

03/04/2003

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 29-139

NAME AND ADDRESS: KOESTER FARMS INC
ATTN KEVIN KOESTER
BOX 697
LAVA HOT SPRINGS ID 83246

SOURCE: FISH CREEK

TRIBUTARY: PORTNEUF RIVER

QUANTITY: 2.400 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 6.22 CFS. COMBINED RIGHT NOS.: 29-11523,
29-140, 29-139.

THIS RIGHT WHEN COMBINED WITH RIGHT NOS. 29-11523, 29-140, 29-139,
SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.

PRIORITY DATE: 03/01/1888

POINT OF DIVERSION:

T09S R39E S30 SWSWSW Within BANNOCK County Source: FISH CREEK

T09S R39E S31 NWSWNW Within BANNOCK County Source: FISH CREEK

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/15 9/15	2.400 CFS

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS
EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31,
PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE
USE OF WATER BEFORE APRIL 15 AND AFTER SEPTEMBER 15 UNDER
THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO
SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY
DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR
THIS RIGHT.

PLACE OF USE: IRRIGATION Within BANNOCK County

T09S R38E S25	NENE	5.0	T09S R38E S25	SENE	32.0
T09S R38E S25	NESE	40.0	T09S R38E S25	SESE	40.0
T09S R39E S30	NENW	1.0	T09S R39E S30	NWNW	12.0
T09S R39E S30	SWNW	29.0	T09S R39E S30	SENW	32.0
T09S R39E S30	NESW	10.0	T09S R39E S30	NWSW	29.0
T09S R39E S30	SWSW	27.0	T09S R39E S36	NWNE	34.0
T09S R39E S36	SWNE	20.0			

311 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 311 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-11523, 29-140, 29-139.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 120 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

03/04/2003

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

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: Decreed

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

03/01/2002

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 29-139

NAME AND ADDRESS: KOESTER FARMS INC
8997 E GRANT RD
DOWNEY ID 83234

SOURCE: FISH CREEK

TRIBUTARY: PORTNEUF RIVER

QUANTITY: 2.40 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 6.22 CFS. COMBINED RIGHT NOS.: 29-11523,
29-140, 29-139.

THIS RIGHT WHEN COMBINED WITH RIGHT NOS. 29-11523, 29-140, 29-139, SHALL
PROVIDE NO MORE THAN .02 CFS PER ACRE.

PRIORITY DATE: 03/01/1888

POINT OF DIVERSION:

T09S R39E S30 SWSWSW Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/15 9/15	2.400 CFS
THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 15 AND AFTER SEPTEMBER 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.		

PLACE OF USE: IRRIGATION Within BANNOCK County

T09S R38E S25	NENE	5.0	T09S R38E S25	SENE	32.0
T09S R38E S25	NESE	40.0	T09S R38E S25	SESE	40.0
T09S R39E S30	NENW	1.0	T09S R39E S30	NWNW	12.0
T09S R39E S30	SWNW	29.0	T09S R39E S30	SENW	32.0
T09S R39E S30	NESW	10.0	T09S R39E S30	NWSW	29.0
T09S R39E S30	SWSW	27.0	T09S R39E S36	NWNE	34.0
T09S R39E S36	SWNE	20.0			

311 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 311 ACRES IN A SINGLE IRRIGATION
SEASON. COMBINED RIGHT NOS.: 29-11523, 29-140, 29-139.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 120 ACRES WITHIN THE PLACE OF
USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: Decreed

