

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 63-33436
Date Received: 6/14/1989
Receipt No: X777777
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

FARRELL FERGUSON Phone: (208)461-3791
8454 LAKE SHORE DR
NAMPA ID USA 83686-9200

YVONNE SMITH Phone: (208)888-3891
2384 N GLENNFIELD WAY
MERIDIAN ID USA 83642-1295

LEONARD A COLLINS Phone: (208)939-6549
10845 HORSESHOE BEND RD
BOISE ID USA 83703

2. Date of Priority: 12/30/1959

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4	of 1/4 Lot	County	Type
04N	01E	10	SE	NE	ADA	

5. Description of diverting works:

WELL WITH PIPELINE TO 5 INDIVIDUAL LOT OWNERS SPRINKLER SYSTEMS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)
A.F.A. IRRIGATION 4.95	03/15	11/15	0.02	

7. Total Quantity Appropriated is:
0.02 C.F.S. and/or 4.95 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
04N	01E	10	SE	NE	IRRIGATION	1.1
					Section Acres	1.1
					Total Acres	1.1

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

14. Remarks:

This right is a split from former right 63-3177 .

15. Basis of Claim: License

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: A63-03177
Date Received: 6/14/1989
Receipt No: W003220
Received By: EJR

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: YVONNE SMITH 208-939-6895
Address: 10867 HORSESHOE BEND RD.
BOISE, ID 83703

AND/OR

Name: LEONARD A. COLLINS 208-939-6549
Address: 10845 HORSESHOE BEND RD.
BOISE, ID 83703

AND/OR

Name: FARRELL F. FERGUSON 208-939-0179
Address: 10753 HORSESHOE BEND RD.
BOISE, ID 83703

2. Date of Priority: DEC 30, 1959

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04N	01E	10	SE	NE			ADA

5. Description of diverting works:

WELL WITH PIPELINE TO 5 INDIVIDUAL LOT OWNERS SPRINKLER SYSTEMS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.560		

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

A.F.A.

8. Total consumptive use is 98.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A63-03177

Page 1

Date: 06/14/89

MICROFILMED
AUG 18 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	01E	10	SE	NE		IRR	25.0
Section Acres							25.0
Total Acres							25.0

11. Place of use in counties: ADA

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

13. Other Water Rights Used:
INDIVIDUAL DOMESTIC WELLS.

14. Remarks:
THIS RIGHT COVERS THE USE FOR 5 LOTS AT 5 ACRES PER LOT.

15. Basis of Claim: LICENSE
Water Right Number: 28359

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): Donald A. Quinn Date: 6/14/89

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 18 day
of June 19 89

Eldon L. Roush
Notary Public

Seal

Residing at Eldon L. Roush
Residing at Boise, Idaho
My Commission Expires September 8, 1994

A63-03177

SEVEN Sec 10

12

315

MICROFILMED

AUG 18 1992

State of Idaho License and Certificate of Water Right

Water License No. G-28359 63-3177

Amount .66

Water District No. _____

Priority 12/30/59

THIS IS TO CERTIFY that ORVAL HARDEN

of Boise, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated December 30, 19 59; that Permit No. G-28359 was issued under said application; that Certificate of Completion of works, with a carrying capacity of .66 second feet, was issued thereunder on July 19, 19 65, showing that said works were completed on the 27th day of January, 19 65; and that on the 27th day of January, 19 65, ORVAL HARDEN

of Boise, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a well, a tributary of subterranean flow, for the purpose of irrigation and domestic, under Use Permit No. G-28359 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 13 of Licenses at page 8181, on the 19th day of July, 19 65; The right hereby confirmed dates from December 30, 19 59;

The Point of Diversion is located

in the SE 1/4 NE 1/4, Sec. 10, Tp. 4 N., R. 1 E., B. M. Ada County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed .66 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
4 N.	1 E.	10	SE 1/4 NE 1/4	35	33

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

19 day of July, 19 65.

s/ RALPH W. THOMAS

Deputy State Reclamation Engineer.

