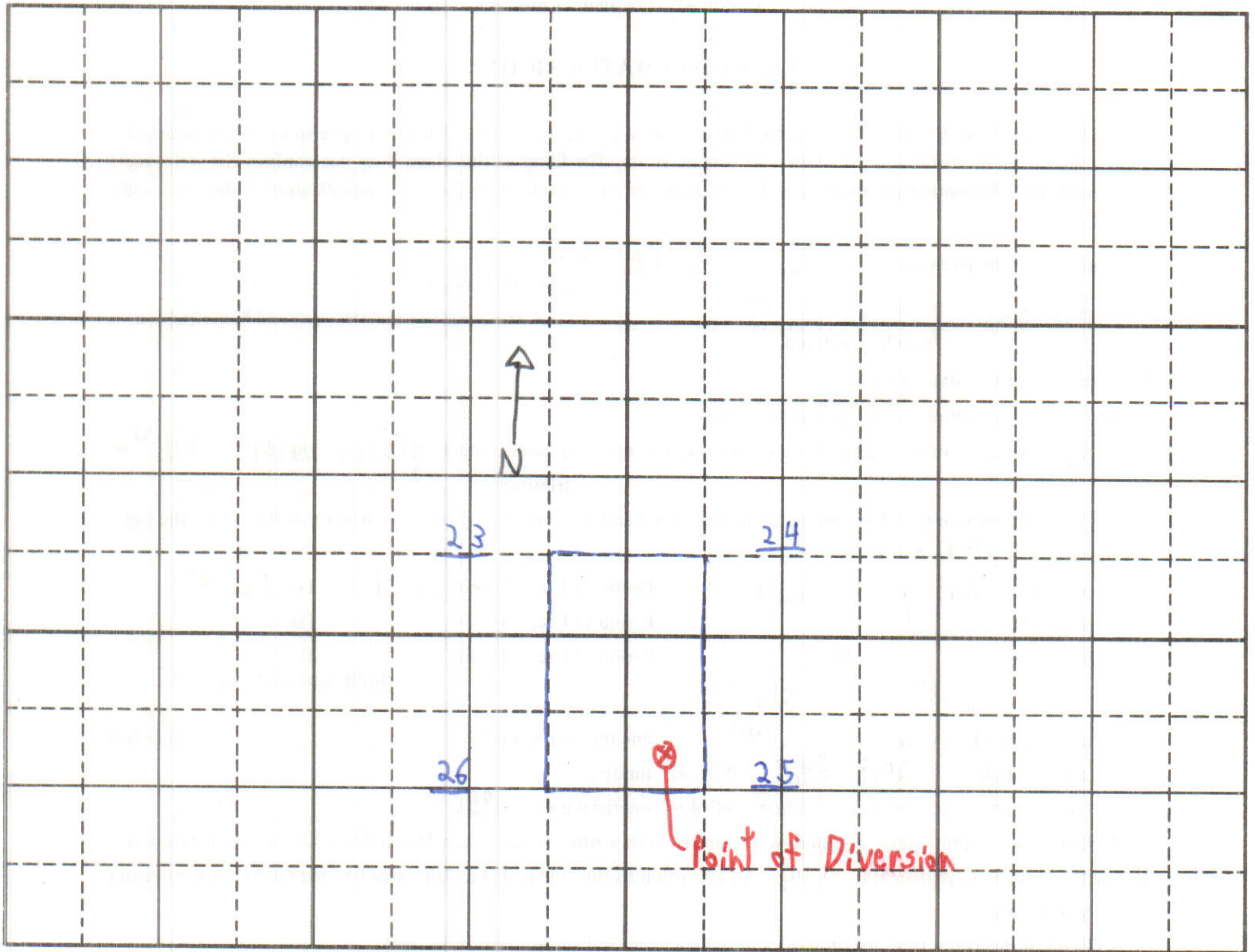


(8) Remarks _____



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.

Ruth Subanston - city clerk
(Claimant)

Sworn to before me this 19th day of May, 19 77.

