

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 43-10020
Date Received: 4/5/89
Receipt No: S006787
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

HUNSAKER FAMILY PARTNERSHIP
561 TERRACE DR
BURLEY ID 83318

Phone: (208) 654-2640

2. Date of Priority: 01/01/1950

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
11S	28E	31	SE SE	CASSIA

5. Description of diverting works:

WELL & PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.04	
DOMESTIC	1/01	12/31	0.04	

7. Total Quantity Appropriated is:
0.08 C.F.S.

8. Total consumptive use:
43-10020

01/25/2001

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
11S	28E	31	SE SE	SE SE	IRRIGATION DOMESTIC	1.5
					Section Acres	1.5
					Total Acres	1.5

11. Place of use in counties: CASSIA

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

1/25/01 tf; ownership changed Stoker to Hunsaker Family Partnership per 1409(6) and warranty deeds received 1/24/01.

15. Basis of Claim: Beneficial Use

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

RECEIVED

JAN 24 2001

Department of Water Resources
Suzanne Beggs

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
A43-10019					
A43-10020					

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Deloss C. & Delores B. Staker
4. New Owner/Claimant(s) Rt 3 Box 3279 Burley 83318
 Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
- New Mailing Address 561 Terrace Drive
- City, State and ZIP Code Burley Id 83318
- New Telephone Number 208 654-2640 cell 207-431-1238
5. Date you acquired the property _____

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable)

Hunsaker Family Partnerships by
John Hunsaker General Partner

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish. IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only			
Received by <u>[Signature]</u>	Date <u>1-24-01</u>	Fee <u>\$</u>	
Received by <u>[Signature]</u>	Date _____	Receipt No. _____	
Processed by _____ AJ	Date _____	WR _____	Date _____

Department of Water Resources
Att. Jeanie Robertson

With this change of water right ownership these are the water rights numbers.

A43-02317 C
A43-02317 B
A43-02423 C
A43-02423 B
A43-02467 C
A43-02467 B
A43-02510 C
A43-02510 B
A43-04002 C
A43-04002 B

Points of diversion

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
11 S	27 E	36	SE SE		Cassia
11 S	27 E	35	SE SE		Cassia
11 S	28 E	31	SW NW	02	Cassia

Hunsaker Family Partnership

Jack Hunsaker

271921

WARRANTY DEED

#33216

For Value Received

BRENT J. STOKER and MARLA STOKER, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

HUNSAKER FAMILY PARTNERSHIP, a general partnership consisting of Reginald Hunsaker, Jack M. Hunsaker, Bonita Hunsaker, Robert W. Hunsaker and Shirley Hunsaker

**Address: 561 East Terrace Drive
Burley, Idaho 83318**

Hereinafter called the Grantee, the following described premises situated in Cassia County, Idaho, to-wit:

**TOWNSHIP 11 SOUTH, RANGE 28 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO**

Section 32: W $\frac{1}{2}$

No water rights are being transferred with this conveyance.

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

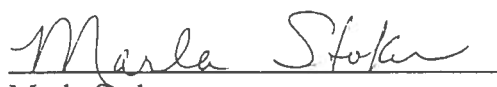
Taxes for 2000 and subsequent years.

Exception contained in Warranty Deed from Adelle Toevs Brim, a married woman, as her sole and separate property, to Deloss C. Stoker and Delores B. Stoker, husband and wife, dated February 1, 1974 and recorded March 17, 1978 as Instrument No. 105877 on Film No. 115, records of Cassia County, Idaho. Easements as contained in Warranty Deed from Deloss C. Stoker also known as Deloss Stoker and Delores B. Stoker also known as Delores Stoker, husband and wife, to Brent J. Stoker and Marla S. Stoker, husband and wife, dated December 26, 1991 and recorded May 15, 1992 as Instrument No. 219021 on Film No. 234, records of Cassia County, Idaho.

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

Dated: October 30, 2000


Brent J. Stoker


Marla Stoker

RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW

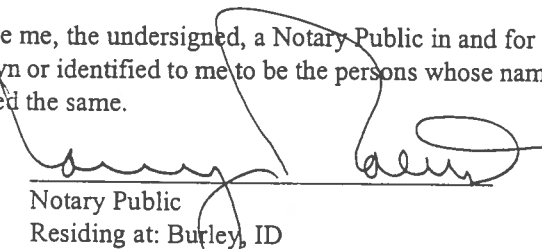
OCT 31 AM 11 04

CASSIA COUNTY, IDAHO
DARRELL H. ROSKELLEY
RECORDER
FEE \$600.00 DEPUTY 

271921

STATE OF IDAHO)
) ss.
COUNTY OF Cassia)

On this 30th day of October, 2000, before me, the undersigned, a Notary Public in and for said State, personally appeared BRENT J. STOKER and MARLA STOKER, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.



Notary Public
Residing at: Burley, ID
My Commission expires: 6-30-03

Larry Roberts
Notary Public
State of Idaho

271920

WARRANTY DEED

#33216

For Value Received

LAVEL D. STOKER and WENDY STOKER, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

HUNSAKER FAMILY PARTNERSHIP, a general partnership consisting of Reginald Hunsaker, Jack M. Hunsaker, Bonita Hunsaker, Robert W. Hunsaker and Shirley Hunsaker

**Address: 561 East Terrace Drive
Burley, Idaho 83318**

Hereinafter called the Grantee, the following described premises situated in Cassia County, Idaho, to-wit:

**TOWNSHIP 11 SOUTH, RANGE 28 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO**

Section 31: N½ and SE¼, EXCEPT the following described parcel:

Beginning at the Northwest corner of said Section 31, said corner marked by a U.S. General Land Office Pipe with brass cap; Thence South 0°06'00" West along section line for 1919.63 feet to the Point of Beginning;
Thence South 89°54'00" East for 108.07 feet to a point;
Thence South 0°06'00" West for 100.00 feet to a point;
Thence North 89°54'00" West for 108.07 feet to a point on section line;
Thence North 0°06'00" East along section line for 100.00 feet to the Point of Beginning.

No water rights are being transferred with this conveyance.

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 2000 and subsequent years.

Exception contained in Warranty Deed from Adelle Toevs Brim, a married woman, as her sole and separate property, to Deloss C. Stoker and Delores B. Stoker, husband and wife, dated February 1, 1974 and recorded March 17, 1978 as Instrument No. 105877 on Film No. 115, records of Cassia County, Idaho.

Agreement For Electric Service between Raft River Rural Electric Cooperative, Inc., the Seller, and Golden View Deloss Stoker, as Consumer, dated April 29, 1986 and recorded June 13, 1986 as Instrument No. 179081 on Film No. 181, records of Cassia County, Idaho.

