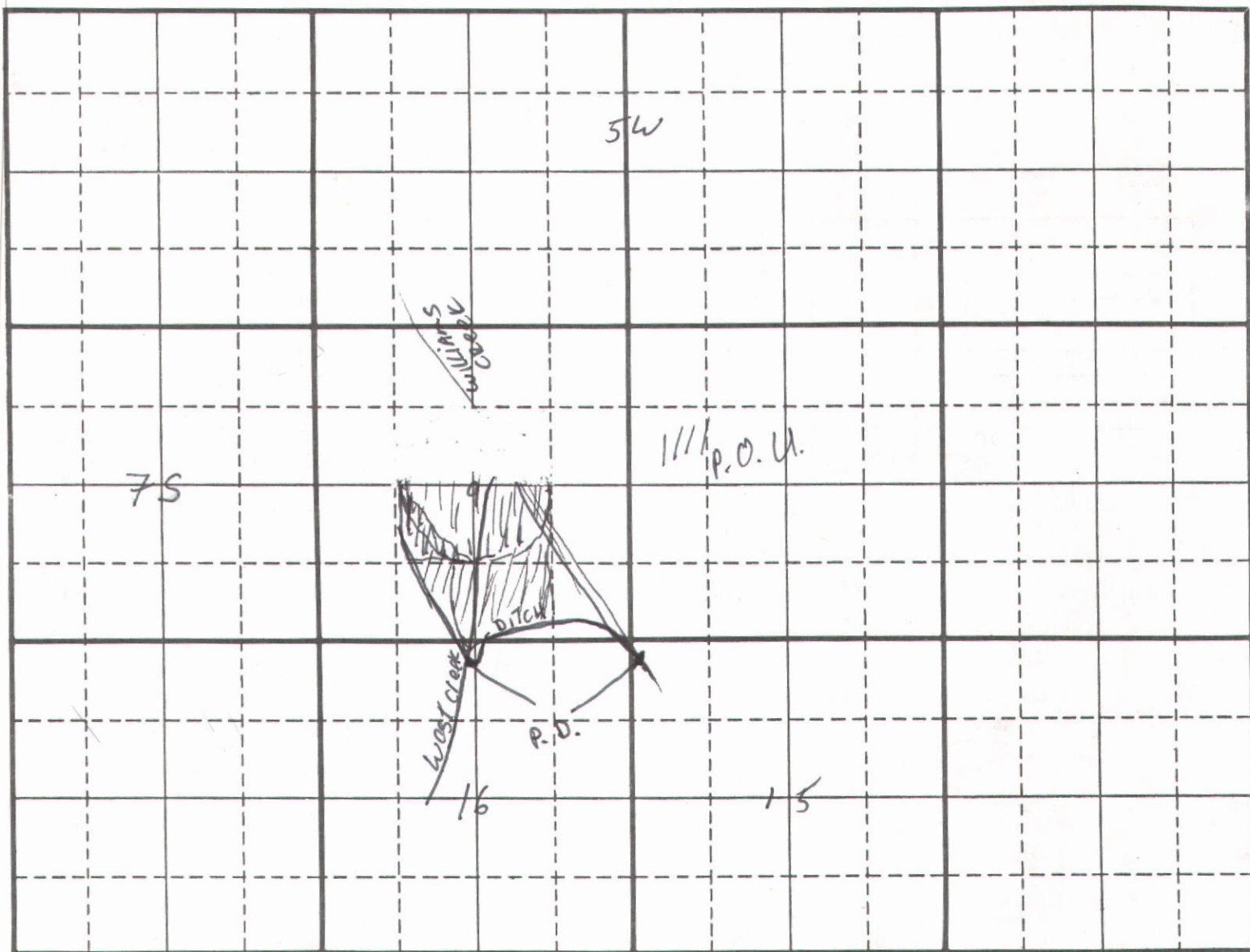


(8) Remarks _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Ada) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

[Signature]
Director (Claimant)

Sworn to before me this 26 day of March, 1981.

