

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 63-32088
Date Received: 4/1/2005
Receipt No: X777777
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

JUDITH R BECK Phone: (208)585-6046
26195 MOONGLOW DR
MIDDLETON ID USA 83644

2. Date of Priority: 10/26/1977

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05N	02W	20	SE NE	CANYON	

5. Description of diverting works:

WELL, PUMP, PIPELINE & DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.05	22.5

7. Total Quantity Appropriated is:
0.05 C.F.S. and/or 22.5 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05N	02W	20	NE	SE	IRRIGATION	5
					Section Acres	5
					Total Acres	5

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

This right is a split from former right 63-31779.

CHANGE IN OWNERSHIP 5/12/05 LG

CHANGE IN OWNERSHIP LG- 10- 12-2006 REVIEWED BY S. EGBERT

15. Basis of Claim: License

RECEIVED

NOV 29 2006

WATER RESOURCES
WESTERN REGION

**SNAKE RIVER BASIN ADJUDICATION
CHANGE IN ADDRESS OF NOTICE OF CLAIM**

Water Right Number(s): 63-32088

Previous Mailing Address: 9409 Foothill Rd.
MIDDLETON, ID 83644

New Mailing Address: 26195 Moonglow Dr
MIDDLETON, ID 83644

Telephone Number: (208) 585-6046

Signature of all Claimant(s): Judith Ruth Beck
Please print your name below your signature.
Judith Ruth Beck

Please mail or FAX this completed form to the office nearest you:

Adjudication Bureau
Idaho Dept. of Water Resources
1910 Northwest Blvd., Ste. 210
Coeur d'Alene, ID 83814-2615
Ph. 208/769-1450 or
FAX 208/769-1454

Adjudication Bureau
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082
Ph. 208/334-2190 or
FAX 208/334-2348

Adjudication Bureau
Idaho Dept. of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3380
Ph. 208/525-7161 or
FAX 208/736-3037

Adjudication Bureau
Idaho Dept. of Water Resources
900 N. Skyline, Ste. A
Idaho Falls, ID 83402-3653
Ph. 208/736-3033 or
FAX 208/525-7177

Adjudication Bureau
Idaho Dept. Of Water Resources
322 E. Front St.
P.O. Box 83720
Boise, Id 83720-0098
Ph 208/287-4800
FAX 208/287-6701

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
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2. Date of Priority: 10/26/1977

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4. Point of Diversion:

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7. Total Quantity Appropriated is:
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8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
05N	02W	20	NE SE	IRRIGATION	5
Section Acres					5

Total Acres 5

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

This right is a split from former right 63-31779.

CHANGE IN OWNERSHIP 5/12/05 LG

CHANGE IN OWNERSHIP LG- 10- 12-2006 REVIEWED BY S. EGBERT

15. Basis of Claim:

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

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
63-32088					

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

The Beck Family TRUST

4. New Owner/Claimant(s)

Judith R. Beck

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

9409 Foothill Rd.

City, State and ZIP Code

Middleton, ID 83644

New Telephone Number

208 585-6046

5. Date you acquired the property

June 20, 2006

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) Judith R. Beck
(include title if applicable) _____

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only
 Received by Agan Date 10-12-06 Fee _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

200849312

AFTER RECORDING MAIL TO:

Judith R. Beck
9409 Foothill Road
Middleton, Idaho 83644

REQUEST *Judith Beck*
TYPE *Quitclaim* FEE *7.00*

CLERK *Judith Beck*

JUN 20 2006

QUITCLAIM DEED

File No.: ()

Date: **June 20, 2006**

For Value Received, **The Beck Family Living Trust, dated October 25, 1990**, do(es) hereby convey, release, remise, and forever quit claim unto **Judith R. Beck, an unmarried woman**, whose address is **9409 Foothill Road, Middleton, Idaho 83644**, the following described premises in **Canyon County, Idaho**, to-wit:

See attached Exhibit "A" hereto and incorporated herein by this reference.

APN:

together with their appurtenances.

Dated: June 20, 20 06

Judith R. Beck, Successor Trustee
Judith R. Beck, Successor Trustee

APN:

Quitclaim Deed - continued

File No.: 4101-8251881416 (DA)

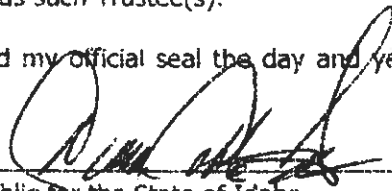
Date: 06/20/2006

STATE OF Idaho)
SS.
COUNTY OF Ada)

On this Twentieth day of June, 2006, before me, a Notary Public in and for said State, personally appeared **Judith R. Beck**, known or identified to me to be the person whose name is subscribed to the within instrument as the Trustee(s) of the **The Beck Family Living Trust**, and acknowledged to me that he/she/they executed the same as such Trustee(s).

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.





Notary Public for the State of Idaho
Residing at: Boise, ID
My Commission Expires: 01/26/2011

PC 64480

Exhibit "A"

Lot 8, Block 1, BENCHMARK ESTATES SUBDIVISION, Canyon County, Idaho, according to the plat filed in Book 19 of Plats, Page 23, records of said County, amended by affidavit recorded February 18, 1994 as Instrument No. 9405452.

TOGETHER with a non-exclusive right of ingress-egress over Lot 10, Block 1, BENCHMARK ESTATES SUBDIVISION, Canyon County, Idaho, according to the plat filed in Book 19 of Plats, Page 23, records of said County.

ALSO TOGETHER with a non-exclusive right of ingress-egress over easement shown in Warranty Deed recorded February 27, 1989 as Instrument No. 8903519 and in Warranty Deed recorded February 27, 1989 as Instrument No. 8903520, records of Canyon County, Idaho.

JAB

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
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NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

THE BECK FAMILY TRUST Phone: (208)585-6046

9409 FOOTHILL ROAD
MIDDLETON ID USA 83644

2. Date of Priority: 10/26/1977

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05N	02W	20	SE NE	CANYON	

5. Description of diverting works:

WELL, PUMP, PIPELINE & DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.05	22.5

7. Total Quantity Appropriated is:
0.05 C.F.S. and/or 22.5 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05N	02W	20	NE	SE	IRRIGATION	5
Section Acres						5
Total Acres						5

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

This right is a split from former right 63-31779.

CHANGE IN OWNERSHIP 5/12/05 LG

15. Basis of Claim:



A Pioneer Company
PIONEER TITLE COMPANY
OF ADA COUNTY

661 S. Rivershore Lane, Suite 110 / Eagle, Idaho 83616 / (208) 938-8075

RECEIVED

MAY 02 2005

WATER RESOURCES
WESTERN REGION

April 28, 2005

IDWR Western Region
2735 Airport
Boise, ID., 83705-5082
Attn: Water Rights Transfer

Re: Escrow No.: 255312
Seller: Marisa Elana Culver
Buyer: The Beck Family Trust
Property: 26195 Moonglow
Middleton, Idaho

Dear Bookkeeper:

Enclosed is our check in the amount of \$25.00 representing payment for:

Water Rights Transfer

If you have any questions, or require any additional information, please do not hesitate to contact me.

Thank you.

Sincerely,

PIONEER TITLE COMPANY OF ADA COUNTY

Ted Kirkhart
Escrow Officer

Enclosures

TK:mc



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

April 1, 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Estate of Dan W. Clarke
6815 N Moonglow Dr.
Tucson AZ 85718

Re: Original Notice of Claim to a Water Right No. 63-31779

Renumbered to Notice of Claim to a Water Right No. 63-32087

Dear Claimant(s):

We have received and processed a Change of Ownership for a portion of your original Claim to a Water Right Number as referenced above. This change of ownership resulted in a split of your original claim.

When a portion of the original water right claim has been conveyed to another and the original right has been split, then the original claim number is renumbered by issuing a new water right number to represent each split. Each split contains only the portion of the original right for each separate owner. The above referenced new claim number reflects your remaining portion of the original claim after the change of ownership. Enclosed is a copy of this new claim for your records. Please refer to your new claim number when corresponding with our office.

Please note that the enclosed Notice of Claim to a Water Right is not a determination of your right. This claim represents the remaining portion of the claim filed during claims taking in the Snake River Basin Adjudication (SRBA) and has not yet been verified by this Department. Water rights are established and maintained by beneficial use of water for the uses designated on this claim form dating back to the priority date listed. This claim will be investigated, verified and recommended to the SRBA Court for court decree sometime in the near future. You will be notified prior to the beginning of any verification of this water right.

Thank you for your patience, as we have had several water right changes to process. If you have any questions concerning this ownership change, or the enclosed claim copy, please feel free to contact this office.

Sincerely,

Adjudication Section
Western Region Office

LG: lg

Enclosure

Page 3

03/21/2005

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-9069E

WATER RIGHT NUMBER: 63-9069E

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	JOHN W CLARK RT 1 BOX 137A CALDWELL, ID 83605
Current Owner	DAN CLARKE 2465 OVERLAND RD BOISE, ID 83705

Priority Date: 10/26/1977

Basis: License

Status: Active Transferred

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	1.850 CFS	845.60 AF
	<u>Total Diversion:</u>	1.850 CFS	845.60 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4NE1/4	Sec. 20, Twp 05N, Rge 02W, B.M.
CANYON County		

Place of Use

IRRIGATION Within CANYON County

T05N R02W S16	NESE	0.5	T05N R02W S20	NENE	23.0
T05N R02W S20	SENE	30.0	T05N R02W S20	NESE	33.0
T05N R02W S20	SESE	8.5	T05N R02W S21	NENW	0.5
T05N R02W S21	NWNW	34.0	T05N R02W S21	SWNW	34.0
T05N R02W S21	NWSW	20.4	T05N R02W S21	SWSW	4.0
Total Acres: 187.9					

Conditions of Approval:

1. R32 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.

Remarks:

1. General The right holder shall fully use all surface water rights appurtenant to the lands identified above prior to using water under this right.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-9069E

Comments:

1. GRAVES 1/12/1994 TRANSFER 4278

Comment: 63-09069A: 1.95 cfs 63-09069B: .08 cfs Transfer No. 4278 was filed to change the point of diversion under a portion of Right No. 63-09069, splitting the right into parts A and B. (04-18-94 Skaggs)

2. STAYLOR 5/15/1998 TRANSFER 5264

Comment: This transfer was filed to change the point of diversion under a portion of Right 63-09069A, splitting the right into Parts C & D.

3. PSKAGGS 5/6/1999 TRANSFER 5431

Comment: Transfer 5431 changes the point of diversion under a portion of Right 63-09069C, splitting the right into Parts E & F.

