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AUG 22 2005

Department of Water Resources

C.H.E. Enterprises, Inc.
3054 Goodrich Road
Cambridge, Idaho 83610

Craig L. Saxton
Senior Water Resource Agent
Idaho Department of Water Resources
322 East Front Street
P.O. Box 83720
Boise, Idaho 83720-0098

August 19, 2005

Dear Mr. Saxton:

Thank you for the documents you sent pertaining to some of our water rights.

We're returning the change of ownership form for Rights 67-36 and 67-2212 and a copy of the Statutory Warranty Deed to back it up, as requested. We're also enclosing the change of address form on the rights you may still have our old postal address for. The ones I know you have the correct address for are not included.

We'll send the paperwork on the Goodrich and Cow Creek rights under separate cover as quickly as possible.

We appreciate all your help in getting these water rights sorted out and finalized.

Sincerely,



Cameron C. Ertel
President
C.H.E. Enterprises, Inc.

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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 (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
<u>67-36</u>	_____	___	_____	_____	___
<u>67-2212</u>	_____	___	_____	_____	___
_____	_____	___	_____	_____	___
_____	_____	___	_____	_____	___
_____	_____	___	_____	_____	___

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

- A. The appropriate ~~FILING FEE~~. See instructions for fee amounts. NO FEE
- 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) DAVID C. + MARJORIE I. MOONEY
Rte 1 Box 150 CAMBRIDGE, ID. 83610
4. New Owner/Claimant(s) C.H.E. ENTERPRISES, INC.
 Name Connector (Check one: ☐ and, ☐ or, ☐ and/or)
C/O CAMERON OR BARBARA ERTEL
 New Mailing Address 3054 GOODRICH RD.
 City, State and ZIP Code CAMBRIDGE, ID 83610
 New Telephone Number (208) 257-3491
5. Date you acquired the property MAY 15, 1996

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N/A

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) C.H.E. Enterprises, Inc.
(include title if applicable)

by Barbara A. Eitel, Secretary

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 _____

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STATUTORY WARRANTY DEED

For value received, DAVID C. MOONEY and MARJORIE I. MOONEY, husband and wife, Grantors, do hereby grant, bargain, sell and convey unto C.H.E. ENTERPRISE, an Idaho corporation, the Grantee, the following described real property located in Washington County, State of Idaho.

IN WASHINGTON COUNTY, IDAHO:

TOWNSHIP 15 NORTH, RANGE 2 WEST OF THE BOISE MERIDIAN:

Section 31: S $\frac{1}{2}$ SE $\frac{1}{4}$

EXCEPTING OUT the following:

The South 25 feet along the South Boundary of the SE $\frac{1}{4}$,
dedeed to the State of Idaho as a roadway;
The West 30 feet of the S $\frac{1}{2}$ SE $\frac{1}{4}$;

AND a strip of property consisting of 5
acres and more particularly described as follows:

BEGINNING at a point 25 feet North of the
Southwest Corner of the SE $\frac{1}{4}$;
Thence 525 feet East to THE TRUE POINT
OF BEGINNING;
Thence 1,452 feet East parallel to the Southern boundary
of the SE $\frac{1}{4}$;
Thence 150 feet North and parallel to the West line of the SW $\frac{1}{4}$ SE $\frac{1}{4}$;
Thence 1,452 feet West and parallel to the Southern boundary of the SE $\frac{1}{4}$;
Thence 150 feet South along a line parallel to the Western boundary of the
SW $\frac{1}{4}$ SE $\frac{1}{4}$ to The TRUE POINT OF BEGINNING,

Further excepting all structures and water rights which include only 2 shares of
stock in the Cambridge Ditch Company, which shall be appurtenant to and relate
to the five (5) acre tract.

WATER RIGHTS AND SNAKE RIVER ADJUDICATION

The parties hereto acknowledge and understand that all water rights related to the
property involved in this transaction are subject to present review and readjudication under the
pending Snake River Basin Adjudication.

The parties further acknowledge that the active segment of the adjudication has not yet
taken place relating to this land, and therefore Buyer hereby specifically agrees to the following

conditions:

A. To pursue to the reasonable extent necessary to protect and preserve the water rights relating to the above property by monitoring the litigation to the extent necessary to ensure that the water rights are fully set forth and involved in the litigation proceedings.

B. Work with the Department of Water Administration, and/or retain legal counsel independently or in concert with other water users similarly situated and defend against any adverse claims or activities or actions which would diminish, deteriorate or undermine the present status of the water rights.

C. Pay all costs and expense necessary and associated with such litigation for protection of the water rights.

SELLER'S OBLIGATION WITH WATER RIGHTS

The Seller shall furnish to the Buyer at the time of closing or a reasonable time thereafter all information which the Seller has relating to the nature, the extent of use, the amount of water, the diversion information and any existing water rights relating to the pending issues to facilitate and assist the Buyer in protecting the water rights.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that they are the owners in fee simple of said premises, free from all encumbrances and that they will warrant and defend the same from all lawful claims whatsoever.

IN WITNESS WHEREOF, the said Grantors have hereunto set their hands and seals on this 15th day of May, 1996.

David C. Mooney
DAVID C. MOONEY

Marjorie I. Mooney
MARJORIE I. MOONEY

Grantee's address: 3054 Goodrich Road, Cambridge, ID 83610

After recording, return to Grantee at above address.