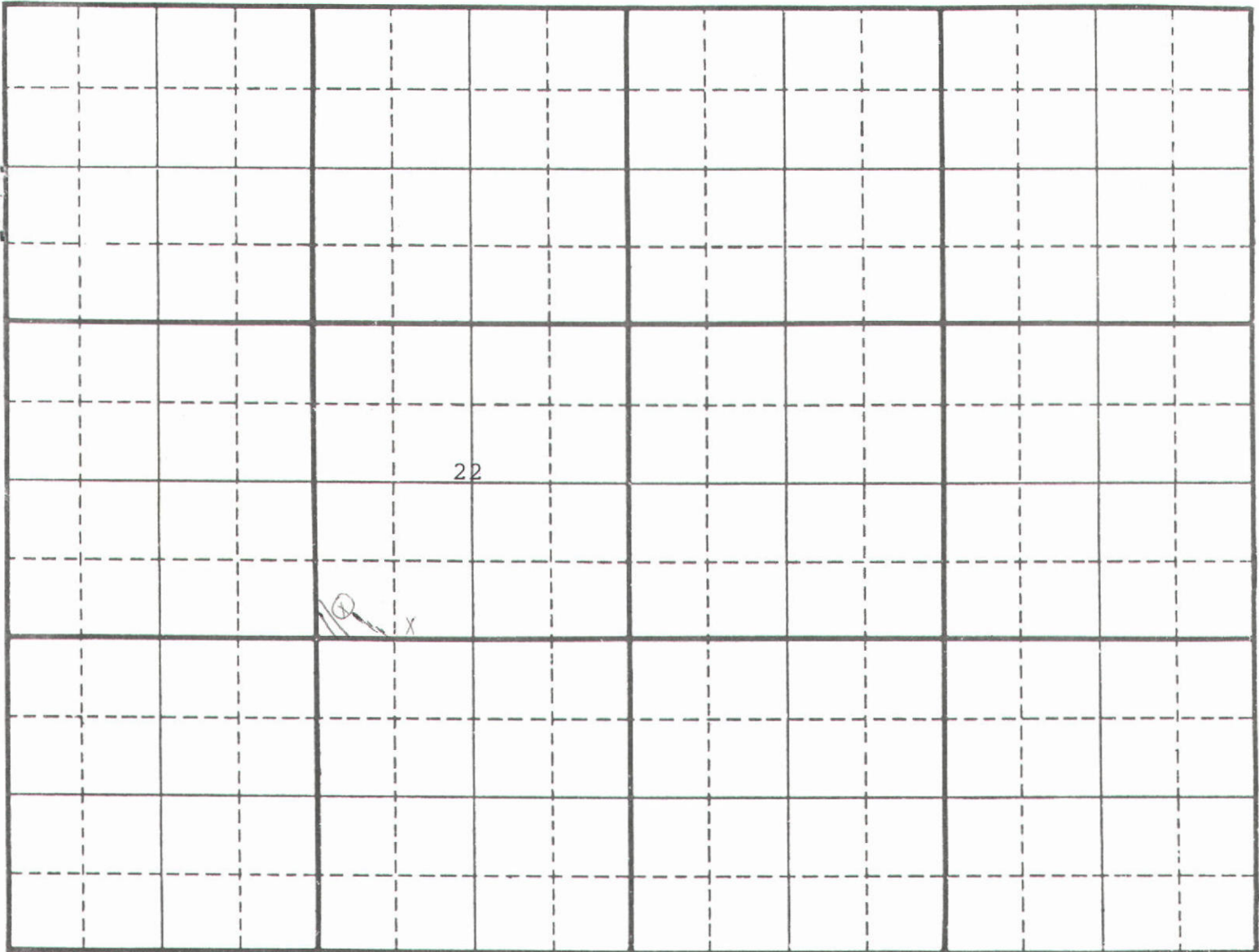


(8) Remarks _____



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.

Sworn to before me this 5th day of March, 1987.
Laura Spangler
(Claimant)

[Signature]
Notary Public
Residing at Bonnie, Idaho

My commission expires April 25, 1992

FOR DEPARTMENT USE ONLY

Received by [Signature] Date 3-6-87 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by [Signature] Date 3-11-87 claimant by: MAY 12 1987
\$30.00 fee received by [Signature] Date 3-6-87
Published in Owyhee Avalanche
Dates 3/18 & 3/25/87

The Owyhee Avalanche.

