

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: AUG-18-1997
PAGE: A-163

RIGHT NUMBER: 43-10353

NAME & ADDRESS: BRAD NEIBAUR
RT 5 BOX 16
RUPERT ID 83350

SOURCE: GROUNDWATER

QUANTITY: 0.08 CFS

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

PRIORITY DATE: 04/01/1961

POINT OF DIVERSION: T11S R28E S08 NWNWNW Within CASSIA County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 2 HOMES	01-01 12-31	0.08 CFS

PLACE OF USE: DOMESTIC Within CASSIA County
T11S R28E S08 NWNW

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. RP11S28E083175

Claim proofread by: KT

Date: 9-5

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: AUG-8-1997

PAGE: A-168

RIGHT NUMBER: 43-10353

NAME & ADDRESS: BRAD NEIBAUR
RT 5 BOX 16
RUPERT ID 83350

SOURCE: GROUNDWATER

QUANTITY: 0.08 CFS

PRIORITY DATE: 04/01/1961

POINT OF DIVERSION: T11S R28E S08 NWNWNW Within CASSIA County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC DOMESTIC, 2 HOMES	01-01 12-31	0.08 CFS

PLACE OF USE: DOMESTIC Within CASSIA County
T11S R28E S08 NWNW

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

PARCEL NO. RP11S28E083175

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

Claim data entry by: KST
Date: 8/13/97
Data entry verified by: JAC
Date: 8-15-97



State of Idaho
DEPARTMENT OF WATER RESOURCES
1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380
Phone: (208) 736-3033 FAX: (208) 736-3037

March 24, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

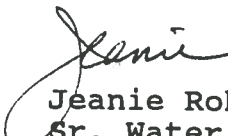
NATURAL GUARDIAN LIMITED PARTNERSHIP
PO BOX 50305
IDAHO FALLS ID 83405

RE: ADJUDICATION CLAIM NO. A43-10353

Dear Claimant:

Pursuant to notification that you presently own the property in which the above referenced Adjudication Claim is appurtenant, I have enclosed a NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP form. Please complete the form, sign, date and return it in the enclosed envelope to my attention. (Larry Roberts of Land Title and Escrow in Burley has already provided us with the Warranty Deeds necessary to complete the chain of title for this claim.) I will then make the changes in our computer records and forward copies back to you.

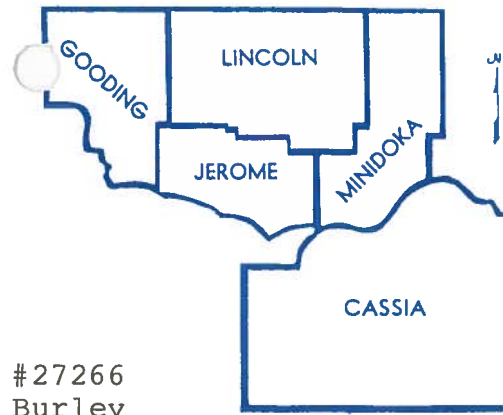
Sincerely,


Jeanie Robertson
Sr. Water Rights Agent

/jr
Enclosures

Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO: #27266
OFFICE: Burley

November 6, 1996

Ms. Trish Fawcett
Technical Records Specialist
Idaho Dept. of Water Resources
222 Shoshone St. East
Twin Falls, Idaho 83301

NOV 07 1996

Department of Water Resources
Southern Region

RE: Webb Brothers Land and Livestock, L.L.C.
SRBA Claim No. A43-10353

Dear Trish:

I am in receipt of a letter that you sent to Webb Brothers Land and Livestock, L.L.C. on October 28, 1996.

Also enclosed with this letter are certain deeds in the chain of title that I believe effect the domestic Claim No. A43-10353. You were correct that this property was not sold to Webb Brothers and the deeds enclosed are for the property that the claim would be appurtenant to.

I have talked to Mark Webb, of Webb Brothers Land and Livestock, L.L.C. and he understands that this claim is not on property that they purchased. I apologize for the confusion. The Adjudication Claim Numbers that I received from the realtor who handled the Webb Brothers transaction did not have time prior to closing to check the legal descriptions of the properties that the claims were appurtenant to.

If you should need additional information, or if I can be of any other assistance, please do not hesitate to contact me.

Very truly yours,
LAND TITLE AND ESCROW, INC.

A handwritten signature in blue ink, appearing to read "Larry Roberts".

Larry Roberts
General Manager

BOX 177, BURLEY, IDAHO 83318
PHONE 878-3524 - FAX 878-4435

BOX 349, JEROME, IDAHO 83338
PHONE 324-3357 - FAX 324-8961

BOX 473, GOODING, IDAHO 83330
PHONE 934-8477 - FAX 934-5880

BOX 111, RUPERT, IDAHO 83350
PHONE 436-0606 - FAX 436-1199

LR/nrg

enc.

cc: Mark Webb

24802

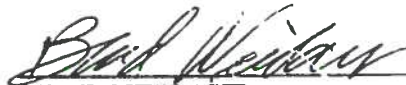
229194

GRANT DEED

FOR VALUE RECEIVED, BRAD NEIBAUR and DIANNE NEIBAUR, husband and wife, the Grantors, hereby grant, bargain, sell and convey unto THE TRAVELERS INSURANCE COMPANY, a Connecticut corporation, whose address is One Tower Square, Hartford, CT 06183-2021, the Grantee, the following described real property located in Cassia County, Idaho, described in Exhibit A, together with all fixtures and property, water rights, possessory rights and other rights and appurtenances as further described in Exhibits A through C or otherwise arising at law;

TO HAVE AND TO HOLD the Premises with its appurtenances unto the Grantee, Grantee's successors and assigns forever, free and clear of any lien, claim or encumbrance of Grantors. Grantors further covenant that they have made no other conveyance of the interest herein granted.

IN WITNESS WHEREOF, the Grantors have caused Grantors' names to be subscribed to the within instrument effective the 25th day of January, 1994


BRAD NEIBAUR


DIANNE NEIBAUR

GRANT DEED - 1
12-20-93\3426\1\GRANT.DEE

STATE OF IDAHO)
) ss.
County of Minidoka)

On this 25th day of January, 199⁸, before me, the undersigned, a Notary Public in and for said State, personally appeared BRAD NEIBAUR and DIANNE NEIBAUR, husband and wife, known or identified to me to be the persons whose names are subscribed to the within and foregoing instrument and acknowledged to me that they executed the same.

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

B. J. T. M.
Notary Public for Idaho
Residing at: Payson Idaho
My commission expires: 11/27/94

EXHIBIT A

PARCEL NO. 1:

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

EXHIBIT A

PARCEL NO. 1:

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

Section 7: All
Section 8: W $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$

PARCEL NO. 2:

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

Section 8: Commencing at the northwest corner of
the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 8;
Thence east 330 feet;
Thence south 132 feet;
Thence west 330 feet;
Thence north 132 feet to the point of
beginning.

PARCEL NO. 3:

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

Section 6: SE $\frac{1}{4}$

PARCEL NO. 4:

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

Section 6: Lot 7 and SE $\frac{1}{4}$ SW $\frac{1}{4}$.

Together with any and all Bonneville Power
Administration pivot sprinkler equipment packages;

together with all and singular the rights, interests and
privileges therein, fixtures thereon and appurtenances thereunto
belonging or in anywise appertaining, whether now or hereafter
acquired, which shall include, without limiting the generality of
the foregoing, the following:

All of the rents, including but not limited to all rents, royalties, bonuses and benefits under any existing or future oil, gas or mineral or other leases; all easements and rights of way; all rights of homestead, and all contingent rights in and to said premises;

All water, water rights, whether riparian, appropriative or otherwise and whether or not appurtenant, all ditch rights, and pipeline easements or irrigation system easements and any permits, licenses, certificates or shares of stock evidencing any such water or ditch rights, including, without limitation, Water License No. 29461 (Idaho Department of Water Resources No. 43-02512A);

All buildings and the plumbing, lighting systems and equipment therein (except any heating, cooling, and ventilating systems or equipment which are: (1) not owned by Grantor but are owned by West One and leased by Grantor, and/or (2) owned by Grantor and pledged as security to West One), all wells, dams, diversion works, ditches, flumes, siphons, pipelines, ponds, pumps, motors, valves, screens, and any facilities used in connection with the operation of any of the foregoing facilities or necessary for the proper and effective operation and use of any of the foregoing or for the proper irrigation or drainage of the portions of the described lands which are used for agricultural production.

