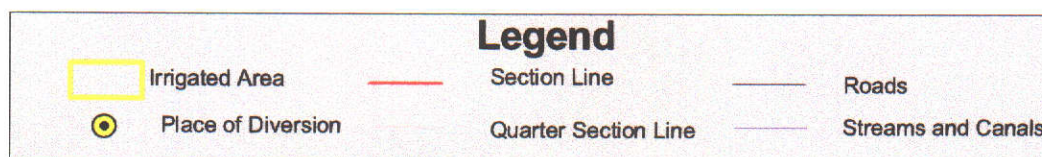


Water Right Claim Number A47-12504
Township , 12S18E

10/30/2000

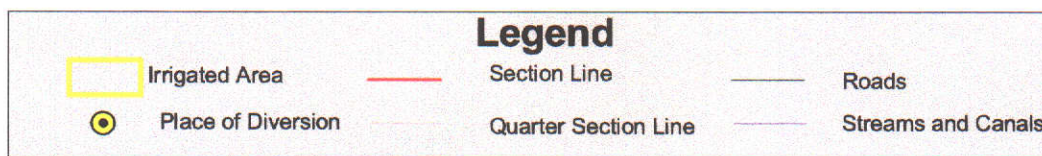
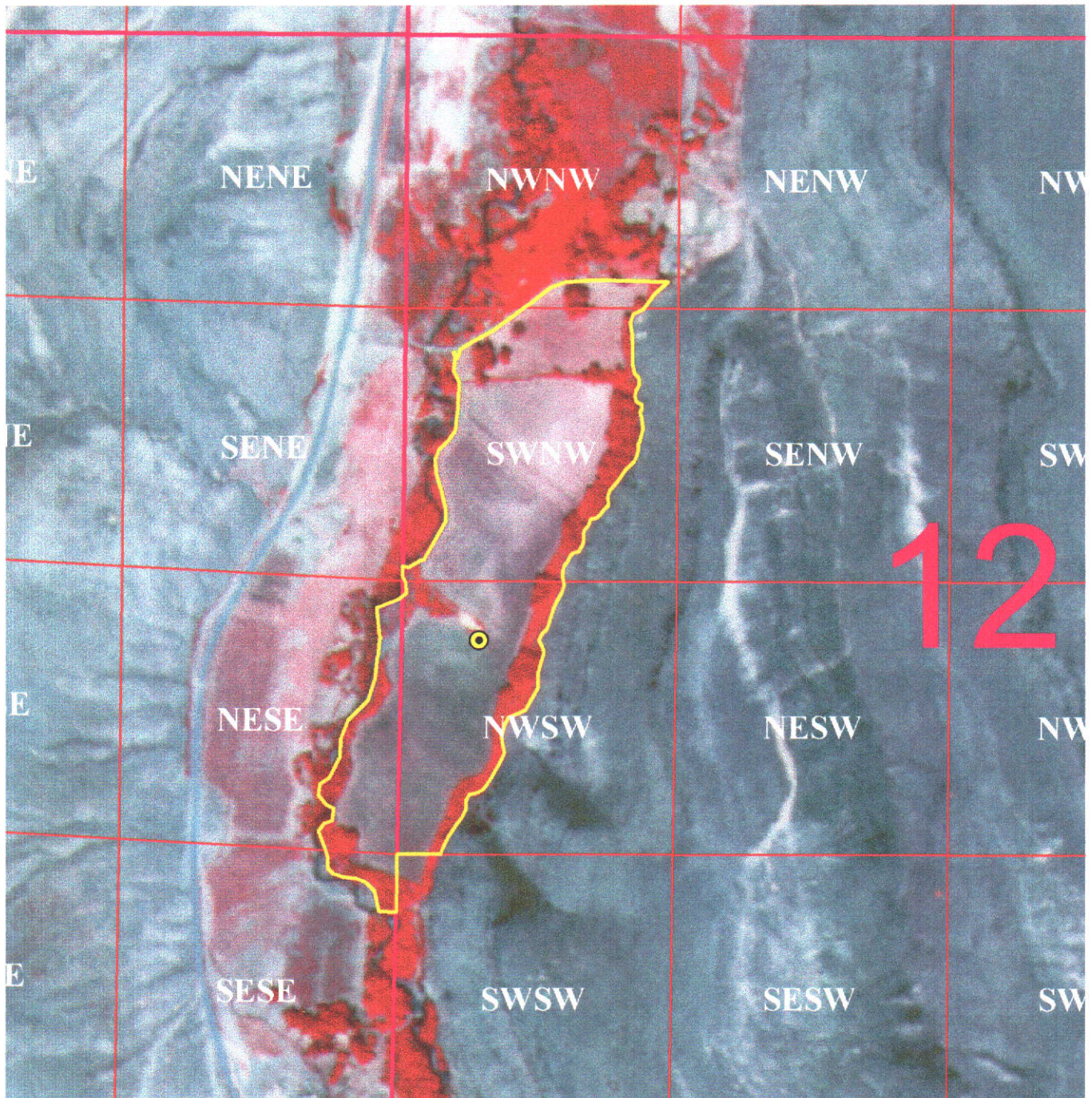


3000 0 3000 6000 Feet



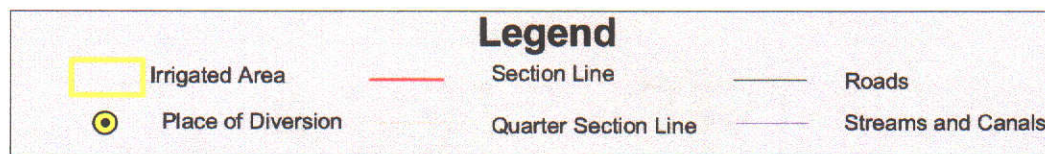
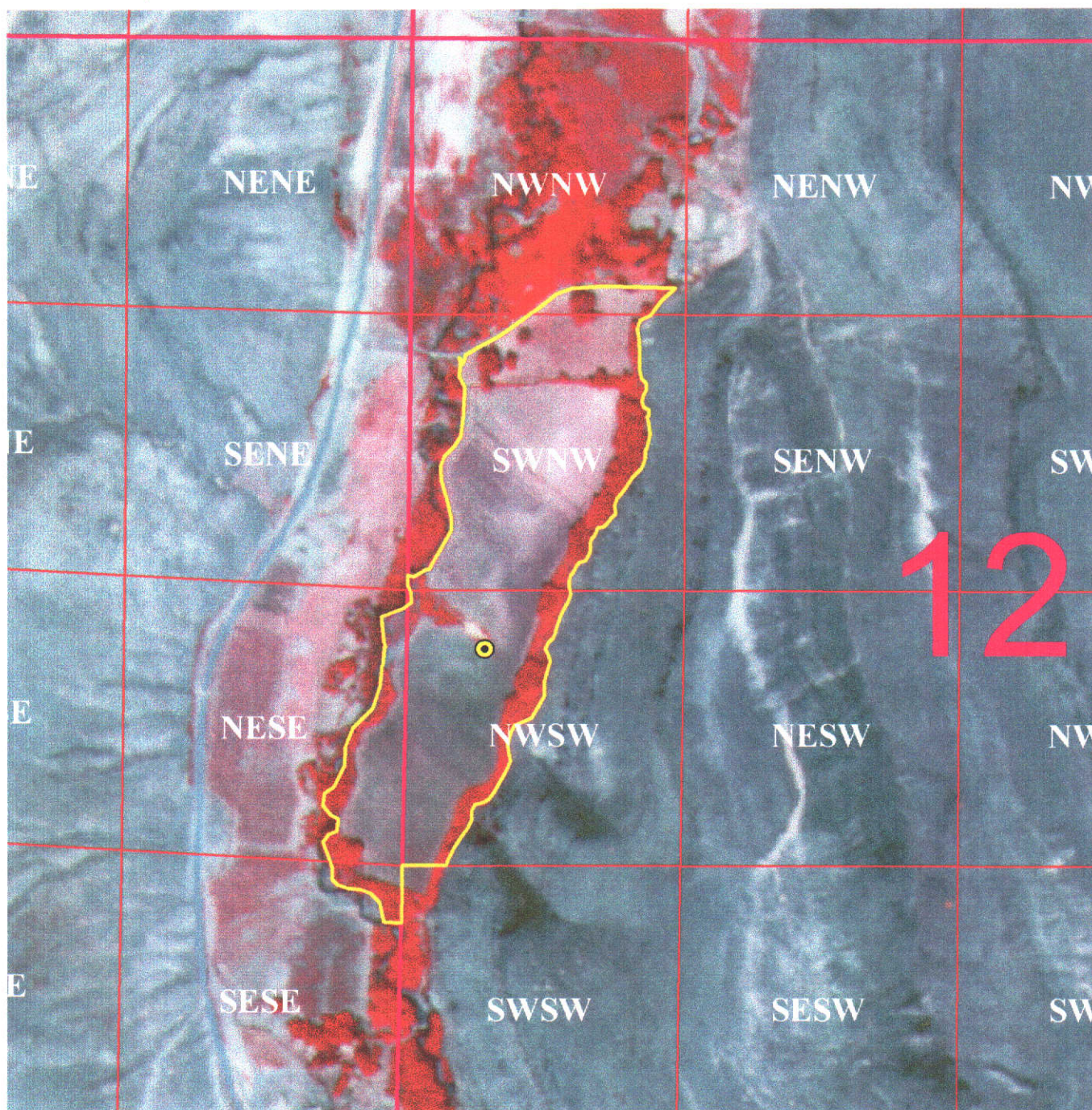
Water Right Claim Number A47-12504
Township , 12S18E