P.O. BOX 97

HOMEDALE, ID 83628

(208) 337-4681

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
)ss.
 COUNTY OF OWYHEE)

I, Joe E Aman, being first duly sworn, depose and say:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was and now am over the age of twenty-one years, not a party to nor interested in the proceedings hereinafter mentioned.

2. That during the time of the publication of the notice hereinafter mentioned, I was and now am the publisher of **The Owyhee Avalanche**, a newspaper of general circulation printed and published weekly, Thursday of each and every week, in the City of Homedale and County of Owyhee and State of Idaho.

3. That the said **The Owyhee Avalanche**, a continuation of the Owyhee Chronicle and the Owyhee Nugget, has been printed and published continuously and uninterruptedly in said County during a period of seventy-eight weeks prior to the first publication of the attached notice.

4. That said notice of which a printed copy, taken from said newspaper, is hereto affixed, was published in the regular issue thereof, and not in a supplement

thereto, in said newspaper, in Two (2) (consecutive)
 calendar weekly issue(s) of said newspaper, in the following date(s):

March 19, 1987

March 26, 1987

(Signed).....

Joe E Aman

Subscribed and sworn to before me this 26th day of March
 A.D., 1987

Alisa Aman Patrick

Notary Public in and for the State of Idaho,

residing at Homedale, Idaho.

My commission expires 10/1/91

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

51-4103 *VSP*

OWEN RANCHES INC.

P.O. Box 110A, BRUNEAU, ID 83604

Source: GROUNDWATER

Diversion Pt: SWSE Sec 22 T 07S R 06E

Use: DOMESTIC (0.040 CFS)

Date Filed: 10/16/1978

In: SWSE Sec 22 T 07S R 06E

51-4104

OWEN RANCHES INC.

P.O. BOX 110A, BRUNEAU, ID 83604

Source: GROUNDWATER

Diversion Pt: SWSW Sec 22 T 07S R 06E

Use: STOCKWATER (0.040 CFS)

In: SESW Sec 22 T 07S R 06E

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, Western Region, Statehouse, Boise, Idaho 83720.

Ken Dunn, Dir.

Publish March 19 & 26, 1987 2t

MICROFILMED

MAY 12 1987

RECEIVED

MAR 31 1987

Department of Water Resources
 Western Regional Office

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 Owen Ranches, Inc
(Name of Claimant)
P. O. Box 110A, Bruneau, ID 83604 Telephone No. 845-2627
(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) 10-16-78

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)
groundwater tributary to _____

(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, af)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
		(Mo., Day)	(Mo., Day)
Quantity <u>.04</u>	Use <u>stockwater</u>	Period of Use From <u>1/1</u>	To <u>12/31</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) .04 TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW 1/4 SW 1/4, Sec. 22 Twp. 7S Rge. 6E B.M., County of Owyhee
Additional points of diversion: _____

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. well, pipeline

(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	NE1/4				NW1/4				SW1/4				SE1/4				TOTAL
			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	
7S	6E	22												X					

No. of acres _____

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. 600 head cattle

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

MICROFILMED

MAY 12 1981

Date 3-6-87
 Date 3-11-87
 Date 3-6-87

Received by *[Signature]*
[Signature]

0011000
 0011000
 0011000

18/50/3 81/3

1861 MAY 12 1987

Date _____

FOR DEPARTMENT USE ONLY

MICROFILMED

My commission expires

April 25, 1992

Notary Public
Residing at _____

Sworn to before me this 2nd day of

(Climant)

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.

State of Idaho)
County of Ada) ss.)

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.

Scale: 2 inches equal 1 mile.

[illegible]

(8) Remarks

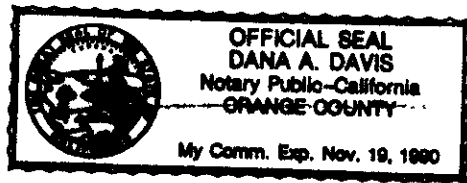
State of California

County of Orange

SS

MICROFILMED

MAY 12 1987



On this the 6th day of January 1987, before me,

Dana A. Davis

the undersigned Notary Public, personally appeared

Richard L. Owen

☒ personally known to me

☐ proved to me on the basis of satisfactory evidence

to be the person(s) who executed the within instrument as

President or on behalf of the corporation therein

named, and acknowledged to me that the corporation executed it.

WITNESS my hand and official seal.

