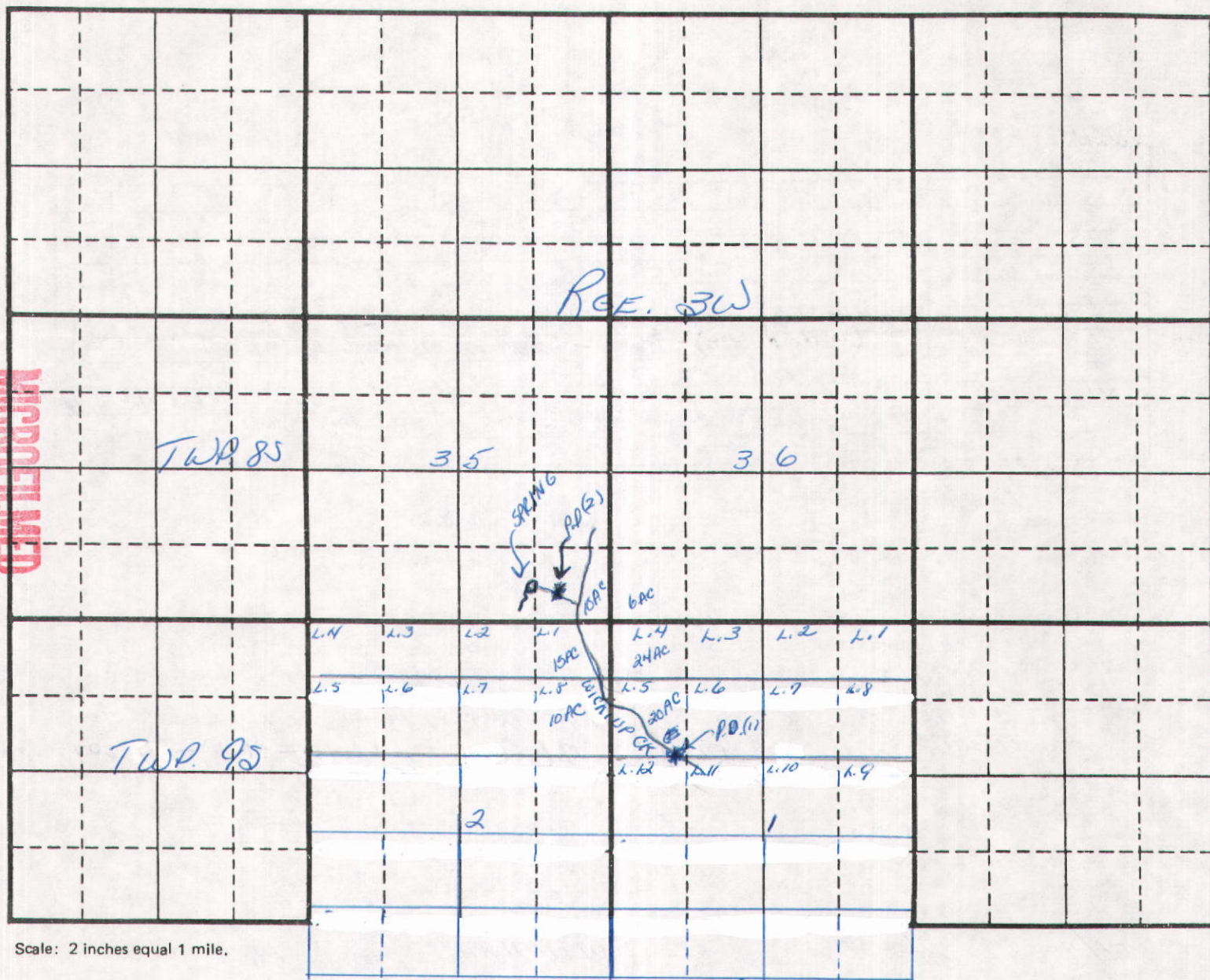


(8) Remarks _____



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 Ada) 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 29 day of June, 19 83.

George Bennett
(Claimant)

Nancy M. Hathway
Notary Public
Residing at Boise

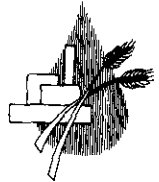
My commission expires Life

FOR DEPARTMENT USE ONLY

Received by JG Date 6/29/83 Exception filed by: _____ Forwarded to: _____ Date: _____
Prelim. check by JD Date 6/30/83 _____
\$30.00 fee received by JG Date 6/29/83 # 32224 _____
Published in Owyhee Nugget _____
Dates 7/28 + 8/4/83 _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT



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 GEORGE L. & FOR DONNA M. BENNETT
(Name of Claimant)
 Rt. 5, Box 274, GRANVIEW, ID 83624 Telephone No. 834-2398
(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) 1918

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)
(1) WICKIUP CR. tributary to JOSEPHINE CR

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed.
(2) SPRING WICKIUP CR.

Quantity	(cfs, af)	Use	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity <u>1.82</u>		Use <u>IRRIGATION</u>		Period of Use From <u>3/15</u>	To <u>11/15</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) 1.82 TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion. (Location of point where water is diverted from its source)
WICKIUP CR Lot 5 - (1000) - Sec 1 Twp. 9S Rge. 3W B.M., County of Owyhee
Additional points of diversion SE 1/4 SEC. 35, TWP. 8S, RGE. 3W, B.M. (SPRING)

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.
DITCHES & FLOOD IRRIGATION.

