

09/29/2009

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 67-7712

NAME AND ADDRESS: WALKER PLOW LTD PARTNERSHIP LLP
PO BOX 650
QUEEN CREEK AZ 85242

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.450 CFS

Right Nos. 67-2095 and 67-7712 are limited to a total combined diversion rate of 2.9 cfs.

PRIORITY DATE: 04/07/1987

POINT OF
DIVERSION:

T11N R06W S23 NWNE Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

1.450 CFS
549.00 AFY

The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION in WASHINGTON County

T11N R06W S23	NENE	30.00	T11N R06W S23	NWNE	35.00
T11N R06W S23	SWNE	4.00	T11N R06W S23	SENE	36.00
T11N R06W S24	NWNW	14.00	T11N R06W S24	SWNW	3.00

122 ACRES TOTAL

Right Nos. 67-2095 and 67-7712 are limited to the irrigation of a combined total of 146.1 acres in a single irrigation season.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

05/11/2006

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

RIGHT NUMBER: 67-7712

NAME AND ADDRESS: ARROW BROOK LIMITED PARTNERSHIP
C/O RODNEY H MOORE
PO BOX 53
NAMP A ID 83653

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.450 CFS

Right Nos. 67-2095 and 67-7712 are limited to a total combined diversion rate of 2.9 cfs.

PRIORITY DATE: 04/07/1987

POINT OF DIVERSION:

T11N R06W S23 NWNE Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

1.450 CFS

549.00 AFY

The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION Within WASHINGTON County

T11N R06W S23	NENE	30.00	T11N R06W S23	NWNE	35.00
T11N R06W S23	SWNE	4.00	T11N R06W S23	SENE	36.00
T11N R06W S24	NWNW	14.00	T11N R06W S24	SWNW	3.00

122 ACRES TOTAL

Right Nos. 67-2095 and 67-7712 are limited to the irrigation of a combined total of 146.1 acres in a single irrigation season.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License



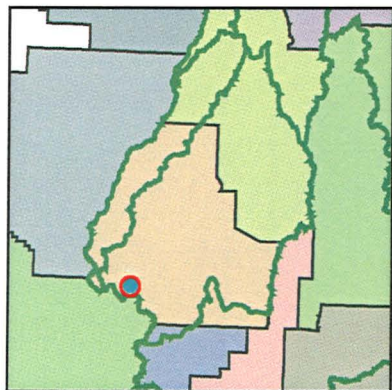
Idaho Department of Water Resources

SRBA Recommendation:

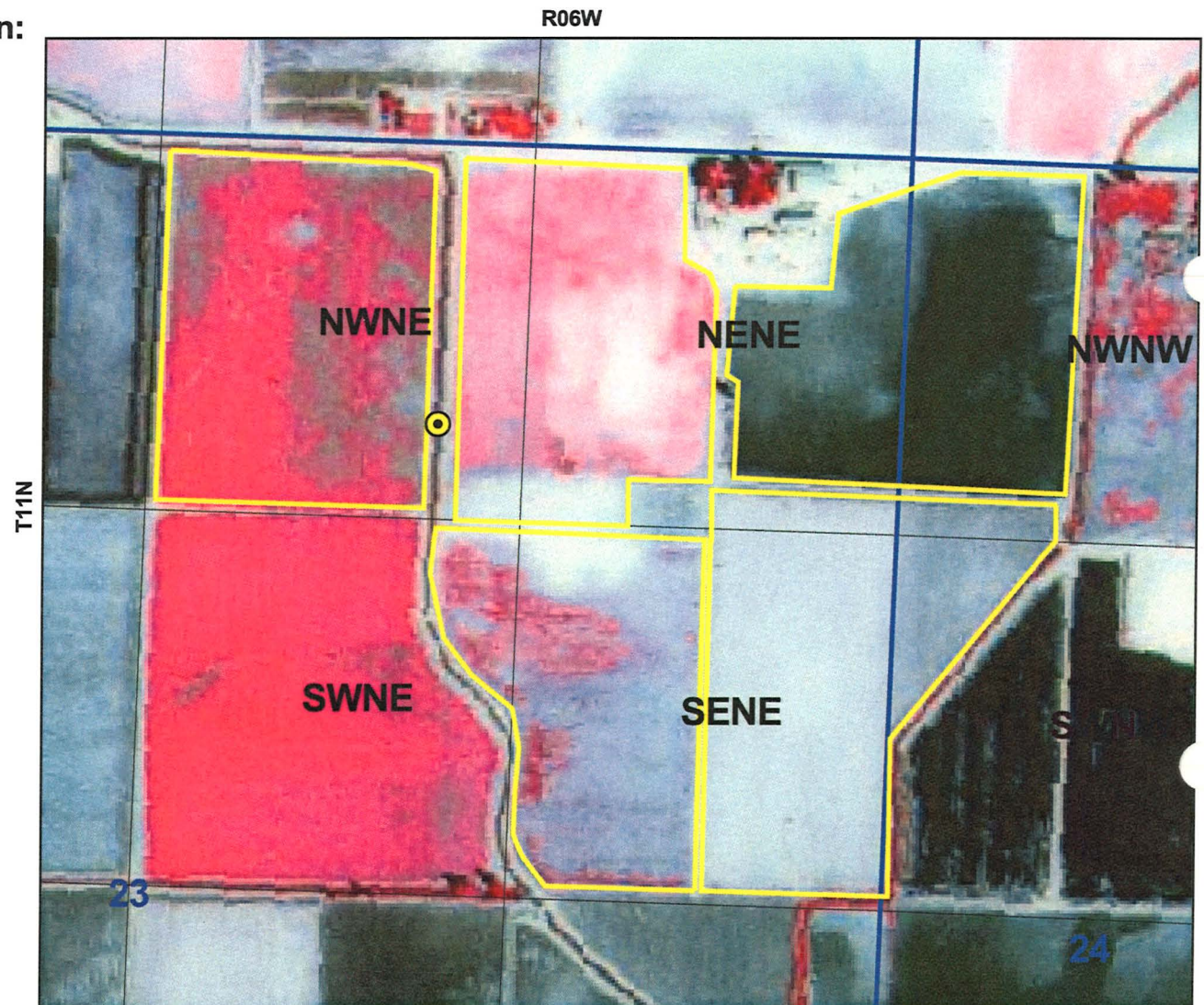
67-7712

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Washington County
IDWR Basin 67