EXHIBIT B

IRRIGATION EQUIPMENT

WTL #1 (BY THE ROAD)

Motor, Serial #OVJ210005

WTL, No Serial No.

EXHIBIT B

IRRIGATION EQUIPMENT

WELL #1 (BY THE ROAD)

- 1 - 200 H.P. G.E. Motor, Serial #OVJ210005
- 1 - 200 H.P. Layne and Bowler, Deep Well, VTP, No Serial No.
- 1 - 75 H.P. G.E. Booster Motor, Serial #SKJ220432
- 1 - 75 H.P. Layne and Bowler Verti-line VTP, Serial #V74-08646

WELL #2

- 1 - 250 H.P. G.E. motor, Serial #NTJ115008
- 1 - 250 H.P. Layne and Bowler, Deep Well, VTP
- 1 - 100 H.P. Newman Electric booster motor, Serial #1320504
- 1 - 100 H.P. Aurora Centrifugal Booster Pump, Serial No. 76-3302

WELL #3

- 1 - 150 H.P. G.E. motor, Serial #CFJ325139
- 1 - 150 H.P. Layne and Bowler Deep Well, VTP, Serial No. D9509
- 1 - 125 H.P. General Electric Booster Motor, Serial #CKJ320102
- 1 - 125 H.P. Layne and Bowler Verti-Line, VTP, Serial No. 78 -08648
- 5 - 14-tower RainCircle Center Pivot Systems, Complete Pivot #2: Serial #587
- 1 - 12-tower RainCircle Center Pivot System, Complete Serial #536

31,420 ft. of 8"-12" buried steel mainline w/risers

Together with all wiring, switch panels, column, shafting, tubing, bowls, suction pipe cones, valves, etc., used in conjunction with or pertaining to the

Serial 1-
11,420 ft. of 3"-10" burial

Together with all wiring, switch panels, shafting, tubing, bowls, suction pipe casing etc., used in conjunction with or pertaining

above listed pumps and motors.

Together with all valves, reducers, sprinkler heads, end plugs, etc., used in conjunction with or pertaining to the above listed mainlines, handlines, and pipes.

Together with all appurtenances and additions thereto and replacements thereof.

EXHIBIT C

Leases and Possessory Rights

There are no outstanding leases or possessory rights on the

EXHIBIT C

Leases and Possessory Rights

There are no outstanding leases or possessory rights on the subject real property. Any possessory rights of Grantor were terminated by order confirming Second Amended Chapter 11 Plan filed in U. S. Bankruptcy Court for the District of Idaho filed on October 13, 1992. There are no rights of tenants or lessees of Grantor.

2100 DEPT. & M.
LAND TITLE & ESCROW

LAND TITLE & ESCROW
253

29194

229196

24802

SPECIAL WARRANTY DEED

THIS INDENTURE, made this 11th day of February, 1994, between THE TRAVELERS INSURANCE COMPANY, a Connecticut corporation, whose principal place of business is One Tower Square, Hartford, Connecticut 06183-2021, the Grantor, and JOHN B. SPRATLING and CATHY SPRATLING, husband and wife, the Grantees, whose address is Route 1, Terrace Drive, Box 180, Burley, Idaho, 83318.

WITNESSETH:

That the said Grantor, for and in consideration of the payment to it of Two Hundred Sixty-nine Thousand Sixty Dollars (\$269,060.00) AND OTHER VALUABLE CONSIDERATION, by the said Grantees, the receipt and sufficiency whereof are hereby acknowledged, has granted, bargained, and sold, and by these presents does grant, bargain, sell, convey and confirm unto the said Grantees, and to their heirs, successors and assigns forever, all of the real property, together with the improvements, if any, situate in the County of Cassia, State of Idaho (the "Property"), and described as follows:

PARCEL NO. 1:

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

Section 7: All
Section 8: W1/4NW1/4NW1/4

PARCEL NO. 2:

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

Section 8: Commencing at the northwest corner of the SW1/4NW1/4 of said
Section 8;
Thence east 330 feet;
Thence south 132 feet;
Thence west 330 feet;
Thence north 132 feet to the point of beginning.

PARCEL NO. 3:

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

Section 6: SE1/4

PARCEL NO. 4:

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

Section 6: Lot 7 and SE1/4SW1/4

Said described Property is conveyed subject to (1) all taxes and assessments for the year 1994 and subsequent years, (2) all reservations in patents or deeds in the chain of title, (3) all easements and rights of way visible on the Property or appearing of record in the offices of the County Recorder of Cassia County, Idaho, (4) all leasehold interests, and (5) all covenants and restrictions appearing of record in the office of said Recorder, and (6) all items listed as exceptions in the Commitment for Title Insurance issued by Land Title and Escrow, Inc., Order No. 24802, issued February 1, 1994, as shown in the copy of Schedule B - Section 2 of the Commitment, attached hereto and made a part hereof.

TOGETHER, with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all of the estate, right, title, interest, claim and demand whatsoever of the Grantor, either in law or equity, of, in and to the Property.

EXCEPT, specifically excluded from this conveyance are any and all mineral rights and interests and any and all geothermal water and water rights appurtenant to or in any way connected with the Property, of the Grantor which shall be reserved by the said Grantor.

TO HAVE AND TO HOLD, all and singular the above mentioned and described Property together with the appurtenances unto the Grantees, and to their heirs, successors and assigns forever.

Grantor warrants to the Grantees, and their successors in title, that Grantor has not created or permitted to be created any lien, charge or encumbrance against said Property which is not shown or referred to herein, and Grantor covenants that it will defend said Property to the extent of the warranties made herein against the lawful claims of all persons claiming by, through or under the Grantor.

which is not shown or referred to herein, and Grantee covenants that it
Property to the extent () ne warranties made herein against the lawful claims of all
persons claiming by, through or under the Grantor.

IN WITNESS WHEREOF, the said Grantor has hereunto caused its corporate
name to be subscribed by its officers thereunto duly authorized by its Board of Directors,
as of the day and year first above written.

GRANTOR:

THE TRAVELERS INSURANCE COMPANY,
a Connecticut corporation

By: Pamela E. Ely

Its: Pamela E. Ely, Vice President

ATTEST:

Michael A. Martin

Michael A. Martin, Assistant Secretary

STATE OF CONNETICUT)
County of HARTFORD) ss. Hartford

STATE OF CONNETICUT)

88. Hartford

County of HARTFORD)

On this 11th day of February, 1994, before me, the undersigned, a Notary Public in and for said State, personally appeared Pamela E. Ely, known or identified to me to be the Vice President of THE TRAVELERS INSURANCE COMPANY, 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 the day and year in this certificate first above written.

Notary Public for _____
Residing at _____
My commission expires: _____

COMMITMENT FOR TITLE INSURANCE

SCHEDULE B - SECTION II

Order Number: 24802

SPECIAL EXCEPTIONS:

1. Taxes for 1994 and subsequent years, a lien, but not yet due or payable.
2. Easement and Right of way Contract from Taylor Land Company, to Intermountain Gas Company, dated March 29, 1962, and recorded April 27, 1962, as Instrument No. 6620 on Film No. 13, records of Cassia County, Idaho, over and across Section 6, Township 11 South, Range 28, East of the Boise Meridian.
3. Easement and Right-of-Way Contract from John H. Peterson and Bernadine B. Peterson, husband and wife, to Intermountain Gas Instrument No. 6732 on Film No. 13, records of Cassia County, Idaho, granting said Company an easement and right-of-way to construct, maintain, inspect, operate, repair, enlarge, replace or remove a gas pipeline and appurtenances through, upon and across Section 7, Township 11 South, Range 28 East of the Boise Meridian.
4. Right of Way Easement from Darrell Cook and Afton Cook, husband and wife, to Intermountain Gas Company, a corporation, dated March 7, 1963, and recorded March 7, 1963, as Instrument No. 12783 on Film No. 20, records of Cassia County, Idaho, granting to said corporation the right to construct, operate and maintain a pipeline over and across a portion of Section 8, Township 11 South, Range 28 East of the Boise Meridian.
5. Electric line - Right-of-Way Easement from Haglar Ranch, Inc., to Raft River Rural Electric Cooperative, Inc., a cooperative corporation, dated April 7, 1982, and recorded May 12, 1982, as Instrument No. 143296 on Film No. 149, records of Cassia County, Idaho, over and across a portion of Parcel No. 4.
6. Electric Line - Right-of-Way Easement from Haglar Ranch, Inc., to Raft River Rural Electric Cooperative, Inc., a cooperative corporation, dated August 4, 1982, and recorded August 12, 1982, as Instrument No. 145508, records of Cassia County, Idaho, over and across a portion of Parcel No. 4.
7. Electric Line Right of Way Easement from Vaughn Cook to Raft River Rural Electric Cooperative, Inc., a cooperative corporation, dated August 4, 1982, and recorded August 12, 1982, as Instrument No. 145509 on Film No. 151, records of Cassia County, Idaho, over and across a portion of Section 7, Township 11 South, Range 28 East of the Boise Meridian.

