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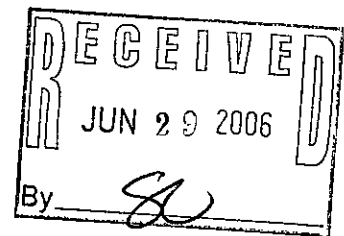
Arthur W. Holden
(1877-1967)
Robert B. Holden
(1911-1971)
Terry L. Crapo
(1939-1982)
William S. Holden
(1907-1988)

Of Counsel
Fred J. Hahn

**Also Licensed in Missouri & Kansas

June 28, 2006

Cindy E. Bird
Adjudication Bureau
Idaho Department of Water Resources
15 W. Center St.
Soda Springs, ID 83276



Re: Notice of Claim to a Water Right on Behalf of Nevada Rock & Sand

Dear Cindy:

Pursuant to your request we enclosing the Notice of Claim to a Water Right documents along with our check in the amount of \$100.00.

Thank you for your prompt attention to this matter. If you have any questions, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Cheri Vandermeulen".

Cheri Vandermeulen
Secretary for Kent W. Foster

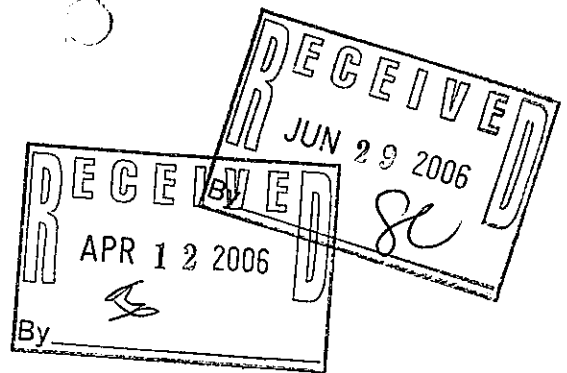
Enclosures

Place of Use Analysis

Claim#		NE				NW				SW				SE			
		NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
24-4007	Source: Crow Creek. Bryce prepared an amended claim but it has not been signed and returned by claimant. This POU is as original																
24-4007	T10S,R45E, Section 14. Crow Creek											10					
24-4007	T10S,R45E, Section 22. Crow Creek		20		20										20		
24-4007	T10S,R45E, Section 23. Crow Creek						40	40									
24-4008	Source: Unnamed Stream																
24-4008	T10S,R45E, Section 14. Unnamed Stream											16					
24-4008	T10S,R45E, Section 15. Unnamed Stream															8.2	22
24-4008	T10S,R45E, Section 22. Unnamed Stream	40	27	17	28									6.5	3.7		
24-4008	T10S,R45E, Section 23. Unnamed Stream						31	4									
24-4009	Source: Unnamed Stream																
24-4009	T10S,R45E, Section 15. Unnamed Stream				40					20			10		10	20	
24-4009	T10S,R45E, Section 22. Unnamed Stream	10	40														
24-4010	Source: Alleman Spring. Bryce prepared an amended claim but it has not been signed and returned by claimant. This POU is as original																
24-4010	T10S,R45E, Section 14. Alleman Spring										40	30					
24-4010	T10S,R45E, Section 15. Alleman Spring			40	10									40	30	20	40
24-10684	Source: Alleman Spring																
24-10684	T10S,R45E, Section 15. Alleman Spring			14	3.9												
24-10685	Source: Crow Creek																
24-10685	T10S,R45E, Section 22. Crow Creek										4.5			11			
24-10686	Source: Unnamed Stream																
24-10686	T10S,R45E, Section 14. Unnamed Stream											16					
24-10686	T10S,R45E, Section 15. Unnamed Stream															8.2	22
24-10686	T10S,R45E, Section 22. Unnamed Stream	40	27	17	28									7	3.7		
24-10686	T10S,R45E, Section 23. Unnamed Stream						31	4									
24-10687	Source: Sinks																
24-10687	T10S,R45E, Section 35							Domestic									
24-4007	T10S,R45E, Section 14. Crow Creek											10					
24-4008	T10S,R45E, Section 14. Unnamed Spring											16					
24-4010	T10S,R45E, Section 14. Alleman Spring										40	30					
24-10686	T10S,R45E, Section 14. Unnamed Spring											16					
24-4008	T10S,R45E, Section 15. Unnamed Spring															8.2	22
24-4009	T10S,R45E, Section 15. Unnamed Spring				40					20			10		10	20	
24-4010	T10S,R45E, Section 15. Alleman Spring			40	10									40	30	20	40
24-10684	T10S,R45E, Section 15. Alleman Spring			14	3.9												
24-10686	T10S,R45E, Section 15. Unnamed Spring															8.2	22
24-4007	T10S,R45E, Section 22. Crow Creek	20			20									20			
24-4008	T10S,R45E, Section 22. Unnamed Spring	40	27	17	28									6.5	3.7		
24-4009	T10S,R45E, Section 22. Unnamed Spring	10	40														
24-10685	T10S,R45E, Section 22. Crow Creek										4.5			11			
24-10686	T10S,R45E, Section 22. Unnamed Spring	40	27	17	28									7	3.7		
24-4007	T10S,R45E, Section 23. Crow Creek						40	40									
24-4008	T10S,R45E, Section 23. Unnamed Spring						31	4									
24-10686	T10S,R45E, Section 23. Unnamed Spring						31	4									

