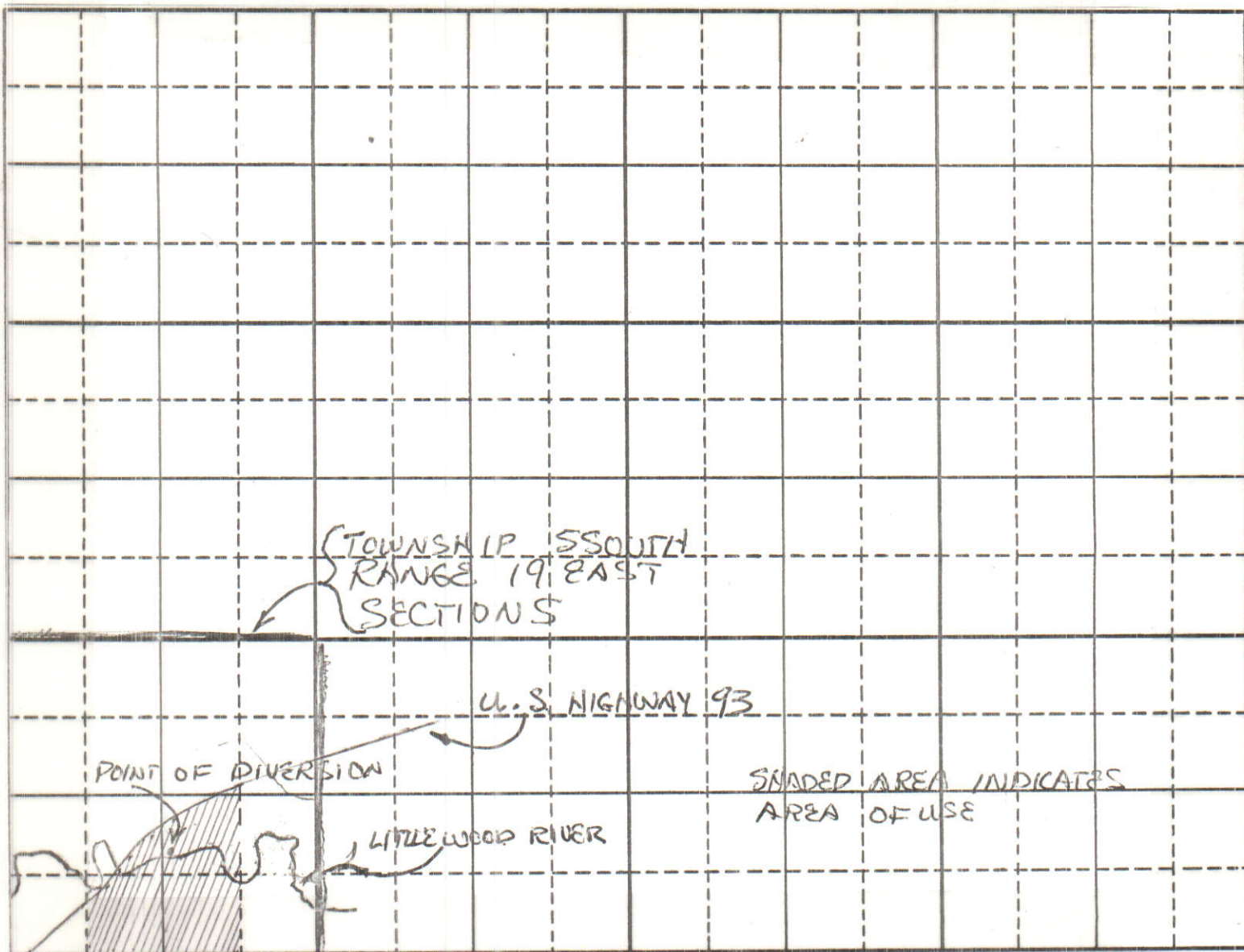


(8) Remarks _____



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 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.

Dary L. Kissler
(Claimant)

Sworn to before me this 25 day of May, 19 79.

Loren O. Halmer
Notary Public
Residing at Twin Falls, Idaho 83301

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by <u>LH</u>	Date <u>5-25-79</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>GO</u>	Date <u>5-25-79</u>		claimant by:	
\$20.00 fee received by <u>manya</u>	Date <u>5/25/79</u>	#13203		
Published in <u>Lincoln Co. Journal</u>				
Dates <u>4/21 & 4/28/79</u>				

AFFIDAVIT OF PUBLICATION

State of Idaho, }
County of Lincoln } SS.

Melba Shome, 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 21 day of June,

1979, and the date of the last publication was on the 28

day of June, 1979.

Melba Shome

Subscribed and sworn to before me this 28

day of June, 1979.

(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

48 Lines straight at 21c 10.08

48 Subsequent lines at 15c 7.20

TOTAL COST 17.28

COPY OF NOTICE

(Paste Here)

Water Right

TITLE OF NOTICE

Kissler - 37-4117

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:

37-4117

KISSLER, GARY L.
BOX 134, SHOSHONE, ID
83352

Source: LITTLE WOOD
RIVER tributary to MALAD
RIVER

Priority Date: 01/01/1939

Amount: 0.04 CFS

Diversion Point: NWSE Sec
05 T 05S R 19E, LINCOLN
Co.

