

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A37-07837

Date Received: 3/ 8/1989

Receipt No: S006494

Received By: *owner change*

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: DAVID A NEUMANN 208-934-4764
Address: 1638 E 1700 S
GOODING ID 83330

AND

Name: SUZANNE NEUMANN 208-934-4764
Address: 1638 E 1700 S
GOODING ID 83330

2. Date of Priority: JUN 24, 1980

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	14E	26		SE	SW		GOODING

5. Description of diverting works:
WELL, PUMP, PIPELINE & SPRINKLER HEADS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.100		20.00
STOCKWATER	01/01	12/31	0.010		0.10

7. Total Quantity Appropriated is:
0.100 C.F.S. (and/or) 20.10 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/6 BEEF STOCK, 2 HORSES, 20 SHEEP

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	14E	26	SE	SW		IRR	5.0
Section Acres							5.0
Total Acres							5.0

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
NONE

14. Remarks:
12/15/99, CHANGED OWNERSHIP: KESTIE TO NEUMANN AS PER FORM 1409
AND WARRANTY DEEDS REC'D 8/13/98. C.T.

15. Basis of Claim: LICENSE

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

AUG 13 1998

Department of Water Resources
Southern Region

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s).: 37-07837
Adjudication Claim No(s).: _____

2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
 - AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
 - OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant Larry Peterson and Donna P. Peterson
48 Dry Circle Road, Carey, ID 83320

4. New Owner/Claimant(s) David A. Neumann and Suzanne Neumann
Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
New Mailing Address 1638 E. 1700 S.
City, State and ZIP Code Gooding, ID 83330
New Telephone Number (208) 934-4764

5. Date you acquired the property August 07, 1998

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres you irrigate _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s) David A. Neumann
Suzanne Neumann
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

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

o/c 12/15/99



RECEIVED

DEC 15 1999

Department of Water Resources
Southern Region

*Title Insurance * Escrow Closing * Collection Escrow
Gooding County * Lincoln County * Camas County*

P.O. Box 446

342 Main Street

Gooding, Idaho 83330

TO: Cheryl Timm

FROM: Jarrod Ball

RE: Neuman

DATE: December 15, 1999

PAGES: 5

PHONE: 208-934-4427

FAX NUMBER: 736-3037

RETURN FAX: 208-934-4741

MESSAGE:

Attached are the deeds you requested. Title transferred from Kestie to Gregory to Peterson.

I have left the legal description off of the last 2 deeds, as they are the same as the first.

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

RECEIVED

DEC 15 1999

Department of Water Resources
Southern Region

THIS COMMUNICATION IS INTENDED SOLELY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED. IT CONTAINS INFORMATION THAT IS CONFIDENTIAL AND/OR PRIVILEGED. IF YOU ARE NOT THE INTENDED RECIPIENT, OR IF YOU ARE NOT RESPONSIBLE FOR DELIVERY OF THIS COMMUNICATION TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT THE DISCLOSURE OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US AT THE ADDRESS ABOVE VIA REGULAR POSTAL SERVICE.

G003285



WARRANTY DEED

For Value Received

Naida E. Billiar, fka Naida E. Kestie, a married woman dealing with her separate property and Michel R. Kestie, a single man, hereinafter referred to as Grantor, does hereby grant, bargain, sell, and convey unto

Patrick A. Gregory and Donna P. Gregory, husband and wife, hereinafter referred to as Grantee, whose current address is

1650 East 1700 South, Gooding, ID, 83330

the following described premises, to-wit:

SEE ATTACHED EXHIBIT A

160248

STATE OF IDAHO COUNTY OF GOODING

Filed for record at the request of FIRST AMERICAN TITLE

45 min. past 3 o'clock P.m. this 15
of Feb, 1995 9.00

HELEN A. PAOLI, Recorder

By Christa Sides Deputy

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

Dated: February 15, 1995.

Naida E. Billiar
Naida E. Billiar

Michel R. Kestie
Michel R. Kestie

STATE OF IDAHO

COUNTY OF GOODING

On this 15th day of February, in the year 1995, before me, a Notary Public in and for said State, personally appeared Naida E. Billiar and Michel R. Kestie, known or identified to me to be the persons whose names are subscribed to the within Instrument, and acknowledged to me that they executed the same.

John M. Bolt
Notary Public for Idaho

Residing at Gooding, Idaho
Commission Expires: 10-16-98

EXHIBIT A



PARCEL I:

Township 5 South, Range 14 East of the Boise Meridian, Gooding County, Idaho.

