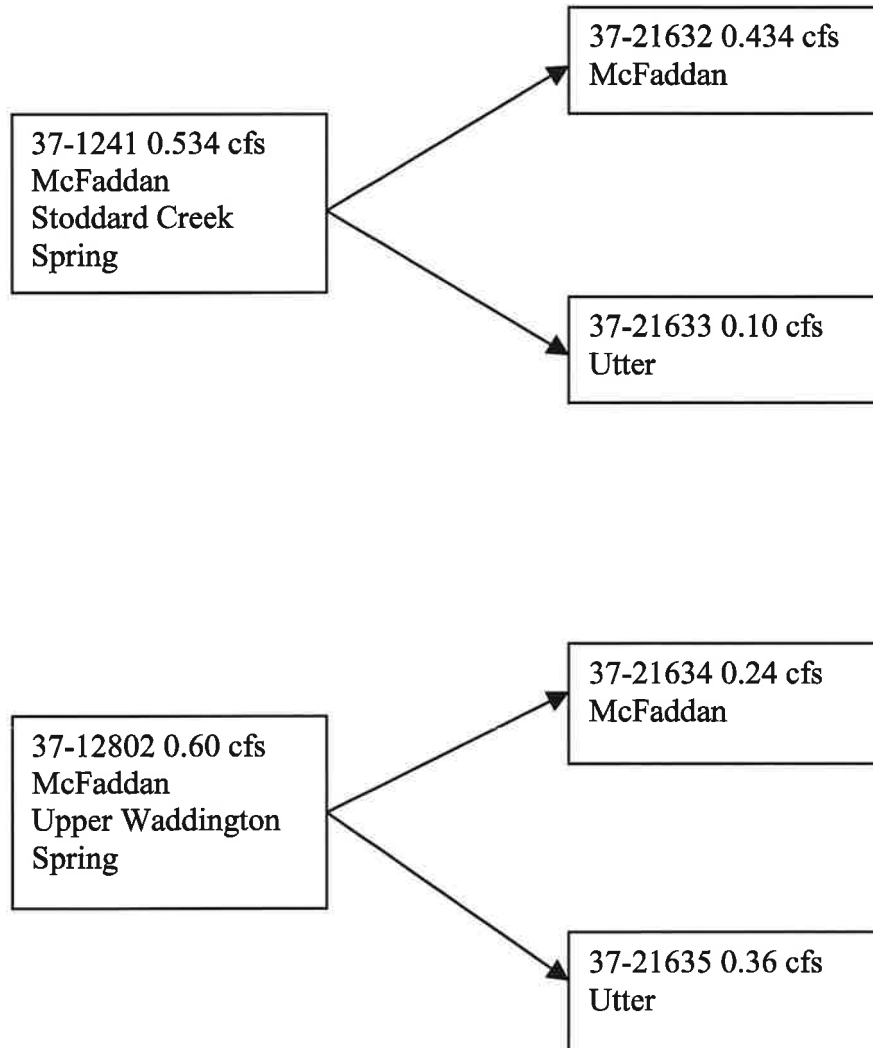


McFaddan to Utter Split



01/25/2006

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

RIGHT NUMBER: 37-21634

NAME AND ADDRESS: DAN MC FADDAN
970 PIONEER RD
HAGERMAN ID 83332-5436

IRMA R MC FADDAN
970 PIONEER RD
HAGERMAN ID 83332-5436

SOURCE: UPPER WADDINGTON SPRING

TRIBUTARY: STODDARD CREEK

QUANTITY: 0.240 CFS

PRIORITY DATE: 03/15/1888

POINT OF DIVERSION:

T06S R13E S27 SENWNW Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.240 CFS
STOCKWATER	01/01 12/31	0.010 CFS

PLACE OF USE: IRRIGATION Within GOODING County

T06S R13E S27 SWNW 2.50 T06S R13E S27 SENW 1.50

STOCKWATER Within GOODING County

T06S R13E S27 SENW

4 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

This right is a split from former right 37-12802.

01/25/2006

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

RIGHT NUMBER: 37-21635

NAME AND ADDRESS: CHRISTOPHER A UTTER
4225 S HARMON RD
FALLON NV 89406

CHANCE CHESTER UTTER
4225 S HARMON RD
FALLON NV 89406

SOURCE: UPPER WADDINGTON SPRING TRIBUTARY: STODDARD CREEK

QUANTITY: 0.360 CFS

PRIORITY DATE: 03/15/1888

POINT OF DIVERSION:

T06S R13E S27 SENWNW Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.360 CFS
STOCKWATER	01/01 12/31	0.010 CFS

