

Attorneys for Objectors
Terry and Anita Clark

Scott L. Campbell, ISB No. 2251
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FIELDS, CHARTERED
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23326.0000

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA
Case No. 39576

Subcase No. 37-01005

**NOTICE OF SERVICE OF OBJECTORS'
RESPONSES TO MULDOON RANCH CO.,
LLC'S FIRST SET OF DISCOVERY
REQUESTS DIRECTED TO OBJECTORS**

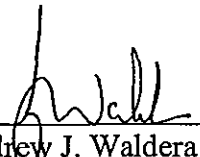
NOTICE IS HEREBY GIVEN that on the 28th day of June, 2009, the original
**OBJECTORS' RESPONSES TO MULDOON RANCH CO., LLC'S FIRST SET OF DISCOVERY
REQUESTS DIRECTED TO OBJECTORS** and a copy of the foregoing **NOTICE OF SERVICE** were
served by the method indicated below and addressed to the following at the address shown
below:

Gary D. Slette
Robertson & Slette, PLLC
P.O. Box 1906
Twin Falls, ID 83303-1906
Fax: (208) 933-0701

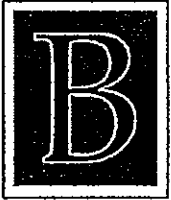
☒ U.S. Mail, Postage Prepaid
☐ Hand Delivered
☐ Overnight Mail
☐ Facsimile

Director
IDAHO DEPARTMENT OF WATER RESOURCES
P.O. Box 83720
Boise, ID 83720-0098
Fax: (208) 287-6700

☒ U.S. Mail, Postage Prepaid
☐ Hand Delivered
☐ Overnight Mail
☐ Facsimile



Andrew J. Waldera



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

April 27, 2006

Matt Anders
Idaho Department of Water Resources
322 E. Front St
PO Box 83720
Boise, Idaho 83720-0098

Re: Muldoon Ranch Co., LLC – Amended Claims

Dear Matt:

Please find the enclosed amended claims submitted on behalf of Muldoon Ranch Co., LLC, c/o Arlen Crouch. These amended claims hopefully should reflect the water rights that should be appurtenant to the property now owned by Muldoon Ranch Co in Township 2N, Ranges 20E and 21E. The property was acquired by Muldoon Ranch in 1998. However, in 1987 the property was two separate entities, which we are calling the Peterson Ranch and the Laidlaw Ranch. These rights have been managed like a permissible place of use (PPU) since the Ranch acquired the property and was managed in this same manner on the two separate ranches in 1987. Therefore, we are proposing that the rights appurtenant to the ranch be listed as a PPU for the separate parcels that were relevant in 1987.

Muldoon Ranch currently has thirteen (12) water rights that are appurtenant to the property, and have been claimed in the SRBA. The majority of these rights have either been decreed (8 rights) or licensed (3 rights) prior to the SRBA. However, one of the rights (37-20554) is a beneficial use claim. In addition, to these rights we are also claiming a licensed right (37-2010) that has not been claimed in the SRBA, and two new rights; a new beneficial use claim and an enlargement claim. See Table 1 for a summary of the water rights/claims that will be appurtenant to the property and to determine which PPU each water right is being submitted under.

The land that was being irrigated in 1987 on the "Peterson Ranch" portion of the ranch can be seen in the attached figure (1987 Estimated Peterson Irrigation). According to the shapefiles and files that were acquired from you approximately 1,316.2 acres were being irrigated in 1987. However, the ranch does have more than 1,316.2 acres that could possibly be irrigated from these rights. Therefore, in order to provide for an improved management of the ranch we are proposing that the rights appurtenant to the "Peterson Ranch" be combined into a PPU. Approximately 1800 acres would be listed within the PPU, however, the rights would be limited to a combined limit of 1,316.2

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D., P.E.

2016 NORTH
WASHINGTON
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TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506

acres, a diversion rate of 26.3 cfs, and a annual volume of 5,264.8 acre-feet (see attached figure: Peterson PPU).

Table 1: Muldoon Ranch Co, LLC – Water Right Summary

Water Right #	Priority Date	Source	Diversion (cfs/afa)	Appurtenant PPU	Decree / License Date	Allowed Acreage
Formerly Decreed Irrigation Rights						
37-1005	04/01/1886	Muldoon Creek & Spring Creek	1.40/---	Peterson	11/10/1903	114
37-1046	04/01/1885	Muldoon Creek	1.60/---	Laidlaw	11/10/1903	160
37-1048	04/01/1884	Muldoon Creek	2.00/---	Peterson	11/10/1903	120
37-1051	04/01/1888	Muldoon Creek	2.00/---	Peterson	11/10/1903	146
37-1139	06/01/1919	Muldoon Creek	7.00/---	Peterson	02/15/1927	530
37-1142	05/15/1910	Muldoon Creek	2.00/---	Laidlaw	07/08/1940	187
37-2007	08/28/1904	Muldoon Creek	0.80/---	Peterson	05/08/1979	40
Formerly Licensed Irrigation Rights						
37-2010	12/16/1904	Muldoon Creek	2.60/---	Laidlaw	03/12/1907	130
37-2243	08/08/1912	Wastewater	4.30/---	Laidlaw	05/10/1979	215
37-2247	08/22/1912	Brown Creek	0.50/160	Peterson	05/10/1979	25
37-7006	12/18/1967	Muldoon Creek	2.18/603	Peterson	12/26/1979	201
Beneficial Use Claims for Irrigation						
37-20544	04/15/1935	Spring Creek	5.00/1000	Peterson	---	736
New Claim	06/01/1919	Spring Creek, Brown Creek, and many small Unnamed Streams	26.30/---	Peterson	---	1316.4
Enlargement Claim for Irrigation						
New Claim	04/15/1974	Muldoon Creek, etc...	0.91/181.6	---	---	45.5
Formerly Decreed Stockwater Claim						
37-401A	05/12/1888	Springs	0.12/---	---	12/13/1909	---