4. pskaggs 5/17/2002 3:24:13 PM Approved Transfer 69628

Comment: Approved transfer 69628 is associated with all or part of this Right and the following records.

Claim 63-31381 0.33 cfs 145.3 afa 32.5 total acres

Claim 63-31382 0.04 cfs 19.8 afa 4.4 total acres

Dates and Other Information:

Licensed Date: 3/30/1993

Decreed Date:

Water Supply Bank Enrollment Accepted:

Water Supply Bank Enrollment Removed:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Decree Defendant:

Decree Plaintiff:

Civil Case Number:

Judicial District:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:

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

RECEIVED

MAY 02 2005

WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
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1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s)	Adjudication Claim No(s)	Split	Water Right No(s)	Adjudication Claim No(s)	Split
63-32088					

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).
OR
 If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Marsha Slane Culver

4. New Owner/Claimant(s)

The Beck Family Trust, Judith R. Beck Trust
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

9409 Foothill Road

City, State and ZIP Code

Middleton, Id. 83644

New Telephone Number

008 585-6046

5. Date you acquired the property

4/28/05

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
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Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) Judith R. Beck, Trustee
(include title if applicable) The Beck Family Trust

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____ Date _____ Fee _____
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

PC 64480

Exhibit "A"

Lot 8, Block 1, BENCHMARK ESTATES SUBDIVISION, Canyon County, Idaho, according to the plat filed in Book 19 of Plats, Page 23, records of said County, amended by affidavit recorded February 18, 1994 as Instrument No. 9405452.

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JRB



A Pioneer Company
PIONEER TITLE COMPANY
OF ADA COUNTY
661 S. Rivershore Lane, Suite 110 / Eagle, Idaho 83616
(208) 938-8075

WARRANTY DEED

For Value Received

Marisa Elana Culver, an unmarried woman

hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

JLB

The Beck Family Trust

hereinafter referred to as Grantee, whose current address is 9409 Foothill Road, Middleton, Idaho 83644
the following described premises, to-wit:

SEE EXHIBIT A ATTACHED HERETO AND MADE A PART HEREOF

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

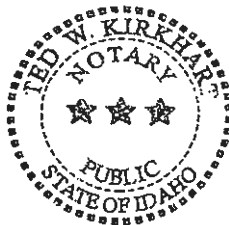
Dated: April 27, 2005

Marisa Elana Culver
Marisa Elana Culver

4/28/05

STATE OF Idaho. County of Ada, ss.

On this *28th* day of April, in the year of 2005, before me the undersigned, notary public personally appeared Marisa Elana Culver known or identified to me to be the person/persons whose name is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



Ted W. Kirkhart
Ted W. Kirkhart
Notary Public of Idaho
Residing at Meridian, Idaho
Commission

expires:

July 23, 2010

INSTRUMENT NO.
200465981

Quit Claim Deed

FOR VALUE RECEIVED

David S. Culver, an unmarried man former spouse of Marisa Elena Culver
does hereby convey, release, remise and forever quit claim unto

Marisa Elena Culver, an unmarried woman as her sole and separate
property

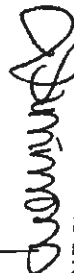
whose address is: 1822 Alder Street Caldwell, Idaho 83605

the following described premises, to wit:

See Exhibit "A" attached hereto and made a part hereof.

Dated: December 2, 2004


David S. Culver

2004 DEC 2 AM 11 55
G NOEL HALES
CANYON COUNTY RECORDER


RECORDED

200465981

STATE OF IDAHO
COUNTY OF CANYON

On this 2nd day of December, in the year 2004, before me,
Notary Public, personally appeared David S. Culver, known to me
identified to me to be the person whose name is subscribed to the
within and foregoing instrument, and acknowledged to me that they
executed the same.


Notary Public for the State of Idaho
Residing at: Caldwell, Idaho
My Commission Expires: 8-9-2007

PIONEER-CALDWELL

REQUEST

TYPE quit FEE 60

State of Idaho }
County of Canyon } ss.

I hereby certify that the foregoing instrument
is a true and correct copy of the original as the
same appears in this office.

DATED

December 6 2004

G. Noel Hales, Clerk of the District Court
and Ex Officio Recorder.

By 

Deputy

PC 56203

Exhibit "A"

Lot 8, Block 1, BENCHMARK ESTATES SUBDIVISION, Canyon County, Idaho, according to the plat filed in Book 19 of Plats, Page 23, records of said County, amended by affidavit recorded February 18, 1994 as Instrument No. 9405452.

TOGETHER with a non-exclusive right of ingress-egress over Lot 10, Block 1, BENCHMARK ESTATES SUBDIVISION, Canyon County, Idaho, according to the plat filed in Book 19 of Plats, Page 23, records of said County.

ALSO TOGETHER with a non-exclusive right of ingress-egress over easement shown in Warranty Deed recorded February 27, 1989 as Instrument No. 8903519 and in Warranty Deed recorded February 27, 1989 as Instrument No. 8903520, records of Canyon County, Idaho.

200142113

WARRANTY DEED

THIS DEED is made this 12 day of October, 2001, by and between DAVID S. CULVER AND MARISA E. CULVER, Grantor(s); and MARISA E. CULVER, Grantee(s), whose address is 1822 Alder St., Caldwell, IDAHO 83405. The designation Grantor and Grantee as used herein shall include said parties, their heirs, successors, and assigns, and shall include singular, plural, masculine, feminine or neuter as required by context.

WITNESSETH, that the Grantor, for a valuable consideration paid by the Grantee, the receipt of which is hereby acknowledged, has and by these presents does grant, bargain, sell and convey unto the Grantee in fee simple, all that certain lot or parcel of land situated in Canyon County and more particularly described as follows: Lot 8, Block 1, Benchmark Estates Subdivision, Canyon County, Idaho, according to the plat filed in Book 19 of Plats, Page 23, records of said County.

TO HAVE AND TO HOLD the aforesaid lot or parcel of land and all privileges and appurtenances thereto belonging to the Grantee in fee simple.

And the Grantor covenants with the Grantee that Grantor is seized (possessed) of the premises in fee simple, has the right to convey the same in fee simple, that title is marketable and free and clear of all encumbrances, and that Grantor will warrant and defend the title against the lawful claims of all persons whomsoever except for the exceptions hereinafter stated. Title to the property herein above described is subject to the following exceptions: utility easements, rights of way and restrictions of record.

IN WITNESS WHEREOF, the Grantor has hereunto set his/her hand and seal, the day and year first above written.

David S. Culver
Marisa E. Culver
Grantor

STATE OF IDAHO

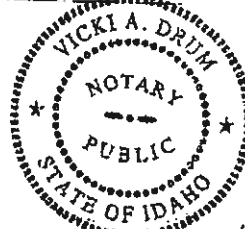
COUNTY OF Canyon

On the 12 day of October, 2001 before me, Vicki A. Drum, a Notary Public in and for the State of Idaho, personally appeared David S. Culver and Marisa E. Culver, personally known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he/she executed the foregoing Warranty Deed.

WITNESS my hand and official seal, this the 12 day of Oct, 2001.

Vicki A. Drum
Notary Public for Idaho

My Commission Expires: 12-20-04



State of Idaho } ss.
County of Canyon
I hereby certify that the foregoing instrument is a true and correct copy of the original as the same appears in this office.
DATED November 12, 2001
G. Noel Hales, Clerk of the District Court and Ex-Officio Recorder.

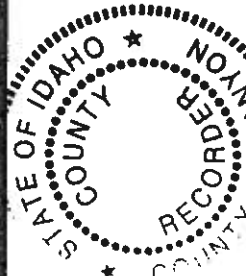


EXHIBIT "A"

PARCEL I:

Lot 9, Block 1, BENCHMARK ESTATES SUBDIVISION, Canyon County, Idaho, according to the plat filed in Book 19 of Plats, page 23, records of said County.

PARCEL II:

Together with a non-exclusive right of ingress-egress over Lot 10, Block 1, BENCHMARK ESTATES SUBDIVISION, Canyon County, Idaho, according to the plat filed in Book 19 of Plats, Page 23, records of said County.

ALSO TOGETHER with a non-exclusive right of ingress-egress over easement shown in Warranty Deed recorded February 27, 1989 as Instrument No. 8903519 and in Warranty Deed recorded February 27, 1989 as Instrument No. 8903520, records of Canyon County, Idaho.

200142113

RECORDED

OCT 12 PM 1 06

GABRIEL HALL'S
CANYON CNTY RECORDER

BY *Jack L. Lamm*

REQUEST *David Calder*
TYPE *Deed* FEE *6.00*

REQUEST *Deed* STEWART - NAMPBA
TYPE *Deed* FEE *6.00*

NEO J. REER
CANYON CNTY RECORDER
BY *A. L. Lamm*

'93 JUN 15 PM 4 21

RECORDED

9313356

QUITCLAIM DEED

THIS QUITCLAIM DEED, Executed this 12th day of October, 2001,
by first party, Grantor, David Scott Culver whose address
is 29025 The Yellowbrick Rd, Valley Center, Ca 97082,
to second party, Grantee Marisa Elena Culver,
whose address is 1822 Alder St. Caldwell, Idaho.

WITNESSETH, That the said first party, DAVID S. LUTER AND MARSHA L LUTER AS TRUSTEES, UNDER THE LUTER REVOCABLE LIVING TRUST, AND HONOLULU, TERRITORY DATED MAY 24, 1993 for and in the consideration of the sum of Zero (0) dollars (\$ 0), does hereby and forever remise, release, assign and quitclaim unto the said second party, all right, title, interest and claim which the said first party has in and to the following described parcel of land, and improvements and appurtenances thereto in the County of Canyon State of Idaho and more fully described as: Block 1 Lot 8 of Benchmark Estates, a 5 acre lot subdivision according to the plat filed in Book 19 of Plats, page 23, records of said county. or, as in the attached EXHIBIT "A", and said property being known by the street address of 24195 Moonglow

IN WITNESS WHEREOF, The said first party has signed and sealed these presents the day and year first above written.


Signature of First Party

State of Idaho)
County of Canyon) ss

On this 12 day of October, 2001, before me, Vicki A. Dunn, a Notary Public in and for the State of Seab, personally appeared, DAVID + MARISA CULVER, known to me to be the person(s) whose name(s) are subscribed to the within instrument and acknowledged to me that s/he (they) executed the same.

WITNESS my hand and official seal.

