

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 78878APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of Applicant(s) BLF Land LLC Phone 208-682-5501Mailing address PO Box 188 Hamer ID 83425 Email _____

- ☐ 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.

Blaine Loran
Signature of Applicant or Authorized Representative

PRESIDENT - BLF LAND

Print Name and Title if applicable

10/18/13

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 _____
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. Change the point of diversion and place of use to a 40.0 acre portion of water right 31-7215.

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Eastern Region

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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 ☐ ☒	31-7215	0.63 cfs	Irrigation	04/01 to 11/01	Ground Water
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 0.63 cfs and/or _____ ac-ft

2. Total amount of water proposed to be transferred or changed 0.63 cubic feet per second and/or _____ acre-feet per annum.

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 #
Yes			SE	SW	16	08N	36E	Jefferson	Ground Water	

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	
08N	36E	16												40.0					40.0

Total Acres (for irrigation use) 40.0

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**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: Pump to sprinkler irrigation system
- b. Who owns the property at the point(s) of diversion? Blaine Larsen (manager BLF Land LLC)
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? **NO**
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: _____
- 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. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer: It will be dry.
- e. 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: _____

f. 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: _____

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 3

☐ 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 you propose to change the nature of use or period of use of all or part of the right(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**.

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

1. 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.:

Transfer contains _____ pages and _____ attachments.

Received by _____	Date _____	Prelim. Check by _____	Date _____
Fee Paid <u>\$ 500.00</u>	Date <u>10/21/2013</u>	Received by <u>Blair</u>	Receipt # <u>E039227</u>
Add'l Fee Paid _____	Date _____	Received by _____	Receipt # _____

78878

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

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 <http://www.idwr.idaho.gov/>.

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

- | Yes | N/A | |
|-------------------------------------|--------------------------|--|
| ☒ | ☐ | * Means the item is <u>always required</u> 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 <u>for each water right</u> for which <u>only a portion</u> is proposed to be changed through this transfer application. Part 2B forms are available on the Department's website at: http://www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/PDFs_09/WaterRight_TransferApp_Part2B.pdf . |
| ☒ | ☐ | * 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 #1-9.

- | | | |
|-------------------------------------|-------------------------------------|--|
| ☐ | ☒ | #1 If the applicant is a business, partnership, organization, or association, and <u>not</u> 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 transfer 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). |
| ☐ | ☒ | #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 http://www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/wrt_default.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. |
| ☐ | ☒ | #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.) |
| ☐ | ☒ | #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 Other. Please describe: _____ |

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Water Right Report

6/10/2013

WATER RIGHT NO. 31-7215

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	NORTHERN AGRICULTURE V LLC C/O FARMLAND MANGEMENT SERVICES 301 E MAIN ST TURLOCK, CA 95380 (209)669-0742
Current Owner	BLF LAND LLC PO BOX 188 2379 E 2300 N HAMER, ID 83425-0188 208-662-5501
Original Owner	GOLDEN EAGLE RANCH PO BOX 519 REXBURG, ID 83440 (208)356-3716

Priority Date: 11/12/1976

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	11/01	4.84 CFS	1078 AFA
Total Diversion			4.84 CFS	

Location of Point(s) of Diversion:

GROUND WATER	SENESE	Sec. 12	Township 08N	Range 37E	FREMONT County
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Place(s) of use:

Place of Use Legal Description: IRRIGATION FREMONT County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
08N	37E	12		NESE	34		NWSE	32		SWSE	32		SESE	34
	38E	7		SESW	40									
				NESW	34	3	NWSW	34	4	SWSW	34		SESW	34

Total Acres: 308

Conditions of Approval:

1.	C03	RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
2.	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.

Dates:

Licensed Date:

Decreed Date: 02/22/2002

Permit Proof Due Date: 12/1/1981

Permit Proof Made Date: 1/1/1900

Permit Approved Date: 12/18/1976

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

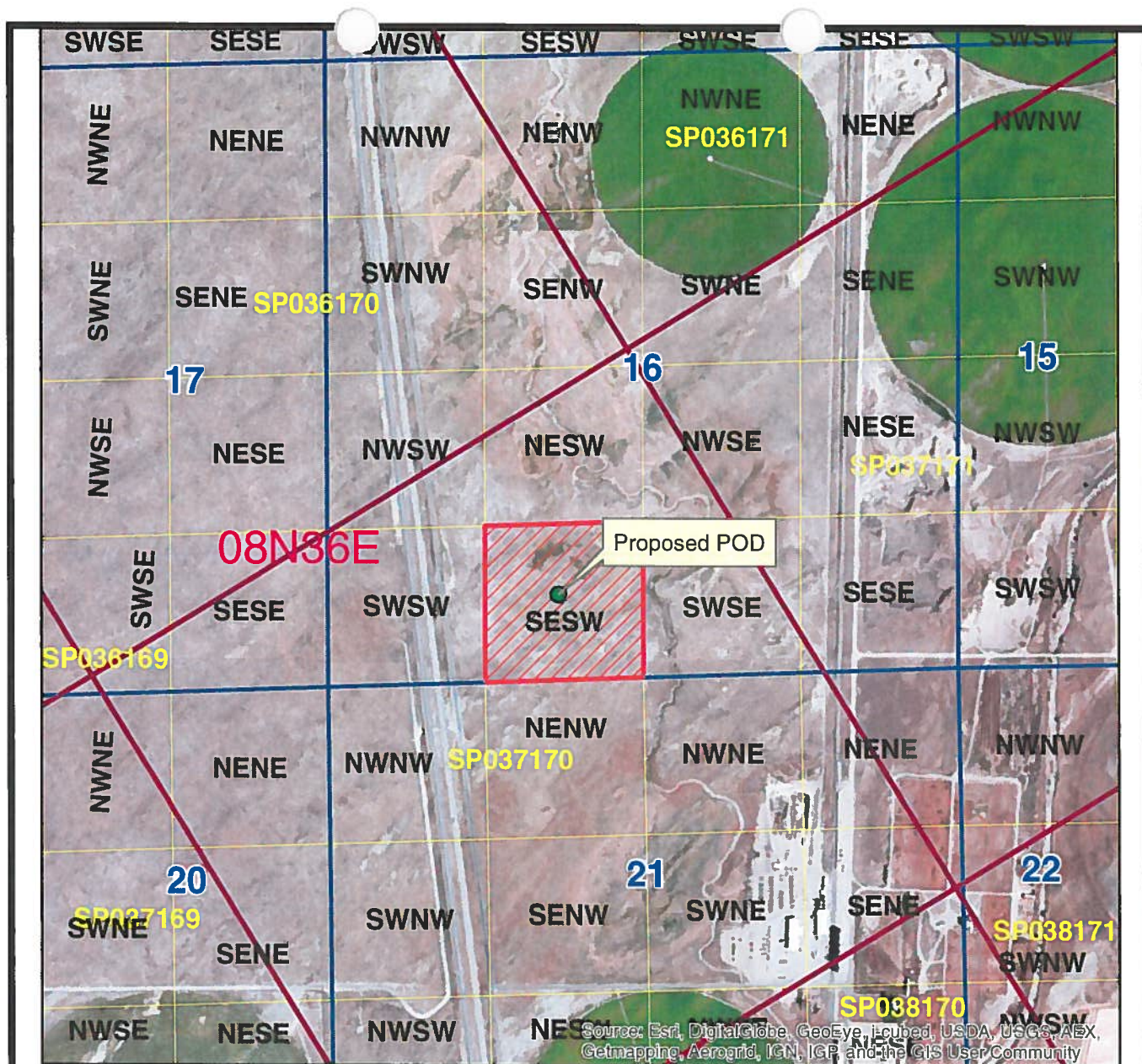
Other Information:

State or Federal: S

Owner Name Connector:

Water District Number: 110

Generic Max Rate per Acre:



Legend

-  Proposed POU Camas 374
-  modelgrid
-  Township/Range
-  Sections
-  QQ

0 750 1,500 3,000 Feet

1 inch = 1,356.66 feet



ENHANCED GROUND-WATER RIGHTS TRANSFER

UNIVERSITY OF IDAHO - IDAHO WATER RESOURCES RESEARCH INSTITUTE

IDAHO DEPARTMENT OF LAND

Cells this color are set up for user entries

ENTER STARTING DATE FOR SIMULATION. THEN PUSH "UPDATE DATES" BUTTON

YEAR: 1976

SEASON: WINTER

TRANSFER NO:

TRANSFER NAME: BLF LAND

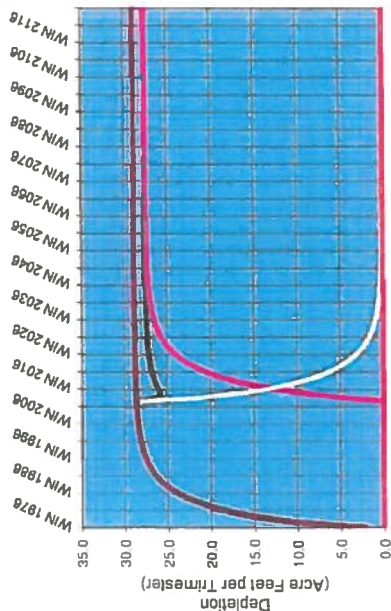


ENTER CELL LOCATIONS:			
'TO' CELL	'FROM1' CELL	'FROM2' CELL	'FROM3' CELL
37	41		
170	179		

TRIMESTER OF ACTIVITY	TO WELL Protected Use		FROM1 WELL		FROM2 WELL		FROM3 WELL		Running	The 'FRC
	AF/TRIMESTER	Without Transfer	With Transfer	AF/TRIMESTER	Without Transfer	With Transfer	AF/TRIMESTER	Without Transfer		
WIN 1976	0	47	47	47	0	0	0	0	0	Once the
SPR 1977	0	47	47	47	0	0	0	0	0	the 'RUN
SUM 1977	0	47	47	47	0	0	0	0	0	needs to
WIN 1977	0	47	47	47	0	0	0	0	0	Getting it
SPR 1978	0	47	47	47	0	0	0	0	0	Once the
SUM 1978	0	47	47	47	0	0	0	0	0	model ou
WIN 1978	0	47	47	47	0	0	0	0	0	Entering '
SPR 1979	0	47	47	47	0	0	0	0	0	All water
SUM 1979	0	47	47	47	0	0	0	0	0	for instr
WIN 1979	0	47	47	47	0	0	0	0	0	0
SPR 1980	0	47	47	47	0	0	0	0	0	0
SUM 1980	0	47	47	47	0	0	0	0	0	0
WIN 1980	0	47	47	47	0	0	0	0	0	0
SPR 1981	0	47	47	47	0	0	0	0	0	0
SUM 1981	0	47	47	47	0	0	0	0	0	0

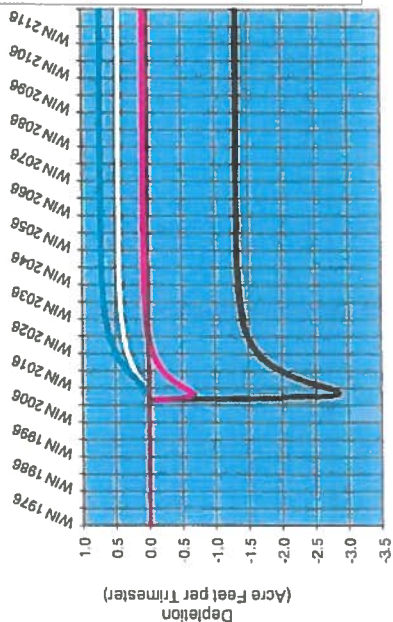
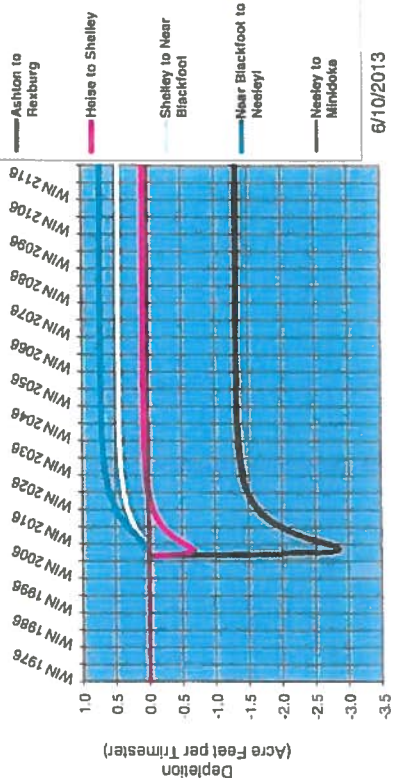
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SPR 1995	0	47	47	0	0	0	0
SUM 1995	0	47	47	0	0	0	0
WIN 1995	0	47	47	0	0	0	0
SPR 1996	0	47	47	0	0	0	0
SUM 1996	0	47	47	0	0	0	0
WIN 1996	0	47	47	0	0	0	0
SPR 1997	0	47	47	0	0	0	0
SUM 1997	0	47	47	0	0	0	0
WIN 1997	0	47	47	0	0	0	0
SPR 1998	0	47	47	0	0	0	0
SUM 1998	0	47	47	0	0	0	0
WIN 1998	0	47	47	0	0	0	0
SPR 1999	0	47	47	0	0	0	0
SUM 1999	0	47	47	0	0	0	0
WIN 1999	0	47	47	0	0	0	0
SPR 2000	0	47	47	0	0	0	0
SUM 2000	0	47	47	0	0	0	0
WIN 2000	0	47	47	0	0	0	0
SPR 2001	0	47	47	0	0	0	0
SUM 2001	0	47	47	0	0	0	0
WIN 2001	0	47	47	0	0	0	0
SPR 2002	0	47	47	0	0	0	0
SUM 2002	0	47	47	0	0	0	0
WIN 2002	0	47	47	0	0	0	0
SPR 2003	0	47	47	0	0	0	0
SUM 2003	0	47	47	0	0	0	0
WIN 2003	0	47	47	0	0	0	0
SPR 2004	0	47	47	0	0	0	0
SUM 2004	0	47	47	0	0	0	0
WIN 2004	0	47	47	0	0	0	0
SPR 2005	0	47	47	0	0	0	0
SUM 2005	0	47	47	0	0	0	0
WIN 2005	0	47	47	0	0	0	0
SPR 2006	0	47	47	0	0	0	0
SUM 2006	0	47	47	0	0	0	0
WIN 2006	0	47	47	0	0	0	0
SPR 2007	0	47	47	0	0	0	0
SUM 2007	0	47	47	0	0	0	0
WIN 2007	0	47	47	0	0	0	0
SPR 2008	0	47	47	0	0	0	0
SUM 2008	0	47	47	0	0	0	0
WIN 2008	0	47	47	0	0	0	0
SPR 2009	0	47	47	0	0	0	0

