

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 37-444
Date Received: 10/4/1989
Receipt No: S009621
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

H. PHILLIP CASH
RT 1 BOX 1092
FAIRFIELD ID USA 83327

Phone: (208) 764-2323

2. Date of Priority: 07/15/1887

3. Source: CAMAS CREEK , CAMAS CREEK , CAMAS CREEK , CAMAS CREEK , CAMAS CREEK ,
CAMAS CREEK , CAMAS CREEK , CAMAS CREEK , CAMAS CREEK Trib. to: BIG WOOD RIVER ,
BIG WOOD RIVER , BIG WOOD RIVER , BIG WOOD RIVER , BIG WOOD RIVER , BIG WOOD RIVER ,
BIG WOOD RIVER , BIG WOOD RIVER , BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01S	15E	28	NW SE	CAMAS	
01S	15E	28	NE SE	CAMAS	
01S	15E	27	NW NW	CAMAS	
01S	15E	28	SE NW SE	CAMAS	
01S	15E	28	SW NE	CAMAS	
01S	15E	28	SE NE	CAMAS	
01S	15E	28	SW SE	CAMAS	
01S	15E	27	SW NW	CAMAS	
01S	15E	27	NE NW	CAMAS	

5. Description of diverting works:

PUMP TO SPRINKLERS & DITCHES, STOCK DRINK FROM CREEK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	4	
STOCKWATER	1/01	12/31	0.07	

SCANNED
JUN 13 2006

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres			
01S	15E	27	NE	NW	IRRIGATION	28			
			NW	NW	IRRIGATION	32			
			SW	NW	IRRIGATION	24			
			SE	NW	IRRIGATION	33			
			NE	SW	IRRIGATION	40			
			NW	SW	IRRIGATION	30			
			NE	NW	STOCKWATER				
			NW	NW	STOCKWATER				
			SW	NW	STOCKWATER				
Section Acres						187			
01S	15E	28	SW	NE	STOCKWATER				
			SE	NE	STOCKWATER				
			NE	SE	STOCKWATER				
			NW	SE	STOCKWATER				
			SW	SE	STOCKWATER				
			NE	NE	IRRIGATION	39			
			NW	NE	IRRIGATION	39			
			SW	NE	IRRIGATION	25			
			SE	NE	IRRIGATION	25			
			NE	SE	IRRIGATION	20			
			NW	SE	IRRIGATION	30			
			SW	SE	IRRIGATION	40			
			SE	SE	IRRIGATION	40			
			Section Acres						258
			Total Acres						445

11. Place of use in counties: CAMAS

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

13. Other Water Rights Used:

14. Remarks:

DECREED FROM UPPER MALAD R.; CORRECT SOURCE IS CAMAS CR.
PUMP LOCATED SENWSE S.28 WHERE WATER IS PUMPED FOR IRRIG.
OTHER P/D IS WHERE CATTLE GO TO CREEK TO WATER.

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JUN 13 2006

15. Basis of Claim: Decreed

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): *K. K. Cash* Date: 06-09-06

_____ Date:

State of Idaho)
County of Camas) SS.

Subscribed and sworn (or affirmed) before me this

of June 2006

9th day
Gayle L. Bachtell
Notary Public

Residing at Fairfield

My commission Expires 10-19-2011

GAYLE L. BACHTELL
NOTARY PUBLIC
STATE OF IDAHO

SCANNED
JUN 13 2006

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

RECEIVED**JUN 13 2006****DEPARTMENT OF
WATER RESOURCES**

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
37-444	same	—			—
37-2541	same	—			—
37-7636	37-7636	A			—
		—			—
		—			—

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts. *INDA*
- 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) Barbara Watts
4. New Owner/Claimant(s) Rt 1 Bx 1092 Fairfield Id.
H. P. CASH
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address Rt 1 Bx 1092 Fairfield Id. 83327
- City, State and ZIP Code _____
- New Telephone Number 208 764 2323
5. Date you acquired the property OCT 08 - 1998

SCANNED
JUN 13 2006

A M T Inc.

37-444

37-2541

37-7636A

FAX

Date:

06-19-06

Page

☐

of

☐

To:

Matt Anders

Fax Number:

208-287-6700

From:

WPC

Message:

Enclosed herewith are copies of 2
Warranty Deeds

Matt, thanks for your help
Have a great day.

Phil

**ADVANCED
MINERAL
TECHNOLOGY
Inc.**

Rt. 1 - Box 1092
Fairfield, ID 83427

H.P. CASH
PRESIDENT

Cell: 916-207-2683
Office: 208-764-2323
Fax: 208-764-2683



SCANNED

JUN 19 2006

001-21-98 WED 10:13 AM 1ST AM-T. SORENSON

FAX NO. 2087263587

P. 18/20

Order No. 21872
C980158

WARRANTY DEED

For Value Received

Barbara A. Watts, a married woman, as her sole and separate property
Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

R. Philip Cash, an unmarried man

whose address is P.O. Box 460, Bellevue, ID 83213

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

Township 1 South, Range 18, East of the Boise Meridian, Cassia County, Idaho

Section 27: A parcel of land located in the Northwest
Quarter, described as follows:

BEGINNING at the Northeast corner of said Northwest Quarter;
Thence due West 438 feet to the TRUE POINT OF BEGINNING;
Thence continuing due West for a distance of 322 feet;
Thence due South for a distance of 1,090 feet;
Thence due East for a distance of 322 feet;
Thence due North for a distance of 1,090 feet to the TRUE POINT OF
BEGINNING.

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

Dated: October 21, 1998

Barbara A. Watts
Barbara A. Watts

State of Idaho Oklahoma

County of Idaho Marshall

On October 21st, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared Barbara A.
Watts personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is
subscribed to the within instrument and acknowledged to me that she executed the same.

WITNESS my hand and official seal.

Signature Anna Raper
Notary
Commission Expires 4-10-99



72268

Recorded at the Recorder of
Cassia Co. Title
at 3:20 PM
Oct. 23, 1998
in Book 31
of Deeds Page 96a
ROLLIE BENNETT
CASSIA COUNTY RECORDER
By Angela J. Pacheco
Fees \$ 3.00

SCANNED

JUN 19 2006

OCT-21-98 WED 10:07 AM 1ST AM-T. SORENSON

FAX NO. 2087283567

P.08/20

Order No. 21671

C980160

WARRANTY DEED

For Value Received

Barbara A. Watts, a married woman, as her sole and separate property
herein described the Grantee, hereby grants, bargains, sells and conveys unto

R. Philip Cash, an unmarried man

whose address is: P.O. Box 480, Bellevue, ID 83813

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

See Exhibit "A" Attached Hereto

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

Dated: October 21, 1998

Barbara A. Watts
Barbara A. Watts

State of ID

County of Marshall

On October 21st, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared Barbara A. Watts personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is subscribed on the within instrument and acknowledged to me that she executed the same.

WITNESS my hand and official seal.

Signature: [Signature]
Notary:
Commission Expires: 4-10-99



72272

Recorded at the Request of
Cashman Co. Title
at 3:45 PM
Oct. 23 19 98
In Book 31
of Reeds Page 100
ROLLIE BENNETT
CASSIA COUNTY RECORDER
By [Signature]
Fees \$ 6.00

SCANNED

JUN 19 2006

EXHIBIT A

Township 1 South, Range 15, East of the Boise Meridian, Camas County, Idaho

Section 27: The North one-half of the Southwest Quarter and the Northwest Quarter,

EXCEPTING THEREFROM the following described parcel of land:

BEGINNING at the Northeast corner of the Northwest Quarter;
Thence due West 428 feet;
Thence due South 2,036 feet;
Thence due East 428 feet;
Thence due North 2,036 feet to the POINT OF BEGINNING.

AND EXCEPTING THEREFROM the following described parcel of land:

BEGINNING at the Northeast corner of said Northwest Quarter;
Thence due West 428 feet to the TRUE POINT OF BEGINNING;
Thence continuing due West for a distance of 922 feet;
Thence due South for a distance of 1,890 feet;
Thence due East for a distance of 922 feet;
Thence due North for a distance of 1,890 feet to the TRUE POINT OF BEGINNING.

AND

Township 1 South, Range 15, East of the Boise Meridian, Camas County, Idaho

Section 28: The East one-half.

Subj: **Re: INFORMATION**
Date: 6/19/2006 4:05:07 A.M. Mountain Daylight Time
From: inquire@suninvestsl.com
To: Amthpc@aol.com

Dear Sir/Madame:

We are private financial institution. We work solely with our exclusive registered members and certain qualified partners in financing. Information of private banking is not subject to be released for unknown-contact; however it is available on a "need to know" basis.

Please inform us what company you are with, who refers you? Are you currently working with us in any particular project? Please note that we operate with strict policy of non-solicitation. Our clients and members come to us through referral and direct contact, we are very careful in protecting clients' privacy as well as our own confidential information. However, as said above, certain information is available for the right purpose.

We are waiting for your response for better understanding the nature of your request. Once we identify the level of needed information to be released to you, we will be very happy to share it with you. A personal meeting with company authorized officials can be arranged if it is necessary.

Thank you very much for your interest and waiting for your reply.

Respectfully,

Sun Group Administration

-----Original Message-----

From: Amthpc@aol.com
To: inquire@suninvestsl.com
Date: Sat, 17 Jun 2006 11:51:03 EDT
Subject: INFORMATION

WE WOULD LIKE TO HAVE A LIST OF THE OFFICERS AND CURRENT FINANCIAL INFORMATION.
THANK YOU H P CASH

A M T Inc.

RECEIVED

JUN 13 2006

DEPARTMENT OF
WATER RESOURCES

FAX

Date:

06-09-06

Page

☐

of

☐

To:

Matt Anders

Fax Number:

From:

HPC

Message:

Enclosed herewith are the copies you
requested and the signed copies -

Thank you for your help &
Co operation

Have a great Day

Phil

**ADVANCED
MINERAL
TECHNOLOGY
INC.**

Rt. 1 - Box 1092
Fairfield, ID 83327

H.P. CASH
PRESIDENT

Cell: 916-207-2663
Office: 208-764-2323
Fax: 208-764-2663



SCANNED
JUN 13 2006

COMMITMENT FOR TITLE INSURANCE
ISSUED BY



Seriousity of Contract

STEWART TITLE
GUARANTY COMPANY

STEWART TITLE GUARANTY COMPANY, A Texas Corporation, herein called the Company, for a valuable consideration, hereby commits to issue its policy or policies of title insurance, as identified in Schedule A, in favor of the proposed Insured named in Schedule A, as owner or mortgagee of the estate or interest covered hereby in the land described or referred to in Schedule A, upon payment of the premiums and charges therefor; all subject to the provisions of Schedules A and B and to the Conditions and Stipulations hereof.

This Commitment shall be effective only when the identity of the proposed insured and the amount of the policy or policies committed for have been inserted in Schedule A hereof by the Company, either at the time of the issuance of this Commitment or by subsequent endorsement.