10/30/2000



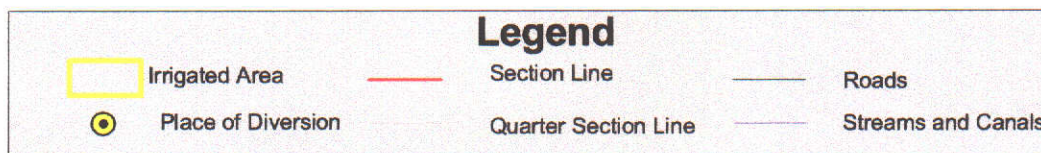
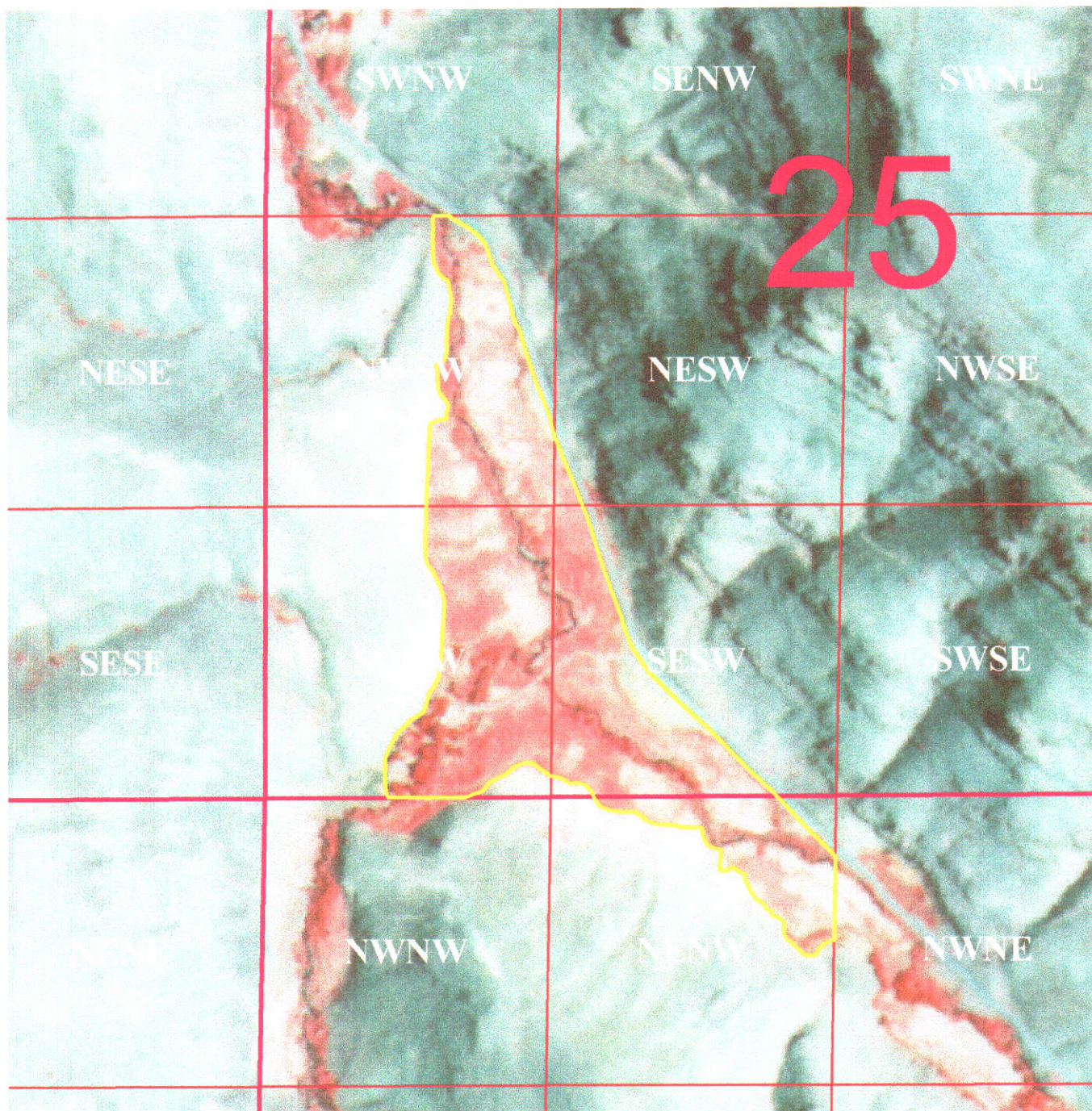
Water Right Claim Number A47-12504
Township , 12S18E

10/30/2000



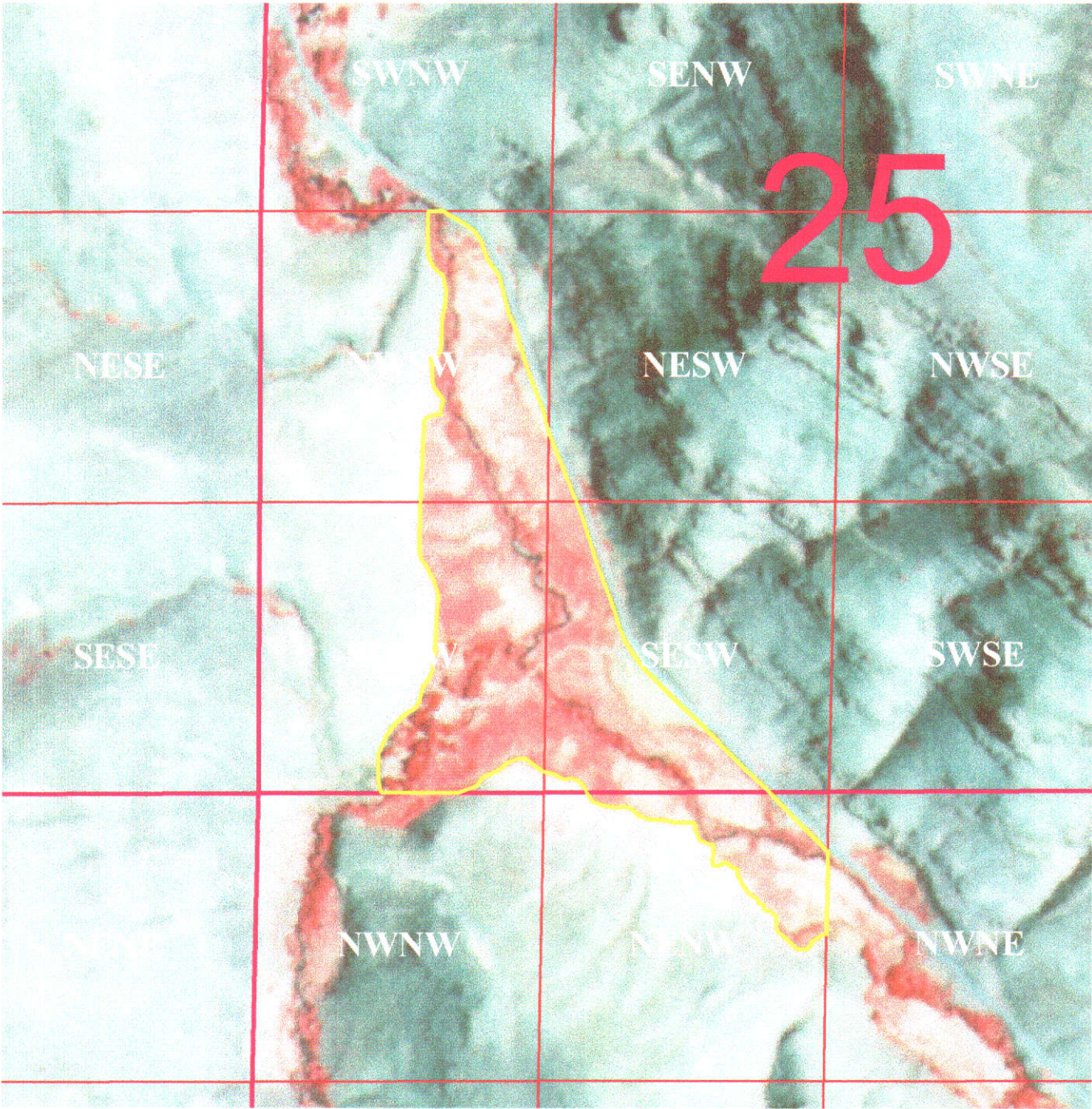
Water Right Claim Number A47-12504
Township , 12S18E

10/30/2000



Water Right Claim Number A47-12504
Township , 12S18E

10/30/2000



 Irrigated Area

 Section Line

 Roads

 Place of Diversion

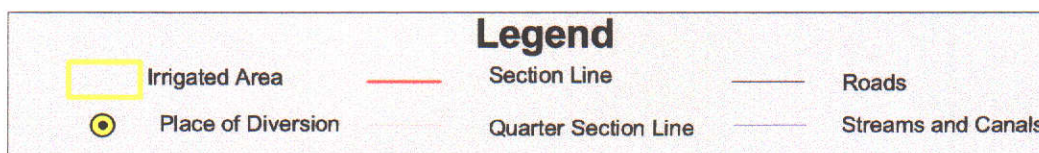
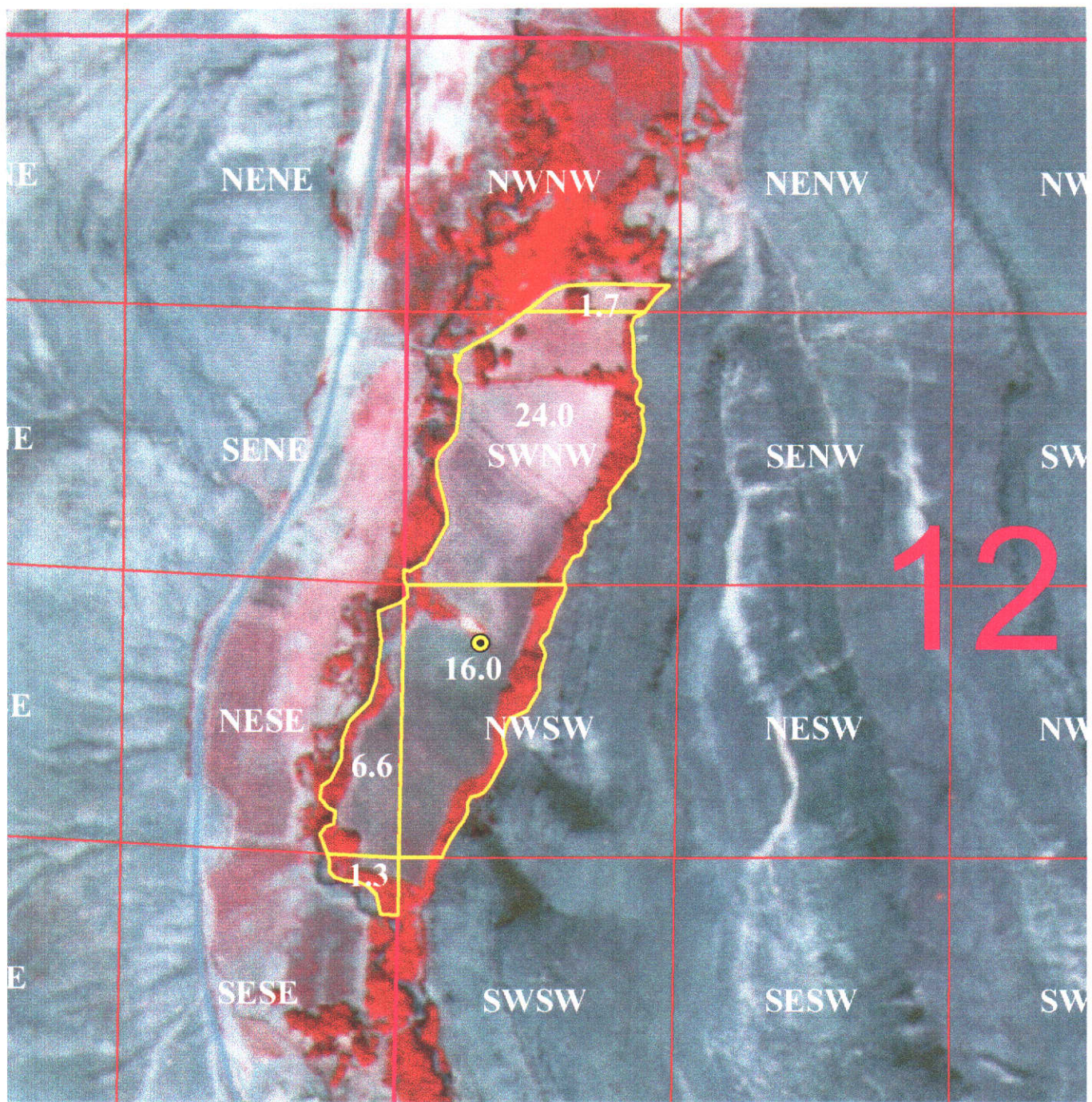
 Quarter Section Line

