

01/31/2006

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

RIGHT NUMBER: 22-171A

NAME AND ADDRESS: THOMASON FARMS INC
7276 W 3200 S
REXBURG ID 83440

SOURCE: SOUTH LEIGH CREEK

TRIBUTARY: TETON RIVER

QUANTITY: 2.250 CFS

PRIORITY DATE: 06/01/1898

POINT OF DIVERSION:
T06N R45E S33 NWSWSE Within TETON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	2.250 CFS

PLACE OF USE: IRRIGATION Within TETON County

T06N R45E S31 Lot 2 SWNW	37.00	T06N R45E S31	SENW	38.00
T06N R45E S31 Lot 3 NWSW	39.00			

114 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed
DELIVERY THROUGH THE BLACK DITCH.

FOI

December 8, 2006

THOMASON FARMS INC
PMB 2-8
2820 S 25TH E
IDAHO FALLS ID 83404

RE: CHANGE OF ADDRESS FOR 22-11857, 22-12302, 22-12304,
22-12305, 22-171A, 35-2460B, 35-7155, 35-7156

Dear Claimant:

It has come to our attention that your address may have recently changed. The address currently recorded on the above referenced water right(s) is as follows:

THOMASON FARMS INC
7276 W 3200 S
REXBURG ID 83440

We recommend if, in fact, the address in question has been changed, you file a "Change in Address" with this department in order that we may send all further correspondence to the appropriate address.

Enclosed is a Change in Address form. Please fill out the form completely, sign and date it and return it to my attention.

If you have any questions regarding this matter, please call 525-7161.

Respectfully submitted,

Katy Jackson
Office Specialist 1

Enclosure(s)

First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

RETURN TO SENDER

U.S.P.S. Form 3547

fee due 75 ¢

U.S. POSTAL SERVICE
FORM 3547

First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

RETURN TO SENDER

U.S.P.S. Form 3547

fee due 75 ¢

U.S. POSTAL SERVICE
FORM 3547

DEPARTMENT OF WATER RESOURCES
EASTERN DISTRICT OFFICE
900 N. SKYLINE DR.
IDAHO FALLS, IDAHO 83402

ADDRESS SERVICE
REQUESTED

THOMASON FARMS INC
7276 W 3200 S
REXBURG ID 83440

THOM276 834402023 1706 10 11/30/06
THOMASON
PMB 2-8
2820 S 25TH E
IDAHO FALLS ID 83404-6509

1861
8992
6093
00630
NOV 28 2006
MAILED FROM ZIP CODE 83400
PRIMEY BOWE
P8352390

22-11857
22-12302
22-12304
22-12305
22-1711A
35-2460B
35-7155
35-7156



State of Idaho

Department of Water Resources

Eastern Region

WATER

SCANNED
MAY 13 2005



Water Right(s): 22-171A

Point(s) of Diversion:

T6N, R45E

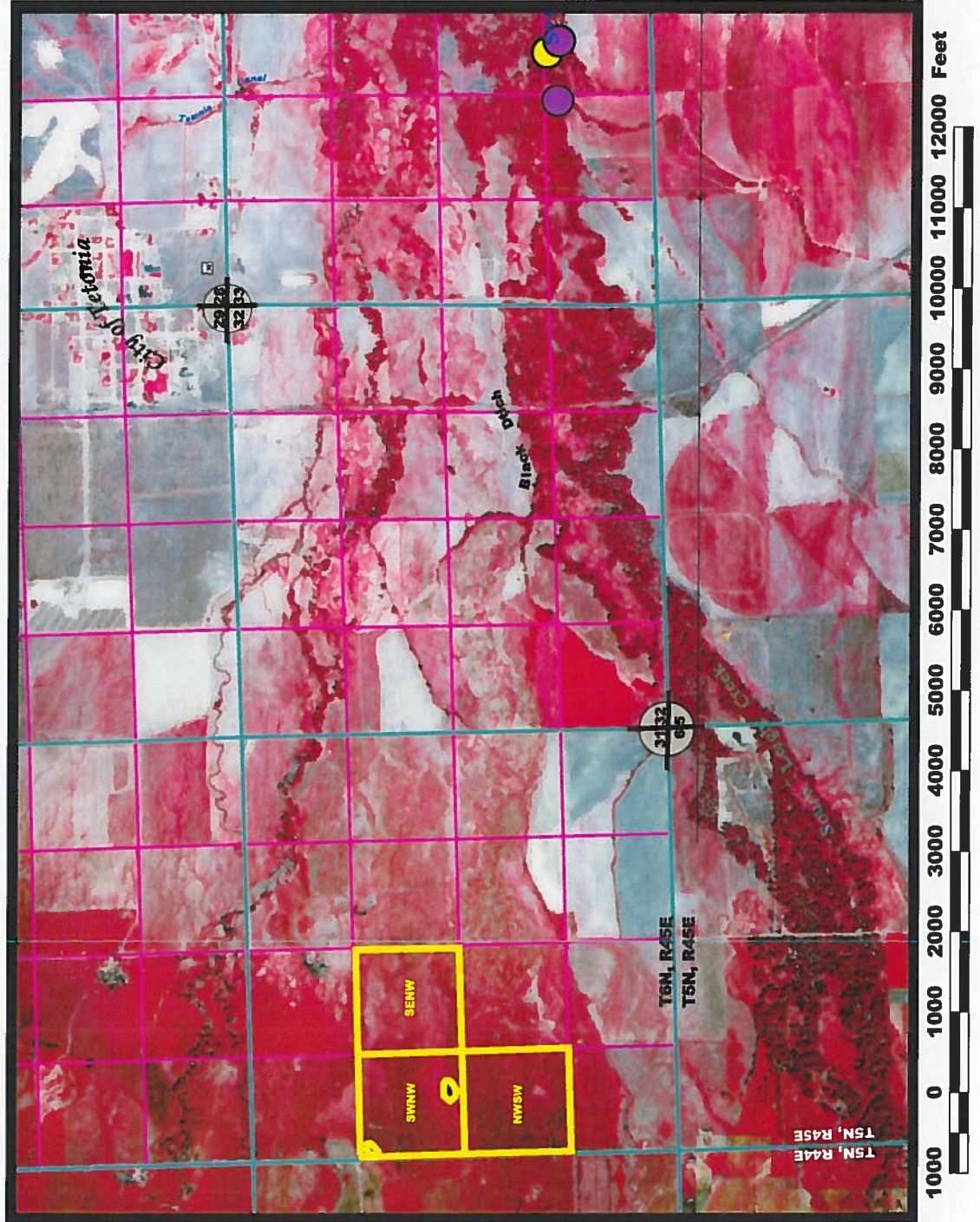
Sec. 34 NWSWSE

Place of Use: (part of)

