

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

RIGHT NUMBER: 1-10560

NAME AND ADDRESS: FUTURES OF IDAHO INC
430 W HWY 26
BLACKFOOT ID 83221

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 1.560 CFS

PRIORITY DATE: 04/01/1965

POINT OF
DIVERSION:

T02S R35E S32 SESE Within BINGHAM County
T03S R35E S5 NENW Lot 8 Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/01 10/31	1.560 CFS
PLACE OF USE:	<u>IRRIGATION in BINGHAM County</u>		
	T03S R35E S05 Lot 8 NENW	3.10	T03S R35E S05 SWNW 4.50
	T03S R35E S05 Lot 7 SENW	27.00	T03S R35E S05 Lot 6 NESW 23.00
	T03S R35E S05 NWSW	14.00	T03S R35E S05 Lot 5 SWSW 3.50
	T03S R35E S05 Lot 4 SESW	2.30	

77.4 ACRES TOTAL

Right Nos. 1-10560 and 1-10563 are limited to the irrigation of a combined total of 77.4 acres in a single irrigation season.

This right is limited to the irrigation of 46.8 acres within the place of use described above in a single irrigation season.

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

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

This right is a split from former right 1-4014.

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

In Re SRBA

)

Water Rights: 1-4014 (Split into 1-
10558, 1-10559 & 1-10560)

Case No. 39576

)

)

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following Administrative proceeding:

☐ Address change

☒ Substitution of Party WADSWORTH-JENSEN, WADSWORTH & FUTURES OF
IDAHO INC

☐ I.C. § 42-222 transfer

☐ point of diversion

☐ place of use

☐ period of use

☐ nature of use

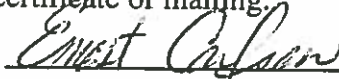
☐ split of water right

☐ change in ownership

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

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

DATED: 4-25-08



Signature of IDWR Representative

PROFILED

SCANNED

APR 24 2008

CERTIFICATE OF MAILING

I certify that on April 25, 2008, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:
Jay Wadsworth
455 W Hwy 39
Blackfoot ID 83221

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
Chris L Jensen Kip Wadsworth Futures of Idaho Inc
Stephanie Jensen Deann Wadsworth 430 W Hwy 25
585 W 75 S 451 W Hwy 39 Blackfoot ID 83221
Blackfoot ID 83221 Blackfoot ID 83221

4. One copy to:

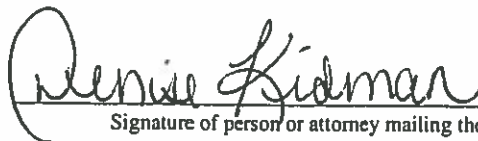
Each party in the subcase, or attorney of record

5. One copy each to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

6. One Copy to:

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724


Signature of person or attorney mailing the form

PROFILED

NOTICE OF COMPLETED ADMINISTRATIVE PROCEEDING
1-4014 (Split into 1-10558, 1-10559 & 1-10560)

SCANNED

APR 24 2008

04/17/2008

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

W.R. NUMBER
1-4014

CLAIM DISPOSITION REASON
Disallowed
Split into: 1-10558, 1-10559 & 1-10560

PROFILED

SCANNED
APR 24 2008

04/17/2008

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

RIGHT NUMBER: 1-10558
NAME AND ADDRESS: CHRIS L JENSEN
585 W 75 S
BLACKFOOT ID 83221

STEPHANIE JENSEN
585 W 75 S
BLACKFOOT ID 83221

SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER
QUANTITY: 0.080 CFS
PRIORITY DATE: 04/01/1965
POINT OF
DIVERSION: T02S R35E S32 SESE Within BINGHAM County
T03S R35E S5 NENW Lot 8 Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.080 CFS

PLACE OF USE: IRRIGATION in BINGHAM County

T03S R35E S05 SWNW 3.90

3.9 ACRES TOTAL

This right is limited to the irrigation of 2.4 acres within the place of use described above in a single irrigation season.

