

11/12/2006

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

RIGHT NUMBER: 75-4498
NAME AND ADDRESS: COLE RANCH PROPERTIES LLC
510 HUMMINGBIRD LN
BUTTE MT 59701
SOURCE: PERREAU CREEK TRIBUTARY: SALMON RIVER
QUANTITY: 4.300 CFS
Right Nos. 75-4498 and 75-4500 are limited to a total combined diversion rate of 0.02 cfs per acre.
PRIORITY DATE: 05/20/1898
POINT OF DIVERSION:

T20N R21E S1 NENE Lot 1 Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 12/01	4.300 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T21N R22E S31 Lot 7 SWNE	3.00	T21N R22E S31 Lot 8 NENW	9.00
T21N R22E S31 Lot 9 NWNW	15.00	T21N R22E S31 Lot 10 SWNW	27.00
T21N R22E S31 SENW	34.00	T21N R22E S31 NESW	41.00
T21N R22E S31 Lot 11 NWSW	24.00	T21N R22E S31 Lot 12 SWSW	8.00
T21N R22E S31 SESW	23.00	T21N R22E S31 Lot 6 NWSE	17.00
T21N R22E S31 Lot 5 SWSE	14.00		

215 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 - Beneficial Use

75-4498

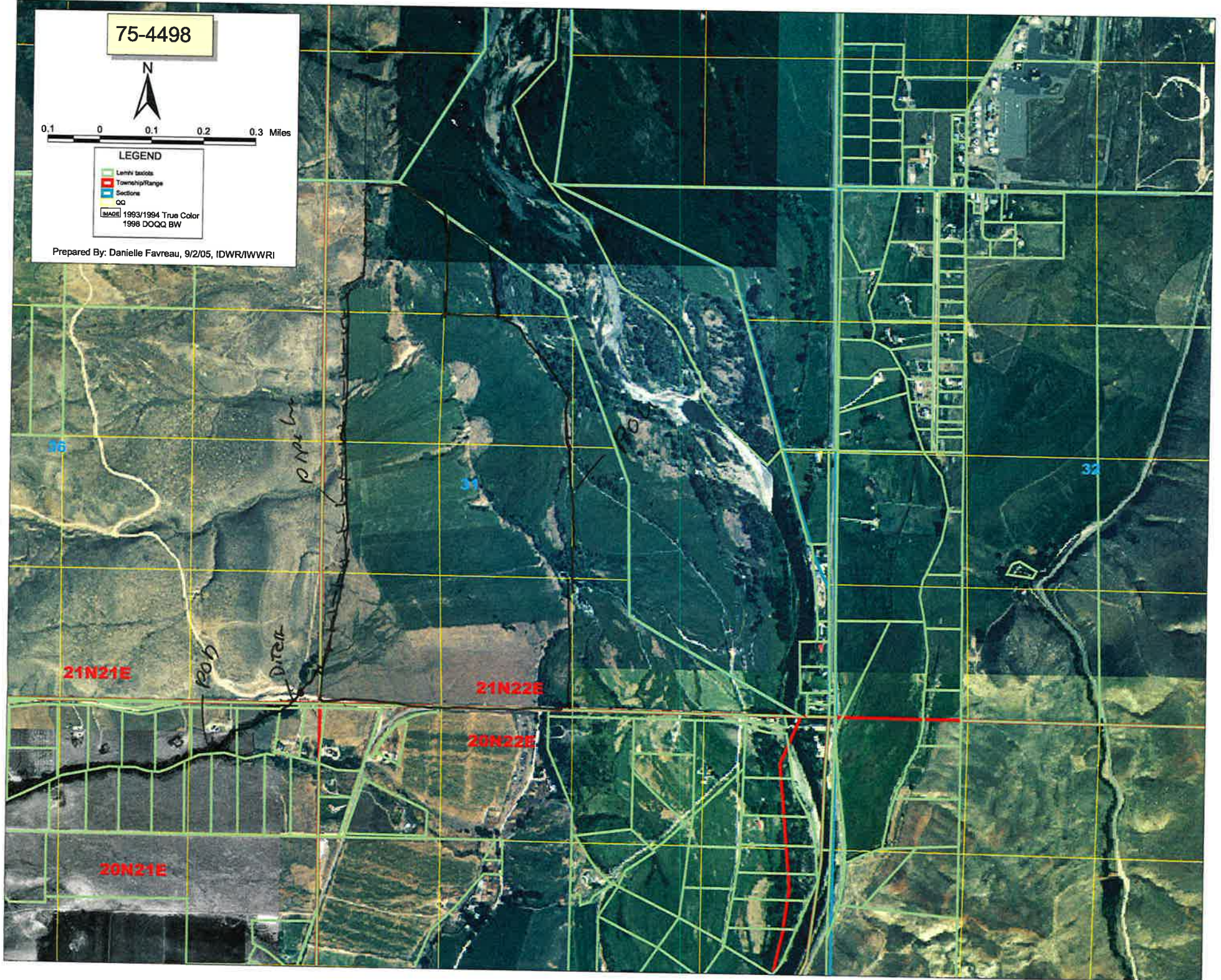


0.1 0 0.1 0.2 0.3 Miles

LEGEND

-  Lemhi basins
 -  Township/Range
 -  Sections
 -  QQ
- IMAGE 1993/1994 True Color
1998 DOQQ BW

Prepared By: Danielle Favreau, 9/2/05, IDWR/IWWRI



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION SECTION
CLAIM VERIFICATION FIELD EXAM SHEET
(Use with the ECVR)

CLAIM NO(s). 75-4498

1. ☒ No Change NAME IS SAME

☐ NEW OWNER: _____

☒ No Change ADDRESS

☐ NEW ADDRESS: _____

2. ☐ No Change - DATE OF PRIORITY: Completed evidence submitted

☐ Incomplete - Claimant should be asked during the exam when was water first used and submit proof of date of priority.

Priority date, per claimant, is: _____

(If the priority date, based on your exam, seems questionable, explain below.)

3. ☐ No Change — SAME SOURCE

☒ Source is different than that claimed:

Source found: Perrean Creek, other claimed sources not used

4. ☐ No Change — POINT OF DIVERSION

☒ Point of diversion is different than the claim and/or new P/D's:

GPS Site Tag No.: A0015099 file # 915POD2

Township 20N Range 27E Section 1 1/4 NW 1/4 NE 1/4 NC
Township _____ Range _____ Section _____ 1/4 1/4 1/4

5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS

☐ Incomplete description, list below:

dam in creek, ditch to pipeline, gravity sprinkler

6. ☒ No Change - WATER USES
☐ Different uses, (list uses found):

Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____

7. ☐ No Change - TOTAL VOLUME *See measurement*

☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA

☐ Changes found, the new total is, Amount _____ CFS _____ AFA

8. ☒ No Change - NON-IRRIGATION USES:

☐ Changes Exam found:

Domestic # of homes: _____ Stock # _____ List types: _____

Additional comments: _____

9. ☐ No Change — PLACE OF USE: (If changed, list below.)

