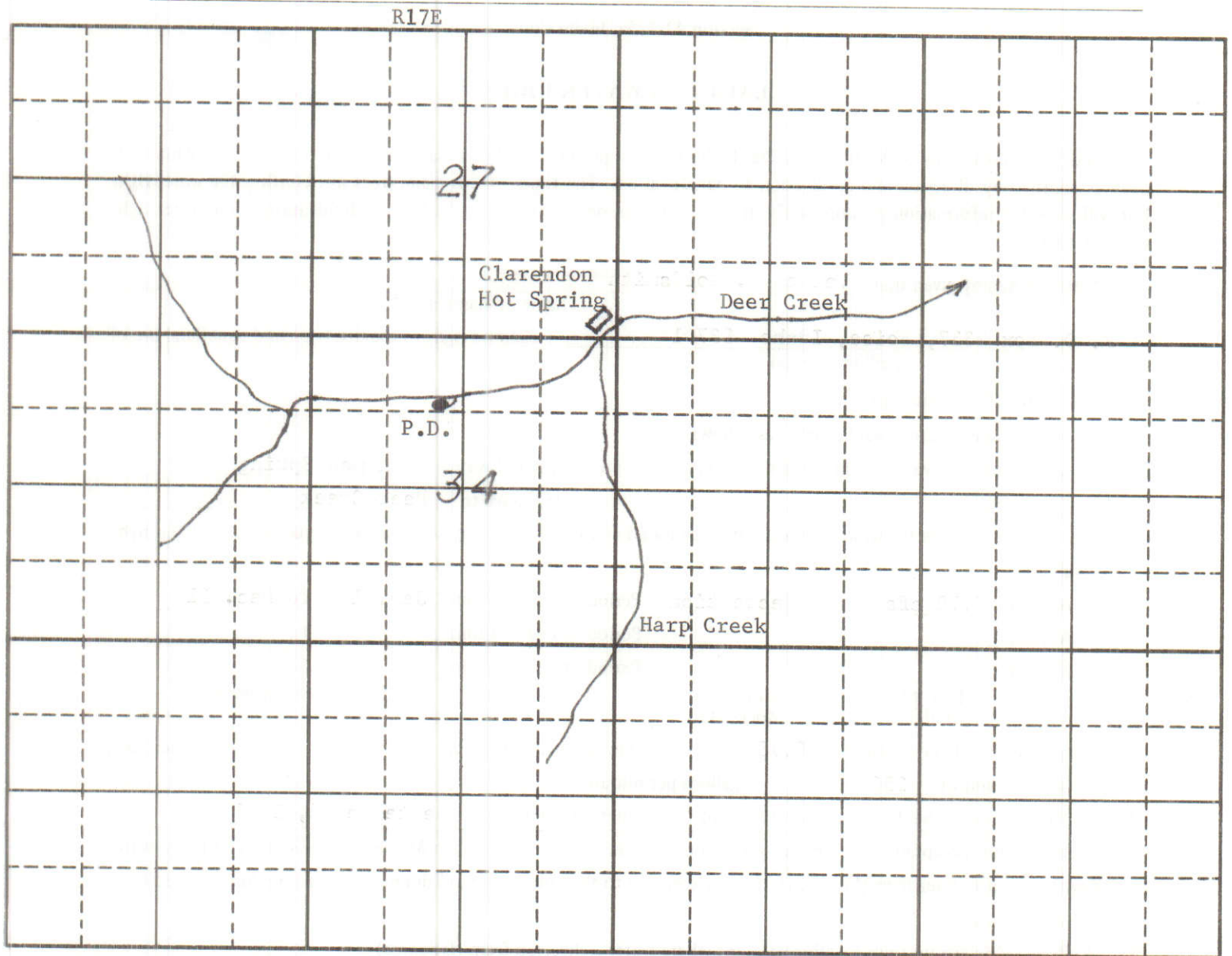


(8) Remarks None



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 Ada) 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 affiants knowledge.

Sworn to before me this 18th day of May, 1978.

