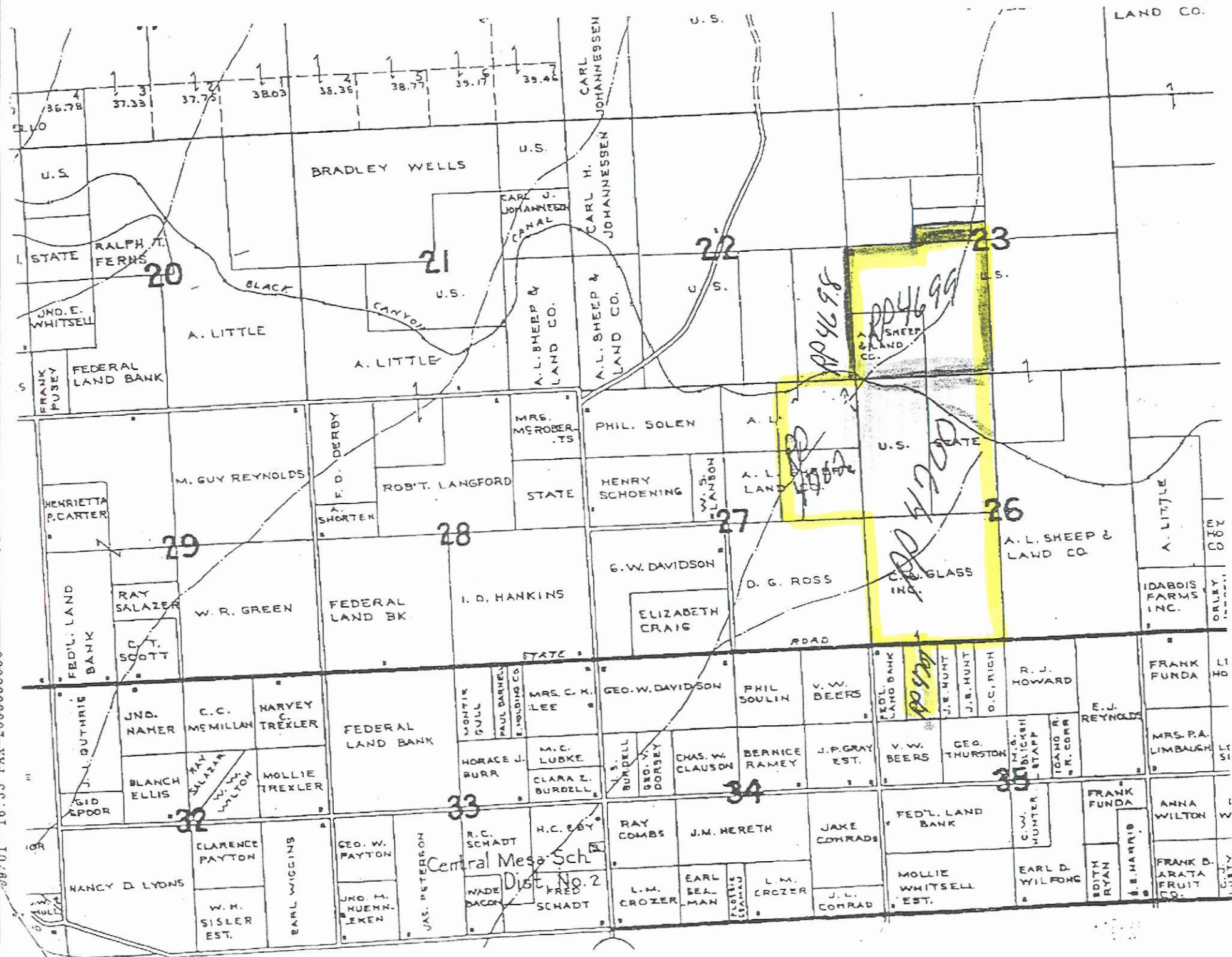
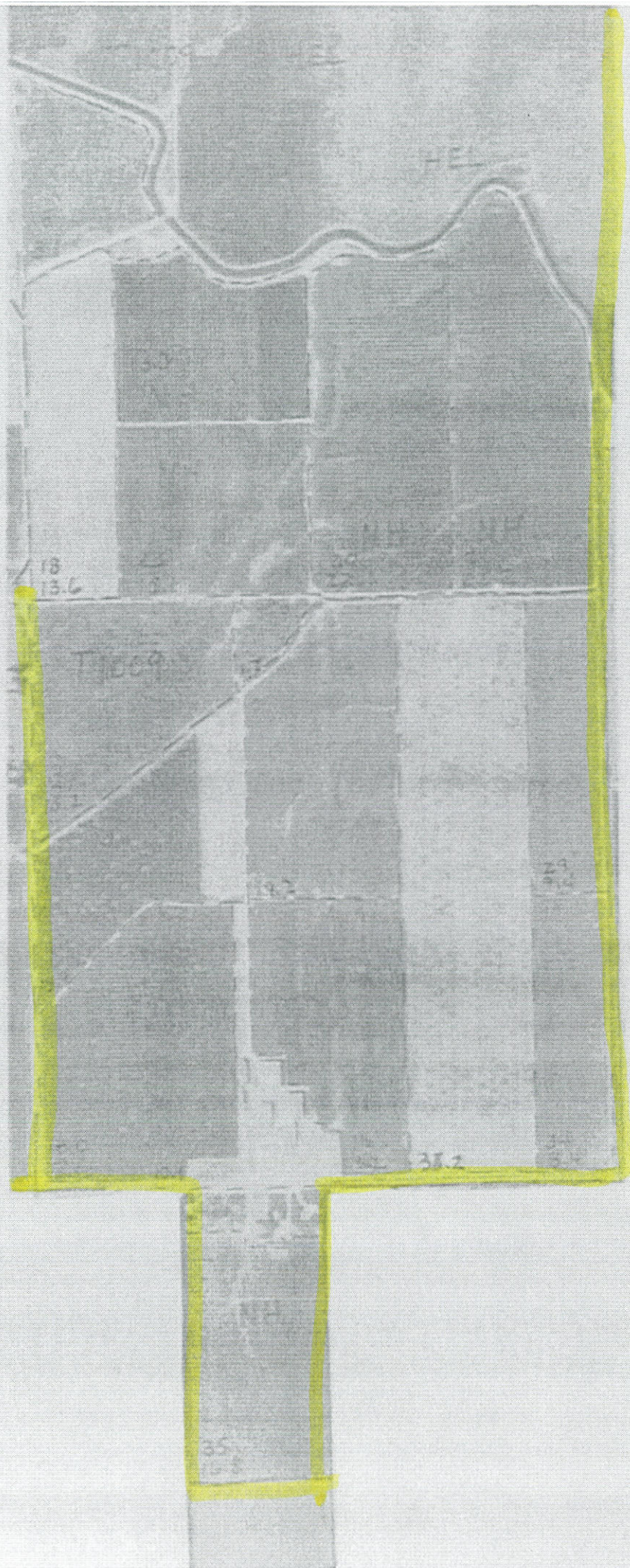






T1009

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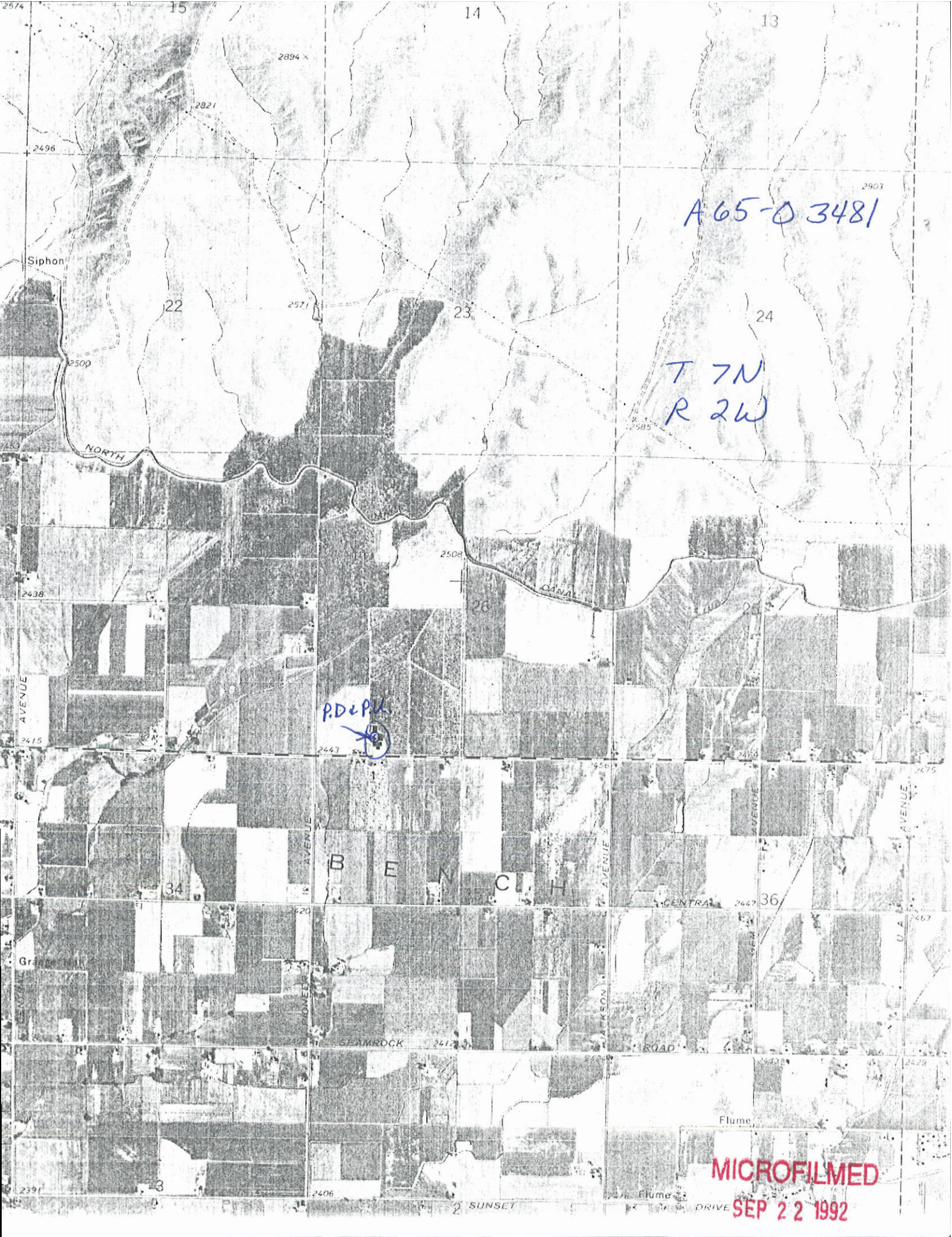
T1009

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T7N R2W



A 65-0 3481

T 7N
R 2W

P.D. & P.K.