-Continued-

CONTINUATION

SCHEDULE B

Order Number: 24802

8. Agreement for Electric Service, between Raft River Rural Electric Cooperative, Inc., an Idaho rural electric Cooperative of Malta to Brad Weibaur, dated April 11, 1990 and recorded May 24, 1990 as Instrument No. 207704 on Film No. 216, records of Cassia County, Idaho, covering NE¼ of Section 7, Township 11 South, Range 28 East of the Boise Meridian.
9. Agreement for Electric Service, between Raft River Rural Electric Cooperative, Inc., an Idaho rural electric Cooperative of Malta to Brad Weibaur, dated April 11, 1990 and recorded May 24, 1990 as Instrument No. 207706 on Film No. 216, records of Cassia County, Idaho, covering SE¼ of Section 7, Township 11 South, Range 28 East of the Boise Meridian.
10. Agreement for Electric Service, between Raft River Rural Electric Cooperative, Inc., an Idaho rural electric Cooperative of Malta to Brad Weibaur, dated April 11, 1990 and recorded May 24, 1990 as Instrument No. 207706 on Film No. 216, records of Cassia County, Idaho, covering NW¼ of Section 7, Township 11 South, Range 28 East of the Boise Meridian.
11. Agreement for Electric Service from Raft River Rural Electric Cooperative, Inc., an Idaho rural electric Cooperative, to Brad Weibaur, dated March 24, 1992 and recorded March 22, 1993 as Instrument No. 223666 on Film No. 242, records of Cassia County, Idaho. (NE¼ of Section 7, Township 11 South, Range 28 East of the Boise Meridian.)
12. Financing Statements. Seed and Farm Laborer's liens against crops which are filed in the office of the Secretary of State.

END OF SCHEDULE B

SCHEDULE B - SECTION II This Commitment is not valid without
Schedule B - Section I

SCHEDULE B - SECTION II This Commitment is not valid without
Schedule B - Section I

RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW

253

W14 FEB 15 A 11:03

229196

DAVID COUNTY, IDAHO
DAVID M. ROSKELLEY
RECORDER

FEE 1800 DEPUTY *LM*

LAND TITLE & ESCROW

24802

229197

QUIT CLAIM DEED

DAVIDERS INSURANCE COMPANY, a Connecticut corporation, whose
office is located at 1000 Main Street, Hartford, Connecticut 06183-2021
and the sufficiency of which is hereby acknowledged and

229197

QUIT CLAIM DEED

THE TRAVELERS INSURANCE COMPANY, a Connecticut corporation, whose principal place of business is One Tower Square, Hartford, Connecticut 06183-2021 ("Grantor"), for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, has remised, released, conveyed and QUIT CLAIMED, and by these presents does remise, release convey and QUIT CLAIM unto JOHN B. SPRATLING and CATHY SPRATLING, husband and wife, whose address is Route 1, Terrace Drive, Box 180, Burley, Idaho 83318 ("Grantee"), its successors and assigns forever, all right, title, interest, claim and demand which Grantor has in and to any and all coal, oil, gas, minerals and mineral rights, and any surface, ground or geothermal water or water rights appurtenant to or in any way connected with the real property situate, lying and being in Cassia County, State of Idaho, and described on Exhibit A attached hereto and incorporated herein, and which are owned by Grantor and not previously conveyed to third parties.

EXCEPT, Grantor hereby specifically disclaims any warranty of ownership or title to any rights conveyed pursuant to this Quit Claim Deed, and disclaims any representations or warranties concerning the future title, existence, amount, availability, production or flow of any of the mineral or water rights on the property. Further, this deed is subject to any mineral or geothermal leases in effect upon the real property described in Exhibit A.

TO HAVE AND TO HOLD the same, together with all and singular the appurtenances and privileges thereunto belonging, or in anywise thereunto appertaining, and all the estate, right, title interest and claim whatsoever, of the Grantor, either in law or equity, to the only proper use, benefit and behoof of the Grantee, its successors and assigns forever.

IN WITNESS WHEREOF, the Grantor has caused its corporate name to be hereunto subscribed by its Vice President, and its corporate seal to be hereunto affixed, attested by its Assistant Secretary on this 11th day of February, 1994.

GRANTOR:

THE TRAVELERS INSURANCE COMPANY,
a Connecticut corporation

By: Pamela E. Ely
Its: Pamela E. Ely, Vice President

STATE OF CONNECTICUT)
County of Hartford) ss. Hartford

On this 11th day of February, 1994, before me, the undersigned, a Notary Public in and for said State, personally appeared Pamela E. Fly, known or identified to me to be the Vice President of THE TRAVELERS INSURANCE COMPANY, 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 the day and year in this certificate first above written.

W. J. JOHNSON

NOTARY PUBLIC

1994

Charles D. Love
Notary Public for _____
Residing at _____
My commission expires: _____

EXHIBIT A

EXHIBIT A

PARCEL NO. 1:
TOWNSHIP 11 SOUTH, RANGE 28 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 7: All
Section 8: W1/4NW1/4NW1/4

PARCEL NO. 2:
TOWNSHIP 11 SOUTH, RANGE 28 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 8: Commencing at the northwest corner of the SW1/4NW1/4 of said
Section 8;
Thence east 330 feet;
Thence south 132 feet;
Thence west 330 feet;
Thence north 132 feet to the point of beginning.

PARCEL NO. 3:
TOWNSHIP 11 SOUTH, RANGE 28 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 6: SE1/4

PARCEL NO. 4:
TOWNSHIP 11 SOUTH, RANGE 28 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 6: Lot 7 and SE1/4SW1/4

RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW
FEB 15 A 11:04
CASSIA COUNTY, IDAHO
DARRELL M. ROSKELLEY
RECORDER
FEE 900 DEPUTY *MM*
LAND TITLE & ESCROW

229197

FURNISHED BY Lead Title and Escrow, Inc.

230485

WARRANTY DEED

For Value Received

JOHN B. SPRATLING and CATHY SPRATLING, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto
 HEARTHSTONE, an Idaho Limited Partnership
 Address: P.O. Box 50305
 Idaho Falls, Idaho 83405

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

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

Section 8: West Quarter of the NW $\frac{1}{4}$ NW $\frac{1}{4}$
 and

Section 8: Commencing at the Northwest corner of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of
 said Section 8;
 thence East 330 feet;
 thence South 132 feet;
 thence West 330 feet;
 thence North 132 feet to the Point of Beginning.

TOGETHER WITH all water and water rights, ditches and ditch rights
 used thereon or appurtenant thereto.

SUBJECT TO:

All reservations in the Patents or Deeds in the chain of title.

Taxes for 1994 and subsequent years.

Right of Way Easement from Darrell Cook and Afton Cook, husband and
 wife, to Intermountain Gas Company, a corporation, dated March 7,
 1963 and recorded March 7, 1963 as Instrument No. 12783 on Film
 No. 20, records of Cassia County, Idaho, granting to said corporation
 the right to construct, operate and maintain a pipeline over and
 across a portion of Section 8, Township 11 South, Range 28 East of
 the Boise Meridian.

