IDAHO DEPARTMENT OF WATER RESOURCES **6/21/2023**

Proof Report

Water Right 1-10535 After Split

Owner Type	**Name and Address**
Current Owner	R GENE SCOTT 4644 E 185 N RIGBY, ID 83442-5901 (208) 538-7431

Priority Date: 6/1/1885
Basis: Decreed
Status: Active

Source	**Tributary**
SNAKE RIVER	COLUMBIA RIVER

Beneficial Use	**From**	**To**	**Diversion Rate**	**Volume**
IRRIGATION	04/01	10/31	0.680 CFS	
		Total Diversion	0.680 CFS	

Source and Point(s) of Diversion:

SNAKE RIVER	SWNENE	Sec. 29, Twp 04N, Rge 40E, JEFFERSON County
SNAKE RIVER	NESWNW	Sec. 28, Twp 04N, Rge 40E, JEFFERSON County

Place Of Use:
IRRIGATION within JEFFERSON County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N	40E	29								0.9					35.0	8.7			44.6

POU Total Acres: 44.6

Conditions of Approval:

1.	R05	Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 01.
2.		Water is delivered from the Dry Bed.
3.	004	This right does not grant any right-of-way or easement across the land of another.
4.	R60	This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
5.	T18	The right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.
6.	P21	This right is a split from former right 1-35AE.
7.	E56	The rights listed below are limited to the irrigation of a combined total of 44.6

SCANNED
JUN 21 2023

		acres in a single irrigation season. Combined Right Nos.: 01-10535, 01-10537, 01-10539.
8.	T19	Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

Comments:

14	jbaily	6/21/2023	Ownership Change

Water right 1-10535 was split into 1-10535 and 1-10702.

SCANNED
JUN 21 2023

Idaho Department of Water Resources



Legend

- 1-10702, 1-10703, 1-10704 POU
- 1-10535, 1-10537, 1-10539 After Split
- Parcels
- Township/Range
- Sections
- QQ

SCANNED
JUN 21 2023

IDAHO DEPARTMENT OF WATER RESOURCES **6/20/2023**

Proof Report

Water Right 1-10535 Before Split

Owner Type	**Name and Address**
Current Owner	R GENE SCOTT 4644 E 185 N RIGBY, ID 83442-5901 (208) 538-7431

Priority Date: 6/1/1885
Basis: Decreed
Status: Active

Source			**Tributary**	
SNAKE RIVER			COLUMBIA RIVER	
Beneficial Use	**From**	**To**	**Diversion Rate**	**Volume**
IRRIGATION	04/01	10/31	0.760 CFS	
		Total Diversion	0.760 CFS	

Source and Point(s) of Diversion:

SNAKE RIVER	SWNENE	Sec. 29, Twp 04N, Rge 40E, JEFFERSON County
SNAKE RIVER	NESWNW	Sec. 28, Twp 04N, Rge 40E, JEFFERSON County

Place Of Use:
IRRIGATION within JEFFERSON County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N	40E	28										5.0							5.0
04N	40E	29								0.9					35.0	8.7			44.6

