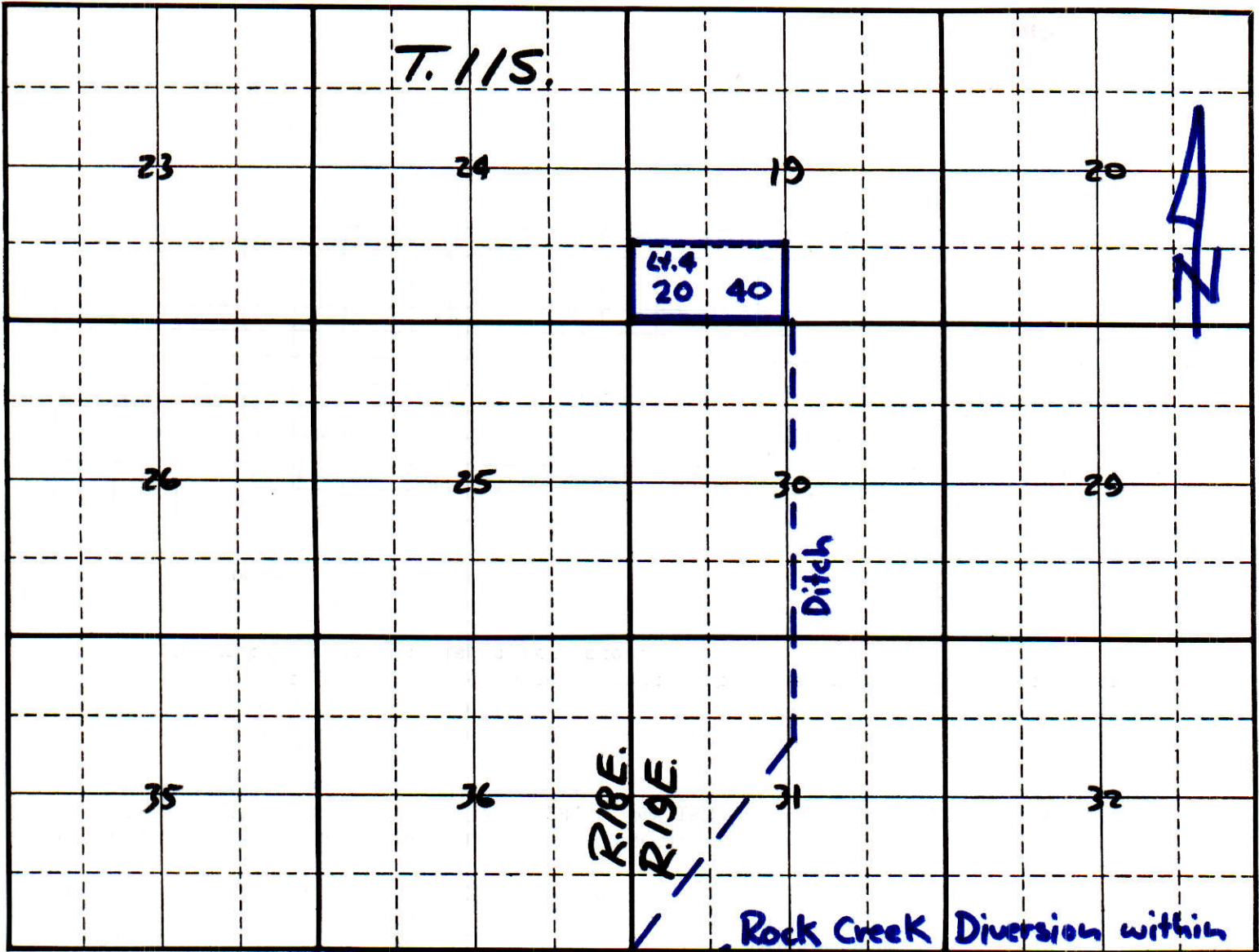


(8) Remarks _____



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.