Vernon W. Ladd Smith
(Claimant)

James E. Thompson
Notary Public
Residing at Boise

My commission expires 6-26-79

For Department Use Only

Received by <u>ADM</u>	Date <u>6/5/78</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>SS</u>	Date <u>6-6-78</u>		claimant by:	
\$10.00 fee received by <u>104</u>	Date <u>6/5/78 #10456</u>			
Approved for publication by <u>sm</u>	Date <u>6/27/78</u>			
Published in <u>Wood River Journal</u>				
Dates <u>6/15 & 6/22/78</u>				

AFFIDAVIT of PUBLICATION

RECEIVED

JUN 27 1978

State of Idaho, }
 Connty of Blaine } SS.

Department of Water Resources
 Southern District Office

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 15 day of June, 1978, and the date of the last publication was on the 22 day of June, 1978.

Subscribed and sworn to before me this 23rd

day of June, 1978.
 (SEAL)

NOTARY PUBLIC

WOOD RIVER JOURNAL
 Hailey, Idaho

COST OF PUBLICATION

Number of Lines in Notice 26
 Number of Insertions 2
 _____ Lines tabular at 39c
26 Lines straight at 26c 6.76
26 Subsequent lines at 15c 3.90
 TOTAL COST 10.66

COPY OF NOTICE

(paste Here)

Permit #37-4100

TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

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

NOTICE OF CLAIM TO A WATER RIGHT NO. 37-4100

Notice is hereby given that Vernon W. Goldsmith, Boise, Idaho 83701, has filed a claim to a water right established by diversion and application to beneficial use of 0.78 cubic feet per second of water from Unnamed Spring tributary to Deer Creek with point of diversion in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 34, Twp. 3N, Rge. 17 E, B.M. Blaine County.

The water is claimed to be used from Jan. 1 to Dec. 31 for recreation purposes with a priority of September 6, 1956; the place of use is within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 34, Twp. 3N, Rge. 17E, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho 83301.

C. Stephen Allred
 Director

Publish: Wood River Journal, June 15, 22, 1978.

PUBLICATION RATES

(Idaho Code, Rev. Statutes 1971)

8 pt. per line, straight	26c
8 pt. per line, tabular	39c
8 pt. per line, successive insertions	15c

Nº 0227

MICROFILMED

Should questions arise during the processing of this application, please contact:

Sherl L. Chapman
4706 Fairview Avenue
Boise, ID 83704
375-6131

Claim No. 37-4100

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Section 42-225a, Idaho Code

RECEIVED
JUN 8 1971

CLAIM TO A WATER RIGHT

Department of Water Resources
State of Idaho

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. The filing of this claim does not confirm the water right but will serve for information purposes only. It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that Vernon W. Goldsmith (name of claimant)
of P. O. Box 2337, Boise, Idaho 83701, claims a right to the diversion and beneficial use of (mailing address)
the public water of the State of Idaho

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) Unnamed Spring
tributary to, Deer Creek
- (2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
- | | | |
|------------------------|----------------------------|---|
| Amount <u>0.78 cfs</u> | Use <u>Recreation</u> | Period of Use: From <u>Jan. 1</u> To <u>Dec. 31</u> |
| Amount _____ | Use _____ | Period of Use: From _____ To _____ |
| Amount _____ | Use _____ | Period of Use: From _____ To _____ |
| (cfs, gpm or a/f) | (dom., irri., stock, etc.) | (both dates inclusive) |
- (3) Total quantity of water claimed: 0.78 cubic feet per second, or _____ acre feet per annum, and/or 350 gallons per minute.
- (4) Priority claimed: (the date water was first applied to beneficial use) September 6, 1956

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 to this rule is that a claim may be filed on domestic use from a ground-water source.

- (5) A) Point of diversion: (give location of point where water is diverted from its source)
NE ¼ NW ¼, Sec. 34 Twp. 3 North Rge. 17 East B. M. County of Blaine
Additional points of diversion: None

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. Excavation into spring site and construction of concrete intake, holding area and discharge drains.

- (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.