Dana A. Davis
Notary's Signature

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
POWER OF ATTORNEY

RECEIVED
MAR 6 1987

Department of Water Resources
Western Regional Office

The undersigned owner (s) of Permit (Application) No. Claim Right attached of the Department of Water Administration of the State of Idaho hereby nominates and appoints Laura J. Spangler, whose address is 2827 Venus Place, Boise, ID, as attorney-in-fact with full authority to act for and on behalf of the undersigned in all matters pertaining to Application or Permit. Such acts shall include, but not be limited to the filing of applications for extension of time and for amendment of said Permit, and the submission of proofs of completion of works and beneficial use of water.

Dated this _____ day of _____, 19__.

OWEN RANCHES, INC.

Richard L. Owen

State of Idaho)
 : ss
County of _____)

On this _____ day of _____, 19____, personally appeared before me the signer (s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Notary Public

My commission expires:

The Owyhee Avalanche.

P.O. BOX 97

HOMEDALE, ID 83628

(208) 337-4681

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss.
 COUNTY OF OWYHEE)

I, Joe E Aman, being first duly sworn, depose and say:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was and now am over the age of twenty-one years, not a party to nor interested in the proceedings hereinafter mentioned.

2. That during the time of the publication of the notice hereinafter mentioned, I was and now am the publisher of The Owyhee Avalanche, a newspaper of general circulation printed and published weekly, Thursday of each and every week, in the City of Homedale and County of Owyhee and State of Idaho.

3. That the said The Owyhee Avalanche, a continuation of the Owyhee Chronicle and the Owyhee Nugget, has been printed and published continuously and uninterruptedly in said County during a period of seventy-eight weeks prior to the first publication of the attached notice.

4. That said notice of which a printed copy, taken from said newspaper, is hereto affixed, was published in the regular issue thereof, and not in a supplement

thereto, in said newspaper, in Two (2) (consecutive)
 calendar weekly issue(s) of said newspaper, in the following date(s):

March 19, 1987

March 26, 1987

(Signed)

Joe E Aman

Subscribed and sworn to before me this 26th day of March
 A.D., 1987.

Altera Aman Patrick

Notary Public in and for the State of Idaho,

residing at.....Homedale, Idaho.

My commission expires.....10/1/91.....

MICROFILMED

MAY 12 1987

RECEIVED

MAR 31 1987

Department of Water Resources
 Western Regional Office

State of Idaho
Department of Water Resources
ASSIGNMENT OF PERMITS AND PENDING APPLICATION FOR PERMIT

We, Richard L. Owen, Trustee of the Owen Family Revocable Trust A Established August 30, 1966, as Amended and Restated on October 12, 1988, and Velma Marie Owen, Successor Trustee of Owen's Ranch Trust Dated May 17, 1967, hereby assign to J. R. Simplot as Trustee, J. R. Simplot Self-Declaration of Revocable Trust, established by Written Instrument Dated December 1, 1989 of Post Office Box 27 Boise, ID, 83707:

All right, title, and interest in and to Permit No's 51-04104, 51-07082, 51-07107, 51-07119, 51-07183, 51-07281, 51-07293 and all right, title, and interest in and to pending Application for Permit No. 51-07346.

Made this 31st day of August, 1994.

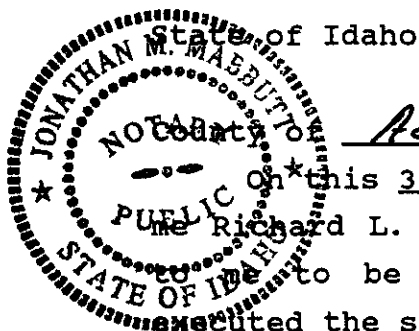
Permit Holder and Applicant

 trustee

Richard L. Owen, Trustee of the
Owen Family Revocable Trust A

 - TRUSTEE

Velma Marie Owen, Successor Trustee
of Owen's Ranch Trust Dated May 17,
1967



State of Idaho)

ss

On this 31st day of August, 1994, personally appeared before me Richard L. Owen, Trustee and Velma Marie Owen, Trustee known to be the signer(s) of the above instrument and who executed the same.


Notary Public Residing at
Merridian, ID
Exp. Date: 4.25.2000



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

September 21, 1994

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

VIC CONRAD
J R SIMPLOT REVOCABLE TRUST
PO BOX 27
BOISE ID 83707-0027

RE: Assignments of Water Right Nos. 51-04104, 51-07082, 51-07107, 51-07119,
51-07183, 51-07281, 51-07293, and 51-07346.

Dear Mr. Conrad:

I recently received an 'Assignment of Permit' form on the above water rights assigning these rights from Owen Family Revocable Trust to J R Simplot Revocable Trust. I also received a 'New Property Owner Notice of Change of Water Right Ownership' form on the Snake River Basin Adjudication claims which I have forwarded to the Adjudication Bureau for processing.

