

COPY

1999 MAR -5 PM 2:37
DISTRICT COURT
TWIN FALLS CO. IDAHO

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)
Case No. 39576) NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDINGS
Water Right 47-14848

IDWR has completed the following Administrative Proceeding:

- ☐ Change of Address
- ☒ Substitution of Party
- ☐ I.C. 42-222 Transfer

SUBSTITUTION OF PARTY

Does the change in "ownership" result in a splitting of the water
right claimed? ☐ Yes ☒ No

If yes, does the split involve an I.C. 42-222 transfer? ☐ Yes ☐ No

Water Right(s): 47-14848

From (Claimant/Seller):

Name of Claimant: BRF LIMITED PARTNERSHIP
Address: 2572 CARROUSEL CIRCLE
TWIN FALLS ID 83301
Phone: (208) 734-3082

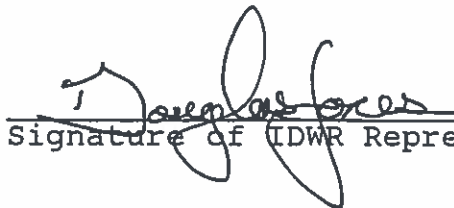
To (Claimant/Purchaser):

Name of Claimant: FORTUNE THOROUGHBRED FARMS INC
Address: 1868 S 1800 E
GOODING ID 83330
Phone: (208) 934-9095

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 Transfer and Amended Director's Reports(s) on the claimant(s), prior claimants(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: March 4, 1999



Signature of IDWR Representative

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING
3/4/1999

47-14848

PAGE 2

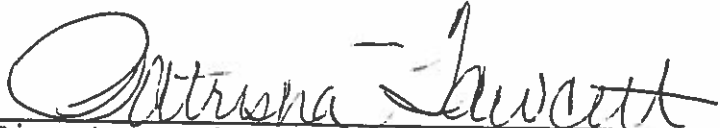
CERTIFICATE OF MAILING

I certify that on 3/5/99 I mailed the original
and copies of this form to the following persons, postage prepaid
and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:

BRF LIMITED PARTNERSHIP
2572 CARROUSEL CIRCLE
TWIN FALLS ID 83301
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:

FORTUNE THOROUGHBRED FARMS INC
1868 S 1800 E
GOODING ID 83330
4. One Copy to:
Chief, Natural Resources Division
Office of the Attorney General
P.O. Box 44449
Boise, Idaho 83711-4449
5. 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

AJ5856NP

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

DATE: MAR-4-1999
PAGE: A-4

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 47-14848

NAME & ADDRESS: FORTUNE THOROUGHBRED FARMS INC
1868 S 1800 E
GOODING ID 83330

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 05/20/1973

POINT OF DIVERSION: T06S R13E S32 SWSW Within TWIN FALLS County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOUSE	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within TWIN FALLS County
T06S R13E S32 SWSW

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
06S13E22400



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

March 5, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

FORTUNE THOROUGHBRED FARMS INC
1868 S 1800 E
GOODING ID 83330

RE: SRBA Claim(s) 47-14848

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

/tf

cc: BRF Limited Partnership

AJ0749NP
No. 47-14848

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 03/03/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	FORTUNE THOROUGHbred FARMS INC 1868 S 1800 E GOODING ID 83330 (208) 934-9095	05/20/1973	DOMESTIC	01-01 12-31	0.04 CFS	
				TOTAL DIVERSION:	0.04 CFS	
D	BRF LIMITED PARTNERSHIP 2572 CARROUSEL CIRCLE TWIN FALLS ID 83301 (208) 734-3082					

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T06S R13E S32 SWSW

TWIN FALLS County

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE							
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:
---	---	---	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:
06S	13E	32	:					:					:					:					:
			:					:					:					:					:

POU County: TWIN FALLS

Non-Irrigation Uses: 1 HOUSE

Other Rights: NONE

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
- DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
- GALLONS PER DAY.

Remarks: EXP 06S13E22400

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

RECEIVED

JAN 07 1999

Department of Water Resources
Southern RegionSTATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s).: _____
Adjudication Claim No(s).: 47-14848
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant BRF Ltd Partnership
2572 Carrousel Cir T.F.
4. New Owner/Claimant(s) Fortune Thoroughbred Farms, Inc.
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address 1868 South 1800 East
City, State and ZIP Code Gooding Id 83330
New Telephone Number (208) 934-9095
5. Date you acquired the property Jan 1998
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres you irrigate _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s) Fortune Thoroughbred Farms Inc by DLR
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..



First American Title Insurance Company

INFORMATION

The Title Insurance Commitment is a legal contract between you and the company. It is issued to show the basis on which we will issue a Title Insurance Policy to you. The Policy will insure you against certain risks to the land title, subject to the limitations shown in the Policy.

The Company will give you a sample of the Policy form, if you ask.

The Commitment is based on the land title as of the Commitment Date. Any changes in the land title or the transaction may affect the Commitment and the Policy.

The Commitment is subject to its Requirements, Exceptions and Conditions.

THIS INFORMATION IS NOT PART OF THE TITLE INSURANCE COMMITMENT.

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SCHEDULE A	
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4. Description of the Land	2
SCHEDULE B-1 — Requirements	3
SCHEDULE B-2 — Exceptions	4
CONDITIONS	other side of 1

YOU SHOULD READ THE COMMITMENT VERY CAREFULLY.

If you have any questions about the Commitment, please contact the issuing office.