PLACE OF USE: IRRIGATION Within GOODING County

T06S R13E S27 SWNW 1.50 T06S R13E S27 SENW 4.50

STOCKWATER Within GOODING County

T06S R13E S27 SENW

6 ACRES TOTAL

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

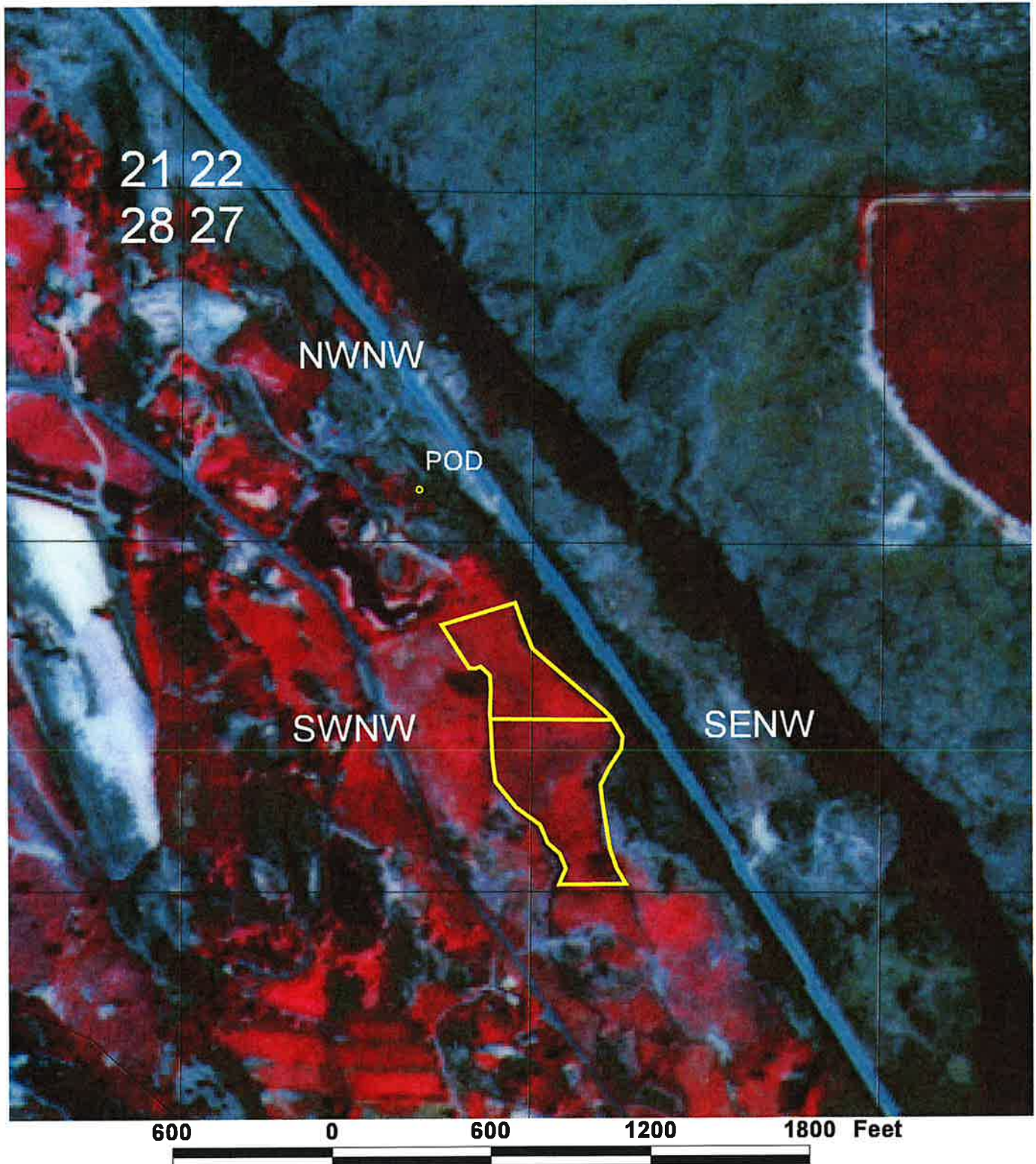
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

This right is a split from former right 37-12802.

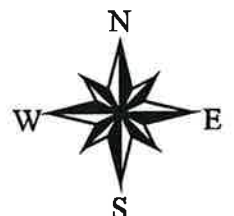
37-12802

split into: 37-21634
37-21635

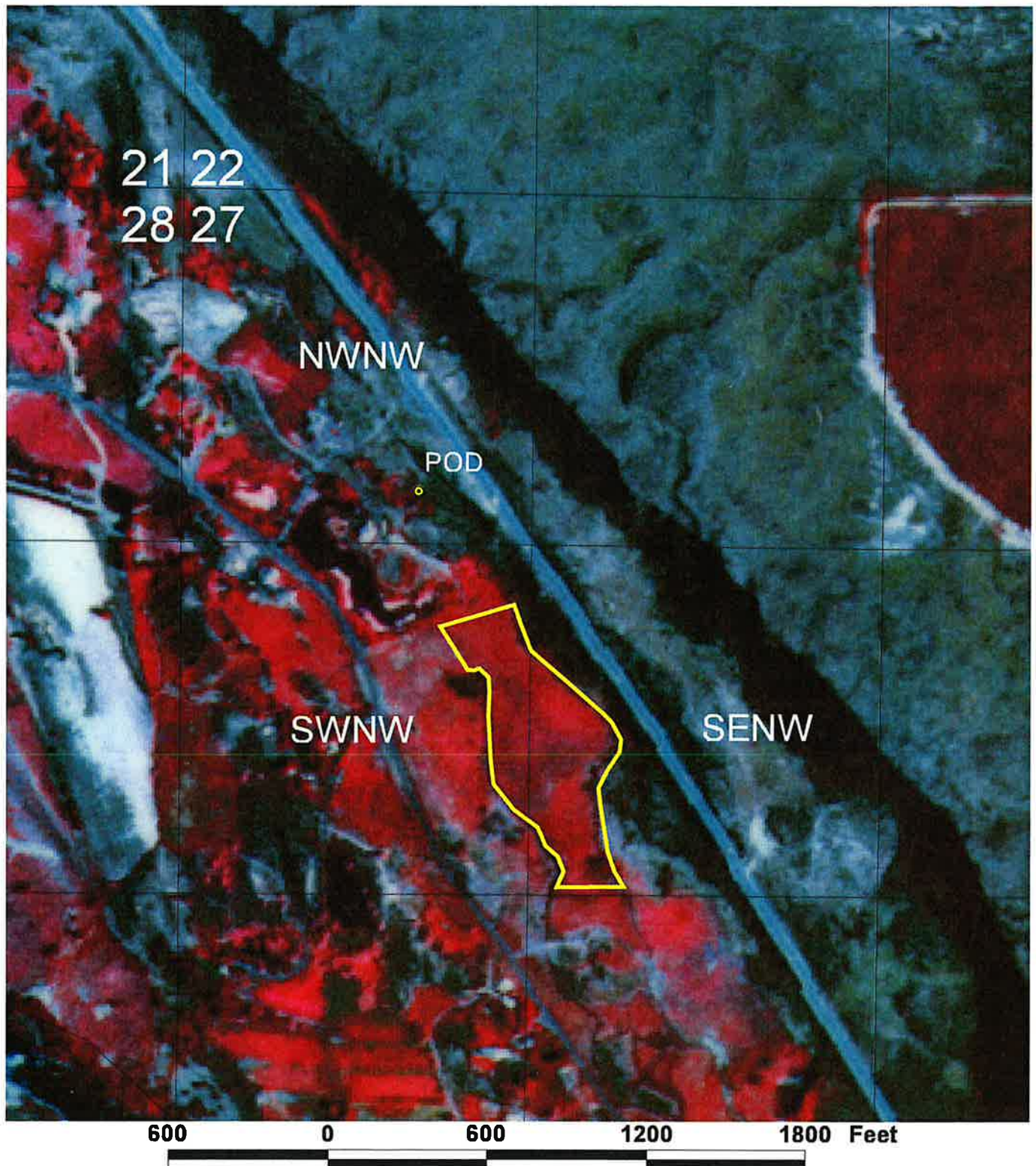


T06S R13E S27

Map prepared by: Carter Fritschle
Date prepared: 02/16/05
1987-1988 NAPP photography
Idaho Department of Water Resources



