

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 67-4019
Date Received: 10/5/1989
Receipt No: M004824
Received By:

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

1. Name of Claimant(s)

JENNIFER A WELDON Phone: (208)549-2771

737 JENKINS CREEK RD
WEISER ID USA 83672

BERNHARD L WELDON Phone: (208)549-2771

737 JENKINS CREEK RD
WEISER ID USA 83672

2. Date of Priority: 04/01/1956

3. Source: WEISER RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
10N	05W	4	NW NW 4	WASHINGTON	

5. Description of diverting works:

10HP PUMP, PIPELINE, THEN DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.48	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres	
10N	05W	4	NW	NW	4	IRRIGATION	24
Section Acres							24
Total Acres							24

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:

14. Remarks:

Changed ownership per claimant request (csaxton 9-26-05).

15. Basis of Claim: Statutory Claim

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
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CIVIL CASE NUMBER: 39576

Ident. Number 67-4019
Date Received: 10/5/1989
Receipt No: M004824
Received By:

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

1. Name of Claimant(s)

ULMER FARMS INC Phone: (208) 549-1849
2275 VALLEY VIEW
WEISER ID USA 83672

2. Date of Priority: 04/01/1956

3. Source: WEISER RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
10N	05W	4	NW NW 4	WASHINGTON	

5. Description of diverting works:

10HP PUMP, PIPELINE, THEN DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.48	

7. Total Quantity Appropriated is:

0.48 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
10N	05W	4	NW NW 4	IRRIGATION	24
Section Acres					24

Total Acres 24

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:

14. Remarks:

Changed ownership per claimant request (csaxton 9-26-05).

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.

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

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

RECEIVED**SEP 23 2005****DEPARTMENT OF
WATER RESOURCES****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
67-4019	67-4019				

2.

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts. NO Fee
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).
OR
 If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3.

Name and Address of Former
Owner/Claimant(s)

4.

New Owner/Claimant(s)

ULMER FARMS INC

Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address

2275 VALLEY -VIEW

City, State and ZIP Code

WEISER ID 83672

New Telephone Number

(208) 549 1849

5.

Date you acquired the property

31 MAY 2002

SEP 23 2005**SCANNED****SCANNED****SEP 23 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) _____
(include title if applicable)

ULMER FARMS INC

by Philip C Ulmer
Maudlyn Ulmer

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 _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

SCANNED
SEP 23 2005

DEED

FOR VALUE RECEIVED, ULMER FARMS, INC. FKA ULMER GLARBORG FARMS, INC.

a corporation duly organized and existing under the laws of the State of Idaho, grantor, does hereby Grant, Bargain, Sell and Convey unto ULMER FARMS, INC.

grantee whose current address is

2275 VALLEY VIEW DRIVE
WEISER, IDAHO 83672

the following described real estate, to-wit:

SEE ATTACHED EXHIBIT 'A'

Instrument # 186281

WEISER, WASHINGTON, IDAHO

2002-05-31 03:20:00 No. of Pages: 3

Recorded for : WEISER VALLEY TITLE

SHARON WIDNER

Fee: 9.00

Ex-Officio Recorder Deputy

Index to: DEED

Sharon Widner

TO HAVE AND TO HOLD The said premises, with their appurtenances unto the said Grantee
ITS heirs and assigns forever

IN WITNESS WHEREOF, The Grantor, pursuant to a resolution of its Board of Directors has caused its corporate name to be hereunto subscribed by its President and its corporate seal to be affixed by its Secretary this

By *Philip C. Ulmer*

Phil Ulmer

PRESIDENT.

ATTEST:

Marilyn R. Ulmer

Marilyn R. Ulmer

SECRETARY.

STATE OF IDAHO

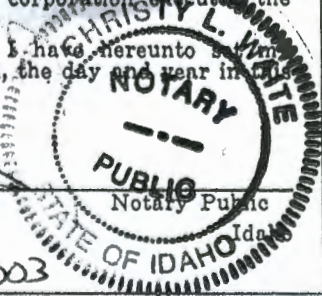
On this 31st day of May, 2002,

before me, a Notary Public in and for said State, personally appeared *Philip C. Ulmer* and *Marilyn R. Ulmer*

, known to me to be the President and Secretary of the corporation that executed this instrument or the persons who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation 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.

Residing at *Weiser*
Comm. Expires 11/4/2003



STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at the request of

at _____ minutes past _____ o'clock M.,
this _____ day of _____

20 _____, in my office, and duly recorded in Book _____ of Deeds at Page _____

Ex-Officio Recorder

By _____ Deputy.

Fees \$ _____
Mail to: _____

INSTRUMENT NO.

SCANNED

SEP 23 2005

EXHIBIT "A"

IN TOWNSHIP 11 NORTH, RANGE 5 WEST, BOISE MERIDIAN, WASHINGTON COUNTY, IDAHO:

Section 33: A portion of the SW1/4SW1/4 described as follows:

Beginning at the SE corner of the SW1/4SW1/4 of Sec. 33, Twp.11N., R.5W., B.M.;
thence West 451.5 feet;
thence North to the South bank of the Weiser River;
thence up and along the South bank of the Weiser River to its intersection with the East line of the said SW1/4SW1/4;
thence South to the Place of Beginning;

AND

A portion of the SE1/4SW1/4 described as follows:

Beginning at the SW corner of the SE1/4SW1/4 of Sec. 33, Twp.11N., R.5W., B.M.;
thence North 40 feet;
thence East 523 feet;
thence South 40 feet;
thence West 523 feet to the Place of Beginning.

IN TOWNSHIP 10 NORTH, RANGE 5 WEST, BOISE MERIDIAN, WASHINGTON COUNTY, IDAHO:

Section 4: Government Lot 4, SW1/4NW1/4, SW1/4SE1/4, SE1/4SE1/4 SAVE AND EXCEPT the portion lying above the right of way of the Second Extension Ditch Company canal;

A portion of Government Lot 3 described as follows:
Commencing at a point 18 rods West of the Northeast corner of said Govt. Lot 3;
thence West 500 feet to the TRUE POINT OF BEGINNING;
thence South 530 feet;
thence West 485 feet to the West line of said Govt. Lot 3;
thence North along the West line of said Govt. Lot 3 530 feet to the Northwest corner of said Govt. Lot 3;
thence East 523 feet to the TRUE POINT OF BEGINNING;

AND

S1/2NW1/4SE1/4 SAVE AND EXCEPT the following described parcel:
Beginning at the Northwest corner of the S1/2S1/2NW1/4SE1/4;
thence South 10 rods;
thence East 32 rods;
thence North 30 rods, more or less, to the North line of said S1/2NW1/4SE1/4;
thence West 32 rods along the said North line to the NW corner of said S1/2NW1/4SE1/4;
thence South along the said West line 20 rods to the Point of Beginning.

CONTINUED

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SEP 23 2005

EXHIBIT "A" CONTINUED

SAVE AND EXCEPT

A parcel of land situated within the NW1/4SE1/4 of Section 4, Township 10 North, Range 5 West, Boise Meridian, Washington County, Idaho, and more particularly described as follows:

Beginning at the northwest corner of S1/2S/1/2NW1/4SE1/4 of Section 4, Twp. 10N., R.5 W. B.M.;

Thence South along the west line of said NW1/4SE1/4 a distance of 165 feet to the true point of beginning;

Thence East a distance of 528 feet;

Thence South a distance of 165 feet more or less, to a point on the south line of said NW1/4SE1/4;

Thence West along said south line a distance of 528 feet, more or less, to the southwest corner of said NW1/4SE1/4;

Thence North along west line of said NW1/4SE1/4 a distance of 165 feet, more or less to the true point of beginning.

