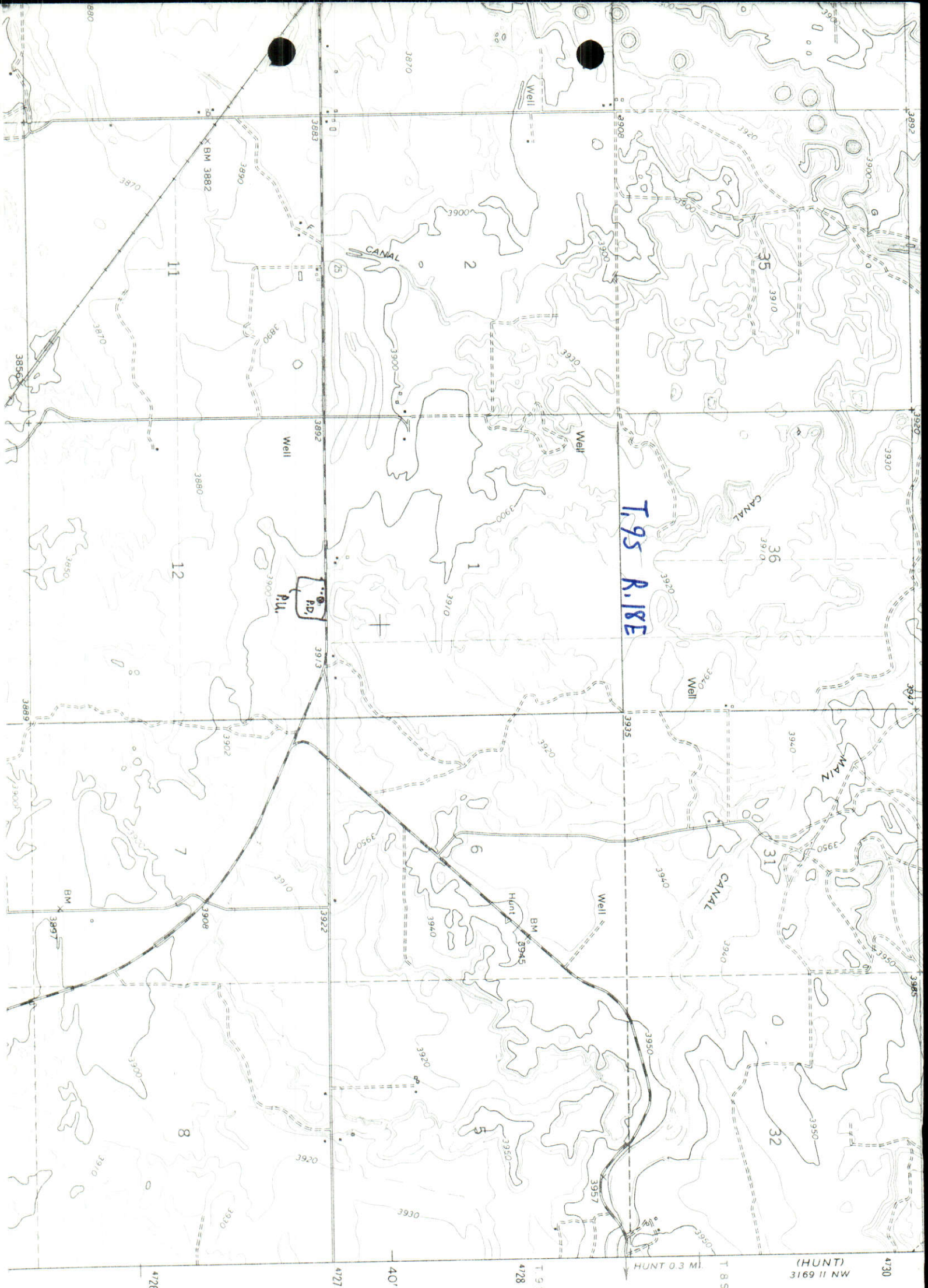




MICROFILMED

AFFIDAVIT 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 continuous-
ly and uninterruptedly published for a period of seventy-eight consecu-
tive 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 19th day of June

19 80, and the date of the last publication was on the 26th

day of June, 19 80.

L. L. Langdon

Subscribed and sworn to before me this 30th

day of June, 19 80.
(SEAL)

Darla Brett
NOTARY PUBLIC

NORTH SIDE NEWS
Jerome, Idaho

COST OF PUBLICATION

Number of Lines in Notice 30
Number of Insertions 2
30 Lines tabular at 39c
30 Lines straight at 26c
30 Subsequent lines at 15c
TOTAL COST 12.30

COPY OF NOTICE

(Paste Here)

Claim # 36-4101
TITLE OF NOTICE

Metzler
PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept of Water
BILL TO

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the follow-
ing claim to water right has been
established by diversion and applica-
tion to beneficial use:

36-4101

METZLER, THOMAS J., 377 BORAH
AVENUE WEST, TWIN FALLS, ID
83301

Source: GROUNDWATER

Priority Date: 01-01-1905

Amount: 0.15 CFS

Diversion Point: NWNE Sec 12 T 09S
R 18E, JEROME Co.