0 0.3 0.6 Miles



Prepared by M. Mount
On Thursday, May 11, 2006
1987/88 Aerial Photography

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 67-07712

Priority: April 7, 1987

Maximum Diversion Rate: 1.45 CFS
Maximum Diversion Volume: 549.0 AF

This is to certify, that SAITO BROS INC
5387 HWY 201

ONTARIO OR 979140000 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated April 7, 1987; and
has submitted Proof of Beneficial Use on June 22, 1988. An examination indicates
that the works have a diversion capacity of 1.450 cfs of water from a GROUNDWATER
source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	1.45 CFS	549.0 AF

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 23, Township 11N, Range 06W
WASHINGTON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
11N	06W	23	NENE 30	NWNE 35	SWNE 4	105
			SENE 36			17
		24	NWNW 14	SWNW 3		
Total number of acres irrigated:						122

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right limited to the amount that can actually be beneficially use used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.
6. The right holder shall use the full allotment of his surface water right, to the extent it is available, in conjunction with

FEB 04 1993

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 67-07712

CONDITIONS/REMARKS:

groundwater diverted pursuant to this right.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 5TH
day of JANUARY, 1993.

Acting for *Ron C. Young*
R. Keith Higginson, Director

FEB 04 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 67-7712
Date Received: 7/31/1989
Receipt No: C008683
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

WALKER PLOW LLP Phone: (480)988-3828

PO BOX 650
QUEEN CREEK AZ USA 85242

2. Date of Priority: 04/07/1987

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
11N	06W	23	NW NE	WASHINGTON	

5. Description of diverting works:

WELL, PUMP & DISTRIBUTION SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	1.45	549

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres		
11N	06W	23	NE	NE		IRRIGATION	30		
			NW	NE		IRRIGATION	35		
			SW	NE		IRRIGATION	4		
			SE	NE		IRRIGATION	36		
			Section Acres						105
11N	06W	24	NW	NW		IRRIGATION	14		
			SW	NW		IRRIGATION	3		
			Section Acres						17
			Total Acres						122

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:

14. Remarks:

Ownership changed by DB 1/28/2004

Prior to the diversion of water under this right a flow measurement port or other device as specified by the Department shall be installed to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.

15. Basis of Claim: License



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

JAMES E. RISCH
Governor

KARL J. DREHER
Director

August 24, 2006

WALKER PLOW LLP
PO BOX 650
QUEEN CREEK AZ 85242

RE: Snake River Basin Adjudication (SRBA)
Notices of Claim to a Water Right #67-2095, 67-2110, 67-2244, 67-2313,
67-7009, 67-7712, 67-7718, and water rights #67-7540 and #67-10711

Dear Claimant:

We have processed your change in ownership of Notices of Claim referenced above.

Enclosed are copies of your water rights for your file. Please refer to these record numbers in any future inquiries or correspondence.

If your mail delivery address changes in any form, please contact us in writing so we can update our records to assure you receive important notices concerning your claim.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Technical Section

SS:region

Enclosures:

Copies of Water Rights Referenced Above

SCANNED
AUG 24 2006

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 67-7712
Date Received: 7/31/1989
Receipt No: C008683
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

ARROW BROOK LIMITED PARTNERSHIP Phone: (208)466-0419

C/O RODNEY H MOORE
PO BOX 53
NAMPA ID USA 83653

2. Date of Priority: 04/07/1987

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
11N	06W	23	NW NE	WASHINGTON	

5. Description of diverting works:

WELL, PUMP & DISTRIBUTION SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	1.45	549

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
11N	06W	23	NE	NE		IRRIGATION	30
			NW	NE		IRRIGATION	35
			SW	NE		IRRIGATION	4
			SE	NE		IRRIGATION	36
						Section Acres	105
11N	06W	24	NW	NW		IRRIGATION	14
			SW	NW		IRRIGATION	3
						Section Acres	17
						Total Acres	122

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:

14. Remarks:

Ownership changed by DB 1/28/2004

Claim amended to reflect license that was issued on 1/5/93. MM (5/10/06)

Prior to the diversion of water under this right a flow measurement port or other device as specified by the Department shall be installed to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.

15. Basis of Claim: License

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

Title
_____, that I have signed the foregoing
Organization
document in the space below as _____ of

Title
_____ and that the statements contained in the
Organization
foregoing document are true and correct. _____
Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this
of _____ 20____

Notary Public

Residing at _____

My commission Expires _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 28, 2004

ARROW BROOK LIMITED PARTNERSHIP
% RODNEY H MOORE
PO BOX 53
NAMPA ID 83653

Re: Notice of Claim to a Water Right No. 67-7712

Dear Claimant(s):

Enclosed is a copy of the above referenced claim(s), which reflect the change in ownership of the land and appurtenant water rights, covered under the original filing:

Please note that the enclosed Notice of Claim to a Water Right is not a final determination of your water right. This claim was filed during claims taking in the Snake River Basin Adjudication (SRBA) and has not yet been verified by this Department. Water rights are established and maintained by beneficial use of water for the uses designated on this claim form dating back to the priority date listed. This claim will be investigated, verified and recommended to the SRBA Court for court decree sometime in the near future. You will be notified prior to the beginning of any verification of this water right.

Thank you for your patience and cooperation, as we have had several water right changes to process. If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region Office

DB: db

Enclosure

SCANNED
APR 14 2004



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 12, 2003

ARROW BROOK LIMITED PARTNERSHIP
ATTN: RODNEY H MOORE
PO BOX 53
NAMPA ID 83653

RE: Notice of Change of Water Right Ownership No. 67-7540 & 67-7712

Dear Claimants:

Enclosed are the Notices of Change of Water Right Ownership forms that were recently submitted to our office. However, we are unable to process these ownership changes at this time. The legal description listed on the Warranty Deed for claim number 67-7712 does not match the legal description for the Place of Use claimed. The deed is for property located in Section 14 of Township 11 North, Range 6 West; however, the claim is for property located in Sections 23 and 24 of said Township and Range. If you have additional information for this particular claim, please forward it to our office.

