

02/11/2008

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

RIGHT NUMBER: 37-4386

NAME AND ADDRESS: BLACK BUTTE HILLS LLC
PO BOX 1607
BELLEVUE WA 98009

SOURCE: THORN CREEK

TRIBUTARY: BIG WOOD RIVER

QUANTITY: 10.000 CFS

PRIORITY DATE: 04/01/1910

POINT OF DIVERSION:

T04S R15E S25 SWNE Within GOODING County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 11/01

10.000 CFS

PLACE OF USE:

IRRIGATION in GOODING County

T04S R15E S25	SWSE	39.00	T04S R15E S25	SESE	40.00
T04S R15E S36	NENE	39.00	T04S R15E S36	NWNE	39.00
T04S R15E S36	SWNE	37.00	T04S R15E S36	SENE	35.00
T04S R15E S36	NENW	40.00	T04S R15E S36	SENW	26.00
T04S R16E S30 Lot 4	SWSW	4.00	T04S R16E S31	NENW	6.00
T04S R16E S31 Lot 1	NWNW	37.00	T04S R16E S31 Lot 2	SWNW	31.00
T04S R16E S31	SENW	18.00	T04S R16E S31	NESW	19.00

410 ACRES TOTAL

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

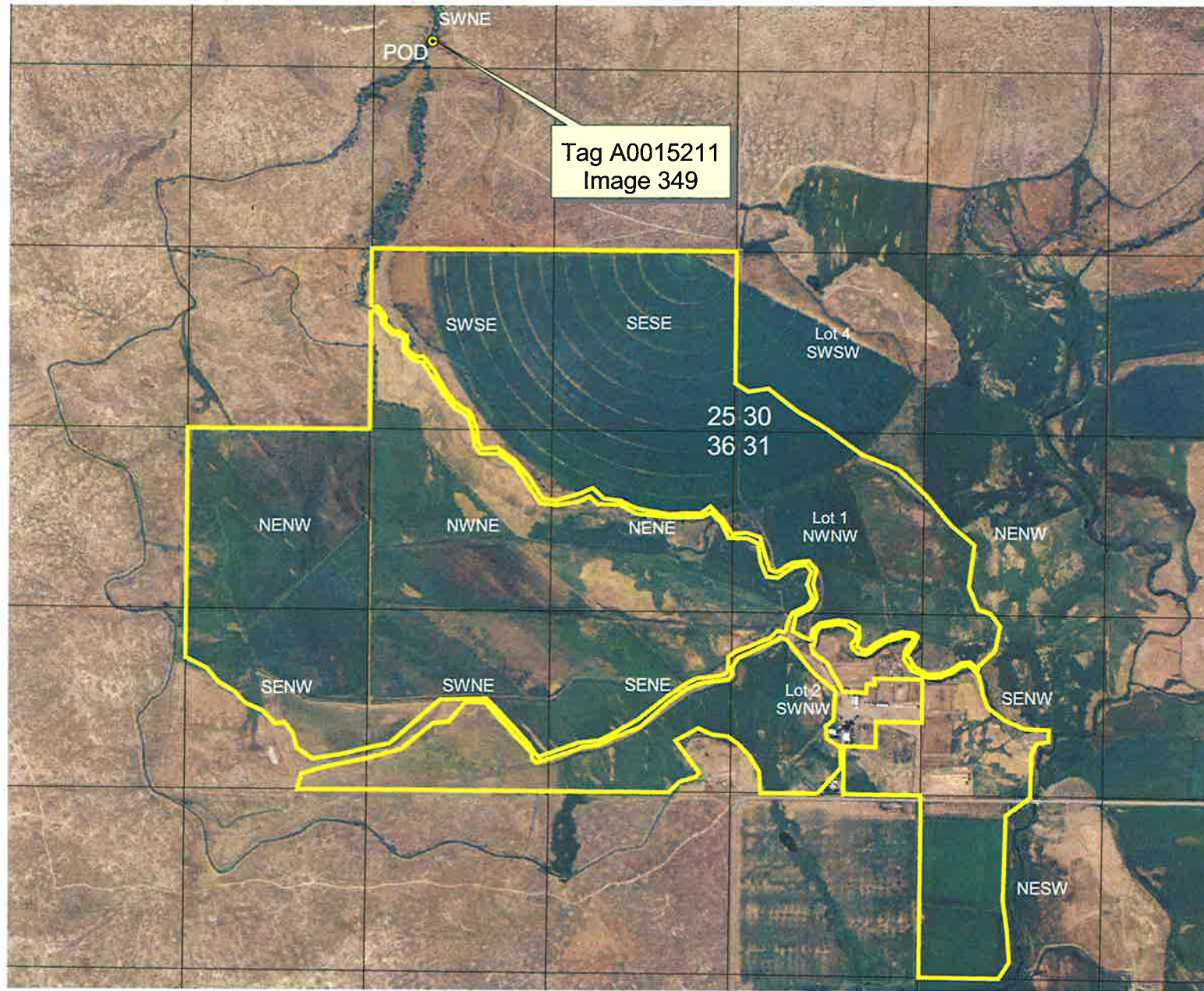
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Use of this right is combined with water from American Falls Reservoir Dist. No. 2.

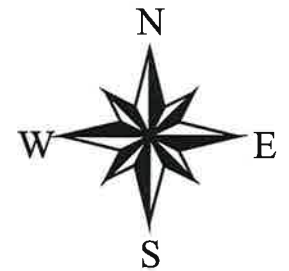
Use of this right is combined with water from Big Wood Canal Co.

37-4386



**T04S R15E
S25 & S36**

**T04S R16E
S31**



1000 0 1000 2000 3000 4000 Feet

Map prepared by: Carter Fritschle
Date prepared: 11/22/04 - Revised 02/08/08
2004 NAIP photography
Idaho Department of Water Resources

04/17/2007

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

RIGHT NUMBER: 37-4386

NAME AND ADDRESS: BLACK BUTTE HILLS LLC
PO BOX 1607
BELLEVUE WA 98009

SOURCE: THORN CREEK

TRIBUTARY: BIG WOOD RIVER

QUANTITY: 8.200 CFS

PRIORITY DATE: 04/01/1910

POINT OF DIVERSION:

T04S R15E S25 SWNE Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	8.200 CFS

PLACE OF USE:

IRRIGATION in GOODING County

T04S R15E S25	SWSE	39.00	T04S R15E S25	SESE	40.00
T04S R15E S36	NENE	39.00	T04S R15E S36	NWNE	39.00
T04S R15E S36	SWNE	37.00	T04S R15E S36	SENE	35.00
T04S R15E S36	NENW	40.00	T04S R15E S36	SENW	26.00
T04S R16E S30 Lot 4	SWSW	4.00	T04S R16E S31	NENW	6.00
T04S R16E S31 Lot 1	NWNW	37.00	T04S R16E S31 Lot 2	SWNW	31.00
T04S R16E S31	SENW	18.00	T04S R16E S31	NESW	19.00

410 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Use of this right is combined with water from American Falls Reservoir Dist. No. 2.

Use of this right is combined with water from Big Wood Canal Co.