B E N N E T T

MICROFILMED

SEP 22 1992

Idaho Department of Water Resources

Claim Number: 65-03481

Legal: T07N, R02W, S26

Reviewed By:

● Point of Diversion



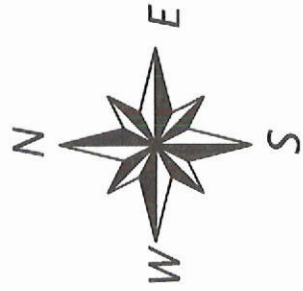
Place of Use



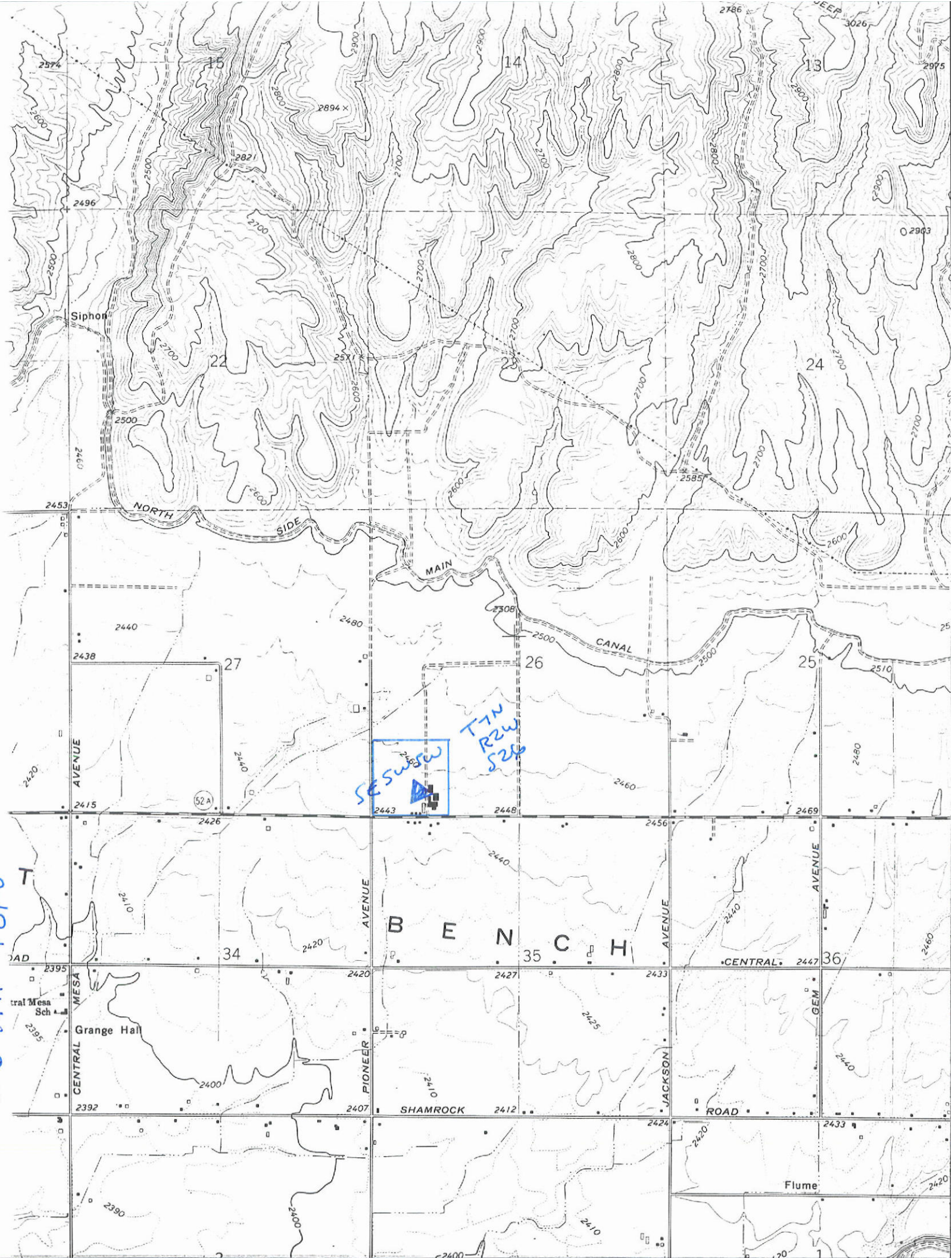
Section Lines

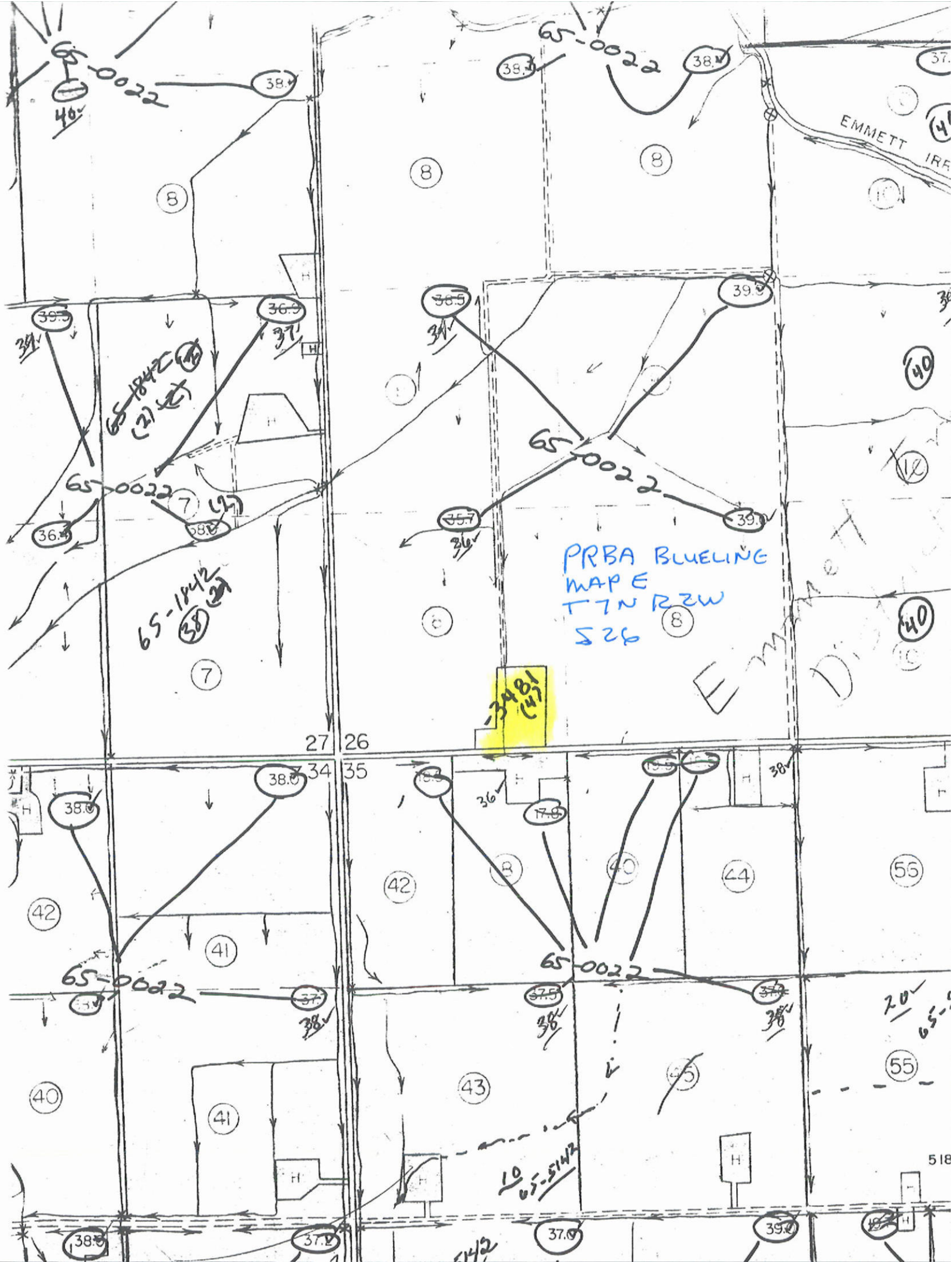


Quarter Quarter Lines



W6 1971 topo





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 65-3481
Date Received: 12/4/89
Receipt No: X999999
Received By:

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

1. Name of Claimant(s): LOU JEAN B LINDLEY TRUST
6615 N MERIDIAN RD
MERIDIAN ID USA 83642

Phone: (208) 888-1738

MERLE LINDLEY Phone: (208)888-1728
6615 N MERIDIAN RD
MERIDIAN ID USA 83642

2. Date of Priority: 04/01/1936

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
07N	02W	26	SE SW SW	GEM	

5. Description of diverting works:

WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.08	
INDUSTRIAL	1/01	12/31	0.2	
DOMESTIC	1/01	12/31	0.18	

7. Total Quantity Appropriated is:

0.28 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	02W	26	SW SW		IRRIGATION	4
Section Acres						4
Total Acres						4

11. Place of use in counties: GEM

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

13. Other Water Rights Used:

14. Remarks:

ROLLING HILLS ORCHARDS
Ownership change by DB 4/16/2001

15. Basis of Claim: Decreed

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

RECEIVED
APR 11 2001
 WATER RESOURCES
 WESTERN 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, 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
-----------------------	------------------------------	-------	-----------------------	------------------------------	-------

No fee 65-3481	same	No	65-3478	same	No
65-3494	same	No	65-3479	same	No
65-3475	same	No	65-3480	same	No
65-3476	same	No	65-13109	same	No
65-3477	same	No			

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) 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)

LDS Church Real Estate Co
Rolling Hills Orchards, Inc

4. New Owner/Claimant(s)

Louisean B Lindley Trust / Merle H. Lindley

New Mailing Address

6615 N Meridian Rd
Meridian ID 83642

City, State and ZIP Code

New Telephone Number

208 888-1738

5. Date you acquired the property

4/5/01 Blaine or Loya

Lindley
sole +
separate
property

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) Mark To Lindly
(include title if applicable) _____

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 <u>DO</u>	Date <u>4-11-01</u>	Fee <u>\$25- EA</u>	
Receipted by <u>DO</u>	Date <u>4-11-01</u>	Receipt No. <u>W027547</u>	
Processed by _____ AJ	Date _____	WR _____	Date _____

DEED

For value received, EF CORPORATION, an Idaho corporation, whose current address is 225 North 9th Street, Suite 210, Boise, Idaho 83702 ("Grantor") hereby GRANTS, BARGAINS, SELLS, AND CONVEYS to LOU JEAN B. LINDLEY TRUST ~~in its own capacity and as the sole member of the ROLLING HILLS DAIRY, L.L.C., an Idaho limited liability company,~~ as its interest appears, whose current address is 6615 N. Meridian, Meridian, Idaho 83642, and Merle H. Lindley, a married individual dealing in his sole and separate property, as his interest appears, whose current address is 6615 N. Meridian, Meridian, Idaho 83642 ("Grantees") the real property located in Gem County, State of Idaho and further described on Exhibit A attached ("Real Property"), TO HAVE AND TO HOLD the Real Property and the appurtenances to the Real Property unto the Grantee and the Grantee's heirs and assigns forever, subject to and except for (i) the encumbrances described on Exhibit B attached, (ii) encumbrances made, suffered, or done by the Grantee, (iii) reservations, restrictions, dedications, easements, rights of way, and agreements (if any) of record, and (iv) general taxes and assessments (including irrigation and utility assessments, if any) for the current year which are not yet due and payable.

