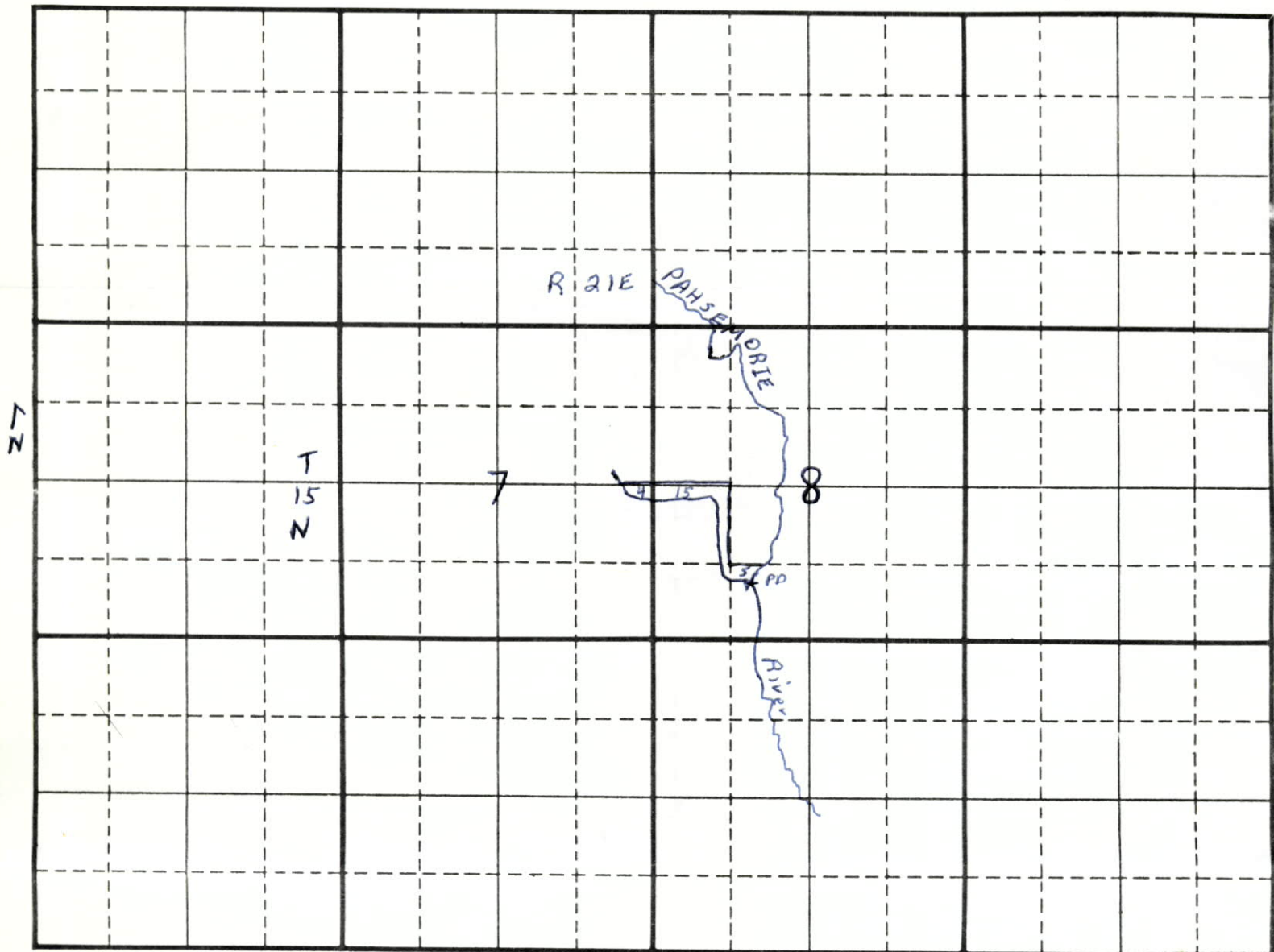


(8) Remarks _____



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 Lauster) 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 30th day of Sept

[Signature]
(Claimant)
, 19 80.