(SEAL)

Idaho Department of Water Resources

Claim Number: 63-03177

Legal: T4N, R1E, S10

Reviewed By:

Ron Howerton
Sr Water Agent



Point of Diversion



Place of Use



Section Lines



Quarter Quarter Lines



1987 Napp Photo



Return Service Requested

**DEPARTMENT OF
WATER RESOURCES**

UNITED STATES POSTAGE

 PERMIT NO. 1000
 NEW YORK, N.Y. 10108
 PINNEY BOWES
 \$ 00.33s
 02 1M
 0004270935
 NOV 19 2010
 MAILED FROM ZIP CODE 83702

Handwritten text (likely a signature or name) written vertically.

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

RIGHT NUMBER: 63-33436

NAME AND ADDRESS: LEONARD A COLLINS
10845 HORSESHOE BEND RD
BOISE ID 83703

FARRELL FERGUSON
8454 LAKE SHORE DR
NAMPA ID 83686-9200

YVONNE SMITH
2384 N GLENNFIELD WAY
MERIDIAN ID 83642-1295

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.020 CFS
4.950 AFY

PRIORITY DATE: 12/30/1959

POINT OF DIVERSION:

T04N R01E S10 SENE Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.020 CFS 4.95 AFY

PLACE OF USE: IRRIGATION in ADA County

T04N R01E S10 SENE 1.10

1.1 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: BASIS OF CLAIM - License

This right is a split from former right 63-3177 .

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

In Re SRBA
Case No. 39576

)
)
)
)
)

Water Rights: 63-3177 (Split Right)
63-33436, 63-33437
NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

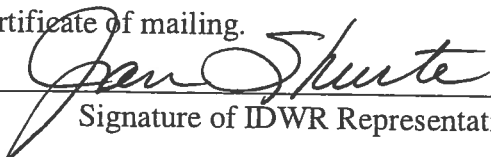
IDWR has completed the following administrative proceeding:

- ☐ Address change
- XX Substitution of Party
- ☐ IC § 42-222 transfer
- ☐ Point of diversion ☐ Place of use
- ☐ Period of use ☐ Nature of use
- ☐ Split of water right ☐ Change in ownership
- ☐ Other
- ☐ IC § 42-219 license

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Report(s)* for said water right(s). No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED:


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on November 19, 2010, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court	☐ overnight mail
Snake River Basin Adjudication	☒ regular mail
P.O. Box 2707	☐ hand-delivered
Twin Falls, ID 83303-2707	☐ facsimile

2. Copies to:

Clive Strong	☐ overnight mail
Off ice of the Attorney General	☒ regular mail
P.O. Box 44449	☐ hand-delivered
Boise, ID 83711-4449	☐ facsimile

United States Dept of Justice	☐ overnight mail
Environment & Natural Resource Div	☒ regular mail
550 West Fort Street MSC 033	☐ hand-delivered
Boise ID 83724	☐ facsimile

Director of IDWR	☒ hand-delivered
PO Box 83720	
Boise ID 83720	

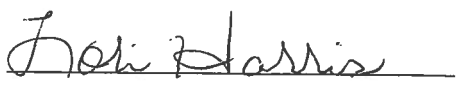
3. Copies to all parties to the subcase:

Hillview Development Corp	☐ overnight mail
150 E Aikens Ste A	☒ regular mail
Eagle ID 83616	☐ hand-delivered
	☐ facsimile

Leonard Collins	☐ overnight mail
10845 Horseshoe Bend Rd	☒ regular mail
Boise ID 83703	☐ hand-delivered
	☐ facsimile

Farrell Ferguson
8454 Lake Shore Dr
Nampa ID 83686-9200

Yvonne Smith
2384 N Glennfield Way
Meridian ID 83642-1295


Signature of person mailing this document

CHANGE OF OWNERSHIP SPLIT
FOR _____

#	<u>A63-3177</u>		
Name	<u>Collins, Ferguson, Smith</u>		
Irrigation:			
_____ acres	_____ cfs	_____ AF	
Stockwater	_____ cfs	_____ AF	
Domestic	_____ cfs	_____ AF	
TOTAL	_____ cfs	_____ AF	

#	<u>63-33436</u>		
Name	_____		
Irrigation:			
<u>1.1</u> acres	<u>0.02</u> cfs	<u>4.95</u> AF	
Stockwater	_____ cfs	_____ AF	
Domestic	_____ cfs	_____ AF	
TOTAL	<u>.02</u> cfs	<u>4.95</u> AF	

