

AJ0749NP
No. A22-07409

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

DATE: 04/13/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WEBSTERS MILE HIGH FARM INC PO BOX 457 REXBURG ID 83440 (208) 356-9598	08/02/1982	IRRIGATION	04-01 11-01	3.00 CFS	553.00 AFA
					TOTAL DIVERSION:	3.00 CFS
					CONSUMPTIVE USE:	553.00 AFA 316.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T05N R40E S09

NWSWSW

MADISON County

Place of Use Legal Description for: IRRIGATION

		NE				NW				SW				SE				
T	R S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
05N	40E 16	:		:		:		:		:		:		:		:		158.0
																	TOTAL ACRES	158.0

POU County: MADISON

Conditions of Approval:

- 01C - A flow measurement port or other device as specified by the
- Department shall be installed by the right holder to provide for
- the installation of measuring equipment and the determination of
- the rate of diversion by the Department.

Remarks: GEN THIS WELL IS ALSO THE POINT OF DIVERSION FOR 22-02255.
THE MAXIMUM COMBINED RATE OF DIVERSION UNDER THIS RIGHT & RIGHT
22-02255 SHALL NOT EXCEED 5.7 CFS.
*THIS CLAIM AMENDED TO REFLECT THE LICENSE ISSUED 8-22-1989.
*** CHANGE OF OWNERSHIP OF ENTIRE RIGHT FILED 4/8/99, ESV

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

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: A22-07409
Date Received: 8/17/1988
Receipt No: E001376
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WEBSTER DEEP WELL FARM, INC. 208-356-4281
Address: 519 E. 350 S.
REXBURG, ID 83440

2. Date of Priority: AUG 02, 1982

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05N	40E	9	NW	SW	SW		MADISON

5. Description of diverting works:
WELL, 24" CASING, 400 HP MAIN PUMP, 100 HP BOOSTER, TO 1 PIVOT

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	3.000		

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

8. Total consumptive use is 316.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
05N	40E	16	NE	NW		IRR	39.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0

A22-07409

Page 1

Date: 08/01/89

RECEIVED

OCT 29 1992



10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05N	40E	16	SE	NW	IRR	39.0
Section Acres						158.0
Total Acres						158.0

11. Place of use in counties: MADISON

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

13. Other Water Rights Used:
NONE

14. Remarks:
THIS WELL IS ALSO THE POINT OF DIVERSION FOR 22-02255.

15. Basis of Claim: PERMIT

OCT 29 1992

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

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

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____
My Commission Expires _____

OCT 29 1992

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 A 2707409Date Received 17 Aug 1988Receipt Number E001376

ENC

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Webster's Deep Well Farm Inc Phone 356-4281 608T 356-3845Mailing Address 519 E. 350 S. Rexburg Id Zip 834402. Date of Priority (Only one (1) per claim) 8/2/823. Source of water supply (a) ground water
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 5N Range 40E Section 9NW 1/4 of SW 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of Malison

Additional points of diversion if any: _____

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

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

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

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

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

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

Well # 3 24" casing
400 Hp main pump
100 Hp Booster
to 1 pivot this permit

OCT 29 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 4/1 to 11/1 amount 3.00 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 3.00 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 316 acre feet per annum.

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

10. Description of place of use:

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
5N	40E	16					39	40	40	39									158

Total number of acres irrigated 158

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

12. Do you own the property listed above as place of use? Yes ☒ No ☐

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. _____ or None ()

14. Remarks: The well (#3) on this claim is also the point of diversion for license 22-2255.

OCT 29 1992

Last Name Webster Ident No. 22 7409

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit X

Decree _____

If applicable provide IDWR Water Right Number 22-7409

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments 1

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

Signature of Claimant (s) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am Vice President Title _____

of Webster's Deep Well Farm Inc Organization _____, that I have signed the foregoing

document in the space below as Vice President Title _____ of Webster's Deep Well Farm Inc Organization _____

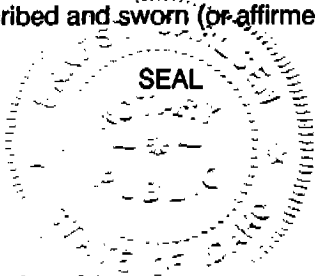
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent B. Keith Shabatz

Title and Organization V.P. Webster's Deep Well Farm Inc Date 8/12/88

State of Idaho/or _____)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 17 day of Aug 19 88