Water Right 29-139

1

03/01/2002

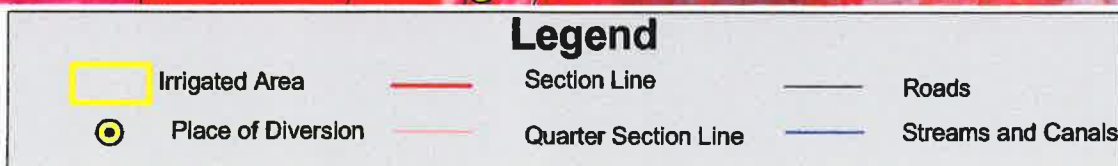
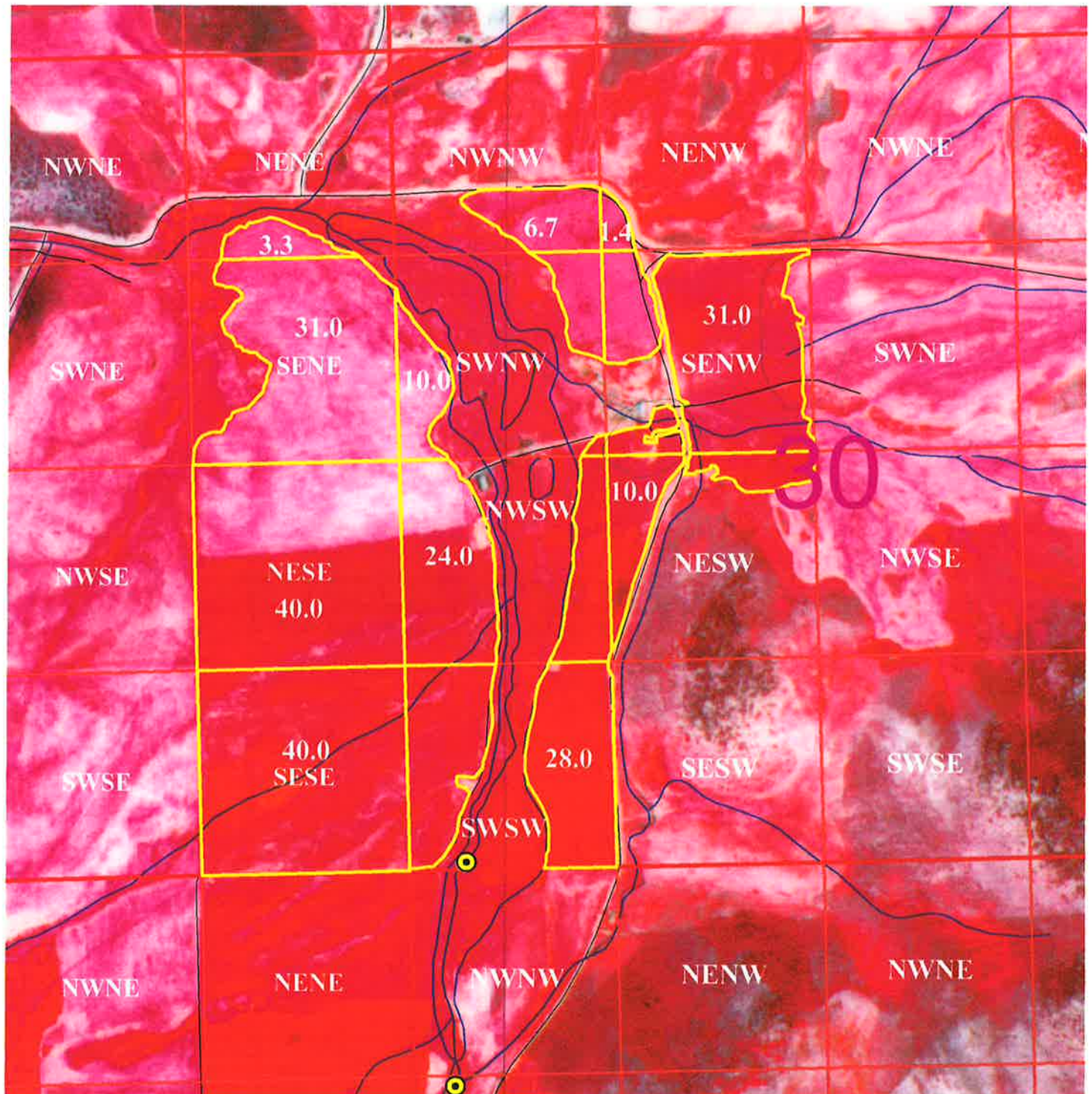
IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.
RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

