

04/23/2002

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

RIGHT NUMBER: 37-2660

NAME AND ADDRESS: LARRY R GILLETTE
1961 S 1800 E
GOODING ID 833305209

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 4.36 CFS
1,616.0 AFY

PRIORITY DATE: 05/11/1961

POINT OF DIVERSION:

T06S R14E S11 SESESE Within GOODING County

T06S R14E S12 SESENE Within GOODING County

T06S R14E S12 SWNESE Within GOODING County

T06S R14E S13 SENWNW Within GOODING County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 11/01

4.360 CFS

1,616.00 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER NOVEMBER 1 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 GOODING County

T06S R14E S11	NESE	40.0	T06S R14E S11	SWSE	23.0
T06S R14E S11	SESE	36.0	T06S R14E S12	NESW	40.0
T06S R14E S12	NWSW	40.0	T06S R14E S12	SWSW	4.0
T06S R14E S12	NESE	38.0	T06S R14E S12	NWSE	40.0
T06S R14E S12	SWSE	40.0	T06S R14E S12	SESE	39.0
T06S R14E S13	NENE	24.0	T06S R14E S13	NWNE	40.0

404 ACRES TOTAL

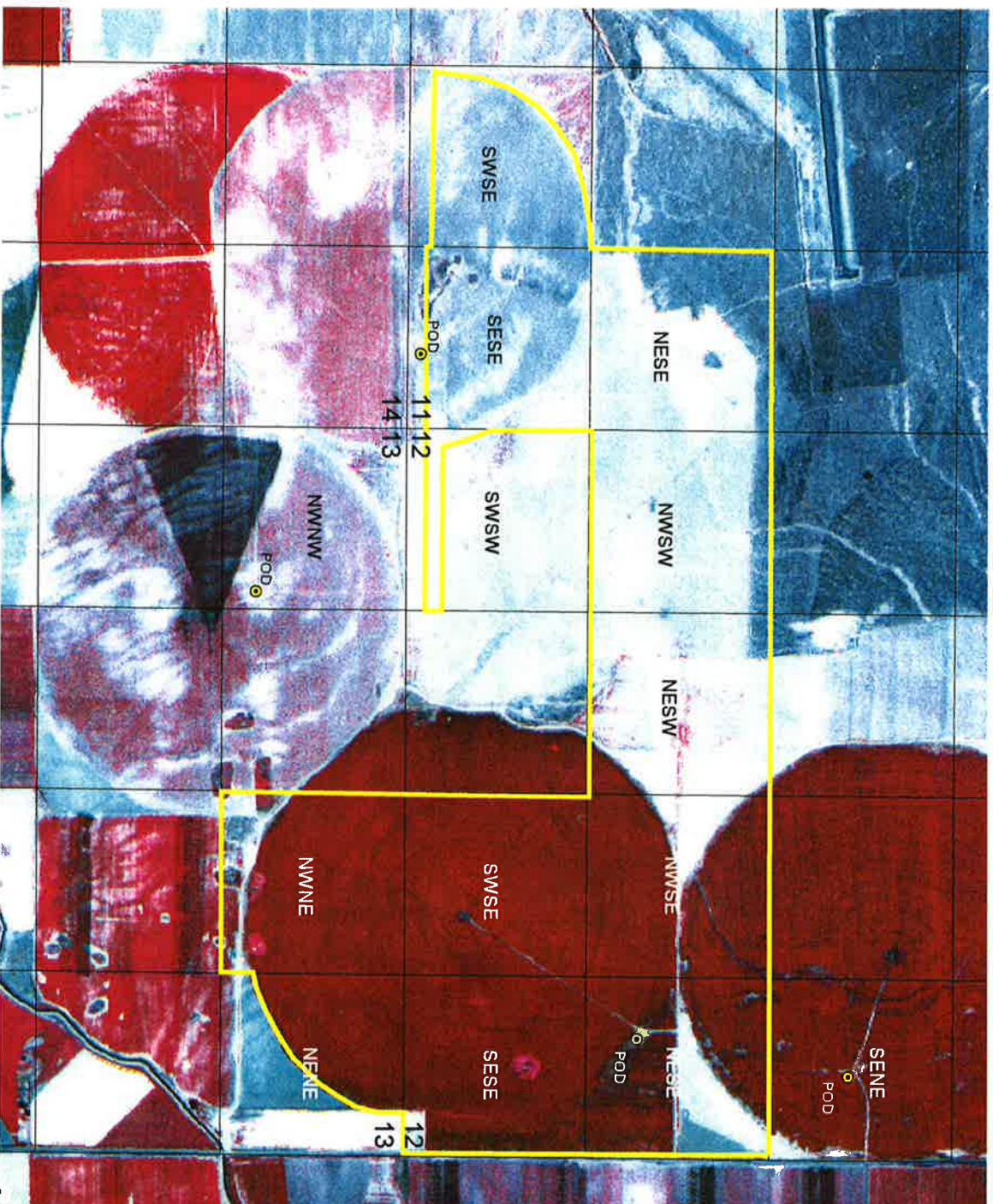
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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: License

37-2660

T06S R14E S11 S12 & S13

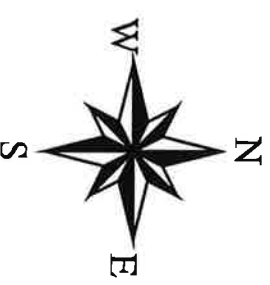


Map prepared by: Carter Fritschle
Date prepared: 04/22/02
1987-1988 NAPP photography
Idaho Department of Water Resources

This aerial map of the Klamath River estuary displays various land parcels, each labeled with a directional code. A yellow boundary line outlines a specific area, and a red shaded area is visible in the upper right. The map includes a grid system with labels 11, 12, 13, and 14. The directional labels are as follows:

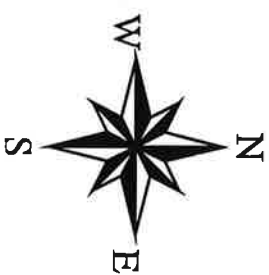
- Top Left:** NWSE, NENE, SENE, SWNE, NWNE, NENE, NWNW, NENW, SENW, SENE, NWSE, NENE, SENE, SWNE, NWNE, NENE, NWNW, NENW, SENW, SENE.
- Top Right:** NWSE, NENE, SENE, SWNE, NWNE, NENE, NWNW, NENW, SENW, SENE, NWSE, NENE, SENE, SWNE, NWNE, NENE, NWNW, NENW, SENW, SENE.
- Bottom Left:** NWSE, NENE, SENE, SWNE, NWNE, NENE, NWNW, NENW, SENW, SENE, NWSE, NENE, SENE, SWNE, NWNE, NENE, NWNW, NENW, SENW, SENE.
- Bottom Right:** NWSE, NENE, SENE, SWNE, NWNE, NENE, NWNW, NENW, SENW, SENE, NWSE, NENE, SENE, SWNE, NWNE, NENE, NWNW, NENW, SENW, SENE.

	37-2660 POU
	37-2697 POU
	37-2729 POU



2000	0	2000	4000	6000	8000	Feet
------	---	------	------	------	------	------

T06S R14E
S11 S12
& S13



CPM	Unused
2575	1284
7/24/1998	8/17/98
5576	5563
4000597	5585
	7/26/98
	1865

5724
(12.75%)

- Wmis-pods2pls.shp
Nsgnad27update.shp
37-2660.shp
T06s14e.shp

NSG**POD Data****06S 14E 13 SENWNW**

Legal Description	GPS Site ID	Diversion Name	Meas Option	POD
06S 14E 13 SENWNW	A0005585	Hillside Field		700023
Latitude 000:00:00.000	Longitude 000:00:00.000	GPS File	PCC (2)	

PCC Calibration

Date	07/26/1998	PCC:	1043	Change Date:								
Kilowatt-Hour Meter		Condition #1	KW	358.2	GPM	1865	PCC		PSI	18	Percent	70
Utility	IP	Descrip										
Pole No	2341	Condition #2	KW	0	GPM	0	PCC		PSI	0	Percent	0
Meter Mfr	G	Descrip										
Meter S/N	92541350	Condition #3	KW	0	GPM	0	PCC		PSI	0	Percent	0
Disk Const		Descrip										
Multiplier												

Site Visits

Site Visit Date	Site Examiner	Reason	Change Date:
1/1/1997	JMARTIN	Inventory	
Notes: Site visit date not provided			

Point of Diversion [ALL DISTRICTS]

GPS Site ID Tag: A0005585 Legal Description: 06S 14E 13 SENWNW POD Number: 700023

GPS Site ID Tag: A0005585 Legal Description: 06S 14E 13 SENWNW Diversion Name: Hillside Field Follow-up Date:

Data Summary: Twp: 06S Ring: 14E Sect: 13 QQQ: SE 1/4 of NW 1/4 of NW Lot:

Tag Location: Nailed To Service Pole Offset: 0 Bearing: 0 Elevation: 0 GPS File: POD Number: 700023

Description: Source: Ground Water

Latitude: 0 Longitude: 0 Altitude: 3733.28 Measurement Option: PCC (2)

IDTM-X: IDTM-Y: District: NSG

Reporter(s): Network: Use Codes: Access Port:

Owner: Last Name: GILLETT First Name: LARRY Edit: Yes Organization:

Flowmeter: PCC Water Levels: Site Visit Timeclock System Alternate Crop History Annual Report

Record: 14 1 of 1

[ALL DISTRICTS] GILLETT, LARRY

GPS Site ID Tag: A0005585 Legal Description: 06S 14E 13 SENWNW

Power Usage: PCC Calculations

PCC Calculations

Date: 07/26/1998 PCC: 1043 KWHrs/AF Recalc PCC Change Date: IDWRMAIN\luk

Kilowatt-Hour Meter: Utility: IP Pole No: 2341 Meter Mfg: G Meter S/N: 92541350 Disk Const: Multiplier:

Condition #1 KW: 358.2 GPM: 1865 PCC: PSI: 18 Percent: 70 KW-A Descrip:

Condition #2 KW: 0 GPM: 0 PCC: PSI: 0 Percent: 0 KW-B Descrip:

Condition #3 KW: 0 GPM: 0 PCC: PSI: 0 Percent: 0 KW-C Descrip:

Record: 14 1 of 1

New Record

NSG

POD Data

06S 14E 12 NWNESE

Legal Description	GPS Site ID	Diversion Name	Meas Option	POD
06S 14E 12 NWNESE	A0005577			700021
Latitude 000:00:00.000	Longitude 000:00:00.000	GPS File	PCC (2)	

PCC Calibration

Date	07/26/1998	PCC:	664.2	Change Date:								
Kilowatt-Hour Meter		Condition #1	KW	314.9	GPM	2575	PCC		PSI	1	Percent	70
Utility		Descrip										
Pole No		Condition #2	KW	0	GPM	0	PCC		PSI	0	Percent	0
Meter Mfr		Descrip										
Meter S/N		Condition #3	KW	0	GPM	0	PCC		PSI	0	Percent	0
Disk Const		Descrip										
Multiplier												

Site Visits

Site Visit Date	Site Examiner	Reason	Change Date:
1/1/1997	JMARTIN	Inventory	
Notes:	Site visit date not provided		

Point of Diversion		(ALL DISTRICTS)		GILLETT, LARRY	
GPS Site ID Tag A0005577		Legal Description 06S 14E 12 NWNESE			
Power Usage		PCC Calculations			
PCC Calculations					
Date: 07/26/1998		PCC: 664.2		KWHrs/AF	
Recalc PCC		Change Date:		IDWRMAIN\lwk	
Kilowatt-Hour Meter Utility: IP Pole No: 1080 Meter Mfr: G Meter S/N: 83025370 Disk Const: Multiplier:		Condition #1 KW: 314.9 GPM: 2575 PCC: PSI: 1 Percent: 70 KW-A Descrip:			
		Condition #2 KW: 0 GPM: 0 PCC: PSI: 0 Percent: 0 KW-B Descrip:			
		Condition #3 KW: 0 GPM: 0 PCC: PSI: 0 Percent: 0 KW-C Descrip:			
Record: 14 of 1					