COMMITMENT FOR TITLE INSURANCE

ISSUED BY

First American Title Insurance Company

AGREEMENT TO ISSUE POLICY

We agree to issue a policy to you according to the terms of this Commitment. When we show the policy amount and your name as the proposed insured in Schedule A, this Commitment becomes effective as of the Commitment Date shown in Schedule A.

If the Requirements shown in this Commitment have not been met within six months after the Commitment Date, our obligation under this Commitment will end. Also, our obligation under this Commitment will end when the Policy is issued and then our obligation to you will be under the Policy.

Our obligation under this Commitment is limited by the following:

The Provisions in Schedule A.

The Requirements in Schedule B-1.

The Exceptions in Schedule B-2.

The Conditions on the other side of this page 1.

This Commitment is not valid without SCHEDULE A and Sections 1 and 2 of SCHEDULE B.



First American Title Insurance Company

BY *Parker S. Kennedy* PRESIDENT

ATTEST *Mark D. Ameson* SECRETARY

BY *Barbara J. Witz* COUNTERSIGNED

SCHEDULE A

1. Commitment Date: February 17, 1998 at 8:00 a.m.
Commitment No. T-22181DJT E-15260MP E-15260AMP

2. Policy or Policies to be issued: Premium Policy

(x) Owners Policy
Form 1402.92 (10-17-92)
Proposed Insured:

~~\$0.00~~

~~\$0.00~~

PARCEL NO. I:

FORTUNE THOROUGHBRED FARMS, INC., a Nevada Corporation.

(X) Owners Policy
Form 1402.92 (10-17-92)
Proposed Insured:

~~\$0.00~~

~~\$0.00~~

PARCEL NO. II:

FORTUNE THOROUGHBRED FARMS, INC., a Nevada Corporation.

3. A fee simple interest in the land described in this Commitment is owned, at the Commitment Date, by:

PARCEL NO. I:

B.R.F. LIMITED PARTNERSHIP.

PARCEL NO. II:

W. JOHN NICHOLSON and CINDRA G. NICHOLSON, husband and wife, as to an undivided one-half interest and BRUCE NICHOLSON, an unmarried man, as to an undivided one-half interest.

4. The Land referred to in this Commitment is described as follows:

SEE ATTACHED SCHEDULE C

FIRST AMERICAN

Form No. 1344-B1 (1982)
ALTA Plain Language Commitment

No. T-22181DJT E-15260MP E-15260AMP

SCHEDULE B - SECTION 1

Requirements

The following requirements must be met:

- (a) Pay the agreed amounts for the interest in the land and/or the mortgage to be insured.
- (b) Pay us the premiums, fees and charges for the policy.
- (c) Documents satisfactory to us creating the interest in the land and/or the mortgage to be insured must be signed, delivered and recorded.
- (d) You must tell us in writing the name of anyone not referred to in this Commitment who will get an interest in the land or who will make a loan on the land. We may then make additional requirements or exceptions.
- (e) Release(s) or Reconveyance(s) of item(s).
- (f) Other
 - 1. If a power of attorney is to be used in the consummation of this transaction you must advise the Title Officer so we can determine if the document is satisfactory to us. We may then make additional requirements or exceptions.
 - 2. Terms, conditions, and provisions of the limited partnership agreement and any amendments thereto, of B.R.F. LIMITED PARTNERSHIP. We require a showing of the power and authority of the party or parties who plan to execute the forthcoming conveyance or mortgage on behalf of said partnership.

For further information regarding this report please contact:

FIRST AMERICAN TITLE COMPANY
260 3RD AVENUE NORTH
P.O. BOX 1807
TWIN FALLS, IDAHO 83301
PHONE: (208) 734-2905
FAX: (208) 734-2945

TITLE OFFICER: DARLENE J. TETER
ESCROW OFFICER: Mary Lou Panatopoulos

No. T-22181DJT E-15260MP E-15260AMP

SCHEDULE B - SECTION 2

Exceptions

Any policy we issue will have the following exceptions unless they are taken care of to our satisfaction.

PART 1:

1. Taxes or assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records.
2. Any facts, rights, interests or claims which are not shown by the public records but which could be ascertained by an inspection of said land or by making inquiry of persons in possession thereof.
3. Easements, claims of easement or encumbrances which are not shown by the public records.
4. Discrepancies, conflicts in boundary lines, shortage in area, encroachments or any other facts which a correct survey would disclose, and which are not shown by the public records.
5. Unpatented mining claims: reservations or exceptions in patents or in acts authorizing the issuance thereof: water rights, claims, or title to water.
6. Any lien, or right to a lien, for services, labor or material theretofore or hereafter furnished, imposed by law and not shown by the public records.

PART 2

7. Taxes for 1998 are an accruing lien, not yet due or payable.
8. Rights-of-way for ditches, tunnels and telephone and transmission lines constructed by authority of the United States, as granted to the United States under provisions of Section 58-604, Idaho Code 1947.
9. Levies and assessments of Bell Rapids Mutual Irrigation Company, Inc.
10. An Easement for power lines and incidental purposes in favor of Idaho Power Company, a corporation, as set forth in an instrument recorded May 4, 1971, as Instrument No. 626463, records of Twin Falls County, Idaho.