[Signature]
Notary Public
Residing at Ellis Id 83235

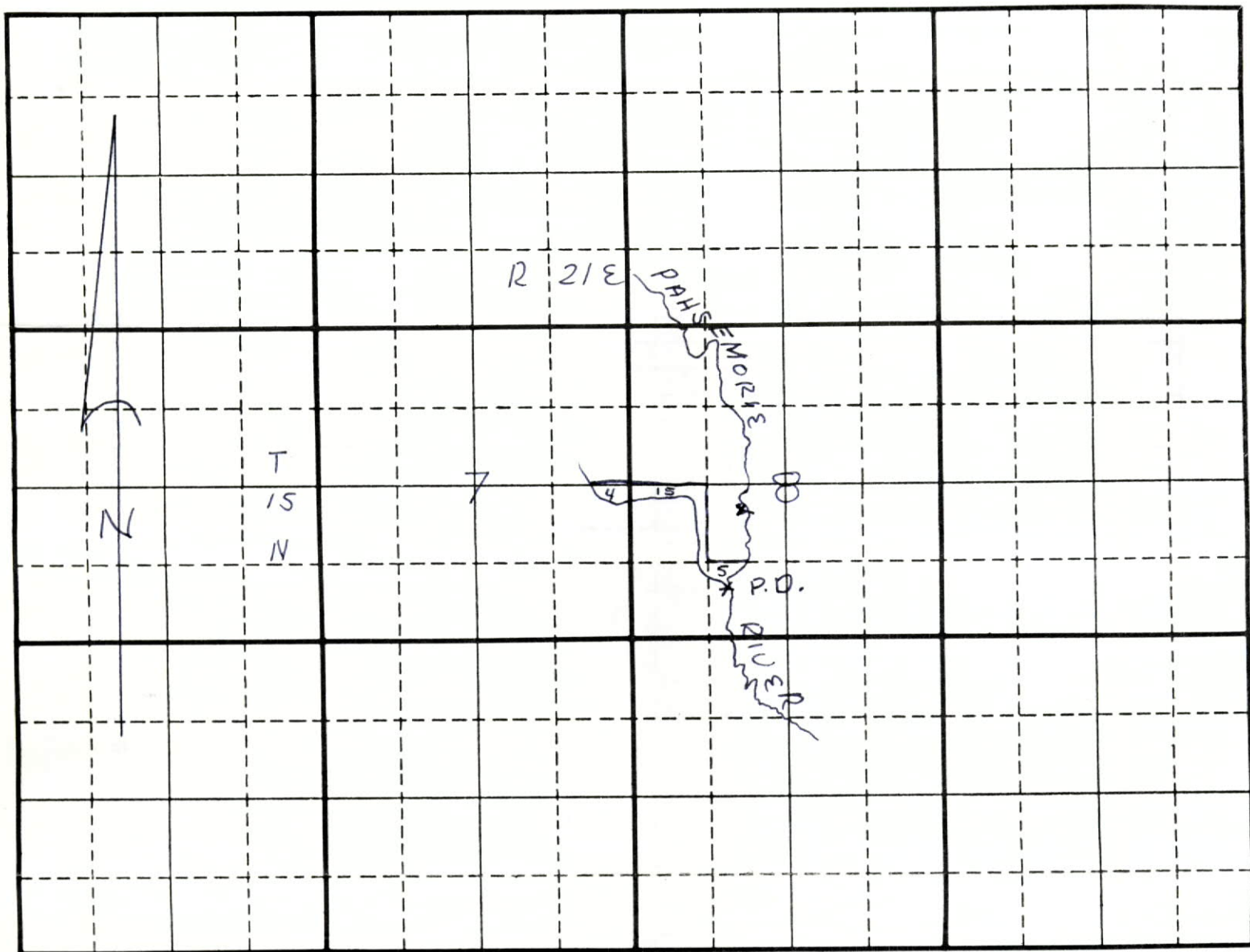
My commission expires 6-25-1984

10/7/80
FOR DEPARTMENT USE ONLY

Received by kw Date 9/9/80 Exception filed by: _____ Date _____
Prelim. check by _____ Date _____
30. \$20.00 fee received by kw Date 9/9/80 #14998
Published in Custer Co. Publishing Co.
Dates 9/18 & 9/20/80