Nancy M. Northway
Notary Public
Residing at Boise

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by com Date 3/26/81 Exception filed by: _____ Date _____
Prelim. check by jk Date 3/20/81
\$30.00 fee received by jk Date 3/26/81 #17377
Published in Owyhee Wapnet
Dates 4/9 & 4/16/81

OFFICIAL

PROOF OF PUBLICATION

STATE OF IDAHO, County of Owyhee, s.s.

I, RODNEY A. HAWES, being first duly sworn, on oath says that he is the Publisher of the OWYHEE NUGGET, a newspaper of general circulation, published weekly by Rodney A. Hawes, publisher and printer thereof, at Marsing, County of Owyhee, State of Idaho;

That the annexed notice was published in said newspaper once a week and every week for 2 consecutive weeks, the first publication being on the 18 day of June, 1981, and the last publication being on the 25 day of June, 1981;

That the said newspaper has been published continuously and uninterruptedly in said county during a period of more than seventy - eight consecutive weeks prior to the first publication of the attached notice.


PUBLISHER

Subscribed and sworn to before me this 25 day of

June, 1981.


NOTARY PUBLIC

My commission expires 9-10-84

(SEAL)

NOTICE OF CORRECTION

Notice is hereby given that the Notice of Claim to a Water Right No. 55 - 4063 in the name of Berrett Valley Ranches was published in error on April 9 and 16, 1981.

The source of water was advertised as being Williams Creek tributary to Jordan Creek WHEREAS the actual source of water is Williams Creek and West Creek tributary to Jordan Creek.

Any exception to this claim of water right may be filed with the Director of the Idaho Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83709.

A. KENNETH DUNN,
Director

Published June 18 and 25, 1981, The Owyhee Nugget, Marsing Owyhee County, Idaho.

RECEIVED

JUL 29 1981

Department of Water Resources
Western Regional Office

PROOF OF PUBLICATION

RECEIVED
APR 27 1981

STATE OF IDAHO, County of Owyhee, s.s.

Department of Water Resources
Western Regional Office

I, RODNEY A. HAWES, being first duly sworn, on oath says that he is the Publisher of the OWYHEE NUGGET, a newspaper of general circulation, published weekly by Rodney A. Hawes, publisher and printer thereof, at Marsing, County of Owyhee, State of Idaho;

That the annexed notice was published in said newspaper once a week and every week for 2 consecutive weeks, the first publication being on the 9 day of April, 1981, and the last publication being on the 16 day of April, 1981;

That the said newspaper has been published continuously and uninterruptedly in said county during a period of more than seventy - eight consecutive weeks prior to the first publication of the attached notice.

Rodney A. Hawes
PUBLISHER

Subscribed and sworn to before me this 16 day of

April, 1981.

Lenne Hawes
NOTARY PUBLIC

My commission expires 9-10-84

(SEAL)

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

55 - 4063

BERRETT VALLEY RANCH-ES

P. O. BOX 66, JORDAN VALLEY, OR 97910

Source: WILLIAMS CREEK tributary to JORDAN CREEK

Priority Date: 01/01/1905

Amount: 2.40 CFS

Diversion Point: NWNW Sec 15 T 07S R 05W NENW Sec 16 T 07S R 05W, OWYHEE Co.

Use: IRRIGATION (2.40 CFS) from 05/01 to 09/30

Place of Use: NESW SESW NWSE SWSE Sec 09 T 07S R 05W FOR 120 ACRES

Diversion Means: DAM & DITCHES.

57 - 4048

TURRITTIN, ROBERT &/or MILDRED

RT. 1, KUNA, ID 83642

Source: GROUNDWATER

Priority Date: 01/01/1917

Amount: 0.74 CFS

Diversion Point: NESW Sec 34 T 01S R 02W, OWYHEE Co.

Use: IRRIGATION (0.70 CFS) from 03/15 to 11/15

DOMESTIC (0.04 CFS) from 01/01 to 12/31

Place of Use: SWNW SENW Sec 34 T 01S R 02W NESW Sec 34 T 01S R 02W FOR 30 ACRES

Diversion Means: 2 WELLS & PUMPS

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83709.

