

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: A37-04276
Date Received: 9/ 2/1988
Receipt No: S002052
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: 4 BROS DAIRY INC 208-886-7716
Address: 425 N 250 W
SHOSHONE ID 83352

2. Date of Priority: DEC 31, 1925

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	15E	11	NW	SW	SE		GOODING

5. Description of diverting works:
WELL, PUMP, STOCK TANKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.040		
DOMESTIC	01/01	12/31	0.080		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/800 RANGE D/2 HOMES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	15E	11	NW	SE		STOCK	
			SW	SE		STOCK	

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
NONE

14. Remarks:

PRIORTIY BASED ON CLAIMANT'S CONV. WITH LOCAL WELL DRILLER.

9/8/98 TF; NAME CHANGED FROM NORTH VALLEY MILK TO 4 BROS DAIRY
PER ARTICLES OF MERGER REC'D 8/28/98.

15. Basis of Claim: STATUTORY CLAIM



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

RECEIVED

AUG 24 1998

Department of Water Resources

July 28, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

4 BROS DAIRY INC
425 N 250 W
SHOSHONE ID 83352

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AUG 28 1998

Department of Water Resources
Southern Region

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim to a Water Right No. A 37-04276

Dear Claimant:

We have been advised you may be the present owner of the property with the water right referenced above.

Before we can modify our records to reflect your ownership of the water right referenced above, we need Form 42-248/42-1409(6) completed. This form is enclosed for your use. Please follow the instructions on the back of the form and return to my attention at this office by August 13, 1998.

Please call this office toll-free at 1-800-451-4129 if you have any questions.

Yours truly,

Sandy Egbert
Clerical Specialist

cc: Regional office

Enclosures: Form 42-248/42-1409(6)

Copy of No.A 37-04276 water right filing

SANDY, ENCLOSED IS OUR CERTIFICATE OF MEMBER.
IT IS ONLY A NAME CHANGE, I DO HAVE OTHER
WATER RIGHTS WITH NORTH VALLEY MILK INC, NAME
DO WE WANT TO CHANGE THEM ALSO, M. L. F. F. F.

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

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AUG 24 1998

Department of Water Resources

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

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AUG 28 1998

Department of Water Resources
 Southern Region

1. Water Right or Adjudication Claim No(s): A37-04276
2. The following **REQUIRED** information must be submitted with this form:
- A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**
- AND**
- B. **PLAT OF PROPERTY** or **SURVEY MAP** for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
- OR**
- C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency **AERIAL PHOTO** with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant NORTH DAIRY MILK INC
425N 250W SHOSHONE ID 83352
4. New Owner/Claimant(s) ~~SHOSHONE~~ 4-BROS DAIRY INC
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 425N 250W
- City, State and ZIP Code SHOSHONE ID 83352
- New Telephone Number (208) 886-7714

FOUR BROS. DAIRY, INC.
 425 NORTH 250 WEST
 SHOSHONE, IDAHO 83352

5. Date you acquired the property DATE CHANGE ONLY
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s) *John F. [Signature]* SEC-TWO

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign this form.

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

State of Idaho

Department of State

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AUG 28 1998

Department of Water Resources
Southern Region

CERTIFICATE OF MERGER OR CONSOLIDATION

I, PETE T. CENARRUSA, Secretary of State of the State of Idaho, hereby certify that duplicate originals of Articles of merger of NORTH VALLEY MILK, INC., an Idaho corporation, file number C 92777, into 4 BROS. DAIRY, INC., an Idaho corporation, file number C 83266, duly executed pursuant to the provisions of the Idaho Business Corporation Act, have been received in this office and are found to conform to law.

ACCORDINGLY and by virtue of the authority vested in me by law, I issue this certificate of merger, and attach hereto a duplicate original of the Articles of merger.

Dated: July 10, 1996



Pete T. Cenarrusa
SECRETARY OF STATE

By *Jonny Herold*

JUL 10 8 21 AM '96
SECRETARY OF STATE
STATE OF IDAHO

ARTICLES OF MERGER

KNOW ALL MEN BY THESE PRESENTS, that **4 BROS. DAIRY, INC.**, and **NORTH VALLEY MILK, INC.**, both Idaho Corporations, have merged with the surviving corporation being **4 BROS. DAIRY, INC.** In support thereof, it is respectfully shown that:

ARTICLE I

The plan of merger is as follows:

1. The names of the corporation to be merged are **4 BROS. DAIRY, INC.**, and **NORTH VALLEY MILK, INC.**, both Idaho Corporations.