Hydrologic Response--Ashton to Rexburg Customer Name: BLF LAND Transfer No:



6/10/2013
Version 3.1

Net Transfer Effect Above Milner (Total Effect With Transfer - Total Effect Without Transfer)

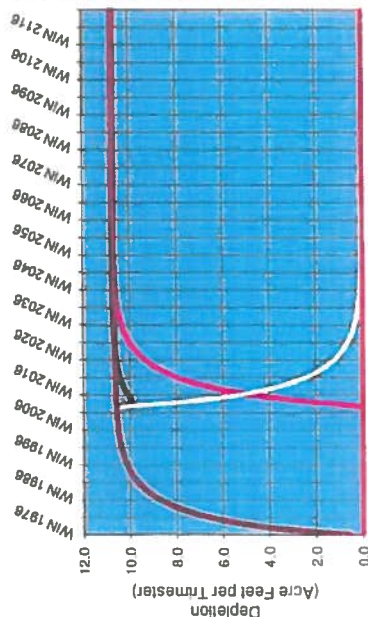


6/10/2013
Version 3.1

Customer Name: BLF LAND

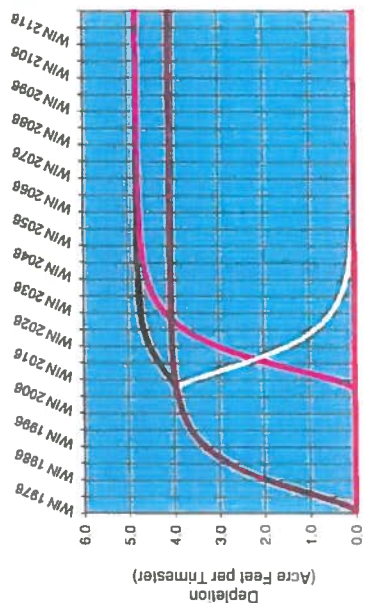
Transfer No:

Hydrologic Response--Heise to Shelley Customer Name: BLF LAND Transfer No:



6/10/2013
Version 3.1

Hydrologic Response--Near Blackfoot to Neeley Customer Name: BLF LAND Transfer No:



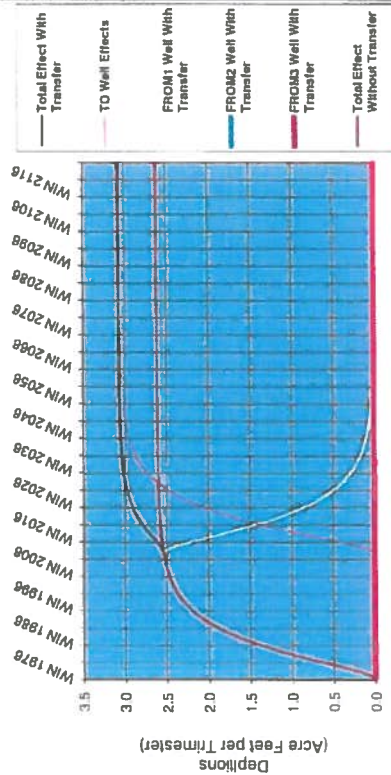
6/10/2013
Version 3.1

BLF LAND

BLF LAND

Hydrologic Response--Shelley to Near Blackfoot
Customer Name:

Transfer No:

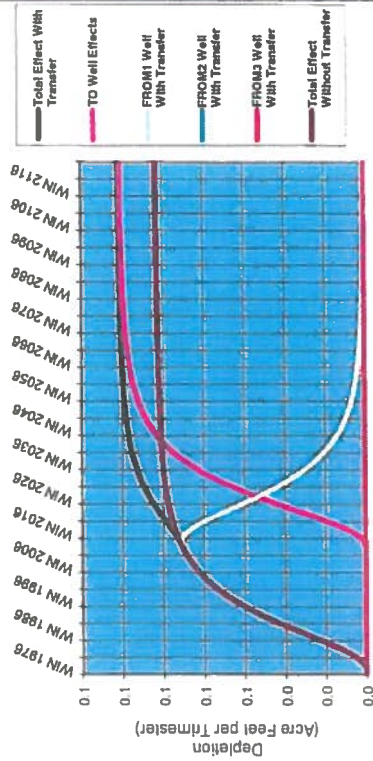


Hydrologic Response--Neeley to Minidoka
Customer Name:

Transfer No:

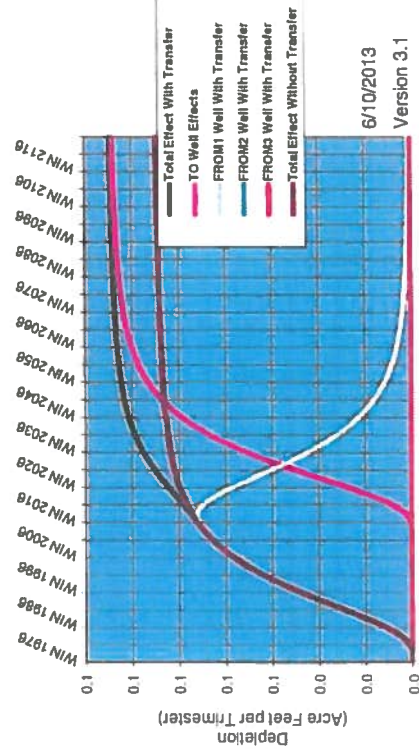
6/10/2013

Version 3.1



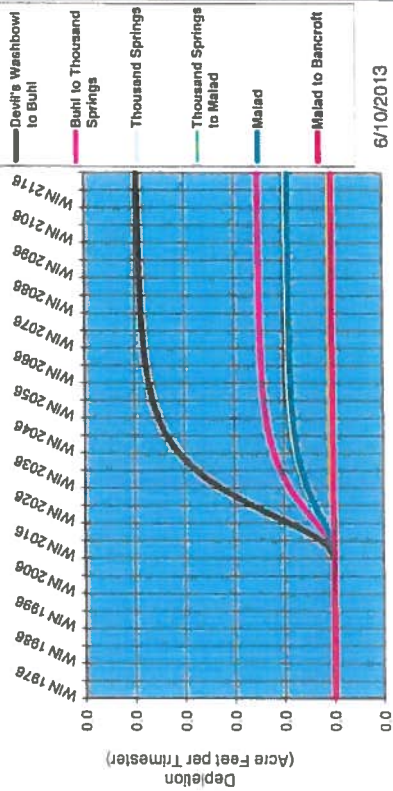
Hydrologic Response-Devil's Washbowl to Buhl

Customer Name: BLF LAND Transfer No:



Net Transfer Effect Below Milner

(Total Effect With Transfer - Total Effect Without Transfer)

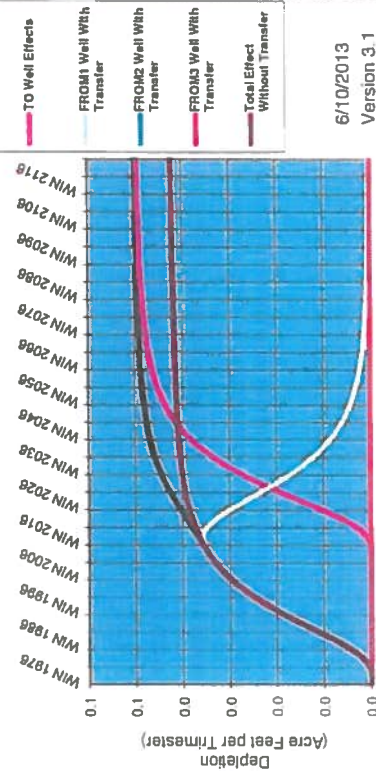


Customer Name: BLF LAND

Transfer No:

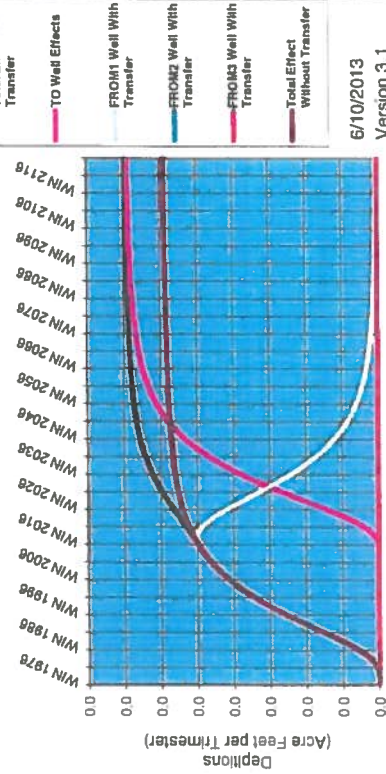
Hydrologic Response-Buhl to Thousand Springs

Customer Name: BLF LAND Transfer No:



Hydrologic Response-Thousand Springs to Malad

Customer Name: BLF LAND Transfer No:

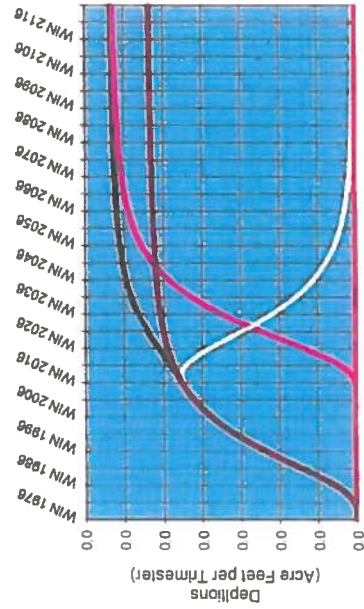


BLF LAND

BLF LAND

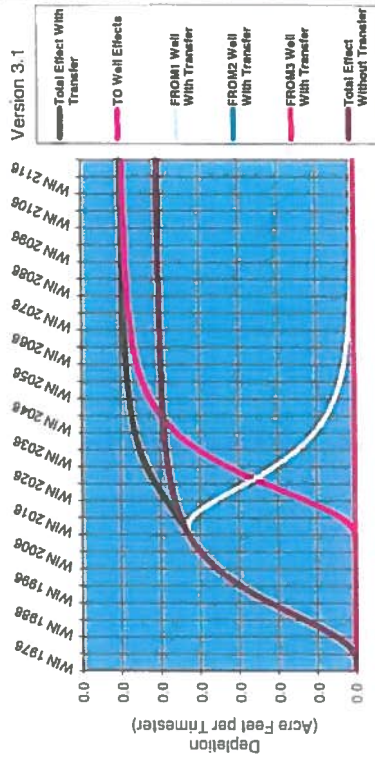
Hydrologic Response--Thousand Springs
Customer Name:

6/10/2013
Version 3.1



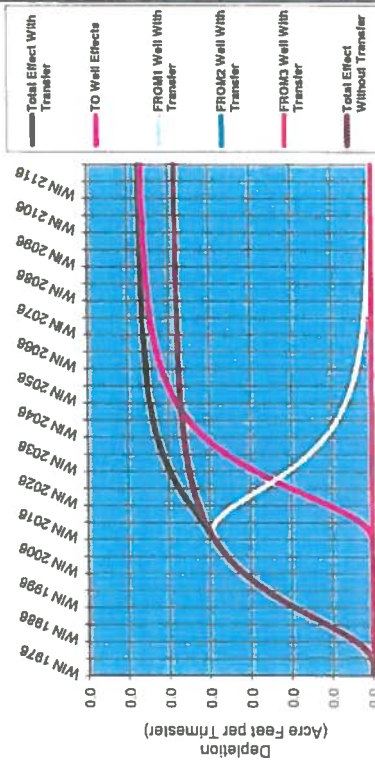
Hydrologic Response--Malad
Customer Name:

6/10/2013
Version 3.1



Hydrologic Response--Malad to Bancroft
Customer Name:

6/10/2013
Version 3.1



No. W 96767	Due no later than Sep 30, 2012 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	1. Mailing Address: Correct in this box if needed. NORTHERN AGRICULTURE V LLC CHAD M DRAKE 99 HIGH ST 26TH FLOOR BOSTON MA 02110 USA		CORPORATION SERVICE COMPANY 12550 W EXPLORER DR STE 100 BOISE ID 83713 USA			
			3. <u>New</u> Registered Agent Signature:*			
4. Limited Liability Companies: Enter Names and Addresses of at least one Member or Manager.						
Office Held MANAGER	Name OLIVER WILLIAMS	Street or PO Address 99 HIGH ST 26TH FLOOR	City BOSTON	State MA	Country USA	Postal Code 02110
5. Organized Under the Laws of: DE W 96767		6. Annual Report must be signed.* Signature: Oliver Williams Name (type or print): Oliver Williams Date: 09/27/2012 Title: Manager				
Processed 09/27/2012 * Electronically provided signatures are accepted as original signatures.						

SECOND AMENDMENT TO REAL ESTATE PURCHASE CONTRACT
(Fremont 700N Big Grassy Farm)

This Second Amendment to Real Estate Purchase Contract ("**Amendment**") is entered into this 15th day of December, 2010, by and between **FARMLAND MANAGEMENT SERVICES**, a California Corporation ("**Buyer**"), and **BLF LAND, LLC**, an Idaho limited liability company ("**Seller**"), as an amendment to that Real Estate Purchase Contract between the parties dated September 3, 2010 ("**REPC**").

1. Recitals.

a. The parties have discovered that a portion of the Property has not been irrigated in the SE ¼ NW ¼ of Section 7 (the "**Property**") which is authorized by water right 31-7215 ("**Water Right**") for 40 acres of irrigation.

b. According to Idaho Code, any water rights unused for a period of 5 years can be declared forfeited through action by Idaho Department of Water Resources ("**IDWR**").

c. The parties have agreed to provide Seller with additional time to confirm the continued validity of the Water Right through a letter or other written confirmation from IDWR.

d. The purpose of this Amendment is to establish an escrow account to address the potential that the confirmation required from IDWR is not obtained.

2. Escrow Hold Back. Upon the Close of Escrow, Escrow Agent shall retain One Hundred Fifty-Three Thousand Dollars (\$153,900.00), which represents \$3,800 per acre for the 40.5 acres at issue ("**Hold Back Funds**").