Section 26: Part of the SE1/4SW1/4, described as follows:

BEGINNING at the point of intersection with the East boundary of said Southeast Quarter of the Southwest Quarter and the North boundary of County Road as now constructed running East and West;

Thence Northwesterly along the North boundary of said County Road to a point 160.0 feet West of the East boundary of the Southeast Quarter of the Southwest Quarter, THE TRUE POINT OF BEGINNING;

Thence North parallel with the East boundary of said Southeast Quarter of the Southwest Quarter, 530.0 feet;

Thence West parallel with the North boundary of said Southeast Quarter of the Southwest Quarter, 470.0 feet;

Thence South parallel with the East boundary of said Southeast Quarter of the Southwest Quarter, 400.0 feet, more or less, to the North boundary of said County Road;

Thence Southeasterly along the North boundary of said County Road, 490.0 feet, more or less, to THE TRUE POINT OF BEGINNING.

TOGETHER WITH a non-exclusive easement for the right of ingress and egress, described as follows:

BEGINNING at the Northwest corner of the above tract;

Thence Southwesterly to the North gate post located on the East boundary of County Road as now constructed;

Thence Southeasterly 20.0 feet along said County Road as now constructed;

Thence Northeasterly parallel with first call to the West boundary of the above tract;

Thence North along the West boundary of the above tract to THE POINT OF BEGINNING.

PARCEL II:

Township 5 South, Range 14 East of the Boise Meridian, Gooding County, Idaho.

Section 26: Part of the SE1/4SW1/4, described as follows:

EXHIBIT A CONTINUED



CONTINUED EXHIBIT A - 2

BEGINNING at the point of intersection with the East boundary of said Southeast Quarter of the Southwest Quarter and the North boundary of County Road as now constructed running East and West;
Thence North along said East boundary of the Southeast Quarter of the Southwest Quarter, 550.0 feet;
Thence West, 160.0 feet;
Thence South parallel with the East boundary of said Southeast Quarter of the Southwest Quarter, 530.0 feet, more or less, to the North boundary of said County Road as it is now constructed;
Thence East along said North boundary of the County Road, 160.0 feet, more or less, to THE POINT OF BEGINNING.

PARCEL III:

Township 5 South, Range 14 East of the Boise Meridian, Gooding County, Idaho.

Section 26: That part of the W1/2SW1/4SE1/4, lying North of the existing County Road.

QUITCLAIM DEED

For Value Received PATRICK A. GREGORY,

does (do) hereby convey, release, remise and forever quit claim
unto DONNA P. GREGORY

whose address is; 48 Dry Creek Road, Carey, Idaho 83320
the following described premises, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO AND BY THIS REFERENCE
MADE A PART HEREOF AS IF SET FORTH IN FULL.

together with their appurtenances.

Dated: July 5, 1995.

Patrick A. Gregory
PATRICK A. GREGORY

NEVADA
STATE OF NEVADA, COUNTY OF

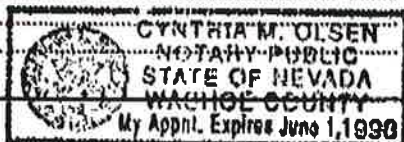
On this _____ day of _____, 19 95
before me, a notary public in and for said State, personally appeared

PATRICK A. GREGORY

known to me to be the person who se name is
subscribed to the within instrument, and acknowledged to
me that he executed the same.

Cynthia M. Olsen
Notary Public

Residing at _____, WNM NEVADA
MAIL DEED TO:



STATE OF IDAHO, COUNTY OF *Gooding*

I hereby certify that this instrument was filed for record at the request of *Hobby*
at *28* minutes past *11* o'clock *A* m.,
this *10* day of *July*,
19*95* in my office, and duly recorded in Book _____
of Deeds at page _____

HELEN A. PAOLI
Ex-Officio Recorder

By *Arleta Sales* Deputy

Fees \$ *6.00*
MAIL TAX NOTICE TO: *161903*

Name _____
Address _____
City and State _____ Zip _____

QUITCLAIM DEED

For Value Received DONNA P. PETERSON, formally known as
DONNA P. GREGORY

does (do) hereby convey, release, remise and forever quit claim

unto LARRY PETERSON and DONNA P. PETERSON, husband and wife,

whose address is; 48 Dry Creek Road, Carey, Idaho 83320

the following described premises, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO AND BY THIS REFERENCE
MADE A PART HEREOF AS IF SET FORTH IN FULL.

together with their appurtenances.

Dated: 9-11, 1997.

Donna P. Peterson
DONNA P. PETERSON fka
Donna P. Gregory

STATE OF IDAHO, COUNTY OF

On this _____ day of _____, 1997,
before me, a notary public in and for said State, personally
appeared DONNA P. PETERSON, fka
Donna P. Gregory

known to me to be the person who se name is
subscribed to the within instrument, and acknowledged to
me that she executed the same.

