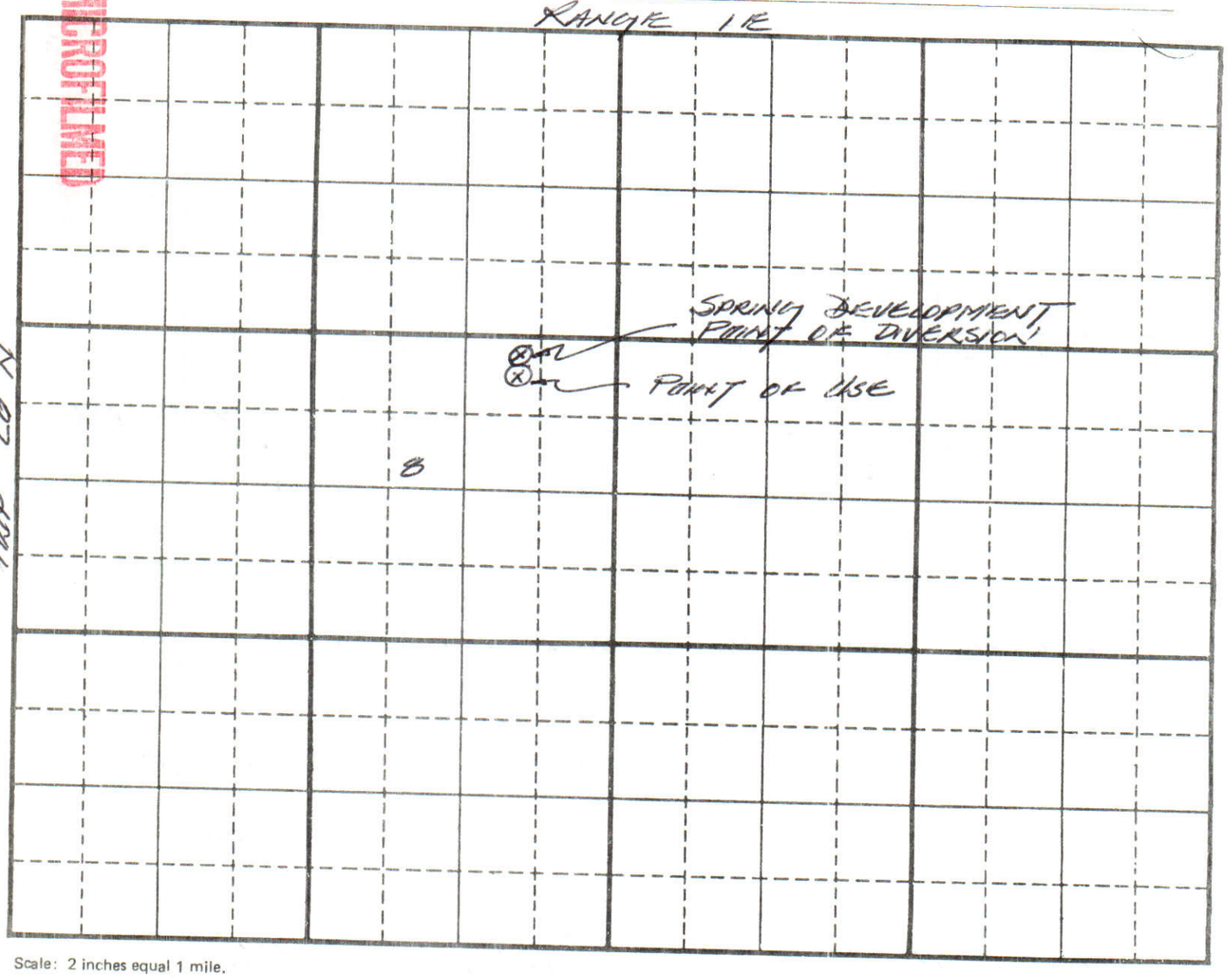
(8) Remarks _____

MICROFILMED



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 Valley)

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.

Brown Industries Inc
Warren H Brown
(Claimant)

Sworn to before me this 8 day of June, 1983.