3. Disposition of Funds.

a. The Hold Back Funds shall be retained in escrow for a period not to exceed eighteen (18) months. The Hold Back Funds shall be released to Seller upon confirmation of the following:

i. receipt by Buyer of a letter or other written confirmation from IDWR confirming that the Water Right is in good standing, and can be used to irrigate the designated land or transferred;

ii. the acres impacted are permanently connected to the existing Property water wells through below ground piping, and the connected water sources must be sufficient to provide not less than 4 AF of water annually to the connected acreage; and

iii. the impacted acreage is to be installed with new irrigation water distribution equipment (meaning either a mini-pivot or wheel lines) that become the

property of Buyer upon release of the Hold Back Funds, along with any pumps and motors to boost system pressure.

b. Should the requirements of (a) above not be met within said eighteen (18) month period, the Hold Back Funds shall be released to Buyer, and the Water Right with respect to the Property will be transferred to Seller, or as Seller directs. Buyer will cooperate, at no expense to the Buyer, to sign documents and take actions as Seller may request to transfer the water right.

4. Costs. Seller agrees that all work performed by Seller to obtain the letter or other written confirmation required from IDWR will be at Seller's cost. In addition, Seller shall pay all costs of Escrow Agent after the Close of Escrow pursuant to the REPC.

5. Indemnification. Seller agrees to indemnify, hold harmless, defend, and protect Buyer, its officers, directors, employees, invitees, guests, and assigns of, from and against any and all suits, actions, claims, losses, damages, liabilities, costs and expenses (including but not limited to attorneys' fees and litigation costs), which Buyer or such other persons may sustain, incur or suffer, which may be asserted against any of them, or to which any of them may be subject, arising out of, relating to or involving or attributable to: (i) the use of water from the Water Right in violation of its terms or the law, and (ii) any breach, violation or nonperformance of or noncompliance with any covenant, term, undertaking, restriction or condition of this Amendment to be performed by Seller.

6. Continued Validity. Except as expressly set forth in this Amendment, the REPC shall continue in full force and affect between the parties, and this Amendment specifically shall survive the Close of Escrow contemplated by the REPC.

FARMLAND MANAGEMENT SERVICES, INC.
a California corporation

By: Joseph P. Silveira
Joseph P. Silveira, President

By: Dorothy Luiz
Dorothy Luiz, Secretary

BLF LAND, LLC, an Idaho limited liability company

By: _____
Blaine Larsen, President/Manager

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OCT 18 2013

Department of Water Resources
Eastern Region

property of Buyer upon release of the Hold Back Funds, along with any pumps and motors to boost system pressure.

b. Should the requirements of (a) above not be met within said eighteen (18) month period, the Hold Back Funds shall be released to Buyer, and the Water Right will be transferred to Seller, or as Seller directs. Buyer will cooperate, at no expense to the Buyer, to sign documents and take actions as Seller may request to transfer the water right.

4. Costs. Seller agrees to complete all work involved to obtain the letter required from IDWR at its own costs. In addition, Seller shall pay all costs of Escrow Agent after the Close of Escrow pursuant to the REPC.

5. Indemnification. Seller agrees to indemnify, hold harmless, defend, and protect Buyer, its officers, directors, employees, invitees, guests, and assigns of, from and against any and all suits, actions, claims, losses, damages, liabilities, costs and expenses (including but not limited to attorneys' fees and litigation costs), which Buyer or such other persons may sustain, incur or suffer, which may be asserted against any of them, or to which any of them may be subject, arising out of, relating to or involving or attributable to: (i) the use of water from the Water Right in violation of its terms or the law, and (ii) any breach, violation or nonperformance of or noncompliance with any covenant, term, undertaking, restriction or condition of this Amendment to be performed by Seller.

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FARMLAND MANAGEMENT SERVICES, INC.
a California corporation

By: _____
Joseph P. Silveira, President

By: _____
Dorothy Luiz, Secretary

BLF LAND, LLC, an Idaho limited liability company

By: Blaine Larsen
Blaine Larsen, President/Manager

BLAINE LARSEN FARMS, INC.

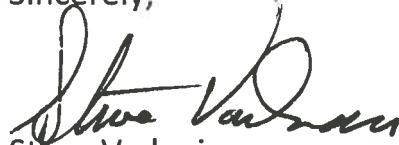
5/30/13

TO: To Whom It May Concern

SUBJECT: Historical Beneficial Water Use WR# 31-7215 (T8N R38E SEC 7 SENW)

Water has been periodically applied to this parcel via hand lines, normally during early spring, and late summer or fall, dependent upon annual rainfall conditions throughout the summer months. The primary purpose has been to main high plant populations for livestock feed purposes. Secondary use has been to maintain erosion control on this fragile soil where it is surrounded by farmed land on the south and east borders susceptible to erosion outside the farmed borders.

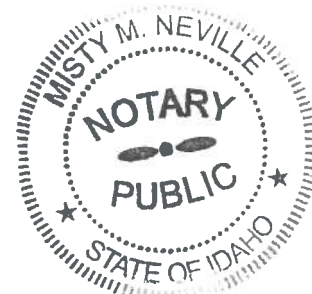
Sincerely,



Steve Vadnais

VP & Chief Operating Officer

Blaine Larsen Farms



Misty M. Neville
Jefferson County
8-16 11/17/18

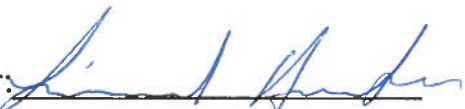
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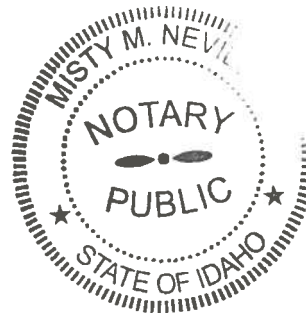
12/28/11

To Whom It May Concern,

I, Lionel Harker, hereby certify that irrigation water was applied to land located in Fremont County, T8N R38E S7 SENW 1/4. This occurred during the last week of October as documented with the attached photo's. Irrigation occurred as authorized by Idaho Water Right 31-7215. This irrigation was supervised by me in my capacity as Regional Manager for Circle C Ranch, the current operator of this farm ground.

Lionel Harker: 

Date: 2-24-2012




Jefferson County, Id
11/17/18

AFFIDAVIT

11/28/2011

TO: Idaho Department of Water Resources

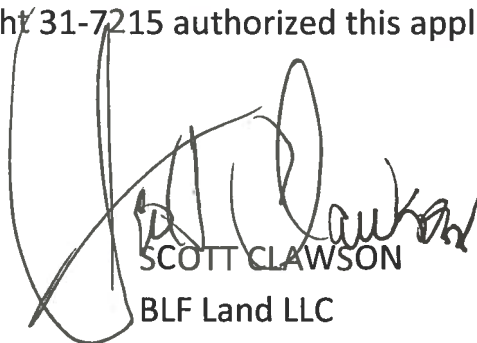
SUBJECT: Irrigation of Field# 61 (water right use compliance)

I, Scott Clawson, hereby certify that irrigation water was applied to land located in Fremont County, T8N R38E S7 SENW 1/4.

In my employment capacity as Water Right Specialist for BLF Land LLC, current co-owner of this water, I observed this irrigation during October 2011.

I attest to the accuracy of dates depicted on the attached documentation photos provided by Circle C Ranch Employee's, the current entity operating this land.

Idaho Water Right 31-7215 authorized this application.


