

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

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

CIVIL CASE NUMBER: 39576

Ident. Number 37-21576
Date Received: 9/20/2005
Receipt No:
Received By:

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

1. Name of Claimant(s)

JONES CONSTRUCTION INC Phone: (208)622-8277
PO BOX 1389
SUN VALLEY ID 83353-1389

2. Date of Priority: 06/01/1881

3. Source: SPRING CREEK Trib. to: WILLOW CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01S	18E	14	NE NE SW	BLAINE	
01S	18E	14	SW NE SW	BLAINE	
01S	18E	14	SW SE NW	BLAINE	

5. Description of diverting works:

DITCHES WITH CHECK DAMS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	2.13	

7. Total Quantity Appropriated is:
2.13 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
01S	18E	14	NW	SW	IRRIGATION	34
			SW	SW	IRRIGATION	29
					Section Acres	63
					Total Acres	63

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

14. Remarks:

This right is a split from former right 37-449a.

15. Basis of Claim: Decreed



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 28, 2005

JONES CONSTRUCTION INC
PO BOX 1389
SUN VALLEY ID 83353-1389

RE: SRBA Claim(s) 37-449A

Dear Claimants:

Pursuant to the notification that you purchased a portion of the property to which the above referenced adjudication claim is appurtenant, the department has split the original claim. Your portion has been numbered 37-21576.

Enclosed please find your copy of the computer-generated claim. Review the document and should you have any questions or corrections, please contact this office.

Sincerely,



Trish Fawcett
Technical Records Specialist

enc.

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

Please print or type. Attach pages with additional information. Instructions are included.
 Incomplete forms will be returned.

Split

63 ac to Jones

74 ac Weston

 RECEIVED
 2005
 Resources
 on

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
37-449A					

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

A. The appropriate **FILING FEE**. See instructions for fee amounts.

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Jeanne Scott
850 W 275 S, Heyburn ID 83336
4. New Owner/Claimant(s) Jones Construction, Inc.
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address P.O. Box 1389
- City, State and ZIP Code Sun Valley, ID 83353-1389
- New Telephone Number (803) 252-8520 / (208) 622-8277
5. Date you acquired the property June 7, 2004

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 37-449A

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	<u>4.63 CFS</u>	<u>137 Acres</u>
Stock	<u> </u>	<u> </u>
Domestic	<u> </u>	<u> </u>
Other <u> </u>	<u> </u>	<u> </u>
Total	<u>4.63</u>	

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) Jones Construction, Inc.
(include title if applicable) By: Stephanie Petit
Stephanie Petit

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

For Office Use Only

Received by _____ Date _____ Fee _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:

KNEELAND, KORB, COLLIER & LEGG
Post Office Box 249
Ketchum, ID 83340
KKCL File No. 8120

RECEIVED
AUG 29 2005
Department of Water Resources
Southern Region

(Space above line for Recorder's Use)

GRANT DEED

GRANTOR, **Sun Valley Exchange Corporation**, an Idaho corporation, duly qualified to do business in the State of Idaho pursuant to the authority given by the Board of Directors of said corporation, whose current address is Post Office Box 249, Ketchum, ID 83340, for a good and valuable consideration, the receipt whereof is hereby acknowledged, does hereby grant and convey in fee simple unto, **JONES CONSTRUCTION, INC.**, A South Carolina corporation, whose current address is Post Office Box 1389, Sun Valley, ID 83353, as GRANTEE, and to Grantee's assigns forever, all the following described real estate, situated in County of Blaine, State of Idaho, which is attached hereto as Exhibit "A".

TOGETHER, with all tenements, hereditaments and appurtenances thereunto belonging.

GRANTOR warrants to the GRANTEE, and its successors in title, that GRANTOR has not created or permitted to be created any lien, charge of encumbrance against said real estate, which is not shown herein, and GRANTOR covenants that it will defend said premises to the extent of the warranties made herein against the lawful claims of all persons.

IN WITNESS WHEREOF, the said GRANTOR has hereunto set its hand and seal this 7th day of June, 2004.

GRANTOR:

SUN VALLEY EXCHANGE CORPORATION

By Robert Korb
Robert Korb, Its Secretary

GRANT DEED

Page 1

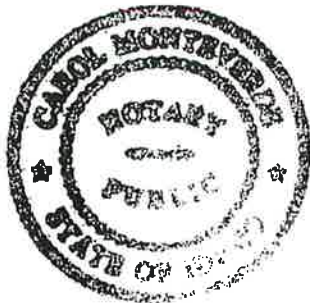
ACKNOWLEDGMENT

STATE OF IDAHO)
) ss.
County of Blaine)

On this 7th day of June, 2004, before me, the undersigned, a Notary Public in and for said State, personally appeared Robert Korb, known to me to be the Secretary of Sun Valley Exchange Corporation, and known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same on behalf of said corporation.

