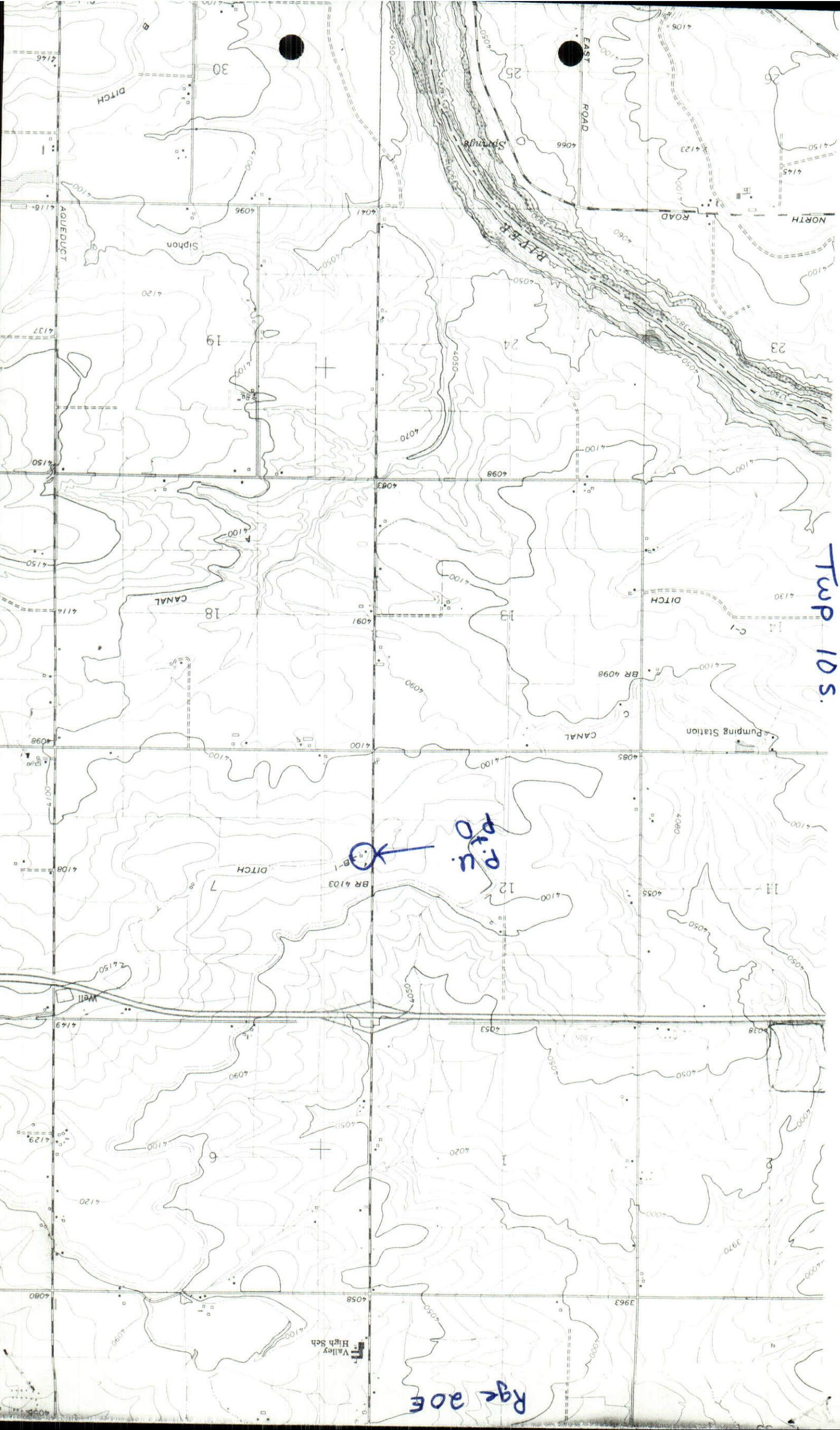


Twp 10 S.