Right Nos. 1-10558 and 1-10561 are limited to the irrigation of a combined total of 3.9 acres in a single irrigation season.

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

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

This right is a split from former right 1-4014 .

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APR 24 2008

04/17/2008

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

RIGHT NUMBER: 1-10559
NAME AND ADDRESS: KIP WADSWORTH
451 W HWY 39
BLACKFOOT ID 83221

DEANN WADSWORTH
451 W HWY 39
BLACKFOOT ID 83221

SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER
QUANTITY: 0.040 CFS
PRIORITY DATE: 04/01/1965
POINT OF
DIVERSION: T02S R35E S32 SESE Within BINGHAM County
T03S R35E S5 NENW Lot 8 Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.040 CFS

PLACE OF USE: IRRIGATION in BINGHAM County
T03S R35E S05 Lot 8 NENW 2.20

2.2 ACRES TOTAL

Right Nos. 1-10559 and 1-10562 are limited to the irrigation of a combined total of 2.2 acres in a single irrigation season.

This right is limited to the irrigation of 1.3 acres within the place of use described above in a single irrigation season.

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

This right is a split from former right 1-4014 .

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

SCANNED

APR 24 2008

PROFILED

04/17/2008

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

RIGHT NUMBER: 1-10560

NAME AND ADDRESS: FUTURES OF IDAHO INC
430 W HWY 26
BLACKFOOT ID 83221

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 1.560 CFS

PRIORITY DATE: 04/01/1965

POINT OF

DIVERSION: T02S R35E S32 SESE Within BINGHAM County
T03S R35E S5 NENW Lot 8 Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/01 10/31	1.560 CFS
PLACE OF USE:	<u>IRRIGATION in BINGHAM County</u>		
	T03S R35E S05 Lot 8 NENW	3.10	T03S R35E S05 SWNW 4.50
	T03S R35E S05 Lot 7 SENW	27.00	T03S R35E S05 Lot 6 NESW 23.00
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77.4 ACRES TOTAL

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This right is limited to the irrigation of 46.8 acres within the place of use described above in a single irrigation season.

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

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EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

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

This right is a split from former right 1-4014 .

SCANNED

APR 24 2008

PROFILED



STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
LAWRENCE G. WASDEN

April 17, 2008

Special Master Terrence Dolan
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

RE: Subcase Nos. 01-4014 & 01-10242 (Wadsworth)

Dear Special Master Dolan:

I am enclosing a *Notice of Completed Administrative Proceeding* ("NCAP") for each of the above-referenced water rights. Attached to the NCAPs are Amended Director's Reports that reflect the three-way splitting of these water rights as discussed during the past status conferences. Water right number 01-4014 has been split into right numbers 01-10558, 01-10559 and 01-10660, and water right number 01-10242 has been split into right numbers 01-10561, 01-10562 and 01-10563. The Amended Director's Reports for the two split rights recommended to Futures of Idaho have been modified from the original recommendations to delete the acreage belonging to the Bureau of Land Management ("BLM") to resolve the BLM's objection to the place of use element of the water rights.

If you should have any questions or comments, please feel free to contact me at 287-4810.

Sincerely,

Andrea L. Courtney
Deputy Attorney General, IDWR

Enclosures

cc: Larry Brown, BLM ✓
Futures of Idaho, Inc. ✓
Jay Wadsworth ✓
Kip & Deann Wadsworth ✓
Chris & Stephanie Jensen ✓

Natural Resources Division - Water Resources Section
P.O. Box 83720 Boise, Idaho 83720-0098
Telephone: (208) 287-4801; Legal FAX: (208) 287-6700

SCANNED

APR 24 2008

FILED



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

EASTERN REGION

April 16, 2008

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

FUTURES OF IDAHO INC
430 W HWY 25
BLACKFOOT ID 83221

RE: Notice of Change of Water Right Ownership (NCO) for
1-4014 (Split into 1-10558, 1-10559 & 1-10560) and 1-10242 (Split into 1-10561,
1-10562 & 1-10563) and Notice of Completed Administrative Proceeding (NCAP)

