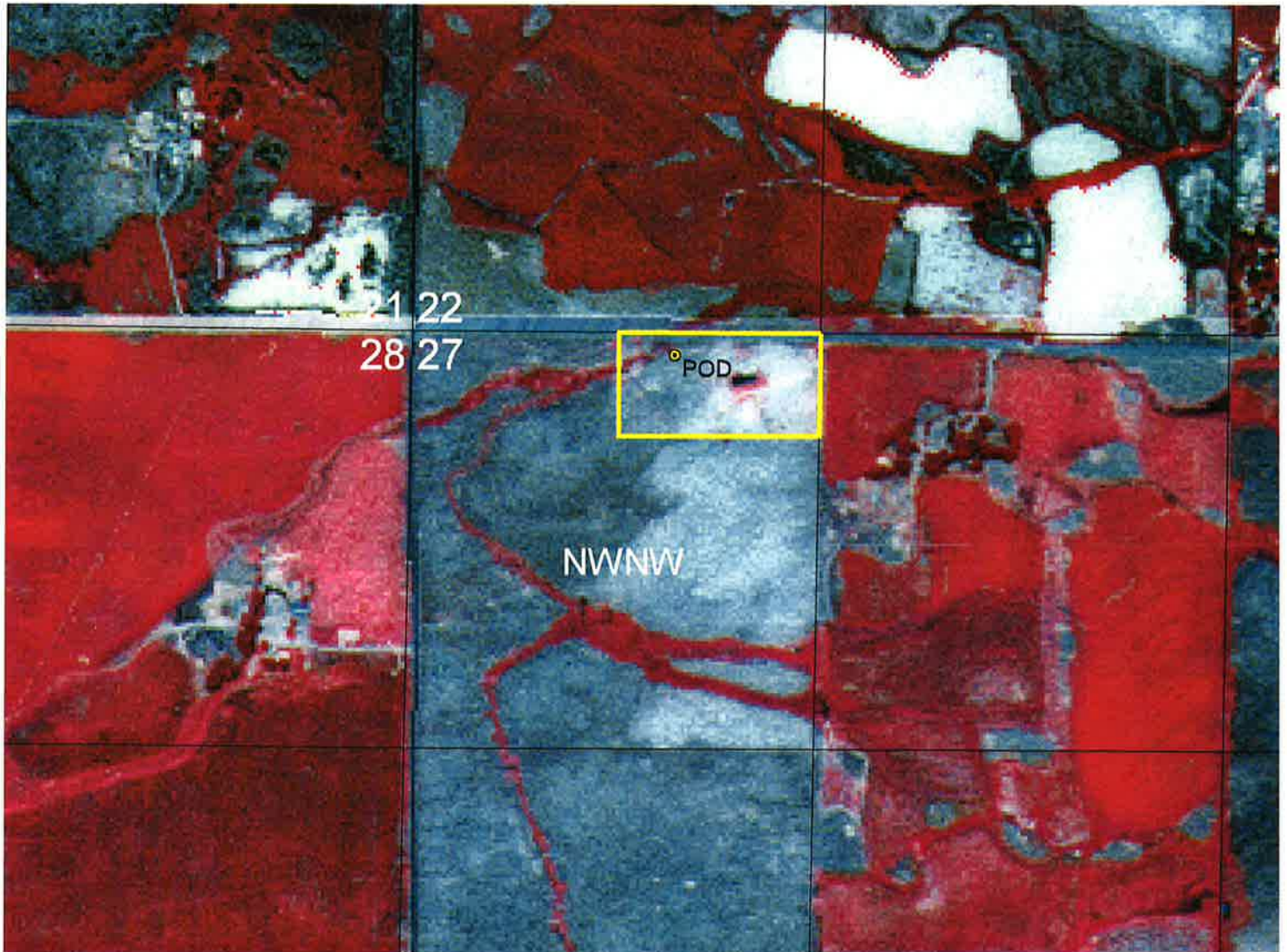


IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

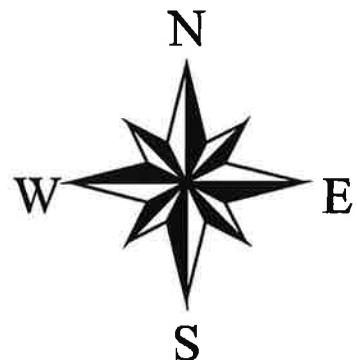
37-2544B



600 0 600 1200 1800 Feet

T06S R14E S27

Map prepared by: Carter Fritschle
Date prepared: 11/21/02
1987-1988 NAPP photography
Idaho Department of Water Resources



State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 24702/37-2544 Priority Feb. 2, 1954 Amount 1.20 cfs
(late proof)

THIS IS TO CERTIFY, that WARD M. BRYAN
of Gooding, Idaho, has complied with the terms and conditions of Permit
No. 24702/37-2544 issued pursuant to Application for Permit dated October 26, 1953,
and has submitted proof to the Department of Water Administration on May 22, 1964,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 1.20 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from an unnamed drain
tributary of the Wood River, is hereby confirmed in the following amounts:
Amount 1.20 cfs for Irrigation from April 1 to Nov. 1 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 1.20 cfs of water be diverted at
any one time, said waters to be diverted within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ (2 points), Sec. 21; NE $\frac{1}{4}$ NW $\frac{1}{4}$,
NE $\frac{1}{4}$ SW $\frac{1}{4}$ (2 points), Sec. 28; Twp. 6 S, Rge. 14 E, B.M.
in the county of Gooding; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 180 acre feet per year or
3.0 acre feet per acre.

