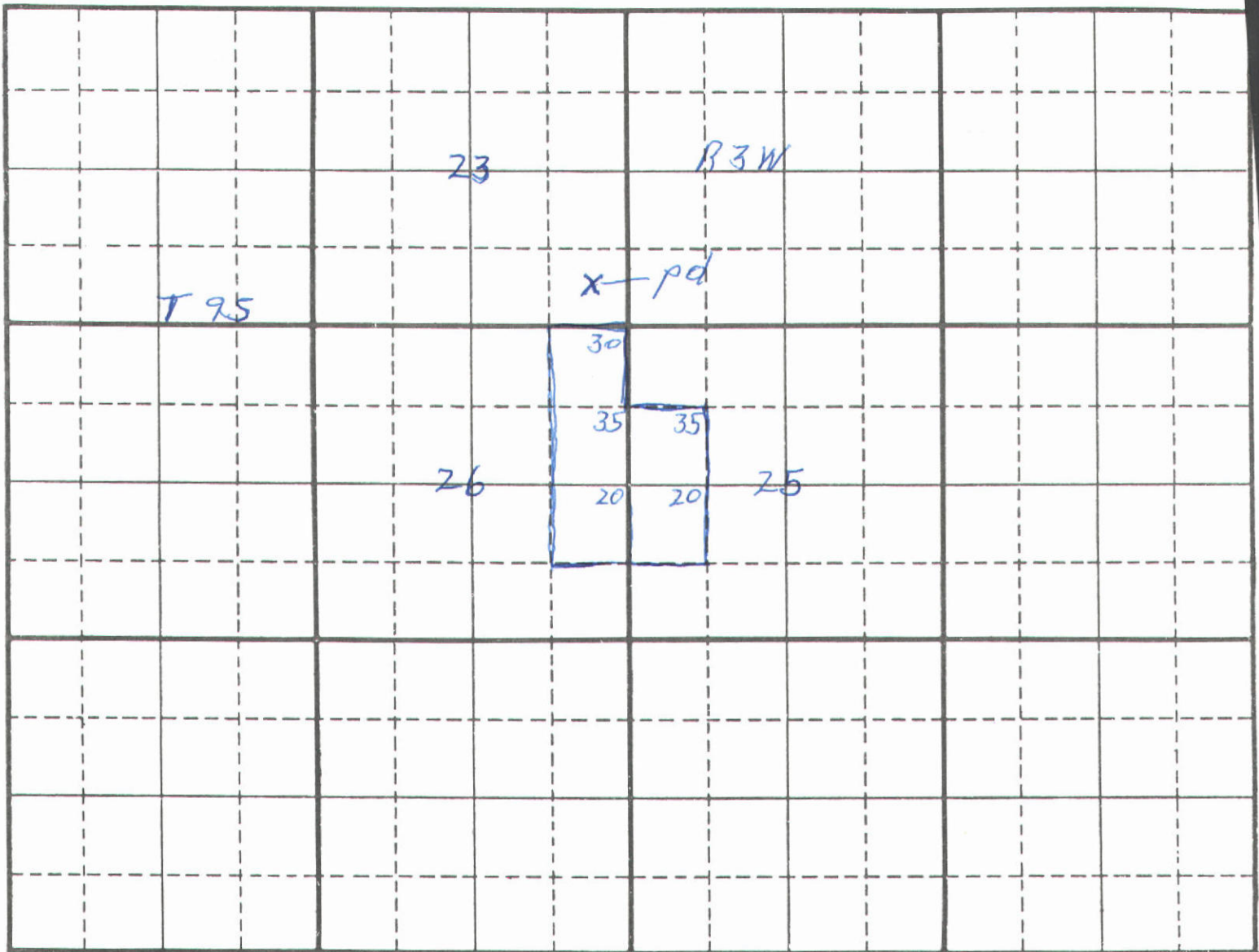


(8) Remarks _____



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 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.

Burghard W. Lurie
(Claimant) President

Sworn to before me this 24 day of March, 19 83.