SCANNED
SEP 23 2005

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: **A67-04019**
Date Received: 10/ 5/1989
Receipt No: M004524
Received By: _____

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

1. Name: ULMER GLARBORG FARMS INC 208-549-2653
Address: BOX 244
WEISER ID 83672

2. Date of Priority: APR 1, 1956

3. Source: WEISER RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	05W	4	NW	NW	NW	4	WASHINGTON

5. Description of diverting works:
10HP PUMP, PIPELINE, THEN DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.480		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	05W	4	NW	NW	4	IRR	24.0

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APR 08 2004

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AUG 05 1994

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	24.0
					Total Acres	24.0

11. Place of use in counties: WASHINGTON

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: 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): _____ Date: _____
_____ Date: _____

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AUG 05 1994

State of Idaho)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

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AUG 05 1994



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

JAN 21 1993

DATE OF CLOSING: 4/16/91

Department of Water Resources
Western Regional Office

LEGAL DESCRIPTION OF PROPERTY: Township 10N Range SW
Section 4, 1/4 of NW 1/4 of NW 1/4 Govt. Lot 4, 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: A67-04019

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

☒ New Owner/Claimant
(Purchaser): ULMER GLARBORG FARMS, INC. — STOCKHOLDERS ARE

☒ New Mailing Address: Box 244
WEISER, ID 83672 (1) PHILIP C ULMER
2275 VALLEY VIEW DR
WEISER, ID 83672

☒ New Telephone Number: (208) 549-2653 (2) CARL GLARBORG
Box 244
WEISER, ID 83672

☒ 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:

☒ Attach proof of
ownership, describe
proof attached: SEE ATTACHED NOTICE OF CONTRACT OF SALE

(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) Ulmer Glarborg Farms, Inc Date 1/19/93
by Carl Glarborg Sec. Date _____

[] Signature of Former
Owner/Claimant(s): _____ 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: 2-1-93 By: JAD

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 2-1-93 By: JAD

Claim Numbers of Split, if any:

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

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AUG 05 1994

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Section 42-1409(7), Idaho Code. This statute provides that new property owners notify the Department of Water Resources (IDWR) of any change in ownership of a water right during an adjudication of water rights, and if a claim for the water right has not been filed to file the needed claim(s).

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures or if you have questions about completing this form please contact your nearest office of IDWR or you may call 1-800-451-4129 (toll-free).

The first line of the form asks for the date of closing so IDWR will have a record of the effective date of the property transfer.

The second line of information requires the legal description of the property being transferred. This information is **ESSENTIAL** and should be available from the documents that will be present at the time of closing. The first two lines of the legal description **MUST** be completed. IDWR's records are based upon legal descriptions using township, range, section and fractions of a section descriptions, and this information must be included on the form. If you also have available a legal description based upon a townsite or subdivision and lot and block number, please also include this additional information. A lot and block legal description is **NOT** a substitute for the township, range, section and fraction of a section description.

After completing the legal description, if all water is supplied by a public service water supply you may check the first box; complete the name, address and telephone information for yourself, the new owner; sign the form in the space provided and return the form to the IDWR office nearest you.

If there are water rights associated with the property, the seller should be able to provide you with the water right number(s). The water right number(s) for the property are to be put in the space provided at the second box on the form. If you or the seller believe there are water rights for the property but the numbers are unknown, then you may wish to call or come into an office of IDWR for assistance in identifying the water rights for the property involved. If claims for the property have not been filed you will be so advised by IDWR.

After the water right number(s) for the property has been entered on the form, complete the name and address information for **BOTH** the former owner/seller and for yourself, the new owner, in the spaces provided. Please also include your telephone number. If the property you have purchased is only part of the property owned by the former owner/seller, you may be purchasing only part of the total water right held by the seller. This means the water right held by the seller must be split so you get your proportionate share of the water right. Be sure to include a description of the portion of the water right you have purchased. The seller should be able to help you describe the portion of the water right for the property you have purchased.

If the former owner/seller will sign the form and the seller is shown as the claimant of the water right in IDWR's records, then you do not need to attach proof of ownership of the land or the water right. The seller should know if the original claim was filed by him, or if the seller has filed a change in ownership so the seller is shown as the claimant of the water right in IDWR's records. If the seller is not going to sign the form then you must attach some proof of ownership of the property described at the top of the form or proof of ownership referencing the specific water right(s) for the property.

The new owner must sign the form in the space provided. If the former owner/seller is available to sign the form please do so in the space provided.

When complete, the new owner and the former owner/seller should each retain one of the copies and return the original of the form to IDWR. You may return the form to the IDWR office nearest you or to: Idaho Department of Water Resources, Statehouse Mail, Boise, ID 83720-9000, Attention: Adjudication Bureau.

RECEIVED

APR 20 2004

COPY

Comp. Index
Emp. Rel.
Film
Compare
Card Rel.
Blk. Rel.
Up-date
Return

INSTRUMENT NO. 153493
PAGE 1 OF 3

INSTRUMENT NO. 153493
STATE OF IDAHO, COUNTY OF WASHINGTON ss.
Filed for record at the request of

R. BRAD MASINGILL, ATTORNEY

15 Min. past 3:00 o'clock P M.

This 30TH day of DECEMBER 1991

INDEX TO CONTRACT OF SALES

MARY KAUTZ, Recorder Fee: \$9.00

By [Signature] Deputy

RETURN TO R. BRAD MASINGILL, ATTY
P O BOX 467, WEISER, IDAHO 83672

NOTICE OF CONTRACT OF SALE

NOTICE IS HEREBY GIVEN that the real property described in Exhibit "1" attached hereto has been sold subject to the terms and conditions of an unrecorded contract of sale dated the 16th day of April, 1991.

SELLERS: Howard Albano and June Albano
husband and wife
621 East Court
Weiser, Idaho 83672

RECEIVED

JAN 21 1993

BUYERS: Phil Ulmer
Carl Glarborg
equal tenants in common
P.O. Box 268
Weiser, Idaho 83672

Department of Water Resources
Western Regional Office

POSSESSION: Under the terms of said contract Buyers are entitled to possession, use and occupancy of said property from the date of said contract so long as each and every covenant of said contract shall be faithfully performed by Buyers.

TITLE: Title to the property remains in Sellers until the entire purchase price is fully paid.

ESCROW AGENT:

Weiser Valley Title
124 East Main Street
Weiser, Idaho 83672

DATED this 30th day of December, 1991.

Howard Albano
Howard Albano, Seller

June P Albano
June Albano, Seller

Phil Ulmer
Phil Ulmer, Buyer

Carl Glarborg
Carl Glarborg, Buyer

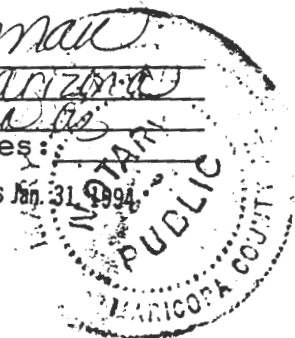
STATE OF Arizona)
County of MariCopa)
SS:

On this the 16 day of Dec., 1991, before me the undersigned, a Notary Public in and for said State, personally appeared HOWARD ALBANO and JUNE ALBANO, husband and wife, known to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same.

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

Mary Bartman
Notary Public for Arizona
Residing at: Mesa, Az
My Commission Expires:

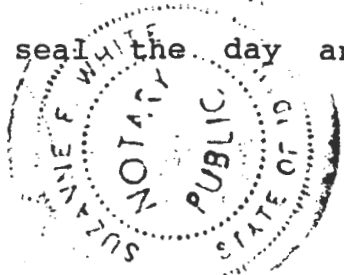
My Commission Expires Jan. 31, 1994



STATE OF IDAHO)
County of Washington)
SS:

On this the 30th day of December, 1991, before me the undersigned, a Notary Public in and for said State, personally appeared PHIL ULMER and CARL GLARBORG, known to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same.

