

**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: 13-4256
Date Received: 4/8/2024
Receipt No: P001458
Claim Fee: 135.00
Received By: MB

RECEIVED

OCT 15 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)

HEBER C SWAINSTON & SONS LAND COMPANY LLC
4035 N 1600 W
PRESTON ID 83263

Phone: (208) 221-6902

2. Date of Priority: 5/15/1917

3. Source:
SPRING

Trib. to:
SINKS

4. Point of Diversion:

Township	Range	Section	¼ of ¼ of ¼	Lot	County	Type
13S	39E	34	NW NW		FRANKLIN	

5. Description of diverting works:

Developed spring, plastic pipe collects water which is either piped to stock trough or overflow where we drink from.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.01		
STOCKWATER	1/01	12/31	0.05		

7. Total Quantity Appropriated is:

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

8. Non-irrigation uses:

150 head of stock.
Manually drinking from the water source while working.

9. Place of use:

DOMESTIC within FRANKLIN County

Township	Range	Section	¼	of	¼	Lot	Acres
13S	39E	34	NW		NW		

STOCKWATER within FRANKLIN County

Township	Range	Section	¼	of	¼	Lot	Acres
13S	39E	34	NW		NW		

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:

There was originally a house that was homesteaded using this water. This is when the domestic and stockwater use began to the best of my knowledge. The stockwater use continues. For domestic use, we drink from the spring still when working in the area.

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 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

_____ Member _____ of _____ HEBER C SWAINSTON & SONS LAND COMPANY LLC _____	
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 Allen Swainston Date 4/08/2024

Printed Name of Authorized Agent Allen Swainston

Signature of Authorized Agent Kay Swainston Date 4/08/2024

Printed Name of Authorized Agent Kay Swainston