Point of Diversion		(ALL DISTRICTS)			
GPS Site ID Tag A0005577		Legal Description 06S 14E 12 NWNESE		PDD Number 700021	
GPS Site ID Tag A0005577		Legal Description 06S 14E 12 NWNESE		Diversion Name Follow-up Date:	
Data Summary		Twp: 06S Ring: 14E Sect: 12 QQQ: NW 1/4 of: NE 1/4 of: SE Lot:			
Tag Location: Banded To Conduit SE of Well		Offset: 0 Bearing: 0 Elevation: 0		GPS File: PDD Number: 700021	
Description:				Source: Ground Water	
Latitude: 0 0 0		Longitude: 0 0 0		Altitude: 3631.49	
IDTM-X:		IDTM-Y:		Measurement Option: PCC (2)	
Reporter(s):		Network:		District: NSG	
Owner: GILLETT		Last Name: GILLETT		Access Port:	
Edit: Yes		First Name: LARRY			
Organization:					
				Flowmeter	
				Water Levels	
				PCC	
				Site Visit	
				Timeclock	
				System	
				Alternate	
				Crop History	
				Annual Report	
Record: 14 of 1					

NSG**POD Data****06S 14E 12 SESENE**

Legal Description	GPS Site ID	Diversion Name	Meas Option	POD
06S 14E 12 SESENE	A0005576			700022
Latitude 000:00:00.000	Longitude 000:00:00.000	GPS File	PCC (2)	

PCC Calibration

Date	08/17/1998	PCC:	665.5	Change Date:								
Kilowatt-Hour Meter		Condition #1	KW	157.3	GPM	1284	PCC		PSI	50	Percent	100
Utility IP		Descrip										
Pole No 2187		Condition #2	KW	0	GPM	0	PCC		PSI	0	Percent	0
Meter Mfr G		Descrip										
Meter S/N 82797048		Condition #3	KW	0	GPM	0	PCC		PSI	0	Percent	0
Disk Const		Descrip										
Multiplier												

Site Visits

Site Visit Date	Site Examiner	Reason	Change Date:
1/1/1997	JMARTIN	Inventory	
Notes: Site visit date not provided			

Point of Diversion (ALL DISTRICTS)

GPS Site ID Tag: A0005576 Legal Description: 06S 14E 12 SESENE POD Number: 700022

GPS Site ID Tag: A0005576 Legal Description: 06S 14E 12 SESENE Diversion Name: Follow-up Date:

Data Summary: Twp: 06S Rng: 14E Sect: 12 QQQ: SE 1/4 of SE 1/4 of NE Lot:

Tag Location: Banded To Pipe Adj To Mtr Offset: 0 Bearing: 0 Elevation: 0 GPS File: POD Number: 700022

Description: Source: Ground Water

Latitude: 0 0 0 Longitude: 0 0 0 Altitude: 3654.11 Measurement Option: PCC (2)

IDTM-X: IDTM-Y: District: NSG

Reporter(s): Network: Use Codes: Access Port:

Owner: Last Name: GILLETT First Name: LARRY Organization:

Edit: Yes

Flowmeter: PCC Water Levels: Site Visit System Crop History Annual Report

Record: 1 of 1

GPS LAB (ALL DISTRICTS) GILLETT, LARRY

GPS Site ID Tag: A0005576 Legal Description: 06S 14E 12 SESENE

Power Usage PCC Calculations

PCC Calculations

Date: 08/17/1998 PCC: 665.5 KW/Hrs/AF Recalc PCC Change Date: IDWRMAINWluk:

Kilowatt-Hour Meter: Utility: IP Pole No: 2187 Meter Mfr: G Meter S/N: 82797048 Disk Const: Multiplier:

Condition #1 KW: 157.3 GPM: 1284 PCC: PSI: 50 Percent: 100

KW-A Descr:

Condition #2 KW: 0 GPM: 0 PCC: PSI: 0 Percent: 0

KW-B Descr:

Condition #3 KW: 0 GPM: 0 PCC: PSI: 0 Percent: 0

KW-C Descr:

Record: 1 of 1

New Record

NSG

POD Data

06S 14E 11 SESESE

Legal Description	GPS Site ID	Diversion Name	Meas Option	POD
06S 14E 11 SESESE	A0005563			700020
Latitude 000:00:00.000	Longitude 000:00:00.000	GPS File	Unused (6)	

Site Visits

Site Visit Date	Site Examiner	Reason	Change Date:
1/1/1997	JMARTIN	Inventory	

Notes: Site visit date not provided

Point of Diversion (ALL DISTRICTS)

GPS Site ID Tag: A0005563 Legal Description: 06S 14E 11 SESESE PDD Number: 700020

GPS Site ID Tag: A0005563 Legal Description: 06S 14E 11 SESESE Diversion Name: Follow-up Date: [X]

Date Summary: Twp: 06S Rng: 14E Sect: 11 QQQ: SE 1/4 of: SE 1/4 of: SE Lot: []

Tag Location: [] Offset: 0 Bearing: 0 Elevation: 0 GPS File: PDD Number: 700020

Description: [] Source: Ground Water

Latitude: 0 0 0 Longitude: 0 0 0 Altitude: 3782.81 Measurement Option: Unused (6)

IDTM-X: IDTM-Y: District: NSG

Reporter(s): Network: Use Codes: Access Port:

Owner: Last Name: GILLETT First Name: LARRY Organization: []

Edit: Yes

Flowmeter: PCC Water Levels: Site Visit

Timeclock: System

Alternate: Crop History

Annual Report

Record: 14 1 of 1



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

January 16, 1991

Walker Family Farms & Ranches, Inc.
17859 US Highway 20
Bellevue, ID 83313-5107

RE: Application for Permit No. 37-8286

Dear Applicant(s):

NOTICE OF PENDING ORDER VOIDING APPLICATION

On January 8, 1987 you filed with the Department of Water Resources (Department) Application for Permit No. 37-8286 which proposed the diversion of 12.59 cubic feet per second of groundwater for irrigation of 1230 acres.

The Department mailed a letter and questionnaire to you on December 10, 1990. The letter requested that you return the Department's questionnaire concerning your present possessory interest in the place of use, any prior development under the application and/or your plans for pursuing completion of the proposed project. The letter notified you that failure to complete and return the questionnaire within thirty (30) days of the date of the letter was cause for the Department to void the application.

The purpose of this notice is to provide a second and final opportunity for you to submit the requested information. Pursuant to Section 42-204, Idaho Code, the Department may void applications for which requested information is not submitted. If you fail to respond to this inquiry within fifteen (15) days of the date of this letter, the Department will issue an order voiding the application pursuant to Section 42-204, Idaho Code.

If no development has been completed as authorized by the application, and you are no longer interested in pursuing the development, please complete and return the enclosed withdrawal form. Please note, if you are using water without an approved permit, the Department may issue an order requiring you to cease diverting the water.

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR)
PERMIT NO. 37-8286 IN THE NAME OF)
WALKER FAMILY FARMS & RANCHES, INC.)

ORDER VOIDING
APPLICATION FOR PERMIT

This matter having come before the Idaho Department of Water Resources (Department) as a requirement of Section 42-203C, Idaho Code, the Department finds, concludes and orders as follows:

FINDINGS OF FACT

1. Application for Permit No. 37-8286 (application) proposed the diversion of 12.59 cfs of groundwater for the irrigation of 1230 acres of land.
2. The Department mailed notice to the applicant(s) on December 20, 1990, informing them that Application No. 37-8286 was subject to the review requirements of Section 42-203C, Idaho Code. The notice further informed the applicant(s) that they must submit to the Department within thirty (30) days information concerning development prior to October 1, 1984, and/or whether there is a continued interest in pursuing completion of the proposed developments.
3. On January 16, 1991, the Department mailed a second notice requesting the applicant(s) to provide the additional information within fifteen (15) days or withdraw the application. The notice further informed the applicant(s) that failure to submit the information within the specified time was cause for

the Department to void the application. A response to the notices was not received.

CONCLUSIONS OF LAW

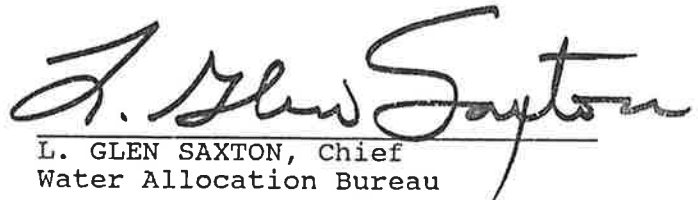
1. Section 42-204, Idaho Code, specifies that failure on the part of the applicant(s) to supply requested information within thirty (30) days is cause for the Director to void an application.

2. The application should be voided as provided in Section 42-204, Idaho Code.

ORDER

IT IS HEREBY ORDERED that Application for Permit No. 37-8286 be VOIDED as provided in Section 42-204, Idaho Code.

Dated this 8th day of March, 1991.


L. GLEN SAXTON, Chief
Water Allocation Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Walker Family Farms & Ranches, Inc. Phone 622-4226
Post office address P.O. Box 1826 Sun Valley, ID 83353
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot _____
Sec. 14 Township 6S Range 14E B.M. Gooding County; additional
points of diversion if any: SESENE, Sec. 12, T6S, R14E; NWNESE, Sec. 12, T6S, R14E;
SESESE, Sec. 11, T6S, R14E; SENWNW, Sec. 13, T6S, R14E
4. Water will be used for the following purposes:
Amount 12.59 cfs for Irrigation purposes from 4/1 to 11/1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 12.59 cubic feet per second and/or (b) _____ acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. Well, motor & pump with sprinklers
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet; period of year when water will be diverted to storage: _____ to _____ inclusive.
 - c. Proposed well diameter is 18 inches; proposed depth of well is _____ feet.
 - d. Is ground water with a temperature of greater than 90°F being sought? _____
7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (minimum 1 year).

8. Description of proposed uses (if irrigation only, go to item 9):
- Hydropower; show total feet of head and proposed capacity in KW. _____
 - Stockwatering; list number and kind of livestock. _____
 - Municipal; show name of municipality. _____
 - Domestic; show number of households. _____
 - Other; describe fully. _____

9. Description of place of use:
- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
 - If water is used for other purposes, place a symbol of the use (example: *D* for *Domestic*) in the corresponding place of use below. See instructions for standard symbols.