SCOTT CLAWSON
BLF Land LLC

208-662-5501 x 233




Jeferson, Id
exp. 1/11/12

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10/26/2011 3:39 pm

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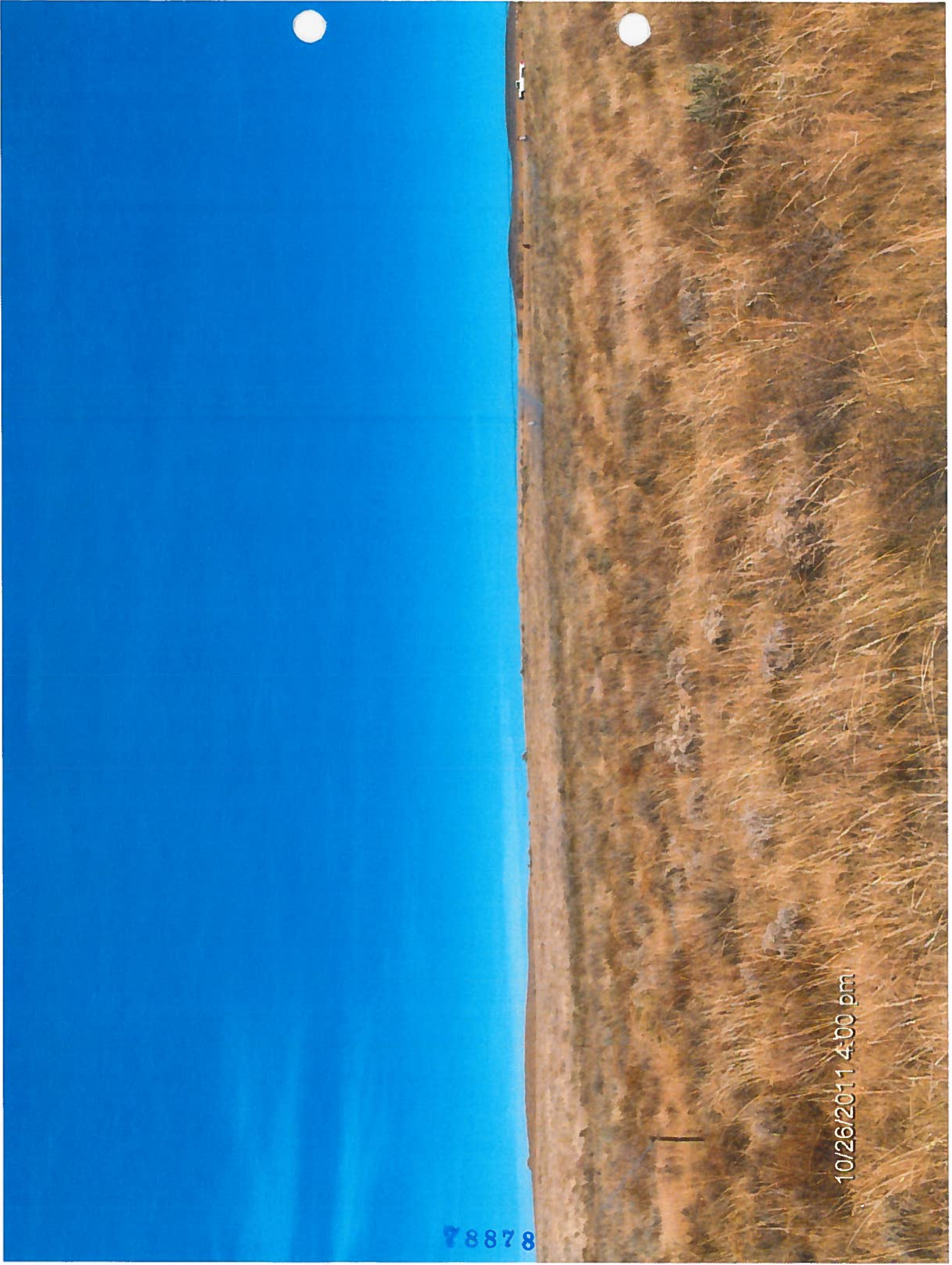
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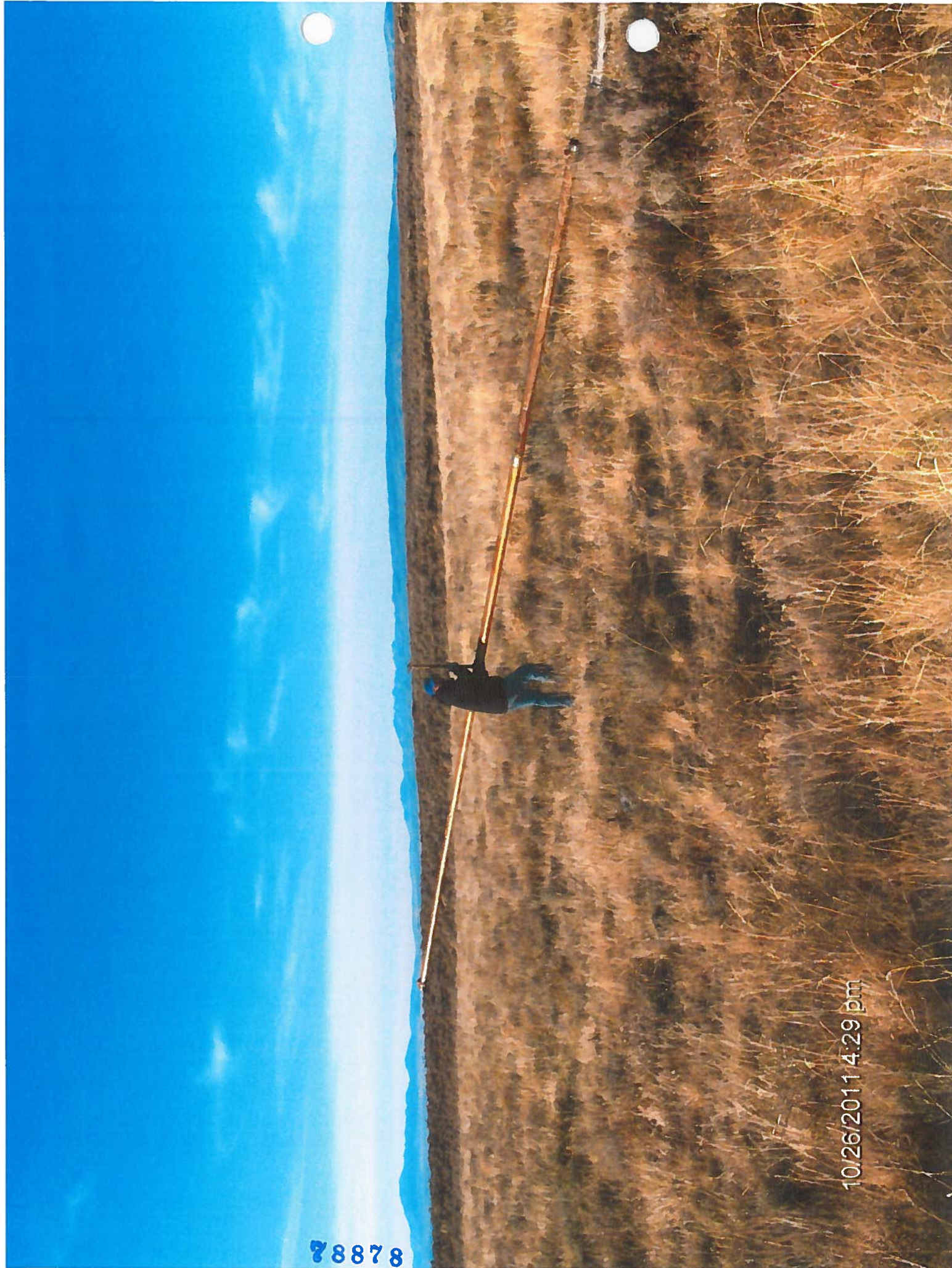
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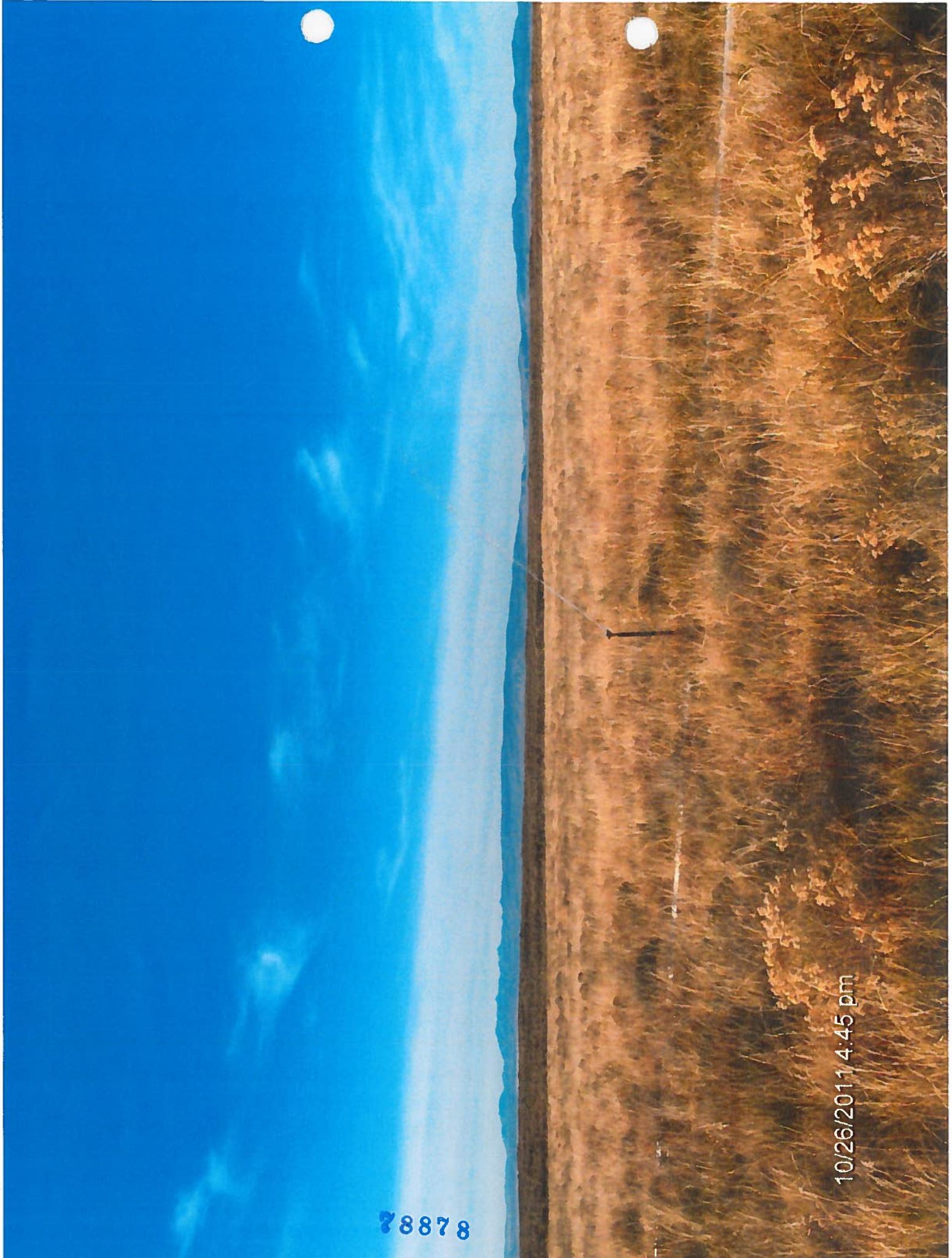