T6N, R45E

Sec. 31 S2NW, NWSW

Delivery through the Black Ditch



LEGEND



Point of Diversion



SESE Place of Use



Section



Quarter-Quarter

GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: A. Ruberry
Date: December 2004



Claim no. _____

Claimant Contact Log

Date _____ Remarks _____ Agent initials _____

Split History

22-171

1140 ac., 3.0 cfs

A 120 ac., 2.25 cfs

B 40 ac., 0.75 cfs

Q at 0.01875 cfs/ac.

Changing previous recommendation. Reducing quantity to 2.25 cfs, concentrating the full split onto the 114 ac.

KM

22-11051
22-12302
22-12304
22-12305
22-171A

ADDRESS SERVICE
REQUESTED

DEPARTMENT OF WATER RESOURCES
EASTERN DISTRICT OFFICE
920 N. SKYLINE DR.
IDAHO FALLS, IDAHO 83402

First Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

U.S. POSTAL SERVICE
PS FORM 3547

RETURN TO SENDER

fee due 70¢

This information provided by
COMPUTERIZED FORWARDING
1750 FLANDRO DR
POCATELLO ID 83202-1970

First Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

U.S. POSTAL SERVICE
PS FORM 3547

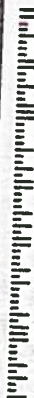
RETURN TO SENDER

fee due 70¢

This information provided by
COMPUTERIZED FORWARDING
1750 FLANDRO DR
POCATELLO ID 83202-1970

THOMASON FARMS INC
7276 W 3200 S
REXBURG ID 83440

THOM276 834402010 1904 07 06/06/05
THOMASON
2820 S 25TH E
IDAHO FALLS ID 83404-6509
FORM 3547



PROFILE

SCANNED
JUN 15 2005

Contacts Data Entry Form

Claim Number: _____

Owner Type	Full Name	Address	City	State	Zip
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Current Owner: Thomason Farms Inc. Phone No.: _____

Current Owner: _____ Phone No.: _____

Current Owner: _____ Phone No.: _____

Name connector: and _____, or _____, and/or _____.

Representing Attorney: _____ Phone No.: _____

Accompanied By: _____ Phone No.: _____

Relationship to Claimant: _____ Date of Field Exam: _____

Discussion of right origin and split history. Questions and problems.

DECREED LINDOR ROXBURG VS TETON, 1910, AS: #169 TO
 J.A. BLACK, 6/1/1898, SO. LARK Ck, 150" (3° cfs)
 SPLIT ON A SIDE TO A AND B AS:

22-171A, Thomason Farms, 2.40 cfs on 120 ac

22-171B, Breckenridge Bros. 0.76 cfs on 38 ac

3.16 158 ac

OBVIOUSLY OVERCLAIMED BY
 0.16 cfs on 8 ac.Recommendations of Acres

22-171A - 1142 Q ACCORDINGLY 2.30 cfs

22-171B - 352 Q " 0.70 cfs

1492 ← CHECKS OK → 3.00 cfs

Derece was for 1160 ac. w/ 150 inches of water, or 0.01875 cfs/ac.

Reviewer: _____ Date: _____

PROFILED

SCANNED
 MAY 13 2005

Priority Date Data Entry Form

Claim Number: _____

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: 6/01/1898 Claimed Basis: Decrees

Recommended Priority Date: _____ Recommended Basis: _____

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

Matches Decrees

Reviewer: _____

PROFILED

Date: SCANNED

MAY 13 2005

Water Right No(s). _____

GPS DATA:

Tag # ADP 13851 Location: headgate

Diversion Data:

Source: South Leigh Trib to: Teton River

MOTOR

Make: _____ Model: _____ Hp: _____
SN: _____

PUMP

Make: _____ Model: _____ Disch: _____
SN: _____

NOTES:

DELIVERY thru Beach Ditch Remark

Field Exam Date: _____ Agent: _____

PROFILE

SCANNED
MAY 13 2005

Point of Diversion and Source Data Entry Form

Claim Number: _____

Water Right Point(s) of diversion and Source.

Water Right Point of Diversion: T _____, R _____, Sec. _____, _____, _____, _____, County: _____

Source: _____ Tributary to: _____

Water Right Point of Diversion: T _____, R _____, Sec. _____, _____, _____, _____, County: _____

Source: _____ Tributary to: _____

Claimed Point(s) of Diversion and Source.

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source	Tributary to

Recommended Point(s) of Diversion and Source.

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source	Tributary to

Other rights from this POD? _____

Transfers Pending or approved: _____

Document how the POD and Source were verified:

DD
7/15/04
50 LORCH

The POD is a ways from POD

The water is flumed across Breckenridges ditch from Spring Creek and is brought west in a series of ditches.

When the water is used east of this ground it provides waste water and brings up the sub to help irrigate this ground.

Reviewer: _____ Date: _____

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SCANNED
MAY 13 2005

Place Of Use Data Entry Form

Claim Number: _____

Claimed Place Of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total acres _____

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total acres _____

Pending or approved Transfers: _____

Overlapping rights: _____

Document how the POU was verified:

DD

7/15/04

As the waste water fills up the barrow pit along the road the claimant uses culvert under the county road and checks in the barrow pit to build up the emb.

There are a few high spots but they aren't hills and this is all pasture so I didn't mark out those few spots.

