

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

RECEIVED

OCT 02 2024

IDWR/Preston

CIVIL CASE NUMBER: 79576

Claim ID: 13-07847

Date Received: 10/2/24

Receipt No: P001365

Claim Fee: \$56 By: MB

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

Please type or print clearly

- Name of claimant(s) Kevin & Sarah Ashby Phone (435) 760 5767
Mailing address 3293 SO 5600 W Weston Zip 83286
Street or Box City State
Email address (optional) klashby58@gmail.com
- Date of priority: (Only one per claim) march 13 2012 (Explain priority date selected in Remarks)
Month/Day/Year (YYYY)
- Source of water supply (Check one) Ground Water () or Other () (a) ground water
which is tributary to (b) _____
- Location of point of diversion is: Township 16S 38E, Range _____, Section 16,
NE 1/4 of NE 1/4, or Govt. Lot _____ BM, County of Franklin;
Parcel no. _____
Additional points of diversion, if any: _____
If available, GPS coordinates: _____
- Description of diverting works (wells, pumps, spring boxes, pipelines, etc.) including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well.
well supplies house and livestock
- Water is claimed for the following: (limited to domestic and/or stockwater uses - see page 1 of the instructions)
For Domestic purposes from Jan 1 to Dec 31 amount .04 cfs () or AFY ()
For Stock water purposes from Jan 1 to Dec 31 amount .02
Month/Day Month/Day
7. Total quantity claimed .06 cfs (X) or AFY ()
8. Non-irrigation uses. Describe fully. (Domestic: give number of homes; Stockwater: list number and kind)
home and livestock

9. Location of place of use is: Township 16S, Range 38E, Section 15,
NW 1/4 of NW 1/4, Govt. Lot _____ BM, Parcel no. _____
If different than shown in Item 4
for (check one) Domestic () Stock () Domestic and Stock ()

Additional places of use, if any _____

10. In which county(ies) are lands listed above as place of use located? Franklin

11. Do you own the property listed above as place of use? Yes (X) No ()
If the answer is No, describe in Remarks below the authority you have to claim this water right.

12. Describe any other water rights used at the same place and for the same purposes as described above.
Lawn and Garden from Canal or None ()

13. Remarks (include an explanation of the priority date selected):

Date on License

14. Basis of claim (check one) Beneficial Use () Posted Notice () License (X) Permit () Decree ()

Court _____ Decree Date _____ Plaintiff v. Defendant _____

If applicable provide IDWR Water Right Number 13-07847

15. Signature(s)

- (a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notices in the Bear River Basin Water System 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) [Signature] Date: 9-11-24

[Signature] Date: 9-11-2024

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

_____ of _____
Agent's 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 _____

Printed Name of Authorized Agent _____

16. Notice of Appearance:

Notice is hereby given that I, (please print) _____, will be acting as attorney at law of behalf on the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____ Date _____

Address _____

Name of claimant(s) _____ Claim ID _____

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 13-07847

Priority: March 13, 2012

Maximum Diversion Rate: 0.04 CFS

It is hereby certified that SARAH ASHBY
And/Or
KEVIN ASHBY
3293 S 5600 W
WESTON ID 83286 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated March 13, 2012; and has
submitted Proof of Beneficial Use on July 02, 2012. An examination confirms water is diverted:

SOURCE

GROUND WATER

and a water right has been established as follows:

BENEFICIAL USE

DOMESTIC

PERIOD OF USE

01/01 to 12/31

DIVERSION RATE

0.04 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NE1/4NE1/4 Sec. 16, Twp 16S, Rge 38E, B.M., FRANKLIN County

PLACE OF USE: DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
16S	38E	15						X											

CONDITIONS OF APPROVAL

1. The irrigation occurring under this domestic use shall not exceed 1/2 acre.
2. This right does not grant any right-of-way or easement across the land of another.
3. Domestic use is for one home.
4. The domestic use authorized under this right shall not exceed 13,000 gallons per day.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed this 17th day of July, 2012.

for 
GARY SPACKMAN
Director

State of Idaho
Department of Water Resources
Attachment To Water Right License
13-7847

This map depicts the DOMESTIC place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.

R38E



0 0.04 0.08 0.16 Miles

-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