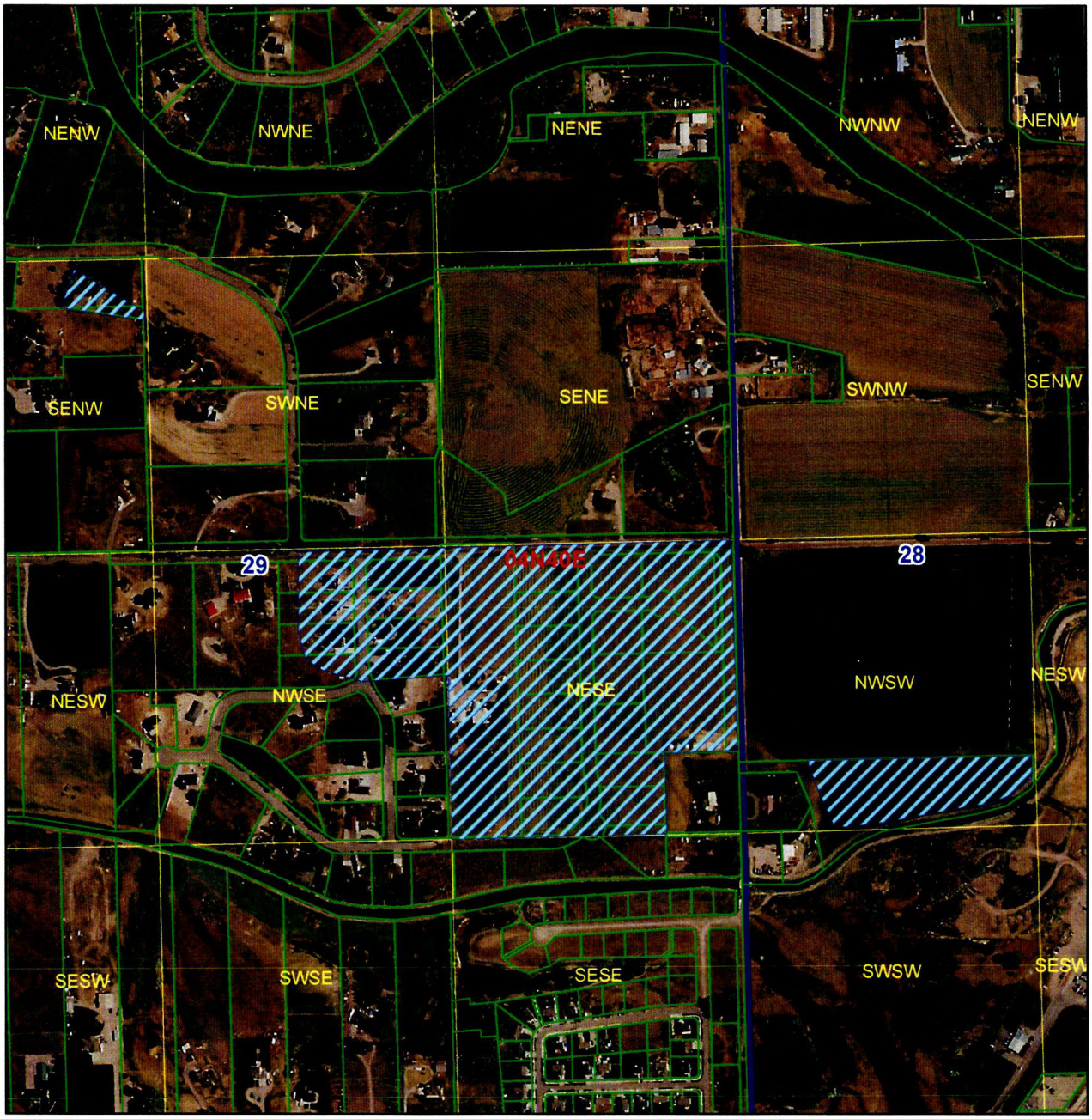
POU Total Acres: 49.6

Conditions of Approval:

1.	R05	Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 01.
2.		Water is delivered from the Dry Bed.
3.	004	This right does not grant any right-of-way or easement across the land of another.
4.	R60	This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
5.	T18	The right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.
6.	P21	This right is a split from former right 1-35AE.
7.	E56	The rights listed below are limited to the irrigation of a combined total of 49.6 acres in a single irrigation season. Combined Right Nos.: 01-10535, 01-10537, 01-10539.
8.	T19	Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

SCANNED
JUN 21 2023

Idaho Department of Water Resources



Legend

- 1-10535, 1-10537, 1-10539 Before Split
- Parcels
- Township/Range
- Sections
- QQ

SCANNED
JUN 21 2023

Form 42-248/42-1409(6) Rev. 6/22

RECEIVED

JUN 20 2023

Department of Water Resources
Eastern Region

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "*Yes*" in the "*Split?*" column. If the water right is leased to the Water Supply Bank, check "*Yes*". If you are not sure if the water right is leased to the Water Supply Bank, see #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
1-10535	Yes ☒	Yes ☐		Yes ☐	Yes ☐
1-10537	Yes ☒	Yes ☐		Yes ☐	Yes ☐
1-10539	Yes ☒	Yes ☐		Yes ☐	Yes ☐
1-10535 (Split into 1-10535 and 1-10702)		Yes ☐		Yes ☐	Yes ☐
1-10537 (Split into 1-10535 and 1-10703)		Yes ☐		Yes ☐	Yes ☐
1-10539 (Split into 1-10539 and 1-10704)					

2. Previous Owner's Name: R. Gene Scott
   Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Mark D. and Tricia Varvel
   New owner(s) as listed on the conveyance document Name connector ☐ **and** ☐ **or**

   130 N 4700 E — Mailing address
   Rigby — City
   ID — State
   83442 — Zip
   208-520-5323 — Telephone
   mark.varvel@gmail.com — Email

4. If the water rights and/or adjudication claims were split, how did the division occur?
   - ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
   - ☒ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

5. Date you acquired the water rights and/or claims listed above: 12-04-2020.

6. Do you own the land identified as the water right place of use? Yes ☒ No ☐
   - o If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.

7. This form must be signed and submitted with the following **REQUIRED** items:
   - ☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
   - ☒ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
   - ☒ Filing fee (see instructions for further explanation):
     - o $25 per *undivided* water right.
     - o $100 per *split* water right.
     - o No fee is required for pending adjudication claims.

