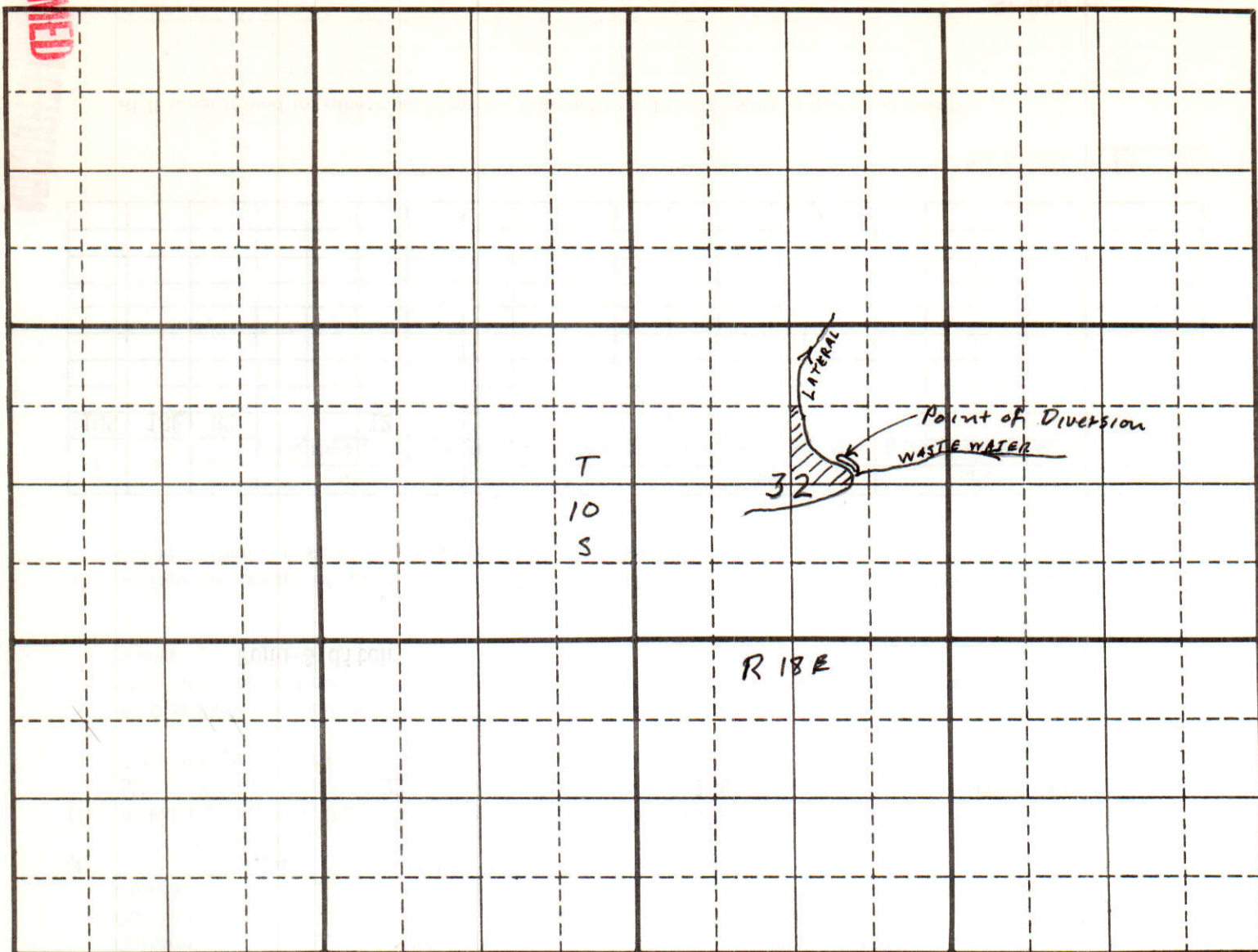


RECORDED

(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 affiant's knowledge.

Irwin Eilers
(Claimant)

Sworn to before me this 29th day of December, 1980.