Forwarded to
claimant by: _____ Date _____

(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 24th day of May

x Paul H. Hagen
(Claimant)
19 79
Edna M. Pasieka
Notary Public
Residing at Ellis Rd 83235

My commission expires 6-25-1980

Received by dh Date 6-04-79 Exception filed by: _____ Date _____
Prelim. check by dh Date 6-04-79 Forwarded to claimant by: _____
30. \$20.00 fee received by dh Date 9/9/80 #14998
Published in Custer Co. Publishing Co.
Dates 9/18 & 9/25/80

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:

I, Mary Ann Jasper

Publisher of the Challis Messenger,
a weekly newspaper, published at
Challis, Idaho, do solemnly swear
that the notice hereto attached and
made a part hereof, was published
in the regular and entire issue of
the Challis Messenger for 2

consecutive weeks, commencing with
the issue dated Sept 18

1980 and ending with the issued
dated Sept 25 1980

Mary Ann Jasper

Subscribed and sworn to before
me this 6 day of October,
1980

Janet M. Jones

Notary Public, residing at Challis,
Idaho. My commission expires on

April 30, 1983

MICROFILMED

12.80

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:

73-4021

JOE V. HIGBEE & SONS
P.O. BOX 33 ELLIS, ID. 83235
Source: PAHSIMEROI
RIVER tributary to SALMON
RIVER
Priority Date: 04/01/1922
Amount: 0.48 CFS
Diversion Point: SESW Sec 08

T 15N R 21E, CUSTER Co.
Use: IRRIGATION (0.48 CFS)

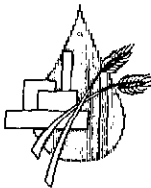
from 04/01 to 11/01

Place of Use: NWSW SESW
Sec 08 T 15N R 21E NESE Sec
07 T 15N R 21E FOR 24 ACRES
Diversion Means: HEAD-
GATE & DITCHES.

Any exception to any claim
of water right may be filed
with the Director of the Idaho
Department of Water Resour-
ces, 1515 Lincoln Road, Idaho
Falls, Idaho 83401.
C. STEPHEN ALLRED
Director
Pub 9/18 & 9/25/80

[Handwritten signature]

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 Joe V. Higbee & Sons

(Name of Claimant)

Box 33, Ellis, ID 83235

(Mailing Address)

Telephone No. 876-2272

(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) April 1, 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)

Pahsimerio River tributary to Salmon 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	0.48 cfs	Use	irrigation	Period of Use From 4/1	To 11/1
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) 0.48 cfs TOTAL QUANTITY USED.

(cfs, gpd, AFA)

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

SE 1/4 SW 1/4, Sec. 8 Twp. 15N Rge. 21E B.M., County of Custer

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. Headgate & ditches.

- (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.	NE1/4				NW1/4				SW1/4				SE1/4				TOTAL
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
15N	21E	8										15		5					20
		7													4				4