Easements as contained in Warranty Deed from Deloss C. Stoker, also known as Deloss Stoker and Delores B. Stoker, also known as Delores Stoker, husband and wife, to Lavel D. Stoker and Wendy Stoker, husband and wife, dated December 26, 1991 and recorded May 15, 1992 as Instrument No. 219017 on Film No. 234, records of Cassia County, Idaho.

Agreement For Electric Service executed by Jack Hunsaker to Raft River Rural Electric Cooperative, Inc., an Idaho rural electric Cooperative of Malta, dated April 10, 1992 and recorded March 26, 1993 as Instrument 223741 on Film No. 242, records of Cassia County, Idaho.

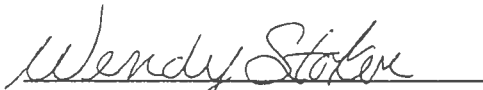
Agreement For Electric Service executed by Jack Hunsaker to Raft River Rural Electric Cooperative, Inc., an Idaho rural electric Cooperative of Malta, dated April 10, 1992 and recorded March 26, 1993 as Instrument 223742 on Film No. 242, records of Cassia County, Idaho.

Agreement For Electric Service executed by Jack Hunsaker to Raft River Rural Electric Cooperative, Inc., an Idaho rural electric Cooperative of Malta, dated February 28, 1995 and recorded March 17, 1995 as Instrument 235664 on Film No. 264, records of Cassia County, Idaho.

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

Dated: October 30, 2000

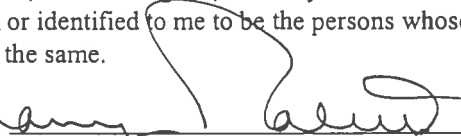

Lavel D. Stoker


Wendy Stoker

STATE OF IDAHO)
) ss.
COUNTY OF Cassia)

On this 30th day of October, 2000, before me, the undersigned, a Notary Public in and for said State, personally appeared LAVEL D. STOKER and WENDY STOKER, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Larry Roberts
Notary Public
State of Idaho


Notary Public
Residing at: Burley, ID
My Commission expires: 6-30-03

RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW
OCT 31 AM 11 03

271920
CASSIA COUNTY, IDAHO
BARRETT M. ROSKELLEY
RECORDER
FEE \$200.00 DEPUTY 

219017

WARRANTY DEED

THIS INDENTURE is made this 26th day of December, 1991, between DELOSS C. STOKER, also known as DELOSS STOKER, and DELORES B. STOKER, also known as DELORES STOKER, ("Grantors"), and LAVEL D. STOKER and WENDY STOKER, husband and wife, whose address is Route #3 Box 3294, Burley, Idaho 83318, ("Grantees").

W I T N E S S E T H:

That the Grantors for and in consideration of the sum of Ten Dollars (\$10.00), lawful money of the United States of America, and other good and valuable consideration, to the Grantors in hand paid by the Grantees, the receipt whereof is hereby acknowledged, has granted, bargained, and sold and by these presents does grant, bargain and sell, convey and confirm unto the Grantees, and to the heirs and assigns of Grantees forever, all of the following described real estate situated in the County of Cassia, State of Idaho, to-wit:

SEE EXHIBIT A ATTACHED HERETO.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to said property as well in law as in equity of the Grantors.

PARSONS, SMITH, STONE & FLETCHER
LAWYERS
BURLEY, IDAHO

1
2
3 TO HAVE AND TO HOLD, all and singular the above-mentioned
4 and described premises, together with appurtenances unto the
5 Grantees and to the heirs and assigns of Grantees forever.

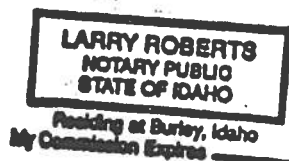
6 The Grantors shall and will warrant and by these presents
7 will forever defend the said premises in the quiet and peaceable
8 possession of the Grantees, and the heirs and assigns of Grantees
9 against all and every person and persons whomsoever lawfully
10 claiming the same, except as aforesaid.

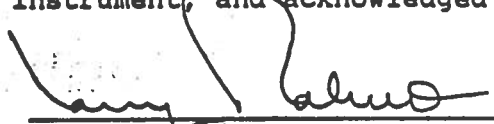
11
12 
13 Deloss C. Stoker

14 
15 Delores B. Stoker

16 STATE OF IDAHO)
17 County of Cassia) ss

18 On this 14th day of May, in the year 1992, before me,
19 the undersigned, a Notary Public in and for said State,
20 personally appeared DELOSS C. STOKER and DELORES B. STOKER,
21 known or identified to me to be the persons whose names are
22 subscribed to the within instrument, and acknowledged to me that
23 they executed the same.




Notary Public for Idaho
Residing at Burley
My commission expires on 6.30.97.

PARCEL NO. 1:

TOWNSHIP 11 SOUTH, RANGE 24 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 16: That portion of the E $\frac{1}{2}$ SE $\frac{1}{4}$ and the SE $\frac{1}{4}$ NE $\frac{1}{4}$ lying East of the centerline of the Third Lift or Government "J" Canal, SAVE AND EXCEPT that parcel of land located in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, described as follows:

Beginning at a point that is South 0°49' East
1533.98 feet from the Northeast corner of said
Section 16;

Thence South 0°49' East 575.58 feet;

Thence South 89°11' West 388.23 feet to the cen-
terline of the High Line Canal;

Thence North 33°11' East 694.26 feet along the cen-
terline of said High Line Canal to the Point of
Beginning.

SUBJECT TO a Well Easement located in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section
16, more particularly described as follows:

Beginning at the Southeast corner of said Section 16, said corner
marked by a 3 inch Cassia County survey cap which shall be the
Point of Beginning;

Thence South 89°46'05" West along section line for 95.46 feet to
a point;

Thence North 0°45'55" West for 76.07 feet to a point;

Thence North 89°46'05" East for 95.46 feet to a point on section
line;

Thence South 0°45'55" East along section line for 76.07 feet to
the Point of Beginning.

PARCEL NO. 2:

TOWNSHIP 11 SOUTH, RANGE 24 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 21: That part of the NE $\frac{1}{4}$ lying East of the "J" Canal
EXCEPTING THEREFROM the following described parcel:

Beginning at the Northeast corner of said Section
21, said corner marked by a 3 inch Cassia County
survey cap which shall be the Point of Beginning;

Thence South 0°32'00" East along section line for 343.59 feet to a $\frac{1}{2}$ inch rebar;
Thence South 87°46'07" West for 485.25 feet to a $\frac{1}{2}$ inch rebar;
Thence North 1°27'55" East for 360.66 feet to a P.K. Nail on section line;
Thence North 89°46'05" East along section line for 472.47 feet to the Point of Beginning.