C. STEPHEN ALLRED
Director

Published April 9 and 16, 1981, Owyhee Nugget, Marsing-Owyhee County, Idaho.

o.k.
in

RECORDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES



CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that BERRETT VALLEY RANCHES
(Name of Claimant)
P. O. Box 66, Jordon Valley, Oregon 97910 Telephone No. (503) 586-2408
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) January 1, 1905

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water (Name of stream, lake, spring, etc., or ground water)
Williams Creek & West Creek tributary to Jordan Creek

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>2.4 cfs</u>	Use	<u>irrigation</u>	Period of Use From <u>5/1</u>	To <u>9/30</u>
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To

(4) 2.4 TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion (Location of point where water is diverted from its source)
NW 1/4 NW 1/4, Sec. 15 Twp. 7S Rge. 5W B.M., County of Owyhee
Additional points of diversion: NENW, Sec. 16, T. 7S, R. 5W

B) Describe means of diversion of water (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Diversion dam and ditches

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			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	
7S	5W	9									30			25		35	30		120

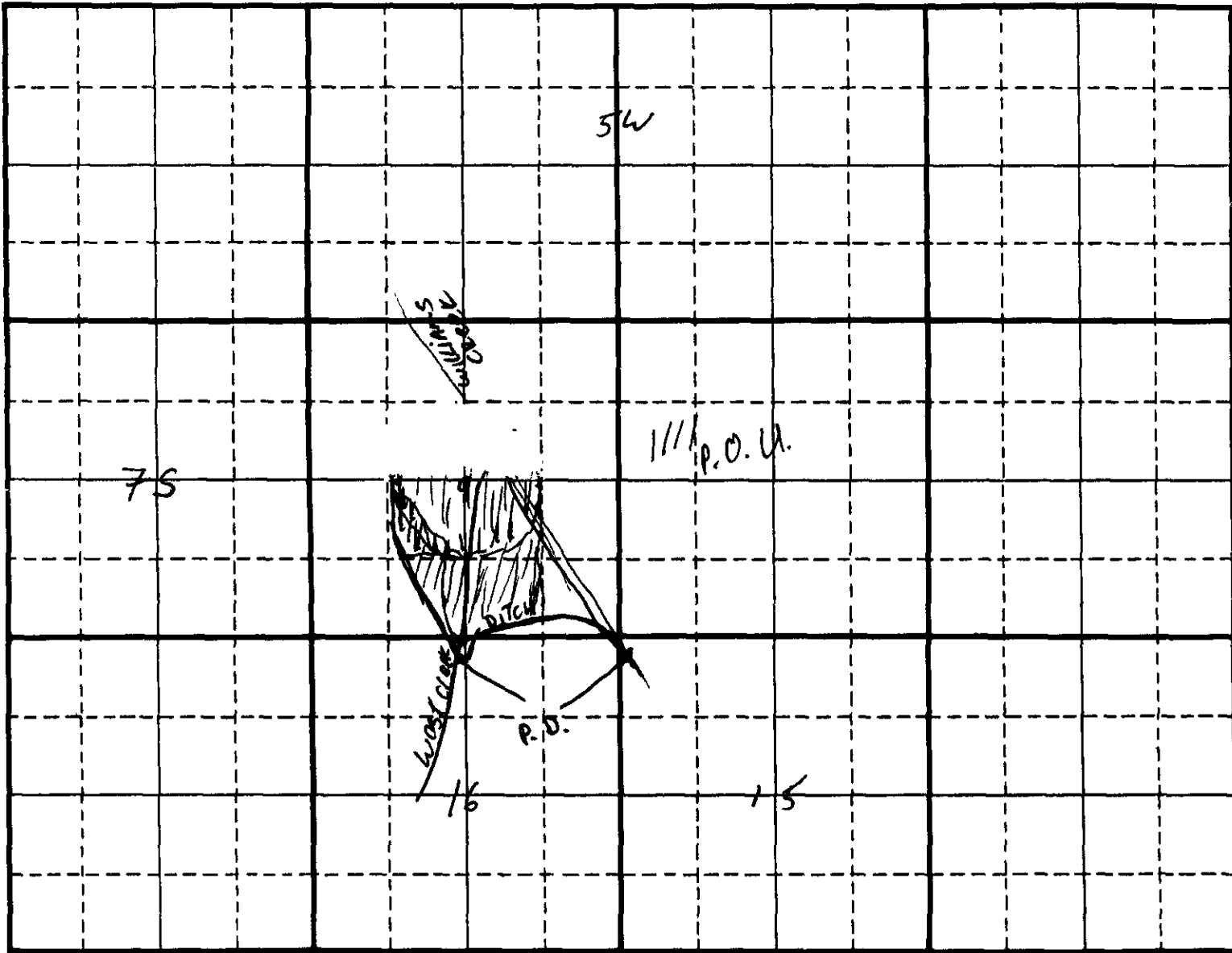
No. of acres 120

B) If water is used for other than irrigation, fully describe that use, being as specific as possible.

NOTE: Include here the type and number of stock watered.

(7) If you are claiming water as a member of an organization, list name of organization:

(8) Remarks _____



Scale 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Ada) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

[Signature]
Director(Claimant)

Sworn to before me this 26 day of March, 1981.

Nancy M. Mathway
Notary Public
Residing at Boise

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by <u>DM</u>	Date <u>3/26/81</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>KS</u>	Date <u>3/20/81</u>		claimant by.	
