

PROOF OF PUBLICATION

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

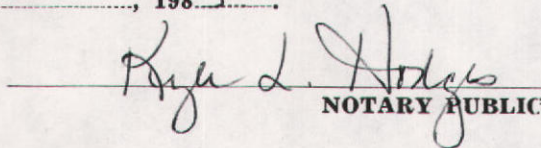
I, MICK HODGES, being first duly sworn, on oath says that he is the Publisher of the OWYHEE NUGGET, a newspaper of general circulation, published weekly by MICK HODGES, publisher and printer thereof, at Marsing, County of Owyhee, State of Idaho;

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

My commission expires 3-86

(SEAL)

RECEIVED

MAR 10 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: JP

51-4052

TINDALL, WILLIAM I.
GRASMERE RT. BOX 28,
BRUNEAU, ID 83604
Source: MARYS CREEK trib.
to BRUNEAU RIVER
Priority Date: 01/01/1913
Diversion Pt: NWNE Sec 26 T
13 S R 05E SWSE Sec 23 T 13S
R 05E SESW NWNW SWNW
NWSW SWSW Sec 14 T 13S
R 05E NENE Sec 15 T 13S R
05E SESE Sec 10 T 13S R 05E
NENW SENW NESW SESW
Sec 23 T 13S R 05E
Use: IRRIGATION (1.00 CFS)
STOCKWATER (0.02 CFS)
DOMESTIC (0.02 CFS)
In: NWNE Sec 26 T 13S R 05E
NENW SENW NESW SESW
SWSE Sec 23 T 13S R 05E NW
NW SWNW NWSW SWSW
SESW Sec 14 T 13S R 05E NE
NE Sec 15 T 13S R 05E SESE
Sec 10 T 13S R 05E FOR 50
ACRES

51-4053

TINDALL, WILLIAM I.
GRASMERE RT. BOX 28,
BRUNEAU, ID 83604
Source: MARYS CREEK trib.
to BRUNEAU RIVER
Priority Date: 09/26/1893
Diversion Pt: SENW Sec 29
T 13S R 05E NESW NWSE Sec
28 T 13S R 05E
Use: IRRIGATION (2.00 CFS)
In: SWNE SENE NESE
NWSE Sec 29 T 13S R 05E SW
NW SENW NESW NWSW
NWSE Sec 28 T 13S R 05E FOR
193 ACRES

