

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 22-13843 V1

WATER RIGHT NUMBER: 22-13843 V1

<u>Owner Type</u>	<u>Name and Address</u>
Attorney	HUNTON & WILLIAMS LLP 951 EAST BYRD ST RICHMOND, VA 23219 (804)788-8275
Current Owner	MCCORD FAMILY LLC 902 MALVERN AVE BALTIMORE, MD 21204 (403)321-6491
Current Owner	SPUDCO CALIFORNIA LLC 902 MALVERN AVE BALTIMORE, MD 21204 (410)321-6491
Current Owner	SPUDCO GEORGIA LLC 902 MALVERN AVE BALTIMORE, MD 21204 (410)321-6491
Current Owner	SPUDCO MARYLAND LLC 902 MALVERN AVE BALTIMORE, MD 21204 (410)321-6491
Current Owner	SPUDCO VIRGINIA LLC 902 MALVERN AVE BALTIMORE, MD 21204 (410)321-6491
Directors Report Owner	GUIOMAR W HUFSMITH PO BOX 388 DRIGGS, ID 83422 (208)354-8337

Priority Date: 07/18/1978

Basis: License

Status: Active

Source

GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/15 to 10/15	0.510 CFS	180.00 AF
	<u>Total Diversion:</u>	0.510 CFS	180.00 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4SE1/4NW1/4	Sec. 25, Twp 05N, Rge 44E, B.M.
TETON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 22-13843 V1

05N 44E 25		30.0	30.0		60.0
------------	--	------	------	--	------

Total Acres: 60

Conditions of Approval:

1. C18 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.
2. This right is a split from former right 22-7282 .

Remarks:Comments:Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:Water Supply Bank:



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

April 3, 2008

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

MCCORD FAMILY LLC
902 MALVERN AVE
BALTIMORE MD 21204

SPUDCO MARYLAND LLC
902 MALVERN AVE
BALTIMORE MD 21204

SPUDCO CALIFORNIA LLC
902 MALVERN AVE
BALTIMORE MD 21204

SPUDCO VIRGINIA LLC
902 MALVERN AVE
BALTIMORE MD 21204

SPUDCO GEORGIA LLC
902 MALVERN AVE
BALTIMORE MD 21204

RE: Notice of Change of Water Right Ownership (NCO) for
22-7282 (Split into 22-13842 & 22-13843) and Notice of Completed Administrative
Proceeding (NCAP)

Dear **SIR/MADAM:**

The Idaho Department of Water Resources (IDWR) received an NCO changing the right holder for a portion of the above referenced water right(s). Based on this NCO, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated with new water right numbers reflecting the division of the water right(s).

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 the water right(s) as recorded in the SRBA.

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

Respectfully,


Jonie Barg

Office Specialist II

Enclosure

CC: GUIOMAR HUFSMITH

SCANNED

APR 15 2008

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: 22-7282 (Split into 22-
13842 & 22-13843)

Case No. 39576)

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following Administrative proceeding:

☐ Address change

☒ Substitution of Party HUFSMITH-MCCORD FAMILY LLC, SPUDCO CALIFORNIA
LLC, SPUDCO GEORGIA LLC, SPUDCO MARYLAND LLC & SPUDCO VIRGINIA LLC

☐ I.C. § 42-222 transfer

☐ point of diversion ☐ place of use

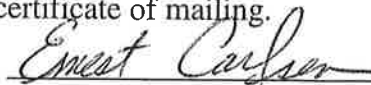
☐ period of use ☐ nature of use

☐ 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: 4-9-08



Signature of IDWR Representative

SCANNED

APR 15 2008

CERTIFICATE OF MAILING

I certify that on April 11, 2008, 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:
Guionmar W Hufsmith
PO Box 388
Driggs ID 83422

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:

McCord Family LLC
902 Malvern Ave
Baltimore MD 21204

Spudco Georgia LLC
902 Malvern Ave
Baltimore MD 21204

Spudco Virginia LLC
902 Malvern Ave
Baltimore MD 21204

Spudco California LLC
902 Malvern Ave
Baltimore MD 21204

Spudco Maryland LLC
902 Malvern Ave
Baltimore MD 21204

4. One copy to:

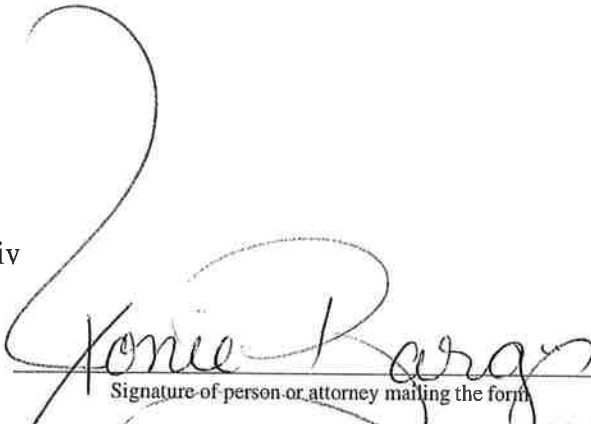
Each party in the subcase, or attorney of record
Gordon F Rainey Jr
Hunton & Williams LLP
951 E Byrd St
Richmond VA 23219

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

NOTICE OF COMPLETED ADMINISTRATIVE PROCEEDING
22-7282 (Split into 22-13842 & 22-13843)

04/11/2008

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

W.R. NUMBER

22-7282

CLAIM DISPOSITION REASON

Disallowed

Split into 22-13842 & 22-13843

04/03/2008

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

RIGHT NUMBER: 22-13842

NAME AND ADDRESS: GUIOMAR W HUFSMITH
PO BOX 388
DRIGGS ID 83422

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.580 CFS
204.00 AFY

PRIORITY DATE: 07/18/1978

POINT OF
DIVERSION: T05N R44E S25 NWSNW Within TETON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/15	0.580 CFS 204.00 AFY

PLACE OF USE: IRRIGATION in TETON County

T05N R44E S25	NENW	2.00	T05N R44E S25	NWNW	32.00
T05N R44E S25	SWNW	32.00	T05N R44E S25	SENW	2.00

68 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

This right is a split from former right 22-7282 .

SCANNED

APR 15 2008

04/03/2008

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

RIGHT NUMBER: 22-13843

NAME AND ADDRESS: MCCORD FAMILY LLC
902 MALVERN AVE
BALTIMORE MD 21204

SPUDCO CALIFORNIA LLC
902 MALVERN AVE
BALTIMORE MD 21204

SPUDCO GEORGIA LLC
902 MALVERN AVE
BALTIMORE MD 21204

SPUDCO MARYLAND LLC
902 MALVERN AVE
BALTIMORE MD 21204

SPUDCO VIRGINIA LLC
902 MALVERN AVE
BALTIMORE MD 21204

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.510 CFS
180.00 AFY

PRIORITY DATE: 07/18/1978

POINT OF
DIVERSION: T05N R44E S25 NWSNW Within TETON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/15

0.510 CFS
180.00 AFY

PLACE OF USE: IRRIGATION in TETON County

T05N R44E S25

NENW

30.00

T05N R44E S25

SENW

30.00

60 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

This right is a split from former right 22-7282 .

APPROVED

APR 15 2008

Idaho Department of Water Resources

900 North Skyline Drive, Suite A

Idaho Falls, ID 83402

Date:	Project No: 07-1104-01
ATTENTION:	
RE: Notice of Change in Water Right Ownership	

LADIES/GENTLEMEN:

WE ARE SENDING YOU

- ☒ Attached
 ☐ Under separate cover via _____ the following items:
 ☐ Shop Drawings
 ☐ Prints
 ☐ Plans
 ☐ Samples
 ☐ Specifications
 ☐ Copy of Letter
 ☐ Change Order
 ☐ Other

COPIES	DATE	NO.	DESCRIPTION
1	3/18/2008		Complete application for a Notice of Change in Water Right Ownership

THESE ARE TRANSMITTED as checked below:

- ☒ For approval
 ☐ Approved as submitted
 ☐ Resubmit _____ copies for approval
 ☐ For your use
 ☐ Approved as noted
 ☐ Submit _____ copies for distribution
 ☐ As requested
 ☐ Returned for corrections
 ☐ Return _____ corrected prints
 ☐ For review and comment
- ☐ FOR BIDS DUE _____, 20____
 ☐ PRINTS RETURNED AFTER LOAN TO US

REMARKS:

Please review and let me know of any additional information I can provide to help process that attached application.

