

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 79881

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

RECEIVED

FEB 26 2015

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A reports and additional Part 2B forms are available from any Department office or on the Department's website at www.idwr.idaho.gov.

Name of Applicant(s) _____

Check whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.

Yes N/A * Means the item is always required and must be included with the application.

- ☐ * Completed Application for Transfer of Water Right form, Part 1.
- ☐ * Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
- ☐ * Application for Transfer Part 2A. Attach a Part 2A report describing each water right in the transfer as currently recorded.
- ☐ ☐ Complete and attach an Application for Transfer Part 2B for each water right for which only a portion is proposed to be changed through this transfer application.
- ☐ * Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
- ☐ * Correct fee submitted with transfer application form. (Fee schedule is on website and instructions for application for transfer.)

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-10.

- ☐ ☐ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☐ ☐ #2a Water Right ownership documentation if Dept. records do not show the applicant as the current water right owner. **
- ☐ ☐ #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). **
** Additional fee(s) required for water right ownership changes; see fee schedule.
- ☐ ☐ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☐ ☐ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☐ ☐ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/resources.htm.
- ☐ ☐ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
- ☐ * #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- ☐ ☐ #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. If some or all of any right is leased to the Water Supply Bank, you must also show the specific location and/or acres to be idled at the new, proposed place of use to satisfy lease requirements.
- ☐ ☐ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.) Additional fee required for proposed changes to nature of use; see fee schedule.
- ☐ ☐ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- ☐ ☐ #9 Water Supply Bank information for all rights proposed for transfer and currently leased to the Bank. (Attachment WSB)
- ☐ ☐ #10 Other. Please describe: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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FEB 26 2015

Department of Water Resources
Eastern Region

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant(s) Nelson Mackay Ranch LLCPhone (208) 589-3001Mailing address PO Box 360, Mackay, ID 83251Email tricountysupply@gmail.com

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No Representative

Name of Representative _____

Phone _____

Mailing address _____

Email _____

- ☐ Send all correspondence for this application to the representative and not to the applicant.
OR
- ☐ Send original correspondence to the applicant and copies to the representative.
- ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant.
OR
- ☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Signature of Applicant or Authorized Representative *Randy K. Kline*Print Name and Title if applicable MEMBERDate 2/24/2015

Signature of Applicant or Authorized Representative _____

Print Name and Title if applicable _____

Date _____

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other Update Ownership
2. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2**.
Adjust water right place of use to match current irrigation practices. The Big Lost River right will cover 322 acres.
The ground water right will cover 482 acres.

Name of Applicant(s) Nelson Mackay Trinch LLC

Phone (208)589-3001

Mailing address PO Box 360, Mackay, ID 83251

Email tricontysupply@gmail.com

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No Representative

Name of Representative _____ Phone _____

Mailing address _____ Email _____

- ☐ Send all correspondence for this application to the representative and not to the applicant.
OR
- ☐ Send original correspondence to the applicant and copies to the representative.
- ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant.
OR
- ☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.


Signature of Applicant or Authorized Representative

Member _____
Print Name and Title if applicable

2/24/2015
Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other Update ownership
2. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2**.
Correct clerical error in the legal description of the point of diversion (POD). The actual POD will not change. Adjust
water right place of use to match current irrigation practices. The Big Lost River right will cover 322 acres. The
ground water right will cover 482 acres.

Page 2

AMENDED

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MAR 09 2015

Department of Water Resources
Eastern Region

79881

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☒ ☐	34-10532	6.60 cfs	Irrigation	5/1 to 10/15	Big Lost River
☐ ☐		1.00 cfs	Stockwater	1/1 to 12/31	Big Lost River
☐ ☐				to	
☒ ☐	34-2325	6.50 cfs	Irrigation	4/1 to 10/31	Ground water
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 11.22 cfs and/or _____ acre-feet.

2. Total amount of water proposed to be transferred or changed 0.68 cubic feet per second and/or _____ acre-feet per year.

