

05/11/2007

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

RIGHT NUMBER: 22-2220A

NAME AND ADDRESS: RV RICKS FARMS LLC
30 K ST
REXBURG ID 83440

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.770 CFS
140.00 AFY

Right Nos. 22-2220A and 22-4184A are limited to a total combined diversion rate of 0.77 cfs and to a total combined annual diversion volume of 280 AF.

PRIORITY DATE: 03/02/1962

POINT OF

DIVERSION: T05N R40E S8 NWNWSW Within MADISON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.770 CFS 140.00 AFY

PLACE OF USE: IRRIGATION in MADISON County

T05N R40E S07	SWSE	21.00	T05N R40E S07	SESE	19.00
T05N R40E S08	SWSW	20.00	T05N R40E S08	SESW	20.00

80 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 80 acres in a single irrigation season. Combined Right Nos.: 22-2220A and 22-4184A.

This right is limited to the irrigation of 40 acres within the place of use described above in a single irrigation season.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Right No. 22-4184A is an enlargement of this right pursuant to Section 42-1426, Idaho Code.

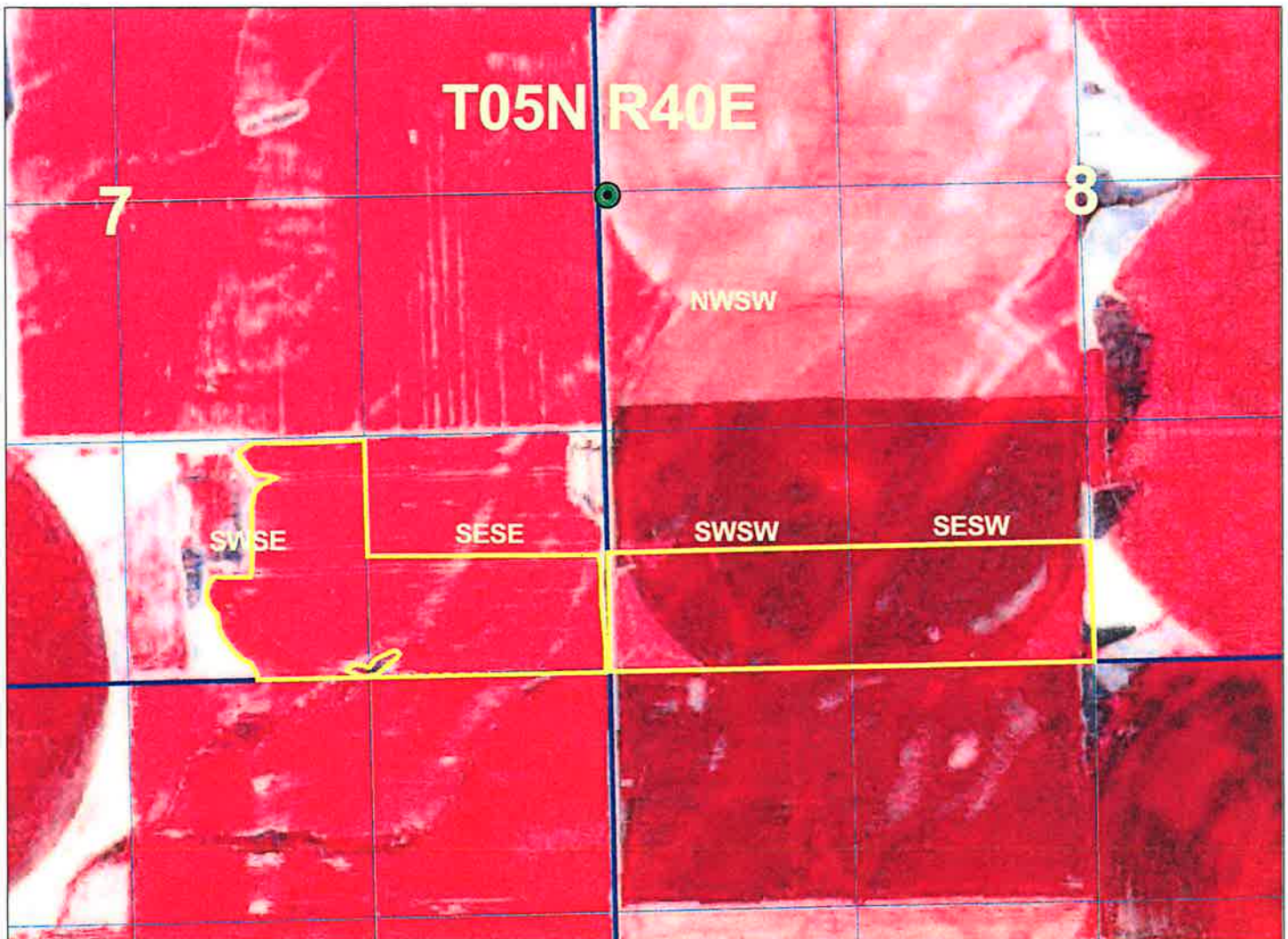
Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

The following rights are also diverted through point of diversion described above: 22-2220B, 22-4184A, 22-4184D, 22-4184E, and 22-4184F.

Department of Water Resources Eastern Region

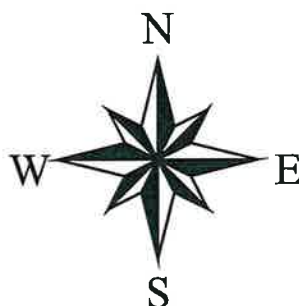


Claim No.: 22-2220A & 22-4184A



0 660 1320 1980 2640 Feet

- Point of Diversion
- Place of Use
- Township/Range
- Sections
- QQ



GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by: Kristin Moore
Date Prepared: October 2005

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MAY 31 2007



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

EASTERN REGION

May 18, 2007

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

RV RICKS FARMS LLC
30 K ST
REXBURG ID 83440

RE: Notice of Change of Water Right Ownership (NCO) for 22-2220A, 22-4184A, 22-13514 and Notice of Completed Administrative Proceeding (NCAP)

Dear Sir:

On March 13, 2007, the Idaho Department of Water Resources (IDWR) received an NCO changing the right holder for the above referenced water right(s). Based on this NCO, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

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

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

Respectfully,


Jennifer Crabtree
Technical Records Specialist

Enclosure

cc: R. Vernon Ricks

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MAY 31 2007

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

In Re SRBA

)

Water Rights: 22-13514, 22-4184A,
22-2220A

Case No. 39576

)

)

**NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

IDWR has completed the following Administrative proceeding:

☐ Address change

☒ Substitution of Party

☐ I.C. § 42-222 transfer

☐ point of diversion

☐

place of use

☐ period of use

☐

nature of use

☐ split of water right

☐

change in ownership

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

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

DATED: May 14, 2007

Ernest Carlson

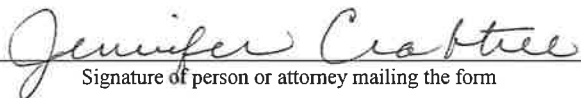
Signature of IDWR Representative

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MAY 31 2007

CERTIFICATE OF MAILING

I certify that on May 21, 2007, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707
2. One copy to:
Claimant/Seller for Substitution of Party or attorney of record:
R Vernon Ricks
30 K St
Rexburg ID 83440
3. One copy to:
Claimant/Purchaser for Substitution of Party, or attorney of record:
RV Ricks Farms LLC
30 K St
Rexburg ID 83440
4. One copy to:
Each party in the subcase, or attorney of record
N/A
5. One copy each to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724