This Commitment is preliminary to the issuance of such policy or policies of title insurance and all liability and obligations hereunder shall cease and terminate six months after the effective date hereof or when the policy or policies committed for shall issue, whichever first occurs, provided that the failure to issue such policy or policies is not the fault of the Company.

Signed under seal for the Company, but this Commitment shall not be valid or binding until it bears an authorized Countersignature.

IN WITNESS WHEREOF, Stewart Title Guaranty Company has caused its corporate name and seal to be hereunto affixed by its duly authorized officers on the date shown in Schedule A.

STEWART TITLE
GUARANTY COMPANY



Seriousity of Contract

Stewart Morris Jr.
Chairman of the Board

Countersigned by:

Malcolm S. Morris
President

Shelli Mason
Authorized Signatory

Camas County Title, L.L.C.

Company

Twin Falls, Idaho 83301

City, State

SCANNED
JUN 13 2006

TO: SUNLAND INVESTMENTS, INC.
ATTN: JUDY CASH

SCHEDULE A

Order Number: C980166

Commitment Number: C980166
Reference: WATTS/CASH

1. Effective date: October 8, 1998 at 08:00 A.M.

2. Policy or Policies to be issued:

(a) A.L.T.A. Standard Owner's

Amount of Insurance

Premium Amount

\$ 100,000.00

\$ 230.00

Proposed Insured:

RE-ISSUE RATE

H. P. CASH

(b) A.L.T.A. Mortgagee's

\$ 0.00

\$

Proposed Insured:

ENDORSEMENTS:

\$ 0.00

3. The estate or interest in the land described or referred to in this Commitment and covered herein is

FEE SIMPLE

4. Title to the estate or interest in said land is at the effective date hereof vested in:

BARBARA A. WATTS, presumptively subject to the community interest of her spouse, LESLIE A. ROSE

5. The land referred to in this commitment is described as follows:

See Attached Exhibit "A"

PROPERTY KNOWN AS: NNA, FAIRFIELD, ID 83327

SCANNED

JUN 13 2006

In the event that this transaction fails to close, a fee will be charged to comply with the State Insurance code.

EXHIBIT A

C980166

Township 1 South, Range 15, East of the Boise Meridian, Camas County, Idaho

Section 27: The Northwest Quarter of the Southeast Quarter; the North
one-half of the Southwest Quarter and the Northwest Quarter,

EXCEPTING THEREFROM the following described parcel of land:

BEGINNING at the Northeast corner of the Northwest Quarter;
Thence due West 428 feet;
Thence due South 2,036 feet;
Thence due East 428 feet;
Thence due North 2,036 feet to the POINT OF BEGINNING.

AND EXCEPTING THEREFROM the following described parcel of land:

BEGINNING at the Northeast corner of said Northwest Quarter;
Thence due West 428 feet to the TRUE POINT OF BEGINNING;
Thence continuing due West for a distance of 922 feet;
Thence due South for a distance of 1,890 feet;
Thence due East for a distance of 922 feet;
Thence due North for a distance of 1,890 feet to the TRUE POINT OF BEGINNING.

AND

Township 1 South, Range 15, East of the Boise Meridian, Camas County, Idaho

Section 28: The East one-half.

SCANNED
JUN 13 2006

SCHEDULE B

Order Number: C980166

Commitment Number: C980166

PART I

Showing matters which will be excepted in the Policy unless the same are disposed of to the satisfaction of the Company.

1. Taxes or assessments which are not shown as existing liens by records of any taxing authority that levies taxes or assessments on real property or by the public records. Proceedings by a public agency which may result in taxes or assessments.
2. Any facts, rights, interest or claims which are not shown by the public records but which could be ascertained by an inspections of the land or by making inquiry of persons in possession thereof.
3. Easements, liens or encumbrances, or claims thereof, which are not shown by the public records.
4. Discrepancies, conflicts in boundary lines, shortage in area, encroachments of any other facts which a correct survey would disclose, and which are not shown by the public records.
5. (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water.
6. Any lien, or right to a lien, for services, labor or material heretofore or hereafter furnished, imposed by law and not shown by the public records.
7. Any service, installation, connection, maintenance or construction charges for sewer, water, electricity, or garbage collection or disposal or other utilities unless shown as an existing lien by the public records.
8. Defects, liens, encumbrances, adverse claims or other matters, if any created, first appearing in the public records or attached subsequent to the effective date hereof but prior to the date the proposed insured acquires of record for value the estate or interest or mortgage thereon covered by this commitment.

PARAGRAPHS 1-4 & 6-8 WILL NOT APPEAR AS PRINTED EXCEPTIONS ON EXTENDED COVERAGE POLICIES, EXCEPT AS TO SUCH PARTS THEREOF, WHICH MAY BE TYPED AS A SPECIAL EXCEPTION IN SCHEDULE B - PART II.

PART II

The following matters will be excepted in Schedule B of the policy to be issued:

9. General Taxes for 1998 are an accruing lien, not yet due or payable.

NOTE: Taxes for 1997 were \$1,267.32, Parcel No. RP01S15E272400, Bill No. 2475, Homeowners Filed, which have been paid in full. COVERS ADDITIONAL LAND

NOTE: Taxes for 1997 were \$323.90, Parcel No. RP01S15E280100, Bill No. 2477, No Homeowners Filed, which have been paid in full.

10. Liens, levies and assessments of Twin Lakes Reservoir & Irrigation Company, and the rights and powers of said Company as by law provided.
11. POWER LINE EASEMENT, and the Terms and Conditions thereof:
In Favor of Prairie Power Cooperative, a Cooperative Corporation
Recorded October 26, 1977
Instrument No. 44404 in Book 22 of Deeds at Page 675
Affecting the Northerly boundary of the property described.

(Continued)

SCANNED

JUN 13 2006

CONTINUATION SHEET
SCHEDULE B

Order Number: C980166

Commitment Number: C980166

12. Mortgage (Closed End) dated August 1, 1991 to secure an indebtedness in the principal sum of \$206,000.00, and any other amounts and/or obligations secured thereby.

Recorded: August 5, 1991, Instrument No. 66789 in Book 21 of Mortgages at Page 96
Mortgagor: Barbara A. Watts and Leslie A. Rose, Wife and Husband

Mortgagee: Northwest Farm Credit Services, ACA

COVERS ADDITIONAL LAND

13. Financing Statement covering all rents, improvements, personal property, water rights and pump.

Recorded January 23, 1998 as Instrument No. 71429 in Book 25 of Mortgages at Page 328
Debtor: Barbara A. Watts and Leslie A. Rose

Secured Party: Milton G. Kuolt, II

COVERS ADDITIONAL LAND

14. Real Estate Mortgage and Security Agreement dated January 20, 1998 to secure an indebtedness in the principal sum of \$135,000.00, and any other amounts and/or obligations secured thereby.

Recorded: January 23, 1998, Instrument No. 71430 in Book 25 of Mortgages at Page 332
Mortgagor: Barbara A. Watts and Leslie A. Rose, Wife and Husband

Mortgagee: Milton G. Kuolt, II, a married man

COVERS ADDITIONAL LAND

NOTE: We have done a judgment lien search for matters of record against the incoming purchasers and as of the commitment date, we find: NONE

SCANNED
JUN 13 2006

SCHEDULE C

Order Number: C980166

Commitment Number: C980166

The following requirements must be met and completed to the satisfaction of the Company before its policy of title insurance will be issued:

1. Show that restrictions or restrictive covenants have not been violated.
2. Payment to or for the account of the grantors or mortgagors of the full consideration for the estate of interest, mortgage or lien to be issued.
3. Furnish proof of payment of all bills for labor and material furnished or to be furnished in connection with improvements erected or to be erected.
4. Pay all general and special taxes now due and payable.

NOTICE TO APPLICANT: The land covered herein may be serviced by districts, service companies and/or municipalities which assess charges for water, sewer, electricity and other utilities, etc. Which are not covered by this report or insured under a Title Insurance Policy.

Any matter in dispute between you and the Company may be subject to arbitration as an alternative to court action pursuant to the Title Insurance Rules of the American Arbitration Association, a copy of which is available on request from the Company. Any decision reached by arbitration shall be binding upon both you and the Company. The arbitration award may include attorney's fees if allowed by state law and may be entered as a judgment in any court of proper jurisdiction.

Record instrument conveying or encumbering the estate or interest to be insured, briefly described:

5. A re-issue credit in the amount of \$335.00 has been given and is reflected in the premium on Schedule A.
6. Warranty Deed transferring title from vesting to H. P. CASH, (MARITAL STATUS)

NOTE: For further information regarding this title report, please contact:

CAMAS COUNTY TITLE, L.L.C.
P.O. BOX 488, 905 SHOSHONE STREET NORTH
TWIN FALLS, ID 83303-0488
800-642-8946 OR 208-736-2424
208-736-2404 - FAX

TITLE OFFICER: SHELLI R. MASON

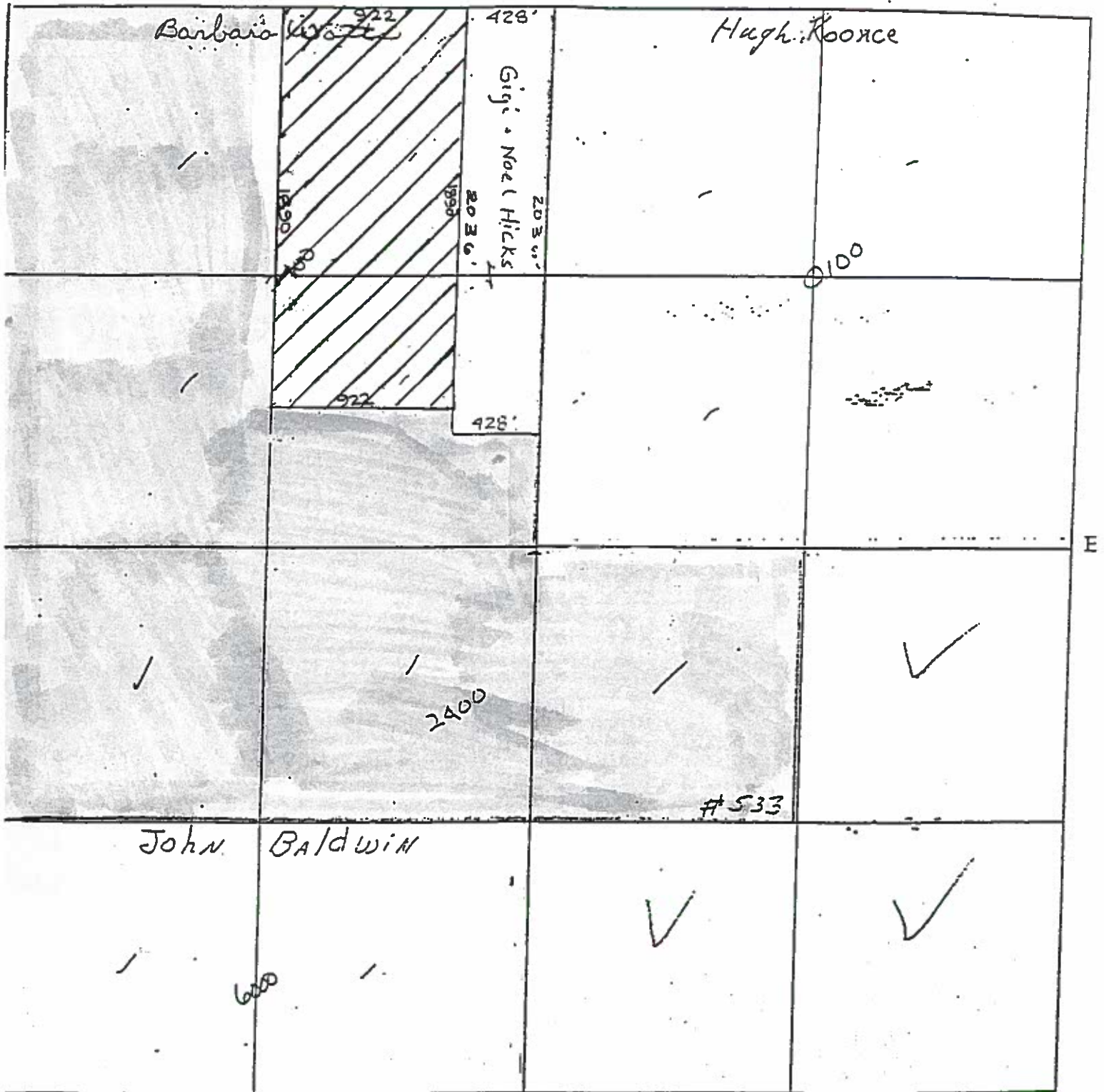
ESCROW OFFICER: CURT CHAMBERS - FIRST AMERICAN TITLE COMPANY - 726-5688

