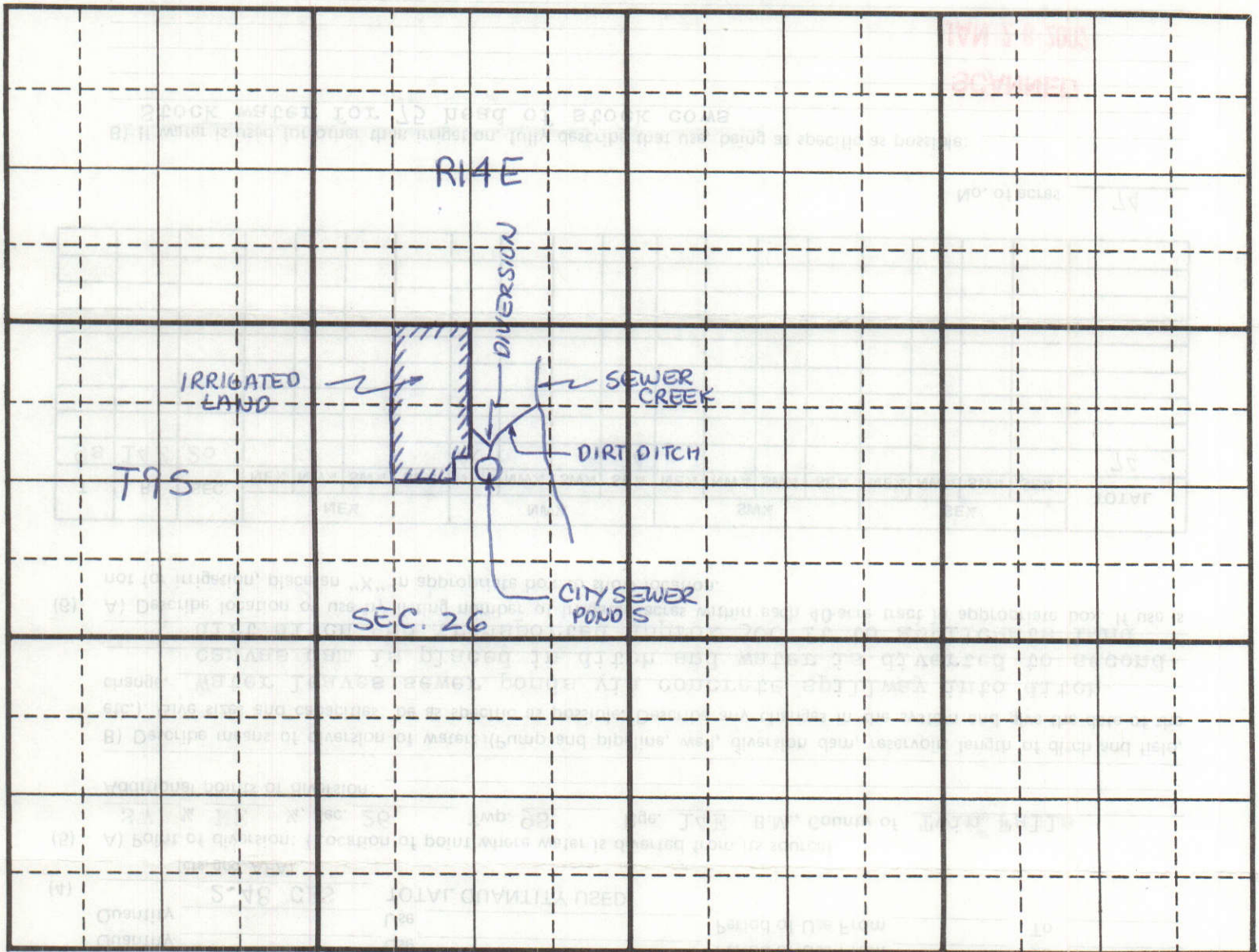


(8) Remarks



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

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.

Russell Lyon
(Claimant)

Sworn to before me this 29th day of March, 19 79.

Linda S. Wayford
Notary Public
Residing at Buhl, Idaho

My commission expires June 16, 1982

FOR DEPARTMENT USE ONLY

Received by maria Date 4-2-79 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by J. E. Stanton Date 4-2-79 # _____ claimant by: _____
\$20.00 fee received by maria Date 4-2-79 12746
Published in _____
Dates _____

**NOTICE OF CLAIMS
TO WATER RIGHTS**

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

47-4099

DALE M. WRIGHT
891 BRIARWOOD DRIVE, TWIN FALLS, ID 83301

Source: SALMON FALLS CREEK tributary to SNAKE RIVER

Priority Date: 08/01/1966

Amount: 8.20 CFS

Diversion Point: SENE Sec 20 T 10S R 13E, TWIN FALLS Co.