As before mentioned we are submitting a new beneficial use claim that would be included in the "Peterson" PPU. As evidenced from the back files for water right 37-1139 the Muldoon Ditch was installed on the property in approximately 1919 along the northern edge of the property. This ditch originates from Muldoon Creek, in the NE ¼, NW ¼, SE ¼, of Sect. 3, Twp 2N, Rge 21E. The ditch intersects many small drainages along its length, including the Spring Creek and Brown Creek drainages. The water from these drainages is then utilized as irrigation water on the property. This new beneficial use claim is being filed in order to ensure that the claimant has a

right to divert the water from these small drainages that historically have terminated on their property. The proposed priority date for this right would be 06/01/1919, and should correspond to the time when the Muldoon Ditch was first installed. The proposed diversion rate and volume would then be the maximum value of water that could beneficially be used on the property (26.3 cfs and 5,264.8 acre-feet annually), and will be the combined limit for all of the water rights at the proposed PPU. The points of diversion listed for the claim includes most of the small drainages that are intersected by this ditch. However, historically all the runoff that enters the ditch has been utilized on the property for irrigation. Therefore, this claim is also stating that all this runoff could be utilized on the property based on the historical irrigation practices of the ranch and not just the water from the individual POD's.

The land that was being irrigated in 1987 on the "Laidlaw Ranch" portion of the ranch can be seen in the attached figure (1987 Estimated Laidlaw Irrigation). According to our analysis approximately 443.8 acres were being irrigated in 1987. However, their water rights do not allow the ranch to irrigate more than ~ 423 acres. As seen in this analysis the ranch does have more than 423 acres that could possibly be irrigated from the applicable rights on the ranch; therefore, we are proposing that the rights appurtenant to the "Laidlaw Ranch" also be combined into a PPU. Approximately 606 acres would be listed within the PPU; however, the rights should be limited to a combined limit of ~ 423 acres, a maximum diversion rate of ~ 8.46 cfs, and an annual volume of ~ 1,692 acre-feet.

The initial shapefiles that estimated of the "Laidlaw" PPU, in which you sent to our office, recorded a total acreage of ~270.5 acres. We believe that this estimate was based on the recorded point of diversions at the site and not the actual diversions that are used on the property, and we believe that some of the irrigated land was not included. In addition, water right 37-2010 was not listed since IDWR concluded that the license had been superseded by the decree for 37-1142. However, we believe that the decree does not record that this license was superseded. Therefore, we feel that this right should not have been disallowed and are submitting a claim for 37-2010, and proposing that it be included within this PPU.

Water right 37-2010 has a priority date of 12/16/1904 and was licensed on 03/12/1907 for 2.6 cfs and 130 acres. Water right 37-1142 has a priority date of 5/15/1910 and was decreed on 07/08/1940 for use in the same place of use as that for 37-2010 and 37-2243. Water right 37-2243 has a priority date of 08/08/1912 and was licensed on 05/10/1979 for 4.3 cfs and 215 acres. However, only 80 acres (1.6 cfs) of this water right is appurtenant to the acres covered by 37-1142, and is not stacked on the place of use for 37-2010. The decreed rate/volume of 37-1142 would not be adequate for irrigation without

37-2010. Therefore, water right 37-1142 should be considered supplemental to that of 37-2010. We believe that this water right should not have been withdrawn and that the representative that disallowed the right did not have the jurisdiction to do so. Muldoon Ranch Co. is in the process of acquiring legal representation regarding the water rights for the ranch and will be working with us and with your office at that time.

The eastern portion of section 10 could not have been irrigated from the POD's listed under the current water rights. However, 37-1046 did list a POD that was located in the SE $\frac{1}{4}$, SE $\frac{1}{4}$ of Sect. 3. This diversion actually should have been located farther to the northwest (NE $\frac{1}{4}$, NW $\frac{1}{4}$, SE $\frac{1}{4}$, Sect 3), and is known locally as the Clark Diversion. In addition, to the south the ranch has utilized two other diversions to irrigate the southern portion of the property. One of these diversions are also used for the "Peterson PPU" (was listed under 37-7006). In an attempt to show how the water rights can irrigate the property I have digitized estimated ditches that are located on the property.

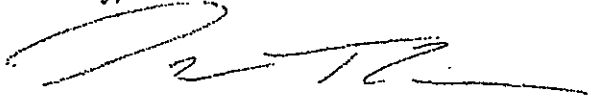
In addition, to these two PPU's we are also submitting an amended claim for a stockwater right (37-401A), and an enlargement claim. The original stockwater claim located the springs for this right in the wrong location. The correct location for this claim should be in the NE $\frac{1}{4}$, SW $\frac{1}{4}$, of Sect. 15, Twp 2N, Rge 21E. The enlargement claim is located in the S $\frac{1}{2}$, SW $\frac{1}{4}$, Sect 14 and the SE $\frac{1}{4}$, SE $\frac{1}{4}$, Sect 15 of Twp 2N, Rge 20E at the convergence of Muldoon Creek with the Little Wood River. The flow from the Muldoon Ditch flows into a pond in the NE $\frac{1}{4}$, SW $\frac{1}{4}$, Sect 13, Twp 2N, Rge 20E before flowing back into Muldoon Creek. The water from this pond is then pumped into an underground pipeline that is diverted to an open ditch in the NE $\frac{1}{4}$, SE $\frac{1}{4}$, SW $\frac{1}{4}$, Sect 14, Twp 2N, 20E. The water then irrigates approximately 65.6 acres of land by gravity flow. However, according to the current deed for the property only 45.4 acres of this irrigated property is owned by Muldoon Ranch Co. According to Arlen and his fellow neighbors this additional 20.2 acres of land is owned by the ranch, but at this time we can not find any documentation to prove this claim. Until such documentation is obtained this claim will only list the 45.4 acres listed on the deed. This pipeline was originally installed in the spring of 1974 (assumed priority date of 4/15/1974). We are currently in the process of obtaining an affidavit from the prior owner of the ranch that installed this pipeline in order to provide proof for this priority date.

If you or the agent for these transactions has any questions regarding these claims, please do not hesitate to contact our office. In addition, please contact our office regarding the fees in which will be incurred regarding the submission of the new beneficial use claim and the new enlargement claim.

As soon as we are contacted regarding these fees our office can submit these fees for processing.