 Streams and Canals



Water Right Claim Number A47-12504
Township , 12S18E

10/30/2000

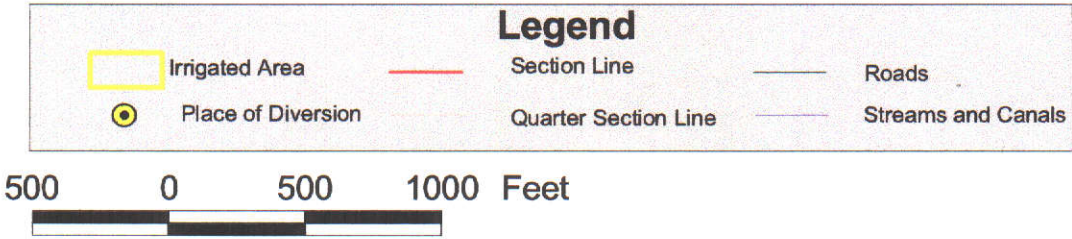
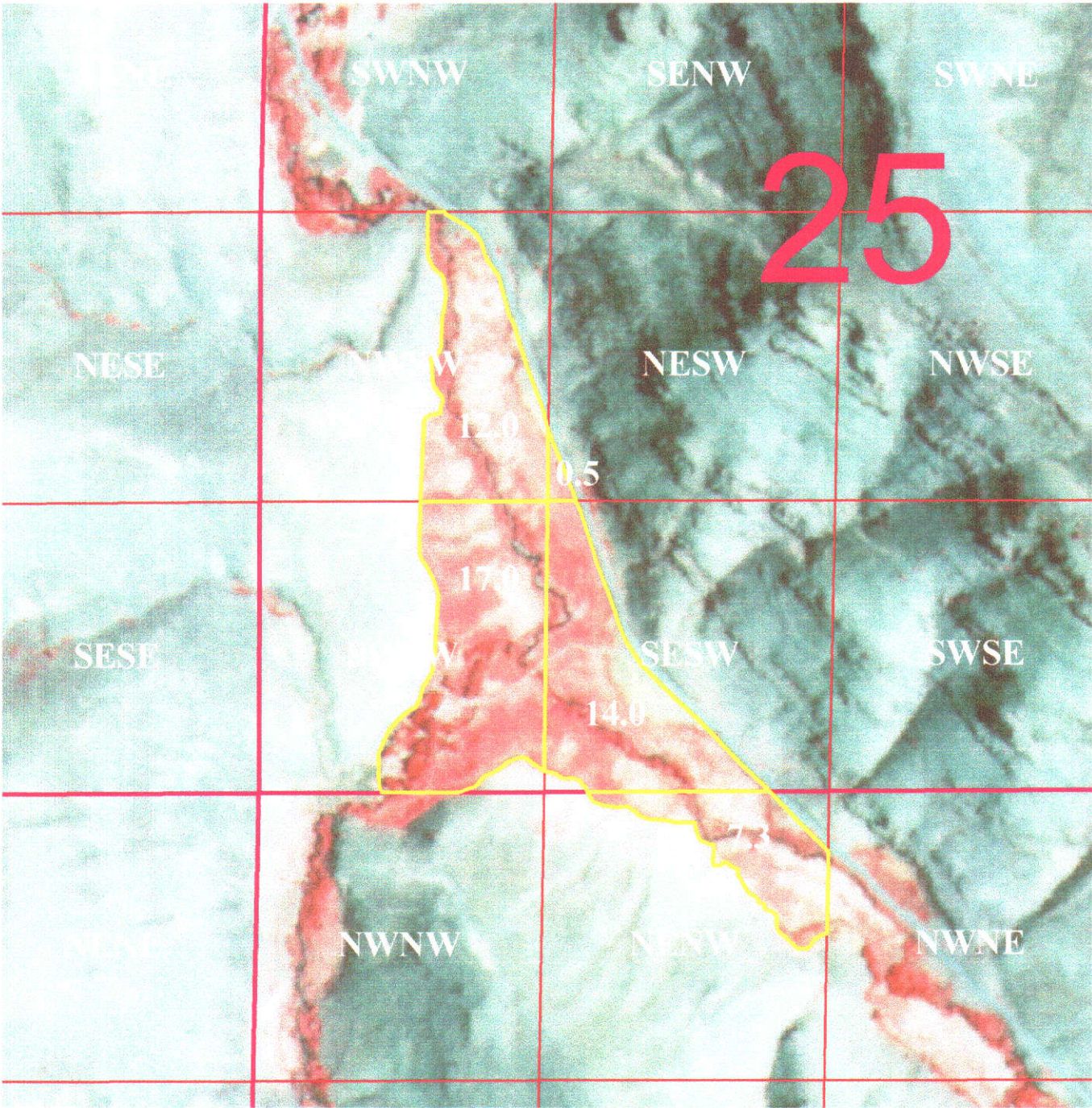


500 0 500 1000 Feet



Water Right Claim Number A47-12504
Township , 12S18E

10/30/2000



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: **A47-12504**

Date Received: 1/ 9/1989

Receipt No: S005773

Received By: _____

ownership change *J*

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BROKEN DIAMOND RANCH
Address: C/O CHARLES AND SHARI HELMAN
2391 ROCK CREEK RD
HANSEN ID

208-423-5066

83334

2. Date of Priority: JUL 4, 1940

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
12S	18E	11	NE	NE	SE	I	TWIN FALLS
		12	SW	SW	SW	R	TWIN FALLS
		36	NE	NE	NW	R	TWIN FALLS
			NW	NW	NW	R	TWIN FALLS

5. Description of diverting works:

8"X250' WELL WITH A 15 HP PUMP DISCHARGES TO ROCK CR. (SEE REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	06/01	11/01	1.900		

7. Total Quantity Appropriated is:

1.900 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is 225.0 Acre Feet Per Annum.

9. Non-irrigation uses:

NONE

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OCT 28 1994

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12S	18E	11	NE	SE		IRR	7.0
			SE	SE		IRR	1.0
			Section Acres				8.0
		12	NW	NW		IRR	2.0
			SW	NW		IRR	22.0
			NW	SW		IRR	11.0
			Section Acres				35.0
		25	NE	SW		IRR	1.0
			NW	SW		IRR	9.0
			SW	SW		IRR	10.0
			SE	SW		IRR	9.0
			Section Acres				29.0
		36	NE	NW		IRR	3.0
			Section Acres				3.0
			Total Acres				75.0

11. Place of use in counties: TWIN FALLS

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

13. Other Water Rights Used:
47-00116, 47-00136, 47-0153, 47-2495

14. Remarks:
ORIGINALLY THIS WELL PUT OUT ABOUT 95 INCHES IT HAS DECLINED
DUE TO OTHER WELLS BEING DRILLED TO THE NORTH AND PUMP AGING.
WATER IS DISCHARGED INTO ROCK CREEK AND EXCHANGED FOR ROCK CR.
WATER AT POINTS OF REDIVERSION SHOWN.
TEMP. OF WELL HAS DECLINED FROM 70 DEGREES F TO 60 DEGREES F DURI
NG THE LAST 15 YEARS.
O/C-Crockett to Broken Diamond Ranch 2/22/94 by JR.

15. Basis of Claim: BENEFICIAL USE

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OCT 28 1994



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: JUNE 12, 1990

LEGAL DESCRIPTION OF PROPERTY: Township 12 S Range 18 E
Section 12, SE 1/4 of NW 1/4 of NW 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s) A47-00136, -12504, -00116
Assigned by IDWR: A47-14128, -14126, -02495, -00153
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): CHARLOTTE W. CROCKETT
2754 ROCK CREEK ROAD
HANSEN, IDAHO 83334
- ☐ New Owner/Claimant (Purchaser): BROKEN DIAMOND RANCH
- ☐ New Mailing Address: CHARLES & SHARI HELMAN
2391 ROCK CREEK ROAD
HANSEN, IDAHO 83334
- ☐ New Telephone Number: (208) 423-5066
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes X no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- ☐ Attach proof of ownership, describe proof attached: _____
(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)
- ☐ Signature of New Owner/Claimant(s) Charles E. Helman Date 2-15-94
Shari K. Helman Date 2-15-94
- ☐ Signature of Former Owner/Claimant(s): _____ Date _____
_____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 2/22/94 By: [Signature]

Further Action Needed: _____

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 2/22/94 By: [Signature]

Claim Numbers of Split, if any: _____

MICROFILMED
OCT 28 1994

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

RECEIVED

APR 05 1995

Department of Water Resources
Southern Region

AFFIDAVIT

IN THE MATTER OF:)
A47-12504)
STATE OF IDAHO)
COUNTY OF Twin Falls)

Oran Jones

BEING FIRST DULY SWORN,

DEPOSES AND SAYS: I was born in Twin Falls County in 1917.

I first remember the well in Sec. 12 T. 12, R. 18 in 1938
or 1939. This well is now known as the Broken Diamond
Ranch, % Charles & Shari Helman. At the time I first
remember, there were two wells still free-flowing; this
well and another in same area. I worked for Charlotte
and George Crockett on the meadow, leveling and
cleaning willows with a Cat dozer.

