

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM TO A WATER RIGHT



Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that JAMES SILVERS (Name of Claimant)
Bx 52 MURTAUGH, IDAHO (Mailing Address) Telephone No. 432-5209 (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) 1920

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 is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) WASTEWATER tributary to DRY CREEK

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, af)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>0.36</u>	Use	<u>IRRIGATION</u>	Period of Use From <u>3-15</u>	To <u>11-15</u>
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To

(4) 0.36 CFS TOTAL QUANTITY USED. (cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
N2 1/4 NW 1/4, Sec. 7 Twp. 11S Rge. 20E B.M., County of Twin Falls
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. Describe any changes in the system and give the date of the change. GRAVITY FLOW, IRR. WITH DITCHES.

(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.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			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	
<u>11S</u>	<u>20E</u>	<u>7</u>		<u>6</u>			<u>12</u>												<u>18</u>

No. of acres 18

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

NOTE: Include here the type and number of stock watered:

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

UNRECORDED

1015

[illegible]

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 affiant's knowledge.

macy, a. hill
Notary Public
Residing at Union Falls id 83301

RECEIVED

Received by Don Buckley Date 6-15-1982 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by J Date 6-24-82 claimant by: _____
\$30.00 fee received by monya Date 6-15-82 # 20819
Published in Times Mirror _____
Dates 7/5 & 7/22/82 _____

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF TWIN FALLS

ss.

N^o 11758

I, Linda Corps McSwine being first duly sworn up
oath, depose and say that I am Print Clerk of the TIMES-NEWS,
published daily, at Twin Falls, Idaho, and do solemnly swear that a copy of
the notice of advertisement, as per clipping attached, was published in the regular and
entire issue of said newspaper, and not in any supplement thereof, for Two
consecutive weeks commencing with the issue dated

July 15, 1982, and ending with the issue dated
July 22, 1982.

And I do further certify that said newspaper is a consolidation, effective February 16,
1942, of the Idaho Evening Times, published theretofore daily except Sunday, and the Twin
Falls News, published theretofore daily except Monday, both of which newspapers prior to
consolidation had been published under said names in said city and county continuously and
uninterruptedly during a period of more than twelve consecutive months, and said TIMES-
NEWS, since such consolidation, has been published as a daily newspaper except Saturday,
until July 31, 1978, at which time said newspaper began daily publication under said name
in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week
has been designated as the day on which legal notice by law or by order of any court of com-
petent jurisdiction within the state of Idaho, to be published weekly, will be published; and
that the head of the editorial column of said combined newspapers, and in each issue ther-
of, Thursday is announced as the day on which said legal notices will be published.

Linda Corps McSwine
Subscribed and sworn to before me on this 23 day of

July, 1982.
John L. Lawrence

Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho

BY VERN JAMES
BOYER, MURTAUGH, ID.
SOURCE: WASTEWATER
TREATMENT PLANT
Priority Date: 03/15/1930
Amount: 0.36 CFS
Diversions Point: NENW
Sec 07 T 11S R 20E TWIN
FALLS CO.
Use: IRRIGATION (0.36
CFS) from 03/15 to 11/15
Place of Use: NWNE
NENW Sec 07 T 11S R
20E FOR 16 ACRES
Diversion Means: GRAV-
ITY FLOW, DITCHES
Any exception to any
claim of water right may
be filed with the Director
of the Idaho Department
of Water Resources,
1041 Blue Lakes Blvd.
North, Twin Falls, Idaho
83301.

A. KENNETH DUNN
Director
PUBLISH: Thursday,
July 15, and 22, 1982.

RECEIVED
JUL 28 1982

Department of Water Resources
Southern District Office

MICROFILMED

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF TWIN FALLS }

ss.

N^o 11758

45-4155
SILVERS, JAMES
BOX 52, MURTAUGH, ID
83344
Source: WASTEWATER
tributary to DRY CREEK
Priority Date: 03/15/1930
Amount: 0.36 CFS
Diversion Point: NENW
Sec 07 T 11S R 20E, TWIN
FALLS CO.
Use: IRRIGATION (0.36
CFS) from 03/15 to 11/15
Place of Use: NWNE
NENW Sec 07 T 11S R
20E FOR 18 ACRES
Diversion Means: GRAV-
ITY FLOW, DITCHES
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claim of water right may
be filed with the Director
of the Idaho Department
of Water Resources,
1041 Blue Lakes Blvd.
North, Twin Falls, Idaho
83301.

A. KENNETH DUNN
Director

PUBLISH: Thursday,
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that the head of the editorial column of said combined newspapers, and in each issue ther-
of, Thursday is announced as the day on which said legal notices will be published.

Subscribed and sworn to before me on this

Linda Copps McSwine
23 day of

July, 19 82
Robert L. Samcott

Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho

RECEIVED
JUL 25 1982
Department of Water Resources
Southern Regional Office

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

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

AUGUST 5, 1982

JAMES SILVERS
BOX 52
MURTAUGH

ID 83344

RE: Claim No. 45-4155

Dear Claimant:

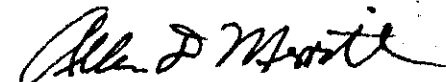
The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve 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 with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,



ALLEN D. MERRITT
Senior Water Resource Analyst

Enclosure

RECEIVED
AUG 02 1982

Department of Water Resources

45-4155-

SILVERS, JAMES

BOX 52, MURTAUGH, ID 83344

Source: WASTE WATER tributary to DRY CREEK

Priority Date: 03/15/1930

Amount: 0.36 CFS

Diversion Point: NENW Sec 07 T 11S R 20E, TWIN FALLS Co.

Use: IRRIGATION (0.36 CFS) from 03/15 to 11/15

Place of Use: NWNE NENW Sec 07 T 11S R 20E FOR 18 ACRES

Diversion Means: GRAVITY FLOW, DITCHES

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

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

A. KENNETH DUNN

Director

Published 7/15 & 7/22/82.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

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

JULY 8, 1982

Times News
P. O. Box 548
Twin Falls, Idaho 83301

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before AUGUST 2, 1982.

Yours truly,

Mary A. Hill
Secretary

Incl.

RECORDED