Thank you for your prompt attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read 'D. T. Nelson', with a long horizontal stroke extending to the right.

Daren T. Nelson, Hydrologist

Attachments: Amended Claim and New Claim Forms
Warranty Deed for Muldoon Ranch Co.
Figures for 1987 Irrigation of "Peterson & Laidlaw" Ranches
Figures of PPU's for "Peterson & Laidlaw" Ranches
Figures for 37-401A and New Enlargement Claim

cc. Arlen Crouch

Order No. 23463

WARRANTY DEED

FOR VALUE RECEIVED

GRANT R. ELLSWORTH and FERN S. ELLSWORTH AS TRUSTEES UNDER THAT REVOCABLE LIVING TRUST AGREEMENT DATED MAY 22, 1984

GRANTOR(s), do(es) hereby GRANT, BARGAIN, SELL and CONVEY unto

ABC AGRA, L.L.C., an Idaho Limited Liability Company

GRANTEE(s) whose address is: P.O. Box 378, Jerome, ID 83338-0378

the following described real property in Blaine County, Idaho, to wit:

SEE LEGAL DESCRIPTION ATTACHED HERETO AS EXHIBIT "A", AND BY THIS REFERENCE INCORPORATED HEREIN, TOGETHER WITH ALL WATER RIGHTS, WATER SHARES AND WATER PERMITS APPURTENANT THERETO, INCLUDING, BUT NOT NECESSARILY LIMITED TO THOSE WATER RIGHTS DESCRIBED IN EXHIBIT "B", ATTACHED HERETO, AND BY THIS REFERENCE INCORPORATED HEREIN, AND ALSO TOGETHER WITH ANY AND ALL GRAZING RIGHTS OF WHATSOEVER KIND OR NATURE OWNED BY THE GRANTORS, INCLUDING, BUT NOT NECESSARILY LIMITED TO BUREAU OF LAND MANAGEMENT AUM'S AND/OR STATE LEASES DESCRIBED IN EXHIBIT "C", ATTACHED HERETO, AND BY THIS REFERENCE INCORPORATED HEREIN.

Subject To: Taxes, easements established or of record, restrictions and encumbrances of record, rights reserved in federal patents, state or railroad deeds, building or use restrictions, building and zoning regulations and ordinances of any governmental unit.

TO HAVE AND TO HOLD said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except as described above and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: December 24, 1997

Grant R. Ellsworth
GRANT R. ELLSWORTH, TRUSTEE

Fern S. Ellsworth
FERN S. ELLSWORTH, TRUSTEE

State of Arizona

County of Maricopa

On this 24th day of December, 1997, before me, the undersigned, personally appeared Grant R. Ellsworth and Fern S. Ellsworth, known or identified to me to be the person(s) whose name is/are subscribed to the within instrument as trustee(s) of the Revocable Living Trust Agreement dated May 22, 1984, and acknowledged to me that he/she/they executed the same as such trustee(s).

WITNESS my hand and official seal.

Notary Public

Commission Expires:



RECEIVED

JAN 15 1998

Department of Water Resources
Southern Region

EXHIBIT "A"

PARGEEL

Township 2 North, Range 21 East, Boise Meridian, Blaine County, Idaho
Section 6: E $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Lots 6 and 7
Section 7: NE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Lot 1, NW $\frac{1}{4}$ NE $\frac{1}{4}$
Section 8: S $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$
Section 9: SW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 17: N $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$
Section 18: NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Lots 1, 2, and 3

Township 2 North, Range 20 East, Boise Meridian, Blaine County, Idaho
Section 1: SE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 12: SE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$
Section 13: NW $\frac{1}{4}$, S $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{4}$ S $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 14: S $\frac{1}{2}$ S $\frac{1}{4}$
Section 15: SE $\frac{1}{4}$ SE $\frac{1}{4}$

PARGEEL

Township 2 North, Range 21 East, Boise Meridian, Blaine County, Idaho

Section 17: W $\frac{1}{2}$ SW $\frac{1}{4}$
Section 18: E $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$
EXCEPT that portion of the E $\frac{1}{2}$ SE $\frac{1}{4}$ described as follows:
COMMENCING at the East quarter corner of said Section 18;
THENCE South 35°16' West, 777 feet to the TRUE POINT OF BEGINNING;
THENCE South 31°20' East, 200 feet;
THENCE South 58°40' West, 435.60 feet;
THENCE North 31°20' West, 200 feet;
THENCE North 58°40' East, 435.60 feet to the TRUE POINT OF BEGINNING.

Section 19: N $\frac{1}{2}$ NE $\frac{1}{4}$
Section 20: NW $\frac{1}{4}$ NW $\frac{1}{4}$

READ AND APPROVED

READ AND APPROVED

EXHIBIT "A"

PARCEL I:

TOWNSHIP 2 NORTH, RANGE 21 EAST of the BOISE MERIDIAN, BLAINE COUNTY, IDAHO:

SECTION 17: $S\frac{1}{2} NE\frac{1}{4}$, $SE\frac{1}{4}$, $E\frac{1}{2} SW\frac{1}{4}$;

SECTION 20: $NW\frac{1}{4}NE\frac{1}{4}$, $NE\frac{1}{4}NW\frac{1}{4}$.

