

RECEIVED
DEC 31 2009
DEPARTMENT OF
WATER RESOURCES

The Tina Iest Family L.L.L.P., and
The Estate of Tina Iest

Dana L. Hofstetter, ISB #3867
HOFSTETTER LAW OFFICE, LLC
608 West Franklin Street
Boise, Idaho 83702
Telephone (208) 424-7800
Facsimile: (208) 424-8774
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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 39576

)
) Subcase Nos. 63-174, 63-175 and 63-201
)

) AFFIDAVIT OF DANA L. HOFSTETTER
)
)
)
)
)

STATE OF IDAHO)

COUNTY OF ADA)

) ss.
)

Dana L. Hofstetter, being first being duly sworn upon oath, deposes and says:

(1) I am Dana L. Hofstetter, counsel of record in this matter for the Estate of Tina Iest and The Tina Iest Family L.L.L.P. ("Iest").

(2) Attached hereto as Exhibit A is a true and correct copy of an excerpt of the 1906 *Stewart* decree for Water Right Nos. 63-174, 63-175 and 63-201 that I obtained from the Idaho Department of Water Resources ("IDWR").

(3) Attached hereto as Exhibit B is a true and correct copy of a December 25, 2008 Idaho Statesman obituary for Tina Iest, indicating that Ms. Iest passed away on December 14, 2008.

(4) Attached hereto as Exhibit C is a true and correct copy of a printout I requested and obtained from the Canyon County Assessor's Office stating that Tina Iest and The Iest Family Limited Partnership are the record owners of the land that is the recommended place of use of Water Right Nos. 63-174, 63-175 and 63-201.

(3) Attached hereto as Exhibit D are true and correct copies of Deeds by which the The Iest Family Limited Partnership was deeded a title interest in the land that is the decreed places of use of Water Right Nos. 63-174, 63-175 and 63-201.

(4) Attached hereto as Exhibit E is a true and correct copy of Certificate of Limited Partnership for The Tina Iest Family Limited Partnership that I obtained from the Idaho Secretary of State's Internet website.

(5) Attached hereto as Exhibit F is a true and correct copy of Amendment to Certificate of Registration of Limited Partnership for The Tina Iest Family Limited Partnership that I obtained from the Idaho Secretary of State's Internet website. This document changed the name of The Tina Iest Family Limited Partnership to The Tina Iest Family L.L.L.P. Thus, it appears that The Tina Iest Family Limited Partnership and The

Tina Iest Family L.L.L.P are one and the same entity.

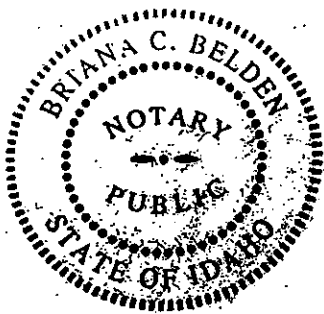
(6) Attached hereto as Exhibit G are true and correct copies of excerpts of IDWR files concerning water right Transfer No. 111 that I obtained from the IDWR Internet database. The IDWR Internet database apparently does not accurately reflect that Transfer No. 111 denied the transfer of Water Rights No. 63-174, 63-175 and 63-201 as searches I conducted on the IDWR Internet database did not identify Water Right Nos. 63-174, 63-175 and 63-201 as being associated with the Iest place of use described in the *Stewart Decree*.

FURTHER YOUR AFFIANT SAYETH NAUGHT.

DATED this 30th day of December, 2009.


Dana L. Hofstetter

SUBSCRIBED AND SWORN to before me this 30 day of December, 2009.




Notary Public in and for the State of Idaho
Residing at: Meridian
My Commission Expires: 01-16-13

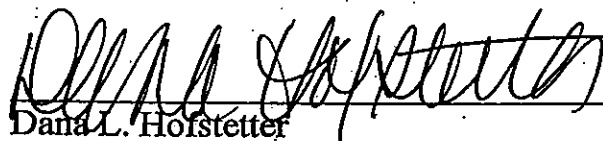
CERTIFICATE OF SERVICE

I hereby certify that I caused to be served a copy of the foregoing document (including attachments) this 30 day of December, 2009, by U.S. Mail postage pre-paid to:

IDWR Director
P.O. Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449


Dana L. Hofstetter

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO IN AND FOR THE COUNTY OF CANYON.

Farmers' Cooperative Ditch Company, (a corporation)
Plaintiff,

vs.

D E C R E E.

Riverside Irrigating District, Limited, (a corporation)
et al,
Defendants.

K....
/

Exhibit No. 5208

EXHIBIT

A

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO IN AND FOR THE COUNTY OF CANYON.

Farmers' Cooperative Ditch Company (a corporation)

Plaintiff,

vs.

DECREE

Riverside Irrigating District, Limited, (a corporation), The Sie-
benberg Cooperative Ditch Company, Limited (a corporation), Frank
Gilbert, T. W. Boone, Prior Puchett, Thomas Andrews, E. Ray Boudinet,
I. H. [redacted], C. E. J. Peterson, William McKnett, Fred [redacted],
Neil [redacted], Michael Gilbride, Lower Boise Ditch Company, (a cor-
poration), E. W. Stockton, W. E. Vanderpool, D. D. Campbell, William
Foss, Smith Stockton, John Atkins, Ben Foss, John Foss, D. W. McKen-
nel, John Leary, John Hammen, Bird Rowman, (substituted for W. W.
Rowman Jr.), D. Mumford, T. E. Johnson, E. Carlisle, Charles Allen,
J. Fossan, Robert McFaire, Frederick Ode, Eureka Ditch Company, (a
corporation), J. Poland, Thomas J. Palmer and Leah M. Palmer (substi-
tuted for Lillian Potter, Administratrix of the Estate of L. D. Potter,
deceased, Susan E. Potter, Thad. E. Potter, Elsie Potter, Lillian
Potter, Ida Potter, James Baker), C. W. Cooper, Pioneer Dixie Ditch
Company (a corporation), William C. Young, Lizzie Young, Estella C.
Young, W. W. Kirkpatrick, S. H. Mitchell, L. F. Cook, Triphenia Jobe,
administratrix of the estate of J. W. Jobe, deceased, Triphenia Jobe,
Charlotte Conrad, [redacted] Conrad, Har [redacted], Menta Bond and Frank
Bond, Mae Bond, William Jobe and Alice Jobe, Edith Jobe and Ger-
trina Jobe, miners, A. Holcomb, George Milner, George Hess, John Thom-
as, H. P. Whitney, Emma E. Lee, Edwin Curtis, Eureka Water Company,
(a corporation), William Simonsen, William Lewis, Huston Frost, Elijah
Frost, George Goorich, E. W. Brannan, William Frost, Adam Schindler,
Minner Irrigation District, (a corporation), Franklin Ditch Company,
(a corporation), Canyon County Water Company, (an association),
Francis A. Phelps and Frances Phelps husband and wife, John D. Rut-
ledge, James Hartley, Joseph Wilson, Daniel Westersohn, Harry Stoffle,
J. McGill, W. W. Foote, J. W. Smith, John Lora, W. W. Fowler, Thomas

XXXIX

That the defendant JOHN MAMMON be, and he is hereby awarded the use of the waters of Boise River, diverted at a point on the south side of said river in Sec. 25, T. 5 N. R. 5 W. B.M., for use upon the N. $\frac{1}{2}$ of SE $\frac{1}{4}$ and lots 8 and 9 in Sec. 26, and lots 7 and 8 in Sec. 25, T. 5 N. R. 5 W. B.M., in the following amount from the following date; 90 inches, from June 1, 1869. and hereby designated as Right No. 41.

That said defendant John Mammon is also hereby awarded the use of the waters of said river, diverted at a point in the NW corner of Sec. 26, T. 5 N. R. 5 W. B.M., for use upon the SW $\frac{1}{4}$ of SW $\frac{1}{4}$ and lots 5 and 6 in Sec. 26, and lots 1, 2 and 3 in Sec. 27, and lots 7 and 8 in Sec. 25, and N. $\frac{1}{2}$ of SE $\frac{1}{4}$ and lots 8 and 9 in Sec. 26, all in T. 5 N. R. 5 W. B.M., in the following amount and from the following date; 210 inches, from June 1, 1878; and hereby designated as Right No. 68.

And be adjudged to pay \$21.00 costs in addition to the costs incurred by him.

XL.

That the defendant Isaac BEDAL be, and he is hereby awarded the use of the waters of Boise River, diverted from a point on the south side thereof in SE $\frac{1}{4}$ of NE $\frac{1}{4}$, Sec. 5, T. 3 N. R. 2 E. B.M., through what is known as the Thurman Mill slough or ditch, for use upon lands lying under said ditch, in the following amount and from the following date; 80 inches, from June 1, 1869; and hereby designated as Right No. 42. And be adjudged to pay \$5.80 costs in addition to the costs incurred by him.

XLI.

That the defendant FREDERICK ODE be, and he is hereby awarded the use of the waters of Boise River, diverted from a point in NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec. 12 and SE $\frac{1}{4}$ of Sec. 2, T. 4 N. R. 4 W. B.M., through what is known as the Center Point Ditch, for use upon lots 8 and 9, Sec. 35 and lots 5, 6 and 7, Sec. 34, T. 5 N. R. 4 W. B.M., and lot 1, Sec. 4, T. 4 N. R. 4 W. B.M. in the following amount from the following date; 180 inches, from June 1, 1869 and hereby designated as Right No. 43. And be adjudged to pay \$12.80 costs in addition to the costs incurred by him.

XLII.

That the defendant PRIOR BURNETT be, and he is hereby awarded the use of the waters of Boise River, diverted at a point in the SE $\frac{1}{4}$ of Sec. 25, and SW $\frac{1}{4}$ of Sec. 30, T. 5 N. R. 5 W. B.M., for use upon the SW $\frac{1}{4}$ and W. $\frac{1}{2}$ of SE $\frac{1}{4}$ Sec. 23, and NE $\frac{1}{4}$ of NW $\frac{1}{4}$, and lots 1, 2, 3 and 4.

LVII

That the defendant the NAMPA & MERIDIAN IRRIGATION DISTRICT, (substituted for defendant the Boise City Irrigation & Land Company) a corporation, be and it is hereby awarded the use of the waters of Boise River, diverted at a point on the south side of said river in Lot 6, Sec. 29, T. 3 N. R. 3 E. B.M., for use upon the lands lying under its canal system, in the following amounts, from the following dates;

8500 inches, from May 1, 1878; and hereby designated as Right No. 67.

18542 inches, from August 20, 1888; and hereby designated as Right No. 11

And be adjudged to pay \$1892.94 costs in addition to the costs incurred by it.

LVIII.

That the defendant JULIA MAMMON be, and she is hereby awarded the use of the waters of Boise River, diverted from said river at a point in NW corner of Sec. 36, T. 5 N. R. 5 W. B.M., for use upon the SE $\frac{1}{4}$ of SW $\frac{1}{4}$, and S. $\frac{1}{2}$ of SE $\frac{1}{4}$, and lot 7 in Sec. 29, T. 5 N. R. 5 W. B.M., in the following amount from the following date;

138 inches, from June 1, 1873; and hereby designated as Right No. 68.

And be adjudged to pay \$11.73 costs in addition to the costs incurred by her.

C.

That the defendants ADA COUNTY FARMERS' IRRIGATION COMPANY, A. H. EAGLESON & SONS, Limited, and ESTHER-HALE, and neither of them, be awarded the use of any portion of the waters of Boise River, separate or apart from the appropriation ~~thereof~~ by the defendant the New York Canal Company, Limited, as found and decreed herein, but that whatever rights said defendants may have to the use of said waters be adjudged to be included in the right to the use of said waters herein allotted to said New York Canal Company, Limited.

It is further ordered, adjudged and decreed that the costs and disbursements of each party herein be paid by the party by whom such costs and disbursements were incurred, and that the costs of the State Engineer's examination, to-wit, the sum of \$10,804.60, be apportioned to the parties to this action who are allotted water herein, in the same proportion as water is allotted to them, that is to say, \$0.08709 for each inch so allotted, and that execution issue for said State Engineer's costs.

It is further ordered, adjudged and decreed that the expense incurred in preparing findings and decree herein and in filing and recording the same, to-wit, the sum of \$468.68, be apportioned to the parties to this action who are allotted water herein in the same proportion as water is allotted to them, that is to say, \$0.00291 for each inch so allotted.

Dated January 18 1906

Frank Stewart
Judge

Tina Iest

Tina Iest passed away Dec. 24, 2008 at the Trinity Mission Health and Rehab of Holly, Nampa, Idaho at the age of 96.

