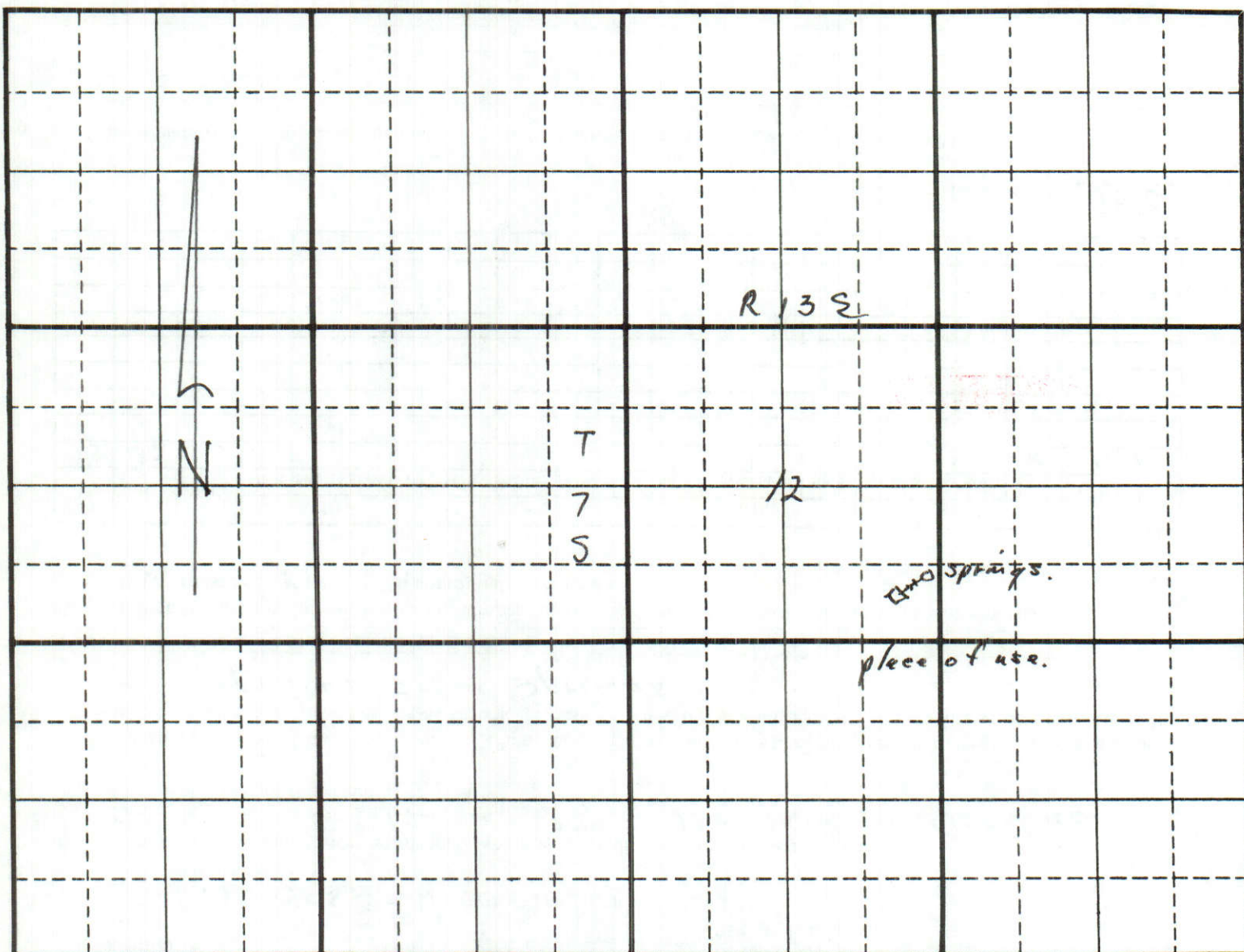


(8) Remarks _____



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)
County of Twin Falls) ss.

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.

Bruce W. Reese
(Claimant)

Sworn to before me this 10 day of April, 1980.

Mary A. Hill
Notary Public
Residing at Twin Falls, id 83301

My commission expires life

FOR DEPARTMENT USE ONLY

Received by DA Date 4-10-80 Exception filed by: _____ Fowarded to _____ Date _____
Prelim. check by DA Date 4-10-80
\$20.00 fee received by Mary A. Hill Date 4-10-80 # 17193
Published in Gooding County Leader
Dates 4/24 + 5/1/80

AFFIDAVIT of PUBLICATION

State of Idaho, }
County of Gooding } SS.

Say Brost, being first duly sworn, deposes and says that he is the printer (publisher) of the Gooding County Leader, a newspaper published every week in Gooding, County of Gooding, 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 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication

of said advertisement was on the 28 day of April

19 80, and the date of the last publication was on the 1

day of May, 19 80.