     SUPPORT DATA
     IN FILE # 1-10535
   - ☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
   - ☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

8. Signature: _____ Title, if applicable _____ Date 6/16/2023
   Signature of new owner/claimant
   Print name: MARK D VARVEL

   Signature: _____ Title, if applicable _____ Date 6/16/2023
   Signature of new owner/claimant
   Print name: TRICIA VARVEL

For IDWR Office Use Only:

Receipted by M. Pettis Date 6-20-23 Receipt No. E049282 Receipt Amt. 300.00

Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐

Name on W-9 _____ Approved by JB Processed by JB Date 6/21/2023

JUN 21 2023

WARRANTY DEED

For Value Received

R Gene Scott

the grantor , do hereby grant, bargain, sell, and convey unto

Lee Barnes / Casey Bingham

the grantee , whose current address is

163 N 4700 E
Rigby, ID 83442

the following described premises, to-wit:

See Attached Exhibit A

Instrument No. 361398
8/17/07
At 10:29 O'Clock A M
CHRISTINE BOULTER
Jefferson Co. Recorder
Fee $ 6.00 Deputy
Recorded at Request of Lee Barnes

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said grantee , heirs and assigns forever. And the said Grantor do hereby convenant to and with the said Grantee , that he the owner in fee simple of said premises; that said premises are free from all encumbrances except as hereinabove set forth that he will warrant and defend the same from all lawful claims whatsoever.

Dated:

RECEIVED BY
ASSESSOR
For PLATTING
Date 8/17/07 Time 10:29

R. Gene Scott

STATE OF IDAHO, COUNTY OF

On this 17 day of August 2007, before me, a notary public in and for said State, personally appeared

R Gene Scott

known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

Notary Public
Residing at , Idaho
Comm. Expires

Residing in Madison County
Commission Expires: 05-14-13

JESSICA L. ARMSTRONG
NOTARY
PUBLIC
STATE OF IDAHO

SCANNED
JUN 21 2023

THOMPSON ENGINEERING INC.
CONSULTING ENGINEERS
215 Farnsworth Way, P.O. Box 55
Rigby, Idaho 83442
745-8771

JOB NAME ---------- Lee Barnes
JOB NO. ---------- 2007-13
REVISED ---------- June 8, 2007
PARCEL NO. -------- 1

LEGAL DESCRIPTION

A Parcel of Land Situated in Jefferson County, State of Idaho, Township 4 North, Range 40 East of the Boise Meridian, Section 28, More Particularly Described as Follows: Beginning at the Southwest Corner of Section 28, Township 4 North, Range 40 East, B.M.
Thence N00°12'57"W along the West line of Section 28 for a Distance of 1312.55 Feet;
Thence N89°47'03"E for a Distance of 180.00 Feet to the True Point of Beginning.
Thence N89°47'03"E for a Distance of 75.50 Feet to a Point of the Steele Ditch;
Thence N30°22'53"E for a Distance of 122.00 Feet more or less to a point where said Steele Ditch meets a tributary for the Steele ditch;
Thence N22°06'51"W along said tributary for a Distance of 166.50 Feet more or less;
Thence S89°47'03"W for a Distance of 255.50 Feet to the West line of Section 28;
Thence N00°12'57"W along said West line for a Distance of 50.00 Feet;
Thence N89°47'03"E for a Distance of 1358.54 Feet;
Thence S00°28'03"W for a Distance of 29.65 Feet to the Centerline of the Harrison Canal;
Thence S38°55'10"W along said Centerline for a Distance of 168.87 Feet;
Thence S56°44'15"W along said Centerline for a Distance of 129.97 Feet;
Thence S75°42'38"W along said Centerline for a Distance of 138.13 Feet;
Thence S80°50'17"W along said Centerline for a Distance of 261.83 Feet;
Thence S80°33'54"W along said Centerline for a Distance of 118.38 Feet;
Thence S66°31'10"W along said Centerline for a Distance of 131.03 Feet;
Thence S51°31'43"W along said Centerline for a Distance of 236.94 Feet;
Thence S68°52'04"W along said Centerline for a Distance of 82.27 Feet;
Thence N89°38'10"W along said Centerline for a Distance of 68.68 Feet;
Thence N00°30'19"W along said Centerline for a Distance of 242.42 Feet to the True Point of Beginning, Containing 8.32 Acres More or Less.
Subject to: Easements and Right-of-Ways for highways, roads, ditches, canals, power poles, and transmission lines as they exist.

