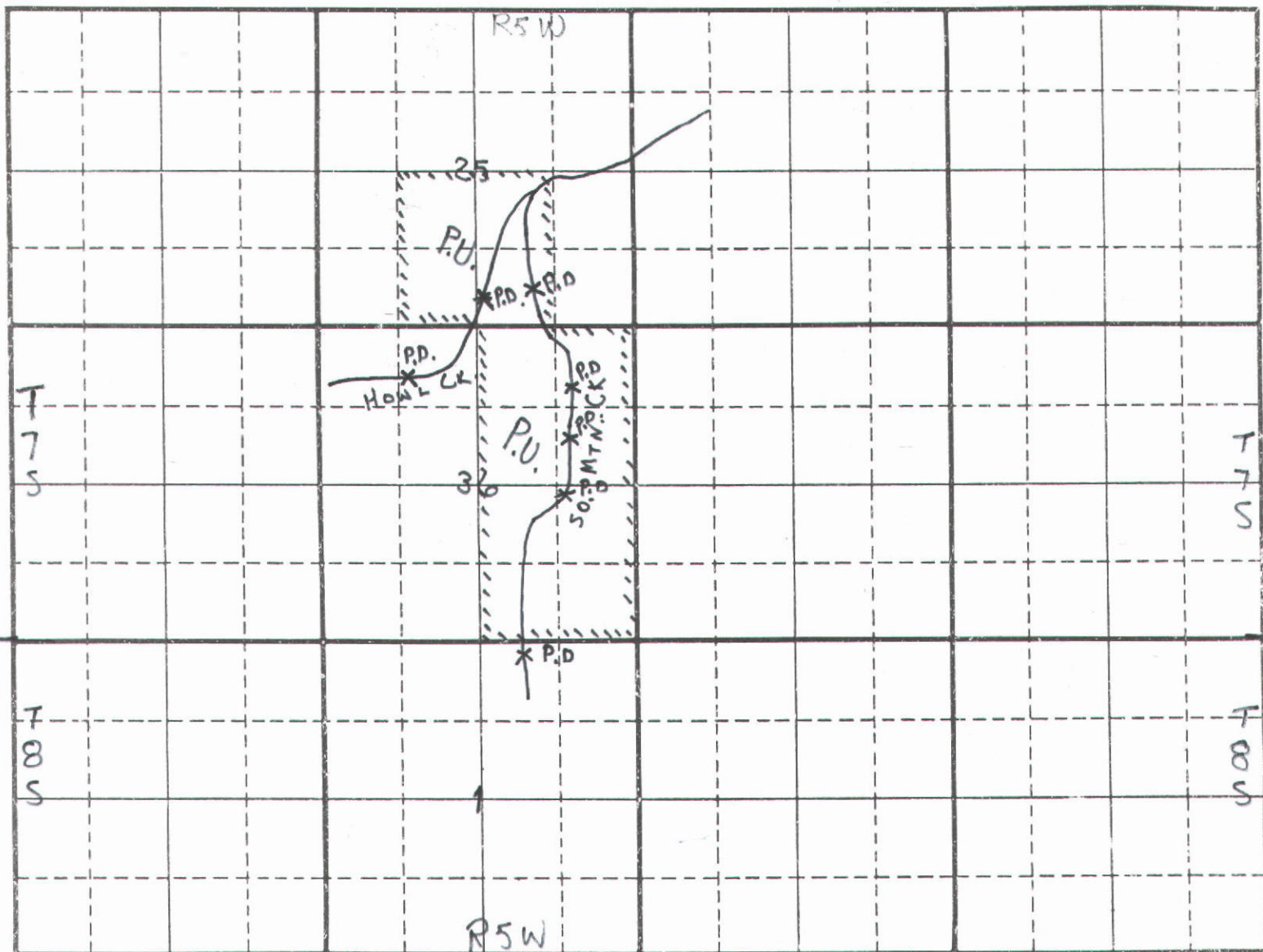


(8) Remarks _____



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.

Robert S MacKinsie
(Claimant)

Sworn to before me this 3 day of February, 1983.

Nancy M. Northway
Notary Public
Residing at Boise

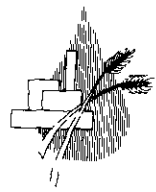
My commission expires Life

FOR DEPARTMENT USE ONLY

Received by [Signature] Date 2/3/83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by [Signature] Date 2/9/83 claimant by: _____
\$30.00 fee received by [Signature] Date 2/3/83 # 23168
Published in Owyhee Nugget
Dates 2/24 & 3/3/83

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 Robert S. &/or Karen F. MacKenzie
Box 125, Jordan Valley, OR 97910
(Mailing Address) (Name of Claimant) (Zip Code) Telephone No 583-2353

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) April 1, 1898

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) South Mountain Creek tributary to Boulder 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	3.64 Cfs.	Use	Irrigation	Period of Use From 4/1	To 11/1
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) 3.64 Cfs. TOTAL QUANTITY USED.