Notary Public for _____
My commission Expires: _____

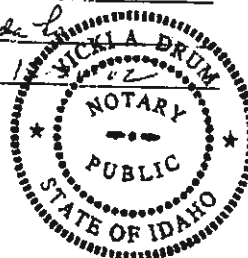


EXHIBIT "A"

PARCEL I:

Lot 8, Block 1, BENCHMARK ESTATES SUBDIVISION, Canyon County, Idaho, according to the plat filed in Book 19 of Plats, page 23, records of said County.

PARCEL II:

Together with a non-exclusive right of ingress-egress over Lot 10, Block 1, BENCHMARK ESTATES SUBDIVISION, Canyon County, Idaho, according to the plat filed in Book 19 of Plats, Page 23, records of said County.

ALSO TOGETHER with a non-exclusive right of ingress-egress over easement shown in Warranty Deed recorded February 27, 1989 as Instrument No. 8903519 and in Warranty Deed recorded February 27, 1989 as Instrument No. 8903520, records of Canyon County, Idaho.

200142114

RECORDED

JUN 12 PM 1 06

CANYON COUNTY RECORDER

BY *John A. Dunn*REQUEST *Davis Culver*
TYPE *Deed* FEE *6.00*REQUEST *Deed* STEWART - NAMPBA
TYPE *6.00*BY *A. L. L. L.*
NED L. L. L.
CANYON CNTY RECORDER

JUN 15 PM 4 21

RECORDED

9313356

STEWART TITLE OF IDAHO, INC.

"Setting The Standard of Quality"



June 07, 1993

Mr. & Mrs. David S. Culver
29025 The Yellow Brick Rd.
Valley Center, CA 92082

Order No.: 93007099 TC/GW
Subject: LOT 8, BLOCK 1, BENCHMARK ESTATES
SHOCKEY/CULVER LIVING TRUST

*The Shockeys telephone
number is (909) 595-9669
Diamond Bar, Ca.*

*R.
4744 Wild Rye Dr.
Boise, Ca. 83703*

1-208-338-7016

Dear Mr. and Mrs. Culver:

Regarding the above mentioned transaction, please find enclosed the following documents for you to sign and return:

1. Final closing Statement, sign as indicated
2. Copy of Warranty Deed, initial at the top as read & approved
3. Tax Adjustment Notice, sign as indicated
4. Promissory Note, sign as indicated
5. W-9, Add Soc. Security number and sign where indicated
6. Deed of Trust, sign in presence of Notary Public
7. Long-Term Escrow Instructions, sign 2nd page, add SS# & Phone #
8. Escrow Instructions, sign on 2nd page
9. Supplemental Escrow Instruction, sign as indicated

****RETURN A COPY OF YOUR LIVING TRUST WITH DOCUMENTS*****

I have enclosed a collect Federal Express Mail for you to return the documents back to me. Also, return a CASHIER'S CHECK in the amount of \$15,541.93, payable to Stewart Title of Idaho, Inc.

Upon receipt of funds and executed documents from you and the seller I will proceed with recordation in Canyon County and finalize the closing.

Should you have any questions, please don't hesitate to give me a call or my assistant, Barbara. ~~1-800-658-3824~~

Sincerely,

Glenda F. Warner

Glenda F. Warner,
Sr. Escrow Officer

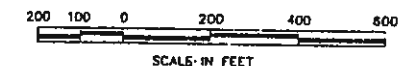
EVY

*Nampa Office
Christy - 1-800-658-3811
1-208-465-6600*

PLAT SHOWING BENCHMARK ESTATES A PLANNED UNIT DEVELOPEMENT

A PORTION OF THE SE 1/4, SECTION 20 AND THE SW 1/4, SECTION 21
T.5N., R.2W., B.M.,
CANYON COUNTY, IDAHO
1991

RECORDED
JUL 11 AM 10 13
HCO 2 55 1
CANYON COUNTY, IDAHO



LEGEND

- SUBDIVISION BOUNDARY LINE
- CENTER LINE
- RIGHT OF WAY BOUNDARY
- SECTION LINE
- 30' OFFSET LINE TO PROPERTY BY
- ⊙ FOUND BRASS CAP
- ⊠ FOUND ALUMINUM CAP
- ⊙ FOUND 5/8" IRON PIN
- ⊙ SET 5/8" x 30" IRON PIN W/DEN
- ⊙ FOUND 1/2" IRON PIN
- ⊙ SET 1/2" x 24" IRON PIN W/DEN
- ⊙ CALCULATED POINT (NOT SET)
- ⊙ WITNESS CORNER ON LOT LINE

NOTES

- ROAD RIGHT OF WAYS TO BE MAINTAINED BY THE BENCHMARK ESTATES ROAD USERS ASSOCIATION.
- THE EASTERLY AND SOUTHERLY 5.00 FEET OF THE DESIGNATED 36.00 FOOT ROAD RIGHT OF WAY (LOT 10) SHALL BE RESERVED AS A COMMON AREA FOR A BIKEWAY AND WALKING PATH TO BE OWNED AND MAINTAINED BY THE BENCHMARK ESTATES ROAD USERS ASSOCIATION.
- THE ROAD USERS ASSOCIATION WILL BE SET FORTH IN THE RESTRICTIVE COVENANTS.
- THERE IS A PUBLIC UTILITIES DRAINAGE AND IRRIGATION EASEMENT 10.00 FEET IN WIDTH CENTERED ON INTERIOR LOT LINES AND ADJACENT TO EXTERIOR LOT LINES UNLESS OTHERWISE DIMENSIONED.
- SEE 1988 SURVEY "CONNECTICUT GENERAL SURVEY No. 1" BY PORTER'S LAND SURVEYING FOR ADDITIONAL BOUNDARY INFORMATION. LOTS SHALL NOT BE REDUCED IN SIZE WITHOUT PRIOR APPROVAL FROM THE SOUTHWEST DISTRICT HEALTH DEPARTMENT.
- AN 80 FOOT WIDE STRIP OF LAND CENTERED IN THE LINE COMMON TO SECTIONS 20 AND 21 IS RESERVED FOR A SECTION LINE STREET RIGHT-OF-WAY AND SHALL BECOME PUBLIC AT THE REQUEST OF THE CANYON HIGHWAY DISTRICT COMMISSIONERS. NO PERMANENT STRUCTURES SHALL BE BUILT WITHIN THE RESERVED RIGHT-OF-WAY.
- THE SUBDIVIDER SHALL PLACE A FENCE CONSTRUCTED OF STEEL POST AND WOVEN WIRE AT THE BOTTOM WITH TWO (2) STRANDS OF BARB-WIRE AT THE TOP, SIMILAR TO THE FENCES USED ALONG INTERSTATES. THE FENCE SHALL BE PLACED ON THE RIGHT-OF-WAY EASEMENT OF THE IRRIGATION DISTRICT AT BOTH THE MAIN CANAL ON LOTS 6 AND 7, AND ON THE LATERAL ON LOT 8.



LANDING HEIGHTS ESTATES
BOOK 12, PAGE 9

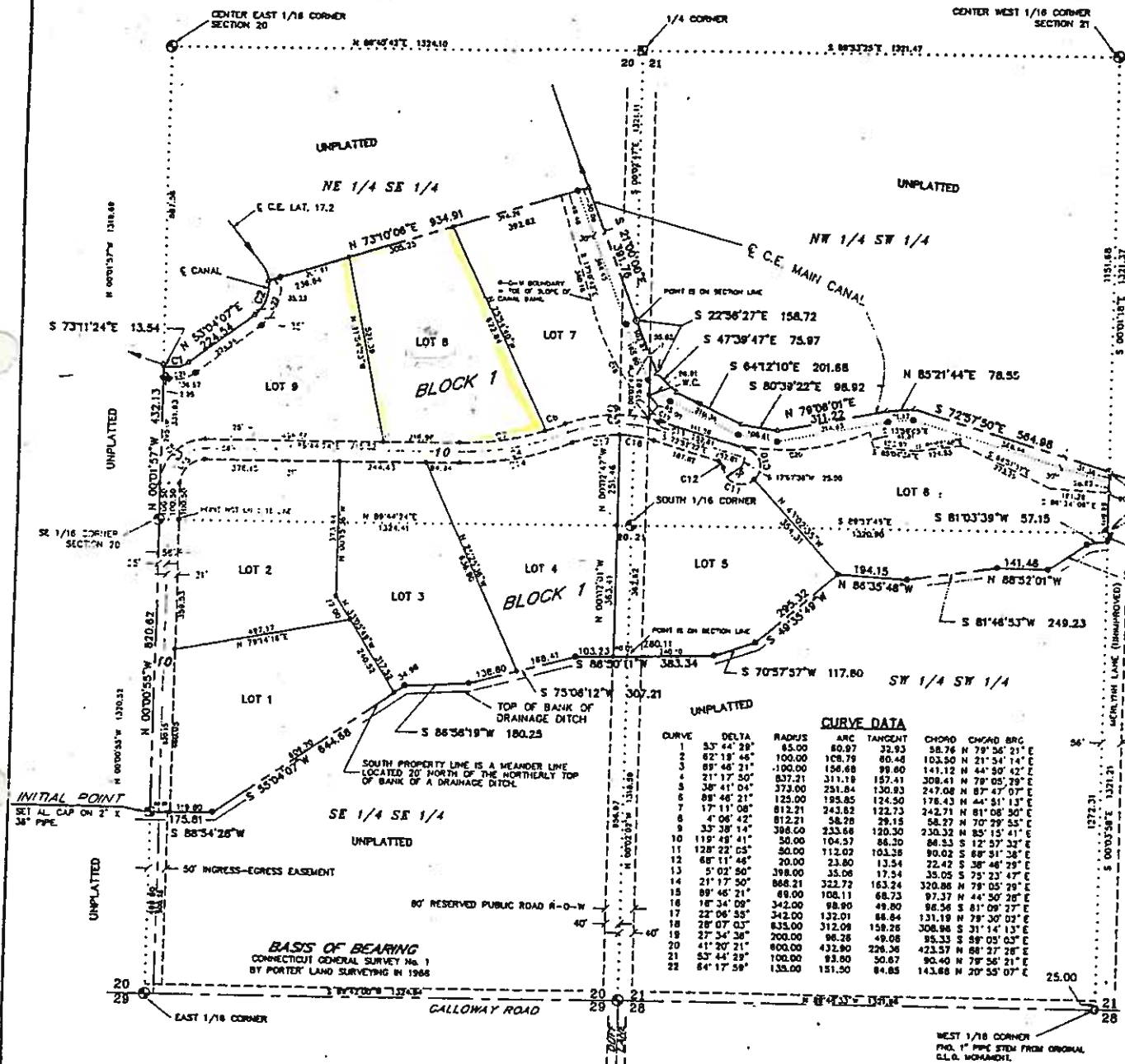
THE SANITARY RESTRICTIONS
UNDER TITLE-50 CHAPTER 13
IDAHO CODE ARE IN FORCE!

