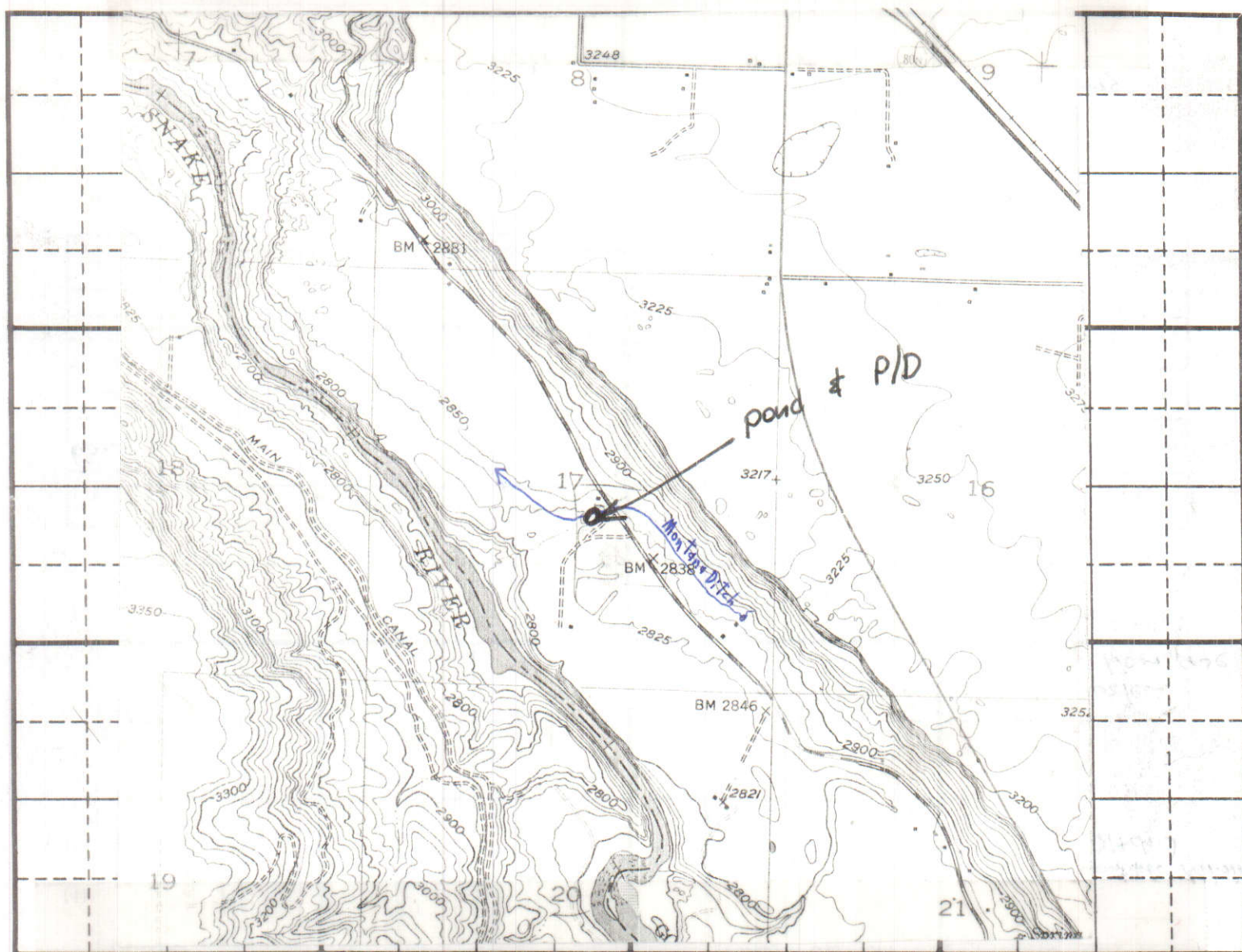


(8) Remarks Claimant has his share (approx. 7") of
decreed water right 37-0792 from the Montez Mining
Ditch. This is the same water used for recreational use,



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.

