

04/15/2003

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

RIGHT NUMBER: 29-13152
NAME AND ADDRESS: CHRIS CALL
18350 S MARSH VALLEY RD
DOWNEY ID 83234

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 0.320 CFS
56.00 AFY

PRIORITY DATE: 06/15/1973

POINT OF DIVERSION:
T11S R36E S2 SWNE Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.320 CFS 56.00 AFY

PLACE OF USE: IRRIGATION Within BANNOCK County
T11S R36E S02 Lot 1 NENE 8.0 T11S R36E S02 SENE 8.0

16 ACRES TOTAL

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

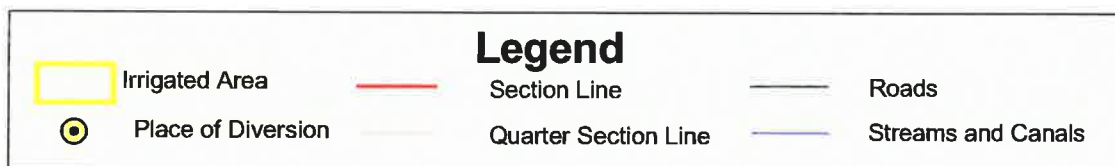
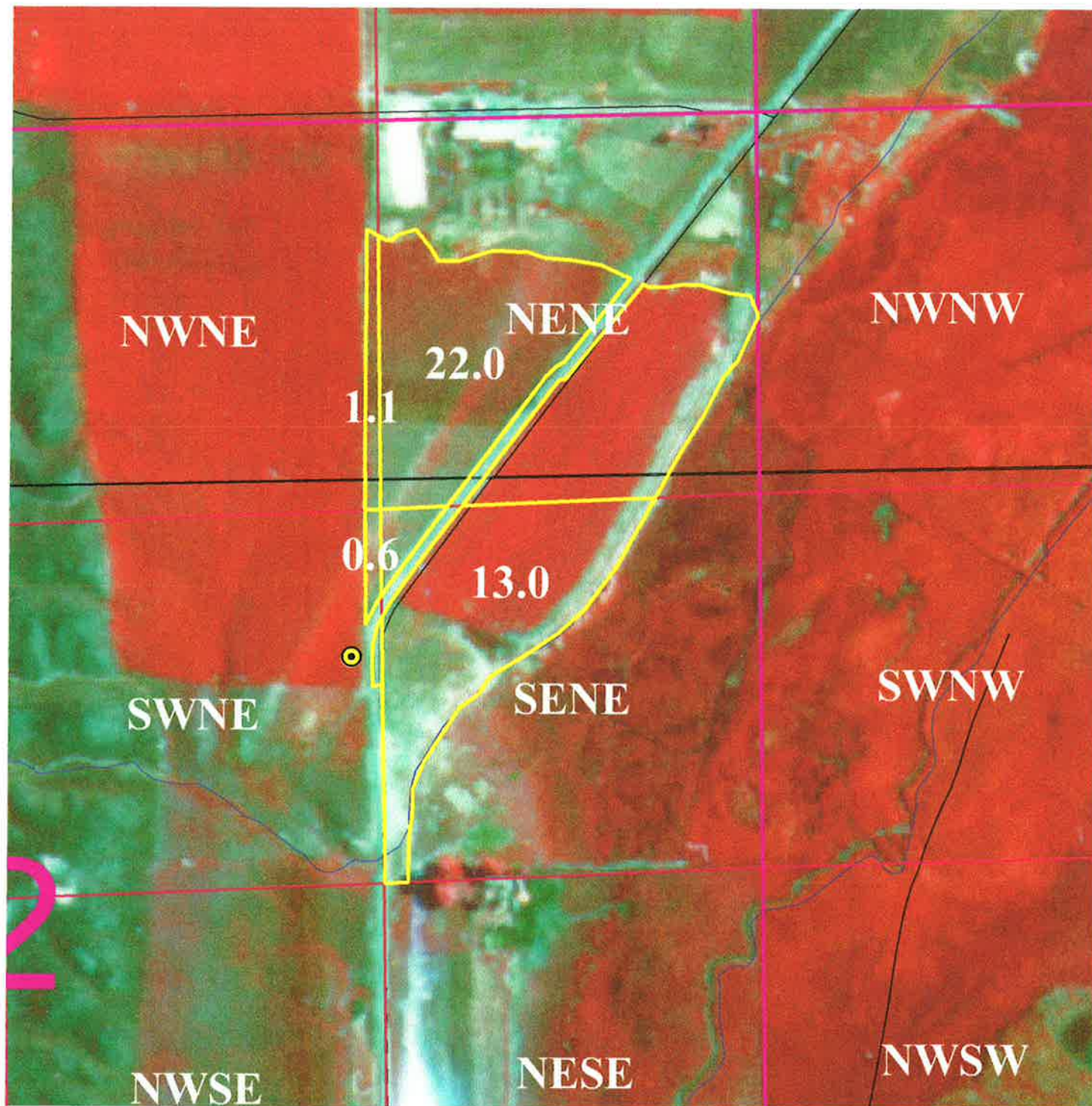
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE
EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE
ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER
THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6),
IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 29-07141.