SCANNED
JUN 13 2006

Section 27 Township 15 Range 15E Photo 2C-10

CARTON PRINTERS, CALDWELL, IDAHO 83405

N



S

SCANNED

JUN 13 2006

Section 28 Township 1S Range 15E Photo 2G-10

PRINTERS, CALDWELL, IDAHO 83302

N

Cal

Reedy, et al.
c/o Jim Reedy

Barbara Watts

200

2100

2900

2100

E

533

S

SCANNED

JUN 13 2006

**COMMITMENT FOR TITLE INSURANCE
ISSUED BY**



Sanctity of Contract

**STEWART TITLE
GUARANTY COMPANY**

STEWART TITLE GUARANTY COMPANY, A Texas Corporation, herein called the Company, for a valuable consideration, hereby commits to issue its policy or policies of title insurance, as identified in Schedule A, in favor of the proposed Insured named in Schedule A, as owner or mortgagee of the estate or interest covered hereby in the land described or referred to in Schedule A, upon payment of the premiums and charges therefor; all subject to the provisions of Schedules A and B and to the Conditions and Stipulations hereof.

This Commitment shall be effective only when the identity of the proposed Insured and the amount of the policy or policies committed for have been inserted in Schedule A hereof by the Company, either at the time of the issuance of this Commitment or by subsequent endorsement.

This Commitment is preliminary to the issuance of such policy or policies of title insurance and all liability and obligations hereunder shall cease and terminate six months after the effective date hereof or when the policy or policies committed for shall issue, whichever first occurs, provided that the failure to issue such policy or policies is not the fault of the Company.

Signed under seal for the Company, but this Commitment shall not be valid or binding until it bears an authorized Countersignature.

IN WITNESS WHEREOF, Stewart Title Guaranty Company has caused its corporate name and seal to be hereunto affixed by its duly authorized officers on the date shown in Schedule A.

**STEWART TITLE
GUARANTY COMPANY**



Sanctity of Contract


Chairman of the Board

Countersigned by:


President


Authorized Signatory

Camas County Title, L.L.C.

Company

Twin Falls, Idaho 83301

City, State

SCANNED

JUN 13 2006

TO: NORWEST MORTGAGE, INC.
ATTN: RUSTIN MILLER

AMENDED
SCHEDULE A

Order Number: C980158

Commitment Number: C980158
Reference: WATTS/CASH

1. Effective date: October 8, 1998 at 08:00 A.M.

2. Policy or Policies to be issued:
(a) A.L.T.A. Standard Owner's

Amount of Insurance

Premium Amount

\$ 325,000.00

\$ 868.00
RE-ISSUE RATE

Proposed Insured:

H. P. CASH

(b) A.L.T.A. Extended Mortgagee's

\$ 284,000.00

\$ 369.00

Proposed Insured:

NORWEST MORTGAGE, INC.

ENDORSEMENTS: 100 116 8.1

\$ 50.00

3. The estate or interest in the land described or referred to in this Commitment and covered herein is

FEE SIMPLE

4. Title to the estate or interest in said land is at the effective date hereof vested in:

BARBARA A. WATTS, presumptively subject to the community interest of her
spouse, LESLIE A. ROSE

5. The land referred to in this commitment is described as follows:

See Attached Exhibit "A"

RECEIVED
JUN 5 2006

PROPERTY KNOWN AS: NNA, FAIRFIELD, ID 83327

In the event that this transaction fails to close, a fee will be charged to comply with the State Insurance code.

EXHIBIT A

C980158

Township 1 South, Range 15, East of the Boise Meridian, Camas County, Idaho

Section 27: A parcel of land located in the Northwest Quarter, described as follows:

BEGINNING at the Northeast corner of said Northwest Quarter;
Thence due West 428 feet to the TRUE POINT OF BEGINNING;
Thence continuing due West for a distance of 922 feet;
Thence due South for a distance of 1,890 feet;
Thence due East for a distance of 922 feet;
Thence due North for a distance of 1,890 feet to the TRUE POINT OF BEGINNING.

SCANNED
JUN 13 2006

SCHEDULE B

Order Number: C980158

Commitment Number: C980158

PART I

Showing matters which will be excepted in the Policy unless the same are disposed of to the satisfaction of the Company.

1. Taxes or assessments which are not shown as existing liens by records of any taxing authority that levies taxes or assessments on real property or by the public records. Proceedings by a public agency which may result in taxes or assessments.
2. Any facts, rights, interest or claims which are not shown by the public records but which could be ascertained by an inspections of the land or by making inquiry of persons in possession thereof.
3. Easements, liens or encumbrances, or claims thereof, which are not shown by the public records.
4. Discrepancies, conflicts in boundary lines, shortage in area, encroachments of any other facts which a correct survey would disclose, and which are not shown by the public records.
5. (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water.
6. Any lien, or right to a lien, for services, labor or material heretofore or hereafter furnished, imposed by law and not showh by the public records.
7. Any service, installation, connection, maintenance or construction charges for sewer, water, electricity, or gargage collection or disposal or other utilities unless shown as an existing lien by the public records.
8. Defects, liens, encumbrances, adverse claims or other matters, if any created, first appearing in the public records or attached subsequent to the effective date hereof but prior to the date the proposed insured acquires of record for value the estate or interest or mortgage thereon covered by this commitment.

PARAGRAPHS 1-4 & 6-8 WILL NOT APPEAR AS PRINTED EXCEPTIONS ON EXTENDED COVERAGE POLICIES, EXCEPT AS TO SUCH PARTS THEREOF, WHICH MAY BE TYPED AS A SPECIAL EXCEPTION IN SCHEDULE B - PART II.

PART II

The following matters will be excepted in Schedule B of the policy to be issued:

9. General Taxes for 1998 are an accruing lien, not yet due or payable.

NOTE: Taxes for 1997 were \$1,267.32, Parcel No. RP01S15E272400, Bill No. -, Homeowners Filed, which have been paid in full. COVERS ADDITIONAL LAND

10. Liens, levies and assessments of Twin Lakes Reservoir & Irrigation Company, and the rights and powers of said Company as by law provided.
11. POWER LINE EASEMENT, and the Terms and Conditions thereof:
In Favor of Prairie Power Cooperative, a Cooperative Corporation
Recorded October 26, 1977
Instrument No. 44404 in Book 22 of Deeds at Page 675
Affecting the Northerly boundary of the property described.

(Continued)

SCANNED
JUN 13 2008

CONTINUATION SHEET
SCHEDULE B

Order Number: C980158

Commitment Number: C980158

12. Mortgage (Closed End) dated August 1, 1991 to secure an indebtedness in the principal sum of \$206,000.00, and any other amounts and/or obligations secured thereby.

Recorded: August 5, 1991, Instrument No. 66789 in Book 21 of Mortgages at Page 96

Mortgagor: Barbara A. Watts and Leslie A. Rose, Wife and Husband

Mortgagee: Northwest Farm Credit Services, ACA

COVERS ADDITIONAL LAND

13. Financing Statement covering all rents, improvements, personal property, water rights and pump.

Recorded January 23, 1998 as Instrument No. 71429 in Book 25 of Mortgages at Page 328

Debtor: Barbara A. Watts and Leslie A. Rose

Secured Party: Milton G. Kuolt, II

COVERS ADDITIONAL LAND

14. Real Estate Mortgage and Security Agreement dated January 20, 1998 to secure an indebtedness in the principal sum of \$135,000.00, and any other amounts and/or obligations secured thereby.

Recorded: January 23, 1998, Instrument No. 71430 in Book 25 of Mortgages at Page 332

Mortgagor: Barbara A. Watts and Leslie A. Rose, Wife and Husband

Mortgagee: Milton G. Kuolt, II, a married man

COVERS ADDITIONAL LAND

SCANNED
JUN 13 2006

SCHEDULE C

Order Number: C980158

Commitment Number: C980158

The following requirements must be met and completed to the satisfaction of the Company before its policy of title insurance will be issued:

1. Show that restrictions or restrictive covenants have not been violated.
2. Payment to or for the account of the grantors or mortgagors of the full consideration for the estate of interest, mortgage or lien to be issued.
3. Furnish proof of payment of all bills for labor and material furnished or to be furnished in connection with improvements erected or to be erected.
4. Pay all general and special taxes now due and payable.

NOTICE TO APPLICANT: The land covered herein may be serviced by districts, service companies and/or municipalities which assess charges for water, sewer, electricity and other utilities, etc. Which are not covered by this report or insured under a Title Insurance Policy.

Any matter in dispute between you and the Company may be subject to arbitration as an alternative to court action pursuant to the Title Insurance Rules of the American Arbitration Association, a copy of which is available on request from the Company. Any decision reached by arbitration shall be binding upon both you and the Company. The arbitration award may include attorney's fees if allowed by state law and may be entered as a judgment in any court of proper jurisdiction.

Record instrument conveying or encumbering the estate or interest to be insured, briefly described:

5. A re-issue credit in the amount of \$335.00 has been given and is reflected in the premium on Schedule A.
6. Warranty Deed transferring title from vesting to H. P. CASH, a single man
7. Deed of Trust or Mortgage to secure the new loan.