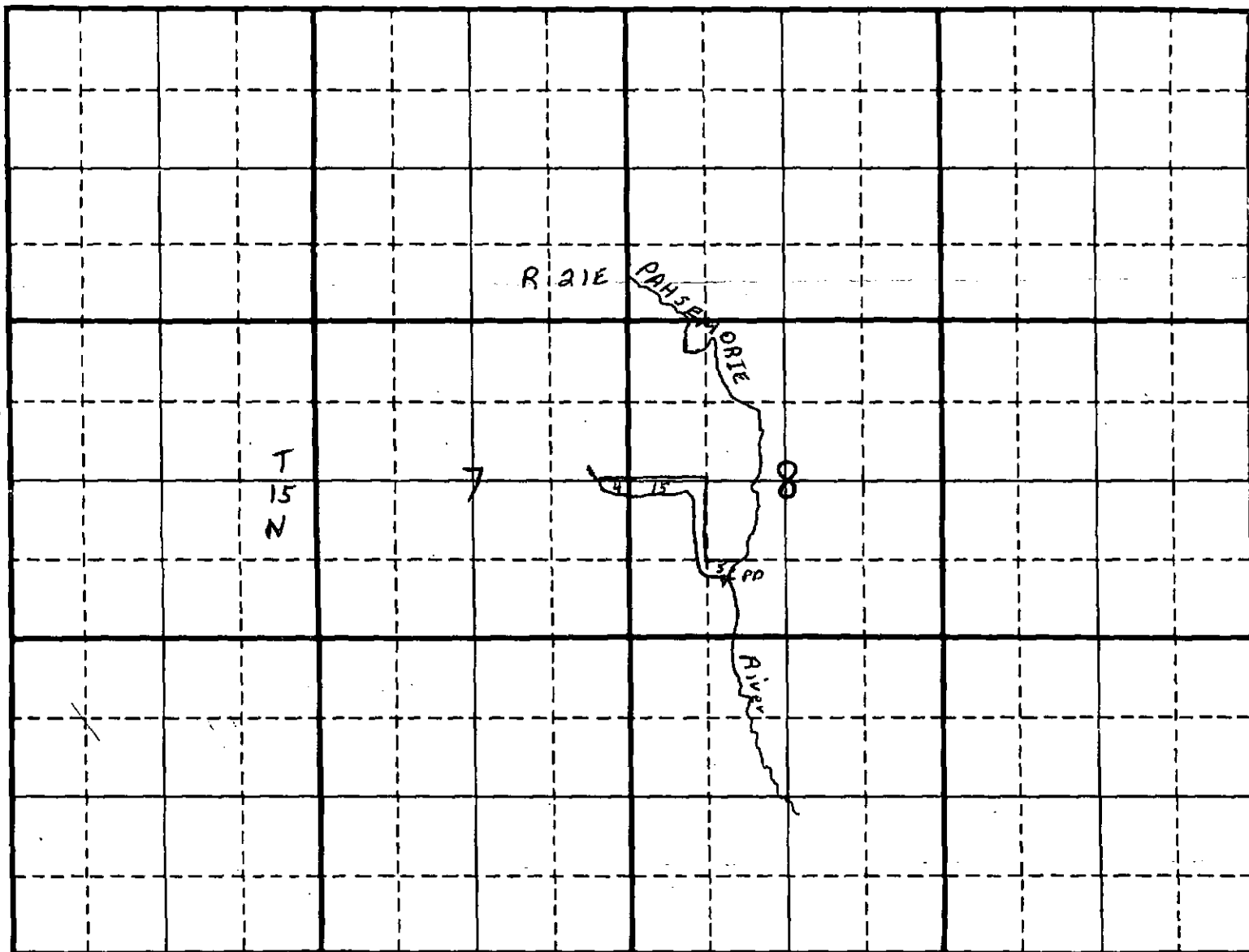
No. of acres 24

- 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:

- (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 Lauster) 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

30th

day of

Sept

, 19

80.

[Signature]
(Claimant)

[Signature]
Notary Public

Residing at Ellis Id 83235

My commission expires

6-25-1984

10/7/80

FOR DEPARTMENT USE ONLY

Received by kw

Date

9/9/80

Exception filed by:

Forwarded to

Date

Prelim. check by kw

Date

9/9/80

#14998

claimant by:

30. \$20.00 fee received by kw

Published in Custer Co. Publishing Co.

Dates

9/18 & 9/25/80

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 JOE V. HIGBEE & SONS
(Name of Claimant)
ELLS, IDA Box 33 83235 Telephone No: 876-2272
(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) 1922 april

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)

PAHSAMAROE RIVER tributary to SALMON 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>0.48 CFS</u>	Use <u>IRRIGATION</u>	Period of Use From <u>4-1</u>	To <u>11-1</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) 0.48 CFS TOTAL QUANTITY USED.