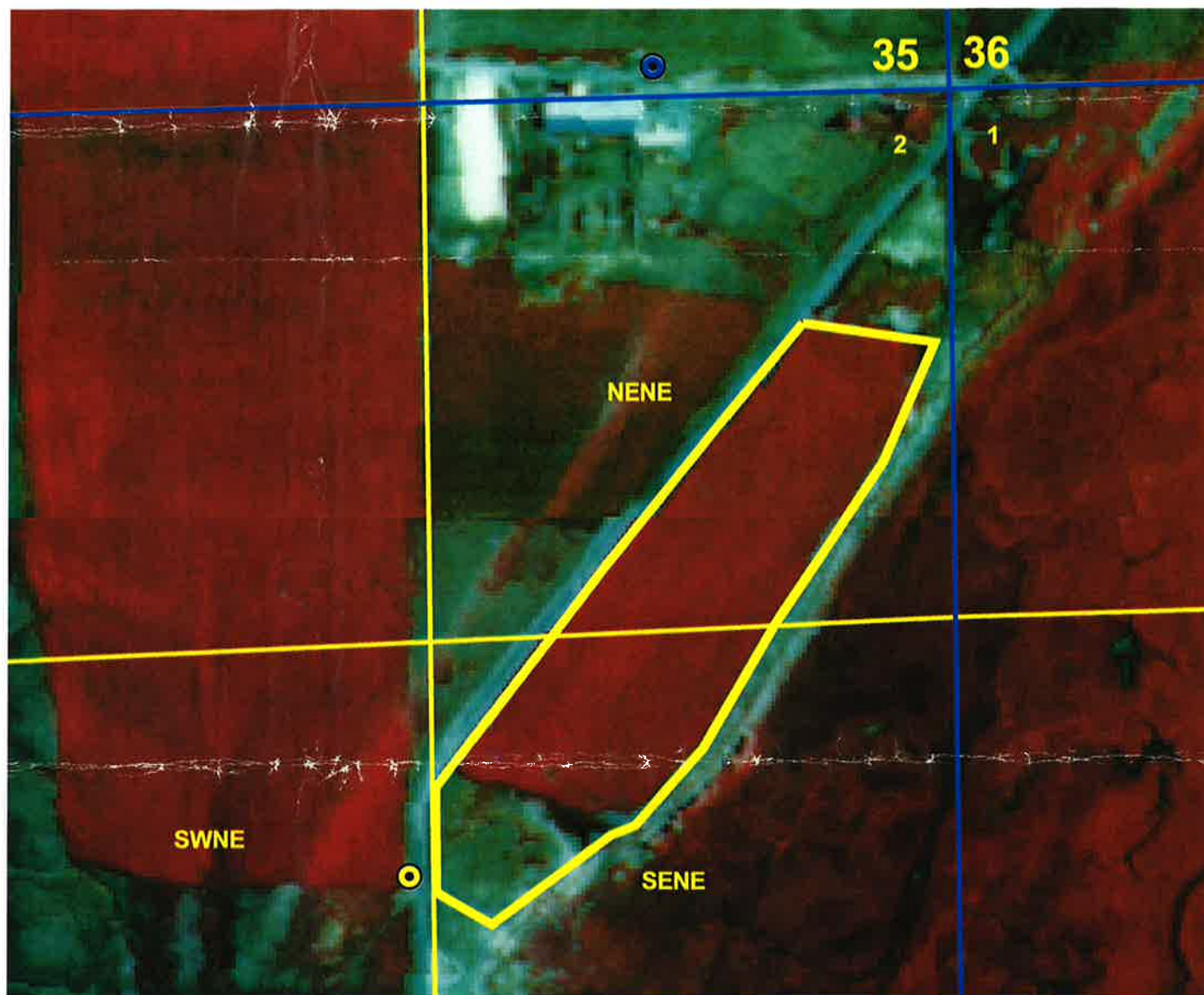
Township , 11S36E



IDAHO DEPARTMENT OF WATER RESOURCES

29-13152

T11S, R36E SEC 2



ACRES IRRIGATED- 16



POINT OF DIVERSION



PLACE OF USE

**GIS: PLACE OF USE
POINT OF DIVERSION
1987/1988 NAPP PHOTOS
DAVE CARLSON**

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.

DELOG
DC
4-16-03

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, 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
29-13152					

The following REQUIRED information must be submitted with this form:

- The appropriate FILING FEE. See instructions for fee amounts.
- 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.
- 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) are 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.

Name and Address of Former
Owner/Claimant(s)

Morgan Whitworth
18350 S. Marsh Valley Rd Downey Id 83234

New Owner/Claimant(s)

Chris Call

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

New Mailing Address

18350 S. Marsh Valley Rd

City, State and ZIP Code

Downey Id 83234

New Telephone Number

(208) 897-5173 Cell 317-3103

2-21-03

5. Date you acquired the property

RECEIVED

APR 11 2003

Department of Water Resources
Eastern Region

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

INSTRUCTIONS FOR FILING NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

has been prepared to assist all claimants and owners of water rights to comply with the requirements of Sections 42-248 and 42-249, Idaho Code. All claimants and owners of water rights are required to notify the Department of Water Resources (IDWR) of any change in ownership of all or part of a water right. In addition, all purchasers of water rights within a pending adjudication area must inquire whether a notice of claim has been filed and, if not, shall file a notice of claim if necessary.

brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing the form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter the number(s) at Item 1. Corresponding water right and adjudication claim numbers should be listed next to each other on the form. You may have purchased only a portion of the water right(s) held by the seller. If so, the water right(s) held by the seller may need to be "split" to provide you your share of each right. Indicate if a split is required by checking in the space provided next to each water right.

If you receive water from a municipal provider, an irrigation district or other water delivery organization, where the water rights are held by the organization, please do not use this form to record a change. You may need to contact the water delivery organization to determine if any action is necessary.

If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If adjudication claims for the rights are required and have not been filed, IDWR will so advise you.

The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.

Please provide the name and address of the former owner/claimant(s) of the water right(s) at Item 3.

The name, mailing address, and telephone numbers of the new owner/claimant(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector "and", "or", or "and/or." If an "and" is used, all parties must sign this form. If an "and/or" or "or" is used, all parties may sign; however, only one of the named parties is required to sign.

At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.

You may have purchased only a portion of the water right(s) held by the seller. If this 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. For each water right requiring a split between owners, fill in the appropriate spaces in the box(es) at Item 6. Copy the page as many times as necessary to fully describe each water right after the change. Include documentation as necessary to describe nonstandard agreements or arrangements regarding division of the water right(s). If the water right(s) will not be split, skip Item 6 and go to Item 7.

The new owner(s) must sign the form in the space(s) provided at Item 7. If an "and" connector is used at Item 4, all parties must sign this form. If an "and/or" or "or" connector is used, all parties may sign; however, only one of the named parties is required to sign. If someone other than the owner signs the notice, evidence of authority to sign for the owner must be attached. If the new owner is a corporation or other organization, the person signing the notice must be an officer of the corporation or otherwise have authority to sign for the organization and must include their title with the signature.

3. The filing fee is \$25 per water right, except for those water rights which will be divided as a result of the change in ownership. The filing fee for division of a water right is \$100 per water right to be divided. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:



A Pioneer Company
PIONEER TITLE COMPANY
 OF BANNOCK COUNTY
 135 North Arthur Ave / Pocatello, Idaho 83204 / (208)
 233-9595

2030 41

PIONEER TITLE
 RECORDED AT REQUEST OF
 FEE 6 DEPUTY BP

2003 FEB 21 PM 2 22

OFFICIAL RECORD BK# 825
 LARRY W GHAN RECORDER
 BANNOCK COUNTY IDAHO

Order No. 20030125 SW BK

WARRANTY DEED

20304341

For Value Received

Morgan V. Whitworth and Lyndsi Whitworth, husband and wife

hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto
 Christopher Call, an unmarried person CC

hereinafter referred to as Grantee, whose current address is 18350 S Marsh Valley Rd., Downey, ID 83234 the
 following described premises, to-wit:

SEE EXHIBIT A ATTACHED HERETO AND MADE A PART HEREOF.

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and
 assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that 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.

Dated: February 19, 2003

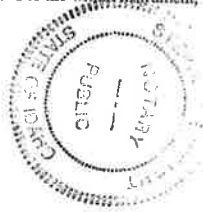
Morgan V. Whitworth
 Morgan V. Whitworth

Lyndsi Whitworth
 Lyndsi Whitworth

STATE OF IDAHO

COUNTY OF BANNOCK

On this 21 day of February, in the year of 2003, before me Stephanie Wright, notary public personally
 appeared Morgan V. Whitworth and Lyndsi Whitworth, known or identified to me to be the person/persons
 whose name is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed
 the same.



