

Water Right No(s). A22-10039

See attached photos

GPS DATA:

Tag # A0000264 Location: attached to well casing
GPS data - 2682733 GPS File # 221003
1402023

Diversion Data:

Source: Groundwater Trib to: _____

MOTOR

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

Submersed pump in domestic type well

PUMP

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

NOTES:

Met Mark Ball on-site. Facility now owned by Gary Ball Inc., 368 E. 3rd South
Rexburg, ID 83440. Change of ownership sent.
Recommend this right for 0.04 cfs for ~~Commercial~~ use, limited to
2500 gpd. water used in potato humidifiers + bathroom

→ Domestic w/
1984 priority
Date: _____

Field Exam Date: 3-9-2005 Agent: W. L. Forman

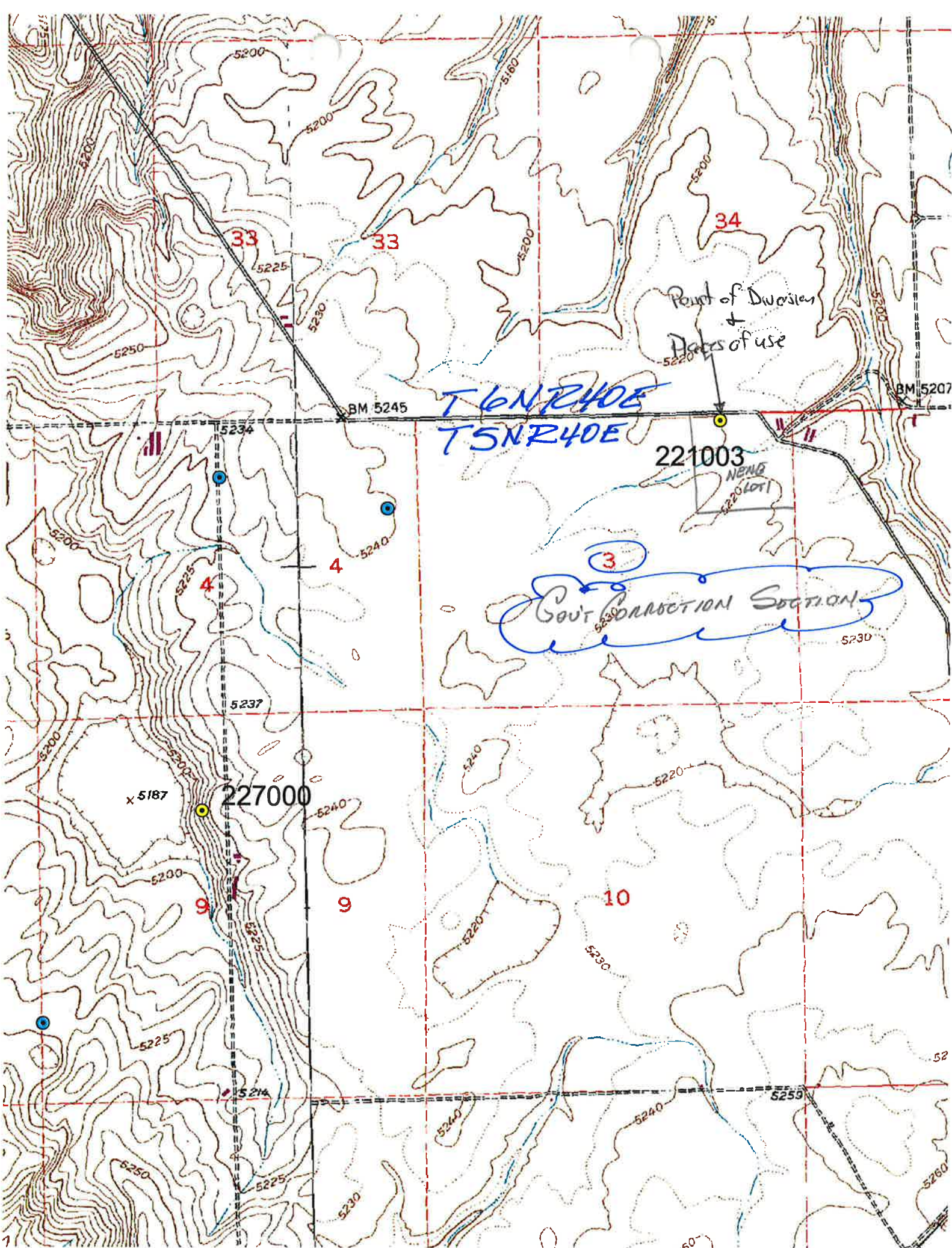
Connecticut 100/1000 Sown Ammonia claim to NW 1/4 Sec. 3
2500 gpd.
NO AKA
NOB, N11