Ernest D. Lowards x
(Claimant)

Sworn to before me this 14 day of July, 1982.

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

My commission expires Life.

FOR DEPARTMENT USE ONLY

Received by J. E. Stanton Date 7-14-82 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by TC Blum Date 7-16-82 claimant by: _____
\$20.00 fee received by gs Date 7-14-82 #20880
Published in Gooding Co. Leader
Dates 7/21 & 7/28/82



AFFIDAVIT of PUBLICATION

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

Gary Crosth, 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 21 day of July 1982, and the date of the last publication was on the 28 day of July, 1982.

Subscribed and sworn to before me this 28 day of July, 1982
(SEAL)

Cindy Davis
NOTARY PUBLIC

GOODING COUNTY LEADER
Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice. 48
Number of Insertions. 2
Lines tabular at 42¢
48 Lines straight at 32¢ 15.36
48 Subsequent lines at 21¢ 10.08
Total Cost 25.44

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:

37-4252

SOWARDS, ERNEST D. &/ OR MARTHA C. STAR RT. BOX 5, BLISS, ID 83314

Source: SPRINGS tributary to MONTANA MINING DITCH MONTANA MINING DITCH tributary to SNAKE RIVER

Priority Date: 01/01/1966

Amount: 0.14 CFS 4.0 AC-FT

Diversion Point: NWSE Sec 17 T 06S R 13E, GOODING Co.

Use: RECREATION STORAGE (4.0 AC-FT) from 01/01 to 12/31

DIVERSION TO STORAGE (0.14 CFS) from 01/01 to 12/31

Place of Use: NWSE Sec 17 T 06S R 12E

Diversion Means: HEAD-GATE, PIPELINE, POND

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: 7-21, 28, '82

RECEIVED

AUG 3 1982

Department of Water Resources
PUBLICATION RATES
(Idaho Code, Rev. Statutes 1971)
7 pt. per line, straight 32¢
7 pt. per line, tabular 42¢
7 pt. per line, successive insertions 21¢

No. 139

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Star Route, Box 5, Bliss, Idaho 83314 (Name of Claimant)
(Mailing Address) (Zip Code) Telephone No. 352-4674

(1) Date of priority: (When was the water first applied to a beneficial use) Jan. 1, 1966

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

Describe the source of water (Name of stream, lake, spring, etc.) or ground water
Springs via Montana Mining Ditch tributary to Snake River

(cfs, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>0.14 cfs</u>	Use	<u>Div to Storage</u>	Period of Use From <u>Jan. 1</u>	To <u>Dec. 31</u>
Quantity	<u>4 A.F.</u>	Use	<u>Recreation Storage</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 _____

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17 Twp. 6S Rge. 13E B.M., County of Gooding Ditch
 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. Metal headgate from Montanz Mining Ditch diverts water into pipeline. Pipeline supplies water for decreed irrigation use and water to pond used for recreational 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.

[illegible]