Residing at *Carey*, Idaho

MAIL DEED TO:

*48 Dry Creek Road
Carey, ID 83320*



STATE OF IDAHO, COUNTY OF *Gooding*

I hereby certify that this instrument was filed for record at the request of *Hadley*
at *40* minutes past *2* o'clock *P* m.,
this *12* day of *September*,
1997 in my office, and duly recorded in Book
of Deeds at page

Helen P. Edwards
Ex-Officio Recorder

By _____ Deputy.

Fees \$ *6.00*

MAIL TAX NOTICE TO:

Name *Larry & Donna Peterson*
Address *48 Dry Creek Road*
City and State *Carey, ID*, Zip *83320*

172309



First American Title Company

7 EAST BULLION • P.O. BOX 427 • HAILEY, IDAHO 83333
TELEPHONE (208) 788-3010 • FAX (208) 788-3121

August 12, 1998

RECEIVED

AUG 13 1998

*Department of Water Resources
Southern Region*

Idaho Dept. of Water Resources
1341 Filmore Street, Ste 200
Twin Falls, ID 83301

Re: Order No. 21422

Parcel within Section 26-5S-14E
Neumann/Peterson

Dear Ladies:

Attached please find copies/originals of the following documents:

- * Notice signed by buyers, Title Commitment and copy of the recorded Warranty Deed.

Thank you for doing business with First American Title Company and please call us for any future title or escrow needs.

Sincerely

FIRST AMERICAN TITLE COMPANY

Shelly Jansson
Escrow Assistant

/sj

Attachment(s)

TIME: 5:16:00

VALUATION SUMMARY SHEET

PAGE _____
DATE 9/20,

PARCEL NUMBER: RP 05S14E267087 A

PROPERTY ADDRESS:

EFFECTIVE DATE: 03/01/1996

EXPIRATION DATE: 00/00/0000

NAME: PETERSON, LARRY &
PETERSON, DONNA P

TAX CODE AREA: 00500

LEGAL: T 5S R 14E SEC 26
TAX 11 IN SE4 SW4

ADDRESS: 48 DRY CREEK ROAD

CAREY

ID 83320

COMMENT 1:
COMMENT 2:
OLD PARCEL #: RPOSS14E267087A

CAT	SHT	RY	QUANTITY	UN	MARKET VALUE	HO VALUE	HO EXEMPT	CB VALUE	OTHER EXEMP
5		1996	5.120	AC	92				

*water rights
& may be subdividable*

Deed

TOTALS:

5.120

92

DEED REFERENCES:

DATE: 09/11/1997

172309

161903

160348

157782

146971

TAX SPECIALS:

RELATED PARCELS:

SUB-SYSTEMS:
NONE

HOMEOWNERS: NONE

ZONING:

PHOTO NUMBER: 02/23/87

MAP NUMBER: 126441

INSP YEAR: 1996

SW UNITS:

SW TYPES:

PARCEL TYPE:

LOCATION CODE:

1980
license

Hope this helped,
sorry I did not
get it in the mail
Friday

limitation

filed for
admission

no right
water
good title

AL5809P
No. 257-07837

27-07837

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

T.F. Water Dept.
Call Water Dept.
DATE: 07/11/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	HOWARD K KESTIE PO BOX 557 GOODING ID 83330 (208) 934-5848	06/24/1980	IRRIGATION STOCKWATER	04-01 11-01 01-01 12-31	0.10 CFS 0.01 CFS	20.00 AFA 0.10 AFA
TOTAL DIVERSION:					0.10 CFS	20.10 AFA

Water Source: GROUNDWATER

Tributary to:

Point(s) of Diversion: T055 R14E S26

SESW

Stage: LICENSE

GOODING County

Place of Use Legal Description for: IRRIGATION

NESE				NENE				SESW				SESE				SUM			
T	R	S		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
058	14E	26	:																
																TOTAL ACRES			
																5.0			
																5.0			

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: GOODING

Non-Irrigation Uses: 5/6 BEEF STOCK, 2 HORSES, 20 SHEEP

Other Rights: NONE

Dates: Exam Made Date: Verified Date: 04/23/1985 Objection Filed Date:
Misc: Water District Number: Field Inspection Flag:
Presumption Flag:
Audit: 02/10/89 WHITE 03/30/95 POST-STD

5 acres

736-3033
Mickie-agent

AJ0749MP
No. A37-07755

37-07755

EDMONT DEPARTMENT OF WATER RESOURCES
ABJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 07/11/97
PAGE: 1

GOWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	HOWARD K KESTIE PO BOX 557 GOODHING ID 83530 (208) 954-5848	12/04/1978	IRRIGATION STOCKWATER DOMESTIC	04-01 11-01 01-01 12-31 01-01 12-31	0.04 CFS 0.05 CFS 0.02 CFS	6.80 AFA 0.60 AFA
				TOTAL DIVERSION:	0.04 CFS	6.60 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: ~~LICENSE~~