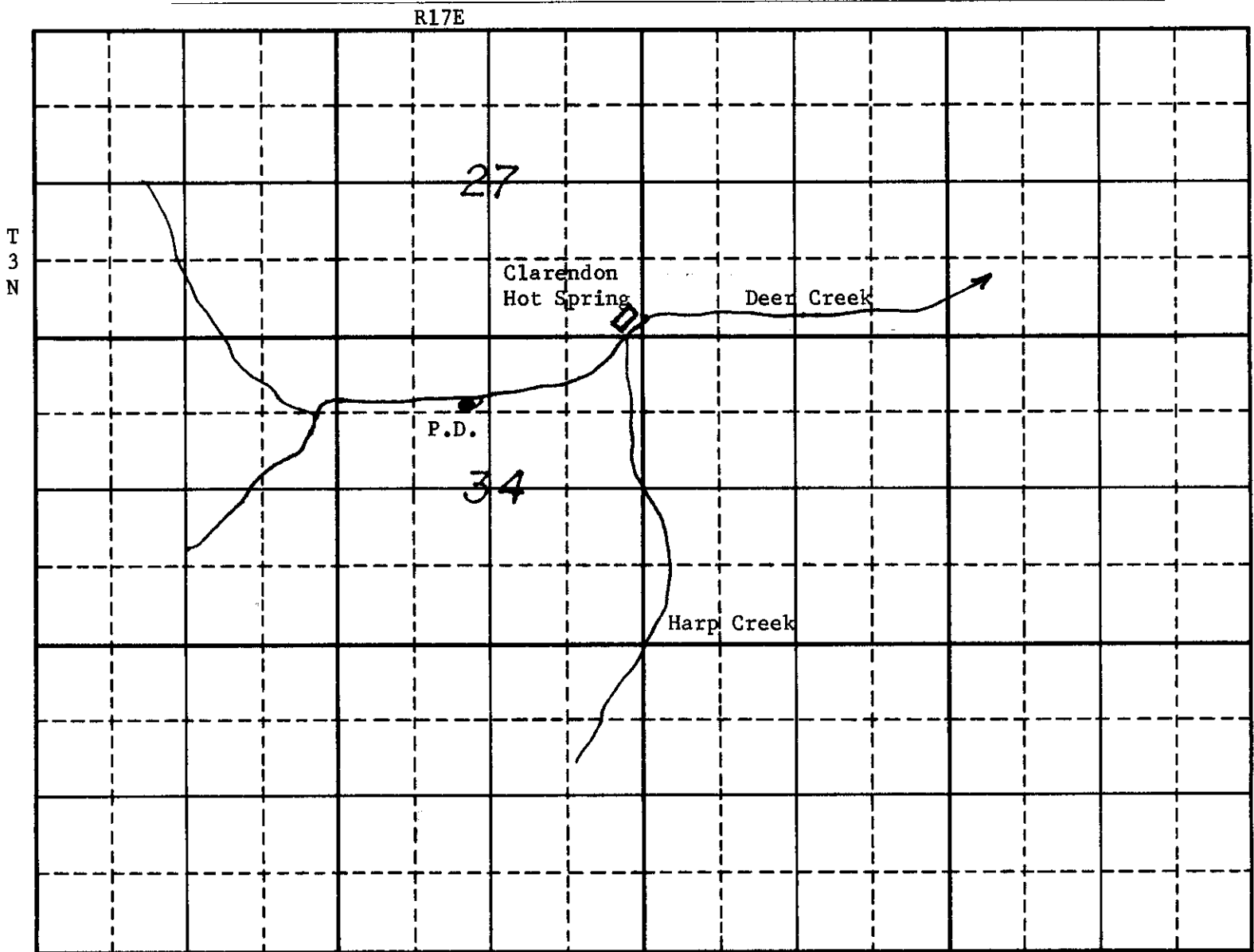
T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3N	17E	34					XX												

Total No. of acres -0-

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: Water is diverted from excavated spring into combined bath area and swimming pool. Water then discharges to Deer Creek through drain pipes.