Water Right Claim Number A29-00139

09/12/2000

Townships , 9S39E, 9S38E

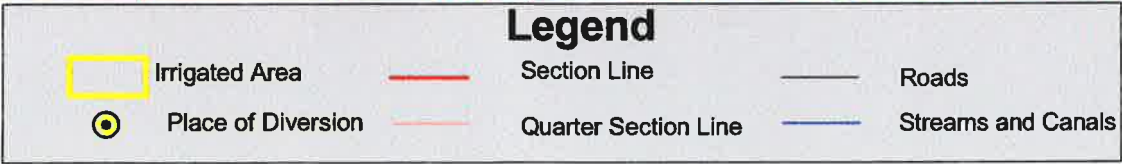
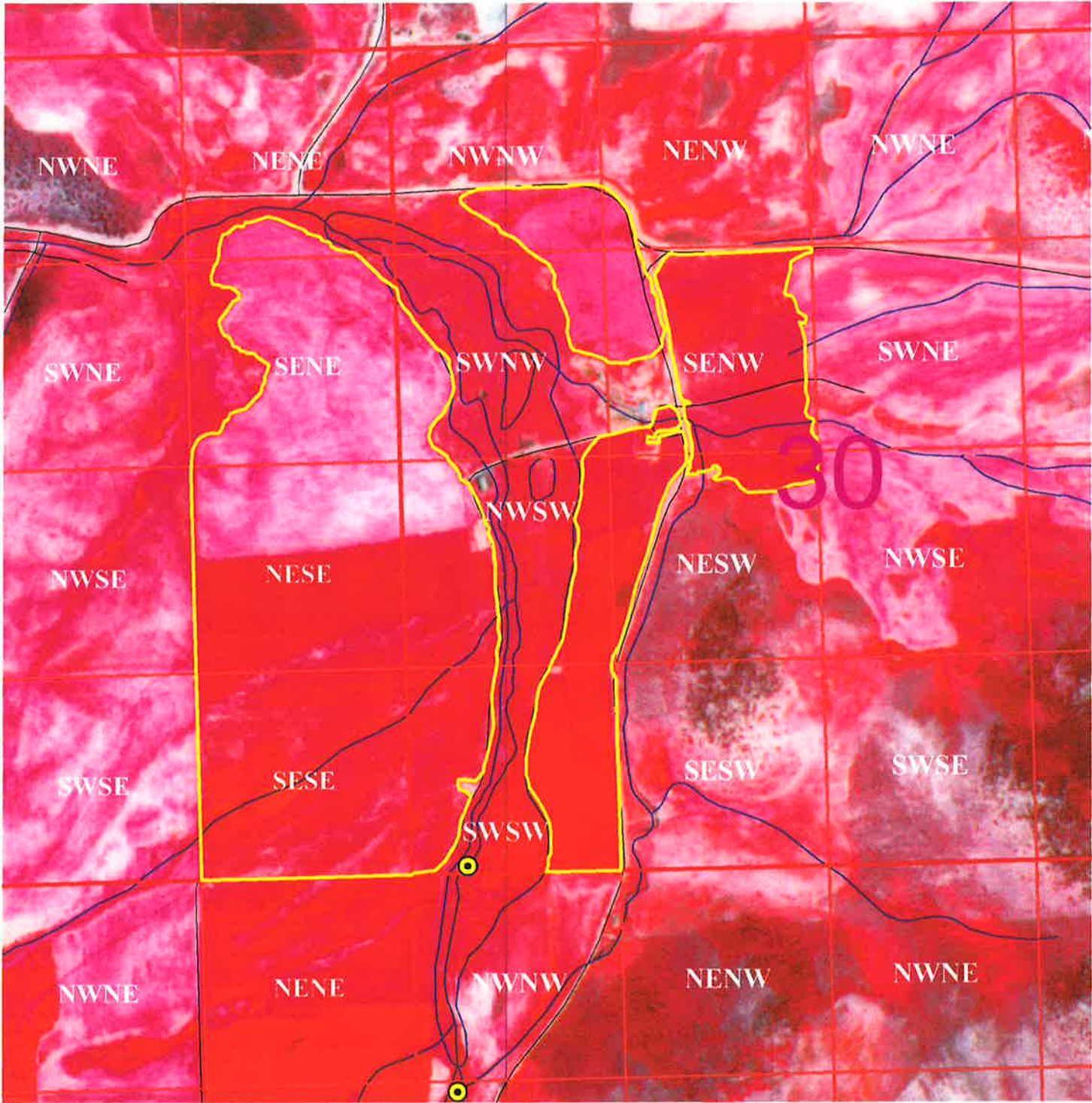


