

Dept. of Water Resources
Adjudication Bureau
P. O. Box 83720
Boise, ID 83720-0098

RECEIVED

11.11.2005

MANAGEMENT OF HUMAN RESOURCES

RECEIVED

NOV 29 2005

DEPARTMENT OF
WATER RESOURCES

BARBARA G HILLIARD

JAMES CHILLIARD

4401 S OCEAN BLVD #7

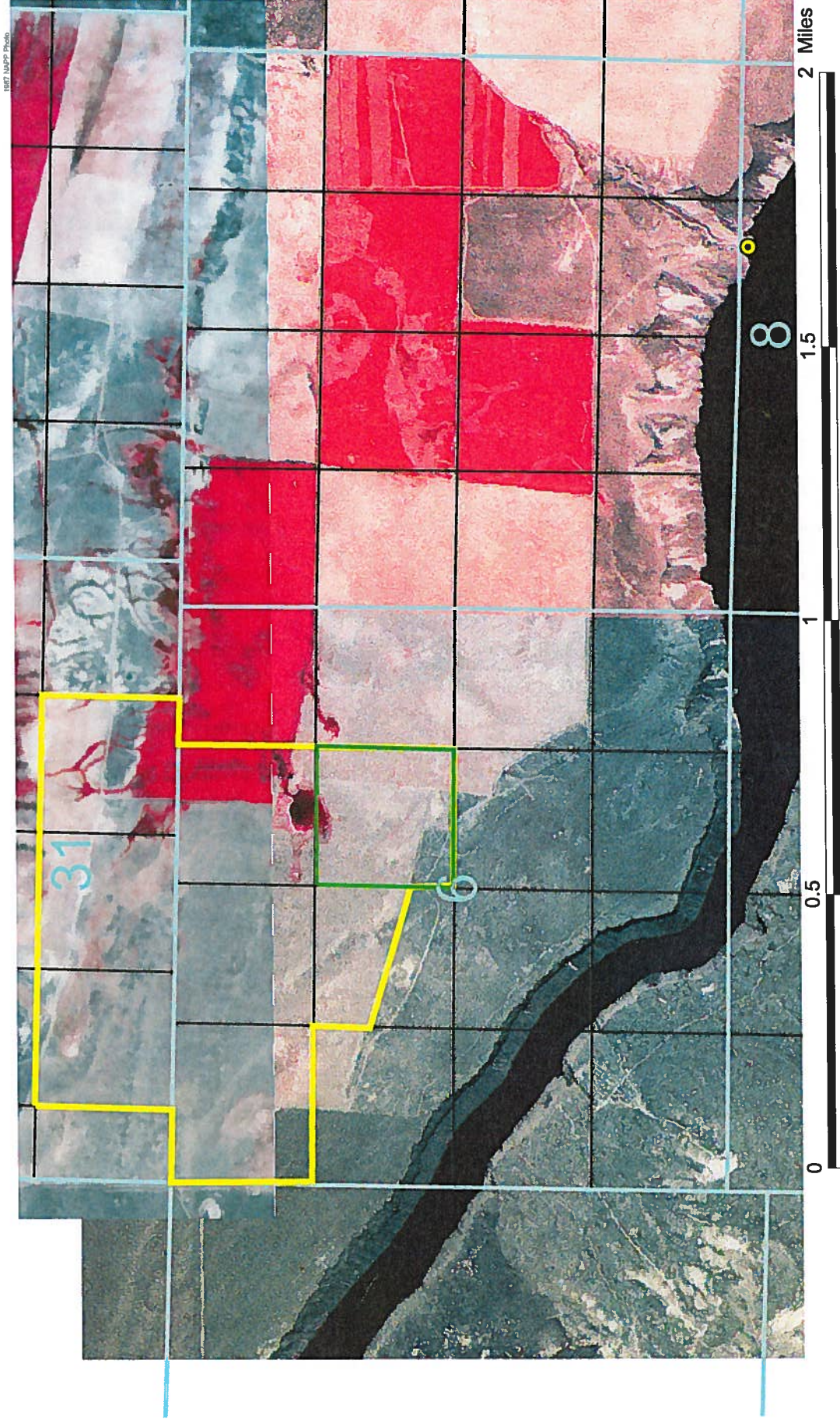
HIGHLAND BEACH FL 33487

Preliminary Report

02-2129
02-2130
02-2136
02-2122
02-2122
02-2122
02-2122
02-2122
02-2122
02-2122

1. *Hydrolysis*
 2. *Hydrolysis*
 3. *Hydrolysis*
 4. *Hydrolysis*
 5. *Hydrolysis*
 6. *Hydrolysis*
 7. *Hydrolysis*
 8. *Hydrolysis*
 9. *Hydrolysis*
 10. *Hydrolysis*
 11. *Hydrolysis*
 12. *Hydrolysis*
 13. *Hydrolysis*
 14. *Hydrolysis*
 15. *Hydrolysis*
 16. *Hydrolysis*
 17. *Hydrolysis*
 18. *Hydrolysis*
 19. *Hydrolysis*
 20. *Hydrolysis*
 21. *Hydrolysis*
 22. *Hydrolysis*
 23. *Hydrolysis*
 24. *Hydrolysis*
 25. *Hydrolysis*
 26. *Hydrolysis*
 27. *Hydrolysis*
 28. *Hydrolysis*
 29. *Hydrolysis*
 30. *Hydrolysis*
 31. *Hydrolysis*
 32. *Hydrolysis*
 33. *Hydrolysis*
 34. *Hydrolysis*
 35. *Hydrolysis*
 36. *Hydrolysis*
 37. *Hydrolysis*
 38. *Hydrolysis*
 39. *Hydrolysis*
 40. *Hydrolysis*
 41. *Hydrolysis*
 42. *Hydrolysis*
 43. *Hydrolysis*
 44. *Hydrolysis*
 45. *Hydrolysis*
 46. *Hydrolysis*
 47. *Hydrolysis*
 48. *Hydrolysis*
 49. *Hydrolysis*
 50. *Hydrolysis*
 51. *Hydrolysis*
 52. *Hydrolysis*
 53. *Hydrolysis*
 54. *Hydrolysis*
 55. *Hydrolysis*
 56. *Hydrolysis*
 57. *Hydrolysis*
 58. *Hydrolysis*
 59. *Hydrolysis*
 60. *Hydrolysis*
 61. *Hydrolysis*
 62. *Hydrolysis*
 63. *Hydrolysis*
 64. *Hydrolysis*
 65. *Hydrolysis*
 66. *Hydrolysis*
 67. *Hydrolysis*
 68. *Hydrolysis*
 69. *Hydrolysis*
 70. *Hydrolysis*
 71. *Hydrolysis*
 72. *Hydrolysis*
 73. *Hydrolysis*
 74. *Hydrolysis*
 75. *Hydrolysis*
 76. *Hydrolysis*
 77. *Hydrolysis*
 78. *Hydrolysis*
 79. *Hydrolysis*
 80. *Hydrolysis*
 81. *Hydrolysis*
 82. *Hydrolysis*
 83. *Hydrolysis*
 84. *Hydrolysis*
 85. *Hydrolysis*
 86. *Hydrolysis*
 87. *Hydrolysis*
 88. *Hydrolysis*
 89. *Hydrolysis*
 90. *Hydrolysis*
 91. *Hydrolysis*
 92. *Hydrolysis*
 93. *Hydrolysis*
 94. *Hydrolysis*
 95. *Hydrolysis*
 96. *Hydrolysis*
 97. *Hydrolysis*
 98. *Hydrolysis*
 99. *Hydrolysis*
 100. *Hydrolysis*

Idaho Department of Water Resources



- Point of Diversion
- Place of Use - Stock
- Place of Use - Irrigation
- Section Lines
- Quarter Quarter Lines



Claim Number: 02-07033
Legal: T05S, R05E, S31
T06S, R05E, S6 & 8
Reviewed By: SJR 3/19/05

04/20/2005

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

RIGHT NUMBER: 2-7033

NAME AND ADDRESS: JAMES C HILLIARD
4401 S OCEAN BLVD #7
HIGHLAND BEACH FL 33487

BARBARA G HILLIARD
4401 S OCEAN BLVD #7
HIGHLAND BEACH FL 33487

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 6.400 CFS
1,507.200 AFY

USE OF THIS RIGHT WITH RIGHT NO. 2-7350 IS LIMITED TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 1757.2 AF.

PRIORITY DATE: 04/04/1969

POINT OF DIVERSION:

T06S R05E S8 NWNE Within OWYHEE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.010 CFS 7.20 AFY
IRRIGATION	04/01 10/31	6.400 CFS 1,500.00 AFY

The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: STOCKWATER Within OWYHEE County

T06S R05E S06 SWNE

IRRIGATION Within OWYHEE County

T05S R05E S31 Lot 11 SWSW	40.0	T05S R05E S31 Lot 12 SESW	40.0
T05S R05E S31 SWSE	40.0	T06S R05E S06 Lot 2 NWNE	40.0
T06S R05E S06 SWNE	40.0	T06S R05E S06 Lot 3 NENW	40.0
T06S R05E S06 Lot 4 NWNW	40.0	T06S R05E S06 SENW	20.0

300 ACRES TOTAL

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.

EXPLANATORY MATERIAL: License

Rights 2-7020, 2-7021, and 2-7034 are also diverted through the point of diversion described above.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 02-7033 Priority April 4, 1969 Amount 6.40 cfs

THIS IS TO CERTIFY, that Connecticut General Life Insurance Company
of Dallas, Texas, has complied with the terms and conditions of Permit
No. 02-7033 issued pursuant to Application for Permit dated April 4, 1969,
and has submitted proof to the Department of Water Resources on January 21, 1974,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 6.40 cfs of water from the Snake River,
tributary to the Columbia River, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Stockwater</u>	from <u>Jan. 1</u> to <u>Dec. 31</u>	at <u>0.01</u> cfs and	<u>7.2 acre feet</u>
<u>Irrigation</u>	from <u>April 1</u> to <u>Oct. 31</u>	at <u>6.40</u> cfs and	<u>1,600 acre feet or</u>
	from _____ to _____	at _____ cfs and	<u>5.0 af per acre</u>
(both dates inclusive)			

Subject, however, to the condition that no more than 6.40 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1,607.2 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 8,
Twp. 6 S, Rge. 5 E, B. M. in the County of Owyhee

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6 S	5 E	6		40	40		40	40	40										200
5 S	5 E	31												40					120
Stockwater Use:																			
6 S	5 E	6			X														

Total number of acres irrigated 320

A measuring device of a type approved by this Department shall be permanently
maintained as part of the diverting works.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 18 day of
December, 19 75.

Director

LICENSED WATER RIGHTS

From: Maggie Creek Ranch, L.P., a Delaware limited partnership
To: James C. Hilliard and Barbara G. Hilliard, husband and wife

Diversion Point #1 - T05S-R05E-S28, NWNE - Snake River

<u>Water Right License No.</u>	<u>Acres</u>	<u>Priority Date</u>	<u>Cubic Feet/Sec.</u> <u>Irrigation Stockwater</u>	<u>Acre Feet</u>
02-02129 ✓	177	5/21/1956	3.54 CFS	885 AFA
02-02130 ✓	171	5/21/1956	3.42 CFS	855 AFA
02-02406 ✓	206	2/03/1967	4.12 CFS	1,030 AFA
02-07025 ✓	265	12/25/1968	4.00 CFS	1,325 AFA
02-07350 ✓	<u>50</u>	6/08/1981	<u>1.00</u> CFS	<u>250</u> AFA
	869		1,608 CFS	4,350 AFA

Diversion Point #2 - T05S-R05E-S19, NWNE - Snake River

02-07028	310	2/17/1969	6.20 CFS	1,550 AFA
----------	-----	-----------	----------	-----------

Diversion Point #3 T05S-R4E-S35, SWNE - Snake River

02-07036 ✓	362	8/30/1969	7.24 CFS	1,810 AFA*
	61			
	61			
02-07037 ✓	320	8/30/1969	6.40 CFS	1,600 AFA
02-07038 ✓	200	6/05/1969	4.00 CFS	900 AFA
02-07127 ✓	<u>547</u>	9/12/1973	<u>10.94</u> CFS	<u>2,735</u> AFA
	1,551		28.58 CFS	7,045 AFA

Diversion Point #4 T06S-R05E-S08, NWNE - Snake River

02-07020 ✓	233	9/26/1968	4.66 CFS	1,165 AFA
02-07021 ✓	271	9/26/1968	5.42 CFS	1,355 AFA
02-07033 ✓	289	4/04/1969	6.40 CFS	0.01 1,607.2 AFA
02-07034 ✓	<u>320</u>	4/04/1969	<u>6.40</u> CFS	0.01 <u>1,607.2</u> AFA
	1,113		22.88 CFS	5,734.4 AFA

Totals	3,843 acres		73.74 CFS	18,679.4 AFA
---------------	--------------------	--	------------------	---------------------

* Includes Water Right for 40 acres for Lot 12, Sec. 30, T5S, R5E, B.M., on public BLM land.

NOTE: All of the above original water rights are licensed water rights.

