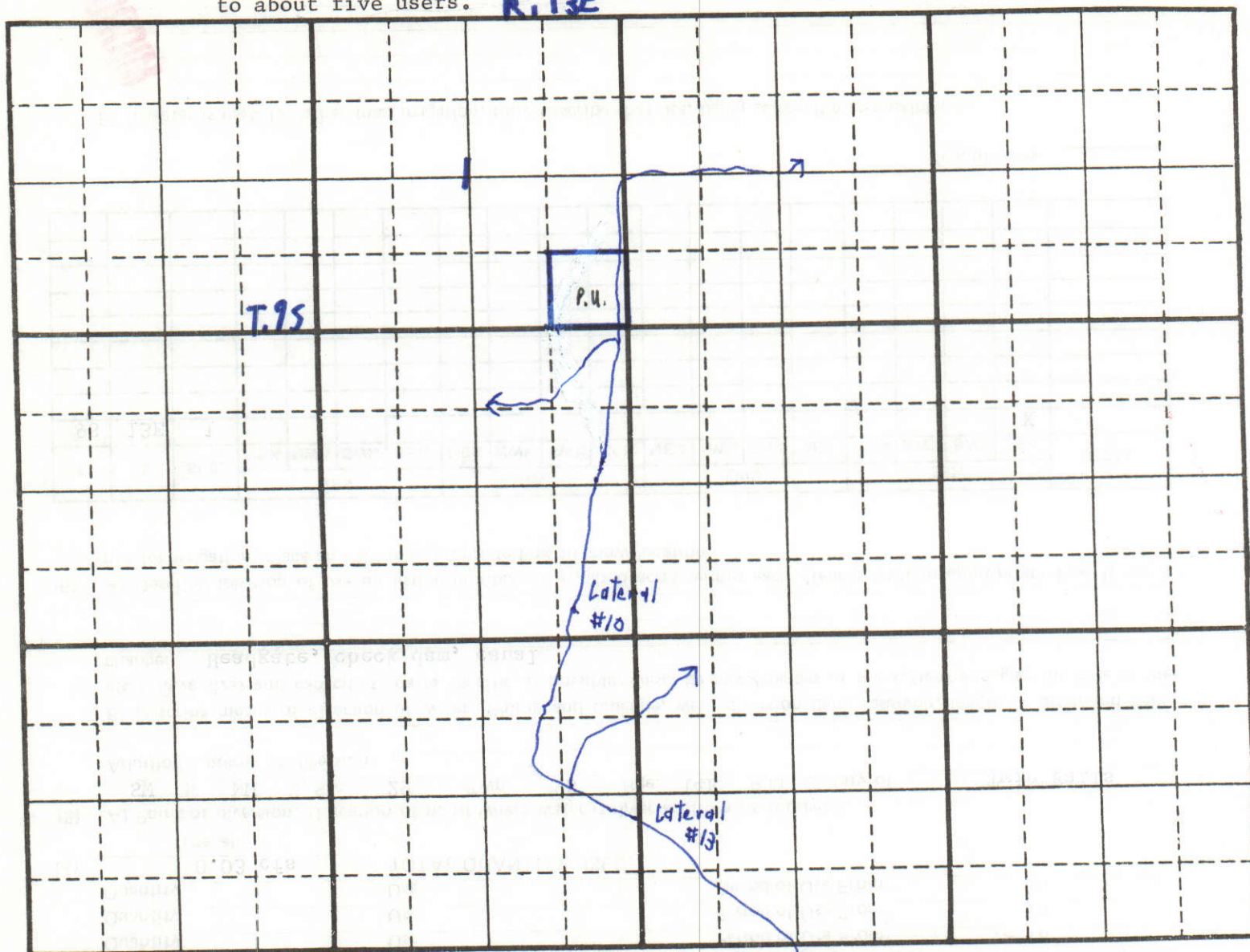


(8) Remarks Water diverted includes both natural flow in Deep Creek & Twin Falls Canal Co. water that is carried thru Deep Creek during the irrigation season.
Diversion system is part of Twin Falls Canal Co. system (Lateral #13 & then Lateral #10). Headgate & canal remain open in winter to carry to stockwater to about five users. **R. 13E**



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.

