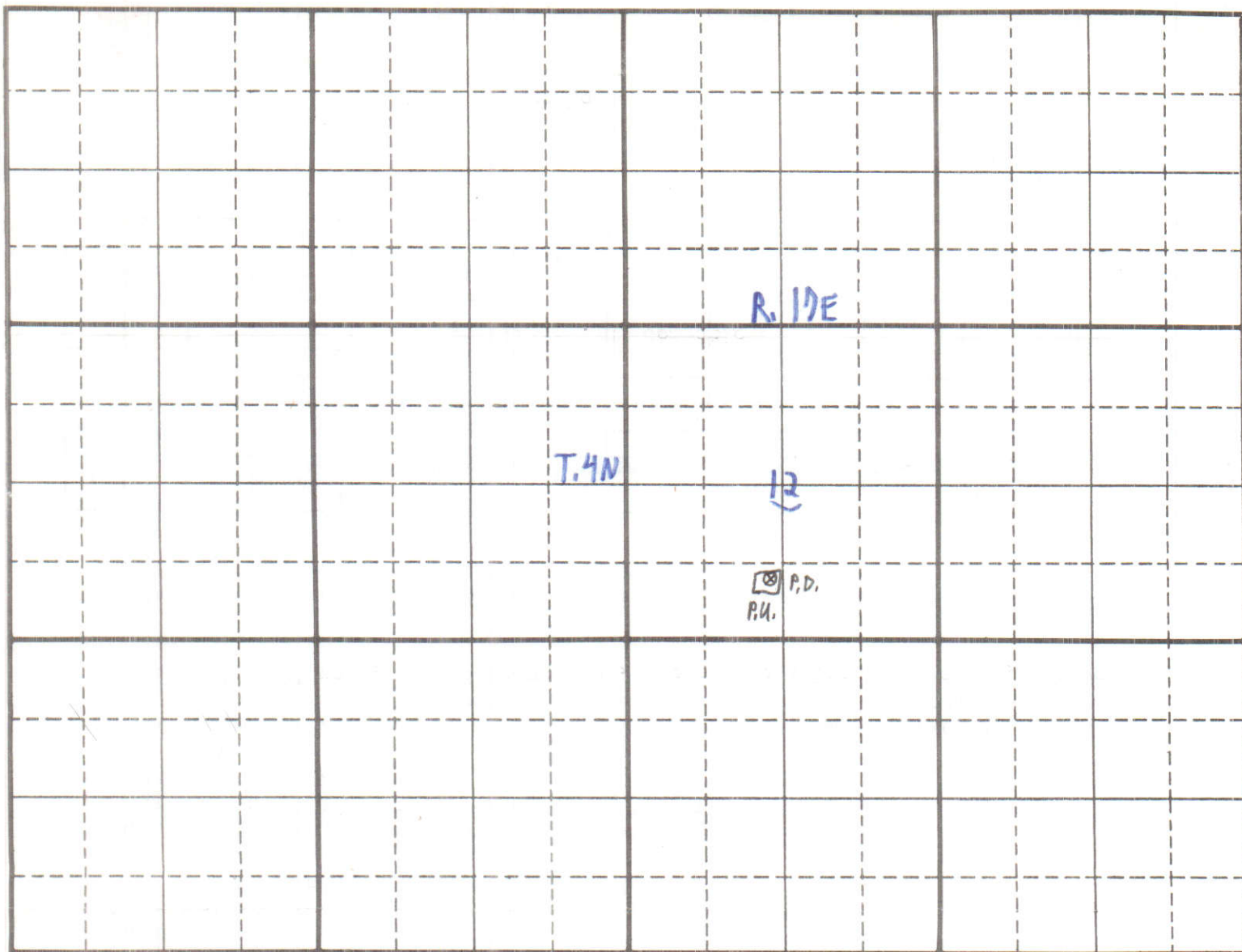


(8) Remarks Land is further described as Lots 2 & 3 of Sun Valley Subdivision, Ketchum, ID.



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 Blaine ) 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 27<sup>th</sup> day of April, 19 82.

Clayton L. Stewart  
(Claimant)

Connie L. Smart  
Notary Public  
Residing at Hailey, Id. 83333

My commission expires 6/14/83

FOR DEPARTMENT USE ONLY

Received by ma Date 4/29/82 Exception filed by: \_\_\_\_\_ Date \_\_\_\_\_  
Prelim. check by MA Date 4-29-82 # 22156  
\$30.00 fee received by MA Date 4/29/82  
Published in Wood River Journal  
Dates 5/6 + 5/13/82

RECEIVED

# AFFIDAVIT of PUBLICATION

State of Idaho, }  
County of Blaine } SS.