PARCEL II:

TOWNSHIP 2 NORTH, RANGE 21 EAST of the BOISE MERIDIAN, BLAINE COUNTY, IDAHO:

SECTION 9: That portion of the $SE\frac{1}{4}NE\frac{1}{4}$, lying South of the Muldoon Road, known as Tax Lot 4896;

SECTION 10: That portion of the $NW\frac{1}{4}NW\frac{1}{4}$, lying South of the Muldoon Road, known as Tax Lot 4897-A; that portion of the $S\frac{1}{2}NW\frac{1}{4}$, lying South of the Muldoon Road, known as Tax Lot 4897; that portion of the $NE\frac{1}{4}NW\frac{1}{4}$, lying South of the Muldoon Road, known as Tax Lot 4457; $W\frac{1}{2}NE\frac{1}{4}$, $SE\frac{1}{4}NE\frac{1}{4}$, $E\frac{1}{2}SE\frac{1}{4}$, $W\frac{1}{2}SE\frac{1}{4}$, $E\frac{1}{2}SW\frac{1}{4}$, $SE\frac{1}{4}NW\frac{1}{4}$;

SECTION 11: $S\frac{1}{2}SW\frac{1}{4}$;

SECTION 14: $W\frac{1}{2}NW\frac{1}{4}$;

SECTION 15: $NW\frac{1}{4}$, $W\frac{1}{2}NE\frac{1}{4}$, $E\frac{1}{2}SW\frac{1}{4}$, $NW\frac{1}{4}SW\frac{1}{4}$, $NE\frac{1}{4}NE\frac{1}{4}$, $NW\frac{1}{4}SE\frac{1}{4}$;

SECTION 16: $NW\frac{1}{4}$;

SECTION 19: $SE\frac{1}{4}NE\frac{1}{4}$;

SECTION 20: $S\frac{1}{2}SE\frac{1}{4}$, $SW\frac{1}{4}$, $NE\frac{1}{4}SE\frac{1}{4}$;

SECTION 21: $N\frac{1}{2}$, $N\frac{1}{2}S\frac{1}{2}$, $SE\frac{1}{4}SW\frac{1}{4}$;

SECTION 22: $W\frac{1}{2}NW\frac{1}{4}$, $NW\frac{1}{4}SW\frac{1}{4}$;

SECTION 28: $N\frac{1}{2}NW\frac{1}{4}$, $W\frac{1}{2}NE\frac{1}{4}$.

SVTC Order No. 97-14125

WARRANTY DEED

FOR VALUE RECEIVED

BEAN/TWOMBLY LAND & CATTLE COMPANY, a Texas Joint Venture, who acquired title as BEAN/TWOMBLY LAND & CATTLE COMPANY, a Texas General Partnership

the grantors, do hereby grant, bargain, sell and convey unto

A.B.C. Agra, LLC

the grantees, whose current address is P.O. Box 378
Jerome, ID 83338

the following described premises, in BLAINE COUNTY, IDAHO, to wit:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

{ TOGETHER WITH ALL APPURTENANT WATER RIGHTS INCLUDING BUT NOT
LIMITED TO THE FOLLOWING IDWR WATER RIGHTS:

LICENSE NUMBER - 37-00401-A

LICENSE NUMBER - 37-01142

LICENSE NUMBER - 37-02243

LICENSE NUMBER - 37-01046

LICENSE NUMBER - 37-11363

LICENSE NUMBER - 37-11364

SUBJECT TO: Taxes, easements, restrictions, reservations, assessments and encumbrances as shown of record, if any.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that they are the owners in fee simple of said premises; that they are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: October 28, 1997

BEAN/TWOMBLY LAND & CATTLE COMPANY, a Texas Joint Venture

Jeff Bean
Jeff Bean

W. Bruce Twombly

STATE OF:
COUNTY OF:

On this 29th day of October, 1997, before me a Notary Public in and for said State, personally appeared Jeff Bean known or identified to me to be one of the members in the Joint Venture of Bean/Twombly Land & Cattle, Co., a Texas Joint Venture and the member who subscribed said membership name to the foregoing Instrument, and acknowledged to me that he executed the same on behalf of said Joint Venture name.

Deanna Schumann

Notary Public

Residing at: 4519 U.S. Hwy 42

Comm. expires: 11/1/98, KY

My comm. expires 11/01/2000 Seal/Stamp

WARRANTY DEED

FOR VALUE RECEIVED

BEAN/TWOMBLY LAND & CATTLE COMPANY, a Texas Joint Venture, who acquired title as BEAN/TWOMBLY LAND & CATTLE COMPANY, a Texas General Partnership

the grantors, do hereby grant, bargain, sell and convey unto

A.B.C. Agra, LLC

the grantee, whose current address is P.O. Box 378
Jerome, ID 83338

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TOGETHER WITH ALL APPURTENANT WATER RIGHTS INCLUDING BUT NOT LIMITED TO THE FOLLOWING IDWR WATER RIGHTS:

LICENSE NUMBER - 37-00401-A
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LICENSE NUMBER - 37-01046
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LICENSE NUMBER - 37-11364

SUBJECT TO: Taxes, easements, restrictions, reservations, assessments and encumbrances as shown of record, if any.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that they are the owners in fee simple of said premises; that they are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: October 28, 1997

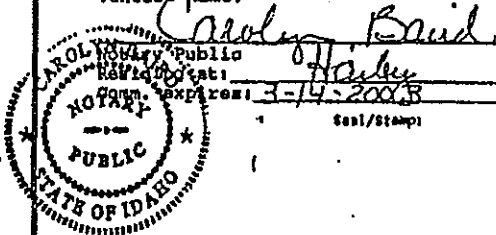
BEAN/TWOMBLY LAND & CATTLE COMPANY, a Texas Joint Venture

Jeff Bean

W. Bruce Twombly

STATE OF: Idaho
COUNTY OF: Blaine

On this 30th day of October, 1997, before me a Notary Public in and for said State, personally appeared W. Bruce Twombly known or identified to me to be one of the members in the Joint Venture of Bean/Twombly Land & Cattle, Co, a Texas Joint Venture and the member who subscribed said membership name to the foregoing instrument, and acknowledged to me that he executed the same on behalf of said Joint Venture name.