(cfs, gpd, AFA)

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

SE 1/4 SW 1/4, Sec. 8 Twp. 15N Rge. 21E B.M., County of CUSTER

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. HENDGATE & DITCHES.

(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	
15N	21E	8										15		5					20
"	"	7													4				4

No. of acres 24.0

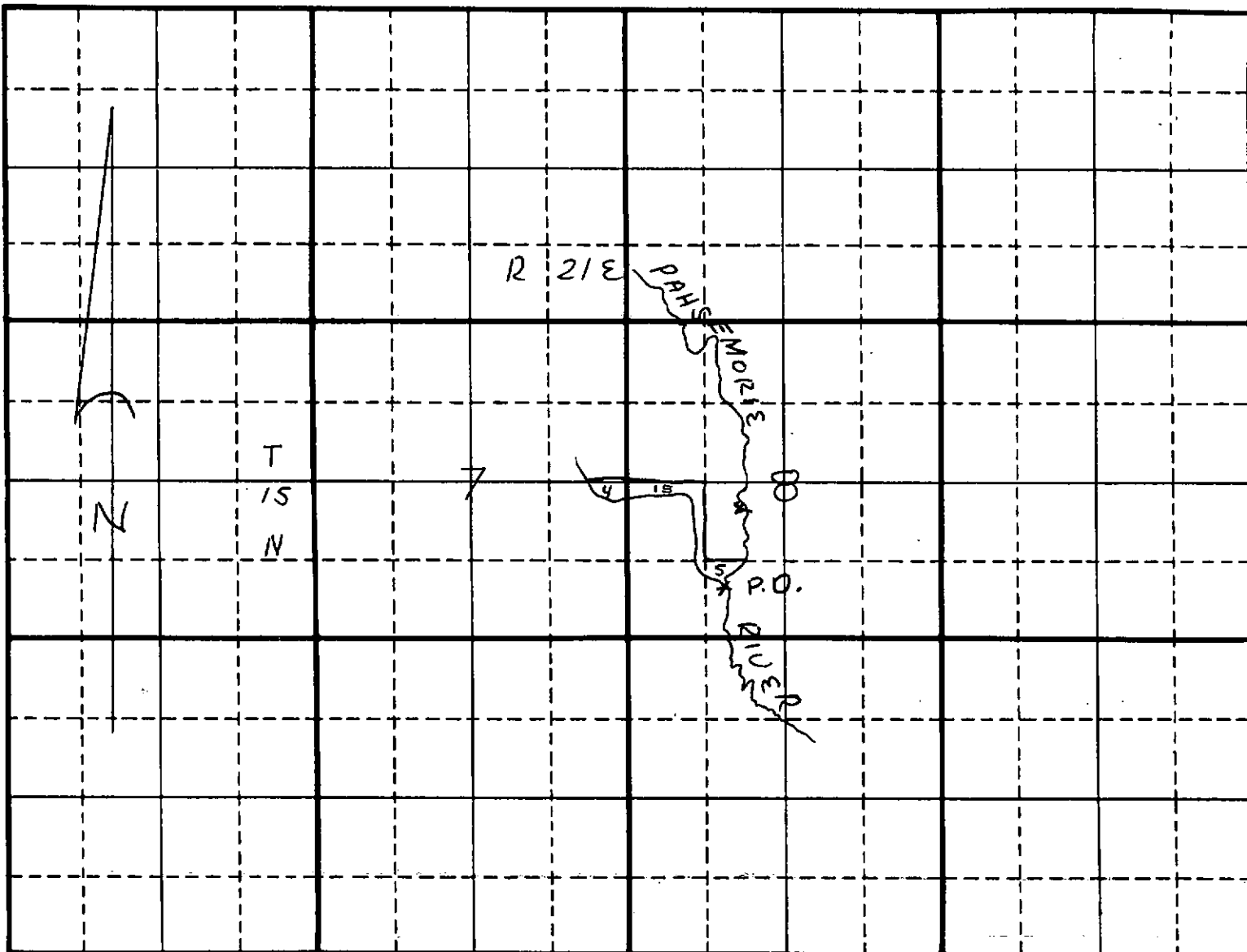
B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