Stephanie Wright
 Stephanie Wright
 Notary Public of Idaho
 Residing at Pocatello Id
 Commission expires: April 25, 2006

RECEIVED

APR 11 2003

Department of Water Resources
 Eastern Region

EXHIBIT A

20304341

A parcel of land located in Section 2, Township 11 South, Range 36 East, Boise Meridian, Bannock County, Idaho, more particularly described as follows:

Commencing at the East quarter corner of said Section 2, from which the South quarter corner of said Section 2 bears South 44°26'21" West 3777.60 feet; thence West 1296.89 feet; thence North 512.30 feet to a 5/8-inch rebar with cap labeled "A.A. Hudson, PLS 4735", set on the East right of way line of Marsh Valley Road, said point also being set on a fence line, the true point of beginning;

Thence North 00°51'20" West 298.62 feet, along said right of way line to a 5/8-inch rebar with cap, set at the beginning of a 233.19 foot radius curve concave to the Southeast; thence Northeasterly along said curve through a central angle of 28°14'14" a distance of 114.92 feet (chord = North 13°15'47" East 113.77 feet) to a 5/8-inch rebar with cap, set on a fence line;

Thence North 38°57'22" East 1064.43 feet along said fence line to a 5/8-inch rebar with cap, set on said right of way line; thence North 39°13'24" East 409.24 feet along said right of way line to a 5/8-inch rebar with cap, set on a fence line; thence South 75°50'31" East 287.69 feet, along said fence line to a 5/8-inch rebar with cap;

Thence South 79°05'54" East 33.60 feet, along said fence line to a 5/8-inch rebar with cap; thence South 29°48'01" West 1159.81 feet along said fence line to a 5/8-inch rebar with cap; thence South 48°56'02" West 276.34 feet along said fence line to a 5/8-inch rebar with cap; thence South 51°55'54" West 463.53 feet to a 5/8-inch rebar with cap set at a fence corner; thence South 88°10'20" West along said fence line to the true point of beginning

TOGETHER WITH: An easement for the use and maintenance of a well located in Section 2, Township 11 South, Range 36 East, Boise Meridian, Bannock County, Idaho, more particularly described as follows:

Commencing at the East quarter corner of said Section 2, from which the South quarter corner of said Section 2 bears South 44°26'21" West 3777.60 feet; thence West 1441.52 feet; thence North 607.33 feet to the true point of beginning.

Thence North 00°51'20" West 100.0 feet; thence North 89°08'40" East 83.19 feet to the West right of way line of Marsh Valley Road; thence South 00°51'20" East 100.0 feet, along said right of way line; thence South 89°08'40" West 83.19 feet to the true point of beginning.

SCANNED

MAY 24 2001

yellow line represents
property conveyed
to Whitworth in
deed.