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)



Carol Monteverde
NOTARY PUBLIC for Idaho
Residing at Hailey Idaho
Commission Expires 08-31-07

EXHIBIT A

**TOWNSHIP 1 SOUTH, RANGE 18 EAST, BOISE MERIDIAN, BLAINE
COUNTY, IDAHO.**

**SECTION 14: A parcel of land in the Southwest 1/4 more particularly described
as:**

**BEGINNING at the West 1/4 corner of said Section 14, thence:
North 89°38'44" East, 1144.58 feet; along the 1/4 section line; thence
South 00°14'35" West, 2400.18 feet to a point on the northerly right of way
boundary of State Highway 20; thence
South 82°31'28" West, 792.91 feet along the right of way boundary to a brass cap
right of way monument; thence
Along a curve to the right having a radius of 14,323.95 feet, a chord of 366.69
feet, and a chord bearing of South 83°15'28" West to a point on the westerly
section line of Section 14; thence
North 00°21'36" East, 2539.34 feet to the point of beginning.**

Also known as Tax Lot 6642.

F:\WPDATA\EXCHWK\perit,s\deed grant.wpd

SVTC Order No. 04-19905

37-449

WARRANTY DEED

FOR VALUE RECEIVED, and as consideration as part of an IRC § 1031 tax-deferred exchange.

G. JEANNE SCOTT AND BERNARD E. SCOTT, wife and husband

the grantors, do hereby grant, bargain, sell and convey unto

SUN VALLEY EXCHANGE CORPORATION, an Idaho Corporation

the grantees, whose current address is **PO BOX 249
Ketchum, ID 83340**

the following described premises, in **BLAINE COUNTY, IDAHO**, to wit:

SEE EXHIBIT 'A'

This transaction is a 1031 Exchange for the benefit of Jones Construction Company, Inc. as replacement property.

SUBJECT TO: Taxes, easements, restrictions, reservations, assessments and encumbrances as shown of record, if any.

Instrument # 408027
HANLEY, BLAINE, IDAHO
 2004-01-15 04:37:00 No. of Pages: 2
 Recorded for: SUN VALLEY TITLE
 MARSHA RIEMANN Fee: 6.00
 Ex-Officio Recorder Deputy
 Index to: WTYGOCORP DEED

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that it is the owner in fee simple of said premises; that said premises are free from all encumbrances and that she will warrant and defend the same from all lawful claims whatsoever.

Dated: January 15, 2004

G. Jeanne Scott
 G. Jeanne Scott

Bernard E. Scott
 Bernard E. Scott

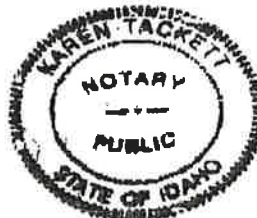
State of: *Idaho*

County of: *Blaine*

On this *15th* day of *January*, 2004, Before me a Notary Public in and for said State, personally appeared *G. Jeanne Scott and Bernard E. Scott* 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.

Karen Tackell
 Notary Public

Residing at *Hailey*
 Comm. Expires *04/03/05*



37-0449
 6/01/1881

DECREE BK ✓	COST RPT ✓
PRIORITY BK ✓	MSO ADD
ANNUAL RPT ✓	CMS ADD ✓
ACCESS ✓	ROLDX ✓
3WCC CERT ✓	CANAL RPT ✓

#231
 MN

EXHIBIT 'A'

TOWNSHIP 1 SOUTH, RANGE 18 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO

SECTION 14: A parcel of land in the SW $\frac{1}{4}$ more particularly described as follows:

Beginning at the West $\frac{1}{4}$ corner of said Section 14; thence
North 89°38'44" East, 1144.58 feet along the $\frac{1}{4}$ section line;
thence
South 0°14'35" West, 2400.18 feet to a point on the northerly
right of way boundary of State Highway 20; thence
South 82°31'28" West, 792.91 feet along the right of way
boundary to a brass cap right of way monument; thence
Along a curve to the right having a radius of 14,323.95 feet, a
chord of 366.69 feet, and a chord bearing of South 83°15'28"
West to a point on the westerly section line of Section 14;
thence
North 0°21'36" East, 2539.34 feet to the point of beginning.

Also known as Tax Lot 6642.

S.V.T. 04-19905

S.J.S.


04-19905

①

QUITCLAIM DEED

FOR VALUE RECEIVED, the Wood River Land Trust Company, an Idaho non-profit corporation, having an address of P.O. Box 6376, Ketchum, Idaho 83340 ("Grantor"), does hereby convey, release, remise and forever quit claim all of Grantor's right, title and interest in and to the real property hereinafter described, unto G. Jeanne Scott, ("Grantee"), whose address is 220 W. 100 South, Burley, Idaho 83318, the following described premises, to wit:

See the attached Exhibit A, which is a part hereof, for the proper legal description.

together with its appurtenances.

