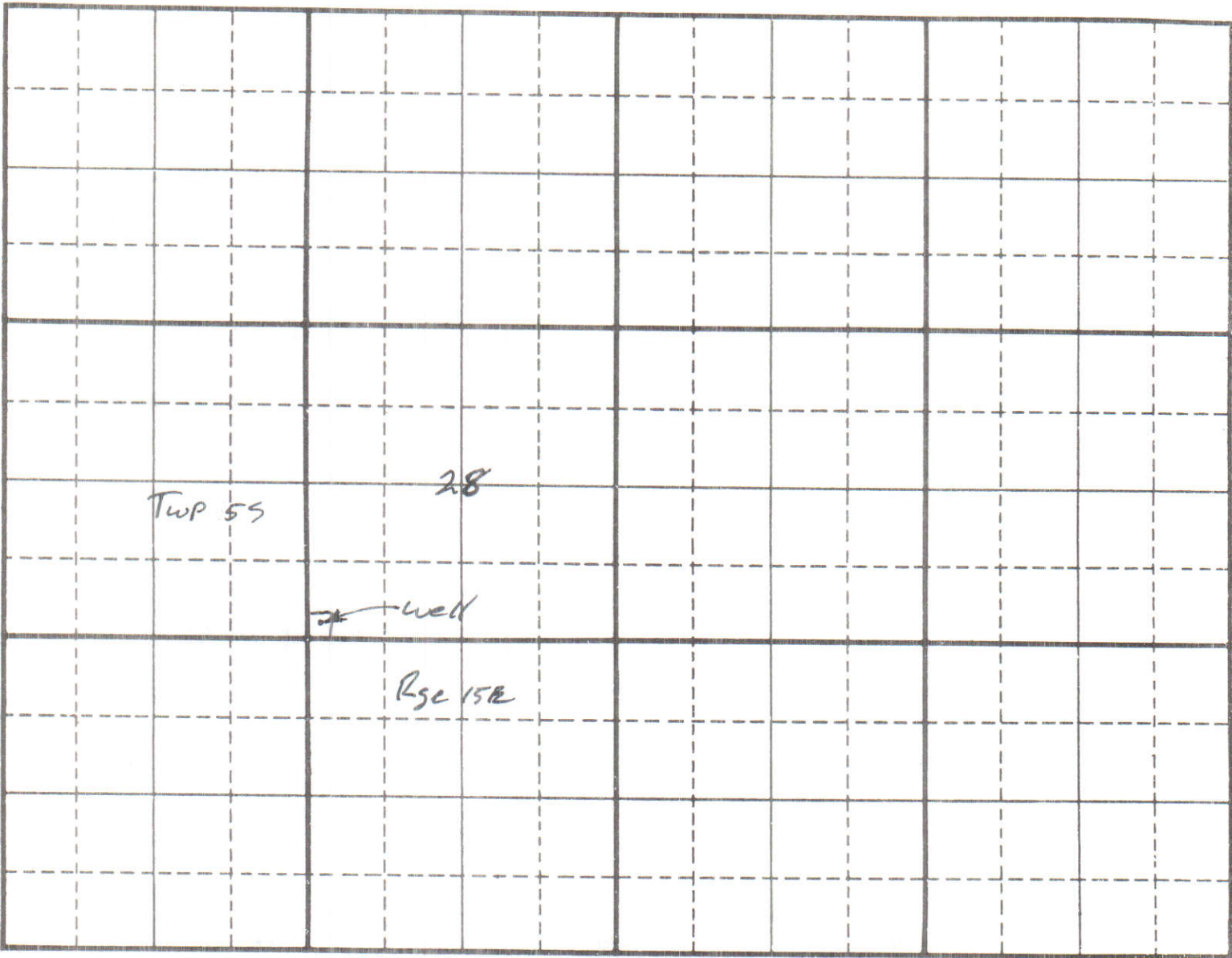


(8) Remarks _____



Scale: 2 inches equal 1 mile.

RECEIVED

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.

Anita Merrick
(Claimant)

Sworn to before me this 21 day of June, 19 83.

