

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

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

CIVIL CASE NUMBER: 39576

Ident. Number 37-21257
Date Received: 2/6/2004
Receipt No:
Received By:

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

1. Name of Claimant(s)

BARBARA A GOUGH Phone: (208)352-4275
811 E 2000 S
BLISS ID 83314

JOHN C GOUGH Phone: (208)352-4275
811 E 2000 S
BLISS ID 83314

2. Date of Priority: 01/01/1882

3. Source: LOWER WADDINGTON SPRING Trib. to: STODDARD CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06S	13E	27	SE NW	GOODING	

5. Description of diverting works:

PIPE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.08	

7. Total Quantity Appropriated is:
0.08 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
06S	13E	27	SW	SE	IRRIGATION	2.9
			SE	SW	IRRIGATION	1.1
					Section Acres	4
					Total Acres	4

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:

14. Remarks:

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 37-21257.

15. Basis of Claim: Beneficial Use

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

RECEIVED**APR 25 2005**

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

Department of Water Resources
 Southern Region

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
37-21257					

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

A. The appropriate **FILING FEE**. See instructions for fee amounts.

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

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

3. Name and Address of Former Owner/Claimant(s) Dale Howard Kelsey and Irene Kelsey
4. New Owner/Claimant(s) John C. Gough and Barbara A. Gough
 Name Connector (Check one): [] and, [] or, [] and/or
 New Mailing Address 811 E 2000 S
 City, State and ZIP Code Bliss, Idaho 83314
 New Telephone Number (208) 352 4275
5. Date you acquired the property 4/14/05

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)

John C. Gough
Barbara A. Gough

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

For Office Use Only

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

WARRANTY DEED

For Value Received

DALE HOWARD KELSEY and IRENE KELSEY, Husband and Wife

the grantor(s), do(es) hereby grant, bargain, sell, and convey unto

JOHN C. GOUGH and BARBARA A. GOUGH, Husband and Wife

the grantee(s), whose current address is

811 E 2000 S , BLISS, ID 83314

the following described premises, to-wit:

Township 6 South, Range 13 East of the Boise Meridian, Gooding County, Idaho

Section 27: A parcel of land located in the South one-half of the South one-half of Section 27, said parcel being a portion of the Southwest Quarter of the Southeast Quarter and a portion of the Southeast Quarter of the Southwest Quarter of Section 27 and more particularly described as follows:

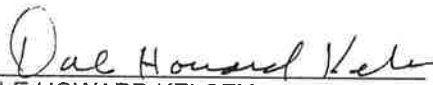
COMMENCING at the South One Quarter (S1/4) corner of said Section 27, from which the Southeast corner of said Section 27 bears North 90°00'00" East 2622.99 feet;
THENCE from said South One-Quarter (S1/4) corner of said Section 27, North 90°00'00" East for a distance of 394.37 feet;
THENCE North 00°00'00" East for a distance of 50.00 feet to the TRUE POINT OF BEGINNING;
THENCE North 75°06'02" West for a distance of 810.96 feet;
THENCE North 70°45'27" East for a distance of 285.28 feet;
THENCE North 58°57'27" East for a distance of 297.64 feet;
THENCE South 43°18'55" East for a distance of 467.85 feet;
THENCE South 28°03'06" West for a distance of 131.00 feet to the TRUE POINT OF BEGINNING.

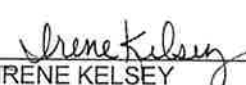
SUBJECT TO The Southwesterly County Road Right of Way along the Northeasterly side of the above described parcel.

Together with water right # 37-21257 of the Idaho Dept of Water Resources.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), his/her/their heirs and assigns forever. And the said Grantor(s) do(es) hereby covenant to and with the said Grantee(s), that he/she/they are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that he/she/they will warrant and defend the same from all claims whatsoever.

Dated: April 14, 2005


DALE HOWARD KELSEY


IRENE KELSEY

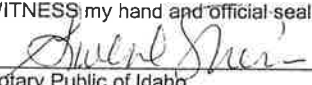
STATE OF IDAHO

: ss

COUNTY OF GOODING

On This 14 day of April, in the year 2005, before me, a Notary Public in and for said State, personally appeared **DALE HOWARD KELSEY and IRENE KELSEY**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within Instrument, and acknowledged to me that he/she/they executed the same.