Fuhrman - Whitworth. APR

SECTION 2

NENE

8 acres

Whitworth

8 acres

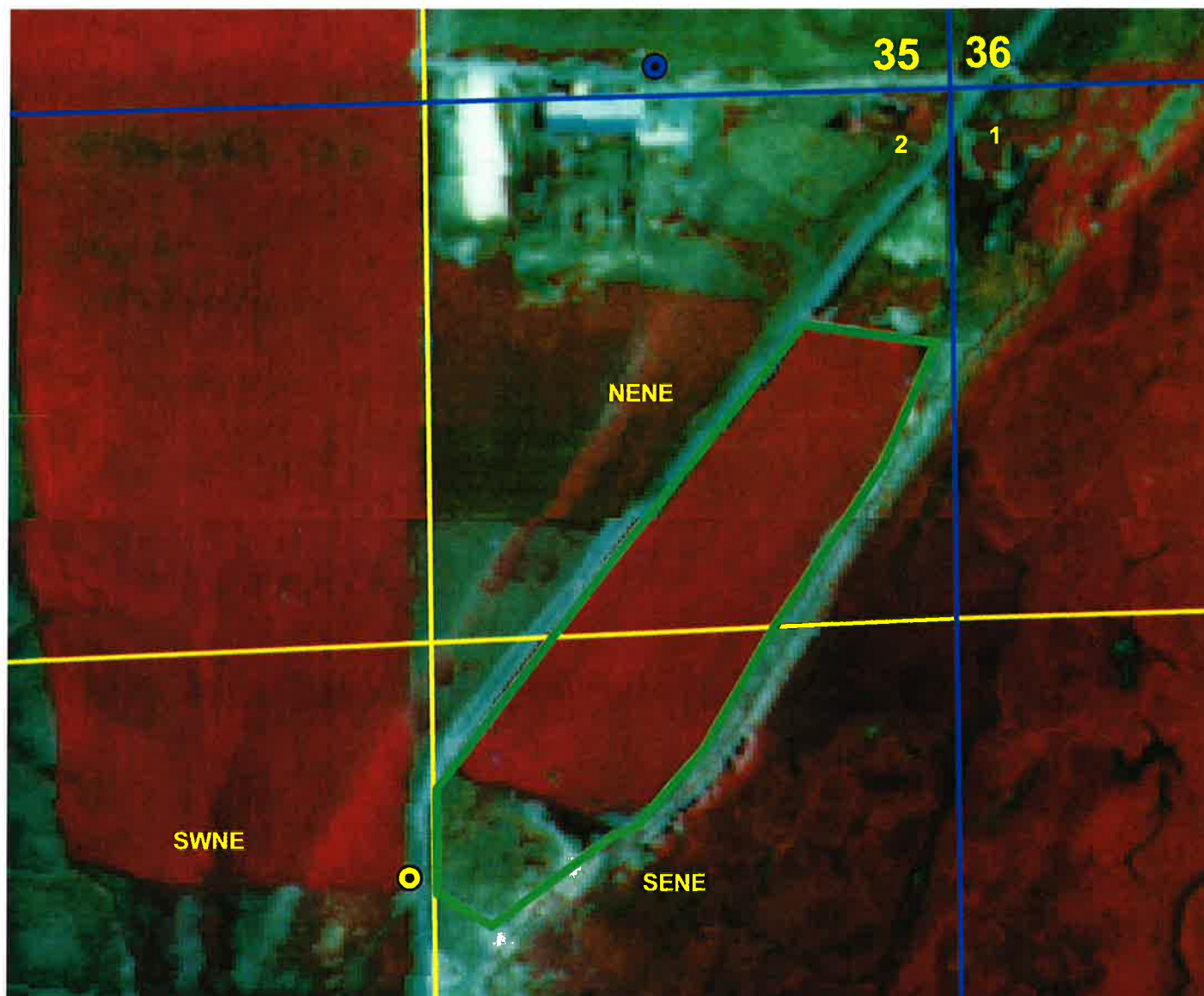
Whitworth

SENE

IDAHO DEPARTMENT OF WATER RESOURCES

29-13152

T11S, R36E SEC 2



ACRES IRRIGATED- 16



POINT OF DIVERSION



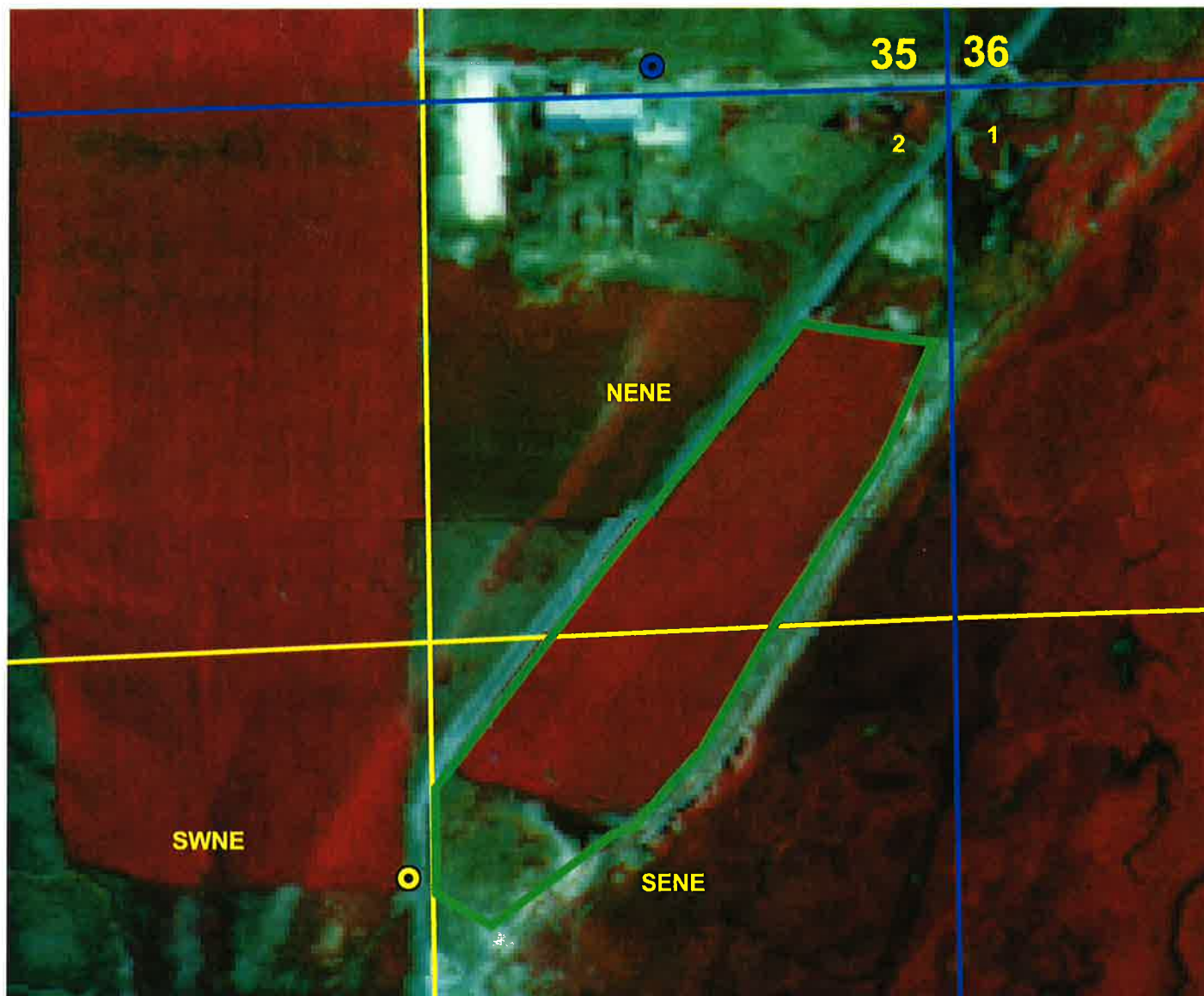
PLACE OF USE

**GIS: PLACE OF USE
POINT OF DIVERSION
1987/1988 NAPP PHOTOS
DAVE CARLSON**

IDAHO DEPARTMENT OF WATER RESOURCES

29-13152

T11S, R36E SEC 2



ACRES IRRIGATED- 16



POINT OF DIVERSION



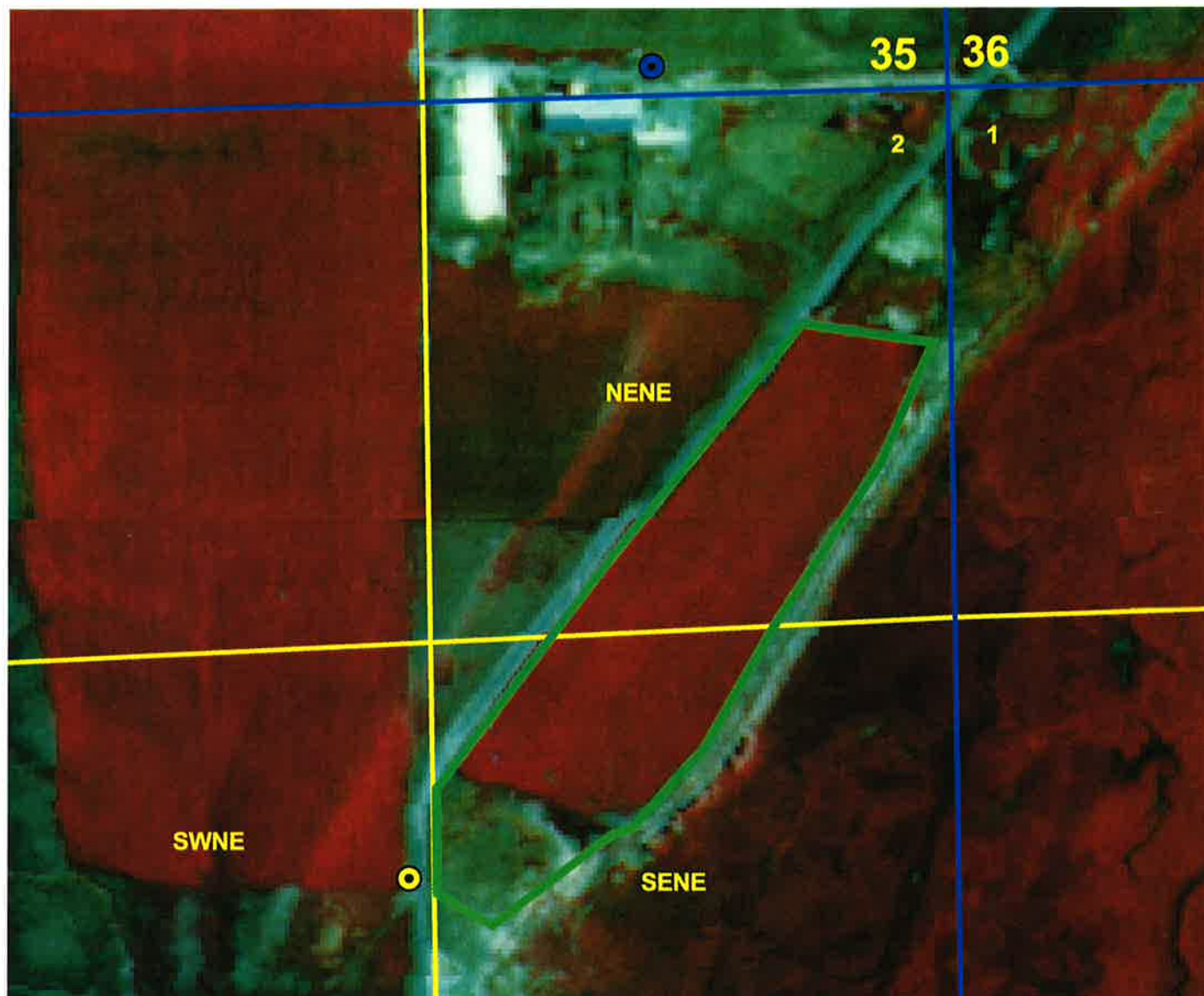
PLACE OF USE

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1987/1988 NAPP PHOTOS
DAVE CARLSON**

