



RECEIVED

SEP 21 2006

WATER RESOURCES
WESTERN REGION

RECEIVED

SEP 21 2006

WATER RESOURCES
WESTERN REGION

TO: IDWR Western Region
2735 Airport Way
Boise, ID 83705

DATE: 09/18/06

ESCROW NO.: 0600043232

ATTN:

RE: 850 Acres Robinson Rd

In connection with the above transaction, we enclose the following:

- () Our check representing
- (xx) Notice of change in water right ownership
- ()
- ()

Thank you for this opportunity to serve you. If we may be of any further assistance, please do not hesitate to contact our office.

Cordially,

TRANSACTION TITLE & ESCROW, INC.

By:


Gabrielle Rhoades
Escrow Officer
208-455-0166

Enclosure

2805 Blaine St, Suite 120
Caldwell, ID 83605
(208) 455-0166, Fax (208) 453-8971

8665 W Emerald, Suite 200
Boise, ID 83704
(208) 377-3190, Fax (208) 377-0946

485 E Riverside Drive
Eagle, ID 83616
(208) 938-2544, Fax (208) 938-2545

950 W Bannock, Suite 250
Boise, ID 83702
(208) 342-2222, Fax (208) 388-0615

170 2nd St South
Nampa, ID 83651
(208) 466-6422, Fax (208) 466-6520

701 S Allen St
Meridian, ID 83642
(208) 888-6416, Fax (208) 887-9378

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

RECEIVED

SEP 21 2006

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 (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
PD 57-72108	PD 57-072108	AS	02-022101		
222101A VT	AD 022101A				
22259 VT	AD 02259				
57-072108					
AS 02-02259					

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) 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)

Hill Way, Inc.

4. New Owner/Claimant(s)

3895 Girdner Ln, Meridian, ID 83642

Michael L. James, Rhonda J. James

Name Connector (Check one: ☐ and, ☒ or, ☐ and/or

New Mailing Address

21610 Robinson Rd

City, State and ZIP Code

Oreana, ID 83650

New Telephone Number

888-834-2925

5. Date you acquired the property

September 18, 2006

READ AND APPROVED

BY: _____

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) Michael S. James
(include title if applicable) Rhonda J. James

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 eg Date 9-21-06 Fee 0
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____



Escrow No. 0600043232

CORPORATE WARRANTY DEED

FOR VALUE RECEIVED

Hill Way, Inc., an Idaho Corporation

a corporation organized and existing under the laws of the State of Idaho, with its principal office at
P.O. Box 1338, San Mateo, CA 94401 of County of , State of Idaho,

GRANTOR(s), does(do) hereby GRANT, BARGAIN, SELL AND CONVEY unto: Michael L James and
Rhonda J James, husband and wife

GRANTEES(s), whose current address is: 13290 Midway Rd , Nampa, ID 83686
the following described real property in Owyhee County, State of Idaho,
more particularly described as follows, to wit:

See Attached Exhibit "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s)
heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that

Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances,
EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the
Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if
any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the
current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all
lawful claims whatsoever.

The officers who sign this deed hereby certify that this deed and the transfer represented thereby was duly
authorized under a resolution duly adopted by the board of directors of the Grantor at a lawful meeting duly held
and attended by a quorum.

In witness whereof, the Grantor has caused its corporate name to be hereunto affixed by its duly authorized
officers this 15 day of September, in the year of 2006.

Hill Way, Inc.

A handwritten signature in cursive script, appearing to read 'Trevor C. Roberts', written over a horizontal line.

by Trevor C. Roberts
it's President

ARRANTY DEED - NOTARY ACKNOWLEDGMENT

State of Idaho, County of Ada, ss.

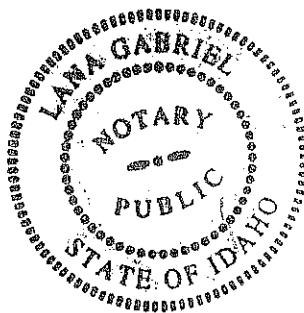
On this 15th day of September in the year of 2006, before me, the undersigned, a Notary Public in and for said State, personally appeared Trevor C. Roberts known or identified to me to be the President of the corporation that executed the instrument or the person(s) who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

Lana Gabriel
Notary Public

Residing at:

My commission expires:

Residing in Boise, Idaho
My Commission Expires:
July 11, 2008



TRACT I

In Township 4 Southeast Quarter, Range 2 East, Boise Meridian, Owyhee County, Idaho.