A. Keith Rhodes
(Claimant)

Sworn to before me this 8th day of February, 1980.

Loren O Halmer
Notary Public
Residing at Twin Falls, ID

My commission expires Life

FOR DEPARTMENT USE ONLY			
Received by <u>ADM</u>	Date <u>2/8/80</u>	Exception filed by:	Forwarded to
Prelim. check by <u>ADM</u>	Date <u>2-11-80</u>		claimant by:
\$20.00 fee received by <u>ADM</u>	Date <u>2/8/80</u>	# <u>17099</u>	
Published in <u>Times News</u>		<u>None</u>	
Dates <u>3/6 & 3/13/80</u>			

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:

47-4150

RHODES, A. KEITH
RT. 1 BOX 390, HANSEN, ID
83334

Source: ROCK CREEK tribu-
tary to SNAKE RIVER

Priority Date: 03/15/1935

Amount: 0.80 CFS

Diversion Point: NWSW Sec
01 T 12S R 18E, TWIN
FALLS Co.

Use: IRRIGATION (0.80 CFS)
from 03/15 to 11/15

Place of Use: LOT 04
(SWSW) SESW Sec 19 T
11S R 19E FOR 60 ACRES

Diversion Means: CONC.
CHECK IN CREEK DE-
LIVERING TO 3 MILE
LONG EARTHEN 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
PUBLISH: Thursday, Mar. 6
and 13, 1980.

Affidavit of Publication

STATE OF IDAHO,

COUNTY OF TWIN FALLS }

ss.

Nº 9658

of
Series
3/21/80

I, Linda Capps McGuire being first duly sworn upon
oath, depose and say that I am Prinic 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
March 6, 1980, and ending with the issue dated
March 13, 1980.

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

Linda Capps McGuire
Subscribed and sworn to before me on this 17 day of

March, 1980
Melba Rawlett-Smith

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

MICROFILMED

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

FEB 2 1955

CLAIM TO A WATER RIGHT

Department of the Interior

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 A. Keith Rhodes

(Name of Claimant)

Route 1, Box 390, Hansen, Idaho, 83334

Telephone No. 423-5052

(Mailing Address)

(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) March 15, 1935

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)

Rock Creek via ditch tributary to Snake River

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

				(Both dates inclusive)	
	(cfs, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Mo., Day)		(Mo., Day)
Quantity	0.80 cfs	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) 0.80 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)

NW ¼ SW ¼, Sec. 1 Twp. 12S. 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. Concrete check in Rock Creek diverting to canal which delivers to earthen ditch which feeds into lands irrigated.

(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.

[illegible]

