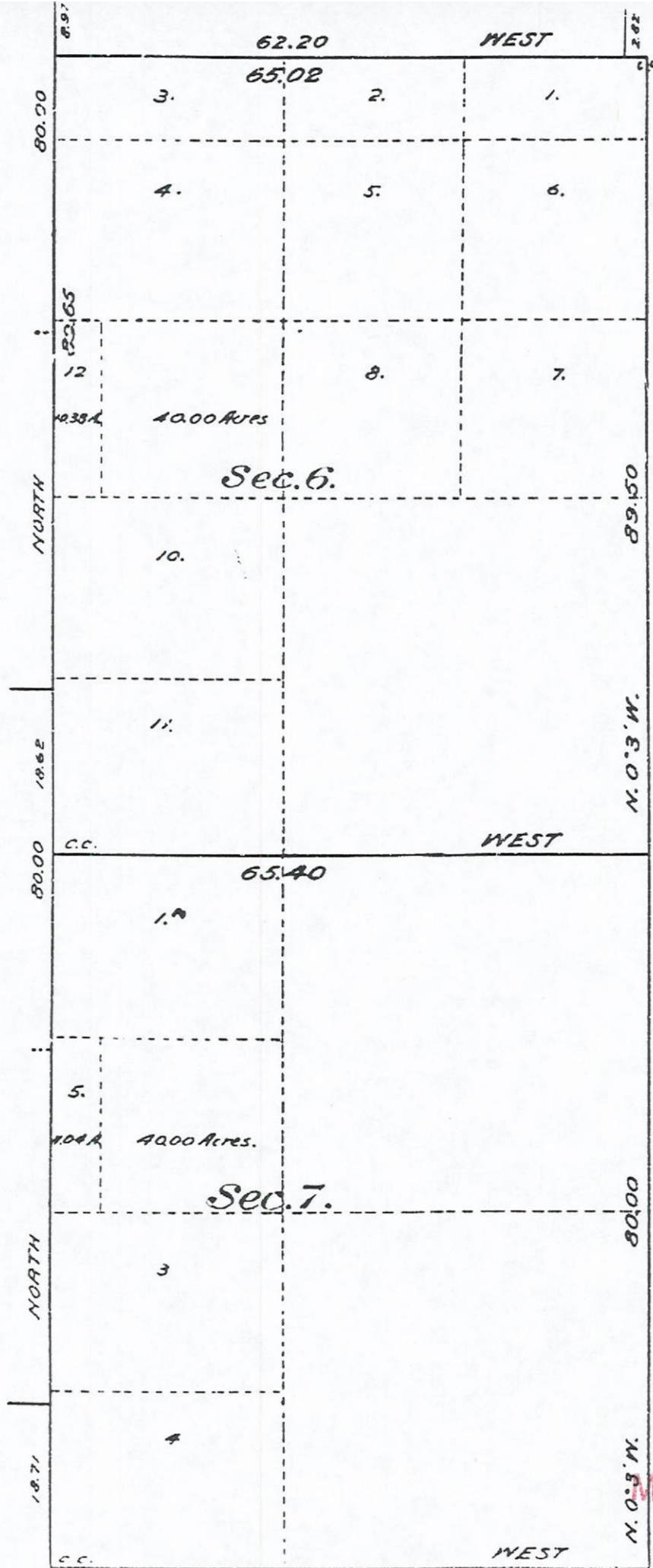




MICROFILMED
OCT 21 1996

Valley

IN THE MATTER OF THE GENERAL DETER-

NOTICE OF CLAIM

IDENT. NO.

MAP NO.

MINATION OF RIGHTS TO THE USE OF INTELLECTUAL PROPERTY TO A

65-9092 10N-3F-B

of Pavetta River
DRAINAGE BASIN. WATER RIGHT

Notice is hereby given that Arthur H. Bost

1

Name of Claimant:

O'Leary, Idaho 83657
(Mailing Address)

(Mailing Address)

claims a right to the diversion

and beneficial use of the surface or groundwater, of or tributary to

The extent and nature of said claim is as follows:

The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use, or date that permit was issued) November 1, 1943

(2) ✓ Describe the source of water: (Name of stream, lake, spring, etc., or groundwater) Abney Creek Little Squaw
175 AF 51 11/10/2020

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed: Storage for IFA 1/1/52 12/31

Quantity	Use Storage for Stockwater	Period of Use From	To
(CES, GPD, A.F.)	(Domestic, Irrigation, stock, etc.)	(Mo., Day)	(Mo., Day)
2,7AF		1/1	12/31

	(Mo., Day)	(Mo., Day)
(Domestic, Irrigation, stock, etc.)		

Quantity	Use	Start Date	End Date	Period of Use	From	To
		(Mo., Day)	(Mo., Day)	(Mo., Day)	(Mo., Day)	(Mo., Day)
60 AF	for fish propagation	1/1	1/1			1/1
	(Domestic, irrigation, stock, etc.)					
	(CFS, GPD, AF, etc.)					

(Domestic, irrigation, stock, etc.)	(Mo., Day)	(Mo., Day)
		(Both Dates Inclusive)

Quantity	60 AF	Use <u>Start</u> , for <u> </u>	Period of Use From <u> </u>	(Mo., Day)	(Mo., Day)
		(Domestic, irrigation, stock, etc.)		(Both Dates Inclusive)	

(Domestic, Irrigation, Stock, etc.)

TOTAL QUANTITY CLAIMED:

(5) A) Point of Diversion: Give location of point where water is diverted from its source 16 + 10 (1100 MSW) 36
 B M - additional points: 1000 1100 1200 1300 1400 1500 1600 1700 1800 1900 2000 2100 2200 2300 2400 2500 2600 2700 2800 2900 3000 3100 3200 3300 3400 3500 3600 3700 3800 3900 4000 4100 4200 4300 4400 4500 4600 4700 4800 4900 5000 5100 5200 5300 5400 5500 5600 5700 5800 5900 6000 6100 6200 6300 6400 6500 6600 6700 6800 6900 7000 7100 7200 7300 7400 7500 7600 7700 7800 7900 8000 8100 8200 8300 8400 8500 8600 8700 8800 8900 9000 9100 9200 9300 9400 9500 9600 9700 9800 9900 10000 10100 10200 10300 10400 10500 10600 10700 10800 10900 11000 11100 11200 11300 11400 11500 11600 11700 11800 11900 12000 12100 12200 12300 12400 12500 12600 12700 12800 12900 13000 13100 13200 13300 13400 13500 13600 13700 13800 13900 14000 14100 14200 14300 14400 14500 14600 14700 14800 14900 15000 15100 15200 15300 15400 15500 15600 15700 15800 15900 16000 16100 16200 16300 16400 16500 16600 16700 16800 16900 17000 17100 17200 17300 17400 17500 17600 17700 17800 17900 18000 18100 18200 18300 18400 18500 18600 18700 18800 18900 19000 19100 19200 19300 19400 19500 19600 19700 19800 19900 20000 20100 20200 20300 20400 20500 20600 20700 20800 20900 21000 21100 21200 21300 21400 21500 21600 21700 21800 21900 22000 22100 22200 22300 22400 22500 22600 22700 22800 22900 23000 23100 23200 23300 23400 23500 23600 23700 23800 23900 24000 24100 24200 24300 24400 24500 24600 24700 24800 24900 25000 25100 25200 25300 25400 25500 25600 25700 25800 25900 26000 26100 26200 26300 26400 26500 26600 26700 26800 26900 27000 27100 27200 27300 27400 27500 27600 27700 27800 27900 28000 28100 28200 28300 28400 28500 28600 28700 28800 28900 29000 29100 29200 29300 29400 29500 29600 29700 29800 29900 30000 30100 30200 30300 30400 30500 30600 30700 30800 30900 31000 31100 31200 31300 31400 31500 31600 31700 31800 31900 32000 32100 32200 32300 32400 32500 32600 32700 32800 32900 33000 33100 33200 33300 33400 33500 33600 33700 33800 33900 34000 34100 34200 34300 34400 34500 34600 34700 34800 34900 35000 35100 35200 35300 35400 35500 35600 35700 35800 35900 36000 36100 36200 36300 36400 36500 36600 36700 36800 36900 37000 37100 37200 37300 37400 37500 37600 37700 37800 37900 38000 38100 38200 38300 38400

A) Point of Diversion: Give location of point where water is diverted from its source.