#	<u>63-33437</u>		
Name	<u>Hillview Development</u>		
Irrigation:			
<u>23.9</u> acres	<u>.48</u> cfs	<u>107.55</u> AF	
Stockwater	_____ cfs	_____ AF	
Domestic	_____ cfs	_____ AF	
TOTAL	<u>.48</u> cfs	<u>107.55</u> AF	

↓ last document owner is Jerry Molenaar. (See enclosed deeds.) Taxlot information lists owner of remaining 1.1 acres as Kitaku Investments. Molenaar DID NOT submit an O/C request.

Should questions arise during the processing of this application please contact:
David Shaw - ERO Resources Corp. (208) 373-7983

RECEIVED

JAN 04 2005

WATER RESOURCES
WESTERN REGION

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

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
63-3177	A63-3177	X			

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

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

OR

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

3. Name and Address of Former Owner/Claimant(s) Farrell F Ferquison, 10753 Horseshoe Bend Rd., Leonard A Collins, 10845 Horseshoe Bend Rd., & Yvonne Smith, 10867 Horseshoe Bend Rd., all in Boise, ID 83703
4. New Owner/Claimant(s) Hillview Development Corporation
Name Connector (Check one): [] and, [] or, [] and/or
- New Mailing Address 150 E. Aikens, Suite A
- City, State and ZIP Code Eagle, ID 83616
- New Telephone Number (208) 939-2730
5. Date you acquired the property July 27, August 11, 13, & 19, 2004

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

DESCRIPTION OF YOUR PORTION OF WATER RIGHT		
(If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number <u>63-3177</u>		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc.)
Irrigation	<u>0.478 cfs 107.55 afa</u>	<u>23.9</u>
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	<u>0.478 cfs 107.55 afa</u>	

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

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

PAK PERS HDC

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

For Office Use Only

Received by _____ Date _____ Fee N/A
 Receipted by _____ Date _____ Receipt No. _____
 Processed by JAD AJ Date 11-5-10 WR _____ Date _____

239845 CS
SRM/SPB



A Pioneer Company
PIONEER TITLE COMPANY
OF ADA COUNTY
8151 W. Rifleman Ave. / Boise, Idaho 83704
(208) 377-2700

ADA COUNTY RECORDER J. DAVID NAVARRO
BOISE IDAHO 08/23/04 5 PM
DEPUTY NEAVA HANEY
RECORDED - REQUEST OF
Pioneer

65-3177
AMOUNT 6.00 2
104108349

WARRANTY DEED

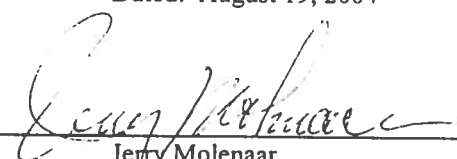
For Value Received Jerry Molenaar and Diana Molenaar, Husband and Wife
Who Acquired Title as Jerry R. Molenaar
hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

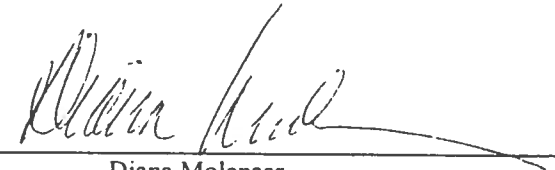
Hillview Development Corporation, an Idaho corporation
hereinafter referred to as Grantee, whose current address is 150 E. Aikens Suite A, Eagle, Idaho 83616
the following described premises, to-wit:

SEE EXHIBIT A ATTACHED HERETO AND MADE A PART HEREOF.

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

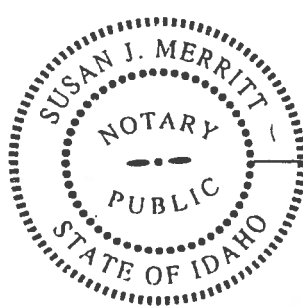
Dated: August 19, 2004


Jerry Molenaar


Diana Molenaar

STATE OF Idaho. County of Ada, ss.