[Signature]
Notary Public
Residing at Hansen

My commission expires 2-22-81

For Department Use Only

Received by <u>J. B. Stanton</u>	Date <u>5-19-77</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>M. J.</u>	Date <u>5/27/77</u>		claimant by:	
\$10.00 fee received by <u>J. B.</u>	Date <u>5/18/77</u> #3541			
Approved for publication by <u>[Signature]</u>	Date <u>6/23/77</u>			
Published in <u>Lincoln City Journal</u>				
Dates <u>6/16 & 6/23/77</u>				

AFFIDAVIT, PUBLICATION

RECEIVED

JUN 24 1977

State of Idaho, }
County of Lincoln } SS.

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 16 day of June, 1977, and the date of the last publication was on the 23 day of June, 1977.

Melba Thorne

Subscribed and sworn to before me this 23 day of June, 1977.
(SEAL)

Mayleen Hagen
NOTARY PUBLIC

LINCOLN COUNTY JOURNAL Shoshone, Idaho COST OF PUBLICATION

Number of Lines in Notice
Number of Insertions
Lines tabular at 315c
62 Lines straight at 21c 13.02
Subsequent lines at 15c
TOTAL COST 13.02

COPY OF NOTICE

(Paste Here)

Water Right

TITLE OF NOTICE

Richfield 37-4085

PLAINTIFF ATTORNEY

DEFENDANT

NOTICE OF CLAIM TO A WATER RIGHT NO. 37-4085

Notice is hereby given that City of Richfield, Richfield, ID 83349 has filed a claim to a water right established by diversion and application to beneficial use of .144 cubic feet per second of water from groundwater, Well #2 with point of diversion in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 25, Twp. 4S, Rge. 19E., B.M., Lincoln County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes with a priority of 1956 the place of use is within the W $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 25; E $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 26; SE $\frac{1}{4}$ -SE $\frac{1}{4}$, Sec. 23; SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 24, Twp. 4S, Rge. 19E., 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: 6-16, 23

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

No 1641

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

CLAIM TO A WATER RIGHT

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 City of Richfield (name of claimant)
of P.O. Box 97, Richfield, Idaho (mailing address), claims a right to the diversion and beneficial use of
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) ground water well #2, tributary to, _____
- (2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed: .144 cfs
- | | | |
|-------------------|----------------------------|---|
| Amount _____ | Use <u>domestic</u> | Period of Use: From <u>Jan 1</u> To <u>Dec 31</u> |
| Amount <u>11</u> | 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: .144 cubic feet per second, or _____ acre feet per annum, and/or 64.7 gallons per minute.
- (4) Priority claimed: (the date water was first applied to beneficial use) 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)
SW ¼ NW ¼, Sec. 25 Twp. 4S 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. Well, pump, water tower, pipes to homes

- (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	
4S	19E	25						X	X										
		26	X			X													
		23																X	
		24										X							