2. **4 Bros. Dairy, Inc.** is the corporation into which they shall be merged and is the surviving corporation.

3. The shareholders of **North Valley Milk, Inc.**, and the amount of shares held by each of them, are as follows:

Jerome Fitzgerald	-	100
Andrew Fitzgerald	-	100
Clement Fitzgerald	-	100

There is only one class of common stock in **North Valley Milk, Inc.**

4. The shareholders of **4 Bros. Dairy, Inc.**, and the amount of shares held by each shareholder are as follows:

Jerome Fitzgerald	-	38
Andrew Fitzgerald	-	38
Clement Fitzgerald	-	38

5. Each share of stock held by shareholders in **North Valley Milk, Inc.**, shall be endorsed in blank and delivered to **4 Bros. Dairy, Inc.** **4 Bros. Dairy, Inc.** shall issue to each shareholder of **North Valley Milk, Inc.** one (1) share of stock in **4 Bros. Dairy, Inc.** for every share of stock **North Valley Milk, Inc.** endorsed and delivered. There is only one class of common stock in each of the corporations. Thereupon, **North Valley Milk, Inc.** will file Articles of Dissolution and be dissolved, with its assets being owned by **4 Bros. Dairy, Inc.** and its liabilities assumed by that corporation.

2
DATE 07/10/1996 0900 9656
JUL 10 8 21 AM '96
SECRETARY OF STATE
STATE OF IDAHO

OK #: 17537 CUST# 1660
MERGER
CIVIL CORPS VARTIMER 608-111 Page 3
30.00

STATE OF IDAHO)
 ss:
County of Jerome)

On this 3rd day of July, 1996, before me, the undersigned, a Notary Public in and for said County and State, personally appeared JEROME FITZGERALD, known to me to be the President of 4 BROS. DAIRY, INC., and whose name is subscribed to the within and foregoing instrument, and who acknowledged to me that he executed the same.

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



NOTARY PUBLIC for Idaho
Residing at Jerome, Idaho
Commission Expires: 2/9/99

STATE OF IDAHO)
 ss:
County of Jerome)

On this 3rd day of July, 1996, before me, the undersigned, a Notary Public in and for said County and State, personally appeared CLEMENT FITZGERALD, known to me to be the President of NORTH VALLEY MILK, INC., and whose name is subscribed to the within and foregoing instrument, and who acknowledged to me that he executed the same.

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



NOTARY PUBLIC for Idaho
Residing at Jerome, Idaho
Commission Expires: 2/9/99

6. No changes in the Articles of Incorporation of 4 Bros. Dairy, Inc., will be required because of the merger.

7. The merger shall become effective upon the issuance of a certificate of merger by the Secretary of State.

8. This plan of merger shall be submitted to a vote of approval by the shareholders of the Corporations at special meetings called for that purpose.

ARTICLE II

The number of shares outstanding for 4 Bros. Dairy, Inc. are 114. The number of shares outstanding for North Valley Milk, Inc. are 300.

ARTICLE III

At a meeting of the shareholders of 4 Bros. Dairy, Inc., held the 3rd day of July, 1996, 114 shares were voted in favor of the plan of merger and 0 shares against. At a meeting of the shareholders of North Valley Milk, Inc., held the 3rd day of July, 1996, 300 shares were voted in favor of the plan of merger and 0 shares against.

DATED this 3rd day of July, 1996.

4 BROS. DAIRY, INC.

By: Jerome Fitzgerald
JEROME FITZGERALD, President

NORTH VALLEY MILK, INC.