3. Point(s) of Diversion:

- ☐ No changes to point(s) of diversion are proposed - the following chart is therefore not completed. (Proceed to #4.)
- ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it **Attachment #5**.

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
No			SE	SW	20	7N	24E	Custer	Big Lost River	Swauger Ditch

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

- ☐ No changes to place of use are proposed - the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
SURFACE + GROUND WATER																				
7N	24E	25				2.5			2.8	4.7	40	36	40	39	21	29	39	5.0	259	
7N	25E	30						3.0				48	12						63	
GROUND WATER ONLY																				
7N	24E	25															1.0	1.0	2.0	
7N	24E	36	36.5	36.5	36.5	36.5													146	
7N	25E	30											12						12	
Total Acres (for irrigation use)																				482

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:
Surface water and ground water used to irrigate property. Some ground is only irrigated with ground water.
Within WD34. Flow meter will be installed to comply with recent order in the district. Surface is already
measured and regulated by watermaster.
- b. Who owns the property at the point(s) of diversion? GW (Applicant) Surface water (existing POD)
 If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
If yes, ☐ attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: N/A

 It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.
- d. Are any of the water rights proposed for transfer currently leased to the Water Supply Bank?
If yes, ☐ complete Attachment WSB.
- e. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:
Transfer rearranges water right place of use to cover irrigated acres.

- f. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:
1500 inches of storage is also used on property.

- g. To your knowledge, has/is any portion of the water right(s) proposed to be changed:
Yes No
☐ ☒ undergone a period of five or more consecutive years of non-use,
☐ ☒ currently leased to the Water Supply Bank,
☐ ☒ currently used in a mitigation plan limiting the use of water under the right, or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the rights?
If yes, describe:

2/27/2015

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	G DAVID NELSON PO BOX 360 MACKAY, ID 83251 (208)588-2805

Status: Active

Tributary

1,687.0 AF

Sec. 25, Twp 07N, Rge 24E, CUSTER County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
07N	24E	25				4.0			3.0	5.0	40.0	37.0	40.0	40.0	26.0	34.0	38.0	2.0	269.0
07N	24E	36	40.0	40.0	40.0	40.0													160.0
07N	25E	30							4.0			38.0	7.0	4.0					53.0
									L2			L3	L4						

1.		USE OF THIS RIGHT WITH RIGHT NO. 34-10532 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 11.22 CFS.
2.		USE OF THIS RIGHT WITH RIGHT NO. 34-10532 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 482 ACRES IN A SINGLE IRRIGATION SEASON.
3.	C18	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.
4.	C05	RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
5.		THE OWNER OF THIS WATER RIGHT IS SUBJECT TO THE STIPULATION ENTERED INTO BY THE CLAIMANT AND THE UNITED STATES ON JULY 15, 1997.

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

2/27/2015

Dates and Other Information

Decreed Date: 9/26/2001
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 34
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
11.220		482.0
34-2325 ,34-10532		

SubCase:

N/A

Water Supply Bank:

N/A

2/27/2015

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	G DAVID NELSON PO BOX 360 MACKAY, ID 83251 (208)588-2805

Status: Active

Tributary SINKS

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	5/01	10/15	6.600 CFS	
STOCKWATER	1/01	12/31	1.000 CFS	
	Total Diversion		6.600 CFS	

BIG LOST RIVER SWNESW Sec. 20, Twp 07N, Rge 24E, CUSTER County

IRRIGATION within CUSTER County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
07N	24E	25				4.0			3.0	5.0	40.0	37.0	40.0	40.0	26.0	34.0	38.0	2.0	269.0
07N	25E	30						4.0				38.0	7.0	4.0					53.0
								L2				L3	L4						