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 29th day of May, 1980, and the date of the last publication was on the 5th day of June, 1980.

L. L. Langdon
11th

Subscribed and sworn to before me this

day of June, 1980.
(SEAL)

Darla Bratt
NOTARY PUBLIC

NORTH SIDE NEWS
Jerome, Idaho

COST OF PUBLICATION

Number of Lines in Notice 28
Number of Insertions 2
Lines tabular at 39c
28 Lines straight at 26c 7.28
28 Subsequent lines at 15c 4.20
TOTAL COST 11.48

COPY OF NOTICE

(Paste Here)

Water Claim
TITLE OF NOTICE

36-4099
PLAINTIFF ATTORNEY

McClain, Ralph
DEFENDANT

PLAINTIFF

Dept of Water
BILL TO

NOTICE OF CLAIM TO WATER RIGHT

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

36-4099

McCLAIN, RALPH

RT. 1, EDEN, ID 83325

Source: GROUNDWATER

Priority Date: 05-08-1952

Amount: 0.09 CFS

Diversion Point: LOT 06 Sec 07 T 10S R 20E, JEROME Co.

Use: STOCKWATER (0.03 CFS) from 01-01 to 12-31

DOMESTIC (0.06 CFS) from 01-01 to 12-31

Place of Use: LOT 06 Sec 07 T 10S R 20E

Diversion Means: WELL & 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
5-29-2tc

PUBLICATION RATES

(Idaho Code, Rev. Statutes 1971)

8 pt. per line, straight 26c
8 pt. per line, tabular 39c
8 pt. per line, successive
insertions 15c

RECEIVED

JUN 16 1980

Nº 0767

Department of Water Resources
Southern District Office

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

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

June 23, 1980

Ralph McClain
Route 1
Eden, Idaho 83325

Re: Claim No. 36-4099

Dear Mr. McClain:

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 can be of further assistance, please feel free to contact us.

Yours truly,

Loren O. Holmes
LOREN O. HOLMES
Southern Regional Supervisor

Enclosure

WATER RIGHT NUMBER 36-4099

WATER RIGHTS EDIT REPORT

Alene
06/04/80

PAGE 1

ACT
ION

N OWNER LAST NAME - MC CLAIN

FIRST NAME - RALPH

N ADDRESS LINE 1 - RT, 1

N CITY - EDEN STATE - ID ZIP CODE - 83325

N SOURCE - GROUNDWATER

N STAGE - STATRY CLM

PRIORITY - 05-08-1952 COUNTY - JEROME TOTAL DIV. RATE - .0900CFS

N DIVERSION POINT - 07 10S 20E LOT 06

N FROM - 01-01 TO - 12-31 USE - STOCKWATER

USE DIV. RATE - .0300CFS

N FROM - 01-01 TO - 12-31 USE - DOMESTIC

USE DIV. RATE - .0600CFS

N USE - STOCKWATER

PLACE OF USE - TWN 10S RNG 20E SEC 07

LOT 06

N NON IRRIG USE - D/2 HOMES, S/100 RANGE

N DIVERSION MEANS - WELL & PUMP

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

CLAIM TO A WATER RIGHT

MAY 15 1980

Department of Water Resources
Southern District Office

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 Ralph Mc Clain
(Name of Claimant)

Rt#1 Eden, Idaho 83325 Telephone No. 825-5034
(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) May 8, 1952

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)

Ground water 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>.06 cfs</u>	Use <u>Domestic</u>	Period of Use From <u>JAN 1</u>	To <u>DEC 31</u>
Quantity <u>.03 cfs</u>	Use <u>Stock water</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) .09 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)

Lot 6 1/4 Sec. 7 Twp. 10S Rge. 20E 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. Well Approx 270ft deep, with 2 h-p motor, pump & pipelines to place of use

(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.	NE%				NW%				SW%				SE%				TOTAL
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
<u>10S</u>	<u>20E</u>	<u>7</u>																	

No. of acres

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Main Farm house, tenant house, Barn & Shop. Approx 100 head of stock.