Use: <u>1111</u>	Township <u>21N</u>	Range <u>22E</u>	Section <u>31</u>	<u>1/4 NE</u>	<u>1/4 NW</u>
Use: _____	Township _____	Range _____	Section _____	<u>1/4</u>	<u>1/4</u>
Use: _____	Township _____	Range _____	Section _____	<u>1/4</u>	<u>1/4</u>
Use: _____	Township _____	Range _____	Section _____	<u>1/4</u>	<u>1/4</u>

Remarks: (Comments pertinent to field examination) ☐ See additional attachment

additional unchained across in 21N 22E 31 NENE. Flow
in creek was low at time of exam. measurement does not
reflect total flow for this claim. use of gravity system could
not utilize the claimed amount of 12.98 cfs

☐ SYSTEM DIAGRAM INCLUDED ☐ NA

☒ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: 9-15-05

FIELD EXAMINER:

Bob Foster
 Print Name

Bob Foster
 Signature

filename: c:\docs\forms\ditch flow computations upgraded.xls

Measurement done by:

B. Foster

Perreau Creek, Cole Ranch diversion 75-4498

9/16/2005

REW value: 1.00

LEW value: 3.40

Space between

readings (ft): 0.30

Note to user:

Make entries in cells without shading.

[illegible]



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 25, 2003

COLE RANCH PROPERTIES LLC
510 HUMMINGBIRD LN
BUTTE MT 59701

RE: NOTICE(S) OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE(S) OF CLAIM TO A WATER RIGHT 75-4498, 75-4500

Dear Cole Ranch Properties, LLC:

The request for Change of Water Right Ownership concerning the above-referenced Notice(s) of Claim has been processed and the Department's records updated to reflect you as the new claimant.

The enclosed report shows this change along with listing the elements of the water right being claimed. Please review this report and contact this office if there are corrections or questions.

Respectfully yours,

Kristen Forsgren
Office Specialist 1

Enclosure

OK
JC
8/22/03

**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
75-04499	\$25				
75-10160	\$25				
	A75-04498	☒			
	A75-04500	☒			

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts. **\$50-**
- 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) K + F Partnership
3485 Sun Circle, Idaho Falls, ID 83404
4. New Owner/Claimant(s) Cole Ranch Properties, L.L.C.
Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
- New Mailing Address 510 Hummingbird Lane
City, State and ZIP Code Butte, MT 59701
New Telephone Number (406) 494-6503
5. Date you acquired the property August 16, 2002

RECEIVED

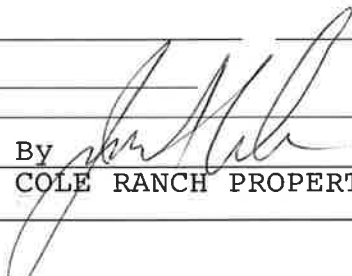
NOV 12 2002

Department of Water Resources
Eastern Region

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) (include title if applicable) By , Managing Member
COLE RANCH PROPERTIES, L.L.C.

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 JC Date 12-3-02 Fee \$50
 Received by JC Date 12-3-02 Receipt No. E028351
 Processed by AJ Date _____ WR _____ Date _____

BLT CL-1236

PARTNERSHIP WARRANTY DEED

K & F PARTNERSHIP, an Idaho Partnership composed of **Gene R. Kantack and Leonard Foster, Jr.**, as GRANTOR, for good and valuable considerations, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto **COLE RANCH PROPERTIES, L.L.C.**, a Montana Limited Liability Company, as GRANTEE, whose address is 510 Hummingbird Lane, Butte, MT 59701 and Grantee's successors and assigns, all of the following described real property, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

SUBJECT TO the 2001 and subsequent years general taxes and assessments, all existing patent reservations, easements, right of ways, protective and restrictive covenants, zoning ordinances and applicable building codes, laws and regulations.

TOGETHER WITH any and all improvements, water and ditch rights, easements, tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversion, remainder, rents, issues, and profits thereof.

Grantor, for itself and its successors and assigns, does hereby warrant and agree to forever defend the Grantee, and Grantee's successors and assigns, in the quiet and peaceful possession of said premises against the lawful claims of any and all persons.

In construing this Deed and where the context so requires, the singular includes the plural, and the masculine, the feminine and neuter.

Dated: August 9, 2002.

K & F PARTNERSHIP

Partnership Name

By:

Gene R. Kantack, A Partner

By:

Leonard Foster, Jr., A Partner

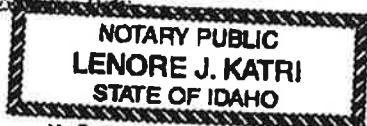
STATE OF IDAHO

COUNTY OF Bonneville

On August 9, 2002, before me, the undersigned, personally appeared **GENE R. KANTACK and LEONARD FOSTER, JR.** known or identified to me to be the partners in the partnership and the partners who subscribed said partnership name to the forgoing instrument, and acknowledged to me that they executed the same.

Notary Public for the State of Idaho

Commission Expires



RECEIVED
NOV 12 2002
Department of Water Resources
Eastern Region

A PARCEL OF LAND BEING GOVERNMENT LOTS 5 AND 6 OF SECTION 19; GOVERNMENT LOTS 5, 6, 7 AND 8 OF SECTION 30; GOVERNMENT LOTS 5, 6, 7, 8, 9, 10, 11 AND 12 OF SECTION 31; AND THE E1/2SW1/4 AND THE SE1/4NW1/4 OF SECTION 31; ALL IN TOWNSHIP 21 NORTH, RANGE 22 EAST, BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SECTION 19, T. 21 N., R. 22 E., B.M.; THENCE, ALONG THE SECTION LINE COMMON TO SECTION 19 AND 24, S. 0° 15' 37" E., 2638.25 FEET TO AN IRON PIN WITH ALUMINUM CAP, ALSO BEING THE REAL POINT OF BEGINNING;

THENCE N. 89° 44' 23" E., 522.94 FEET TO A POINT ON A MEANDER LINE GENERALLY MEANDERING ALONG THE WEST BANK OF THE SALMON RIVER; THE FOLLOWING COURSES AND DISTANCES:

S. 13° 02' 02" W., 353.93 FEET TO A POINT;
THENCE S. 18° 02' 49" W., 267.31 FEET TO A POINT;
THENCE S. 02° 00' 23" E., 233.37 FEET TO A POINT;
THENCE S. 37° 05' 40" E., 184.60 FEET TO A POINT;
THENCE S. 22° 33' 38" E., 191.52 FEET TO A POINT;
THENCE S. 13° 02' 10" E., 356.06 FEET TO A POINT;
THENCE S. 05° 52' 37" W., 519.95 FEET TO A POINT;
THENCE S. 11° 31' 48" W., 339.10 FEET TO A POINT;
THENCE S. 16° 32' 35" W., 236.38 FEET TO A POINT;
THENCE S. 20° 33' 12" W., 673.29 FEET TO A POINT;
THENCE S. 24° 33' 55" E., 369.09 FEET TO A POINT;
THENCE S. 32° 05' 00" E., 146.66 FEET TO A POINT;
THENCE S. 36° 35' 36" E., 478.96 FEET TO A POINT;
THENCE S. 33° 35' 12" E., 628.59 FEET TO A POINT;
THENCE S. 31° 34' 49" W., 91.79 FEET TO A POINT;
THENCE S. 11° 31' 55" E., 257.32 FEET TO A POINT;
THENCE S. 67° 08' 36" E., 253.74 FEET TO A POINT;
THENCE S. 20° 03' 15" E., 199.49 FEET TO A POINT;
THENCE S. 68° 08' 39" E., 259.74 FEET TO A POINT;
THENCE S. 04° 30' 48" E., 279.25 FEET TO A POINT;
THENCE S. 15° 02' 21" W., 389.98 FEET TO A POINT;
THENCE S. 22° 19' 15" E., 117.71 FEET TO A POINT;
THENCE S. 27° 34' 15" W., 448.92 FEET TO A POINT;
THENCE S. 05° 30' 50" W., 251.32 FEET TO A POINT;
THENCE S. 01° 30' 18" E., 146.60 FEET TO A POINT;
THENCE S. 16° 32' 43" E., 273.29 FEET TO A POINT;
THENCE S. 10° 01' 41" E., 445.81 FEET TO A POINT;
THENCE S. 28° 34' 30" E., 103.75 FEET TO A POINT;
THENCE S. 26° 58' 03" E., 312.20 FEET TO A POINT;

THENCE S. 34° 35' 00" E., 231.52 FEET TO A POINT;
THENCE S. 22° 13' 00" E., 232.65 FEET TO A POINT;
THENCE S. 07° 58' 04" W., 837.27 FEET TO A POINT;
THENCE S. 52° 04' 58" E., 747.70 FEET TO A POINT;
THENCE S. 57° 03' 10" E., 814.83 FEET TO A POINT;
THENCE S. 67° 35' 00" E., 357.39 FEET TO A POINT;
THENCE S. 59° 33' 00" E., 113.85 FEET TO A POINT;
THENCE S. 58° 16' 00" E., 253.44 FEET TO A POINT;
THENCE S. 16° 32' 00" E., 208.23 FEET TO A POINT;
THENCE S. 40° 00' 00" E., 238.59 FEET TO A POINT;
THENCE S. 34° 31' 00" E., 139.26 FEET TO A POINT;
THENCE S. 65° 50' 00" E., 419.43 FEET TO A POINT;
THENCE S. 45° 15' 00" E., 228.03 FEET TO A POINT;
THENCE S. 24° 14' 00" E., 190.08 FEET TO A POINT;
THENCE S. 13° 45' 00" E., 300.63 FEET TO A POINT;
THENCE S. 05° 34' 00" E., 540.87 FEET TO A POINT;
THENCE S. 09° 41' 00" E., 215.16 FEET TO A POINT;
THENCE S. 20° 10' 00" W., 258.39 FEET TO A POINT;
THENCE S. 03° 31' 00" W., 516.78 FEET TO A POINT;
THENCE LEAVING SAID MEANDER LINE, AND RUNNING ALONG THE SOUTH
BOUNDARY OF SAID SECTION 31, S. 90° 00' 00" W., 2138.73 FEET TO AN
ALUMINUM CAP MONUMENT;
THENCE S. 90° 00' 00" W., 2546.07 FEET TO AN ALUMINUM BLM MONUMENT
MARKING THE SOUTHWEST CORNER OF SAID SECTION 31;
THENCE, ALONG THE WEST BOUNDARY OF SAID SECTION 31, N. 00° 14' 08"
E., 2630.39 FEET TO AN ALUMINUM BLM MONUMENT MARKING THE WEST ¼
CORNER OF SAID SECTION 31;
THENCE CONTINUING ALONG SAID WEST BOUNDARY, N. 00° 03' 04" E.,
2639.43 FEET TO AN ALUMINUM BLM MONUMENT MARKING THE
NORTHWEST CORNER OF SAID SECTION 31;
THENCE ALONG THE WEST BOUNDARY OF SAID SECTION 30, N. 00° 03' 19"
E., 2639.05 FEET TO AN ALUMINUM BLM MONUMENT MARKING THE WEST ¼
CORNER OF SAID SECTION 30;
THENCE CONTINUING ALONG SAID WEST BOUNDARY, N. 00° 02' 59" E.,
2638.83 FEET TO AN ALUMINUM BLM MONUMENT MARKING THE
NORTHWEST CORNER OF SAID SECTION 30;
THENCE N. 00° 15' 37" W., 2638.25 FEET TO THE REAL POINT OF BEGINNING.

AJ5856NP

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

DATE: JAN-13-1999

PAGE: A-3

RIGHTS FROM: SOURCE: UNNAMED SLOUGH TRIBUTARY: SALMON RIVER

RIGHT NUMBER: 75-04499

NAME & ADDRESS: K & F PARTNERSHIP
3485 SUN CIRCLE
IDAHO FALLS ID 83404

SOURCE: UNNAMED SLOUGH TRIBUTARY: SALMON RIVER

QUANTITY: 0.02 CFS

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

PRIORITY DATE: 08/01/1892

POINT OF DIVERSION: T21N R22E S31 SESE Within LEMHI County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.02 CFS

PLACE OF USE: STOCKWATER Within LEMHI County
T21N R22E S31 SESE

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. 21N22E314200
STOCKWATER, 250 RANGE CATTLE, 10 HORSES, VARIABLE STOCK

AJ5856NP

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

DATE: JAN-13-1999
PAGE: A-1

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 75-10160

NAME & ADDRESS: K & F PARTNERSHIP
3485 SUN CIRCLE
IDAHO FALLS ID 83404

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 07/10/1936

POINT OF DIVERSION: T21N R22E S31 SESESE Within LEMHI County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within LEMHI County
T21N R22E S31 SESE