Description and location of place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6 S	14 E	21									4			7			14	14	39
		28					1			5	5	10							21

Total number of acres irrigated 60

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands
or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 2nd day of

August, 19 72.

Director

37 2544



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED

APR 03 1996

DATE OF CLOSING: 3-28-96

LEGAL DESCRIPTION OF PROPERTY: Township 6 South Range 14
Section 27 1/4 of 1/4 of 1/4 of 1/4 Govt. Lot BM.
Lot Block Subdivision/Townsite

Department of Water Resources
Southern Region

If you have additional legal descriptions, please attach separate sheet.

See attached "Exhibit A"

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

- ☐ Water Right Number(s)
Assigned by IDWR:

A37-11015

Also applies to 37-2544B

- ☐ Name and Address of Former
Owner/Claimant(s)(Seller):

Michael J. & Julie Dee Storey

1521 E. 3300 S. 1248 Highway 46

Gooding, ID 83330

- ☐ New Owner/Claimant
(Purchaser):

Virgil W. & Connie J. Hampton

- ☐ New Mailing Address:

1521 E. 3300 S.

Gooding, ID 83330

- ☐ New Telephone Number:

(208) 934-5824

- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? ☒ yes ☐ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- ☐ Attach proof of
ownership, describe
proof attached: warranty deed

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- ☐ Signature of New
Owner/Claimant(s):

Virgil W. Hampton II

Date 3-28-96

Connie J. Hampton

Date

- ☐ Signature of Former
Owner/Claimant(s):

Michael J. Storey

Date

3-28-96

Julie Dee Storey

Date

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data Entry

Date: 4/8/96 By: HCB

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

WARRANTY DEED

For Value Received

**Michael J. Storey And Julie Dee Storey,
Husband And Wife.**

the grantor(s), do(es) hereby grant, bargain, sell, and convey unto

**Virgil W. Hampton II And Connie J. Hampton,
Husband And Wife.**

the grantee(s), whose current address is

1521 East 2200 South, Gooding, ID 83330

the following described premises, to-wit:

See Attached Exhibit "A"

RECEIVED
APR 03 1996
Department of Water Resources
Southern Region

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), his/her/their heirs and assigns forever. And the said Grantor(s) do(es) hereby covenant to and with the said Grantee(s), that he/she/they are the owner(s) 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 he/she/they will warrant and defend the same from all claims whatsoever.

Dated: March 28, 1996

Michael J. Storey

Michael J. Storey
Julie Dee Storey

Julie Dee Storey

STATE OF IDAHO

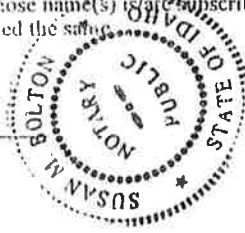
COUNTY OF GOODING

On This 28th Day of March, in the year 1996, before me, a Notary Public in and for said State, personally appeared **Michael J. Storey And Julie Dee Storey**, known or identified to me 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.

WITNESS my hand and official seal.

Susan M. Bolton

Notary Public of Idaho
Residing at Gooding, Idaho
Commission Expires: 10/16/98



First American Title Company of Idaho



EXHIBIT "A"

Township 6 South, Range 14 East of the Boise Meridian, Gooding County, Idaho

Section 27: A part of the West Half of the Northwest Quarter described as follows:

Beginning at the Northwest corner of said West Half of the Northwest Quarter;
Thence South $89^{\circ}28'34''$ East, 662.47 feet along the Northerly boundary of said West Half of the Northwest Quarter to the TRUE POINT OF BEGINNING;
Thence South $89^{\circ}28'34''$ East, 662.47 feet to the Northeast corner of said West Half of the Northwest Quarter;
Thence South $0^{\circ}52'25''$ East, 329.42 feet along the Easterly boundary of said West Half of the Northwest Quarter;
Thence North $89^{\circ}28'34''$ West, 660.23 feet;
Thence North $1^{\circ}15'54''$ West, 329.49 feet to the TRUE POINT OF BEGINNING.

TOGETHER WITH an Easement for ingress and egress for benefit of Tract I as created by reservation in deed recorded November 7, 1979 as Instrument No. 79729, records of Gooding County, Idaho, over and upon the following described land:

Beginning at the Northeast corner of said West Half of the Northwest Quarter;
Thence South $0^{\circ}52'25''$ East, 329.42 feet along the Easterly boundary of said West Half of the Northwest Quarter;
Thence North $89^{\circ}28'34''$ West, 30.01 feet;
Thence North $0^{\circ}52'25''$ West, 329.42 feet to the Northerly boundary of said West Half of the Northwest Quarter;
Thence South $89^{\circ}28'34''$ East, 30.01 feet to the TRUE POINT OF BEGINNING.

