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JUL 29 2005

DEPARTMENT OF
WATER RESOURCES

ELIZABETH MACKAY FARMS

380 DECK STREET

ONTARIO, OR

97914



SRB ADJUDICATION CLAIM #3-10009

Elizabeth Mackay Farms
380 Deck Street
Ontario, OR
97914

Steve Robischon
Idaho Department of Water Resources
P.O. Box 83720
Boise, ID
83720-0098

July 26, 2005

RE: SRB Adjudication Claim Number 3-10009

Before I present and explain the exhibits I've enclosed, I want to explain how I came to be involved with my Mother's farms.

I left the farms after I graduated from high school in 1961. Over the years I often worked on the farms during the onion harvest. Other than that I had no involvement with the farms. My Father's health declined in mid 1992. My parents decided to move back to Utah in early 1993.

My brother had been share crop leasing the Idaho farms for several years prior to this time. My Father passed away in April of 1993. My brother's leases were terminated in fall of 1993. At this time I began helping my Mother manage the farms.

The farms were collectively named Elizabeth Mackay Farms. To make it simple my address was used as the address for the various farms. I began paying the farm bills and collecting the income. Mother remained in Utah for a number years after I became the Farm Manager.

I'm going to list the exhibits chronologically and explain them to the best of my ability.

EXHIBIT I:

The Homeplace Farm consists of four separate pieces of property that were purchased separately in different years. The last piece, which is the twenty acres in question, was purchased last. My parents purchased this land from Mr. and Mrs. Cosens in 1962. We farmed this land a few years before it was purchased. I can remember potatoes on it one year. We were irrigating this farm before 1962.

EXHIBIT 11:

This is a copy of a conservation plan map dated April of 1963. I received this copy from the Weiser FSA office. A red arrow indicates a pump in the Snake River. This pump was used to irrigate the twenty acres in question.

EXHIBIT III:

This is a copy of a geological survey map done in 1978. A red arrow indicates an existing pump in the same location as Exhibit II. I received this map from the Weiser FSA office.

EXHIBIT IV:

This a computer generated map of the farm we call the Homeplace. A red cross indicated the twenty acre plot. I received this map from the Weiser FSA office.

EXHIBIT V:

This a current copy of a crop report containing all of the Idaho farms. As indicated in red #1522 is the Homeplace farm. I received this copy from the Weiser FSA office.

EXHIBIT VI:

This is a copy of a crop report listing the Idaho farms and their existing crops for this year. Farm #1522 (Homeplace) has wheat on the twenty acres. I received this report from the Weiser FSA office.

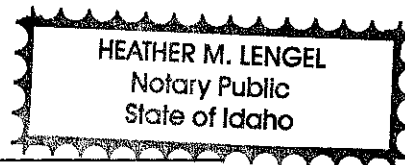
I'm basing my statements on my recollections, my twelve years of farm management and the evidence I have recovered. I believe the statements I have made to be true.

Stephen W Mackay

Stephen W. Mackay/Farm Manager Elizabeth Mackay Farms

Enclosures 6
cc: farm file

Heather M. Lengel
NOTARY PUBLIC exp. 5/30/2009



7-27-05
DATE

[Signature]
WITNESSED

[Signature]
WITNESSED

91/393

Homeplace

✓
HARRY COSENS and
ETHEL COSENS,
husband and wife

! WARRANTY DEED

! Dated February __, 1962

! Filed February 20th, 1962

To

! Book 81, Deeds, page 202-3
(204 blank)

✓
STEVEN B MACKAY and
ELIZABETH C. MACKAY,
husband and wife.