\$30.00 fee received by <u>1th</u>	Date <u>3/26/81</u>	<u>#17377</u>		
Published in <u>Owyhee Register</u>				
Dates <u>4/9 & 4/16/81</u>				

PROOF OF PUBLICATION

STATE OF IDAHO, County of Owyhee, s.s.

I, RODNEY A. HAWES, being first duly sworn, on oath says that he is the Publisher of the OWYHEE NUGGET, a newspaper of general circulation, published weekly by Rodney A. Hawes, publisher and printer thereof, at Marsing, County of Owyhee, State of Idaho;

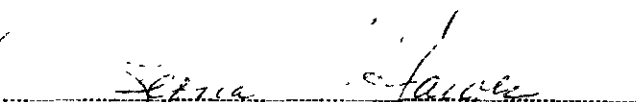
That the annexed notice was published in said newspaper once a week and every week for 2 consecutive weeks, the first publication being on the 18 day of June, 1981, and the last publication being on the 25 day of June, 1981;

That the said newspaper has been published continuously and uninterruptedly in said county during a period of more than seventy - eight consecutive weeks prior to the first publication of the attached notice.


PUBLISHER

Subscribed and sworn to before me this 25 day of

June, 1981.


NOTARY PUBLIC

My commission expires 9-10-82

(SEAL)



REGISTERED
JUL 29 1981

Department of Water Resources
Western Regional Office

Sorry for the gap!

New H

PROOF OF PUBLICATION

RECEIVED

APR 27 1981

STATE OF IDAHO, County of Owyhee, s.s.

Department of Water Resources
Western Regional Office

I, RODNEY A. HAWES, being first duly sworn, on oath says that he is the Publisher of the OWYHEE NUGGET, a newspaper of general circulation, published weekly by Rodney A. Hawes, publisher and printer thereof, at Marsing, County of Owyhee, State of Idaho;

That the annexed notice was published in said newspaper once a week and every week for 2 consecutive weeks, the first publication being on the 9 day of April, 1981, and the last publication being on the 16 day of April, 1981;

That the said newspaper has been published continuously and uninterruptedly in said county during a period of more than seventy - eight consecutive weeks prior to the first publication of the attached notice.