(Continued)

FIRST AMERICAN

11. An Easement for irrigation facilities and incidental purposes in favor of Bell Rapids Mutual Irrigation Company as set forth in an instrument recorded February 9, 1972, as Instrument No. 629951, records of Twin Falls County, Idaho.
12. An Easement for irrigation facilities and incidental purposes in favor of Bell Rapids Mutual Irrigation Company as set forth in an instrument recorded February 9, 1972, as Instrument No. 629952, records of Twin Falls County, Idaho.
13. An Easement for irrigation facilities and incidental purposes in favor of Bell Rapids Mutual Irrigation Company as set forth in an instrument recorded February 9, 1972, as Instrument No. 629954, records of Twin Falls County, Idaho.
14. An Easement for irrigation facilities and incidental purposes in favor of Bell Rapids Mutual Irrigation Company as set forth in an instrument recorded February 10, 1972, as Instrument No. 629956, records of Twin Falls County, Idaho.
15. An Easement for irrigation facilities and incidental purposes in favor of Bell Rapids Mutual Irrigation Company as set forth in an instrument recorded February 24, 1972, as Instrument No. 630602, records of Twin Falls County, Idaho.
16. An Easement for a highway right of way and incidental purposes in favor of Twin Falls Highway District as set forth in an instrument recorded May 26, 1972, as Instrument No. 635095, records of Twin Falls County, Idaho.
17. An Easement for a highway right of way and incidental purposes in favor of Twin Falls Highway District as set forth in an instrument recorded June 17, 1972, as Instrument No. 636145, records of Twin Falls County, Idaho.
18. An Easement for a highway right of way and incidental purposes in favor of Twin Falls Highway District as set forth in an instrument recorded June 21, 1972, as Instrument No. 637848, records of Twin Falls County, Idaho.
19. An Easement for irrigation facilities and incidental purposes in favor of Bell Rapids Mutual Irrigation Company as set forth in an instrument recorded May 10, 1972, as Instrument No. 637850, records of Twin Falls County, Idaho.
20. An Easement for a highway right of way and incidental purposes in favor of Twin Falls Highway District as set forth in an instrument recorded July 25, 1972, as Instrument No. 637996, records of Twin Falls County, Idaho.

(Continued)

1ST AMERICAN

21. An Easement for roads and for irrigation facilities and incidental purposes in favor of Bell Rapids Mutual Irrigation Company as set forth in an instrument recorded July 25, 1972, as Instrument No. 637997, records of Twin Falls County, Idaho.
22. An Easement for a highway right of way and incidental purposes in favor of Twin Falls Highway District as set forth in an instrument recorded August 1, 1972, as Instrument No. 639245, records of Twin Falls County, Idaho.
23. An Easement for a highway right of way and incidental purposes in favor of Twin Falls Highway District as set forth in an instrument recorded October 12, 1972, as Instrument No. 641123, records of Twin Falls County, Idaho.
24. An Easement for power lines and incidental purposes in favor of Idaho Power Company, a corporation, as set forth in an instrument recorded December 12, 1972, as Instrument No. 643849, records of Twin Falls County, Idaho.
25. An Easement for a highway right of way and incidental purposes in favor of Twin Falls Highway District as set forth in an instrument recorded December 15, 1975, as Instrument No. 689127, records of Twin Falls County, Idaho.
26. An Easement for irrigation facilities and incidental purposes in favor of Bell Rapids Mutual Irrigation Company as set forth in an instrument recorded December 15, 1975, as Instrument No. 689128, records of Twin Falls County, Idaho.
27. An Easement for power lines and incidental purposes in favor of Idaho Power Company, a corporation, as set forth in an instrument recorded February 13, as Instrument No. 692024, records of Twin Falls County, Idaho.
28. An Right of Way Easement for an electrical transmission line and incidental purposes in favor of Pacific Power & Light Company, a corporation as set forth in an instrument recorded August 18, 1976, as Instrument No. 701364, records of Twin Falls County, Idaho.
29. An Right of Way Easement for an electrical transmission line and incidental purposes in favor of Pacific Power & Light Company, a corporation as set forth in an instrument recorded September 10, 1976, as Instrument No. 702382, records of Twin Falls County, Idaho.
30. An Right of Way Easement for an electrical transmission line and incidental purposes in favor of Pacific Power & Light Company, a corporation as set forth in an instrument recorded September 10, 1976, as Instrument No. 702383, records of Twin Falls County, Idaho.



31. An Right of Way Easement for an electrical transmission line and incidental purposes in favor of Pacific Power & Light Company, a corporation as set forth in an instrument recorded September 10, 1976, as Instrument No. 702384, records of Twin Falls County, Idaho.
32. A Grant of Easement and interest in Well and incidental purposes between Stephen Wilson and Judith A. Wilson, husband and wife and Donnie McFadden and July McFadden, husband and wife as set forth in an instrument recorded August 15, 1977, as Instrument No. 720560, records of Twin Falls County, Idaho.
33. An Easement for power lines and incidental purposes in favor of Idaho Power Company, a corporation, as set forth in an instrument recorded October 8, 1981, as Instrument No. 822984, records of Twin Falls County, Idaho.
34. A Real Estate Mortgage recorded July 29, 1986, as Instrument No. 905937 to secure an indebtedness in the principal sum of \$900,000.00, and any other amounts and/or obligations secured thereby.
Date: July 29, 1986
Mortgagor: B.R.F. Limited Partnership
Mortgagee: The Idaho First National Bank, a National Banking Association of Boise

MODIFICATION AGREEMENT recorded April 10, 1987, Instrument No. 920155.

MODIFICATION AGREEMENT recorded July 19, 1991, Instrument No. 91005513.

MODIFICATION AGREEMENT recorded November 12, 1991, Instrument No. 91010535.

