

T.105

R.18E

3169 III SE
(KIMBERLY)

32°30'



MICROFILMED

AFFIDAVIT of PUBLICATION

State of Idaho, }
County of Jerome } SS.

L. L. LANGDON
ASST. PUBLISHER

_____, being first duly sworn, deposes and says that he is the printer (publisher) of the Jerome North Side News, a newspaper published every week in Jerome, County of Jerome, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for Two consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 23rd day of April, 1981, and the date of the last publication was on the 30th day of April, 1981.

L. L. Langdon
Subscribed and sworn to before me this 1st

day of May, 1981.
(SEAL)

Darla Brett
NOTARY PUBLIC

NORTH SIDE NEWS
Jerome, Idaho

COST OF PUBLICATION

Numer of Picas per Line 13
Number of Lines in Notice 34
Number of Insertions 2
Lines tabular at 4¢ / Pica
34 Lines straight at 13.26 3¢ / Pica
34 Subsequent lines at 8.84 2¢ / Pica
TOTAL COST 22.10

COPY OF NOTICE

(Paste Here)

Claim #36-4114
TITLE OF NOTICE

PLAINTIFF ATTORNEY

Howard Johnson
DEFENDANT

PLAINTIFF

Dept of Water
BILL TO

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim to water right has been established by diversion and application to beneficial use:

36-4114

JOHNSON, HOWARD,
RT. 1, EDEN, ID 83325
Source: GROUNDWATER
Priority Date: 01-01-1949
Amount: 0.16 CFS
Diversion Point: NESE Sec 08 T 10S R 19E, JEROME Co.

Use: IRRIGATION (0.05 CFS) from 03-15 to 11-15
DOMESTIC (0.11 CFS) from 01-01 to 12-31

Place of Use: NESE Sec 08 T 10S R 18E NWSW Sec 09 T 10S R 18E FOR 2 ACRES

Diversion Means: WELL AND PUMP
Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301.

C. STEPHEN ALLRED
Director
4-23-2tc

7-8 pt. per line successive
insertions 2¢ / Pica

RECEIVED
MAY 5 1981
Department of Water Resources
Southern District Office

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd. N.
Twin Falls, Idaho 83301
(208) 734-3578

MAY 11, 1981

HOWARD JOHNSON
RT. 1
EDEN

ID 83325

RE: Claim No. 36-4114

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,


LOREN O. HOLMES
Southern Region Supervisor

Enclosure



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Howard Johnson
(Name of Claimant)
Route #1, Eden, Id 83325 Telephone No. 825-5091
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) January 1, 1949

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Groundwater tributary to _____

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>0.11 cfs</u>	Use	<u>domestic</u>	Period of Use From <u>Jan 1</u>	To <u>Dec 31</u>
Quantity	<u>0.05 cfs</u>	Use	<u>irrigation</u>	Period of Use From <u>Mar 15</u>	To <u>Nov 15</u>
Quantity	_____	Use	_____	Period of Use From _____	To _____
Quantity	_____	Use	_____	Period of Use From _____	To _____
Quantity	_____	Use	_____	Period of Use From _____	To _____

(4) 0.16 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NE ¼ SE ¼, Sec. 8 Twp. 10S Rge. 19E B.M., County of Jerome
Additional points of diversion: _____

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. 6" X 350' well, 3½ hp submersible pump, two 350-gallon storage tanks, six homes. Original 5 hp pump was replaced by smaller submersible pump about 1960.

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
10S	18E	8													1X				1
		9										1X							1

No. of acres 2

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
Actual irrigated ground is about 1½ acres. Irrigation use is only occasional, with ditch water used for most irrigation.