On this 20th day of August, in the year of 2004, before me the undersigned, notary public personally appeared Jerry Molenaar and Diana Molenaar known or identified to me to be the person/persons whose name is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



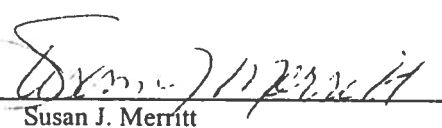

Susan J. Merritt
Notary Public of Idaho
Residing at Caldwell
Commission expires: May 5, 2005

EXHIBIT A

N1392090.93 E2313589.52

A parcel of land located in the Southeast quarter of the Northeast quarter of Section 10, Township 4 North, Range 1 East, Boise Meridian, Ada County, Idaho, more particularly described as follows: Commencing at the corner common to Sections 2, 3, 11, and the said Section 10, as same is described in CP&F Instrument No. 8209767, Ada County Records, from which the quarter corner common to said Sections 10 and 11 bears

South 00 degrees 00'00" West, 2635.56 feet; thence

South 00 degrees 00'00" West, 1511.81 feet; thence

South 89 degrees 51'21" West, 289.38 feet to the REAL POINT OF BEGINNING.

Thence South 00 degrees 02'16" West, 163.54 feet; thence

South 89 degrees 51'21" West, 1031.27 feet to a point on the West line of the Southeast quarter of the Northeast quarter thence along said line

North 00 degrees 17'02" West, 163.54 feet; thence

North 89 degrees 51'21" East, 1032.19 feet to the POINT OF BEGINNING.

$$\left[\frac{(1031.27 + 1032.19)}{2} \right] * 163.54 = 167,729 \text{ ft}^2 = 3.87 \text{ acres}$$
$$289.38 * 163.54 = 47,325 \text{ ft}^2 = 1.09 \text{ acres}$$

[Handwritten signature]

Hillview
A



A Pioneer Company

PIONEER TITLE COMPANY

OF ADA COUNTY

8151 W. Rifleman Ave. / Boise, Idaho 83704

(208) 377-2700

ADA COUNTY RECORDER J. DAVID NAV...10
BOISE IDAHO 08/16/04 04:24 PM
DEPUTY NEVA HANEY
RECORDED - REQUEST OF
Pioneer
AMOUNT 3.00



1

2 39847
"C"

WARRANTY DEED

For Value Received

AKA FARRELL F. FERGUSON
Farrell Franklin Ferguson and Carla J. Ferguson, Husband and Wife

hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

Hillview Development Corporation, an Idaho corporation

hereinafter referred to as Grantee, whose current address is 150 E. Aikens Suite A, Eagle, Idaho 83616
the following described premises, to-wit:

The North half of the South half of the North half of the Southeast quarter of the
Northeast quarter of Section 10, Township 4 North, Range 1 East of the Boise-
Meridian, Ada County, Idaho.

EXCEPTING THEREFROM any portion lying within Roads/Highway 55.

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

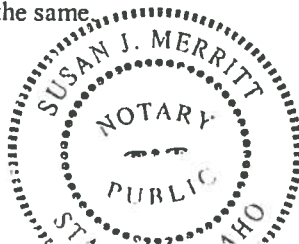
Dated: August 10, 2004

Farrell Franklin Ferguson

Carla J. Ferguson

STATE OF Idaho, County of Ada, ss.

On this 16th day of August, in the year of 2004, before me the undersigned, notary public personally appeared Farrell Franklin Ferguson and Carla J. Ferguson known or identified to me to be the person/persons whose name is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



Susan J. Merritt
Notary Public of Idaho



A Pioneer Company
PIONEER TITLE COMPANY
 OF ADA COUNTY
 8151 W. Rifleman Ave. / Boise, Idaho 83704
 (208) 377-2700

63-3177 2
 ADA COUNTY RECORDER J. DAVIS NAVARRO
 BOISE IDAHO 08/16/04 04:24 PM
 DEPUTY NEAVA HANEY
 RECORDED-REQUEST OF
 Pioneer
 AMOUNT 6.00



2 39846
 "E"

WARRANTY DEED

For Value Received Yvonne L. Smith, an unmarried person
 AKA YVONNE SMITH
 hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

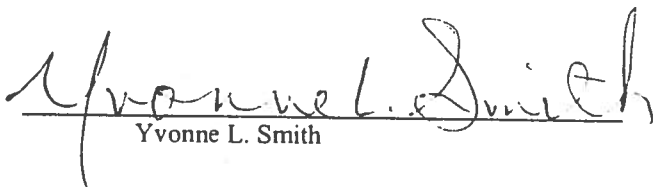
Hillview Development Corporation, an Idaho corporation

hereinafter referred to as Grantee, whose current address is 150 E. Aikens Suite A, Eagle, Id 83616
 the following described premises, to-wit:

SEE EXHIBIT A ATTACHED HERETO AND MADE A PART HEREOF.

