

05/18/2007

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

RIGHT NUMBER: 22-7262

NAME AND ADDRESS: FILLMORE FARMS LLC
500 HUNTSMAN WAY
SALT LAKE CITY UT 84108

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 4.900 CFS
1,060.00 AFY

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 01/29/1988

POINT OF
DIVERSION: T05N R45E S13 SESW Within TETON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	4.900 CFS 1,050.00 AFY
STOCKWATER	01/01 12/31	0.120 CFS 9.40 AFY

PLACE OF USE: IRRIGATION in TETON County

T05N R45E S13	NESW	39.00	T05N R45E S13	NWSW	39.00
T05N R45E S13	SWSW	40.00	T05N R45E S13	SESW	40.00
T05N R45E S14	NESE	39.00	T05N R45E S14	NWSE	27.00
T05N R45E S14	SWSE	35.00	T05N R45E S14	SESE	40.00

STOCKWATER in TETON County

T05N R45E S13	NESW	T05N R45E S13	NWSW
T05N R45E S13	SWSW	T05N R45E S13	SESW
T05N R45E S14	NESE	T05N R45E S14	NWSE
T05N R45E S14	SWSE	T05N R45E S14	SESE

299 ACRES TOTAL

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

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

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

Stockwater use is for 700 range cattle.



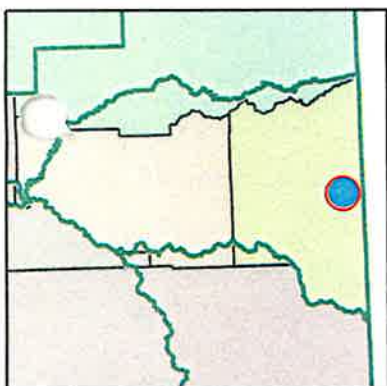
Idaho Department of Water Resources

Adjudication Claim:

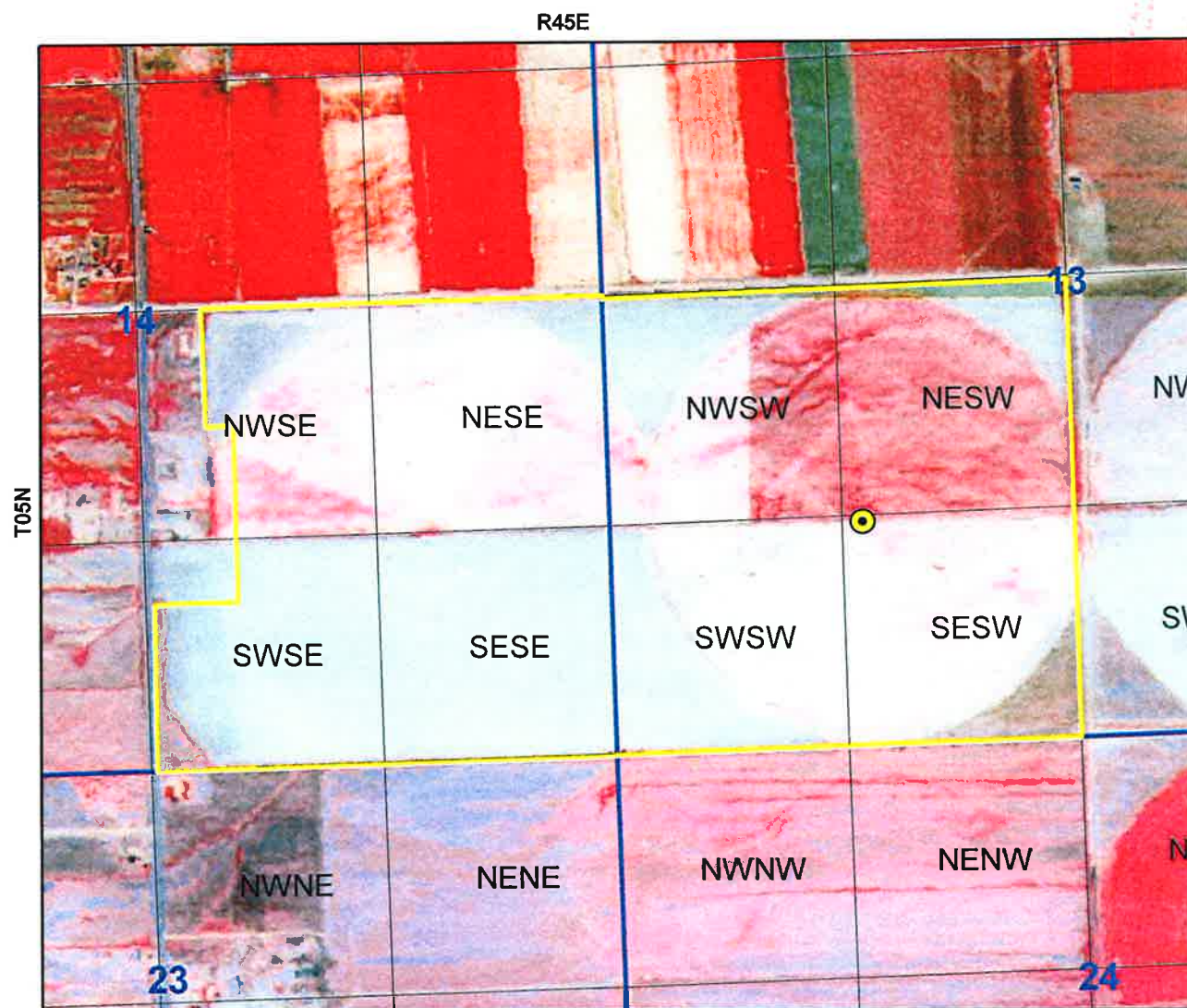
22-7262

Legend

- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Teton County
IDWR Basin 22



0 0.4 0.8 Miles



Prepared by D. Carlson
On Thursday, April 6, 2006
1987/88 Aerial Photography



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

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

February 14, 2007

FILLMORE FARMS LLC
HUNTSMAN WAY
SALT LAKE CITY UT 84108

RE: Notice of Change of Water Right Ownership (NCO) for 22-7262, 22-7319
and Notice of Completed Administrative Proceeding (NCAP)

