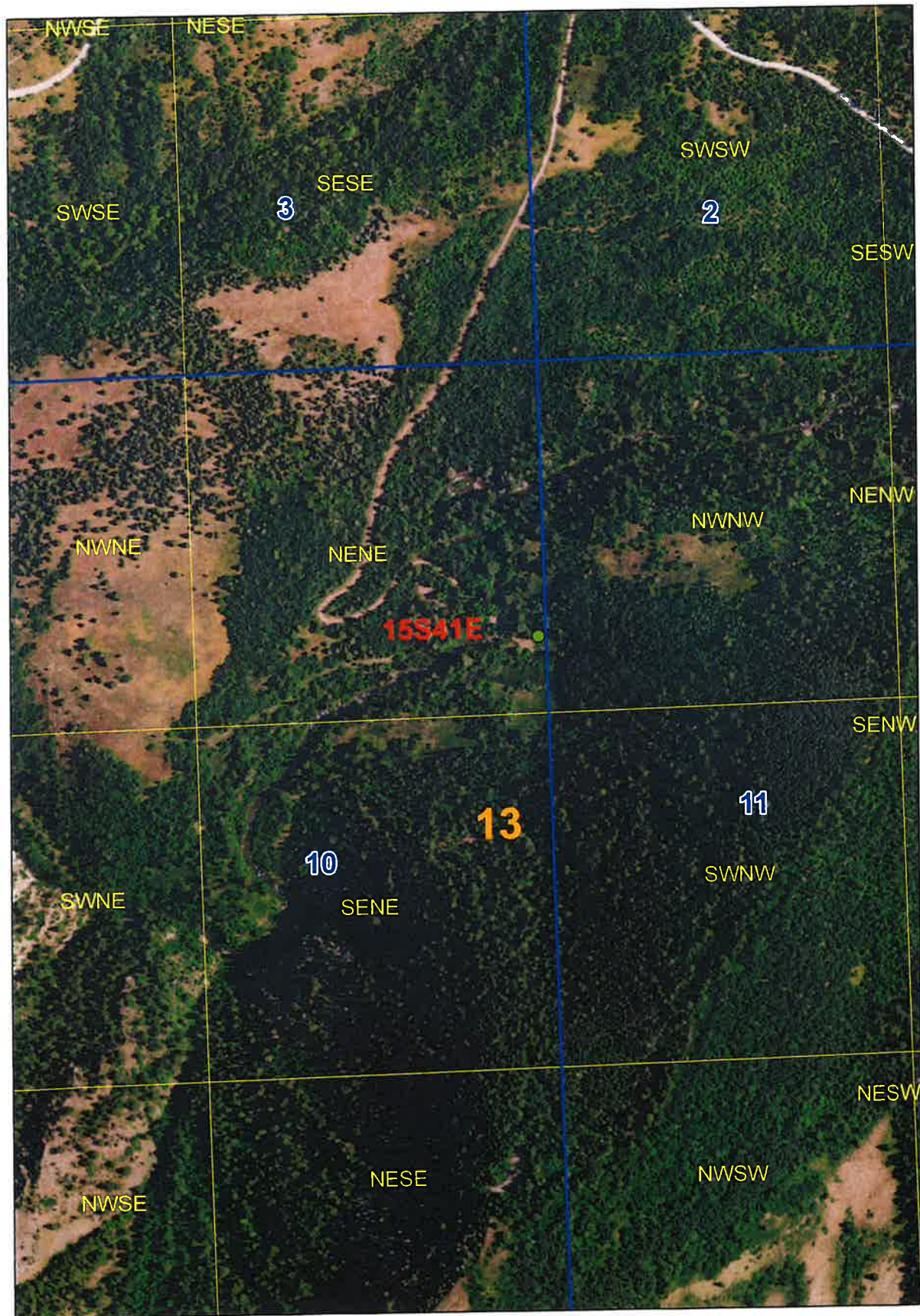
____ Mayor _____ of ____ City of Preston _____,
Agents Title (please print) Name of Organization (please print)