NOTE: For further information regarding this title report, please contact:

CAMAS COUNTY TITLE, L.L.C.
P.O. BOX 488, 905 SHOSHONE STREET NORTH
TWIN FALLS, ID 83303-0488
800-642-8946 OR 208-736-2424
208-736-2404 - FAX

TITLE OFFICER: SHELLI R. MASON

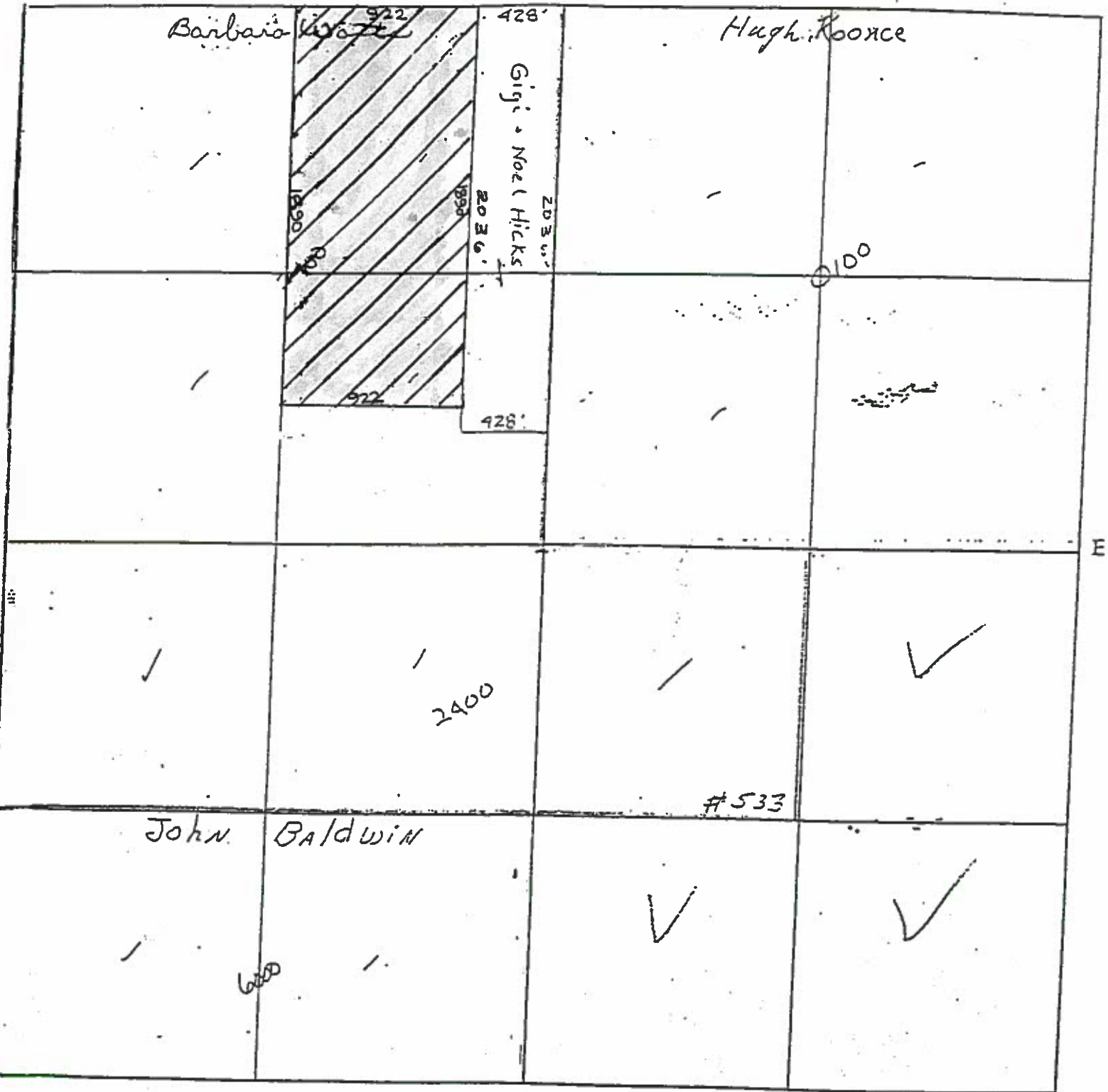
ESCROW OFFICER: DEANNA KEYES - GOODING TITLE & ESCROW COMPANY

SCANNED
JUN 13 2006

Section 27 Township 15 Range 15E Photo 2C-10

N

CARTON PRINTERS, CALDWELL, IDAHO 83607



S

SCANNED
JUL 13 2006

EXHIBIT A

C980158

Township 1 South, Range 15, East of the Boise Meridian, Camas County, Idaho

Section 27: A parcel of land located in the Northwest Quarter, described as follows:

BEGINNING at the Northeast corner of said Northwest Quarter;
Thence due West 428 feet to the TRUE POINT OF BEGINNING;
Thence continuing due West for a distance of 922 feet;
Thence due South for a distance of 1,890 feet;
Thence due East for a distance of 922 feet;
Thence due North for a distance of 1,890 feet to the TRUE POINT OF BEGINNING.

SCANNED
JUN 13 2006

SCHEDULE A

Order No.: C980158

Policy No: O-9993-1046410

Date of Policy: October 23, 1998 @ 3:30 P.M.

Amount of Insurance: \$325,000.00

Premium Amount: \$868.00

1. Name of Insured:

H. PHILIP CASH

2. The estate of interest in the land which is encumbered by the insured mortgage is:

FEE SIMPLE

3. Title to the estate of interest in the land is vested in:

H. PHILIP CASH, an unmarried man

4. The land referred to in this policy is described as follows:

See Attached Exhibit "A"

SCANNED
JUN 13 2006

SCHEDULE B

Order Number: C980158

Policy No.: O-9993-1046410

This policy does not insure against loss or damage (and the Company will not pay costs, attorneys fees, or expenses) which arise by reason of:

1. Rights or claims of parties in possession not shown by the public records.
2. Easements, or claims of easements, not shown by the public records.
3. Encroachments, overlaps, boundary line disputes, or other matters which would be disclosed by an accurate survey or inspection of the premises.
4. Any lien, or right to a lien, for services, labor or material heretofore or hereafter furnished, imposed by law and not shown by the public records.
5. Community property, dower, curtesy, survivorship, or homestead rights, if any, of any spouse of the insured.
6. Any titles or rights asserted by anyone including but not limited to persons, corporations, governments or other entities, to tide lands, or lands comprising the shores or bottoms of navigable rivers, lakes, bays, ocean or gulf, or lands beyond the line of the harbor or bulkhead lines as established or changed by the United States Government or water rights, if any.
7. Reservations contained in Patent from the United States of America or State where the land described in Schedule A is located.
8. Restrictive Covenants affecting the property described in Schedule A.
9. General Taxes for 1998 are an accruing lien, not yet due or payable.
10. Liens, levies and assessments of Twin Lakes Reservoir & Irrigation Company, and the rights and powers of said Company as by law provided.
11. POWER LINE EASEMENT, and the Terms and Conditions thereof:
In Favor of Prairie Power Cooperative, a Cooperative Corporation
Recorded October 26, 1977
Instrument No. 44404 in Book 22 of Deeds at Page 675
Affecting the Northerly boundary of the property described.
12. A Deed of Trust dated October 22, 1998 to secure an indebtedness in the principal sum of \$260,000.00
Recorded: October 23, 1998, Instrument No. 72270 in Book 26 of Mortgages at Page 206
Grantor: H. Philip Cash, a single person

Trustee: Twin Falls Title & Escrow Co.
Beneficiary: Norwest Mortgage, Inc.

SCANNED
JUN 13 2006

Order No. 21672

WARRANTY DEED

For Value Received

Barbara A. Watts, a married woman, as her sole and separate property
Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

H. Philip Cash, an unmarried man

whose address is: P.O. Box 460, Bellevue, ID 83313

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

Township 1 South, Range 15, East of the Boise Meridian, Camas County, Idaho

Section 27: A parcel of land located in the Northwest Quarter, described as follows:

BEGINNING at the Northeast corner of said Northwest Quarter;
Thence due West 428 feet to the TRUE POINT OF BEGINNING;
Thence continuing due West for a distance of 922 feet;
Thence due South for a distance of 1,890 feet;
Thence due East for a distance of 922 feet;
Thence due North for a distance of 1,890 feet to the TRUE POINT OF
BEGINNING.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the 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: October 21, 1998

Barbara A. Watts
Barbara A. Watts

State of Idaho OklahomaCounty of Blaine Marshall

On October 21st, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared Barbara A. Watts personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is subscribed to the within instrument and acknowledged to me that she executed the same.

WITNESS my hand and official seal.