In addition, each of the ownership change forms need to be signed in order to process the necessary changes.

Please submit this information, and we will be able to complete the ownership change.

Thank you for your patience and cooperation, as we have had several ownership changes to process. Feel free to contact our office if you have any questions concerning this letter.

Sincerely,

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region
(208) 334-2190

DB: db

Enclosures

Northwest Division

Rodney H. Moore
Fax +1 208-463-7675
agrivest@mindspring.com

www.ubs.com

Idaho Department of Water Resources
Western Region
2735 Airport Way
Boise, ID. 83705-5082

RECEIVED

DEC 11 2003

WATER RESOURCES
WESTERN REGION

December 10, 2003

ABP #8, Cahill Farms

Enclosed is the IDWR Notice of Change in Water Right Ownerships for Water Right 67-7712 formerly owned by Saito Brothers, Inc. and Water Right 67-7540 owned by Alan & Ray Saito. Arrow Brook Limited Partnership purchased this property, including the water rights (copies of the Warranty Deed, as recorded in Washington County, on 5/15/03, are attached).

Upon completion of the change in ownership, please return the verification to our office at P.O. Box 53, Nampa, ID. 83653. Please contact us if you need additional information.

Yours sincerely,

UBS AgriVest LLC



Rodney H. Moore
Director

Enclosures

State of Idaho
Department of Water Resources

JAN 12 1993

WATER RIGHT LICENSE

Department of Water Resources
Western Regional Office

WATER RIGHT NO. 67-07712

Priority: April 7, 1987

Maximum Diversion Rate: 1.45 CFS
Maximum Diversion Volume: 549.0 AF

This is to certify, that SAITO BROS INC
5387 HWY 201

ONTARIO OR 979140000 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 7, 1987; and has submitted Proof of Beneficial Use on June 22, 1988. An examination indicates that the works have a diversion capacity of 1.450 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	1.45 CFS	549.0 AF

LOCATION OF POINT(S) OF DIVERSION: NWNE , Sec. 23, Township 11N, Range 06W
WASHINGTON County

<u>PLACE OF USE:</u> IRRIGATION						
<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
11N	06W	23	NENE 30	NWNE 35	SWNE 4	105
			SENE 36			17
		24	NWNW 14	SWNW 3		
Total number of acres irrigated:						122

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right limited to the amount that can actually be beneficially use used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.
6. The right holder shall use the full allotment of his surface water right, to the extent it is available, in conjunction with

MICROFILMED
AUG 05 1994

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 67-07712

CONDITIONS/REMARKS:

groundwater diverted pursuant to this right.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 5TH
day of JANUARY, 1993.

Acting for R. Keith Higginson, Director

MICROFILMED
AUG 05 1994

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

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

CIVIL CASE NUMBER: 39576

Ident. Number 67-7712
Date Received: 7/31/1989
Receipt No: C008683
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

ARROW BROOK LIMITED PARTNERSHIP
C/O RODNEY H MOORE
PO BOX 53
NAMPA ID USA 83653

Phone: (208)466-0419

2. Date of Priority: 04/07/1987

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot			County	Type
11N	06W	23	SE	NW	NE	WASHINGTON	

5. Description of diverting works:

WELL, PUMP & DISTRIBUTION SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	2.44	

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

8. Total consumptive use:

9. Non-irrigation uses:

SCANNED
APR 14 2004

10. Place of use:

Township	Range	Section	1/4 of	1/4 Lot	Use	Acres
11N	06W	23	NE	NE	IRRIGATION	30
			NW	NE	IRRIGATION	35
			SW	NE	IRRIGATION	4
			SE	NE	IRRIGATION	36
Section Acres						105
11N	06W	24	NW	NW	IRRIGATION	14
			SW	NW	IRRIGATION	3
Section Acres						17
Total Acres						122

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:

14. Remarks:

Ownership changed by DB 1/28/2004

Prior to the diversion of water under this right a flow measurement port or other device as specified by the Department shall be installed to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.

15. Basis of Claim: Permit

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

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

RECEIVED

DEC 11 2003

WATER RESOURCES
WESTERN REGION

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
67-7712					

RECEIVED

DEC 17 2003

WATER RESOURCES
WESTERN REGION

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts. N/A
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).
OR
 If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Saito Brothers, Inc.
- 5387 Hwy. 201, Ontario, OR. 97914
4. New Owner/Claimant(s) Arrow Brook Limited Partnership
- Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address c/o Rodney H. Moore, P.O. Box 53
- City, State and ZIP Code Nampa, ID. 83653
- New Telephone Number (208) 466-0419
5. Date you acquired the property 5/15/03

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

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

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

7. **Signature of New Owner(s) or Claimant(s)**
(include title if applicable)

Redney Moore
DIRECTOR

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

For Office Use Only

Received by DH Date 12-11-03 Fee 0
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

189711

DEED

FOR VALUE RECEIVED, SAITO BROS., INC.
a corporation duly organized and existing under the laws of the State of Idaho, grantor, does
hereby Grant, Bargain, Sell and Convey unto

ARROW BROOK LIMITED PARTNERSHIP

grantee whose current address is 2442 TRUMBULL STREET
HARTFORD, CT 06103

The following described real estate, to-wit:

SEE ATTACHED EXHIBIT "A"

Together with all water, water rights, ditches and ditch rights appurtenant thereto and in anywise
belonging.

Subject to all valid outstanding reservations, easements, rights-of-way, restrictions, dedications,
mineral leases, mineral reservations and mineral conveyances of record.

TO HAVE AND TO HOLD The said premises, with their appurtenances unto the said Grantee,
its heirs and assigns forever.