PERMIT AND LICENSED RIGHTS ON MULDOON CREEK & TRIBUTARIES, Except South Fork

Blaine Co., IDAHO

AS RECORDED IN DEPARTMENT OF RECLAMATION, STATE OF IDAHO

March 23 19 61 Revised

Water Dist. No. 11-D

LICENSE	PERMIT	NAME	AMT. inches	Date of Filing or Priority	Point of Diversion				PLACE OF USE, REMARKS, ETC.	License Page 1
					Subdiv.	Sec.	Twp	Rge.		
504	37-2004	Ada L. Womack ^{Ellsworth} Leslie Peterson	40 ✓	8-28-04	SW 1/4 NW 1/4	10	2 N	21 E	SW 1/4 Sec. 8-2N-21E	
1000	(37-1142)	Absolum Womack Fred W. Laidlaw, Inc	130 ✓	12-16-04	3200' RS from NW Cor	16	2N	21E	East, Sec. 17; NE 1/4 NW 1/4, Sec. 20-2N-21E (See Decree 5-15-10)	
3148	?	Muldoon Mining Co. East Fk	1200	8-7-07					At mines of Muldoon Mining Co.	
8555	37-2245	Jesse Laidlaw Fred W. Laidlaw, Inc	215 ✓	8-8-12	NW 1/4 Sec. 4 SW 1/4 Sec. 2	3 9	2N	21E	NW 1/4, SW 1/4, NW 1/4, Sec. 10; SE 1/4 NW 1/4, Sec. 6; SE 1/4, Sec. 17-2N-21E	
8644	37-2247	Andy Glahn ^{Ellsworth} Leslie Peterson Brown's Creek	25 ✓	8-22-12	SE 1/4 NW 1/4	7	"	"	SE 1/4 NW 1/4, Sec. 13 - 2N-20E	
11377		Frank Somsen ^{Ellsworth} Thompson Cr.	50 ✓	6-23-15	NW 1/4 NW 1/4	34	3N	21E	NW 1/4, Sec. 31 - 3N-21E	
12233		Frank R. Hills Fred W. Laidlaw, Inc	120 ✓	5-24-16	SW 1/4 Sec. 4	24	"	"	SE 1/4 NW 1/4, Sec. 23; SW 1/4 NW 1/4, Sec. 24 3N-21E	
	14625	R. J. Scoble Alf Billingsley	160 ✓	3-24-20	SE 1/4 Sec. 4	9	2N	21E	NW 1/4 NW 1/4, Sec. 17; SE 1/4 NW 1/4, Sec. 18-2N-21E	
14810		Leo Marty	200 ?	6-28-20	NE 1/4 NW 1/4	10	"	"	Power purpose at point of diversion	
37-7356	32038	Keith Justesen ^{Ellsworth} (Ellsworth)	2.8 cfs 1096 gpm	8-25-64	NE 1/4 NW 1/4	17	2N	21E		
	44-700	(Approved 12-12-69 J.D.M. 37-7000)								

172615/22 - 62/15/1927)