Rodney A. Hawes
PUBLISHER

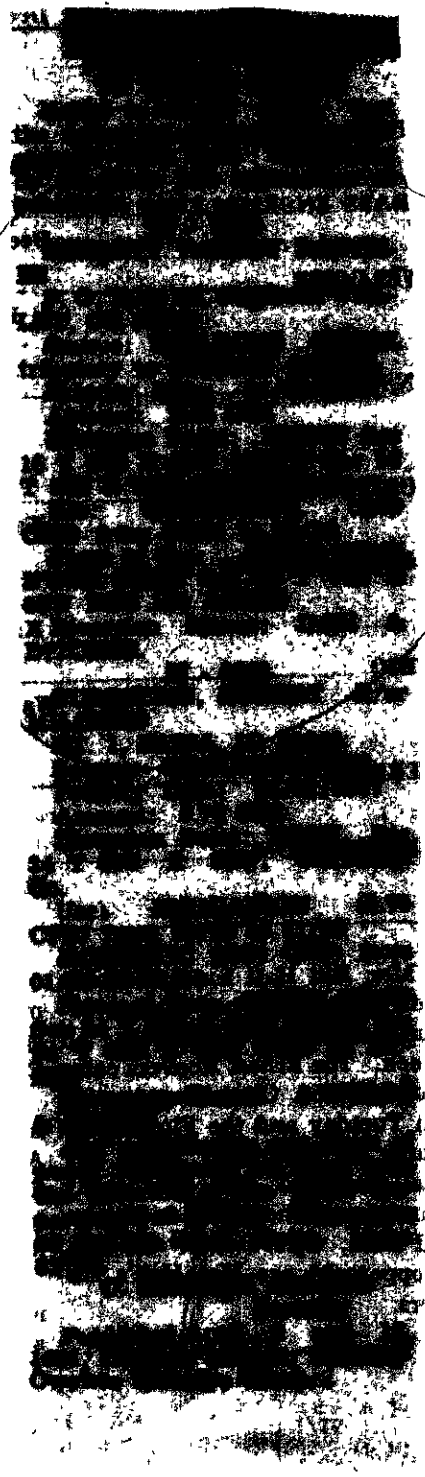
Subscribed and sworn to before me this 16 day of

April, 1981.

Lena L. Hawes
NOTARY PUBLIC

My commission expires 9-10-84

(SEAL)



o.k. need

RECEIVED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

April 10, 1986

Dean W. and Elaine B. Duckett
P. O. Box 336
Jordan Valley, OR 97910

Dear Mr. and Mrs. Duckett

RE: Claim 55-4063 and License No. 55-2161

As requested in your conversation with David R. Tuthill and your letter of April 3, 1986, we have changed our data records to reflect Dean W. Duckett and Elaine B. Duckett as present owners of Claim 55-4065 and License 55-2161.

Your letter and copy of "Bargain and Sale Deed" have been placed in file.

If you have any questions or need further assistance, please do not hesitate to contact us.

Sincerely,

ROBERTA GARRETT
Records Supervisor

MICROFILMED

RECEIVED
APR 5 1986

Department of Water Resources
Western Regional Office

P.O. Box 336
Jordan Valley, OR. 97910
April 3, 1986

Mr. David Tuthill *DAT*
Water Resources - Western Region
450 West State
Boise, Idaho 83702

Dear David:

As per our phone conversation, I am writing to request that our names be recorded as the current owners of the land for which the legal description is enclosed.

The FHA has requested a current status of the water rights, so if you will mail us a copy for our records and one for them, we will see that the verification gets to them.

Thank you for your cooperation in this matter, and if you have any questions concerning this, please call us at our home, 208-583-2432

Sincerely,

Elaine B Duckett

Dean W. and Elaine B. Duckett

DWD:ed

MICROFILMED

BARGAIN AND SALE DEED

For value received, ELAINE B. DUCKETT, does hereby bargain, sell, and convey unto DEAN W. DUCKETT and ELAINE B. DUCKETT, husband and wife, whose current address is Idaho Side, Jordan Valley, Oregon, Grantee, the following described premises, together with their appurtenances:

Land in Owyhee County, Idaho, as follows:

Township 7 South, Range 5 West, Boise Meridian, Idaho:

Section 5, SE1/4SE1/4

Section 8, E1/2NE1/4, NE1/4SE1/4, that portion of the SE1/4SE1/4 lying north and east of a line running from the northwest corner thereof in a straight line to the southeast corner thereof

Section 9, SW1/4NE1/4, SE1/4NW1/4, W1/2W1/2, E1/2SW1/4, W1/2SE1/4, SE1/4SE1/4

Section 16, W1/2

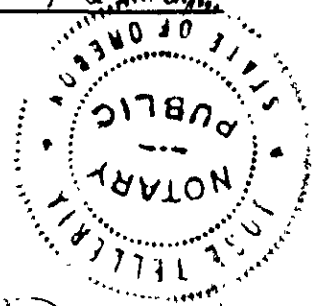
Dated this Dec 20 day of _____, 1984.