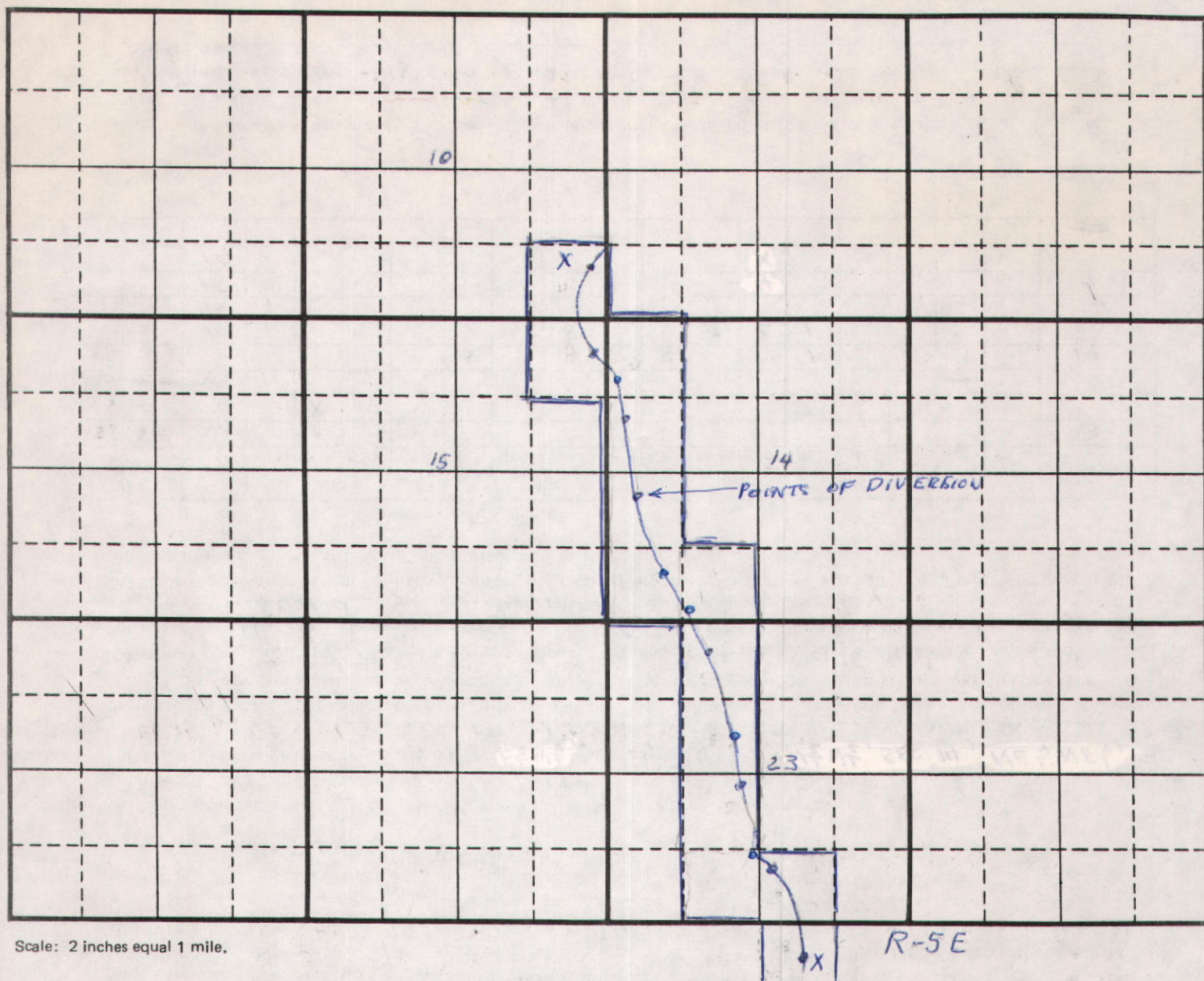
51-4054

TINDALL, WILLIAM I.
GRASMERE RT. BOX 28,
BRUNEAU, ID 83604
Source: CHINA CREEK trib.
to LOUSE CREEK SPRINGS
trib. to CHINA CREEK
Priority Date: 04/12/1920
Diversion Pt: NENE Sec 13 T
12S R 04E SWNW Sec 18 T 12S
R 05E SENE Sec 13 T 12S R 05E
NESW Sec 18 T 12S R 05E
Use: IRRIGATION (0.60 CFS)
STOCKWATER (0.04 CFS)
DOMESTIC (0.02 CFS)
In: NENE SENE Sec 13 T 12S
R 04E SWNW SENW NESW
NWSW Sec 18 T 12S R 04E
FOR 35 ACRES

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

KEN DUNN,
Director

(8) Remarks These irrigated lands lay along the creek channel mostly and have a layer of gravel or sand 2-3 feet below the surface - This adapts to sub-irrigation most satisfactorily.



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.

William L. Tindall
(Claimant)

Sworn to before me this 26 day of January, 1983.