Reviewer: _____ Date: _____

SCANNED

MAY 13 2005

PROFILED

Claim Number: _____

Water Use	Start	End	Rate	Volume
-----------	-------	-----	------	--------

Water Use	Start	End	Rate	Volume
-----------	-------	-----	------	--------

Three sets of empty musical staves, each consisting of a single line with four vertical tick marks, for practice.

Water Use	Start	End	Rate	Volume
-----------	-------	-----	------	--------

Document how the Period of Use and/or Diversion Rate were verified:

This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There is no handwriting or other markings on the paper.

Date: _____



Black Ditch out of South Leigh
GPS TAG # A0013851 ON HODGATE

SCANNED
MAY 13 2005

PROFILED

147 Hatch, Mary E.; July 15, 1896; Trail Creek	40
148 Cherry, Thomas; July 30, 1896; Trail Creek	80
149 Sinclair, Jesse; Aug. 13, 1896; Trail Creek	160
151 Lindsey, William; Apr. 1, 1897; South Leigh Creek...	160
153 Williams, Charles; May 15, 1897; South Leigh Creek...	60
154 Parker, B. F.; June 1, 1897; Fox Creek	120
154 Pendleton, Abraham; June 1, 1897; North Leigh Creek	80
154 Penfold, Algeroy; June 1, 1897; Fox Creek	100
154 Penfold, Farley; June 1, 1897; Fox Creek	100
154 Larsen, A. C.; June 1, 1897; Darby Creek	20
154 Thompson & Egbert; June 1, 1897; North Leigh Creek	70
154 Smith, D. G. S.; June 1, 1897; South Leigh Creek	120
154 Vail, W. C.; June 1, 1897; Fox Creek	120
154 Vail, W. C.; June 1, 1897; Fox Creek	100
154 Naterman, L. C.; June 1, 1897; South Leigh Creek	120
154 Hopkins, D. H.; June 1, 1897; South Leigh Creek	60
154 Wyoming & Darby Bench Canal Co., Ltd.; June 1, 1897;	
Darby Creek	1,380
154 Zimmerman, Zuel; June 1, 1897; South Leigh Creek	30
154 Little, George A.; June 1, 1897; North Leigh Creek	120
154 Little, George E.; June 1, 1897; South Leigh Creek	80
154 Moffat, Andrew; June 1, 1897; South Leigh Creek and	
Swamps	140
154 Perry, Jeremiah C.; June 1, 1897; North Leigh	80
154 Roneche, Jacob; June 1, 1897; North Leigh Creek	90
154 Henrie, John; June 1, 1897; North Leigh Creek	150
154 Henrie, Joseph O.; June 1, 1897; South Leigh Creek	120
154 Hill, Albert; June 1, 1897; Darby Creek	75
154 Guff, Joseph; June 1, 1897; South Leigh and Swamps	40
154 Cluff, Charles; June 1, 1897; Fox Creek	10
154 Davidson, J. H.; June 1, 1897; South Leigh Creek	80
154 Crandall, H. L.; June 1, 1897; Darby Creek	20
154 Cannon, Harry L.; June 1, 1897; Darby Creek	100
154 Bush, Geo. W.; June 1, 1897; Darby Creek	20
154 Bowles, William; June 1, 1897; Trail Creek	160
154 Edwards, Andrew; June 1, 1897; Trail Creek	50
154 Allen, Isaac T.; June 1, 1897; Cherry Creek; all of the	
water of Cherry Creek Springs	50
154 Guyman, Edward; June 10, 1897; South Leigh Creek	120
156 Porter, John; June 15, 1897; Trail Creek	75
156 Moffat, Mary; June 15, 1897; Leigh Creek	80
156 McCracken, John; June 15, 1897; South Leigh Creek	160
156 McCracken, James; June 15, 1897; South Leigh Creek	156
156 Van Leuven, William; June 15, 1897; South Leigh Creek	160
157 Henrie, James D.; June 20, 1897; Leigh Creek	130
159 Homer, Willard G.; June 24, 1897; South Leigh Creek	160
162 Jones, Joshua; Oct. 28, 1897; Trail Creek	100
163 Clark & Houghton; Apr. 1, 1898; Teton River	200
163 Good Luck Canal Co.; Apr. 1, 1898; Teton River	1,300
163 Hill Ditch Co.; Apr. 1, 1898; Teton River	600
163 Rowe, Reuben H., and Morris McCormick; Apr. 1, 1898;	
Teton River. (Through McCormick & Rowe Ditch.)	
163 Rickes, Wallace; Apr. 1, 1898; North Leigh Creek	430
163 Rexburg Irrigation Co.; Apr. 1, 1898; Teton River	40
163 Pioneer Ditch Co.; Apr. 1, 1898; Teton River	8,500
163 Pincock Byington Ditch Co.; Apr. 1, 1898; Teton River	900
163 Windmill, Richard, and Richard Withers and Oscar B.	
Young; Apr. 1, 1898; Teton River. (Eckersell	
Canal)	434
163 Wilford Irrigation & Manufacturing Co.; Apr. 1, 1898;	