Use: DOMESTIC (0.02 CFS)
from 01/01 to 12/31

STOCKWATER (0.02 CFS)
from 01/01 to 12/31

Place of Use: NESW SESW
NWSE SWSE Sec 05 T 05S R
19E

Diversion Means: PUMP &
PIPELINE FOR DOMES-
TIC & STOCK PLUS
DIRECT ACCESS FOR
STOCK

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: 6-21, 28

N^o 1983

MICROFILMED

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 9, 1979

GARY L. KISSLER
BOX 134
SHOSHONE

ID 83352

RE: Claim No. 37-4117

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

NOTED
JUL 11 1979

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 Gary L. Kissler
(Name of Claimant)
Box 134 - Shoshone, Idaho 83352 Telephone No. 487-2253
(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) Jan. 1, 1939

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)
Little Wood River tributary to Malad

(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>.02</u> cfs	Use	<u>Domestic</u>	Period of Use From	<u>Jan 1</u> To <u>Dec 31</u>
Quantity	<u>.02</u> cfs	Use	<u>Stock</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

(4) .04 TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW ¼ SE ¼, Sec. 5 Twp. 5S Rge. 19E 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. Pump & Pipeline for Domestic & Livestock plus Direct access for Livestock

(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	
5S	19E	5									X			X		X	X		

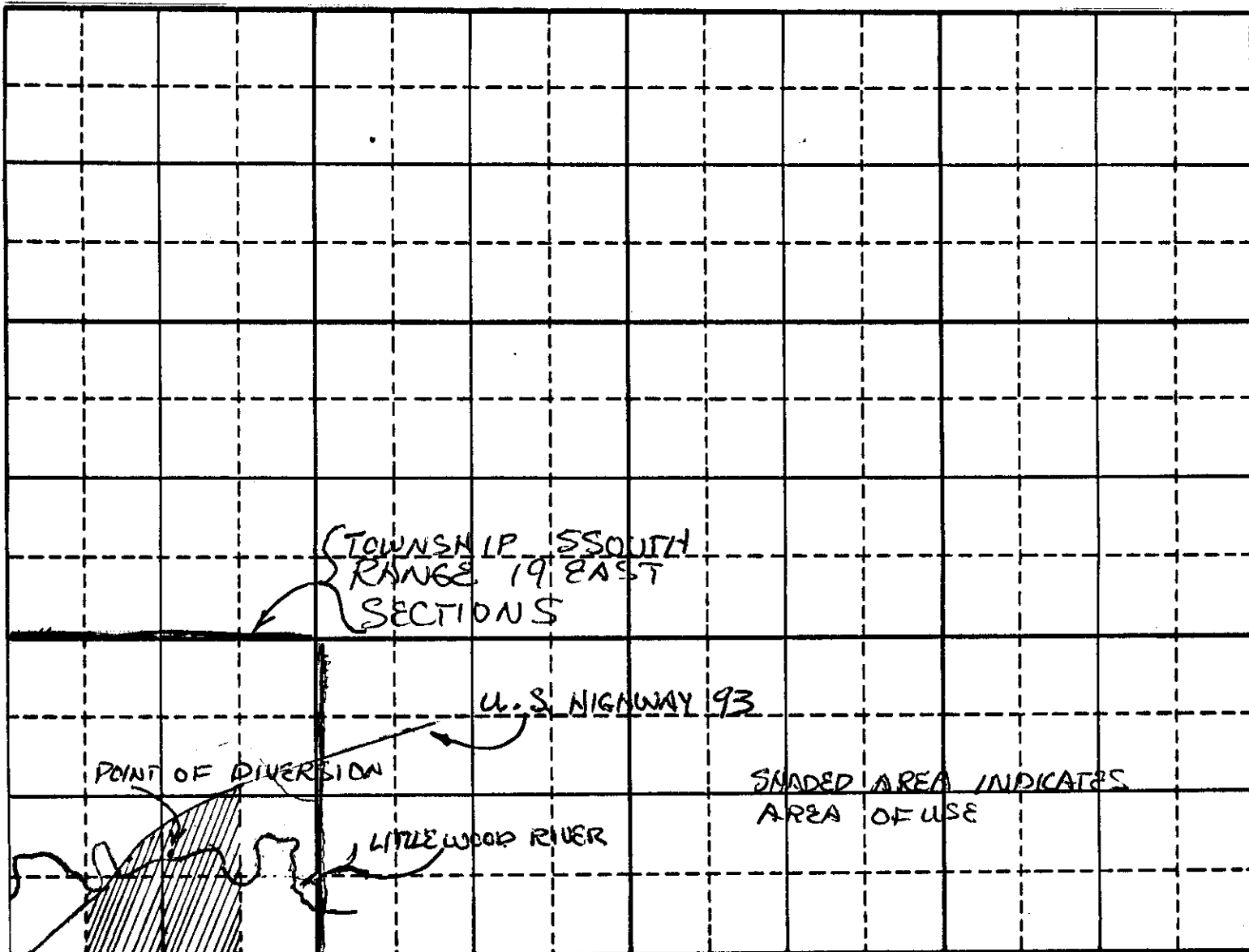
No. of acres

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

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 _____



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.

