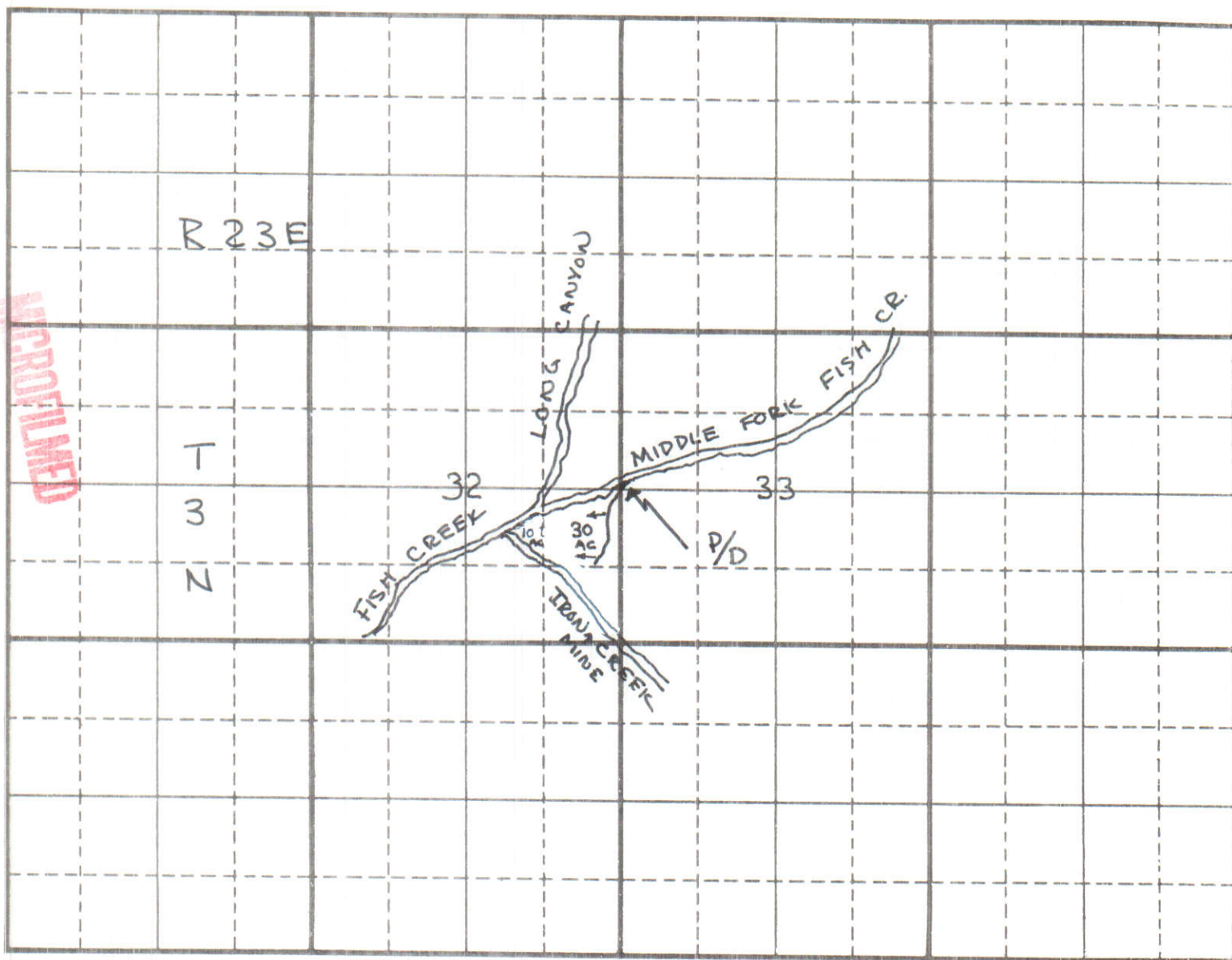


(8) Remarks _____



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 BLAINE) 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.

Pete C. Crenshaw
(Claimant) (president)

Sworn to before me this 28TH day of June, 1983.

Jani Johnson
Notary Public
Residing at Boise IDAHO

My commission expires LIFE

Received by Jim Date 6-30-83 FOR DEPARTMENT USE ONLY
Prelim. check by Jim TB Date 6-28-83 Exception filed by: _____ Date _____
\$30.00 fee received by T Date #29132 Forwarded to claimant by: _____
Published in Wood River Journal _____
Dates 9/1 + 9/8/83 _____

AFFIDAVIT of PUBLICATION

State of Idaho, }
County of Blaine } SS.