No. of acres 60

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

SCANNED

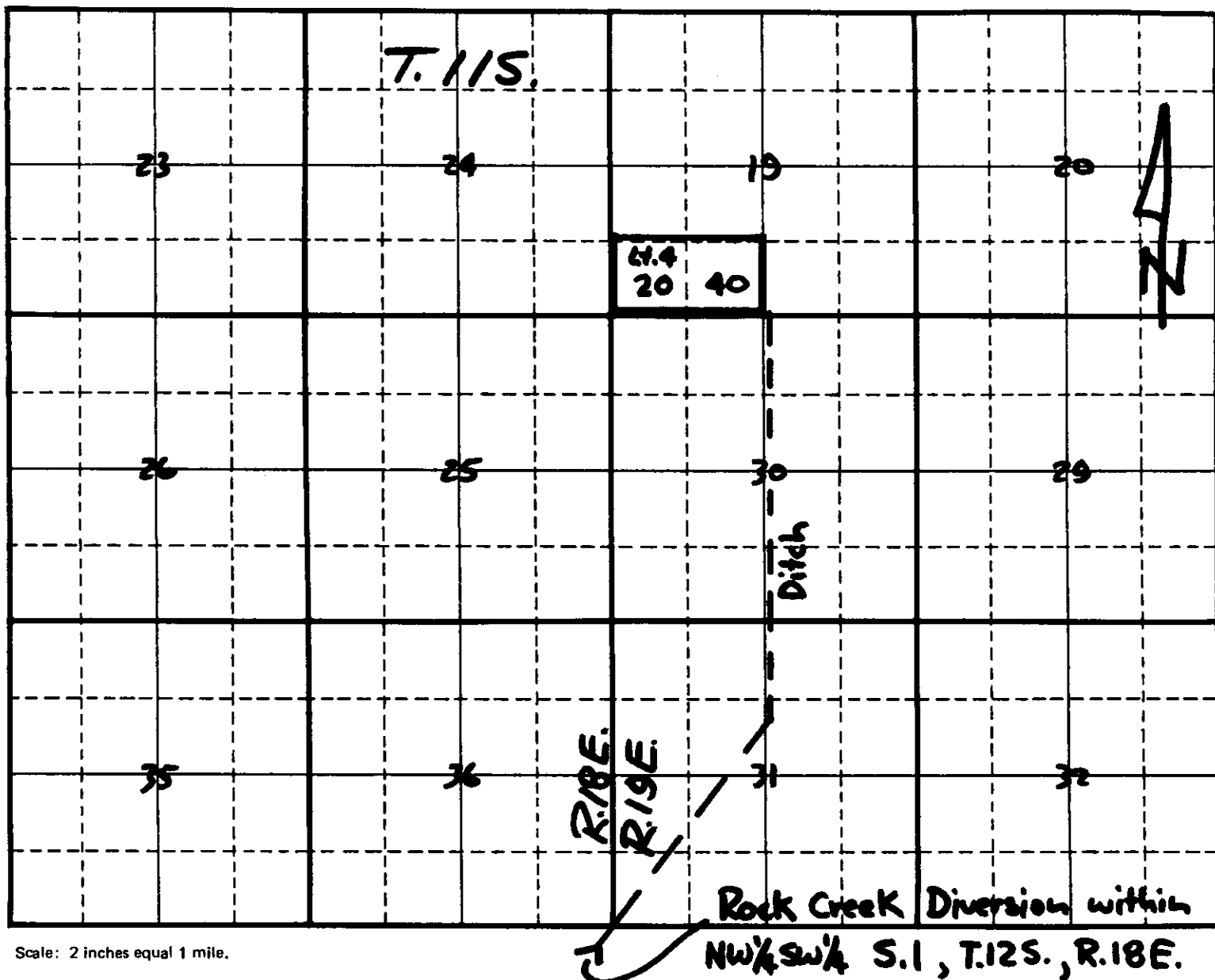
AN 12 2002

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:

WOLFE

(8) Remarks _____



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.

G. Keith Rhodes
(Claimant)

Sworn to before me this 8th day of February, 1980.

Loren O Halmer
Notary Public
Residing at Twin Falls, ID

My commission expires Life

FOR DEPARTMENT USE ONLY			
Received by <u>ADM</u>	Date <u>2/8/80</u>	Exception filed by:	Forwarded to
Prelim. check by <u>PA</u>	Date <u>2-11-80</u>		claimant by:
\$20.00 fee received by <u>ADM</u>	Date <u>2/8/80</u>	# <u>17099</u>	
Published in <u>Times News</u>		<u>None</u>	
Dates <u>3/6 & 2/13/80</u>			

Affidavit of Publication

No 9658

STATE OF IDAHO,
COUNTY OF TWIN FALLS } ss.

I, *Rinda Capps McGuire* 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

March 6, 19 *80*, and ending with the issue dated
March 13, 19 *80*.

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 at the head of the editorial column of said combined newspapers, and in each issue thereof,
of, Thursday is announced as the day on which said legal notices will be published.