Dear Sir/Madam:

On February 14, 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: Allen & Connie Ball Living Trust

SCANNED
MAY 24 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: 22-7262, 22-7319

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 18, 2007

Ernest Carlucci

Signature of IDWR Representative

SCANNED

MAY 24 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:
The Allen Ball & Connie Ball Living Trust
5465 S 5th W
Idaho Falls ID 83404

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
Fillmore Farms LLC
500 Huntsman Way
Salt Lake City UT 84108

4. One copy to:

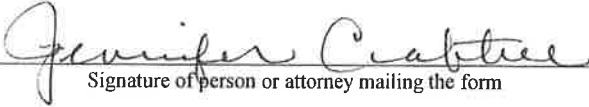
Each party in the subcase, or attorney of record
N/A

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 24 2007

RECEIVED

FEB 14 2007

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

Department of Water Resources
 Eastern Region

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

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
22-7262					
22-7319					

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)

The Allen Ball & Connie Ball Living Trust
5465 S 5th W Idaho Falls ID. 83404

4. New Owner/Claimant(s)

Fillmore Farms L.L.C.

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

New Mailing Address

500 Huntman way

City, State and ZIP Code

S.L.C. UT. 84108

New Telephone Number

(801) 584-5864

5. Date you acquired the property

Feb 7, 2007

SCANNED

MAY 24 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)

[Handwritten Signature]
Fuller Adams C.C.C.

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
MAY-24-2007

RECEIVED

FEB - 8 2007
TETON CO., ID
CLERK RECORDER

184909

Date: 02/07/2007

Grant Deed
- continued

File No.: 169543-T (tm)

Instrument # 184909

DRIGGS, TETON, IDAHO
2007-02-08 01:52:12 No. of Pages: 5
Recorded for : FIRST AMERICAN TITLE
MARY LOU HANSEN Fee: 15.00
Ex-Officio Recorder Deputy *M. Hansen*
Index to: DEED, GRANT

First American Title Company

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
81 North Main Street/P.O. Box 42
Driggs, ID 83422

Space Above This Line for Recorder's Use Only

GRANT DEED

File No.: 169543-T (tm)

Date: February 7, 2007

For Value Received, **ALLEN BALL, as Trustee of The Allen Ball and Connie Ball Family Trust (fka The Allen Ball and Connie Ball Living Trust)**, created January 6, 1990 and amended and completely restated on August 3, 2004, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **FILLMORE FARMS LLC, a Utah limited liability company**, hereinafter called the Grantee, whose current address is **500 Huntsman Way, Salt Lake City, UT 84108**, the following described premises, situated in **Teton County, Idaho**, to-wit:

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

TOGETHER WITH all water rights appurtenant thereto including, without limitation, Idaho Water Right Nos. 22-7262 and 22-7319.

SUBJECT TO the lien for real property taxes and assessments not yet due, all existing patent reservations, easements, rights of way, restrictive covenants and matters of record, all applicable zoning ordinances, building codes, laws and regulations, and all encroachments, overlaps, boundary line disputes, parties in possession, claims of easements and other matters that would be disclosed by an accurate survey or inspection of the property.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever.

ALLEN BALL, as Trustee of The Allen Ball and Connie Ball Family Trust (fka The Allen Ball and Connie Ball Living Trust), created January 6, 1990 and amended and completely restated on August 3, 2004

Allen Ball
Allen Ball, Trustee

184909

SCANNED

MAY 24 2007

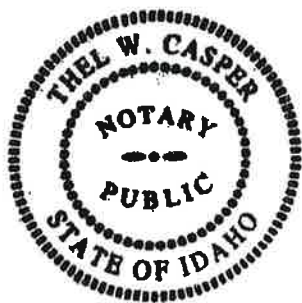
Date: 02/07/2007

Grant Deed
- continued

File No.: 169543-T (tm)

STATE OF Idaho)
COUNTY OF Bonneville)
SS.

On this 7th day of February, 2007, before me, a Notary Public in and for said State, personally appeared **Allen Ball**, known or identified to me to be the person(s) whose name(s) is subscribed to the within Instrument as **Trustee of The Allen Ball and Connie Ball Family Trust (fka The Allen Ball and Connie Ball Living Trust)**, created January 6, 1990 and amended and completely restated on August 3, 2004, and acknowledged to me that he executed the same as such Trustee.



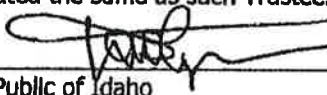

Notary Public of Idaho
Residing at: Idaho Falls, Idaho
Commission Expires: 01/18/2012

EXHIBIT A

TRACT 1:

**TOWNSHIP 5 NORTH, RANGE 46 EAST, BOISE MERIDIAN, TETON COUNTY, IDAHO
Section 18: SW¼**

**TOWNSHIP 5 NORTH, RANGE 45 EAST, BOISE MERIDIAN, TETON COUNTY, IDAHO
Section 13: S½
Section 14: SE¼**

LESS AND EXCEPTING THEREFROM: A tract beginning at the Northwest corner of the SE¼ of Section 14, and running thence East 22 rods (363'); thence South 40 rods (660.0'); thence West 22 rods; thence North 40 rods to the point of beginning.