Handwritten:
 4700 gpm
 0.02 cfs
 9 gpm
 10.44 cfs

Σ 2127, 2130, 2105, 7025, 7350 $\leq$ 4320 (on 7025)

2405, 7025, 7350 $\leq$ 2605 (on 2406, 7350)
2130, 7025 $\leq$ 2180 (on 2130)

2129, 7025 $\leq$ 2185 (on 2129)

Σ 7020, 7021, 7033, 7034 = 22.88 cf
- will find info on words capacity

~~8/10/69 2-2126~~

2/3/67 2-2406 ✓

- 4/26/68 2-7020 ✓

- 9/26/68 2-7021 ✓

12/25/68 2-7025 ✓

2/17/69 2-7028

- 4/4/69 2-7033 ✓

- 4/4/69 2-7034 ✓

8/30/69 2-7036 ✓

8/30/69 Σ 7036, 37, 38 $\leq$ 23.6

6/5/69 2-7038 ✓

9/10/73 2-7127 ✓ Σ 7036, 37, 38, 7127 $\leq$ 23.6 cf

6/8/81 2-7350 ✓ ϕ

360 { 555E 528 NWNE
" ↑
" ↑
855 " }

1030 { 655E 58 SW5W
" ↑
" ↑
" }

1325 { 555E 528 NWNE
" ↑
" ↑
" }

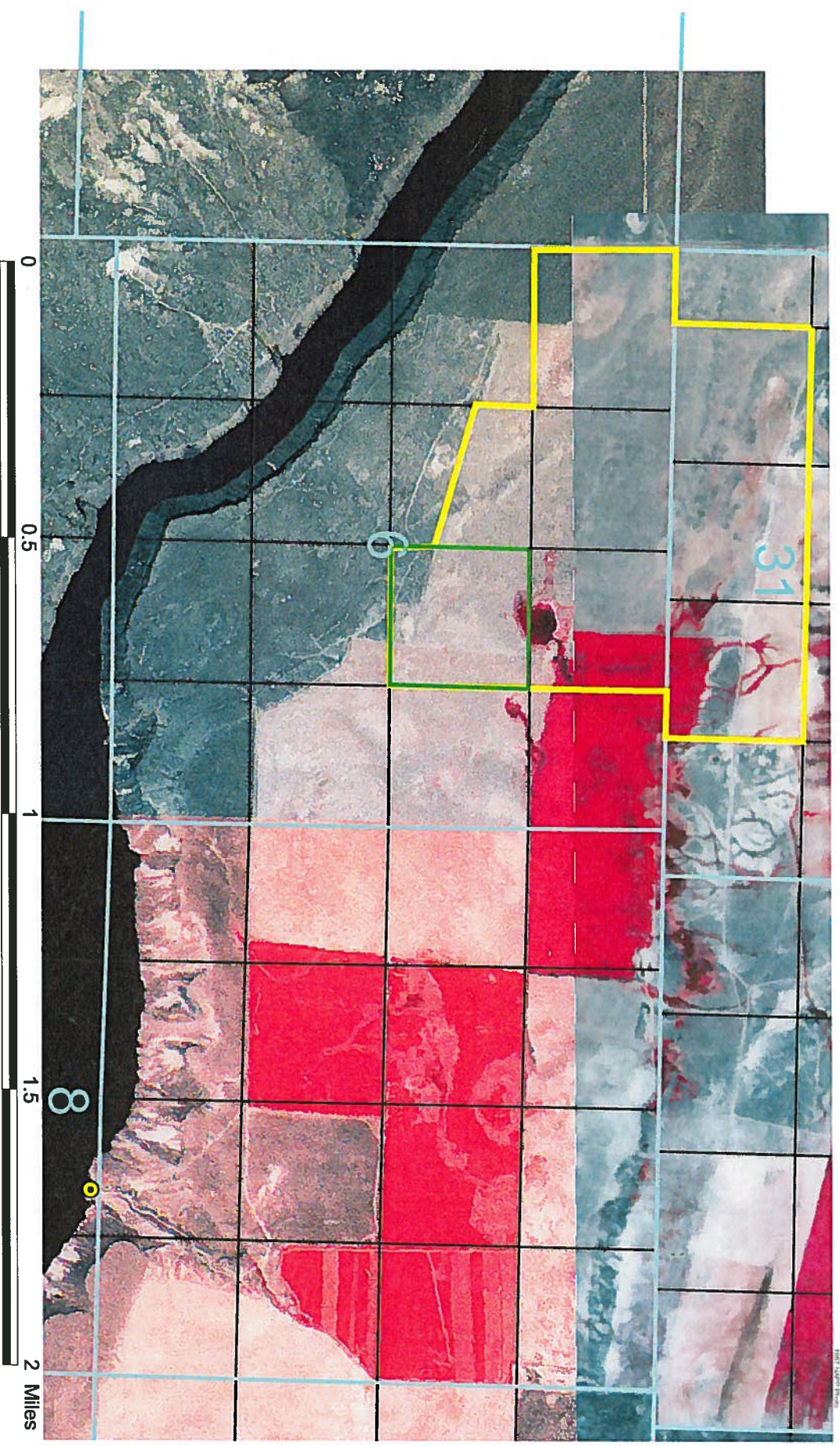
1325 { 555E 519 NWNE
" ↑
" ↑
" }

1315 { 554E 535 SWNE
" ↑
" ↑
" ↑
" }

250 { 555E 528 NWNE
" ↑
" ↑
" }

claim	weight
6.44	7.34
6.40	5.30
4.00	6/3/61
10.74	9/10/73

Idaho Department of Water Resources



Claim Number: 02-07033
Legal: T05S, R05E, S31
T06S, R05E, S6 & 8
Reviewed By: SJR 3/19/05

- Point of Diversion
- Place of Use - Stock
- Place of Use - Irrigation
- Section Lines
- Quarter Quarter Lines



IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: _____ Date: _____

	TNS	RNG	SEC	NE				NW				SW				SE				Sum
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	55	5E	31											-11 40	-12 40			40		
GIS														40	40			40		
Claim	6S	5E	6		40	40		40			20									
GIS					41	41		41			42									
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's _____

Total Claimed Acres: _____

Overlapping POU Claim #'s:

Total GIS Acres: _____

0 7350

COMMENTS:

County data indicates James Hilliard owns property in section 31; however, there is no data available for section 6.

POD - The map indicates it in the water, so I placed it next to what could be a canal or reservoir.

Idaho Department of Water Resources

1987 Napp Photo

Claim Number: 02-07033
Legal: T05S, R05E, S31
T06S, R05E, S06
Reviewed By:

- Point of Diversion
(located outside view)
- Place of Use
- Section Lines
- Quarter Quarter Lines
- Township/Range Lines



Idaho Department of Water Resources

1987 Napp Photo

Claim Number: 02-07033
Legal: T05S, R05E, S31
T06S, R05E, S06
Reviewed By:

- Point of Diversion
(located outside view)
- Place of Use
- Section Lines
- Quarter Quarter Lines
- Township/Range Lines



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 2-7033
Date Received: 12/16/1988
Receipt No: W001667
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

JAMES C HILLIARD
4401 S OCEAN BLVD #7
HIGHLAND BEACH FL USA 33487

Phone: (561)838-4370

BARBARA G HILLIARD
4401 S OCEAN BLVD #7
HIGHLAND BEACH FL USA 33487

Phone: (561)838-4370

2. Date of Priority: 04/04/1969

3. Source: SNAKE RIVER Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06S	05E	8	NW NE	OWYHEE	

5. Description of diverting works:

TURBINE PUMP INTO PENSTOCK, MAINLINE & HANDLINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	10/31	6.4	1607.2
STOCKWATER	1/01	12/31	0.01	7.2

7. Total Quantity Appropriated is:
6.4 C.F.S. and/or 1607.2 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres	
05S	05E	31	SW	SW	11	IRRIGATION	40
			SE	SW	12	IRRIGATION	40
			SW	SE		IRRIGATION	40
						Section Acres	120
06S	05E	6	SW	NE		STOCKWATER	
			NW	NE		IRRIGATION	40
			SW	NE		IRRIGATION	40
			NE	NW		IRRIGATION	40
			SE	NW		IRRIGATION	20
						Section Acres	140
						Total Acres	260

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:

14. Remarks:

Ownership change by DB 5/14/2002

15. Basis of Claim: License

Conditions of Approval:			
Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:
Misc:	Water District Number:	Field Inspection Flag: Presumption Flag:	
Audit:	07/25/89 SHAFF	03/29/95 POST-STD	

Adjudication Claim Report 2-7033

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05S	05E	31																	
												40.0	40.0				40.0		120.0
												L 11	L 12						

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 2-7033

06S 05E 6		40.0 40.0		40.0	20.0			140.0
-----------	--	-----------	--	------	------	--	--	-------

Total Acres: 260

Conditions of Approval:

1. 01

Remarks:Comments:Dates and Other Information:

Claim Received Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector: 0
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre: 1607.2
Swan Falls Trust or Nontrust: False
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan:

RECEIVED

DEC 31 1998

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

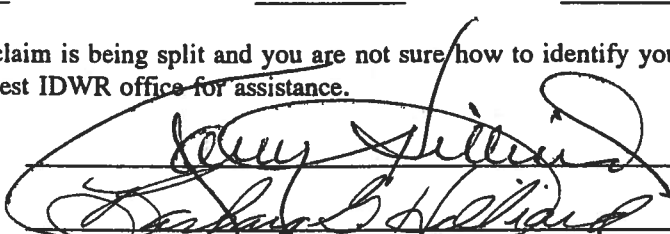
1. Water Right No(s).: See attached list
Adjudication Claim No(s).: See attached list
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
See attached AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.) See attached OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked. See attached
3. Name and Address of Former Owner/Claimant See attached list
4. New Owner/Claimant(s) James C. Hilliard and Barbara G. Hilliard, husband & wife
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address See attached
City, State and ZIP Code _____
New Telephone Number () See attached
5. Date you acquired the property January 2, 1998
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres you irrigate N/A Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s)

(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

EXHIBIT "A"

223770

PARCEL NO. 1:

In Township 5 South, Range 4 East, B. M., Owyhee County, Idaho

2-07127 Section 36: E1/2, NW1/4, N1/2 SW1/4

547

PARCEL NO. 2:

In Township 5 South, Range 4 East, B. M., Owyhee County, Idaho

1-07037 Section 24: E1/2 SW1/4, W1/2 SE1/4

1-07037 Section 25: N1/2 NW1/4

1-07037 Section 26: E1/2 NE1/4

PARCEL NO. 3:

In Township 5 South, Range 4 East, B. M., Owyhee County, Idaho

1-07036 Section 25: S1/2 NW1/4, N1/2 SW1/4, SE1/4 SW1/4

PARCEL NO. 4:

In Township 5 South, Range 4 East, B. M., Owyhee County, Idaho

1-07036 Section 25: S1/2 SE1/4

In Township 5 South, Range 5 East, B. M., Owyhee County, Idaho

1-07036 Section 30: Lots 10 and 11

1-07036 Section 31: Lots 1, 2, and 3, N1/2 NE1/4

PARCEL NO. 5:

In Township 5 South, Range 5 East, B. M., Owyhee County, Idaho

02129-66 Section 28: SW1/4 SE1/4, SE1/4 SW1/4, S1/2 NE1/4 SW1/4 SW1/4,

07025-18 E1/2 W1/2 SW1/4 SW1/4 SW1/4, E1/2 SW1/4 SW1/4 SW1/4, SE1/4 SW1/4 SW1/4

02140-170 Section 31: Lots 5, 6, and 7, S1/2 NE1/4, N1/2 SE1/4

02180-171 Section 32: NE1/4, E1/2 NW1/4, NW1/4 NW1/4, SW1/4 NW1/4, N1/2 SE1/4, S1/2 SE1/4

02129-111 Section 33: NW1/4 NE1/4, N1/2 NW1/4, N1/2 N1/2 SW1/4 NE1/4, SW1/4 NW1/4,

1-07025-66 N1/2 N1/2 SE1/4 NW1/4

In Township 6 South, Range 5 East, B. M., Owyhee County, Idaho

07021-221 Section 4: S1/2 NW1/4, SW1/4

07020-219 Section 5: Lots 1, 2, and 3, S1/2 NE1/4, SE1/4 NW1/4, NE1/4 SE1/4,

07021-50 N1/2 SW1/4 SE1/4 SE1/4, N1/2 SE1/4 SE1/4, SE1/4 SE1/4 SE1/4

PARCEL 6:

In Township 5 South, Range 5 East, B. M., Owyhee County, Idaho

07033 Section 31: Lots 11 and 12, SW1/4, SE1/4

In Township 6 South, Range 5 East, B. M., Owyhee County, Idaho

07034 Section 5: Lot 4, SW1/4 NW1/4, N1/2 SW1/4

07033 Section 6: Lots 1, 2, 3 and 4, SE1/4 NE1/4, SW1/4 NE1/4, SE1/4 NW1/4, N1/2 SE1/4

PARCEL 7:

In Township 5 South, Range 5 East, B. M., Owyhee County, Idaho

07028 Section 19: SE1/4

150 Section 30: NE1/4

FILED-RECORDED

'98 JAN 13 PM 1 10

JIM HUNTLEY JR.

OWYHEE COUNTY RECORDER

BY R. J. Huntley
DEPUTY

REQUEST OF

FEE 1.00

Names and Addresses of Former Owners

Maggie Creek Ranch, Inc.
P.O. Box 1360
Elko, NV 80803

Chester J. Tindall
550 N. 8th E.
Mountain Home, ID 83647

John W. Dixon
4380 SW
Mac Adam
Suite 460
Portland, OR
97201

Irrigation Adjudication Claim Nos.:

*SRBA Irrigation Claims Associated
to same extent to Hilliard DEED*

*SRBA
Claim #*

<i>— Current</i>	<i>Claimant</i>	<i>Name</i>
<i>Maggie Cr. Ranch</i>	<i>Dixon</i>	<i>Tindall</i>
<i>A02-00057-</i>	<i>-07036-</i>	<i>-02129-</i>
<i>-07028-</i>	<i>-07037-</i>	<i>-02130-</i>
<i>-07034-</i>	<i>-07038-</i>	<i>-02406-</i>
<i>-07350-</i>	<i>-07127-</i>	<i>-07020-</i>
		<i>-07021-</i>
		<i>-07025-</i>
		<i>-07033-</i>

New Owners and Address

James C. Hilliard and Barbara G. Hilliard, husband and wife
4401 S. Ocean Blvd., #7,
Highland Beach, FL 33487

c/o John W. Clark, Manager
P.O. Box 711
Mountain Home, ID 83747

Phone: (208) 587-9131

LICENSED WATER RIGHTS

From: Maggie Creek Ranch, L.P., a Delaware limited partnership
To: James C. Hilliard and Barbara G. Hilliard, husband and wife

Diversion Point #1 - T05S-R05E-S28, NWNE - Snake River

<u>Water Right License No.</u>	<u>Acres</u>	<u>Priority Date</u>	<u>Cubic Feet/Sec. Irrigation Stockwater</u>	<u>Acre Feet</u>
02-02129	177	5/21/1956	3.54 CFS	885 AFA
02-02130	171	5/21/1956	3.42 CFS	855 AFA
02-02406	206	2/03/1967	4.12 CFS	1,030 AFA
02-07025	265	12/25/1968	4.00 CFS	1,325 AFA
02-07350	<u>50</u>	6/08/1981	<u>1.00</u> CFS	<u>250</u> AFA
	869		1,608 CFS	4,350 AFA

Diversion Point #2 - T05S-R05E-S19, NWNE - Snake River

02-07028	310	2/17/1969	6.20 CFS	1,550 AFA
----------	-----	-----------	----------	-----------

Diversion Point #3 T05S-R4E-S35, SWNE - Snake River

02-07036	362	8/30/1969	7.24 CFS	1,810 AFA*
	61			
	61			
02-07037	320	8/30/1969	6.40 CFS	1,600 AFA
02-07038	200	6/05/1969	4.00 CFS	900 AFA
02-07127	<u>547</u>	9/12/1973	<u>10.94</u> CFS	<u>2,735</u> AFA
	1,551		28.58 CFS	7,045 AFA

Diversion Point #4 T06S-R05E-S08, NWNE - Snake River

02-07020	233	9/26/1968	4.66 CFS	1,165 AFA
02-07021	271	9/26/1968	5.42 CFS	1,355 AFA
02-07033	289	4/04/1969	6.40 CFS	0.01 1,607.2 AFA
02-07034	<u>320</u>	4/04/1969	<u>6.40</u> CFS	0.01 <u>1,607.2</u> AFA
	1,113		22.88 CFS	5,734.4 AFA

Totals	3,843 acres		73.74 CFS	18,679.4 AFA
---------------	--------------------	--	------------------	---------------------

* Includes Water Right for 40 acres for Lot 12, Sec. 30, T5S, R5E, B.M., on public BLM land.