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

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

MICROFILMED

(8) Remarks _____

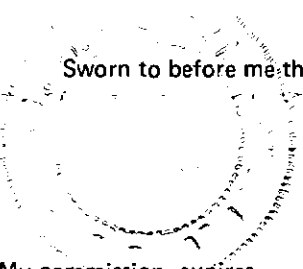


Scale: 2 inches equal 1 mile.

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 Custer) 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 24th day of May

x [Signature]
(Claimant)
19 79

[Signature]
Notary Public
Residing at Ellis St 83235

My commission expires 6-25-1980

Received by <u>dh</u>		Date <u>9/9/80</u>	FOR DEPARTMENT USE ONLY			
Prelim. check by <u>dh</u>		Date <u>8/29/80</u>	Exception filed by:		Forwarded to	
30. \$20.00 fee received by <u>dh</u>		Date <u>6-04-79</u>	<u>9/9/80 #1 4998</u>		claimant by:	
Published in <u>Custer Co. Publishing Co.</u>						
Dates <u>9/18 & 9/25/80</u>						

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:

I, Mary Ann Jasper
 Publisher of the Challis Messenger,
 a weekly newspaper, published at
 Challis, Idaho, do solemnly swear
 that the notice hereto attached and
 made a part hereof, was published
 in the regular and entire issue of
 the Challis Messenger for 2

consecutive weeks, commencing with
 the issue dated Sept 18
 1980 and ending with the issued
 dated Sept 25 1980

Mary Ann Jasper

Subscribed and sworn to before
 me this 6 day of October,
 1980

Shirley M. Jones
 Notary Public, residing at Challis,
 Idaho. My commission expires on

April 30, 1983

MICROFILMED

12.80

NOTICE OF CLAIMS TO WATER RIGHTS

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

73-4021

JOE V. HIGBEE & SONS

P.O. BOX 33 ELLIS, ID. 83235

Source: PAHSIMEROI

RIVER tributary to SALMON

RIVER

Priority Date: 04/01/1922

Amount: 0.48 CFS

Diversion Point: SESW Sec 08

T 15N R 21E, CUSTER Co.
 Use: IRRIGATION (0.48 CFS)

from 04/01 to 11/01

Place of Use: NWSW SESW

Sec 08 T 15N R 21E NESE Sec

07 T 15N R 21E FOR 24 ACRES

Diversion Means: HEAD-

GATE & DITCHES.

Any exception to any claim

of water right may be filed

with the Director of the Idaho

Department of Water Resour-

ces, 1515 Lincoln Road, Idaho

Falls, Idaho 83401.

C. STEPHEN ALLRED

Director

Pub 9/18 & 9/25/80

[Handwritten signature]

ACT
IONX SOURCE - PAHSIMERIO
L SOURCE - PAHSIMEROITRIBUTARY OF - SALMON RIVER
TRIBUTARY OF - SALMON RIVER

WATER RIGHT NUMBER 73-4021

OWNER LAST NAME - JOE V. HIGBEE & SONS

FIRST NAME -

ORIG OWNER -

ADDRESS LINE 1 - P.O. BOX 33

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - ELIS

STATE - ID ZIP CODE - 83235

SOURCE - PAHSIMERIO RIVER

TRIBUTARY OF - SALMON RIVER

STAGE - STATRY CLM

STATUS -

PRIORITY - 04-01-1922 COUNTY - CUSTER

TOTAL DIV. RATE - .4800 -CFS

TOTAL DIV. VOLUME -

.00 AFA TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - SESW 08 15N 21E LOT

REDIV -

FROM - 04-01 TO - 11-01 USE - IRRIGATION

USE DIV. RATE -

.4800 CFS

USE DIV. VOLUME -

.00 AFA

USE - IRRIGATION

PLACE OF USE - TWN 15N RNG 21E SEC 08 TRACT NWSW LOT

AC 15 TRACT SESW LOT

AC 05

USE - IRRIGATION

PLACE OF USE - TWN 15N RNG 21E SEC 07 TRACT NESE LOT

AC 04

DECREE NAME -

DATE -

TOTAL ACRES

24

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. -

PROOF MADE - FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS - HEADGATE & DITCHES.