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



Suzanne E. White
Notary Public for
Residing at: Weiser, Idaho

IN TOWNSHIP 11 NORTH, RANGE 5 WEST, BOISE MERIDIAN, WASHINGTON COUNTY,
IDAHO:

In Sec. 33: A portion of the SW1/4SW1/4 described as follows:

Beginning at the SE corner of the SW1/4SW1/4 of Sec. 33, Twp.
11 N., R. 5 W., B.M.;
thence West 451.5 feet;
thence North to the South bank of the Weiser River;
thence up and along the South bank of the Weiser River to its
intersection with the East line of the said SW1/4SW1/4;
thence South to the Place of Beginning;

AND

A portion of the SE1/4SW1/4 described as follows:

Beginning at the SW corner of the SE1/4SW1/4 of Sec. 33, Twp.
11 N., R. 5 W., B.M.;
thence North 40 feet;
thence East 523 feet;
thence South 40 feet;
thence West 523 feet to the Place of Beginning.

IN TOWNSHIP 10 NORTH, RANGE 5 WEST, BOISE MERIDIAN, WASHINGTON COUNTY
IDAHO:

In Sec. 4: Government Lot 4, SW1/4NW1/4, SW1/4SE1/4, SE1/4SE1/4
SAVE and EXCEPT the portion lying above the right of way of the Second
Extension Ditch Company canal,

A portion of Government Lot 3 described as follows:

Commencing at a point 18 rods West of the Northeast corner of
said Govt. Lot 3;
thence West 500 feet to the TRUE POINT OF BEGINNING;
thence South 530 feet;
thence West 485 feet to the West line of said Govt. Lot 3;
thence North along the West line of said Govt. Lot 3 530 feet
to the Northwest corner of said Govt. Lot 3;
thence East 523 feet to the TRUE POINT OF BEGINNING;

AND

S1/2NW1/4SE1/4 SAVE and EXCEPT the following described parcel:

Beginning at the Northwest corner of the
S1/2S1/2NW1/4SE1/4;
thence South 10 rods;
thence East 32 rods;
thence North 30 rods more or less to the North line of said
S1/2NW1/4SE1/4;
thence West 32 rods along the said North line to the NW
corner of said S1/2NW1/4SE1/4;
thence South along said West line 20 rods to the Point of
Beginning.

MICROFILMED
AUG 05 1994

ALL SUBJECT TO COUNTY ROAD RIGHT OF WAY.

POOR ORANGE

Township No 10 North Range No 10 West



AUG 05 1994

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A67-04019

Date Received: 10/05/1989

Receipt No: m004824

Received By: Rdh

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HOWARD K. ALBANO 208-549-2196
Address: 621 E. COURT
WEISER, ID 83672

OR

Name: JUNE R. ALBANO 208-549-2196
Address: 621 E. COURT
WEISER, ID 83672

2. Date of Priority: APR 01, 1956

3. Source: WEISER RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
10N	05W	4	NW	NW	NW	4	WASHINGTON

5. Description of diverting works:
10HP PUMP, PIPELINE, THEN DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.480		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	05W	4	NW	NW	4	IRR	24.0
Section Acres							24.0
Total Acres							24.0

11. Place of use in counties: WASHINGTON

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: STATUTORY CLAIM

MICROFILMED
OCT 02 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 X 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): Howard G. Albano Date: 10-5-89

Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 5 day

of OCT 19 89

Ron Howerton
Notary Public

Seal

Residing at Ron Howerton

My Commission Expires Residing at Boise, Idaho
My Commission Expires December 8, 1994

ES
INTERIOR
RVEY

180,000 Feet (Idaho)

RSW 55'



Microfilmed
007-02-1892

Identification No. _____
Claim No. 67-4019
Map No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

CLAIM TO A WATER RIGHT

Established by Diversion and Application to Beneficial Use

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. The filing of this claim does not confirm the water right but will serve for information purposes only. It may, however, become the basis for future adjudication of the water right by the Court.

(Please refer to the instructions on the back of this form)

1. Name of claimant H. K. Albano
post office address 621 East Court, Weiser, Idaho
2. The point of diversion is in Lot 4 $\frac{1}{4}$ of $\frac{1}{4}$ Section 4 Township 10N
Range 5W B.M. located on Weiser River
(name of source)
tributary to Snake River in Washington County.

3. Dates of priority claimed: list the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.

a. Date of priority claimed:

April, 1956 amount: .8 c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
Total claimed .8 c.f.s. or _____ acre feet.

- b. Explain the purpose for which the water has been used and the time during the year when you have used the right claimed:

use Irrigation period of use from March 15 to Nov. 15 (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive).

4. Description of diverting works:

- a. Surface water diversion dam and/or headgate: material is composed of _____
_____ ; length is _____ feet; height is _____ feet;
width at bottom is _____ feet; with at top is _____ feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known 10 Horse-power electric motor with Parma Water Lifter pump into earth ditches.

- b. Underground water diverting works: is well flowing or pumped _____ ; depth of well is _____ feet; diameter of well is _____ inches; type of pump is _____
capacity of pump is _____ g.p.m.; name and address of well driller is _____

if feeder canal is used give maximum carrying capacity _____ c.f.s.; if reservoir is off stream, describe location of reservoir by 40-acre subdivisions _____

[illegible]

b. Do you get water through a ditch owned by several users? _____ If yes, give the name of the ditch _____ . The other users and their respective interests in the ditch are (if known) _____

6. Where water is used for stock watering, give number of each kind of stock watered _____

7. Where water is used for domestic or municipal purposes give number of families served _____
name of town supplied _____

8. Where water is used for other purposes not above enumerated, give the nature of use, the extent of use, and any details regarding the initiation of the right or subsequent later expansion. Be as specific as possible, giving dates and quantities.

9. Remarks: please explain any details of your claim which you feel need clarification or additional explanation

State of Idaho

County of.

33.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this

17

day of

December

19 1971

Residing at:

My commission expires _____

2-18-1974

For Department Use Only

Received by el Date 12-17-71

Exception filed by:

Forwarded to
claimant by:

Date _____

Prelim. check by LES Date 17 Dec 71

Fee received by es Date 12/17/71 Fee \$ 10.00

Approved for publication by 12/16/99

Published in News Signal Dates 12-30-71

~~67-4030~~

1-6-7.7

01/06/2006

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

RIGHT NUMBER: 67-4019

NAME AND ADDRESS: JENNIFER A WELDON
737 JENKINS CREEK RD
WEISER ID 83672

BERNHARD L WELDON
737 JENKINS CREEK RD
WEISER ID 83672

SOURCE: WEISER RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.480 CFS

PRIORITY DATE: 03/01/1957

POINT OF DIVERSION:

T10N R05W S4 NWNW Lot 4 Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
03/01 11/15

QUANTITY
0.480 CFS

PLACE OF USE: IRRIGATION Within WASHINGTON County

T10N R05W S04 Lot 4 NWNW 24.0

24 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 - Beneficial Use



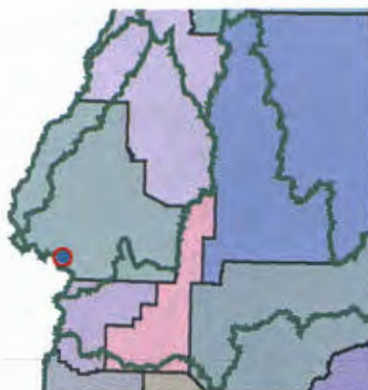
Idaho Department of Water Resources

Adjudication Claim Number: **67-4019**

T11N R06W
T12N R06W

Legend

- Point(s) of diversion
- Place of Use
- Quarter Quarter Lines
- Section Lines



Washington County
IDWR Basin 67



Irrigated acres: 24

Prepared by M. Van Bussum
On Friday, January 6, 2006
2004 NAIP Aerial Photography

0 0.1 0.2 Miles

A horizontal scale bar with markings for 0, 0.1, and 0.2 miles.

Priority Date Data Entry Form

Claim Number 67-4019

Claimed Priority Date: 4/1/1956

Claimed Basis: Statutory Claim

☐ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Water Right Priority Date: 4/1/1956

Water Right Basis: Statutory Claim

Recommended Priority Date 3 1 1957Recommended Basis B-Use

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

Affidavit from Jon Wray says spring of 1957. Used
first day of irrigation season.