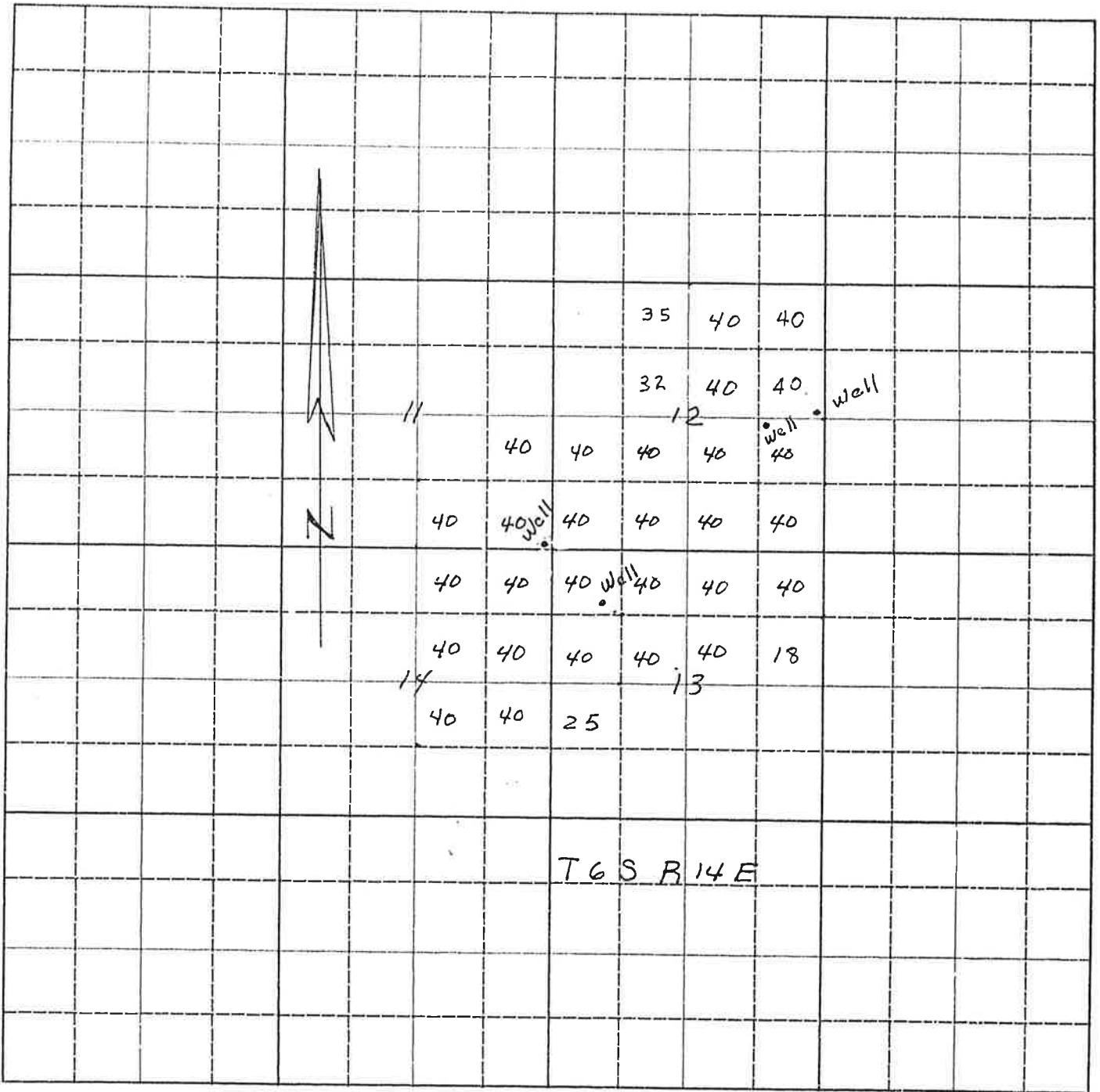
TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6S	14E	12	40	40	40	40	35			32	40	40	40	40	40	40	40	40	547
		11													40		40	40	120
		13	40	40	40	18	40	40	40	40		25							323
		14	40	40	40	40									40	40			240

Total number of acres to be irrigated 1230

10. Describe any other water rights used for the same purposes as described above. _____
37-2660 (4.360); 37-2697 (3.25); 37-2729 (4.40)
11. a. Who owns the property at the point of diversion? Applicant
 b. Who owns the land to be irrigated or place of use? Applicant
 c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: _____

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

X Walter J. Jones, Director Inc.
(Applicant)

Received by M. Baldwin Date 1/8/87 Time 3:20 Preliminary check by ADN
Fee \$ 285⁰⁰ Receipted by M. Baldwin # 40645 Date 1/8/87
Publication prepared by _____ Date _____ Published in _____
Publication approved _____ Date _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

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: A37-02660
Date Received: 9/16/1988
Receipt No: S002253
Received By: OK HLB

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: LARRY R GILLETTE
Address: 557 SOUTH 1950 EAST
PAUL ID

208-532-4315

83347

2. Date of Priority: MAY 11, 1961

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06S	14E	11	SE	SE	SE		GOODING
		12	SE	SE	NE		GOODING
			NW	NE	SE		GOODING
		13	SE	NW	NW		GOODING

5. Description of diverting works:
WELLS, MOTORS, PUMPS, SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	4.360		1305.00

7. Total Quantity Appropriated is:
4.360 C.F.S. (and/or) 1305.00 A.F.A.

8. Total consumptive use is 1212.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
06S	14E	11	NE	SE		IRR	40.0
			SW	SE		IRR	23.0

NOT FOR FILING
NOV 27 1996

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	14E	11	SE	SE		IRR	36.0
Section Acres							99.0
		12	NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	4.0
			NE	SE		IRR	38.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	39.0
Section Acres							241.0
		13	NE	NE		IRR	24.0
			NW	NE		IRR	40.0
Section Acres							64.0
Total Acres							404.0

11. Place of use in counties: GOODING

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:
37-02729, 37-02697, 37-08286

14. Remarks:
OWNERSHIP CHANGE MADE 3/4/96 BY TLB.
I AM THE FARM MANAGER FOR WALKER FAMILY FARMS & RANCHES, INC.
DWR NOTE
THE PHONE NUMBER LISTED IS FOR THE CITY OF HAILEY.
THEY DO NOT KNOW OF THE CLAIMANT LISTED. (SCC 11-06-89)

15. Basis of Claim: LICENSE

Water Right Number: 29712

CORPORATE WARRANTY DEED

COPY

FOR VALUE RECEIVED,

BUTTE ENTERPRISES, INC., who acquired title as WALKER FAMILY FARMS & RANCHES, INC.

a corporation duly organized and existing under the laws of the State of ALASKA, GRANTOR, does hereby grant, bargain, sell and convey unto

LARRY R. GILLETTE and CINDY L. GILLETTE, husband and wife
whose address is: 557 South 1950 East Paul, Idaho 83347

GRANTEE, the following described real estate, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO:

TOGETHER WITH 114.96 SHARES OF BIG WOOD CANAL COMPANY WATER STOCK
AND WATER RIGHTS PERMIT NUMBERS 37-02729, 37-02660, 37-08742, A37-12824
AND A-37-02697

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

TO HAVE AND TO HOLD The said premises, with their appurtenances unto the said GRANTEE, and the successors and assigns of the GRANTEE forever, except as aforesaid.

IN WITNESS WHEREOF, The GRANTOR, pursuant to a resolution of its Board of Directors has caused its corporate name to be hereunto subscribed by its AGENT, this 23rd day of January, 1996.

BY: Dean Rampy
DEAN RAMPY FOR BUTTE ENTERPRISES, INC.

STATE OF TEXAS)

COUNTY OF HARRIS) ss.)

On this 24th day of JANUARY, 1996, before me, the undersigned, a Notary Public in and for said State, personally appeared DEAN RAMPY, known or identified to me to be the AN of the corporation that executed the instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

Cynthia L. Linnick
Notary Public
Residing at: Norris Co, TX
My Commission expires: 9-11-96

164131

STATE OF IDAHO COUNTY OF GOODING

Filed for record at the request of

15 min. past 1 o'clock P. m. this 26th

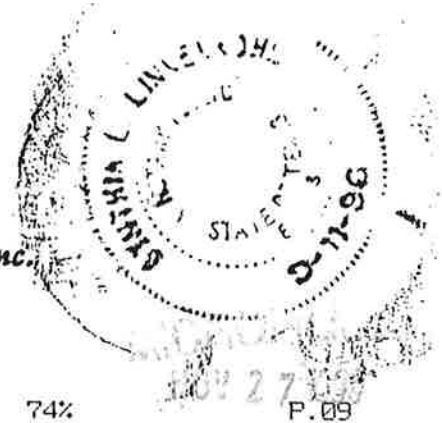
of January 1996 b.⁰⁰

By Penny Watson Deputy

JAN-24-1996 13:40

74%

P.09



Order Number: G-23144

TOWNSHIP 6 SOUTH, RANGE 14, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHOSection 12: NE $\frac{1}{4}$; E $\frac{1}{2}$ NW $\frac{1}{4}$;

EXCEPTING 40 foot strip of land for highway purposes as set forth in deeds to State of Idaho as follows:

1. Dated October 2, 1937, recorded December 11, 1937 in Book 28 Deeds, Page 616, across SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 1 and NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 12.
2. Dated September 10, 1937, recorded December 11, 1937 in Book 28 Deeds, Page 620, across NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 12.

AND EXCEPTING THEREFROM the following described tract:

Beginning at the Southeast corner of said NE $\frac{1}{4}$ of Section 12;
Thence South 89°58' West, 3946.1 feet to the Southwest corner of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 12;
Thence North 0°10' West, 690 feet;
Thence South 85°59' East, 2987.7 feet;
Thence North 75°35' East, 999.1 feet;
Thence South 725 feet to THE POINT OF BEGINNING.

TOWNSHIP 6 SOUTH, RANGE 14, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHOSection 11: NE $\frac{1}{4}$ SE $\frac{1}{4}$; S $\frac{1}{2}$ SE $\frac{1}{4}$;Section 12: S $\frac{1}{2}$;That part of the S $\frac{1}{2}$ NE $\frac{1}{4}$, described as follows:

Beginning at the Southeast corner of the NE $\frac{1}{4}$;
Thence South 89°58' West, 3946.1 feet, more or less, to the Southwest corner of the SE $\frac{1}{4}$ NW $\frac{1}{4}$;
Thence North 0°10' West, 690 feet;
Thence South 85°59' East, 2987.7 feet;
Thence North 75°35' East, 999.1 feet;
Thence South 725 feet to THE POINT OF BEGINNING.

Section 13: NW $\frac{1}{4}$; N $\frac{1}{2}$ NE $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$; and part of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ lying North of Idaho Irrigation Company's Canal.Section 14: NE $\frac{1}{4}$; N $\frac{1}{2}$ SE $\frac{1}{4}$;EXCEPTING THEREFROM a parcel of land located in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 12 and the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 13, Township 6 South, Range 14, East of the Boise Meridian, Gooding County, Idaho, described as follows:

Beginning at the Southeast corner of said SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 12;
Thence North 0°00'00" East for a distance of 275.06 feet along the Easterly boundary of said SE $\frac{1}{4}$ SE $\frac{1}{4}$;
Thence North 90°00'00" West for a distance of 300.00 feet to a $\frac{1}{2}$ " rebar;
Thence South 0°00'00" West for a distance of 1465.00 feet parallel with the Easterly boundary of said SE $\frac{1}{4}$ SE $\frac{1}{4}$ and NE $\frac{1}{4}$ NE $\frac{1}{4}$ to a $\frac{1}{2}$ " inch rebar;
Thence South 90°00'00" East for a distance of 300.00 feet to a $\frac{1}{2}$ " inch rebar set in the Easterly boundary of said NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 13;
Thence North 0°00'00" East for a distance of 1190.00 feet along the Easterly boundary of said NE $\frac{1}{4}$ NE $\frac{1}{4}$ to THE POINT OF BEGINNING.

SUBJECT TO the rights of a public road which affects the Easterly 25.00 feet thereof.

POOR ORIGINAL

NOV 27 1998

0135

right to the use of water was asserted. "New claimant/purchaser" means any successor in interest of the "prior claimant/seller," whether the interest is acquired by purchase, gift, inheritance or other means.

A *Consent to Substitution of Party (Substitution)* must be signed by the prior claimant/seller and the new claimant/purchaser. The Substitution shall be filed by the new claimant/purchaser.

RECEIVED

FEB 28 1996

I am the new claimant/purchaser of 37-02729 A-37-02697
37-02660 37-08742 A37-12824 Department of Water Resources
 Southern Region

(Insert each water right number)

My name is Larry R. Gillette

My address is 557 South 1950 East Paul, Idaho 83347

My phone number is: Work 537-4315 Home 537-4127

The name and address of the prior claimant/seller who I wish to be substituted for are:
BUTTE ENTERPRISES, INC.

X Dan Ranges
 Signature of prior claimant/seller
 Butte Enterprises

Larry R. Gillette
 Signature of new claimant/purchaser

If an attorney is filing this form on behalf of a water right claimant or party in the SRBA, the attorney must complete the following information, in addition to the information required above.

Attorney name _____

Attorney of record for _____
 (Identify party/claimant)

Attorney address and phone number: _____

- ☐ I have filed a *Notice of Appearance* for the party on whose behalf I am filing this form.
- ☐ A *Notice of Appearance* accompanies this form indicating which party and water rights I represent.

INSTRUCTIONS FOR MAILING

Mail the form, including all attachments, to the Clerk of the SRBA Court and to the parties identified in the Certificate of Mailing. FAX filings will not be accepted by the SRBA Clerk of the Court.