Loren O. Halmer
Notary Public
Residing at Twin Falls, ID

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by LH Date 6/21/83 Exception filed by: _____ Date _____
Prelim. check by JDC Date 6/22/83
\$30.00 fee received by mccoy Date 6/21/83 # 30364
Published in Gooding Co. leader
Dates 8/31 + 9/7/83

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 Anita Merrick for Jerry Merrick
(Name of Claimant)
P.O. Box 512 Gooding, ID (Mailing Address) Telephone No. 934-5305
(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) 1/1/1910

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, af)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	0.04	Use	Domestic	Period of Use From 1/1	To 12/31
Quantity	0.40	Use	Stockwater	Period of Use From 1/1	To 12/31
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To

(4) 0.40 TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW 1/4 SW 1/4, Sec. 28 Twp. 55 Rge. 15E 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. Well & Pump

(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 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
55	15E	28										X							

No. of acres

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
Domestic for 1 Permanent home & 2 Trailers

NOTE: Include here the type and number of stock watered: 1700 Beef Cattle

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

A hand-drawn map on a grid. The grid consists of 10 columns and 10 rows. The map is divided into four quadrants by a vertical line at column 5 and a horizontal line at row 5. The labels are as follows:

- Twp 55**: Located in the upper-left quadrant, centered around column 2 and row 8.
- Rge 15E**: Located in the lower-left quadrant, centered around column 3 and row 3.
- well**: Located in the lower-left quadrant, centered around column 3 and row 4. An arrow points from the text to the intersection of column 3 and row 4.

FOR DEPARTMENT USE ONLY

Received by <u>LH</u>	Date <u>6/21/83</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>gpc</u>	Date <u>6/22/83</u>		claimant by:	
\$30.00 fee received by <u>mucya</u>	Date <u>6/21/83</u> # <u>30364</u>			
Published in <u>Reading Co. leader</u>				
Dates <u>8/21 + 9/7/83</u>				

AFFIDAVIT of PUBLICATION

State of Idaho,)
) SS.
County of Gooding)

Frank I. Crowl, 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 31 day of Aug

19 83, and the date of the last publication was on the 7

day of Sept, 19 83

Frank I. Crowl

Subscribed and sworn to before me this 7

day of Sept, 19 83
(SEAL)

Cindy D. Davis
NOTARY PUBLIC

SEP 15 1983 GOODING COUNTY LEADER
Gooding, Idaho

COST OF PUBLICATION
Notary Public Office

Number of Lines in Notice 284

Number of Insertions 2

Lines tabular at 42' 284

Lines straight at 32' 90.85

Subsequent lines at 21' 59.64

Total Cost 150.52

COPY OF NOTICE

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:

37-4391

LAZY P FARMS, PART-
NERSHIP

C/O EMIL, RONALD, DEB-

BRAM PAULS, RT. 2 BOX

68C, GOODING, ID 83330

Source: GROUNDWATER

Priority Date: 07/01/1941

Diversion Pt: SWNW Sec 15

T 06S R 15E

Use: IRRIGATION (0.06

CFS)

STOCKWATER (0.0880 CFS)

DOMESTIC (0.04 CFS)

In: SWNW Sec 16 T 06S R 15E

FOR 3 ACRES

37-4390

LAZY P FARMS, PART-

NERSHIP

C/O EMIL, RONALD, DEB-

BRAM PAULS, RT. 2, BOX

68C, GOODING, ID 83330

Source: GROUNDWATER

Priority Date: 07/01/1916

Diversion Pt: SENW Sec 16

T 06S R 15E

Use: IRRIGATION (0.06

CFS)

STOCKWATER (0.0880 CFS)

DOMESTIC (0.08 CFS)

In: SENW Sec 16 T 06S R 15E

FOR 3 ACRES

37-4389

MECHAM, JUNE

STAR ROUTE, BLISS, ID

83314

Source: LOWER WAD-

DINGTON SPRING trib. to

STODDARD CREEK TO

SNAKE RIVER

Priority Date: 03/15/1888

Diversion Pt: NWNW NESW

Sec 27 T 06S R 13E

Use: STOCKWATER (0.50

CFS)

IRRIGATION (0.7280 CFS)

P STOCKWATER (0.7280 CFS)

DOMESTIC (0.50 CFS)

In: NWSW SWSW Sec 27 T

06S R 13E FOR 8 ACRES

37-4388

U.S. DEPT. OF AGRI.

