

AFFIDAVIT OF PUBLICATION

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FEB 9 1973

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

Department of Water Administration
Southern District Office

Department of Water Administration

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 25th day of JANUARY, 19 73 and ending with the last publication thereof on the 1st day of FEBRUARY 19 73.

Cost of this publication is \$ 10.80.

George T. Fritz
GEORGE T. FRITZ

Subscribed and sworn to before me, this 1st day
of FEBRUARY, 19 73.

Robert R. Kuchan
Notary Public for Idaho
Residing at Hailey,
Blaine, County, Idaho.

NOTICE OF CLAIM TO A WATER RIGHT NO. 37-4029

Notice is hereby given that Ivan J. Gustafson, Box 165, Sun Valley, ID has filed a claim to a water right established by diversion and application to beneficial use of .04 cubic feet per second of water from a groundwater source with point of diversion in the parcel of land within H.E.S. 123 in unsurveyed T. 5N, R. 17E, B.M., Blaine County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes with a priority of 1967 the place of use is within the parcel of land within H.E.S. 123 in unsurveyed T. 5N, R. 17E, B.M.

Any exception of 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, ID on Jan. 25 and Feb. 1, 1973.

37 4029

#37-4829

Incomplete description -
unable to plat.

-JP
8-1-79

Identification No. _____
Claim No. 37-4029
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 Ivan J. Gustafson
post office address Box 165, Sun Valley, ID 83353
2. The point of diversion is in Parcel of land within
H.E.S. 123 of 1/4 Section _____ Township 5N
Range 17E 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:
1967 amount: 0.04 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 Domestic period of use from Jan. 1 to Dec. 31 (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 60 feet; diameter of well is 6 inches; type of pump is submersible
capacity of pump is _____ g.p.m.; name and address of well driller is unknown
_____ ;

37 4029

32 1000
to or motor since

1. The first step in the process of identifying a problem is to recognize that a problem exists. This involves gathering information about the situation and identifying the specific issue that needs to be addressed.
2. Once a problem has been identified, the next step is to define the problem clearly. This involves stating the problem in a concise and specific manner, identifying the scope of the problem, and determining the goals that need to be achieved.
3. The third step in the process is to generate potential solutions. This involves brainstorming ideas and considering different approaches to solving the problem. It is important to consider a wide range of options and to evaluate the potential benefits and drawbacks of each solution.
4. The fourth step is to select the best solution. This involves comparing the potential solutions and choosing the one that is most likely to be effective and feasible. It is important to consider the resources available and the time constraints when making this decision.
5. The final step in the process is to implement the chosen solution. This involves putting the solution into action and monitoring its progress. It is important to communicate the solution to all relevant parties and to ensure that everyone is working towards the same goal.

- 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_____

- | | | | |
|-----|-----|-----|-----|
| NET | NET | NET | NET |
|-----|-----|-----|-----|

[illegible]

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 in summer 3 horses and 2 burros
7. Where water is used for domestic or municipal purposes give number of families served one 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 Domestic well for house use, lawn irrigation, and watering of pets

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 16 day of Jan, 1972

Juan J. Gulafron
Claimant

Mary S. Graham
Notary Public
Residing at Sun Valley, Idaho

My commission expires April 17-1975

For Department Use Only

Received by <u>alw</u> Date <u>1-18-73</u>	Exception filed by: _____	Forwarded to claimant by: _____	Date _____
Prelim. check by <u>RN</u> Date <u>1-19-73</u> # <u>95220</u>	_____	_____	_____
Fee received by <u>alw</u> Date <u>1-19-73</u> Fee \$ <u>10</u>	_____	_____	_____
Approved for publication by <u>RN</u>	_____	_____	_____
Published in <u>Wood River Journal</u> Dates <u>1-25 &</u>	_____	_____	_____

alw 2-1-73

37 4029

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

Eastern District

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

Southern District

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

Western District

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

AFFIDAVIT OF PUBLICATION

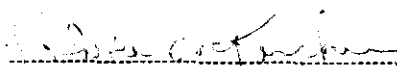
STATE OF IDAHO, }
County of Blaine, } ss.

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 25th day of JANUARY, 19 73 and ending with the last publication thereof on the 1st day of FEBRUARY 19 73.

Cost of this publication is \$ 10.80


GEORGE T. FRITZ

Subscribed and sworn to before me, this 1st day of FEBRUARY, 19 73.