By: Clement Y Fitzgerald
CLEMENT FITZGERALD, President

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: A37-04276
Date Received: 9/ 2/1988
Receipt No: S002052
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: NORTH VALLEY MILK INC 208-886-7716
Address: 425 N 250 W
SHOSHONE ID 83352

2. Date of Priority: DEC 31, 1925

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	15E	11	NW	SW	SE		GOODING

5. Description of diverting works:
WELL, PUMP, STOCK TANKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.040		
DOMESTIC	01/01	12/31	0.080		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/800 RANGE D/2 HOMES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	15E	11	NW	SE		STOCK	
			SW	SE		STOCK	

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
NONE

14. Remarks:
PRIORTIY BASED ON CLAIMANT'S CONV. WITH LOCAL WELL DRILLER.

15. Basis of Claim: STATUTORY CLAIM

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 Organizations:

I do solemnly swear or affirm that I am _____ of
_____, Title
_____, that I have signed the foregoing
Organization
document in the space below as _____ of
_____, Title
_____ and that the statements contained in the
Organization
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor PHIL BATT

R. KEITH HIGGINSON
Director

April 7, 1995

NORTH VALLEY MILK INC
425 N 250 W
SHOSHONE ID 83352

RE: CHANGE OF OWNERSHIP SRBA CLAIM NOS. A37-04404, A37-04276, A37-07575 AND A37-11114.

DEAR MR. FITZGERALD,

Pursuant to a request for a change in ownership and/or the notification that you now presently own the property in which the above-referenced adjudication claim(s) is appurtenant, the department has changed the record of the current owners as requested. Please find enclosed a copy of your adjudication claims, as they now appear in our records. Please refer to the revised claim number in future correspondence.

All the claims have been changed as follows:

A37-04404A	MICHAEL OR BONNIE ARKOOSH
A37-04404B	NORTH VALLEY MILK INC
A37-04276	NORTH VALLEY MILK INC
A37-07575	NORTH VALLEY MILK INC
A37-11114A	WEST ONE BANK IDAHO
A37-11114B	NORTH VALLEY MILK INC

If you have any further corrections or questions please contact our office.

Sincerely,

STEVE CLELLAND
Water Resource Agent

ENC:

MICROFILMED
NOV 27 1996

REGISTRATION

want to sell KKC

APR 04 1994

Department of Water Resources
Southern Region Office

NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: _____

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

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

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

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

A37-04404, A37-04276, A37-07575

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

§ A37-11114 EXCEPTING THAT PORTION REPRESENTED BY
ALLOCATION RIGHT 37-00600B
WEST ONE BANK

[] New Owner/Claimant
(Purchaser):

NORTH VALLEY MILK, INC.

[] New Mailing Address:

425 N 250 W SHOSHONE, ID. 83352

[] New Telephone Number:

(208) 886-7716

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

SPILT
CLAIMS

[] Attach proof of
ownership, describe
proof attached:

DEED ENCLOSED

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

[] Signature of New
Owner/Claimant(s)

Andrew Fitzgerald Sec Tres

Date

4-4-94

Date

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

Date

Date

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 4-3-95 By: SCC

Further Action Needed:

Further Action Taken

Date: 4-6-95 By: SCC

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

SEE memo 4-3-95 By STEVE CLELLAND

A37-04404 refers to A37-04404 B.

A37-11114 is SPLIT: A37-11114 A to West One

A37-11114 B to North Valley

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

see originals A37-04404B

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NOV 27 1996

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APR 03 1995

Department of Water Resources
Southern Region

May 5, 1993

Arkoosh & Zidan, Inc.
Arkoosh Produce, Inc.
c/o Tom Arkoosh
802 W. Bannock
Boise, ID 83702

Re: Water Rights
Our File: 2930-5

Gentlemen:

This letter is intended to memorialize our further agreements regarding certain water rights associated with the real property being surrendered to Idaho State Bank ("ISB") by Arkoosh & Zidan, Inc. and the real property being retained by Arkoosh & Zidan, Inc. and/or its successor Arkoosh Produce, Inc. (hereinafter collectively referred to as "Arkoosh").

Idaho Department of Water Resources ("IDWR") records reflect that Bonnie and Michael Arkoosh have claimed a water right identified as A37-04404 (hereinafter referred to as the "Wastewater Right") in the Snake River Basin Adjudication. The source of this water right is claimed to be wastewater tributary to the Big Wood River. The claim for Wastewater Right is for use on the following described lands:

NE1/4NE1/4 (40 acres), SE1/4NE1/4 (40 acres),
NE1/4SE1/4 (40 acres) Section 10; NE1/4SW1/4 (30 acres),
NW1/4SE1/4 (30 acres) Section 11, T5S, R15E B.M.,
Gooding County Idaho, amounting to 180 acres.