Use: IRRIGATION (8.20 CFS) from 03/15 to 11/15

Place of Use: LOT 01 (NENE) LOT 02 (NWNW) SWNE SENE LLOT 03 (NENW) SENW NESW SESE NWSE NWSE SWSE SESE Sec 05 T 10S R 13E KIT 01 (NENE) LOT 02 (NWNW) SWNE SENE LOT 03 (NENW) LOT 04 (NWNW) SWNW SENW NESW NWSW SWSW SESE NESE NWSE SWSE Sec 04 T 10S R 13E NWSE NWSE SWSE SESE Sec 32 T 09S R 13E FOR 1233 ACRES.

Diversion Means: PUMPS, PIPELINE, AND CANAL

47-4100

RUSSELL LYON
ROUTE 3, BUHL, ID 83316

Source: BUHL CITY SEWER LAGOONS tributary to UNNAMED STREAM

Priority Date: 05/01/1965

Amount: 1.48 CFS

Diversion Point: SWNE Sec 26 T 09S R 14E, TWIN FALLS Co.

Use: IRRIGATION (1.48 CFS) from 03/15 to 11/15

Place of Use: NENW SENW Sec 26 T 09S R 14E FOR 74 ACRES

Diversion Means: CANVAS DAM AND 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, Idaho 83301

C. STEPHEN ALLRED
Director

PUBLISH: Thursday April 19 and 26, 1979.

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF TWIN FALLS }

ss.

RECEIVED

Nº

82 J7

APR 30 1979

I, Nola L Laughlin being first duly sworn upon oath, depose and say that I am Principal 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 Thursdays, commencing with the issue dated April 19, 1979, and ending with the issue dated April 26, 1979.

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 26th day of April, 1979.

Caryne Jennings

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

RECEIVED

APR 2 1964

Dear Mr. [redacted] :

The [redacted] District Office

Notice is hereby given that Russell Lyon

(Name of Claimant)

Rt. 3 Buhl, Idaho

83316

Telephone No. 543-5507

(Mailing Address)

(Zip Code)

(1) Date of priority: (When was the water first applied to a beneficial use) ~~1964~~ May 1, 1965 *R. L.*

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

~~Buhl City Sewer Lagoons~~ tributary to ~~Unnamed Stream (Sewer 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, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>1.48 CFS</u>	Use	<u>Irrigation</u>	Period of Use From <u>Mar 15</u>	To <u>Nov 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)	1.48 CFS	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. 26 Twp. 9S Rge. 14E 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. Water leaves sewer ponds via concrete spillway into ditch

canvas dam is placed in ditch and water is diverted to second dirt ditch and transported approx 300 ft to applicants land