! Consideration _____

! \$1.10 Doc Revenue Stamps

A C K N O W L E D G E D

February 20th, _____ before Nick Speropulos, Notary Public,
Weiser, Idaho (Seal)

Grant, bargain, sell, convey and confirm all the
following described real estate situated in Washington County,
State of Idaho, to-wit:

All that part of Lot Six (6) of Section Five (5) in
Township Ten (10) North of Range Five (5) West of the Boise
Meridian, described as follows: Beginning at a point on the
south line of said Section Five (5) 3970.7 feet west of the
southeast corner thereof; thence west 764.2 feet to Snake
River; thence along the east bank of Snake River North 5°10'
west 152.7 feet; thence north 30°5' east 278.6 feet; thence
north 24°48' east 201.7 feet; thence north 27°51' east 237.6
feet; thence north 22°15' east 332.6 feet; thence north 0°34'
west 225.9 feet; thence east 310.7 feet; thence south 0°20'
east 1219 feet to the place of beginning, EXCEPTING therefrom
the following tract: Beginning at the southeast corner of the
above described tract of land and running West 255 feet to the
place of beginning, thence north 95 feet; thence west 335 feet;
thence south 95 feet; thence east 335 feet to the place of
beginning.

CONSERVATION PLAN MAP

DOE SOIL - OUR STRENGTH

Prepared by UNITED STATES DEPARTMENT of AGRICULTURE * SOIL CONSERVATION SERVICE
cooperating with

Weiser River SCD

OWNER

Steve Mackay

OPERATOR

Washington

Idaho

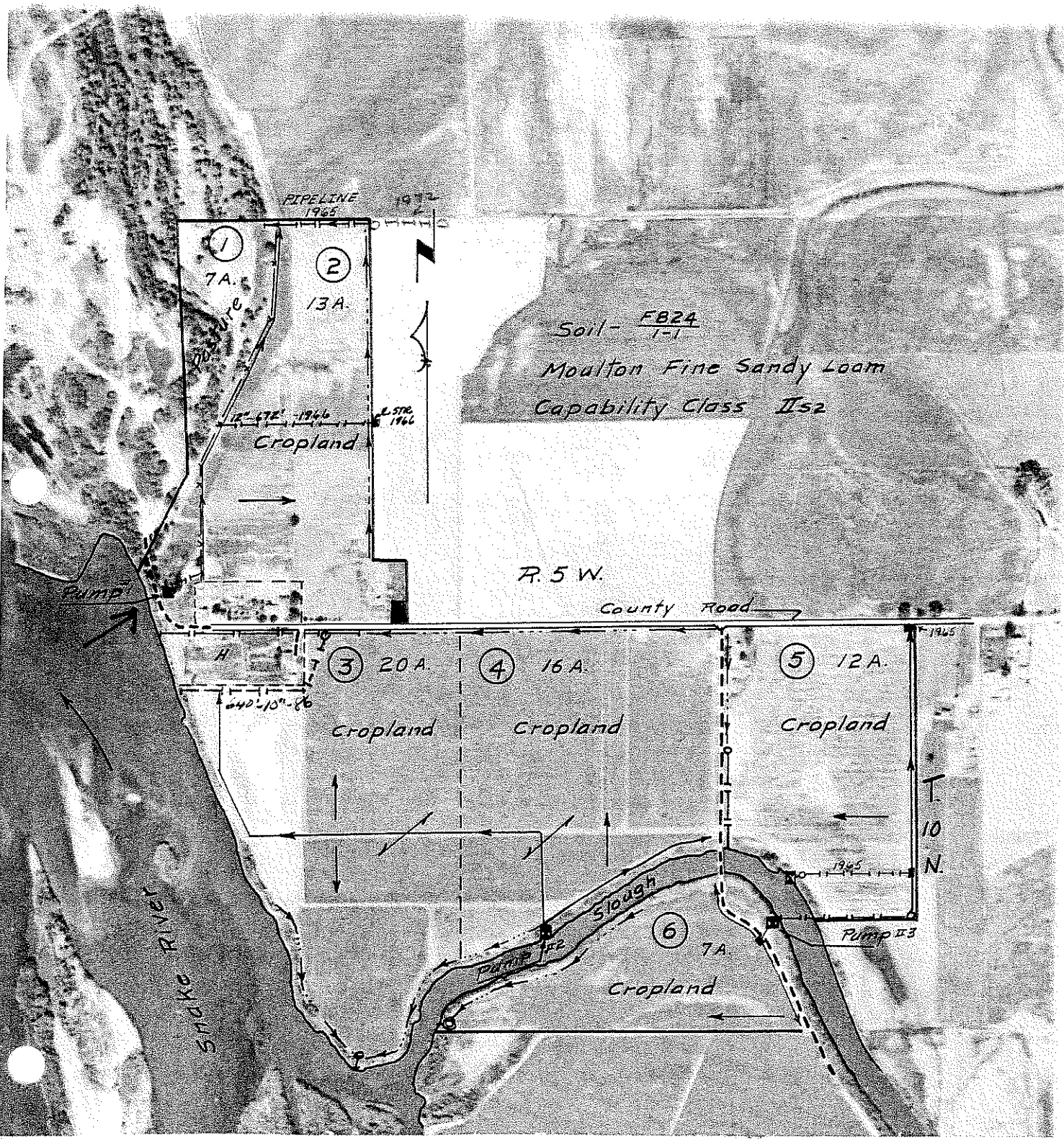
FARM NO.

