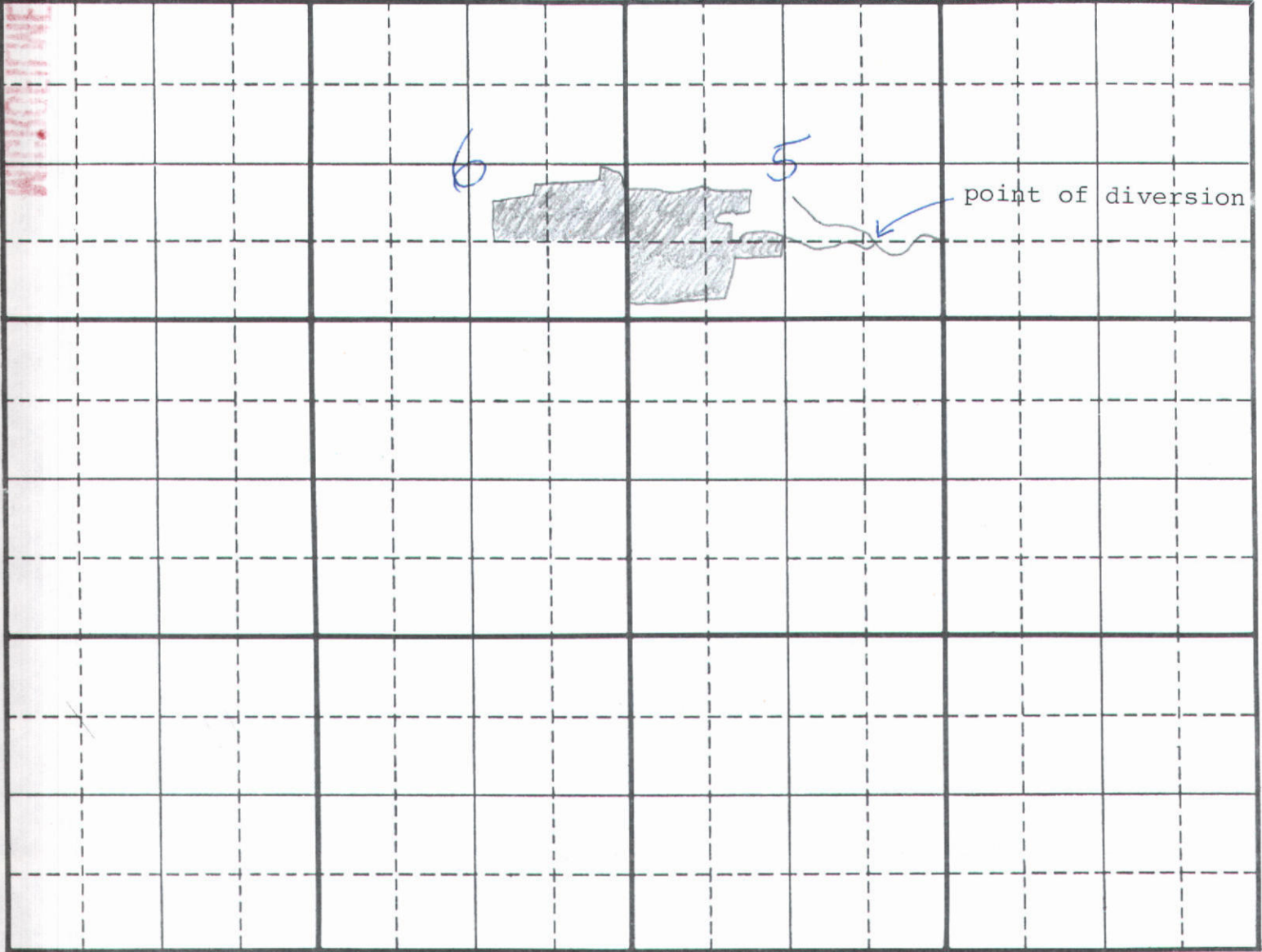


(8) Remarks _____

Township 15 South, Range 28 East Boise Meridian



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 Cassia) 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 1 day of December

Sarah Wight PR
(Claimant) Individually and as
Personal Representative
of the Harvey Wight Est.