IN WITNESS WHEREOF, the undersigned has caused his/her name to be hereunto subscribed this 14th day of January, 2004.

GRANTOR

Wood River Land Trust Company

Instrument # 498026
HAILEY, BLAINE, IDAHO
2004-01-15 04:08:00 No. of Pages: 2
Recorded for: SUN VALLEY TITLE
MARSHA RIEMANN Fee: L00
Ex-Officio Recorder Deputy
Index to: WYKOCORP DEED

By: [Signature]
John Flattery
Its: President

RECEIVED
AUG 29 2005
Department of Water Resources
Southern Region

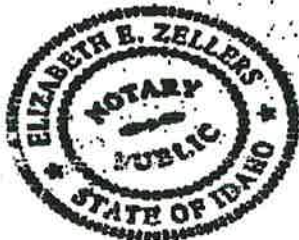
STATE OF IDAHO)

County of Blaine)

) ss.
)

On this 14th day of January, 2004, before me, a Notary Public in and for the State of Idaho, personally appeared John Flattery, known or identified to me to be the President of the Wood River Land Trust Company, a non-profit corporation existing under the laws of the State of Idaho, party to this Agreement, and acknowledge this Indenture to be his act and deed and the act and deed of said corporation; that the signature of the President thereto is in his own proper handwriting, and that his act of executing, acknowledging and delivering said Indenture was duly authorized by a resolution of the Board of Directors of said corporation.

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



Elizabeth E. Zellers
Notary Public for Idaho

Residing at: Hailey, IdahoMy commission expires: 11-11-08

EXHIBIT 'A'

TOWNSHIP 1 SOUTH, RANGE 18 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO

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thence
North 0°21'36" East, 2539.34 feet to the point of beginning.

Also known as Tax Lot 6642.

S.V.T. 04-19905

LAW OFFICES
KNEELAND, KORB, COLLIER & LEGG

KNEELAND PROFESSIONAL BUILDING

128 SADDLE ROAD, SUITE 103

P.O. BOX 249

KETCHUM, IDAHO 83340

(208) 726-9311

TELEFAX (208) 726-4515

August 23, 2005

ROBERT KORB III
BRUCE COLLIER

G.R. KNEELAND
OF COUNSEL

STANLEY OFFICE

ANN LEGG

P.O. BOX 24

STANLEY, ID 83728

annlegg@ruralnetwork.net

Kelly Christensen
IDWR Southern Region
1341 Fillmore Street, Suite 200
Twin Falls, Idaho 83301-3380

RECEIVED
AUG 29 2005
Department of Water Resources
Southern Region

Re: Jones Construction, Inc.-Water Right No. 37-449A
KKCL File No. 8033

Dear Kelly:

I appreciate your help and assistance regarding this change of Water Right. As discussed, Jones Construction, Inc. purchased Tax Lot 6642, Blaine County, Idaho, through a 1031 Exchange, from G. Jeanne Scott and Bernard E. Scott. A copy of the deeds are enclosed for your information. Also enclosed is a copy of Record of Survey reflecting Tax Lot 6642-approximately 65.076 acres. I understand that Water Right No. 37-449A, covers Tax Lot 6642 and other property and that the Water Right will be apportioned based on irrigatable acres. I understand irrigatable acres are determined by air photos and IDWR field inspections.

Please take the necessary steps to change the Water Right ownership to Jones Construction, Inc., at your earliest convenience. Thank you.

Very truly yours,

KNEELAND, KORB, COLLIER & LEGG

By 
Robert Korb

RK/dlh

Enclosures

cc: Client

F:\WPDATA\petit\ltr christensen 08-23-05.wpd

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

RECEIVED
AUG 29 2005
 Department of Water Resources
 Southern Region

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
37-449A					

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)	Jeanne Scott
	850 W 275 S, Heyburn ID 83336
4. New Owner/Claimant(s)	Jones Construction, Inc.
	Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address	P.O. Box 1389
City, State and ZIP Code	Sun Valley, ID 83353-1389
New Telephone Number	(803) 252-8520 / (208) 622-8277
5. Date you acquired the property	June 7, 2004

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 <u>37-449A</u>		
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	<u>4.63 CFS</u>	<u>137 Acres</u>
Stock		
Domestic		
Other _____		
Total	<u>4.63</u>	

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
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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) Jones Construction, Inc.
(include title if applicable) By: Stephanie Petit
Stephanie Petit