TEALEY'S LAND SURVEY

478 MAIN ST. 308-385-0938 BOOE, IDAHO

Job No. 483 Sheet 1 of 1

B219 Pg. 23





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

May 3, 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Pioneer Title Company of Ada County
8151 W. Rifleman Ave.
Boise, ID 83704

RE: Water Right No. 63-32087

Dear Claimant(s):

This office has received your Notice of Change of Water Right Ownership (copy enclosed), recently submitted. We also received check number 4-14798 in the amount of \$25; however, we are returning it to you, as the ownership change fee is not required for this particular water right claim. This claim has not yet been decreed by the SRBA Court. The ownership change is being processed and a copy will be mailed to you upon completion.

Thank you for your patience and cooperation. If you have any questions regarding this letter, feel free to contact this office at (208) 334-2190

Sincerely,

A handwritten signature in cursive script that reads "Liberty Gagnon".

Liberty Gagnon
Office Specialist 1
Adjudication Section
Western Region

LG: lg

Enclosures

Walker, Kay

From: Diana Delaney [ddelaney@srba.state.id.us]
Sent: Wednesday, March 25, 2009 4:27 PM
To: Walker, Kay
Subject: RE: Partial Decree on 63-32088

Look like we made an error! We'll get it reissued. Thanks for letting me know.

From: Walker, Kay [mailto:Kay.Walker@idwr.idaho.gov]
Sent: Wednesday, March 25, 2009 4:26 PM
To: Diana Delaney
Cc: Walker, Kay
Subject: Partial Decree on 63-32088

Hi, Diana.

I received a call from Judith Beck today who found an error on her partial decree issued 3/24/2009. She had gone through the partial decree, as told to do in the brochure, and contacted me about the point of diversion. The recommended point of diversion was located in the NESE, Sec. 20, T05N, R02W. The partial decree states that the point of diversion is located in the NENE, Sec. 20, T05N, R02W. I have checked our file and agree with Ms. Beck that it appears there is an error on the partial decree. Could you please check this out and see if the error can be corrected? Everything else on the partial decree looks fine to me.

Let me know if there is something else I need to do from here.

Thank you very much!

Kay Walker
Western Region
334-2190

3/25/2009

SRBA PARTIAL DECREE 63-32088

Issued on 03-24-2009.

This is not an official copy.

Contact IDWR or the Court for a Certified Copy.

Choose Landscape Orientation when printing.

NAME AND ADDRESS: JUDITH R BECK
26195 MOONGLOW DR
MIDDLETON, ID 83644

SOURCE: GROUND WATER
QUANTITY: 0.05 CFS
22.50 AFY

This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 10/26/1977
POINT OF DIVERSION: T05N R02W S20
PURPOSE AND PERIOD OF USE: PURPOSE OF USE
Irrigation

NENE Within Canyon County

PERIOD OF USE QUANTITY
03-15 TO 11-15 0.05 CFS
22.50 AFY

The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: Irrigation Within Canyon County
T05N R02W S20 NESE 5.0
5.0 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

*3/25/09
Judy will
contact SRBA Court
& advise of P/O
KW - E2202
Judy called back
& said brochure said
to call IDWR
office -
Advise SRBA
Court of
E2202.*

DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

[Return to SRBA Home Page](#)

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-32088 V1

WATER RIGHT NUMBER: 63-32088 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	DAN CLARKE 2465 OVERLAND RD BOISE, ID 83705
Original Owner	JOHN W CLARK RT 1 BOX 137A CALDWELL, ID 83605
Original Owner	THE BECK FAMILY TRUST 9409 FOOTHILL RD MIDDLETON, ID 83644 (208)585-6046
Original Owner	ESTATE OF DAN W CLARKE 6815 N MOONGLOW DR TUCSON, AZ 85718 (602)575-9434
Original Owner	MARISA CULVER 1822 ALDER ST CALDWELL, ID 83605 (208)866-7888
Current Owner	JUDITH R BECK 26195 MOONGLOW DR MIDDLETON, ID 83644 (208)585-6046

Priority Date: 10/26/1977

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.050 CFS	22.50 AF
	<u>Total Diversion:</u>	0.050 CFS	22.50 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4SE1/4	Sec. 20, Twp 05N, Rge 02W, B.M.
CANYON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	02W	20													5.0				5.0

Total Acres: 5

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-32088 V1

Conditions of Approval:

1. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
2. J01 Property is also known as Lot 8, Block 1, Benchmark Estates.
3. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with ground water diverted under this right and shall only divert ground water under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
4. T07 The right holder shall accomplish the change authorized by Transfer 73761 within one year of the date of the approval.
5. This right is a split of former Right No. 63-31381.
6. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. R69 This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
8. C18 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.
9. S39 The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

Remarks:

Comments:

1. Igagnon 5/13/2005 CHANGE IN OWNERSHIP
Comment: THE DATA IN THE NAME FIELD HAS BEEN CHANGED TO SHOW THAT THIS RIGHT AS A CHANGE IN OWNERSHIP.
2. Iharris 11/30/2006 Address Change
Comment: Address changed per claimant request.
3. segbert 6/24/2008 POD
Comment: Updated POD per Transfer 73761

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-32088 V1

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

Water Supply Bank:

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

RIGHT NUMBER: 63-32088

NAME AND ADDRESS: JUDITH R BECK
26195 MOONGLOW DR
MIDDLETON ID 83644

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.050 CFS
22.500 AFY

This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 10/26/1977

POINT OF DIVERSION:

T05N R02W S20 NESE Within CANYON County

~~T05N R02W S20 SENE Within CANYON County~~

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

0.050 CFS
22.50 AFY

The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION in CANYON County

T05N R02W S20 NESE 5.00

5 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

Property is also known as Lot 8, Block 1, Benchmark Estates.

The right holder shall use the full allotment of appurtenant surface water rights in conjunction with ground water diverted under this right and shall only divert ground water under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

~~This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 acf per acre at the field headgate for irrigation of the lands above.~~

The right holder shall accomplish the change authorized by Transfer 73761 within one year of the date of the approval.

This right is a split of former Right No. 63-31381.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

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

Water Rights: 63-32088

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following administrative proceeding:

☐ Address change

☐ Substitution of Party

XX IC § 42-222 transfer

XX Point of diversion ☐ Place of use

☐ Period of use ☐ Nature of use

☐ Split of water right ☐ Change in ownership

XX Other – Conditions & Remarks

☐ IC § 42-219 license

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Report(s)* for said water right(s). No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: June 27, 2008


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on June 27, 2008, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

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

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

2. Copies to:

Clive Strong
Off ice of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

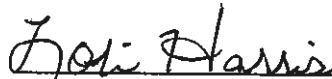
☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

3. Copies to all parties to the subcase:

Judith R. Beck
26195 Moonglow Dr.
Middleton ID 83644

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

☐ overnight mail
☐ regular mail
☐ hand-delivered
☐ facsimile



Signature of person mailing this document



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

June 27, 2008

JUDITH R BECK
26195 MOONGLOW DR
MIDDLETON ID 83644

Re: Water Right No. 63-32088

Dear Ms. Beck:

Enclosed is a copy of the Notice of Completed Administrative Procedure and pertinent water right(s) recently sent to the Snake River Basin Adjudication Court in Twin Falls. These documents are now required to be filed by the Department in order to notify the Court of any changes to your water right(s).

The change to your water right(s) was a result of an approved transfer. This notification to the Court does not affect the previous approval of this transfer or your water right(s). You will be notified of any future action on your water right(s) by the SRBA Court or Water Resources.

Please contact this office if you have any questions concerning this notification.

Sincerely,

A handwritten signature in cursive script that reads "Lori Harris". The signature is written in dark ink and is positioned above the printed name and title.

Lori Harris
Technical Records Specialist 2
Adjudication Section
Western Region Office

JS:lh
Enclosures

WATER RIGHT NO. 63-32088
As Modified by Transfer No. 73761

In accordance with the approval of Transfer No. 73761, Water Right No. 63-32088 is now described as follows.

Right Holder: JUDITH R BECK
 26195 MOONGLOW DR
 MIDDLETON ID 83644

Priority Date: October 26, 1977

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15 to 11/15	0.05 CFS	22.5 AF
		0.05 CFS	22.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NESE Sec. 20 Twp 05N Rge 02W CANYON County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N 02W 20																	5.0

Total Acres: 5

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.

WATER RIGHT NO. 63-32088
As Modified by Transfer No. 73761

CONDITIONS OF APPROVAL

6. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
7. Point of diversion and place of use are located within Lot 8, Blk. 1, Benchmark Estates.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 15th day of May, 20 08



Chief, Water Allocation Bureau

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 73761**

This is to certify that: THE BECK FAMILY TRUST
9409 FOOTHILL RD
MIDDLETON ID 83644
(208)585-6046

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
63-32088	AJC/License	10/26/1977	0.05 cfs	22.5 af	N/A	5.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
63-32088	NO	YES	NO	NO	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
63-32088	63-32088	0.05 cfs	22.5 af	N/A	5.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		0.05 cfs	22.5 af	N/A	5.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 15th day of May, 20 08

Chief, Water Allocation Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 73761

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant Judith R. Beck, Trustee
The Beck Family TRUST Phone 208-585-6046
Post Office address 9409 Foothill Rd., MIDDLETON, ID 83644

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes Moving points of diversion to
new well on property.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>63-32088</u>	<u>10/26/77</u>	<u>0.05-22.5</u>	<u>Irrigation</u>	<u>3-15</u> to <u>11-15</u>
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____

2. Total amount of water being transferred 0.05 cubic feet per second and/or 22.5 acre-feet per annum.

3. Source of water Ground Water tributary to N/A

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	SE	20	5N	2W	Canyon	

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
5N	2W	20													5				5

RECEIVED

Total acres 5

MAY 20 2005

WATER RESOURCES
WESTERN REGION

PART 1

9. General Information:

a. Description of diversion system Well Pump to Sprinklers

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? Yes ☒ No ☐ If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the effect on the land now irrigated if the place of use is changed pursuant to this transfer:

N/A

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

*SEE ATTACHMENT A

PART 3**B. CHANGES IN NATURE OF USE**

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

None

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 20 day of May 19 2005

Judith R. Beck, Trustee
(Signature of Applicant)

Lori Harris
(Notary Public)

My commission expires 12-8-06

**FOR DEPARTMENT USE ONLY**

Transfer contains 4 pages and 3 attachments

Received by DAN Date 5-20-2005 Protest filed by _____

Prelim. check by AG Fee \$100 (W032962)

Received by DAN Date 5-20-05

Published in _____ Copies of protest forwarded by _____

Pub. dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

* SEE ATTACHMENT B

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Transfer No. 13761
Receipt No. _____

Current Water Right No. 63-32088

Priority Date: 10/26/1977

Origin: Adjudication Recommendation

Basis:

Status: Active

Source: GROUND WATER

Tributary to:

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15 11/15	0.05 CFS	22.5 AFA	
Total Diversion		0.05 CFS	22.5 AFA	

Source and Point(s) of Diversion:

GROUND WATER SENE 05N 02W 20 CANYON

PLACE OF USE: IRRIGATION

Twp Rgs Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N 02W 20													5.0				5.0

Total Acres: 5

Conditions/Remarks:

1. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with ground water diverted under this right and shall only divert ground water under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
3. This right is a split of former Right No. 63-31381.
4. 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.