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: A37-02544B ✓
Date Received: 8/16/1988
Receipt No: S001491
Received By: _____

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

1. Name: REED FARMS, INC. 208-934-4184
Address: 2475 S. 135 E.
GOODING, ID 83330

2. Date of Priority: FEB 02, 1954

3. Source: UNNAMED DRAIN Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	14E	27	NW	NW			GOODING

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.120		18.00

7. Total Quantity Appropriated is:
0.120 C.F.S. (and/or) 18.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	14E	27	NW	NW		IRR	5.0

Section Acres 5.0

Total Acres 5.0

A37-02544B

Page 1

Date: 11/01/90

MICROFILMED

FEB 23 1995

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:

14. Remarks:

TRANS. 2648.

POND SHALL BE CONSTRUCTED IN A MANNER THAT WILL ALLOW THE WATER
IN THE UNNAMED DRAIN TO FLOW PAST THE POND WITHOUT BEING
DIMINISHED & WITHOUT FLOWING INTO THE POND.

15. Basis of Claim: LICENSE

Water Right Number: 24702

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day

of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

M E M O R A N D U M

TO: JAR

FROM: FH

DATE: OCTOBER 24, 1990

RE: CLARIFICATION OF WATER RIGHT NO. 37-2544B -- MAP
ENCLOSED

This license was originally in the name of Ward M. Bryan for 1.20 cfs sourcing an unnamed drain tributary to the Wood River for irrigation of 60 acres with two points of diversion in Section 21 and two points of diversion in Section 28 of T. 6 S., R. 14 E. in Gooding County with priority date of February 2, 1954. In 1982 the then owner, Jim Reed, made application for transfer to reduce the number of acres to six (5 acres in NW1/4 NW1/4 of Section 27, and 1 acre in NE1/4 of NW1/4 of Section 28 all in T. 6 S., R. 14 E.). The Department approved the transfer or split August 31, 1983.

The enclosed map shows the subject property of Mellen and the adjoining 5 acres in Section 27. Please note the 1 acre indication in the SESENW of Section 28 where the point of diversion occurs on the Big Wood River for the licensed 1 acre in that section. The other point of diversion serves the 5 acre parcel in the NWNW of Section 27. A review of tax plat maps with the Gooding County Assessor's Office indicates that Reed still owns property in Section 27.

On June 2, 1987, Reed Farms, Inc. quitclaimed their deed in lieu of foreclosure to Norwest Agricultural Credit, Inc., and made an assignment of water rights to that entity including 37-2544. DWR changed the water rights on the computer database and acknowledged the change to Johnson Real Estate on August 4, 1987. On April 7, 1988, Norwest gave a warranty deed to John and Lana Mellen along with an assignment of water rights for that deed including 37-2544B. The Department then put Mellen's name on the license for the 6 acre portion, 2544B, even though the place of use for this water right was appurtenant only to 1 acre in the NENW of Section 28 owned by Mellen. The balance of the B portion of the original license is in the NWNW of Section 27 for 5 acres which isn't appurtenant in this transaction.

Reed Farms, Inc. filed timely in the SRBA for the B portion of this license citing the place of use as the 5 acre parcel in the NWNW of Section 27 for .120 cfs. No filing was

MICROFILMED

FEB 23 1990

made for the A portion still in the name of Ward M. Bryan of Gooding.