POU Total Acres: 322.0

STOCKWATER Same as IRRIGATION

1. S34 THE PERIOD OF USE FOR IRRIGATION DESCRIBED ABOVE MAY BE EXTENDED IN SEASONS OF UNUSUAL CHARACTERISTICS TO A BEGINNING DATE OF 04-20 AND AN ENDING DATE OF 10-31 AT THE DISCRETION OF THE DIRECTOR OF THE IDAHO DEPARTMENT OF WATER RESOURCES.
2. THE APPROPRIATOR IS ENTITLED TO THE QUANTITY OF WATER DESCRIBED ABOVE AT THE POINT OF MEASUREMENT IN T07N, R24E, S28, NESWSE. USE OF THIS RIGHT WITH RIGHT NO. 34-02325 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 11.22 CFS.
3. USE OF THIS RIGHT WITH RIGHT NO. 34-02325 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 482 ACRES IN A SINGLE IRRIGATION SEASON.
4. C18 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

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

2/27/2015

5. N08 OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
USE.
6. THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 34-00715 AND 34-00716.
WATER DELIVERED THROUGH THE SWAUGER DITCH.
STOCKWATER, 1500 CATTLE THE OWNER OF THIS WATER RIGHT IS SUBJECT
TO THE STIPULATION ENTERED INTO BY THE CLAIMANT AND THE UNITED
STATES ON JULY 15, 1997.

Dates and Other Information

Decreed Date: 9/19/2001
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 34
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
11.220		482.0
34-2325 ,34-10532		

SubCase:

N/A

Water Supply Bank:

N/A

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 3

A. PLAT MAP (See Part 3A of Instructions for application for transfer for complete requirements.)

- ☒ Attach a map of the diversion, measurement, control, and distribution system. Label it **Attachment #7a**.
- ☒ If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. Label it **Attachment #7b**.

If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.

If any part of the irrigation water right is leased to the Water Supply Bank, you must also specify the location and number of acres that will remain idled for the duration of the lease contract at the new, proposed place of use.

B. CHANGES IN NATURE OF USE (Water Balance)

- ☐ If you propose to change the nature of use or period of use of all or part of the rights(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it **Attachment #8a**.

C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

- ☐ If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation. Label it **Attachment #8b**.

Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above:

N/A

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments.

Received by _____ Date _____ Preliminary check by M. HOLLIDAY Date 2/27/15

Fee paid 500- Date 2/26/15 Received by SC Receipt # E040682

Add'l fee paid 50.00 - C/D Date _____ Received by _____ Receipt # _____

Check all that apply: Attachment WSB ☐ (copy sent to state office) Lessor Designation form ☐ &/or W-9 ☐ (originals to state office)

Pacific Olson Nye
11/05/05
C. Bredlove, Clerk
Deputy
\$9.00

CORRECTION

WARRANTY DEED

Barbara C. Bredlove, Clerk
Deputy
\$9.00

FOR VALUE RECEIVED, G. DAVID NELSON AND HEATHER M. NELSON, husband and wife, of 5688 Chilly Road, Mackay, Idaho 83251 (hereinafter "Grantors"), do hereby grant, bargain, sell and convey unto NELSON MACKAY RANCH, L.L.C., in care of G. David Nelson and/or Heather M. Nelson, Managers, whose current address is 5688 Chilly Road, Mackay, Idaho 83251 (hereinafter "Grantee"), its successors and assigns forever, the following described premises in Custer County, Idaho, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO AND
INCORPORATED BY REFERENCE

TO HAVE AND TO HOLD the said premises, with their appurtenances, including all water, gas, oil and mineral rights.

Grantors do hereby covenant that they are the owners in fee simple of said premises, that they are free from all encumbrances excepting discrepancies, conflicts in boundary lines, shortage in area, encroachments or any other facts which a correct survey would disclose, easements or claims of easement not shown by the public records, use restrictions and building and zoning regulations and ordinances of any governmental unit, and that they will warrant and defend the same from all lawful claims.

DATED this 4th day of Feb, 2005.