Tina Vermeer was born on Dec. 8, 1912 in the village of Marum, The Netherlands, to Hendrik and Hinke Vermeer. In about 1928, she and her family emigrated to the United States, where they settled in Southern California and entered the dairy business. Tina soon met an enterprising young man, Cornelius (Case) Iest. They were married in 1930, settling in the Chino, Calif. area where they operated a dairy farm for the next thirty years.

Tina and Case had two children, Helen Catherine Iest Tidwell and William Cornelius (Bill) Iest. In 1962, the Iests bought a farm near Parma, Idaho and made it their home. Case Iest died in 1968, leaving Tina to manage their business, which she continued to do until her death.

Tina's highest priority was her family and friends. She was devoted to Helen and Bill, their spouses and children. She never lost track of any of her relatives, their children, her nieces and nephews and their children as well. She was diligent in recalling and celebrating every birthday or wedding date. Her friends were very important to her, as well. She was a loyal friend to all she knew.

Tina is survived by her daughter, Helen, and son-in-law Dave Tidwell, their son, Steven (Candy) of Redlands, California; daughter Tina Bell (Richard) of Meridian, Idaho; son Curtis (Pamela) of Bellevue, Idaho; son Bruce (Char) of Hailey, Idaho and their collective eight children.

Tina is survived by Bill Iest's children: Case Iest (Jessica) of San Diego, Calif., and Ruth Brown (Robert) and their two children of Whittier, Calif. She is also survived by Bill Iest's widow, Carole Spry, her sons Rob Carpenter (Tammy) and Scott Carpenter (Jenny), her daughter, Stacy Neary (Randy) and their collective eight children, all of Caldwell, Idaho.

Tina was preceded in death by her husband, Case; son, Bill, four brothers and her sister.

Her family is deeply indebted to those who cared for her in her final days. In particular, four special ladies: Sonia Martin, Barbara Stamer, Leslie DeBoer and Katherine Nelson, who provided around-the-clock love and constant care for Tina during her last weeks.

A celebration of Tina's life will be held at 11:30 a.m., Saturday, Dec. 27, 2008 at the Flahiff Funeral Chapel, 7th Avenue and Cleveland Boulevard, Caldwell, Idaho. All present are invited to present their favorite memories of her life at the time.

In lieu of flowers, the family suggests contributions to one of Tina's favorite charities, The Sal-

EXHIBIT

B

Barling No. 300

MANATRON

424-8774
Dana

Return All revenue types as of 02/12/2009 and sorted by Revenue Object

Search Results

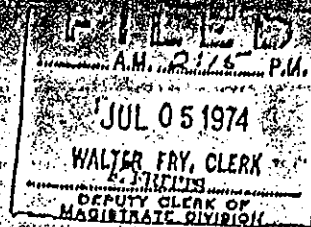
PIN AIN GeoCode	Type Subtype	Owner	Account	Situs Address	Description
06912000 0 C83750010040	Parcel Parcel	TEST TINA-TRSTEB \$ TEST TINA TIDWELL HELEN CATHERINE-TRST	0000007377	2313 TERRACE DR CA ID	14-4N-3W SW 1 ADD LOT 4 BLK
34798011 0 04N03W146750	Parcel Parcel	TEST TINA FAMILY LTD PTNRSH	0000057040	0 LINCOLN RD CA ID	14-4N-3W SW 1 LESS TAX 10A 1
34803000 0 04N03W146900	Parcel Parcel	TEST TINA FAMILY LTD PTNRSH	0000057053	0 LINCOLN RD CA ID	14-4N-3W SW 1 SW 1/4 N&E OF LIMITS
34804000 0 C00000146950	Parcel Parcel	TIDWELL HELEN CATHERINE \$ TEST TINA TEST TINA FAM LTD PTNRSH @ @ \$ TEST TINA-CO-TRUSTEES \$	0000057054	0 LINCOLN RD CA ID	14-4N-3W SW 1 OF CITY LIMITS IN SW
34804010 0 C00000146935	Parcel Parcel	TEST TINA FAMILY LTD PTNRSH	0000057055	0 LINCOLN RD CA ID	14-4N-3W SW 1 LS TX 19 IN SW
39029000 0 05N05W234900	Parcel Parcel	TEST TINA TEST TINA FAMILY PARTNERSHIP	0000065021	26237 DEB LN PA ID	23-5N-5W SW E LS TX 2 E 1/2 N 1/2 SE LS TX 2 LS HWY2 T7619
39050000 0 05N05W253600	Parcel Parcel	TEST TINA TEST TINA FAMILY PARTNERSHIP	0000065050	0 DEB LN PA ID	25-5N-5W NW 1
39054000 0 05N05W266001	Parcel Parcel	TEST TINA TEST TINA FAMILY PARTNERSHIP	0000065055	0 BOISE RIVER RD CA ID	26-5N-5W SW S TX 4 & TX 5
39054010 0 05N05W263600	Parcel Parcel	TEST TINA TEST TINA FAMILY PARTNERSHIP	0000065056	25706 BOISE RIVER RD PA ID	26-5N-5W NW S OF RIVER,, LTS OF RIVER,, LT 7 S OF ...
39056000 0 05N05W260100	Parcel Parcel	TEST TINA TEST TINA FAMILY PARTNERSHIP	0000065062	0 HWY 95 PA ID	26-5N-5W NE 1' & N&NW LS TX :
39056010 0 05N05W264200	Parcel Parcel	TEST TINA TEST TINA FAMILY PARTNERSHIP	0000065063	0 HWY 95 PA ID	26-5N-5W NE 1' IN NE & SE N O & TX 1 LS TX 1- RIVER IN NW

TEST TINA

GIGRAY, DOWNEN & GIGRAY
ATTORNEYS AT LAW
ONE AND DEARBORN STREETS, 3rd Fl., 830-1424
CALDWELL, IDAHO 83405

Executrix

ATTORNEYS FOR



INSTRUMENT NO 733157

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF CANYON
MAGISTRATE DIVISION - SECTION ONE

* * * * *

In the Matter of the Estate of) CASE NO. 13407
CORNELIUS IEST,) DECREE OF DISTRIBUTION
Deceased.)

TINA IEST, Executrix of the estate of Cornelius Iest, deceased, having on the 19th day of June, 1974, rendered and filed herein a full account and report of her administration of said estate, which said account was for a final settlement, and having with said account filed a petition for final distribution of said estate, and said account and petition this day coming on regularly to be heard, and proof having been made to the satisfaction of the Court that the Clerk had given notice of settlement of said account and the hearing of said petition, in the manner and for the time required by law, the Court finds:

1. That said account is in all respects true and correct, and it is supported by proper vouchers, and that there will be no further expenditures necessary in the closing of said estate.

2. That due and legal notice to creditors of said estate has been given in the manner and for the time required by law.

3. That all claims and debts against said decedent and against said estate, all inheritance taxes, if any, due from the distributees and all real and personal property taxes due and payable by the estate, and all debts, expenses and charges of administration, have been fully paid and discharged and that said estate is ready for distribution and now in a condition to be closed.

4. That a portion of said estate was community property of the decedent and Tina Iest, and a portion of said estate was separate property of said decedent.

5. That under the laws of the State of Idaho, Tina Iest, wife of the deceased, is entitled to an undivided one-half interest

GIGRAY, DOWNEN & GIGRAY
ATTORNEYS AT LAW
ONE AND DEARBORN STREETS, 3rd Fl., 830-1424
CALDWELL, IDAHO 83405

EXHIBIT

D

of said community estate now remaining in the hands of said executrix, and to any estate or property of the deceased not known or discovered.

6. That by the Will of said decedent, which was duly admitted to probate herein on the 2nd day of December, 1968, said deceased devised and bequeathed all of the property comprising his estate to Tina Iest, surviving wife of said deceased, for her lifetime, and upon her death, to his son, William Cornelius Iest, and daughter, Helen Iest Tidwell, share and share alike.

It is therefore ORDERED, ADJUDGED AND DECREED that the final account of said executrix, be, and the same is hereby finally settled, allowed and approved.

It is further ORDERED, ADJUDGED AND DECREED that the residue of said estate hereinafter particularly described, now remaining in the hands of said executrix, be, and the same is hereby disposed of as follows:

To Tina Iest, surviving wife of said deceased, for her lifetime, and upon her death, to his son, William Cornelius Iest, and daughter, Helen Iest Tidwell, share and share alike.

That the said residue and remainder of said estate consists of the following described real and personal property:

An undivided one-half interest in the following:

REAL PROPERTY

PARCEL 1: (Canyon County, Idaho)

Lots 7 and 8, Section 25; Lots 5, 6, 7, 8 and 9, and the S 1/2 of the SW 1/4, and all of the SE 1/4, Section 26; and Lots 1, 2 and 3, Section 27, all in Township 5 North, Range 5 West of the Boise Meridian, in Canyon County, Idaho.

ALSO, a parcel situated in the N 1/2 of Section 26, Township 5 North, Range 5 West of the Boise Meridian, more particularly described as follows: Commencing at the Northeast corner of the NW 1/4 of the NW 1/4 of said Section 26; thence S 0° 03' E, along the East boundary of the NW 1/4 of the NW 1/4 of said Section 26, a distance of 1480.0 feet to the TRUE POINT OF BEGINNING, thence S 0° 03' E, a distance of 416.16 feet; thence S 60° 25' E, a distance of 927.91 feet; thence N 59° 35' E, a distance of 1398.90 feet; thence N 79° 48' E, a distance of 469.15 feet; thence N 88° 05' W, a distance of 2476.80 feet to the TRUE POINT OF BEGINNING, containing 25.43 acres, more or less.

EXCEPTING from the above described real property, a portion of Lot 3 of Section 27, Township 5 North, Range 5 West of the Boise Meridian, Canyon County, Idaho, which is more particularly described as follows, to-wit: Beginning at a point 51 rods North of the Northwest corner of the SE 1/4 of the NW 1/4 of said Section 27, thence South 51 rods, thence East 80 rods, thence North 32 rods, thence in a NWly direction along the South bank of the Boise River, to the point of beginning.

ALSO EXCEPTING that portion of the above described property conveyed to the State of Idaho, which lies over and across Lot 1 of Section 27, aforesaid Township and Range, which is described in Instrument No. 495506, records of Canyon County, Idaho.

1 ALSO EXCEPTING that certain easement granted to Canyon
2 County, Idaho, by Instrument No. 493608, records of Canyon
3 County, Idaho, and that certain easement granted to the
4 State of Idaho by Instrument No. 495507, records of Canyon
5 County, Idaho. (Subject to that certain Escrow Agreement
6 of Sale of Real Property dated September 27, 1962, wherein
7 Lester S. Yeakel and Nola Yeakel, husband and wife, are
8 sellers, and Cornelius Iest and Tina Iest, husband and wife,
9 are buyers).

10 PARCEL 2: (Canyon County, Idaho)

11 The E 1/2 of the SW 1/4; the E 1/2 of the NW 1/4 of the SW
12 1/4; and the SW 1/4 of the SW 1/4; and the W 1/2 of the SE
13 1/4 of Sec. 23, and Lots 1, 2, 3 and the NE 1/4 of the NW
14 1/4 of Section 26, all in Township 5 North, Range 5 West of
15 the Boise Meridian,

16 EXCEPTING THEREFROM that part thereof conveyed to the
17 State of Idaho, in Warranty Deed dated November 14, 1961,
18 recorded December 14, 1961, Document No. 510238, Book 275
19 Deeds, page 223, records of Canyon County, Idaho;

20 ALSO EXCEPTING THEREFROM a parcel of land situated in
21 the North Half of Section 26, Township 5 North, Range 5 West
22 of the Boise Meridian and more particularly described as
23 follows, to-wit: COMMENCING at the NE corner of the NW 1/4
24 of the NW 1/4 of said Section 26, thence S 0° 03' E, along
25 the East boundary of the NW 1/4 of the NW 1/4 of said Section
26 26, a distance of 1480.0 feet to the TRUE POINT OF BEGINNING.
27 Thence S 0° 03' E, a distance of 416.16 feet; thence S 60°
28 25' E, a distance of 927.91 feet; thence N 59° 35' E, a dis-
29 tance of 1398.90 feet; thence N 79° 40' E, a distance of
30 469.15 feet; thence N 88° 05' W, a distance of 2476.80 feet
31 to the TRUE POINT OF BEGINNING.

32 PARCEL 3: (Canyon County, Idaho)

1 The Northwest Quarter of the Southwest Quarter of Section 28,
2 Township 5 North, Range 5 West of the Boise Meridian, Canyon
3 County, Idaho,
4 AND

5 That part of the North Half of the Southeast Quarter lying
6 East of the existing County Road, Section 29, Township 5
7 North, Range 5 West, Boise Meridian, containing 0.9 acres,
8 more or less.