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

Dated: April 26th, 1994

John B. Spratling *Cathy Spratling*
 JOHN B. SPRATLING CATHY SPRATLING

STATE OF IDAHO, COUNTY OF CASSIA

On this 26th day of April, 1994
 before me, a notary public in and for said State, per-
 sonally appeared

JOHN B. SPRATLING and
 CATHY SPRATLING

known to me to be the persons whose names are
 subscribed to the within instrument, and acknowledged
 to me that they executed the same as their free and
 voluntary act and deed.

LARRY ROBERTS
 Notary Public
 STATE OF IDAHO

Residing at Burley, Idaho
 Commission expires 4-30-97

RECORDED AT THE RECORDS
 LAND TITLE & ESCROW

253

230485

1994 APR 26

RECORDED
 FEE 300 DEPUTY

230486

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WARRANTY DEED

For Value Received,

HEARTHSTONE, an Idaho Limited Partnership,

the Grantor, does hereby grant, bargain, sell and convey unto

NATURAL GUARDIAN LIMITED PARTNERSHIP,
P.O. Box 50305, Idaho Falls, Idaho, 83405,

the Grantees, the following described premises, in Cassia County, Idaho:

See Exhibit A.

Subject to patent reservations, easements and rights of way for highways, roads, ditches, canals, pole, power and transmission lines as they exist; and to all existing zoning ordinances and applicable building codes, laws and regulations.

To have and to hold the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all incumbrances and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 1st day of January, 1995.

L. Troy Clayton
Hearthstone, an Idaho Limited Partnership
by: Tesamen Enterprises, Inc.,
General Partner of Hearthstone,
by: L. Troy Clayton, Secretary

STATE OF IDAHO

County of Jefferson

On the 1st day of January, 1995, personally appeared L. Troy Clayton, the signer of the within instrument, who duly acknowledged to me that he executed



Jim Archibald
Notary Public

Residing at: Rigby

Commission Expires: 8-26-97

Microfilm No.

15 Day

1995

At 15:55

1:55 P.M.

MICKIE FUNKE
FREMONT CO. RECORDER

Fee \$

6 Deputy

Recorded At Request of
Jim Archibald

435936

RECORDED AT THE REQUEST OF

Donner Archibald

FILM *269*

1995 SEP 14 P 3:57

238608

CASSIA COUNTY, IDAHO
DARRELL M. ROSKELLEY
RECORDER

FEES *600* DEPUTY *LM*

LE: 20436
Highly, alcl
83442

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

Section 8: West Quarter of the NW $\frac{1}{4}$ NW $\frac{1}{4}$
and

Section 8: Commencing at the Northwest corner of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of
said Section 8;
Thence East 330 feet;
Thence South 132 feet;
Thence West 330 feet;
Thence North 132 feet to the Point of Beginning.

TOGETHER WITH all water and water rights, ditches and ditch rights
used thereon or appurtenant thereto.

SUBJECT TO:

All reservations in the Patents or Deeds in the chain of title.

Taxes for 1994 and subsequent years.

Right of Way Easement from Darrell Cook and Afton Cook, husband and
wife, to Intermountain Gas Company, a corporation, dated March 7,
1963 and recorded March 7, 1963 as Instrument No. 12783 on Film
No. 20, records of Cassia County, Idaho, granting to said corporation
the right to construct, operate and maintain a pipeline over and
across a portion of Section 8, Township 11 South, Range 28 East of
the Boise Meridian.



IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
222 SHOSHONE ST E
TWIN FALLS ID 83301
(208) 736-3033

PHILIP E BATT
GOVERNOR

KARL J DREHER
DIRECTOR

October 28, 1996

WEBB BROTHERS LAND & LIVESTOCK LLC
STAR ROUTE BOX 55
DECLO ID 83323

RE: SRBA Claim(s) A43-02417F, A43-02418F, A43-04060F,
 A43-04061F, A43-04062F, A43-04063F,
 A43-04064F, A43-10353

Dear Mr. Webb:

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the record of current ownership on the above listed claims **except A43-10353** to you. Upon comparison of the lands listed in the claims against the lands listed on the warranty deed, it was discovered the legal description of the place of use in claim A43-10353 was not included in the warranty deed as being conveyed to you.

If you could forward to me the proof this particular property has been sold to Webb Brothers, I will update the ownership of claim A43-10353. I am enclosing a copy of the claim for your reference.

Please find the enclosed copies of all the other computer records of the claim(s) noting the change in claimant. Review these records and if there is an error, or you have any questions, please contact this office.

Sincerely,

Trish Fawcett
Technical Records Specialist

enc.



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type

(see instructions on back of page)

RECEIVED

JUN 21 1996

Department of Water Resource
Southern RegionDATE OF CLOSING: June 19, 1996

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
 Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
 Lot _____, Block _____, Subdivision/Townsite _____.

If you have additional legal descriptions, please attach separate sheet.

See attached Exhibit "A" for legal description

[] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

[] Water Right Number(s)

Assigned by IDWR:

A43-02417F, A43-02418F, A43-04063F, A43-04064F, A43-04062FA43-04063F, A43-04064F, A43-10353 (see third page of warranty deed)

[] Name and Address of Former
Owner/Claimant(s)(Seller):

Brad Neibaur and Dianne NeibaurP. O. Box 53Rupert, Idaho 83350

[] New Owner/Claimant
(Purchaser):

Webb Brothers Land & Livestock, L.L.C.

[] New Mailing Address:

Star Route Box 55Declo, Idaho 83323

[] New Telephone Number:

(208) 349-5520

[] Does the change in ownership result in a splitting of the water right owned/claimed? yes no
 If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

[] Attach proof of
ownership, describe
proof attached:

recorded Warranty Deed

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

[] Signature of New
Owner/Claimant(s)

WEBB BROTHERS LAND & LIVESTOCK, L.L.C.By: Mark A WebbMark A. Webb, ManagerDate 6-19-96

Date _____

[] Signature of Former
Owner/Claimant(s):

Date _____

Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date _____

By: _____

Further Action Needed:

Further Action Taken

Date _____

By: _____

Final Review and Data-Entry

Date _____

By: _____

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

WARRANTY DEED

(2)
#27266

243485

For Value Received

BRAD NEIBAUR and DIANNE NEIBAUR, husband and wife

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

WEBB BROTHERS LAND & LIVESTOCK, L.L.C.

Address: Star Route Box 55
Declo, Idaho 83323

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

PARCEL NO. 1:

TOWNSHIP 10 SOUTH, RANGE 27 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 36: All

PARCEL NO. 2:

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

Section 1: W $\frac{1}{2}$, SE $\frac{1}{4}$ and W $\frac{1}{2}$ NE $\frac{1}{4}$

Section 2: E $\frac{1}{2}$

Section 12: All

PARCEL NO. 3:

TOWNSHIP 10 SOUTH, RANGE 28 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 31: All

EXCEPT that portion deeded to the Burley Highway District by Quitclaim Deed dated November 15, 1918 and recorded November 18, 1918 as Instrument No. 37060 in Book 26 of Deeds, page 109, records of Cassia County Idaho, covering 25 feet along the North and East boundary lines of the NE $\frac{1}{4}$ and 25 feet along the North and West boundary lines of the NW $\frac{1}{4}$ of said Section 31

PARCEL NO. 4:

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

Section 6: NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, Lot 4, NE $\frac{1}{4}$ SW $\frac{1}{4}$.

PARCEL NO. 5:

TOWNSHIP 10 SOUTH, RANGE 27 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 35: E $\frac{1}{2}$ E $\frac{1}{2}$ of said Section 35, EXCEPT the following described parcel:

Beginning at the Southeast corner of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 35,
which point shall be known as the True Point of Beginning;
Thence South 0°13' West along section line for 1425.56 feet to an iron
pin;
Thence North 88°48' West for 1325.13 feet to an iron pin on the 1/16th

section line;
Thence North 0°13'02" East along said 1/16th section line for 1313.50 feet to an iron pin in an existing fence line;
Thence North 5°08'40" East along an existing fence line for 1350.75 feet to an iron pin;
Thence North 32°12'26" East along an existing fence line for 501.69 feet to an iron pin;
Thence South 12°46'25" East for 431.93 feet to an iron pin;
Thence South 53°54'54" East for 1043.98 feet to an iron pin on section line;
Thence South 0°13' West along said section line for 649.71 feet to the True Point of Beginning.