Randall Stewart
(Claimant)

Sworn to before me this 28th day of February, 19 83.

Loren O. Halmer
Notary Public
Residing at Twin Falls, ID

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by g.f. Stanton Date 2-28-83 Exception filed by: _____ Date _____
Prelim. check by TB Date _____
\$30.00 fee received by gp Date 2-28-83 26040
Published in Times News
Dates 4/14 + 4/21/83

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:

47-4343

STEWART, RANDALL
RT. 3, BUHL, ID 83316
Source: DEEP CREEK
trib. to SNAKE RIVER
Priority Date: 01/01/1905
Diversion Pt: SWNW Sec
29 T 09S R 14E
Use: STOCKWATER
(0.03 CFS)
In: SESE Sec 01 T 09S R
13E

47-4344

SHIELDS, ELIZABETH
W.
RT. 2, BUHL, ID 83316
Source: SEEP STREAM
(L DRAIN) trib. to SNAKE
RIVER
Priority Date: 01/01/1920
Diversion Pt: NWSW Sec
01 T 10S R 14E
Use: STOCKWATER
(0.05 CFS)
In: NWSW Sec 01 T 10S R
14E

47-4345

SHIELDS, ELIZABETH
W.
RT. 2, BUHL, ID 83316
Source: GROUND
WATER
Priority Date: 05/01/1960
Diversion Pt: NESW Sec
01 T 10S R 14E
Use: IRRIGATION (0.06
CFS)
STOCKWATER (0.02
CFS)
DOMESTIC (0.02 CFS)
In: NESW Sec 01 T 10S R
14E FOR 1.6 ACRES

47-4346

MC CABE, W.W.
RT. 1, FILER, ID 83328
Source: UNNAMED
STREAM trib. to ROCK
CREEK
Priority Date: 04/01/1905
Diversion Pt: SWNW Sec
01 T 10S R 16E
Use: IRRIGATION (1.00
CFS)
In: NWNW SWNW Sec 01
T 10S R 16E FOR 50
ACRES

47-4347

LONG, DAVID J. &/or
DOROTY J.
RT. 1, BOX 308,
HANSEN, ID 83334
Source: GROUND
WATER
Priority Date: 01/01/1945
Diversion Pt: NWNW Sec
36 T 11S R 18E
Use: IRRIGATION (0.07
CFS)

STOCKWATER (0.02
CFS)
DOMESTIC (0.07 CFS)
In: NWNW Sec 36 T 11S R
18E FOR 2.5 ACRES

47-4348

KOHNTOPP, RAYMOND
H.
RT. 1, FILER, ID 83328
Source: GROUND
WATER
Priority Date: 03/01/1950
Diversion Pt: NWSW Sec
32 T 09S R 16E
Use: IRRIGATION (0.50
CFS)
In: NESW NWSW NWSE
Sec 32 T 09S R 16E FOR
78 ACRES

47-4349

TONER, JAMES E.
RT. 3, BOX 483, BUHL, ID
83316
Source: WASTEWATER
trib. to DEEP CREEK
Priority Date: 04/01/1961
Diversion Pt: LOT 04
(NWNW) Sec 05 T 10S R
14E
Use: IRRIGATION (0.03
CFS)
In: LOT 04 (NWNW) Sec
05 T 10S R 14E FOR 2
ACRES

47-4350

BROWN, MERLE
401 13th AVE. N., BUHL,
ID 83316
Source: WASTE WATER
trib. to MUD CREEK
Priority Date: 04/01/1926
Diversion Pt: SWNW Sec
34 T 09S R 14E NWSE Sec
33 T 09S R 14E
Use: IRRIGATION (1.60
CFS)
In: SENE NESE NWSE
Sec 33 T 09S R 14E
SWNW Sec 34 T 09S R
14E FOR 160 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

PUBLISH: Thursday,
April 14 and 21, 1983.

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF TWIN FALLS } ss.

Nº 12584

I, Linda Capps McSwine being first duly sworn u
oath, depose and say that I am Print Clerk of the TIMES-NEWS,
published daily, at Twin Falls, Idaho, and do solemnly swear that a copy of
the notice of advertisement, as per clipping attached, was published in the regular and
entire issue of said newspaper, and not in any supplement thereof, for Two
consecutive Weeks, commencing with the issue dated
April 14, 1983, and ending with the issue dated
April 21, 1983.

