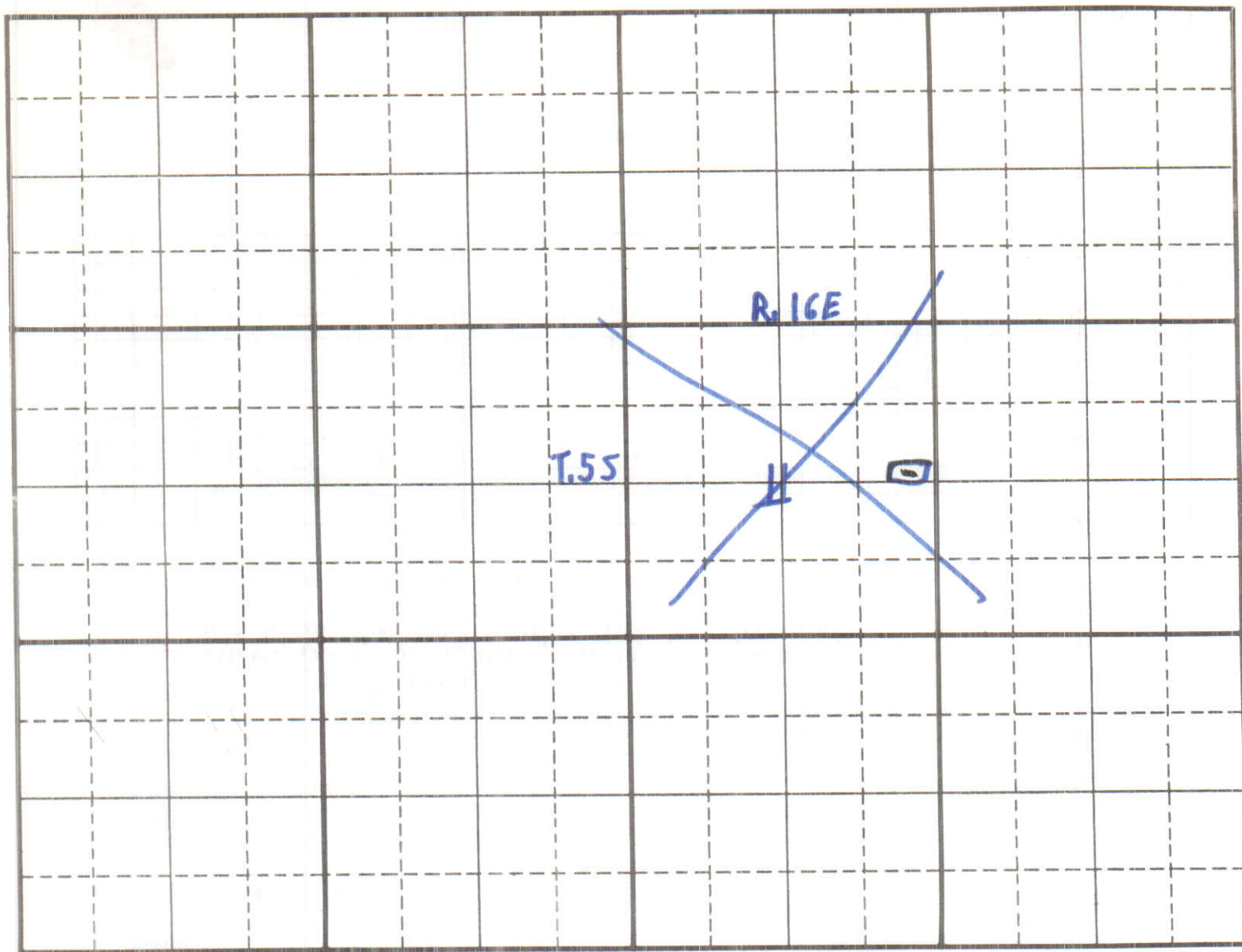


(8) Remarks _____



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 Lincoln) 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.

Sworn to before me this 7th day of April, 19 83
Elden L. Guthrie (Claimant)
LaDane S. Brown
Notary Public
Residing at Shoshone, Id.