03/17/2005

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

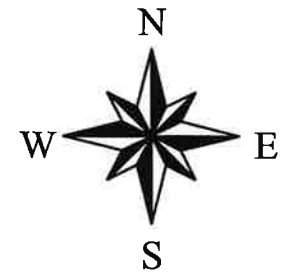
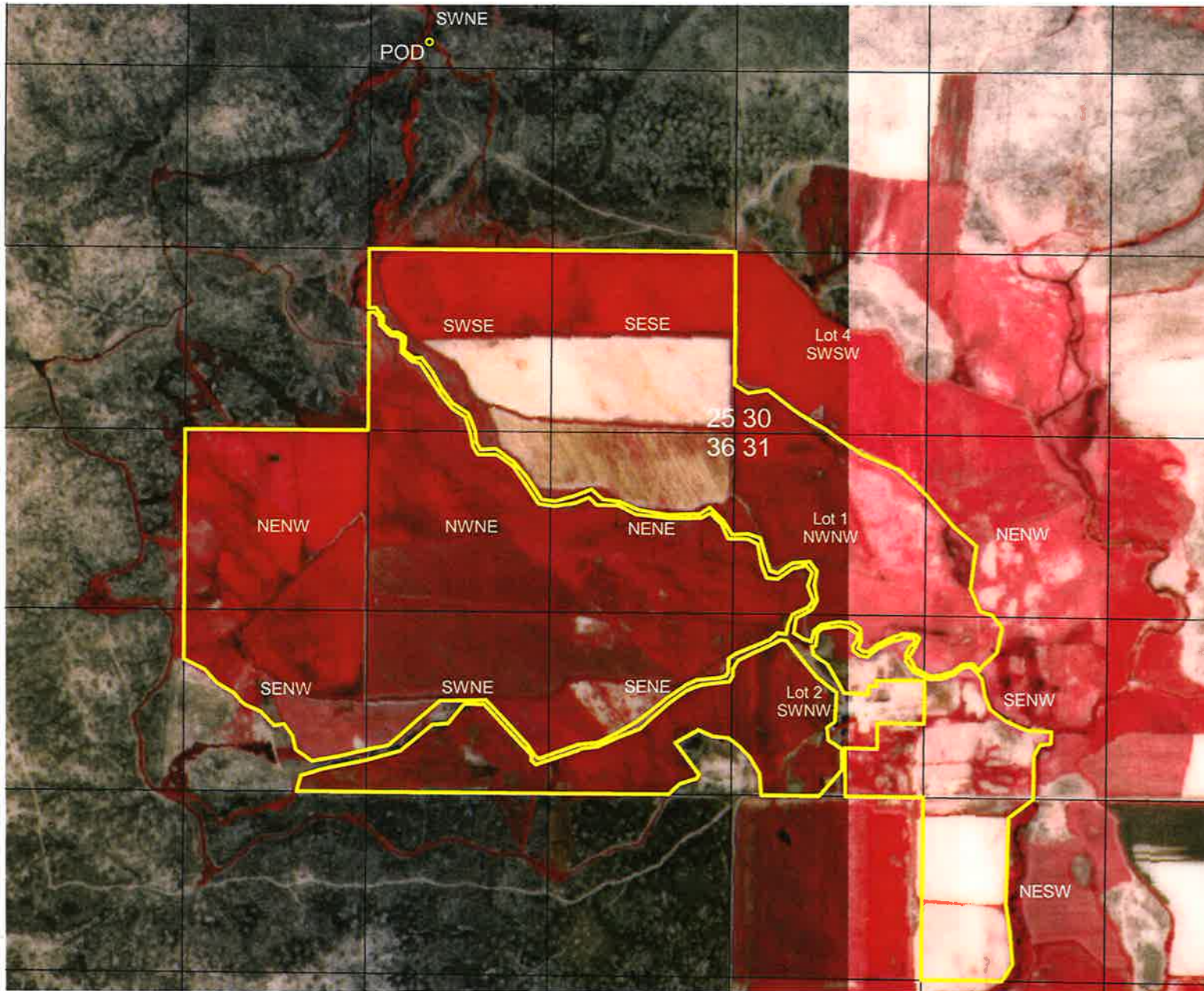
RIGHT NUMBER: 37-4386
NAME AND ADDRESS: SOUTH COVE VENTURES LLC
C/O CHUCK HILL
PO BOX 1607
BELLEVUE WA 98009

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:
No lawful appropriation shown.

37-4386

**T04S R15E
S25 & S36**

**T04S R16E
S31**



1000 0 1000 2000 3000 4000 Feet

Map prepared by: Carter Fritschle
Date prepared: 11/22/04
1987-1988 NAPP photography
Idaho Department of Water Resources

The United States of America,

To all to whom these presents shall come, Greeting:

WHEREAS, a Certificate of the Register of the Land Office at HAILEY, IDAHO, has been deposited in the General Land Office, whereby it appears that full payment has been made by the claimant

MARCUS L. MOODY

according to the provisions of the Act of Congress of April 24, 1820, entitled "An Act making further provision for the sale of the Public Lands" and the acts supplemental thereto, for the SOUTH HALF OF THE SOUTHEAST QUARTER OF SECTION TWENTY-FIVE IN TOWNSHIP FOUR SOUTH OF RANGE FIFTEEN EAST AND THE SOUTH HALF OF THE SOUTHWEST QUARTER OF SECTION THIRTY AND THE NORTH-WEST QUARTER OF SECTION THIRTY-ONE IN TOWNSHIP FOUR SOUTH OF RANGE SIXTEEN EAST OF THE BOISE MERIDIAN, IDAHO, CONTAINING THREE HUNDRED TWENTY-FIVE AND EIGHTY-TWO-HUNDREDTHS ACRES,

according to the Official Plat of the Survey of the said Land, returned to the GENERAL LAND OFFICE by the Surveyor-General:

NOW KNOW YE, That the UNITED STATES OF AMERICA, in consideration of the premises, and in conformity with the several Acts of Congress in such case made and provided, HAS GIVEN AND GRANTED, and by these presents DOES GIVE AND GRANT, unto the said claimant and to the heirs of the said claimant the Tract above described; TO HAVE AND TO HOLD the same, together with all the rights, privileges, immunities, and appurtenances, of whatsoever nature, thereunto belonging, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, I, WILLIAM H. TAFT

President of the United States of America, have caused these letters to be made Patent, and the Seal of the General Land Office to be hereunto affixed.

GIVEN under my hand, at the City of Washington, the SEVENTEENTH

(SEAL)

day of AUGUST In the year of our Lord one thousand nine hundred and ELEVEN and of the Independence of the United States the one hundred and THIRTY-SIXTH

By the President:

By

Secretary,

Recorder of the General Land Office.

RECORD OF PATENTS: Patent Number

221314

Contacts Data Entry Form

Claim Number 37-4386

1st 2

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	~~PAULINE S DAMELE~~	655 W COUNTY LINE RD	GOODING	ID	83330	(208)886-2797
Current Owner	~~STEPHEN D DAMELE~~	655 W COUNTY LINE RD	GOODING	ID	83330	(208)886-2797
	Bruce McCaw	South Cove Ventures LLC	Seattle	Wash		208-764-3904
	Rod Gonzales					

Date of Field Exam: 10-22-04 Time: 10 AMAccompanied By: Rod Gonzales Phone Number: 208-764-3904Relationship to Claimant: Forfeitor

Directions to Property (if different from above) and/or update owner information:

From Gooding 5 mi North - 6 mi East -
1 1/2 mi North - 1/2 mi West to future ranch
office

Lee R. Peterson
234 S View Rd.
Jerome, ID 83338

Date: 10-22-04

Point of Diversion and Source Data Entry Form

Claim Number 37-4386

Claimed Point of Diversion and Source

T04S R15E S25 NWSE Within GOODING County Source: THORN CREEK BIG WOOD RIVER

T04S R15E S25 NWSE Within GOODING County Source: WASTE WATER THORNE CREEK

Use Claimed POD and Source as Recommended POD and Source

Water Right Point of Diversion and Source

T04S R15E S25 NWSE Within GOODING County

T04S R15E S25 NWSE Within GOODING County

Recommended Point of Diversion and Source

Source Information

Source

Tributary To

~~Amber Falls~~
Thorne Cr

Big W. River

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
4S	15E	25		SE NW	Gooding	Amber Falls - BWC Co.
				SEE Color Photo & GPS		

Other rights from this POD? NONE

Document how the POD and Source were verified:

Red Gonzales and I drove around area and walked
to POD on ~~Creek~~ ^{Creek} I named GPS COVE. I didn't know name of
Ranch by new owner - Red said his office is Canine Cr. Ranch.