IN WITNESS WHEREOF, The Grantor, pursuant to a resolution of its Board of Directors has
caused its corporate name to be hereunto subscribed by its President and its corporate seal to be
affixed by its Secretary this 15th day of MAY, 2003.

BY



File Number: 100-03-9060

189711

EXHIBIT "A"

PARCEL II:

In Township 11 North, Range 6 West, Boise Meridian:

Section 23: NE $\frac{1}{4}$.

#1 Section 24: The following described tract:
 Beginning at the Northwest corner of the NW $\frac{1}{4}$ NW $\frac{1}{4}$;
 Thence East 562 feet;
 Thence S 1° W 767 feet;
 Thence S 20° W 367 feet;
 Thence S 34° E 240 feet;
 Thence S 1° W 346 feet;
 Thence S 74°30' E 800 feet;
 Thence South 751 feet to the Southeast corner of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$;
 Thence West to the Southwest corner of the NW $\frac{1}{4}$; 1415' +/- } Approx.
 Thence North to the place of beginning. 2573' +/-

AND ALSO that part of the W $\frac{1}{2}$ NW $\frac{1}{4}$ described as follows:

#2 Beginning at a point 562 feet East of the northwest corner of said Section 24;
 Thence South 1°00' West 767 feet, to the TRUE POINT OF BEGINNING;
 Thence S 20°00' W 367 feet;
 Thence S 34°00' E 240 feet;
 Thence northerly to the TRUE POINT OF BEGINNING. 1444' Approx.

*appears to be
 easement in
 NW $\frac{1}{4}$ NW $\frac{1}{4}$*

AND ALSO a portion of the W $\frac{1}{2}$ NW $\frac{1}{4}$, described as follows:

#3 Beginning at the northwest corner of said Section 24;
 Thence East 562 feet;
 Thence S 1° W 767 feet;
 Thence S 20° W 367 feet;
 Thence S 34° E 240 feet;
 Thence East 200 feet;
 Thence South 340 feet;
 Thence S 72°03'13" E 578.71 feet (formerly S 74°30' E 587 $\frac{1}{2}$ feet, more or less) to the East line
 of the W $\frac{1}{2}$ NW $\frac{1}{4}$ of said Section 24;
 Thence South 811 feet, more or less, to the southeast corner of the said W $\frac{1}{2}$ NW $\frac{1}{4}$;
 Thence West to the southwest corner of the said W $\frac{1}{2}$ NW $\frac{1}{4}$;
 Thence North to the place of beginning.

*Same as
 #1*

SAVE AND EXCEPT THE FOLLOWING DESCRIBED PARCEL:

A parcel of land situated within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 23, Township 11 North, Range 6 West, Boise Meridian, Washington County, Idaho, more particularly described as follows:
 Beginning at the northeast corner of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 23, T.11N., R.6W., B.M.;
 Thence S 0°10'28" E, a distance of 51.50 feet along the east line of said NE $\frac{1}{4}$ NE $\frac{1}{4}$;

CONTINUED

*Exception
 see next pg
 also*

File Number: 100-03-9060

189711

EXHIBIT "A" CONTINUED

Thence S 69°54'13" W, a distance of 328.33 feet;
 Thence S 35°13'56" W, a distance of 72.09 feet;
 Thence S 2°16'44" W, a distance of 154.64 feet;
 Thence S 34°19'59" W, a distance of 39.38 feet;
 Thence N 87°11'07" W, a distance of 267.21 feet;
 Thence N 72°24'24" W, a distance of 142.26 feet;
 Thence N 37°48'07" W, a distance of 21.63 feet;
 Thence N 0°10'00" W, a distance of 334.71 feet to a point on the north line of said NE¼NE¼;
 Thence N 89°50'00" E, a distance of 794.86 feet along the north line of said NE¼NE¼ to the point of beginning.

Exception

- X SUBJECT TO AND TOGETHER WITH a 40 foot wide ingress-egress and utility easement along the easterly line of the above described parcel of land, said easement being more particularly described as follows:
 Beginning at the northeast corner of the NE¼NE¼ of Section 23, T.11N., R.6W., B.M.;
 Thence S 0°10'28" E, a distance of 8.95 feet along the east line of said NE¼NE¼ to the TRUE POINT OF BEGINNING;
 Thence continuing S 0°10'28" E, a distance of 42.55 feet along the east line of said NE¼NE¼;
 Thence S 69°54'13" W, a distance of 328.22 feet;
 Thence S 35°13'56" W, a distance of 72.09 feet;
 Thence S 2°16'44" W, a distance of 154.64 feet;
 Thence S 34°19'59" W, a distance of 39.38 feet;
 Thence N 87°11'07" W, a distance of 46.92 feet;
 Thence N 34°19'50" E, a distance of 52.42 feet;
 Thence N 2°16'44" E, a distance of 154.98 feet;
 Thence N 35°13'56" E, a distance of 96.40 feet;
 Thence N 69°54'13" E, a distance of 355.31 feet to the TRUE POINT OF BEGINNING.

Easement #1

- Easement #2*
 X ALSO TOGETHER WITH an ingress-egress and utility easement within the NE¼NE¼ of Section 23, T.11N., R.6W., B.M. more particularly described as follows:
 Beginning at the northeast corner of the NE¼NE¼ of Section 23, T.11N., R.6W., B.M.;
 Thence S 89°50'00" W, a distance of 794.86 feet along the north line of said NE¼NE¼ to the TRUE POINT OF BEGINNING at the northwest corner of the above described parcel of land;
 Thence continuing S 89°50'00" W, a distance of 50.00 feet along the north line of said NE¼NE¼;
 Thence S 45°10'00" E, a distance of 70.71 feet to a point on the west line of the above described parcel of land;
 Thence N 0°10'00" W, a distance of 50.00 feet along the west line of the above described parcel of land to the TRUE POINT OF BEGINNING.