COPY TO:

SIGNED: Rachelle K. Fullmer
Rachelle K. Fullmer

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 IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
77-7282		☒			

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 on file with the county Planning and Zoning or Recorder's Office).
- OR**
- D. 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 or equivalent **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 Hufsmith Farm Trust, 11-22-1999

4. New Owner/Claimant(s)

Please see attached document

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

New Mailing Address

City, State and ZIP Code

New Telephone Number

() _____ Email: _____

RECEIVED

MAR 20 2008

5. Date you acquired the property

November 1, 2007

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 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 (you may copy this page, if 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 will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number <u>22-7282</u>		
Irrigation	<u>1.07</u>	<u>60 shares</u>
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		

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.

7. Signature(s) of New Owner(s) or Claimant(s)

(title if applicable)

(title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by _____ Date _____
 Received by _____ Date _____
 Processed by _____ AJ Date _____

Receipt Amt. _____
 Receipt No. _____
 WR _____ Date _____

IDWR Water Right and Adjudication Search

Note: This search tool identifies active water rights and active transfers. If you want to search both active and inactive water rights, please check the box below.

☐ Search for both active and inactive water right records.

Search Results

Type of Query

USAGE INSTRUCTION

☐ All SRBA & Water Rights	
SRBA ☐ Claims ☐ Recommendations ☒ Both	Water Rights ☐ Applications ☐ Permits ☐ Decrees, Licenses and Statutory Claims ☐ Transfers ☒ All of the above

Basin Who What When Where Clear Search Help

Query parameters:

Township = 5N

Range = 44E

Section = 25

County = TETON

Search for: active Records

Information for type: Claim

	Record	Basin	Sequence	Suffix	Version	Basis	Status	Priority Date	Diversion Rate	Source List	Water Uses	Owner List
Details	1	22	7282			License	Active	1978-07-18	1.16	GROUND WATER	IRRIGATION	HUFSMITH, GUIOMAR W (Current)
Pedigree												
Related Documents												
General Provision												

Information for type: Recommendation

	Record	Basin	Sequence	Suffix	Version	Basis	Status	Priority Date	Diversion Rate	Source List	Water Uses	Owner List
Details	2	22	7282		1	License	Active	1978-07-18	1.09	GROUND WATER	IRRIGATION	HUFSMITH, GUIOMAR W (Current)
Pedigree												
Related Documents												
General Provision												

Information for type: Statutory Claim, Decree and License

	Record	Basin	Sequence	Suffix	Version	Basis	Status	Priority Date	Diversion Rate	Source List	Water Uses	Owner List
Details	3	22	7282			License	Active	1978-07-18	1.16	GROUND WATER	IRRIGATION	HUFSMITH, GUIOMAR W (Current)
Related Documents												
General Provision												

Information for type: Transfer

	Record	Application ID	Applicant	Existing Water Right Nos.	Proposed Water Right Nos.	Status	Received Date	Total Div. Rate (cfs)	Total Div. Vol (af)	Total Acres	Protest Deadline
Details			GRAND VISTA		22-13779,						

SCANNED

Related Documents	4	74125	DEVELOPMENT LLC (Transfer Applicant),	22-7282,	22-13780,	Active	9/21/2007	0.02	3.6
General Provision									

Number of records = 4

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

01/29/2008

WATER RIGHT NO. 22-7282

Owner Type	Name and Address
Current Owner	GUIOMAR W HUFSMITH PO BOX 388 DRIGGS, ID 83422 (208)354-8337

Priority Date: 07/18/1978

Basis: License

Status: Active

Source	Tributary
GROUND WATER	

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/15	10/15	1.09 CFS	384 AFA
Total Diversion			1.09 CFS	

Location of Point(s) of Diversion:

GROUND WATER	NWSENW	Sec. 25	Township 05N	Range 44E	TETON County
--------------	--------	---------	--------------	-----------	--------------

Place(s) of use:

Place of Use Legal Description: IRRIGATION TETON County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres

SCANNED

05N	44E	25		NENW	32		NWNW	32		SWNW	32		SENW	32
-----	-----	----	--	------	----	--	------	----	--	------	----	--	------	----

Total Acres: 128

Conditions of Approval:

1.	C18	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.
----	-----	---

Dates:

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

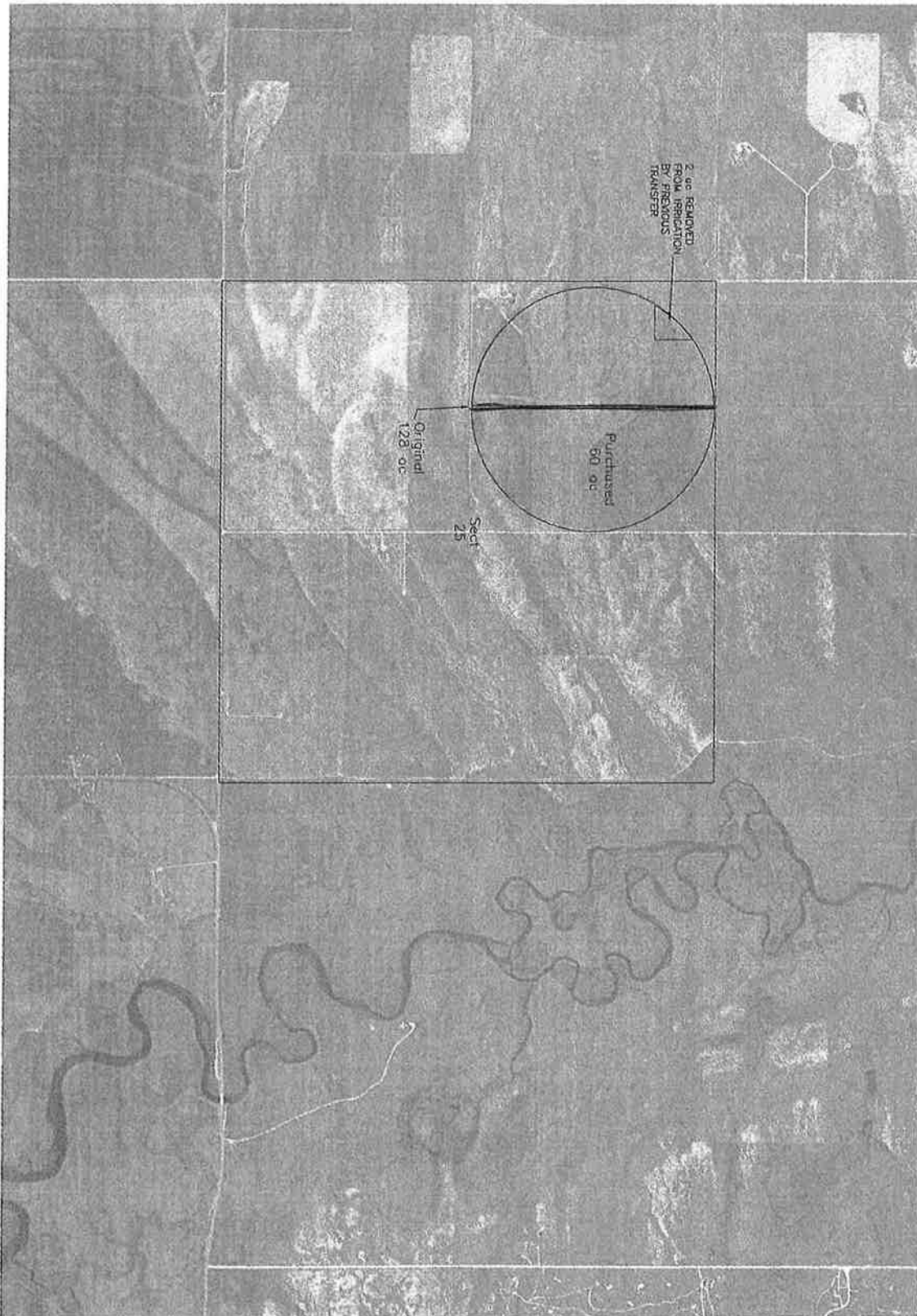
Mitigation Plan: False

68 Acre - Half
60 Acre -

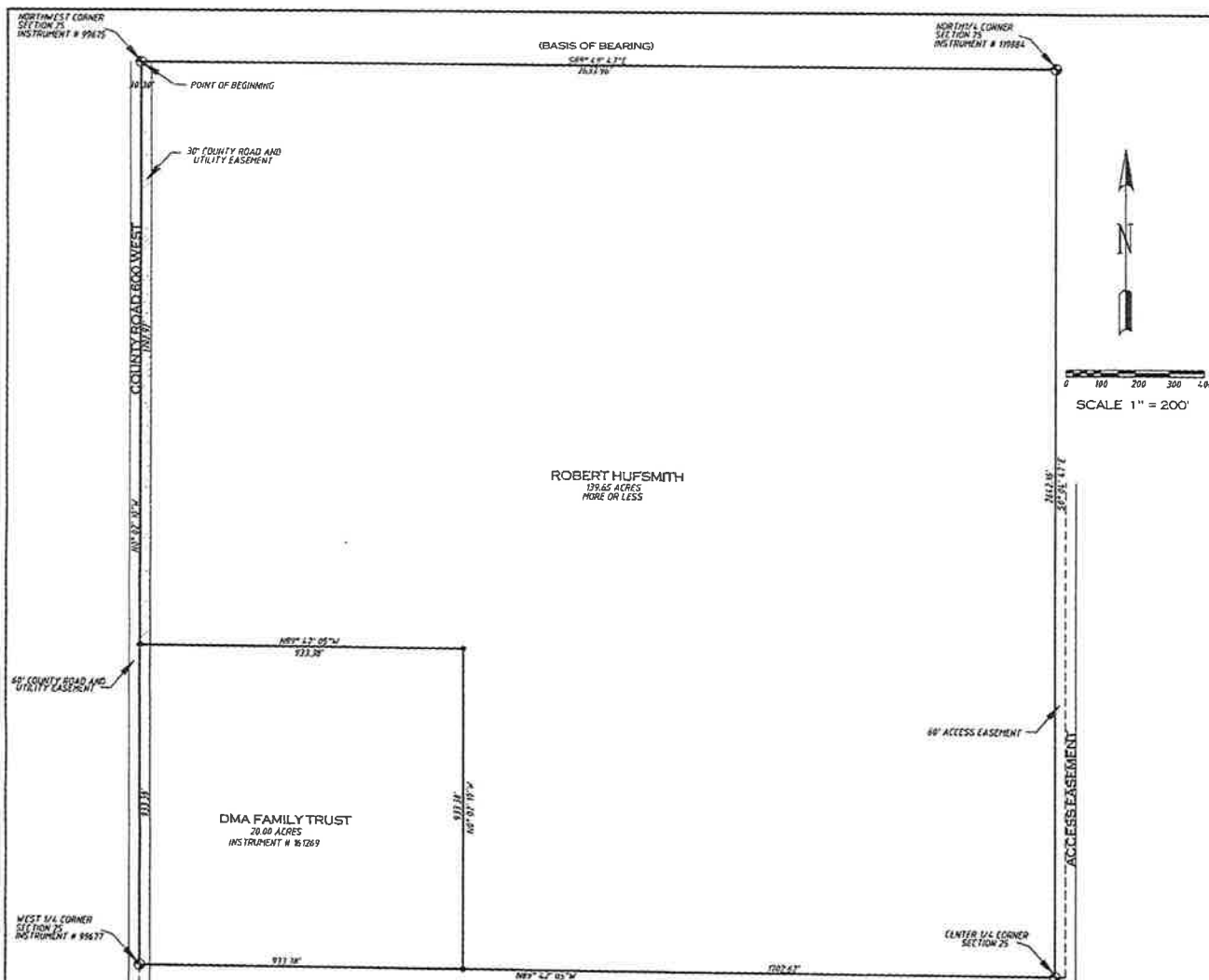
SCANNED

APR 15 2008

1/29/2008



DRAWING NO 07-1104-01	JOB TITLE Rainey Walsh Purchase	DRAWING TITLE Location of Original Water Right T&N R44E Sect 25 NW 1/4	NELSON ENGINEERING P.O. BOX 1699, JACKSON WYOMING (307) 733-2007	<table border="1"> <tr> <th>DATE</th> <th>NO</th> <th>FOR</th> <th>REV.</th> </tr> <tr> <td>SURVEYED</td> <td></td> <td></td> <td></td> </tr> <tr> <td>ENGINEERED</td> <td></td> <td></td> <td></td> </tr> <tr> <td>DRAWN</td> <td></td> <td></td> <td></td> </tr> <tr> <td>CHECKED</td> <td></td> <td></td> <td></td> </tr> <tr> <td>APPROVED</td> <td></td> <td></td> <td></td> </tr> </table>	DATE	NO	FOR	REV.	SURVEYED				ENGINEERED				DRAWN				CHECKED				APPROVED			
DATE	NO	FOR	REV.																									
SURVEYED																												
ENGINEERED																												
DRAWN																												
CHECKED																												
APPROVED																												



