

Map prepared by: Carter Frischle
Date prepared: 10/16/01
1987-1988 NAPP photography
Idaho Department of Water Resources

04/16/2002

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

RIGHT NUMBER: 37-7419C
NAME AND ADDRESS: BIG SKY DAIRY
1700 E 2428 S
GOODING ID 83330

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.02 CFS
405.6 AFY

RIGHT NOS. 37-2687A, 37-7419C, 37-7435A, 37-7440A AND 37-07639A ARE LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 5.13 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1840.8 AF.

RIGHT NOS. 36-2671L, 36-7367L, 36-7381L, 36-7445L, 36-7480M, 37-2687A, 37-7419C, 37-7435A, 37-7440A AND 37-07639A ARE LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 10.90 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3050.4 AF.

PRIORITY DATE: 01/29/1975

POINT OF DIVERSION:

T06S R14E S34 NESESW Within GOODING County

T07S R14E S3 NESENE Lot 1 Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	2.020 CFS 405.60 AFY

PLACE OF USE: IRRIGATION Within GOODING County

T06S R14E S33	SENE	37.0	T06S R14E S33	NESW	4.9
T06S R14E S33	NWSW	20.0	T06S R14E S33	SWSW	40.0
T06S R14E S33	SESW	40.0	T06S R14E S33	NESE	37.0
T06S R14E S33	SWSE	16.2	T06S R14E S33	SESE	3.3
T06S R14E S34	NWNW	37.0	T06S R14E S34	SWNW	39.0
T06S R14E S34	NESW	40.0	T06S R14E S34	NWSW	40.0
T06S R14E S34	SWSW	40.0	T06S R14E S34	SESW	40.0
T06S R14E S34	NESE	30.2	T06S R14E S34	NWSE	40.0
T06S R14E S34	SWSE	40.0	T06S R14E S34	SESE	40.0
T07S R14E S03 Lot 2	SWNE	27.9	T07S R14E S03 Lot 1	SENE	18.1
T07S R14E S03 Lot 4	SWNW	32.0	T07S R14E S03 Lot 3	SENW	31.0
T07S R14E S03	NESE	39.0	T07S R14E S03	NWSE	30.0

762.6 ACRES TOTAL

RIGHT NOS. 37-2687A, 37-7419C, 37-7435A, 37-7440A AND 37-07639A ARE LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 460.2 ACRES IN A SINGLE IRRIGATION SEASON.

RIGHT NOS. 36-2671L, 36-7367L, 36-7381L, 36-7445L, 36-7480M, 37-2687A, 37-7419C, 37-7435A, 37-7440A AND 37-07639A ARE LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 762.6 ACRES IN A SINGLE IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 101.4 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

04/16/2002

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

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: License

USE OF THIS RIGHT IS COMBINED WITH WATER FROM NORTH SIDE CANAL
CO. LTD.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5488

WATER RIGHT NO(S). 36-02671L/36-07367L/36-07381L/36-07445L
36-07480M/37-02687A/37-07419C/37-07435A/37-07440A/37-07639A

This is to certify that: BIG SKY DAIRIES
1700 E 2428 S
GOODING ID 83330

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 36-02671L :			
IRRIGATION	04/01 to 10/31	0.72 CFS	208.8 AF
Priority: 01/09/1967			
Right No. 36-07367L :			
IRRIGATION	04/01 to 10/31	2.52 CFS	578.4 AF
Priority: 08/13/1973			
Right No. 36-07381L :			
IRRIGATION	03/15 to 11/15	0.42 CFS	84.8 AF
Priority: 09/19/1973			
Right No. 36-07445L :			
IRRIGATION	04/01 to 10/31	0.74 CFS	148.8 AF
Priority: 02/21/1974			
Right No. 36-07480M :			
IRRIGATION	04/01 to 10/31	1.66 CFS	398.8 AF
Priority: 05/31/1974			
	SUBTOTAL:	** 5.77 CFS	1209.6 AF **
Right No. 37-02687A :			
IRRIGATION	04/01 to 11/01	2.13 CFS	441.6 AF
Priority: 03/08/1963			
Right No. 37-07419C :			
IRRIGATION	03/15 to 11/15	2.02 CFS	405.6 AF
Priority: 01/29/1975			
Right No. 37-07435A :			
IRRIGATION	03/15 to 11/15	0.74 CFS	147.2 AF
Priority: 04/22/1975			
Right No. 37-07440A :			
IRRIGATION	03/15 to 11/15	1.47 CFS	294.4 AF
Priority: 05/31/1974			
Right No. 37-07639A :			
IRRIGATION	04/01 to 11/01	2.76 CFS	552.0 AF
Priority: 07/08/1977			
	SUBTOTAL:	*** 5.13 CFS	1840.8 AF ***
	TOTAL:	**** 10.90 CFS	3050.8 AF ****

MICROFILMED

JUN 16 2000

TRANSFER NO. 5488

WATER RIGHT NO(S). 36-02671L/36-07367L/36-07381L/36-07445L
 36-07480M/37-02687A/37-07419C/37-07435A/37-07440A/37-07639A

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

NESESW , Sec. 34, Township 06S, Range 14E
 Lot 1 (NESENE), Sec. 3, Township 07S, Range 14E
 GOODING County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06S	14E	33	SENE 37.0	NESW 4.9	NWSW 20.0	
			SWSW 40.0	SESW 40.0	NESE 37.0	
			SWSE 16.2	SESE 3.3		198.4
		34	NWNW 37.0	SWNW 39.0	NESW 40.0	
			NWSW 40.0	SWSW 40.0	SESW 40.0	
			NESE 30.2	NWSE 40.0	SWSE 40.0	
			SESE 40.0			386.2
07S	14E	3	Lot 2 (SWNE) 27.9	Lot 1 (SENE) 18.1	Lot 4 (SWNW) 32.0	
			Lot 3 (SENE) 31.0	NESE 39.0	NWSE 30.0	178.0
Total number of acres irrigated:						762.6 *

CONDITIONS OF APPROVAL AND REMARKS

1. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
- * 6. Right 36-02671L is limited to the irrigation of 52.2 acres in the place of use described above in a single irrigation season.
- * 7. Right 36-07367L is limited to the irrigation of 144.6 acres in the place of use described above in a single irrigation season.
- * 8. Right 36-07381L is limited to the irrigation of 21.2 acres in the place of use described above in a single irrigation season.
- * 9. Right 36-07445L is limited to the irrigation of 37.2 acres in the place of use described above in a single irrigation season.

MICROFILMED

JUN 16 2000

TRANSFER NO. 5488

WATER RIGHT NO(S). 36-02671L/36-07367L/36-07381L/36-07445L
36-07480M/37-02687A/37-07419C/37-07435A/37-07440A/37-07639A

CONDITIONS OF APPROVAL AND REMARKS

- * 10. Right 36-07480M is limited to the irrigation of 99.7 acres in the place of use described above in a single irrigation season.
- ** 11. Rights 36-02671L, 36-07367L, 36-07381L, 36-07445L and 36-07480M when combined shall not exceed a total diversion rate of 5.77 cfs from all points of diversion, a total annual maximum diversion volume of 1209.6 af at the field headgate, and the irrigation of 302.4 acres.
- * 12. Right 37-02687A is limited to the irrigation of 110.4 acres in the place of use described above in a single irrigation season.
- * 13. Right 37-07419C is limited to the irrigation of 101.4 acres in the place of use described above in a single irrigation season.
- * 14. Right 37-07435A is limited to the irrigation of 36.8 acres in the place of use described above in a single irrigation season.
- * 15. Right 37-07440A is limited to the irrigation of 73.6 acres in the place of use described above in a single irrigation season.
- * 16. Right 37-07639A is limited to the irrigation of 138.0 acres in the place of use described above in a single irrigation season.
- *** 17. Rights 37-02687A, 37-07419C, 37-07435A, 37-07440A and 37-07639A when combined shall not exceed a total diversion rate of 5.13 cfs from all points of diversion, a total annual maximum diversion volume of 1840.8 af at the field headgate, and the irrigation of 460.2 acres.
- **** 18. The total instantaneous diversion of water from all points of diversion under Transfer 5488 shall not exceed 10.90 cfs, nor a total combined annual volume of 3050.4 af for the irrigation of 762.6 total acres.
- 19. The period of use for the irrigation described under Rights 36-02671L, 36-07367L, 36-07445L, 36-07480M, 37-02687A and 37-07639A may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 and 11/01 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
- 20. Approval of this transfer does not preclude the opportunity for review of the validity of the Basin 37 water right(s) in the ongoing Snake River Basin Adjudication.

Dated this 22nd day of May, 2000.

J. Shaw Saxton
Chief, Water Allocation Bureau

MICROFILMED

JUN 16 2000

DATE: 08/30/99
PAGE: 1

Stage: LICENSE

GOODING County

POU County: GOODING

Other Rights: NONE

Conditions of Approval:

R01 - A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.

Remarks: GEN SEE REFERENCE RIGHT A37-07480.
CLAIM SPLIT BASED UPON WARRANTY DEED 153759 AND SIGNED CHANGE OF OWNERSHIP FORM. MAP GENERATED IN OFFICE. KKC 2-11-98

ADDRESS CHANGE BY CLAIMANT LETTER 8/30/99 SS.

Objection Filed Date:

Field Inspection Flag:
Presumption Flag:



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

RECEIVED

AUG 26 1999

Department of Water Resources

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

August 24, 1999

DON MC FARLAND
CAROL MC FARLAND
PO BOX 5178
TWIN FALLS ID 83303-5178

Re: Snake River Basin Adjudication (SRBA)
Water Rights # - Please See Attached List
Change of Address

Dear Water Right Holders:

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

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary **and list any other water rights you may have** before returning this letter by September 17, 1999. Thank you for your help.

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

If there has been a change in ownership of the property connected with the water rights referenced above, please write down the name and address of the new owner(s) so we can send them a form to make this required change to the water right record.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

#####

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

Claimant Signature

Telephone No.

(208) 734-0004

AJ5811NP
SELECTION FILE: MCFARLAND, McFarland's

IDAHO DEPARTMENT OF WATER RESOURCES
SELECTION FILE CONTENTS

DATE: 08/20/99
TIME: 15:18:04
PAGE: 1

Blank = McFarland's
~~36-02589~~ 36-02589 36-02667 36-02671D 36-071578 36-07367D 36-07381D 36-07480E 36-07480F 36-11140
36-15056 36-15057 37-12903 37-12904 37-12905 37-12907 37-12944 37-12942 45-11913 45-11914
A37-02687 A37-07419A A37-07420 37-07435 37-07440 A37-07639 A37-12906 A37-12908 A37-12910 A45-02550
A45-02551A A45-07290 R36-02524 R36-07445D

TOTAL RECORDS IN SELECTION FILE: 34

(blank)

X = changed
X = preserved

McFarland's record is correct. Eite belongs to McFarland's not Ambrose.

decreed - CE - W.A.

McFarland's 208/734-0004

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: **A37-07419A**
Date Received: 3/21/1989
Receipt No: X777777
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: DON MC FARLAND
Address: PO BOX 268
EDEN ID 83325

AND/OR

Name: CAROL MC FARLAND
Address: PO BOX 268
EDEN ID 83325

2. Date of Priority: JAN 29, 1975

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	14E	34	SE	SW			GOODING

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	2.204		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	14E	34	NE	SW		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	14E	34	NW	SW		IRR	40.0
			NE	SE		IRR	30.2

Section Acres 110.2

Total Acres 110.2

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:
NONE

14. Remarks:

SEE REFERENCE RIGHT A37-07480.

CLAIM SPLIT BASED UPON WARRANTY DEED 153759 AND SIGNED CHANGE OF OWNERSHIP FORM. MAP GENERATED IN OFFICE. KKC 2-11-98

15. Basis of Claim: LICENSE

6/9/94

COMMUNICATION DOCUMENTATION

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Kelly K Christensen

CUSTOMER:
SARA BATCHELDER

DATE: February 12, 1998 7:22 am

SUBJECT: CHANGE OF OWNERSHIP FOR A37-10320, A37-12911 AND SPLIT OF
A37-07419 → A; B
phone () walk-in(X)

Dan Nelson referred her to me as she had a right in excess of the measurment district threshold of 0.24 cfs. I reviewed A37-12911 and discussed the uses with her. She indicated that this right was originally for a 2,000 head feed lot but that it probably had not been used for approximately 10 years. She stated that she probably would not use that right in that manner. She stated that the uses from that source is for approx 30 head of stock and two homes. She indicated that the two homes were built approximately at the same time and had always been on the same system. She thought that the current pump in the well is 1.5 hp. She ammended the claim to reflect that information. We discussed the partial forfeiture issues relating to this use as she started thinking about working with a dairy utilize an additional portion of the right.

I then assisted her with the paper work for changing ownership on A37-10320.

I reviewed the warranty deed for A37-07419 and determined that the portion that she purchased was the "pivot corner" located in the NESE quarter totaling approximately 9.8 acres. The right was split proportionately. She stated that some of her ground has been irrigated from McFarland's system but that the agreement at the time of sale was for her to eventually transfer her use to the well described in A37-12911. We discussed the possibility of her filing an extension of time to avoid forfeiture for a portion of the right as she plans on irrigating only 4 or 5 acres total. I informed her that she needs to file a transfer to use that well.

After she got home she called to discuss the possibility of McFarland wanting to keep a portion of the feedlot right. I suggested that she contact him.

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 No(s): SPLIT ALL
A37-07419 A37-12911
- Adjudication Claim No(s): _____
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: DON MC FARLAND
4. New Owner/Claimant(s): SARA BATCHELDER
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address: 2375 S. 1600 E
 City, State and ZIP Code: GOODING, ID 83330
 New Telephone Number: (208) 934-8889
5. Date you acquired the property: 8-18-93
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 9.8 Number and type of stock 30 CATTLE/HORSES

Diversion rate in CFS .198 Number of homes 2 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): Sara Batchelder
- (Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign 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..

COPY

153759

G-20018

Recorded at the request of
Benoit, Alexander, Sinclair,
Harwood & High
126 2nd Avenue North, P.O. Box 366
Twin Falls, Idaho 83303-0366

STATE OF IDAHO COUNTY OF GOODING

Filed for record at the request of Good Title & Survey Inc.

17 min. past 4 o'clock P.M. this 18
of Aug, 1993 21.00

JOHN A. MYERS Recorder

By Alveta Sites Deputy

SPACE ABOVE THIS LINE FOR RECORDER'S USE

NOTIFICATION OF CONTRACT OF SALE

COMES NOW McFarland Agricultural Company, Don McFarland, Carol McFarland, Kelly Human, Lori Human, Suzanne Vance, Kristy Lucas, and Maurisa McFarland, the Sellers and, Sara Batchelder dba American Cargo Transport, Purchaser, to put the public on notice that they have entered into a contract of sale wherein the Purchaser purchased the property described on Exhibit "A" hereto from the Sellers.

SELLERS:

McFARLAND AGRICULTURAL COMPANY

By Don McFarland
Don McFarland, President

ATTEST:

Carol McFarland
Secretary

Don McFarland
DON McFARLAND

Carol McFarland
CAROL McFARLAND

NOTIFICATION OF CONTRACT OF SALE\1

TAX NOTICE TO:
2375 S 1600 E
Gooding, ID 83330

Kelly Human
KELLY HUMAN

Lori Human
LORI HUMAN

Suzanne Vance
SUZANNE VANCE

Kristy Lucas
KRISTY LUCAS

Maurisa McFarland
MAURISA MCFARLAND

BUYER:

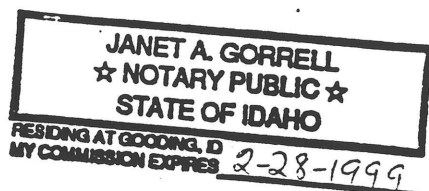
Sara Batchelder
DBA American Cargo Transport
SARA BATCHELDER
dba American Cargo Transport

STATE OF IDAHO

County of Gooding) ss.
)

On this 16th day of August, 1993, before me, the undersigned, a Notary Public in and for said State, personally appeared DON MCFARLAND and CAROL MCFARLAND known to me to be the President and Secretary of MCFARLAND AGRICULTURAL COMPANY, the corporation whose name is subscribed to the foregoing instrument, and acknowledged to me that they executed the same on behalf of the corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Janet A. Gorrell
NOTARY PUBLIC
Residence: Gooding, Idaho
My Commission Expires: 2-28-1999

NOTIFICATION OF CONTRACT OF SALE\2

STATE OF IDAHO

County of GOODING) ss.

On this 16th day of August, 1993, before me, the undersigned, a Notary Public in and for said State, personally appeared DON McFARLAND, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Janet A. Gorrell
NOTARY PUBLIC
Residence: Gooding, ID
My Commission Expires: 2-28-1999

STATE OF IDAHO

County of GOODING) ss.

On this 16th day of August, 1993, before me, the undersigned, a Notary Public in and for said State, personally appeared CAROL McFARLAND, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Janet A. Gorrell
NOTARY PUBLIC
Residence: Gooding, ID
My Commission Expires: 2-28-1999

NOTIFICATION OF CONTRACT OF SALE\3

STATE OF IDAHO

County of Gooding) ss.

On this 16th day of August, 1993, before me, the undersigned, a Notary Public in and for said State, personally appeared KELLY HUMAN, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Janet A. Gorrell
NOTARY PUBLIC
Residence: Gooding, Idaho
My Commission Expires: 2-28-1999

STATE OF IDAHO

County of Gooding) ss.

On this 16th day of August, 1993, before me, the undersigned, a Notary Public in and for said State, personally appeared LORI HUMAN, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Janet A. Gorrell
NOTARY PUBLIC
Residence: Gooding, Idaho
My Commission Expires: 2-28-1999

NOTIFICATION OF CONTRACT OF SALE\4

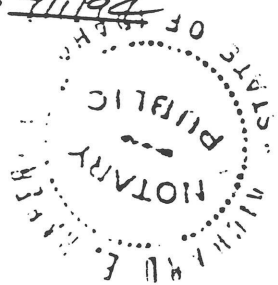
STATE OF IDAHO

County of Jerome) ss.