Sec. 67, IWP, LUN; Nfr. 30, B.M.; maximum points.

(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.

[illegible]

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____
Total No. of acres _____

Approximately 200 head stock

(7) Effluent, sewage waste, or return water from this use is discharged into

(c) If you are claiming wages as a member of an organization list name of organization.

DATE	DESCRIPTION	AMOUNT	CHECK NO.	BANK	REMARKS
10/1/20	DEPOSIT	100.00			
10/2/20	PAYROLL	50.00	101		
10/3/20	RENT	25.00	102		
10/4/20	UTILITIES	15.00	103		
10/5/20	SALES	75.00	104		
10/6/20	INVENTORY	30.00	105		
10/7/20	EXPENSES	20.00	106		
10/8/20	SALES	60.00	107		
10/9/20	INVENTORY	40.00	108		
10/10/20	EXPENSES	10.00	109		
10/11/20	SALES	80.00	110		
10/12/20	INVENTORY	50.00	111		
10/13/20	EXPENSES	15.00	112		
10/14/20	SALES	90.00	113		
10/15/20	INVENTORY	60.00	114		
10/16/20	EXPENSES	20.00	115		
10/17/20	SALES	100.00	116		
10/18/20	INVENTORY	70.00	117		
10/19/20	EXPENSES	25.00	118		
10/20/20	SALES	110.00	119		
10/21/20	INVENTORY	80.00	120		
10/22/20	EXPENSES	30.00	121		
10/23/20	SALES	120.00	122		
10/24/20	INVENTORY	90.00	123		
10/25/20	EXPENSES	35.00	124		
10/26/20	SALES	130.00	125		
10/27/20	INVENTORY	100.00	126		
10/28/20	EXPENSES	40.00	127		
10/29/20	SALES	140.00	128		
10/30/20	INVENTORY	110.00	129		
10/31/20	EXPENSES	45.00	130		

(10) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use.

☐ B) Right decreed by court, cite title of case.

☐ C) Right based on application, permit, license, or claim filed with the Idaho Department of Water Administration.

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are

1. 25 Jan 1975

Aug 23 1993 (Date)
Chickens, H. L. L. (Signature of Claimant)

Organization _____
(Signature of spouse) _____

State of Indiana ss. John A. Smith Secy.
Organization Indiana State Board of Health
Certificate No. 2-31

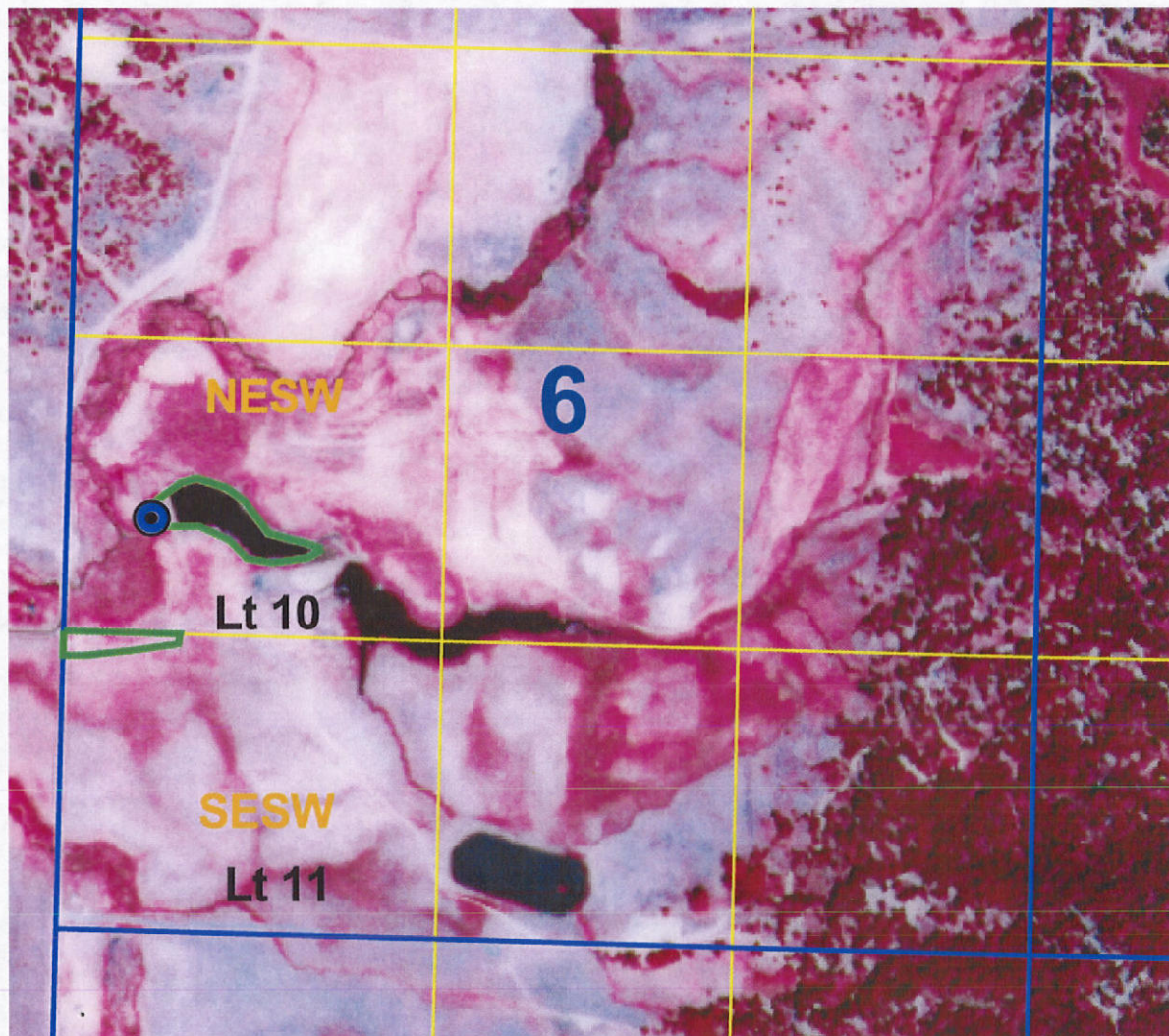
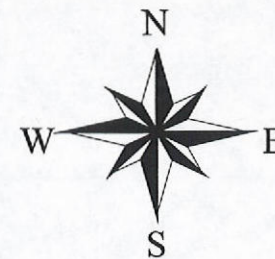
County of Alameda 4th day of June 1998

 (Signature of Authorizing Agent)

 in the year

On this 15 day of May, 2015, at the year 2015,
a notary public, personally appeared _____
_____ and acknowledged to me that (he/she/they) _____
_____ are authorized to execute instrument.

