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AFFIDAVIT OF PUBLICATION

State of Idaho, }
County of Jerome } SS.

RECEIVED

APR 16 1974

GORDON O. GLASMANN

Department of Water Administration
Southern District Office

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 4th day of April

19 74, and the date of the last publication was on the 11th

day of April, 19 74

Subscribed and sworn to before me this 11th

day of April, 19 74
(SEAL)

Darla Bratt
NOTARY PUBLIC

NORTH SIDE NEWS

Jerome, Idaho

COST OF PUBLICATION

Number of Lines in Notice 36

Number of Insertions 2

Lines tabular at 315c

36 Lines straight at 21c 7.56

36 Subsequent lines at 15c 5.40

TOTAL COST 12.96

COPY OF NOTICE

(Paste Here)

Water Right
TITLE OF NOTICE 36-4042

PLAINTIFF ATTORNEY

NOTICE OF CLAIM TO A WATER RIGHT NO. 36-4042

Notice is hereby given that Boyde and-or Ruth Bruning, Rt. 4, Box 131, Jerome, Idaho, has filed a claim to a water right established by diversion and application to beneficial use of 1.5 cubic feet per second of water from groundwater with point of diversion in the NW¹/₄NW¹/₄, Sec. 1, T 9S, R 18E, B.M., Jerome County.

The water is claimed to be used from Mar. 15 to Nov. 15 with a priority of July 31, 1961; the place of use is within the NW¹/₄NW¹/₄, Sec. 1; N¹/₂NE¹/₄, Sec. 2, T 9S, R 18E, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Administration, 1041 Blue Lakes Boulevard North, Twin Falls, Idaho, 83301.

R. KEITH HIGGINSON
Director
4-421c-n

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

No 3008

36 4042

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Section 42-225a, Idaho Code

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that Boyde and/or Ruth Bruning
(name of claimant)
of Route 4, Box 131, Jerome, Idaho, claims a right to the diversion and beneficial use of
(mailing address)
ground water or surface water tributary to _____.

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) groundwater
- (2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
- | | | | | | | | |
|--------|----------------------|-----|-------------------------------|---------------------|-------------------|----|------------------------|
| Amount | <u>1.5 cfs</u> | Use | <u>irrig</u> | Period of Use: From | <u>Mar. 15</u> | To | <u>Nov. 15</u> |
| Amount | <u> </u> | Use | <u> </u> | Period of Use: From | <u> </u> | To | <u> </u> |
| Amount | <u> </u> | Use | <u> </u> | Period of Use: From | <u> </u> | To | <u> </u> |
| | (cfs, gpm
or a/f) | | (dom., irri.,
stock, etc.) | | | | (both dates inclusive) |
- (3) Total quantity of water claimed: 1.5 cubic feet per second, or acre feet per annum, and/or gallons per minute.
- (4) Priority claimed: (the date water was first applied to beneficial use) July 31, 1961

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 to this rule is that a claim may be filed on domestic use from a ground-water source.

- (5) A) Point of diversion: (give location of point where water is diverted from its source)
NW ¼ NW ¼, Sec. 1 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. well, pump and sprinkler system

- (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.

[illegible]

Total No. of acres 79

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

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

(8) Remarks Water from this well is used to supplement Northside Canal water.

[illegible]

Scale: 2 inches equal 1 mlie.

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 affiants knowledge.

Sworn to before me this 27th day of March, 19 74

Boyd Brunina
(Claimant)

(Claimant)

Lidia L. Tuppitt
Notary Public

Notary Public

Residing at Twin Falls, Idaho

My commission expires 2-24-78

For Department Use Only

Received by _____ Date _____ Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by _____ Date _____ claimant by: _____
\$10.00 fee received by LT Date 3-27-74 (13364)
Approved for publication by LT 4-16-74
Published in N. Side News
Dates 4-4 & 4-11-74

AFFIDAVIT OF PUBLICATION

State of Idaho, }
County of Jerome } SS.