\\Server\c\Word\Legal Descriptions\BarnesLee2007-13.1.Lgl.doc

SCANNED
JUN 21 2023

WARRANTY DEED

Re-Recorded to Correct Legal description

For Value Received

R Gene Scott

the grantor , do hereby grant, bargain, sell, and convey unto

Lee Barnes / Laser Bingham

the grantee , whose current address is

163 N 4700 E
Rigby, ID 83442

the following described premises, to-wit:

See Attached Exhibit A

365627

Microfilm No. ~~365364~~
9-29-08
At 9:06 O'Clock A M
CHRISTINE BOULTER
Jefferson Co. Recorder
Fee $ 6.00 Deputy
Recorded at Request of Lee Barnes

Microfilm No. 361398
8/17/07
At 10:39 O'Clock A M
CHRISTINE BOULTER
Jefferson Co. Recorder
Fee $ 6.00 Deputy
Recorded at Request of Lee Barnes

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said grantee , heirs and assigns forever. And the said Grantor do hereby convenant to and with the said Grantee , that he the owner in fee simple of said premises; that said premises are free from all encumbrances except as hereinabove set forth that he will warrant and defend the same from all lawful claims whatsoever.

Dated:

RECEIVED BY
ASSESSOR
For PLATTING
Date 8/17/07 Time 10:39

R. Gene Scott

STATE OF IDAHO, COUNTY OF

On this 17 day of August 2007, before me, a notary public in and for said State, personally appeared

R Gene Scott

known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

Notary Public
Residing at , Idaho
Comm. Expires

Residing in Madison County
Commission Expires: 05-14-13

JESSICA L. ARMSTRONG NOTARY PUBLIC STATE OF IDAHO

INSTRUMENT No.

SCANNED
JUN 21 2023

THOMPSON ENGINEERING INC.
CONSULTING ENGINEERS
215 Farnsworth Way, P.O. Box 55
Rigby, Idaho 83442
745-8771

JOB NAME ---------- Lee Barnes
JOB NO. ---------- 2007-13
REVISED ---------- September 12, 2007
PARCEL NO. --------- 1

LEGAL DESCRIPTION

A Parcel of Land Situated in Jefferson County, State of Idaho, Township 4 North, Range 40 East of the Boise Meridian, Section 28, More Particularly Described as Follows: Beginning at the Southwest Corner of Section 28, Township 4 North, Range 40 East, B.M.
Thence N00°12'57"W along the West line of Section 28 for a Distance of 1312.55 Feet;
Thence N89°47'03"E for a Distance of 180.00 Feet to the True Point of Beginning.
Thence N89°47'03"E for a Distance of 75.50 Feet to a Point of the Steele Ditch;
Thence N30°22'53"E for a Distance of 122.00 Feet more or less to a point where said Steele Ditch meets a tributary for the Steele ditch;
Thence N22°06'51"W along said tributary for a Distance of 166.50 Feet more or less;
Thence S89°47'03"W for a Distance of 255.50 Feet to the West line of Section 28;
Thence N00°12'57"W along said West line for a Distance of 50.00 Feet;
Thence N89°47'03"E for a Distance of 1318.34 Feet to a point on the East line of the Northwest Quarter (NW1/4) of the Southwest Quarter (SW1/4) of said Section 28;
Thence S00°09'39"E along said East line for a Distance of 131.76 Feet to the Centerline of the Harrison Canal;
Thence S38°55'10"W along said Centerline for a Distance of 26.74 Feet;
Thence S56°44'15"W along said Centerline for a Distance of 129.97 Feet;
Thence S75°42'38"W along said Centerline for a Distance of 138.13 Feet;
Thence S80°50'17"W along said Centerline for a Distance of 261.83 Feet;
Thence S80°33'54"W along said Centerline for a Distance of 50.38 Feet;
Thence S80°33'28"W along said Centerline for a Distance of 118.38 Feet;
Thence S66°31'10"W along said Centerline for a Distance of 131.03 Feet;
Thence S51°31'43"W along said Centerline for a Distance of 236.94 Feet;
Thence S68°52'04"W along said Centerline for a Distance of 82.27 Feet;
Thence N89°38'10"W along said Centerline for a Distance of 68.68 Feet;
Thence N00°30'19"W along said Centerline for a Distance of 242.42 Feet to the True Point of Beginning, Containing 8.40 Acres More or Less.
Subject to: Easements and Right-of-Ways for highways, roads, ditches, canals, power poles, and transmission lines as they exist.

