

3384 Larchmont Drive
Salt Lake City, Utah 84109
April 11, 1990

APR 16 1990

Department of Water Resources
Idaho Falls, Idaho 83401

Idaho Department of Water Resources
150 Shoupe Ave. - Suite 15
Idaho Falls, Idaho 83401

ATTENTION: Harold W. Jones

Re: Water Filings for
Fife Enterprises

Dear Sirs:

In accordance with your instructions we are enclosing herewith
forms in connection with the water filings for Fife Enterprises:

1. Two forms in connection with water for domestic
and/or stock water
2. Claim to Water Right acquired under state law
for water in Perreau Creek, Gorley Creek, and
Spring Creek.
3. Claim to Water Right acquired under state law
for water from Salmon River and springs and
drainage.
4. Check No. 182, in the amount of \$621.00 cover-
ing the following:

Form as shown in Item 1 above for	
two filings @ \$25.00 each	50.00
Form as shown in Item 2 above	50.00
Forms as shown in Item 3 above	50.00
471 acres of irrigated land	
@ \$1.00 each	471.00
	\$621.00

Please send one copy of monthly copies of the docket sheet for
which we agree to pay a small annual fee.

If, when you review these forms, you have questions please write
or call Norman Fife (801) 485-8824 or Eva Hall (801) 484-9860.

Thank you for your cooperation and consideration in this matter.

Very truly yours,

FIFE ENTERPRISES

Eva F. Hall

Eva F. Hall
3384 Larchmont Drive
Salt Lake City, Utah 84109

MICROFILMED

DEC 15 1992

7/19/05

PAO410 - PARCEL MASTER INQUIRY

09:44:28

PARCEL: RP 21N22E314200 A

Pg 370

COLE RANCH PROPERTIES LLC

F17=DD

F12=RC

F23=AG

LEGAL DESCRIPTION

LOTS 5 TO 12 INC

SE4NW4 E2SW4

31 21 22

7/19/05

PAO410 - PARCEL MASTER INQUIRY

09:44:25

PARCEL: RP 21N22E303001 A

F17=DD

F23=AG

LEGAL DESCRIPTION

COLE RANCH PROPERTIES LLC

LOTS 5 6 7 8

30 21 22

7/19/05

PAO410 - PARCEL MASTER INQUIRY

09:44:18

PARCEL: RP 21N22E195401 A

F17=DD

F23=AG

LEGAL DESCRIPTION

COLE RANCH PROPERTIES LLC

LOTS 5 6

19 21 22

510 HUMMINGBIRD LANE

ProVal Area Number 2

CODE AREA 21-0000 OWNER CD

PARC TYPE TV LOC CODE 4000

EFFDATE EXPDATE

PREV PARCEL

BUTTE MT 59701

CAT	RY	QUANTITY	UN	VALUE	HO MRKT	HO EXMP	CB MRKT	OTHER
5	2002	30650	AC	1533				

TOTALS

30650

1533

ENTER NEXT PARCEL NUMBER RP A

FKeys: F2=TX F3=Exit

F6=Nm

F7=LG

F8=CT

F13=TM

F18=HS

F20=SrcH

SCANNED

AUG 1 2005

11/12/2006

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

RIGHT NUMBER: 75-4500

NAME AND ADDRESS: COLE RANCH PROPERTIES LLC
510 HUMMINGBIRD LN
BUTTE MT 59701

SOURCE: SALMON RIVER
WASTE WATER
TRIBUTARY: SNAKE RIVER
TRIBUTARY: SALMON RIVER

QUANTITY: 11.420 CFS

Right Nos. 75-4498 and 75-4500 are limited to a total combined diversion rate of 0.02 cfs per acre.

PRIORITY DATE: 08/01/1892

POINT OF DIVERSION:

T20N R21E S12 SWSE Lot 5 Within LEMHI County
T20N R22E S6 NWNE Lot 3 Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	9.420 CFS
STOCKWATER	01/01 12/31	2.000 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T21N R22E S30	SENW	10.00	T21N R22E S30	NESW	25.00
T21N R22E S30	NWSW	12.00	T21N R22E S30	SWSW	10.00
T21N R22E S30	SESW	19.00	T21N R22E S31	SWNE	16.00
T21N R22E S31	NENW	17.00	T21N R22E S31	NWNW	30.00
T21N R22E S31	SWNW	30.00	T21N R22E S31	SENW	40.00
T21N R22E S31	NESW	40.00	T21N R22E S31	NWSW	25.00
T21N R22E S31	SWSW	35.00	T21N R22E S31	SESW	40.00
T21N R22E S31	NESE	14.00	T21N R22E S31	NWSE	40.00
T21N R22E S31	SWSE	40.00	T21N R22E S31	SESE	28.00

STOCKWATER same as IRRIGATION

471 ACRES TOTAL

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

This right remains subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place or manner of wasting it, or to recapture it.

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

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION SECTION
CLAIM VERIFICATION FIELD EXAM SHEET
(Use with the ECVR)**

CLAIM NO(s). 75-4500

1. ☒ No Change NAME IS SAME

☐ NEW OWNER:

☒ No Change ADDRESS

☐ NEW ADDRESS:

2. ☐ No Change - DATE OF PRIORITY: Completed evidence submitted

☐ Incomplete - Claimant should be asked during the exam when was water first used and submit proof of date of priority.

Priority date, per claimant, is: _____

(If the priority date, based on your exam, seems questionable, explain below.)

3. ☐ No Change — SAME SOURCE

☒ Source is different than that claimed:

Source found: Salmon River + wastewater.

4. ☐ No Change — POINT OF DIVERSION

☒ Point of diversion is different than the claim and/or new P/D's:

GPS Site Tag No.: A0017445 (S-15) A0017446 wastewater

Township 20N Range 21E Section 12 1/4 SE 1/4 SE 1/4 SE
Township 20N Range 21E Section 6 1/4 NW 1/4 NE 1/4 NW

5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS

☐ Incomplete description, list below:

headgates ditches to pool

6. ☒ No Change - WATER USES
☐ Different uses, (list uses found):

Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____

7. ☒ No Change - TOTAL VOLUME

☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA _____

☐ Changes found, the new total is, Amount _____ CFS _____ AFA _____

8. ☒ No Change - NON-IRRIGATION USES:

☐ Changes Exam found:

Domestic # of homes: _____ Stock # _____ List types: _____

Additional comments: _____

9. ☒ No Change — PLACE OF USE: (If changed, list below.)

Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____

Remarks: (Comments pertinent to field examination) ☐ See additional attachment

NO measurement on Salmon River, no water being diverted
at time of exam

☐ SYSTEM DIAGRAM INCLUDED

☐ NA

☒ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: 9-23-06

FIELD EXAMINER: Bob Fortin

Print Name

Bob Fortin

Signature

filename: c:\docs\forms\ditch flow computations upgraded.xls

prepared 8/3/00 by Hightree

Measurement done by: B. Foster

Location of measurement: Cole waste water ditch 75-4500

Date if measurment: 7/14/2006

Global Inputs:

REW value: 1.00

LEW value: 9.50

Space between

readings (ft): 0.50

Note to user:

Make entries in cells without shading.

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 75-4500

WATER RIGHT NUMBER: 75-4500

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	DEL MONTO FIFE TRUST 3384 LARCHMONT DR SALT LAKE CITY, UT 84109 (208)484-9860
Current Owner	COLE RANCH PROPERTIES LLC 510 HUMMINGBIRD LN BUTTE, MT 59701 (406)494-6503
Original Owner	K & F PARTNERSHIP 3485 SUN CIRCLE IDAHO FALLS, ID 83404 (208)523-5959

Priority Date: 08/01/1892

Basis: Statutory Claim

Status: Active

SourceTributary

SALMON RIVER

SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01	to 11/01	11.550 CFS	
STOCKWATER	1/01	to 12/31	2.000 CFS	
	<u>Total Diversion:</u>		13.550 CFS	

Location of Point(s) of DiversionSALMON RIVER
LEMHI County

SE1/4SE1/4

Sec. 12, Twp 20N, Rge 21E, B.M.

Place of UseIRRIGATION Within LEMHI County

T21N R22E S30	SE1/4	10.0	T21N R22E S30	SE1/4	25.0
T21N R22E S30	NW1/4	12.0	T21N R22E S30	SW1/4	10.0
T21N R22E S30	SE1/4	19.0	T21N R22E S31	SW1/4	16.0
T21N R22E S31	NE1/4	17.0	T21N R22E S31	NW1/4	30.0
T21N R22E S31	SW1/4	30.0	T21N R22E S31	SE1/4	40.0
T21N R22E S31	NE1/4	40.0	T21N R22E S31	NW1/4	25.0
T21N R22E S31	SW1/4	35.0	T21N R22E S31	SE1/4	40.0
T21N R22E S31	NE1/4	14.0	T21N R22E S31	NW1/4	40.0
T21N R22E S31	SW1/4	40.0	T21N R22E S31	SE1/4	28.0

Total Acres: 471

R. BROWN
RECEIVED
JUL 29 2005
DEPARTMENT OF
WATER RESOURCES

SCANNED

AUG 01 2005

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 75-4498

WATER RIGHT NUMBER: 75-4498

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	K & F PARTNERSHIP 3485 SUN CIRCLE IDAHO FALLS, ID 83404 (208)523-5959
Current Owner	COLE RANCH PROPERTIES LLC 510 HUMMINGBIRD LN BUTTE, MT 59701 (406)494-6503
Original Owner	DEL MONTO FIFE TRUST 3384 LARCHMONT DR SALT LAKE CITY, UT 84109 (208)484-9860

Priority Date: 05/20/1898
Basis: Statutory Claim
Status: Active

<u>Source</u>	<u>Tributary</u>
GORLEY CREEK	SALMON RIVER
PERREAU CREEK	SALMON RIVER
SPRING CREEK	SALMON RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 12/01	12.980 CFS	
	<u>Total Diversion:</u>	12.980 CFS	

Location of Point(s) of Diversion

GORLEY CREEK LEMHI County	NW1/4SW1/4NW1/4	Sec. 31, Twp 21N, Rge 22E, B.M.
PERREAU CREEK LEMHI County	NW1/4SW1/4NW1/4	Sec. 31, Twp 21N, Rge 22E, B.M.
SPRING CREEK LEMHI County	NW1/4SW1/4NW1/4	Sec. 31, Twp 21N, Rge 22E, B.M.