G. David Nelson
G. DAVID NELSON

Heather M. Nelson
HEATHER M. NELSON

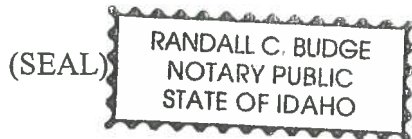
WARRANTY DEED - 1

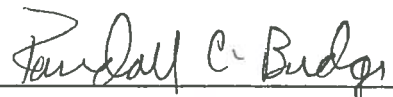
79881

STATE OF IDAHO)
 : ss
County of Bannock)

On this 14th day of February, 2005, before me, the undersigned, a Notary Public in and for said State, personally appeared G. David Nelson and Heather M. Nelson, known to me to be the persons whose names are subscribed to the foregoing and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year first above written.





NOTARY PUBLIC FOR IDAHO
Residing at Pocatello.
My Commission expires 10/11/2006.

EXHIBIT "A"

**LEGAL DESCRIPTION
NELSON MACKAY RANCH, L.L.C.**

1. Common Name: "Mackay Ranch" - 575.9 Acres:

Tract 1:

Township 7 North, Range 24 East, Boise Meridian, Custer County, Idaho.

Section 25: S1/2

Section 36: NE1/4

Township 7 North, Range 25 East, Boise Meridian, Custer County, Idaho.

Section 30: Lots 3 and 4

Section 33: E1/2 SW1/4

2. Common Name: "Mackay Main" - 49.2 Acres:

Township 7 North, Range 24 East, Boise Meridian, Custer County, Idaho.

Section 25: Lot 7 and 10.

Township 7 North, Range 25 East, Boise Meridian, Custer County, Idaho.

Section 30: Lot 8.

The United States of America
To all to whom these presents shall come, Greeting:

IDI-32472

WHEREAS

GERALD D. NELSON

is entitled to a land patent pursuant to Sections 203 and 209 of the Act of October 21, 1976 (43 U.S.C. 1713 and 1719), for the following described land:

Boise Meridian, Idaho

T. 7 N., R. 24 E.,
sec. 25, lot 7 and 10.

T. 7 N., R. 25 E.,
sec. 30, lot 8.

Containing 49.2 acres.

NOW KNOW YE, that there is, therefore, granted by the **UNITED STATES** unto the above named claimant the land described above; **TO HAVE AND TO HOLD** the said land with all the rights, privileges, immunities, and appurtenances, of whatsoever nature, thereunto belonging, unto the above named claimant and to his heirs and assigns, forever; and

EXCEPTING AND RESERVING TO THE UNITED STATES a right-of-way thereon for ditches and canals constructed by the authority of the United States. Act of August 30, 1890 (43 U.S.C. 945).

SUBJECT TO:

1. Those rights for buried telephone cable purposes granted to ATC Communications, its successors or assigns, by right-of-way number IDI-21021, pursuant to the Act of October 21, 1976 (43 U.S.C. 1761) as to lots 7 and 10 of section 25, T. 7 N., R. 24 E., B.M.

Patent No. 11-2001-0002

COPY

79881

2. Those rights held by Lost River Highway District, its successors or assigns, for an existing road exercised under RS 2477 and noted under Serial No. IDI-23188.

IN TESTIMONY WHEREOF, the undersigned authorized officer of the Bureau of Land Management, in accordance with the provisions of the Act of June 17, 1948 (62 Stat. 476), has, in the name of the United States, caused these letters to be made Patent, and the Seal of the Bureau to be hereunto affixed.

(SEAL)

GIVEN under my hand, in Boise, Idaho, the twenty seventh day of October in the year of our Lord two thousand and of the Independence of the United States the two hundred and TWENTY-FIFTH.