C:\Word\Legal Descriptions\BarnesLee2007-13.1.Lgl.doc

SCANNED
JUN 21 2023

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
110 N. Clark Street/PO Box 405
Rigby, ID 83442

Instrument # 415914
RIGBY, JEFFERSON, IDAHO
03-31-2015 04:35:04 PM No. of Pages: 2
Recorded for: FIRST AMERICAN TITLE - RIGBY
COLLEEN C POOLE Fee: $13.00
Ex-Officio Recorder Deputy: LK
Index To: WARRANTY DEED
Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **538295-RI (ss)** Date: **March 31, 2015**

For Value Received, **Lee Barnes, a single man**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Joseph N. Ashcraft and Sharlyn M. Ashcraft, Trustees of the Joseph and Sharlyn Ashcraft Family Trust**, hereinafter called the Grantee, whose current address is **158 North 4544 East, Rigby, ID 83442**, the following described premises, situated in **Jefferson** County, **Idaho**, to-wit:

A Parcel of Land Situated in Jefferson County, State of Idaho, Township 4 North, Range 40 East of the Boise Meridian, Section 28;
Beginning at the Southwest Corner of said Section 28; Thence N 00°12'57" W along the West Line of said Section 28 for a Distance of 1572.07 Feet to the True Point of Beginning. Thence N 00°12'57" W along said West Line for a Distance of 50.00 Feet; Thence N 89°47'03" E for a Distance of 1318.34 Feet; Thence S 00°09'39" E for a Distance of 131.79 Feet; Thence S 38°55'10" W for a Distance of 26.76 Feet; Thence S 56°44'15" W for a Distance of 129.97 Feet; Thence S 75°42'38" W for a Distance of 138.13 Feet; Thence S 80°50'17" W for a Distance of 261.83 Feet; Thence S 80°32'53" W for a Distance of 50.38 Feet; Thence S 80°33'54" W for a Distance of 118.38 Feet; Thence S 66°31'10" W for a Distance of 131.03 Feet; Thence S 51°31'43" W for a Distance of 186.94 Feet; Thence N 09°45'54" W for a Distance of 291.84 Feet; Thence N 22°06'51" W for a Distance of 166.50 Feet; Thence S 89°47'03" W for a Distance of 255.50 Feet to the True Point of Beginning.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

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

SCANNED
JUN 21 2023

Lee Barnes

Lee Barnes

STATE OF Idaho)
ss.
COUNTY OF Jefferson)

On this **Thirty-first day of March, 2015**, before me, a Notary Public in and for said State, personally appeared **Lee Barnes**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

SHANEY SWANSON NOTARY PUBLIC STATE OF IDAHO

Notary Public for the State of Idaho
Residing at: Idaho Falls, ID
My Commission Expires: 1-3-21

SCANNED
415914
JUN 21 2023

Instrument # 458208
RIGBY, JEFFERSON, IDAHO
12-04-2020 04:45:32 PM No. of Pages: 2
Recorded for: ALLIANCE TITLE - REXBURG OFFICE
COLLEEN C POOLE Fee: $15.00
Ex-Officio Recorder Deputy: LK
Index To: WARRANTY DEED
Electronically Recorded by Simplifile

ALLIANCE
TITLE & ESCROW

WARRANTY DEED

Alliance Title & Escrow, LLC Order No.:524532

FOR VALUE RECEIVED

Joseph N. Ashcraft and Sharlyn M. Ashcraft, Trustees of the Joseph and Sharlyn Ashcraft Family Trust, under Trust Agreement dated April 1, 2011, and any amendments thereto

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Mark D. Varvel and Tricia Varvel, husband and wife

whose current address is
424 Beulahs Ln
~~**Ammon,**~~ **ID 83401**
Idaho Falls
the grantee(s), the following described premises, in Jefferson County, Idaho, TO WIT:

A parcel of land situated in Jefferson County, State of Idaho, Township 4 North, Range 40 East of the Boise Meridian.
Section 28: Beginning at the Southwest Corner of Section 28,
thence North 00°12'57" West along the West line of said Section 28 for a distance of 1572.07 feet to the True Point of Beginning,
thence North 00°12'57" West along said West line for a distance of 50.00 feet;
thence North 89°47'03" East for a distance of 1318.34 feet;
thence South 00°09'39" East for a distance of 131.79 feet;
thence South 38°55'10" West for a distance of 26.76 feet;
thence South 56°44'15" West for a distance of 129.97 feet;
thence South 75°42'38" West for a distance of 138.13 feet;
thence South 80°50'17" West for a distance of 261.83 feet;
thence South 80°32'53" West for a distance of 50.38 feet;
thence South 80°33'54" West for a distance of 118.38 feet;
thence South 66°31'10" West for a distance of 131.03 feet;
thence South 51°31'43" West for a distance of 186.94 feet;
thence North 09°45'54" West for a distance of 291.84 feet;
thence North 22°06'51" West for a distance of 166.50 feet;
thence South 89°47'03" West for a distance of 255.50 feet to the true Point of Beginning.

