

AFFIDAVIT

STATE OF CALIFORNIA)

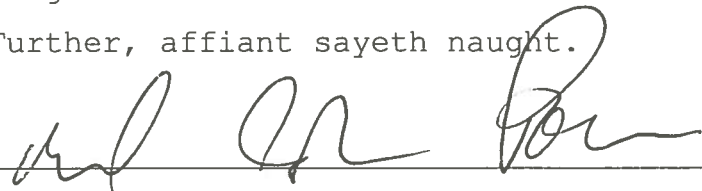
: ss.

COUNTY OF VENTURA)

I, Michael Clayton Powers, affiant, being first duly cautioned and sworn according to law, hereby state that I am over the age of 18, am competent to testify and have personal knowledge and state the following:

I was an owner of certain property located at 27199 South Manifold Road, Harrison, Idaho 83833, prior to my transfer of the same to John and Joan Clellan in 2013/14, and I am familiar with the only creek (no name) which runs through this property. I have personal knowledge and information regarding domestic usage of the creek prior to the applicable date of 1971 and following. The creek in question and a hand-dug well on this property appear to have a common source (spring). Both the creek and the hand-dug well have been used for domestic purposes during previous ownership by William Hanks, whose home relied solely upon the creek and hand-dug well for domestic water. Both the creek and the hand-dug well have been used for domestic and irrigation purposes during previous ownership by Robert Clayton and Eleanor Joan Powers, my father and mother, whose home relied solely upon the creek and hand-dug well for domestic water, who purchased the property, including the stream and hand-dug well in or around 1968 from William Hanks.

Further, affiant sayeth naught.


Michael Clayton Powers

SCANNED

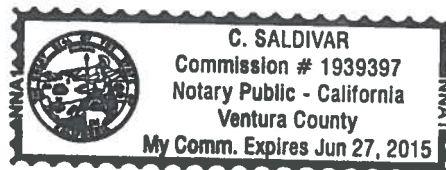
MAY 12 2014

1 Sworn to and subscribed in my presence this 14th day of
2 April, 2014.

3
4
5 C. Saldivar

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7 Notary Public

8 My commission expires: 6-27-15
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SCANNED
MAY 12 2014

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AFFIDAVIT

STATE OF: OHIO)

: ss.

COUNTY OF: FRANKLIN)

I, Joan Kathleen Clellan, affiant, being first duly cautioned and sworn according to law, hereby state that I am over the age of 18, am competent to testify and have personal knowledge and state the following:

I am the owner of certain property located at 27199 South Manifold Road, Harrison, Idaho 83833, as of 2013/14, and I am familiar with an unnamed creek which runs through my property. I have personal knowledge and information regarding domestic usage of the stream prior to my purchase and currently. The creek in question and a hand-dug well on this property appear to have a common source (spring). Both the creek and the hand-dug well have been used for domestic and irrigation/stockwater purposes during previous ownership by Michael Clayton Powers from whom I bought the property. PVC pipes run from the creek in question, carrying water to the usage area which is less than one acre in size, terminating at its outside border. A sluice fabrication approximately 5' by 6', gravity feed and an artesian effect provide flow and diversion of the relevant creek waters. The Powers family utilized the creek water for irrigation/stockwater and other domestic purposes during the entirety of their ownership of the property, as have John and I. It is my belief and understanding this creek does constitute a domestic use stream to which my husband and I, current owners, will successfully assert a claim.

Further, affiant sayeth naught.

Joan Kathleen Clellan
Joan Kathleen Clellan

Sworn to and subscribed in my presence this 29 day of April, 2014.

My commission expires: July 24, 2016 Notary Public

Jannelle C Hejduk



JANNELLE HEJDUK
Notary Public, State of Ohio
My Comm. Expires July 24, 2016

SCANNED
MAY 12 2014

CLELLAN