

IDAHO DEPARTMENT OF WATER RESOURCES

31-07140

T07N, R37E, SEC. 11



1320 0 1320 Feet



PLACE OF USE



POINT OF DIVERSION

ACRES IRRIGATED- 140

GIS: PLACE OF USE
POINT OF DIVERSION
1987/1988 NAPP PHOTOS
PREPARED BY DAVE CARLSON

IDAHO DEPARTMENT OF WATER RESOURCES

31-07140

T07N, R37E, SEC. 11



1320 0 1320 Feet



ACRES IRRIGATED- 140



PLACE OF USE



POINT OF DIVERSION

GIS: PLACE OF USE
POINT OF DIVERSION
1987/1988 NAPP PHOTOS
PREPARED BY DAVE CARLSON

04/27/2001

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 31-7140
NAME AND ADDRESS: SPLIT M
PO BOX 247
HAMER ID 83425

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.300 CFS
490.00 AFY

PRIORITY DATE: 10/25/1974

POINT OF
DIVERSION: T07N R37E S11 SENWSW Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/01 11/01	2.300 CFS 490.00 AFY

PLACE OF USE: IRRIGATION Within JEFFERSON County

T07N R37E S11	NESW	35.0	T07N R37E S11	NWSW	35.0
T07N R37E S11	SWSW	35.0	T07N R37E S11	SESW	35.0

140 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

STATE OF IDAHO
District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707



Unknown

☒ NOT DELIVERABLE AS
ADDRESSED -
UNABLE TO FORWARD
☐ INSUFFICIENT ADDRESS



Handwritten notes and markings, including the number 2707.



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 31-7160
Date Received: 11/15/88
Receipt No:
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

BALL FARMS LTD Phone: (208)662-5286
2612 E 2300 N
HAMER ID 83425

2. Date of Priority: 04/09/1975

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
07N	36E	28	SE NW	JEFFERSON

5. Description of diverting works:

WELL AND PUMP TO A PIVOT

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	2.23	

7. Total Quantity Appropriated is:
2.23 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
07N	36E	28	NE NW	IRRIGATION	32
			NW NW	IRRIGATION	31
			SW NW	IRRIGATION	35

SE NW

IRRIGATION 36

Section Acres 134

Total Acres 134

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:

14. Remarks:

Ownership changed by Corrective Warrantee Deed. B Contor 11/7/2000.

15. Basis of Claim: License

AJ0749NP
No. R31-07140

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

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE
C	SPLIT M PO BOX 247 HAMER ID 83425 (208) 662-5511	10/25/1974	IRRIGATION	04-01 11-01	2.300 CFS
TOTAL DIVERSION:					2.300 CFS

Water Source: GROUNDWATER

Tributary to:

Stage: LIC

Point(s) of Diversion: T07N R37E S11

SENWSW

JEFFERSON C

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
			:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac
07N	37E	11	:					:					:	35	35	35	35	:				
																						TOTAL ACRES

POU County: JEFFERSON

Dates: Exam Made Date: 03/08/1994

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

C18

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: A31-07140
Date Received: 12/05/1988
Receipt No: E004578
Received By: S.M.

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SPLIT M 208-662-5511
Address: P.O. BOX 247
HAMER, ID 83425

2. Date of Priority: OCT 25, 1974

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	37E	11	SW	SW			JEFFERSON

5. Description of diverting works:
WELL & PUMP TO CENTER PIVOT

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.300		

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

8. Total consumptive use is 350.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	37E	11	NE	SW		IRR	35.0
			NW	SW		IRR	35.0
			SW	SW		IRR	35.0

A31-07140

Page 1

Date: 12/05/88

MICROFILMED
NOV 17 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	37E	11	SE	SW		IRR	35.0
Section Acres							140.0
Total Acres							140.0

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: LICENSE

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 Organizations:

I do solemnly swear or affirm that I am _____ of
_____, Title
_____, that I have signed the foregoing
Organization
document in the space below as _____ of
_____, Title
_____ and that the statements contained in the
Organization
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

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 _____

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: 39356

Ident. Number 431-07140Date Received 11-28-88Receipt Number E004578

A3107140



NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) - Split M -
Golden Eagle Ranch Phone (208) 662-5511Mailing Address P.O. 247 Armer ID. Zip 834252. Date of Priority (Only one (1) per claim) 10-25-19743. Source of water supply (a) Groundwater
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 7N Range 37E Section 11,
_____ 1/4 of SW 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of Tefferson.

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 & Pump to Center Point

MICROFILMED

NOV 17 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Ir. purposes from 4-1 to 11-1 amount 2,30 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

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

8. Total consumptive use claimed is 350 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) None

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	
<u>7N</u>	<u>37E</u>	<u>11</u>									<u>35</u>	<u>35</u>	<u>35</u>	<u>35</u>					<u>140</u>

Total number of acres irrigated 140

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

12. Do you own the property listed above as place of use? Yes X 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:

MICROFILMED

NOV 17 1992

Last Name Split M Golden Eagle Ident No. 431-07140

Copies: White -State, Yellow-Claimant

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

Scale: 2 inches equals 1 mile

A 16x16 grid of squares, each containing a crosshair symbol. The text "See Attached Map" is handwritten in the center of the grid.

MICROFILMED

NOV 17 1992

Last Name Sph + M.

Ident No. A 31-07140

Copies: White-State, Yellow-Claimant

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

Decree _____

If applicable provide IDWR Water Right Number _____

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 ☒ 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 MANAGER Title _____

of Split M Organization _____, that I have signed the foregoing

document in the space below as MANAGER Title _____ of Split M Organization _____

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

Signature of Authorized Agent [Signature]