Signature [Signature]
Residing:
Commission Expires: 4-10-99



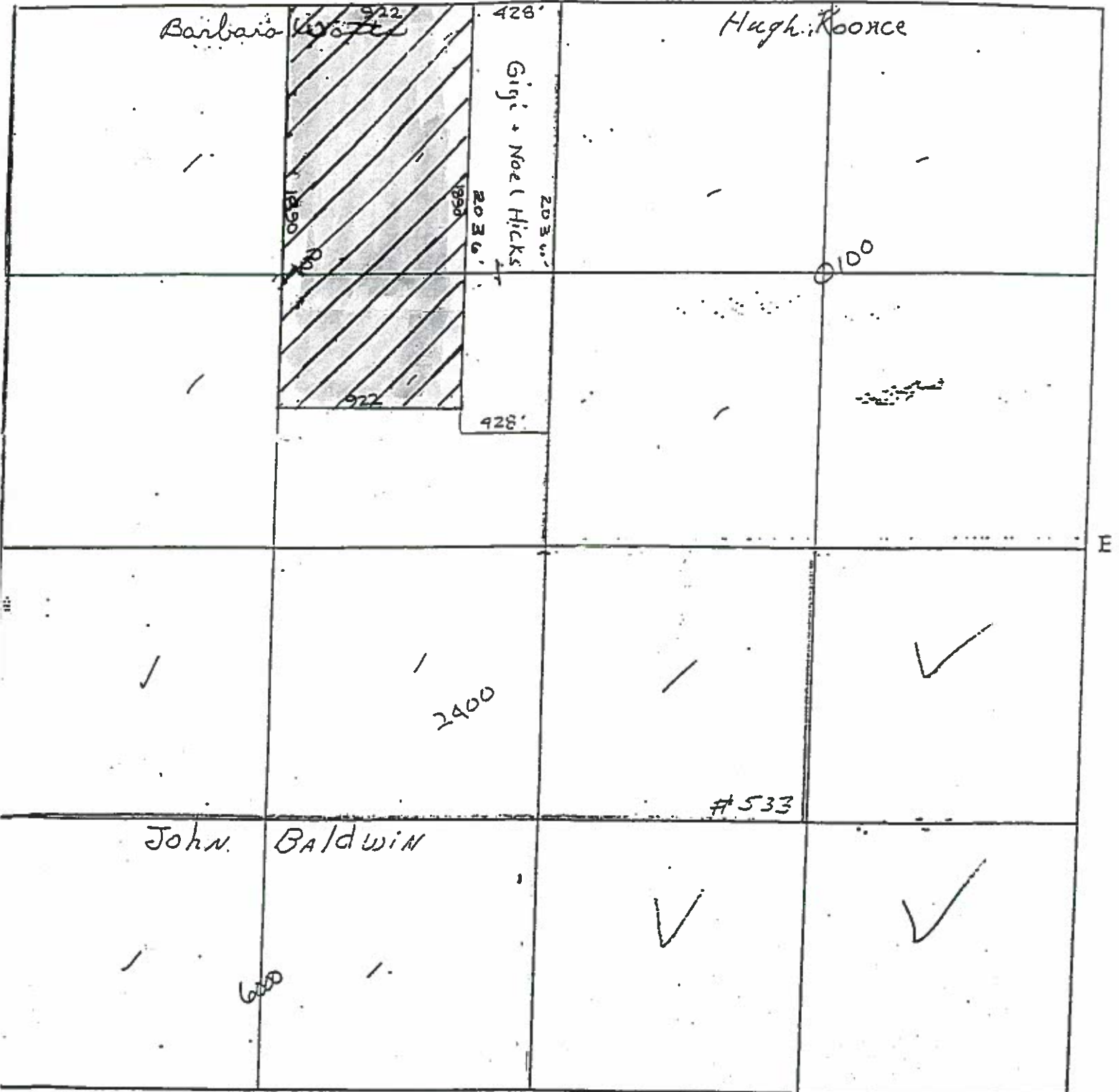
72268
SCANNED
JUN 13 2006

Recorded at the Request of
Camas Co. Title
at 3:20 PM
Oct. 23, 1998
In Book 31
of Deeds Page 96
By Rollie Benson
CAMES COUNTY RECORDER
Fees \$ 3.00

Section 27 Township 15 Range 15E Photo 2G-10

" N

CARTON PRINTERS, CALDWELL, IDAHO 83602



S

SCANNED
JUN 13 2006

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: A37-00444
Date Received: 10/ 4/1989
Receipt No: S009621
Received By: *address change*

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BARBARA A. WATTS 208-764-2323
Address: RT 1 BOX 1092
FAIRFIELD ID 83327
2. Date of Priority: JUL 15, 1887
3. Source: CAMAS CREEK Trib. to: BIG WOOD RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01S	15E	27		NE	NW		CAMAS
				NW	NW		CAMAS
				SW	NW		CAMAS
		28		SW	NE		CAMAS
				SE	NE		CAMAS
				NE	SE		CAMAS
				NW	SE		CAMAS
			SE	NW	SE		CAMAS
				SW	SE		CAMAS

5. Description of diverting works:
PUMP TO SPRINKLERS & DITCHES, STOCK DRINK FROM CREEK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	4.000		
STOCKWATER	01/01	12/31	0.070		

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

A.F.A.

8. Total consumptive use is 325.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/ 220 RANGE

MICROFILMED

CHANGE IN ADDRESS OF NOTICE OF CLAIM

[] Water Right Number (s): A37-07636 A37-00446

A37-02541

A37-00444

[] Old Mailing Address: 6216 W. PALM AVE.

WINTON, CA 95388

[] New Mailing Address: ROUTE 1, Box 1092

FAIRFIELD, ID 83327

New Telephone Number: (208) 764-2323

[] Signature of Claimant: Barbara C. Watts

Date: 3/25/93

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:

RECEIVED

MAR 29 1993

Department of Water Resources
Southern Region Office

MICROFILMED
OCT 24 1994

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: A37-00444
Date Received: 9/05/1989
Receipt No: 5009621
Received By: AD

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BARBARA A. WATTS
Address: 6216 WEST PALM
WINTON, CA 95388
209-524-0801

2. Date of Priority: JUL 15, 1887

3. Source: CAMAS CREEK Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01S	15E	27		NE	NW		CAMAS
				NW	NW		CAMAS
				SW	NW		CAMAS
		28		SW	NE		CAMAS
				SE	NE		CAMAS
				NE	SE		CAMAS
				NW	SE		CAMAS
			SE	NW	SE		CAMAS
				SW	SE		CAMAS

5. Description of diverting works:
PUMP TO SPRINKLERS & DITCHES, STOCK DRINK FROM CREEK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	4.000		
STOCKWATER	01/01	12/31	0.070		

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

8. Total consumptive use is 325.0 Acre Feet Per Annum.

9. Non-irrigation uses:

S/ 220 RANGE
A37-00444

Page 1

Date: 10/04/89

MICROFILMED
FEB 22 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres		
01S	15E	27	NE	NW		STOCK			
			NW	NW		STOCK			
			SW	NW		STOCK			
		28	SW	NE		STOCK			
			SE	NE		STOCK			
			NE	SE		IRR	20.0		
			NE	SE		STOCK			
			NW	SE		IRR	30.0		
			NW	SE		STOCK			
			SW	SE		IRR	40.0		
			SW	SE		STOCK			
			SE	SE		IRR	40.0		
			Section Acres						130.0
			Total Acres						130.0

11. Place of use in counties: CAMAS

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

13. Other Water Rights Used:
CATTLE DRINK FROM OTHER SOURCES.

14. Remarks:
DECREED FROM UPPER MALAD R.; CORRECT SOURCE IS CAMAS CR.
PUMP LOCATED SENWSE S.28 WHERE WATER IS PUMPED FOR IRRIG.
OTHER P/D IS WHERE CATTLE GO TO CREEK TO WATER.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date: 10/18/1928

S. C. FROST, ET. AL.
Decree Plaintiff

ALTURAS WATER COMPANY, ET. AL.
Decree Defendant

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 Map
1 Warranty Deed

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): Barbara A. Watts Date: 10/4/89

Date: _____

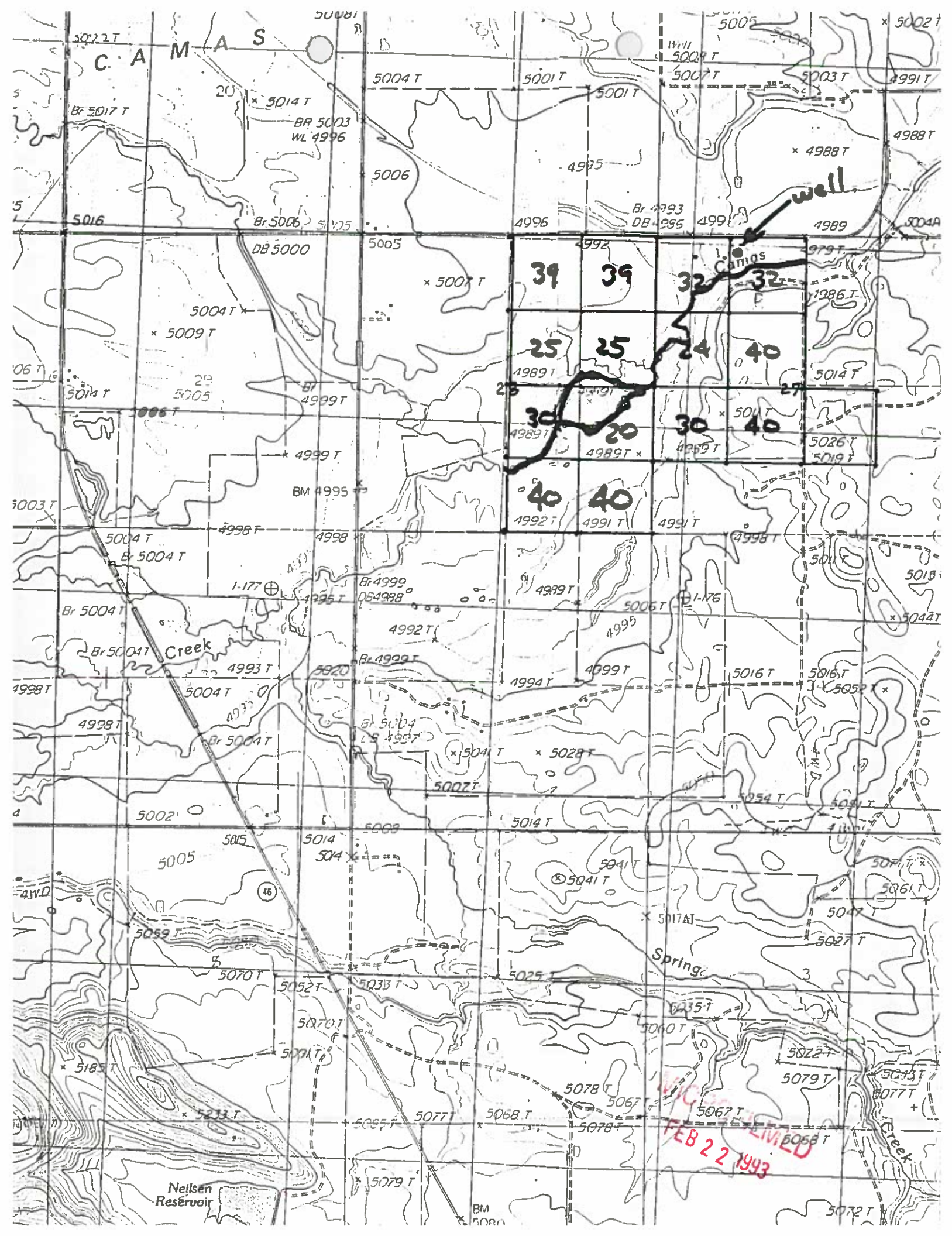
State of Idaho)
County of Twin Falls) ss.

Subscribed and sworn (or affirmed) before me this 4th day
of Oct. 19 89

[Signature]
Notary Public

Seal

Residing at Kimberly, Id.
My Commission Expires 6/30/92



WARRANTY DEED

For Value Received

Jon Mellen and Lana Mellen, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto
Barbara A. Watts, a married woman, dealing with her sole and separate property
whose address is: 6216 West Palm, Winton, CA 95388

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

Township 1 South, Range 15 East, Boise Meridian, Camas County, Idaho.

Section 27: NW 1/4 SE 1/4, N 1/2 SW 1/4, NW 1/4

Section 28: E 1/2

SUBJECT 10: Mortgage dated June 10, 1981, and recorded June 19, 1981, as Instrument No. 46868, records of Camas County, Idaho, Jon Mellen and Lana L. Mellen, husband and wife, John Cristobal and Barbara Cristobal, husband and wife, as Mortgagors and Federal Land Bank of Spokane as Mortgagee, which the Mortgagors herein agree(s) to assume and pay according to it's terms and conditions.

SUBJECT 10: Mortgage dated June 11, 1981, and recorded June 22, 1981, as Instrument No. 46875, records of Camas County, Idaho, Jon Mellen and Lana Mellen, husband and wife, John Cristobal and Barbara Cristobal, husband and wife, as Mortgagors and Claude Blodgett and Dixie Blodgett, husband and wife as Mortgagees, which the Mortgagors herein agree(s) to assume and pay according to it's terms and conditions.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And 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 21, 1988

Jon Mellen
Jon Mellen

Lana Mellen
Lana Mellen

Instrument No.