Point(s) of Diversion:

TUES MAY 22

SPSN

COOKING SAFETY

Place of use Legal Description for: IRRIGATION

[illegible]

Place of use location for STOCKMASTER is the same location as described for: INFORMATION

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

POB Country: GERMANY

Non-Irrigation Uses: D/I HOUSE, 5/55 BEEF STOCK, 20 SHEEP, 3 HORSES, POULTRY

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

A37-18376 A37-07637 A37-10795 A37-10795

Dates: Exam Made Date: Verified Date: 05/20/1985 Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

2 acres

To: COLDWELL BANKER SUN VALLEY REAL ESTATE
Attn: BEVERLY MCLEAN

**AMENDED
SCHEDULE A**

1. Commitment Date: August 3, 1998 at 08:00 A.M.

Commitment No: G980318

2. Policy or Policies to be issued:

Customer Reference: PETERSON-NEUMANN

(a) Standard Owners Policy
ALTA Form 1402-92 (10-17-92)
Proposed Insured:

\$ 25,000.00 \$ 240.00

DAVID A. NEUMANN and SUZANNE NEUMANN

(b) Loan Policy
ALTA Form 1056-92 (10-17-92)
Proposed Insured:

\$ \$

(c) Endorsements:

\$ 0.00

3. FEE SIMPLE interest in the land described in this Commitment is owned at the Commitment Date, by:

LARRY PETERSON and DONNA P. PETERSON, Husband and Wife.

4. The land referred to in this Commitment is situated in the State of Idaho, County of GOODING, and is described as follows:

See Attached Exhibit "A"

The records of the GOODING County Tax Rolls disclose the above property address as:
n/a, GOODING, ID 83330

First American Title Insurance Company

EXHIBIT "A"
G980318

Township 5 South, Range 14, East of the Boise Meridian, Gooding County, Idaho

Section 26: A parcel of land located in the Southeast quarter of the Southwest quarter, more particularly described as follows:

Commencing at the South one quarter corner of said Section 26, from which the Southwest corner of said Section 26 bears South $89^{\circ}59'11''$ West, 2624.48 feet;
Thence from said South one quarter corner North $00^{\circ}19'06''$ West along the East boundary of the Southwest quarter of Section 26 for a distance of 155.66 feet to a point on the Northerly easement boundary of a county road;
Thence North $87^{\circ}02'07''$ West along the Northerly easement boundary of the county road for a distance of 47.65 feet to the point of curve of a curve right;
Thence Northwesterly along the Northerly easement boundary of the county road on the arc of the curve right for a distance of 112.99 feet to a point that is 160.0 feet West of the East boundary of the Southwest quarter of Section 26, said arc having a radius of 1406.00 feet and a long chord bearing and distance of North $84^{\circ}43'59''$ West, 112.96 feet, said point being the True Point of Beginning;
Thence North $00^{\circ}19'06''$ West parallel with the East boundary of the Southwest quarter of Section 26 for a distance of 161.42 feet;
Thence South $89^{\circ}40'54''$ West for a distance of 11.25 feet;
Thence North $00^{\circ}19'06''$ West parallel with the East boundary of the Southwest quarter of Section 26 for a distance of 98.69 feet;
Thence North $89^{\circ}40'54''$ East for a distance of 11.25 feet;
Thence North $00^{\circ}19'06''$ West parallel with the East boundary of the Southwest quarter of Section 26 for a distance of 276.17 feet;
Thence South $89^{\circ}55'31''$ West parallel with the North boundary of the Southeast quarter of the Southwest quarter of Section 26 for a distance of 470.00 feet;
Thence South $00^{\circ}19'06''$ East parallel with the East boundary of the Southeast quarter of the Southwest quarter of Section 26 for a distance of 411.10 feet (recorded South 400.0 feet, more or less) to a point on the Northerly easement boundary of a county road;
Thence South $72^{\circ}25'11''$ East along the Northerly easement boundary of the county road for a distance of 101.34 feet to angle point;
Thence South $73^{\circ}11'30''$ East along the Northerly easement boundary of the county road for a distance of 159.53 feet to the point of curve of a curve left;
Thence Southeasterly along the Northerly easement boundary of the county road and along the arc of the curve left for distance of 226.73 feet to the True Point of Beginning, said arc having a radius of 1406.00 feet and a long chord bearing and distance of South $77^{\circ}48'40''$ East, 226.48 feet.