Charlotte Crockett was my cousin, and I visited with
her regularly throughout the years and know that the
well had to later be pumped to the surface and has been
continually used to irrigate the hay ground.

Oran Jones
(SIGNATURE)

SUBSCRIBED AND SWORN TO BEFORE ME THIS 5 DAY OF April,
19 90

Larrie Ragsdale
(NOTARY PUBLIC)

RESIDING AT 2696 Hwy 93 Twin Falls

MY COMMISSION EXPIRES 6-22-99

MICROFILMED
DEC 10 1996

3-14-95

I Ed King have worked on and
around water district 47-0 for
approx. 57 years, and have knowledge
of a well in sect. 12, Twp 12 S,
R: 18 E.B.M. belonging to Chuck &
Sherri ~~Heath~~ Helman. used for Irrigation
from the time the pump was installed
and before that a free flowing well.

Ed King

A47-12504

RECEIVED

APR 05 1995

Department of Water Resources
Southern Region

MICROFILMED
DEC 10 1996

Individual
Acknowledgement

West One Bank, Idaho, N.A.
WEST ONE
BANK

STATE OF IDAHO.

COUNTY OF

Gooding } ss.

On this 14th day of March, in the year 19 95, before me

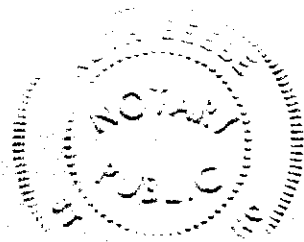
RUTH Beebe

, a notary public in and for said State of

Idaho, personally appeared Ed King

known or identified to me (or proved to me on the oath of _____) to be the person

whose name IS subscribed to the within instrument and acknowledged to me that _____ he _____ executed the same.



Ruth Beebe

Notary Public for Idaho

Residing at Wendell

My commission expires 10/17/97



State of Idaho
DEPARTMENT OF WATER RESOURCES
Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

GOVERNOR ANDREW
Governor PHILIP E. BATT

R. KEITH HIGGINSON
Director

January 10, 1995

A47-12504
BROKEN DIAMOND RANCH
C/O CHARLES AND SHARI HELMAN
2391 ROCK CREEK RD
HANSEN ID 83334

RE: Evidence of Priority

Dear Claimant:

* RESPONSE DEADLINE *
* MARCH 15, 1995 *

The Notice of Claim identified with the number shown above your name on the mailing label has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates your water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed. The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit. The Department will, at a later date, conduct reviews &/or field exams for the claims in your area. Since the priority date of a beneficial use water right can not be confirmed by field examination, **proof must be provided by the claimant** supporting the priority date claimed.

If you no longer own the property to which the claim is appurtenant please forward this correspondence to the present owner, or return it to the department. If you have received this correspondence from the previous owner of the property it is recommended that you file a Change of Ownership form with the Department in order to receive future mailings and to continue to be a party in the adjudication.

Please find enclosed a computer printout of your Notice of Claim and the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

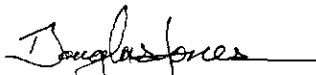
SPECIAL NOTE: The Department will not recommend the Notice be decreed by the court as claimed if no evidence of a priority date is submitted. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement must be in the form of a

January 10, 1995
page 2

notarized affidavit.

Please submit the required evidence supporting the priority date by March 15, 1995, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

Sincerely,


Douglas Jones, P.E.
Water Rights Supervisor

Enc.

MICROFILMED
DEC 10 1996

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: A47-12504
Date Received: 12/19/1988
Receipt No: 5405223
Received By: TB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CHARLOTTE W. CROCKETT 208-423-5955
Address: 2754 ROCK CR. RD.
RT. 1
HANSEN, ID 83334

2. Date of Priority: JUL 04, 1940

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
12S	18E	11	NE	NE	SE	I	TWIN FALLS
		12	SW	SW	SW	R	TWIN FALLS
		36	NE	NE	NW	R	TWIN FALLS
			NW	NW	NW	R	TWIN FALLS

5. Description of diverting works:
8"X250' WELL WITH A 15 HP PUMP DISCHARGES TO ROCK CR.(SEE REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	06/01	11/01	1.900		

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

8. Total consumptive use is 225.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A47-12504

Page 1

Date: 01/09/89

MICROFILMED

MAR 17 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12S	18E	11	NE	SE		IRR	7.0
			SE	SE		IRR	1.0
					Section Acres		8.0
		12	NW	NW		IRR	2.0
			SW	NW		IRR	22.0
			NW	SW		IRR	11.0
					Section Acres		35.0
		25	NE	SW		IRR	1.0
			NW	SW		IRR	9.0
			SW	SW		IRR	10.0
			SE	SW		IRR	9.0
					Section Acres		29.0
		36	NE	NW		IRR	3.0
					Section Acres		3.0
					Total Acres		75.0

11. Place of use in counties: TWIN FALLS

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

13. Other Water Rights Used:

47-00116, 47-00136, 47-0153, 47-2495

14. Remarks:

ORIGINALLY THIS WELL PUT OUT ABOUT 95 INCHES IT HAS DECLINED
DUE TO OTHER WELLS BEING DRILLED TO THE NORTH AND PUMP AGING.
WATER IS DISCHARGED INTO ROCK CREEK AND EXCHANGED FOR ROCK CR.
WATER AT POINTS OF REDIVERSION SHOWN.

TEMP. OF WELL HAS DECLINED FROM 70 DEGREES F TO 60 DEGREES F DURING THE LAST 15 YEARS.

15. Basis of Claim: BENEFICIAL USE

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 2

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): Charlotte W. Crankett Date: 1/9/89
Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 9th day

of January 19 89

Mary A. Baldwin
Notary Public

Seal

Residing at Gooding Id

My Commission Expires 10/16/1992

100 ft

12 S. R 18 E A 47-12504

2

22

7

PD

T 2833
436-E
E-350

POINT OF
INJECTION

E
8.8

B
10.2

D
28.1

E
23.1

14 15

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MAR 17 1993

Not-Tax

Total=39A

Home

Big Field = 33.2 - orchard 5.9 17

Bryan Ranch - acre
 Big Meadow - 11.1
 West Field - 7.8
 Well field - 6
 Across Road - 3.3
 Hole - 4.4
 Copper hole - 3
 Total 35.6

T2836
 443-E
 E-350

26 25
 35 36

PD

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MAR 17 1993

LEGISLATIVE
ORIGINAL
STATE OF IDAHO
DEPARTMENT OF HEALTH AND WELFARE



COOPERATIVE CENTER FOR
HEALTH STATISTICS - VITAL
STATISTICS

450 W. STATE ST.
BOISE, IDAHO 83720

CERTIFICATE OF DEATH

DATE FILED: SEPTEMBER 01, 1989

STATE FILE NUMBER: 89-04557

DECEDENT: CHARLOTTE WILMOTH CROCKETT

DATE OF DEATH: AUG. 29, 1989 PLACE OF DEATH: IDAHO

DATE OF BIRTH: SEPT. 02, 1915 PLACE OF BIRTH: IDAHO

AGE: 73 YEARS SEX: FEMALE VETERAN? NO

MARITAL STATUS: WIDOWED SURVIVING SPOUSE:

SOCIAL SECURITY NUMBER: 518-42-6141 RESIDENCE: HANSEN, IDAHO

FATHER: MARTIN D. FEAR
FATHER'S BIRTHPLACE: COLORADO
MOTHER (MAIDEN): NORA JONES
MOTHER'S BIRTHPLACE: IDAHO

MORTUARY: WHITE MORTUARY, INC.
MORTICIAN: JERRY D. HOLMAN

TWIN FALLS, IDAHO
DISPOSITION: BURIAL

CERTIFYING PHYSICIAN: CLARENCE F. WURSTER, MD

AUTOPSY: NO

1. CAUSE OF DEATH, UNDERLYING CAUSE LAST:

INTERVAL

ADENOCARCINOMA OF BILE DUCTS & LIVER

5 WEEKS

2. OTHER CONDITIONS CONTRIBUTING TO DEATH BUT UNRELATED TO ABOVE CAUSES:

NONE LISTED

DATE ISSUED: SEPTEMBER 07, 1989

This is to certify that this is a true and correct reproduction or abstract of the official record
filed with the Idaho Department of Health & Welfare, Boise, Idaho.

See Siggs, R N

BEE BIGGS, R.N. State Registrar

DO NOT ACCEPT UNLESS ON SECURITY PAPER WITH EMBOSSED SEAL OF IDAHO
DEPT. OF HEALTH & WELFARE CLEARLY AFFIXED.

HW-6135

MIC
OCT 28 1989
FILMED

DEPARTMENT OF HEALTH AND WELFARE

167191

POOR ORIGINAL

STEPHAN, KVANVIG, GREENWOOD,
STONE & TRAINOR
Robert W. Stephan
P. O. Box 83
Twin Falls, Idaho 83303-0083
Telephone: 208-733-2721
Of Counsel for Personal Representative
11528/PRDEEDTF/lm

971653

In my presence
RICHARD A. PENCE
Fee \$ 150.00
JAN 12 1994

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS
MAGISTRATE DIVISION

IN THE MATTER OF THE ESTATE)
OF CHARLOTTE W. CROCKETT)
DECEASED.)
Case No. 4455
DEED OF PERSONAL
REPRESENTATIVE

For value received, SHARI K. HELMAN, Personal Representative of the Estate of Charlotte W. Crockett, deceased, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto SHARI K. HELMAN, IVAN L. CROCKETT, GEORGE BRIAN CROCKETT, AND CHRISTY J. REID, 2391 Rock Creek Road, Hansen, Idaho 83334, hereinafter called the Grantees, the following described premises in Twin Falls County, State of Idaho, to-wit:

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OCT 28 1994

POOR ORIGINAL

West one-half of the Southwest Quarter
(W $\frac{1}{2}$ SW $\frac{1}{4}$) EXCEPT the following:

A parcel of land in the Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 25, Township 12 South, Range 18 East Boise Meridian, described as follows: Commencing at the General Land Office brass cap survey monument at the Southwest corner of Section 25, Township 12 South, Range 18 East Boise Meridian; THENCE North 89°37'52" East a distance of 805.61 feet along the South boundary of Section 25; THENCE North 0°01'31" West a distance of 131.10 feet to the Real Point of Beginning; THENCE from this Real Point of Beginning North 53°27'43" West a distance of 180.70 feet; THENCE North 31°31'19" East a distance of 302.23 feet; THENCE South 70°02'00" East a distance of 106.13 feet; THENCE South 9°01'14" West a distance of 260.87 feet; THENCE South 45°08'22" West a distance of 101.12 feet to the Real Point of Beginning. Together with right of way for ingress and egress to the above described parcel over existing access road located in the South Half of the Southwest Quarter (S $\frac{1}{2}$ SW $\frac{1}{4}$) of Section 25, Township 12 South, Range 18 East Boise Meridian from public highway, Twin Falls County, Idaho and an easement and right-of-way on an existing road from Rock Creek Road to said above-described property;

Southeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$); all in Section 25, Township 12 South, Range 18, Twin Falls County, State of Idaho;

Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$); and Northwest Quarter of the Southeast Quarter (NW $\frac{1}{4}$ SE $\frac{1}{4}$); all located in Section 8, Township 14 South, Range 18 E.B.M., Twin Falls County, State of Idaho;

South Half of the North Half of the Northwest Quarter (S $\frac{1}{2}$ N $\frac{1}{2}$ NW $\frac{1}{4}$); South Half of the Northwest Quarter (S $\frac{1}{2}$ NW $\frac{1}{4}$) and Northwest Quarter of the Southwest

MICROFILMED

POOR ORIGINAL

Quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$); all in Section 12,
Township 12 South, Range 18 E.B.M., Twin
Falls County, State of Idaho;

Together with the improvements located
thereon and together with the water and
water rights appurtenant thereto.

