

RECEIVED

NOV 03 2005

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

Department of Water Resources

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number A78-04002ADate Received 7/12/1988Receipt Number 1000353

78-12246

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Mike + Sherri Gizinski Phone (208) 628-3688Mailing Address Hc 75 Box 3558, New Meadows, ID Zip 836542. Date of Priority (Only one (1) per claim) 6/01/1898 ← same as 78-4002A3. Source of water supply (a) Big Elk Crk
which is tributary to (b) Little Salmon River4. a. Location of existing point of diversion is: Township 22N Range 01E Section 23,
NE 1/4 of SE 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of IDAHOAdditional points of diversion if any: None

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, 1/4 of _____ 1/4 of _____

1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.concrete headgate diverts water
into irrigation ditch from Big Elk. Then flowing to
T22N R01E SEC 23 NE 1/4 SE 1/4 SW 1/4
where flow passes on through lower pastures
heading to the confluence of the Salmon River
at T22N R1E SEC 27

SCANNED

NOV 07 2005

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 4/1 to 10/31 amount 20 or _____

For EIK Calving purposes from _____ to _____ amount _____ or _____

For Sub irrigation purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 20 (cfs) and/or (b) NA (acre feet)

8. Total consumptive use claimed is NA acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Game, EIK Calving area, waterfall (beauty, aesthetic value)

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>T22N</u>	<u>B1E</u>	<u>27</u>			<u>4/1</u>														

Total number of acres irrigated _____

11. In which county (ies) are lands listed above as place of use located? IDAHO

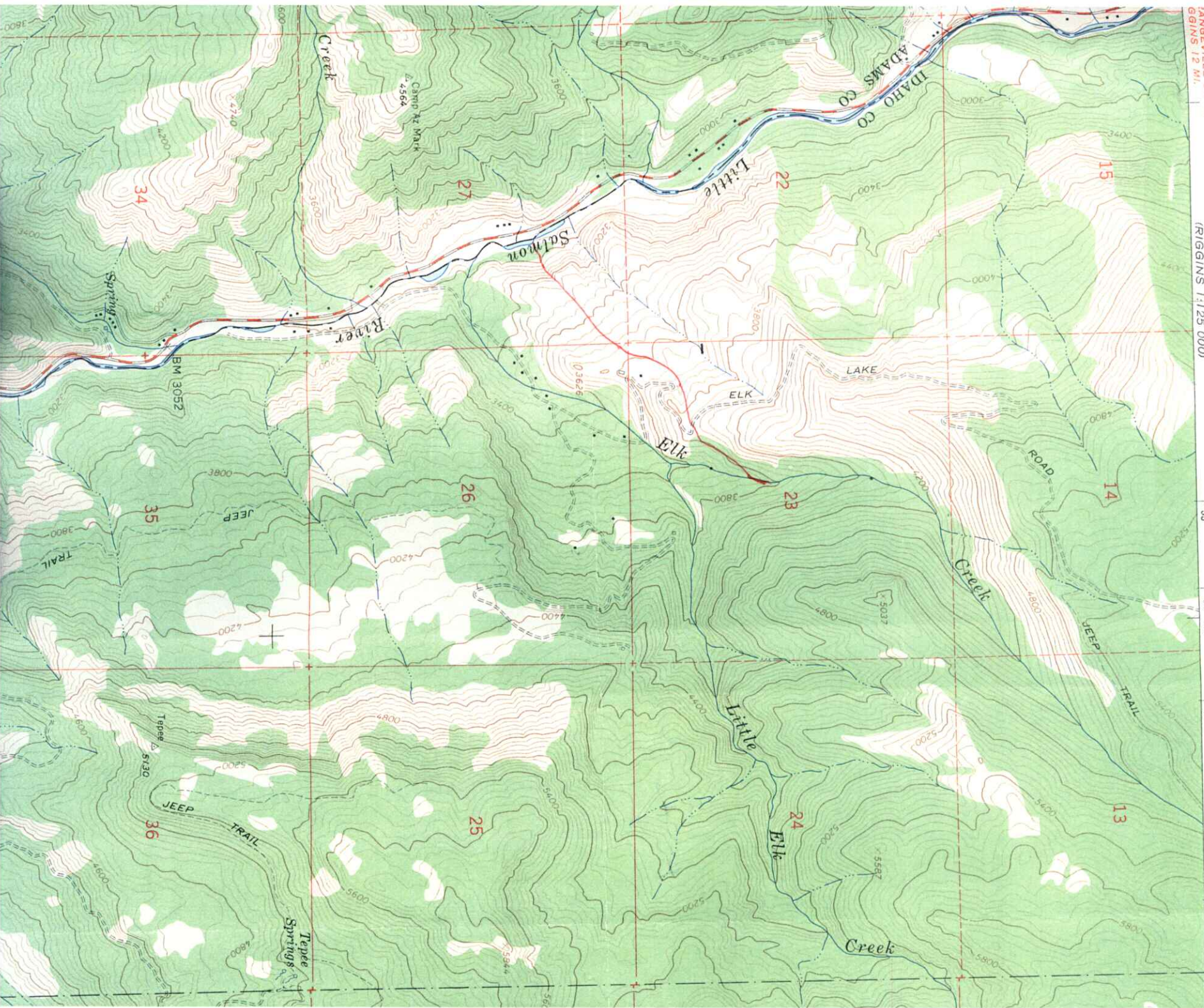
12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
None or None ()

