

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Blaine, } ss.

GEORGE T. FRITZ, being first duly sworn deposes and says that he is now and all times herein mentioned has been the Editor and Publisher of the Wood River Journal (formerly The Hailey Times) which is now, and all times herein mentioned has been a newspaper as defined in Section 60-106 of the Idaho Code printed, regularly issued and published weekly at Hailey, in Blaine County, Idaho, and having a general circulation in said county, and having not less than 200 bona fide subscribers living within said county, and that said newspaper has been continuously and uninterruptedly so printed and published as a weekly newspaper in said county during the period of 78 consecutive weeks prior to the first publication of the annexed true copy and at all times since, and that said annexed true copy was so published in the regular edition of said newspaper, the Wood River Journal, and not in any supplement thereof, for two consecutive weeks commencing with the first publication thereof on the 8th day of February, 1973 and ending with the last publication thereof on the 15th day of February 19 73.

Cost of this publication is \$ 10.08


GEORGE T. FRITZ

Subscribed and sworn to before me, this 16th day
of February, 1973.


Notary Public for Idaho
Residing at Hailey,
Blaine, County, Idaho.

RECEIVED

FEB 21 1973

Department of Water Administration
Southern District Office

NOTICE OF CLAIM TO A WATER RIGHT NO. 37-4030

Notice is hereby given that Frank L. and Petra E. Morrison, Box 245, Ketchum, ID has filed a claim to a water right established by diversion and application to beneficial use of .16 cubic feet per second of water from a groundwater source with point of diversion in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 19, T. 4N, R. 18E, B.M., Blaine County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes with a Priority of Dec. 1949; the place of use is within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 19, T. 4N, R. 18E, B.M.

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

R. KEITH HIGGINSON
Director

Published in the Wood River Journal, Hailey, Idaho on Feb. 8 and Feb. 15, 1973.

37 4030

Identification No. _____
Claim No. 37-4030
Map No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

CLAIM TO A WATER RIGHT

Established by Diversion and Application to Beneficial Use

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.

(Please refer to the instructions on the back of this form)

1. Name of claimant Frank L. and Petra E. Morrison
post office address Box 245, Ketchum, ID 83340
2. The point of diversion is in NW 4 1/4 of SE 4 1/4 Section 19 Township 4N
Range 18E B.M. located on Groundwater
(name of source)
tributary to _____ in Blaine County.
3. Dates of priority claimed: list the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.
 - a. Date of priority claimed:

<u>Dec. 1949</u>	amount: <u>.16</u>	c.f.s. or	_____	acre feet
_____	amount: _____	c.f.s. or	_____	acre feet
_____	amount: _____	c.f.s. or	_____	acre feet
Total claimed				_____ c.f.s. or _____ acre feet.
 - b. Explain the purpose for which the water has been used and the time during the year when you have used the right claimed:

use <u>Domestic</u>	period of use from <u>Jan. 1</u>	to <u>Dec. 31</u>	(both dates inclusive)
use _____	period of use from _____	to _____	(both dates inclusive)
use _____	period of use from _____	to _____	(both dates inclusive)
use _____	period of use from _____	to _____	(both dates inclusive)
4. Description of diverting works:
 - a. Surface water diversion dam and/or headgate: material is composed of _____
_____ ; length is _____ feet; height is _____ feet;
width at bottom is _____ feet; width at top is _____ feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known _____

 - b. Underground water diverting works: is well flowing or pumped pumped ; depth of well is approx. 65 feet; diameter of well is 6 inches; type of pump is Sears
capacity of pump is 3/4 hp g.p.m.; name and address of well driller is Carl Pothier contractor
(George Roessler, driller - Ketchum, ID & Shoshone, ID) or possibly Haynes from _____ ;
Shoshone or Walker from Shoshone

attach well logs if available; has there been any change in pump or motor since well was first completed _____; if so, give dates and explain Jaccuzi pump used originally. Replaced by Sears

c. Conveying works: length of ditch to place of use is _____ feet; width of ditch at top is _____ feet; width of bottom of ditch is _____ feet; depth of water is _____ feet; grade of ditch per 1000 feet is _____ feet; material through which ditch passes is _____; maximum length of pipe line to first place of use is _____ feet; diameter of pipe line is _____ inches; type of pipe _____; grade of pipe per 1000 feet is _____.