[Signature]

Subscribed and sworn to before me this 1

day of May, 19 80.
(SEAL)

NOTARY PUBLIC

RECEIVED

GOODING COUNTY LEADER

Gooding, Idaho

COST OF PUBLICATION

Department of Water Resources
Southern District Office

Number of Lines in Notice 36
Number of Insertions 2
Lines tabular at 315c
Lines straight at 36 21c 7.56
Subsequent lines at 36 15c 5.40
TOTAL COST 12.96

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:

36-4091

REESE, BRUCE W. &/or LA ROSE A.

P.O. BOX 445, HAGERMAN, ID 83332

Source: SPRING tributary to BILLINGSLEY CREEK

Priority Date: 06/01/1970

Amount: 0.36 CFS

Diversion Point: SESE Sec 12 T 07S R 13E, GOODING Co.

Use: IRRIGATION (0.36 CFS) from 03/15 to 11/15

Place of Use: SESE Sec 12 T 07S R 13E FOR 13 ACRES

Diversion Means: PIPE-LINE

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.

/s/ C. STEPHEN ALLRED
Director

Pub: 4-24; 5-1

PUBLICATION RATES

(Idaho Code, Rev. Statutes 1971)

7 pt. per line, straight 21c
7 pt. per line, tabular 315c
7 pt. per line, successive insertions 15c

74016

Nº 2501

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

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

MAY 12, 1980

BRUCE W. REESE
LA ROSE A. REESE
P.O. BOX 445
HAGERMAN

ID 83332

RE: Claim No. 36-4091

Dear Claimant:

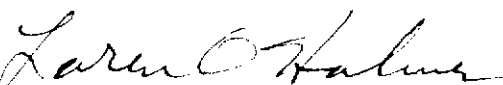
The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

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

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 10 1980

CLAIM TO A WATER RIGHT

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 Bruce W. & La Rose A. Reese
(Name of Claimant)

Bx 445 Hagerman, Idaho
(Mailing Address)

Telephone No. NO.
(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) June 1970

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)

Spring tributary to Billingsley CR.

(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>0.36 CFS</u>	Use <u>IRR</u>	Period of Use From <u>MARCH 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 _____
Quantity _____	Use _____	Period of Use From _____	To _____

(4) 0.36 CFS. TOTAL QUANTITY USED.
(cfs, gpd, AFA)

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

S3 1/4 SE 1/4, Sec. 12 Twp. 7S Rge. 13E B.M., County of Gooding
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. pipeline from Springs

(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	
7S	13E	12																X	12.6

No. of acres 12.6

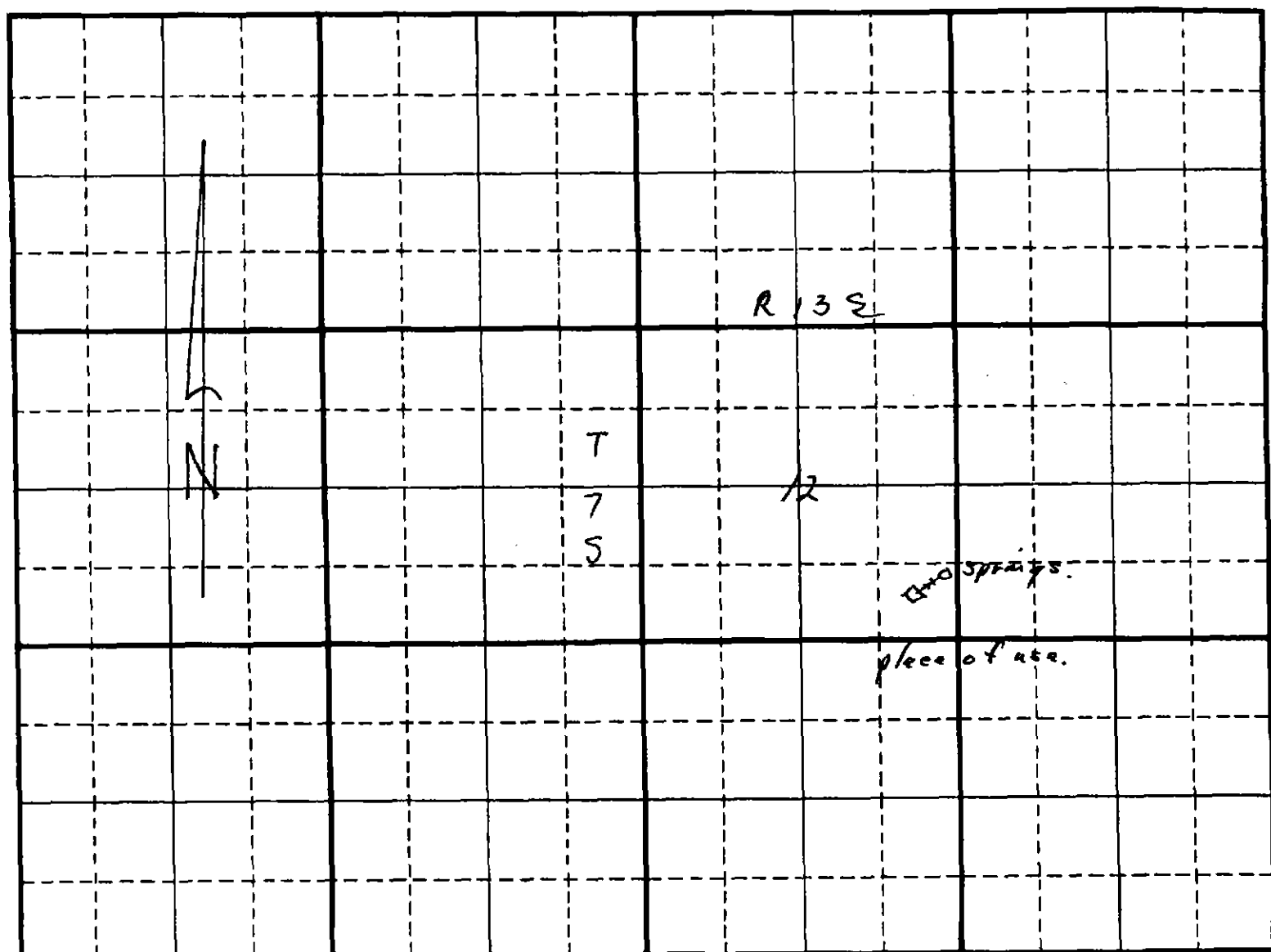
B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