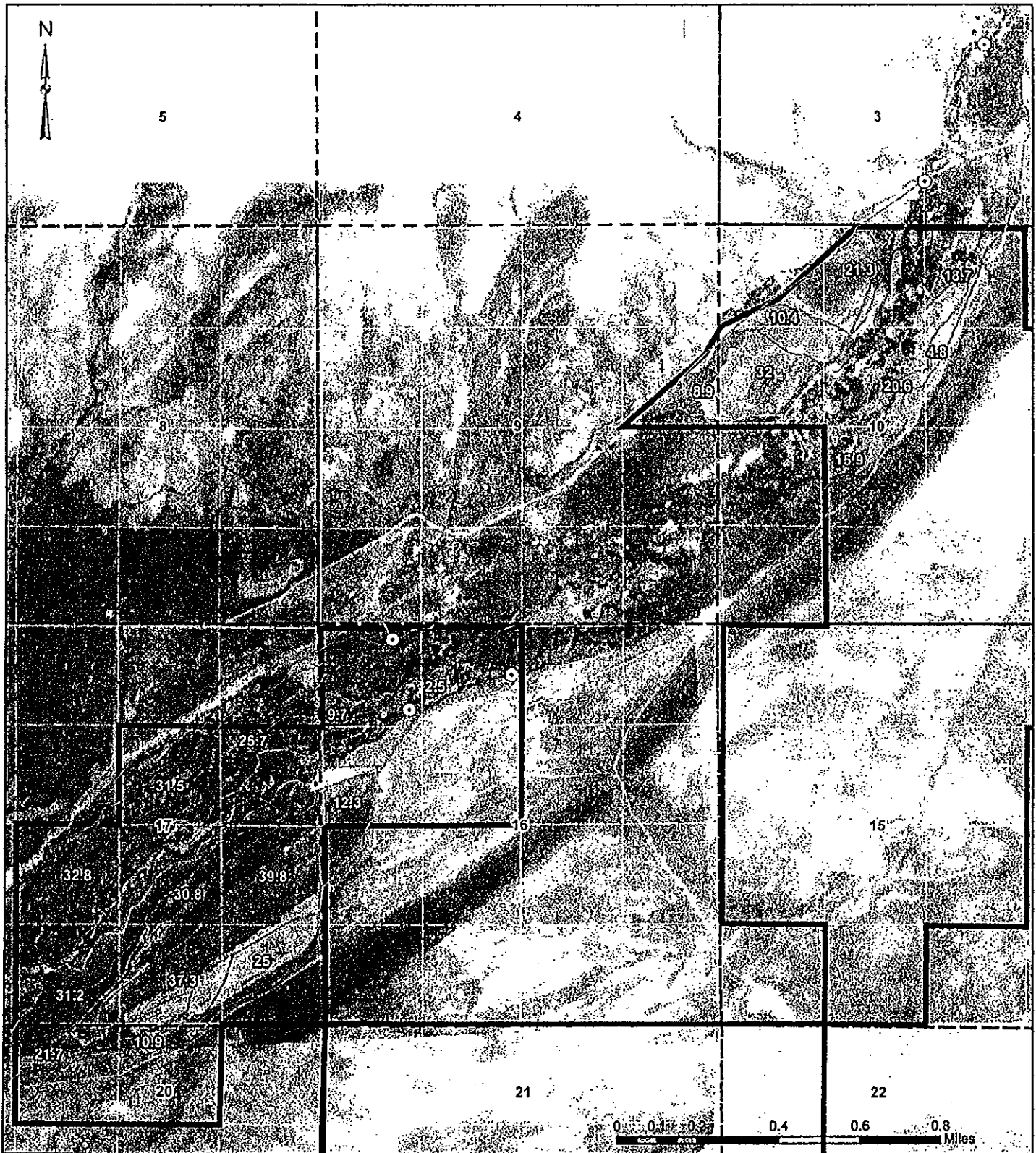
CASE		DECREE		PRESENT OWNER		INCHES	PRIORITY	DIVERSION				REMARKS, LAND TO BE IRRIGATED, ETC.	C.T.
PN.	DN.	OWNER	NAME	OWNER	AND			SUBDIV.	SEC.	TWR.	RS.		
10-11-1914 12-11-1914 13-11-1914 14-11-1914 15-11-1914 16-11-1914 17-11-1914 18-11-1914 19-11-1914 20-11-1914 21-11-1914 22-11-1914 23-11-1914 24-11-1914 25-11-1914 26-11-1914 27-11-1914 28-11-1914 29-11-1914 30-11-1914 31-11-1914 1-12-1914 2-12-1914 3-12-1914 4-12-1914 5-12-1914 6-12-1914 7-12-1914 8-12-1914 9-12-1914 10-12-1914 11-12-1914 12-12-1914 13-12-1914 14-12-1914 15-12-1914 16-12-1914 17-12-1914 18-12-1914 19-12-1914 20-12-1914 21-12-1914 22-12-1914 23-12-1914 24-12-1914 25-12-1914 26-12-1914 27-12-1914 28-12-1914 29-12-1914 30-12-1914 31-12-1914 1-1-1915 2-1-1915 3-1-1915 4-1-1915 5-1-1915 6-1-1915 7-1-1915 8-1-1915 9-1-1915 10-1-1915 11-1-1915 12-1-1915 13-1-1915 14-1-1915 15-1-1915 16-1-1915 17-1-1915 18-1-1915 19-1-1915 20-1-1915 21-1-1915 22-1-1915 23-1-1915 24-1-1915 25-1-1915 26-1-1915 27-1-1915 28-1-1915 29-1-1915 30-1-1915 31-1-1915 1-2-1915 2-2-1915 3-2-1915 4-2-1915 5-2-1915 6-2-1915 7-2-1915 8-2-1915 9-2-1915 10-2-1915 11-2-1915 12-2-1915 13-2-1915 14-2-1915 15-2-1915 16-2-1915 17-2-1915 18-2-1915 19-2-1915 20-2-1915 21-2-1915 22-2-1915 23-2-1915 24-2-1915 25-2-1915 26-2-1915 27-2-1915 28-2-1915 29-2-1915 30-2-1915 31-2-1915 1-3-1915 2-3-1915 3-3-1915 4-3-1915 5-3-1915 6-3-1915 7-3-1915 8-3-1915 9-3-1915 10-3-1915 11-3-1915 12-3-1915 13-3-1915 14-3-1915 15-3-1915 16-3-1915 17-3-1915 18-3-1915 19-3-1915 20-3-1915 21-3-1915 22-3-1915 23-3-1915 24-3-1915 25-3-1915 26-3-1915 27-3-1915 28-3-1915 29-3-1915 30-3-1915 31-3-1915 1-4-1915 2-4-1915 3-4-1915 4-4-1915 5-4-1915 6-4-1915 7-4-1915 8-4-1915 9-4-1915 10-4-1915 11-4-1915 12-4-1915 13-4-1915 14-4-1915 15-4-1915 16-4-1915 17-4-1915 18-4-1915 19-4-1915 20-4-1915 21-4-1915 22-4-1915 23-4-1915 24-4-1915 25-4-1915 26-4-1915 27-4-1915 28-4-1915 29-4-1915 30-4-1915 31-4-1915 1-5-1915 2-5-1915 3-5-1915 4-5-1915 5-5-1915 6-5-1915 7-5-1915 8-5-1915 9-5-1915 10-5-1915 11-5-1915 12-5-1915 13-5-1915 14-5-1915 15-5-1915 16-5-1915 17-5-1915 18-5-1915 19-5-1915 20-5-1915 21-5-1915 22-5-1915 23-5-1915 24-5-1915 25-5-1915 26-5-1915 27-5-1915 28-5-1915 29-5-1915 30-5-1915 31-5-1915 1-6-1915 2-6-1915 3-6-1915 4-6-1915 5-6-1915 6-6-1915 7-6-1915 8-6-1915 9-6-1915 10-6-1915 11-6-1915 12-6-1915 13-6-1915 14-6-1915 15-6-1915 16-6-1915 17-6-1915 18-6-1915 19-6-1915 20-6-1915 21-6-1915 22-6-1915 23-6-1915 24-6-1915 25-6-1915 26-6-1915 27-6-1915 28-6-1915 29-6-1915 30-6-1915 31-6-1915 1-7-1915 2-7-1915 3-7-1915 4-7-1915 5-7-1915 6-7-1915 7-7-1915 8-7-1915 9-7-1915 10-7-1915 11-7-1915 12-7-1915 13-7-1915 14-7-1915 15-7-1915 16-7-1915 17-7-1915 18-7-1915 19-7-1915 20-7-1915 21-7-1915 22-7-1915													

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SEP 28 2015

Department of Water Resources
Adjudication Bureau
Department of Water Resources
Adjudication Bureau