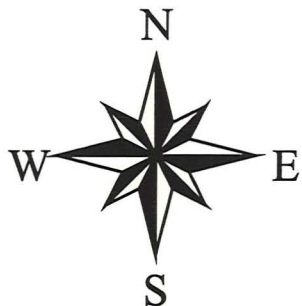
67-7712

11N 6W

Arrow Brook Property

*Purchased all of NE⁴
of S-23 plus
portion of S-24*

-  Section Lines
-  QQ Lines
-  Tax Lot Data

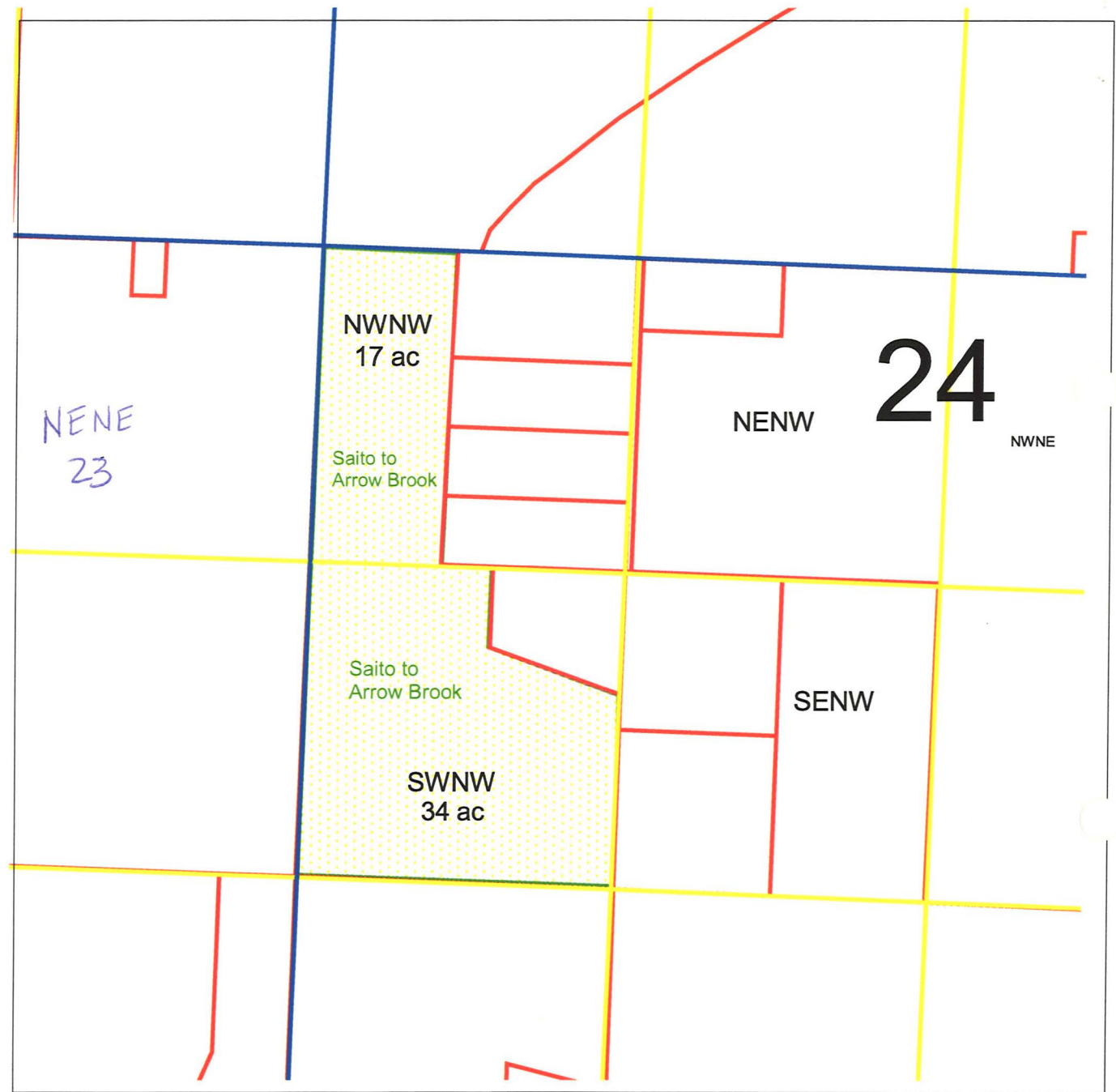
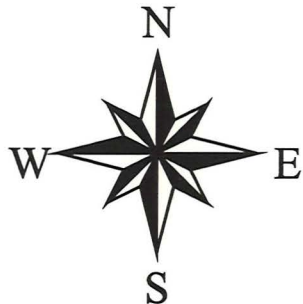