ALSO LESS AND EXCEPTING THEREFROM: A tract of land being a portion of the W½SE¼ of Section 14, T5N, R45E, Boise Meridian, Teton County, Idaho; more particularly described as follows: Commencing at the South one-quarter corner of said Section 14, found as described in a Corner Perpetuation and Filing Record filed in the Office of the Clerk of Teton County, Idaho; thence along the south line of the SE¼ of said Section 14, N89°54'40"E, 49.50 feet to the intersection with the east right-of way line of U.S. Highway 33, where is found a 1/2 inch diameter iron pipe with plastic cap inscribed "AW ENG 2680"; thence along said right-of-way line N00°08'57"W, 959.26 feet to the point of beginning, where is found a 5/8 inch diameter steel reinforcing bar with aluminum cap inscribed "P.M. JORGENSEN LS 6970"; thence continuing along said right-of-way line, N00°08'57"W, 1000.00 feet to a point, where is found a 5/8 inch diameter steel reinforcing bar with aluminum cap inscribed "SURVEYOR SCHERBELL LTD PLS 3990 BIG PINEY, WYOMING"; thence departing said right-of-way line S89°55'14"E, 450.00 feet to a point, where is found a 5/8 inch diameter steel reinforcing bar with aluminum cap inscribed "P.M. JORGENSEN LS 6970"; thence parallel with said right-of-way line S00°08'57"E, 1000.00 feet to a point, where is found a 5/8 inch diameter steel reinforcing bar with aluminum cap inscribed "P.M. JORGENSEN LS 6970"; thence N89°55'14"W, 450.00 feet to the point of beginning.

ALSO LESS AND EXCEPTING THEREFROM: That portion of Phase 1, Sweetwater Subdivision, Teton County, Idaho, as the same appears on the official plat thereof recorded December 29, 1992 as Instrument No. 111887, that lies within the above described property.

ALSO LESS AND EXCEPTING THEREFROM: That portion of Phase II, Sweetwater Subdivision, Teton County, Idaho, as the same appears on the official plat thereof recorded September 28, 1993 as Instrument No. 113900, that lies within the above described property.

ALSO LESS AND EXCEPTING THEREFROM: Rocky Flats P.U.D., Teton County, Idaho, as the same appears on the official plat thereof recorded November 14, 1990 as Instrument No. 106895.

ALSO LESS AND EXCEPTING THEREFROM: Hastings Lane County Road 250 North along the North boundary of all of the above described property.

ALSO LESS AND EXCEPTING THEREFROM: The West 49.5 feet of the SE¼ of Section 14 for existing U.S. Highway 33 right-of-way.

SUBJECT TO easements for Teton Vista Drive and Falcon Lane as they cross the above description property, as shown on Sweetwater Phase I Plat, recorded December 29, 1992 as Instrument No. 111887.

TRACT 2:

All of Phase 1, Sweetwater Subdivision, Teton County, Idaho, as the same appears on the official plat thereof recorded December 29, 1992 as Instrument No. 111887.

LESS AND EXCEPTING THEREFROM: Lots 1, 2, 3, 4, 5, 6 & 16

TOGETHER WITH perpetual, non-exclusive access and utility easements as follows to-wit:

A sixty foot (60.00') wide strip of land located in the NE¼ of Section 24, Township 5 North, Range 45 East Boise Meridian, Teton County, Idaho; said being a portion of the Driggs Airport Property and more particularly described as follows:

**Beginning at a point on the southeasterly boundary of said Driggs Airport Property, from which the northeast corner of said Section 24 bears N46°37'27"E 1924.75 feet;
thence along said boundary of the Driggs Airport Property, S47°50'20"E 60.00 feet;
thence N42°09'02"W, 649.78 feet to the intersection with the northwest boundary of said Driggs Airport Property;
thence along said boundary N47°50'58"E, 60.00 feet;
thence S42°09'02"E, 649.77 feet to the Point of Beginning.**

**A triangular parcel of land located in the SE1/4 of Section 13 and NE1/4 of Section 24, Township 5 North, Range 45 East Boise Meridian, Teton County, Idaho; said parcel being a portion of the Driggs Airport Property and more particularly described as follows:
Beginning at the northernmost corner of said Driggs Airport Property, from which the southeast corner of said Section 13 bears N89°17'44"E, 995.22 feet;
thence along the northeast boundary of said Driggs Airport Property, S42°09'57"E, 75.78 feet;
thence N89°05'51"W, 100.24 feet to the intersection with the northwest boundary of said Driggs Airport Property;
thence along said boundary, N42°07'25"E, 73.59 feet to the corner of beginning.**

TRACT 3:

All of Phase II, Sweetwater Subdivision, Teton County, Idaho, as the same appears on the official plat thereof recorded September 28, 1993 as Instrument No. 113900.

Date: 02/07/2007

Grant Deed
- continued

File No.: 169543-T (tm)

TRACT 4:

All of Rocky Flats, P.U.D., Teton County, Idaho, as the same appears on the official plat thereof recorded November 14, 1990 as Instrument No. 106895.

