

CERTIFICATE OF MAILING

I certify that on Feb 10, 2006, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant/**Seller** for Substitution of Party or attorney of record:
BEN JERNBERG
PO BOX 1442
BILLINGS MT 59103

3. One copy to:

Claimant/**Purchaser** for Substitution of Party, or attorney of record:
IDAHO PROPERTIES LLC
23539 365 TH AVE
KIMBALL SD 57355

4. One copy to:

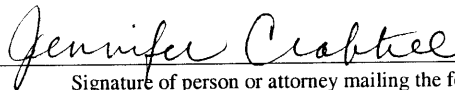
Each party in the subcase, or **attorney of record**
ROGER LING
LING ROBINSON & WALKER
PO BOX 396
RUPERT ID 83350

5. One copy each to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

6. One Copy to:

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724


Signature of person or attorney mailing the form

02/07/2006

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

RIGHT NUMBER: 31-11845

NAME AND ADDRESS: IDAHO PROPERTIES LLC
23539 365TH AVE
KIMBALL SD 57355

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 4.990 CFS

Right nos. 31-2395 and 31-11845 are limited to a total combined diversion rate of 6.48 cfs and to a total combined annual diversion volume of 1134 AF.

PRIORITY DATE: 04/23/1979

POINT OF
DIVERSION: T07N R34E S10 SWSESW Within JEFFERSON County
T07N R34E S10 SESESW Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/15	4.990 CFS

The use of water for irrigation under this right may begin as early as April 1 and may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water before April 15 and after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and priority date earlier than the

date

a partial decree is entered for this right.

PLACE OF USE: IRRIGATION Within JEFFERSON County

T07N R34E S15	NWNW	1.00	T07N R34E S15	SWNW	37.00
T07N R34E S15	SESW	40.00	T07N R34E S15	NESW	40.00
T07N R34E S15	NWSW	40.00	T07N R34E S15	SWSW	40.00
T07N R34E S15	SESW	40.00	T07N R34E S16	NENE	1.30
T07N R34E S16	SWNE	3.60	T07N R34E S16	SENE	40.00
T07N R34E S16	NESE	40.00	T07N R34E S16	NWSE	25.00
T07N R34E S16	SWSE	36.00	T07N R34E S16	SESE	40.00
T07N R34E S21	NENE	40.00	T07N R34E S21	NWNE	28.00
T07N R34E S21	SWNE	20.00	T07N R34E S21	SENE	40.00
T07N R34E S22	NWNW	41.00	T07N R34E S22	SWNW	40.00
T07N R34E S22	SESW	40.00			

672.9 ACRES TOTAL

Right nos. 31-2395 and 31-11845 are limited to the irrigation of a combined total of 324 acres in a single irrigation season.

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

Right nos. 31-2357, 31-2395 and 31-7311 are also diverted through the points of diversion described above.