AFFIDAVIT

STATE OF NEVADA)
County of Clark) ss.



Alden Stewart, being first duly sworn upon his oath, states as follows:

1. That I was formerly one of the co-owners and officers of Nevada Rock & Sand Co. Subsequent to 1965 I gave all of my ownership interest in that company to family members.

2. This affidavit is made in connection with the filing of a "Notice of Claim to a Water Right" in Civil Case No. 39576, Fifth Judicial District, Twin Falls, County, Idaho. Specifically, this affidavit is made in support of the filing of a claim pertaining to a diversion of one cfs and used to irrigate 203.4 acres in Section 22, Township 10 South, Range 45 E.B.M.

3. The diversion of water under the foregoing claim is by means of a collection box in the stream to a twelve inch (12") pipeline serving a gravity pressurized sprinkler irrigation system and stock watering facility.

4. ~~That Nevada Rock & Sand Co.~~ ALDEN STEWART BRO. CO. obtained title to this property in 1962. Subsequent to acquisition the construction of the diversion works was commenced and water would have first been diverted in the early summer of 1965. Therefore, the claim priority date for diversion of the foregoing water is June 1, 1965.

5. In connection with my former responsibilities as an owner and officer of Nevada Rock & Sand Co. I am familiar with the construction of the diversion works and had some supervisory responsibility pertaining to the construction of such works and diversion of water as claimed at that time.

6. Therefore, this affidavit is made upon my own personal knowledge concerning the construction date of such works and diversion of water.

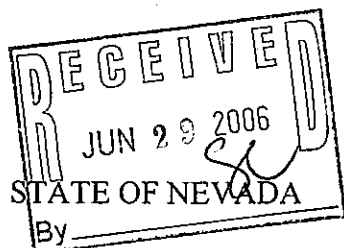
Date: November 21, 2005

Alden I. Stewart
ALDEN STEWART

SUBSCRIBED AND SWORN TO before me this 21 day of November, 2005.



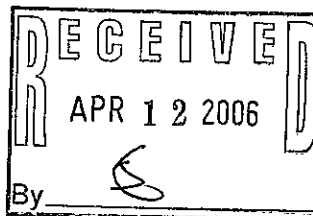
Barbara Clark
Notary Public for Nevada
Residing at: Clark County Nevada
My Commission Expires: _____



AFFIDAVIT OF ALDEN STEWART

County of Clark

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)ss
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Alden Stewart, being first duly sworn deposes and says:

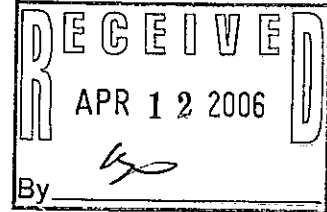
1. Affiant is a citizen of the United States, over the age of eighteen (18) years, is personally familiar with the facts stated herein, and testifies as follows from his own personal knowledge.
2. Affiant currently resides 2521 Big Timber Drive, Las Vegas, Nevada 89134. Affiant is eighty-eight (88) years of age, was a founder of Nevada Rock & Sand Company, the record title holder of farm land located in Section 15, Township 10S., Range 45E.B.M., in Caribou County, Idaho. Affiant has been familiar with the use and operation of such farmland since 1962.
3. In 1962 and 1963, affiant's company, Nevada Rock & Sand, constructed a dike on the outlet channel from Aleman Springs in the SWNE, Section 15, 10S., 45E., which formed a reservoir of approximately 13 acres in surface area in the SWNE, SENW, NESW, and NWSE, of said Section 15, with an average depth of approximately seven (7) feet, to store water for supplemental irrigation of the same lands historically watered from Aleman Springs. Beginning with the irrigation season of 1963, we commenced using such storage for irrigation when needed. We also planted fish in the reservoir for fishing opportunities for family members and friends. The pond or reservoir has been used continuously since that time for said purposes.

DATE this 14 day of November, 2005.

Alden Stewart
Alden Stewart

AFFIDAVIT OF MONTE STEWART

STATE OF GEORGIA)
)ss
County of Richmond)

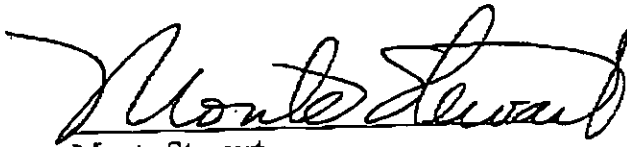


Monte Stewart, being first duly sworn, on his oath deposes and says:

1. I am over the age of eighteen years, have personal knowledge of the facts set forth herein, and make this affidavit from my own personal knowledge.
2. I am a member of the Stewart family, being the son of Neil Stewart and the nephew of Gerald Stewart, Alden Stewart and Harold Stewart. I am also an attorney, licensed to practice law in the States of California, Nevada and Utah. For many years, I have performed necessary legal services in connection with the family's business affairs and am therefore familiar with the history of such events.
3. The four Stewart brothers, Gerald, Alden, Neil and Harold, in about 1962, created and began doing business as a Nevada general partnership, Stewart Brothers Company (usually shortened to "Stewart Brothers"). In 1962, the four Stewart brothers also incorporated Nevada Rock and Sand Company as a Nevada corporation in which they held all of the stock; each served as an officer.
4. Gerald Stewart died in about 1980 and his family retained his interests in the businesses. Neil Stewart died in 1993 and his family retained his interests in the businesses.
5. In 1998, pursuant to the request of the Stewart family, I prepared documents which were executed by appropriate officers and members and which accomplished the following:
 - a. All of the assets of "Stewart Brothers Company", including the Crow Creek Ranch lands in Caribou County, Idaho, and the right to use the name "Stewart Brothers" were transferred and conveyed to Nevada Rock and Sand Company.
 - b. Harold and his family and Gerald's family transferred their respective shares in Nevada Rock and Sand Company to Alden and his family and to Neil's family.
6. As a result of the transactions referenced in Paragraph 5 above, Alden and his family own fifty percent (50%) of the stock in Nevada Rock and Sand Company, and Neil's family owns the other fifty percent (50%). Nevada Rock and Sand Company has authorized Alden's son, Brent, to use the name "Stewart Brothers" as a d/b/a for the ongoing cattle ranching operation which is now owned only by Brent and some of his siblings. But the real property, including the ranching property near Crow Creek in Caribou County, Idaho, remains in the ownership of Nevada Rock and Sand Company. Because of Alden's age (88 years), he is no longer an officer in Nevada Rock and Sand Company, but he still participates in business decisions and consults with the officers of the company regarding business activities.

The officers of the company are: Brent Stewart (Alden's son), President; Dan Stewart (Neil's son), Treasurer; and me (Neil's son), Secretary.

DATED: 7 April 2006.


Monte Stewart

SUBSCRIBED AND SWORN TO before me 7th April 2006.


Notary Public for Georgia
Residing at: 1029 Greene Street
My commission expires: Jun 20, 2006