WITNESS my hand and official seal.


Notary Public of Idaho
Residing at Buhl, Idaho
Commission Expires: March 27, 2006



Instrument # 210780

GOODING, GOODING, IDAHO

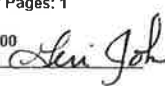
2005-04-14 04:02:16 No. of Pages: 1

Recorded for : GOODING TITLE

HELEN EDWARDS

Fee: 3.00

Ex-Officio Recorder Deputy





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 27, 2005

JOHN AND BARBARA GOUGH
811 E 2000 S
BLISS ID 83314

Re: SRBA Claim #37-21257

Dear Mr. and Mrs. Gough,

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

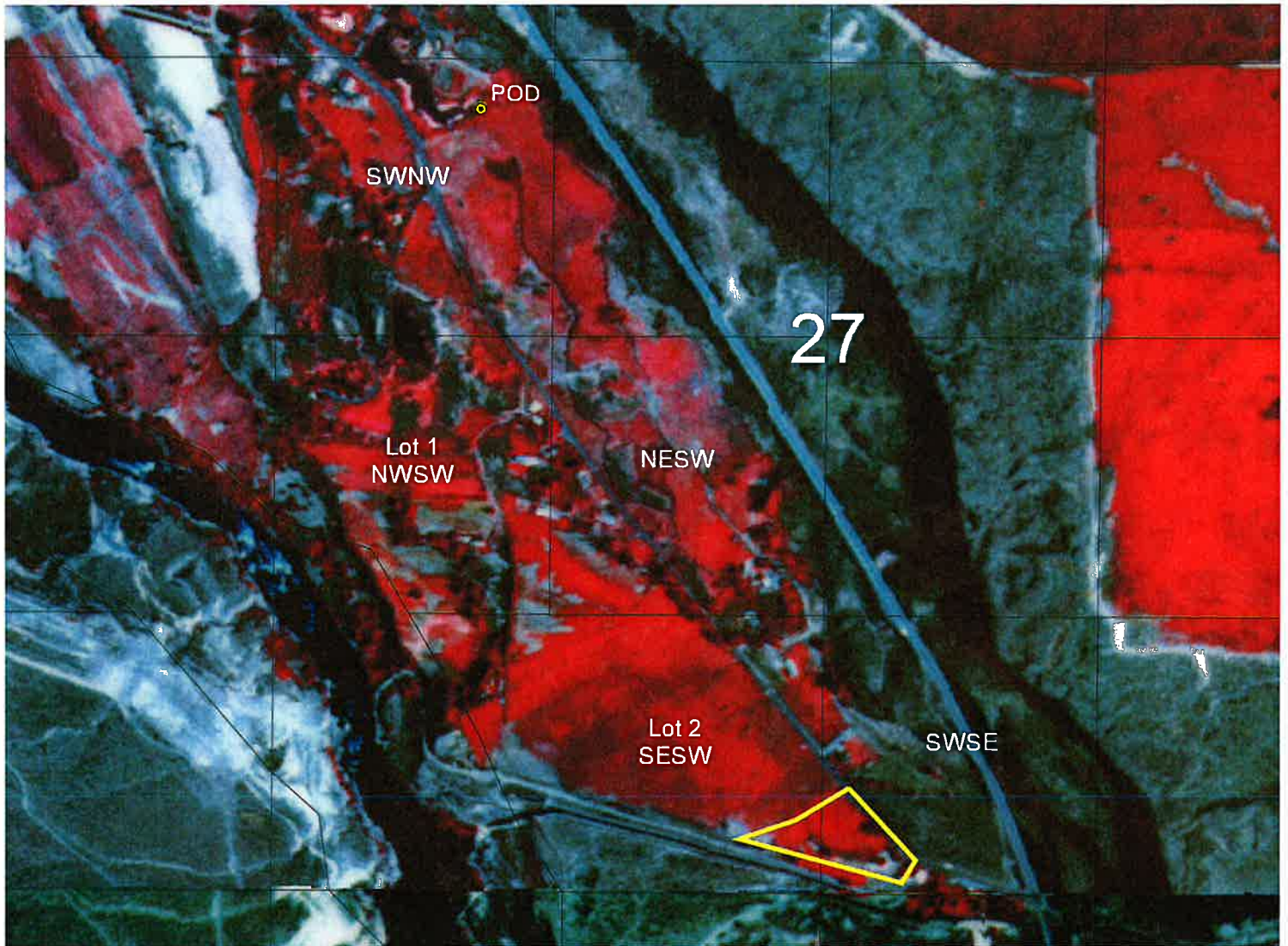
Sincerely,

A handwritten signature in dark ink, appearing to read 'Carrie Hahn', is written over a faint, dotted-line signature guide.