STATE OF _____ COUNTY OF _____
On this 27th day of JUNE, 1988,
before me, a notary public in and for said State, personally appeared
Jon Mellen and Lana Mellen

proved to me on the basis of satisfactory evidence or
known to me to be the person whose name
subscribed to the within instrument, and acknowledged to
me that he executed the same.

Residing at Nampa
Commission Expires:

Kenneth H. Meyer
Notary Public

MICROFILMED
FEB 22 1993

EXHIBIT A
WATTS/C980153

Township 1 North, Range 15, East of the Boise Meridian, Camas County, Idaho

**Section 27: The Northwest Quarter, the North one-half of the Southwest Quarter
and the Northwest Quarter of the Southeast Quarter**

**EXCEPTING THEREFROM a parcel of land located in the Northwest Quarter of said
Section 27, described as follows:**

Township 1 South, Range 15, East of the Boise Meridian, Camas County, Idaho

Section 27: A parcel of land located in the Northwest Quarter, described as follows:

**BEGINNING at the Northeast corner of said Northwest Quarter;
Thence due West 428 feet to the TRUE POINT OF BEGINNING;
Thence continuing due West for a distance of 850 feet;
Thence due South for a distance of 2,050 feet;
Thence due East for a distance of 850 feet;
Thence due North for a distance of 2,050 feet to the TRUE POINT OF BEGINNING.**

**AND EXCEPTING THEREFROM a parcel of land located in the Northwest Quarter of
said Section 27, described as follows:**

Township 1 South, Range 15, East of the Boise Meridian, Camas County, Idaho

Section 27: A parcel of land located in the Northwest Quarter, described as follows:

**BEGINNING at the Northeast corner of said Northwest Quarter;
Thence due West 428 feet;
Thence due South 2,036 feet;
Thence due East 428 feet;
Thence due North to the TRUE POINT OF BEGINNING.**

AND

Township 1 South, Range 15, East of the Boise Meridian, Camas County, Idaho

Section 28: The East one-half.



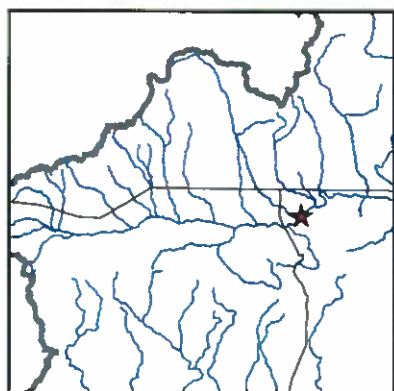
Idaho Department of Water Resources

SRBA Recommendation:

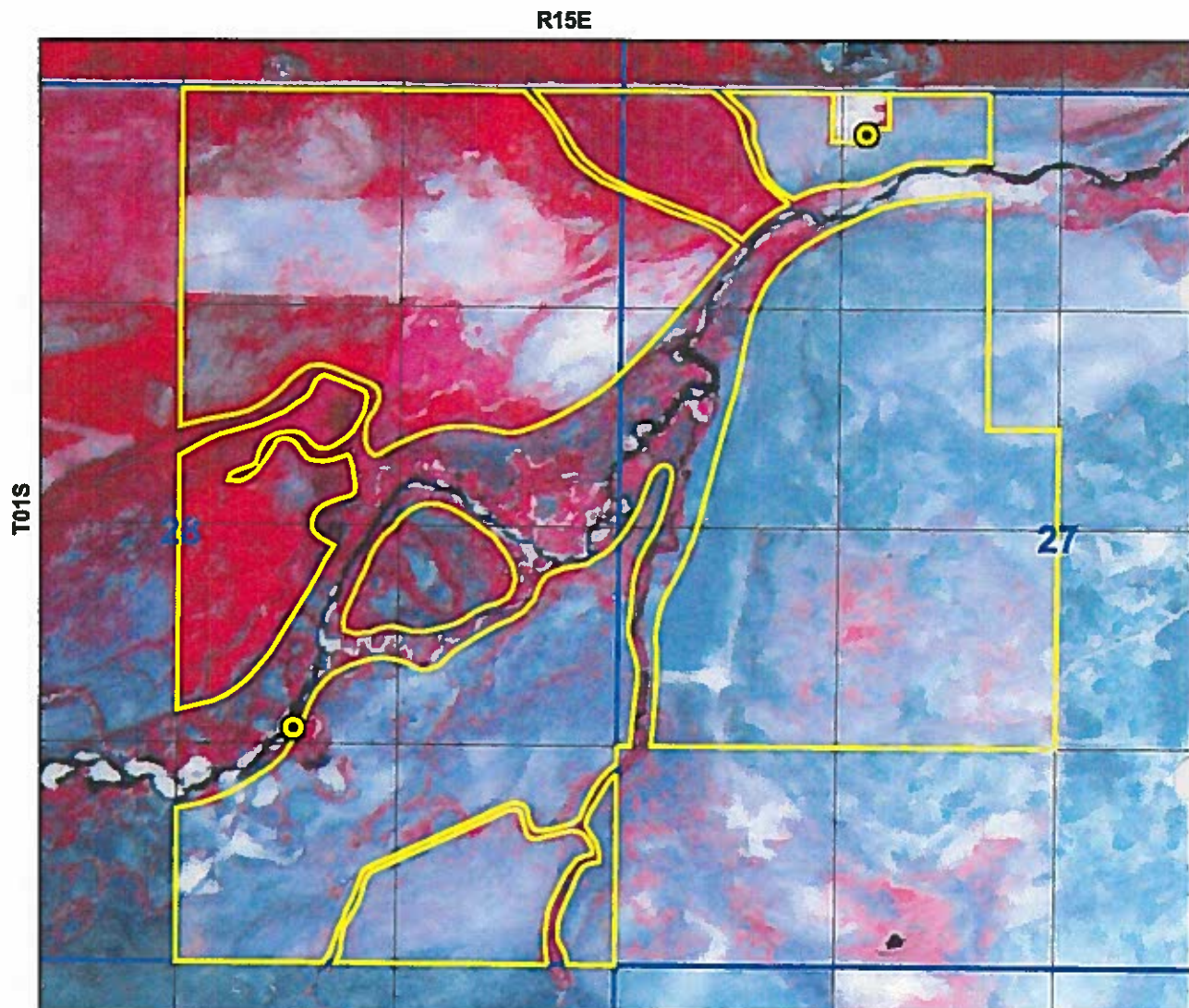
37-444
37-2541
37-7636A

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Camas County
IDWR Basin 37



0 0.25 0.5 Miles



Prepared by M. Anders
On Tuesday, June 20, 2006
1987/88 Aerial Photography

06/20/2006

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

RIGHT NUMBER: 37-444

NAME AND ADDRESS: H. PHILLIP CASH
RT 1 BOX 1092
FAIRFIELD ID 83327

SOURCE: CAMAS CREEK

TRIBUTARY: BIG WOOD RIVER

QUANTITY: 4.000 CFS

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 07/15/1887

POINT OF DIVERSION:

T01S R15E S28 SENWSE Within CAMAS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	4.000 CFS
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE:

IRRIGATION Within CAMAS County

T01S R15E S27	NENW	20.00	T01S R15E S27	NWNW	31.00
T01S R15E S27	SWNW	24.00	T01S R15E S27	SENW	33.00
T01S R15E S27	NESW	40.00	T01S R15E S27	NWSW	35.00
T01S R15E S28	NENE	39.00	T01S R15E S28	NWNE	40.00
T01S R15E S28	SWNE	31.00	T01S R15E S28	SENE	22.00
T01S R15E S28	NESE	33.00	T01S R15E S28	NWSE	25.00
T01S R15E S28	SWSE	35.00	T01S R15E S28	SESE	37.00

STOCKWATER Within CAMAS County

T01S R15E S27	NENW	T01S R15E S27	NWNW
T01S R15E S27	SWNW	T01S R15E S27	SENW
T01S R15E S27	NESW	T01S R15E S27	NWSW
T01S R15E S28	NENE	T01S R15E S28	NWNE
T01S R15E S28	SWNE	T01S R15E S28	SENE
T01S R15E S28	NESE	T01S R15E S28	NWSE
T01S R15E S28	SWSE	T01S R15E S28	SESE

445 ACRES TOTAL

This right is limited to the irrigation of 314 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 445 acres in a single irrigation season. Combined Right Nos.: 37-444, 37-2541, and 37-7636A.

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.

06/20/2006

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Right includes accomplished change in place of use pursuant to Section
42-1425, Idaho Code.

Adjudication Claim Notes

Claim(s): 37-444, 37-2541, 37-7636A

Background Data

37-444

- Source is Camas Creek tributary to Big Wood River
- Decreed for 4.0 cfs on 10 QQ
- Claimed 4.0 cfs for Irrigation of 445 acres
- Claimed 0.07 cfs for Stockwater

37-2541

- Source is Groundwater
- Licensed for 0.2 cfs for Irrigation of 10 acres and Domestic
- Claimed 0.2 cfs for Irrigation of 10 acres
- Claimed 0.04 cfs for Domestic

37-7636A

- Source is Groundwater
- 37-7636 originally licensed for 2.56 cfs for Irrigation of 326 acres (0.008 cfs/acre)
 - SRBA claims
 - 37-7636A claimed 2.4 cfs for Irrigation of 306 acres (0.008 cfs/acre)
 - 37-7636B claimed 0.16 cfs for Irrigation of 20 acres (0.008 cfs/acre)

