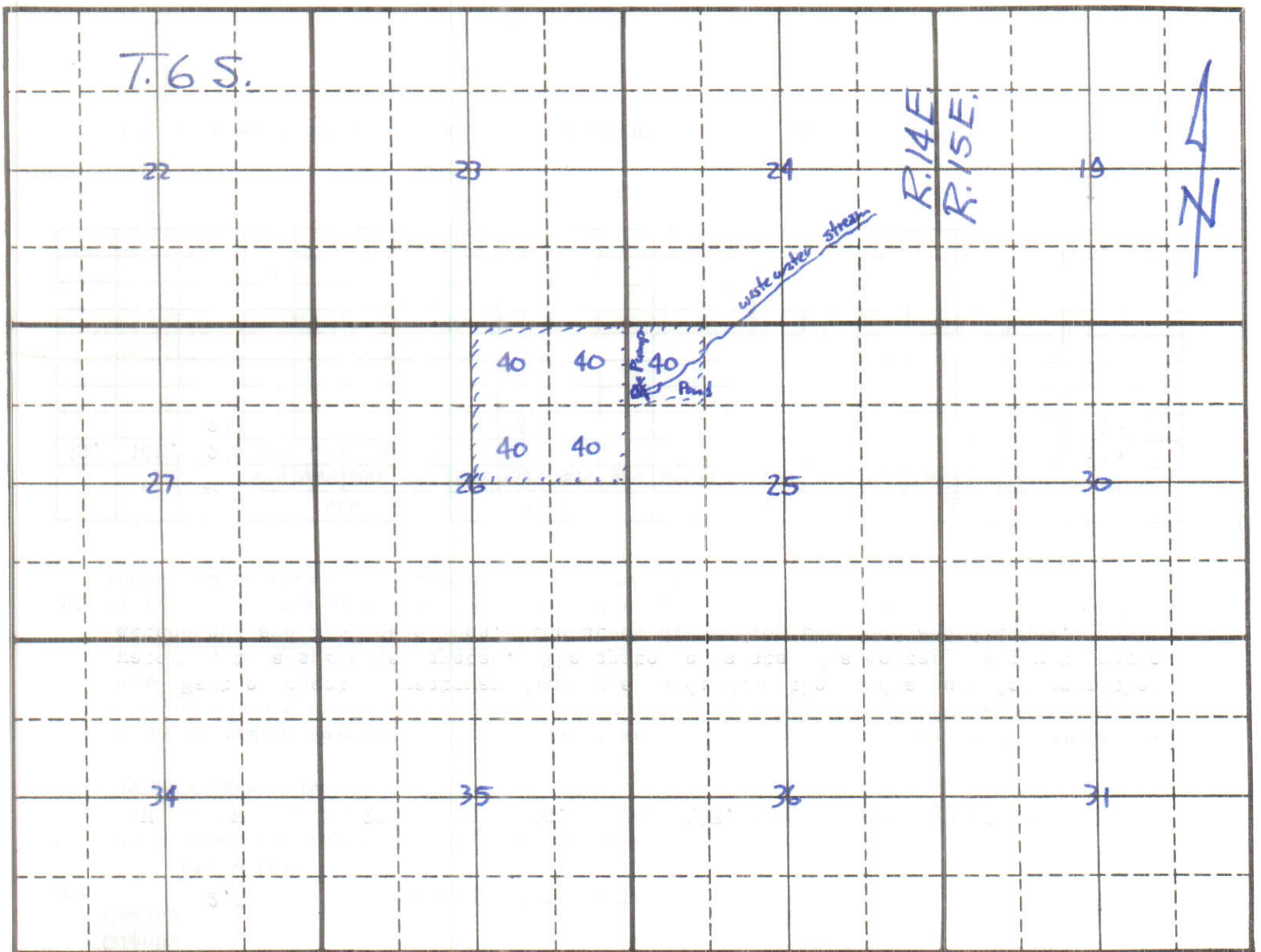


(8) Remarks This water was originally gravity flow but has recently been applied by the sprinkler system. This water can also be co-mingled with live water from the Big Wood Canal Co.
This claim is in reference to Permit 9969



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.