No. of acres _____

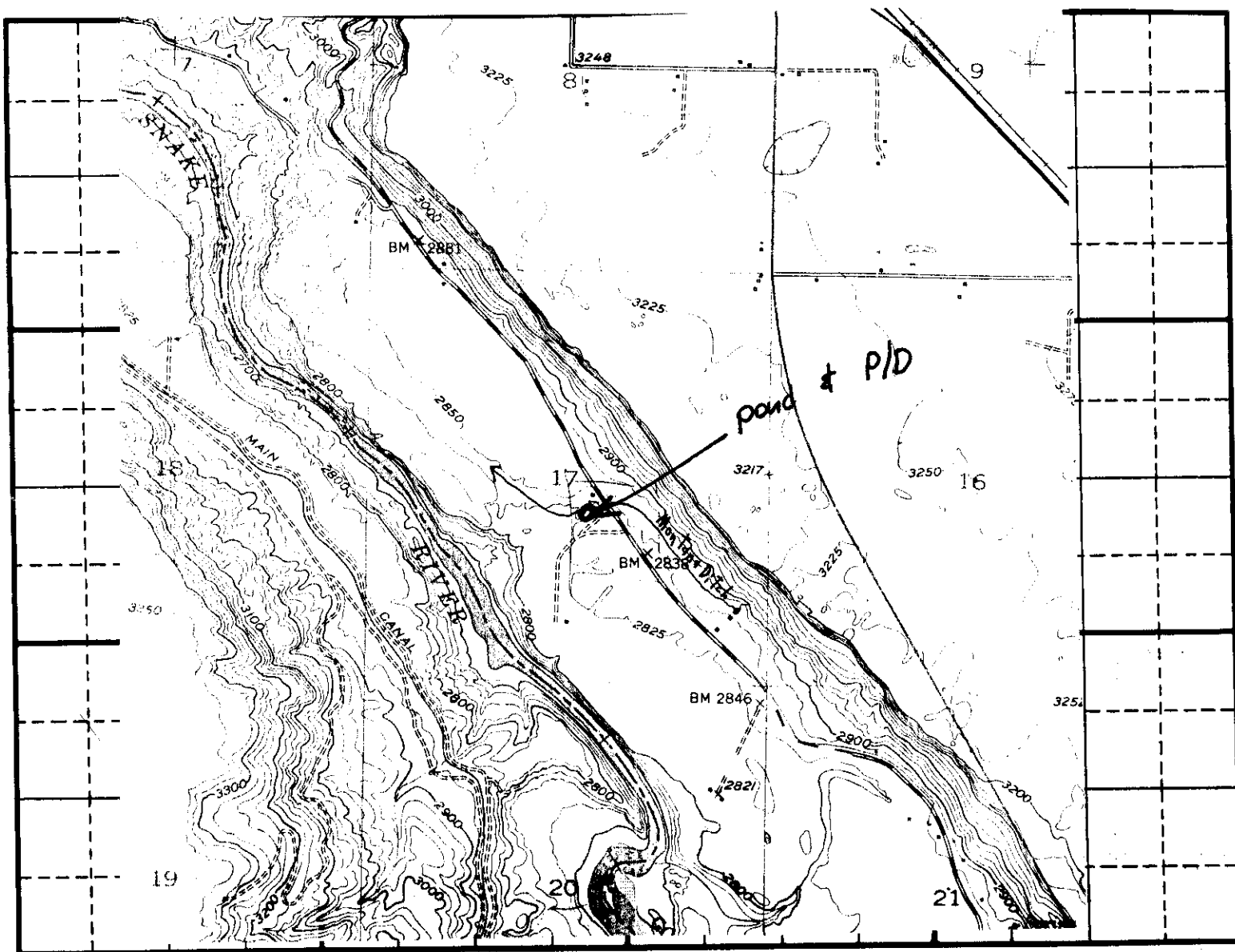
B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

Water diverted for recreational use which includes fish pond and water fowl habitats and swimming in pond. Pond hold approx. 4 A.F.

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:

(8) Remarks Claimant has his share (approx. 7") of
decreed water right 37-0792 from the Montezuma Mining
Ditch. This is the same water used for recreational use.



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.

Ernest D. Lowards x
(Claimant)

Sworn to before me this 14 day of July, 1982.

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

My commission expires Life.

FOR DEPARTMENT USE ONLY

Received by: J. E. Stanton Date: 7-14-82 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by: T. O. Shaw Date: 7-16-82 claimant by: _____
\$20.00 fee received by: ga Date: 7-14-82 #20880
Published in: Gooding Co. Recorder
Dates: 7/21 & 7/28/82



No. 139

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

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

AUGUST 9, 1982

ERNEST D. SOWARDS
MARTHA C. SOWARDS
STAR RT. BOX 5
BLISS

ID 83314

RE: Claim No. 37-4252

Dear Claimant:

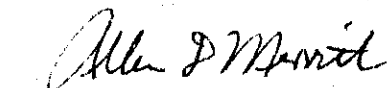
The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

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

RECEIVED
AUG 27 1982

Department of Water Resources

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:

3Z-4252_

ERNEST D. &/OR
SOWARDS, / MARTHA C.