Carrie Hahn
Office Specialist

Enc.

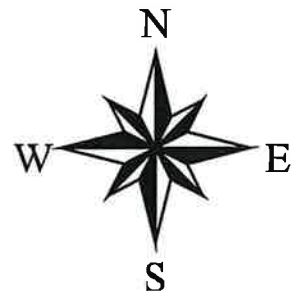
37-21257



900 0 900 1800 2700 Feet

T06S R13E S27

Map prepared by: Carter Fritschle
Date prepared: 04/06/05
1987-1988 NAPP photography
Idaho Department of Water Resources



04/06/2005

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

RIGHT NUMBER: 37-21257

NAME AND ADDRESS: DALE HOWARD KELSEY
1005 MAIN ST S
KIMBERLY ID 83341

IRENE KELSEY
1005 MAIN ST S
KIMBERLY ID 83341

SOURCE: LOWER WADDINGTON SPRING

TRIBUTARY: STODDARD CREEK

QUANTITY: 0.080 CFS

PRIORITY DATE: 11/07/1887

POINT OF DIVERSION:

T06S R13E S27 NESWNW Within GOODING County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
03/15 11/15

QUANTITY
0.080 CFS

PLACE OF USE: IRRIGATION Within GOODING County

T06S R13E S27 Lot 2 SWSW 1.1 T06S R13E S27 SWSE 2.8

3.9 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: Beneficial Use

Stoddard Creek and Waddington Springs

1. Posted Notice by John Waddington - Water Rights Book # 1, Page 88, Lincoln County, Idaho and Water Rights Book A, Page 284, Gooding County, Idaho

Notice is hereby given that the undersigned claims by right of location, possession and final diversion all of the water of this spring known as Stoddard Spring or Creek, situated in Salmon Falls Mining District, Alturas County, Idaho, to be diverted from its natural channel at this notice and be carried by ditch and flume from this point to ranch of the undersigned, hereby reserving the right and privilege to change said point of diversion should such change be deemed advantageous to the purpose hereinafter named to be used for mining, milling, agricultural and domestic purposes.

Signed John Waddington Dated November 7, 1887 - Filed for Record, November 7, 1887

Stoddard Creek originates with Lower and Upper Waddington Springs, Stoddard Creek Springs and an unnamed spring.

2. Posted Notice by Luther Jacobs - Water Rights Book # 4, page 41, Alturas County, Idaho

Notice is hereby given that I a citizen of the United States, claim by right, location, possession and final diversion 400 inches of the water of this creek, known as Stoddard Creek, not otherwise appropriated, situated in Salmon Falls Mining District, Alturas County, Idaho Territory, to be diverted from its natural channel, at this notice, and be conveyed by ditch and flume to point of discharge about 1/2 mile in a southerly direction. Hereby reserving the right to change said point of diversion, and discharge. Should change be decreed more advantageous for the uses and purposes hereafter named, to be used for agricultural and mining purposes.

Located this 3rd day of February, 1888 - Filed for Record, February 3, 1888

Both Lower and Upper Waddington Ditches flow southerly for about 1/2 mile to the present location of the Malad Estates Subdivision. However, Luther Jacob's land appears to have been primarily to the west of the springs.

3. Contract between John Waddington, party of the first part and William H. Slater, party of the second part. Dated May 9, 1907.
In consideration of compromising an injunction suit filed in Lincoln County, Idaho, the parties hereto have agreed as to the interest each of them shall have in and to the waters of a certain irrigating ditch carrying the waters of Stoddard Spring to the first party's ranch in Section 27, Township 6 S, Range 13E, B.M. which agreement is as follows:
First party has this day executed and delivered to second party a deed to seven and one-half inches of the waters of said ditch. It is understood and agreed between the parties hereto that said seven and one-half inches is all the waters of said ditch that the second party has any right or claim to.