Reviewer: MVBDate: 1-5-2006

Point of Diversion and Source Data Entry Form

Claim Number 67-4019

Claimed Point of Diversion and Source

T10N R05W S4 NWNW Lot 4 Within WASHINGTON County Source: WEISER RIVER SNAKE RIVER

☒ Use Claimed POD and Source as Recommended POD and Source

Water Right Point of Diversion and Source

T10N R05W S4 NWNW Lot 4 Within WASHINGTON County

Recommended Point of Diversion and Source

Source Information

Source

Tributary To

_____	_____
_____	_____
_____	_____

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

Other rights from this POD? _____

Document how the POD and Source were verified:

Map provided by claimant. Field exam 4-19-2005 by
Roger Meyer

Reviewer: MVBDate: 1-5-2006

Place Of Use Data Entry Form

Claim Number 67-4019

Claimed Place Of Use

T10N R05W S04 Lot 4 NWNW 24.0

Total Acres 24

☐ Use Claimed POU as Recommended POU

Water Right Place Of Use

T10N R05W S04 Lot 3 NENW 20.0

T10N R05W S04 Lot 4 NWNW 20.0

T11N R05W S32 SWSW 1.0

Total Acres 41

Recommended Place of Use

☐ See corrections to claimed POU above

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
10N	5W	4				4	24	Irrigation

Total Acres 24

Document how the POU was verified:

FE by Roger Meyer 4-19-2005Reviewer: MVBDate: 1-5-2006

Purpose of Use Data Entry Form

Claim Number 67-4019

Claimed Purpose of Use

Water Use

Number of Homes

Number of Stock

Acre Limit

IRRIGATION



Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

Water Use

Number of Homes

Number of Stock

Acre Limit

IRRIGATION

Recommended Purpose of Use

Water Use

Number of Homes

Number of Stock

Acre Limit

Number of Other

Document how the Purpose of Use was verified:

FE by Roger Meyer 4-19-2005

Reviewer: MUBDate: 1-5-2006

Period of Use and Quantity Data Entry Form

Claim Number 67-4019

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	3/15	11/15	0.48	

Overall Diversion Rate 0.48 Overall Diversion Volume

☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	3/15	11/15	0.8	

Overall Diversion Rate 0.8 Overall Diversion Volume

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Irrigation	3/1	11/15	0.48	

Overall Diversion Rate 0.48 Overall Diversion Volume

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

IDWR standard season of use

$$24 \text{ ac} \times \frac{0.02 \text{ cfs}}{\text{ac}} = 0.48 \text{ cfs}$$

Reviewer: MUB

Date: 1-6-06

THEORETICAL HORSEPOWER EQUATION WORKSHEET (cjh 1/92)

Water Right No.: 67-4019
 Examiner: Monica Van Bussun
 Date of Field Exam: 1/5/2006

	A0014068	A0014069	OPTION 3
P/D No.:			
PUMP HORSEPOWER	10		0
BOOSTER HORSEPOWER	0		0
PUMPING LEVEL	25		0
DISCHARGE PRESSURE	0		0
RATE OF FLOW (cfs)	2.46	#DIV/0!	#DIV/0! #####

The above calculates the formula =

$$Q = \frac{8.8 * (\text{Efficiency}) * \text{hp}}{\text{depth to water} + 2.31 * (\text{psi}) + \text{friction}}$$

Assumptions: 870 efficiency.
 No Friction

Examiners Notes:

Pump open discharges into ditch system.

Contacts Data Entry Form**Claim Number: 67-4019**

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	JENNIFER A WELDON	737 JENKINS CREEK RD	WEISER	ID	83672	(208)549-2771
Current Owner	BERNHARD L WELDON	737 JENKINS CREEK RD	WEISER	ID	83672	(208)549-2771
Original Owner	JUNE R ALBANO	621 E COURT	WEISER	ID	83672	(208)549-2196
Original Owner	ULMER GLARBORG FARMS INC	BOX 244	WEISER	ID	83672	(208)549-2653
Original Owner	HOWARD K ALBANO	621 E COURT	WEISER	ID	83672	(208)549-2196
Original Owner	ULMER FARMS INC	2275 VALLEY VIEW	WEISER	ID	83672	(208)549-1849

Date of Field Exam: _____ Time: _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

Directions to Property (if different from above) and/or update owner information:

Contact info okay

Reviewer: MVBDate: 1-5-2006



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

November 21, 2005

BERNHARD AND JENNIFER WELDON
737 JENKINS CREEK RD
WEISER ID 83672

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim to a Water Right #67-4019

Dear Claimants:

We have processed your change in ownership of the Notice of Claim referenced above.

Enclosed is a copy of your Notice of Claim for your file. Please refer to this record number in any future inquiries or correspondence.

If your mail delivery address changes in any form, please contact us in writing so we can update our records to assure you receive important notices concerning your claim.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Technical Section

SS:state

Enclosure:

Copy of Notice of Claim Referenced Above

SCANNED
NOV 21 2005

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

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

RECEIVED

NOV 04 2005

WATER RESOURCES
WESTERN REGION

RECEIVED

NOV 09 2005

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, 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
67-4019 <i>ok</i>		NO			

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) are 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**.

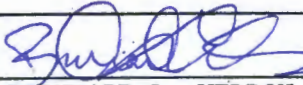
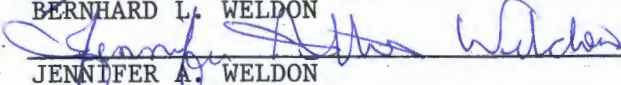
3. Name and Address of Former Owner/Claimant(s) ULMER FARMS, INC.
2275 VALLEY VIEW DRIVE, WEISER, ID 83672
4. New Owner/Claimant(s) BERNHARD L. WELDON AND/OR JENNIFER A. WELDON
 Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
- New Mailing Address 737 JENKINS CREEK ROAD
- City, State and ZIP Code WEISER, ID 83672
- New Telephone Number (208) 549-2771
5. Date you acquired the property 11/1/05

SCANNED
 NOV 09 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.

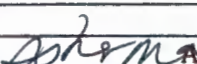
DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes,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

JENNIFER A. WELDON

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 _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by  Date 11-21-05 WR _____ Date _____

OK to Change CS 11-14-05

SCANNED
NOV 21 2005

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: **A67-04019**
Date Received: 10/ 5/1989
Receipt No: M004824
Received By: _____

COPY

FOR YOUR FILES
DO NOT RETURN

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ULMER GLARBORG FARMS INC 208-549-2653
Address: BOX 244
WEISER ID 83672

2. Date of Priority: APR 1, 1956

3. Source: WEISER RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	05W	4		NW	NW	4	WASHINGTON

5. Description of diverting works:
10HP PUMP, PIPELINE, THEN DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.480		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	05W	4	NW	NW	4	IRR	24.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	24.0
					Total Acres	24.0

11. Place of use in counties: WASHINGTON

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: 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): _____ Date: _____

_____ Date: _____

W11521

DEED

FOR VALUE RECEIVED, ULMER FARMS, INC., an Idaho corporation a corporation duly organized and existing under the laws of the State of Idaho, grantor, does hereby Grant, Bargain, Sell and Convey unto

BERNHARD L. WELDON AND JENNIFER A. WELDON, husband and wife

grantee whose current address is 737 JENKINS CREEK ROAD
WEISER, ID 83672

The following described real estate, to-wit:

SEE ATTACHED EXHIBIT "A"

Together with all water, water rights, ditches and ditch rights appurtenant thereto and in anywise belonging.

Subject to all valid outstanding reservations, easements, rights-of-way, restrictions, dedications, mineral leases, mineral reservations and mineral conveyances of record.

TO HAVE AND TO HOLD The said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever.

IN WITNESS WHEREOF, The Grantor, pursuant to a resolution of its Board of Directors has caused its corporate name to be hereunto subscribed by its President and Secretary this 26th day of OCTOBER, 2005.