Sworn to before me this 28th day of June, 19 79.

Clarence J. Huber
(Claimant)

Loren O. Palmer
Notary Public
Residing at Twin Falls, Id

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by ADM Date 6-28-79 Exception filed by: _____ Date _____
Prelim. check by [initials] Date 7-2-79 Forwarded to claimant by: _____
\$20.00 fee received by [initials] Date 6-28-79 #13249
Published in Gooding Co. Leader
Dates 7/26/79 8/2/79

AFFIDAVIT of PUBLICATION

State of Idaho, }
County of Gooding } SS.

Ernest Aronson, 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 26 day of July

19 79, and the date of the last publication was on the 2

day of August, 19 79

Subscribed and sworn to before me this 2

day of August, 19 79
(SEAL)

Carver Elsie
NOTARY PUBLIC

GOODING COUNTY LEADER

Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice 40

Number of Insertions 2

Lines tabular at 315c

Lines straight at 40 21c 8.40

Subsequent lines at 40 15c 6

MICROFILMED

TOTAL COST 14.40

37-4118
HUBER, CLARENCE J.
ROUTE 2, GOODING, ID
83330

Source: WASTE WATER
tributary to NATURAL
DRAIN

Priority Date: 03/15/1909

Amount: 2.50 CFS

Diversion Point: NWNW Sec
25 T 06S R 14E, GOODING
Co.

Use: IRRIGATION (2.50
CFS) from 03/15 to 11/15
STOCKWATER (0.03 CFS)
from 03/15 to 11/15

Place of Use: NENE NWNE
SWNE SENE Sec 26 T 06S R
14E NWNW Sec 25 T 06S R
14E FOR 200 ACRES

Diversion Means: EARTH-
EN CHECK AND SPRINK-
LER SYSTEM

Any exception to any
claim of water right may be
filed with the Director of the
Idaho Department of Water
Resources, 1041 Blue Lakes

Bld., North, Twin Falls,
Idaho 83301.

C. STEPHEN ALLRED
Director

Pub: 7-26; 8-2

PUBLICATION RATES

(Idaho Code, Rev. Statutes 1971)

7 pt. per line, straight	21c
7 pt. per line, tabular	315c
7 pt. per line, successive insertions	15c

31196
RECEIVED
Nº 2138
AUG 10 1979

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

AUGUST 14, 1979

CLARENCE J. HUBER
ROUTE 2
GOODING

ID 83330

RE: Claim No. 37-4118

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,

LOREN O. HOLMES
Southern Region Supervisor

Enclosure

MAILED
AUG 15 1979

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM TO A WATER RIGHT

Claim No. 37-4118
RECEIVED
JUN 27 1983
Department of Water Resources
Southern District Office

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 Clarence J. Huber
(Name of Claimant)
Route #2, Gooding, Idaho, 83330 Telephone No. 934-5368
(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) March 15, 1909

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 Natural drain into Northside Canal Co. System

(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>2.5</u>	Use	<u>Irrigation</u>	Period of Use From	<u>Mar. 15</u> To <u>Nov. 15</u>
Quantity	<u>0.03</u>	Use	<u>Stockwater</u>	Period of Use From	<u>Mar. 15</u> To <u>Nov. 15</u>
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity	<u>2.5</u>	Use		Period of Use From	To
(4)		TOTAL QUANTITY USED.			

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW ¼ NW ¼, Sec. 25 Twp. 6S, Rge. 14E. 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. Earthen check in wasteway forming a pond; from the pond a pump delivers the water in to a sprinkler system. The system consists of a center pivot with corner attachment and 2 3" handlines. The stock drink from the pond and ditches.