SCHEDULE B - Section 1
Requirements

No. G980318

The following requirements must be met:

- (a) Pay the agreed amounts for the interest in the land and/or the mortgage to be insured.
 - (b) Pay us the premiums, fees and charges for the policy.
 - (c) Documents satisfactory to us creating the interest in the land and/or the mortgage to be insured must be signed, delivered and recorded.
 - (d) You must tell us in writing the name of anyone not referred to in this Commitment who will get an interest in the land or who will make a loan on the land. We may then make additional requirements or exceptions.
 - (e) You must give us the following information:
 - 1. Any off record leases, surveys, etc.
 - 2. Statement(s) of Identity, all parties.
 - 3. Other
1. Deed transferring title from vestee to DAVID A. NEUMANN and SUZANNE NEUMANN.

NOTE: For further information regarding this report, please contact:

GOODING TITLE & ESCROW COMPANY
342 MAIN STREET, P.O. BOX 446
GOODING, ID 83330
(208)934-4427 OR 1-800-757-4427

TWIN FALLS TITLE & ESCROW COMPANY
1132 LOCUST STREET, P.O. BOX 488
TWIN FALLS, ID 83303-0488

TITLE OFFICER: PATTI HURD-TWIN FALLS TITLE & ESCROW - 736-2424
OR 1-800-642-8946
ESCROW OFFICER: N/A

SCHEDULE B - Section 2
Exceptions

No. G980318

Any Policy we insure will have the following exceptions unless they are taken care of to our satisfaction.

PART I:

1. Taxes or assessments which are not shown as existing liens by the records of any taxing authority that levies taxes of assessments on real property or by the public records.
2. Any facts, rights, interests or claims which are not shown by the public records but which could be ascertained by an inspection of said land or by making inquiry of persons in possession thereof.
3. Easements, claims of easement or encumbrances which are not shown by the public records.
4. Discrepancies, conflicts in boundary line, shortage in area, encroachments or any other facts which a correct survey would disclose, and which are not shown by the public records.
5. Unpatented mining claim; reservations or exceptions in patents or in acts authorizing the issuance thereof; water rights, claims, or title to water.
6. Any lien, or right to a lien, for services, labor or material theretofore or hereafter furnished, imposed by law and not shown by the public records.
7. General Taxes for 1998 are an accruing lien and not yet due or payable.

(Taxes for 1997 were \$1.16,
Parcel No. RPO5S14E267087, NO Homeowners Filed, which have been paid in full.
(covers additional land)
8. Levies and assessments due GOODING County for Solid Waste.
9. These premises are within the boundaries of American Falls Reservoir District No. 2 and are subject to the levies and assessments thereof and restrictions and limitations thereof as specifically set forth in contract Dated October 14, 1954, by the United States of America with American Falls Reservoir District No. 2, recorded November 13, 1954 in Book 6 Agreements Page 66, records of Gooding County, Idaho.
10. Liens, levies and assessments of the Big Wood Canal Company and rights, powers and easements of said Company, as by laws provided.
11. Canals and laterals of Big Wood Canal Company and subject to the right of ingress and egress.
12. Power line easement granted to Idaho Power Company
recorded October 10, 1972 as Instrument No. 42246.

(Continued)

The foregoing numbered exceptions (1-4,6) may be eliminated in an ALTA Extended Coverage Policy.

First American Title Insurance Company

SCHEDULE B - Section 2
Exceptions - Continued

No. G980318

13. Easements for roads and rights of way and public utilities as they now exist.
14. A Real Estate Mortgage dated February 15, 1995 to secure an indebtedness in the principal sum(s) of \$51,000.00, and any other amounts and/or obligations secured thereby.

Recorded: February 15, 1995, as Instrument No. 160249

Mortgagor: Patrick A. Gregory and Donna P. Gregory, Husband and Wife

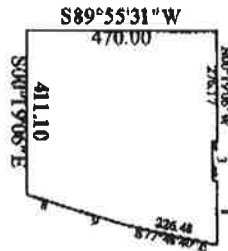
Mortgagee: Naida E. Billiar, a married woman dealing with her separate

COVERS ADDITIONAL LAND

15. Notices of liens in favor of the State Tax Commission, the Department of Labor, and Department of Health and Welfare of the State of Idaho filed in the office of the Secretary of State pursuant to Chapter 19, Title 45, Idaho Code.

NOTE: We have done a judgment search against the incoming purchasers and as of the date of said commitment, we find: NONE

First American Title Insurance Company



Title:

Date:

Scale: 1 inch = 440 feet

File: Untitled

Tract 1: 5.146 Acres: 224164 Sq Feet: 20825.5 Sq Meters: No significant closure error. : Perimeter = 1927 feet

001=SE,SW,26,05S,14E

006=S89.4054W 11.25

011=S00.1906E 411.10

002=N00.1906W 155.66

007=N00.1906W 98.69

012=S72.2511E 101.34

003=N87.0207W 47.65

008=N89.4054E 11.25

013=S73.1130E 159.53

004=N84.4359W 112.96

009=N00.1906W 276.17

014=S77.4840E 226.48

005=N00.1906W 161.42

010=S89.5531W 470.00

Order No. 21422

COPY

WARRANTY DEED

For Value Received

Larry Peterson and Donna P. Peterson, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

David A. Neumann and Suzanne Neumann, husband and wife

whose address is: 237 California Street, Gooding, ID 83330

Hereinafter called the Grantee, the following described premises situated in Gooding County, Idaho, to-wit:

See attached Exhibit "A" legal description attached hereto and made a part here of.