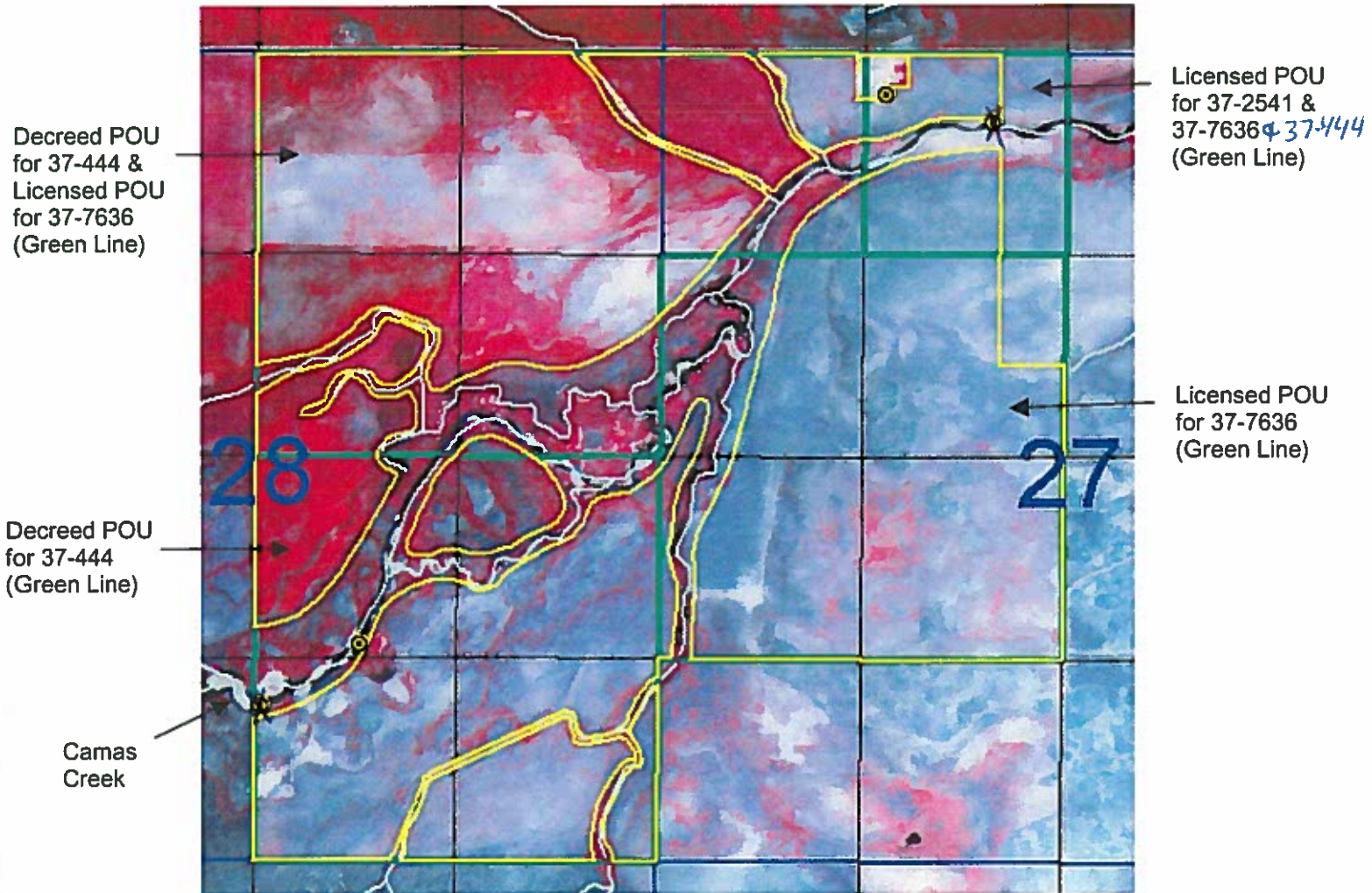
Place Of Use Data

Yellow line is the draft Place of Use created by IDWR based on historical data and records.

Yellow dot is draft Point of Diversion created by IDWR based on historical data and records.

Green line is decreed/licensed POU (this may only represent the Quarter-Quarter sections of the decree/license)

1987 Aerial Photo



Notes

T1S R15E Section 28

- Found 445 acres for Irrigation
- 6/7/06 – Talked with H. Phillip Cash on the telephone. Mr. Cash said he bought the ranch, including water rights, about 10 years ago. He thought the water rights had all been changed to his name. Mr. Cash said they use the water from each right all over ranch as needed/available. He requested that I send him a change of ownership and an amended claim for 37-444. He will be away from home for two weeks starting next week, but plans to work on amending claim when he returns.
- 6/19/06 – Change of ownership to H. Phillip Cash complete and amended claim for 37-444 received.
- Recommendations:
 - Plan to create a PPU of 445 acres
 - 37-444: 4.0 cfs for Irrigation of 314 acres and 0.02 cfs for Stockwater
 - 37-2541: 0.2 cfs for Irrigation of 10 acres
 - 37-7636A: 2.4 cfs on 306 acres
 - Combined use limit of 445 acres in single irrigation season
- Data used for review: 1987, 1992, & 2004 aerial photos, Camas Co Tax Records, Idaho Ownership (idown.shp), & USGS 1:24,000 Topo



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov.

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 7, 2006

H. Phillip Cash
Rt. 1 Box 1092
Fairfield, ID 83327

RE: Snake River Basin Adjudication claim 37-444

Dear Mr. Cash,

Based on our conversation on the telephone this morning, the original Snake River Basin Adjudication (SRBA) water right claim filed by Barbara Watts for 37-444 (attached) appears to be incorrect. The place of use in that claim was 130 acres, but you stated that the water is used on the entire ranch. I have updated claim 37-444 so the irrigation place of use is 445 acres (outlined on the attached 1987 aerial photograph). I have also enclosed a 2004 aerial photograph to help you locate your property. Please review the claim form and 1987 aerial photograph. If you feel there is an error in the draft place of use or points of diversion on the map or claim form, please use a pen to make edits, then sign the claim form and return it (and the map if you made edits on it) to me.

I have also included a change of ownership form. Please complete the form and return it with the proof of ownership information described in item #2.

If you do not submit a signed updated claim and the change of ownership with proof of ownership documentation, I am required to evaluate water right claim 37-444 based on the original claim submitted by Barbara Watts.

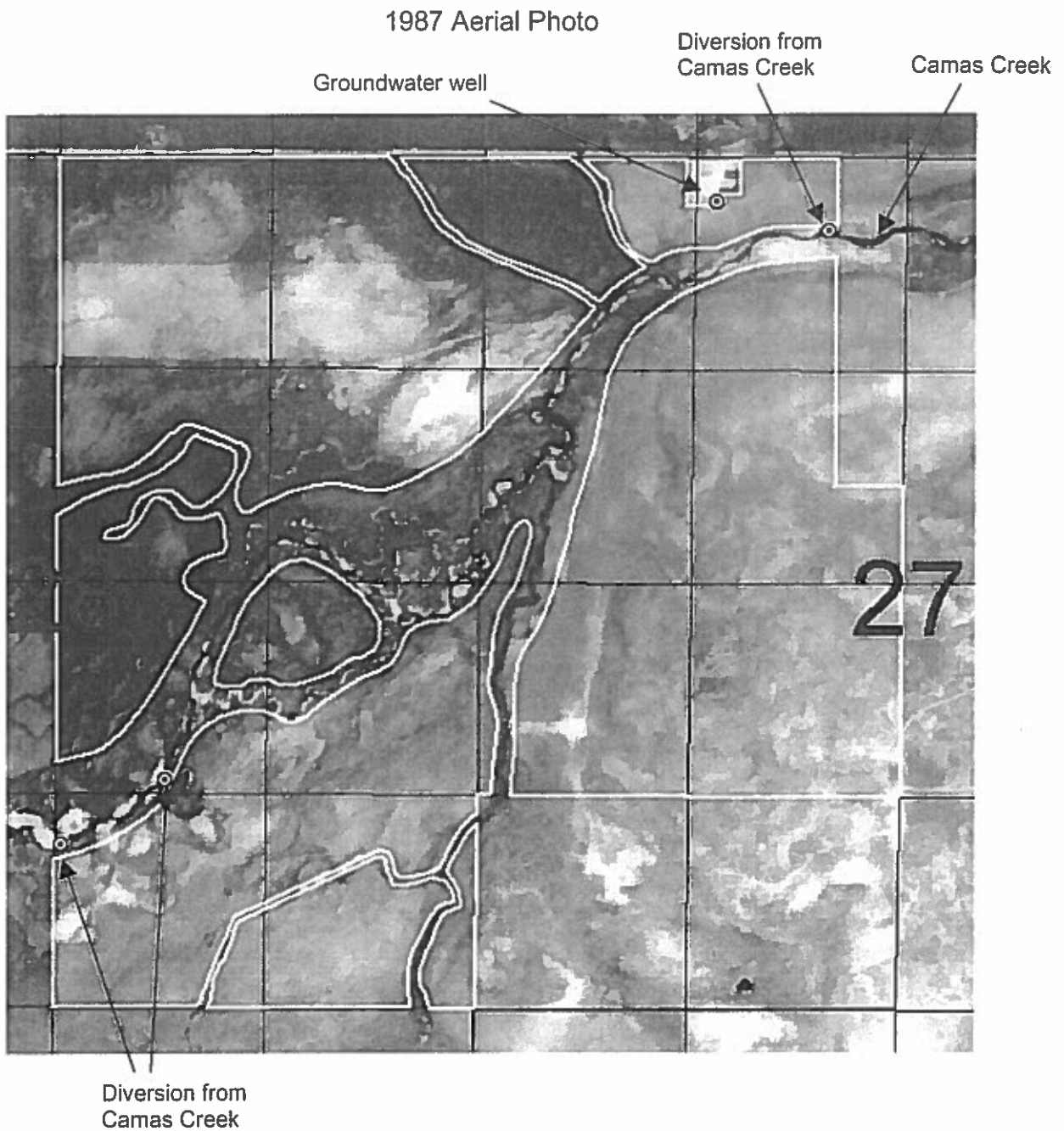
Feel free to contact me at (208) 287-4937 if you have any questions.

Sincerely,

Matt Anders
GIS Specialist – Snake River Basin Adjudication

Place Of Use Data

Yellow line is the draft Place of Use created by IDWR based on historical data and records.
Yellow dot is draft Point of Diversion created by IDWR based on historical data and records.



2004 Aerial Photo



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 37-444
Date Received: 10/4/1989
Receipt No: S009621
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

H. PHILLIP CASH
RT 1 BOX 1092
FAIRFIELD ID USA 83327

Phone: (208) 764-2323

2. Date of Priority: 07/15/1887

3. Source: CAMAS CREEK , CAMAS CREEK , CAMAS CREEK , CAMAS CREEK , CAMAS CREEK ,
CAMAS CREEK , CAMAS CREEK , CAMAS CREEK , CAMAS CREEK Trib. to: BIG WOOD RIVER ,
BIG WOOD RIVER , BIG WOOD RIVER , BIG WOOD RIVER , BIG WOOD RIVER , BIG WOOD RIVER ,
BIG WOOD RIVER , BIG WOOD RIVER , BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01S	15E	28	NW SE	CAMAS	
01S	15E	28	NE SE	CAMAS	
01S	15E	27	NW NW	CAMAS	
01S	15E	28	SE NW SE	CAMAS	
01S	15E	28	SW NE	CAMAS	
01S	15E	28	SE NE	CAMAS	
01S	15E	28	SW SE	CAMAS	
01S	15E	27	SW NW	CAMAS	
01S	15E	27	NE NW	CAMAS	

5. Description of diverting works:

PUMP TO SPRINKLERS & DITCHES, STOCK DRINK FROM CREEK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	4	
STOCKWATER	1/01	12/31	0.07	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01S	15E	27	NE	NW	IRRIGATION	28
			NW	NW	IRRIGATION	32
			SW	NW	IRRIGATION	24
			SE	NW	IRRIGATION	33
			NE	SW	IRRIGATION	40
			NW	SW	IRRIGATION	30
			NE	NW	STOCKWATER	
			NW	NW	STOCKWATER	
			SW	NW	STOCKWATER	
					Section Acres	187
01S	15E	28	SW	NE	STOCKWATER	
			SE	NE	STOCKWATER	
			NE	SE	STOCKWATER	
			NW	SE	STOCKWATER	
			SW	SE	STOCKWATER	
			NE	NE	IRRIGATION	39
			NW	NE	IRRIGATION	39
			SW	NE	IRRIGATION	25
			SE	NE	IRRIGATION	25
			NE	SE	IRRIGATION	20
			NW	SE	IRRIGATION	30
			SW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	40
					Section Acres	258
					Total Acres	445

11. Place of use in counties: CAMAS

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

13. Other Water Rights Used:

14. Remarks:

DECREED FROM UPPER MALAD R.; CORRECT SOURCE IS CAMAS CR.
PUMP LOCATED SENWSE S.28 WHERE WATER IS PUMPED FOR IRRIG.
OTHER P/D IS WHERE CATTLE GO TO CREEK TO WATER.