Please explain any changes or increase in size of conveying system since water was first appropriated, giving date and dimensions if possible _____

d. If water is stored: name of reservoir _____;
total capacity of reservoir is _____ acre feet; active capacity of reservoir is _____ acre feet;
year construction commenced _____; year completed _____; date first used _____
period of storage is from _____ to _____; is reservoir drained each year _____;
is reservoir on or off stream _____ explain _____

if feeder canal is used give maximum carrying capacity _____ c.f.s.; if reservoir is off stream, describe location of reservoir by 40-acre subdivisions _____

has there been any enlargement of the reservoir since it was first built _____, if so, give dates and describe _____

5. a. Where water is used for irrigation, describe area irrigated by 40-acre subdivisions and give total acres:

[illegible]

Total number of acres to be irrigated _____

Explain any significant increase in area irrigated since first use, give dates and acreages if known _____

- b. Do you get water through a ditch owned by several users? _____ If yes, give the name of the ditch _____ The other users and their respective interests in the ditch are (if known) _____
6. Where water is used for stock watering, give number of each kind of stock watered _____
7. Where water is used for domestic or municipal purposes give number of families served 1 family: 1948-1965
2 families: 1965-1972
name of town supplied _____
8. Where water is used for other purposes not above enumerated, give the nature of use, the extent of use, and any details regarding the initiation of the right or subsequent later expansion. Be as specific as possible, giving dates and quantities _____
9. Remarks: please explain any details of your claim which you feel need clarification or additional explanation _____

State of Idaho

County of BLAINE } 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 26TH day of JANUARY, 1973

Frank R. Morrison
Claimant

J. W. Plavick
Notary Public

Residing at HAILEY, IDAHO

My commission expires 4/18/73

For Department Use Only

Received by <u>alw</u> Date <u>1-29-73</u>	Exception filed by: _____	Forwarded to claimant by: _____	Date _____
Prelim. check by <u>alw</u> Date <u>1-29-73</u> # <u>9538</u>	_____	_____	_____
Fee received by <u>alw</u> Date <u>1-29-73</u> Fee \$ <u>10.00</u>	_____	_____	_____
Approved for publication by <u>alw</u>	_____	_____	_____
Published in <u>Wood River Journal</u> Dates <u>2-8 & 2-15-73</u>	_____	_____	_____

37 4020

RECEIVED
FEB 26 1901

INSTRUCTIONS

Your claim should set forth all necessary information to describe your claimed right. Failure to give enough information may make your claim of little value. Some of the items in the form may not apply to your situation. Please use additional sheets if space provided is not sufficient to fully answer the questions.

Paragraph No.

1. Give full name and post office address of person or company making the claim.
2. Describe the point of diversion by 40-acre subdivision. Give the name of the source, the drainage to which it is tributary if surface water, and the county in which the point of diversion is located. If there is more than one point of diversion, list others in the remarks section.
3. Give the priority dates and the quantities of water that you claim. You should accurately list the dates that you initiated each new use of the water. List separately the dates and amounts of water involved in each enlargement of the diversion. (Example: if you diverted 0.8 c.f.s. of water for irrigation on May 18, 1871, for the first time for use on 40 acres of land, and then later you enlarged the diversion by diverting an additional 0.4 c.f.s. of water to irrigate an additional 20 acres of land on June 1, 1901, your right should be described as follows:

Date of priority claimed:	May 18, 1871	amount:	0.8 c.f.s. or	_____	acre feet
	June 1, 1901	amount:	0.4 c.f.s. or	_____	acre feet
	Total claimed:		1.2 c.f.s. or	_____	acre feet

Since the water was used for irrigation between April 1 and October 31 on that particular farm, part b. would be completed as follows:

use irrigation period of use from April 1 to October 31 (both dates inclusive). If the water had been used for any other purpose, you would have described the priority date, amount, use, and period of use in a similar manner.

4. Describe the diversion works and explain any changes since the right was first initiated.
5. If the water is used for irrigation, give the total acreage and list the lands irrigated by 40-acre subdivisions and complete the other questions.
- 6, 7, & 8. Describe any other uses of water.
9. In the remarks section, give any information or details that you feel are not fully covered or that need clarifying. You might explain your operation, where the water is returned to if for an industrial or non-consumptive right, the condition and temperature of the returned water, and any other information to help explain your claim.

