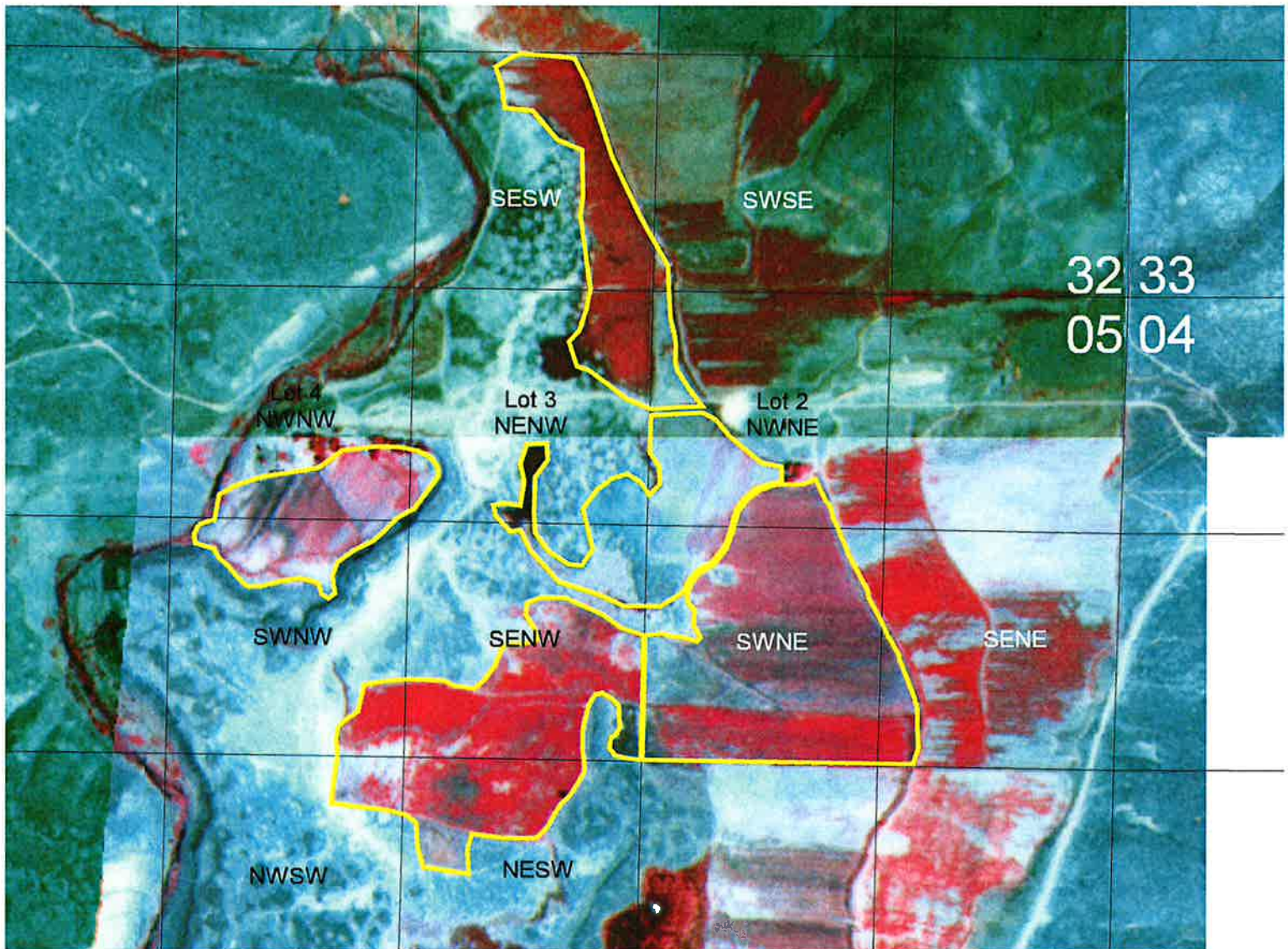


37-819A 37-820A 37-823 37-824 & 37-21291

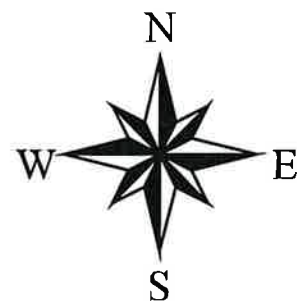


600 0 600 1200 1800 2400 Feet



T04S R12E S32 T05S R12E S05

Map prepared by: Carter Fritschle
Date prepared: 02/11/05
1987-1988 NAPP photography
Idaho Department of Water Resources



02/15/2005

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

RIGHT NUMBER: 37-21291

NAME AND ADDRESS: CASA DEL NORTE LP
18196 SE WILSON RD
GLENN'S FERRY ID 83623

SOURCE: CLOVER CREEK TRIBUTARY: SNAKE RIVER
Point of redirection from Clover Creek.

QUANTITY: 486.700 AFY

PRIORITY DATE: 03/02/1910

POINT OF DIVERSION:

T05S R12E S17 NWNW Rediversion Within GOODING County
T05S R12E S17 NWNW Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION STORAGE	01/01 12/31	486.70 AFY
IRRIGATION FROM STORAGE	03/15 11/15	486.70 AFY

PLACE OF USE:

IRRIGATION FROM STORAGE Within GOODING County

T04S R12E S32	SESW	10.0	T04S R12E S32	SWSE	0.4
T05S R12E S05 Lot 2	NWNE	12.0	T05S R12E S05	SWNE	36.0
T05S R12E S05	SENE	2.8	T05S R12E S05 Lot 3	NENW	8.8
T05S R12E S05 Lot 4	NWNW	7.3	T05S R12E S05	SWNW	9.6
T05S R12E S05	SENW	22.0	T05S R12E S05	NESW	10.0
T05S R12E S05	NWSW	2.5			

121.4 ACRES TOTAL

Right nos. 37-819A, 37-820A, 37-823, 37-824, 37-825, 37-826, 37-827, 37-828, 37-7081, 37-19825 and 37-21291 are limited to the irrigation of a combined total of 269.3 acres in a single irrigation season.

Right nos. 37-819A, 37-820A, 37-821B, 37-823, 37-824, 37-825 and 37-21291 are limited to the irrigation of a combined total of 253.3 acres in a single irrigation season.

Right nos. 37-819A, 37-820A, 37-821B, 37-823, 37-824, 37-825, 37-826, 37-827, 37-828, 37-7081, 37-19825 and 37-21291 are limited to the irrigation of a combined total of 401.2 acres in a single irrigation season.

Right nos. 37-819A, 37-820A, 37-823, 37-824, 37-825 and 37-21291 are limited to the irrigation of a combined total of 121.4 acres in a single irrigation season.

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: Decreed

Water Right 37-21291

02/15/2005

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

Right includes accomplished change in place of use pursuant to Section
42-1425, Idaho Code.

Water is stored in Pioneer Reservoir



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 www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 12, 2004

**CASA DEL NORTE LP
18196 SE WILSON RD
GLENN'S FERRY ID 83623**

RE: Notices of Claim to a Water Right in the Snake River Basin Adjudication (SRBA) 37-7081,
37-19825, 37-21291 and 37-21292

Dear Claimant:

I am reviewing the Notices of Claim to a Water Right appurtenant to the land you acquired from Kast C K Cattle Company. Our Southern Region office has forwarded the new and amended claims to me for review. However, I am returning amended claim 37-7081 because the partial decree for the elements of this claim was issued by the SRBA Court on December 11, 2002. Also, it appears that a transfer will be required to change the place of use of 37-7081 to a permissible place of use as described on the "amended claim" you submitted.

The amended claim for the combination of claims 37-822A, 37-825 and 37-828 for 7/9 of the water stored in Pioneer Reservoir has been assigned the identification number 37-21291.

Also, I am requesting evidence of priority date for claim number 37-21292 which is for the storage of water in Kitsinger Reservoir, and for claim number 37-19825 which is for the waste water stored in Pioneer Reservoir. Documentation is required to support the date water was first put to beneficial use for the purposes of use described in these claims. Enclosed you will find a pamphlet entitled "Evidence of Priority." The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

Please submit the required evidence supporting the priority date and the historic use by **May 14, 2004**, referencing all documents with the corresponding claim number. If you have questions not covered by this letter or the enclosed pamphlet, please contact this office. Our toll free number is 1-800-451-4129.

Sincerely,

A handwritten signature in black ink, appearing to read 'Carter Fritschle', written over a horizontal line.

Carter Fritschle
Water Rights Supervisor

Enclosures:

Amended Claim 37-7081
"Evidence of Priority" pamphlet

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 DE

Ident. Number: 37-21291
Date Received:
Receipt No:
Received By:

RECEIVED

APR 06 2004

Department of Water Resources
Southern Region

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

Casa Del Norte, LP

Phone: (208) 366-7931

Route 1
Box 451

Glenns Ferry, ID 83623

18196 SE Wilson Rd

2. Date of Priority: March 2, 1910

3. Source: Clover Creek

Trib. to: Snake River

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
5S	12E	17	NE	NW	NW	Gooding	

5. Description of diverting works:

Diversion dam, pump station to canal then to gravity irrigation or sprinkler irrigation.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
Irrigation storage	1/1	12/31		
Irrigation from storage	3/1	4/1		928
Stockwater				

7. Total Quantity Appropriated is:

928.0 ac-ft

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

TWP	RNG	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 $\frac{1}{4}$	
5S	12E	5	26.0	31.9	37.0	36.9	6.8	5.1	7.6	21.7	8.8	2.7							184.5
		8		31.0	9.4		14.9	15.7			25.3	2.2		24.7		9.2	1.1		133.5
		17		3.4			28.0												31.4

Total number of acres irrigated 349.4

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:

Overlapping permissible place of use with water rights 37-7081, 37-19825, 37-820A, 37-826, 37-824, 37-823, and 37-827. Partial overlapping permissible place of use with water rights 37-821A, 37-821B, and 37-2169 (Section 5 of T5S R12E).

14. Remarks:

Irrigated area is a 349.4-acre permissible place of use. This claim is for 7/9 of Pioneer Reservoir by combining water rights 37-822A, 37-825, and 37-828. Irrigation storage is Pioneer Reservoir.

15. Basis of Claim: **Decree**

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: 1

For Organizations:

I do solemnly swear or affirm that I am John B. McCallum, Managing Member of
Title
CASA Del Norte LP, that I have signed the foregoing
Organization

document in the space below as Managing Member of
Title

CASA Del Norte LP and that the statements contained in the
Organization

foregoing document are true and correct.

Signature of Authorized Agent John B. McCallum

Managing Member, CASA Del Norte LP
Title and Organization

4/2/04
Date

State of Idaho)
County of More) SS.

Subscribed and sworn (or affirmed) before me this

of 4-2 2004

Judith M. Allred
Notary Public

Residing at _____

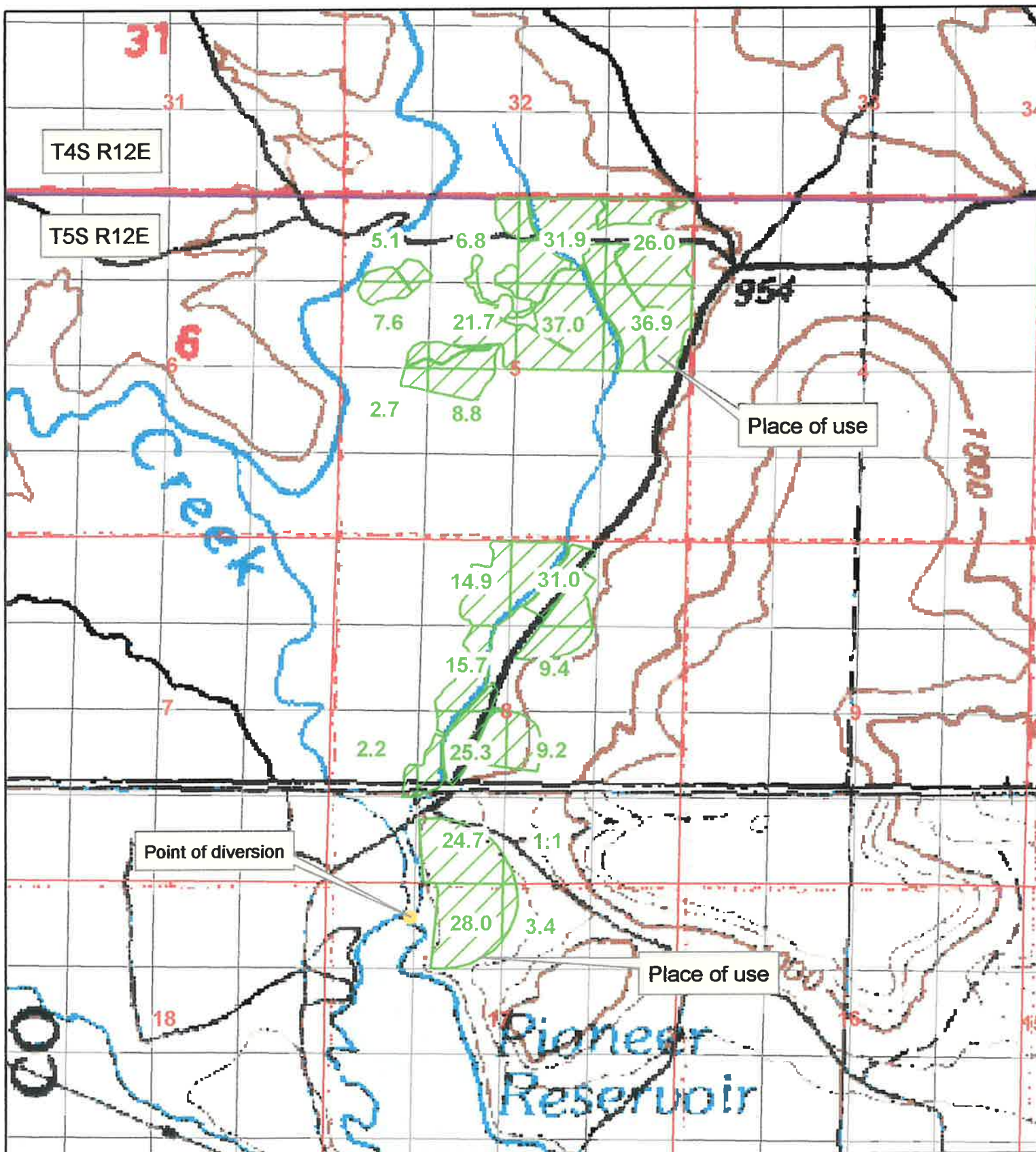
My commission Expires _____

Residing at Mountain Home, Idaho
My Commission Expires 05-22-06



Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 1 inch equals 2000 feet



Last Name Casa Del Norte, LP Ident No. _____

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 37-822A
Date Received: 8/15/1988
Receipt No: S001450
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

CASA DEL NORTE LP Phone: (208)366-7931
18196 SE WILSON RD
GLENNS FERRY ID 83623

2. Date of Priority: 03/02/1910

3. Source: CLOVER CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05S	12E	17	NE NW NW	GOODING	

5. Description of diverting works:

EARTH DAM AND DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01		264

7. Total Quantity Appropriated is:

264 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05S	12E	5	SW	NE	IRRIGATION	35
			SE	NE	IRRIGATION	3
			NE	NE	1 IRRIGATION	1
			NW	NE	2 IRRIGATION	10
					Section Acres	49
					Total Acres	49

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:

DIVERSION IS PIONEER RES. P/D NOT GIVEN IN DECREE.
USE NOT SPECIFIED IN DECREE.

15. Basis of Claim: Decreed



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

March 2, 2004

CASA DEL NORTE LP
18196 SE WILSON RD
GLENN'S FERRY ID 83623

Re: SRBA Claim(s) 37-819A, 37-820A, 37-821A, 37-821B, 37-822A, 37-823,
37-825, 37-826, 37-827, 37-828, 37-2169, 37-11135,
37-19825

Dear Mr. McCallum:

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

Water Right 37-2099 has not been claimed in the SRBA. If you wish to file a claim, it would be best to do so as soon as possible since claims review in this area is currently underway. Claim forms are available from any IDWR office or from the Department's website.

Sincerely,

Trish Fawcett
Technical Records Specialist

Enc.

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

RECEIVED
 FEB 24 2004
 Department of Water Resources
 Southern Region

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

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (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
<u>37-08588</u>	_____	___	<u>37-02099</u>	_____	___
<u>37-07081</u>	_____	___	<u>37-00825</u>	_____	___
<u>37-00828</u>	_____	___	<u>37-00823</u>	_____	___
<u>37-00827</u>	_____	___	<u>37-00822</u>	_____	___
<u>37-02169</u>	_____	___	<u>37-00821</u>	_____	___

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

- ☒ A. The appropriate **FILING FEE**. See instructions for fee amounts. *n/a*
- 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) Kast CK Cattle Co.
Rt. 1 Box 143, King Hill, ID 83633
4. New Owner/Claimant(s) Casa Del Norte, LP
 Name Connector (Check one: [] and, [] or, [] and/or)
- New Mailing Address 18196 SE Wilson Rd.
- City, State and ZIP Code Glenns Ferry, ID 83623
- New Telephone Number (208) 366-7931
5. Date you acquired the property April 1, 2002

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
<u>37-00820</u>	<u> </u>	<u> </u>	<u>37-00826</u>	<u> </u>	<u> </u>
<u>37-00819</u>	<u> </u>	<u> </u>	<u>37-19825</u>	<u> </u>	<u> </u>
<u>37-11135</u>	<u> </u>	<u> </u>	<u>37-11003</u>	<u> </u>	<u> </u>
<u>37-11000</u>	<u> </u>	<u> </u>	<u>37-11001</u>	<u> </u>	<u> </u>
<u>37-10999</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>

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

☒ ^{n/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**.

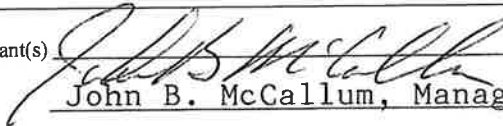
3. Name and Address of Former Owner/Claimant(s) Kast CK Cattle Co.
Rt. 1 Box 143, King Hill, ID 83633
4. New Owner/Claimant(s) Casa Del Norte, LP
Name Connector (Check one): [] and, [] or, [] and/or
- New Mailing Address 18196 SE Wilson Rd
- City, State and ZIP Code Glenns Ferry, Idaho 83623
- New Telephone Number 208) 366-7931
5. Date you acquired the property April 1, 2002

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.

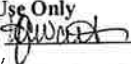
DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes,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

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 <u>2/24/04</u>	Fee _____	
Receipted by _____	Date _____	Receipt No. _____	
Processed by _____	AJ Date _____	WR _____	Date _____

CORPORATE WARRANTY DEED

FOR VALUE RECEIVED.

Kast C. K. Cattle Company, Inc., an Idaho Corporation

organized and existing under the laws of the State of Idaho, with its principal office at
of County of Gooding

, a corporation

, State of Idaho

GRANTOR, hereby GRANT, BARGAIN, SELL and CONVEY unto

Casa Del Norte, L. P., a Delaware limited partnership

Grantee(S), whose current address is: Rt. 1 Box 451
the following described real property in Elmore
more particularly described as follows, to wit:
(See Attached)

Glenns Ferry, Idaho 83623
County, State of Idaho,

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

The officers who sign this deed hereby certify that this deed and the transfer represented thereby was duly authorized under a resolution duly adopted by the board of directors of the Grantor at a lawful meeting duly held and attended by a quorum.

In witness whereof, the Grantor has caused its corporate name to be hereunto affixed by its duly authorized officers this
1st day of April, in the year of 2002.

Kast C. K. Cattle Company, Inc

Corporate Name

By K. Lynn Bennett PRESIDENT

Attest: Virginia Mari Muffley SECRETARY
VP

ACKNOWLEDGEMENT-Corporate

STATE OF Idaho, County of Elmore, ss.

On this 1st day of April

in the year of 2002, before me, the undersigned, a Notary Public in

and for said State, personally appeared K. Lynn Bennett

Virginia Mari Muffley
known or identified to me to be the Dres Maria Muffley of the

corporation that executed the instrument or the person (s) who executed

the instrument on behalf of said corporation, and acknowledged to me that

such corporation executed the same.

Signature: Sheryl A. Reymel

Name: Sheryl A. Reymel

(type or print)

Residing at: Mountain Home

My commission expires: 12-27-05



LEGAL DESCRIPTION

TRACT I:

Township 5 South, Range 11 East, Boise Meridian, Elmore County, Idaho

A parcel of land located in a portion of the SE1/4, Section 1; the NE1/4SE1/4 and a portion of the N1/2, Section 12; a portion of the N1/2SW1/4, Section 11, all in Township 5 South, Range 11 East, Boise Meridian, Elmore County, Idaho, and being more specifically described as follows:

Commencing at the East Quarter Corner of Section 12, T5S, R11E, B.M., said point being the REAL POINT OF BEGINNING; thence South 0°04'01" East 1,317.65 feet along the Easterly boundary of the NE1/4SE1/4 of said Section 12 to the Southeast corner thereof; thence South 89°51'59" West 1,322.05 feet along the Southerly boundary of said NE1/4SE1/4 to the Southwest corner thereof; thence North 0°00'37" West 1,319.22 feet along the Westerly boundary of said NE1/4SE1/4 to the Northwest corner thereof; thence South 89°56'04" West 1,320.74 feet to the Northwest corner of the SE1/4 of said Section 12; thence South 89°19'30" West 2,668.65 feet to the Quarter Corner common to said Sections 11 and 12; thence North 88°59'48" West 2,622.14 feet to the Northeast corner of the N1/2SW1/4 of said Section 11; thence South 0°14'12" East 1,314.50 feet along the Easterly boundary of said N1/2SW1/4 to the Southeast corner thereof; thence North 89°40'28" West 2,629.66 feet along the Southerly boundary of the said N1/2SW1/4 to the Southwest corner thereof; thence North 1°23'07" East 589.51 feet; thence South 77°09'38" East 166.67 feet; thence South 85°48'29" East 292.55 feet; thence North 44°42'48" East 984.27 feet; thence North 25°35'41" East 101.02 feet; thence North 74°05'50" East 2,594.96 feet; thence North 15°44'19" West 230.42 feet; thence North 64°32'58" East 635.11 feet; thence North 88°49'30" East 975.39 feet; thence South 1°58'14" East 294.21 feet; thence North 86°57'45" East 428.24 feet; thence South 84°19'55" East 731.21 feet; thence North 80°46'26" East 536.31 feet; thence North 8°14'05" West 810.59 feet; thence North 79°58'23" East 443.77 feet; thence North 86°28'33" East 1,104.13 feet; thence North 89°31'01" East 529.37 feet; thence North 37°25'32" East 65.39 feet to a point on the rim of the Clover Creek Canyon; thence along the canyon rim the following courses and distances:

North 1°16'27" East 261.93 feet;
 North 32°00'23" East 84.50 feet;
 North 57°09'00" East 667.69 feet;
 South 76°22'13" East 113.32 feet;
 South 9°24'19" East 569.74 feet;
 North 82°04'42" East 228.31 feet;
 South 53°26'24" East 355.97 feet to the Southerly boundary of said Section 12; thence South 0°22'24" East 2,376.43 feet along the Easterly boundary of said Section 12 to the REAL POINT OF BEGINNING.

SAVE AND EXCEPT those portions deeded to the State of Idaho for Highway purposes.

SAVE AND EXCEPT any portion deeded to Glenns Ferry Highway District.

LEGAL DESCRIPTION

TRACT II:

Township 5 South, Range 11 East, Boise Meridian, Elmore County,
Idaho

Section 12: SW1/4; NW1/4SE1/4
Section 13: NW1/4
Section 25: N1/2NW1/4
Section 26: N1/2NW1/4; NE1/4NE1/4 and SW1/4NW1/4, SAVE AND
EXCEPT that portion
of said SW1/4NW1/4, lying South of the Highway.
Section 27: S1/2SE1/4

Township 6 South, Range 11 East, Boise Meridian, Elmore County,
Idaho

Section 1: S1/2SE1/4
Section 3: U.S. Government Lot 4; SW1/4NE1/4 and SE1/4NW1/4
Section 4: SW1/4SE1/4 and the Easterly 20 Acres of U.S.
Government Lot 6 and
U.S. Government Lots 5 and 2 SAVE AND EXCEPT the
following
described parcel:

Commencing at the Southeast corner of said U.S. Government Lot
5, thence
West along the South line of said U.S. Government Lot 5 660.0
feet, more or less to the POINT OF BEGINNING; thence
North 21°30' West 750.0 feet, more or less; thence
North 12°30' West 2100.0 feet, more or less, to the North line
of said U.S. Government Lot 2; thence
West along the North line of said U.S. Government Lot 2 to the
East bank of Snake River; thence
Southerly along the East bank of Snake River to the South line
of said U.S. Government Lot 5; thence
East along the South line of said U.S. Government Lot 5 to the
POINT OF BEGINNING.

Section 9: U.S. Government Lots 1, 4, 5, 8 and E1/2
Section 12: NE1/4NE1/4
Section 15: U.S. Government Lots 2, 5, 6, 7, W1/2NW1/4,
SE1/4NW1/4 and SW1/4NE1/4
Section 16: U.S. Government Lots 1, 4, 5, 6 and E1/2NE1/4

G010349

CORPORATE WARRANTY DEED

FOR VALUE RECEIVED.

Kast C. K. Cattle Company, Inc., an Idaho Corporation

a corporation

organized and existing under the laws of the State of Idaho, with its principal office at
PO Box 63 Bliss, Id 83314 of County of Gooding

State of Idaho

GRANTOR, hereby GRANT, BARGAIN, SELL and CONVEY unto
Casa Del Norte, L.P., a Delaware limited partnership

Grantee(S), whose current address is: Rt. 1 Box 451

Glenns Ferry, Idaho 83623

the following described real property in

Gooding

County, State of Idaho.

more particularly described as follows, to wit:

"Subject to that certain Mortgage executed by Grantors; recorded September 11, 1992, as Instrument No. 150011, records of Blaine County, Idaho; which Grantees herein assume and agree to pay according to the terms thereof."

John B. McCullum
Casa Del Norte, L.P. by its general partner, ARD Trading, Inc.
(See Attached) John B. McCullum, president

Instrument # 194606

GOODING, GOODING, IDAHO
2002-04-02 12:17:18 No of Pages: 1
Recordation: GOODING TITLE
LILEN EDWARDS Fee: 9.00
Ex Office Recorder Display *Penny Whitson*

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

The officers who sign this deed hereby certify that this deed and the transfer represented thereby was duly authorized under a resolution duly adopted by the board of directors of the Grantor at a lawful meeting duly held and attended by a quorum.

In witness whereof, the Grantor has caused its corporate name to be hereunto affixed by its duly authorized officers this
1st day of April, in the year of 2002.

Kast C. K. Cattle Company, Inc.
Corporate Name

K. Lynn Bennett
President

Virginia M. Muffley
VP

ACKNOWLEDGEMENT-Corporate

STATE OF Idaho, County of Blaine

On this 1st day of April

in the year of 2002, before me, the undersigned, a Notary Public in

and for said State, personally appeared *K. Lynn Bennett**Virginia M. Muffley*

known or identified to me to be the President and Vice President

of the corporation that executed the instrument or the persons

the instrument on behalf of said corporation and acknowledged to me that

such corporation executed the same.

Signature *Sheri A. Bennett*Name: *SHERI A. BENNETT*

(Type or Print)

Residing at: Mountain Home

My commission expires: 12-27-05

STATE OF IDAHO
COUNTY OF Blaine

On this 1st day of April

In the year 2002, before me, a Notary Public, personally appeared

John B. McCullum

known or identified to me to be one of the partners in the partnership of

Casa Del Norte, LP

And the partner(s) who subscribed said partnership name to the foregoing

instrument, and acknowledged to me that they executed the same in said



Sheri A. Bennett
Notary Public
Residing at: Mountain Home
Comm 12-27-05

PARCEL 1

Township 4 South, Range 12 East, Boise Meridian, Gooding County, Idaho

Section 32: S $\frac{1}{2}$ NW $\frac{1}{4}$; N $\frac{1}{2}$ SW $\frac{1}{4}$

PARCEL 2

Township 4 South, Range 12 East, Boise Meridian, Gooding County, Idaho

Section 32: SW $\frac{1}{4}$ SE $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$

Township 5 South, Range 12 East, Boise Meridian, Gooding County, Idaho

Section 5: Lots 3 and 4; S $\frac{1}{2}$ NW $\frac{1}{4}$

Section 8 SE $\frac{1}{4}$ NE $\frac{1}{4}$

PARCEL 3

Township 5 South, Range 12 East, Boise Meridian, Gooding County, Idaho

Section 5: SW $\frac{1}{4}$, EXCEPTING THEREFROM the following described parcel of land:

COMMENCING at the Northeast corner of said Southwest Quarter of Section 5, Township 5 South, Range 12 East, Boise Meridian;

THENCE South one-half mile to the Southeast corner of said Southwest Quarter;

THENCE West 780 feet along the South boundary line of said Southwest Quarter;

THENCE in a Northeasterly direction to the POINT OF BEGINNING.

PARCEL 4

Township 5 South, Range 12 East, Boise Meridian, Gooding County, Idaho

Section 5: Lots 1 and 2; S $\frac{1}{2}$ NE $\frac{1}{4}$

Section 8: E $\frac{1}{4}$; NW $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$; E $\frac{1}{4}$ SW $\frac{1}{4}$

Section 9: W $\frac{1}{4}$

Section 17: NE $\frac{1}{4}$; NE $\frac{1}{4}$ NW $\frac{1}{4}$; N $\frac{1}{2}$ SE $\frac{1}{4}$; SE $\frac{1}{4}$ SE $\frac{1}{4}$

PARCEL 5:

Township 5 South, Range 12 East, Boise Meridian, Goshute County, Idaho

Section 20: SW $\frac{1}{4}$ NW $\frac{1}{4}$; N $\frac{1}{2}$ SE $\frac{1}{4}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$

Township 6 South, Range 12 East, Boise Meridian, Goshute County, Idaho

Section 6: Lot 7

Section 7: Lot 1

Section 8: Lots 1, 2, 3 and 4; SE $\frac{1}{4}$ NW $\frac{1}{4}$

EXCEPTING THEREFROM the following described parcel of land located in Government Lots 3 and 4 described as follows:

COMMENCING at the East Quarter corner of Section 8;
THENCE South 89°43'31" West 5,255.67 feet to the West Quarter corner of Section 8, and being the REAL POINT OF BEGINNING;
THENCE North 89°43'31" East, 722.00 feet along the North boundary of Government Lot 3, Section 8;
THENCE South 46°17'52" East 243.74 feet;
THENCE South 47°13'22" East 495.10 feet;
THENCE North 84°09'07" East 96.83 feet;
THENCE South 20°05'45" East 207.97 feet to a point on the Northerly bank of the Snake River;
THENCE along the mean high water line on the Northerly bank of the Snake River, along the following courses and distances:

THENCE South 57°08'39" West 79.88 feet;

THENCE South 19°12'00" West 8.19 feet;

THENCE South 60°39'48" West 15.05 feet;

THENCE North 78°00'05" West 9.40 feet;

THENCE South 71°12'02" West 38.16 feet;

THENCE South 73°48'44" West 22.00 feet;

THENCE South 24°20'58" West 84.89 feet;

THENCE South 49°52'48" West 58.96 feet;

THENCE South 77°55'48" West 33.74 feet;

THENCE South 63°02'23" West 60.97 feet;

THENCE South 55°05'46" West 49.00 feet;

THENCE South 64°26'31" West 64.82 feet;

THENCE South 64°14'49" West 37.56 feet;

THENCE South 75°27'12" West 26.61 feet;

THENCE South 69°44'05" West 27.80 feet;

THENCE South 69°54'18" West 37.11 feet;

THENCE South 36°31'27" West 34.30 feet;

THENCE South 67°20'06" West 28.44 feet;

THENCE South 64°09'11" West 22.17 feet;

THENCE North 71°06'07" West 40.50 feet;

THENCE North 75°39'43" West 76.83 feet;

THENCE North 84°38'42" West 51.32 feet;

THENCE North 84°39'01" West 142.41 feet;

THENCE North 75°27'30" West 69.40 feet;

THENCE North 75°31'06" West 152.48 feet;

THENCE North 76°44'30" West 106.61 feet;

THENCE North 77°35'35" West 132.30 feet;

THENCE South 78°03'45" West 29.40 feet;

THENCE North 84°38'40" West 88.32 feet;

THENCE North 44°02'51" West 8.33 feet to a point on the West boundary of Section 8;

THENCE North 00°02'41" West 178.87 feet along the West boundary of Section 8 to the witness corner to the right bank meander corner;

THENCE North 00°07'28" East 612.70 feet along the West boundary of Section 8 to the REAL POINT OF BEGINNING.

Section 9: Lots 1 and 2; SE $\frac{1}{4}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$; N $\frac{1}{2}$ N $\frac{1}{2}$

Section 10: Lots 2 and 3

12/24/2002

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

RIGHT NUMBER: 37-822A

NAME AND ADDRESS: KAST C K CATTLE CO INC
RT 1 BOX 134
KING HILL ID 83633

SOURCE: CLOVER CREEK TRIBUTARY: SNAKE RIVER
POINT OF REDIVERSION FROM CLOVER CREEK.

QUANTITY: 162.200 AFY

PRIORITY DATE: 03/02/1910

POINT OF DIVERSION:

T05S R12E S17 NENWNW Rediversion Within GOODING County
T05S R12E S17 NENWNW Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION STORAGE	01/01 12/31	162.20 AFY
IRRIGATION FROM STORAGE	03/15 11/15	162.20 AFY

PLACE OF USE:

IRRIGATION FROM STORAGE Within GOODING County
T05S R12E S05 Lot 2 NWNE 10.0 T05S R12E S05 SWNE 36.0
T05S R12E S05 SENE 3.0

49 ACRES TOTAL

RIGHT NOS. 37-819A, 37-820A AND 37-822A ARE LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 49 ACRES IN A SINGLE IRRIGATION
SEASON.

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: Decreed

WATER IS STORED IN PIONEER RESERVOIR.

DAM SUMMARY INVENTORY SHEET

PIONEER

Printed: Jun 03, 2002

Updated: Jun 03, 2002

37 - 0828

STATUS	A		OUTLET CONDITION		
BASIN	37		OUTLET GATE CONDITION		
DAM NUMBER	0828		OUTLET VIDEO		
FEDERAL ID NUMBER	ID00038		OUTLET INSP INTERVAL		
DAM NAME	PIONEER		IDF	Q500	
COUNTY	GOODING		IDF MAGNITUDE	21000	Cfs
STREAM	CLOVER CREEK		RELEASE CAPACITY	3100	Cfs
REGION	S		OVERALL COND	FR	
PURPOSE	1		MAINTENANCE	ROUTINE	
RISK CATEGORY	2		INSPECTION DATE	5/3/2002	Mo/Yr
SIZE CATEGORY	2		CERT ISSUE DATE	5/24/2002	Mo/dd/yr
Q Q SECTION	NWNW		CERT EXP DATE	1102	Mo/dd/yr
SECTION	17		SURVEY DATE	9/6/2000	Mo/dd/yr
TOWNSHIP	05S		CALL UP DATE		Mo/dd/yr
RANGE	12E		INSP INTERVAL	2	Yr
LATITUDE DEC	42.9948		PHASE 1 INSP DATE		
LONGITUDE DEC	115.0618		OPERATION PLAN	N	
DAM TYPE	EARTH		STATIC STABILITY		
STORAGE CAPACITY	844	AcFT	SEISMIC STABILITY	N	
HEIGHT	8.6	Fi	RESTRICTED	Y	
DRAINAGE AREA	162	SqMi	BOND	NA	
RESERVOIR AREA	220	Ac	JOINT INSPECTION		
YEAR COMPLETED	1910		QUAD NUMBER	AA18	
CREST ELEVATION	3090	Msl	QUAD NAME	TICESKA	
CREST LENGTH	2520	Fi	DAM OWNER	KAST C K CATTLE COMPANY	
SPILLWAY TYPE	RKCHAN		ADDRESS-1	C/O K LYN BENNETT	
SPILLWAY DEPTH	6	Fi	ADDRESS-2	P O BOX 63	
SPILLWAY CAPACITY	3080	Cfs	CITY	BLISS	
SPILLWAY CONDITION			STATE	ID	
SPILLWAY GATE COND			ZIP CODE	83314	
OUTLET TYPE	MPENCN		ZIP SUFFIX		
OUTLET SIZE	20	In	PHONE	3521157	
OUTLET CAPACITY	21	Cfs	AREA CODE	208	

GEN_REMARK DAM REHABILITATED IN 1962 INCLUDING REPAIRING OUTLET PIPE. ALL INFO IS WITH FLASHBOARDS REMOVED. MAXIMUM FLASHBOARD HT = 2.8'.

TEC_REMARK SPILLWAY & RELEASE CAPACITY ARE WITH 3.0' FB AND FLASHBOARDS REMOVED. LOW AREA ON SOUTHWEST END OF DAM WILL ACT AS FUSE PLUG & ALLOW DIKE TO BE OVERTOPPED & FAIL DURING AN EXTREME RUNOFF EVENT.

RESTRICT FLASHBOARDS SHALL BE REMOVED ON OR BEFORE NOVEMBER 1, AND SHALL NOT BE RE-INSTALLED UNTIL ON OR AFTER MAY 1. A MINIMUM FREEBOARD OF 3.0 FEET SHALL BE PROVIDED AT ALL TIMES.

ALT_CONT

BOND_SUM

37-822 decreed $\frac{2}{9}$ of the capacity of Pioneer Reservoir
Capacity without flashboards = 844 AF
Additional capacity = 220 acres $\times$ 2.8 feet = 616 AF
 $844 \text{ AF} + 616 \text{ AF} = 1460 \text{ AF}$ total capacity.

37-822 split equally between 37-822A + 37-822B
 $1460 \text{ AF} \times \frac{1}{2} = 730 \text{ AF}$

37-822A claimed 264 AF Recommendation limited to 162.2 AF

CA
12-16-02

claimed	37- 819A	1.20	Clover Creek	Kast
claimed	37- 819B	1.20	Dry Creek	Carraway
Decreed	37- 819	2.40 cfs	2-21-1905	Clover Creek
claimed	37- 820A	0.80	Clover Creek	Kast
claimed	37- 820B	0.40	Dry Creek	Carraway
Decreed	37- 820	0.80 cfs	4-1-1887	Clover Creek
claimed	37- 821A	1.25	Dry Creek	Kast
claimed	37- 821B	2.50	Dry Creek	Kast
claimed	37- 821C	2.50	Dry Creek	Carraway
Decreed	37- 821	5.00 cfs	4-1-1907	Dry Creek
claimed	37- 822A	264 AF	Clover Creek	Kast
claimed	37- 822B	5.00 cfs	Clover Creek	Carraway
Decreed	37- 822	3/4 of the capacity of Pioneer Res. 3-2-1910 Clover Creek		

Decreed POU
for:

37-819
37-820
37-821
37-822

Lot 2 NWNE	Lot 1 NENE
SWNE	SENE
NWSE	NESE
SWSE	SESE

NE 1/4 owned by Kast
SE 1/4 owned by Carraway

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: **A37-00822A**

Date Received: 8/15/1988

Receipt No: S001450

Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: KAST CK CATTLE CO INC 208-366-2034
Address: RT 1 BOX 143
KING HILL ID 83633

2. Date of Priority: MAR 2, 1910

3. Source: CLOVER CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05S	12E	17	NE	NW	NW		GOODING

5. Description of diverting works:
EARTH DAM AND DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01			264.00

7. Total Quantity Appropriated is:
C.F.S. (and/or) 264.00 A.F.A.

8. Total consumptive use is 264.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
05S	12E	5	NE	NE	1	IRR	1.0
			NW	NE	2	IRR	10.0
			SW	NE		IRR	35.0
			SE	NE		IRR	3.0

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10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	49.0
					Total Acres	49.0

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
A37-00819A, A37-00820A, A37-00821A

14. Remarks:
DIVERSION IS PIONEER RES. P/D NOT GIVEN IN DECREE.
USE NOT SPECIFIED IN DECREE.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 4/ 7/1920

BRAY, ET.AL.
Decree Plaintiff

FERGUSON, ET.AL.
vs Decree Defendant



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

SEP 15 1992

Department of Water Resources
Southern Region Office

DATE OF CLOSING: 9/11/92

LEGAL DESCRIPTION OF PROPERTY: Township _____ SEE ATTACHED LEGAL DESCRIPTION
 Section _____, 1/4 of _____ Range _____
 Lot _____, Block _____, Subdivision/Townsite _____ 1/4, Govt. Lot _____, BM. _____
 If you have additional legal descriptions, please attach separate sheet.

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s)
Assigned by IDWR: A37-00819A; A37-00820A; A-37-00823; A-37-00824;
A-37-00825; A-37-00826; A37-00827; A37-00828; A37-10999;
A37-11000; A37-11001; A37-11003.
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): _____

- ☐ New Owner/Claimant (Purchaser): EAST CK CATTLE CO. INC., an Idaho Corporation
By: Charles C East President
- ☐ New Mailing Address: Rte. #1, Box 143
King Hill, Idaho 83633

- ☐ New Telephone Number: () _____ - _____
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- [] Attach proof of ownership, describe proof attached: Warranty Deed
- (proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)
- [] Signature of New Owner/Claimant(s) KAST, CK CATTLE CO. INC.
Charles C Kast Date 9-11-92
President Date _____
- [] Signature of Former Owner/Claimant(s): C Michael Kast Date 9-11-92
Sherry L Helao Date 9-11-92
- (Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:
Initial Review and Data-Entry
Date: _____ **By:** _____
Further Action Needed: _____
Further Action Taken
Date: _____ **By:** _____
Final Review and Data-Entry
Date: _____ **By:** _____
Claim Numbers of Split, if any: _____

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

MICROFILMED
resources
OCT 24 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

09-Mar-1993

Mr. Charles C. Kast. President
Kast CK Cattle Co Inc
Rt 1 Box 143
King Hill, ID 83633

RE: Ownership Change for Adjudication Claims A37-00819A, -00820A, -00823, -00824, -00825, -00826, -00827, -00828, -10999, -11000, -11001, -11003, -00821A, -00821B, -00822A, and -02169.

Dear Mr Kast:

Pursuant to the notification that you presently own the property in which the above-referenced Adjudication Claims are appurtenant, the Department has changed the record of the current owner as you requested. Please find enclosed copies of the computer record of the claims noting the change in claimant.

The review of the parcels in the transaction turned up places of use that caused four more water rights to be changed and added to your original list. The claim numbers of the additional rights are A37-00821A, -00821B, -00822A, and -02169. Copies are included.

If you have any questions please contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Frank'.

Francis G. Hitchcock
Water Resource Agent, Sr.

FH/abh

Enclosures
cc: Penny Watson, Land Title

Water Right Number - R37-00822A Prefix Translation: RESEARCH Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - - + + - - - - Address - - - - - +

*** C - CURRENT OWNER ***
KAST CK CATTLE CO INC

1 - RT 1 BOX 143
2 -
3 -
City- KING HILL State- ID Zip- 83633
Phone - 208-366-2034

*** O - ORIGINAL OWNER ***
KAST

1 - P.O. BOX 124
2 -
3 -
City- BLISS State- ID Zip- 83314
Phone - 208-352-4252

1 - P.O. BOX 124
2 -
3 -
City- BLISS State- ID Zip- 83314
Phone - 208-352-4252

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
03/02/1910 ERROR IN REGION D - DECREED

+ - - Source - - - - + + - - - - Tributary - - - - - +
CLOVER CREEK SNAKE RIVER

+ - - - - Point of Diversion - - - - - +

Tw	Rng	Sec	Tract	Lot	Rflg	County
05S	12E	17	NE NW NW	(47)	GOODING	

+ - - - - Water Use - - - - - +

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/01	11/01		264.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
264.00 264.00 264.0

Tw	Rng	Sec	Tract	Lot	Acres	Code	Description	County
05S	12E	5	NE NE	1	1.0	01	IRRIGATION	(47) GOODING
05S	12E	5	NW NE	2	10.0	01	IRRIGATION	(47) GOODING
05S	12E	5	SW NE		35.0	01	IRRIGATION	(47) GOODING
05S	12E	5	SE NE		3.0	01	IRRIGATION	(47) GOODING

+ - - - - Total Acres: 49.0

+ - - - - Diversion Means - EARTH DAM AND DITCHES

MICROFILMED
OCT 24 1994

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 08/15/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S001450	Water District	-
		POJ Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- OR	Presumption Flag	-
				Notice of Error Flag	-



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

09-Mar-1993

Mr. Charles C. Kast. President
Kast CK Cattle Co Inc
Rt 1 Box 143
King Hill, ID 83633

RE: Ownership Change for Adjudication Claims A37-00819A, -00820A, -00823, -00824, -00825, -00826, -00827, -00828, -10999, -11000, -11001, -11003, -00821A, -00821B, -00822A, and -02169.

Dear Mr Kast:

Pursuant to the notification that you presently own the property in which the above-referenced Adjudication Claims are appurtenant, the Department has changed the record of the current owner as you requested. Please find enclosed copies of the computer record of the claims noting the change in claimant.

The review of the parcels in the transaction turned up places of use that caused four more water rights to be changed and added to your original list. The claim numbers of the additional rights are A37-00821A, -00821B, -00822A, and -02169. Copies are included.

If you have any questions please contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Frank'.

Francis G. Hitchcock
Water Resource Agent, Sr.

FH/abh

Enclosures

cc: Penny Watson, Land Title

MICROFILMED

OCT 24 1994



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

SEP 15 1992

DATE OF CLOSING: 9/11/92

Department of Water Resources
Southern Region Office

LEGAL DESCRIPTION OF PROPERTY: Township SEE ATTACHED LEGAL DESCRIPTION Range SEE ATTACHED LEGAL DESCRIPTION
Section , 1/4 of 1/4 of 1/4, Govt. Lot , BM.
Lot , Block , Subdivision/Townsite .
If you have additional legal descriptions, please attach separate sheet.

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☒ Water Right Number(s)
Assigned by IDWR: A37-00819A; A37-00820A; A-37-00823; A-37-00824;
A-37-00825; A-37-00826; A37-00827; A37-00828; A37-10999;
A37-11000; A37-11001; A37-11003.
- ☐ Name and Address of Former Owner/Claimant(s)(Seller):

☐ New Owner/Claimant (Purchaser): KAST CK CATTLE CO. INC., an Idaho Corporation
By: Charles C. Kast President

☐ New Mailing Address: Rte. #1, Box 143
King Hill, Idaho 83633

☐ New Telephone Number: () -

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of ownership, describe proof attached: Warranty Deed

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New Owner/Claimant(s): Charles C. Kast Date 9-11-92
President Date

☐ Signature of Former Owner/Claimant(s): C. Michael Kast Date 9-11-92
Sherry L. Heloe Date 9-11-92

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:
Initial Review and Data-Entry
Date: By:
Further Action Needed:

Further Action Taken
Date: By:
Final Review and Data-Entry
Date: By:
Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

MICROFILMED

OCT 24 1994

OWNER CODE	NAME & ADDRESS
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C. MICHAEL KAST
C SHERRY L. KAST
P.O. BOX 124
BLISS ID 83314
(208) 352-4252

Water Source: CLOVER CREEK

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion:

T05S R12E S17 NENWNW

GOODING County

Place of use Legal Description for: IRRIGATION

FIN

	NENE	NNNE	NNNN	SENE	:	NENN	NNNW	NNNW	SENN
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt
US	12E	5	01-01	02-10	35	03	:	:	:

05S 12E 5 : 01-01 02-10 35 03 :

TRACT	ACRES	OWNER
1	49.0	TOTAL ACRES

POU County: GOODING

Other Rights: A37-00819A, A37-00820A, A37-00821A

Remarks: DIVERSION IS PIONEER RES. P/D NOT GIVEN IN DECREE.
USE NOT SPECIFIED IN DECREE.

Dates: **Exam Made Date:**

Verified Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit: 08/15/88 CLELLAND

Audit: 08/15/88 CLELLAND

Proven #4 - lots 1, 2. S $\frac{1}{2}$ NE

MICROFILMED
OCT 24 1994

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: A37-00822A
Date Received: 8/15/1988
Receipt No: S001450
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: C. MICHAEL KAST 208-352-4252
Address: P.O. BOX 124
BLISS, ID 83314

OR

Name: SHERRY L. KAST 208-352-4252
Address: P.O. BOX 124
BLISS, ID 83314

2. Date of Priority: MAR 02, 1910

3. Source: CLOVER CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05S	12E	17	NE	NW	NW		GOODING

5. Description of diverting works:
EARTH DAM AND DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01			264.00

7. Total Quantity Appropriated is:
C.F.S. (and/or) 264.00 A.F.A.

8. Total consumptive use is 264.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
05S	12E	5	NE		NE	1	IRR	1.0
			NW		NE	2	IRR	10.0
			SW		NE		IRR	35.0
			SE		NE		IRR	3.0
							Section Acres	49.0
							Total Acres	49.0

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
A37-00819A, A37-00820A, A37-00821A

14. Remarks:
DIVERSION IS PIONEER RES. P/D NOT GIVEN IN DECREE.
USE NOT SPECIFIED IN DECREE.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date: 4/07/1920

BRAY, ET.AL.

Decree Plaintiff

vs

FERGUSON, ET.AL.

Decree Defendant

MICROFILMED
FEB 23 1993

16. Signature(s)

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

Number of attachments: 1

For Individuals:

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

Signature of Claimant(s): C Michael Karst Date: 8/15/88

Date: _____

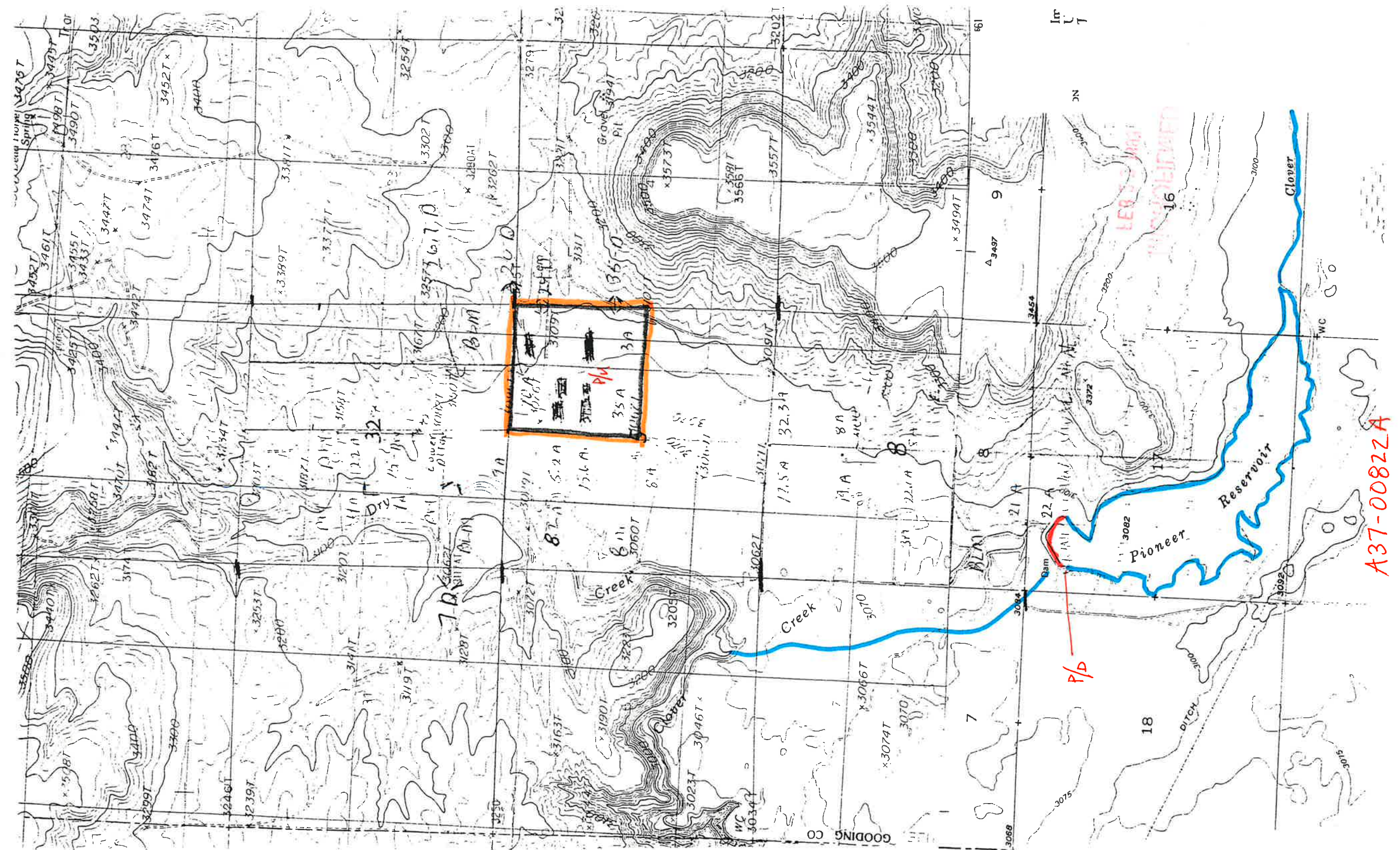
State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 15th day
of August 19 88

Bryanne Storey
Notary Public

Seal

Residing at Buhl, Id
My Commission Expires 6-30-94



A37-00822A

03/03/2004

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

RIGHT NUMBER: 37-825

NAME AND ADDRESS: QUARTER CIRCLE LAZY H INC
C/O CHARLES HOBDEY
H C 60 BOX 1630
BLISS ID 83314

CASA DEL NORTE LP
18196 SE WILSON RD
GLENNS FERRY ID 83623

SOURCE: CLOVER CREEK TRIBUTARY: SNAKE RIVER
POINT OF REDIVERSION FROM CLOVER CREEK.

QUANTITY: 264.000 AFY

PRIORITY DATE: 03/02/1910

POINT OF DIVERSION:

T05S R12E S17 NENWNW Within GOODING County
T05S R12E S17 NENWNW Rediversion Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION FROM STORAGE	03/15 11/15	264.00 AFY
IRRIGATION STORAGE	01/01 12/31	264.00 AFY

PLACE OF USE: IRRIGATION FROM STORAGE Within GOODING County

T04S R12E S32	SESW	10.0	T04S R12E S32	SWSE	0.6
T05S R12E S05 Lot 2 NWNE		2.3	T05S R12E S05 Lot 3 NENW		5.8
T05S R12E S05 Lot 4 NWNW		7.3	T05S R12E S05	SWNW	9.6
T05S R12E S05	SENW	18.0	T05S R12E S05	NESW	10.0
T05S R12E S05	NWSW	2.5			

66.1 ACRES TOTAL

RIGHT NOS. 37-823, 37-824 AND 37-825 ARE LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 66.1 ACRES IN A SINGLE IRRIGATION SEASON.

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: Decreed

WATER IS STORED IN PIONEER RESERVOIR.

DAM SUMMARY INVENTORY SHEET

PIONEER

Printed: Jun 03, 2002

37 - 0828

Updated: Jun 03, 2002

STATUS	A	
BASIN	37	
DAM_NUMBER	0828	
FEDERAL ID NUMBER	ID00038	
DAM NAME	PIONEER	
COUNTY	GOODING	
STREAM	CLOVER CREEK	
REGION	S	
PURPOSE	1	
RISK CATEGORY	2	
SIZE CATEGORY	2	
Q_Q_SECTION	NWNW	
SECTION	17	
TOWNSHIP	05S	
RANGE	12E	
LATITUDE DEC	42.9948	
LONGITUDE DEC	115.0618	
DAM TYPE	EARTH	
STORAGE CAPACITY	844	AcFT
HEIGHT	8.6	Ft
DRAINAGE AREA	162	SqMi
RESERVOIR AREA	220	Ac
YEAR COMPLETED	1910	
CREST ELEVATION	3090	Msl
CREST LENGTH	2520	Ft
SPILLWAY TYPE	RKCHAN	
SPILLWAY DEPTH	6	Ft
SPILLWAY CAPACITY	3080	Cfs
SPILLWAY CONDITION		
SPILLWAY GATE COND		
OUTLET TYPE	MPENCN	
OUTLET SIZE	20	In
OUTLET CAPACITY	21	Cfs

OUTLET CONDITION		
OUTLET GATE CONDITION		
OUTLET VIDEO		
OUTLET INSP INTERVAL		
IDF	Q500	
IDF MAGNITUDE	21000	Cfs
RELEASE CAPACITY	3100	Cfs
OVERALL COND	FR	
MAINTENANCE	ROUTINE	
INSPECTION DATE	5/3/2002	Mo/Yr
CERT ISSUE DATE	5/24/2002	Mo/dd/yr
CERT EXP DATE	1102	Mo/dd/yr
SURVEY DATE	9/6/2000	Mo/dd/yr
CALL UP DATE		Mo/dd/yr
INSP INTERVAL	2	Yr
PHASE 1 INSP DATE		
OPERATION PLAN	N	
STATIC STABILITY		
SEISMIC STABILITY	N	
RESTRICTED	Y	
BOND	NA	
JOINT INSPECTION		
QUAD NUMBER	AA18	
QUAD NAME	TICESKA	
DAM OWNER	KAST C K CATTLE COMPANY	
ADDRESS-1	C/O K LYN BENNETT	
ADDRESS-2	P O BOX 63	
CITY	BLISS	
STATE	ID	
ZIP CODE	83314	
ZIP SUFFIX		
PHONE	3521157	
AREA CODE	208	

GEN_REMARK DAM REHABILITATED IN 1962 INCLUDING REPAIRING OUTLET PIPE. ALL INFO IS WITH FLASHBOARDS REMOVED. MAXIMUM FLASHBOARD HT = 2.8'.

TEC_REMARK SPILLWAY & RELEASE CAPACITY ARE WITH 3.0' FB AND FLASHBOARDS REMOVED. LOW AREA ON SOUTHWEST END OF DAM WILL ACT AS FUSE PLUG & ALLOW DIKE TO BE OVERTOPPED & FAIL DURING AN EXTREME RUNOFF EVENT.

RESTRICT FLASHBOARDS SHALL BE REMOVED ON OR BEFORE NOVEMBER 1, AND SHALL NOT BE RE-INSTALLED UNTIL ON OR AFTER MAY 1. A MINIMUM FREEBOARD OF 3.0 FEET SHALL BE PROVIDED AT ALL TIMES.

ALT_CONT

BOND_SUM

37-825 decreed for $\frac{2}{9}$ of the capacity of Pioneer Reservoir
 Capacity without flashboards = 844 AF
 Additional capacity = 220 acres $\times$ 2.8 feet = 616 AF
 $844 \text{ AF} + 616 \text{ AF} = 1460 \text{ AF}$ total capacity
 $1460 \text{ AF} \times \frac{2}{9} = 324.4 \text{ AF}$
 claimed 264 AF

37-823 Decreed 2.40 cfs from Clover Creek 2-21-1900

POU T45 R12E S32

SESW

T55 R12E S5

(NENW) Lot 3

(NWNW) Lot 4

SWNW

SENW

37-824 Decreed 1.00 cfs from Clover Creek 4-1-1900

POU same as 37-823

37-825 Decreed 2/9 Capacity of Pioneer Res. 3-2-1910

POU same as 37-823

Approximately 2 miles of earthen ditch from
POD to POU.

Total acres = 66.1

Excess diversion rate can be "absorbed" with
conveyance loss in ditch.

CA 3-3-04

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 37-825
Date Received: 8/15/1988
Receipt No: S001450
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

QUARTER CIRCLE LAZY H INC Phone: (208)352-4226
C/O CHARLES HOBDEY
H C 60 BOX 1630
BLISS ID 83314

CASA DEL NORTE LP Phone: (208)366-7931
18196 SE WILSON RD
GLENN'S FERRY ID 83623

2. Date of Priority: 03/02/1910

3. Source: CLOVER CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05S	12E	17	NE NW NW	GOODING	

5. Description of diverting works:

EARTH DAM AND DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01		264

7. Total Quantity Appropriated is:
264 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
04S	12E	32	SE	SW		IRRIGATION	9
			SW	SE		IRRIGATION	26.7
						Section Acres	35.7
05S	12E	5	NE	NW	3	IRRIGATION	5.2
			NW	NW	4	IRRIGATION	8.2
			SW	NW		IRRIGATION	8
			SE	NW		IRRIGATION	15.6
			NE	SW		IRRIGATION	8
						Section Acres	45
						Total Acres	80.7

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:

TOTAL DIV. RATE OF 2/9 CAPACITY OF PIONEER RESERVOIR.
P/D NOT GIVEN IN DECREE. USE NOT SPECIFIED IN DECREE.
OWNERSHIP IS HALF AND HALF BETWEEN CLAIMANTS.

15. Basis of Claim: Decreed



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

March 2, 2004

CASA DEL NORTE LP
18196 SE WILSON RD
GLENN'S FERRY ID 83623

Re: SRBA Claim(s) 37-819A, 37-820A, 37-821A, 37-821B, 37-822A, 37-823,
37-825, 37-826, 37-827, 37-828, 37-2169, 37-11135,
37-19825

Dear Mr. McCallum:

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

Water Right 37-2099 has not been claimed in the SRBA. If you wish to file a claim, it would be best to do so as soon as possible since claims review in this area is currently underway. Claim forms are available from any IDWR office or from the Department's website.

Sincerely,

Trish Fawcett
Technical Records Specialist

Enc.

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

RECEIVED
 FEB 24 2004
 Department of Water Resources
 Southern Region

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

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (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
<u>37-08588</u>	_____	___	<u>37-02099</u>	_____	___
<u>37-07081</u>	_____	___	<u>37-00825</u>	_____	___
<u>37-00828</u>	_____	___	<u>37-00823</u>	_____	___
<u>37-00827</u>	_____	___	<u>37-00822</u>	_____	___
<u>37-02169</u>	_____	___	<u>37-00821</u>	_____	___

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) Kast CK Cattle Co.
Rt. 1 Box 143, King Hill, ID 83633
4. New Owner/Claimant(s) Casa Del Norte, LP
Name Connector (Check one): [] and, [] or, [] and/or
- New Mailing Address 18196 SE Wilson Rd.
- City, State and ZIP Code Glenns Ferry, ID 83623
- New Telephone Number (208) 366-7931
5. Date you acquired the property April 1, 2002

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
<u>37-00820</u>	_____	___	<u>37-00826</u>	_____	___
<u>37-00819</u>	_____	___	<u>37-19825</u>	_____	___
<u>37-11135</u>	_____	___	<u>37-11003</u>	_____	___
<u>37-11000</u>	_____	___	<u>37-11001</u>	_____	___
<u>37-10999</u>	_____	___	_____	_____	___

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

☒ A. The appropriate ^{n/a} **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**.

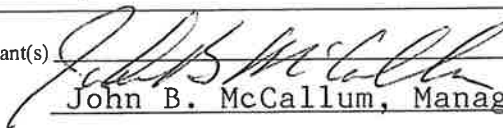
3. Name and Address of Former Owner/Claimant(s) Kast CK Cattle Co.
Rt. 1 Box 143, King Hill, ID 83633
4. New Owner/Claimant(s) Casa Del Norte, LP
 Name Connector (Check one): [] and, [] or, [] and/or
- New Mailing Address 18196 SE Wilson Rd
- City, State and ZIP Code Glenns Ferry, Idaho 83623
- New Telephone Number 208) 366-7931
5. Date you acquired the property April 1, 2002

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.

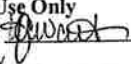
DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes,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

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 <u>2/24/04</u>	Fee _____	
Received by _____	Date _____	Receipt No. _____	
Processed by _____	AI Date _____	WR _____	Date _____

CORPORATE WARRANTY DEED

FOR VALUE RECEIVED.

Kast C. K. Cattle Company, Inc., an Idaho Corporation

organized and existing under the laws of the State of Idaho, with its principal office at
of County of Gooding

, a corporation

, State of Idaho

GRANTOR, hereby GRANT, BARGAIN, SELL and CONVEY unto
Casa Del Norte, L. P., a Delaware limited partnership

Grantee(S), whose current address is: Rt. 1 Box 451
the following described real property in Elmore
more particularly described as follows, to wit:
(See Attached)

Glenns Ferry, Idaho 83623
County, State of Idaho,

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

The officers who sign this deed hereby certify that this deed and the transfer represented thereby was duly authorized under a resolution duly adopted by the board of directors of the Grantor at a lawful meeting duly held and attended by a quorum.

In witness whereof, the Grantor has caused its corporate name to be hereunto affixed by its duly authorized officers this
1st day of April, in the year of 2002.

Kast C. K. Cattle Company, Inc
Corporate Name

By K. Lynn Bennett PRESIDENT

Attest: Virginia Mari Muffley SECRETARY
VP

ACKNOWLEDGEMENT-Corporate

STATE OF Idaho, County of Elmore, ss.

On this 1st day of April
in the year of 2002, before me, the undersigned, a Notary Public in
and for said State, personally appeared K. Lynn Bennett
Virginia Mari Muffley
known or identified to me to be the Dres Vice President of the
corporation that executed the instrument or the person (s) who executed
the instrument on behalf of said corporation, and acknowledged to me that
such corporation executed the same.

Signature: Sheryl A. Reymen
Name: SHERYL A. REYMENT
(type or print)
Residing at: Mountain Home
My commission expires: 12-27-05



LEGAL DESCRIPTION

TRACT I:

Township 5 South, Range 11 East, Boise Meridian, Elmore County, Idaho

A parcel of land located in a portion of the SE1/4, Section 1; the NE1/4SE1/4 and a portion of the N1/2, Section 12; a portion of the N1/2SW1/4, Section 11, all in Township 5 South, Range 11 East, Boise Meridian, Elmore County, Idaho, and being more specifically described as follows:

Commencing at the East Quarter Corner of Section 12, T5S, R11E, B.M., said point being the REAL POINT OF BEGINNING; thence South 0°04'01" East 1,317.65 feet along the Easterly boundary of the NE1/4SE1/4 of said Section 12 to the Southeast corner thereof; thence South 89°51'59" West 1,322.05 feet along the Southerly boundary of said NE1/4SE1/4 to the Southwest corner thereof; thence North 0°00'37" West 1,319.22 feet along the Westerly boundary of said NE1/4SE1/4 to the Northwest corner thereof; thence South 89°56'04" West 1,320.74 feet to the Northwest corner of the SE1/4 of said Section 12; thence South 89°19'30" West 2,668.65 feet to the Quarter Corner common to said Sections 11 and 12; thence North 88°59'48" West 2,622.14 feet to the Northeast corner of the N1/2SW1/4 of said Section 11; thence South 0°14'12" East 1,314.50 feet along the Easterly boundary of said N1/2SW1/4 to the Southeast corner thereof; thence North 89°40'28" West 2,629.66 feet along the Southerly boundary of the said N1/2SW1/4 to the Southwest corner thereof; thence North 1°23'07" East 589.51 feet; thence South 77°09'38" East 166.67 feet; thence South 85°48'29" East 292.55 feet; thence North 44°42'48" East 984.27 feet; thence North 25°35'41" East 101.02 feet; thence North 74°05'50" East 2,594.96 feet; thence North 15°44'19" West 230.42 feet; thence North 64°32'58" East 635.11 feet; thence North 88°49'30" East 975.39 feet; thence South 1°58'14" East 294.21 feet; thence North 86°57'45" East 428.24 feet; thence South 84°19'55" East 731.21 feet; thence North 80°46'26" East 536.31 feet; thence North 8°14'05" West 810.59 feet; thence North 79°58'23" East 443.77 feet; thence North 86°28'33" East 1,104.13 feet; thence North 89°31'01" East 529.37 feet; thence North 37°25'32" East 65.39 feet to a point on the rim of the Clover Creek Canyon; thence along the canyon rim the following courses and distances:

North 1°16'27" East 261.93 feet;
North 32°00'23" East 84.50 feet;
North 57°09'00" East 667.69 feet;
South 76°22'13" East 113.32 feet;
South 9°24'19" East 569.74 feet;
North 82°04'42" East 228.31 feet;
South 53°26'24" East 355.97 feet to the Southerly boundary of said Section 12; thence South 0°22'24" East 2,376.43 feet along the Easterly boundary of said Section 12 to the REAL POINT OF BEGINNING.

SAVE AND EXCEPT those portions deeded to the State of Idaho for Highway purposes.

SAVE AND EXCEPT any portion deeded to Glenns Ferry Highway District.

LEGAL DESCRIPTION

TRACT II:

Township 5 South, Range 11 East, Boise Meridian, Elmore County,
Idaho

Section 12: SW1/4; NW1/4SE1/4
Section 13: NW1/4
Section 25: N1/2NW1/4
Section 26: N1/2NW1/4; NE1/4NE1/4 and SW1/4NW1/4, SAVE AND
EXCEPT that portion
of said SW1/4NW1/4, lying South of the Highway.
Section 27: S1/2SE1/4

Township 6 South, Range 11 East, Boise Meridian, Elmore County,
Idaho

Section 1: S1/2SE1/4
Section 3: U.S. Government Lot 4; SW1/4NE1/4 and SE1/4NW1/4
Section 4: SW1/4SE1/4 and the Easterly 20 Acres of U.S.
Government Lot 6 and
U.S. Government Lots 5 and 2 SAVE AND EXCEPT the
following
described parcel:

Commencing at the Southeast corner of said U.S. Government Lot
5, thence
West along the South line of said U.S. Government Lot 5 660.0
feet, more or less to the POINT OF BEGINNING; thence
North 21°30' West 750.0 feet, more or less; thence
North 12°30' West 2100.0 feet, more or less, to the North line
of said U.S. Government Lot 2; thence
West along the North line of said U.S. Government Lot 2 to the
East bank of Snake River; thence
Southerly along the East bank of Snake River to the South line
of said U.S. Government Lot 5; thence
East along the South line of said U.S. Government Lot 5 to the
POINT OF BEGINNING.

Section 9: U.S. Government Lots 1, 4, 5, 8 and E1/2
Section 12: NE1/4NE1/4
Section 15: U.S. Government Lots 2, 5, 6, 7, W1/2NW1/4,
SE1/4NW1/4 and SW1/4NE1/4
Section 16: U.S. Government Lots 1, 4, 5, 6 and E1/2NE1/4

6010349

CORPORATE WARRANTY DEED

FOR VALUE RECEIVED.

East C. K. Cattle Company, Inc., an Idaho Corporation

a corporation

organized and existing under the laws of the State of Idaho, with its principal office at
PO Box 63 Bliss, Id 83314 of County of Gooding; State of IdahoGRANTOR, hereby GRANT, BARGAIN, SELL and CONVEY unto
Casa Del Norte, L.P., a Delaware limited partnershipGrantee(S), whose current address is: Rt. 1 Box 451
the following described real property in Gooding
more particularly described as follows, to wit:Glenns Ferry, Idaho 83623
County, State of Idaho.

"Subject to that certain Mortgage executed by Grantors; recorded September 11, 1992, as Instrument No. 150011, records of Elmore County, Idaho; which Grantees herein assume and agree to pay according to the terms thereof.

John B. McCallum
Casa Del Norte, L.P. by its general partner, ARD Trading, Inc.
(See Attached) John B. McCallum, president

Instrument # 194606

GOODING, GOODING, IDAHO
2002-04-02 12:37:18 No. of Pages: 1
Recorded by: GOODING TITLE
HELEN EDWARDS Fee: 9.00
Ex Officio Recorder Deputy *Penny Whitson*

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is(are the owners) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

The officers who sign this deed hereby certify that this deed and the transfer represented thereby was duly authorized under a resolution duly adopted by the board of directors of the Grantor at a lawful meeting duly held and attended by a quorum.

In witness whereof, the Grantor has caused its corporate name to be hereunto affixed by its duly authorized officers this
1st day of April, in the year of 2002.

East C. K. Cattle Company, Inc.

Corporate Name

By *K. Lynn Bennett* PRESIDENTAttest: *Virginia M. Muffley* SECRETARY

ACKNOWLEDGEMENT-Corporate

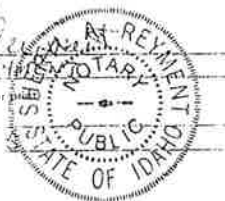
STATE OF Idaho County of Elmore

On this 1st day of April
in the year of 2002 before me, the undersigned, a Notary Public in
and for said State, personally appeared K. Lynn Bennett
Virginia M. Muffley
known or identified to me to be the Pres/Directors of the
corporation that executed the instrument or the person is and executed
the instrument on behalf of said corporation and acknowledged to me that
such corporation executed the same.

Signature

Name: SHERYL A. REYNOLDS

(Type or Print)

Residing at Mountain HomeMy commission expires 12-27-03STATE OF IDAHO
COUNTY OF Elmore

On this 1st day of April
in the year of 2002 before me, a Notary Public, personally appeared
John B. McCallum
John B. McCallum
known or identified to me to be one of the partners in the partnership of

Casa Del Norte, LP
And the partner(s) who subscribed said partnership name to the foregoing
instrument, all known to me that they executed the same in said
partnership.



Sheryl A. Reynolds
Notary Public
Residing at Mountain Home
Comm 12-27-03

PARCEL 1

Township 4 South, Range 12 East, Boise Meridian, Gooding County, Idaho

Section 32: S $\frac{1}{2}$ NW $\frac{1}{4}$; N $\frac{1}{2}$ SW $\frac{1}{4}$

PARCEL 2

Township 4 South, Range 12 East, Boise Meridian, Gooding County, Idaho

Section 32: SW $\frac{1}{4}$ SE $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$

Township 5 South, Range 12 East, Boise Meridian, Gooding County, Idaho

Section 5: Lots 3 and 4; S $\frac{1}{2}$ NW $\frac{1}{4}$

Section 8: SE $\frac{1}{4}$ NE $\frac{1}{4}$

PARCEL 3

Township 5 South, Range 12 East, Boise Meridian, Gooding County, Idaho

Section 5: SW $\frac{1}{4}$, EXCEPTING THEREFROM the following described parcel of land:

COMMENCING at the Northeast corner of said Southwest Quarter of Section 5, Township 5 South, Range 12 East, Boise Meridian;
THENCE South one-half mile to the Southeast corner of said Southwest Quarter;
THENCE West 780 feet along the South boundary line of said Southwest Quarter;
THENCE in a Northeasterly direction to the POINT OF BEGINNING.

PARCEL 4

Township 5 South, Range 12 East, Boise Meridian, Gooding County, Idaho

Section 5: Lots 1 and 2; S $\frac{1}{2}$ NE $\frac{1}{4}$

Section 8: E $\frac{1}{4}$; NW $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$; E $\frac{1}{4}$ SW $\frac{1}{4}$

Section 9: W $\frac{1}{4}$

Section 17: NE $\frac{1}{4}$; NE $\frac{1}{4}$ NW $\frac{1}{4}$; N $\frac{1}{2}$ SE $\frac{1}{4}$; SE $\frac{1}{4}$ SE $\frac{1}{4}$

PARCEL 5

Township 5 South, Range 12 East, Boise Meridian, Gooding County, Idaho

Section 20: SW $\frac{1}{4}$ NW $\frac{1}{4}$; N $\frac{1}{2}$ SE $\frac{1}{4}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$

Township 6 South, Range 12 East, Boise Meridian, Gooding County, Idaho

Section 6: Lot 7

Section 7: Lot 1

Section 8: Lots 1, 2, 3 and 4; SE $\frac{1}{4}$ NW $\frac{1}{4}$

EXCEPTING THEREFROM the following described parcel of land located in Government Lots 3 and 4 described as follows:

COMMENCING at the East Quarter corner of Section 8;
THENCE South 89°43'31" West 5,255.67 feet to the West Quarter corner of Section 8, and being the REAL POINT OF BEGINNING;
THENCE North 89°43'31" East, 722.00 feet along the North boundary of Government Lot 3, Section 8;
THENCE South 46°17'52" East 243.74 feet;
THENCE South 47°13'22" East 495.10 feet;
THENCE North 84°09'07" East 96.83 feet;
THENCE South 20°05'45" East 207.97 feet to a point on the Northerly bank of the Snake River;

THENCE along the mean high water line on the Northerly bank of the Snake River, along the following courses and distances:

THENCE South 57°09'39" West 79.88 feet;
THENCE South 19°12'00" West 8.19 feet;
THENCE South 60°39'48" West 15.05 feet;
THENCE North 78°00'05" West 9.40 feet;
THENCE South 71°12'02" West 38.16 feet;
THENCE South 73°48'44" West 22.00 feet;
THENCE South 24°20'58" West 64.89 feet;
THENCE South 49°52'48" West 58.95 feet;
THENCE South 77°55'48" West 33.74 feet;
THENCE South 63°02'23" West 60.97 feet;
THENCE South 55°05'46" West 49.00 feet;
THENCE South 64°26'31" West 64.82 feet;
THENCE South 64°14'49" West 37.56 feet;
THENCE South 75°27'12" West 26.81 feet;
THENCE South 69°44'05" West 27.80 feet;
THENCE South 69°54'18" West 37.11 feet;
THENCE South 36°31'27" West 34.30 feet;
THENCE South 67°20'06" West 28.44 feet;
THENCE South 64°09'11" West 22.17 feet;
THENCE North 71°06'07" West 40.50 feet;
THENCE North 75°39'43" West 78.83 feet;
THENCE North 84°38'42" West 51.32 feet;
THENCE North 84°38'01" West 142.41 feet;
THENCE North 75°27'30" West 69.40 feet;
THENCE North 75°31'06" West 152.48 feet;
THENCE North 76°44'38" West 106.81 feet;
THENCE North 77°35'35" West 132.30 feet;
THENCE South 78°03'45" West 29.40 feet;
THENCE North 84°38'40" West 86.32 feet;
THENCE North 44°02'51" West 8.33 feet to a point on the West boundary of Section 8;
THENCE North 00°02'41" West 178.87 feet along the West boundary of Section 8 to the witness corner to the right bank meander corner;
THENCE North 00°07'28" East 612.70 feet along the West boundary of Section 8 to the REAL POINT OF BEGINNING.

Section 9: Lots 1 and 2; SE $\frac{1}{4}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ N $\frac{1}{4}$

Section 10: Lots 2 and 3

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: **A37-00825**
Date Received: 8/15/1988
Receipt No: S001450
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: KAST CK CATTLE CO INC 208-366-2034
Address: RT 1 BOX 143
KING HILL ID 83633

AND

Name: QUARTER CIRCLE LAZY H INC 208-352-4226
Address: C/O CHARLES HOBDEY
HC 60 BOX 1630
BLISS ID 83314

2. Date of Priority: MAR 2, 1910

3. Source: CLOVER CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05S	12E	17	NE	NW	NW		GOODING

5. Description of diverting works:
EARTH DAM AND DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01			264.00

7. Total Quantity Appropriated is:
C.F.S. (and/or) 264.00 A.F.A.

8. Total consumptive use is 264.0 Acre Feet Per Annum.

9. Non-irrigation uses:

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04S	12E	32	SE	SW		IRR	9.0
			SW	SE		IRR	26.7
Section Acres							35.7
05S	12E	5	NE	NW	3	IRR	5.2
			NW	NW	4	IRR	8.2
			SW	NW		IRR	8.0
			SE	NW		IRR	15.6
			NE	SW		IRR	8.0
Section Acres							45.0
Total Acres							80.7

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:
A37-00823, A37-00824, A37-00821B

14. Remarks:
TOTAL DIV. RATE OF 2/9 CAPACITY OF PIONEER RESERVOIR.
P/D NOT GIVEN IN DECREE. USE NOT SPECIFIED IN DECREE.
OWNERSHIP IS HALF AND HALF BETWEEN CLAIMANTS.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 4/ 7/1920

BRAY, ET. AL.

Decree Plaintiff

FERGUSON, ET. AL.

vs Decree Defendant

RECEIVED

SEP 15 1992

Department of Water Resources
Southern Region Office



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: 9/11/92

LEGAL DESCRIPTION OF PROPERTY: Township SEE ATTACHED LEGAL DESCRIPTION Range SEE ATTACHED LEGAL DESCRIPTION
Section , 1/4 of 1/4 of 1/4, Govt. Lot , BM.
Lot , Block , Subdivision/Townsite .
If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☒ Water Right Number(s) A37-00819A; A37-00820A; A-37-00823; A-37-00824;
Assigned by IDWR: A-37-00825; A-37-00826; A37-00827; A37-00828; A37-10999;
A37-11000; A37-11001; A37-11003.

☐ Name and Address of Former Owner/Claimant(s)(Seller):

☐ New Owner/Claimant (Purchaser): KAST CK CATTLE CO. INC., an Idaho Corporation
By: Charles C. Kast President

☐ New Mailing Address: Rte. #1, Box 143
King Hill, Idaho 83633

☐ New Telephone Number: () -

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of ownership, describe proof attached: Warranty Deed

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New Owner/Claimant(s): KAST CK CATTLE CO. INC.
Charles C. Kast President Date 9-11-92

☐ Signature of Former Owner/Claimant(s): C. Michael Kast Date 9-11-92
Sherry L. Helzer Date 9-11-92

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:
Initial Review and Data-Entry
Date: By:
Further Action Needed:

Further Action Taken
Date: By:
Final Review and Data-Entry
Date: By:
Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

MICROFILMED
OCT 24 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

09-Mar-1993

Mr. Charles C. Kast. President
Kast CK Cattle Co Inc
Rt 1 Box 143
King Hill, ID 83633

RE: Ownership Change for Adjudication Claims A37-00819A, -00820A, -00823, -00824, -00825, -00826, -00827, -00828, -10999, -11000, -11001, -11003, -00821A, -00821B, -00822A, and -02169.

Dear Mr Kast:

Pursuant to the notification that you presently own the property in which the above-referenced Adjudication Claims are appurtenant, the Department has changed the record of the current owner as you requested. Please find enclosed copies of the computer record of the claims noting the change in claimant.

The review of the parcels in the transaction turned up places of use that caused four more water rights to be changed and added to your original list. The claim numbers of the additional rights are A37-00821A, -00821B, -00822A, and -02169. Copies are included.

If you have any questions please contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Frank'.

Francis G. Hitchcock
Water Resource Agent, Sr.

FH/abh

Enclosures

cc: Penny Watson, Land Title

MICROFILMED

OCT 24 1994

Water Right Number - R37-00825 Prefix Translation: RESEARCH Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
KAST CK CATTLE CO INC

QUARTER CIRCLE LAZY H INC

*** O - ORIGINAL OWNER ***
KAST

1 - RT 1 BOX 143
2 -
3 -
City- KING HILL State- ID Zip- 83633
Phone - 208-366-2034
1 - C/O CHARLES HOBDEY
2 - HC 60 BOX 1630
3 -
City- BLISS State- ID Zip- 83314
Phone - 208-352-4226

1 - P.O. BOX 124
2 -
3 -
City- BLISS State- ID Zip- 83314
Phone - 208-352-4252
1 - P.O. BOX 124
2 -
3 -
City- BLISS State- ID Zip- 83314
Phone - 208-352-4252

C. MICHAEL

SHERRY L.

