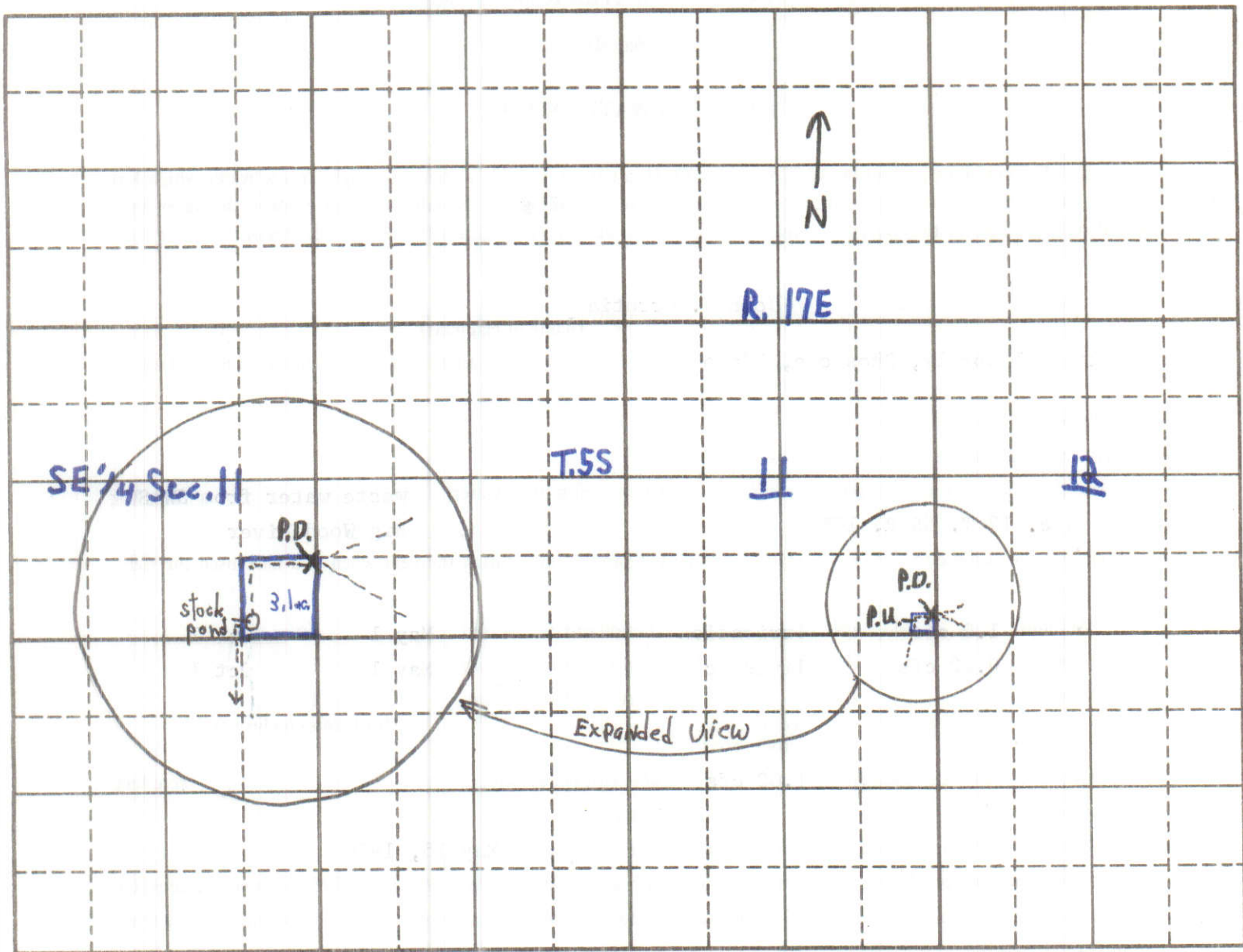


(8) Remarks _____



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 affiants knowledge.

Sworn to before me this 5th day of May, 19 78.

John Urutias
(Claimant)

Sheryl R. Merritt
Notary Public

Residing at Twin Falls, Idaho

My commission expires Lifetime

For Department Use Only

Received by <u>AS</u>	Date <u>5-5-78</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>AS</u>	Date <u>5/8/78</u>		claimant by:	
\$10.00 fee received by <u>sm</u>	Date <u>5/5/78</u> #10418			
Approved for publication by <u>AS</u>	Date <u>5/31/78</u>			
Published in <u>Lincoln County Journal</u>				
Dates <u>5/18 & 5/25/78</u>				

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho, }
County of Lincoln } SS.