Loa Dee Wagner
Notary Public
Residing at Burley, Idaho

My commission expires 7-15-82

FOR DEPARTMENT USE ONLY

Received by maria Date 1/21/82 Exception filed by: _____ Fowarded to _____ Date _____
Prelim. check by TGB Date 1-25-82
\$20.00 fee received by maria Date 1/21/82 # 20768
Published in south Idaho press
Dates 2/1 + 2/11/82

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
) ss.
STATE OF IDAHO)

Mary Summers, being first

duly sworn, deposes and says that she is the

Clerk of the South Idaho Press, a daily newspaper published at Burley, Idaho, in the county aforesaid and that the paper is of general circulation therein. Deponent further states that the printed notice attached hereto was duly published according to law in the regular editions of

The South Idaho Press for Two

consecutive weeks, commencing with the issue

dated February 4th 1982, and ending

with the issue dated February 11th, 1982

Mary Summers

Subscribed and sworn to before me

this 25th day of Feb

1982.

Norma M. Peterson Notary Public

Cost of Publication \$ 16.25

Notary Fee

Total Cost \$ 16.25

**NOTARY PUBLIC RESIDING AT
RUPERT, IDAHO. MY COMMISSION
EXPIRES JUNE 21 1985**

82-30

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:

43-4118

HARVEY WIGHT EST. WIGHT, SARAH D., BOX 13, MALTA, ID. 83342. Source: EIGHT MILE CREEK tributary to SINKS. Priority Date: 01/01/1917. Amount: 2.70 CFS. Diversion Point: NESE Sec 05 T 15S R 28E, CASSIA Co. Use: IRRIGATION (2.70 CFS) from 01/01 to 12/31. STOCKWATER: (2.70 CFS) from 01/01 to 12/31. Place of Use: NESW NWSW SWSW Sec 05 T 15S R 28E NESE NWSE Sec 06 T 15S R 28E FOR 135 ACRES. Diversion Means: EARTH DAM.

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho 83301.

A. KENNETH DUNN
Director

Published in the South Idaho Press February 4 and 11, 1982.

sb marya
RECEIVED

FEB 22 1982

Department of Water Resources
Southern Idaho Region

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd. N.
Twin Falls, Idaho 83301
(208) 734-3578

FEBRUARY 24, 1982

HARVEY WIGHT EST.
SARAH D. WIGHT
BOX 13
MALTA

ID 80742

RE: Claim No. 43-4118

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.

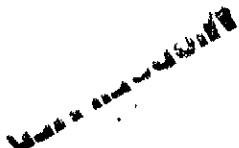
If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

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,


LOREN O. HOLMES
Southern Region Supervisor

Enclosure



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 Harvey Wight Estate and Sarah D. Wight, surviving wife.

(Name of Claimant)

Box 13, Malta, Idaho

83342

Telephone No. 645-2234

(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) 1917

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)

Eight Mile Creek 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>2.7</u>	Use <u>irrigation</u>	Period of Use From <u>Jan. 1</u>	To <u>Jan. 1</u>
Quantity <u>amount for 300 hd.</u>	Use <u>stock</u>	Period of Use From <u>Jan. 1</u>	To <u>Jan. 1</u>
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____

- (4) TOTAL QUANTITY USED.

(cfs, gpd, AFA)

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

NE 1/4 SE 1/4, Sec. 5 Twp. 15 Rge. 28 B.M., County of Cassia

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. earth dam

- (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	
15 S	28	5									20	20	25	10					75
15 S	28	6													35	25			60

No. of acres 135

B) If water is used for other than irrigation, fully describe that use, being as specific as possible
stock water, livestock being pastured on place, drinks water from ditch.
approximately 300 hd. of livestock, cattle and horses