(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 74

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

SCANNED

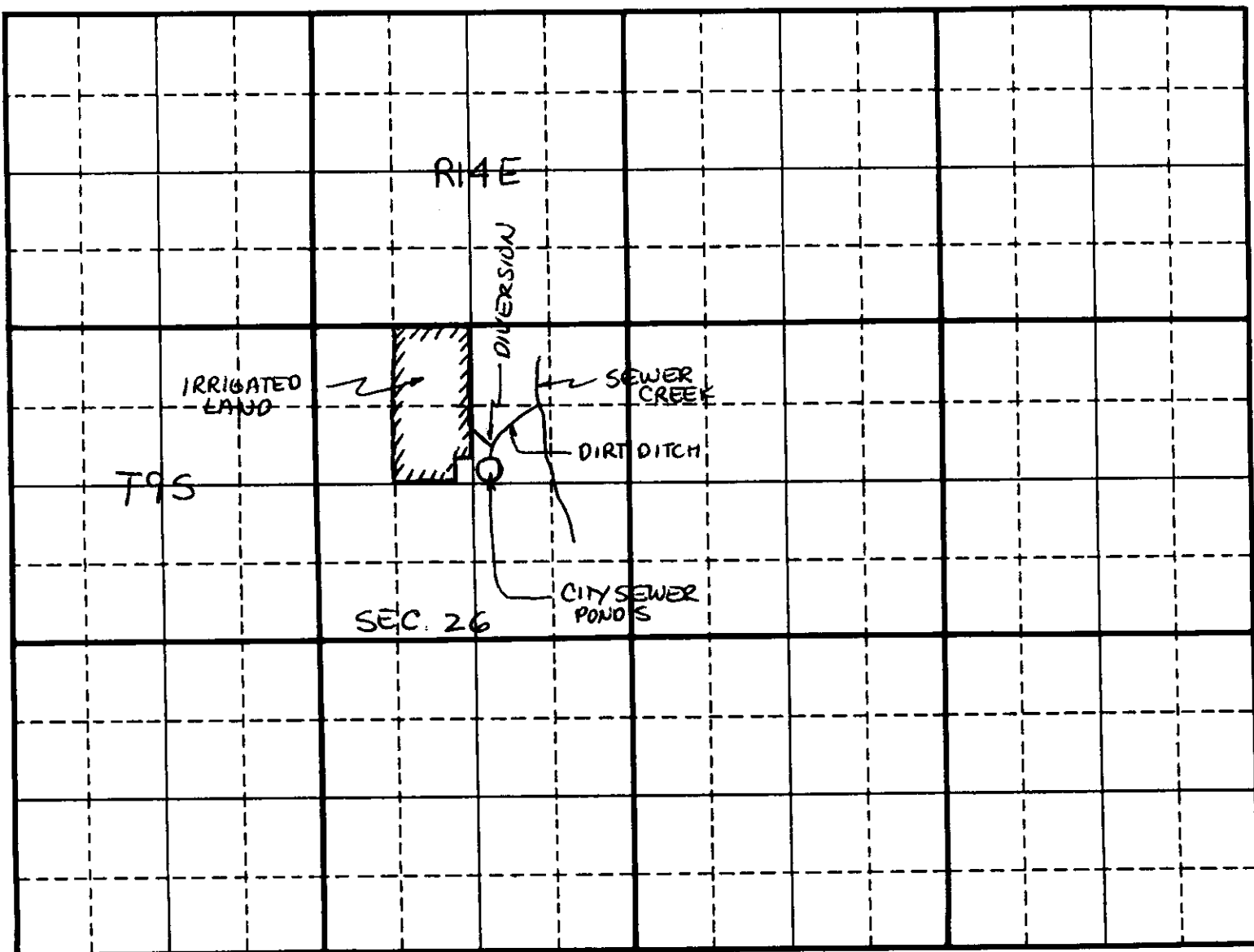
IAN 24 2002

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: _____

MICROFILMED

(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.

Sworn to before me this 29th day of March, 19 79.

Russell Lyon
(Claimant)

Linda S. Wingford
Notary Public
Residing at Buhl, Idaho

My commission expires June 16, 1982

FOR DEPARTMENT USE ONLY

Received by <u>marja</u>	Date <u>4-2-79</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>John Stanton</u>	Date <u>4-2-79</u>		claimant by:	
\$20.00 fee received by <u>marja</u>	Date <u>4-2-79</u>	<u>12746</u>		
Published in _____				
Dates _____				

Nº 82,7

85

Subscribed and sworn to before me on this 12th day of

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

REPORT OF THE COMMISSIONER

Notice is further given that the following
 claimed by said right(s) have been
 considered by diversion and application to
 [redacted]

47-4000

DALE M. WRIGHT
601 BRIARWOOD DRIVE, TWIN FALLS, ID
83301

Source: SALMON FALLS CREEK tributary to
Snake River

PIPERY BUREAU 08/01/1908

Amount: £2.50

Diversions Point: SENE Sec 20 T 103 R 10E,
TOWN FAIR & Co.

See: **PREPARATION** (8.20 CFB) from 08/10 to 11/10

FROM: LOT 11 (NENE LOT 12 OWNED
STATE) LOT 13 (NENE LOT 14 OWNED)

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED
DATE 11-14-2001 BY 60322 UCBAW

A. THE NITROGEN LOT BEHIND THE
 DRIVE LOT ON (DENV) LOT OF (DENV)
 B. THE NITROGEN LOT BEHIND THE
 DRIVE LOT ON (DENV) LOT OF (DENV)

SECRET

125 AL 125

Division Name: PUMPS, PIPELINE AND CANAL

4-4100

MURRELL LYON
ROUTE 1 BOX 1 DUNDAS

Source: **SEATTLE CITY SEWER LAGOONS**
WASTEWATER TREATMENT PLANT

Priority Date: 05/01/1995

1997

SWNE Sec 28 T 09S R 14E,

1.48 CFS) from 02/05 to

PHOTO: NEW SENW Soc. T. O. R.

DRUGS: CANVAS DAN AND BEN

SECRET

Department of Water Resources, 2000
Latah Blvd. North, Idaho Falls, ID 83402

C. STEINER

PURCHASE Thursday April 16 and SA. 1992.



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

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

C. Stephen Allred
Director

May 25, 1979

Russell Lyon
Route 3
Buhl, Idaho 83316

Re: Claim No. 47-4100

Dear Mr. Lyon:

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 can be of further assistance, please feel free to contact us.