A22-10039 - shop & cellar complex, looking South



A22-10039 - well on west side of middle cellar



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

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

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
	A22-10039	N			

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 Cave Family Trust

5553 Camino Cerralvo, Santa Barbara, CA 93111

4. New Owner/Claimant(s)

Gary Ball Inc.

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

New Mailing Address

368 E. 3rd St.

City, State and ZIP Code

Rexburg, ID 83440

New Telephone Number

208) 356-6849

5. Date you acquired the property

Aug 10, 1993

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)

Gary Ball
Pres. Gary Ball Inc.

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

For Office Use Only

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

County of Madison
I hereby certify that the within instrument was
Filed AUG 23 1993
13 13.24 \$1. and **248153**
recorded on Film 620

by BETH A. REESE, Recorder
[Signature] Deputy

At the request of
[Signature]

WARRANTY DEED

FOR VALUE RECEIVED, THOMAS F. CAVE, JR. and EMMA DEAN CAVE, Trustees of The Cave Family Trust under Revocable Trust Agreement dated November 22, 1983, of 420 Via Larga Vista, Bonsall, CA 92003, the grantor, does hereby grant, bargain, sell and convey unto GARY BALL, INC., an Idaho corporation with its principal place of business at 368 East 3rd South, Rexburg, Idaho 83440, the grantee, the following described property situated in Madison County, State of Idaho, to-wit:

An undivided one-third (1/3) interest in and to a one hundred percent (100%) interest in the following described property:

Commencing at the Northwest corner of Section 14, Township 5 North, Range 40 E.B.M. Thence South 30°38' East, 2724.4 feet, more or less, to the West side property line of the O.S.L. Railroad; thence South 43°57' West, along said West side property line of said Railroad, 3169 feet to the beginning point of the following described land; thence South 43°57' West, along said Railroad West property line, 963 feet, more or less, to its intersection with the South side of Section 15, above township and range; thence North 89°56' West, along the section line, 1541.7 feet; thence North, 14,640 feet, more or less, to the North side of Section 3, or to the township line, above township and range; thence South 89°49' East, along the said township line, 2210 feet; thence South 13,942 feet, more or less, to the point of beginning. Containing 737.30 acres, more or less.

Together with all water rights appurtenant thereto and a 14% interest in the waters of Moody Creek and the canals therefrom to all the reservoirs along the line of said canal to what is known as the reservoir at the headquarters of The Webster-Soule Farm, as heretofore used for culinary and irrigation purposes.

Subject to the County Road along the North end of above tract.

Also subject to a private East and West road approximately on the section line between Sections 10 and 15, for use of all stockholders and their successors and grantees.