Loren O. Halmer
Notary Public
Residing at Twin Falls

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by LT Date 12-29-80 Exception filed by: _____ Date _____
Prelim. check by LT Date 1-12-81 _____
\$20.00 fee received by LT Date 12-29-80 #16738 _____
Published in Twin Falls News _____
Dates 1/29 + 2/5/81 _____

LEGAL NOTICE

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:

47-4207

EILERS, IRVIN

RT. 2, KIMBERLY, ID 83341

Source: WASTE WATER

tributary to TWIN FALLS

CANAL CO. LATERAL

Priority Date: 04/01/1968

Amount: 0.24 CFS

Diversion Point: SWNE Sec

32 T 10S R 18E, TWIN

FALLS Co.

Use: IRRIGATION (0.24 CFS)

from 03/15 to 11/15

Place of Use: SWNE Sec 32

T 10S R 18E FOR 12 ACRES

Diversion Means: POND &

DITCH

Affidavit of Publication

Nº 10072

STATE OF IDAHO,

COUNTY OF TWIN FALLS

ss.

I, Linda Capps McQuire being first duly sworn upon 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

January 29, 19 81, and ending with the issue dated February 5, 19 81.

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 competent jurisdiction within the state of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

Subscribed and sworn to before me on this 5 day of

February, 19 81.

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

FEB 9 1981

Department of Water Resources
Southern District Office

MICROFILMED

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

Department of Water Resources
Southern District Office

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 Irvin Eilers (Name of Claimant)
Route 2 Kimberly, ID 83341 (Mailing Address) Telephone No. 423-5043 (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) April 1, 1968
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)
Waste Water tributary to Twin Falls Canal Co. Lateral

(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, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	0.24	Use	Irrigation	Period of Use From Mar 15	To Nov 15
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) 0.24 TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW ¼ NE ¼, Sec. 32 Twp. 10S Rge. 18E 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.
Pond & ditch

(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	
10S	18E	32			12														12