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

For Office Use Only

Received by _____ Date _____ Fee _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by AJ Date _____ WR _____ Date _____

JAN-13-2004 TUE 12:14 SUN VALLEY TITLE

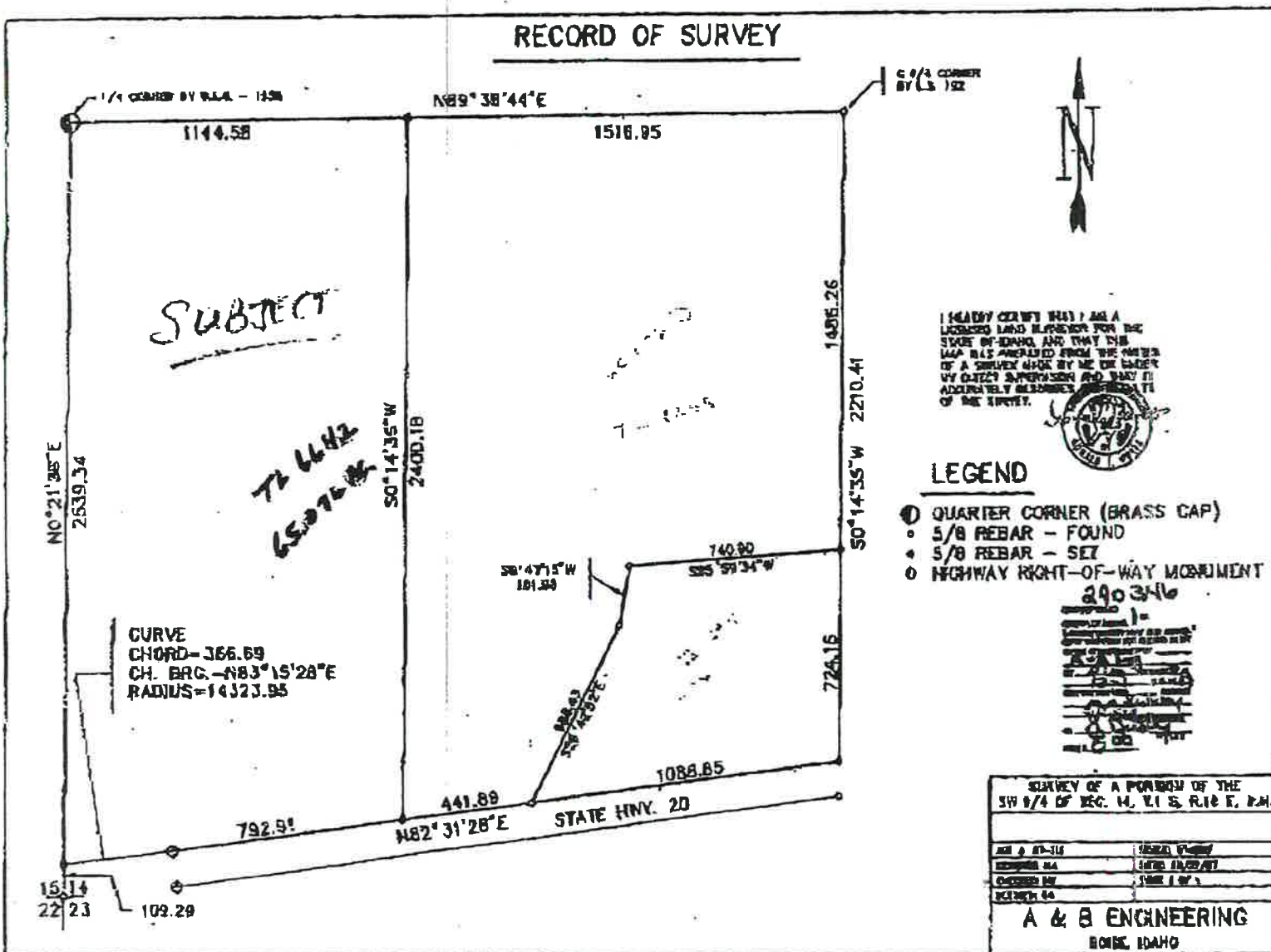
FAX NO. 7884096

RECEIVED

AUG 29 2005

Department of Water Resources
Southern Region

RECORD OF SURVEY



Instrument # 505879

HAILEY, BL IDAHO
2004-07-01 10:11:25 No. of Pages: 3
Recorded for : KNEELAND, KORB
MARSHA RIEMANN Fee: 9.00
Ex-Officio Recorder Deputy
Index to: GRANT DEED

RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:

KNEELAND, KORB, COLLIER & LEGG
Post Office Box 249
Ketchum, ID 83340
KKCL File No. 8120

RECEIVED
AUG 29 2005
Department of Water Resources
Southern Region

(Space above line for Recorder's Use)

GRANT DEED

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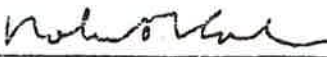
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7th IN WITNESS WHEREOF, the said GRANTOR has hereunto set its hand and seal this
day of June, 2004.