1000 0 1000 2000 Feet



Water Right Claim Number A29-00139
Townships , 9S39E, 9S38E

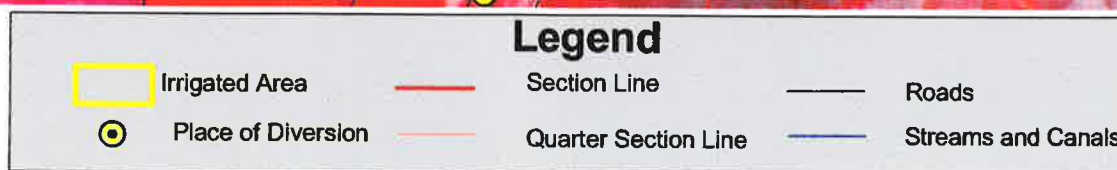
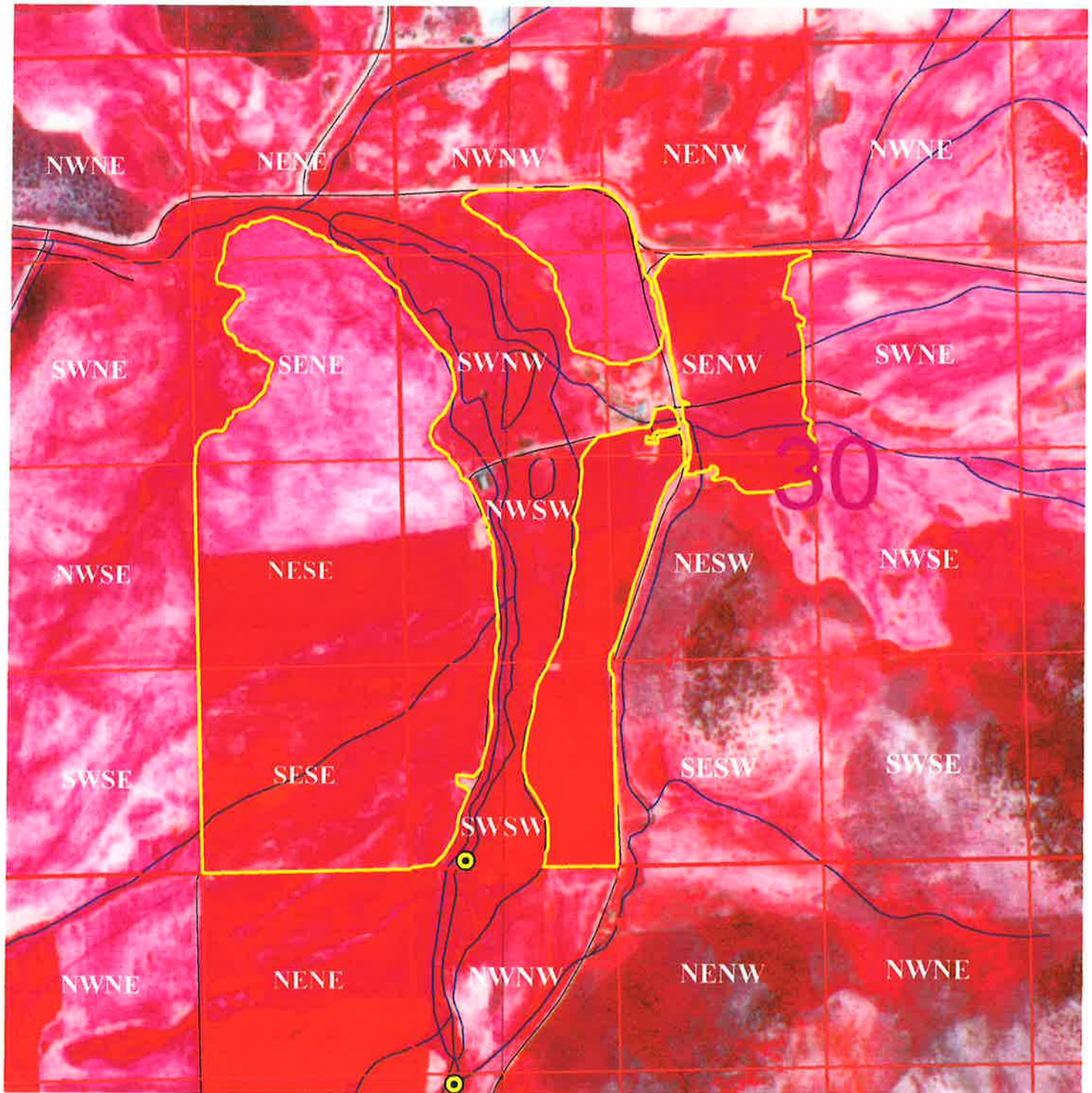
09/12/2000



Water Right Claim Number A29-00139

09/12/2000

Townships , 9S39E, 9S38E



02/18/2003

NOTICE OF ERROR
REPLY

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

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: April 21, 2003

Water right number: 29-139

KOESTER FARMS INC.
8997 E GRANT RD
DOWNEY ID 83234

Telephone Number: (208)897-5591

ADDRESS

505 11523

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

(Lower Reach)
Add POD AT Esley's @ NWSWMM Sec. 31 9.5/396

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

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

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

DATE:

3/3/03

SIGNATURE:

Ben Barta

Please print your name: _____

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

POD 3/4/03
ADD AND LINKED
3/4/03

Done

PROFILE

SCANNED

JUN 29 2005

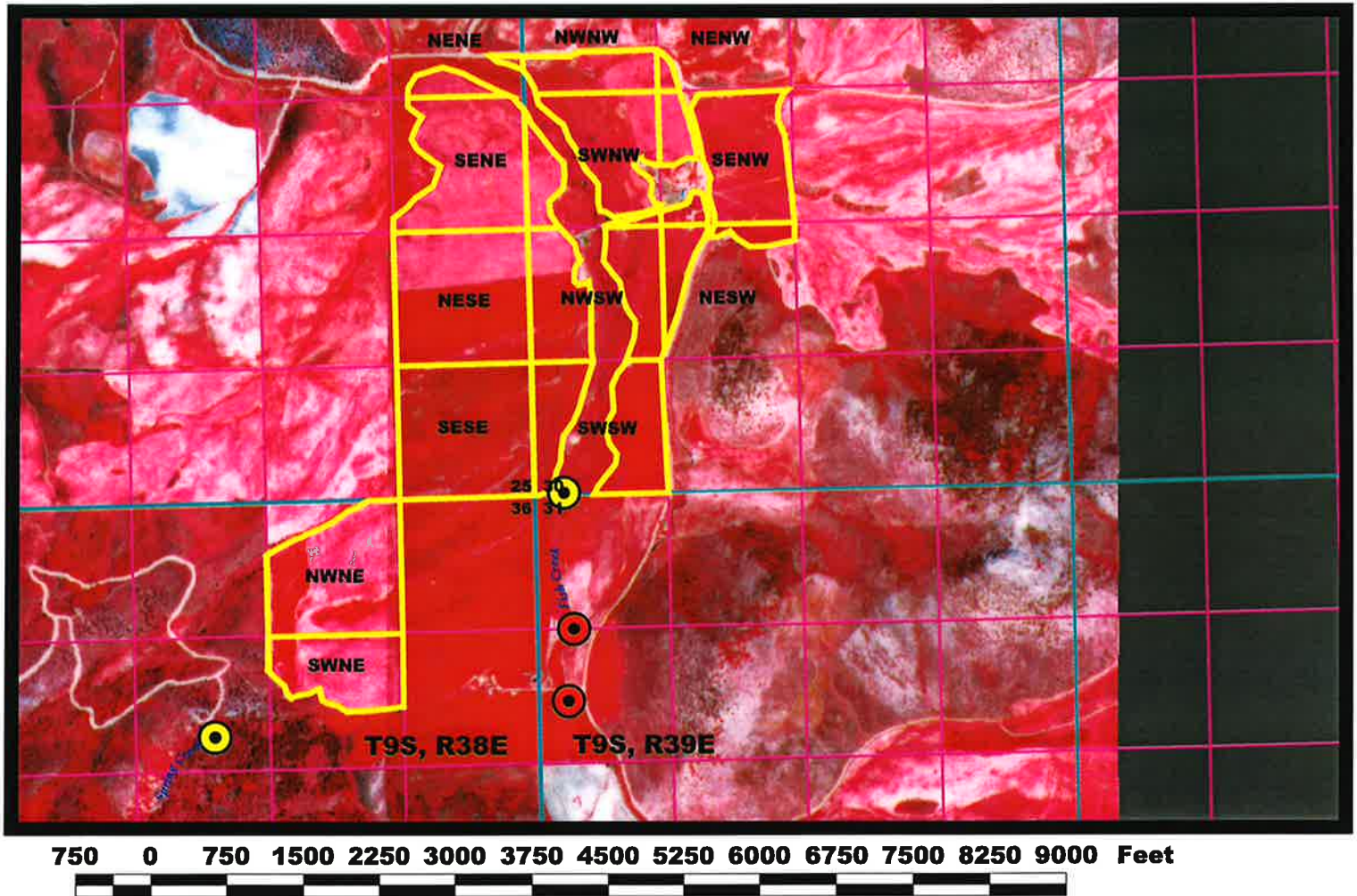


STATE OF IDAHO

Department of Water Resources

Eastern Region

**Water Right(s): 29-00139,
29-00140,29-11523**

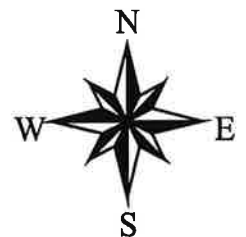


LEGEND

-  **Place of Use**
-  **Section**
-  **Quarter-Quarter**
-  **Point of Diversion**

Place of Use: T9S, R38E
(parts of) Sec. 25, 36,
T9S, R39E
(parts of) Sec. 30, 31

Point(s) of Diversion:
T9S, R38E Sec. 36 SESWNE,
T9S, R39E Sec. 30 SWSWSW



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by: A. Ruberry
Date: February 2002

SCANNED

JUN 06 2001

29-00139

DISCREP

POD: WR Proof shows 3 such POD's:

Q: $\Rightarrow$

Claims 2 POD's w/ Pump in Creek $\Rightarrow$ C ϕ 3 ^{OK} when 1959*
USGS only POD @ SWSWSW Sec. 30 T9S, R39E.