MODIFICATION AGREEMENT recorded May 26, 1993, Instrument No. 1993007388.

NOTES:

- a. We have made a judgment search against the names of the incoming purchasers and find none.
- b. In the event that this transaction fails to close, a fee will be charged to comply with the State Insurance Code.

(Continued)

- c. According to the County Real Property Tax records, taxes for 1997 are as follows:

Original amount \$298.58, Paid in Full, Receipt No. 17106,
Parcel No. RP06S13E313000A. Homeowners not Included.
(Parcel No. I)

Original amount \$198.20, Paid in Full, Receipt No. 17109,
Parcel No. RP06S13E321200A. Homeowners not Included.
(Parcel No. I)

Original amount \$2,220.46, Paid in Full, Receipt No. 17110,
Parcel No. RP06S13E322400A. Homeowners not Included.
(Parcel No. I)

Original amount \$447.36, Paid in Full, Receipt No. 17111,
Parcel No. RP06S13E327200A. Homeowners not Included.
(Parcel No. I)

Original amount \$425.28, Paid in Full, Receipt No. 17113,
Parcel No. RP06S13E334800A. Homeowners not Included.
(Parcel No. I)

Original amount \$497.90, Paid in Full, Receipt No. 18413,
Parcel No. RP07S13E041200A. Homeowners not Included.
(Parcel No. I)

Original amount \$97.56, Paid in Full, Receipt No. 18414,
Parcel No. RP07S13E041800A. Homeowners not Included.
(Parcel No. I)

Original amount \$689.74, Paid in Full, Receipt No. 18415,
Parcel No. RP07S13E044800A. Homeowners not Included.
(Parcel No. I)

Original amount \$669.96, Paid in Full, Receipt No. 18416,
Parcel No. RP07S13E051200A. Homeowners not Included.
(Parcel No. I)

Original amount \$344.86, Paid in Full, Receipt No. 18417,
Parcel No. RP07S13E051800A. Homeowners not Included.
(Parcel No. I)

Original amount \$839.18, Paid in Full, Receipt No. 18427,
Parcel No. RP07S13E090600A. Homeowners not Included.
(Parcel No. I)

Original amount \$94.64, Paid in Full, Receipt No. 18426,
Parcel No. RP07S13E090000A. Homeowners not Included.
(Parcel No. I)

Original amount \$780.90, Paid in Full, Receipt No. 17104,
Parcel No. RP06S13E310000A. Homeowners not Included.
(Parcel No. II)

FIRST AMERICAN

Form No. 1056-4
All Policy Forms
T-22181DJT E-15260MP E-15260AMP

SCHEDULE C

The land referred to in this policy is situated in the State of Idaho and is described as follows: County of Twin Falls

PARCEL NO. I:

Township 6 South, Range 13 East of the Boise Meridian, Twin Falls County, Idaho

Section 32: W $\frac{1}{2}$

Township 6 South, Range 13 East of the Boise Meridian, Twin Falls County, Idaho

Section 32: SE $\frac{1}{4}$

Section 33: SW $\frac{1}{4}$

Township 7 South, Range 13 East of the Boise Meridian, Twin Falls County, Idaho

Section 5: Lots 2, 3, 4, SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$

Township 6 South, Range 13 East of the Boise Meridian, Twin Falls County, Idaho

Section 31: NW $\frac{1}{4}$ NW $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$

Section 32: S $\frac{1}{2}$ NE $\frac{1}{4}$

Township 7 South, Range 13 East of the Boise Meridian, Twin Falls County, Idaho

Section 9: NW $\frac{1}{4}$; W $\frac{1}{2}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$ NE $\frac{1}{4}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$

Township 7 South, Range 13 East of the Boise Meridian, Twin Falls County, Idaho

Section 4: Lots 2, 3, 4, W $\frac{1}{2}$ SW $\frac{1}{4}$

Section 5: Lot 1 and the E $\frac{1}{2}$ SE $\frac{1}{4}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$

Township 7 South, Range 13 East of the Boise Meridian, Twin Falls County, Idaho

Section 4: Lot 1

Township 7 South, Range 13 East of the Boise Meridian, Twin Falls County, Idaho

Section 4: SE $\frac{1}{4}$; E $\frac{1}{2}$ SW $\frac{1}{4}$

(Continued)

FIRST AMERICAN

Schedule C

Page 2

No. T-22181DJT E-15260MP & E-15260AMP

Township 7 South, Range 13 East of the Boise Meridian, Twin Falls
County, Idaho

Section 9: NE $\frac{1}{4}$ NE $\frac{1}{4}$

PARCEL NO. II:

Township 6 South, Range 13 East, Boise Meridian, Twin Falls County,
Idaho.

