

(8) Remarks

A grid map with solid horizontal and vertical lines forming large squares, and dashed horizontal and vertical lines forming smaller squares. Three locations are labeled in blue ink:

- T.16S is located at the intersection of the third vertical line from the left and the fourth horizontal line from the top.
- R.12E is located at the intersection of the sixth vertical line from the left and the second horizontal line from the top.
- P.O. Q. is located at the intersection of the seventh vertical line from the left and the fifth horizontal line from the top.

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 )  
 ) ss.  
County of Twin Falls )

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.

*Jon Barinaga*  
(Claimant)  
19 80

Sworn to before me this 2nd day of December, 19 80.

*Mary A. Hill*  
Notary Public  
Residing at Twin Falls, Id

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by J F Stanton Date 12-2-80 Exception filed by: \_\_\_\_\_ Forwarded to \_\_\_\_\_ Date \_\_\_\_\_  
Prelim. check by js Date 12/05/80 claimant by: \_\_\_\_\_  
~~\$20.00~~ fee received by maey Date 12-2-80 #16699  
Published in Owensboro Nugget neh 1-7-81  
Dates 12/18-25/80 \_\_\_\_\_

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 Jose Barinaga (Name of Claimant)  
Route #1, Castleford, Id 83321 (Mailing Address) Telephone No. 537-6645 (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) July 6, 1922

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)

Unnamed Spring tributary to sinks

(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>0.10 cfs</u>	Use	<u>livestock</u>	Period of Use From <u>Jan 1</u>	To <u>Dec 31</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) 0.10 cfs TOTAL QUANTITY USED.  
(cfs, gpd, AFA)

(5) A) Point of diversion. (Location of point where water is diverted from its source)  
SE ¼ SE ¼, Sec 30 Twp. 16S Rge. 12E 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. Spring runs into small pond; stock drink from pond & stream channel. Spring is also used for drinking water at various times without permanent diversion works for this purpose.

(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	
16S	12E	30																X	

No. of acres

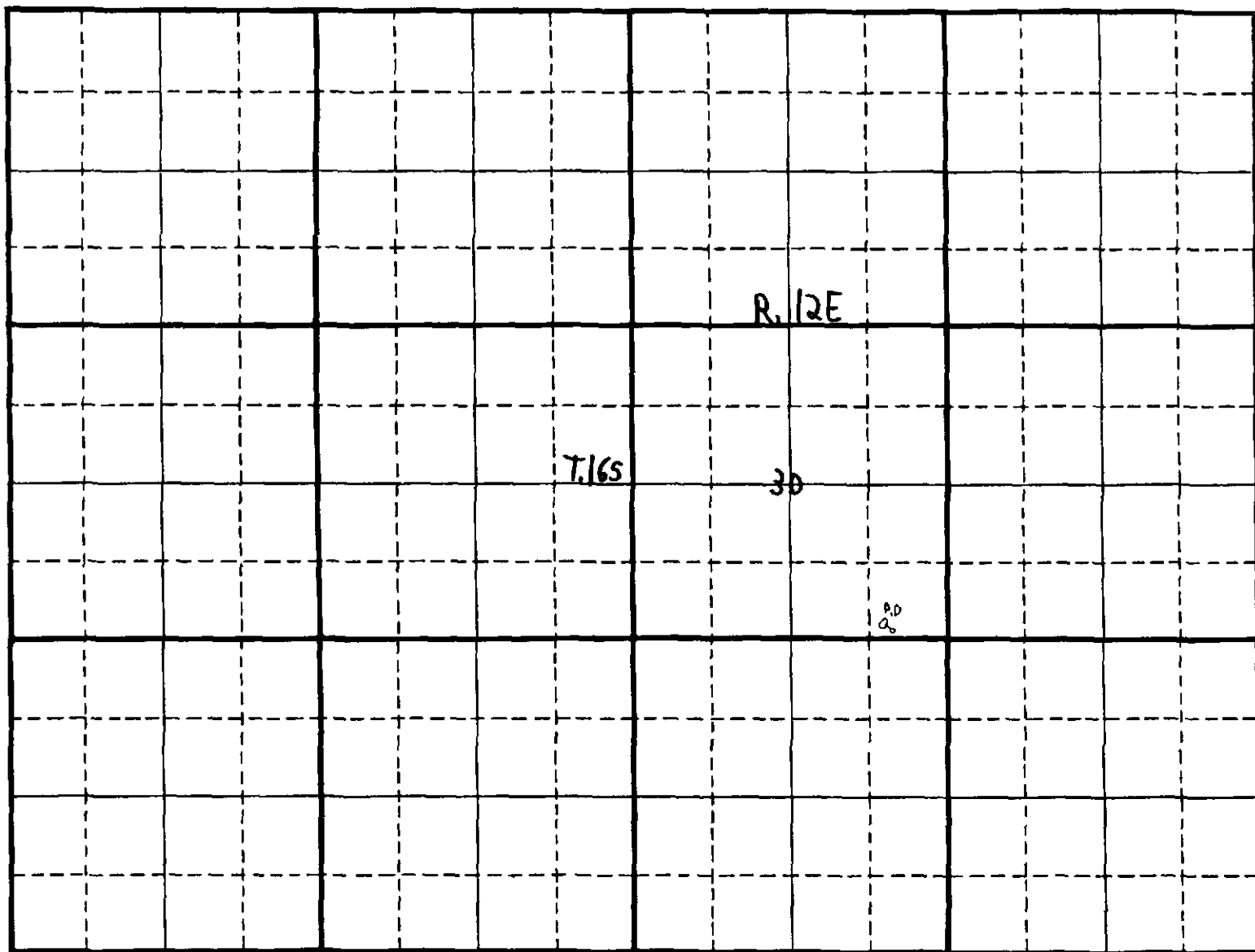
B) If water is used for other than irrigation, fully describe that use, being as specific as possible