PROFILE

SCANNED

MAY 13 2005

163 Stewart, Samuel (deceased), Estate of, by Mary H. Birch, Adminx., and Mary H. Birch; Apr. 1, 1898;	6,008
Teton River	
163 Walters, William; Apr. 1, 1898; Teton River. (Stewart & Walters Ditch.) (Joint appropriation with Mons H. Anderson)	500
163 Siddoway Irrigation and Manufacturing Co.; Apr. 1, 1898; Teton River	332
163 Teton Island Canal Co.; Apr. 1, 1898; Teton River	766
163 Bird, Martin L., F. W. Garner and George A. Pincock; Apr. 1, 1898; Pincock-Garner Ditch	7,982
163 Eames, John S.; Apr. 1, 1898; Teton River	800
163 Nelson, David; Apr. 1, 1898; Teton River. (Through Nelson-Jacobs Ditch.)	50
163 Mortensen, Christian; Apr. 1, 1898; Teton River. (Through the Nelson-Jacobs Ditch.)	434
163 Woodmansee-Johnson Ditch; Apr. 1, 1898; Teton River power and municipal purposes.)	218
163 City of Rexburg; Apr. 1, 1898; Teton River. (For power and municipal purposes.)	1,380
163 Huskinson, William J.; Apr. 1, 1898; Teton River	1,650
164 Nelson, Fritz E.; Apr. 15, 1898; Spring Creek	50
165 Lamoreaux, Francis A., and Ann; May 1, 1898; South Leigh Creek	120
166 Hendrickson, Frank; May 1, 1898; Badger Creek	25
167 Clark, H. J.; May 15, 1898; Teton River	160
168 Walt, F. A.; May 25, 1898; Leigh Creek	160
169 Edwards, Andrew; June 1, 1898; Trail Creek	40
169 Edwards, Andrew; June 1, 1898; Trail Creek	40
169 Felt, Clara V.; June 1, 1898; Badger Creek	50
169 Bruce, Daniel C.; June 1, 1898; Teton Creek	50
169 Black, Joseph A.; June 1, 1898; South Leigh Creek	160
169 Allen, Amos; June 1, 1898; Fox Creek	150
160 Cherry, Thomas; June 1, 1898; Trail Creek	50
169 Crandall, H. L.; June 1, 1898; Darby Creek	80
169 Crandall, Ira; June 1, 1898; Darby Creek	60
169 Davidson, J. H.; June 1, 1898; South Leigh Creek	20
169 Cluff, Charles; June 1, 1898; Fox Creek	80
169 Hamilton, Robert; June 1, 1898; Badger Creek	150
169 Guyman, Edward; June 1, 1898; South Leigh Creek	160
169 Fullmer, H. D.; June 1, 1898; North Leigh Creek	40
169 Fullmer, Almond L.; June 1, 1898; North Leigh Creek	160
160 Hendrickson, Alvira E.; June 1, 1898; South Leigh Creek	120
169 Hendrickson, Alfred; June 1, 1898; Badger Creek	60
169 Hearst, H. T.; June 1, 1898; Leigh Creek	40
169 Hanson, Alfred; June 1, 1898; North Leigh Creek	160
169 Poulson, J. C.; June 1, 1898; North Leigh Creek	40
169 Rammell, George; June 1, 1898; Badger Creek	130
169 Merrill, Sam J.; June 1, 1898; Leigh Creek	20
169 Ramell, C. H.; June 1, 1898; Leigh Creek	160
169 Little, George E.; June 1, 1898; North Leigh Creek	30
169 Hopkins, Ezekiel; June 1, 1898; North Leigh Creek	80
169 Zimmerman, Zuel; June 1, 1898; South Leigh Creek	80
169 Hopkins, D. H.; June 1, 1898; South Leigh Creek	130
169 Hooper, John L.; June 1, 1898; Spring Creek	60
169 Homer, Benjamin P.; June 1, 1898; Mahogany Creek	120
169 Holden, E. H.; June 1, 1898; Darby Creek	15
169 Hochstrasser, R. H.; June 1, 1898; Spring Creek	160
169 Hochstrasser, N. W.; June 1, 1898; Spring Creek	40
	50