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
RP 21N22E314200 A

AJ0749NP
No. A75-04498

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

DATE: 01/11/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	K & F PARTNERSHIP 3485 SUN CIRCLE IDAHO FALLS ID 83404 (208) 523-5959	05/20/1898	IRRIGATION	04-01 12-01	12.98 CFS	
					TOTAL DIVERSION: CONSUMPTIVE USE:	12.98 CFS 405.00 AFA
Water Source: PERREAU CREEK GORLEY CREEK SPRING CREEK			Tributary to: SALMON RIVER SALMON RIVER SALMON RIVER		Stage: STATUTORY CLAIM	
Point(s) of Diversion:		T21N R22E S31	NWSWNW	LEMHI County		
Place of use Legal Description for: IRRIGATION						
NE NW SW SE						
NENE NENE SWNE SENE : NENW NWNW SWNW SENW : NESW NWSW SWSW SESW : NESE NWSE SWSE SESE : SUM						
T R S : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac : -----						
21N 22E 31 : : 30 30 20 : 25 35 35 40 : : : : 215.0						
						TOTAL ACRES 215.0

POU County: LEMHI

Non-Irrigation Uses: S/ INC STOCK

Other Rights: 75-04500

Remarks: GEN PERREAU SPRING-6.55CFS IRR. 4/1-6/28, 2 CFS 5/15-6/28
PERREAU SPRING IRR. 1.43 CFS 6/29-12/1,
GORLEY SPRING 2.00 CFS IRR. 5/1-10-15
SPRING CREEK IRR. 3.00 CFS 5/1-10/15.
CHANGE OF OWNERSHIP 1-5-98 SVH

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

AJ0749NP
No. A75-04500

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

DATE: 01/11/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	K & F PARTNERSHIP 3485 SUN CIRCLE IDAHO FALLS ID 83404 (208) 523-5959	08/01/1892	IRRIGATION STOCKWATER	04-01 11-01 01-01 12-31	11.55 CFS 2.00 CFS	
TOTAL DIVERSION: CONSUMPTIVE USE:					13.55 CFS	1177.50 AFA

Water Source: SALMON RIVER
SPRING
UNNAMED DRAIN
WASTEWATER

Tributary to: SNAKE RIVER
SALMON RIVER
SALMON RIVER
SALMON RIVER

Stage: STATUTORY CLAIM

Point(s) of Diversion:	T20N R21E S12 R22E S06	SESE NWNE	NENW	LEMHI County LEMHI County
------------------------	---------------------------	--------------	------	------------------------------

Place of use Legal Description for: IRRIGATION																			
NE																			
NW																			
SW																			
SE																			
T	R	S	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENE	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	SUM
			Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
21N	22E	30								10	25	12	10	19					76.0
21N	22E	31			16			17	30	30	40	40	25	35	40	14	40	40	395.0
TOTAL ACRES																			471.0

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

POU County: LEMHI

Non-Irrigation Uses: D/ ONE HOME S/ 250 CATTLE, 200 CALVES, 10 HORSES, DAIRY COWS

Other Rights: NONE

Remarks: GEN CLAIM C/B/A/ FIFE ENTERPRISES
SALMON RIVER, IRR. 6.55 CFS 4/1-11/1 OTHER SOURCES 4.00 CFS IRR.
OWNERSHIP CHANGED 1-5-98 SVH

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

LAW OFFICES

CORETTE POHLMAN & KEBE

A PROFESSIONAL CORPORATION

Mayer Building
129 West Park Street
P.O. Box 509
Butte, Montana 59703

Telephone (406) 782-5800
Fax (406) 723-8919
email corette@Montana.com

HOWARD A. JOHNSON (1893-1974)
ROBERT D. CORETTE (1911-1989)
KENDRICK SMITH (1905-1989)

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WILLIAM M. KEBE, JR.
GREGORY C. BLACK
ROBERT M. CARLSON
MARSHAL L. MICKELSON
JOHN T. JOHNSTON
C. KATHLEEN McBRIDE
WILLIAM M. O'LEARY
DANIEL D. MANSON
TIMOTHY M. DICK
AMBER L. SUMMERS

November 25, 2002

Ms. Jennifer Crabtree
Technical Records Specialist
Department of Water Resources
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718

Re: Cole Ranch Properties, L.L.C.
Our File: 2160-D0002

Dear Ms. Crabtree:

Pursuant to your letter dated November 19, 2002, enclosed please find our letter dated November 7, 2002, together with enclosures, and our check in the amount of \$50.

Thank you for your attention to this matter.

Yours very truly,

CORETTE POHLMAN & KEBE

By 
Daniel D. Manson

DDM/ss
Enclosures

RECEIVED
NOV 26 2002
Department of Water Resources
Eastern Region



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

November 19, 2002

NOV 22 2002

DANIEL D MANSON
CORETTE POHLMAN & KEBE
PO BOX 509
BUTTE MT 59703

RE: CHECK NO. 2927 FOR \$100 AND CHANGE OF WATER RIGHT
OWNERSHIP FOR COLE RANCH PROPERTIES LLC

Dear Mr. Manson:

I am returning the above referenced check due to over payment. A \$50 fee is required to change water rights 75-4499 and 75-10160. There is no fee to change 75-4498 and 75-4500.

Please resubmit your request and the correct fee, and our office will process it as soon as possible.

Sincerely,

Jennifer Crabtree
Technical Records Specialist

Enclosure

LAW OFFICES

CORETTE POHLMAN & KEBE

A PROFESSIONAL CORPORATION

Mayer Building

129 West Park Street

P.O. Box 509

Butte, Montana 59703

Telephone (406) 782-5800

Fax (406) 723-8919

email corette@Montana.com

R. D. CORETTE
DOLPHY O. POHLMAN
WILLIAM M. KEBE, JR.
GREGORY C. BLACK
ROBERT M. CARLSON
MARSHAL L. MICKELSON
JOHN T. JOHNSTON
C. KATHLEEN McBRIDE
WILLIAM M. O'LEARY
DANIEL D. MANSON
TIMOTHY M. DICK
AMBER L. SUMMERS

HOWARD A. JOHNSON (1893-1974)
ROBERT D. CORETTE (1911-1989)
KENDRICK SMITH (1905-1989)

Of Counsel:

KEITH R. JOHNSON

November 7, 2002

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718

Re: Cole Ranch Properties, L.L.C.
Notice of Change in Water Right Ownership
Our File: 2160-D0002

Greetings:

Our firm represents Cole Ranch Properties, L.L.C. Enclosed for filing with your office is a Notice of Change in Water Right Ownership for the following water rights: 75-04499, 75-10160, A75-04498, and A75-04500. Also enclosed are the required supporting documents, along with a check made payable to your office in the amount of \$100 to cover the fee for the change of ownership.

If you have any questions or need additional information to complete the transfer, please contact our office toll free at 1-800-352-9932. Thank you for your assistance in this matter.