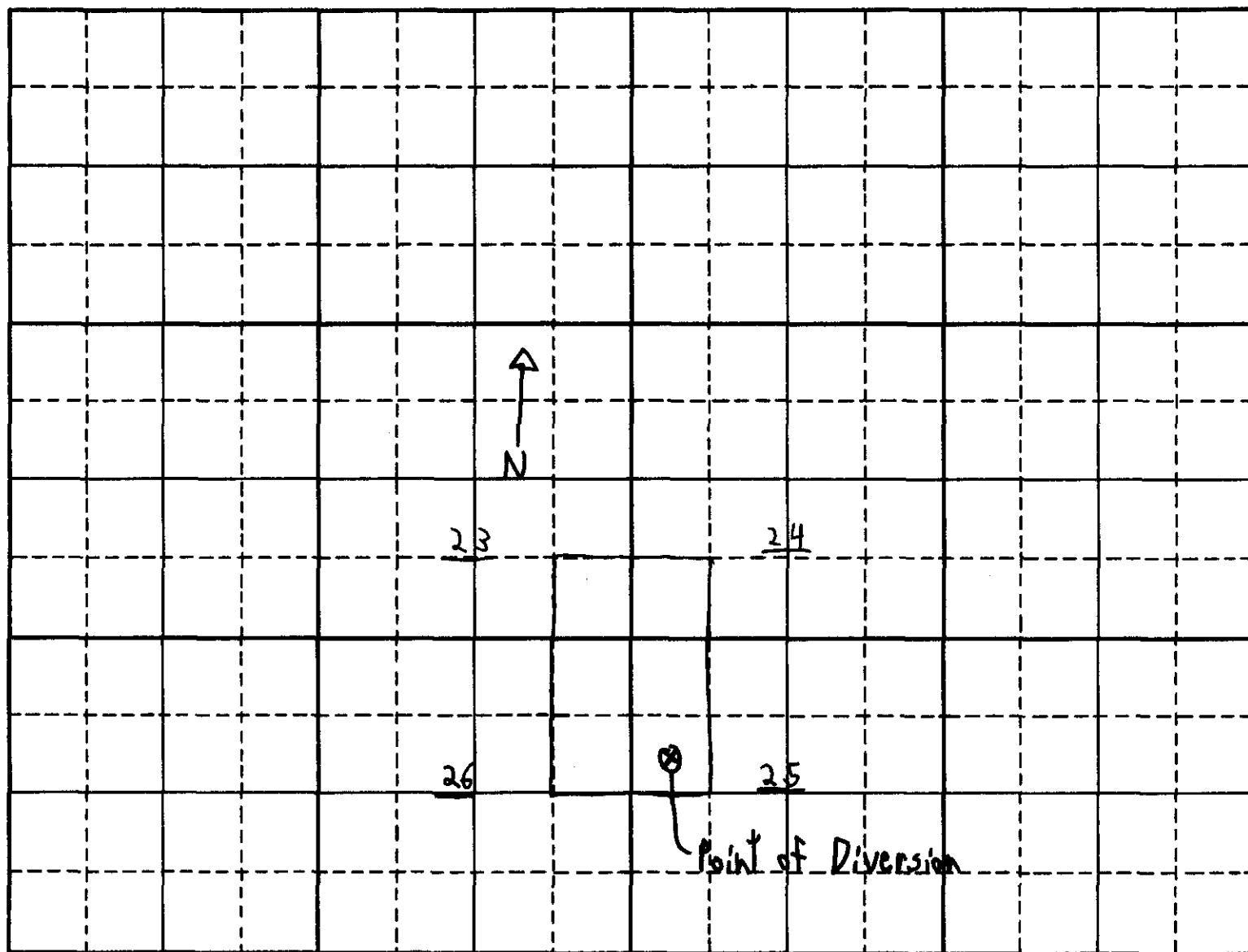
Total No. of acres _____

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

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

MICROFILMED

(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.

Ruth Suberston - city clerk
(Claimant)

Sworn to before me this 19th day of May, 19 77.

[Signature]
Notary Public

Residing at Hansen

My commission expires 2-22-81

For Department Use Only

Received by <u>J. G. Shaton</u>	Date <u>5-19-77</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>B. J.</u>	Date <u>5/27/77</u>		claimant by:	
\$10.00 fee received by <u>QJ</u>	Date <u>5/18/77</u> #3541			
Approved for publication by <u>Sy. 6/23/77</u>				
Published in <u>Seneca City Journal</u>				
Dates <u>6/16 + 6/23/77</u>				

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 16 day of June, 1977, and the date of the last publication was on the 23 day of June, 1977.

Subscribed and sworn to before me this 23

day of June, 1977.
(SEAL)

Mayleen Hagen
NOTARY PUBLIC

LINCOLN COUNTY JOURNAL

Shoshone, Idaho

COST OF PUBLICATION

Number of Lines in Notice
Number of Insertions
Lines tabular at 315c
2 Lines straight at 21c 13.02
Subsequent lines at 15c
TOTAL COST 13.02

COPY OF NOTICE

(Paste Here)

Water Right
TITLE OF NOTICE

Richard S. - 4085
PLAINTIFF ATTORNEY

Notice is hereby given that the City of Shoshone, Idaho, is now in possession of the water right in the Shoshone River, which was granted to the City of Shoshone, Idaho, by the State of Idaho, in 1919, and which was previously owned by the Shoshone Water Company, which was dissolved in 1919. The City of Shoshone, Idaho, is now in possession of the water right in the Shoshone River, which was granted to the City of Shoshone, Idaho, by the State of Idaho, in 1919, and which was previously owned by the Shoshone Water Company, which was dissolved in 1919. The City of Shoshone, Idaho, is now in possession of the water right in the Shoshone River, which was granted to the City of Shoshone, Idaho, by the State of Idaho, in 1919, and which was previously owned by the Shoshone Water Company, which was dissolved in 1919.