No. of acres 12

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

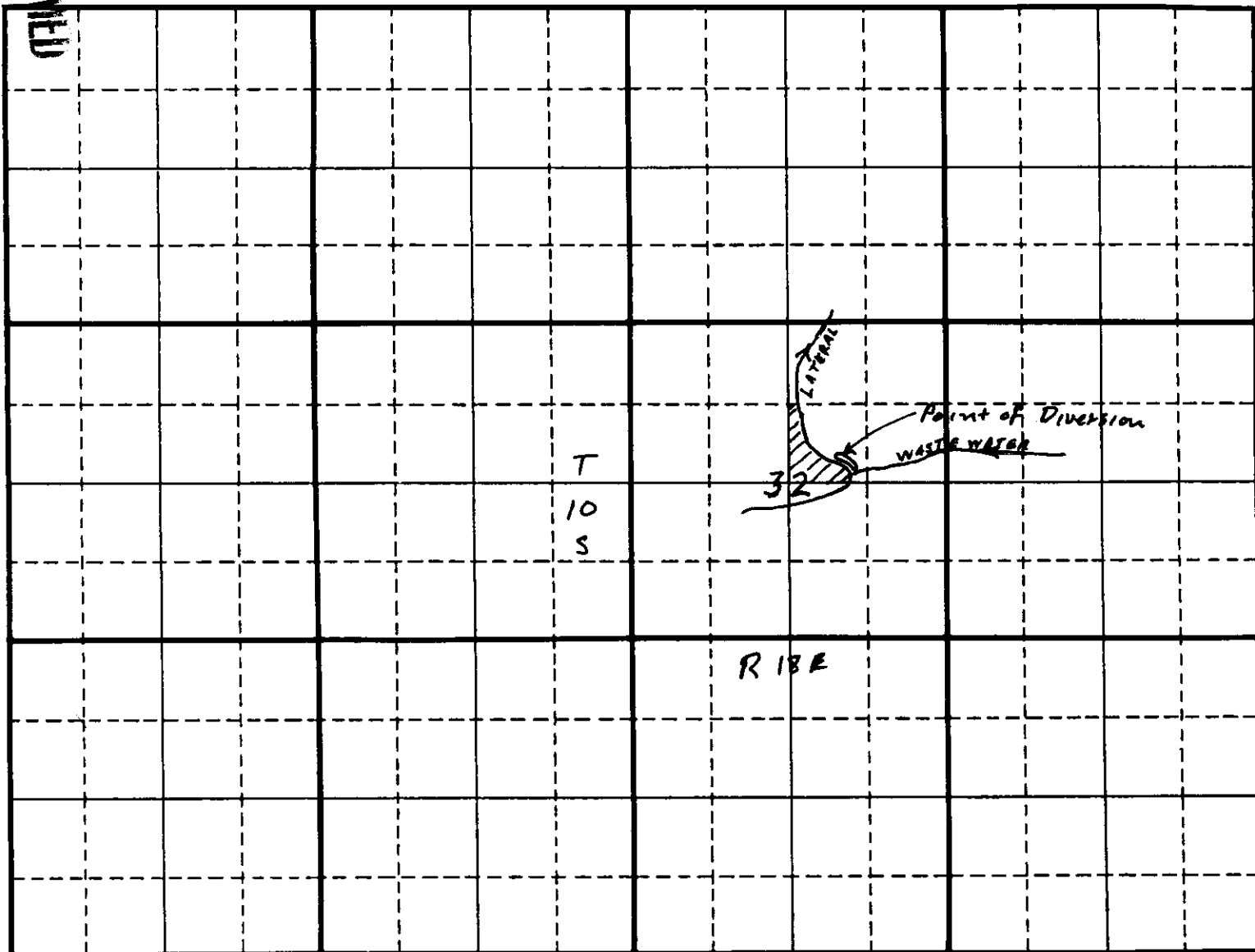
SCANNED

NOTE: Include here the type and number of stock watered: JAN 24 2007

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

RECKUTILED

(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 affiant's knowledge.

Irwin Eilers
(Claimant)

Sworn to before me this 29th day of December, 1980.

Loren O. Hulme
Notary Public
Residing at Twin Falls

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by <u>LT</u>	Date <u>12-29-80</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>LT</u>	Date <u>1-12-81</u>		claimant by:	
\$ ~~20~~ 00 fee received by <u>LT</u>	Date <u>12-29-80</u> #16738			
Published in <u>Times News</u>				
Dates <u>1/69 + 2/5/81</u>				

Affidavit of Publication

Nº 10072

STATE OF IDAHO,
COUNTY OF TWIN FALLS } ss.

I, Linda Capps McBuire being first duly sworn upon
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

January 29, 1981, and ending with the issue dated
February 5, 1981.

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 competent jurisdiction within the state of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

FEB 9 1981

Department of Water Resources
Twin Falls District Office

Subscribed and sworn to before me on this

Linda Capps McBuire
February, 1981

5 day of

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

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

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

FEBRUARY 17, 1981

IRVIN EILERS
RT. 2
KIMBERLY

ID 83341

RE: Claim No. 47-4207

Dear Claimant:

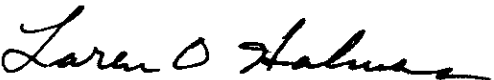
The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

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,


LOREN O. HOLMES
Southern Region Supervisor

Enclosure

SCANNED

JAN 29 2002

MICROFILMED

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:

42-4202-

EILERS, IRVIN

RT. 2, KIMBERLY, ID 83341

Source: WASTE WATER tributary to TWIN FALLS CANAL CO. LATERAL

Priority Date: 04/01/1968

Amount: 0.24 CFS

Diversion Point: SWNE Sec 32 T 10S R 18E, TWIN FALLS Co.

Use: IRRIGATION (0.24 CFS) from 03/15 to 11/15

Place of Use: SWNE Sec 32 T 10S R 18E FOR 12 ACRES

Diversion Means: POND & DITCH

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.

C. STEPHEN ALLRED

Director

Published 1/29 & 2/5/1981.

MICROFILMED

**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:

47-4207

EILERS, IRVIN
RT. 2, KIMBERLY, ID 83341
Source: WASTE WATER
tributary to TWIN FALLS
CANAL CO. LATERAL
Priority Date: 04/01/1968
Amount: 0.24 CFS
Diversion Point: SWNE Sec
32 T 10S R 18E, TWIN
FALLS Co.
Use: IRRIGATION (0.24 CFS)
from 03/15 to 11/15
Place of Use: SWNE Sec 32
T 10S R 18E FOR 12 ACRES
Diversion Means: POND &
DITCH

*de
meyer
1/31/81*

Copyright 1981

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES
Southern Region

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

JANUARY 16, 1981

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 FEBRUARY 16, 1981.

Yours truly,

Mary A. Hill
Secretary

Encl.

MICROFILMED