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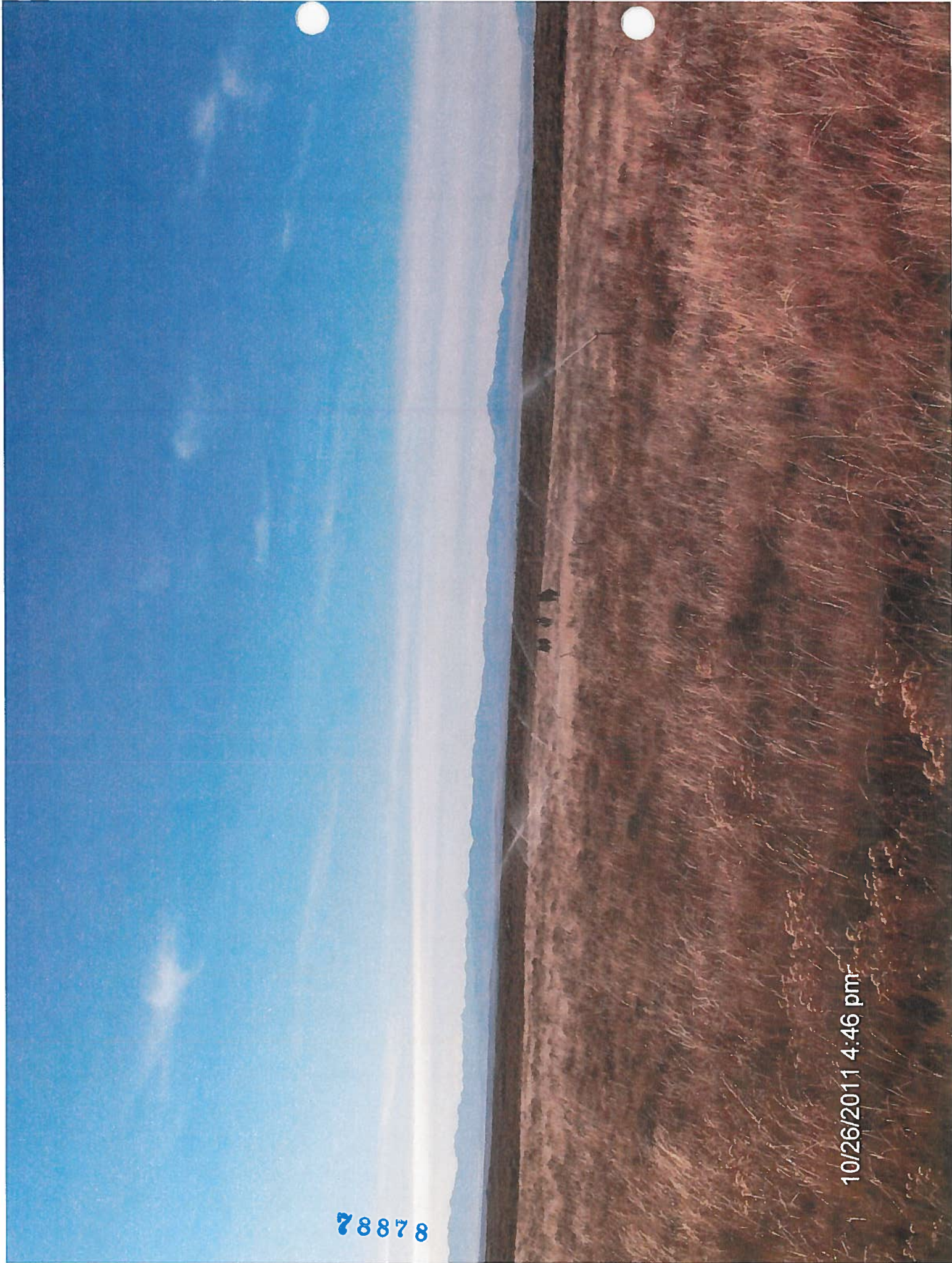
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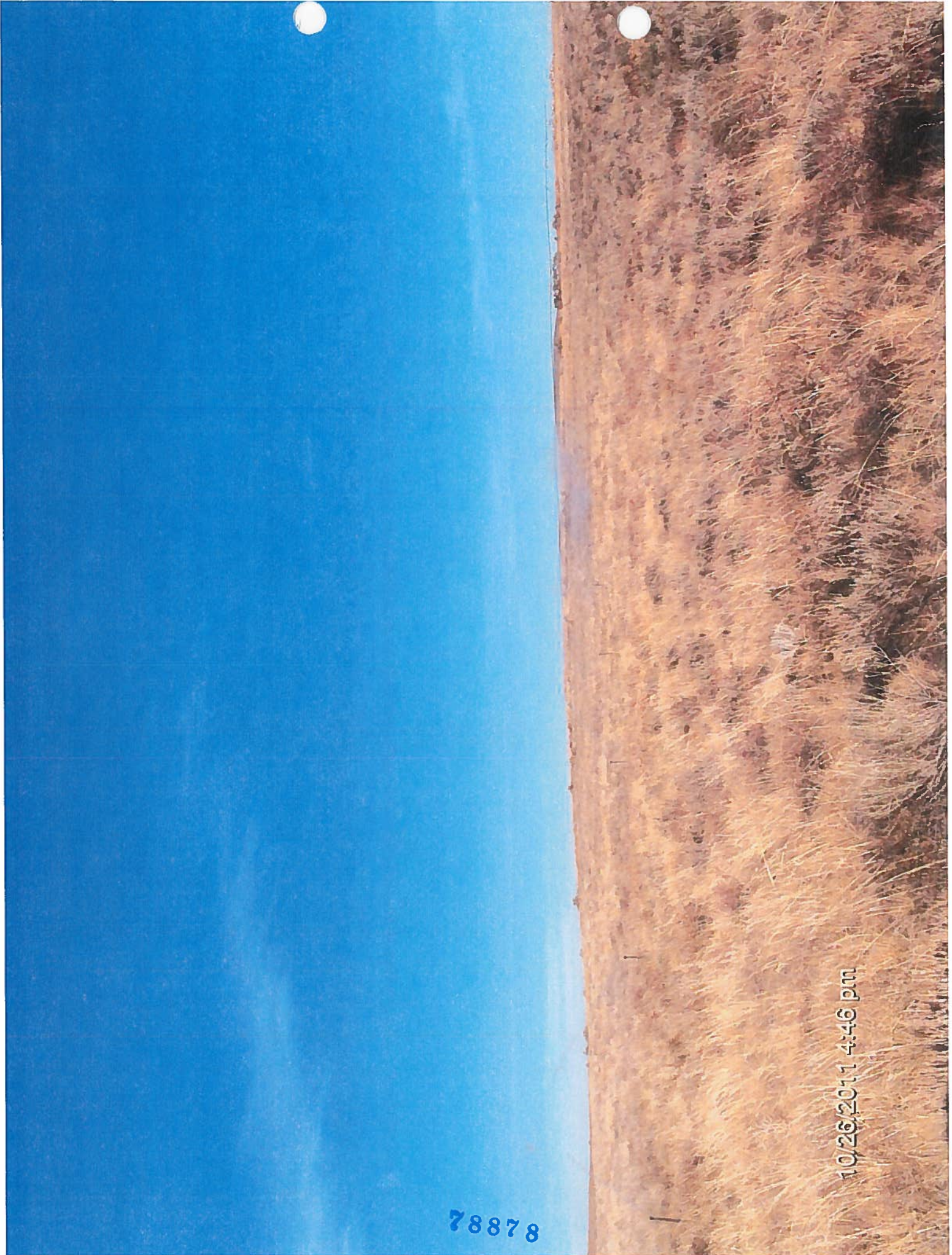
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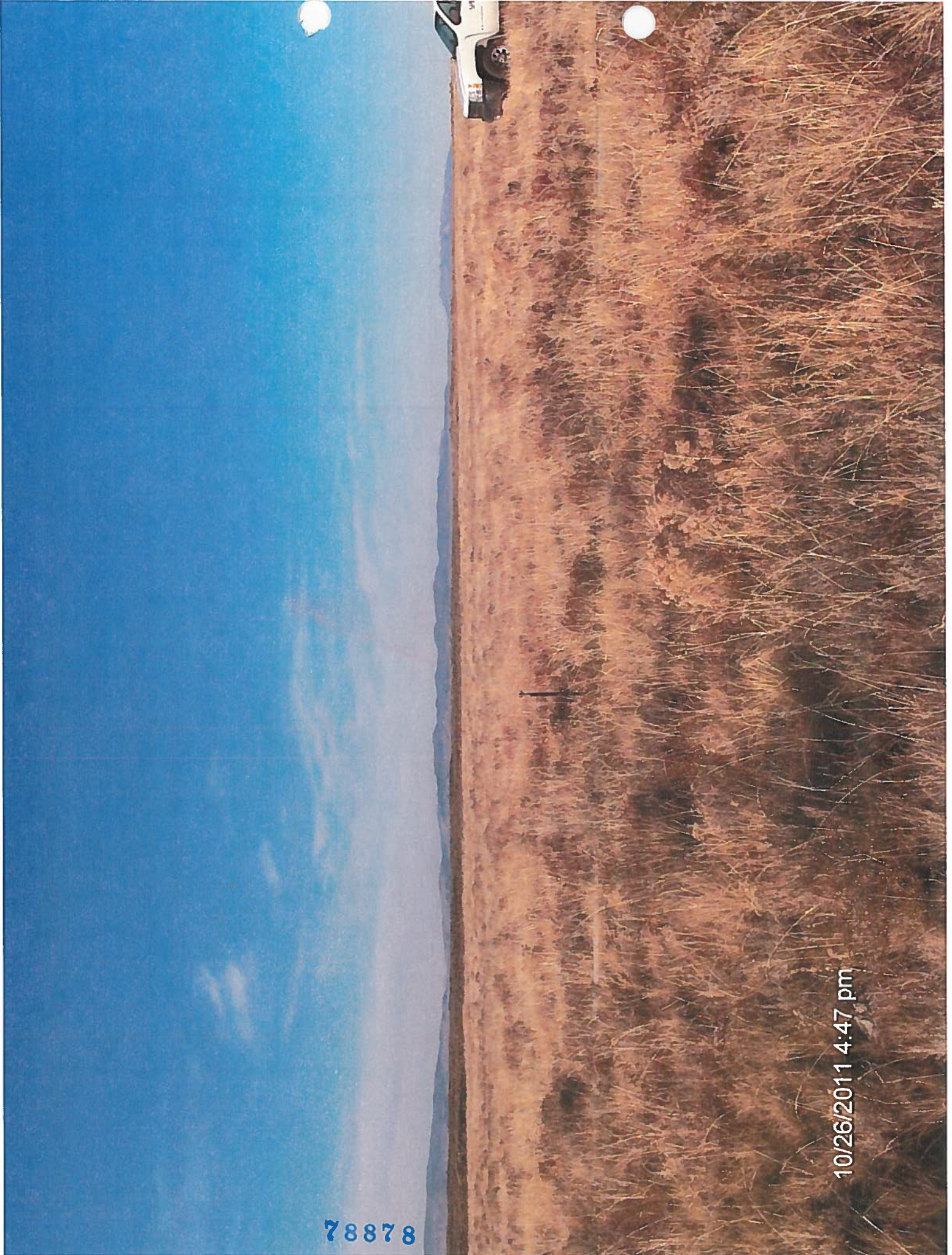
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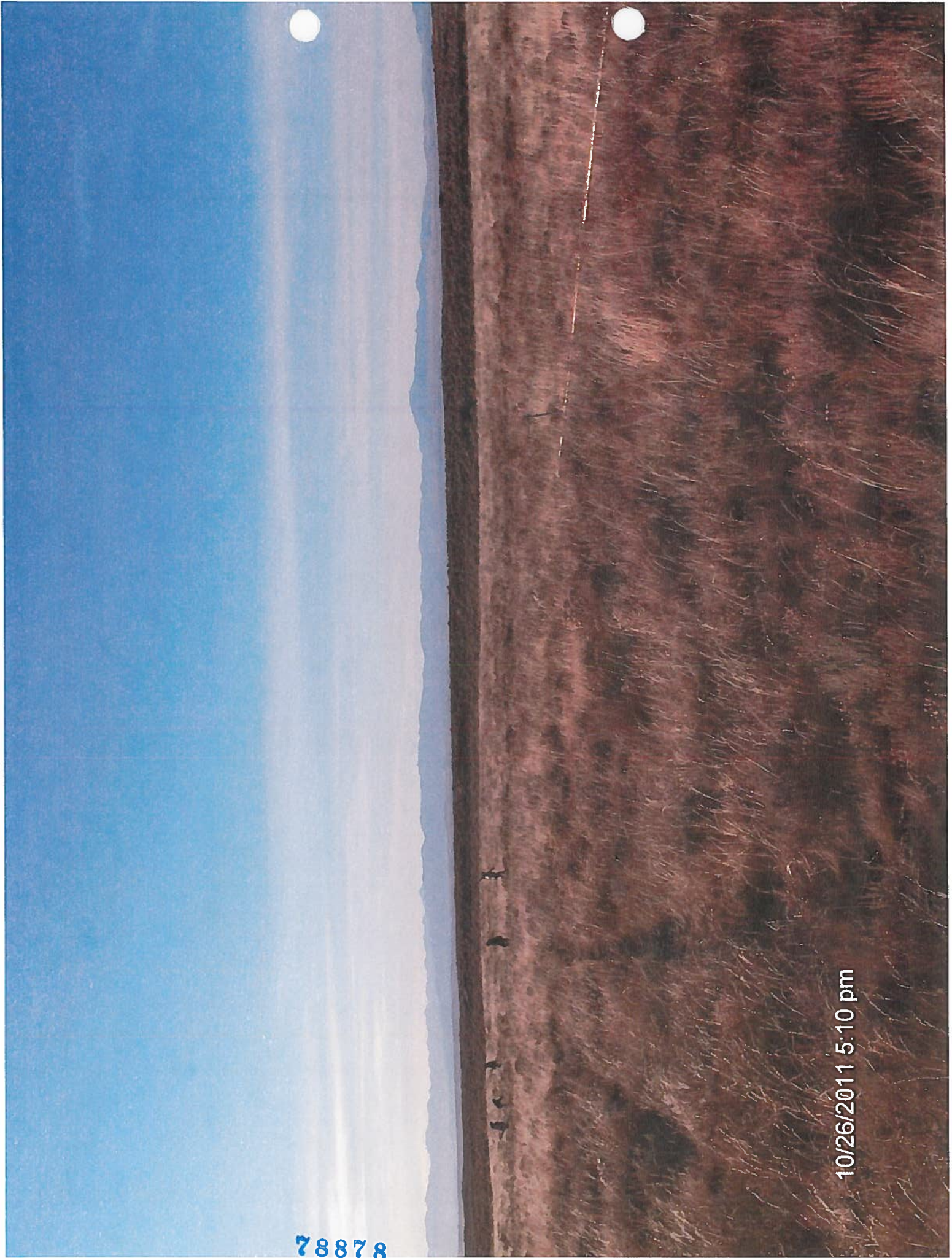