You may wish to include as a part of your claim, affidavits of witnesses who are familiar with your right and who have a personal knowledge of the circumstances which you have described in your claim. You may submit maps, drawings, certified copies of posted notices which may have been filed in the county courthouse, water measurement records, or any other document which you feel will support your claim.

Your claim will be advertised in a county newspaper for two weeks. Exceptions to your claim which dispute the water right that you have described may be received by the Department of Reclamation and you will be provided a copy of such exceptions.

The fee for filing a Claim to a Water Right is \$10.00. Your claim and fee may be submitted to one of the following offices:

Northern District
Idaho Dept. of Water Administration
401 Front Avenue, Room 209
Coeur d'Alene, Idaho 83814

Southern District
Idaho Dept. of Water Administration
1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301

Eastern District
Idaho Dept. of Water Administration
240 South Holmes
Idaho Falls, Idaho 83401

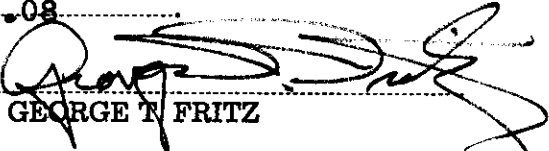
Western District
Idaho Dept. of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

AFFIDAVIT OF PUBLICATION

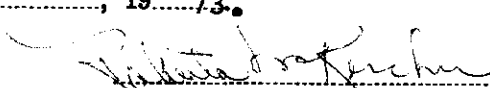
STATE OF IDAHO, }
County of Blaine, } ss.

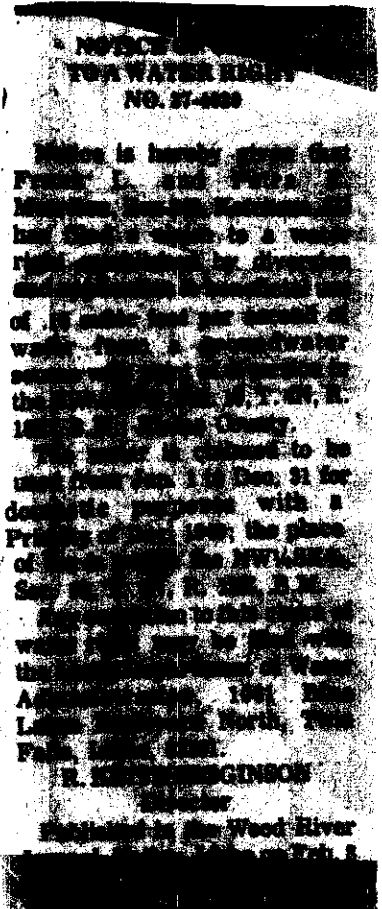
GEORGE T. FRITZ, being first duly sworn deposes and says that he is now and all times herein mentioned has been the Editor and Publisher of the Wood River Journal (formerly The Hailey Times) which is now, and all times herein mentioned has been a newspaper as defined in Section 60-106 of the Idaho Code printed, regularly issued and published weekly at Hailey, in Blaine County, Idaho, and having a general circulation in said county, and having not less than 200 bona fide subscribers living within said county, and that said newspaper has been continuously and uninterruptedly so printed and published as a weekly newspaper in said county during the period of 78 consecutive weeks prior to the first publication of the annexed true copy and at all times since, and that said annexed true copy was so published in the regular edition of said newspaper, the Wood River Journal, and not in any supplement thereof, for two consecutive weeks commencing with the first publication thereof on the 8th day of February, 1973 and ending with the last publication thereof on the 15th day of February 1973.

Cost of this publication is \$ 10.08


GEORGE T. FRITZ

Subscribed and sworn to before me, this 16th day
of February, 1973.


Notary Public for Idaho
Residing at Hailey,
Blaine County, Idaho.



WATER RIGHT NUMBER 37-4030

WATER RIGHTS EDIT REPORT

12/07/79

PAGE 214

ACT
ION

N OWNER LAST NAME - MORRISON
N OWNER LAST NAME - MORRISON
N ADDRESS LINE 1 - P.O. BOX 245

FIRST NAME - FRANK L.
FIRST NAME - PETRA E.

N
N SOURCE - GROUNDWATER

CITY - KETCHUM

STATE - ID ZIP CODE - 83340

N STAGE - STATRY CLM

PRIORITY - 12-01-1949

COUNTY - BLAINE

TOTAL DIV. RATE -

.1600CFS

N DIVERSION POINT - NWSE 19 04N 18E

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

USE DIV. RATE -

.1600CFS

N USE - DOMESTIC

PLACE OF USE - 14N 04N R4G 18E SEC 19 TRACT NWSE

N NON IRRIG USE - D/3 HOMES.