NOTE: All of the above original water rights are licensed water rights.

ADJUDICATION CLAIMS - WATER RIGHTS

From: Maggie Creek Ranch, L.P., a Delaware limited partnership, Dixon, Tindall
To: James C. Hilliard and Barbara G. Hilliard, husband and wife

Diversion Point #1 - T05S-R05E-S28, NWNE - Snake River

<u>Water Right</u> <u>No.</u>	<u>Acres</u>	<u>Priority Date</u>	<u>Cubic Feet/Sec.</u>		<u>Acre Feet Consumptive</u> <u>Use</u>	
			<u>Irrig.</u>	<u>Stockwtr.</u>	<u>Dom.</u>	
A02-02129	172	5/21/1956	3.54			- 602 AFA
A02-02130	171	5/21/1956	3.42			855 AFA 598.5 AFA
A02-02406	206	2/03/1967	4.12			1,030 AFA 721 AFA
A02-07025	243	12/25/1968	4.00			1,325 AFA 850.5 AFA
A02-07350	<u>50</u>	6/08/1981	<u>1.00</u>			<u>250</u> AFA <u>175</u> AFA
	842		16.08			AFA 2,947.0 AFA

Diversion Point #2 - T05S-R05E-S19, NWNE - Snake River

A02-07028	290	2/17/1969	6.20			1,550 AFA 1,015 AFA
-----------	-----	-----------	------	--	--	---------------------

Diversion Point #3 T05S-R4E-S35, SWNE - Snake River

A02-07036	322	8/24/1969	6.44			Permit
A02-07037	320	8/24/1969	6.40			Permit
A02-07038	200	6/05/1969	4.00			Permit
A02-07127	<u>547</u>	9/06/1973	<u>10.94</u>			<u>Permit</u>
	1,389		27.78			

Diversion Point #4 T06S-R05E-S08, NWNE - Snake River

A02-07020	233	9/26/1968	4.66			1,165 AFA 815.5 AFA
A02-07021	271	9/26/1968	5.42			1,355 AFA 948.5 AFA
A02-07033	260	4/04/1969	6.40	0.01		1,607.2 AFA 910.0 AFA
A02-07034	<u>300</u>	4/04/1969	<u>6.40</u>	<u>0.01</u>		<u>1,607.2</u> AFA <u>1,050.0</u> AFA
	<u>1,064</u>		<u>22.88</u>	0.02		5,734.4 AFA 3,724.0 AFA
Total - 3,585 acres			72.94 cfs			

Diversion Point - T05S-R05E-S32, SESWSW - Springs

51-07132	-	7/27/1978	0.04			3.60 AFA -
51-07312A*	-	1/03/1989	0.10			- -

*Application split with BLM, domestic use deleted, season reduced.

Diversion Point - T05S-R05E-S28, NWNE - Snake River

A02-00057	10	2/03/1967	0.20	0.23		35.00 AFA -
-----------	----	-----------	------	------	--	-------------

**Diversion Point - T05S-R05E-S32, SESW - Groundwater
S33, NWNW - Groundwater**

51-10373	-	6/30/1968	0.23	0.06		Beneficial Use -
----------	---	-----------	------	------	--	------------------

NOTE: Claims filed indicate some licenses as permits - correction requested.

OTHER NON-IRRIGATION WATER RIGHTS/ADJUDICATION CLAIMS

From: Maggie Creek Ranch, L.P., a Delaware limited partnership.
To: James C. Hilliard and Barbara G. Hilliard, husband and wife.

Adj. Claim No. 51-07132 - Priority 07/27/1978 - Domestic use - 0.04 cfs, 3.60 afa.
Springs located in Sec. 32, T6S-R5E - Decreed Right.

Water Right No. 51-07312 - Priority 01/03/1989 - Stockwater - 0.20 cfs.
Spring located in Sec. 32, T6S- R5E - Application split 5/96 with BLM
Water Right No. 51-07312A for 0.10 cfs for Maggie Creek Ranch, L.P., a
Delaware limited partnership.

Adl. Claim No. 51-10373 - Priority 06/30/1968 - Stockwater and Domestic -
0.23 cfs. Ground water located in Sec. 32 & 33, T5S-R5E - Beneficial use -
Objection pending.

PARCEL NO. 1:

In Township 5 South, Range 4 East, B. M., Owyhee County, Idaho

07127 Section 36: E1/2, NW1/4, N1/2 SW1/4
547

FILED-RECORDED

'98 JAN 13 PM 1 10

PARCEL NO. 2:

In Township 5 South, Range 4 East, B. M., Owyhee County, Idaho

07037 Section 24: E1/2 SW1/4, W1/2 SE1/4

07037 Section 25: N1/2 NW1/4

07037 Section 26: E1/2 NE1/4

JIM HUNTLEY JR.

OWYHEE COUNTY RECORDER

BY

DEPUTY

PARCEL NO. 3:

In Township 5 South, Range 4 East, B. M., Owyhee County, Idaho

07036 Section 25: S1/2 NW1/4, N1/2 SW1/4, SE1/4 SW1/4

PARCEL NO. 4:

In Township 5 South, Range 4 East, B. M., Owyhee County, Idaho

07036 Section 25: S1/2 SE1/4

REQUEST OF

FEE 1.00

In Township 5 South, Range 5 East, B. M., Owyhee County, Idaho

07036 Section 30: Lots 10 and 11

07036 Section 31: Lots 1, 2, and 3, N1/2 NE1/4

PARCEL NO. 5:

In Township 5 South, Range 5 East, B. M., Owyhee County, Idaho

2129-66 Section 28: SW1/4 SE1/4, SE1/4 SW1/4, S1/2 NE1/4 SW1/4 SW1/4,

07025-18 E1/2 W1/2 SW1/4 SW1/4 SW1/4, E1/2 SW1/4 SW1/4 SW1/4, SE1/4 SW1/4 SW1/4

22406-170 Section 31: Lots 5, 6, and 7, S1/2 NE1/4, N1/2 SE1/4

22180-171 Section 32: NE1/4, E1/2 NW1/4, NW1/4 NW1/4, SW1/4 NW1/4, N1/2 SE1/4, S1/2 SE1/4

22129-111 Section 33: NW1/4 NE1/4, N1/2 NW1/4, N1/2 N1/2 SW1/4 NE1/4, SW1/4 NW1/4,

-07025-66 N1/2 N1/2 SE1/4 NW1/4

02-07025-17

02-07050-50

02-07020-14

02-07025-13

In Township 6 South, Range 5 East, B. M., Owyhee County, Idaho

07011 Section 4: S1/2 NW1/4, SW1/4

07010 Section 5: Lots 1, 2, and 3, S1/2 NE1/4, SE1/4 NW1/4, NE1/4 SE1/4,

07021-50 N1/2 SW1/4 SE1/4 SE1/4, N1/2 SE1/4 SE1/4, SE1/4 SE1/4 SE1/4

PARCEL 6:

In Township 5 South, Range 5 East, B. M., Owyhee County, Idaho

07033 Section 31: Lots 11 and 12, SW1/4 SE1/4

In Township 6 South, Range 5 East, B. M., Owyhee County, Idaho

07034 Section 5: Lot 4, SW1/4 NW1/4, N1/2 SW1/4

07033 Section 6: Lots 1, 2, 3 and 4, SE1/4 NE1/4, SW1/4 NE1/4, SE1/4 NW1/4, N1/2 SE1/4

PARCEL 7:

In Township 5 South, Range 5 East, B. M., Owyhee County, Idaho

7028 Section 19: SE1/4

150 Section 30: NE1/4

PIONEER TITLE COMPANY OF CANYON COUNTY
OWYHEE OFFICE
100 10th Avenue South
Nampa, ID 83651
466-6100
Telefax No. (208) 466-6558

TO:

Kenneth B. Todd
5040 Allamar Drive
Boise, ID 83704

Order No.: PO1742
Your file:
Re: Maggie Creek
Ranch/HILLIARD
Date: 11/3/98

In connection with the above-referenced order, we enclose the following PER YOUR REQUEST:

- () Title Commitment
- () Datedown Endorsement
- () Insuring Information Endorsement
- () Title Policy
- () Endorsements
- () Trustee's Sale Guarantee
- () Litigation Guarantee
- () Lot Book Guarantee
- () Statement
- ()
- (x) Copies of Deeds #210213, 211173, 212822, 223765, 223764,
223766, 223767, 223768
- () Original Documents:

Your Escrow Officer for this transaction is:

Thank you for this opportunity to assist you with your real estate transactions. Please call again.

Title Officer
JONATHAN MABBUTT

WARRANTY DEED

For Value Received

CHESTER J. TINDALL and JESSIE J. TINDALL, husband and wife

the grantor s, do hereby grant, bargain, sell and convey unto

MAGGIE CREEK RANCH, INC., a Nevada corporation

the grantee s, whose current address is, P. O. Box 1360, Elko, NV 89803
the following described premises to-wit:

The following real property as more fully set forth and described
on Exhibit "A" attached hereto and by reference thereto made a
part hereof:

TOGETHER WITH all water and water rights appurtenant thereto,

SUBJECT TO exceptions and reservations contained in patents from
the United States.

SUBJECT TO all easements, restrictions and reservations of
record and of use.

BARBARA JAYO
OWYHEE COUNTY RECORDER
BY *[Signature]*
REQUEST OF
O.C.T.
DEPUTY
FEE 6.00

93 MAY 3 AM 10 29

FILED - RECORDED

210213

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee,
its heirs and assigns forever. And the said Grantor s do hereby covenant to and
with the said Grantee, that they are the owner s in fee simple of said premises; that said
premises are free from all incumbrances except taxes and assessments for the
year 1993 and subsequent years and subject to the terms and
conditions of certain CRP contracts which restrict the use of
certain portions of the property
and that they will warrant and defend the same from all lawful claims whatsoever.
Dated: April 29, 1993

[Signature]
Chester J. Tindall

[Signature]
Jessie J. Tindall

STATE OF IDAHO, COUNTY OF Owyhee
On this 29th day of April, 1993,
before me, a notary public in and for said State, personally
appeared Chester J. Tindall and
Jessie Tindall

known to me to be the person s whose names are
subscribed to the within instrument, and acknowledged to
me that they executed the same.

[Signature]
Notary Public
Residing at _____, Idaho
Comm. Expires 7-10-93

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at
the request of

at _____ minutes past _____ o'clock m.,
this _____ day of _____
19 _____, in my office, and duly recorded in Book
of Deeds at page _____

Ex-Officio Recorder

By _____ Deputy.
Fees \$ _____
Mail to: _____

INSTRUMENT NO.

Exhibit "A" to Warranty Deed - Tindall to Maggie Creek Ranch

PARCEL NO. I:

IN TOWNSHIP 5 SOUTH, RANGE 5 EAST, B.M., OWYHEE COUNTY, IDAHO

Section 28: SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{4}$ W $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$,
E $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$

Section 31: Lots 5, 6, and 7, S $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{4}$ SE $\frac{1}{4}$

Section 32: NE $\frac{1}{4}$, E $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{4}$ SE $\frac{1}{4}$

Section 33: NW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{4}$ N $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{4}$ N $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$

IN TOWNSHIP 6 SOUTH, RANGE 5 EAST, B.M., OWYHEE COUNTY, IDAHO

Section 4: S $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$

Section 5: Lots 1, 2, and 3, S $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$,
N $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$, N $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$

PARCEL NO. II:

IN TOWNSHIP 5 SOUTH, RANGE 5 EAST, B.M., OWYHEE COUNTY, IDAHO

Section 31: Lots 11 and 12, SW $\frac{1}{4}$ SE $\frac{1}{4}$

IN TOWNSHIP 6 SOUTH, RANGE 5 EAST, B.M., OWYHEE COUNTY, IDAHO

Section 5: Lot 4, SW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{4}$ SW $\frac{1}{4}$

Section 6: Lots 1, 2, 3 and 4, SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{4}$ SE $\frac{1}{4}$

J.J.2. e.g.2.

WARRANTY DEED

For Value Received

CHESTER J. TINDALL and JESSIE J. TINDALL, husband and wife

the grantor s, do hereby grant, bargain, sell and convey unto

MAGGIE CREEK RANCH, INC., a Nevada corporation

the grantee s, whose current address is,
the following described premises, to-wit:

IN TOWNSHIP 5 SOUTH, RANGE 5 EAST, B.M., OWYHEE COUNTY, IDAHO

Section 19: SE1

Section 30: NE1

TOGETHER WITH all water and water rights appurtenant thereto,

SUBJECT TO exceptions and reservations contained in patents from
the United States.

SUBJECT TO all easements, restrictions and reservations of
record and of use.

FILED-RECORDED
93 SEP 23 AM 9 15
OWYHEE COUNTY RECORDER
BY *[Signature]*
DEPUTY
REQUEST OF
0.01
FEE 3.00

211173

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee,
its heirs and assigns forever. And the said Grantors do hereby covenant to and
with the said Grantee, that they are the owner s in fee simple of said premises; that said
premises are free from all Incumbrances except taxes and assessments for the
year 1993 and subsequent years and subject to the terms and
conditions of certain CRP contracts which restrict the use of
certain portions of the property
and that they will warrant and defend the same from all lawful claims whatsoever.
Dated: April 29, 1993

[Signature]
Chester J. Tindall

[Signature]
Jessie J. Tindall

STATE OF IDAHO, COUNTY OF Owyhee

On this 29th day of April, 1993,
before me, a notary public in and for said State, personally
appeared Chester J. Tindall and
Jessie Tindall

known to me to be the person s whose names are
subscribed to the within instrument, and acknowledged to
me that they executed the same.