2

COVE 2	2449	131	24	Acc 15211	1030	349
	2449 278	1316	544			349

Reviewer: PSDate: 10-22-04

Place Of Use Data Entry Form

Claim Number 37-4386

Claimed Place Of Use

T04S R15E S25	SWSE	40.0	T04S R15E S25	SESE	40.0
T04S R15E S36	NENE	40.0	T04S R15E S36	NWNE	40.0
T04S R15E S36	SWNE	35.0	T04S R15E S36	SENE	35.0
T04S R15E S36	NENW	40.0	T04S R15E S36	SENW	30.0
T04S R16E S31	NWNW	40.0	T04S R16E S31	SWNW	35.0
T04S R16E S31	SENW	15.0	T04S R16E S31	NESW	20.0

Total Acres 410

☐ Use Claimed POU as Recommended POU

Water Right Place Of Use

T04S R15E S25	SWSE	40.0	T04S R15E S25	SESE	40.0
T04S R15E S36	NENE	40.0	T04S R15E S36	NWNE	40.0
T04S R15E S36	SWNE	35.0	T04S R15E S36	SENE	35.0
T04S R15E S36	NENW	40.0	T04S R15E S36	SENW	30.0
T04S R16E S31	NWNW	40.0	T04S R16E S31	SWNW	35.0
T04S R16E S31	SENW	15.0	T04S R16E S31	NESW	20.0

Total Acres 410

appears OK by Rod

Recommended Place of Use

☐ See corrections to claimed POU above

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
4S	15E	25 31 36			Gooding			Irrigation

Total Acres _____

Document how the POU was verified:

Rod & I observed the area standing on Creek
 at POU ~~which~~ which delivered water to
 POU

Reviewer: _____

Date: 10-22-04

Period of Use and Quantity Data Entry Form

Claim Number 37-4386

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	4/01	11/01	10	OK

Overall Diversion Rate 10

Overall Diversion Volume

 Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	4/01	11/01	10	when Big W Co - AM Fall turns on ~~the~~ water is more assured from their canal

Overall Diversion Rate 10

Overall Diversion Volume

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
The above dates are close				

Overall Diversion Rate

usually close

Overall Diversion Volume

Document how the Period of Use and/or Diversion Rate were verified:

This water is on & off by canal Co - Amer Falls #2 and varies, based on natural flow ~~the~~ and company The past few years has been rather short

Reviewer: 

Date: 10-22-04



Tag No. A0015211 – Image No. 349

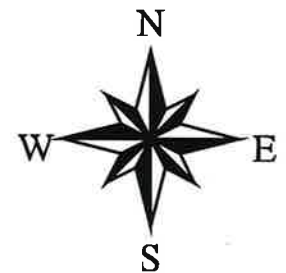
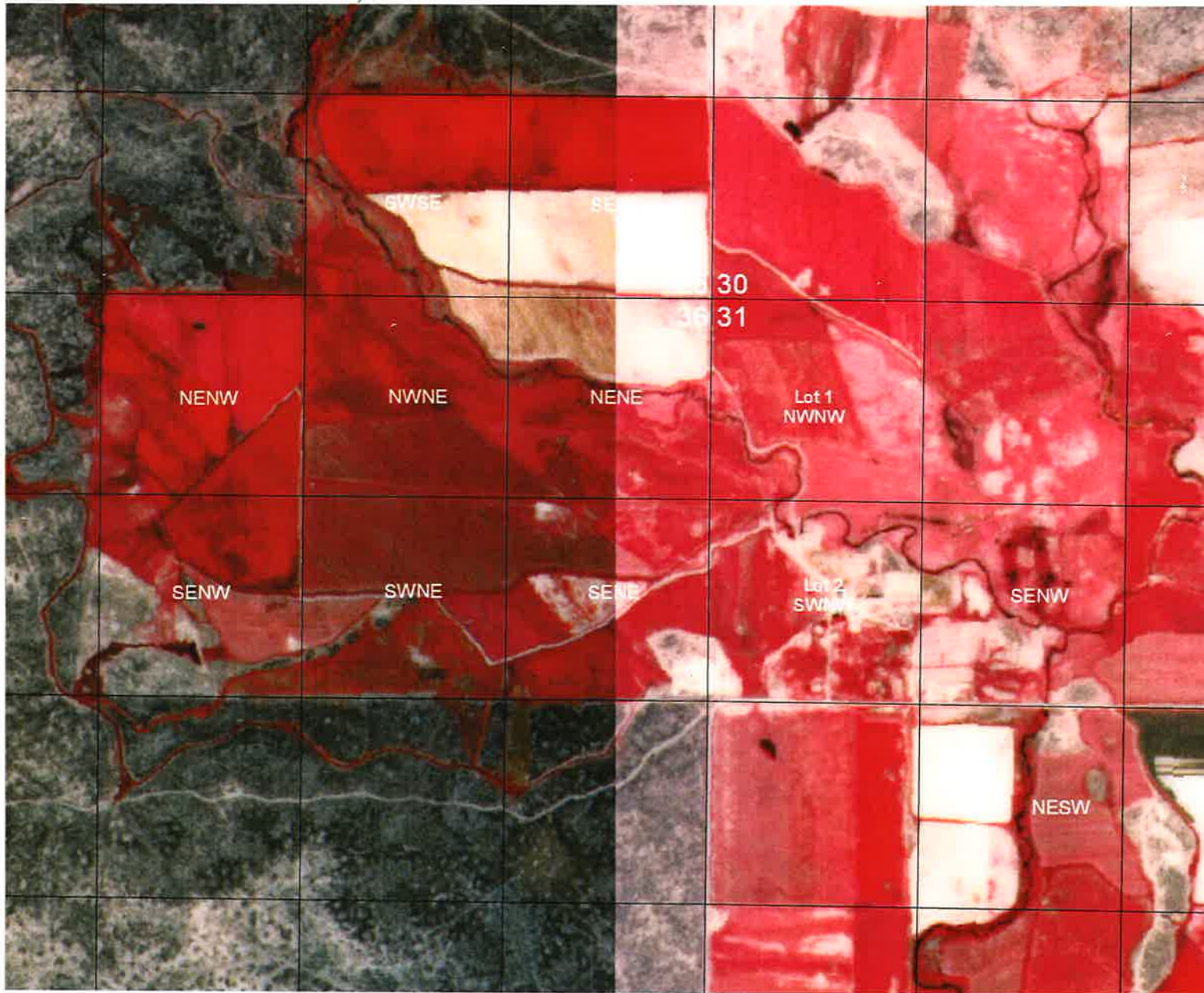
check dam in Thorn Creek Ditch diversion is orange
dam. Ditch nearly encircles POU. (see 2004 aerial photo)

②
S99
GPS

37-4386

**T04S R15E
S25 & S36**

**T04S R16E
S31**



1000 0 1000 2000 3000 4000 Feet

bridge

• #2 PoD

37-4386

SFF
GPS

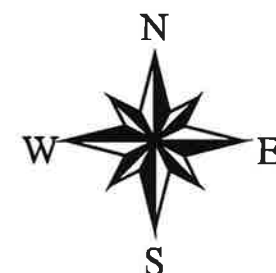
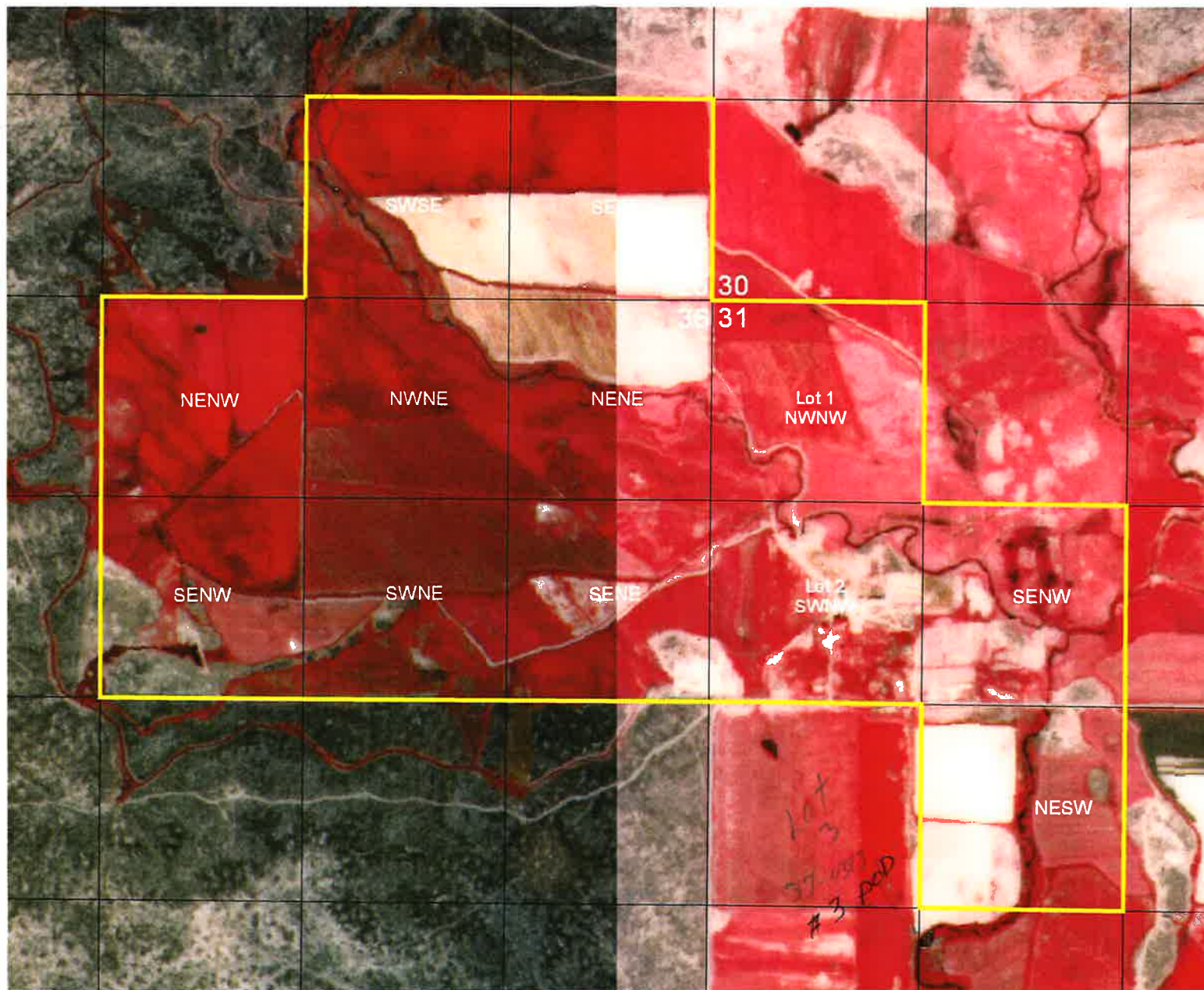
• #1 PoD
37-4384

T04S R15E

S25 & S36

T04S R16E

S31



1000 0 1000 2000 3000 4000 Feet

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED
SEP 22 2004
 Department of Water Resources
 Southern Region

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
_____	37-4383	_____	_____	_____	_____
_____	37-4384	_____	_____	_____	_____
_____	37-4386	_____	_____	_____	_____
_____	37-4099	_____	_____	_____	_____
37-4094	_____	_____	_____	_____	_____

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See Instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions): **PLAT OF PROPERTY** or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Stephen D. Damele and Pauline S. Damele, husband and wife
655 West County Line Rd., Gooding, Idaho 83330
4. New Owner/Claimant(s) South Cove Ventures, L.L.C.
 Name Connector (Check one): ☐ and, ☐ or ☐ and/or
- New Mailing Address c/o Chuck Hill, P.O. Box 1607
- City, State and Zip Code Bellevue, WA 98009
- New Telephone Number (425) 460-2504
5. Date you acquired the property May 4, 2004

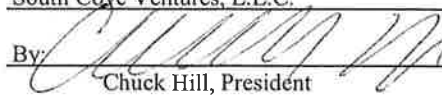
6. **IF THE CHANGE IN OWNERSHIP AFFECTS THE ENTIRE WATER RIGHTS FOR EACH WATER RIGHT OR ADJUDICATION CLAIM NUMBER LISTED IN ITEM 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change of ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (Cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc.)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (Cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc.)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New owner(s) or Claimant(s)
(include title if applicable)

South Coye Ventures, L.L.C.

By: 
Chuck Hill, President

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use only

Received by  Date 9/30/04 Fee 25.00
 Received by  Date 9/30/04 Receipt No. 5027086
 Processed by _____ AJ Date _____ WR _____ Date _____

**RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:**

James P. Speck, Esq.
SPECK & AANESTAD
a Professional Corporation
P. O. Box 987
Ketchum, Idaho 83340

G040302

(Space above line for Recorder's use)

Instrument # 206146

GOODING, GOODING, IDAHO

2004-05-10

02:27:35 No. of Pages: 7

Recorded for : GOODING TITLE

HELEN EDWARDS

Ex-Officio Recorder Deputy

Fee: 21.00

B. Edwards

WARRANTY DEED

FOR VALUE RECEIVED, STEPHEN D. DAMELE and PAULINE S. DAMELE, husband and wife, whose current address is 655 West County Line Road, Gooding, ID, 83330 ("Grantor" whether one or more), hereby grants, bargains, sells and conveys unto SOUTH COVE VENTURES L.L.C., a Washington limited liability company, whose current address is c/o Chuck Hill, P.O. Box 1607, Bellevue, WA 98009 ("Grantee"), that certain real property situated in Gooding County, Idaho and described in Exhibit A attached hereto and incorporated herein by this reference;

TOGETHER WITH the any and all water rights appurtenant thereto including, but not limited to, SRBA Claims Nos. 37-4383, 37-4384, 37-4386 and 37-4099, and Water No. 37-4094;

TOGETHER WITH 24 shares of stock in American Falls Reservoir Company No. 2 and 764 shares of stock in Big Wood Canal Company represented by certificates nos. 11441 and 11442;

SUBJECT TO all easements and restrictions of record;

TO HAVE AND TO HOLD, the said real property, with its appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said real property, that said real property is free from all encumbrances except as above-described, and that the Grantor will warrant and defend the same from all lawful claims whatsoever.

This Warranty Deed may be executed in one or more counterparts, all of which together shall constitute one and the same Warranty Deed.

"GRANTOR"

Stephen D. Damele
STEPHEN D. DAMELE

Pauline S. Damele
PAULINE S. DAMELE

Warranty Deed.wpd
5/8/04

EXHIBIT A
G040302

PARCEL 1

Township 4 South, Range 15 East, Boise Meridian, Gooding County, Idaho

Section 25: S½SE¼

Section 36: NE¼; E½NW¼

Township 4 South, Range 16 East, Boise Meridian, Gooding County, Idaho

Section 30: Lot 3

Section 31: Lot 3 and that part of the NE¼SW¼ lying West of Thorn Creek.

Township 4 South, Range 16 East, Boise Meridian, Gooding County, Idaho

A parcel of land located in Sections 30 and 31, more particularly described as follows:

Commencing at the West quarter corner of Section 31 and being THE TRUE POINT OF BEGINNING;
THENCE North 0°03'51" West along the West boundary of Section 31 for a distance of 2638.23 feet to the Northwest corner of Section 31;

THENCE North 0°11'51" West along the West boundary of Section 30 for a distance of 1317.80 feet to the Northwest corner of the SW¼SW¼ of Section 30;

THENCE South 89°58'28" East along the North boundary of the S½SW¼ of Section 30 for a distance of 2564.64 feet to the center of Preacher Creek;

THENCE along the center of Preacher Creek on the following courses:

South 29°31'14" West, 53.02 feet;

South 42°35'33" West, 75.06 feet;

South 36°04'40" West, 129.01 feet;

South 26°55'26" East, 84.12 feet;

South 25°15'58" West, 66.62 feet;

South 15°06'01" East, 136.13 feet;

South 02°32'04" East, 79.51 feet;

South 25°14'16" West, 130.95 feet;

South 03°48'48" West, 148.10 feet;

South 36°19'28" West, 29.68 feet;

South 08°57'11" West, 136.38 feet;

South 21°18'00" East, 118.28 feet;

South 59°22'56" West, 211.41 feet;

South 15°54'25" East, 168.03 feet;

South 37°32'13" East, 265.16 feet;

South 54°20'46" East, 71.47 feet;

South 32°33'05" East, 231.75 feet;

South 00°59'11" West, 86.50 feet;

South 23°17'30" West, 123.41 feet;

South 28°34'58" East, 52.36 feet;

South 66°20'07" East, 110.19 feet;

South 85°11'50" East, 94.16 feet;

North 79°05'35" East, 150.27 feet;

South 59°52'59" East, 49.79 feet;

South 31°24'39" East, 27.66 feet;

South 56°14'04" East, 34.46 feet;

North 80°02'54" East, 81.70 feet;

South 51°22'45" East, 60.87 feet;

South 09°39'12" West, 36.14 feet;

South 57°35'41" West, 139.46 feet;

South 12°59'07" West, 106.48 feet;
South 41°21'08" East, 74.18 feet;
South 89°40'27" East, 127.67 feet;
South 38°41'36" East, 67.95 feet;
North 84°13'46" East, 40.50 feet;
South 38°43'05" East, 24.13 feet;
South 04°47'47" West, 37.19 feet;
South 32°53'08" East, 78.56 feet;
South 30°57'47" West, 93.20 feet;
South 45°51'59" West, 55.04 feet;
South 61°40'56" West, 45.57 feet;
North 81°11'18" West, 130.10 feet;
South 77°27'26" West, 56.87 feet;
South 37°10'43" West, 121.42 feet;
South 17°01'36" West, 68.89 feet;
South 08°08'56" West, 70.28 feet;
South 31°55'44" West, 39.52 feet;
South 01°27'47" East, 72.37 feet;
South 35°52'58" West, 22.70 feet;
South 01°49'02" East, 57.96 feet;
South 16°03'53" West, 38.77 feet;
North 70°46'32" West, 24.10 feet;
South 52°35'08" West, 70.09 feet;
South 88°20'20" West, 71.75 feet;
South 62°01'58" West, 55.35 feet;
South 48°32'14" West, 31.94 feet;
South 03°31'48" West, 194.91 feet;
South 73°59'48" West, 49.24 feet;
South 88°50'28" West, 52.37 feet;
North 66°52'25" West, 48.89 feet;
North 80°09'31" West, 66.56 feet;
South 64°46'29" West, 24.43 feet;
North 87°40'00" West, 23.41 feet;
South 51°15'19" West, 25.79 feet;
South 05°40'17" West, 45.57 feet to the junction of Preacher Creek and Thorn Creek;
THENCE along the center of Thorn Creek on the following courses:

South 11°39'10" West, 65.79 feet;
South 57°51'16" West, 37.67 feet;
North 63°32'31" West, 38.11 feet;
South 80°44'42" West, 22.04 feet;
South 12°01'52" West, 53.55 feet;
South 03°19'05" West, 70.74 feet;
South 06°59'19" East, 80.14 feet;
South 14°02'21" West, 68.86 feet;
South 08°10'05" West, 97.04 feet to a point on the South boundary of the NW¼ of Section 31;
THENCE leaving the center of Thorn Creek North 89°52'39" West along the South boundary of the NW¼ of Section 31 for a distance of 2188.61 feet to the West quarter corner of Section 31 and being the TRUE POINT OF BEGINNING.

SUBJECT to a 25.00 foot wide county road right of way along the Southerly boundary of the above described parcel.

PARCEL 2

Township 4 South, Range 16 East, Boise Meridian, Gooding County, Idaho

That part of the SE¼SW¼ of Section 30 and the E½NW¼, W½NE¼, and SE¼NE¼ of Section 31, lying Easterly of the following described line:

Beginning at a point South 89°58'28" East, 2564.64 feet from the Northwest corner of the SW¼SW¼ of Section 30, said point being in the center of Preacher Creek;
THENCE along the center of Preacher Creek on the following courses:
South 29°31'14" West, 53.02 feet;

South 42°35'33" West, 75.06 feet;
South 36°04'40" West, 129.01 feet;
South 26°55'26" East, 84.12 feet;
South 25°15'58" West, 66.62 feet;
South 15°06'01" East, 136.13 feet;
South 02°32'04" East, 79.51 feet;
South 25°14'16" West, 130.95 feet;
South 03°48'48" West, 148.10 feet;
South 36°19'28" West, 29.68 feet;
South 08°57'11" West, 136.38 feet;
South 21°18'00" East, 118.28 feet;
South 59°22'56" West, 211.41 feet;
South 15°54'25" East, 168.03 feet;
South 37°32'13" East, 265.16 feet;
South 54°20'46" East, 71.47 feet;
South 32°33'05" East, 231.75 feet;
South 00°59'11" West, 86.50 feet;
South 23°17'30" West, 123.41 feet;
South 28°34'58" East, 52.36 feet;
South 66°20'07" East, 110.19 feet;
South 85°11'50" East, 94.16 feet;
North 79°05'35" East, 150.27 feet;
South 59°52'59" East, 49.79 feet;
South 31°24'39" East, 27.66 feet;
South 56°14'04" East, 34.46 feet;
North 80°02'54" East, 81.70 feet;
South 51°22'45" East, 60.87 feet;
South 09°39'12" West, 36.14 feet;
South 57°35'41" West, 139.46 feet;
South 12°59'07" West, 106.48 feet;
South 41°21'08" East, 74.18 feet;
South 89°40'27" East, 127.67 feet;
South 38°41'36" East, 67.95 feet;
North 84°13'46" East, 40.50 feet;
South 38°43'05" East, 24.13 feet;
South 04°47'47" West, 37.19 feet;
South 32°53'08" East, 78.56 feet;
South 30°57'47" West, 93.20 feet;
South 45°51'59" West, 55.04 feet;
South 61°40'56" West, 45.57 feet;
North 81°11'18" West, 130.10 feet;
South 77°27'26" West, 56.87 feet;
South 37°10'43" West, 121.42 feet;
South 17°01'36" West, 68.89 feet;
South 08°08'56" West, 70.28 feet;
South 31°55'44" West, 39.52 feet;
South 01°27'47" East, 72.37 feet;
South 35°52'58" West, 22.70 feet;
South 01°49'02" East, 57.96 feet;
South 16°03'53" West, 38.77 feet;
North 70°46'32" West, 24.10 feet;
South 52°35'08" West, 70.09 feet;
South 88°20'20" West, 71.75 feet;
South 62°01'58" West, 55.35 feet;
South 48°32'14" West, 31.94 feet;
South 03°31'48" West, 194.91 feet;
South 73°59'48" West, 49.24 feet;
South 88°50'28" West, 52.37 feet;
North 66°52'25" West, 48.89 feet;
North 80°09'31" West, 66.56 feet;
South 64°46'29" West, 24.43 feet;
North 87°40'00" West, 23.41 feet;
South 51°15'19" West, 25.79 feet;

South 05°40'17" West, 45.57 feet to the junction of Preacher Creek and Thorn Creek;
THENCE along the center of Thorn Creek on the following courses:
South 11°39'10" West, 65.79 feet;
South 57°51'16" West, 37.67 feet;
North 63°32'31" West, 38.11 feet;
South 80°44'42" West, 22.04 feet;
South 12°01'52" West, 53.55 feet;
South 03°19'05" West, 70.74 feet;
South 06°59'19" East, 80.14 feet;
South 14°02'21" West, 68.86 feet;
South 08°10'05" West, 97.04 feet to a point on the South boundary of the NW¼ of Section 31.

SUBJECT to a 25.0 foot wide county road right of way along the Southerly boundary of the above described parcel.

PARCEL NO. 3

Township 4 South, Range 16 East, Boise Meridian, Gooding County, Idaho

Section 31: SE¼ and that part of the E½SW¼ lying East of the centerline of Thorn Creek

SUBJECT TO a 25 foot wide county road easement along the North and East boundaries.

EXCEPT

Township 4 South, Range 16 East, Boise Meridian, Gooding County, Idaho

Section 31: A parcel of land located in the NE¼SE¼, more particularly described as follows:

Commencing at the East One Quarter corner of said Section 31, from which the Southeast corner of said Section 31 bears South 00°11'25" East 2646.05 feet, said East One Quarter corner being the TRUE POINT OF BEGINNING;
THENCE South 00°11'25" East along the East boundary of the SE¼ of said Section 31 for a distance of 86.20 feet;
THENCE South 75°47'52" West for a distance of 178.12 feet;
THENCE South 85°51'08" West for a distance of 132.78 feet;
THENCE South 79°39'21" West for a distance of 71.21 feet;
THENCE South 73°30'32" West for a distance of 68.93 feet;
THENCE North 38°46'25" West for a distance of 220.43 feet to a point on the North boundary of the SE¼ of said Section 31;
THENCE North 90°00'00" East along the North boundary of the SE¼ of said Section 31 for a distance of 579.00 feet to the TRUE POINT OF BEGINNING.

PARCEL NO. 4

Township 4 South, Range 16 East of the Boise Meridian, Gooding County, Idaho

Section 31: SE¼SW¼, lying West of Thorn Creek

EXCEPT that portion described as Tax 1 and being more particularly described as follows:

BEGINNING at the Southwest corner of the E½SW¼ of said Section 31;
THENCE North 1,030 feet;
THENCE East 50 feet, more or less, to the center of Thorn Creek as it presently exists;
THENCE in a Southerly direction along the center of said Thorn Creek to the South boundary of the E½SW¼ of Section 31;
THENCE 700 feet, more or less, due West to the TRUE POINT OF BEGINNING.

PARCEL NO. 5

An Easement created in Agreement dated July 30, 1970 by and between Thorn Creek Ranch, Inc., a corporation and Curtis R. Glasscock and Kathryn Glasscock, husband and wife recorded January 6, 1972 as

Instrument No. 38495 over the following described land:

S $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 32, Township 4 South, Range 16 East, Boise Meridian, Gooding County, Idaho.

PARCEL NO. 6

An Easement created in Agreement dated July 30, 1970 by and between Thorn Creek Ranch, Inc., a corporation and Curtis R. Glasscock and Kathryn Glasscock, husband and wife recorded January 6, 1972 as Instrument No. 38496 over the following described land:

S $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 32, Township 4 South, Range 16 East, Boise Meridian, Gooding County, Idaho.

PARCEL NO. 7

An Easement created in Easement Agreement dated January 18, 1990 by and between Edwin R. Brown and Clarissa Brown, husband and wife, Paul T. Walton and Helen B. Walton, husband and wife and the United States of America, acting by and through the Farmers Home Administration recorded April 30, 1990 as Instrument No. 140726 over the following described land:

Township 4 South, Range 16 East, Boise Meridian, Gooding County, Idaho

Section 31: Lot 4 and that portion of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ lying West of Thorn Creek

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 37-4386
Date Received: 9/14/1989
Receipt No: N003328
Received By:

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

1. Name of Claimant(s)

PAULINE S DAMELE Phone: (208)886-2797
655 W COUNTY LINE RD
GOODING ID 83330

STEPHEN D DAMELE Phone: (208)886-2797
655 W COUNTY LINE RD
GOODING ID 83330

2. Date of Priority: 04/01/1910

3. Source: THORN CREEK , WASTE WATER Trib. to: BIG WOOD RIVER , THORNE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
04S	15E	25	NW	SE		GOODING	
04S	15E	25	NW	SE		GOODING	

5. Description of diverting works:

DIVERSION DAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	10	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
04S	15E	25	SW	SE		IRRIGATION	40
			SE	SE		IRRIGATION	40
						Section Acres	80
04S	15E	36	NE	NE		IRRIGATION	40
			NW	NE		IRRIGATION	40
			SW	NE		IRRIGATION	35
			SE	NE		IRRIGATION	35
			NE	NW		IRRIGATION	40
			SE	NW		IRRIGATION	30
						Section Acres	220
04S	16E	31	NW	NW		IRRIGATION	40
			SW	NW		IRRIGATION	35
			SE	NW		IRRIGATION	15
			NE	SW		IRRIGATION	20
						Section Acres	110
						Total Acres	410

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:

14. Remarks:

SOURCE DETERMINED FROM USGS MAP.

15. Basis of Claim: Statutory Claim



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 16, 2004

STEPHEN DAMELE
PAULINE DAMELE
655 W COUNTY LINE RD
GOODING ID 83330

Re: SRBA Claim(s) 37-4383, 37-4384, 37-4386, 37-4099
Decreed Water Right 37-4385

Dear Mr. and Mrs. Damele:

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the record of current ownership to you. Please find the enclosed copies of the computer records of the claim(s) noting the change in claimant. Review these records and if there is an error, or you have any questions, please contact this office.

Sincerely,

Trish Fawcett
Technical Records Specialist

Enc.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

RECEIVED
 APR 14 2004
 Department of Water Resources
 Southern Region

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s)	Adjudication Claim No(s)	Split	Water Right No(s)	Adjudication Claim No(s)	Split
37-4383					
37-4386					
37-4099					
37-4384					
37-4385					

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) PAUL T. WALTON 1990 REVOCABLE TRUST
STAR ROUTE BOX 325, JACKSON, WY 83001
4. New Owner/Claimant(s) STEPHEN D. DAMELE and PAULINE S. DAMELE
 Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
- New Mailing Address 655 WEST COUNTY LINE ROAD
 City, State and ZIP Code GOODING, ID 83330
 New Telephone Number 208-886-2797
5. Date you acquired the property _____

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) (include title if applicable)
- x Stephen D. Damsch*
x Pauline L. Damsch

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____	Date _____	Fee _____
Receipted by _____	Date _____	Receipt No. _____
Processed by _____ AJ	Date _____	WR _____ Date _____

WARRANTY DEED

For Value Received

HELEN BAER WALTON, Co-Trustee of the PAUL T. WALTON 1990 REVOCABLE TRUST AGREEMENT dated November 19, 1990

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

STEPHEN DAMELE and PAULINE DAMELE, husband and wife
Address: 26061 Gill Lane Middleton, Id 83644

Hereinafter called the Grantee, the following described premises situated in GOODING County, Idaho, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO:

TOGETHER WITH 24 SHARES OF THE AMERICAN RESERVOIR DISTRICT #2

TOGETHER WITH 764 SHARES OF BIG WOOD CANAL COMPANY WATER STOCK

SUBJECT TO:

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

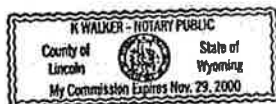
TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: September 1, 1998

Helen Baer Walton - Co. Trustee

HELEN BAER WALTON Co-Trustee
of the PAUL T. WALTON 1990 Revocable Trust Agreement dated
November 19, 1990

STATE OF WYOMING)
) ss.
COUNTY OF Teton)



On this 3rd day of September, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared HELEN BAER WALTON Co-Trustee of the PAUL T. WALTON 1990, REVOCABLE TRUST AGREEMENT DATED November 19, 1990 known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same, as Co-Trustee, of said Trust.

K Walker
Notary Public
Residing at: JACKSON STATE BANK
My Commission expires: 11-29-00

177057
STATE OF IDAHO COUNTY OF GOODING
Filed for record at the request of Land Title & Escrow Inc.
21 min. past 4 o'clock P.m. this 4th
of September, 19 98 18.00
By Penny Archibald Deputy

RECEIVED
APR 14 2004
Department of Natural Resources
Sawtooth National Forest

CONTINUATION

EXHIBIT "A"

Order Number: G-27422

PARCEL NO. 1

TOWNSHIP 4 SOUTH, RANGE 15, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

Section 25: S½SE¼;

Section 36: NE¼; E½NW¼;

TOWNSHIP 4 SOUTH, RANGE 16, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

Section 30: Lot 3;

Section 31: Lot 3 and that part of the NE¼SW¼ lying West of Thorn Creek.

TOWNSHIP 4 SOUTH, RANGE 16, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

A parcel of land located in Sections 30 and 31, more particularly described as follows:

Commencing at the West quarter corner of Section 31 and being THE TRUE POINT
OF BEGINNING;

Thence North 0°03'51" West along the West boundary of Section 31 for a distance of
2638.23 feet to the Northwest corner of Section 31;

Thence North 0°11'51" West along the West boundary of Section 30 for a distance of
1317.80 feet to the Northwest corner of the SW¼SW¼ of Section 30;

Thence South 89°58'28" East along the North boundary of the S½SW¼ of Section 30
for a distance of 2564.64 feet to the center of Preacher Creek;

Thence along the center of Preacher Creek on the following courses:

South 29°31'14" West, 53.02 feet;

South 42°35'33" West, 75.06 feet;

South 36°04'40" West, 129.01 feet;

South 26°55'26" East, 84.12 feet;

South 25°15'58" West, 66.62 feet;

South 15°06'01" East, 136.13 feet;

South 2°32'04" East, 79.51 feet;

South 25°14'16" West, 130.95 feet;

South 3°48'48" West, 148.10 feet;

South 36°19'28" West, 29.68 feet;

South 8°57'11" West, 136.38 feet;

South 21°18'00" East, 118.28 feet;

South 59°22'56" West, 211.41 feet;

South 15°54'25" East, 168.03 feet;

- Continued -

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Department of Water Resources
Southern Region

CONTINUATION

EXHIBIT "A"

Order Number: G-27422

South 37°32'13" East, 265.16 feet;
South 54°20'46" East, 71.47 feet;
South 32°33'05" East, 231.75 feet;
South 0°59'11" West, 86.50 feet;
South 23°17'30" West, 123.41 feet;
South 28°34'58" East, 52.36 feet;
South 66°20'07" East, 110.19 feet;
South 85°11'50" East, 94.16 feet;
North 79°05'35" East, 150.27 feet;
South 59°52'59" East, 49.79 feet;
South 31°24'39" East, 27.66 feet;
South 56°14'04" East, 34.46 feet;
North 80°02'54" East, 81.70 feet;
South 51°22'45" East, 60.87 feet;
South 9°39'12" West, 36.14 feet;
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South 45°51'59" West, 55.04 feet;
South 61°40'56" West, 45.57 feet;
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South 77°27'26" West, 56.87 feet;
South 37°10'43" West, 121.42 feet;
South 17°01'36" West, 68.89 feet;
South 8°08'56" West, 70.28 feet;
South 31°55'44" West, 39.52 feet;
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South 35°52'58" West, 22.70 feet;
South 1°49'02" East, 57.96 feet;
South 16°03'53" West, 38.77 feet;
North 70°46'32" West, 24.10 feet;
South 52°35'08" West, 70.09 feet;
South 88°20'20" West, 71.75 feet;
South 62°01'58" West, 55.35 feet;
South 48°32'14" West, 31.94 feet;
South 3°31'48" West, 194.91 feet;
South 73°59'48" West, 49.24 feet;

- Continued -

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APR 14 2004

CONTINUATION

EXHIBIT "A"

Order Number: G-27422

South 88°50'28" West, 52.37 feet;
North 66°52'25" West, 48.89 feet;
North 80°09'31" West, 66.56 feet;
South 64°46'29" West, 24.43 feet;
North 87°40'00" West, 23.41 feet;
South 51°15'19" West, 25.79 feet;
South 5°40'17" West, 45.57 feet to the junction of Preacher Creek and Thorn Creek;
Thence along the center of Thorn Creek on the following courses:
South 11°39'10" West, 65.79 feet;
South 57°51'16" West, 37.67 feet;
North 63°32'31" West, 38.11 feet;
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South 3°19'05" West, 70.74 feet;
South 6°59'19" East, 80.14 feet;
South 14°02'21" West, 68.86 feet;
South 8°10'05" West, 97.04 feet to a point on the South boundary of the NW¼ of Section 31;
Thence leaving the center of Thorn Creek North 89°52'39" West along the South boundary of the NW¼ of Section 31 for a distance of 2188.61 feet to the West quarter corner of Section 31 and being THE TRUE POINT OF BEGINNING.

SUBJECT TO a 25.0 foot wide county road right of way along the Southerly boundary of the above described parcel.

PARCEL NO. 2

TOWNSHIP 4 SOUTH, RANGE 16, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

That part of the SE¼SW¼ of Section 30 and the E½NW¼, W½NE¼, and SE¼NE¼ of Section 31, lying Easterly of the following described line:

Beginning at a point South 89°58'28" East, 2564.64 feet from the Northwest corner of the SW¼SW¼ of Section 30, said point being in the center of Preacher Creek;
Thence along the center of Preacher Creek on the following courses:
South 29°31'14" West, 53.02 feet;
South 42°35'33" West, 75.06 feet;
South 36°04'40" West, 129.01 feet;
South 26°55'26" East, 84.12 feet;
South 25°15'58" West, 66.62 feet;
South 15°06'01" East, 136.13 feet;
South 2°32'04" East, 79.51 feet;
South 25°14'16" West, 130.95 feet;

- Continued -

CONTINUATION

South 3°48'48" West, 148.10 feet;
South 36°19'28" West, 29.68 feet;
South 8°57'11" West, 136.38 feet;
South 21°18'00" East, 118.28 feet;
South 59°22'56" West, 211.41 feet;
South 15°54'25" East, 168.03 feet;
South 37°32'13" East, 265.16 feet;
South 54°20'46" East, 71.47 feet;
South 32°33'05" East, 231.75 feet;
South 0°59'11" West, 86.50 feet;
South 23°17'30" West, 123.41 feet;
South 28°34'58" East, 52.36 feet;
South 66°20'07" East, 110.19 feet;
South 85°11'50" East, 94.16 feet;
North 79°05'35" East, 150.27 feet;
South 59°52'59" East, 49.79 feet;
South 31°24'39" East, 27.66 feet;
South 56°14'04" East, 34.46 feet;
North 80°02'54" East, 81.70 feet;
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South 17°01'36" West, 68.89 feet;
South 8°08'56" West, 70.28 feet;
South 31°55'44" West, 39.52 feet;
South 1°27'47" East, 72.37 feet;
South 35°52'58" West, 22.70 feet;
South 1°49'02" East, 57.96 feet;
South 16°03'53" West, 38.77 feet;
North 70°46'32" West, 24.10 feet;

- Continued -
CONTINUATION

SCHEDULE A

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APR 14 2004

Deputy Clerk of Court
Bates County, Mo.

Order Number: G-27422

South 52°35'08" West, 70.09 feet;
South 88°20'20" West, 71.75 feet;
South 62°01'58" West, 55.35 feet;
South 48°32'14" West, 31.94 feet;
South 3°31'48" West, 194.91 feet;
South 73°59'48" West, 49.24 feet;
South 88°50'28" West, 52.37 feet;
North 66°52'25" West, 48.89 feet;
North 80°09'31" West, 66.56 feet;
South 64°46'29" West, 24.43 feet;
North 87°40'00" West, 23.41 feet;
South 51°15'19" West, 25.79 feet;
South 5°40'17" West, 45.57 feet to the junction of Preacher Creek and Thorn Creek;
Thence along the center of Thorn Creek on the following courses:
South 11°39'10" West, 65.79 feet;
South 57°51'16" West, 37.67 feet;
North 63°32'31" West, 38.11 feet;
South 80°44'42" West, 22.04 feet;
South 12°01'52" West, 53.55 feet;
South 3°19'05" West, 70.74 feet;
South 6°59'19" East, 80.14 feet;
South 14°02'21" West, 68.86 feet;
South 8°10'05" West, 97.04 feet to a point on the South boundary of the NW¼ of
Section 31;

SUBJECT TO a 25.0 foot wide county road right of way along the Southerly boundary
of the above described parcel.

PARCEL NO. 3

TOWNSHIP 4 SOUTH, RANGE 16, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

Section 31: SE¼ and that part of the E½SW¼ lying East of the centerline of Thorn Creek.

WARRANTY DEED

Bx 0302

For Value Received

PAUL T. WALTON JR., Co-Trustee of the PAUL T. WALTON 1990 REVOCABLE TRUST AGREEMENT dated November 19, 1990

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

STEPHEN DAMELE and PAULINE DAMELE, husband and wife
Address: 26061 Gill Lane Middleton, Id 83644

Hereinafter called the Grantee, the following described premises situated in GOODING County, Idaho, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO:

TOGETHER WITH 24 SHARES OF THE AMERICAN RESERVOIR DISTRICT #2

TOGETHER WITH 764 SHARES OF BIG WOOD CANAL COMPANY WATER STOCK

SUBJECT TO:

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

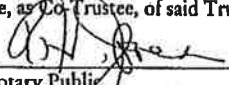
TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

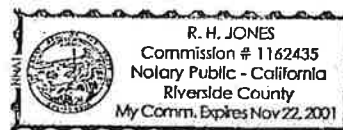
Dated: September 4, 1998


PAUL T. WALTON JR. Co-Trustee
of the PAUL T. WALTON 1990 Revocable Trust Agreement dated
November 19, 1990

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) ss.

On this 2ND day of September, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared PAUL T. WALTON JR., co-Trustee of the PAUL T. WALTON 1990, REVOCABLE TRUST AGREEMENT DATED November 19, 1990 - known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same, as Co-Trustee, of said Trust.


Notary Public
Residing at: Gooding, CA
My Commission expires: 11/22/01



177056

STATE OF IDAHO COUNTY OF GOODING
Filed for record at the request of Land Title & Escrow Inc.
20 min. past 4 o'clock P m. this 4th
September 1998 18.00
By Denny Archibald Deputy

CONTINUATION

EXHIBIT "A"

Order Number: G-27422
PARCEL NO. 1

TOWNSHIP 4 SOUTH, RANGE 15, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

Section 25: S½SE¼;
Section 36: NE¼; E½NW¼;

TOWNSHIP 4 SOUTH, RANGE 16, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

Section 30: Lot 3;

Section 31: Lot 3 and that part of the NE¼SW¼ lying West of Thorn Creek.