NOTE: Include here the type and number of stock watered: _____

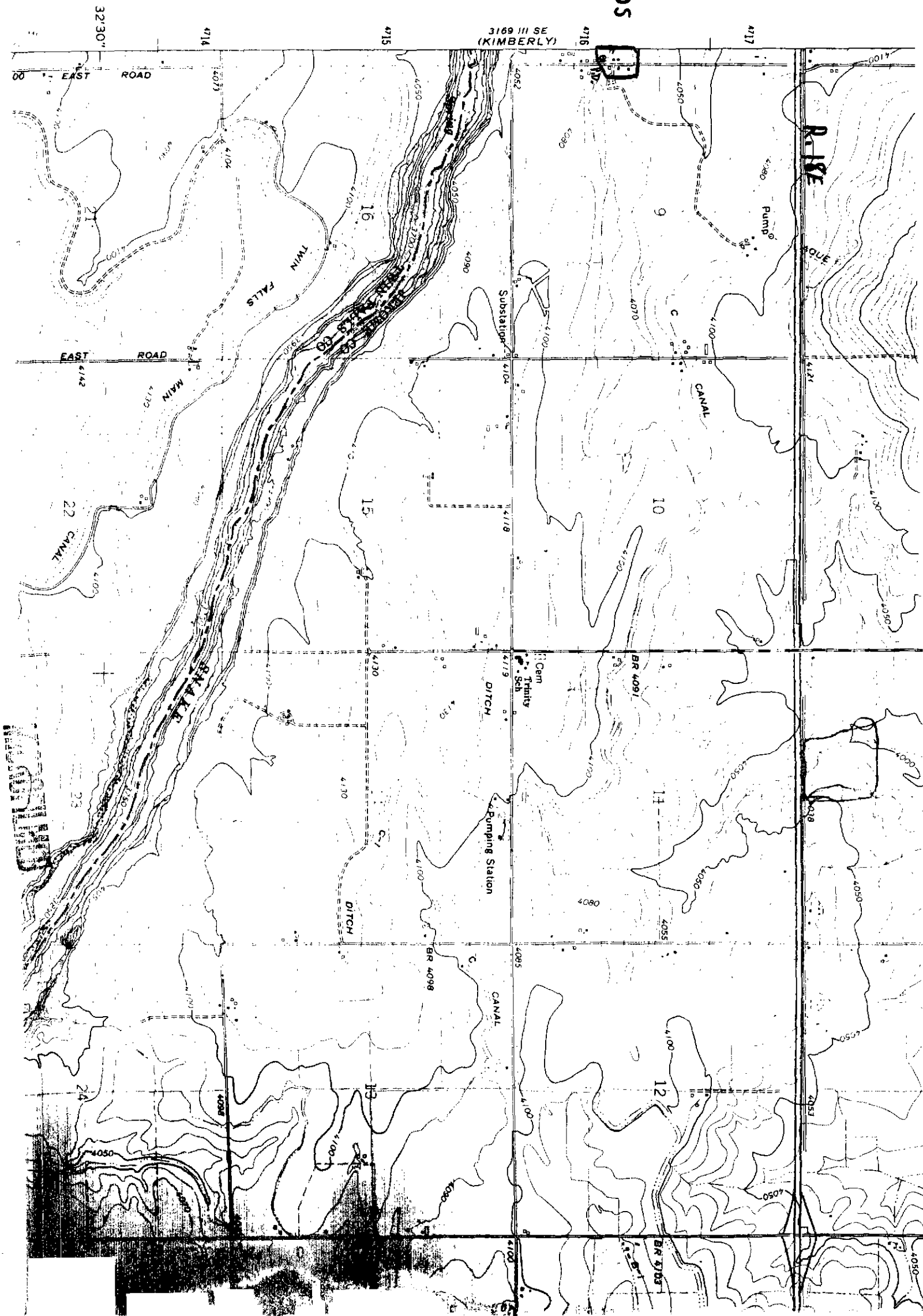
(7) If you are claiming water as a member of an organization, list name of organization: _____

[illegible]

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

Received by J.F. Stanton Date 3-20-81 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by ADU Date 3-24-81 claimant by: _____
\$80.00 fee received by JS Date 3-20-81 6912
Published in North Side News _____
Dates 4/23 + 4/30/81 _____

T.105



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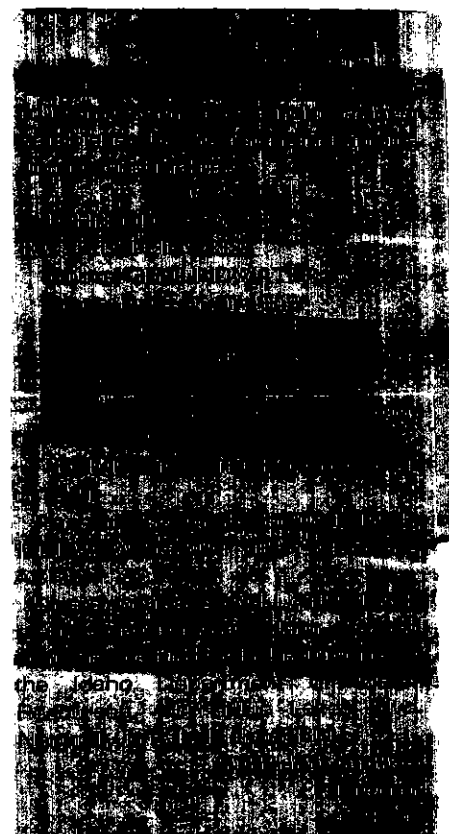
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Dept of Water
BILL TO



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Southern District Office

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C. STEPHEN ALLRED

Director

Published 4/23 & 4/30/81.

MICROFILMED

1041 Blue Lakes Blvd N.
Twin Falls, Idaho 83301
(208) 734-3578

North Side News
P. O. Box 468
Jerome, Idaho 83338

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

Please send the affidavit of publication and publication billings to this office before MAY 11, 1981.

Mary A. Hill
Secretary

Encl.

1947-1948

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: ADM

Right Number 36-4114 Applicant JOHNSON, Howard

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☒ Exceptions processed. None

By ADM Date 5-21-81

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Howe Date 5/27/81

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