And I do further certify that said newspaper is a consolidation, effective February 16,
1942, of the Idaho Evening Times, published theretofore daily except Sunday, and the Twin
Falls News, published theretofore daily except Monday, both of which newspapers prior to
consolidation had been published under said names in said city and county continuously and
uninterruptedly during a period of more than twelve consecutive months, and said TIMES-
NEWS, since such consolidation, has been published as a daily newspaper except Saturday,
until July 31, 1978, at which time said newspaper began daily publication under said name
in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week
has been designated as the day on which legal notice by law or by order of any court of com-
petent jurisdiction within the state of Idaho, to be published weekly, will be published; and
that at the head of the editorial column of said combined newspapers, and in each issue th
of, Thursday is announced as the day on which said legal notices will be published.

Subscribed and sworn to before me on this 21 day of

Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho

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 Randall Stewart (Name of Claimant)
Route #3, Buhl, ID 83316 Telephone No. 543-4903
(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) 1905

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)
Deep Creek tributary to Snake 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, af)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>0.03 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) 0.03 cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW ¼ NW ¼, Sec. 29 Twp. 9S Rge. 14E B.M., County of Twin Falls
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, check dam, canal

(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.

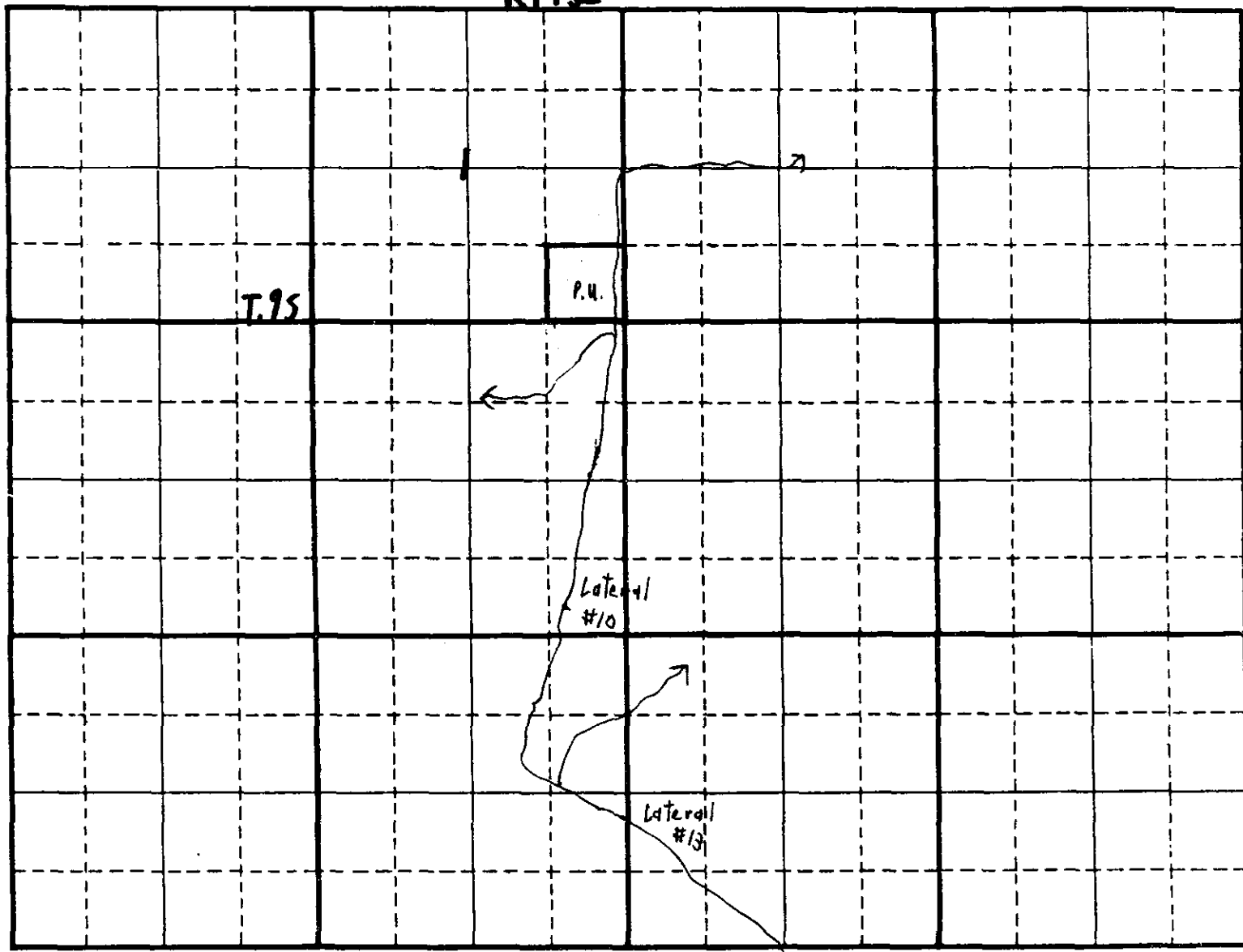
T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
9S	13E	1																X	