TO HAVE AND TO HOLD said premises, with their
appurtenances, unto the said Grantees, their heirs and
assigns forever. The said Grantor does hereby covenant and
with the said Grantees, that Grantor as Personal
Representative of the estate of Charlotte W. Crockett,
deceased, is the owner in fee simple of said premises; that
they are free from all encumbrances except as above
described and that Grantor will warrant and defend the same
from all lawful claims whatsoever.

DATED: June 12, 1990.

Shari K. Helman
SHARI K. HELMAN
Personal Representative of the
Estate of Charlotte W. Crockett,
Deceased

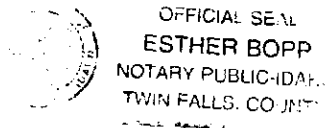
MICROFILMED
OCT 28 1994

STATE OF IDAHO,)
 : ss.
COUNTY OF TWIN FALLS.)

On this 12 day of June, 1990, before me, the undersigned, a Notary Public in and for said county and state, personally appeared SHARI K. HELMAN, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same as the Personal Representative of the Estate of Charlotte W. Crockett, deceased.

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

Esther Bopp
Notary Public for Idaho,
Residing at Twin Falls, Idaho.
Commission Expires: 9-9-93.



MICROFILMED
OCT 28 1994

PARTNERSHIP AGREEMENT

COPY

THIS AGREEMENT of Partnership is entered into as of the 1st day of July, 1990, by and between CHARLES E. HELMAN and SHARI K. HELMAN, husband and wife, IVAN L. CROCKETT, GEORGE BRIAN CROCKETT and CHRISTY J. REID hereinafter referred to collectively as partners.

1. **Name and Purpose.** The name of the partnership shall be *BROKEN DIAMOND RANCH* and it shall be established for the purpose of conducting the business of farming and ranching.

2. **Duration.** The partnership shall commence on the 1st day of July, 1990, and shall continue until terminated or dissolved pursuant to the provisions of this agreement.

3. **Contribution.** The partners agree to furnish to the partnership use of all real estate, including land, buildings and improvements, and livestock on the farm in the County of Twin Falls, State of Idaho, listed in the inventory attached hereto. The contribution by the partners is as follows:

<u>Name</u>	<u>Contribution</u>
Shari K. Helman	¼ undivided interest
Ivan L. Crockett	¼ undivided interest
George Brian Crockett	¼ undivided interest
Christy J. Reid	¼ undivided interest

4. **Management.** The management of the partnership shall be the joint and equal responsibility of all partners. However, CHARLES E. HELMAN and SHARI K. HELMAN live on the premises and shall have responsibility for the day-to-day care of livestock.

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OCT 28 1994

buildings, land, the growing of crops and management of labor, the sale of produce and the management and expenditure of money and credit. All major decisions regarding changes in size or number of enterprises, erection of buildings and purchase of major equipment shall in each case be decided by a majority of the partners. For the day-to-day management of the partnership activities, the Helmans shall receive a monthly salary commensurate with ranch income which shall be set annually by the majority vote of the partners. No other partner shall receive a salary.

5. **Inventory.** A detailed farm inventory shall be made as of the 1st day of July, 1990. This inventory shall be attached hereto and by this reference made a part hereof.

6. **Checking Account.** A separate checking account shall be established under the name of the partnership. All money received by the farm business for any sales or operations whatsoever, including loans received, shall be deposited by the managing partners in this checking account. All expenses incident to the operation of the partnership, including payments on debts and all payments to the partners shall be paid by check by the managing partners from this checking account. The signature of either **CHARLES E. HELMAN** or **SHARI K. HELMAN** shall be the only signatures required on said checking account.

7. **Devotion to Partnership.** The managing partners shall devote their full time to the best interests of the partnership and shall perform any and all duties required of them for the benefit of the partnership.

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8. Items of Expense to be Included in Farm Business.

The farm business shall pay all farm operating costs and all operating costs for outside labor and services and nonagricultural enterprises, income from which is included under farm receipts. In addition, the partnership shall carry all overhead costs connected with the use of the capital invested in the farm and these shall be entered as cash expenses. Principal and interest payments on debts contracted by the partnership shall be included in cash expenses.

It is further agreed that the farm business shall carry certain costs connected with the health and disability and disability of the managing partners. These include: health insurance and contingencies for sickness or accident and vacations.

9. Items of Receipts to be Included in the Farm Business. All sales of crops, livestock or any other partnership asset shall be included in farm receipts.

10. Division of Net Farm Income. The net farm income for any year shall be the difference between cash receipts and cash expenses. It is the intention of the partners that most, if not all, profits should remain in the partnership. To the extent possible, cash distributions shall be made to the partners each year to help defray any income taxes owed by a partner as a result of partnership income. Any distributions shall be prorata on the basis of ownership. Any other distributions from the partnership shall be by the unanimous agreement of the partners. All distributions shall be prorata on the basis of ownership.

11. Division of Farm Business Losses. The partners

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OCT 28 1994

agree to share all farm business losses on the same percentage basis as for the division of net farm income as mentioned in Section 10 hereof.

12. Termination of Agreement. This Agreement may be terminated at any time upon 120 days' written notice from any partner, or by the death of any partner. In case of the termination of this agreement the share of any partner in the assets and the liabilities of the farm business shall be determined at fair market value by generally accepted accounting principles.

13. Purchase of Other's Share on Termination. In case of termination of this agreement for any reason, the partners remaining in the farm business shall have the privilege of buying the share of the farm business owned by a withdrawing partner at the fair market value of the withdrawing partner's interest as of the date of his death.

14. Arbitration. Any differences between the partners shall be referred to an arbitration committee of three disinterested persons of whom each partner shall select one and the two so chosen shall select the third. The decision of the majority of these three shall be conclusive and shall be accepted by and bind all partners, subject to the termination of agreement provisions of Section 12 hereof.

15. Heirs of Partners. This agreement, insofar as is applicable, is binding on the heirs and assigns of each of the partners.

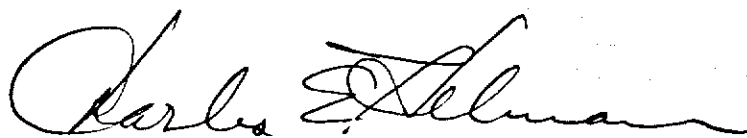
16. Counterparts. This agreement may be executed

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OCT 28 1994

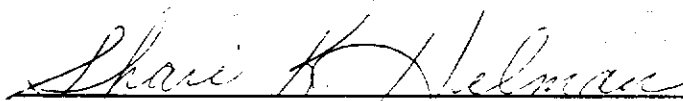
simultaneously in two or more counterparts, each of which shall be deemed an original but all of which shall constitute one and the same instrument.

17. **Signing of Agreement.** It is understood that this agreement goes into effect as of the 1st day of July, 1990.

IN WITNESS WHEREOF, the parties have executed this agreement at Twin Falls, Idaho, the day and year first above written.



CHARLES E. HELMAN



SHARI K. HELMAN

IVAN L. CROCKETT

GEORGE BRIAN CROCKETT

CHRISTY J. REID

F:\DOCS\RGK\2433PA.003

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OCT 28 1994

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SHARI K. HELMAN

Ivan L. Crockett
IVAN L. CROCKETT

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GEORGE BRIAN CROCKETT

Christy J. Reid

CHRISTY J. REID

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OCT 28 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

23-Feb-1994

BROKEN DIAMOND RANCH
C/O CHARLES AND SHARI HELMAN
2391 ROCK CREEK RD
HANSEN ID 83334

Re: Ownership Change for Adjudication Claim #A47-00116, A47-00136,
A47-00153, A47-02495, A47-12504,
A47-14126, A47-14128
CROCKETT/BROKEN DIAMOND RANCH

Dear Claimant(s):

Pursuant to notification that you presently own the property in which the above referenced Adjudication Claim is appurtenant, the Department has changed the record of the current owner as you requested. Please find enclosed a copy of the computer record of the claims noting the change in claimant.

Please review the record and if you have any corrections or questions, please feel free to call this office.