**GORDON O. GLASMANN**

, being first duly sworn, deposes and says that he is the printer (publisher) of the Wood River Journal, a newspaper published every week in Hailey, County of Blaine, 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 6 day of May

19 82, and the date of the last publication was on the 13

day of May, 19 82

*[Signature]*

Subscribed and sworn to before me this 13<sup>th</sup>

day of May, 19 82.  
(SEAL)

*[Signature]*  
NOTARY PUBLIC

WOOD RIVER JOURNAL

Hailey, Idaho

## COST OF PUBLICATION

Numer of Picas per Line 13

Number of Lines in Notice 32

Number of Insertions 2

Lines tabular at \_\_\_\_\_ 4¢ / Pica

32 Lines straight at 12.48 3¢ / Pica

32 Subsequent lines at 8.32 2¢ / Pica

TOTAL COST 20.80

## COPY OF NOTICE

(Paste Here)

Permit 37-4239

TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept of Water Resources  
1041 Blue Lakes Blvd N  
Twin Falls, Idaho 83301

### 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:

**37-4239**

STEWART, CLAYTON L. &/or BERNICE H.

BOX 44, SUN VALLEY, ID 83353

Source: GROUNDWATER

Priority Date: 07/01/1962

Amount: 0.10 CFS

Diversion Point: SESW Sec 12 T 04N

R 17E, Blaine County

Use: IRRIGATION- (0.06 CFS)

DOMESTIC- (0.04 CFS)

from 04/15 to 10/31

from 01/01 to 12/31

Place of Use: SESW Sec 12 T 04N R

17E FOR 2 ACRES

Diversion Means: WELL, PUMP, SPRINKLER

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

Publish: Wood River Journal-May 6, 13, 1982.

7-8 pt. per line. straight 3¢ / Pica

7-8 pt. per line. tabular 4¢ / Pica

7-8 pt. per line successive

insertions 2¢ / Pica

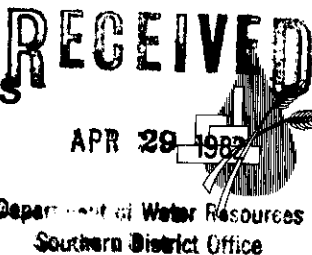
**RECEIVED**

**NO MAY 12 1982**

Department of Water Resources  
Southern District Office

**MICROFILMED**

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 Clayton L. &/or Bernice H. Stewart  
(Name of Claimant)  
Box 44, Sun Valley, ID 83353 Telephone No. 726-3290  
(Mailing Address) (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) July 1, 1962

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, gpd, AFA) |                 | (Domestic, Irrigation, Stock, Etc.) |                   | (Both dates inclusive)           |                  |
|-----------------|-----------------|-------------------------------------|-------------------|----------------------------------|------------------|
|                 |                 |                                     |                   | (Mo., Day)                       | (Mo., Day)       |
| Quantity        | <u>0.04 cfs</u> | Use                                 | <u>domestic</u>   | Period of Use From <u>Jan 1</u>  | To <u>Dec 31</u> |
| Quantity        | <u>0.06 cfs</u> | Use                                 | <u>irrigation</u> | Period of Use From <u>Apr 15</u> | To <u>Oct 31</u> |
| Quantity        | _____           | Use                                 | _____             | Period of Use From _____         | To _____         |
| Quantity        | _____           | Use                                 | _____             | Period of Use From _____         | To _____         |
| Quantity        | _____           | Use                                 | _____             | Period of Use From _____         | To _____         |

(4) 0.10 cfs TOTAL QUANTITY USED.  
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)  
SE ¼ SW ¼, Sec. 12 Twp. 4N Rge. 17E B.M., County of Blaine  
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. 6" X 60' well, 5 hp 3-phase pump, buried sprinkler systems (2), two homes

(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 |       |
| 4N | 17E | 12   |     |     |     |     |     |     |     |     |     |     |     | 2X  |     |     |     |     | 2     |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |

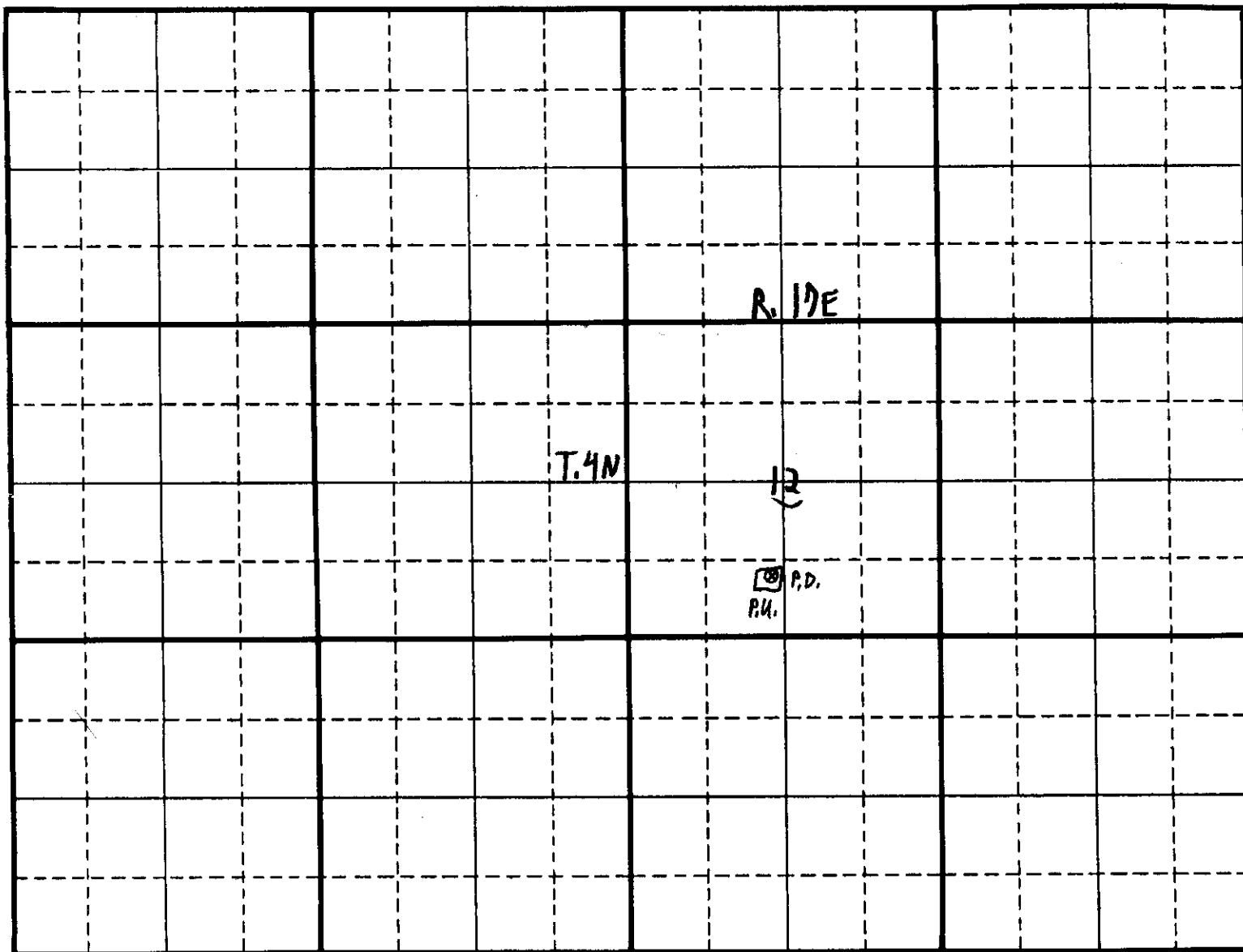
No. of acres 2

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

NOTE: Include here the type and number of stock watered: \_\_\_\_\_  
If you are claiming water as a member of an organization, list name of organization: \_\_\_\_\_

MICROFILMED

(8) Remarks Land is further described as Lots 2 & 3 of Sun Valley Subdivision, Ketchum, ID.



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 Blaine ) 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 27<sup>th</sup> day of April, 19 82.

Clayton L. Stevens  
(Claimant)  
Connie L. Smart  
Notary Public  
Residing at Hailey, Id. 83333

My commission expires 6/14/83

FOR DEPARTMENT USE ONLY

Microfilmed

|                                       |                     |                     |              |      |
|---------------------------------------|---------------------|---------------------|--------------|------|
| Received by <u>mape</u>               | Date <u>4/29/82</u> | Exception filed by: | Forwarded to | Date |
| Relim. check by <u>MA</u>             | Date <u>4-29-82</u> | * 22156             | claimant by: |      |
| 30.00 fee received by <u>MA</u>       | Date <u>4/29/82</u> |                     |              |      |
| Published in <u>land news journal</u> |                     |                     |              |      |
| Dates <u>5/6 &amp; 5/13/82</u>        |                     |                     |              |      |



**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 22, 1982

Clayton L. Stewart  
Box 44  
Sun Valley, Idaho 83353

Dear Mr. Stewart:

Per our conversation of April 22, 1982, we are returning you claim to a water right and check for \$30.00. Also attached is a new claim which we have taken the liberty to prepare. Please sign the new claim before a notary and return it to this office with the filing fee of \$30.00.

