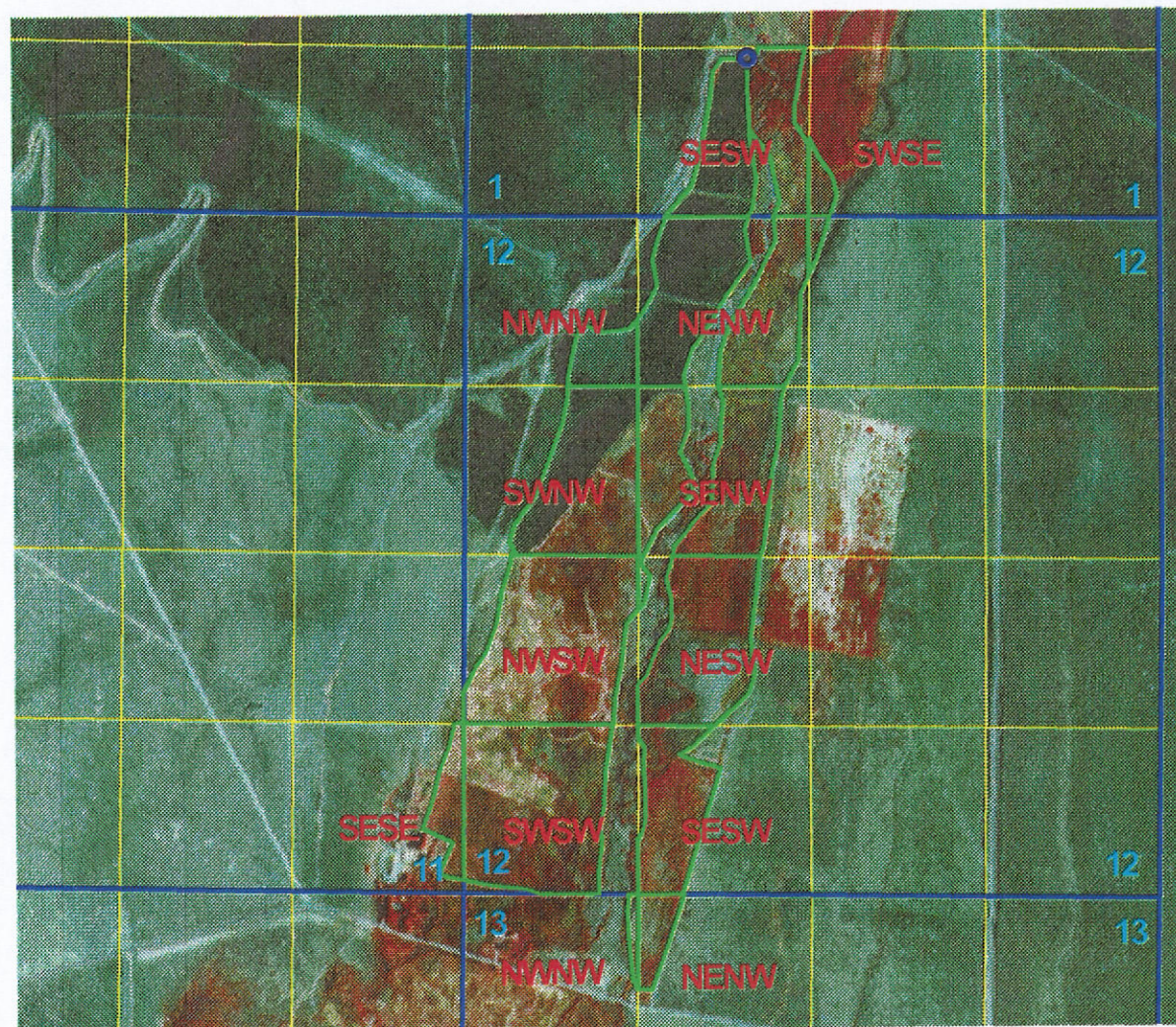
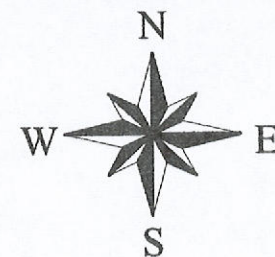
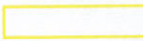


IDAHO DEPARTMENT OF WATER RESOURCES

T04S, R08E, S1, 11, 12 & 13



1987 NAPP PHOTO

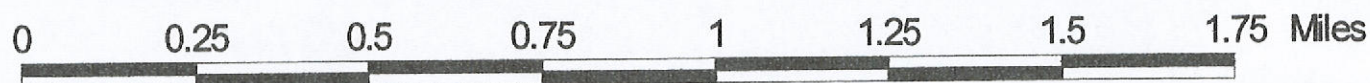
-  POINT OF DIVERSION
-  PLACE OF USE
-  1/4 1/4 LINES
-  SECTION LINES
- 6 ACRES
- 6 SECTION NUMBERS