Section 31: E $\frac{1}{4}$

EXCEPT: Highway Right-of-Way

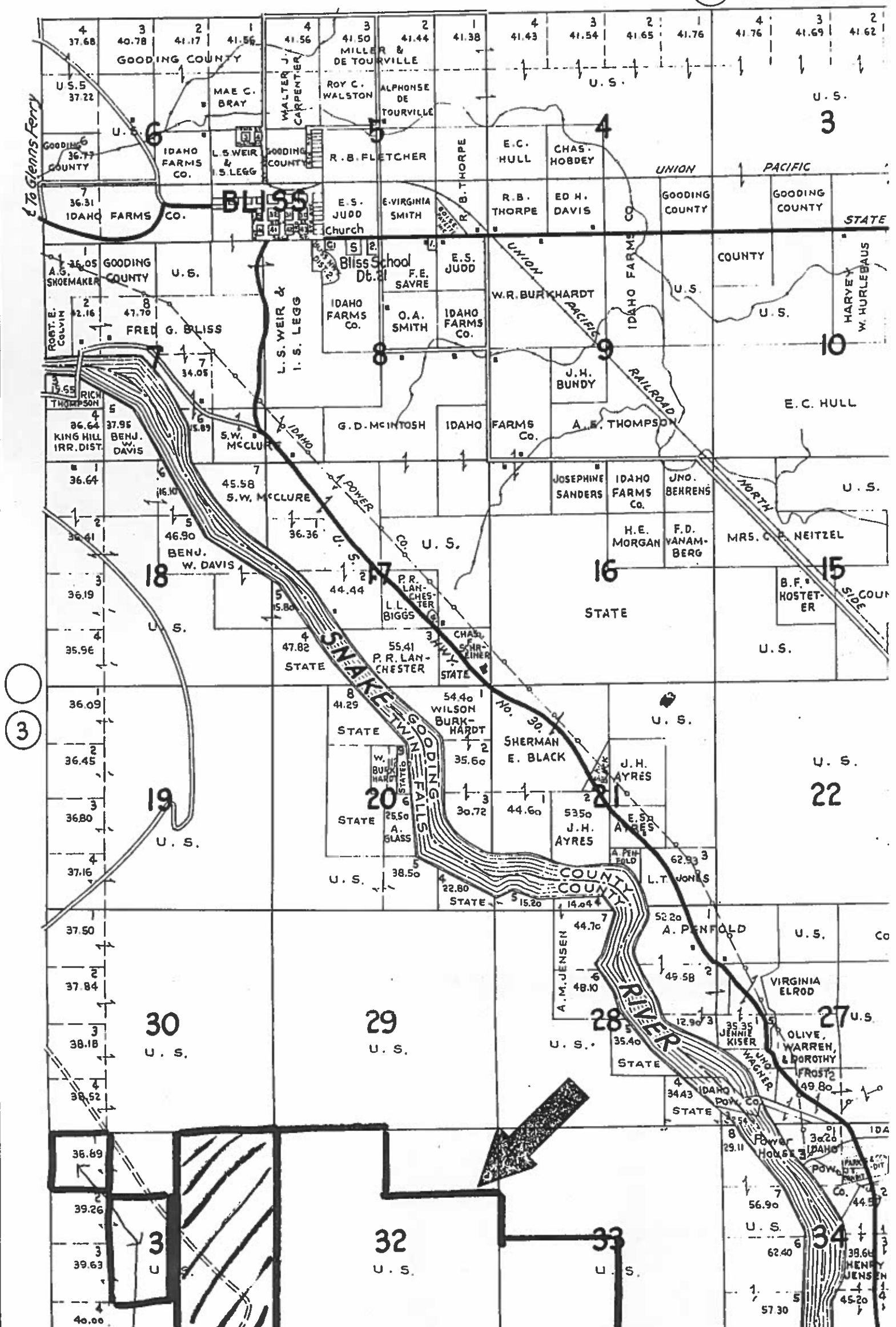
TOGETHER WITH 1/6 interest in a domestic well.

NOTE: Assessment records indicate the address to be:

NONE SHOWN

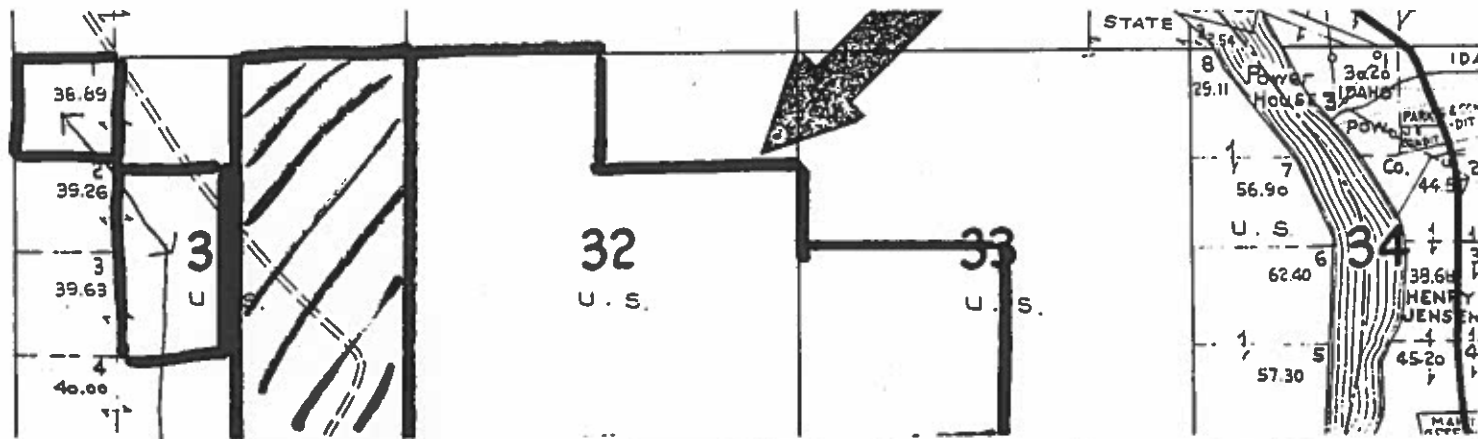
This information is outside of the insuring provisions of the policy.