Without knowing the location of the Slater property, it cannot be determined if the ditch in question is the Upper or Lower Waddington Ditch.

4. Beaver River Power Company v. Ida Bell Waddington Frost, John Doe Frost, her husband, John William Waddington, a minor, and Andrew Jackson Waddington, a minor. Judgment dated July 18, 1912.

Describes the power company obtaining the right of way to place two power poles on the defendants' property in the Southwest quarter of the Southeast quarter of Section 27, Township 6 South, Range 13 East, B.M.

This indicates that Ida B. Frost (see the Upper Waddington Ditch Decree) was probably an heir of John Waddington.

5. Upper Waddington Ditch Decree - F.O. Frost and Ida B. Frost, husband and wife, Florencio Uriaguereca and Antonia Uriaguereca, husband and wife v. A. Penfold and Bert Herbert. Judgment dated June 22, 1925

Court ruled that the plaintiffs have the sole and exclusive possession and control of the Upper Waddington Ditch and the Upper Waddington Spring situated on defendant Penfold's property. The decree also provides legal descriptions for the Penfold property, the Frost property and the Uriaguereca property.

I have mapped the various properties in ArcView. (See attached) It is assumed that the Frost property was originally owned by John Waddington, and the Penfold property was originally owned by Luther Jacobs. Therefore, any lands receiving water from Stoddard Creek or its associated springs that were not included in the posted notices would have a priority date inferior to the Waddington (Frost) land or the Jacobs (Penfold) land.

6. Affidavit from Algeroy Penfold, J.R. Kinkade and J.R. Wagnor signed March 6, 1934 and recorded June 18, 1952 as instrument no. 118712, Book 7 Miscellaneous Page 137.

Describes two ditches from the Waddington Springs Complex. One ditch is one-half mile long and carries 150 inches. The other ditch carries 125 inches. Water has been used in these ditches uninterrupted since 1888. The amount of water owned in each ditch by various parties is also described.