By /s/ Jimmie Buxton
 Jimmie Buxton
 Branch Chief, Lands and Minerals
 Resource Services Division

Patent No. 11-2001-0002

COPY

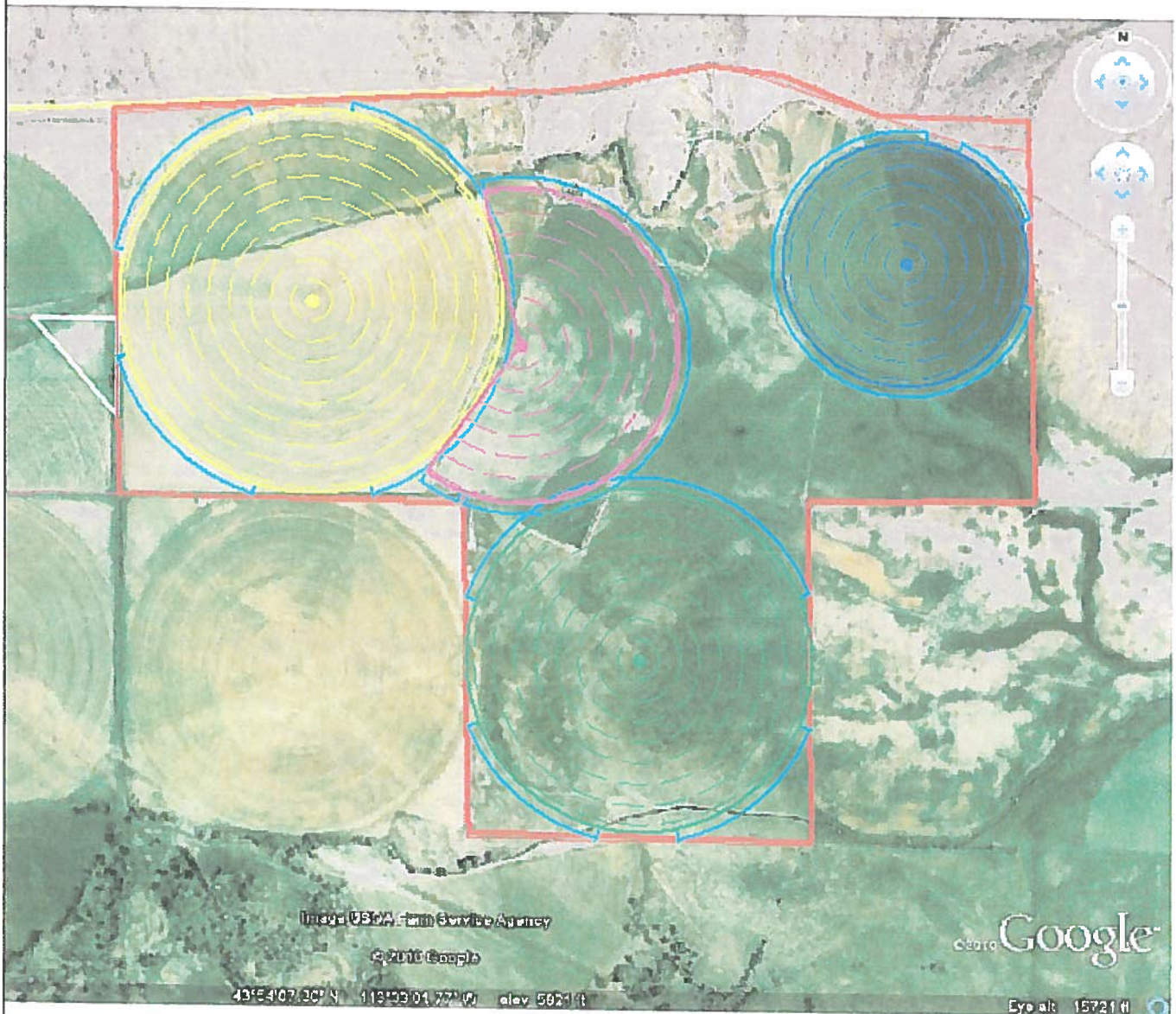
79881

No. W 36895	Due no later than Feb 28, 2015 Annual Report Form		2. Registered Agent and Address (NO PO BOX)																								
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE			RANDAL G NELSON 4499 N HWY 93 MACKAY 83251																								
		1. Mailing Address: Correct in this box if needed. NELSON MACKAY RANCH, L.L.C. HEATHER M NELSON PO BOX 360 MACKAY ID 83251		3. <u>New</u> Registered Agent Signature:*																							
				4. Limited Liability Companies: Enter Names and Addresses of at least one Member or Manager.																							
				<table border="1"> <thead> <tr> <th>Office Held</th><th>Name</th><th>Street or PO Address</th><th>City</th><th>State</th><th>Country</th><th>Postal Code</th></tr> </thead> <tbody> <tr> <td>MANAGER</td><td>HEATHER M NELSON</td><td>4499 N HWY 93 PO BOX 360</td><td>MACKAY</td><td>ID</td><td></td><td>83251</td></tr> <tr> <td>MANAGER</td><td>RANDAL G NELSON</td><td>4499 N HWY 93 PO BOX 477</td><td>MACKAY</td><td>ID</td><td>USA</td><td>83251</td></tr> </tbody> </table>			Office Held	Name	Street or PO Address	City	State	Country	Postal Code	MANAGER	HEATHER M NELSON	4499 N HWY 93 PO BOX 360	MACKAY	ID		83251	MANAGER	RANDAL G NELSON	4499 N HWY 93 PO BOX 477	MACKAY	ID	USA	83251
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MANAGER	RANDAL G NELSON	4499 N HWY 93 PO BOX 477	MACKAY	ID	USA	83251																					
5. Organized Under the Laws of: ID W 36895		6. Annual Report must be signed.* Signature: Heather Nelson Name (type or print): Heather Nelson		Date: 12/28/2014 Title: Manager																							
Processed 12/28/2014		* Electronically provided signatures are accepted as original signatures.																									

79881 !