BY

Instrument # 199181

WEISER, WASHINGTON, IDAHO

2005-11-01 11:41:00 No. of Pages: 2

Recorded for : AMERITITLE

SHARON WIDNER

Ex-Officio Recorder Deputy

Index to: DEED

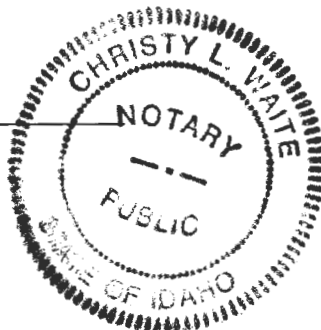
Fee: 6.00

Philip C. Ulmer
Philip C. Ulmer President
Marilyn R. Ulmer
Marilyn R. Ulmer Secretary

STATE OF IDAHO

On this 26th day of October, 2005, before me, a Notary Public in and for said State, personally appeared Philip C. Ulmer and Marilyn R. Ulmer, known or identified to me to be the President and Secretary of the corporation that executed this instrument or the persons who executed the instrument on behalf of said corporation and acknowledged to me that such corporation executed the same.

Christy L. Wate
Residing at: Weiser, Idaho
Commission expires: 11/4/09



SCANNED
NOV 09 2005

File No. 0011521

EXHIBIT A

IN TOWNSHIP 11 NORTH, RANGE 5 WEST, BOISE MERIDIAN, WASHINGTON COUNTY, IDAHO:

Section 33: A portion of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ described as follows:

Beginning at the SE corner of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 33, Twp. 11 N., R. 5 W., B.M.;
thence West 451.5 feet;
thence North to the South bank of the Weiser River;
thence up and along the South bank of the Weiser River to its intersection with the East line of the said SW $\frac{1}{4}$ SW $\frac{1}{4}$;
thence South to the Place of Beginning;

AND

A portion of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ described as follows:

Beginning at the SW corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 33, Twp. 11 N., R. 5 W., B.M.;
thence North 40 feet;
thence East 523 feet;
thence South 40 feet;
thence West 523 feet to the Place of Beginning.

IN TOWNSHIP 10 NORTH, RANGE 5 WEST, BOISE MERIDIAN, WASHINGTON COUNTY, IDAHO:

Section 4: Government Lot 4

AND

A portion of Government Lot 3 described as follows:

Commencing at a point 18 rods West of the Northeast corner of said Government Lot 3;
thence West 500 feet to the TRUE POINT OF BEGINNING;
thence South 246 feet;
thence Southwesterly 284 feet to a point 485 feet East of the West line of said Government Lot 3;
thence West 485 feet to the West line of said Government Lot 3;
thence North along the West line of said Government Lot 3 530 feet to the Northwest corner of said Government Lot 3;
thence East 523 feet to the TRUE POINT OF BEGINNING.

SCANNED

NOV 09 2005

SW 1/4 Sec 33 11N R 5W 2B.M.



COMPLIMENTS OF
AmeriTitle

THIS SKETCH IS FURNISHED
TO ASSIST IN PROPERTY
LOCATION AND THE COMPANY
DOES NOT GUARANTY
ITS ACCURACY.

(5280', G.L.D.)

WEISER

WEISER

Subject

6520

451.50'

40'

523'

71.20

40'

297'

SCAN

NOV 09 2005

5250

5310

5320

825

7100

400'

400'

33

SLOUGH

COVE

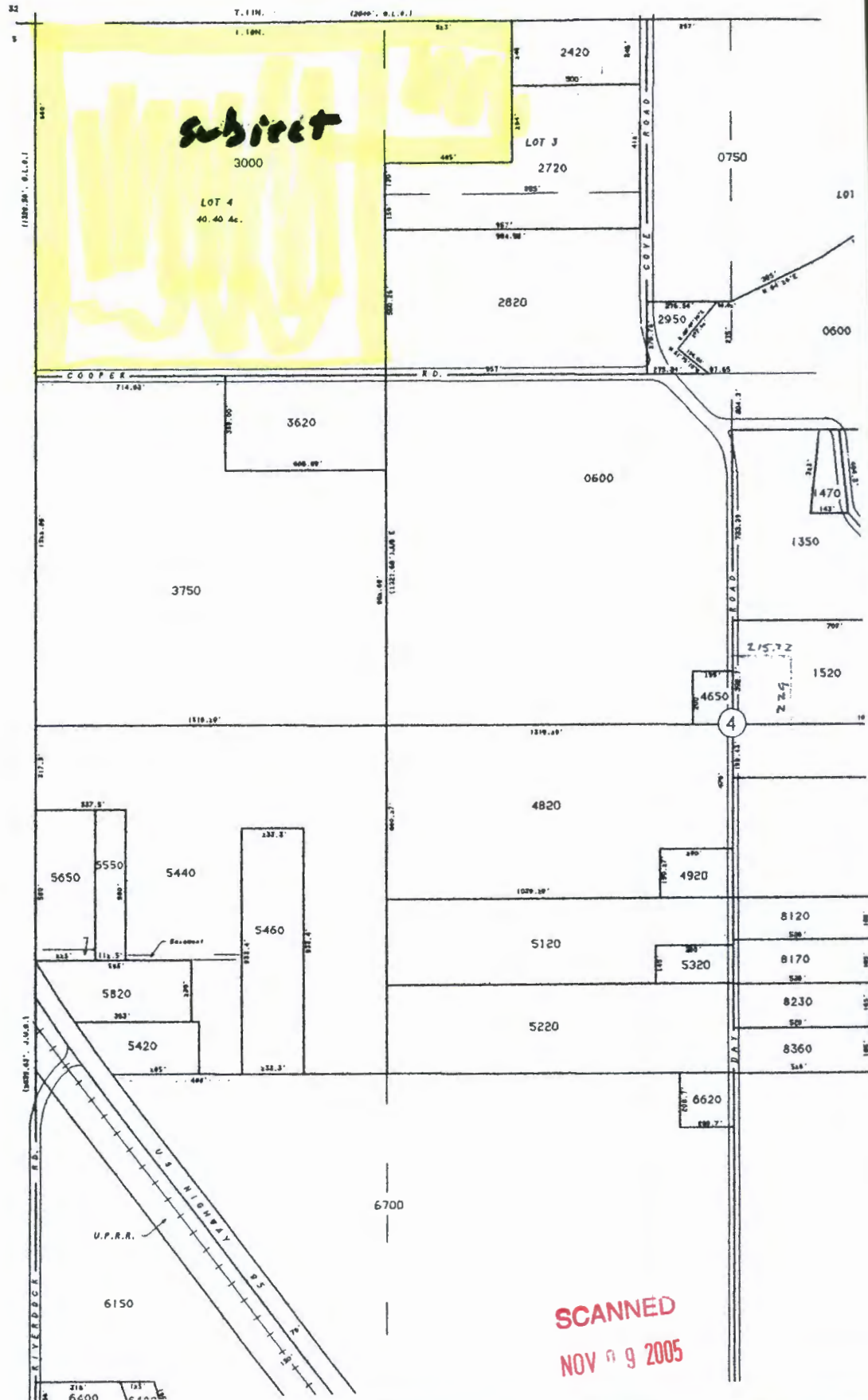
ROAD

164'

320'

982'

Twp 10N R 5W B 1M
Sec 4



SCANNED
NOV 19 2005



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 26, 2005

ULMER FARMS INC
2275 VALLEY VIEW
WEISER ID 83672

RE: Change of Ownership for Snake River Basin Adjudication (SRBA) claim 67-4019

Dear Mr. Ulmer,

The Idaho Department of Water Resources has processed your change of ownership request. Enclosed is a copy of the claim with the updated records. In addition, I received the evidence of priority documentation you submitted. I have reviewed the evidence and at this time, it looks like we have everything we need to make a recommendation to the SRBA court.

I greatly appreciate your cooperation with everything.