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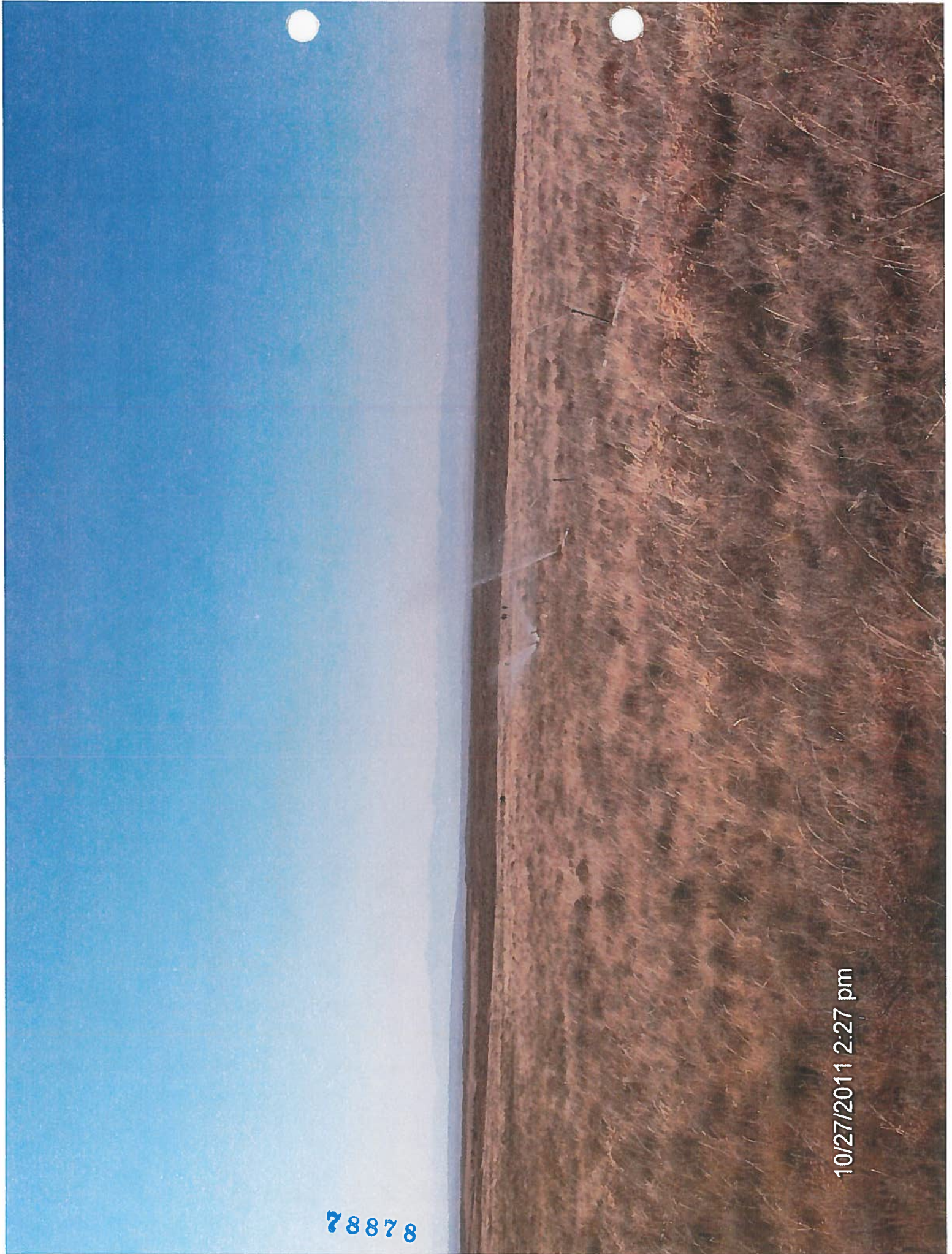
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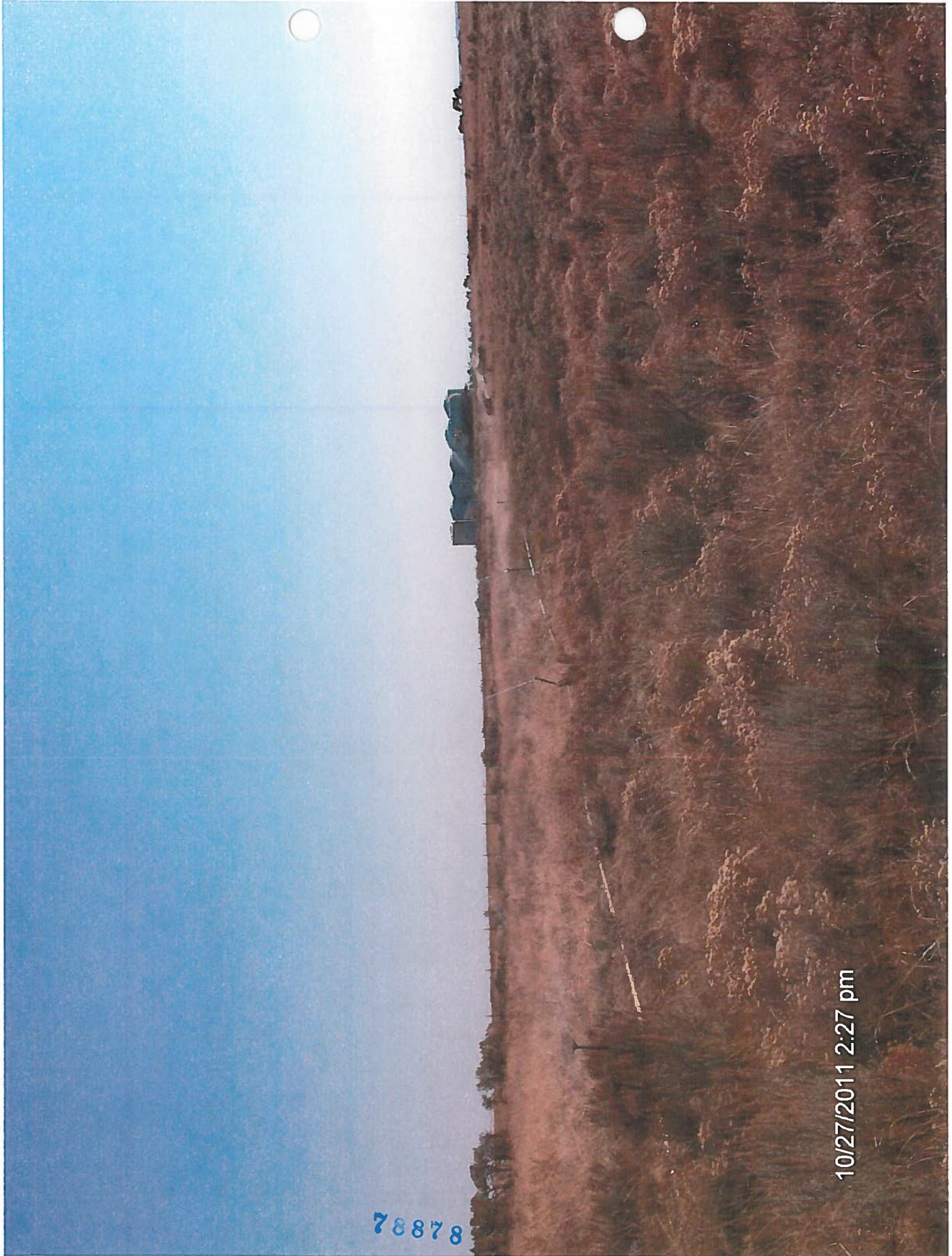
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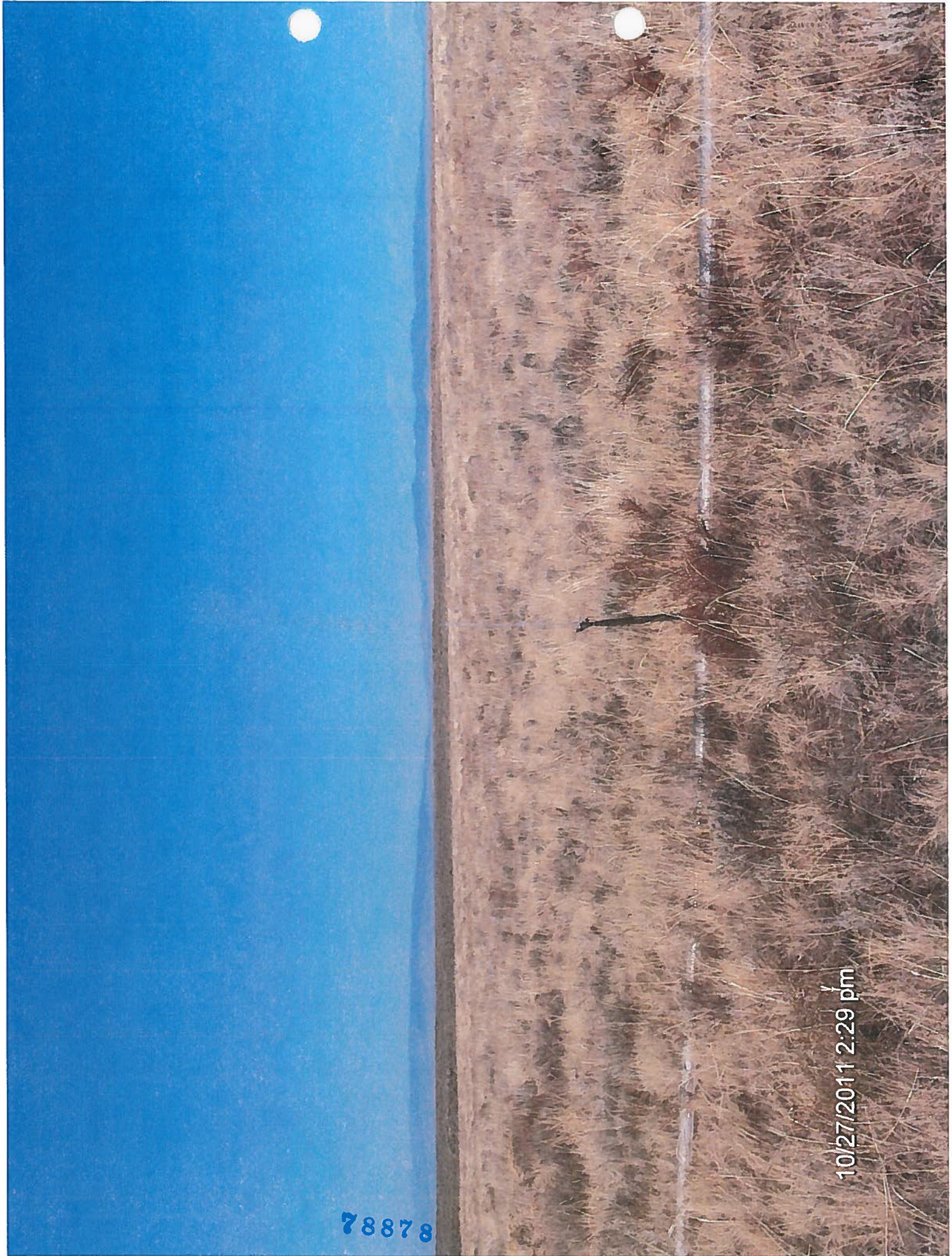
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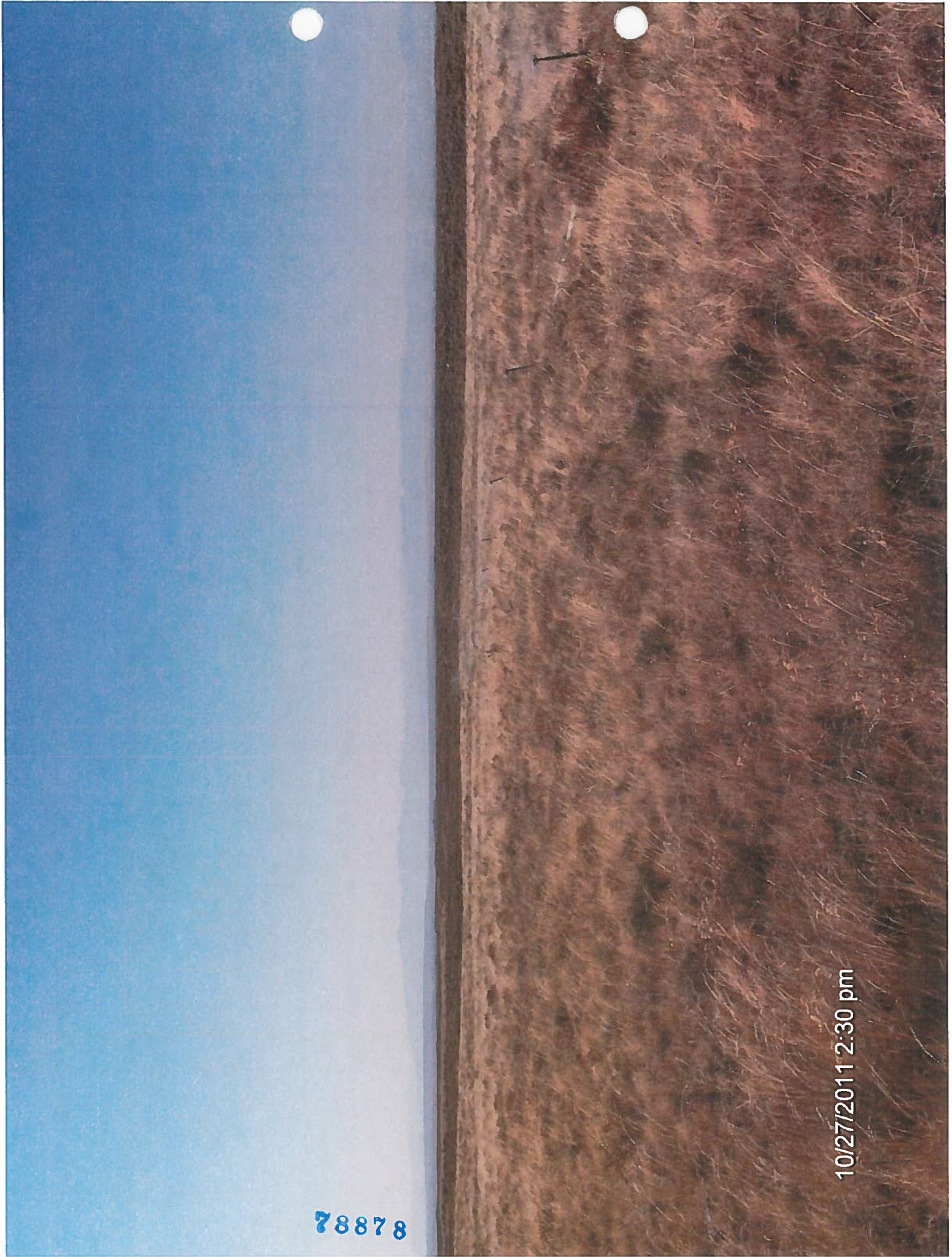