9 PARCEL 4: (Canyon County, Idaho)

10 This parcel is situated in the S 1/2 of Section 23,, Township
11 5 North, Range 5 West of the Boise Meridian and is more parti-
12 cularly described as follows:

13 BEGINNING at the NE corner of the NW 1/4, SE 1/4 of said Section
14 23; Thence S 0° 08' W a distance of 2233.58 feet along the East
15 boundary of said NW 1/4 SE 1/4 and SW 1/4 SE 1/4 of said Section
16 23;
17 Thence, traversing the Easterly boundary of a certain irrigation
18 ditch, N 24° 47' 40" W a distance of 92.50 feet;
19 Thence N 44° 45' 20" W a distance of 132.20 feet;
20 Thence N 64° 38' 40" W a distance of 186.50 feet;
21 Thence N 56° 40' 10" W a distance of 108.15 feet;
22 Thence N 42° 19' 30" W a distance of 102.00 feet;
23 Thence N 28° 10' 30" W a distance of 112.10 feet;
24 Thence N 13° 53' 20" W a distance of 172.90 feet;

Thence N 0° 56' 40" E a distance of 425.10 feet;
 Thence N 20° 15' 10" W a distance of 51.50 feet;
 Thence N 37° 24' 10" W a distance of 162.62 feet;
 Thence N 34° 47' 50" W a distance of 424.90 feet;
 Thence N 63° 49' W a distance of 174.35 feet;
 Thence S 84° 31' W a distance of 67.72 feet;
 Thence N 69° 52' 10" W a distance of 126.25 feet;
 Thence N 53° 12' 10" W a distance of 127.40 feet;
 Thence N 33° 31' 20" W a distance of 159.00 feet;
 Thence N 6° 17' 40" W a distance of 309.30 feet to the
 point of intersection with the North boundary of the S 1/2
 of said Section 23;
 Thence N 89° 53' 40" E a distance of 97.39 feet along the North
 boundary of the S 1/2 of said Section 23 to the Center of said
 Section;
 Thence S 89° 53' 40" E along the North boundary of the S 1/2 of
 said Section 23 a distance of 1326.08 feet to the POINT OF BE-
 ginning. This parcel contains 36.81 acres more or less. (Sub-
 ject to that certain Contract of Sale dated September 11, 1964,
 wherein Cornelius Test and Tina Test, husband and wife, are
 sellers, and Daum Development Corporation, a California corpor-
 ation, is buyer, and which contract was subsequently assigned
 to Double D Land, Inc.)

PARCEL 5: (Canyon County, Idaho)

The Southeast Quarter of the Southeast Quarter of Section 36,
 Township 5 North, Range 5 West of the Boise Meridian. (Subject
 to that certain Agreement dated October 10, 1966, wherein
 Cornelius Test and Tina Test, husband and wife, are sellers,
 and Arliss R. Hibbard and Bessie K. Hibbard, husband and wife,
 are buyers).

PARCEL 6: (Lincoln County, Idaho)

The West Half of the Northeast Quarter (W 1/2 NE 1/4) of Section
 30, Township 4 South, Range 18 East, Boise Meridian, together
 with 80 shares of the capital stock of the Big Wood Canal Com-
 pany; together with all the improvements, privileges, and
 appurtenances thereunto belonging, all water rights, storage
 rights, and all other rights in the American Falls Reservoir
 District No. 2 which belong to the foregoing land, and all
 reservoir rights, ditch and water rights of every nature,
 however evidenced, with all rights of way, ditches, pumping
 sites, machinery or other physical properties now owned by the
 grantors and used on or for conveyance of water to or attaching
 or belonging to said land or to said grantors for use thereon;

PARCEL 7: (Lincoln County, Idaho)

Township 5 South, Range 16 East, Boise Meridian

Section 10: SE 1/4

Section 11: S 1/2; S 1/2 NW 1/4

Section 12: W 1/2 SW 1/4; NE 1/4 SW 1/4

Section 14: NW 1/4 NE 1/4; NW 1/4

Section 15: NE 1/4; S 1/2 NW 1/4

PERSONAL PROPERTY

Checking Account, The Idaho First National Bank,
 Parma, Idaho

Checking Account, Taut Ranchos

One-half interest in Promissory Note and Deed of Trust,
Peter and Carol Helen Bekendam, dated 12-5-62; Assumed
by DeVries in 1966; to secure the purchase price of 3
parcels of real property in San Bernardino County,
California

One-half interest in property held in joint tenancy;
Promissory Note and Deed of Trust, Norman and Elsie
Vermoor, dated 9-20-57, sale of Lot 37, Sec. 33 T1S,
R8W in San Bernardino County, California

ELDORADO GENERAL CORPORATION, 173 shares

Machinery, equipment and auto

Hay and grain

Cattle

Household furnishings

Promissory Note - Parma Industrial Corp. due January
1, 1988, 5 1/2 % interest

Promissory Note - John Batt, Jr. dated 4-26-67

Note - Vogele, Gilbert, Johnson, Meyers & Casey dated 3-1-68

Dated this 3rd day of July, 1974.

(SEAL)



LLOYD C. McCLINTICK
Magistrate

STATE OF IDAHO
County of Canyon

I hereby certify that the foregoing is a
true and correct copy of the
original as filed in this office.

Waller Fry, Clerk of the District Court

Deputy Clerk of Magistrate Division

733157

FILED

JUL 16 4 33 PM '74

WALTER FRY
CANTON COUNTY RECORDER

BY *M. Weymouth*

RECORDED
AT THE REQUEST OF

*Gray, Downer
& Gray*
IN

OF
Probates
SEE *5.00*

*In the matter of
The Estate of
Cornelius Leet
to
Public*

Dec. of Dist.

*9th & Dearborn
Callwell*

92 12699

WARRANTY DEED

FOR VALUE RECEIVED, TINA IEST, a widow, as Grantor, does hereby grant, bargain, sell and convey unto TINA IEST and HELEN CATHERINE TIDWELL, or their successors in trust as co-trustees, under the Tina Iest Declaration of Trust, dated March 29, 1990, of 2313 Terrace, Caldwell, Idaho 83605, as Grantees, Grantor's undivided one-half interest therein, and Grantor's life estate therein to the other one-half interest as established by the Decree of Distribution in the estate of Cornelius Iest, deceased, entered on July 3, 1974 and recorded on July 16, 1974, in the office of the Recorder of Canyon County, Idaho, as Instrument No. 733157, the following described premises, situated in Canyon County, State of Idaho, to-wit:

The East Half of the Southwest Quarter;

The East Half of the Northwest Quarter of the Southwest Quarter; and

The Southwest Quarter of the Southwest Quarter; and

The West Half of the Southeast Quarter of Section 23, and

Lots 1, 2, 3 and the Northeast Quarter of the Northwest Quarter of Section 26, all in Township 5 North, Range 5 West of the Boise Meridian,

EXCEPTING THEREFROM That part thereof conveyed to the State of Idaho, in Warranty Deed, dated November 14, 1961, recorded December 14, 1961, Document No. 510238, Book 275 Deeds, page 223, records of Canyon County, Idaho;

ALSO EXCEPTING THEREFROM a parcel of land situated in the North Half of Section 26, Township 5 North, Range 5 West of the Boise Meridian and more particularly described as follows, to-wit:

COMMENCING At the Northeast corner of the Northwest Quarter of the Northwest Quarter of said Section 26, thence South 0°03' East, along the East boundary of the Northwest Quarter of the Northwest Quarter of said Section 26, a distance of 1480.0 feet to the TRUE POINT OF BEGINNING. Thence South 0°03' East, a distance of 416.16 feet; thence South 60°25' East, a distance of 927.91 feet; thence North 59°35' East, a distance of

Warranty Deed - 1

GURAY, MILLER, DOWNEN & WILDER

Attorneys at Law
Trustees 2064-81-001
P.O. Box 610
Caldwell, Idaho 83605-0610

Attorneys at Law
Trustees 2064-81-001
P.O. Box 610
Caldwell, Idaho 83605-0610

ATTORNEY AT LAW
TUESDAY 208-450-0081
9TH AND BRUNSON STS. - P.O. BOX 816
CALDWELL, IDAHO 83405-0816

1 1398.90 feet; thence North 79°48' East, a distance of
2 469.15 feet; thence North 88°05' West a distance of
3 2476.80 feet TO THE TRUE POINT OF BEGINNING, all in
4 Canyon County, Idaho.

5 Together with all water and ditch rights and rights of
6 way for water and ditches.

7 TO HAVE AND TO HOLD The said premises, with their
8 appurtenances unto the said Grantees, their successors and
9 assigns forever. And the said Grantor does hereby covenant to
10 and with the said Grantees, that she is the owner in fee simple
11 of said premises; that said premises are free from all encum-
12 brances, and that she will warrant and defend the same from all
13 lawful claims whatsoever.

14 Dated this 5th day of June, 1992.

15 Tina Test
16 Tina Test

17 STATE OF IDAHO)
18) SS.
19 County of Canyon)

20 On this 5th day of June, 1992, before me, the
21 undersigned, a Notary Public in and for said State, personally
22 appeared TINA TEST, a widow, known to me to be the person whose
23 name is subscribed to the within instrument, and acknowledged to
24 me that she executed the same.

25 IN WITNESS WHEREOF, I have hereunto set my hand and
affixed my official seal the day and year in this certificate
first above written.



Eric R. Rasmussen
Notary Public for Idaho
Residing at Caldwell, Idaho
My commission expires 1-28-94
JUN 9 PM 3 55
RECORDED
9212699
NEL. AER
CHRYN CHRYN RECORDER
J. G. Rasmussen
WILLIAM H. HILL
Tina Test

Warranty Deed - 2

SHIRLEY A. BULLEN & DOWNEY
ATTORNEYS AT LAW
9TH AND BRUNSON STS. - P.O. BOX 816
CALDWELL, IDAHO 83405-0816

SECOND CORRECTION WARRANTY DEED

TINA IEST AND HELEN CATHERINE TIDWELL, CO-TRUSTEES OF THE TINA IEST DECLARATION OF TRUST, U/T/A dated March 29, 1990, "Grantor," for good and valuable consideration, the receipt of which is hereby acknowledged, does hereby convey, grant, and warrant to the TINA IEST FAMILY LIMITED PARTNERSHIP, an Idaho limited partnership, "Grantee," whose current address is 2313 Terrace Drive, Caldwell, Idaho 83605, for the sum of ten dollars (\$10.00) and other good and valuable consideration, the following described real property located in Canyon County, Idaho, more particularly described as follows, to wit:

An undivided fifty percent (50%) interest in and to the following described real property, to wit:

The E1/2 of the SW1/4; the E1/2 of the NW1/4 of the SW1/4; the SW1/4 of the SW1/4; the SW1/4 of the SE1/4; and the NW1/4 of the SE 1/4 of Sec. 23, and Lots 1, 2, 3 and the NE1/4 of the NW1/4 of Sec. 26, all in Twp. 5 N., R. 5 W., B.M.; and

An undivided fifty percent (50%) in and to a parcel situated in the N1/2 of Section 26, Township 5 North, Range 5 West of the Boise Meridian, more particularly described as follows:

Commencing at the Northeast corner of the NW1/4 of the NW1/4 of said Section 26;

thence S 0°03' E. along the East boundary of the NW1/4 of the NW1/4 of said Section 26, a distance of 1480.0 feet to the TRUE POINT OF BEGINNING;

thence S 0°03' E, a distance of 416.16 feet;

thence S 60°25' E, a distance of 927.91 feet;

thence N 59°35' E, a distance of 1398.90 feet;

thence N 79°48' E, a distance of 469.15 feet;

thence N 88°05' W, a distance of 2479.80 feet to the TRUE POINT OF BEGINNING, containing 25.43 acres, more or less.