IDAHO DEPARTMENT OF WATER RESOURCES

29-13152

T11S, R36E SEC 2



ACRES IRRIGATED- 16



POINT OF DIVERSION



PLACE OF USE

**GIS: PLACE OF USE
POINT OF DIVERSION
1987/1988 NAPP PHOTOS
DAVE CARLSON**

WATER RIGHT LICENSE

THIS IS TO CERTIFY, that WILLIAM D. FUHRMAN

Beneficial Use Period of Use Rate of Diversion Annual Volume

Irrigation from 3/15 to 11/15 at 81 cfs and 353.5 AF

from to cfs and

from to cfs and

(both dates inclusive)

Description and location of place of use:

Total number of acres irrigated 101

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 29th day of May, 19 81.

Director

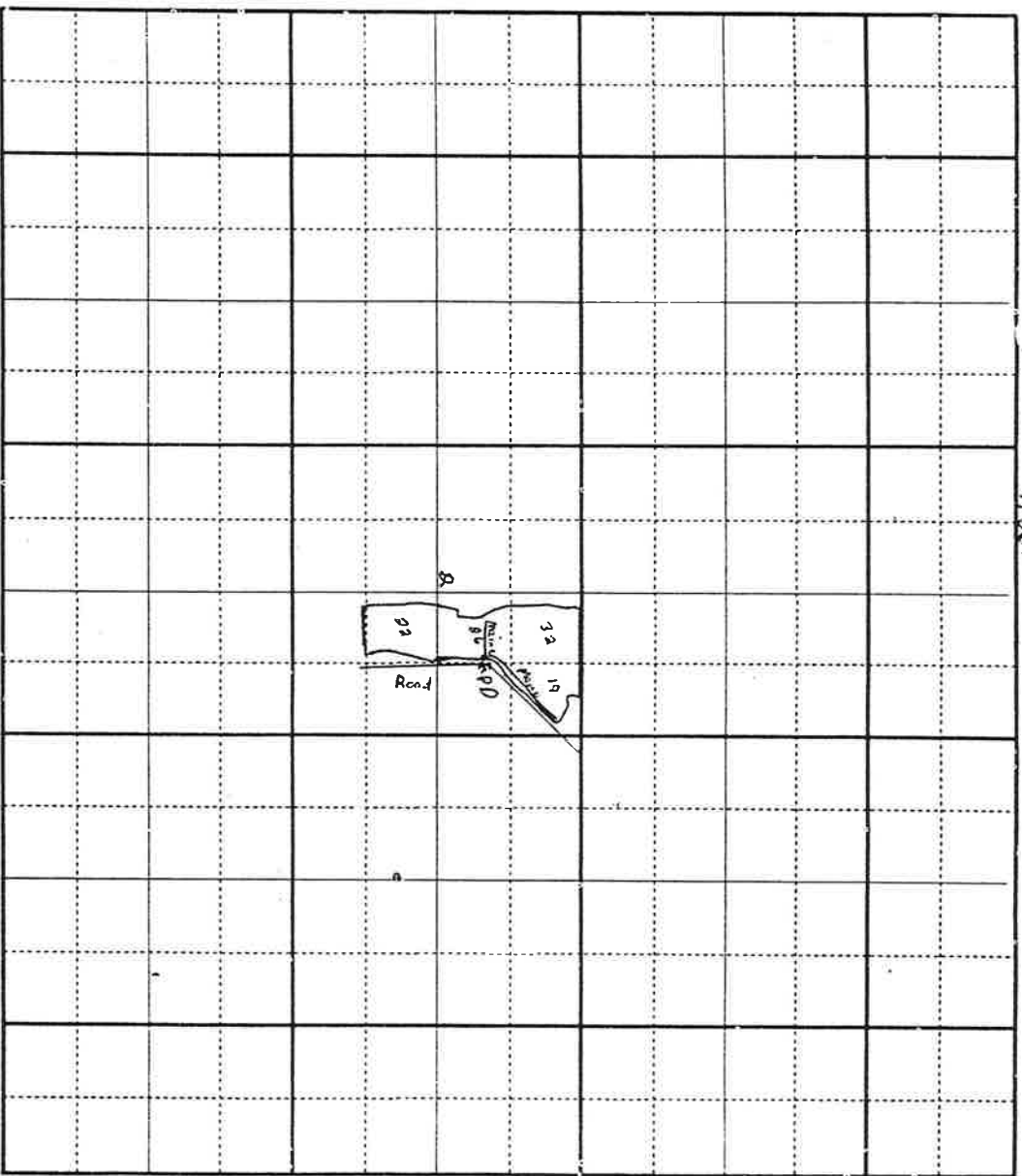
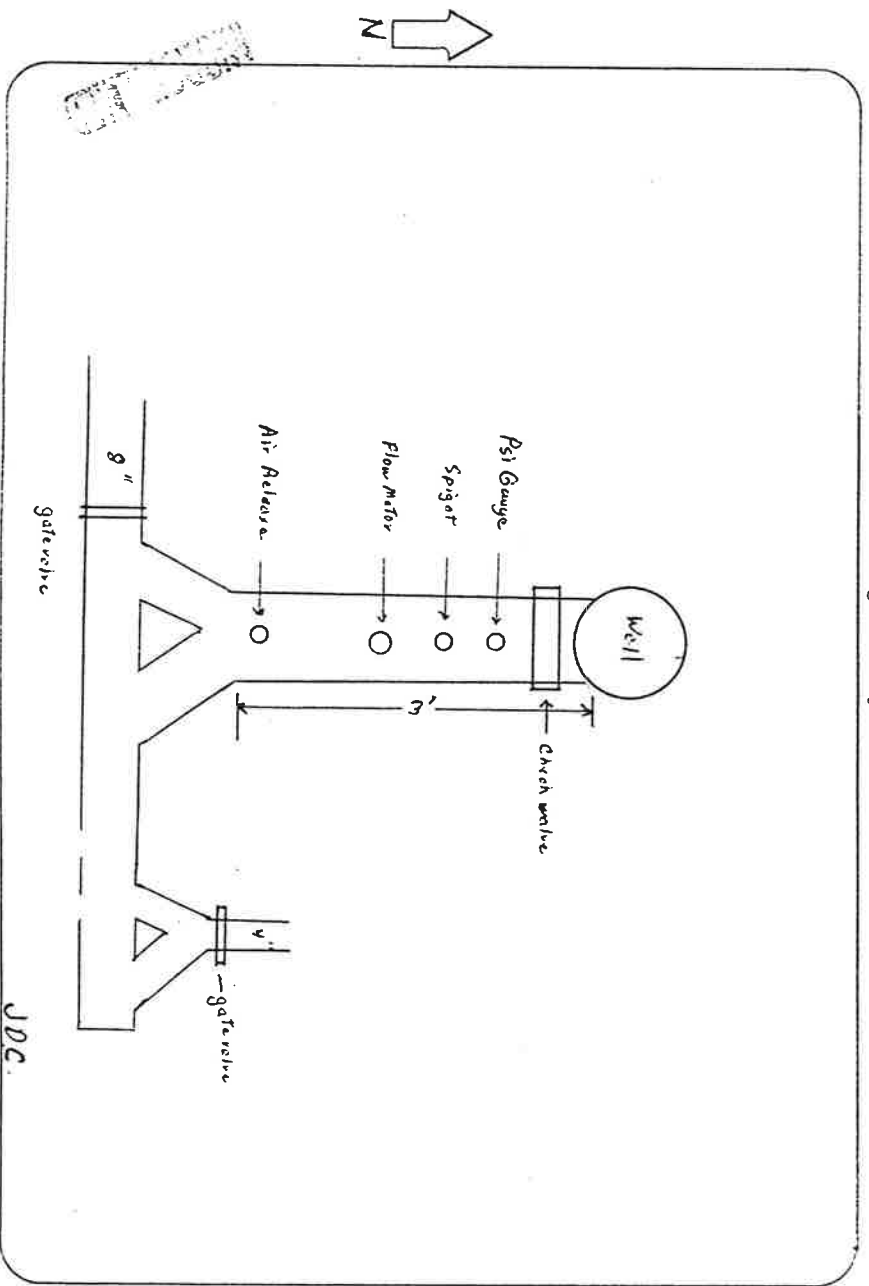
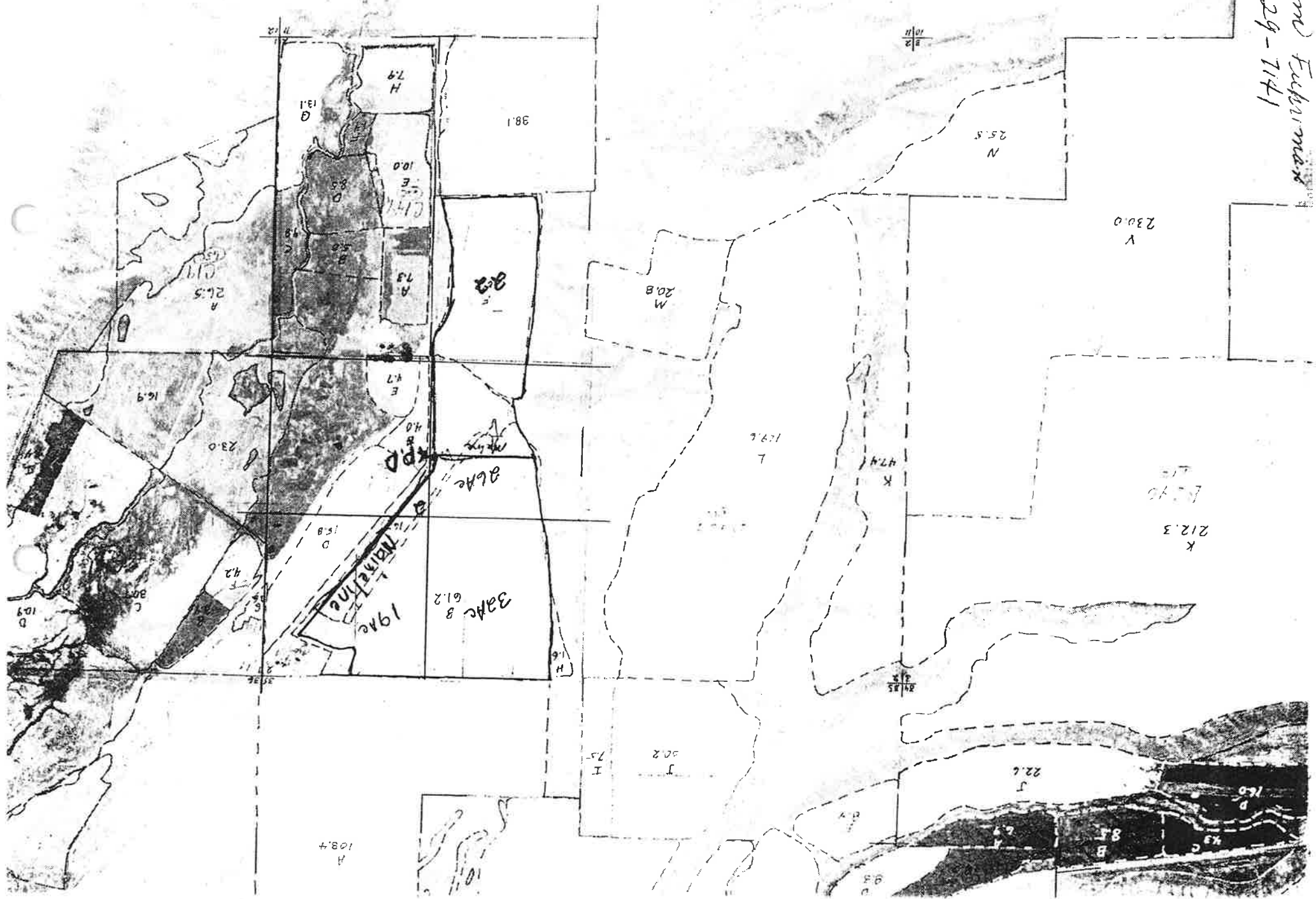


Diagram of System





DATE OF EXAM 5/21/79

ACREAGE
Found 101 Ac
Recommended 101 Ac

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = .81 c.f.s. V = 353.5 AF AF/Ann. from March 15 to Nov. 15
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no X

Name source: N/A
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Exchange? yes _____ no X

Name source exchanged with: N/A
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of injection: N/A
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of exchange: N/A
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Total Q measured .81 cfs Method of measurement Flow Meter

Total Q recommended .81 cfs Meter No. 75-8-104 Type McGraw-Hill Condition Std

Total V recommended 353.5 AF/yr

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None

MEASUREMENT CALCULATION:

CIAP in 540 ft = 435.6 - 540 = .81 cfs = 3.62 gpm

$V = 101 \text{ Ac} \times 3.5 \text{ AF/Ac} = 353.5 \text{ AF/yr}$
 $\times .81 \text{ cfs} \times 1.9835 \text{ cfs/AF/yr} \times 245 \text{ days} = 393.6 \text{ AF/Ann.}$

SYSTEM DESCRIPTION:

Groundwater is diverted by a U.S. McCracken Pump motor 100 hp in # CR2023897
& for Johnston vertical turbine pump in # BC14070 Model # 12000 Laid in by 3-1/4 mile
cable line & 800 ft of pond line.