Susan K Kirk
Notary Public
Residing at McCall Idaho

My commission expires March 17 1985

FOR DEPARTMENT USE ONLY

Received by		Date 6-9-83	Exception filed by:	Fowarded to claimant by:	Date
Prelim. check by		Date 6-14-83			
$30.00 fee received by		Date 6/10/83	28969		
Published in	Idaho County Free Press				
Dates	10/27 & 11/3/83				

Form No. 243
9/81

Claim No. 79-4404

Department of Water Resources
Western Region

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 BROWN INDUSTRIES INC
SUITE 1818 IDAHO FIRST PLAZA (Name of Claimant)
BOISE, IDAHO 83701 Telephone No. 342-7883
(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) 1953

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)
SPRING tributary to OTTO 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	0.08 CFS	Use	DOMESTIC	Period of Use From	1/1	To	12/31
Quantity	0.02	Use	STOCK	Period of Use From	1/1	To	12/31
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, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW ¼ NE ¼, Sec. 8 Twp. 2SN Rge. 1E B.M., County of IDAHO
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. HEADBOX WITH PIPE TO HOUSES AND CORRALS

(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	
2SN	1E	8		X															

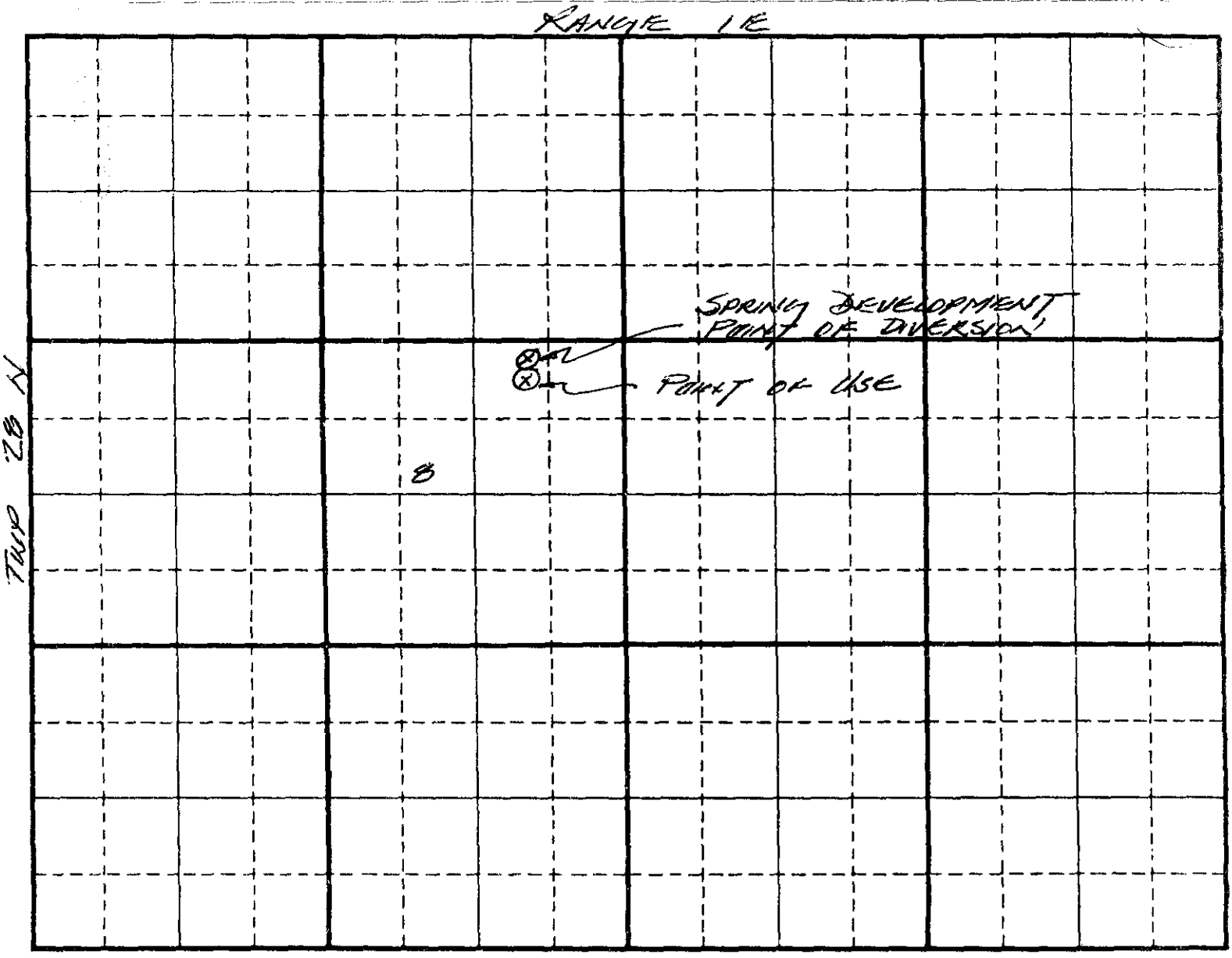
No. of acres

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: 100 CATTLE AND HORSES.