Right no. 51-04104 is a statutory claim, and right no. 51-07119 is a license. Licensed and statutory claimed water rights are considered real property; therefore, proof of owning the land is proof of owning the water rights unless extenuating circumstances exist. Water right statute does not provide a means for changing owner of record for these water rights; although, I have placed your correspondence in each of the water right files.

Right no. 51-07183 is a permit in the name of Fred W Marsh. The assignment submitted was not signed by Marsh and, therefore, is not acceptable for this permit.

The other rights are in the stage of permit, except for 51-07346 which is a pending application for permit. As of July 1, 1994, the assignment of a permit or application for permit must be accompanied by a \$25.00 filing fee. Assignments are not acceptable without filing fees. The assignment fees for the five permits and one application for permit total \$150.00. I am returning the assignment to you, please resubmit the assignment with the filing fee to my attention at the above address.

If you have any further questions or require assistance, please feel free to contact me directly at (208) 327-7944.

Respectfully,

A handwritten signature in cursive script, appearing to read 'Cindy Zimmerman'.

Cindy Zimmerman
Water Resource Agent

RECEIVED

SEP 14 1994

Department of Water Resources

CORPORATE HEADQUARTERS

HAND DELIVERY

September 8, 1994

David R. Tuthill, Jr., P.E.
Manager, Western Regional Office
State of Idaho
Department of Water Resources
2735 Airport Way
Boise, Idaho 83705-5082

RECEIVED

SEP 09 1994

WATER RESOURCES
WESTERN REGION

Re: Simplot Trust Purchase of Owen Owyhee County, Idaho Property.

Dear Mr. Tuthill:

Enclosed for filing are the following fully executed original documents connected with the August 31, 1994, sale of the Owen Family Revocable Trust A and Owen's Ranch Trust Owyhee County, Idaho farm and ranch properties to the J. R. Simplot Self-Declaration of Revocable Trust:

- 1. State of Idaho Department of Water Resources Assignment of Permits and Pending Application for Permit.**
- 2. New Property Owner Notice of Change of Water Right Ownership.**

As I mentioned to you in our telephone conversation yesterday, Owen retained ownership of one of the ranches known as "Pole Creek". The water rights associated with the Pole Creek Ranch are not included in any of the enclosed water right lists.

Please arrange for a photo-copy of the enclosed with your date stamp indicating receipt to be mailed to my attention at the letterhead address.

Sincerely,



Vic Conrad
Associate, Simplot
Land and Development

encl. Original Notice of Change of Water Right Ownership
Original Assignment of Permits and Pending Application for Permit

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Jan Skute

Right Number 51-4104 Applicant Owen Ranches, Inc.

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. see attached letter of 3/9/87
- ☒ 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.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. 3/31/87
- ☒ Claim published correctly. 30/42287
- ☒ Exceptions processed. Owensfree Aqueduct 3/12 & 3/25/87

By ESP Date 4/8/87

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By SA Date 4-15-87

MICROFILMED

MAY 12 1987

RECEIVED
APR 15 1987

Department of Water Resources



Cecil D. Andrus
Governor

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region

2735 Airport Way
Boise, Idaho 83705
(208) 334-2266

April 8, 1987

Owen Ranches, Inc.
P.O. Box 110A
Bruneau, ID 83604

Re: Claim No. 51-4104

Dear Claimant(s):

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.

Sincerely,

for
DAVID R. TUTHILL, JR., P. E.
Manager, Western Regional Office

DRT:jp

Enclosure

MicroFILMED

MAY 12 1987

Laura J. Spangler

SPANGLER RESEARCH & LEASING, INC.

MINERAL LEASING ... REPORTING SERVICE ... TITLE RESEARCH ... STATUS REPORTS
COMPUTER BOOKKEEPING ... AP-AR-GL-PAYROLL
CONFIDENTIAL ... REASONABLE

February 27, 1987

Jan Shurte
Sr Water Resource Agent
Department of Water Resources
2735 Airport Way
Boise, ID 83705

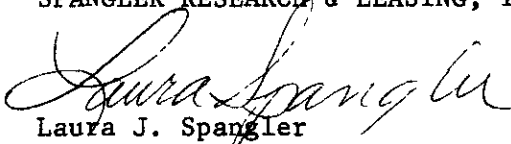
RE: Owen Ranches, Inc.
Claims to a Water Right

Dear Jan:

Enclosed please find two Claims to a Water Right; one for domestic use and one for stockwatering. Also attached, a \$30 check for each Claim.