FOREST SERVICE, FEDE-

RAL BLDG., 324 25TH St.

OGDEN, UT 84401

Source: SPRINGS trib. to

WILD HORSE CREEK

Priority Date: 07/01/1960

Diversion Pt: NENE NENE

Sec 15 T 01S R 10E

Use: STOCKWATER (0.2

AF)

In: NENE NENE Sec 15 T

01S R 10E

37-4387

J.D. ALDECOA & SON, INC.

12 MESA VISTA DR.,

BOISE, ID 83705

Source: UNNAMED

STREAM trib. to CAMAS

CREEK

Priority Date: 01/01/1910

Diversion Pt: NENE NENE

SWNE NESE Sec 09 T 01S R

11E NWNW SWNW NWSW

SWSW SESW Sec 10 T 01S R

11E

Use: IRRIGATION (0.20

CFS)

STOCKWATER (0.08 CFS)

DOMESTIC (0.04 CFS)

In: NWNE SWNE NENE

NESE Sec 09 T 01S R 11E

NWNW SWNW NWSW SW-

SW SESW Sec 10 T 01S R 11E

FOR 360 ACRES

37-4351
J.D. ALDECOA & SON, INC.
12 MESA VISTA DRIVE,
BOISE ID 83705
Source: UNNAMED
STREAMS trib. to CAMAS
CREEK
Priority Date: 01/01/1910
Diversion Pt: NWNE Sec 01
T 02S R 09E
Use: IRRIGATION (0.12
CFS)
STOCKWATER (0.06 CFS)
In: NWNE SWNE NESE
NWSE SWSE SESE Sec 01 T
02S R 09E FOR 240 ACRES

37-4376
PUGH, WILLIAM L.
GREENFIELD, LYNN
7163 S. POPLAR ST., ENG-
LEWOOD, CO 80112
Source: PREACHER
CREEK trib. to BIG WOOD
RIVER
Priority Date: 05/01/1957
Diversion Pt: SESE Sec 19 T
01S R 16E
Use: IRRIGATION (1.60
CFS)
STOCKWATER (0.02 CFS)
DOMESTIC (0.02 CFS)
In: SENE Sec 19 T 04S R 16E
NENW NWNW SWNW SE-
NW Sec 20 T 04S R 16E FOR
40 ACRES

37-4366
ELGAN, DOUGLAS L.
P.O. BOX 82, GOODING, ID
83330
Source: UNNAMED
STREAM trib. to BIRCH
CREEK
Priority Date: 04/01/1890
Diversion Pt: SWSW Sec 35 T
06S R 13E
Use: IRRIGATION (0.50
CFS)
In: LOT 02 (SWNE) Sec 02 T
07S R 13E FOR 7 ACRES

37-4365
SWENSON, EUGENE P.
STAR RT. BOX 34, BLISS,
ID 83314
Source: UNNAMED
STREAM trib. to BIRCH
CREEK
Priority Date: 04/01/1890
Diversion Pt: SWSW Sec 35 T
06S R 13E
Use: IRRIGATION (0.50
CFS)
In: SWSE Sec 34 T 06S R 13E
FOR 9 ACRES

37-4363
LEGUINECHE, LOUIE
RT. 1, GOODING, ID 83330
Source: DOG CREEK trib.
to BIG WOOD RIVER
Priority Date: 05/10/1915
Diversion Pt: NWSE Sec 11
T 05S R 14E
Use: IRRIGATION (0.80
CFS)
STOCKWATER (0.02 CFS)
In: NWSE Sec 11 T 06S R 14E
FOR 17 ACRES

37-4360
SHUTER, EUGENE &/or
CARRIE A.
RT. 1 BOX 140, KING HILL,
ID 83633
Source: GROUNDWATER
Priority Date: 01/01/1950
Diversion Pt: NWNW Sec 22
T 05S R 11E
Use: IRRIGATION (0.08
CFS)
STOCKWATER (0.02 CFS)
In: NWNE NWNW Sec 22 T
05S R 11E FOR 4 ACRES