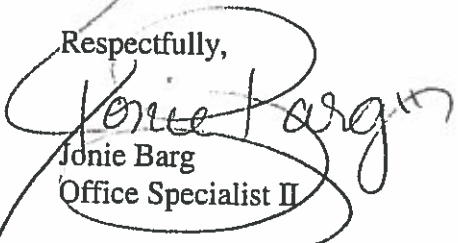
Dear SIR/MADAM:

The Idaho Department of Water Resources (IDWR) received an NCO changing the right holder for a portion of the above referenced water right(s). Based on this NCO, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated with new water right numbers reflecting the division of the water right(s).

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of the water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,


Jonie Barg
Office Specialist II

Enclosure

cc: Jay Wadsworth

PROFILED

SCANNED

APR 24 2008

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

DEV

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 IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
01-4014	ADD	☒			
35-7867	WR	☒			

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts. **\$25-**
- 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 on file with the county Planning and Zoning or Recorder's Office).
- OR**
- D. 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 or equivalent **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) JAY O. WADSWORTH
455 WEST HWY 39, BLACKFOOT, ID 83221

4. New Owner/Claimant(s) FUTURES OF IDAHO, INC.
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address 430 WEST HWY 26

City, State and ZIP Code BLACKFOOT, ID 83221

New Telephone Number (208) 785-6337

RECEIVED
OCT 01 2007

RECEIVED
OCT 04 2007

5. Date you acquired the property

MAY 24, 2007

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

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

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

7. Signature(s) of New Owner(s) or Claimant(s)


PRESIDENT

(title if applicable)

CEO

(title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by JLB
 Received by MWA
 Processed by MWA AJ

Date 10-4-07
 Date 10-4-07
 Date 3/28/08

Receipt Amt. 25.00 + 75.00
 Receipt No. E033454 + E033929
 WR MWA Date 4/16/2008

Accom

WARRANTY DEED

For Value Received, FUTURES OF IDAHO, INC. Hereinafter called the grantor,
Hereby grants, bargains, sells, and conveys unto FUTURES OF IDAHO, INC.
Whose current address is: 430 WEST HWY 30, BLACKFOOT, IDAHO 83221

Hereinafter called the Grantee, the following described premises,
situate in BINGHAM, County, Idaho, to-wit:

SEE ATTACHED EXHIBIT A LEGAL DESCRIPTION

Instrument # 588775

BINGHAM COUNTY

2007-12-11

11:13:44 No. of Pages: 6

Recorded for: FIRST AMERICAN TITLE COMPANY

SARA J. STAUB

Fee: 18.00

Ex-Officio Recorder Deputy

KB

Dated: 12/10/07

SUBJECT to all easements, right of ways, covenants, restrictions, reservations,
applicable building and zoning ordinances and use regulations and restrictions of
recorded, and payment of accruing present year taxes and assessments as agreed to by
parties above.

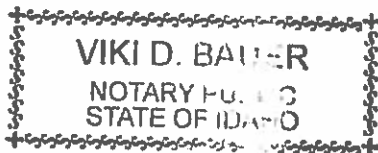
TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said
Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor do
hereby covenant to and with the said Grantee, that the Grantor is the owner in fee
simple of said premises; that said premises are free from all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


Blane A. Robbins
President
Futures of Idaho, Inc.

ACKNOWLEDGEMENT/CORPORATE

STATE OF Idaho)
COUNTY OF Bingham)
SS.

On this 10th day of December, 2007, before me, a Notary Public in and
for said State, Personally appeared Blane A. Robbins, known or
identified to me, to be the President, of the Corporation that executed
the instrument or the person who executed the instrument on behalf of
said Corporation, and acknowledge to me that such Corporation executed
the same.