ACT
ION

N OWNER LAST NAME - JOE V. HIGBEE & SONS

N ADDRESS LINE 1 - P.O. BOX 33

N SOURCE - PAHSIMERIO RIVER

CITY - ELIS

STATE - ID ZIP CODE - 83235

TRIBUTARY OF - SALMON RIVER

N STAGE - STATRY CLM

PRIORITY - 04-01-1922 COUNTY - CUSTER TOTAL DIV. RATE - .4800CFS

N DIVERSION POINT - SESW 08 15N 21E

N FROM - 04-01 TO - 11-01 USE - IRRIGATION

USE DIV. RATE - .4800CFS

N USE - IRRIGATION

PLACE OF USE - TWN 15N RNG 21E SEC 08 TRACT NWSW

AC 15 TRACT SESW

AC 05

N USE - IRRIGATION

PLACE OF USE - TWN 15N RNG 21E SEC 07 TRACT NESE

AC 04

N DIVERSION MEANS - HEADGATE & DITCHES.

BIB.

IDENT. NO.

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

[illegible]

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Steve McCormick

Right Number 73 4021 Applicant _____

NOTE: 73-4021
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.
- 10/10

FINAL REGIONAL PROCESSING REVIEW:

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

By RDC Date 10/14/80

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Hansen Date 10/16/80

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

OCTOBER 6, 1980

JOE V. HIGBEE & SONS
P.O. BOX 33
ELIS

ID 83235

RE: Claim No. 73-4021

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,

RONALD D. CARLSON
Eastern Region Supervisor

Enclosure

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

September 12, 1980

RE: Claims to Water Rights Nos. 73-4020, 73-4021, 73-4022 and 73-4023

Joe V. Higbee
P. O. Box 33
Elis, ID 83235

Dear Mr. Higbee:

Attached herewith is Departmental Receipt No. 14998 in the amount of \$120.00 for the above referenced claims. Also, please find enclosed typed copies of all of the claim forms. Review them and if correct, sign them in the presence of a notary so that we may have neater copies for our files.

Please contact this office should you have any questions.

Sincerely,

Kay Walker

KAY WALKER
Secretary

STATE OF IDAHO
Department of Water Resources

No 14998

Boise, Idaho,

Sept. 9, 1980

RECEIVED
FROM

Joe V. Higbee of *Elis* \$ *120.00*
One hundred twenty and 00/100 DOLLARS

FOR

<i>4 claims</i>	\$ <i>120.00</i>
	\$
	\$
<i>CP # 07-95/755</i>	\$
TOTAL . . .	\$ <i>120.00</i>

Kay Walker

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

SEPTEMBER 11, 1980

Custer County Publishing Co.
P. O. Box 405
Challis, Idaho 83226

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 OCTOBER 6, 1980.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

MICROFILMED

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:

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho 83401 .

C. STEPHEN ALLRED
Director

Published 9/18 & 9/25/80.

MICROFILMED

73-4021-

JOE V. HIGBEE & SONS

P.O. BOX 33, ELIS, ID 83235

Source: PAHSIMERIO RIVER tributary to SALMON RIVER

Priority Date: 04/01/1922

Amount: 0.48 CFS

Diversion Point: SESW Sec 08 T 15N R 21E, CUSTER Co.

Use: IRRIGATION (0.48 CFS) from 04/01 to 11/01

Place of Use: NWSW SESW Sec 08 T 15N R 21E NESE Sec 07 T 15N R 21E
FOR 24 ACRES

Diversion Means: HEADGATE & DITCHES.

MICROFILMED