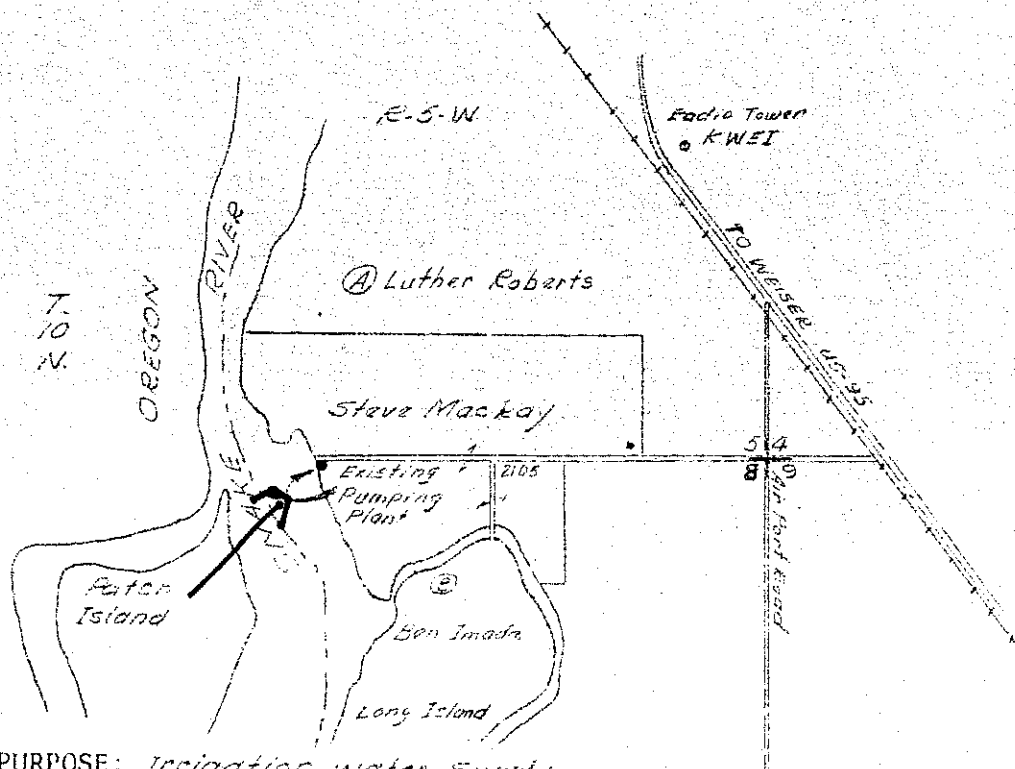
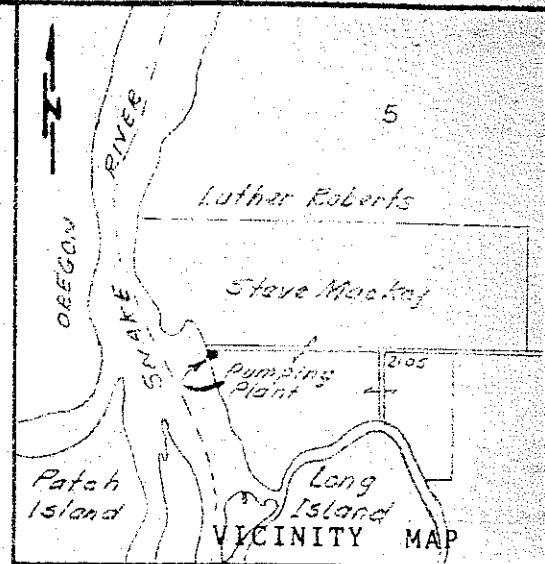
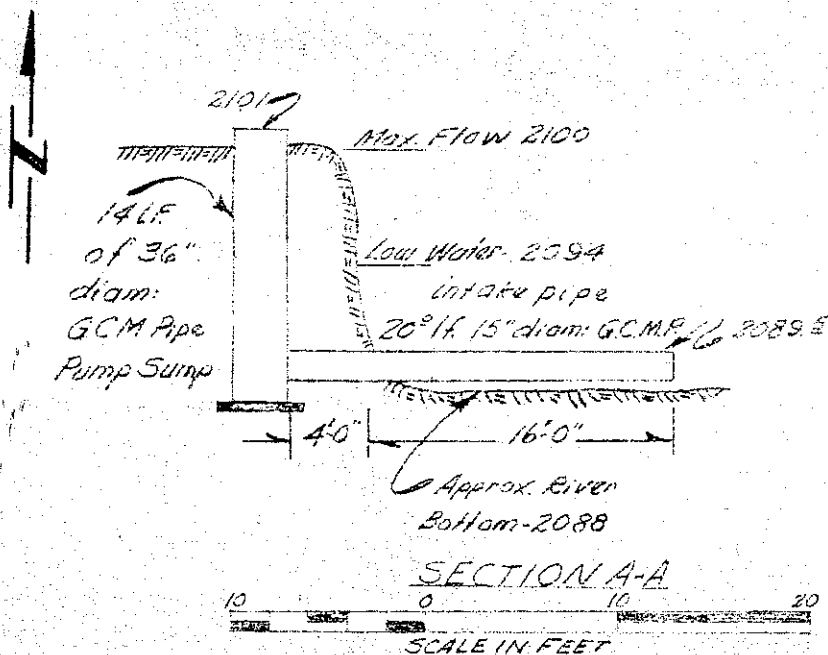
435