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: _____

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(8) Remarks _____



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)
County of Twin Falls) ss.

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.

Bruce W. Reese
(Claimant)

Sworn to before me this 10 day of April, 1980.

Mary A. Hill
Notary Public
Residing at Twin Falls, ID 83301

My commission expires life

FOR DEPARTMENT USE ONLY

Received by DA Date 4-10-80 Exception filed by: _____ Date _____
Prelim. check by Q Date 4-10-80
\$20.00 fee received by ma Date 4-10-80 # 17193
Published in Gooding County Leader
Dates 4/24 + 5/1/80

AFFIDAVIT of PUBLICATION

State of Idaho, }
County of Gooding } SS.

Say Bros being first duly sworn, deposes and says that he is the printer (publisher) of the Gooding County Leader, a newspaper published every week in Gooding, County of Gooding, 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 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 28 day of April 1980, and the date of the last publication was on the 1 day of May, 1980.

Subscribed and sworn to before me this 1 day of May, 1980.
(SEAL)

GOODING COUNTY LEADER
Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice 36
Number of Insertions 2
Lines tabular at 315c
Lines straight at 36 21c 7.56
Subsequent lines at 36 15c 5.40
TOTAL COST 12.96

NOTARY PUBLIC

RECEIVED

MAY 8 1980

Department of Water Resources
Southern District Office

NOTICE TO WAIVER RIGHTS
Notice is hereby given that the following claims to water right have been established by diversion and application to beneficial use:

20-4001
REESE, BRUCE W. & LA ROSE A.
P.O. BOX 445, HAGERMAN, ID 83332

Source: SPRING tributary to BILLINGSLEY CREEK
Priority Date: 06/01/1970
Amount: 0.20 CFS
Diversion Point: SESE Sec 12 T 07S R 13E, GOODING Co.
Use: IRRIGATION (0.04 CFS) (0.04 CFS)
Place of Use: SESE Sec 12 T 07S R 13E FOR 13 ACRES
Diversion Means: PIPE-LINE

Any exception to my 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
W. C. CHRISTENSEN, ASST. DIR.
Director
Pub: 4-24; 5-1

PUBLICATION RATES		
(Idaho Code, Rev. Statutes 1971)		
7 pt. per line, straight		21c
7 pt. per line, tabular		315c
7 pt. per line, successive insertions		15c

34016

Nº 2501

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State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: J F Stanton

Right Number 36-4091 Applicant REESE, Bruce W. & LaRose A.

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.

By Loren O Zahner Date 5-20-80

STATE OFFICE PROCESSING:

- ☐ Claim review complete.