T10N, R03E, S6



1987 NAPP PHOTO

POINT OF DIVERSION

PLACE OF USE

1/4 1/4 LINES

 SECTION LINES

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 65-09092B

OWNER(S): BEAL, MARY

DATE: SEPTEMBER 28, 2000

By: Mel Schulte



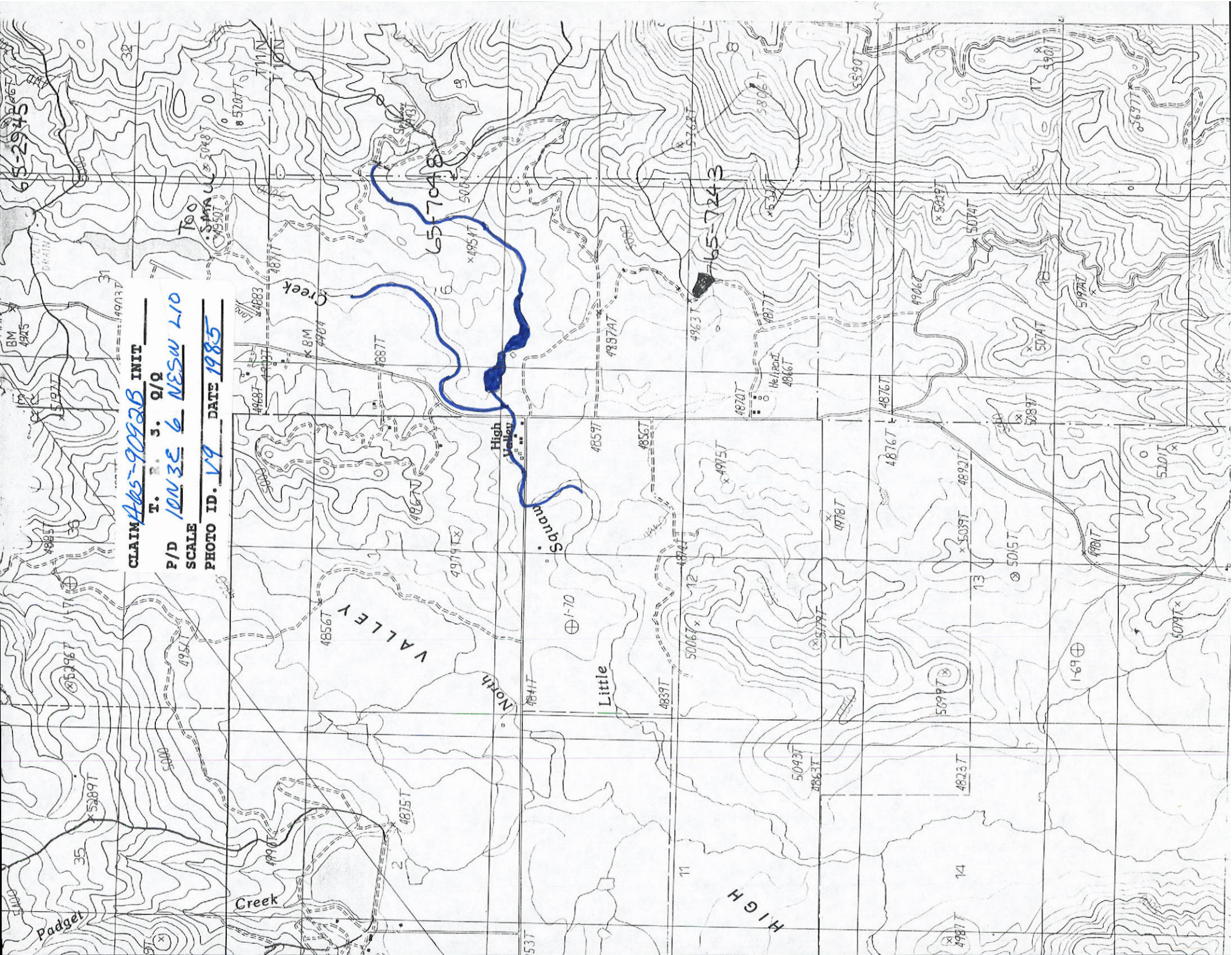
CLAIM *465-9092B* INIT

T. R. S. S. S.

P/D 10N3E 6 NESW L10

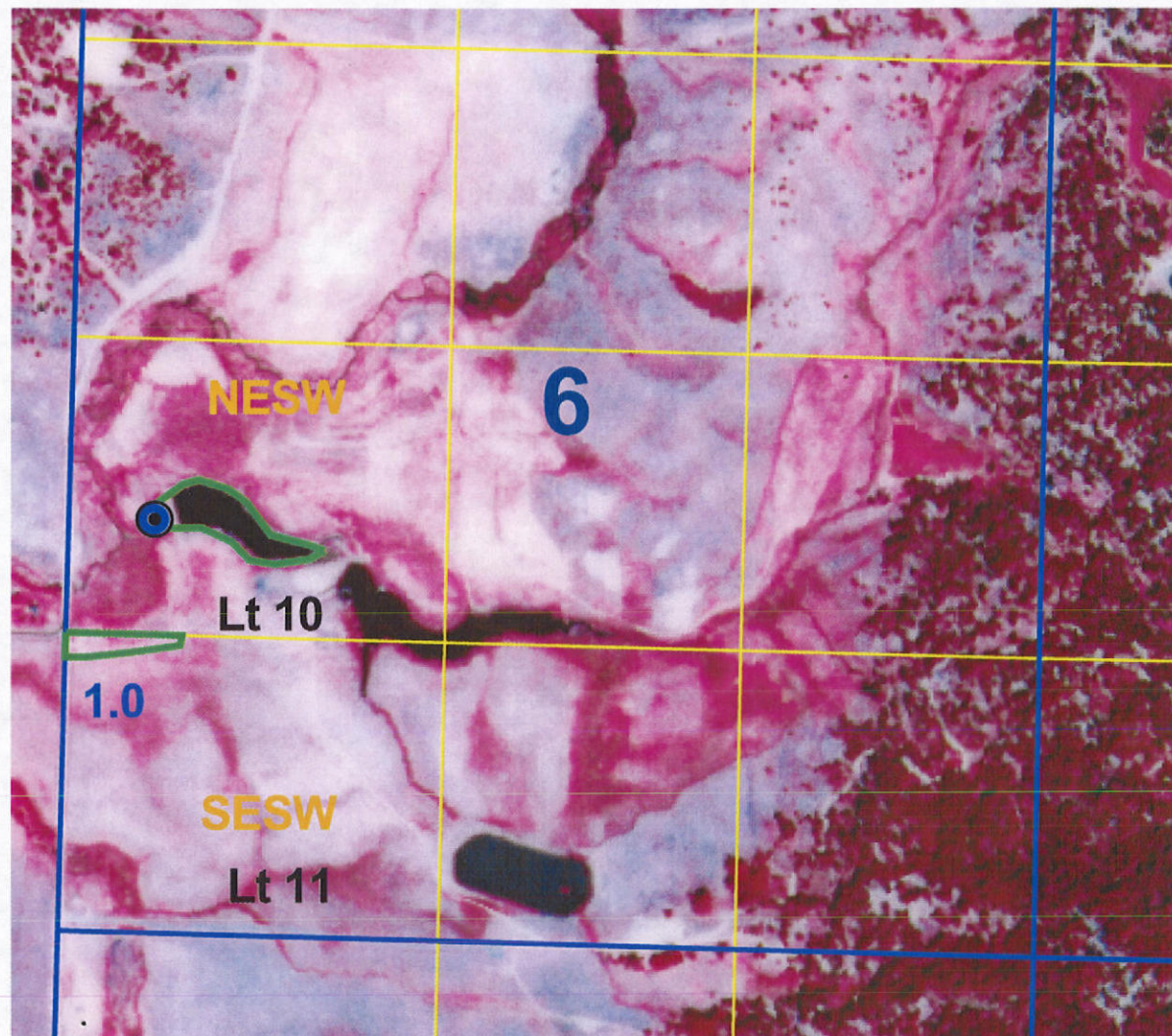
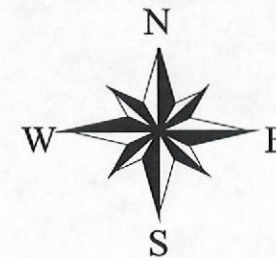
SCALE

PHOTO ID. V9 DATE 1985



IDAHO DEPARTMENT OF WATER RESOURCES

T10N, R03E, S6



1987 NAPP PHOTO

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

6 ACRES
6 SECTION NUMBERS

CLAIM(S): 65-09092B

OWNER(S): BEAL, MARY

DATE: SEPTEMBER 28, 2000

By: Mel Schulte

0 0.25 0.5 0.75 Miles

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: A65-09092B
Date Received: 11/ 7/1988
Receipt No: X777777
Received By: _____

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: MARY LEE BEAL 208-584-3568
Address: PO BOX 5
OLA ID 83657

2. Date of Priority: NOV 1, 1944

3. Source: ABENY CREEK Trib. to: LITTLE SQUAW CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
10N	03E	6		10	VALLEY

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER FROM STORAGE	01/01	12/31			0.50
FISH PROPAGATION	01/01	12/31			6.00
COMMERCIAL STORAGE	01/01	12/31			6.00
IRRIGATION FROM STORAGE	04/01	11/01			5.00

7. Total Quantity Appropriated is:
C.F.S. (and/or) 11.50 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
10N	03E	6	SE SW	11	IRR FS	1.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	1.0
					Total Acres	1.0

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:

14. Remarks:

COMMERCIAL USE FOR LOG POND.

THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF
CLAIM NO. A65-09092 FEE PAID UNDER RECEIPT NO. X999999.
RDH 7-29-94.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 1/21/1986

STATE OF IDAHO

Decree Plaintiff

A & C CORP., ET AL.

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 _____

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OCT 21 1995

Water Right Number - A65-09092

Prefix Translation:

ADJUDICATION CLAIM

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
BEAL

ARTHUR H.

1 -

2 -

3 -

City- OLA

Phone -

State- ID Zip- 83657

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
11/01/1944 14 WESTERN D - DECREED+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
ABENY CREEK LITTLE SQUAW CREEK

+ - - - - Point of Diversion - - - - - +

Tw	Rng	Sec	Tract	Lot	RFlg	County
10N	03E	6		10		(85) VALLEY

+ - - - - Water Use - - - - - +
Code Description Period From Period To

06 - STOCKWATER FROM STORAGE

01/01 12/31

19 - FISH PROPAGATION

01/01 12/31

11 - COMMERCIAL STORAGE

01/01 12/31

03 - IRRIGATION FROM STORAGE

04/01 11/01

Diversion Rate Diversion Volume

MARY LEE BEAL
"B"

0.5 2.70 2.2

6. 30.00 24.

6. 30.00 24.

5. 25.00 20.

ARTHUR BEAL "A"

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
"B" 11.5 57.70 "A" 46.2 0.0+ - - - - Place of Use - - - - - +
Tw Rng Sec Tract Lot Acres Code Description County

10N	03E	6	NE SW	10	4.0	03	IRRIGATION FROM STORAGE	(85) VALLEY
10N	03E	6	SE SW ✓	11	1.0	03	IRRIGATION FROM STORAGE	(85) VALLEY

Total Acres: 5.0

MARY LEE BEAL "B"

"A" ARTHUR BEAL
WILL WATER BE
RUMSEY
HASN'T FILED
OWNERSHIP
CHANGE YET...

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
COMMERCIAL USE FOR LOG POND.+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers FoundMICROFILMED
OCT 21 1995

Water right number - A65-09092

Prefix Translation: ADJUDICATION CLAIM

+ - - - - Conditions of Approval - - - - -
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
STATE OF IDAHO A & C CORP., ET AL. 01/21/1986

+ - - - - Comments - - - - -
No Comments Found

+ - - Audit Fields - - +
00/00/00

+ - - - - Adjudication Rights Dates and Flags Area - - - - -

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 11/07/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- X999999	Water District	- 65
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

MICROFILMED
OCT 21 1996



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____.
If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☒ Water Right Number(s)
Assigned by IDWR: 65-09092 65-07803

☐ Name and Address of Former Owner/Claimant(s)(Seller): Arthur H. Beal
Harold A. Beal

☒ New Owner/Claimant (Purchaser): Mary Lee Beal

☒ New Mailing Address: P.O. Box 5
Ola ID. 83657

☒ New Telephone Number: () 584 - 3568

☐ Does the change in ownership result in a splitting of the water right owned/claimed? ☒ yes ☐ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:
Place of use Lot #11 - 1 acre - #65-09092; 37.5 acres - #65-07803
See attached profile reports.

☒ Attach proof of ownership, describe proof attached: Warranty - Gift Deeds

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☒ Signature of New Owner/Claimant(s) Mary Lee Beal Date 7-6-94

☐ Signature of Former Owner/Claimant(s): _____ Date _____
_____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

MICROFILMED

OCT 21 1994

DEED OF GIFT

POOR ORIGINAL

THIS INDENTURE, Made the 14th day of February, 1994, between PAUL BEAL, a single man, of the County of Gem, State of Idaho, the party of the first part, and

MARY LEE BEAL, as her sole and separate property, whose address is P.O. Box 5, OLA IDAHO 83657 as party of the second part, WITNESSETH:

That the said party of the first part, for and in consideration of the love and affection which said party of the first part has and bears unto the said party of the second part, and for the better maintenance, support and livelihood of party of the second part, does hereby give, grant, and confirm unto the said party of the second part, and to her successors and assigns forever, all of the right, title and interest of said party of the first part, in and to the following described real estate, situated in the County of Valley, State of Idaho,

✓ S $\frac{1}{2}$ SE $\frac{1}{4}$, in Section 1, Twp. 10 N., R. 2 E., B.M., Valley County, Idaho, EXCEPTING THEREFROM, the following described tract of land: Beginning at the Southeast corner of said section; thence 300 feet West along said Section line; thence 200 feet North; thence 300 feet East; thence South 200 feet, to the point of beginning.

E $\frac{1}{2}$ NE $\frac{1}{4}$; NE $\frac{1}{2}$ SE $\frac{1}{4}$; E $\frac{1}{2}$ E $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 7, Twp. 10 N., R. 3 E., B.M. SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 6, Twp. 10 N., R. 3 E., B.M.

Including all water and ditch rights appurtenant thereto or used in connection therewith, and including any easements or rights of ways appurtenant to or used for the benefit of said described premises. Subject to easements, rights of ways, reservations and exceptions, if any.

Together, with all and singular, the tenements, hereditaments, and appurtenances thereunto belonging, or in any wise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and the rents, and profits thereof shall be applied to her sole and separate use.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances, unto the said party of the second part, her successors and assigns forever, as the property of the said second party.

IN WITNESS WHEREOF, said party of the first part has hereunto set his hand(s) and seal(s), the day and year first above written.

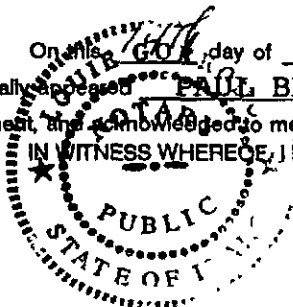
Paul Beal

STATE OF IDAHO,
County of Gem.

) ss.