NOTE Include here the type and number of stock watered 2000 sheep & 300 range cattle

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

RECORDED

(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 Twin Falls ) 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.

Jon Barinega  
(Claimant)

Sworn to before me this 2nd day of December, 1980.

Mary A. Hill  
Notary Public  
Residing at Twin Falls, Id

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by h/n J F Stanton Date 12-2-80 Exception filed by \_\_\_\_\_ Date \_\_\_\_\_  
Prelim. check by jc Date 12/02/80  
\$20.00 fee received by Barinega Date 12-2-80 #16699  
Published in Owyhee Nugget  
Dates 12/18-25/80 neh 1-7-81



United States,	:	Character of Instrument,
Grantor,	:	Patent.
to	:	Date of Instrument,
Joseph W. LaMonte,	:	July 6th, 1922.
Grantee.	:	Date of Record,
	:	Nov. 27th, 1936, at 9:05 o'clock A.M.
	:	Book 9 of Patents, page 542,
	:	Owyhee County Records.
	:	Recorder's Reception No. 52711.

Hailey 021632

Issued pursuant to the Act of Congress of May 20, 1862, "To Secure Homesteads to Actual Settlers, on the Public Domain," and the acts supplemental thereto.

Executed by the President: Warren G. Harding.

By Viola B. Pugh, Secretary.

M. P. LeRoy, Recorder of the General Land Office.

Seal of the General Land Office affixed.

Recorded: Patent Number 871017.

Description---Lots one and four, the southeast quarter of the southeast quarter, the north half of the southeast quarter and the south half of the northeast quarter of Section thirty and the Lot two of Section thirty-one in Township sixteen south of Range twelve east of the Boise Meridian, Idaho, containing three hundred thirty-nine acres and six-fifths of an acre.

Covenants---Subject to the usual water right reservations.

And there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.

SILVER CITY, IDAHO

Excepting and reserving, however, to the United States all the coal and other minerals in the lands so entered and patented, together with the right to prospect for, mine, and remove the same pursuant to the provisions and limitations of the Act of December 29, 1916 (39 Stat., 862).

# PROOF OF PUBLICATION

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

I, RODNEY A. HAWES, being first duly sworn, on oath that he is the Publisher of the OWYHEE NUGGET, a newspaper of general circulation, published weekly by Rodney A. Hawes, publisher and printer thereof, at Marsing, County of Owyhee, State of Idaho;

That the annexed notice was published in said newspaper a week and every week for 2 consecutive weeks, the first publication being on the 12 day of December, 1980, the last publication being on the 25 day of December, 1980;

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

*Rodney A. Hawes*  
PUBLISHER

Subscribed and sworn to before me this 25 day

December 22, 1980.