67-7712

11N 6W

Parts 1 & 3 of deed

-  Section Lines
-  QQ Lines
-  Tax Lot Data



0.2 0 0.2 0.4 Miles

67-7712

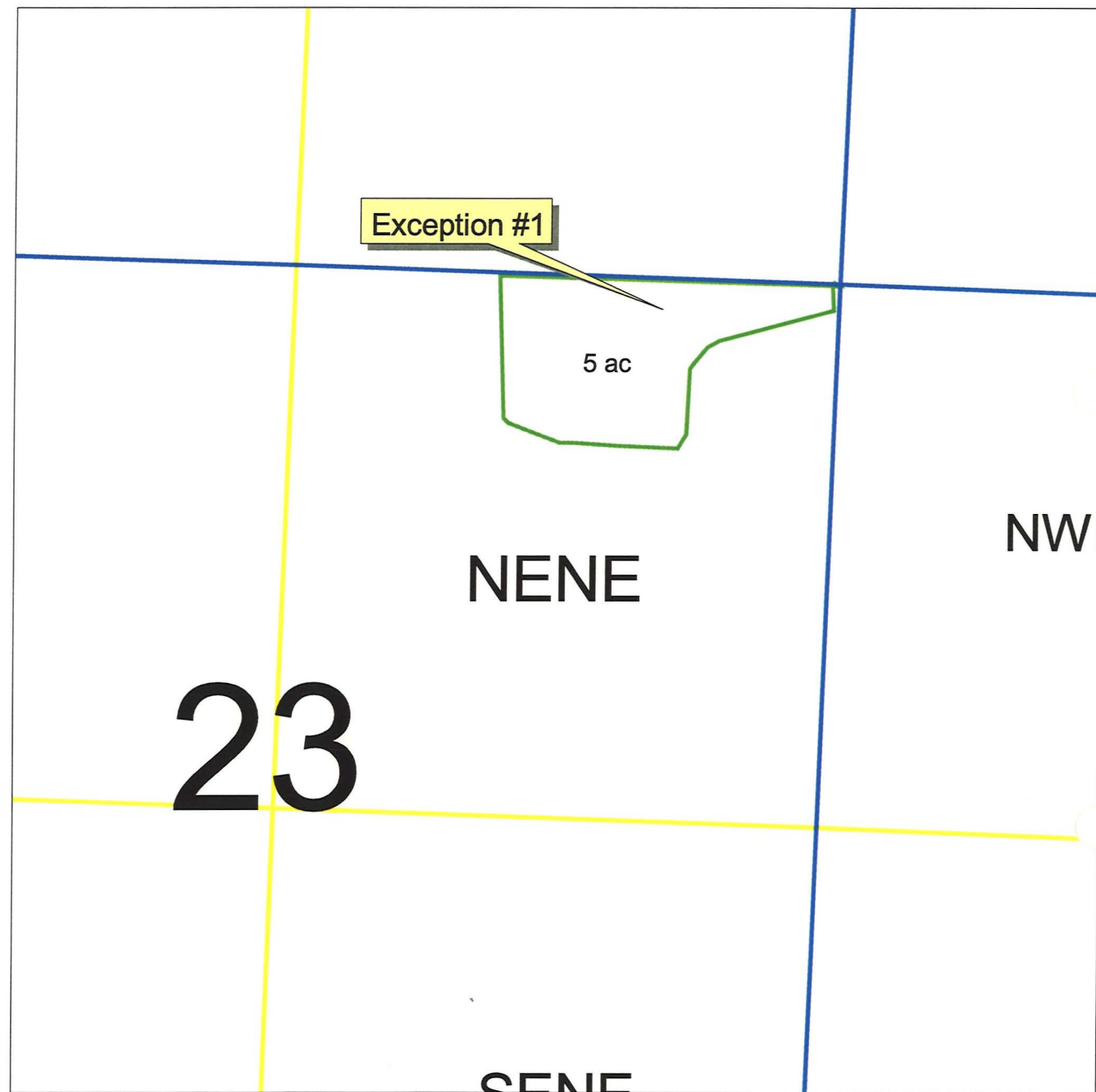
11N 6W

Exception #1

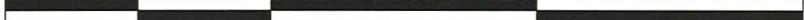
 Section Lines

 QQ Lines

 Exception



0.1 0 0.1 0.2 Miles



67-7712

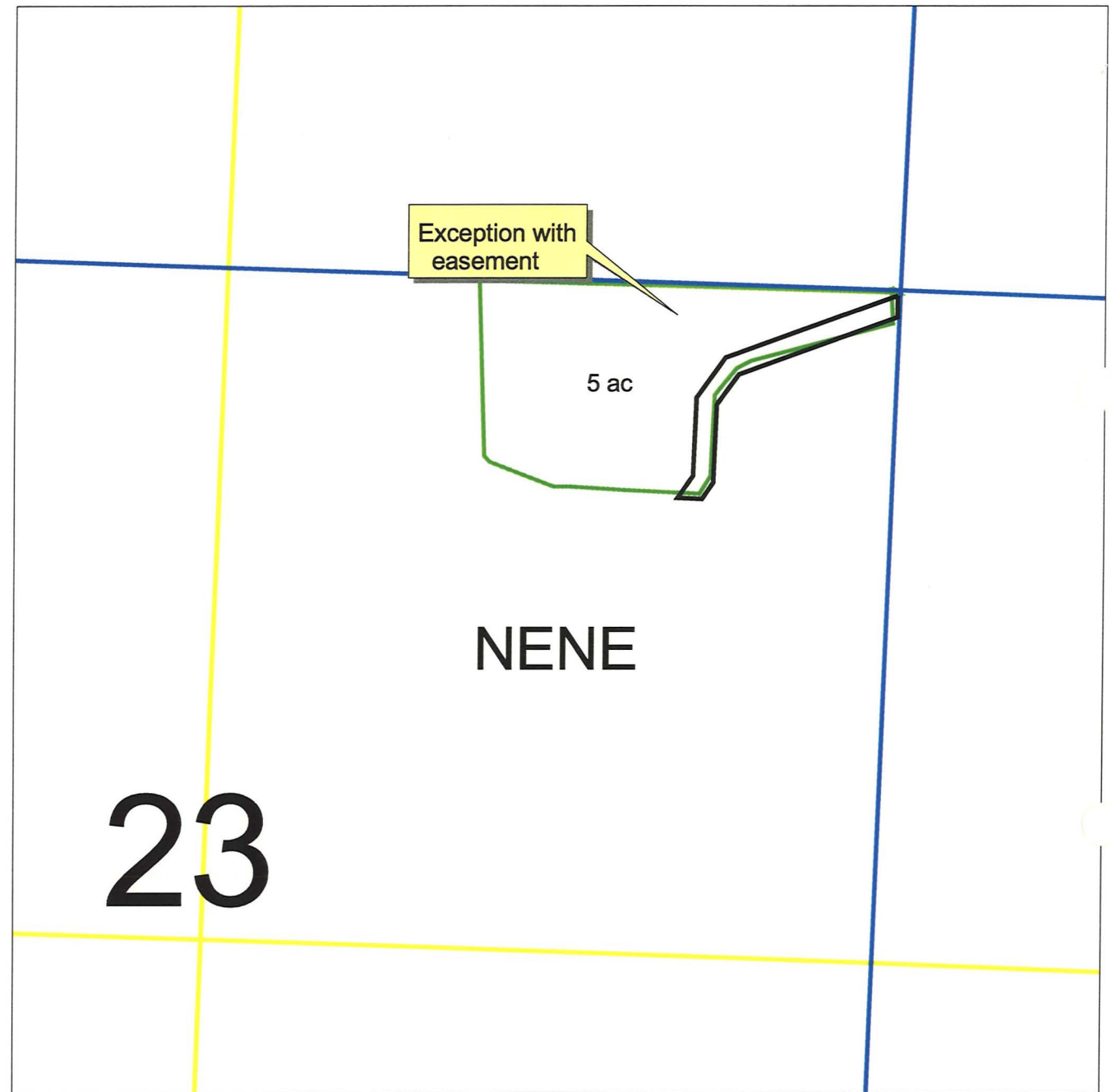
11N 6W

Exception with easement #1

 Section Lines

 QQ Lines

 Exception



0.08 0 0.08 0.16 Miles



67-7712

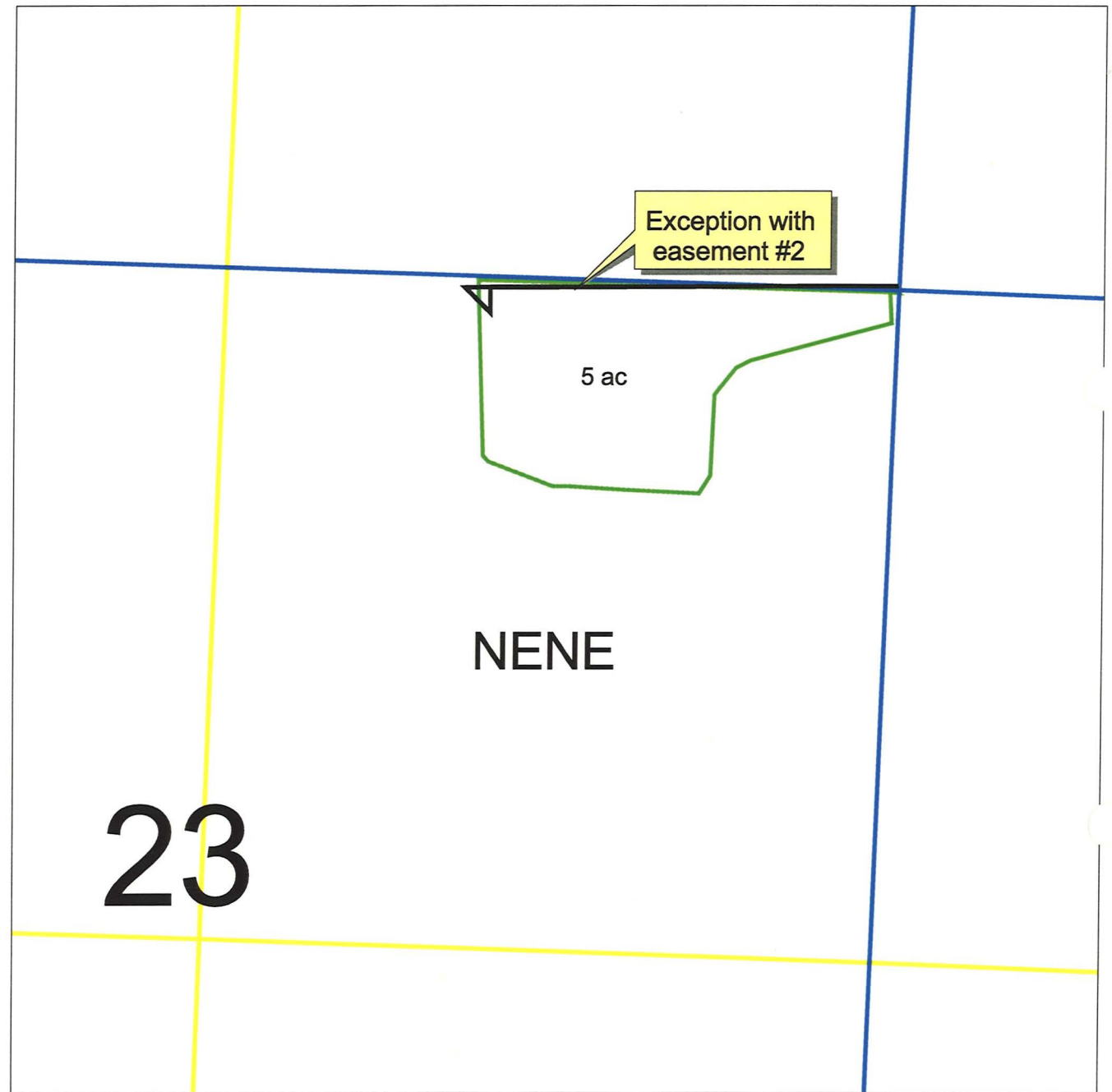
11N 6W

Exception with
easement #2

Section Lines

QQ Lines

Exception



0.08 0 0.08 0.16 Miles

UBS AgriVest LLC
P.O. Box 53
Nampa, ID. 83653
1314 12th Ave. So., Ste. 5
Nampa, ID. 83651
Tel. +1-208-466-0419

Northwest Division

Rodney H. Moore
Fax +1 208-463-7675
agrivest@mindspring.com

www.ubs.com

State of Idaho Department of Water Resources
Denise Buffington, Office Specialist 1
Adjudication Section
Western Region
2735 Airport Way
Boise, ID. 83705-5082

RECEIVED

DEC 17 2003

WATER RESOURCES
WESTERN REGION

December 16, 2003

ABP #8, Cahill Farms
Washington County
IDWR #67-7540, #67-7712

Dear Denise,

This letter acknowledges receipt of yours, dated 12/12/03, regarding the above-captioned water rights. Water Right #67-7712 covers land in Sections 23 & 24, T11N, R6W, and attached to that Notice of Change is the Warranty Deed covering that land. Water Right #67-7540 covers land in Sections 13 & 14, and I have attached the two warranty deeds for that property.

I trust with the signed applications and the appropriate warranty deeds, you will be able to process these ownership changes as your schedule permits.

Please call if you need any additional information.