REMARKS:

System described by William Tuckman
49 Ac on this parcel owned by L. 29-7043 total under 1 mile per sec.

Examiner's Signature John D. Carlson Date 3/24/80

Checked by Anthony R. Kizilewski Date 4-4-80

Approved by [Signature] Date 4/14/81

Charles P. Givens



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

April 16, 2001

MORGAN & LYNDSEI WHITWORTH
18350 S MARSH VALLEY RD
DOWNEY ID 83234

o END AT WELL

RE: CHANGE IN OWNERSHIP FOR A29-07141

Dear Mr. and Mrs. Whitworth:

The request for Change in Ownership for a portion of the above referenced Notice(s) of Claim has been processed with the new Notice(s) reflecting you as one of the claimants.

Since the Change in Ownership involved just a portion of the Notice(s) of Claim, the right was split as follows:

29-13151: 0.49 CFS, 25 ACRES, MAYNARD LAND & LIVESTOCK
29-13152: 0.32 CFS, 16 ACRES, WHITWORTH

Enclosed for your records is a typed Notice(s) reflecting your portion of the right. Review the Notice(s) and if you have other corrections or questions, please contact this office.

Respectfully submitted,

Cheri Vandermeulen

Cheri Vandermeulen
Records Clerk

Enclosure(s)

DELOS
DC 4-12-01
JC OK 4/12/01

STATE 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): A29-07141

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** showing the location of the place of use of the water right(s) or claim(s). (These are usually attached to your deed or on file with the county.)
 - OR
 - C. If your water right or adjudication claim 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 Rick Fuhrman ^{OR Fuhrman Ranch Inc.} (208) 897-5568
997 E. Richards Rd. Downey Id. 83234

4. New Owner/Claimant(s) Morgan Whitworth Lyndsi Whitworth
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address 18350 S. Marsh Valley Rd.
City, State and ZIP Code Downey Id. 83234
New Telephone Number (208) 897-5233

5. Date you acquired the property January 1999

6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below only if the water right(s) or claim(s) need to be split between owners. If necessary, attach additional pages. 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.

Number of acres you irrigate with this water right <u>16</u>	Number and type of stock <u>cattle/horses -</u>
Diversion rate in CFS _____	Number of homes you acquired <u>1</u> Other uses _____

7. Signature of New Owner(s) or Claimant(s) Morgan V. Whitworth
Lyndsi Whitworth
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.

24077

00209

WARRANTY DEED

98025659

For Value Received FUTIRMAN RANCH, INC., AN IDAHO CORPORATION

Hereby called the Grantor, hereby grants, bargains, sells and conveys unto

GEORGE A.F. WHITWORTH, and BRENDA L. WHITWORTH, husband and wife

whose address is: 9053 South Crystal Springs Road McCammon, Idaho 83250

I have called the Grantee, the following described premises situated in BANNOCK County, Idaho, to-wit:

A parcel of land located in Section 2, Township 11 South, Range 36 East of the Boise Meridian, BANNOCK COUNTY, IDAHO, and more particularly described as follows:

Commencing at the East quarter corner of said Section 2, from which the South quarter corner of said Section 2 bears South 44°26'21" West 3777.60 feet; thence West 1296.89 feet; thence North 512.30 feet, to a 5/8" rebar with cap, labeled "A.A. HUDSON, PLS 4735"; set on the East right of way line of Marsh Valley Road, said point also being set on a fence line, the TRUE POINT OF BEGINNING; thence North 00°51'20" West 298.62 feet, along said right of way line, to a 5/8" rebar with cap, set at the beginning of a 233.19 foot radius curve concave to the Southeast; thence Northeasterly along said curve through a central angle of 28°14'14" a distance of 114.92 feet (chord = North 13°15'47" East 113.77 feet), to a 5/8" rebar with cap, set on a fence line; thence North 38°57'22" East 1064.43 feet, along said fence line, to a 5/8" rebar with cap, set on said right of way line; thence North 39°13'24" East 409.24 feet along said right of way line, to a 5/8" rebar with cap, set on a fence line; thence South 75°50'31" East 287.60 feet, along said fence line, to a 5/8" rebar with cap; thence South 79°05'54" East 33.60 feet, along said fence line, to a 5/8" rebar with cap; thence South 29°48'01" West 1159.81 feet, along said fence line, to a 5/8" rebar with cap; thence South 48°56'02" West 276.34 feet along said fence line to a 5/8" rebar with cap; thence South 51°55'54" West 463.53 feet to a 5/8" rebar with cap set at a fence corner; thence South 88°10'20" West, along said fence line to the TRUE POINT OF BEGINNING.

TOGETHER WITH:

An easement for the use and maintenance of a well located in Section 2, Township 11 South, Range 36 East of the Boise Meridian, BANNOCK COUNTY, IDAHO, and more particularly described as follows:

Commencing at the East quarter corner of said Section 2, from which the South quarter corner of said Section 2 bears South 44°26'21" West 3777.60 feet; thence West 1441.52 feet; thence North 607.33 feet, to the TRUE POINT OF BEGINNING; thence North 00°51'20" West 100.00 feet; thence North 89°08'40" East 83.19 feet, to the West right of way line of Marsh Valley Road; thence South 00°51'20" East 100.00 feet, along said right of way line; thence South 89°08'40" West 83.19 feet, to the TRUE POINT OF BEGINNING.

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.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantee does hereby covenant to and with the said Grantor, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current year 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: December 18, 1998

Richard J. Furman
FUTIRMAN RANCH, INC., AN IDAHO CORPORATION

Richard J. Furman (President)

Jessica Furman Sec.

STATE OF IDAHO)

COUNTY OF BANNOCK)

On This 18TH day of DECEMBER, in the year 1998, before me, a Notary Public in and for said State, personally appeared _____ known or identified to me to be the President of the Corporation that executed the instrument or the person who executed the instrument on behalf of said Corporation, and acknowledged to me that said Corporation executed the same.