Title and Organization MANAGER Split M Date 11-29-88

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

Subscribed and sworn (or affirmed) before me this 28 day of Nov. 19 88

SEAL

Notary Public Betty J. Thompson

Residing at Idaho Falls

My Commission Expires 6-94

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 _____

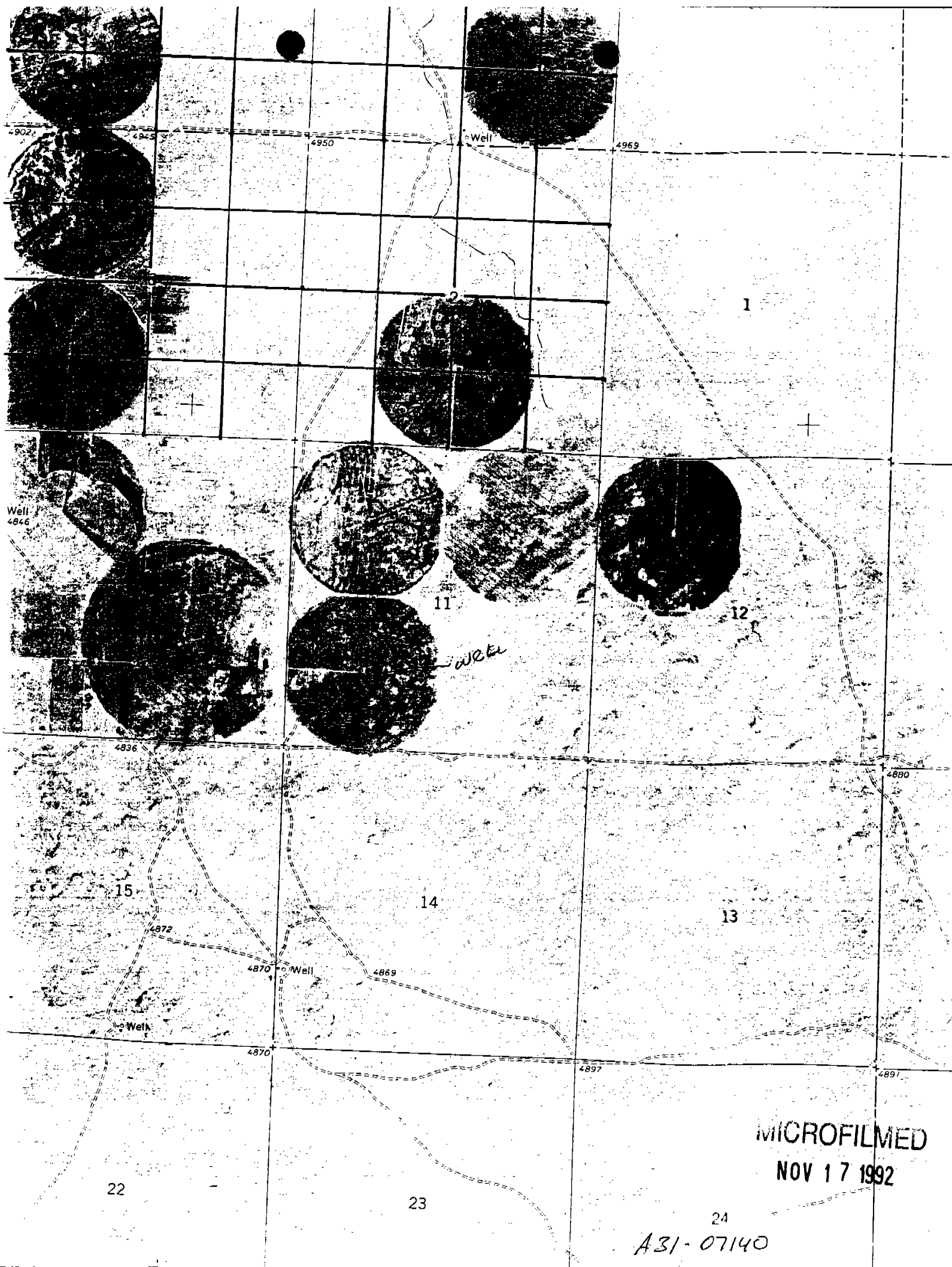
Date _____

MICROFILMED

NOV 17 1992

Last Name Split M. Ident. Number A31-07140

Copies White-State, Yellow-Claimant



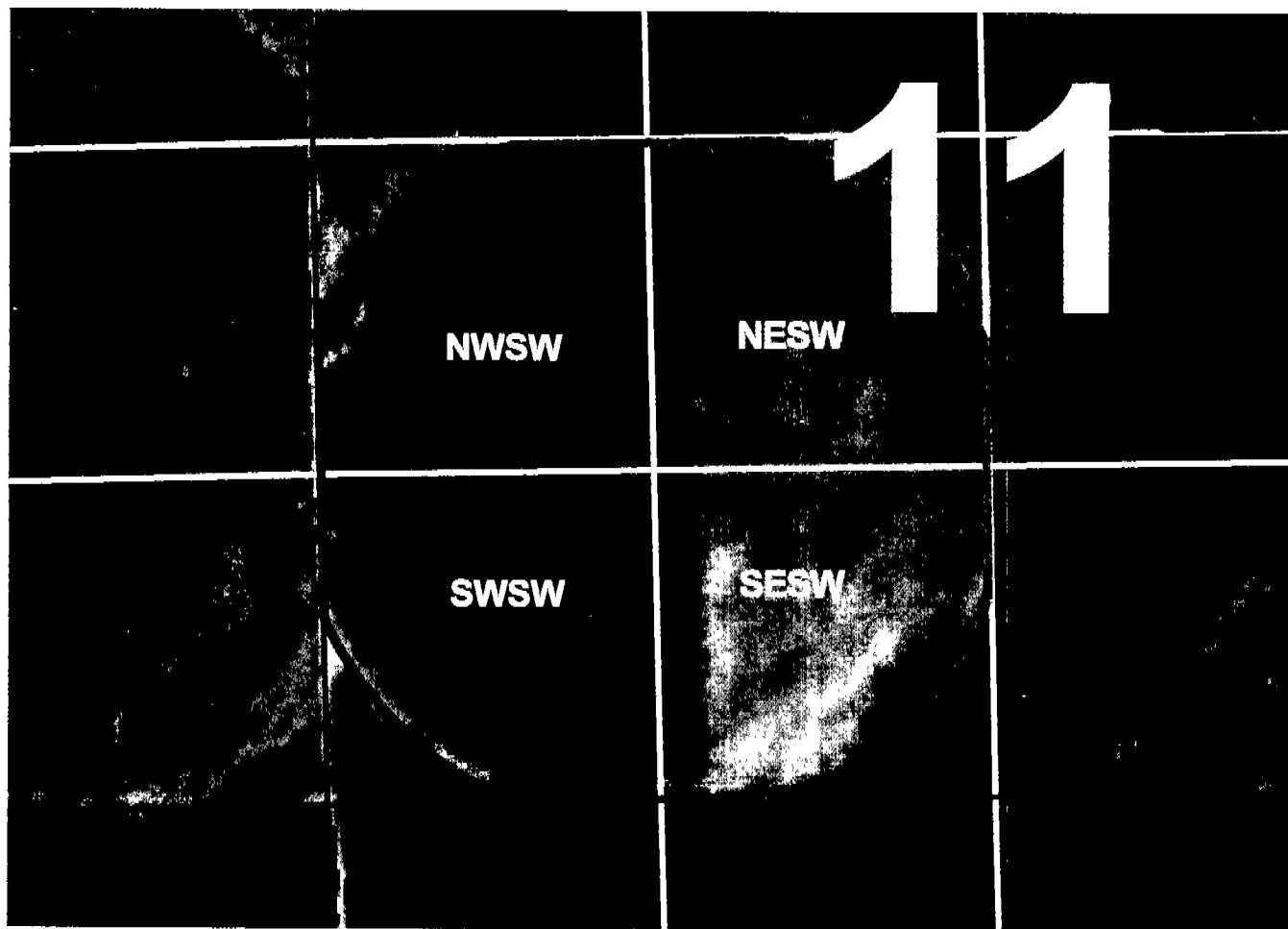
MICROFILMED
NOV 17 1992

A31-07140

IDAHO DEPARTMENT OF WATER RESOURCES

31-07140

T07N, R37E, SEC. 11



1320 0 1320 Feet



PLACE OF USE



POINT OF DIVERSION

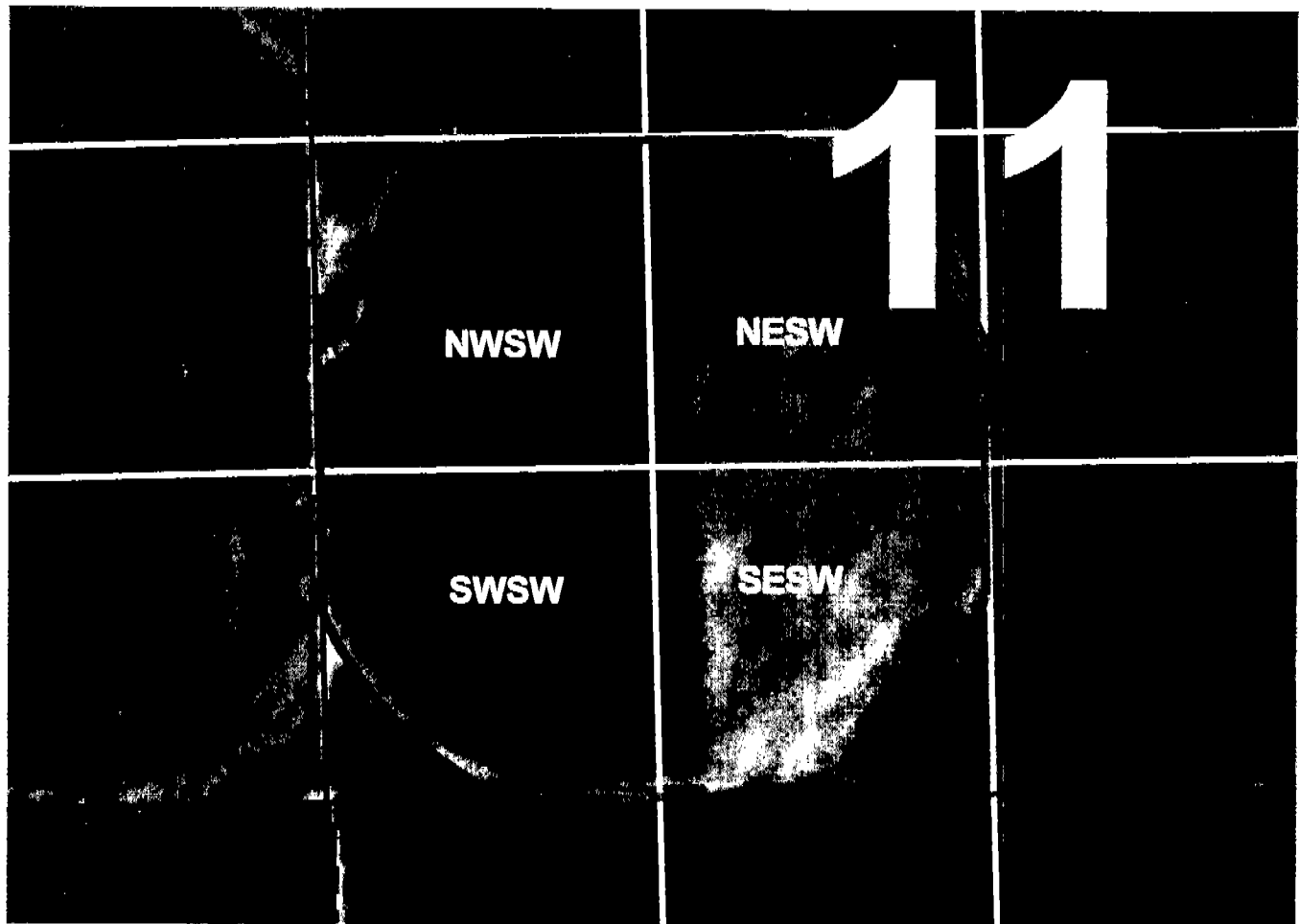
ACRES IRRIGATED- 140

GIS: PLACE OF USE
POINT OF DIVERSION
1987/1988 NAPP PHOTOS
PREPARED BY DAVE CARLSON

IDAHO DEPARTMENT OF WATER RESOURCES

31-07140

T07N, R37E, SEC. 11



1320

0

1320 Feet



ACRES IRRIGATED- 140



PLACE OF USE



POINT OF DIVERSION

GIS: PLACE OF USE
POINT OF DIVERSION
1987/1988 NAPP PHOTOS
PREPARED BY DAVE CARLSON

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:24
03/21/93

PAGE: 1
GENERAL INFORMATION

92
CLAIM NUMBER: A31-3714

LAST: SPLIT N
ADDRESS: P.O. BOX 267
CITY: HAGER
PHONE NUMBER: 208-662-5511

FIRST:
STATE: ID ZIP: 83425

Blaine Larsen

OWNER CODE: C

FIELD EXAM REQUIRED?

DATABASE
N

FIELD
EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____

PHONE NUMBER: () - -

DATE OF FIELD EXAM: 3/21/94

APPOINTMENT MADE: V() N(X)

TIME: : A() P()

ACCOMPANIED BY: _____

PHONE NUMBER: () - -

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

Office Review

PAGES: 2
PRIORITY DATE REVIEW PAGE

93
CLAIM NUMBER: A31-37140

A. AJ CLAIM: 8 A31-07140 PRIORITY DATE: 10-25-1974 STAGE: L
B. HR RECORD: 8 31-07140 PRIORITY DATE: 10-25-1974 STAGE: L

C. FIELD EXAM REQUIRED?
DUE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE FIELD EXAMINER
N

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() NO(X)
IF YES EXPLAIN.

NOTES: as per water right license

RECOMMENDED PRIORITY DATE:
10-25-1974

REVIEWED BY DC

DATE

3/8/94

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A31-07140	07N	37E	11	SE	~~SW~~ NW	SW		JEFFERSON
OTHER AJ CLAIMS WITH SAME AJ POD				WR RECORDS IN SAME 40 ACRE TRACT				
A PREFIX NONE				R PREFIX NONE				

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
31-07140	07N	37E	11		NW	SW		JEFFERSON
OTHER WR RECORDS WITH SAME WR POD				AJ CLAIMS IN SAME 40 ACRE TRACT				
NONE				A PREFIX NONE				
				R PREFIX NONE				

SOURCE: GROUNDWATER

TRIB:

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)

DATABASE
Y
N

FIELD
EXAMINER

NOTES:

change Pod to match water right

see Field Exam map

sec 11 SE NW SW

PAGE: 6
POINT OF DIVERSION REVIEW SHEET CONTINUED

95
CLAIM NUMBER: A31-07140

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	R&E.	SEC.	1/4	1/4	1/4	LOT	COUNTY	DIVERSION NAME
---	---	---	---	---	---	---	---	-----
---	---	---	---	---	---	---	---	-----
---	---	---	---	---	---	---	---	-----
---	---	---	---	---	---	---	---	-----
---	---	---	---	---	---	---	---	-----
---	---	---	---	---	---	---	---	-----

SOURCE: GROUNDWATER

TRKD:

REVIEWED BY:

DE

DATE:

3/8/94

SYSTEM DESCRIPTION:

A. ROOT WATER RIGHT NUMBERS: A31-07140

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM
07N	37E	11	NE	SW		SPLIT M	A31-07140 735.0	31-07140 735.0	27.0	
07N	37E	11	NW	SW		SPLIT M	A31-07140 735.0	31-07140 735.0	40.0	
07N	37E	11	SW	SW		SPLIT M	A31-07140 735.0	31-07140 735.0	33.0	
07N	37E	11	SE	SW		SPLIT M	A31-07140 735.0	31-07140 735.0	15.0	
TOTAL ACRES							A31-07140 140.00	31-07140 140.00	115.00	

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N(~~X~~)
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER

POU COUNTY: JEFFERSON

PRESUMPTION FLAG:

NOTES:

see field exam report

NAPP W42N

RECOMMENDATIONS:

TOTAL ACRES:

140

REVIEWED BY:

DC

DATE:

3/8/94

A. AS CLAIMED USES:

PURPOSES
A31-07140 IRRIGATION

4/15 - 10/15
MONTH/DAY
FROM 04-01 TO 11-01

TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
2.300 CFS

2.300 CFS

B. WR RECORDED USES:

PURPOSES
31-07140 IRRIGATION

MONTH/DAY
FROM 04-01 TO 11-01

TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
2.300 CFS 420.00 AF/A

2.300 CFS 420.00 AF/A

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

DUE TO WATER-USE DISCREPANCY? (Y/N)
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)

DATABASE FIELD
EXAMINER
N N
N N
N N

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N(X)
Y(X) N()

EXPLAIN IN NOTES, BELOW

NOTES:

new standards

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☒)

AJ TOTAL CLAIMED DIVERSION RATE: 2.500 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 2.500 CFS

*** IF NO OR IF STATUTORY CLAIM OR BENEFICIAL USE THEN FLOW MEASUREMENT REQUIRED. ***
** IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS **
** CLAIMED AND AN EXAM IS NOT REQUIRED, EXPLAIN IN NOTES. **

FLOW MEASUREMENT REQUIRED?