MAY 30 1978

Department of Water Resources
Southern District Office

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 18 day of May, 1978, and the date of the last publication was on the 25 day of May, 1978.

Melba Thorne

Subscribed and sworn to before me this 25

day of May, 1978.
(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
40 Lines straight at 21c 8.40
40 Subsequent lines at 15c 6.00
TOTAL COST 14.40

COPY OF NOTICE

(Paste Here)

Water Right
TITLE OF NOTICE

37-4098 Jg Urrutia
PLAINTIFF ATTORNEY

Defendant
DEFENDANT

Legals

NOTICE OF CLAIM TO A WATER RIGHT NO. 37-4098

Notice is hereby given that John J. Urrutia, Shoshone, ID. 83352 has filed a claim to a water right established by diversion and application to beneficial use of 1.00 cubic feet per second of water from waste water from SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 12, Twp. 5S, Rge. 17E, tributary to with point of diversion in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 11, Twp. 17E., B.M., B Wood River, Lincoln Count

The water is claimed to be used from May 1 to Oct. 1 for livestock purposes and irrigation of 3.1 acres with a priority of May 15, 1950; the place of use is within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 11, Twp. 5S, 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.

/s/ C. Stephen Allred
Director

Pub: 5-18, 25

No. 1819

MICROFILMED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

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 John J. Urrutia (name of claimant)
of Route 1 Box 17, Shoshone, Idaho, 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) waste water from SW¹/₄SW¹/₄
Sec. 12 T. 5S R. 17E, tributary to, Big Wood River
- (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>1.0 cfs</u>	Use	<u>irrigation</u>	Period of Use:	From	<u>May 1</u>	To	<u>Oct 1</u>
Amount	<u>0.62 cfs</u>	Use	<u>livestock</u>	Period of Use:	From	<u>May 1</u>	To	<u>Oct 1</u>
Amount	<u> </u>	Use	<u> </u>	Period of Use:	From	<u> </u>	To	<u> </u>
	(cfs, gpm or a/f)		(dom., irri., stock, etc.)					(both dates inclusive)

- (3) Total quantity of water claimed: 1.00 cfs cubic feet per second, or _____ acre feet per annum, and/or _____ gallons per minute.
- (4) Priority claimed: (the date water was first applied to beneficial use) May 15, 1950

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)
SE ¼ SE ¼, Sec. 11 Twp. 5S 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. wastewater ditch, gravity irrigation system. water goes into stock pond after being used for irrigation.

- (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.

[illegible]