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

Signature of Authorized Agent  Date 7/08/2024

Printed Name of Authorized Agent Dan Keller

BRBA Claim Point of Diversion for City of Preston

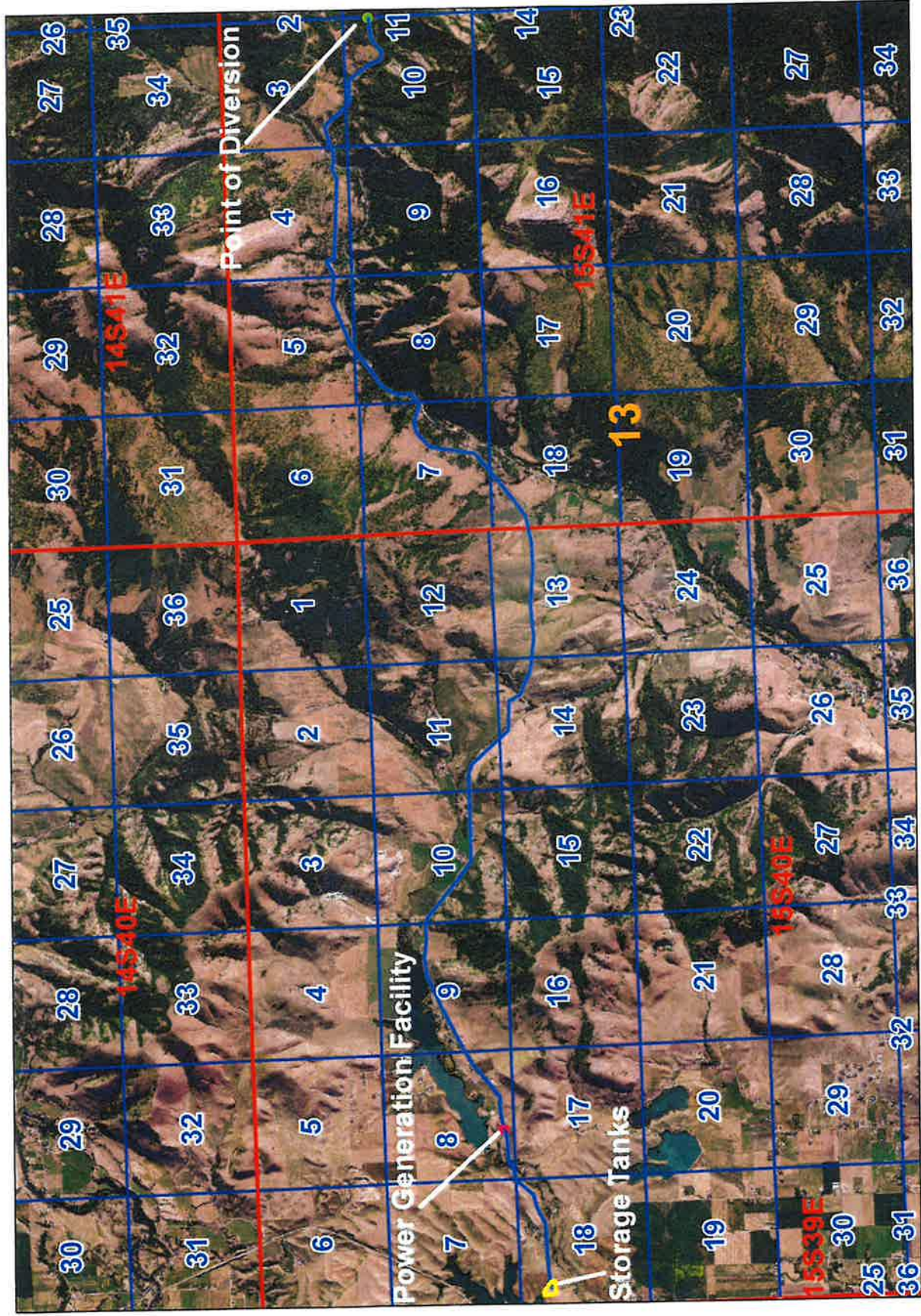


Point of Diversion: ●

0 230 460 920 Feet



BRBA Claim Diversion Works Map



Enclosed Pipe System: _____