DATE 4/63

SCALE 1/2" = 1 MI. ACRES 120

PHOTO NO. DIA. 5 P-5





1. PURPOSE: Irrigation water supply
2. DATUM PLANT: Mean Sea Level
 - a. HIGH WATER 2100
 - b. LOW WATER 2094
3. NAME AND ADDRESS OF ADJACENT PROPERTY OWNERS
 - a. Luther Roberts Ely #3 Weiser, Idaho 83672
 - b. T.B. Imada Ely #3 Weiser, Idaho 83672

CONSTRUCTION DATE: 1929

Existing Pumping Plant
IN Snake River
IN/NEAR Weiser, Idaho
WASHINGTON COUNTY, Idaho
APPLICATION BY: STEVE MACKAY
DATE: 1-19-78 SHEET 1 OF 1



Washington Farm 1522
Tract 1069



Map Printed: Mar 22, 2005

AD-1026A (Supplemental to AD-1026)

1. STATE: IDAHO 16 2. COUNTY: WASHINGTON 087 3. CROP YEAR: 2005 4. ID NO. 518-50-4682

5. PRODUCER NAME & ADDRESS TELEPHONE 6. COUNTY OFFICE NAME & ADDRESS TELEPHONE

ELIZABETH MACKAY FARMS WASHINGTON ADAMS COUNTY FSA OFFICE (208) 549-4280

% STEPHEN W MACKAY 849 EAST NINTH STREET

3 DECK ST WEISER ID 83672-2356

ONTARIO, OR 979148048

FARMING INTEREST (Completed by producer)

7. Circle each tract for which a "YES" answer applies to the tract for Items 8, 9, OR 10 on AD-1026. (OP = Operator, OW = Owner, OO = Owner-Operator).