Of the above 180 acres described as the place of use for such wastewater, 56 acres, or 31 percent, are acres that are to be retained by Arkoosh (hereinafter the "Arkoosh Property"): ISB and Arkoosh have agreed that a portion of the Wastewater Right is to be apportioned to the Arkoosh Property in the same proportion as the 56 acres is to 180 acres, which results in 31 percent of the Wastewater Right remaining appurtenant to the Arkoosh Property. ISB shall have the right to the use of 69 percent of the wastewater available under the Wastewater Right as appurtenant to the 124 acres of land conveyed to ISB (hereinafter the "ISB Property"). Although the Wastewater Right is included in the warranty deed from Arkoosh to ISB, the parties acknowledge that the intent is to convey to ISB only the portion of the Wastewater Right appurtenant to the ISB Property (69 percent) and ISB agrees to quitclaim fee

DESCRIBED
SPLIT
OF
A37-4404

sum
4-3-95

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NOV 27 1996

Arkoosh & Zidan, Inc.
Arkoosh Produce, Inc.
May 5, 1993
Page 2

ownership of the portion of the Wastewater Right appurtenant to the Arkoosh Property.

To the extent that the wastewater claimed under the Wastewater Right derives from the use of water under other water rights appurtenant to the ISB Property, ISB has agreed that it will not unilaterally change historical irrigation practices so as to materially decrease the accumulation of wastewater in the drains or ditches historically used by Arkoosh to irrigate the Arkoosh Property with such wastewater.

To the extent that the wastewater claimed under the Wastewater Right derives from the use of water rights not owned by ISB or from land other than the ISB Property, ISB expressly disavows any responsibility for, or ability to control, the amount, timing or quality of any such wastewater runoff. ISB does agree, however, not to impede or divert any such wastewater except to the extent of the 69 percent of the actual flow as provided by this Agreement.

Nothing herein is to be construed as an agreement by ISB to be responsible for delivering water to Arkoosh, or for maintaining any waste ditches or drains, or for generating a minimum quantity of wastewater for use by Arkoosh. If the quantity, period of use, point of diversion, place of use, priority or any other element of the water rights used by ISB on the ISB Property are eliminated or modified by any government agency order, or by any court decree not caused by or agreed to by ISB absent prior written consent by Arkoosh not to be unreasonably withheld, then ISB and Arkoosh will share proportionally in any resulting reduction in the availability of wastewater that may necessarily result from ISB's compliance with any such order or decree.

ISB and Arkoosh also have agreed that Arkoosh will be entitled to seek a transfer of water right no. 37-00600B and the associated American Falls supplemental water, if any, as shown on the copy of the Water District 37 Big Wood River Decree Book Below Magic Res. of 2/3/93 attached hereto as Exhibit B (hereinafter collectively the "600B Right") from its current designated place of use at SW1/4NE1/4, SE1/4NW1/4 Section 14, T5S, R15E, B.M. to the real property consisting of approximately 80 acres, described on Exhibit A attached hereto and owned by Bonnie Arkoosh (hereinafter the "Bonnie Arkoosh Property"). Although the 600B Right is included in the warranty deed from Arkoosh to ISB, ISB agrees to quitclaim to Arkoosh the 600B Right to effect the transfer referenced herein. Arkoosh will be responsible for filing any transfer application with the IDWR, and with establishing whatever elements of proof are required by the IDWR to obtain the transfer. Arkoosh

DESCRIBED
SPLIT OF
A37-11114

See
A-695

MICROFILMED
NOV 27 1996

Arkoosh & Zidan, Inc.
Arkoosh Produce, Inc.
May 5, 1993
Page 3

bears the risk that the IDWR may not approve the application, or that IDWR may reduce the amount permitted to be transferred to the new place of use on the basis of injury, forfeiture, abandonment, or otherwise, in which case ISB shall have no liability for any such inability to transfer and ISB shall not be obligated to provide any substitute or makeup water. ISB will not protest the transfer application, and will cooperate and take such acts as reasonably necessary to effect the transfer of the 600B Right to Arkoosh.