You must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I certify that on February 14, 1996, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. A *Change of Address* was served on each party, or if they are represented by an attorney you must serve the attorney, in each subcase in which you are a party, at the following address(es):

3. A *Consent to Substitution of Party* was served on the prior claimant/seller, or if they are represented by an attorney you must serve the attorney, at the following address(es):

4. A *Consent to Substitution of Party* was served on each party to each subcase, or if they are represented by an attorney you must serve the attorney, in which the prior claimant/seller is a party at the following address(es):

RECEIVED
NOV 27 1996

CORPORATE WARRANTY DEED

COPY

FOR VALUE RECEIVED,

BUTTE ENTERPRISES, INC., who acquired title as WALKER FAMILY FARMS & RANCHES, INC.

a corporation duly organized and existing under the laws of the State of ALASKA, GRANTOR, does hereby grant, bargain, sell and convey unto

MARK WALTERS and MARVA WALTERS, husband and wife, DBA LANDMARK REALTY
whose address is: 2235 SOUTH LINCOLN JEROME, ID 83338

GRANTEE, the following described real estate, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO:

164132

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

STATE OF IDAHO COUNTY OF GOODING

Land Title & Escrow Inc.

Filed for record at the request of

17 min. past 1 o'clock P. m. this 26th

of January 1996 6.00

By Penny Watson Deputy

TO HAVE AND TO HOLD The said premises, with their appurtenances unto the said GRANTEE, and the successors and assigns of the GRANTEE forever, except as aforesaid.

IN WITNESS WHEREOF, The GRANTOR, pursuant to a resolution of its Board of Directors has caused its corporate name to be hereunto subscribed by its AGENT, this 23rd day of January, 1996.

BY: Dean Rampy
DEAN RAMPY FOR BUTTE ENTERPRISES, INC.

STATE OF TEXAS)
COUNTY OF HARRIS) ss.)

On this 24th day of JANUARY, 1996, before me, the undersigned, a Notary Public in and for said State, personally appeared DEAN RAMPY, known or identified to me to be the AN of the corporation that executed the instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

Cynthia L. Lumb
Notary Public
Residing at: Harris Co. TX
My Commission expires: 9-11-96



EXHIBIT "A"

94
TOWNSHIP 5 SOUTH, RANGE 15 EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

Section 32: All that portion of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section, described as follows:

Beginning at the point of intersection of the west line of the above described SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 32, Township 5 South, Range 15 East, Boise Meridian, with the North boundary line of the right of way of the Oregon Short Line Railroad as now located;

Thence Easterly along the North boundary line of the Oregon Short Line Railroad a distance of 700 feet;

Thence Northerly and parallel with the West line of the said SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 32, Township 5 South, Range 15 East, Boise Meridian, a distance of 150 feet;

Thence Westerly and parallel with the North boundary of the Oregon Short Line Railroad right of way a distance of 700 feet to the point of intersection with the West boundary line of the said SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 32, Township 5 South, Range 15 East, Boise Meridian;

Thence South along said boundary line 150 feet to THE PLACE OF BEGINNING.

RECORDED
NOV 27 1998

DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
STATE OF IDAHO



DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
(208) 736-3011
FAX (208) 736-2121

0105
RECEIVED

FEB 20 1996

Department of Water Resources
Adjudication Bureau

SRBA CHAMBERS
P.O. BOX 2707
TWIN FALLS, IDAHO 83303-2707

February 15, 1996

RECEIVED

FEB 16 1996

OFFICE OF THE
ATTORNEY GENERAL

Larry Gillette
557 South 1950 East
Paul, ID 83347

RE: Standard Form 3 Consent to Substitution of Party, Water Right Nos. 37-02729,
A37-02697, 37-02660, 37-08742 and A37-12824

Dear Mr. Gillette:

Enclosed I am returning the *Standard Form 3 Consent to Substitution of Party* you submitted for the above water rights.

Water rights claimed in Idaho Department of Water Resources administrative basin 37 have not been reported to the court in the form of a Director's Report. Therefore, this court does not have jurisdiction over these water right claims. If you have not done so, please contact the Idaho Department of Water Resources to update their records. The toll free number for IDWR is 1-800-451-4129. The number for the Southern Regional Office in Twin Falls is 736-3033.

Sincerely,

A handwritten signature in dark ink, appearing to read "Diana R. Delaney".

Diana R. Delaney
Chief Deputy Clerk

DRD
Enclosure

cc: Chief, Natural Resources
US Department of Justice

RECEIVED
FEB 27 1996



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
 Phone: (208) 327-7900 FAX: (208) 327-7866

RECEIVED

AUG 22 1997

CC: Water Measurement.

August 15, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

LARRY R GILLETTE
1961 S 1800 E
GOODING ID 83330-5209

*8-22-1997 records Modified.
 NCAP Generated.*

Re: Snake River Basin Adjudication (SRBA) ✓
 Notices of Claim #A37-02660, A37-02697 & A37-12824 (12 records B.37)
 & Water Rights #36-02643, 36-04058B, ~~36-07690B~~,
 36-11155 & 36-15373 *obj. to any* *owner only*
Change of Address

Dear Claimant:

decreed disallowed. & modification, not on NCAP.

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water rights can be sent only to the address on your water rights or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary before returning this letter. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of the property connected with the water rights referenced above, please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the claim record.

Sincerely,

S. Sherman

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

#####

The address is correct as shown above or as otherwise changed.

Larry R Gillette
 Claimant Signature



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

PHILIP E. BATT
Governor

KARL J. DREHER
Director

MARCH 4, 1996

LARRY GILLETTE
557 SOUTH 1950 EAST
PAUL ID 83347

RE: SRBA CLAIM(S) 37-02660, 37-12824, 37-02697, & 37-02729
BUTTE ENTERPRISES

DEAR CLAIMANT(S):

PURSUANT TO THE NOTIFICATION THAT YOU HAVE PURCHASED PROPERTY WITH THE ABOVE-REFERENCED ADJUDICATION CLAIM(S). WE HAVE CHANGED THE DEPARTMENT'S RECORDS AS YOU HAVE REQUESTED. **THIS COPY IS FOR YOUR RECORDS.** PLEASE REVIEW THESE RECORDS FOR ACCURACY.

IF YOU HAVE ANY QUESTIONS, PLEASE FEEL FREE TO CALL ME AT THIS OFFICE.

SINCERELY,

TARA L BACKLUND
SNAKE RIVER BASIN ADJUDICATION
RECORDS CLERK

/tlb
ENCLOSURES

WORLDWIDE
11/17/95



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

12/27/1989

A37-02729
02697
02660

BUTTE ENTERPRISES, INC.
4796 BUSINESS PARK BLVD., H-3
ANCHORAGE, AK 99503

DEAR SIRs:

ENCLOSED PLEASE FIND COPIES OF THE CLAIMS THAT DEVON WALKER
FILED WHICH ARE NOW IN YOUR NAME. THESE COPIES INCLUDE CLAIM
NUMBERS A37-02729, A37-02697 AND A37-02660.

ON THE CHANGE IN OWNERSHIP FORM, CLAIM NUMBERS 37-08286 AND
32785 WERE ALSO LISTED WHICH WE HAVE NO RECORDS OF. PLEASE
NOTIFY US WITH FURTHER INFORMATION REGARDING THESE NUMBERS.

SINCERELY,

Lori White

LORI WHITE
SR. WATER RESOURCE AGENT

ENCL:

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: A37-02660
Date Received: 9/16/1988
Receipt No: S002253
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: BUTTE ENTERPRISES INC
Address: 1765 HWY 26
GOODING ID

83330

208-934-4922

2. Date of Priority: MAY 11, 1961

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06S	14E	11	SE	SE	SE		GOODING
		12	SE	SE	NE		GOODING
			NW	NE	SE		GOODING
		13	SE	NW	NW		GOODING

5. Description of diverting works:
WELLS, MOTORS, PUMPS, SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	4.360		1305.00

7. Total Quantity Appropriated is:
4.360 C.F.S. (and/or) 1305.00 A.F.A.

8. Total consumptive use is 1212.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
06S	14E	11	NE	SE		IRR	40.0
			SW	SE		IRR	23.0

A37-02660

Page 1

Date: 10/23/91

MICROFILMED
FEB 23 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	14E	11	SE	SE		IRR	36.0
Section Acres							99.0
		12	NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	4.0
			NE	SE		IRR	38.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	39.0
Section Acres							241.0
		13	NE	NE		IRR	24.0
			NW	NE		IRR	40.0
Section Acres							64.0
Total Acres							404.0

11. Place of use in counties: GOODING

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:
37-02729, 37-02697, 37-08286

14. Remarks:
I AM THE FARM MANAGER FOR WALKER FAMILY FARMS & RANCHES, INC.
DWR NOTE
THE PHONE NUMBER LISTED IS FOR THE CITY OF HAILEY.
THEY DO NOT KNOW OF THE CLAIMANT LISTED. (SCC 11-06-89)

15. Basis of Claim: LICENSE

Water Right Number: 29712

RECEIVED

AUG 01 1991

**NEW PROPERTY OWNER
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP**Please print or type
(see instructions on back of page)DATE OF CLOSING: N/A

Department of Water Resources

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
 Section _____, _____ 1/4 of _____ 1/4 of _____ 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: A37-02697, A37-02729, A37-02660, A37-12824

☐ Name and Address of Former Owner/Claimant(s)(Seller): Walker Family Farms & Ranches Inc.
P.O. Box 1826, Sun Valley, ID 83353

☐ New Owner/Claimant (Purchaser): Butte Enterprises Inc.

☐ New Mailing Address: 1765 Hwy, 26
Gooding, ID 83330

☐ New Telephone Number: () 934 - 4922

☐ 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:

Note: Land is still owned by the Walker Family, but business name
& address have changed.

☐ 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): Dana Black for Butte Ent. Date 7-28-91

Date

☐ 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: 10-23-91 By: [Signature]

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

OK of DC 10/23/91 Lym indicates certificate for Alaska
 was sent documentation

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

MICROFILMED
FEB 23 1992

State of Alaska

Department of Commerce and Economic Development

Certificate

The undersigned, as Commissioner of Commerce and Economic Development of the State of Alaska, hereby certifies that duplicate originals of Articles of Amendment to the Articles of Incorporation, duly signed and verified pursuant to the provisions of the Alaska Business Corporation Act, have been received in this office and are found to conform to law.

ACCORDINGLY, the undersigned, as Commissioner of Commerce and Economic Development, and by virtue of the authority vested in him by law, hereby issues this Certificate of Amendment to the Articles of Incorporation of

WALKER FAMILY FARMS & RANCHES, INC.

and attaches hereto a duplicate original of the Articles of Amendment changing the corporate name to

BUTTE ENTERPRISES, INC.



IN TESTIMONY WHEREOF, I execute this certificate and affix the Great Seal of the State of Alaska this

27th day of October, A.D. 1988

Willis F. Kirkpatrick
Willis F. Kirkpatrick, Designee
COMMISSIONER OF COMMERCE AND
ECONOMIC DEVELOPMENT



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

September 18, 1991

Clayton R. Waggood
Butte Enterprises Inc
4796 Business Park Blvd Bldg H-4
Anchorage, AK 99503

RE: Snake River Basin Adjudication (SRBA)
Gooding Co. - Claims #A37-02697, A37-02729, A37-02660 and
A37-12824

Dear Mr. Waggood:

Thank you for your rapid response to my letter requesting Corporate documentation authorizing David Bloxham to sign on behalf of the corporation. I was hoping that the Corporate Papers would include the necessary wording showing the name change or conveyance of Walker Family Farms and Ranches, Inc. to Butte Enterprises, Inc.

There are two options available for having the names changed on the above referenced claims. You may complete the enclosed Change of Ownership form, having the individual who signed the initial claims sign in the space provided, or supply us with a deed showing the legal description and name change.

I apologize for not stating more clearly in my previous letter what was required for this transaction.

Sincerely,

John D. Carlson
John D. Carlson
Adjudication Supervisor

JDC:sf:state

Enclosures:

Change of Ownership Form

cc: David Bloxham

MICROFILMED
FEB 23 1993

BUTTE ENTERPRISES, INC.