EXCEPTING THEREFROM highway right of way for U.S. Highway 95;

ALSO EXCEPTING THEREFROM the following described parcel of land situated in the South Half of Section 23, Township 5 North, Range 5 West of the Boise Meridian, Canyon County, Idaho and is more particularly described as follows:

BEGINNING at the Northeast corner of the Northwest Quarter of the Southeast Quarter of said Section 23; thence

South 0° 08' West a distance of 2233.58 feet along the East boundary of said Northwest Quarter of the Southeast Quarter and Southwest Quarter of the Southeast Quarter of said Section 23; thence traversing the Easterly boundary of a certain irrigation ditch,

North 24° 47' 40" West a distance of 92.50 feet; thence

North 44° 45' 20" West a distance of 132.20 feet; thence

North 64° 38' 40" West a distance of 186.50 feet; thence

North 56° 40' 10" West a distance of 108.15 feet; thence

North 42° 19' 30" West a distance of 102.08 feet; thence

North 28° 10' 30" West a distance of 112.10 feet; thence

North 13° 53' 20" West a distance of 172.90 feet; thence

North 8° 56' 40" East a distance of 425.10 feet; thence

North 20° 15' 10" West a distance of 51.50 feet; thence

North 37° 24' 10" West a distance of 162.62 feet; thence

North 34° 47' 50" West a distance of 424.90 feet; thence

North 63° 49' West a distance of 174.35 feet; thence

South 84° 31' West a distance of 67.72 feet; thence

North 69° 52' 10" West a distance of 126.25 feet; thence

North 53° 12' 10" West a distance of 127.40 feet; thence

North 33° 31' 20" West a distance of 159.00 feet; thence

North 6° 17' 40" West a distance of 309.30 feet to the point of intersection with the North boundary of the South Half of said Section 23; thence

North 89° 53' 40" East a distance of 97.39 feet along the North boundary of the South Half of said Section 23 to the Center of said Section; thence

South 89° 53' 40" East along the North boundary of the South Half of said Section 23

a distance of 1320.88 feet to the REAL POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM a 30 foot wide non-exclusive easement for utilities and ingress and egress, created by Grant of Easement recorded November 10, 1977 as Instrument NO. 814565, the centerline of which is described as follows:

BEGINNING at the Southwest corner of the Southeast Quarter of the Northwest Quarter of Section 23, Township 5 North, Range 5 West of the Boise Meridian, Canyon County, Idaho; thence

North 0° 06' 20" East, a distance of 15 feet to the Beginning of the centerline of the easement; thence

South 89° 53' 40" East, parallel with the South boundary of said Southeast Quarter of the Northwest Quarter, a distance of 1224.45 feet; thence

North 73° 06' 30" East, a distance of 165.00 feet; thence

South 89° 52' 40" East, a distance of 173.33 feet; thence

South 22° 14' 30" East, a distance of 45.45 feet to the South boundary of said Southeast Quarter of the Northwest Quarter, which is the end of said easement.

ALSO EXCEPTING THEREFROM that part thereof conveyed to the State of Idaho in Warranty Deed, dated November 14, 1961, recorded December 14, 1961, Document No. 510238, Book 275 Deeds, page 223, records of Canyon County, Idaho;

ALSO EXCEPTING THEREFROM the following described property situated in the NE1/4

NW1/4 and the SE1/4 NW1/4 of Section 26, Township 5 North, Range 5 West of the Boise Meridian and more particularly described as follows: Commencing at the NW corner of the NE1/4 NW1/4 of said Section 26; thence S 0°03'00" E, along the West boundary of said NE1/4 NW1/4, a distance of 458.20 feet to the TRUE POINT OF BEGINNING; thence S 81°03'00" E, a distance of 256.00 feet; thence S 38°10'30" E, a distance of 298.00 feet; thence N 82°29'30" E, a distance of 274.00 feet; thence S 0°03'00" E, a distance of 807.23 feet; thence N 88°05'00" W, a distance of 708.93 feet to a point on the West boundary of said SE1/4 NW1/4; thence N 0°03'00" W, along the West boundary of said SE1/4 NW1/4 and NE1/4 NW1/4, a distance of 1021.80 feet to the TRUE POINT OF BEGINNING.

TOGETHER With an easement for ingress and egress to the above described property, which easement is located on the SW1/4 SW1/4 and the SE1/4 SW1/4 of Section 23 and in the NE1/4 NW1/4 of Section 26, all in Township 5 North, Range 5 West, Boise Meridian, Canyon County, Idaho, which easement is 25 feet in width, being 12.50 feet each side of the centerline, which centerline is described as follows: COMMENCING At the SW corner of said Section 23; thence North, along the West boundary of said Section 23, a distance of 12.50 feet; thence N 89° 54' 00" E, parallel with the South boundary of said Section 23, a distance of 1336.24 feet to a point 12.50 feet Easterly from the West boundary of the SE1/4 SW1/4 of said Section 23; thence S 0° 03' 00" E, parallel with the West boundary of the SE1/4 SW1/4 of said Section 23; and the West boundary of the NE1/4 NW1/4 of said Section 26, a distance of 472.67 feet to the end of said easement centerline.

ALSO EXCEPTING A parcel situated in Government Lot 3 of Section 26, Township 5 North, Range 5 West of the Boise Meridian and

is more particularly described as follows:
Commencing at the NW corner of the NE1/4
NW1/4 of said Section 26; thence S 0°03'00"
E, along the West boundary of said NE1/4
SW1/4 and Government Lot 3, a distance of
1480.00 feet to the TRUE POINT OF BEGINNING;
thence S 88°05'00" E, a distance of 575.04
feet; thence S 26°58'00" E, a distance of
519.40 feet; thence S 63°02'00" W, a distance
of 162.58 feet; thence N 70°49'27" W, a
distance of 704.14 feet to a point on the
West boundary of said Government Lot 3;
thence N 0°03'00" W, along the West boundary
of said Government Lot 3, a distance of
324.60 feet to the TRUE POINT OF BEGINNING.

Together with all water and water rights,
ditches and rights of way thereunto belonging
however evidenced, including (but not limited
to) dams, flumes and controls of every kind.

SUBJECT TO taxes and assessments for the year
2003 and all subsequent years, together with
any and all existing easements,
rights-of-way, reservations, restrictions and
encumbrances of record, to any existing
tenancies, to all zoning laws and ordinances,
and to any state of facts an accurate survey
or inspection of the premises would show.

This conveyance shall include any and all
appurtenances, tenements, hereditaments,
revisions, remainders, easements,
rights-of-way and water rights in anywise
appertaining to the property herein
described.

The Grantor covenants to the Grantee that it is the
owner in fee simple of said premises, that the premises are free
from all encumbrances, excepting those as may be herein set
forth, and excepting those of record, and that it will warrant
and defend the same from all lawful claims.

The Grantor executes this instrument solely in its
fiduciary capacity and covenants only that it is authorized to

make this conveyance in such fiduciary capacity. The Grantor hereby disclaims any and all other warranties and covenants, whether express or implied. Any further recourse hereunder is to be only against the aforementioned trust.

THIS SECOND CORRECTION WARRANTY DEED CORRECTS THE LEGAL DESCRIPTION SET FORTH ON THE CORRECTION WARRANTY DEED RECORDED FEBRUARY 12, 2002, IN CANYON COUNTY, IDAHO, AS INSTRUMENT NO. 200206961. ALSO, TO THE EXTENT THE LEGAL DESCRIPTIONS CONTAINED IN INSTRUMENT NUMBERS 9212698, 9212699, 9846692, AND 9846690 WERE IN ERROR AND THE LEGAL DESCRIPTIONS IN THIS INSTRUMENT PERTAIN TO THE SAME PARCELS, THE LEGAL DESCRIPTIONS IN THIS INSTRUMENT SHALL CORRECT THE ERRONEOUS LEGAL DESCRIPTIONS CONTAINED IN THE PRIOR ABOVE-REFERENCED INSTRUMENTS.

IN WITNESS WHEREOF, the Grantor has executed this instrument on this 23rd day of June, 2003.

Tina Iest Declaration of Trust, U/T/A
dated March 29, 1990

By: Tina Iest
Tina Iest, Co-Trustee

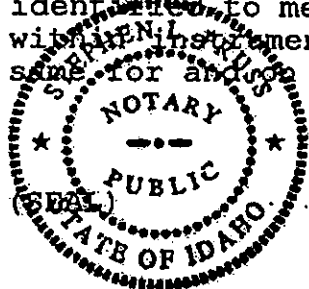
By: Helen Catherine Tidwell
Helen Catherine Tidwell, Co-Trustee

STATE OF IDAHO)

County of Canyon)

ss.

On this 23rd day of June, in the year 2003, before me, the undersigned, a Notary Public in and for said state, personally appeared Tina Iest as Co-Trustee of the Tina Iest Declaration of Trust, U/T/A dated March 29, 1990, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same for and on behalf of said trust.



Sgt. 2 Puen
Notary Public for Idaho

Commission expires: 7-30-2006

STATE OF Idaho)

County of Ada)

ss.

On this 10 day of July, in the year 2003, before me, the undersigned, a Notary Public in and for said state, personally appeared Helen Catherine Tidwell as Co-Trustee of the Tina Iest Declaration of Trust, U/T/A dated March 29, 1990, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same for and on behalf of said trust.

(SEAL)

TERESA D. LAUGHRIDGE
Notary Public
State of Idaho

Teresa D. Laughridge
Notary Public for Idaho

Commission expires: 12-10-2007

200345103

RECORDED

2003 JUL 22 PM 3 50

G NOEL HALES

CANYON CNTY RECORDER

BY

pm hales

REQUEST Cheney & Deling
TYPE ADA FEE 24.00

4
INSTRUMENT NO. 200206961

CORRECTION WARRANTY DEED

TINA IEST AND HELEN CATHERINE TIDWELL, CO-TRUSTEES OF THE TINA IEST DECLARATION OF TRUST, U/T/A dated March 29, 1990, "Grantor," for good and valuable consideration, the receipt of which is hereby acknowledged, does hereby convey, grant, and warrant to the TINA IEST FAMILY LIMITED PARTNERSHIP, an Idaho limited partnership, "Grantee," whose current address is 2313 Terrace Drive, Caldwell, Idaho 83605, for the sum of ten dollars (\$10.00) and other good and valuable consideration, the following described real property located in Canyon County, Idaho, more particularly described as follows, to wit:

An undivided fifty percent (50%) interest in and to the following described real property, to wit:

The E1/2 of the SW1/4; the E1/2 of the NW1/4 of the SW1/4; and the SW1/4 of the SW1/4; and the W1/2 of the SE1/4 of Sec. 23, and Lots 1, 2, 3 and the NE1/4 of the NW1/4 of Sec. 26, all in Twp. 5 N., R. 5 W., B.M.,

EXCEPTING THEREFROM that part thereof conveyed to the State of Idaho in Warranty Deed, dated November 14, 1961, recorded December 14, 1961, Document No. 510238, Book 275 Deeds, page 223, records of Canyon County, Idaho;

ALSO EXCEPTING THEREFROM a parcel of land situated in the North Half of Section 26, Township 5 North, Range 5 West of the Boise Meridian and more particularly described as follows, to wit: COMMENCING at the NE corner of the NW1/4 of the NW1/4 of said Section 26, thence S 0°03' E. along the East boundary of the NW1/4 of the NW1/4 of said Section 26, a distance of 1480.0 feet to the TRUE POINT OF BEGINNING. Thence S 0°03' E, a distance of 416.16 feet; thence S 60°25' E, a distance of 927.91 feet; thence N 59°35' E, a distance of 1398.90 feet; thence N 79°48' E, a distance of 469.15 feet; thence N 88°05' W, a distance

of 2476.80 feet to the TRUE POINT OF BEGINNING. All located in Canyon County, Idaho.

Together with all water and water rights, ditches and rights of way thereunto belonging however evidenced, including (but not limited to) dams, flumes and controls of every kind.

SUBJECT TO taxes and assessments for the year 2002 and all subsequent years, together with any and all existing easements, rights-of-way, reservations, restrictions and encumbrances of record, to any existing tenancies, to all zoning laws and ordinances, and to any state of facts an accurate survey or inspection of the premises would show.

This conveyance shall include any and all appurtenances, tenements, hereditaments, revisions, remainders, easements, rights-of-way and water rights in anywise appertaining to the property herein described.

The Grantor covenants to the Grantee that it is the owner in fee simple of said premises, that the premises are free from all encumbrances, excepting those as may be herein set forth, and excepting those of record, and that it will warrant and defend the same from all lawful claims.

The Grantor executes this instrument solely in its fiduciary capacity and covenants only that it is authorized to make this conveyance in such fiduciary capacity. The Grantor hereby disclaims any and all other warranties and covenants, whether express or implied. Any further recourse hereunder is to be only against the aforementioned trust.

THIS CORRECTION WARRANTY DEED CORRECTS THE GRANTOR SET FORTH ON THE WARRANTY DEED RECORDED DECEMBER 16, 1998, IN CANYON COUNTY, IDAHO, AS INSTRUMENT NO. 9846691.

IN WITNESS WHEREOF, the Grantor has executed this instrument on this 7th day of February, 2002.

Tina Iest Declaration of Trust, U/T/A
dated March 29, 1990

By: Tina Iest
Tina Iest, Co-Trustee

By: Helen Catherine Tidwell
Helen Catherine Tidwell, Co-Trustee

STATE OF IDAHO)

County of Canyon)

ss.

On this 7th day of February, in the year 2002, before me, Cherice McDONOUGH, a Notary Public, personally appeared Tina Iest as Co-Trustee of the Tina Iest Declaration of Trust, U/T/A dated March 29, 1990, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same for and on behalf of said trust.

(SEAL)



Cherice McDONOUGH
Notary Public for Idaho
Commission expires: 12/02/05

STATE OF IDAHO)
County of Canyon) ss.