Very truly yours,

SPANGLER RESEARCH & LEASING, INC.


Laura J. Spangler

LS

encl

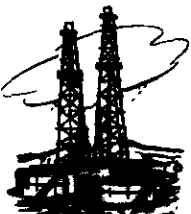
RECEIVED

MAR 6 1987

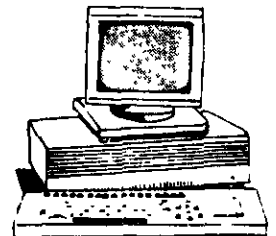
Department of Water Resources
Western Regional Office

MICROFILMED

MAY 12 1987



P.O. Box 4274 • Boise, Idaho 83711-4274 • (208) 376-3001



Laura J. Spangler

SPANGLER RESEARCH & LEASING, INC.

MINERAL LEASING ... REPORTING SERVICE ... TITLE RESEARCH ... STATUS REPORTS
COMPUTER BOOKKEEPING ... AP-AR-GL-PAYROLL
CONFIDENTIAL ... REASONABLE

January 29, 1987

Department of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705

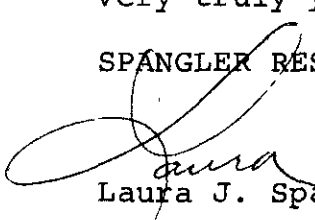
Enclosed herewith is a Claim to a Water Right for domestic
and livestock from a well in T7S-R6E, B.M., Sec. 22: SW $\frac{1}{4}$ SW $\frac{1}{4}$.

Fee of \$30 is also enclosed herewith.

If you have any questions, please advise.

Very truly yours,

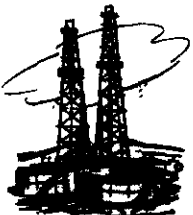
SPANGLER RESEARCH & LEASING, INC.


Laura J. Spangler

LS

Microfilmed

MAY 12 1987



P.O. Box 4274 • Boise, Idaho 83711-4274 • (208) 376-3001





State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region

Cecil D. Andrus
Governor

2735 Airport Way
Boise, Idaho 83705
(208) 334-2266

February 6, 1987

Laura Spangler
Spangler Research & Leasing, Inc.
P.O. Box 4274
Boise, ID 83711

Dear Laura:

We have received the application for amendment for Permit No. 51-7281 and the claim to a water right form. However, before we can process either forms more items and some changes are necessary.

We have taken the liberty of completing the amendment on our current amendment form and adding remarks concerning loss of water during the irrigation season due to fish propagation use during the winter to the bottom of the amendment. This will help clarify Owen Ranches's position when the amendment is considered for approval or denial. The amendment fee was raised to \$20 some years back, therefore, an additional \$10 fee is needed before processing can begin.

The claim was submitted on one of our adjudication claim forms rather than on our statutory claim form. Unfortunately, we cannot accept a claim on an adjudication claim form because these claim forms are for court admission during an adjudication of an area. Therefore, enclosed is a partially completed statutory claim form based on the information submitted. This claim needs to have the map drawn and the signature completed and notarized. One more item concerning the claim that I would like to mention deals with the purposes listed. Normally, we advise claimants not to file a claim for both domestic and stockwatering. The Idaho Code states that a claim can be filed on a single family domestic use or stockwatering of up to 1,000 head with any priority date and a \$30 filing fee rather than the \$200 fee. Because the code states domestic or stockwater, the Department has interpreted that as either domestic or stockwater, but not both. Since an application for permit would be subject to intense review and may or may not be approved, we hesitate to advise you to file an application for either of these uses. Therefore, we can accept the claim form with both uses since the Court has not interpreted this section of the code, however, validity for both uses is not guaranteed in the case of a future water dispute. It may be that the right time for filing on one of the uses has passed by.

Please return the claim with the \$30 fee along with the signed amendment form and additional \$10 fee. Once these are received, processing can begin. If you have any questions concerning these forms, please contact me.

Sincerely,

Jan Shurte
JAN SHURTE
Sr. Water Resource Agent

MICROFILMED

MAY 12 1987

JS:j
Enc.

51-4104

OWEN RANCHES INC.

P.O. BOX 110A, BRUNEAU, ID 83604

Source: GROUNDWATER

Diversion Pt: SWSW Sec 22 T 07S R 06E

Use: STOCKWATER (0.040 CFS)

In: SESW Sec 22 T 07S R 06E

MICROFILMED

MAY 12 1987