TOWNSHIP 4 SOUTH, RANGE 16, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

A parcel of land located in Sections 30 and 31, more particularly described as follows:

Commencing at the West quarter corner of Section 31 and being THE TRUE POINT
OF BEGINNING;

Thence North 0°03'51" West along the West boundary of Section 31 for a distance of
2638.23 feet to the Northwest corner of Section 31;

Thence North 0°11'51" West along the West boundary of Section 30 for a distance of
1317.80 feet to the Northwest corner of the SW¼SW¼ of Section 30;

Thence South 89°58'28" East along the North boundary of the S½SW¼ of Section 30
for a distance of 2564.64 feet to the center of Preacher Creek;

Thence along the center of Preacher Creek on the following courses:

South 29°31'14" West, 53.02 feet;

South 42°35'33" West, 75.06 feet;

South 36°04'40" West, 129.01 feet;

South 26°55'26" East, 84.12 feet;

South 25°15'58" West, 66.62 feet;

South 15°06'01" East, 136.13 feet;

South 2°32'04" East, 79.51 feet;

South 25°14'16" West, 130.95 feet;

South 3°48'48" West, 148.10 feet;

South 36°19'28" West, 29.68 feet;

South 8°57'11" West, 136.38 feet;

South 21°18'00" East, 118.28 feet;

South 59°22'56" West, 211.41 feet;

South 15°54'25" East, 168.03 feet;

- Continued -

CONTINUATION

EXHIBIT "A"

Order Number: G-27422

South 37°32'13" East, 265.16 feet;
South 54°20'46" East, 71.47 feet;
South 32°33'05" East, 231.75 feet;
South 0°59'11" West, 86.50 feet;
South 23°17'30" West, 123.41 feet;
South 28°34'58" East, 52.36 feet;
South 66°20'07" East, 110.19 feet;
South 85°11'50" East, 94.16 feet;
North 79°05'35" East, 150.27 feet;
South 59°52'59" East, 49.79 feet;
South 31°24'39" East, 27.66 feet;
South 56°14'04" East, 34.46 feet;
North 80°02'54" East, 81.70 feet;
South 51°22'45" East, 60.87 feet;
South 9°39'12" West, 36.14 feet;
South 57°35'41" West, 139.46 feet;
South 12°59'07" West, 106.48 feet;
South 41°21'08" East, 74.18 feet;
South 89°40'27" East, 127.67 feet;
South 38°41'36" East, 67.95 feet;
North 84°13'46" East, 40.50 feet;
South 38°43'05" East, 24.13 feet;
South 4°47'47" West, 37.19 feet;
South 32°53'08" East, 78.56 feet;
South 30°57'47" West, 93.20 feet;
South 45°51'59" West, 55.04 feet;
South 61°40'56" West, 45.57 feet;
North 81°11'18" West, 130.10 feet;
South 77°27'26" West, 56.87 feet;
South 37°10'43" West, 121.42 feet;
South 17°01'36" West, 68.89 feet;
South 8°08'56" West, 70.28 feet;
South 31°55'44" West, 39.52 feet;
South 1°27'47" East, 72.37 feet;
South 35°52'58" West, 22.70 feet;
South 1°49'02" East, 57.96 feet;
South 16°03'53" West, 38.77 feet;
North 70°46'32" West, 24.10 feet;
South 52°35'08" West, 70.09 feet;
South 88°20'20" West, 71.75 feet;
South 62°01'58" West, 55.35 feet;
South 48°32'14" West, 31.94 feet;
South 3°31'48" West, 194.91 feet;
South 73°59'48" West, 49.24 feet;

- Continued -

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CITY OF LOS ANGELES
COUNTY CLERK

CONTINUATION

EXHIBIT "A"

Order Number: G-27422

South 88°50'28" West, 52.37 feet;
North 66°52'25" West, 48.89 feet;
North 80°09'31" West, 66.56 feet;
South 64°46'29" West, 24.43 feet;
North 87°40'00" West, 23.41 feet;
South 51°15'19" West, 25.79 feet;
South 5°40'17" West, 45.57 feet to the junction of Preacher Creek and Thorn Creek;
Thence along the center of Thorn Creek on the following courses:
South 11°39'10" West, 65.79 feet;
South 57°51'16" West, 37.67 feet;
North 63°32'31" West, 38.11 feet;
South 80°44'42" West, 22.04 feet;
South 12°01'52" West, 53.55 feet;
South 3°19'05" West, 70.74 feet;
South 6°59'19" East, 80.14 feet;
South 14°02'21" West, 68.86 feet;
South 8°10'05" West, 97.04 feet to a point on the South boundary of the NW¼ of Section 31;
Thence leaving the center of Thorn Creek North 89°52'39" West along the South boundary of the NW¼ of Section 31 for a distance of 2188.61 feet to the West quarter corner of Section 31 and being THE TRUE POINT OF BEGINNING.

SUBJECT TO a 25.0 foot wide county road right of way along the Southerly boundary of the above described parcel.

PARCEL NO. 2

TOWNSHIP 4 SOUTH, RANGE 16, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

That part of the SE¼SW¼ of Section 30 and the E½NW¼, W½NE¼, and SE¼NE¼ of Section 31, lying Easterly of the following described line:

Beginning at a point South 89°58'28" East, 2564.64 feet from the Northwest corner of the SW¼SW¼ of Section 30, said point being in the center of Preacher Creek;
Thence along the center of Preacher Creek on the following courses:
South 29°31'14" West, 53.02 feet;
South 42°35'33" West, 75.06 feet;
South 36°04'40" West, 129.01 feet;
South 26°55'26" East, 84.12 feet;
South 25°15'58" West, 66.62 feet;
South 15°06'01" East, 136.13 feet;
South 2°32'04" East, 79.51 feet;
South 25°14'16" West, 130.95 feet;

- Continued -

CONTINUATION

South 3°48'48" West, 148.10 feet;
 South 36°19'28" West, 29.68 feet;
 South 8°57'11" West, 136.38 feet;
 South 21°18'00" East, 118.28 feet;
 South 59°22'56" West, 211.41 feet;
 South 15°54'25" East, 168.03 feet;
 South 37°32'13" East, 265.16 feet;
 South 54°20'46" East, 71.47 feet;
 South 32°33'05" East, 231.75 feet;
 South 0°59'11" West, 86.50 feet;
 South 23°17'30" West, 123.41 feet;
 South 28°34'58" East, 52.36 feet;
 South 66°20'07" East, 110.19 feet;
 South 85°11'50" East, 94.16 feet;
 North 79°05'35" East, 150.27 feet;
 South 59°52'59" East, 49.79 feet;
 South 31°24'39" East, 27.66 feet;
 South 56°14'04" East, 34.46 feet;
 North 80°02'54" East, 81.70 feet;
 South 51°22'45" East, 60.87 feet;
 South 9°39'12" West, 36.14 feet;
 South 57°35'41" West, 139.46 feet;
 South 12°59'07" West, 106.48 feet;
 South 41°21'08" East, 74.18 feet;
 South 89°40'27" East, 127.67 feet;
 South 38°41'36" East, 67.95 feet;
 North 84°13'46" East, 40.50 feet;
 South 38°43'05" East, 24.13 feet;
 South 4°47'47" West, 37.19 feet;
 South 32°53'08" East, 78.56 feet;
 South 30°57'47" West, 93.20 feet;
 South 45°51'59" West, 55.04 feet;
 South 61°40'56" West, 45.57 feet;
 North 81°11'18" West, 130.10 feet;
 South 77°27'26" West, 56.87 feet;
 South 37°10'43" West, 121.42 feet;
 South 17°01'36" West, 68.89 feet;
 South 8°08'56" West, 70.28 feet;
 South 31°55'44" West, 39.52 feet;
 South 1°27'47" East, 72.37 feet;
 South 35°52'58" West, 22.70 feet;
 South 1°49'02" East, 57.96 feet;
 South 16°03'53" West, 38.77 feet;
 North 70°46'32" West, 24.10 feet;

- Continued -

CONTINUATION

SCHEDULE A

Order Number: G-27422

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COUNTY CLERK
BOISE, IDAHO

South 52°35'08" West, 70.09 feet;
South 88°20'20" West, 71.75 feet;
South 62°01'58" West, 55.35 feet;
South 48°32'14" West, 31.94 feet;
South 3°31'48" West, 194.91 feet;
South 73°59'48" West, 49.24 feet;
South 88°50'28" West, 52.37 feet;
North 66°52'25" West, 48.89 feet;
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South 64°46'29" West, 24.43 feet;
North 87°40'00" West, 23.41 feet;
South 51°15'19" West, 25.79 feet;
South 5°40'17" West, 45.57 feet to the junction of Preacher Creek and Thorn Creek;
Thence along the center of Thorn Creek on the following courses:
South 11°39'10" West, 65.79 feet;
South 57°51'16" West, 37.67 feet;
North 63°32'31" West, 38.11 feet;
South 80°44'42" West, 22.04 feet;
South 12°01'52" West, 53.55 feet;
South 3°19'05" West, 70.74 feet;
South 6°59'19" East, 80.14 feet;
South 14°02'21" West, 68.86 feet;
South 8°10'05" West, 97.04 feet to a point on the South boundary of the NW¼ of
Section 31;

SUBJECT TO a 25.0 foot wide county road right of way along the Southerly boundary
of the above described parcel.

PARCEL NO. 3

TOWNSHIP 4 SOUTH, RANGE 16, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

Section 31: SE¼ and that part of the E¼SW¼ lying East of the centerline of Thorn Creek.

EXCEPT 197191