FARM NO	OP/OW/NO	TRACT NO	CROPLAND	OWNER	PHOTO/GRID	-NRCS DETERMINATIONS-			
						8.	9.	10.	11.
						HEL	027	A027	Wetland
1111	OW	1405	32.9	ELIZABETH MACKAY FARMS	E-18-1 SEC	N	N	N	
1521	OW	1068	111.8	ELIZABETH MACKAY FARMS	I-21 SEC 2	N	N	N	Y
1522	OW	1069	134.6	ELIZABETH MACKAY FARMS	H-20 SEC 5	N	N	N	Y

12. You are recorded as a tenant or sharecropper on the farm numbers listed below. Please specify the tracts that apply to you by completing items (a) and (b).

(a) Circle "YES" or "NO" in the "FARMING INTEREST" column beside each tract number below to indicate whether you have a farming interest in the tract. The HELC and WC provisions will apply to all land in which you have a farming interest.

(b) If any "YES" answer to questions 8, 9, or 10 on AD-1026 applies to your land listed below, circle the applicable tract in the "Tract No" column.

FARM NO	TRACT NO	FARMING INTEREST	CROPLAND	OWNER	PHOTO/GRID	-NRCS DETERMINATIONS-			
						8.	9.	10.	11.
						HEL	027	A027	Wetland
NONE FOUND									

13. MULTIPLE COUNTY INTEREST: (CONTROL COUNTY: WASHINGTON ID) OTHER COUNTIES & STATES : MALHEUR OR

*The 20 Acres in question is part of this Farm.

FSA-578 (Producer Print)

REPORT OF ACREAGE

PROGRAM YEAR 2005

DATE: 07-25-2005

Producer Name and Address ID
 ZABETH MACKAY FARMS 4682
 STEPHEN W MACKAY
 380 DECK ST
 ONTARIO, OR 97914-8048

NOTE: The following statements are made in accordance with the Privacy Act of 1974(5 USC 552a). The Agricultural Adjustment Act of 1938, as amended, and the Agricultural Act of 1949, as amended, authorized the collection of the following data. The data will be used to determine eligibility for assistance. Furnishing the data is voluntary, however, without it assistance cannot be provided. The data may be furnished to any agency responsible for enforcing the provisions of the Acts.

Public reporting burden for this collection of information is estimated to average 15 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate, or any other aspect of this collection of information, including suggestions for reducing this burden, to the Department of Agriculture, Clearance Officer, Ag Box 7630, Washington, D.C. 20250; and to the Office of Management and Budget, Paperwork Reduction Project (OMB No. 0560-0004), Washington, D.C. 20503. RETURN THIS COMPLETED FORM TO YOUR FSA COUNTY OFFICE.

Farm Number	Tract Number	CLU/Field	Ir Pr	Var/ C/C	Int Type	C/C Stat	Rpt Rpt Reported	Determined	Crp Lnd	Planting Date	Prod Share	Prod Name	RMA Opt
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1111	0		Ni	OFAV				.00				.2500 ELIZABETH MACKAY FARMS .7500 SYME FARMS INC	
	1405	1	Ir	ALFAL	Forage	I	A	14.20	Y	09-01-2003		.2500 ELIZABETH MACKAY FARMS .7500 SYME FARMS INC	
		2	Ir	ALFAL	Forage	I	A	9.80	Y	09-01-2003		.2500 ELIZABETH MACKAY FARMS .7500 SYME FARMS INC	
		3	Ir	ALFAL	Forage	I	A	8.90	Y	09-01-2003		.2500 ELIZABETH MACKAY FARMS .7500 SYME FARMS INC	