ATTACHMENT A (2 pgs)

Page ~~24~~ of 2

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

Transfer No. 73761
Receipt No. _____

Current Water Right No. 63-32088

Documentation of Ownership of the Current Place of Use

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

No

Describe the affect on the current place of use for this water right if the place of use is changed pursuant to this transfer

None

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

No



ATTACHMENT B

Recording Requested By and
When Recorded Return To:

(The recording of this document is not required
to exercise the powers contained herein)

DURABLE POWER OF ATTORNEY

I, the undersigned, Kyle A. Beck, hereby appoint Judith R. Beck as my lawful attorney-in-fact to act for me in my place and stead.

THIS POWER OF ATTORNEY SHALL NOT BE AFFECTED BY MY SUBSEQUENT INABILITY TO MANAGE MY OWN AFFAIRS AND SHALL CONTINUE TO BE EFFECTIVE UNLESS AND UNTIL I REVOKE IT.

My attorney-in-fact above named is hereby granted the following authority:

A. The power to request and make demands, to compromise or compound, to collect and receive, any sum of money, whether a debt, account, legacy, bequest, interest, dividend or annuity, belonging to or claimed by me, and to use any lawful means of recovery by legal process or otherwise, and to execute and deliver a release on receipt of same and all other powers conferred by Probate Code Section 4450;

B. With respect to real property, my attorney-in-fact is granted all authority allowed under Probate Code Section 4451, including, but not limited to, the power to contract for, purchase, receive and take possession of any real property and any evidence of title; to lease the property for any term or purpose, including business, residential, or oil and gas or other mineral development; to sell or exchange the property, and to convey title with or without warranty; to transfer the property into any trust of which I am the Settlor; and to encumber the property to secure the payment of any obligation of mine;

C. With respect to personal property, whether the same be tangible or intangible, my attorney-in-fact is granted all authority allowed under Probate Code Section 4452, including, but not limited to, the power to contract for, buy, sell, exchange, transfer and in any other legal manner to deal with the property; to transfer such property into any trust

of which I am a Settlor; and to pledge or hypothecate the property or use the same as collateral to secure the payment of any obligation of mine;

D. To borrow money and to execute negotiable or non-negotiable instruments in exchange for such money, without giving security or securing the same as provided in paragraphs B and C above; to lend money and to receive negotiable or non-negotiable notes in exchange with such security as my attorney-in-fact deems proper under the circumstances then existing;

E. With respect to stocks and bonds, my attorney-in-fact is granted the powers contained in, but not limited to, Probate Code Section 4453, including the following: (1) Buy, sell, and exchange stocks, bonds, mutual funds, and all other types of securities and financial instruments except commodity futures contracts and call and put options on stocks and stock indexes; (2) Receive, in my name, certificates and other evidences of ownership with respect to securities; (3) Exercise voting rights with respect to securities in person or by proxy, enter into voting trusts, and consent to limitations on the right to vote, (4) Represent me in any of my corporate interests and to vote stock, exercise stock rights and to accept and deal with dividends, distributions or bonuses; (5) To transfer such stocks and bonds into any trust of which I am a Settlor; (6) Exercise or not exercise any subscription, conversion or other rights or options which may at any time attach, belong or be given to me as a holders of any stocks, bonds, securities or other instruments;

F. To execute and deliver revocable living trust agreements, to make additions to any existing or future living trust of which I am the Settlor, to withdraw property from such trusts, including the power to make gifts of such withdrawn assets in furtherance of any plan of giving I have established or made known to the holder of this power, and to amend, revoke or terminate any such trusts to the extent that I would be authorized to do so, but only to the extent that such acts do not substantially alter distribution of my estate during my lifetime and only for so long as such acts do not cause adverse tax consequences for my estate;

G. To make gifts to individuals and to charitable, religious, scientific or educational institutions according to my pattern of giving established in recent years;

H. With respect to business operation transactions, my attorney-in-fact is granted all authority allowed under Probate Code Section 4456, including, but not limited to, the power to transact business of any kind and to execute and deliver any bill of lading, bill of sale, bond, note, evidence of debt, release, request for reconveyance, and any other instrument in writing necessary to the transaction of such business;

I. With respect to tax matters, my attorney-in-fact is granted all authority allowed under Probate Code Section 4463 as to any federal, state, local and foreign tax returns or other tax matters and to prepare, sign and file any power of attorney required by the Internal Revenue Service or other taxing authority with respect to a tax year upon which

the statute of limitations has not run and to the tax year in which the power of attorney was executed and any subsequent tax year;

J. With respect to banking and financial matters, my attorney-in-fact is granted all authority allowed under Probate Code Section 4455, including, but not limited to, the power to establish, continue, modify, and terminate an account or other banking arrangement made by or on behalf of me; to withdraw by check, order or otherwise money or property of mine deposited with or left in the custody of a financial institution; to receive statements, vouchers, notices, and similar documents from a financial institution;

K. My agent shall have access to any safe deposit box in my name or with respect to which I am an authorized signatory; to contract with financial institutions for the maintenance and continuance of safe deposit boxes in my name, and to add to and remove the contents of all such safe deposit boxes, as well as the authority to terminate contracts for such safe deposit boxes;

L. With respect to insurance and annuity transactions, my attorney-in-fact is granted all authority allowed under Probate Code Section 4457;

M. With respect to any probate estate, trust, conservatorship, guardianship, escrow, custodianship, or other fund to which I am or may become a beneficiary, or I have a claim to be entitled as a beneficiary, to a share or payment, my attorney-in-fact is granted all authority allowed under Probate Code Section 4458;

N. With respect to claims that are mine or made against me, and any litigation in which I may become involved, my attorney-in-fact is granted all authority allowed under Probate Code Section 4459;

O. With respect to personal and family maintenance, my attorney-in-fact is granted all authority allowed under Probate Code Section 4460;

P. With respect to benefits from social security, medicare, medicaid, or other government program, or civil or military service, my attorney-in-fact is granted all authority allowed under Probate Code Section 4461;

Q. With respect to retirement plan transactions, my attorney-in-fact is granted all authority allowed under Probate Code Section 4462.

R. With respect to stock options, put and calls, and margin account, my attorney-in-fact is granted all authority allowed under Probate Code Section 4454 including authorization to buy, sell and trade in securities of any nature, including short sales, on margin, including the purchase of put and call options, both covered and uncovered, and for such purposes may maintain and operate margin accounts with brokers and may

pledge any securities held or purchased by or on behalf of myself with such brokers as security for loans and advances made me.

The authority of my attorney-in-fact under this Durable Power of Attorney is limited to those powers specifically mentioned in this instrument together with all powers which are reasonably incident to the implementation of those granted.

In addition to the foregoing, I hereby nominate Judith R. Beck as the conservator of my person or of my estate, or of my person and my estate, in the event I should be in need of such conservator.

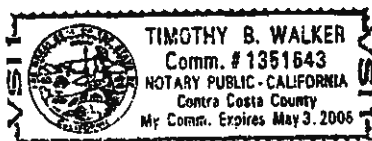
I have signed this Durable Power of Attorney this 19th day of July, 2004, at Lafayette, California.

Kyle A. Beck
Kyle A. Beck

STATE OF CALIFORNIA)
) ss.
COUNTY OF CONTRA COSTA)

On July 19, 2004, before me, the undersigned Notary Public for the State of California, personally appeared Kyle A. Beck, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her authorized capacity, and that by her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.



Timothy B. Walker
NOTARY PUBLIC

RESIGNATION OF TRUSTEE

I, the undersigned, Kyle A. Beck, am the Trustee of that certain trust designated as Ralph O. Beck Decedent's Trust established under the terms of The Beck Family Living Trust, under trust declaration dated October 25, 1990, as amended by First Amendment thereto dated May 12, 1997 and by Second Amendment thereto dated August 5, 1998. Said decedent's trust was created upon the death of Ralph O. Beck, whose date of death was November 9, 1998. The Trust provides that I am the initial trustee of said decedent's trust, and that Judith R. Beck shall be the Successor Trustee of the Trust.

My resignation as Trustee shall be effective with my signature on the date of this document and I request Judith R. Beck to accept the Trust and act as the Successor Trustee thereof immediately.

I have signed this RESIGNATION OF TRUSTEE this 19th day of July, 2004, at Lafayette, California.



Kyle A. Beck

ACCEPTANCE OF TRUST AND CONSENT TO ACT AS TRUSTEE

I, the undersigned, Judith R. Beck, hereby accept the RALPH O. BECK DECEDENT'S TRUST and I consent to act as Trustee as of this date.

I have signed this ACCEPTANCE OF TRUST AND CONSENT TO ACT AS TRUSTEE this 19th day of July, 2004, at Lafayette, California.



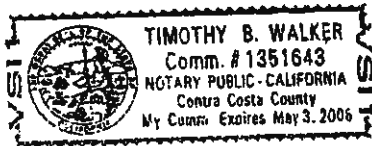
Judith R. Beck

ACKNOWLEDGMENT

STATE OF CALIFORNIA)
) ss.
COUNTY OF CONTRA COSTA)

On July 19, 2004, before me, the undersigned Notary Public for the State of California, personally appeared Kyle A. Beck, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same.

WITNESS my hand and official seal.



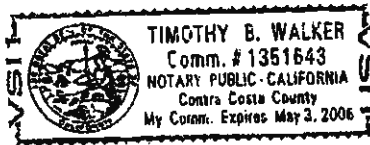
Timothy B. Walker
NOTARY PUBLIC

ACKNOWLEDGMENT

STATE OF CALIFORNIA)
) ss.
COUNTY OF CONTRA COSTA)

On July 19, 2004, before me, the undersigned Notary Public for the State of California, personally appeared Judith R. Beck, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same.

WITNESS my hand and official seal.