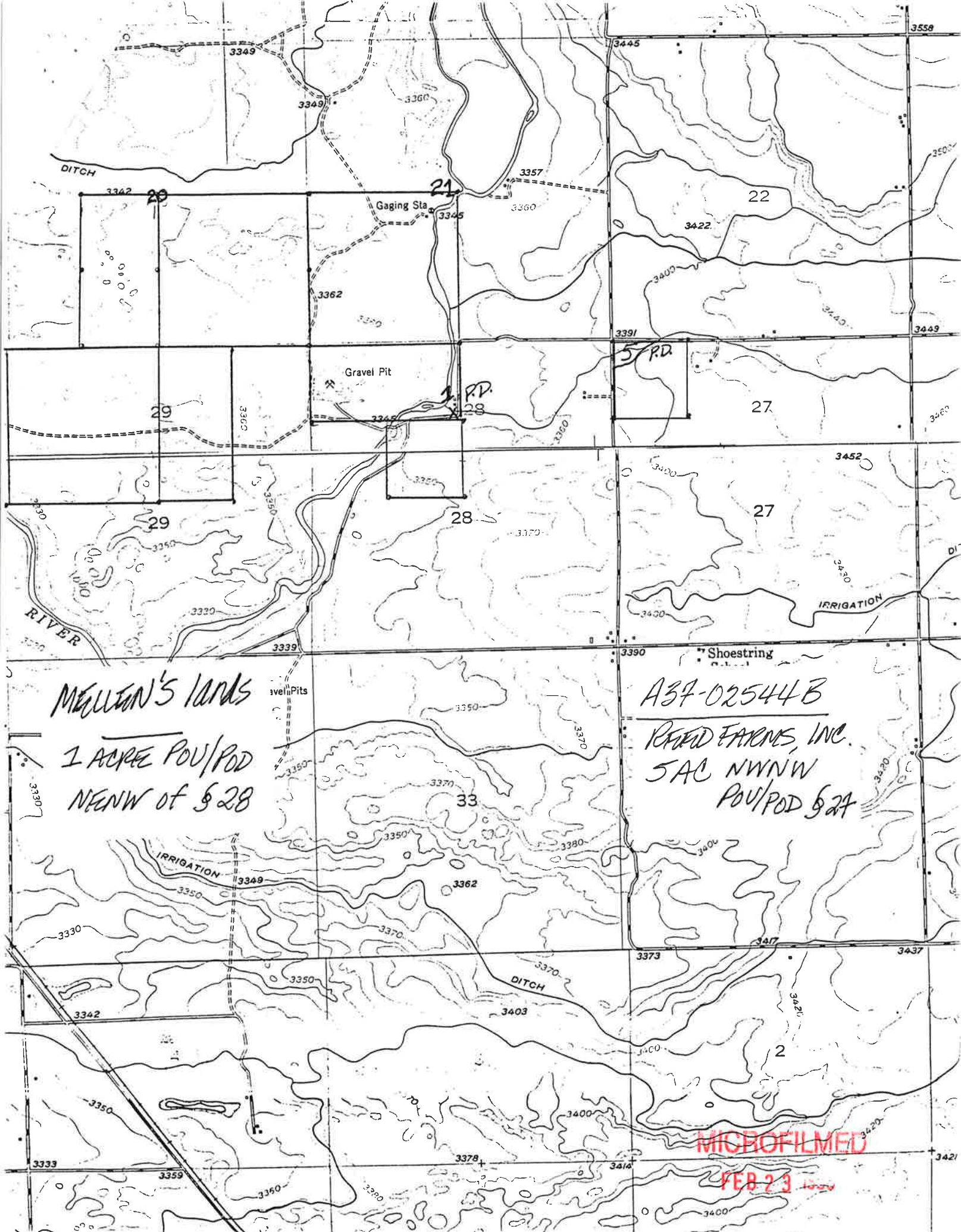
It appears that an adjudication claim could be filed with late fees for the SRBA identifying the 1 acre of irrigation use within the subject property in the SESENW of Section 28. This would identify the appurtenancy of the water right within the subject property and would be assigned a further subpart alphabetically by the Department.

The change in ownership of notice of claim filed by Ms. Susan M. Bolton, Manager, First American Title Company of Gooding, should be amended to reflect the change in the status of 37-02544 that accurately describes the appurtenancy of the 1 acre identified as being on the Mellen property. The costs to complete the amended filing would be \$50.00 for the claim, \$50.00 late fees and \$1.00 for the identified acreage for a total of \$101.00.

I have set up a separate file with copies of the research done to reach this point and will copy items as you suggest for the title company or Mr. Thomas and/or Mr. Olson.

END/dcb
4641m

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FEB 23 1993



MELLEN'S LANDS

1 ACRE POB/POD
NENW of § 28

A37-02544B

REED FARMS, INC.
5 AC NWNW
POB/POD § 24

MICROFILMED

FEB 23 1964

Country Living South (Survey)