GRANTOR:

SUN VALLEY EXCHANGE CORPORATION

By



Robert Korb, Its Secretary

GRANT DEED

Page 1

ACKNOWLEDGMENT

STATE OF IDAHO)
) ss.
County of Blaine)

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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)



Carol Monteverde
NOTARY PUBLIC for Idaho
Residing at Hailey Idaho
Commission Expires 08-31-07

EXHIBIT A

TOWNSHIP 1 SOUTH, RANGE 18 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

SECTION 14: A parcel of land in the Southwest 1/4 more particularly described as:

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Also known as Tax Lot 6642.

F:\WPDATA\EXCHWK\petit,s\deed grant.wpd

SVTC Order No. 04-19905

37-449

WARRANTY DEED

FOR VALUE RECEIVED, and as consideration as part of an IRC § 1031 tax-deferred exchange,

G. JEANNE SCOTT AND BERNARD E. SCOTT, wife and husband

the grantors, do hereby grant, bargain, sell and convey unto

SUN VALLEY EXCHANGE CORPORATION, an Idaho Corporation

the grantee, whose current address is **PO BOX 249
Ketchum, ID 83340**

the following described premises, in **BLAINE COUNTY, IDAHO**, to wit:

SEE EXHIBIT 'A'

This transaction is a 1031 Exchange for the benefit of Jones Construction Company, Inc. as replacement property.

SUBJECT TO: Taxes, easements, restrictions, reservations, assessments and encumbrances as shown of record, if any.

Instrument # 498027
HALEY, BLAINE, IDAHO
2004-01-15 04:37:00 No. of Pages: 2
Recorded for: SUN VALLEY TITLE
MARSHA RIEMANN Fee: 6.00
Ex-Officio Recorder Deputy
Index to: WTYOCICORP DEED

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that it is the owner in fee simple of said premises; that said premises are free from all encumbrances and that she will warrant and defend the same from all lawful claims whatsoever.

Dated: January 15, 2004

G. Jeanne Scott
G. Jeanne Scott

Bernard E. Scott
Bernard E. Scott

State of: *Idaho*

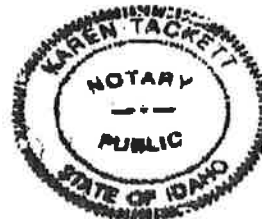
County of: *Blaine*

On this *15th* day of *January*, 2004, Before me a Notary Public in and for said State, personally appeared G. Jeanne Scott and Bernard E. Scott 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.

Karen Tackell
Notary Public

Residing at *Mailbox*

Comm. Expires *04/03/05*



37-0449

6/01/1881

#231
72

DECREE BK ✓
PRIORITY BK ✓
ANNUAL RPT ✓
ACCESS ✓
3WCC CERT ✓

COST RPT ✓
MSO ADD ✓
CMS ADD ✓
ROLDX ✓
CANAL RPT ✓

EXHIBIT 'A'

TOWNSHIP 1 SOUTH, RANGE 18 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO

SECTION 14: A parcel of land in the SW $\frac{1}{4}$ more particularly described as follows:

Beginning at the West $\frac{1}{4}$ corner of said Section 14; thence North 89°38'44" East, 1144.58 feet along the $\frac{1}{4}$ section line; thence South 0°14'35" West, 2400.18 feet to a point on the northerly right of way boundary of State Highway 20; thence South 82°31'28" West, 792.91 feet along the right of way boundary to a brass cap right of way monument; thence Along a curve to the right having a radius of 14,323.95 feet, a chord of 366.69 feet, and a chord bearing of South 83°15'28" West to a point on the westerly section line of Section 14; thence North 0°21'36" East, 2539.34 feet to the point of beginning.

Also known as Tax Lot 6642.

S.V.T. 04-19905

S.G.S.
[Signature]

04-19905

①

QUITCLAIM DEED

FOR VALUE RECEIVED, the Wood River Land Trust Company, an Idaho non-profit corporation, having an address of P.O. Box 6376, Ketchum, Idaho 83340 ("Grantor"), does hereby convey, release, remise and forever quit claim all of Grantor's right, title and interest in and to the real property hereinafter described, unto G. Jeanne Scott, ("Grantee"), whose address is 220 W. 100 South, Burley, Idaho 83318, the following described premises, to wit:

See the attached Exhibit A, which is a part hereof, for the proper legal description.

together with its appurtenances.

IN WITNESS WHEREOF, the undersigned has caused his/her name to be hereunto subscribed this 14th day of January, 2004.