Notary Public Ernest Carlson

Residing at Blaho Falls, ID

My Commission Expires 14 June 1994

Please Print Name

17. Notice of Appearance:

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

Signature _____

Address _____

Date _____

OCT 29 1992

Last Name Webster Ident. Number 22 7409

Copies White-State, Yellow-Claimant

Log for claim 22-07409

Spatial Dynamics LTD

7/12/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
05n40e	16	NENW	39	39	
05n40e	16	NWNW	40	39	
05n40e	16	SWNW	40	39	
05n40e	16	SEnw	39	40	
Totals:			158	157	

WATER RIGHT LICENSE

WATER RIGHT NO. 22-07409

Priority: August 2, 1982

Maximum Diversion Rate:
Maximum Diversion Volume:¹

3.00 CFS
553.0 AF

This is to certify, that WEBSTER DEEP WELL FARM INC.

519 E. 350 S.

REXBURG, ID 83440

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 30, 1982; and has submitted Proof of Beneficial Use on October 4, 1983. An examination indicates that the works have a diversion capacity of 4.500 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 11/01	3.00 CFS	553.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSW, Sec. 9, Township 05N, Range 40E
MADISON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
05N	40E	16	NENW 39	NWNW 40	SWNW 40	158
			SENW 39			

Total number of acres irrigated: 158

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to reflect cropping patterns or acceptable standards of water delivery efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. The maximum combined rate of diversion under this right & Right 22-2255 shall not exceed 5.7 cfs.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 22ND day of AUGUST, 1989.

MICROFILMED

Acting for

R. Keith Higginson
R. Keith Higginson, Director

SEP 15 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Webster Deep Well Farm, Inc. Phone 356-3845

Post office address 519 East 350 South, Rexburg, ID 83440

2. Source of water supply groundwater which is a tributary of _____

3. Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 9 Township 5N

Range 40E B.M. Madison County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 3.00 for irrigation purposes from 4/01 to 11/01 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 3.00 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. well, pump, sprinkler system

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 24 inches; proposed depth of well is 450 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years (minimum 1 year - maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

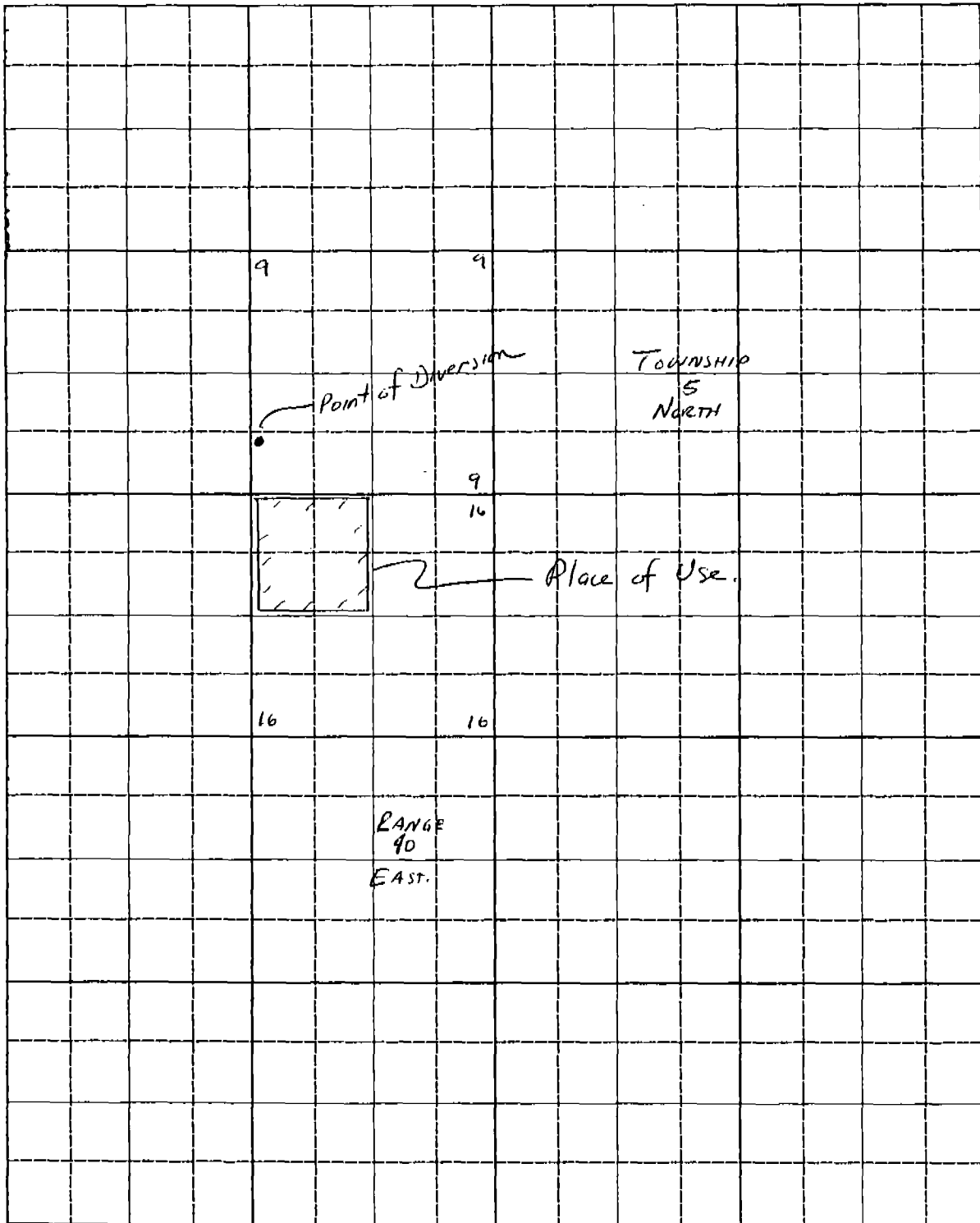
(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.