Excepting Therefrom: Any portion of the above described property, deeded to the State of Idaho in that certain Quitclaim Deed recorded August 30, 1949, in Book 141, Page 520, records of Jefferson County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: December 4, 2020

SCANNED

JUN 21 2023

Joseph N. Ashcraft, Trustee

Sharlyn M. Ashcraft, Trustee

State of Idaho
County of Jefferson

On this 4 day of December 20, 2020 before me, the undersigned, a Notary Public in and for said state, personally appeared Joseph N. Ashcraft and Sharlyn M. Ashcraft known or identified and acknowledged to me to be the person whose name is subscribed to the foregoing instrument as trustees of the Joseph and Sharlyn Ashcraft Family Trust, under Trust Agreement dated April 1, 2011, and any amendments thereto, and that they executed the same as Trustee.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Notary Public for the State of Idaho
Residing at: Rigby
Commission Expires: 6.29.21

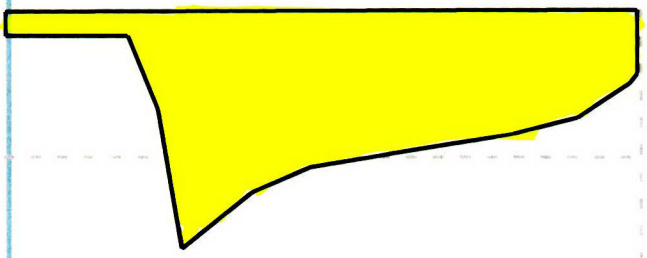
BRANDI WHITMILL
COMMISSION #65850
NOTARY PUBLIC
STATE OF IDAHO

SCANNED

458208
JUN 21 2023

I-10535, I-10537 I-10539 Split, Buyer no Stockwater

458208 Ashcraft Family Trust to Marc & Tricia Varvel



	6/20/2023
Scale: 1 inch= 400 feet	File: I-10535, I-10537, I-10539

Tract 1: 7.3964 Acres (322185 Sq. Feet), Closure: s80.1545e 0.01 ft. (1/285564), Perimeter=3257 ft.

01 /sw,28,4n,40e
02 /n00.1257w 1572.07
03 n00.1257w 50.00
04 n89.4703e 1318.34
05 s00.0939e 131.79
06 s38.5510w 26.76
07 s56.4415w 129.97
08 s75.4238w 138.13
09 s80.5017w 261.83
10 s80.3253w 50.38
11 s80.3354w 118.38
12 s66.3110w 131.03
13 s51.3143w 186.94
14 n09.4554w 291.84
15 n22.0651w 166.50
16 s89.4703w 255.50

SCANNED
JUN 21 2023

IDAHO DEPARTMENT OF WATER RESOURCES **6/16/2023**

Proof Report

Water Right 1-10535

Owner Type	**Name and Address**
Current Owner	R GENE SCOTT 4644 E 185 N RIGBY, ID 83442-5901 (208) 538-7431

Priority Date: 6/1/1885
Basis: Decreed
Status: Active

Source	**Tributary**
SNAKE RIVER	COLUMBIA RIVER

Beneficial Use	**From**	**To**	**Diversion Rate**	**Volume**
IRRIGATION	04/01	10/31	0.760 CFS	
	Total Diversion		0.760 CFS	

Source and Point(s) of Diversion:

SNAKE RIVER	SWNENE	Sec. 29, Twp 04N, Rge 40E, JEFFERSON County
SNAKE RIVER	NESWNW	Sec. 28, Twp 04N, Rge 40E, JEFFERSON County

Place Of Use:
IRRIGATION within JEFFERSON County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N	40E	28										5.0							5.0
04N	40E	29								0.9					35.0	8.7			44.6

POU Total Acres: 49.6

Conditions of Approval:

1.	R05	Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 01.
2.		Water is delivered from the Dry Bed.
3.	004	This right does not grant any right-of-way or easement across the land of another.
4.	R60	This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
5.	T18	The right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.

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JUN 21 2023

6.	P21	This right is a split from former right 1-35AE.
7.	E56	The rights listed below are limited to the irrigation of a combined total of 49.6 acres in a single irrigation season. Combined Right Nos.: 01-10535, 01-10537, 01-10539.
8.	T19	Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

Dates and Other Information:
Decreed Date: 1/14/2009
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 01
Generic Max Rate Per Acre: 0.020
Generic Max Volume Per Acre: 4.0
Mitigation Plan: False

Combined Use Limits:

Rate	Volume	Acres	Water Rights
		49.6	1-10535 ,1-10537 ,1-10539

SubCase:
N/A

Water Supply Bank:

N/A

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IDAHO DEPARTMENT OF WATER RESOURCES **6/16/2023**
Proof Report

Water Right 1-10537

Owner Type	**Name and Address**
Current Owner	R GENE SCOTT 4644 E 185 N RIGBY, ID 83442-5901 (208) 538-7431

Priority Date: 6/2/1889
Basis: Decreed
Status: Active

Source	**Tributary**
SNAKE RIVER	COLUMBIA RIVER

Beneficial Use	**From**	**To**	**Diversion Rate**	**Volume**
IRRIGATION	04/01	10/31	0.690 CFS	
STOCKWATER	04/01	10/31	0.040 CFS	
	Total Diversion		0.690 CFS	