(7) Include here the type and number of stock watered: 100 head dry stock
If you are claiming water as a member of an organization, list name of organization:

[illegible][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.

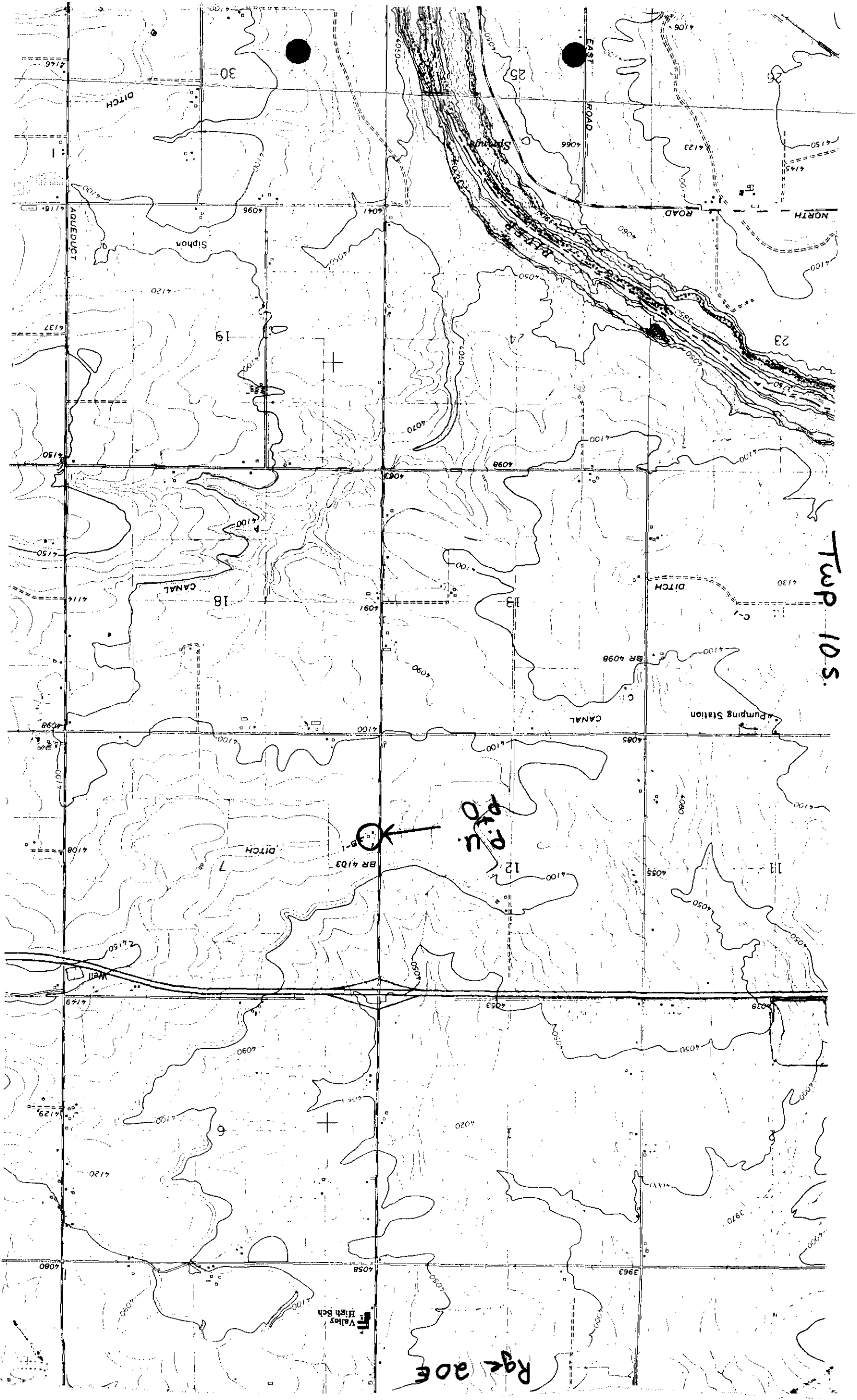
Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

My commission expires Life

Received by TGB Date 5-15-80 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by QH Date 5-15-80 claimant by: _____
\$20.00 fee received by TGB Date 5-15-80 # 16437
Published in north side news _____
Dates 5/29 & 6/5/80 _____

Twp 10S.