BARTIE IS CLARK

* Submitted by Arlen Crouch of ABC Agra + Muldoon Ranch



The Muldoon Ranch Co., LLC: Laidlaw 1987 Irrigation

Township 02N, Range 21E
1987 Adjudication Aerial Photo

PLS - Sections

Laidlaw Property

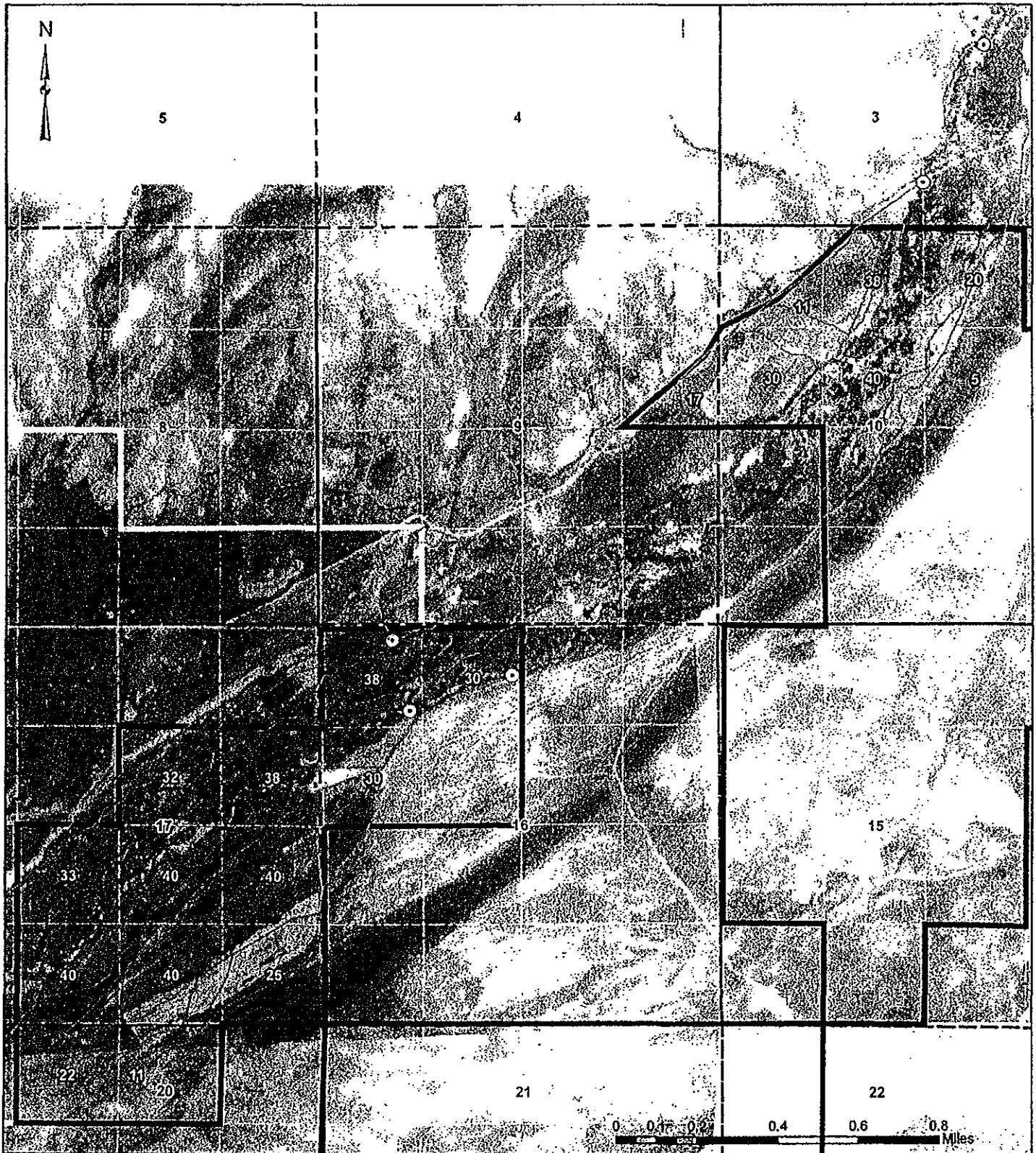
Laidlaw POD's

Brockway Engineering, PLLC
DTN - 03/30/2006

PLS - quarter quarter

Ditches

Est 1987 Irrigated Acres
443.8 total estimated acres



The Muldoon Ranch Co., LLC: Laidlaw PPU

Township 02N, Range 21E
1987 Adjudication Aerial Photo

[-] PLS - Sections

PLS - quarter quarter

Ellsworth/Peterson Property

Laidlaw Property

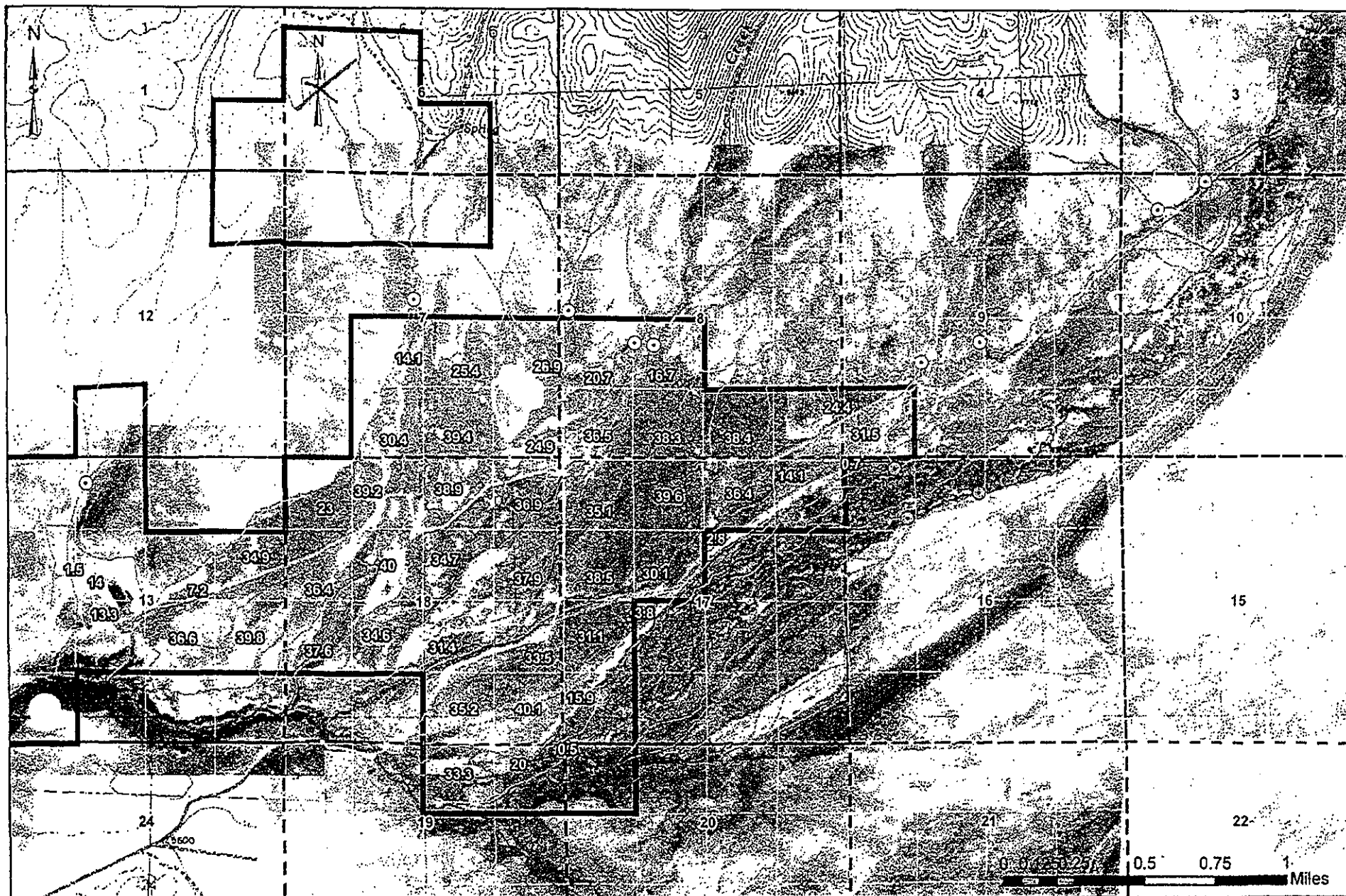
Ditches

Laidlaw POD

40 PPU Acres

Total Acres of PPU = 606
Allowed Irrigatable Acres = 423

Brockway Engineering, PLLC