Source and Point(s) of Diversion:

SNAKE RIVER	SWNENE	Sec. 29, Twp 04N, Rge 40E, JEFFERSON County
SNAKE RIVER	NESWNW	Sec. 28, Twp 04N, Rge 40E, JEFFERSON County

Place Of Use:

STOCKWATER within JEFFERSON County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N	40E	29								X					X	X			

IRRIGATION within JEFFERSON County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N	40E	28										5.0							5.0
04N	40E	29								0.9					35.0	8.7			44.6

Right Acre Limit: 18.60
POU Total Acres: 49.6

Conditions of Approval:

1.	K06	This right is limited to the irrigation of 18.6 acres within the place of use described above in a single irrigation season.
2.	E56	The rights listed below are limited to the irrigation of a combined total of 49.6 acres in a single irrigation season. Combined Right Nos.: 01-10535, 01-10537, 01-10539.
3.	R05	Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water

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JUN 21 2023

		district. At the time of this approval, this water right is within State Water District No. 01.
4.	T18	The right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.
5.	004	This right does not grant any right-of-way or easement across the land of another.
6.	N08	The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
7.		Water is delivered from the Dry Bed.
8.		This right is a split from former right 1-177B.
9.	R60	This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
10.	T19	Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.
11.	X35	Rights 1-10537 and 1-10677 when combined shall not exceed a total diversion rate of 0.04 cfs for stockwater,

Dates and Other Information:
Decreed Date: 1/14/2009
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: OR
Water District Number: 01
Generic Max Rate Per Acre: 0.020
Generic Max Volume Per Acre: 4.0
Mitigation Plan: False

Combined Use Limits:

Rate	Volume	Acres	Water Rights
		49.6	1-10535 ,1-10537 ,1-10539

SubCase:
N/A

Water Supply Bank:

N/A

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JUN 21 2023

IDAHO DEPARTMENT OF WATER RESOURCES **6/16/2023**
Proof Report

Water Right 1-10539

Owner Type	**Name and Address**
Current Owner	R GENE SCOTT 4644 E 185 N RIGBY, ID 83442-5901 (208) 538-7431

Priority Date: 4/1/1939
Basis: Decreed
Status: Active

Source	**Tributary**
SNAKE RIVER	COLUMBIA RIVER

Beneficial Use	**From**	**To**	**Diversion Rate**	**Volume**
IRRIGATION	04/01	10/31	3.290 CFS	
STOCKWATER	04/01	10/31	0.040 CFS	
	Total Diversion		3.290 CFS	

Source and Point(s) of Diversion:
SNAKE RIVER NESWSW Sec. 27, Twp 04N, Rge 40E, JEFFERSON County

Place Of Use:
STOCKWATER within JEFFERSON County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N	40E	29								X					X	X			

IRRIGATION within JEFFERSON County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N	40E	28										5.0							5.0
04N	40E	29								0.9					35.0	8.7			44.6

POU Total Acres: 49.6

Conditions of Approval:

1. E56 The rights listed below are limited to the irrigation of a combined total of 49.6 acres in a single irrigation season. Combined Right Nos.: 01-10535, 01-10537, 01-10539.
2. 179 The delivery of water to this right may be subject to procedures described in the United States Bureau of Reclamation "space holder" contracts and the Burley Irrigation Dist. v. Eagle, Supplemental Decree (Idaho 5th Jud. Dist., July 10, 1968) and Aberdeen-Springfield Canal Co. v. Eagle, Supplemental Decree (Idaho 7th Jud. Dist., March 12, 1969) together with the natural-flow and

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JUN 21 2023

		storage deliveries as calculated by the Idaho Department of Water Resources.
3.		Water is delivered from the Dry Bed.
4.		This right is a split from former right 1-326 .
5.	F01	Water is delivered through Steele Canal.
6.	X02	Water Right 1-10539 and 1-10678 for stockwater use is limited to 165 range cattle.
7.	N08	The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
8.	C18	This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
9.	X35	Rights 1-10539 and 1-10678 when combined shall not exceed a total diversion rate of 0.04 cfs, for stockwater.

