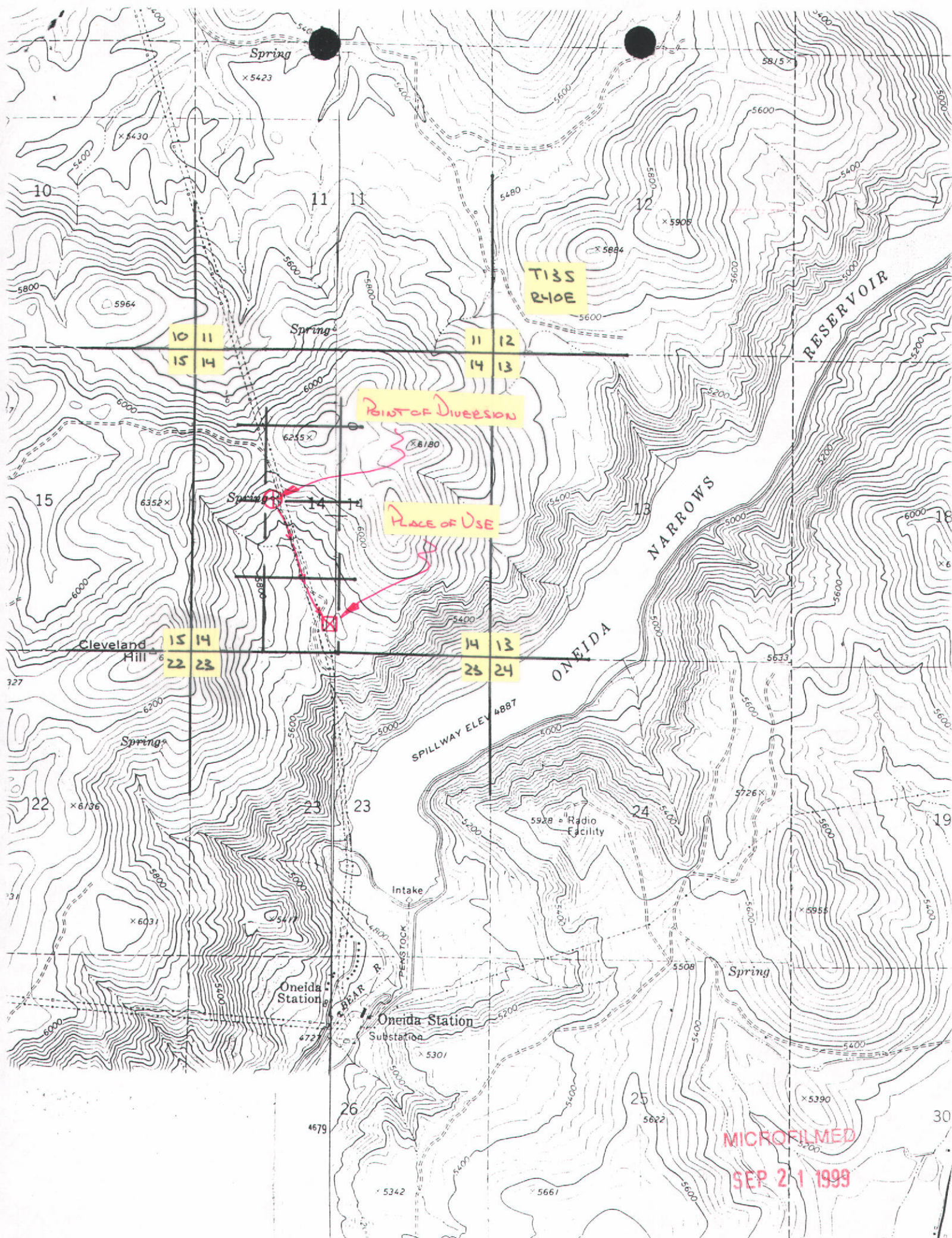




MICROFILMED
SEP 21 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED 60%

SEP 02 1999

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 High Desert Enterprises, LLP

(Name of Claimant)

12292 North Highway 34, Preston ID 83263

(Mailing Address)

