

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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DEC 26 2006

CLAIM TO A WATER RIGHT

Department of Water Resources

Under the provisions of Section 42-243, *Idaho Code*, any person claiming a water right established by diversion and application of water to beneficial use must file a claim with the Department of Water Resources. **The filing of this claim does not confirm the water right claimed.** Water rights represented by a valid permit, license, decree, or previous claim are exempt from this requirement, as are uses of water for domestic purposes as defined in Section 42-111, *Idaho Code*. A filing fee must be submitted with this claim. See the instruction sheet to determine the appropriate fee.

Notice is hereby given that Samarita Water & Irrigation Company, Inc. David Reel, President
(Name of Claimant)
5176 South 4400 West, Malad, Idaho, 83252 Telephone No: 208 766 2908
(Mailing Address) (Zip Code)

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

1. Date of Priority: (When the water was first applied to beneficial use) July 03, 1893
A claim is not acceptable for the use of surface water with a priority later than May 20, 1971. A claim is not acceptable for the use of ground water with a priority date later than March 25, 1963, unless the water is used for domestic purposes as defined in Section 42-111, *Idaho Code*.

2. Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Dry Pine Canyon Springs tributary to Samarita 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 or af)	(Irrigation, Domestic, Stock, Etc.)	(Both dates inclusive) (MM/DD) (MM/DD)
Quantity <u>2.0 cfs</u>	Use <u>Irrigation</u>	Period of Use From <u>04/01</u> to <u>10/31</u>
Quantity <u>101 cfs</u>	Use <u>Stock water</u>	Period of Use From <u>05/01</u> to <u>09/01</u>
Quantity _____	Use _____	Period of Use From _____ to _____
Quantity _____	Use _____	Period of Use From _____ to _____

4. _____ TOTAL QUANTITY USED.
(cfs or af)

5. A) Location of point of diversion is SW 1/4 of SE 1/4 of _____ Govt. Lot _____
Sec. 28 Township 15 South Range 35 East B.M., Oneida County; additional points of diversion, if any: _____

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch etc.). Give sizes and capacities. Be specific. Describe any changes in the system and give the date of the change.

Diversion at springs and 4 miles of open ditch used for irrigation

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6. A) Describe the place of use within each 40-acre tract in the appropriate box using the symbols listed below. If the use is for irrigation, describe the location by listing the number of irrigated acres within each 40-acre tract.
D - domestic, S - stockwater, M - municipal, C - Commercial, I - Industrial, X - other

Twp	Rge	Sec	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
15	35	14											20						20
15	35	23	35	20			5	25						(20)					105
15	35	24	40	40	40	40	40	40	40	40	40	40	30	40	40	40	40	40	630
15	35	25	40	10		5	35												90

TOTAL ACRES 845*

- B) If water is used for purposes other than irrigation, fully describe the use. Be specific.

Water is used for stockwater during grazing season.

NOTE: Include here the type and number of stock watered: Range cattle - 600 head

7. Remarks: Water is put into canal to help reduce salt content of canal water to all users below springs

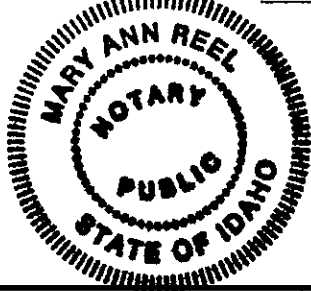
8. Map -- Attach an 8½"x11" map clearly identifying the point of diversion and the place of use by 40-acre subdivisions, section, township and range of the public land survey system. (A photocopy of a USGS 7½ minute topographic quadrangle map is preferred.) Attach an aerial photograph of the place of use if available.

State of Idaho)
County of Oneida) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the forgoing 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.

David Reel, President of Samaria Water & Irrigation Company
Claimant's Signature (and title if claim is for an organization)

Sworn to before me this 22 day of December, 2006.



Mary Ann Reel
Notary Public

Residing at: Oneida Co. Malad Id.