(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)
) ss.
County of Valley)

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.

Brown Industries Inc
Warren K Brown
(Claimant)

Sworn to before me this 1 day of June, 19 83.

Notary Public
Residing at McCall Idaho

My commission expires March 17, 1985

FOR DEPARTMENT USE ONLY

Received by nn	Date 6-9-83	Exception filed by:	Fowarded to claimant by:	Date
Prelim. check by [illegible]	Date 6-14-83			
$30.00 fee received by JP	Date 6/10/83	28969		
Published in Idaho County Free Press				
Dates 10/27 & 11/3/83				

NOTICE OF CLAIMS TO WATER RIGHTS

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

79-4403
BROWN INDUSTRIES INC.
IDAHO FIRST PLAZA #1818,
BOISE, ID 83701
Source: SPRING trib. to RICE CREEK
Priority Date: 01/01/1953
Diversion Pt: NESW Sec 25 T 28N R 01W
Use: STOCKWATER (0.08 CFS)
In: NESW Sec. 25 T. 28N. R 01W.

79-4404
BROWN INDUSTRIES INC.
IDAHO FIRST PLAZA #1818,
BOISE, ID 83701
Source: SPRING trib. to OTTO CREEK
Priority Date: 01/01/1953
Diversion Pt: NWNE Sec 08 T 28N R 01E
Use: STOCKWATER (0.22 CFS) DOMESTIC (0.08 CFS)
In: NWNE Sec 08 T 28N R 01E.

79-4405
BROWN INDUSTRIES INC.
IDAHO FIRST PLAZA #1818,
BOISE, ID 83701
Source: SPRING trib. to HAMMER CREEK
Priority Date: 01/01/1953
Diversion Pt: NWNE Sec 17 T 28N R 01E
Use: STOCKWATER (0.10 CFS)
In: NWNE Sec 17 T 28N R 01E.

79-4406
BROWN INDUSTRIES INC.
IDAHO FIRST PLAZA #1818,
BOISE, ID 83701
Source: SPRING trib. to SINKS
Priority Date: 01/01/1953
Diversion Pt: SWSW Sec 04 T 28N R 01E
Use: STOCKWATER (0.10 CFS)
In: SWSW Sec 04 T 28N R 01E.

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

KEN DUNN, Dir.

Published 10/26 & 11/2/83.

O26-N2

AFFIDAVIT OF PUBLICATION

Nona Donaldson being first duly sworn, says he is the office manager of the IDAHO COUNTY FREE PRESS, a weekly newspaper which is published and issued weekly at Grangeville, Idaho County, State of Idaho, and which is of general circulation in said county and state; that the said notice, of which the one hereto attached is a true copy, was published in said paper for 2 weeks, being published 2 times, the first publication being on the 26 day of October, 1983, and the last publication on the 2 day of November, 1983; and that the said notice was published in the newspaper proper and not a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of said notice or advertisement.

Nona Donaldson

Subscribed and sworn to before me this 2 day of November, 19 83

Notary Public for State of Idaho, residing at Grangeville, Idaho.

RECEIVED
NOV 2 [illegible]
Department of Water Resources
Western Regional Office

Form 243a
11/78

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Jan Graden

Right Number 79-4404 Applicant Beacon Industries

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:

- [x] Name and address.
- [x] Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- [x] Source.
- [x] Quantity, use, period.
- [x] Point(s) of diversion.
- [x] Location of use.
- [x] Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- [x] Affidavit of publication received. 11/23/83
- [x] Claim published correctly. Idaho County Free Press 10/27 & 11/3/83 301 28969
- [x] Exceptions processed.

By DBS Date 1/24/84

STATE OFFICE PROCESSING:

- [x] Claim review complete.

By DC Date 2/15/84

FEB 9 1984
Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

NOVEMBER 16, 1983

BROWN INDUSTRIES INC.
IDAHO FIRST PLAZA #1818
BOISE ID 83701

RE: Claim No. 79-4404

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

~~79-4404~~

BROWN INDUSTRIES INC.

IDAHO FIRST PLAZA #1818, BOISE, ID 83701

Source: SPRING trib. to OTTO CREEK

Priority Date: 01/01/1953

Diversion Pt: NWNE Sec 08 T 28N R 01E

Use: STOCKWATER (0.02 CFS)
DOMESTIC (0.08 CFS)

In: NWNE Sec 08 T 28N R 01E