Signature of person or attorney mailing the form

SCANNED
MAY 31 2007

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

*needs
NCRP*

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
22-13514					
22-4184 A					
22-2220 A					

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)

R. Vernon Ricks

4. New Owner/Claimant(s)

RV Ricks Farms LLC

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

New Mailing Address

30 K St.

City, State and ZIP Code

Rexburg ID 83440

New Telephone Number

() _____

5. Date you acquired the property

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MAY 31 2007

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)

[Signature] managing member
3/13/2007

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 _____

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MAY 31 2007

Exhibit 4:
DEED Description

WHEN RECORDED RETURN TO:
Billy G. DuPree, Jr.
P.O. Box 723
Rexburg, Idaho 83440

Instrument # 333100
REXBURG, MADISON, IDAHO
2006-12-04 11:04:00 No. of Pages: 1
Recorded for: BILLY G. DUPREE JR.
MARILYN R. RASMUSSEN Fee: 3.00
Ex-Officio Recorder Deputy

PERSONAL REPRESENTATIVE'S DEED

THIS DEED, made by Brad L. Ricks, as Personal Representative of the estates of R. Vernon Ricks and Laura Louise Ricks, deceased, referred to herein as Grantor, to RV Ricks Farms, LLC, an Idaho limited liability company, 30 K Street, Rexburg, Idaho 83440, referred to herein as Grantee.

WHEREAS, Grantor is the qualified Personal Representative of said estates, filed as Case Number CV06-1455, in Bonneville County, Idaho; and

THEREFORE, for valuable consideration received, Grantor quitclaims, transfers and conveys to Grantee all of the real property situated in Madison County, Idaho, described as follows:

Township 5 North, Range 40 East, Boise Meridian.

Section 7: SE1/4SW1/4; SW1/4SE1/4; S1/2SE1/4SE1/4

Section 8: S1/2S1/2SW1/4

Section 18: Lot 1; NE1/4NW1/4

EXECUTED this 28 day of November, 2006.

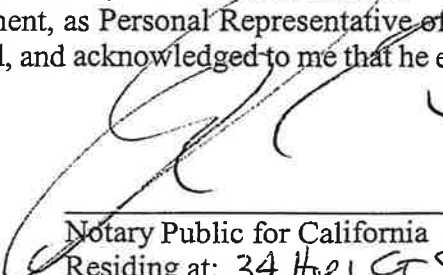


Brad L. Ricks,
Personal Representative of the
Estates of R. Vernon Ricks and
Laura Louise Ricks, Deceased

STATE OF CALIFORNIA)
 :SS
County of Contra Costa)

On this 28th day of November, in the year 2006, before me, the undersigned, a Notary Public in and for said State, personally appeared Brad L. Ricks, known or identified to me to be the person whose name is subscribed to the within instrument, as Personal Representative of the Estates of R. Vernon Ricks and Laura Louise Ricks, deceased, and acknowledged to me that he executed the same as such Personal Representative.





Notary Public for California
Residing at: 34 Hopi Ct San Ramon CA 94583
My Commission Expires: NOV 1, 2009

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MAY 31 2007

Exhibit 3:
Representative

Billy G. DuPree, Jr.
Attorney at Law
58 East First North
P.O. Box 723
Rexburg, Idaho 83440
Telephone: (208) 356-0180
Fax: (208) 356-0238
Idaho State Bar No. 3187

Attorney for Applicant

12 April 06
[Signature]



**IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF
THE STATE OF IDAHO IN AND FOR THE COUNTY OF BONNEVILLE**

IN THE MATTER OF THE ESTATES OF)
)
R. VERNON RICKS and)
LAURA LOUISE RICKS,)
)
Deceased.)
_____)

Case No. CV06-1455

LETTERS OF ADMINISTRATION
(I.C. 15-3-702)

1. Brad L. Ricks was duly appointed as personal representative of the estates of the above-named decedents by the Court with all authority pertaining thereto.

2. Administration of the estates is unsupervised.

These Letters are issued to evidence the appointment, qualification, and authority of the said personal representative.

WITNESS, my signature and seal of this Court this 12 day of April, 2006.

[Signature: L. Mark Riddick]

Magistrate

SCANNED
MAY 31 2007

Form **SS-4**
(Rev. February 2006)
Department of the Treasury
Internal Revenue Service

Application for Employer Identification Number

(For use by employers, corporations, partnerships, trusts, estates, churches, government agencies, Indian tribal entities, certain individuals, and others.)

▶ See separate instructions for each line. ▶ Keep a copy for your records.

OMB No. 1545-0003,
EIN
84-1721506

Type or print clearly.

1 Legal name of entity (or individual) for whom the EIN is being requested RV Ricks Farms, LLC {note: phoned government; Mrs. Oldroyd 28-07894 15DEC2006}	
2 Trade name of business (if different from name on line 1) same	3 Executor, administrator, trustee, "care of" name Brad L. Ricks
4a Mailing address (room, apt., suite no. and street, or P.O. box) 2400 Camino Ramon, Suite 280	5a Street address (if different) (Do not enter a P.O. box.)
4b City, state, and ZIP code San Ramon, CA 94583	5b City, state, and ZIP code
6 County and state where principal business is located Madison County, Idaho	
7a Name of principal officer, general partner, grantor, owner, or trustor Brad L. Ricks	7b SSN, ITIN, or EIN SSN: 518-52-3769

8a Type of entity (check only one box)

☐ Sole proprietor (SSN) ☐ Partnership ☐ Corporation (enter form number to be filed) ▶ ☐ Personal service corporation ☐ Church or church-controlled organization ☐ Other nonprofit organization (specify) ▶ ☒ Other (specify) ▶ Limited Liability Company	☐ Estate (SSN of decedent) ☐ Plan administrator (SSN) ☐ Trust (SSN of grantor) ☐ National Guard ☐ Farmers' cooperative ☐ REMIC ☐ State/local government ☐ Federal government/military ☐ Indian tribal governments/enterprises Group Exemption Number (GEN) ▶
---	--

8b If a corporation, name the state or foreign country (if applicable) where incorporated

State	Foreign country
-------	-----------------

9 Reason for applying (check only one box)

☒ Started new business (specify type) ▶ Farm ☐ Hired employees (Check the box and see line 12.) ☐ Compliance with IRS withholding regulations ☐ Other (specify) ▶	☐ Banking purpose (specify purpose) ▶ ☐ Changed type of organization (specify new type) ▶ ☐ Purchased going business ☐ Created a trust (specify type) ▶ ☐ Created a pension plan (specify type) ▶
--	--

10 Date business started or acquired (month, day, year). See instructions. 01 AUG 2006	11 Closing month of accounting year December
--	--

12 First date wages or annuities were paid (month, day, year). Note. If applicant is a withholding agent, enter date income will first be paid to nonresident alien. (month, day, year)

▶ not applicable

13 Highest number of employees expected in the next 12 months (enter -0- if none).

Do you expect to have \$1,000 or less in employment tax liability for the calendar year? ☒ Yes ☐ No. (If you expect to pay \$4,000 or less in wages, you can mark yes.)	Agricultural 0	Household 0	Other 0
--	--------------------------	-----------------------	-------------------

14 Check one box that best describes the principal activity of your business.

☐ Construction ☐ Real estate ☐ Rental & leasing ☐ Manufacturing ☐ Transportation & warehousing ☐ Finance & insurance	☐ Health care & social assistance ☐ Accommodation & food service ☒ Other (specify) Farm	☐ Wholesale-agent/broker ☐ Wholesale-other ☐ Retail
---	--	--

15 Indicate principal line of merchandise sold, specific construction work done, products produced, or services provided.
Farm rental. Major crops are: potatoes, wheat, and barley

16a Has the applicant ever applied for an employer identification number for this or any other business?
Note. If "Yes," please complete lines 16b and 16c.