My commission expires: June 15, 2012

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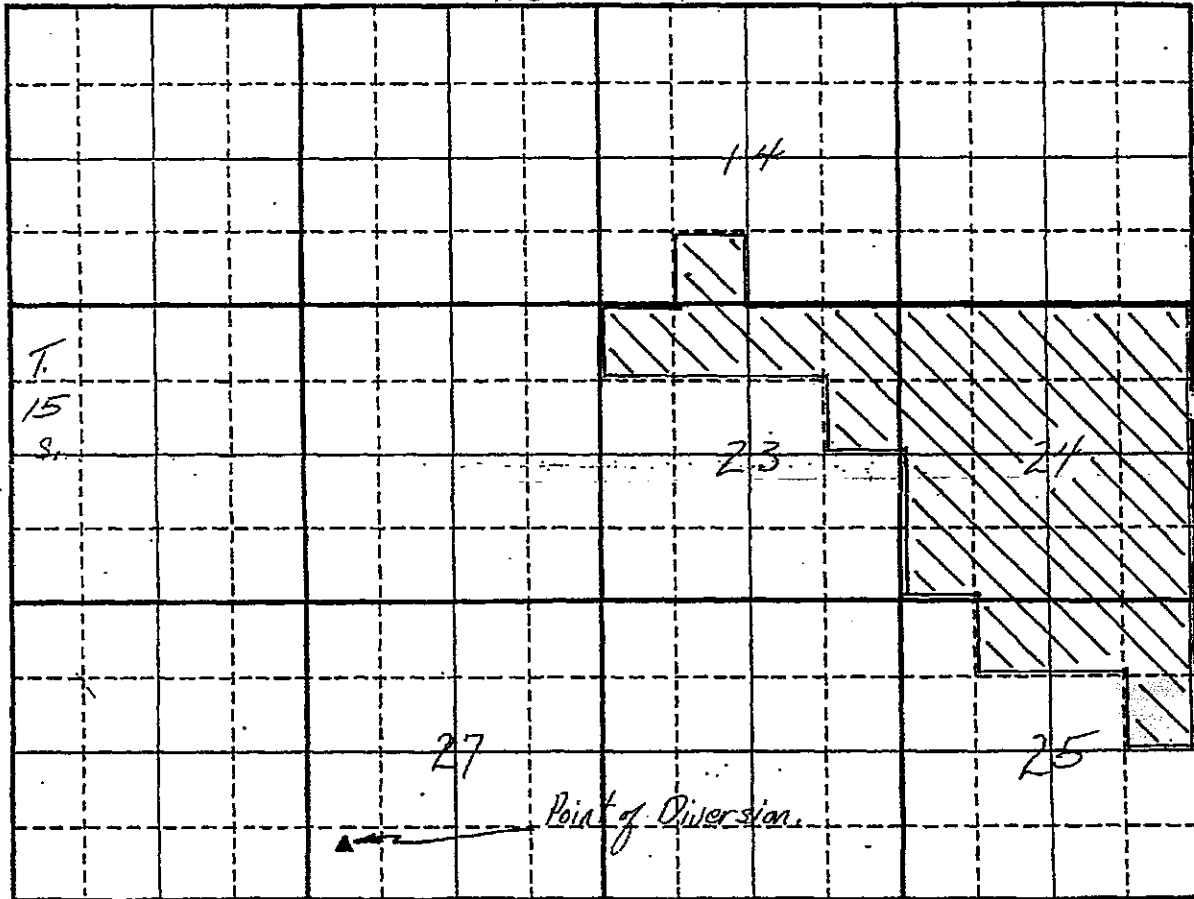
Received by _____ Date _____
Prelim. check by _____ Date _____
Fee _____ Receipt # _____
Receipt prepared by _____ Date _____

Published in _____
Publication dates _____
Publication checked by _____ Date _____
Exceptions filed by _____

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MAR 21 2007

(8) Remarks

R. 35 E.



Scale: 2 inches equal 1 mile.

* POU Amended per 1-25-2007 Correspondence. CR

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)

) ss.

County of ONEIDA)

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.

SAMARIA WATER & IRRIGATION CO.

David J. Smith President
(Claimant)

to before me this 16th day of December

19 80

Notary Public

Residing at Malad City, Idaho

My commission expires Life

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Received by FW Date 12/19/80 Exception filed by: _____
Printed check by J.K. Date 12-22-80 Forwarded to claimant by: _____
\$20.00 fee received by FW Date 12/22/80 # 16130
Published in Idaho Extension
Dates 1/2 & 7/15/81

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MAR 2 2007
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AUG 11 2008