GRANTOR

EF CORPORATION

Dated: April 5, 2001

By: 
David G. Ballard, Its President

DEED - 1

G:\2924\RE01\Deed.wpd
April 5, 2001 (12:46pm)

EXHIBIT A

The East half of the Southeast quarter of Section 22, Township 7 North, Range 2 West, Boise Meridian, Gem County, Idaho.

The Southwest quarter and the South half of the South half of the Southeast quarter of the Northwest quarter of Section 23, Township 7 North, Range 2 West, Boise Meridian, Gem County, Idaho.

The West half of Section 26, Township 7 North, Range 2 West, Boise Meridian, Gem County, Idaho.

The East half of the Northeast quarter and the West half of the Northeast quarter except the West 933 feet of Section 27, Township 7 North Range 2 West, Boise Meridian, Gem County, Idaho.

The East half of the Northwest quarter of the Northwest quarter of Section 35, Township 7 North, Range 2 West, Boise Meridian, Gem County, Idaho.

EXHIBIT A

209972

Gem County, Idaho) ss
Recorded at request of
First American Title Co.

Time 10:43 AM

Date January 27, 2000

Instr. No. 209972

Recorded as a Deed

Susan K. Howard, Clerk
Ex-officio Recorder

By: *[Signature]*
Deputy

\$ 9.00

INSTRU. NO. 209972
PAGES 1 OF 3

When Recorded, Mail To:

QUITCLAIM DEED

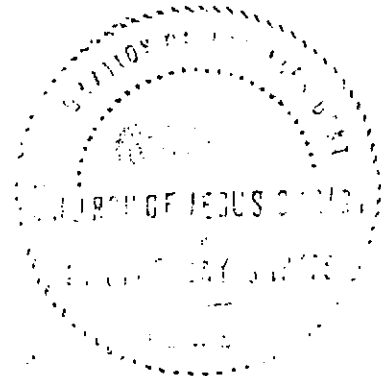
KNOW ALL MEN BY THESE PRESENTS that CORPORATION OF THE PRESIDENT OF THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS, a Utah corporation sole, Grantor, for TEN DOLLARS (\$10.00) and other good and valuable consideration in hand paid or delivered, hereby QUITCLAIMS to EF CORPORATION, an Idaho corporation, Grantee, the Real Property situated in the County of Gem, State of Idaho which is described on Exhibit "A," which Exhibit is attached hereto and incorporated herein by reference.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the Grantee, its successors and assigns forever.

IN WITNESS WHEREOF, the said Grantor has hereunto subscribed its name and affixed its corporate seal, by its Authorized Agent, this 7 day of January, 2000.

Grantor: CORPORATION OF THE PRESIDENT OF THE
CHURCH OF JESUS CHRIST OF LATTER-DAY
SAINTS, a Utah corporation sole

By: *[Signature]*
Authorized Agent



STATE OF UTAH)
 : ss
COUNTY OF SALT LAKE)

On this 7th day of January, 2000, personally appeared before me
CLINTON R. GURNEY, personally known to me to be the Authorized Agent of the
Corporation of the President of The Church of Jesus Christ of Latter-day Saints, a Utah
corporation sole, who acknowledged to me that he signed the foregoing instrument as Authorized
Agent for said corporation, that the seal impressed on the within instrument is the seal of said
Corporation, and the said Clinton R. Gurney acknowledged to me that the said Corporation
executed the same.

My commission expires:

July 20, 2002

Frances Lee Gibson
Notary Public
Residing at: Salt Lake City Utah

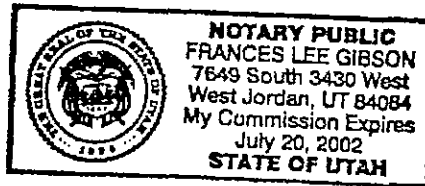


EXHIBIT "A"

Real property located in Gem County, Idaho, described as:

The South half of the South half of the Southeast quarter of the Northwest quarter of Section 23,
Township 7 North, Range 2 West, Boise Meridian, Gem County, Idaho.

INSTRU. NO. 209973
PAGES 1 OF 3

When Recorded, Mail To:

Fee \$ 9.00

By: Judy Simpson
Deputy

Susan K. Howard, Clerk
Ex-officio Recorder

Recorded as a Deed

Instru. No. 209973

Date January 27, 2000

Time 10:44 AM

Gem County, Idaho) ss
Recorded at request of
First American Title Co.

QUITCLAIM DEED

KNOW ALL MEN BY THESE PRESENTS that ROLLING HILLS ORCHARDS, INC., an Idaho dissolved corporation, Grantor, for TEN DOLLARS (\$10.00) and other good and valuable consideration in hand paid or delivered, hereby QUITCLAIMS to EF CORPORATION, an Idaho corporation, Grantee, the Real Property situated in the County of Gem, State of Idaho which is described on Exhibit "A," which Exhibit is attached hereto and incorporated herein by reference.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the Grantee, its successors and assigns forever.

IN WITNESS WHEREOF, the said Grantor has hereunto subscribed its name this 21st day of January, 2000.

ROLLING HILLS ORCHARDS, INC., an Idaho
dissolved corporation

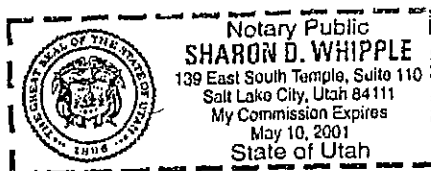
By: John W. Creer

John W. Creer

Its:

Officer

STATE OF UTAH)
)
 :SS
 COUNTY OF SALT LAKE)



The foregoing instrument was acknowledged before me this 21st day of January, 2000,
 by John W. Creer, as an officer of Rolling Hills Orchards, Inc., an Idaho dissolved corporation.

NOTARY PUBLIC

Sharon D. Whipple
 Residing at: Salt Lake

My commission expires:

May 10, 2001

EXHIBIT "A"

Real property located in Gem County, Idaho, described as:

The South half of the South half of the Southeast quarter of the Northwest quarter of Section 23,
Township 7 North, Range 2 West, Boise Meridian, Gem County, Idaho.

209974

Gem County, Idaho) ss
Recorded at request of
First American Title Co.

Time 10:45 AM

Date January 27, 2000

Instru. No. 209974

Recorded as a Deed

Susan K. Howard, Clerk
Ex-officio Recorder

By: [Signature]
Deputy

Pages 6.00

INSTRU. NO. 209974
PAGES 1 OF 2

When Recorded, Mail To:

QUITCLAIM DEED

KNOW ALL MEN BY THESE PRESENTS that FARMLAND RESERVE, INC., a Utah nonprofit corporation, Grantor, for TEN DOLLARS (\$10.00) and other good and valuable consideration in hand paid or delivered, hereby QUITCLAIMS to EF CORPORATION, an Idaho corporation, Grantee, the Real Property situated in the County of Gem, State of Idaho which is described on Exhibit "A," which Exhibit is attached hereto and incorporated herein by reference.

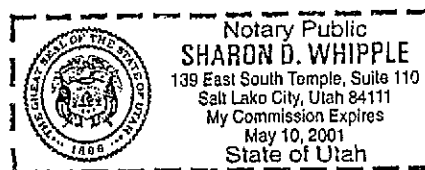
TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the Grantee, its successors and assigns forever.

IN WITNESS WHEREOF, the said Grantor has hereunto subscribed its name this 21st day of January, 2000.

FARMLAND RESERVE, INC., a Utah nonprofit corporation

By: [Signature]
Its: Pres.

STATE OF UTAH)
:ss
COUNTY OF SALT LAKE)



The foregoing instrument was acknowledged before me this 21st day of January, 2000, by John W. Crer, as President of Farmland Reserve, Inc., a Utah nonprofit corporation.

NOTARY PUBLIC

[Signature]
Residing at: Salt Lake

My commission expires:
May 10, 2001

EXHIBIT "A"

Real property located in Gem County, Idaho, described as:

The East half of the Southeast quarter of Section 22, Township 7 North, Range 2 West, Boise Meridian, Gem County, Idaho.

The Southwest quarter and the South half of the South half of the Southeast quarter of the Northwest quarter of Section 23, Township 7 North, Range 2 West, Boise Meridian, Gem County, Idaho.

The West half of Section 26, Township 7 North, Range 2 West, Boise Meridian, Gem County, Idaho.

The East half of the Northeast quarter and the West half of the Northeast quarter except the West 933 feet of Section 27, Township 7 North, Range 2 West, Boise Meridian, Gem County, Idaho.

The East half of the Northwest quarter of the Northwest quarter of Section 35, Township 7 North, Range 2 West, Boise Meridian, Gem County, Idaho.

209975

Gem County, Idaho) ss
 Recorded at request of
 First American Title Co.

Time 10:46 AM

Date January 27, 2000

Instru. No. 209975

Recorded as a Deed

Susan K. Howard, Clerk
 Ex-officio Recorder

By: *[Signature]*
 Deputy

9.00

INSTRU. NO. 209975
 PAGES 1 OF 3

When Recorded, Mail To:

SPECIAL WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS that CORPORATION OF THE PRESIDENT OF THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS, a Utah corporation sole, Grantor, for TEN DOLLARS (\$10.00) and other good and valuable consideration in hand paid or delivered, hereby grants, bargains, sells and conveys to EF CORPORATION, an Idaho corporation, Grantee, the Real Property situated in the County of Gem, State of Idaho which is described on Exhibit "A," which Exhibit is attached hereto and incorporated herein by reference.

Together with all and singular the tenements, hereditaments, and appurtenances belonging to the described property or in any manner appertaining to such property, the reversion and reversions, remainder and remainders, rents, issues, and profits of such property; and all estate, right, title, and interest in and to such property, as well in law as in equity.

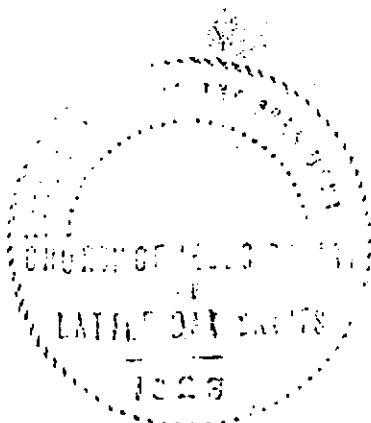
TO HAVE AND TO HOLD the said premises, with their appurtenance, unto the Grantee, its successors and assigns, in fee simple forever.

And the Grantor, for itself and its successors and assigns, covenants to warrant title unto Grantee, its successors and assigns, to the same only against all claiming by, through or under Grantor, and against acts of itself, subject to easements, rights, rights-of-way, reservations, conditions, restrictions, covenants, and all taxes and assessments of record or enforceable at law or in equity, and any other matters of record.

IN WITNESS WHEREOF, the said Grantor has hereunto subscribed its name and affixed its corporate seal, by its Authorized Agent, this 27th day of January, 2000.