☐ Yes ☒ No

16b If you checked "Yes" on line 16a, give applicant's legal name and trade name shown on prior application if different from line 1 or 2 above.

Legal name ▶	Trade name ▶
--------------	--------------

16c Approximate date when, and city and state where, the application was filed. Enter previous employer identification number if known.

Approximate date when filed (mo., day, year)	City and state where filed	Previous EIN
--	----------------------------	--------------

Third Party Designee

Complete this section only if you want to authorize the named individual to receive the entity's EIN and answer questions about the completion of this form.	Designee's telephone number (include area code)
Designee's name	()
Address and ZIP code	Designee's fax number (include area code)
	()

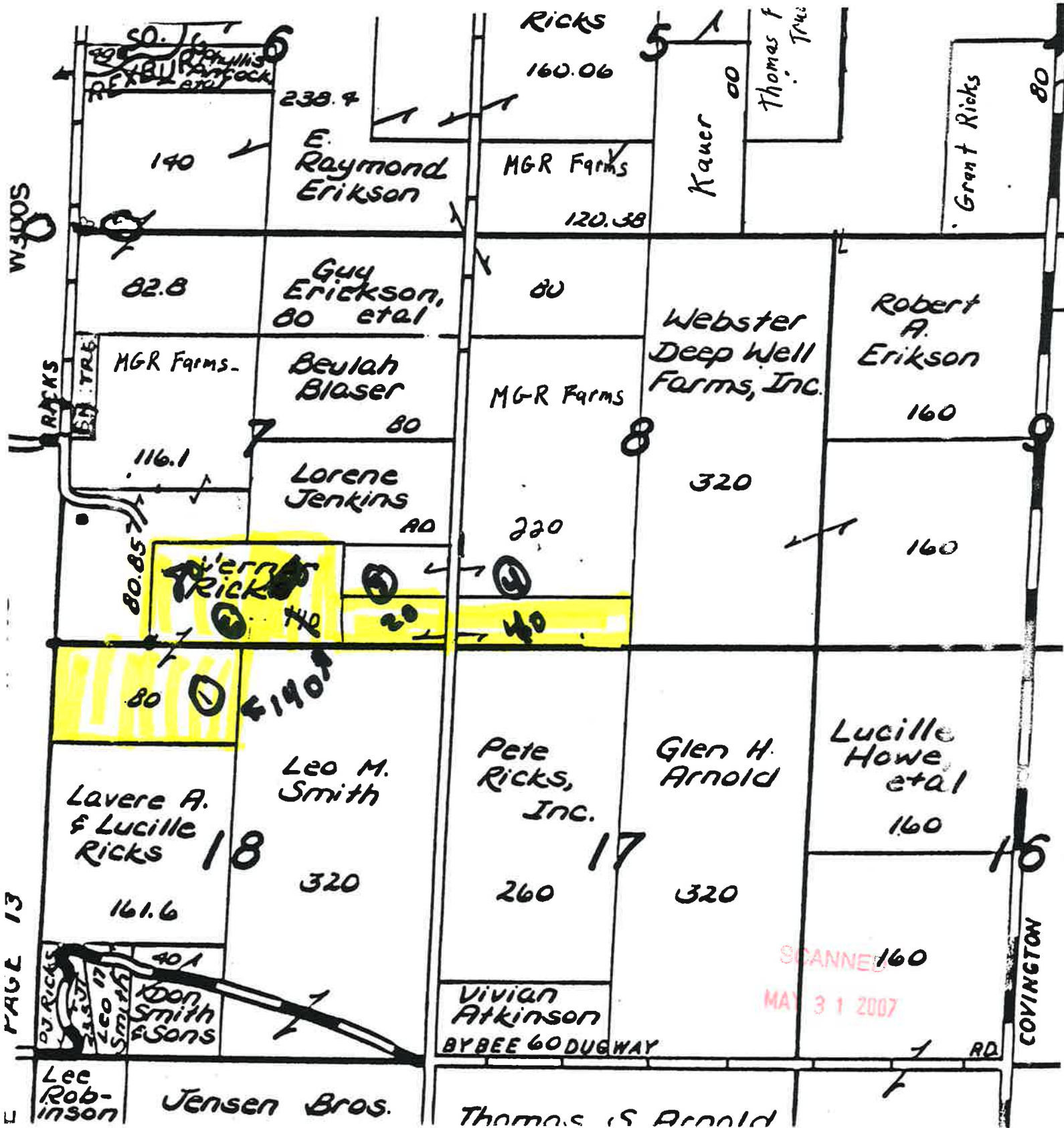
Under penalties of perjury, I declare that I have examined this application, and to the best of my knowledge and belief, it is true, correct, and complete.

Name and title (type or print clearly) ▶ **Brad L. Ricks, managing member**

Signature ▶ Date ▶ **8/01/2006**

Applicant's telephone number (include area code)	Applicant's fax number (include area code)
(925) 867-1000	(925) 867-1040

Exhibit 1 :
Property map



13 March 2007

RV Ricks Farms, LLC
30 K
Rexburg, Idaho 83440

State of Idaho
Department of Water Resources
Eastern Region
900 N. Skyline Drive, Suite A
Idaho Falls, Idaho 83402-1718
208/525-7161

RECEIVED
MAR 20 2007
Department of Water Resources
Eastern Region

Subject: Notice of Change of Water Right Ownership
Water Right Numbers: 22-13514, 22-4184A, 22-2220A

Dear Sirs:

Please find enclosed the following:

Exhibit No.	Title	Description	Comments
0	Notice of Change in Water Right Ownership	Form filled in by hand: - Item #1: Water Right Numbers - Item #2.B submittals (see exhibits 1..6B - Item #7: signed	
1	Property Map	Sketch of properties involved: #1 = 80 acres (see Exhibit 5) #2 = 80 acres (see Exhibit 6) #3 = 20 acres (see Exhibit 6A) #4 = 60 acres (see Exhibit 6B)	Part of Item# 2B Of Notice of Change of Water Right Ownership
2	RV Ricks Farms, LLC EIN		
3	Representative	Shows Brad L. Ricks as estates representative	
4	Deed Description	Shows Brad L. Ricks Respresentative's Deed	
5	Warranty Deed	Ownership Deed for: - o 1= 80 acres per Exhibit 1 - o 2= 80 acres per Exhibit 1	Part of Item# 2B Of Notice of Change of Water Right Ownership
6	Warranty Deed	Ownership Deed for: - o 3 = 20 acres + 20 acres - o 4 = 60 acres + 60 acres (note: joint ownership)	Part of Item# 2B Of Notice of Change of Water Right Ownership