1934 Affidavit

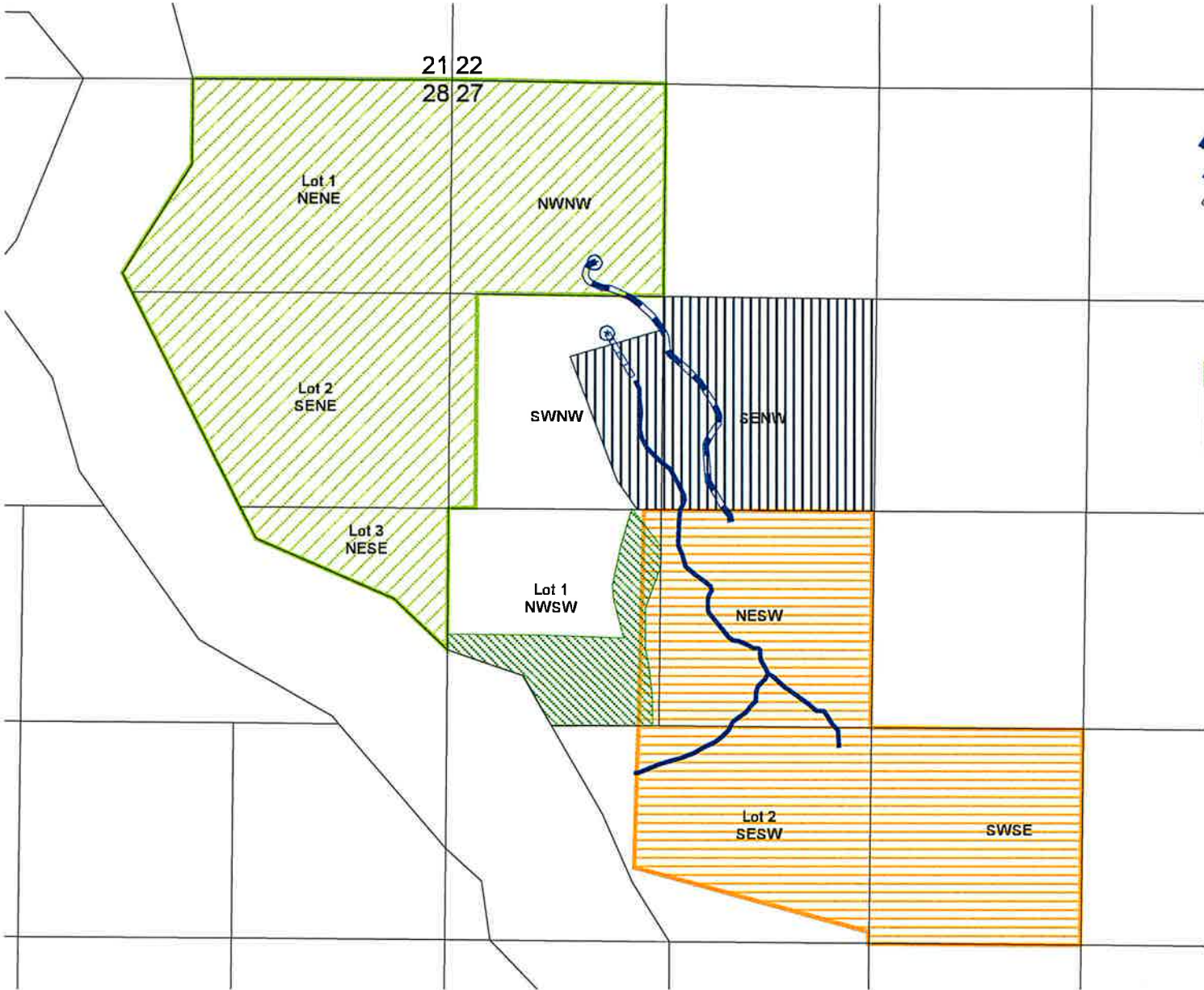
T06S R13E

 Upper Waddington Ditch
 Lower Waddington Ditch
 Lower Waddington Pipeline

 Steele Property - 1928
 Wagner Property - 1921
 Frost Property - 1925?
 Penfold Property 1925



Upper Waddington Ditch
Frost 120 "
Steele 30 "
Lower Waddington Ditch
Steele 25 "
Wagner 25 "
Keyser Estate 75 "



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

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

CIVIL CASE NUMBER: 39576

Ident. Number 37-21257
Date Received: 2/6/2004
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

DALE HOWARD KELSEY Phone: (208) 733-9484
1005 MAIN ST S
KIMBERLY ID 83341

IRENE KELSEY Phone: (208) 733-9484
1005 MAIN ST S
KIMBERLY ID 83341

2. Date of Priority: 01/01/1882

3. Source: LOWER WADDINGTON SPRING Trib. to: STODDARD CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06S	13E	27	SE NW	GOODING	

5. Description of diverting works:

PIPE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.08	

7. Total Quantity Appropriated is:
0.08 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
06S	13E	27	SW	SE	IRRIGATION	2.9
			SE	SW	2 IRRIGATION	1.1
Section Acres						4
Total Acres						4

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:

14. Remarks:

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 37-21257.

15. Basis of Claim: Beneficial Use

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

RECEIVED**MAR 12 2003**Department of Water Resources
Southern Region

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	37-12980	☐			☐
		☐			☐
		☐			☐
		☐			☐
		☐			☐

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

A. The appropriate **FILING FEE**. See instructions for fee amounts.

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

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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) Robert A. French
1819 Marshall Street Caldwell, Id 83605
4. New Owner/Claimant(s) Dale Howard Kelsey and Irene Kelsey
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 1005 Main Street South
- City, State and ZIP Code Kimberly, Idaho 83341
- New Telephone Number (208) 733-9484
5. Date you acquired the property 2/18/03

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) Dale Howard Kelsey
(include title if applicable) Irene Kelsey

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 <u>[Signature]</u>	Date <u>3/12/03</u>	Fee _____	
Received by _____	Date _____	Receipt No. _____	
Processed by <u>[Signature]</u> AJ	Date <u>2/10/04</u>	WR _____	Date _____

Order No. G030052

WARRANTY DEED

Instrument # 199419

GOODING, GOODING, IDAHO
2003-03-03 02:51:13 No. of Pages: 2
Recorded for : GOODING TITLE
HELEN EDWARDS
Ex-Officio Recorder Deputy *[Signature]* Fee: 6.00