Viki D Bauer
Notary Public of Idaho
Residing at: Blackfoot, Id
Commission Expires: 3/29/08

incorrect

EXHIBIT "A"

*from
my deed*

PARCEL 1:

BEGINNING AT A POINT NORTH 1°42' WEST ALONG THE SECTION LINE 14.52 CHAINS FROM THE SW CORNER OF SECTION 5, TOWNSHIP 3 SOUTH, RANGE 35 E., B.M., BINGHAM COUNTY, IDAHO; AND RUNNING THENCE NORTH 1°42' WEST ALONG THE SECTION LINE 7.89 CHAINS;
THENCE, NORTH 47°33' EAST 6.67 CHAINS;
THENCE, NORTH 38°40' EAST 3.84 CHAINS;
THENCE, NORTH 22°18' EAST 4.22 CHAINS;
THENCE, NORTH 42°48' EAST 7.36 CHAINS;
THENCE, NORTH 2.80 CHAINS;
THENCE, NORTH 39°48' WEST 1.56 CHAINS;
THENCE, NORTH 58°24' WEST 6.11 CHAINS;
THENCE, NORTH 1°35' WEST 3.60 CHAINS;
THENCE, NORTH 51°08' EAST 13.23 CHAINS;
THENCE, NORTH 75°04' EAST 3.10 CHAINS;
THENCE, NORTH 50°03' EAST 10.44 CHAINS;
THENCE, NORTH 46°15' EAST 8.47 CHAINS;
THENCE, SOUTH 1°13' EAST 8.26 CHAINS;
THENCE, SOUTH 7°44' EAST 9.99 CHAINS;
THENCE, SOUTH 1°13' EAST 27.90 CHAINS;
THENCE, SOUTH 25°30' WEST 12.40 CHAINS;
THENCE, SOUTH 87°17' WEST 5.90 CHAINS;
THENCE, NORTH 78°41' WEST 11.22 CHAINS;
THENCE, SOUTH 88°34' WEST 8.00 CHAINS;
THENCE, SOUTH 75°49' WEST 6.90 CHAINS TO THE POINT OF BEGINNING •
EXCEPTING THEREFROM: COMMENCING AT THE WESTERLY MEANDER CORNER ALONG THE MAIN CHANNEL OF THE SNAKE RIVER BETWEEN SECTION 32, TOWNSHIP 2 SOUTH, RANGE 35 E., B.M., AND SECTION 5, TOWNSHIP 3 SOUTH, RANGE 35 E., B.M.;
THENCE, SOUTH 71°46'22" WEST 1537.69 FEET;
THENCE, SOUTH 51°32'43" WEST 1619.24 FEET;
THENCE, NORTH 87°37'17" WEST 63.30 FEET TO THE TRUE POINT OF BEGINNING;
THENCE, NORTH 87°37'17" WEST 103.07 FEET TO A POINT ON THE EASTERLY BANK OF THE SECONDARY CHANNEL;
THENCE, TRAVERSING SAID CHANNEL, SOUTH 41°22'44" WEST 597.08 FEET;
THENCE, SOUTH 46°11'06" WEST 365.52 FEET;
THENCE, SOUTH 49°35'37" EAST 461.77 FEET;
THENCE, SOUTH 30°28'32" EAST 491.94 FEET;
THENCE, LEAVING SAID CHANNEL NORTH 10°33'14" WEST 862.42 FEET;
THENCE, NORTH 29°04'43" EAST 654.76 FEET TO THE TRUE POINT OF BEGINNING.

PARCEL 2:

BEGINNING AT THE SOUTHWEST CORNER OF SECTION 5, TOWNSHIP 3 SOUTH, RANGE 35 EAST OF THE BOISE MERIDIAN, BINGHAM COUNTY, IDAHO, AND RUNNING THENCE NORTH 1°42' WEST ALONG THE SECTION LINE 14.52 CHAINS;
THENCE, NORTH 75°49' EAST 6.90 CHAINS;
THENCE, NORTH 88°34' EAST 8.0 CHAINS;
THENCE, SOUTH 78°41' EAST 11.22 CHAINS;
THENCE, NORTH 87°17' EAST 5.90 CHAINS;
THENCE, SOUTH 25°30' WEST 6.35 CHAINS;
THENCE, SOUTH 44°17' WEST 7.36 CHAINS;
THENCE, SOUTH 63°38' WEST 7.83 CHAINS;
THENCE, WEST 16.28 CHAINS TO THE POINT OF BEGINNING.