Rinda Capps McGuire
Subscribed and sworn to before me on this *17* day

March, 19 *80*
Miller Rawlett-Smith

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

ok
Capps
2/21/80

MICROFILMED

IN THE MATTER OF:

A. Keith Rhodes }
Claim to A. Water Right }

AFFIDAVIT

State of Idaho }

County of Twin Falls }

I Charlotte W. ~~Charlotte~~ Crockett being first duly sworn,

deposes and says: I know from being associated with the water of
the stream of Rock Creek and with its use through the years I
have personal knowledge that any years there has been flood or
high water beyond the usual stream flow that is has gone out what
we call the East ditch and been used for the purpose of irrigation
on the farm now owned by Keith Rhodes. I have lived on the
ranches that the Rock Creek stream flows through since 1935. and
I am sure the high water was being sent east long before I
came to live in the area.

Charlotte W. Crockett
(signature)

Subscribed and sworn to before me this 4 day of February 19 80

Mary A. Hill
(notary public)

Residing at Twin Falls, Idaho 83301
My commission expires Life

MICROFILMED

IN THE MATTER OF:)
KEITH RHODES)
)
CLAIM TO A WATER RIGHT)
State of Idaho)
County of TWIN FALLS)

AFFIDAVIT

I Ed. KING being first duly sworn,
deposes and says: THE DITCH FOR THE KEITH RHODES
PROPERTY, AT ONE TIME CALLED THE ROXBACH
DITCH WAS CONSTRUCTED IN ABOUT 1892.
I HAVE PERSONAL KNOWLEDGE OF THE USE
OF THE WATER ON LANDS OWNED BY KEITH
RHODES SINCE 1938 AND THAT HIS FLOOD WATER
FROM ROCK CREEK HAVE TRADITIONALLY BEEN
USED ON THE KEITH RHODES PROPERTY, AND THIS
USE WAS ESTABLISHED SINCE 1892 WHEN THE
DITCH WAS CONSTRUCTED FROM ROCK CREEK

Ed. King
(signature)

Subscribed and sworn to before me this 4 day of February 19 80.

Lorraine J. Humphrey
(notary public)

Residing at Hansen, Idaho
My commission expires 12/26/82

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

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

MARCH 25, 1980

A. KEITH RHODES
RT. 1 BOX 390
HANSEN

ID 83334

RE: Claim No. 47-4150

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

JAN 28 2002

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

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

FEBRUARY 20, 1980

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 MARCH 24, 1980.

Yours truly,

Mary A. Hill
Secretary

Encl.

MICROFILMED

NL ICE 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.

C. STEPHEN ALLRED

Director

Published 3/6 & 3/13/80.

RECEIVED
MAR 13 1980
TWIN FALLS, IDAHO

RHODES, A. KEITH

RT. 1 BOX 390, HANSEN, ID 83334

Source: ROCK CREEK tributary to SNAKE RIVER

Priority Date: 03/15/1935

Amount: 0.80 CFS

Diversion Point: NWSW Sec 01 T 12S R 18E, TWIN FALLS Co.

Use: IRRIGATION (0.80 CFS) from 03/15 to 11/15

Place of Use: LOT 04 (SWSW) SESW Sec 19 T 11S R 19E FOR 60 ACRES

Diversion Means: CONC. CHECK IN CREEK DELIVERING TO 3 MILE LONG EARTHEN DITCH

**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:

47-4150

RHODES, A. KEITH
RT. 1 BOX 390, HANSEN, ID
83334

Source: ROCK CREEK tribu-
tary to SNAKE RIVER

Priority Date: 03/15/1935

Amount: 0.80 CFS

Diversion Point: NWSW Sec
01 T 12S R 18E, TWIN
FALLS Co.

Use: IRRIGATION (0.80 CFS)
from 03/15 to 11/15

Place of Use: LOT 04
(SWSW) SESW Sec 19 T
11S R 19E FOR 60 ACRES

Diversion Means: CONC.
CHECK IN CREEK DE-
LIVERING TO 3 MILE
LONG EARTHEN 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

PUBLISH: Thursday, Mar. 8
and 13, 1980.

OK
Lans
2/26/80