Hwy. Dist: 1

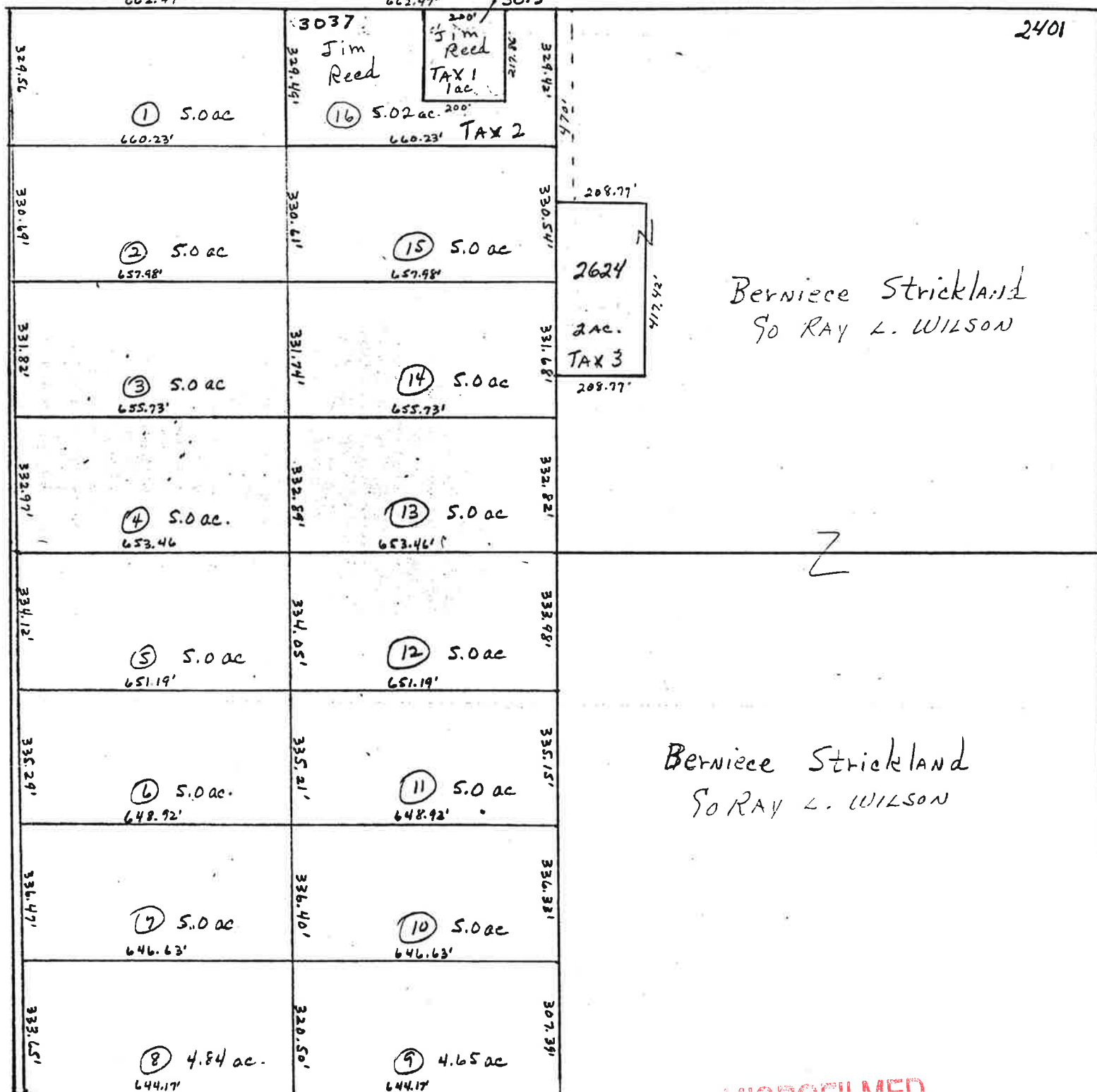
Sec. Dist: 231

Ce1 Gooding Fire Gooding

Subd # 0105 NW 1/4

1/2 mile scale

NW 4 OWNER: JOHN LECLAIR & RAELINE C. GIESE
662.47' 662.47' 3015



MICROFILMED

FEB 23 1993



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township 06S Range 14E
Section 27, 1/4 of NW 1/4 of NW 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s) Assigned by IDWR: A37-02544B
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Reed Farms, Inc.
2475 S. 135 E.
Gooding, ID 83330
- ☐ New Owner/Claimant (Purchaser): Mike Storey
- ☐ New Mailing Address: 1521 E 2200 S
Gooding, ID 83330
- ☐ New Telephone Number: () 934 - 5821
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- ☐ Attach proof of ownership, describe proof attached: _____

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- ☐ Signature of New Owner/Claimant(s) x Mike Storey Date 4-23-92
Julie Storey Date 4-23-92
- ☐ Signature of Former Owner/Claimant(s): _____ Date _____
_____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

MICROFILMED
FEB 23 1993

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner



WARRANTY DEED

For Value Received

Jim R. Reed and J. Clareen Reed, husband and wife,
hereinafter referred to as Grantor, does hereby grant, bargain, sell, and convey unto
Michael J. Storey and Julie ^{Dee} Storey, husband and wife,
hereinafter referred to as Grantee, whose current address is
1521 East 2200 South, Gooding, ID 83330
the following described premises, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

142886

STATE OF IDAHO, COUNTY OF GOODING

Filed for record at the request of **FIRST AMERICAN TITLE**

10 min. past 9 o'clock A M. this 14th
of Nov, 1990.

JOHN A. MYERS, Recorder

By [Signature]

Deputy Fee \$6.00

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: November
October 13, 1990.

[Signature]
Jim R. Reed

[Signature]
J. Clareen Reed

STATE OF IDAHO)

: ss

COUNTY OF Gooding)

On This 13th day of November, in the year 1990, before me, a Notary Public in and for said State, personally appeared Jim R. Reed and J. Clareen Reed, known or identified to me to be the persons whose names are subscribed to the within Instrument, and acknowledged to me that they executed the same.

MICROFILMED

FEB 23 1991

[Signature]
Notary Public for Idaho
Residing at Gooding, Idaho

Commission Expires: 10/15/92

FIRST AMERICAN

EXHIBIT "A"

A part of the West Half of the Northwest Quarter of Section 27, Township 6 South, Range 14 East of the Boise Meridian, Gooding County, Idaho, described as follows:

Beginning at the Northwest corner of said West Half of the Northwest Quarter;
Thence South 89°28'34" East, 662.47 feet along the Northerly boundary of said West Half of the Northwest Quarter to the True Point of Beginning;
Thence South 89°28'34" East, 662.47 feet to the Northeast corner of said West Half of the Northwest Quarter;
Thence South 0°52'25" East, 329.42 feet along the Easterly boundary of said West Half of the Northwest Quarter;
Thence North 89°28'34" West, 660.23 feet;
Thence North 1°15'54" West, 329.49 feet to the True Point of Beginning.