NOW TO BE KNOWN AS:

Wood

HARPER - LEAVITT ENGINEERING, INC.

CIVIL & TRANSPORTATION ENGINEERING, MATERIALS TESTING & LAND SURVEYING

FOR: FUTURES OF IDAHO
JOB NO: 07-099
DATE: 10-29-07
BY: DDR
Page 1 of 2

ISLAND BOUNDARY

Part of Section 5 Township 3 South Range 35 East B.M. Bingham County, Idaho described as:

Beginning at the SW corner of Section 5; thence N 00°01'26" W 409.86' feet along the West line of Section 5 to a 1957 B.L.M. Meander corner Brass cap; thence N 02°02'26" W 1080.78' feet continuing along the West line of Section 5 to a point on the Southerly Bank of a Secondary Chancel of the Snake River; thence along said bank the following (11) Eleven Courses; thence (1) N 51°38'43" E 391.41' feet; thence (2) N 40°13'49" E 201.43' feet; thence (3) N 47°18'00" E 30.76' feet; thence (4) N 27°39'08" E 137.40' feet; thence (5) N 24°53'01" E 96.47' feet; thence (6) N 30°27'31" E 115.21' feet; thence (7) N 46°12'41" E 154.98' feet; thence (8) N 31°27'40" E 155.02' feet; thence (9) N 28°32'05" E 181.16' feet; thence (10) N 09°53'05" E 228.60' feet; thence (11) N 75°22'08" W 188.05' feet to an existing fence line; thence N 04°00'08" E 117.73' feet along said fence line; thence N 02°05'37" E 164.96' feet along said fence; thence S 83°24'01" E 200.61' feet to a point on the Westerly Right of Way of an existing roadway; thence along the Westerly Right of Way of an existing roadway the following (7) Seven Courses (1) N 04°40'04" E 204.28' feet to the P.C. of a curve to the Right; thence (2) Northeasterly 153.77' feet along said curve with the following curve data Delta 37°50'48", Radius 232.79' feet, Chord Bearing N 23°35'29" E 150.99' feet; thence (3) N 42°30'53" E 482.03' feet to the P.C. of a curve to the Right; thence (4) Northeasterly 185.14' feet along a curve to the Right with the following curve data Delta 12°07'23", Radius 875.00' feet, Chord Bearing N 48°34'34" E 184.80' feet; thence (5) N 54°38'16" E 105.26' feet; thence (6) N 52°10'22" E 65.63' feet; thence (7) N 44°17'26" E 108.42' feet to the SW corner of lands as described in court case CV-06-49; thence N 75°59'46" E 135.33' feet along the South line of said lands; thence S 88°30'07" E 452.80' feet continuing along said South line to a point on the Meander line; thence S 07°01'13" E 630.06' feet to Angle point No. 4; thence S 10°50'21" W 105.02' feet along said Meander line to a point on the Westerly Bank of the Snake River; thence along said Bank the following (11) Eleven courses; thence (1) S 04°27'36" W 46.87' feet; thence (2) S 33°11'22" E 24.00' feet; thence (3) S 01°59'45" E 36.87' feet; thence (4) S 30°47'46" W 38.13' feet; thence (5) S 07°54'48" E 90.47' feet; thence (6)

HARPER - LEAVITT ENGINEERING, INC.