14. Remarks: The water has been flowing consistently
from the Big EIK to the confluence of the
Salmon River.
We would like for this flow & the beauty of it
to never change

Last Name Gizinski Ident No. A78-04002A

Copies: White -State, Yellow-Claimant



NGEVILLE 64 MI.
GINS 12 MI.

(RIGGINS 1:125 000)

555

17'30"

556

557

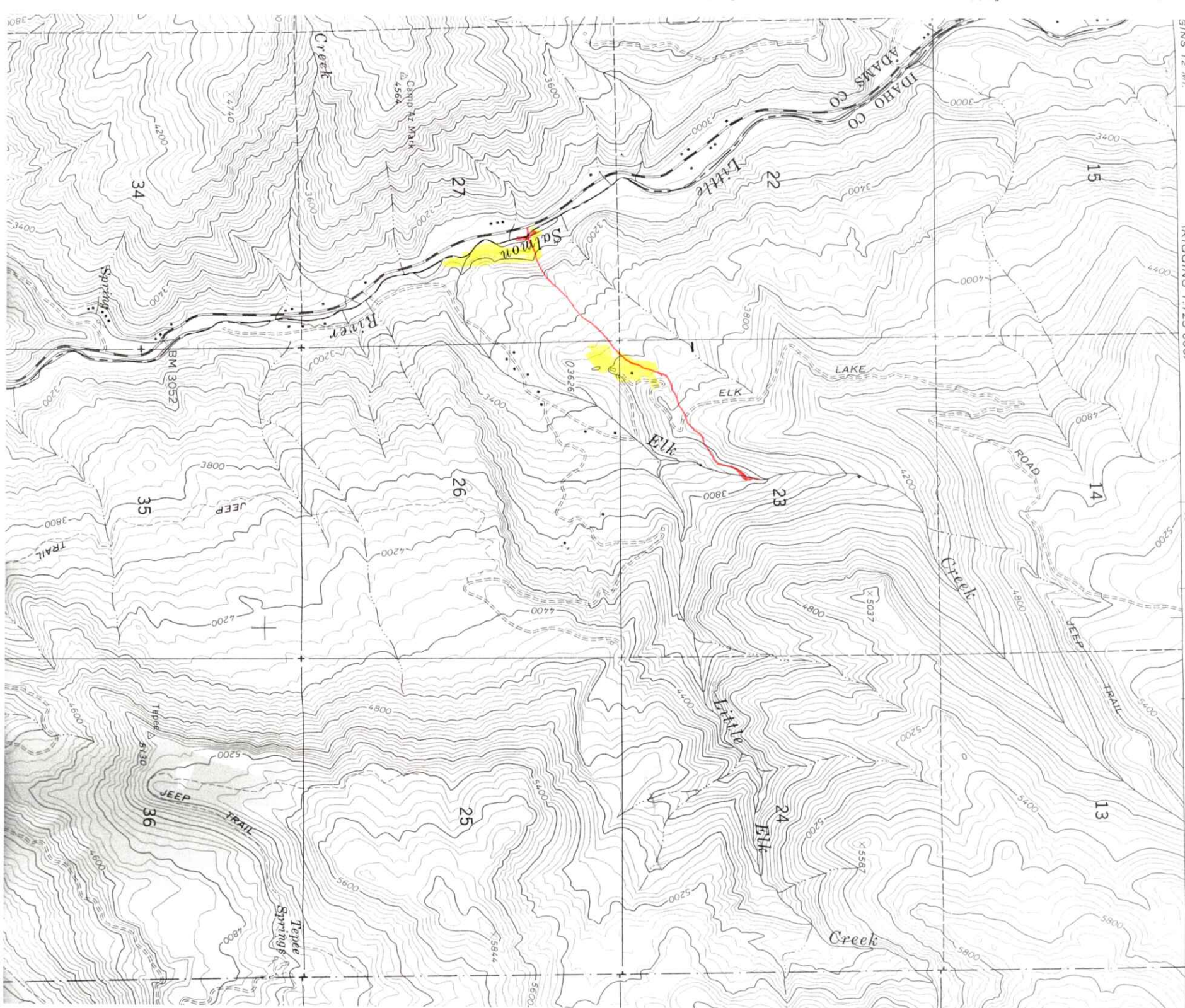
red line showing
water course from

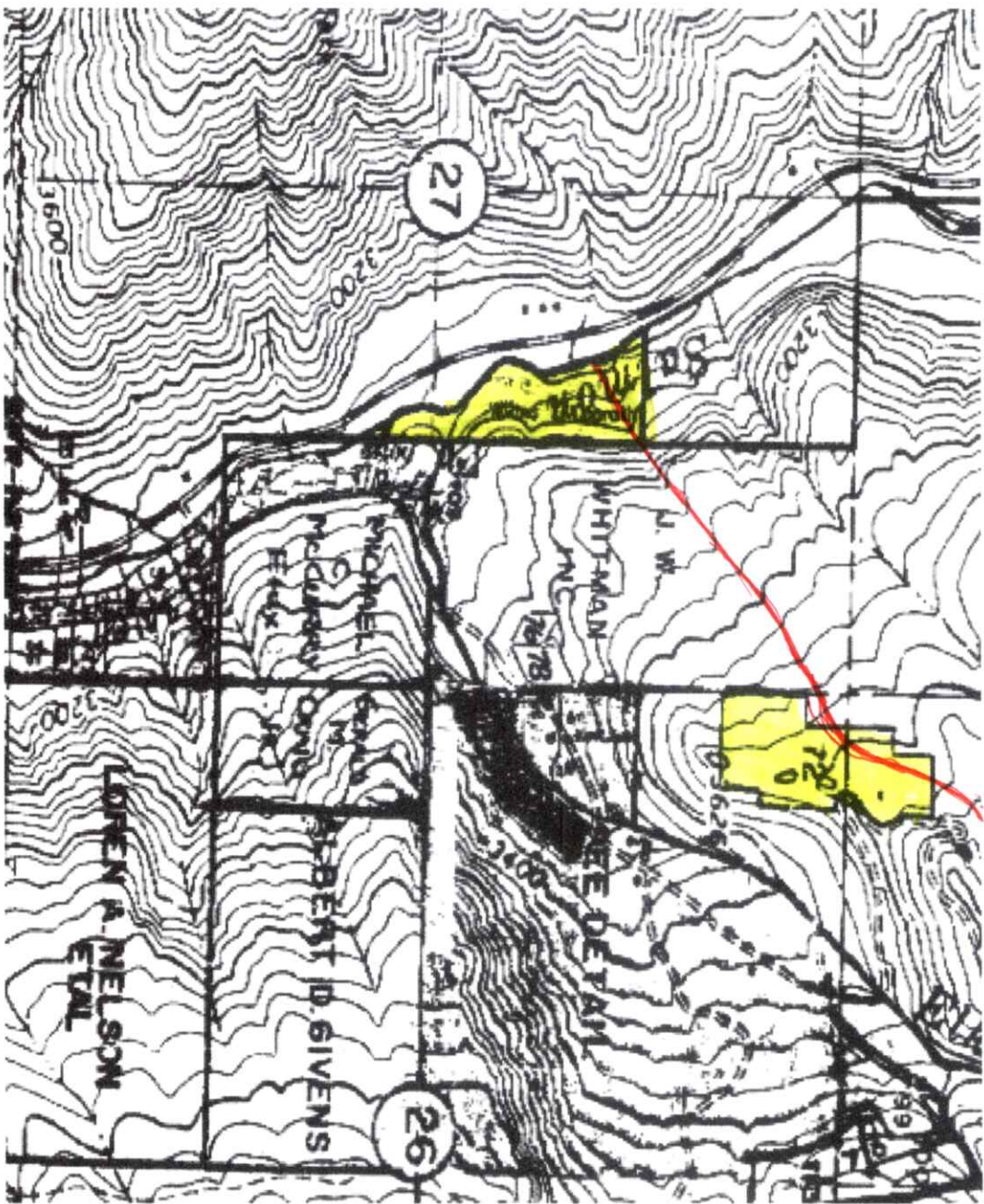
Big Elk to Little Salmon

INDIAN MI

7.5 MINUT

R 1 E R 2 E





15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number A 18-4002A
Court _____ Case Number 39576 Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)
(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled
"How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____
wish to receive and pay a small annual fee for monthly copies of the docket sheet.
Number of attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

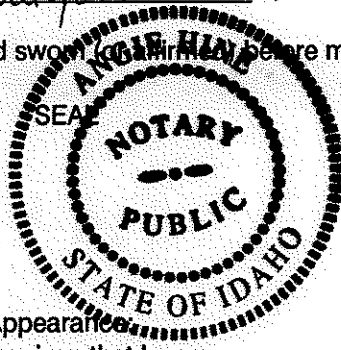
Signature of Claimant (s) [Signature] Date 11/2/05
[Signature] Date 11/2/05

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____
Title and Organization _____ Date _____

State of Idaho/or _____)
County of Canyon) SS.

Subscribed and sworn to before me this 2nd day of November 2005



Notary Public [Signature]
Residing at Nampa
My Commission Expires 10/14/09

Please Print Name _____

17. Notice of Appearance
Notice is hereby given that I, _____ will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature _____
Address _____
Date _____

Last Name GIZINSKI Ident. Number A78-04002A