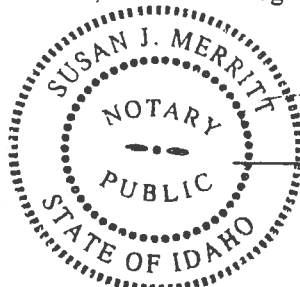
To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

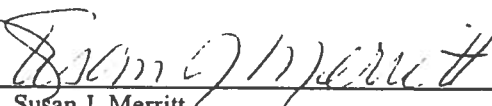
Dated: August 11, 2004


 Yvonne L. Smith

STATE OF Idaho. County of Ada, ss.

On this 12th day of August, in the year of 2004, before me the undersigned, notary public personally appeared Yvonne L. Smith known or identified to me to be the person/persons whose name is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.




 Susan J. Merritt
 Notary Public of Idaho
 Residing at Caldwell
 Commission expires: May 5, 2005

" E "

EXHIBIT A

Part of the Southeast quarter Northeast quarter of Section 10, Township 4 North, Range 1 East, Boise Meridian, more particularly described as follows:

N 1392090.93 E 2313589.52

From the section corner common to Sections 2, 3, 10 and 11, Township 4 North, Range 1 East, Boise Meridian,

Running thence South 01 degrees 13'47" West on the Section line a distance of 1317.82 feet (formerly South on the Section line 1307.8 feet) to a point, said point being the Northeast corner (1/16 corner) of said Southeast one-quarter of the Northeast, the point being the REAL POINT OF BEGINNING;

Thence West 1,329.4 feet to the 1/16th line;

Thence South 165.0 feet;

Thence East parallel to the 1/16th line 1,329.4 feet to a point on the section line;

Thence North 165.0 feet to the REAL PLACE OF BEGINNING.

EXCEPT the East 50 feet thereof, as a highway right-of-way, in the Southeast quarter Northeast quarter of Section 10, Township 4 North, Range 1 East, Boise Meridian, Ada County, Idaho.

ALSO EXCEPTING therefrom that portion described in

A tract of land situated in the Southeast one quarter of the Northeast One quarter of Section 10, Township 4 North, Range 1 East, Boise Meridian, Ada County, Idaho, described as follows:

N 1392090.93 E 2313589.52

Commencing at a found brass cap monumenting the Northeast corner of said Section 10. Thence along the Easterly line of the said Section 10, South 0 degrees 13'47" West a distance of 1317.82 feet to a point, said point being the Northeast corner of the said Southeast one quarter of the Northeast one quarter. Thence North 89 degrees 38'18" West along the Northerly line of said Southeast one quarter of the Northeast one quarter a distance of 40.00 feet to a point on the Westerly right-of-way of North Horseshoe Bend Road said point being the POINT OF BEGINNING.

Thence along said Westerly right-of-way

South 01 degrees 13'47" West a distance of 27.75 feet to a point; thence

North 88 degrees 59'05" West a distance of 1282.36 feet to a point located on the Westerly line of said Southeast one quarter of the Northeast one quarter; thence along said Westerly line

North 00 degrees 55'20" East a distance of 13.12 feet to the Northwest corner of said Southeast one quarter of the Northeast one quarter; thence leaving said Westerly line

South 89 degrees 38'18" East along the Northerly line of said Southeast one quarter of the Northeast quarter a distance of 1282.57 feet to the POINT OF BEGINNING.