My commission expires 8-15-85

FOR DEPARTMENT USE ONLY

Received by J. F. Stanton Date 4-7-1983 Exception filed by: _____ Date _____
Prelim. check by ADM Date 4/11/83 Forwarded to claimant by: _____
\$20.00 fee received by manya Date 4/8/83 #26184
Published in Lincoln Co. Journal
Dates 5/5 + 5/12/83

UNRECORDED

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W. E. McNEV

F. C. McNEV

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J. H. BLESSING

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J. D. McKENDRICK

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AFFIDAVIT OF PUBLICATION

State of Idaho, }
County of Lincoln } SS.

Melba Thorne, being first duly sworn, deposes and says that he is the printer (publisher) of the Lincoln County Journal, a newspaper published every week in Shoshone, Lincoln County, 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 5 day of May, 1983, and the date of the last publication was on the 12 day of May, 1983.

Subscribed and sworn to before me this 12 day of May, 1983.
(SEAL)

Maydum Hagen
NOTARY PUBLIC

LINCOLN COUNTY JOURNAL

Shoshone, Idaho

COST OF PUBLICATION

Number of Lines in Notice _____

Number of Insertions _____

_____ Lines tabular at 315c

52 Lines straight at 39 21c 20.28

52 Subsequent lines at 26 15c 13.52

TOTAL COST 33.80

COPY OF NOTICE

(Paste Here)

Claims & Water Rights
TITLE OF NOTICE

37-4298 - 37-4300
PLAINTIFF ATTORNEY

DEFENDANT

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:

37-4300

GUTHRIE, ELDEN L.

RT. 1 BOX 83, SHOSHONE, ID 83352

Source: WASTE WATER trib. to BIG WOOD RIVER

Priority Date: 01/01/1950

Diversion Pt: NWNE Sec 36 T 04S R 16E

Use: IRRIGATION STORAGE (48.0 AF)

IRRIGATION FROM STORAGE (0.36 CFS)

STOCKWATER STORAGE (0.5 AF)

In: NWNE SWNE SENW Sec 36 T 04S R 16E FOR 12 ACRES

37-4299

GUTHRIE, ELDON L.

RT. 1 BOX 83, SHOSHONE, ID 83352

Source: GROUNDWATER

Priority Date: 01/01/1937

Diversion Pt: SENE Sec 11 T 05S R 16E

Use: STOCKWATER (0.07 CFS)

COMMERCIAL (0.06 CFS)

In: SENE Sec 11 T 05S R 16E

37-4298

ALEXANDER, EUGENE

RT. 1, RICHFIELD, ID 83349

Source: GROUNDWATER

Priority Date: 01/01/1918

Diversion Pt: LOT 02 Sec 06 T 05S R 19E

Use: STOCKWATER (0.03 CFS)

DOMESTIC (0.06 CFS)

IN: SWSE Sec 31 T 04S R 19E LOT 02 (NWNE) Sec 06 T 05S R 19E

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

Pub: 5-5, 12, 83

N^o 2270

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 Elden Guthrie (Name of Claimant)
Route #1 Box 83, Shoshone, ID 83352 (Mailing Address) Telephone No. 886-7526 (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) 1950

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)
Wastewater tributary to Big Wood River

(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>Irrigation from storage</u>	Period of Use From <u>May 1</u>	To <u>Oct 1</u>
Quantity	<u>0.42 cfs 0.5 AFA</u>	Use <u>Livestock from storage</u>	Period of Use From <u>Jan 1</u>	To <u>Dec 31</u>
Quantity	<u>48 AFA</u>	Use <u>Storage for Irrig. & stock</u>	Period of Use From <u>Jan 1</u>	To <u>Dec 31</u>
Quantity		Use	Period of Use From	To
Quantity	<u>6</u>	Use	Period of Use From	To

(4) 0.38 cfs + 48 AFA TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW 1/4 NE 1/4, Sec. 36 Twp. 4S Rge. 16E B.M., County of Lincoln
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. Earth dam 20' high x 70' wide dam in stream channel, excavation along both sides of channel to form pond. Water flows out of dam thru natural channel & is then diverted into ditches for gravity irrigation. Stock drink from pond.

(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.