(5) A) Point of diversion (Location of point where water is diverted from its source) NE 1/4 NW 1/4, Sec 36 (Howl Crk.) T7S Rge 5W B.M., County of Owyhee
Additional points of diversion (So. Mtn. Crk.) NWNE S1 T8S R5W, NESE S36 T7S R5W, SENE S36 T7S R5W, NENE S36 T7S R5W, SWSE S25 T7S R5W.

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. Check dams in streams, with gravity ditches to places of use.

(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 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
7S	5W	25									24			20		16	37		97
7S	5W	36	22	24	2	1									10	3	8	9	85

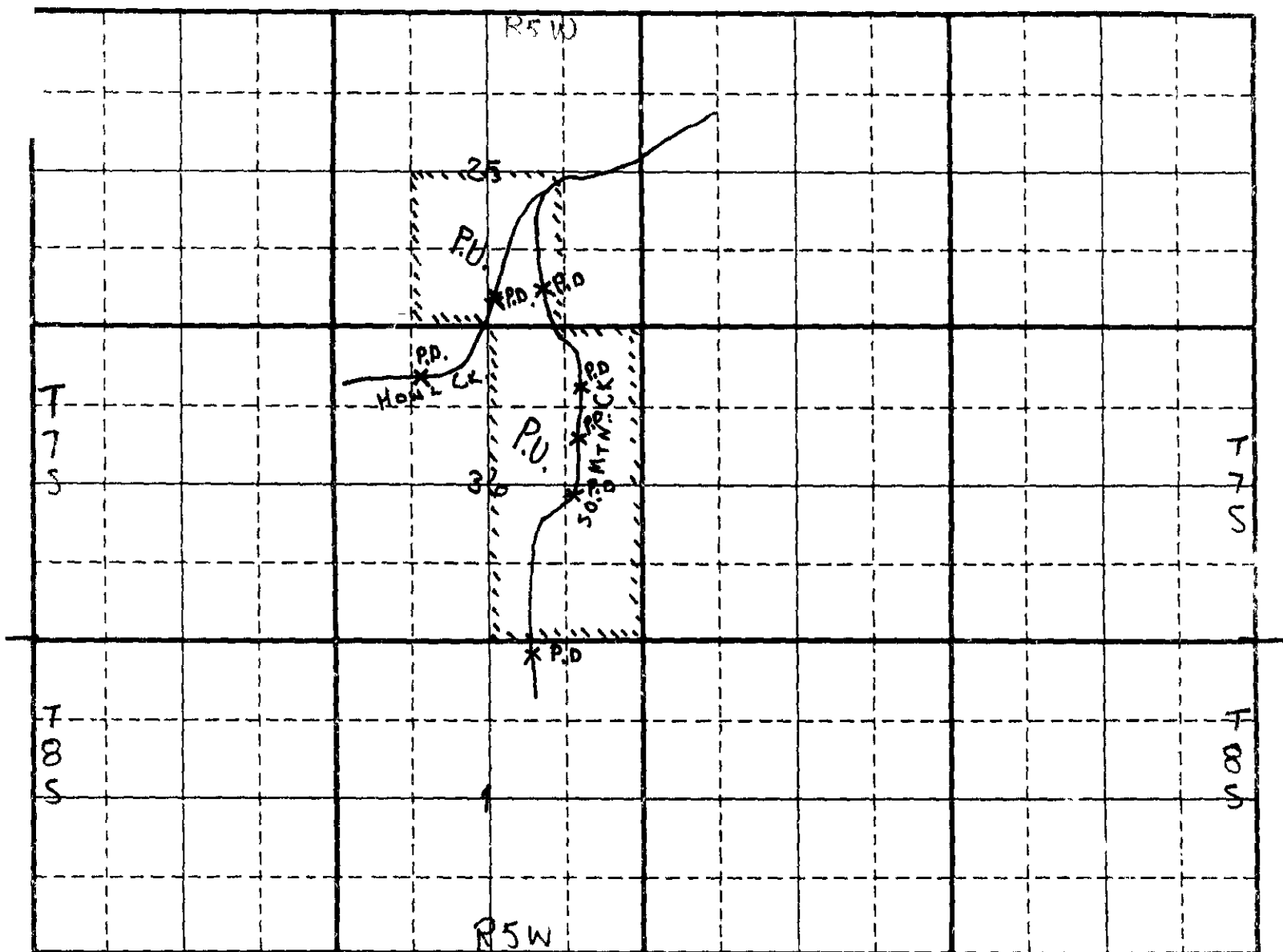
No. of acres 182

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

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

The following table shows the results of the regression analysis for the dependent variable *Y* (in thousands of dollars) against the independent variable *X* (in thousands of dollars). The regression equation is $\hat{Y} = 1.2X + 0.5$. The coefficient of determination is $R^2 = 0.85$.



