

04/23/2002

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

RIGHT NUMBER: 37-2729

NAME AND ADDRESS: LARRY GILLETTE
557 SOUTH 1950 EAST
PAUL ID 83347

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 4.40 CFS
1,469.6 AFY

PRIORITY DATE: 03/13/1966

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:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.400 CFS
		289.60 AFY
IRRIGATION	04/01 11/01	4.400 CFS
		1,180.00 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:

STOCKWATER Within GOODING County

T06S R14E S11	SWSE	T06S R14E S11	SESE
T06S R14E S12	SWSW	T06S R14E S12	SESW
T06S R14E S13	NENW	T06S R14E S13	NWNW
T06S R14E S13	SWNW	T06S R14E S13	SENW
T06S R14E S14	NENE	T06S R14E S14	NWNE
T06S R14E S14	SWNE	T06S R14E S14	SENE

IRRIGATION Within GOODING County

T06S R14E S11	SWSE	5.0	T06S R14E S11	SESE	4.0
T06S R14E S12	SWSW	4.0	T06S R14E S12	SESW	2.0
T06S R14E S13	NENW	21.0	T06S R14E S13	NWNW	40.0
T06S R14E S13	SWNW	40.0	T06S R14E S13	SENW	21.0
T06S R14E S14	NENE	40.0	T06S R14E S14	NWNE	39.0
T06S R14E S14	SWNE	39.0	T06S R14E S14	SENE	40.0

295 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.

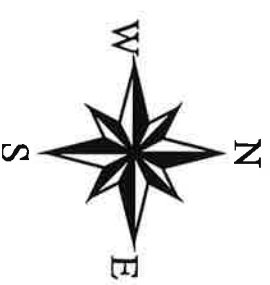
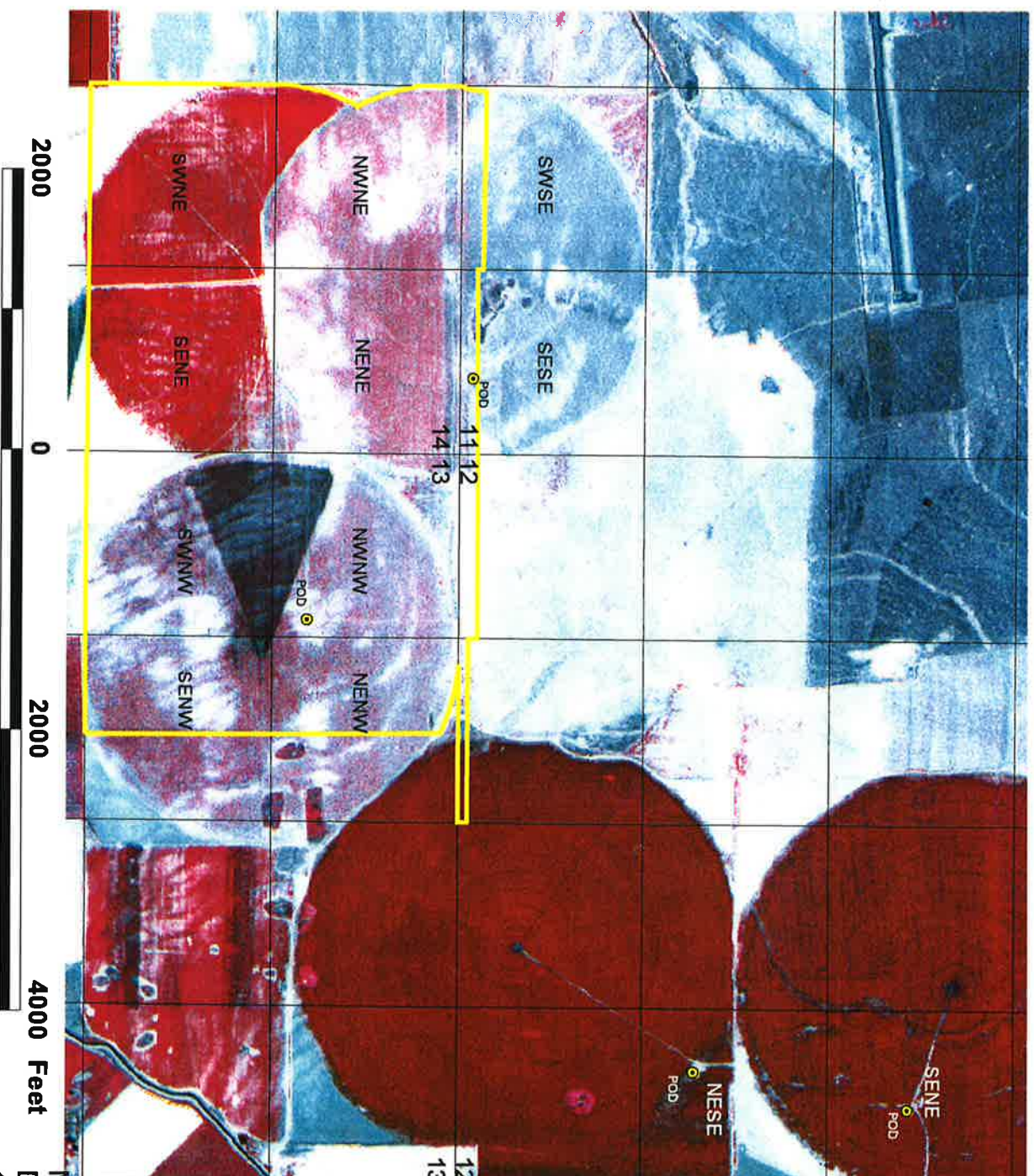
04/23/2002