CLAIM(S): 61-00281A, 61-00282A,
61-00358A, 61-00362C, 61-02006A,
61-10377A, 61-00361A, 61-00302

OWNER(S): ARK PROPERTIES, INC

Prepared by Mel Schulte

DATE: OCTOBER 16, 1998



IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A61-10377A
Date Received: 12/ 6/1989
Receipt No: X777777
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ARK PROPERTIES, INC
Address: 1656 KINGSHILL
ST CROIX VI

00851

2. Date of Priority: MAR 1, 1867

3. Source: BENNETT CREEK

Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04S	08E	1	SE	SW			ELMORE

5. Description of diverting works:
GRAVITY FLOW VIA DITCHES FOR FLOOD IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.490		

7. Total Quantity Appropriated is:
1.490 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 547.7 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04S	08E	1	SE	SW		IRR	19.0
			SW	SE		IRR	2.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	21.0
		11	SE	SE	IRR	6.0
					Section Acres	6.0
		12	NE	NW	IRR	29.0
			NW	NW	IRR	5.0
			SW	NW	IRR	22.0
			SE	NW	IRR	25.0
			NE	SW	IRR	23.0
			NW	SW	IRR	32.0
			SW	SW	IRR	31.0
			SE	SW	IRR	15.0
					Section Acres	182.0
		13	NE	NW	IRR	5.0
			NW	NW	IRR	2.0
					Section Acres	7.0
					Total Acres	216.0

11. Place of use in counties: ELMORE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

A61-00358, A61-00362, A61-02006, A61-02017 & A61-02208.

14. Remarks:

THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 61-00285A, 61-00285B, 61-00286A & 61-00286B.

CHANGE OF OWNERSHIP 7/28/95 MTS

THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP OF A PORTION OF CLAIM A61-10377, FEE PAID UNDER W006957. 4/29/1997 MTS

OWNERSHIP CHANGE 5/6/1997 MTS

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

Decree Plaintiff

vs

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this _____ day

of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

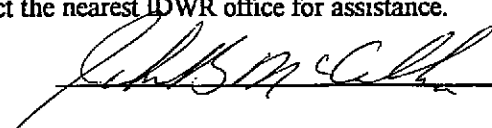
RECEIVED

APR 24 1997

WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

1. Water Right Number(s) _____
Adjudication Claim Number(s) _____
2. The following **REQUIRED** information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) FRANKLIN JACK POWERS & ELIZABETH M. POWERS
PO BOX 1238 GLENN'S FERRY, ID 83623
4. New Owner/Claimant(s) ARK PROPERTIES, INC.
Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR
New Mailing Address 1656 Kingshill
City, State and ZIP Code ST. CROIX, USVI 00851
New Telephone Number () -
5. Date you acquired the property APRIL 22, 1997
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres actually irrigated _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s)  Date 4/22/97
Date _____
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

WARRANTY DEED

FOR VALUE RECEIVED

FRANKLIN JACK POWERS AND ELIZABETH M. POWERS, HUSBAND AND WIFE

GRANTOR(s), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto

ARK PROPERTIES, L.L.C.

GRANTEE(S), whose current address is: 1656 KINGSHILL ST CROIX, USVI 00851
the following described real property in ELMORE County, State of Idaho,
more particularly described as follows, to wit:

Tract II:

Township 3 South, Range 9 East, Boise Meridian, Elmore County, Idaho

Section 31: Lots 4 and 5

Township 4 South, Range 9 East, Boise Meridian, Elmore County, Idaho

Section 6: Lots 3, 4, 5, 6 and SE1/4NW1/4, NE1/4SW1/4

TOGETHER with and including all grazing, water, mineral, ditch and
other rights appurtenant thereto.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and
Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said
Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all
encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or
done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and
agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if
any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same
from all lawful claims whatsoever, except those of record.

Dated: APRIL 22, 1997

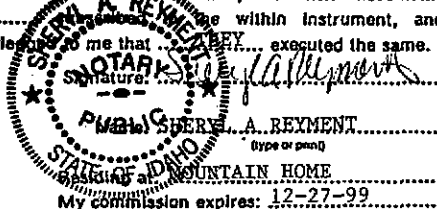
Franklin Jack Powers
FRANKLIN JACK POWERS

Elizabeth M. Powers
ELIZABETH M. POWERS

STATE OF IDAHO..... County of ELMORE ss.

On this 22ND day of APRIL
in the year of 1997, before me, the undersigned, a Notary
Public in and for said State, personally appeared
FRANKLIN JACK POWERS
ELIZABETH M. POWERS

known or identified to me to be the person(s) whose name
ARE..... within instrument, and
acknowledged to me that they executed the same.



300155

ELMORE COUNTY, IDAHO ss
Request of

GUARANTY TITLE INC.