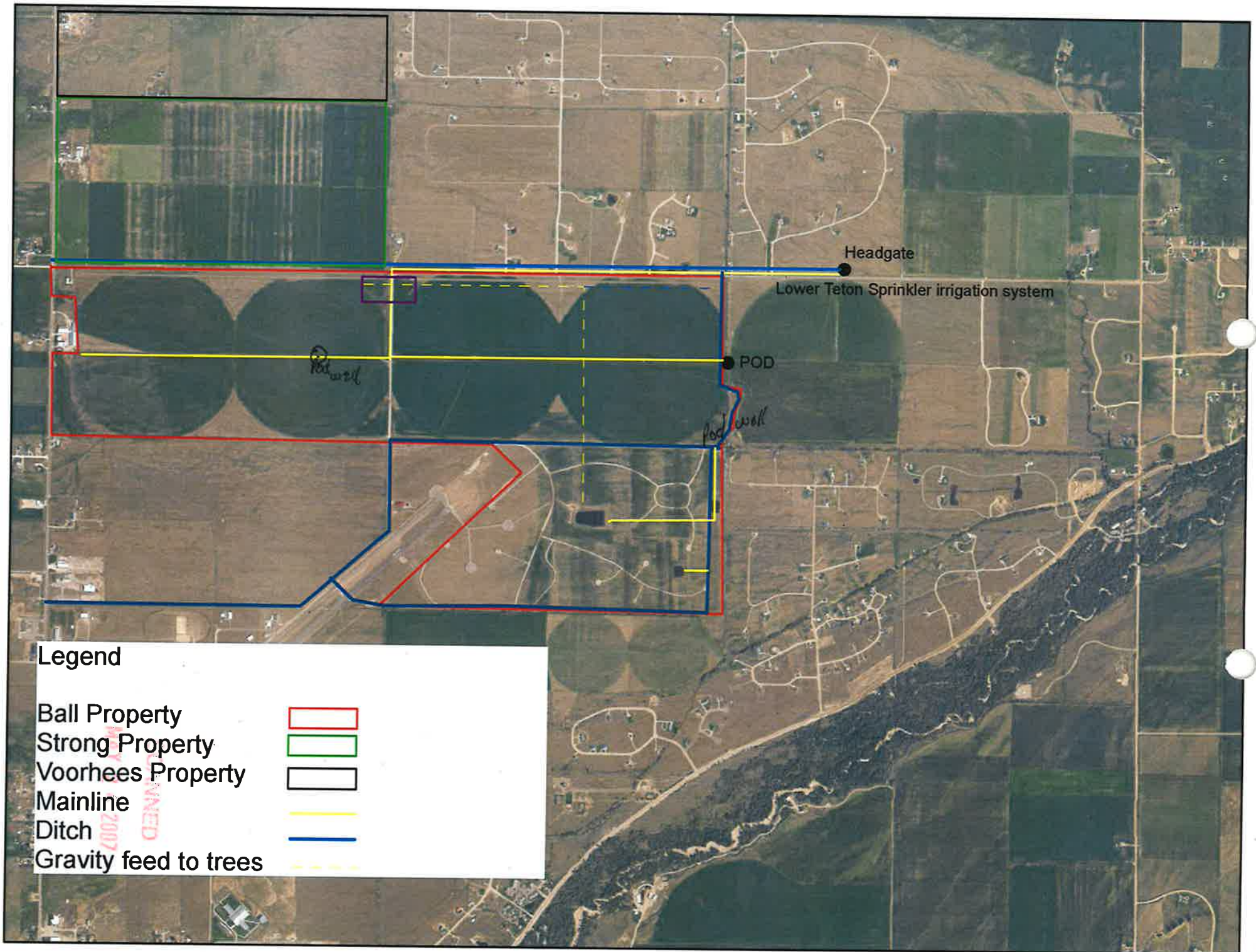
TRACT 5:

Lot 16, Phase 1, Sweetwater Subdivision, Teton County, Idaho, as the same appears on the official plat thereof recorded December 29, 1992 as Instrument No. 111887.

SCANNED

MAY 24 2007

184905



Legend

Ball Property



Strong Property



Voorhees Property



Mainline



Ditch



Gravity feed to trees



Water Right No(s). _____

GPS DATA:

Tag # ADX 14227 Location: Electric panel. west side

Diversion Data:

Source: Well Trib to: _____

MOTOR

Make: General Electric Model: SK6268XH1A Hp: 125
SN: UNJ 406111

PUMP

Make: Johnston Model: _____ Disch: 5" into 10" mainline
SN: _____

NOTES:

Field Exam Date: 11/4/04 Agent: ED

SC 11/4/04
MAY 24 2007



Well claimed by Allen Ball -

SCA**
MAY 24 2007

LAW OFFICES
HOLDEN, KIDWELL, HAHN & CRAPO

IDAHO FALLS OFFICE

FRED J. HAHN
KENT W. FOSTER
ROBERT E. FARNAM
WILLIAM D. FALER
STEPHEN E. MARTIN
CHARLES A. HOMER
GARY L. MEIKLE
GAYLE A. SORENSON, P.A.
DONALD L. HARRIS
MARIE T. TYLER
JOHN G. SIMMONS, P.A.
ROBERT M. FOLLETT
KUMEN L. TAYLOR
JAMES K. SLAVENS

WEST ONE BANK
P.O. BOX 50130
330 SHOUP AVENUE
IDAHO FALLS, IDAHO 83405

TELEPHONE (208) 523-0620
TELEFAX (208) 523-9518

KEY FINANCIAL CENTER
702 W. IDAHO SUITE 810
BOISE, IDAHO 83702

TELEPHONE (208) 343-0820
TELEFAX (208) 343-8078

BOISE OFFICE

WM. LYMAN BELNAP, P.A.
RANDALL B. REED
FREDERICK J. HAHN III
RONALD D. CHRISTIAN

ARTHUR W. HOLDEN
(1877-1967)
ROBERT B. HOLDEN
(1911-1971)
TERRY L. CRAPO
(1939-1982)
WILLIAM S. HOLDEN
(1907-1988)