For Value Received

M. MALINDA WHITE, personal representative of The Estate Of Robert Arthur French

the grantor(s), do(es) hereby grant, bargain, sell, and convey unto

DALE HOWARD KELSEY and IRENE KELSEY, husband and wife

the grantee(s), whose current address is

1005 MAIN STREET SOUTH, KIMBERLY, IDAHO 83341

the following described premises, to-wit:

See Attached Exhibit "A"

Instrument # 199235
GOODING, GOODING, IDAHO
2003-02-19 02:51:13 No. of Pages: 2
Recorded for : GOODING TITLE
HELEN EDWARDS
Ex-Officio Recorder Deputy *[Signature]* Fee: 6.00

4 Inches of Idaho Department Of Water Resources Water by part of Water Right #37-12980

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), his/her/their heirs and assigns forever. And the said Grantor(s) do(es) hereby covenant to and with the said Grantee(s), that he/she/they are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that he/she/they will warrant and defend the same from all claims whatsoever.

Dated: February 18, 2003
THE ESTATE OF ROBERT ARTHUR FRENCH

French Family Trust

by M. Malinda White (personal representative)
M. MALINDA WHITE, PERSONAL REPRESENTATIVE

STATE OF *Utah*

: ss
COUNTY OF *Salt Lake*

On This *18th* day of February, in the year 2003, before me, a Notary Public in and for said State, personally appeared **M. MALINDA WHITE** known or identified to me to be the person(s) whose name(s) is/are subscribed to the within Instrument as personal representative the estate of ROBERT ARTHUR FRENCH, and acknowledged to me that he/she/they executed the same as such personal representative.

WITNESS my hand and official seal.

Mary E. Erickson
Notary Public of
Residing at *Salt Lake City, UT*
Commission Expires: *10/12/03*

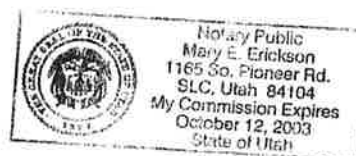


EXHIBIT A
G030052

Township 6 South, Range 13 East of the Boise Meridian, Gooding County, Idaho

Section 27: A parcel of land located in the South one-half of the South one-half of Section 27, said parcel being a portion of the Southwest Quarter of the Southeast Quarter and a portion of the Southeast Quarter of the Southwest Quarter of Section 27 and more particularly described as follows:

COMMENCING at the South One Quarter (S1/4) corner of said Section 27, from which the Southeast corner of said Section 27 bears North 90°00'00" East 2622.99 feet;
THENCE from said South One-Quarter (S1/4) corner of said Section 27, North 90°00'00" East for a distance of 394.37 feet;
THENCE North 00°00'00" East for a distance of 50.00 feet to the TRUE POINT OF BEGINNING;
THENCE North 75°06'02" West for a distance of 810.96 feet;
THENCE North 70°45'27" East for a distance of 285.28 feet;
THENCE North 58°57'27" East for a distance of 297.64 feet;
THENCE South 43°18'55" East for a distance of 467.85 feet;
THENCE South 28°03'06" West for a distance of 131.00 feet to the TRUE POINT OF BEGINNING.

SUBJECT TO The Southwesterly County Road Right of Way along the Northeasterly side of the above described parcel.

G010395

QUIT CLAIM DEED

FOR VALUE RECEIVED

N. STANLEY STANDAL AND LORETTA M. STANDAL, HUSBAND AND WIFE

GRANTOR(S)

Do(es) Hereby Convey, Release, Remise and Forever Quitclaim Unto

ROBERT FRENCH, A SINGLE MAN

GRANTEE(S)

Whose address is: 1819 Marshall Street, Caldwell, ID 83605

The following described premises, to-wit:

4 Inches of Idaho Department of Water Resources Water by part of Water Right #37-12980.

Instrument # 192716

GOODING, GOODING, IDAHO
2001-11-02 02:56:07 No. of Pages: 1
Recorded for : GOODING TITLE
HELEN EDWARDS
Ex-Officio Recorder Deputy *H. French*
Index to: DEED, QUIT-CLAIM

Together with their appurtenances.