Time 4:50 P M

Date April 22, 1997

Book Page

DOLCREE ROBISON

Recorder

By Deputy

Fee \$3.00

RECEIVED

APR 24 1997

WATER RESOURCES
WESTERN REGION

WARRANTY DEED

FOR VALUE RECEIVED

FRANKLIN JACK POWERS AND ELIZABETH M. POWERS, HUSBAND AND WIFE

GRANTOR(s), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto

ARK PROPERTIES, L.L.C.

GRANTEE(S), whose current address is: 1656 KINGSHILL ST CROIX, USVI 00851
the following described real property in ELMORE County, State of Idaho,
more particularly described as follows, to wit:

SEE ATTACHED LEGAL DESCRIPTION

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever, except those of record.

Dated: APRIL 22, 1997

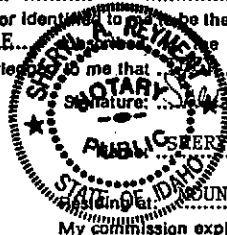
Franklin Jack Powers
FRANKLIN JACK POWERS

Elizabeth M. Powers
ELIZABETH M. POWERS

STATE OF IDAHO....., County of ELMORE....., ss.

On this ...22ND..... day of APRIL.....
in the year of 1997, before me, the undersigned, a Notary Public in and for said State, personally appeared
FRANKLIN JACK POWERS
ELIZABETH M. POWERS

known or identified to me to be the person(s)..... whose name
.....ARE..... within instrument, and
acknowledged to me that..... executed the same.



Signature: *Gerald A. Reymont*
My commission expires: 12-27-99

300156

ELMORE COUNTY, IDAHO ss
Request of

GUARANTY TITLE, INC.

Time: 4:51 P M

Date: April 22, 1997

Book: _____ Page: _____

DOLores ROBISON

Recorder

By: *[Signature]*

Deputy

Fee: \$6.00

RECEIVED

APR 24 1997

WATER RESOURCES
WESTERN REGION

LEGAL DESCRIPTION

Tract I:

Township 4 South, Range 8 East, Boise Meridian, Elmore County, Idaho

Section 1: W1/2SE1/4 and SE1/4SW1/4

Section 11: SE1/4SE1/4

Section 12: W1/2, SW1/4SE1/4, NW1/4SE1/4 and NE1/4

Section 13: E1/2NW1/4, W1/2NE1/4, NE1/4SW1/4, NW1/4SE1/4; also

Tax No. 1, more particularly described as follows:

All that portion of the NW1/4NW1/4 of said Section 13, lying North of the following described line:

Commencing at a point 473 feet 10 inches due South of the Section corner common to Sections 11, 12, 13 and 14, Township 4 South, Range 8 East, Boise Meridian, and running thence

Southeasterly on a line in the center of the lane to a stone, a distance of 113 feet 6 inches; thence

In a Northeasterly direction making a right angle to a line in the center of said lane a distance of 280 feet 6 inches; thence

Southeasterly parallel with the line in the lane to the East boundary line of the NW1/4NW1/4 of said Section 13

Section 14: Tax No. 2, more particularly described as follows:

All that portion of the NE1/4NE1/4 of said Section 14, lying North of the following described line:

Commencing at a stone in the center of the Lane 63 feet 5 inches South of the Southwest corner of the SE1/4SE1/4 of Section Eleven, Township 4 South, Range 8 East, and running Southeasterly in the center of the lane to a stone 473 feet 10 inches due South of the corner common to Sections 11, 12, 13 and 14, Township 4 South, Range 8 East, Boise Meridian.

Township 2 South, Range 8 East, Boise Meridian, Elmore County, Idaho

Section 20: S1/2SE1/4 and SE1/4SW1/4

Section 21: W1/2SW1/4 and all that portion of E1/2SW1/4

SW1/4SE1/4; SE1/4NW1/4 and NW1/4SE1/4 lying West of Bennett Creek

Section 29: N1/2N1/2, SW1/4NW1/4 and NW1/4SW1/4

TOGETHER with and including all grazing, water, mineral, ditch and other rights appurtenant thereto.

RECEIVED
APR 24 1997
WATER RESOURCES
WESTERN REGION

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A61-10377A
Date Received: 12/ 6/1989
Receipt No: X777777
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: FRANKLIN JACK POWERS 208-366-2802
Address: PO BOX 1238
GLENN'S FERRY ID 83623
AND/OR
Name: ELIZABETH M POWERS 208-366-2802
Address: PO BOX 1238
GLENN'S FERRY ID 83623
2. Date of Priority: MAR 1, 1867
3. Source: BENNETT CREEK Trib. to: SNAKE RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04S	08E	1	SE	SW			ELMORE
5. Description of diverting works:
GRAVITY FLOW VIA DITCHES FOR FLOOD IRRIGATION.
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.490		
7. Total Quantity Appropriated is:
1.490 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 547.7 Acre Feet Per Annum.
9. Non-irrigation uses:
NONE.