FIELD
DATABASE EXAMINER

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N) N

B. FLOW MEASUREMENT

MEASUREMENT METHOD SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y(☐) N(☒) IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: NONE

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1A. IRRIGATION RATE

ACRES _____ X 0.02 CFS/ACRE = _____ CFS
(TAKEN FROM P/U REVIEW)

1B. CALCULATIONS

DOES ANJUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N()

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 350.0 AF/A

ACRES 140 X CONSUMPTIVE VOL. AF/A FOR AREA 2.5 =

TOTAL CONSUMPTIVE USE 350 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A

ACRES 140 X DIVERSION VOL. AF/A FOR AREA 3.5 =

TOTAL DIVERSION VOLUME 490 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

NOTES: (INCLUDE LIMITATIONS ON CONSUMPTIVE USE FOR COMBINED RIGHTS.)

PAGE: 3
DIVERSION AMOUNT REVIEW SHEET CONTINUED

103
CLAIM NUMBER: A31-0714

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	04-01 11-01	DATABASE EXAMINER 2.300	DATABASE EXAMINER	DATABASE EXAMINER
TOTAL FOR THIS RIGHT	4/15 - 10/15	2.300	490	350.0

REVIEWED BY:

DATE:

3/8/94

PAGE: 10
BASIS OF CLAIM REVIEW SHEET

101
CLAIM NUMBER: A31-07140

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED AS CLAIMED	NEEDS REVIEW
☒	☐
☐	☐
☐	☐

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 31-07140

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
2.300

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A31-07140	2.300	-		31-07140	2.300
TOTAL CFS		2.300				2.300

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW SHEET ATTACHED? (Y/N)

DATABASE
Y

FIELD
EXAMINER

NOTES:

AUTHENTICATION:

SIGNATURE: _____

NAME OF FIELD EXAMINER: _____

DATE: _____

TITLE: _____

3/8/94
WA

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:07:26
03/23/93

PAGE: 11
QUICKLOOK INFORMATION

102
CLAIM NUMBER: A31-0714

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED BY CODE
PRIORITY DATE								
POINT OF DIV	Y		DC 3/4	Yes				
SOURCE								
PLACE OF USE	Y			No				
DIV. AMOUNT CFS/VOLUME								
CONSUMPTIVE USE	-							
PURPOSES								
PERIOD OF USE				Yes				
BASIS OF CLAIM								
REMARKS								

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
 ASCS MAP = 2
 WATERMASTER RECORDS = 3
 NAEP PHOTOS = 4
 FIELD EXAM = 5
 OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:05:15
03/23/93
105

PAGE: 12
PROFILE REPORT

CLAIM NUMBER: A31-37140

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	SPLIT M P.O. BOX 247 HAYER ID 83425 (208) 662-9511	10/25/1974	IRRIGATION	04-01 11-01	2.30 CFS	
					TOTAL DIVERSION:	2.30 CFS
					CONSUMPTIVE USE:	

WATER SOURCE: GROUNDWATER

TRIBUTARY TO:

STAGE: LICENSE

POINT(S) OF DIVERSION: T07N R37E S11 SWSW

JEFFERSON 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	LT	AC	LT	AC	
07N	37E	11	:																					
												35	35	35	35									
																TOTAL ACRES								

POW COUNTY: JEFFERSON

NON-IRRIGATION USES: NONE

OTHER RIGHTS: NONE

DATES: EXAM MADE DATE:

VERIFIED DATE:

MISC: WATER DISTRICT NUMBER:

FIELD INSPECTION FLAG:
PRESUMPTION FLAG:



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 8, 2002

JERRY RIGBY
PO BOX 250
REXBURG ID 83440-0250

RE: NOTICE(S) OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE(S) OF CLAIM TO A WATER RIGHT 31-7140, 31-7374

Dear Mr. Rigby:

The request for Change of Water Right Ownership concerning the above-referenced Notice(s) of Claim has been processed and the Department's records updated to reflect Stan and Scott Neville as the new claimants.

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

Respectfully yours,

Jennifer Crabtree
Technical Records Specialist

Enclosure

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 31-7140 V1

WATER RIGHT NUMBER: 31-7140 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	STAN NEVILLE 2263 W 1000 N REXBURG, ID 83440 (208)356-4130
Current Owner	SCOTT NEVILLE 2263 W 1000 N REXBURG, ID 83440 (208)356-4130
Original Owner	SPLIT M PO BOX 247 HAMER, ID 83425 (208)662-5511

Priority Date: 10/25/1974

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 11/01	2.300 CFS	490.00 AF
	<u>Total Diversion:</u>	2.300 CFS	490.00 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4NW1/4SW1/4	Sec. 11, Twp 07N, Rge 37E, B.M.
JEFFERSON County		

Place of UseIRRIGATION Within JEFFERSON County

T07N R37E S11	NESW 35.0	T07N R37E S11	NWSW 35.0
T07N R37E S11	SWSW 35.0	T07N R37E S11	SESW 35.0
Total Acres: 140			

Conditions of Approval:

1. 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.

Remarks:

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

RECEIVED

DEC 21 2001

Department of Water Resources
Eastern Region

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
31-7140					
31-7374					

RECEIVED

JAN 08 2002

Department of Water Resources
Eastern Region

2. The following **REQUIRED** information must be submitted with this form:

A. The appropriate **FILING FEE**. See instructions for fee amounts.

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Blaine Larsen

4. New Owner/Claimant(s)

Stan & Scott Neville

Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address

2263 W 1000 N

City, State and ZIP Code

Rexburg Idaho 83446

New Telephone Number

208 356-4130

5. Date you acquired the property

12-11-01

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)

Stan Deville
Scott Smith

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____ Date _____ Fee _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

husband and wife

whose address is: 2263 West 1000 North, Rexburg, ID 83440,

Hereinafter called the Grantee, the following described premises situated in Jefferson County, Idaho, to-wit:

TRACT 1: (Ferguson - Pivot 148)

TOWNSHIP 7 NORTH, RANGE 37 EAST OF THE BOISE MERIDIAN, JEFFERSON COUNTY,
IDAHO

Section 11: SW $\frac{1}{4}$

EXCEPTING THEREFROM: County road right of way along the West and South sides of said property.

TRACT 2: (Ferguson - Pivot 149)

TOWNSHIP 7 NORTH, RANGE 37 EAST OF THE BOISE MERIDIAN, JEFFERSON COUNTY,
IDAHO

Section 15: Beginning at a point that is N0°07'00"W 1396.50 feet along the Section line from the SE Corner of said Section 15; thence N85° 13'35"W 2593.66 feet; thence N4°26'29"W 2135.98 feet; thence N66°10'53"E 1556.09 feet; thence S0°03'48"E 416.73 feet; thence S89°55'35"E 1322.13 feet to the Section line; thence S0°03'48"E 1317.91 feet; thence S0°07'00"E 1237.47 feet to the point of beginning.

Instrument # 311618
RIGBY, JEFFERSON, IDAHO
2001-12-11 02:20:00 No. of Pages: 2
Recorded For: FIRST AMERICAN TITLE
CONNIE M. KELLER Fee: 6.00
Ex-Officio Recorder Deputy
Index to: WARRANTY DEED

TRACT 3: (BLM - Part of Pivot 149)

TOWNSHIP 7 NORTH, RANGE 37 EAST OF THE BOISE MERIDIAN, JEFFERSON COUNTY,
IDAHO

Section 15: NE $\frac{1}{4}$ NE $\frac{1}{4}$

RECEIVED BY

12/11/01

2:20

BLM
C.O.L.
S.D.N.
B.M.
J.H.

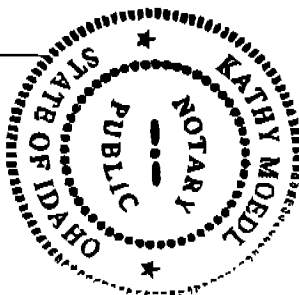
easements visible upon the premises, and
Dated: December 10, 2001

Blaine Larsen
Blaine Larsen
Connie Larsen
Connie Larsen

STATE OF Idaho
)ss.
COUNTY OF JEFFERSON

On this 10th day of December, 2001, before me Kathy Moedl, personally appeared Blaine Larsen and Connie Larsen, known or identified to me (or proved to me on the oath of), to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed the same.