TOWNSHIP 6 S.,
TWIN FALLS



SCALE 2 IN. = 1 M.

HEE

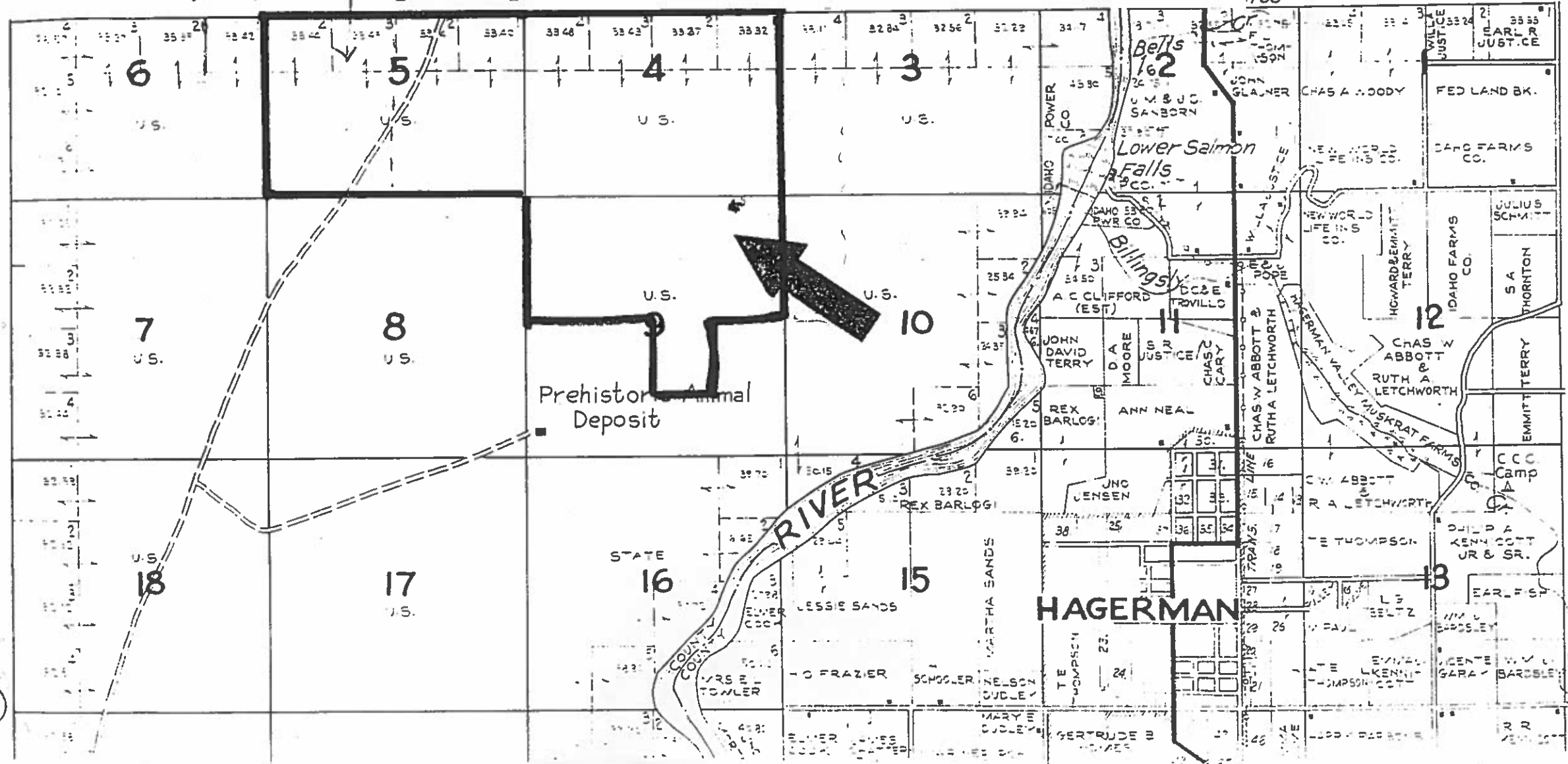


E. B. M.
IDAHO

FOR SALE BY
METSKER M
111 SOUTH 10TH ST. TACOMA
1008 SECOND AVE SEATTLE



Upper Salmon Falls



SMALL

- 4 R. N. L.
- 5 IDAHO B.
- 6 IDAHO B.
- 7 IDAHO B.
- 8 IDAHO B.
- 9 IDAHO B.
- 10 G. W. HUL
- 11 N. M. DEN
- 12 J. PULL
- 13 G. O. GR
- 14 G. O. F. L.
- 15 W. RAWL
- 16 N. RAWL
- 17 T. B. PR
- 18 M. MART
- 19 G. W. HUL
- 20 E. A. CR
- 21 P. H. CO
- 22 J. O. W.
- 23 E. THO
- 24 J. O. W.
- 25 J. O. W.
- 26 M. HOW
- 27 K. A. FA
- 28 L. W. CH
- 29 K. A. FA
- 30 K. A. FA
- 31 K. A. FA
- 32 K. A. FA
- 33 K. A. FA
- 34 K. A. FA
- 35 K. A. FA
- 36 K. A. FA
- 37 K. A. FA
- 38 K. A. FA
- 39 K. A. FA
- 40 K. A. FA
- 41 K. A. FA
- 42 K. A. FA
- 43 K. A. FA
- 44 K. A. FA
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- 51 K. A. FA
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- 53 K. A. FA
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- 57 K. A. FA
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- 60 K. A. FA
- 61 K. A. FA
- 62 K. A. FA
- 63 K. A. FA
- 64 K. A. FA
- 65 K. A. FA
- 66 K. A. FA
- 67 K. A. FA
- 68 K. A. FA
- 69 K. A. FA
- 70 K. A. FA
- 71 K. A. FA
- 72 K. A. FA
- 73 K. A. FA
- 74 K. A. FA
- 75 K. A. FA
- 76 K. A. FA
- 77 K. A. FA
- 78 K. A. FA
- 79 K. A. FA
- 80 K. A. FA
- 81 K. A. FA
- 82 K. A. FA
- 83 K. A. FA
- 84 K. A. FA
- 85 K. A. FA
- 86 K. A. FA
- 87 K. A. FA
- 88 K. A. FA
- 89 K. A. FA
- 90 K. A. FA
- 91 K. A. FA
- 92 K. A. FA
- 93 K. A. FA
- 94 K. A. FA
- 95 K. A. FA
- 96 K. A. FA
- 97 K. A. FA
- 98 K. A. FA
- 99 K. A. FA
- 100 K. A. FA