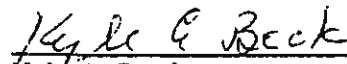
Timothy B. Walker
NOTARY PUBLIC

RESIGNATION OF TRUSTEE

I, the undersigned, Kyle A. Beck, am one of the Settlor (together with my late husband, Ralph O. Beck) of THE BECK FAMILY LIVING TRUST, under trust declaration dated October 25, 1990, and I am one of the initial Trustees of that trust. The trust provides in the first paragraph thereof (as amended by First Amendment thereto dated May 12, 1997) that Judith R. Beck shall be the Successor Trustee of the trust in the event both of the Settlor are no longer acting as Trustee. Ralph O. Beck passed away on November 9, 1998.

My resignation as Trustee shall be effective with my signature on the date of this document and I request Judith R. Beck to accept the trust and act as the Successor Trustee thereof immediately.

I have signed this RESIGNATION OF TRUSTEE this 19th day of July, 2004, at Lafayette, California.



Kyle A. Beck

ACCEPTANCE OF TRUST AND CONSENT TO ACT AS TRUSTEE

I, the undersigned, Judith R. Beck, hereby accept THE BECK FAMILY LIVING TRUST, under trust declaration dated October 25, 1990, as amended by First Amendment thereto dated May 12, 1997, and as further amended by Second Amendment thereto dated August 5, 1998, and I consent to act as Trustee as of this date.

I have signed this ACCEPTANCE OF TRUST AND CONSENT TO ACT AS TRUSTEE this 19th day of July, 2004, at Lafayette, California.



Judith R. Beck

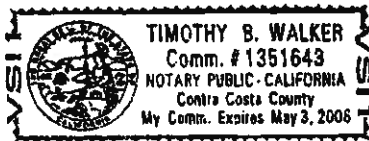
6

ACKNOWLEDGMENT

STATE OF CALIFORNIA)
) ss.
COUNTY OF CONTRA COSTA)

On July 19, 2004, before me, the undersigned Notary Public for the State of California, personally appeared Kyle A. Beck, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same.

WITNESS my hand and official seal.



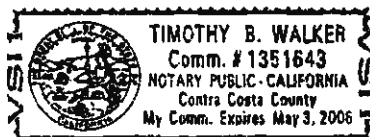
Timothy B. Walker
NOTARY PUBLIC

ACKNOWLEDGMENT

STATE OF CALIFORNIA)
) ss.
COUNTY OF CONTRA COSTA)

On July 19, 2004, before me, the undersigned Notary Public for the State of California, personally appeared Judith R. Beck, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same.

WITNESS my hand and official seal.



Timothy B. Walker
NOTARY PUBLIC

11/30/2006

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

RIGHT NUMBER: 63-32088

NAME AND ADDRESS: JUDITH R BECK
26195 MOONGLOW DR
MIDDLETON ID 83644

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.050 CFS
22.500 AFY

PRIORITY DATE: 10/26/1977

POINT OF DIVERSION:

T05N R02W S20 SENE Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

0.050 CFS
22.50 AFY

The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION in CANYON County

T05N R02W S20 NESE 5.00

5 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

The right holder shall use the full allotment of appurtenant surface water rights in conjunction with ground water diverted under this right and shall only divert ground water under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

This right is a split of former Right No. 63-31381.

10/16/2006

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

RIGHT NUMBER: 63-32088

NAME AND ADDRESS: JUDITH R BECK
9409 FOOTHILL RD
MIDDLETON ID 83644

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.050 CFS
22.500 AFY

PRIORITY DATE: 10/26/1977

POINT OF DIVERSION:

T05N R02W S20 SENE Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

0.050 CFS

22.50 AFY

The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than

the

date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION Within CANYON County

T05N R02W S20 NESE 5.00

5 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

The right holder shall use the full allotment of appurtenant surface water rights in conjunction with ground water diverted under this right and shall only divert ground water under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

This right is a split of former Right No. 63-31381.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

October 12, 2006

JAMES E. RISCH
Governor

KARL J. DREHER
Director

Judith R. Beck
9409 Foothill Rd
Middleton, ID 83644

Notice of Claim to a Water Right No. 63-32088

Dear Claimant(s):

Enclosed is a copy of the above referenced claim(s), which reflect the change in ownership of the land and appurtenant water rights, covered under the original filing.

Please note that the enclosed Notice of Claim to a Water Right is not a final determination of your water right. This claim was filed during claims taking in the Snake River Basin Adjudication (SRBA) and has not yet been verified by this Department. Water rights are established and maintained by beneficial use of water for the uses designated on this claim form dating back to the priority date listed. This claim will be investigated, verified and recommended to the SRBA Court for court decree sometime in the near future. You will be notified prior to the beginning of any verification of this water right.

Thank you for your patience and cooperation, as we have had several water right changes to process. If you have any questions concerning the enclosed information, please feel free to contact this office.

Sincerely,

A handwritten signature in dark ink, appearing to read 'L. Gagnon', with a long, sweeping horizontal line extending to the right.

Liberty Gagnon
Office Specialist 1
Adjudication Section
Western Region Office

LG: lg

Enclosure

09/29/2006

**NOTICE OF ERROR
REPLY**

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: October 31, 2006

Water right number: 63-32088

THE BECK FAMILY TRUST
9409 FOOTHILL RD
MIDDLETON ID 83644
Telephone Number: (208)585-6046

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
① a change of ownership was submitted 10/11/06. New owner is Judith R. Beck
② Point of Diversion should READ NESE instead of Sene. TRANSFER Pending
2. Describe the changes you wish to make in the proposed recommendation:
New Ownership
Diversion = NESE
3. Give a brief explanation as to why you disagree with these portions:

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

DATE: 10-11-06 SIGNATURE: Judith R. Beck
Please print your name: Judith R. Beck

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

September 7, 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Judith R Beck
9409 Foothill RD
Middleton ID 83644

RE: Application for Transfer of Water Right #63-32088

Dear Ms. Beck:

This letter is in regard to Mr. Fereday's contact with the Department concerning the processing delay of your transfer application. You have submitted/completed all the necessary information needed for processing the application. Unfortunately, your water right is based on a Snake River Basin Adjudication (SRBA) claim, and transfer processing would be delayed until the claim objection period has expired sometime in 2006..

Our Administration has reviewed your transfer application and the processing request.. It was determined, we can not process the application at this time, and will continue to hold the application until the SRBA claim objection period has expired. However during the processing delay, the Department will not take any action to prevent your irrigation of the property from the new point of diversion (well).

Should you have any questions, please contact me at the Western Regional Office, phone 334-2190.

Sincerely,

John Westra, Manager
Western Regional Office

cc: J. Fereday

08/30/2006

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

RIGHT NUMBER: 63-32088

NAME AND ADDRESS: THE BECK FAMILY TRUST
9409 FOOTHILL RD
MIDDLETON ID 83644

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.050 CFS
22.500 AFY

PRIORITY DATE: 10/26/1977

POINT OF DIVERSION:

T05N R02W S20 SENE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.050 CFS 22.50 AFY

The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION Within CANYON County

T05N R02W S20 NESE 5.00

5 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

The right holder shall use the full allotment of appurtenant surface water rights in conjunction with ground water diverted under this right and shall only divert ground water under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

This right is a split of former Right No. 63-31381.

OFFICE DAY REFERRAL

Sandy
staff

10/10/06
date

PROGRAMS - CHECK ALL THAT APPLY

☒ Adjudication ☐ Dams ☐ Stream Alterations
☐ Water Rights ☐ Wells ☐ Other

QUESTIONS/CONCERNS (continue on back if needed)

Correction of P/D - Questions

10-11-06 corrected layout - POD^{shape} was put in NESE
in error - moved POD back to SENE. transfer
pending to move POD from SENE to NESE

WATER RIGHT NO. 63-32088

OR

LEGAL DESCRIPTION _____

CONTACT INFO - indicate best method by checking box

Name Mrs. Beck

☒ Telephone 989-7729 ☐ Fax _____

☐ Mailing Address _____

☐ E-Mail Address _____

Left message 10-10 1:54 pm

JFW



Idaho Department of Water Resources

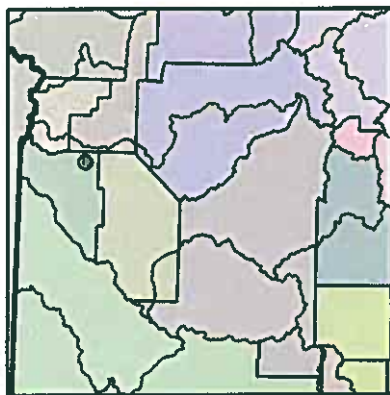
SRBA Recommendation:

63-32088

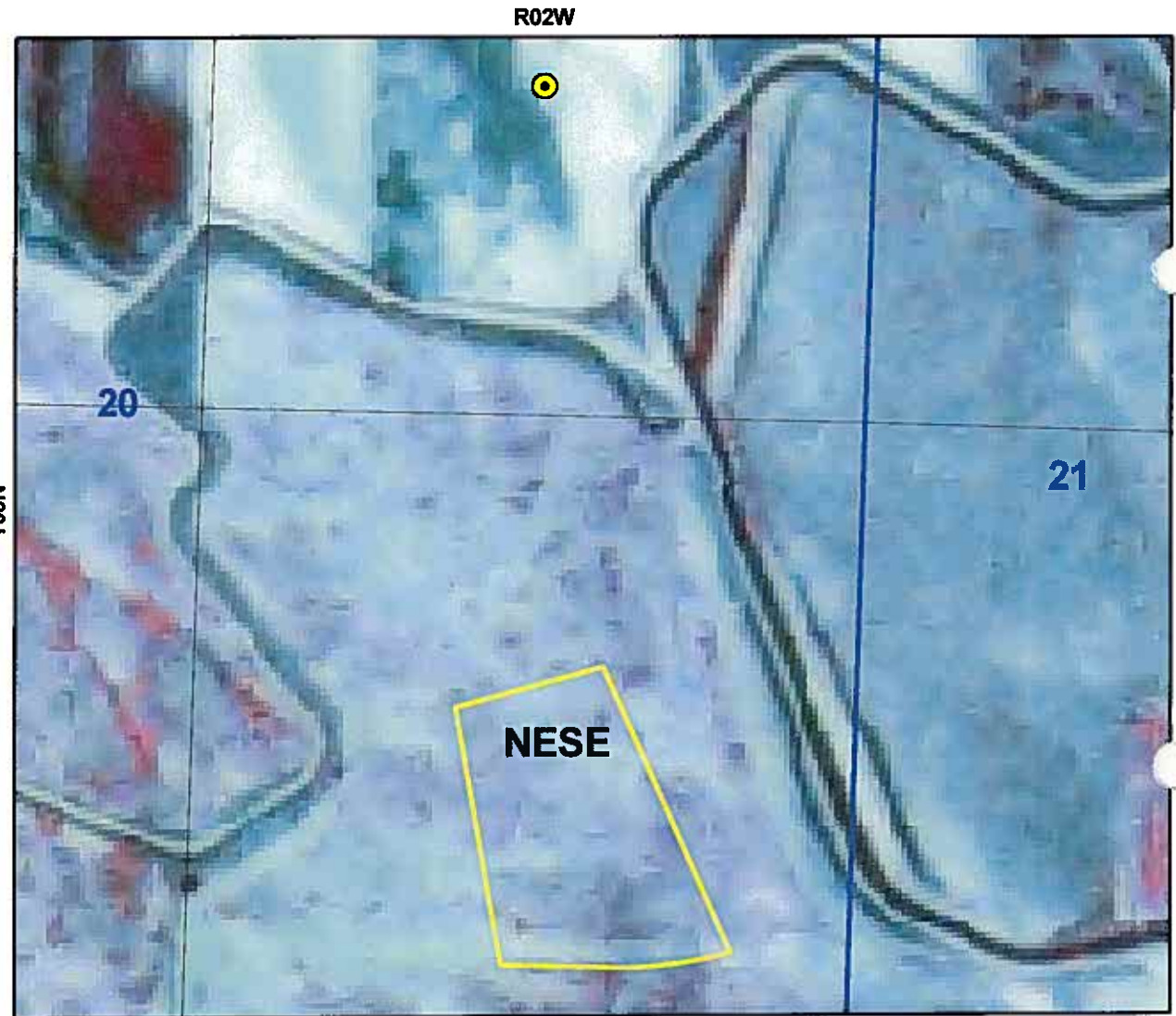
(Irrigation)