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
04S	08E	1	SE		SW		IRR	19.0
			SW		SE		IRR	2.0
							Section Acres	21.0
		11	SE		SE		IRR	6.0
							Section Acres	6.0
		12	NE		NW		IRR	29.0
			NW		NW		IRR	5.0
			SW		NW		IRR	22.0
			SE		NW		IRR	25.0
			NE		SW		IRR	23.0
			NW		SW		IRR	32.0
			SW		SW		IRR	31.0
			SE		SW		IRR	15.0
							Section Acres	182.0
		13	NE		NW		IRR	5.0
			NW		NW		IRR	2.0
							Section Acres	7.0
							Total Acres	216.0

11. Place of use in counties: ELMORE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

A61-00358, A61-00362, A61-02006, A61-02017 & A61-02208.

14. Remarks:

THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 61-00285A,
61-00285B, 61-00286A & 61-00286B.

CHANGE OF OWNERSHIP 7/28/95 MTS

THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP OF A PORTION OF
CLAIM A61-10377, FEE PAID UNDER W006957. 4/29/1997 MTS

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

Decree Plaintiff

vs

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this _____ day

of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

A61-10377 N/O Powers

QR: 4.17 cfs

CU: 1530 AF.

POD: 3S, 8E, S25, NWNW

4S, 8E, S1, SESW

POU: 604 ac PPU.

-10377A N/O Powers

QR: 1.49 cfs

CU: 547.7

POD: 4S, 8E, S1, SESW

POU: 4S, 8E, S1, SESW - 19 ac SWSE - 2 11

S11, SESE - 6 6

S12, NENW - 29 NWNW - 5

SWNW - 22 SENW - 25

NESW - 23 NWSW - 32

SWSW - 31 SESW - 15 182

S13, NENW - 5 NWNW - 2 - 7
216

-10377B N/O Beckman

QR: 2.68 cfs

CU: 982.3

POD: 3S, 8E, S36, NWNW

POU: 3S, 8E, S36, NENW - 7 ac NWNW - 13 ac

SWNW - 16 SENW - 10

NESW - 21 NWSW - 28

SWSW - 39 SESW - 16 150

4S, 8E, S1 NWNW - 10 SWNE - 12

NENW - 33 NWNW - 38

SWNW - 40 SENW - 32

NESW - 33 NWSW - 40 238
388

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres		
03S	08E	36	NE		NW		IRR	7.0		
			NW		NW		IRR	13.0		
			SW		NW		IRR	16.0		
			SE		NW		IRR	10.0		
			NE		SW		IRR	21.0		
			NW		SW		IRR	28.0		
			SW		SW		IRR	39.0		
			SE		SW		IRR	16.0		
Section Acres								150.0		
04S	08E	1	NW		NE		IRR	10.0		
			SW		NE		IRR	12.0		
			NE		NW		IRR	33.0		
			NW		NW		IRR	38.0		
			SW		NW		IRR	40.0		
			SE		NW		IRR	32.0		
			NE		SW		IRR	33.0		
			NW		SW		IRR	40.0		
			SE		SW		IRR	19.0		
		SW		SE		IRR	2.0			
		Section Acres								259.0
		11	SE		SE		IRR	6.0		
			Section Acres							
12	NE		NW		IRR	29.0				
	NW		NW		IRR	5.0				
	SW		NW		IRR	22.0				
	SE		NW		IRR	25.0				
	NE		SW		IRR	23.0				
	NW		SW		IRR	32.0				
	SW		SW		IRR	31.0				
	SE		SW		IRR	15.0				
Section Acres								182.0		
13	NE		NW		IRR	5.0				
	NW		NW		IRR	2.0				
Section Acres								7.0		
Total Acres								604.0		

"B" (388)

"A" (216)

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

NOV 18 1996

WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right Number(s) A61-10377 - A61-00362 - A6100558 - A61-02006
Adjudication Claim Number(s) _____
2. The following **REQUIRED** information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) FRANKLIN JACK or ELIZABETH POWERS
PO BOX 1239
GLENNS FERRY, ID 83623
4. New Owner/Claimant(s) MICHAEL KENN BECKMAN CARLA B. BECKMAN
Name connector (Check one): ☐ AND, ☐ OR, ☒ AND/OR
New Mailing Address 156 SOUTH 45TH WEST
City, State and ZIP Code IDAHO FALLS, ID 84303
New Telephone Number (208) 524-6333
5. Date you acquired the property JUNE 14, 1996
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres actually irrigated 480 Number and type of stock 600 - CATTLE
Diversion rate in CFS 12.27 Number of homes 1 Other uses _____
cubic feet per second
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) Don Beckman Date 11/14/96
Carla Beckman Date 11-14-96
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

WARRANTY DEED

RECEIVED

RECEIVED

Franklin Jack Powers and Elizabeth M. Powers, husband and wife

NOV 18 1996

WATER RESOURCES
WESTERN REGION

GRANTOR(S), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto
Michael Kenn Beckman and Carla E. Beckman, husband and wife

GRANTEE(S), whose current address is: 156 South 45th West Idaho Falls, Id
the following described real property in Elmore County, State of Idaho,
more particularly described as follows, to wit:

Township 3 South, Range 8 East, Boise Meridian, Elmore County, Idaho

Section 36: W1/2

Township 4 South, Range 8 East, Boise Meridian, Elmore County, Idaho

Section 1: Lot 2, SW1/4NE1/4, NW1/4 and N1/2SW1/4

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever. , except those of record.