This Agreement shall be binding upon the parties hereto and their respective successors and assigns.

Please indicate your Agreement with the foregoing by executing the enclosed copy of this letter and returning it to our office.

Sincerely,

IDAHO STATE BANK

By: Dan Nolle, Vice Pres

ACCEPTED AND AGREED TO THIS
5TH DAY OF MAY, 1993
ARKOOSH PRODUCE, INC.,
an Idaho corporation

By: [Signature]
Its: [Signature]

ARKOOSH & ZIDAN, INC.,
an Idaho corporation

By: [Signature]
Its: [Signature]

MICROFILMED
NOV 27 1996

EXHIBIT A

Part of the South One-half of the Southeast Quarter of Section 10, Township 5 South, Range 15 East of the Boise Meridian, Gooding County, Idaho, described as follows:

BEGINNING at the Northwest corner of the Southeast Quarter of the Southeast Quarter;
Thence West along the North boundary of said Southwest Quarter of the Southeast Quarter, 150.00 feet;
Thence South parallel with the East boundary of the said Southwest Quarter of the Southeast Quarter, 350.00 feet;
Thence East parallel with the North boundary of the said South One-half of the Southeast Quarter, 400.00 feet;
Thence North parallel with the West boundary of said Southeast Quarter of the Southeast Quarter, 350.00 feet to the North boundary of said Southeast Quarter of the Southeast Quarter;
Thence West along said North boundary 250.00 feet to THE POINT OF BEGINNING.

AND

Part of the South One-half of the Southeast Quarter of Section 10, Township 5 South, Range 15 East of the Boise Meridian, Gooding County, Idaho, described as follows:

BEGINNING at the Northwest corner of the Southeast Quarter of the Southeast Quarter;
Thence West along the North boundary of said Southwest Quarter of the Southeast Quarter, 150.00 feet;
Thence South parallel with the East boundary of said Southwest Quarter of the Southeast Quarter, 350.00 feet to the TRUE POINT OF BEGINNING;
Thence South parallel with the East boundary of said Southwest Quarter of the Southeast Quarter, 600.00 feet;
Thence East parallel with the North boundary of said South One-half of the Southeast Quarter, 400.00 feet;
Thence North parallel with the West boundary of said Southeast Quarter of the Southeast Quarter, 600.00 feet;
Thence West 400.00 feet to THE TRUE POINT OF BEGINNING.

AND

The North 600.0 feet of the Southeast Quarter of the Southeast Quarter of Section 10, Township 5 South, Range 15 East of the Boise Meridian, Gooding County, Idaho, EXCEPT the West 250.0 feet.

