

**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: 11-7317  
Date Received: 5/24/2023  
Receipt No: P000369  
Claim Fee: \$63.00  
Received By: MB

**RECEIVED**

**MAY 24 2023**

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

**IDWR/Preston**

**1. Name of Claimant(s)**

BENNINGTON WATER SYSTEM INC  
C/O WYNN OLSEN  
98 E 1ST N  
MONTPELIER ID 83254

Phone: (208) 589-3707

**2. Date of Priority:** 5/24/1983

**3. Source:**  
SPRING

**Trib. to:**  
SINKS

**4. Point of Diversion:**

| Township | Range | Section | ¼ of ¼ of ¼ | Lot | County    | Type |
|----------|-------|---------|-------------|-----|-----------|------|
| 12S      | 44E   | 10      | SE NE       |     | BEAR LAKE |      |

**5. Description of diverting works:**

SPRING THAT HAS A VERTICAL PIPE ABOUT 10 INCHES IN DIAMETER INTO THE GROUND, PERFORATED AT THE BOTTOM TO COLLECT THE WATER. THEN GETS TRANSPORTED VIA A HORIZONTAL UNDERGROUND PIPE TO STORAGE TANKS. BENNINGTON WATER SYSTEM INC HAS AN EASEMENT TO ACCESS SPRING WHEN NEEDED. SPRING IS FENCED OFF TO PRESERVE IT.

**6. Water is used for the following purposes:**

| Purpose   | From  | To    | C.F.S. | (or) | A.F.A |
|-----------|-------|-------|--------|------|-------|
| MUNICIPAL | 01/01 | 12/31 | 0.13   |      |       |

**7. Total Quantity Appropriated is:**

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

**8. Non-irrigation uses:**

80 HOOK UPS WITH ROOM TO ADD 10.

9. Place of use:

MUNICIPAL within BEAR LAKE County

| Township | Range | Section | ¼  | of | ¼  | Lot | Acres |
|----------|-------|---------|----|----|----|-----|-------|
| 12S      | 44E   | 9       | SW |    | NE |     |       |
| 12S      | 44E   | 9       | NW |    | NE |     |       |
| 12S      | 44E   | 9       | SW |    | NW |     |       |
| 12S      | 44E   | 9       | SE |    | NW |     |       |
| 12S      | 44E   | 9       | NE |    | SW |     |       |
| 12S      | 44E   | 9       | NW |    | SW |     |       |
| 12S      | 44E   | 9       | SW |    | SW |     |       |
| 12S      | 44E   | 9       | SE |    | SW |     |       |
| 12S      | 44E   | 9       | NW |    | SE |     |       |
| 12S      | 44E   | 9       | NE |    | NW |     |       |
| 12S      | 44E   | 9       | SW |    | SE |     |       |

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.

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11. Other Water Rights Used:

11-4244, 11-7119, AND 11-7377 ALL FEED THE STORAGE TANKS.

12. Remarks:

Priority Date Explanation:  
SEE LICENSE.

13. Basis of Claim: License

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: 1- MAP

**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

President of Bennington Water System Inc  
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 Wyn S. Olsen Date 5/24/2023

Printed Name of Authorized Agent Wyn S. Olsen

This aerial map displays a land survey grid with 12 numbered points. The grid is overlaid on a photograph of a rural landscape, showing fields, roads, and some buildings. The points are labeled with numbers 1 through 12, and each point is associated with a directional label (e.g., NENE, SENE, NWSE, etc.).

- Point 1:** Located in the bottom-left corner, labeled "SENE".
- Point 2:** Located in the top-left corner, labeled "SESE".
- Point 3:** Located in the top-center, labeled "SESE".
- Point 4:** Located in the bottom-center, labeled "SESE".
- Point 5:** Located in the bottom-right corner, labeled "SESE".
- Point 6:** Located in the top-right corner, labeled "SESE".
- Point 7:** Located in the center-right, labeled "SESE".
- Point 8:** Located in the center-left, labeled "SENE".
- Point 9:** Located in the center, labeled "SESE".
- Point 10:** Located in the center, labeled "SESE".
- Point 11:** Located in the top-center, labeled "SENE".
- Point 12:** Located in the center-right, labeled "SESE".

The directional labels are color-coded: blue for "SESE", orange for "SENE", and green for "NWSE". The grid lines are yellow, and the background is a grayscale aerial photograph.

LOCATION OF WATER STORAGE TANKS

## LOCATION OF SPRING