Telephone No: (208) 852-1416

(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)
- 3-1-1927

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)

SPRINGtributary to SINK

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>0.04</u> <u>0.23 cfs</u>	Use <u>STOCKWATER</u>	Period of Use From <u>3-1</u> to <u>11-1</u>
Quantity _____	Use _____	Period of Use From _____ to _____
Quantity _____	Use _____	Period of Use From _____ to _____
Quantity _____	Use _____	Period of Use From _____ to _____

- 4.
- 0.23 cfs
- TOTAL QUANTITY USED.
-
- (cfs or af)

5. A) Location of point of diversion is
- SW
- $\frac{1}{4}$
- of
- SE
- $\frac{1}{4}$
- of
- NW
- $\frac{1}{4}$
- , Govt. Lot _____
-
- Sec.
- 14
- Township
- 13S
- Range
- 40E
- B.M.,
- FRANKLIN
- 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.

DEVELOPED SPRING AND MAINTAINED DITCH/PIPELINE TO STOCK
POND (~0.30 AC).

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SEP 2 1999

SEP 1 1966

My commission expires: 10/01/00 MICROFILMED

Residing at:

Notary Public

Sworn to before me this 22 day of _____

Claimant's Signature (and title if claim is for an organization)

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.

State of Ill.)
County of Franklin) ss.

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.

7. Remarks: Use not to exceed 13,000 gallons per day.

NOTE: Include here the type and number of stock watered:

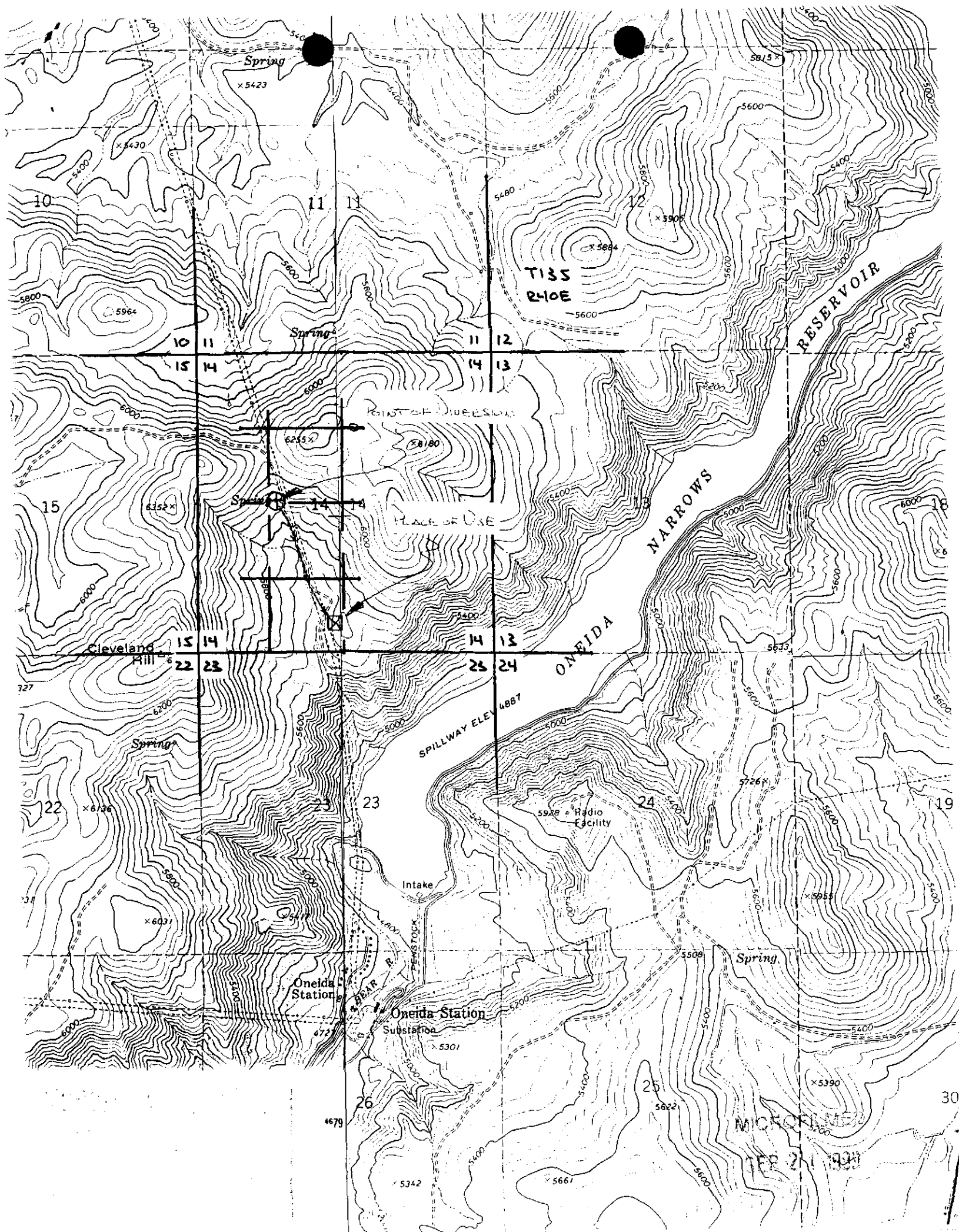
B) If water is used for purposes other than irrigation, fully describe the use. Be specific. RAVINE CATTLE - 1000 HD