POB: WR Proof shows POB as (BEST CASE - BUT UNSPECIFIED)

160 AC w/ 95/39E/530 S²NW & N²SW.

Claims 216 ACROS w/ 95/39E/525 113²AC

95/39E/530 103²AC

Total = 216²

HOWEVER, ALSO CLAIMS OTHER RIGHTS w/ SAME POB

AS: 29-140, 29-141, 29-144. PROBABLY AS

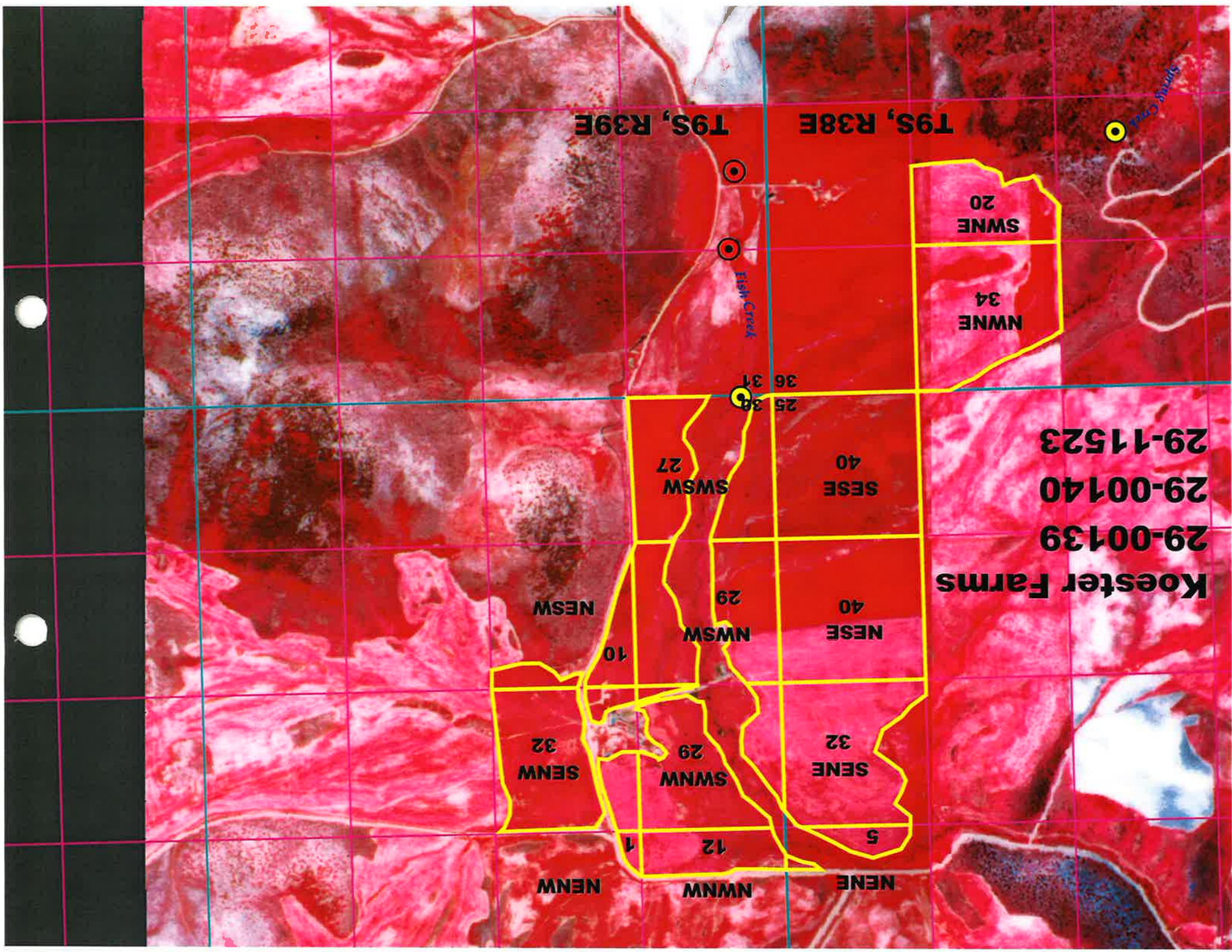
PERMISSIBLE POB. (POB $\Rightarrow$ C ϕ 5 WHEN 1959*?)

* New system installed.