Grantor: CORPORATION OF THE PRESIDENT OF THE
 CHURCH OF JESUS CHRIST OF LATTER-DAY
 SAINTS, a Utah corporation sole

By: *[Signature]*
 Authorized Agent



STATE OF UTAH)
 : ss
COUNTY OF SALT LAKE)

On this 7 day of January, 2000, personally appeared before me
Clinton R. Gurney, personally known to me to be the Authorized Agent of the
Corporation of the President of The Church of Jesus Christ of Latter-day Saints, a Utah
corporation sole, who acknowledged to me that he signed the foregoing instrument as Authorized
Agent for said corporation, that the seal impressed on the within instrument is the seal of said
Corporation, and the said Clinton R. Gurney acknowledged to me that the said Corporation
executed the same.

My commission expires:

July 20, 2002

Frances Lee Gibson
Notary Public
Residing at: Salt Lake City, Utah

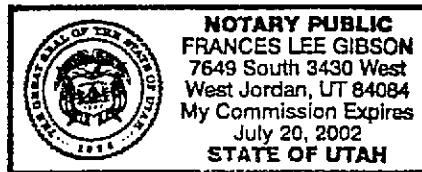


EXHIBIT "A"

Real property located in Gem County, Idaho, described as:

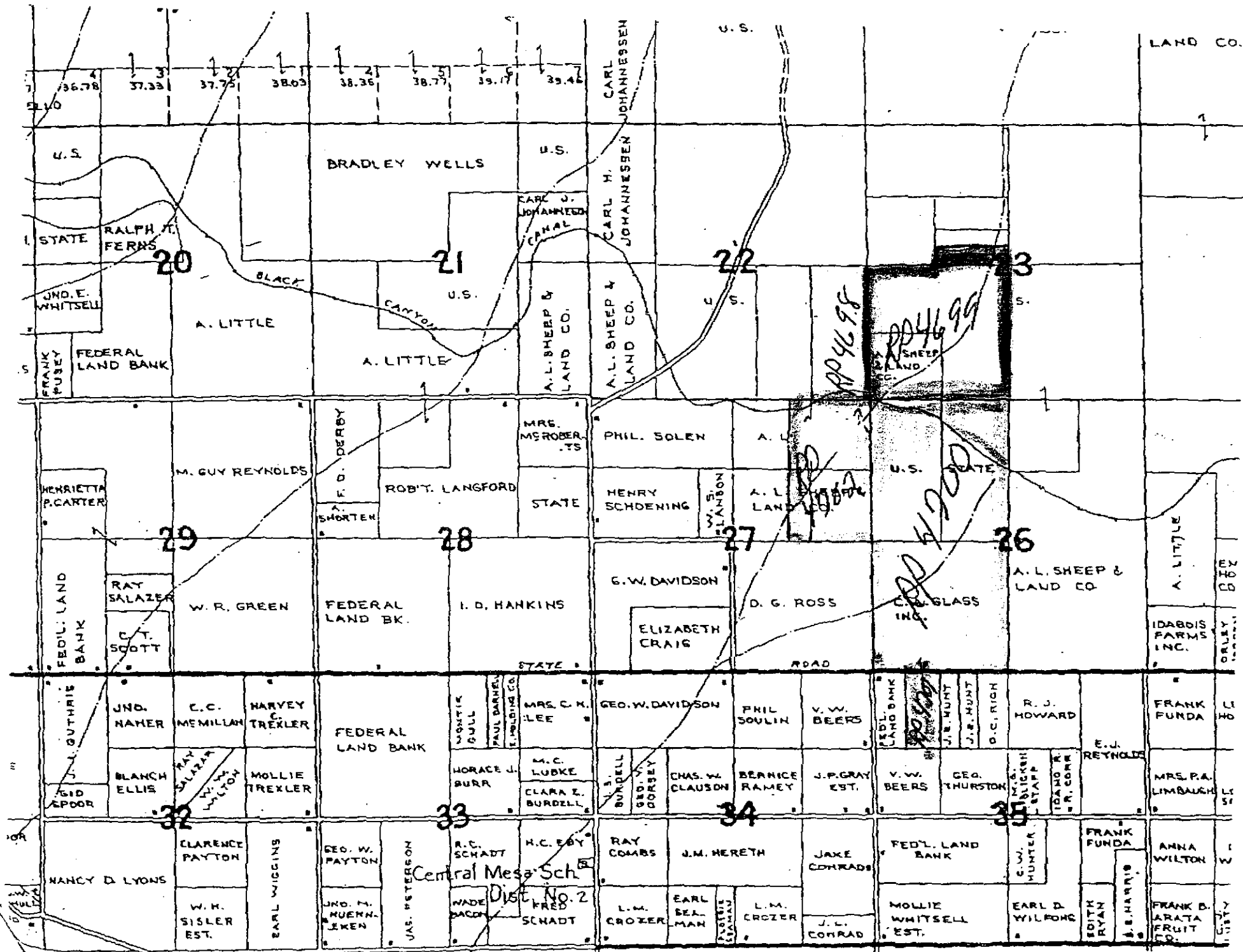
The East half of the Southeast quarter of Section 22, Township 7 North, Range 2 West, Boise Meridian, Gem County, Idaho.

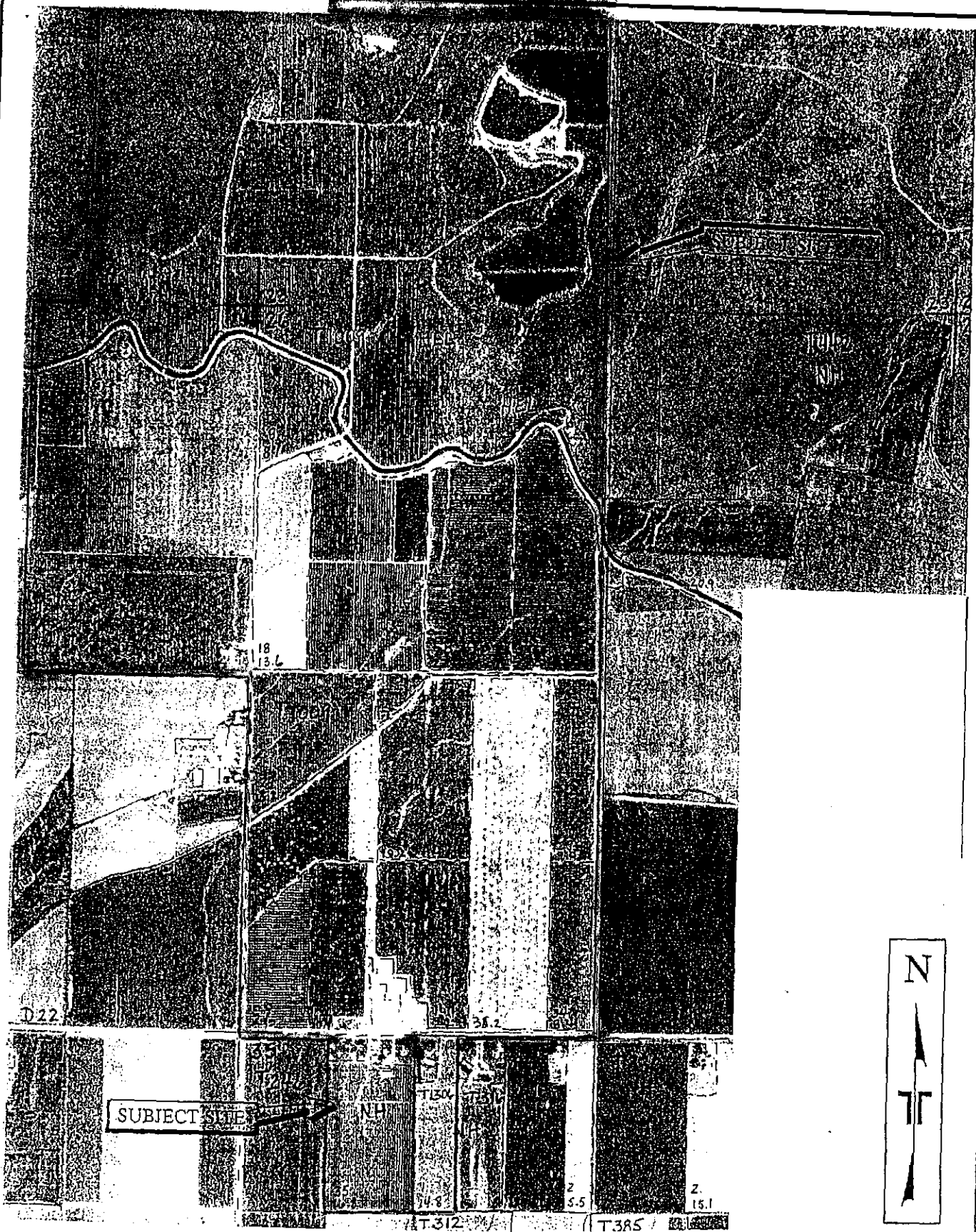
The Southwest quarter of Section 23, Township 7 North, Range 2 West, Boise Meridian, Gem County, Idaho.

The West half of Section 26, Township 7 North, Range 2 West, Boise Meridian, Gem County, Idaho.

The East half of the Northeast quarter and the West half of the Northeast quarter except the West 933 feet of Section 27, Township 7 North, Range 2 West, Boise Meridian, Gem County, Idaho.

The East half of the Northwest quarter of the Northwest quarter of Section 35, Township 7 North, Range 2 West, Boise Meridian, Gem County, Idaho.





