

R 172

Y

Y

House X

xx X well

T

5

6

Y

Y

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.

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.

My commission expires life

Received by AF Date 10-8-1981 Exception filed by: _____ Forwarded to _____ Date _____
 Prelim. check by JP Date 10-15-81 # 18795 claimant by: _____
 \$20.00 fee received by 10-8-1981 Date 10 _____
 Published in Lincoln Co. Journal _____
 Dates 10/22 + 10/29/81 _____

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 22 day of October, 1981, and the date of the last publication was on the 29 day of October, 1981.

Melba Thorne
Subscribed and sworn to before me this 29 day of October, 1981.
(SEAL)

[Signature]
NOTARY PUBLIC

LINCOLN COUNTY JOURNAL
Shoshone, Idaho
COST OF PUBLICATION

Number of Lines in Notice
Number of Insertions
Lines tabular at 315c
40 Lines straight at 21c 15.60
40 Subsequent lines at 15c 10.40
TOTAL COST 26.00

MICROFILMED

COPY OF NOTICE

(Paste Here)

Water Rights
TITLE OF NOTICE

37-4193 Sheer
PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

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:

37-4193

SHEER, ED C.
RT 1 BOX 163, SHOSHONE, ID 83352

Source: GROUNDWATER

Priority Date: 01/01/1947

Amount: 0.33 CFS

Diversion Point: SWNE Sec 04 T 05S R 17E, LINCOLN Co.

Use: STOCKWATER (0.25 CFS) from 01/01 to 12/31

DOMESTIC (0.08 CFS) from 01/01 to 12/31

Place of Use: SWNE SENW Sec 04 T 05S R 17E

Diversion Means: WELL, PUMP

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,

/s/ A. KENNETH DUNN
Director

PUB: 10-22, 29, 1981

7 pt. per line, tabular	315c
7 pt. per line, successive insertions	15c

No 3486

RECEIVED

NOV 1 1981

Department of Water Resources
Southern District Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

1981 Blue Lake Flood
Twin Falls, Idaho 83301
(208) 733-3333

NOVEMBER 17, 1981

ED C. SHEER
RT 1 BOX 163
SHOSHONE

ID 83352

RE: Claim No. 37-4193

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 Sections 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,



LOREN O. HOLMES
Southern Region Supervisor

Enclosure

RECEIVED
NOV 18 1981
SOUTHERN REGION

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 ED. C. JASER
Rte 1 Bx 163 SHOSHONE (Name of Claimant)
(Mailing Address) (Zip Code) Telephone No. 886-7564

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) 1947

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>0.08 CFS</u>	Use	<u>Domestic</u>	Period of Use From <u>JAN 1</u>	To <u>Dec 31</u>
Quantity	<u>0.25 CFS</u>	Use	<u>Livestock</u>	Period of Use From <u>"</u>	To <u>"</u>
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To

(4) 0.33 CFS. TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW 1/4 NE 1/4, Sec. 4 Twp. 55 Rge. 17E 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. well motor pump (Submersible)

(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	17E	4			X					X									

No. of acres _____

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
(2) House 3 1000 Hd of Livestock

NOTE: Include here the type and number of stock watered: 1000 Hd Range Cattle

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

MICROFILMED

AFFIDAVIT ~ 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 22 day of October, 1981, and the date of the last publication was on the 29 day of October, 1981.

Melba Thorne
Subscribed and sworn to before me this 29
day of October, 1981.
(SEAL)

[Signature]
NOTARY PUBLIC

LINCOLN COUNTY JOURNAL
Shoshone, Idaho
COST OF PUBLICATION

Number of Lines in Notice

Number of Insertions

MICROFILMED

Lines tabular at	315c	
<u>40</u> Lines straight at	<u>39</u> 25c	<u>15.60</u>
<u>40</u> Subsequent lines at	<u>26</u> 15c	<u>10.40</u>
TOTAL COST		<u>26.00</u>

COPY OF NOTICE

(Paste Here)

Water Rights
TITLE OF NOTICE

37-4193 Sheer
PLAINTIFF ATTORNEY

DEPENDANT

PLAINTIFF

7 pt. per line, tabular 315c
7 pt. per line, successive
insertions 15c

No 3486
RECEIVED

NOV 3 1981

Depot
Shoshone, Idaho

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:

MICROFILMED

37-4193

SHEER, ED C.

RT 1 BOX 163, SHOSHONE, ID 83352

Source: GROUNDWATER

Priority Date: 01/01/1947

Amount: 0.33 CFS

Diversion Point: SWNE Sec 04 T 05S R 17E, LINCOLN Co.

Use: STOCKWATER	(0.25 CFS)	from 01/01 to 12/31
DOMESTIC	(0.08 CFS)	from 01/01 to 12/31

Place of Use: SWNE SENW Sec 04 T 05S R 17E

Diversion Means: WELL, PUMP

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 10/22 & 10/29/81.

RECEIVED

NOV 19 1981

Department of Water Resources

SHONI LEGAL GALLEY PROOF
le

**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:

37-4193

SHEER, ED C.
RT 1 BOX 163, SHOSHONE, ID
83352

Source: GROUNDWATER

Priority Date: 01/01/1947

Amount: 0.33 CFS

Diversion Point: SWNE Sec 04 T
05S R 17E, LINCOLN Co.

Use: STOCKWATER (0.25 CFS)
from 01/01 to 12/31

DOMESTIC (0.08 CFS) from 01/01
to 12/31

Place of Use: SWNE SENW Sec 04
T 05S R 17E

Diversion Means: WELL, PUMP

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: 10-22, 29, 1981

ob
mays
10/22/81

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

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

OCTOBER 15, 1981

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 NOVEMBER 9, 1981.

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 87-4193 Applicant SHEER, Ed. 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. None

By ADM Date 11/13/81

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By [Signature] Date 11/20/81

MICROFILMED