June 23, 1993

RECEIVED

JUN 24 1993

Department of Water Resources
Eastern District Office

Mr. Gregory J. Taylor
Senior Water Agent, Adjudications
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
900 North Skyline Drive
Idaho Falls, Idaho 83402-1718

Dear Mr. Taylor:

I received the Notices of Claim to Water Rights reflecting a change in ownership in Water Right No's 22-7319 and 22-7262 to The Allen Ball and Connie Ball Living Trust. Upon review of these Notices, it appears everything is in order with the possible exception of the name of the claimant as identified on each of the two Notices. As you know, the name of the owner and claimant is "The Allen Ball and Connie Ball Living Trust." On the two Notices, the claimant is identified as "Connie Ball Living Trust" "and/or" "Allen Ball Living Trust." I presume your records reflect the correct ownership and claims in the water rights in The Allen Ball and Connie Ball Living Trust and that the identification of claimant(s) on the Notices would not prevent either your agency or any court adjudicating these rights to identify the owner as other than The Allen Ball and Connie Ball Living Trust. There is no "Connie Ball Living Trust" or "Allen Ball Living Trust." The only owner of these water rights is "The Allen Ball and Connie Ball Living Trust." If necessary, please correct the Notices of Claim to reflect the correct owner.

If you have any questions regarding this matter, please give me a call.

Sincerely,



Robert M. Follett

RMF:jpr

MICROFILMED

SCANNED

APR 11 1994

MAY 24 2007



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - FAX: (208) 525-7177

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

JUNE 18, 1993

ROBERT M FOLLETT
HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405

RE: CHANGE IN OWNERSHIP FOR A22-07319 AND A22-07262

Dear Mr. Follett:

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

Enclosed are typed Notices with your client's name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep these Notices for your client's records.

Respectfully submitted,

for *Jo Thompson*
Gregory J. Taylor
Sr. Water Agent, Adjudications

GT:jt

Enclosure: Notices of Claim

File: P

SCANNED
MAY 24 2007

MICROFILMED
APR 11 1994

LAW OFFICES

HOLDEN, KIDWELL, HAHN & CRAPO

IDAHO FALLS OFFICE

FRED J. HAHN
KENT W. FOSTER
ROBERT E. FARNAM
WILLIAM D. FALER
STEPHEN E. MARTIN
CHARLES A. HOMER
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GAYLE A. SORENSON, P.A.
DONALD L. HARRIS
MARIE T. TYLER
JOHN G. SIMMONS, P.A.
ROBERT M. FOLLETT
KUMEN L. TAYLOR
JAMES K. SLAVENS

WEST ONE BANK
P.O. BOX 50130
330 SHOUP AVENUE
IDAHO FALLS, IDAHO 83405

TELEPHONE (208) 523-0620
TELEFAX (208) 523-9518

KEY FINANCIAL CENTER
702 W. IDAHO SUITE 810
BOISE, IDAHO 83702

TELEPHONE (208) 343-0820
TELEFAX (208) 343-8078

BOISE OFFICE

WM. LYMAN BELNAP, P.A.
RANDALL B. REED
FREDERICK J. HAHN III
RONALD D. CHRISTIAN

ARTHUR W. HOLDEN
(1877-1967)
ROBERT B. HOLDEN
(1911-1971)
TERRY L. CRAPO
(1939-1982)
WILLIAM S. HOLDEN
(1907-1988)

June 15, 1993

RECEIVED

JUN 17 1993

Idaho Department of Water Resources
900 North Skyline Drive
Idaho Falls, Idaho 83402-1718

Department of Water Resources
Eastern District Office

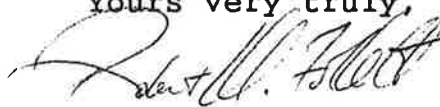
RE: Water Right Nos. 22-7319 and 22-7262

Gentlemen:

Please find enclosed for filing an Assignment of Notice of Claim, which has been executed by Moritz O. and Carol M. Bergmeyer, and a Notice Concerning Water Rights for Property, which has been executed by Moritz O. and Carol M. Bergmeyer and by Allen Ball and Connie Ball, as trustees of the The Allen Ball and Connie Ball Living Trust, dated January 6, 1990.

If you have any questions or concerns, please contact our office directly. Thank you for your kind attention to this matter.

Yours very truly,



Robert M. Follett

1825g/srs

Enclosure

SCANNED

MAY 24 2007

MICROFILMED

APR 11 1994

RECEIVED

JUN 17 1993

Department of Water Resources
Eastern District Office

NOTICE CONCERNING WATER RIGHTS FOR PROPERTY
(to be mailed to the Idaho Department of Water Resources)

DATE OF CLOSING: June 3, 1993

LEGAL DESCRIPTION OF PROPERTY: (lot and block, where applicable, and Township, Range, Section, sixteenth section)

[X] Served Only by a Public Service Water Supply (domestic 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)

[X] Water Right Number(s): 22-7319 and 22-7262.

[X] Name and Address of Former Owner/Claimant(s):
Moritz O. Bergmeyer
Grand Targhee
Alta, Wyoming via
Driggs, Idaho 83422

[X] New Owner/Claimant(s): The Allen Ball and Connie Ball
Living Trust

[X] New Mailing Address: 5465 South 5th West
Idaho Falls, Idaho 83404

[X] New Telephone Number: (208) 523-2977

[X] Does the change in ownership result in a splitting of the water right claimed? yes X no

If yes, then describe the portion of the water right that is now claimed by the new owner:

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APR 11 1994

[X] Signature of New
Owner/Claimant(s):

Allen Ball
Allen Ball, as trustee of the Allen
Ball and Connie Ball Living Trust

Connie Ball
Connie Ball, as trustee of the Allen
Ball and Connie Ball Living Trust

Date: _____

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

Moritz O. Bergmeyer
Moritz O. Bergmeyer

Carol Mann Bergmeyer
Carol Mann Bergmeyer

Date: _____

[] Attach proof of
ownership, describe
proof attached:

(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 claimant..