MAILED
MAY 31 2007

 3/13/2007

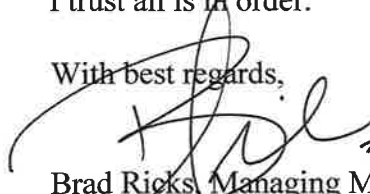
6A	Grant Deed	Ownership Deed for: o 20 acres north of #3 o 60 acres north of #4 (note: ownership was split north and south of original ownership described in Exhibit 6) Now owned by MGR Farms	Part of Item# 2B Of Notice of Change of Water Right Ownership
6B	Grant Deed	Ownership Deed for: o #3 = 20 acres o #4 = 60 acres (note: ownership was split north and south of original ownership described in Exhibit 6) Now owned by RV Ricks Farms, LLC	Part of Item# 2B Of Notice of Change of Water Right Ownership

Exhibit 0: Notice of Water Right Notice is for you use.

Exhibits 1 through 6B are back-up items in order to comply with filled in Items #1, #2, and #7 of Exhibit 0.

I trust all is in order.

With best regards,

 3/13/2007
Brad Ricks, Managing Member
RV Ricks Farms, LLC
2400 Camino Ramon, Suite 280
San Ramon, CA 94583

Enclosures:

Exhibit Numbers: 0, 1..6, 6A, 6B

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MAY 31 2007

Warranty Deed

BOOK 174 PAGE 297

THIS INDENTURE, Made this 10th day of April
in the year of our Lord One Thousand Nine Hundred and Fifty-three
between Peter J. Ricks and Emily A. Ricks, his wife

of Rexburg, County of Madison, State of Idaho
the parties of the first part, and R. Vernon Ricks and Laura L. Ricks, his wife

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 One and no/100 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.
do by these presents, Grant, Bargain, Sell and Convey and Confirm unto said parties of the second part, and to their heirs and assigns forever: All that certain lot, piece, or parcel of land situate, lying and being in the County of Madison, State of Idaho, bounded and more particularly described as follows, to-wit:

The Southeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$) and the Southwest Quarter of the Southeast Quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Seven (7), also Lot One (1) and the Northeast Quarter of the Northwest Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section Eighteen (18), all in Township Five (5) North, Range Forty (40) East of the Boise Meridian.

Together with one-eighth share of Reid Canal Company water.

Together with all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and privileges thereunto incident unto the said parties of the second part, an to their heirs and assigns forever. And the said parties of the first part, and 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 and against all and every person or 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 hand, S. and seal, S. the day and year first above written.

Signed, Sealed and Delivered in the Presence of:

Peter J. Ricks (SEAL)

Emily A. Ricks (SEAL)

(SEAL)

(SEAL)

NNED

1 2007

Exhibit 5:
Deed for 1280 acres & 2560 acres

STATE OF IDAHO,

County of Madison } ss.

On this 10th day of April in the year 1953, before me
Henry Dietrich a Notary Public
in and for said County and State, personally appeared Peter J. Ricks and Emily A. Ricks, his wife

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

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

Henry Dietrich Notary Public
Residence Rexburg, Idaho

98768

WARRANTY DEED

Peter J. Ricks & Emily A. Ricks,
his wife

TO
R. Vernon Ricks and Laura L. Ricks,
his wife

Dated April 10, 1953

STATE OF IDAHO, }
County of Madison } ss.

I hereby certify that this instrument was
filed for record at the request of
R. Vernon Ricks
at 10 minutes past 11
o'clock AM, this 18 day of
April, A. D., 1953
at my office and duly recorded in Book 117
of Deeds at page 291

E. J. McKelvey
Ex-Officio Recorder.

By Carol L. Larrick
Deputy.

Fee, \$ 1.50

R. Vernon Ricks

CANNED

31 2007

WARRANTY DEED

THIS INDENTURE, Made this 16th day of January in the year of our Lord One Thousand Nine Hundred and Fifty-three, between Mark Ricks, also known as Mark G. Ricks, and Evelyn T. Ricks, his wife, of Rexburg, County of Madison, State of Idaho, the parties of the first part, and R. Vernon Ricks and Laura L. Ricks, his wife, 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 One and No/100- - - - - (\$1.00) - - - - - 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

, do by these presents, Grant, Bargain, Sell and Convey and Confirm unto said parties of the second part, and to their heirs and assigns forever: All that certain lot, piece, or parcel of land situate, lying and being in the County of Madison, State of Idaho, bounded and more particularly described as follows, to-wit:

A one-half (1/2) undivided interest in and to the following described property, to-wit:
The Southeast quarter of the Southeast quarter of Section 7 and the South half of the Southwest quarter of Section 2, all in Township 5 North Range 40 East, Boise Meridian, in Madison County, State of Idaho, contain in 120 acres of land.

This conveyance is made to properly vest legal title to the land herein described in the equitable owners. Grantor herein having taken title by Administrator's Deed in trust for both the grantors and the grantees herein who were actually the purchasers thereof and paid the full consideration for said property.

Together with all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and privileges thereunto incident unto the said 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 or 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.

Signed, Sealed and Delivered in the Presence of:

Leonard O. Dingford
Rebecca W. Parker

Mark G. Ricks (SEAL)
Evelyn T. Ricks (SEAL)

(SEAL)
(SEAL)
(SEAL)

SCANNED

MAY 31 2007

Exh.b.46:
3 = 20 Acres
4 = 60 Acres
+ 10 Acres North
DEED For 3 = 20 Acres
4 = 60 Acres
+ 10 Acres North

THIS INDENTURE, made this 9th day of April, 1954, between Peter J. Ricks and Emily A. Ricks, husband and wife, of Rexburg, County of Madison, State of Idaho, the parties of the first part and R. Vernon Ricks and Laura L. Ricks, husband and wife, 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 love and affection they hold for the parties of the second part, their children, do by these presents, give, convey and confirm unto the said parties of the second part and to their heirs and assigns forever, all the right, title and interest of every kind and nature whatsoever of the said parties of the first part and of their heirs in and to the following described real property in the State of Idaho and the County of Madison and described as follows, to-wit:

The Southeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$) and the Southwest Quarter of the Southeast Quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Seven (7), also Lot One (1) and the Northeast Quarter of the Northwest Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section Eighteen (18), all in Township Five (5) North, Range Forty (40) East of the Boise Meridian.

Together with one-eighth share of Reid Canal Company water.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the rents, issues and profits thereof and the tenements, hereditaments and appurtenances thereunto belonging or appertaining unto the said parties of the second part and to their heirs and assigns forever.