Dated: June 14, 1996

Franklin Jack Powers
Franklin Jack Powers

Elizabeth M. Powers
Elizabeth M. Powers

STATE OF Idaho , County of Elmore , ss.

On this 14th day of June
in the year of 1996 , before me, the undersigned, a Notary
Public in and for said State, personally appeared

Franklin Jack Powers and Elizabeth M.
Powers

known to me to be the person S whose name
are subscribed to the within instrument, and
acknowledged to me that they executed the same.

Notary Public
Sheryl A Reymont
(type or print)

Residing at: Mountain Home
My commission expires: 12/27/99

AJ0749NP
No. R61-10377A

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 11/18/98
PAGE: 1

=====

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ARK PROPERTIES, INC 1656 KINGSHILL ST CROIX VI 00851	03/01/1867	IRRIGATION	03-15 11-15	1.49 CFS	
TOTAL DIVERSION:					1.49 CFS	

Water Source: BENNETT CREEK Tributary to: SNAKE RIVER Stage: DECREED

Point(s) of Diversion: T04S R08E S01 SESW ELMORE County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE				
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	:	Lt Ac Lt Ac Lt Ac Lt Ac	:	Lt Ac Lt Ac Lt Ac Lt Ac	:	Lt Ac Lt Ac Lt Ac Lt Ac	:	Lt Ac Lt Ac Lt Ac Lt Ac	:	Lt Ac Lt Ac Lt Ac Lt Ac	SUM		
04S	08E	1	:	:	:	:	:	:	21	:	:	:	02	:	23.0	
04S	08E	11	:	:	:	:	:	:	:	:	:	:	04	:	4.9	
04S	08E	12	:	:	:	30	05	22	24	:	22	32	32	14	183.2	
04S	08E	13	:	:	:	04	01	:	:	:	:	:	:	:	5.1	
TOTAL ACRES														216.2		

POU County: ELMORE

Remarks: POU1 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 216 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-00282A, 61-00358A,
61-00361A, 61-00362C, 61-00281A, 61-02006A, 61-00302.

EXP THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 61-00282A, 61-00358A, 61-00361A,
61-00362C, 61-00281A, 61-02006A, 61-02013A.
THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 61-00285A,
61-00285B, 61-00286A & 61-00286B.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 61C Field Inspection Flag:
Presumption Flag:

Comments: Date: 10/19/1998 User-ID: MSCHULTE Subject: COPIED FROM REMARKS

AJ0749NP
No. R61-10377A

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 11/18/98
PAGE: 2

=====

Comments: Date: 10/19/1998 User-ID: MSCHULTE Subject: COPIED FROM REMARKS
CHANGE OF OWNERSHIP 7/28/95 MTS
THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF
CLAIM A61-10377, FEE PAID UNDER W006957. 4/29/1997 MTS
CHANGE OF OWNERSHIP 5/6/1997 MTS
THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 61-00285A,
61-00285B, 61-00286A & 61-00286B.

Audit: 11/18/98 MSCHULTE

November 20, 1998

**NOTICE OF ERROR
REPLY**

RECEIVED

DEC 21 1998

WATER RESOURCES
WESTERN REGION

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 18, 1998

Water right number: 61-10377A

ARK PROPERTIES INC
1656 KINGSHILL
ST CROIX VI 00851

Daytime Telephone Number: 208-366-7931

Evening Telephone Number: 208-366-7931

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

Period of Use, Place of Use.

2. Describe the changes you wish to make in the proposed recommendation:

Should be consistant withe the adjudication claim.

3. Give a brief explanation as to why you disagree with these portions:

Because they don't appear to reflect the historical use.

____ I AGREE with this proposed recommendation; no changes need to be made.

DATE: 12/17/98

SIGNATURE:

Please print your name:

John B. McCallum
John B. McCallum

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

09:51:59
10/19/98
15

PAGE: 3
PROFILE REPORT

CLAIM NUMBER: A61-10377A

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ARK PROPERTIES, INC	03/01/1867	IRRIGATION	03-15 11-15	1.49 CFS	
TOTAL DIVERSION:					1.49 CFS	
~~CONSUMPTIVE USE:~~						547.70 AFA <i>delete</i>

Water Source: BENNETT CREEK

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion: T04S R08E S01 SESW

ELMORE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
04S	08E	1	:																	:	21.0
04S	08E	11	:																06	:	6.0
04S	08E	12	:					29	05	22	25			23	32	31	15			:	182.0
04S	08E	13	:					05	02											:	7.0
TOTAL ACRES																				216.0	

See A61-00281A

POU County: ELMORE

Non-Irrigation Uses: NONE.