37-4359
BENNETT, EMMA M.
BOX 120, HILL CITY, ID
83337
Source: SPRING trib. to
MALAD CREEK
Priority Date: 07/01/1915
Diversion Pt: SESW Sec 28 T
01S R 11E
Use: IRRIGATION (4.20
CFS)
In: SWSW SESW Sec 28 T 01S
R 11E NWNE SWNE NENW
NWNW SWNW SENW Sec
28 T 01S R 11E FOR 4 ACRES

37-4358
FLETCHER, MELVIN E.
BOX 297, FAIRFIELD, ID
83327
Source: POWELL CREEK
trib. to SOLDIER CREEK
Priority Date: 04/19/1906
Diversion Pt: NWSE Sec 18
T 01N R 14E
Use: IRRIGATION (1.60
CFS)
In: NWSE SWSE Sec 18 T
01N R 14E FOR 80 ACRES

37-4357
MERRICK, ANITA &/or
JERRY
P.O. BOX 512, GOODING, ID
83330
Source: GROUNDWATER
Priority Date: 01/01/1910
Diversion Pt: SWSW Sec 28
T 05S R 15E
Use: STOCKWATER (0.40
CFS)
DOMESTIC (0.04 CFS)
In: SWSW Sec 28 T 05S R 15E

37-4355
U.S. DEPT. OF INTERIOR
BUREAU OF LAND
MGMT., 550 W. FORT ST.,
BOISE, ID 83724
Source: WILLOW SPRING
trib. to UNNAMED
STREAM
Priority Date: 09/01/1939
Diversion Pt: SWNW Sec 03
T 03S R 14E
Use: STOCKWATER (0.01
CFS)

WILDLIFE (0.01 CFS)
In: SWNW Sec 03 T 03S R 14E
37-4347
KOUTNIK, L. JAMES
P.O. BOX 178, GOODING, ID
83330
Source: BIG WOOD RIVER
trib. to MALAD RIVER
Priority Date: 05/01/1905
Diversion Pt: SESW Sec 25 T
05S R 14E
Use: IRRIGATION (1.50
CFS)
In: NENE NWNE SWNE
NENW Sec 27 T 05S R 14E
SESW SWSE Sec 22 T 05S R
14E FOR 120 ACRES

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/ A. KENNETH DUNN
Director

PUB: 8-31; 9-7

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

1841 Elm Lakes Blvd. N.
Twin Falls, Idaho 83301
(208) 734-3578

SEPTEMBER 23, 1983

1841
ELM
LAKES
BLVD.
N.
TWIN
FALLS
IDAHO
83301

ANITA MERRICK
JERRY MERRICK
P.O. BOX 512
GOODING

ID 83380

POOR QUALITY ORIGINAL

RE: Claim No. 37-4357

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,



ALLEN D. MERRITT
Senior Water Resource Analyst

Enclosure

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:

37-4352-

MERRICK, ANITA &/or JERRY

P.O. BOX 512, GOODING, ID 83330

Source: GROUNDWATER

Priority Date: 01/01/1910

Diversion Pt: SWSW Sec 28 T 05S R 15E

Use: STOCKWATER	(0.40 CFS)
DOMESTIC	(0.04 CFS)

In: SWSW Sec 28 T 05S R 15E

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.

A. KENNETH DUNN

Director

Published 8/31 & 9/7/83.

37-4357
MERRICK, ANITA &/or
JERRY
P.O. BOX 512, GOODING, ID
83330
Source: GROUNDWATER
Priority Date: 01/01/1910
Diverision Pt: SWSW Sec 28
T 06S R 15E
Use: STOCKWATER (0.40
CFS)
DOMESTIC (0.04 CFS)
In: SWSW Sec 28 T 06S R 15E

*ok
merrick
5/3/67*

RECEIVED

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JDC

Right Number 37-4357 Applicant MERRICK, Anita &/or MERRICK, Jerry

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 ADA Date 9/26/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By D.W. Date 10/1/83