(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	
6S.	14E.	26	40	40	40	40													160
		25						40											40

No. of acres 200

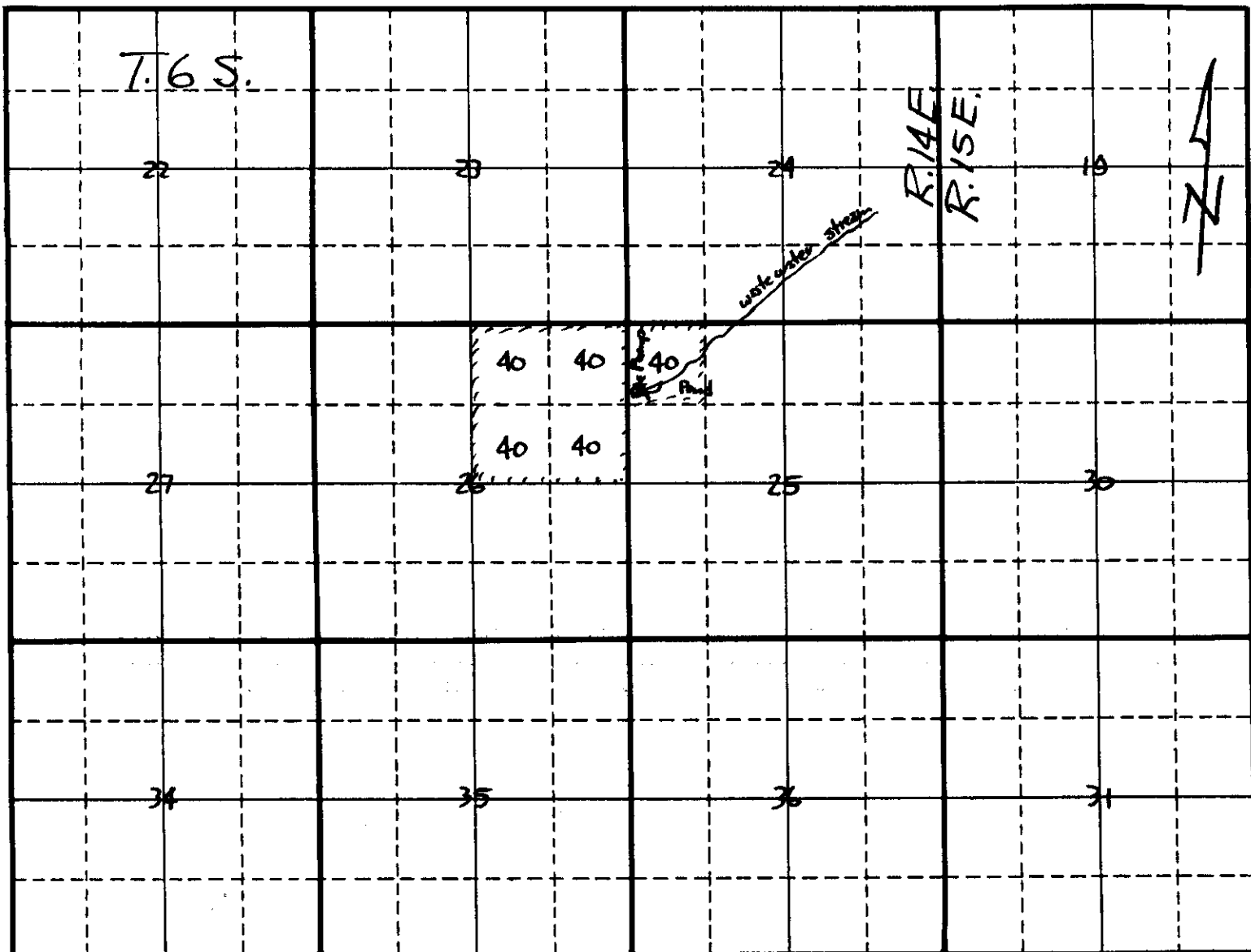
B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered: 100 head of range cattle.

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

MICROFILMED

(8) Remarks This water was originally gravity flow but has recently been applied by the sprinkler system. This water can also be co-mingled with live water from the Big Wood Canal Co.
This claim is in reference to Permit 9969



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.