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 said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated:


Larry Peterson


Donna P. Peterson

State of Idaho

County of ~~Blaine~~ ^{8th} Gooding

On 8-16-98 before me, the undersigned, a Notary Public in and for said State, personally appeared **Larry Peterson and Donna P. Peterson** personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

EXHIBIT "A"
G980318

Township 5 South, Range 14, East of the Boise Meridian, Gooding County, Idaho

Section 26: A parcel of land located in the Southeast quarter of the Southwest quarter, more particularly described as follows:

Commencing at the South one quarter corner of said Section 26, from which the Southwest corner of said Section 26 bears South 89°59'11" West, 2624.48 feet;
Thence from said South one quarter corner North 00°19'06" West along the East boundary of the Southwest quarter of Section 26 for a distance of 155.66 feet to a point on the Northerly easement boundary of a county road;
Thence North 87°02'07" West along the Northerly easement boundary of the county road for a distance of 47.65 feet to the point of curve of a curve right;
Thence Northwesterly along the Northerly easement boundary of the county road on the arc of the curve right for a distance of 112.99 feet to a point that is 160.0 feet West of the East boundary of the Southwest quarter of Section 26, said arc having a radius of 1406.00 feet and a long chord bearing and distance of North 84°43'59" West, 112.96 feet, said point being the True Point of Beginning;
Thence North 00°19'06" West parallel with the East boundary of the Southwest quarter of Section 26 for a distance of 161.42 feet;
Thence South 89°40'54" West for a distance of 11.25 feet;
Thence North 00°19'06" West parallel with the East boundary of the Southwest quarter of Section 26 for a distance of 98.69 feet;
Thence North 89°40'54" East for a distance of 11.25 feet;
Thence North 00°19'06" West parallel with the East boundary of the Southwest quarter of Section 26 for a distance of 276.17 feet;
Thence South 89°55'31" West parallel with the North boundary of the Southeast quarter of the Southwest quarter of Section 26 for a distance of 470.00 feet;
Thence South 00°19'06" East parallel with the East boundary of the Southeast quarter of the Southwest quarter of Section 26 for a distance of 411.10 feet (recorded South 400.0 feet, more or less) to a point on the Northerly easement boundary of a county road;
Thence South 72°25'11" East along the Northerly easement boundary of the county road for a distance of 101.34 feet to angle point;
Thence South 73°11'30" East along the Northerly easement boundary of the county road for a distance of 159.53 feet to the point of curve of a curve left;
Thence Southeasterly along the Northerly easement boundary of the county road and along the arc of the curve left for distance of 226.73 feet to the True Point of Beginning, said arc having a radius of 1406.00 feet and a long chord bearing and distance of South 77°48'40" East, 226.48 feet.

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

RECEIVED

MAR 08 1989

Ident. Number: A37-07837
Date Received: 2/10/1989
Receipt No: 5006494 ADL
Received By: _____

Department of Water Resources NOTICE OF CLAIM TO A WATER RIGHT
Southern Region Office ACQUIRED UNDER STATE LAW

1. Name: HOWARD K. KESTIE 208-934-5848
Address: P.O. BOX 537
GOODING, ID 83330

2. Date of Priority: JUN 24, 1980

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	14E	26	SE	SW			GOODING

5. Description of diverting works:
WELL, PUMP, PIPELINE & SPRINKLER HEADS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.100		20.00
STOCKWATER	01/01	12/31	0.010		0.10

7. Total Quantity Appropriated is:
0.100 C.F.S. (and/or) 20.10 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/6 BEEF STOCK, 2 HORSES, 20 SHEEP

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	14E	26	SE	SW		IRR	5.0
Section Acres							5.0

A37-07837

Page 1

Date: 02/10/89

MICROFILMED
FEB 24 1993

10. Place of Use: Continued

Total Acres 5.0

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
NONE

14. Remarks:

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 Individuals:

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

Signature of Claimant(s): Howard R. Foster Date: 3/7/89

Date: _____

State of Idaho)
County of Gooding) SS.