On this 7th day of February, in the year 2002, before me, Cherice McDermott, a Notary Public, personally appeared Helen Catherine Tidwell as Co-Trustee of the Tina Iest Declaration of Trust, U/T/A dated March 29, 1990, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same for and on behalf of said trust.

(SEAL)



Cherice McDermott
Notary Public for IDAHO
Commission expires: 12/05/05

200208961

RECORDED

2902 FEB 12 PM 1 52

G NOEL HALES

CANYON CNTY RECORDER

BY E. J. Haper

REQUEST Abene's 1 DeAngelis
TYPE Doc 2 FEE 12.00

9212698

RECORDED

92 JUN 9 PM 3 55

REC. J. HERR
CANYON CNTY RECORDER

D.C. HERR

WARRANTY DEED
9212698

9212698

WARRANTY DEED

FOR VALUE RECEIVED, TINA IEST, a widow, as Grantor, does hereby grant, bargain, sell and convey unto TINA IEST and HELEN CATHERINE TIDWELL, or their successors in trust as co-trustees, under the Tina Iest Declaration of Trust, dated March 29, 1990, of 2313 Terrace, Caldwell, Idaho 83605, as Grantees, Grantor's undivided one-half interest therein, and Grantor's life estate therein to the other one-half interest as established by the Decree of Distribution in the estate of Cornelius Iest, deceased, entered on July 3, 1974 and recorded on July 16, 1974, in the office of the Recorder of Canyon County, Idaho, as Instrument No. 733157, the following described premises, situated in Canyon County, State of Idaho, to-wit:

Lots 7 and 8, Section 25; Lots 5, 6, 7, 8 and 9, and the South Half of the Southwest Quarter, and all of the Southeast Quarter, Section 26; and Lots 1, 2, and 3, Section 27, all in Township 5 North, Range 5 West of the Boise Meridian, in Canyon County, Idaho.

ALSO, a parcel situated in the North Half of Section 26, Township 5 North, Range 5 West of the Boise Meridian, more particularly described as follows:

COMMENCING at the Northeast corner of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Section 26; thence South 0°03' East, along the East boundary of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Section 26, a distance of 1480.0 feet to the TRUE POINT OF BEGINNING;

thence South 0°03' East, a distance of 416.16 feet; thence South 60°25' East, a distance of 927.91 feet; thence North 59°35' East, a distance of 1398.90 feet; thence North 79°48' East, a distance of 469.15 feet; thence North 88°05' West, a distance of 2476.80 feet to the TRUE POINT OF BEGINNING, containing 25.43 acres, more or less.

EXCEPTING from the above described real property, a portion of Lot 3 of Section 27, Township 5 North, Range 5 West of the Boise Meridian, Canyon County, Idaho, which is more particularly described as follows, to-wit:

BEGINNING at a point 51 rods North of the Northwest corner of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Section 27, thence South 51 rods, thence East 80 rods; thence North 32 rods; thence in a Northwesterly direction along the

Warranty Deed - 1

GIGRAY, MILLER, DOWNEN & WILPER
ATTORNEYS AT LAW
Telephone: 208-458-0091
575 Ave. Franklin Bldg. - P. O. Box 440
Caldwell, Idaho 83605-4400

Attorneys at Law
Telephone: 208-458-0091
575 Ave. Franklin Bldg. - P. O. Box 440
Caldwell, Idaho 83605-4400

attorneys at law
Tina Iest
Caldwell, Idaho 83406
874-4545

1 South bank of the Boise River, to the point of beginn-
2 ing.

3 ALSO EXCEPTING that portion of the above described
4 property conveyed to the State of Idaho, which lies over
5 and across Lot 1 of Section 27, aforesaid Township and
6 Range, which is described in Instrument No. 495506,
7 records of Canyon County, Idaho.

8 ALSO EXCEPTING that certain easement granted to Canyon
9 County, Idaho, by Instrument No. 493608, records of
10 Canyon County, Idaho, and that certain easement granted
11 to the State of Idaho by Instrument No. 495507, records
12 of Canyon County, Idaho.

13 TO HAVE AND TO HOLD The said premises, with their
14 appurtenances unto the said Grantees, their successors and
15 assigns forever. And the said Grantor does hereby covenant to
16 and with the said Grantees, that she is the owner in fee simple
17 of said premises; that said premises are free from all encum-
18 brances, and that she will warrant and defend the same from all
19 lawful claims whatsoever.

20 Dated this 5th day of June, 1992.

21 Tina Iest
22 Tina Iest

23 STATE OF IDAHO)
24 County of Canyon) ss.

25 On this 5th day of June, 1992, before me, the
26 undersigned, a Notary Public in and for said State, personally
27 appeared TINA IEST, a widow, known to me to be the person whose
28 name is subscribed to the within instrument, and acknowledged to
29 me that she executed the same.

30 IN WITNESS WHEREOF, I have hereunto set my hand and
31 affixed my official seal the day and year in this certificate
32 first above written.



33 Tina Iest
34 Notary Public for Idaho
Residing at Caldwell, Idaho
My commission expires 1-28-94

GIGAY, MILLER, DOWNEN & WILDER
Attorneys at Law
Tuesdays 208-458-0081

SECOND CORRECTION WARRANTY DEED

TINA IEST AND HELEN CATHERINE TIDWELL, CO-TRUSTEES OF THE TINA IEST DECLARATION OF TRUST, U/T/A dated March 29, 1990, "Grantor," for good and valuable consideration, the receipt of which is hereby acknowledged, does hereby convey, grant, and warrant to the TINA IEST FAMILY LIMITED PARTNERSHIP, an Idaho limited partnership, "Grantee," whose current address is 2313 Terrace Drive, Caldwell, Idaho 83605, for the sum of ten dollars (\$10.00) and other good and valuable consideration, the following described real property located in Canyon County, Idaho, more particularly described as follows, to wit:

An undivided fifty percent (50%) interest in and to the following described real property, to wit:

PARCEL I:

Government Lots 7 and 8, Section 25 in Township 5 North, Range 5 West of the Boise Meridian, in Canyon County, Idaho.

PARCEL II:

Government Lots 5, 6, 7, 8 and 9, the S1/2 of the SW1/4, and all of the SE1/4, Section 26 in Township 5 North, Range 5 West of the Boise Meridian, in Canyon County, Idaho.

EXCEPTING THEREFROM the following described parcel which is a portion of the SW1/4 SW1/4 of Section 26, Township 5 North, Range 5 West of the Boise Meridian and is more particularly described as follows: Commencing at the SW corner of SW1/4 SW1/4; thence N 0°06'00" W along the Westerly boundary of said SW1/4 SW1/4, a distance of 644.24 feet to the TRUE POINT OF

BEGINNING; thence continuing N 0°06'00" W, a distance of 284.15 feet; thence S 45°09'30" E, a distance of 347.00 feet; thence S 50°40'28" W, a distance of 126.62 feet; thence N 74°33'20" W; a distance of 153.13 feet to the TRUE POINT OF BEGINNING, containing .98 acres, more or less.

ALSO EXCEPTING THEREFROM the following described parcel which is a portion of the SW1/4 SW1/4 of Section 26, Township 5 North, Range 5 West of the Boise Meridian and is more particularly described as follows: Beginning at the SW corner of said SW1/4 SW1/4; thence N 0°06'00" W along the West boundary of said SW1/4 SW1/4, a distance of 644.24 feet; thence S 74°33'20" E, a distance of 153.13 feet; thence N 50°40'28" E, a distance of 126.62 feet; thence N 45°09'30" W, a distance of 347.00 feet to a point on the West boundary of said SW1/4 SW1/4; thence N 0°06'00" W along the West boundary of said SW1/4 SW1/4 a distance of 232.29 feet; thence S 46°22'16" East, a distance of 411.77 feet; thence S 34°53'39" E, a distance of 1067.13 feet to a point on the South boundary of said SW1/4 SW1/4; thence South 89°55'06" West (formerly North 89°54' West), along the South boundary of said SW1/4 SW1/4, a distance of 906.49 feet to the POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM the following described property situated in the NE1/4 NW1/4 and the SE1/4 NW1/4 of Section 26, Township 5 North, Range 5 West of the Boise

Meridian and more particularly described as follows: Commencing at the NW corner of the NE1/4 NW1/4 of said Section 26; thence S 0°03'00" E, along the West boundary of said NE1/4 NW1/4, a distance of 458.20 feet to the TRUE POINT OF BEGINNING; thence S 81°03'00" E, a distance of 256.00 feet; thence S 38°10'30" E, a distance of 298.00 feet; thence N 82°29'30" E, a distance of 274.00 feet; thence S 0°03'00" E, a distance of 807.23 feet; thence N 88°05'00" W, a distance of 708.93 feet to a point on the West boundary of said SE1/4 NW1/4; thence N 0°03'00" W, along the West boundary of said SE1/4 NW1/4 and NE1/4 NW1/4, a distance of 1021.80 feet to the TRUE POINT OF BEGINNING.

TOGETHER With an easement for ingress and egress to the above described property, which easement is located on the SW1/4 SW1/4 and the SE1/4 SW1/4 of Section 23 and in the NE1/4 NW1/4 of Section 26, all in Township 5 North, Range 5 West, Boise Meridian, Canyon County, Idaho, which easement is 25 feet in width, being 12.50 feet each side of the centerline, which centerline is described as follows: COMMENCING At the SW corner of said Section 23; thence North, along the West boundary of said Section 23, a distance of 12.50 feet; thence N 89° 54' 00" E, parallel with the South boundary of said Section 23, a distance of 1336.24 feet to a point 12.50 feet Easterly from the West boundary of the SE1/4 SW1/4 of said Section 23; thence S 0° 03' 00" E, parallel with the West

boundary of the SE1/4 SW1/4 of said Section 23; and the West boundary of the NE1/4 NW1/4 of said Section 26, a distance of 472.67 feet to the end of said easement centerline.

ALSO EXCEPTING A parcel situated in Government Lot 3 of Section 26, Township 5 North, Range 5 West of the Boise Meridian and is more particularly described as follows: Commencing at the NW corner of the NE1/4 NW1/4 of said Section 26; thence S 0°03'00" E, along the West boundary of said NE1/4 SW1/4 and Government Lot 3, a distance of 1480.00 feet to the TRUE POINT OF BEGINNING; thence S 88°05'00" E, a distance of 575.04 feet; thence S 26°58'00" E, a distance of 519.40 feet; thence S 63°02'00" W, a distance of 162.58 feet; thence N 70°49'27" W, a distance of 704.14 feet to a point on the West boundary of said Government Lot 3; thence N 0°03'00" W, along the West boundary of said Government Lot 3, a distance of 324.60 feet to the TRUE POINT OF BEGINNING.

PARCEL III:

Government Lots 1 and 2 and that portion of Government Lot 3 which lies North of the river, Section 27 in Township 5 North, Range 5 West of the Boise Meridian, in Canyon County, Idaho.

EXCEPTING THEREFROM highway right-of-way for U.S. Highway 95;

SUBJECT TO taxes and assessments for the year 2003 and all subsequent years, together with any and all existing easements, rights-of-way, reservations, restrictions and encumbrances of record, to any existing tenancies, to all zoning laws and ordinances, and to any state of facts an accurate survey or inspection of the premises would show.

This conveyance shall include any and all appurtenances, tenements, hereditaments, revisions, remainders, easements, rights-of-way and water rights in anywise appertaining to the property herein described, including but not limited to the following described access easement:

This parcel is situated in the SW1/4 SW1/4 and the SE1/4 SW1/4 of Section 23, Township 5 North, Range 5 West of the Boise Meridian, and in the NE1/4 NW1/4 of Section 26, Township 5 North, Range 5 West of the Boise Meridian, and is an Access Easement 25.00 feet wide, 12.50 feet each side of the center line, which center line is described as follows:

Commencing at the SW corner of said Section 23;

Thence North, along the West boundary of said Section 23, a distance of 12.50 feet;

Thence N 89° 54' 00" E, parallel with the South boundary of said Section 23, a distance of 1336.24 feet to a point 12.50 feet Easterly from the West boundary of the SE1/4 SW1/4 of said Section 23;

Thence S 0° 03' 00" E, parallel with the West boundary of the SE1/4 SW1/4 of said Section 23, and the West boundary of the NE1/4 NW1/4 of said Section 26, a distance of 472.67 feet to the end of said easement center line.

This parcel contains 0.42 acre.

The Grantor covenants to the Grantee that it is the owner in fee simple of said premises, that the premises are free from all encumbrances, excepting those as may be herein set forth, and excepting those of record, and that it will warrant and defend the same from all lawful claims.

The Grantor executes this instrument solely in its fiduciary capacity and covenants only that it is authorized to make this conveyance in such fiduciary capacity. The Grantor hereby disclaims any and all other warranties and covenants, whether express or implied. Any further recourse hereunder is to be only against the aforementioned trust.