ALSO EXCEPTING THEREFROM the following described parcel:

Beginning at the Northwest corner of the NE¼NE¼ of said Section 35, which point shall be the Point of Beginning;
Thence South 89°56' East along section line for 929.90 feet to an iron pin, said point lying North 89°56' West for 395.00 feet from the section corner common to Sections 25, 26, 35 and 36;
Thence South 31°48'24" West for 1113.67 feet to an iron pin;
Thence South 70°58'37" East for 37.70 feet to an iron pin in an existing fence line;
Thence South 32°12'26" West along an existing fence line for 501.69 feet to an iron pin;
Thence South 5°08'40" West along an existing fence line for 1350.75 feet to an iron pin on the 1/16th section line;
Thence North 0°13'02" East along said 1/16th section line for 2729.57 feet to the Point of Beginning.

PARCEL NO. 6:

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

Section 1: Lot 1 and SE¼NE¼

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

Section 6: Lots 5 and 6

PARCEL NO. 7:

**TOWNSHIP 10 SOUTH, RANGE 27 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO**

Sections 25 and 26: Part of the SE¼ of Section 26 and the SW¼ of Section 25, described as follows:

Beginning at the Southeast corner of said Section 26, which shall be known as the True Point of Beginning;
Thence South 89°58' West along section line for 395.0 feet to a point on the centerline of an irrigation ditch easement;
Thence North 27°48' East along said centerline for 1028.4 feet to a point on the South boundary of a County Road right-of-way (known as Heglar Road);
Thence South 77°40' East along said South boundary for 465.9 feet to a point;
Thence South 52°57' East along said South boundary for 1342.5 feet to a point on the South section line of said Section 25;
Thence South 89°58' West along said section line for 1611.25 feet to the True Point of Beginning.

EXCEPTING THEREFROM the following described property:

Part of Section 36 of Township 10 South, Range 27 East and
part of Section 31 of Township 10 South, Range 28 East and
Part of the N½ of Section 6 of Township 11 South, Range 28
East of the Boise Meridian, Cassia County, State of Idaho,
more particularly described as follows:

Beginning at the Northeast corner of Section 31, Township 10 South,
Range 28 East of the Boise Meridian, said corner marked by a 5/8 inch
rebar which shall be the Point of Beginning;
Thence South 0°12'09" East along the section line for 16.83 feet to a U.S.
General Land Office pipe with brass cap, said corner being a Witness
corner to the section corner;
Thence South 0°12'09" East along the section line for 2617.93 feet to
a U.S. General Land Office pipe at the East quarter section corner of
Section 31;
Thence South 0°06'27" East along section line for 2643.52 feet to a
U.S. General Land Office pipe at the Southeast corner of Section 31;
Thence South 0°15'50" West along section line for 2681.07 feet to a 5/8
inch rebar at the East quarter section corner of Section 6;
Thence North 89°11'00" West along the quarter section line for
912.02 feet to a 1/2 inch rebar in the approximate centerline of the
Heglar Canyon Road;
Thence North 37°43'26" West along said road centerline for 1998.25 feet
to a 1/2 inch rebar;
Thence North 56°46'58" West along said road centerline for 1791.49 feet
to a point;
Thence North 34°01'12" East for 27.86 feet to a 1/2 inch rebar;
Thence North 34°01'12" East for 232.98 feet to a 1/2 inch rebar;
Thence North 58°07'09" West for 496.96 feet to a 1/2 inch rebar;
Thence South 32°00'42" West for 223.81 feet to a 1/2 inch rebar;
Thence South 32°00'42" West for 25.47 feet to a point in the
approximate centerline of the Heglar Canyon Road;
Thence North 56°46'58" West along said road centerline for 16.00 feet
to a 1/2 inch rebar;
Thence North 49°51'17" West along said road centerline for 128.41 feet
to a 1/2 inch rebar;
Thence North 43°55'17" West along said road centerline for 6355.24 feet
to a 1/2 inch rebar;
Thence North 47°36'00" West along said road centerline for 316.76 feet
to a 1/2 inch rebar;
Thence North 51°58'34" West along said road centerline for 461.75 feet
to a 1/2 inch rebar on section line;
Thence North 89°58'00" East along section line for 994.66 feet to a
U.S. General Land Office pipe at the North quarter section corner of
Section 36;
Thence North 89°58'00" East along section line for 2645.14 feet to a 5/8
inch rebar at the Northeast corner of Section 36;
Thence South 89°27'26" East along section line for 5517.69 feet to the
Point of Beginning.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant
thereto including but not limited to Water Adjudication Nos. A43-02417F, A43-02418F, A43-04060F,
A43-04061F, A43-04062F, A43-04063F, A43-04064F and A43-10353.

SUBJECT TO:

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

Taxes for 1996 and subsequent years, a lien, but not yet due or payable.

Agreement for Purchase of Power between Raft River Rural Electric Cooperative, Inc., as Seller, and
Yale Land Co., as Consumer, dated March 7, 1960 and recorded September 15, 1960 as Instrument No.
208033 in Book 10 of Bills of Sales and Agreements, records of Cassia County, Idaho.

Easement and Right-of-Way Contract from Taylor Land Company, to Intermountain Gas Company, dated March 29, 1962 and recorded April 27, 1962 as Instrument No. 6618 on Film No. 13, records of Cassia County, Idaho.

Easement and Right-of-Way Contract from Taylor Land Company, to Intermountain Gas Company, dated March 29, 1962 and recorded April 27, 1962 as Instrument No. 6619 on Film No. 13, records of Cassia County, Idaho.

Easement and Right-of-Way Contract from Taylor Land Company, to Intermountain Gas Company, dated March 29, 1962 and recorded April 27, 1962 as Instrument No. 6620 on Film No. 13, records of Cassia County, Idaho.

Electric Line - Right-of-Way Easement from Heglar Ranch, Inc., to Raft River Rural Electric Cooperative, Inc., a cooperative corporation, dated August 4, 1982 and recorded August 12, 1982 as Instrument No. 145508, records of Cassia County, Idaho.

Reservation contained in Warranty Deed between Simplot Leasing Corporation, an Idaho corporation, and Idaho Livestock Production Credit Association, a federally chartered corporation, dated August 15, 1984 and recorded September 7, 1984 as Instrument No. 163496 on Film No. 167, records of Cassia County, Idaho.

Agreement for Electric Service between Raft River Rural Electric Cooperative, Inc., an Idaho rural electric Cooperative, as Seller, and Idaho Livestock P.C.A., as Consumer, dated April 11, 1985 and recorded May 6, 1985 as Instrument No. 169168 on Film No. 172, records of Cassia County, Idaho.

Agreement for Electric Service between Raft River Rural Electric Cooperative, Inc., an Idaho rural electric Cooperative, as Seller, and Idaho Livestock P.C.A., as Consumer, dated April 11, 1985 and recorded May 6, 1985 as Instrument No. 169169 on Film No. 172, records of Cassia County, Idaho.

Agreement for Electric Service between Raft River Rural Electric Cooperative, Inc., an Idaho rural electric Cooperative, as Seller, and Idaho Livestock P.C.A., as Consumer, dated April 11, 1985 and recorded May 6, 1985 as Instrument No. 169170 on Film No. 172, records of Cassia County, Idaho.

Agreement for Electric Service between Raft River Rural Electric Cooperative, Inc., an Idaho rural electric Cooperative, as Seller, and Idaho Livestock P.C.A., as Consumer, dated April 11, 1985 and recorded May 6, 1985 as Instrument No. 169171 on Film No. 172, records of Cassia County, Idaho.

Agreement for Electric Service between Raft River Rural Electric Cooperative, Inc., an Idaho rural electric Cooperative, as Seller, and Idaho Livestock P.C.A., as Consumer, dated April 11, 1985 and recorded May 6, 1985 as Instrument No. 169173 on Film No. 172, records of Cassia County, Idaho.