AERIAL PHOTOGRAPH - 1984

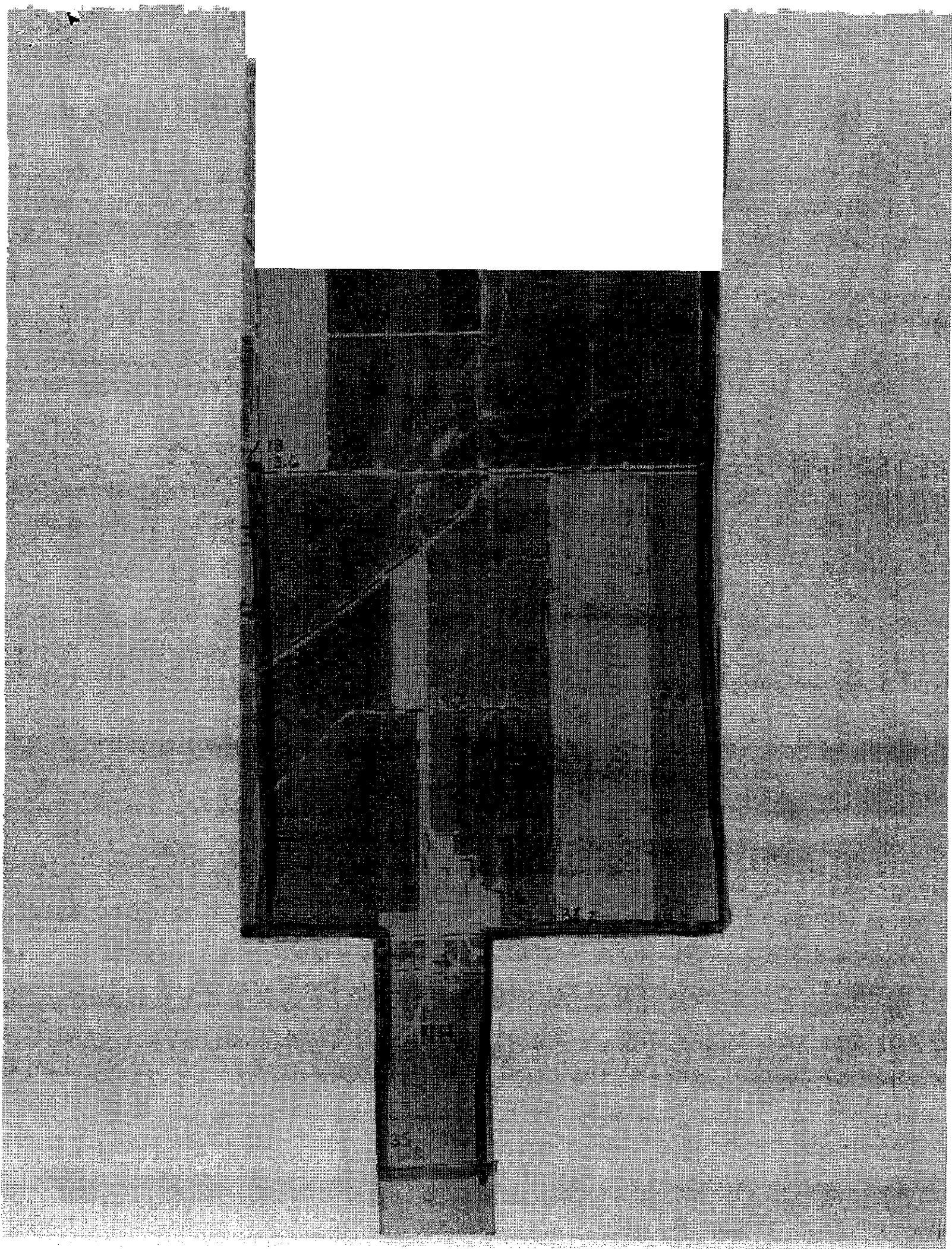
Rolling Hills Orchard
Emmett, Idaho

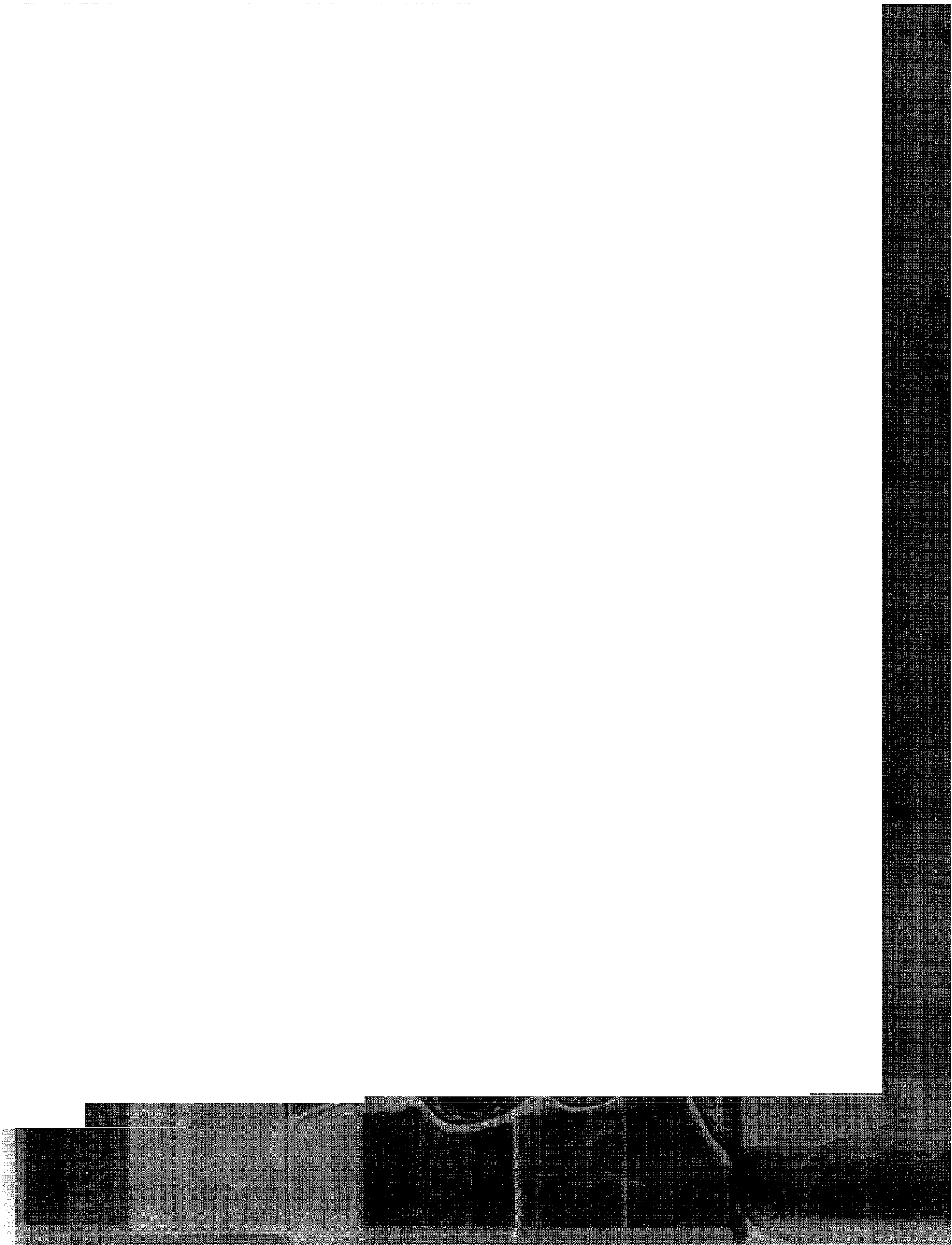
Job# 61997103

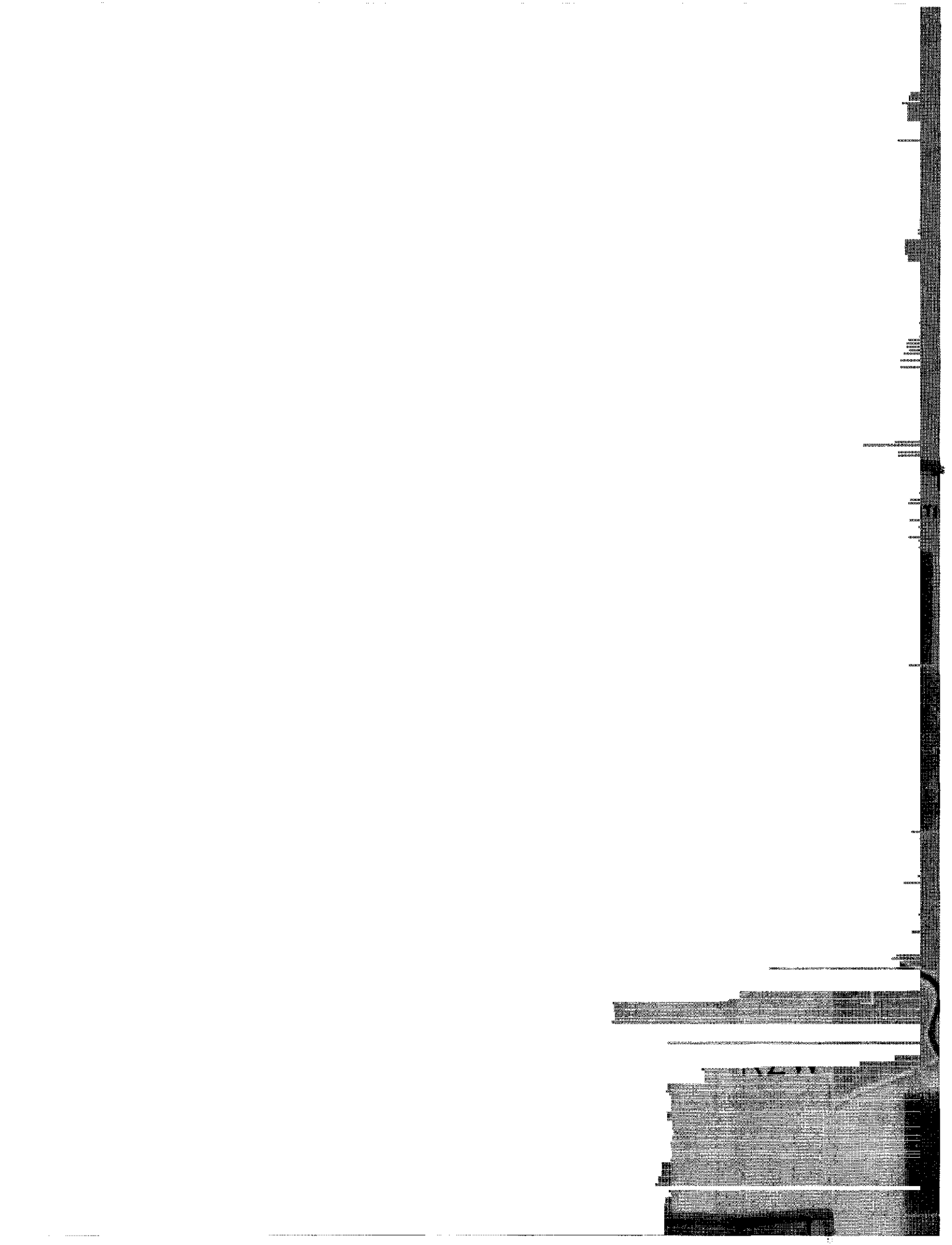
Date: Nov. 1997

Drawn: JZL

Terracon







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: A65-03481
Date Received: 12-4-89
Receipt No: X999999
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROLLING HILLS ORCHARDS INC. 208-365-2141
Address: 2812 W. BLACK CANYON HWY.
ROUTE 1
EMMETT, ID 83617

OR

Name: CHURCH OF JESUS CHRIST LATTER DAY SAINTS 801-240-2929
Address: REAL ESTATE DIVISION
TWELFTH FLOOR
50 EAST NORTH TEMPLE STREET
SALT LAKE CITY, UT 84150

RECEIVED

DEC 4 1989

2. Date of Priority: APR 01, 1936

3. Source: GROUNDWATER Trib. to:

Department of Water Resources

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07N	02W	26	SE	SW	SW		GEM

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
INDUSTRIAL	01/01	12/31	0.200		
DOMESTIC	01/01	12/31	0.180		
IRRIGATION	03/15	11/15	0.080		

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

8. Total consumptive use is 14.0 Acre Feet Per Annum.

9. Non-irrigation uses:
INDUSTRIAL AND DOMESTIC, PACKING SHED COMPLEX

A65-03481 Page 1 Date: 10/27/89

MICROFILMED
SEP 22 1992

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07N	02W	26	SW	SW	IRR	4.0
Section Acres						4.0
Total Acres						4.0

11. Place of use in counties: GEM

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

13. Other Water Rights Used:
65-13109

14. Remarks:
ROLLING HILLS ORCHARDS

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

STATE OF IDAHO

Decree Plaintiff

vs

A & C CORP., ET AL.