Photo Number/Legal Descriptions: 1405 E-18-1 SEC 21 T11N R6W

Cropland: 32.9 Farmland: 34.0

1521	1068	1	Ni	FALOW		I	A	7.80	Y	06-27-2005		.3333 ELIZABETH MACKAY FARMS .6667 INOUE FARMS	
		2	Ir	ONION YHY	Fresh	I	A	8.60	Y	03-11-2005		.2000 ELIZABETH MACKAY FARMS .8000 INOUE FARMS	
		3	Ir	PEAS GRN	Seed	I	A	13.80	Y	03-02-2005		.3333 ELIZABETH MACKAY FARMS .6667 INOUE FARMS	
		4	Ir	PEAS GRN	Seed	I	A	22.90	Y	03-02-2005		.3333 ELIZABETH MACKAY FARMS .6667 INOUE FARMS	
		5	Ir	PEAS GRN	Seed	I	A	11.70	Y	03-03-2005		.3333 ELIZABETH MACKAY FARMS .6667 INOUE FARMS	
		7	Ir	PEAS GRN	Seed	I	A	2.50	Y	03-03-2005		.3333 ELIZABETH MACKAY FARMS .6667 INOUE FARMS	
		9	Ir	PEAS GRN	Seed	I	A	31.80	Y	03-03-2005		.3333 ELIZABETH MACKAY FARMS .6667 INOUE FARMS	
		6	Ir	ONION YHY	Fresh	I	A	12.70	Y	03-11-2005		.2000 ELIZABETH MACKAY FARMS .8000 INOUE FARMS	

Photo Number/Legal Description: 1068 I-21 SEC 23 T10N R5W

Cropland: 111.8 Farmland: 147.0

1522	1069	1	Ir	WHEAT SWW	Grain	I	A	20.00	Y	11-11-2004		.3333 ELIZABETH MACKAY FARMS	
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* These are the 20 acres - 1 currently planted to wheat.

FSA-578 (Producer Print)

REPORT OF ACREAGE

PROGRAM YEAR 2005

DATE: 07-25-2005

Farm	Tract	CLU/	Ir	Var/	Int	C/C	Rpt	Reported	Determined	Crp	Planting	Prod	Prod	RMA	Opt
er	Number	Field	Pr	C/C	Type	Use	Stat	Unit	Quantity	Quantity	Lnd	Date	Share	Name	Unt
1522	1069	1	Ir	WHEAT (continued)										.6667 SYME FARMS INC	
		2A	Ir	ALFAL	Seed	I	A	28.80			Y	03-10-2004	.2500 ELIZABETH MACKAY FARMS .7500 SYME FARMS INC		
		2B	Ir	ONION YHY	Fresh	I	A	30.00			Y	03-16-2005	.2000 ELIZABETH MACKAY FARMS .8000 SYME FARMS INC		
		3	Ir	ONION YHY	Fresh	I	A	9.80			Y	03-16-2005	.2000 ELIZABETH MACKAY FARMS .8000 SYME FARMS INC		
		4	Ir	SBEET	Proces	I	A	23.80			Y	03-12-2005	.2500 ELIZABETH MACKAY FARMS .7500 SYME FARMS INC		
		6	Ir	ALFAL	Seed	I	A	10.60			Y	09-12-2004	.2500 ELIZABETH MACKAY FARMS .7500 SYME FARMS INC		
		5	Ir	ALFAL	Seed	I	A	11.80			Y	09-12-2004	.2500 ELIZABETH MACKAY FARMS .7500 SYME FARMS INC		

Photo Number/Legal Description: 1069 H-20 SEC 5/8 T10N R5W

Cropland: 134.6 Farmland: 170.0

C/C	Type	Prac	IU	Reported	Determined	C/C	Type	Prac	IU	Reported	Determined	C/C	Type	Prac	IU	Reported	Determined
ALFAL	I	FG		32.90		FALOW	N			7.80		ONION YHY	I	FH		61.10	
PEAS	GRN	I	SD	82.70		WHEAT	SWW	I	GR	20.00		ALFAL	I	SD		51.20	
SBEET	I	PR		23.80													

PRODUCER'S CERTIFICATION: I certify to the best of my knowledge and belief that the acreage of crops and land uses listed herein are true and correct, and that all required crops and land uses have been reported for the farm as applicable. The signing of this form gives FSA representatives authorization to enter and inspect crops and land uses on the above identified land.

Producer's Signature

Date

This program or activity will be conducted on a nondiscriminatory basis without regard to race, color, religion, national origin, sex, age, marital status, or disability.