Section 7: SE1/4 SE1/4
Section 8: SW1/4 SW1/4, E1/2 SW1/4, W1/2 SE1/4
Section 17: NW1/4, S1/2 NE1/4
Section 18: E1/2 NE1/4

TRACT II

PARCEL I

Government Lot 4 and the Southeast Quarter of the Southwest Quarter in Section 7 of Township 4 South, Range 2 East, Boise Meridian, Owyhee County, Idaho, excepting therefrom the following described parcel:

Beginning at the intersection of Section 12 and Section 13, Township 4 South, Range 1 East, Boise Meridian, and Section 7 and Section 18, Township 4 South, Range 2 East, Boise Meridian, and proceeding North along the section and range boundary line between said Section 12 and Section 7 to the division point between Government Lot 4 and Government Lot 3 in said section 7; thence East along the boundary line between said Government Lot 3 and Government Lot 4 and Government Lot 4 a distance of 990 feet to a point; thence South along a line parallel to the section and range line between said Section 7 and Section 12 to a point on the section boundary line between said Section 7 and Section 18; thence West along the section boundary line between said section 7 and Section 18 to the intersection of said Section 12, Section 13, Section 7, and Section 18 to the POINT OF BEGINNING.

PARCEL II

Government Lots 1 and 2 and the Southwest Quarter of the Northeast Quarter and the East One-half of the Northwest Quarter and the North One-half of the Southeast Quarter in Section 18, Township 4 South, Range 2 East, Boise Meridian, Owyhee County, Idaho, excepting therefrom the following described parcel:

Beginning at the intersection of Sections 12 and 13, Township 4 South, Range 1 East Boise Meridian and Sections 7 and 18, Township 4 South, Range 2 East Boise Meridian, and proceeding East along the section boundary line between said Section 7 and Section 18, a distance of 990 feet to a point thence South along a line parallel to the section and range boundary line between said Section 13 and Section 18 a distance of 660 feet to a point; thence West along a line parallel to the Section line between said Section 7 and Section 18 to a point on the section and range line between said Section 13 and Section 18; thence North along the section and range line between said Section 13 and Section 18 to the intersection of said Section 12, Section 13, Section 7 and Section 18, the POINT OF BEGINNING.

5-19-1998 4:01PM FROM

PM 18 198 12:00PM MARKERS REML 11
05/18/1998 11:11 2083342349

IDWR WESTERN

P. 4

Form 42-200 (5-1-92) 11-97

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

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s): 57-07268; 02-02259; 02-02261
- Adjudication Claim No(s): A02-02261A; A02-02259; 57-07268
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant: Robert L. Pullen, Jr.
P.O. Box 451, Grand View, Idaho 83624
4. New Owner/Claimant(s): Hill Way, Inc., an Idaho corporation
Name Connection (Check one): ☐ add, ☐ or, ☐ and/or
New Mailing Address: 3895 Girdner Lane
City, State and ZIP Code: Meridian, ID 83642
New Telephone Number: (208) 362-3339
5. Date you acquired the property: _____
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the space below. If necessary, attach additional pages. Did not split property.
Number of acres you irrigate 560 Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s): HILL WAY, INC., an Idaho Corporation
By: Trevor C. Roberts
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
Trevor C. Roberts, Secretary
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

APPROVED:

Robert L. Pullen, Jr.
Robert L. Pullen, Jr., Former Owner/Claimant

Page 1

02/06/2006

IDAHO DEPARTMENT OF WATER RESOURCES
 Adjudication Recommendation Report 2-2259 V1

WATER RIGHT NUMBER: 2-2259 V1

Owner Type Name and Address
Security Interest DUANE C GIBLER
 9405 SUNFLOWER LN.
 BOISE, ID 83704