4796 Business Park Blvd., Bldg. H-4
Anchorage, Alaska 99503
Phone: (907) 561-6216

RECEIVED
SEP 03 1991

Department of Water Resources

August 29, 1991

John D. Carlson
Adjudication Supervisor
State of Idaho
Department of Water Resources
1301 North Orchard Street, Statehouse Mail
Boise, Idaho 83720

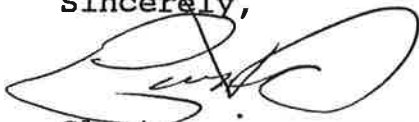
Dear Mr. Carlson:

Re: Snake River Basin Adjudication (SRBA) Gooding County
Claims #A37-02697, A37-02729, A37-02660, & A37-12824

The Board of Directors of Butte Enterprises, Inc. has authorized David Bloxham to sign on behalf of Butte Enterprises, Inc. regarding the transfer of ownership and address on the above referenced claims. Please consider this letter as David's authorization to process the needed changes.

Please do not hesitate to call if you have any questions or require additional information.

Sincerely,



Clayton R. Waggood
Vice President/Secretary

cc: David Bloxham

beisrba

MICROFILMED
FEB 23 1993



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

August 20, 1991

David Bloxham
Butte Enterprises, Inc.
1765 Hwy. 26
Gooding, ID 83339

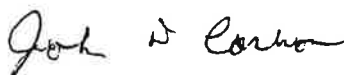
RE: Snake River Basin Adjudication (SRBA)
Gooding County - Claims #A37-02697, A37-02729,
A37-02660 & A37-12824

Dear Mr. Bloxham:

Notice of the change in ownership and address of the above-referenced water rights has been received. However, before the Claim to Water Rights records of the Department can be changed to reflect such notice, we need corporate documentation authorizing you to sign for Butte Enterprises. We will suspend processing of these changes until we receive such documentation.

Please contact us if you have any questions.

Yours truly,


John D. Carlson
Adjudication Supervisor

JDC:sf:state:tf

MICROFILMED
FEB 23 1993

BUTTE ENTERPRISES, INC.

4796 Business Park Blvd., Bldg. H-4
Anchorage, Alaska 99503
Phone: (907) 561-6216

RECEIVED
OCT 10 1991

Department of Water Resources

October 7, 1991

John D. Carlson
State of Idaho
Department of Water Resources
1301 North Orchard Street, Statehouse Mail
Boise, Idaho 83720

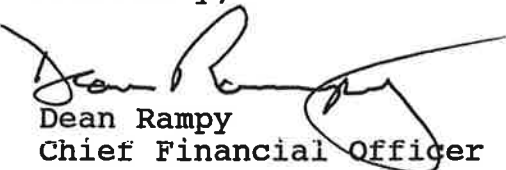
Dear Mr. Carlson:

Snake River Basis Adjudication (SRBA)
Gooding Co. Claims #A37-02697, A37-02729, A37-02660
and A37-12824

Enclosed is a copy of the certificate issued by the State of
Alaska changing the name of the Walker Family Farms &
Ranches, Inc. to Butte Enterprises, Inc.

Please do not hesitate to call if you have any questions or
require additional information.

Sincerely,


Dean Rampy
Chief Financial Officer

10/11/91

Sym.
Is the attached sufficient for ownership change.
Thank you
yes - use D. Blykham as contact person?
John Carlson
claimant or Rep.

MICROFILMED
FEB 23 1993

CHANGE IN ADDRESS OF NOTICE OF CLAIM

RECEIVED
AUG 01 1991

Department of Water Resources

[] Water Right Number (s): A37-02697 A37-12824

A37-02729

A37-02660

[] Old Mailing Address:

Walker Family Farms & Ranches Inc.

PO Box 1826

Sun Valley Id. 83353

[] New Mailing Address:

Butte Enterprises Inc.

1765 Hwy 26

Garding Id 83330

New Telephone Number: (208) 934-4922

[] Signature of Claimant:

Daniel Blaylock for Butte Enterprises Inc.

Date:

7-28-91

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:

SEND TO YOUR NEAREST
REGION OFFICE:

Western Region Office
2735 Airport Way
Boise, ID 83705
(208) 334-2190

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

State Office
1301 N. Orchard St.
Boise, ID 83720
(208) 327-7900

Eastern Region Office
150 Shoup Ave. #15
Idaho Falls ID 83402
(208) 525-7161

Northern Region Office
1910 Northwest Blvd. #210
Coeur d'Alene ID 83814
(208) 756-4639

RECEIVED
FEB 23 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

October 23, 1991

David Bloxham
Butte Enterprises, Inc.
1765 Hwy. 26
Gooding, ID 83330

RE: Snake River Basin Adjudication (SRBA)
Butte County - Claims #A37-02697, A37-02729,
A37-02660 & A37-12824

Dear Claimant:

Notice of the change in ownership of the above-referenced water rights has been received. The Claim to Water Rights records of the Department have been changed to reflect such notice.

Claims prepared from the Agency's computer are enclosed for your review and records. If you find the address is incorrect, please contact us.

Yours truly,

A handwritten signature in cursive script that reads "John D. Carlson".

John D. Carlson
Adjudication Supervisor

JDC:sf:south

Enclosures:

Claims Referenced Above

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FEB 23 1993

NAME CHANGE

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: A37-02660
Date Received: 9/16/1988
Receipt No: S002253
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BUTTE ENTERPRISES INC. 907-561-6216
Address: 4796 BUSINESS PARK BLVD. H-3
ANCHORAGE, AK 99503

2. Date of Priority: MAY 11, 1961

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	14E	11	SE	SE	SE		GOODING
		12	SE	SE	NE		GOODING
			NW	NE	SE		GOODING
		13	SE	NW	NW		GOODING

5. Description of diverting works:
WELLS, MOTORS, PUMPS, SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	4.360		1305.00

7. Total Quantity Appropriated is:
4.360 C.F.S. (and/or) 1305.00 A.F.A.

8. Total consumptive use is 1212.0 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	11	NE	SE		IRR	40.0

A37-02660

Page 1

Date: 12/27/89

MICROFILMED
FEB 23 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	14E	11	SW	SE		IRR	23.0
			SE	SE		IRR	36.0
						Section Acres	99.0
		12	NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	4.0
			NE	SE		IRR	38.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	39.0
						Section Acres	241.0
		13	NE	NE		IRR	24.0
			NW	NE		IRR	40.0
						Section Acres	64.0
						Total Acres	404.0

11. Place of use in counties: GOODING

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:
37-02729, 37-02697, 37-08286

14. Remarks:

I AM THE FARM MANAGER FOR WALKER FAMILY FARMS & RANCHES, INC.
DWR NOTE
THE PHONE NUMBER LISTED IS FOR THE CITY OF HAILEY.
THEY DO NOT KNOW OF THE CLAIMANT LISTED. (SCC 11-06-89)

15. Basis of Claim: LICENSE
Water Right Number: 29712

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 Organizations:

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

Signature of Authorized Agent

Title and Organization

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 _____

RECEIVED

DEC 20 1989

Department of Water Resources
Southern Region Office

CHANGE IN OWNERSHIP OF NOTICE OF CLAIM

[] Water Right Number(s): A 37-02729, 37-02697, 37-02660, 37-08286

[] Name and Address of Former Claimant: DEVON WALKER
PO Box 1826
Sun Valley, Idaho 83353

[] New Claimant(s): BUTTE ENTERPRISES, INC.

[] New Mailing Address: 4796 Business Park Blvd, H-3
ANCHORAGE, AK 99503

New Telephone Number: (907) 561-6216

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

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

[X] Attach proof of ownership STATE Registrations Alaska & Idaho
Describe proof attached: Quitclaims, Amendment to Articles of Incorporation

[X] Signature of New Claimant(s): [Signature] President

Date: 12/15/89

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:

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FEB 23 1990

State of Alaska

Department of Commerce and Economic Development

Certificate

The undersigned, as Commissioner of Commerce and Economic Development of the State of Alaska, hereby certifies that duplicate originals of Articles of Amendment to the Articles of Incorporation, duly signed and verified pursuant to the provisions of the Alaska Business Corporation Act, have been received in this office and are found to conform to law.

ACCORDINGLY, the undersigned, as Commissioner of Commerce and Economic Development, and by virtue of the authority vested in him by law, hereby issues this Certificate of Amendment to the Articles of Incorporation of

WALKER FAMILY FARMS & RANCHES, INC.

and attaches hereto a duplicate original of the Articles of Amendment changing the corporate name to

BUTTE ENTERPRISES, INC.



IN TESTIMONY WHEREOF, I execute this certificate and affix the Great Seal of the State of Alaska this

27th day of October, A.D. 1988

Willis F. Kirkpatrick
Willis F. Kirkpatrick, Designee
COMMISSIONER OF COMMERCE AND
ECONOMIC DEVELOPMENT

THIS BLANK FURNISHED BY Land Title and Curran, Inc.

QUITCLAIM DEED

For Value Received

DEVON A. WALKER and CAROL JOAN WALKER: Husband and Wife

Hereinafter called the grantor, hereby remises, releases, and forever Quitclaims unto
WALKER FAMILY FARMS & RANCHES, INC.

217 So. Lincoln

Jerome, Idaho 83428
 Hereinafter called the grantee, the following described premises, in Gooding County, Idaho to-wit: TRACT I: Township 6 South, Range 14 East of the Boise Meridian Section 12: NE $\frac{1}{4}$, E $\frac{1}{4}$ NW $\frac{1}{4}$; Excepting 40 foot strip of land for highway purposes as set forth in deeds to State of Idaho as follows: a. Dated October 2, 1937, recorded December 11, 1937 in Book 28 Deeds Page 616, across SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 1 and NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 12. b. Dated September 10, 1937, recorded December 11, 1937 in Book 28 Deeds Page 620 across NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 12. AND ALSO Excepting therefrom the following described tract: Beginning at the Southeast corner of said NE $\frac{1}{4}$ of Section 12; THENCE South 89°58' West, 3946.1 feet to the Southwest corner of the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 12; THENCE North 0°10' West, 690 feet; THENCE South 85°59' East, 2987.7 feet; THENCE North 75°35' East, 999.1 feet; THENCE South 725 feet to the point of beginning. Township 6 South, Range 14 East of the Boise Meridian; Section 11; NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{4}$ SE $\frac{1}{4}$; Section 12; S $\frac{1}{4}$ That part of the S $\frac{1}{4}$ NE $\frac{1}{4}$ described as follows: Beginning at the Southeast corner of the NE $\frac{1}{4}$; THENCE South 89°58' West, 3946.1 feet, More or less, to the Southwest corner of the SE $\frac{1}{4}$ NW $\frac{1}{4}$; THENCE North 0°10' West, 690 feet; THENCE South 85°59' East, 2987.7 feet; THENCE North 75°35' East, 999.1 feet; THENCE South 725 feet to the point of beginning. Section 13: NW $\frac{1}{4}$, N $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, and Part of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ lying North of Idaho Irrigation Company's Canal. Section 14; NE $\frac{1}{4}$, N $\frac{1}{4}$ SE $\frac{1}{4}$; TRACT II Township 6 South, Range 15 East of the Boise Meridian Section 16; NW $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{4}$ SW $\frac{1}{4}$ Except Part of the W $\frac{1}{4}$ SW $\frac{1}{4}$, described as follows: Beginning at the Southwest corner of Section 16; THENCE North 0°03'00" West, 977.64 feet along the West boundary of said Section 16 to the True Point of Beginning; THENCE continuing along the West boundary of Section 16, North 0°03'00" West, 501.18 feet; THENCE North 89°57'00" East, 233.70 feet; THENCE South 0°03'00" East, 501.18 feet; thence South 89°57'00" West, 233.70 feet, to the True Point of Beginning. TRACT III Township 6 South, Range 15 East of the Boise Meridian Section 4: N $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$; Except tract of land for Highway purposes as set forth in Deed to State of Idaho, dated May 3, 1965 and recorded June 24, 1965 as microfilmed instrument No. 15172, records of Gooding County, Idaho.