Other Rights: A61-00358, A61-00362, A61-02006, A61-02017 & A61-02208.

Remarks: GEN THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 61-00285A, 61-00285B, 61-00286A & 61-00286B.
CHANGE OF OWNERSHIP 7/28/95 MTS
THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP OF A PORTION OF CLAIM A61-10377, FEE PAID UNDER W006957. 4/29/1997 MTS
OWNERSHIP CHANGE 5/6/1997 MTS

to comments

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag: Presumption Flag:

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION	COPY INCLUDED IN FILE?
() ORTHOPHOTOQUAD	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
() TOPOGRAPHIC	DATE FIELD CHECKED _____ IDWR ID NO. _____	Y() N()
() ~~MAP~~ GIS map	DATE OF PHOTO <u>10-16-98</u> IDWR ID NO. _____	Y(<u>X</u>) N()
() ASCS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() ASCS COLOR SLIDE	DATE OF PHOTO _____	Y() N()
() BLM OR USFS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY _____	Y() N()
() SCS SOIL SURVEY MAP	DATE ISSUED _____	Y() N()
() SUBDIVISION PLAT MAP	DATE OF MAP _____	Y() N()
() OTHER <u>T157 & T160</u>	DATE _____	Y(<u>X</u>) N()
() OTHER _____	DATE _____	Y() N()
() OTHER _____	DATE _____	Y() N()

LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	NOTES
() LICENSING FIELD EXAM	DATE OF FIELD EXAM _____	_____	_____
() WATER RIGHT LICENSE	DATE LICENSE SIGNED _____	_____	_____
() IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED _____	_____	_____
() SYSTEM DESCRIPTION	DATE DRAWN _____	_____	_____
() PHOTOGRAPHS	DATE(S) PHOTOS TAKEN _____	_____	_____
() SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED _____	_____	_____
() HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED _____	_____	_____
() OTHER _____	DATE _____	_____	_____
() OTHER _____	DATE _____	_____	_____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

09:50:03
10/19/98

PAGE: 2
QUICKLOOK INFORMATION

14
CLAIM NUMBER: A61-10377A

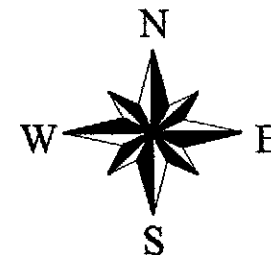
WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WHOM/DATE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	-		MS 3-20-96 etal	N		MS 10-19-98	MS 10-19-98	
POINT OF DIV	-			N				
SOURCE	-			N				
PLACE OF USE	-			N				
DIV. AMOUNT CFS/VOLUME	-			N				
CONSUMPTIVE USE	-			NA				
PURPOSES OF USE	-			N				
PERIOD OF USE	-			N				
BASIS OF CLAIM	-			N				
REMARKS	-			N				

BARCODE UPDATED
WHOM/DATE

MS 10-19-98

IDAHO DEPARTMENT OF WATER RESOURCES

T04S, R08E, S1, 11, 12 & 13



1987 NAPP PHOTO

- POINT OF DIVERSION
- ▭ PLACE OF USE
- ▭ 1/4 1/4 LINES
- ▭ SECTION LINES

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 61-00281A, 61-00282A,
61-00358A, 61-00362C, 61-02006A,
61-10377A, 61-00361A, 61-00302

OWNER(S): ARK PROPERTIES, INC

Prepared by Mel Schulte

DATE: OCTOBER 16, 1998

0 0.25 0.5 0.75 1 1.25 1.5 1.75 Miles



File 61C 61-0285
~~61-0358~~

S T A T E O F I D A H O

---OFFICE OF STATE ENGINEER.---

CERTIFICATE NO. 157, AUTHORIZING TRANSFER OF WATER RIGHT

Permission is hereby granted Charles F. Ross, of Mountain Home, County of Elmore, State of Idaho, to transfer the use of eighty (80) inches of the water of Bennett Creek, County of Elmore, State of Idaho, from the lands upon which it was originally decreed, i.e. (East half of Northwest quarter ($E\frac{1}{2} NW\frac{1}{4}$) and East half of Southwest quarter ($E\frac{1}{2} SW\frac{1}{4}$), Section 36, Township 3 South, Range 8 East of Boise Meridian,) to the following described lands, to-wit: (West half of Northwest quarter ($W\frac{1}{2} NW\frac{1}{4}$) and West half of Southwest quarter ($W\frac{1}{2} SW\frac{1}{4}$), Section 36, Township 3 South, Range 8 East of Boise Meridian, and West half of Northwest quarter ($W\frac{1}{2} NW\frac{1}{4}$) and Northwest quarter of Southwest quarter ($NW\frac{1}{4} SW\frac{1}{4}$) Section 1, Township 4 South, Range 8 East of Boise Meridian.)