Sworn to before me this 28th day of

June, 19 79
Clarence J. Huber
(Claimant)

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

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by ADM Date 6-28-79 Exception filed by: _____ Date _____
Prelim. check by JD Date 7-2-79 Forwarded to claimant by: _____
\$20.00 fee received by maps Date 6-28-79 # 13249
Published in Gooding Co. Leader
Dates 7/26/79 & 8/2/79

Emery S. Ayres

-to-

The Public.

APPLICATION FOR PERMIT TO
APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO.

Recorded, May 12, 1914, 2:20 PM
Book 1 Water Rights Page 25

1. Name of Applicant: Emery S. Ayres. P. O. Address, Gooding, Idaho. County of Gooding, State of Idaho.
2. The quantity of water claimed is $2\frac{1}{2}$ cubic feet per second.
3. Source of water supply. Un-named Coulee.
4. Location of point of diversion: $SE\frac{1}{4}SW\frac{1}{4}$, Sec. 24, Twp. 6 S. Range 14 E.B.M. Gooding County.

5. To be used for: Domestic and Irrigation.

I. Irrigation and domestic use: (a) Amount of land to be irrigated 125 acres; all four forties of the $NE\frac{1}{4}$ of Sec. 26, 6 S. 14 E.B.M.

6. Estimated cost of work \$100.00.

I. Kind of works; practically nothing but carrying ditch. Conduit Ditch, width at bottom 2 feet; width at water line 4 feet; depth of water 1 foot. Average grade per mile is 10 feet. Length of conduit is $\frac{3}{4}$ miles and it crosses the following quarter sections: $SE\frac{1}{4}SW\frac{1}{4}$ and $SW\frac{1}{4}SW\frac{1}{4}$ 24, $NW\frac{1}{4}NW\frac{1}{4}$ 25, 6 South, 14 East B.M. Time required for complete application of the water for proposed use is One additional year.

APPROVAL OF STATE ENGINEER

Number of this Permit is 9969.

Recorded in Book 33, Page 9969. Approved Jan. 30, 1914.

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Work to begin on or before March 31, 1914 and to continue to completion. One fifth of the work above specified to be completed on or before July 30, 1914. The whole of said work to be completed on or before Jan. 30, 1915. Beneficial use of water to be made on or before Jan. 30, 1916.

Dated Jan. 30, 1914.

Signed: F. P. King, State
Engineer.

- - - - -

(This is for information only)

RECORDED

AFFIDAVIT of PUBLICATION

State of Idaho, }
County of Gooding } SS.

Ernest Armstrong, 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 26 day of July 1979, and the date of the last publication was on the 2 day of August, 1979

Subscribed and sworn to before me this 2 day of August, 1979
(SEAL)

Camer Olson
NOTARY PUBLIC

GOODING COUNTY LEADER Gooding, Idaho COST OF PUBLICATION

Number of Lines in Notice 40
Number of Insertions 2
Lines tabular at 315c
Lines straight at 40 21c 8.40
Subsequent lines at 40 15c 6.00
TOTAL COST 14.40

MICROFILMED

Source: WASTE WATER
Primary is NATURAL
Flowing Date: 03/15/1909
Amount: 120 CFS
Diversion Point: NWNW Sec 25 T 6S R 14E GOODING CO.
Use: IRRIGATION (2.50 CFS) from 03/15 to 11/15
Sewage (10.00 CFS) from 03/15 to 11/15
Place of Use: RAINES FARM
SWNE 1/4 Sec 25 T 6S R 14E NWNW 1/4 Sec 25 T 6S R 14E FOR 80 ACRES
Diversion Means: EARTHEN CHANNEL AND SPRINKLER SYSTEM

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water

C. STEPHEN ALLRED
Director

Pub: 7-26; 8-2

PUBLICATION RATES	
(Idaho Code, Rev. Statutes 1971)	
7 pt. per line, straight	21c
7 pt. per line, tabular	315c
7 pt. per line, successive insertions	15c

31196

RECEIVED
No. 2138
AUG 10 1979

Department of Water Resources
Southern District Office

ACT

ION

L SOURCE - WASTEWATER

TRIBUTARY OF - NATURAL DRAIN

83

WATER RIGHT NUMBER 37-4118

WATER RIGHTS EDIT REPORT

07/11/79

PAGE 2

ACT
ION

N OWNER LAST NAME - HUBER
N ADDRESS LINE 1 - ROUTE 2

FIRST NAME - CLARENCE J.