Yours truly,

LOREN O. HOLMES
Southern Regional Supervisor

Enclosure

SCANNED
JAN 28 2002

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

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

C. Stephen Allred
Director

May 10, 1979

The Honorable Dale I. Christensen
Mayor of Buhl
Buhl, Idaho 83316

Re: Claim to a Water Right No. 47-4100 - Russell Lyon

Dear Mayor Christensen:

I am writing in regards to your letter of April 24, 1979, protesting claim No. 47-4100 by Russell Lyon.

On May 20, 1971, an Idaho law became effective which required anyone wishing to obtain a right to use surface waters of the state to first file an application for permit to appropriate water. Prior to 1971 a "Use Right" could be obtained by merely putting the water to beneficial use. A "Claim to a Water Right" is a notarized statement alleging right to water acquired in this manner.

Mr. Lyon has filed a claim to a water right, which in itself does not confirm his right to the water claimed. His claim will be kept as an affidavit on file with the Department and may be entered as evidence in court or at a hearing should a dispute arise. A license for the use of water based upon a claim is not issued as it is with an application for permit. The only way a claim can be clearly identified and established as a right is through an adjudication by District Court.

Due to the nature of a claim there are no provisions for accepting a protest against it. However, there is a provision for filing an "exception to a claim", which is a statement in affidavit form that something in the claim is believed to be incorrect. This exception would be filed with the claim as companion evidence should it ever be needed.

If you wish to file an exception to the claim there is no deadline set as the file will remain open until such time as it may be adjudicated.

I am enclosing a copy of the claim and a brochure explaining the water rights claim program.

If you have any questions please feel free to contact me.

Sincerely,

TERRY G. BLAU
Senior Water Resource Agent

TGB:marya

Encl:

RECEIVED

- MAYOR
Dale I. Christensen
- COUNCILMEN
Joe P. Fehrenbacher
Cecil C. Childs
Dale Thomsberry
Terry E. Lechner
- CITY CLERK
Frances L. McArthur
- CITY TREASURER
Lois Henderson
- CITY ATTORNEYS
Hepworth, Nungester
and Felton

CITY OF BUHL Twin Falls County IDAHO

Phone 208 543-5650

83316

April 24, 1979

RECEIVED

DEPARTMENT OF WATER RESOURCES
SOUTHERN REGIONAL OFFICE

Department of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301

Please consider this a formal protest against a water filing on Buhl City Sewer Lagoons, tributary to Unnamed Stream, number 47-4100 by Russell Lyon.

The Environmental Protection Agency has stated it will be necessary for the City of Buhl to discontinue discharging water from the lagoons. Therefore, a Wastewater Facility Plan is now underway. James M. Montgomery, Consulting Engineers, Inc. of Boise is the firm with whom we are working in Phase I of this plan. We feel no individual should have rights on waste water until a decision is reached in the study with EPA.

Sincerely,



Dale I. Christensen
Mayor

RECEIVED

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:

42-4100-

LYON, RUSSELL

ROUTE 3, BUHL, ID 83316

Source: BUHL CITY SEWER LAGOONS tributary to UNNAMED STREAM

Priority Date: 05/01/1965

Amount: 1.48 CFS

Diversion Point: SWNE Sec 26 T 09S R 14E, TWIN FALLS Co.

Use: IRRIGATION (1.48 CFS) from 03/15 to 11/15

Place of Use: NENW SENW Sec 26 T 09S R 14E FOR 74 ACRES

Diversion Means: CANVAS DAM AND 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 4/19 & 4/26/79.

RECORDED

DEPARTMENT OF WATER RESOURCES
Southern Region

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

APRIL 6, 1979

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 MAY 7, 1979.

Yours truly,

Mary A. Hill
Secretary

Encl.

MICROFILMED

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: J. E. Stanton

Right Number 47-4100 Applicant Russell Lyon

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. 4-30-79
- ☒ Claim published correctly.
- ☐ Exceptions processed.

By _____ Date _____

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By J. E. Stanton Date 6/1/79

RECORDED
INDEXED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

SOUTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

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

April 9, 1979

Russell Lyon
Route 3
Buhl, Idaho 83316

Re: Claim to a Water Right No. 47-4100 - Rullell Lyon

Dear Mr. Lyon:

Enclosed is your receipt No. 12746 for check No. 92-274 in the amount of \$20.00 for the above referenced Claim to a Water Right, which was received in this office April 2, 1979.

If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,

Mary A. Hill
Secretary

for

Loren O. Holmes
Southern Region Supervisor

Encl:

MICROFILMED