RECEIVED

APR 11 1974

ORDON D. CHAMBERLIN

Department of Water Administration
being first duly sworn,
Southern District Office

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

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NORTH SIDE NEWS

Jerome, Idaho

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Water Right
TITLE OF NOTICE 36-4042

PLAINTIFF ATTORNEY

NOTICE OF CLAIM TO
ADVERSE RIGHT

Notice is hereby given that
Boyde and Son, Inc., of
Rt. 4, Jerome, Idaho, has
Idaho, has claimed a water right
diversion and application to
beneficial use of 1.5 cubic
feet per second of water
from groundwater with point
of diversion in the
NW¹/₄, NW¹/₄, Sec. 1, T 9S, R
18E, B.M., Jerome County.

The water is claimed to be
used from Mar. 15 to Nov. 15
with a priority of July 31,
1961; the place of use is
within the NW¹/₄, NW¹/₄, Sec.
1; N¹/₂NE¹/₄, Sec. 2, T 9S, R
18E, B.M.

Any exception to this claim
of water right may be filed
with the Idaho Department
of Water Administration,
1041 Blue Lakes Boulevard
North, Twin Falls, Idaho,
83401.

R. KEITH HIGGINSON
Director
4-421c-n

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Nº 3008

36 4042

April 22, 1974

RE: Claim to a Water Right No. 36-4042

Mr. and Mrs. Boyde Bruning
Route 4, Box 131
Jerome, Idaho 83338

Dear Mr. and Mrs. Bruning:

The Department of Water Administration has completed the processing of your claim to a water right, and no further action is authorized under Sections 42-225a and 42-225b of the Idaho Code. Your claim will be retained in our files and will be available at any time for use by you or the court.

As you are aware, the filing of your claim does not, in itself, guarantee you a water right; it only records and preserves 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 in your claim file, you may have that information or evidence added at any time. Please refer to your claim number when corresponding with this office.

We are enclosing a copy of the claim for your records. If you have any questions or if we can be of further assistance, please feel free to contact us.

Very truly yours,

Bob Haynes
Southern District Engineer

BH:lt
enc.

36 4042

March 27, 1974

RE: Application No. 36-4042 - Boyde and/or Ruth Bruning

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

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Sincerely,

Bob Haynes
Southern District Engineer

enc.

Bill submitted 4-16-74 LT

36 4042

Mail
jerome legal

**NOTICE OF CLAIM
TO A WATER RIGHT
NO. 36-4042**

Notice is hereby given that
Boyde and-or Ruth Bruning
Rt. 4, Box 131, Jerome, Idaho
has filed a claim to a water
right established by
diversion and application to
beneficial use of 1.5 cubic
feet per second ~~acre feet per~~
~~annum~~ of water from
groundwater with point of
diversion in the NW $\frac{1}{4}$ NW $\frac{1}{4}$,
Sec. 1, T 9S, R 18E, B.M.,
Jerome County.

The water is claimed to be
used from Mar. 15 to Nov. 15
with a priority of July 31,
1961; the place of use is
within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec.
1; N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 2, T 9S, R
18E, B.M.

Any exception to this claim
of water right may be filed
with the Idaho Department
of Water Administration,
1041 Blue Lakes Boulevard
North, Twin Falls, Idaho,
83301.

R. KEITH HIGGINSON
Director
4-4-2tc-n

ok LT
4-1-74

36 4042

NOTICE OF CLAIM TO A WATER RIGHT

NO. 36-4042

Notice is hereby given that Boyd and/or Ruth Bruning

Rt. 4, Box 131, Jerome, Idaho

has filed a claim to a water right established by diversion and application
to beneficial use of 1.5 cubic feet per second ~~acre feet per annum~~
of water from groundwater

with point of diversion in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, T 9S, R 18E, B.M.,
Jerome County

The water is claimed to be used from Mar. 15 to Nov. 15

with a priority of July 31, 1961;
the place of use is within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1; NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 2,
T 9S, R 18E, B.M.

Any exception to this claim of water right may be filed with the Idaho
Department of Water Administration, 1041 Blue Lakes Boulevard North, Twin
Falls, Idaho, 83301.

R. KEITH HIGGINSON

Director

Published in the North Side News

on 4-4 and 4-11-74

Protest Up 4-22-74
36 4042