Original Owner ROBERT L PULLEN JR
 PO BOX 451
 GRAND VIEW, ID 83624

Original Owner REX G STEINER
 HC 89 BOX 2165
 OREANA, ID 83650
 (208)834-2390

Original Owner PETROLEUM CONSTRUCTION INC
 C/O RUSSELL FOX
 PO BOX 592
 SANTA PAULA, CA 93060
 (805)525-2144

Current Owner HILL WAY INC
 3895 GIRDNER LN
 MERIDIAN, ID 83642
 (208)362-3339

Security Interest JAMES L & DOROTHY A GIBSON TRUST
 8773 W BROOKVIEW-DR
 BOISE, ID 83709
 (208)322-7326

Priority Date: 12/18/1963

Basis: License

Status: Active

Source

SNAKE RIVER

Tributary

COLUMBIA RIVER

Beneficial Use

IRRIGATION

From To

04/01 to 10/31

Diversion Rate

5.140 CFS

Annual Volume

1,285.00 AF

Total Diversion:

5.140 CFS

1,285.00 AF

Location of Point(s) of Diversion

SNAKE RIVER

NE1/4NE1/4

Sec. 8, Twp 04S, Rge 02E, B.M.

OWYHEE County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04S	02E	17	24.0	21.0	35.0	25.0	38.0	39.0							182.0

Iowa pending rec'd = good news!

257"
for
257 River

Page 2

02/06/2006

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 2-2259 V1

04S 02E 18 | 36.0

39.0

75.0

Total Acres: 257

Conditions of Approval:

1. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
2. C18 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.
3. S46 The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

Remarks:Comments:Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag:

State or Federal: S

Owner Name Connector: AND

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:Water Supply Bank:

Page 1

02/06/2006

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 2-2261A V1

WATER RIGHT NUMBER: 2-2261A VT

Owner Type Name and Address *Good!*

Current Owner HILL WAY INC
 3895 GIRDNER LN
 MERIDIAN, ID 83642
 (208)362-3339

Security Interest JAMES L & DOROTHY A GIBSON TRUST
 8773 W BROOKVIEW DR
 BOISE, ID 83709
 (208)322-7326

Original Owner PETROLEUM CONSTRUCTION INC
 C/O RUSSELL FOX
 PO BOX 592
 SANTA PAULA, CA 93060
 (805)525-2144

Original Owner RUTH KNOX
 PO BOX 262
 GRAND VIEW, ID 83624
 (208)834-2780

Original Owner HIGH CHAPPARAL
 C/O ROBERT PULLEN JR
 PO BOX 451
 GRAND VIEW, ID 83624
 (208)323-7877

Security Interest DUANE C GIBLER
 9405 SUNFLOWER LN
 BOISE, ID 83704

Priority Date: 12/19/1963

Basis: License

Status: Active

Source

SNAKE RIVER

Tributary

COLUMBIA RIVER

Beneficial Use

IRRIGATION

From To

03/15 to 11/15

Diversion Rate

4,400 CFS

Annual Volume

1,100.00 AF

Total Diversion:

4,400 CFS

1,100.00 AF

Location of Point(s) of Diversion

SNAKE RIVER

OWYHEE County

L4 (NE1/4NE1/4)

Sec. 8, Twp 04S, Rge 02E, B.M.

Place of Use

IRRIGATION

Twp Rge Sec

NE				NW				SW				SE				Totals
NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

220"
for
220 River

Page 2

02/06/2006

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 2-2261A V1

04S 02E 7								40.0	40.0
04S 02E 8			40.0	40.0	40.0	25.0	35.0		180.0
Total Acres: 220									

Conditions of Approval:

1. S47 The use of water for irrigation under this right may begin as early as March 1 provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date a partial decree is entered for this right.
2. X36 Rights 2-2261C and 2-2261D are also diverted through the point of diversion described above.
3. C18 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.