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Dated: _____ By: _____

Final Review and Data-Entry

Dated: _____ By: _____

Claim Numbers of Split, if any:

#1335.00
94781/srs

RECEIVED

JUN 17 1993

Department of Water Resources
Eastern District Office

State of Idaho

Department of Water Resources

ASSIGNMENT OF NOTICE OF CLAIM(S)

We, Moritz O. Bergmeyer and Carol Mann Bergmeyer, hereby assign to Allen Ball and Connie Ball as trustees of The Allen Ball and Connie Ball Living Trust of 5465 South 5th West, Idaho Falls, Idaho 83404.

Address

All our right, title, and interest in and to Notice of Claim No(s). 22-7319 and 22-7262 to a Water Right Acquired Under State Law.

The following described portion of our right, title, and interest in and to Notice of Claim No(s). _____

to a Water Right Acquired Under State Law.

(If assigning a portion, describe that portion of the claim being assigned by listing the acreage within each 40-acre tract, the point of diversion and the amount of water in cubic feet per second for direct diversion, or acre feet for storage)

Made this 3rd day of June, 1993.

Signature of Claimant(s)

Moritz O. Bergmeyer

Carol Mann Bergmeyer

By: Moritz O. Bergmeyer CMB
Moritz O. Bergmeyer, as Attorney-in-fact for Carol Mann Bergmeyer

STATE OF IDAHO)

) ss.

County of Teton)

On this 3rd day of June, 1993, personally appeared before me MORITZ O. BERGMEYER, ~~individually and as attorney-in-fact for CAROL MANN-BERGMEYER~~, the signer of the above instrument, who duly acknowledged to me that he executed the same for himself and as attorney-in-fact for said Carol Mann Bergmeyer.

Notary Public

Residing at

My Commission Expires

94791/srs

MAY 24 2007

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APR 11 1994

STATE OF IDAHO)
 : ss
COUNTY OF TETON)

On this 3rd day of June, in the year 1993, before me, a Notary Public in and for said State, personally appeared MORITZ O. BERGMEYER and CAROL MANN BERGMEYER, known or identified to me to be the person(s) whose name(s) are subscribed to the within Instrument, and acknowledged to me that they executed the same.



Jerrilee G. Brower
Notary Public of Idaho
Residing at Teton, Idaho
Commission Expires 2-27-98

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MAY 24 2007

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APR 11 1994

10/27/1988

SRBA CLAIMS RECEIVING CHECKLIST

A22-07319

CLAIMANT'S NAME BERGMEYER, MORITZ O.

CLAIM IDENT. NO. A22-07262

DATE RECEIVED 9-29-88 CK # 12173

AMOUNT \$ 1060.00

- | | YES | NO |
|--|-------------------------------------|--------------------------|
| 1. Is the name and address complete with zip code? | ☒ | ☐ |
| 2. Is a priority date entered? | ☒ | ☐ |

Is the water use exempt from the Permit requirements, or if it is not exempt, has a Permit been approved or a License issued?
A Permit is required: (1) for groundwater developed after March 25, 1963 (except single family domestic and stockwater wells using less than 13,000 gpd), or (2) for surface water developed after May 20, 1971 (except for instream stockwater). USE CARE IF CLAIM IS RETURNED. REFER TO ADJUDICATION MEMOS # 1 (ADJ. CLAIMS/APPLICATIONS) AND # 9 (REJECTION OF CLAIMS). EXPLAIN IN COMMENTS.

- | | | |
|---|-------------------------------------|--------------------------|
| 3. (a) Is a source entered? | ☒ | ☐ |
| (b) Is a tributary to entered? (if required) | N/A | ☐ |
| 4. Is the legal description of the p.d. sufficient? | ☒ | ☐ |
| 5. Is there a description of the diverting works? | ☒ | ☐ |
| 6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. | ☒ | ☐ |
| Is the period of use included? | ☒ | ☐ |
| Is a quantity claimed for each use? | ☒ | ☐ |
| 7. Is a total quantity claimed entered? | ☒ | ☐ |
| 8. If required is a consumptive use entered? | N/A | ☐ |
| Is the consumptive use correct? | N/A | ☐ |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. | N/A | ☐ |
| 10. Is (are) the place(s) of use entered? | ☒ | ☐ |
| 11. Is (are) the county(ies) entered? | ☒ | ☐ |
| 12. Is the ownership of p.u. checked? | ☒ | ☐ |
| 13. Are other water rights listed or "none" indicated? | ☒ | ☐ |
| 14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) | N/A | ☐ |
| 15. Is the basis of the claim checked? | ☒ | ☐ |
| 16. Is the claim signed by the claimant, and is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?) | ☒ | ☐ |
| Has the claim been signed, sealed, and dated by a notary? | ☒ | ☐ |
| Was this claim filed on time, or was an extension granted? | ☒ | ☐ |
| Is the fee enclosed correct? | Exempt | ☐ |
| If this claim is based on an existing water right, has the identification number been entered? | N/A | ☐ |
| Should this claim be receipted and data entered? | ☒ | ☐ |