MICROFILMED
NOV 27 1996

POOR ORIGINAL

RECEIVED

MAY 05 1990

PAGE 3

Civens, Pursley & Huntley

EVER GREEN & LITTLE ROCK RIVER

Mike hope this will help
Lee Peterson

WATER DISTRICT 37 BIG ROCK RIVER DECREE BOOK BELOW MAGIC RES AS OF 02/03/77

RECORD NO	DIVER	REACH	DIVER NAME	DIVER	DIST PRIOR	SI 18	CRIG DECREE TO	PRIORITY DATE	INCHES	CFS	DIVER CFS	CANAL CFS
753 0025	H	NO GOODING	DALE E HARRIS		11-A2	37-0359	C.A. JONES	04-01-1984	21.00	0.46	0.46	0.46
756 0025	H	NO GOODING	DALE E HARRIS		120-A2	37-1164	KATIE JONES	04-20-1907	11.00	0.22	0.60	0.60
757 0025	Z	NO GOODING	DALE E HARRIS		500-AFSU	37-AFSU	AMERICAN FALLS	AFSU-5000	11.10	0.32		
758 0025	H	NO GOODING	DEAN SABALA		43-A2	37-0167	DELTON VANZEGGEL	04-20-1976	01.00	1.60	1.60	2.20
759 0025	H	NO GOODING	DEAN SABALA		500-AFSU	37-AFSU	AMERICAN FALLS	AFSU-5000	21.30	0.10		
760 0025	H	NO GOODING	MRS JUAN URIOJA		11-A1	37-0359	C.A. JONES	04-01-1984	17.30	0.30	0.30	2.62
761 0025	H	NO GOODING	MRS JUAN URIOJA		120-A1	37-1164	KATIE JONES	04-20-1907	11.00	0.22	0.54	2.84
762 0025	Z	NO GOODING	MRS JUAN URIOJA		500-AFSU	37-AFSU	AMERICAN FALLS	AFSU-1000	11.10	0.32		
763 0026	H	ROBERTSON	DOE E. BELLAMY		115-A	37-0501	J.C. ROBERTSON	04-02-1906	163.00	3.20	3.20	7.20
764 0026	Z	ROBERTSON	DOE E. BELLAMY		500-AFSU	37-AFSU	AMERICAN FALLS	AFSU-1000	26.63	0.73		
765 0026	H	ROBERTSON	LARRY CAPPIS		113-A	37-0572	JENNIE ROBERTSON	04-02-1906	160.00	3.20	3.20	6.10
766 0026	Z	ROBERTSON	LARRY CAPPIS		400-AFSU	37-AFSU	AMERICAN FALLS	AFSU-4109	89.30	1.11		
767 0026	H	ROBERTSON	CALTON BROTHERS & RICHARD		114-A	37-0584	JOSEPH V. ROBERTSON	04-02-1906	320.00	6.40	6.40	12.00

"600B RIGHT"



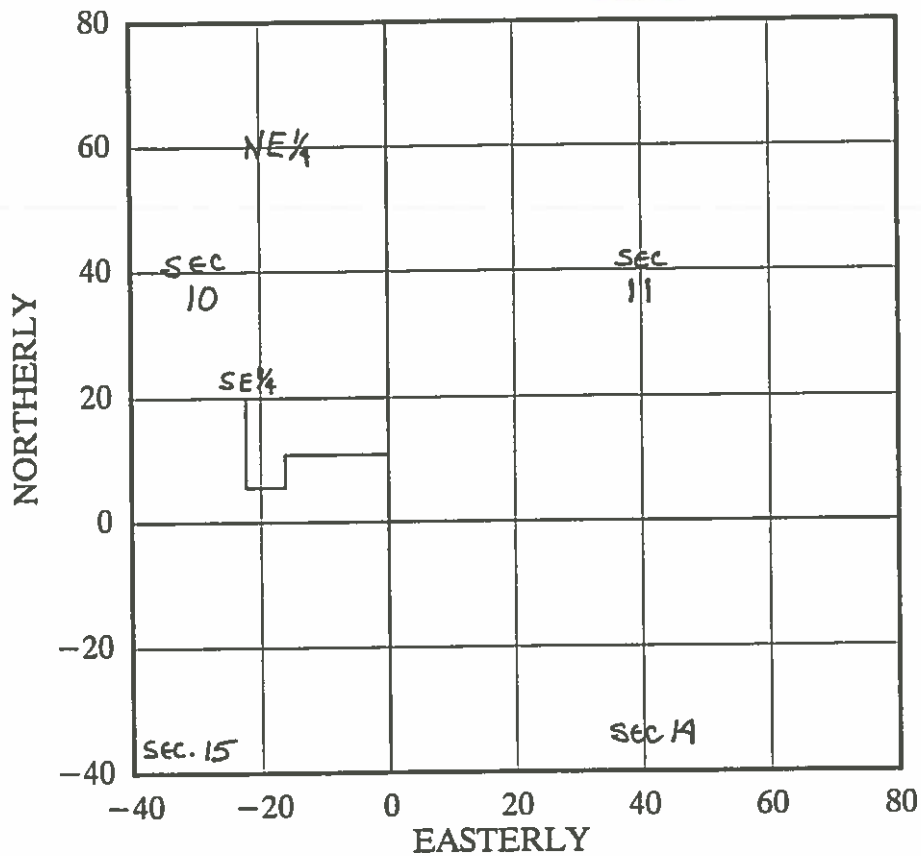
772 0028	H	SAVAGE	JOHNIE PRICOSH		12-A2	37-0350	H.S. SAVAGE	04-27-1924	21.00	0.50	0.50	0.50
773 0028	Z	SAVAGE	JOHNIE PRICOSH		500-AFSU	37-AFSU	AMERICAN FALLS	AFSU-5000	12.50	0.25		
777 0028	H	POORMAN	RUTH						15	0.00	0.00	0.00
730 0027	Z	POORMAN	RUTH						7	0.05		