Jessica Furman
Notary Public of Idaho
Residing at POCATELLO, IDAHO
Commission Expires: 2-18-99
NOTARY SEAL

NO. 98025659
RECORDED AT REQUEST OF
FIRST AMERICAN TITLE
98 DEC 18 PM 3 11
OFFICIAL FILED AND BOOK NO. 727
COUNTY IDAHO
LAWYER'S RECORD
REC. 3 DEPUTY *dl*

21
99021894

54490 DG

QUITCLAIM DEED

For Value Received

George A. F. Whitworth and Brenda L. Whitworth, Husband and Wife

does hereby convey, release, remise and forever quit claim unto

Morgan Whitworth and Lyndsi Whitworth, Husband and Wife

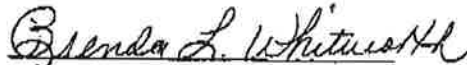
the grantee's, whose current address is:

18350 South Marsh Valley Road, Downey, Idaho 83234

the following described premises, in Bannock County, Idaho, to-wit:

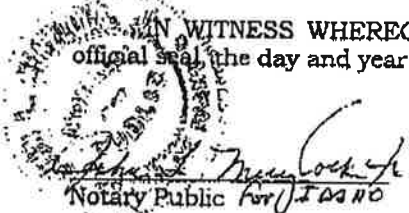
See Exhibit A attached

DATED: 11-5-99


George A.F. Whitworth
Brenda L. WhitworthSTATE OF
COUNTY OF

On this 5th day of Nov., 1999, before me the undersigned, a Notary Public, in and for said state, personally appeared George A.F. Whitworth and Brenda L. Whitworth, Known to me to be the persons who executed the foregoing instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.


Notary Public for IDAHO

Residing at: Pocatello, Idaho, 83202

Commission Expires: 7-02-2000

99021894

NO
RECORDED AT REQUEST OF
PIONEER TITLE

'99 NOV 8 PM 4 38

OFFICIAL RECORD BOOK NO 929

BANNOCK COUNTY IDAHO

LARRY W. SHAN RECORDER

FEE 10.00 DEPUTY 2.00

2-2

99021894

EXHIBIT A

A parcel of land located in Section 2, Township 11 South, Range 36 East, Boise Meridian, Bannock County, Idaho, more particularly described as follows:

Commencing at the East quarter corner of said Section 2, from which the South quarter corner of said Section 2 bears South 44°26'21" West 3777.60 feet; thence West 1296.89 feet; thence North 512.30 feet to a 5/8-inch rebar with cap labeled "A.A. Hudson, PLS 4735", set on the East right of way line of Marsh Valley Road, said point also being set on a fence line, the true point of beginning;

Thence North 00°51'20" West 298.62 feet, along said right of way line to a 5/8-inch rebar with cap, set at the beginning of a 233.19 foot radius curve concave to the Southeast; thence Northeasterly along said curve through a central angle of 28°14'14" a distance of 114.92 feet (chord = North 13°15'47" East 113.77 feet) to a 5/8-inch rebar with cap, set on a fence line;

Thence North 38°57'22" East 1064.43 feet along said fence line to a 5/8-inch rebar with cap, set on said right of way line; thence North 39°13'24" East 409.24 feet along said right of way line to a 5/8-inch rebar with cap, set on a fence line; thence South 75°50'31" East 287.69 feet, along said fence line to a 5/8-inch rebar with cap;

Thence South 79°05'54" East 33.60 feet, along said fence line to a 5/8-inch rebar with cap; thence South 29°48'01" West 1159.81 feet along said fence line to a 5/8-inch rebar with cap; thence South 48°56'02" West 276.34 feet along said fence line to a 5/8-inch rebar with cap; thence South 51°55'54" West 463.53 feet to a 5/8-inch rebar with cap set at a fence corner; thence South 88°10'20" West along said fence line to the true point of beginning

TOGETHER WITH: An easement for the use and maintenance of a well located in Section 2, Township 11 South, Range 36 East, Boise Meridian, Bannock County, Idaho, more particularly described as follows:

Commencing at the East quarter corner of said Section 2, from which the South quarter corner of said Section 2 bears South 44°26'21" West 3777.60 feet; thence West 1441.52 feet; thence North 607.33 feet to the true point of beginning.

Thence North 00°51'20" West 100.0 feet; thence North 89°08'40" East 83.19 feet to the West right of way line of Marsh Valley Road; thence South 00°51'20" East 100.0 feet, along said right of way line; thence South 89°08'40" West 83.19 feet to the true point of beginning.

QUITCLAIM DEED

20005083

FOR VALUE RECEIVED

MORGAN WHITWORTH AND LYNDSI WHITWORTH, HUSBAND AND WIFE

do hereby convey, release, remise and forever quit claim

unto MORGAN V. WHITWORTH AND LYNDSI WHITWORTH, HUSBAND AND WIFE

whose address is 18350 S. MARCS VALLEY ROAD DOWNEY ID 83234

the following described premises, to-wit:

SEE EXHIBIT A ATTACHED

together with their appurtenances, together with any after acquired title.

dated: 3-31-00

Morgan Whitworth
MORGAN WHITWORTHLynsi Whitworth
LYNSI WHITWORTH

ACKNOWLEDGMENT - Individual

STATE OF Idaho County of BannockOn this 31 day of March, in
the year of 2000, before me Stephanie
Wright, a notary public,
personally appeared Morgan Whitworth
and Lynsi Whitworth known or
identified to me to be the person whose name
subscribed to the within instrument, and acknowledged to
me that he executed the same.Notary Public
Residing in Pocatello
Comm. Exp. 4-25-2000

STATE OF IDAHO COUNTY OF

NO 20005083
RECORDED AT PIONEER TITLE OF
2000 MAR 31 PM 4 42
OFFICIAL BOOK NO 126
BANNOCK COUNTY IDAHO
LARRY W GHAM RECORDER
FEE 6.40 DEPUTY UK

Mail to:

Pioneer Title Company of Bannock County
Pocatello, Idaho - 208-233-9595

2-2

20005083

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MAY 24 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 29-13152
Date Received: 4/16/01
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

A2913152



1. Name of Claimant(s)

MORGAN WHITWORTH Phone: (208) 897-5233

18350 S MARSH VALLEY RD
DOWNEY ID USA 83234

LYNDSI WHITWORTH Phone: (208) 897-5233

18350 S MARSH VALLEY RD
DOWNEY ID USA 83234

2. Date of Priority: 06/15/1973

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
11S	36E	2	SW NE	BANNOCK	

5. Description of diverting works:

14" CASING, 150' DEEP, 50 HP PUMP, MAINLINE TO HANDLINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.32	138

7. Total Quantity Appropriated is:
0.32 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	
11S	36E	2	NE	NE	1	IRRIGATION	8
			SE	NE		IRRIGATION	8
						Section Acres	16
						Total Acres	16

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:

SPLIT FROM PARENT RIGHT 29-07141

15. Basis of Claim: License

05/15/2001

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

RIGHT NUMBER: 29-13152

NAME AND ADDRESS: LYNDSEI WHITWORTH
MORGAN WHITWORTH
18350 S MARSH VALLEY RD
DOWNEY, ID 83234

SOURCE: GROUND WATER

QUANTITY: 0.32 CFS
56 AFY

PRIORITY DATE: 06/15/1973

POINT OF DIVERSION: T11S R36E S2 SWNE Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03-15 11-15	0.32 CFS 56.00 AFY

PLACE OF USE:

IRRIGATION Within BANNOCK County
T11S R36E S2 LOT 1 NENE 8 T11S R36E S2 SENE 8

16 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

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.
THIS RIGHT IS A SPLIT FROM FORMER RIGHT 29-07141.