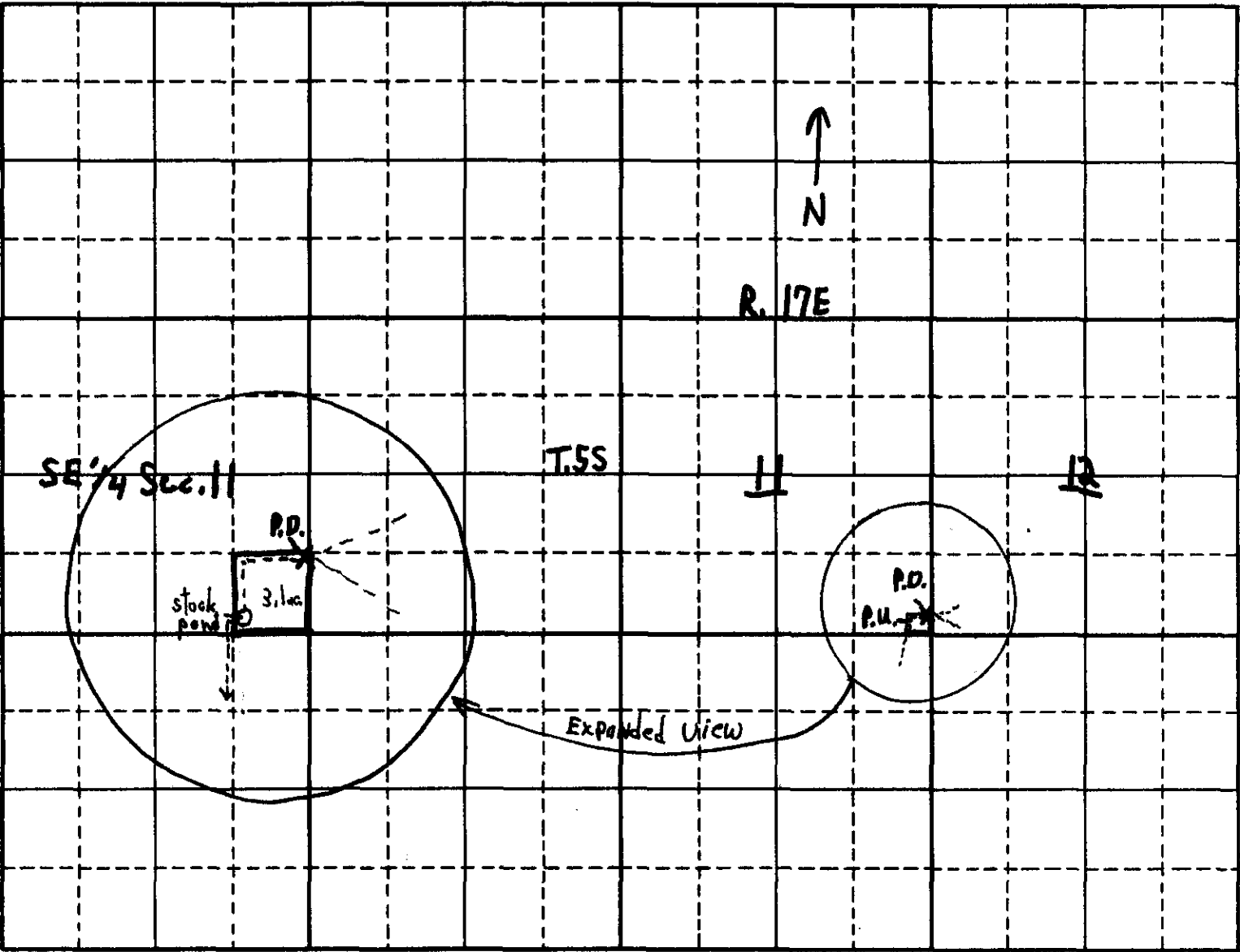
Total No. of acres 3.1

- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: stock water for 2 horses and 4 range cattle

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

MEDFLEX

(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.
County of Twin Falls)

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 5th day of May, 19 78.

John Urrechia
(Claimant)
Sheryl R. Merritt
Notary Public
Residing at Twin Falls, Idaho

My commission expires Lifetime

For Department Use Only

Received by <u>AS</u>	Date <u>5-5-78</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>AS</u>	Date <u>5/8/78</u>		claimant by:	
\$10.00 fee received by <u>sm</u>	Date <u>5/5/78</u> # <u>10418</u>			
Approved for publication by <u>AS</u>	Date <u>5/31/78</u>			
Published in <u>Lincoln County Journal</u>				
Dates <u>5/18 & 5/25/78</u>				

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho, }
County of Lincoln } SS.

MAY 20 1978

Department of Water Resources
Sawtooth District Office

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 18 day of May, 1978, and the date of the last publication was on the 25 day of May, 1978.

Melba Thorne

Subscribed and sworn to before me this 25

day of May, 1978.
(SEAL)

Mary Ann Hagen
NOTARY PUBLIC

LINCOLN COUNTY JOURNAL
Shoshone, Idaho

COST OF PUBLICATION

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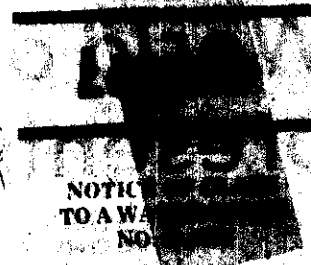
(Paste Here)

Water Right
TITLE OF NOTICE

37-4098 Jg Urutia
PLAINTIFF ATTORNEY

PK
5/31/78

DEFENDANT



NOTICE
TO A WATER
RIGHT

Notice is hereby given that John J. Urutia, Shoshone, ID. 83352 has filed a claim to a water right established by diversion and application to beneficial use of 1.00 cubic feet per second of water from waste water from SW 1/4 SW 1/4, Sec. 13, Twp. 5S, Rge. 17E, tributary to with point of diversion in the SE 1/4 SW 1/4, Sec. 11, Twp. 17S, R.M. B Wood River, Lincoln County. The water is claimed to be used from May 1 to Oct 1 for livestock purposes and irrigation of 3.1 acres with a priority of May 15, 1969; the place of use is within the SE 1/4 SW 1/4, Sec. 11, Twp. 5S, 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.