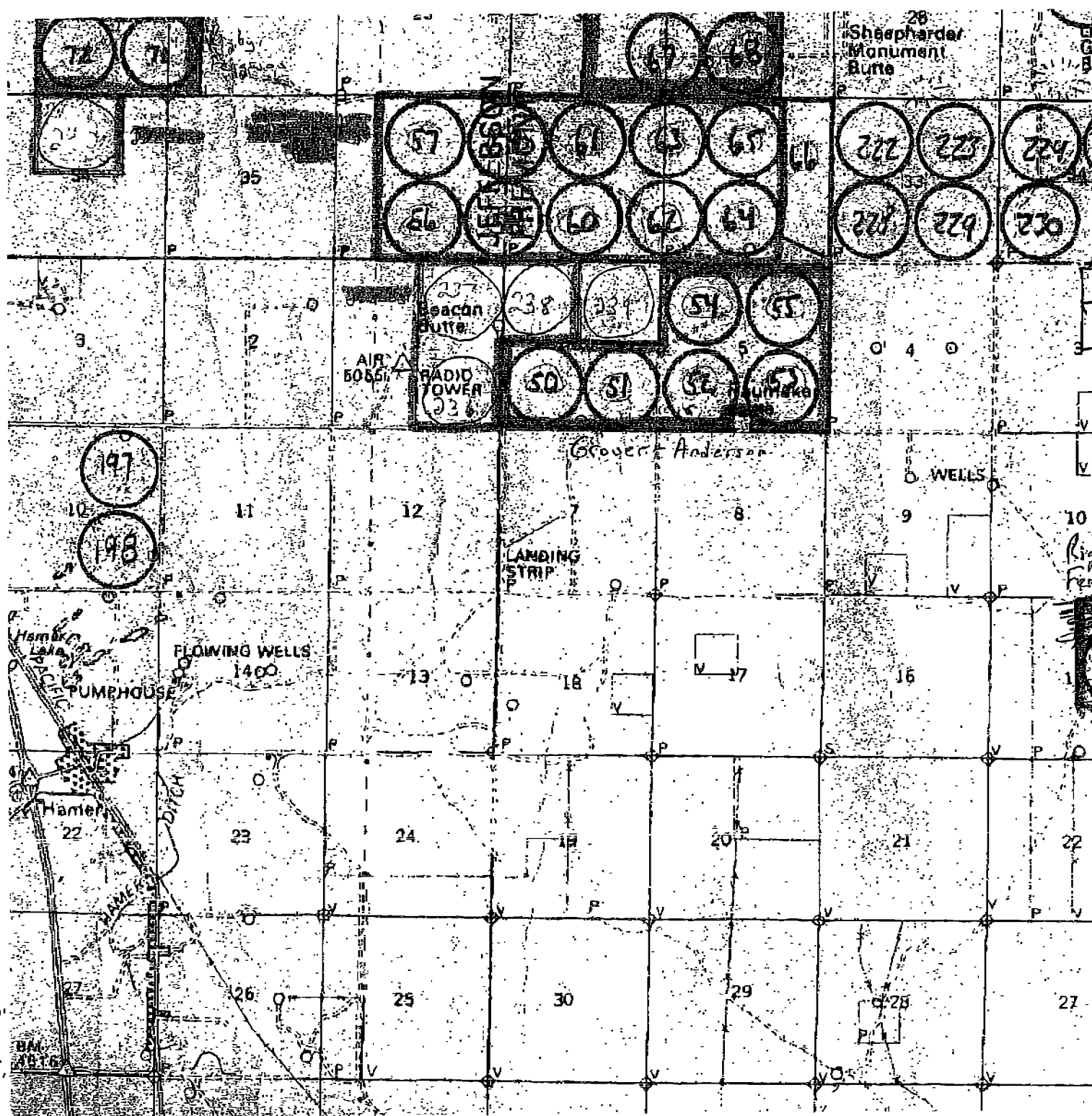
Kathy Moedl
Notary Public of Idaho
Residing at Rexburg, Idaho
Commission Expires: 07/16/05



0003/003

1st AMERICAN TITLE r18by

01/07/2002 11:42 FAX 208 745 8716



PURCHASE AGREEMENT

COPY

1. Parties.

Blaine Larsen and Connie Larsen located at P.O. Box 188, Hamer, Idaho 83425 (Seller).
Stan Neville and Barbara Neville, husband and wife, of 2658 East 2100 North, Hamer, ID 83425
and Scott Neville and Pamela Neville, husband and wife, of 2263 West 1000 North, Rexburg, ID
83440 (Buyer).

2. Background.

Seller agrees to sell to buyer and buyer agrees to purchase from seller the real property and
personal property described in section 4.

3. Consideration.

In consideration of the mutual promises set forth in this document, the parties agree as
follows:

4. Property Description.

Buyer is purchasing the following real and personal property:

A. Real Property:

The real property includes the following:

Approximately 353.37 acres of land, in Jefferson County, Idaho, and

2 wells and pumps and all irrigation equipment presently existing upon the
premises.

Real property is described as follows:

Township 7 North, Range 37 East Boise Meridian,
Jefferson County, State of Idaho.

TRACT 1: Section 11: SW ¼

EXCEPTING THEREFROM: County road right of
way along the West and South sides of said property.

TRACT 2: Section 15: NE ¼ NE ¼ ;

Also, Beginning at a point that is N0°07'00"W 1396.50 feet along the Section line from the SE Corner of said Section 15; thence N85°13'35"W 2593.66 feet; thence N4°26'29"W 2135.98 feet; thence N66°10'53"E 1556.09 feet; thence S0°03'48"E 416.73 feet; thence S89°55'35"E 1322.13 feet to the Section line; thence S0°03'48"E 1317.91 feet; thence S0°07'00"E 1237.47 feet to the point of beginning.

Together With:

All improvements, water rights, ditches, ditch rights, easements, tenements, hereditaments, appurtenances, reversions, remainders, rents, issues, and profits.

Water rights shall include the following: Water Right No. 31-7140 & 31-7374.

Subject To:

Zoning ordinances and governmental use regulations and restrictions. Taxes and assessments for 2001 and all subsequent years. All liens placed of record by or against Buyer. Unpatented mining claims, reservations and exceptions and patents or in acts authorizing their issuance thereof: water rights, claims, or title to water.

B. Personal Property:

The personal property includes the following:

All irrigation equipment located on the real property described in section 4.A.

Seller is not selling any other personal property other than that described in this section 4.B.

5. Conveyance and Transfer.

A. The conveyance of the real property shall be by general warranty deed, signed by Seller and shall describe the grantee(s) as follows: Stan Neville and Barbara Neville, husband and wife, and Scott Neville and Pamela Neville, husband and wife.

- B. The transfer of the personal property shall be by bill of sale, signed by Seller and describe the transferees as follows: Stan Neville and Barbara Neville, husband and wife, and Scott Neville and Pamela Neville, husband and wife.

6. Warranties.

SELLER MAKES NO WARRANTIES REGARDING THE REAL PROPERTY OR PERSONAL PROPERTY, EXPRESS OR IMPLIED, EXCEPT THOSE WARRANTIES GIVEN IN THE WARRANTY DEED AND BILL OF SALE. THERE IS NO WARRANTY GIVEN AS TO THE FITNESS FOR ANY PARTICULAR PURPOSE OR AS TO MERCHANTABILITY. BUYER PURCHASES THE REAL PROPERTY AND PERSONAL PROPERTY "AS IS."

Notwithstanding the above, to the best of Seller's knowledge, there has been no leak, spill, release, discharge, emission or disposal of any substance or material defined or designated as hazardous or toxic waste, material, substance or material defined or designated as hazardous or toxic waste, material, substance, or other similar term, by any federal, state, or local environmental statute, regulation or ordinance on, about, or in any of the properties at any time occupied or owned by Seller. Moreover, all handling, disposal, transportation, storage, treatment or usage of Hazardous Material by Seller has been in compliance with all applicable Environmental Regulations.

7. Purchase Price.

The purchase price was originally Four Hundred Sixty Five Thousand and no/100 Dollars (\$465,000), for the real and personal property described in section 4. Certain interest has accrued and certain credits have been given for lease payments all as provided in that certain Farm Lease with Option to Purchase, entered into by and between the parties on or about the 3rd day of April 2001, and exercised by Tenant on November 6, 2001, which results in a closing purchase price of Four Hundred Seventy Thousand Four Hundred Seventy Nine and 17/100 Dollars (\$470,479.17).

8. Marketable Title.

Seller shall furnish marketable title and shall convey the property free from encumbrances other than those listed with the description of the property in section 4 or shown in the title commitment provided to Buyer at closing. Seller shall furnish a Standard Owner's Title Insurance

Policy, insuring the title for the purchase price, issued by First American Title Company. Seller has heretofore placed an order for the insurance which shall be provided to Buyer at closing. In the event of title objections, either by Buyer's attorney, or Buyer, Seller shall have 15 days from the date Buyer gives written notice of the objection(s) to cure them. If Seller fails to furnish marketable title by closing, Buyer may either cancel the contract and receive back his earnest money deposit or require specific performance.

9. Prorations.

Taxes for the year 2001 shall be prorated between Seller and Buyer at closing. All other expenses shall also be prorated at closing.

10. Closing.

The transaction shall be closed on December 10, 2001, at First American Title in Rigby, Idaho. Buyer and Seller shall each pay one-half of the costs of closing charged by the closing agent, the recording fees, and the costs of document preparation.

At closing, Buyer must:

- A. Pay the purchase price amount of \$470,479.17; and
- B. Pay one-half the costs of closing charged by First American Title Company.

At closing, Seller must:

- A. Provide a standard owner's title insurance policy, insuring the title of the purchase price; and
- B. Provide Buyer with a fully executed warranty deed conveying the property described in section 4.A, subject to the items listed in section 4.A and the title insurance policy.
- C. Provide Buyer with a fully executed bill of sale transferring the personal property described in section 4.B, subject to the items listed in section 4.B and the title insurance policy.

11. Commission.

There is no real estate commission involved in this sale.

12. Entire Agreement.

This agreement contains the entire agreement and understanding of the parties about the subject matter of this contract. There are no representations, inducements, promises, or agreements, oral or written, not embodied in this document. All prior discussions, negotiations, commitments and understandings related to the subject matter of this agreement are merged into this agreement. There are no conditions precedent to this agreement other than as stated in this document. There are no collateral agreements existing between the parties that are not referenced here.

Seller:

Blaine Larsen

Blaine Larsen

Date: 12-11-01

Connie Larsen

Connie Larsen

Date: 12-11-01

Buyer:

Stan D. Neville

Stan Neville

Date: 12-10-01

Barbara Neville

Barbara Neville

Date: 12-10-01

Scott E. Neville

Scott Neville

Date: 12-10-01

Pamela Neville

Pamela Neville

Date: _____

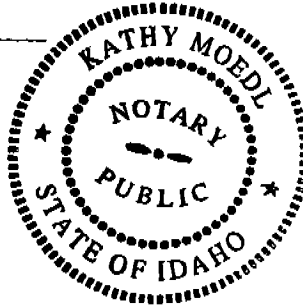
STATE OF IDAHO)

)ss.

COUNTY OF Jefferson)

On this 11th day of December, in the year of 2001, before me Kathy Moedl, personally appeared **Blaine Larsen and Connie Larsen**, known or identified to me (or proved to me on the oath of), to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed the same.


Notary Public of Idaho
Residing at: Rexburg
Commission Expires: 7/16/2005

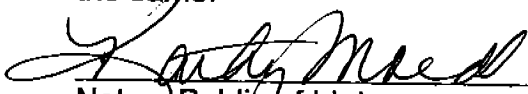


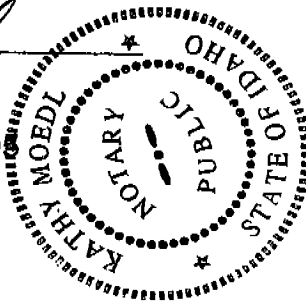
STATE OF IDAHO)

)ss.