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

EXPLANATORY MATERIAL: License

37-2729

T06S R14E S13 & S14



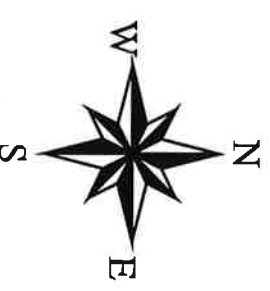
Map prepared by: Carter Fritschle
Date prepared: 04/23/02
1987-1988 NAPF photography
Idaho Department of Water Resources

GILLETTE
T06S R14E
S11, S12,
S13 & S14



Points of Diversion

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



State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 32785/37-2729 Priority March 13, 1966 Amount 4.40 cfs
(late proof)

THIS IS TO CERTIFY, that IDAHO HEREFORD RANCH, INC.
of Gooding, Idaho, has complied with the terms and conditions of Permit
No. 32785/37-2729 issued pursuant to Application for Permit dated March 11, 1966
and has submitted proof to the Department of Water Administration on March 19, 1971
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 4.40 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 4.40 cfs for Irrigation from April 1 to Nov. 1 (both dates inclusive)
Amount 0.40 cfs for Stockwater from Jan. 1 to Dec. 31 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 4.40 cfs of water be diverted at
any one time, said waters to be diverted within the _____

NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 14, 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 886 acre feet per year or _____
3.0 acre feet per acre. for irrigation use and 289.6 acre feet per year
for stockwater use with the total amount not to exceed 1,175.6
Description and location of place of use: acre feet per year.

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	11														5.0	4.0		9.0
		12									4.0	1.9							5.9
		13					20.5	40	40	21									121.5
		14	40	39.3	38.8	39.8				1.0									158.9

Total number of acres irrigated 295.3

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 5 day of

January, 19 73.


Director

37 2729

DEC 17 1986

Transfer No. 3297Water Right No. 37-2729Department of Water Resources
Southern Region Office

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

Name of applicant (Devon Walker) Walker Family Farms & Ranches, Inc. 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. 37-2729 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 March 13, 1966

5. Water is used for the following purposes:

amount 4.40 cfs for irrigation purposes from 4/1 to 11/1amount .40 cfs for stockwater purposes from 1/1 to 12/31amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)6. Total amount of water under right: a. 4.40 cubic feet per second
&/or
b. _____ acre feet per annum7. Location of original point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 14
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	11															5.0	4.0	9.0
		12											4.0	1.9					5.9
		13					20.5	40	21										121.5
		14	40	39.3	38.8	39.8			1.0										158.9
																			295.3

Total number of acres irrigated _____

9. Describe any other water rights used for the same purpose as described above.
No10. 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. Amount of water to be diverted 4.40 c.f.s. &/or _____ acre feet
 - b. Description of diverting works Well, motor, pump with sprinkler system
 - c. Describe the reasons for the proposed changes Add & change point of diversion