VICINITY MAP
PART OF NORTHWEST 1/4 OF SECTION 25,
TWP. 54N, RNG. 44E, B.M. TETON COUNTY, IDAHO

PROPERTY DESCRIPTION

PART OF THE NW 1/4 OF SECTION 25, TWP. 54N, RNG. 44E, B.M. TETON COUNTY, IDAHO,
BEING FURTHER DESCRIBED AS:
COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 25;
THENCE S 89°49'42\"/>

CONTAINS 19.65 ACRES MORE OR LESS.

SUBJECT TO A 30 FOOT ROAD AND UTILITY EASEMENT
ALONG THE WESTERN BOUNDARY OF SAID PROPERTY.

RECORDER'S CERTIFICATE

STATE OF IDAHO /
COUNTY OF TETON /
I DO HEREBY CERTIFY THAT THIS PLAT WAS FILED THIS _____ DAY
OF _____, 200____, AT _____
AT THE REQUEST OF _____
INSTRUMENT NUMBER _____

INSTRUMENT # 192306
TETON COUNTY, IDAHO
NOTED BY: _____
RECORDED BY: _____
COUNTY RECORDER
SIGNED: _____
DATE: _____

PROPERTY SURVEY RECORD OF SURVEY

PART OF NW 1/4 OF SECTION 25 TWP. 54N, RNG. 44E,
B.M. TETON COUNTY, IDAHO

ROBERT HUF SMITH
P.O. BOX 580
GRIGGS, IDAHO 83422
(208) 354-4337

AW ENGINEERING
255 South Main P.O. Box 197
Victor, Idaho 83455
(208) 787-2952 aweng@tetonnet.com

PROJECT NUMBER: 2001-163

SURVEYOR'S CERTIFICATE

I, ARNOLD W. WOOLSTENRAHE, BEING A
REGISTERED LAND SURVEYOR / ENGINEER
IN THE STATE OF IDAHO, No. 2860, DO
HEREBY CERTIFY THAT I DID CAUSE THE
SURVEY OF THE TRACT OF LAND AS HEREIN
PLATTED AND DESCRIBED.



LEGEND

- SECTION CORNER FOUND
OR SET AS NOTED
- PROPERTY CORNER - FOUND 5/8\"/>

SURVEYED 00/01/00 BY: BTGPS.DAT DRAWN BY: RHM 10/04/07 PROPERTY SURVEY.DWG REVISED BY: RHM 10/06/07

RECORDING REQUESTED BY
First American Title Company

193067 NOV 1 107 PM 1 50

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

Instrument # 193067

TETON COUNTY, IDAHO

2007-11-01

01:50:00 No. of Pages: 3

Recorded for : FIRST AMERICAN

MARY LOU HANSEN

Ex-Officio Recorder Deputy

Index to: DEED, WARRANTY

Fee: 9.00

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **230166-T (tm)**

Date: **October 30, 2007**

For Value Received, **The Hufsmith Farm Trust, dated November 22, 1999**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **MCCORD FAMILY, LLC, a Maryland limited liability company; SPUDCO CALIFORNIA LLC, a Virginia limited liability company; SPUDCO GEORGIA LLC, a Virginia limited liability company; SPUDCO MARYLAND LLC, a Virginia limited liability company and SPUDCO VIRGINIA LLC, a Virginia limited liability company, CO-OWNERS AS TENANTS IN COMMON.**, hereinafter called the Grantee, whose current address is **902 Malvern Ave, Baltimore, MD 21204**, the following described premises, situated in **Teton County, Idaho**, to-wit:

TOWNSHIP 5 NORTH, RANGE 44 EAST, BOISE MERIDIAN, TETON COUNTY, IDAHO

SECTION 25: NW1/4,

LESS AND EXCEPTING THEREFROM THE FOLLOWING DESCRIBED PROPERTY: A PORTION OF THE NW1/4, SECTION 25, TOWNSHIP 5 NORTH, RANGE 44 EAST, BOISE MERIDIAN, TETON COUNTY, IDAHO, DESCRIBED AS METES AND BOUNDS AS FOLLOWS: BEGINNING AT THE SOUTHWEST CORNER OF SAID NW1/4, SECTION 25, THENCE EASTERLY FOLLOWING THE SOUTH LINE OF SAID NW1/4 933.38 FEET TO A POINT; THENCE NORTHERLY 933.38 FEET TO A POINT; THENCE WESTERLY 933.38 FEET TO A POINT ON THE WEST LINE OF SAID NW1/4; THENCE SOUTHERLY, FOLLOWING THE WEST LINE OF SAID NW1/4 933.38 FEET TO THE POINT OF BEGINNING.

ALSO LESS AND EXCEPTING THEREFROM THE EXISTING COUNTY ROAD RIGHT OF WAY ALONG THE WEST BOUNDARY OF THE ABOVE DESCRIBED PROPERTY.

Together with and including all improvements thereon and appurtenances belonging thereto, and including a portion of a water permit appurtenant to said land described more fully as being 60 acres out of the total 128 acre diversion rate set forth in IDWR right number 22-7282 of priority date 07/18/1978, being 60/128 of 1.090 CFS, as stated in said permit. Reserving the remainder of said water right to the grantor.

Grantor also conveys unto Grantees all right, title and interest in and to rights of way and utility easements reserved in Warranty Deeds recorded March 31, 1994 as Instruments Numbers 115688, 115689 and 115690.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

Date: 10/30/2007

Warranty Deed
- continued

File No.: 230166-T (tm)

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Date: 10/30/2007

Warranty Deed
- continued

File No.: 230166-T (tm)

The Hufsmith Farm Trust


Robert A. Hufsmith, Trustee

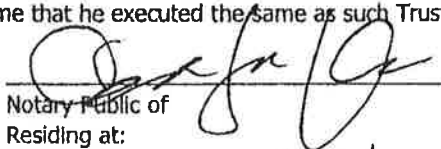
STATE OF

)
ss.

COUNTY OF

)

On this 31 day of Oct, 2007, before me, a Notary Public in and for said State, personally appeared **Robert A. Hufsmith**, known or identified to me to be the person(s) whose name(s) is subscribed to the within instrument as Trustee of the **The Hufsmith Farm Trust, dated November 22, 1999** Trust, and acknowledged to me that he executed the same as such Trustee.


Notary Public of

Residing at:

Commission Expires: Jan 24, 2011

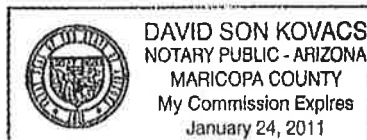


**Exhibit to Department of Water Resources
Notice of Change in Water Right Ownership
Water Right 22-7282**

New Owner/Claimant(s)

McCord Family, LLC, a Maryland limited liability company
Spudco California LLC, a Virginia limited liability company
Spudco Georgia LLC, a Virginia limited liability company
Spudco Maryland LLC, a Virginia limited liability company
Spudco Virginia LLC, a Virginia limited liability company

Co-owners as tenants in common

New Mailing Address

Tom McCord
902 Malvern Avenue
Baltimore, MD 21204
Tel (410) 321-6491
Email tbmccord@aol.com

Gordon F. Rainey, Jr., Esquire
Hunton & Williams LLP
951 East Byrd Street
Richmond, VA 23219
Tel (804) 788-8275
Fax (804) 788-8218
Email grainey@hunton.com

**SIGNATURE PAGE
TO**

State of Idaho
Department of Water Resources

Notice of Change in Water Right Ownership

MCCORD FAMILY, LLC

By: Carol B. McCord
Name: CAROL B. MCCORD
Title: Sole Member and Manager
Date: March 11, 2008

SPUDCO GEORGIA LLC

By: _____
Name: James P. Ferguson, Jr.
Title: Member and Manager
Date: _____, 2008

SPUDCO CALIFORNIA LLC

By: _____
Name: Christopher J. Reeser
Title: Member and Manager
Date: _____, 2008