26
ADA COUNTY RECORDER
J. DAVID HAVARRO
APR 22 1998

CORDED-REQUEST OF
FIRST AMERICAN
FEE 100 DEPOSIT 112

1998 DE 22 PM 12:50

98123180

WARRANTY DEED

FOR VALUE RECEIVED THOMAS HONNOLD and CHERYL HONNOLD, husband and wife, the Grantors, do hereby grant, bargain, sell and convey unto JERRY MOLENAAR and DIANA M. MOLENAAR, husband and wife, the Grantees, whose current address is 10845 Horseshoe Bend Road, Boise, Idaho 83703, the following described premises located in Ada County, State of Idaho, to-wit:

The South half of the North half of the North half of the Southeast quarter of the Northeast quarter of Section 10, Township 4 North, Range 1 East, Boise Meridian, Ada County, Idaho.

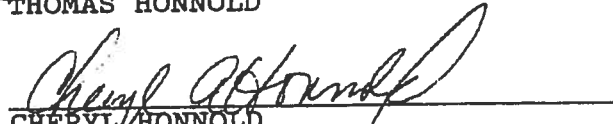
TOGETHER with all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and all estate, right, title, and interest in and to the property, as well in law as in equity, of the Grantors, but subject to all matters apparent, visible, reservations, exceptions, and all matters of record, and all matters of title.

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 said premises are free from all encumbrances except as stated above in this Deed.

Grantors further covenant and agree that they will warrant and defend the same from all lawful claims whatsoever except as set forth above.

DATED this 10 day of April, 1998.

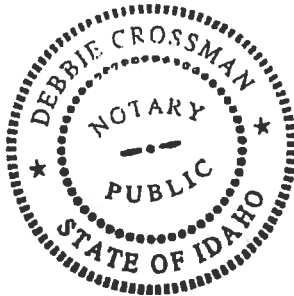

THOMAS HONNOLD


CHERYL HONNOLD
R:\Hon-War2.Ded

STATE OF IDAHO)
) ss.
County of Ada)

On this 10 day of April, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared THOMAS HONNOLD and CHERYL HONNOLD, husband and wife, known 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 first above written.



Debbie Crossman
NOTARY PUBLIC for Idaho
Residing at Boise, Idaho
My Commission Expires: 11-10-03
R:\Hon-War2.Ded



PIONEER TITLE COMPANY
OF ADA COUNTY

821 West State Street • Boise, Idaho 83702
(208) 336-6700

888 North Cole Road • Boise, Idaho 83704
(208) 377-2700

9173221.
PIONEER TITLE CO.

ADA COUNTY, ID. FOR
J. DAVID NAVARRO
RECORDER

'91 DEC 24 PM 3 30

P-109051 CTL/SOI

SPACE ABOVE FOR RECORDING DATA

WARRANTY DEED

(INDIVIDUAL)

FOR VALUE RECEIVED
Life

LEONARD A. COLLINS and BETTY L. COLLINS, Husband and

GRANTOR(s), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto THOMAS M. HONNOLD and CHERYL
HONNOLD, Husband and Wife

GRANTEE(S), whose current address is: 10845 Horseshoe Bend Road, Boise, ID County, State of Idaho,
the following described real property in Ada
more particularly described as follows, to wit:

THE SOUTH HALF NORTH HALF NORTH HALF SOUTHEAST QUARTER NORTHEAST
QUARTER OF SECTION 10, TOWNSHIP 4 NORTH, RANGE 1 EAST, BOISE MERIDIAN,
ADA COUNTY, IDAHO

EXCEPT ALL DITCH AND ROAD RIGHTS OF WAY.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), the Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (includes irrigation and utility assessments, (if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated:

Leonard A. Collins
Leonard A. Collins

Betty L. Collins
Betty L. Collins

STATE OF IDAHO, County of Ada, ss.

On this 23rd day of December, 1991, before me, a notary public,

personally appeared Leonard A. Collins and Betty L. Collins
known or identified to me to be the person(s) whose name(s) are subscribed to the within
instrument, and acknowledged to me that they executed the same.



Notary Public: Janet Eira
Residing at: Meridian, Idaho
My Commission Expires: 6-23-95

FLOTTING FEATHER

POD
63-2834

HWY 55

HORSESHOE BEND RD

Weber

Fivecoats

Reynolds

Smith

Molenaar

POD
63-3177

Ferguson

Renfro

Fry

↑
N