Gary L. Kessler
(Claimant)

Sworn to before me this 25 day of May, 19 79.

Loren O. Halmer
Notary Public
Residing at Twin Falls, Idaho 83301

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by <u>LH</u>	Date <u>5-25-79</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>GO</u>	Date <u>5-25-79</u>		claimant by:	
\$20.00 fee received by <u>masafa</u>	Date <u>5/25/79</u>	# <u>13203</u>		
Published in <u>lencal mto journal</u>				
Dates <u>4/21 + 6/28/79</u>				

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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 June, 1979, and the date of the last publication was on the 28 day of June, 1979.

Melba Shome

Subscribed and sworn to before me this 28

day of June, 1979.
(SEAL)

May Ann Hagen
NOTARY PUBLIC

LINCOLN COUNTY JOURNAL Shoshone, Idaho COST OF PUBLICATION

Number of Lines in Notice
Number of Insertions
Lines tabular at 315c
48 Lines straight at 21c 10.08
48 Subsequent lines at 15c 7.20
TOTAL COST 17.28

COPY OF NOTICE

(Paste Here)

Water Right
TITLE OF NOTICE

Kissler - 37-4117
PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

WATER RIGHTS CLAIMS
Notice is hereby given that the following claim(s) is/are being made and application for same is/are being made to the State Engineer:

de map 6/25/79

37-4117
KISSLER, GARY L.
BOX 124, SHOSHONE, ID
Source: LITTLE WOOD RIVER tributary to MALAD RIVER
Amount: 600 cfs
Duration: From 6/1/79 to 12/31/79
Use: DOMESTIC (200 cfs) from 6/1/79 to 12/31/79
STOCKWATER (400 cfs) from 6/1/79 to 12/31/79
Place of Use: NEARBY NEW NINE SWEE See in T12S R1E
Irrigation Means: PUMP & FLOWERS FOR DOMESTIC USE & STOCK PLUS FERTILIZER ACCESS FOR

(Id) and application to any other water right may be made with the Department of Water Resources, 1000 Main Street, North Twin Falls, Idaho 83422.

C. STEPHEN ALLEN

No 1983

MICROFILMED

Copy sent to S.O. 29 Sept 99



IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
1341 FILLMORE ST STE 200
TWIN FALLS ID 83301-3380
(208) 736-3033

DIRK KEMPTHORNE
GOVERNOR

RECEIVED

KARL J DREHER
DIRECTOR

SEP 30 1999

Department of Water Resources

CHANGE IN ADDRESS

RECEIVED

SEP 29 1999

Department of Water Resources
Southern Region

☐ Water Right Number(s):

37-04117

37-07826

37-10031

WR2 updated
9.30.99 Met

☐ Old Mailing Address:

BOX 134

Shoshone, Ida 83352

☐ New Mailing Address:

Box 156

RICHFIELD, IDAHO 83344

☐ New Telephone Number:

(208) 487 2253

☐ Signature of Claimant(s):

Gary L. Krueger

Date:

29 SEPT 1999

FOR IDWR USE ONLY
Initial Review and Data Entry
Date: By:
Further Action Needed:
Further Action Taken
Date: By:
Final Review and Data Entry
Date: By:

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: J. E. Stanton

Right Number 37-4117 Applicant Gary L. Kissler

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. Holmes Date 7-19-79

STATE OFFICE PROCESSING:

- ☐ Claim review complete.

By _____ Date _____

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:

37-4117

KISSLER, GARY L.

BOX 134, SHOSHONE, ID 83352

Source: LITTLE WOOD RIVER tributary to MALAD RIVER

Priority Date: 01/01/1939

Amount: 0.04 CFS

Diversion Point: NWSE Sec 05 T 05S R 19E, LINCOLN Co.

Use: DOMESTIC	(0.02 CFS)	from 01/01 to 12/31
STOCKWATER	(0.02 CFS)	from 01/01 to 12/31

Place of Use: NESW SESW NWSE SWSE Sec 05 T 05S R 19E

Diversion Means: PUMP & PIPELINE FOR DOMESTIC & STOCK PLUS DIRECT ACCESS FOR STOCK

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 6/21 & 6/28/79.

RECORDED

SHONI LEGAL we

**NOTICE OF CLAIMS
TO WATER RIGHTS**

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that the following claim(s) to
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application to beneficial use:

37-4117

ob
mayer
6/29/79
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BOX 134, SHOSHONE, ID
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05 T 05S R 19E, LINCOLN
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Diversion Means: PUMP &
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TIC & STOCK PLUS
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Idaho Department of Water
Resources, 1041 Blue Lakes
Blvd., North, Twin Falls,
Idaho 83301.

C. STEPHEN ALLRED
Director

Pub: 6-21, 28

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

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

JUNE 7, 1979

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 billings to this office before JULY 9, 1979.

Yours truly,

Mary A. Hill
Secretary

Encl.

RECEIVED
JUN 11 1979