Yours very truly,

CORETTE POHLMAN & KEBE

By



Daniel D. Manson

DDM/ss
Enclosures

cc: Jesse Cole (w/enc)

RECEIVED

NOV 12 2002

Department of Water Resources
Eastern Region



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

January 14, 1999

K & F PARTNERSHIP
3485 SUN CIRCLE
IDAHO FALLS ID 83404

RE: NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE OF CLAIM TO A WATER RIGHT A75-04498,
A75-04500

Dear Sirs:

The request for Change of Water Right Ownership concerning the above-referenced Notice of Claim has been processed and the Department's records updated to reflect you as the new claimant.

The enclosed report shows this change along with the elements of the water right being claimed. Please review this report and contact this office if there are corrections or questions.

Please keep this report for your records.

Respectfully yours,

Jennifer Hoagland
Technical Records Specialist

Enclosure

DELOG SVH
12-21-98
OK SVH 1-7-99

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

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

1. Water Right or Adjudication Claim No(s): 75-10160 / 75-04499 / 75-04498 / 75-04500

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

A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**

AND

B. **PLAT OF PROPERTY** or **SURVEY MAP** for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency **AERIAL PHOTO** with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant Del Monto Fife Trust

3384 Larchmont Dr., Salt Lake City 84109

4. New Owner/Claimant(s)

K & F Partnership

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

New Mailing Address

3485 Sun Circle

City, State and ZIP Code

Idaho Falls, Id 83404

New Telephone Number

(208) 523-5959

RECEIVED

DEC 18 1998

Department of Water Resources
Eastern Region

5. Date you acquired the property 9/22/91

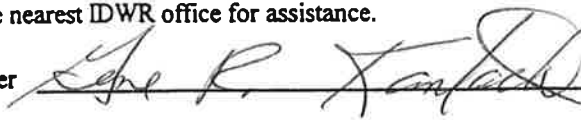
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s)



Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign this form.

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

BILL OF SALE

KNOW ALL MEN BY THESE PRESENTS, That on this 22ND day of SEPTEMBER, 1997, MARGENE ROBBINS, BETH SMITH, AND EVA HALL AS SUCCESSORS TRUSTEES FOR AND IN BEHALF OF EVA F. HALL, MERLIN FIFE, BETH SMITH, NORMAN D. FIFE AND MARGENE F. ROBBINS County of _____, State of _____, the part IES of the first part, for and in consideration of the sum of _____ Dollars lawful money of the United States of America to _____ in hand paid by K & F PARTNERSHIP, AN IDAHO PARTNERSHIP of IDAHO FALLS & SHELLEY, County of BONNEVILLE, State of IDAHO, the part IES of the second part, the receipt whereof is hereby acknowledged, do by these presents grant, bargain, sell and convey unto the said part IES of the second part, THEIR executors, administrators and assigns, all of the following described property, to-wit:

1/4 MILE OF IRRIGATION HAND LINES

My Commission Expires 3-31-98
Residing in Bonneville County

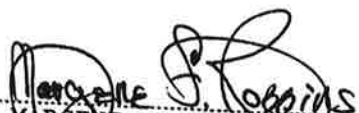


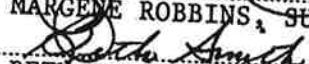
TO HAVE AND TO HOLD the same unto the said part IES of the second part, THEIR executors, administrators and assigns forever.

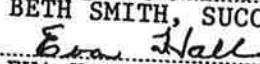
And hereby covenant with the said part IES of the second part that THEIR the lawful owner S. of said goods and chattels; that they are free from all encumbrances except the following:

that THEY have good right to sell the same as aforesaid, and that THEY will and THEIR executors and administrators shall warrant and defend the title thereto unto the said part Y of the second part, HIS executors, administrators and assigns against the lawful claims and demands of all persons whomsoever.

IN WITNESS WHEREOF, I have set MY hand and seal this 22ND day of SEPTEMBER, 19 97.

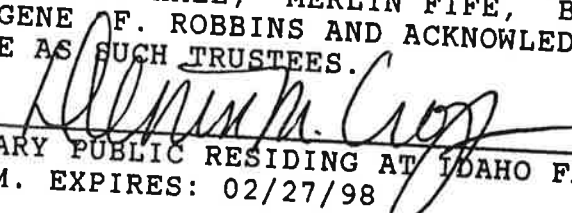

MARGENE ROBBINS, SUCCESSOR TRUSTEE


BETH SMITH, SUCCESSOR TRUSTEE


EVA HALL, SUCCESSOR TRUSTEE

STATE OF IDAHO
COUNTY OF BONNEVILLE

ON THIS 22ND DAY OF SEPTEMBER, 1997, BEFORE ME, A NOTARY PUBLIC PERSONALLY APPEARED MARGENE ROBBINS, BETH, SMITH AND EVA HALL, KNOWN OR IDENTIFIED TO ME TO BE THE PERSONS WHOSE NAMES ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AS TRUSTEES FOR AND IN BEHALF OF EVA F. HALL, MERLIN FIFE, BETH SMITH, NORMAN D. FIFE AND MARGENE F. ROBBINS AND ACKNOWLEDGED TO ME THAT THEY ARE THE SAME AS SUCH TRUSTEES.


NOTARY PUBLIC RESIDING AT IDAHO FALLS, ID
COMM. EXPIRES: 02/27/98



BILL OF SALE

(FORM No. 303)

STEVENS-NESS LAW PUBLISHING CO., PORTLAND, OR. 97204

TO

SPACE RESERVED
FOR
RECORDER'S USE

Dated _____, 19____

AFTER RECORDING RETURN TO

STATE OF IDAHO,

County of _____ } SS.

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

at _____ minutes past _____
o'clock _____ M., this _____ day of _____, 19____, in my
office, and duly entered in Book _____
of _____ at page _____

Ex-Officio Recorder.

By _____ Deputy.

Fees, \$ _____

TRUSTEE'S DEED

THIS INDENTURE, made this 22 day of September, 1997, by and between MARGENE ROBBINS, BETH SMITH, and EVA HALL, successor trustees of THE DEL MONTO FIFE TESTAMENTARY TRUST, for the benefit of EVA F. HALL, MERLIN FIFE, BETH SMITH, NORMAN D. FIFE and MARGENE F. ROBBINS, as Grantors to the K & F PARTNERSHIP, an Idaho partnership, composed of GENE R. KANTACK and LEONARD FOSTER, Jr., Grantee, whose current address is _____, Idaho Falls, Idaho.

WHEREAS, the Grantors are the duly appointed successor trustees to THE DEL MONTO FIFE TESTAMENTARY TRUST, by Order of the District Court of the Seventh Judicial District, County of Lemhi, dated April 18, 1973; and

WHEREAS, the undersigned Grantors, comprise three of the four named successor trustees and therefore a majority of the trustees of THE DEL MONTO FIFE TESTAMENTARY TRUST.