Decree 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: _____

For Organizations:

I do solemnly swear or affirm that I am _____ AUTHORIZED AGENT _____ of _____ Title _____

Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-day Saints, a Utah Corporation sole

Organization

document in the space below as _____ AUTHORIZED AGENT _____ of _____ Title _____

Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-day Saints, a Utah Corporation sole

Organization

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

* Jane A. Buh JAB
Signature of Authorized Agent

AUTHORIZED AGENT _____ Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-day Saints, a Utah Corporation sole
Title and Organization

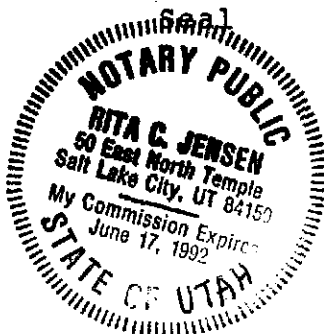
11/20 1989
Date

State of Utah)
~~Idaho~~)
County of Salt Lake) SS.

Subscribed and sworn (or affirmed) before me this 20th day
of November 19 89

Rita C. Jensen
Notary Public

Residing at Salt Lake City
My Commission Expires 6/17 1992



A 65-03481

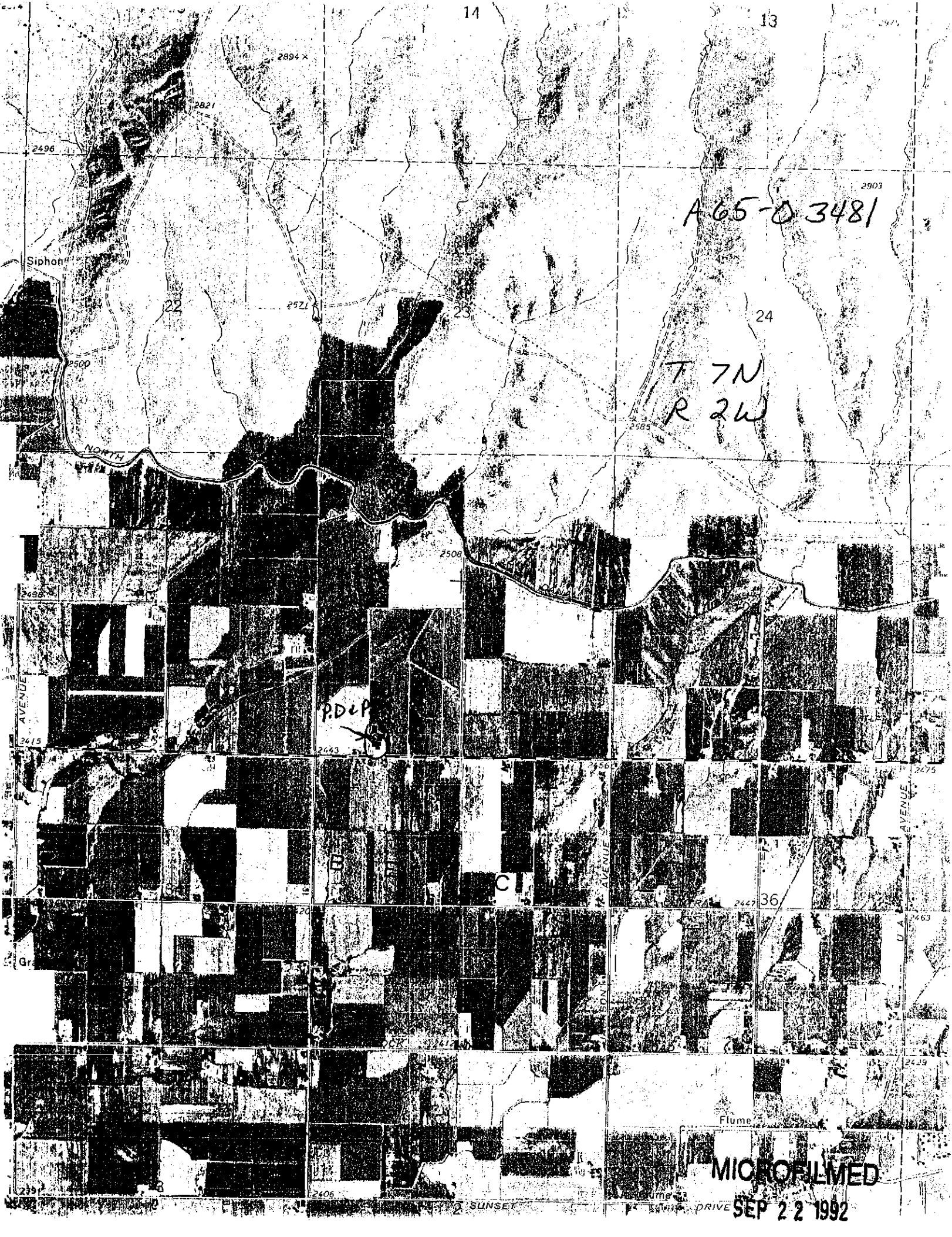
T 7N
R 2W

P.D.P.

Flume

MICROFILMED

SEP 22 1992



4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME LDS Church CLAIM IDENT. NO. A65-03481

DATE RECEIVED _____ CK # _____ AMOUNT \$ _____

	YES	NO	Required Info?
1. Is the name and address complete with zip code?	_____	_____	*
2. Is a priority date entered?	_____	_____	*
Is the priority date acceptable in view of mandatory filing dates?	_____	_____	*
See Adjudication Memos #1 and #4 to determine if a Permit is required.	_____	_____	*
3. (a) Is a source entered?	_____	_____	*
(b) Is a tributary to entered? (if required)	_____	_____	N/A
4. Is the legal description of the p.d. sufficient?	_____	_____	*
5. Is there a description of the diverting works?	_____	_____	
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form.	_____	_____	*
Is the period of use included?	_____	_____	
Is a quantity claimed for each use?	_____	_____	*
7. Is a total quantity claimed entered?	_____	_____	
8. If required is a consumptive use entered?	_____	_____	N/A
Is the consumptive use correct?	_____	_____	N/A
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4.	_____	_____	N/A
10. Is (are) the place(s) of use and purpose(s) indicated?	_____	_____	*
11. Is (are) the county(ies) entered?	_____	_____	
12. Is the ownership of p.u. checked?	_____	_____	
13. Are other water rights listed or "none" indicated?	_____	_____	
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.)	_____	_____	N/A
15. Is the basis of the claim indicated?	_____	_____	
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.)	_____	_____	N/A
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block.	_____	_____	*
18. Has the claim been signed, sealed, and dated by a notary?	_____	_____	*
19. Was this claim filed on time, or was an extension granted?	_____	_____	*
20. Is the fee enclosed correct?	_____	_____	Exempt
21. If this claim is based on an existing water right, has the identification number been entered?	_____	_____	N/A
22. Should this claim be data entered?	_____	_____	

Claim checked by: CA Date: 6-7-90

Claim must be returned to claimant: (Yes) _____ (No) _____

Claimant must be notified of modifications: (Yes) _____ (No) _____

Receipt Prepared by: _____ Date: _____
Claim data entered by: _____ Date: _____
Sent to claimant by: _____ Date: _____

Comments: _____

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SEP 22 1992

04/16/2001

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 65-3481

NAME AND ADDRESS: LOU JEAN B LINDLEY TRUST
MERLE LINDLEY
6615 N MERIDIAN RD
MERIDIAN, ID 83642

SOURCE: GROUND WATER

QUANTITY: 0.28 CFS
83.3 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT FOR
DOMESTIC USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 04/01/1936

POINT OF DIVERSION: T07N R02W SESW Within GEM County
S26 SW

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03-15 11-15	0.08 CFS
INDUSTRIAL	01-01 12-31	0.20 CFS
		72.50 AFY
DOMESTIC 4 HOMES	01-01 12-31	0.18 CFS
		10.80 AFY

INDUSTRIAL USE IS FOR COLD STORAGE & HYDRO-DUMPER
& PACKING SHED COMPLEX.

PLACE OF USE:

IRRIGATION Within GEM County
T07N R02W S26 SWSW 4
INDUSTRIAL Use same as IRRIGATION DOMESTIC Use same as IRRIGATION

4 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.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR DOMESTIC USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

PROPERTY IS ALSO KNOWN AS ROLLING HILLS ORCHARDS.

12/29/2000

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 65-3481

NAME AND ADDRESS: ROLLING HILLS ORCHARDS INC
2812 W BLACK CANYON HWY
ROUTE 1
EMMETT, ID 83617

CHURCH OF JESUS CHRIST LATTER DAY SAINTS
REAL ESTATE DIVISION
TWELFTH FLOOR
50 EAST NORTH TEMPLE STREET
SALT LAKE CITY, UT 84150

SOURCE: GROUND WATER

QUANTITY: 0.28 CFS
83.3 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC USE
SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 04/01/1936

POINT OF DIVERSION: T07N R02W S26 SESWSW Within GEM County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03-15 11-15	0.08 CFS
INDUSTRIAL	01-01 12-31	0.20 CFS
		72.50 AFY
DOMESTIC 4 HOMES	01-01 12-31	0.18 CFS
		10.80 AFY

INDUSTRIAL USE IS FOR COLD STORAGE & HYDRO-DUMPER & PACKING
SHED COMPLEX.

PLACE OF USE:

IRRIGATION Within GEM County
T07N R02W S26 SWSW 4
INDUSTRIAL Use same as IRRIGATION DOMESTIC Use same as IRRIGATION

4 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.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
DOMESTIC USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

PROPERTY IS ALSO KNOWN AS ROLLING HILLS ORCHARDS.