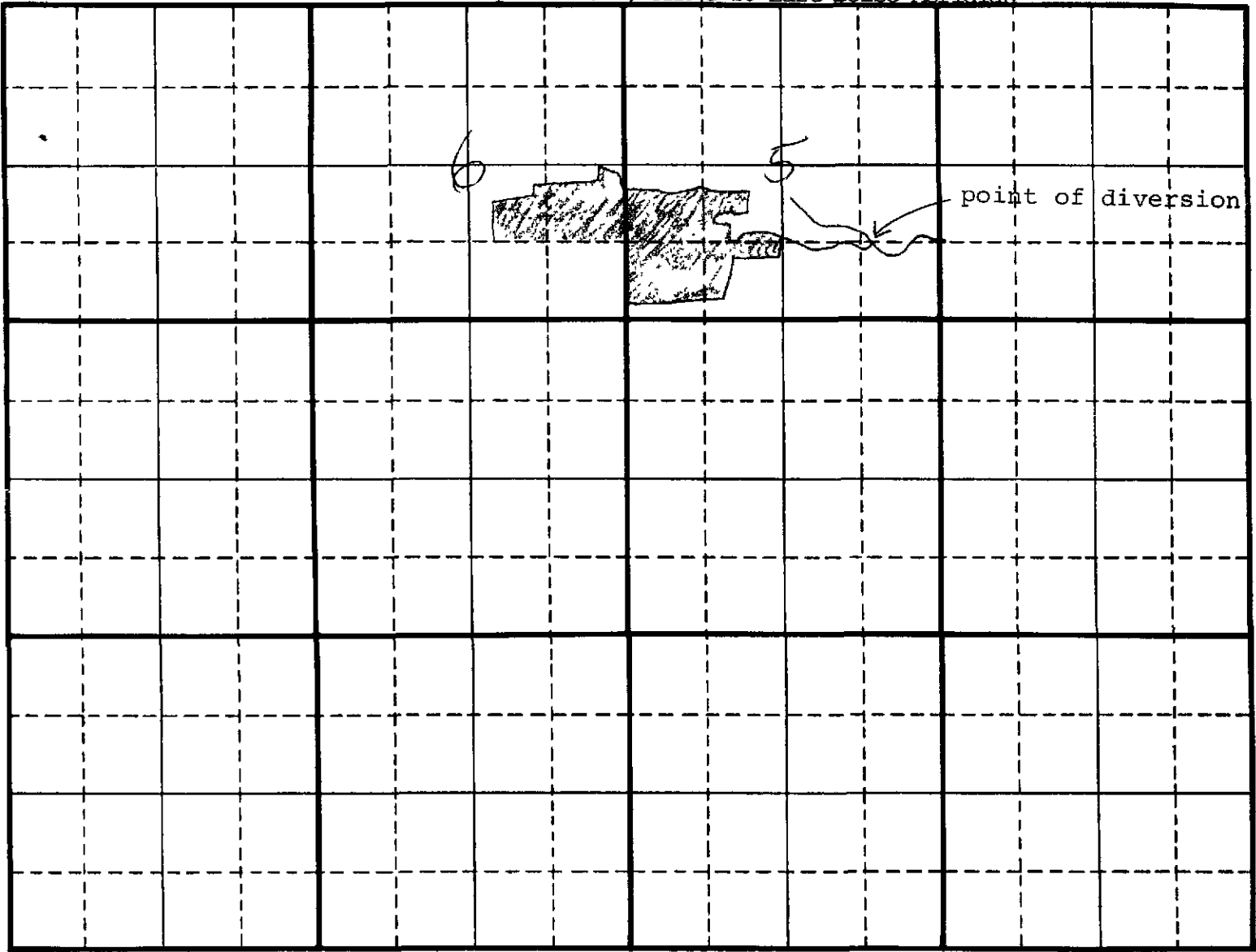
NOTE. Include here the type and number of stock watered.

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

MICROFILMED

(8) Remarks _____

Township 15 South, Range 28 East Boise Meridian



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 Cassia) 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 1 day of December

Sarah Wight PR
(Claimant) Individually and as
Personal Representative
of the Harvey Wight Est

Loa Dee Wagoner
Notary Public
Residing at Burley, Idaho

My commission expires 7-15-82

FOR DEPARTMENT USE ONLY

Received by maria Date 12/1/82 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by TGB Date 1-25-82
30.00 \$20.00 fee received by maria Date 12/1/82 # 20768
Published in South Idaho News
Dates 2/1 2/11/82

IN THE MATTER OF:

Claim of Water Right to Eight
Mile Creek by Harvey Wight
Estate.