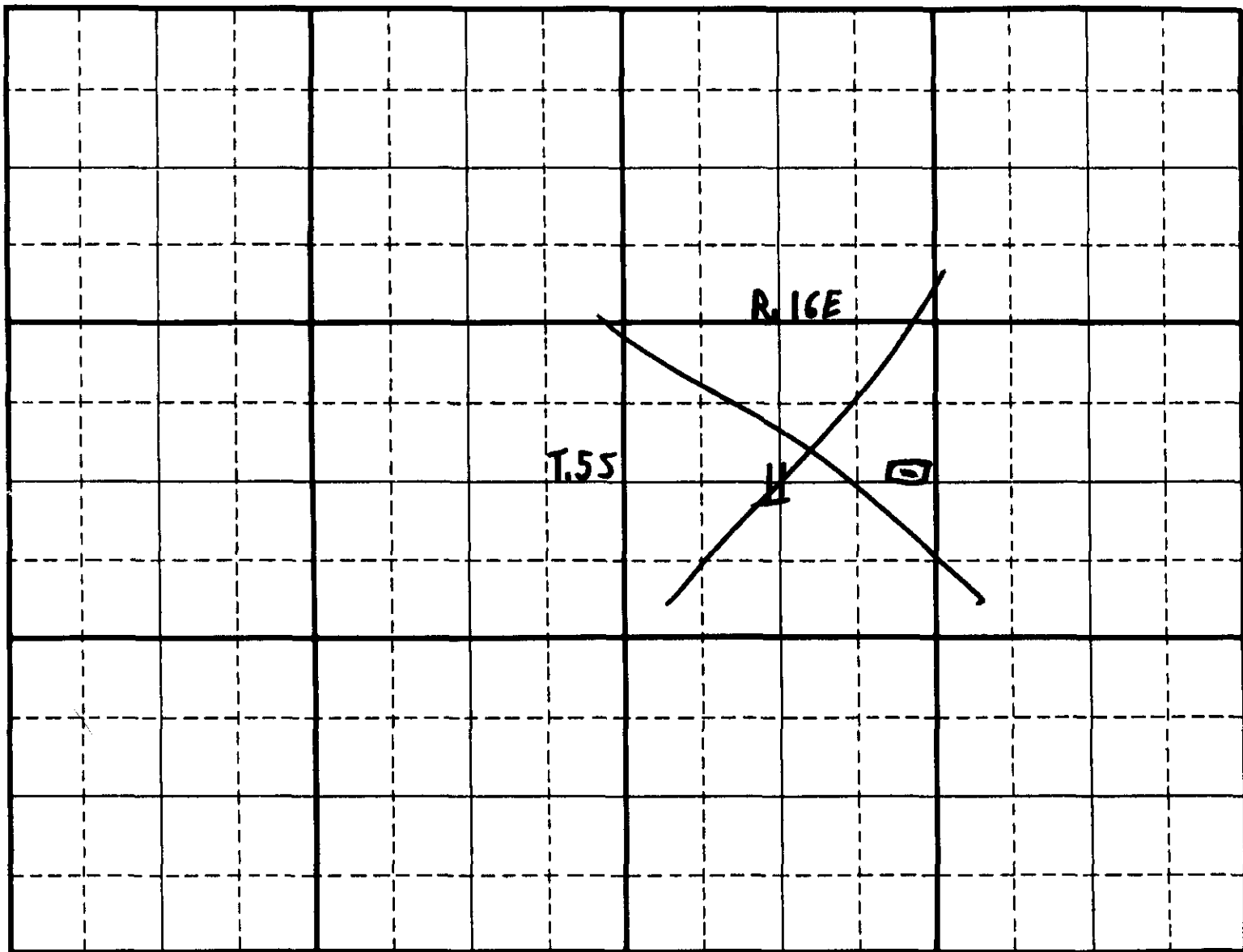
T	R	SEC.	NE%				NW%				SW%				SE%				TOTAL
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4S	16E	36		2	1					9									12

No. of acres 12

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: 50 beef cattle in summer, a few horses in winter
If you are claiming water as a member of an organization, list name of organization:

(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 Lincoln) 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.