Rge 20E



AFFIDAVIT PUBLICATION

State of Idaho, }
County of Jerome } SS.

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L. L. Langdon
11th

Subscribed and sworn to before me this

day of June, 1980.
(SEAL)

Darla Bratt
NOTARY PUBLIC

NORTH SIDE NEWS

Jerome, Idaho

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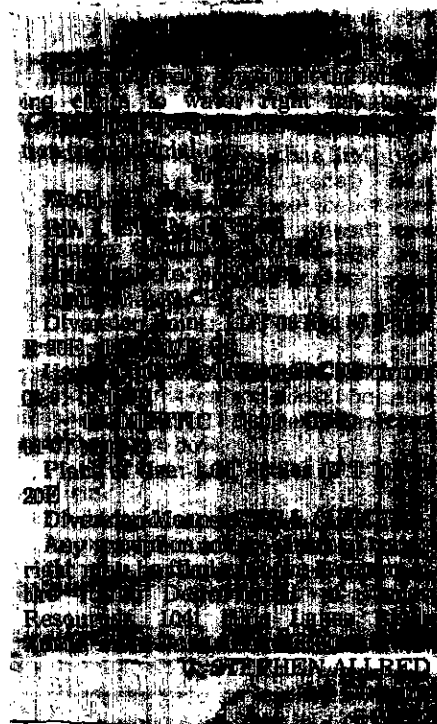
Water Claim
TITLE OF NOTICE

36-4099
PLAINTIFF ATTORNEY

McClain, Ralph
DEFENDANT

PLAINTIFF

Dept of Water
BILL TO



PUBLICATION RATES	
(Idaho Code, Rev. Statutes 1971)	
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8 pt. per line, successive insertions	15c

RECEIVED

JUN 16 1980

Nº 0767

Department of Water Resources
Southern District Office

NOTICE OF CLAIMS TO WATER RIGHT

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

26-1089

MC CLAIN, RALPH

RT. 1, EDEN, ID 83325

Source: GROUNDWATER

Priority Date: 05/08/1952

Amount: 0.09 CFS

Diversion Point: LOT 06 Sec 07 T 10S R 20E, JEROME Co.

Use: STOCKWATER (0.03 CFS) from 01/01 to 12/31
DOMESTIC (0.06 CFS) from 01/01 to 12/31

Place of Use: LOT 06 Sec 07 T 10S R 20E

Diversion Means: WELL & 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

Published 5/29 & 6/5/80.

RECORDED

**NOTICE OF CLAIM
TO WATER RIGHT**

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

36-4099

McCLAIN, RALPH

RT. 1, EDEN, ID 83325

Source: GROUNDWATER

Priority Date: 05-08-1952

Amount: 0.09 CFS

Diversion Point: LOT 06 Sec 07 T 10S
R 20E, JEROME Co.

Use: STOCKWATER (0.03 CFS) from
01-01 to 12-31

DOMESTIC (0.06 CFS) from
01-01 to 12-31

Place of Use: LOT 06 Sec 07 T 10S R
20E

Diversion Means: WELL & 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

5-29-21c

*OK
mcc
5/29/80*

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

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

MAY 21, 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 JUNE 16, 1980.

Yours truly,

Mary A. Hill
Secretary

Encl.

RECEIVED
MAY 21 1980

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: J. P. Stanton

Right Number 36-4099 Applicant McCLAIN, Ralph

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 Received 6/23/80 ADM
- By _____ Date _____

STATE OFFICE PROCESSING:

- ☒ Claim review complete.
- By Hansen Date 6/25/80

MICROFILMED