Sincerely,


Jeanie Robertson
Records Clerk

/jr
Enclosures

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OCT 28 1994

Log for claim A47-12504

Spatial Dynamics LTD

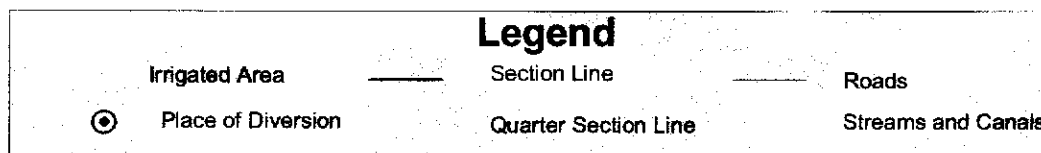
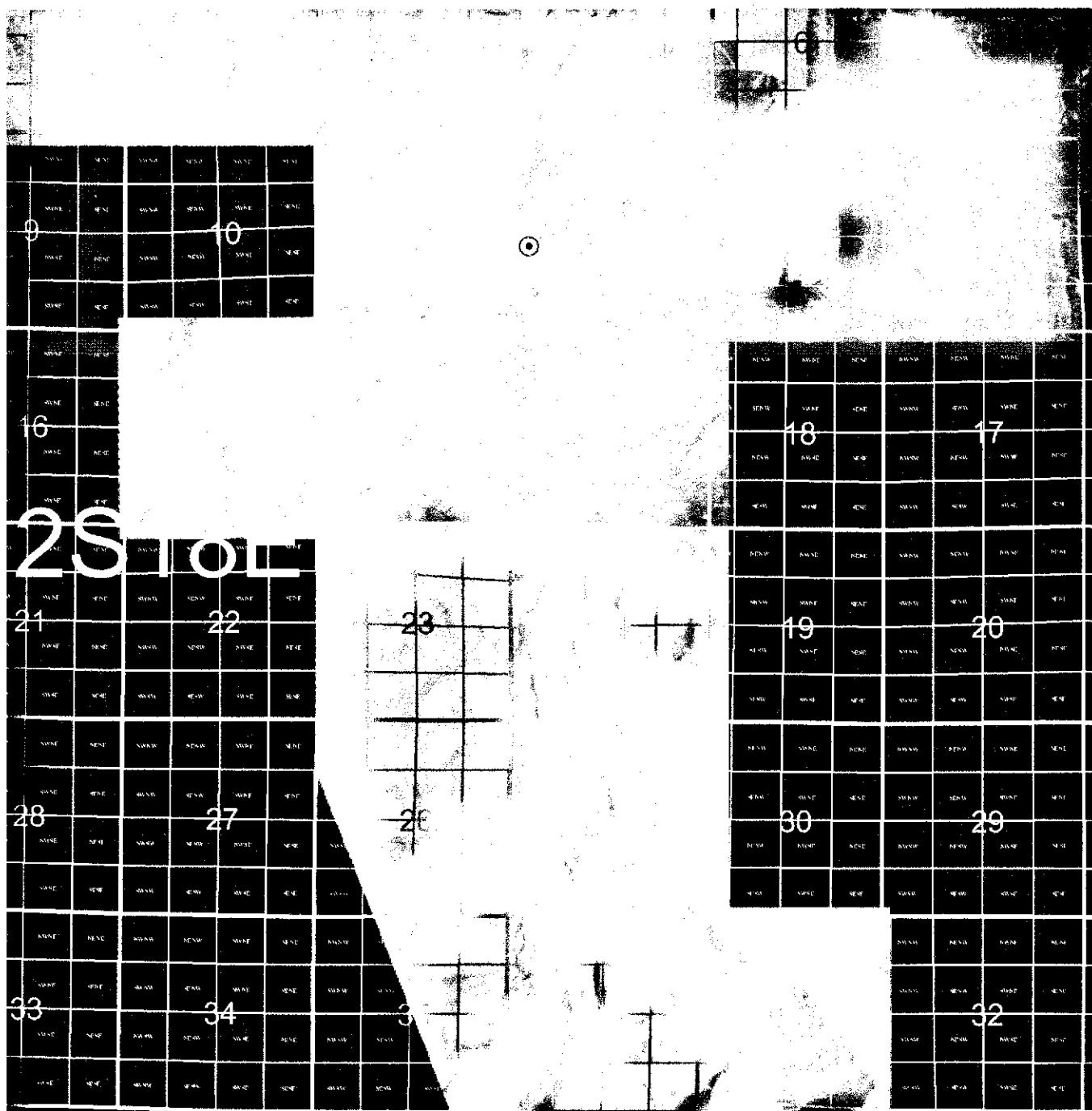
10/30/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
12s18e	11	NESE	7	6.6	
12s18e	11	SESE	1	1.3	
12s18e	12	NWNW	2	1.7	
12s18e	12	SWNW	22	24	
12s18e	12	NWSW	11	16	
12s18e	25	NESW	1	0.5	
12s18e	25	NWSW	9	12	
12s18e	25	SWSW	10	17	Indiscernible
12s18e	25	SESW	9	14	Indiscernible
12s18e	36	NENW	3	7.3	
Totals:			75	100.4	

Water Right Claim Number A47-12504

Township , 12S18E

10/30/2000

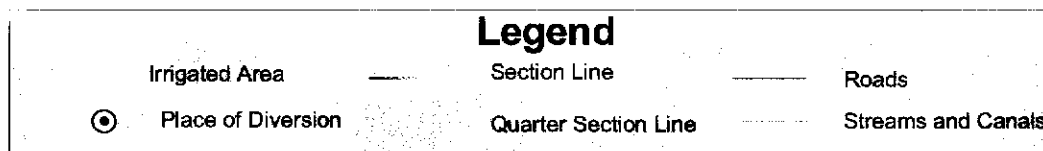
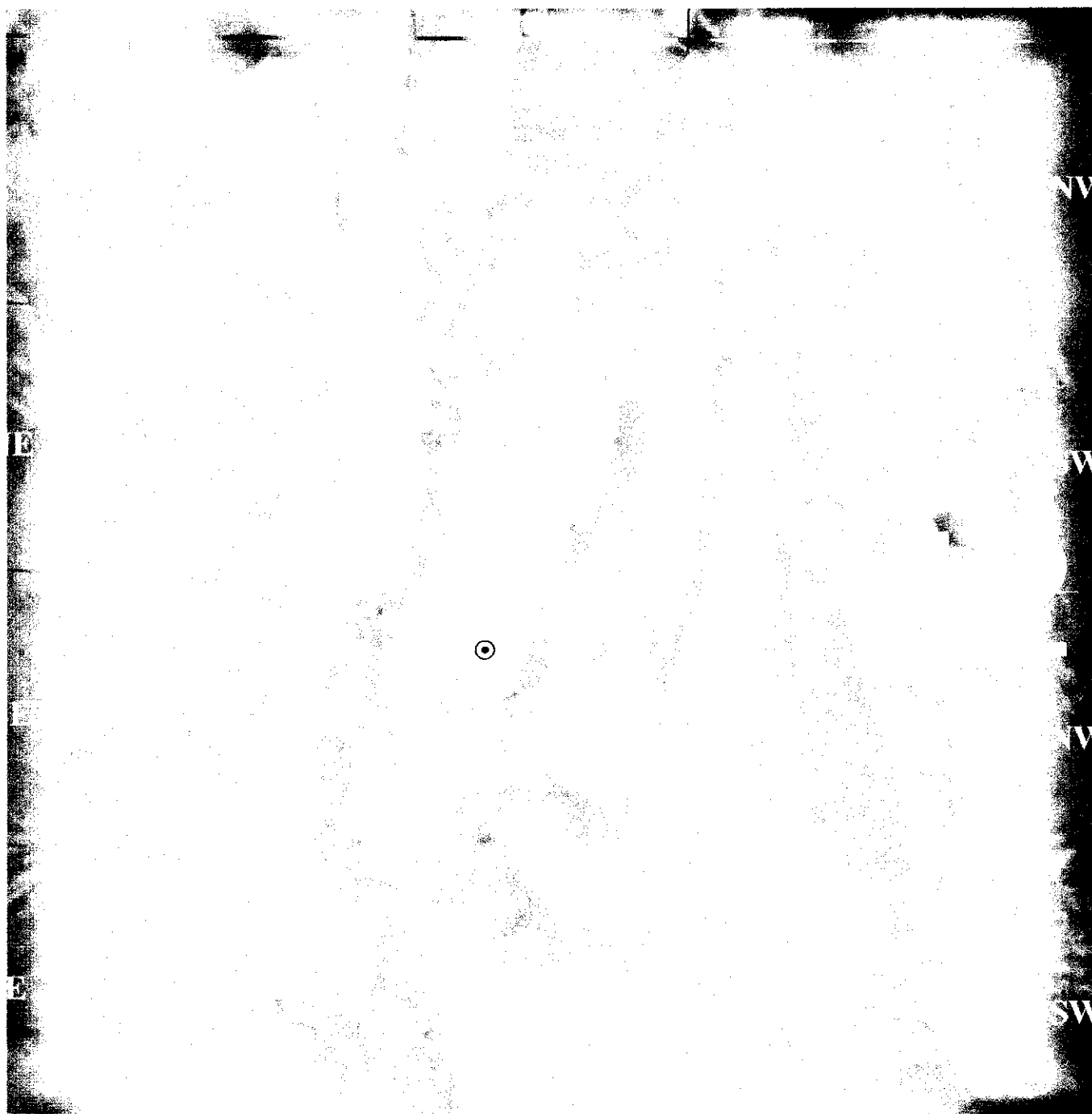