* SUBS POD Photo in 29-140

* SUBS 29-140 for notes

PPU all Rts w/ overlap Rownaths and Curb USORownaths
w/ 5 ϕ 8 (SOLL)



Koester Farms, Inc.
29-00139, 29-00140,
29-11523

n52d30me, 500'

n77d30me, 260'

25 30
36 31

s06d, 1920'

s14d30me, 1400'

G.H. EGLEY
29-00142,
29-00143

T9S, R38E

T9S, R39E

WR5808NP
(OD-26)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

04/06/01 08:20:09

Page 1

Water Right Number - 29-00139

Prefix Translation: WATER RIGHT

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
ASLETT

DAVID

1 -
2 -
3 -
City-
Phone -

State- Zip-

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
03/01/1888 *00* 15 EASTERN *D - DECREED*

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
FISH CREEK *00* PORTNEUF RIVER *00*

Tw	Rng	Sec	Tract	Lot	RFlg	County	Point of Diversion	Diversion Name	Diversion Rate	Diversion No.
09S	39E	30	SW NW		(5)	BANNOCK				
			SW SW		(5)	BANNOCK				
		31	SW NW		(5)	BANNOCK				

Claims only 2 POO's AS: 530 SWSWSW 531 NW SW NW

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION <i>00</i>		04/15 <i>00</i>	09/15	2.400 <i>00</i>	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
2.400 0.0

Tw	Rng	Sec	Tract	Lot	Acres	Code	Description	County
09S	39E	30	SW NW			01	IRRIGATION	(5) BANNOCK
09S	39E	30	SE NW			01	IRRIGATION	(5) BANNOCK
09S	39E	30	NE SW			01	IRRIGATION	(5) BANNOCK
09S	39E	30	NW SW			01	IRRIGATION	(5) BANNOCK

+ - - Diversion Means - *BEST CASE 160 ac* *CLAIMS: 216 ac IN 9/58/585*
+ - - Non-Irrigation Use - *330* *⇒ CP5*

Claims + - - Other Rights for Same Use - *29-00140, 29-00141, 29-00144*

+ - - - - Remarks - - - - - +

GEN P/U INCOMPLETE.

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

Claims other Rights ⇒ PPU?

FISH CREEK, TRIBUTARY TO THE PORTNEUF RIVER.

29-0139

105. ASLETT, DAVID
1888 Mar 1.

2.4 c.f.s.

? SOURCE: FISH CREEK

POD: 1, 2, 3, 4

SEE POD NOTE ON 29-142

POD: S²NW, N²SW SEC. 30
9S 39E

Said water to be diverted through a ditch, having intake ^①South 6 degrees East 1920 feet from the Southwest corner of Section 30, Township 9 South Range 39 E.B.M.; and also through ^②another ditch having intake South 14 degrees 30 minutes East 1400 feet, from the Southwest corner of said Section 30; and also through ^③another ditch having intake North, 77 degrees 30 minutes East, 260 feet from the Southwest corner of said Section 30, and also through ^④another ditch having intake North 52 degrees 30 minutes East 500 feet from the West quarter corner of said Section 30, for the irrigation of the South half of the Northwest quarter, and the North half of the Southwest quarter, Section 30, Township 9 South, Range 39, E.B.M.

29-0140

106. ASLETT, DAVID,
1888 Mar 1. 1 c.f.s.
Being $\frac{1}{2}$ the flow of
Bansey Spring and
Spring Creek.

POD: (ACTUAL) SWSSENN SEC. 36
9S 38E

Said water to be diverted in the Northeast quarter of Section 36, Township 9 South, Range 38 E.B.M., the same being Bansey Spring and Stream arising therefrom known as Spring Creek, for the irrigation of the Southwest quarter, the South half of the Northwest quarter, Section 30, Township 9 South, Range 39 E.B.M.

29-0141

107. ASLETT, DAVID .9 c.f.s.
1897 Mar. 1.

Said water to be diverted at the said four points of diversion set forth in the four ditches above described through which he takes water, under the Fish Creek right of March 1, 1888; and also through a ditch having intake North 78 degrees WEST, 2880 feet from the West quarter corner of Section 31, Township 9 South, Range 39 E.B.M., for the irrigation of the South half of the Southeast quarter, Section 25, Township 9 South, Range 38 E.B.M.

29-0142

108. ALLEN, J. C. Jr.
1888. Mar 1. 1 c.f.s.

POD #1 AND 2 SAME AS POD
#1 AND 2 OR 29-139.

Said water to be diverted through two ditches taken out on opposite side of Fish Creek at point which bears North, 68 degrees 30 minutes West, 1928 feet from the West quarter corner of Section 31, Township 9 South, Range 38 E.B.M.; also through another ditch taken out South 5 degrees east, 1090 feet, from Southwest corner of Section 30, Township 9 South, Range 39 E.B.M.; also through another ditch taken out at ^①point which bears South 6 degrees East, 1920 feet from the Southwest corner of said Section 30, also through ^②another ditch taken out at point which bears South, 14 degrees 30 minutes East, 1400 feet from the Southwest corner of said Section 30 for the irrigation of the East half of the Northeast quarter, Section 36, Township 9 South, Range 38 E.B.M. The West half of the