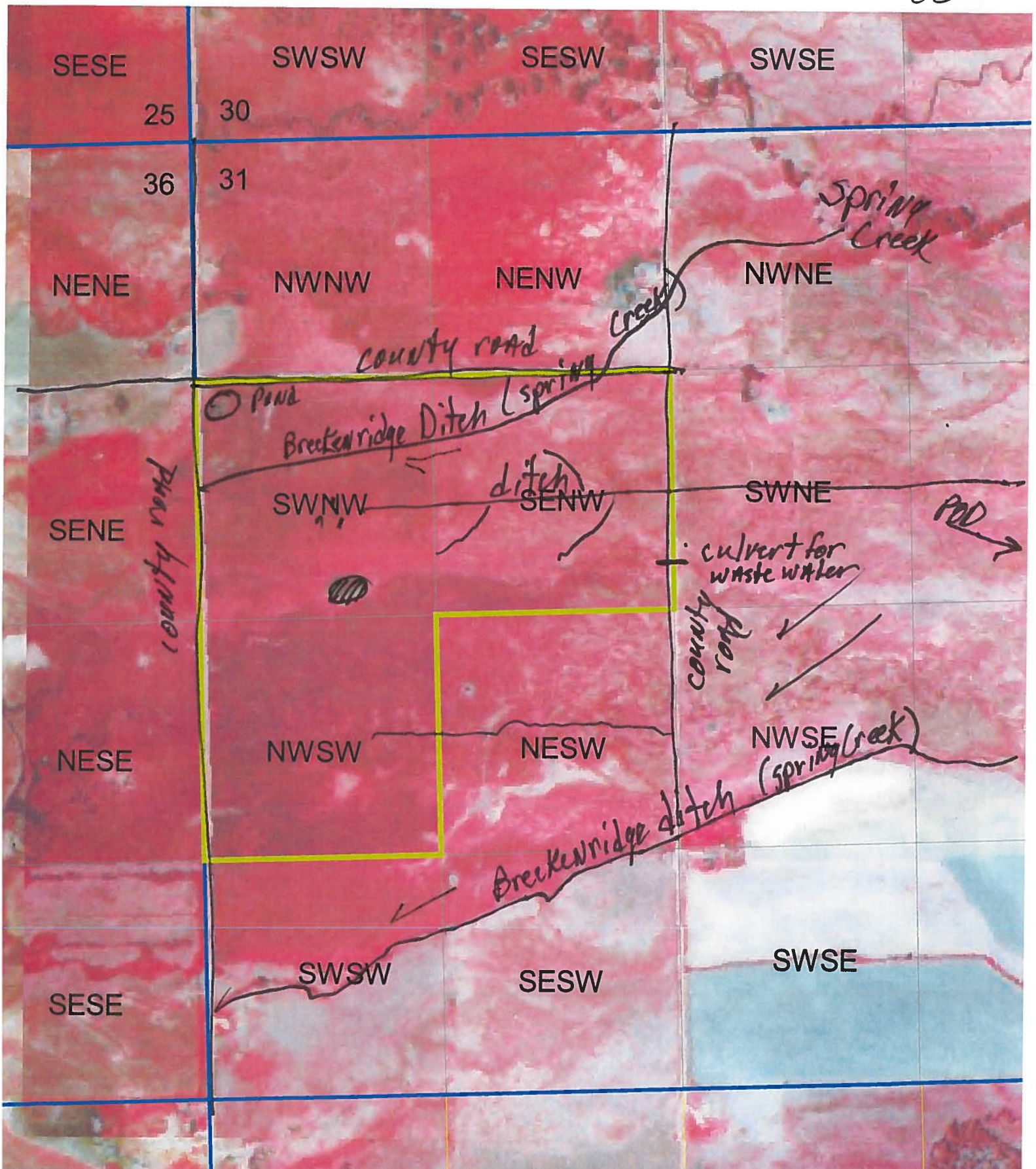
PROFILED

22-171A

SCANNED

MAY 13 2005

7/15/04 DO





State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

June 29, 2001

THOMASON FARMS INC
7276 W 3200 S
REXBURG ID 83440

RE: CHANGE IN OWNERSHIP FOR A22-00171A

Dear Sir or Madam:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner(s).

Enclosed is a copy of the Notice(s) of Claim, with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep this Notice for your records.

Respectfully submitted,

Cheri Vandermeulen

Cheri Vandermeulen
Records Clerk

Enclosure: Notice(s) of Claim

PROFILED

SCANNED
MAY 13 2005

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

OK JC 6/29/01
RECEIVED
MAY 16 2001
 Department of Water Resources
 Eastern Region

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
	A2200171A				

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).
OR
 If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Charles & Doralee Thomason
2616 So 3000 W. Rexburg ID 83440
4. New Owner/Claimant(s) THOMASON FARMS, LLC.
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 7276 W. 3200 SO.
 City, State and ZIP Code Rexburg, IDAHO 83440
 New Telephone Number 208 356-7069
5. Date you acquired the property MARCH 18, 1997

PROFIL

SCANNED
MAY 13 2005

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

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

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

7. Signature of New Owner(s) or Claimant(s) Thomaser
(include title if applicable) CFO, Dof. Thomason Farms, Inc.

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

For Office Use Only

Received by _____ Date _____ Fee _____
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

PROFILED

SCANNED
MAY 13 2005

On March 18, 1997, we, Byron T. Thomason, Nicholas A. Thomason and Greg V. Thomason, did unanimously agree to end the Partnership, known as BNG Partnership (B.N.G. Partnership), each spelling meaning the same, and also agree to transfer certain assets and debt to Thomason Farms, Inc., an Idaho Corporation.

On this 27th day of March, 1997, we, Byron T. Thomason, Nicholas A. Thomason and Greg V. Thomason, do irrevocably transfer all true and honest debt of the above mentioned Partnership, known as BNG Partnership (B.N.G. Partnership) in addition to debt secured by assets that are owned jointly by and/or with Byron T. Thomason, Nicholas A. Thomason and Greg V. Thomason. Including debt and all expenses to Farm Credit Services: Agren Note Debt, Robert Erikson: Teton Pasture Note Debt, Utah Power: Prior Year Electric Power Debt, Madison County and Teton County: Prior Year Tax Debt and Tri State Tire: Repair & Service Debt.

In consideration for the transferring of these above mentioned debts, we, Byron T. Thomason, Nicholas A. Thomason and Greg V. Thomason, do also irrevocably transfer all proper and legal deeds of the following properties, including all known and unknown minerals and water shares:

AGREN PROPERTY: Township 5 North, Range 38 East, Boise Meridian, Madison County, Idaho.
Section 1: SE1/4SE1/4
Section 12: NE1/4NW1/4, S1/2NW1/4, N1/2NE1/4
Madison County, Idaho. Reference #234929
Jointly Owned By Byron, Nicholas and Greg Thomason.

TETON PASTURE: SE1/4NW1/4 Section 31, Township 6 North, Range 45 East, Boise Meridian, Teton County, Idaho Reference #110524
Jointly owned by Byron, Nicholas and Greg Thomason.

TETON PASTURE: Lots 2 and 3 in Section 31, Township 6 North, Range 45 East, Boise Meridian, Teton County, Idaho. Reference #'s 248865 and 248962, Warranty Deed and Robert Erikson Note, Teton Pasture.

Each owning equal shares. See additional reference letter from Sandra Briggs dated June 22, 1994 in reference to Instrument #248962.

Signed on this 27th day of March, 1997 and witnessed by Marilyn Thomason.

Marilyn Thomason

PROFILED

141418

Byron T. Thomason

SCANNED

MAY 13 2005

Greg V. Thomason

MT

AFTER RECORDING RETURN TO:

Wm. Charles Carr
PETERSEN, MOSS, OLSEN, CARR & HALL
485 "E" Street
Idaho Falls, ID 83402
(208)523-4650

Instrument # 287642

REXBURG, MADISON, IDAHO
2001-02-16 12:27:59 No. of Pages: 4
Recorded for : LYNN THOMASON
MARILYN R. RASMUSSEN Fee: 12.00
Ex-Officio Recorder Deputy

QUITCLAIM DEED

QUITCLAIM DEED made this 16 day of ^{February}~~November~~, 2001, between **Byron T. Thomason**, whose mailing address is 7276 West 3200 North, Rexburg, Idaho, **Nicholas S. Thomason**, whose mailing address is 5293 South 4300 West, Rexburg, Idaho, and **Greg V. Thomason**, whose mailing address is 1844 South 3000 West, Rexburg, Idaho, all herein referred to as "Transferors," and **Thomason Farms, Inc.** whose mailing addresses is 7276 West 3200 ~~North~~ ^{South}, Rexburg, Idaho, Idaho, herein referred to as "Transferee", witnesseth:

That Transferors, for and in consideration of the sum of TEN Dollars (\$10.00) and other good and valuable consideration to them in hand paid by Transferee, the receipt whereof is acknowledged, do by these presents remise, release and forever quitclaim unto Transferee and to its successors and assigns all of that certain parcel of land situated, lying and being in the County of Madison, State of Idaho, bounded and particularly described as follows:

Township 5 North, Range 38 East, Boise Meridian
Section 1: SE1/4SE1/4
Section 12: NE1/4NW1/4, S1/2NW1/4, N1/2NE1/4

TOGETHER with all mineral rights, water, water rights, water permits and licenses, ditches and ditch rights appurtenant thereto; and together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues, and profits thereof.