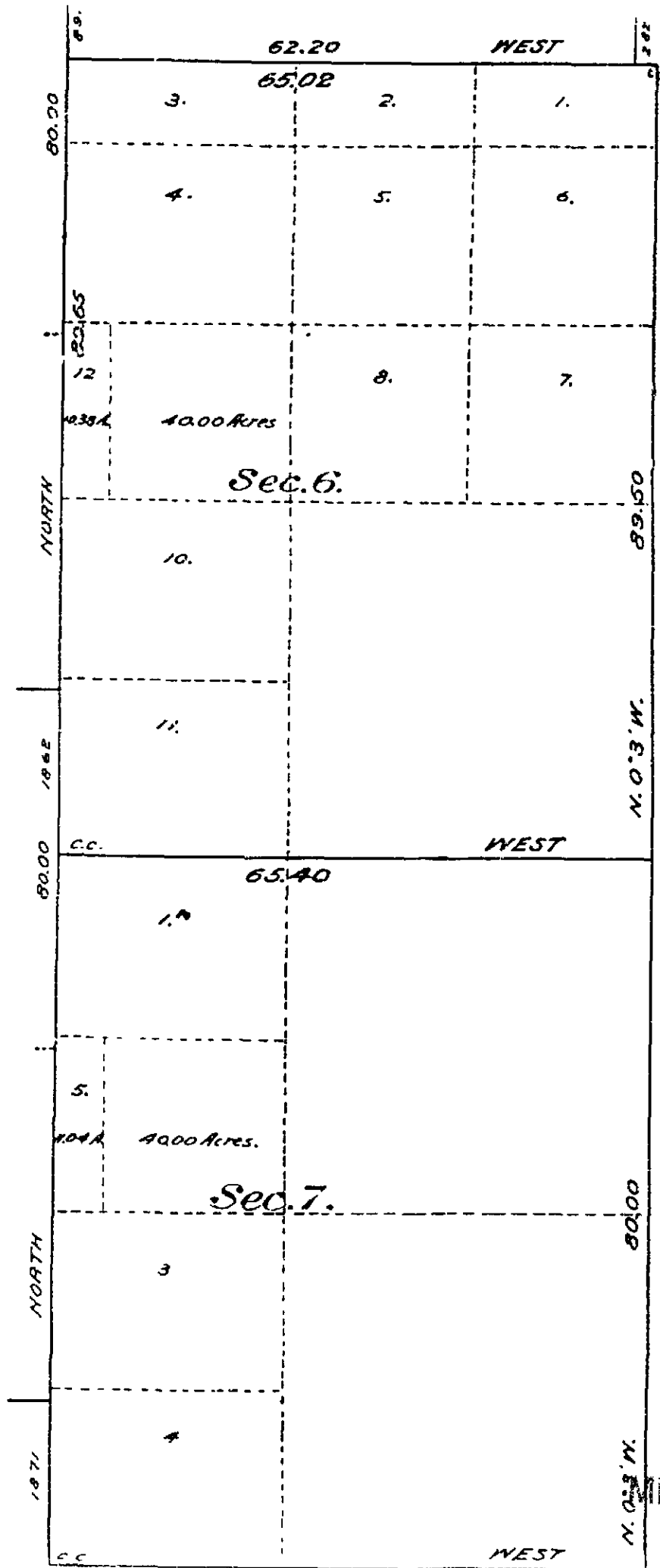
On this 14th day of February, 1994, before me, the undersigned, a Notary Public in and for said state, personally appeared PAUL BEAL, a single man, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.



Ernest E. Bennett
Notary Public for Idaho; Residing at Ernest E. Bennett

MICROFILMED
OCT 21 1996



POOR ORIGINAL

THIS INDENTURE, Made this 7th day of June

in the year of our Lord one thousand nine hundred and ninety-one, between

Harold A. Beal

of Ola, County of Valley, State of Idaho

the party of the first part, and

Mary Lee Beal P. & S. 6 6 2, 2d. 83657

of Ola, County of Valley, State of Idaho,

the party of the second part.

WITNESSETH, That the said part of the first part, for and in consideration of the sum of
DOLLARS,

lawful money of the United States of America,

to in hand paid by the said
part of the second part, the receipt whereof is hereby acknowledged, ha granted, bargained
and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said part
of the second part, and to heirs and assigns forever, all of the following described real estate,
situated in, County of, State of Idaho, to-wit:

SEE ATTACHED LEGAL.

180684

REQUESTED BY: *Harold Beal*
RECORDED

JUN 7 11 45 AM '91

TYPE *Deeds Office*
LE. *Deeds Office*
VALLEY, CO.
BY: *J. H. Galt*
FEE: *1.00*
JUN 7 1991

TOGETHER, With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said part of the first part.

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises together with the appurtenances unto the part of the second part, and to heirs and assigns forever.

And the part of the first part, and heirs, shall and will warrant and by these presents forever defend the premises in the quiet and peaceable possession of the part of the second part, heirs and assigns, against the part of the first part, and heirs, and against all and every person and persons whomsoever, lawfully claiming the same shall and will WARRANT and by these presents forever DEFEND.

EXHIBIT A

- - -A tract in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 1, Township 10 N. R. 2 E. B. M., more particularly described as follows: Beginning at the southeast corner of said section; thence 300 feet west along said section line; thence 200 feet north; thence 300 feet east; thence south 200 feet to the point of beginning.

-also-

NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ and Lot 11, Section 6, Township 10 N. R. 3 E. B. M., excepting therefrom a tract in above lot 11 more particularly described as follows: Beginning at the northwest corner of said Lot 11; thence south 295.2 feet; thence East 295.2 feet; thence North 295.2 feet; thence west 295.2 feet to the place of beginning. - - -

AND

The North half of the Southeast quarter, the Southwest quarter of the Southeast quarter, lot 11 of Section 6, Township 10 North, Range 3 East of the Boise Meridian.

There is excepted from the above described land approximately 2 acres in Northwest corner of said lot 11 and described as follows: Beginning at the Northwest corner of said lot 11, running thence South 295.2 ft.; thence East 295.2 ft.; thence North 295.2 ft.; thence West 295.2 ft.; to beginning. A net acreage is contained herein of 168.71 acres of land, more or less.

Together with a full primary water right from Hog Creek for 120 acres of said land. Being the same premises conveyed to The Union Central Life Insurance Company by Deed from Vivian Gordy Lawrence and J. W. Lawrence, dated September 21, 1927, recorded in Book 14, Page 353 of Deed Records of Valley County, Idaho.

IN WITNESS WHEREOF, The said part of the first part ha hereunto set hand
and seal the day and year first above written.

SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF

Harold A. Beal

[Seal]

[Seal]

[Seal]

[Seal]

STATE OF IDAHO

County of

Valley

ss.

On this

7th

day of

June

in the year 19*91*, before me

Linda D. Irwin

, a Notary Public

in and for said State, personally appeared

Harold A. Beal

known to me to be the person whose name
acknowledged to me that he executed the same.

subscribed to the within instrument, and

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and
year in this certificate first above written.

Linda D. Irwin
Notary Public for the State of Idaho,
Residing at *Idaho*, Idaho

No.

WARRANTY DEED

-TO-

Dated

19

STATE OF IDAHO

County of

ss.

I hereby certify that this instrument was filed
for record at request of

at

minutes past

o'clock

M., this

of

day

, A. D. 19

in my office, and duly recorded in Book

of

at page

Ex-Officio Recorder.

By

Fees, \$

Deputy.

Mail to

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
NEW # A65-09092B

Ident. Number: A65-09092
Date Received: 11/07/1988
Receipt No: X999999
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ARTHUR H. BEAL

Address: OLA, ID 83657

2. Date of Priority: NOV 01, 1944

3. Source: ABENY CREEK Trib. to: LITTLE SQUAW CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
10N	03E	6		10	VALLEY

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER FROM STORAGE	01/01	12/31			2.70
FISH PROPAGATION	01/01	12/31			30.00
COMMERCIAL STORAGE	01/01	12/31			30.00
IRRIGATION FROM STORAGE	04/01	11/01			25.00

7. Total Quantity Appropriated is:

C.F.S. (and/or) 57.70 A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
10N	03E	6	NE SW	10	IRR FS	4.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	03E	6	SE	SW	11	IRR FS	1.0
Section Acres							5.0
Total Acres							5.0

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:

14. Remarks:

COMMERCIAL USE FOR LOG POND.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 1/21/1986

STATE OF IDAHO

Decree Plaintiff

vs

A & C CORP., ET AL.

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)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____
My Commission Expires _____

POOR ORIGINAL

66-7-51
2-44-59
-7-

MICROFILMED
OCT 24 1996

POOR ORIGINAL

X

44-42-1310

Area

November 18

7th Jan Shuta

Meridian ID

9-14-94

MICROFILMED

OCT 21 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 SRBA

Case No. 39576

A. Subcase 65-9092B
(Insert water right number)

**STANDARD FORM 1
OBJECTION**

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior,
Bureau of Reclamation, Regional Director PN Code-3100
Address: 1150 N. Curtis Rd. Suite 100
Boise, Idaho 83706-1234
Daytime Phone: (208) 678-0461 (Dala Walton)

Name & Address of Attorney, if any:
David W. Gehlert (303 312-7352)
Trial Attorney, General Litigation Section
Environment and Natural Resource Division
U.S. Department of Justice
999 18th Street, Suite N 945
Denver, CO 80202

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT .

Name: Mary Lee Beal
Address: PO Box 5
Ola, ID 83657

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

- ☒ **General Provision Basin 65 Irrigation & Other Part III (3) Separate Streams**
1. ☐ **Name and Address**
Should be:
 2. ☐ **Source**
Should be:
 3. ☐ **Quantity**
Should be:
 4. ☐ **Priority Date**
Should be:
 5. ☐ **Point(s) of Diversion**
Should be:
 6. ☐ **Instream Flow Description**
Should be:
 7. ☐ **Purpose(s) of Use**
Should be:
 8. ☐ **Period of Year**
Should be:
 9. ☐ **Place of Use**
Should be:
 11. **I object because:**
 - ☐ This water right should not exist.
 - ☐ This water right was not recommended, but should be recommended with the elements described.

E. REASONS SUPPORTING EACH OBJECTION(S):

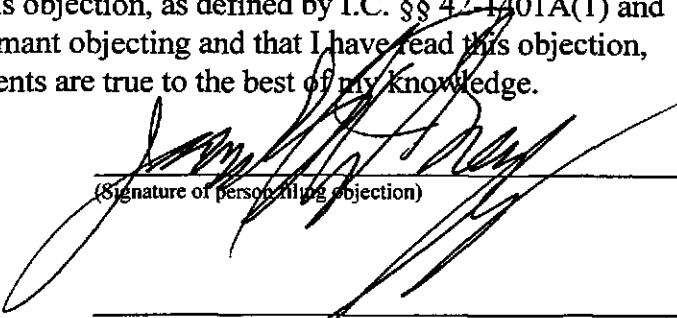
The Bureau of Reclamation objects to the separate stream provision of the Director's Report for Basin 65, Part III. These streams should be administered as part of the Payette River System in order to adequately protect water rights in the Payette River subbasin.

F. VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

Jerrold D. Gregg, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

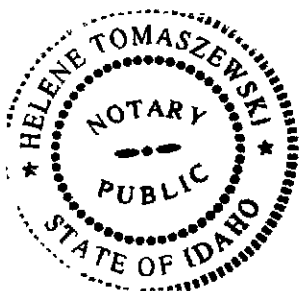
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

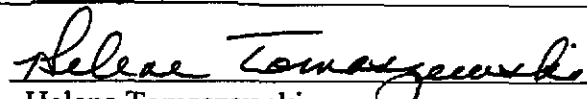

(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

January 9, 2002




Helene Tomaszewski
Notary Public for: Idaho
Residing at: Meridian
My Commission Expires: 01-16-2002

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on January 17, 2002, I mailed the original and copies of this objection, including all attachments, to the following persons, by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID. 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: Mary Lee Beal

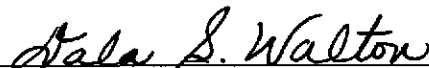
Address: PO Box 5
Ola, ID 83657

3. Copies to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

IDWR Document Depository
P.O. Box 83720
Boise, Idaho 83720-0098

United States Department of Justice
Environment and Natural Resource Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724



Signature of Objector or attorney mailing on Objector's behalf



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

May 4, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Dear Basin 65 water user:

This letter is to inform you that you may be eligible to file a stockwater claim with the Idaho Department of Water Resources (IDWR) in connection with the Snake River Basin Adjudication (SRBA). IDWR is sending this letter to water users in Basin 65 who might have relied upon the non-irrigation season stockwater provision in the Payette Adjudication. This provision states:

"When stockwater is not a specifically mentioned use for a right that includes irrigation, a reasonable flow is implied and included for the watering of livestock during the non-irrigation season."

In another basin, the Idaho Supreme Court struck down general provisions that contained similar language. The non-irrigation season stockwater language quoted above was not included in the General Provisions for Basin 65 because of the Idaho Supreme Court's ruling.

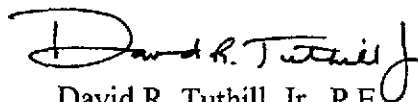
IDWR recognizes that in reliance on the non-irrigation season stockwater language in the Payette Adjudication, water users might not have filed stockwater claims in the SRBA to cover the non-irrigation season period. Individuals who historically watered livestock during the non-irrigation season without a separate stockwater claim might desire to file a new stockwater claim with IDWR.

To be eligible for a new non-irrigation season stockwater claim

1. You must have actually and historically watered livestock during the non-irrigation season without a separate stockwater right.
2. You must have filed a surface water irrigation claim in both the Payette Adjudication and the SRBA.
3. You must not have filed a stockwater claim with the surface water irrigation claim.

If you meet these three requirements, you may file a Notice of Claim form for stockwater with IDWR. **To have a timely filing you must file this claim with IDWR by May 25, 2001.** IDWR will waive filing fees for these stockwater claims if filed before this deadline. Failure to file your claim in a timely manner may prevent you from claiming it in the future. Notice of Claim forms are available on IDWR's website at www.idwr.state.id.us/info/water/srba/forms.htm or from any IDWR office. Claimants can call IDWR, Western Region at (208) 334-2190 to make an appointment if they need assistance filling out a Notice of Claim form.

Sincerely,


David R. Tuthill, Jr., P.E.
Adjudication Bureau Chief

09/28/2000

**IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW**

RIGHT NUMBER: 65-9092B

NAME AND ADDRESS: MARY LEE BEAL
PO BOX 5
OLA, ID 83657

SOURCE: UNNAMED STREAM **TRIBUTARY:** Little Squaw Creek

11.5 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT FOR
STOCKWATER USE SHALL NOT EXCEED 13,000 GALLONS
PER DAY.

PRIORITY DATE: 11/01/1944

POINT OF DIVERSION: T10N R03E S6 LOT 10 NESW Within VALLEY County

**PURPOSE AND
PERIOD OF USE:**

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
COMMERCIAL STORAGE	01-01 12-31	6.0 AFY
STOCKWATER FROM STORAGE	01-01 12-31	0.5 AFY
IRRIGATION FROM STORAGE	04-01 11-01	5.0 AFY
RECREATION STORAGE	01-01 12-31	6.0 AFY

COMMERCIAL USE IS A LOG POND

PLACE OF USE:

COMMERCIAL STORAGE Within
VALLEY County
T10N R03E S6 LOT NESW
10

IRRIGATION FROM STORAGE
Within VALLEY County
T10N R03E S6 LOT SESW 1
11

RECREATION STORAGE Within
VALLEY County T10N R03E S6 LOT
10 NESW

STOCKWATER FROM STORAGE Within VALLEY
County T10N R03E S6 LOT 10 NESW 1 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PURPOSE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 65-9092A & 65-9094

SOURCE IS ALSO KNOWN AS ABENY CREEK.

