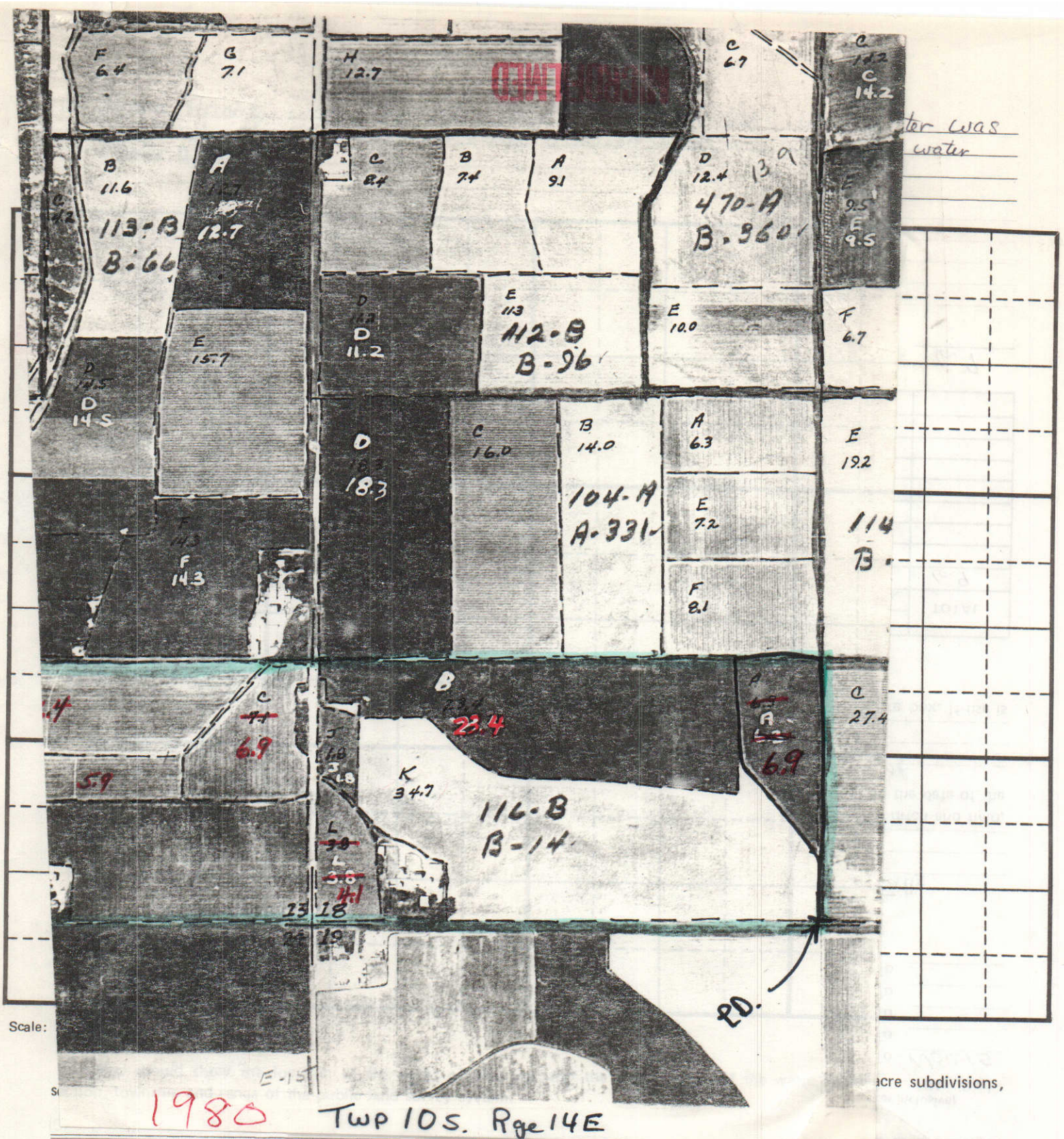




State of Idaho)
County of Lewis Falls) ss.

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.

Sunset Butte Ranch Inc
Earl H. Heidel, Pres
(Claimant)

Sworn to before me this 19th day of February, 1981.

[Signature]
Notary Public
Residing at Hansen

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by TGB Date 2-19-81 Exception filed by: _____ Fowarded to _____ Date _____
Prelim. check by JP Date 2-23-81 _____
\$20.00 fee received by TGB Date 2-19-81 #16837 _____
Published in Times News _____
Dates 3/2 + 3/9/81 _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

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

APRIL 1, 1981

SUNSET BUTTE RANCH INC.
% EARL HEIDEL
RT. 2
BUHL

ID 83316

RE: Claim No. 47-4225

Dear Claimant:

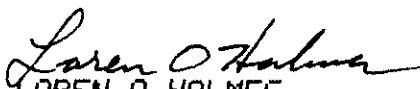
The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

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

88111111 11111111

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 Sunset Butte Ranch Inc. % Earl Heidel
(Name of Claimant)
Route 2, Buhl, Idaho 83816 Telephone No. 537-6513
(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) May 14, 1908

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)
Waste water tributary to Lateral # 7

(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>1.0 CFS</u>	Use	<u>Irrigation</u>	Period of Use From	<u>March 15</u> To <u>Nov. 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) 1.0 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. 18 Twp. 10S 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. Diversion dam and earth ditch to place of use, max length of field is approx 1000 ft.