CIVIL & TRANSPORTATION ENGINEERING, MATERIALS TESTING & LAND SURVEYING

FOR: FUTURES OF IDAHO

JOB NO: 07-099

DATE: 10-29-07

BY: DDR

Page 1 of 2

S 00°55'45" E 40.14' feet; thence (7)S 06°22'47" W 518.95' feet; thence (8)S 31°56'33" W 61.62 Feet; thence (9)S 27°34'22" E 167.14' feet; thence (10)S 34°18'57" E 56.20' feet; thence (11) S 74°51'49" E 6.77' feet to a point on the Meander line; thence S 00°30'06" E 710.55' feet to a 1957 B.L.M. Brass cap marking Angle point 5; thence S 24°26'21" W 925.06' feet to a 2000 B.L.M. Witness corner; thence S 24°38'37" W 25.09' feet continuing along said Meander line to a point on the Westerly Bank of the Snake River; thence along said Bank the following (13) Thirteen courses; thence (1)S 69°11'34" W 90.52' feet; thence (2)S 61°46'02" W 172.98' feet; thence (3)S 43°45'02" W 40.47' feet; thence (4)S 24°18'40" W 142.13' feet; thence (5) S 22°32'02" W 95.65' feet; thence (6)N 76°16'21" W 34.44' feet; thence (7)N 72°44'48" W 23.45' feet; thence (8)S 84°01'15" W 107.53' feet; thence (9)S 49°56'24" W 128.42' feet; thence (10)S 50°02'49" W 180.23' feet; thence (11)S 54°29'27" W 151.81' feet; thence (12) S 42°25'00" W 182.85' feet; thence (13)S 33°09'39" W 61.16' feet to a point on the South line of Section 5; thence S 89°54'51" W 932.79' feet along the South line of Section 5 to the POINT OF BEGINNING.

Parcel contains 151.86 Acres more or less

ALONG WITH THE FOLLOWING EASEMENT

HARPER - LEAVITT ENGINEERING, INC.

CIVIL & TRANSPORTATION ENGINEERING, MATERIALS TESTING & LAND SURVEYING

Date: 11-08-2007
For: Futures of Idaho
Job #: 07-099
By: BHB

Jensen Parcel 60' Ingress-Egress Easement

A 60' Ingress-Egress Easement located in the North ½ of Section 5 Township 3 South Range 35 East B.M.

Being 30' feet both sides of the following described centerline:

Commencing at the NW corner of Section 5; thence S 01°34'33" W 2099.84' feet along the Section line; thence S 88°25'27" E 1029.11' feet to the centerline of an existing gravel road, and the POINT OF BEGINNING. Thence N 04°40'04" E 204.01' feet to the P.C. of a curve to the Right; thence Northeasterly 131.53' feet along said curve (curve data Delta...37°50'48", Radius...202.79' feet, Chord Bearing...N 23°35'29" E 131.53' feet); thence N 42°30'53" E 482.03' feet to the P.C. of a curve to the Right; thence Northeasterly 178.46' feet along said curve (curve data Delta...12°07'23", Radius...845.00' feet, Chord Bearing...N 48°34'34" E 178.46' feet); thence N 54°38'16" E 105.90' feet; thence N 52°10'22" E 1215.33' feet to the P.C. of a curve to the Left; thence Northwesterly 52.14' feet along said curve (curve data Delta...62°51'28", Radius...50.00' feet, Chord Bearing...N 20°44'38" E 52.14' feet); thence N 10°41'06" W 435.39' feet more or less to a point on the Southerly Right of Way line of U.S. Highway 39 and the POINT OF TERMINUS of said centerline.

Jensen easement thru FUTURES + KIP PROP

EXCEPTING THEREFROM THE FOLLOWING:

The following described premises situated in Bingham County, Idaho, to-wit:

Part of Section 5 Township 3 South Range 35 East B.M. Bingham County, Idaho described as:

Beginning at a point that is S 89°37'55" E, 2641.75 feet along the North line of said Section 5 to the North Quarter corner and S 89°40'12" E, 256.05 feet to a meander corner on said North line of said Section 5 and S 67°01'48" W, 409.20 feet and S 40°15'48" W, 390.06 feet and S 00°39'47" E, 84.50 feet to the right bank of a secondary channel of the Snake River to the TRUE POINT OF BEGINNING, all from the Northwest corner of said Section 5, and running thence S 00°22'30" E, 84.50 feet to a Witness Corner Brass Cap; thence continuing S 00°22'30" E, 428.97 feet to an angle point meander corner; thence S 06°59'15" E, 30.40 feet; thence N 88°20'54" W, 452.80 feet; thence S 76°08'59" W, 135.33 feet; thence upstream on the left (easterly) bank of a secondary channel to the Snake River the next four (4) calls: N 45°45'33" E, 158.46 feet; thence N 30°26'16" E, 180.93 feet; thence N 52°16'50" E, 270.61 feet; thence N 50°18'46" E, 204.94 feet to the POINT OF BEGINNING.