On this 16TH day of August, 1993, before me, the undersigned, a Notary Public in and for said State, personally appeared SUZANNE VANCE, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

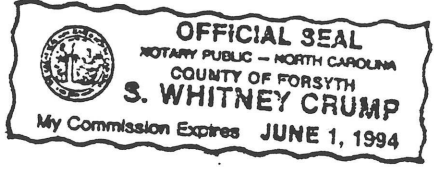
Richard E. Halenman
NOTARY PUBLIC
Residence: Jerome Idaho
My Commission Expires: 9/1/94



STATE OF North Carolina)
County of Forsyth) ss.

On this 11th day of August, 1993, before me, the undersigned, a Notary Public in and for said State, personally appeared KRISTY LUCAS, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

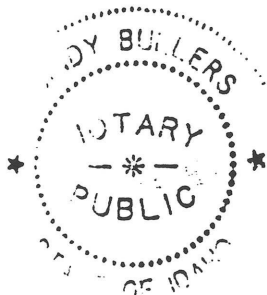


S. Whitney Crump
NOTARY PUBLIC
Residence: Forsyth County
My Commission Expires: 6-1-94

STATE OF IDAHO)
County of Gooding) ss.

On this 16th day of August, 1993, before me, the undersigned, a Notary Public in and for said State, personally appeared MAURISA McFARLAND, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

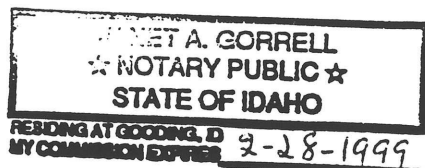


Andy Buller
NOTARY PUBLIC
Residence: Gooding, Id
My Commission Expires: 5/99

STATE OF IDAHO)
County of Gooding) ss.

On this 18th day of August, 1993, before me, the undersigned, a Notary Public in and for said State, personally appeared Sara Batchelder dba American Cargo Transport, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Janet A. Gorrell
NOTARY PUBLIC
Residence: Gooding, ID
My Commission Expires: 2-28-1999

EXHIBIT "A"

TOWNSHIP 6 SOUTH, RANGE 14, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO.

Section 34: A parcel of land located in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, described
as follows:

Commencing at the East $\frac{1}{4}$ corner of said Section 34
and being THE TRUE POINT OF BEGINNING;
Thence South along the East boundary of the NE $\frac{1}{4}$ SE $\frac{1}{4}$
for a distance of 1292.31 feet;
Thence North 88°14'00" West for a distance of
184.00 feet;
Thence North 0°02'57" East for a distance of 565.85
feet;
Thence North 20°04'20" West for a distance of
131.30 feet;
Thence North 2°39'27" West for a distance of 179.16
feet;
Thence North 45°58'09" West for a distance of
182.47 feet;
Thence North 57°59'41" West for a distance of
143.57 feet;
Thence North 78°30'15" West for a distance of
113.57 feet;
Thence South 73°35'32" West for a distance of
187.02 feet;
Thence North 57°35'59" West for a distance of 58.82
feet;
Thence North 0°20'27" West for a distance of 211.33
feet to a point on the North boundary of the
NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 34;
Thence North 89°52'03" East along the North bound-
ary of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ for a distance of 836.26 feet
to the East $\frac{1}{4}$ corner of Section 34 and being THE
TRUE POINT OF BEGINNING.

Subject to a 25.00 foot wide county road easement
along the Easterly boundary of described parcel.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 37-7419 Priority Jan. 29, 1975 Amount 2.40 cfs

THIS IS TO CERTIFY, that TWIN V RANCHES
of Gooding, Idaho, has complied with the terms and conditions of Permit
No. 37-7419 issued pursuant to Application for Permit dated January 29, 1975,
and has submitted proof to the Department of Water Resources on June 20, 1975,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 6.68 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u> from <u>March 15</u> to <u>Nov. 15</u> at <u>2.40</u> cfs and <u>480 acre feet or</u> <u>4.0 af per acre</u>			
_____ from _____ to _____ at _____ cfs and _____			
_____ from _____ to _____ at _____ cfs and _____			

(both dates inclusive)

Subject, however, to the condition that no more than 2.40 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
480 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 34,
Twp. 6 S, Rge. 14 E, B. M. in the County of Gooding

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6 S	14 E	34									40	40			40				120

Total number of acres irrigated 120

A measuring device of a type approved by this Department shall be permanently
maintained as part of the diverting works.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 30 day of
July, 19 75.

Director