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

(8) Remarks Water diverted includes both natural flow in Deep Creek & Twin Falls Canal Co. water that is carried thru Deep Creek during the irrigation season.
Diversion system is part of Twin Falls Canal Co. system (Lateral #13 & then Lateral #10). Headgate & canal remain open in winter to carry to stockwater to about five users. R. 13E



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.

Randall Stewart
(Claimant)

Sworn to before me this 28th day of February, 19 83.

Loren O. Halmer
Notary Public
Residing at Twin Falls, ID

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by JS Date 2-28-83 Exception filed by: _____ Date _____
Paid by TS Date _____
Fee received by JS Date 2-28-83 26040
Filed in Times
Dates 4/14 & 4/21/83

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:

47-4343

STEWART, RANDALL
RT. 3, BUHL, ID 83316
Source: DEEP CREEK
trib. to SNAKE RIVER
Priority Date: 01/01/1905
Diversion Pt: SWNW Sec
29 T 09S R 14E
Use: STOCKWATER
(0.03 CFS)
In: SESE Sec 01 T 09S R
13E

47-4344

SHIELDS, ELIZABETH
W.
RT. 2, BUHL, ID 83316
Source: SEEP STREAM
(L DRAIN) trib. to SNAKE
RIVER
Priority Date: 01/01/1920
Diversion Pt: NWSW Sec
01 T 10S R 14E
Use: STOCKWATER
(0.05 CFS)
In: NWSW Sec 01 T 10S R
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47-4345

SHIELDS, ELIZABETH
W.
RT. 2, BUHL, ID 83316
Source: GROUND
WATER
Priority Date: 05/01/1960
Diversion Pt: NESW Sec
01 T 10S R 14E
Use: IRRIGATION (0.06
CFS)
STOCKWATER (0.02
CFS)
DOMESTIC (0.02 CFS)
In: NESW Sec 01 T 10S R
14E FOR 1.6 ACRES

47-4346

MC CABB, W.W.
RT. 1, FILER, ID 83328
Source: UNNAMED
STREAM trib. to ROCK
CREEK
Priority Date: 04/01/1905
Diversion Pt: SWNW Sec
01 T 10S R 16E
Use: IRRIGATION (1.00
CFS)
In: NWNW SWNW Sec 01
T 10S R 16E FOR 50
ACRES

47-4347

LONG, DAVID J. &/or
DOROTHY J.
RT. 1, BOX 308,
HANSEN, ID 83334
Source: GROUND
WATER
Priority Date: 01/01/1945
Diversion Pt: NWNW Sec
36 T 11S R 18E
Use: IRRIGATION (0.07
CFS)

STOCKWATER (0.02
CFS)
DOMESTIC (0.07 CFS)
In: NWNW Sec 36 T 11S R
18E FOR 2.5 ACRES

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KOHNTOPP, RAYMOND
H.
RT. 1, FILER, ID 83328
Source: GROUND
WATER
Priority Date: 03/01/1950
Diversion Pt: NWSW Sec
32 T 09S R 16E
Use: IRRIGATION (0.50
CFS)
In: NESW NWSW NWSE
Sec 32 T 09S R 16E FOR
78 ACRES