COUNTY OF Jefferson)

On this 10th day of December, in the year of 2001, before me Kathy Moedl, personally appeared **Stan D. Neville, Barbara Neville, Scott C. Neville and Pam Neville**, known or identified to me (or proved to me on the oath of), to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed the same.


Notary Public of Idaho
Residing at: Rexburg
Commission Expires: 7/16/2005



SCHEDULE A

Order No.: ~~RI22595~~

RI 22158 B

Reference No.:

1. Commitment Date: **October 10, 2001**

at **08:00 AM**

2. Policy (or Policies) to be issued:

Policy Amount

Premium Amount

(a) **Owner's Policy** (

Form 1402-92)

Proposed Insured:

No credits applicable

Endorsements:

(b) **Loan Policy**

(Std Loan Policy (10/17/92) Form 1056-92)

\$ 1,000,000.00

\$ 2,780.00

Proposed Insured:

w/ credit of \$TBD applied

Lend-Lease Agri Business, its successors and/or assigns as their respective interests may appear.

Endorsements:

(c)

Proposed Insured:

Endorsements:

3. A fee simple interest in the land described in this Commitment is owned, at the Commitment Date, by:

TRACTS 1, 2 & 3: Blaine Larsen and Connie Larsen, husband and wife

TRACTS 4, 5 & 6: Stan D. Neville and Barbara Neville, husband and wife and Scott C. Neville and Pam Neville, husband and wife

4. The Land referred to in this Commitment is described as follows:

SEE ATTACHED LEGAL DESCRIPTION

3 PAGES TOTAL

According to the County Assessor's office, the above described property is commonly known as:
,, Idaho

ATTACHED LEGAL DESCRIPTION

Order No.: RI22595

TRACT 1: (Ferguson - Pivot 148) *160*

TOWNSHIP 7 NORTH, RANGE 37 EAST OF THE BOISE MERIDIAN, JEFFERSON COUNTY, IDAHO

Section 11: SW $\frac{1}{4}$

EXCEPTING THEREFROM: County road right of way along the West and South sides of said property.

TRACT 2: (Ferguson - Pivot 149) *153.37 AC*

TOWNSHIP 7 NORTH, RANGE 37 EAST OF THE BOISE MERIDIAN, JEFFERSON COUNTY, IDAHO

Section 15: Beginning at a point that is N0°07'00"W 1396.50 feet along the Section line from the SE Corner of said Section 15; thence N85° 13'35"W 2593.66 feet; thence N4°26'29"W 2135.98 feet; thence N66°10'53"E 1556.09 feet; thence S0°03'48"E 416.73 feet; thence S89°55'35"E 1322.13 feet to the Section line; thence S0°03'48"E 1317.91 feet; thence S0°07'00"E 1237.47 feet to the point of beginning.

TRACT 3: (BLM - Part of Pivot 149) *40*

TOWNSHIP 7 NORTH, RANGE 37 EAST OF THE BOISE MERIDIAN, JEFFERSON COUNTY, IDAHO

Section 15: NE $\frac{1}{4}$ NE $\frac{1}{4}$

TRACT 4:

TOWNSHIP 7 NORTH, RANGE 37 EAST OF THE BOISE MERIDIAN, JEFFERSON COUNTY, IDAHO

Section 2: Lot 3

EXCEPTING THEREFROM: Commencing at the NE Corner of Lot 3 of said section 2 and running thence South 400 feet; thence West 300 feet; thence North 400 feet; thence East 300 feet to the point of beginning.

ALSO, Lot 4,
S $\frac{1}{2}$ NW $\frac{1}{4}$,
E $\frac{1}{2}$ SW $\frac{1}{4}$,
W $\frac{1}{2}$ SE $\frac{1}{4}$

Section 3: Lots 1 and 2,
S $\frac{1}{2}$ NE $\frac{1}{4}$

LEGAL DESCRIPTION

(Continued)

Order No.: RI22595

TRACT 5:

TOWNSHIP 7 NORTH, RANGE 37 EAST OF THE BOISE MERIDIAN, JEFFERSON COUNTY, IDAHO

Section 2: W $\frac{1}{2}$ SW $\frac{1}{4}$

EXCEPTING THEREFROM: Commencing at the NW Corner of the SW $\frac{1}{4}$ of Section 2, Township 7 North, Range 37 East of the Boise Meridian and running thence East 850 feet; thence South 900 feet; thence West 850 feet; thence North 900 feet to the point of beginning.

TOGETHER WITH a perpetual roadway easement for access to and from those lands in Jefferson County located in Township 7 North, Range 37 East of the Boise Meridian, Section 3 and those Jefferson County lands located in Township 7 North, Range 37 East of the Boise Meridian Section 2, which road way easement is described as follows:
Commencing at the Northwest Corner of the Southwest Quarter of Section 2, Township 7 North, Range 37 East of the Boise Meridian, and running thence East 40 feet, thence South 900 feet, thence West 40 feet, thence North 900 feet, to the point of beginning.

TOGETHER WITH a perpetual roadway easement for access to and from those lands located in Fremont County described as the SE $\frac{1}{4}$ of Section 35, Township 8 North, Range 37 East of the Boise Meridian, Fremont County, Idaho described as follows:
Commencing on or about a point located 300 feet West and 100 feet South of the NE Corner of the NW $\frac{1}{4}$ of Section 2, Township 7 North, Range 37 East, Boise Meridian, Jefferson County, Idaho, and running thence in a easterly and northerly direction through a parcel of land described as being 300 feet square and located in the SE corner of the SW $\frac{1}{4}$ of Section 35 Township 8 North, Range 37 East, Boise Meridian, Fremont County, Idaho and continuing therethrough a northerly and easterly direction and traversing a parcel of land 300 feet by 200 feet located in the SW corner of the SE $\frac{1}{4}$ of Section 35, Township 8 North, Range 37 East, Boise Meridian, Fremont County, Idaho.

SUBJECT TO an easement granted by Stan Neville and Barbara Neville and Scott Neville and Pam Neville to Elaine Saurey, a widow, recorded January 17, 1996, Instrument No. 279327, records of Jefferson County, Idaho.

SUBJECT TO an easement granted by Stan Neville and Barbara Neville, husband and wife; Scott Neville and Pam Neville, husband and wife; and Elaine Saurey, a widow, to Elaine Saurey as Trustee of the Reed Saurey Trust, her successors and assigns, and to Robbie Saurey as Trust Beneficiary, recorded January 17, 1996, Instrument No. 279329.

TRACT 6:

TOWNSHIP 8 NORTH, RANGE 37 EAST OF THE BOISE MERIDIAN, FREMONT COUNTY, IDAHO

Section 35: SE $\frac{1}{4}$

EXCEPTING THEREFROM: Commencing at the SW Corner of the SE $\frac{1}{4}$ of said Section 35 and running thence East 200 feet; thence North 300 feet; thence West 200 feet; thence South 300 feet to the Point of Beginning.

TOGETHER WITH a perpetual roadway easement for access to and from those lands located in Fremont County, Idaho, described as the SE $\frac{1}{4}$ of Section 35, Township 8 North, Range 37 East of the

LEGAL DESCRIPTION

(Continued)

Order No.: RI22595

Boise Meridian, Fremont County, Idaho, described as follows:

Commencing on or about a point located 300 feet West and 100 feet South of the NE Corner of the NW¼ of Section 2, Township 7 North, Range 37 East of the Boise Meridian, Jefferson County, Idaho and running thence in an Easterly and Northerly direction through a parcel of land described as being 300 feet square and located in the SE Corner of the SW¼ of Section 35, Township 8 North, Range 37 East of the Boise Meridian, Fremont County, Idaho, and continuing therethrough a Northerly and Easterly direction and traversing a parcel of land 300 feet by 200 feet located in the SW Corner of the SE¼ of said Section 35.

SCHEDULE B - SECTION 1

REQUIREMENTS

The following requirements must be met:

- a. Pay the agreed amounts for the interest in the land and/or the mortgage to be insured.
- b. Pay us the premiums, fees and charges for the policy.
- c. Documents satisfactory to us creating the interest in the land and/or mortgage to be insured must be signed, delivered and recorded.
- d. You must tell us in writing the name of anyone not referred to in this Commitment who will get an interest in the land or who will make a loan on the land. We may then make additional requirements or exceptions.
- e. Release(s) or Reconveyance(s) of item(s).

SCHEDULE B - SECTION 2

EXCEPTIONS

Any policy we issue will have the following exceptions unless they are taken care of to our satisfaction.

Part 1:

1. Taxes or assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records.
2. Any facts, rights, interest, or claims which are not shown by the public records but which could be ascertained by an inspection of said land or by making inquiry of persons in possession thereof.
3. Easements, claims of easement or encumbrances which are not shown by the public records.
4. Discrepancies, conflicts in boundary lines, shortage in area, encroachments, or any other facts which a correct survey would disclose, and which are not shown by public records.
5. (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water, whether or not the matters excepted under (a), (b) or (c) are shown by the public records.
6. Any lien, or right to a lien, for services, labor or material theretofore or hereafter furnished, imposed by law and not shown by the public records.

TRACT 1:

7. 2000 taxes are an accruing lien, not yet due and payable until the fourth Monday in November of the current year. The first one-half is not delinquent until after December 20 of the current year, the second one-half is not delinquent until after June 20 of the following year. Taxes which may be assessed and entered on the property roll for with respect to new improvements and first occupancy, which may be included on the regular property, which are an accruing lien, not yet due and payable.

General taxes as set forth below. Any amounts not paid when due will accrue penalties and interest in addition to the amount stated herein:

Year	Original Amount	Amount Paid	Parcel Number	Covers
2000	\$700.60	\$700.60	07N37E114800A	Tract 1

Homeowners Exemption is not in effect for 2000.
Circuit breaker is not in effect for 2000.