Use: STOCKWATER (0.07 CFS) from
01-01 to 12-31

DOMESTIC (0.08 CFS) from 01-01
to 12-31

Place of Use: NWNE Sec 12 T 09S R
18E

Diversion Means: WELL, PUMP &
PIPELINE.

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
6-19-2tc

8 pt. per line, successive
insertions 15c

RECEIVED

JUL 1 1980
Nº 0776

Department of Water Resources
Southern District Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

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

JULY 10, 1980

THOMAS J. METZLER
377 BORAH AVENUE WEST
TWIN FALLS ID 83301

RE: Claim No. 36-4101

Dear Claimant:

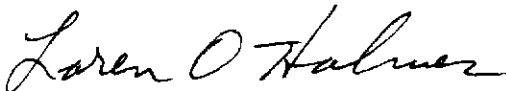
The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

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

RECEIVED

MAY 29 1980

Department of Water Resources
Southern District Office

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, 1982. 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 Thomas J. Metzler (Name of Claimant)
377 Borah Ave. West, Twin Falls, Idaho 83301 (Mailing Address) Telephone No. 733-5915 (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) 1905

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>0.08 cfs</u>	Use	<u>domestic</u>	Period of Use From <u>Jan 1</u>	To <u>Dec 31</u>
Quantity	<u>0.07 cfs</u>	Use	<u>livestock</u>	Period of Use From <u>Jan 1</u>	To <u>Dec 31</u>
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To

(4) 0.15 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW ¼ NE ¼, Sec. 12 Twp. 9S Rge. 18E 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 275' well, 5 hp submersible pump, 1½" mainline from well to two homes and stock tanks

(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	
9S	18E	12		X															

No. of acres

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
two homes and lawns

NOTE: Include here the type and number of stock watered: 300 range cattle

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

- (8) Remarks Well also served a 50-cow dairy from 1950 to 1969, but the dairy has not been operated since 1969.

[illegible]

Scale: 2 inches equal 1 mile.

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.

State of Idaho)
) ss.
County of Twin Falls)

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Thomas J Metzler
(Claimant)

Signed to before me this 29th day of May, 1980.

Notary Public
Residing at Twin Falls, Id

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by J E. Stanton Date 5-27-80 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by 708 Date 6-3-80 claimant by: _____
\$20.00 fee received by JS Date 5-29-80 #16451
Published in North Side News _____
Dates 6/19 & 6/26/80 _____

AFFIDAVIT 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 19th day of June, 1980, and the date of the last publication was on the 26th day of June, 1980.

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(SEAL)

Darla Pratt
NOTARY PUBLIC

NORTH SIDE NEWS
Jerome, Idaho

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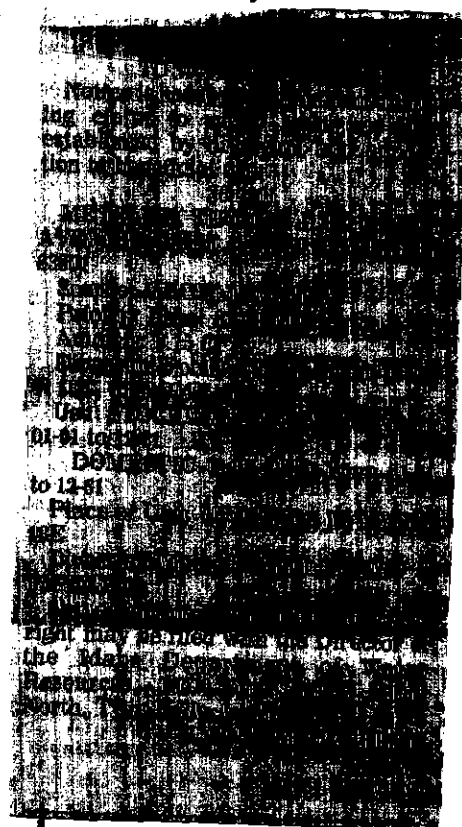
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PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept of Water
BILL TO



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RECEIVED

JUL 1 1980
No 0776

Department of Water Resources
Southern District Office

NOTICE OF CLAIMS TO WATER RIGHTS

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

36-4101-

METZLER, THOMAS J.

377 BORAH AVENUE WEST, TWIN FALLS, ID 83301

Source: GROUNDWATER

Priority Date: 01/01/1905

Amount: 0.15 CFS

Diversion Point: NWNE Sec 12 T 09S R 18E. *Jerome Co.* ~~TWIN FALLS Co.~~

Use: STOCKWATER (0.07 CFS) from 01/01 to 12/31
DOMESTIC (0.08 CFS) from 01/01 to 12/31

Place of Use: NWNE Sec 12 T 09S R 18E

Diversion Means: WELL, PUMP & PIPELINE.

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

Published 6/19 & 6/26.

MICROFILMED

**NOTICE OF CLAIMS
TO WATER RIGHTS**

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AVENUE WEST, TWIN FALLS, ID
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North, Twin Falls, Idaho 83301

C. STEPHEN ALLRED

Director

6-19-2tc

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merza
6/19/80*

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

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

JUNE 10, 1980

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

Gentlemen:

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.

If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before JULY 7, 1980.

Yours truly,

Mary A. Hill
Secretary

cl.
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