(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.

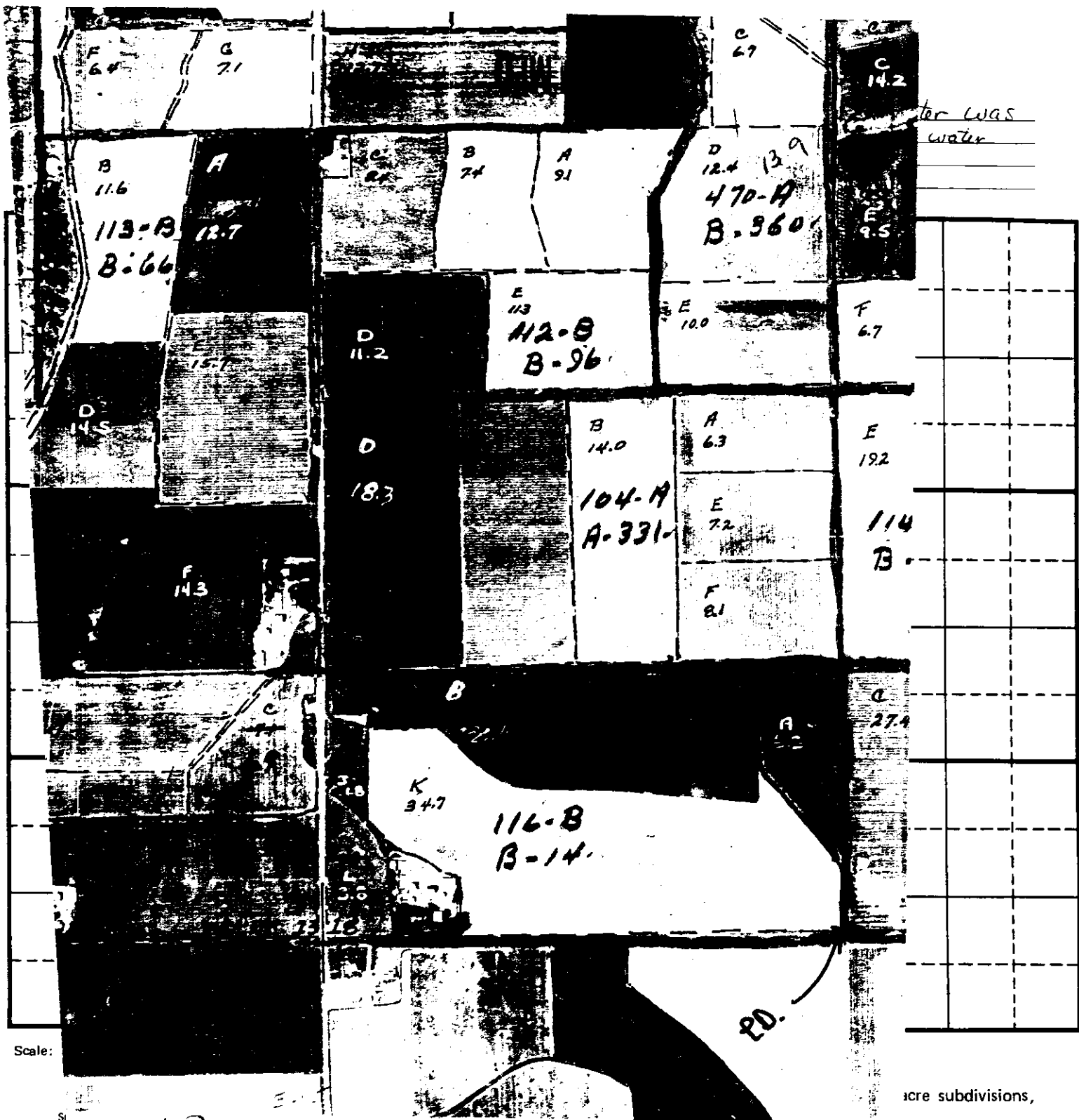
T	R	SEC.	NE%				NW%				SW%				SE%				TOTAL
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
<u>10S</u>	<u>14E</u>	<u>18</u>												<u>6.9</u>					<u>6.9</u>

No. of acres 6.9

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:



1980 Twp 10S. Rge 14E

State of Idaho)
County of Lewis 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.

Sunset Butte Ranch Inc
Earl Heideel, Pres
(Claimant)

Sworn to before me this 19th day of February, 1981.

[Signature]
Notary Public
Residing at [Signature]

My commission expires [Signature]

FOR DEPARTMENT USE ONLY

Received by TGB Date 2-19-81 Exception filed by: _____ Date _____
Prelim. check by [Signature] Date 2-23-81 _____
\$20.00 fee received by TGB Date 2-19-81 #16837
Published in Times News
Dates 3/2 + 3/9/81

Affidavit of Publication

Nº 10007

STATE OF IDAHO.
COUNTY OF TWIN FALLS } ss.