Agreement for Electric Service between Raft River Rural Electric Cooperative, Inc., an Idaho rural electric Cooperative, as Seller, and Idaho Livestock P.C.A., as Consumer, dated April 11, 1985 and recorded May 6, 1985 as Instrument No. 169174 on Film No. 172, records of Cassia County, Idaho.

Agreement for Electric Service, between Raft River Rural Electric Cooperative, Inc., an Idaho rural electric Cooperative of Malta to Brad Neibaur, dated April 11, 1990 and recorded May 24, 1990 as Instrument No. 207704 on Film No. 216, records of Cassia County, Idaho.

Agreement for Electric Service, between Raft River Rural Electric Cooperative, Inc., an Idaho rural electric Cooperative of Malta to Brad Neibaur, dated April 11, 1990 and recorded May 24, 1990 as Instrument No. 207705 on Film No. 216, records of Cassia County, Idaho.

Agreement for Electric Service, between Raft River Rural Electric Cooperative, Inc., an Idaho rural electric Cooperative of Malta to Brad Neibaur, dated April 11, 1990 and recorded May 24, 1990 as Instrument No. 207706 on Film No. 216, records of Cassia County, Idaho.

Effects, if any of Agreement For Electric Service between Raft River Rural Electric Cooperative, Inc., an Idaho rural electric Cooperative of Malta, to David O. Hinckley, dated March 9, 1994 and recorded March 15, 1994 as Instrument No. 229613 on Film No. 253, records of Cassia County, Idaho.

Effects, if any of Agreement For Electric Service between Raft River Rural Electric Cooperative, Inc., an Idaho rural electric Cooperative of Malta, to David O. Hinckley, dated March 9, 1994 and recorded March 15, 1994 as Instrument No. 229615 on Film No. 253, records of Cassia County, Idaho.

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

Dated: June 19, 1996

Brad Neibaur

Dianne Neibaur

STATE OF IDAHO)
COUNTY OF Cassia) ss.

On this 19th day of June, 1996, before me, the undersigned, a Notary Public in and for said State, personally appeared BRAD NEIBAUR and DIANNE NEIBAUR, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Notary Public
Residing at: Burley, Idaho
My Commission expires: 6-30-97

LARRY ROBERTS
☆ NOTARY PUBLIC ☆
STATE OF IDAHO
RESIDING AT BURLEY, ID
MY COMMISSION EXPIRES 6-30-97

LARRY ROBERTS
☆ NOTARY PUBLIC ☆
STATE OF IDAHO
RESIDING AT BURLEY, ID
MY COMMISSION EXPIRES 6-30-97

LAND TITLE & ESCROW

CASSIA COUNTY, IDAHO
DARRELL M. ROSKELLEY
RECORDER
FEE \$15.00 DEPUTY

1996 JUN 19 P 3 53

243485

RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW
FILM 278

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A43-10353

Date Received: 6/ 9/1989

Receipt No: C007378

Received By: ownership change J

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BRAD NEIBAUR 208-436-0373
Address: RT 5 BOX 16
RUPERT ID 83350

2. Date of Priority: APR 1, 1961

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11S	28E	8	NW	NW	NW		CASSIA

5. Description of diverting works:
DRILLED WELL, WITH PUMP AND PIPELINE TO P/U.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.080		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC FOR 2 HOMES, LAWNS & GARDENS, SHOPS AND OUTBUILDINGS.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	28E	8	NW	NW		DOMEST	

11. Place of use in counties: CASSIA

MICROFILMED

MAR 5 1993

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

13. Other Water Rights Used:

N/A

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED

MAR 6 5 1993



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED

DATE OF CLOSING: _____

JUL 01 1992

LEGAL DESCRIPTION OF PROPERTY: Township 11S Range 28E Department of Water Resources
Section 8, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM _____ Southern Region Office
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s) Assigned by IDWR: A43-10353

☐ Name and Address of Former Owner/Claimant(s)(Seller): Travelers Ins. Co.

960 Broadway

Boise, Id. 83706

☐ New Owner/Claimant (Purchaser): Brad Neibaur

☐ New Mailing Address: RT 5 Box 16

Rupert, Id. 83350

☐ New Telephone Number: (208) 436 - 0373

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of ownership, describe proof attached: _____

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New Owner/Claimant(s) Brad Neibaur Date 4-22-92

Date _____

☐ Signature of Former Owner/Claimant(s): _____ Date _____

Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 7/23/92 By: [Signature]

Claim Numbers of Split, if any: _____

MICROFILMED

MAR 05 1993

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

SPECIAL WARRANTY DEED AND BILL OF SALE

THIS INDENTURE, made this 22nd day of May, 1990, between THE TRAVELERS INSURANCE COMPANY, a Connecticut corporation, the Grantor, and BRAD NEIBAUR and DIANNE NEIBAUR, husband and wife, the Grantees, whose address is P. O. Box 53, Rupert, Idaho 83350,

W I T N E S S E T H:

That the said Grantor, for and in consideration of the payment to it of TEN DOLLARS (\$10.00) AND OTHER VALUABLE CONSIDERATION, by the said Grantees, the receipt and sufficiency whereof are hereby acknowledged, has granted, bargained, and sold, and by these presents does grant, bargain, sell, convey and confirm unto the said Grantees, and to their heirs, successors and assigns forever, the real estate situate in the County of Cassia, State of Idaho, the following described property:

PARCEL NO. 1:

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

Section 7: All

Section 8: $W\frac{1}{4}NW\frac{1}{4}NW\frac{1}{4}$

PARCEL NO. 2:

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

Section 8: Commencing at the northwest corner of the $SW\frac{1}{4}NW\frac{1}{4}$ of said Section 8;
Thence east 330 feet;
Thence south 132 feet;
Thence west 330 feet;
Thence north 132 feet to the point of beginning.

MICROFILMED

MAR 05 1993

PARCEL NO. 3:

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

Section 6: SE $\frac{1}{4}$

PARCEL NO. 4:

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

Section 6: Lot 7 and SE $\frac{1}{4}$ SW $\frac{1}{4}$.

PERSONAL PROPERTY

WELL #1 (BY THE ROAD)

- 1 - 200 H.P. G.E. Motor, Serial #OVJ210005
- 1 - 200 H.P. Layne and Bowler, Deep Well, VTP, No Serial No.
- 1 - 75 H.P. G.E. Booster Motor, Serial #BKJ220432
- 1 - 75 H.P. Layne and Bowler Verti-line VTP, Serial #V7408646

WELL #2

- 1 - 250 H.P. G.E. motor, Serial #NTJ115008
- 1 - 250 H.P. Layne and Bowler, Deep Well, VTP
- 1 - 100 H.P. Newman Electric booster motor, Serial #1320504
- 1 - 100 H.P. Aurora Centrifugal Booster Pump, Serial No. 76-3302

WELL #3

- 1 - 150 H.P. G.E. Motor, Serial #CFJ325139
- 1 - 150 H.P. Layne and Bowler Deep Well, VTP, Serial No. D9509
- 1 - 125 H.P. General Electric Booster Motor, Serial #CKJ320102

MICROFILMED

MAR 05 1993

1 - 125 H.P. Layne and Bowler Verti-Line, VTP, Serial
No. 78 -0864

5 - 14-tower RainCircle Center Pivot Systems, Complete
Pivot #2: Serial #587

1 - 12-tower RainCircle Center Pivot System, Complete
Serial #586

31,420 ft. of 8"-12" buried mainline w/risers

ALL IRRIGATION EQUIPMENT AND APPURTENANCES THERETO TRANSFERRED BY THIS INSTRUMENT ARE SOLD BY THE GRANTOR AND ACCEPTED BY THE GRANTEEES IN THEIR PRESENT CONDITION, AND THE GRANTOR HAS NO OBLIGATION TO REPAIR, MODIFY OR REPLACE ANY OF THE IRRIGATION EQUIPMENT.

Said described property is conveyed subject to (1) all taxes and assessments for the year 1990 and subsequent years, (2) all reservations in patents or deeds in the chain of title, (3) all easements and rights of way visible on the property or appearing of record in the offices of the County Recorder of Cassia County, Idaho, (4) all leasehold interests, and (5) all covenants and restrictions appearing of record in the office of said Recorder, and (6) all items listed as exceptions in the Commitment for Title Insurance issued by Lawyers Title Insurance Corporation, Order No. 20519, issued June 1, 1989, as shown in the copy of Schedule B-Section 2 of the Commitment, and in the Binder Endorsement issued May 17, 1990, each attached hereto and made a part hereof.