* (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

T	R	SEC.	NE%				NW%				SW%				SE%				TOTAL
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
8S	3W	35															10		10
		36										6							6
8S	3W	1	LOT 4 - 20 AC				LOT 5 - 20 AC (BOTH NW & SW)												44
		2	LOT 1 - 15 AC				LOT 8 - 10 AC (BOTH NE & SE)												25

No. of acres 94.85

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

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:

(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 Ada) 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 29 day of June, 19 83.

George Bennett
(Claimant)

Nancy M. Northway
Notary Public
Residing at Boise

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by <u>JG</u>	Date <u>6/29/83</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>JG</u>	Date <u>6/30/83</u>		claimant by:	
\$30.00 fee received by <u>JG</u>	Date <u>6/29/83</u>	<u>#32224</u>		
Published in <u>Owyhee Register</u>				
Dates <u>7/28 + 8/4/83</u>				

PROOF OF PUBLICATION

STATE OF IDAHO, County of Owyhee, s.s.

I, MICK HODGES, being first duly sworn, on oath says that he is the Publisher of the OWYHEE NUGGET, a newspaper of general circulation, published weekly by MICK HODGES, publisher and printer thereof, at Marsing, County of Owyhee, State of Idaho;

That the annexed notice was published in said newspaper once a week and every week for 2 consecutive weeks, the first publication being on the 27 day of July, 1983, and the last publication being on the 3 day of August, 1983;

That the said newspaper has been published continuously and uninterruptedly in said county during a period of more than seventy - eight consecutive weeks prior to the first publication of the attached notice.

Mick Hodges
PUBLISHER

Subscribed and sworn to before me this 3 day of

August, 1983.

Kyle Hodges
NOTARY PUBLIC

My commission expires 3-86

(SEAL)

RECEIVED
AUG 1983

Department of Water Resources
Western Regional Office

NOTICE OF CLAIMS TO WATER RIGHTS

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

55-4121

BENNETT, GEORGE L. &/or DONNA M.
RT. B BOX 271, GRAND VIEW, ID 83624

Source: HURRYBACK CREEK trib. to OWYHEE RIVER

Priority Date: 03/15/1932

Diversion Pt: NENW Sec 36 T 09S R 03W

Use: IRRIGATION (1.40 CFS)
In: NENW NWNW SWNW SENW Sec 36 T 09S R 03W FOR 70 ACRES

55-4122

BENNETT, GEORGE L. &/or DONNA M.
RT. B BOX 271, GRAND VIEW, ID 83624

Source: WICKIUP CREEK trib. to JOSEPHINE CREEK SPRING trib. to WICKIUP CREEK

Priority Date: 03/15/1918

Diversion Pt: LOT 05 (NW NW) Sec 01 T 09S R 03W SESE Sec 35 T 08S R 03W

Use: IRRIGATION (1.82 CFS)
In: SESE Sec 35 T 08S R 03W

SWSW Sec 36 T 08S R 03W LOT 04 (NWNW) LOT 05 (NW NW) Sec 01 T 09S R 03W LOT 01 (NENE) LOT 08 (NENE) Sec 02 T 09S R 03W FOR 85 ACRES

57-4094

MURRAY, JAMES I. &/or JANET E.
P.O. BOX 598, HOMEDALE, ID 83628

Source: SPRING trib. to PARKINS DRAIN

Priority DATE: 01/01/1965

Diversion Pt: LOT 04 (NW NW) Sec 05 T 03N R 05W

Use: IRRIGATION (0.09 CFS) IRRIGATION STORAGE (1.0 AF)

IRRIGATION FROM STORAGE (1.0 AF)

STOCKWATER STORAGE (1.0 AF)

STOCKWATER FROM STORAGE (1.0 AF)

In: SWNW Sec 05 T 03N R 05W LOT 04 (NWNW) Sec 05 T 03N R 05W FOR 3 ACRES

57-4095

OSBORN, WALTER W. &/or ROBERTA A.

P.O. BOX 233, GRAND VIEW, ID 83624

Source: SPRING trib. to SNAKE RIVER

Priority Date: 01/01/1965

Diversion Pt: SESE Sec 16 T 05S R 03E

Use: IRRIGATION (0.30 CFS) STOCKWATER (0.02 CFS)

In: SESE Sec 16 T 05S R 03E FOR 8 ACRES

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, Western Region, Statehouse, Boise, Idaho 83720.

KEN DUNN, Dir.

Published in the Owyhee Nugget, Marsing, Owyhee County, Idaho, 7/27 & 8/3/83.

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: RS

Right Number 55-4122 Applicant BENNETT

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. 8/4/83
- ☒ Claim published correctly. owner request 7/28 + 8/4/83
201 # 32284
- ☒ Exceptions processed.

By DBS Date 10/24/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By DC Date 10-25-83

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

AUGUST 17, 1983

GEORGE L. BENNETT
DONNA M. BENNETT
RT. 8 BOX 271
GRAND VIEW

ID 83624

RE: Claim No. 55-4122

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,

DAVID B. SHAW
Western Region Supervisor

Enclosure

55-4122

BENNETT, GEORGE L. &/or DONNA M.

RT. 6 BOX 271, GRAND VIEW, ID 83624

Source: WICKIUP CREEK trib. to JOSEPHINE CREEK
SPRING trib. to WICKIUP CREEK

Priority Date: 03/15/1918

Diversion Pt. LOT 05 (NWNW) Sec 01 T 09S R 03W SESE Sec 35 T 08S R 03W

Use: IRRIGATION (1.82 CFS)

In: SESE Sec 35 T 08S R 03W SWSW Sec 36 T 08S R 03W LOT 04 (NWNW)
LOT 05 (NWNW) Sec 01 T 09S R 03W LOT 01 (NENE) LOT 08 (NENE)
Sec 02 T 09S R 03W FOR 85 ACRES