NOW, THEREFORE, the Grantors do hereby grant, bargain, sell and convey unto the Grantee, its successors, and assigns forever all of the interest of Grantors, in and to the following described real estate situated in the County of Lemhi, State of Idaho, to-wit:

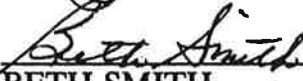
SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART THEREOF.

SUBJECT TO: ALL EXISTING PATENT RESERVATIONS, EASEMENTS, RIGHTS OF WAY, PROTECTIVE COVENANTS, ZONING ORDINANCES, AND APPLICABLE BUILDING CODES, LAWS AND REGULATIONS. SUBJECT TO POTENTIAL CLAIMS OF STATE OF IDAHO AS TO PARCEL II.

Grantors, warrant to the Grantee, and its successors in title that Grantors have not created or permitted to be created any lien, charge, or encumbrance against said real estate which is not shown herein, and Grantors covenant that they will defend said premises to the extent of the warranties made herein against the lawful claims of all persons.

IN WITNESS WHEREOF, the Grantors have hereunto subscribed their names to this instrument this _____ day of September, 1997.


MARGENE ROBBINS


BETH SMITH


EVA HALL

LAWJA\2962\TRUSTEE.DED

I certify that I have read and approved
the contents of the original of this copy.



EXHIBIT "A"

EXHIBIT "A" to Trustee's Deed

**Dated _____, day of September, 1997 from
MARGENE ROBBINS, BETH SMITH, and EVA HALL, Trustees of
THE DEL MONTO FIFE TESTAMENTARY TRUST, to
K & F PARTNERSHIP, an Idaho partnership composed of
GENE R. KANTACK and LEONARD FOSTER, Jr.**

Parcel 1

A parcel of land being Government Lots 5 and 6 of Section 19; Government Lots 5,6, 7 and 8 of Section 30; Government Lots 5, 6, 7, 8, 9, 10, 11 and 12 of Section 31; and, the East ½ of the Southwest ¼ and the Southeast ¼ of the Northwest ¼ of Section 31; all in Township 21 North, Range 22 East; Boise Meridian; Lemhi County, Idaho; more particularly described as follows:

Beginning at the Northwest Corner of Section 19, T. 21 N., R. 22 E., B.M.; thence, along the section Line common to Sections 19 and 24, S 0°15'37" E 2638.25 feet to an Iron Pin with Aluminum Cap, also being the REAL POINT OF BEGINNING;

thence, N 89°44'23" E 522.94 feet to a point on a meander line generally meandering along the west bank of the Salmon River; the following courses and distances:

S 13°02'02" W 353.93 feet to a point;
thence, S 18°02'49" W 267.31 feet to a point;
thence, S 2°00'23" E 233.37 feet to a point;
thence, S 37°05'40" E 184.60 feet to a point;
thence, S 22°33'38" E 191.52 feet to a point;
thence, S 13°02'10" E 356.06 feet to a point;
thence, S 5°52'37" W 519.95 feet to a point;
thence, S 11°31'48" W 339.10 feet to a point;
thence, S 16°32'35" W 236.38 feet to a point;
thence, S 20°33'12" W 673.29 feet to a point;
thence, S 24°33'55" E 369.09 feet to a point;
thence, S 32°05'00" E 146.66 feet to a point;
thence, S 36°35'36" E 478.96 feet to a point;
thence, S 33°35'12" E 628.59 feet to a point;
thence, S 31°34'49" W 91.79 feet to a point;
thence, S 11°31'55" E 257.32 feet to a point;
thence, S 67°08'36" E 253.74 feet to a point;
thence, S 20°03'15" E 199.49 feet to a point;
thence, S 68°08'39" E 259.74 feet to a point;

thence, S 4°30'48" E 279.25 feet to a point;
thence, S 15°02'21" W 389.98 feet to a point;
thence, S 22°19'15" E 117.71 feet to a point;
thence, S 27°34'15" W 448.92 feet to a point;
thence, S 5°30'50" W 251.32 feet to a point;
thence, S 1°30'18" E 146.60 feet to a point;
thence, S 16°32'43" E 273.29 feet to a point;
thence, S 10°01'41" E 445.81 feet to a point;
thence, S 28°34'30" E 103.75 feet to a point;
thence, S 26°58'03" E 312.20 feet to a point;
thence, S 34°35'00" E 231.52 feet to a point;
thence, S 22°13'00" E 232.65 feet to a point;
thence, S 7°58'04" W 837.27 feet to a point;
thence, S 52°04'58" E 747.70 feet to a point;
thence, S 57°03'10" E 814.83 feet to a point;
thence, S 67°35'00" E 357.39 feet to a point;
thence, S 59°33'00" E 113.85 feet to a point;
thence, S 58°16'00" E 253.44 feet to a point;
thence, S 16°32'00" E 208.23 feet to a point;
thence, S 40°00'00" E 238.59 feet to a point;
thence, S 34°31'00" E 139.26 feet to a point;
thence, S 65°50'00" E 419.43 feet to a point;
thence, S 45°15'00" E 228.03 feet to a point;
thence, S 24°14'00" E 190.08 feet to a point;
thence, S 13°45'00" E 300.63 feet to a point;
thence, S 5°34'00" E 540.87 feet to a point;
thence, S 9°41'00" E 215.16 feet to a point;
thence, S 20°10'00" W 258.39 feet to a point;
thence, S 3°31'00" W 516.78 feet to a point;

thence, leaving said meander line, and running along the south boundary of said Section 31, S 90°00'00" W 2138.73 feet to an Aluminum Cap monument;

thence, S 90°00'00" W 2546.07 feet to an Aluminum BLM monument marking the Southwest Corner of said Section 31;

thence, along the west boundary of said Section 31, N 0°14'08" E 2630.39 feet to an Aluminum BLM monument marking the West ¼ Corner of said Section 31;

thence, continuing along said west boundary, N 0°03'04" E 2639.43 feet to an Aluminum BLM monument marking the Northwest Corner of said Section 31;

thence, along the west boundary of said Section 30, N 0°03'19" E 2639.05 feet to an Aluminum BLM monument marking the West ¼ Corner of said Section 30;

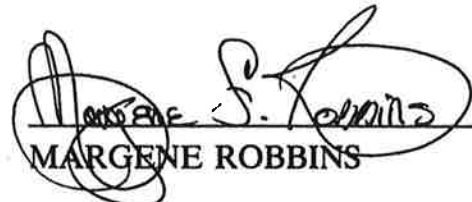
thence, Continuing along said west boundary, N 0°02'59" E 2638.83 feet to an Aluminum BLM monument marking the Northwest Corner of said Section 30;

thence, N 0°15'37" W 2638.25 feet to the REAL POINT OF BEGINNING; said parcel containing 582.07 acres, more or less; said parcel also being subject to any easements or rights-of-way of record or established by prescriptive use.