TOGETHER, With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and all estate,

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MAR 05 1993

right, title and interest in and to the said property, as well in law as in equity, of the said Grantor.

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises together with the appurtenances unto the Grantees, and to thier heirs, successors and assigns forever.

Grantor warrants to the Grantees, and their successors in title, that Grantor has not created or permitted to be created any lien, charge or encumbrance against said real estate which is not shown or referred to herein nor placed any liens on the personal property, and Grantor covenants that it will defend said premises to the extent of the warranties made herein against the lawful claims of all persons.

IN WITNESS WHEREOF, the said Grantor has hereunto caused its corporate name to be subscribed by its officers first thereunto duly authorized by its Board of Directors, all as of the day and year herein first above written.

THE TRAVELERS INSURANCE COMPANY,
a Connecticut corporation

By Anna A. Pestritto
Anna A. Pestritto, Second Vice President

ATTEST:

Nancy F. Ongley
Nancy F. Ongley, Assistant Secretary

MICROFILMED

MAR 6 5 1993

STATE OF CONNECTICUT)
) ss. FARMINGTON
COUNTY OF HARTFORD)

On this 22nd day of May, 1990, before me, the undersigned,
a Notary Public in and for said State, personally appeared _____
Anna A. Pestritto and Nancy F. Ongley, known to me to be the
Second Vice President and Assistant Secretary, respectively, of
THE TRAVELERS INSURANCE COMPANY, the corporation that executed
the within and foregoing instrument, and acknowledged to me that
such corporation executed the same.

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

Patricia H. Csaszar Patricia H. Csaszar
Notary Public for the State of Connecticut
Residing at Hartford, Connecticut
My commission expires: 3/31/94

MICROFILMED
MAR 05 1993

CHANGE IN ADDRESS OF NOTICE OF CLAIM

[] Water Right Number (s): A43-10353

RECEIVED

JUL 01 1992

Department of Water Resources
Southern Region Office

[] Old Mailing Address: Travelers Inc. Co.
% Joe Daniels
960 Broadway Boise, ID 83706

[] New Mailing Address: Brad Neikirk
RT 5 Box 16
Rupert, ID 83350

New Telephone Number: (208) 436-6373

[] Signature of Claimant: Brad Neikirk

Date: 4-22-92

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

SEND TO YOUR NEAREST
REGION OFFICE:

Western Region Office
2735 Airport Way
Boise, ID 83705
(208) 334-2190

Southern Region Office
222 Shoshone St. East
Twin Falls ID 83301
(208) 734-3578

State Office
1301 N. Orchard St.
Boise, ID 83720
(208) 327-7900

Eastern Region Office
150 Shoup Ave. #15
Idaho Falls ID 83402
(208) 525-7161

Northern Region Office
1910 Northwest Blvd. #210
Coeur d'Alene ID 83814
(208) 756-4639

MICROFILMED

MAR 05 1993

Last Name: THE TRAVLERS INSURANCE COMPANY

Serial	First Name	Water Right No.	Priority Date	Source	Total Diversion	Use Code	Desc
	THE TRAVLERS INSURANCE COMPANY						
		C A43-10353	04/01/1961	GROUNDWATER	0.080	43	DOMEST
		C R43-10353	04/01/1961	GROUNDWATER	0.080	43	DOMEST

(Menu _____)

MICROFILMED
MAR 05 1993

SD-0604-2 Township: 11S Range: 28E Section: 8 Tract: Lot:

S	L	STATE	O	S	Max # Records	20			
E	O	Name	W	T	Priority	Use			
L	Tract	Right No.	Last, First	N	AC	G	Date	Code	Desc
-	NENE	A43-10624	COOK'S HEGLAR RANCH, I	C	2	J	04/01/1979	01	IRR
-	NWNE	A43-10624	COOK'S HEGLAR RANCH, I	C	12	J	04/01/1979	01	IRR
-	SWNE	A43-02515	COOK'S HEGLAR RANCH, I	C	36	L	04/09/1961	01	IRR
-	SWNE	A43-10624	COOK'S HEGLAR RANCH, I	C	2	J	04/01/1979	01	IRR
-	SENE	A43-10624	COOK'S HEGLAR RANCH, I	C	14	J	04/01/1979	01	IRR
-	SENE	A43-02515	COOK'S HEGLAR RANCH, I	C	10	L	04/09/1961	01	IRR
-	NENW	A43-02515	COOK'S HEGLAR RANCH, I	C	35	L	04/09/1961	01	IRR
-	NWNW	R43-10353	THE TRAVLERS INSURANCE	C		J	04/01/1961	43	DOMES
-	NWNW	A43-10353	THE TRAVLERS INSURANCE	C		J	04/01/1961	43	DOMES
-	NWNW	A43-02515	COOK'S HEGLAR RANCH, I	C	20	L	04/09/1961	01	IRR
-	SWNW	A43-02515	COOK'S HEGLAR RANCH, I	C	40	L	04/09/1961	01	IRR
-	SENW	A43-02515	COOK'S HEGLAR RANCH, I	C	40	L	04/09/1961	01	IRR
-	NESW	A43-02515	COOK'S HEGLAR RANCH, I	C	40	L	04/09/1961	01	IRR
-	NWSW	A43-02515	COOK'S HEGLAR RANCH, I	C	40	L	04/09/1961	01	IRR
-	SWSW	A43-02515	COOK'S HEGLAR RANCH, I	C	40	L	04/09/1961	01	IRR
-	SESW	A43-02515	COOK'S HEGLAR RANCH, I	C	40	L	04/09/1961	01	IRR

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

MICROFILMED
MAR 05 1983



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

23-Jul-1992

BRAD NEIBAUR
RT 5 BOX 16
RUPERT ID 83350

Re: Ownership Change for Adjudication Claim #A43-10353 -
TRAVLERS INS CO/NEIBAUR

Dear Claimant(s):

Pursuant to notification that you presently own the property in which the above referenced Adjudication Claim is appurtenant, the Department has changed the record of the current owner as you requested. Please find enclosed a copy of the computer record of the claim noting the change in claimant.

Please review the record and if you have any corrections or questions, please feel free to call this office.

Sincerely,


Jeanie Robertson
Records Clerk

/jr
Enclosures

MICROFILMED

MAR 05 1993

Fee \$25.00

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A43-10353
Date Received: 6/05/1989
Receipt No: C007378
Received By: 

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: THE TRAVLERS INSURANCE COMPANY
Address: C/O MR. JOE DANIELS
960 BROADWAY
BOISE, ID

208-336-5900

83706

RECEIVED
JUN 06 1989

2. Date of Priority: APR 01, 1961

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Department of Water Resources

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
11S	28E	8	NW	NW	NW		CASSIA

5. Description of diverting works:
DRILLED WELL, WITH PUMP AND PIPELINE TO P/U.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.080		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC FOR 2 HOMES, LAWNS & GARDENS, SHOPS AND OUTBUILDINGS.