37-12802



T06S R13E S27

Map prepared by: Carter Fritschle
Date prepared: 02/16/05
1987-1988 NAPP photography
Idaho Department of Water Resources



04/05/2005

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

RIGHT NUMBER: 37-12802

NAME AND ADDRESS: DAN MC FADDAN
970 PIONEER RD
HAGERMAN ID 83332-5436

IRMA R MC FADDAN
970 PIONEER RD
HAGERMAN ID 83332-5436

SOURCE: UPPER WADDINGTON SPRING

TRIBUTARY: STODDARD CREEK

QUANTITY: 0.600 CFS

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 03/15/1888

POINT OF DIVERSION:

T06S R13E S27 SENWNW Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS
IRRIGATION	03/15 11/15	0.600 CFS

PLACE OF USE: STOCKWATER Within GOODING County

T06S R13E S27 SWNW T06S R13E S27 SENW

IRRIGATION Within GOODING County

T06S R13E S27 SWNW 6.0 T06S R13E S27 SENW 4.0

10 ACRES TOTAL

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

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

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: Beneficial Use

1934 Affidavit

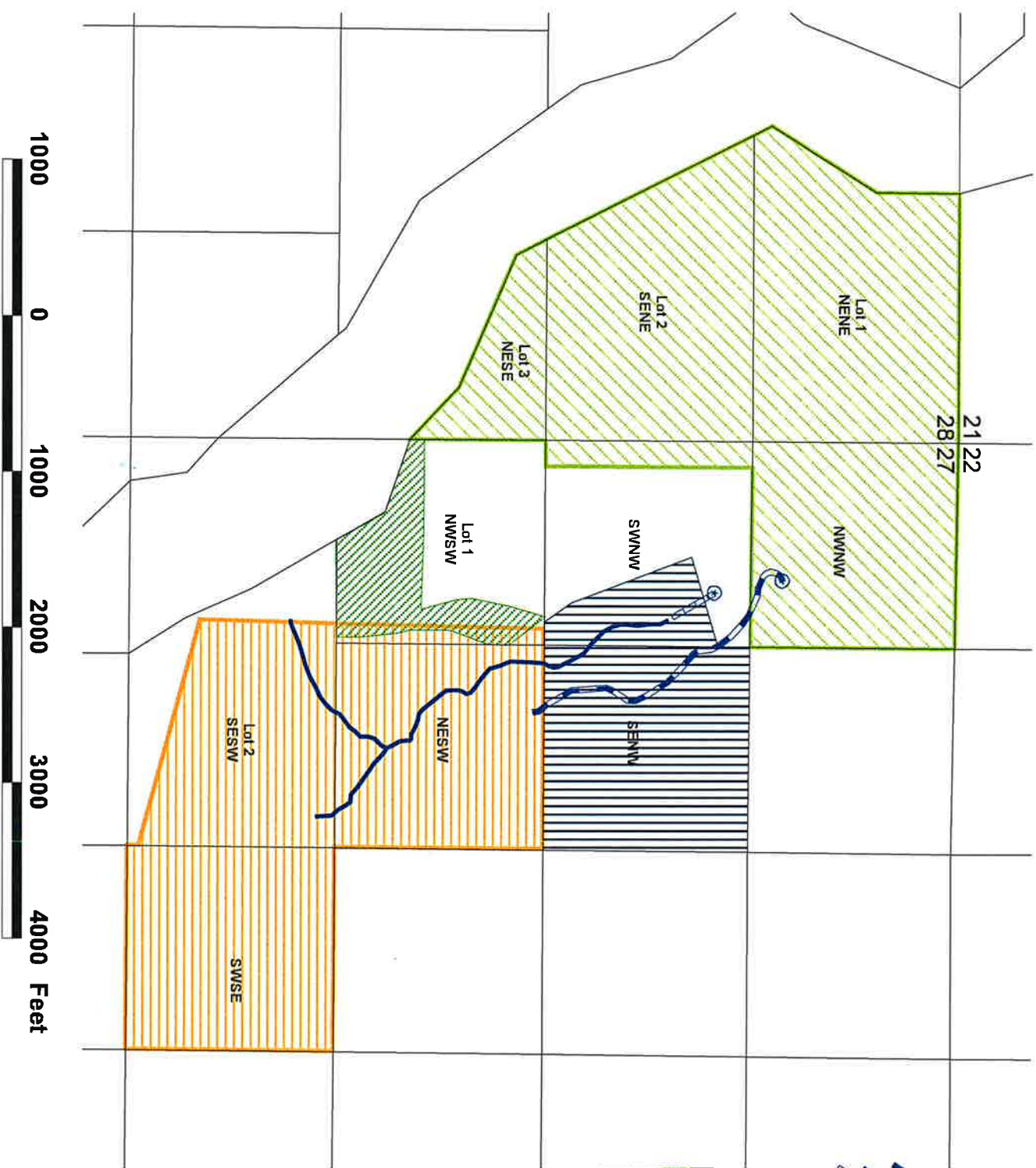
T06S R13E

 Upper Waddington Ditch
 Lower Waddington Ditch
 Lower Waddington Pipeline

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



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



Stoddard Creek and Waddington Springs

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

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

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

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

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

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

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

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

3. Contract between John Waddington, party of the first part and William H. Slater, party of the second part. Dated May 9, 1907.

In consideration of compromising an injunction suit filed in Lincoln County, Idaho, the parties hereto have agreed as to the interest each of them shall have in and to the waters of a certain irrigating ditch carrying the waters of Stoddard Spring to the first party's ranch in Section 27, Township 6 S, Range 13E, B.M. which agreement is as follows:

First party has this day executed and delivered to second party a deed to seven and one-half inches of the waters of said ditch. It is understood and agreed between the parties hereto that said seven and one-half inches is all the waters of said ditch that the second party has any right or claim to.

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

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

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

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

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

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

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

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

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

Algeroy Penfold, J. R. Kin-
kade, J. R. Wagner

AFFIDAVIT.

118712

Dated, - -

Recorded, June 18, 1952, 12:05 PM
Book 7 Miscellaneous Page 137

-to-

The Public.

Being duly sworn deposes and say that they are personally acquainted with David M. Steele and the land owned by him and the following facts concerning the water appurtenant thereto.

The amount of water appurtenant to the land is 60 inches. The origin of the water is the Waddington Springs.

The point of diversion is about 300 feet from their land. The size of the canal is about an 18 inch bottom.

One ditch is half mile long and carries 150 inches of water. 30 inches for David M. Steele and 120 inches for Font Frost.

Another ditch carries 125 inches divided as follows. One fifth to David M. Steele. One-fifth to Ross Wagner, and three-fifth to Fields Kyser estate.

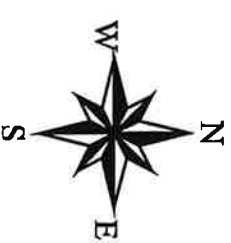
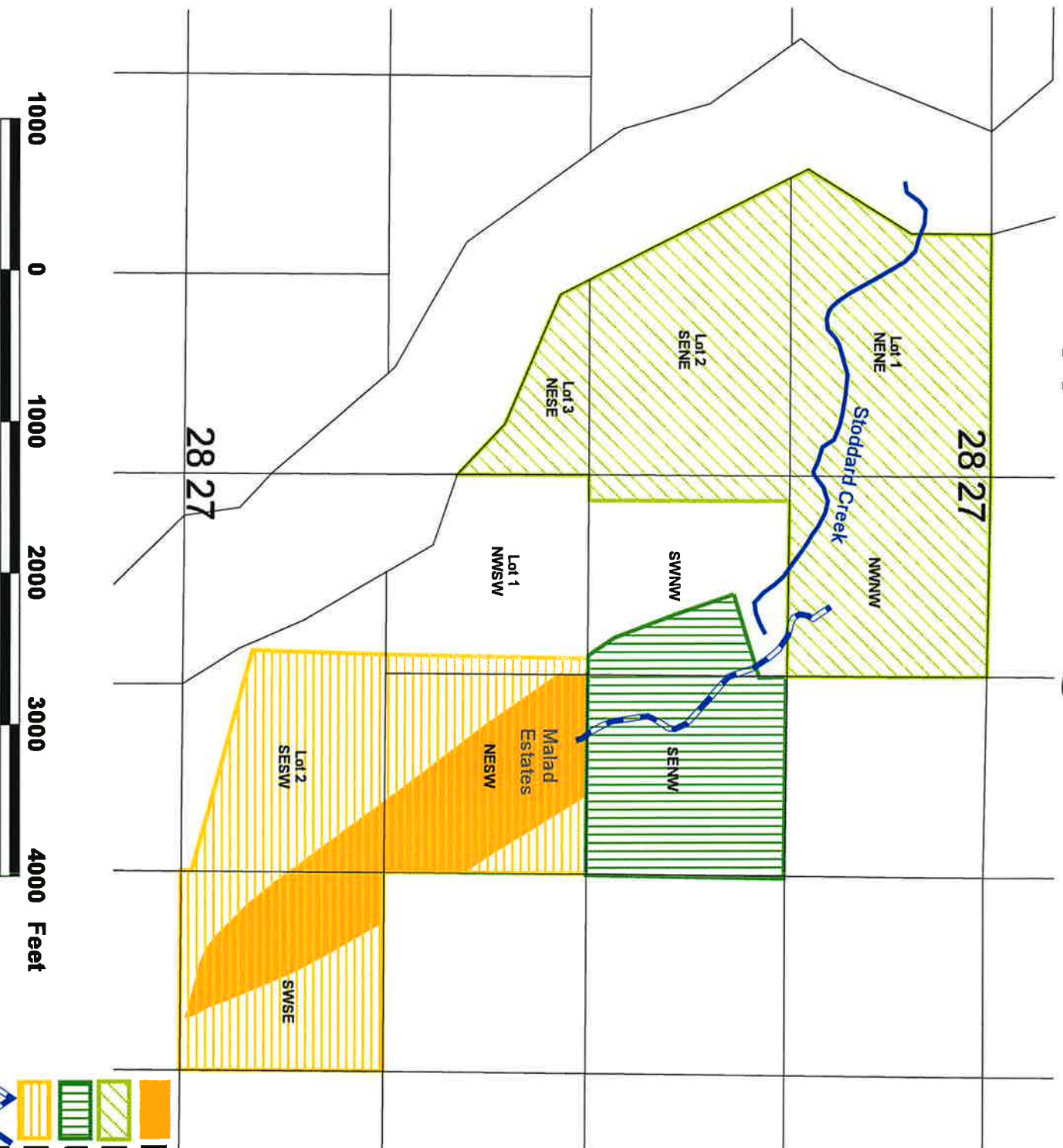
That the water has never been decreed but that the borrower and his predecessors in interest have used the water since 1888 and have put to beneficial use the said water and that there has been no interruption of said use since that date.

Subscribed and sworn to March 6, 1934, before H. O. Frazier,
Notary Public, State of Idaho (N.P. Seal)

(NOTE: John Ross Wagner received title to the land insured, by Deed dated August 23, 1921 and recorded November 16, 1921 in Book 15 Deeds Page 97 and transferred title by deed dated September 14, 1934 and recorded June 29, 1943 in Book 35 Deeds Page 54, records of Gooding County, Idaho. Given for informational purposes only)

Upper Waddington Ditch Decree

T06S R13E



- Malad Estates Subdivision
- Penfold Property
- Uriaguereca Property
- Frost Property
- Upper Waddington Ditch



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

July 30, 2004

37-12802

DAN MC FADDAN

IRMA R MC FADDAN

970 PIONEER RD

HAGERMAN ID 83332-5436

Re: Evidence of Priority Date

Dear Claimants:

RESPONSE DEADLINE
AUGUST 27, 2004

The Notice of Claim to a Water Right (claim) identified with the number shown above your names has been filed in the Snake River Basin Adjudication (SRBA). The claim indicates your water usage is based on "Beneficial Use" or a "Statutory Claim." Water rights of this type are established by the historic use of water, dating back to when water was first used for the purpose claimed, and are termed beneficial use rights. The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit. Since the priority date and historic use of a beneficial use right cannot be confirmed by field examination, **proof must be provided by the claimant** supporting the priority date claimed and the historic use of the water.

If you no longer own the property to which the claim is appurtenant please forward this correspondence to the present owner, or return it to Idaho Department of Water Resources (IDWR). If you have received this correspondence from the previous owner of the property it is recommended that you file a Change of Ownership form with IDWR in order to receive future mailings and to participate in the adjudication.

Enclosed you will find a computer printout of your claim and the pamphlet entitled "Evidence of Priority." The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

PLEASE NOTE: IDWR will recommend the SRBA Court decree the claim disallowed if no evidence of the priority date and of the historic use is submitted. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement should be in the form of a notarized affidavit.

Please submit the required evidence supporting the priority date and the historic use by the date shown above, 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,

Carter Fritschle
Water Rights Supervisor

Enclosures

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 37-12802
Date Received: 9/20/1988
Receipt No: S002314
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

DAN MC FADDAN Phone: (208)837-6649
970 PIONEER RD
HAGERMAN ID 83332-5436

IRMA R MC FADDAN Phone: (208)837-6649
970 PIONEER RD
HAGERMAN ID 83332-5436

2. Date of Priority: 06/01/1914

3. Source: SPRING Trib. to: SNAKE RIVER

4. Point of Diversion:

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

5. Description of diverting works:

SPRING, OPEN DITCH, FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.8	
STOCKWATER	1/01	12/31	0.02	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06S	13E	27	SE	NW	IRRIGATION	10
			SE	NW	STOCKWATER	
					Section Acres	10
					Total Acres	10

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:

14. Remarks:

THIS AMOUNT OF WATER IS NEEDED TO IRRIGATE THE PROPERTY BECAUSE THE SOIL IS VERY SANDY. THE DITCH THAT TRANSPORTS THE WATER TO THE PROPERTY IS ALMOST LEVEL AND THE PROPERTY IS FLOOD IRRIGATED. SOURCE IS KNOWN LOCALLY AS UPPER WADDINGTON SPRING.

15. Basis of Claim: Beneficial Use



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

September 13, 2002

DAN MCFADDAN
IRMA MCFADDAN
970 PIONEER RD
HAGERMAN ID 83332-5436

Re: SRBA Claim(s) 37-1241, 37-12802
Decreed Water Right 37-12803

Dear Mr. and Mrs. McFaddan:

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

Sincerely,

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

Trish Fawcett
Technical Records Specialist

Enc.

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

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

RECEIVED
AUG 16 2002
 Department of Water Resources
 Southern Region

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
37-12803	37-1241	☐			☐
	37-12802	☐			☐
		☐			☐
		☐			☐
		☐			☐

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) Valley Vintners Inc.
4. New Owner/Claimant(s) P. O. Box 2600, Sun Valley, ID 83353
- Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 970 Pioneer Road
- City, State and ZIP Code Hagerman, ID 83332 -54316
- New Telephone Number () 837-6649
5. Date you acquired the property August 15, 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)

Daniel H. McFaddan
Daniel H. McFaddan
Irma R. McFaddan
Irma R. McFaddan

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

For Office Use Only

Received by _____ Date _____ Fee _____
 Received by H. Watt Date _____ Receipt No. _____
 Processed by H. Watt AJ Date 9/13/02 WR _____ Date _____

QUIT CLAIM DEED

FOR VALUE RECEIVED

VALLEY VINTNERS, INC., AN IDAHO CORPORATION

GRANTOR

Hereby Convey, Release, Remise and Forever Quitclaim Unto

DANIEL H. MCFADDAN AND IRMA R. MCFADDAN, HUSBAND AND WIFE

GRANTEE

Whose address is 970 Pioneer Road, Hagerman, ID 83332

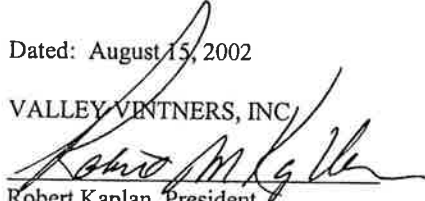
The following described premises, to-wit:

State of Idaho, Department of Water Resources Decreed Water Right #37-12803, SRBA Claim #37-1241 and SRBA Claim #37-12802.

Together with their appurtenances.

Dated: August 15, 2002

VALLEY VINTNERS, INC.


Robert Kaplan, President

State of IDAHO }
 } ss.
County of GOODING }

Instrument # 196497

GOODING, GOODING, IDAHO
2002-08-15 03:12:51 No. of Pages: 1

Recorded for : GOODING TITLE

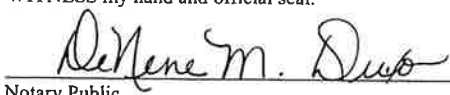
HELEN EDWARDS

Ex-Officio Recorder Deputy 

Fees: 3.00

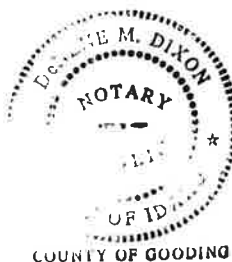
On this 15th day of August, 2002, before me, the undersigned, personally appeared ROBERT KAPLAN, known or identified to me to be the President of the corporation that executed the instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

WITNESS my hand and official seal.


Notary Public

Residing At: Wendell, ID

Commission Expires: 3-13-2004



CORPORATION WARRANTY DEED

For Value Received

VALLEY VINTNERS, INC.

a corporation duly organized and existing under the laws of the State of Idaho, does hereby Grant, Bargain, Sell, and Convey unto

DANIEL H. MCFADDAN AND IRMA R. MCFADDAN, HUSBAND AND WIFE

the grantee(s), whose current address is: 970 Pioneer Road, Hagerman, ID 83332

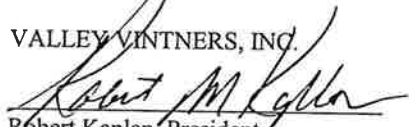
the following described real estate, situated in Gooding County, Idaho, to-wit:

SEE ATTACHED "EXHIBIT A"

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

IN WITNESS WHEREOF, The Grantor, pursuant to a resolution of its board of directors has caused its corporate name to be hereunto subscribed by its President this 15th day of August, 2002.

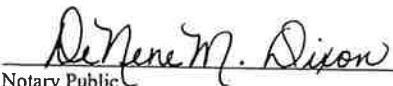
VALLEY VINTNERS, INC.


Robert Kaplan, President

State of Idaho }
 } ss.
County of Gooding }

On this 15th day of August, in the year 2002, before me, the undersigned, personally appeared ROBERT KAPLAN, known or identified to me to be the President of the corporation that executed the instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

WITNESS my hand and official seal.


Notary Public

Residing At: Wendell, ID

Commission Expires: 3-13-2004



COUNTY OF GOODING

Instrument # 196496

GOODING, GOODING, IDAHO

2002-08-15 03:12:08 No. of Pages: 2

Recorded for : GOODING TITLE

HELEN EDWARDS

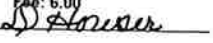
Ex-Officio Recorder Deputy 

EXHIBIT A
G020299

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

Section 27: That part of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ lying West of the State Highway

AND

That part of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ described as follows:

BEGINNING at a point which bears South 23°35' East 1,855 feet more or less from the Northwest corner of Section 27;
THENCE South 21°40' East 820 feet more or less;
THENCE South 35°40' East 218 feet more or less;
THENCE South 88°23' East 148 feet more or less to the East boundary line of said SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 27;
THENCE North 0°07' West 1,113 feet along the East boundary of said SW $\frac{1}{4}$ NW $\frac{1}{4}$;
THENCE South 73°45' West 602 feet more or less to the POINT OF BEGINNING.



August 15, 2002

Idaho Dept. of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301-3380

RECEIVED
AUG 16 2002
Department of Water Resources
Southern Region

RECEIVED
AUG 16 2002
Department of Water Resources
Southern Region

Re: #37-12803
#37-1241, #37-12802

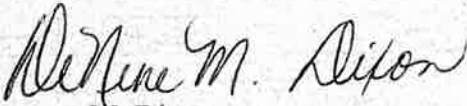
Dear Sir or Madame:

Enclosed please find a Notice of Change of Water Right Ownership to be filed with your office along with a copy of the recorded Corporation Deed and Quit Claim Deed.

Please feel free to contact our office if you have any questions.

Sincerely,

GOODING TITLE & ESCROW CO.


DeNene M. Dixon
Escrow Officer

/dmd
Encl.

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 37-12802
Date Received: 9/20/1988
Receipt No: S002314
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

VALLEY VINTNERS INC Phone:
PO BOX 539
HAGERMAN ID 83332

2. Date of Priority: 06/01/1914

3. Source: SPRING Trib. to: SNAKE RIVER

4. Point of Diversion:

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

5. Description of diverting works:

SPRING, OPEN DITCH, FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.8	
STOCKWATER	1/01	12/31	0.02	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06S	13E	27	SE	NW	IRRIGATION	10
			SE	NW	STOCKWATER	
					Section Acres	10
					Total Acres	10

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:

14. Remarks:

THIS AMOUNT OF WATER IS NEEDED TO IRRIGATE THE PROPERTY BECAUSE THE SOIL IS VERY SANDY. THE DITCH THAT TRANSPORTS THE WATER TO THE PROPERTY IS ALMOST LEVEL AND THE PROPERTY IS FLOOD IRRIGATED. SOURCE IS KNOWN LOCALLY AS UPPER WADDINGTON SPRING.

15. Basis of Claim: Beneficial Use



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

August 2, 2002

VALLEY VINTNERS INC
PO BOX 539
HAGERMAN ID 83332

Re: SRBA Claim(s) 37-1241, 37-12802
Decreed Water Right 37-12803

Dear Claimants:

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

Sincerely,

A handwritten signature in cursive script that reads "Trish Fawcett".

Trish Fawcett
Technical Records Specialist

Enc.

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

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

RECEIVED
 FEB 26 2002
 Department of Water Resources
 Southern Region

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
37-12803					
37-1241					
37-12802					

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) Michael Alvin Owsley & Kathleen Owsley
P. O. Box 539, Hagerman, ID 83332
4. New Owner/Claimant(s) Valley Vintners Inc.
 Name Connector (Check one): [] and, [] or, [] and/or
- New Mailing Address _____
- City, State and ZIP Code _____
- New Telephone Number () _____
5. Date you acquired the property February 22, 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) VALLEY WINNERS, INC.
(include title if applicable) *Rahut M. K. H.*

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 *[Signature]* Date 2/28/02 Fee 25.00
 Received by *[Signature]* Date 2/28/02 Receipt No. 30246212
 Processed by *[Signature]* AJ Date 2/28/02 WR _____ Date _____

QUIT CLAIM DEED

FOR VALUE RECEIVED

MICHAEL ALVIN OWSLEY AND KATHLEEN OWSLEY, HUSBAND AND WIFE

GRANTOR

Hereby Convey, Release, Remise and Forever Quitclaim Unto

VALLEY VINTNERS, INC.,

GRANTEE

Whose address is

The following described premises, to-wit:

State of Idaho, Department of Water Resources Water Right #37-12803, Water Right #37-1241 and Water Right #37-12802.

Together with their appurtenances.

Dated: February 21, 2002

Michael Alvin Owsley
Michael Alvin Owsley

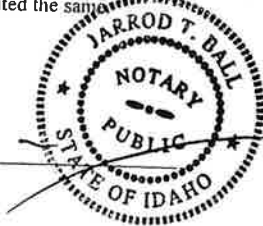
Kathleen Owsley
Kathleen Owsley

State of IDAHO }
 }ss.
County of Gooding }

On this 22nd day of February, 2002, before me, the undersigned, personally appeared MICHAEL ALVIN OWSLEY AND KATHLEEN OWSLEY, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

WITNESS my hand and official seal.

[Signature]
Notary Public
Residing At: Twin Falls, ID 83301
Commission Expires: 7-25-2002



Instrument # 194101
GOODING, GOODING, IDAHO
2002-02-22 05:01:24 No. of Pages: 1
Recorded for : GOODING TITLE
HELEN EDWARDS
Ex-Officio Recorder Deputy D. Houser Fee 3.00

Order No. G010462

WARRANTY DEED

For Value Received

MICHAEL ALVIN OWSLEY and KATHLEEN OWSLEY, Husband and Wife

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

VALLEY VINTNERS, INC.

the grantee(s), whose current address is

PO BOX 539 , HAGERMAN, ID 83330

the following described premises, to-wit:

See Attached Exhibit "A"

Instrument # 194100

GOODING, GOODING, IDAHO

2002-02-22 05:00:24 No. of Pages: 2

Recorded for : GOODING TITLE

HELEN EDWARDS

Ex-Officio Recorder Deputy Fee: 6.00

Penny Whitson

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

Dated: February 22, 2002

Michael Alvin Owsley
MICHAEL ALVIN OWSLEY

Kathleen Owsley
KATHLEEN OWSLEY

STATE OF IDAHO

: ss
COUNTY OF GOODING

On This 22nd day of February, in the year 2002, before me, a Notary Public in and for said State, personally appeared **MICHAEL ALVIN OWSLEY and KATHLEEN OWSLEY**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within Instrument, and acknowledged to me that he/she/they executed the same.

WITNESS my hand and official seal.

[Signature]
Notary Public of Idaho
Residing at Twin Falls, Idaho
Commission Expires: July 25, 2002



 **TITLE & ESCROW**
COMPANIES

EXHIBIT A
G010462

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

Section 27: That part of the SE¼NW¼ lying West of the State Highway

AND

That part of the SW¼NW¼ described as follows:

BEGINNING at a point which bears South 23°35' East 1,855 feet more or less from the Northwest corner of Section 27;

THENCE South 21°40' East 820 feet more or less;

THENCE South 35°40' East 218 feet more or less;

THENCE South 88°23' East 148 feet more or less to the East boundary line of said SW¼NW¼, Section 27;

THENCE North 0°07' West 1,113 feet along the East boundary of said SW¼NW¼;

THENCE South 73°45' West 602 feet more or less to the POINT OF BEGINNING.



February 25th, 2002

Idaho Dept of Water Resources
1341 Fillmore St., Suite 200
Twin Falls, ID 83301

RECEIVED
FEB 26 2002
Department of Water Resources
Southern Region

RE: Owsley/Valley Vintners

To Whom It May Concern:

Enclosed please find our check in the amount of \$25.00, representing transfer fees on the above referenced property.

Also enclosed is a copy of the Warranty Deed/Quitclaim Deed and an original Notice of Change in Water Right Ownership.

If you need anything further, please do not hesitate to call.

Sincerely,

A handwritten signature in black ink, appearing to read "Jarrod T. Ball". The signature is fluid and cursive, with a long horizontal stroke at the end.

Jarrod T. Ball

/enc.

G

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: A37-12802
Date Received: 8/26/1988
Receipt No: S002314
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MICHAEL A. OWSLEY 208-352-4334
Address: P.O. BOX 105
BLISS, ID 83314

AND
Name: KATHLEEN OWSLEY 208-352-4334
Address: P.O. BOX 105
BLISS, ID 83314

2. Date of Priority: JUN 01, 1914

3. Source: SPRING Trib. to: SNAKE RIVER

4. Point of Diversion:

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

5. Description of diverting works:
SPRING, OPEN DITCH, FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.020		
IRRIGATION	03/15	11/15	0.800		

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

8. Total consumptive use is 30.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/30 CATTLE, 2 HORSES

A37-12802

Page 1

Date: 02/06/89

MICROFILMED

FEB 26 1993

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06S	13E	27	SE	NW	STOCK	
			SE	NW	IRR	10.0
					Section Acres	10.0
					Total Acres	10.0

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:
NONE

14. Remarks:
THIS AMOUNT OF WATER IS NEEDED TO IRRIGATE THE PROPERTY BECAUSE THE SOIL IS VERY SANDY. THE DITCH THAT TRANSPORTS THE WATER TO THE PROPERTY IS ALMOST LEVEL AND THE PROPERTY IS FLOOD IRRIGATED. SOURCE IS KNOWN LOCALLY AS UPPER WADDINGTON SPRING.

15. Basis of Claim: BENEFICIAL USE

MICROFILMED
FEB 26 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 _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____
My Commission Expires _____

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: 39356

Ident. Number

A37-12802

Date Received

8-26-88

Receipt Number

5002314

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

AUG 26 1988

Department of Water Resources
Southern Region Office

Please type or print clearly

1. Name of Claimant (s) MICHAEL A. OWSLEY & KATHLEEN OWSLEY Phone (208) 352-4334Mailing Address P. O. Box #105, Bliss, Idaho Zip 833142. Date of Priority (Only one (1) per claim) June 1, 19143. Source of water supply (a) Upper Waddington Spring
which is tributary to (b) Snake River4. a. Location of existing point of diversion is: Township 6 South Range 13 East Section 27,
SE 1/4 of NW 1/4 of NW 1/4, Govt. Lot, B.M., County of Gooding

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. From the head of the Upper Waddington Spring,
the water is transported by open ditch in a Southerly direction to the subject property
where the water is used to irrigate by flood irrigation.

MICROFILMED

FEB 26 1993

Copies: White-State, Yellow-Claimant

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from Mar. 15 to Nov. 15 amount 0.8 or _____

For Stockwater purposes from Jan. 1 to Dec. 31 amount 0.02 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.8 (cfs) and/or (b) 40 (acre feet)

8. Total consumptive use claimed is 30 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) There are 20 to 30 calves, along with 2 horses, on the property at times.

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
6 S	13 E	27								S 10									10

Total number of acres irrigated 10 acres

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

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
_____ or None (X)

14. Remarks:
This amount of water is needed to irrigate the property because the soil is very sandy,
the ditch that transports the water to the property is almost level and the property
is flood irrigated.

MICROFILMED

FEB 26 1993

Last Name OWSLEY Ident No. _____

Copies: White -State; Yellow-Claimant

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

Scale: 2 inches equals 1 mile

TOWNSHIP 6 SOUTH, RANGE 13 EAST OF THE BOISE MERIDIAN



MICROFILMED

FEB 26 1993

Last Name OWSLEY Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments one (1)

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Michael A. Owsley Date 7-21-88

Kathleen Owsley Date 7-21-88

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

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

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
County of Gooding) SS.

Subscribed and sworn (or affirmed) before me this 21st day of July 19 88

SEAL

Notary Public Clyde Jensen

Residing at Hagerman, Idaho

My Commission Expires 5-10-91

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name OWSLEY Ident. Number _____

MICROFILMED

FEB 28 1993
Copies White-State, Yellow-Claimant

WARRANTY DEED

For Value Received

ROBERT R. REID and WAHNITA D. REID, husband and wife
the grantors , do hereby grant, bargain, sell and convey unto
MICHAEL ALVIN OWSLEY and KATHLEEN OWSLEY, husband and wife
the grantees , whose current address is

P. O. Box #105, Bliss, Idaho 83314

the following described premises, in Gooding County Idaho, to-wit:

Township 6 South, Range 13 East of the Boise Meridian
Section 27: That part of the SE $\frac{1}{4}$ NW $\frac{1}{4}$, lying West
of the State Highway, and

That part of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ described as
follows:

Beginning at a point which bears South
23° 35' East, 1855 feet more or less from the Northwest
corner of Section 27;
thence S 21° 40' E, 820 feet more or less;
thence S 35° 40' E, 218 feet more or less;
thence S 88° 23' E, 148 feet more or less,
to the East boundary line of said SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 27;
thence N 0° 07' W, 1113 feet along the East
boundary of said SW $\frac{1}{4}$ NW $\frac{1}{4}$;
thence S 73° 45' W, 602 feet more or less
to the Point of Beginning.

IN THE COUNTY OF GOODING, STATE OF IDAHO

TOGETHER with 26.7 miners inches of water with a priority of
1914 from Stoddard Creek Springs for irrigation purposes during
the irrigation season of March 15th to November 1st of each year
as per Court Decree of November 16, 1979, Case No. 17298, Gooding
County, Idaho and but not limited to 40 miners inches of irrigation
water in the Upper Waddington Spring.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees,
their heirs and assigns forever. And the Grantors do hereby covenant to and
with the said Grantee , that the y are the owner s in fee simple of said premises; that they are free from all
encumbrances

and that t he y will warrant and defend the same from all lawful claims whatsoever.

Dated: December 15, 1986

Robert R. Reid
ROBERT R. REID
Wahnita D. Reid
WAHNITA D. REID

CALIFORNIA
STATE OF ~~IDAHO~~ COUNTY OF *Stanislaus*
On this *15th* day of December 19 86,
before me, a notary public in and for said State, personally
appeared

ROBERT R. REID and WAHNITA D. REID,
husband and wife

known to me to be the person s whose name s are
subscribed to the within instrument, and acknowledged to me
that they executed the same.

OFFICIAL SEAL
RMEA BORGES

NOTARY PUBLIC - CALIFORNIA
STANISLAUS COUNTY
My Comm. Expires Feb. 17, 1990
Residing at *Stanislaus* California, IDAHO
Comm. Expires *2-17-1990*

Fees \$
Mail to:

FIRST AMERICAN TITLE COMPANY
'86 DEC 24 AM 10 07

125558

First American Title Company of Idaho

8/01/1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME OwsleyCLAIM IDENT. NO. A37-12802DATE RECEIVED 8-26-88CK # 8950AMOUNT \$ 146.003 Claims

YES

NO

1. Is the name and address complete with zip code? ✓2. Is priority date entered? ✓

Is the water use exempt from the Permit requirements, or if it is not exempt, has a Permit been approved or a License issued?

A Permit is required: (1) for groundwater developed after March 25, 1963 (except single family domestic and stockwater wells using less than 13,000 gpd), or (2) for surface water developed after May 20, 1971 (except for instream stockwater). USE CARE IF CLAIM IS RETURNED. REFER TO ADJUDICATION MEMOS # 1 (ADJ. CLAIMS/APPLICATIONS) AND # 9 (REJECTION OF CLAIMS). EXPLAIN IN COMMENTS. ✓

3. (a) Is a source entered? ✓(b) Is a tributary to entered? (if required) ✓4. Is the legal description of the p.d. complete? ✓5. Is there a description of the diverting works? ✓6. Are the water uses appropriate for the form? The short form limited domestic and stockwater. Instream stockwater must use long form. ✓Is the period of use included? ✓Is a quantity claimed for each use? ✓7. Is a total quantity claimed entered? ✓8. Is the consumptive use correct? ✓If required is a consumptive use entered? ✓9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, each household must file a separate claim. See Adjudication Memo # 4. ✓10. Is (are) the place(s) of use entered? ✓11. Is (are) the county(ies) entered? ✓12. Is the ownership of p.u. checked? ✓13. Are other water rights listed or "none" checked? ✓14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) ✓15. Is the basis of the claim checked? ✓16. Is the claim signed by the claimant? ✓
Is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?) ✓Has the claim been signed, sealed, and dated by a notary? ✓Is the fee enclosed correct? ✓If this claim is based on an existing water right, has the identification number been entered? N/A ✓Should this claim be receipted and data entered? ✓

MICROFILMED

Claim checked by: CT

FEB 26 1993

Comments: _____