Nancy M. Nathway
Notary Public
Residing at Boise

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by 6h5 Date 3/24/83 Exception filed by: _____ Fowarded to _____ Date _____
Prelim. check by jc Date 3/30/83 claimant by: _____
\$30.00 fee received by JP Date 3/24/83 # 27868
Published in Outlook _____
Dates 4/28 & 5/5/83 _____

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 BURGHARDT CO. (Name of Claimant)
Box 69, Grandview, ID 83624 (Mailing Address) Telephone No 834-2423 (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) 1940

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): Anne Valley Creek tributary to Hurry Back 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, af)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	<u>4.60cfs</u>	Use <u>irrigation</u>	Period of Use From <u>3/15</u>	To <u>11/15</u>
Quantity	<u>80 AF</u>	Use <u>storage for irrigation</u>	Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity	<u>80 AF</u>	Use <u>irrigation from stor.</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
(4)	<u>4.60cfs, 80AF</u>	TOTAL QUANTITY USED		
	(cfs, af)			

(5) A) Point of diversion (Location of point where water is diverted from its source): SE ¼ SE ¼, Sec 23 Twp 9S Rge 3W B M, County of Owyhee
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. Reservoir and gravity flow ditches

(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	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
9S	3W	26	30			35									20				85
		25						35				20							55

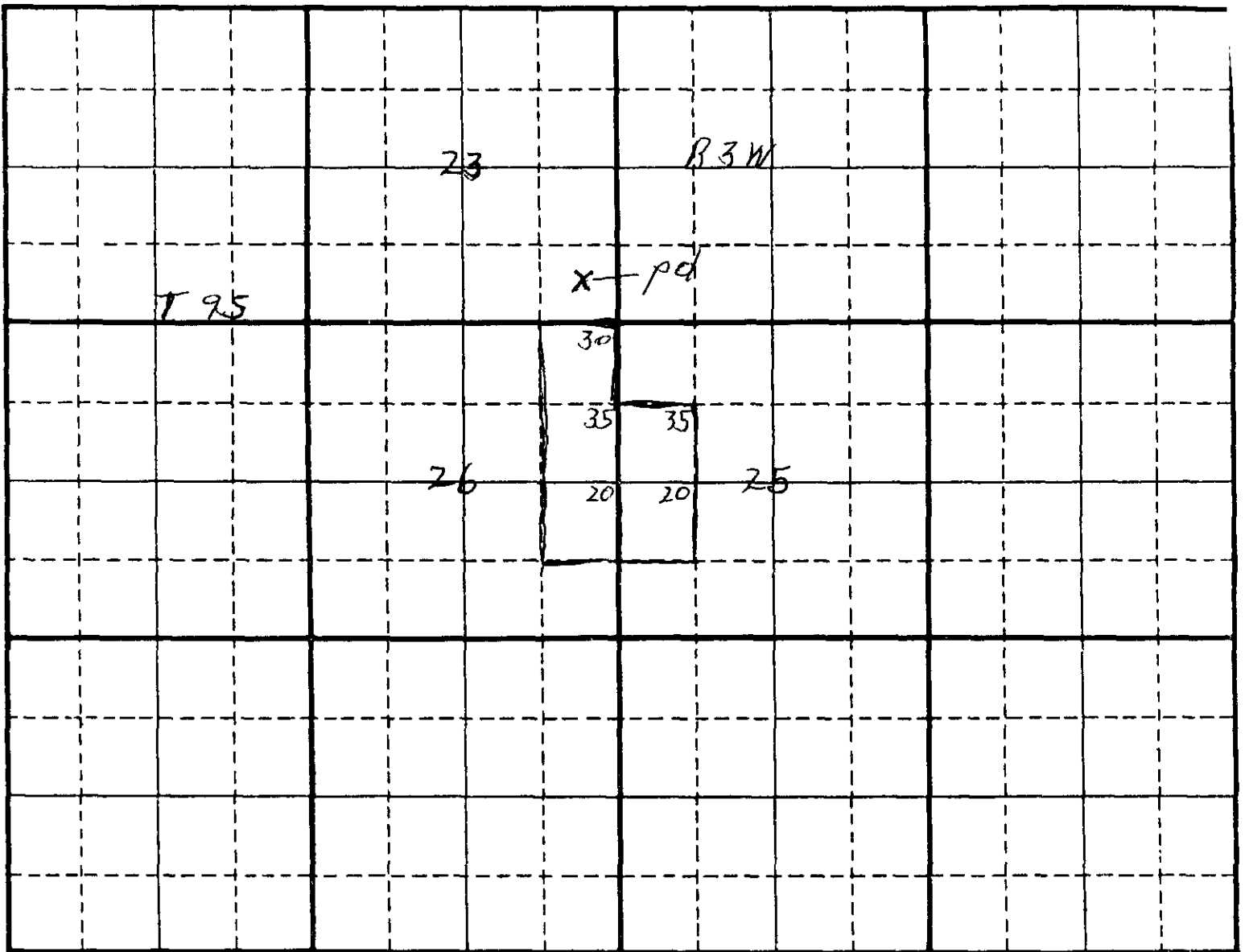
No. of acres 140

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 _____



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 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 24 day of March, 19 83.