GRANTOR

Wood River Land Trust Company

Instrument # 498026
HALEY, BLAINE, IDAHO
2004-01-13 04:06:00 No. of Pages: 2
Recorded for: SUN VALLEY TITLE
MARSHA RHEMANN Fee: \$00
Ex-Officio Recorder Deputy
Instr to: WITWOODORF DEED

By: [Signature]
John Flattery
Its: President

RECEIVED
AUG 29 2005
Department of Water Resources
Southern Region

STATE OF IDAHO)

) ss.

County of Blaine)

On this 14th day of January, 2004, before me, a Notary Public in and for the State of Idaho, personally appeared John Flattery, known or identified to me to be the President of the Wood River Land Trust Company, a non-profit corporation existing under the laws of the State of Idaho, party to this Agreement, and acknowledge this Indenture to be his act and deed and the act and deed of said corporation; that the signature of the President thereto is in his own proper handwriting, and that his act of executing, acknowledging and delivering said Indenture was duly authorized by a resolution of the Board of Directors of said corporation.

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



Elizabeth Zellers
Notary Public for Idaho
Residing at: Haley, Idaho
My commission expires: 11-11-08

EXHIBIT 'A'

**TOWNSHIP 1 SOUTH, RANGE 18 EAST, BOISE MERIDIAN, BLAINE
COUNTY, IDAHO**

SECTION 14: A parcel of land in the SW $\frac{1}{4}$ more particularly described
as follows:

Beginning at the West $\frac{1}{4}$ corner of said Section 14; thence
North 89°38'44" East, 1144.58 feet along the $\frac{1}{4}$ section line;
thence
South 0°14'35" West, 2400.18 feet to a point on the northerly
right of way boundary of State Highway 20; thence
South 82°31'28" West, 792.91 feet along the right of way
boundary to a brass cap right of way monument; thence
Along a curve to the right having a radius of 14,323.95 feet, a
chord of 366.69 feet, and a chord bearing of South 83°15'28"
West to a point on the westerly section line of Section 14;
thence
North 0°21'36" East, 2539.34 feet to the point of beginning.

Also known as Tax Lot 6642.

S.V.T. 04-19905

LAW OFFICES
KNEELAND, KORB, COLLIER & LEGG

KNEELAND PROFESSIONAL BUILDING

128 SADDLE ROAD, SUITE 103

P.O. BOX 249

KETCHUM, IDAHO 83340

(208) 726-9311

TELEFAX (208) 726-4515

August 23, 2005

ROBERT KORB III
BRUCE COLLIER

G.R. KNEELAND
OF COUNSEL

STANLEY OFFICE

ANN LEGG

P.O. BOX 24

STANLEY, ID 83728

annlegg@ruralnetwork.net

Kelly Christensen
IDWR Southern Region
1341 Fillmore Street, Suite 200
Twin Falls, Idaho 83301-3380

RECEIVED
AUG 29 2005
Department of Water Resources
Southern Region

Re: Jones Construction, Inc.-Water Right No. 37-449A
KKCL File No. 8033

Dear Kelly:

I appreciate your help and assistance regarding this change of Water Right. As discussed, Jones Construction, Inc. purchased Tax Lot 6642, Blaine County, Idaho, through a 1031 Exchange, from G. Jeanne Scott and Bernard E. Scott. A copy of the deeds are enclosed for your information. Also enclosed is a copy of Record of Survey reflecting Tax Lot 6642-approximately 65.076 acres. I understand that Water Right No. 37-449A, covers Tax Lot 6642 and other property and that the Water Right will be apportioned based on irrigatable acres. I understand irrigatable acres are determined by air photos and IDWR field inspections.

Please take the necessary steps to change the Water Right ownership to Jones Construction, Inc., at your earliest convenience. Thank you.

Very truly yours,

KNEELAND, KORB, COLLIER & LEGG

By Robert Korb
Robert Korb

RK/dlh

Enclosures

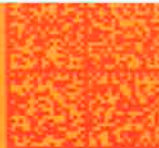
cc: Client

F:\WPDATA\petit\ltr christensen 08-23-05.wpd

Dept. of Water Resources
Adjudication Bureau
P. O. Box 83720
Boise, ID 83720-0098