Subscribed and sworn (or affirmed) before me this 7th day
of March 19 89

Max L. Hall
Notary Public

Seal

Residing at Gooding Idaho
My Commission Expires April 10, 1989



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

10/12/2001

DAVID & SUZANNE NEUMANN
1638 E 1700 S
GOODING ID 83330

RE: Change of Ownership, Snake River Basin Adjudication Claim 37-7837

Dear Mr & Mrs Neumann,

IDWR has completed the ownership change submitted for the above referenced SRBA claim. Enclosed is a printout of the claim record from our database for your information and reference. Please review the document carefully for typographical and factual errors.

If you have questions please contact this office for assistance. Thank you for your attention to this matter.

Sincerely,

Douglas Jones, P.E.
Water Rights Supervisor
Southern Adjudication Record

Enc.

37-07837



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

November 1, 1999

DAVID A AND SUZANNE NEUMANN
1638 E 1700 S
GOODING ID 83330

RE: OWNERSHIP CHANGE FOR ADJUDICATION CLAIM A37-07837

Dear Claimant:

Thank you for returning the NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP form for the above referenced claims. Our records, however, show the claim A37-07837 to be in the name of HOWARD K KESTIE, not LARRY AND DONNA PETERSON. Since the documents you provided show transfer from the PETERSONS to the NEUMANNNS, we need some kind of proof which transferred the property from KESTIE to PETERSON.

I will set your documents aside while you secure the rest of the information to complete the paper trail. It is important that you return these documents by NOVEMBER 22, 1999. If you will send it to my attention, I will then complete the ownership change and forward copies of the claim back to you.

Sincerely,

Cheryl Timm
SRBA Records Clerk

Enclosures

37-07837



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

FEB. 10, 1989

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

KESTIE
P.O. BOX 537
GOODING, ID 83333

DEAR MR. KESTIE:

ENCLOSED PLEASE FIND THE ADJUDICATION CLAIMS AND CHECK YOU SUBMITTED TO OUR OFFICE. THANK YOU FOR YOUR TIMELY RESPONSE.

WATER RIGHT #37-7755 WAS FILLED OUT ON A DOMESTIC CLAIM FORM RATHER THAN AN IRRIGATION CLAIM FORM AND THE CHECK SENT DID NOT COVER THE TOTAL FILING FEE REQUIRED FOR THE 2 CLAIMS.

WE HAVE ENCLOSED 2 COMPUTER GENERATED COPIES OF EACH CLAIM BASED ON YOUR WATER RIGHTS #37-07755 & 37-7837 WHICH WILL SAVE YOU THE TIME AND TROUBLE OF FILLING OUT NEW FORMS. THE PRINTOUTS DESCRIBE HOW YOU ORIGINALLY CLAIMED YOUR WATER AND HOW THE WATER RIGHTS EXIST IN OUR RECORDS. PLEASE REVIEW THE CLAIMS AND IF SATISFACTORY, SIGN THEM AND HAVE THEM NOTARIZED, THEN RETURN THE CLAIMS TO OUR OFFICE ALONG WITH A CHECK FOR \$107, (\$50 PER CLAIM + \$1 PER ACRE IRRIGATED), FOR THE REQUIRED IRRIGATION FEES INVOLVED. PLEASE READ THE ENCLOSED INSTRUCTIONS IF YOU HAVE ANY QUESTIONS INVOLVING THE FEE. KEEP THE OTHER COPIES FOR YOUR RECORDS.

IF THE COMPUTER CLAIMS DO NOT CORRECTLY DESCRIBE YOUR WATER RIGHTS THEN YOU WILL NEED TO FILL OUT THE ENCLOSED BLANK CLAIM FORM FOR #37-7755 AND SEND BACK YOUR ORIGINAL CLAIM FOR #37-7837. INSTRUCTIONS ARE ENCLOSED. SIGN AND NOTARIZE THE CLAIMS AND RETURN THEM TO OUR OFFICE WITH THE CORRECT FEE.

PLEASE RETURN THE CLAIM WITH THE CORRECT FEE WITHIN 30 DAYS OF THE DATE OF THIS LETTER SO THAT YOUR FILING WILL BE CONSIDERED TIMELY AND YOU WILL NOT BE ASSESSED AN ADDITIONAL LATE FEE OF \$50.00.

THANK YOU FOR YOUR CAREFUL ATTENTION CONCERNING YOUR WATER RIGHT FILINGS. PLEASE FEEL FREE TO CONTACT OUR OFFICE IF YOU HAVE ANY QUESTIONS OR IF YOU NEED ASSISTANCE.

SINCERELY,

Lon White
Water Agent

MICROFILMED
FEB 24 1993

sent (w)
↓

FEB. 10, 1989

KESTIE
P.O. BOX 537
GOODING, ID 83333

DEAR MR. KESTIE:

ENCLOSED PLEASE FIND THE ADJUDICATION CLAIMS AND CHECK
YOU SUBMITTED TO OUR OFFICE. THANK YOU FOR YOUR TIMELY
RESPONSE.