AJ5856NP

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

DATE: SEP-2-1997
PAGE: A-3837

RIGHT NUMBER: 47-14848

NAME & ADDRESS: BRF LIMITED PARTNERSHIP
2572 CARROUSEL CIRCLE
TWIN FALLS ID 83301

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 05/20/1973

POINT OF DIVERSION: T06S R13E S32 SWSW Within TWIN FALLS County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOUSE	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within TWIN FALLS County
T06S R13E S32 SWSW

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
06S13E22400

Claim proofread by: RM

Date: 9-10-97

D 4-28-98

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: A47-14848
Date Received: 3/09/1989
Receipt No: S006509
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: B.R.F. LIMITED PARTNERSHIP 208-734-3082
Address: 2572 CARROUSEL CIRCLE
TWIN FALLS, ID 83301
2. Date of Priority: MAY 20, 1973
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|------------|
| 06S | 13E | 31 | SW | SW | SE | | TWIN FALLS |
5. Description of diverting works:
WELL AND PUMP
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S. | (or) | A.F.A. |
|----------|-------|-------|--------|------|--------|
| DOMESTIC | 01/01 | 12/31 | 0.040 | | |
7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
D/1 HOUSE
10. Place of Use:
- | Township | Range | Section | 1/4 of | 1/4 of | Lot | Use | Acres |
|----------|-------|---------|--------|--------|-----|--------|-------|
| 06S | 13E | 31 | SW | SE | | DOMEST | |
11. Place of use in counties: TWIN FALLS

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: BENEFICIAL USE

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

Identification No.

Date Received

Receipt Number

A47-14848

5006509

NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) B.R.F. LIMITED PARTNERSHIP Phone (208) 734-3082

Mailing Address 2572 CARROUSEL CIRCLE TWIN FALLS, IDAHO Zip 83301

2. Date of Priority (Only one per claim) May 20, 1973 Month/Day/Year

3. Source of water supply (Check one) (x) Groundwater or Other () (a) _____

which is tributary to (b) _____ Name or kind of source

4. Location of point of diversion is: Township 6 SOUTH Range 13 EAST

Section 31 , SW 1/4 of SW 1/4 of SE 1/4, Govt. Lot _____, BM.,

County of TWIN FALLS

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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 & PUMP

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For DOMESTIC purposes from JAN 1ST to DEC 31ST amount .04 (cfs)

(Both dates are inclusive)

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed .04 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) Domestic

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MAR 16 1993

10. Place of use is: Township: 6 SOUTH Range 13 EAST

Section 31, SW 1/4 of SW 1/4, Govt. Lot _____, B.M.,

County of TWIN FALLS for (Circle One) Domestic Stock Domestic and Stock

Additional places of use, if any _____

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

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.

14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am _____ FARM MANAGER & AGENT

of B.R.F. LIMITED PARTNERSHIP _____ that I have signed the foregoing

document in the space below as AGENT of B.R.F. LIMITED PARTNERSHIP

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent [Signature] Date 3/8/89

Title and Organization FARM MANAGER & AGENT, B.R.F. LIMITED PARTNERSHIP

State of Idaho/or _____)

County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 8th day of March 19 89

SEAL

Notary Public [Signature]

Residing at Twin Falls, Idaho

My Commission Expires 1/16/1995

Last Name _____ Ident No. 44-14848

Copies: White-State, Yellow-Claimant

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MAR 16 1993

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number _____

Date Received _____

Receipt Number _____

NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day. Filing fee \$25

RECEIVED

OCT 25 1988

Department of Water Resources
Southern Region Office

Please type or print clearly

1. Name of Claimant (s) B.R.F. Limited Partnership Phone (208) 734-9329Mailing Address Rt. 4 Box 7695 Twin Falls, Idaho 83301 Zip _____2. Date of Priority (Only one (1) per claim) May 20, 19733. Source of water supply (a) Groundwater
which is tributary to (b) _____4. Location of point of diversion is: Township 6 South Range 13 East
Section 31, SW 1/4 of SW 1/4 of SE 1/4, Govt. Lot _____, B.M.,
County of Twin Falls

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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 & Pump

6. Water is claimed for the following: (Limited to Domestic and/or Stockwater only. See Instructions)

(Both dates are inclusive)

For Domestic purposes from Jan 1st to Dec 31st amount 0.12 (cfs)

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed 0.12 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served; Stockwater: Type and number of
livestock) 3 Domestic

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Copies: MAR 16 1993 claimant

10. Place a "D" for domestic and "S" for stockwater use in the corresponding place of use below.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4			
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4
6S	13E	31											D					
6S	12E	36																2D

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

12. Do you own the property listed above as place of use? Yes X No X

If your answer is No, describe in Remarks below the authority you have to claim this water right.