THIS SECOND CORRECTION WARRANTY DEED CORRECTS THE LEGAL DESCRIPTION SET FORTH ON THE CORRECTION WARRANTY DEED RECORDED FEBRUARY 12, 2002, IN CANYON COUNTY, IDAHO, AS INSTRUMENT NO. 200206952. ALSO, TO THE EXTENT THE LEGAL DESCRIPTIONS CONTAINED IN INSTRUMENT NUMBERS 9212698, 9212699, 9846692, AND 9846690 WERE IN ERROR AND THE LEGAL DESCRIPTIONS IN THIS INSTRUMENT PERTAIN TO THE SAME PARCELS, THE LEGAL DESCRIPTIONS IN THIS INSTRUMENT SHALL CORRECT THE ERRONEOUS LEGAL DESCRIPTIONS CONTAINED IN THE PRIOR ABOVE-REFERENCED INSTRUMENTS.

IN WITNESS WHEREOF, the Grantor has executed this instrument on this 23rd day of June, 2003.

Tina Iest Declaration of Trust, U/T/A
dated March 29, 1990

By: Tina Iest
Tina Iest, Co-Trustee

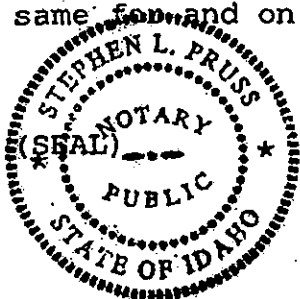
By: Helen Catherine Tidwell
Helen Catherine Tidwell, Co-Trustee

STATE OF IDAHO)

: ss.

County of Canyon)

On this 28th day of June, in the year 2003, before me, the undersigned, a Notary Public in and for said state, personally appeared Tina Iest as Co-Trustee of the Tina Iest Declaration of Trust, U/T/A dated March 29, 1990, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same for and on behalf of said trust.



Stephen L. Pruss
Notary Public for Idaho
Commission expires: 7-30-2006

STATE OF Idaho)

: ss.

County of Ada)

On this 10 day of July, in the year 2003, before me, the undersigned, a Notary Public in and for said state, personally appeared Helen Catherine Tidwell as Co-Trustee of the Tina Iest Declaration of Trust, U/T/A dated March 29, 1990, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same for and on behalf of said trust.

(SEAL)

TERESA D. LAUGHRIDGE
Notary Public
State of Idaho

Teresa D. Laughridge
Notary Public for Idaho
Commission expires: 12-10-2007

REQUEST Cheryl E. Dillig
TYPE ADA FEB 2/03

BY pmhane
CANYON CNTY RECORDER

2003 JUL 22 PM 3 51

RECORDED

200345104

4
INSTRUMENT NO. 200206962

CORRECTION WARRANTY DEED

TINA IEST AND HELEN CATHERINE TIDWELL, CO-TRUSTEES OF THE TINA IEST DECLARATION OF TRUST, U/T/A dated March 29, 1990, "Grantor," for good and valuable consideration, the receipt of which is hereby acknowledged, does hereby convey, grant, and warrant to the TINA IEST FAMILY LIMITED PARTNERSHIP, an Idaho limited partnership, "Grantee," whose current address is 2313 Terrace Drive, Caldwell, Idaho 83605, for the sum of ten dollars (\$10.00) and other good and valuable consideration, the following described real property located in Canyon County, Idaho, more particularly described as follows, to wit:

An undivided fifty percent (50%) interest in and to the following described real property, to wit:

Lots 7 and 8, Section 25; Lots 5, 6, 7, 8 and 9, and the S1/2 of the SW1/4, and all of the SE1/4, Section 26; and Lots 1, 2 and 3, Section 27 all in Township 5 North, Range 5 West of the Boise Meridian, in Canyon County, Idaho.

ALSO, a parcel situated in the N1/2 of Section 26, Township 5 North, Range 5 West of the Boise Meridian, more particularly described as follows: Commencing at the Northeast corner of the NW1/4 of the NW1/4 of said Section 26; thence S 0°03' E, along the East boundary of the NW1/4 of the NW1/4 of said Section 26, a distance at 1480.0 feet to the TRUE POINT OF BEGINNING, thence S 0°03' E, a distance of 416.16 feet; thence S 60°25' E, a distance of 927.91 feet; thence N 59°35' E, a distance of 1398.90 feet; thence N 79°48' E, a distance of 469.15 feet; thence N 88°05' W, a distance of 2476.80 feet to the TRUE POINT OF BEGINNING, containing 25.43 acres, more or less.

EXCEPTING from the above described real property, a portion of Lot 3 of Section 27, Township 5 North, Range 5 West of the Boise

Meridian, Canyon County, Idaho, which is more particularly described as follows, to wit: Beginning at a point 51 rods North of the Northwest corner of the SE1/4 of the NW1/4 of said Section 27, thence South 51 rods, thence East 80 rods; thence North 32 rods; thence in a NWrlly direction along the South bank of the Boise River, to the point of beginning.

ALSO EXCEPTING that portion of the above described property conveyed to the State of Idaho, which lies over and across Lot 1 of Section 27, aforesaid Township and Range, which is described in Instrument No. 495506, Records of Canyon County, Idaho.

ALSO EXCEPTING that certain easement granted to Canyon County, Idaho, by Instrument No. 493608, records of Canyon County, Idaho, and that certain easement granted to the State of Idaho by Instrument No. 495507, Records of Canyon County, Idaho.

SUBJECT TO taxes and assessments for the year 2002 and all subsequent years, together with any and all existing easements, rights-of-way, reservations, restrictions and encumbrances of record, to any existing tenancies, to all zoning laws and ordinances, and to any state of facts an accurate survey or inspection of the premises would show.

This conveyance shall include any and all appurtenances, tenements, hereditaments, revisions, remainders, easements, rights-of-way and water rights in anywise appertaining to the property herein described.

The Grantor covenants to the Grantee that it is the owner in fee simple of said premises, that the premises are free from all encumbrances, excepting those as may be herein set forth, and excepting those of record, and that it will warrant and defend the same from all lawful claims.

The Grantor executes this instrument solely in its fiduciary capacity and covenants only that it is authorized to make this conveyance in such fiduciary capacity. The Grantor hereby disclaims any and all other warranties and covenants, whether express or implied. Any further recourse hereunder is to be only against the aforementioned trust.

THIS CORRECTION WARRANTY DEED CORRECTS THE GRANTOR SET FORTH ON THE WARRANTY DEED RECORDED DECEMBER 16, 1998, IN CANYON COUNTY, IDAHO, AS INSTRUMENT NO. 9846692.

IN WITNESS WHEREOF, the Grantor has executed this instrument on this 7th day of February, 2002.

Tina Iest Declaration of Trust, U/T/A
dated March 29, 1990

By: Tina Iest
Tina Iest, Co-Trustee

By: Helen Catherine Tidwell
Helen Catherine Tidwell, Co-Trustee

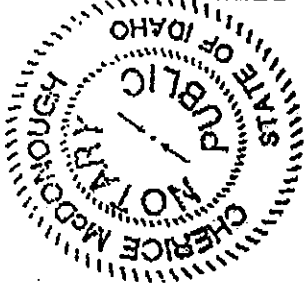
STATE OF IDAHO)

County of Canyon)

ss.

On this 7th day of February, in the year 2002, before me, Cherice McDougall, a Notary Public, personally appeared Tina Iest as Co-Trustee of the Tina Iest Declaration of Trust, U/T/A dated March 29, 1990, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same for and on behalf of said trust.

(SEAL)



Cherice McDougall
Notary Public for Idaho

Commission expires: 12/01/03

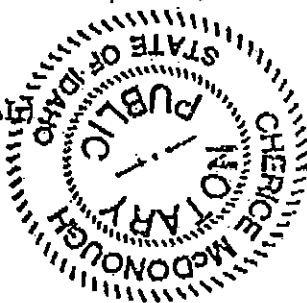
STATE OF IDAHO)

County of Canyon)

ss.

On this 7th day of February, in the year 2002, before me, Cherice McDougall, a Notary Public, personally appeared Helen Catherine Tidwell as Co-Trustee of the Tina Iest Declaration of Trust, U/T/A dated March 29, 1990, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same for and on behalf of said trust.

(SEAL)



Cherice McDougall
Notary Public for IDAHO

Commission expires: 12/01/03

CORRECTION WARRANTY DEED - 4

QUESTIONS: Deed Fee 17.00

CANYON CNTY RECORDER
BY G. Noel Hales

2002 FEB 12 PM 1 52

RECORDED

200206982

CERTIFICATE OF LIMITED PARTNERSHIP

(Instructions on back of application)

DEC 8 2 41 PM '98



87

1. The name of the limited partnership is: The Tina Iest Family Limited Partnership

2. The name and business address of the registered agent are:

Tina Iest, 6313 Terrace Drive, Caldwell, ID 83605

(not a P.O. Box)

3. The name and business address of each general partner are:

Name

Address

Tina Iest

6313 Terrace Drive, Caldwell, ID 83605

Helen Catherine Tidwell

5700 S. Linder Rd., Meridian, ID 83642

(If more space is needed, continue in item 5.)

4. Other matters (optional):

5. Signatures of all general partners:

Tina Iest

Helen Catherine Tidwell

IDAHO SECRETARY OF STATE

12/08/1998 09:00
CK: 2049 CT: 107848 BH: 168381

1 @ 100.00 = 100.00 LTD PTR DN # 2

L3922

CLP form 12/97 Revised 7/97

Summary No. 2208

EXHIBIT

E



AMENDMENT TO CERTIFICATE OR REGISTRATION OF LIMITED PARTNERSHIP

(instructions on back of application)

FILED EFFECTIVE

2007 JUL 24 AM 8:18

SECRETARY OF STATE
STATE OF IDAHO

1. The name of the limited partnership is:

The Tina Iest Family Limited Partnership

If the Limited Partnership has been administratively dissolved and the name is no longer available for use, #3a below must include an amendment of name.

2. The date of which its certificate or registration of limited partnership was filed with the Idaho

Secretary of State was December 8, 1998 and its domestic state is: Idaho

3. The certificate of limited partnership is amended as follows: (check appropriate box(es))

- ☒ a. The name of the limited partnership is amended to read:

The Tina Iest Family L.L.E.P.

- ☐ b. The name of each withdrawing general partner is:

- ☐ c. The name and business address of each new general partner is: (if more space is needed, continue in block g)

- ☐ d. The statement that this limited liability limited partnership is hereby deleted.

- ☒ e. This limited partnership [☒ is] [☐ is not] a limited liability limited partnership.

- ☐ f. The business of the limited partnership is continued following an event of withdrawal of a general partner.

- ☐ g. Other amendments (optional):

Units of ownership are subject to transfer restrictions as set forth in the limited liability limited partnership agreement.

Signature of all general partners:

Signature

Tina Iest

Typed Name

Tina Iest

Signature

Helen C. Tidwell

Typed Name

Helen C. Tidwell

Signature

Typed Name

Secretary of State use only

L3922

IDAHO SECRETARY OF STATE
07/24/2007 08:00
CK: 12987 CT: 44162 BH: 1067111
10 38.00 * 38.00 LP AMEND # 2

g:\comp\forms\11\amend lp.mxd
Revised 11/2006

Web Form

Exhibit No. 5208

EXHIBIT

F

APPLICATION FOR THE TRANSFER OF WATER RIGHT.

STATE OF IDAHO,)
) ss.
COUNTY OF ADA.)

H. L. Randall, E. L. Clark, W. H. Thompson, J. W. Brose,
Homer I. Clark, W. T. Booth, John Daly, each being first duly sworn,
and each for himself and not one for the other, depose and say:

That their names are H. L. Randall, E. L. Clark, W. H. Thompson, J. W. Brose, Homer I. Clark, W. T. Booth, John Daly; that they are of lawful age, citizens of the United States and of the State of Idaho, and that their post office address is Boise, Idaho; that they are the owners and using a certain water right of Thirty and 9/10ths (30.9 cu. ft.) cubic feet per second, being Fifteen Hundred (1545 in.) and Forty-five inches of water measured under 4-in. pressure of the waters of Boise River, county of Canyon, state of Idaho, decreed to the lands lying under the Pioneer Dixie Ditch Company's canal system, and to the lands owned and held by John R. and Julia Mammen, and to the lands lying under the American Ditch Association's canals, by decree of Judge George H. Stewart, Judge of the Seventh Judicial District of the state of Idaho, in and for the county of Canyon, in the case of the Farmor's Cooperative Ditch Company, Plaintiff, vs. The Riverside Irrigation District, et al, Defendants; said decree bearing date of January 18, 1906.