The water right appurtenant to the above described lands was adjudged by decree, dated May 15, 1902, of Kirtland I. Perky, Judge of the Fourth Judicial District of the State of Idaho, in and for Elmore County, in the matter of Adin M. Hall, et. al plaintiffs, vs. William H. Blackman, et. al. defendants.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, this 7th day of August, 1915.

J. H. SMITH,

State Engineer.

(SEAL)

TRANSFER NO.	NAME	AMOUNT C.F.S.	BALANCE C.F.S.	RIGHT NO.
	Ross, Charles F.	2.28		61-0285
157	Ross, Charles F.	1.6	0.68	61-0285A

R

F

S

N

A

R

RECEIVED

T

Application for Transfer of Water Right

STATE OF IDAHO.

County of Elmore

ss.

Charles F. Ross

, being first duly sworn, deposes and says:

That his name is Charles F. Ross; that he is of lawful age, a citizen of the United States and of the State of Idaho, and that his postoffice address is Mountain Home, Idaho

That he is the owner and using a certain water right of 114 miners inches of the waters of Bennett Creek

County of Elmore, State of Idaho, decreed to him

by decree of Judge Kirtland I. Perky, of the

Fourth Judicial District of the State of Idaho, in and for the County of

Elmore, in the case of Adin M. Hall, et al

vs. William H. Blackman, et al, said decree bearing date of May 15, 1902 with a priority of from March 1, 1867

(or obtained by virtue of License No. _____, issued by the State Engineer

of the State of Idaho, dated _____), for the purpose of irrigating the

following described lands situate, lying and being in the County of Elmore and

State of Idaho, to-wit: E1NW1, E1SW1, Sec. 26, T. 3 S., R. 8 E., B. M.

and is the person (or the representative of the corporation) to whom such right so issued, or has become the owner thereof in the following manner, i. e.

to
the person/whom said water right was decreed

as per abstract of title of said water right hereto attached and made a part of this statement;

That said waters are now diverted from said stream at two points in section 25, and one in Section 24, T. 3 S., R. 8 E., B. M.

and conducted to the above described lands through three ditches

as per map hereto attached and of this affidavit made a part;

That affiant and petitioner desires to abandon the use of 80 inches of said water upon the above described land, and to convey and use same upon the following tract, situate,

lying and being in the County of Elmore and State of Idaho,

to-wit: W1NW1, W1SW1, Sec. 36, T. 3 S., R. 8 E., B. M.

W1NW1, NW1SW1, Sec. 1, T. 4 S., R. 8 E., B. M.

That his reasons for desiring to make such transfer are as follows: That the lands upon which said water is now used is so gravelly that it is not the most economical use of the water to use it upon the same, after the stream becomes low, while the lands to which he wishes to transfer the same are not so gravelly and by transferring the water there, it can be put to a better use. So it is his desire to transfer a part of the earlier right to the better land, transferring his younger right from that land to the land this right is transferred from, and then irrigate the more gravelly part of the land only during the flood season when there is an abundance for all.

That he intends to divert and convey said 80 inches of water to the tract of land last above described in the following manner, to-wit: By a ditch taken out of said creek in the NW 1/4, Sec. 25, said township 3 S., R. 8 E., B. M. already constructed.

as set forth upon the map hereto attached; and

That no one will be injured by such transfer.

WHEREFORE, Affiant and Petitioner prays that the State Engineer of the State of Idaho issue to him the proper certificate authorizing such transfer, and give proper notice of the same to the Water Commissioner of the Division, in accordance with the provisions of Section 11, House Bill No. 146, of the Laws of the Seventh Session of the Legislature of the State of Idaho.

Charles F. Ross

Subscribed and sworn to before me this 10th day of March

A. D. 1915

W. C. Horvick

Notary Public

STATE OF IDAHO,

County of Elmore

Worth S. Lee

and Cecil Lee

being first duly sworn, each for himself, and not one for the other, deposes and says: That he is a citizen of the United States and of the State of Idaho, residing at Mountain Home Idaho

that he is a user of water from Bennett Creek, County of Elmore

State of Idaho; that he has read or heard read the foregoing affidavit and petition of

Charles F. Ross, and is familiar with its allegations, and with the water right and lands therein mentioned and described and is not in any way interested in either, nor in any way related to said petitioner; that the statements and allegations therein made are true of his own knowledge; and that no one will be injured by the granting of the certificate authorizing the transfer therein petitioned.