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

FOR A WATER RIGHT

NO. 25-422

Notice is hereby given that Ives & Co. of the Snake River Valley, ID. has filed a claim for water right, established by diversion and application to beneficial use of 25 cubic feet per second of water from a groundwater source with point of diversion in the parcel of land within H.E.S. 123 in surveyed T. 5N, R. 17E, B.M., Blaine County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes with a priority of 1973. The location is within the parcel of land within H.E.S. 123 in surveyed T. 5N, R. 17E, B.M.

Any exception of this claim of water right may be filed with the Idaho Department of Water Administration, 1040 Blue Lakes Boulevard North, Twin Falls, Idaho, 83301.

R. KEITH HIGGINSON

Director

Published in the Wood River Journal, Hailey, Idaho.

37 4029

WATER RIGHT NUMBER 37-4029

WATER RIGHTS EDIT REPORT

12/07/79

PAGE 213

ACT
ION

N OWNER LAST NAME - GUSTAFSON
N ADDRESS LINE 1 - P.O. BOX 165

FIRST NAME - IVAN J.

N
N SOURCE - GROUNDWATER

CITY - SUN VALLEY

STATE - ID ZIP CODE - 83353

N STAGE - STATRY CLM

PRIORITY - 06-01-1967

COUNTY - BLAINE

TOTAL DIV. RATE -

.0400CFS

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

USE DIV. RATE -

.0400CFS

N REMARKS - P/D & P/U IN H.E.S. 123, T5N, R17E.

4000

37-4629

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. 137-4029
 Old No. _____ New No. _____

Record

1. Original Owner: Ivan J. Gustafson

Present Owner: _____

2. Address: P.O. Box 165

3. City: Sun Valley State: Id Zip: 83353

4. A. Source of Water:

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: 6-1-1967

D. County: 13

E. Total Diversion Rate: .04

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>see remark</u>					

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

from 1-1 to 12-31 for D purposes. Amount .04
 (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: *see remark*

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	

9. A. Decree Name:

B. Decree Date:

10. Remarks: A. *S/D + S/U in H.E.S. 123, T5N, R17E.*
 B.
 C.
 D.
 E.

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

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 12, 1973

Re: Claim No. 37-4029 - Ivan J. Gustafson

Ivan J. Gustafson
Box 165
Sun Valley, ID 83353

Dear Mr. Gustafson:

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 4029

January 19, 1973

Re: Application No. 37-7166 - Deer Creek, Inc.
37-7196 - W. A. Lewis
Claim No. 37-4029 - Ivan J. Gustafson

Wood River Journal
P. O. Box 988
Bailey, 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

Bill submitted 2-9-73 by alw

BH:alw

Enc: Legal Notices (3)

37 4029

NOTICE OF CLAIM TO A WATER RIGHT

NO. 37-4029

Notice is hereby given that Ivan J. Gustafson,
Box 165, Sun Valley, ID

has filed a claim to a water right established by diversion and application
to beneficial use of .04 cubic feet per second ~~XXXX XXXX XXX XXXXXX~~
of water from a groundwater source
with point of diversion in the parcel of land within H.E.S. 123 in unsurveyed
T. 5N, R. 17E, B.M., Blaine County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic
purposes
with a priority of 1967 ;
the place of use is within the parcel of land within H.E.S. 123 in unsurveyed
T. 5N, R. 17E, 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, ID
on Jan. 25 and Feb. 1, 1973

Kelley 1-24-73

**NOTICE OF CLAIM
TO A WATER RIGHT
NO. 37-4029**

Notice is hereby given that Ivan J. Gustafson, Box 165, Sun Valley, ID has filed a claim to a water right established by diversion and application to beneficial use of .04 cubic feet per second of water from a groundwater source with point of diversion in the parcel of land within H.E.S. 123 in unsurveyed T. 5N, R. 17E, B.M., Blaine County.

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R. KEITH HIGGINSON
Director

Published in the Wood River Journal, Hailey, ID on Jan. 25 and Feb. 1, 1973.

37 4029

January 19, 1973

Re: Claim No. 37-4029 - Ivan J. Gustafson

Ivan J. Gustafson
Box 165
Sun Valley, ID 83353

Dear Mr. Gustafson:

Attached is your Receipt No. 9522 for \$10.00 for the above referenced Claim to a Water Right which was received in our office on January 18, 1973.

Very truly yours,

Bob Haynes
District Engineer
Southern District

BH:alw

Enc.

37 4029