

GENERAL AFFIDAVIT

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AUG 09 2006

DEPARTMENT OF
WATER RESOURCES

State of Idaho
County of Canyon

BEFORE ME, the undersigned Notary,
Wynona M Stapleton [name of Notary before whom
affidavit is sworn], on this 8th [day of month] day of August
[month], 2006, personally appeared

Frank Engle and Antone R. Noe [name of affiant], known to me to be a credible person and of
lawful age, who being by me first duly sworn, on _____ [his or her] oath, deposes and says:

August 7, 2006

Canyon County Abstract Title Number #78059, land patented March 23, 1929, was filed in the name of Jesse Sproat. This tract was filed with all water rights included in the title document for agricultural use. The land was then sold to Oscar Simpson in 1941. Oscar Simpson later signed the this tract over to A.C. Simpson 1953. This land was then sold to Frank Engle in 1976. this tract is known as Right Number 63-21456 w/ The State Idaho Dept. of Water Resources. A portion of the 63-21456 tract was then sold to Antone (Tony) R. Noe and Neva C. Noe in September 10, 2004. The tract purchased by Antone R. & Neva C. Noe is now known as Right Number 63-32368. This tract has been used for irrigation and agricultural purposes (farming and crop production) by all its previous owners. This is in reference to Basis of Claim-Beneficial Use for Right Number 63-32368.

See Attached Form

[set forth affiant's statement of facts]

Tony R. Noe Frank Engle
[signature of affiant]

TONY R. NOE FRANK Engle
[typed name of affiant]

8903 Ferry Rd Melba Idaho 83841
[address of affiant, line 1]

9450 Ferry Rd Melba, Ida 83841
[address of affiant, line 2]

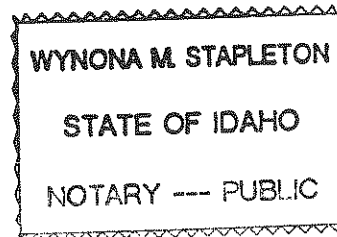
Subscribed and sworn to before me, this 8th [day of month] day of
August [month], 2006.

[Notary Seal:]

Wynona M. Stapleton
[signature of Notary]

Wynona M. Stapleton
[typed name of Notary]

NOTARY PUBLIC



My commission expires: 9-28, 2010.