Parcel contains 3.77 acres, more or less, and is subject to and together With the following described ingress-egress easement which is 25 feet each side of the following described centerline. Parcel also subject to any meanderings of record to the secondary channel:

Part of Section 5 Township 3 South Range 35 East B.M. Bingham County, Idaho, described as follows:

Beginning at a point that is S 89°37'55" E, 2478.20m feet along the North line of said Section 5 to the TRUE POINT OF BEGINNING, all from the Northwest corner of said Section 5, and running thence S 10°19'33" E, 172.05 feet to the center of the North side of a bridge; thence S 09°06'44" E, 64.38 feet to the center of the South side of a bridge; thence S 09°44'22" E, 267.99 feet; thence S 52°25'59" W, 1013.85 feet more or less to the South line of the above described property, the terminus of each side of said easement is to intersect the south line of said above described property. Said easement subject to the right-of-way of State Highway 39.

Subject to reservations in U.S. Patent, existing and recorded Easements, and zoning and building ordinances.

MAR 20 STATUS CONF

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
168 West Pacific/P.O. Box 868
Blackfoot, ID 83221

Instrument # 581185

BINGHAM COUNTY
2007-05-25 03:51:00 No. of Pages: 4
Recorded for : FIRST AMERICAN TITLE COMPANY
SARA J. STAUB Fee: 12.00
Ex-Officio Recorder Deputy *[Signature]*



Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **207765-B (Id)**

Date: **May 24, 2007**

For Value Received, **Jay O. Wadsworth and Jean R. Wadsworth, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Futures of Idaho, Inc.**, hereinafter called the Grantee, whose current address is **431 West 100 North, Blackfoot, ID 83221**, the following described premises, situated in **Bingham County, Idaho**, to-wit:



Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its 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.

Date: 05/23/2007

Warranty Deed
- continued

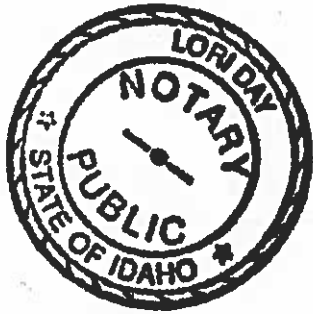
File No.: 207765-B (Id)

Jay O Wadsworth
Jay O Wadsworth

Jean R. Wadsworth
Jean R Wadsworth

STATE OF Idaho)
COUNTY OF Bingham)
SS.

On this **Twenty-fourth day of May, 2007**, before me, a Notary Public in and for said State, personally appeared **Jay O Wadsworth and Jean R Wadsworth**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



[Signature]
Notary Public for the State of Idaho
Residing at: Blackfoot, Idaho
My Commission Expires: 10/21/2009

EXHIBIT A**PARCEL 1:**

BEGINNING AT A POINT NORTH 1°42' WEST ALONG THE SECTION LINE 14.52 CHAINS FROM THE SW CORNER OF SECTION 5, TOWNSHIP 3 SOUTH, RANGE 35 E., B.M., BINGHAM COUNTY, IDAHO; AND RUNNING THENCE NORTH 1°42' WEST ALONG THE SECTION LINE 7.89 CHAINS;