IN THE COUNTY OF GOODING, STATE OF IDAHO

TO HAVE AND TO HOLD the said premises, with their appurtenances unto said Grantee, and the grantee's heirs and assigns forever.

Dated: November 3, 1986

[Signature]
C. Joan Walker

Indexed

Executed
 Indicated

STATE OF IDAHO, COUNTY OF

On this 18th day of November, 1987,
 before me, a notary public in and for said State, personally appeared

Devon A. Walker and
 Carol Joan Walker

Known to me to be the person whose name
 subscribed to the within instrument, and acknowledged
 to me that he executed the same.

Residing at

Jerome, Idaho.

STATE OF IDAHO
 COUNTY OF GOODING, SS
 RECEIVED AT REQUEST
 WALKER FAMILY FARMS & RANCHES, INC.
 NOV 20 PM 4 33
 REC'D BY REC. CLERK
 FEE \$5

130016

Instrument No.

QUITCLAIM DEED

Quitclaim deed made this 2nd day of September, 1988, between Devon A. Walker and Carol Joan Walker, of P.O. Box 1826, Sun Valley, Idaho 83353, and Walker Family Farms & Ranches, Inc., of 4796 Business Park Boulevard, Bldg. H, #4, Anchorage, Alaska 99503, witnesseth: that Devon Walker and Joan Walker, husband and wife, for and in consideration of the sum of TEN DOLLARS and NO/100 Dollars (\$10.00), and other good and valuable consideration to them in hand paid by Walker Family Farms & Ranches, Inc., an Alaskan corporation, the receipt whereof is acknowledged, does by these presents remise, release, and forever quitclaim unto Walker Family Farms & Ranches, Inc., and to its heirs and assigns, all that certain parcel of land situated, lying, and being in the County of Gooding County, State of Idaho, bounded and particularly described in the attached Exhibit A, which is incorporated by reference as though fully set forth herein. Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues, and profits thereof. To have and to hold all and singular the premises, together with the appurtenances, unto Walker Family Farms & Ranches, Inc., and to its heirs and assigns forever.

IN WITNESS WHEREOF, Devon A. Walker and Carol Joan Walker have hereunto set their hands the day and year first above written.

Devon A. Walker
DEVON A. WALKER
Carol Joan Walker
CAROL JOAN WALKER

STATE OF ALASKA }
Third Judicial District } ss.

THIS IS TO CERTIFY that on this 2nd day of September, 1988, before me, the undersigned, a Notary Public in and for Alaska, personally appeared DEVON A. WALKER, to me known and known to me to be the individual named in and who executed the foregoing instrument and he acknowledged to me that he signed the same freely and voluntarily for the uses and purposes therein stated.

WITNESS my hand and official seal the day and year in this certificate first above written.

William Paulsen
NOTARY PUBLIC in and for Alaska
My Commission Expires: 6-15-89

MICROFILMED
FEB 23 1993

STATE OF IDAHO

Blaine County

ss.

THIS IS TO CERTIFY that on this 9th day of Sept, 1968, before me, the undersigned, a Notary Public in and for Idaho, personally appeared CAROL JOAN WALKER, to me known and known to me to be the individuals named in and who executed the foregoing instrument and they acknowledged to me that they signed the same freely and voluntarily for the uses and purposes therein stated.

WITNESS my hand and official seal the day and year in this certificate first above written.

Harriet
NOTARY PUBLIC in and for Idaho
My Commission Expires: 12-20-73

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FEB 23 1993

EXHIBIT A

TRACT I

Township 6 South, Range 14 East of the Boise Meridian

Section 12: NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$

Excepting 40 foot strip of land for highway purposes as set forth in deeds to State of Idaho as follows:
a. Dated October 2, 1937, recorded December 11, 1937 in Book 28 Deeds Page 616, across SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 1, and NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 12.

b. Dated September 10, 1937, recorded December 11, 1937 in Book 28 Deeds Page 620, across NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 12.

AND also,

Excepting therefrom the following described

tract:

Beginning at the Southeast corner of said NE $\frac{1}{4}$ of

Sec. 12;

thence S 89° 58' W, 3946.1 feet to the Southwest

corner of the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 12;

thence N 0° 10' W, 690 feet;

thence S 85° 59' E, 2987.7 feet;

thence N 75° 35' E, 999.1 feet;

thence South 725 feet to the point of beginning.

Township 6 South, Range 14 East of the Boise Meridian

Section 11: NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$

Section 12: S $\frac{1}{2}$,

That part of the S $\frac{1}{2}$ NE $\frac{1}{4}$ described as follows:

Beginning at the Southeast corner of the NE $\frac{1}{4}$;

thence S 89° 58' W, 3946.1 feet, more or less, to the Southwest corner of the SE $\frac{1}{4}$ NW $\frac{1}{4}$;

thence N 0° 10' W, 690 feet;

thence S 85° 59' E, 2987.7 feet;

thence N 75° 35' E, 999.1 feet;

thence South 725 feet to the point of beginning.

Section 13: NW $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, and Part of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ lying North of Idaho Irrigation Company's Canal.

EXCEPT:

A parcel of land located in the Southeast Quarter of the Southeast Quarter of Section 12 and the Northeast Quarter of the Northeast Quarter of Section 13, Township 6 South, Range 14 East of the Boise Meridian in Gooding County, Idaho more particularly described as follows;

Beginning at the southeast corner of said SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 12;

THENCE North 0° 00' 00" East for a distance of 275.06 feet along the easterly boundary of said SE $\frac{1}{4}$ SE $\frac{1}{4}$;

THENCE North 90° 00' 00" West for a distance of 300.00 feet to a $\frac{1}{4}$ inch rebar;

THENCE South 0° 00' 00" West for a distance of 1465.00 feet parallel with the easterly boundary of said SE $\frac{1}{4}$ SE $\frac{1}{4}$ and NE $\frac{1}{4}$ NE $\frac{1}{4}$ to a $\frac{1}{4}$ inch rebar;

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FEB 23 1993

EXHIBIT A CONTINUED

THENCE South 90° 00' 00" East for a distance of 300.00 feet
to a 1/2 inch rebar set in the easterly boundary of said NE1/4 Section 13;
THENCE North 0° 00' 00" East for a distance of 1190.00 feet
along the easterly boundary of said NE1/4 to the point of beginning;

Section 14: NE1/4, N1/4SE1/4

TRACT II

Township 6 South, Range 15 East of the Boise Meridian

Section 16: NW1/4SW1/4, S1/4SW1/4

Except Part of the W1/4SW1/4, described as follows:
Beginning at the Southwest corner of Section 16;

thence N 0° 03' 00" W, 977.64 feet along the

West boundary of said Section 16 to the True Point of Beginning;

thence continuing along the West boundary of

Section 16, N 0° 03' 00" W, 501.18 feet;

thence N 89° 57' 00" E, 233.70 feet;

thence S 0° 03' 00" E, 501.18 feet;

thence S 89° 57' 00" W, 233.70 feet, to The True

Point of Beginning.

TRACT III

Township 6 South, Range 15 East of the Boise Meridian

Section 4: N1/4SE1/4, SE1/4SE1/4

Except tract of land for Highway purposes as set
forth in Deed to State of Idaho, dated May 3, 1965 and recorded
June 24, 1965 as microfilmed instrument No. 15172, records of
Gooding County, Idaho.

IN THE COUNTY OF GOODING, STATE OF IDAHO

134147
STATE OF IDAHO
COUNTY OF GOODING, S.S.
RECORDED AT REQUEST
FIRST AMERICAN TITLE COMPANY
88 OCT 19 PM 3 27
J. H. A. RIVERS, REC.
DEP. CLERK FEE 12.00

Indirect
Direct
Indirect
MICROFILMED
FEB 23 1993

ARTICLES OF AMENDMENT TO ARTICLES OF INCORPORATION

OF

WALKER FAMILY FARMS & RANCHES, INC.,

CHANGING NAME TO BUTTE ENTERPRISES, INC.

Filed for Record
State of Alaska

OCT 27 1988

Department of Commerce &
Economic Development

Pursuant to A.S. § 10.05.285 of the Alaska Business Corporation Act, the undersigned corporation hereby adopts the following Articles of Amendment to its Articles of Incorporation.

FIRST, the name of the corporation is Walker Family Farms & Ranches, Inc.

SECOND, the following amendments were adopted:

RESOLVED, that the Articles of Incorporation of Walker Family Farms & Ranches be amended by changing the name of the corporation from Walker Family Farms & Ranches, Inc., to Butte Enterprises, Inc.

RESOLVED, that the Articles of Incorporation for Walker Family Farms & Ranches, Inc. be amended by adding a new Article XII, providing as follows: "The Corporation may buy, take, receive, or otherwise acquire, hold, own, pledge, transfer or otherwise dispose of its own shares."

RESOLVED, that the Articles of Incorporation for Walker Family Farms & Ranches, Inc., be amended by adding a new Article XIII, providing as follows: "The requirements of A.S. § 10.06.433 (a), relating to annual reports to shareholders, are hereby waived."

MICROFILMED
FEB 23 1993

THIRD, said amendments were adopted by the shareholders of the corporation on October 25, 1988; and

FOURTH, there are 8,250 outstanding shares entitled to vote, of which 8,250 shares voted for adoption of said amendment and -0- voted against adoption of the said amendment.

Executed in duplicate original this 25 day of October, 1988, at Anchorage, Alaska.

WALKER FAMILY FARMS & RANCHES, INC.

By: [Signature]
Clayton R. Waggood, President

By: [Signature]
James M. Malach, Secretary

STATE OF ALASKA

Third Judicial District

)
) ss.
)

I, Clayton R. Waggood, being first duly sworn on oath, depose and say:

I am the President of Walker Family Farms & Ranches, Inc., and I have read the foregoing Articles of Amendment to the Articles of Incorporation of Walker Family Farms & Ranches, Inc., know the contents thereof and believe the same to be true and correct to the best of my knowledge and belief.

WALKER FAMILY FARMS & RANCHES, INC.

By: [Signature]
Its: President

SUBSCRIBED AND SWORN to before me this 25th day of October, 1988.

Fredrick H. Hahn II
NOTARY PUBLIC in and for Alaska
My Commission expires: 11-28-88

ARTICLES OF AMENDMENT TO
ARTICLES OF INCORPORATION

Page 2
797.3/10

MICROFILMED
FEB 23 1993

State of Idaho



AMENDED CERTIFICATE OF AUTHORITY OF

WALKER FAMILY FARMS & RANCHES, INC.

I, PETE T. CENARRUSA, Secretary of State of the State of Idaho, hereby certify that duplicate originals of an Application of BUTTE ENTERPRISES, INC. for an Amended Certificate of Authority to transact business in this State, duly signed and verified pursuant to the provisions of the Idaho Business Corporation Act, have been received in this office and are found to conform to law.

ACCORDINGLY and by virtue of the authority vested in me by law, I issue this Amended Certificate of Authority to BUTTE ENTERPRISES, INC. to transact business in this State under the name BUTTE ENTERPRISES, INC. and attach hereto a duplicate original of the Application for such Amended Certificate.

Dated December 12, 19 88.



Pete T. Cenarrusa
SECRETARY OF STATE

Long T. Clark
Corporation Clerk

MICROFILMED
FEB 23 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

12/27/1989

BUTTE ENTERPRISES, INC.
4796 BUSINESS PARK BLVD., H-3
ANCHORAGE, AK 99503

DEAR SIRs:

ENCLOSED PLEASE FIND COPIES OF THE CLAIMS THAT DEVON WALKER
FILED WHICH ARE NOW IN YOUR NAME. THESE COPIES INCLUDE CLAIM
NUMBERS A37-02729, A37-02697 AND A37-02660.

ON THE CHANGE IN OWNERSHIP FORM, CLAIM NUMBERS 37-08286 AND
32785 WERE ALSO LISTED WHICH WE HAVE NO RECORDS OF. PLEASE
NOTIFY US WITH FURTHER INFORMATION REGARDING THESE NUMBERS.