8. Power line easement granted to UTAH POWER & LIGHT COMPANY, recorded April 30, 1974 as Instrument No. 170365, records of Jefferson County. Affects Sec. 11: N½ (Easement) and additional lands.
9. Power line easement granted to UTAH POWER & LIGHT COMPANY, recorded August 25, 1975 as Instrument No. 176602, records of Jefferson County. Affects Sec. 11: N½ (Easement) and additional lands.
10. Power line easement granted to UTAH POWER & LIGHT COMPANY, recorded August 25, 1975 as Instrument No. 176603, records of Jefferson County. Affects Sec. 11: SW¼
11. Power line easement granted to UTAH POWER & LIGHT COMPANY recorded October 11,

SCHEDULE B - SECTION 2

EXCEPTIONS

(Continued)

Order No.: RI22595

1977 as Instrument No. 188430, records of Jefferson County.
Affects Sec. 11: SW¼

12. Reservations set out in that certain Warranty Deed to ALAN WEAVER recorded March 30, 1990, as Instrument No. 255682, records of Jefferson County.
Affects Sec. 11: SW¼
13. **ACKNOWLEDGEMENT OF SECURITY INTEREST** upon the terms, conditions and provisions contained therein:
Parties: Entered into as of February 17, 2000, by and among WELLS FARGO BANK, NATIONAL ASSOCIATION ("Bank"), BLAINE LARSEN FARMS, INC.; AGRIBUSINESS, INC.; BART LARSEN FARMS, INC.; BLAINE LARSEN PROCESSING, INC.; BRANDON LARSEN FARMS, INC.; IDAHO FREIGHT SERVICES, INC.; IDAHO PRODUCE EXPRESS, INC.; and LARSEN FARMS HAY TERMINAL, INC. ("Debtor") and Brad Egbert ("Landlord")
Recorded: July 24, 2000 as Instrument No. 303798, Jefferson County
Also affects additional lands.
14. **ACKNOWLEDGEMENT OF SECURITY INTEREST** upon the terms, conditions and provisions contained therein:
Parties: Entered into as of February 17, 2000, by and among WELLS FARGO BANK, NATIONAL ASSOCIATION ("Bank"), BLAINE LARSEN FARMS, INC.; AGRIBUSINESS, INC.; BART LARSEN FARMS, INC.; BLAINE LARSEN PROCESSING, INC.; BRANDON LARSEN FARMS, INC.; IDAHO FREIGHT SERVICES, INC.; IDAHO PRODUCE EXPRESS, INC.; and LARSEN FARMS HAY TERMINAL, INC. ("Debtor") and D & D Enterprises, Inc. ("Landlord")
Recorded: July 24, 2000 as Instrument No. 303799, Jefferson County
Also affects additional lands.
15. **ACKNOWLEDGEMENT OF SECURITY INTEREST** upon the terms, conditions and provisions contained therein:
Parties: Entered into as of February 17, 2000, by and among WELLS FARGO BANK, NATIONAL ASSOCIATION ("Bank"), BLAINE LARSEN FARMS, INC.; AGRIBUSINESS, INC.; BART LARSEN FARMS, INC.; BLAINE LARSEN PROCESSING, INC.; BRANDON LARSEN FARMS, INC.; IDAHO FREIGHT SERVICES, INC.; IDAHO PRODUCE EXPRESS, INC.; and LARSEN FARMS HAY TERMINAL, INC. ("Debtor") and Dean and Sandi Sanders, husband and wife ("Landlord")
Recorded: October 5, 2000 as Instrument No. 304766, Jefferson County
Also affects additional lands.
16. **IDAHO MORTGAGE, SECURITY AGREEMENT AND FIXTURE FILING** dated December 8, 2000 to secure an indebtedness in the principal sum of \$5,160,000.00.
Recorded: January 11, 2001, Instrument No. 306072, JEFFERSON County
Mortgagor: BLAINE LARSEN, A MARRIED MAN, SUBJECT TO THE COMMUNITY PROPERTY INTEREST OF HIS SPOUSE, CONNIE LARSEN: BLAINE LARSEN AND CONNIE LARSEN, HUSBAND AND WIFE
Mortgagee: THE EQUITABLE LIFE ASSURANCE SOCIETY OF THE UNITED STATES, a NEW YORK corporation

SCHEDULE B - SECTION 2

EXCEPTIONS

(Continued)

Order No.: RI22595

TRACT 2:

17. 2001 taxes are an accruing lien, not yet due and payable until the fourth Monday in November of the current year. The first one-half is not delinquent until after December 20 of the current year, the second one-half is not delinquent until after June 20 of the following year. Taxes which may be assessed and entered on the property roll for with respect to new improvements and first occupancy, which may be included on the regular property, which are an accruing lien, not yet due and payable.

General taxes as set forth below. Any amounts not paid when due will accrue penalties and interest in addition to the amount stated herein:

Year	Original Amount	Amount Paid	Parcel Number	Covers
2000	\$752.56	\$752.56	07N37E150280A	Tract 2

Homeowners Exemption is not in effect for 2000.
Circuit breaker is not in effect for 2000.

18. Power line easement granted to UTAH POWER & LIGHT COMPANY, a corporation, recorded October 11, 1977, as Instrument No. 188430, records of Jefferson County. Affects the E $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ and the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 15.
19. Power line easement granted to UTAH POWER & LIGHT COMPANY recorded June 30, 1982 as Instrument No. 216241, records of Jefferson County.
20. Matters disclosed in a survey by Boyd Cardon, dated November 1989, Job No. FBK89-2, recorded October 31, 1990, as Instrument No. 258062, records of Jefferson County.
21. ACKNOWLEDGEMENT OF SECURITY INTEREST upon the terms, conditions and provisions contained therein:
Parties: Entered into as of February 17, 2000, by and among WELLS FARGO BANK, NATIONAL ASSOCIATION ("Bank"), BLAINE LARSEN FARMS, INC.; AGRIBUSINESS, INC.; BART LARSEN FARMS, INC.; BLAINE LARSEN PROCESSING, INC.; BRANDON LARSEN FARMS, INC.; IDAHO FREIGHT SERVICES, INC.; IDAHO PRODUCE EXPRESS, INC.; and LARSEN FARMS HAY TERMINAL, INC. ("Debtor") and Brad Egbert ("Landlord")
Recorded: July 24, 2000 as Instrument No. 303798, Jefferson County
Also affects additional lands.
22. ACKNOWLEDGEMENT OF SECURITY INTEREST upon the terms, conditions and provisions contained therein:
Parties: Entered into as of February 17, 2000, by and among WELLS FARGO BANK, NATIONAL ASSOCIATION ("Bank"), BLAINE LARSEN FARMS, INC.; AGRIBUSINESS, INC.; BART LARSEN FARMS, INC.; BLAINE LARSEN PROCESSING, INC.; BRANDON LARSEN FARMS, INC.; IDAHO FREIGHT SERVICES, INC.; IDAHO PRODUCE EXPRESS, INC.; and LARSEN FARMS HAY TERMINAL, INC. ("Debtor") and D & D Enterprises, Inc. ("Landlord")
Recorded: July 24, 2000 as Instrument No. 303799, Jefferson County
Also affects additional lands.
23. ACKNOWLEDGEMENT OF SECURITY INTEREST upon the terms, conditions and provisions

SCHEDULE B - SECTION 2

EXCEPTIONS

(Continued)

Order No.: RI22595

contained therein:

Parties: Entered into as of February 17, 2000, by and among WELLS FARGO BANK, NATIONAL ASSOCIATION ("Bank"), BLAINE LARSEN FARMS, INC.; AGRIBUSINESS, INC.; BART LARSEN FARMS, INC.; BLAINE LARSEN PROCESSING, INC.; BRANDON LARSEN FARMS, INC.; IDAHO FREIGHT SERVICES, INC.; IDAHO PRODUCE EXPRESS, INC.; and LARSEN FARMS HAY TERMINAL, INC. ("Debtor") and Dean and Sandi Sanders, husband and wife ("Landlord")

Recorded: October 5, 2000 as Instrument No. 304766, Jefferson County
Also affects additional lands.

24. IDAHO MORTGAGE, SECURITY AGREEMENT AND FIXTURE FILING dated December 8, 2000 to secure an indebtedness in the principal sum of \$5,160,000.00.
Recorded: January 11, 2001, Instrument No. 306072, JEFFERSON County
Mortgagor: BLAINE LARSEN, A MARRIED MAN, SUBJECT TO THE COMMUNITY PROPERTY INTEREST OF HIS SPOUSE, CONNIE LARSEN: BLAINE LARSEN AND CONNIE LARSEN, HUSBAND AND WIFE
Mortgagee: THE EQUITABLE LIFE ASSURANCE SOCIETY OF THE UNITED STATES, a NEW YORK corporation

TRACT 3:

25. 2001 taxes are an accruing lien, not yet due and payable until the fourth Monday in November of the current year. The first one-half is not delinquent until after December 20 of the current year, the second one-half is not delinquent until after June 20 of the following year.
Taxes which may be assessed and entered on the property roll for with respect to new improvements and first occupancy, which may be included on the regular property, which are an accruing lien, not yet due and payable.

General taxes as set forth below. Any amounts not paid when due will accrue penalties and interest in addition to the amount stated herein:

Year	Original Amount	Amount Paid	Parcel Number	Covers
2000	\$62.78	\$62.78	07N37E150001A	Tract 3

Homeowners Exemption is not in effect for 2000.
Circuit breaker is not in effect for 2000.

26. Easement granted to Blaine Larsen, recorded as Instrument No. 256875.
27. Reservations in United States Patent, recorded as Instrument No. 285532.
(A copy of which is attached).

TRACT 4:

28. 2001 taxes are an accruing lien, not yet due and payable until the fourth Monday in November of the current year. The first one-half is not delinquent until after December 20 of the current year, the second one-half is not delinquent until after June 20 of the following year.

SCHEDULE B - SECTION 2

EXCEPTIONS

(Continued)

Order No.: RI22595

Taxes which may be assessed and entered on the property roll for with respect to new improvements and first occupancy, which may be included on the regular property, which are an accruing lien, not yet due and payable.

General taxes as set forth below. Any amounts not paid when due will accrue penalties and interest in addition to the amount stated herein:

Year	Original Amount	Amount Paid	Parcel Number	Covers
2000	\$1,435.52	\$1,435.52	07N37E022415A	Sec. 2 Tract 4 & Tract 5
2000	\$741.54	\$741.54	07N37E030001A	Sec. 3 Tract 4

Homeowners Exemption is not in effect for 2000.
Circuit breaker is not in effect for 2000.