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

Respectfully submitted,

Craig L. Saxton
Sr. Water Resource Agent
Adjudication Bureau

Enclosure(s);

IN THE MATTER OF)
NOTICE OF CLAIM TO)
A WATER RIGHT NO.(S))

AFFIDAVIT

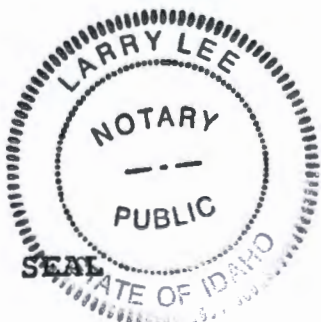
67 4019)
)
)
State of Idaho)
County of _____)

JON WRAY

being first duly sworn,

deposes and says: I am a lifetime resident
of Washington County. I have driven
past and have been familiar with the
24 acre farm land referenced in
claim # 67-4019.

I can remember distinctly water
being pumped from the Weiser River
to irrigate this field since the spring
of 1957.



Jon Wray
(Signature)

Subscribed and sworn to before me this
day 21 of SEPTEMBER, 2005

[Signature]
(Notary Public)

Residing at [Signature]

My Commission Expires 1-2-11

SCANNED
SEP 23 2005



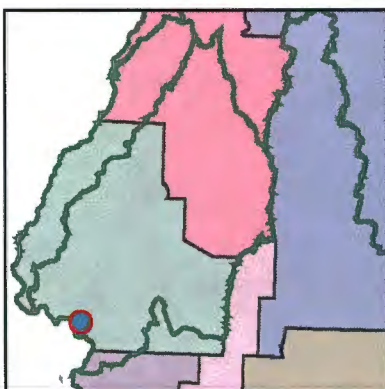
Idaho Department of Water Resources

T10N R05W

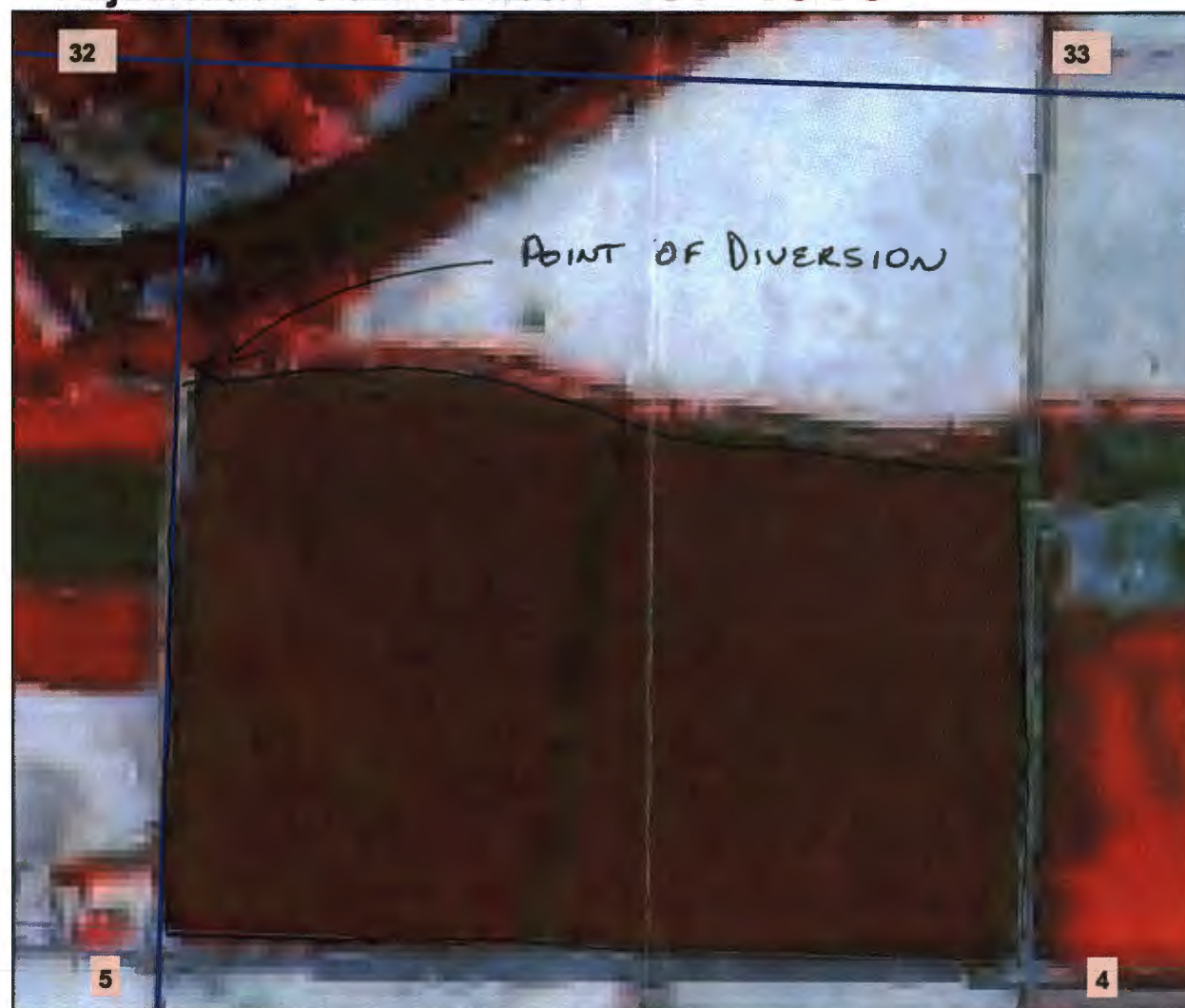
Adjudication Claim Number: **67-4019**

Legend

- PLS Sections
- GCDBQuarter Quarters



Washington County
IDWR Basin 67



0 0.1 0.2 Miles

Prepared by M. Van Bussum
On Wednesday, August 31, 2005
1987/88 Aerial Photography

SCANNED
SEP 23 2005

Ulmer
2275 Valley View
Weiser ID. 83672

70



NO POSTAGE
NECESSARY
IF MAILED
IN THE
UNITED STATES

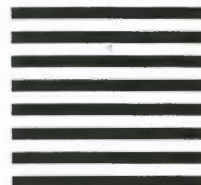
BUSINESS REPLY MAIL

FIRST-CLASS MAIL PERMIT NO. 1148 BOISE ID

POSTAGE WILL BE PAID BY ADDRESSEE

SRBA STATE

IDAHO DEPARTMENT OF WATER RESOURCES
PO BOX 83720
BOISE ID 83707-9815



Attn: C. Saxton



CONVERSATIONAL MEMORANDUM

Date: September 13, 2005

To: File 67-4019

From: Craig L. Saxton

Subject: Evidence of priority

Spoke with Phil Ulmer. He needed an extension on the deadline date of September 16, 2005. I told him just get it to me ASAP. He has a lead on a person that can write an affidavit to support priority date but they are on vacation and in addition he is in the middle of harvest. But he will be sending in EOP along with a change of ownership as soon as he can.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 17, 2005

ULMER FARMS INC
2275 VALLEY VIEW
WEISER ID 83672

RE: Change of Ownership for Snake River Basin Adjudication (SRBA) claim 67-4019

Dear Mr. Ulmer,

The Idaho Department of Water Resources received a Change of Address form on May 16, 2005. I apologize for the delay in getting back to you.

Unfortunately I cannot change the name on the water right without a completed Change of Ownership form along with a deed showing that you are now sole owner of the property that the water right claim is applicable to.

Enclosed is a Notice of Change in Water right Ownership form along with a copy of your claim. Please fill out the form and return it to this office with a copy of your deed or means of conveyance naming you as sole owner.

Please feel free to contact me with any questions.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Craig L. Saxton', is written over a horizontal line.

Craig L. Saxton
Sr. Water Resource Agent
Adjudication Bureau

Enclosure(s);

SNAKE RIVER BASIN ADJUDICATION
CHANGE IN ADDRESS OF NOTICE OF CLAIM

RECEIVED
MAY 16 2005
DEPARTMENT OF
WATER RESOURCES

Water Right Number(s): A67-04019

Previous Mailing Address: ULMER GLARBORG FARMS INC

PO Box 244

WEISER ID 83672

New Mailing Address:

ULMER FARMS INC

2275 VALLEY VIEW

WEISER ID 83672

Telephone Number:

(208) 549 1849

Signature of all Claimant(s):

Philip C Ulmer

Please print your name below your signature.