15. Basis of Claim: Decreed

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
of _____ 20__

Notary Public

Residing at _____

My commission Expires _____

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
<u>37-444</u>	<u>same</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>37-2541</u>	<u>same</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>37-7636</u>	<u>37-7636</u>	<u>A</u>	<u> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>

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

A. ~~The appropriate FILING FEE. See instructions for fee amounts.~~ *NOT*

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)

4. New Owner/Claimant(s)

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

City, State and ZIP Code

New Telephone Number

() _____

5. Date you acquired the property

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: A37-00444
Date Received: 10/ 4/1989
Receipt No: S009621
Received By: *address change*

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BARBARA A. WATTS 208-764-2323
Address: RT 1 BOX 1092
FAIRFIELD ID 83327

2. Date of Priority: JUL 15, 1887

3. Source: CAMAS CREEK Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	15E	27		NE	NW		CAMAS
				NW	NW		CAMAS
				SW	NW		CAMAS
		28		SW	NE		CAMAS
				SE	NE		CAMAS
				NE	SE		CAMAS
				NW	SE		CAMAS
			SE	NW	SE		CAMAS
				SW	SE		CAMAS

5. Description of diverting works:
PUMP TO SPRINKLERS & DITCHES, STOCK DRINK FROM CREEK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	4.000		
STOCKWATER	01/01	12/31	0.070		

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

8. Total consumptive use is 325.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/ 220 RANGE

MICROFILMED

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres		
01S	15E	27	NE	NW		STOCK			
			NW	NW		STOCK			
			SW	NW		STOCK			
		28	SW	NE		STOCK			
			SE	NE		STOCK			
			NE	SE		IRR	20.0		
			NE	SE		STOCK			
			NW	SE		IRR	30.0		
			NW	SE		STOCK			
			SW	SE		IRR	40.0		
			SW	SE		STOCK			
			SE	SE		IRR	40.0		
			Section Acres						130.0
			Total Acres						130.0

11. Place of use in counties: CAMAS

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

13. Other Water Rights Used:
CATTLE DRINK FROM OTHER SOURCES.

14. Remarks:
DECREEED FROM UPPER MALAD R.; CORRECT SOURCE IS CAMAS CR.
PUMP LOCATED SENWSE S.28 WHERE WATER IS PUMPED FOR IRRIG.
OTHER P/D IS WHERE CATTLE GO TO CREEK TO WATER.

15. Basis of Claim: DECREEED
Case Number:
Court :
Decree date: 10/18/1928

S. C. FROST, ET. AL.
Decree Plaintiff

vs

ALTURAS WATER COMPANY, ET. AL.
Decree Defendant

RECORDED
FEB 22 1993

(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.

For individuals:

Signature of Claimant(s): Barbara A. Watts Date: 10/4/89

State of Idaho

County of Twin Falls) ss.

Subscribed and sworn (or affirmed) before me this 4th day

of Oct. 19 89

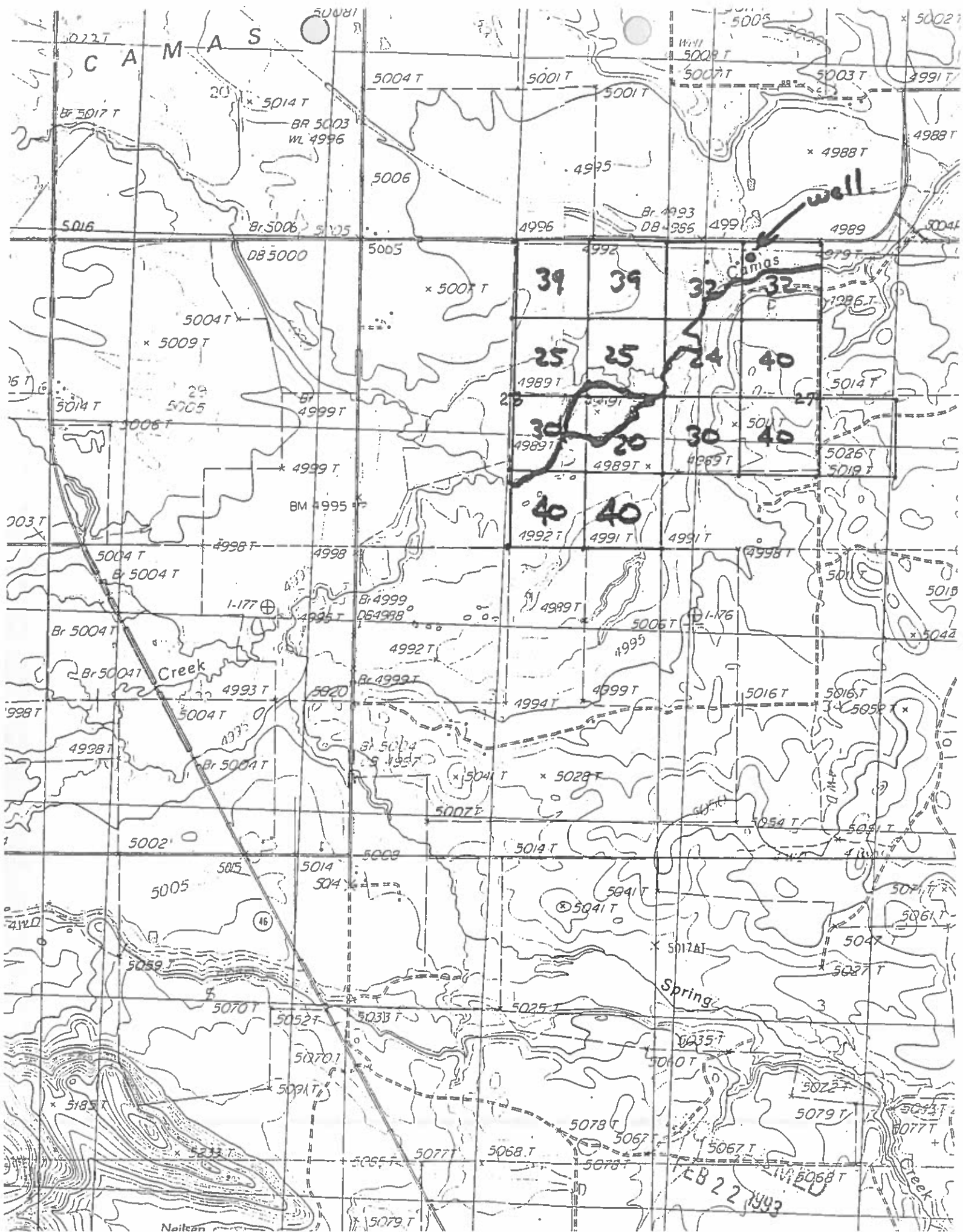
e this 9th day -
[Signature]
Notary Public

Seal

Residing at Kilbervly, Id.

My Commission Expires 6/30/94

RECEIVED
FEB 22 1993





State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

.Sept. 19, 1989

BARBARA A WATTS
6216 WEST PALM
WINTON CA 95388

Re: A37-07636
A37-02541
A37-00446
A37-00445
A37-00444

Dear Claimant(s):

Please review the computer generated claim(s) for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record of your claim(s), please contact this office.

Yours truly,

A handwritten signature in cursive script, appearing to read 'Judy'.

Judy Givens
Adjudication Secretary

/jg

Enclosures:

MICROFILMED
FEB 22 1993

A37-00444
00446
02541
07636

21-Apr-1989 11:44

Hailey Realty
P.O. Box 75
Hailey, Idaho 83333

RE: Rose & Watts Property

Dear Susan McCoy:

Please find enclosed a computer listing of all water rights which are appurtenant to Sections 27 & 28 of Twp. 1 S, Rge 15 E, B.M. The Rose and Watts Property may or may not have an interest in these rights.

Please also find enclosed both long and short adjudication claim forms with instructions for recording the water uses on the property.

Please note that the Camas County deadline for filing timely claims is tentatively set for Nov. 16, 1989.

If you have questions or need further assistance please feel free to contact our office.

Sincerely,

Allen D. Merritt, P.E.
Water Rights Supervisor

MICROFILMED

NOV 22 1996

HAILEY REALTY

Real Estate • Investment Company
P.O. Box 75, Hailey, Id. 83333 • (208) 788-3592

RECEIVED

APR 20 1989

Department of Water Resources
Southern Region Office

March 20, 1989

Department of Water Resources
2148 4th Avenue East
Twin Falls, ID 83301

RE: Water Rights

Dear Jim:

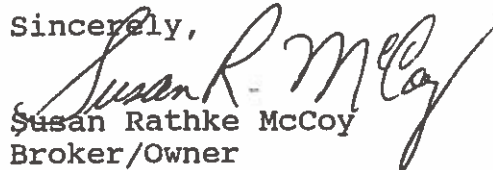
By this letter I am enlisting your help in the adjudication of the water rights for this Camas County ranch, Township 1 South, Range 15 East, Boise Meridian, Section 27: NW 1/4 SE 1/4, N 1/2 SW 1/4, NW 1/4 Section 28: E 1/2.

Have enclosed all the information I have on the ranch and the water rights. The new owners Les Rose and Barbara Watts would like to file on all possible water rights, including the springs on the ranch.

The owners address is 6216 W. Palm Ave., Winton, CA 95388.

Any questions or help I can give you please call me.

Sincerely,


Susan Rathke McCoy
Broker/Owner

MICROFILMED

NOV 22 1996



toe D. M...
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

September 28, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Steve Vaught
Loan Officer
111 Auto Drive St#105
Boise, ID 83709

RE: Request for Water Rights and Well Reports

Dear Mr. Vaughn:

Enclosed you will find copies of Water Rights Claims for:

A37-00446
A37-00444
A37-02541

Water Right Claim A37-07636A file is in the State Office at Boise. I have generated a profile report for your use.

You will also find a copy of the Well Driller's Report on claim A37-02541.

For your future reference, I'd like to bring to your attention EXHIBIT A's legal description reading 'Township 1 North' should read 'Township 1 South'.

Please don't hesitate to call if there are any questions.

Sincerely,


Cheryl Cather
SRBA Records Clerk

enc

FAIRVIEW FARMS
HAT RANCH
Route #1, Box 1092
Fairfield, Idaho 83327



MICROFILMED
OCT 24 1994

Dept. of Water Resources
222 Shoshone Street East
Twin Falls, ID 83301