DATE: 09/28/00
PAGE: 4

Audit: 08/17/94 RHOWERTO 03/30/95 POST-STD

EXP- F05 N05 + N08
B01 - Albany Creek
C04 + C18

AJ5815NP

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT

DATE: 09/28/00

OPTION: IRRIGATION USES ONLY

ADJUDICATION CLAIM NUMBER: A65-09092B

PAGE: 1

A. ROOT WATER RIGHT NUMBERS: A65-09092A
A65-09092B

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/USE/ACRES	WR #/USE/ACRES	LANDSAT DATA
10N	03E	6	SE	SW	11	BEAL, MARY LEE	A65-09092B /03/ 1.0	- / /	
			SE	SW	11	BEAL, MARY LEE	A65-00131 /01/ 9.0	65-00131 /01/ 9.0	
			SE	SW	11	BEAL, MARY LEE	A65-02965B /03/47.0	- / /	
			SE	SW	11	BEAL, MARY LEE	A65-07048B /03/47.0	- / /	
			SE	SW	11	BEAL, MARY LEE	A65-07803B /03/37.5	- / /	
			SE	SW	11	BEAL, HAROLD A.		65-02965 /03/47.0	
			SE	SW	11	BEAL, HAROLD A.		65-07048 /03/47.0	
			SE	SW	11	BEAL, ARTHUR H.		65-07803 /03/40.0	
			SE	SW	11	BEAL, ARTHUR H.		65-09092 /03/ 1.0	
TOTAL ACRES							A65-09092B	1.00	

POU COUNTY: VALLEY

DATE: 09/27/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ARTHUR H. BEAL OLA ID 83657	11/01/1944	IRRIGATION FROM STORAGE	04/01 11/01		25.00 AFA
			STOCKWATER FROM STORAGE	01/01 12/31		2.70 AFA
			COMMERCIAL STORAGE	01/01 12/31		30.00 AFA
			FISH PROPAGATION	01/01 12/31		30.00 AFA
TOTAL DIVERSION:						57.70 AFA

Stage: DECREED

VALLEY County

Place of use Legal Description for: IRRIGATION FROM STORAGE

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	
---	---	---	:	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	:	
10N	03E	6	:					:					:	10-04			11-01	:					:	5.0
																						TOTAL ACRES	5.0	

Place of use location for STOCKWATER FROM STORAGE is the same location as described for: IRRIGATION FROM STORAGE

Place of use location for FISH PROPAGATION is the same location as described for: IRRIGATION FROM STORAGE

Pou County: VALLEY

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

65-00131 65-07804 65-09094 65-10451

Other Water Rights Listing Overlapping Place(s) of use:

65-00131 65-05560 65-07804

Remarks: GEN COMMERCIAL USE FOR LOG POND.

Dates:	App. Received:	Priority Date:	11/01/1944
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: 65 Field Exam Fee:

Audit: 04/02/86 04/30/88 CONVERT

A65-9092B

MAR 02, 1979

PROPOSED FINDING OF WATER RIGHTS - PAYETTE RIVER DRAINAGE

PAGE 9

INDICATES TOTAL

SOURCE: ABENY CREEK

TRIBUTARY TO: LITTLE SQUAW CREEK

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
65-0131	BEAL, HAROLD A. OLA, IDAHO 83657	5/15/1910	IRRIGATION	4/ 1 11/ 1	--- AFA 1.38 CFS	LOT 6 S 6 T10N R 3E NESE S 6 T10N R 3E	NESE(13) NWSE(19) SWSE(25) SESE(3) LOT11(9) S 6 T10N R 3E *69*	BENEFICIAL USE
65-5560	BEAL, PAUL H. OLA, IDAHO 83657 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHT 65-7804 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	5/15/1910	IRRIGATION	4/ 1 11/ 1	--- AFA .42 CFS	LOT12 S 5 T10N R 3E	LOT 9(1) LOT10(20) S 6 T10N R 3E *21*	BENEFICIAL USE
65-9092	BEAL, ARTHUR H. OLA, IDAHO 83657 REMARKS: COMMERCIAL USE FOR LOG POND.	11/ 1/1944	STOCKWATER FROM STOR	1/ 1 12/31	2.70 AFA --- CFS	LOT10 S 6 T10N R 3E	SAME AS OTHER USE	BENEFICIAL USE
			FISH PROP	1/ 1 12/31	30.00 AFA --- CFS		SAME AS OTHER USE	
			COMMERCIAL STORAGE	1/ 1 12/31	30.00 AFA --- CFS		SAME AS OTHER USE	
			IRRIGATION FROM STOR	4/ 1 11/ 1	25.00 AFA --- CFS *57.70*AFA *---*CFS		LOT10(4) LOT11(1) S 6 T10N R 3E *5*	
65-9094	BEAL, PAUL H. OLA, IDAHO 83657 REMARKS: POINT OF INJECTION INTO LITTLE SQUAW CREEK IN LOT 10, S 6, T 10N, R 3E; POINT OF REDIVERSION IN SESE, S 1, T 10N, R 2E.	11/ 1/1965	IRRIGATION FROM STOR	4/ 1 11/ 1	14.00 AFA --- CFS	LOT10 S 6 T10N R 3E	SESE(5) S 1 T10N R 2E *5*	BENEFICIAL USE
65-2965	BEAL, HAROLD A. & BEAL, PAUL H. OLA, IDAHO 83657	6/21/1966	IRRIGATION FROM STOR	4/ 1 11/ 1	60.00 AFA --- CFS	SWNW S 5 T10N R 3E	NESE(31) NWSE(23) SWSE(26) SESE(3) LOT 9(3) LOT10(43) LOT11(47) S 6 T10N R 3E *176*	LICENSE

FIELD DISTRICT

DEPARTMENT OF IDAHO

INVESTIGATION OF THE GENERAL WATER

RIGHTS TO THE STATE OF

DEPARTMENT OF

LANDS

IDENT NO.

DATE

WATER RIGHT

Notice of hearing

Notice of hearing

and beneficial use of the surface of ground water, for irrigation

The extent and nature of each claim for

Date of priority (When was the right first applied for?)

Name of claimant (Name of person, title, company, etc., or ground water)

Quantity (CFS, GPM, AFS)

Period of Use From To

Domestic, irrigation, stock, etc.

Domestic, irrigation, stock, etc.

Domestic, irrigation, stock, etc.

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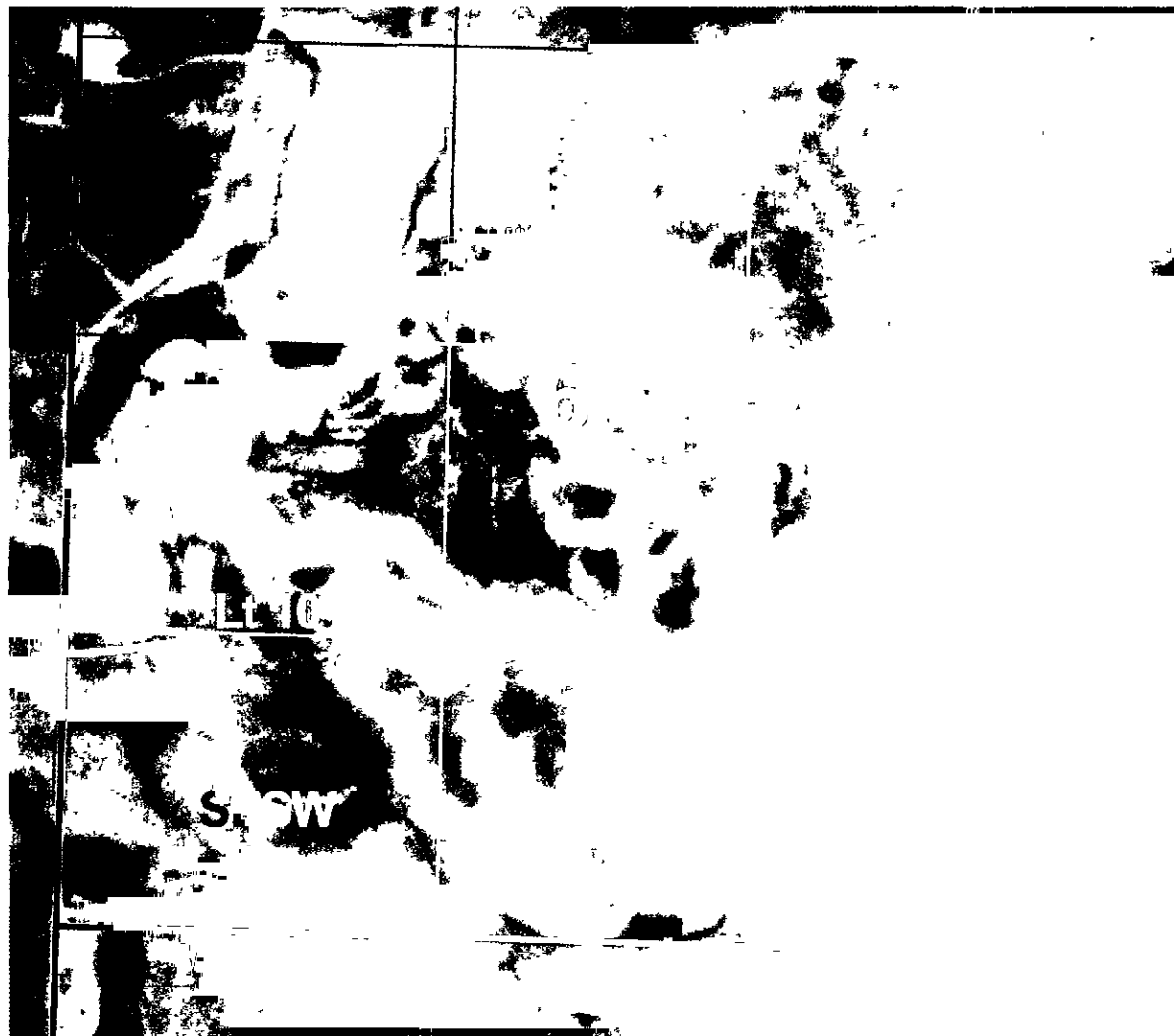
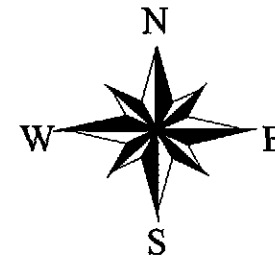
Domestic, irrigation, stock, etc.