29. Exceptions and Reservations of Mineral Rights in favor of United States of America, as evidenced by that certain Patent, recorded August 10, 1967, as Instrument No. 145215, records of Jefferson County.
30. Power line easement granted to UTAH POWER & LIGHT COMPANY recorded March 17, 1977, as Instrument No. 184670, records of Jefferson County.
Affects Sec. 2: NW $\frac{1}{4}$ SE $\frac{1}{4}$
31. Power line easement granted to UTAH POWER & LIGHT COMPANY recorded March 17, 1977, as Instrument No. 184671, records of Jefferson County.
Affects Sec. 2: SW $\frac{1}{4}$ SE $\frac{1}{4}$
32. Power line easement granted to UTAH POWER & LIGHT COMPANY recorded March 17, 1977 as Instrument No. 184672, records of Jefferson County.
Affects Sec. 2: SE $\frac{1}{4}$ SW $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$ and other lands
33. Power line easement granted to UTAH POWER & LIGHT COMPANY recorded November 15, 1978 as Instrument No. 195309, records of Jefferson County.
Affects Sec. 3: SW $\frac{1}{4}$ NE $\frac{1}{4}$
34. An Easement granted to ALAN WEAVER, a single man, recorded February 19, 1985, as Instrument No. 231153, records of Jefferson County.
Affects Sec. 2: W $\frac{1}{2}$
35. Power line easement granted to UTAH POWER & LIGHT COMPANY recorded September 13, 1988 as Instrument No. 249611, records of Jefferson County.
Affects Sec. 2: SW $\frac{1}{4}$ NW $\frac{1}{4}$
36. Easement granted to ELAINE SAUREY, A WIDOW, recorded January 27, 1996 as Instrument No. 279327, records of Jefferson County.
37. Easement granted to Stan Neville and Barbara Neville, husband and wife, and Scott Neville and Pam Neville, husband and wife recorded January 27, 1996 as Instrument No. 279328, records of Jefferson County.
38. Easement granted to ELAINE SAUREY AS TRUSTEE OF THE REED SAUREY TRUST, her

ALTA Plain Language Commitment
Form No.: 1344-B2 (1982)
(RI22595.PFD/RI22595/17)

SCHEDULE B - SECTION 2

EXCEPTIONS

(Continued)

Order No.: RI22595

successors, assigns, and to ROBBIE SAUREY as trust beneficiary, recorded January 27, 1996, as Instrument No. 279329, records of Jefferson County.

39. Mortgage to secure an indebtedness in the principal sum of \$510,000.00, and any other amounts and/or obligations secured thereby.
Recorded: JANUARY 17, 1996, Instrument No. 279330, JEFFERSON County
Mortgagor: BARBARA NEVILLE AND STAN D. NEVILLE, HUSBAND AND WIFE, SCOTT C. NEVILLE AND PAMELA J. NEVILLE, SAME PERSON AS PAM NEVILLE, HUSBAND AND WIFE
Mortgagee: NORTHWEST FARM CREDIT SERVICES, ACA
Assigned to NORTHWEST FARM CREDIT SERVICES, FLCA, by assignment recorded February 29, 2000, Instrument No. 301652.

TRACT 5

40. 2001 taxes are an accruing lien, not yet due and payable until the fourth Monday in November of the current year. The first one-half is not delinquent until after December 20 of the current year, the second one-half is not delinquent until after June 20 of the following year.
Taxes which may be assessed and entered on the property roll for with respect to new improvements and first occupancy, which may be included on the regular property, which are an accruing lien, not yet due and payable.

General taxes as set forth below. Any amounts not paid when due will accrue penalties and interest in addition to the amount stated herein:

Year	Original Amount	Amount Paid	Parcel Number	Covers
2000	\$1,435.52	\$1,435.52	07N37E022415A	Tract 5 and other property

Homeowners Exemption is not in effect for 2000.
Circuit breaker is not in effect for 2000.

41. Exceptions and Reservations of Mineral Rights in favor of United States of America, as evidenced by that certain Patent, recorded August 10, 1967, as Instrument No. 145215, records of Jefferson County.
42. An Easement granted to ALAN WEAVER, a single man, recorded February 19, 1985, as Instrument No. 231153, records of Jefferson County.
Affects Sec. 2: W½
43. An Easement granted to BLAINE LARSEN AND CONNIE LARSEN, HUSBAND AND WIFE, recorded July 2, 1990 as Instrument No. 256810, records of Jefferson County.
Affects Sec. 2: SW¼
44. Easement granted to ELAINE SAUREY, A WIDOW, recorded January 27, 1996 as Instrument No. 279327, records of Jefferson County.
45. Easement granted to Stan Neville and Barbara Neville, husband and wife, and Scott Neville and Pam Neville, husband and wife recorded January 27, 1996 as Instrument No. 279328, records of Jefferson County.

SCHEDULE B - SECTION 2

EXCEPTIONS

(Continued)

Order No.: RI22595

46. Easement granted to ELAINE SAUREY AS TRUSTEE OF THE REED SAUREY TRUST, her successors, assigns, and to ROBBIE SAUREY as trust beneficiary, recorded January 27, 1996, as Instrument No. 279329, records of Jefferson County.
47. Mortgage to secure an indebtedness in the principal sum of \$510,000.00, and any other amounts and/or obligations secured thereby.
Recorded: JANUARY 17, 1996, Instrument No. 279330, JEFFERSON County
Mortgagor: BARBARA NEVILLE AND STAN D. NEVILLE, HUSBAND AND WIFE, SCOTT C. NEVILLE AND PAMELA J. NEVILLE, SAME PERSON AS PAM NEVILLE, HUSBAND AND WIFE
Mortgagee: NORTHWEST FARM CREDIT SERVICES, ACA
Assigned to NORTHWEST FARM CREDIT SERVICES, FLCA, by assignment recorded February 29, 2000, Instrument No. 301652.

TRACT 6

48. 2001 taxes are an accruing lien, not yet due and payable until the fourth Monday in November of the current year. The first one-half is not delinquent until after December 20 of the current year, the second one-half is not delinquent until after June 20 of the following year.
Taxes which may be assessed and entered on the property roll for with respect to new improvements and first occupancy, which may be included on the regular property, which are an accruing lien, not yet due and payable.

General taxes as set forth below. Any amounts not paid when due will accrue penalties and interest in addition to the amount stated herein:

Year	Original Amount	Amount Paid	Parcel Number	Covers
2000	\$733.52	\$733.52	08N37E357200A	Tract 6

Homeowners Exemption is not in effect for 2000.
Circuit breaker is not in effect for 2000.

49. Easement granted to Utah Power & Light Co., recorded July 29, 1980, as Instrument No. 366433.
50. Easement upon the terms, conditions and provisions contained therein:
Recorded January 17, 1996, Instrument No. 439626.
(a copy of which is attached)

SCHEDULE B - SECTION 2
EXCEPTIONS
(Continued)

Order No. RI22595

51. Easement upon the terms, conditions and provisions contained therein:
Recorded: January 17, 1996, Instrument No. 439627.
(A copy of which is attached)

52. Mortgage to secure an indebtedness in the principal sum of \$510,000.00, and any other amounts and/or obligations secured thereby.
Recorded: JANUARY 17, 1996, Instrument No. 439628, Fremont County
Mortgagor: BARBARA NEVILLE AND STAN D. NEVILLE, HUSBAND AND WIFE,
SCOTT C. NEVILLE AND PAMELA J. NEVILLE, SAME PERSON AS PAM
NEVILLE, HUSBAND AND WIFE
Mortgagee: NORTHWEST FARM CREDIT SERVICES, ACA
Assigned to NORTHWEST FARM CREDIT SERVICES, FLCA, by assignment
recorded March 8, 2000, Instrument No. 462027.

END OF EXCEPTIONS

**SCHEDULE B - SECTION 2
EXCEPTIONS**

(Continued)

Order No.: RI22595

END OF EXCEPTIONS

The foregoing numbered exceptions 1-6 may be eliminated in an ALTA Extended Coverage Policy

If you have any questions regarding this report, please feel free to contact:

First American Title Company
110 N. Clark/P.O. Box 405
Rigby, ID 83442
Phone: (208)745-8715
Fax: (208)745-8716
Title Officer: Mandi M. Webster
Escrow Officer: Kathy Moedl
Escrow Assistant:

Report Ordered By:

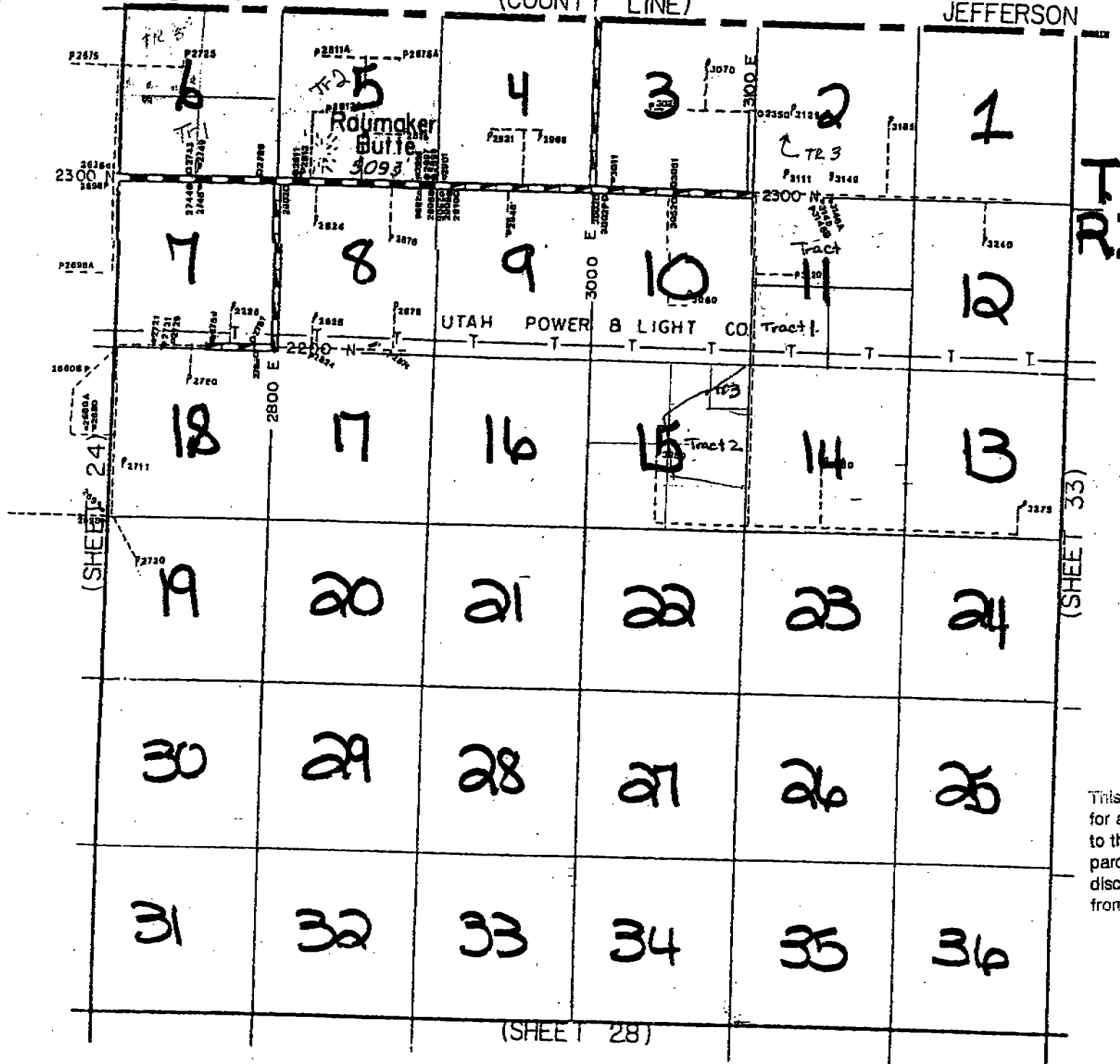
Lend - Lease Agri Business
Robb Steinke
P.O. Box 2362
Twin Falls, ID 83303-2362

Copies To:

FREMONT

(COUNTY LINE)

JEFFERSON



WARRANTY DEED

For Value Received MICHAEL D. PERCUSON, a married man dealing with his sole and separate property

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

BLAINE LARSEN and CONNIE LARSEN, husband and wife

whose current address is P.O. BOX 148
HAMPTON, IDAHO 83435

the grantor, the following described premises, in Jefferson County Idaho, to wit:
TRACT I: Township 7 North, Range 37, East of the Boise Meridian, Jefferson County, Idaho
Section 11: SW 1/4

TRACT II: Township 7 North, Range 37, East of the Boise Meridian, Jefferson County, Idaho
Section 2: Commencing at the Northwest Corner of the Southwest 1/4 of said Section 2 and running thence East 850 feet; thence South 900 feet; thence West 850 feet; thence North 900 feet to the point of beginning.