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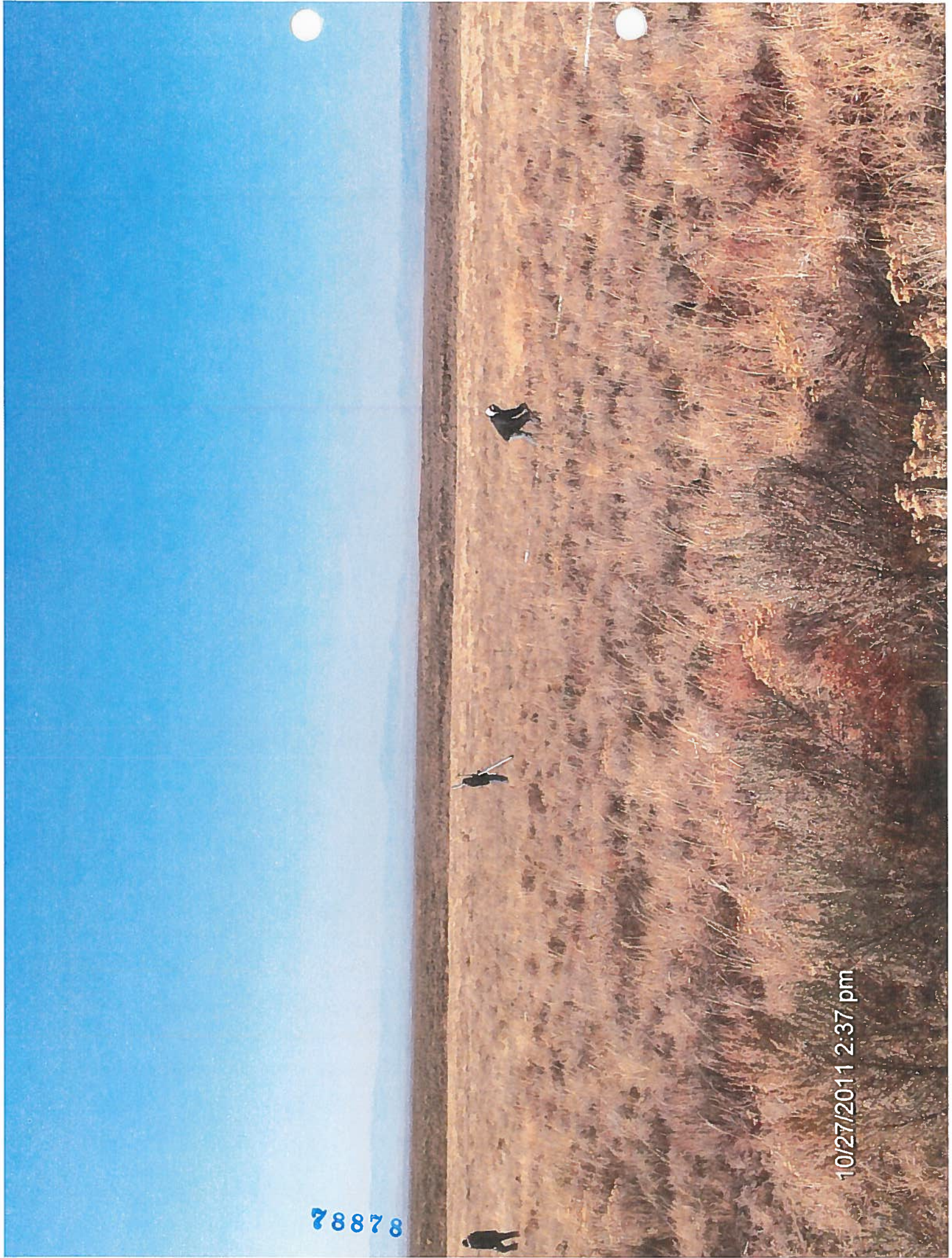
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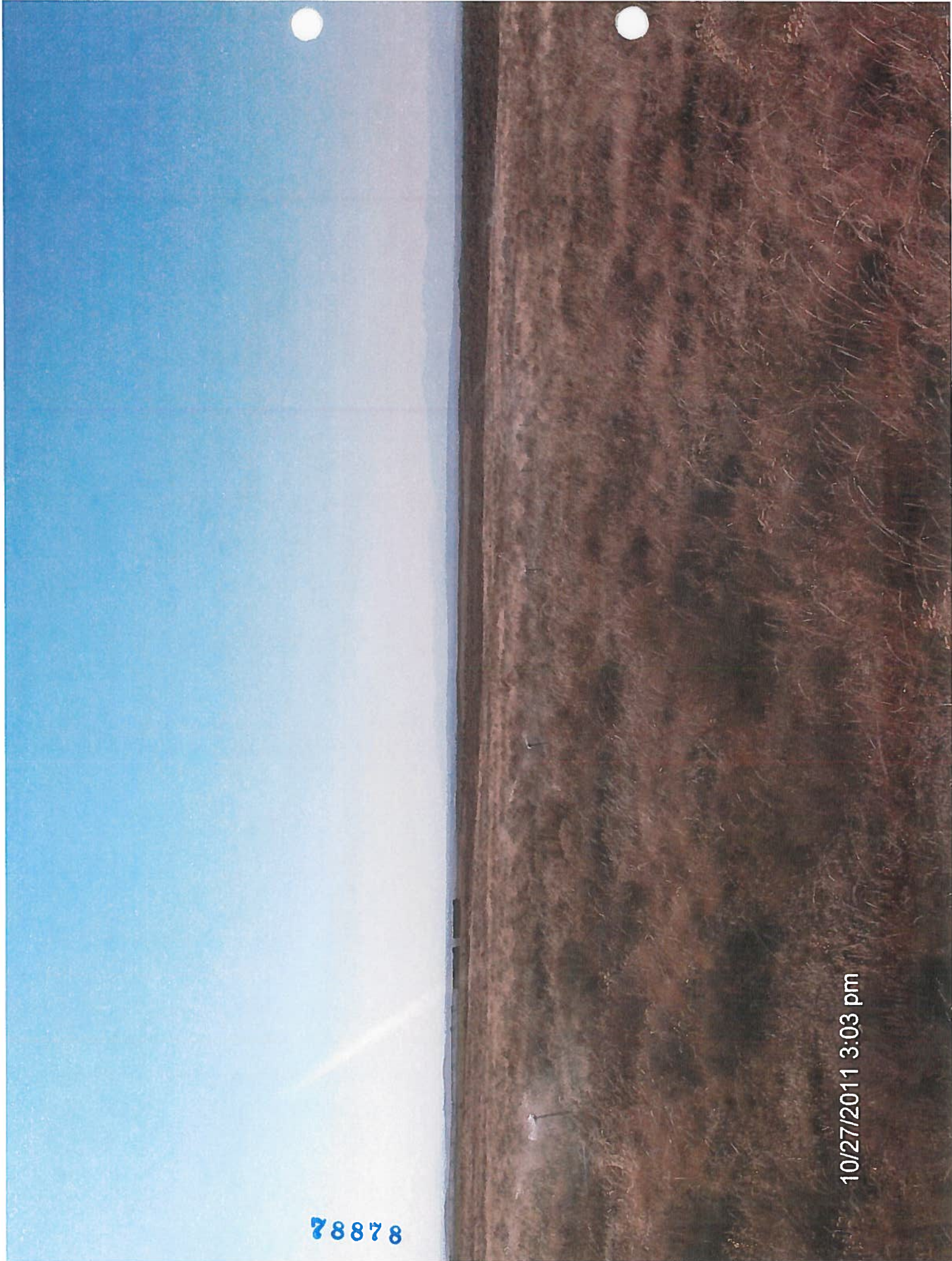
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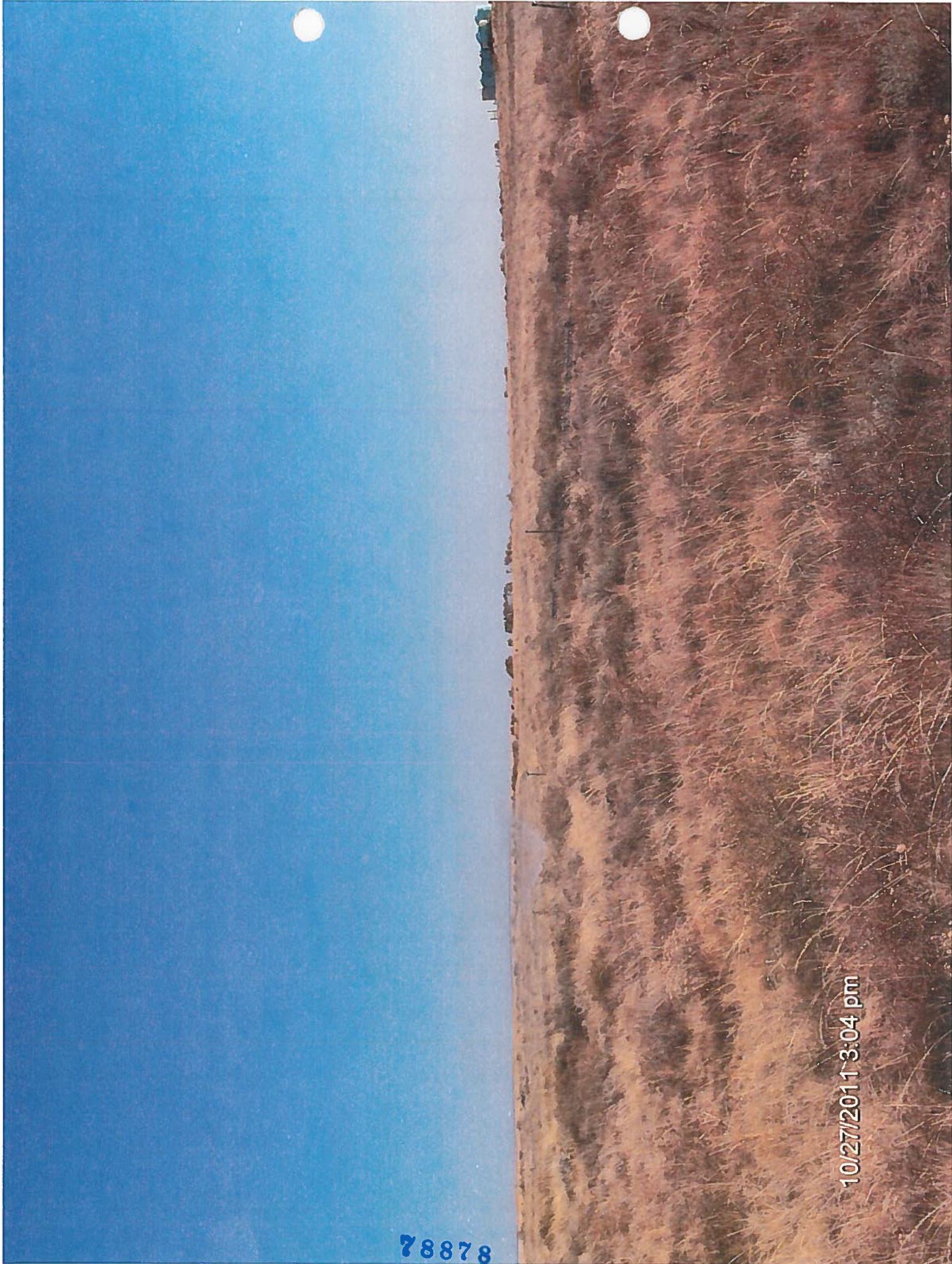
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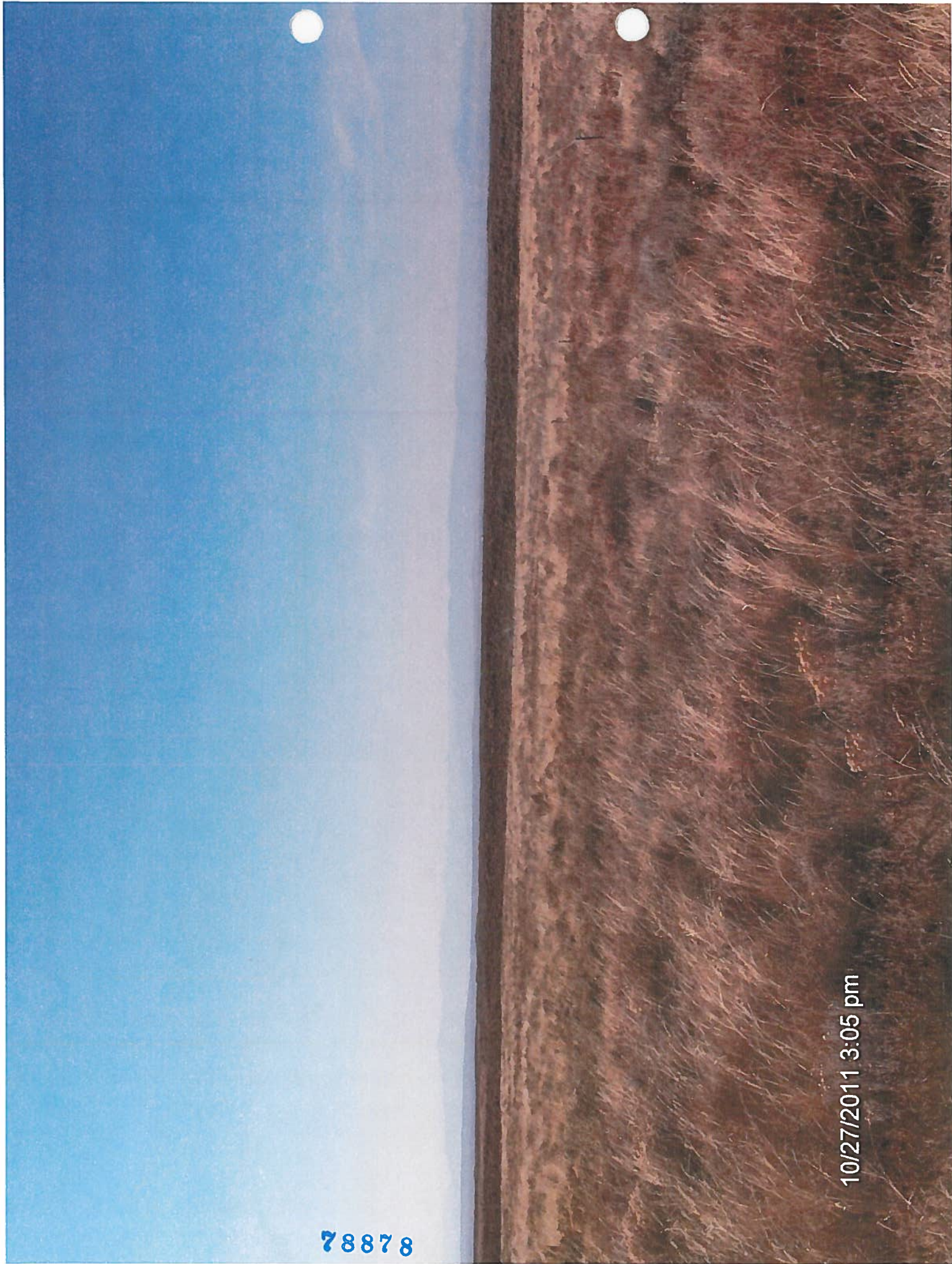