(5) If water is to be used for other purposes describe: _____

[illegible]

10. Remarks _____

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Shelton's Deep Shell Farm, Inc.
By B. K. Shelton V.P.
(Applicant)

Received by SM Date 6/30/82 Time 4:15
Preliminary check by KCW Fee \$ 85.00
Receipted by CW Date 6-30-82 # 22354
Publication prepared by BIP Date 7-8-82
Published in Standard Journal
Publication dates 7-15 & 7-22-82
Publication approved RC for CW Date 8/17/82
Protests filed by: None

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by EMC RC

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 22-7409, and said application is hereby APPROVED.

1, Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before September 1, 19 83.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.

Witness my hand this 20 day of August, 1982.

David R. Tuttle
Acting Chief, Operations Bureau

State of Idaho
DEPARTMENT OF WATER RESOURCES
WATER RIGHT BENEFICIAL USE FIELD REPORT

RECEIVED

22-7409

Permit No.

CONTACT WITH PERMIT HOLDER

DATE INITIALS APR 1 1986 REMARKS

☐ Appointment letter mailed:

Department of Water Resources

☐ Telephone call made

(List Telephone No. used)

☐ Appointment scheduled for:

(Date, time, location)

EXAMINATION 19 Mar 1986 verified P/D; P/u after land swap. No effect on this permit.

Date 11 July 1983 Accompanied by Kirk Webster Total Q measured 4.50 cfs

Source Groundwater Tributary to Supp. annubar measurement sheet used? NO

If source is surface water, estimate total flow of source

Methods of measurement Annubar # 191158 Meets permit requirements? Yes

Eagle Eye Meter # 091473

Measurement calculations: 12.8" W/K = 1.043

$Q = (3.85 \times id^4 \times \sqrt{V}) K = [3.85 \times (11.85)^4 \times \sqrt{12.8}] 1.043 = 2017.72 gpm = 4.50 cfs$

$158 ac \times 0.02 cfs/ac = 3.16$

Q LIMITED By Permit = 3.0

$V = 158 ac \times 3.5 afa = 553 afa$

$V = 3.0 \times 1.9835 \times 214 = 1278 afa$

WELL/DIV. NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEVICE	REMARKS
Well	400	U.S. Motors	C9538-371	Layne/Burke	44406	Annubar 12"	Good	
Booster	100	U.S. Motors	1401608	Layne/Burke	559632	-	-	-