THIS DEED is given to correct a certain deed given by the parties of the first part to the parties of the second part on April 10, 1953, which deed was recorded in Book 174 of Deeds, Page 297, Records of Madison County, Idaho. It being the intention of the parties of the first part in both deeds to convey by gift deed said

SCANNED

MAY 31 2007

MAY 31 2007

- 2 -

Fee 1.00
Lap.
Ray W. Rigby
Notary Public
State of Idaho
County of Madison
R. 181
Page 181
of 181
and 181
in Book 181
day of April
at 10:00
O'clock AM
this 9th
at 10:00
Minutes past 10:00
Filed for Record in the County of
State of Idaho
County of Madison
ss
Notary Public

Indorse 101126

January 24, 1955

My commission expires:

Notary Public, residing at
Rexburg, Idaho

Ray W. Rigby

Written.

On this 9th day of April in the year 1954, before me, Ray W. Rigby, a Notary Public, in and for said county and State personally appeared Peter J. Ricks and Emily A. Ricks, known to me to be the persons whose names are 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

STATE OF IDAHO,
*)
County of Madison.)

Emily A. Ricks
Peter J. Ricks

Written.

hereunto set their hands and seals the day and year first above

IN WITNESS WHEREOF, the said parties of the first part have described premises to the parties of the second part.

BOOK 101126

STATE OF IDAHO, } ss.
County of Madison,

On this 17th day of January in the year 1953

before me, Ralph A. Parker, a Notary Public

in and for said County and State, personally appeared
Mark Ricks, also known as Mark G. Ricks and Evelyn T. Ricks, his wife,

known to me to
be the persons whose names are 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.



Ralph A. Parker
Notary Public

Residence Rehburg, Idaho.

My commission expires August 24, 1955.

WARRANTY DEED

Mark Ricks, aka Mark G. Ricks
and Evelyn T. Ricks, his wife,

TO

R. Vernon Ricks and
Laura L. Ricks, his wife.

Dated January 16th, 1953

STATE OF IDAHO, } ss.
County of Blaine

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

at 20 minutes past 1
o'clock PM, this 17 day of

January A.D., 1953
at my office and duly recorded in Book

174 of Deeds at page 214

Paul M. Rulay
Ex-Officio Recorder

By Paul M. Rulay
Deputy

Fee, \$ 1.50

May 31 2007

M-17622

First American Title Company

GRANT DEED

FOR VALUE RECEIVED, MARK G. RICKS, and EVELYN T. RICKS, husband and wife, of 3348 South 1400 West, Rexburg, Idaho 83440, do hereby grant, bargain, sell, and convey unto R. VERNON RICKS and LAURA RICKS, husband and wife, of 33 K Street, Rexburg, Idaho 83440, their undivided one-half interest in the following described real property in Madison County, State of Idaho, to-wit:

S 1/2 SE 1/4 SE 1/4 of Sec. 7, Twp. 5 North, Rge. 40 East, Boise Mer.

ALSO: S 1/2 S 1/2 SW 1/4 of Sec. 8, Twp. 5 North, Rge. 40 East, Boise Mer.

TOGETHER With any and all improvements and appurtenances thereto; rents, issues and profits thereof; and reversions and remainders.

The purpose of this deed, along with a companion deed with the Grantees reversed, is to divide into two separately owned properties 120 acres now owned in common by the parties, accordingly the consideration for the deed is an exchange of like kind property.

DATED This 27th day of May, 1988.

Mark G. Ricks
Mark G. Ricks
Evelyn T. Ricks
Evelyn T. Ricks

Exhibit 6-1 :
GRAN DEED 20440 ALMS
North 31 2007

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

On this 27th day of May, 1988, before me, the undersigned, a Notary Public in and for said State, personally appeared MARK G. RICKS and EVELYN T. RICKS, husband and wife, known to me to be the persons, whose names are 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.

A circular notary seal for the State of Idaho, County of Madison, with the text "NOTARY PUBLIC" and "STATE OF IDAHO" around the perimeter.
[Signature]
Notary Public for Idaho
Residing at: Roxbury
My Commission Expires: 8-26-92

State of Idaho | 35 225618
County of Madison, |
I hereby certify that the within instrument was
filed MAY 31 1988
at 3:46 P and
recorded on film 225618
Fee 6.00
by MARIE B. HOOPES, Recorder
[Signature] Deputy
At the request of First American Title Company

GRANT DEED

FOR VALUE RECEIVED, R. VERNON RICKS and LAURA RICKS, husband and wife, of 33 K Street, Rexburg, Idaho 83440, do hereby grant, bargain, sell, and convey unto MARK G. RICKS and EVELYN T. RICKS, husband and wife, of 3348 South 1400 West, Rexburg, Idaho 83440, their undivided one-half interest in the following described real property in Madison County, State of Idaho, to-wit:

N 1/2 SE 1/4 SE 1/4 of Sec. 7, Twp. 5 North, Rge. 40 East, Boise Mer.

ALSO: N 1/2 S 1/2 SW 1/4 of Sec. 8, Twp. 5 North, Rge. 40 East, Boise Mer.

TOGETHER With any and all improvements and appurtenances thereto; rents, issues and profits thereof; and reversions and remainders.

The purpose of this deed, along with a companion deed with the Grantees reversed, is to divide into two separately owned properties 120 acres now owned in common by the parties; accordingly the consideration for the deed is an exchange of like kind property.

DATED This 27th day of May, 1988.

R. Vernon Ricks
R. Vernon Ricks

Laura L. Ricks
Laura Ricks

Exhibit 6B:
GRANT DEED
30 + 40 ALY + J
South

appeared R. VERNON RICKS and LAURA RICKS, husband and wife,
known to me to be the persons, whose names are 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.


Gordon F. Hanks
Notary Public for Idaho
Residing at: *Rexburg*
My Commission Expires: *8-26-92*

State of Idaho
County of Madison, } SS 225619
I hereby certify that the within instrument was
filed MAY 31 1988
19 at 2:48 P.M. and
recorded on Film 225619
by MARIE B. HOOPES, Recorder Fee 6.00
S. Supert Deputy
At the request of First American Title Company

SCANNED

MAY 31 2007

10/25/2005

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 22-2220A

~~R. VERNON RICKS~~

30 K ST

REXBURG ID 83440

Telephone Number: (208)356-3491 or (925)867-1030

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 27 OCT 2006

SIGNATURE:

Please print your name:

Brad L. Ricks

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

RECEIVED
OCT 27 2006

Department of Water Resources
Eastern Region

SCANNED

MAY 31 2007

Mailing Co of O KRD 10130

10/27
KRD

Claim No. 2220A

Document Checklist

☒ Copy License/Decree

☐ Copy Transfer

☒ Copy Licensing Field Exam

☐ Check if Ownership/Address Change is Required

☐ Generate, mail and file "Evidence of Priority" letter

☒ Generate Arcview Map

Same PoD as A22-0484E

Name & address ok

Shape is ok

SCANNED
MAY 31 2007

Claim no. _____

NOTES
-Claimant Contact Log

Date	Remarks	Agent initials
------	---------	----------------

Recommend w/enlargement 22-4184A		
----------------------------------	--	--

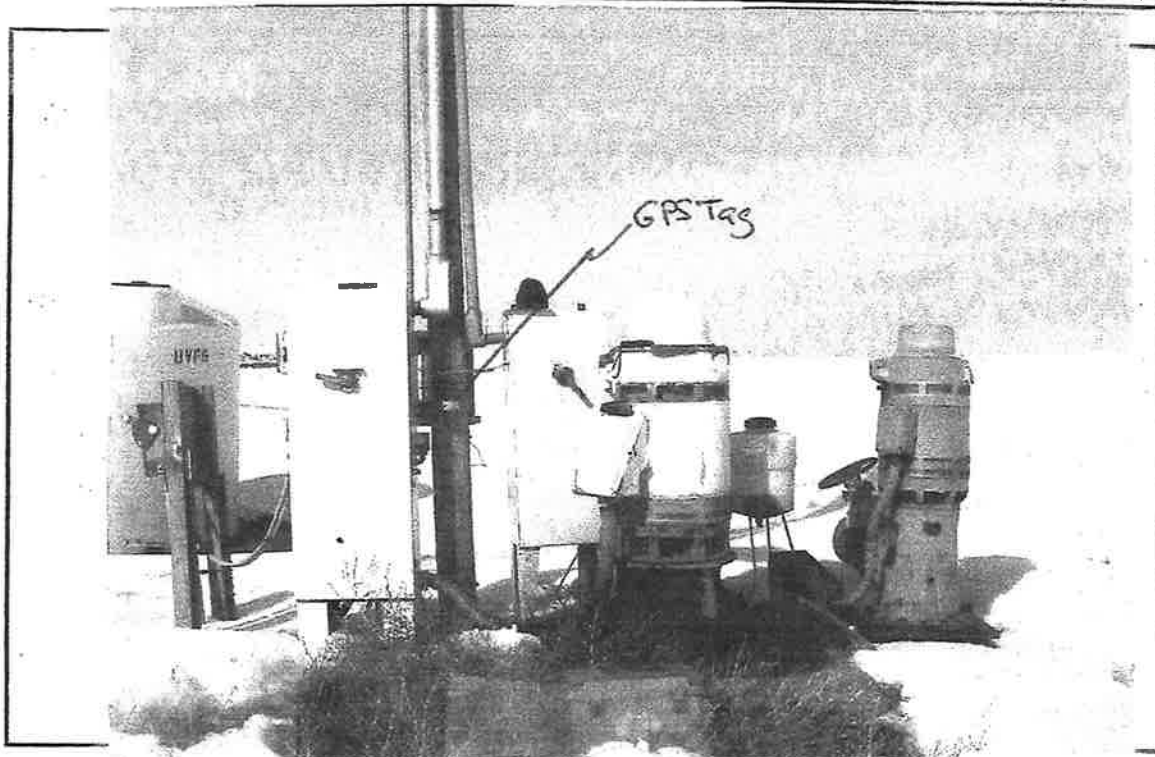
22 2220	A 0.77 d/s 40 ac	
	B 3.77 d/s 197 ac	

22-4184A is a 40 ac. enlargement of this right

SCANNED

MAY 31 2007

A22-2220A + A22-2220B A22-4184F
Water Right No(s). A22-04184D + A22-04184E + A22-04184A



GPS DATA:

Photo Looking North

Tag # A0000261 Location: Power Pole - GPS Data 2678281
13 99912

Diversion Data:

GPS File # - 224184

Source: Groundwater Trib to: _____

MOTOR / Rooster

Make: G.E. / G.E. Model: _____ Hp: 250 / 100
SN: ANJ119115 / KAJ1027142

PUMP

Make: Ventline / Ventline Model: _____ Disch: _____
SN: D00054 / D11812

NOTES:

Well & pump to pivots. Place of use is N 1/2 SESE Sec 7 T5N
R40E. For A22-04184E. Claims A22-04184E + A22-04184D share
Common P.O.D. Claimants Breulah Waser + Mark Rida (MGR forms)
are brother + sister. P.O.U For A22-04184D is SENE + E 1/2 SWNE
Sec 7 T5N R40E.

Field Exam Date: 3-2-05 Agent: AW Jones

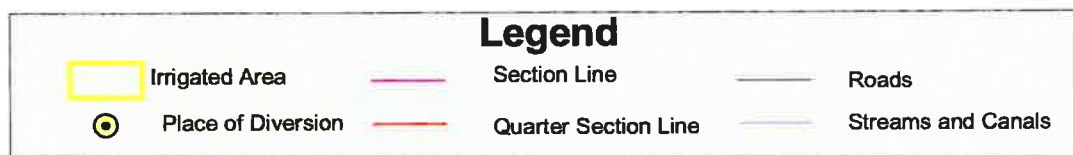
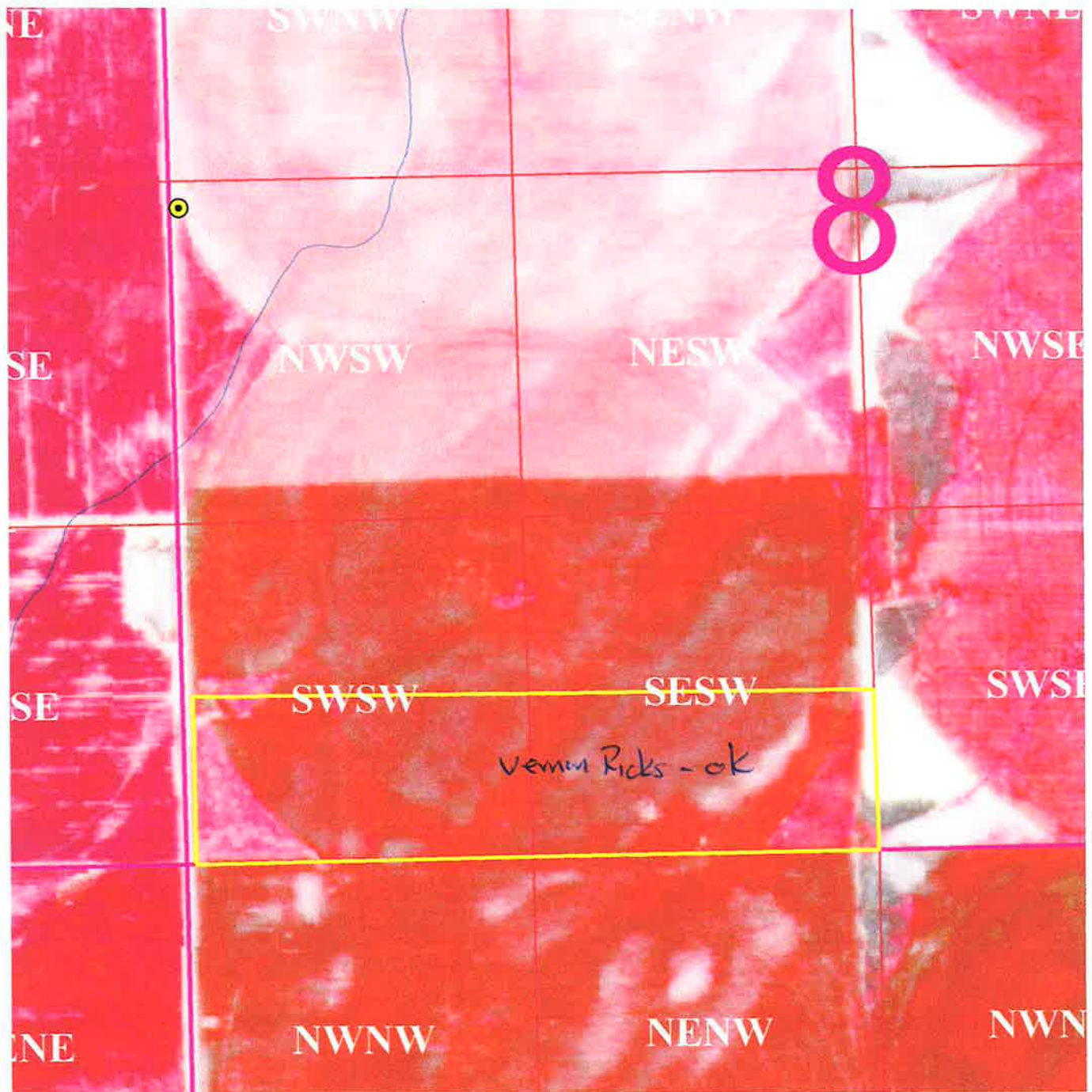
A22-2220A - Shape File + address OK.