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

(8) Remarks None



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 Ada) 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 affiants knowledge.

Sworn to before me this 18th day of May, 1978.

Thomas W. Caldwell
(Claimant)

James E. Thompson
Notary Public
Residing at Boise

My commission expires 6-26-79

For Department Use Only

Received by <u>ADM</u>	Date <u>6/5/78</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>SS</u>	Date <u>6-6-78</u>		claimant by:	
\$10.00 fee received by <u>104</u>	Date <u>6/5/78 #10452</u>			
Approved for publication by <u>sm</u>	Date <u>6/27/78</u>			
Published in <u>Wood River Journal</u>				
Dates <u>6/15-6/22/78</u>				

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho, }
County of Blaine } SS.

JUN 27 1978

ok/sm
6/27/78

Department of Water Resources
Southern District Office

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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 15 day of June

1978, and the date of the last publication was on the 22

day of June, 1978.

[Signature]

Subscribed and sworn to before me this 23rd

day of June, 1978.
(SEAL)

[Signature]

NOTARY PUBLIC

WOOD RIVER JOURNAL

Hailey, Idaho

COST OF PUBLICATION

Number of Lines in Notice 26

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FORM OF NOTICE

(aste Here)

Permit #37-4100

TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

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

[Faded text, likely a notice or order regarding water rights]

PUBLICATION RATES

(Idaho Code, Rev. Statutes 1971)

8 pt. per line, straight	26c
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Nº 0227

WATER RIGHT NUMBER 37-4100

WATER RIGHTS EDIT REPORT

12/10/79

PAGE 178

ACT
ION

N OWNER LAST NAME - GOLDSMITH
N ADDRESS LINE 1 - P.O. BOX 2337

FIRST NAME - VERNON W.

N
N SOURCE - SPRING
N STAGE - STATRY CLM
N DIVERSION POINT - NENW 34 03N 17E

CITY - BOISE
TRIBUTARY OF - DEER CREEK

STATE - ID ZIP CODE - 83701

N FROM - 01-01 TO - 12-31 USE - RECREATION

PRIORITY - 09-06-1956 COUNTY - BLAINE

TOTAL DIV. RATE - .7800CFS

N USE - RECREATION

USE DIV. RATE - .7800CFS

N NON IRRIG USE - R/BATH AREA & SWIMMING POOL.
PLACE OF USE - TWN 03N RNG 17E SEC 34 TRACT NENW

4000

IDENT. NO. 37-4100

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

Initials

Date _____

Item

Original form entered

[Edit](#) [Report](#) [Correct](#)

Date Protested

Date of Hearing

Date Approved/Denied

(Proof due date, stage and/or status,
conditions of approval, water district)

Record Verified

Amendment Approved

Extension Approved

Partial Proof

Proof Complete

Field Exam Received

Field Exam Accepted
and changes entered

License Signed

Transfer Approved

Keypunched by State Office



12.7.79

- DATA ENTRY -

Record

- | | <u>Tract</u> | <u>Sec.</u> | <u>Twp.</u> | <u>Rge.</u> | <u>Gov't
Lot</u> | <u>Rediv.</u> |
|--------------------------|--------------|-------------|-------------|-------------|----------------------|---------------|
| 6. A. Point of Diversion | NE NW | 34 | 34 | 17E | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |

- [illegible]

8. Use Code: *R*

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			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	
<i>3N</i>	<i>17E</i>	<i>39</i>					<i>R</i>												

9. A. Decree Name:

B. Decree Date:

10. Remarks: A.
B.
C.
D.
E.

11. Other Uses (Non-irrigation explanatory information):

R/ bath area & swimming pool.