System Description well pump mainline to laterals with sprinklers

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

Irrigation requirement = 3.5 AFA/Acre

USE Q (cfs) V (afa) FROM TO
Irrigation 3.00 553afa 4/1 11/1

MICROFILMED

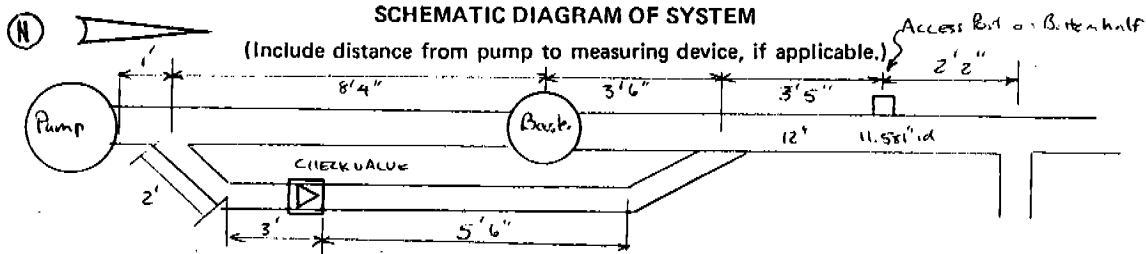
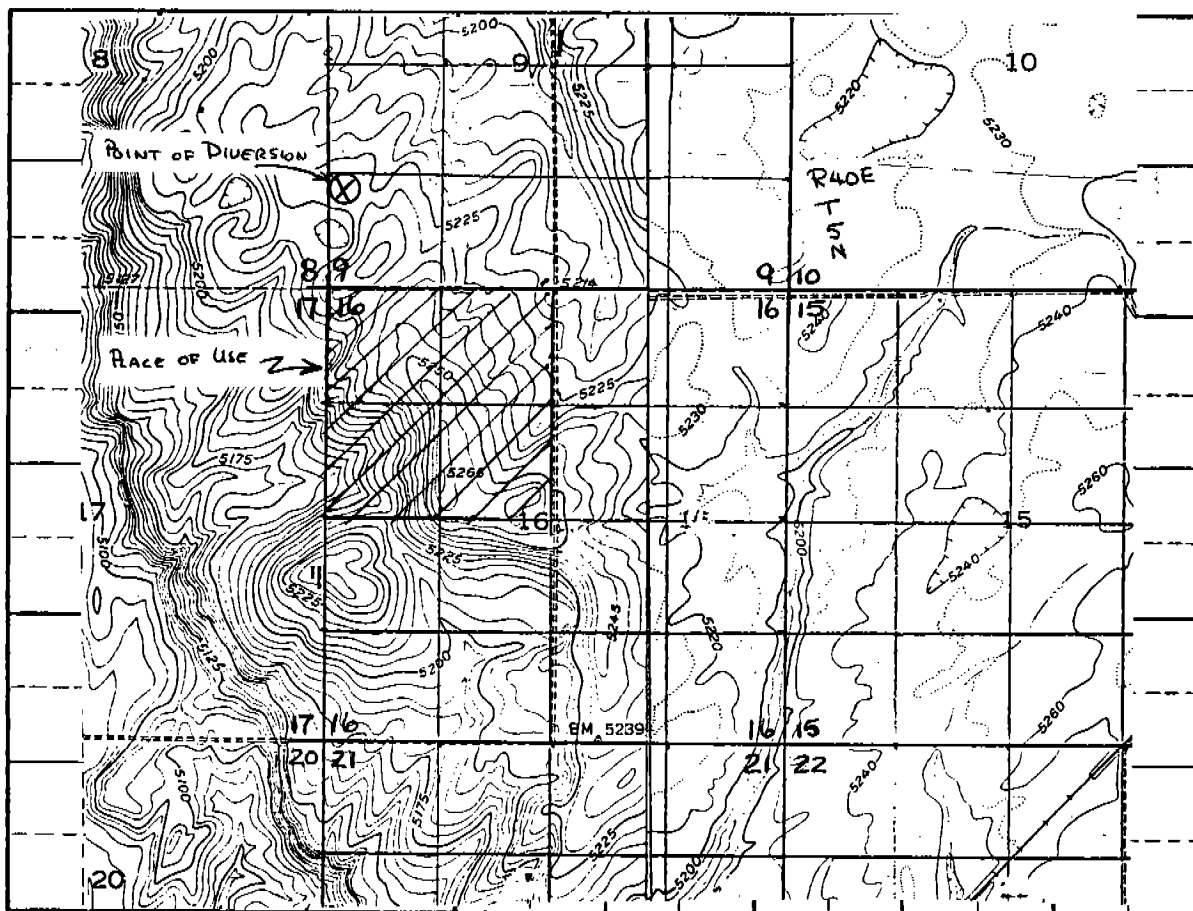
SEP 15 1989

Total 3.00 553afa

Remarks R17 (22-2255) (5.7 cfs)

19 Mar 86 Learned of land swap between permit holder and another individual & conducted re-exam P/D; P/u to see if swap affected permit no change.