TO HAVE AND TO HOLD, all and singular, the premises together with all appurtenances unto Transferee and to its successors and assigns forever.

IN WITNESS WHEREOF, Transferors have hereunto set their hands the day and year first above written.

Byron T. Thomason
Byron T. Thomason.

Nicholas A. Thomason
Nicholas A. Thomason

Greg V. Thomason
Greg V. Thomason

PROFILE

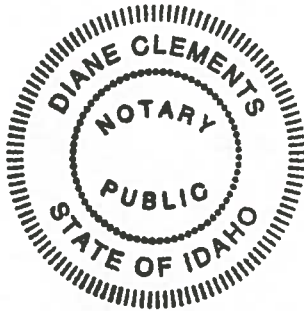
SCANNED

MAY 13 2005

STATE OF IDAHO)
) ss.
County of Madison)

On the 16 day of ^{February 2001}~~November~~, 2000, before me, the undersigned Notary Public in and for the State of Idaho, personally appeared BYRON T. THOMASON known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

(SEAL)

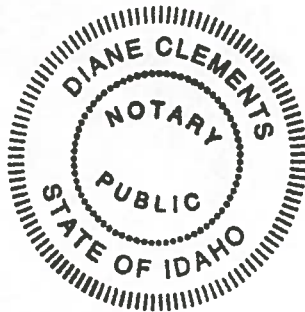


Diane Clements
Notary Public for State of Idaho
Residing at: REXBURG
My Commission Expires: 4/22/03

STATE OF IDAHO)
) ss.
County of Madison)

On the 16 day of ^{February 2001}~~November~~, 2000, before me, the undersigned Notary Public in and for the State of Idaho, personally appeared NICHOLAS A. THOMASON known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

(SEAL)



Diane Clements
Notary Public for State of Idaho
Residing at: REXBURG
My Commission Expires: 4/22/03

PROFIT

SCANNED
MAY 13 2005

STATE OF IDAHO

)

) ss.

County of Madison

)

On the ____ day of November, 2000, before me, the undersigned Notary Public in and for the State of Idaho, personally appeared GREG V. THOMASON known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

(SEAL)

Greg V. Thomason

Notary Public for State of Idaho

Residing at: _____

My Commission Expires: _____

PROFIT

SCANNED

MAY 13 2005

RECEIVED

FEB 16 2001

AFTER RECORDING RETURN TO:

Wm. Charles Carr
PETERSEN, MOSS, OLSEN, CARR & HALL
485 "E" Street
Idaho Falls, ID 83402
(208)523-4650

TETON CO., ID
CLERK RECORDER

141417

QUITCLAIM DEED

February 2001

QUITCLAIM DEED made this 16 day of ~~November, 2000~~, between **Byron T. Thomason**, whose mailing address is 7276 West 3200 North, Rexburg, Idaho, **Nicholas S. Thomason**, whose mailing address is 5293 South 4300 West, Rexburg, Idaho, and **Greg V. Thomason**, whose mailing address is 1844 South 3000 West, Rexburg, Idaho, all herein referred to as "Transferors," and **Thomason Farms, Inc.** whose mailing addresses is 7276 West 3200 ~~North~~, Rexburg, Idaho, Idaho, herein referred to as "Transferee", witnesseth:

That Transferors, for and in consideration of the sum of TEN Dollars (\$10.00) and other good and valuable consideration to them in hand paid by Transferee, the receipt whereof is acknowledged, do by these presents remise, release and forever quitclaim unto Transferee and to its successors and assigns all of that certain parcel of land situated, lying and being in the County of Teton, State of Idaho, bounded and particularly described as follows:

Township 6 North, Range 45 East, Boise Meridian
Section 31: SE1/4NW1/4

TOGETHER with all mineral rights, water, water rights, water permits and licenses, ditches and ditch rights appurtenant thereto; and together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues, and profits thereof.

TO HAVE AND TO HOLD, all and singular, the premises together with the appurtenances unto Transferee and to its successors and assigns forever.

IN WITNESS WHEREOF, Transferors have hereunto set their hands the day and year first above written.

Byron T. Thomason
Byron T. Thomason
Nicholas A. Thomason
Nicholas A. Thomason

Instrument # 141417

DRIGGS, TETON, IDAHO

2001-02-16 01:56:10 No. of Pages: 4

Recorded for : THOMASON FARMS

NOLAN G. BOYLE

Fee: 12.00

Ex-Officio Recorder Deputy

Index to: DEED, QUIT-CLAIM

Greg V. Thomason

PROFILED

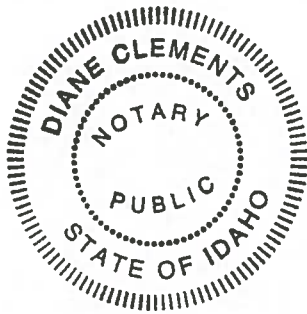
SCANNED

MAY 13 2005

STATE OF IDAHO)
) ss.
County of Madison)

On the 16 day of ^{February 2001}~~November~~, 2000, before me, the undersigned Notary Public in and for the State of Idaho, personally appeared BYRON T. THOMASON known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

(SEAL)

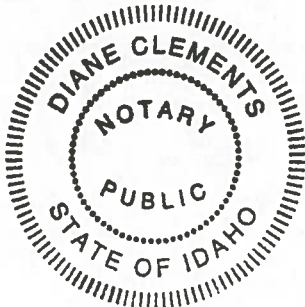


Diane Clements
Notary Public for State of Idaho
Residing at: REXBURG
My Commission Expires: 4/22/03

STATE OF IDAHO)
) ss.
County of Madison)

On the 16 day of ^{February 2001}~~November~~, 2000, before me, the undersigned Notary Public in and for the State of Idaho, personally appeared NICHOLAS A. THOMASON known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

(SEAL)



Diane Clements
Notary Public for State of Idaho
Residing at: REXBURG
My Commission Expires: 4/22/03

PROF
141417

SCANNED
MAY 13 2005

STATE OF IDAHO

)

) ss.