AJ5809NP
No. A65-03481

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 08/18/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROLLING HILLS ORCHARDS INC 2812 W BLACK CANYON HWY ROUTE 1 EMMETT ID 83617 (208) 365-2141	04/01/1936	IRRIGATION INDUSTRIAL DOMESTIC	03-15 11-15 01-01 12-31 01-01 12-31	0.080 CFS 0.200 CFS 0.180 CFS	72.5 10.8
TOTAL DIVERSION: CONSUMPTIVE USE:					0.280 CFS	

C CHURCH OF JESUS CHRIST LATTER DAY SAINTS
REAL ESTATE DIVISION
TWELFTH FLOOR
50 EAST NORTH TEMPLE STREET
SALT LAKE CITY UT 84150
(801) 240-2929

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion: T07N R02W S26

SESWSW

GEM County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE																	
T	R	S		NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	SUM									
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac								
07N	02W	26	:																										
																			04										4.0
																			TOTAL ACRES									4.0	

Place of use location for INDUSTRIAL is the same location as described for: IRRIGATION

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

POU County: GEM

Non-Irrigation Uses: INDUSTRIAL AND DOMESTIC, PACKING SHED COMPLEX 4-HOMES

Other Rights: 65-13109 - RECENT LIC. FOR COMMERCIAL NOT REQUIRED FOR SRBA

Remarks: GEN ROLLING HILLS ORCHARDS - EXP JOI

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:

Presumption Flag:

USE REMARK: INDUSTRIAL USE IS FOR COLD
STORAGE AND HYDRO-DUMPER

NON-IRR USES: 4-
HOMES (PER PROBA CLAIM)

COND CONDAS:
N10 GEN
N12 QNT

C18

AFA for IRR
- not decreed
SEE
Findings
PAGE

Totals 83.3

INDICATES TOTAL

SOURCE: GROUNDWATER

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
			STOCKWATER	1/ 1 12/31	2.70 AFA .02 CFS *3.90*AFA *.04*CFS		SAME AS OTHER USE	
65-5048	ROGERS, CLARENCE O. & ROGERS, FERN R. ROUTE 2, EMNETT, IDAHO 83617	4/ 1/1936	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	NWNE S33 T 7N R 2W	NWNE S33 T 7N R 2W	BENEFICIAL USE
65-3481	ROLLING HILLS ORCHARDS, INC. DIVISION OF ELBERTA FARM CORP., ROUTE 1, EMNETT, IDAHO 83617	4/ 1/1936	INDUSTRIAL	1/ 1 12/31	12.50 AFA .20 CFS	SWSW S26 T 7N R 2W	SAME AS OTHER USE	BENEFICIAL USE
			DOMESTIC	1/ 1 12/31	10.80 AFA .18 CFS --- AFA .08 CFS *---*AFA *.28*CFS		SAME AS OTHER USE	
			IRRIGATION	3/15 11/15			SWSW(4) S26 T 7N R 2W *4*	
65-5350	RUSSELL, WILLIAM F. & RUSSELL, CLARA M. ROUTE 2, BOX 116, EMNETT, IDAHO 83617	4/ 1/1936	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	SWSW S28 T 7N R 2W	SWSW S28 T 7N R 2W	BENEFICIAL USE
			STOCKWATER	1/ 1 12/31	7.90 AFA .02 CFS *9.10*AFA *.04*CFS		SAME AS OTHER USE	
65-5455	SCHULTZ, GEORGE H. BOX 54, DONNELLY, IDAHO 83615	4/ 1/1936	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	NENW S17 T16N R 3E	NENW S17 T16N R 3E	BENEFICIAL USE
			STOCKWATER	1/ 1 12/31	1.40 AFA .02 CFS *2.60*AFA *.04*CFS		SAME AS OTHER USE	
65-5122	SHORT, IRENE V. ROUTE 2, BOX 240, EMNETT, IDAHO 83617	4/ 1/1936	DOMESTIC	1/ 1 12/31	2.40 AFA .04 CFS	SESW S31 T 7N R 1W	SESW S31 T 7N R 1W	BENEFICIAL USE
65-1024	SIMONDS, ERNEST B. & SIMONDS, ORPHEA 1014 WILLIAMS ROAD, EMNETT, IDAHO 83617 REMARKS: LOT 43, WILLIAMS SUBDIVISION.	4/ 1/1936	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	SESW S 8 T 6N R 1W	SESW S 8 T 6N R 1W	BENEFICIAL USE
			STOCKWATER	1/ 1 12/31	.20 AFA .02 CFS *1.40*AFA *.04*CFS		SAME AS OTHER USE	

WR5809NP
No. 65-03481

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 08/18/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROLLING HILLS ORCHARDS INC. 2812 W. BLACK CANYON HWY. ROUTE 1 EMMETT ID 83617	04/01/1936	IRRIGATION INDUSTRIAL DOMESTIC	03/15 11/15 01/01 12/31 01/01 12/31	0.080 CFS 0.200 CFS 0.180 CFS	~~10.80 AFA~~ 72.50 AFA 10.80 AFA
TOTAL DIVERSION:					0.280 CFS	~~72.50 AFA~~

not decreed
83.3

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion: T07N R02W S26

SWSW

GEM County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
07N	02W	26	:																	:	4.0
																				TOTAL ACRES	4.0

Place of use location for INDUSTRIAL is the same location as described for: IRRIGATION

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

Pou County: GEM

Dates:	App. Received:	Priority Date:	04/01/1936
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: 65 Field Exam Fee:

Audit: 04/02/86 04/30/88 CONVERT 08/01/89 CURTIS

Idaho Department of Water Resources

Claim Number: 65-03481

Legal: T07N, R02W, S26

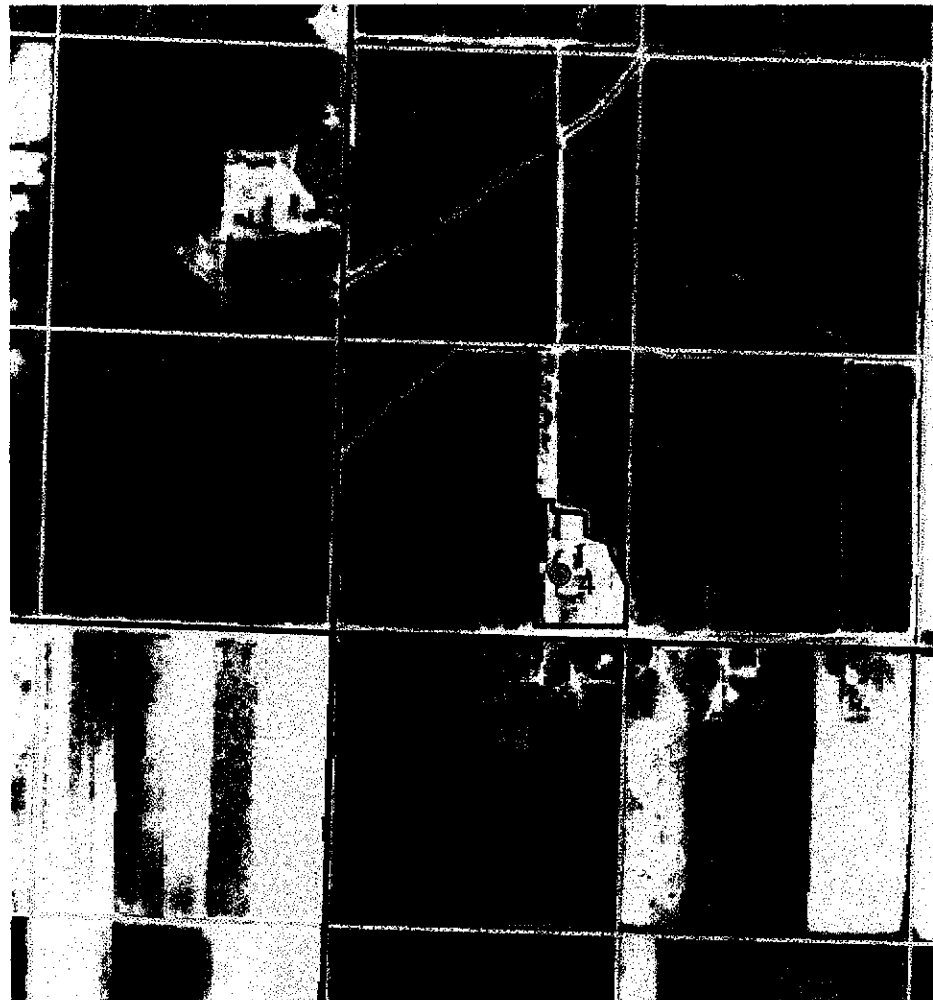
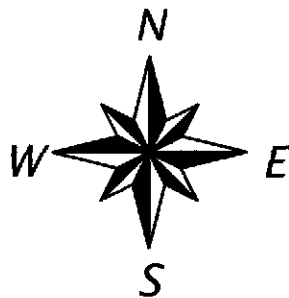
Reviewed By:

⊙ *Point of Diversion*

□ *Place of Use*

□ *Section Lines*

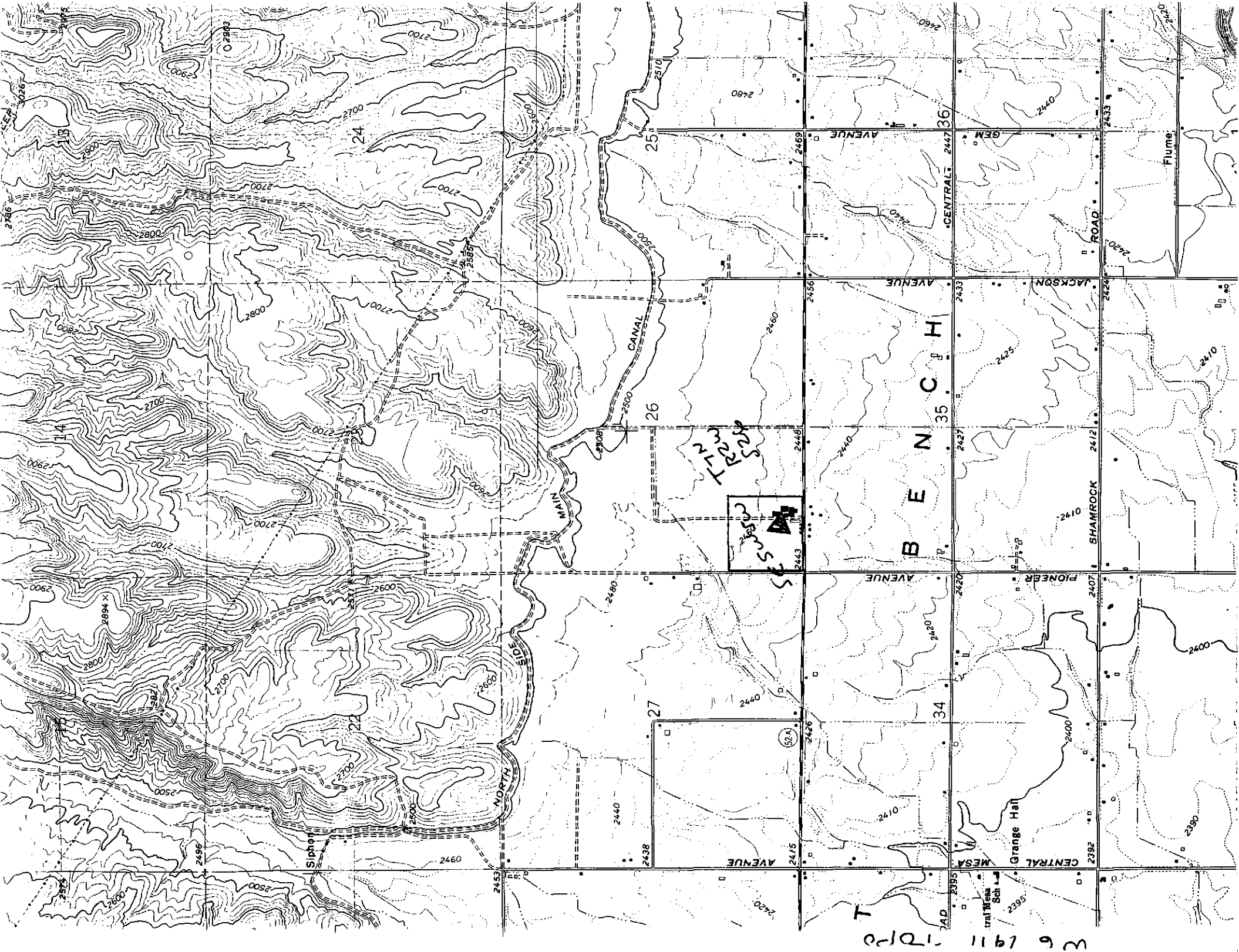
□ *Quarter Quarter Lines*

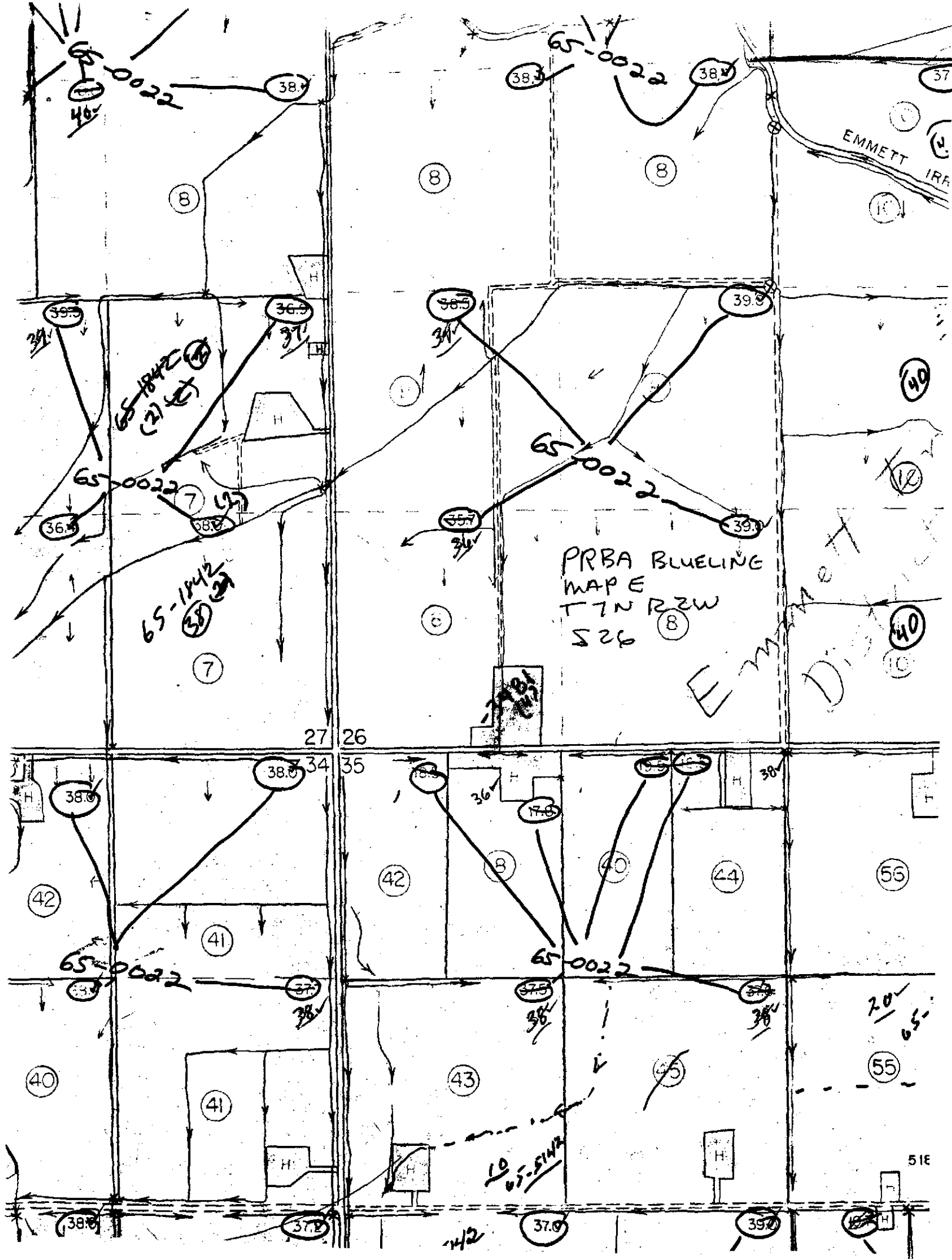


1987 Napp Photo

0 0.25 0.5 0.75 Miles

A horizontal scale bar with four segments. The segments are labeled '0', '0.25', '0.5', and '0.75 Miles' from left to right. The bar is black with white markings at the segment boundaries.





G

RECEIVED

(Name of Claimant)

claims a right to the diversion

The extent and nature of said claim is as follows:

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
(Both Dates Inclusive)

14.0 U.
97.3 AFA

- B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.) Give sizes and capacities; be as specific as possible. 5 hp. submersible pump and pipeline into all facilities

- [illegible]

Total No. of acres.

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

- (7) Effluent, sewage waste, or return water from this use is discharged into.

- (8) If you are claiming water as a member of an organization, list name of organization.

- (9) Remarks 0.08 c.f.s. 4 homes, 0.10 c.f.s. cold storage storage room (120 x 120) (100 x 100) (40 x 60), 10 Hydro-dumper packing apples 5

IND AFA: $.20 \times 1.98 \times 183 = 72.5 \text{ AFA}$ ASSUME OPN @ 24 HRS/day @ 6 MONTHS/year

- (10) Basis of claim (Check one) ☒ A) Right based on diversion and beneficial use.

- ☐ B) Right decreed by court, cite title of case_____

- ☐ C) Right based on application, license, or claim filed with State Reclamation Engineer, Office No.:

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all the foregoing in Exhibit herein are true and accurate to the best of (his, her, their) knowledge.

Individual

May 14, 1971

(Date)

(Signature of Claimant)

State of Idaho

County of Ada

On this 14 day of May, in the year 1971

a Notary public, personally appeared Rolling Hills Orchards, Inc., J. Raymond Dewey
known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that he/she/they,
corporation, partnership or _____ executed the same. 3-18-90

Notary Public residing at

My commission expires _____

DET 1-25-78

ADJUDICATION DIVISION

REPORT OF EXAMINERS

Claim No. 65-3481

1. Name of Applicant Rolling Hills Orchard

2. Priority 4-1-1936

3. Source of Water Groundwater

4. Determine Purpose and Quantity of Water Found Used:

(Quantity) (Dom., Irr., Stk. water, etc.) (Mo.-Day) (Mo.-Day)
0.20 Use Industrial Period of Use From 1-1 To 12-31
0.18 Use Domestic Period of Use From 1 To 12-31
 Use Period of Use From To

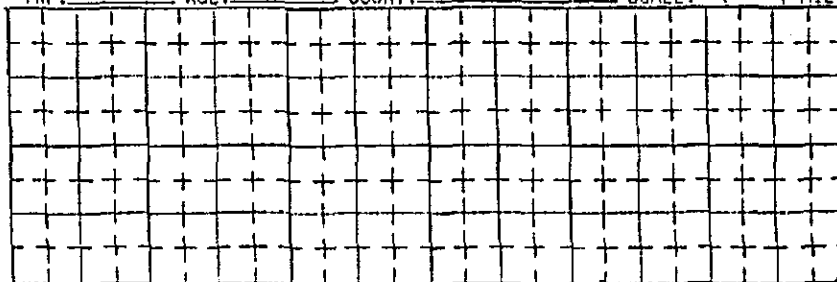
5. Location of Point of Diversion: SW 5W of Section 26
 Twp. 7N, Rge. 2W County of Gem

6. Describe Diversion Works: well/pump

7. Describe Location of Use:

TWP.	RGE.	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
<u>7N</u>	<u>2W</u>	<u>26</u>											X						
<u>7N</u>	<u>2W</u>	<u>35</u>	X																

TWP. _____ RGE. _____ COUNTY _____ SCALE: 1" = 1 MILE



8. Purpose Other Than Irrigation: Industrial use for cold storage and hydro-dumper and 9 domestic households with inside and outside use

9. Remarks: Well located behind industrial buildings

This examination was made on the 30 day of March, 1972

(Signed) Robert S. Haynes
 EXAMINER.

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM #: 65-03481 Date: 4-27-00

Overlapping POU Claim #'s: _____

				NE				NW				SW				SE				Sum
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	7N	2W	26											4						4
GIS														4						4
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

POU_ID #(s): 444

POD_ID #(s): 343

Total Claimed Acres: 4

Total GIS Acres: 4

COMMENTS:

THE CHURCH OF
JESUS CHRIST
OF LATTER-DAY
SAINTS

REAL ESTATE DIVISION
Twelfth Floor, RM-1241
50 East North Temple Street
Salt Lake City, Utah 84150
Phone (801) 240-4074

Reference reply to:

November 21, 1989

RECEIVED
DEC 4 1989

Mr. Carter Fritschle
Senior Water Resource Agent
Adjudication Bureau
Idaho Department of Water Resources
1301 North Orchard Street
Boise ID 83720

Department of Water Resources

Dear Mr. Fritschle,

Attached are the signed documents and a check for \$263.00 to pay for the adjudication fees for water rights in Gem County.

<u>Groundwater Right</u>	<u>Property Number</u>	<u>Property Name</u>	<u>Adjud. Assess.</u>
A65-01506	503-5066	Emmett 1	Exempt
A65-01760	533-8093	Emmett Seminary (Emmett High)	54.00
A65-03474	522-3695	Inv FM Rolling Hills Orchard	Exempt*
A65-03475	522-3695	"	Exempt*
A65-03476	522-3695	"	Exempt*
A65-03477	522-3695	"	Exempt*
A65-03478	522-3695	"	Exempt*
A65-03479	522-3695	"	Exempt*
A65-03480	522-3695	"	Exempt*
A65-03481	522-3695	"	Exempt*
A65-03483 ✓	503-5120	Letha	Exempt*
A65-05484	510-8225	Wel ID Emmett Farm #2 (sold)	25.00
A65-12703	515-4529	Emmett 2,3&	70.00
A65-12704	524-3092	Sweet	54.00
65-13109	522-3695	ID Gem Co. Inv. FM Rolling Hills Orchard	App. 30.00
65-13110	511-9782	Letha Wd Rec Prop-Moffat & 2nd	App. 30.00

TOTAL

\$263.00

MICROFILMED
SEP 22 1992

Thanks for your assistance and that of Glen Nielson in getting these rights adjudicated and recorded.

Sincerely,


Ronald C. Johnson
Water analyst

RCJ:ja
enc.

cc: Terry F. Roylance
M. Glade Pincock
Glen Nielson

MICROFILMED
SEP 22 1992

ADJUDICATION FILING FEES FOR IDAHO

RECEIVED
DEC 4 1989

PROPERTY IDENTIFICATION

Idaho State Water Right Permit # A65-03481
LDS Church Property # 5223695

Department of Water Resources

FEE CALCULATIONS

Domestic, stockwatering, fire protection, etc. \$ _____
Flat fee for irrigation. \$ _____

VARIABLE FEE SCHEDULE

Irrigation (\$1.00 per acre). \$ _____
Power Generation (\$3.00 per kilowatt) \$ _____
Aquaculture (\$10.00 per cfs) \$ _____
All other uses (\$100.00 per cfs) \$ _____

Other charges. \$ _____

TOTAL

\$ Exempt

DATE 10-27-89


Carter Fritschle
Idaho Dept. of Water Resources


Glen Nielson
Field Representative
Church of Jesus Christ
of Latter-day Saints

MICROFILMED
SEP 22 1992