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OCT 29 1992

Claim checked by: _____

Comments: TRUCK SUPPLIED 1/29/1988 - TRUCK DUE 11/01/1982
TRUCK MOVED TO 1/29/1988 SEE ATTACHED WR REPORT

2782

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 22-07262

Priority: January 29, 1988

Maximum Diversion Rate: 4.90 CFS
Maximum Diversion Volume: 1,060.0 AF

It is hereby certified that VALLEY BANK
501 BROADWAY
IDAHO FALLS ID 83401 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated September 19, 1977; and has
submitted Proof of Beneficial Use on January 29, 1988. An examination indicates that the works have a
diversion capacity of 4.9 cfs of water from:

SOURCE

GROUND WATER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
STOCKWATER	01/01 to 12/31	0.12 CFS	9.4 AF
IRRIGATION	04/15 to 10/31	4.90 CFS	1,050.0 AF

LOCATION OF POINT OF DIVERSION:

GROUND WATER SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 13, Twp 05N, Rge 45E, B.M., TETON County

PLACE OF USE: IRRIGATION & STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N 45E 13									39.0	39.0	40.0	40.0					158.0
05N 45E 14													39.0	27.0	35.0	40.0	141.0

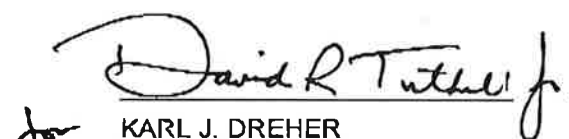
Total Acres: 299

CONDITIONS OF APPROVAL

1. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 16th day of June, 2005.


KARL J. DREHER
Director

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: A22-07262
Date Received: 9/30/1988
Receipt No: E002782
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: THE ALLEN BALL AND CONNIE BALL LIVING TR 208-523-2977
Address: 5465 S 5TH W
IDAHO FALLS ID 83404

2. Date of Priority: SEP 19, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	45E	13	SE	SW			TETON

5. Description of diverting works:
WELL AND 125 HP PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	6.400		
STOCKWATER	01/01	12/31	0.120		

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

8. Total consumptive use is 960.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/400-700 YEARLING BEEF CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	45E	13	NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	45E	13	SE	SW		IRR	40.0
			Section Acres				160.0
		14	NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
			Section Acres				160.0
		Total Acres					320.0

11. Place of use in counties: TETON

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

13. Other Water Rights Used:

GRAND TETON CANAL CO. AND FREMONT MADISON IRR. DIST. STORAGE

14. Remarks:

REINSTATED 10/3/88. PROOF SUBMITTED 1/29/88.
PRIORITY DATE CHANGED TO 1/29/88.

15. Basis of Claim: PERMIT

MICROFILMED
APR 11 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: A22-07262
Date Received: 9/30/1988
Receipt No: E002782
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: CONNIE BALL LIVING TRUST 208-523-2977
Address: 5465 S 5TH W
IDAHO FALLS ID 83404
AND/OR
Name: ALLEN BALL LIVING TRUST 208-523-2977
Address: 5465 S 5TH W
IDAHO FALLS ID 83404

2. Date of Priority: SEP 19, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05N	45E	13		SE	SW		TETON

5. Description of diverting works:
WELL AND 125 HP PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	6.400		
STOCKWATER	01/01	12/31	0.120		

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

8. Total consumptive use is 960.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/400-700 YEARLING BEEF CATTLE

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10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
05N	45E	13	NE		SW		IRR	40.0
			NW		SW		IRR	40.0
			SW		SW		IRR	40.0
			SE		SW		IRR	40.0
			Section Acres					160.0
		14	NE		SE		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	40.0
			Section Acres					160.0
			Total Acres					320.0

11. Place of use in counties: TETON

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

13. Other Water Rights Used:

GRAND TETON CANAL CO. AND FREMONT MADISON IRR. DIST. STORAGE

14. Remarks:

REINSTATED 10/3/88. PROOF SUBMITTED 1/29/88.

PRIORITY DATE CHANGED TO 1/29/88.

15. Basis of Claim: PERMIT

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APR 11 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: A22-07262
Date Received: 9/29/1988
Receipt No: E002782
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MORITZ O. BERGMAYER
Address: GRAND TARGEE
ALTA, WY

307-353-2304

83422

2. Date of Priority: SEP 19, 1977

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	45E	13	SE	SW			TETON

5. Description of diverting works:
WELL AND 125 HP PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	6.400		
STOCKWATER	01/01	12/31	0.120		

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

A.F.A.

8. Total consumptive use is 960.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/400-700 YEARLING BEEF CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	45E	13	NE	SW		IRR	40.0
			NW	SW		IRR	40.0

A22-07262

Page 1

Date: 11/09/89

A2207262



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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	45E	13	SW	SW		IRR	40.0
			SE	SW		IRR	40.0
						Section Acres	160.0
		14	NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
						Section Acres	160.0
						Total Acres	320.0

11. Place of use in counties: TETON

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

13. Other Water Rights Used:

GRAND TETON CANAL CO. AND FREMONT MADISON IRR. DIST. STORAGE

14. Remarks:

REINSTATED 10/3/88. PROOF SUBMITTED 1/29/88.
PRIORITY DATE CHANGED TO 1/29/88.

15. Basis of Claim: PERMIT

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: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____
My Commission Expires _____

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

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

CIVIL CASE NUMBER:

39576

Ident. Number

22-7262 A22-07262

Date Received

~~8-29-88~~ 9-29-88

Receipt Number

E002782

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

RECEIVED

SEP 29 1988

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) Moritz O. Bergmeyer Phone (307) 353-2304Mailing Address Grand Targhee, Alta, Wyoming via Driggs, Idaho Zip 834222. Date of Priority (Only one (1) per claim) September 19, 19773. Source of water supply (a) Groundwater
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 5N Range 45E Section 13,
_____ 1/4 of SE 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of Teton

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Well and 125 HP pump. Depth of well
and size of casing unknown.