PHILIP C ULMER

Please mail or FAX this completed form to the office nearest you:

Adjudication Bureau
Idaho Dept. of Water Resources
1910 Northwest Blvd., Ste. 210
Coeur d'Alene, ID 83814-2615
Ph. 208/769-1450 or
FAX 208/769-1454

Adjudication Bureau
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082
Ph. 208/334-2190 or
FAX 208/334-2348

Adjudication Bureau
Idaho Dept. of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3380
Ph. 208/525-7161 or
FAX 208/736-3037

Adjudication Bureau
Idaho Dept. of Water Resources
900 N. Skyline, Ste. A
Idaho Falls, ID 83402-3653
Ph. 208/736-3033 or
FAX 208/525-7177

Adjudication Bureau
Idaho Dept. Of Water Resources
322 E. Front St.
P.O. Box 83720
Boise, Id 83720-0098
Ph 208/287-4800
FAX 208/287-6701

SS
ADDRESS FM.doc
Revised 12/3/04

IDWR Use Only:
Data Entry: _____

Date: _____

SCANNED

MAY 16 2005

CLARK Saxon

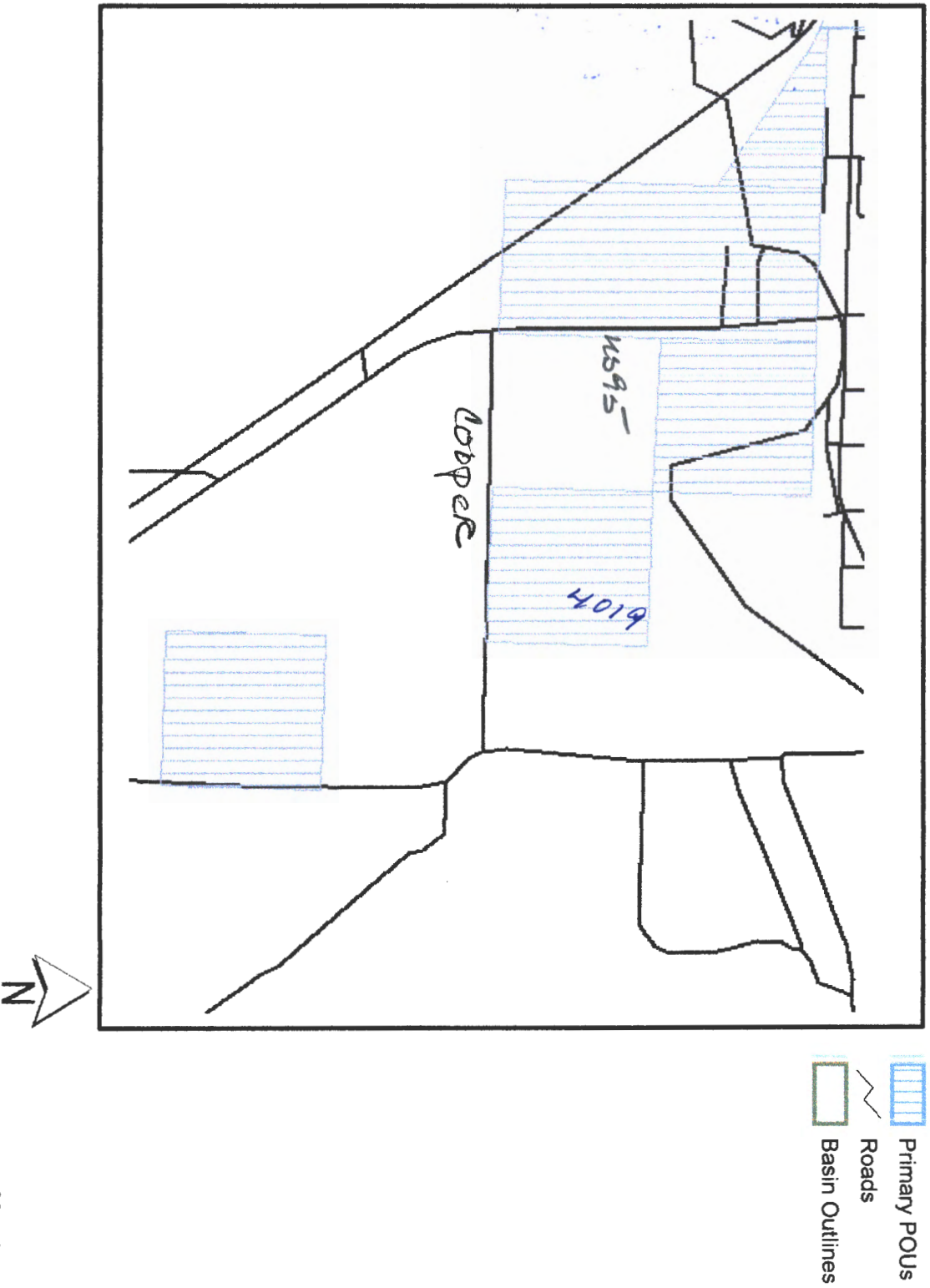
Ulmer
2275 Valley View
Wise, Id. 83672



Idaho Dept of Water Resources
PO Box 83720
Boise, Id. 83720-0098

83720+0098 

Map Title



April 19 - 10 AM.

67-04019 Ulmer ~~CLARK~~ ~~PHILIP~~ 208-549-~~2658~~
Philip. 550-0866.

#020 POD

2264 222
1452 734

Pump HP. 10

#1A 0016718

Pump lift 25

2 PIC

Flood ~~or~~ ~~SPRINKLER~~

Roll Sweep Map

41
~~27~~ ACRES
148 LFS.
4-1-1950

Per/Date. OK



#A0016718 Stand pipe.JPG



#A0016718 POD.JPG

#020

A0016718

IDWR Field Exam Form

02/28/2005

Contacts Data Entry Form

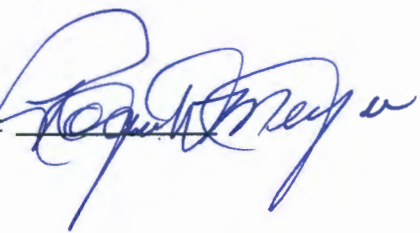
Owner Type	Full Name	Address	City	State	Zip	Phone
Original Owner	JUNE R ALBANO	621 E COURT	WEISER	ID	83672	(208)549-2196
Current Owner	ULMER GLARBORG FARMS INC	BOX 244	WEISER	ID	83672	(208)549-2653
Original Owner	HOWARD K ALBANO	621 E COURT	WEISER	ID	83672	(208)549-2196

Phil. Ulmer Cooper Lane Weiser ID 83672 208-550-0866

Date of Field Exam: 4-19-05 Time: 10:30Accompanied By: Phil Ulmer Phone Number: 208-550-0866Relationship to Claimant: Owner

Directions to Property (if different from above) and/or update owner information:

Cooper Lane
Change of Address, Change of ownership
AFFIDAVIT FOR Title.

Reviewer: Date: 4-19-05

Claim Number 67-4019

Claimed Basis: Statutory Claim

Water Right Basis: Statutory Claim

[illegible]

Reviewer: Robert D. Gray

Date: 4-29-05

Point of Diversion and Source Data Entry Form

Claim Number 67-4019

Claimed Point of Diversion and Source

T10N R05W S4 NWNW Lot 4 Within WASHINGTON County Source: WEISER RIVER SNAKE RIVER

☒ Use Claimed POD and Source as Recommended POD and Source

Water Right Point of Diversion and Source

T10N R05W S4 NWNW Lot 4 Within WASHINGTON County

Recommended Point of Diversion and Source

Source Information

Source

Tributary To

Tw	Rge	Sec	Gov	Lot	QQQ of QQ of Q	County	Source
----	-----	-----	-----	-----	----------------	--------	--------

1	10	HP	Pump	25'	hft	to	Stand
PIPE Dumped IN to A Concrete Ditch PIPE							
with Headgate that splits the Field							
See Map. Ditch Down the Middle &							
on East side of Field next to Cooper Lane							

2: P/D
: 2264222
1452734

Other rights from this POD?