EXCEPT the following described tract of land:

Beginning at the Northwest corner of said West Half of the Northwest Quarter;
Thence South 89°28'34" East, 999.94 feet along the Northerly boundary of said West Half of the Northwest to the True Point of Beginning;
thence South 89°28'34" East, 200.00 feet along said Northerly boundary;
Thence South 0°52'25" East, 217.86 feet;
Thence North 89°28'34" West, 200.00 feet;
Thence North 0°52'25" West, 217.86 feet to the True Point of Beginning.

TOGETHER WITH an Easement for ingress and egress for benefit of Tract I as created by reservation in deed recorded November 7, 1979 as Instrument No. 79729, records of Gooding County, Idaho; over and upon the following described land:

Beginning at the Northeast corner of said West Half of the Northwest Quarter;
Thence South 0°52'25" East, 329.42 feet along the Easterly boundary of said West Half of the Northwest Quarter;
Thence North 89°28'34" West, 30.01 feet;
Thence North 0°52'25" West, 329.42 feet to the Northerly boundary of said West Half of the Northwest Quarter;
Thence South 89°28'34" East, 30.01 feet to the True Point of Beginning.

James A. Reed
J. Claren Reed

MICROFILMED
FEB 23 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

03-Feb-1992 15:50

MR. & MRS. MIKE STOREY
1521 E 2200 S
GOODING ID 83330

RE: ADJUDICATION CLAIM NO. A37-02544B - REED FARMS, INC.

DEAR MR. & MRS STOREY:

THIS LETTER IS IN REFERENCE TO OUR TELEPHONE CONVERSATION ON MONDAY, FEBRUARY 3, 1992, WHEN I TOLD YOU I WOULD SEND YOU A CHANGE OF OWNERSHIP FORM TO BE FILLED OUT BY YOU BOTH AND RETURNED TO THIS OFFICE TO MY ATTENTION. I DO NEED A COPY OF YOUR WARRANTY DEED OR SOMETHING TO SHOW YOUR LEGAL DESCRIPTION ON IT, IN THE EXCHANGE OF THE PROPERTY TO YOUR NAME.

IF YOU HAVE ANY QUESTIONS, PLEASE FEEL FREE TO CALL 736-3033 AND TALK TO ALLEN MERRITT OR MYSELF, JUDY GIVENS. WE DO NEED FOR THIS TO BE UPDATED IN OUR RECORDS. I WILL SEND YOU A COPY OF THE CLAIM WHEN THE CHANGE HAS BEEN MADE.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Judy Givens'.

Judy Givens
Adjudication Secretary

/jg

Enclosure

MICROFILMED

FEB 23 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

15-Mar-1991 14:32

Reed Farms, Inc.
2475 S. 135 E.
Gooding, ID 83330

Re: File No. A37-02544B

Gentlemen:

After reviewing your above-listed file, copy enclosed, I cannot find the original file with your signatures. We have the computer generated copy, but we will need one with your original signatures. If you would review this claim copy, sign and return it to this office, we would most certainly appreciate it!

We apologize for this inconvenience. Should you have any questions, please feel free to contact me at this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Judy Givens'.

Judy Givens
Adjudication Secretary

/jg

Enclosure

MICROFILMED
FEB 23 1993

C-601531



WARRANTY DEED

For Value Received

Jim R. Reed and J. Clareen Reed, husband and wife,
hereinafter referred to as Grantor, does hereby grant, bargain, sell, and convey unto

Michael J. Storey and Julie D. Storey, husband and wife,

hereinafter referred to as Grantee, whose current address is

1521 East 2200 South, Gooding, ID 83330

the following described premises, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

142886
STATE OF IDAHO, COUNTY OF GOODING

Filed for record at the request of FIRST AMERICAN TITLE

10 min. past 9 o'clock A. M. this 14th
of Nov., 1990.

By John A. Myers Recorder for \$00 Deputy

MICROFILMED
AUG 24 1994

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: November 13, 1990.

Jim R. Reed J. Clareen Reed

By

Deputy

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:

November 13, 1990.

Jim R. Reed

J. Clareen Reed

STATE OF IDAHO)

: ss

COUNTY OF Gooding)

On This 13th day of November, in the year 1990, before me, a Notary Public in and for said State, personally appeared Jim R. Reed and J. Clareen Reed, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Notary Public for Idaho

Residing at Gooding, Idaho

Commission Expires: 10/16/92



MICROFILMED
FEB 23 1991

First American Title Company of Idaho

EXHIBIT A

PARCEL I:

POOR ORIGINAL

A parcel of land in the 3rd Sd., Section 15, T. 15, R. 17 E., B.M., Blaine County, Idaho, more particularly described as follows:

Commencing at a brass cap marking the Southeast Corner of said Section 15;

thence North $0^{\circ}00'00''$ West 821.31 feet along the Easterly boundary of said 3rd Sd., Section 15, to an iron pin on the Southerly Right-of-Way boundary of State Highway No. 6;

thence South $86^{\circ}11'05''$ East 889.77 feet along said Southerly boundary of State Highway No. 6 to a point;

thence North $1^{\circ}48'55''$ East 15.00 feet to a point on the Northerly Right-of-Way boundary of State Highway No. 6, said point also being the Southeast corner of a 15.00 foot wide well access easement;

thence continuing North $1^{\circ}48'55''$ East 9.50 feet along the Easterly boundary of said easement to a point marking the Southeast corner of the well property, said point also being the REAL POINT OF BEGINNING;

thence continuing North $1^{\circ}48'55''$ East 15.00 feet along the Easterly edge of said property to a point marking the Northeast corner of said property;

thence South $86^{\circ}11'05''$ East 15.00 feet along the Northerly boundary of said well property to a point marking the Northwest corner of said well property;

thence South $1^{\circ}48'55''$ East 15.00 feet along the Easterly boundary of said well property to a point marking the Southwest corner of said well property;

thence North $86^{\circ}11'05''$ East 15.00 feet along the Southerly boundary of said well property to the real point of beginning, containing 0.005 Acres, more or less.

PARCEL II:

A parcel of land in the 3rd Sd., Section 15, T. 15, R. 17 E., B.M., Blaine County, Idaho, more particularly described as follows:

Commencing at a brass cap marking the Southeast Corner of said Section 15;

thence North $0^{\circ}00'00''$ West 821.31 feet along the Easterly boundary of said 3rd Sd., Section 15, to an iron pin on the Southerly Right-of-Way boundary of State Highway No. 6;

thence South $86^{\circ}11'05''$ East 889.77 feet along said Southerly boundary of State Highway No. 6 to a point;

thence North $1^{\circ}48'55''$ East 139.00 feet to a point on the Northerly Right-of-Way boundary of State Highway No. 6, which point is also the REAL POINT OF BEGINNING;

thence continuing North $1^{\circ}48'55''$ East 9.50 feet along the Easterly edge of said easement to a point marking the Northeast corner of said easement;

thence South $86^{\circ}11'05''$ East 15.00 feet along the Northerly boundary of said easement to a point marking the Northwest corner of said easement;

thence South $1^{\circ}48'55''$ East 9.50 feet along the Easterly boundary of said 3rd Sd., Section 15, to an iron pin on the Southerly Right-of-Way boundary of State Highway No. 6, which point is also the REAL POINT OF BEGINNING;

thence North $86^{\circ}11'05''$ East 15.00 feet along the Southerly boundary of said easement to a point marking the Southeast corner of said easement, and the Northerly edge of State Highway No. 6 to the real point of beginning, containing 0.005 Acres, more or less.

MICROFILMED
AUG 24 1974

CORPORATION WARRANTY DEED

POOR ORIGINAL

FOR VALUE RECEIVED,

THE CORPORATION OF THE HAILLEY WARD BISHOP OF THE CHURCH OF JESUS CHRIST
OF LATTER DAY SAINTS, A Idaho Corporation sole

a corporation duly organized and existing under the laws of the State of Idaho, grantor, does hereby
Grant, bargain, sell and convey unto

Robert J. Barnes and Louise A. Barnes, husband and wife, and
Joseph H. Ivie and Madine Ivie, husband and wife,
grantee, the following described real estate, situated in Blaine County, Idaho, to-wit:

SEE ATTACHED EXHIBIT "A"

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 Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

IN WITNESS WHEREOF, The Grantor, pursuant to a resolution of its Board of Directors has caused its corporate sole name to be hereunto subscribed by its Bishop ~~Robert J. Barnes~~

Dated:

By

Alden M. Packer
Bishop

ATTEST:

SECRETARY

STATE OF IDAHO.

County of Blaine } ss.

On this 15th day of October, 1975,
before me, a Notary public in and for said State, personally appeared Alden M. Packer and

be the Bishop of the Church of Jesus Christ of Latter Day Saints, known to me to be the corporation that executed this instrument or the persons who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation 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.

Will O. Shantz
Notary Public for the State of Idaho,
Residing at Hailley, Idaho.
10-5-78

STATE OF IDAHO,

County of Blaine } ss.

I hereby certify that this instrument was filed for record at the request of Madine Ivie at 26 minutes past 4:00 o'clock P. M., this 18 day of Dec. 1975, in my office, and duly recorded in Book of Deeds at Page

Marie Ivie
Ex-Officio Recorder.

By

Jane Andrews
Deputy.

Fees \$ 2.00

Mail to:

Marie Ivie
Box 228, Blaine

INSTRUMENT NO. 163422

RECORDED
AUG 5 1976

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: **A37-02544B**
Date Received: 8/16/1988
Receipt No: S001491
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROBERT MC CABE 805-985-1011
Address: 5201 WAVECREST WAY
OXNARD, CA 93030

AND/OR

Name: LINDA JOY MC CABE 805-985-1011
Address: 5201 WAVECREST WAY
OXNARD, CA 93030

2. Date of Priority: FEB 02, 1954

3. Source: UNNAMED DRAIN Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	14E	27	NW	NW			GOODING

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.120		18.00

7. Total Quantity Appropriated is:
0.120 C.F.S. (and/or) 18.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	14E	27	NW	NW		IRR	5.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	5.0
					Total Acres	5.0

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:

14. Remarks:

TRANS. 2648.