CITY - GOODING

STATE - ID ZIP CODE - 83330

PRIORITY - 03-15-1909

COUNTY - GOODING

TOTAL DIV. RATE -

2.5000CFS

DIVERSION POINT - NWNW 25 06S 14E

FROM - 03-15 TO - 11-15 USE - IRRIGATION

USE DIV. RATE - 2.5000CFS

FROM - 03-15 TO - 11-15 USE - STUCKWATER

USE DIV. RATE - .0300CFS

USE - IRRIGATION

PLACE OF USE - TWN 06S RNG 14E SEC 26 TRACT NENE

AC 40 TRACT NWNE

AC 40

TRACT SWNE

AC 40 TRACT SENE

AC 40

USE - IRRIGATION

PLACE OF USE - TWN 06S RNG 14E SEC 25 TRACT NWNW

AC 40

REMARKS - THIS WATER WAS ORIGINALLY GRAVITY FLOW BUT HAS RECENTLY BEEN
APPLIED BY THE SPRINKLER SYSTEM. THIS WATER CAN ALSO BE COMINGLED
WITH LIVE WATER FROM THE BIG WOOD CANAL CO. THIS CLAIM IS IN REF.
TO PERMIT 9969

DIVERSION MEANS - EARTHEN CHECK AND SPRINKLER SYSTEM

3 BB. 1

IDENT. NO. 37-4118

WATER RIGHT
DATA ENTRY LOG

[illegible]

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: J E Stanton Huber, Clarence J.

Right Number _____ Applicant 37-4118

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 Loren O. Hansen Date 8-14-79

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Jm Date 8/20/79

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:

3Z-4118-

HUBER, CLARENCE J.

ROUTE 2, GOODING, ID 83330

Source: Wastewater - *Tributary to Natural drain*

Priority Date: 03/15/1909

Amount: 2.50 CFS

Diversion Point: NWNW Sec 25 T 06S R 14E, GOODING Co.

Use: IRRIGATION	(2.50 CFS)	from 03/15 to 11/15
STOCKWATER	(0.03 CFS)	from 03/15 to 11/15

Place of Use: NENE NWNE SWNE SENE Sec 26 T 06S R 14E NWNW Sec 25 T 06S R 14E
FOR 200 ACRES

Diversion Means: EARTHEN CHECK AND SPRINKLER SYSTEM

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.

C. STEPHEN ALLRED

Director

Published 7/26 & 8/²~~3~~/79.

RECORDED

37-4118

HUBER, CLARENCE J.
ROUTE 2, GOODING, ID
83330

Priority Date: 03/15/1909

Amount: 2.50 CFS

Diversion Point: NWNW Sec
25 T 06S R 14E, GOODING
Co.

Use: IRRIGATION (2.50
CFS) from 03/15 to 11/15
STOCKWATER (0.03 CFS)
from 03/15 to 11/15

Place of Use: NENE NWNE
SWNE SENE Sec 26 T 06S R
14E NWNW Sec 25 T 06S R
14E FOR 200 ACRES

Diversion Means: EARTH-
EN CHECK AND SPRINK-
LER SYSTEM

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.

C. STEPHEN ALLRED
Director

Pub: 7-26; 8-2

*AD
marge
7/29/79*

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

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

JULY 12, 1979

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 billings to this office before AUGUST 13, 1979.

Yours truly,

Mary A. Hill
Secretary

Encl.

MICROFILMED