ADDRESS SERVICE
REQUESTED

FIRST CLASS



UNITED STATES POSTAL SERVICE
02 1A
0004310839
\$ 00.87⁰
NOV 30 2006
MAILED FROM ZIP CODE 83702

RETURN TO
RENDER
**ATTEMPTED,
NOT KNOWN**

RECEIVED
JAN 19 2007
DEPARTMENT OF
WATER RESOURCES

Box 17

37-2576



JONES CONSTRUCTION INC
PO BOX 1389
SUN VALLEY ID 83353-1389

*not
12/29*

11/25/2006

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

RIGHT NUMBER: 37-21576

NAME AND ADDRESS: JONES CONSTRUCTION INC
PO BOX 1389
SUN VALLEY ID 83353-1389

SOURCE: SPRING CREEK

TRIBUTARY: WILLOW CREEK

QUANTITY: 2.130 CFS

PRIORITY DATE: 06/01/1881

POINT OF DIVERSION:

T01S R18E S14 SWSEW Within BLAINE County

T01S R18E S14 SWNESW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/31

2.130 CFS

PLACE OF USE:

IRRIGATION in BLAINE County

T01S R18E S14

NWSW

34.00

T01S R18E S14

SWSW

25.00

59 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

This right is a split from former right 37-449a.



Idaho Department of Water Resources

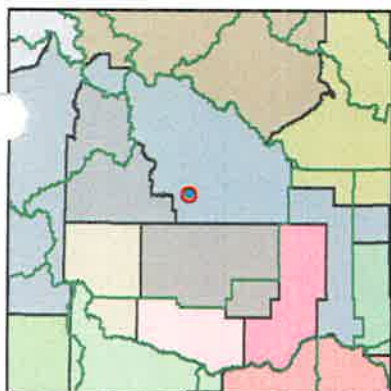
SRBA Recommendation:

37-21576

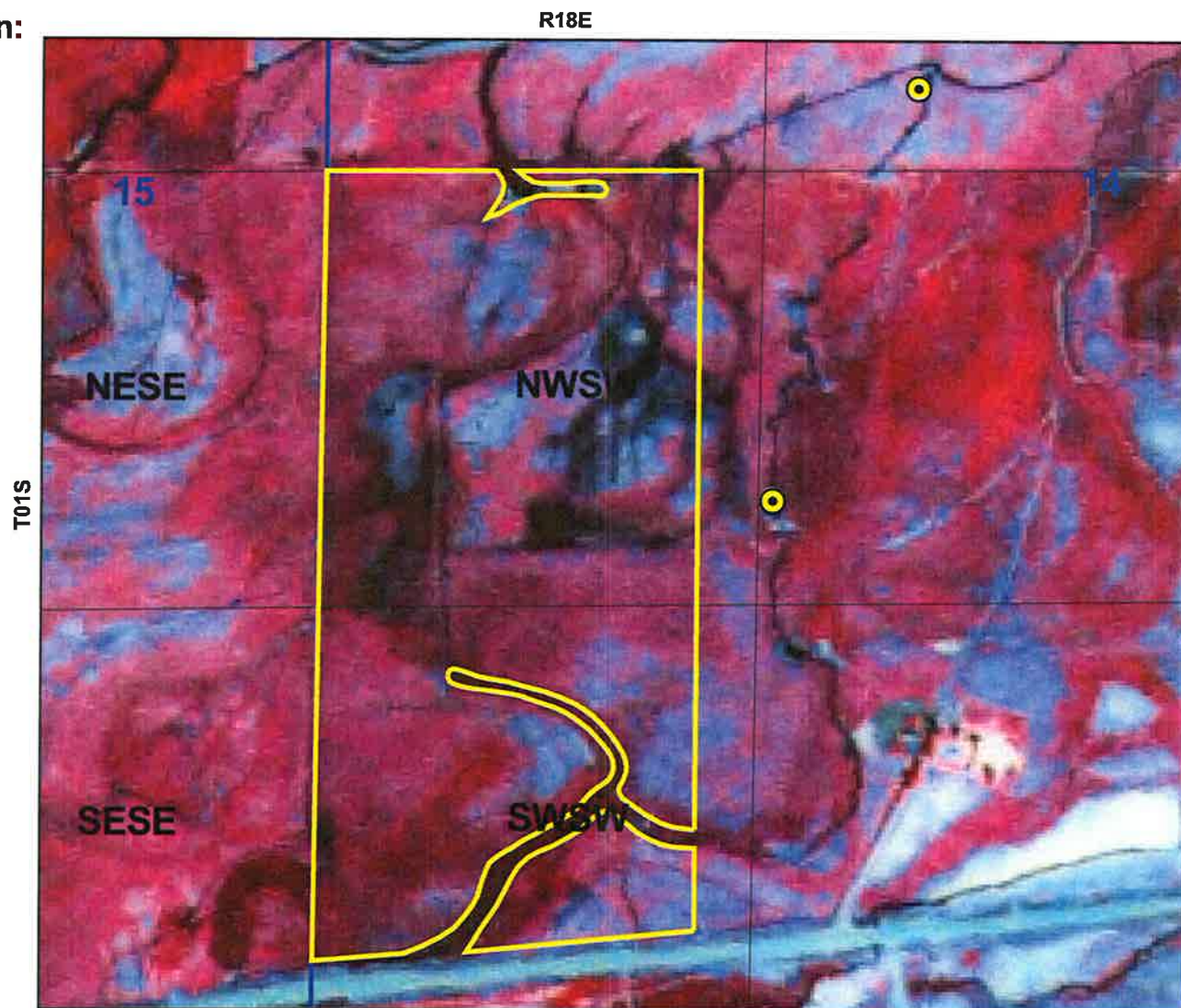
(Irrigation)