AFFIDAVIT

STATE OF IDAHO

County of Cassia

ss

HERMAN E. BEDKE, first being duly sworn, deposes
and says:

That he is a resident of Cassia County, Idaho, and first became acquainted with the Eight Mile Ranch and creek known as Eight Mile Creek situated in Sections 5 and 6, Township 15 South, Range 28 East Boise Meridian, Cassia County, Idaho, in 1960, and have visited the ranch and the surrounding area periodically since such time. In 1960 when I was first on the ranch, Harvey Wight was irrigating approximately 135 acres with the entire stream of Eight Mile Creek having diverted it from the natural channel. It was evident to me at that time from the topography of the ground and the ditches constructed thereon that the land had been under irrigation for many years prior to that time. Harvey Wight was using the entire flow of Eight Mile Creek for irrigation of the land to raise hay for his cattle and for the watering of his cattle at all times when the same were on the ranch. I have seen at least 300 head of cattle on the ranch obtaining water from the said creek and I have observed the creek at various times of the year and the maximum flow of water in the creek I estimate to be approximately 130 inches, but the stream varied with the annual precipitation and the time of the year. At no time have I ever observed anyone else using the water, and, in fact, I believe that all the water is used on the place.

DATED this 23rd day of November, 1981.


Herman E. Bedke

SUBSCRIBED AND SWORN TO before me this 23rd day
of November, 1981.


Notary Public for Idaho
Residing at Burley, Idaho

MICROFILMED

IN THE MATTER OF:

Claim of Water Right to Eight
Mile Creek by Harvey Wight
Estate.

AFFIDAVIT

STATE OF IDAHO

County of Cassia

ss

MARK DURFEE, first being duly sworn, deposes and says:

That he is a resident of Cassia County, Idaho, and worked for Harvey Wight from 1953 until 1961 and during that time became acquainted with the Eight Mile Ranch and Eight Mile Creek situated in the following described property in Cassia County, Idaho:

Township 15 South, Range 28 East Boise Meridian

Section 5: W $\frac{1}{2}$, SE $\frac{1}{4}$

Section 6: S $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$

I irrigated for Harvey Wight during those years and placed water on the place. At no time did any of the water run off the place from the time I first arrived. There were ditches on the place to indicate that the place had been irrigated and from the topography of the land, the Eight Mile Creek could not, in its natural state, go any place else except through the ranch. There were no indications that the water had been used any where else but on the land in question. I have seen Harvey Wight's cattle obtain water from the creek, and have at no time seen anyone else using the water.

DATED this 18th day of January, 1982.

Mark Durfee
Mark Durfee

SUBSCRIBED AND SWORN to before me this 18th day of January, 1982.

Loa Dee Wagner
Notary Public for Idaho
Residing at Burley, Idaho

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SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
) ss.
STATE OF IDAHO)

..... Mary Summers being first
duly sworn, deposes and says that she is the

..... Clerk of the South Idaho
Press, a daily newspaper published at Bur-
ley, Idaho, in the county aforesaid and that
the paper is of general circulation therein.
Deponent further states that the printed no-
tice attached hereto was duly published
according to law in the regular editions of

The South Idaho Press for Two
consecutive weeks, commencing with the issue
dated February 4th 19 82, and ending
with the issue dated February 11th, 19 82

Mary Summers

Subscribed and sworn to before me
this 25th day of Feb
19 82.

Norma M. Peterson Notary Public
Cost of Publication \$ 16.25
Notary Fee
Total Cost \$ 16.25

NOTARY PUBLIC RESIDING AT
RUPERT, IDAHO. MY COMMISSION
EXPIRES JUNE 21 1985

82-30

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.