For the purpose of irrigating the following described lands, situated, lying and being in the county of Canyon and state of Idaho, to-wit: 468 in. of water measured under 4-in. pressure, decreed as above to John R. and Julia Mammen, appurtenant to and used upon Lots Seven (7) and Eight (8) Section Twenty-five (Sec. 25); the southeast quarter (SE $\frac{1}{4}$) and the south one-half (S $\frac{1}{2}$) of the southwest quarter (SW $\frac{1}{4}$) and Lots Five (5), Six (6), Seven (7), Eight (8), Nine (9), of Section

EXHIBIT

G

Twenty-six (Sec. 26), Lots One (1), Two (2), Three (3) of Section Twenty-seven (Sec. 27), all in Township Five North (Twp. 5 N), Range Five West (R 5 W), B.M.

1,017 inches of water measured under four inch pressure, decreed as above to the lands under the Pioneer Dixie Ditch Company canals, and appurtenant and used upon the following described lands as follows:

100 inches of water measured under four inch pressure upon the east one-half ($E\frac{1}{2}$) of the Northeast quarter ($NE\frac{1}{4}$) of Section Twenty-three (23) and the East One-half ($E\frac{1}{2}$) of the southeast quarter ($SE\frac{1}{4}$) of Section 14, Township 4 North, Range 4 W., B.M.:

374 $1\frac{1}{2}$ inches of water measured under four inch pressure upon the East One-half ($E\frac{1}{2}$) of the Northeast quarter ($NE\frac{1}{4}$) of Section 14, and the Northwest Quarter ($NW\frac{1}{4}$) of the Northeast Quarter ($NE\frac{1}{4}$) of Section 14, and the southeast Quarter ($SE\frac{1}{4}$) of the Northwest Quarter ($NW\frac{1}{4}$) of Section 14, and the North One-half ($N\frac{1}{2}$) of the Southwest quarter ($SW\frac{1}{4}$) of Section 14, and the Northwest Quarter ($NW\frac{1}{4}$) of the Southeast Quarter ($SE\frac{1}{4}$) of Section 14; also Lots Ten (10) in Section Twelve (12) and the East One-half ($E\frac{1}{2}$) of the Northeast Quarter ($NE\frac{1}{4}$) of Section 13, all in Township 4 N. Range 4 W., B. M.;

200 inches measured under 4-in. pressure upon Lots Seven (7) and Eight (8) of Section 13, in Township 4 North, Range 3 W., B. M., and the Southeast Quarter ($SE\frac{1}{4}$) of Section 13, Township 4 North, Range 4 W., B.M., excepting the lands described in that one certain deed recorded in Book 50 of Deeds at Page 362 of the records of Canyon County, said portion excepted being a strip of land 104 feet in width off the south side of the southwest quarter ($SW\frac{1}{4}$) of the southwest quarter ($SW\frac{1}{4}$) of Section 13, Township 4 north, Range 3 W., and a strip of land 104 feet in width off the south side of the southeast quarter ($SE\frac{1}{4}$) of Section 13, Township 4 N., Range 4 W., B.M., more particularly described as follows to-wit: Beginning at the southeast corner of the southwest

quarter ($SW\frac{1}{4}$) of the southwest quarter ($SW\frac{1}{4}$) of Section 18, Township 4 North, Range 3 W., B. M.; running thence 104 feet north; thence west to the center line of Section 13, Township 4 North, Range 4 W., B.M.; thence south 104 feet to the south line of section 13; thence east to the point of beginning, being a strip of land deeded to the Riverside Irrigation District;

100 inches measured under 4-in. pressure upon the fractional southwest quarter ($SW\frac{1}{4}$) of Section 17, Township 4 N., Range 3 W., B.M. containing 155.65 acres;

120 inches of water measured under 4-in. pressure upon the southwest quarter ($SW\frac{1}{4}$) of the Northwest Quarter ($NW\frac{1}{4}$) and the west One-half ($W\frac{1}{2}$) of the southwest quarter ($SW\frac{1}{4}$) of Section 13, Township 4 N., of Range 4 W., B.M.;

65 inches of water measured under 4-in. pressure upon all of the northeast quarter ($NE\frac{1}{4}$) of the southwest quarter ($SW\frac{1}{4}$) of Section 18, Township 4 North, Range 3 W., B.M., excepting therefrom 8 acres as follows: Beginning at the northwest corner of said northeast quarter ($NE\frac{1}{4}$) of the southwest quarter ($SW\frac{1}{4}$) and running thence south 59 30' east 552 feet to a stone; thence south 80 45' east 838 feet; thence north 400 feet to a palm tree on the south bank of a slough; thence easterly along the slough to the east line of the said northeast quarter ($NE\frac{1}{4}$) of the southwest quarter ($SW\frac{1}{4}$); thence north to the northeast corner of said northeast quarter ($NE\frac{1}{4}$) of the Southwest Quarter ($SW\frac{1}{4}$); thence west a quarter of a mile to the place of beginning; and upon

57 $\frac{1}{2}$ inches measured under 4-in. pressure upon the following tract: $W\frac{1}{2}$ of the $NW\frac{1}{4}$ of Sec. 20, Twp. 4 N. R. 3 W., B.M., save and except the following piece and portion of land which has been heretofore conveyed by the first parties herein; -- Commencing at a point 25 ft. W. of the SE corner of the $SW\frac{1}{4}$ of the $NW\frac{1}{4}$ of Sec. 20, Twp. 3 N. R. 4 W. thence due N to the center line of the canal of the Riverside Irrigation District; thence Wrlly along the center line of said canal to the W.

boundary line of said SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Sec. 20; thence S on said W boundary line of said SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Sec. 20; to the SW corner of the said SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Sec. 20; thence E at right angles on the Southern boundary line of said SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Sec. 20, to the place of beginning; and upon other lands as follows: The southwest quarter of the southwest quarter of Section Eleven, Township Four N., Range Four West, B.M.

50 inches of water measured under 4-in. pressure decreed as above to the lands under the American Ditch Association's canals as follows:

50 inches of water under 4-in. pressure upon Lot Two (2), or the northwest Quarter (NW $\frac{1}{4}$) of the Northeast Quarter (NE $\frac{1}{4}$) of Section Six (Sec. 6) Township Four North of Range Four West B.M. (Lot, Sec. 6 T. 4 N. R. 4 W. B.M.);

10 inches of water measured under 4-in. pressure upon lands as follows: All that portion of Lots Six and Seven of Section Six, Twp. Four N., Range Four W., B.M. lying north and east of the Riverside Canal, said last above 10 and 50 inches being represented by certificate of stock in American Ditch Association Company's canals.

And that we are the persons who have become the owners of the above mentioned and described water rights by conveyances and deeds as per abstracts of title of said water right hereto attached and made a part of this statement.

That said waters are now diverted from said stream as follows:

90 inches of the Hammen water from the south side of the Boise River in Section Twenty-five (Sec. 25), Twp. 5 North, Range 5 W., B.M. and 210 inches of the John R. Hammen water is diverted from the Boise River at a point at the northwest corner of Section Thirty-six (Sec. 36), Twp. 5 North, Range 5 W., B.M., and 123 inches of the Julia Hammen water as decreed above is diverted from the Boise River at a point in the northwest corner of Section Thirty-six (Sec. 36) Twp. 5 North, Range 5 W., B.M.;

That the 1,017 inches of the Pioneer Ditch Company's water is diverted from a point on the south side of the Boise River near the center of the northeast quarter (NE $\frac{1}{4}$) of the Northwest Quarter (NW $\frac{1}{4}$) of Section 20, Twp. 4 North, Range 3 W., B.M.;

That the 60 inches under the American Ditch Association canal is diverted from the south bank of the Boise River at or near the southeast corner of the southwest quarter (SW $\frac{1}{4}$) of Section 16, Twp. 4 N. Range 3 W., B.M.

And that the Hammen water as above described is conducted to and upon the above described lands by private ditches; that the waters under the Pioneer Dixie Ditch Company's canals as described above are conducted upon the above described lands through the canals of the Pioneer Dixie Ditch Company; and that the waters mentioned above as diverted by the American Ditch Association are conveyed upon the above described lands by the canals of the American Ditch Association; that affiants and petitioners desire to abandon the use of said fifteen hundred and forty-five inches of water upon the above described land and to convey and use same upon the following tract, situate, lying and being in the county of Ada, State of Idaho, to-wit: the lands under the proposed Hillcrest Irrigation District; Namely, All of the Southwest quarter of Section Twenty-six, south of the Government Canal; the south half of the southeast quarter and the east half of the northwest quarter of the southeast quarter of Section Twenty-six; the west half of Section Thirty-four; the southeast quarter of Section Thirty-four, and the south half of the northeast quarter and the northwest quarter of the northeast Quarter of Section Thirty-four; the north half of Section Thirty-three, and the north half of the southeast quarter of Section Thirty-three; all of Section Twenty-seven south of the Government Canal; the south half of Section Twenty-eight and the south half of the northeast quarter of Section Twenty-eight; the northwest quarter of Section Twenty-eight; the east half of the southwest quarter and the southwest quarter of the southwest quarter of Section

Twenty-nine; the southeast quarter of Section Twenty-nine, and the south half of the northeast quarter of Section Twenty-nine; and all that portion of the northwest quarter of the northeast quarter of Section Twenty-nine south of the Government Canal; and all that portion of the east half of Section Thirty east of the Government Canal; the Northeast quarter of Section Thirty-two, and the north half of the southeast quarter of Section Thirty-two; the south half of the northwest quarter of Section Thirty-two and all of that portion of the north half of the northwest quarter of Section Thirty-two lying east and south of the Government Canal; all of the southeast quarter of the northeast quarter of Section Thirty-one; all in Township Three N., Range Two E., B.M., Ada County, Idaho.

That the new point of diversion will be the diversion point on the Boise River where the waters are diverted by the Government Canal, said point of diversion being located in the northwest corner of the southwest quarter of Section Three, Township Two North, Range Three East, B.M., Ada County, Idaho. A map showing the canal system of the proposed Hillcrest Irrigation District is filed herewith and made a part of this application.

That their reasons for desiring to make such a transfer are as follows:

That they are the principal owners of the lands within the above mentioned proposed irrigation district, and that these lands are arid in character, and because of their location are extremely valuable after being watered; that arrangements have been fully completed whereby water can be conveyed through the New York Canal to a point from which the water may be pumped to the lands under said proposed Hillcrest Irrigation District; that the lands from which these waters are taken are of little value and the water alone is of more value for use on the lands to which it will be transferred than land and water in their present location; that they intend to divert and convey said fifteen hundred

and forty-five inches of water to the tract of land last above described in the following manner, to-wit: By diverting the same from the Boise River through the Government Canal to a point bordering upon said proposed Hillcrest Irrigation District hereto attached, and from which point a pumping station will be maintained.

That no one will be injured by such transfer.

WHEREFORE, Affiants and petitioners pray that the state engineer of the state of Idaho issue to them the proper certificate authorizing such transfer, and give proper notice of the same to the water commissioner of this division, in accordance with the provisions of Section 11 of House Bill No. 146 of the laws of the Seventh Session of the Legislature of the state of Idaho.

H. L. Randall

W. T. Booth

E. L. Clark

John D. Daly

W. H. Thompson

R. S. Shaw

J. W. Brose

Homer I. Clark

Subscribed and sworn to before me this 7th day of Sept.

A. D. 1912.

E. H. Hulser.

(SEAL)

Notary Public.

State of Idaho
OFFICE OF
Water Commissioner Third District
JOHN W. CAGE, COMMISSIONER

BOISE, IDAHO. November 16, 1912.

Mr. A. E. Robinson,
State Engineer,
Boise, Idaho.

Dear Sir:

IN THE MATTER OF THE APPLICATION

of

H. L. Randall, E. L. Clark, W. H. Thompson, J. W. Brose, Homer
I Clark, W. T. Booth, and John Daly, of Boise, Idaho, to transfer
1545 inches of water from land below Caldwell to land above
Boise.

After careful consideration of the evidence and the conditions which exist, I feel in justice to all parties that I should make the following recommendations:

With reference to the 468 inches of water proposed to be transferred from Section 25, Section 26 and Section 27, 5 N., and 5 West, will say that the Government Report shows a return flow of water to the River above these lands near Notus to the amount approximating 50 second feet; as these lands are below this point, the evidence shows that the return flow of water is more than is necessary to take care of rights below that point. For these reasons we eliminate the said 468 inches of water.

With reference to the 1077 inches of water proposed to be transferred from the Pioneer, Dixie and American canals, I think probably this amount of water might be transferred without injury to the users along the river if it would be possible to make this transfer and deduct 20% of said water at the new point.

*Cannot
be returned*

State of Idaho
OFFICE OF
Water Commissioner Third District
JOHN W. CAGE, COMMISSIONER

2.