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
03/02/1910 17 SOUTHERN D - DECREED

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
CLOVER CREEK SNAKE RIVER

+ - - - - Point of Diversion - - - - - +

Tw	Rng	Sec	Tract	Lot	Rflg	County	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
05S	12E	17	NE NW NW			(47) GOODING						
01 - IRRIGATION												
04/01 11/01 264.00												
+ - - Total Div. Rate - + + - - Total Div. Volume - + + - - Total Consumptive Use - + + - - KW Usage - +												
264.00 264.0												

Tw	Rng	Sec	Tract	Lot	Acres	Code	Description	County
04S	12E	32	SE SW		9.0	01	IRRIGATION	(47) GOODING
04S	12E	32	SW SE		26.7	01	IRRIGATION	(47) GOODING
05S	12E	5	NE NW	3	5.2	01	IRRIGATION	(47) GOODING
05S	12E	5	NW NW	4	8.2	01	IRRIGATION	(47) GOODING
05S	12E	5	SW NW		8.0	01	IRRIGATION	(47) GOODING

MICROFILMED
OCT 24 1994

Water right number - R37-00825

Prefix Translation: RESEARCH

Trn	Rng	Sec	Tract	Lot	Acres	Place of Use	Description	County
05S	12E	5	SE NW		15.6	01	IRRIGATION	(47) GOODING
05S	12E	5	NE SW		8.0	01	IRRIGATION	(47) GOODING

Total Acres: 80.7

+ - - Diversion Means - EARTH DAM AND DITCHES

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - A37-00823, A37-00824, A37-00821B

Remarks
TOTAL DIV. RATE OF 2/9 CAPACITY OF PIONEER RESERVOIR. P/D NOT GIVEN IN DECREE. USE NOT SPECIFIED IN DECREE. OWNERSHIP IS HALF AND HALF BETWEEN CLAIMANTS.

+ - - No Old Water Right Numbers Found

+ - - Conditions of Approval - No Conditions of Approval found.

+ - - Decree Plaintiff - BRAY, ET. AL. + - - Decree Defendant - FERGUSON, ET. AL. + - - Decree Date - 04/07/1920

+ - - Date: 03/09/1993 User Id: HITCHCOC Subject: COPIED FROM REMARKS
TOTAL DIV. RATE OF 2/9 CAPACITY OF PIONEER RESERVOIR.
OWNERSHIP IS HALF AND HALF BETWEEN CLAIMANTS.
P/D NOT GIVEN IN DECREE. USE NOT SPECIFIED IN DECREE.
OWNERSHIP CHANGE 03-09-1993 BY FH.

+ - - Audit Fields - - + 03/09/93 HITCHCOC

Court Report Filing	00/00/0000	Field Inspection Made	00/00/0000	Civil Case Number	39576
Objection Filed Date	00/00/0000	Field Inspection Flag		Old Case Number	
Response Filed Date	00/00/0000	Verified Date		Old Judicial District	
Claim Received Date	08/15/1988	Last Amended Date		Temporary Right	P
		Receipt Number	S001450	Water District	
		POJ Ownership Flag	Y	Federal/State Indicator	S
		Name Connector	AND	Presumption Flag	
				Notice of Error Flag	

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OCT 24 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

09-Mar-1993

Mr. Charles C. Kast. President
Kast CK Cattle Co Inc
Rt 1 Box 143
King Hill, ID 83633

RE: Ownership Change for Adjudication Claims A37-00819A, -00820A, -00823, -00824, -00825, -00826, -00827, -00828, -10999, -11000, -11001, -11003, -00821A, -00821B, -00822A, and -02169.

Dear Mr Kast:

Pursuant to the notification that you presently own the property in which the above-referenced Adjudication Claims are appurtenant, the Department has changed the record of the current owner as you requested. Please find enclosed copies of the computer record of the claims noting the change in claimant.

The review of the parcels in the transaction turned up places of use that caused four more water rights to be changed and added to your original list. The claim numbers of the additional rights are A37-00821A, -00821B, -00822A, and -02169. Copies are included.

If you have any questions please contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Frank'.

Francis G. Hitchcock
Water Resource Agent, Sr.

FH/abh

Enclosures

cc: Penny Watson, Land Title

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OCT 24 1994



**NEW PROPERTY OWNER
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP**

Please print or type
(see instructions on back of page)

SEP 11 1992

Department of Water Resources
Southern Region Office

DATE OF CLOSING: 9/11/92

LEGAL DESCRIPTION OF PROPERTY: Township SEE ATTACHED LEGAL DESCRIPTION Range
 Section , 1/4 of 1/4 of 1/4, Govt. Lot , BM.
 Lot , Block, , Subdivision/Townsite .
 If you have additional legal descriptions, please attach separate sheet.

- [] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- [] Water Right Number(s)
Assigned by IDWR: A37-00819A; A37-00820A; A-37-00823; A-37-00824;
A-37-00825; A-37-00826; A37-00827; A37-00828; A37-10999;
A37-11000; A37-11001; A37-11003.
- [] Name and Address of Former Owner/Claimant(s)(Seller): _____

- [] New Owner/Claimant (Purchaser): EAST CK CATTLE CO. INC., an Idaho Corporation
By: Charles C East President
- [] New Mailing Address: Rte. #1, Box 143
King Hill, Idaho 83633
- [] New Telephone Number: () _____ - _____
- [] Does the change in ownership result in a splitting of the water right owned/claimed? yes no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- [] Attach proof of ownership, describe proof attached: Warranty Deed
- (proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)
- [] Signature of New Owner/Claimant(s) KAST, CK CATTLE CO. INC.
Charles C Kast Date 9-11-92
President Date _____
- [] Signature of Former Owner/Claimant(s): C Michael Kast Date 9-11-92
Sherry L Helser Date 9-11-92
- (Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:
Initial Review and Data-Entry
Date: _____ **By:** _____
Further Action Needed: _____
Further Action Taken
Date: _____ **By:** _____
Final Review and Data-Entry
Date: _____ **By:** _____
Claim Numbers of Split, if any: _____

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

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OCT 24 1994

C QUARTER CIRCLE LAZY H INC.
C/O CHARLES HOBDEY
HC 60 BOX 1630
BLISS ID 83314
(208) 352-4226

C C. MICHAEL KAST
P.O. BOX 124
BLISS ID 83314
(208) 352-4252

[illegible]

Other Rights: A37-00823, A37-00824, A37-00821B

Audit: 08/15/88 CLELLAND

APPROVAL
 \$32-#2
 \$5- "

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OCT 24 1984

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: A37-00825
Date Received: 8/15/1988
Receipt No: S001450
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: C. MICHAEL KAST 208-352-4252
Address: P.O. BOX 124
BLISS, ID 83314
OR
Name: SHERRY L. KAST 208-352-4252
Address: P.O. BOX 124
BLISS, ID 83314
OR
Name: QUARTER CIRCLE LAZY H INC. 208-352-4226
Address: C/O CHARLES HOBDEY
HC 60 BOX 1630
BLISS, ID 83314

2. Date of Priority: MAR 02, 1910

3. Source: CLOVER CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05S	12E	17	NE	NW	NW		GOODING

5. Description of diverting works:
EARTH DAM AND DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01			264.00

7. Total Quantity Appropriated is:
C.F.S. (and/or) 264.00 A.F.A.

8. Total consumptive use is 264.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A37-00825

Page 1

Date: 08/15/88

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FEB 23 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04S	12E	32	SE	SW		IRR	9.0
			SW	SE		IRR	26.7
						Section Acres	35.7
05S	12E	5	NE	NW	3	IRR	5.2
			NW	NW	4	IRR	8.2
			SW	NW		IRR	8.0
			SE	NW		IRR	15.6
			NE	SW		IRR	8.0
						Section Acres	45.0
						Total Acres	80.7

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:
A37-00823, A37-00824, A37-00821B

14. Remarks:
TOTAL DIV. RATE OF 2/9 CAPACITY OF PIONEER RESERVOIR.
P/D NOT GIVEN IN DECREE. USE NOT SPECIFIED IN DECREE.
OWNERSHIP IS HALF AND HALF BETWEEN CLAIMANTS.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date: 4/07/1920

BRAY, ET. AL.

Decree Plaintiff

vs

FERGUSON, ET. AL.

Decree Defendant

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16. Signature(s)

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

Number of attachments: 1

For Individuals:

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

Signature of Claimant(s): C Michael Kast Date: 8/15/88

Date: _____

For Organizations:

I do solemnly swear or affirm that I am President of _____
Title

Quarter Circle Lazy H Inc that I have signed the foregoing
Organization
document in the space below as President of
Title

Quarter Circle Lazy H Inc and that the statements contained in the
Organization
foregoing document are true and correct.

Charles A. Hobday
Signature of Authorized Agent
Quarter Circle Lazy H Inc Pres.
Title and Organization
8-15-88
Date

State of Idaho)
County of Twin Falls) SS.

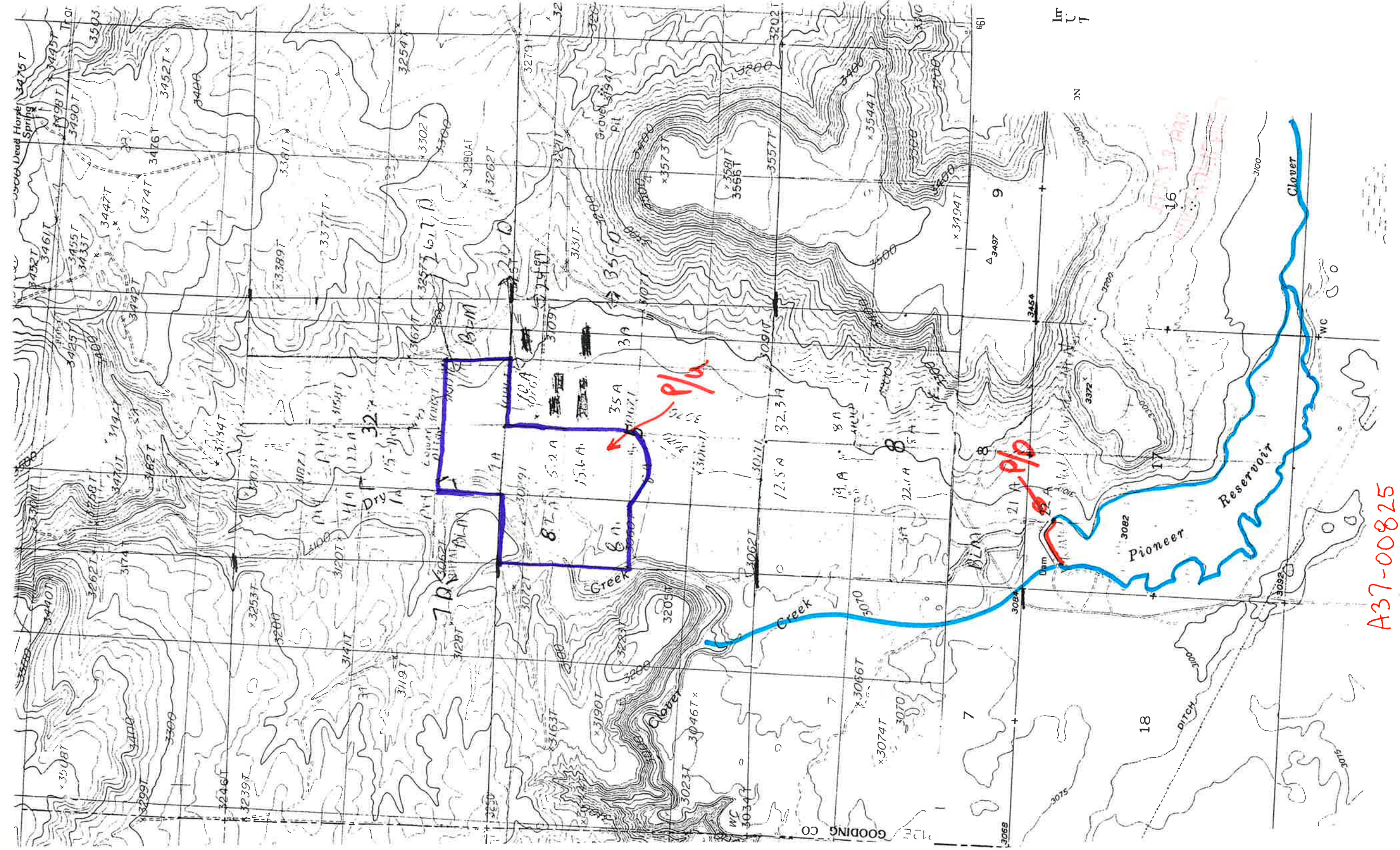
Subscribed and sworn (or affirmed) before me this 15th day
of August 19 88

Roxanne Storey
Notary Public

Seal

Residing at Buhl, Id

MICROFILMED
FEB 23 1993



A37-00825