TRACT III: Beginning at a point that is N0°07'00"W 1396.50 feet along the Section line from the Southeast Corner of Section 15, Township 7 North, Range 37 East of the Boise Meridian, Jefferson County, Idaho and running thence N85°13'35"W 2593.66 feet; thence N4°26'29"W 2135.98 feet; thence N66°10'53"E 1556.09 feet; thence S0°03'48"E 416.73 feet; thence S29°55'35"E 1322.13 feet to the Section line; thence S0°03'48"E 1317.91 feet; thence S0°07'00"E 1237.47 feet to the point of

Together with a
including but not limited to
Subject to state
roads, ditches,
to all existing
regulations.

TO HAVE AND TO HOLD
their heirs and
with the said Grantee, the
from all incumbrances

and that they will warrant
Dated: March 19th, 1990

Michael D. Percuson
Michael D. Percuson

255684
255734 11-7N-37
22646 Jefferson
SW 1/4 or Section 15
to Kathy
Dad - split w. Ranches
Blaine Larsen
First American Title

STATE OF IDAHO, COUNTY OF
On this 5th day of March, 1990.
before me, a notary public in and for said State, personally
appeared

Michael D. Percuson

Knows to be the person whose name is
subscribed in the foregoing instrument, and acknowledged to
me that he executed the same.

Notary Public
Residing at Rigby, Idaho
Comm. Expires 5-12-93

255684
RECEIVED BY
ASSESSOR
For PLATTING
Date 2-22-92 - Mar. 24-92



**Idaho Secretary of State
Viewing Business Entity**

[[New Search](#)] [[Back to Summary](#)]

SPLIT M, INC.

P. O. BOX 413
REXBURG, ID 83440

Type of Business: CORPORATION, GENERAL BUSINESS

Status: MERGED OUT 29 Dec 1989

State of Origin: IDAHO

Date of Origination/Authorization: 18 May 1984

Current Registered Agent: MICHAEL D. FERGUSON
2120 NORTH 6000 WEST
REXBURG, ID 83440

Organizational ID / Filing Number: C75869

Number of Authorized Stock 1

Shares:

Date of Last Annual Report: 01 Aug 1988

Amendments:

Amendment 0 filed 18 May 1984 INCORPORATION

Amendment 1 filed 29 Dec 1989 MERGED OUT

Annual Reports:

Report for year 1987 ANNUAL REPORT

[View Document Online](#)
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Report for year 1988 ANNUAL REPORT

[View Document Online](#)
[Download \(TIFF format\)](#)

Report for year 1989 ANNUAL REPORT

[View Document Online](#)
[Download \(TIFF format\)](#)

INSTRUCTIONS ON REVERSE SIDE		ISSUED OCTOBER 12, 1989	
No. 75869		Idaho Corporation Annual Report Form Due No Later Than November 1, 1989	
Return To Secretary of State Room 2030 Statehouse Boise, ID 83720 SEC. OF STATE		2. Registered Agent and Office MICHAEL D. FERGUSON 2120 NORTH 6000 WEST REXBURG ID 83440	
* FINAL NOTICE ** NO BEFORE REQUIRED 8 40		3. Incorporated Under The Laws of IDAHO ID 83440 NO: 75869	
4. Names and Addresses of Officers and Directors			
	Name	Street or P.O. Address	City State Zip
President:	Michael D. Ferguson	P.O. Box 413	Rexburg Id. 83440
Secretary:	Michael D. Ferguson	"	" " "
Directors:			
5. Nature of Business Weight loss Centers		8. I certify that this Annual Report has been examined by me and is to the best of my knowledge true, correct and complete. Signature: <i>Valene Ferguson</i> Name (Typed or Printed): VALENE FERGUSON Date: 10-26-89 Title: (Bookkeeper)	

Dept. of Water Resources
Adjudication Bureau
P. O. Box 83720
 Boise, ID 83720-0000

ADDRESS SERVICE
REQUESTED



SPLIT M
PO BOX 247
HAMER, ID 83425

RECEIVED
MAY 14 2001
Department of Water Resources



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

Dave

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

February 7, 2001

BLAINE LARSEN
PO BOX 188
HAMER ID 83425-0188

RE: CHANGE IN OWNERSHIP FOR A31-10523, A31-07140

Dear Mr. Larsen:

It has come to our attention that you may have recently purchased a tract of land in Jefferson County. The property to which I am referring was most recently owned by Split M. The legal description is as follows:

T07N R37E S11 NE1/4 SW1/4
T07N R37E S11 SW1/4 SW1/4

This property was filed on in the Snake River Basin Adjudication (SRBA), and we recommend that if, in fact, you now own the property in question, you file a "Change in Ownership" with this department in order that we may send all further correspondence to the appropriate owner(s).

Enclosed is a Change in Ownership form. Please fill out the form completely, sign and date it and return it to my attention along with a "copy" of your Warranty Deed with legal description and an aerial photo of the property you have purchased.

If you have any questions regarding this matter, please call 525-7161.

Respectfully submitted,

Cheri Vandermeulen

Cheri Vandermeulen
Records Clerk

Enclosure(s)



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

November 8, 2000

BALL FARMS LTD
2612 E 2300 N
HAMER ID 83425

RE: CHANGE IN OWNERSHIP FOR A31-02291A AND A31-07160

Dear Claimant:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner(s).

Enclosed is a copy of the Notice(s) of Claim, with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep this Notice for your records.

Respectfully submitted,

Cheri Vandermeulen
Records Clerk

Enclosure: Notice(s) of Claim

DEC 06 BC 11/6/00
RECEIVED
NOV 06 2000
Department of Water Resources
Eastern Region

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

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	<u>A31-02291A</u>	<u>N</u>			
	<u>A31-7160</u>				

2. The following **REQUIRED** information must be submitted with this form:

A. ~~The appropriate FILING FEE. See instructions for fee amounts.~~ N/A

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

N/A If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Harley Jensen DBA Double J Farms
Joseph T Jones DBA Double J Farms
4. New Owner/Claimant(s) Ball Farms Limited Partnership
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 2612 E 2300N
- City, State and ZIP Code Hammer Idaho 83425
- New Telephone Number 208) 662-5286
5. Date you acquired the property June 2 1996

(more on back)

APRIL 25, 1997

BLAINE LARSON
PO BOX 188
HAMER ID 83425

RE: CHANGE IN OWNERSHIP FOR A31-07140

Dear Mr. Larson:

It has come to our attention that you may have recently purchased a tract of land in Jefferson County. The land I am referring to was most recently owned by Split M, PO Box 247, Hamer, ID. The legal description is as follows:

T7N 37E 11 SWSW

This property was filed on in the Snake River Basin Adjudication (SRBA), and we recommend that if, in fact, you now own the property in question, you file a "Change in Ownership" with this department in order that we may send all further correspondence to the appropriate owner(s).

Enclosed is a Change in Ownership form. Please fill out the form completely, sign and date it and return it to my attention along with a "copy" of your Warranty Deed and legal description of the property you have purchased.

If you have any questions regarding this matter, please call 525-7161.

Respectfully submitted,

Jo Thompson
Adjudication Secretary

Enclosure

③
136.9

④
11.0

#1840
9298

TRANSFERED TO
Clark Co.
Blaine Larsen

⑩
259.8

①
135.3

US

10 11
15 14

BLM

#121

265

#1840
9298

BLM
7.0

Transferred To
Clark Co.
Blaine Larsen

BLM

State of Idaho

FEB 12 1979

Department of Water Resources

Department of Water Resources
Eastern District Office

WATER RIGHT LICENSE

License of Water Right No. 31-7140 Priority October 25, 1974 Amount 2.3 cfs

THIS IS TO CERTIFY, that GRANT SAUREY

of Rexburg, Idaho, has complied with the terms and conditions of Permit No. 31-7140 issued pursuant to Application for Permit dated October 25, 1974 and has submitted proof to the Department of Water Resources on February 23, 1976 that he has applied water to a beneficial use; an examination by the Department indicates that the works have a capacity for the diversion of 2.3 cfs of water from a groundwater source tributary to _____, and that the permit holder has applied to a beneficial use and established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 1</u> to <u>November 1</u>	at <u>2.3</u> cfs and	<u>420 acre feet</u>
_____	from _____ to _____	at _____ cfs and	_____
_____	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 2.3 cfs of water be diverted at any one time, and that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed 420 acre feet per year, said waters to be diverted within the NW¹/₄SW¹/₄, Sec. 11, Twp. 7N, Rge. 37E, B. M. in the County of Jefferson

Description and location of place of use:

Twp.	Range	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	
7N	37E	11									35	35	35	35					140

Total number of acres irrigated 140

100-443887-100

7-12-56

Department of ... 662-5435
Phone Eastern ...

tree spring, stream etc.

(nature of use)

 (m_0, day) inclusive $(m_0 + day)$

Figure 2

(two-day) inclusive (two-day)

inature of use

(m_1, d_1) includes (m_2, d_2)

Other Laws: _____

4. Total amount to be apportioned.

... AF, $\Delta_{AF} = 1.0$ m

5 Location of Point(s) of Diversion.

124243

Co. 211

[illegible]

2000

Description of diverting works: 14" by 165' deep, 125 hp pump, center pivot system

Measuring device required: yes ☒ no ☐

6. Lenses to be irrigated on place of use.

[illegible]

TOTAL ACREAGE _____ 150

31-70-41

31-70-41
PD
Well
Crest

10
15
14
23
24

ENC. 9/20/76