STAR RT. BOX 5, BLISS, ID 83314

Source: SPRINGS tributary to MONTANA MINING DITCH
MONTANA MINING DITCH tributary to SNAKE RIVER

Priority Date: 01/01/1966

Amount: 0.14 CFS 4.0 AC-FT

Diversion Point: NWSE Sec 17 T 06S R 13E, GOODING Co.

Use: RECREATION STORAGE (4.0 AC-FT) from 01/01 to 12/31
DIVERSION TO STORAGE (0.14 CFS) from 01/01 to 12/31

Place of Use: NWSE Sec 17 T 06S R 12E

Diversion Means: HEADGATE, PIPELINE, POND

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 7/21 & 7/28/82.

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES
Southern Region

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

JULY 16, 1982

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. 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 AUGUST 9, 1982.

Yours truly,

Mary A. Hill
Secretary

Encl.

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: T. Blau J52

Right Number 37-4252

Applicant SOWARDS, Ernest D. &/or Martha C.

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 ADM

Date 8/23/82

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By KW

Date 8/27/82

WARRANTY DEED

For Value Received

WILLIAM L. PUGH and BETTY D. PUGH, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto
 ERNEST D. SOWARDS and MARTHA C. SOWARDS, husband and wife
 Star Route, Box 5
 Bliss, Idaho 83314

Hereinafter called the Grantee, the following described premises situated in Gooding County, Idaho, to-wit:

Township 6 South, Range 13 East of the Boise Meridian
 Section 17: Part of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ described as follows:
 Beginning at the Northwest corner of
 said NW $\frac{1}{4}$ SE $\frac{1}{4}$;
 thence S 3° 23' W, 852.0 feet along a
 boundary fence purported to be the boundary between the
 NW $\frac{1}{4}$ SE $\frac{1}{4}$ and the NE $\frac{1}{4}$ SW $\frac{1}{4}$;
 thence S 36° 25' E, 70.8 feet to the
 Northerly line of a private road;
 thence N 47° 51' E, 712.85 feet along
 the Northerly line of said private road to a point of
 intersection with the Westerly right of way of Old High-
 way No. 30;
 thence N 36° 26' W, 537.8 feet along the
 Westerly right of way of old U. S. Highway No. 30;
 thence West 201.2 feet to the point of
 Beginning.

IN THE COUNTY OF GOODING, STATE OF IDAHO

Together with all water rights appurtenant thereto.

Together with the wood stove in the guest home and all irrigation equipment thereon.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the Grant-
 ee's heirs and assigns forever. And the Grantor does hereby covenant to and with the said Grantee, that the
 Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above de-
 scribed and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: May 30, 1980

William L. Pugh
 William L. Pugh

Betty D. Pugh
 Betty D. Pugh

STATE OF IDAHO, COUNTY OF GOODING

On this 30 day of May 1980
 before me, a notary public in and for said State, per-
 sonally appeared

William L. Pugh and Betty
 D. Pugh, husband and wife

known to me to be the persons whose names are
 subscribed to the within instrument, and acknowledged
 to me that they executed the same.

Ralf M. Luecke
 Notary Public

Residing at Gooding

Idaho.

STATE OF IDAHO, COUNTY OF GOODING

I hereby certify that this instrument was filed for record
 at the request of SECURITY TITLE CO.
 at 39 minutes past 4 o'clock p.m.,
 this 2 day of June
 1980, in my office, and duly recorded in Book
 of Deeds at page

Margaret F. Clements

Ex-Officio Recorder

By

Judy Danbner
 Deputy.

Fees \$

Mail to:

Instrument No.

83430