BOISE, IDAHO.

1077
8616
of diversion. In other words, I mean that the transfer from the place of the present point of diversion should be the full amount, 1077 inches, and should be delivered at the new point of diversion 20% less, allowing the said 20% to flow in the Boise River to make up for the loss by evaporation on account of the diminished flow occasioned by the diversion of this water from thirty miles above the original point of diversion. I do not know whether such an arrangement could be made or not, but the transfer of these water rights should necessarily all be made subject to the duty of water hereafter to be fixed by the courts. It is understood that the 1077 inches of water in question, as it now stands, is supposed to be a decree allowed by Judge George H. Stewart and the duty of water fixed by him as one inch per acre.

However, in making these recommendations, I wish to call your attention to the fact that if the transfer of this amount of water from below the Canyon at Caldwell is made, in my opinion, it will be impossible to make any further transfers of waters whose point of diversion is below the canyon to any point above the Farmers Co-Operative Ditch Company's ditch which is located just below the canyon where the wagon bridge crosses the river.

Under the above conditions, I hereby recommend that the 1077 inches, as aforesaid, be transferred to the point of diversion mentioned in the application.

Very respectfully submitted,

John W. Cage
WATER COMMISSIONER,
Division No. 3.

63-0136 - ~~210~~ NW 90" 6-1-1869
 63-0174 210" 6-1-1878
 63-0175 168" 6-1-1878
 63-0201 60" 10-1-1887
 63-0233 17" 6-1-1869
 63-0137

STATE OF IDAHO.

OFFICE OF STATE ENGINEER.

CERTIFICATE NO. 111. AUTHORIZING TRANSFER OF WATER RIGHT.

Permission is hereby granted H. L. Randall, E. L. Clark, W. H. Thompson, J. W. Brose, Homer I. Clark, W. T. Booth and John Daly of Boise, County of Ada, State of Idaho, to transfer the use of the following described waters of Boise river.

Cashman First, 100 inches of water measured under a four inch pressure, heretofore appurtenant and used upon the following described lands; East one-half of the Northeast quarter (E $\frac{1}{2}$ NE $\frac{1}{4}$) of Section Twenty-three (23) and the East one-half of the Southeast quarter (E $\frac{1}{2}$ SE $\frac{1}{4}$) of Section Fourteen (14), Township Four (4) North, Range Four (4) West Boise Meridian.

E. Mordland Second, 374 $\frac{1}{2}$ inches of water measured under a four inch pressure, heretofore appurtenant and used upon the following described lands: East one-half of the Northeast quarter (E $\frac{1}{2}$ NE $\frac{1}{4}$) of Section Fourteen (14), the Northwest quarter of the Northeast quarter (NW $\frac{1}{4}$ NE $\frac{1}{4}$) of Section Fourteen (14), the Southeast quarter of the Northwest quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section Fourteen (14), the North one-half of the Southwest quarter (N $\frac{1}{2}$ SW $\frac{1}{4}$) of Section fourteen (14), the Northwest quarter of the Southeast quarter (NW $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Fourteen (14), also Lots Ten (10) in Section Twelve (12) and the East one-half of the Northeast quarter (E $\frac{1}{2}$ NE $\frac{1}{4}$) of Section 13, all in Township four (4) North, Range four (4) West Boise Meridian.

S.W. Vail Third, 200 inches of water measured under a four inch pressure, heretofore appurtenant and used upon the following described lands: Lots Seven (7) and Eight (8) of Section Eighteen (18) in Township Four (4) North, Range Three (3) West Boise Meridian, and the Southeast quarter (SE $\frac{1}{4}$) of Section Thirteen (13), Township Four (4) North, Range 4 West, Boise Meridian., excepting the lands described in that one certain deed recorded in Book 50 of Deeds at Page 362 of the records of Canyon County, said portion excepted being a strip of land 104 feet in width off the south side of the Southwest quarter of the southwest quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section Eighteen (18), Township Four (4) North, Range Three (3) West, Boise Meridian and a strip of land 104 feet in width off the south side of the Southeast quarter (SE $\frac{1}{4}$) of Section Thirteen (13), Township Four (4) North, Range Four (4) West Boise Meridian, more particularly described as follows to-wit: Beginning at the Southeast corner of the Southwest quarter of the Southwest quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section Eighteen (18), Township Four (4) North, Range Three (3) West, Boise Meridian, running thence 104 feet north, thence west to the center line of Section Thirteen (13), Township Four (4) North, Range Four (4) West, Boise Meridian, thence south 104 feet to the south line of Section Thirteen (13), thence east to the point of beginning, being a strip of land deeded to the Riverside Irrigation District.

Kearney Fourth, 100 inches of water measured under a four inch pressure, heretofore appurtenant and used upon the following described lands: Fractional Southwest quarter (SW $\frac{1}{4}$) of Section Seventeen (17), Township Four (4) North, Range Three (3) West, Boise Meridian.

S.W. Vail Fifth, 120 inches of water measured under a four inch pressure, heretofore appurtenant and used upon the following described lands: Southwest quarter of the Northwest quarter (SW $\frac{1}{4}$ NW $\frac{1}{4}$)

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and the West one-half of the Southwest quarter ($\text{NW}\frac{1}{2}\text{SW}\frac{1}{2}$) of Section Thirteen (13), Township Four (4) North of Range Four (4) West, Boise Meridian.

W.C. Oatman
Sixth, 65 inches of water measured under a four inch pressure, heretofore appurtenant and used upon the following described lands: Northeast quarter of the Southwest quarter ($\text{NE}\frac{1}{2}\text{SW}\frac{1}{2}$) of Section Eighteen (18), Township Four (4) North, Range Three (3) West Boise Meridian, excepting therefrom 8 acres as follows: Beginning at the Northwest corner of said northeast quarter of the southwest quarter ($\text{NE}\frac{1}{2}\text{SW}\frac{1}{2}$), and running thence south $59^{\circ}30'$ East 552 feet to a stone; thence south $80^{\circ}45'$ East 838 feet; thence north 400 feet to a balm tree on the south bank of a slough, thence easterly along the slough to the east line of the said Northeast quarter of the Southwest quarter ($\text{NE}\frac{1}{2}\text{SW}\frac{1}{2}$), thence north to the NE corner of said $\text{NE}\frac{1}{2}$ of the Southwest quarter ($\text{NE}\frac{1}{2}\text{SW}\frac{1}{2}$), thence west a quarter of a mile to the place of beginning.

Bank
Seventh, $57\frac{1}{2}$ inches of water measured under a four inch pressure, heretofore appurtenant and used upon the following described lands: West one-half of the Northwest quarter ($\text{W}\frac{1}{2}\text{NW}\frac{1}{2}$) of Section Twenty (20), Township Four (4) North, Range Three (3) West Boise Meridian, save and except the following piece and portion of land which has been heretofore conveyed by the first parties herein: Commencing at a point 25 feet West of the Southeast corner of the Southwest quarter of the Northwest quarter ($\text{SW}\frac{1}{2}\text{NW}\frac{1}{2}$) of Section Twenty (20) Township Four (4) North, Range Three (3) West, thence due north to the center line of the canal of the Riverside Irrigation District, thence westerly along the center line of said canal to the West boundary line of said Southwest quarter of the Northwest quarter ($\text{SW}\frac{1}{2}\text{NW}\frac{1}{2}$) of said Section Twenty (20), thence South on said West boundary line of said Southwest quarter of the Northwest ($\text{SW}\frac{1}{2}\text{NW}\frac{1}{2}$) of said Section Twenty (20), to the Southwest corner of the said Southwest quarter of the Northwest quarter of said Section Twenty (20), thence East at right angles on the Southern boundary line of said Southwest quarter of the Northwest quarter ($\text{SW}\frac{1}{2}\text{NW}\frac{1}{2}$) of Section Twenty (20), to the place of beginning, and upon other lands as follows: The Southwest quarter of the Southwest quarter ($\text{SW}\frac{1}{2}\text{SW}\frac{1}{2}$) of Section Eleven (11), Township Four (4) North, Range Four (4) West, Boise Meridian.

Stallion
Eighth, 50 inches of water measured under a four inch pressure, heretofore appurtenant and used upon the following described lands: Lot Two (2), or the Northwest quarter of the Northeast quarter ($\text{NW}\frac{1}{2}\text{NE}\frac{1}{2}$) of Section Six (6), Township Four (4) North, of Range Four (4) West Boise Meridian.

Bruffington
Ninth, 10 inches of water measured under a four inch pressure, heretofore appurtenant and used upon the following described lands: All that portion of Lots Six (6) and Seven (7) of Section Six (6), Township Four (4) North, Range Four (4) West Boise Meridian, lying north and east of the Riverside Canal.

THAT, 1017 inches of the above described waters have heretofore been diverted through the Pioneer Dixie Ditch Company's canal, point of diversion being located on the South side of the Boise river near the center of the Northeast quarter of the Northwest quarter ($\text{NE}\frac{1}{2}\text{NW}\frac{1}{2}$) of Section Twenty (20), Township Four (4) North, Range Three (3) West, Boise Meridian.

THAT, 60 inches of the above described waters have been heretofore diverted through the American Ditch Association's canal, point of diversion being located on the South bank of the Boise river at or near the Southeast corner of the Southwest quarter ($\text{SW}\frac{1}{2}$) of Section Sixteen (16), Township Four (4) North, Range Three (3) West, Boise Meridian.

THAT, Permission is hereby granted to the above named parties to divert, hereafter, the above described waters from Boise river at a point located in the Northwest corner of the Southwest quarter (SW $\frac{1}{4}$) of Section Three (3), Township Two (2) North, Range Three (3) East, Boise Meridian, to be hereafter used upon the following described lands under the proposed Hillcrest Irrigation District, to-wit: All of the Southwest quarter (SW $\frac{1}{4}$) of Section Twenty-six (26), south of the Government Canal; The South half of the southeast quarter (S $\frac{1}{2}$ SE $\frac{1}{4}$), the East half of the Northwest quarter of the Southeast quarter (E $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Twenty-six (26), The West half (W $\frac{1}{2}$) of Section Thirty-four (34), the Southeast quarter of Section Thirty-four (34), and the South half of the Northeast quarter (S $\frac{1}{2}$ NE $\frac{1}{4}$) and the Northwest quarter of the Northeast quarter (NW $\frac{1}{4}$ NE $\frac{1}{4}$) of Section Thirty-four (34), the North half (N $\frac{1}{2}$) of Section Thirty-three (33), and the North half of the Southeast quarter (N $\frac{1}{2}$ SE $\frac{1}{4}$) of Section Thirty-three (33), all of Section Twenty-seven (27) south of the Government Canal; the South half (S $\frac{1}{2}$) of Section Twenty-eight (28) and the South half of the northeast quarter (S $\frac{1}{2}$ NE $\frac{1}{4}$) of Section Twenty-eight (28), the Northwest quarter (NW $\frac{1}{4}$) of Section Twenty-eight (28), the East half of the southwest quarter (E $\frac{1}{2}$ SW $\frac{1}{4}$) and the Southwest quarter of the Southwest quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section Twenty-nine (29), the Southeast quarter (SE $\frac{1}{4}$) of Section Twenty-nine (29), and the South half of the NE quarter of Section Twenty-nine (29), and all that portion of the Northwest quarter of the Northeast quarter (NW $\frac{1}{4}$ NE $\frac{1}{4}$) of Section Twenty-nine (29) south of the Government Canal; and all that portion of the East half (E $\frac{1}{2}$) of Section Thirty (30), east of the Government Canal; the Northeast quarter (NE $\frac{1}{4}$) of Section Thirty-two (32), and North half of the Southeast quarter (N $\frac{1}{2}$ SE $\frac{1}{4}$) of Section Thirty-two (32), the South half of the Northwest quarter (S $\frac{1}{2}$ NW $\frac{1}{4}$) of Section Thirty-two (32), and all of that portion of the North half of the Northwest (N $\frac{1}{2}$ NW $\frac{1}{4}$) of Section Thirty-two (32) lying east and south of the Government Canal; all of the Southeast quarter of the Northeast quarter (SE $\frac{1}{4}$ NE $\frac{1}{4}$) of Section Thirty-one (31), all in Township Three (3) North, Range Two (2) East, Boise Meridian.

The waters hereinbefore described were adjudicated by decree dated January 18, 1906, of George H. Stewart, Judge, of the Seventh Judicial District of the State of Idaho in and for the County of Canyon in the case of the Farmers Cooperative Ditch Company, Plaintiff, vs. the Riverside Irrigation District, et al, Defendants, title to the use of which waters has heretofore been duly vested in the above named parties by proper deeds and conveyances.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, this twenty-fifth day of November, 1912.

A. E. Robinson.

(SEAL)

State Engineer.

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