MAP (Attach Aerial Photo)



Point(s) of diversion: Sw 1/4 Sw 1/4 Sec 9 T5N R40E

Place(s) of Use

TWP.	RGE.	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
5N	40E	16					39	40	40	39									158

SEP 15 1984

Total 158

Recommended Amendments:

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

Examiner's Signature

Keith C. Wilson

Date

11 July 1983

Checked by

Gary Spickman

Date

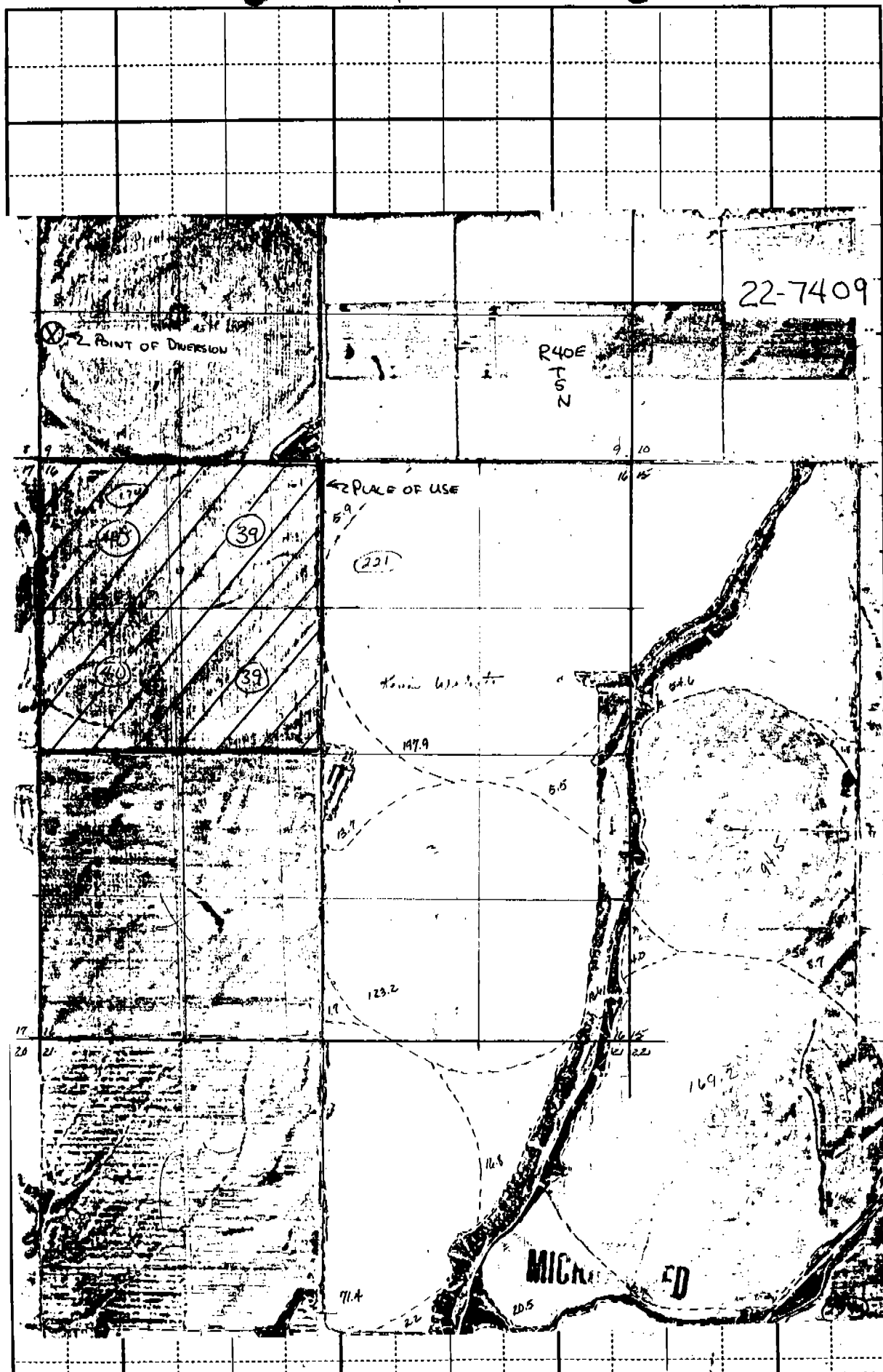
3-26-86

Approved by

Reverend McCarthy

Date

11/25/88



SCALE:

Draw Plan In Ink.