Remarks:

Comments:

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

Water Supply Bank:

Page 1

02/06/2006

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 57-7268

WATER RIGHT NUMBER: 57-7268

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	PATRICK S RUSSELL ID
Directors Report Owner	PETROLEUM CONSTRUCTION INC C/O RUSSELL FOX PO BOX 592 SANTA PAULA, CA 93060 (805)525-2144
Directors Report Owner	ROBERT L PULLEN JR PO BOX 451 GRAND VIEW, ID 83624
Current Owner	HILL WAY INC 3895 GIRDNER LN MERIDIAN, ID 83642 (208)362-3339
Security Interest	DUANE C GIBLER 9405 SUNFLOWER LN BOISE, ID 83704
Security Interest	JAMES L & DOROTHY A GIBSON TRUST 8773 W BROOKVIEW DR BOISE, ID 83709 (208)322-7326

Priority Date: 02/09/1981

Basis: Decreed

Status: Active

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	1/01 to 12/31	0.050 CFS	5.40 AF
DOMESTIC	1/01 to 12/31	0.040 CFS	1.20 AF
	<u>Total Diversion:</u>	0.090 CFS	6.60 AF

Location of Point(s) of DiversionGROUND WATER
OWYHEE County

NW1/4NW1/4

Sec. 17, Twp 04S, Rge 02E, B.M.

Place of Use

STOCKWATER

Twp	Rge	Sec	NE	NW	SW	SE	Totals
04S	02E	17	NE	NW	SW	SE	
				X			

02/06/2006

Page 2

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 57-7268

DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04S 02E 17						X											

Conditions of Approval:

1. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. STOCKWATER, 400 RANGE CATTLE
4. C18 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.

Remarks:Comments:

1. RHOWERTO 1/3/1996 NAME CHANGE
Comment: OWNERSHIP CHANGED BY RDH ON 1-3-96. OWNERSHIP CHANGE FORM RECEIVED ON 12-26-95. EVIDENCE OF OWNERSHIP PROVIDED BY WARRANTY DEED AND DESIGNATED AGENTS SIGNATURE FOR PETROLEUM CONSTRUCTION.

2. D&S-DSHA 10/2/1996 D&S CONDITION CODE UPDATE
Comment: CONDITION CODE N11 ADDED CONDITION CODE N13 ADDED

3. dhatfield 10/17/2002 Ownership change
Comment: The data in the name field was changed to show this right has an ownership change.

Page 3

02/06/2006

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 57-7268Dates and Other Information:

Licensed Date:
Decreed Date: 4/23/1998
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number: 39576
Judicial District: FIFTH
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:Water Supply Bank:

Lessor Name: HILL WAY INC
Lease Status: Active
Lease Amount: Part
Rental Availability: All
Date Received: 3/28/2003
Lease Begin Date: 3/28/2003
Expiration Date:



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

APRIL 5, 2006

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

TREVOR C ROBERTS
HILLWAY INC
14148 SOUTH CAN-ADA ROAD
MELBA ID 83641

RE: RELEASE OF LEASED WATER RIGHT NO(S).02-2261A FROM THE
WATER SUPPLY BANK

Dear Mr. Roberts:

As requested in your letter, received by the Department of Water Resources ("department") on April 4, 2006, the department will release the water right number(s) referenced above from Water Supply Bank.

The five (5) year period of nonuse related to forfeiture of a water right shall begin to accrue upon release of the right from the bank or shall continue to accrue if a period of nonuse occurred prior to the lease date of the right to the bank.

If you have questions, please feel free to contact me.

Sincerely,

Noreen Vaughan
Water Allocation Bureau

c: John Westra - IDWR Western Regional Office

Ar 23 08 10:31p

John C Steiner

208-834-2585

P.2

Trevor C. Roberts
Hillway Inc.
14148 South Can-Ada Road
Melba, Idaho 83641
(208) 941-7760 cell

Cynthia Bridge Clark
Idaho Department of Water Resources
Water Allocation Bureau
322 E. Front St., PO Box 83720
Boise, Idaho 83720
(208) 287-4946 phone
(208) 287-6700 fax

March 23, 2006

Dear Cynthia,

We presently have water rights in the Snake River that are in the Water Bank. We are planning on farming that portion of the farm in which water right number 2-2261AVI covers. Please release the above water right for our beneficial use this season? If you have any questions please call the above number. Thank you very much for your help.

Sincerely,


Trevor C. Roberts, president
Hillway Inc.