Document how the POD and Source were verified:

Reviewer



Date:

4-19-05

Place Of Use Data Entry Form

Claim Number 67-4019

Claimed Place Of Use

T10N R05W S04 Lot 4 NWNW 24.0

Total Acres 24

☒ Use Claimed POU as Recommended POU

Water Right Place Of Use

T10N R05W S04 Lot 3 NENW 20.0

T10N R05W S04 Lot 4 NWNW 20.0

T11N R05W S32 SWSW 1.0

Total Acres 41

Recommended Place of Use

_____ See corrections to claimed POU above

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

Total Acres 23.9

Document how the POU was verified:

Reviewer:

Date: 4-19-05

Purpose of Use Data Entry Form

Claim Number 67-4019

Claimed Purpose of Use

Water Use

Number of Homes

Number of Stock

Acre Limit

IRRIGATION

☒ Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

Water Use

Number of Homes

Number of Stock

Acre Limit

IRRIGATION

Recommended Purpose of Use

Water Use

Number of Homes

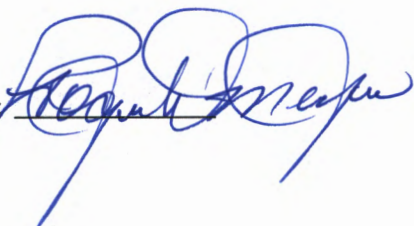
Number of Stock

Acre Limit

Number of Other

Document how the Purpose of Use was verified:

Reviewer:



Date:

4-19-05

Period of Use and Quantity Data Entry Form

Claim Number 67-4019

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	3/15	11/15	0.48	

Overall Diversion Rate 0.48

Overall Diversion Volume

☒ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	3/15	11/15	0.8	

Overall Diversion Rate 0.8

Overall Diversion Volume

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

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

Reviewer: _____

Date: _____

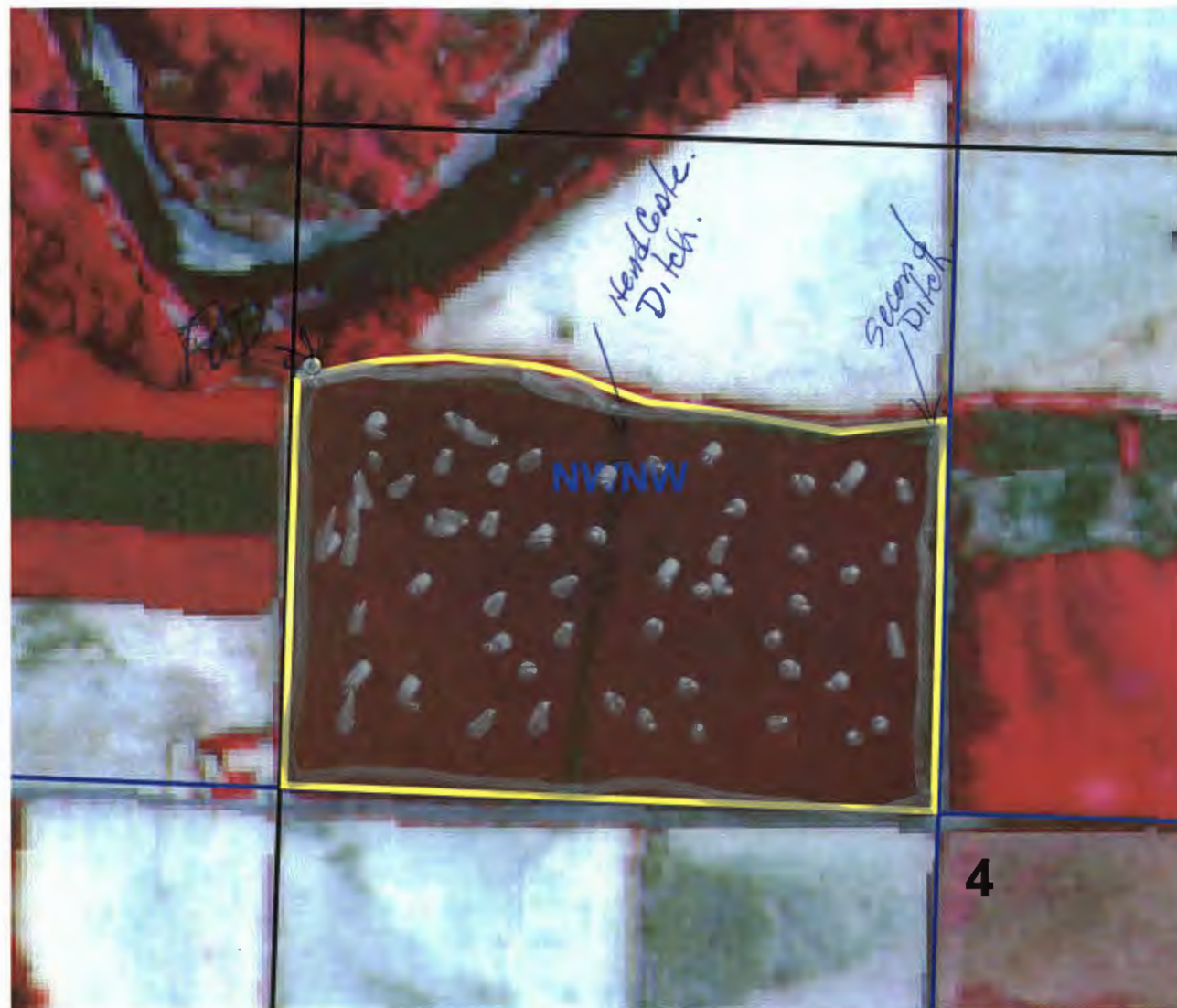
Idaho Department of Water Resources

T10N, R04W, S4

Water Right No: 67-4019

Legend

-  Point of Diversion
-  Place of Use
-  Quarter Quarter Lines
-  Section Lines



0.1 0 0.1 0.2 0.3 Miles

7-24-05: Needs General FE - no other WRt by this owner.

: Needs Evidence of Priority.

: Needs Measurement and Pump data w/system description.

: Needs POU - POD Verified.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

February 1, 1993

Re: Notice of Claim to a Water Right No. A67-04019

Ulmer Glarborg Farms, Inc.
Box 244
Weiser, ID 83672

Mr. Ulmer & Mr. Glarborg:

Enclosed is a copy of the above referenced claim which reflects the change in ownership of the land and appurtenant water rights covered under the original filing.

The Department will contact you in the future concerning any requirements that may be needed in order to process this claim for final court decree.

If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

Adjudication Staff
Department of Water Resources
Western Region Office
(208) 334-2190

LH:1
Enclosure

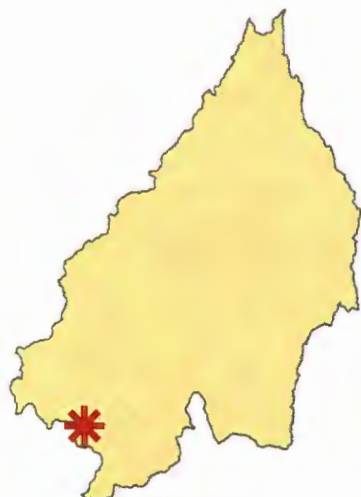
cc: Howard & June Albano

MICROFILMED
AUG 05 1994

Idaho Department of Water Resources

Water Right Claim No:

67-4019



Legend

-  Place of Use
-  Section Lines
-  Quarter Quarters



Prepared by: Dan Narsavage
On: February 28, 2005
1987 False-color Infrared Photography

0 0.1 0.2 0.3 0.4 0.5 Miles