GORDON O. GLASMANN

, being first duly sworn, deposes and says that he is the printer (publisher) of the Wood River Journal, a newspaper published every week in Hailey, County of Blaine, State of Idaho; that said newspaper has been continuously and interruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication

of said advertisement was on the 1 day of September

1983, and the date of the last publication was on the 8

day of September, 1983

Subscribed and sworn to before me this 16th

day of September, 1983
(SEAL)

NOTARY PUBLIC

WOOD RIVER JOURNAL

Hailey, Idaho

COST OF PUBLICATION

Numer of Picas per Line 13

Number of Lines in Notice 31

Number of Insertions 2

Lines tabular at 31 4¢ / Pica

Lines straight at 12.09 3¢ / Pica

Subsequent lines at 8.06 2¢ / Pica

TOTAL COST 20.15

COPY OF NOTICE

(Paste Here)

H 87-4392
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept Water Resources
BILL TO

NOTICE OF CLAIM TO WATER RIGHT

NOTICE IS HEREBY GIVEN, That the following claim to water right has been established by diversion and application to beneficial use:

37-4392

BISKAY LAND & LIVESTOCK CO., INC.
2400 Cherry Lane
Boise, Idaho 83705
Source: FISH CREEK, MIDDLE FORK tributary to FISH CREEK
Priority Date: 05/01/1913
Diversion Point: SWNW Sec 33 T 03N R 23E NESE Sec 32 T 03N R 23E
Use: IRRIGATION (0.80 CFS)
In: NESE NWSE Sec 32 T 03N R 23E FOR 40 ACRES

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

A. KENNETH DUNN
Director

Publish: Wood River Journal--
September 1 & 8, 1983.

PUBLICATION RATES

(Idaho Code, Rev. Statutes 1980)

7-8 pt. per line, straight	3¢ / Pica
7-8 pt. per line, tabular	4¢ / Pica
7-8 pt. per line successive insertions	2¢ / Pica

RECEIVED
No 2096

SEP 20 1983

Department of Water Resources
Southern District Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES



CLAIM TO A WATER RIGHT

Department of Water Resources
Southern District Office

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 Biskay Land & Livestock Co., Inc.

(Name of Claimant)

2400 Cherry Lane, Boise, Idaho

83705

Telephone No. 344-2443

(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)
Middle Fork Fish Creek tributary to Fish 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	<u>.8</u>	Use <u>irrigation</u>	Period of Use From <u>May 1</u>	To <u>Oct. 15</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) TOTAL QUANTITY USED.

(cfs, af)

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

Tip of SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33 Twp. 3N Rge. 23E B.M., County of Blaine

Additional points of diversion: out of main stream by sprinkler pump

NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 32 Twp. 3N Rge. 23E

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. open ditch and pump & pipeline

- (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 $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTAL
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
3N	23E	32													30	10			40