22-7409



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

April 13, 1999

WEBSTERS MILE HIGH FARM INC
PO BOX 457
REXBURG ID 83440

RE: NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE OF CLAIM TO A WATER RIGHT A22-07409

Dear Mr. Webster:

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

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

Please keep this report for your records.

Respectfully yours,

Jennifer Hoagland
Jennifer Hoagland
Technical Records Specialist

Enclosure

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

DELOG JH 33199
DELOG EV 48-99
OK 28/4/2/99
RECEIVED
MAR 30 1999

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

1. Water Right Number(s) G-32475/22-2255 22-07409
Adjudication Claim Number(s) _____
2. The following **REQUIRED** information must be submitted with this form. *4/30/75 WD-Smith to WDWI Inc.
*6/17/92 QD-WDWFI to WMHF *6/17/92 QD-WDWI Inc. to WMHF Inc.
*Assignment of Water License 5/5/75
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Pauline E. Smith (G-32475/22-2255) Rexburg, Idaho
Webster Deep Well Farm Inc. (22-07409)
519 E. 350 S., Rexburg, Idaho 83440
4. New Owner/Claimant(s) Webster's Mile High Farm, Inc.
Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR
New Mailing Address P.O. Box 457
City, State and ZIP Code Rexburg, Idaho 83440
New Telephone Number (208) 356-9598
5. Date you acquired the property June 17, 1992
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

N/A

Number of acres actually irrigated _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) Webster's Mile High Farm, Inc. Date _____
By: Shawn Webster, President Date 3/30/99
Shawn Webster, President
(Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.) ✓
8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

QUESTIONS MAY ALSO BE DIRECTED TO ATTORNEY STEVEN R. PARRY @ 522-3001

CORPORATION QUITCLAIM DEED

GRANTOR, Webster's Deep Well Farm, Inc., an Idaho corporation, having its principal place of business in Madison County, State of Idaho, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, and pursuant to authority given by the Board of Directors of said corporation, does hereby REMISE, RELEASE, and forever QUITCLAIM, unto Webster's Mile High Farm, Inc., an Idaho corporation, whose mailing address is Box 457, Rexburg, County of Madison, State of Idaho, as GRANTEE, and to grantee's successors and assigns forever, all of the following described real estate situated in Madison County, Idaho:

The Northwest Quarter (NW $\frac{1}{4}$), Section Sixteen (16), Township Five (5) North, Range Forty (40) East of the Boise Meridian, containing One Hundred Sixty (160) acres, more or less.

LESS AND EXCEPTING: Beginning at the Northeast corner of NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16, Township 5 North, Range 40 East, Boise Meridian, thence South 180 feet to the point of beginning; thence South 220 feet; thence West 250 feet; thence North 220 feet; thence East 250 feet, to the point of beginning.

TOGETHER with all tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and is subject to existing easements for roads, highways, laterals and power and transmission lines.

IN WITNESS WHEREOF, Grantor has hereunto caused this Deed to be executed in its corporate name by its duly authorized corporate officer this 17TH day of JUNE, 1992.

WEBSTER'S DEEP WELL FARM, INC.

BY: Beverly Webster Cullum

ITS: President

ATTEST:

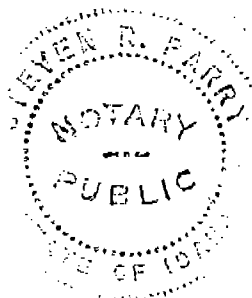
Steven R. Farr
Secretary

STATE OF IDAHO)
County of BONNANVILLE) ss.

On this 17TH day of JUNE, 1992, before me, a Notary Public for said state, personally appeared Beverly Webster Cullum, known to me to be the President of Webster's Deep Well Farm, Inc., the corporation that executed the within instrument, and acknowledged to me that said corporation executed the same.