THENCE, NORTH 47°33' EAST 6.67 CHAINS; ✓

THENCE, NORTH 38°40' EAST 3.84 CHAINS; ✓

THENCE, NORTH 22°18' EAST 4.22 CHAINS; ✓

THENCE, NORTH 42°48' EAST 7.36 CHAINS; ✓

THENCE, NORTH 2.80 CHAINS; ✓

THENCE, NORTH 39°48' WEST 1.56 CHAINS; ✓

THENCE, NORTH 58°24' WEST 6.11 CHAINS; ✓

THENCE, NORTH 1°35' WEST 3.60 CHAINS; ✓

THENCE, NORTH 51°08' EAST 13.23 CHAINS; ✓

THENCE, NORTH 75°04' EAST 3.10 CHAINS; ✓

THENCE, NORTH 50°03' EAST 10.44 CHAINS; ✓

THENCE, NORTH 46°15' EAST 8.47 CHAINS; ✓

THENCE, SOUTH 1°13' EAST 8.26 CHAINS; ✓

THENCE, SOUTH 7°44' EAST 9.99 CHAINS; ✓

THENCE, SOUTH 1°13' EAST 27.90 CHAINS; ✓

THENCE, SOUTH 25°30' WEST 12.40 CHAINS; ✓

THENCE, SOUTH 87°17' WEST 5.90 CHAINS; ✓

THENCE, NORTH 78°41' WEST 11.22 CHAINS; ✓

THENCE, SOUTH 88°34' WEST 8.00 CHAINS; ✓

THENCE, SOUTH 75°49' WEST 6.90 CHAINS TO THE POINT OF BEGINNING. ✓

EXCEPTING THEREFROM: COMMENCING AT THE WESTERLY MEANDER CORNER ALONG THE MAIN CHANNEL OF THE SNAKE RIVER BETWEEN SECTION 32, TOWNSHIP 2 SOUTH, RANGE 35 E., B.M., AND SECTION 5, TOWNSHIP 3 SOUTH, RANGE 35 E., B.M.;

THENCE, SOUTH 71°46'22" WEST 1537.69 FEET; ✓

THENCE, SOUTH 51°32'43" WEST 1619.24 FEET; ✓

THENCE, NORTH 87°37'17" WEST 63.30 FEET TO THE TRUE POINT OF BEGINNING; ✓

THENCE, NORTH 87°37'17" WEST 103.07 FEET TO A POINT ON THE EASTERLY BANK OF THE SECONDARY CHANNEL; ✓

THENCE, TRAVERSING SAID CHANNEL, SOUTH 41°22'44" WEST 597.08 FEET; ✓

THENCE, SOUTH 46°11'06" WEST 365.52 FEET; ✓

THENCE, SOUTH 49°35'37" EAST 461.77 FEET; ✓

THENCE, SOUTH 30°28'32" EAST 491.94 FEET; ✓

THENCE, LEAVING SAID CHANNEL NORTH 10°33'14" WEST 862.42 FEET; ✓

THENCE, NORTH 29°04'43" EAST 654.76 FEET TO THE TRUE POINT OF BEGINNING.

PARCEL 2:

Date: 05/23/2007

Warranty Deed
- continued

File No.: 207765-B (Id)

BEGINNING AT THE SOUTHWEST CORNER OF SECTION 5, TOWNSHIP 3 SOUTH, RANGE 35
EAST OF THE BOISE MERIDIAN, BINGHAM COUNTY, IDAHO, AND RUNNING THENCE NORTH
1°42' WEST ALONG THE SECTION LINE 14.52 CHAINS; ✓
THENCE, NORTH 75°49' EAST 6.90 CHAINS; ✓
THENCE, NORTH 88°34' EAST 8.0 CHAINS; ✓
THENCE, SOUTH 78°41' EAST 11.22 CHAINS; ✓
THENCE, NORTH 87°17' EAST 5.90 CHAINS; ✓
THENCE, SOUTH 25°30' WEST 6.35 CHAINS; ✓
THENCE, SOUTH 44°17' WEST 7.36 CHAINS; ✓
THENCE, SOUTH 63°38' WEST 7.83 CHAINS; ✓
THENCE, WEST 16.28 CHAINS TO THE POINT OF BEGINNING.

Instrument # 581185

BINGHAM COUNTY

2007-05-25

03:51:00 No. of Pages: 4

Recorded for : FIRST AMERICAN TITLE COMPANY

SARA J. STAUB

Fee: 12.00

Ex-Officio Recorder Deputy *ds*