SCANNED

MAY 31 2007

Water Right Claim Number 22-02220A
Township , 5N40E

06/27/2001



400 0 400 800 Feet

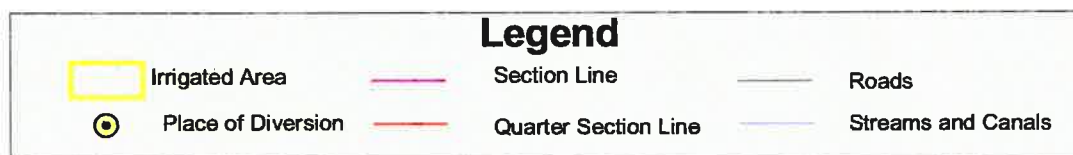
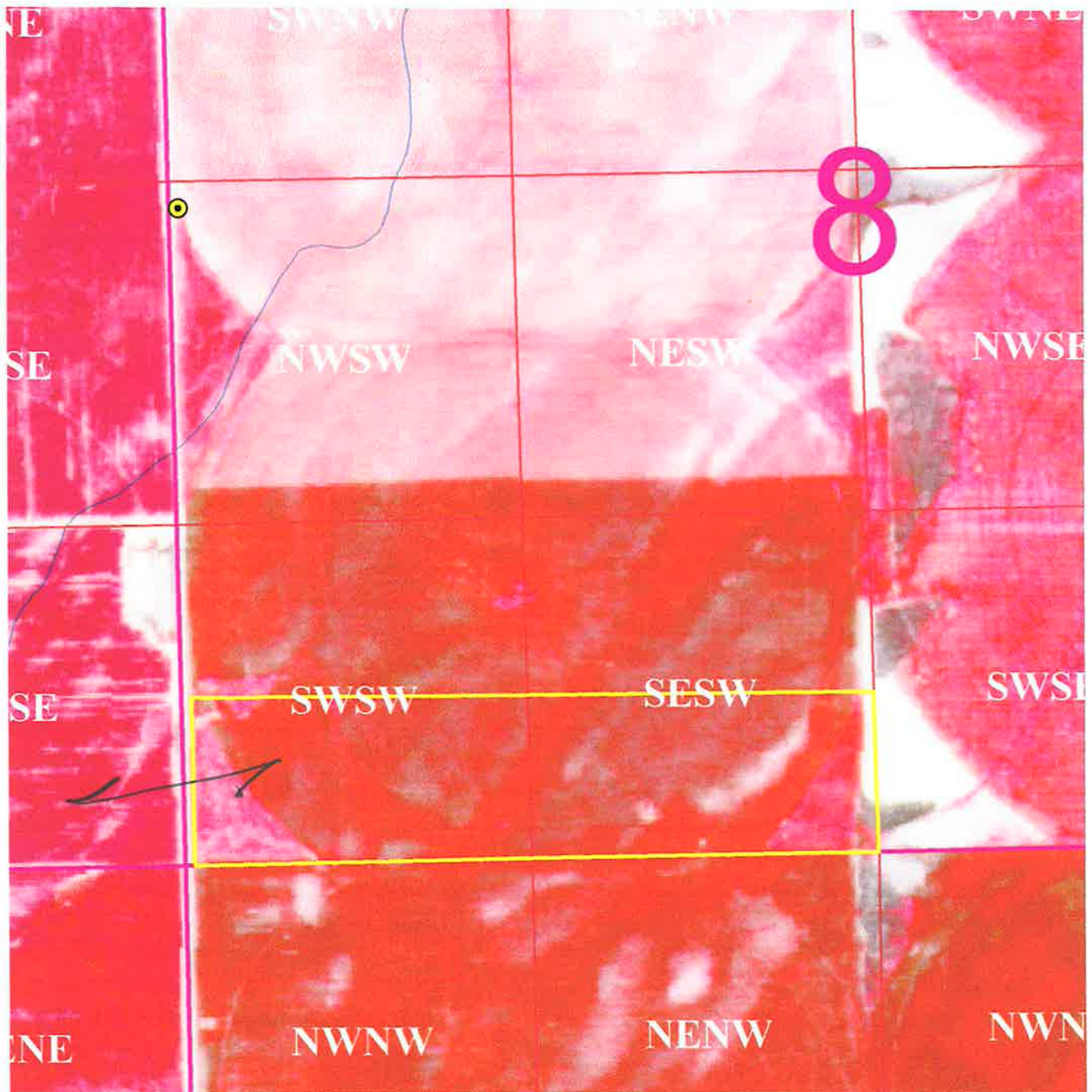


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MAY 31 2007

SPATIAL
DYNAMICS

Water Right Claim Number 22-02220A
Township , 5N40E

06/27/2001



400 0 400 800 Feet



SCANNED

MAY 31 2007

 SPATIAL
DYNAMICS

State of Idaho

License and Certificate of Water Right

Water License No. G-30399 Priority March 2, 1962 Amount 4.54 c.f.s.

THIS IS TO CERTIFY that

MARK G. RICKS

of Rexburg, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated March 2, 1962; that Permit No. G-30399 was issued under said application; that Certificate of Completion of Works, with a carrying capacity of 4.54 second feet, was issued thereunder on March 29, 1965, showing that said works were completed on the 28 day of July, 1964; and that on the 28 day of July, 1964, MARK G. RICKS

of Rexburg, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of a right to the use of the waters of a well

a tributary of subterranean flow for the purpose of irrigation under Use Permit No. G-30399 of the Department of Reclamation, and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in ~~XXXXXX~~ ~~XXXXXX~~ ~~XXXXXX~~ on the 29 day of March, 1968.

The right hereby confirmed dates from March 2, 1962.

The Point of Diversion is located

in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8, Twp. 5 N, R. 40 E, B.M. Madison County.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 4.54 cubic feet per second.