Legend

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



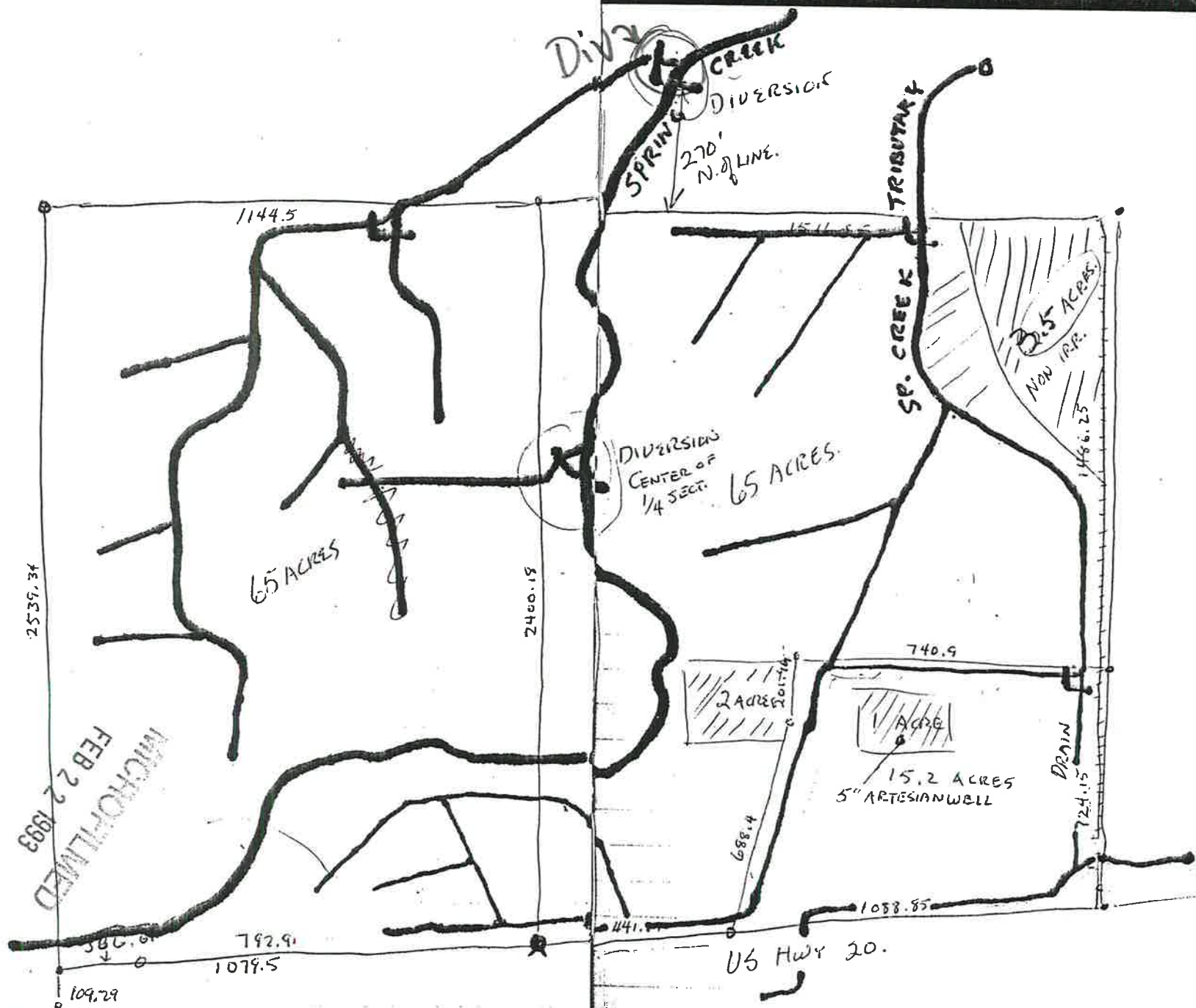
Blaine County
IDWR Basin 37



0 0.2 0.4 Miles



Prepared by S. Clelland
On Saturday, November 25, 2006
1987/88 Aerial Photography



UNRECORDED
FEB 22 1993