Dates and Other Information:
Decreed Date: 1/14/2009
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: OR
Water District Number: 01
Generic Max Rate Per Acre: 0.020
Generic Max Volume Per Acre: 4.0
Mitigation Plan: False

Combined Use Limits:

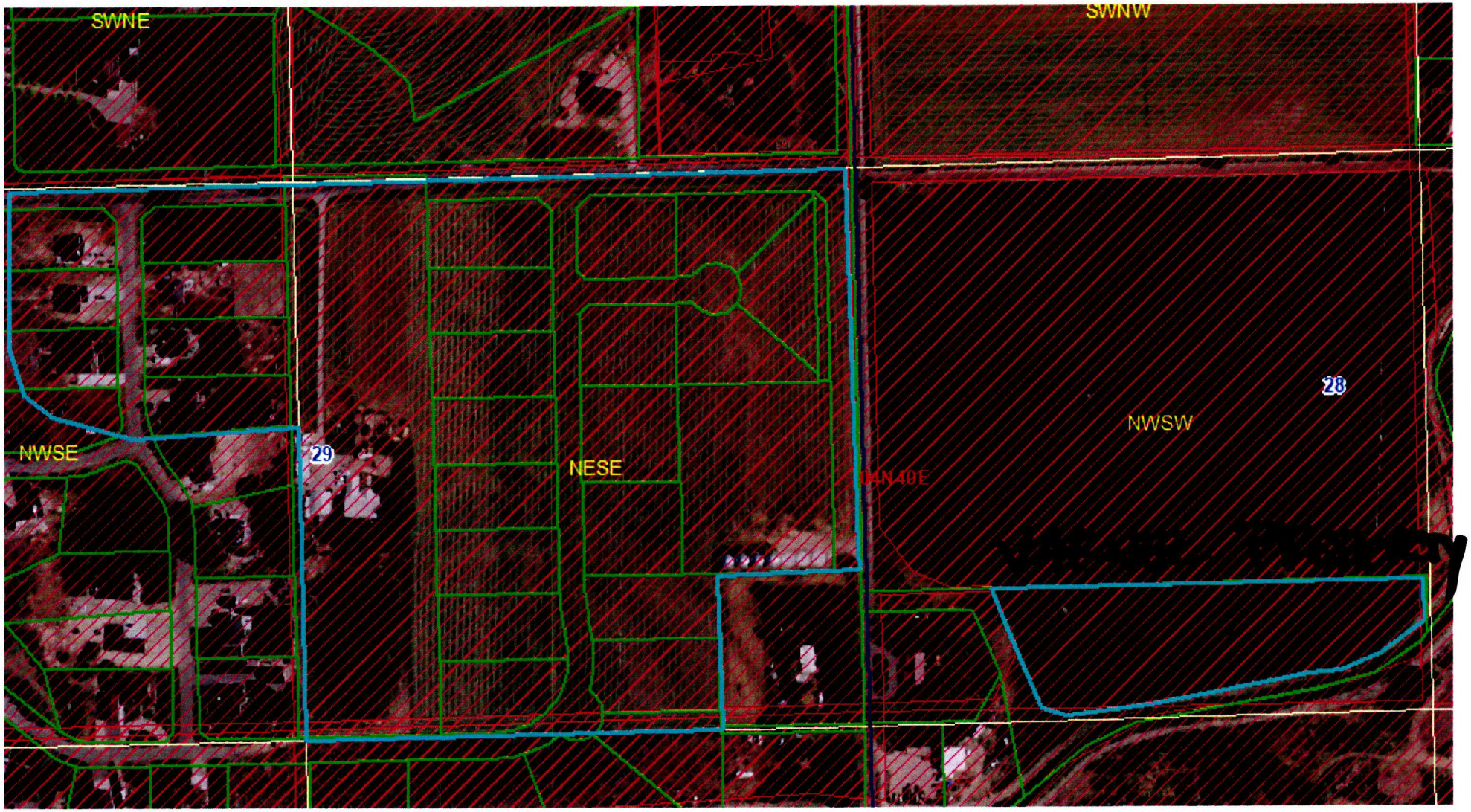
Rate	Volume	Acres	Water Rights
		49.6	1-10535 ,1-10537 ,1-10539

SubCase:
N/A

Water Supply Bank:

N/A

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IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718
Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little **Director Gary Spackman**

June 21, 2023

MARK VARVEL
TRICIA VARVEL
130 N 4700 E
RIGBY ID 83442-3008

Re: Change in Water Right Ownership: 1-10535 (Split into 1-10535 and 1-10702), 1-10537 (Split into 1-10535 and 1-10703), 1-10539 (Split into 1-10539 and 1-10704),

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of a portion of the above referenced water right(s) to you. The Department has modified its records based on the information received and has enclosed a computer-generated report for you.

Your portion of each water right(s) has a specified point of diversion, nature of use and place of use. If you plan to change the authorized point of diversion, nature of use, or place of use, including adding a new point of diversion, you must file an Application for Transfer of Water Right. If you do not plan to change any elements of your water right, then no further action is required at this time.

The portion of the water right retained by the original right holder retains the original water right number. The Department is sending the original right holder a copy of this letter and a computer-generated report showing the changes to the original water right.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 497-3787.

Sincerely,

Jonie Baily
Technical Records Specialist 1

Enclosure(s)

cc: R GENE SCOTT
WATER DISTRICT 01

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JUN 21 2023