47-4225
SUNSET BUTTE RANCH
INC.
% EARL HEIDEL, RT. 2,
BUHL, ID 83318
Source: WASTE WATER
tributary to TWIN FALLS
CANAL LATERAL #7
Priority Date: 05/14/1908
Amount: 1.00 CFS
Diversion Point: SESW Sec
18 T 10S R 14E, TWIN
FALLS Co.
Use: IRRIGATION (1.00 CFS)
from 03/15 to 11/15
Place of Use: SESW Sec 18 T
10S R 14E FOR 7 ACRES
Diversion Means: CHECK
DAM & DITCH

I, Linda Capps McBuire being first duly sworn up,
oath, depose and say that I am Pune Club 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

March 12, 19 81, and ending with the issue dated
March 19, 19 81.

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 there-
of, Thursday is announced as the day on which said legal notices will be published.

Linda Capps McBuire
Subscribed and sworn to before me on this 19 day of

March, 19 81
Della Rowlett Smith
Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho

RECEIVED

County of Twin Falls

Department of Water Resources
Southern District Office

deposes and says: I moved across the road from the Heidel Ranch in 1932 and farmed there for about 40 years. The waste water from our farm entered the Heidel farm at their South East corner and was used to irrigate a small field of about 6 acres located in the North East corner of the farm. Therefore, I can affirm that waste water was used to irrigate the North East field on the farm now owned by the Sunset Butte Ranch, Earl Heidel President, in the year of 1932 and was used continuously in this way up to the present time.

Furthermore, it is my opinion that waste water was used for irrigation on the North East part of this farm soon after water ran in this natural drainage system when the Twin Falls Canal system began operating in the Castleford area. This opinion is based on my general knowledge of the farm and the experience of threshing there for several years as a member of a "crew machine" beginning in the year of 1922.

Richard Hill
(signature)

Subscribed and sworn to before me this 7th day of April 19 81.

Therrell A. Hanes
(notary public)

Residing at 2444 Alameda
My commission expires 4-30-84

MICROFILMED

IN THE MATTER OF:

WASTE WATER USAGE

State of Idaho

County of Twin Falls

RECEIVED

AFFIDAVIT

APR 14 1981

Department of Water Resources
Southern District Office

Wallace Glander

being first duly sworn,

deposes and says: I came to Buhl, Idaho with my parents when I
was six years old in the year of 1910 and have lived less than two
miles from the John Heidel farm (18-10-14) ever since. I often
worked on the Heidel farm in a labor exchange during haying,
threshing, etc., and am well acquainted with the land and irrigation.
I have always been aware of the waste water that flowed on to this
80 acres at the south east corner and its use in irrigating the
6.9 acre field in the north-east corner. One specific instance
I recall that the waste water was used to irrigate the small
north-east field was in connection with putting up hay on this
field on or about the year of 1922. Therefore, I can state that
waste water was used to irrigate the north-east field of the farm
now owned by Sunset Butte Ranch in care of Earl Heidel in the year
1922 and that I believe that waste water was utilized in the same
way from the time that the Twin Falls Canal system began operating
in the Castleford area.

Wallace Glander
(signature)

Subscribed and sworn to before me this 20th day of March 1981.

Lewis A. Davis
(notary public)

Residing at Buhl
My commission expires 4-30-84

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:

42-4225-

SUNSET BUTTE RANCH INC.

% EARL HEIDEL, RT. 2, BUHL, ID 83316

Source: WASTE WATER tributary to TWIN FALLS CANAL LATERAL #7

Priority Date: 05/14/1908

Amount: 1.00 CFS

Diversion Point: SESW Sec 18 T 10S R 14E, TWIN FALLS Co.

Use: IRRIGATION (1.00 CFS) from 03/15 to 11/15

Place of Use: SESW Sec 18 T 10S R 14E FOR 7 ACRES

Diversion Means: CHECK DAM & DITCH.

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.

C. STEPHEN ALLRED

Director

Published 3/12 & 3/19/81.

47-4225
SUNSET BUTTE RANCH
INC.
% EARL HEIDEL, RT. 2,
BUHL, ID 83318
Source: WASTE WATER
tributary to TWIN FALLS
CANAL LATERAL #7
Priority Date: 05/14/1908
Amount: 1.00 CFS
Diversion Point: SESW Sec
18 T 10S R 14E, TWIN
FALLS Co.
Use: IRRIGATION (1.00 CFS)
from 03/15 to 11/15
Place of Use: SESW Sec 18 T
10S R 14E FOR 7 ACRES
Diversion Means: CHECK
DAM & DITCH

ok
may
2/6/81

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

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

FEBRUARY 25, 1981

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 MARCH 30, 1981.

Yours truly,

Mary A. Hill
Secretary

Encl.

APR 1 1981