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

Steven R. Farr
Notary Public for IDAHO
Residing at: 2040 FALLS
My Commission Expires: 6/27/97



MICROFILMED

State of Idaho)
County of Madison) SS 242907
I hereby certify that the within instrument was
filed JUN 06 1992
19 at 11:39 M. and
recorded on Film 242907
Fee 6.00
by BETH B. REESE, Recorder
Deputy
At the request of Fulla + Can
P.O. Box 50935
IF ID 83405-0935

ASSIGNMENT OF STATE OF IDAHO WATER LICENSE

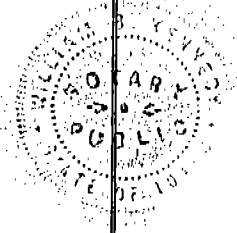
For valuable consideration, receipt of which is hereby acknowledged, I hereby sell, assign and transfer unto WEBSTERS DEEP WELL FARM, INC., an Idaho Corporation, all my right, title and interest in and to that certain State of Idaho Water License, #G32475/22-2255.

Pauline E. Smith
Pauline E. Smith, A Widow

STATE OF IDAHO)
) SS
County of Madison)

On this 5th day of May, 1975, before me, a Notary Public, personally appeared Pauline E. Smith, A widow, known to me to be the person whose name is subscribed to the above assignment and acknowledged to me that she executed the same.

RECORDED This _____ day of _____, 1975.



W. E. Kennedy
Notary Public for Idaho
Residing at Rexburg, Idaho
Commission expires 2/13/78

**CONSENT OF DIRECTORS
OF
WEBSTER'S MILE HIGH FARM, INC.
(1999)**

Pursuant to Idaho Code Section 30-1-821, and Article V of the Bylaws, the undersigned, being all of the members of the Board of Directors of Webster's Mile High Farm, Inc., an Idaho corporation (the "Corporation"), hereby consent to, vote in favor of and adopt the following resolutions without a meeting:

RESOLVED, that this Consent of Directors shall constitute the 1999 annual meeting of the Board of Directors required by Article II of the Corporation's Bylaws; and

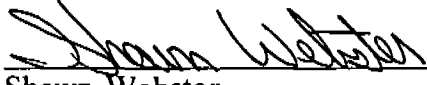
FURTHER RESOLVED, that all actions taken by the officers of the Corporation since the last annual meeting be and they are hereby ratified and approved; and

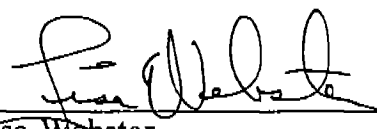
FURTHER RESOLVED, that each of the persons named below be and are hereby elected to the office or offices set forth opposite his or her name to serve until his or her successor has been duly elected and has qualified:

President:	Shawn Webster
Vice-President:	Lisa Webster
Secretary/Treasurer:	Lisa Webster

FURTHER RESOLVED, that the officers of the Corporation are directed to cancel all outstanding stock certificates and to issue new certificates to the shareholders all in accordance with the Consent of Shareholders (1999) executed by each of the shareholders.

IN WITNESS WHEREOF, each of the undersigned directors has signed this document effective as of the 9th day of February, 1999, and by doing so (1) consent to the transaction of the business hereof, (2) affirms that he or she has read the foregoing document, (3) waives any and all notice of the time, place and purposes of meeting, and (4) approves, adopts and ratifies the foregoing document and all acts taken or authorized therein.