If you have any questions concerning this matter please feel free to contact this office.

Sincerely,

James E. Stanton  
Senior Water Resource Agent

LOH:JES:marya

Encl:

Claim form  
Check/\$30.00

RECEIVED  
MAY 11 1982

# AFFIDAVIT f PUBLICATION

State of Idaho, }  
County of Blaine } SS.

**GORDON O. GLASHMANN**

, being first duly sworn, deposes and says that he is the printer (publisher) of the Wood River Journal, a newspaper published every week in Hailey, County of Blaine, 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 6 day of May

1982, and the date of the last publication was on the 13

day of May, 1982.

Subscribed and sworn to before me this 13<sup>th</sup>

day of May, 1982.

(SEAL)

*Roberta McGee*

NOTARY PUBLIC

WOOD RIVER JOURNAL

Hailey, Idaho

## COST OF PUBLICATION

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TOTAL COST 20.80

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## COPY OF NOTICE

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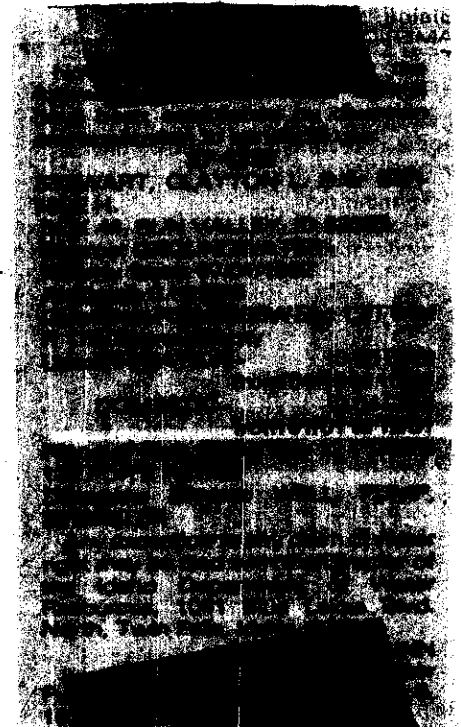
Permit 37-4239  
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept of Water Resources  
1041 Blue Lakes Blvd N  
Twin Falls, Idaho 83301



|                                        |           |
|----------------------------------------|-----------|
| 7-8 pt. per line, straight             | 3¢ / Pica |
| 7-8 pt. per line, tabular              | 4¢ / Pica |
| 7-8 pt. per line successive insertions | 2¢ / Pica |

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**MAY 12 1982**

Department of Water Resources  
Southern District Office

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Southern Region

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

MAY 24, 1982

LAYTON L. STEWART  
ERNICE H. STEWART  
OX 44  
UN VALLEY

ID 83353

E: Claim No. 37-4239

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 2-243 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.

Sincerely,



LLEN D. MERRITT  
Senior Water Resource Analyst

enclos

RECEIVED  
MAY 27 1982

Department of Water Resources

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:

---

32-4239-

CLAYTON L. &/OR  
STEWART, /BERNICE H.

BOX 44, SUN VALLEY, ID 83353

Source: GROUNDWATER

Priority Date: 08/01/1962

Amount: 0.10 CFS

Diversion Point: SESW Sec 12 T 04N R 17E, BLAINE Co.

|                 |            |                     |
|-----------------|------------|---------------------|
| Use: IRRIGATION | (0.06 CFS) | from 04/15 to 10/31 |
| DOMESTIC        | (0.04 CFS) | from 01/01 to 12/31 |

Place of Use: SESW Sec 12 T 04N R 17E FOR 2 ACRES

Diversion Means: WELL, PUMP, SPRINKLER

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 5/6 & 6/13/82.

APPROVED  
5/6/82

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Southern Region

---

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

APRIL 20, 1982

Wood River Journal  
P.O. Box 988  
Hailer ID 83333

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 billings to this office before .

Yours truly,

Mary A. Hill  
Secretary

Encl.

MICROFILMED



State of Idaho  
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: J. F. Stanton

Right Number 37-4239 Applicant STEWART, Clayton L. &/or Bernice H

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 ADL Date 5/24/82

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By KW Date 5/27/82

RECEIVED

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT    SEC    TWP    RGE    gov't    rediv.    REACH  
lot    (R)

IDAHO STREAM CODE INDEX

TRACT    SEC    TWP    RGE    gov't    rediv.    REACH  
lot    (R)

IDAHO STREAM CODE INDEX

TRACT    SEC    TWP    RGE    gov't    rediv.    REACH  
lot    (R)

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TRACT    SEC    TWP    RGE    gov't    rediv.    REACH  
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