Burghard D. Linnick
(Claimant) President

Nancy M. Northway
Notary Public
Residing at Boise

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by WHS Date 3/24/83 Exception filed by _____ Date _____
Preliminary work by jc Date 3/30/83
\$30.00 fee received by JP Date 3/24/83 # 27862
Published in Owyhee News
Dates 4/28 & 5/5/83

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~~3~~ consecutive weeks, the first publication being on the 27 day of April, 1983, and the last publication being on the 4 day of May, 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 4 day of

May, 1983.

Kyle L. Hodges
NOTARY PUBLIC

My commission expires 3-86

(SEAL)

MICK HODGES

Dep. of Water Resources
Western Region, Statehouse,
Boise, Idaho 83720.

NOTICE OF CLAIMS TO WATER RIGHTS

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

AMENDED

51-4006

DAVIS, LE ROY R.
P.O. BOX 121, BRUNEAU,
ID 83604

Source: GROUNDWATER
Priority Date: 03/01/1963
Diversion Pt: NWNW Sec 18 T
07S R 06E
Use: IRRIGATION (3 00 CFS)
In: NESE SESE Sec 12 T 07S
R 05E NENE Sec 13 T 07S R
05E SENW NESW NWSW
SWSW Sec 07 T 07S R 06E NW
NW Sec 18 T 07S R 06E FOR
320 ACRES

55-4103

BURGHARDT CO.
P.O. BOX 69, GRAND VIEW,
ID 83624

Source: HOUSE CREEK trib.
to NIP AND TUCK CREEK
NIP AND TUCK CREEK trib.
to DEEP CREEK
Priority Date: 03/15/1920
Diversion Pt: SWNE SENE
Sec 33 T 09S R 03W NESW Sec
34 T 09S R 03W
Use: IRRIGATION (4 60 CFS)
In: SWNW NESW NWSW
SESW SWSE Sec 34 T 09S R
03W NWNE SWNE NENW
Sec 03 T 10S R 03W FOR 230
ACRES

55-4104

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT.,
IDAHO STATE OFFICE, 3380
AMERICANA TERRACE,
BOISE, ID 83706

Source: OWYHEE RIVER,
WEST FORK trib. to OWY-
EE RIVER

Priority Date: 10/31/1967
Diversion Pt: NENW Sec 30 T
11S R 04W NENE Sec 25 T 11S
R 05W

Use: STOCKWATER (0.03
CFS)

WILDLIFE (0.02 CFS)
RECREATION (0.02 CFS)
In: NENW Sec 30 T 11S R 04W
NENE Sec 25 T 11S R 05W

55-4105 ✓ 38

BURGHARDT CO.
P.O. BOX 69, GRAND VIEW,
ID 83624

Source: ANNE VALLEY
CREEK trib. to HURRY
BACK CREEK

Priority Date: 01/01/1940
Diversion Pt: SESE Sec 23 T
09S R 03W

Use: IRRIGATION (4.60 CFS)
IRRIGATION STORAGE
(80.0 AF)

IRRIGATION FROM STOR-
AGE (80 0 AF)
In: NENE SENE NESE Sec 26
T 09S R 03W SWNW NWSW
Sec 25 T 09S R 03W FOR 140
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 4/27 & 5/4/1983.

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: John J. [Signature]

Right Number

55-1105

Applicant

Bugherdt Co.

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. 5/9/83
- ☒ Claim published correctly. notice mailed 4/28 & 5/5, 83 301, 27608
- ☐ Exceptions processed.

By DBS

Date

5/19/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By RC

Date

5/25/83

RECEIVED
MAY 25 1983
Department of Water Resources

RECEIVED
MAY 25 1983
Department of Water Resources

RECEIVED
MAY 25 1983
Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
 Boise, Idaho 83720
 (208) 334-2190

MAY 18, 1983

Mr. D.
 BOX 64
 GRAND VIEW ID 83404

RE: Claim No. WS-4185

Dear Mr. D.:

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

MAILED
MAY 19 1983
IDAHO DEPT. OF WATER RESOURCES

P.O. BOX 69, GRAND VIEW, ID 83624

Priority Date. 01/01/1940

```
Use:  IRRIGATION      (4.60 CFS)
      IRRIGATION STORAGE (80.0 AF)
      IRRIGATION FROM STORAGE (80.0 AF)
```

SECRET