ALSO EXCEPTING the following described parcel:

Beginning at the Northwest corner of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 21; thence North 89°42' East along section line for 545.72 feet to a point which point shall be the True Point of Beginning;
Thence South 14°37'46" West for 153.46 feet to a point;
Thence South 6°21'57" West for 606.80 feet to a point;
Thence South 86°16'03" East for 147.87 feet to a point;
Thence North 29°46'12" East for 150.80 feet to a point;
Thence North 25°10'55" East for 328.68 feet to a point;
Thence North 66°20'01" West for 179.47 feet to a point;
Thence North 0°39'42" East for 261.36 feet to a point on the section line;
Thence South 89°42' West along said section line for 88.80 feet to the True Point of Beginning.

SUBJECT TO a Well Easement located in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 21, more particularly described as follows:

Beginning at the East quarter section corner of said Section 21, said corner marked by a U.S. General Land Office Pipe with brass cap which shall be the Point of Beginning;
Thence South 89°43'10" West along the quarter section line for 100.24 feet to a point;
Thence North 0°32'00" West for 86.66 feet to a point;
Thence North 89°43'10" East for 100.24 feet to a point on the East line of Section 21;
Thence South 0°32'00" East along the section line for 86.66 feet to the Point of Beginning.

SUBJECT TO a Water Line and Road Easement located in the NE $\frac{1}{4}$ of

said Section 21, more particularly described as follows:

Beginning at the East quarter section corner of said Section 21, said corner marked by a U.S. General Land Office Pipe with brass

cap; Thence North 0°32'00" West along section line for 86.66 feet to the Point of Beginning;

Thence South 89°43'10" West for 20.83 feet to a point;

Thence North 0°35'08" West for 2253.43 feet to a point;

Thence North 87°46'09" East for 22.90 feet to a $\frac{1}{2}$ inch rebar on section line;

Thence South 0°32'00" East along section line for 2254.20 feet to the Point of Beginning.

SUBJECT TO a Water Line Easement located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 21, more particularly described as follows:

Beginning at the Northeast corner of said Section 21, said corner marked by a 3 inch Cassia County survey cap; Thence South 0°32'00" East along section line for 269.03 feet to a point; Thence South 89°20'01" West for 481.97 feet to the Point of Beginning;

Thence South 1°27'55" West for 30.02 feet to a point;

Thence South 88°58'55" West for 1380.13 feet to a point;

Thence North 66°17'03" West (N 66°20'01" E rec.) for 71.68 feet to a point;

Thence North 88°58'55" East for 1446.54 feet to the Point of Beginning.

PARCEL NO. 3:

TOWNSHIP 11 SOUTH, RANGE 24 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 22: NW $\frac{1}{4}$, EXCEPTING THEREFROM the following described Tracts:

TRACT NO. 1

Beginning at the Northwest corner of said Section 22, said corner marked by a 3 inch Cassia County survey cap, which shall be the Point of Beginning;

Thence North 89°48'45" East along section line for 113.97 feet to a point;

Thence South 0°11'15" East for 69.21 feet to a point;

Thence North 89°48'45" East for 40.00 feet to a point;

Thence North 0°11'15" West for 69.21 feet to a point on section line;
Thence North 89°48'45" East along section line for 406.36 feet to a P.K. Nail;
Thence South 0°08'50" West for 193.36 feet to a $\frac{1}{2}$ inch rebar;
Thence South 53°02'19" West for 101.31 feet to a $\frac{1}{2}$ inch rebar;
Thence South 88°42'37" West for 476.55 feet to a $\frac{1}{2}$ inch rebar on section line;
Thence North 0°32'00" West along section line for 263.18 feet to the Point of Beginning.

TRACT NO. 2

Beginning at the center quarter section corner of said Section 22, said corner marked by a $\frac{5}{8}$ inch rebar; thence North 89°52'35" West along the quarter section line for 383.19 feet to a $\frac{1}{2}$ inch rebar which shall be the Point of Beginning;
Thence North 89°52'35" West along said quarter section line for 413.73 feet to a $\frac{1}{2}$ inch rebar;
Thence North 2°40'56" West for 74.91 feet to a $\frac{1}{2}$ inch rebar;
Thence North 59°36'45" East for 494.95 feet to a $\frac{1}{2}$ inch rebar;
Thence on a curve to the left for 173.41 feet, said curve having a central angle of 141°56'16" and a radius of 70.00 feet with a long chord bearing of South 32°18'38" East for 132.35 feet;
Thence South 13°16'46" East for 15.21 feet to a $\frac{1}{2}$ inch rebar;
Thence South 11°37'55" West for 52.33 feet to a $\frac{1}{2}$ inch rebar;
Thence South 16°51'28" West for 58.13 feet to a $\frac{1}{2}$ inch rebar;
Thence South 31°25'33" West for 108.45 feet to the Point of Beginning.

TRACT NO. 3:

Beginning at the center quarter section corner of said Section 22, said point marked by a $\frac{5}{8}$ inch rebar and shall be the Point of Beginning;
Thence North 89°52'35" West along the quarter section line for 147.10 feet to a $\frac{1}{2}$ inch rebar;
Thence North 12°20'51" West for 118.68 feet to a $\frac{1}{2}$ inch rebar;
Thence North 5°38'30" West for 85.24 feet to a $\frac{1}{2}$

inch rebar;
Thence North 35°21'30" West for 84.57 feet to a $\frac{1}{2}$ inch rebar;
Thence North 39°51'33" East for 139.47 feet to a $\frac{1}{2}$ inch rebar;
Thence South 23°02'18" East for 120.97 feet to a $\frac{1}{2}$ inch rebar;
Thence South 47°04'43" East for 56.51 feet to a $\frac{1}{2}$ inch rebar;
Thence South 58°42'24" East for 62.30 feet to a $\frac{1}{2}$ inch rebar on the quarter section line;
Thence South 0°27'15" West along said quarter section line for 194.95 feet to the Point of Beginning.

TRACT NO. 4:

Beginning at the center quarter section corner of Section 22, said corner marked by a 5/8 inch rebar; Thence North 89°52'35" West along the quarter section line for 147.10 feet to a $\frac{1}{2}$ inch rebar which shall be the Point of Beginning;
Thence North 89°52'35" West along said quarter section line for 236.09 feet to a $\frac{1}{2}$ inch rebar;
Thence North 31°25'33" East for 108.45 feet to a $\frac{1}{2}$ inch rebar;
Thence North 16°51'28" East for 58.13 feet to a $\frac{1}{2}$ inch rebar;
Thence North 11°37'55" East for 52.33 feet to a $\frac{1}{2}$ inch rebar;
Thence North 13°16'46" West for 15.21 feet to a point;
Thence on a curve to the left for 35.92 feet, said curve having a central angle of 29°24'07" with a radius of 70.00 feet and a long chord bearing of North 62°01'07" East for 35.53 feet;
Thence North 47°19'09" East for 56.53 feet to a point;
Thence South 35°21'30" East for 84.57 feet to a $\frac{1}{2}$ inch rebar;
Thence South 5°38'30" East for 85.24 feet to a $\frac{1}{2}$ inch rebar;
Thence South 12°20'51" East for 118.68 feet to the Point of Beginning.

TRACT NO. 5:

Beginning at the center quarter section corner of said Section 22, said corner marked by 5/8 inch rebar; Thence North 0°27'15" East along the

quarter section line for 194.95 feet to a $\frac{1}{2}$ inch
 rebar which shall be the Point of Beginning;
 Thence North $58^{\circ}42'24''$ West for 62.30 feet to a $\frac{1}{2}$
 inch rebar;
 Thence North $47^{\circ}04'43''$ West for 56.51 feet to a $\frac{1}{2}$
 inch rebar;
 Thence North $23^{\circ}02'18''$ West for 120.97 feet to a
 point;
 Thence North $40^{\circ}23'24''$ East for 23.22 feet to a
 point;
 Thence on a curve to the left for 120.00 feet,
 said curve having a central angle of $55^{\circ}16'33''$
 with a radius of 124.39 feet and a long chord
 bearing of North $12^{\circ}13'16''$ East for 115.40 feet;
 Thence on a curve to the right for 114.87 feet,
 said curve having a central angle of $43^{\circ}52'36''$
 with a radius of 150.00 feet and a long chord
 bearing of North $6^{\circ}31'18''$ East for 112.08 feet;
 Thence North $28^{\circ}27'36''$ East for 198.29 feet to a $\frac{1}{2}$
 inch rebar on the quarter section line;
 Thence South $0^{\circ}27'15''$ West along said quarter sec-
 tion line for 598.34 feet to the Point of
 Beginning.

SUBJECT TO an easement for ingress and egress, to tracts 1
 through 5 excepted above, more particularly described as follows:

Beginning at the North quarter section corner of said section 22,
 said point marked by a railroad spike and shall be the Point of
 Beginning;
 Thence South $0^{\circ}27'15''$ West along the quarter section line for
 1906.35 feet to a $\frac{1}{2}$ inch rebar;
 Thence South $28^{\circ}27'36''$ West for 198.29 feet to a $\frac{1}{2}$ inch rebar;
 Thence on a curve to the left for 114.87 feet to a point, said
 curve having a central angle of $43^{\circ}52'36''$, with a radius of
 150.00 feet, and a long chord bearing South $6^{\circ}31'18''$ West for
 112.08 feet;
 Thence on a curve to the right for 120.00 feet to a point, said
 curve having a central angle of $55^{\circ}16'33''$ with a radius of
 124.39 feet, and a long chord bearing South $12^{\circ}13'16''$ West for
 115.40 feet;
 Thence South $40^{\circ}23'24''$ West for 23.22 feet to a $\frac{1}{2}$ inch rebar;
 Thence South $39^{\circ}51'33''$ West for 139.47 feet to a $\frac{1}{2}$ inch rebar;
 Thence South $47^{\circ}19'08''$ West for 56.53 feet to a point;
 Thence on a curve to the right for 261.98 feet to a point, said
 curve having a central angle of $214^{\circ}25'48''$ with a radius of
 70.00 feet and a long chord bearing North $25^{\circ}27'59''$ West for
 133.73 feet;

Thence North 81°44'59" East for 118.1 feet to a point;
 Thence North 39°51'33" East for 52.00 feet to a point;
 Thence North 40°23'24" East for 22.99 feet to a point;
 Thence on a curve to the left for 71.76 feet to a point, said curve having a central angle of 55°16'33" with a radius of 74.39 feet and a long chord bearing North 12°13'16" East or 69.01 feet;
 Thence on a curve to the right for 153.16 feet to a point, said curve having a central angle of 43°52'36" with a radius of 200.00 feet and a long chord bearing North 6°31'18" East for 149.44 feet;
 Thence North 28°27'36" East for 239.07 feet to a point;
 Thence North 0°27'15" East for 1846.58 feet to a point on section line;
 Thence North 89°47'02" East along said section line for 25.00 feet to the Point of Beginning.

SUBJECT TO an Irrigation Pipeline Easement located in the N $\frac{1}{2}$ of Section 22, Township 11 South, Range 24 East of the Boise Meridian, Cassia County, Idaho, more particularly described as follows:

Beginning at the Northwest corner of said Section 22, said corner marked by a 3 inch Cassia County survey cap, Thence North 89°48'45" East along section line for 560.33 feet which shall be the Point of Beginning;
 Thence North 89°48'45" East along section line for 2082.53 feet to a 3 inch Cassia County survey cap at the North quarter section corner of said Section 22;
 Thence North 89°48'45" East along section line for 1321.02 feet to a P.K. Nail at the Northwest corner of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 22;
 Thence North 89°48'45" East along section line for 20.00 feet to a point;
 Thence South 0°11'15" East for 41.47 feet to a point;
 Thence South 89°48'45" West for 3423.79 feet to a point;
 Thence North 0°08'50" West along section line for 41.33 feet to the Point of Beginning.

SUBJECT TO a Water Line & Road Easement located in the NW $\frac{1}{4}$ of Section 22, Township 11 South, Range 24 East of the Boise Meridian, Cassia County, Idaho, more particularly described as follows:

Beginning at the West quarter section corner of said Section 22, said corner marked by a U.S. General Land Office Pipe with brass cap; thence North 0°32'00" West along section line for

40.00 feet to the Point of Beginning;
Thence North 0°32'00" West along section line for 2381.27 feet to
a $\frac{1}{2}$ inch rebar, said point lying South 0°32'00" East for 263.18
feet from the Northwest corner of Section 22;
Thence North 88°42'37" East for 17.04 feet to a point;
Thence South 0°35'08" East for 2381.72 feet to a point;
Thence North 89°51'30" West (N 89°52'35" W rec.) for 19.21 feet
to the Point of Beginning.

SUBJECT TO a Water Line Easement located in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section
22, Township 11 South, Range 24 East of the Boise Meridian,
Cassia County, Idaho, more particularly described as follows:

Beginning at the Northwest corner of said Section 22, said corner
marked by a 3 inch Cassia County survey cap; Thence North
89°48'45" East along section line for 113.97 feet to the Point
of Beginning;
Thence North 89°48'45" East along section line for 40.00 feet to
a point;
Thence South 0°11'15" East for 41.43 feet to a point;
Thence South 89°47'52" West for 40.00 feet to a point;
Thence North 0°11'15" West along section line for 41.44 feet to
the Point of Beginning.

SUBJECT TO a Water Line & Water Storage Tank and Electrical
Easement located the NW $\frac{1}{4}$ in Section 22, Township 11 South, Range
24 East of the Boise Meridian, Cassia County, Idaho, more partic-
ularly described as follows:

Beginning at the West quarter section corner of said Section 22,
said corner marked by a U.S. General Land Office Pipe which
shall be the Point of Beginning;
Thence North 0°33'05" West (N 0°32'00" W rec.) along section line
for 40.00 feet to a point;
Thence South 89°52'35" East parallel to the South line of the NW $\frac{1}{4}$
for 2596.31 feet to a point on the East line of the NW $\frac{1}{4}$;
Thence South 0°27'15" West along the East line of the NW $\frac{1}{4}$ for
40.00 feet to a point on the quarter section line;
Thence North 89°52'35" West along the quarter section line for
2595.61 feet to the Point of Beginning.

PARCEL NO. 4:

TOWNSHIP 11 SOUTH, RANGE 28 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO
Section 31: N $\frac{1}{4}$ and SE $\frac{1}{4}$, EXCEPT the following described parcel:

Beginning at the Northwest corner of said Section 31, said corner marked by a U.S. General Land Office Pipe with brass cap; thence South 0°06'00" West along section line for 1919.63 feet to the Point of Beginning;
 Thence South 89°54'00" East for 108.07 feet to a point;
 Thence South 0°06'00" West for 100.00 feet to a point;
 Thence North 89°54'00" West for 108.07 feet to a point on section line;
 Thence North 0°06'00" East along section line for 100.00 feet to the Point of Beginning.

PARCEL NO. 5:

TOWNSHIP 11 SOUTH, RANGE 24 EAST OF THE BOISE MERIDIAN,
 CASSIA COUNTY, IDAHO

Section 21: That part of the E½NW¼ lying South and East of the "J" Canal, also known as the Third Lift Canal.

RESERVING TO GRANTORS THE FOLLOWING DESCRIBED PARCELS NO.
 6, 7, 8, 9, and 10:

PARCEL NO. 6:

A Well Easement located in the NE¼NE¼ of Section 21, Township 11 South, Range 24 East of the Boise Meridian, Cassia County, Idaho, more particularly described as follows:

Beginning at the Northeast corner of said Section 21, said corner marked by a 3 inch Cassia County survey cap; Thence South 0°32'00" East along section line for 269.03 feet to the Point of Beginning;
 Thence South 0°32'00" East along section line for 74.55 feet to a ½ inch rebar;
 Thence South 87°46'09" West for 86.56 feet to a point;
 Thence North 0°32'00" West for 76.91 feet to a point;
 Thence North 89°20'01" East for 86.52 feet to the Point of Beginning.

PARCEL NO. 7:

A Water Line Easement located in the NE¼NE¼ of Section 21, Township 11 South, Range 24 East of the Boise Meridian, Cassia

County, Idaho, more particularly described as follows:

Beginning at the Northeast corner of said Section 21, said corner marked by a 3 inch Cassia County survey cap; Thence South 0°32'00" East along section line for 269.03 feet to a point; Thence South 89°20'01" West for 86.52 feet to the Point of Beginning;

Thence South 0°32'00" East for 30.00 feet to a point; Thence South 89°20'01" West for 396.50 feet to a point; Thence North 1°27'55" East for 30.02 feet to a point, said point lying South 89°46'05" West for 472.47 feet and South 0°27'55" West for 272.80 feet from the Northeast corner of said Section 21;

Thence North 89°20'01" East for 395.45 feet to the Point of Beginning.

PARCEL NO. 8:

A Water Line Easement located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 21, Township 11 South, Range 24 East of the Boise Meridian, Cassia County, Idaho, more particularly described as follows:

Beginning at the Northeast corner of said Section 21, said corner marked by a 3 inch Cassia County survey cap, which shall be the Point of Beginning;

Thence South 0°32'00" East along section line for 269.03 feet to a point;

Thence South 89°20'01" West for 39.18 feet to a point;

Thence North 0°32'00" West for 59.19 feet to a point;

Thence North 11°54'31" West for 177.38 feet to a point;

Thence North 0°32'00" West for 36.43 feet to a point on the North line of Section 21;

Thence North 89°46'05" East along section line for 74.17 feet to the Point of Beginning.

PARCEL NO. 9:

A Water Line Easement located in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 22, Township 11 South, Range 24 East of the Boise Meridian, Cassia County, Idaho, more particularly described as follows:

Beginning at the Northwest corner of said Section 22, said corner marked by a 3 inch Cassia County survey cap, which shall be the Point of Beginning;

Thence North 89°48'45" East along section line for 113.97 feet to a point;

Thence South 0°11'15" East for 41.44 feet to a point;

Thence South 89°47'52" West for 113.72 feet to a point on section

line;
Thence North 0°32'00" West along section line for 41.47 feet to the Point of Beginning.

PARCEL NO. 10:

A Water Line Easement located in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 22, Township 11 South, Range 24 East of the Boise Meridian, Cassia County, Idaho, more particularly described as follows:

Beginning at the Northwest corner of said Section 22, said corner marked by a 3 inch Cassia County survey cap; Thence North 89°48'45" East along section line for 153.97 feet to the Point of Beginning;
Thence North 89°48'45" East along section line for 406.36 feet to a P.K. Nail;
Thence South 0°08'50" East for 41.33 feet to a point;
Thence South 89°47'52" West for 406.12 feet to a point;
Thence North 0°11'15" West along section line for 41.43 feet to the Point of Beginning.

AN UNDIVIDED ONE-HALF (1/2) INTEREST IN THE FOLLOWING DESCRIBED PARCELS NO. 11, 12, 13, and 14:

PARCEL NO. 11:

TOWNSHIP 11 SOUTH, RANGE 24 EAST OF THE BOISE MERIDIAN, CASSIA COUNTY, IDAHO

Section 21: Beginning at the Northwest corner of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 21;
Thence North 89°42' East along section line for 545.72 feet to a point which shall be the True Point of Beginning;
Thence South 14°37'46" West for 153.46 feet to a point;
Thence South 6°21'57" West for 606.80 feet to a point;
Thence South 86°16'03" East for 147.87 feet to a point;
Thence North 29°46'12" East for 150.80 feet to a point;
Thence North 25°10'55" East for 328.68 feet to a point;
Thence North 66°20'01" West for 179.47 feet to a

point;
Thence North 0°39'42" East for 261.36 feet to a
point on section line;
Thence South 89°42' West along said section line
for 88.80 feet to the True Point of Beginning.

PARCEL NO. 12:

Well Easement, located in the NE¼NE¼ of Section 21, Township 11 South, Range 24 East, Boise Meridian, Cassia County, Idaho, more particularly described as follows:

Beginning at the NE corner of said Section 21, said corner marked by a 3 inch Cassia County survey cap; thence South 0°32'00" East along section line for 269.03 feet to the POINT OF BEGINNING;
Thence South 0°32'00" East along section line for 74.55 feet to a ½ inch rebar;
Thence South 87°46'09" West for 86.56 feet to a point;
Thence North 0°32'00" West for 76.91 feet to a point;
Thence North 89°20'01" East for 86.52 feet to the POINT OF BEGINNING.

PARCEL NO. 13:

Water Line Easement, located in the NE¼NE¼ of Section 21, Township 11 South, Range 24 East, Boise Meridian, Cassia County, Idaho, more particularly described as follows:

Beginning at the NE corner of said Section 21, said corner marked by a 3 inch Cassia County survey cap; thence South 0°32'00" East along section line for 269.03 feet to a point; thence South 89°20'01" West for 86.52 feet to the POINT OF BEGINNING;
Thence South 0°32'00" East for 30.00 feet to a point;
Thence South 89°20'01" West for 396.50 feet to a point;
Thence North 1°27'55" East for 30.02 feet to a point, said point lying South 89°46'05" West for 472.47 feet and South 0°27'55" West for 272.80 feet from the NE corner of Section 21;
Thence North 89°20'01" East for 395.45 feet to the POINT OF BEGINNING.

PARCEL NO. 14:

Water Line Easement, located in the NE¼NE¼ of Section 21, Township 11 South, Range 24 East, Boise Meridian, Cassia County, Idaho, more particularly described as follows:

Beginning at the NE corner of said Section 21, said corner marked by a 3 inch Cassia County survey cap; thence South 0°32'00" East along section line for 269.03 feet to a point; thence South 89°20'01" West for 481.97 feet to the POINT OF BEGINNING;

Thence South 1°27'55" West for 30.02 feet to a point;
Thence South 88°58'55" West for 1380.13 feet to a point;
Thence North 66°17'03" West (North 66°20'01" East rec.) for 71.68 feet to a point;
Thence North 88°58'55" East for 1446.54 feet to the POINT OF BEGINNING.

and

PARCEL NO. 15:

TOWNSHIP 11 SOUTH, RANGE 27 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 36: ALL

PARCEL NO. 16:

TOWNSHIP 11 SOUTH, RANGE 28 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 31: Part of the SW¼ of said Section 31, more particularly described as follows:

Beginning at the Northwest corner of said Section 31, said corner marked by a U.S. General Land Office Pipe with brass cap; thence South 0°06'00" West along section line for 1919.63 feet to the Point of Beginning;
Thence South 89°54'00" East for 108.07 feet to a point;
Thence South 0°06'00" West for 100.00 feet to a point;
Thence North 89°54'00" West for 108.07 feet to a point on section line;
Thence North 0°06'00" East along section line for 100.00 feet to the Point of Beginning.

Including all pumps, motors, irrigation pipe, sprinklers, pivots, and all other irrigation equipment located on all of the above described parcels, including all replacements, substitutions, accretions and additions as well as after-acquired property.

With all of the foregoing described parcels SUBJECT TO taxes for 1992 and subsequent years and FURTHER SUBJECT TO:

Exception contained in Warranty Deed from Adelle Toevs Brim, a married woman, as her sole and separate property, to Deloss C. Stoker and Delores B. Stoker, husband and wife, dated February 1, 1974 and recorded March 17, 1978 as Instrument No. 105877 on Film No. 115, records of Cassia County, Idaho, which reads as follows: "EXCEPTION: Reserving to the Grantor one-half of all gas, oil, mineral and geothermal rights." (Parcel No. 4, 15 and additional property not included herein)

Declaration and Grant of Easement and Well Use Agreement between Deloss C. Stoker and Delores B. Stoker, husband and wife, and Rodney Neilson and Janan S. Neilson, husband and wife, dated February 9, 1981 and recorded February 9, 1981 as Instrument No. 132355, records of Cassia County, Idaho. AMENDMENTS TO Declaration and Grant of Easement and Well Use Agreement dated February 13, 1981 and recorded February 13, 1981 as Instrument No. 132473 on Film No. 140, records of Cassia County, Idaho. (Parcels 2 and 3)

Agreement for Electric Service between Raft River Rural Electric Cooperative, Inc., the Seller, and Golden View - Deloss Stoker, as Consumer, dated April 29, 1986 and recorded June 13, 1986 as Instrument No. 179081 on Film No. 181, records of Cassia County, Idaho, covering SE $\frac{1}{4}$ of Section 31, Township 11, Range 28 East of the Boise Meridian. (Parcel 4)

Mortgage from Deloss C. Stoker and Delores B. Stoker, his wife, as Mortgagors to The Mutual Life Insurance Company of New York, a New York Corporation, as Mortgagee, dated May 9, 1977 and recorded May 27, 1977 as Instrument No. 98964 on Film No. 109, records of Cassia County, Idaho. (Parcels 1, 2, 3, 6, 7, 8, 9, 10 and additional property not included herein)

Financing Statement between Deloss C. Stoker and Delores B. Stoker, as Debtors, and The Mutual Life Insurance Company of New York, as Secured Party, filed May 27, 1977 as Instrument No. 98965, records of Cassia County, Idaho. (Parcels 1, 2, 3, 6, 7, 8, 9, 10 and

additional property not included herein)
AMENDMENT TO FINANCING STATEMENT, recorded July 5, 1977
as Instrument No. 99979, records of Cassia County,
Idaho.
CONTINUATION OF FINANCING STATEMENT, recorded March 1,
1982 as Instrument No. 141416 on Film No. 147, records
of Cassia County, Idaho.
CONTINUATION OF FINANCING STATEMENT, recorded February
6, 1987 as Instrument No. 185926 on Film No. 188,
records of Cassia County, Idaho.

Mortgage from Deloss C. Stoker and Delores B. Stoker,
husband and wife, as Mortgagors to Connecticut General
Life Insurance Company of Bloomfield, a corporation, as
Mortgagee, dated March 14, 1978 and recorded March 15,
1978 as Instrument No. 105783 on Film No. 115, records
of Cassia County, Idaho. (Parcel 6, 15, 16 and
additional property not included herein)

Financing Statement between Deloss C. Stoker, also
known as Deloss Stoker, and Delores B. Stoker, also
known as Delores Stoker, and also known as Dolores B.
Stoker and Golden View, Inc., as Debtors, and the
United States of America, acting through the Farmers
Home Administration, as Secured Party, filed April 13,
1979 as Instrument No. 115849 on Film No. 125, records
of Cassia County, Idaho. (Parcels 1, 2, 3, 4, 6, 7, 8,
9, 10, 11, 15, 16 and additional property not included
herein)

CONTINUATION, recorded November 3, 1983 as Instrument
No. 156024 on Film No. 160, records of Cassia County,
Idaho.

AMENDMENT TO FINANCING STATEMENT, filed February 13,
1989 as Instrument No. 200282 on Film No. 204, records
of Cassia County, Idaho.

CONTINUATION OF FINANCING STATEMENT, filed February 13,
1989 as Instrument No. 200283 on Film No. 204, records
of Cassia County, Idaho.

Mortgage from Golden View, Inc., an Idaho corporation;
and Deloss C. Stoker, also known as Deloss Stoker, and
Delores B. Stoker, also known as Delores Stoker, also
known as Dolores B. Stoker, husband and wife, to the
United States of America, acting through the Farmers
Home Administration, dated April 13, 1979 and recorded
April 13, 1979 as Instrument No. 115850 on Film No.
125, records of Cassia County, Idaho. (Parcel 1, 2, 3,
4, 6, 7, 8, 9, 10, 11, 15, 16 and additional property

not included herein) as subordinated in that SUBORDINATION BY THE GOVERNMENT in favor of Commodity Credit Corporation dated December 13, 1979 and recorded December 20, 1979 as Instrument No. 122450 on Film No. 131, records of Cassia County, Idaho:

Ground Lease between Willow Tree Farms and Livestock Co., a corporation, as Lessor, and World Wide Lease, Inc., a Washington corporation, as Lessee, dated May 1, 1973 and recorded October 1, 1973 as Instrument No. 72666 on Film No. 84, records of Cassia County, Idaho. LEASE AMENDMENT dated January 4, 1978 and recorded January 20, 1978 as Instrument No. 104357 on Film No. 114, records of Cassia County, Idaho, which by acceptance of this Deed Grantees assume and agree to perform all obligations of Lessor. (Parcel 11)

First Real Estate Mortgage from LaVal D. Stoker and Wendy Stoker, husband and wife, Paul Turner and Janette Turner, husband and wife, Brent Harmon and Karla Harmon, husband and wife, LaRae Stoker, a single woman, Rodney Neilson and Janan S. Neilson, husband and wife, to Commodity Credit Corporation, dated November 26, 1979 and recorded December 20, 1979 as Instrument No. 122405 on Film No. 131, records of Cassia County, Idaho, which Grantees, by accepting this Deed, assume and agree to pay. (Parcel 11)

Agreement for Purchase of Power between Raft River Rural Electric Cooperative, Inc., as Seller, and Roper Investment Company, as Consumer, dated December 5, 1955 and recorded March 14, 1956 as Instrument No. 189241 in Book 9 of Bills of Sales and Agreements on Page 398, records of Cassia County, Idaho, covering the SE $\frac{1}{4}$ of Section 36, Township 11 South, Range 27 East, Boise Meridian. (Parcel 15)

Agreement for Purchase of Power between Raft River Rural Electric Cooperative, Inc., as Seller, and Roper Investment Company, as Consumer, dated April 27, 1956 and recorded September 12, 1958 as Instrument No. 198540 in Book 10 of Bills of Sales and Agreements, records of Cassia County, Idaho, covering the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 36, Township 11 South, Range 27 East of the Boise Meridian. (Parcel 15)

Easement from Roper Investment Company, an Idaho corporation, and William Roper and Tressa Roper,

husband and wife, to Raft River Highway District, a quasi municipal corporation, dated September 3, 1959 and recorded June 19, 1964 as Instrument No. 19179 on Film No. 28, records of Cassia County, Idaho, over and across the West 25 feet of Section 36, Township 11 South, Range 27 East of the Boise Meridian. (Parcel 15)

Agreement for Purchase of Power between Raft River Rural Electric Cooperative, Inc., as Seller, and A.J.S. Farms - Anderson, Jones, Stimpson, as Consumer, dated March 12, 1973 and recorded June 11, 1973 as Instrument No. 70654 on Film No. 82, records of Cassia County, Idaho, over and across the NW $\frac{1}{4}$ of Section 36, Township 11 South, Range 27 East, Boise Meridian. (Parcel 15)

Agreement for Purchase of Power between Raft River Rural Electric Cooperative, Inc., as Seller, and A.J.S. Farms - Anderson, Jones, Stimpson, as Consumer, dated March 12, 1973 and recorded June 11, 1973 as Instrument No. 70655 on Film No. 82, records of Cassia County, Idaho, covering the SE $\frac{1}{4}$ of Section 36, Township 11 South, Range 27 East, Boise Meridian. (Parcel 15)

Agreement for Purchase of Power between Raft River Rural Electric Cooperative, Inc., as Seller, and A.J.S. Farms - Anderson, Jones, Stimpson, as Consumer, dated March 12, 1973 and recorded June 11, 1973 as Instrument No. 70656 on Film No. 82, records of Cassia County, Idaho, covering the NE $\frac{1}{4}$ of Section 36, Township 11 South, Range 27 East, Boise Meridian. (Parcel 15)

Agreement for Purchase of Power between Raft River Rural Electric Cooperative, Inc., as Seller, and A.J.S. Farms - Anderson, Jones, Stimpson, as Consumer, dated March 12, 1973 and recorded June 11, 1973 as Instrument No. 70657 on Film No. 82, records of Cassia County, Idaho, over and across the SW $\frac{1}{4}$ of Section 36, Township 11 South, Range 27 East, Boise Meridian. (Parcel 15)

EXHIBIT A - Page 17

RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW

FILM 224

1992 MAY 15 P 2:38

CASSIA COUNTY, IDAHO

FRANK B. KEARNS

RECORDER

FEE \$7.00 DEPUTY CM

LAND TITLE & ESCROW

219017

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A43-10020
Date Received: 3/01/1989
Receipt No: 5006787
Received By: ADN

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DELOSS C. STOKER 208-654-2281
Address: RT 3 BOX 3289
BURLEY, ID 83318

AND/OR
Name: DELORES B. STOKER 208-654-2281
Address: RT 3 BOX 3289
BURLEY, ID 83318

2. Date of Priority: JAN 01, 1950

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lo
11S	28E	31	SE	SE		

5. Description of diverting works:
WELL & PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
IRRIGATION	03/15	11/15	0.040		

7. Total Quantity Appropriated is:
0.080 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSE

A43-10020

Page 1

Date: 04/05/89

MICROFILMED

MAR 04 1993

*need evidence
priority...*

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
11S	28E	31	SE		SE		IRR	1.5
			SE		SE		DOMEST	

Section Acres 1.5

Total Acres 1.5

11. Place of use in counties: CASSIA

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

MICROFILMED

MAR 04 1993

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): [Signature] Date: 4/5/89
_____ Date: _____

State of Idaho)
County of Twin Falls) ss.

Subscribed and sworn (or affirmed) before me this 5th day
of April 19 89 [Signature]
Notary Public

Seal

Residing at Kimberly Id
My Commission Expires 6/30/98



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

December 5, 1991

R. KEITH HIGGINSON
Director

A43-10020
DELOSS C. STOKER
DELORES B. STOKER
RT 3 BOX 3289
BURLEY

ID 83318

RE: Evidence of Priority

RESPONSE DEADLINE
FEBRUARY 3, 1992

Dear Claimant:

The Notice(s) of Claim identified with the number shown above your name on the mailing label has been filed in the Snake River Basin Adjudication (SRBA). The Notice(s) indicate your water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed. **The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit.** The Department will soon conduct reviews &/or field exams for the claims in your area. Since the priority date of a beneficial use water right can not be confirmed by field examination, **proof must be provided supporting the priority date you have claimed.**

The Department will not recommend the Notice(s) be decreed by the court as claimed if no evidence of a priority date is submitted.

Please find enclosed a computer printout of your Notice(s) and the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. I direct your attention to the two sections entitled "What Kind of Evidence is Required" and "Some Examples of Documents Which May Be Evidence of the Priority Date".

Please submit the required evidence supporting the priority date(s) by **February 3, 1992**, referencing all documents with the corresponding Notice number(s). If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

Respectfully submitted,

Allen Merritt, P.E.
Water Rights Supervisor

Enclosures

MICROFILMED

MAR 04 1993

05/10/2001

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: June 15, 2001

Water right number: 43-10020
HUNSAKER FAMILY PARTNERSHIP
DBA HUNSAKER FARMS
561 TERRACE DRIVE
BURLEY ID 83318
Telephone Number: (208)654-2640

RECEIVED

JUN 14 2001

**Department of Water Resources
Southern Region**

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation; no changes need to be made.

DATE:

6-12-01

SIGNATURE:

Jack Hunsaker

Please print your name:

Jack Hunsaker

IDWR Regional Office, 1341 Fillmore St, Suite 200, Twin Falls, ID 83301, 2087363033

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. A43-02317C ET AL

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Frank Hitchcock

-02317C -02541B -04063D
-02339C -02596 -04064B
-02417B -04002 -10020
-02423B -04060D -10787
-02423C -04061B
-02467C -04062B
-02510C

July 17, 1997 1:20pm

NAME:
GLEN WORKMAN, APPRAISER-FCS/TF.

RE:
BUCK, THAYNE/HUNSAKER
FAMILY TRUST LAND SALE.

TF AT 8:30-TCW-GLEN CAME OVER W/SOME PROFILES TO HAVE ME REVIEW AND EXPLAIN THE STATUS OF SOME STATUTORY CLAIMS.

WE ENDED UP REVIEWING 17 RIGHTS IN ALL. PROOFS WERE RUN FOR THE ORIGINAL WATER RIGHT AND COMPARED TO PROOFS RUN OF THE SUBSEQUENT CLAIMS FILED IN THE SRBA.

ONE RIGHT, 43-04002, HAD A PRIORITY DATE OF 07-01-1963 WHICH CAUGHT MY EYE AND I TOLD GLEN I WOULD CHASE IT AFTER HE LEFT. MANDATORY PERMIT DATE FOR GROUNDWATER IS 03-25-1963.

I COULDN'T FIND AN ALLOCATION FILE AND THE NUMBER WASN'T ON THE BC SO I REVIEWED THE LEGAL AND ASKED JR IF IT WAS ONE OF HER REVIEW CLAIMS. SHE HAD DONE THE SPLITS OF THE CLAIM 01-27-1997 SO I HOPED THAT SHE WOULD HAVE THE ORIGINAL FILE TO CHECK THE EVIDENCE OF PRIORITY.

SHE DIDN'T HAVE THE ORIGINAL FILE AT HAND SO I WENT TO THE MICROFICHE AND FOUND NEARLY A FULL SHEET OF COPIED DOCUMENTS. THERE IS A FILE MEMO BY ADM DATED 1992 ALONG WITH OUR STOCK LETTER TO PROVIDE EVIDENCE OF PRIORITY. THE MEMO SAYS THAT THE ORIGINAL CLAIMANT, STOKER, CAME IN WITH EVIDENCE OF DEVELOPMENT PRIOR TO THE PRIORITY DATE. THE 07-01-1963 DATE IS THE FIRST BENEFICIAL USE OF THE WATER.

I GAVE GLEN COPIES OF THE CLAIM FILE EXHIBITS FORM MICROFICHE AND WENT OVER THEM WITH HIM THIS AFTERNOON SHORTLY AFTER 1 PM.

VERIFIED BY *[Signature]* 2/2/01
02/02/2001

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 43-10020

NAME AND ADDRESS: HUNSAKER FAMILY PARTNERSHIP
561 TERRACE DR
BURLEY, ID 83318

SOURCE: GROUND WATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED
13,000 GALLONS PER DAY.

PRIORITY DATE: 01/01/1950

POINT OF DIVERSION: T11S R28E S31 SESESE Within CASSIA County

PURPOSE AND PERIOD OF USE:	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	DOMESTIC	01-01 12-31	0.04 CFS

PLACE OF USE:
DOMESTIC Within CASSIA County
T11S R28E S31 SESE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO
CODE.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Water Right 43-10020

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

09:33:17
01/19/01
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PAGE: 3
PROFILE REPORT

CLAIM NUMBER: A43-10020

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DELOSS C STOKER	01/01/1950	~~IRRIGATION~~	~~03-15-11-15~~	~~0.040 CFS~~	
C	DELORES B STOKER		DOMESTIC	01-01 12-31	0.040 CFS	

TOTAL DIVERSION: 0.080 CFS

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T11S R28E S31 SE SESE CASSIA County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE													
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM	
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac			
11S	28E	31	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	
																							01	:	1.5
																							TOTAL ACRES		1.5

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE												
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
11S	28E	31	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	
																							D	:

POU County: CASSIA

Non-Irrigation Uses: D/1 HOUSE

Other Rights: NONE

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

C18
N11
N13

- no evidence of
priority submitted
- new owners said
they didn't need
irrigation part...

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

09:33:07
01/19/01

PAGE: 2
QUICKLOOK INFORMATION

5
CLAIM NUMBER: A43-10020

WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WHOM/DATE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	-N							
POINT OF DIV	Y-							
SOURCE	-N							
PLACE OF USE	Y-							
DIV. AMOUNT CFS/VOLUME	Y-							
CONSUMPTIVE USE	/							
PURPOSES OF USE	Y-							
PERIOD OF USE	Y-							
BASIS OF CLAIM	-N							
REMARKS	Y-							

BARCODE UPDATED
WHOM/DATE

R PROOF

CVR

MAPS

PHOTOS

MISC

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