By Harvey Date 5/23/80

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R BAR S RANCH
R. W. STEVENS
ROUTE ONE 208/837-4954
HAGERMAN, IDAHO 83332

May 2, 1980

RECEIVED

MAY 5 1980

Department of Water Resources
Southern District Office

State of Idaho
Department of Water Resources
1041 Blue Lakes Blvd. No.
Twin Falls, Idaho 83301

Re: Water Application #36-4091
Bruce W. Reese

Gentlemen:

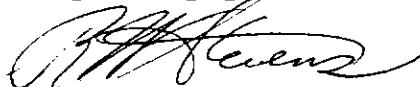
Enclosed is a protest for Water Application #36-4091 by Mr. and Mrs. Bruce W. Reese.

Mr. Reese has been in touch with me and has agreed to have a legal right of way over my property prepared and to work out any other problems that might exist.

I contemplate as soon as he comes back from Utah, which will be sometime next week when the papers are prepared, to be able to withdraw the enclosed objection.

I am filing this objection to be protected in case something were to happen to the good intentions that were expressed.

Very truly yours,



R. W. Stevens

RWS:smb

Copy to:
Bruce W. Reese

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

May 15, 1980

Bruce W. & LaRose A. Reese
Box 445
Hagerman, Idaho 83332

Re: Claim to a Water Right No. 36-4091

Dear Mr. & Mrs. Reese:

We are enclosing a copy of an exception in opposition to your claim to a water right submitted by R. W. Stevens. The following is a quote from the provisions under which this claim has been filed (Sec. 42-243b, Idaho Code):

42-243b. Recording of claims by Department, Corrections
"At any time after filing a claim under the provisions of this section any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form, accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Resources and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources. Such claims may be corrected by the claimant only by filing of an amended claim in the same form as the original which shall be recorded and numbered by the Department the same as the original and for which no additional filing fee shall be required."

Only the above action has been contemplated by the Idaho Legislature and we are not authorized to hold hearing or evaluate for confirmation or final censorship of the described rights.

If you have any questions regarding this matter, please contact us.

Sincerely,

LOREN O. HOLMES
Southern Region Supervisor

LOH:marya

Encl:

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

May 15, 1980

Mr. R. W. Stevens
Route 1
Hagerman, Idaho 83332

Re: Claim to a Water Right No. 36-4091

Dear Mr. Stevens:

We are in receipt of your exception to a Claim to a Water Right filed by Bruce & LaRose Reese . The following excerpt from Section 42-225b of the Idaho Code explains what has been done and what will be done in regards to the exception you have filed.

Section. 42-225b. Recording of Claims by Department ---Corrections---

At any time after the filing of a claim under the previous section, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form, accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Resources and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources. Such claims may be corrected by the claimant only by filing of an amended claim in the same form as the original which shall be recorded and numbered by the Department the same as the original and for which no additional filing fee shall be required.

Only the authority to take the above action has been delegated by the Idaho Legislature and we are not authorized to hold hearings or evaluate for confirmation or final censorship of the described rights.

If you have any questions regarding this matter, please contact us.

Sincerely,

Loren O. Holmes
Southern Region Supervisor

LOH:marya

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R BAR S RANCH

R. W. STEVENS

ROUTE ONE

208/837-4954

HAGERMAN, IDAHO 83332

May 2, 1980

RECEIVED

MAY 5 1980

State of Idaho
Department of Water Resources
1041 Blue Lakes Blvd. No.
Twin Falls, Idaho 83301

Department of Water Resources
Southern District Office

Re: Water Application #36-4091
Bruce W. Reese

Gentlemen:

I wish to protest against the approval of application for Water Permit No. 36-4091-Bruce W. Reese.

I base my protest on the fact that the spring is on my property and Mr. Reese does not have the right to trespass. Furthermore on another piece of property he does not have the right to run a water line. Then on the next piece of property he does not have the right to trespass. Therefore he has no ingress or egress to said springs. Furthermore the proposed use will reduce the quantity of water under existing water applications as there is not sufficient water under the licenses and/or applications to stand any further use. The proposed use will also conflict with local public interest.

Thank you for your consideration.

Very truly yours,



R. W. Stevens

RWS:smb

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

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

APRIL 11, 1980

Goodins County Leader
P.O. Box 56
Goodins, Idaho 83330

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 billings to this office before MAY 12, 1980.

Yours truly,

Mary A. Hill
Secretary

Encl.

MICROFILMED

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:

36-4091-

REESE, BRUCE W. &/or LA ROSE A.

P.O. BOX 445, HAGERMAN, ID 83332

Source: SPRING tributary to BILLINGSLEY CREEK

Priority Date: 06/01/1970

Amount: 0.36 CFS

Diversion Point: SESE Sec 12 T 07S R 13E, GOODING Co.

Use: IRRIGATION (0.36 CFS) from 03/15 to 11/15

Place of Use: SESE Sec 12 T 07S R 13E FOR 13 ACRES

Diversion Means: 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 4/24 & 5/1/80.

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