Yours sincerely,

UBS AgriVest LLC



Rodney H. Moore, Director

Enclosures

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A67-07712
Date Received: 7/31/1989
Receipt No: C008683
Received By: ES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SAITO BROS. INC. 503-262-3473
Address: 5387 HWY. 201
ONTARIO, OR 97914
2. Date of Priority: APR 07, 1987
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|------------|
| 11N | 06W | 23 | SE | NW | NE | | WASHINGTON |
5. Description of diverting works:
WELL, PUMP & DISTRIBUTION SYSTEM
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 2.440 | | |
7. Total Quantity Appropriated is:
2.440 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 427.0 Acre Feet Per Annum.
9. Non-irrigation uses:
N/A
10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
11N	06W	23	NE	NE		IRR	30.0
			NW	NE		IRR	35.0
			SW	NE		IRR	4.0

A67-07712

Page 1

Date: 07/31/89

MICROFILMED
OCT 02 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	06W	23	SE	NE		IRR	36.0
						Section Acres	105.0
		24	NW	NW		IRR	14.0
			SW	NW		IRR	3.0
						Section Acres	17.0
						Total Acres	122.0

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:
WEISER IRR. DIST.

14. Remarks:

15. Basis of Claim: PERMIT

16. Signature(s)

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

Number of attachments: 1

For Organizations:

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

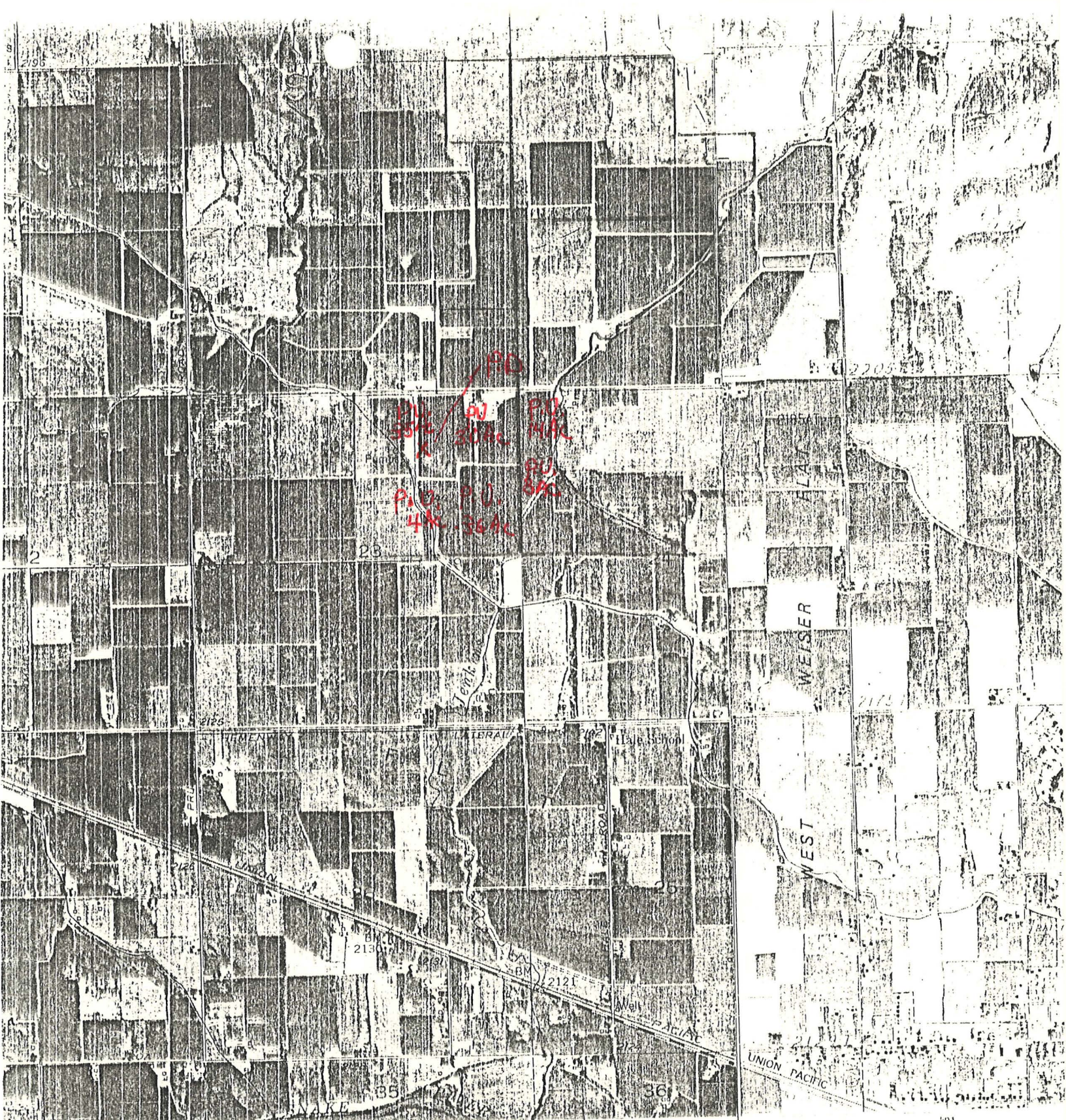
Alan D. Santa
Signature of Authorized Agent
Pres. Santa Bros. Inc.
Title and Organization
July 31, 1989
Date

State of Idaho)
County of Aon) SS.

Subscribed and sworn (or affirmed) before me this 31st day
of JULY 19 89
Shirley E. Smith
Notary Public

Seal

Residing at BOISE, ID
My Commission Expires 11/08/1994



2910000
 T11N R6W
 A67-07712

4940000
 MICROFILMED
 OCT 02 1992

Produced and published by the Geologic

117 Orthophotograph prepared from 1:76,000 scale aerial photograph taken August 3, 1974

Projection and 10,000-foot grid ticks: Idaho coordinate system, west zone (transverse Mercator) 1000-metre Universal Transverse Mercator grid, zone 11. 1927 North American datum

Photoimagery transformed by scanning technique which may produce double or mismatched images use the mean of image position for map point