Description and location of use:

Twp.	Range	Section	Forty-Acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
5 N	40 E	8	SW $\frac{1}{4}$ NW $\frac{1}{4}$	40	39
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			NE $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			NW $\frac{1}{4}$ SW $\frac{1}{4}$	40	39
			SW $\frac{1}{4}$ SW $\frac{1}{4}$	40	39
			SE $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
Total number of acres irrigated:					237

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 29 day of March, 1968.

R. Keith Higgins
State Reclamation Engineer.

22 2410

30399

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. G-30399This proof is for Comp. of Works & Bens. Use

In Water District No. _____

1. Name of applicant: Mark G. Ricks
2. Source of water supply: Subterranean from well
3. Location of point of diversion: Is in the NW 1/4 of Section 8
T. 5N R. 40E County of Madison
4. Describe works as they exist, giving dimensions and capacities of same:
200 HP GE MOTOR # 0012 223123
LAYNE & BOWLER VERTICAL PUMP # 000059
2250 gpm 320' 100 HP GE # KAT1027142
LEB VERTICAL PUMP # D11812 2050 gpm 162'
10" THRU 4" UNDERGROUND MAIN STEEL LINE
5. Water is used for: Irrigation
6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

SW 1/4, SW 1/4, Section 8, 5N-40E making a total of 240 acres to be irrigated

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? _____

Remarks: _____

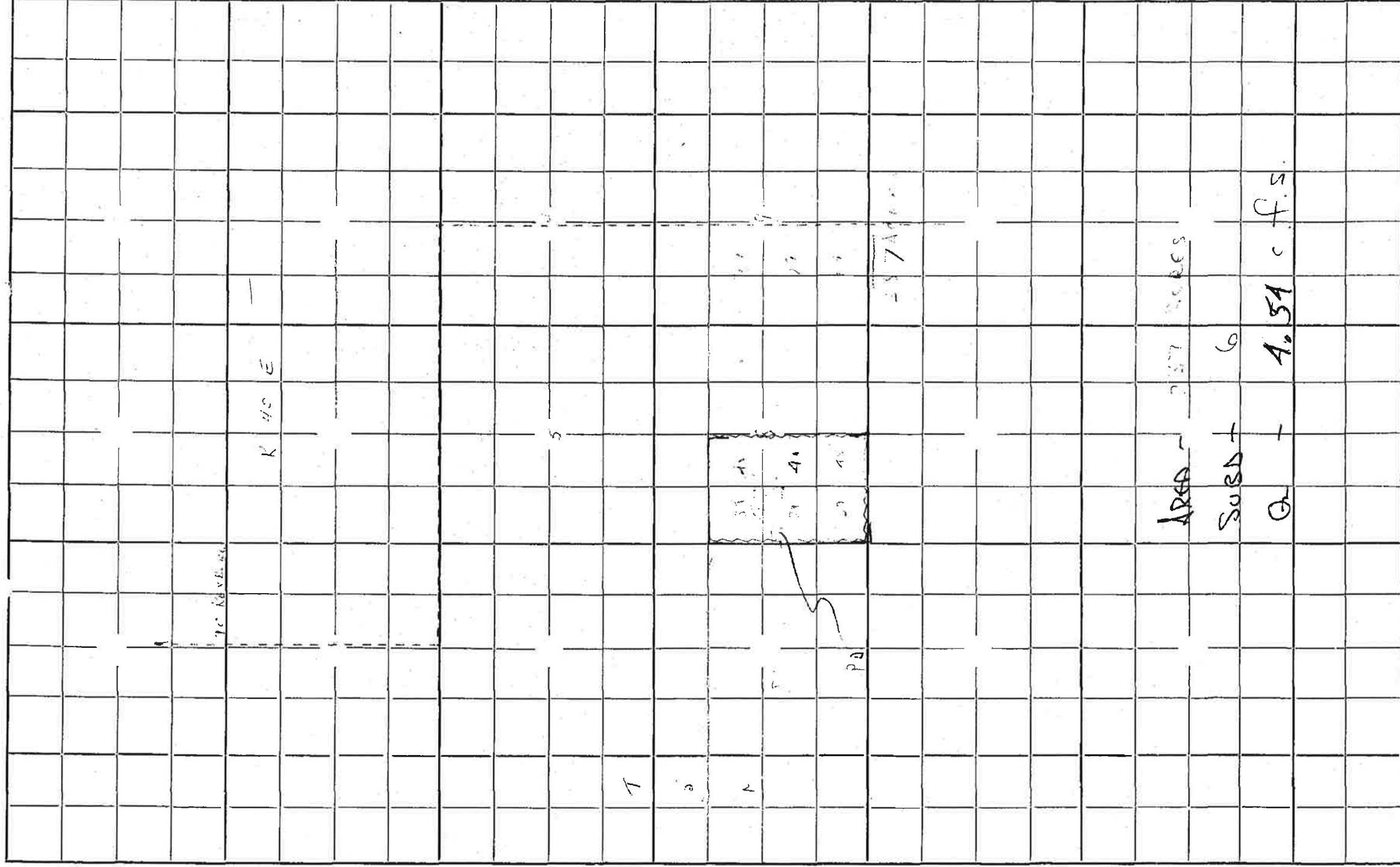
8 LAT - $\frac{1}{64}$ " RAINFALL 200 @ 58.166 AVERAGE
 $Q = \frac{(261 \text{ ACRE}) (6.49 \text{ gpm})}{498.8} = 3.75 \text{ cfs}$
3.77

2 LAT - $\frac{5}{32}$ " RAINFALL 200 @ 55.166 AVERAGE
 $Q = \frac{(523 \text{ gpm}) (66 \text{ ACRE})}{498.8} = 3.76 \text{ cfs}$
4.51 cfs
4.54

This examination was made on the 13th day of SEPT, 1967.

(Signed) D.R. Examiner.

30399 DW plat ✓



T. 546 400

30 29
31 32

29 28
32 33

128.00

24.90

41.50

107.90

25.00

49.50

32

32 33

114.60

40.00

80.50

E-17-2-3

39.00

40.50

72.80

77.80

31.40

72.20

30399

390

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: A22-02220A
Date Received: 8/09/1988
Receipt No: 8001151
Received By: NKJ

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: R. VERNON RICKS 208-356-3491
Address: 30 K. STREET
REXBURG, ID 83440

2. Date of Priority: MAR 02, 1962

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	40E	8	NW	SW			MADISON

5. Description of diverting works:
WELL AND PUMP TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.770		

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

8. Total consumptive use is 100.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	40E	8	SW	SW		IRR	20.0
			SE	SW		IRR	20.0
Section Acres							40.0



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MICROFILMED
OCT 29 1992

Total Acres 40.0

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

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 222220

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.

foregoing document are true and correct.

Signature of Claimant(s): R. Vernon Ricks Date: 8/9/88

Date:

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 9th day
of August 19 88 Betty J. J.
Notary Public

Betty J. Thompson
Notary Public

Seal

Residing at Idaho Falls
My Commission Expires 6-94

SCANNED

MAY 31 2007

MICROFILMED

OCT 29 1992

NAME OF APPLICANT.....

A22-C-220A

Form No. 0

R46E

T5A

8

P.C.



SCANNED

MAY 31 2007

MICROFILMED

OCT 29 1992