*Frank J. [Signature]*  
NOTARY PUBLIC

My commission expires 9-11-84

(SEAL)

## NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

51 - 4027  
BARRINAGA, JOSE  
RT. 1, CASTLEFORD, ID 83321  
Source: SPRING tributary to SINKS  
Priority Date: 03/02/1908  
Amount: 0.11 CFS  
Diversion Point: SWNE Sec 21 T 16S R 11E, OWYHEE Co.  
Use: STOCKWATER (0.07 CFS) from 01/01 to 12/31  
DOMESTIC (0.04 CFS) from 01/01 to 12/31  
Place of Use: SWNE Sec 21 T 16S R 11E  
Diversion Means: HEAD-BOX, PIPELINE & POND.

51 - 4028  
BARRINAGA, JOSE  
RT. 1, CASTLEFORD, ID 83321  
Source: SPRING tributary to SINKS  
Priority Date: 07/06/1922  
Amount: 0.10 CFS  
Diversion Point: SESE Sec 30 T 16S R 12E, OWYHEE Co.  
Use: STOCKWATER (0.10 CFS) from 01/01 to 12/31  
Place of Use: SESE Sec 30 T 16S R 12E  
Diversion Means: POND.

55 - 4058  
KERSHNER, VERNON H.  
& / or BONNIE C.  
BOX 38, JORDAN VALLEY, OR 97910  
Source: FLINT CREEK tributary to JORDAN CREEK  
Priority Date: 11/27/1901  
Amount: 1.31 CFS  
Diversion Point: SENW NWSW Sec 20 T 06S R 04W NWSE Sec 19 T 06S R 04W, OWYHEE Co.

Use: IRRIGATION (1.24 CFS) from 04/01 to 11/01  
STOCKWATER (0.07 CFS) from 01/01 to 12/31  
Place of Use: SWNW SENW NESW NWSW NESE NWSE Sec 19 T 06S R 04W SWNW SENW NESW NWSW Sec 20 T 06S R 04W FOR 62 ACRES  
Diversion Means: DAMS, DITCHES & PIPELINES.  
55 - 4059  
DOUGAL, CHARLES G.

& / or FRANKIE C. STAGE, C/O CLIFFS IDAHO STAGE, JORDAN VALLEY, OR 97910  
Source: CHERRY CREEK tributary to OWYHEE RIVER, NORTH FORK

Priority Date: 07/01/1910  
Amount: 2.05 CFS - 300.0 AC - FT

Diversion Point: NWNW Sec 24 T 09S R 06W, OWYHEE Co.

Use: IRRIGATION (1.98 CFS) from 04/15 to 10/15  
STOCKWATER (0.07 CFS) from 01/01 to 12/31

DIVERSION TO STORAGE (1.98 CFS) from 01/01 to 12/31  
IRRIGATION STORAGE (300.0 AC-FT) from 01/01 to 12/31

IRRIGATION FROM STORAGE (300.0 AC-FT) from 04/15 to 10/15

Place of Use: NWNW SWNW NWSW SWSW SESW Sec 24 T 09S R 06W NWNW Sec 25 T 09S R 06W NENE Sec 26 T 09S R 06W FOR 99 ACRES

Diversion Means: DITCH, RESERVOIR & SPRINKLER SYSTEM.

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83709.

C. STEPHEN ALLRED, Director  
Published December 18 and 25, 1980, the Owyhee Nugget, Marsing, Owyhee County, ID

RECEIVED

DEC 26 1980

Department of Water Resources  
Western Regional Office

o.k.  
hen

ORIGINAL

State of Idaho  
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Jan Grace

Right Number 51-4028 Applicant Barinaga

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: ew

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

By DBS Date 1/5/81

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Hansen Date 1/7/81

BARINAGA, JOSE

RT. 1, CASTLEFORD, ID 83321

Source: SPRING tributary to SINKS

Priority Date: 07/06/1922

Amount: 0.10 CFS

Diversion Point: SESE Sec 30 T 16S R 12E, OWYHEE Co.

Use: STOCKWATER (0.10 CFS) from 01/01 to 12/31

Place of Use: SESE Sec 30 T 16S R 12E

Diversion Means: POND,

07/06/1922

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES  
Western Region

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92 South Cole Road  
Boise, Idaho 83709  
(208) 334-2190

JANUARY 7, 1981

JOSE BARINAGA  
RT. 1  
CASTLEFORD

ID 83321

RE: Claim No. 51-4028

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

RECEIVED  
JAN 10 1981