Worth S. Lee
Cecil Lee

Subscribed and sworn to before me this 10th day of March

A. D. 1915.

W. C. Horvick

Notary Public

File 61C

61-0286

~~61-0362~~

S T A T E O F I D A H O

---OFFICE OF STATE ENGINEER.---

CERTIFICATE NO. 160, AUTHORIZING TRANSFER OF WATER RIGHT.

Permission is hereby granted Ida E. Ross, of Mountain Home, County of Elmore, State of Idaho, to transfer the use of forty (40) inches of the waters of Bennett Creek, County of Elmore, State of Idaho, from the lands upon which it was originally decreed, i.e., (East half of Northwest quarter ($E\frac{1}{2} NW\frac{1}{4}$) and Northeast quarter of Southwest quarter ($NE\frac{1}{4} SW\frac{1}{4}$), Section 1, Township 4 South, Range 8 East of Boise Meridian, ^{61-00286 → also 61-00286A after transfer} to the following described lands, to-wit:- West half of Northwest quarter ($W\frac{1}{2} NW\frac{1}{4}$) and West half of Southwest quarter ($W\frac{1}{2} SW\frac{1}{4}$), Section 36, Township 3 South, Range 8 East of Boise Meridian; West half of Northwest quarter ($W\frac{1}{2} NW\frac{1}{4}$) and ^{61-00286B} (Northwest quarter of Southwest quarter ($NW\frac{1}{4} SW\frac{1}{4}$), Section 1, Township 4 South, Range 8 East of Boise Meridian. ^{Not included in 00286B on data base})

The water right appurtenant to the above described lands was adjudged by decree, dated May 15, 1902, of Kirtland I. Perky, Judge of the Fourth Judicial District of the State of Idaho, in and for Elmore County in the matter of Adin M. Hall, et. al. plaintiffs, vs. William H. Blackman, et. al. defendants.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, this 7th day of August, 1915.

J. H. SMITH,

State Engineer.



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

May 7, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

JOHN MC CALLUM
ARK PROPERTIES, INC
1656 KINGSHILL
ST CROIX, VI 00851

Re: Ownership changes

Dear John:

Enclosed for your records are copies of the Snake River Basin Adjudication water right claims for the parcel of property you purchased from Jack & Betty Powers on Bennett Creek. The claim numbers with an alphabetical suffix indicate the original claim was split between your property and the North portion of the ranch previously sold by the Powers to Mr & Mrs Beckman.

We have completed our field examinations for these claims. We will be drafting our final recommendations in the near future in preparation for submitting them to the SRBA court. If you have any questions about the enclosed claims or the forthcoming recommendations, please let me know.

Sincerely,

Mel Schulte
ADJUDICATION BUREAU
Department of Water Resources
Western Region Office
(208) 334-2190

Enc.



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

November 12, 1996

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

MR & MRS JACK POWERS
PO BOX 1239
GLENNS FERRY ID 83623

RE: Amended claims

Dear Jack & Betty:

Enclosed are several amended claim forms for your Bennett Creek water rights. These amended claims comply with your desire to use a permissible place of use so that all rights will be appurtenant to each acre of land. As we discussed during our previous meeting, this concept recognizes how the Bennett Creek water has been historically used on the ranch. Also, when the claims are split due to a split in ownership of the ranch, each acre will receive a prorated share of each claimed right.

You will note on the enclosed forms that the place of use describes the 510 acres historically irrigated with creek water and the two points of diversion historically used to divert water from Bennett Creek. When these claims are subsequently split, the points of diversion and place of use will be split to comply with the change of ownership of the land.

To complete the amended claims, one of you should sign the claim forms in front of a notary public. Please return the signed forms to my attention so that I can prepare our records prior to the change of ownership request that is forthcoming. There are no fees for filing these amended claims. If you have any questions or discussion concerning this matter please let me know.

Sincerely,

Mel Schulte
ADJUDICATION BUREAU
Department of Water Resources
Western Region Office
(208) 334-2190

Enc.

CC: Sean Powers
Terry Scanlan



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

July 28, 1995

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Franklin Jack Powers
Elizabeth M Powers
PO Box 1238
Glenns Ferry ID 83623

Dear Mr & Mrs Powers:

Enclosed for your records are copies of 18 claim forms and your copy of the Notice of Change of Water Right Ownership relating to the property you purchased from the McGrews. These documents reflect the claims filed in the Snake River Basin Adjudication by the McGrews. There is nothing you need to do at this time relative to claim ownership changes but if you have any questions please call me at 208-334-2190.

Field examinations still need to be completed as part of the review of your claims. I hope to complete the field reviews this irrigation season and will be in contact with you at a later date to set an appointment for a time convenient for both of us.

Sincerely,

A handwritten signature in cursive script that reads 'Mel Schulte'.

Mel Schulte
ADJUDICATION BUREAU
Department of Water Resources
Western Region Office
(208) 334-2190

Enc.
OwnerA6110377