Enter Description Title

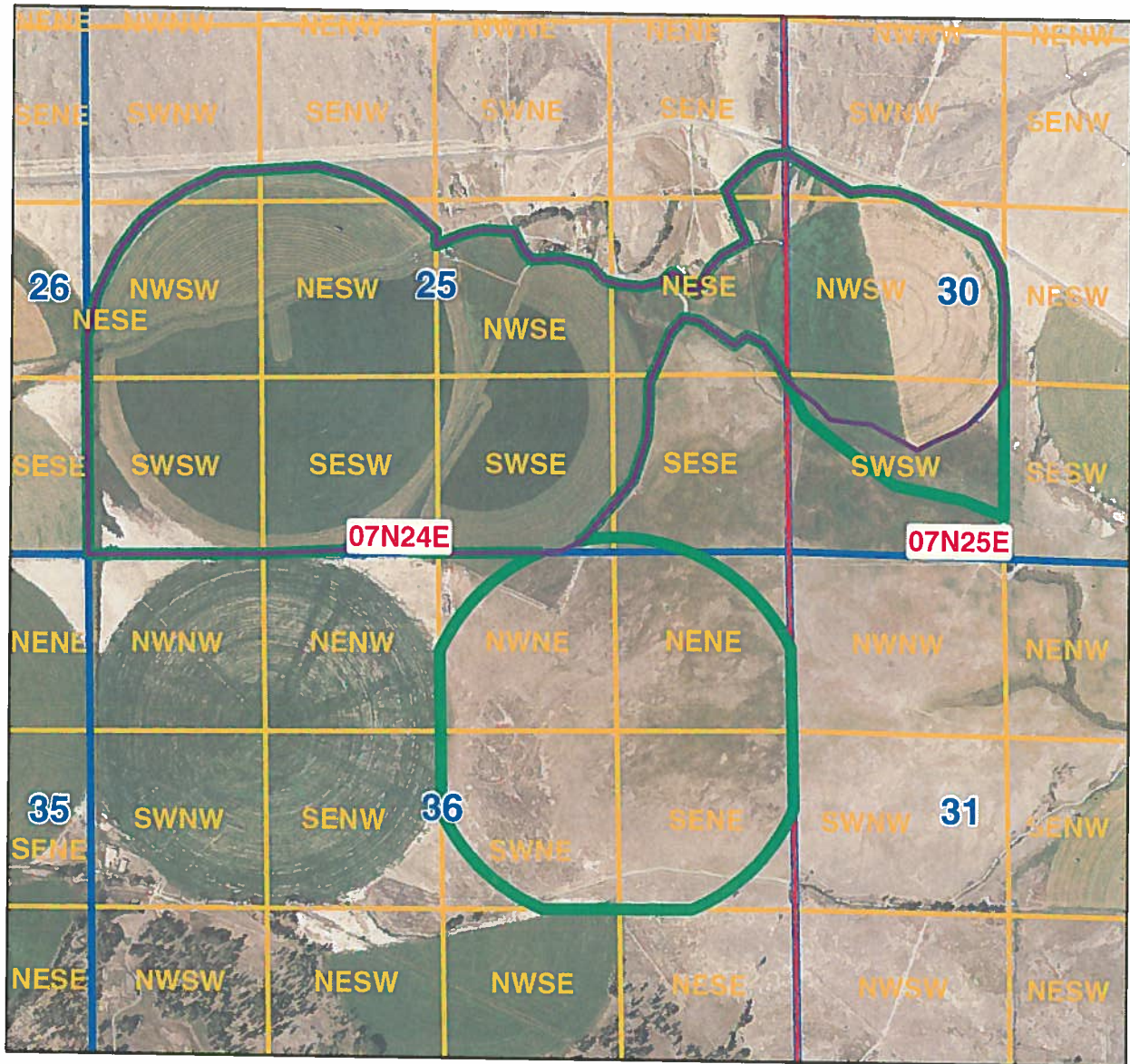
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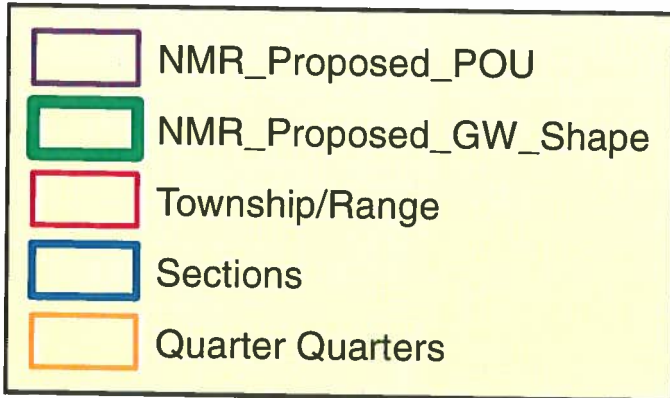
Tri County Supply Mackay, ID 208-589-3001

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Nelson Mackay Ranch Transfer



2013 Aerial Photo



0 1,000 2,000 Feet



Sec. 24

SUSPENDED: JANUARY 14, 1998, FILE 9630 (957)

A history of surveys is contained in the field notes.

This plat represents the dependent resurvey of a portion of the Sixth Auxiliary Meridian East (east boundary) and subdivisional lines designed to restore the corners in their true original locations according to the best available evidence, the subdivision of section 25, and a meates-and-bounds survey in section 25, T. 7 N., R. 24 E., Boise Meridian, Idaho.

Except as indicated hereon, the lottings and areas are as shown on the plat approved November 2, 1891.

Survey executed by Douglas A. Welman, Cederal
Surveyor, beginning August 27, 1996, and completed
October 26, 1996, pursuant to special instructions
dated August 26, 1996, for Group No. 974, Idaho.



Sec. 26

Sec. 36

UNITED STATES DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

Boise, Idaho November 25, 1997

This plot is strictly conformable to the approved field notes and the survey, having been correctly executed in accordance with the requirements of law and the regulations of this Bureau, is hereby accepted.

For the Director

Chief Cadastral Surveyor for Idaho

vol 458
pages 97-109