SINCERELY,

A handwritten signature in cursive script that reads "Lori White".

LORI WHITE
SR. WATER RESOURCE AGENT

ENCL:

MICROFILMED
FEB 23 1993

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAH
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: A37-02660
Date Received: 8/26/1988
Receipt No: S002253
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WALKER FAMILY FARMS & RANCHES, INC. 208-788-9497
Address: P.O. BOX 1826
SUN VALLEY, ID 83353-0000

2. Date of Priority: MAY 11, 1961

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06S	14E	11	SE	SE	SE		GOODING
		12	SE	SE	NE		GOODING
			NW	NE	SE		GOODING
		13	SE	NW	NW		GOODING

5. Description of diverting works:
WELLS, MOTORS, PUMPS, SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	4.360		1305.00

7. Total Quantity Appropriated is:
4.360 C.F.S. (and/or) 1305.00 A.F.A.

8. Total consumptive use is 1212.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
06S	14E	11	NE	SE		IRR	40.0

A37-02660

Page 1

Date: 02/03/89

MICROFILMED
FEB 23 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	14E	11	SW	SE		IRR	23.0
			SE	SE		IRR	36.0
					Section Acres		99.0
		12	NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	4.0
			NE	SE		IRR	38.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	39.0
					Section Acres		241.0
		13	NE	NE		IRR	24.0
			NW	NE		IRR	40.0
					Section Acres		64.0
					Total Acres		404.0

11. Place of use in counties: GOODING

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:
37-02729, 37-02697, 37-08286

14. Remarks:
I AM THE FARM MANAGER FOR WALKER FAMILY FARMS & RANCHES, INC.

15. Basis of Claim: LICENSE
Water Right Number: 29712

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 a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am _____ of
_____, that I have signed the foregoing
_____,
document in the space below as _____ of
_____,
and that the statements contained in the
_____,
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

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 _____

MICROFILMED
FEB 23 1993

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: 39356

Ident. Number A37-02660Date Received 8-26-88Receipt Number 6002253

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

AUG 26 1988

Department of Water Resources
Southern Region Office

Please type or print clearly

1. Name of Claimant (s) WALKER FAMILY FARMS & RANCHES, INC.
DEVON WALKER Phone (208) 788-9497
- Mailing Address P. O. Box #1826, Sun Valley, Idaho Zip 83353
2. Date of Priority (Only one (1) per claim) May 11, 1961
3. Source of water supply (a) Groundwater (Well)s
which is tributary to (b) _____
4. a. Location of existing point of diversion is: Township 6 South Range 14 East Section 11,
SE 1/4 of SE 1/4 of SE 1/4, Govt. Lot, _____ B.M., County of Gooding
SE 1/4 SE 1/4 NE 1/4 of Sec. 12, T. 6 S., R. 14 E., B.M., Gooding County
Additional points of diversion if any: NW 1/4 NE 1/4 SE 1/4 of Sec. 12, T. 6 S., R. 14 E., B.M., Gooding County
SE 1/4 NW 1/4 of Sec. 13, T. 6 S., R. 14 E., B.M., Gooding County
b. If instream flow, beginning point of claimed instream flow is:
Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____
_____ 1/4, Govt. Lot _____ B.M., County of _____
5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Wells, motors, pumps with sprinkler systems.

MICROFILMED
FEB 23 1993

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from Apr. 1 to Nov. 1 amount 4.36 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 4.36 (cfs) and/or (b) 1616 (acre feet)

8. Total consumptive use claimed is 1212 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
6 S	14 E	11													40		23	36	99
6 S	14 E	12									40	40	4		38	40	40	39	241
6 S	14 E	13	24	40															64

Total number of acres irrigated 404 acres

11. In which county (ies) are lands listed above as place of use located? Gooding County

12. Do you own the property listed above as place of use? Yes _____ No X
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
37-2729, 37-2697 & 37-08286 or None ()

14. Remarks:
I am the Farm Manager for Walker Family Farms & Ranches, Inc.

MICROFILMED
FEB 23 1993

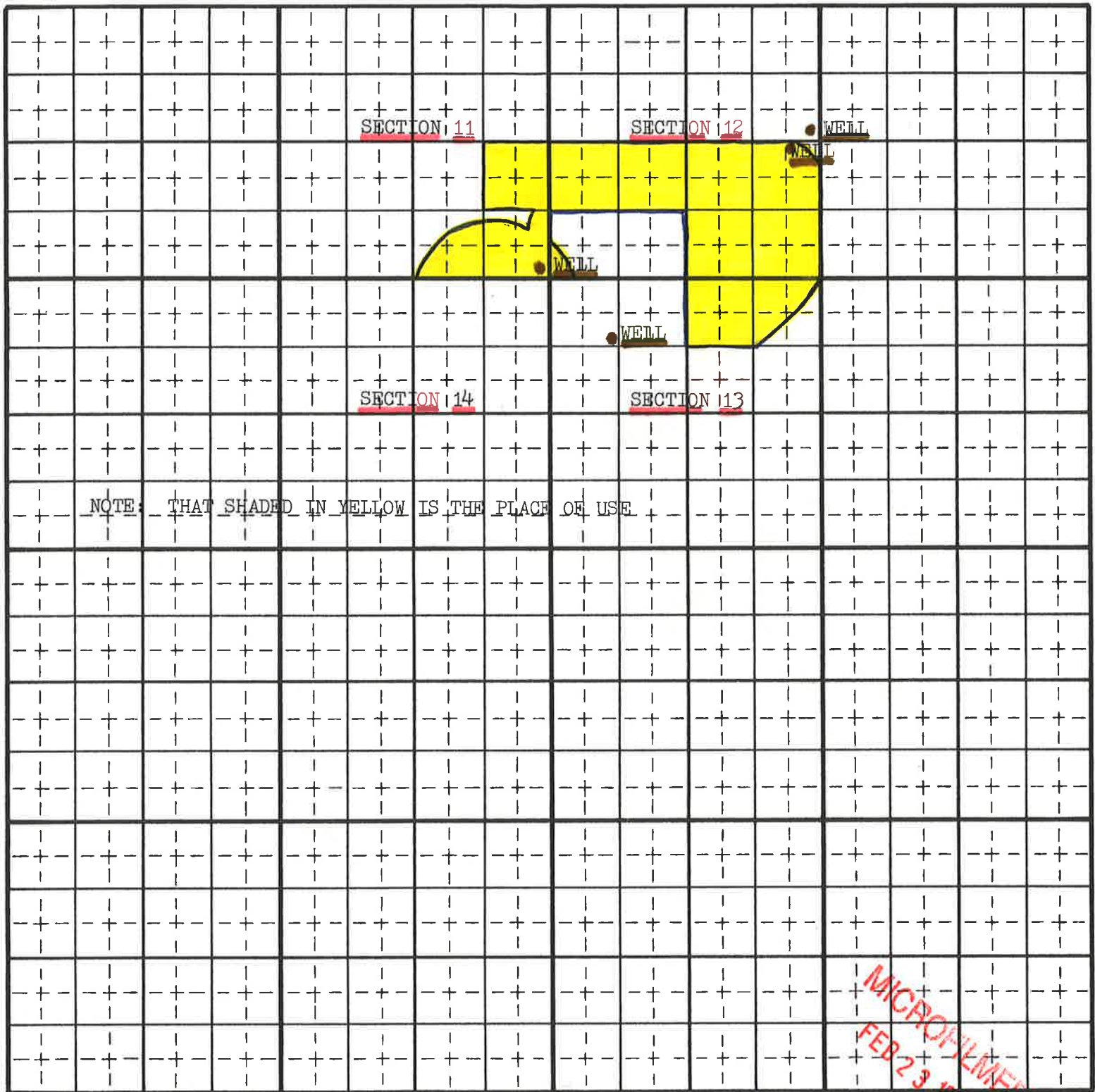
Last Name WALKER Ident No. _____

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

TOWNSHIP 6 SOUTH, RANGE 14 EAST OF THE BOISE MERIDIAN



Last Name WALKER Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License X Permit _____

Decree _____

If applicable provide IDWR Water Right Number 37-02660

Court _____ Case Number _____ Decree Date _____

Plaintiff vs 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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments One (1)

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am Farm Manager

Title

of Walker Family Farms & Ranches, Inc., that I have signed the foregoing

Organization

document in the space below as Farm Manager of Walker Family Farms & Ranches, Inc.

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent

David Blochan

Title and Organization

Farm Manager - Walker Family Farms & Ranches, Inc.

Date 8-18-88

State of Idaho/or _____)

) SS.

County of Gooding)

Subscribed and sworn (or affirmed) before me this 18th day of August 19 88

SEAL

Notary Public

Lyftone Jensen

Residing at Hagerman, Idaho

My Commission Expires 5-10-91

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

MICROFILMED
FEB 23 1993

Last Name WALKER Ident. Number _____

Copies White-State, Yellow-Claimant

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORT

Adj. flag translation: Standard Water Right Number

mber - 37-02660

County

Rng Sec Tract Lot Acres Code Description

Total Acres: 404.0

iversion Means -

Non-Irrigation Use -

- Other Rights for Same Use -

Remarks - No Remarks found.

- Conditions of Approval - No Conditions of Approval found.

+ -- Decree Plaintiff - -- Decree Defendant - -- +

+ -- Decree Date - + 00/00/0000

+ -- Microfilm Rolls -

+ -- Audit Fields - 05/05/87

05/28/88 CONVERT

+ -- Water Rights Dates and Flgs Area -

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 05/06/1985	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 05/15/1979	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000				

MICROFILMED
FEB 23 1993

DEC 17 1986

Department of Water Resources
Southern Region OfficeTransfer No. 3298Water Right No. 37-2660

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

To Change the Point of Diversion and/or the Place of Use

Walker Family Farms & Ranches, Inc.

Name of applicant (Devon Walker) Phone 622-4226Post Office address P.O. Box 1826 Sun Valley, ID 83353

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____ (Name)
in case of _____ vs _____
dated in _____ in _____ county of _____
(Name of court)
- b. License No. 37-2660 issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant. If the applicant is not the original holder of the water right, explain how it was acquired _____

_____3. Source of water groundwater tributary to _____4. Date of priority May 11, 1951

5. Water is used for the following purposes:

amount 4.36 cfs for irrigation purposes from 4/1 to 11/1
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____

MICROFILMED
FEB 23 1993

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant omit part B).