47-4349

TONER, JAMES E.
RT. 3, BOX 483, BUHL, ID
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Source: WASTEWATER
trib. to DEEP CREEK
Priority Date: 04/01/1961
Diversion Pt: LOT 04
(NWNW) Sec 05 T 10S R
14E
Use: IRRIGATION (0.03
CFS)
In: LOT 04 (NWNW) Sec
05 T 10S R 14E FOR 2
ACRES

47-4350

BROWN, MERLE
401 13th AVE. N., BUHL,
ID 83316
Source: WASTE WATER
trib. to MUD CREEK
Priority Date: 04/01/1926
Diversion Pt: SWNW Sec
34 T 09S R 14E NWSE Sec
33 T 09S R 14E
Use: IRRIGATION (1.60
CFS)
In: SENE NESE NWSE
Sec 33 T 09S R 14E
SWNW Sec 34 T 09S R
14E FOR 160 ACRES

Any exception to any
claim of water right may
be filed with the Director
of the Idaho Depart-
ment of Water Re-
sources, 1041 Blue
Lakes Blvd. North, Twin
Falls, Idaho 83301

A. KENNETH DUNN
Director
PUBLISH: Thursday,
April 14 and 21, 1983.

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF TWIN FALLS) ss.

Nº 12584

I, Linda Capps McQuire being first duly sworn u
oath, depose and say that I am Print Clerk of the TIMES-NEWS,
published daily, at Twin Falls, Idaho, and do solemnly swear that a copy of
the notice of advertisement, as per clipping attached, was published in the regular and
entire issue of said newspaper, and not in any supplement thereof, for Two
consecutive Weeks, commencing with the issue dated
April 14, 1983, and ending with the issue dated
April 21, 1983.

And I do further certify that said newspaper is a consolidation, effective February 16,
1942, of the Idaho Evening Times, published theretofore daily except Sunday, and the Twin
Falls News, published theretofore daily except Monday, both of which newspapers prior to
consolidation had been published under said names in said city and county continuously and
uninterruptedly during a period of more than twelve consecutive months, and said TIMES-
NEWS, since such consolidation, has been published as a daily newspaper except Saturday,
until July 31, 1978, at which time said newspaper began daily publication under said name
in said city and county continuously and uninterruptedly.

I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week
is designated as the day on which legal notice by law or by order of any court of com-
petent jurisdiction within the state of Idaho, to be published weekly, will be published; and
that at the head of the editorial column of said combined newspapers, and in each issue th
of, Thursday is announced as the day on which said legal notices will be published.

Subscribed and sworn to before me on this 21 day of

Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

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

MAY 6, 1983

RANDALL STEWART
RT. 3
BUHL

ID 83316

RE: Claim No. 47-4343

Dear Claimant:

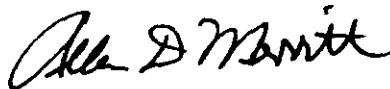
The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

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

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:

42-4343-

STEWART, RANDALL

RT. 3, BUHL, ID 83316

Source: DEEP CREEK trib. to SNAKE RIVER

Priority Date: 01/01/1905

Diversion Pt: SWNW Sec 29 T 09S R 14E

Use: STOCKWATER (0.03 CFS)

In: SESE Sec 01 T 09S R 13E

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 4/14 & 4/21/83.

MICROFILMED

13045 pgl SEND PROOF
017.1 IN 12:03
legal for Thursday.

**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:

47-4343

STEWART, RANDALL
RT. 3, BUHL, ID 83316
Source: DEEP CREEK
trib. to SNAKE RIVER
Priority Date: 01/01/1905
Diversion Pt: SWNW Sec
29 T 08S R 14E
Use: STOCKWATER
(0.03 CFS)
In: SESE Sec 01 T 08S R
13E

*of
macy
4/2/63*

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

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

APRIL 6, 1983

Times News
P. O. Box 548
Twin Falls, Idaho 83301

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 MAY 2, 1983.

Yours truly,

Mary A. Newby
Secretary

Encl.

MICROFILMED