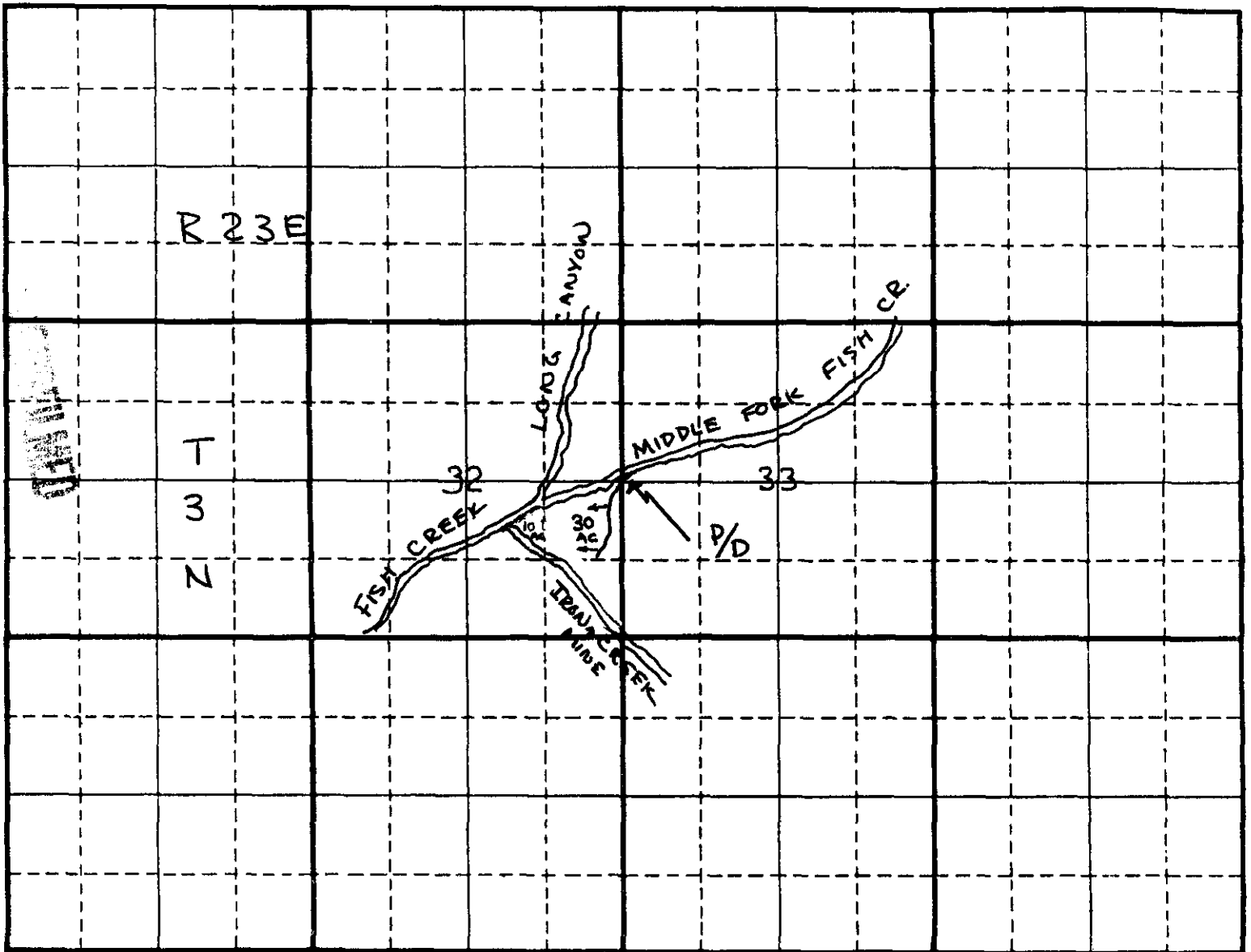
No. of acres 40

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible: stock watering out of stream

NOTE: Include here the type and number of stock watered: 2000 sheep, 200 cattle

- (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)
County of BLAINE) 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 28TH day of June, 1983.

Pete A. Anderson
(Claimant) (president)

Jim Johnson
Notary Public
Residing at BOISE IDAHO

My commission expires LIFE

merge 6-30-83
FOR DEPARTMENT USE ONLY
Received by Jim Date 6-28-83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by JIM TB Date 6-28-83 #29132 claimant by: _____
\$30.00 fee received by T Date _____
Published in Wood River Journal _____
Dates 9/1 + 9/2/83 _____

AFFIDAVIT of PUBLICATION

State of Idaho, }
County of Blaine } SS.

GORDON O. CLASHMANN, being first duly sworn, deposes and says that he is the printer (publisher) of the Wood River Journal, a newspaper published every week in Hailey, County of Blaine, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 1 day of September, 1983, and the date of the last publication was on the 8 day of September, 1983.

Subscribed and sworn to before me this 16th

day of September, 1983.
(SEAL)

[Signature]
NOTARY PUBLIC

WOOD RIVER JOURNAL

Hailey, Idaho

COST OF PUBLICATION

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TOTAL COST 20.15

COPY OF NOTICE

(Paste Here)

4 87-4392
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept Water Resources
BILL TO

NOTICE OF DIVERSION OF WATER
To the Public:
2400 Cherry Lane
Boise, Idaho 83725
Source: FISH CREEK, MIDDLE FORK
tributary to FISH CREEK
Priority Date: 05/01/1947
Diversion Point: SW 1/4 Sec 33 T
03N R 23E NESE Sec 32 T 03N R 23E
Use: IRRIGATION TO 200 ACRES
In: NESE NESE Sec 32 T 03N R 23E
FOR 40 ACRES
Any exception to any claim of water
right may be filed with the Director of
the Idaho Department of Water
Resources, 1041 Blue Lakes
Boulevard, Boise, Idaho 83725.
A. KENNETH DUNN
Director
Published under authority of the
State of Idaho.

PUBLICATION RATES

(Idaho Code, Rev. Statutes 1980)

7-8 pt. per line, straight	3¢ / Pica
7-8 pt. per line, tabular	4¢ / Pica
7-8 pt. per line successive insertions	2¢ / Pica

RECEIVED
No. 2096

SEP 20 1983

Department of Water Resources
Southern District Office

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Southern Region

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

SEPTEMBER 23, 1987

MICROFILMED

POOR QUALITY ORIGINAL

RISKAY LAND & LIVESTOCK CO., INC.
2400 CHERRY LANE
BOISE ID 83705

RE: Claim No. 37-4392

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,



ALLEN D. MERRITT
Senior Water Resource Analyst

Enclosure

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:

37-4392

BISKAY LAND & LIVESTOCK CO., INC.

2400 CHERRY LANE, BOISE, ID 83705

Source: FISH CREEK, MIDDLE FORK trib. to FISH CREEK

Priority Date: 05/01/1913

Diversion Pt: SWNW Sec 33 T 03N R 23E NESE Sec 32 T 03N R 23E

Use: IRRIGATION (0.80 CFS)

In: NESE NWSE Sec 32 T 03N R 23E FOR 40 ACRES

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 9/1 & 9/8/83.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

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

AUGUST 18, 1983

Hood River Journal
P.O. Box 988
Hailer ID 83333

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 SEPTEMBER 15, 1983.

Yours truly,

Mary R. Newby
Secretary

Encl.

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: T G BlauRight Number 37-4392 Applicant BISKAY LAND & LIVESTOCK CO., INC.

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.
- ☒ Claim published correctly.
- ☒ Exceptions processed. None

By ADL Date 9/26/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By PC Date 11/1/83

11/1/83

Department of Water Resources