Own Property in Sec. 31 and lease water to property in Sec. 36.

13. Describe any other water rights used at the same place and for the same purposes as described above.
_____ or None X

14. Remarks: _____

15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____
Decree _____

If applicable provide IDWR Water Right Number _____

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) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am FARM MANAGER

of B.R.F. LIMITED PARTNERSHIP Title _____, that I have signed the foregoing
Organization

document in the space below as FARM MANAGER of B.R.F. LIMITED PARTNERSHIP
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Danish Farms, Inc. President

Title and Organization FARM MANAGER, B.R.F. Ltd. Prtship. Date Oct 25, 1988

State of Idaho/or _____)

County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 25th day of Oct. 19 88

SEAL

Notary Public Chad A. Smith

Residing at Kimberly, Id. MICROFILMED

My Commission Expires 6/30/94 MAR 16 1993

Last Name B.R.F. Limited Ident No. _____
Partnership

Copies White-State, Yellow-Claimant

POWER OF ATTORNEY

MICROFILMED
MAR 16 1993



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

February 1, 1989

B.R.F. Limited Partnership
Rt. 4, Box 7695
Twin Falls, ID 83301

Dear Sir:

Your Notice of Claim to a Water Right filed for your Twin Falls County property and check # 1180 for \$25.00 is returned as I am unable to process the claim as filed, because State Law requires all groundwater developed after March 25, 1963 except for certain single household domestic and/or stockwater wells to file an application for permit at the time of development. On your claim you indicate 3 households, and a priority date 5-20-1973, therefore your water right requires a permit.

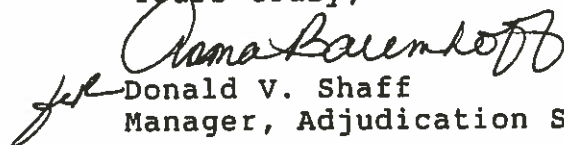
I was unable to find an existing permit or license for your water right, therefore you have two options for filing your water right at this time, they are:

1. file three separate SRB Adjudication claims, one for each household, with the priority dates corresponding to the dates when each house first used water from the well.
2. file an application for permit for multiple households on one source, the priority date for both homes would be the day the application is received by the Department of Water Resources.

I have enclosed both, an Application for Permit and instructions and two forms for filing a Notice of Claim to a Water Right and instructions.

If you choose to file the three SRB Adjudication claims, please return the claim forms to this office ATTN: H. Harrington before March 3, 1989 to avoid any late fees. Please do not hesitate to contact this office if you have any questions or concerns.

Yours truly,


Donald V. Shaff
Manager, Adjudication Section

DVS:ds
Enclosures

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MAR 16 1993

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 _____

Date Received _____

Receipt Number _____

**NOTICE OF CLAIM
TO A
WATER RIGHT**

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day. Filing fee \$25

OCT 1 1993

Please type or print clearly

1. Name of Claimant (s) B.R.F. Limited Partnership Phone (208) 734-9329

Mailing Address Rt. 4 Box 7695 Twin Falls, Idaho 83301 Zip _____

2. Date of Priority (Only one (1) per claim) May 20, 1973

3. Source of water supply (a) Groundwater
which is tributary to (b) _____

4. Location of point of diversion is: Township 6 South Range 13 East

Section 31, SW 1/4 of SW 1/4 of SE 1/4, Govt. Lot _____, B.M.,

County of Twin Falls

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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 & Pump

6. Water is claimed for the following: (Limited to Domestic and/or Stockwater only. See Instructions)

(Both dates are inclusive) (cfs)

For Domestic purposes from Jan 1st to Dec 31st amount 0.12

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed 0.12 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served; Stockwater: Type and number of livestock) 3 Domestic

MICROFILMED

MAR 16 1993

* 10. Place a "D" for domestic and "S" for stockwater use in the corresponding place of use below.

[illegible]

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

12. Do you own the property listed above as place of use? Yes X No X

If your answer is No, describe in Remarks below the authority you have to claim this water right.

Own Property in Sec. 31 and lease water to property in Sec. 36.

13. Describe any other water rights used at the same place and for the same purposes as described above.

or None ☒)

14. Remarks: _____

15. Basis of Claim (check one) Beneficial Use x Posted Notice License Permit
Decree

If applicable provide IDWR Water Right Number _____

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) _____ Date _____

Date _____

For Organizations: I do solemnly swear or affirm that I am FARM MANAGER

of B.R.F. LIMITED PARTNERSHIP that I have signed the foregoing

Organization

document in the space below as FARM MANAGER of B.R.F. LIMITED PARTNERSHIP

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Lamsh Farms, Inc. President

Title and Organization FARM MANAGER, B.R.F. Ltd. Prtship. Date OCT 25, 1968

State of Idaho/or _____)
) ss.

County of Twil Falls

Subscribed and sworn (or affirmed) before me this 25th day of Oct. 19 88

SEAL

Notary Public

Residing at Kinberly Id

My Commission Expires 6/30/94

Last Name D.P.F. Limited Ident No. _____

Partnership

Copies White, Yellow, Green