2. Change in point of diversion /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 _____

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

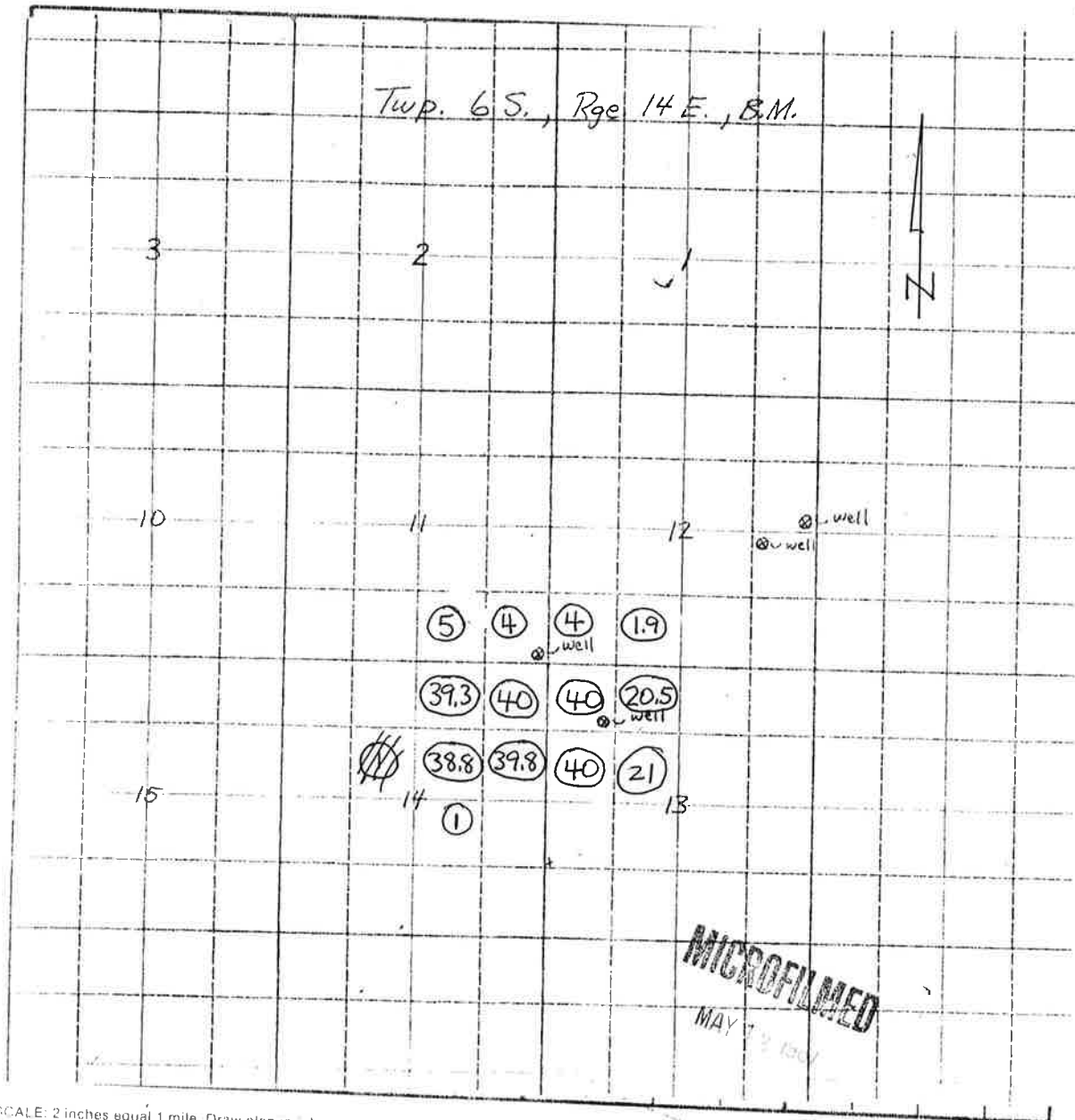
MICROFILMED
MAY 12 1961

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

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	
6S	14E	11																	
		12											4.0	1.9			5	4	9
		13					20.5	40	40	21									121.5
		14	40	39.3	38.8	39.8											1.0		158.9
																		TOTAL #	295.3

Total number of acres to be irrigated _____

4. Describe any other water rights used for the same purpose as described above. 37-2729
5. 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.



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. 37-2729 and said application is hereby APPROVED, subject to the following limitations and conditions:

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

[Signature]
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by M. Baldwin Date 12/17/86
Prelim. check by ADM Fee 50.00
R# 40631
Received by M. Baldwin Date 12/17/86
Published in Leadville Co. Leader
Pub. dates 2/3/87; 2/12/87
Watermaster recommendation requested on N/A
_____ rec'd.

Protest filed by None

MICROFILMED

MAY 12 1987

Copies of protest forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial
by ADM Jim G.S.

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: A37-02729

Date Received: 9/16/1988

Receipt No: S002253

Received By: *CJC ALB*

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

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

208-532-4315

83347

2. Date of Priority: MAR 13, 1966

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 WITH SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	4.400		
STOCKWATER	01/01	12/31	0.400		

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

A.F.A.

8. Total consumptive use is 886.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/1000 TO 2000 CATTLE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
06S	14E	11	SW		SE		STOCK	
			SW		SE		IRR	5.0
			SE		SE		IRR	4.0
			SE		SE		STOCK	
			Section Acres					9.0
		12	SW		SW		IRR	4.0
			SW		SW		STOCK	
			SE		SW		STOCK	
			SE		SW		IRR	2.0
			Section Acres					6.0
		13	NE		NW		IRR	21.0
			NE		NW		STOCK	
			NW		NW		IRR	40.0
			NW		NW		STOCK	
			SW		NW		IRR	40.0
			SW		NW		STOCK	
			SE		NW		IRR	21.0
			SE		NW		STOCK	
			Section Acres					122.0
		14	NE		NE		IRR	40.0
			NE		NE		STOCK	
			NW		NE		IRR	39.0
			NW		NE		STOCK	
			SW		NE		STOCK	
			SW		NE		IRR	39.0
			SE		NE		IRR	40.0
			SE		NE		STOCK	
			Section Acres					158.0
			Total Acres					295.0

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:

37-02697, 37-02660, 37-08286

14. Remarks:

OWNERSHIP CHANGE MADE 3/4/96 BY TLB.