Sworn to before me this 7th day of April, 1983.
Elden L. Guthrie (Claimant)
L. Diane S. Down
Notary Public
Residing at Shoshone, Id.

My commission expires 8-15-85

FOR DEPARTMENT USE ONLY

Received by J.F. Stanton Date 4-7-1983 Exception filed by: _____ Date _____
Produced by ADM Date 4/11/83 claimant by: _____
Fee received by manya Date 7/8/83 # 26184
Furnished in Lincoln Co. Journal
Pages 5/5 + 5/12/83

AFFIDAVIT of PUBLICATION

State of Idaho, }
County of Lincoln } SS.

Melba Thorne, being first duly sworn, deposes and says that he is the printer (publisher) of the Lincoln County Journal, a newspaper published every week in Shoshone, Lincoln County, 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 5 day of May

1983, and the date of the last publication was on the 12

day of May, 1983.

Melba Thorne

Subscribed and sworn to before me this

day of May, 1983
(SEAL)

(SEAL)

May Ann Hagen
NOTARY PUBLIC

NOTARY PUBLIC

LINCOLN COUNTY JOURNAL

Shoshone, Idaho

COST OF PUBLICATION

Number of Lines in Notice

Number of Insertions _____

Lines tabular at 315c

Lines straight at 20-28

Subsequent lines at ~~15c~~ 13.52

TOTAL COST 33.80

COPY OF NOTICE

(Paste Here)

Claims & Water Rights
TITLE OF NOTICE

TITLE OF NOTICE

37-4298-374300

PLAINTIFF ATTORNEY

DEFENDANT

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A. KENNETH DUPON

Pub: 5-5, 12, 23

No. 2270

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

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

23
MAY 15 1983

ELDEN L. GUTHRIE
RT. 1 BOX 83
SHOSHONE

ID 83352

RE: Claim No. 37-4300

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

RECORDED



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

April 26, 1983

Reid J. Newby
Watermaster District 37
Box T
Shoshone, Idaho 83352

Re: Claim to a Water Right No. 37-4300

Dear Mr. Newby:

Enclosed is a copy of the above referenced claim for your information and files.

Very truly yours,

Mary A. Newby
Sec/Office Corrd

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:

32-4300-

GUTHRIE, ELDEN L.

RT. 1 BOX 83, SHOSHONE, ID 83352

Source: WASTE WATER trib. to BIG WOOD RIVER

Priority Date: 01/01/1950

Diversion Pt: NWNE Sec 36 T 045 R 16E

Use: ~~IRRIGATION STORAGE (48.0 AF)~~
~~IRRIGATION FROM STORAGE (0.36 CFS)~~
~~STOCKWATER FROM STORAGE (0.50 CFS)~~
IRRIGATION STORAGE (48.0 AF)
IRRIGATION FROM STORAGE (0.36 CFS)
STOCKWATER STORAGE (0.5 AF)

In: NWNE SWNE SENW Sec 36 T 045 R 16E FOR 12 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.

A. KENNETH DUNN

Director

Published 5/5 & 5/12/83.

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:

37-4300

*OK
1/16/48*

GUTHRIE, ELDEN L.
RT. 1 BOX 83, SHOSHONE, ID 83352
Source: WASTE WATER trib. to BIG
WOOD RIVER
Priority Date: 01/01/1950
Diversion Pt: NWNE Sec 36 T 04S R 16E
Use: IRRIGATION STORAGE (48.0
AF)
IRRIGATION FROM STORAGE (0.36
CFS)
STOCKWATER STORAGE (0.5 AF)
In: NWNE SWNE SENW Sec 36 T 04S R
16E FOR 12 ACRES

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Southern Region

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

APRIL 26, 1983

Lincoln County Journal
P. O. Box 704
Shoshone, Idaho 83352

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. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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 MAY 23, 1983.

Yours truly,

Mary A. Newby
Secretary

Encl.

MICROFILMED

3/79

IDENT. NO. 37-4300

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]

State of Idaho
Department of Water Resources

37-

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: ADM

Right Number 37-4300 Applicant GUTHRIE, Elden L.

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 ADM Date 5/23/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By RC Date 5/31/83

MICROFILMED

RECEIVED
MAY 31 1983
Department of Water Resources