And by: _____
Name: Melissa Rainey Ferguson
Title: Member and Manager
Date: _____, 2008

SPUDCO MARYLAND LLC

And by: _____
Name: Kate Rainey Reeser
Title: Member and Manager
Date: _____, 2008

By: _____
Name: Gordon F. Rainey, Jr.
Title: Manager
Date: _____, 2008

SPUDCO VIRGINIA LLC

By: Bliss Rainey McCord
Name: Bliss Rainey McCord
Title: Manager
Date: 3/11/08, 2008

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

Signature Page

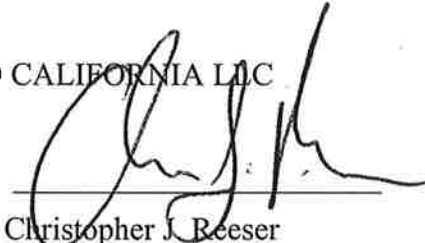
MCCORD FAMILY, LLC

By: _____
Name: _____
Title: Sole Member and Manager
Date: February __, 2008

SPUDCO GEORGIA LLC

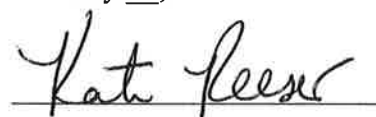
By: _____
Name: James P. Ferguson, Jr.
Title: Member and Manager
Date: February __, 2008

SPUDCO CALIFORNIA LLC

By: 
Name: Christopher J. Reeser
Title: Member and Manager
Date: February 12, 2008

And by: _____
Name: Melissa Rainey Ferguson
Title: Member and Manager
Date: February __, 2008

SPUDCO MARYLAND LLC

And by: 
Name: Kate Rainey Reeser
Title: Member and Manager
Date: February 12, 2008

By: _____
Name: Gordon F. Rainey, Jr.
Title: Manager
Date: February __, 2008

SPUDCO VIRGINIA LLC

By: _____
Name: Bliss Rainey McCord
Title: Manager
Date: February __, 2008

SCANNED
APR 14 2008

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

Signature Page

MCCORD FAMILY, LLC

By: _____
Name: _____
Title: Sole Member and Manager
Date: February __, 2008

SPUDCO CALIFORNIA LLC

By: _____
Name: Christopher J. Reeser
Title: Member and Manager
Date: February __, 2008

And by: _____
Name: Kate Rainey Reeser
Title: Member and Manager
Date: February __, 2008

SPUDCO GEORGIA LLC

By: James P. Ferguson, Jr.
Name: James P. Ferguson, Jr.
Title: Member and Manager
Date: February 12th, 2008

And by: Melissa R Ferguson
Name: Melissa Rainey Ferguson
Title: Member and Manager
Date: February 12th, 2008

SPUDCO MARYLAND LLC

By: _____
Name: Gordon F. Rainey, Jr.
Title: Manager
Date: February __, 2008

SPUDCO VIRGINIA LLC

By: _____
Name: Bliss Rainey McCord
Title: Manager
Date: February __, 2008

RECEIVED
APR 15 2008

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

Signature Page

MCCORD FAMILY, LLC

By: _____
Name: _____
Title: Sole Member and Manager
Date: February __, 2008

SPUDCO GEORGIA LLC

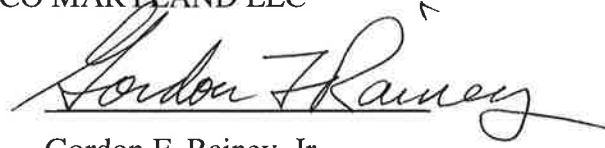
By: _____
Name: James P. Ferguson, Jr.
Title: Member and Manager
Date: February __, 2008

SPUDCO CALIFORNIA LLC

By: _____
Name: Christopher J. Reeser
Title: Member and Manager
Date: February __, 2008

And by: _____
Name: Melissa Rainey Ferguson
Title: Member and Manager
Date: February __, 2008

SPUDCO MARYLAND LLC

By: 
Name: Gordon F. Rainey, Jr.
Title: Manager
Date: February 12, 2008

And by: _____
Name: Kate Rainey Reeser
Title: Member and Manager
Date: February __, 2008

SPUDCO VIRGINIA LLC

By: _____
Name: Bliss Rainey McCord
Title: Manager
Date: February __, 2008