3/79

IDENT. NO. 37-4030

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. 137-4030
 OTd No. _____ New No. _____

Record

1. Original Owner: Frank L. & Petra E. Morrison

Present Owner: _____

2. Address: P. O. Box 245

3. City: Ketchum State: Id Zip: 83340

4. A. Source of Water: [REDACTED] Div

B. Tributary of: _____

5. A. Stage (A,P,L,D,S,J): I

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

C. Priority Date: 12-1-1949

D. County: 13

E. Total Diversion Rate: .16

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>NWSE</u>	<u>19</u>	<u>4N</u>	<u>18E</u>	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____

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

from 1-1 to 12-31 for 20 purposes. Amount .16
 (cfs or AC-Ft/yr)

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 _____

from _____ to _____ for _____ purposes. Amount _____

8. Use Code: R

[illegible]

9. A. Decree Name:

B. Decree Date:

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

11. Other Uses (Non-irrigation explanatory information): *D/B homes*

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):

February 26, 1973

RE: Claim to a Water Right No. 37-4030 - Frank L. and Petra E. Morrison

Mr. Frank L. Morrison
Box 245
Ketchum, ID 83340

Dear Mr. Morrison.

The Department of Water Administration 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, for your records, a copy of the claim. If you have any questions or if we can be of further assistance, please feel free to call upon us.

Very truly yours,

Bob Haynes
District Engineer
Southern District

BH:alw

Enc.

37 4030

February 1, 1973

Re: Application Nos. 36-7287 - Odell Smith Jr.
37-4030 - Frank L. and Petra Morrison

Wood River Journal
P. O. Box 988
Hailey, ID 83333

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.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

Bob Haynes
District Engineer
Southern District
District Engineer
Southern District
BH:atw

Bill submitted 2-21-73 by atw

Enc: Legal Notices (2)

37 4030

NOTICE OF CLAIM TO A WATER RIGHT

NO. 37-4030

Notice is hereby given that Frank L. and Petra E. Morrison,
Box 245, Ketchum, ID

has filed a claim to a water right established by diversion and application
to beneficial use of .16 cubic feet per second ~~XXXX XXXX XXX XXXXX~~ acre feet per annum
of water from a groundwater source

with point of diversion in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 19, T. 4N, R. 18E, B.M.,
Blaine County

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

with a priority of Dec. 1949;
the place of use is within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 19, T. 4N, R. 18E, B.M.

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

R. KEITH HIGGINSON

Director

Published in the Wood River Journal, Hailey, Idaho
on Feb. 8 and Feb. 15, 1973

37 4030

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

SOUTHERN DISTRICT OFFICE



Cecil D. Andrus
Governor

R. Keith Higginson
Director

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

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

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JAN 23 1973

Department of Water Administration
Southern District Office

January 23, 1973

Frank L. Morrison
Box 245
Ketchum, ID 83340

Dear Mr. Morrison:

I am returning your Claim to a Water Right together with your check No. 92-161 for \$10.00 to have some information on your claim clarified. I have taken the liberty of transferring the information to a new claim form.

You will note that Items 3a and 3b have been changed slightly. Under Item 2, you will note that I have changed Big Wood River Water District to groundwater. From reviewing the rest of your claim, I am certain that you have a well. Also under Item 2, if you could specify the quarter of quarter of Section 19 it would be helpful. *NW4 SE 4.*

Please review the claim to see that the information is correct, return it to us with your check, and we will promptly process it. If you have any questions, don't hesitate to contact us.

Very truly yours,

Bob Haynes

Bob Haynes
District Engineer
Southern District

BH:alw

Enc.

Noted above for entry - He requested information. Thank you for your help & patience

37 4030

January 29, 1973

Re: Claim No. 37-4030 - Frank L. and Petra E. Morrison

Frank L. Morrison
Box 245
Ketchum, ID 83340

Dear Mr. Morrison:

Attached is your Receipt No. 9538 for \$10.00 for the above referenced Claim to a Water Right which was received in this office under the above date.

Very truly yours,

Bob Haynes
District Engineer
Southern District

BH:alw

Enc.

37 4030