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
11S	28E	8	NW	NW		DOMEST	

11. Place of use in counties: CASSIA

A43-10353

Page 1

Date: 06/05/89

MICROFILMED

MAR 05 1993

10353

THIS RZBE
SEL 8
P.D. & P.U.
DOM

Heglar

MICROFILMED

MAR 15 1953

HEGLAR
4738

4786 T

4696

4909 T

4798

4684 T

4558

4723 T

4635 T

4585 T

4636 T

4536 X

4469 T

18

4482 T

19

4570 T

4587
DB 4583

4485

4474 T

4493

4727

4617

4588

4412

4474 T

Well

4498 T

Well

1-99

4532

16

21

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

13. Other Water Rights Used:
N/A

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: 1

For Organizations:

I do solemnly swear or affirm that I am General Manager of Title

The Travelers Insurance Company, that I have signed the foregoing Organization document in the space below as General Manager of

The Travelers Insurance Company and that the statements contained in the Title foregoing document are true and correct. Organization

David J. Todd
Signature of Authorized Agent
General Manager
The Travelers Insurance Company
Title and Organization

June 6, 1989

Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 6th day
of June 19 89

Livia Ann Lebre
Notary Public

Seal

Residing at 960 Broadway

My Commission Expires 8/92
Date: 06/05/89

A43-10353

Page

2

MICROFILMED

MAR U 5 1993

RECEIPT
For Monies Paid
to the
IDAHO DEPARTMENT OF WATER RESOURCES

Receipt No: C007378

Date: 06/09/89
Time: 16:11:50

Received

From: PROSPECT MANAGEMENT SERVI

Type of Payment	Program Acct Class	Amount
ADJUDICATION FEE, TRAVELERS INS. CO.	0410162 9337 6490	\$1,280.00
	Total	\$1,280.00

CHECK 4372

WR/NO: A43-02512C A43-10353 A43-02512A

Idaho Department of Water Resources

Region: STATE

Signature: 

MICROFILMED
MAR 6 5 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

- Brad & Nianne Heibaur
- Box 53
- Rupert ID 83350

MAILING DATE: April 8, 1992

RESPONSE DATE: April 22, 1992

RE: NOTICE OF CLAIM NO[S]: A43-10353

Dear Claimant(s):

We are currently preparing the Notice(s) of Claim referenced above for the Director's Report in the Snake River Basin Adjudication. Our research indicates there may have been a change in either the ownership or address for the above claim(s). IDWR records currently show the following name and address for the owner of the claim(s) listed above:

- Travelers Ins. Co.
- c/o Joe Daniels
- 960 Broadway
- Boise ID 83706

If our current records, as listed above, are not correct please complete the enclosed Change in Ownership or Change of Address form, as appropriate, to correct our records.

Your response must be received in this office by the Response Date indicated above. If no response is received from you, all further legal notices concerning the claim(s) will be sent to the name and address shown above. If you have claims other than those referenced here, please contact the Department so we may assist you in updating the information for all your claims. Should you have any questions, or feel that you need assistance, please contact IDWR at 1-800-451-4129.

Sincerely,

Donald V. Shaff
Manager Adjudication Section

state:region

Enclosures:

- Change of Ownership Form
- Change of Address Form

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

RECEIVED

APR 13 1992

Department of Water Resources
Southern Region Office

MICROFILMED

MAR 6 5 1993

Old (D) Number -

+ + - - - - - + +
+ + - - - - - Address - - - - - + +

1 - RT 5 BOX 16

City- RUPERT
Phone - 208-436-0373

1 - C/O MR JOE DANIELS
2 - 960 BROADWAY

City- BOISE
Phone - 208-336-5900

+	-	-	-	Stage	-	-	-	+	+	-	-	-	-	+	Status
J - BENEFICIAL USE															

----- Tributary -----+

+

(31) CASSIA

----- Diversion Rate Diversion Volume
0.080

+ - Total Consumptive Use - + - KW Usage - +
0.0

Description	County
DOMESTIC	(31) CASSIA

Total Acres:

+ - - Diversion Means - DRILLED WELL, WITH PUMP AND PIPELINE TO P/U.

+ - - Non-Irrigation Use - DOMESTIC, 2 HOMES

+ - - Other Rights for Same Use - N/A

	+-----+	- - - - -	Remarks	+-----+
			PARCEL NO. RP1S28E083175	

MAR 05 1993

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 06/09/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- C007378	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

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MAR 05 1993



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township 11S Range 28E Department of Water Resources
Section 8, 1/4 of 1/4 of 1/4 Govt. Lot , BM.
Lot , Block , Subdivision/Townsite
If you have additional legal descriptions, please attach separate sheet.

[] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

[] Water Right Number(s)
Assigned by IDWR: A43-16353

[] Name and Address of Former
Owner/Claimant(s)(Seller): Travelers Ins Co.

[] New Owner/Claimant
(Purchaser): Brise, Id. 83316
Brad Neibaur

[] New Mailing Address: RT 5 Box 16
Rupert, Id. 83350

[] New Telephone Number: (208) 436-0373

[] Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

[] Attach proof of
ownership, describe
proof attached: _____

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

[] Signature of New
Owner/Claimant(s) Brad Neibaur Date 4-22-92

[] Signature of Former
Owner/Claimant(s): _____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 7/23/92 By: [Signature]

Claim Numbers of Split, if any:

MICROFILMED

MAR 05 1993

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

• Brad & Mianne Heibaur
• Box 53
Rupert ID 83350

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

MAILING DATE: April 8, 1992

RESPONSE DATE: April 22, 1992

RE: NOTICE OF CLAIM NO[S]: A43-10353

Dear Claimant(s):

We are currently preparing the Notice(s) of Claim referenced above for the Director's Report in the Snake River Basin Adjudication. Our research indicates there may have been a change in either the ownership or address for the above claim(s). IDWR records currently show the following name and address for the owner of the claim(s) listed above:

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• c/o Joe Daniels
• 960 Broadway
Boise ID 83706

If our current records, as listed above, are not correct please complete the enclosed Change in Ownership or Change of Address form, as appropriate, to correct our records.

Your response must be received in this office by the Response Date indicated above. If no response is received from you, all further legal notices concerning the claim(s) will be sent to the name and address shown above. If you have claims other than those referenced here, please contact the Department so we may assist you in updating the information for all your claims. Should you have any questions, or feel that you need assistance, please contact IDWR at 1-800-451-4129.

Sincerely,

Donald V. Shaff
Manager Adjudication Section

state:region

Enclosures:

Change of Ownership Form
Change of Address Form

MICROFILMED

MAR 05 1992

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

AJ5808NP
(00-26)

OLD (U) NUMBER -

PREFIX TRANSLATION: ADJUDICATION CLAIM

WATER RIGHT NUMBER - A43-10353

+ - - - - LAST NAME - - - - +

+ - FIRST NAME - - +

+ - - - - ADDRESS - - - - -

+ - - - -

*** C - CURRENT OWNER ***
THE TRAVLERS INSURANCE COMPANY

1 - C/O MR. JOE DANIELS
2 - 950 BROADWAY
3 -
CITY- ROISE
PHONE - 208-336-5900

STATE- ID ZIP- 83706

+ - - - - PRIORITY DATE - - +
04/01/1961

+ - - - - REGION - - - +
ERROR IN REGION

+ - - - - STAGE - - - +
J - BENEFICIAL USE

+ - - - - STATUS - - - - +

+ - - - - SOURCE - - - - +
GROUNDWATER

+ - - - - TRIBUTARY - - - - -

+ - - - - TWN RNG SEC TRACT LOT RFLG COUNTY POINT OF DIVERSION - - - - -
STREAM INDEX (BLANK IF NO INDEX CODE)

(31) CASSIA

+ - - - - 11S 28E 8 NW NW NW DESCRIPTION PERIOD FROM PERIOD TO WATER USE DIVERSION RATE DIVERSION VOLUME

0.080

12/31

01/01

+ - - - - TOTAL DIV. RATE - - +
0.080

+ - - - - TOTAL DIV. VOLUME - - +

+ - - - - CAPACITY - - +

+ - - - - TOTAL CONSUMPTIVE USE - - +

+ - - - - KW USAGE - - +

+ - - - - TWN RNG SEC TRACT LOT ACRES PLACE OF USE DESCRIPTION COUNTY

43 DOMESTIC

(31) CASSIA

+ - - - - DIVERSION MEANS - DRILLED WELL, WITH PUMP AND PIPELINE TO P/U.

+ - - - - NON-IRRIGATION USE - DOMESTIC FOR 2 HOMES, LAWNS & GARDENS, SHOPS AND OUTBUILDINGS.

+ - - - - OTHER RIGHTS FOR SAME USE - N/A

+ - - - - REMARKS - - - - -
NO REMARKS FOUND.

+ - - - - OLD WATER RIGHT NUMBERS - - - - -
NO OLD WATER RIGHT NUMBERS FOUND.

+ - - - - CONDITIONS OF APPROVAL - - - - -
NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - - +

+ - - - - DECREE DEFENDANT - - - - +

+ - - - - DECREE DATE - - +
00/00/0000

MICROFILMED

+ - - - - AUDIT FIELDS - 06/05/89 LUTHY

MAR 15 1991