248153

Provided, however, notwithstanding all that is hereinbefore stated regarding private roads in the lands of said Webster-Soule Farm, the road known as the Diagonal Air Line road entering said lands on the North boundary thereof and extending therefrom to and near the section corner common to Sections 10, 11, 14 and 15, Township 5 North, Range 40 E.B.M. is hereby closed and abandoned and in lieu thereof a like road one rod wide is to be forthwith opened to the east of the said entrance of said Air Line Road on the said north boundary of said lands of said Webster-Soule Farm and extending south therefrom for a distance of 1-3/4 miles to and along the line between the lands owned by O. P. Soule and Hanna H. Soule and the lands owned by Vida Webster Rainey.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said grantee, its heirs and assigns forever. And the said grantor does hereby covenant to and with the said grantee, that it is the owner in fee simple of said premises; that they are free from all encumbrances and that it will warrant and defend the same from all lawful claims whatsoever.

Dated this 10th day of August, 1993.

Emma Dean Cave
Emma Dean Cave, Trustee of
The Cave Family Trust

STATE OF CALIFORNIA)
County of San Diego) ss.

See California Acknowledgment

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

No. 5193

State of CALIFORNIA
County of SAN DIEGO
On 8-19-93 before me, NANCY ELAINE CARROLL
DATE NAME, TITLE OF OFFICER - E.G., "JANE DOE, NOTARY PUBLIC"

personally appeared -EMMA DEAN CAVE-
NAME(S) OF SIGNER(S)

☐ personally known to me - OR - ☒ proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



WITNESS my hand and official seal.

Nancy Elaine Carroll
SIGNATURE OF NOTARY

OPTIONAL SECTION

CAPACITY CLAIMED BY SIGNER

Though statute does not require the Notary to fill in the data below, doing so may prove invaluable to persons relying on the document.

☐ INDIVIDUAL
☐ CORPORATE OFFICER(S)

☐ PARTNER(S) ☐ LIMITED
☐ GENERAL
☐ ATTORNEY-IN-FACT
☒ TRUSTEE(S)
☐ GUARDIAN/CONSERVATOR
☐ OTHER:

SIGNER IS REPRESENTING:
NAME OF PERSON(S) OR ENTITY(ES)

The Cave Family Trust

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: A22-10039
Date Received: 6/08/1988
Receipt No: E000643
Received By: HVS

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ~~VEDA W. RAINES~~ *The Cave Family Trust*
Address: *5353 Camino Cerrillo*
NORTH HOLLYWOOD, CA 92704
SANTA BARBARA CA. 93111
2. Date of Priority: APR 01, 1984

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	40E	3	SE	NE			MADISON

5. Description of diverting works:
WELL & PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
INDUSTRIAL	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 3.0 Acre Feet Per Annum.

9. Non-irrigation uses:
INDUSTRIAL USE AT POTATO CELLARS & SHOP.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	40E	3	SW	NE	3	INDUST	

11. Place of use in counties: MADISON

A22-10039

Page 1

Date: 06/08/88

MICROFILMED
APR 11 1994



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

Water Right Number:

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____ / _____

For Individuals:

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

Signature of Claimant(s):

Thomas F. Trust Date: 06-30-88

Emma Dean Lane Date: 06-30-88
Trustee

State of ~~Idaho~~ California)

) SS.

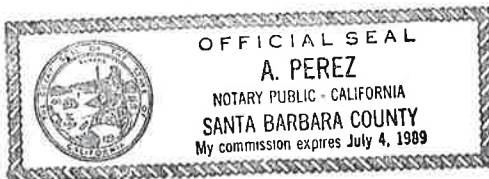
County of Santa Barbara)

Subscribed and sworn (or affirmed) before me this 30th day

of June 19 88

[Signature]
Notary Public

Seal



Residing at 462 Via El Cuadro Santa Barbara, Ca

My Commission Expires July 4, 1989 9311)



CLAMAZZ-10039

(R/R/E)
3671 III NE

Mapped, edited, and published by the Geological Survey

Control by USGS and NOS/NOAA

Topography from aerial photographs by multiplex methods
and by plane-table surveys 1951. Aerial photographs taken 1946

Polyconic projection. 1927 North American datum
10,000-foot grid based on Idaho coordinate system, east zone
1000-meter Universal Transverse Mercator grid ticks.