[Signature]

Notary Public
Idaho

Residing at
Comm. Expires

7-10-93

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at
the request of

at _____ minutes past _____ o'clock m.,
this _____ day of _____
19 _____, in my office, and duly recorded in Book
of Deeds at page _____

Ex-Officio Recorder

By _____
Fees \$ _____ Deputy.
Mail to: _____

INSTRUMENT No.

WARRANTY DEED

(CORPORATE FORM)

TWIFORD RANCH, INC. , a corporation
organized and existing under the laws of the State of Idaho, with its principal office at 1416 Fillmore
Caldwell of County of Canyon , State of Idaho, 83605
grantor, hereby CONVEYS or GRANTS and WARRANTS TO
JOHN W. DIXON, a married man

of 4380 SW Mac Adam Ave., Suite 460, Portland, OR 97201

grantee
for the sum of

Ten Dollars (\$10.00) and other valuable consideration
the following described tract(s) of land in Owyhee County.

State of Idaho:

PARCEL NO. 1:

IN TOWNSHIP 5 SOUTH, RANGE 4 EAST, B. M., OWYHEE COUNTY, IDAHO
Section 36: E½, NW¼, N½SW¼

PARCEL NO. 2:

IN TOWNSHIP 5 SOUTH, RANGE 4 EAST, B. M., OWYHEE COUNTY, IDAHO
Section 24: E½SW¼, W½SE¼
Section 25: N½NW¼
Section 26: E½NE¼

PARCEL NO. 3:

IN TOWNSHIP 5 SOUTH, RANGE 4 EAST, B. M., OWYHEE COUNTY, IDAHO
Section 25: S½NW¼, N½SW¼, SE½SW¼

PARCEL NO. 4:

IN TOWNSHIP 5 SOUTH, RANGE 4 EAST, B. M., OWYHEE COUNTY, IDAHO
Section 25: S½SE¼

IN TOWNSHIP 5 SOUTH, RANGE 5 EAST, B. M., OWYHEE COUNTY, IDAHO
Section 30: Lots 10 and 11
Section 31: Lots 1, 2, and 3, N½NE¼

Together with all water rights, ditch rights, rights of way,
tenements, hereditaments and appurtenances thereto belonging or
used in connection therein.

Subject to exceptions and reservations contained in patents from
the United States.

Subject to all easements, restrictions and reservations of record
and of use.

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

In witness whereof, the grantor has caused its corporate name and seal to be hereunto affixed by its
duly authorized officers this _____ day of _____, A. D. 19____



State of Idaho
County of Owyhee

ss.

Twiford Ranch, Inc.

CORPORATE NAME.

By

Jack I. Twiford
Jack I. Twiford

PRESIDENT

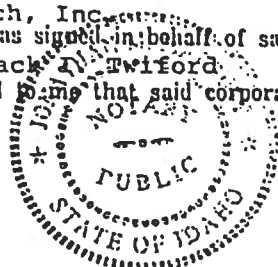
Attest:

SECRETARY

On the _____ day of _____, A. D. 19____

personally appeared before me Jack I. Twiford and
who being by me duly sworn did say, each for himself, that he, the said Jack I. Twiford
is the president, and he, the said _____ is the secretary
of Twiford Ranch, Inc., a corporation, and that the within and
foregoing instrument was signed in behalf of said corporation by authority of a resolution of its board
of directors and said Jack I. Twiford and
each duly acknowledged that said corporation executed the same and that the seal affixed is the
seal of said corporation.

NOTARY SEAL



My residence is Moridian, ID
My commission expires April 25, 2000

212822

FILED-RECORDED

'94 NOV 13 PM 3 33

E. Sherburne

REQUEST OF

Compu Title Co

3.00

QUITCLAIM DEED

THIS INDENTURE, made and entered into as of the 23 day of December 1997, by and between John W. Dixon, a married man dealing with his sole and separate property, of Portland, Oregon, First Party, and Maggie Creek Ranch, Inc., a Nevada corporation, Second Party,

WITNESSETH:

That the said First Party, for and in consideration of the sum of TEN DOLLARS (\$10.00), lawful money of the United States of America, to him in hand paid by the said Second Party and other good and valuable consideration, receipt whereof is hereby acknowledged, does by these presents remise, release and forever quitclaim unto the said Second Party, and to its successors and assigns, all of his right, title and interest in and to all that certain real property situate in the County of Owyhee, State of Idaho, more particularly described as follows:

Parcel No. 1:

Township 5 South, Range 4 East, B.M., Owyhee County, Idaho

Section 36: E $\frac{1}{2}$; NW $\frac{1}{4}$; N $\frac{1}{2}$ SW $\frac{1}{2}$

Parcel No. 2:

Township 5 South, Range 4 East, B.M., Owyhee County, Idaho

Section 24: E $\frac{1}{2}$ SW $\frac{1}{4}$; W $\frac{1}{2}$ SE $\frac{1}{4}$

Section 25: N $\frac{1}{2}$ NW $\frac{1}{4}$

Section 26: E $\frac{1}{2}$ NE $\frac{1}{4}$

Parcel No. 3:

Township 5 South, Range 4 East, B.M., Owyhee County, Idaho

Section 25: S $\frac{1}{2}$ NW $\frac{1}{4}$; N $\frac{1}{2}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$

WILSON AND BARROWS, LTD.

ATTORNEYS AT LAW
P.O. BOX 389

ELKO, NEVADA 89801-0389

Parcel No. 4:

Township 5, South, Range 4 East, B.M., Owyhee County, Idaho

Section 25: S $\frac{1}{2}$ SE $\frac{1}{4}$

Township 5 South, Range 5 East, B.M., Owyhee County, Idaho

Section 30: Lots 10 and 11

Section 31: Lots 1, 2 and 3, N $\frac{1}{2}$ NE $\frac{1}{4}$

Parcel No. 5:

Township 5 South, Range 5 East, B.M., Owyhee County, Idaho

Section 19: SE $\frac{1}{4}$

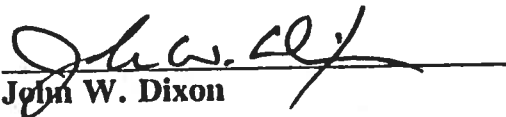
Section 30: NE $\frac{1}{4}$

TOGETHER WITH all improvements situate thereon.

TOGETHER WITH all water rights, ditch rights, rights of way, tenements, hereditaments and appurtenances thereto belonging or used in connection therein.

TO HAVE AND TO HOLD the said premises, together with the appurtenances, unto the said Second Party, and to its successors and assigns forever.

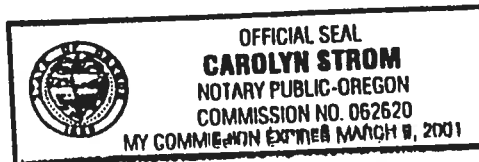
IN WITNESS WHEREOF, the said First Party has hereunto set his hand as of the day and year first hereinabove written.


John W. Dixon

STATE OF OREGON,)
) ss.
COUNTY OF Multnomah

On December 23, 1997, personally appeared before me, a Notary Public,
John W. Dixon, personally known (or proved) to me to be the person whose name is subscribed
to the above instrument who acknowledged that he executed the above instrument.

Carolyn Strom
NOTARY PUBLIC



Mailing Address for Grantee:

Maggie Creek Ranch, Inc.
P. O. Box 159
Elko, NV 89803

Assessor's Parcel No.: _____

8712081-55, 1997

RECORDED
BY Jim Hu
DEPUTY

JIM HU, DEPUTY
OWYHEE COUNTY RECORDER
BY Jim Hu
DEPUTY

'98 JAN 13 PM 1 10

FILED-RECORDED

223765

QUITCLAIM DEED

THIS INDENTURE, made and entered into as of the 23rd day of December 1997,
by and between Harriett H. Dixon, an unmarried woman of Portland, Oregon, First Party, and
Maggie Creek Ranch, Inc., a Nevada corporation, Second Party,

W I T N E S S E T H:

WHEREAS, the First Party was formerly married to John W. Dixon when he
acquired title to the property hereinafter described, and

WHEREAS, the First Party and John W. Dixon are now divorced, and the First
Party claims no right, title or interest in said property, which John W. Dixon has conveyed to the
Second Party on even date herewith,

NOW THEREFORE, First Party, for good and valuable consideration, receipt
whereof is hereby acknowledged, does by these presents remise, release and forever quitclaim
unto the said Second Party, and to its successors and assigns, all of her right, title and interest in
and to that certain real property situate in the County of Owyhee, State of Idaho, more particularly
described as follows:

Parcel No. 1:

Township 5 South, Range 4 East, B.M., Owyhee County, Idaho

Section 36: E $\frac{1}{2}$;NW $\frac{1}{4}$;N $\frac{1}{2}$ SW $\frac{1}{2}$

Parcel No. 2:

Township 5 South, Range 4 East, B.M., Owyhee County, Idaho

Section 24: E $\frac{1}{2}$ SW $\frac{1}{4}$;W $\frac{1}{2}$ SE $\frac{1}{4}$

Section 25: N $\frac{1}{2}$ NW $\frac{1}{4}$

Section 26: E $\frac{1}{2}$ NE $\frac{1}{4}$

Parcel No. 3:

Township 5 South, Range 4 East, B.M., Owyhee County, Idaho

Section 25: S $\frac{1}{2}$ NW $\frac{1}{4}$; N $\frac{1}{2}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$

Parcel No. 4:

Township 5, South, Range 4 East, B.M., Owyhee County, Idaho

Section 25: S $\frac{1}{2}$ SE $\frac{1}{4}$

Township 5 South, Range 5 East, B.M., Owyhee County, Idaho

Section 30: Lots 10 and 11

Section 31: Lots 1, 2 and 3, N $\frac{1}{2}$ NE $\frac{1}{4}$

Parcel No. 5:

Township 5 South, Range 5 East, B.M., Owyhee County, Idaho

Section 19: SE $\frac{1}{4}$

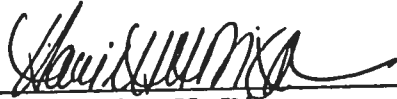
Section 30: NE $\frac{1}{4}$

TOGETHER WITH all improvements situate thereon.

TOGETHER WITH all water rights, ditch rights, rights of way, tenements, hereditaments and appurtenances thereto belonging or used in connection therein.

TO HAVE AND TO HOLD the said premises, together with the appurtenances, unto the said Second Party, and to its successors and assigns forever.

IN WITNESS WHEREOF, the said First Party has hereunto set her hand as of the day and year first hereinabove written.



Harriett H. Dixon

STATE OF OREGON,)
) ss.
COUNTY OF Multnomah)

On January 7th, 1998, personally appeared before me, a Notary Public,
Harriett H. Dixon, personally known ~~(or proved)~~ to me to be the person whose name is
subscribed to the above instrument who acknowledged that she executed the above instrument.



Linda M. Burton
NOTARY PUBLIC

Mailing Address for Grantee:

Maggie Creek Ranch, Inc.
P. O. Box 159
Elko, NV 89803

Assessor's Parcel No.: _____

38141916, PP 998

QUESTOR
Harriett H. Dixon

JIM HUNTER JR.
CLYDE COUNTY RECORDER
BY [Signature]
DEPUTY

'98 JAN 13 PM 1 10

FILED-RECORDED

223764

BARGAIN AND SALE DEED

FOR VALUE RECEIVED, Maggie Creek Ranch, Inc., a Nevada corporation, herein referred to as GRANTOR, does hereby grant, bargain, sell and convey unto William L. Searle, a married man dealing with his sole and separate property, residing at Lake Forest, Illinois; Marion S. Searle, a married woman dealing with her sole and separate property, residing at Lake Forest, Illinois; Elizabeth S. Reichert, a married woman dealing with her sole and separate property, residing at Englewood, Colorado; and Louise S. Klarr, a married woman dealing with her sole and separate property, jointly and severally as GRANTEES and whose collective address is Kinship Corporation, 400 Skokie Blvd., Suite 300, Northbrook, IL, 60062, and to their respective heirs and assigns, all of its right, title and interest in and to the real property described on Exhibit A attached hereto and by this reference made a part hereof as though fully set forth herein, all of which property is located in the County of Owyhee, State of Idaho in the following manner and proportions:

1. An undivided 93.595% interest in said property unto William L. Searle;
2. An undivided 2.135% interest in said property unto Marion S. Searle;
3. An undivided 2.135% interest in said property unto Elizabeth S. Reichert;
4. An undivided 2.135% interest in said property unto Louise S. Klarr.

TO HAVE AND TO HOLD the said premises, together with all improvements situate thereon and the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining thereto, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof unto the said GRANTEES as tenants in common, and to their respective heirs, successors and assigns forever.

TOGETHER WITH all water, water rights, rights to the use of water, whether surface or underground or otherwise, whether vested, permitted, certificated, decreed or otherwise and whether present or future, and all water available through irrigation projects, whether public or private, now or hereafter used or enjoyed in connection therewith, for irrigation, stock watering, domestic or any other use, or for the drainage of all or any part of the real property, together with all rights and ownership in any water stock owned in connection with the right to receive water for use upon on in connection with the real property, together with all dams, ditches, canals, pipelines, reservoirs, wells and all other means for the diversion or use of water appurtenant to the real property, or any part thereof.

TOGETHER WITH all easements and rights-of-way appurtenant thereto.

IN WITNESS WHEREOF The GRANTOR has hereunto set its hand this 30th
day of December, 1997.

GRANTOR

Maggie Creek Ranch, Inc.,
a Nevada corporation

By: Wayne Fahsholtz
Wayne Fahsholtz
Title: President

FILED-RECORDED

'98 JAN 13 PM 1 10

JIM HUNTLEY JR.
OWNEE COUNTY RECORDER
BY [Signature] DEPUTY

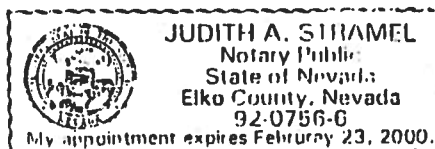
REQUEST OF
[Signature]
FEB 9 1998

STATE OF NEVADA,)
: SS
COUNTY OF ELKO.)

On this 30th day of December, 1997, before me, the undersigned, a notary public
in and for said state, personally appeared Wayne Fahsholtz, known or identified to me to be the
President of Maggie Creek Ranch, Inc., the corporation that executed the instrument
or the person who executed the instrument on behalf of said corporation, and acknowledged to
me that such corporation executed the same.

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

Judith A. Stramel
NOTARY PUBLIC FOR NEVADA
Residing at _____
Commission Expires _____



8/22/97/56, 1997

EXHIBIT A

Commitment No.: PO1742

The land referred to in this commitment/policy is situated in the State of Idaho, County of Owyhee and is described as follows:

PARCEL NO. 1:

In Township 5 South, Range 4 East, B. M., Owyhee County, Idaho
Section 36: E1/2, NW1/4, N1/2 SW1/4

PARCEL NO. 2:

In Township 5 South, Range 4 East, B. M., Owyhee County, Idaho
Section 24: E1/2 SW1/4, W1/2 SE1/4
Section 25: N1/2 NW1/4
Section 26: E1/2 NE1/4

PARCEL NO. 3:

In Township 5 South, Range 4 East, B. M., Owyhee County, Idaho
Section 25: S1/2 NW1/4, N1/2 SW1/4, SE1/4 SW1/4

PARCEL NO. 4:

In Township 5 South, Range 4 East, B. M., Owyhee County, Idaho
Section 25: S1/2 SE1/4

In Township 5 South, Range 5 East, B. M., Owyhee County, Idaho

Section 30: Lots 10 and 11

Section 31: Lots 1, 2, and 3, N1/2 NE1/4

PARCEL NO. 5:

In Township 5 South, Range 5 East, B. M., Owyhee County, Idaho

Section 28: SW1/4 SE1/4, SE1/4 SW1/4, S1/2 NE1/4 SW1/4 SW1/4,
E1/2 W1/2 SW1/4 SW1/4 SW1/4, E1/2 SW1/4 SW1/4 SW1/4, SE1/4 SW1/4 SW1/4

Section 31: Lots 5, 6, and 7, S1/2 NE1/4, N1/2 SE1/4

Section 32: NE1/4, E1/2 NW1/4, NW1/4 NW1/4, SW1/4 NW1/4, N1/2 SE1/4, S1/2 SE1/4

Section 33: NW1/4 NE1/4, N1/2 NW1/4, N1/2 N1/2 SW1/4 NE1/4, SW1/4 NW1/4,
N1/2 N1/2 SE1/4 NW1/4

In Township 6 South, Range 5 East, B. M., Owyhee County, Idaho

Section 4: S1/2 NW1/4, SW1/4

Section 5: Lots 1, 2, and 3, S1/2 NE1/4, SE1/4 NW1/4, NE1/4 SE1/4,
N1/2 SW1/4 SE1/4 SE1/4, N1/2 SE1/4 SE1/4, SE1/4 SE1/4 SE1/4

PARCEL 6:

In Township 5 South, Range 5 East, B. M., Owyhee County, Idaho
Section 31: Lots 11 and 12, SW1/4 SE1/4

In Township 6 South, Range 5 East, B. M., Owyhee County, Idaho

Section 5: Lot 4, SW1/4 NW1/4, N1/2 SW1/4

Section 6: Lots 1, 2, 3 and 4, SE1/4 NE1/4, SW1/4 NE1/4, SE1/4 NW1/4, N1/2 SE1/4

PARCEL 7:

In Township 5 South, Range 5 East, B. M., Owyhee County, Idaho
Section 19: SE1/4
Section 30: NE1/4

BARGAIN AND SALE DEED

FOR VALUE RECEIVED, William L. Searle, a married man dealing with his sole and separate property, residing at Lake Forest, Illinois; Marion S. Searle, a married woman dealing with her sole and separate property, residing at Lake Forest, Illinois; Elizabeth S. Reichert, a married woman dealing with her sole and separate property, residing at Englewood, Colorado; and Louise S. Klarr, a married woman dealing with her sole and separate property, herein referred to as **GRANTORS**, do hereby grant, bargain, sell and convey unto Maggie Creek Ranch LP, a Delaware limited partnership, and Maggie Creek Ranch LLC, a Delaware limited liability company, as **GRANTEES** and whose collective address is 400 Skokie Blvd., Suite 300, Northbrook, IL, 60062, and to their respective successors and assigns, all of their right, title and interest in and to the real property described on Exhibit A attached hereto and by this reference made a part hereof as though fully set forth herein, all of which property is located in the County of Owyhee, State of Idaho in the following manner and proportions:

1. An undivided 99.5% interest in said property unto Maggie Creek Ranch LP, a Delaware limited partnership;
2. An undivided .5% interest in said property unto Maggie Creek Ranch LLC, a Delaware limited liability company.

TO HAVE AND TO HOLD the said premises, together with all improvements situate thereon and the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining thereto, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof unto the said **GRANTEES** as tenants in common, and to their respective successors and assigns forever.

TOGETHER WITH all water, water rights, rights to the use of water, whether surface or underground or otherwise, whether vested, permitted, certificated, decreed or otherwise and whether present or future, and all water available through irrigation projects, whether public or private, now or hereafter used or enjoyed in connection therewith, for irrigation, stock watering, domestic or any other use, or for the drainage of all or any part of the real property, together with all rights and ownership in any water stock owned in connection with the right to receive water for use upon on in connection with the real property, together with all dams, ditches, canals, pipelines, reservoirs, wells and all other means for the diversion or use of water appurtenant to the real property, or any part thereof.

TOGETHER WITH all easements and rights-of-way appurtenant thereto.

IN WITNESS WHEREOF The GRANTORS have hereunto set their hands this
31st day of December, 1997.

GRANTORS

William L. Searle
William L. Searle

by Stewart R. Wilson
Stewart R. Wilson, his Attorney-In-Fact

Marion S. Searle
Marion S. Searle

by Stewart R. Wilson
Stewart R. Wilson, her Attorney-In-Fact

Elizabeth S. Reichert
Elizabeth S. Reichert

by Stewart R. Wilson
Stewart R. Wilson, her Attorney-In-Fact

Louise S. Klarr
Louise S. Klarr

by Stewart R. Wilson
Stewart R. Wilson, her Attorney-In-Fact

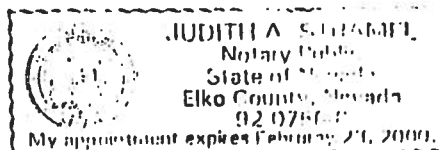
STATE OF NEVADA,)
 : ss
COUNTY OF ELKO.)

On this 31st day of December, 1997, before the undersigned, a notary public in and for said state, personally appeared Stewart R. Wilson, known or identified to me to be the person whose name is subscribed to the within instrument as attorney-in-fact of William L. Searle, Marion S. Searle, Elizabeth S. Reichert and Louise S. Klarr and acknowledged to me that he subscribed their names as principals and his own name as attorney-in-fact.

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

Judith A. Schramm
NOTARY PUBLIC FOR NEVADA
Residing at _____
My Commission Expires on _____

NOTARIAL SEAL, 1997



PARCEL NO. 1:

In Township 5 South, Range 4 East, B. M., Owyhee County, Idaho
 Section 36: E1/2, NW1/4, N1/2 SW1/4

FILED-RECORDED

'98 JUN 13 PM 1 10

PARCEL NO. 2:

In Township 5 South, Range 4 East, B. M., Owyhee County, Idaho
 Section 24: E1/2 SW1/4, W1/2 SE1/4
 Section 25: N1/2 NW1/4
 Section 26: E1/2 NE1/4

JIM HUNTER JR.
 OWYHEE COUNTY RECORDER
 BY B. J. Hunter
 DEPUTY

PARCEL NO. 3:

In Township 5 South, Range 4 East, B. M., Owyhee County, Idaho
 Section 25: S1/2 NW1/4, N1/2 SW1/4, SE1/4 SW1/4

BY B. J. Hunter
 DEPUTY

PARCEL NO. 4:

In Township 5 South, Range 4 East, B. M., Owyhee County, Idaho
 Section 25: S1/2 SE1/4

In Township 5 South, Range 5 East, B. M., Owyhee County, Idaho
 Section 30: Lots 10 and 11
 Section 31: Lots 1, 2, and 3, N1/2 NE1/4

PARCEL NO. 5:

In Township 5 South, Range 5 East, B. M., Owyhee County, Idaho
 Section 28: SW1/4 SE1/4, SE1/4 SW1/4, S1/2 NE1/4 SW1/4 SW1/4,
 E1/2 W1/2 SW1/4 SW1/4 SW1/4, E1/2 SW1/4 SW1/4 SW1/4, SE1/4 SW1/4 SW1/4
 Section 31: Lots 5, 6, and 7, S1/2 NE1/4, N1/2 SE1/4
 Section 32: NE1/4, E1/2 NW1/4, NW1/4 NW1/4, SW1/4 NW1/4, N1/2 SE1/4, S1/2 SE1/4
 Section 33: NW1/4 NE1/4, N1/2 NW1/4, N1/2 N1/2 SW1/4 NE1/4, SW1/4 NW1/4,
 N1/2 N1/2 SE1/4 NW1/4

In Township 6 South, Range 5 East, B. M., Owyhee County, Idaho

Section 4: S1/2 NW1/4, SW1/4

Section 5: Lots 1, 2, and 3, S1/2 NE1/4, SE1/4 NW1/4, NE1/4 SE1/4,
 N1/2 SW1/4 SE1/4 SE1/4, N1/2 SE1/4 SE1/4, SE1/4 SE1/4 SE1/4

PARCEL 6:

In Township 5 South, Range 5 East, B. M., Owyhee County, Idaho
 Section 31: Lots 11 and 12, SW1/4 SE1/4

In Township 6 South, Range 5 East, B. M., Owyhee County, Idaho

Section 5: Lot 4, SW1/4 NW1/4, N1/2 SW1/4

Section 6: Lots 1, 2, 3 and 4, SE1/4 NE1/4, SW1/4 NE1/4, SE1/4 NW1/4, N1/2 SE1/4

PARCEL 7:

In Township 5 South, Range 5 East, B. M., Owyhee County, Idaho
 Section 19: SE1/4
 Section 30: NE1/4

BARGAIN AND SALE DEED

FOR VALUE RECEIVED, Maggie Creek Ranch LLC, a Delaware limited liability company, herein referred to as GRANTOR, does hereby grant, bargain, sell and convey unto Maggie Creek Ranch LP, a Delaware limited partnership, as GRANTEE and whose address is 400 Skokie Blvd., Suite 300, Northbrook, IL, 60062, and to its successors and assigns, all of its right, title and interest in and to the real property described on Exhibit A attached hereto and by this reference made a part hereof as though fully set forth herein, all of which property is located in the County of Owyhee, State of Idaho in the following manner and proportions:

1. An undivided .5% interest in said property unto Maggie Creek Ranch LP, a Delaware limited partnership;

TO HAVE AND TO HOLD the said premises, together with all improvements situate thereon and the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining thereto, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof unto the said GRANTEE, and to its successors and assigns forever.

TOGETHER WITH all water, water rights, rights to the use of water, whether surface or underground or otherwise, whether vested, permitted, certificated, decreed or otherwise and whether present or future, and all water available through irrigation projects, whether public or private, now or hereafter used or enjoyed in connection therewith, for irrigation, stock watering, domestic or any other use, or for the drainage of all or any part of the real property, together with all rights and ownership in any water stock owned in connection with the right to receive water for use upon on in connection with the real property, together with all dams, ditches, canals, pipelines, reservoirs, wells and all other means for the diversion or use of water appurtenant to the real property, or any part thereof.

TOGETHER WITH all easements and rights-of-way appurtenant thereto.

IN WITNESS WHEREOF The GRANTOR has hereunto set its hand this 31st day of December, 1997.

GRANTOR

Maggie Creek Ranch LLC,
a Delaware limited liability company

By: Marion S. Searle
Marion S. Searle - Managing Member

223768

FILED-RECORDED

'98 JAN 13 PM 1 10

JIM HUNTLEY JR.
OWYHEE COUNTY RECORDER
BY [Signature]
DEPUTY

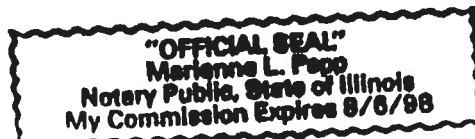
REQUEST OF
[Signature]
FEE

STATE OF Illinois)
COUNTY OF Lake) : ss

On this 7th day of January 1998, before me, the undersigned, a notary public in and for said state, personally appeared Marion S. Searle, known or identified to me to be the Managing Member of Maggie Creek Ranch LLC, a Delaware limited liability company, the company that executed the instrument or the person who executed the instrument on behalf of said company, and acknowledged to me that such company executed the same.

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

Marionne L. Papp
NOTARY PUBLIC FOR State of Illinois
Residing at 3760 Grandville, Duquoin, IL 60031
My Commission Expires on 8/6/98



301871/1/98

EXHIBIT "A"

PARCEL NO. 1:

In Township 5 South, Range 4 East, B. M., Owyhee County, Idaho
Section 36: E1/2, NW1/4, N1/2 SW1/4

PARCEL NO. 2:

In Township 5 South, Range 4 East, B. M., Owyhee County, Idaho
Section 24: E1/2 SW1/4, W1/2 SE1/4
Section 25: N1/2 NW1/4
Section 26: E1/2 NE1/4

PARCEL NO. 3:

In Township 5 South, Range 4 East, B. M., Owyhee County, Idaho
Section 25: S1/2 NW1/4, N1/2 SW1/4, SE1/4 SW1/4

PARCEL NO. 4:

In Township 5 South, Range 4 East, B. M., Owyhee County, Idaho
Section 25: S1/2 SE1/4

In Township 5 South, Range 5 East, B. M., Owyhee County, Idaho
Section 30: Lots 10 and 11
Section 31: Lots 1, 2, and 3, N1/2 NE1/4

PARCEL NO. 5:

In Township 5 South, Range 5 East, B. M., Owyhee County, Idaho
Section 28: SW1/4 SE1/4, SE1/4 SW1/4, S1/2 NE1/4 SW1/4 SW1/4,
E1/2 W1/2 SW1/4 SW1/4 SW1/4, E1/2 SW1/4 SW1/4 SW1/4, SE1/4 SW1/4 SW1/4
Section 31: Lots 5, 6, and 7, S1/2 NE1/4, N1/2 SE1/4
Section 32: NE1/4, E1/2 NW1/4, NW1/4 NW1/4, SW1/4 NW1/4, N1/2 SE1/4, S1/2 SE1/4
Section 33: NW1/4 NE1/4, N1/2 NW1/4, N1/2 N1/2 SW1/4 NE1/4, SW1/4 NW1/4,
N1/2 N1/2 SE1/4 NW1/4

In Township 6 South, Range 5 East, B. M., Owyhee County, Idaho
Section 4: S1/2 NW1/4, SW1/4
Section 5: Lots 1, 2, and 3, S1/2 NE1/4, SE1/4 NW1/4, NE1/4 SE1/4,
N1/2 SW1/4 SE1/4 SE1/4, N1/2 SE1/4 SE1/4, SE1/4 SE1/4 SE1/4

PARCEL 6:

In Township 5 South, Range 5 East, B. M., Owyhee County, Idaho
Section 31: Lots 11 and 12, SW1/4 SE1/4

In Township 6 South, Range 5 East, B. M., Owyhee County, Idaho
Section 5: Lot 4, SW1/4 NW1/4, N1/2 SW1/4
Section 6: Lots 1, 2, 3 and 4, SE1/4 NE1/4, SW1/4 NE1/4, SE1/4 NW1/4, N1/2 SE1/4

PARCEL 7:

In Township 5 South, Range 5 East, B. M., Owyhee County, Idaho
Section 19: SE1/4
Section 30: NE1/4

WARRANTY DEED

FOR VALUE RECEIVED Maggie Creek Ranch, L.P., a Delaware limited partnership

the Grantor, does hereby grant, bargain, sell and convey unto James C. Hilliard and Barbara G. Hilliard, husband and wife

the Grantees, whose address is 4401 S. Ocean Blvd., #7, Highland Beach,

the following described premises, to-wit:

See attached Exhibit "A", which by this reference is made a part hereof. and is comprised of one (1) page.

FL
33487

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that it is the owner in fee simple of said premises; that said premises are free from all encumbrances; except for general taxes and assessments for the year 1998 and subsequent years, covenants, conditions, restrictions and easements of record; and that it will warrant and defend the same from all lawful claims whatsoever.

DATED: January 2, 1998

Wendy Fasholtz
Maggie Creek Ranch, L.P., a Delaware limited partnership

STATE OF IDAHO

COUNTY OF CANYON

On this 2nd day of January in the year 1998, before me, a Notary Public, personally appeared Wayne L. Fasholtz known or identified to me to be the partner(s) in the partnership of Maggie Creek Ranch, L.P., a Delaware limited partnership and the partner(s) who subscribed said partnership name to the foregoing instrument, and acknowledged to me that they executed the same in said partnership name.

[Signature]
Notary Public
Residing at Caldwell
My commission expires 1-27-99

PIONEER TITLE COMPANY
OF CANYON COUNTY

100 10TH AVE SOUTH
NAMPA, IDAHO 83651

423 SOUTH KIMBALL
CALDWELL, ID 83605

PARCEL NO. 1:

In Township 5 South, Range 4 East, B. M., Owyhee County, Idaho
 Section 36: E1/2, NW1/4, N1/2 SW1/4

FILED-RECORDED

'98 JAN 13 PM 1 10

PARCEL NO. 2:

In Township 5 South, Range 4 East, B. M., Owyhee County, Idaho
 Section 24: E1/2 SW1/4, W1/2 SE1/4
 Section 25: N1/2 NW1/4
 Section 26: E1/2 NE1/4

JIM HUNTLEY JR.
 OWYHEE COUNTY RECORDER
 BY R. W. Hunt
 DEPUTY

PARCEL NO. 3:

In Township 5 South, Range 4 East, B. M., Owyhee County, Idaho
 Section 25: S1/2 NW1/4, N1/2 SW1/4, SE1/4 SW1/4

RECEIVED OF

FEE 1.00

PARCEL NO. 4:

In Township 5 South, Range 4 East, B. M., Owyhee County, Idaho
 Section 25: S1/2 SE1/4

In Township 5 South, Range 5 East, B. M., Owyhee County, Idaho
 Section 30: Lots 10 and 11
 Section 31: Lots 1, 2, and 3, N1/2 NE1/4

PARCEL NO. 5:

In Township 5 South, Range 5 East, B. M., Owyhee County, Idaho
 Section 28: SW1/4 SE1/4, SE1/4 SW1/4, S1/2 NE1/4 SW1/4 SW1/4,
 E1/2 W1/2 SW1/4 SW1/4 SW1/4, E1/2 SW1/4 SW1/4 SW1/4, SE1/4 SW1/4 SW1/4
 Section 31: Lots 5, 6, and 7, S1/2 NE1/4, N1/2 SE1/4
 Section 32: NE1/4, E1/2 NW1/4, NW1/4 NW1/4, SW1/4 NW1/4, N1/2 SE1/4, S1/2 SE1/4
 Section 33: NW1/4 NE1/4, N1/2 NW1/4, N1/2 N1/2 SW1/4 NE1/4, SW1/4 NW1/4,
 N1/2 N1/2 SE1/4 NW1/4

In Township 6 South, Range 5 East, B. M., Owyhee County, Idaho

Section 4: S1/2 NW1/4, SW1/4
 Section 5: Lots 1, 2, and 3, S1/2 NE1/4, SE1/4 NW1/4, NE1/4 SE1/4,
 N1/2 SW1/4 SE1/4 SE1/4, N1/2 SE1/4 SE1/4, SE1/4 SE1/4 SE1/4

PARCEL 6:

In Township 5 South, Range 5 East, B. M., Owyhee County, Idaho
 Section 31: Lots 11 and 12, SW1/4 SE1/4

In Township 6 South, Range 5 East, B. M., Owyhee County, Idaho

Section 5: Lot 4, SW1/4 NW1/4, N1/2 SW1/4
 Section 6: Lots 1, 2, 3 and 4, SE1/4 NE1/4, SW1/4 NE1/4, SE1/4 NW1/4, N1/2 SE1/4

PARCEL 7:

In Township 5 South, Range 5 East, B. M., Owyhee County, Idaho
 Section 19: SE1/4
 Section 30: NE1/4

PARCEL NO. 1:

In Township 5 South, Range 4 East, B. M., Owyhee County, Idaho

-07037 110 Section 36: E1/2, NW1/4, N1/2 SW1/4

FILED-RECORDED

'98 JAN 13 PM 1 10

PARCEL NO. 2:

In Township 5 South, Range 4 East, B. M., Owyhee County, Idaho

-07037 110 Section 24: E1/2 SW1/4, W1/2 SE1/4

-07037 80 Section 25: N1/2 NW1/4

-07037 80 Section 26: E1/2 NE1/4

JIM HUNTER JR.

OWYHEE COUNTY RECORDER

BY R. J. Hunt
DEPUTY**PARCEL NO. 3:**

In Township 5 South, Range 4 East, B. M., Owyhee County, Idaho

-07036 200 Section 25: S1/2 NW1/4, N1/2 SW1/4, SE1/4 SW1/4

PARCEL NO. 4:

In Township 5 South, Range 4 East, B. M., Owyhee County, Idaho

-07036 50 Section 25: S1/2 SE1/4

RECEIVED OF

J. J. Hunt

FEE 1.00

In Township 5 South, Range 5 East, B. M., Owyhee County, Idaho

-07036 50 Section 30: Lots 10 and 11

-07036 120 Section 31: Lots 1, 2, and 3, N1/2 NE1/4

-07036 61

PARCEL NO. 5:

In Township 5 South, Range 5 East, B. M., Owyhee County, Idaho

-07029-66 Section 28: SW1/4 SE1/4, SE1/4 SW1/4, S1/2 NE1/4 SW1/4 SW1/4,

-07025-13 E1/2 W1/2 SW1/4 SW1/4 SW1/4, E1/2 SW1/4 SW1/4 SW1/4, SE1/4 SW1/4 SW1/4

-07025-170 Section 31: Lots 5, 6, and 7, S1/2 NE1/4, N1/2 SE1/4 02-07025-17 02-07050-50

-07030-170 Section 32: NE1/4, E1/2 NW1/4, NW1/4 NW1/4, SW1/4 NW1/4, N1/2 SE1/4, S1/2 SE1/4 02-07020-11

-07029-111 Section 33: NW1/4 NE1/4, N1/2 NW1/4, N1/2 N1/2 SW1/4 NE1/4, SW1/4 NW1/4, 02-07025-13

-07025-66 N1/2 N1/2 SE1/4 NW1/4

In Township 6 South, Range 5 East, B. M., Owyhee County, Idaho

-07021-221 Section 4: S1/2 NW1/4, SW1/4

-07020-219 Section 5: Lots 1, 2, and 3, S1/2 NE1/4, SE1/4 NW1/4, NE1/4 SE1/4,

-07021-50 N1/2 SW1/4 SE1/4 SE1/4, N1/2 SE1/4 SE1/4, SE1/4 SE1/4 SE1/4

PARCEL 6:

In Township 5 South, Range 5 East, B. M., Owyhee County, Idaho

-07033 120 Section 31: Lots 11 and 12, SW1/4 SE1/4

In Township 6 South, Range 5 East, B. M., Owyhee County, Idaho

-07034 160 Section 5: Lot 4, SW1/4 NW1/4, N1/2 SW1/4

-07033 169 Section 6: Lots 1, 2, 3 and 4, SE1/4 NE1/4, SW1/4 NE1/4, SE1/4 NW1/4, N1/2 SE1/4

-07034 160

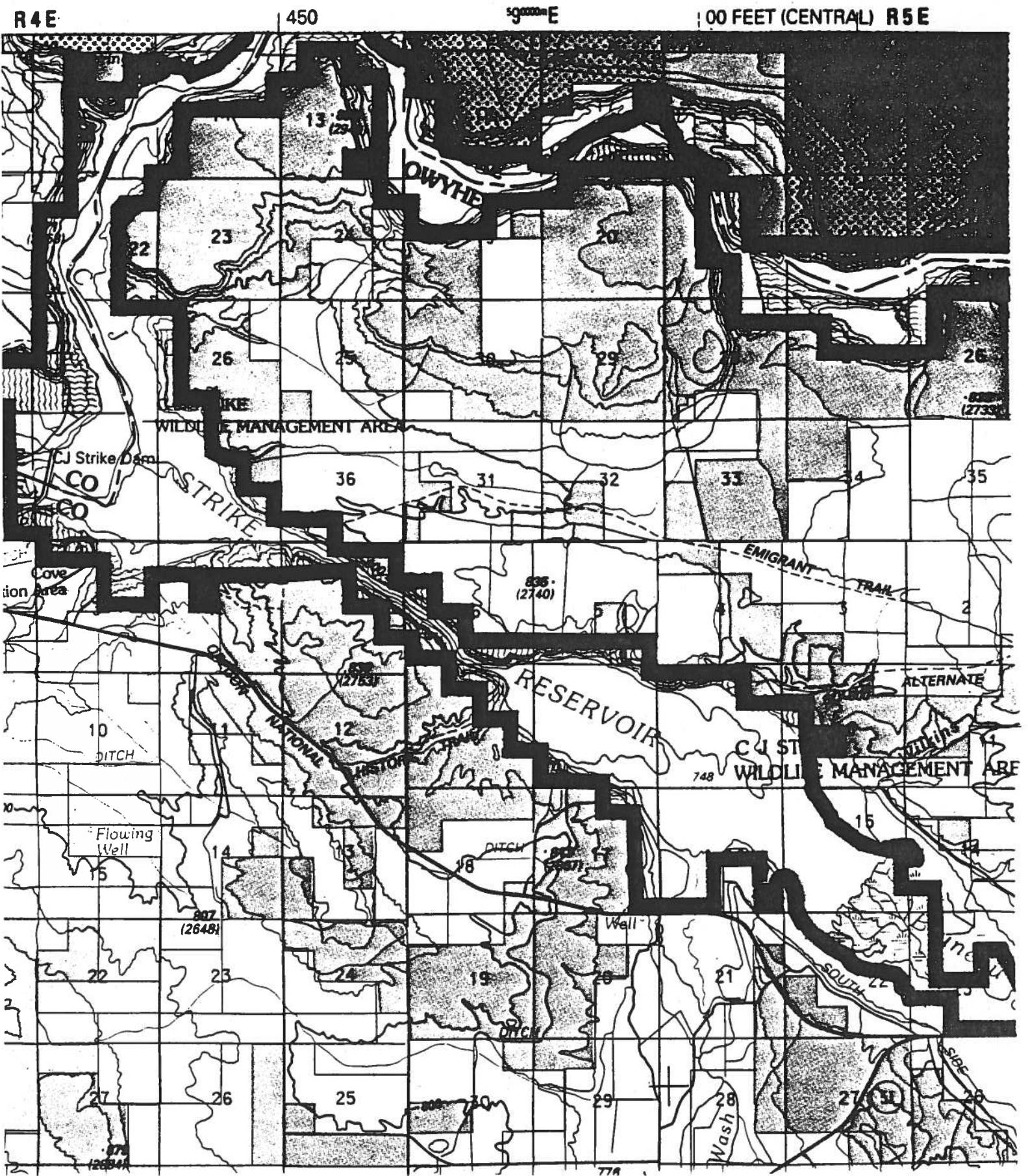
PARCEL 7:

In Township 5 South, Range 5 East, B. M., Owyhee County, Idaho

-07028 150 Section 19: SE1/4

-07028 150 Section 30: NE1/4

NS FERRY, IDAHO



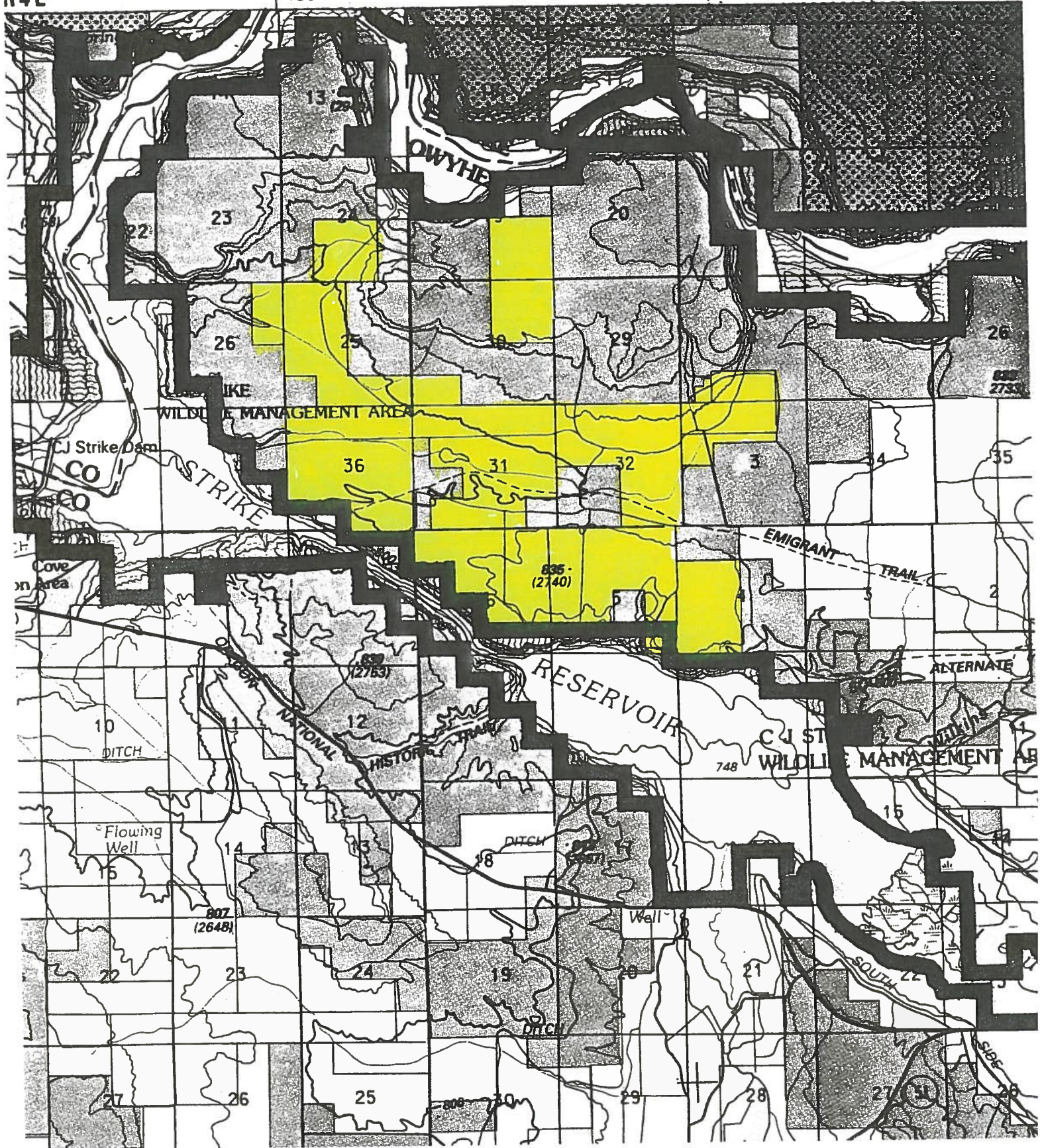
IS FERRY, IDAHO

R4E

450

590000mE

100 FEET (CENTRAL)



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: A02-07033

Date Received: 12/16/1988

Receipt No: W001667

Received By: Rdh

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CHESTER J. TINDALL 208-587-3798
Address: 550 N 8TH E
MOUNTAIN HOME, ID 83647

2. Date of Priority: APR 04, 1969

3. Source: SNAKE RIVER Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	05E	8	NW	NE			OWYHEE

5. Description of diverting works:
TURBINE PUMP INTO PENSTOCK, MAINLINE & HANDLINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	6.400		1607.20
STOCKWATER	01/01	12/31	0.010		7.20

7. Total Quantity Appropriated is:
6.400 C.F.S. (and/or) 1607.20 A.F.A.

8. Total consumptive use is 910.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	05E	31	SW	SW	11	IRR	40.0
			SE	SW	12	IRR	40.0

A02-07033

Page 1

Date: 12/16/88

MICROFILMED
AUG 07 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	05E	31	SW	SE		IRR	40.0
						Section Acres	120.0
06S	05E	6	NW	NE		IRR	40.0
			SW	NE		STOCK	
			SW	NE		IRR	40.0
			NE	NW		IRR	40.0
			SE	NW		IRR	20.0
						Section Acres	140.0
						Total Acres	260.0

11. Place of use in counties: OWYHEE

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: LICENSE

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 X 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): Chester J. Tindell Date: 12/16/88
_____ Date: _____

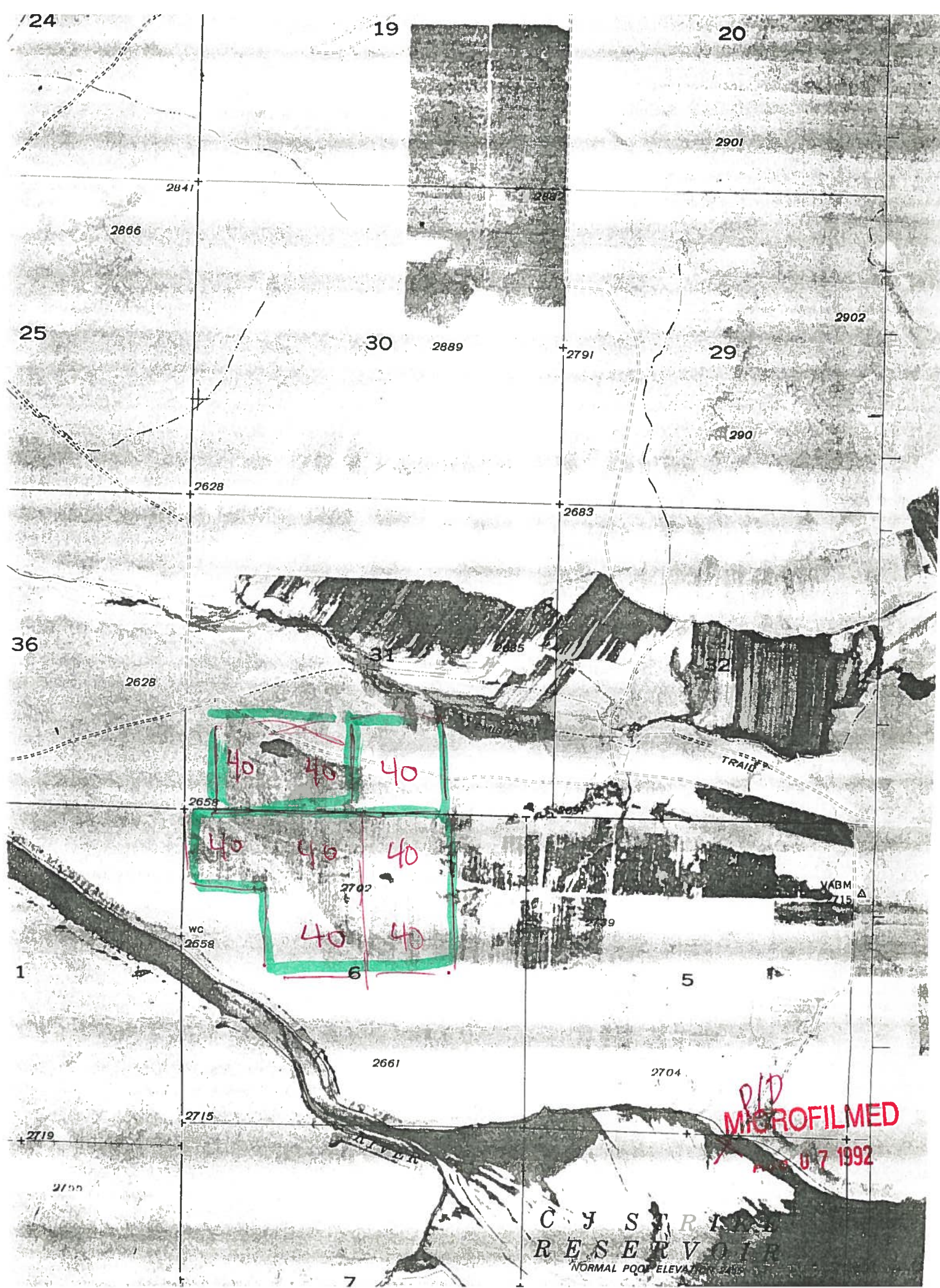
State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 16 day

of Dec 19 88

Seal

Ron Howerton
Notary Public
4200 Plum
Residing at Boise, Ida 83703
My Commission Expires 12-8-94



	PLAT FEE	JAN FEE	
02-07025 =	50.00	243.00 =	280.00
		<u>- 13 ACRES</u>	
		= 230. ✓	
2-02129 =	50.00	172.00 ✓	222.00
51-07132 =	50.00	<u>4.00</u> ✓	54.00
02-02406 =	50.00	206. ✓	256.00
02-00057	50.00	~~10.00~~ ✓	50.00
02-07350	50.00	<u>- 50.</u>	86
		<u>- 14</u>	
		= 36 ✓	
02-02130	50.00	+ 71.00 ✓	195.00 ~~169~~
		<u>- 21</u>	
		= 145	
02-07020	50.00	233. ✓	283 <u>2143</u>
			+ 4
02-07028	50.00	290. ✓	340 <u>2141</u>
			+ 600
02-07034	50.00	300. ✓	350 <u>2747.00</u>
~~02-07033~~	~~50.00~~	260. ✓	310
02-07021	50.00	271. ✓	321

600.00 + ~~2143~~ ~~2169~~
~~600~~
~~(2747.00)~~

MICROFILMED
 AUG 07 1992

206	✓	A02-02406		206 ACRES
172	✓	02-02129		177 ACRES
10	✓	02-00057		10 ACRES
50	✓	02-07350		50 ACRES
171	✓	02-02130		171 ACRES
243	✓	02-07025		~~265~~ ACRES ²⁵⁴ CHANGED TRACTS SE NW 7 SW NE 7
233	✓	02-07020		233
300	✓	02-07034		~~320~~ ³⁰⁰ (SUBTRACT 20) NW SE SEC 6
271	✓	02-07021		271 ACRES
~~290~~	~~*~~	02-07028		(THIS SEPARATE TRACTS) ~~310~~ ACRES 290
DOMESTIC		02-07132	✓	
260	✓	02-07033		~~289~~ ²⁶⁰ ACRES (SUBTRACT 20) SE NW SEC 6
		~~51-07294~~		this not approved yet.
2206				

63

CHANGE TRACTS 290
 SW NE TO 33 ACRES
 SE NE to 17 ACRES

2143

(2221)
 - 63
 - 13
 2143
 ACRES

MICROFILMED

AUG 07 1992

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA

IN THE MATTER OF THE GENERAL DETER-
MINATION OF RIGHTS TO THE USE OF
SNAKE RIVER FROM BASE OF MILNER
DAM TO OREGON
BORDER. XXXXXXXXXXXXXX
DRAINAGE BASIN.

**NOTICE OF CLAIM
TO A
WATER RIGHT**

02-7033	I.D. No.	Map No.
\$10.00	Fee Paid	18853
		Receipt No.

Notice is hereby given that Chester J. Tindall
(Name of Claimant)

550 N 8 E Mountain Home, ID 83647
(Mailing Address)

Telephone No. 587-3798
(Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right)
April 4, 1969

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Snake River tributary to Columbia River

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
Quantity 6.40 cfs Use Irrigation Period of Use From 4/1 To 10/31
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Both dates inclusive)

Quantity 0.01 cfs Use Stockwater Period of Use From 1/1 To 12/31
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Both dates inclusive)

Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Both dates inclusive)

Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Both dates inclusive)

(4) 6.4 cfs TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)

(5) A) Point of Diversion: Give location of point where water is diverted from its source NE NW 1/4 NE 1/4
Sec. 8, Twp. 6S, Rge. 5E, B.M., Owyhee County

Additional Points: 272 302 (1) 493.0

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Turbine pump into 18" per pipeline & handlines

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>6S</u>	<u>5E</u>	<u>6</u>	<u>39</u>	<u>37</u>	<u>36</u>		<u>40</u>	<u>43</u>	<u>(18)</u>	<u>28</u>									<u>184 202 241</u>
			<u>41</u>	<u>42</u>			<u>43</u>	<u>44</u>	<u>45</u>										
<u>5S</u>	<u>5E</u>	<u>31</u>																	<u>79</u>
																			<u>320</u>

Total no. of acres 320

1500 head/range

NOTE: Include here the type and number of stock watered:

(7) If you are claiming water as a member of an organization, list name of organization:

(8) Remarks

(9) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case.

☒ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho Department of Water Resources. Give No. 02-7033

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

APRIL 21, 1981
(Date)

Individual Chester J. Tindall
(Signature of Claimant)

Organization NICHOLSON
(Signature of Spouse)

State of IDAHO Organization

County of ADA Seal

(Signature of Authorized Agent)

On this 21 day of APRIL, in the year 1981 before me
a notary public, personally appeared CHESTER J. TINDALL

known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation, partnership or _____) executed the same

My commission expires LIFE

Notary Public residing at BOISE, ID

State of Idaho
Department of Water Resources

ADJUDICATION CLAIM ANALYSIS SHEET

Review by JKV

Date 3/17/82

Right No. 02-7033

Claimant Chester Tindall

Recommendation differs from claim: ☒ Yes ☐ No ☐ Disallow
(Document any differences)

Claim Details Verified Against:

Check (X or ✓) those searched. Circle records used for recommendation.
Include copies or memos where applicable to explain findings.

☒ License

☐ Previous Statutory Claim.

☐ Permits, valid or lapsed. Number(s) if different than above _____

☐ Decree. Name & date _____

☐ Conveyance Loss Calculations. See printout included.

☐ Title abstract. ☐ In file. Or, Name & location _____

☐ County records. ☐ In file. Or, Name & location _____

☐ Affidavits. ☐ In file.

☐ Posted Notices, Water Locations Notices. ☐ In file.

☐ Deed Records. ☐ In file. Or, Name & location _____

☐ Patent Records. ☐ In file. Or, Name & location _____

☐ Metzker Maps. Identify _____

☒ A.S.C.S. Records. Year & Photograph No. 1979

☐ Irrigation Company/District Records. ☐ In file. Or Name & location _____

☐ Historical Books. Name(s) & location _____

☐ Interview(s). Attach conversation memorandum.

☐ Other _____

☐ _____

Field Exam Made: ☒ Yes ☐ No Date 3/11/82

☒ Adj. Report in file ☒ Beneficial Use Report in License (S.O.) File

Measurement 17⁰ cfs. Amount recommended 6⁴ cfs.

Type of measuring device: _____ Meter No. _____

Condition _____ Date _____ Time _____

Adjudication Photo(s) Used: Name or No. 2.2 (80), X 75

Field Photographs Taken ☐ Yes ☒ No

Memorandum in file ☐ Yes ☐ No plot of rights

Remarks When the field exams were made for
winning by the field examiners they used
topog maps. they didn't take into account
the Gov. data & etc.

RECORDED

State of Idaho
Department of Water Resources

ADJUDICATION CLAIM
REPORT OF EXAMINERS

note: ASES photo
1M 02-2129

Claim No. 02-7033

1. Name of Applicant Chester Tindall

2. Priority 3/4/69

3. Source of Water Snake R

4. (Quantity) (Domestic, Irri., Stock Water, etc.) (Period of Use)
_____ cfs Use _____ From _____ to _____

640 cfs Use irr From 3/15 to 11/15

_____ cfs Use _____ From _____ to _____

5. Location of Point of Diversion: NE NW NE of Section 8

Twp. 6S, Rge. 5E, County of Owyhee

6. Describe Diversion Works: _____

7. Describe Location of Use:

TWP	RGE	SEC	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SE $\frac{1}{4}$				SW $\frac{1}{4}$				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
6S	5E	6	41 34	42 37	43 36		43 40	44 43	45 38	28									241
5S	5E	31											410 411 52	412 20			7		79
																			320

TWP. RGE. COUNTY SCALE: 1" = 1 MILE

+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+
+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+
+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+
+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+

8. Purpose other than irrigation: none

9. Remarks: _____

This examination was made on the 11 day of March, 1982.

(Signed) John R. Meyer
Examiner

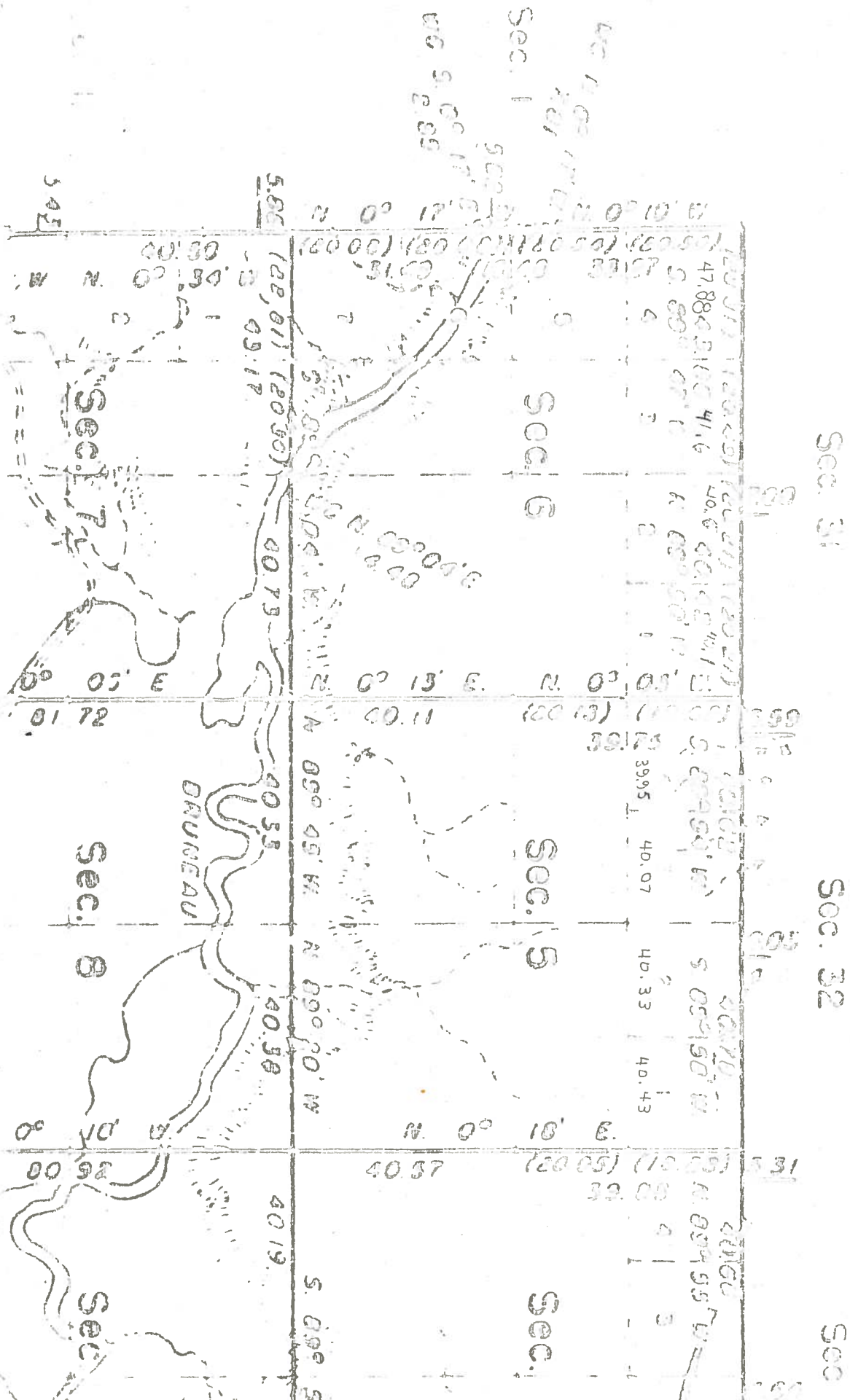
Chester Tindall

Township	Range	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																													
			NE 1/4		NW 1/4		SW 1/4		SE 1/4		NE 1/4		NW 1/4		SW 1/4		SE 1/4																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																															
			NE 1/4	NW 1/4	NE 1/4	NW 1/4	NE 1/4	NW 1/4	NE 1/4	NW 1/4	NE 1/4	NW 1/4	NE 1/4	NW 1/4	NE 1/4	NW 1/4	NE 1/4	NW 1/4																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																														
65	SE	4																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																														
		5	33	33	38	40	40	40	40	40	40	40	40	40	40	40	40	40	40	233																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																												
		6	34	37	36	40	40	40	40	40	40	40	40	40	40	40	40	40	40	432																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																												
55	SE	31																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																														
		32	35	28	36	34	34	34	34	34	34	34	34	34	34	34	34	34	34	378																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																												
		33	0	35	35	0	39	39	39	39	39	39	39	39	39	39	39	39	39	138																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																												
55	SE	28																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																														
		19																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																														
		30	40	40	29	24															133																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																											
																			Total	2198																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																												

MICROFILMED
AUG 16 1994

2009 ORIGINAL

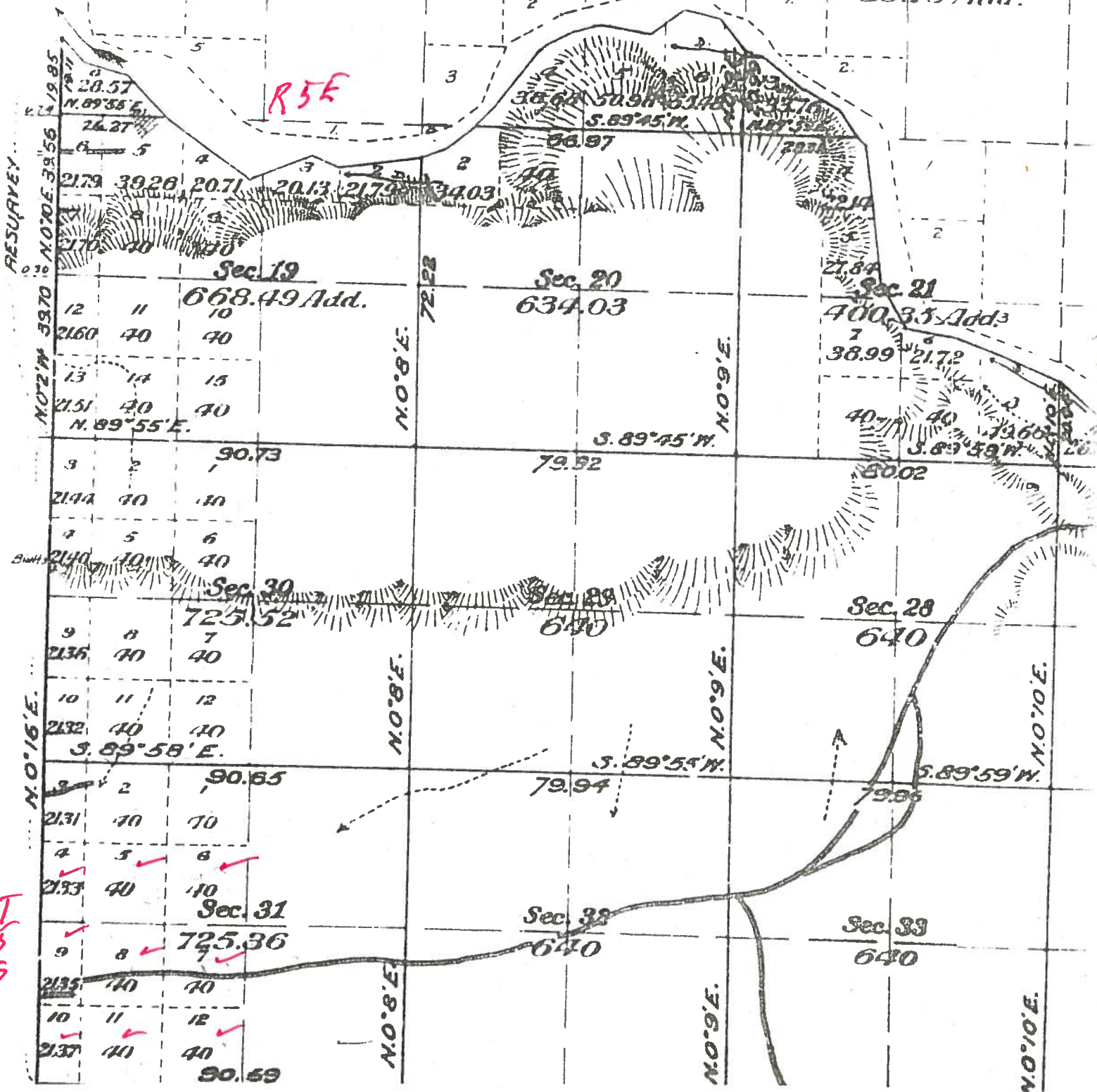
TOWNSHIP NO. 6 SOUTH, R1A



Sec. 18
28.57 Add.

Sec. 17
145.14 Add.

Sec. 16
33.76 Add.



MICROFILMED

AUG 16 1994

IN THE DISTRICT COURT OF THE _____ JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF _____

IN THE MATTER OF THE GENERAL DETER-
MINATION OF RIGHTS TO THE USE OF _____
SNAKE RIVER FROM BASE OF MILNER
DAM TO OREGON _____
DRAINAGE BASIN: _____
BORDER.

NOTICE OF CLAIM
TO A
WATER RIGHT

02-7033	
I.D. No.	Map No.
\$10.00	18853
Fee Paid	Receipt No.

Notice is hereby given that Chester L. Tindall (Name of Claimant)
550 N 2 E Mountain View, ID 83647 (Mailing Address) Telephone No. 587-3798 (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) April 4, 1969
- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Snake River tributary to Columbia River
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
- | | | |
|--|--|--|
| Quantity <u>6.40 cfs</u>
(CFS, GPD, AF) | Use <u>Irrigation</u>
(Domestic, irrigation, stock, etc.) | Period of Use From <u>4/1</u> To <u>10/31</u>
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity <u>0.01 cfs</u>
(CFS, GPD, AF) | Use <u>Stockwater</u>
(Domestic, irrigation, stock, etc.) | Period of Use From <u>1/1</u> To <u>12/31</u>
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates inclusive) |

- (4) 6.4 cfs TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)
- (5) A) Point of Diversion: Give location of point where water is diverted from its source NW $\frac{1}{4}$ NE $\frac{1}{4}$
Sec. 8, Twp. 6S, Rge. 5E, B.M., Owyhee County
Additional Points: _____

- B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Turbine pump into 18" penstock, mainline & handlines

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6S	5E	6		40	40		40	40		40									200
5S	5E	31											40	40			40		120

Total no. of acres 320

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible: 1500 head/range
- NOTE: Include here the type and number of stock watered: _____
- (7) If you are claiming water as a member of an organization, list name of organization: _____
- (8) Remarks _____
- (9) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case. _____
☐ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho Department of Water Resources. Give No. _____

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

April 21, 1981 (Date)
State of IDAHO Organization _____
County of ADA ss. Seal _____
(Signature of Authorized Agent)

On this 21 day of April, in the year 1981 before me
a notary public, personally appeared CHESTER L. TINDALL
known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation, partnership or _____) executed the same.
My commission expires LIFE Notary Public residing at Boise, ID

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 02-7033 Priority April 4, 1969 Amount 6.40 cfs

THIS IS TO CERTIFY, that Connecticut General Life Insurance Company
of Dallas, Texas, has complied with the terms and conditions of Permit
No. 02-7033 issued pursuant to Application for Permit dated April 4, 1969,
and has submitted proof to the Department of Water Resources on January 21, 1974,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 6.40 cfs of water from the Snake River
tributary to the Columbia River, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Stockwater</u>	from <u>Jan. 1</u> to <u>Dec. 31</u>	at <u>0.01</u> cfs and	<u>7.2</u> acre feet
<u>Irrigation</u>	from <u>April 1</u> to <u>Oct. 31</u>	at <u>6.40</u> cfs and	<u>1,600</u> acre feet or
	from _____ to _____	at _____ cfs and	<u>5.0</u> af per acre

(both dates inclusive)

Subject, however, to the condition that no more than 6.40 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1,607.2 acre feet per year, said waters to be diverted within the NW¹/₄ NE¹/₄ of Sec. 8,
Twp. 6 S, Rge. 5 E, B.M. in the County of Owyhee

Description and location of place of use.

Twp.	Range	Sec.	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				Totals
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	
6 S	5 E	6		40	40		40	40		40									200
5 S	5 E	31											L.11 40	L.12 40			40		120
Stockwater Use:																			
6 S	5 E	6			X														

Total number of acres irrigated 320

A measuring device of a type approved by this Department shall be permanently
maintained as part of the diverting works.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 18 day of
December, 19 75.

Director