12. Other Rights for Same Use:

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

C. Protested Date:

D. Hearing Date:

E. Old Number:

F. Proof Made (P or blank):

G. Field Exam Made (P,R,F or blank):

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):

DEPARTMENT OF WATER RESOURCES
STAFF ANALYSIS - CLAIM TO A WATER RIGHT

Item Initial Date

Claim No. 37-4100 - Vernon W. Goldsmith

☒ Name, Address, Telephone
☒ Source
☒ Quantity, Purpose, Period of Use
☒ Priority (Year & Month) (Day Optional)
☒ Point of Diversion
☒ Description of Diverting Works
☒ Place of Use
☒ Map
☒ Signature
☒ Notarized
☒ Fee

(1) LS 6.6.78
(2) ADM 6.7.78
(3) Sm 7/10/78
(4) DJ 6/7/78
 J.S. 8/9/78

In Form To Receipt

In Form For Advertising

Exceptions Filed: Yes _____ No ✓

Copy To Boise

MICROFILMED

July 10, 1978

Mr. Vernon W. Goldsmith
P. O. Box 2337
Boise, ID 83701

Re: Claim to a Water Right No. 37-4100

Dear Mr. Goldsmith:

The Department of Water Resources has completed the processing of your Claim to a Water Right, and no further action is authorized under Sections 42-225a and 42-225b of the Idaho Code. Your claim will be retained in our files and will be available at any time for use by you or the Court.

As you are aware, the filing of your claim does not, in itself guarantee you a water right; it only records and preserves 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 in your claim file, you may have that information or evidence added at any time. Please refer to your claim number when corresponding with this office.

We are enclosing a copy of the claim for your records. If you have any questions or if we can be of further assistance, please feel free to contact us.

Sincerely,

Loren O. Holmes
Southern Region Supervisor

LOH:sm

Enclosure

Sherl L. Chapman

CONSULTANT

4706 FAIRVIEW AVENUE / BOISE, IDAHO 83704 / PHONE 375-6131

RECEIVED

May 31, 1978

JUN 2 1978

Department of Water Resources
Southern District Office

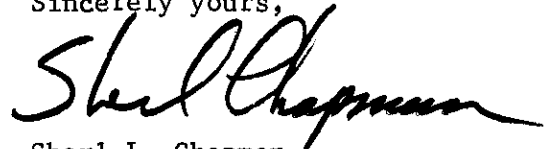
Mr. Terry Bauer
Southern Division
Department of Water Resources
1041 Blue Lakes Blvd., North
Twin Falls, Idaho 83301

Dear Terry:

Enclosed you will find a Claim to Water Right for Mr. Vern Goldsmith for water diverted and put to beneficial use in the Hailey area. As you will see from the application, the water was diverted in 1956 and facilities constructed to collect, impound, and control the water in accordance with Idaho Law.

If you have any questions regarding the application or need additional information, please feel free to contact me at any time.

Sincerely yours,



Sherl L. Chapman
Consultant

SLC:kje
enclosure
cc:Mr. Goldsmith

SPECIALIST IN

GROUND-WATER HYDROLOGY / WATER RIGHTS / WATER WELL DESIGN / GEOTHERMAL RESOURCES

NOTICE OF CLAIM TO A WATER RIGHT

NO. 37-4100

Notice is hereby given that Vernon W. Goldsmith
Boise, Idaho 83701
has filed a claim to a water right established by diversion and application
to beneficial use of 0.78 cubic feet per second ~~acre feet per annum~~
of water from Unnamed Spring tributary to Deer Creek
with point of diversion in the NE1/4, Sec. 34, Twp. 3N, Rge. 17 E, B.M.
Blaine County
The water is claimed to be used from Jan. 1 to Dec. 31 for
recreation purposes
with a priority of September 6, 1956;
the place of use is within the NE1/4, Sec. 34, Twp. 3N, Rge. 17E, B.M.

Any exception to this claim of water right may be filed with the Idaho
Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls,
Idaho, 83301 ~~on or before~~ ~~XXXXXXXXXXXXXXXXXXXX~~

C. Stephen Allred
Director

Published in the Wood River Journal
on 6/15 and 6/22/78

Microfilm

June 7, 1978

Wood River Journal
P. . . Box 933
Hailey, Idaho 83333

Re: Claim to a Water Right No. 37-4100 - Vernon W. Goldsmith

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Sincerely,

Terry G. Blau
Acting Southern Region Supervisor

TGB:dj
enc: