

RECEIVED

APR 18 2008

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

DEPARTMENT OF WATER RESOURCES

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 IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
PD 36-2603C			PD 36-7130		
Permit 36-7757			Permit 36-8573		
PD 36-200			Permit 36-8094		
PD 36-2603D			Permit 36-15959		
Permit 36-8414					
PD 36-15378					

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 on file with the county Planning and Zoning or Recorder's Office).
- OR
- D. 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 or equivalent **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)

PRISTINE SPRINGS INC.
201 WARM CREEK ROAD
JEROME, ID 83338

4. New Owner/Claimant(s)

IDAHO WATER RESOURCE BOARD
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

322 E. FRONT ST., P.O. BOX 83720

City, State and ZIP Code

BOISE, ID 83720-0098

New Telephone Number

(208) 287-4800 Email: _____

5. Date you acquired the property

APRIL 4, 2008

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 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 (you may copy this page, if 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 will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		

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.

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

B. Patton, P.E., BUREAU CHIEF
 FOR THE IDAHO WATER RESOURCE BOARD
 (title if applicable)
 (title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by _____ Date _____
 Received by _____ Date _____
 Processed by _____ AJ Date _____

Receipt Amt. _____
 Receipt No. _____
 WR _____ Date _____

Instrument # 2081786

JEROME COUNTY, JEROME, IDAHO

4-4-2008 05:14:17 No. of Pages: 9

Recorded for: TWIN FALLS TITLE

MICHELLE EMERSON

Fee: 27.00

Ex-Officio Recorder Deputy

CBunch

Recording Requested By and
When Recorded Return to:

STATE OF IDAHO by and through the IDAHO WATER
RESOURCE BOARD,
322 East Front Street,
P.O. Box 83720,
Boise, ID 83720-0098

SPACE ABOVE THIS LINE FOR RECORDER'S USE ONLY

SPECIAL WARRANTY DEED

SPECIAL WARRANTY DEED made this 4th day of April, 2008,
between PRISTINE SPRINGS, INC., an Idaho corporation, with a current address of
201 Warm Creek Road, Jerome County, Idaho ("Grantor"), and the STATE OF IDAHO
by and through the IDAHO WATER RESOURCE BOARD, with a current address of 322
East Front Street, P.O. Box 83720, Boise, ID 83720-0098 ("Grantee").

FOR VALUE RECEIVED, Grantor does hereby grant, bargain, sell and convey
unto Grantee and its successors and assigns forever, all the following described real
property situated in the County of Jerome, State of Idaho, to-wit:

See Exhibit A attached hereto, incorporated herein, and by this
reference made a part hereof (the "Property").

TOGETHER WITH all and singular the tenements, hereditaments, and
appurtenances thereunto belonging or in anywise appertaining, the rents, issues and
profits thereof; and all estate, right, title and interest in and to the Property, as well in
law as in equity, except as expressly provided otherwise herein. The assignment,
transfer and quitclaim of water rights appurtenant to the Property, if any, are being
conveyed to Grantee by a separate quitclaim deed without warranty or representation
whatsoever by Grantor.

TO HAVE AND TO HOLD, all and singular the Property together with its
appurtenances unto Grantee, its successors and assigns forever.

Grantor makes no covenants or warranties with respect to title, express or
implied, other than that previous to the date of this instrument, Grantor has not
conveyed the same estate to any person other than Grantee and that such estate is at
the time of the execution of this instrument free from encumbrances done, made or
suffered by the Grantor, or any person claiming under Grantor, subject to any and all

SPECIAL WARRANTY DEED - 1

easements, restrictions, agreements and encumbrances of record or appearing on the land as of the date of this instrument.

IN WITNESS WHEREOF, this Special Warranty Deed has been duly executed by Grantor as of the day and year herein first above written.

PRISTINE SPRINGS, INC., an Idaho corporation

By: Wendell M. Starke
Wendell M. Starke, President

STATE OF Georgia)
County of Hall) ss.

On this 28th day of March, 2008, before me, Brenda J. Bahel, a Notary Public in and for said State, personally appeared Wendell M. Starke, known or identified to me to be the President of Pristine Springs, Inc., the corporation that executed the within instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

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

BRENDA J. BAHEL
NOTARY PUBLIC
Hall County
State of Georgia
My Comm. Expires July 13, 2009

Brenda J. Bahel
Notary Public for Hall County, GA
Residing at 4475 Hill Gate Ct, Gainesville, GA
My commission expires 07/13/2009

EXHIBIT "A"

PARCEL A:

TOWNSHIP 9 SOUTH, RANGE 17 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

THAT PART OF:

SECTION 19: LOT 13, NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$;

SECTION 20: LOTS 3 AND 4;

SECTION 29: LOTS 8, 9, 10, 11, 12, 13, 14, 15, 16, 17 AND 18;

SECTION 30: LOTS 8, 9, 13 AND 14;

ALL OF WHICH IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTH ONE-SIXTEENTH CORNER BETWEEN
SECTIONS 29 AND 30;

THENCE RUNNING SOUTH 71°48' EAST FOR 4,082.0 FEET TO A LARGE
LAVA BOULDER MARKED BY A CHISELED CROSS, SAID LAVA
BOULDER BEING THE REAL POINT OF BEGINNING;

THENCE ALONG THE WESTERLY BOUNDARY OF A TRACT OF LAND
OWNED BY PERCY GREEN AND HAROLD S. MILLER KNOWN AS THE
BLUE LAKES TROUT FARM PROPERTY ON THE FOLLOWING
COURSES:

SOUTH 59°18' WEST FOR 380.0 FEET;

THENCE SOUTH 48°30' EAST FOR 430.0 FEET;

THENCE SOUTH 35°45' EAST FOR 320.0 FEET;

THENCE SOUTH 22°41' WEST FOR 190.0 FEET;

THENCE SOUTH 11°37' WEST FOR 131.0 FEET MORE OR LESS, TO
THE MEAN HIGH WATER MARK OF THE RIGHT BANK OF THE SNAKE
RIVER;

THENCE RUNNING ALONG THE HIGH WATER MARK OF THE SNAKE
RIVER IN THE NORTHWESTERLY DIRECTION FOR 7,900.0 FEET, MORE
OR LESS;

THENCE IN A NORTHEASTERLY DIRECTION ALONG SAID HIGH
WATER LINE FOR 2,000.0 FEET, MORE OR LESS TO THE NORTHERLY
BOUNDARY OF LOT 13 OF SECTION 19;

THENCE EASTERLY ALONG SAID NORTHERLY BOUNDARY TO THE

NORTHEAST CORNER OF SAID LOT 13;
THENCE NORTHERLY ALONG THE WESTERLY BOUNDARY OF THE
NE $\frac{1}{4}$ SE $\frac{1}{4}$ TO THE INTERSECTION OF SAID WESTERLY BOUNDARY
AND THE TOP EDGE OF THE RIMROCK;
THENCE IN A SOUTHEASTERLY DIRECTION FOR 7,900.0 FEET, MORE
OR LESS, TO THE EASTERLY BOUNDARY OF LOTS 14 AND 18 OF
SECTION 29 EXTENDED;
THENCE SOUTHERLY ALONG SAID EASTERLY BOUNDARY TO THE
NORTHERLY BOUNDARY OF THE ABOVE DESCRIBED BLUE LAKES
TROUT FARM PROPERTY;
THENCE NORTH 44°30' WEST FOR 45.0 FEET, MORE OR LESS, TO THE
REAL POINT OF BEGINNING.

EXCEPTING THEREFROM THE SUNNYBROOK SUBDIVISION NO. 1 IN A
PART OF LOT 4 OF SECTION 20 AND IN A PART OF LOTS 9 AND 10 OF
SECTION 29.

AND EXCEPTING THEREFROM THE FOLLOWING DESCRIBED PARCEL
OF LAND:

LOTS 8, 9, 10, 11, 12, 14, 15, 18 AND 19 OF SECTION 29, TOWNSHIP 9
SOUTH, RANGE 17, EAST OF THE BOISE MERIDIAN, AND BEING MORE
PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTH ONE-SIXTEENTH CORNER BETWEEN
SECTIONS 29 AND 30;

THENCE RUNNING SOUTH 71°48' EAST FOR 4,082.0 FEET TO A LARGE
LAVA BOULDER MARKED BY A CHISELED CROSS, SAID LAVA
BOULDER BEING THE REAL POINT OF BEGINNING;

THENCE ALONG THE WESTERLY BOUNDARY OF A TRACT OF LAND
OWNED BY PERCY GREEN AND HAROLD S. MILLER KNOWN AS THE
BLUE LAKES TROUT FARM PROPERTY ON THE FOLLOWING
COURSES:

SOUTH 59°18' WEST FOR 380.0 FEET;

THENCE SOUTH 48°30' EAST FOR 430.0 FEET;

THENCE SOUTH 35°45' EAST FOR 320.0 FEET;

THENCE SOUTH 22°41' WEST FOR 190.0 FEET;

THENCE SOUTH 11°37' WEST FOR 131.0 FEET, MORE OR LESS, TO
THE MEAN HIGH WATER MARK OF THE RIGHT BANK OF THE SNAKE
RIVER;

THENCE RUNNING ALONG THE HIGH WATER MARK OF THE SNAKE
RIVER IN A NORTHWESTERLY DIRECTION FOR 1,690 FEET, MORE OR
LESS, TO THE WEST LINE OF LOT 18 OF SAID SECTION 29;

THENCE NORTH ALONG THE WEST LINE OF LOTS 18 AND 14 OF SAID
SECTION 29 FOR 1,480.0 FEET;

THENCE NORTH 54°00' WEST FOR 710.0 FEET, MORE OR LESS, TO
THE CENTERLINE OF A FORK IN AN EXISTING ROAD;

THENCE NORTHWESTERLY ALONG THE CENTERLINE OF THE NORTH
FORK OF SAID ROAD FOR 895 FEET;

THENCE SOUTH 85°00' WEST FOR 375.0 FEET;

THENCE NORTH 58°00' WEST FOR 440 FEET;

THENCE NORTH 85°00' WEST FOR 154.0 FEET, MORE OR LESS, TO
THE CENTERLINE OF A FORK IN AN EXISTING ROAD;
THENCE NORTHWESTERLY ALONG THE CENTERLINE OF THE WEST
FORK OF SAID ROAD FOR 1,786.0 FEET, MORE OR LESS, TO THE
WEST LINE OF LOT 10 OF SAID SECTION 29;
THENCE NORTH ALONG SAID WEST LINE FOR 175.00 FEET, MORE OR
LESS, TO THE NORTHWEST CORNER OF SAID SECTION 29, BEING A
UNITED STATES GEODETIC SURVEY BRASS CAP;
THENCE EAST ALONG THE NORTH LINE OF LOT 10 OF SAID SECTION
29 FOR 210.67 FEET TO THE NORTHWESTERLY BOUNDARY OF
SUNNYBROOK SUBDIVISION NO. 1;
THENCE SOUTH 32°57' WEST ALONG SAID NORTHWESTERLY
BOUNDARY FOR 44.10 FEET TO THE WESTERN MOST POINT OF SAID
SUBDIVISION;
THENCE SOUTHEASTERLY ALONG THE SOUTHWESTERLY
BOUNDARY OF SAID SUBDIVISION FOR THE FOLLOWING 18
COURSES AND DISTANCES:

SOUTH 51°20.4' EAST, 100.50 FEET;
SOUTH 71°52.6' EAST, 175.86 FEET;
SOUTH 54°34' EAST, 96.54 FEET;
SOUTH 24°53' EAST, 101.97 FEET;
SOUTH 51°21.6' EAST, 116.07 FEET;
SOUTH 47°33' EAST, 104.00 FEET;
SOUTH 38°33.4' EAST, 102.21 FEET;
SOUTH 65°54.3' EAST, 98.96 FEET;
SOUTH 37°13.5' EAST, 50.03 FEET;
SOUTH 55°43.9' EAST, 83.51 FEET;
NORTH 72°42' EAST, 100.00 FEET;
SOUTH 47°33' EAST, 10.00 FEET;
SOUTH 26°42' WEST, 85.00 FEET;
SOUTH 32°51.4' EAST, 118.04 FEET;
SOUTH 50°09.5' EAST 99.46 FEET;
SOUTH 64°51.7' EAST, 102.43 FEET;
SOUTH 49°00.4' EAST, 99.50 FEET;
NORTH 39°00' EAST, 40.0 FEET, MORE OR LESS, TO THE CENTERLINE
OF AN EXISTING ROAD;
THENCE EASTERLY ALONG THE CENTERLINE OF SAID ROAD FOR
560.0 FEET;
THENCE NORTH 54°37' EAST FOR 400.00 FEET;
THENCE SOUTH 44°00' EAST, 3,385.00 FEET, MORE OR LESS, TO THE
REAL POINT OF BEGINNING.

AND EXCEPTING THEREFROM A TRACT OF LAND LOCATED IN LOT 13
OF SECTION 19, TOWNSHIP 9 SOUTH, RANGE 17, EAST OF THE BOISE
MERIDIAN, DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF LOT 13 OF SAID
SECTION 19;
THENCE NORTH ALONG THE EAST LINE OF SAID LOT 13 FOR 310.0
FEET;

THENCE WEST AND PARALLEL TO THE SOUTH LINE OF SAID LOT 13 FOR 69.0 FEET TO THE REAL POINT OF BEGINNING;
THENCE CONTINUING WEST AND PARALLEL TO THE SOUTH LINE OF SAID LOT 13 FOR 865.5 FEET, MORE OR LESS, TO THE MEAN HIGH WATER MARK OF THE RIGHT BANK OF THE SNAKE RIVER;
THENCE RUNNING ALONG THE HIGH WATER MARK OF THE SNAKE RIVER IN THE NORTHEASTERLY DIRECTION FOR 1,950.6 FEET, MORE OR LESS, TO THE NORTH LINE OF LOT 13 OF SAID SECTION 19;
THENCE EAST ALONG THE NORTH LINE OF SAID LOT 13 FOR 335.8 FEET, MORE OR LESS, TO A POINT 69.0 FEET WEST OF THE EAST LINE OF SAID LOT 13;
THENCE SOUTH 69.0 FEET WEST OF AND PARALLEL TO THE EAST LINE OF SAID LOT 13, 1,010.0 FEET, MORE OR LESS, TO THE REAL POINT OF BEGINNING.

AND EXCEPTING THEREFROM THE FOLLOWING DESCRIBED PARCEL OF LAND:

COMMENCING AT THE NORTHWEST CORNER OF GOVERNMENT LOT 16 OF SECTION 29, WHICH IS MARKED BY A G.L.O. BRASS CAP;
THENCE SOUTH 71°48' EAST FOR A DISTANCE OF 4,082.0 FEET (RECORDED) (4,078.76 FEET MEASURED) TO A CHISELED CROSS IN A LARGE LAVA BOULDER;
THENCE ALONG THE WESTERLY BOUNDARY OF THE BLUE LAKES TROUT FARM ON THE FOLLOWING COURSES:

SOUTH 59°18' WEST, 380.0 FEET;
SOUTH 48°30' EAST, 430.0 FEET;
SOUTH 35°45' EAST, 20.0 FEET TO THE TRUE POINT OF BEGINNING;
THENCE CONTINUING SOUTH 35°45' EAST FOR A DISTANCE OF 300.0 FEET;
THENCE SOUTH 22°41' WEST FOR A DISTANCE OF 190.0 FEET;
THENCE SOUTH 11°37' WEST FOR DISTANCE OF 131.0 FEET TO THE MEAN HIGH WATER OF THE SNAKE RIVER;
THENCE LEAVING THE WESTERLY BOUNDARY OF THE BLUE LAKES TROUT FARM AND ALONG THE MEAN HIGH WATER OF THE SNAKE RIVER ON THE FOLLOWING COURSES:

SOUTH 51°31'23" WEST, 18.13 FEET;
SOUTH 75°44'55" WEST, 132.14 FEET;
NORTH 79°22'50" WEST, 35.54 FEET;
NORTH 73°32'15" WEST, 68.09 FEET;
NORTH 70°12'42" WEST, 10.00 FEET;
THENCE LEAVING THE MEAN HIGH WATER OF THE SNAKE RIVER, NORTH 17°25'30" EAST FOR A DISTANCE OF 588.69 FEET TO THE TRUE POINT OF BEGINNING.

PARCEL B:

TOWNSHIP 9 SOUTH, RANGE 17, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Stewart Title Guaranty

EXHIBIT "A" - Page 4 of 7

ALTA Commitment - (6/17/06)

SECTION 29: A TRACT OF LAND LOCATED IN LOTS 8, 9, 10, 11, 12, 14, 15, 18 AND 19, DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTH ONE-SIXTEENTH CORNER BETWEEN SECTIONS 29 AND 30;

THENCE RUNNING SOUTH 71°48' EAST FOR 4,082.0 FEET TO A LARGE LAVA BOULDER MARKED BY A CHISELED CROSS, SAID LAVA BOULDER BEING THE REAL POINT OF BEGINNING;
THENCE ALONG THE WESTERLY BOUNDARY OF A TRACT OF LAND OWNED BY PERCY GREEN AND HAROLD S. MILLER KNOWN AS THE BLUE LAKES TROUT FARM PROPERTY ON THE FOLLOWING COURSES:

SOUTH 59°18' WEST FOR 380.0 FEET;

THENCE SOUTH 48°30' EAST FOR 430.0 FEET;

THENCE SOUTH 35°45' EAST FOR 320.0 FEET;

THENCE SOUTH 22°41' WEST FOR 190.0 FEET;

THENCE SOUTH 11°37' WEST FOR 131.0 FEET, MORE OR LESS, TO THE MEAN HIGH WATER MARK OF THE RIGHT BANK OF THE SNAKE RIVER;

THENCE RUNNING ALONG THE HIGH WATER MARK OF THE SNAKE RIVER IN THE NORTHWESTERLY DIRECTION FOR 1690 FEET, MORE OR LESS, TO THE WEST LINE OF LOT 18 OF SAID SECTION 29;

THENCE NORTH ALONG THE WEST LINE OF LOTS 18 AND 14 OF SAID SECTION 29 FOR 1,480.0 FEET;

THENCE NORTH 54°00' WEST FOR 710.0 FEET, MORE OR LESS, TO THE CENTERLINE OF A FORK IN AN EXISTING ROAD;

THENCE NORTHWESTERLY ALONG THE CENTERLINE OF THE NORTH FORK OF SAID ROAD FOR 695 FEET;

THENCE SOUTH 85°00' WEST FOR 375.0 FEET;

THENCE NORTH 58°00' WEST FOR 440 FEET;

THENCE NORTH 85°00' WEST FOR 154.0 FEET, MORE OR LESS, TO THE CENTERLINE OF A FORK IN AN EXISTING ROAD;

THENCE NORTHWESTERLY ALONG THE CENTERLINE OF THE WEST FORK OF SAID ROAD FOR 1,786.0 FEET, MORE OR LESS, TO THE WEST LINE OF LOT 10 OF SAID SECTION 29;

THENCE NORTH ALONG SAID WEST LINE FOR 175.00 FEET, MORE OR LESS, TO THE NORTHWEST CORNER OF SAID SECTION 29, BEING A UNITED STATES GEODETIC SURVEY BRASS CAP;

THENCE EAST ALONG THE NORTH LINE OF LOT 10 OF SAID SECTION 29 FOR 210.67 FEET TO THE NORTHWESTERLY BOUNDARY OF SUNNYBROOK SUBDIVISION NO. 1;

THENCE SOUTH 32°57' WEST ALONG SAID NORTHWESTERLY BOUNDARY FOR 44.10 FEET TO THE WESTERN MOST POINT OF SAID SUBDIVISION;

THENCE SOUTHEASTERLY ALONG THE SOUTHWESTERLY BOUNDARY OF SAID SUBDIVISION FOR THE FOLLOWING 18 COURSES AND DISTANCES:

SOUTH 51°20.4' EAST, 100.50 FEET;

SOUTH 71°52.6' EAST, 175.86 FEET;

SOUTH 54°34' EAST, 96.54 FEET;
SOUTH 24°53' EAST, 101.97 FEET;
SOUTH 51°21.6' EAST, 116.07 FEET;
SOUTH 47°33' EAST, 104.00 FEET;
SOUTH 38°33.4' EAST, 102.21 FEET;
SOUTH 65°54.3' EAST, 98.96 FEET;
SOUTH 37°13.5' EAST, 50.03 FEET;
SOUTH 55°43.9' EAST, 83.51 FEET;
NORTH 77°42' EAST, 100.00 FEET;
SOUTH 47°33' EAST, 10.00 FEET;
SOUTH 26°42' WEST, 85.00 FEET;
SOUTH 32°51.4' EAST, 118.04 FEET;
SOUTH 50°09.5' EAST, 99.46 FEET;
SOUTH 64°51.7' EAST, 102.43 FEET;
SOUTH 49°00.4' EAST, 99.50 FEET;
NORTH 39°00' EAST, 40.0 FEET, MORE OR LESS, TO THE CENTERLINE
OF AN EXISTING ROAD;
THENCE EASTERLY ALONG THE CENTERLINE OF SAID ROAD FOR
560.0 FEET;
THENCE NORTH 54°37' EAST FOR 400.00 FEET;
THENCE SOUTH 44°00' EAST 3,385.00 FEET, MORE OR LESS, TO THE
REAL POINT OF BEGINNING.

TOWNSHIP 9 SOUTH, RANGE 17 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

SECTION 19: A TRACT OF LAND LOCATED IN LOT 13, DESCRIBED AS
FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF LOT 13 OF SAID
SECTION 19;

THENCE NORTH ALONG THE EAST LINE OF SAID LOT 13 FOR 310.0
FEET;

THENCE WEST AND PARALLEL TO THE SOUTH LINE OF SAID LOT 13
FOR 69.0 FEET TO THE REAL POINT OF BEGINNING;

THENCE CONTINUING WEST AND PARALLEL TO THE SOUTH LINE OF
SAID LOT 13 FOR 865.5 FEET, MORE OR LESS, TO THE MEAN HIGH
WATER MARK OF THE RIGHT BANK OF THE SNAKE RIVER;

THENCE RUNNING ALONG THE HIGH WATER MARK OF THE SNAKE
RIVER IN THE NORTHEASTERLY DIRECTION FOR 1950.6 FEET, MORE
OR LESS, TO THE NORTH LINE OF LOT 13 OF SAID SECTION 19;

THENCE EAST ALONG THE NORTH LINE OF SAID LOT 13 FOR 335.8
FEET, MORE OR LESS, TO A POINT 69.0 FEET WEST OF THE EAST
LINE OF SAID LOT 13;

THENCE SOUTH 69.0 FEET WEST OF AND PARALLEL TO THE EAST
LINE OF SAID LOT 13, 1010.0 FEET, MORE OR LESS, TO THE REAL
POINT OF BEGINNING.

TOGETHER WITH A 50 FOOT WIDE DITCH AND ACCESS ROAD
EASEMENT THROUGH LOTS 19, 18, 17, 15 AND 16 OF SECTION 29,

LOTS 13, 8, AND 9 OF SECTION 30, LOT 13 AND THE SE $\frac{1}{4}$ SE $\frac{1}{4}$ OF SECTION 19, ALL IN TOWNSHIP 9 SOUTH RANGE 17, EAST OF THE BOISE MERIDIAN, SAID EASEMENT BEING 20 FEET ON THE SOUTH SIDE AND 30 FEET ON THE NORTH SIDE OF THE EXISTING CENTERLINE.

TOGETHER WITH A 50 FOOT WIDE DITCH AND ACCESS ROAD EASEMENT THROUGH LOT 10 OF SECTION 29, LOT 8 OF SECTION 30, THE SE $\frac{1}{4}$ SE $\frac{1}{4}$ AND LOT 13 OF SECTION 19, ALL IN TOWNSHIP 9 SOUTH, RANGE 17, EAST OF THE BOISE MERIDIAN, SAID EASEMENT BEING 20 FEET ON THE SOUTH SIDE AND 30 FEET ON THE NORTH SIDE OF THE EXISTING CENTERLINE.

TOGETHER WITH THE RIGHT OF INGRESS AND EGRESS OVER AND ACROSS ALL EXISTING ROADWAYS LEADING TO AND FROM THE ABOVE TRACTS OF LAND.

THE ABOVE DESCRIBED TRACTS OF LAND ARE BASED ON THE DEPENDENT RESURVEY OF SECTIONS 19, 20, 28, 29, 30 AND 33 OF TOWNSHIP 9 SOUTH, RANGE 17, EAST OF THE BOISE MERIDIAN, AS APPROVED APRIL 17, 1918 BY THE SURVEYOR GENERAL AND A SUPPLEMENTAL PLAT OF SECTIONS 28, 29 AND 30 APPROVED AUGUST 16, 1923; ALSO BASED ON A SURVEY PLAT OF SUNNYBROOK SUBDIVISION NO. 1 AS FILED WITH THE OFFICE OF CLERK AND RECORDER, JEROME COUNTY, IDAHO

PARCEL C:

LOTS 1, 2, 3, 4, 5, 6, 7, 8, 9, 10 AND 11 IN BLOCK 1 AND LOTS 1, 2, 3, 4, 5, 6, 7, 8 AND 9 IN BLOCK 2, AND LOTS 1, 2, 3, 4, 5, IN BLOCK 3 OF SUNNYBROOK SUBDIVISION NO. 1, JEROME COUNTY AS SHOWN OF RECORD BY PLAT FILED SEPTEMBER 14, 1965 UNDER INSTRUMENT NUMBER 165247, JEROME COUNTY RECORDS.

Stewart Title Guaranty

EXHIBIT "A" - Page 7 of 7

ALTA Commitment - (6/17/06)

Recording Requested By and
When Recorded Return to:

STATE OF IDAHO by and through the IDAHO WATER
RESOURCE BOARD,
322 East Front Street,
P.O. Box 83720,
Boise, ID 83720-0098

Instrument # 2081787

JEROME COUNTY, JEROME, IDAHO

4-4-2008 05:16:29 No. of Pages: 9

Recorded for : TWIN FALLS TITLE

MICHELLE EMERSON

Fes: 27.00

Ex-Officio Recorder Deputy

SPACE ABOVE THIS LINE FOR RECORDER'S USE ONLY

**ASSIGNMENT AND QUITCLAIM DEED
(WATER RIGHTS)**

PRISTINE SPRINGS, INC., an Idaho corporation, hereinafter referred to as "Grantor," for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, does hereby assign, transfer, release and forever quitclaim unto the STATE OF IDAHO by and through the IDAHO WATER RESOURCE BOARD, with a current address of 322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098, hereinafter referred to as "Grantee," and to Grantee's successors and assigns, any and all right, title and interest Grantor may own or may hereafter acquire in and to all water rights, including but not limited to the water rights described in the attached Exhibit B, appurtenant to the real property or held as a water permit, described in Exhibit A attached hereto and by reference made a part hereof. This conveyance is made without any warranty or representation whatsoever by Grantor.

IN WITNESS WHEREOF, Grantor has hereunto set Grantor's hand this 28th day of March, 2008.

PRISTINE SPRINGS, INC., an Idaho corporation

By: Wendell M. Starke
Wendell M. Starke, President

STATE OF GA)
County of Hall) ss.

On this 28th day of March, 2008, before me, Brenda J. Bahel, a Notary Public in and for said State, personally appeared Wendell M. Starke, known or identified to me to be the President of Pristine Springs, Inc., the corporation that executed the within instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

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

BRENDA J. BAHREL
NOTARY PUBLIC
Hall County
State of Georgia
My Comm. Expires July 13, 2009

Brenda J. Bahel
Notary Public for Hall County, GA
Residing at 1495 Hill Gate Court, Gainesville, GA 30506
My commission expires 07/13/2009

ASSIGNMENT AND QUITCLAIM DEED (WATER RIGHTS).

44020.0001.1185778.4

EXHIBIT "A"

PARCEL A:

TOWNSHIP 9 SOUTH, RANGE 17 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

THAT PART OF:

SECTION 19: LOT 13, NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$;

SECTION 20: LOTS 3 AND 4;

SECTION 29: LOTS 8, 9, 10, 11, 12, 13, 14, 15, 16, 17 AND 18;

SECTION 30: LOTS 8, 9, 13 AND 14;

ALL OF WHICH IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTH ONE-SIXTEENTH CORNER BETWEEN
SECTIONS 29 AND 30;

THENCE RUNNING SOUTH 71°48' EAST FOR 4,082.0 FEET TO A LARGE
LAVA BOULDER MARKED BY A CHISELED CROSS, SAID LAVA
BOULDER BEING THE REAL POINT OF BEGINNING;

THENCE ALONG THE WESTERLY BOUNDARY OF A TRACT OF LAND
OWNED BY PERCY GREEN AND HAROLD S. MILLER KNOWN AS THE
BLUE LAKES TROUT FARM PROPERTY ON THE FOLLOWING
COURSES:

SOUTH 59°18' WEST FOR 380.0 FEET;

THENCE SOUTH 48°30' EAST FOR 430.0 FEET;

THENCE SOUTH 35°45' EAST FOR 320.0 FEET;

THENCE SOUTH 22°41' WEST FOR 190.0 FEET;

THENCE SOUTH 11°37' WEST FOR 131.0 FEET MORE OR LESS, TO
THE MEAN HIGH WATER MARK OF THE RIGHT BANK OF THE SNAKE
RIVER;

THENCE RUNNING ALONG THE HIGH WATER MARK OF THE SNAKE
RIVER IN THE NORTHWESTERLY DIRECTION FOR 7,900.0 FEET, MORE
OR LESS;

THENCE IN A NORTHEASTERLY DIRECTION ALONG SAID HIGH
WATER LINE FOR 2,000.0 FEET, MORE OR LESS TO THE NORTHERLY
BOUNDARY OF LOT 13 OF SECTION 19;

THENCE EASTERLY ALONG SAID NORTHERLY BOUNDARY TO THE

NORTHEAST CORNER OF SAID LOT 13;
THENCE NORTHERLY ALONG THE WESTERLY BOUNDARY OF THE NE $\frac{1}{4}$ SE $\frac{1}{4}$ TO THE INTERSECTION OF SAID WESTERLY BOUNDARY AND THE TOP EDGE OF THE RIMROCK;
THENCE IN A SOUTHEASTERLY DIRECTION FOR 7,900.0 FEET, MORE OR LESS, TO THE EASTERLY BOUNDARY OF LOTS 14 AND 18 OF SECTION 29 EXTENDED;
THENCE SOUTHERLY ALONG SAID EASTERLY BOUNDARY TO THE NORTHERLY BOUNDARY OF THE ABOVE DESCRIBED BLUE LAKES TROUT FARM PROPERTY;
THENCE NORTH 44°30' WEST FOR 45.0 FEET, MORE OR LESS, TO THE REAL POINT OF BEGINNING.

EXCEPTING THEREFROM THE SUNNYBROOK SUBDIVISION NO. 1 IN A PART OF LOT 4 OF SECTION 20 AND IN A PART OF LOTS 9 AND 10 OF SECTION 29.

AND EXCEPTING THEREFROM THE FOLLOWING DESCRIBED PARCEL OF LAND:

LOTS 8, 9, 10, 11, 12, 14, 15, 18 AND 19 OF SECTION 29, TOWNSHIP 9 SOUTH, RANGE 17, EAST OF THE BOISE MERIDIAN, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTH ONE-SIXTEENTH CORNER BETWEEN SECTIONS 29 AND 30;

THENCE RUNNING SOUTH 71°48' EAST FOR 4,082.0 FEET TO A LARGE LAVA BOULDER MARKED BY A CHISELED CROSS, SAID LAVA BOULDER BEING THE REAL POINT OF BEGINNING;

THENCE ALONG THE WESTERLY BOUNDARY OF A TRACT OF LAND OWNED BY PERCY GREEN AND HAROLD S. MILLER KNOWN AS THE BLUE LAKES TROUT FARM PROPERTY ON THE FOLLOWING COURSES:

SOUTH 59°18' WEST FOR 380.0 FEET;

THENCE SOUTH 48°30' EAST FOR 430.0 FEET;

THENCE SOUTH 35°45' EAST FOR 320.0 FEET;

THENCE SOUTH 22°41' WEST FOR 190.0 FEET;

THENCE SOUTH 11°37' WEST FOR 131.0 FEET, MORE OR LESS, TO THE MEAN HIGH WATER MARK OF THE RIGHT BANK OF THE SNAKE RIVER;

THENCE RUNNING ALONG THE HIGH WATER MARK OF THE SNAKE RIVER IN A NORTHWESTERLY DIRECTION FOR 1,690 FEET, MORE OR LESS, TO THE WEST LINE OF LOT 18 OF SAID SECTION 29;

THENCE NORTH ALONG THE WEST LINE OF LOTS 18 AND 14 OF SAID SECTION 29 FOR 1,480.0 FEET;

THENCE NORTH 54°00' WEST FOR 710.0 FEET, MORE OR LESS, TO THE CENTERLINE OF A FORK IN AN EXISTING ROAD;

THENCE NORTHWESTERLY ALONG THE CENTERLINE OF THE NORTH FORK OF SAID ROAD FOR 695 FEET;

THENCE SOUTH 85°00' WEST FOR 375.0 FEET;

THENCE NORTH 58°00' WEST FOR 440 FEET;

THENCE NORTH 85°00' WEST FOR 154.0 FEET, MORE OR LESS, TO
THE CENTERLINE OF A FORK IN AN EXISTING ROAD;
THENCE NORTHWESTERLY ALONG THE CENTERLINE OF THE WEST
FORK OF SAID ROAD FOR 1,786.0 FEET, MORE OR LESS, TO THE
WEST LINE OF LOT 10 OF SAID SECTION 29;
THENCE NORTH ALONG SAID WEST LINE FOR 175.00 FEET, MORE OR
LESS, TO THE NORTHWEST CORNER OF SAID SECTION 29, BEING A
UNITED STATES GEODETIC SURVEY BRASS CAP;
THENCE EAST ALONG THE NORTH LINE OF LOT 10 OF SAID SECTION
29 FOR 210.67 FEET TO THE NORTHWESTERLY BOUNDARY OF
SUNNYBROOK SUBDIVISION NO. 1;
THENCE SOUTH 32°57' WEST ALONG SAID NORTHWESTERLY
BOUNDARY FOR 44.10 FEET TO THE WESTERN MOST POINT OF SAID
SUBDIVISION;
THENCE SOUTHEASTERLY ALONG THE SOUTHWESTERLY
BOUNDARY OF SAID SUBDIVISION FOR THE FOLLOWING 18
COURSES AND DISTANCES:

SOUTH 51°20.4' EAST, 100.50 FEET;
SOUTH 71°52.6' EAST, 175.86 FEET;
SOUTH 54°34' EAST, 96.54 FEET;
SOUTH 24°53' EAST, 101.97 FEET;
SOUTH 51°21.6' EAST, 116.07 FEET;
SOUTH 47°33' EAST, 104.00 FEET;
SOUTH 38°33.4' EAST, 102.21 FEET;
SOUTH 65°54.3' EAST, 98.96 FEET;
SOUTH 37°13.5' EAST, 50.03 FEET;
SOUTH 55°43.9' EAST, 83.51 FEET;
NORTH 72°42' EAST, 100.00 FEET;
SOUTH 47°33' EAST, 10.00 FEET;
SOUTH 26°42' WEST, 85.00 FEET;
SOUTH 32°51.4' EAST, 118.04 FEET;
SOUTH 50°09.5' EAST 99.46 FEET;
SOUTH 64°51.7' EAST, 102.43 FEET;
SOUTH 49°00.4' EAST, 99.50 FEET;
NORTH 39°00' EAST, 40.0 FEET, MORE OR LESS, TO THE CENTERLINE
OF AN EXISTING ROAD;
THENCE EASTERLY ALONG THE CENTERLINE OF SAID ROAD FOR
560.0 FEET;
THENCE NORTH 54°37' EAST FOR 400.00 FEET;
THENCE SOUTH 44°00' EAST, 3,385.00 FEET, MORE OR LESS, TO THE
REAL POINT OF BEGINNING.

AND EXCEPTING THEREFROM A TRACT OF LAND LOCATED IN LOT 13
OF SECTION 19, TOWNSHIP 9 SOUTH, RANGE 17, EAST OF THE BOISE
MERIDIAN, DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF LOT 13 OF SAID
SECTION 19;
THENCE NORTH ALONG THE EAST LINE OF SAID LOT 13 FOR 310.0
FEET;

THENCE WEST AND PARALLEL TO THE SOUTH LINE OF SAID LOT 13 FOR 69.0 FEET TO THE REAL POINT OF BEGINNING;
THENCE CONTINUING WEST AND PARALLEL TO THE SOUTH LINE OF SAID LOT 13 FOR 865.5 FEET, MORE OR LESS, TO THE MEAN HIGH WATER MARK OF THE RIGHT BANK OF THE SNAKE RIVER;
THENCE RUNNING ALONG THE HIGH WATER MARK OF THE SNAKE RIVER IN THE NORTHEASTERLY DIRECTION FOR 1,950.6 FEET, MORE OR LESS, TO THE NORTH LINE OF LOT 13 OF SAID SECTION 19;
THENCE EAST ALONG THE NORTH LINE OF SAID LOT 13 FOR 335.8 FEET, MORE OR LESS, TO A POINT 69.0 FEET WEST OF THE EAST LINE OF SAID LOT 13;
THENCE SOUTH 69.0 FEET WEST OF AND PARALLEL TO THE EAST LINE OF SAID LOT 13, 1,010.0 FEET, MORE OR LESS, TO THE REAL POINT OF BEGINNING.

AND EXCEPTING THEREFROM THE FOLLOWING DESCRIBED PARCEL OF LAND:

COMMENCING AT THE NORTHWEST CORNER OF GOVERNMENT LOT 16 OF SECTION 29, WHICH IS MARKED BY A G.L.O. BRASS CAP;
THENCE SOUTH 71°48' EAST FOR A DISTANCE OF 4,082.0 FEET (RECORDED) (4,078.76 FEET MEASURED) TO A CHISELED CROSS IN A LARGE LAVA BOULDER;
THENCE ALONG THE WESTERLY BOUNDARY OF THE BLUE LAKES TROUT FARM ON THE FOLLOWING COURSES:

SOUTH 59°18' WEST, 380.0 FEET;
SOUTH 48°30' EAST, 430.0 FEET;
SOUTH 35°45' EAST, 20.0 FEET TO THE TRUE POINT OF BEGINNING;
THENCE CONTINUING SOUTH 35°45' EAST FOR A DISTANCE OF 300.0 FEET;
THENCE SOUTH 22°41' WEST FOR A DISTANCE OF 190.0 FEET;
THENCE SOUTH 11°37' WEST FOR DISTANCE OF 131.0 FEET TO THE MEAN HIGH WATER OF THE SNAKE RIVER;
THENCE LEAVING THE WESTERLY BOUNDARY OF THE BLUE LAKES TROUT FARM AND ALONG THE MEAN HIGH WATER OF THE SNAKE RIVER ON THE FOLLOWING COURSES:

SOUTH 51°31'23" WEST, 18.13 FEET;
SOUTH 75°44'55" WEST, 132.14 FEET;
NORTH 79°22'50" WEST, 35.54 FEET;
NORTH 73°32'15" WEST, 68.09 FEET;
NORTH 70°12'42" WEST, 10.00 FEET;
THENCE LEAVING THE MEAN HIGH WATER OF THE SNAKE RIVER, NORTH 17°25'30" EAST FOR A DISTANCE OF 588.69 FEET TO THE TRUE POINT OF BEGINNING.

PARCEL B:

TOWNSHIP 9 SOUTH, RANGE 17, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

SECTION 29: A TRACT OF LAND LOCATED IN LOTS 8, 9, 10, 11, 12, 14, 15, 18 AND 19, DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTH ONE-SIXTEENTH CORNER BETWEEN SECTIONS 29 AND 30;
THENCE RUNNING SOUTH 71°48' EAST FOR 4,082.0 FEET TO A LARGE LAVA BOULDER MARKED BY A CHISELED CROSS, SAID LAVA BOULDER BEING THE REAL POINT OF BEGINNING;
THENCE ALONG THE WESTERLY BOUNDARY OF A TRACT OF LAND OWNED BY PERCY GREEN AND HAROLD S. MILLER KNOWN AS THE BLUE LAKES TROUT FARM PROPERTY ON THE FOLLOWING COURSES:

SOUTH 59°18' WEST FOR 380.0 FEET;
THENCE SOUTH 48°30' EAST FOR 430.0 FEET;
THENCE SOUTH 35°45' EAST FOR 320.0 FEET;
THENCE SOUTH 22°41' WEST FOR 190.0 FEET;
THENCE SOUTH 11°37' WEST FOR 131.0 FEET, MORE OR LESS, TO THE MEAN HIGH WATER MARK OF THE RIGHT BANK OF THE SNAKE RIVER;
THENCE RUNNING ALONG THE HIGH WATER MARK OF THE SNAKE RIVER IN THE NORTHWESTERLY DIRECTION FOR 1690 FEET, MORE OR LESS, TO THE WEST LINE OF LOT 18 OF SAID SECTION 29;
THENCE NORTH ALONG THE WEST LINE OF LOTS 18 AND 14 OF SAID SECTION 29 FOR 1,480.0 FEET;
THENCE NORTH 54°00' WEST FOR 710.0 FEET, MORE OR LESS, TO THE CENTERLINE OF A FORK IN AN EXISTING ROAD;
THENCE NORTHWESTERLY ALONG THE CENTERLINE OF THE NORTH FORK OF SAID ROAD FOR 695 FEET;
THENCE SOUTH 85°00' WEST FOR 375.0 FEET;
THENCE NORTH 58°00' WEST FOR 440 FEET;
THENCE NORTH 85°00' WEST FOR 154.0 FEET, MORE OR LESS, TO THE CENTERLINE OF A FORK IN AN EXISTING ROAD;
THENCE NORTHWESTERLY ALONG THE CENTERLINE OF THE WEST FORK OF SAID ROAD FOR 1,786.0 FEET, MORE OR LESS, TO THE WEST LINE OF LOT 10 OF SAID SECTION 29;
THENCE NORTH ALONG SAID WEST LINE FOR 175.00 FEET, MORE OR LESS, TO THE NORTHWEST CORNER OF SAID SECTION 29, BEING A UNITED STATES GEODETIC SURVEY BRASS CAP;
THENCE EAST ALONG THE NORTH LINE OF LOT 10 OF SAID SECTION 29 FOR 210.67 FEET TO THE NORTHWESTERLY BOUNDARY OF SUNNYBROOK SUBDIVISION NO. 1;
THENCE SOUTH 32°57' WEST ALONG SAID NORTHWESTERLY BOUNDARY FOR 44.10 FEET TO THE WESTERN MOST POINT OF SAID SUBDIVISION;
THENCE SOUTHEASTERLY ALONG THE SOUTHWESTERLY BOUNDARY OF SAID SUBDIVISION FOR THE FOLLOWING 18 COURSES AND DISTANCES:

SOUTH 51°20.4' EAST, 100.50 FEET;
SOUTH 71°52.6' EAST, 175.86 FEET;

SOUTH 54°34' EAST, 96.54 FEET;
SOUTH 24°53' EAST, 101.97 FEET;
SOUTH 51°21.6' EAST, 116.07 FEET;
SOUTH 47°33' EAST, 104.00 FEET;
SOUTH 38°33.4' EAST, 102.21 FEET;
SOUTH 65°54.3' EAST, 98.96 FEET;
SOUTH 37°13.5' EAST, 50.03 FEET;
SOUTH 55°43.9' EAST, 83.51 FEET;
NORTH 77°42' EAST, 100.00 FEET;
SOUTH 47°33' EAST, 10.00 FEET;
SOUTH 26°42' WEST, 85.00 FEET;
SOUTH 32°51.4' EAST, 118.04 FEET;
SOUTH 50°09.5' EAST, 99.46 FEET;
SOUTH 64°51.7' EAST, 102.43 FEET;
SOUTH 49°00.4' EAST, 99.50 FEET;
NORTH 39°00' EAST, 40.0 FEET, MORE OR LESS, TO THE CENTERLINE
OF AN EXISTING ROAD;
THENCE EASTERLY ALONG THE CENTERLINE OF SAID ROAD FOR
560.0 FEET;
THENCE NORTH 54°37' EAST FOR 400.00 FEET;
THENCE SOUTH 44°00' EAST 3,385.00 FEET, MORE OR LESS, TO THE
REAL POINT OF BEGINNING.

TOWNSHIP 9 SOUTH, RANGE 17 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

SECTION 19: A TRACT OF LAND LOCATED IN LOT 13, DESCRIBED AS
FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF LOT 13 OF SAID
SECTION 19;
THENCE NORTH ALONG THE EAST LINE OF SAID LOT 13 FOR 310.0
FEET;
THENCE WEST AND PARALLEL TO THE SOUTH LINE OF SAID LOT 13
FOR 69.0 FEET TO THE REAL POINT OF BEGINNING;
THENCE CONTINUING WEST AND PARALLEL TO THE SOUTH LINE OF
SAID LOT 13 FOR 865.5 FEET, MORE OR LESS, TO THE MEAN HIGH
WATER MARK OF THE RIGHT BANK OF THE SNAKE RIVER;
THENCE RUNNING ALONG THE HIGH WATER MARK OF THE SNAKE
RIVER IN THE NORTHEASTERLY DIRECTION FOR 1950.6 FEET, MORE
OR LESS, TO THE NORTH LINE OF LOT 13 OF SAID SECTION 19;
THENCE EAST ALONG THE NORTH LINE OF SAID LOT 13 FOR 335.8
FEET, MORE OR LESS, TO A POINT 69.0 FEET WEST OF THE EAST
LINE OF SAID LOT 13;

THENCE SOUTH 69.0 FEET WEST OF AND PARALLEL TO THE EAST
LINE OF SAID LOT 13, 1010.0 FEET, MORE OR LESS, TO THE REAL
POINT OF BEGINNING.

TOGETHER WITH A 50 FOOT WIDE DITCH AND ACCESS ROAD
EASEMENT THROUGH LOTS 19, 18, 17, 15 AND 16 OF SECTION 29,

LOTS 13, 8, AND 9 OF SECTION 30, LOT 13 AND THE SE $\frac{1}{4}$ SE $\frac{1}{4}$ OF SECTION 19, ALL IN TOWNSHIP 9 SOUTH RANGE 17, EAST OF THE BOISE MERIDIAN, SAID EASEMENT BEING 20 FEET ON THE SOUTH SIDE AND 30 FEET ON THE NORTH SIDE OF THE EXISTING CENTERLINE.

TOGETHER WITH A 50 FOOT WIDE DITCH AND ACCESS ROAD EASEMENT THROUGH LOT 10 OF SECTION 29, LOT 8 OF SECTION 30, THE SE $\frac{1}{4}$ SE $\frac{1}{4}$ AND LOT 13 OF SECTION 19, ALL IN TOWNSHIP 9 SOUTH, RANGE 17, EAST OF THE BOISE MERIDIAN, SAID EASEMENT BEING 20 FEET ON THE SOUTH SIDE AND 30 FEET ON THE NORTH SIDE OF THE EXISTING CENTERLINE.

TOGETHER WITH THE RIGHT OF INGRESS AND EGRESS OVER AND ACROSS ALL EXISTING ROADWAYS LEADING TO AND FROM THE ABOVE TRACTS OF LAND.

THE ABOVE DESCRIBED TRACTS OF LAND ARE BASED ON THE DEPENDENT RESURVEY OF SECTIONS 19, 20, 28, 29, 30 AND 33 OF TOWNSHIP 9 SOUTH, RANGE 17, EAST OF THE BOISE MERIDIAN, AS APPROVED APRIL 17, 1918 BY THE SURVEYOR GENERAL AND A SUPPLEMENTAL PLAT OF SECTIONS 28, 29 AND 30 APPROVED AUGUST 16, 1923; ALSO BASED ON A SURVEY PLAT OF SUNNYBROOK SUBDIVISION NO. 1 AS FILED WITH THE OFFICE OF CLERK AND RECORDER, JEROME COUNTY, IDAHO

PARCEL C:

LOTS 1, 2, 3, 4, 5, 6, 7, 8, 9, 10 AND 11 IN BLOCK 1 AND LOTS 1, 2, 3, 4, 5, 6, 7, 8 AND 9 IN BLOCK 2, AND LOTS 1, 2, 3, 4, 5, IN BLOCK 3 OF SUNNYBROOK SUBDIVISION NO. 1, JEROME COUNTY AS SHOWN OF RECORD BY PLAT FILED SEPTEMBER 14, 1965 UNDER INSTRUMENT NUMBER 165247, JEROME COUNTY RECORDS.

EXHIBIT B

PRISTINE SPRINGS WATER RIGHTS

From Alpheus Creek/Blue Lakes

36-2603C	Alpheus Cr.	25.3 cfs	Decree	1970	Fish Propagation
36-7757	Alphues Cr. thru Blue Lakes Trout (re-use)	215 cfs	Permit	1977	Fish Propagation

From Sunnybrook Springs/Warm Creek

36-200	Sunnybrook Sp. & Warm Cr.	40 cfs	Decree	1970	Fish Propagation
36-2603D	Sunnybrook Sp.	1.9 cfs	Decree	1963	Fish Propagation
36-8414	Sunnybrook Sp.	20 cfs	Permit	1989	Fish Propagation

Storage on Warm Creek

36-15378	Warm Creek	748 AFA	Decree	1970	Water quality improvement storage & aesthetics storage
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From Ground Water

36-7130	Ground water (geothermal)	4.5 cfs	Decree	1970	Fish Propagation
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From Wastewater

36-8573	Wastewater (re-use of fish production water)	4 cfs	Permit	1990	Water quality improvement (used for Irrigation of 200 acres to land apply waste as part of nutrient management plan)
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Power rights

36-8094	Ground water (geothermal flowing well)	7 cfs	Permit	1982	Power – rides on top of other use for the water which is limited to 4.5 cfs.
36-15959	Warm Cr.	240.3 cfs	Permit	2001	Power

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: **A36-02603B** ^{02603CD}

Date Received: 3/13/1990

Receipt No: S011518

Received By: _____

address change JK

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

1. Name: PRISTINE SPRINGS INC
Address: 201 WARM CREEK ROAD
JEROME ID

208-736-1684

83338

2. Date of Priority: APR 17, 1964

3. Source: SUNNY BROOK SPRINGS
ALPHEUS CREEK

Trib. to: WARM CREEK
SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09S	17E	28	NW	SW	SW	14	JEROME
		29	SE	NE	NW	9	JEROME

5. Description of diverting works:
CONCRETE FLUME IN ALPHEUS CREEK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
FISH PROPAGATION	01/01	12/31	27.200		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

FISH PROPAGATION; AESTHETIC; HUNTING

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
09S	17E	29	NW	NE	11	FISH	
			SW	NE	9	FISH	

MICROFILMED

OCT 18 1994

Pristine Springs, Inc.

201 Warm Creek Road 4350 North 2850 East
Jerome, ID 83338 Twin Falls, ID 83301

(208) 736-1684

FAX (208) 736-1695



RECEIVED

JUL 29 1993

Department of Water Resources
Southern Region Office

*Please make a note of
our new address.*

ID Dept. of Water Resources

222 Shoshone St. E.

Twin Falls, ID

83301

MICROFILMED

OCT 18 1994

SD-0601-2 Last Name: PRISTINE SPRINGS

STATE

First Name	Water Right No.	Priority Date	Source	Total Diversion	Use Code Desc
PRISTINE SPRINGS INC					
O	36-02603B	04/17/1964	SUNNY BROOK	27.200	19 FISH
			ALPHEUS CRE		
			SPLIT RIGHT		
C	A36-15218	07/02/1971	GROUNDWATER	4.500	55 DIV S
					52 AES
C	A36-15378	09/30/1970	WARM CREEK	748.000	53 AES S
					32 WAQ S
C	36-02040	07/18/1927	BRIGGS CREE	10.000	19 FISH
C	36-02607	11/27/1964	BRIGGS CREE	60.000	19 FISH
C	A36-00200	09/30/1970	WARM CREEK	40.000	19 FISH
			SUNNY BROOK		
C	A36-02603B	04/17/1964	SUNNY BROOK	27.200	19 FISH
			ALPHEUS CRE		
C	A36-07130	05/06/1970	GROUNDWATER	4.500	19 FISH
C	A36-15336	01/01/1956	WASTE WATER	100.000	19 FISH

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MICROFILMED

OCT 18 1994

SD-0601-2 Last Name: PRISTINE SPRINGS

S E L	First Name	O W N	Water Right No.	Priority Date	Source	Total Diversion	Use Code Desc	STATE
PRISTINE SPRINGS INC								
	C	36-00200	✓	09/30/1970	WARM CREEK SUNNY BROOK SPRING	40.000	19 FISH	
	C	36-02603C	✓	04/17/1964	ALPHEUS CRE	25.300	19 FISH	
	C	36-07130	✓	05/06/1970	GROUNDWATER	4.500	19 FISH	
	C	36-15218	✓	07/02/1971	GROUNDWATER	4.500	55 DIV S	
	C	36-15336	✓	01/01/1956	WASTE WATER	100.000	52 AES	
							19 FISH	

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(GOLD7=This Query)

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MICROFILMED
OCT 18 1994

SD-0601-2 Last Name: PRISTINE SPRINGS

STATE

S	First	O	Water	Priority		Total	Use
E	Name	N	Right No.	Date	Source	Diversion	Code Desc
L							
-	PRISTINE SPRINGS INC						
-		C	A36-02040 ✓	07/18/1927	BRIGGS SPRI	10.000	19 FISH
-		C	A36-02607 ✓	11/27/1964	BRIGGS SPRI	60.000	19 FISH
-		C	A36-15180 ✓	04/19/1929	BRIGGS SPRI	8.000	01 IRR
-							43 DOMEST
-		C	A36-02039 ✓	07/18/1927	BRIGGS SPRI	0.470	04 STOCK
-							01 IRR
-		C	36-02603D ✓	04/17/1964	SUNNY BROOK	1.900	43 DOMEST
-		C	36-15378 ✓	09/30/1970	WARM CREEK	748.000	19 FISH
-							53 AES S
-		C	36-02039 ✓	07/18/1927	BRIGGS CREE	0.470	32 WAQ S
-							01 IRR
-		C	36-15180 ✓	04/19/1929	BRIGGS SPRI	4.990	43 DOMEST
-					BRIGGS CREE		01 IRR
-							43 DOMEST
-							04 STOCK

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MICROFILMED
OCT 18 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-Aug-1993

PRISTINE SPRINGS, INC
201 WARM CREEK ROAD
JEROME ID 83338

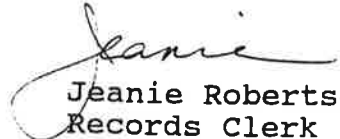
RE: Snake River Basin Adjudication (SRBA)
Notices of Claim #36-00200, 36-02039, 36-02040, 36-02603C,
36-02603D, 36-02607, 36-07130, 36-15180,
36-15218, 36-15336, 36-15378
Change in Address

Dear Claimant:

Thank you for notifying us of your change in address of the water rights referenced above. SRBA Judge Hurlbutt issued an Order June 17, 1993 requiring claimants like yourself identified in a Director's Report to use Standard Form 3 for change in address.

I have enclosed Standard Form 3 for your use. Please contact us or the Court (208/736-3011) if you have any questions.

Sincerely,


Jeanie Robertson
Records Clerk

Enclosures:
Standard Form 3 (11)

cc: Josephine P. Beeman
DAVIS WRIGHT & TREMAINE

MICROFILMED

OCT 18 1994

Standard Form 3 shall not operate to excuse compliance with the statutory requirements of I.C. § 42-1409(7) where a water right recommendation is not before the court.

As used in this form, the term "prior claimant/seller" means any person who, pursuant to I.C. § 42-1409(2), (3) and (6), filed a notice of claim asserting the right to the use of water or on whose behalf the right to the use of water was asserted. "New claimant/purchaser" means any successor in interest of a "prior claimant/seller," whether the interest is acquired by purchase, gift, inheritance or other means.

A *Consent to Substitution of Party (Substitution)* must be signed by the prior claimant/seller and the new claimant/purchaser. The *Substitution* shall be filed by the new claimant/purchaser.

Check either the *Change in Address* or *Consent to Substitution of Party* box and fill in the requested information. A party may copy or reproduce the standard form. The text of the form must be on the front and back of each page, exactly as it appears here.

Follow the instructions on the form or the court will not accept it for filing. The Verification and the Certificate of Mailing must be completed.

The standard form may be obtained from the Idaho Department of Water Resources and the court. You must provide a copy of this form to each party, or to their legal counsel, in any subcase in which you are a party.

☒ CHANGE IN ADDRESS

My name is Pristine Springs Inc.
36-00200 36-02039 36-02040 36-02603C 36-15218
I am the claimant of 36-02603D 36-02607 36-07130 36-15180 36-15336
(Insert each water right number) 36-15378

I have filed an objection/response to the following water right(s) _____
(Insert each water right number)

My new mailing address is 201 Warm Creek Road
Jerome Idaho 83338

My phone number is: Work 208 736-1684 ~~Home~~ 208 736-1606

MICROFILMED

OCT 18 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

30-Sep-1993

PRISTINE SPRINGS INC
201 WARM CREEK ROAD
JEROME ID 83338

RE: Snake River Basin Adjudication (SRBA)
Change in Address

Notice of Claim # 36-00200, 36-02039, 36-02040, 36-02603C,
36-02603D, 36-02607, 36-07130, 36-15180,
36-15218, 36-15336, 36-15378

Dear Claimant:

Thank you for notifying us of your change in address of the water rights referenced above. We have changed the Department's records accordingly.

If you have any questions, please feel free to contact this office.

Sincerely,


Jeanie Robertson
Records Clerk

MICROFILMED
OCT 18 1994

Water Right Number - 36-02603C Prefix Translation: WATER RIGHT Old (D) Number - 32030

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

*** A - ATTORNEY ***
BEEMAN

JOSEPHINE P

1 - DAVIS WRIGHT TREMAINE
2 - 702 WEST IDAHO ST SUITE 700
3 -
City- BOISE State- ID Zip- 83702
Phone - 208-338-8233*** C - CURRENT OWNER ***
PRISTINE SPRINGS INC1 - 201 WARM CREEK ROAD
2 -
3 -
City- JEROME State- ID Zip- 83338
Phone - 208-736-1684*** O - ORIGINAL OWNER ***
PROFESSIONAL INVESTORS LIFE INSURANCE CO1 - PO BOX 2888
2 -
3 -
City- TULSA State- OK Zip- 74101
Phone - 918-665-8280+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
04/17/1964 17 SOUTHERN L - LICENSE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
ALPHEUS CREEK SNAKE RIVER+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County
09S 17E 28 NE SW SW 14 (53) JEROME+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
19 - FISH PROPAGATION 01/01 12/31 25.300+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
25.300 0.0+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
09S 17E 29 SW NE 14 19 FISH PROPAGATION (53) JEROME

Total Acres:

+ - - Diversion Means - CONCRETE FLUME IN ALPHEUS CREEK

+ - - Non-Irrigation Use - FISH PROPAGATION, COMMERCIAL HATCHERY

MICROFILMED
OCT 18 1994

Court Report Filing	- 11/02/1992	Field Inspection Made	- 06/11/1992	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	- 03/13/1990	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S011518	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	- B

MICROFILMED
OCT 18 1994

Water Right Number - 36-02603D Prefix Translation: WATER RIGHT Old (D) Number - 32030

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

*** A - ATTORNEY ***
BEEMAN

JOSEPHINE P

1 - DAVIS WRIGHT TREMAINE
2 - 702 WEST IDAHO ST SUITE 700
3 -
City- BOISE State- ID Zip- 83702
Phone - 208-338-8233*** C - CURRENT OWNER ***
PRISTINE SPRINGS INC1 - 201 WARM CREEK ROAD
2 -
3 -
City- JEROME State- ID Zip- 83338
Phone - 208-736-1684*** O - ORIGINAL OWNER ***
PROFESSIONAL INVESTORS LIFE INSURANCE CO1 - PO BOX 2888
2 -
3 -
City- TULSA State- OK Zip- 74101
Phone - 918-665-8280+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
04/17/1964 17 SOUTHERN L - LICENSE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
SUNNY BROOK SPRINGS WARM CREEK+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County
09S 17E 29 NE NE NW 9 (53) JEROME+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
19 - FISH PROPAGATION 01/01 12/31 1.900+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
1.900 0.0+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
09S 17E 19 NE NW 9 19 FISH PROPAGATION (53) JEROME

Total Acres:

+ - - Diversion Means - PIPELINE AT SPRING TO HATCHERY

+ - - Non-Irrigation Use - FISH PROPAGATION, COMMERCIAL HATCHERY BUILDING

MICROFILMED
OCT 18 1994

Court Report Filing	- 11/02/1992	Field Inspection Made	- 06/11/1992	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	- 03/13/1990	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S011518	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-

MICROFILMED
OCT 18 1994

Water right number - 36-02603D

Prefix Translation: WATER RIGHT

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

Notice of Error Flag - C

MICROFILMED
OCT 18 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.

RECEIVED

AUG 20 1991

CIVIL CASE NUMBER: 39576

Ident. Number: A36-02603B

Date Received: 3/13/1990

Receipt No: S011518

Received By:

AMENDED see 8/20/91

Department of Water Resources
Southern Region Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PRISTINE SPRINGS, INC.
Address: 4074 N 2000 E
FILER, ID

208-326-5687

83328

2. Date of Priority: APR 17, 1964

3. Source: SUNNY BROOK SPRINGS
ALPHEUS CREEK

Trib. to: WARM CREEK
SNAKE RIVER.

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09S	17E	28	NW	SW	SW	14	JEROME
		29	SE	NE	NW	9	JEROME

5. Description of diverting works:
CONCRETE FLUME IN ALPHEUS CREEK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
FISH PROPAGATION	01/01	12/31	27.200		

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
FISH PROPAGATION; AESTHETIC; HUNTING

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
09S	17E	29	NW	NE	11	FISH	
			SW	NE	9	FISH	

A36-02603B

Page 1

Date: 08/02/91

MICROFILMED

JAN 28 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
09S	17E	29	NE NW	14	FISH	

11. Place of use in counties: JEROME

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

13. Other Water Rights Used:
A36-07130, PERMIT 36-08414 (03/07/1989)

14. Remarks:
LIC. INCORRECTLY DESCRIBES P/D AS LOTS 10 & 14, S29, T9S.
LIC. INCORRECTLY DESCRIBES P/U AS LOTS 9,11&14, S29, T9S, R17E.

15. Basis of Claim: LICENSE

Water Right Number: 32030

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: _____

For Organizations:

I do solemnly swear or affirm that I am Executive Vice President of Pristine Springs, Inc. Title, that I have signed the foregoing Organization document in the space below as Executive Vice President of Title Pristine Springs, Inc. and that the statements contained in the foregoing document are true and correct.

Rick Eggleston
Signature of Authorized Agent
Rick Eggleston
Executive Vice President
Title and Organization
Pristine Springs, Inc.
8/19/91
Date

State of Idaho

County of Twin Falls

) SS.
)

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

of August 19 91

Mike Hamish
Notary Public

Seal

Residing at Boise Idaho

My Commission Expires 9/96

17. Notice of Appearance:

Notice is hereby given that I, Josephine P. Beeman will be
Print Name

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

Josephine P. Beeman
Josephine P. Beeman

Address

DAVIS WRIGHT TREMAINE

Date

702 West Idaho, Suite 700, Boise, ID 83702

15 August 1991

DAVIS WRIGHT TREMAINE

LAW OFFICES

702 WEST IDAHO STREET • SUITE 700 • BOISE, IDAHO 83702
(208) 338-8200

JOSEPHINE BEEMAN
(208) 338-8233

August 19, 1991

Allen Merritt
Adjudication Supervisor
Idaho Department of Water Resources
Southern Region
222 Shoshone Street East
Twin Falls, Idaho 83301

Re: Basin 36 SRBA Claims For Pristine Springs: A36-00200, A36-00200, A36-02603B, A36-07130, A36-15218

Dear Allen:

Accompanying this letter are the SRBA claims for Pristine Springs, an Idaho Corporation which purchased a fish propagation facility in basin 36 on June 14, 1991.

At the time of purchase, three SRBA claims had already been filed for the property: A36-0020, A36-02603B, and A36-07130. These claims were timely filed on March 13, 1990 and March 26, 1990, during the first round service in basin 36. Change in ownership papers were filed for these claims on behalf of Pristine Springs. The claims are submitted today in 'amended' form to show that Davis Wright Tremaine is counsel for Pristine Springs in the adjudication.

A review of the three existing claims revealed an aesthetic use for A36-07130 with no point of diversion or place of use. The existing license for water right 36-7130 did not include aesthetics as a use.

To correctly claim the aesthetic use, a new claim A36-15218 is submitted today with an accompanying fee of \$500 (\$50 for the flat fee and \$450 for the aesthetic use). A request for extension of time to file A36-15218 explains the recent purchase and the discovery of the problem with the aesthetic claim. An affidavit from Rick Eggleston accompanying A36-15218 supports historic use of the aesthetic lake on the property.

MICROFILMED

JAN 28 1993

Fax: (208) 338-8299

ANCHORAGE, ALASKA • BELLEVUE, WASHINGTON • LOS ANGELES, CALIFORNIA • PORTLAND, OREGON
RICHLAND, WASHINGTON • SEATTLE, WASHINGTON • WASHINGTON, D.C.

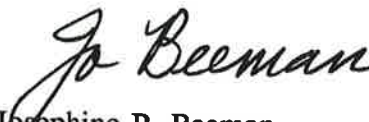
Davis Wright Tremaine

Allen Merritt
August 19, 1991
Page 2

Please do not hesitate to call me at (208) 338-8233 with any questions regarding these claims. I appreciate your help during our recent review of water use on the Pristine Springs' property.

Sincerely,

DAVIS WRIGHT TREMAINE



Josephine P. Beeman

JPB:md
Enclosure

cc: Wendell M. Starke
Rick Eggleston

MICROFILMED

JAN 28 1993

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: A36-02603B
Date Received: 3/13/1990
Receipt No: S011518
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PROFESSIONAL INVESTORS LIFE INSURANCE CO 918-665-8280
Address: P.O. BOX 2888
TULSA, OK 74101

2. Date of Priority: APR 17, 1964

3. Source: SUNNYBROOK SPRING Trib. to: SNAKE RIVER
ALPHEUS CREEK SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09S	17E	28	NW	SW	SW	14	JEROME
		29	SE	NE	NW	9	JEROME

5. Description of diverting works:
CONCRETE FLUME IN ALPHEUS CREEK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
FISH PROPAGATION	01/01	12/31	27.200		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
H/FISH PROPAGATION J/AESTHETIC R/HUNTING

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
09S	17E	29	NW	NE	11	FISH	

A36-02603B

Page 1

Date: 03/13/90

MICROFILMED
JAN 28 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	17E	29	SW	NE	9	FISH	
			NE	NW	14	FISH	

11. Place of use in counties: JEROME

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

13. Other Water Rights Used:

A36-07130, PERMIT 36-08414 (03/07/1989)

14. Remarks:

LIC. INCORRECTLY DESCRIBES P/D AS LOTS 10 & 14, S29, T9S.

LIC. INCORRECTLY DESCRIBES P/U AS LOTS 9,11&14, S29, T9S, R17E.

|

DWR NOTE

THIS WR CLAIMED AND PAID TWICE; FIRST CLAIMANT HAS FILED FOR
RELINQUISHMENT AND REFUND ON S011424.

15. Basis of Claim: LICENSE

Water Right Number: 32030

MICROFILMED

JAN 28 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 Organizations:

I do solemnly swear or affirm that I am _____ of
_____, that I have signed the foregoing
_____, that I have signed the foregoing
document in the space below as _____ of
_____ and that the statements contained in the
_____ foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

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 _____

MICROFILMED
JAN 28 1993

27' 30"

00 L

07

08

27' 30"

09

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P.U.

P.D.

P.U.

P.D.

R. 17 E.

T. 9 S.

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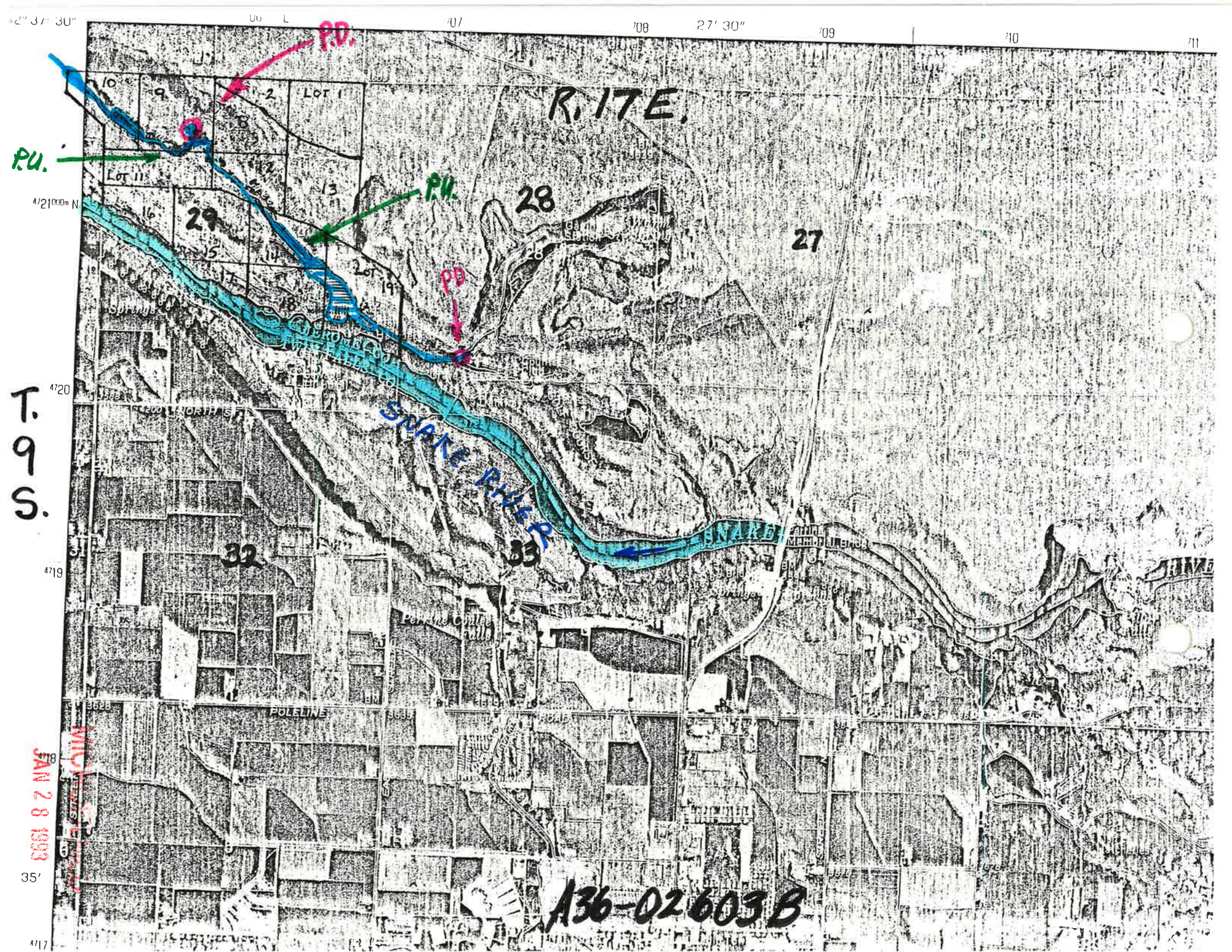
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JAN 28 1993

35'

4717

A36-02603B



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: A36-02603B
Date Received: 2/13/1990
Receipt No: 5011518
Received By: 3 CL

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PROFESSIONAL INVESTORS LIFE INSURANCE CO 918-665-8280
Address: P.O. BOX 2888
TULSA, OK 74101

2. Date of Priority: APR 17, 1964

3. Source: SUNNYBROOK SPRING Trib. to: SNAKE RIVER
ALPHEUS CREEK SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09S	17E	28	NW	SW	SW	14	JEROME
		29	NW	NE	NW	9	JEROME

5. Description of diverting works:
CONCRETE FLUME IN ALPHEUS CREEK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
FISH PROPAGATION	01/01	12/31	27.200		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
H/ FISH PROPAGATION, J/ AESTHETIC, R/ HUNTING

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	17E	29	NW	NE	11	FISH	

A36-02603B

Page 1

Date: 02/13/90

MICROFILMED
JAN 28 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 Organizations:

I do solemnly swear or affirm that I am REAL ESTATE AGENT Consultant of
Title
PROF INU LIFE INS CO, that I have signed the foregoing
Organization
document in the space below as REAL ESTATE AGENT Consultant of
Title
PROF INU LIFE INS CO and that the statements contained in the
Organization
foregoing document are true and correct.

[Signature]
Signature of Authorized Agent
REAL ESTATE AGENT - PUBLIC
Title and Organization

FEB 20 1990
Date

State of OKLAHOMA)
County of TULSA) SS.

Subscribed and sworn (or affirmed) before me this 8 day

of March 19 90

Pamela Britt
Notary Public

Seal

Residing at Tulsa Oklahoma
My Commission Expires 3-23-90

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	17E	29	SW	NE	9	FISH	
			NE	NW	14	FISH	

11. Place of use in counties: JEROME

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

13. Other Water Rights Used:

A36-07757, A36-07130, PERMIT 36-08414 (03/07/1989)

14. Remarks:

LIC. INCORRECTLY DESCRIBES P/D AS LOTS 10 & 14, S29, T9S.

LIC. INCORRECTLY DESCRIBES P/U AS LOTS 9,11&14, S29, T9S, R17E.

15. Basis of Claim: LICENSE

Water Right Number: 32030



GEOLOGICAL SURVEY

114° 30' 30"

706000m E

707

708

27' 30"

709

21000m N

4720

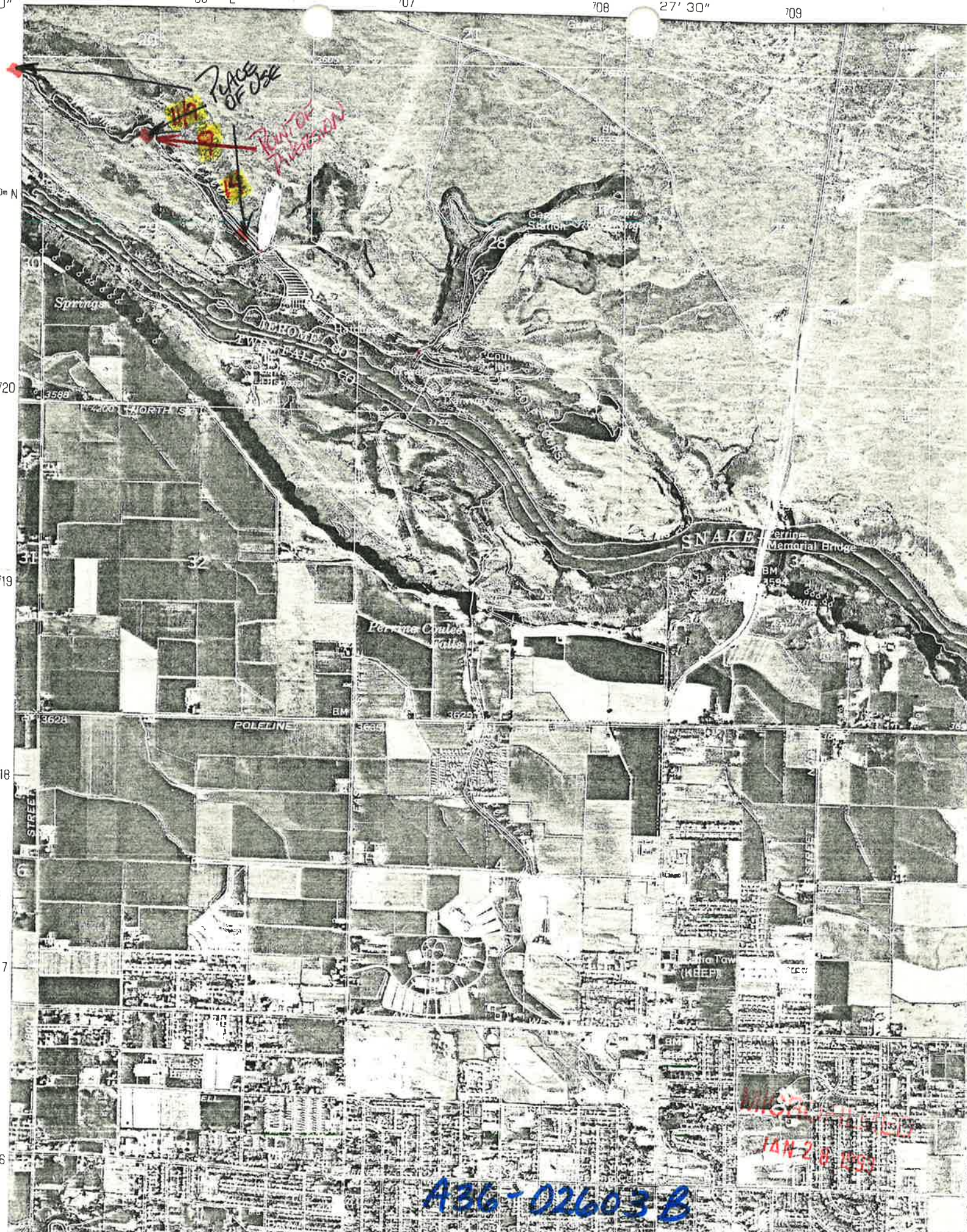
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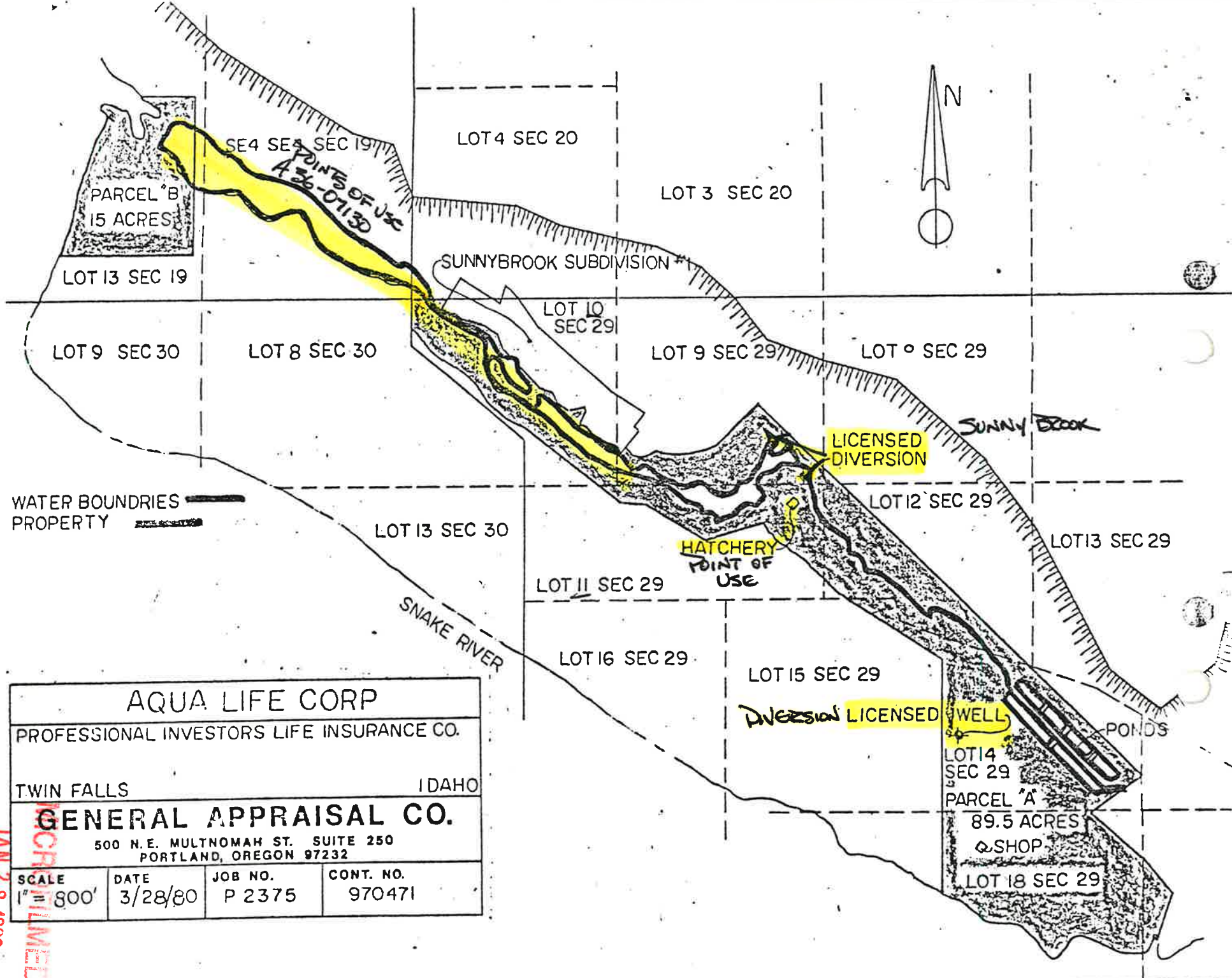


A36-02603B

1 JAN 28 1951

A36-026036

JAN 28 1993



AQUA LIFE CORP			
PROFESSIONAL INVESTORS LIFE INSURANCE CO.			
TWIN FALLS		IDAHO	
GENERAL APPRAISAL CO.			
500 N.E. MULTNOMAH ST. SUITE 250 PORTLAND, OREGON 97232			
SCALE 1" = 800'	DATE 3/28/80	JOB NO. P 2375	CONT. NO. 970471

WITHDRAWN

VIA RELEASE/WIS/MENT

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: A36-02603B
Date Received: 3/06/1990
Receipt No: S011424 *Refunded*
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RONALD C. YANKE 208-342-8901
Address: P.O. BOX 5405
ATTN: RICHARD HEATON
BOISE, ID 83705

2. Date of Priority: APR 17, 1964

3. Source: SUNNYBROOK SPRING Trib. to: SNAKE RIVER
ALPHEUS CREEK SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09S	17E	28	NW	SW	SW	14	JEROME
		29	SE	NE	NW	9	JEROME

5. Description of diverting works:
CONCRETE FLUME IN ALPHEUS CREEK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
FISH PROPAGATION	01/01	12/31	27.200		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
H/FISH PROPAGATION J/AESTHETIC R/HUNTING

MICROFILMED

JAN 28 1993

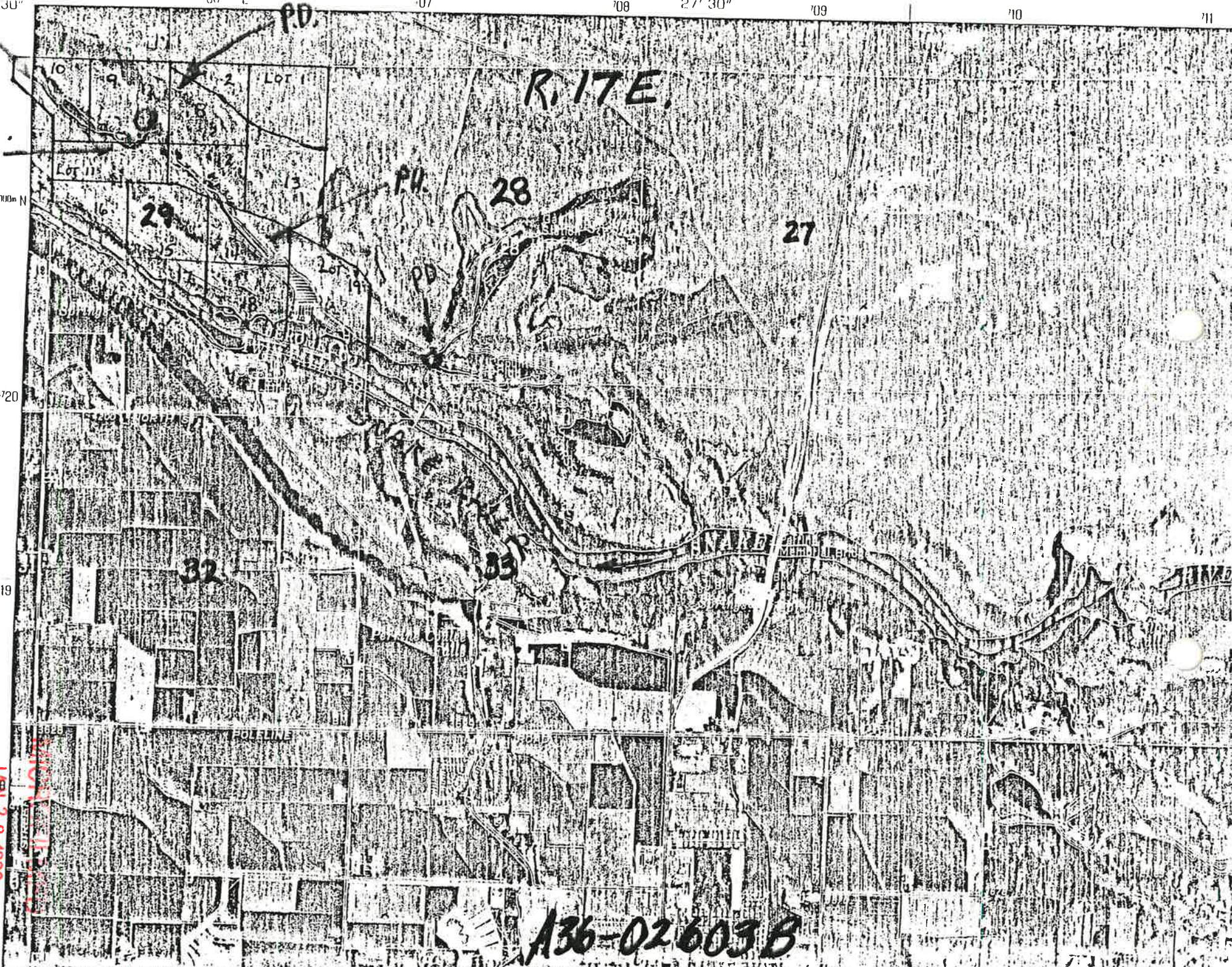
P.U.

T. 9 S.

JAN 28 1993

35'

417



S011424

03/06/90
16:43:02

SUNNYBROOK LODGE

ADJUDICATION FEE FOR RONALD C. YANKE	0410162 9337 6490	\$417.00
		\$417.00

CHECK 176

WR/NO: A36-02603B A36-07130

Idaho Department of Water Resources

Region: SOUTHERN

Signature: _____

MICROFILMED

JAN 28 1993

**YANKE MACHINE SHOP, INC.***Complete Fabrication and Machine Shop*

4414 S. GERELER LANE • P.O. BOX 5405 • BOISE, IDAHO 83705 • 208/342-8901 • FAX 208/338-2215

FACSIMILE TRANSMITTAL**RECEIVED**DATE: March 7, 1990

MAR 7 1990

FAX NO. (208) 733-8093Department of Water Resources
Southern Region OfficeTO: Steve Clelland
Dept. of Water ResourcesFROM: Richard D. Heaton
General CounselRE: Special Power of Attorney - Bishop BeymerMESSAGE:

_____TOTAL NUMBER OF PAGES, INCLUDING COVER SHEET: 2IF YOU HAVE ANY PROBLEMS OR QUESTIONS REGARDING THIS TRANSMITTAL
PLEASE CONTACT Lori AT (208) 342-8901.**MICROFILMED****JAN 28 1993**

SPECIAL POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That I, RONALD C. YANKE have made, constituted, and appointed, and by these presents does make, constitute and appoint BISHOP BEYMER of Twin Falls, Idaho, as my true and lawful Attorney-in-Fact for and in my name, place and stead, and for my use and benefit as follows:

To sign on my behalf all applications and documents which may be required by the Idaho Department of Water Resources pertaining to a filing for the Snake River Water Adjudication for those parcels of real property owned or leased by me in Jerome County, Idaho.

Giving and granting unto said Attorney-in-Fact full power and authority to do and perform all and every act and thing whatsoever requisite and necessary to be done in and about the above stated premises, as fully to all intents and purposes as the undersigned might or could do if personally present, and hereby ratifying and confirming all that said Attorney-in-Fact shall lawfully do or cause to be done in the above stated premises by virtue of these presents.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the 7th day of March, 1990.


Ronald C. Yanke

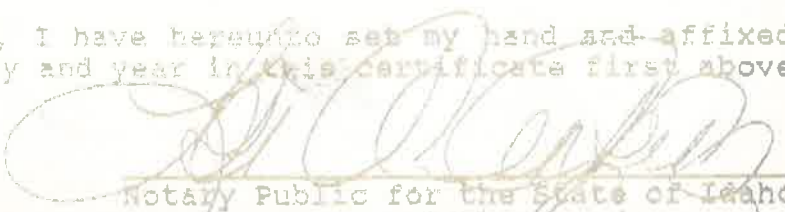
STATE OF IDAHO }

COUNTY OF ADA }

ss

On this 7th day of March in the year 1990, before me, a Notary Public, for the State of Idaho, personally appeared RONALD C. YANKE and acknowledged to me that he is the person described in the above Special Power of Attorney and acknowledged to me that he executed the same.

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


Notary Public for the State of Idaho

Residing at: Meridian

My Commission expires: 7/2/95

(SEAL)

RECEIVED
MAR 15 1990

Department of Water Resources

MARCH 14, 1990

MEMO TO FILE

TO: DON SHAFF 

FROM: STEVE CLELLAND

RE: A36-02603B & A36-07130
REFUND ON RECEIPT S011424
SUNNYBROOK LODGE

LAST WEEK THE CLAIM A36-02603B & A36-07130 WERE FILED AND RECEIPTED FOR \$417.00 ON RECEIPT S011424. THESE CLAIMS WERE FILED UNDER THE NAME OF RONALD C. YANKE BY BISH BEYMER VIA POWER OF ATTORNEY. YANKE IS PLANNING TO PURCHASE THE FISH PROJECT FROM THE CURRENT OWNER, PROFESSIONAL INVESTORS.

LAST MONTH THE ATTORNEY FOR PROFESSIONAL INVESTORS WORKED WITH BOB WORSTELL AND PREPARED THE SAME CLAIMS ON THE DATA BASE. THE CLAIMS WERE PRINTED AND SENT TO OKLAHOMA FOR SIGNATURES AND WERE NOT PAID FOR AT THAT TIME.

YESTERDAY BOTH BISH BEYMER AND DEREK A. PICA, ATTORNEY FOR PROFESSIONAL INVESTORS, CAME TO FILE THE FINAL CLAIMS PREPARED BY BOB WORSTELL AND PAY THE FEES DUE.

AS A RESULT, THE CLAIMS NOW SHOW PROFESSIONAL INVESTORS AS THE CLAIMANT AND I HAVE RECEIPTED THEIR CHECK FOR \$417.00 ON RECEIPT S011518. ENCLOSED PLEASE FIND THE RELINQUISHMENT REQUEST BY BISH BEYMER VIA POWER OF ATTORNEY FOR RONALD C. YANKE. ALSO FIND THE REFUND REQUEST BY BISH BEYMER, MANAGER FOR SUNNYBROOK LODGE.

IF YOU HAVE ANY QUESTIONS LET ME KNOW.

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JAN 28 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Mar. 15, 1990

Re: A36-02603B
A36-07130

RONALD C YANKE
P O BOX 5405
ATTN: RICHARD HEATON
BOISE ID 83705
Dear Claimant(s):

Please review the computer generated claim(s) for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record of your claim(s), please contact this office.

Yours truly,

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

Judy Givens
Adjudication Secretary

/jg

Enclosures:

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JAN 28 1993

EXPENDITURE VOUCHER

AUDITOR USE

STATE OF IDAHO
Office of State Auditor

AGENCY USE

8487
Date 03/20/90
Code 193002

VENDOR: If you require additional information regarding this payment, please contact the State agency listed below.

AGENCY NAME:

DEPT. OF WATER RESOURCES

Document No.	
Pre-Audit	Date
Warrant No.	

PAY
TO

SUNNYBROOK LODGE
C/O BISH BEYMER
PO BOX 34
TWIN FALLS, ID 83303

RECEIVED

APR 10 1990

Department of Water Resources
Southern Region Office

CHECK ONE:

(1) MISCELLANEOUS EXPENDITURE

() STATE CONTRACT

() PURCHASE ORDER

() MISCELLANEOUS
ENCUMBRANCE REQUISITION

PAYMENT: () PARTIAL () FINAL

Encumbrance Reference No.

LINE No.	PROGRAM	FUND	ACCT.		DESCRIPTION	LINE AMOUNT	AGENCY USE
			Maj	Min			
1	04 10 162	9337	8831		REFUNDS PER D. SHAFF WRA36-02603B/A36-07130 3/19/90 417.00	417.00	
TOTAL						417.00	

NOTE: Final payment must be accompanied by a receiving copy

TO STATE AUDITOR

Request is hereby made that a warrant be authorized and drawn in payment of the item or items described above. I hereby certify that the items described were ordered by proper authority; that they are necessary in the public service, that the items have been received and accounted for, and that the account as stated is correct and just.

AUDITOR'S CERTIFICATE

I hereby certify that the above account is in proper form; that totals carried hereon are correct; that receipts when required by law or regulation of the State Board of Examiners covering items for which reimbursement is asked are submitted herewith; and that there are funds in the state treasury and balances in appropriation accounts out of which the same may be lawfully paid.

Date

Head of Agency or Institution

State Auditor

TO: Debbie Allen

FROM: D. Shaff *DS*

DATE: 3-19-90

RE: Receipt *\$611424* Refund

Please process a refund of \$ 417.⁰⁰ to:

↖ *46* Bish Beymer
Sunnybrook Lodge
PO Box 34
Twin Falls, ID 83303

A36-02603B A36-07130

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JAN 28 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 Organizations:

I do solemnly swear or affirm that I am attorney in fact of
Ronald C. Yanke , that I have signed the foregoing
Organization document in the space below as attorney in fact of
Ronald C. Yanke and that the statements contained in the
Organization foregoing document are true and correct.

C. B. Beeman
Signature of Authorized Agent
attorney in fact
Title and Organization
3-6-90
Date

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 6th day
of March 19 90

Stuart D. [Signature]
Notary Public

Seal

Residing at Twin Falls
My Commission Expires Dec 7, 1994

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	17E	29	NW	NE	11	FISH	
			SW	NE	9	FISH	
			NE	NW	14	FISH	

11. Place of use in counties: JEROME

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

13. Other Water Rights Used:

A36-07130, PERMIT 36-08414 (03/07/1989)

14. Remarks:

LIC. INCORRECTLY DESCRIBES P/D AS LOTS 10 & 14, S29, T9S.

LIC. INCORRECTLY DESCRIBES P/U AS LOTS 9,11&14, S29, T9S, R17E.

15. Basis of Claim: LICENSE

Water Right Number: 32030

03/13/90
15:51:26

PROFESSIONAL INVESTORS CO

ADJUDICATION FEE

0410162 9337 6490

\$417.00

\$417.00

CHECK 29091

WR/NO: A36-07130 A36-02603B

Idaho Department of Water Resources

Region: SOUTHERN

Signature: _____

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JAN 28 1993

RELINQUISHMENT OF NOTICE OF CLAIM

TO WHOM IT MAY CONCERN:

I Ronald C. YANKE hereby relinquish and
 Print Name(s)

withdraw any and all of my right, title and interest in and to
 Notice of Claim to a Water Right # A36-02603B
A36-07130, filed under
 §42-1409, Idaho Code.

Signed at TWIN FALLS this 14th day
 of MARCH, 1990.

Ronald C. Yanke
by C. B. Belmer
 Signature of Claimant

attorney in fact
 Signature of Claimant

State of Idaho)
 County of Twin Falls) ss.

Subscribed and sworn (or affirmed) before me this 14th day
 of MARCH, 1990.

Stuart C. [Signature]
 Notary Public

Seal

Residing at Twin Falls

My Commission Expires Dec 7 1994

For IDWR Use

Data Entry
 Claim File

Initials

NA

Date

3-19-90

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 JAN 28 1993

REQUEST FOR REFUND

Name of Payor: Sunnybrook Lodge
(Please Print)
Mailing Address: P.O. Box 34, TWIN FALLS, ID 83803
Amount: \$ 417⁰⁰ Receipt No.: 5011424
County of Water Right: JEROME
Claim No(s): A36-026038 + A36-07130

A Request For ~~Withdrawal Of Claim or~~ Relinquishment of Notice of Claim has been submitted for the Notice(s) of Claim to a Water Right which number(s) appear above, if numbers were assigned, and for which I, not the claimant, previously paid a filing fee to the Idaho Department of Water Resources. I request a refund of the filing fee and have attached an explanation of the justification for the refund.

Sunnybrook Lodge
C. B. Beymer manager
(Signature of Payor)

3-14-90
(Date)

Return to:

Idaho Department of Water Resources
Adjudication Section

For IDWR Use

	<u>Initials</u>	<u>Date</u>
Approval Region	<u>[Signature]</u>	<u>3-19-90</u>
Approval State Office	<u>[Signature]</u>	<u> </u>
Data Entry	<u> </u>	<u> </u>
Claim File	<u> </u>	<u> </u>

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JAN 28 1993

PLEASE RECORD AND RETURN TO:

Robert C. Paine, Esq.
Paine & Pica
Attorneys at Law
P. O. Box 1196
Twin Falls, ID 83303-1196

321331
RECORDED
JUN 15 4 10 PM '90
JEROME COUNTY, IDAHO
FEES 12.00 DEED
Grand Title & Escrow, Inc.
REQUEST

RECEIVED

(Record below this line)

APR 24 1991

Department of Water Resources
Southern Region Office

WARRANTY DEED

36-0200

2603B

7130

FOR VALUE RECEIVED, PROFESSIONAL INVESTORS LIFE INSURANCE COMPANY, an Oklahoma corporation, authorized to do business in the State of Idaho, hereinafter called "Grantor," does hereby grant, bargain, sell and convey unto RONALD C. YANKE, whose mailing address is 4414 S. Gekeler Lane, P. O. Box 5404, Boise, ID 83705, hereinafter called "Grantee," the following described premises, in Jerome County, State of Idaho, to-wit:

The real property which is pertinent to this Warranty Deed is more particularly described in Exhibit "A" attached hereto and by such reference made a part hereof as if set out in full herein.

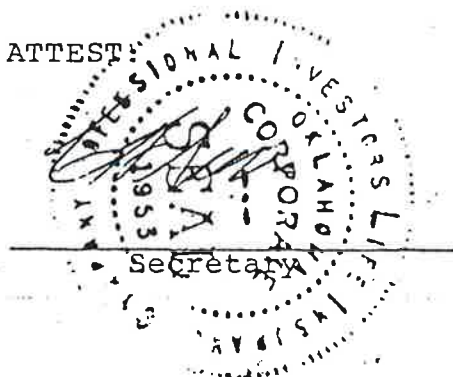
TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from

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JAN 28 1993

encumbrances except as disclosed in the policy of Title Insurance and that Grantor will warrant and defend the same from all lawful claims whatsoever.

DATED this 14th day of June, 1990.

ATTEST:



PROFESSIONAL INVESTORS LIFE
INSURANCE COMPANY, an Oklahoma
corporation doing business in
the State of Idaho.

By

William L. McClure
Its Authorized Agent

STATE OF Oklahoma }
County of Tulsa }

ss.

On this 14th day of June, 1990, before me, a
Notary Public in and for said State personally appeared
William L. McClure, known to me to be
the President of said corporation and the
person who executed the within Warranty Deed on behalf of said
corporation and acknowledged to me that as such corporate
officer he/she executed the same for the purposes therein
stated.



Karen A. Schatz
NOTARY PUBLIC FOR Oklahoma
Residing: 9933 E 16th St Tulsa OK 74128
Commission expires: 4-7-93

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JAN 28 1993

TOWNSHIP 9 SOUTH, RANGE 17, EAST OF THE 125. MERIDIAN,
JEROME COUNTY, IDAHO

Section 29: A tract of land located in Lots 8, 9, 10, 11, 12,
14, 15, 18 and 19 described as follows:

Commencing at the North one-sixteenth corner between Sections 29 and 30;

Thence running South 71°40' East for 4,082.0 feet to a large lava boulder marked by a chiseled cross, said lava boulder being THE REAL POINT OF BEGINNING;

Thence along the Westerly boundary of a tract of land owned by Percy Green and Harold S. Miller known as the Blue Lakes Trout Farm Property on the following courses:

South 59°18' West for 380.0 feet;

Thence South 48°30' East for 430.0 feet;

Thence South 35°45' East for 320.0 feet;

Thence South 22°41' West for 190.0 feet;

Thence South 11°37' West for 131.0 feet, more or less, to the Mean High Water Mark of the right bank of the Snake River;

Thence running along the High Water Mark of the Snake River in the Northwesterly directions for 1690 feet, more or less, to the West line of Lot 18 of said Section 29;

Thence North along the West line of Lots 18 and 14 of said Section 29 for 1,480.0 feet;

Thence North 54°00' West for 710.0 feet, more or less, to the centerline of a fork in an existing road;

Thence Northwesterly along the centerline of the North fork of said road for 695 feet;

Thence South 85°00' West for 375.0 feet;

Thence North 58°00' West for 440 feet;

Thence North 85°00' West for 154.0 feet, more or less, to the centerline of a fork in an existing road;

Thence Northwesterly along the centerline of the West fork of said road for 1,786.0 feet, more or less, to the West line of Lot 10 of said Section 29;

Thence North along said West line for 175.00 feet, more or less, to the Northwest corner of said Section 29, being a United States Geodetic Survey Brass Cap;

Thence East along the North line of Lot 10 of said Section 29 for 210.67 feet to the Northwesterly boundary of Sunnybrook Subdivision No. 1;

Thence South 32°57' West along said Northwesterly boundary for 44.10 feet to the Western most point of said subdivision;

Thence Southeasterly along the Southwesterly boundary of said Subdivision for the following 18 courses and distances:

South 81°20.4' East, 100.50 feet;

South 71°52.6' East, 178.86 feet;

South 54°34' East, 96.84 feet;

South 24°53' East, 101.97 feet;

South 51°21.8' East, 116.07 feet;

South 47°33' East, 104.00 feet;

South 38°33.4' East, 102.21 feet;

South 65°54.3' East, 98.96 feet;

South 37°13.5' East, 50.03 feet;

South 55°43.9' East, 83.51 feet;

EXHIBIT "A"

(1)

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JAN 28 1993

CERTIFICATE OF AUTHENTICITY

I, RICHARD D. HEATON, Attorney at Law, do hereby certify that the above and foregoing WARRANTY DEED, recorded June 15, 1990, as Instrument No. 321331 records of Jerome County, Idaho is a true and accurate reproduction of the original of said Warranty Deed which is in my care, custody and control.

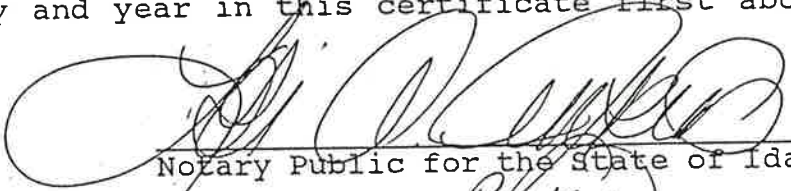

Richard D. Heaton, Esq.

STATE OF IDAHO)
) ss
COUNTY OF ADA)

On this 28th day of January 1991, before me, the undersigned, a Notary Public in and for said State, personally appeared RICHARD D. HEATON, Attorney at Law, known to me the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same.

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

(Seal)


Notary Public for the State of Idaho

Residing at:

My commission expires:

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JAN 28 1993



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: January 29, 1991

LEGAL DESCRIPTION OF PROPERTY: Township / See Schedule A of Attached Warranty Deed
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) 36-07130, 36-02603B, 36-00200
Assigned by IDWR: A36-07130, A36-02603B, A36-00200
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Ronald C. and Linda L. Yanke
4414 S. Gekeler Lane
Boise, Idaho 83705
- ☐ New Owner/Claimant (Purchaser): Pristine Springs, Inc.
- ☐ New Mailing Address: 4074 N. 2000 E.
Filer, Idaho 83328
- ☐ New Telephone Number: (208) 326-5687
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes X 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: See attached Warranty Deeds
(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) Wendell M. Starker, Pres. Pristine Springs, INC. Date 7-23-91
Rich Eggleston E.V.P. Pristine Springs, INC. Date 7-23-91
- ☐ Signature of Former Owner/Claimant(s): N/A Date _____
Date _____

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 8-2-91 By: B

Further Action Needed:

None

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

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JAN 28 1993

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

DAVIS WRIGHT TREMAINE

LAW OFFICES

702 WEST IDAHO STREET • SUITE 700 • BOISE, IDAHO 83702
(208) 338-8200

RECEIVED
JUL 29 1991

Department of Water Resources

JOSEPHINE BEEMAN

(208) 338-8233

July 26, 1991

Norman C. Young
Idaho Department of Water Resources
1301 N. Orchard Street
Boise, Idaho 83706
Attention: Glen Saxton

Re: Water Rights 36-0200, A36-0200, 36-2603B, A36-2603B, 36-7130 and A36-7130

Dear Mr. Young:

Our client, Pristine Springs, Inc., recently purchased a fish farm located in the Snake River Canyon north of Twin Falls and immediately adjacent to the Blue Lakes Trout Farm. The legal description of this property is found in Schedule A of the enclosed warranty deed. The associated water rights for this property are licenses 36-2603B and 36-7130, decreed water right 36-0200, permits 36-8414 and 36-7757, and applications 36-8094 and 36-8573, including Snake River Basin Adjudication (SRBA) claims A36-0200, A36-2603B and A36-7130.

We are submitting a copy of the recorded warranty deed wherein Ronald and Linda Yanke sold the property and associated licensed and/or decreed water rights for 36-0200, 36-2603B and 36-7130 to Pristine Springs, Inc., executed on January 29, 1991. Our review of the Idaho Department of Water Resources' records revealed that Professional Investor's Life Insurance is currently recorded as the owner for these water rights. Consequently, we have also enclosed the warranty deed which describes the prior purchase of the property by the Yankes' from Professional Investor's Life Insurance. A change of ownership form for these water rights and the associated SRBA claims is also enclosed.

Please change your records to reflect this new ownership. If there is need for any additional information, please do not hesitate to call me at 338-8233.

Sincerely,

DAVIS WRIGHT TREMAINE

Jo Beeman
Josephine P. Beeman

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JAN 28 1993

Enclosures

cc: Loren C. Holmes - IDWR Southern Region (w/encls.)

FAX: (208) 338-8299

ANCHORAGE, ALASKA • BELLEVUE, WASHINGTON • LOS ANGELES, CALIFORNIA • PORTLAND, OREGON
RICHLAND, WASHINGTON • SEATTLE, WASHINGTON • WASHINGTON, D.C.

PLEASE RECORD AND RETURN TO:

Robert C. Paine, Esq.
Paine & Pica
Attorneys at Law
P. O. Box 1196
Twin Falls, ID 83303-1196

321331
RECORDED
Land Title & Escrow, Inc.
JUN 15 4 10 PM '90
JEROME CO. IDAHO
FEES/2-000000-1/100

(Record below this line)

36-0200
2603B
7130

WARRANTY DEED

FOR VALUE RECEIVED, PROFESSIONAL INVESTORS LIFE INSURANCE COMPANY, an Oklahoma corporation, authorized to do business in the State of Idaho, hereinafter called "Grantor," does hereby grant, bargain, sell and convey unto RONALD C. YANKE, whose mailing address is 4414 S. Gekeler Lane, P. O. Box 5404, Boise, ID 83705, hereinafter called "Grantee," the following described premises, in Jerome County, State of Idaho, to-wit:

The real property which is pertinent to this Warranty Deed is more particularly described in Exhibit "A" attached hereto and by such reference made a part hereof as if set out in full herein.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from

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JAN 28 1993

encumbrances except as disclosed in the policy of Title Insurance and that Grantor will warrant and defend the same from all lawful claims whatsoever.

DATED this 14th day of June, 1990.

ATTEST



PROFESSIONAL INVESTORS LIFE
INSURANCE COMPANY, an Oklahoma
corporation doing business in
the State of Idaho.

By

William L. McClure
Its Authorized Agent

STATE OF Oklahoma } ss.
County of Tulsa }

On this 14th day of June, 1990, before me, a
Notary Public in and for said State personally appeared
William L. McClure, known to me to be
the President of said corporation and the
person who executed the within Warranty Deed on behalf of said
corporation and acknowledged to me that as such corporate
officer he/she executed the same for the purposes therein
stated.



Karen A. Schultz
NOTARY PUBLIC FOR Oklahoma
Residing: 9933 E 16th St Tulsa OK 74128
Commission expires: 4-7-93

Section 29: A tract of land located in Lots 8, 9, 10, 11, 12,
14, 15, 16 and 19 described as follows:

Commencing at the North one-sixteenth corner between Sections 29 and 30;

Thence running South 71°40' East for 4,082.0 feet to a large lava boulder marked by a chiseled cross, said lava boulder being THE REAL POINT OF BEGINNING;

Thence along the Westerly boundary of a tract of land owned by Percy Green and Harold S. Miller known as the Blue Lake Trout Farm Property on the following courses:

South 59°18' West for 380.0 feet;

Thence South 48°30' East for 430.0 feet;

Thence South 35°45' East for 320.0 feet;

Thence South 22°41' West for 190.0 feet;

Thence South 11°37' West for 131.0 feet, more or less, to the Mean High Water Mark of the right bank of the Snake River;

Thence running along the High Water Mark of the Snake River in the Northwesterly directions for 1690 feet, more or less, to the West line of Lot 16 of said Section 29;

Thence North along the West line of Lots 16 and 14 of said Section 29 for 1,480.0 feet;

Thence North 54°00' West for 710.0 feet, more or less, to the centerline of a fork in an existing road;

Thence Northwesterly along the centerline of the North fork of said road for 693 feet;

Thence South 86°00' West for 375.0 feet;

Thence North 58°00' West for 440 feet;

Thence North 86°00' West for 154.0 feet, more or less, to the centerline of a fork in an existing road;

Thence Northwesterly along the centerline of the West fork of said road for 1,786.0 feet, more or less, to the West line of Lot 10 of said Section 29;

Thence North along said West line for 175.00 feet, more or less, to the Northwest corner of said Section 29, being a United States Geodetic Survey Brass Cap;

Thence East along the North line of Lot 10 of said Section 29 for 210.67 feet to the Northwesterly boundary of Sunnybrook Subdivision No. 1;

Thence South 32°57' West along said Northwesterly boundary for 44.10 feet to the Western most point of said subdivision;

Thence Southeasterly along the Southwesterly boundary of said Subdivision for the following 18 courses and distances:

South 81°20.4' East, 100.80 feet;

South 71°52.8' East, 178.86 feet;

South 54°34' East, 96.84 feet;

South 24°53' East, 101.97 feet;

South 81°21.6' East, 116.07 feet;

South 47°33' East, 104.00 feet;

South 38°33.4' East, 102.21 feet;

South 65°54.3' East, 98.96 feet;

South 37°13.3' East, 80.03 feet;

South 86°43.9' East, 83.81 feet;

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JAN 28 1993

EXHIBIT "A"

North 77°42' East, 100.0 feet;
 South 47°33' East, 10.00 feet;
 South 26°42' West, 83.00 feet;
 South 32°51.4' East, 118.04 feet;
 South 80°09.5' East, 90.46 feet;
 South 64°51.7' East, 102.43 feet;
 South 49°00.4' East, 99.60 feet;
 North 39°00' East, 40.0 feet, more or less,
 to the centerline of an existing road;
 Thence Easterly along the centerline of said road
 for 360.0 feet;
 Thence North 64°37' East for 400.00 feet;
 Thence South 44°00' East, 3,385.00 feet, more or
 less, to THE REAL POINT OF BEGINNING.

TOWNSHIP 9 SOUTH, RANGE 17, EAST OF THE BOISE MERIDIAN,
 JEROME COUNTY, IDAHO

Section 19: A tract of land located in Lot 13, described as follows:

Beginning at the Southeast corner of Lot 13 of said
 Section 19;
 Thence North along the East line of said Lot 13 for
 310.0 feet;
 Thence West and parallel to the South line of said
 Lot 13 for 69.0 feet to THE REAL POINT OF
 BEGINNING;

Thence continuing West and parallel to the South
 line of said Lot 13 for 865.5 feet, more or
 less, to the Mean High Water Mark of the right
 bank of the Snake River;

Thence running along the High Water Mark of the
 Snake River in the Northeasterly direction for
 1950.6 feet, more or less, to the North line of
 Lot 13 of said Section 19;

Thence East along the North line of said Lot 13 for
 335.8 feet, more or less, to a point 69.0 feet
 West of the East line of said Lot 13;

Thence South 69.0 feet West of and parallel to the
 East line of said Lot 13, 1010.0 feet, more or
 less, to THE REAL POINT OF BEGINNING.

TOGETHER WITH a 50 foot wide ditch and access road
 easement thru Lots 19, 18, 17, 15 and 16 of Section
 29, Lots 8 and 9 of Section 30, Lot 13 and the
 SEKSEK of Section 19, all in Township 9 South,
 Range 17, East of the Boise Meridian. Said
 Easement being 20 feet on the South side and 30
 feet on the North side of the existing centerline.

TOGETHER WITH a 50 foot wide ditch and access road
 easement thru Lot 10 of Section 29, Lot 8 of
 Section 30, the SEKSEK and Lot 13 of Section 19,
 all in Township 9 South, Range 17, East of the
 Boise Meridian. Said easement being 20 feet on the
 South side and 30 feet on the North side of the
 existing centerline.

TOGETHER WITH the right of ingress and egress over
 and across all existing roadways leading to and
 from the above described tracts of land.

The above described Tracts of land are based on the
 Dependant Resurvey of Sections 19, 20, 28, 29, 30
 and 33 of Township 9 South, Range 17, East of the
 Boise Meridian, as approved April 17, 1910 by the
 Surveyor General and a supplemental plat of
 Sections 28, 29 and 30 approved August 16, 1923.
 Also based on a survey plat of Sunnybrook
 Subdivision No. 1 as filed with the office of Clerk
 and Recorder, Jerome County, Idaho.

CERTIFICATE OF AUTHENTICITY

I, RICHARD D. HEATON, Attorney at Law, do hereby certify that the above and foregoing WARRANTY DEED, recorded June 15, 1990, as Instrument No. 321331 records of Jerome County, Idaho is a true and accurate reproduction of the original of said Warranty Deed which is in my care, custody and control.

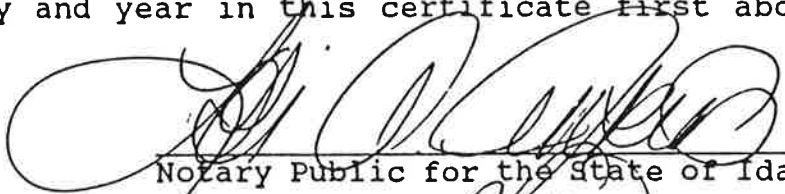

Richard D. Heaton, Esq.

STATE OF IDAHO)
) ss
COUNTY OF ADA)

On this 28th day of January 1991, before me, the undersigned, a Notary Public in and for said State, personally appeared RICHARD D. HEATON, Attorney at Law, known to me the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same.

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

(Seal)


Notary Public for the State of Idaho
Residing at: BORSE
My commission expires: 7/12/95

MICROFILMED

JAN 28 1993

(3)

PLEASE RECORD AND RETURN TO:
Rayborn & Rayborn
Attorneys At Law
First Interstate Bank Building
P.O. Box 321
Twin Falls, ID 83303-0321

WARRANTY DEED

For Value Received RONALD C. YANKE and LINDA L. YANKE, husband and wife, the Grantors, whose address is 4414 S. Gekeler Lane, Boise, Idaho 83705, do hereby grant, bargain, sell and convey unto PRISTINE SPRINGS, INC., an Idaho corporation whose business address is 101 4th Avenue South, Buhl, ID 83316, the Grantee, the following described premises, in JEROME COUNTY, IDAHO to wit:

All that real property which is more particularly described as Parcels A, B and C in Schedule "A" attached hereto and by this reference made a part hereof;

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its successors and assigns forever. The said Grantors do hereby covenant to and with the said Grantee that they are the owners in fee simple of said premises; that they are free from all encumbrances except current year's taxes, levies, and assessments, and except restrictions, reservations and easements of record and easements visible upon the premises, and that they will warrant and defend the same from all lawful claims whatsoever.

DATED: *January 29, 1991*

GRANTORS:

Ronald C Yanke

Ronald C. Yanke

Linda L. Yanke

Linda L. Yanke

MICROFILMED
JAN 28 1993

RECORDED
OF
Land Title & Escrow, Inc.

JUN 14 4 43 PM '91

JEROME COUNTY, IDAHO

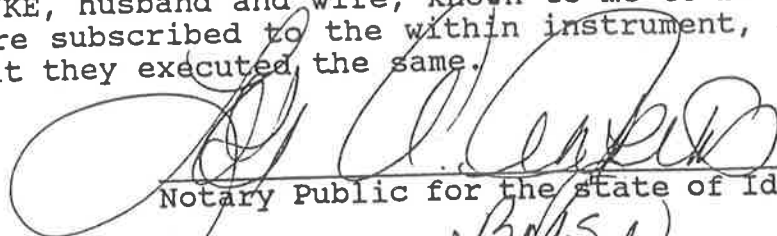
FEES \$27.00 DEP

912089

STATE OF IDAHO)
) ss
COUNTY OF ADA)

On this 29th day of January, 1991, before me, a notary public in and for said state, personally appeared RONALD C. YANKE and LINDA L. YANKE, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.





Notary Public for the state of Idaho
Residing at: Bose
My commission expires: 7/12/95

SCHEDULE "A"

PARCEL A:

TOWNSHIP 9 SOUTH, RANGE 17, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

THAT PART OF:

- Section 19: Lot 13; NE $\frac{1}{4}$ SE $\frac{1}{4}$; SE $\frac{1}{4}$ SE $\frac{1}{4}$;
Section 20: Lots 3 and 4;
Section 29: Lots 8, 9, 10, 11, 12, 13, 14, 15, 16, 17 and 18;
Section 30: Lots 8, 9, 13 and 14;

All of which is more particularly described as follows:

Commencing at the North one-sixteenth corner between Sections 29 and 30;
Thence running South 71°48' East for 4,082.0 feet to a large lava boulder marked by a chiseled cross, said lava boulder being THE REAL POINT OF BEGINNING;
Thence along the Westerly boundary of a tract of land owned by Percy Green and Harold S. Miller known as the Blue Lakes Trout Farm Property on the following courses:
 South 59°18' West for 380.0 feet;
 Thence South 48°30' East for 430.0 feet;
 Thence South 35°45' East for 320.0 feet;
 Thence South 22°41' West for 190.0 feet;
 Thence South 11°37' West for 131.0 feet, more or less, to the Mean High Water Mark of the right bank of the Snake River;
Thence running along the High Water Mark of the Snake River in the Northwesterly direction for 7900.0 feet, more or less;
Thence in a Northeasterly direction along said high water line for 2000.0 feet, more or less, to the Northerly boundary of Lot 13 of Section 19;
Thence Easterly along said Northerly boundary to the Northeast corner of said Lot 13;
Thence Northerly along the Westerly boundary of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ to the intersection of said Westerly boundary and the top edge of the rimrock;
Thence in a Southeasterly direction for 7900.0 feet, more or less, to the Easterly boundary of Lots 14 and 18 of Section 29 extended;

C o n t i n u e d

MICROFILMED

JAN 28 1993

Thence Southerly along said Eastern boundary to the Northerly boundary of the above described Blue Lakes Trout Farm Property;
Thence North 44°30' West for 45.0 feet, more or less, to THE REAL POINT OF BEGINNING.

EXCEPTING THEREFROM the Sunnybrook Subdivision No. 1 in a part of Lot 4 of Section 20 and in a part of Lots 9 and 10 of Section 29.

AND EXCEPTING THEREFROM the following described parcel of land:

Lots 8, 9, 10, 11, 12, 14, 15, 18 and 19 of Section 29, Township 9 South, Range 17, East of the Boise Meridian, being more particularly described as follows:

Commencing at the North one-sixteenth corner between Sections 29 and 30;

Thence running South 71°48' East for 4,082.0 feet to a large lava boulder marked by a chiseled cross, said lava boulder being THE REAL POINT OF BEGINNING;

Thence along the Westerly boundary of a tract of land owned by Percy Green and Harold S. Miller known as the Blue Lakes Trout Farm Property on the following courses:

South 59°18' West for 380.0 feet;

Thence South 48°30' East for 430.0 feet;

Thence South 35°45' East for 320.0 feet;

Thence South 22°41' West for 190.0 feet;

Thence South 11°37' West for 131.0 feet, more or less, to the Mean High Water Mark of the right bank of the Snake River;

Thence running along the High Water Mark of the Snake River in the Northwesterly directions for 1690 feet, more or less, to the West line of Lot 18 of said Section 29;

Thence North along the West line of Lots 18 and 14 of said Section 29 for 1,480.0 feet;

Thence North 54°00' West for 710.0 feet, more or less, to the centerline of a fork in an existing road;

Thence Northwesterly along the centerline of the North fork of said road for 695 feet;

Thence South 85°00' West for 375.0 feet;

Thence North 58°00' West for 440 feet;

Thence North 85°00' West for 154.0 feet, more or less, to the centerline of a fork in an existing road;

Thence Northwesterly along the centerline of the

C o n t i n u e d

at fork of said road for 16.0 feet, more or less, to the West line of Lot 10 of said Section 29;

Thence North along said West line for 175.00 feet, more or less, to the Northwest corner of said Section 29, being a United States Geodetic Survey Brass Cap;

Thence East along the North line of Lot 10 of said Section 29 for 210.67 feet to the Northwestern boundary of Sunnybrook Subdivision No. 1;

Thence South 32°57' West along said Northwestern boundary for 44.10 feet to the Western most point of said subdivision;

Thence Southeasterly along the Southwesterly boundary of said Subdivision for the following 18 courses and distances:

- South 51°20.4' East, 100.50 feet;
- South 71°52.6' East, 175.86 feet;
- South 54°34' East, 96.54 feet;
- South 24°53' East, 101.97 feet;
- South 51°21.6' East, 116.07 feet;
- South 47°33' East, 104.00 feet;
- South 38°33.4' East, 102.21 feet;
- South 65°54.3' East, 98.96 feet;
- South 37°13.5' East, 50.03 feet;
- South 55°43.9' East, 83.51 feet;
- North 77°42' East, 100.00 feet;
- South 47°33' East, 10.00 feet;
- South 26°42' West, 85.00 feet;
- South 32°51.4' East, 118.04 feet;
- South 50°09.5' East, 99.46 feet;
- South 64°51.7' East, 102.43 feet;
- South 49°00.4' East, 99.50 feet;
- North 39°00' East, 40.0 feet, more or less, to the centerline of an existing road;

Thence Easterly along the centerline of said road for 560.0 feet;

Thence North 54°37' East for 400.00 feet;

Thence South 44°00' East, 3,385.00 feet, more or less, to THE REAL POINT OF BEGINNING.

AND EXCEPTING THEREFROM a tract of land located in Lot 13 of Section 19, Township 9 South, Range 17, East of the Boise Meridian, described as follows:

Beginning at the Southeast corner of Lot 13 of said Section 19;

Thence North along the East line of said Lot 13 for 310.0 feet;

Thence West and parallel to the South line of said Lot 13 for 69.0 feet to THE REAL POINT OF BEGINNING;

C o n t i n u e d

MICROFILMED

JAN 28 1993

Thence continuing West and parallel to the South line of said Lot 13 for 865.5 feet, more or less, to the Mean High Water Mark of the right bank of the Snake River;
Thence running along the High Water Mark of the Snake River in the Northeasterly direction for 1950.6 feet, more or less, to the North line of Lot 13 of said Section 19;
Thence East along the North line of said Lot 13 for 335.8 feet, more or less, to a point 69.0 feet West of the East line of said Lot 13;
Thence South 69.0 feet West of and parallel to the East line of said Lot 13, 1010.0 feet, more or less, to THE REAL POINT OF BEGINNING.

AND EXCEPTING THEREFROM the following described parcel of land:

Commencing at the Northwest corner of Government Lot 16 of Section 29, which is marked by a G.L.O. Brass Cap;
Thence South $71^{\circ}48'$ East for a distance of 4082.0 feet (recorded) (4078.76 feet measured) to a chiseled cross in a large lava boulder;
Thence along the Westerly boundary of the Blue Lakes Trout Farm on the following courses:
 South $59^{\circ}18'$ West, 380.0 feet;
 South $48^{\circ}30'$ East, 430.0 feet;
 South $35^{\circ}45'$ East, 20.0 feet to THE TRUE POINT OF BEGINNING;
Thence continuing South $35^{\circ}45'$ East for a distance of 300.0 feet;
Thence South $22^{\circ}41'$ West for a distance of 190.0 feet;
Thence South $11^{\circ}37'$ West for a distance of 131.0 feet to the mean high water of the Snake River;
Thence leaving the Westerly boundary of the Blue Lakes Trout Farm and along the mean high water of the Snake River on the following courses:
 South $51^{\circ}31'23''$ West, 18.13 feet;
 South $75^{\circ}44'55''$ West, 132.14 feet;
 North $79^{\circ}22'50''$ West, 35.54 feet;
 North $73^{\circ}32'15''$ West, 68.09 feet;
 North $70^{\circ}12'42''$ West, 10.00 feet;
Thence leaving the mean high water of the Snake River North $17^{\circ}25'30''$ East for a distance of 588.69 feet to THE TRUE POINT OF BEGINNING.

C o n t i n u e d

PARCEL B:

TOWNSHIP 9 SOUTH, RANGE 17, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 29: A tract of land located in Lots 8, 9, 10, 11, 12, 14, 15, 18 and 19, described as follows:

Commencing at the North one-sixteenth corner between Sections 29 and 30;

Thence running South 71°48' East for 4,082.0 feet to a large lava boulder marked by a chiseled cross, said lava boulder being THE REAL POINT OF BEGINNING;

Thence along the Westerly boundary of a tract of land owned by Percy Green and Harold S. Miller known as the Blue Lakes Trout Farm Property on the following courses:

South 59°18' West for 380.0 feet;

Thence South 48°30' East for 430.0 feet;

Thence South 35°45' East for 320.0 feet;

Thence South 22°41' West for 190.0 feet;

Thence South 11°37' West for 131.0 feet, more or less, to the Mean High Water Mark of the right bank of the Snake River;

Thence running along the High Water Mark of the Snake River in the Northwesterly directions for 1690 feet, more or less, to the West line of Lot 18 of said Section 29;

Thence North along the West line of Lots 18 and 14 of said Section 29 for 1,480.0 feet;

Thence North 54°00' West for 710.0 feet, more or less, to the centerline of a fork in an existing road;

Thence Northwesterly along the centerline of the North fork of said road for 695 feet;

Thence South 85°00' West for 375.0 feet;

Thence North 58°00' West for 440 feet;

Thence North 85°00' West for 154.0 feet, more or less, to the centerline of a fork in an existing road;

Thence Northwesterly along the centerline of the West fork of said road for 1,786.0 feet, more or less, to the West line of Lot 10 of said Section 29;

Thence North along said West line for 175.00 feet, more or less, to the Northwest corner of said Section 29, being a United States Geodetic Survey Brass Cap;

Thence East along the North line of Lot 10 of said Section 29 for 210.67 feet to the Northwesterly

C o n t i n u e d

MICROFILMED

JAN 28 1993

boundary of Sunnybrook Subdivision No. 1;
Thence South 32°57' West along said Northwesterly
boundary for 44.10 feet to the Western most
point of said subdivision;
Thence Southeasterly along the Southwesterly bound-
ary of said Subdivision for the following 18
courses and distances:

South 51°20.4' East, 100.50 feet;
South 71°52.6' East, 175.86 feet;
South 54°34' East, 96.54 feet;
South 24°53' East, 101.97 feet;
South 51°21.6' East, 116.07 feet;
South 47°33' East, 104.00 feet;
South 38°33.4' East, 102.21 feet;
South 65°54.3' East, 98.96 feet;
South 37°13.5' East, 50.03 feet;
South 55°43.9' East, 83.51 feet;
North 77°42' East, 100.00 feet;
South 47°33' East, 10.00 feet;
South 26°42' West, 85.00 feet;
South 32°51.4' East, 118.04 feet;
South 50°09.5' East, 99.46 feet;
South 64°51.7' East, 102.43 feet;
South 49°00.4' East, 99.50 feet;
North 39°00' East, 40.0 feet, more or less,
to the centerline of an existing road;
Thence Easterly along the centerline of said road
for 560.0 feet;
Thence North 54°37' East for 400.00 feet;
Thence South 44°00' East, 3,385.00 feet, more or
less, to THE REAL POINT OF BEGINNING.

TOWNSHIP 9 SOUTH, RANGE 17, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 19: A tract of land located in Lot 13, described as
follows:

Beginning at the Southeast corner of Lot 13 of said
Section 19;
Thence North along the East line of said Lot 13 for
310.0 feet;
Thence West and parallel to the South line of said
Lot 13 for 69.0 feet to THE REAL POINT OF
BEGINNING;
Thence continuing West and parallel to the South
line of said Lot 13 for 865.5 feet, more or
less, to the Mean High Water Mark of the right
bank of the Snake River;
Thence running along the High Water Mark of the
Snake River in the Northeasterly direction for
1950.6 feet, more or less, to the North line of

C o n t i n u e d

Lot 13 of said Section 19;
Thence East along the North line of said Lot 13 for
335.8 feet, more or less, to a point 69.0 feet
West of the East line of said Lot 13;
Thence South 69.0 feet West of and parallel to the
East line of said Lot 13, 1010.0 feet, more or
less, to THE REAL POINT OF BEGINNING.

TOGETHER WITH a 50 foot wide ditch and access road
easement thru Lots 19, 18, 17, 15 and 16 of Section
29, Lots 13, 8 and 9 of Section 30, Lot 13 and the
SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 19, all in Township 9 South,
Range 17, East of the Boise Meridian. Said
Easement being 20 feet on the South side and 30
feet on the North Side of the existing centerline.

TOGETHER WITH a 50 foot wide ditch and access road
easement thru Lot 10 of Section 29, Lot 8 of
Section 30, the SE $\frac{1}{4}$ SE $\frac{1}{4}$ and Lot 13 of Section 19,
all in Township 9 South, Range 17, East of the
Boise Meridian. Said easement being 20 feet on the
South side and 30 feet on the North side of the
existing centerline.

TOGETHER WITH the right of ingress and egress over
and across all existing roadways leading to and
from the above described tracts of land.

The above described Tracts of land are based on the
Dependent Resurvey of Sections 19, 20, 28, 29, 30
and 33 of Township 9 South, Range 17, East of the
Boise Meridian, as approved April 17, 1918 by the
Surveyor General and a supplemental plat of
Sections 28, 29 and 30 approved August 16, 1923.
Also based on a survey plat of Sunnybrook
Subdivision No. 1 as filed with the office of Clerk
and Recorder, Jerome County, Idaho.

PARCEL C:

Lots 1, 2, 3 and 4 in Block 1 and Lots 1, 2, 3, 4, 5, 6, 7,
8, and 9 in Block 2 of Sunnybrook Subdivision No. 1, Jerome
County, Idaho, as shown of record by Plat filed September 14,
1965 under Instrument Number 165247, Jerome County records.

TOGETHER WITH all water, water rights, ditches, canals and rights thereto,
which are appurtenant to the above described Parcels A, B and C specifically
including, but not limited to the following enumerated water rights:

- (1) License No. 36-2603B
- (2) License No. 36-7130
- (3) Decreed Water Right 36-00200
- (4) Permit No. 36-08414
- (5) Permit No. 36-07757
- (6) Application For Permit No. 36-08573

RECEIVED

DEC 05 2001

Department of Water Resources
Southern Region

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NOV 30 2001

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1-3834
11/28/01

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

In Re SRBA

Case No. 39576

Water Right 36-02603C

ORDER GRANTING MOTION TO WITHDRAW
OBJECTIONS

On October 29, 2001, the claimant of the above-captioned water right filed a *Motion to Withdraw Objections* with respect to Basin Wide Issue 5 objections previously filed by the claimant. The Court having reviewed the *Motion*, and good cause appearing therein, the *Motion to Withdraw Objections* is **granted**.

IT IS SO ORDERED.

DATED: November 28, 2001.

Roger Burdick

ROGER BURDICK

Presiding Judge

Snake River Basin Adjudication

ORDER GRANTING MOTION TO WITHDRAW OBJECTIONS
ORDER AMENDING IRRIGATION PERIOD OF USE ELEMENT IN PARTIAL DECREE and INCORPORATING
INTO PARTIAL DECREE AN EXPRESS STATEMENT REGARDING GENERAL PROVISIONS, *NUNC PRO TUNC*
G:\DIANA\Partials\Basin 36\2039.amended.doc
SRBA Partial Decree Pursuant to I.R.C.P. 54(b)
Water Right 34-00208B

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING MOTION TO WITHDRAW OBJECTIONS & ORDER AMENDING PERIOD OF USE ELEMENT IN PARTIAL DECREE 36-02603C was mailed on November 28, 2001, with sufficient first-class postage to the following:

PRISTINE SPRINGS INC
PRISTINE SPRINGS, INC.
Represented by:
JASON MICIAK
PO BOX 5298
TWIN FALLS, ID 83303-5298
Phone: 208-733-5500.

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

Robbin Glat

RECEIVED

DEC 05 2001

Department of Water Resources
Southern Region

RECEIVED

NOV 28 2001

NOV 28 PM 4:15

RJ

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

In Re SRBA

Case No. 39576

Water Right 36-02603D

**ORDER GRANTING MOTION TO WITHDRAW
OBJECTIONS**

On October 29, 2001, the claimant of the above-captioned water right filed a *Motion to Withdraw Objections* with respect to Basin Wide Issue 5 objections previously filed by the claimant. The Court having reviewed the *Motion*, and good cause appearing therein, the *Motion to Withdraw Objections* is **granted**.

IT IS SO ORDERED.

DATED: November 28, 2001.

Roger Burdick

ROGER BURDICK
Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING MOTION TO WITHDRAW OBJECTIONS & ORDER AMENDING PERIOD OF USE ELEMENT IN PARTIAL DECREE 36-02603D was mailed on November 28, 2001, with sufficient first-class postage to the following:

PRISTINE SPRINGS INC
PRISTINE SPRINGS, INC.

Represented by:
JASON MICIAK
PO BOX 5298
TWIN FALLS, ID 83303-5298
Phone: 208-733-5500

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

ORDER

Page 1 11/28/01

FILE COPY FOR 00513

Robin Slatz
Deputy Clerk

MEMO

TO: JACKIE WAKEFIELD
FROM: CHERYL CATHER, SRBA RECORDS CLERK
DATE: OCTOBER 1, 1998
SUBJECT: ALPHEUS CREEK WATER RIGHTS COPIES

HERE IS A LIST OF THE FILES AND LICENSES YOU REQUESTED COPIED:

TRANSFER OF WATER RIGHT AND EXAMINERS REPORT

1. 36-02603A
2. 36-02646

WATER RIGHTS COMING OUT OF ALPHEUS CREEK

1. 36-02083A BLUE LAKES COUNTRY CLUB
2. 36-02083B BLUE LAKES COUNTRY CLUB
2. 36-02356 BLUE LAKES TROUT FARM
3. 36-07210 BLUE LAKES TROUT FARM
(LICENSE INCLUDED)
4. 36-07239 J.D. MCCOLLUM
(LICENSE INCLUDED)
5. 36-07427 BLUE LAKES TROUT FARM
(LICENSE INCLUDED)
6. 36-14746 BLUE LAKES COUNTRY CLUB
7. 36-15455 J.D. MCCOLLUM
8. 36-02603B
9. 36-02603C PRISTINE SPRINGS...NOTE THAT B&C ARE
IN THE SAME FILE GROUP.

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. A36-02603B

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

IDWR Employee/Agent Steve Clelland

January 15, 1997 10:16am

NAME:
GARY NELSON

CALLIN

RE:
PRISTINE SPRINGS

HE HAD SOME CONCERNS OVER A PERMIT THAT IS OUTSTANDING FOR PRISTINE SPRINGS. SAYS THE PERMIT NEEDS RE-EXAMINED AND LICENSED BEFORE THE PROPERTY CAN BE SOLD TO PROSPECTIVE BUYERS. CURRENT OWNER OF THE LAND, JOE RAND, WOULD LIKE TO GET THIS PERMIT PROCESSED.

HE MENTIONED SOMETHING OF AN ILLEGAL TRANSFER OF THE RIGHT THAT THEY CAN SHOW TO BE INVALID.

PLAN TO MEET WITH APPT. LATER TODAY.

SD-0601-2 Last Name: PRISTINE SPRINGS

STATE

S E L	First Name	O W N	Water Right No.	Priority Date	Source	Total Diversion	Use Code Desc
-	PRISTINE SPRINGS INC	-	-	-	-	-	-
-		C	36-08094	06/28/1982	GROUNDWATER	7.000	28 POWER
-		P	36-07130	05/06/1970	GROUNDWATER	4.500	19 FISH
-		C	36-07538	06/09/1975	BRIGGS CREE	30.000	19 FISH
-		C	36-08654	04/23/1992	WASTE WATER	0.900	01 IRR
-		C	36-07757	10/27/1977	ALPHEUS CRE	215.000	19 FISH
-		P	36-00200	09/30/1970	WARM CREEK	40.000	19 FISH
-					SUNNY BROOK		
-		C	36-08414	03/07/1989	SUNNYBROOK	20.000	19 FISH
-		C	36-08573	12/21/1990	WASTE WATER	4.000	31 WAQ
-		C	36-08669	07/21/1992	GROUNDWATER	7.500	19 FISH

PRISTINE SPRINGS, INC

P	36-02603B	04/17/1964	SUNNYBROOK	27.200	19	FISH
	36-07537	6/4/1975	ALPHEUS CRE	3.710	IRR	
			BRIGGS SPR.		FISH	

(Enter=Continue)

(GOLD 7=This Query)

(Menu _____)

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CVR

MAPS

PHOTOS

MISC

MICROFILM

OCT 18 1994

INTER-DEPARTMENT MEMO

TO: Bob RaymondSUBJECT: Status: assignmentsFROM: FFDATE: 04-09-1995

I enclose proofs of the Yankee assignments to
Pristine Springs, Inc as they now appear in the
department database.

I have noted discrepancies from originals as a
house keeping function F.V.I.

Please advise if you have questions or need further
information. I have always been impressed by Kamm's
knowledge and professionalism privately and publicly.

() For your information

cc: SRBA

() Response required

we prove

signature

MICROFILMED

OCT 16 1995

Rayborn & Rayborn

ATTORNEYS AT LAW

P.O. BOX 321

FIRST INTERSTATE BANK BLDG.

TWIN FALLS, IDAHO 83303-0321

208-733-2600

Fax 733-2602

E. L. RAYBORN (1893—1970)

E. M. RAYBORN (1901-1986)

R. E. RAYBORN

PARALEGAL

KAREN J. MATTICE

CERTIFIED P.L.S.

April 5, 1993

RECEIVED

APR 07 1993

Department of Water Resources
Southern Region Office

Frank Hitchcock
IDAHO DEPARTMENT OF WATER RESOURCES
222 Shoshone Street East
Twin Falls, ID 83301

Dear Frank:

Enclosed are copies of the documents that I discussed with you on the telephone on April 5, 1993. I would like to find out whether all necessary **Change of Name** forms have been **filed in the adjudication** and whether **ownership of the other water rights are shown in your records to be the property of Pristine Springs, Inc.** If the assignments have not been reflected on your records, then I would appreciate your advising me as to the forms I need to complete or the actions that I need to take to insure that the transfers are all properly reflected in the records of the Idaho Department of Water Resources.

Thank you very much for your assistance.

Sincerely yours,



R. E. RAYBORN

RER/kjm

Enclosures

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ASSIGNMENT OF WATER RIGHTS

APR 07 1993

Department of Water Resources
Southern Region Office

RONALD C. YANKE and LINDA L. YANKE, husband and wife, do hereby sell, transfer, set over and assign to PRISTINE SPRINGS, INC., an Idaho corporation, all of their right, title and interest in and to the following described water rights:

- ✓ (1) License No. 36-02603B for 25.3 c.f.s. in Alpheus Creek and 1.9 c.f.s. in Sunnybrook Spring for a total of 27.2 c.f.s. with a priority date of April 17, 1964;
- ✓ (2) License No. 36-07130 for 6.0 c.f.s. amended to 4.5 c.f.s. with a priority date of May, 6 1970, being the hot water well;
- ✓ (3) Decreed water right 36-00200 for 40 c.f.s.;
- ✓ (4) Permit No. 36-08414 for 20 c.f.s. with a priority date of March 7, 1989;
- ✓ (5) Permit No. 36-07757 in the amount of 215.0 c.f.s. with a proposed priority date of October 27, 1977; and
- ✓ (6) Application For Permit No. 36-08573 for diversion of 4.0 c.f.s. for water quality improvement.

This Assignment is made and delivered pursuant to the terms of that certain "Agreement for Purchase and Sale" (the "Agreement") entered into effective January 24, 1991 by and between Wendell M. Starke or assigns as "Purchaser" and Ronald C. Yanke and Linda L. Yanke, husband and wife, as "Sellers", the Purchaser's interest in the Agreement having been assigned to PRISTINE SPRINGS, INC. by assignment dated March 21, 1991. This assignment is effective as of the date of the closing of the transaction contemplated by the Agreement.

RONALD C. YANKE and LINDA L. YANKE, husband and wife agree to execute any documents necessary and to cooperate with the Idaho Department of Water Resources to have the above water rights transferred to PRISTINE SPRINGS, INC.

JEROME COUNTY IDAHO
FEEES REC'D DEP
JUN 14 4 44 PM '91
RECORD
of Land Title & Escrow, Inc.
REQUEST

9 1 2 0 9
MICROFILMED
OCT 18 1994

Executed effective as of this 11th day of June, 1991.

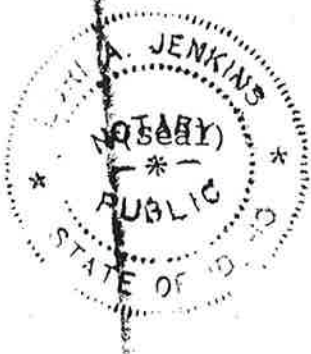
Ronald C. Yanke
RONALD C. YANKE

Linda L. Yanke
LINDA L. YANKE

STATE OF IDAHO)
) ss
COUNTY OF ADA)

On this 11th day of June, 1991, before me a Notary Public in and for said State, personally appeared RONALD C. YANKE and LINDA L. YANKE, husband and wife, known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

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



[Signature]
Notary Public for the State of Idaho

Residing at: BORSE

My commission expires: 7/12/95

State of Idaho
Department of Water Resources
ASSIGNMENT OF PERMIT

RECEIVED

APR 07 1993

Department of Water Resources
Southern Region Office

I, Ronald C. Yanke, hereby assign to PRISTINE SPRINGS, INC.
of 4075 North 2000 East, Filer, Idaho 83328
Address

All my right, title, and interest in and to Permit No. 36-07757
to appropriate the public waters of the State of Idaho.

The following described portion of my right, title, and interest in and
to Permit No. _____ to appropriate the public waters of the
State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage
within each 40 acre subdivision, the point of diversion and the amount of
water in cubic feet per second for direct diversion, or acre feet for storage)

Made this 11th day of June, 19 91.

Ronald C. Yanke
Permit Holder Ronald C. Yanke

Linda L. Yanke
Spouse of Permit Holder Linda L. Yanke

State of Idaho)
County of ADA) ss

On this 11th day of June, 19 91, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged
to me that he-(she) (they) executed the same.

s e a l

[Signature]
Notary Public residing at [Signature]

My commission expires:

MICROFILMED

OCT 18 1994

State of Idaho
Department of Water Resources
ASSIGNMENT OF PERMIT

RECEIVED

APR 07 1993

Department of Water Resources
Southern Region Office

I, Ronald C. Yanke, hereby assign to PRISTINE SPRINGS, INC.
of 4075 North 2000 East, Filer, Idaho 83328
Address

All my right, title, and interest in and to Permit No. 36-08414
to appropriate the public waters of the State of Idaho.

The following described portion of my right, title, and interest in and
to Permit No. _____ to appropriate the public waters of the
State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage
within each 40 acre subdivision, the point of diversion and the amount of
water in cubic feet per second for direct diversion, or acre feet for storage)

Made this 11th day of June, 19 91.

Ronald C. Yanke
Permit Holder Ronald C. Yanke

Linda L. Yanke
Spouse of Permit Holder Linda L. Yanke

State of Idaho)
County of ADA) ss

On this 11th day of June, 19 91, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged
to me that he ~~(she)~~ (they) executed the same.

[Signature]
Notary Public residing at [Signature]

s e a l

My commission expires: 7/18/95

MICROFILMED
OCT 18 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 07 1993

ASSIGNMENT OF APPLICATION FOR PERMIT Department of Water Resources
Southern Region Office

I, Ronald C. Yanke, hereby assign to PRISTINE SPRINGS, INC.

Of, 4075 North 2000 East, Filer, Idaho 83328
(Full Address)

All my right, title, and interest in and to Application for Permit
No. 36-08573 to appropriate the public waters of the State of Idaho.

OR (for partial assignments)

The following described portion of my right, title, and interest in and to
Application for Application for Permit No. _____ to appropriate the public
waters of the State of Idaho.

Describe portion of the application assigned listing the number of acres in each 40 acre
subdivision, point of diversion location, and the amount of water in cubic feet per second.

Made this 11th day of June, 1991.

Ronald C. Yanke
Ronald C. Yanke, Applicant

State of Idaho

) Linda L. Yanke
ss Linda L. Yanke, Spouse of Applicant

County of ADA

On this 11th day of June, 1991, personally appeared before me the signer of the
above instrument, duly acknowledged to me that he (she) (they) executed the same.

[Signature]
Notary Public
Residing at: BORER

seal

My commission expires: 7/12/95

MICROFILMED
OCT 18 1994

PLEASE RECORD AND RETURN TO:
Rayborn & Rayborn
Attorneys At Law
First Interstate Bank Building
P.O. Box 321
Twin Falls, ID 83303-0321

RECEIVED

APR 07 1993

Department of Water Resources
Southern Region Office

WARRANTY DEED

For Value Received RONALD C. YANKE and LINDA L. YANKE, husband and wife, the Grantors, whose address is 4414 S. Gekeler Lane, Boise, Idaho 83705, do hereby grant, bargain, sell and convey unto PRISTINE SPRINGS, INC., an Idaho corporation whose business address is 101 4th Avenue South, Buhl, ID 83316, the Grantee, the following described premises, in JEROME COUNTY, IDAHO to wit:

All that real property which is more particularly described as Parcels A, B and C in Schedule "A" attached hereto and by this reference made a part hereof;

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its successors and assigns forever. The said Grantors do hereby covenant to and with the said Grantee that they are the owners in fee simple of said premises; that they are free from all encumbrances except current year's taxes, levies, and assessments, and except restrictions, reservations and easements of record and easements visible upon the premises, and that they will warrant and defend the same from all lawful claims whatsoever.

DATED: *January 29, 1991*

GRANTORS:

Ronald C Yanke

Ronald C. Yanke

Linda L. Yanke

Linda L. Yanke

MICROFILMED

OCT 18 1994

912089

RECORDED
OF
Land Title & Escrow, Inc.

JUN 14 4 43 PM '91

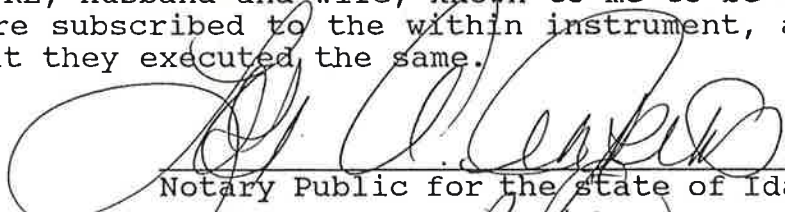
JEROME COUNTY, IDAHO

FEES 27.00 DEP

STATE OF IDAHO)
) ss
COUNTY OF ADA)

On this 29th day of January, 1991, before me, a notary public in and for said state, personally appeared RONALD C. YANKE and LINDA L. YANKE, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.




Notary Public for the state of Idaho
Residing at: Bose
My commission expires: 7/12/95

SCHEDULE "A"

PARCEL A:

TOWNSHIP 9 SOUTH, RANGE 17, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

THAT PART OF:

- Section 19: Lot 13; NE $\frac{1}{4}$ SE $\frac{1}{4}$; SE $\frac{1}{4}$ SE $\frac{1}{4}$;
Section 20: Lots 3 and 4;
Section 29: Lots 8, 9, 10, 11, 12, 13, 14, 15, 16, 17 and 18;
Section 30: Lots 8, 9, 13 and 14;

All of which is more particularly described as follows:

Commencing at the North one-sixteenth corner between Sections 29 and 30;

Thence running South 71°48' East for 4,082.0 feet to a large lava boulder marked by a chiseled cross, said lava boulder being THE REAL POINT OF BEGINNING;

Thence along the Westerly boundary of a tract of land owned by Percy Green and Harold S. Miller known as the Blue Lakes Trout Farm Property on the following courses:

South 59°18' West for 380.0 feet;

Thence South 48°30' East for 430.0 feet;

Thence South 35°45' East for 320.0 feet;

Thence South 22°41' West for 190.0 feet;

Thence South 11°37' West for 131.0 feet, more or less, to the Mean High Water Mark of the right bank of the Snake River;

Thence running along the High Water Mark of the Snake River in the Northwesterly direction for 7900.0 feet, more or less;

Thence in a Northeasterly direction along said high water line for 2000.0 feet, more or less, to the Northerly boundary of Lot 13 of Section 19;

Thence Easterly along said Northerly boundary to the Northeast corner of said Lot 13;

Thence Northerly along the Westerly boundary of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ to the intersection of said Westerly boundary and the top edge of the rimrock;

Thence in a Southeasterly direction for 7900.0 feet, more or less, to the Easterly boundary of Lots 14 and 18 of Section 29 extended;

C o n t i n u e d

Thence Southerly along said Easterly boundary to the Northerly boundary of the above described Blue Lakes Trout Farm Property;
Thence North 44°30' West for 45.0 feet, more or less, to THE REAL POINT OF BEGINNING.

EXCEPTING THEREFROM the Sunnybrook Subdivision No. 1 in a part of Lot 4 of Section 20 and in a part of Lots 9 and 10 of Section 29.

AND EXCEPTING THEREFROM the following described parcel of land:

Lots 8, 9, 10, 11, 12, 14, 15, 18 and 19 of Section 29, Township 9 South, Range 17, East of the Boise Meridian, being more particularly described as follows:

Commencing at the North one-sixteenth corner between Sections 29 and 30;

Thence running South 71°48' East for 4,082.0 feet to a large lava boulder marked by a chiseled cross, said lava boulder being THE REAL POINT OF BEGINNING;

Thence along the Westerly boundary of a tract of land owned by Percy Green and Harold S. Miller known as the Blue Lakes Trout Farm Property on the following courses:

South 59°18' West for 380.0 feet;

Thence South 48°30' East for 430.0 feet;

Thence South 35°45' East for 320.0 feet;

Thence South 22°41' West for 190.0 feet;

Thence South 11°37' West for 131.0 feet, more or less, to the Mean High Water Mark of the right bank of the Snake River;

Thence running along the High Water Mark of the Snake River in the Northwesterly directions for 1690 feet, more or less, to the West line of Lot 18 of said Section 29;

Thence North along the West line of Lots 18 and 14 of said Section 29 for 1,480.0 feet;

Thence North 54°00' West for 710.0 feet, more or less, to the centerline of a fork in an existing road;

Thence Northwesterly along the centerline of the North fork of said road for 695 feet;

Thence South 85°00' West for 375.0 feet;

Thence North 58°00' West for 440 feet;

Thence North 85°00' West for 154.0 feet, more or less, to the centerline of a fork in an existing road;

Thence Northwesterly along the centerline of the

C o n t i n u e d

West fork of said road for 1,786.0 feet, more or less, to the West line of Lot 10 of said Section 29;

Thence North along said West line for 175.00 feet, more or less, to the Northwest corner of said Section 29, being a United States Geodetic Survey Brass Cap;

Thence East along the North line of Lot 10 of said Section 29 for 210.67 feet to the Northwestern boundary of Sunnybrook Subdivision No. 1;

Thence South $32^{\circ}57'$ West along said Northwestern boundary for 44.10 feet to the Western most point of said subdivision;

Thence Southeasterly along the Southwesterly boundary of said Subdivision for the following 18 courses and distances:

- South $51^{\circ}20.4'$ East, 100.50 feet;
- South $71^{\circ}52.6'$ East, 175.86 feet;
- South $54^{\circ}34'$ East, 96.54 feet;
- South $24^{\circ}53'$ East, 101.97 feet;
- South $51^{\circ}21.6'$ East, 116.07 feet;
- South $47^{\circ}33'$ East, 104.00 feet;
- South $38^{\circ}33.4'$ East, 102.21 feet;
- South $65^{\circ}54.3'$ East, 98.96 feet;
- South $37^{\circ}13.5'$ East, 50.03 feet;
- South $55^{\circ}43.9'$ East, 83.51 feet;
- North $77^{\circ}42'$ East, 100.00 feet;
- South $47^{\circ}33'$ East, 10.00 feet;
- South $26^{\circ}42'$ West, 85.00 feet;
- South $32^{\circ}51.4'$ East, 118.04 feet;
- South $50^{\circ}09.5'$ East, 99.46 feet;
- South $64^{\circ}51.7'$ East, 102.43 feet;
- South $49^{\circ}00.4'$ East, 99.50 feet;
- North $39^{\circ}00'$ East, 40.0 feet, more or less, to the centerline of an existing road;

Thence Easterly along the centerline of said road for 560.0 feet;

Thence North $54^{\circ}37'$ East for 400.00 feet;

Thence South $44^{\circ}00'$ East, 3,385.00 feet, more or less, to THE REAL POINT OF BEGINNING.

AND EXCEPTING THEREFROM a tract of land located in Lot 13 of Section 19, Township 9 South, Range 17, East of the Boise Meridian, described as follows:

Beginning at the Southeast corner of Lot 13 of said Section 19;

Thence North along the East line of said Lot 13 for 310.0 feet;

Thence West and parallel to the South line of said Lot 13 for 69.0 feet to THE REAL POINT OF BEGINNING;

C o n t i n u e d

Thence continuing West and parallel to the South line of said Lot 13 for 865.5 feet, more or less, to the Mean High Water Mark of the right bank of the Snake River;
Thence running along the High Water Mark of the Snake River in the Northeasterly direction for 1950.6 feet, more or less, to the North line of Lot 13 of said Section 19;
Thence East along the North line of said Lot 13 for 335.8 feet, more or less, to a point 69.0 feet West of the East line of said Lot 13;
Thence South 69.0 feet West of and parallel to the East line of said Lot 13, 1010.0 feet, more or less, to THE REAL POINT OF BEGINNING.

AND EXCEPTING THEREFROM the following described parcel of land:

Commencing at the Northwest corner of Government Lot 16 of Section 29, which is marked by a G.L.O. Brass Cap;
Thence South 71°48' East for a distance of 4082.0 feet (recorded) (4078.76 feet measured) to a chiseled cross in a large lava boulder;
Thence along the Westerly boundary of the Blue Lakes Trout Farm on the following courses:
 South 59°18' West, 380.0 feet;
 South 48°30' East, 430.0 feet;
 South 35°45' East, 20.0 feet to THE TRUE POINT OF BEGINNING;
Thence continuing South 35°45' East for a distance of 300.0 feet;
Thence South 22°41' West for a distance of 190.0 feet;
Thence South 11°37' West for a distance of 131.0 feet to the mean high water of the Snake River;
Thence leaving the Westerly boundary of the Blue Lakes Trout Farm and along the mean high water of the Snake River on the following courses:
 South 51°31'23" West, 18.13 feet;
 South 75°44'55" West, 132.14 feet;
 North 79°22'50" West, 35.54 feet;
 North 73°32'15" West, 68.09 feet;
 North 70°12'42" West, 10.00 feet;
Thence leaving the mean high water of the Snake River North 17°25'30" East for a distance of 588.69 feet to THE TRUE POINT OF BEGINNING.

C o n t i n u e d

PARCEL B:

TOWNSHIP 9 SOUTH, RANGE 17, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 29: A tract of land located in Lots 8, 9, 10, 11, 12, 14, 15, 18 and 19, described as follows:

Commencing at the North one-sixteenth corner between Sections 29 and 30;

Thence running South $71^{\circ}48'$ East for 4,082.0 feet to a large lava boulder marked by a chiseled cross, said lava boulder being THE REAL POINT OF BEGINNING;

Thence along the Westerly boundary of a tract of land owned by Percy Green and Harold S. Miller known as the Blue Lakes Trout Farm Property on the following courses:

South $59^{\circ}18'$ West for 380.0 feet;

Thence South $48^{\circ}30'$ East for 430.0 feet;

Thence South $35^{\circ}45'$ East for 320.0 feet;

Thence South $22^{\circ}41'$ West for 190.0 feet;

Thence South $11^{\circ}37'$ West for 131.0 feet, more or less, to the Mean High Water Mark of the right bank of the Snake River;

Thence running along the High Water Mark of the Snake River in the Northwesterly directions for 1690 feet, more or less, to the West line of Lot 18 of said Section 29;

Thence North along the West line of Lots 18 and 14 of said Section 29 for 1,480.0 feet;

Thence North $54^{\circ}00'$ West for 710.0 feet, more or less, to the centerline of a fork in an existing road;

Thence Northwesterly along the centerline of the North fork of said road for 695 feet;

Thence South $85^{\circ}00'$ West for 375.0 feet;

Thence North $58^{\circ}00'$ West for 440 feet;

Thence North $85^{\circ}00'$ West for 154.0 feet, more or less, to the centerline of a fork in an existing road;

Thence Northwesterly along the centerline of the West fork of said road for 1,786.0 feet, more or less, to the West line of Lot 10 of said Section 29;

Thence North along said West line for 175.00 feet, more or less, to the Northwest corner of said Section 29, being a United States Geodetic Survey Brass Cap;

Thence East along the North line of Lot 10 of said Section 29 for 210.67 feet to the Northwesterly

C o n t i n u e d

boundary of Sunnybrook Subdivision No. 1;
Thence South 32°57' West along said Northwesterly
boundary for 44.10 feet to the Western most
point of said subdivision;
Thence Southeasterly along the Southwesterly bound-
ary of said Subdivision for the following 18

courses and distances:

South 51°20.4' East, 100.50 feet;
South 71°52.6' East, 175.86 feet;
South 54°34' East, 96.54 feet;
South 24°53' East, 101.97 feet;
South 51°21.6' East, 116.07 feet;
South 47°33' East, 104.00 feet;
South 38°33.4' East, 102.21 feet;
South 65°54.3' East, 98.96 feet;
South 37°13.5' East, 50.03 feet;
South 55°43.9' East, 83.51 feet;
North 77°42' East, 100.00 feet;
South 47°33' East, 10.00 feet;
South 26°42' West, 85.00 feet;
South 32°51.4' East, 118.04 feet;
South 50°09.5' East, 99.46 feet;
South 64°51.7' East, 102.43 feet;
South 49°00.4' East, 99.50 feet;
North 39°00' East, 40.0 feet, more or less,
to the centerline of an existing road;
Thence Easterly along the centerline of said road
for 560.0 feet;
Thence North 54°37' East for 400.00 feet;
Thence South 44°00' East, 3,385.00 feet, more or
less, to THE REAL POINT OF BEGINNING.

TOWNSHIP 9 SOUTH, RANGE 17, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 19: A tract of land located in Lot 13, described as
follows:

Beginning at the Southeast corner of Lot 13 of said
Section 19;
Thence North along the East line of said Lot 13 for
310.0 feet;
Thence West and parallel to the South line of said
Lot 13 for 69.0 feet to THE REAL POINT OF
BEGINNING;
Thence continuing West and parallel to the South
line of said Lot 13 for 865.5 feet, more or
less, to the Mean High Water Mark of the right
bank of the Snake River;
Thence running along the High Water Mark of the
Snake River in the Northeasterly direction for
1950.6 feet, more or less, to the North line of

C o n t i n u e d

Lot 13 of said Section 19;
Thence East along the North line of said Lot 13 for
335.8 feet, more or less, to a point 69.0 feet
West of the East line of said Lot 13;
Thence South 69.0 feet West of and parallel to the
East line of said Lot 13, 1010.0 feet, more or
less, to THE REAL POINT OF BEGINNING.

TOGETHER WITH a 50 foot wide ditch and access road
easement thru Lots 19, 18, 17, 15 and 16 of Section
29, Lots 13, 8 and 9 of Section 30, Lot 13 and the
SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 19, all in Township 9 South,
Range 17, East of the Boise Meridian. Said
Easement being 20 feet on the South side and 30
feet on the North Side of the existing centerline.

TOGETHER WITH a 50 foot wide ditch and access road
easement thru Lot 10 of Section 29, Lot 8 of
Section 30, the SE $\frac{1}{4}$ SE $\frac{1}{4}$ and Lot 13 of Section 19,
all in Township 9 South, Range 17, East of the
Boise Meridian. Said easement being 20 feet on the
South side and 30 feet on the North side of the
existing centerline.

TOGETHER WITH the right of ingress and egress over
and across all existing roadways leading to and
from the above described tracts of land.

The above described Tracts of land are based on the
Dependent Resurvey of Sections 19, 20, 28, 29, 30
and 33 of Township 9 South, Range 17, East of the
Boise Meridian, as approved April 17, 1918 by the
Surveyor General and a supplemental plat of
Sections 28, 29 and 30 approved August 16, 1923.
Also based on a survey plat of Sunnybrook
Subdivision No. 1 as filed with the office of Clerk
and Recorder, Jerome County, Idaho.

PARCEL C:

Lots 1, 2, 3 and 4 in Block 1 and Lots 1, 2, 3, 4, 5, 6, 7,
8, and 9 in Block 2 of Sunnybrook Subdivision No. 1, Jerome
County, Idaho, as shown of record by Plat filed September 14,
1965 under Instrument Number 165247, Jerome County records.

TOGETHER WITH all water, water rights, ditches, canals and rights thereto,
which are appurtenant to the above described Parcels A, B and C specifically
including, but not limited to the following enumerated water rights:

- (1) License No. 36-2603B
- (2) License No. 36-7130
- (3) Decreed Water Right 36-00200
- (4) Permit No. 36-08414
- (5) Permit No. 36-07757
- (6) Application For Permit No. 36-08573

CERTIFICATE OF AUTHENTICITY

I, R. E. Rayborn, of the law firm of Rayborn and Rayborn, P. O. Box 321, First Interstate Bank Building, Twin Falls, Idaho, 83303-0321, do hereby certify that the above and foregoing WARRANTY DEED recorded June 14, 1991 as Instrument No. 912089 records of Jerome County, Idaho is a true and accurate reproduction of the original of said Warranty Deed which is in my care, custody and control.


R. E. RAYBORN

STATE OF IDAHO)
 : ss.
County of Twin Falls)

On this 14th day of June, 1991, before me, the undersigned, a notary public in and for said State, personally appeared R. E. RAYBORN, Attorney at Law, known to me to be the person whose name is subscribed to the foregoing instrument, and who duly acknowledged to me that he executed the same.

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


NOTARY PUBLIC
Residence: Filer, Idaho
My Commission Expires : 2/17/97

MICROFILMED
OCT 18 1994

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NOV 11 1992

DAVIS WRIGHT TREMAINE

LAW OFFICES

Department of Water Resources 702 WEST IDAHO STREET • SUITE 700 • BOISE, IDAHO 83702
SOUTHERN REGIONAL OFFICE (208) 338-8200

JOSEPHINE BEEMAN
(208) 338-8233

RECEIVED

NOV 09 1992

Resources

November 5, 1992

Ms. Lynne Krogh-Hampe
Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise Idaho 83702-9000

Re: SRBA Notices of Error for Pristine Springs
Reply to your letter of October 16, 1992

Dear Lynne:

After Pristine Springs filed notices of error to all of the proposed SRBA recommendations for the Sunnnybrook facility, it appreciated the opportunity for Rick Eggleston, Executive Vice-President and General Manager, to meet with you, Allen Merritt, and Steve Clelland in Twin Falls (October 8, 1992) to discuss corrections to the five recommended rights (36-7130, 36-2603C, 36-2603D, 36-00200, and 36-15378) and appreciated your personal review of the two disallowed claims (36-15218 and 36-15336) and subsequent conversations with me. Your letter summarizes the decisions reached and I have only a few clarifications.

The objections to "non-irrigated uses" (A36-7130, A36-2603D, A36-2603C, A36-00200) were not discussed or resolved and remain an issue for consideration by the aquaculture industry.

Aesthetic claim A36-15218 was disallowed based upon the review of 4 aerial photographs (1977, 1984, 1987, and 1988) by Steve Clelland and Allen Merritt of the IDWR Twin Falls office. IDWR believes the aerial photographs contradict the affidavits of Rick Eggleston accompanying claim A36-15218. The claim and the affidavits consistently describe a sequential use of low temperature geothermal water for fish propagation, followed by aesthetic use, in conformance with Mr. Eggleston's personal knowledge. The 1977, 1984, and 1987 aerial photographs were supplied to IDWR by Pristine Springs during claims-taking to corroborate the water use described in Rick Eggleston's affidavits.

31539\00009.LTR
Boise

MICROFILMED

OCT 18 1994

Fax: (208) 338-8299

ANCHORAGE, ALASKA • BELLEVUE, WASHINGTON • LOS ANGELES, CALIFORNIA • PORTLAND, OREGON
RICHLAND, WASHINGTON • SEATTLE, WASHINGTON • WASHINGTON, D.C.

Ms. Lynne Krogh-Hampe
November 5, 1992
Page 2

IDWR provided the aerial photograph for June 22, 1988. Rick Eggleston spoke with the IDWR Twin Falls office on October 21 about the maps and the water conveyance system. I have not heard the results of that conference.

Let me know when IDWR completes the claim investigation manual. I appreciate your involvement on these matters.

Sincerely,

DAVIS WRIGHT TREMAINE


Josephine P. Beeman

JPB:ma

cc: Rick E. Eggleston

NOTICE OF ERROR

RESPONSE

CORRECTED R PROOF



MICROFILMED

JAN 28 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

NOVEMBER 2, 1992

R. KEITH HIGGINSON
Director

PRISTINE SPRINGS INC
C/O JOSEPHINE P BEEMAN
DAVIS WRIGHT TREMAINE
702 WEST IDAHO ST SUITE 700
BOISE IDAHO 83702

RE: NOTICE OF ERROR IN SNAKE RIVER BASIN ADJUDICATION
WATER RIGHT NO.: 36-00200, 36-02603C, 36-02603D, 36-07130,
36-15218, 36-15336 & 36-15378

DEAR JO,

THIS LETTER IS IN RESPONSE TO THE NOTICES OF ERROR (NOE) YOU RECENTLY FILED WITH IDWR REGARDING THE DIRECTOR'S PROPOSED RECOMMENDATION OF THE CLAIMS LISTED ABOVE AND CONFIRMS THE ACTIONS AND CHANGES AGREED UPON IN THE MEETING WITH RICK EGGLESTON ON OCTOBER 8, 1992.

YOUR NOE IDENTIFIED PROBLEMS WITH THE LEGAL DESCRIPTIONS LISTING THE POINTS OF DIVERSION AND PLACES OF USE. AS I STATED IN THE MEETING, THE CORRECT LEGAL DESCRIPTION IS THE LOT NUMBERS WHERE THEY ARE USED. THE ACCOMPANYING TRACT DESCRIPTIONS ARE USED TO HELP CLAIRIFY THE LOCATION AND ASSIST IN COMPUTER SEARCHES AND SHOULD COMPLEMENT THE LOT DESCRIPTION NOT CONTRADICT IT. SINCE SOME VARIATION WILL OCCUR IN IDENTIFYING THE TRACT LOCATION THE LOT NUMBER IS THE FINAL QUALIFIER.

THE OTHER AREA OF CONCERN YOU MENTIONED WAS THE VOLUME LIMITATIONS IN THE REMARKS OF SOME OF THE RIGHTS. DURING OUR MEETING IT APPEARS A PORTION OF THE HATCHERY AREA, 680 CU. FT., WAS LEFT OUT OF THOSE CALCULATIONS AND THE PONDS AT SITE PLAN ID #18 WERE ALSO LEFT OUT. THE FINAL FIGURES WILL SHOW THE HATCHERY VOLUME AT 7,880 CU. FT. AND THE #18 PONDS AT 75,600 CU. FT. THE TOTAL COMBINED VOLUME WITH THESE ADDITIONS IS 156,770 CU. FT.

HERE ARE THE CHANGES BY WATER RIGHT NO.: 36-00200, DELETED PLACE OF USE IN LOT 13, SEC. 19 AND CHANGED THE FACILITY VOLUME; 36-02603C, NO CHANGES; 36-02603D, CHANGES TO FACILITY VOLUME; 36-07130, NO CHANGES; 36-15218 AND 36-15336 HAVE BEEN ADDRESSED BY LYNNE KROGH-HAMPE IN A LETTER DATED 10-16-92; 36-15378, CONSUMPTIVE USE FOR POND EVAPORATION IS EQUAL TO THE CONSUMPTIVE USE REQUIREMENT FOR CROPS, NO CHANGE.

MICROFILMED

JAN 28 1993

IF YOU STILL DISAGREE WITH IDWR'S RECOMMENDATIONS, YOU WILL HAVE AN OPPORTUNITY TO FILE AN OBJECTION TO THE DIRECTOR'S REPORT WITH THE COURT. WHEN THE DIRECTOR'S REPORT IS FILED WITH THE COURT, YOU WILL BE MAILED A NOTICE THAT WILL CONTAIN MORE INFORMATION ABOUT THE OBJECTION PROCESS.

SINCERELY,

A handwritten signature in black ink, appearing to read "Steve Clelland", with a stylized flourish at the end.

STEVE CLELLAND
SENIOR WATER AGENT

MICROFILMED
JAN 28 1993

Water Right Number - R36-02603D

Prefix Translation: RESEARCH

Old (D) Number - 32030

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - -

*** A - ATTORNEY ***
BEEMAN

JOSEPHINE P

1 - DAVIS WRIGHT TREMAINE
2 - 702 WEST IDAHO ST SUITE 700
3 -
City- BOISE
Phone - 208-338-8233

State- ID Zip- 83702

*** C - CURRENT OWNER ***
PRISTINE SPRINGS INC1 - 4074 N 2000 E
2 -
3 -
City- FILER
Phone - 208-326-5687

State- ID Zip- 83328

*** O - ORIGINAL OWNER ***
PROFESSIONAL INVESTORS LIFE INSURANCE CO1 - PO BOX 2888
2 -
3 -
City- TULSA
Phone - 918-665-8280

State- OK Zip- 74101

+ - - Priority Date - - +
04/17/1964+ - - Region - - - +
17 SOUTHERN+ - - Stage - - - +
L - LICENSE

+ - - Status - - - +

+ - - - - Source - - - - - +
SUNNY BROOK SPRINGS+ - - - - Tributary - - - - - +
WARM CREEK

+ - - - - Point of Diversion - - - - - +						
Twn	Rng	Sec	Tract	Lot	RFlg	County
09S	17E	29	NE NE NW	9	(53)	JEROME

+ - - - - Water Use - - - - - +						
Code	Description	Period From	Period To	Diversion Rate	Diversion Volume	
19	FISH PROPAGATION	01/01	12/31	1.900		

+ - Total Div. Rate - +	+ - Total Div. Volume - +	+ - Total Consumptive Use - +	+ - KW Usage - +
1.900		0.0	

+ - - - - Place of Use - - - - - +								
Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
09S	17E	19	NE NW	9		19	FISH PROPAGATION	(53) JEROME

Total Acres:

+ - - Diversion Means - PIPELINE AT SPRING TO HATCHERY

+ - - Non-Irrigation Use - FISH PROPAGATION, COMMERCIAL HATCHERY BUILDING

RECEIVED
JAN 28 1993

Court Report Filing	-	00/00/0000	Field Inspection Made	-	06/11/1992	Civil Case Number	-	39576
Objection Filed Date	-	00/00/0000	Field Inspection Flag	-		Old Case Number	-	
Response Filed Date	-	00/00/0000	Verified Date	-	10/22/1992	Old Judicial District	-	
Claim Received Date	-	03/13/1990	Last Amended Date	-	00/00/0000	Temporary Right	-	P
			Receipt Number	-	S011518	Water District	-	
			POU Ownership Flag	-	Y	Federal/State Indicator	-	S
			Name Connector	-		Presumption Flag	-	
						Notice of Error Flag	-	C

Water Right Number - R36-02603C

Prefix Translation: RESEARCH

Old (D) Number - 32030

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

*** A - ATTORNEY ***
BEEMAN

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3 -
City- BOISE State- ID Zip- 83702
Phone - 208-338-8233*** C - CURRENT OWNER ***
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PROFESSIONAL INVESTORS LIFE INSURANCE CO1 - PO BOX 2888
2 -
3 -
City- TULSA State- OK Zip- 74101
Phone - 918-665-8280+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
04/17/1964 17 SOUTHERN L - LICENSE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
ALPHEUS CREEK SNAKE RIVER+ - - - - - - - - - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
09S 17E 28 NE SW SW 14 (53) JEROME+ - - - - - - - - - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
19 - FISH PROPAGATION 01/01 12/31 25.300+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
25.300 0.0+ - - - - - - - - - - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
09S 17E 28 SW NE 14 19 FISH PROPAGATION (53) JEROME

Total Acres:

+ - - Diversion Means - CONCRETE FLUME IN ALPHEUS CREEK

+ - - Non-Irrigation Use - FISH PROPAGATION, COMMERCIAL HATCHERY

MICROFILMED
JAN 28 1993

Prefix Translation: RESEARCH

Court Report Filing	- 00/00/0000	Field Inspection Made	- 06/11/1992	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 10/22/1992	Old Judicial District	-
Claim Received Date	- 03/13/1990	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S011518	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	- B

Microfilm
JAN 28 1992

DAVIS WRIGHT TREMAINE

LAW OFFICES

702 WEST IDAHO STREET • SUITE 700 • BOISE, IDAHO 83702
(208) 338-8200

RECEIVED

SEP 22 1992

Department of Water Resources

JOSEPHINE BEEMAN
(208) 338-8233

September 22, 1992

VIA HAND-DELIVERY

Mr. David B. Shaw
Bureau Chief
Adjudications Bureau
Idaho Department of Water Resources
1301 North Orchard
Boise, Idaho 83706

RECEIVED

OCT 0 - 1992

Department of Water Resources
Southern Region Office

Dear David:

The enclosed Notices of Error, with attachments, are hand-delivered today on behalf of Pristine Springs. The affected Snake River Basin Adjudication claims are:

36-00200
36-07130
36-02603C
36-02603D
36-15218
36-15336
36-15378

Sincerely,

DAVIS WRIGHT TREMAINE



Josephine P. Beeman

JPB:md
Enclosures

cc: Rick Eggleston (w/encls.)
Wendell M. Starke (w/o encls.)

MICROFILMED

JAN 28 1993

FAX: (208) 338-8299

ANCHORAGE, ALASKA • BELLEVUE, WASHINGTON • LOS ANGELES, CALIFORNIA • PORTLAND, OREGON
RICHLAND, WASHINGTON • SEATTLE, WASHINGTON • WASHINGTON, D.C.

AUG-24-1992

NOTICE OF ERROR FORM

Please type or print clearly, fill out completely, and return to:

Idaho Department of Water Resources

Statehouse Mail

Boise, Idaho 83720-9000

RECEIVED

SEP 22 1992

Department of Water Resources

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS: SEP-24-1992

WE REQUEST TO MEET WITH STATE OFFICE PERSONNEL

1. Water right number: 36-026Q3D

2. Name:

Josephine Beeman

Davis Wright Tremaine

702 West Idaho, Suite 700

Boise, ID 83702

Address:

Weekday Telephone Number:

338-8233

RECEIVED

SEP 01 1992

Department of Water Resources
Southern Region Office

MICROFILMED

JAN 28 1993

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

(Instead of filling in items 3 and 4 below you may include a copy of your proposed recommendation with the changes marked on the copy.)

3. Describe the portion of proposed recommendation with which you disagree:
 1. Legal description of point of diversion.
 2. Facility volume and combined facility volume.
 3. Non-irrigation uses: fish propagation, commercial hatchery building
4. Describe the changes you wish to have made in the proposed recommendation:
 1. See attached copy of proposed recommendations.
 2. See attached copy of proposed recommendations.
 3. Delete non-irrigation uses or list only fish propagation.
5. Describe why you disagree with the proposed recommendation:
 1. Legal descriptions do not match survey map of points of diversion.
 2. Facility volume and combined facility volume do not match number and volume of raceways.
 3. Fish propagation is already a non-irrigation use; facility volume is given in remarks.
6. Date:

September 22, 1992

SIGNATURE

Josephine P. Beeman

THIS IS A COPY OF YOUR WATER RIGHT AS IDWR PROPOSES TO RECOMMEND IT TO THE DISTRICT COURT*

*THIS IS NOT A FINAL DETERMINATION OF YOUR CLAIM. YOU MUST FILE A NOTICE OF ERROR WITH IDWR
IF YOU DISAGREE WITH THE PROPOSED RECOMMENDATION.

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
35-026030	PRISTINE SPRINGS INC 4074 N 2000 E FILER ID 85328	04/17/1964	FISH PROPAGATION	01-01 12-31	1.90 CFS	LICENSE
					TOTAL QUANTITY:	1.90 CFS
NON-IRRIGATION USES:						
FISH PROPAGATION, COMMERCIAL HATCHERY BUILDING						
SOURCE: SUNNY BROOK SPRINGS TRIBUTARY: WARM CREEK						
POINT OF DIVERSION: S <i>should be</i>						
T09S R17E S29 LOT 9 (NENENW) ~~SE 1/4~~						
PLACE OF USE: FISH PROPAGATION ~~SE 1/4~~						
T09S R17E S19 LOT 9 (NENW) ~~SE 1/4~~						
REMARKS: FACILITY VOLUME 7,200 CU. FT. <i>should be 37,500</i> 11,480						
USE OF THIS RIGHT WITH RIGHT NO. 36-00200 IS LIMITED TO A						
TOTAL COMBINED FACILITY VOLUME OF 80,490 CU. FT. <i>should be 186,300 (see notes for 36-00200)</i>						

$10(36 \times 6 \times 3) = 6480$
 $20(3 \times 24 \times 3) = 4320$
 $16(16 \times 2 \times 1.33) = 680$
 $160,280$

MICROFILMED
JAN 28 1993

RECEIVED

SEP 22 1992

Department of Water Resources

RECEIVED

OCT 01 1992

Department of Water Resources
Southern Region Office

AUG-24-1992

NOTICE OF ERROR FORM

Please type or print clearly, fill out completely, and return to:

Idaho Department of Water Resources

Statehouse Mail

Boise, Idaho 83720-9000

RECEIVED

SEP 2 2 1992

Department of Water Resources

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS: SEP-24-1992

WE REQUEST TO MEET WITH STATE OFFICE PERSONNEL

1. Water right number: 36-02603C

2. Name: Josephine Beeman
Davis Wright Tremaine

Address: 702 West Idaho, Suite 700
Boise, ID 83702

Weekday Telephone Number: 338-8233

RECEIVED

OCT 01 1992

MICROFILMED

Department of Water Resources
Southern Region Office
JAN 28 1993

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

THIS IS A COPY OF YOUR WATER RIGHT AS IDWR PROPOSES TO RECOMMEND IT TO THE DISTRICT COURT*

*THIS IS NOT A FINAL DETERMINATION OF YOUR CLAIM. YOU MUST FILE A NOTICE OF ERROR WITH IDWR IF YOU DISAGREE WITH THE PROPOSED RECOMMENDATION.

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
36-02603C	PRISTINE SPRINGS INC 4074 N 2000 E FILE# 10 83328	04/17/1964	FISH PROPAGATION	01-01 12-31	25.30 CFS	LICENSE
TOTAL QUANTITY:					25.30 CFS	

NON-IRRIGATION USES:

FISH PROPAGATION, COMMERCIAL HATCHERY

SOURCE: ALPHEUS CREEK

TRIBUTARY: SNAKE RIVER

POINT OF DIVERSION:

T09S R17E S28 LOT 14 (N/4 S/4 SW) ~~SHOULD BE S/4 N/4 E or S/4 W/4 E~~

PLACE OF USE: FISH PROPAGATION

T09S R17E S29 LOT 14 (SWNE) ~~SE NW, NESW, NWNW~~ (ponds lie over center pt. of lot 14)

REMARKS: FACILITY VOLUME 60,480 CU. FT.