County of Madison

)

On the ____ day of November, 2000, before me, the undersigned Notary Public in and for the State of Idaho, personally appeared GREG V. THOMASON known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

(SEAL)

Refusing to sign

Notary Public for State of Idaho
Residing at: _____
My Commission Expires: _____

PROFILED
141414

SCANNED

MAY 13 2005

TETON PASTURE

THIS INDENTURE, Made this 26th day of August
 in the year of our Lord one thousand nine hundred and ninty-one
 between Charles G. Thomason & Doralee Thomason, his wife
 of Rexburg, County of Madison,
 State of Idaho, the parties of the first part, and
 Byron T. Thomason, Nicholas A. Thomason, & Greg V. Thomason
 of Rexburg, County of Madison,
 State of Idaho the parties of the second part,

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of
 Ten dollars and other valuable consideration - - - - - DOLLARS,
 lawful money of the United States of America, to them in hand paid by the
 said parties of the second part, the receipt whereof is hereby acknowledged, had granted, bargained
 and sold, and by these presents did grant, bargain, sell, convey and confirm unto the said parties
 of the second part, and to their heirs and assigns forever, all the following described real estate,
 situated in the County of Teton

State of Idaho, to wit: SE 1/4 Section 31, Township 6 North, Range 45 East,
 Boise Meridian, together with all water and/or mineral
 rights of every kind and nature thereunto belonging or
 in anywise appertaining.

CASH PAID \$10⁰⁰ TO DORALEE THOMASON FROM BYRON T. THOMASON

Lester J. Quincy witness the payment
 of cash.

SCANNED

MAY 13 2005

FILED

TOGETHER With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise pertaining, the reversion and reversions, remainders, rents, issues and profits thereon, and all estate, right, title, and interest in and to the said property, as well in law as in equity, of the said parties of the first part:

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, all and privileges thereunto incident, together with the appurtenances, unto the parties of the second part, and to their heirs and assigns forever. And the said parties of the first part, and their heirs, the said premises in the quiet and peaceable possession of the said parties of the second part, their heirs and assigns, against the said parties of the first part, and their heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND.

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hands and seals the day and year first above written 26th of August, 1991.

SIGNED, SEALED AND DELIVERED IN PRESENCE OF

11 His Honor, Judge, by *Lolita T. Shirley* /s/ Charles G. Thomason [Seal]
Doralee G. Thomason /s/ Doralee Thomason, his wife [Seal]
Lolita T. Shirley [Seal]
Marilynn Thomason [Seal]

Witnesses to this document
AND signatures on this
date 8-26-91
STATE OF IDAHO,

ss.

County of MADISON

On this 8th day of July in the year 1992, before me

GRAY I. CLAWSON

a Notary Public

in and for said State, personally appeared CHARLES G. THOMASON, DORALEE THOMASON, LOLITA T. SHIRLEY & MARILYNN THOMASON

known to me to be the person whose name subscribed to the within instrument, and acknowledged to me that they executed the same.

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



STATE OF IDAHO,

ss.

County of *Seton*

Gray I. Clawson
Notary Public
Residing at REXBURG, Idaho.

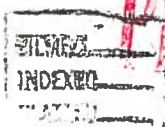
110524

SCANNED

MAY 13 2005

I hereby certify that this instrument was filed for record at request of *Marilynn Thomason* at 15 minutes past 10 o'clock a.m., this 9th day of July, A.D. 1992 in my office, and duly recorded in Book of microfilm at page

Fees, \$ 6.00



John J. Drake
Ex Officio Recorder.
By *Rita Rigby* Deputy

RECEIVED

AFTER RECORDING RETURN TO:

FEB 16 2001

Wm. Charles Carr
PETERSEN, MOSS, OLSEN, CARR & HALL
485 "E" Street
Idaho Falls, ID 83402
(208)523-4650

TETON CO., ID
CLERK RECORDER

141418

QUITCLAIM DEED

QUITCLAIM DEED made this 16 day of ^{February} ~~November~~, 2000, between **Byron T. and Marilyn T. Thomason, husband and wife**, whose mailing address is 7276 W. 3200 N., Rexburg, Idaho 83440; **Nicholas A. and Sandra K. Thomason, husband and wife**, whose mailing address is 5293 South 4300 West, Rexburg, Idaho 83440; and **Greg V. Thomason and Diana Thomason, husband and wife**, whose mailing address is 1844 South 3000 West, Rexburg, Idaho 83440, all herein referred to as Transferors, and **Thomason Farms, Inc.**, whose mailing address is 7276 West 3200 ~~North~~ ^{South}, Rexburg, Idaho 83440, herein referred to as "Transferee", witnesseth:

That Transferors, for and in consideration of the sum of TEN Dollars (\$10.00) and other good and valuable consideration to them in hand paid by Transferee, the receipt whereof is acknowledged, do by these presents remise, release and forever quitclaim unto Transferee and to its successors and assigns all of that certain parcel of land situated, lying and being in the County of Teton, State of Idaho, bounded and particularly described as follows:

Township 6 North, Range 45 East, Boise Meridian
Section 31: Lots 2 and 3

TOGETHER with all mineral rights, water, water rights, water permits and licenses, ditches and ditch rights appurtenant thereto; and together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues, and profits thereof.

TO HAVE AND TO HOLD, all and singular, the premises together with the appurtenances unto Transferee and to its successors and assigns forever.

IN WITNESS WHEREOF, Transferors have hereunto set their hands the day and year first above written.

Instrument # 141418

DRIGGS, TETON, IDAHO

2001-02-16 02:06:54 No. of Pages: 4

Recorded for : THOMASON FARMS

NOLAN G. BOYLE

Ex-Officio Recorder Deputy

Index to: DEED, QUIT-CLAIM

Fee: 0.00
M. Wade

Byron T. Thomason
Byron T. Thomason

Marilyn T. Thomason
Marilyn T. Thomason

Nicholas A. Thomason
Nicholas A. Thomason

PROFILED

SCANNED
MAY 13 2005

STATE OF IDAHO

)

) ss.