TOTAL ACRES

[illegible]

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



Partners in High Desert Enterprises, LLC:

Terry Andrade

Chris Maisel

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SEP 21 1999

SEP 02 1999

Form 243a
11/78

Department of Water Resources

Distributed for Staffing

INITIAL

DATE

State of Idaho

Submitted for Advertising

Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Hef

Right Number

13 04345

Applicant

HIGH DESERT ENTERPRISES

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.
- ☐ W.D. _____

FINAL REGIONAL PROCESSING REVIEW:

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

By Hef

Date

8-31-99

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Let

Date

9-2-99



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
AUGUST 25, 1999 DIRECTOR

HIGH DESERT ENTERPRISES LLP
BOW VALLEY DEVELOPEMENT CORP.
12292 N HIGHWAY 34
PRESTON, ID 83263

Re: Claim No. 13-04263, 13-04342, 13-04343, 13-04344, and 13-04345

Dear Claimants(s):

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 the information or evidence added at any time. Please refer to the claim identification number when corresponding with the 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.

Sincerely,

RONALD D CARLSON
Eastern Region Manager

Enclosure

MICROFILMED
SEP 21 1999

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Franklin } ss.

J. WALTER ROSS

being duly sworn,

deposes and says:

That he is the PUBLISHER of THE PRESTON CITIZEN, a weekly newspaper published at Preston, in the County of Franklin and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Preston; that the advertisement, a copy of which is attached hereto, was published in said

newspaper once a week for 2 consecutive weeks in the regular and entire issue of said paper during the period of time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with

5-4, 19 99, and ending

with the issue of 8-11 19 99

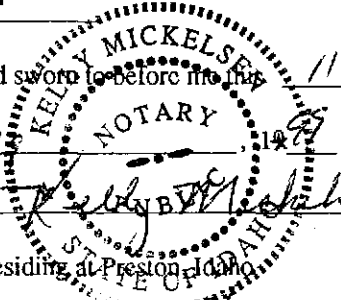
Fee \$ 168.00

Subscribed and sworn to before me this 11 day

of Aug 11 19 99

Notary Public, Residing at Preston, Idaho

My Commission Expires 8/14 19 2001



RECEIVED

AUG 27 1999

Department of Water Resources
Eastern Region

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SEP 21 1999

Public Notices

(Continued from page 7)

In: FRANKLIN County
T13S R40E S12 NENW

13-04342

HIGH DESERT ENTERPRISES
LLP
12292 N HIGHWAY 34
PRESTON, ID 83263

Source: SPRING
Tributary: SINKS

Diversion Pt: SENESE Sec 12 T 13S
R 40E in FRANKLIN County.