I AM THE FARM MANAGER FOR WALKER FAMILY FARMS & RANCHES, INC.
(DAVE BLOXHAM)

1765 U.S. HWY 26, GOODING, ID 83330

NOTE

CONTACT ALSO: CLIFTON E. JENSEN
JENSEN REAL ESTATE
837-6179

=====

DWR NOTE

ORIGINAL DATA ENTRY AND HARDCOPY MISSING.

RE-ENTERED ON 11-08-1989 AND COPY SENT TO BE SIGNED.

RECEIPT S002253 CHANGED TO SHOW THIS CLAIM NUMBER. (SCC)

ADDRESS CHANGE OF ORIGINAL OWNERS: DEVON WALKER, P.O. BOX 1826
SUN VALLEY, ID TO 1144 DEL RIO RD., ROSEBURG, OR 97470

15. Basis of Claim: LICENSE

Water Right Number: 32785

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.

[Signature]
Signature of prior claimant/seller
Butte Enterprises

[Signature]
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

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. Lunn
Notary Public
Residing at: Harris Co, TX
My Commission expires: 9-11-96

164131

STATE OF IDAHO COUNTY OF GOODING

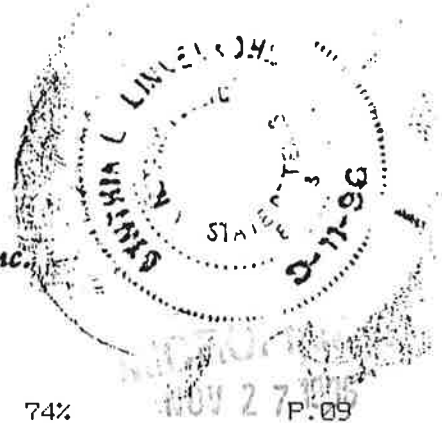
Filed for record at the request of Land Title & Escrow Inc.

15 min. past 1 o'clock P. m. this 26th
of January 1996 b.¹⁰

By Denny Watson Deputy

JAN-24-1996 13:40

74%



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 $\frac{1}{4}$ " 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;
Thence South 90°00'00" East for a distance of 300.00 feet to a $\frac{1}{4}$ " 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.

RECORDED
2007 2 7 1035

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 FOR BUTTE ENTERPRISES, INC.

STATE OF TEXAS

) ss.

COUNTY OF HARRIS)

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



EXHIBIT "A"

78 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.

ORIGINAL
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

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 cursive script, appearing to read "Diana R. Delaney".

Diana R. Delaney
Chief Deputy Clerk

DRD
Enclosure

cc: Chief, Natural Resources
US Department of Justice

MICROFILMED
FEB 27 1996



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

NOV 27 1996

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

In Re Snake River Basin Adjudication Case
No. 39576

)
) Notice of Filing Director's Report and Supplemental
Director's Report Part II & III, United States' and Tribal
Non-consumptive Claims.

TO: ALL CLAIMANTS OF RIGHTS TO THE USE OF WATER IN THE SNAKE RIVER BASIN
YOU ARE HEREBY NOTIFIED OF THE FOLLOWING:

THE DIRECTOR'S REPORT PART II & III FOR THE UNITED STATES' AND TRIBAL NON-CONSUMPTIVE CLAIMS HAS BEEN FILED WITH THE DISTRICT COURT. A SUPPLEMENTAL DIRECTOR'S REPORT PART II & III HAS ALSO BEEN FILED WITH THE DISTRICT COURT. THIS NOTICE CONTAINS IMPORTANT INFORMATION ABOUT THE DIRECTOR'S REPORTS, AND DEADLINES AND FURTHER PROCEEDINGS ON THESE WATER RIGHT CLAIMS.

IMPORTANT NOTICE REGARDING YOUR WATER RIGHT

**THIS CONTAINS YOUR LEGAL NOTICE OF THE DIRECTOR'S REPORTS OF U.S. AND
TRIBAL NON-CONSUMPTIVE CLAIMS IN THE SNAKE RIVER BASIN ADJUDICATION
THESE CLAIMS COULD AFFECT YOUR WATER RIGHT**

16491
Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720

Presorted
First Class Mail
U.S. Postage Paid
Boise, Idaho
Permit No. 1

RECEIVED

APR 20 1995

Department of Water Resources

RECEIVED

APR 02 1996

Department of Water Resources
Southern Region

DAVID BLOXHAM
BUTTE ENTERPRISES INC
1765 HWY 26
GOODING ID 83330

BLOXHAM'S AFTERNOON MAIL DIVISION
FORWARDING TIME EXPIRED
BLOXHAM
23140 S DEFRAIN BLVD
BLYTHE CA 92225-9206
RETURN TO SENDER

|||||

NOV 27 1995



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:

RECEIVED
NOV 27 1989

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:

DEC 27 1989

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: A37-02729
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

208-934-4922

83330

2. Date of Priority: MAR 13, 1966

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 WITH SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	4.400		
STOCKWATER	01/01	12/31	0.400		

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

A.F.A.

8. Total consumptive use is 886.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/1000 TO 2000 CATTLE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
06S	14E	11	SW		SE		IRR	5.0
			SW		SE		STOCK	
			SE		SE		IRR	4.0
			SE		SE		STOCK	
			Section Acres					9.0
		12	SW		SW		IRR	4.0
			SW		SW		STOCK	
			SE		SW		IRR	2.0
			SE		SW		STOCK	
			Section Acres					6.0
		13	NE		NW		IRR	21.0
			NE		NW		STOCK	
			NW		NW		IRR	40.0
			NW		NW		STOCK	
			SW		NW		IRR	40.0
			SW		NW		STOCK	
			SE		NW		IRR	21.0
			SE		NW		STOCK	
			Section Acres					122.0
		14	NE		NE		IRR	40.0
			NE		NE		STOCK	
			NW		NE		IRR	39.0
			NW		NE		STOCK	
			SW		NE		IRR	39.0
			SW		NE		STOCK	
			SE		NE		IRR	40.0
			SE		NE		STOCK	
			Section Acres					158.0
			Total Acres					295.0

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
37-02697, 37-02660, 37-08286

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

14. Remarks: Continued

(DAVE BLOXHAM)

1765 U.S. HWY 26, GOODING, ID 83330

NOTE

CONTACT ALSO: CLIFTON E. JENSEN
JENSEN REAL ESTATE
837-6179

=====
DWR NOTE

ORIGINAL DATA ENTRY AND HARDCOPY MISSING.

RE-ENTERED ON 11-08-1989 AND COPY SENT TO BE SIGNED.

RECEIPT S002253 CHANGED TO SHOW THIS CLAIM NUMBER. (SCC)

ADDRESS CHANGE OF ORIGINAL OWNERS: DEVON WALKER, P.O. BOX 1826
SUN VALLEY, ID TO 1144 DEL RIO RD., ROSEBURG, OR 97470

15. Basis of Claim: LICENSE

Water Right Number: 32785

RECEIVED

AUG 01 1991

Department of Water Resources

**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

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): Dan 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 suff. 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

MICROFILMED
FEB 23 1993

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
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

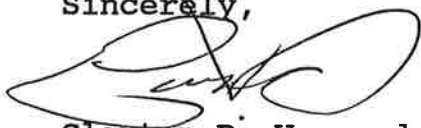
Dear Mr. Carlson:

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

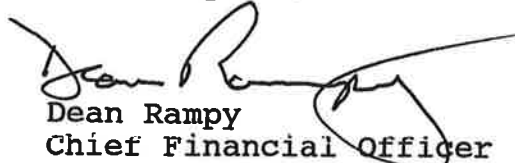
Dear Mr. Carlson:

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

lyn.
I am the attached sufficient for ownership
change.
Frank
g se
John Carlson
yes - use D. Buxbaum
as contact
person.
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

Gooding Id 83330

New Telephone Number: (208) 934-4922

[] Signature of Claimant: Daniel Blaxham 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

NOT FILMED
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,

John D. Carlson
Adjudication Supervisor

JDC:sf:south

Enclosures:

Claims Referenced Above

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: 39576

Ident. Number: A37-02729
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: MAR 13, 1966

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 WITH SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	4.400		
STOCKWATER	01/01	12/31	0.400		

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

8. Total consumptive use is 886.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/1000 TO 2000 CATTLE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
06S	14E	11	SW		SE		IRR	5.0
			SW		SE		STOCK	
			SE		SE		IRR	4.0
			SE		SE		STOCK	
			Section Acres					9.0
		12	SW		SW		IRR	4.0
			SW		SW		STOCK	
			SE		SW		IRR	2.0
			SE		SW		STOCK	
			Section Acres					6.0
		13	NE		NW		IRR	21.0
			NE		NW		STOCK	
			NW		NW		IRR	40.0
			NW		NW		STOCK	
			SW		NW		IRR	40.0
			SW		NW		STOCK	
			SE		NW		IRR	21.0
			SE		NW		STOCK	
			Section Acres					122.0
		14	NE		NE		IRR	40.0
			NE		NE		STOCK	
			NW		NE		IRR	39.0
			NW		NE		STOCK	
			SW		NE		IRR	39.0
			SW		NE		STOCK	
			SE		NE		IRR	40.0
			SE		NE		STOCK	
			Section Acres					158.0
			Total Acres					295.0

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
37-02697, 37-02660, 37-08286

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

14. Remarks: Continued

(DAVE BLOXHAM)

1765 U.S. HWY 26, GOODING, ID 83330

NOTE

CONTACT ALSO: CLIFTON E. JENSEN
JENSEN REAL ESTATE
837-6179

=====

DWR NOTE

ORIGINAL DATA ENTRY AND HARDCOPY MISSING.

RE-ENTERED ON 11-08-1989 AND COPY SENT TO BE SIGNED.

RECEIPT S002253 CHANGED TO SHOW THIS CLAIM NUMBER. (SCC)

ADDRESS CHANGE OF ORIGINAL OWNERS: DEVON WALKER, P.O. BOX 1826
SUN VALLEY, ID TO 1144 DEL RIO RD., ROSEBURG, OR 97470

15. Basis of Claim: LICENSE

Water Right Number: 32785

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

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

October 17, 1990

RECEIVED

OCT 24 1990

Department of Water Resources
Southern Region Office

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

Re: Devon and Joan Walker, aka
Ivory Spring Ranch

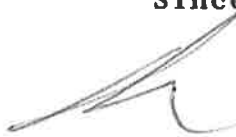
37-02729

Dear Sir/Madam:

This letter is to inform you of a change of address for
Devon and Joan Walker and the Ivory Spring Ranch. Please send
all future correspondence as follows:

Devon Walker
1144 Del Rio Road
Roseburg, OR 97470

Sincerely,



Devon Walker

/kmp

MICROFILMED
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: A37-02729
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: MAR 13, 1966

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 WITH SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	4.400		
STOCKWATER	01/01	12/31	0.400		

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

8. Total consumptive use is 886.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/1000 TO 2000 CATTLE

MICROFILMED
FEB 23 1993

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres	
06S	14E	11	SW		SE		IRR	5.0	
			SW		SE		STOCK		
			SE		SE		IRR	4.0	
			SE		SE		STOCK		
					Section Acres				9.0
		12	SW		SW		IRR	4.0	
			SW		SW		STOCK		
			SE		SW		IRR	2.0	
			SE		SW		STOCK		
					Section Acres				6.0
		13	NE		NW		IRR	21.0	
			NE		NW		STOCK		
			NW		NW		IRR	40.0	
			NW		NW		STOCK		
			SW		NW		IRR	40.0	
			SW		NW		STOCK		
			SE		NW		IRR	21.0	
			SE		NW		STOCK		
					Section Acres				122.0
		14	NE		NE		IRR	40.0	
NE			NE		STOCK				
NW			NE		IRR	39.0			
NW			NE		STOCK				
SW			NE		IRR	39.0			
SW			NE		STOCK				
SE			NE		IRR	40.0			
SE			NE		STOCK				
			Section Acres				158.0		
			Total Acres				295.0		

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
37-02697, 37-02660, 37-08286

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

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

32785?

[] Name and Address of
Former Claimant:DEVON WALKERPO Box 1826SUN VALLEY, Idaho 83353

[] New Claimant(s):

BUTTE ENTERPRISES, INC.

[] New Mailing Address:

4796 Business Park Blvd, H-3ANCHORAGE, AK 99503New Telephone Number: (907) 561-6216[] Does the change in ownership result in a splitting of the
water right claimed? _____ yes X noIf yes, then describe the portion of the water right that is
now claimed by the new owner:

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

[X] Signature of New Claimant(s):

[Signature] PresidentDate: 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:

MICROFILMED
FEB 23 1993

14. Remarks: Continued

(DAVE BLOXHAM)

1765 U.S. HWY 26, GOODING, ID 83330

NOTE

CONTACT ALSO: CLIFTON E. JENSEN
JENSEN REAL ESTATE
837-6179

=====

DWR NOTE

ORIGINAL DATA ENTRY AND HARDCOPY MISSING.

RE-ENTERED ON 11-08-1989 AND COPY SENT TO BE SIGNED.

RECEIPT S002253 CHANGED TO SHOW THIS CLAIM NUMBER. (SCC)

15. Basis of Claim: LICENSE

Water Right Number: 32785

MICROFILMED
FEB 23 1993

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

FEB 23 1993

THIS BLANK FURNISHED BY Land Title and Escrow, 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 83338

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 5, 1986

[Signature]
C. Joan Walker

Indexed
Direct
Institution

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 be the same.

Residing at

Jerome

Idaho.

WALKER FAMILY FARMS, INC.
DEP REC FEE \$2.00

STATE OF IDAHO
COUNTY OF GOODING
RECORDED AT REQUEST
WALKER FAMILY FARMS, INC.
87 NOV 20 PM 4 33

130016

NOT RECORDED
FEB 23 1993

Instrument No. 130016

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 83351, 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.

September 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.

Allen Paulsen
NOTARY PUBLIC in and for Alaska
My Commission Expires: 6-28-91

QUITCLAIM DEED

STATE OF IDAHO

Blaine County } ss.

THIS IS TO CERTIFY that on this 2nd day of Sept, 1988, 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.

Hammitt
NOTARY PUBLIC in and for Idaho
My Commission Expires: 12-30-93

MICROFILMED
FEB 23 1989
79793/07

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:

Sec. 12; Beginning at the Southeast corner of said NE $\frac{1}{4}$ of

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 $\frac{1}{4}$,

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 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 $\frac{1}{4}$, 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.

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;

MICROFILMED
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

1341197

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/2

Direct
Indirect

MICROFILMED
FEB 23 1993

ARTICLES OF AMENDMENT TO ARTICLES OF INCORPORATION
OF

Filed for Record
State of Alaska

OCT 27 1988

WALKER FAMILY FARMS & RANCHES, INC.,
CHANGING NAME TO BUTTE ENTERPRISES, INC.

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

PETE T. CENARRUSA
SECRETARY OF STATE
STATE CAPITOL
BOISE, 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

Lucy J. Clark

Corporation Clerk

MICROFILMED
FEB 9 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 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: A37-02729
Date Received: 9/16/1988
Receipt No: S002253
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

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

2. Date of Priority: MAR 13, 1966

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 WITH SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	4.400		
STOCKWATER	01/01	12/31	0.400		

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

8. Total consumptive use is 886.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/1000 TO 2000 CATTLE

A37-02729

Page 1

Date: 11/08/89

MICROFILMED
FEB 23 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres	
06S	14E	11	SW	SE		IRR	5.0	
			SW	SE		STOCK		
			SE	SE		IRR	4.0	
			SE	SE		STOCK		
		Section Acres						9.0
		12	SW	SW		IRR	4.0	
			SW	SW		STOCK		
			SE	SW		IRR	2.0	
			SE	SW		STOCK		
		Section Acres						6.0
		13	NE	NW		IRR	21.0	
			NE	NW		STOCK		
			NW	NW		IRR	40.0	
			NW	NW		STOCK		
			SW	NW		IRR	40.0	
			SW	NW		STOCK		
SE	NW			IRR	21.0			
SE	NW			STOCK				
Section Acres						122.0		
14	NE	NE		IRR	40.0			
	NE	NE		STOCK				
	NW	NE		IRR	39.0			
	NW	NE		STOCK				
	SW	NE		IRR	39.0			
	SW	NE		STOCK				
	SE	NE		IRR	40.0			
	SE	NE		STOCK				
Section Acres						158.0		
Total Acres						295.0		

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
37-02697, 37-02660, 37-08286

14. Remarks:
I AM THE FARM MANAGER FOR WALKER FAMILY FARMS & RANCHES, INC.
A37-02729 Page 2 Date: 11/08/89

MICROFILMED
FEB 23 1993

14. Remarks: Continued

(DAVE BLOXHAM)

1765 U.S. HWY 26, GOODING, ID 83330

NOTE

CONTACT ALSO: CLIFTON E. JENSEN
JENSEN REAL ESTATE
837-6179

=====

DWR NOTE

ORIGINAL DATA ENTRY AND HARDCOPY MISSING.

RE-ENTERED ON 11-08-1989 AND COPY SENT TO BE SIGNED.

RECEIPT S002253 CHANGED TO SHOW THIS CLAIM NUMBER. (SCC)

15. Basis of Claim: LICENSE

Water Right Number: 32785

MICROFILMED
FEB 23 1993

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 X 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 President Title _____ of

Butte Enterprises, Inc. Organization, that I have signed the foregoing document in the space below as President Title _____ of

Butte Enterprises, Inc. Organization, and that the statements contained in the foregoing document are true and correct.

[Signature] Signature of Authorized Agent

President Title and Organization

12/15/89 Date

State of Alaska)
THIRD Judicial District) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this 15th day
of December 19 89

Betty Sue Wells
Notary Public

Seal

Residing at Anchorage Alaska

My Commission Expires 2-3-90

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 A37-02729Date 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) March 13, 1966
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 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.

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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 4.40 or _____

For Stockwater purposes from Jan. 1 to Dec. 31 amount 0.40 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 4.40 (cfs) and/or (b) 1181 (acre feet)

8. Total consumptive use claimed is 886 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) At times, there are 1000 to 2000 head of cattle on the property.

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. 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															S 5	S 4	9.0
6 S	14 E	12											S 4	S 1.9					5.9
6 S	14 E	13					S 20.5	S 40	S 40	S 21									121.5
6 S	14 E	14	S 40	S 39.3	S 38.8	S 39.8				S 1									158.9

Total number of acres irrigated 295.3

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.
37-02697, 37-02660 & 37-08286 or None ()

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

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FEB 23 1993

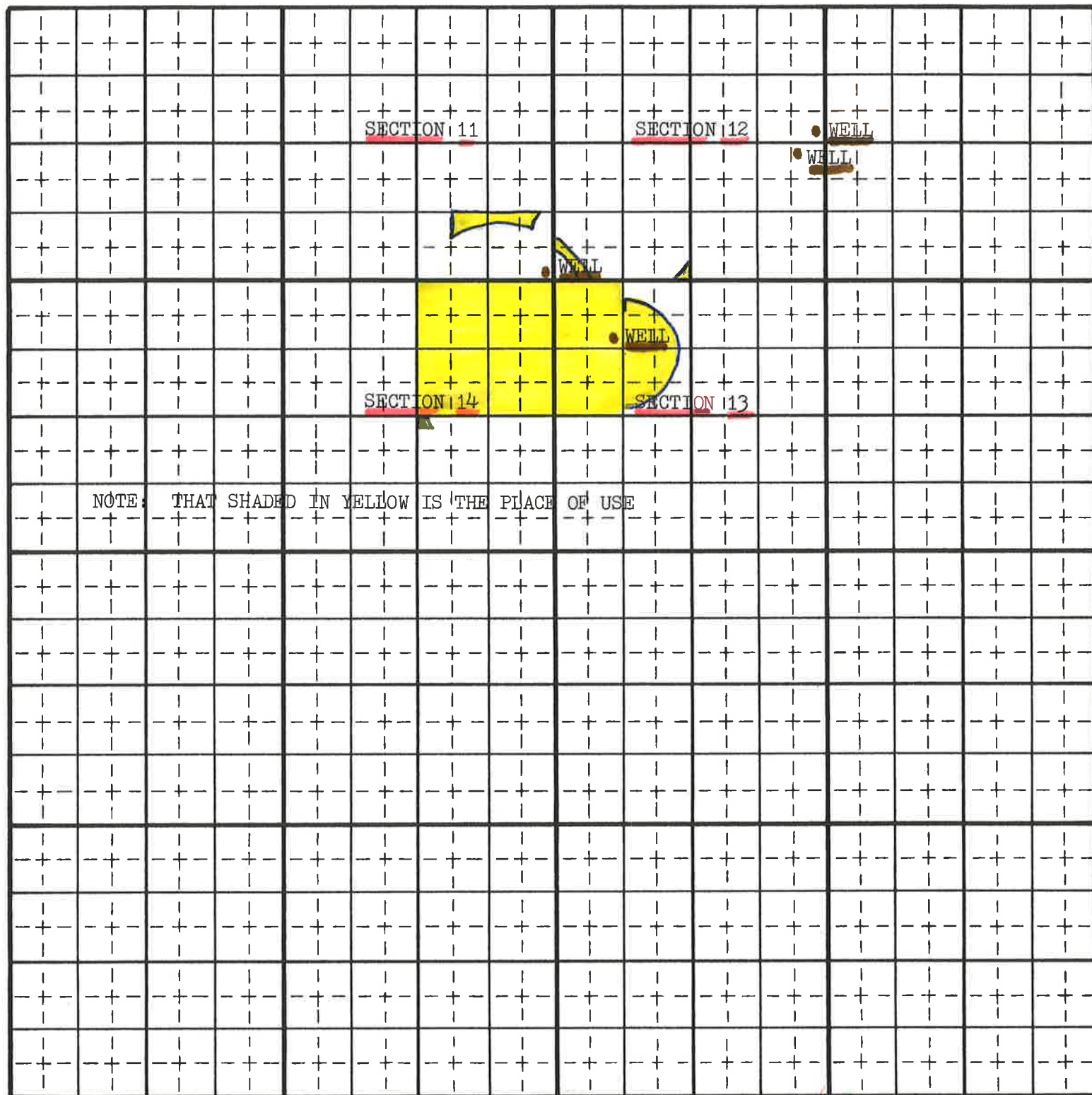
Last Name WALKER Ident No. _____

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

MICROFILMED
FEB 23 1993

15. Basis of Claim (check one) Beneficial Use _____ - Posted Notice _____ License X Permit _____
Decree _____
If applicable provide IDWR Water Right Number 37-02729
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 _____)
County of Gooding) SS.

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

SEAL

Notary Public

Clifton 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 _____

Last Name WALKER Ident. Number _____

Copies White-State, Yellow-Claimant



MAIN OFFICE: 208/837-6116 - Box 201 - Hagerman, ID 83332

CLIFF JENSEN, Broker - 208/837-6179

SUZANNE JENSEN, Associate Broker - 208/837-6179

November 6, 1989

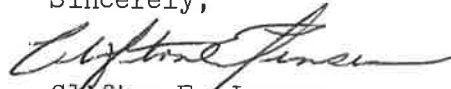
Idaho Department of Water Resources
Attn: Steve
2148 4th Avenue East
Twin Falls, Idaho 83301

Dear Steve:

Enclosed please find a copy of the Notice of Claim to a Water Right concerning license number A37-02729 as requested. Mr. Dave Bloxham's address is 1765 U. S. Highway 26, Gooding, Idaho 83330.

Thank you and if you have any questions, please contact me.

Sincerely,


Clifton E. Jensen

RECEIVED

NOV 8 1989

Department of Water Resources
Southern Region Office

MICROFILMED
FEB 23 1993

S002253

09/16/88
16:18:21

WALKER FAMILY FARMS

ADJUDICATION FEE

0410162 9337 6490

\$1,069.00

\$1,069.00

CHECK 1056

25⁰⁰ 244⁰⁰ 454⁰⁰
WR/NO: A37-02660 A37-02697 A37-12824

346⁰⁰
A37-02729

Missing
#

Idaho Department of Water Resources

Region: SOUTHERN

Signature: _____

MICROFILMED
FEB 23 1993

09/16/88
16:18:21

WALKER FAMILY FARMS

ADJUDICATION FEE

0410162 9337 6490

\$1,069.00

\$1,069.00

CHECK 1056

WR/NO: A37-02660 A37-02697 A37-12824 A37-02729

Idaho Department of Water Resources

Region: SOUTHERN

Signature: _____

Added
11/8/85 ADWMICROFILMED
FEB 23 1985