POND SHALL BE CONSTRUCTED IN A MANNER THAT WILL ALLOW THE WATER
IN THE UNNAMED DRAIN TO FLOW PAST THE POND WITHOUT BEING
DIMINISHED & WITHOUT FLOWING INTO THE POND.

OWNERSHIP CHANGE 10/10/90 BY JG.

15. Basis of Claim: LICENSE

Water Right Number: 24702

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of) SS.
_____)

Subscribed and sworn (or affirmed) before me this _____ day

of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____



First American Title Company

P.O. BOX 446, 102 FIFTH AVENUE EAST, GOODING, IDAHO 83330
TELEPHONE (208) 934-4427

RECEIVED

OCT - 2 1990

Department of Water Resources
Southern Region Office

October 1, 1990

Idaho Department of Water Resources
222 Shoshone Street East
Twin Falls, Idaho 83301

Re: Mellen/McCabe

Dear Gentlemen:

I have enclosed a change in Ownership of Water Rights and a copy of the recorded Warranty Deed. Please make the appropriate changes on your records.

Thanks for your help.

Sincerely,

FIRST AMERICAN TITLE COMPANY

Susan M. Bolton
Manager

MICROFILMED

AUG 24 1994

CHANGE IN OWNERSHIP OF NOTICE OF CLAIM

- [] Water Right Number(s): 37-07476; 37-07379; 37-07191; 37-00239D
- [] Name and Address of Former Claimant: 37-02544B, 37-00240D, 37-00607D, 37-00608D
Jon and Lana L. Mellen, Route 1, Box 2015
Fairfield, ID 83327
- [] New Claimant(s): Robert McCabe and Linda Joy McCabe
5201 Wavecrest Way, Oxnard, CA 93030
- [] New Mailing Address: 5201 Wavecrest Way, Oxnard, CA 93030

New Telephone Number: (805) 985 - 1011

- [] Does the change in ownership result in a splitting of the water right claimed? yes XX no

If yes, then describe the portion of the water right that is now claimed by the new owner:

- [] Attach proof of ownership
Describe proof attached: Copy of recorded Warranty Deed

- [] Signature of New Claimant(s): *R. Ted McCabe*

Linda Joy McCabe

Date: *8/24/90*

FOR IDWR USE ONLY:

Initial Review and Data-Entry
Date: 10/11/90 By: lc

Further Action Needed:

Further Action Taken
Date: By:

Final Review and Data-Entry
Date: 10/11/90 By: lc

Claim Numbers of Split, if any:

RECEIVED

OCT - 2 1990

Department of Water Resources
MICROFILMED
AUG 24 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

11-Oct-1990 10:58

Robert &/or Linda Joy McCabe
5201 Wavecrest Way
Oxnard, CA 93030

Re: Adjudication Claim No.(s) A37-07476, 07379, 07191, 00239D, 02544B
A37-00240D, 00607D, 00608D

Dear Claimant(s):

Please review the computer generated claim(s) for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record of your claim(s), please contact this office.

Yours truly,

A handwritten signature in dark ink, appearing to read 'Judy Givens'.

Judy Givens
Adjudication Secretary

/jg

Enclosures:

c.c. letter - Susan M. Bolton
First American Title Co.
Gooding, ID 83330

MICROFILMED
AUG 24 1994

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: A37-02544B
Date Received: 8/16/1988
Receipt No: S001491
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: REED FARMS, INC. 208-934-4184
Address: 2475 S. 135 E.
GOODING, ID 83330

2. Date of Priority: FEB 02, 1954

3. Source: UNNAMED DRAIN Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06S	14E	27	NW	NW			GOODING

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.120		18.00

7. Total Quantity Appropriated is:
0.120 C.F.S. (and/or) 18.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
06S	14E	27	NW	NW		IRR	5.0

Section Acres 5.0

Total Acres 5.0

A37-02544B

Page 1

Date: 10/12/90

MICROFILMED
AUG 24 1994

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:

14. Remarks:

TRANS. 2648.

POND SHALL BE CONSTRUCTED IN A MANNER THAT WILL ALLOW THE WATER
IN THE UNNAMED DRAIN TO FLOW PAST THE POND WITHOUT BEING
DIMINISHED & WITHOUT FLOWING INTO THE POND.

15. Basis of Claim: LICENSE

Water Right Number: 24702

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day

of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A37-02544B
Date Received: 8/16/1988
Receipt No: S001491
Received By: tw

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: REED FARMS, INC. 208-934-4184
Address: 2475S 1350E
GOODING, ID 83330

2. Date of Priority: FEB 02, 1954

3. Source: UNNAMED DRAIN Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	14E	27	NW	NW			GOODING

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.120		18.00

7. Total Quantity Appropriated is:
0.120 C.F.S. (and/or) 18.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	14E	27	NW	NW		IRR	5.0

Section Acres 5.0

Total Acres 5.0

A37-02544B

Page 1

Date: 08/16/88

MICROFILMED
AUG 24 1994

MICROFILMED
AUG 24 1994