Use:
STOCKWATER (0.040 CFS)
Total Diversion: (0.040 CFS)

Claimed Priority: 3/1/1920

In: FRANKLIN County
T13S R40E S12 NESE

13-04343

HIGH DESERT ENTERPRISES
LLP
12292 N HIGHWAY 34
PRESTON, ID 83263

Source: SPRINGS

Tributary: SINKS

Diversion Pt: NWNESE Sec 11 T
13S R 40E in FRANKLIN County.

Use:
STOCKWATER (0.020 CFS)
Total Diversion: (0.020 CFS)

Claimed Priority: 3/1/1920

In: FRANKLIN County
T13S R40E S11 NESE

13-04344

HIGH DESERT ENTERPRISES
LLP
12292 N HIGHWAY 34
PRESTON, ID 83263

Source: SPRING
Tributary: SINKS

Diversion Pt: SWNWNW Sec 14 T
13S R 40E in FRANKLIN County.

Use:
STOCKWATER (0.040 CFS)
Total Diversion: (0.040 CFS)

Claimed Priority: 3/1/1920

In: FRANKLIN County

T13S R40E S14 NWNW

13-04345

HIGH DESERT ENTERPRISES
LLP
12292 N HIGHWAY 34
PRESTON, ID 83263

Source: SPRING
Tributary: SINKS

Diversion Pt: SWSENE Sec 14 T
13S R 40E in FRANKLIN County.

Use:
STOCKWATER (0.040 CFS)
Total Diversion: (0.040 CFS)

Claimed Priority: 3/1/1927

In: FRANKLIN County
T13S R40E S14 SESW

Exceptions to a claim may be
filed with the Department of Water
Resources, Eastern Region, 900
N. Skyline Dr., Ste. A, Idaho Falls,
ID 83402, together with an excep-
tion fee of \$25.00.

KARL J. DREHER, Director
Legal No. 4861 - Publish Aug.
4 and 11, 1999.

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SEP 21 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

July 28, 1999

HIGH DESERT ENTERPRISES LLP
12292 N HIGHWAY 34
PRESTON ID 83263

RE: Applications for Permit #13-07563, 13-07564, 13-07565, 13-07566, 13-07567, 13-07568,
13-07569, 13-07570, 13-07571, 13-07572, 13-07573, and 13-07574
Claims to a Water Right #13-04342, 13-04343, 13-04344, and 13-04345
Amended Claim to a Water Right # 13-04263

Dear Applicant:

This office is currently in the process of advertising the application in the Preston Citizen on August 5 and 12, 1999. The advertisement will be published once a week for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

Harold W. Jones
Water Right Supervisor

HWJ::sc

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SEP 21 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JULY 28, 1999

Legal Notices Department
THE PRESTON CITIZEN
P.O. BOX 472
PRESTON, ID 83263

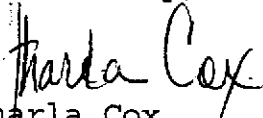
Dear Legal Dept.:

Enclosed you will find legal notices which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. 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 AUGUST 23, 1999.

Yours truly,


Sharla Cox
Senior Secretary

Encl.

*mailed
7/29/99
SC*

MAILED
SEP 2 1 1999

NOTICE OF CLAIMS TO WATER RIGHT

The Following claim(s) have been filed on water rights created
by diversion and beneficial use:

13-04345

HIGH DESERT ENTERPRISES LLP
12292 N HIGHWAY 34
PRESTON, ID 83263

Source: SPRING

Tributary: SINK

Diversion Pt: SWSENW Sec 14 T 13S R 40E in FRANKLIN County.

Use: STOCKWATER	(	0.040 CFS)
Total Diversion:	(	0.040 CFS)

Claimed Priority: 3/ 1/1927

In: FRANKLIN County
T13S R40E S14 SESW

Exceptions to a claim may be filed with the Department of
Water Resources, Eastern Region, 900 N Skyline Dr Ste A, Idaho
Falls Idaho 83402, together with an exception fee of \$25.00.

KARL J. DREHER, Director

Published: 8/5/1999 & 8/12/1999

NOT RECORDED

SEP 2 1 1999