RECEIVED

OCT 01 1992

Department of Water Resources
Southern Region Office

RECEIVED

SEP 22 1992

Department of Water Resources

MICHAEL J. JAMES
JAN 8 1993

R PROOF



CVR



MAPS



PHOTOS

MISC

MICROFILMED

JAN 28 1993

Water Right Number - R36-02603C

Prefix Translation: RESEARCH

Old (D) Number - 32030

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

*** A - ATTORNEY ***
BEEMAN

JOSEPHINE P

1 - DAVIS WRIGHT TREMAINE
2 - 702 WEST IDAHO ST SUITE 700
3 -
City- BOISE State- ID Zip- 83702
Phone - 208-338-8233*** C - CURRENT OWNER ***
PRISTINE SPRINGS INC1 - 4074 N 2000 E
2 -
3 -
City- FILER State- ID Zip- 83328
Phone - 208-326-5687*** O - ORIGINAL OWNER ***
PROFESSIONAL INVESTORS LIFE INSURANCE CO1 - PO BOX 2888
2 -
3 -
City- TULSA State- OK Zip- 74101
Phone - 918-665-8280+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
04/17/1964 17 SOUTHERN L - LICENSE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
ALPHEUS CREEK SNAKE RIVER+ - - - - - - - - - - - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
09S 17E 28 NE SW SW 14 (53) JEROME+ - - - - - - - - - - - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
19 - FISH PROPAGATION 01/01 12/31 25.300+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
25.300 0.0+ - - - - - - - - - - - - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
09S 17E 29 SW NE 14 19 FISH PROPAGATION (53) JEROME

Total Acres:

+ - - Diversion Means - CONCRETE FLUME IN ALPHEUS CREEK

+ - - Non-Irrigation Use - FISH PROPAGATION, COMMERCIAL HATCHERY

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JAN 28 1993

Court Report Filing	- 00/00/0000	Field Inspection Made	- 06/11/1992	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 08/11/1992	Old Judicial District	-
Claim Received Date	- 03/13/1990	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S011518	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

JAN 28 1993

Water Right Number - R36-026030

Prefix Translation: RESEARCH

Old (D) Number - 32030

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

*** A - ATTORNEY ***
BEEMAN

JOSEPHINE P

1 - DAVIS WRIGHT TREMAINE
2 - 702 WEST IDAHO ST SUITE 700
3 -
City- BOISE State- ID Zip- 83702
Phone - 208-338-8233*** C - CURRENT OWNER ***
PRISTINE SPRINGS INC1 - 4074 N 2000 E
2 -
3 -
City- FILER State- ID Zip- 83328
Phone - 208-326-5687*** O - ORIGINAL OWNER ***
PROFESSIONAL INVESTORS LIFE INSURANCE CO1 - PO BOX 2888
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3 -
City- TULSA State- OK Zip- 74101
Phone - 918-665-8280+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
04/17/1964 17 SOUTHERN L - LICENSE+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
SUNNY BROOK SPRINGS WARM CREEK+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County
09S 17E 29 NE NE NW 9 (53) JEROME+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
19 - FISH PROPAGATION 01/01 12/31 1.900+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
1.900 0.0+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
09S 17E 19 NE NW 9 19 FISH PROPAGATION (53) JEROME

Total Acres:

+ - - Diversion Means - PIPELINE AT SPRING TO HATCHERY

+ - - Non-Irrigation Use - FISH PROPAGATION, COMMERCIAL HATCHERY BUILDING

MICROFILMED

JAN 28 1993

Court Report Filing	- 00/00/0000	Field Inspection Made	- 06/11/1992	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 08/11/1992	Old Judicial District	-
Claim Received Date	- 03/13/1990	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S011518	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

MICROFILMED
JAN 28 1993

VERIFIED BY

See

Water Right Number - R36-026038

Prefix Translation: RESEARCH

Old (D) Number - 32030

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

*** A - ATTORNEY ***
BEEMAN

JOSEPHINE P

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PROFESSIONAL INVESTORS LIFE INSURANCE CO1 - PO BOX 2888
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3 -
City- TULSA State- OK Zip- 74101
Phone - 918-665-8280+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
04/17/1964 17 SOUTHERN Z - SEE REMARKS+ - - Source - - - - - + + - - Tributary - - - - - +
SUNNY BROOK SPRINGS WARM CREEK
ALPHEUS CREEK SNAKE RIVER+ - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
09S 17E 28 NW SW SW 14 (53) JEROME
29 SE NE NW 9 (53) JEROME+ - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
19 - FISH PROPAGATION 01/01 12/31 27.200
+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
27.200 0.0+ - - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
09S 17E 29 NW NE 11 19 FISH PROPAGATION (53) JEROME
09S 17E 29 SW NE 9 19 FISH PROPAGATION (53) JEROME
09S 17E 29 NE NW 14 19 FISH PROPAGATION (53) JEROME

Total Acres:

MICROFILMED

JAN 28 1993

Water right number - R36-02603B Prefix Translation: RESEARCH

+ - - Diversion Means - CONCRETE FLUME IN ALPHEUS CREEK
+ - - Non-Irrigation Use - FISH PROPAGATION; AESTHETIC; HUNTING
+ - - Other Rights for Same Use - NONE

+ - - - - - Remarks - - - - - +
SEE NOS. 36-02603C & 36-02603D.

+ - - - - - Old Water Right Numbers - - - - - +
3602603B

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

+ - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - - - - Comments - - - - - +
Date: 08/02/1991 User Id: BAUMHOFF Subject: COPIED FROM REMARKS
LIC. INCORRECTLY DESCRIBES P/D AS LOTS 10 & 14, S29, T9S.
| LIC. INCORRECTLY DESCRIBES P/U AS LOTS 9,11&14, S29, T9S, R17E.
| ***DWR NOTE***
| THIS WR CLAIMED AND PAID TWICE; FIRST CLAIMANT HAS FILED FOR
| RELINQUISHMENT AND REFUND ON S011424.
| *****

Date: 08/02/1991 User Id: BAUMHOFF Subject: CHANGE OF OWNERSHIP
RECEIVED AN CHANGE OF OWNERSHIP 7-29-91 WITH TWO DEEDS.
RONALD YANKE DEED TO PRISTINE SPRINGS, INC.
AS SHE IS WORKING WITH THE NEW OWNERS..
PROF. INVESTOR INS. CO DEED TO RONALD YANKE
WE WILL ALSO BE RECEIVING A NOTICE OF APPEARANCE FROM JO BEEMAN
Date: 08/20/1991 User Id: CLELLAND Subject: NOTICE OF APPEARANCE
RECEIVED THIS DAY.

+ - - Audit Fields - - +
07/13/92 CLELLAND

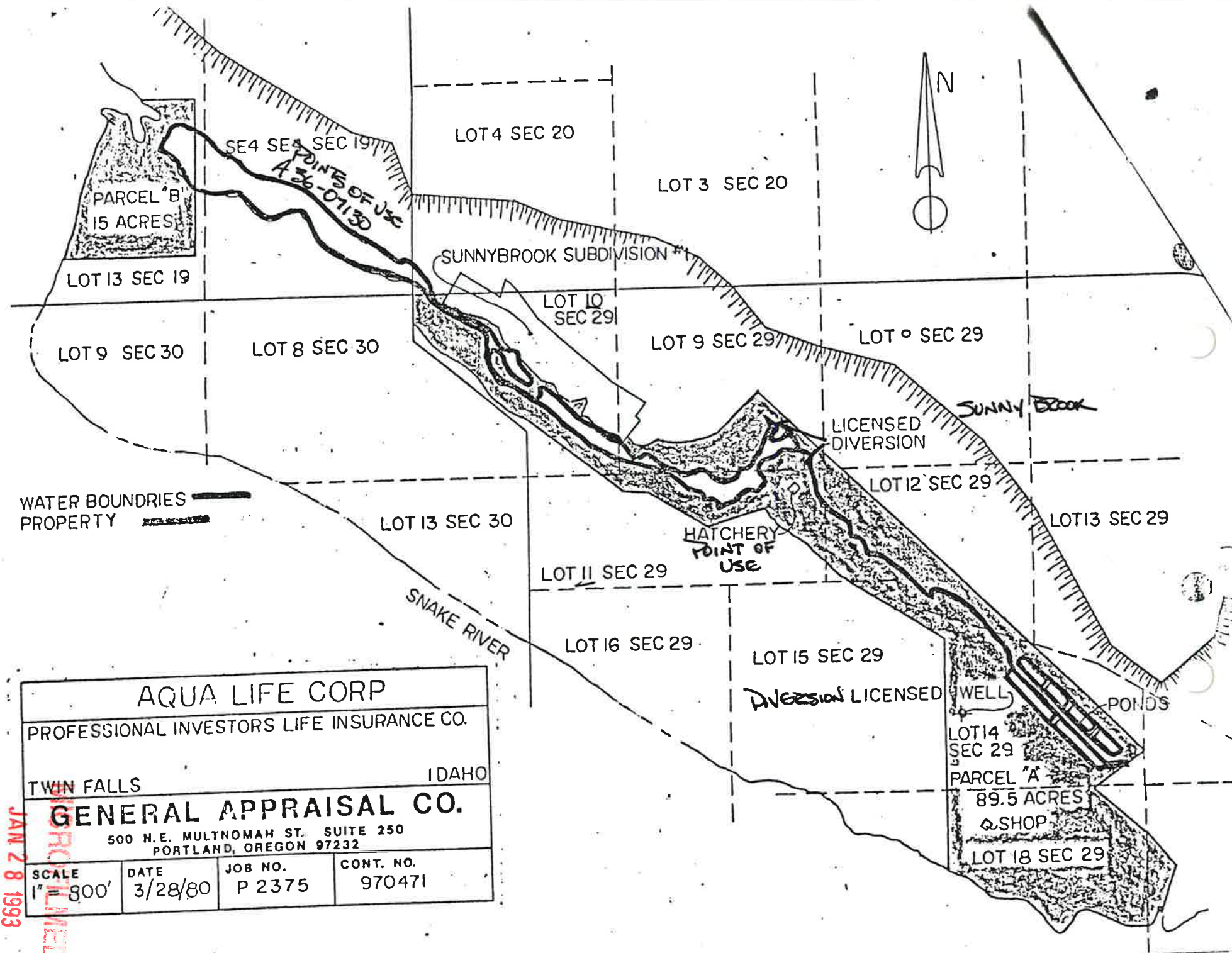
+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

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	- 07/13/1992	Old Judicial District	-
Claim Received Date	- 03/13/1990	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S011518	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

MICROFILMED

JAN 28 1993

A36-026036



AQUA LIFE CORP			
PROFESSIONAL INVESTORS LIFE INSURANCE CO.			
TWIN FALLS		IDAHO	
GENERAL APPRAISAL CO.			
500 N.E. MULTNOMAH ST. SUITE 250 PORTLAND, OREGON 97232			
SCALE 1" = 800'	DATE 3/28/80	JOB NO. P 2375	CONT. NO. 970471

JAN 28 1993

RECEIVED



Survey

Sec. 19.

Sec. 20.

900.00

81.62

10th
HOUSE

22.60

11

12

13

10.00

23.35
BUNK NO.

22.60

East 10.32

24.94

West

9

35.54

8

16.13

47.40

11

30.90

16.20

80.00

2

Sec. 30.

Snake
RIVER

Sec. 29.

RIVER

JAN 28 1993

MICROFILMED

NORTH

3

4

N. 62° 54' E.

00.00

00.59

ROAD

21

N. 79° 58' W. N. 83° 12' W.

9.76

9.17

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79.38

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N. 11° 31' W.

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N. 71° 20' W.

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TWIN

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CLAIM _____ INIT SC
T. R. S. Q/Q 4-15-92
P/D _____
PHOTO ASC5
DT.&ID. 1987



A36-02603D

BB 73

1976

POD

R. 17E.

POU
HATCHERY
Bldg.

MICROFILMED

JAN 28 1993

SOURCE:

SUNNYBROOK SPRINGS

CLAIM A36-02603D INIT SCC
T. R. S. Q/Q
P/D 9S 17E 29 NENENW(L9)
PHOTO ID. BB 73 1976

A36-02603C

BB 73

1976

MICROFILMED
JAN 28 1993

R. 17 E.

Pou

DELIVERY
DITCH

28

27

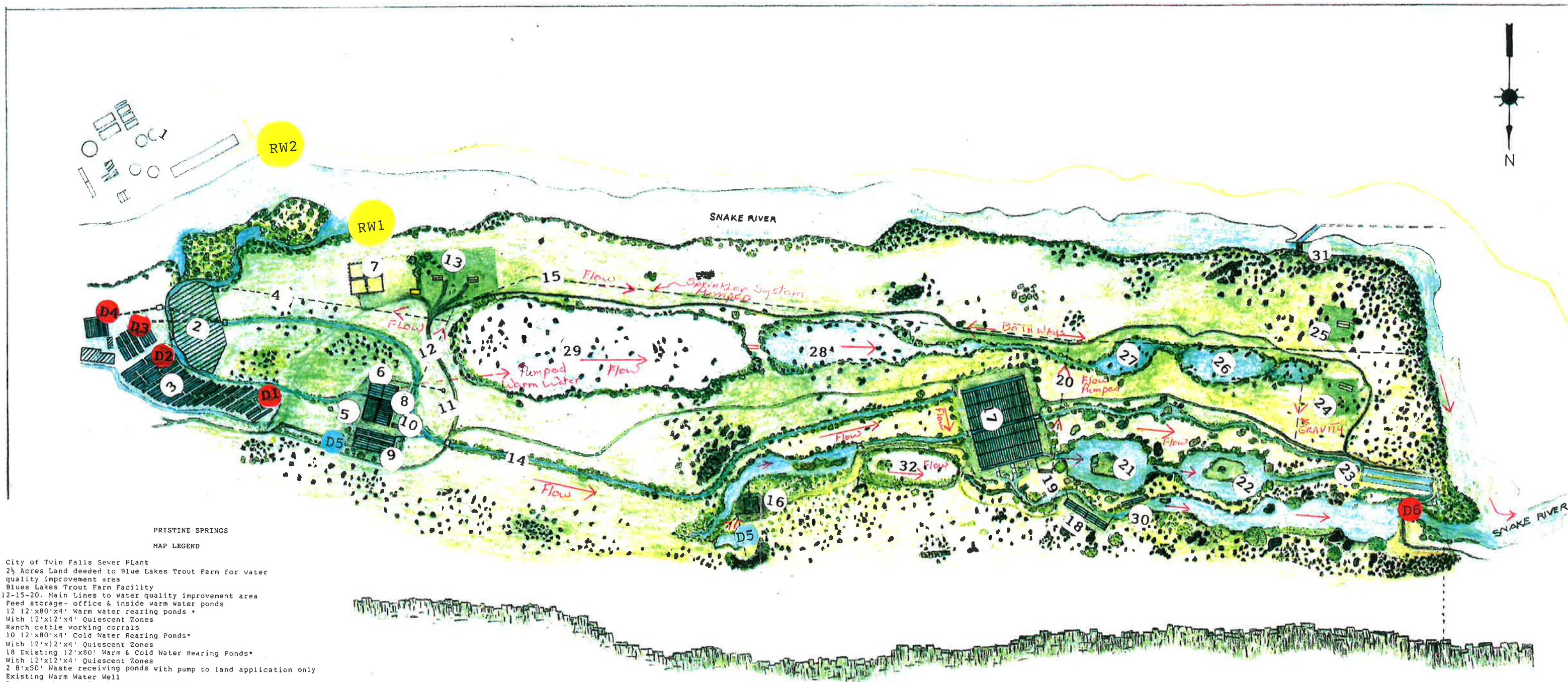
SOURCE:

Alpheus Creek

POB
NESW 1/4
L14

T.
9
S.

CLAIM R36-02603 C INIT SCC
T. R. S. Q/Q
P/D 95 17E 28 NESW 1/4 (L14)
PHOTO ID. BB 73 1976



PRISTINE SPRINGS
MAP LEGEND

1. City of Twin Falls Sewer Plant
2. 2 1/2 Acres Land deeded to Blue Lakes Trout Farm for water quality improvement area
3. Blue Lakes Trout Farm Facility
- 4-12-15-20. Main Lines to water quality improvement area
5. Feed storage- office & inside warm water ponds
6. 12'x80'x4' Warm water rearing ponds *
7. With 12'x12'x4' Quiescent Zones
8. Ranch cattle working corrals
9. 10'x80'x4' Cold Water Rearing Ponds*
10. With 12'x12'x4' Quiescent Zones
11. 18 Existing 12'x80' Warm & Cold Water Rearing Ponds*
12. With 12'x12'x4' Quiescent Zones
13. 2 8'x50' Waste receiving ponds with pump to land application only
14. Existing Warm Water Well
15. 2 New Ranch Dwelling houses (Existing)
16. Main Water Supply Canal
17. Updated Hatchery Building w/settling ponds to replace outdated ones
18. 156 15'x100'x4' Rearing Ponds*
19. With 15'x20'x4' Quiescent Zones
20. 12 15'x100'x4' Rearing Ponds*
21. With 15'x20'x4' Quiescent Zones
22. 2 8'x100'x4' Waste Receiving ponds w/pump to land application only
23. 21-22 2 Approx. 400'x600' Water Fowl Lakes w/center island
24. Existing Earthen Rearing Ponds
25. 24-25 Future Ranch Estates
- 26-27-28-29. Man-made Wetland Habitat Lakes
30. Existing Rearing Ponds (to be replaced)
31. Auger Falls Power Plant Diversion (Future)
32. Existing Man-made Wetland Habitat Area

* All Rearing ponds to have 12' & 20' quiescent zones with offline waste collection to land application for water quality improvement.

D-1 Intake #1 of 36-7757 NCTE: D1 is a composite of 21
D-2 Intake #2 of 36-7757 quiescent zones installed by
D-3 Intake #3 of 36-7757 Pristine Springs Inc. for B.L.T.
D-4 Intake #4 of 36-7757
D-5 Pristine Springs existing intake water(#1 In)
D-6 Pristine Springs discharge(#1 Out)

RW-1 Lab sample south side 7/8/91(#2 Out)
RW-2 Directly below Twin Falls Sewer Plant(#2 Out)

PRISTINE SPRINGS INC
SITE PLAN
JULY 1991
NYAL HOFFMAN
RICK EGGLESTON

CURRENT POND VOLUMES FOR PRISTINE SPRINGS
=====

08-12-92
SCC

Site plan ID#	# of ponds	Size - ft.	Cu. Ft.	WATER RT.
# 6 (Hot water ponds to be built.)	12	12 X 80 X 3.5	40,320	A36-07160
# 9 (Currently using hot water in 4 of these ponds.)	18	12 X 80 X 3.5	60,480	A36-02603C
# 16 (Hatchery)	10 20	6 X 40 X 2 2.5 X 24 X 2	4,800 2,400	A36-02603D A36-00200
# 17 (partial) G-block F-block (Replaces #23)	8 8	15 X 78 X 3.5 15 X 84 X 3.5	32,760 35,280	A36-00200
# 30	2	15 X 100 X 3.5	5,250 =====	A36-00200

TOTAL = 181,290

Comments:

1. Figures based on conversation with Rick Eggleston on 6-16-1992. Others present: Allen Merritt, Steve Clelland and Jo Beeman.
2. Volumes include quiescent zones.
3. Compare to the known volume published in Aquaculture in Idaho, March 1975, of 434,200 cubic feet.
4. Expansion of fish production to full historic volume of facilities has been prevented by DEQ environmental controls.

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JAN 28 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:15
09/08/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-02603B

LAST: PROFESSIONAL INVESTORS LIFE INSURANCE CO FIRST:
ADDRESS: P.O. BOX 2888
CITY: TULSA STATE: OK ZIP: 74101
PHONE NUMBER: 918-665-8280

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER

REMARKS: LIC. INCORRECTLY DESCRIBES P/D AS LOTS 10 & 14, S29, T9S.
LIC. INCORRECTLY DESCRIBES P/U AS LOTS 9,11&14, S29, T9S, R17E.

*****DWR NOTE*****

THIS WK CLAIMED AND PAID TWICE: FIRST CLAIMANT HAS FILED FOR
RELINQUISHMENT AND REFUND ON S011424.

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

ACTIONS TO PROPERTY / REMARKS:

Field Exam by ADM/LA 6-11-92
Scc/ADM 6-16-92

A. AJ CLAIM: * A36-02603B PRIORITY DATE: 04-17-1964 STAGE: L
B. WR RECORD: * 36-02603B PRIORITY DATE: 04-17-1964 STAGE: L

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
N

FIELD
EXAMINER
N

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(☒)
IF YES EXPLAIN.

REMARKS: _____

RECOMMENDED PRIORITY DATE:
04-17-1964

REVIEWED BY lw

DATE 11/15/90

Ser 7-3-92

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT
A36-02603B	09S	17E	28	~~NW~~	SW	SW	14
A36-02603B	09S	17E	29	SE	NE	NW	9

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
NONE NONE

WR RECORDS IN SAME 40 ACRE TRACT

36-02356
36-07210
36-07427
36-00200
36-08414

CNTY

JEROME
JEROME

2603C

2603D

MICROFILMED

JAN 28 1993

SOURCE: SUNNY BROOK SPRINGS
ALPHEUS CREEK

TRIB: WARM CREEK
SNAKE RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
36-02603B	09S	17E	28		SW	SW	14	JEROME
36-02603B	09S	17E	29		NE	NW	9	JEROME

OTHER WR RECORDS WITH SAME WR POD

36-02356
36-07210
36-07427
36-00200

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX K PREFIX

A36-02356 NONE
A36-07210
A36-07427
A36-00200

SOURCE: SUNNYBROOK SPRING
ALPHEUS CREEK

TRIB: SNAKE RIVER
SNAKE RIVER

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)

DATABASE
Y
N

FIELD
EXAMINER

N

REMARKS:

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP. RGE. SEC. 1/4 1/4 1/4 LOT COUNTY

SOURCE: SUNNYBROOK SPRING

TRIB: SNAKE RIVER

REVIEWED BY:

DATE:

11/15/90

(as claimed appears accurate)

See 7-3-92

✓ NESW SW L. 14

SW 8-11-92

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A36-02603B FISH PROPAGATION	FROM 01-01 TO 12-31	27.200 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		27.200 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
36-02603B FISH PROPAGATION	FROM 01-01 TO 12-31	27.200 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		27.200 CFS

SUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	N	<u> </u>
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	N	<u> </u>
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	N	<u> </u>

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y(☒) N(☐)

RECOMMEND TO WR STANDARDS OR OTHER?

Y(☐) N(☐) Explain in remarks, below.

REMARKS:

A. ROOT WATER RIGHT NUMBERS: A36-02603A
A36-02603B

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
09S	17E	29	NW	NE	11	PROFESSIONAL INVESTORS LIFE	INA36-02603B 7	36-02603B 7			
09S	17E	29	SW	NE	9	PROFESSIONAL INVESTORS LIFE	INA36-02603B 7	36-02603B 7			
09S	17E	29	NE	NW	14	PROFESSIONAL INVESTORS LIFE	INA36-02603B 7	36-02603B 7			
TOTAL ACRES							A36-02603B				

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N()
YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
N

PRESUMPTION FLAG:

REMARKS:

ALPHAS
PART C

S.B. opening
PART D

S. 29 SW NE LOT 14

S. 29 NENW LOT 9

~~S. 19 SESE~~

~~S. 19 SW SE LOT 13~~

RECOMMENDATIONS:

TOTAL ACRES:

REVIEWED BY:

FISH PROPAGATION ONLY

W

DATE:

11/15/90

See 7-3-92

MICROFILMED
JAN 28 1993

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE: 27.200 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 27.200 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

FIELD
DATABASE EXAMINER
Y N

FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y(☒) N(☐) IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: ~~A36-07130, PERMIT 36-08414 (03/07/1989)~~

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

part C = ~~36-7130~~ 36-7130
part D = 36-200

MICROFILMED

JAN 28 1993

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES _____ $\times$ 0.02 CFS/ACRE = _____ CFS
(Taken from p/u review)

1b. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y(____) N(____)

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y(____) N(____) ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = _____ AE/A

ACRES _____ $\times$ CONSUMPTIVE VOL. AE/A FOR AREA _____ =

TOTAL CONSUMPTIVE USE _____ AE/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AE/A

ACRES _____ $\times$ DIVERSION VOL. AE/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AE/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y(____) N(____)

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

see as licensed

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD		REC. DIV		REC. DIV		REC. CONS.	
	FROM	TO	RATE	CFS	VOL.	AE/A	USE	
FISH PROPAGATION	01-01	12-31	DATABASE 27.200	EXAMINER ✓	DATABASE	EXAMINER	DATABASE 0.0	EXAMINER
TOTAL FOR THIS RIGHT			27.200				0.0	
REVIEWED BY: <u>lw</u>	DATE: <u>11/15/90</u>							

MICROFILMED
JAN 28 1993

PART C
R36-02603C :

25.3 cfs

FAC. Vol. = 60,480

PART D
R36-02603D :

1.9 cfs

FAC. Vol = 7,200

~~103~~

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED AS CLAIMED	NEEDS REVIEW
()	()
()	()
()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-02603

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
72.200

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A36-02603A	45.000	-	-	36-02603A	45.000
A36-02603B	A36-02603B	27.200	-	-	36-02603B	27.200
-	-	-	-	-	36-02603	-
TOTAL CFS		72.200				72.200

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, is the written review sheet attached? (Y/N)

DATABASE
N

FIELD
EXAMINER
Y

REMARKS:

Claim is recommended as split since sources are used separately. see 7-3-92

AUTHENTICATION:

SIGNATURE: *lw*

DATE: *11/15/90*

NAME OF FIELD EXAMINER: _____ TITLE: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:15
09/08/90

PAGE: 11
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-02603B

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE			6-16-92 see 40M	~~N~~	~~C&D~~	see 8-11-92	DB	see 8-11-92
POINT OF DIV	Y			(Y) ~~N~~	12456			
SOURCE				N				
CE OF USE	Y			(Y) ~~N~~	12456			
DIV. AMOUNT CFS/VOLUME				Y				
CONSUMPTIVE USE	-			N				
PURPOSES				N				
PERIOD OF USE				N				
BASIS OF CLAIM	Y			N				
REMARKS	Y			~~N~~	(Y)			

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAEP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

RECEIVED
JAN 28 1993