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

Robert E. Mackenzie
(Claimant)

Sworn to before me this 3 day of February, 1983. (Claim

Mary M. Northway
Notary Public
Residing at Boise

My commission expires 2/1/82

Received by [Signature] Date 2/3/83 Exception filed by _____ Forwarded to _____ Date _____
Prelim check by _____ Date 2/9/83 _____ claimant by _____
\$30.00 fee received by [Signature] Date 2/3/83 #23168 _____
Published in Owyhee Nugget _____
Dates 2/24 & 3/3/83 _____

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;

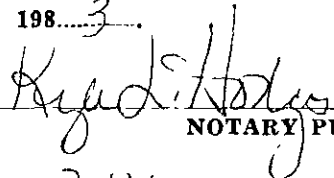
That the annexed notice was published in said newspaper once a week and every week for 2 consecutive weeks, the first publication being on the 23 day of February, 1983, and the last publication being on the 2 day of March, 1983;

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.


PUBLISHER

Subscribed and sworn to before me this 2 day of

March, 1983.


NOTARY PUBLIC

3-86

My commission expires

(SEAL)

NOTICE OF CLAIMS TO WATER RIGHTS

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

55-4093

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

Source: UNNAMED
STREAM trib. to SINKS
Priority Date: 01/01/1953
Diversion Pt: SESW Sec 33 T
08S R 01E

Use: STOCKWATER STORAGE (1.0 AF)
STOCKWATER FROM
STORAGE (1.0 AF)
WILDLIFE STORAGE (1.0
AF)
WILDLIFE FROM STORAGE
(1.0 AF)

In: SESW Sec 33 T 08S R 01E
55-4094 ✓ 3P

MAC KENZIE, ROBERT S.
&/or KAREN F.

P.O. BOX 125, JORDAN
VALLEY, OR 97910

Source: HOWL CREEK trib.

to SOUTH MOUNTAIN
CREEK SOUTH MOUNTAIN
CREEK trib. to
BOULDER CREEK

Priority Date: 04/01/1898

Diversion Pt: SWSE Sec 25 T
07S R 05W NENW Sec 36 T
07S R 05W NWNE Sec 01 T
08S R 05W NESE SENE NENE
Sec 36 T 07S R 05W SWSE
Sec 25 T 07S R 05W

Use: IRRIGATION (3.64 CFS)
In: NESW SESW NWSE SW
SE Sec 25 T 07S R 05W NENE
NWNE SWNE SENE NESE
NWSE SWSE SESE Sec 36 T
07S R 05W FOR 182 ACRES

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

KEN DUNN,

Director

Published in the Owyhee
Nugget, Marsing, Owyhee
County, Idaho 2/23 & 3/2/
1983.

RECEIVED

Department of Water Resources
Western Region

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Jan Grover

Right Number 55-4094 Applicant MacKenzie

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. 3/11/83
- ☒ Claim published correctly. swthce budget
30/23158 2/24 & 3/3/83
- ☐ Exceptions processed.

By DBS Date 3/14/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By kw Date 3/15/83

RECEIVED
MAR 14 1983

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

MARCH 16, 1983

ROBERT S. MAC KENZIE
KAREN F. MAC KENZIE
P.O. BOX 125
JORDAN VALLEY OR 97910

RE Claim No. 55-4094

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 SHAW
Western Region Supervisor

Enclosure

55-4094

MAC KENZIE, ROBERT S. &/or KAREN F.

P.O. BOX 125, JORDAN VALLEY, OR 97910

Source HOWL CREEK trib. to SOUTH MOUNTAIN CREEK
SOUTH MOUNTAIN CREEK trib. to BOULDER CREEK

Priority Date 04/01/1898

Diversion Pt. SWSE Sec 25 T 07S R 05W NENW Sec 36 T 07S R 05W NWNE
Sec 01 T 08S R 05W NESE SENE NENE Sec 36 T 07S R 05W SWSE
Sec 25 T 07S R 05W

Use. IRRIGATION (3.64 CFS)

In: NESW SESW NWSE SWSE Sec 25 T 07S R 05W NENE NWNE SWNE SENE NESE NWSE SWSE
SESE Sec 36 T 07S R 05W FOR 182 ACRES

MILWAUKEE