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

No 1641



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

October 20, 1983

R.D. Rice
Manager-System Projects
Union Pacific Railroad Company
Real Estate Department, Rm.306
1416 Dodge St.
Omaha, Nebraska 68179

RE: Claims to Water Rights No. 37-4085 & No. 37-4307

Dear Doug:

We are in receipt of your letter dated October 13, 1983, in which you pointed out that the two above referenced claims refer to the same municipal water system. In accordance with our earlier telephone conversation, we will merely file copies of the letter in the two files, and we will add to the computerized records of both files that they describe the same system. As I mentioned, there currently is no means in the Idaho statutes to revoke a claim once it is filed.

Thank you for advising this office of the overlapping water rights. We encourage your further input on any future conflicts of water rights that you may find in the records that you have developed.

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Supervisor, Water Allocation Section

DRT:ns



Union Pacific Railroad
Missouri Pacific Railroad

D. D. BROWN
DIRECTOR—SYSTEM PROJECTS
AND PROPERTY MANAGEMENT
R. D. RICE
MANAGER—SYSTEM PROJECTS
L. L. DOLL
MANAGER—REAL ESTATE ENGINEERING
I. V. DONOVAN
MANAGER—TITLES & CONVEYANCES

October 13, 1983

3-16-10 (25)
L&T 15712
Richfield, Id.

Mr. David R. Tuthill, Jr. P.E.
Department of Water Resources
Statehouse
Boise, Idaho 83720

Dear Mr. Tuthill:

I am writing at this time concerning your phone conversation with Mr. Doug Rice regarding a water right at Richfield, Idaho.

The Railroad Company recently filed a Claim to a Water Right which has been approved and Claim No. 37-4307 issued. In preparing to properly document this Claim in our records Mr. Rice found that the City of Richfield had previously filed a claim which was approved under Claim No. 37-4085. Water is used by the City of Richfield to supplement their water system by an agreement with the Railroad Company.

To properly document the apparent duplicate claim I would appreciate your taking appropriate steps to having your files to reflect the duplication. Should there be any questions, feel free to contact Mr. Rice at area code (402) 271-3939.

Sincerely,

R. D. Rice
R. D. RICE

*Place original of letter in 37-4307 file.
Place copy in 37-4085 file.
No response rec'd Oct 10/18/83
(Courtesy letter sent)*

NOTICE OF CLAIM TO A WATER RIGHT

NO. 37-4085

Notice is hereby given that City of Richfield

Richfield, ID 83349

has filed a claim to a water right established by diversion and application
to beneficial use of .144 cubic feet per second ~~acre feet per annum~~
of water from groundwater, Well #2

with point of diversion in the SW¹/₄ NW¹/₄, Sec. 25, Twp. 4S, Rge. 19E., B.M.,

Lincoln County

The water is claimed to be used from Jan. 1 to Dec. 31

for domestic purposes

with a priority of 1956;

the place of use is within the W¹/₄ NW¹/₄, Sec. 25; E¹/₄ NE¹/₄, Sec. 26; SE¹/₄ SE¹/₄, Sec. 23;

SW¹/₄ SW¹/₄, Sec. 24, Twp. 4S, Rge. 19E., 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~~ .

C. Stephen Allred

Director

Published in the Lincoln County Journal

on June 16 and June 18, 1977

RECEIVED

8/6/20/77
OK

**NOTICE OF CLAIM
TO A WATER RIGHT**

NO. 37-4085

Notice is hereby given that City of Richfield, Richfield, ID 83349 has filed a claim to a water right established by diversion and application to beneficial use of .140 cubic feet per second of water from groundwater, Well #2 with point of diversion in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 25, Twp. 4S, Rge. 19E., B.M., Lincoln County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes with a priority of 1956 the place of use is within the W $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 25; E $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 26; SE $\frac{1}{4}$ -SE $\frac{1}{4}$, Sec. 23; SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 24, Twp. 4S, Rge. 19E., 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: 6-16, 23



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN DISTRICT

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

May 27, 1977

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

RE: Claim to a Water Right #37-4084-City of Richfield
" " " " " #37-4085-City of Richfield ✓

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,

Michael L. Steele
Southern Region Supervisor

S:sm

Enclosures

RECEIVED
MAY 30 1977
SOUTHERN DISTRICT
DEPARTMENT OF WATER RESOURCES
TWIN FALLS, IDAHO

37-7159 is used
to dilute wastewater
from plant in S26, T4S, R19E,
for land application.