Nancy M. Mathway
Notary Public
Residing at Boise

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by CHS Date 1/26/83 Exception filed by: _____ Date _____
Prelim. check by _____ Date _____
\$20.00 fee received by CHS Date 1/26/83 # 23144
Published in Owyhee Nugget
Dates 2/14 & 3/3/83

Forwarded to
claimant by: _____ Date _____

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

William A. Tindall
(Name of Claimant)

Grassmere Rt. Box 28 Brunson, Ida. 83604 Telephone No. 759-3932
(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) 1913

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)
Marys Creek tributary to Brunson River

(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, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	<u>1.0 CFS</u>	Use <u>IRRIGATION</u>	Period of Use From <u>4-15</u>	To <u>6-15</u>
Quantity	<u>.02 CFS</u>	Use <u>DOMESTIC</u>	Period of Use From <u>1-1</u>	To <u>12-31</u>
Quantity	<u>.02 CFS</u>	Use <u>STOCK WATER</u>	Period of Use From <u>1-1</u>	To <u>12-31</u>
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To

(4) 1.04 TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)

NW 1/4 NE 1/4, Sec. 26 Twp. 7-13S Rge. 5E B.M., County of Owyhee
Additional points of diversion: SW 1/4 SE 1/4, Sec. 23, SE 1/4 SW 1/4, NW 1/4, SW 1/4, NW 1/4, SW 1/4, SEC 14, NE NE 1/4, SEC 15, SE 1/4 SE 1/4, SEC. 10 T-13S R-5E - NENE 1/4, SENE 1/4, NENE 1/4, SE 1/4, SEC 23, 13S, SE.

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. Points of diversion are rock and earth dams used principally to raise water level in the creek channel - irrigation is accomplished by underground sabbings mostly.

(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%	
13S	5E	26		3															3
13S	5E	26		X															
~~13S~~	~~5E~~	~~23~~																	
13S	5E	23					5		5	5			1		3				19
		14					4	8		5	2	1							20
		15	4																4
		10															4		4
		10															X		