WATER RIGHT #37-7755 WAS FILLED OUT ON A DOMESTIC CLAIM
FORM RATHER THAN AN IRRIGATION CLAIM FORM AND THE CHECK
SENT DID NOT COVER THE TOTAL FILING FEE REQUIRED FOR THE 2
CLAIMS.

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BASED ON YOUR WATER RIGHTS #37-07755 & 37-7837 WHICH WILL
SAVE YOU THE TIME AND TROUBLE OF FILLING OUT NEW FORMS. THE
PRINTOUTS DESCRIBE HOW YOU ORIGINALLY CLAIMED YOUR WATER AND
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NOTARIZED, THEN RETURN THE CLAIMS TO OUR OFFICE ALONG WITH A
CHECK FOR \$107, (\$50 PER CLAIM + \$1 PER ACRE IRRIGATED), FOR
THE REQUIRED IRRIGATION FEES INVOLVED. PLEASE READ THE
ENCLOSED INSTRUCTIONS IF YOU HAVE ANY QUESTIONS INVOLVING THE
FEE. KEEP THE OTHER COPIES FOR YOUR RECORDS.

IF THE COMPUTER CLAIMS DO NOT CORRECTLY DESCRIBE YOUR
WATER RIGHTS THEN YOU WILL NEED TO FILL OUT THE ENCLOSED
BLANK CLAIM FORM FOR #37-7755 AND SEND BACK YOUR ORIGINAL
CLAIM FOR #37-7837. INSTRUCTIONS ARE ENCLOSED. SIGN AND
NOTARIZE THE CLAIMS AND RETURN THEM TO OUR OFFICE WITH
THE CORRECT FEE.

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DAYS OF THE DATE OF THIS LETTER SO THAT YOUR FILING
WILL BE CONSIDERED TIMELY AND YOU WILL NOT BE ASSESSED
AN ADDITIONAL LATE FEE OF \$50.00.

THANK YOU FOR YOUR CAREFUL ATTENTION CONCERNING YOUR
WATER RIGHT FILINGS. PLEASE FEEL FREE TO CONTACT OUR
OFFICE IF YOU HAVE ANY QUESTIONS OR IF YOU NEED
ASSISTANCE.

SINCERELY,

MICROFILMED
FEB 24 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

December 9, 1996

KARL J. DREHER
DIRECTOR

HOWARD K KESTIE
PO BOX 537
GOODING ID 83330

RECEIVED

DEC 11 1996

RE: Snake River Basin Adjudication (SRBA)
Notices of Claim #A37-07755 & A37-07837

Department of Water Resource
Southern Region

Dear Mr. Kestie:

Thank you for notifying us you no longer own the property and water rights referenced above. We cannot remove your name from our records without form 42-248/42-1409(6) being completed and returned by the new owner(s).

If you would please contact us toll-free at 1/800-451-4129 with the name and mailing address of the new owner(s), we will send them the form to complete.

Please call if you have any questions or concerns.

Sincerely,

Sally Sherman
Secretary, Adjudication Bureau
Department of Water Resources

SS:region

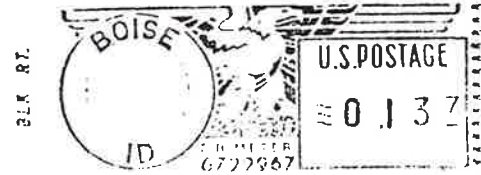
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

*My ex-wife ended
up with this place
after our divorce
Dec 1986. I don't
have anything to do
with it now - HK*

✓ A37-07837
HOWARD K KESTIE
PO BOX 537
GOODING

+ A37-07755

ID 83330



RECEIVED
NOV 04 1996
Department of Water Resources

6/9/94

COMMUNICATION DOCUMENTATION

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 Georgia Satterlee

DATE

July 11, 1997 2:54pm

CUSTOMER

McClain, Beverly
Realtor Sun Vly?

SUBJECT: A37-07755, -07837

phone call (x) walk-in (.)

Wanted to know why her client Donna Gregory (Peterson maiden name?) is not listed on these claims as the current owner. I sent her the profile reports plus Change of Ownership and the concept of current updates within 120 days of conveyance or impose a fine...

6/9/94

COMMUNICATION DOCUMENTATION

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 Georgia Satterlee

DATE

July 18, 1997 8:57am

CUSTOMER

Kestie, Howard

SUBJECT: A37-07837

phone call (x) walk-in (.)

Beverly @ Coldwell Banker in Sun Valley is representing Donna Gregory (Peterson maiden name). A change of ownership will take place after Gregory sells (soon). The Kestie's were divorced, Mrs. ex-Kestie got the property but the right never was changed from Howard Kestie to the ex-wife nor to Gregory. Beverly was encouraged to obtain all deeds showing chain of title.