Together with any and all water rights of any nature or description, all ditches and ditch rights, easements and hereditaments appurtenant to the herein described property:

Parcel II.

All lands between the adjusted 1881 meanders and the present left bank of the Salmon River fronting lots 5 and 6 in section 19; fronting lots 5, 6, 7, and 8 in section 30; and fronting lots 5, 6, 7, 8, and 9, except for lot 15 and the accretions to lot 15 designated as lot 16, in section 31; all in T. 21 N., R. 22 E., Boise Meridian, Idaho, according to the official records and the plat approved July 24, 1996. All of said lands being located in Lemhi County, Idaho.


MARGENE ROBBINS


BETH SMITH


EVA HALL

L:\WJA\2962\TRUSTEE.DED

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 75-4498
Date Received: 4/19/1990
Receipt No: E013333
Received By:

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

1. Name of Claimant(s)

COLE RANCH PROPERTIES LLC Phone:
510 HUMMINGBIRD LN
BUTTE MT USA 59701

2. Date of Priority: 05/20/1898

3. Source: GORLEY CREEK , PERREAU CREEK , SPRING CREEK Trib. to: SALMON RIVER ,
SALMON RIVER , SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot			County	Type
21N	22E	31	NW	SW	NW	LEMHI	
21N	22E	31	NW	SW	NW	LEMHI	
21N	22E	31	NW	SW	NW	LEMHI	

5. Description of diverting works:

HEADGATES & DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	12/01	12.98	

7. Total Quantity Appropriated is:
12.98 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
----------	-------	---------	------------	-----	-----	-------

21N	22E	31	NW	NW	IRRIGATION	30
			SW	NW	IRRIGATION	30
			SE	NW	IRRIGATION	20
			NE	SW	IRRIGATION	25
			NW	SW	IRRIGATION	35
			SW	SW	IRRIGATION	35
			SE	SW	IRRIGATION	40
					Section Acres	215
					Total Acres	215

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:

14. Remarks:

PERREAU SPRING-6.55CFS IRR. 4/1-6/28, 2 CFS 5/15-6/28 PERREAU SPRING IRR. 1.43 CFS 6/29-12/1, GORLEY SPRING 2.00 CFS IRR. 5/1-10-15 SPRING CREEK IRR. 3.00 CFS 5/1-10/15.

CHANGE OF OWNERSHIP 1-5-98 SVH

15. Basis of Claim: Statutory Claim

AJ0749NP
No. A75-04498

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

DATE: 01/11/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME																																																																													
C	K & F PARTNERSHIP 3485 SUN CIRCLE IDAHO FALLS ID 83404 (208) 523-5959	05/20/1898	IRRIGATION	04-01 12-01	12.98 CFS																																																																														
Water Source: PERREAU CREEK GORLEY CREEK SPRING CREEK					TOTAL DIVERSION: CONSUMPTIVE USE: 12.98 CFS																																																																														
Point(s) of Diversion: T21N R22E S31 NWSWNW					405.00 AFA																																																																														
Place of use Legal Description for: IRRIGATION					Stage: STATUTORY CLAIM																																																																														
LEMHI County																																																																																			
<table border="1"><thead><tr><th colspan="4">NE</th><th colspan="4">NW</th><th colspan="4">SW</th><th colspan="4">SE</th><th></th></tr><tr><th>T</th><th>R</th><th>S</th><th>:</th><th>Lt</th><th>Ac</th><th>Lt</th><th>Ac</th><th>Lt</th><th>Ac</th><th>Lt</th><th>Ac</th><th>Lt</th><th>Ac</th><th>Lt</th><th>Ac</th><th>Lt</th><th>Ac</th><th>:</th><th>SUM</th></tr></thead><tbody><tr><td>21N</td><td>22E</td><td>31</td><td>:</td><td></td><td></td><td></td><td></td><td>30</td><td>30</td><td>20</td><td>:</td><td>25</td><td>35</td><td>35</td><td>40</td><td>:</td><td></td><td></td><td>215.0</td></tr><tr><td colspan="18"></td><td>TOTAL ACRES</td><td>215.0</td></tr></tbody></table>							NE				NW				SW				SE					T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM	21N	22E	31	:					30	30	20	:	25	35	35	40	:			215.0																			TOTAL ACRES	215.0
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21N	22E	31	:					30	30	20	:	25	35	35	40	:			215.0																																																																
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POU County: LEMHI

Non-Irrigation Uses: S/ INC STOCK

Other Rights: 75-04500

Remarks: GEN PERREAU SPRING-6.55CFS IRR. 4/1-6/28, 2 CFS 5/15-6/28
PERREAU SPRING IRR. 1.43 CFS 6/29-12/1,
GORLEY SPRING 2.00 CFS IRR. 5/1-10-15
SPRING CREEK IRR. 3.00 CFS 5/1-10/15.
CHANGE OF OWNERSHIP 1-5-98 SVH

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

SCANNED

OCT 1 1990

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: A75-04498
Date Received: 5/17/1990
Receipt No: _____
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DEL MONTO FIFE TRUST 208-484-9860
Address: 3384 LARCHMONT DR.
SALT LAKE CITY, UT 84109

2. Date of Priority: MAY 20, 1898

3. Source: PERREAU CREEK Trib. to: SALMON RIVER
GORLEY CREEK SALMON RIVER
SPRING CREEK SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
21N	22E	31	NW	SW	NW		LEMHI

5. Description of diverting works:
HEADGATES & DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	12/01	12.980		

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

8. Total consumptive use is 405.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/ INC STOCK

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
21N	22E	31	NW	NW		IRR	30.0
			SW	NW		IRR	30.0

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Date: 05/17/90

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
21N	22E	31	SE	NW		IRR	20.0
			NE	SW		IRR	25.0
			NW	SW		IRR	35.0
			SW	SW		IRR	35.0
			SE	SW		IRR	40.0

Section Acres 215.0

Total Acres 215.0

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:
75-04500

14. Remarks:

PERREAU SPRING-6.55CFS IRR. 4/1-6/28, 2 CFS 5/15-6/28
PERREAU SPRING IRR. 1.43 CFS 6/29-12/1,
GORLEY SPRING 2.00 CFS IRR. 5/1-10-15
SPRING CREEK IRR. 3.00 CFS 5/1-10/15.