Shawn Webster


Lisa Webster

FS4 NORTH

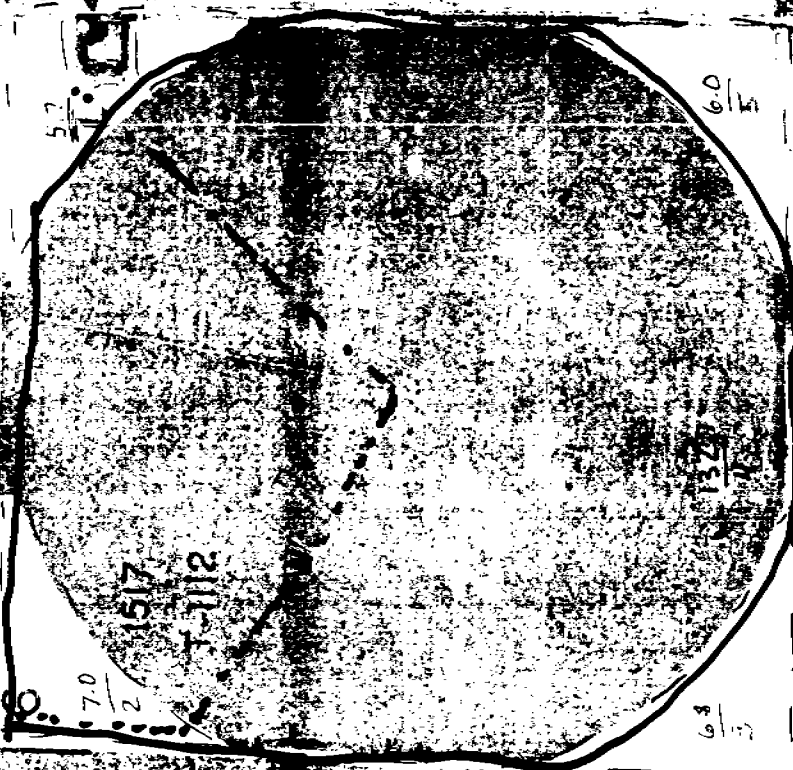
SEE F-7-H

Shawn's House

KEVIN'S HOUSE & SHOP

T5N

R4DE



TOTAL PROPERTY

WHERE I
CURRENTLY WATER
WITH CIRCLES OR
HANDLINES

Mamline
underground

SEE F-7-H

8

9

16

$\frac{7.0}{2}$

1517

15112

5.7

1

$\frac{6.3}{3}$

1327

$\frac{6.0}{5}$

2.2

3 HEL

66

5

20

2

T5N



State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

Date: *July 15, 1991*

*Webster Deep Well Farm
519 E. 350 S.
Rexburg, Id 83440*

Dear Claimant(s):

We are forwarding to you a computer-generated copy of the Notice of Claim which you filed for your property in Madison County.

We have interpreted the data from your claim and have made some minor modifications which we feel more accurately describe your water right. The items that were modified are highlighted. Please review the enclosed form to assure that these modifications are in agreement with your water right.

If you agree that the modifications are correct as indicated, you do not have to return this form. If you feel we have misinterpreted this claim, and you make any changes to the Notice of Claim form enclosed, you must initial the changes you make, sign the form before a Notary Public and return the claim and a copy of this letter to this Department.

Respectfully submitted,

Gregory J. Taylor
Water Right Agent, Adjudications

GT:sec.

Enclosures:

Claim # A22-07409

OCT 29 1992

10/27/1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME WEBSTER'S DE NEW FARM INC. CLAIM NO. A22-7409

DATE RECEIVED 8-17-88 CK # 2141 AMOUNT \$ 2943

	YES	NO
1. Is the name and address complete with zip code?	<u>X</u>	
2. Is a priority date entered?	<u>X</u>	
Is the water use exempt from the Permit requirements, or if it is not exempt, has a Permit been approved or a License issued? A Permit is required: (1) for groundwater developed after March 25, 1963 (except single family domestic and stockwater wells using less than 13,000 gpd), or (2) for surface water developed after May 20, 1971 (except for instream stockwater). USE CARE IF CLAIM IS RETURNED. REFER TO ADJUDICATION MEMOS # 1 (ADJ. CLAIMS/APPLICATIONS) AND # 9 (REJECTION OF CLAIMS). EXPLAIN IN COMMENTS.		
3. (a) Is a source entered?	<u>X</u>	
(b) Is a tributary to entered? (if required)	N/A <u>X</u>	
4. Is the legal description of the p.d. sufficient?	<u>X</u>	
5. Is there a description of the diverting works?	<u>X</u>	
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form.	<u>X</u>	
Is the period of use included?	<u>X</u>	
Is a quantity claimed for each use?	<u>X</u>	
7. Is a total quantity claimed entered?	<u>X</u>	
8. If required is a consumptive use entered?	N/A <u>X</u>	
Is the consumptive use correct?	N/A <u>X</u>	
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4.	N/A <u>X</u>	
10. Is (are) the place(s) of use and purpose(s) indicated?	<u>X</u>	
11. Is (are) the county(ies) entered?	<u>X</u>	
12. Is the ownership of p.u. checked?	<u>X</u>	
13. Are other water rights listed or "none" indicated?	<u>X</u>	
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.)	N/A <u>X</u>	
15. Is the basis of the claim indicated?		
16. Is the claim signed by the claimant, and is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?)	<u>X</u>	
Has the claim been signed, sealed, and dated by a notary?	<u>X</u>	
Was this claim filed on time, or was an extension granted?	<u>X</u>	
Is the fee enclosed correct?	Exempt <u>X</u>	
If this claim is based on an existing water right, has the identification number been entered?	N/A <u>X</u>	
Should this claim be receipted and data entered?	<u>X</u>	

OCT 29 1988

Claim checked by: RM

Comments: ASSUME CONSUMPTIVE USE OF 316.0 A.F.A.

E001376