Log for claim A29-00139

Spatial Dynamics PJM

9/12/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
09s38e	25	NENE	3	3.3	
09s38e	25	SENE	32	31	
09s38e	25	NESE	40	40	
09s38e	25	SESE	38	40	
09s39e	30	NENW	2	1.4	
09s39e	30	NWNW	6	6.7	
09s39e	30	SWNW	9	10	
09s39e	30	SENW	29	31	
09s39e	30	NESW	12	10	
09s39e	30	NWSW	21	24	
09s39e	30	SWSW	24	28	
Totals:			216	225.4	

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 29-139
Date Received: 4/19/1990
Receipt No: E013364
Received By: E 027096
AMENDED

AMENDED

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

1. Name of Claimant(s)

KOESTER FARMS INC Phone: (208)897-5591
8997 E GRANT RD
DOWNEY ID 83234

RECEIVED

SEP 10 2001

Department of Water Resources
Eastern Region

2. Date of Priority: 03/01/1888

3. Source: FISH CREEK , FISH CREEK Trib. to: PORTNEUF RIVER , PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
09S	39E	30	SW SW SW	BANNOCK	
09S	39E	31	NW SW NW	BANNOCK	

5. Description of diverting works:

PUMP IN CREEK AND HEADGATE AND DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/15	9/15	2.4	

7. Total Quantity Appropriated is:
2.4 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
09S	38E	25	NE NE	IRRIGATION	

SCANNED

JUN 29 2005

PROFILED

A2900139



SE	NE	IRRIGATION	32
NE	SE	IRRIGATION	40
SE	SE	IRRIGATION	40

Section Acres 117

09S 39E 30

NE	NW	IRRIGATION	1
NW	NW	IRRIGATION	12
SW	NW	IRRIGATION	29
SE	NW	IRRIGATION	32
NE	SW	IRRIGATION	10
NW	SW	IRRIGATION	29
SW	SW	IRRIGATION	27

Section Acres 140

Total Acres 257

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:

14. Remarks:

AMENDED TO ADD ACRES AND PPU WITH OTHER RIGHTS.

15. Basis of Claim: Decreed

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.

PROFILED

09/05/2001

SCANNED
JUN 29 2005

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am Secretary of
Title
Koester Farms Inc., that I have signed the foregoing
Organization
document in the space below as Sec. of
Title
Koester Farms Inc. and that the statements contained in the
Organization
foregoing document are true and correct. Kevin Koester

Signature of Authorized Agent

Sec. Koester Farms Inc.
Title and Organization

Sept. 8-01
Date

State of Idaho)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 8th day
of Sept 2001

Gene McBride
Notary Public

Residing at Lava Hot Springs

My commission Expires May 31 2006



PROFILED

SCANNED

JUN 29 2005

JUN 06 2001

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: A29-00139
Date Received: 4/19/1990
Receipt No: ED13364
Received By: CA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: KOESTER FARMS, INC. 208-897-5591
Address: 8997 E. GRANT RD.
DOWNEY, ID 83234

2. Date of Priority: MAR 01, 1888

3. Source: FISH CREEK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09S	39E	30	SW	SW	SW		BANNOCK
		31	NW	SW	NW		BANNOCK

5. Description of diverting works:
PUMP IN CREEK AND HEADGATE AND DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	09/15	2.400		

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

8. Total consumptive use is 540.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
09S	38E	25	NE	NE		IRR	3.0
			SE	NE		IRR	32.0
			NE	SE		IRR	40.0

A29-00139

Page 1

Date: 04/19/90

MICROFILMED

NOV 13 1992

A2900139



10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	38E	25	SE	SE		IRR	38.0
						Section Acres	113.0
	39E	30	NE	NW		IRR	2.0
			NW	NW		IRR	6.0
			SW	NW		IRR	9.0
			SE	NW		IRR	29.0
			NE	SW		IRR	12.0
			NW	SW		IRR	21.0
			SW	SW		IRR	24.0
						Section Acres	103.0
						Total Acres	216.0

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
29-00140, 29-00141, 29-00144

14. Remarks:

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

UNION GRAIN & ELEVATOR CO.
Decree Plaintiff

vs

MCCAMMON DITCH CO. ET. AL.
Decree 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 wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: -1-

For Organizations:

I do solemnly swear or affirm that I am Shale Trester of

Title

Trester Farms Inc., that I have signed the foregoing

Organization

document in the space below as Pres of

Title

Trester Farms Inc. and that the statements contained in the

Organization

foregoing document are true and correct.

Shale Trester
Signature of Authorized Agent

Pres. Trester Farms Inc.
Title and Organization

4-19-90

Date

State of Idaho

County of Bonneville) SS.

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

of April 19 90

Carter F. Luchter
Notary Public

Seal

Residing at Cagle, Id

My Commission Expires 3-21-94