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from Apr. 1 to Nov. 1 amount 6.4 or _____

For Stockwater purposes from Jan. 1 to Dec. 31 amount .12 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 6.52 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 960 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 400-700 head of yearling beef cattle

10. Description of place of use:

- If water is for Irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
5N	45E	13									40	40	40	40					160
5N	45E	14													40	40	40	40	160

Total number of acres irrigated 320

11. In which county (ies) are lands listed above as place of use located? Teton

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
Stock in Grand Teton Canal Company and storage in Fremont or None ()
Madison Irrigation District

14. Remarks:

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MAY 24 2007

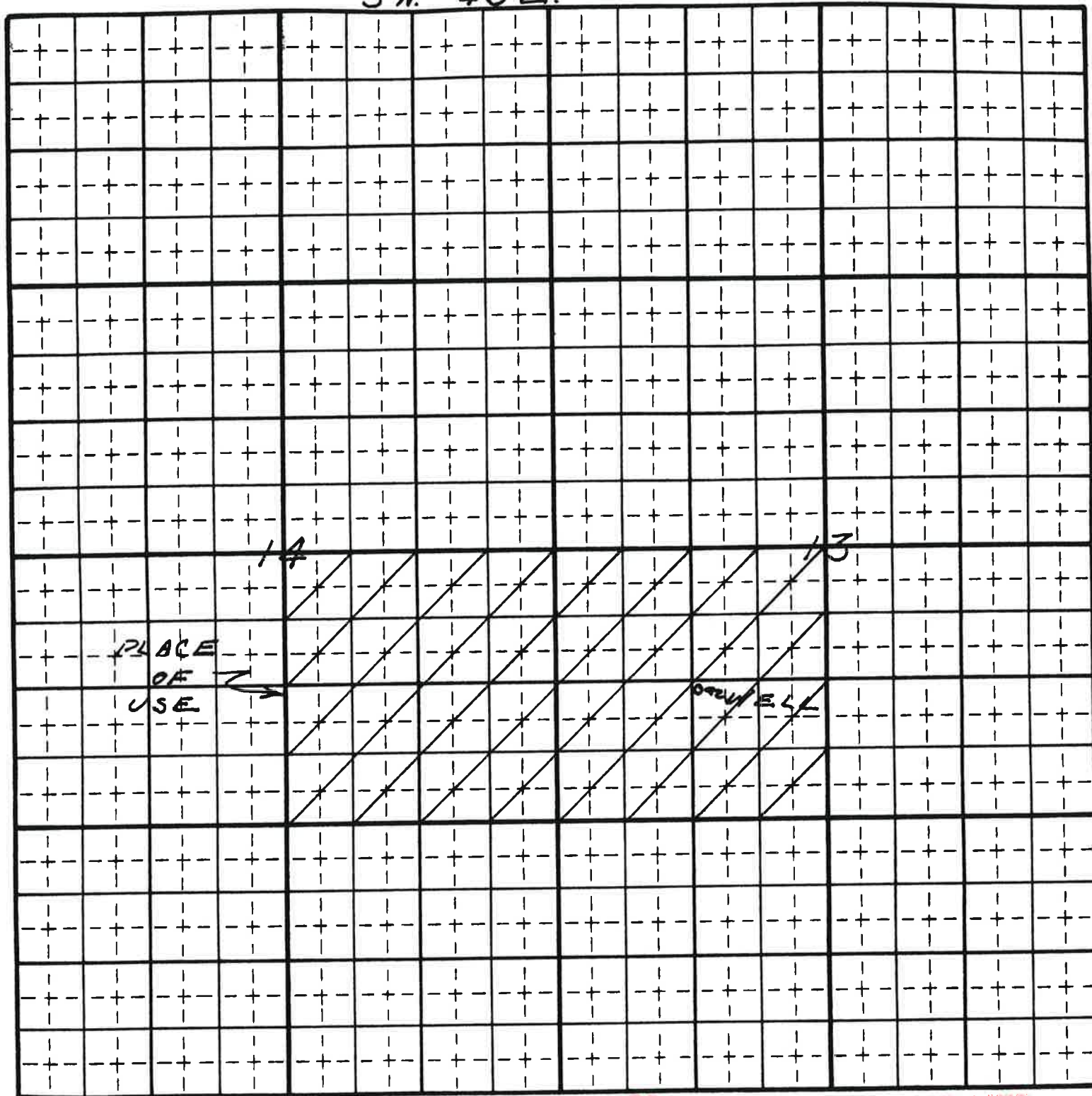
Last Name Bergmeyer Ident No. 22-7262

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

5N. 45E.



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Last Name Bergmeyer

Ident No. 22-7262

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit X
Decree _____
If applicable provide IDWR Water Right Number 22-7262
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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 do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

Signature of Claimant (s) [Signature] Date Sept 26 1988
_____ Date _____

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

Signature of Authorized Agent _____
Title and Organization _____ Date _____

State of Idaho/or Wyo)
County of Teton) SS.

Subscribed and sworn (or affirmed) before me this 26th day of Sept 19 88

SEAL

Notary Public Larry H. Williams

Residing at Aspen Wyo

My Commission Expires 3-16-91

Please Print Name

17. Notice of Appearance:
Notice is hereby given that I, Kent W. Foster will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature Kent W. Foster

Address P.O. Box 50130, Idaho Falls, Idaho 83405

Date 9/28/88

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OCT 29 1992

Last Name Bergmeyer Ident. Number 22-7262

MAY 24 2007

Copies White-State, Yellow-Claimant