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

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 A75-04498Date Received 4-16-90Receipt Number EO/3333

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

APR 16 1990

Department of Water Resources
Eastern District Office

Please type or print clearly

Del Monto Fife Trust
1. Name of Claimant (s) d/b/a Fife Enterprises Phone (501) 484-7860
Mailing Address 3384 Larchmont Dr. Salt Lake city 20126 84109

2. Date of Priority (Only one (1) per claim) May 20 1898

3. Source of water supply (a) Perceps, Gosley Cr. Spring Cr.
which is tributary to (b) Salt Lake River via Calumbi

4. a. Location of existing point of diversion is: Township 21N Range 22E Section 31
NW 1/4 of SW 1/4 of NW 1/4, Govt. Lot, E B.M., County of Lemhi

Additional points of diversion if any: NONE

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.

Station used for irrigation by flood & sprinkle
system, using head gates & bridging boxes.

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A7504498



6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

Perreault ¹⁴ For Irrigation purposes from 4-1 to 6-28 amount 6.55 or _____
 Perreault ¹⁴ For Irrigation purposes from 5-15 to 6-28 amount 2. or _____
 Perreault ¹⁴ For Irrigation purposes from 6-29 to 12-1 amount 1.43 or _____
 Dorley ¹⁴ For Irrigation purposes from 5-1 to 10-15 amount 3 or _____

7. Total quantity claimed (a) 12.98 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 405. acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Stockwater 4-1-12-31

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
21E	22	31						30	30	30	25	35	35	40					

~~Total number of acres irrigated~~ 215 of 471

11. In which county (ies) are lands listed above as place of use located? Lehigh

12. Do you own the property listed above as place of use? Yes L No _____
 If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. Claim papers on E 1/2 of this ranch furnished or None ()

14. Remarks: water for sprinkle on above described when seasons are dry & water is pumped & used to sprinkle parts of these 215 acres

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Last Name Fife Enterprises Ident No. _____

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 75 4498
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments #0 - 1 map

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that ^{we are} Trustees

of Del Monto Fife Trust d/b/a Fife Enterprises that ^{we} I have signed the foregoing
Organization Title
document in the space below as trustees of Del Monto Fife Trust
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Margaret J. Robbins TTEE

Title and Organization Del Monto Fife Trust d/b/a Fife Enterprises Date 4/11/90

State of ~~Idaho~~ Utah)
County of Salt Lake) SS.

Subscribed and sworn (or affirmed) before me this 11th day of April 19 90

SEAL

Notary Public Eva F Hall

Residing at Salt Lake City, UT

My Commission Expires 7/12/91

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

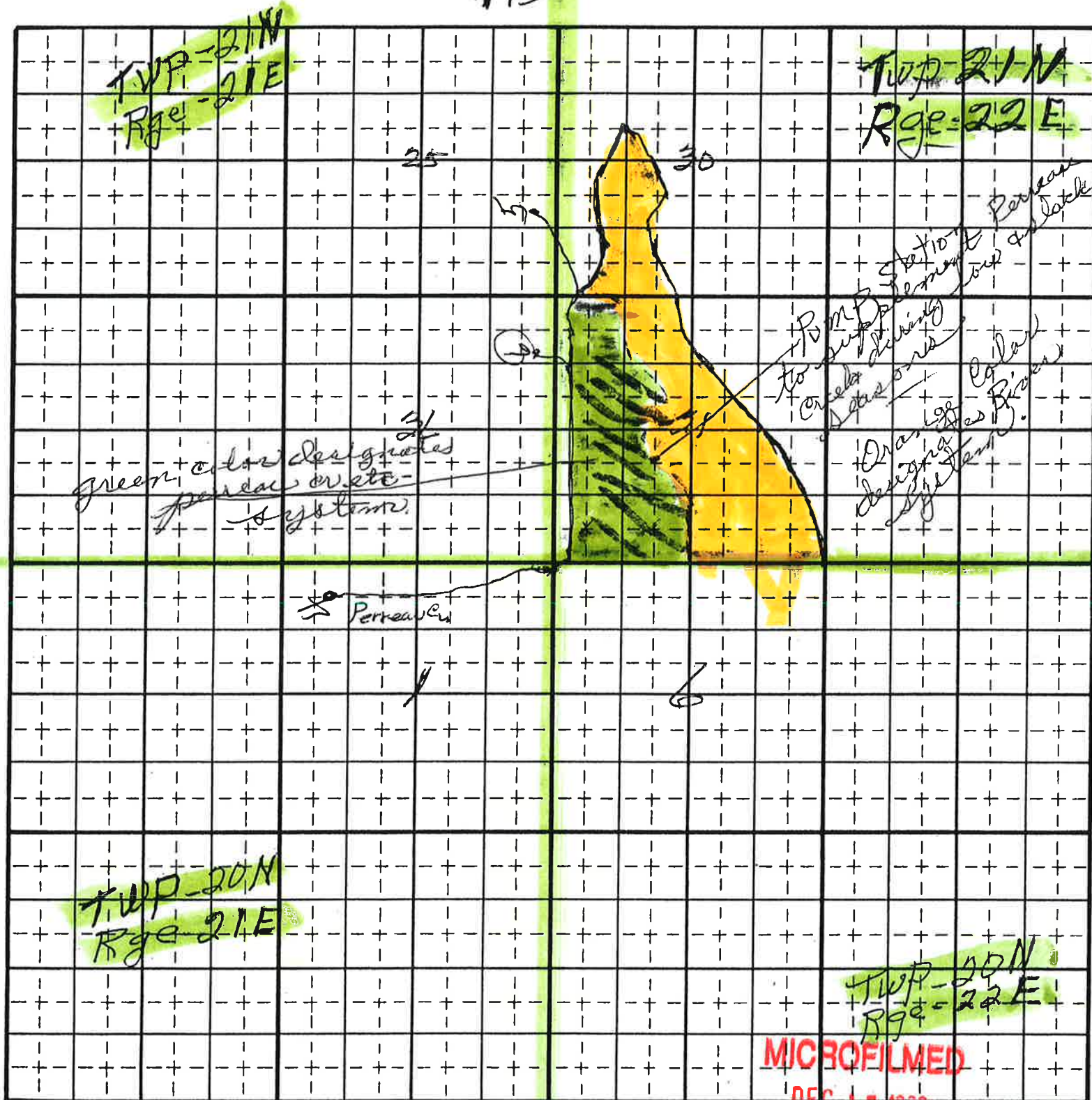
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Last Name Fife Enterprises Ident. Number _____

Copies White-State, Yellow-Claimant

Scale: 2 inches equals 1 mile

North



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Last Name

Life Enterprises Ident No.

shows combined system of
Peneau's Fork Cr & Spring Cr. 3 creeks
with hi fluctuations. Supplemented by
Ident No. _____ Copies: White-State, Yellow-Claimant

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