DTN - 03/31/2006



The Muldoon Ranch Co., LLC: 1987 Estimated Irrigation

Township 02N, Range 21E
1987 Adjudication Aerial Photo

Brockway Engineering, PLLC
DTN - 03/30/2006

PLS - Sections

PLS - quarter quarter

Peterson Property

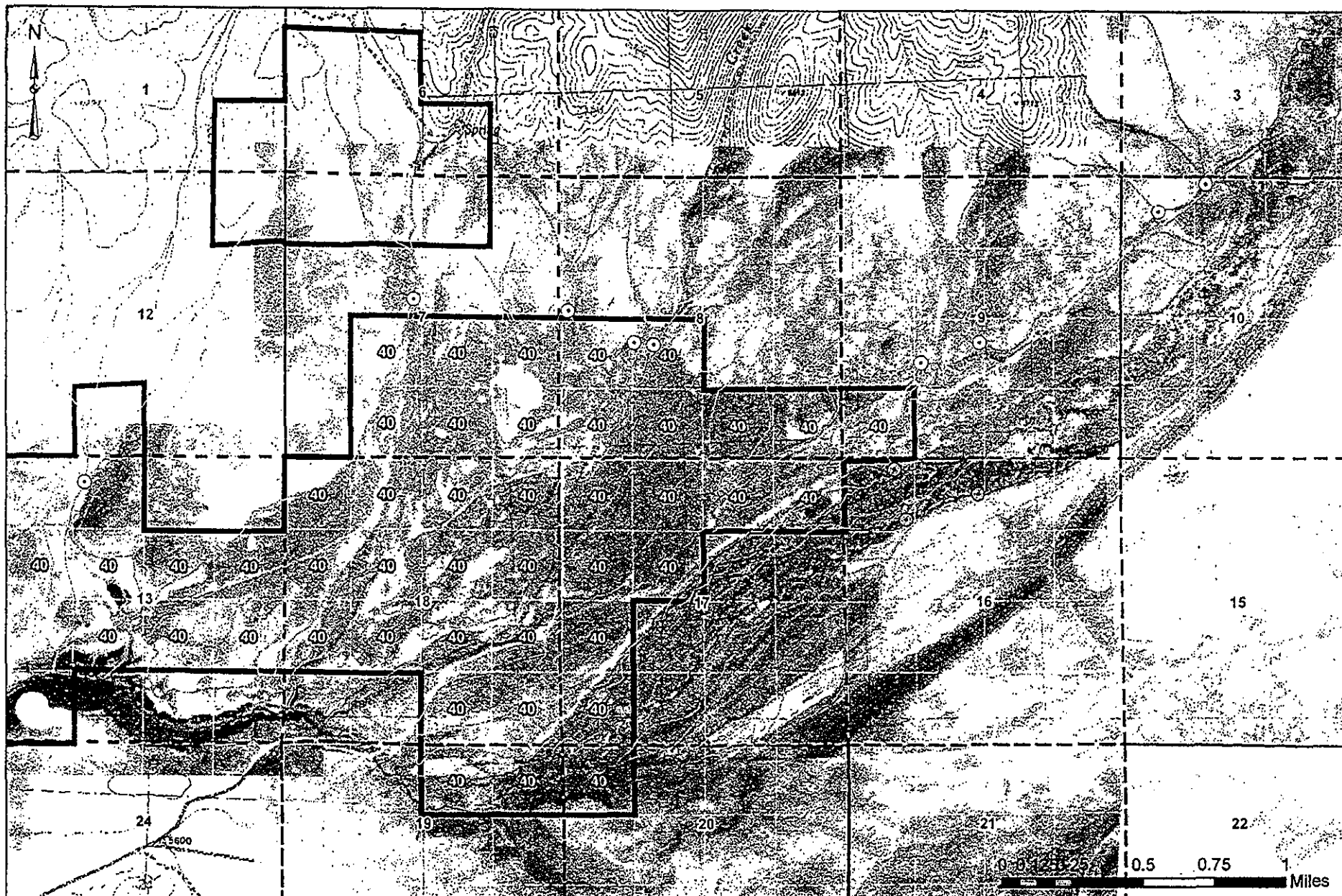
Ditches

Peterson POD's

Laidlaw POD's

Peterson Irrigated Acres 1987

1316.4 total estimated acres



The Muldoon Ranch Co., LLC: Peterson PPU

Township 02N, Range 21E
1987 Adjudication Aerial Photo

[- -] PLS - Sections

[Thick Outline] 1987 Peterson Property

⊙ Peterson POD's

40 PPU Acres

Brockway Engineering, PLLC
DTN - 04/26/2006

PLS - quarter quarter

[Thin Line] Ditches

⊗ Laidlaw POD's

Total Acres of PPU = 1555
Allowed Irrigable Acres = 1316.4