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____

3. Place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General Information

A. 2.82

B. 1.54

 - a. Amount of water to be diverted _____ c.f.s. &/or _____ acre feet
 - b. Description of diverting works Well Motor & pump

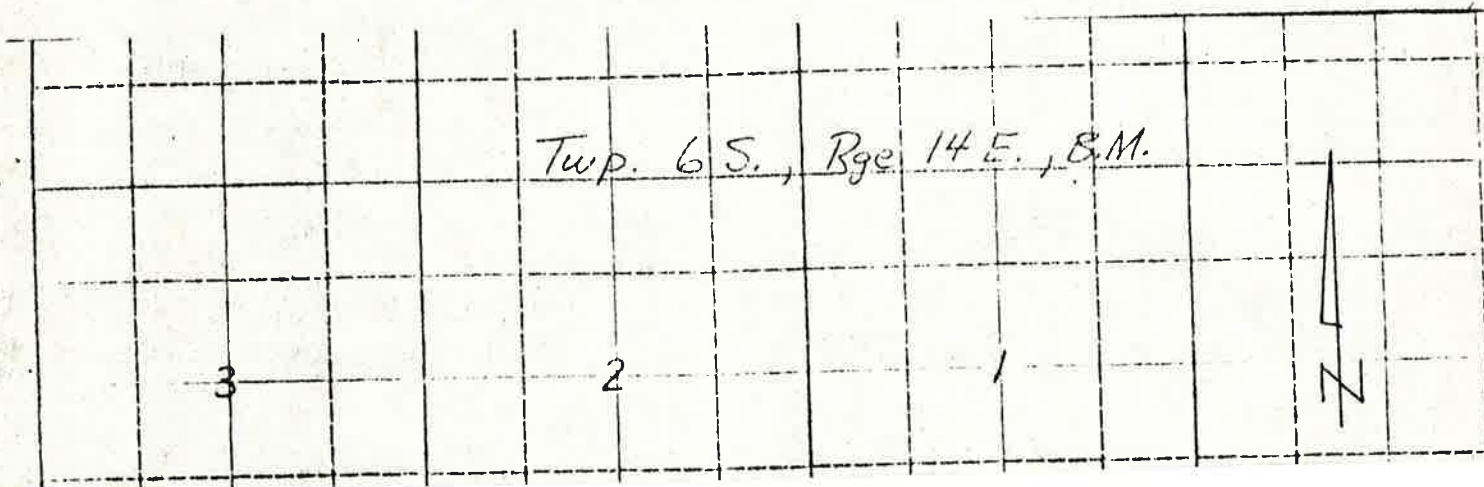
MICROFILMED
FEB 29 1993

Describe the lands or place of use to which the right will be transferred:

RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
		NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6S	14E	12								40				38	40	40	39	197
		13	24	40														64
																	TOTAL #	261
6S	14E	11												40		23	36	99
		12								40	4							44
																	TOTAL #	143

Total number of acres to be irrigated _____

- Describe any other water rights used for the same purpose as described above. _____
- Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



MICROFILMED
FEB 23 1993

D. REMARKS

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willfull misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 15th day of December, 19 86

[Signature]
(Signature of Applicant)

[Signature]
(Notary Public)

My commission expires 1991

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 37-2660
and said application is hereby APPROVED, subject to the following limitations and conditions:

MICROFILMED
FEB 23 1983

1/30/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Walker Family Farms & Ranches, Inc. CLAIM IDENT. NO. A37-02660DATE RECEIVED 8-24-88 CK # 5002253 AMOUNT \$ _____

- | | YES | NO | Required Info? |
|--|-------------------------------------|--------------------------|----------------|
| 1. Is the name and address complete with zip code? | ☒ | ☐ | * |
| 2. Is a priority date entered? | ☒ | ☐ | * |
| Is the priority date acceptable in view of mandatory filing dates?
See Adjudication Memos #1 and #4 to determine if a Permit is required. | ☒ | ☐ | * |
| 3. (a) Is a source entered? | ☒ | ☐ | * |
| (b) Is a tributary to entered? (if required) | ☒ | ☐ | * |
| 4. Is the legal description of the p.d. sufficient? | ☒ | ☐ | * |
| 5. Is there a description of the diverting works? | ☒ | ☐ | * |
| 6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. | ☒ | ☐ | * |
| Is the period of use included? | ☒ | ☐ | * |
| Is a quantity claimed for each use? | ☒ | ☐ | * |
| 7. Is a total quantity claimed entered? | ☒ | ☐ | * |
| 8. If required is a consumptive use entered? | ☒ | ☐ | * |
| Is the consumptive use correct? | ☒ | ☐ | * |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. | ☒ | ☐ | * |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | ☒ | ☐ | * |
| 11. Is (are) the county(ies) entered? | ☒ | ☐ | * |
| 12. Is the ownership of p.u. checked? | ☒ | ☐ | * |
| 13. Are other water rights listed or "none" indicated? | ☒ | ☐ | * |
| 14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) | ☒ | ☐ | * |
| 15. Is the basis of the claim indicated? | ☒ | ☐ | * |
| 16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) | ☒ | ☐ | * |
| 17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. | ☒ | ☐ | * |
| 18. Has the claim been signed, sealed, and dated by a notary? | ☒ | ☐ | * |
| 19. Was this claim filed on time, or was an extension granted? | ☒ | ☐ | * |
| 20. Is the fee enclosed correct? | ☒ | ☐ | * |
| 21. If this claim is based on an existing water right, has the identification number been entered? | ☒ | ☐ | * |
| 22. Should this claim be receipted and data entered? | ☒ | ☐ | * |

Claim checked by: latDate: 2-3-89

Claim must be returned to claimant:

(Yes) ☐ (No) ☐

Claimant must be notified of modifications:

(Yes) ☐ (No) ☐Receipt Prepared by: A. MerrittClaim data entered by: latSent to claimant by: latDate: 9-16-88Date: 2-3-89Checked by: lat Date: 2-3-89

Comments:

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 29712/37-2660 Priority May 11, 1961 Amount 4.36 cfs

THIS IS TO CERTIFY, that IDAHO HEREFORD RANCH, INC.
of Gooding, Idaho, has complied with the terms and conditions of Permit
No. 29712/37-2660 issued pursuant to Application for Permit dated May 11, 1961,
and has submitted proof to the Department of Water Administration on May 12, 1965,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 4.36 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source
tributary of _____, is hereby confirmed in the following amounts:
Amount 4.36 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 4.36 cfs of water be diverted at
any one time, said waters to be diverted within the _____

NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 12, 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 1,305 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	12									40				38	40	40	39	197
		13	39	40	40	39				40	40								238

Total number of acres irrigated 435

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 3 day of
January, 19 73.


Director

37 2660

DEC 17 1986
 Department of Water Resources
 Southern Region Office

Transfer No. 3298Water Right No. 37-2660

STATE OF IDAHO
 DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

To Change the Point of Diversion and/or the Place of Use

Walker Family Farms & Ranches, Inc.

Name of applicant (Devon Walker) Phone 622-4226
 Post Office address P.O. Box 1826 Sun Valley, ID 83353

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____ (Name)
 in case of _____ vs _____
 dated in _____ in _____ county of _____ (Name of court)
 b. License No. 37-2660 issued by the Idaho Department of Water Resources
 c. Claim No. _____ on file with the Idaho Department of Water Resources

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant. If the applicant is not the original holder of the water right, explain how it was acquired _____

3. Source of water groundwater tributary to _____

4. Date of priority May 11, 1961

5. Water is used for the following purposes:

amount 4.36 cfs for irrigation purposes from 4/1 to 11/1
 amount _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____ (month/day — both dates inclusive)

6. Total amount of water under right: a. 4.36 cubic feet per second
 &/or
 b. _____ acre feet per annum

7. Location of original point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 12
 Township 6S Range 14E, B.M., in Gooding County
 Additional points of diversion, if any _____

8. Lands irrigated or 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 $\frac{1}{4}$	
6S	14E	12									40				38	40	40	39	197
		13	39	40	40	39				40	40								238

Total number of acres to be irrigated 435

9. Describe any other water rights used for the same purpose as described above No

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? No If yes, describe in item D, REMARKS.

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ 1/4 _____ 1/4, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____
3. Place of use: _____

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total number of acres to be irrigated _____

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General Information A. 2.82
B. 1.54
- a. Amount of water to be diverted _____ c.f.s. &/or _____ acre feet
- b. Description of diverting works Well Motor & pump
- c. Describe the reasons for the proposed changes New land

2. Change in point of diversion/ Both Portions A & B to be divided from the following 4 wells:
SENE, NESE, Sec. 12; SESE, Sec. 11; NWNW, Sec. 13

Point of diversion _____ 1/4 _____ 1/4, Section _____ Township 6S
Range 14E, B.M., Gooding County
Additional points _____

MICROFILMED

MAY 12 1987

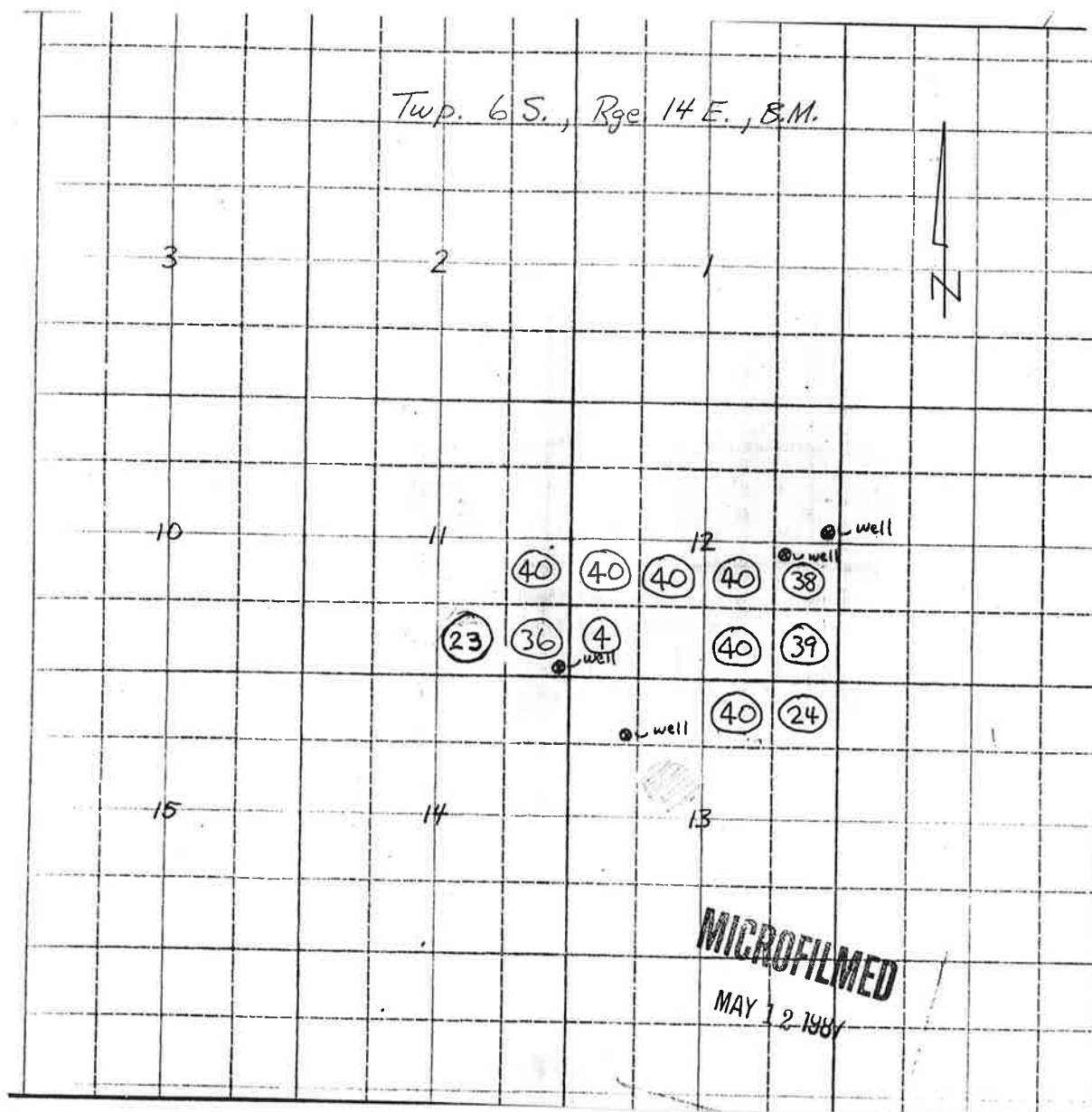
3. Change in place of use
- a. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? X Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed change.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer
No change

c. Describe the mode or place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
A.	6S	14E	12								40				38	40	40	39	197
		13	24	40															64
																			TOTAL # 261
B.	6S	14E	11												40		23	36	99
		12									40	4							44
																			TOTAL # 143

Total number of acres to be irrigated _____

- Describe any other water rights used for the same purpose as described above. _____
- Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

D. REMARKS

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willfull misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 15th day of December, 19 86.

(Signature of Applicant)

(Notary Public)

My commission expires 1991

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 37-2660 and said application is hereby APPROVED, subject to the following limitations and conditions:

Witness my hand this 22nd day of April, 19 87

Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

MICROFILMED

MAY 12 1987

Received by M. Baldwin Date 12/17/86

Protest filed by None

Prelim. check by ADM Fee 50.00

Received by M. Baldwin Date 12/17/86

Published in Shading Co. Leader

Pub. dates 2/3 ; 2/12/87

Watermaster recommendation requested on N/A

rec'd.

Copies of protest forwarded by

Hearing held by Date

Recommended for approval denial

by ADM Sim GS.