Domestic, irrigation, stock, etc.

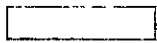
Domestic, irrigation, stock, etc.

IDAHO DEPARTMENT OF WATER RESOURCES

T10N, R03E, S6



1987 NAPP PHOTO

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

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 65-09092B

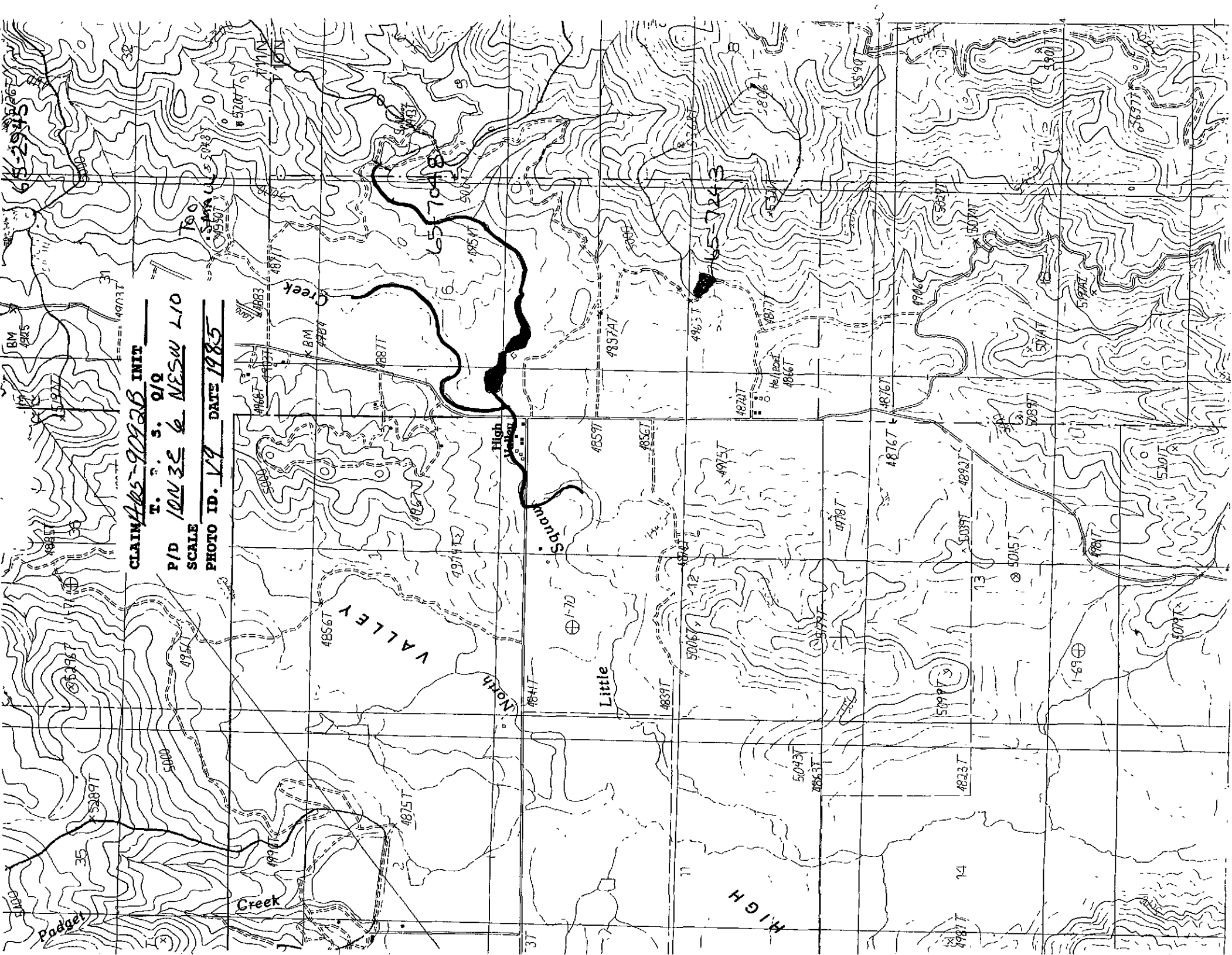
OWNER(S): BEAL, MARY

DATE: SEPTEMBER 28, 2000

By: Mel Schulte

0 0.25 0.5 0.75 Miles





CLAIM 425-90928 INIT

T. 3 Q/Q

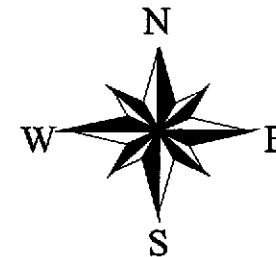
P/D 10N3E6 NESW L10

SCALE

PHOTO ID. 19 DATE 1985

IDAHO DEPARTMENT OF WATER RESOURCES

T10N, R03E, S6



1987 NAPP PHOTO

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

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 65-09092B

OWNER(S): BEAL, MARY

DATE: SEPTEMBER 28, 2000

By: Mel Schulte

0 0.25 0.5 0.75 Miles





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

July 29, 1994

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Re: Original Notice of Claim to a Water Right No. A65-02965, A65-07048,
A65-07803 & A65-09092.

Renumbered to Notice of Claim to a Water Right No. A65-02965B,
A65-07048B, A65-07803B & A65-09092B.

Mary Lee Beal
PO Box 5
Ola Id, 83657

Dear Mary,

We have received and processed the Change of Ownership form submitted on the Original Notice of Claim to a Water Right Number as referenced above. This change of ownership required a split of this original claim resulting in the renumbering of the original claim by adding alpha suffixes to represent each split. The new Notice of Claim to a Water Right Number for your portion is referenced above. The right holders of the remaining portion have also been notified of this split and renumbering of their original claim.

Enclosed is a copy of this new claim which now reflects your portion of the original water right. Please keep this copy for your files and refer to the new claim number when corresponding with our office. If you have any questions concerning this letter or the enclosed claim, please feel free to contact this office.

Sincerely,

Ron Howerton
ADJUDICATION STAFF
Department of Water Resources
Western Region Office
(208) 334-2190

Attachment(s)

MICROFILMED
OCT 21 1994