County of Madison

)

On the ____ day of November, 2000, before me, the undersigned Notary Public in and for the State of Idaho, personally appeared GREG V. THOMASON AND DIANA THOMASON known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

(SEAL)

refusing to sign

Notary Public for State of Idaho

Residing at: _____

My Commission Expires: _____

PROFILED

141418

SCANNED
MAY 13 2005

RECEIVED

NOV 18 1993

114416

248962

TETON Co. Id.
Clerk Records

WARRANTY DEED

THIS INDENTURE, Made this 15th day of ^{Cyber}September, 1993,
between DORALEE A. THOMASON, a widow, of 2616 South 3000 West,
Rexburg, Idaho 83440, the party of the first part, and BYRON T.
THOMASON, of 250 South 300 West, Rexburg, Idaho 83440; NICHOLAS A.
THOMASON, of 5293 South 4300 West, Rexburg, Idaho 83440, and GREG
V. THOMASON, of 1986 South 3000 West, Rexburg, Idaho 83440, the
parties of the second part,

WITNESSETH, That the said party of the first part, for
and in consideration of the sum of Ten and no/100 Dollars, lawful
money of the United States of America, and other valuable
consideration to her in hand paid by the party of the second part,
the receipt whereof is hereby acknowledged, had granted, bargained,
sold and by these presents, does grant, bargain, sell and convey
and confirm unto the said parties of the second part, and their
heirs and assigns, forever, all the following described real
estate, situated in Teton County, to-wit:

Lots 2 and 3, Section 31, Township 6
North, Range 45 East, Boise Meridian.

TOGETHER with all and singular the tenements,
hereditaments and appurtenances thereunto belonging or in anywise
appertaining, and the reversion and reversions, remainder and
remainders, and rents, issues and profits thereof; and all estate,
right, title and interest in and to the said property, as well in
law as in equity, of the said party of the first part.

TO HAVE AND TO HOLD, all and singular, the above
mentioned and described premises together with the appurtenances

STATE OF IDAHO

County of Teton

I HEREBY CERTIFY that the above and fore- } ss

Clerk of the District Court
By Nora R. Kelly Deputy Clerk

PROFILED

MAY 13 2005

248962

114416

unto the said parties of the second part, and to their heirs and assigns forever. And the said party of the first part, and her heirs, the said premises in the quiet and peaceable possession of the said parties of the second part, their heirs and assigns, against all and every person and persons whomsoever, lawfully claiming or to claim the same shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, the said party of the first part has hereunto set her hand and seal the day and year first above written.

State of Idaho)
County of Madison) SS 248962

I hereby certify that the within instrument was

filed OCT. 22 1993

19 at 1500 M. and

recorded on Film 248962

by BETH B. REESE, Recorder

At the request of

Deputy

At the request of

Highway, Thakhet, Ordus, Rigby, & Kam.

P.O. Box 250

STATE OF IDAHO,)
County of Madison.) SS.

On this 15th day of ~~September~~ ^{October}, 1993, before me, the undersigned, a Notary Public in and for said State, personally appeared DORALEE A. THOMASON, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same.

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

114416
FILED

AT THE REQUEST OF

Jerry L. Rigby

AT 10 MINUTES PAST 11 a. M.

DATE Nov. 18, 1993

Ana J. Drake

CLERK OF RECORDER

Ana Rigby

WARRANTY DEED - Page 1
w:\sb\thomason.wd

Shelly G. Ballen
Notary Public for Idaho
Residing at: Rexburg
My Commission Expires: 7-12-97

SCANNED

MAY 13 2005

PROVIDED

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 22-171A
Date Received: 10/5/88
Receipt No: E002912
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

THOMASON FARMS INC Phone: (208) 356-7069

7276 W 3200 S
REXBURG ID USA 83440

2. Date of Priority: 06/01/1898

3. Source: SOUTH LEIGH CREEK Trib. to: TETON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06N	45E	33	SW NE SW	TETON	

5. Description of diverting works:

HEADGATE AND OPEN DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/15	10/15	2.4	

7. Total Quantity Appropriated is:

2.4 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

SCANNED

MAY 13 2005

PROFILE

10. Place of use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	45E	31	SW	NW	2	IRRIGATION	40
			SE	NW		IRRIGATION	40
			NW	SW	3	IRRIGATION	40
						Section Acres	120
						Total Acres	120

11. Place of use in counties: TETON

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Decreed

SCANNED
MAY 13 2005

PROFILED

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: A22-00171A
Date Received: 10/05/1988
Receipt No: E002912
Received By: ENC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CHARLES G. THOMASON 208-356-6595
Address: 2616 S. 3000 W.
REXBURG, ID 83440
OR
Name: DORALEE THOMASON
Address: 2616 S. 3000 W.
REXBURG, ID 83440

2. Date of Priority: JUN 01, 1898

3. Source: SOUTH LEIGH CREEK Trib. to: TETON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06N	45E	33	SW	NE	SW		TETON

5. Description of diverting works:
HEADGATE AND OPEN DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	2.400		

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

A.F.A.

8. Total consumptive use is 240.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A22-00171A

Page

1

Date: 10/05/88

SCANNED

MAY 13 2005

MICROFILMED

NOV 04 1992

PROFILED

A2200171A



10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	45E	31	SW	NW	2	IRR	40.0
			SE	NW		IRR	40.0
			NW	SW	3	IRR	40.0
						Section Acres	120.0
						Total Acres	120.0

11. Place of use in counties: TETON

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

Decree Plaintiff

vs

Decree Defendant

PROFILED

SCANNED
MAY 13 2005

MICROFILMED
NOV 04 1992

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): Doralee A. Thompson Date: 5 Oct 1988
_____ Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 5 day
of Oct 19 88 Ernest Carlson
Notary Public

Seal

Residing at Alpo Falls, ID.
My Commission Expires 14 June 1994

PROF

SCANNED
MAY 13 2005

MICROFILMED
NOV 04 1992

R44E

R45E

R45E

MICROFILMED
NOV 04 1992

T6N
T5N

Point of Diversion

A22-00171

SCANNED

MAY 13 2005

PROFIT