3000 0 3000 6000 Feet



Water Right Claim Number A47-12504
Township , 12S18E

10/30/2000

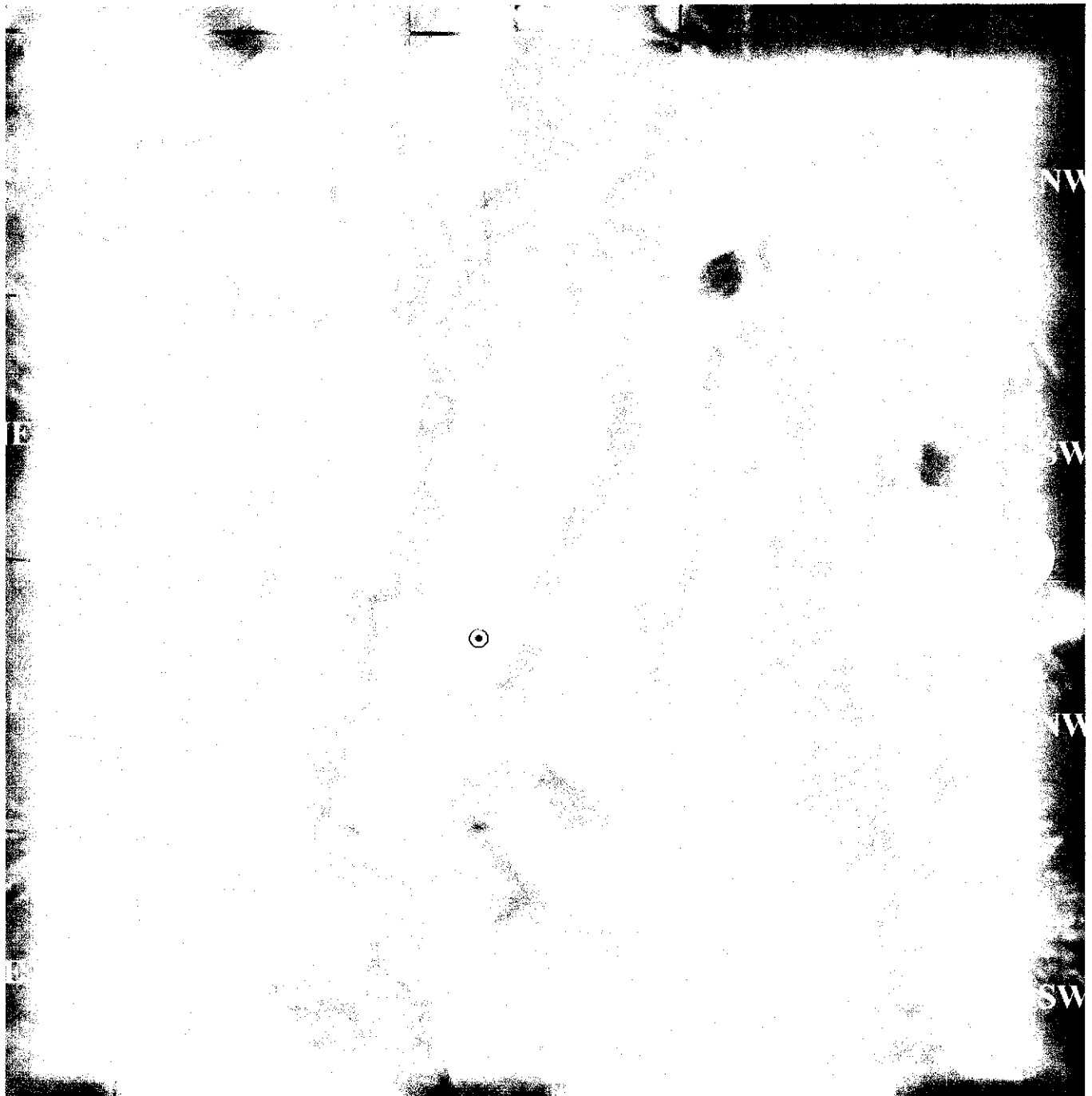


500 0 500 1000 Feet



Water Right Claim Number A47-12504
Township , 12S18E

10/30/2000

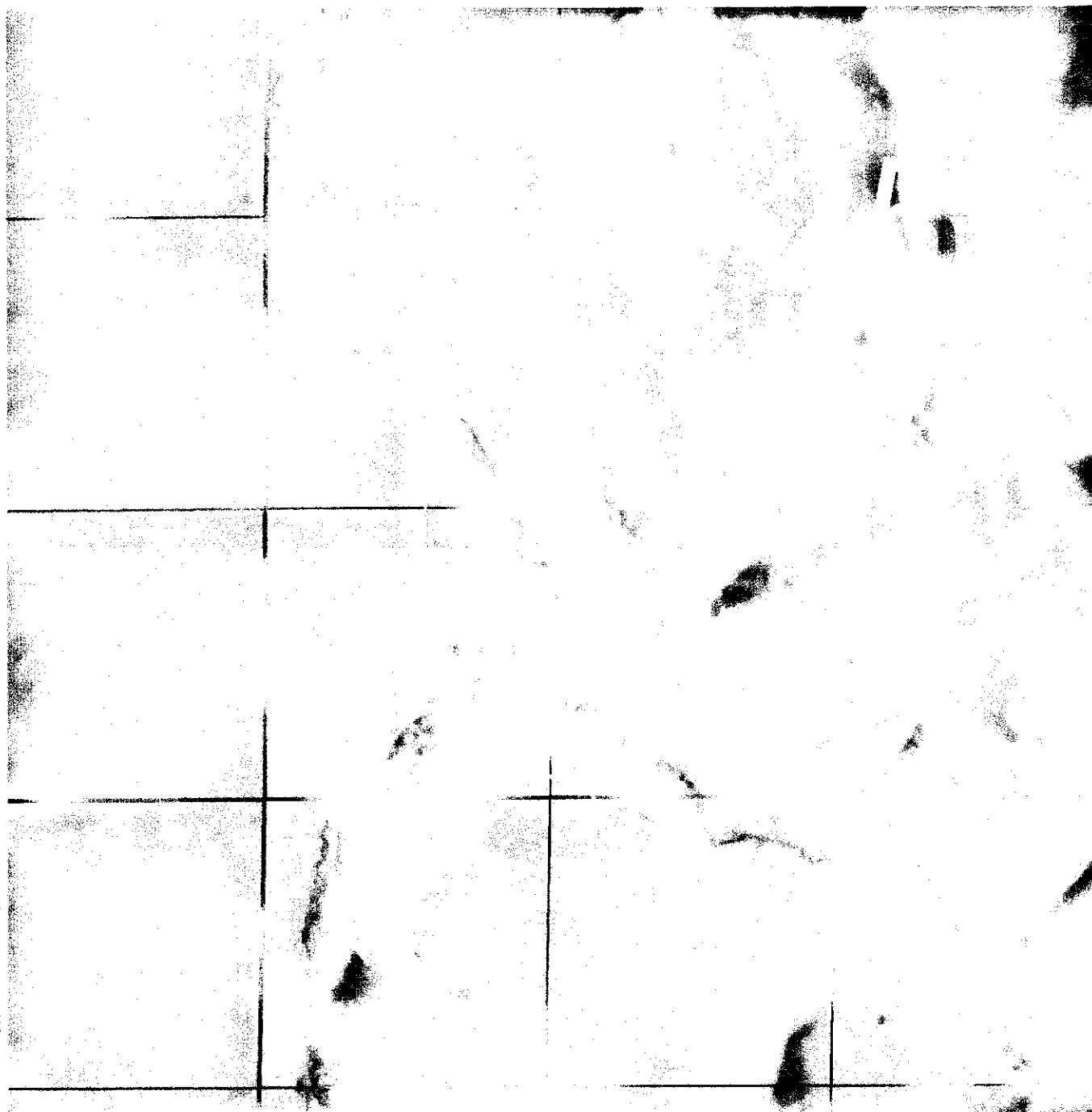


Legend			
Irrigated Area	Section Line	—	Roads
⊙ Place of Diversion	Quarter Section Line	---	Streams and Canals



Water Right Claim Number A47-12504
Township , 12S18E

10/30/2000



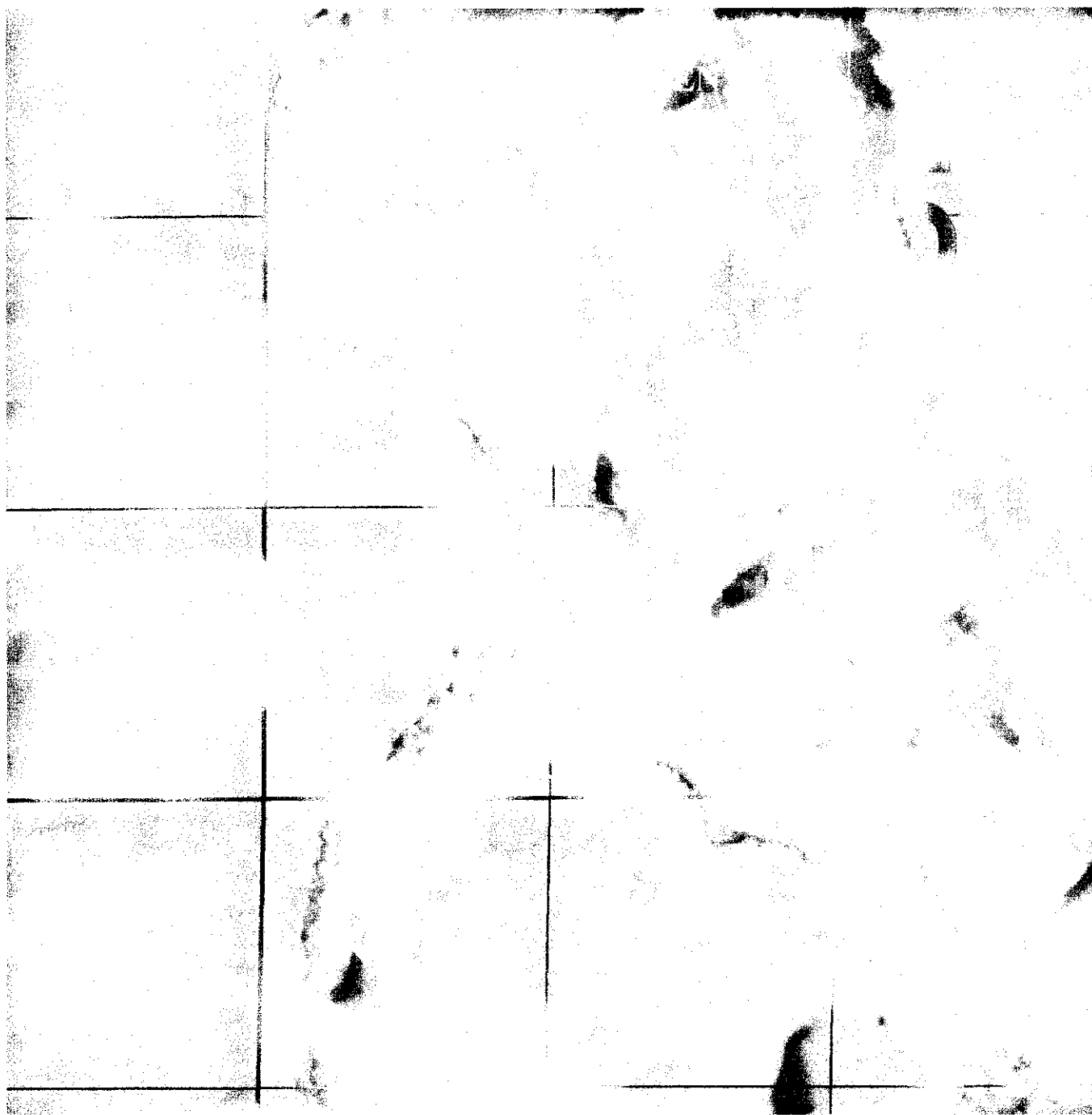
Legend					
	Irrigated Area		Section Line		Roads
	Place of Diversion		Quarter Section Line		Streams and Canals