43-4118

HARVEY WIGHT EST. WIGHT, SARAH D., BOX
13, MALTA, ID. 83342. Source: EIGHT MILE CREEK
tributary to SINKS. Priority Date: 01/01/1917
Amount: 2.70 CFS. Diversion Point: NESE Sec 05 T
15S R 28E, CASSIA Co. Use IRRIGATION (2 70
CFS) from 01/01 to 12/31. STOCKWATER (2 70
CFS) from 01/01 to 12/31. Place of Use. NESW
NWSW SWSW SESE Sec 05 T 15S R 28E NESE NWSE
Sec 06 T 15S R 28E FOR 135 ACRES. Diversion
Means. EARTH DAM.

Any exception to any claim of water right may
be filed with the Director of the Idaho Department
of Water Resources, 1041 Blue Lakes Blvd.,
North, Twin Falls, Idaho 83301.

A. KENNETH DUNN
Director

Published in the South Idaho Press February 4
and 11, 1982.

*sb
marj*

MICROFILMED

**THIS
RIGHT HAS BEEN
DECREED IN THE
SRBA**

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:

43-4118-

HARVEY WIGHT EST.
WIGHT, SARAH D.

BOX 13, MALTA, ID 83342

Source: EIGHT MILE CREEK tributary to SINKS

Priority Date 01/01/1917

Amount. 2.70 CFS

Diversion Point: NESE Sec 05 T 15S R 28E, CASSIA Co.

Use. IRRIGATION	(2.70 CFS)	from 01/01 to 12/31
STOCKWATER	(2.70 CFS)	from 01/01 to 12/31

Place of Use: NESW NWSW SWSW SESW Sec 05 T 15S R 28E NESE NWSE
Sec 06 T 15S R 28E FOR 135 ACRES

Diversion Means: EARTH DAM

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd, North, Twin Falls, Idaho 83301.

A. KENNETH DUNN

Director

Published 2/4 & 2/11/82.

MICROFILMED

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MAR 04 1982

Department of Water Resources

100-443887-1

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manga
2/1/62

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

HARVEY WIGHT EST WIGHT, SARAH D , BOX 13, MALTA, ID 83342 Source EIGHT MILE CREEK tributary to SINKS Priority Date 01/01/1917 Amount 2 70 CFS Diversion Point NESE Sec 05 T 15S R 28E, CASSIA Co Use IRRIGATION (2 70 CFS) from 01/01 to 12/31 STOCKWATER (2 70 CFS) from 01/01 to 12/31 Place of Use NESW NWSW SWSW SESW Sec 05 T 15S R 28E NESE NWSE Sec 06 T 15S R 28E FOR 135 ACRES Diversion Means EARTH DAM

A KENNETH DUNN
Director

Published in the South Idaho Press February 4
and 11, 1982

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd N.
Twin Falls, Idaho 83301
(208) 734-3578

JANUARY 27, 1982

South Idaho Press
P.O. Box 190
Burley, Idaho 83318

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before FEBRUARY 22, 1982.

Yours truly,

Mary A. Hill
Secretary

Encl.

MICROFILMED

3/79

IDENT. NO. 43-4118

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: T. G. Blau

Right Number 43-418 Applicant HARVEY WIGHT ESTATE & Sarah D. Wight, Surviving wife

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. (year round irrigation use?)
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☒ Exceptions processed. - None

By ADM Date 2/25/82

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By lw Date 3/15/82

RECEIVED

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT	SEC	TWP	RGE	gov t lot	rediv. (R)	REACH
NESE	05	155	28E	--	--	6.7

IDAHO STREAM CODE INDEX

2720.4366.0100.0020.-----

TRACT	SEC	TWP	RGE	gov t lot	rediv. (R)	REACH
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IDAHO STREAM CODE INDEX

TRACT	SEC	TWP	RGE	gov t lot	rediv. (R)	REACH
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IDAHO STREAM CODE INDEX

TRACT	SEC	TWP	RGE	gov t lot	rediv. (R)	REACH
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IDAHO STREAM CODE INDEX

TRACT	SEC	TWP	RGE	gov t lot	rediv. (R)	REACH
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IDAHO STREAM CODE INDEX