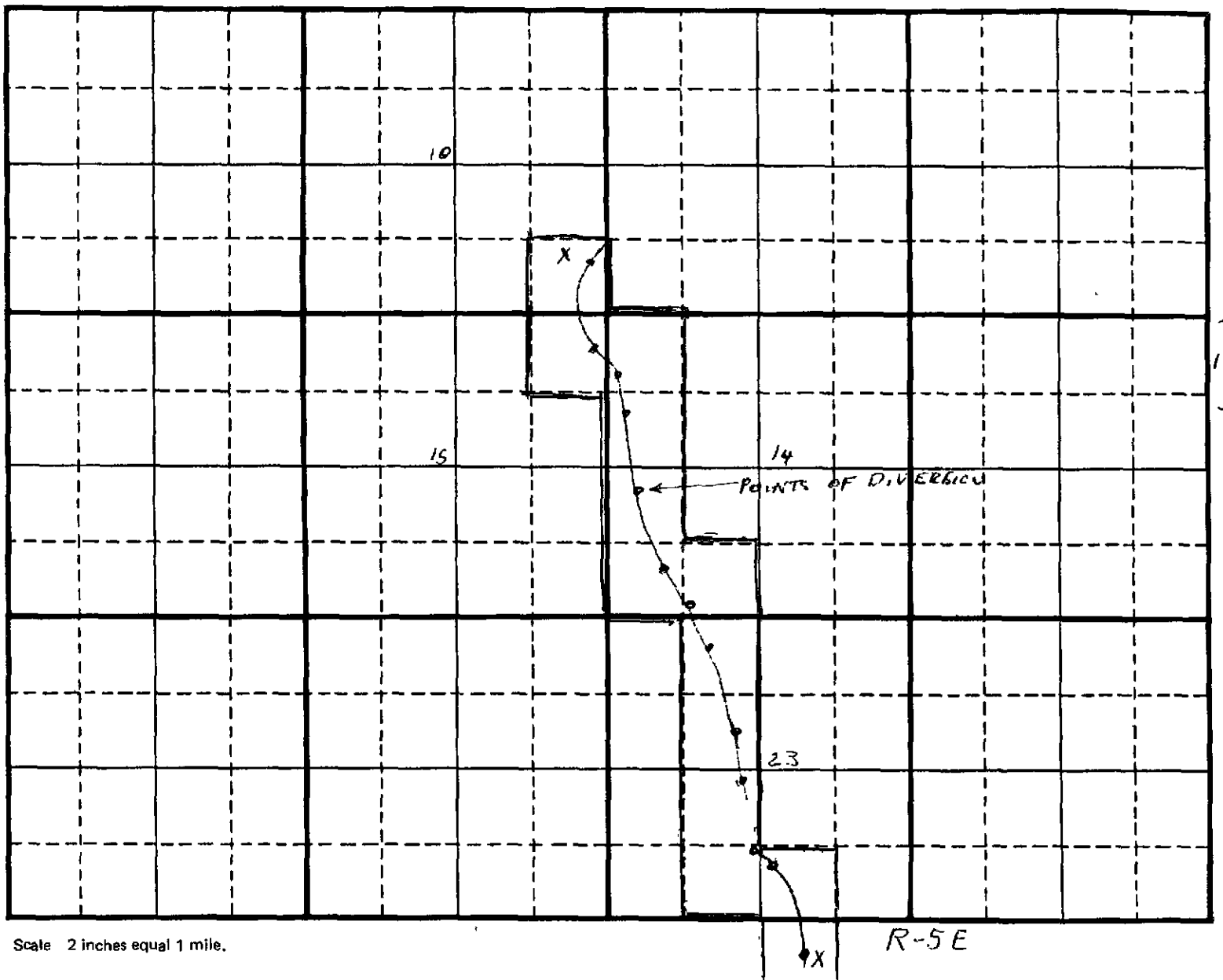
No. of acres 50

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Livestock watering is accomplished along the creek at any time of the year in any or all 40 acre tracts listed above.

NOTE: Include here the type and number of stock watered: 1 - 500 cattle and 5 horses

(7) If you are claiming water as a member of an organization, list name of organization: _____

(8) Remarks These irrigated lands lay along the creek channel mostly and have a layer of gravel or sand 2-3 feet below the surface - These adapt to sub-irrigation most satisfactorily.



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.

26

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 26 day of January, 1983.

William L. Tindall
(Claimant)

Nancy M. Northway
Notary Public
Residing at Boise

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by <u>CHS</u>	Date <u>1/26/83</u>	Exception filed by	Forwarded to	Date
Prelim. check by	Date		claimant by	
\$20.00 fee received by <u>CHS</u>	Date <u>1/26/83</u>	# <u>23144</u>		
Published in <u>Owyhee Nugget</u>				
Dates <u>2/14 & 3/3/83</u>				

BEN DUNN

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Jan Groen

Right Number 51-4052 Applicant Lindall

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. 3/10/83
- ☒ Claim published correctly. 30.00 23144
only fee budget 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

WILLIAM I. TINDALL
GRASMERE RT. BOX 28
BRUNEAU

ID 83604

RE: Claim No. 51-4052

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. HAW
Western Region Supervisor

Enclosure

51-4052

TINDALL, WILLIAM I.

GRASMERE RT. BOX 28, BRUNEAU, ID 83604

Source: MARYS CREEK trib. to BRUNEAU RIVER

Priority Date: 01/01/1913

Diversion Pt: NWNE Sec 26 T 13S R 05E SWSE Sec 23 T 13S R 05E SESW NWNW SWNW
NWSW SWSW Sec 14 T 13S R 05E NENE Sec 15 T 13S R 05E SESE
Sec 10 T 13S R 05E NENW SENW NESW SESW Sec 23 T 13S R 05E

Use: IRRIGATION	(1.00 CFS)
STOCKWATER	(0.02 CFS)
DOMESTIC	(0.02 CFS)

In: NWNE Sec 26 T 13S R 05E NENW SENW NESW SESW SWSE Sec 23 T 13S R 05E NWNW
SWNW NWSW SWSW SESW Sec 14 T 13S R 05E NENE Sec 15 T 13S R 05E SESE
Sec 10 T 13S R 05E FOR 50 ACRES