781 0029	H	POORMAN	HAROLD BROWN		52-A1	37-0288	WALTER GOODING	05-15-1877	10.00	0.20	0.20	0.20
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EXHIBIT A to Water Rights Quisiam Dead

NOV 27 1990
MICROFILMED

PARCEL PLOT - METES & BOUNDS
DISTANCE IS IN CHAINS



T5S

R15E

SEC. 10

"EXCEPTION TRACT"

EXHIBIT A
OF WARRANTY DEED
ARKOOSH & ZIDAN, INC.
TO

IDAHO STATE BANK

ATTACHMENT TO
CHANGE OF OWNERSHIP

ACRES = 23.46

Sc

4-3-95

A37-04404

MICROFILMED
NOV 27 1996

COMMUNICATION DOCUMENTATION

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

April 3, 1995 3:46pm

RE:
QUESTIONS ON OWNERSHIP

THE CLAIMS A37-04276 & A37-07575 WILL REMAIN A SIMPLE NAME
CHANGE IN BOTH CASES.

MICROFILMED
NOV 27 1996



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

FEB 08 1994

Department of Water Resources

DATE OF CLOSING: 5-5-93

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

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

See attached legal description

FEB 11 1994

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

[] Water Right Number(s)
Assigned by IDWR: 37-04404, 37-04276, 37-07575, 37-00599, 37-00600A,
and A37-11114

[] Name and Address of Former Owner/Claimant(s)(Seller): Arkoosh & Zidan, Inc./Bonnie Arkoosh (Claimant)
P.O. Box 93
Gooding, Idaho 83330

[] New Owner/Claimant (Purchaser): West One Bank, Idaho, N.A., successor in interest to
Idaho State Bank

[] New Mailing Address: P.O. Box 8247
101 S. Capitol Boulevard
Boise, Idaho 83733

[] New Telephone Number: (208) 383 - 7435

[] Does the change in ownership result in a splitting of the water right owned/claimed? X yes no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:
37-04404 is to be split per the letter agreement of May 5, 1993

[] Attach proof of ownership, describe proof attached: Warranty Deed
(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

[] Signature of New Owner/Claimant(s): West One Bank, Idaho, N.A. Date _____
[Signature] Date 2-7-94

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

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date 4-3-95 By SCC

Further Action Needed:

SPLIT CLAIMS REVIEW

Further Action Taken

Date 4-6-95 By SCC

Final Review and Data-Entry

Date _____ By _____

Claim Numbers of Split, if any:

A portion of A37-4404 retained by Arkoosh
as described in the letter indicated.

split: A37-04404A ARKOOSH

A37-04404B WEST ONE BANK

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

MICROFILMED

NOV 27 1996

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: A37-04276
Date Received: 8/25/1988
Receipt No: 5002052
Received By: Adm

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BONNIE ARKOOSH 208-934-5014
Address: 2177 EAST 1375 SOUTH
GOODING, ID 83330

AND/OR

Name: MICHAEL ARKOOSH 208-934-8464
Address: P.O. BOX 93
GOODING, ID 83330

2. Date of Priority: DEC 31, 1925

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	15E	11	NW	SW	SE		GOODING

5. Description of diverting works:
WELL, PUMP, STOCK TANKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.040		
DOMESTIC	01/01	12/31	0.080		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/800 RANGE D/2 HOMES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	15E	11	NW	SE		STOCK	
			SW	SE		STOCK	

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
NONE

14. Remarks:
PRIORTIY BASED ON CLAIMANT'S CONV. WITH LOCAL WELL DRILLER.

15. Basis of Claim: STATUTORY CLAIM

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): Michael Arkovak Date: 9/2/88

Date: _____

State of Idaho)
County of Twin Falls) ss.

Subscribed and sworn (or affirmed) before me this 2nd day
of Sept. 19 88

[Signature]
Notary Public

Seal

Residing at Kimberly, ID
My Commission Expires 6/30/92