

**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

RECEIVED

MAY 24 2023

IDWR/Preston

Ident. Number: 11-4244
Date Received: 5/24/2023
Receipt No: P000269
Claim Fee: \$59.00
Received By: MB

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

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: 8/6/1936

3. Source:
SPRING

Trib. to:
SINKS

4. Point of Diversion:

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

5. Description of diverting works:

HEADWALL AND SERIES OF COLLECTION PIPES THAT FEED INTO COLLECTION BOX AND INTO A HORIZONTAL PIPE TO GET TRANSPORTED TO THE WATER STORAGE TANKS. ALL A GRAVITY SYSTEM. BENNINGTON WATER SYSTEM INC HAS EASEMENTS TO ACCESS SPRING WHEN NEEDED. SPRING AND COLLECTION INFRASTRUCTURE ARE FENCED OFF TO PRESERVE IT. THIS HAS ALWAYS BEEN THE SPRING THAT HAS BEEN USED.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A
MUNICIPAL	01/01	12/31	0.09		

7. Total Quantity Appropriated is:

0.09 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.

11. Other Water Rights Used:

11-7119, 11-7317, AND 11-7377 ALL FEED THE STORAGE TANKS

12. Remarks:

Priority Date Explanation:

ORIGINAL WATER SOURCE FOR THE COMMUNITY OF BENNINGTON. BENNINGTON WATER SYSTEM INC WAS ORGANIZED BACK THEN.

MEASURED FLOW FROM SPRING LAST FALL WITH 5 GALLON BUCKET AND MEASURED TO BE ABOUT 40 GALLONS PER MINUTE.

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 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 Wynn S. Olsen Date 5/24/2023

Printed Name of Authorized Agent Wynn S. Olsen

This aerial map displays a 12-section township grid. Each section is labeled with a bearing (e.g., NENE, SWSW, SESE) and a section number (1-12). The grid is overlaid on a photograph of the land, showing fields, roads, and some buildings. A red line labeled '12S44E' runs diagonally across the lower-left portion of the map, passing through sections 9, 10, and 11. A blue dot is located in section 10, and a green dot is in section 11. The bearings are color-coded: blue for sections 1-4, red for sections 5-8, and green for sections 9-12.

LOCATION OF SPRING