/s/ C. Stephen Alfred
Director

Pub: 5-18, 25

Nº 1819

ACT
ION

N OWNER LAST NAME - URRUTIA FIRST NAME - JOHN J.
N ADDRESS LINE 1 - RT. 1 BOX 17
N CITY - SHOSHONE STATE - ID ZIP CODE - 83352
N SOURCE - WASTE WATER TRIBUTARY OF - BIG WOOD RIVER
N STAGE - STATRY CLM PRIORITY - 05-15-1950 COUNTY - LINCOLN TOTAL DIV. RATE - 1.0000CFS
N DIVERSION POINT - SESE 11 05S 17E
N FROM - 05-01 TO - 10-01 USE - IRRIGATION USE DIV. RATE - 1.0000CFS
N FROM - 05-01 TO - 10-01 USE - STOCKWATER USE DIV. RATE - .0200CFS
N USE - IRRIGATION PLACE OF USE - 1WN 05S RNG 17E SEC 11 TRACT SESE AC 03
N NON IRRIG USE - S/6 RANGE.

3/79

IDENT. NO. 37-4098

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[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No.

OTd No.

New No.

137-4098

Record

1. Original Owner: John J. Uentia

Present Owner: _____

2. Address: Rt. 1 Box 173. City: Shoshone State: ID Zip: 833524. A. Source of Water: Wells waterB. Tributary of: Big Wood River5. A. Stage (A,P,L,D,S,J): S

B. Status (D,L,R,C,A,I,F - leave blank if valid):

C. Priority Date: 5-15-1950D. County: 63E. Total Diversion Rate: 1.

F. Total Diversion Volume:

G. Transfer/Amendment (P,T of A or blank):

H. Water District:

I. DLE/Carey Act (D,C or blank):

J. Right Basis (for adjudication claims A,B,C only):

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>SESE</u>	<u>11</u>	<u>58</u>	<u>17E</u>		

7. Period of Use, Use, Diversion Rate/Volume:

from 5-1 to 10-1 for A purposes. Amount 1.
(cfs or AC-FT/yr)from 5-1 to 10-1 for S purposes. Amount .02

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

8. Use Code: *A*

[illegible]

9. A. Decree Name:

B. Decree Date:

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

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

S/6 range.

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. 37-4098 - John J. Urrutia

☒ 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) MS. 5-8-78
(2) JP 5-9-78
(3) _____
(4) Sm 5/9

In Form To Receipt

In Form For Advertising

Exceptions Filed: Yes _____ No _____

Copy To Boise

UNRECORDED

July 20
~~April 10~~, 1978

Mr. John J. Urrutia
Route 1, Box 17
Shoshone, ID 83352

Re: Claim To A Water Right No. 37-4098

Dear Mr. Urrutia:

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 this office.

Sincerely,

Loren O. Holmes
Southern Region Supervisor

LOH:cs

Enclosure

RECEIVED

NOTICE OF CLAIM TO A WATER RIGHT

NO. 37-4098

Notice is hereby given that John J. Urrutia

Shoshone, ID 83352

has filed a claim to a water right established by diversion and application
to beneficial use of 1.00 cubic feet per second ~~acres per annum~~
of water from waste water from SW 1/4, Sec. 12, Twp. 5S, Rge. 17E, tributary to
Big Wood River,
with point of diversion in the SE 1/4, Sec. 11, Twp. 17E, R.M., Lincoln
County

The water is claimed to be used from May 1 to Oct. 1 for livestock
purposes and irrigation purposes of 3.1 acres
with a priority of May 15, 1950;
the place of use is within the SE 1/4, Sec. 11, Twp. 5S, Rge. 17E, R.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 ~~XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX~~.

C. Stephen Allred

Director

Published in the Lincoln County Journal

on ~~XXXXXXXXXX~~ 5/18 and 5/25/78

LEGAL (257) le
Shoni
**NOTICE OF CLAIM
TO A WATER RIGHT
NO. 37-4098** 5/17/79

Notice is hereby given that John J. Urrutia, Shoshone, ID. 83352 has filed a claim to a water right established by diversion and application to beneficial use of 1.00 cubic feet per second of water from waste water from SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 12, Twp. 5S, Rge. 17E, tributary to with point of diversion in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 11, Twp. 17E., B.M., Big Wood River, Lincoln County.

The water is claimed to be used from May 1 to Oct. 1 for livestock purposes and irrigation of 3.1 acres with a priority of May 15, 1950; the place of use is within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 11, Twp. 5S, 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.

/s/ C. Stephen Allred
Director

Pub: 5-18, 25

May 8, 1978

Lincoln County Journal
P. O. Box 704
Shoshone, ID 83352

Re: Claim to a Water Right No. 3704098 - John J. Urrutia

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:sm

Enc.

Bill submitted: _____