Dated: October 26, 2001

N. Stanley Standal
N. Stanley Standal

Loretta M. Standal

State of IDAHO }
County of Gooding } ss.

On this 26th day of October, in the year 2001, before me, a notary public, personally appeared N. STANLEY STANDAL AND LORETTA M. STANDAL, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

WITNESS my hand and official seal.

Clyde Jensen
Notary Public
Residing At: HAGERMAN, ID.
Commission Expires: 5-10-2003



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.

Use 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
1. of #37-12980		X			

Following REQUIRED information must be submitted with this form:

The appropriate FILING FEE. See instructions for fee amounts.

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.

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.

Name and Address of Former Owner/Claimant(s) N. Stanley Standal & Loretta M. Standal
609 River Road, Bliss, ID 83314

Owner/Claimant(s) Robert A. French
Name Connector (Check one): [] and, [] or, [] and/or

Mailing Address 1819 Marshall Street

State and ZIP Code Caldwell, ID 83605

Telephone Number (208) 455-8077

When you acquired the property 10-26-01

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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

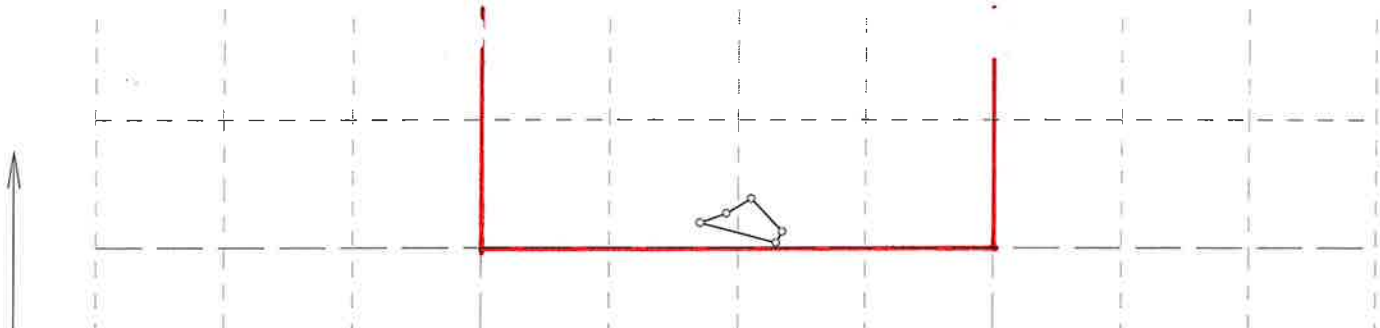
Signature of New Owner(s) or Claimant(s) Robert A. French Robert A. French
(include title if applicable)

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.

Office Use Only

Received by _____ Date _____ Fee _____
Accepted by _____ Date _____ Receipt No. _____
Processed by _____ Date _____ WR _____ Date _____

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Title: <i>Kelsey</i>		Date: 02-03-2004
Scale: 1 inch = 2000 feet	File:	
Tract 1: 3.949 Acres: 172007 Sq Feet: Closure = s43.4901w 0.01 Feet: Precision = 1/197182: Perimeter = 1993 Feet		
001=s43.1855e 467.85	004=n75.0602w 810.96	007=s43.1855e 467.85
002=n90.0e 394.37	005=n70.4527e 285.28	008=s28.0306w 131.0
003=n0.0e 50.0	006=n58.5727e 297.64	

Dept. of Water Resources
Adjudication Bureau
P. O. Box 83720
Boise, ID 83720-0098



ADDRESS SERVICE
REQUESTED

RECEIVED

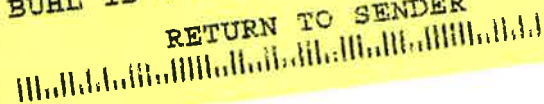
12 0 2005

DEPARTMENT OF
WATER RESOURCES

37-21257

KELS005 833412018 1C03 04 04/19/05
FORWARD TIME EXP RTN TO SEND
KELSEY
1228 RIVER RD
BUHL ID 83316-5100

RETURN TO SENDER



DALE HOWARD KELSEY
1005 MAIN ST S
KIMBERLY ID [REDACTED]