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Canyon County
IDWR Basin 63



Prepared by S. Egbert
On Wednesday, October 11, 2006
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-32088 V1

WATER RIGHT NUMBER: 63-32088 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	DAN CLARKE 2465 OVERLAND RD BOISE, ID 83705
Original Owner	ESTATE OF DAN W CLARKE 6815 N MOONGLOW DR TUCSON, AZ 85718 (602)575-9434
Current Owner	THE BECK FAMILY TRUST 9409 FOOTHILL RD MIDDLETON, ID 83644 (208)585-6046
Original Owner	JOHN W CLARK RT 1 BOX 137A CALDWELL, ID 83605
Original Owner	MARISA CULVER 1822 ALDER ST CALDWELL, ID 83605 (208)866-7888

Priority Date: 10/26/1977

Basis: License

Status: Active

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.050 CFS	22.50 AF
	<u>Total Diversion:</u>	0.050 CFS	22.50 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4NE1/4	Sec. 20, Twp 05N, Rge 02W, B.M.
CANYON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	02W	20													5.0				5.0

Total Acres: 5

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-32088

1. CHANGE IN OWNERSHIP 5/12/05 LG
2. P21 This right is a split from former right 63-31779.

Remarks:Comments:Dates and Other Information:

Claim Received Date: 4/1/2005
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
----------------	---------------------------	-----------------	---------------------------	-----------------	---------------

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
----------------	------------------------	-----------------	-----------------

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-32088 V1

Quantity	8/30/2006 8:59:14 AM	segbert	Active
Summary		08/30/2006 segbert	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Summary	4/1/2005 10:12:06 AM	lgagnon	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?
POD	8/30/2006 8:57:10 AM	segbert	Updated shape
Summary	8/30/2006 9:01:51 AM	segbert	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (Yes) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
General	8/30/2006 8:56:31 AM	segbert	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	8/30/2006 8:56:47 AM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
Source	8/30/2006 8:57:27 AM	segbert	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-32088 V1

POU	8/30/2006 8:57:42 AM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
POU	8/30/2006 8:57:59 AM	segbert	Updated shape for Active POU
Use	8/30/2006 8:58:22 AM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
Season	8/30/2006 8:58:42 AM	segbert	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use? (Yes) 18. Is a Period of Use remark and/or condition required?
Quantity	8/30/2006 8:59:13 AM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required?

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-32088

WATER RIGHT NUMBER: 63-32088

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	JOHN W CLARK RT 1 BOX 137A CALDWELL, ID 83605
Original Owner	ESTATE OF DAN W CLARKE 6815 N MOONGLOW DR TUCSON, AZ 85718 (602)575-9434
Original Owner	DAN CLARKE 2465 OVERLAND RD BOISE, ID 83705
Original Owner	MARISA CULVER 1822 ALDER ST CALDWELL, ID 83605 (208)866-7888
Current Owner	THE BECK FAMILY TRUST 9409 FOOTHILL RD MIDDLETON, ID 83644 (208)585-6046

Priority Date: 10/26/1977 ✓

Basis:

Status: Active ✓

Source

GROUND WATER ✓

TributaryBeneficial Use

IRRIGATION ✓

From To

03/15 to 11/15 ✓

Diversion Rate

0.050 CFS

Annual Volume

22.50 AF

3-1
Total Diversion:

0.050 CFS

22.50 AF

Location of Point(s) of Diversion

GROUND WATER

SE1/4NE1/4

Sec. 20, Twp 05N, Rge 02W, B.M.

CANYON County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	02W	20													5.0				5.0

Total Acres: 5

Conditions of Approval:

Pending transfer will move POD to NESE

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-32088 V1

1. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with ground water diverted under this right and shall only divert ground water under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
2. R65 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
3. This right is a split of former Right No. 63-31381.
4. C18 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.
5. S39 The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

Remarks:Comments:

1. Igagnon 5/13/2005 CHANGE IN OWNERSHIP

Comment: THE DATA IN THE NAME FIELD HAS BEEN CHANGED TO SHOW THAT THIS RIGHT AS A CHANGE IN OWNERSHIP.

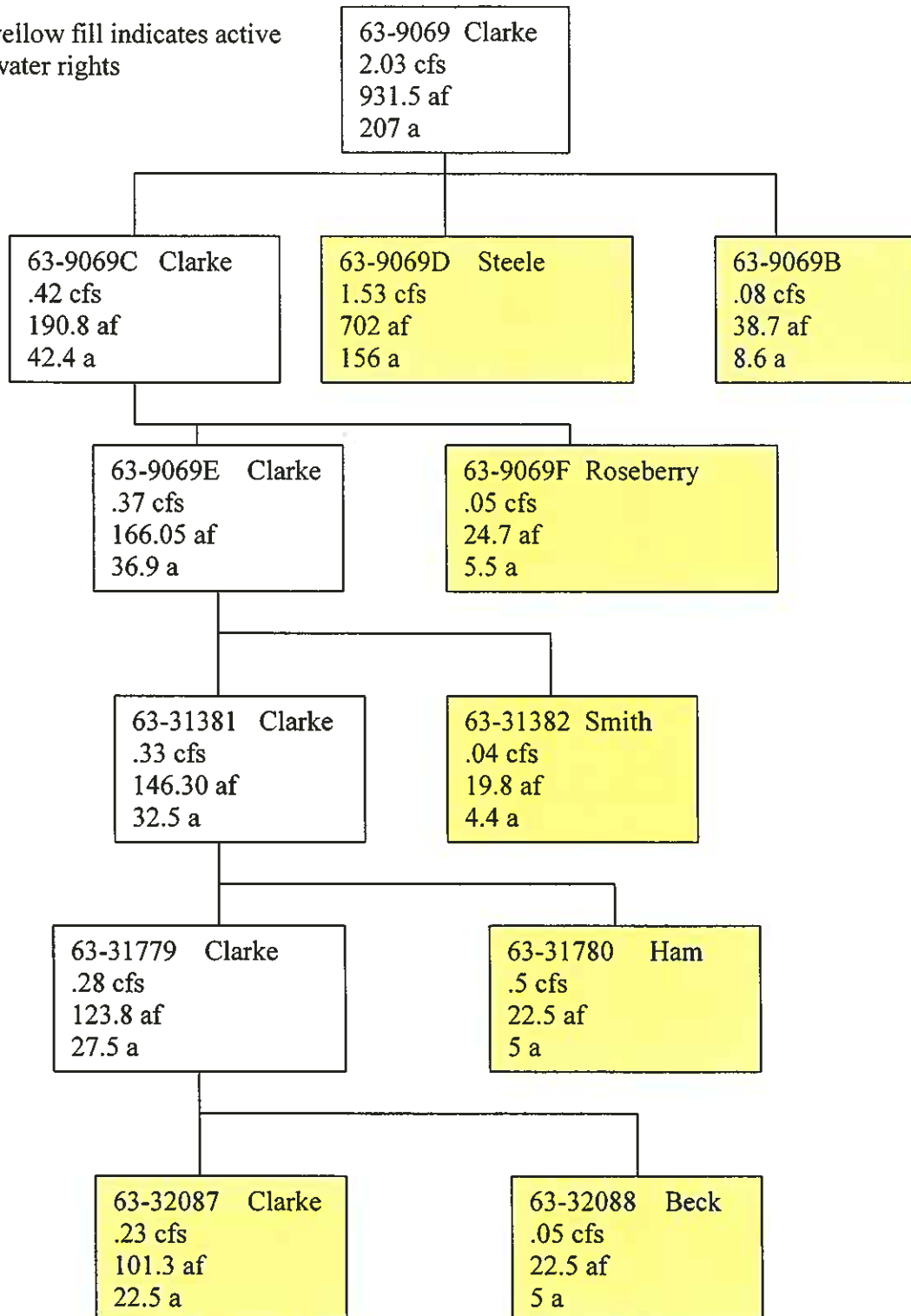
Dates and Other Information:

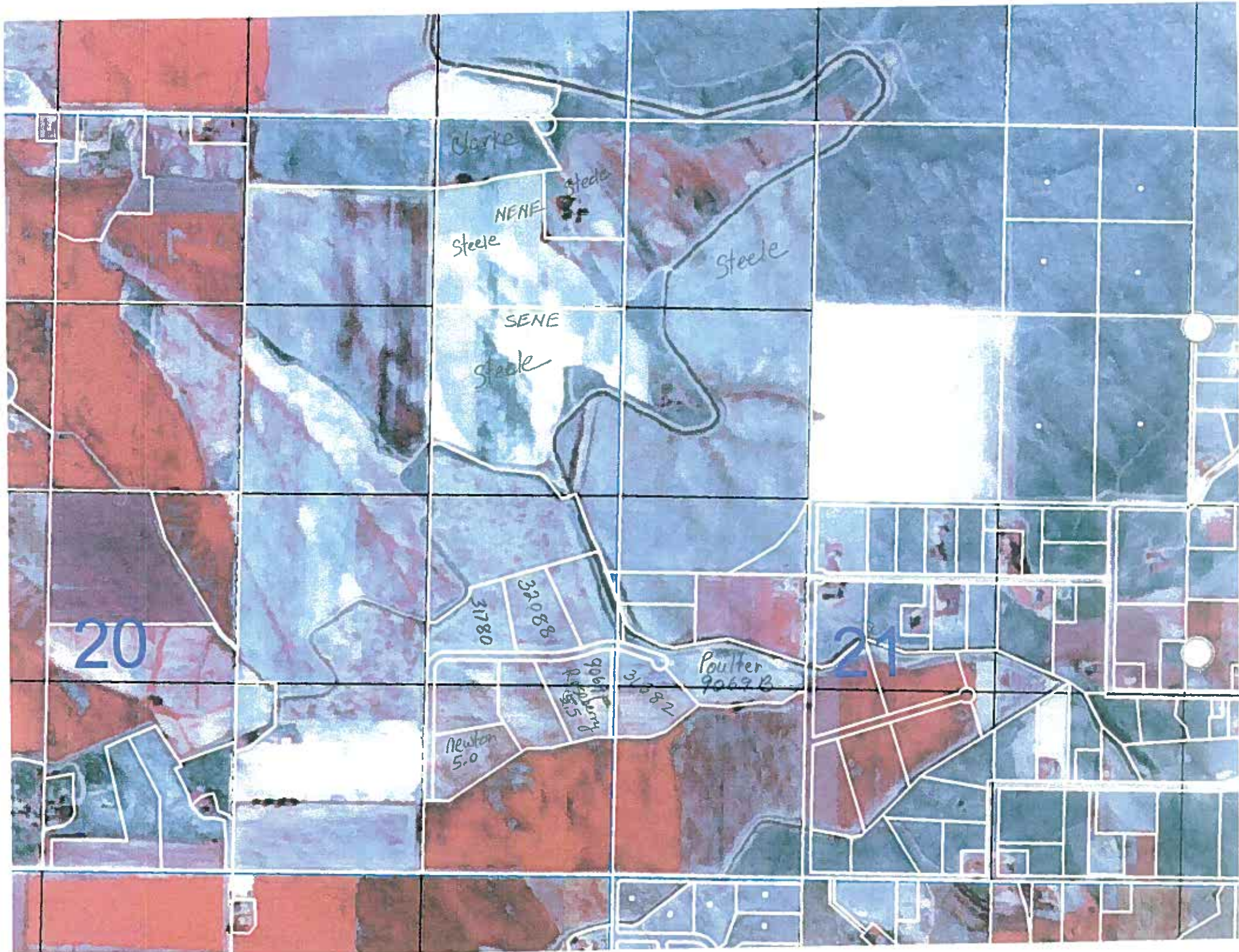
Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Summary			04/01/2005	Igagnon	Active
Priority Date	8/30/2006 8:56:32 AM	segbert			Active
POD	8/30/2006 8:56:49 AM	segbert			Active
Source	8/30/2006 8:57:28 AM	segbert			Active
POU	8/30/2006 8:57:43 AM	segbert			Active
Use	8/30/2006 8:58:24 AM	segbert			Active
Season	8/30/2006 8:58:44 AM	segbert			Active

yellow fill indicates active
water rights





SPLIT TREE

ALLOCATIONS

63-9069
2.03 cfs
931.5 AFA
207 ACRES

CLARKE
63-9069A
1.95 cfs
892.8 AFA
198.4 AC

(X-fert)
4278

POULTER
63-9069B
.08 cfs
38.7 AFA
8.6 AC

CLARKE
63-9069C
1.90 cfs
768.05 AFA
192.9 AC

ROSEBERRY
63-9069D
.05 cfs
24.75 AFA
5.5 AC

CLARKE
63-9069E
1.85 cfs
845.6 AFA
187.9 AC

HEWITT Peterson
63-9069F
.05 cfs
22.5 AFA
5 AC

CLARKE
63-31382
1.81 cfs
825.8 AFA
183.5 AC

SMITH
63-31382
.04 cfs
19.8 AFA
4.4 AC



SRBA

63-9069
2.03 cfs
931.5 AFA
207 AC

CLARKE
63-9069A
1.95 cfs
892.8 AFA
198.4 AC

(X-fert)
4278

POULTER
63-9069B
.08 cfs
38.7 AFA
8.6 AC

CLARKE
63-9069C
.42 cfs
190.8 AFA
42.4 AC

(owner-ship change)

STEELE
63-9069D
1.53 cfs
702 AFA
156 AC

CLARKE
63-9069E
.37 cfs
166.05 AFA
36.9 AC

(X-fert)
5264

ROSEBERRY
63-9069F
.05 cfs
24.75 AFA
5.5 AC

CLARKE
63-31381
.33 cfs
146.25 AFA
32.5 AC

(X-fert)
69628

SMITH
63-31382
.04 cfs
19.8 AFA
4.4 AC

CLARKE
63-31779
.28 cfs
123.8 afa
27.5 ac

(X-fert)
70868

HOMBURG
63-3178C
.05 cfs
22.5 afa
5 ac

5/17/2006

Idaho Dept. of Water Resources

Place of Use Comparison Report

Page1

[illegible]

**Idaho Dept. of Water Resources
Place of Use Comparison Report**

Right	63 27033	JAY P CLARK,	GROUND WATER	05N02W20															X		0
Right	63 27033	JAY P CLARK,	GROUND WATER	05N02W20															X		0
Right	63 27721	KATHY M CARRICK, MONTY H CARRICK,	GROUND WATER	05N02W20							X										0
Right	63 28328	MARY A ATKINSON DUFUR,	GROUND WATER	05N02W20							X										0
Right	63 28430	SID C BRIGHT,	GROUND WATER	05N02W20							X										0
Right	63 28430	SID C BRIGHT,	GROUND WATER	05N02W20							X										0
Right	63 4214	PAUL R FISHER,	GROUND WATER	05N02W20	X																0
Right	63 9069D	STEVEN C ROSEBERRY,	GROUND WATER	05N02W20														2		3.5	5.5
Right	63 9069F	MATT NEWTON,	GROUND WATER	05N02W20																5	5
TClaim	63 31381	ESTATE OF DAN W CLARKE,	GROUND WATER	05N02W20														18		13.5	31.5
TClaim	63 31779	ESTATE OF DAN W CLARKE,	GROUND WATER	05N02W20														13		13.5	26.5
TClaim	63 31780	CHARLEEN HOMBURGER, JAMES HOMBURGER,	GROUND WATER	05N02W20						5											5
Rec	65 2433	UNITED STATES OF AMERICA ACTING THROUGH,	PAYETTE RIVER	05N02W20	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	0
Claim	65 2900	BLACK CANYON IRRIGATION DIST,	TUNNEL NO 2 DRAIN	05N02W20	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	0
Rec	65 2900	BLACK CANYON IRRIGATION DIST,	TUNNEL NO 2 DRAIN	05N02W20	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	0
Right	63 5115	ETHEL JOHNSON, CLIFTON H JOHNSON,	WASTE WATER	05N02W20											15	40					55

AJ- shelves (63.90696) *
WR: Loring.

Page _____ of _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant Judith R. Beck, Trustee
The Beck Family TRUST Phone 208-585-6046
Post Office address 9409 Foothill Rd, Middleton, ID 83644

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Moving point of diversion to
new well on property.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number 63-32088 Priority 10/26/77 Amount (cfs/ac-ft) 0.05-22.5 Nature of Use Irrigation Period of Use 3-15 to 11-15

_____ to _____
_____ to _____
_____ to _____
2. Total amount of water being transferred 0.05 cubic feet per second and/or 22.5 acre-feet per annum.
3. Source of water Ground Water tributary to N/A
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	SE	20	5N	2W	Canyon	

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
5N	2W	20													5				5

RECEIVED * NO Bank but see

Total acres 5

MAY 20 2005

63-90696 c pedigree ... AJ file shelves

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-09069

Priority: October 26, 1977

Maximum Diversion Rate: 2.03 CFS
Maximum Diversion Volume: 931.5 AF

This is to certify, that DAN CLARKE
2465 OVERLAND RD
BOISE ID 837050000

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated October 26, 1977; and has submitted Proof of Beneficial Use on June 6, 1978. An examination indicates that the works have a diversion capacity of 2.030 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	2.03 CFS	931.5 AF

LOCATION OF POINT(S) OF DIVERSION:

SENE , Sec. 20, Township 05N, Range 02W
CANYON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
05N	02W	16	NESE 0.5			0.5
		20	NENE 23	SENE 30	NESE 35	
			SESE 17			105
		21	NENW 0.5	NWNW 34	SWNW 34	
			NWSW 27	SWSW 6		101.5

Total number of acres irrigated: 207

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right limited to the amount that can actually be beneficially use used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.

State of Idaho
Department of Water Resources

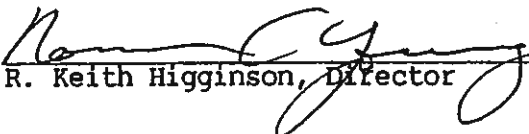
WATER RIGHT LICENSE

WATER RIGHT NO. 63-09069

CONDITIONS/REMARKS:

6. The right holder shall fully use all surface water rights appurtenant to the lands identified above prior to using water under this right.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 30TH day of MARCH, 1973.

Acting for  R. Keith Higginson, Director



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

May 12, 2005

The Beck Family Trust
9409 Foothill Rd
Middleton ID 83644

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Re: Notice of Claim to a Water Right No. 63-32088

Dear Claimant(s):

Enclosed is a copy of the above referenced claim(s), which reflect the change in ownership of the land and appurtenant water rights, covered under the original filing.

Please note that the enclosed Notice of Claim to a Water Right is not a final determination of your water right. This claim was filed during claims taking in the Snake River Basin Adjudication (SRBA) and has not yet been verified by this Department. Water rights are established and maintained by beneficial use of water for the uses designated on this claim form dating back to the priority date listed. This claim will be investigated, verified and recommended to the SRBA Court for court decree sometime in the near future. You will be notified prior to the beginning of any verification of this water right.

Thank you for your patience and cooperation, as we have had several water right changes to process. If you have any questions concerning the enclosed information, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Liberty Gagnon".

Liberty Gagnon
Office Specialist 1
Adjudication Section
Western Region Office

LG: lg

Enclosure