Elaine B. Duckett
Elaine B. Duckett

STATE OF OREGON)
 :SS
County of Malheur)

The foregoing instrument was acknowledged before me this 20th day of Dec, 1984, by Elaine B. Duckett.

Jose Telleria
Notary Public for Oregon
My commission expires: 7-30-87



RECEIVED
APR 6 1986

MICROFILMED

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Jan Graver

Right Number 55-4062 Applicant Bennett Valley Ranches

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

Source
signature

FINAL REGIONAL PROCESSING REVIEW: hch

- ☒ Affidavit of publication received. corrected
- ☒ Claim published correctly. corrected
- ☐ Exceptions processed. not

By ~~DBS~~ DBS Date ~~9/15/81~~ 9/15/81

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By JC Date 9/16

RECEIVED
SEP 13 1981

Department of Water Resources

FROM

Jan

TO

Jill

INTER-DEPARTMENT MEMO — 1

DATE 6/9/81

SUBJECT

App. for Bennett Valley Ranch

Dean Duckett is authorized to sign
for Bennett Valley Ranch as he is the
Director of the Ranch & a son-in-law.
Also per phone conv. w/ Wayne Barrett he
stated West Creek is also a diversion
point. Per phone conv
of 5/29/81 w/ John Hayes.

SIGNATURE

May 22 1981

Berrett Valley Ranches
P.O. Box 100
Berrett Valley Oregon 97910

ATTN: Dean Duckett

Dear Mr. Duckett:

We are in the process of final review of your claim submitted for Berrett Valley Ranches for the use of water from Williams Creek.

However, before we can process this claim, we need further information. We need your title or how you represent Berrett Valley Ranches in respect to being able to sign for them.

We also need to know whether West Creek is also a source. Enclosed is a copy of the map drawn on the claim showing 2 points of diversion. One from West Creek and one from Williams Creek with a ditch between them.

Please contact us as soon as possible with this information.

Sincerely,

JAN GROVER
Senior Water Resource Agent

JG:hh

Enclosure

NOTICE OF CORRECTION

Notice is hereby given that the Notice of Claim to a Water Right No. 55-4063 in the name of Berrett Valley Ranches was published in error on April 9 and 16, 1981

The source of water was advertised as being Williams Creek tributary to Jordan Creek WHEREAS the actual source of water is Williams Creek and West Creek tributary to Jordan Creek.

Any exception to this claim of water right may be filed with the Director of the Idaho Department of Water Resources , 92 S. Cole Road, Boise, Idaho 83709.

A. Kenneth Dunn
Director

Published 6/18 and 6/25/81

RECEIVED
JUN 18 1981

NOTICE OF CLAIMS TO WATER RIGHT

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83709.

C. STEPHEN ALLRED

Director

Published 4/9 & 4/16/81.

APR 16 1981

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

92 South Cole Road
Boise, Idaho 83709
(208) 334-2190

September 14, 1981

BERRETT VALLEY RANCHES
P.O. BOX 66
JORDAN VALLEY ID 97910

RE: Claim No. 55-4063

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,



DAVID B. SHAW
Western Region Supervisor

Enclosure

RECEIVED
SEP 15 1981
WATER RESOURCES
DIVISION

BERRETT VALLEY RANCHES

P.O. BOX 66, JORDAN VALLEY, ID 97910

Source: WILLIAMS CREEK tributary to JORDAN CREEK

Priority Date: 01/01/1905

Amount: 2.40 CFS

Diversion Point: NWNW Sec 15 T 07S R 05W NENW Sec 16 T 07S R 05W,
OWYHEE Co.

Use: IRRIGATION (2.40 CFS) from 05/01 to 09/30

Place of Use: NESW SESW NWSE SWSE Sec 09 T 07S R 05W FOR 120 ACRES

Diversion Means: DAM & DITCHES.



10/1/55