500 0 500 1000 Feet



Water Right Claim Number A47-12504
Township , 12S18E

10/30/2000

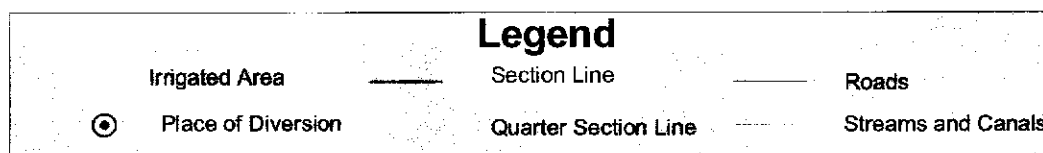
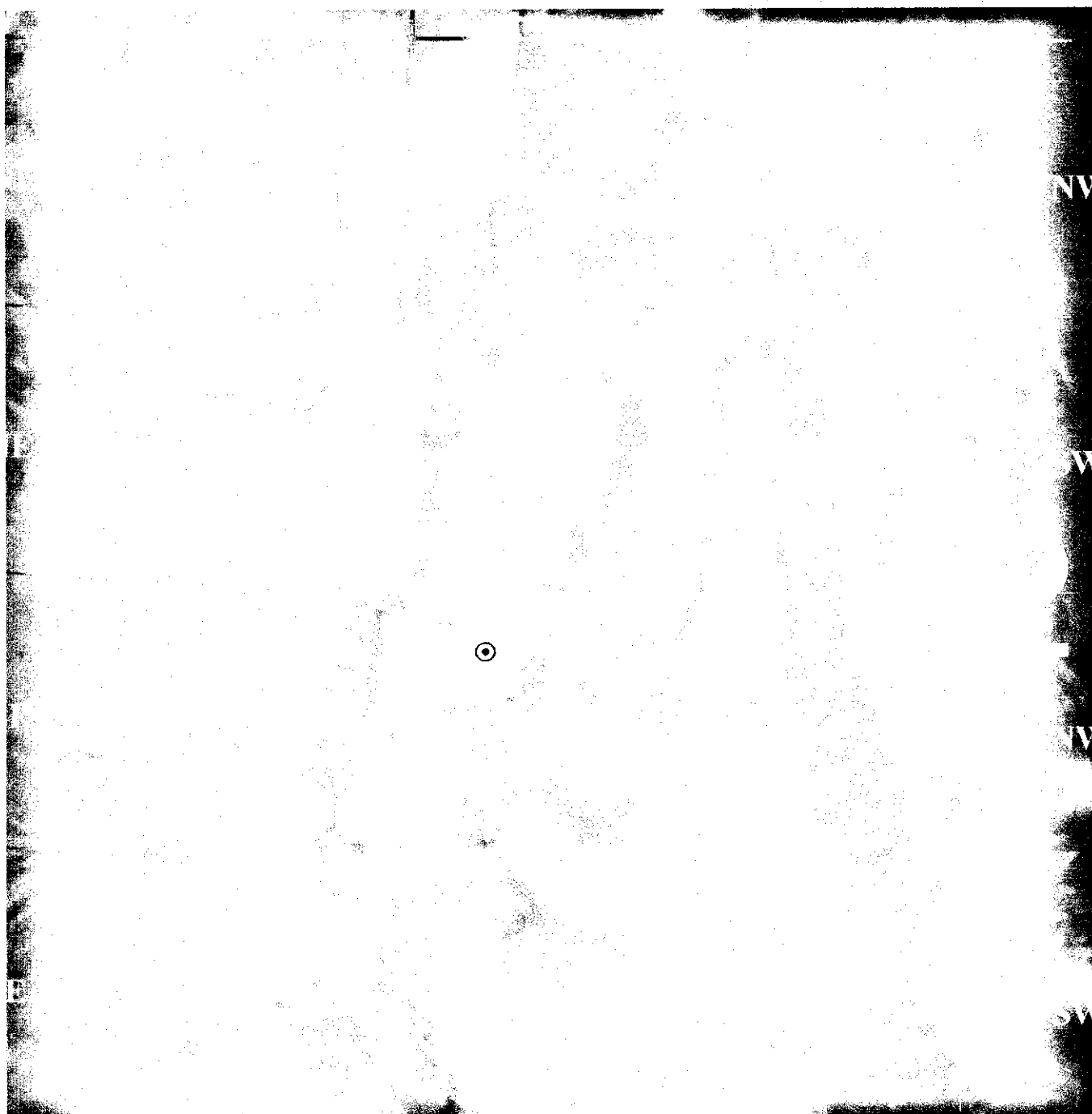


Legend			
Irrigated Area	Section Line	Roads	Streams and Canals
Place of Diversion	Quarter Section Line		



Water Right Claim Number A47-12504
Township , 12S18E

10/30/2000

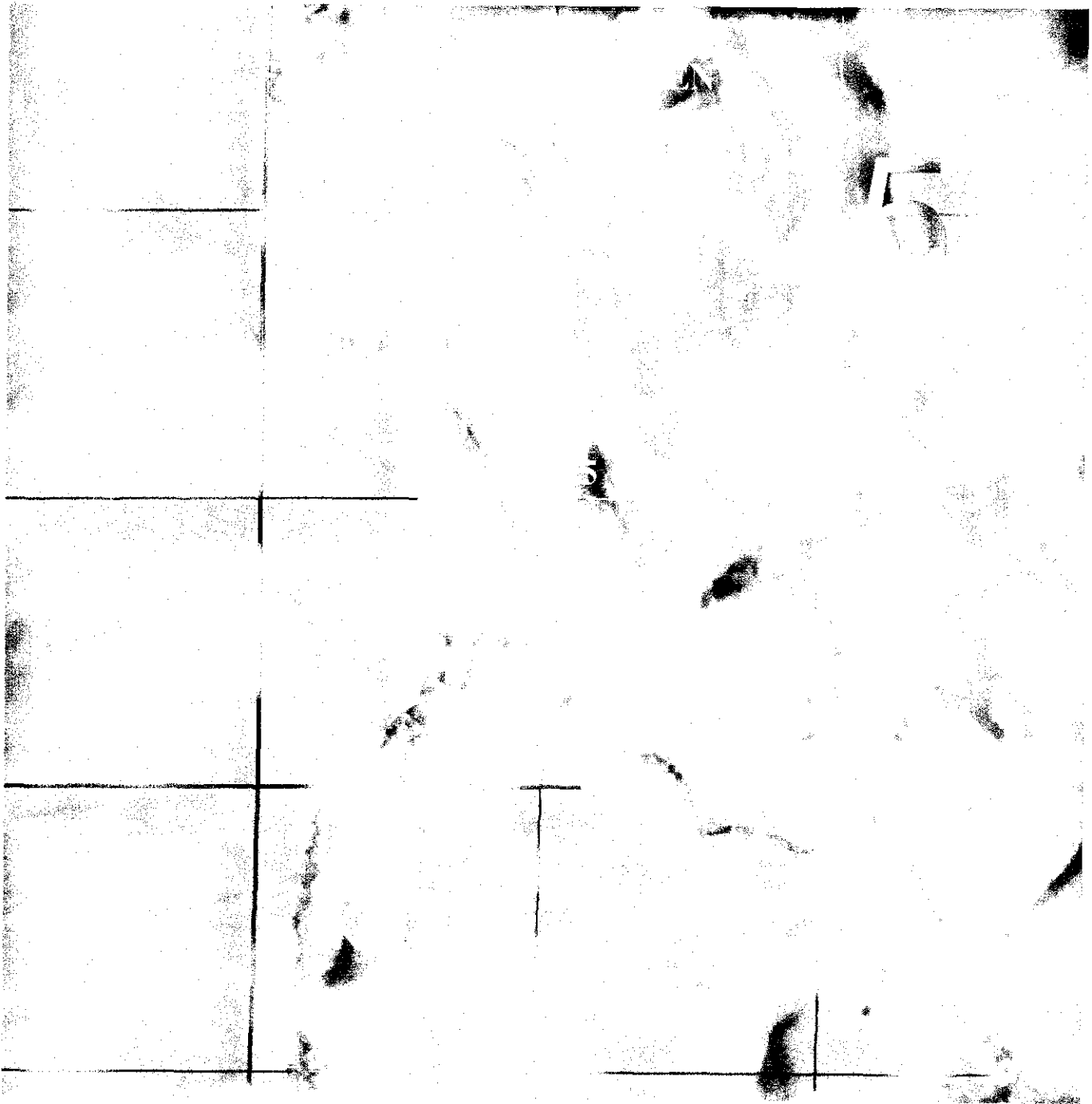


500 0 500 1000 Feet



Water Right Claim Number A47-12504
Township , 12S18E

10/30/2000



Legend			
Irrigated Area	Section Line	Roads	
Place of Diversion	Quarter Section Line	Streams and Canals	

500 0 500 1000 Feet



AJ5809NP
No. A47-12504

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/03/00
PAGE: 396

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BROKEN DIAMOND RANCH C/O CHARLES AND SHARI HELMAN 2391 ROCK CREEK RD HANSEN ID 83334 (208) 423-5066	07/04/1940	IRRIGATION	06-01 11-01	1.900 CFS	
					TOTAL DIVERSION: CONSUMPTIVE USE:	1.900 CFS 225.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Injection:	T12S R18E S11	NENESE
Point(s) of Re-diversion:	T12S R18E S12	SWSWSW
	S36	NENENW
		NWNWNW

TWIN FALLS County
TWIN FALLS County
TWIN FALLS County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	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	:	
12S	18E	11	:					:					:					:	07				:	8.0
12S	18E	12	:					:		02	22		:		11			:					:	35.0
12S	18E	25	:					:					:	01	09	10	09	:					:	29.0
12S	18E	36	:					:	03				:					:					:	3.0
																							TOTAL ACRES	75.0

POU County: TWIN FALLS

Non-Irrigation Uses: NONE

Other Rights: 47-00116,47-00136,47-0153,47-2495

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

A47-00116B A47-00136 A47-00153 A47-00177B A47-00177D A47-00177E A47-00177F A47-00177G A47-02495 A47-16640B
A47-16640D A47-16640E A47-16640F A47-16640G

Other Water Rights Listing Overlapping Place(s) of Use:

A47-00116 A47-00116A A47-00116B A47-00119 A47-00136 A47-00153 A47-00154 A47-00177 A47-00177A A47-00177B
A47-00177C A47-00177D A47-00177F A47-00177G A47-02495 A47-16640 A47-16640A A47-16640B A47-16640C A47-16640D
A47-16640F A47-16640G

Remarks: GEN
ORIGINALLY THIS WELL PUT OUT ABOUT 95 INCHES IT HAS DECLINED
DUE TO OTHER WELLS BEING DRILLED TO THE NORTH AND PUMP AGING.
WATER IS DISCHARGED INTO ROCK CREEK AND EXCHANGED FOR ROCK CR.
WATER AT POINTS OF REDIVERSION SHOWN.
TEMP. OF WELL HAS DECLINED FROM 70 DEGREES F TO 60 DEGREES F DURI
NG THE LAST 15 YEARS.
O/C-Crockett to Broken Diamond Ranch 2/22/94 by JR.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

AJ5809NP
No. A47-12504

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

=====

DATE: 10/03/00
PAGE: 397

Audit: 01/09/89 BLAU 02/22/94 ROBERTSO 03/30/95 POST-STD