Place of UseIRRIGATION Within LEMHI County

T21N R22E S31	NWNW 30.0	T21N R22E S31	SWNW 30.0
T21N R22E S31	SEnw 20.0	T21N R22E S31	NESW 25.0
T21N R22E S31	NWSW 35.0	T21N R22E S31	SWSW 35.0
T21N R22E S31	SESW 40.0		

Total Acres: 215

SCANNED

AUG 01 2005

Statement from Viola Edwards:

The Fife Ranch has been used as an agricultural ranch as long as I can remember. I went to the ranch and stayed with Beth Fife, a friend and neighbor in 1938 & 1939. I remember seeing the fields being irrigated at that time. The ranch was used to raise hay and cattle.

Since we were married in 1942, my husband Eugene and I have lived on the Edwards Ranch which neighbors (across the river) the Fife Ranch. In 1972, Eugene and I began leasing the Fife Ranch from the Fife children and had continued using the ranch for agricultural purposes until 1983 when our son Paul began leasing the ranch which he continues to lease to this day for agricultural purposes.

Viola M. Edwards

July 25, 2005

STATE OF IDAHO)
 : ss.
County of Lemhi)

SUBSCRIBED AND SWORN TO before me this 25th day of July, 2005.



Milton A. Slavin
Notary Public For State of Idaho
Residing at Salmon, Idaho
My Commission Expires: 10-26-05

SCANNED

AUG 01 2005

I, Paul Edwards, lease the Fife Ranch which is now owned by Dr. Jesse Cole of Butte, Montana. Before I began leasing the ranch in 1984, my parents Eugene and Viola Edwards had leased the ranch since 1972. I have been the irrigator using the waters from the S-15 ditch and Perreau creek for the purpose of irrigation on the Fife Ranch.

Paul W Edwards

July 25, 2005

STATE OF IDAHO)
County of Lemhi) ss.

SUBSCRIBED AND SWORN to before me this 25th day of July, 2005.



Milt A Slavin

Notary Public for State of Idaho
Residing in Salmon, Idaho
My Commission Expires: 10-26-05

SCANNED

AUG 01 2005

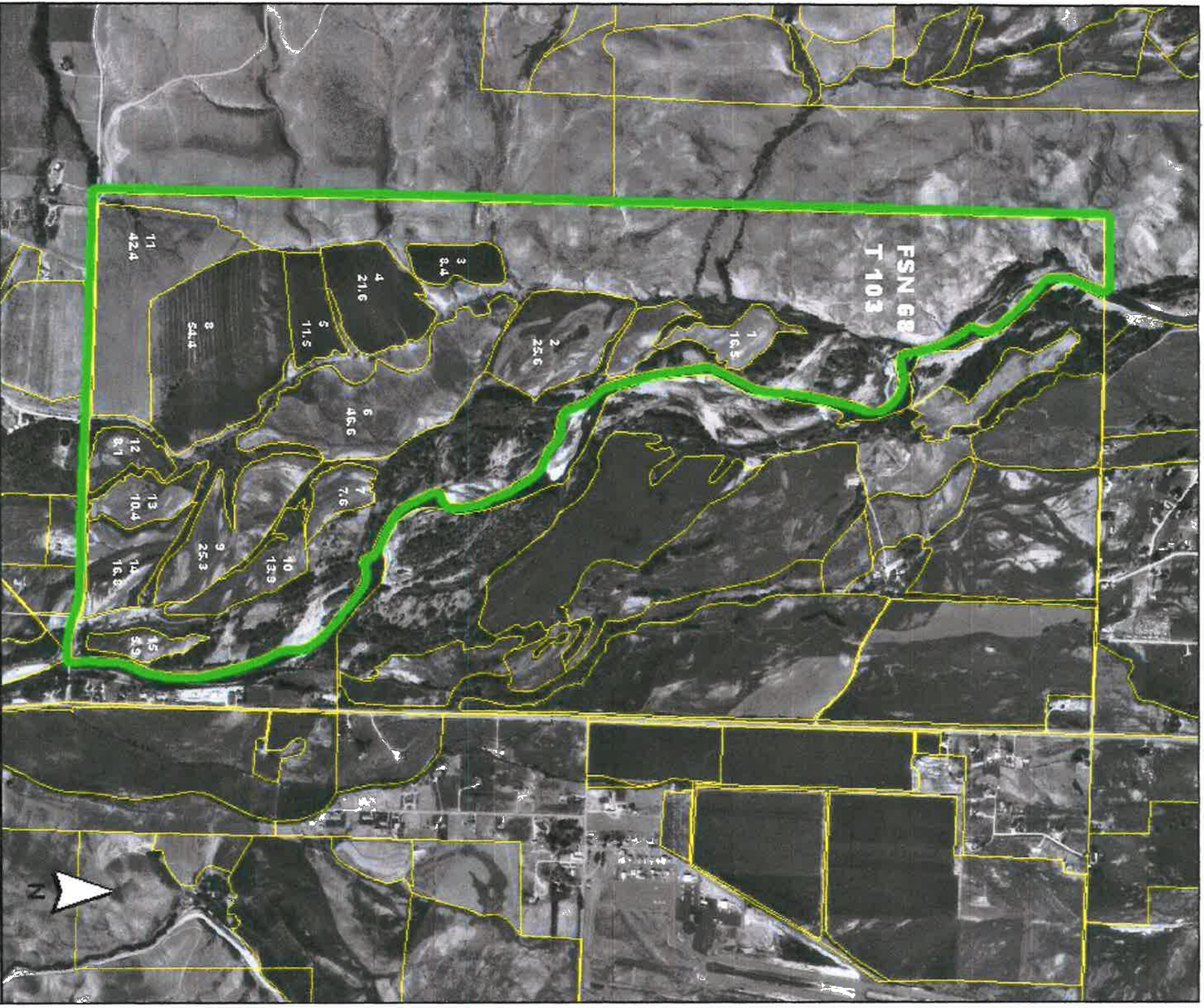
July 26, 2005

To Roxanne Brown,

This letter is written concerning the irrigation waters for the Life Ranch which is now owned by Jesse Cole of Butte Montana. The ranch has been irrigated with waters from the Salmon River, Perreau Creek, Gorley Creek, and Spring Creek. Historically, water from Gorley Creek and Spring Creek have been used to irrigate the Life Ranch, but due to the drought conditions the past several years, there has been no water to fill the irrigation ditch. When the water returns, we will use it again for irrigation.

One of the ditches we use on the Life Ranch is filled with run off water and sub water from the ranches above the Life ranch. This ditch has been used as long as Paul Edwards has been irrigating that ranch, which he started doing in 1972. This ditch was in place at that time and has been used to irrigate the center of the ranch before it is returned to the Salmon river. We have called the ditch the Pump ditch simply because there had been a pump used in it to pump the water before we started leasing the ranch.

Paul W. Edwards



FSN 68 T103

0.1 0 0.1 0.2 0.3 0.4 Miles

SCANNED

AUG 01 2005

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 FIRST day of AUGUST, in the year of our Lord one thousand nine hundred and TEN and of the Independence of the United States the one hundred and THIRTY-FIFTH.

By the President: Wm. H. Taft
Seal. By A S Stump Assistant, Secretary,
John O'Connell,
Acting Recorder of the General Land Office.

RECORDED: Patent Number 147632

Recorded at the request of Allen C. Merritt June 26th 1920 at 2 minutes past 1 o'clock P.M. in Book Z of Deeds page 369 Records of Lemhi County, Idaho.

BY Clarence R. Hall
Deputy

W. L. Summers
County Recorder.

-----Instrument No. 23727-----

THE UNITED STATES OF AMERICA,

To all to whom these presents shall come, Greeting:

Homestead Certificate No. 651)
Application 836)

-WHEREAS There has been deposited in the GENERAL LAND OFFICE of the United States a Certificate of the Register of the Land Office at Hailey, Idaho, whereby it appears that, pursuant to the Act of Congress approved 20th May, 1862, "TO SECURE HOMESTEADS TO ACTUAL SETTLERS ON THE PUBLIC DOMAIN", and the acts supplemental thereto, the claim of Diego Revoredo has been established and duly consummated, in conformity to law, for the lots numbered five, six, seven and eight of Section thirty, and the lots numbered five and six of Section nineteen, in Township twenty one North, of Range twenty two East of Boise Meridian in Idaho, containing one hundred and fifty six acres, and sixty hundredths of an acre 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 there is, therefore, granted by the United States unto the said Diego Revoredo the tract of Land above described: TO HAVE AND TO HOLD the said tract of Land, with the appurtenances thereof, unto the said Diego Revoredo and to his heirs and assigns 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 also subject to the right of the proprietor of a vein or lode to extract and remove his ore therefrom, should the same be found to penetrate or intersect the premises hereby granted, as provided by law. 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, Grover Cleveland, President of the United States of America, have caused these letters to be and the seal of the GENERAL LAND OFFICE to be hereunto affixed.

GIVEN under my hand, at the City of WASHINGTON the twenty seventh day of July in the year of our Lord one thousand eight hundred and ninety six and of the Independence of the United States the one hundred and twenty first.

By the President: Grover Cleveland
Seal. By M McKean, Secretary
L Q C Lamar Recorder of the General Land Office.

Recorded Vol. 2 a Page 229

Recorded at the request of Allen C. Merritt June 26th 1920 at 3 minutes past 1 o'clock P.M. in Book Z of Deeds page 369 Records of Lemhi County, Idaho

BY Clarence R. Hall
Deputy.

W. L. Summers
County Recorder.

SCANNED

AUG 01 2005

Sheet

Q. The undesignated claim for agricultural and domestic purposes and husband and fifty acres of water, measured under a four inch gauge, is to be taken out of this stream which flows into the west side of Salinas River on section thirty in Township 21 north, range 22 east of the 18th meridian, and the water by me so measured is to be taken out of said stream at a point about one-half mile above the mouth thereof, at which point a copy of this notice is posted, and is to be continued there by a ditch of sufficient capacity to carry the same to my farm where it will be used on the land of Samuel Davis for the purpose of irrigating the land situated in my said claim and for other lawful purposes.

Dated, November 7th 1877

Diego A. Durazo

Recorded Jan 28th 1879 at 10:00 AM in Book 18, Page 117
 J. H. Davis
 County Clerk

Notice is hereby given that Q. The undesignated claim fifty (50) acres of the water of the right hand fork of San Gabriel River, which said water is to be taken out of said right hand fork at a point where I now have one hundred acres of land and the same is to be taken out of said stream at a point about one-half mile above the mouth thereof, at which point a copy of this notice is posted, and is to be continued there by a ditch of sufficient capacity to carry the same to my farm where it will be used on the land of Samuel Davis for the purpose of irrigating the land situated in my said claim and for other lawful purposes.

Dated, November 7th 1877

Recorded at request of John H. Davis on Jan 28th 1879
 at 10:00 AM in Book 18, Page 117
 J. H. Davis
 County Clerk

Notice is hereby given that Q. The undesignated claim (fifty) acres of the water of the right hand fork of San Gabriel River, which said water is to be taken out of said stream at a point about one-half mile above the mouth thereof, at which point a copy of this notice is posted, and is to be continued there by a ditch of sufficient capacity to carry the same to my farm where it will be used on the land of Samuel Davis for the purpose of irrigating the land situated in my said claim and for other lawful purposes.

Dated Nov. 7th 1877

Recorded at request of John H. Davis on Jan 28th 1879
 at 10:00 AM in Book 18, Page 117
 J. H. Davis
 County Clerk

Filed for record this 2nd day of March 1879 at 10:00 AM in Book 18, Page 117
 J. H. Davis
 County Clerk

Filed for Record at 10:00 AM March 11th 1879
 J. H. Davis
 County Clerk

313

[illegible]

THE UNITED STATES OF AMERICA,
To all to whom these presents shall come, Greeting:
Homestead Certificate No. 750)
Application 706)

WHEREAS There has been deposited in the GENERAL LAND OFFICE of the United States a CERTIFICATE OF THE REGISTER OF THE LAND OFFICE at Hailey, Idaho, whereby it appears that, pursuant to the Act of Congress approved 20th May, 1862, "TO SECURE HOMESTEADS TO ACTUAL SETTLERS ON THE PUBLIC DOMAIN", and the acts supplemental thereto, the claim of Christian Nagel has been established and duly consummated, in conformity to law, for the Lot numbered five; the East half of the South west quarter and the South East quarter of the North West quarter of Section thirty one, in Township twenty one North of Range twenty two East of Boise Meridian in Idaho, containing one hundred and fifty six acres and thirty nine hundredths of an acre 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 there is, therefore, granted by the United States unto the said Christian Nagel the tract of Land above described: TO HAVE AND TO HOLD the said tract of Land, with the appurtenances thereof, unto the said Christian Nagel and to his heirs and assigns 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 also subject to the right of the proprietor of a vein or lode to extract and remove his ore therefrom, should the same be found to penetrate or intersect the premises hereby granted, as provided by law. 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 McKinley, President of the United States of America, have caused these letters to be . . . the seal of the General Land office to be hereunto affixed.

GIVEN under my hand, at the City of Washington, the sixteenth day of May, in the year of our Lord one thousand eight hundred and ninety eight and of the Independence of the United States the one hundred and twenty second..

By the President: William McKinley

By F.M. McKean, Secretary.

SEAL.
Recorded Vol. 34, Page 322

C H Bush, Recorder of the General Land Office.

Recorded at the request of Allen C. Merritt June 26th 1920 at 1 minutes past 1 o'clock P.M. in Book Z of Deeds page 368 Records of Lemhi County, Idaho.

BY Chas. R. Hall
Deputy

W.W. Simmonds
County Recorder.

Instrument No. 23726

DL
Hailey 03231. THE UNITED STATES OF AMERICA,
To all to whom these presents shall come, Greeting:

WHEREAS, MARCELENE NAGEL has deposited in the GENERAL LAND OFFICE of the United States a certificate of the Register of the Land Office at Hailey, Idaho whereby it appears that full payment has been made by the said Marcelene Nagel according to the provisions of the Act of Congress of the 24th of April, 1820, entitled "An Act making further provision for the sale of the public Lands," and the acts supplemental thereto, for the Lots ten, eleven, and twelve of Section thirty-one in Township twenty-one north of Range twenty-two east of the Boise meridian, Idaho, containing one hundred four and thirty-two hundredths acres, according to the Official Plat of the Survey of the said lands, returned to the GENERAL LAND OFFICE by the Surveyor General, which said Tract has been purchased by the said Marcelene Nagel:

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, HAVE GIVEN AND GRANTED, and by these presents DO GIVE AND GRANT, unto the said Marcelene Nagel her heirs, the said 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 Marcelene Nagel and to her heirs and assigns 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 court, and also subject to the right of the proprietor of a vein or lode to extract and remove his ore therefrom, should the same be found to penetrate or intersect the premises hereby granted, as provided by law; 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.

SCANNED

AUG 11 2005

manuscript belonging to it, any more, obtaining.

Witness my hand & seal this 23^d day of J^y A.D. 1889

A. D. Hart

Recorded at the request of A. D. Hart December 26th 1889
at 30 minutes past 5 O'Clock P.M. in Book A of State Rights
page 369 Records of Leach County, Idaho Territory.

Amos H. Gore

County Recorder

Notice is hereby given that the undersigned A. L. Duran has this 2nd day
of January A.D. 1890 located all of the Water flowing in Carleton Creek
being about two hundred inches more or less for mining, milling
and agricultural purposes. This notice is posted on the bank of the
said Carleton Creek about one hundred rods from its mouth and at
a point where a ditch is now being taken out.

A. L. Duran

Recorded at the request of A. L. Duran January 30th 1890 at 6 O'Clock
P.M. in Book A of State Rights page 370 Records of Leach County
Idaho Territory

Amos H. Gore

County Recorder

Notice

The undersigned claim two hundred inches of water measured under
a four inch pressure to be taken out of this creek called Sawtooth Creek
which empties into Salmon River about four miles above Salmon City.
The said amount of water so claimed is to be taken out of said creek
at a point about one and one quarter miles above the mouth of
the same and about one rod from the tree on which this notice is
posted and is to be taken from said creek by means of a ditch
thirty inches wide and four hundred inches deep is to be conveyed hereby
to my land and about claims and is to be used therefor for the
purpose of irrigating said claims consisting of and including the
S. E. 1/4 & N. E. 1/4 of Section 36 in Township 21 North of Range 27 East of the Prime Meridian stated
July 10th 1888

Christian Taylor

THE UNITED STATES OF AMERICA,

To all to whom these presents shall come, Greeting:

Homestead Certificate No. 750)
Application 706)

WHEREAS There has been deposited in the GENERAL LAND OFFICE of the United States a CERTIFICATE OF THE REGISTER OF THE LAND OFFICE at Hailey, Idaho, whereby it appears that, pursuant to the Act of Congress approved 20th May, 1862, "TO SECURE HOMESTEADS TO ACTUAL SETTLERS ON THE PUBLIC DOMAIN", and the acts supplemental thereto, the claim of Christian Nagel has been established and duly consummated, in conformity to law, for the Lot numbered five; the East half of the South west quarter and the South East quarter of the North West quarter of Section thirty one, in Township twenty one North of Range twenty two East of Boise Meridian in Idaho, containing one hundred and fifty six acres and thirty nine hundredths of an acre 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 there is, therefore, granted by the United States unto the said Christian Nagel the tract of Land above described: TO HAVE AND TO HOLD the said tract of Land, with the appurtenances thereof, unto the said Christian Nagel and to his heirs and assigns 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 also subject to the right of the proprietor of a vein or lode to extract and remove his ore therefrom, should the same be found to penetrate or intersect the premises hereby granted, as provided by law. 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 McKinley, President of the United States of America, have caused these letters to be . . . the seal of the General Land office to be hereunto affixed.

GIVEN under my hand, at the City of Washington, the sixteenth day of May, in the year of our Lord one thousand eight hundred and ninety eight and of the Independence of the United States the one hundred and twenty second..

By the President: William McKinley

By F.M. McKean, Secretary.

SEAL.
Recorded Vol. 34, Page 322

C H Bush, Recorder of the General Land Office.

Recorded at the request of Allen C. Merritt June 26th 1920 at 1 minutes past 1 o'clock P.M. in Book Z of Deeds page 368 Records of Lemhi County, Idaho.

BY Chas. R. Hall
DeputyW.W. Simmonds
County Recorder.

Instrument No. 23726

DL

THE UNITED STATES OF AMERICA,

Hailey 03231.

To all to whom these presents shall come, Greeting:

WHEREAS, MARCELENE NAGEL

has deposited in the GENERAL LAND OFFICE of the United States a certificate of the Register of the Land Office at Hailey, Idaho whereby it appears that full payment has been made by the said Marcelene Nagel according to the provisions of the Act of Congress of the 24th of April, 1820, entitled "An Act making further provision for the sale of the public Lands, and the acts supplemental thereto, for the Lots ten, eleven, and twelve of Section thirty-one in Township twenty-one north of Range twenty-two east of the Boise meridian, Idaho, containing one hundred four and thirty-two hundredths acres, according to the Official Plat of the Survey of the said lands, returned to the GENERAL LAND OFFICE by the Surveyor General; which said Tract has been purchased by the said Marcelene Nagel:

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 cases made and provided, HAVE GIVEN AND GRANTED, and by these presents DO GIVE AND GRANT, unto the said Marcelene Nagel her heirs, the said 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 Marcelene Nagel and to her heirs and assigns 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 court, and also subject to the right of the proprietor of a vein or lode to extract and remove his ore therefrom, should the same be found to penetrate or intersect the premises hereby granted, as provided by law; 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.

SCANNED

AUG 11 2005

Question Page

July 10th 1898

At the undersigned, Elmer, John, Charles, each of water, measured under
original and original, to be taken out of the great, called Marshall Creek
which empties into Salmon River, about ten miles above Salmon City.
The said amount of water so claimed to be taken out of said creek
at a point about one and one quarter miles above the mouth of
the same and about one and one quarter miles from the mouth of
the same and to be taken from said creek, by means of a ditch
which shall be made and maintained deep, to be ten feet deep
to my knowledge and belief Elmer, John, Charles, for the
purpose of irrigating said Elmer, John, Charles, to be in
accordance with the 21st article of the Constitution of the
State of Idaho.

John

Elmer, John, Charles
County (Idaho)

Idaho County

Recorded at the request of J. Elmer, John, Charles, January 26th 1898 at 6 O'clock
P.M. in Book of Idaho Rights page 290 Records of Idaho County

J. Elmer, John, Charles

At the undersigned, J. Elmer, John, Charles, has this 26th day
of January A.D. 1898, located all of the water flowing in Salmon Creek
being about ten thousand square feet more and less, for irrigating, milling
and agricultural purposes. This notice is posted on the bank of the
said Salmon Creek about one and one quarter miles from its mouth and at
a point where a ditch is now being taken out.

Elmer, John, Charles
County (Idaho)

Recorded at the request of J. Elmer, John, Charles, December 26th 1897
at 2 o'clock P.M. in Book of Idaho Rights page 290 Records of Idaho County, Idaho County

A.D. 1897

Witness my hand and seal this 26th day of December A.D. 1897



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 25, 2003

COLE RANCH PROPERTIES LLC
510 HUMMINGBIRD LN
BUTTE MT 59701

RE: NOTICE(S) OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE(S) OF CLAIM TO A WATER RIGHT 75-4498, 75-4500

Dear Cole Ranch Properties, LLC:

The request for Change of Water Right Ownership concerning the above-referenced Notice(s) of Claim has been processed and the Department's records updated to reflect you as the new claimant.

The enclosed report shows this change along with listing the elements of the water right being claimed. Please review this report and contact this office if there are corrections or questions.

Respectfully yours,

A handwritten signature in cursive script that reads "Kristen Forsgren".

Kristen Forsgren
Office Specialist 1

Enclosure

OK
9C
8/22/03

**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.

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
75-04499	\$25				
75-10160	\$25				
	A75-04498	☒			
	A75-04500	☒			

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts. \$50-
- 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) K + F Partnership
3485 Sun Circle, Idaho Falls, ID 83404
4. New Owner/Claimant(s) Cole Ranch Properties, L.L.C.
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 510 Hummingbird Lane
- City, State and ZIP Code Butte, MT 59701
- New Telephone Number (406) 494-6503
5. Date you acquired the property August 16, 2002

RECEIVED

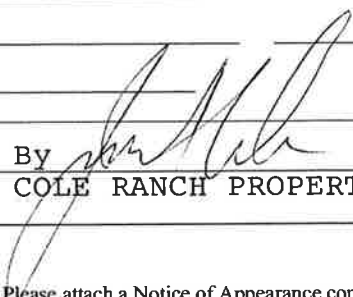
NOV 12 2002

Department of Water Resources
Eastern Region

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) By , Managing Member
COLE RANCH PROPERTIES, L.L.C.

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 JC Date 12-3-02 Fee \$50
 Receipted by JC Date 12-3-02 Receipt No. E028351
 Processed by _____ AJ Date _____ WR _____ Date _____

PARTNERSHIP WARRANTY DEED

K & F PARTNERSHIP, an Idaho Partnership composed of **Gene R. Kantack and Leonard Foster, Jr.**, as **GRANTOR**, for good and valuable considerations, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto **COLE RANCH PROPERTIES, L.L.C.**, a Montana Limited Liability Company, as **GRANTEE**, whose address is 510 Hummingbird Lane, Butte, MT 59701 and Grantee's successors and assigns, all of the following described real property, to-wit:

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

SUBJECT TO the 2001 and subsequent years general taxes and assessments, all existing patent reservations, easements, right of ways, protective and restrictive covenants, zoning ordinances and applicable building codes, laws and regulations.

TOGETHER WITH any and all improvements, water and ditch rights, easements, tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversion, remainder, rents, issues, and profits thereof.

Grantor, for itself and its successors and assigns, does hereby warrant and agree to forever defend the Grantee, and Grantee's successors and assigns, in the quiet and peaceful possession of said premises against the lawful claims of any and all persons.

In construing this Deed and where the context so requires, the singular includes the plural, and the masculine, the feminine and neuter.

Dated: August 9, 2002.

K & F PARTNERSHIP

Partnership Name

By: [Signature]
Gene R. Kantack, A Partner

By: [Signature]
Leonard Foster, Jr., A Partner

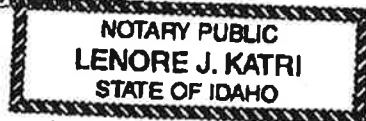
STATE OF IDAHO)

COUNTY OF Bonneville) ss

On August 9, 2002, before me, the undersigned, personally appeared **GENE R. KANTACK and LEONARD FOSTER, JR.** known or identified to me to be the partners in the partnership and the partners who subscribed said partnership name to the foregoing instrument, and acknowledged to me that they executed the same.

[Signature]
Notary Public for the State of Idaho

Commission Expires: _____



My Commission Expires: 01/28/03

RECEIVED

NOV 12 2002

Department of Water Resources
Eastern Region

A PARCEL OF LAND BEING GOVERNMENT LOTS 5 AND 6 OF SECTION 19; GOVERNMENT LOTS 5, 6, 7 AND 8 OF SECTION 30; GOVERNMENT LOTS 5, 6, 7, 8, 9, 10, 11 AND 12 OF SECTION 31; AND THE E1/2SW1/4 AND THE SE1/4NW1/4 OF SECTION 31; ALL IN TOWNSHIP 21 NORTH, RANGE 22 EAST, BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SECTION 19, T. 21 N., R. 22 E., B.M.; THENCE, ALONG THE SECTION LINE COMMON TO SECTION 19 AND 24, S. 0° 15' 37" E., 2638.25 FEET TO AN IRON PIN WITH ALUMINUM CAP, ALSO BEING THE REAL POINT OF BEGINNING;

THENCE N. 89° 44' 23" E., 522.94 FEET TO A POINT ON A MEANDER LINE GENERALLY MEANDERING ALONG THE WEST BANK OF THE SALMON RIVER; THE FOLLOWING COURSES AND DISTANCES:

S. 13° 02' 02" W., 353.93 FEET TO A POINT;

THENCE S. 18° 02' 49" W., 267.31 FEET TO A POINT;

THENCE S. 02° 00' 23" E., 233.37 FEET TO A POINT;

THENCE S. 37° 05' 40" E., 184.60 FEET TO A POINT;

THENCE S. 22° 33' 38" E., 191.52 FEET TO A POINT;

THENCE S. 13° 02' 10" E., 356.06 FEET TO A POINT;

THENCE S. 05° 52' 37" W., 519.95 FEET TO A POINT;

THENCE S. 11° 31' 48" W., 339.10 FEET TO A POINT;

THENCE S. 16° 32' 35" W., 236.38 FEET TO A POINT;

THENCE S. 20° 33' 12" W., 673.29 FEET TO A POINT;

THENCE S. 24° 33' 55" E., 369.09 FEET TO A POINT;

THENCE S. 32° 05' 00" E., 146.66 FEET TO A POINT;

THENCE S. 36° 35' 36" E., 478.96 FEET TO A POINT;

THENCE S. 33° 35' 12" E., 628.59 FEET TO A POINT;

THENCE S. 31° 34' 49" W., 91.79 FEET TO A POINT;

THENCE S. 11° 31' 55" E., 257.32 FEET TO A POINT;

THENCE S. 67° 08' 36" E., 253.74 FEET TO A POINT;

THENCE S. 20° 03' 15" E., 199.49 FEET TO A POINT;

THENCE S. 68° 08' 39" E., 259.74 FEET TO A POINT;

THENCE S. 04° 30' 48" E., 279.25 FEET TO A POINT;

THENCE S. 15° 02' 21" W., 389.98 FEET TO A POINT;

THENCE S. 22° 19' 15" E., 117.71 FEET TO A POINT;

THENCE S. 27° 34' 15" W., 448.92 FEET TO A POINT;

THENCE S. 05° 30' 50" W., 251.32 FEET TO A POINT;

THENCE S. 01° 30' 18" E., 146.60 FEET TO A POINT;

THENCE S. 16° 32' 43" E., 273.29 FEET TO A POINT;

THENCE S. 10° 01' 41" E., 445.81 FEET TO A POINT;

THENCE S. 28° 34' 30" E., 103.75 FEET TO A POINT;

THENCE S. 26° 58' 03" E., 312.20 FEET TO A POINT;

THENCE S. 34° 35' 00" E., 231.52 FEET TO A POINT;
THENCE S. 22° 13' 00" E., 232.65 FEET TO A POINT;
THENCE S. 07° 58' 04" W., 837.27 FEET TO A POINT;
THENCE S. 52° 04' 58" E., 747.70 FEET TO A POINT;
THENCE S. 57° 03' 10" E., 814.83 FEET TO A POINT;
THENCE S. 67° 35' 00" E., 357.39 FEET TO A POINT;
THENCE S. 59° 33' 00" E., 113.85 FEET TO A POINT;
THENCE S. 58° 16' 00" E., 253.44 FEET TO A POINT;
THENCE S. 16° 32' 00" E., 208.23 FEET TO A POINT;
THENCE S. 40° 00' 00" E., 238.59 FEET TO A POINT;
THENCE S. 34° 31' 00" E., 139.26 FEET TO A POINT;
THENCE S. 65° 50' 00" E., 419.43 FEET TO A POINT;
THENCE S. 45° 15' 00" E., 228.03 FEET TO A POINT;
THENCE S. 24° 14' 00" E., 190.08 FEET TO A POINT;
THENCE S. 13° 45' 00" E., 300.63 FEET TO A POINT;
THENCE S. 05° 34' 00" E., 540.87 FEET TO A POINT;
THENCE S. 09° 41' 00" E., 215.16 FEET TO A POINT;
THENCE S. 20° 10' 00" W., 258.39 FEET TO A POINT;
THENCE S. 03° 31' 00" W., 516.78 FEET TO A POINT;

THENCE LEAVING SAID MEANDER LINE, AND RUNNING ALONG THE SOUTH BOUNDARY OF SAID SECTION 31, S. 90° 00' 00" W., 2138.73 FEET TO AN ALUMINUM CAP MONUMENT;

THENCE S. 90° 00' 00" W., 2546.07 FEET TO AN ALUMINUM BLM MONUMENT MARKING THE SOUTHWEST CORNER OF SAID SECTION 31;

THENCE, ALONG THE WEST BOUNDARY OF SAID SECTION 31, N. 00° 14' 08" E., 2630.39 FEET TO AN ALUMINUM BLM MONUMENT MARKING THE WEST 1/4 CORNER OF SAID SECTION 31;

THENCE CONTINUING ALONG SAID WEST BOUNDARY, N. 00° 03' 04" E., 2639.43 FEET TO AN ALUMINUM BLM MONUMENT MARKING THE NORTHWEST CORNER OF SAID SECTION 31;

THENCE ALONG THE WEST BOUNDARY OF SAID SECTION 30, N. 00° 03' 19" E., 2639.05 FEET TO AN ALUMINUM BLM MONUMENT MARKING THE WEST 1/4 CORNER OF SAID SECTION 30;

THENCE CONTINUING ALONG SAID WEST BOUNDARY, N. 00° 02' 59" E., 2638.83 FEET TO AN ALUMINUM BLM MONUMENT MARKING THE NORTHWEST CORNER OF SAID SECTION 30;

THENCE N. 00° 15' 37" W., 2638.25 FEET TO THE REAL POINT OF BEGINNING.

AJ5856NP

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

DATE: JAN-13-1999
PAGE: A-3

RIGHTS FROM: SOURCE: UNNAMED SLOUGH TRIBUTARY: SALMON RIVER

RIGHT NUMBER: 75-04499

NAME & ADDRESS: K & F PARTNERSHIP
3485 SUN CIRCLE
IDAHO FALLS ID 83404

SOURCE: UNNAMED SLOUGH TRIBUTARY: SALMON RIVER

QUANTITY: 0.02 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 08/01/1892

POINT OF DIVERSION: T21N R22E S31 SESE Within LEMHI County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.02 CFS

PLACE OF USE: STOCKWATER Within LEMHI County
T21N R22E S31 SESE

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. 21N22E314200
STOCKWATER, 250 RANGE CATTLE, 10 HORSES, VARIABLE STOCK

AJ5856NP

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

DATE: JAN-13-1999
PAGE: A-1

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 75-10160

NAME & ADDRESS: K & F PARTNERSHIP
3485 SUN CIRCLE
IDAHO FALLS ID 83404

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 07/10/1936

POINT OF DIVERSION: T21N R22E S31 SESESE Within LEMHI County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within LEMHI County
T21N R22E S31 SESE

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
RP 21N22E314200 A

AJ0749NP
No. A75-04498

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 01/11/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	K & F PARTNERSHIP 3485 SUN CIRCLE IDAHO FALLS ID 83404 (208) 523-5959	05/20/1898	IRRIGATION	04-01 12-01	12.98 CFS	
TOTAL DIVERSION: CONSUMPTIVE USE:					12.98 CFS	405.00 AFA

Water Source: PERREAU CREEK
GORLEY CREEK
SPRING CREEK

Tributary to: SALMON RIVER
SALMON RIVER
SALMON RIVER

Stage: STATUTORY CLAIM

Point(s) of Diversion: T21N R22E S31 NWSWNW LEMHI County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE								
T	R	S		NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	SUM
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
21N	22E	31	:							30	30	20		25	35	35	40			215.0
TOTAL ACRES																			215.0	

POU County: LEMHI

Non-Irrigation Uses: S/ INC STOCK

Other Rights: 75-04500

Remarks: GEN PERREAU SPRING-6.55CFS IRR. 4/1-6/28, 2 CFS 5/15-6/28
PERREAU SPRING IRR. 1.43 CFS 6/29-12/1,
GORLEY SPRING 2.00 CFS IRR. 5/1-10-15
SPRING CREEK IRR. 3.00 CFS 5/1-10/15.
CHANGE OF OWNERSHIP 1-5-98 SVH

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	K & F PARTNERSHIP 3485 SUN CIRCLE IDAHO FALLS ID 83404 (208) 523-5959	08/01/1892	IRRIGATION STOCKWATER	04-01 11-01 01-01 12-31	11.55 CFS 2.00 CFS	1177.50 AFA
TOTAL DIVERSION:					13.55 CFS	
CONSUMPTIVE USE:						

Tributary to: SNAKE RIVER
SALMON RIVER
SALMON RIVER
SALMON RIVER

Stage: STATUTORY CLAIM

T20N R21E S12
R22E S06

SESE
NWNE

NENW

LEMHI County
LEMHI County

Place of use Legal Description for: IRRIGATION

Place of use Legal Description for:								IRRIGATION																
NE								NW				SW				SE								
T	R	S	:	NENE Lt Ac	NWNE Lt Ac	SWNE Lt Ac	SENE Lt Ac	:	NENW Lt Ac	NWNW Lt Ac	SNWN Lt Ac	SENW Lt Ac	:	NESW Lt Ac	NWSW Lt Ac	SWSW Lt Ac	SESW Lt Ac	:	NESE Lt Ac	NWSE Lt Ac	SWSE Lt Ac	SESE Lt Ac	:	SUM
---	---	---	:	-----	-----	-----	-----	:	-----	-----	-----	-----	:	-----	-----	-----	-----	:	-----	-----	-----	-----	:	76.0
21N	22E	30	:					:				10	:	25	12	10	19	:	14	40	40	28	:	395.0
21N	22E	31	:			16		:	17	30	30	40	:	40	25	35	40	:	TOTAL ACRES				:	471.0

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: LEMHI

Non-Irrigation Uses: D/ ONE HOME S/ 250 CATTLE, 200 CALVES, 10 HORSES, DAIRY COWS

Other Rights: NONE

Remarks: GEN CLAIM C/B/A/ FIFE ENTERPRISES
SALMON RIVER, IRR. 6.55 CFS 4/1-11/1 OTHER SOURCES 4.00 CFS IRR.
OWNERSHIP CHANGED 1-5-98 SVH

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

LAW OFFICES

CORETTE POHLMAN & KEBE

A PROFESSIONAL CORPORATION

Mayer Building
129 West Park Street
P.O. Box 509
Butte, Montana 59703

Telephone (406) 782-5800
Fax (406) 723-8919
email corette@Montana.com

HOWARD A. JOHNSON (1893-1974)
ROBERT D. CORETTE (1911-1989)
KENDRICK SMITH (1905-1989)

Of Counsel:
KEITH P. JOHNSON

R. D. CORETTE
DOLPHY O. POHLMAN
WILLIAM M. KEBE, JR.
GREGORY C. BLACK
ROBERT M. CARLSON
MARSHAL L. MICKELSON
JOHN T. JOHNSTON
C. KATHLEEN McBRIDE
WILLIAM M. O'LEARY
DANIEL D. MANSON
TIMOTHY M. DICK
AMBER L. SUMMERS

November 25, 2002

Ms. Jennifer Crabtree
Technical Records Specialist
Department of Water Resources
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718

Re: Cole Ranch Properties, L.L.C.
Our File: 2160-D0002

Dear Ms. Crabtree:

Pursuant to your letter dated November 19, 2002, enclosed please find our letter dated November 7, 2002, together with enclosures, and our check in the amount of \$50.

Thank you for your attention to this matter.

Yours very truly,

CORETTE POHLMAN & KEBE

By 
Daniel D. Manson

DDM/ss
Enclosures

RECEIVED
NOV 26 2002
Department of Water Resources
Eastern Region



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

November 19, 2002

DANIEL D MANSON
CORETTE POHLMAN & KEBE
PO BOX 509
BUTTE MT 59703

NOV 22 2002

RE: CHECK NO. 2927 FOR \$100 AND CHANGE OF WATER RIGHT
OWNERSHIP FOR COLE RANCH PROPERTIES LLC

Dear Mr. Manson:

I am returning the above referenced check due to over payment. A \$50 fee is required to change water rights 75-4499 and 75-10160. There is no fee to change 75-4498 and 75-4500.

Please resubmit your request and the correct fee, and our office will process it as soon as possible.

Sincerely,

Jennifer Crabtree
Technical Records Specialist

Enclosure

LAW OFFICES

CORETTE POHLMAN & KEBE

A PROFESSIONAL CORPORATION

Mayer Building

129 West Park Street

P.O. Box 509

Butte, Montana 59703

Telephone (406) 782-5800

Fax (406) 723-8919

email corette@Montana.com

November 7, 2002

R. D. CORETTE
DOLPHY O. POHLMAN
WILLIAM M. KEBE, JR.
GREGORY C. BLACK
ROBERT M. CARLSON
MARSHAL L. MICKELSON
JOHN T. JOHNSTON
C. KATHLEEN McBRIDE
WILLIAM M. O'LEARY
DANIEL D. MANSON
TIMOTHY M. DICK
AMBER L. SUMMERS

HOWARD A. JOHNSON (1893-1974)
ROBERT D. CORETTE (1911-1989)
KENDRICK SMITH (1905-1989)

Of Counsel:

KEITH P. JOHNSON

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718

Re: Cole Ranch Properties, L.L.C.
Notice of Change in Water Right Ownership
Our File: 2160-D0002

Greetings:

Our firm represents Cole Ranch Properties, L.L.C. Enclosed for filing with your office is a Notice of Change in Water Right Ownership for the following water rights: 75-04499, 75-10160, A75-04498, and A75-04500. Also enclosed are the required supporting documents, along with a check made payable to your office in the amount of \$100 to cover the fee for the change of ownership.

If you have any questions or need additional information to complete the transfer, please contact our office toll free at 1-800-352-9932. Thank you for your assistance in this matter.

Yours very truly,

CORETTE POHLMAN & KEBE

By 
Daniel D. Manson

DDM/ss
Enclosures

cc: Jesse Cole (w/enc)

RECEIVED

NOV 12 2002

Department of Water Resources
Eastern Region

GOVERNMENT LOT 8, 5 AND 6 SECTION 19, TOWNSHIP 21 NORTH, RANGE 22 EAST OF THE SW 1/4 OF THE NE 1/4 OF SECTION 10, TOWNSHIP 21 NORTH, RANG 22 EAST OF THE N E 1/4 OF SECTION 10, TOWNSHIP 21 NORTH, LEMHI COUNTY, IDAHO.

ALCONO NOTATED BLAING

M 00° 44' 23" E
522.04'

1.0

N 00° 15' 37" W
2638 25'

SECTION 19
30.05 AC.

1075

LOT 5

LINE	STATION	DISTANCE
1	37.48.00 E	11.06
2	37.44.33 E	300.00
3	38.00.00 E	387.31
4	38.03.48 E	80.07
5	07.00.33 E	233.37
6	37.03.40 E	181.60
7	37.33.30 E	81.57
8	38.33.35 E	246.68
9	37.03.00 E	130.00
10	37.34.40 E	81.79

The Company has not surveyed the premises referred to in CD 12204. The sketch hereto is without charge solely for the purpose of assisting addressee and the Company are liability as to the validity, location, or general character of other matter shown thereon, not becoming thereby, including the accuracy of boundaries, including water boundaries. This does not purport to show all highways, or easements appurtenant or affecting addressee, or past or future location of the report, construction of other like evidence in which it may be attached.

LOT 7

L A

RECORD OF S

GOVERNMENT LOTS 5 AND 6 SECTION
LOTS 5-12 AND THE EAST 1/2 OF T
TOWNSHIP 21 NORTH, RANGE 22 EAS
LEMHI COUNTY.

LOT 7

00° 02' 59" E
2638.63

LOT 6

2639.05

LOT 5

25 30
30 31

00° 03' 04" E
2639.43

LOT 9

LOT 8

GOVERNMENT LOT 15

43° 58' 00" E
393.03

GOVERNMENT LOT 15

33.04'E
1.43

LOT 10

SE 1/4 NW 1/4

RECORD OF SURVEY

GOVERNMENT LOTS 5 AND 6 SECTION 19. LOTS 5-8 SECTION 30.
LOTS 5-12 AND THE EAST 1/2 OF THE SW 1/4 OF SECTION 31.
TOWNSHIP 21 NORTH, RANGE 22 EAST, OF THE BOISE MERIDIAN.
LEMHI COUNTY, IDAHO.

N 57° 03' 10" E
814.83'

LOT 7

LOT 11

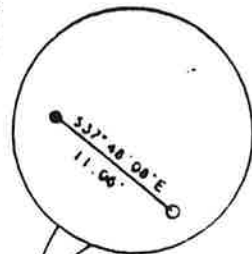
SECTION 31
418.63 AC.

LOT 6

E 1/2 SW 1/4

LOT 5

LOT 12



N 90° 00' 00\"/>

LOT 10

RECORD OF SURVEY

GOVERNMENT LOTS 5 AND 6 SECTION 19. LOTS 5-8 SECTION 30.
 LOTS 5-12 AND THE EAST 1/2 OF THE SW 1/4 OF SECTION 31.
 TOWNSHIP 21 NORTH, RANGE 22 EAST, OF THE BOISE MERIDIAN,
 LEMHI COUNTY, IDAHO.

LEGEND

- 3 1/2 IN. ALUMINUM B
- 3 1/2 IN. AL CAP MARK:
- 3 1/2 IN. AL CAP MARK:
MADE PLS 3080 SET ON
- SET 5/8" X 30" REBAR P
CAP MARKED MADE PLS 504
- SET 5/8" X 24" REBAR W/
CAP MARKED MADE PLS 5C
- SET P K NAIL AND LARGE

SECTION 31
 418.63 AC.

LOT 11

LOT 6

E 1/2 SW 1/4

LOT 5

LOT 12

LINE	BEARING	DISTANCE
L 1	S 27° 44' 08" E	11.06'
L 2	S 67° 40' 00" E	300.30'
L 3	S 04° 32' 00" W	279.31'
L 4	S 08° 18' 00" E	211.06'
L 5	S 19° 00' 00" E	214.30'
L 6	S 34° 33' 18" E	83.32'
L 7	S 34° 44' 34" E	323.22'
L 8	S 32° 31' 00" E	287.76'
L 9	S 09° 33' 00" E	113.85'
L 10	S 09° 18' 00" E	253.44'
L 11	S 16° 32' 00" E	204.23'
L 12	S 40° 00' 00" E	238.59'
L 13	S 34° 31' 00" E	139.26'
L 14	S 45° 15' 00" E	228.03'
L 15	S 34° 14' 00" E	190.08'
L 16	S 12° 45' 00" E	300.63'
L 17	S 09° 41' 00" E	215.18'
L 18	S 20° 10' 00" W	258.30'
L 19	S 77° 10' 00" E	101.64'
L 20	S 01° 36' 00" W	233.77'
L 21	S 49° 28' 00" E	209.15'
L 22	S 76° 59' 00" E	277.60'
L 23	S 33° 36' 00" E	278.19'
L 24	S 81° 00' 00" E	319.18'



P.O.L.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

SCANNED

OCT 1 1999

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

January 14, 1999

K & F PARTNERSHIP
3485 SUN CIRCLE
IDAHO FALLS ID 83404

RE: NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE OF CLAIM TO A WATER RIGHT A75-04498,
A75-04500

Dear Sirs:

The request for Change of Water Right Ownership concerning the above-referenced Notice of Claim has been processed and the Department's records updated to reflect you as the new claimant.

The enclosed report shows this change along with the elements of the water right being claimed. Please review this report and contact this office if there are corrections or questions.

Please keep this report for your records.

Respectfully yours,

Jennifer Hoagland
Technical Records Specialist

Enclosure

DELOG SVH
12-21-98
OK SVH 1-7-99

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

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right or Adjudication Claim No(s): 75-10160 / 75-04499 / 75-04498 / 75-04500

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

A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**

AND

B. **PLAT OF PROPERTY** or **SURVEY MAP** for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency **AERIAL PHOTO** with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant Del Monto Fife Trust

3384 Larchmont Dr., Salt Lake City 84109

4. New Owner/Claimant(s) K & F Partnership

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

New Mailing Address 3485 Sun Circle

City, State and ZIP Code Idaho Falls, Id 83404

New Telephone Number (208) 523-5959

RECEIVED

DEC 18 1998

Department of Water Resources
Eastern Region

5. Date you acquired the property 9/22/91

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s) [Signature]

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign this form.

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

BILL OF SALE

KNOW ALL MEN BY THESE PRESENTS, That on this 22ND day of SEPTEMBER 19 97, MARGENE ROBBINS, BETH SMITH, AND EVA HALL AS SUCCESSORS TRUSTEES FOR AND IN BEHALF OF EVA F. HALL, MERLIN FIFE, BETH SMITH, NORMAN D. FIFE AND MARGENE F. ROBE County of _____, State of _____, the part IES of the first part, for and in consideration of the sum of _____ Dollars lawful money of the United States of America to _____ in hand paid by K & F PARTNERSHIP, AN IDAHO PARTNERSHIP _____ of IDAHO FALLS & SHELLEY, County of BONNEVILLE _____, State of IDAHO _____, the part IES of the second part, the receipt whereof is hereby acknowledged, do _____ by these presents grant, bargain, sell and convey unto the said part IES of the second part, THEIR executors, administrators and assigns, all of the following described property, to-wit:

1/4 MILE OF IRRIGATION HAND LINES

BY Commission Expires 3-31-98
Residing in Bonneville County



TO HAVE AND TO HOLD the same unto the said part IES of the second part, THEIR executors, administrators and assigns forever.

And _____ hereby covenant with the said part IES of the second part that THEIR the lawful owner S of said goods and chattels; that they are free from all encumbrances except the following:

that THEY have good right to sell the same as aforesaid, and that THEY will and THEIR executors and administrators shall warrant and defend the title thereto unto the said part Y of the second part, HIS executors, administrators and assigns against the lawful claims and demands of all persons whomsoever.

IN WITNESS WHEREOF, I have set MY hand and seal this 22ND day of SEPTEMBER, 19 97.

Margene Robbins
MARGENE ROBBINS, SUCCESSOR TRUSTEE

Beth Smith
BETH SMITH, SUCCESSOR TRUSTEE

Eva Hall
EVA HALL, SUCCESSOR TRUSTEE

STATE OF IDAHO
COUNTY OF BONNEVILLE

ON THIS 22ND DAY OF SEPTEMBER, 1997, BEFORE ME, A NOTARY PUBLIC PERSONALLY APPEARED MARGENE ROBBINS, BETH, SMITH AND EVA HALL, KNOWN OR IDENTIFIED TO ME TO BE THE PERSONS WHOSE NAMES ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AS TRUSTEES FOR AND IN BEHALF OF EVA F. HALL, MERLIN FIFE, BETH SMITH, NORMAN D. FIFE AND MARGENE F. ROBBINS AND ACKNOWLEDGED TO ME THAT THEY RECEIVED THE SAME AS SUCH TRUSTEES.

Denise M. Croft
NOTARY PUBLIC RESIDING AT IDAHO FALLS, ID
COMM. EXPIRES: 02/27/98



BILL OF SALE

(FORM No. 303)

STEVENS-NEES LAW PUBLISHING CO., PORTLAND, OR. 97204

TO

SPACE RESERVED
FOR
RECORDER'S USE

Dated _____, 19____

AFTER RECORDING RETURN TO

STATE OF IDAHO,

County of _____ } SS.

I hereby certify that this instrument was filed for record at request of _____

at _____ minutes past _____ o'clock _____ M., this _____ day of _____, 19____, in my office, and duly entered in Book _____ of _____ at page _____

Ex-Officio Recorder.

By _____ Deputy.

Fees. \$ _____

TRUSTEE'S DEED

THIS INDENTURE, made this 22 day of September, 1997, by and between MARGENE ROBBINS, BETH SMITH, and EVA HALL, successor trustees of THE DEL MONTO FIFE TESTAMENTARY TRUST, for the benefit of EVA F. HALL, MERLIN FIFE, BETH SMITH, NORMAN D. FIFE and MARGENE F. ROBBINS, as Grantors to the K & F PARTNERSHIP, an Idaho partnership, composed of GENE R. KANTACK and LEONARD FOSTER, Jr., Grantee, whose current address is _____, Idaho Falls, Idaho.

WHEREAS, the Grantors are the duly appointed successor trustees to THE DEL MONTO FIFE TESTAMENTARY TRUST, by Order of the District Court of the Seventh Judicial District, County of Lemhi, dated April 18, 1973; and

WHEREAS, the undersigned Grantors, comprise three of the four named successor trustees and therefore a majority of the trustees of THE DEL MONTO FIFE TESTAMENTARY TRUST.

NOW, THEREFORE, the Grantors do hereby grant, bargain, sell and convey unto the Grantee, its successors, and assigns forever all of the interest of Grantors, in and to the following described real estate situated in the County of Lemhi, State of Idaho, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART THEREOF.

SUBJECT TO: ALL EXISTING PATENT RESERVATIONS, EASEMENTS, RIGHTS OF WAY, PROTECTIVE COVENANTS, ZONING ORDINANCES, AND APPLICABLE BUILDING CODES, LAWS AND REGULATIONS. SUBJECT TO POTENTIAL CLAIMS OF STATE OF IDAHO AS TO PARCEL II.

Grantors, warrant to the Grantee, and its successors in title that Grantors have not created or permitted to be created any lien, charge, or encumbrance against said real estate which is not shown herein, and Grantors covenant that they will defend said premises to the extent of the warranties made herein against the lawful claims of all persons.

IN WITNESS WHEREOF, the Grantors have hereunto subscribed their names to this instrument this ____ day of September, 1997.


MARGENE ROBBINS


BETH SMITH


EVA HALL

L:\WJA\2962\TRUSTEE.DED

I certify that I have read and approved
the contents of the original of this copy.



EXHIBIT "A"

EXHIBIT "A" to Trustee's Deed

Dated _____, day of September, 1997 from

**MARGENE ROBBINS, BETH SMITH, and EVA HALL, Trustees of
THE DEL MONTO FIFE TESTAMENTARY TRUST, to
K & F PARTNERSHIP, an Idaho partnership composed of
GENE R. KANTACK and LEONARD FOSTER, Jr.**

Parcel 1

A parcel of land being Government Lots 5 and 6 of Section 19; Government Lots 5,6, 7 and 8 of Section 30; Government Lots 5, 6, 7, 8, 9, 10, 11 and 12 of Section 31; and, the East ½ of the Southwest ¼ and the Southeast ¼ of the Northwest ¼ of Section 31; all in Township 21 North, Range 22 East; Boise Meridian; Lemhi County, Idaho; more particularly described as follows:

Beginning at the Northwest Corner of Section 19, T. 21 N., R. 22 E., B.M.; thence, along the section Line common to Sections 19 and 24, S 0°15'37" E 2638.25 feet to an Iron Pin with Aluminum Cap, also being the REAL POINT OF BEGINNING;

thence, N 89°44'23" E 522.94 feet to a point on a meander line generally meandering along the west bank of the Salmon River; the following courses and distances:

S 13°02'02" W 353.93 feet to a point;

thence, S 18°02'49" W 267.31 feet to a point;

thence, S 2°00'23" E 233.37 feet to a point;

thence, S 37°05'40" E 184.60 feet to a point;

thence, S 22°33'38" E 191.52 feet to a point;

thence, S 13°02'10" E 356.06 feet to a point;

thence, S 5°52'37" W 519.95 feet to a point;

thence, S 11°31'48" W 339.10 feet to a point;

thence, S 16°32'35" W 236.38 feet to a point;

thence, S 20°33'12" W 673.29 feet to a point;

thence, S 24°33'55" E 369.09 feet to a point;

thence, S 32°05'00" E 146.66 feet to a point;

thence, S 36°35'36" E 478.96 feet to a point;

thence, S 33°35'12" E 628.59 feet to a point;

thence, S 31°34'49" W 91.79 feet to a point;

thence, S 11°31'55" E 257.32 feet to a point;

thence, S 67°08'36" E 253.74 feet to a point;

thence, S 20°03'15" E 199.49 feet to a point;

thence, S 68°08'39" E 259.74 feet to a point;

thence, S 4°30'48" E 279.25 feet to a point;
thence, S 15°02'21" W 389.98 feet to a point;
thence, S 22°19'15" E 117.71 feet to a point;
thence, S 27°34'15" W 448.92 feet to a point;
thence, S 5°30'50" W 251.32 feet to a point;
thence, S 1°30'18" E 146.60 feet to a point;
thence, S 16°32'43" E 273.29 feet to a point;
thence, S 10°01'41" E 445.81 feet to a point;
thence, S 28°34'30" E 103.75 feet to a point;
thence, S 26°58'03" E 312.20 feet to a point;
thence, S 34°35'00" E 231.52 feet to a point;
thence, S 22°13'00" E 232.65 feet to a point;
thence, S 7°58'04" W 837.27 feet to a point;
thence, S 52°04'58" E 747.70 feet to a point;
thence, S 57°03'10" E 814.83 feet to a point;
thence, S 67°35'00" E 357.39 feet to a point;
thence, S 59°33'00" E 113.85 feet to a point;
thence, S 58°16'00" E 253.44 feet to a point;
thence, S 16°32'00" E 208.23 feet to a point;
thence, S 40°00'00" E 238.59 feet to a point;
thence, S 34°31'00" E 139.26 feet to a point;
thence, S 65°50'00" E 419.43 feet to a point;
thence, S 45°15'00" E 228.03 feet to a point;
thence, S 24°14'00" E 190.08 feet to a point;
thence, S 13°45'00" E 300.63 feet to a point;
thence, S 5°34'00" E 540.87 feet to a point;
thence, S 9°41'00" E 215.16 feet to a point;
thence, S 20°10'00" W 258.39 feet to a point;
thence, S 3°31'00" W 516.78 feet to a point;

thence, leaving said meander line, and running along the south boundary of said Section 31, S 90°00'00" W 2138.73 feet to an Aluminum Cap monument;

thence, S 90°00'00" W 2546.07 feet to an Aluminum BLM monument marking the Southwest Corner of said Section 31;

thence, along the west boundary of said Section 31, N 0°14'08" E 2630.39 feet to an Aluminum BLM monument marking the West ¼ Corner of said Section 31;

thence, continuing along said west boundary, N 0°03'04" E 2639.43 feet to an Aluminum BLM monument marking the Northwest Corner of said Section 31;

thence, along the west boundary of said Section 30, N 0°03'19" E 2639.05 feet to an Aluminum BLM monument marking the West ¼ Corner of said Section 30;

thence, Continuing along said west boundary, N 0°02'59" E 2638.83 feet to an Aluminum BLM monument marking the Northwest Corner of said Section 30;

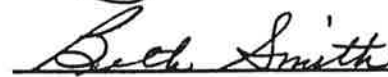
thence, N 0°15'37" W 2638.25 feet to the REAL POINT OF BEGINNING; said parcel containing 582.07 acres, more or less; said parcel also being subject to any easements or rights-of-way of record or established by prescriptive use.

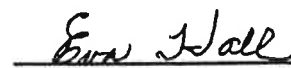
Together with any and all water rights of any nature or description, all ditches and ditch rights, easements and hereditaments appurtenant to the herein described property:

Parcel II.

All lands between the adjusted 1881 meanders and the present left bank of the Salmon River fronting lots 5 and 6 in section 19; fronting lots 5, 6, 7, and 8 in section 30; and fronting lots 5, 6, 7, 8, and 9, except for lot 15 and the accretions to lot 15 designated as lot 16, in section 31; all in T. 21 N., R. 22 E., Boise Meridian, Idaho, according to the official records and the plat approved July 24, 1996. All of said lands being located in Lemhi County, Idaho.


MARGENE ROBBINS


BETH SMITH


EVA HALL

LAWJA\2962\TRUSTEE.DED

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 75-4500
Date Received: 4/19/1990
Receipt No: E013333
Received By:

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

1. Name of Claimant(s)

COLE RANCH PROPERTIES LLC Phone:
510 HUMMINGBIRD LN
BUTTE MT USA 59701

2. Date of Priority: 08/01/1892

3. Source: , SALMON RIVER Trib. to: , SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
20N	22E	6	NW NE	LEMHI	
20N	22E	6	NE NW	LEMHI	
20N	21E	12	SE SE	LEMHI	

5. Description of diverting works:

HEADGATE, DITCHES & SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	11.55	
STOCKWATER	1/01	12/31	2	

7. Total Quantity Appropriated is:
13.55 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
----------	-------	---------	----------------	-----	-------

21N	22E	30	SE	NW	IRRIGATION	10
			NE	SW	IRRIGATION	25
			SW	SW	IRRIGATION	10
			SE	SW	IRRIGATION	19
			NW	SW	IRRIGATION	12

Section Acres 76

21N	22E	31	SW	NE	IRRIGATION	16
			NE	NW	IRRIGATION	17
			NW	NW	IRRIGATION	30
			SW	NW	IRRIGATION	30
			SE	NW	IRRIGATION	40
			NW	SW	IRRIGATION	25
			SW	SW	IRRIGATION	35
			SE	SW	IRRIGATION	40
			NE	SE	IRRIGATION	14
			NW	SE	IRRIGATION	40
			SW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	28
			NE	SW	IRRIGATION	40

Section Acres 395

Total Acres 471

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:

14. Remarks:

CLAIM C/B/A/ FIFE ENTERPRISES SALMON RIVER, IRR. 6.55 CFS 4/1-11/1 OTHER SOURCES 4.00 CFS IRR. OWNERSHIP CHANGED 1-5-98 SVH

15. Basis of Claim: Statutory Claim

AJ0749NP
No. A75-04500

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 01/11/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	K & F PARTNERSHIP 3485 SUN CIRCLE IDAHO FALLS ID 83404 (208) 523-5959	08/01/1892	IRRIGATION STOCKWATER	04-01 11-01 01-01 12-31	11.55 CFS 2.00 CFS	
TOTAL DIVERSION: CONSUMPTIVE USE:					13.55 CFS	1177.50 AFA

Water Source: SALMON RIVER
SPRING
UNNAMED DRAIN
WASTEWATER

Tributary to: SNAKE RIVER
SALMON RIVER
SALMON RIVER
SALMON RIVER

Stage: STATUTORY CLAIM

Point(s) of Diversion: T20N R21E S12 SESE LEMHI County
R22E S06 NWNE NENW LEMHI County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE									
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM	
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac			
21N	22E	30	:					:				10	:	25	12	10	19	:					:	76.0	
21N	22E	31	:			16		:	17	30	30	40	:	40	25	35	40	:	14	40	40	28	:	395.0	
																							TOTAL ACRES		471.0

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: LEMHI

Non-Irrigation Uses: D/ ONE HOME S/ 250 CATTLE, 200 CALVES, 10 HORSES, DAIRY COWS

Other Rights: NONE

Remarks: GEN CLAIM C/B/A/ FIFE ENTERPRISES
SALMON RIVER, IRR. 6.55 CFS 4/1-11/1 OTHER SOURCES 4.00 CFS IRR.
OWNERSHIP CHANGED 1-5-98 SVH

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

OCT 10 1990

X

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: A75-04500
Date Received: 5/17/1990
Receipt No: E013333
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DEL MONTO FIFE TRUST 801-484-9860
Address: 3384 LARCHMONT DR.
SALT LAKE CITY, UT 84109

2. Date of Priority: AUG 01, 1892

3. Source: SALMON RIVER Trib. to: SNAKE RIVER
SPRING SALMON RIVER
UNNAMED DRAIN SALMON RIVER
WASTEWATER SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
20N	21E	12	SE	SE			LEMHI
	22E	6	NW	NE			LEMHI
			NE	NW			LEMHI

5. Description of diverting works:
HEADGATE, DITCHES & SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	11.550		
STOCKWATER	01/01	12/31	2.000		

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

8. Total consumptive use is 1177.5 Acre Feet Per Annum.

9. Non-irrigation uses:
D/ ONE HOME S/ 250 CATTLE, 200 CALVES, 10 HORSES, DAIRY COWS

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
21N	22E	30	SE	NW		IRR	10.0
			NE	SW		IRR	25.0
			NW	SW		IRR	12.0
			SW	SW		IRR	10.0
			SE	SW		IRR	19.0
					Section Acres		76.0
		31	SW	NE		IRR	16.0
			NE	NW		IRR	17.0
			NW	NW		IRR	30.0
			SW	NW		IRR	30.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	25.0
			SW	SW		IRR	35.0
			SE	SW		IRR	40.0
NE	SE			IRR	14.0		
NW	SE			IRR	40.0		
SW	SE			IRR	40.0		
SE	SE			IRR	28.0		
			Section Acres		395.0		
			Total Acres		471.0		

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:
NONE

14. Remarks:
CLAIM C/B/A/ FIFE ENTERPRISES
SALMON RIVER, IRR. 6.55 CFS 4/1-11/1 OTHER SOURCES 4.00 CFS IRR.

15. Basis of Claim: STATUTORY CLAIM

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: _____

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 A75-04500
Date Received 4/16/90
Receipt Number E013333

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

APR 16 1990

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) Del Monto Fire Trust Phone (801) 484-9860
aka. Fire Enterprises
Mailing Address 3384 Larchmont Dr. Salt Lake City Zip 84109
Utah
2. Date of Priority (Only one (1) per claim) August 1892
3. Source of water supply (a) Salmon River & Springs & Drainage
which is tributary to (b) Salmon River via Columbia
4. a. Location of existing point of diversion is: Township 20N Range 22E Section 12 Drainage
NE 1/4 of SE 1/4 of SE 1/4, Govt. Lot, _____ B.M., County of Lemhi
Additional points of diversion if any: (Springs, drainage & waste) Rediversion (see map)
West 1/2 of the NE 1/4 of Sec 6 - T. 20N - R. 22E
b. If instream flow, beginning point of claimed instream flow is:
Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____
Govt. Lot _____ B.M., County of _____
ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____
_____ 1/4, Govt. Lot _____ B.M., County of _____

A7504500

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.

Initial Diversion in Sec. 12 - noted by 4' pipe
Drainage from Sec. 6 flows over to Sec. 31 into SE 1/4 & SE 1/4
and on to SW 1/4 of the SE 1/4 by culverts under road
to point of rediversion.

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DEC 15 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

Salmon River Irrigation purposes from 4-1 to 11-1 amount 6.55 or _____
 Sp. Drain & Shales Irrigation purposes from 4-1 to 11-1 amount 5. or _____
 For Stock water purposes from 1-1 to 12-31 amount 2. or _____
 For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 13.55 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 1177.5 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 1 House hold - 250 - Cows 200 calves 10 horses Milk Cows & Chickens

10. Description of place of use:

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>21</u>	<u>22E</u>	<u>31</u>																	
<u>21N</u>	<u>22E</u>	<u>30</u>								<u>10</u>	<u>25</u>	<u>12</u>	<u>10</u>	<u>19</u>					<u>76</u>
<u>21N</u>	<u>22E</u>	<u>31</u>			<u>16</u>		<u>17</u>	<u>30</u>	<u>30</u>	<u>40</u>	<u>40</u>	<u>25</u>	<u>35</u>	<u>40</u>	<u>14</u>	<u>40</u>	<u>40</u>	<u>28</u>	<u>395</u>

Total number of acres irrigated 471

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

12. Do you own the property listed above as place of use? Yes 2 No _____
 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.
See Map or None ()

14. Remarks: Map gives detail of entire ranch. flood irrigation and sprinkle system applies water on entire ranch.

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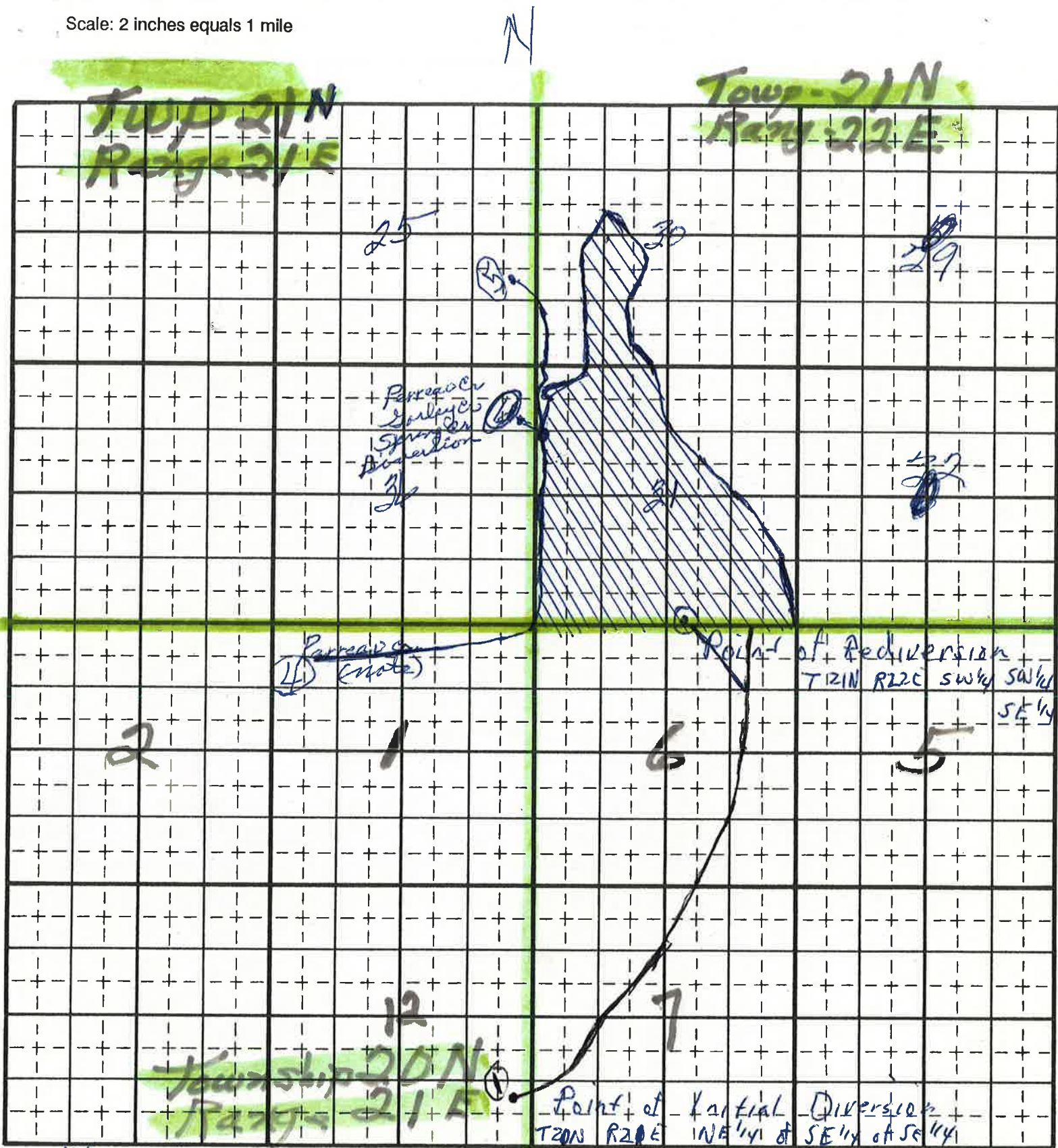
DEC 15 1992

Last Name Fite Enterprises 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



Note: Perreac Cr is divided upstream from diversion. Diversion takes place in ditch system in NE 1/4 of SE 1/4 of sec 31 at point 6

Last Name Fife Enter Ident No. 135

MICROFILMED
DEC 15 1992

Twp 20N
Rng 22E

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 75 4500
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 _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments 3 1 map

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 ^{we are} Trustees ~~I am~~

of Del Norte Fire Trust d/b/a Fire Enterprises ^{Organization} that ^{we} have signed the foregoing

document in the space below as Trustees ^{Title} of Del Norte Fire Trust d/b/a Fire Enterprises ^{Organization}

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

Signature of Authorized Agent Margaret P. Robbins, TTEE ^{TTEE}

Title and Organization Del Norte Fire Trust d/b/a Fire Enterprises Date 4/11/90

State of ~~Idaho~~ or Utah)
County of Salt Lake) SS.

Subscribed and sworn (or affirmed) before me this 11th day of April 19 90

SEAL

Notary Public Eva F. Hall

Residing at Salt Lake City, UT

My Commission Expires 7/12/91

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 FIRE ENTERP Ident. Number _____

Copies White-State, Yellow-Claimant