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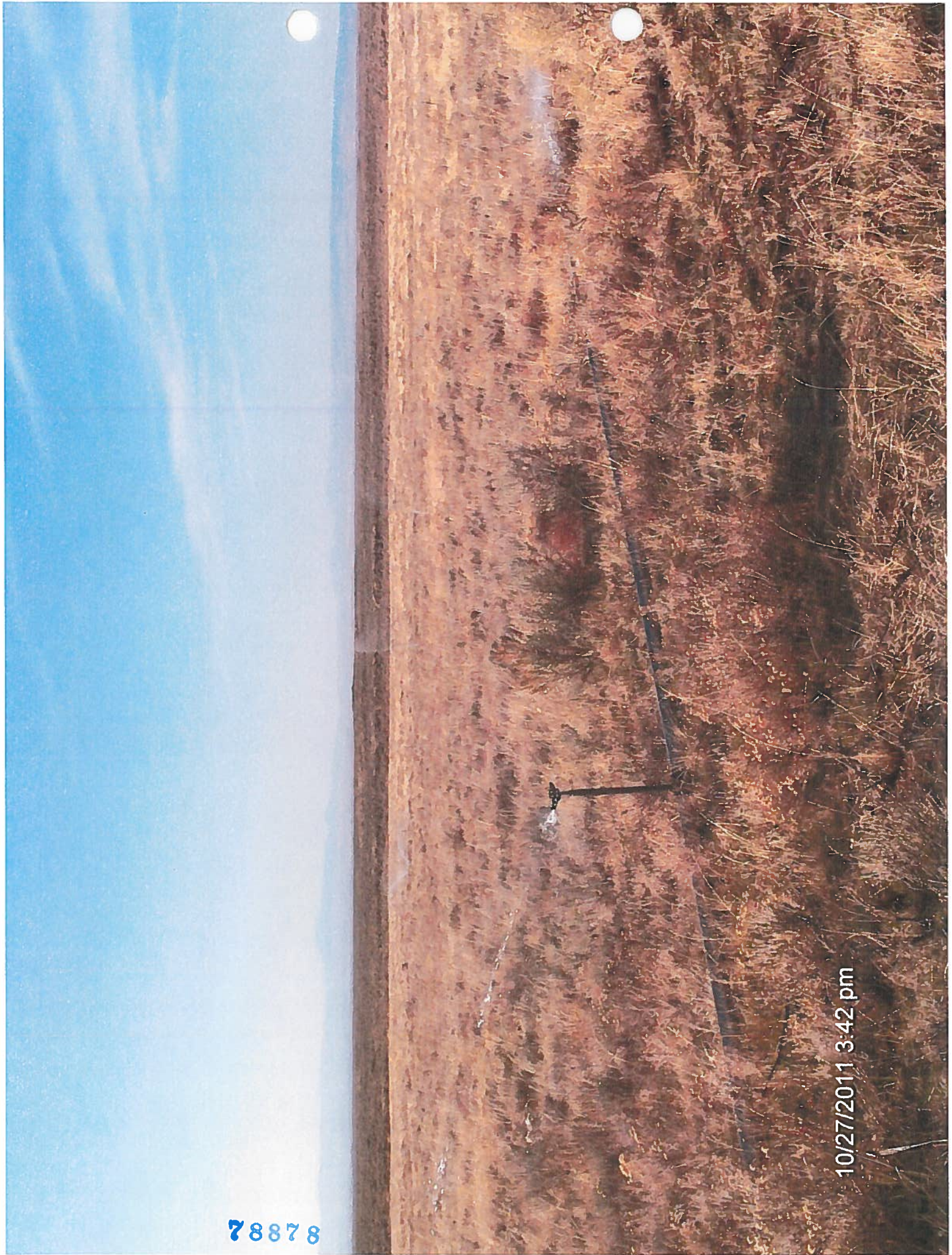
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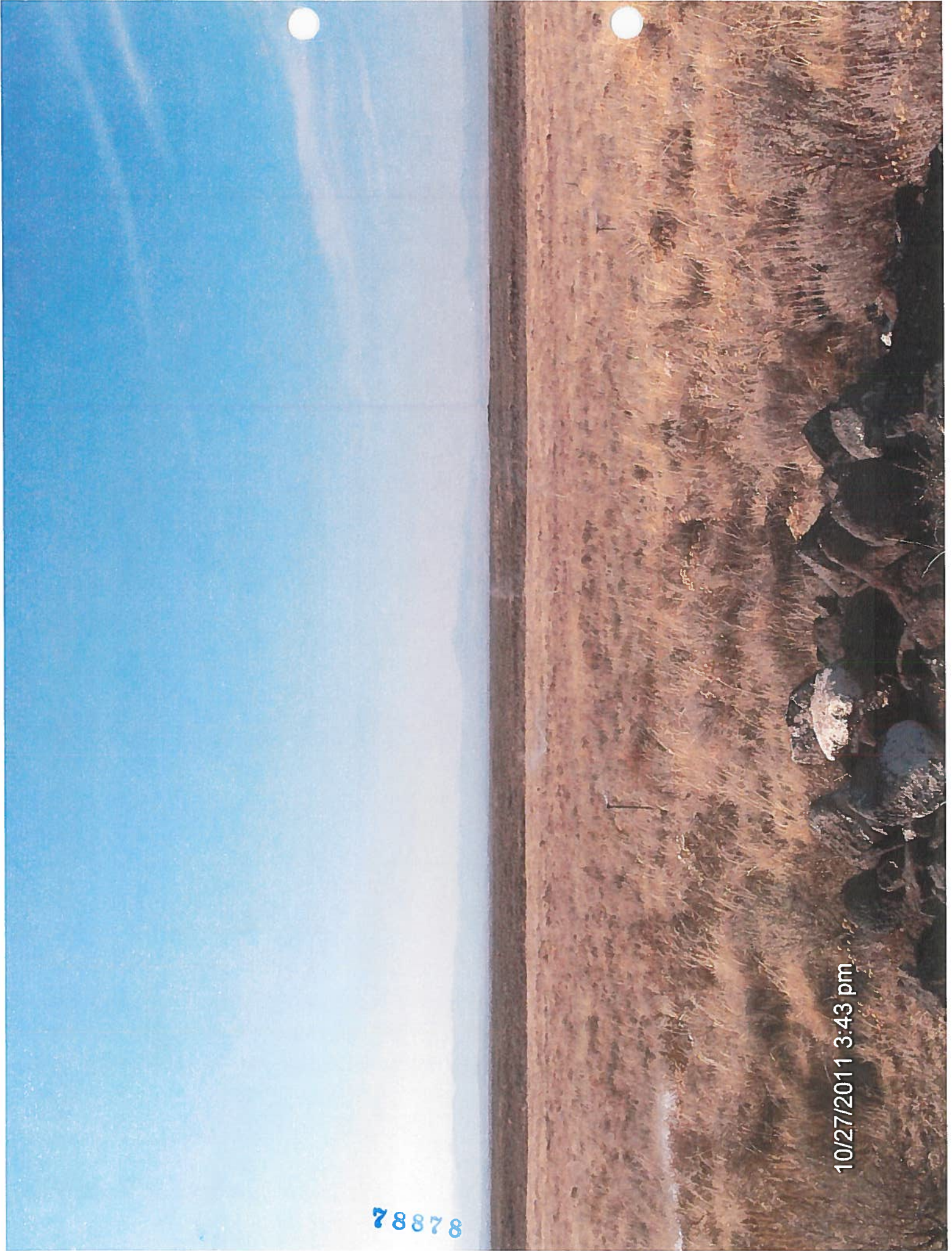
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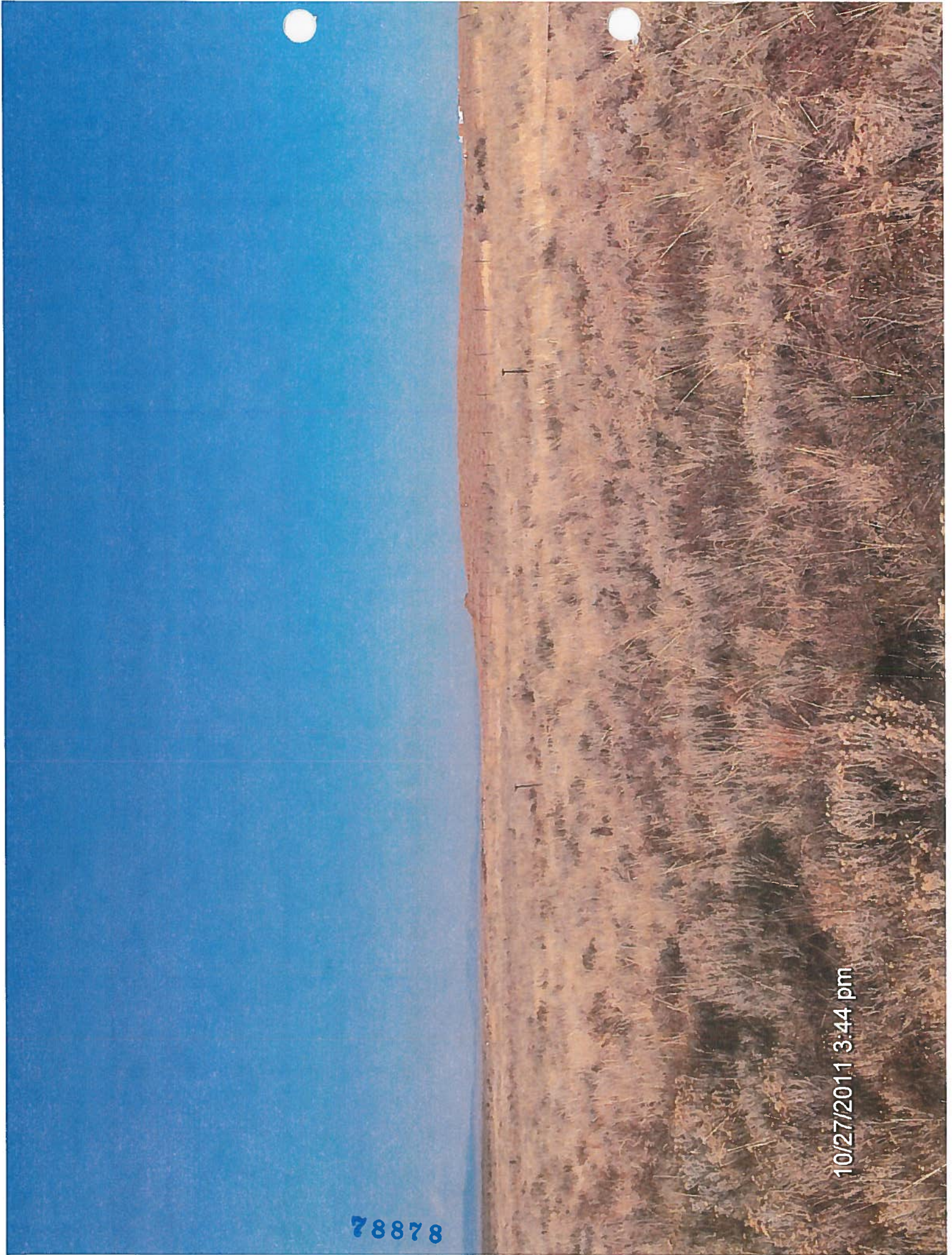
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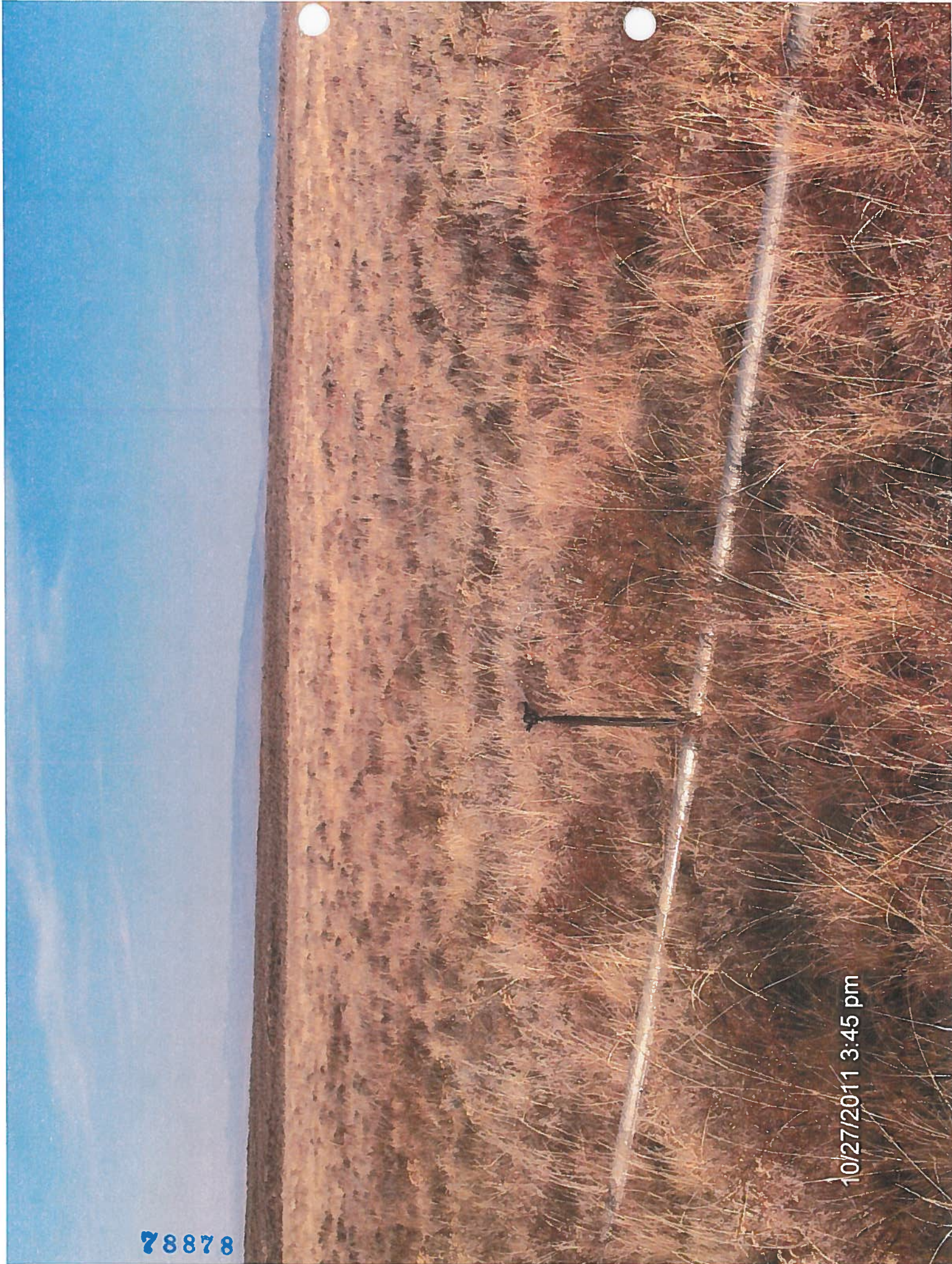
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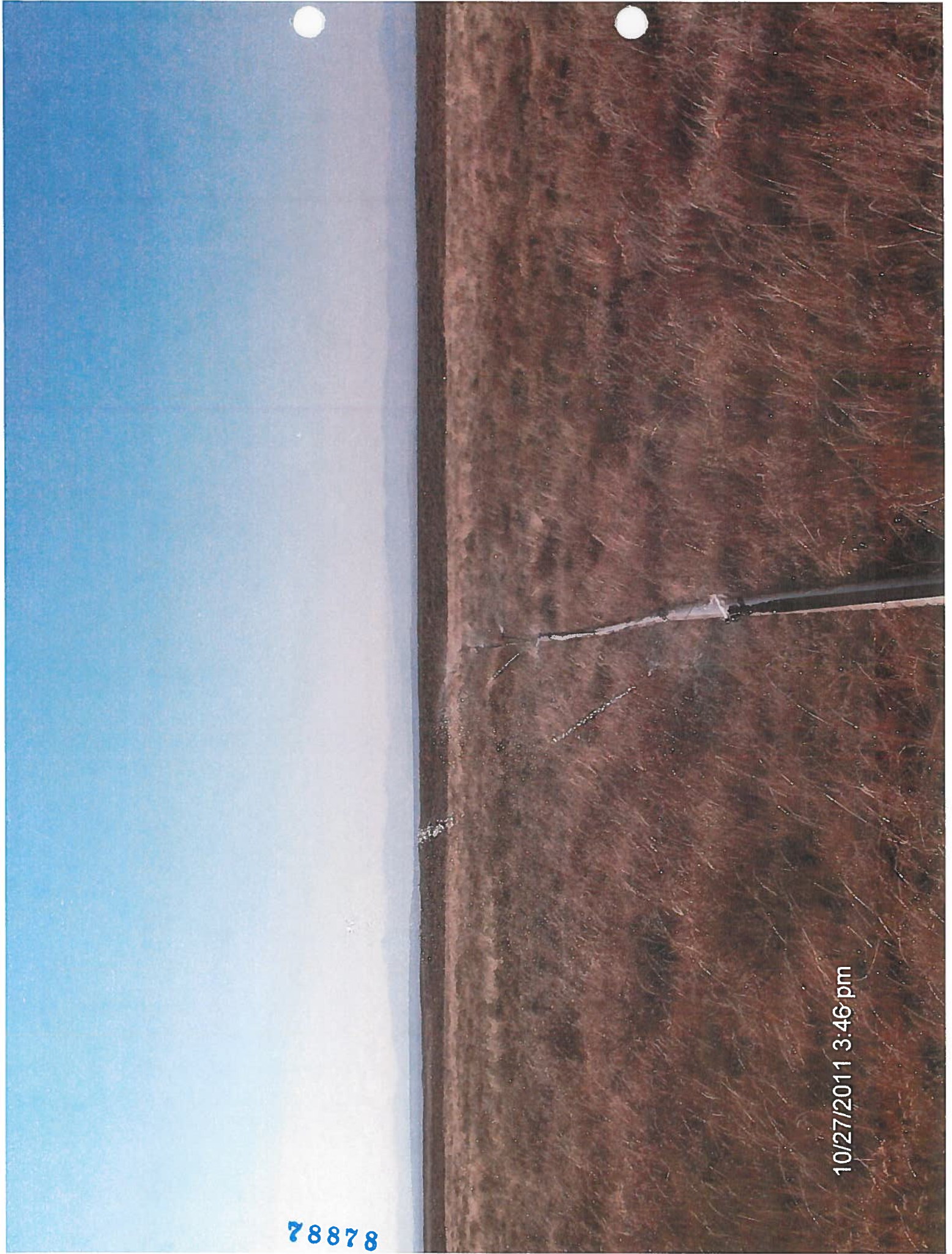
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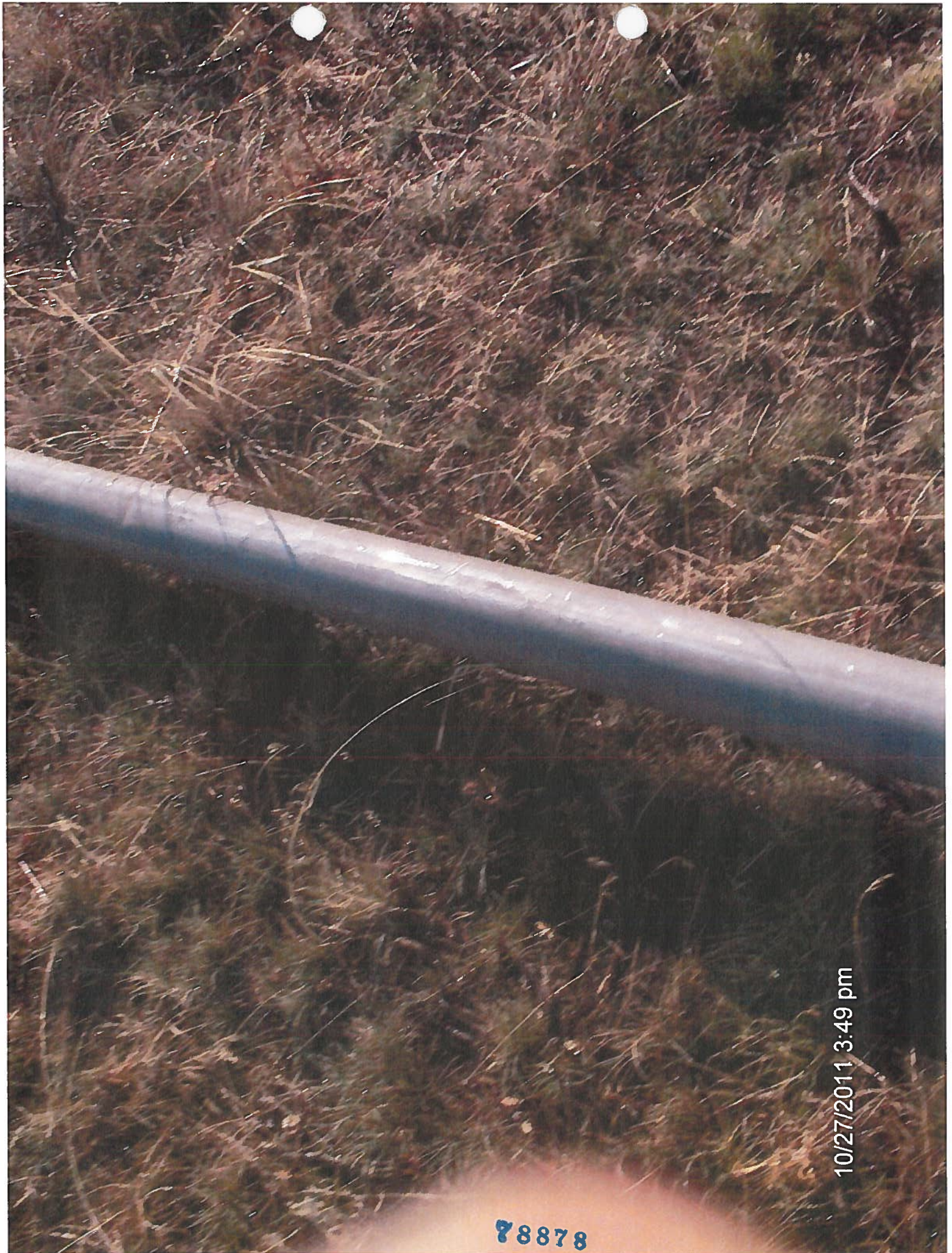
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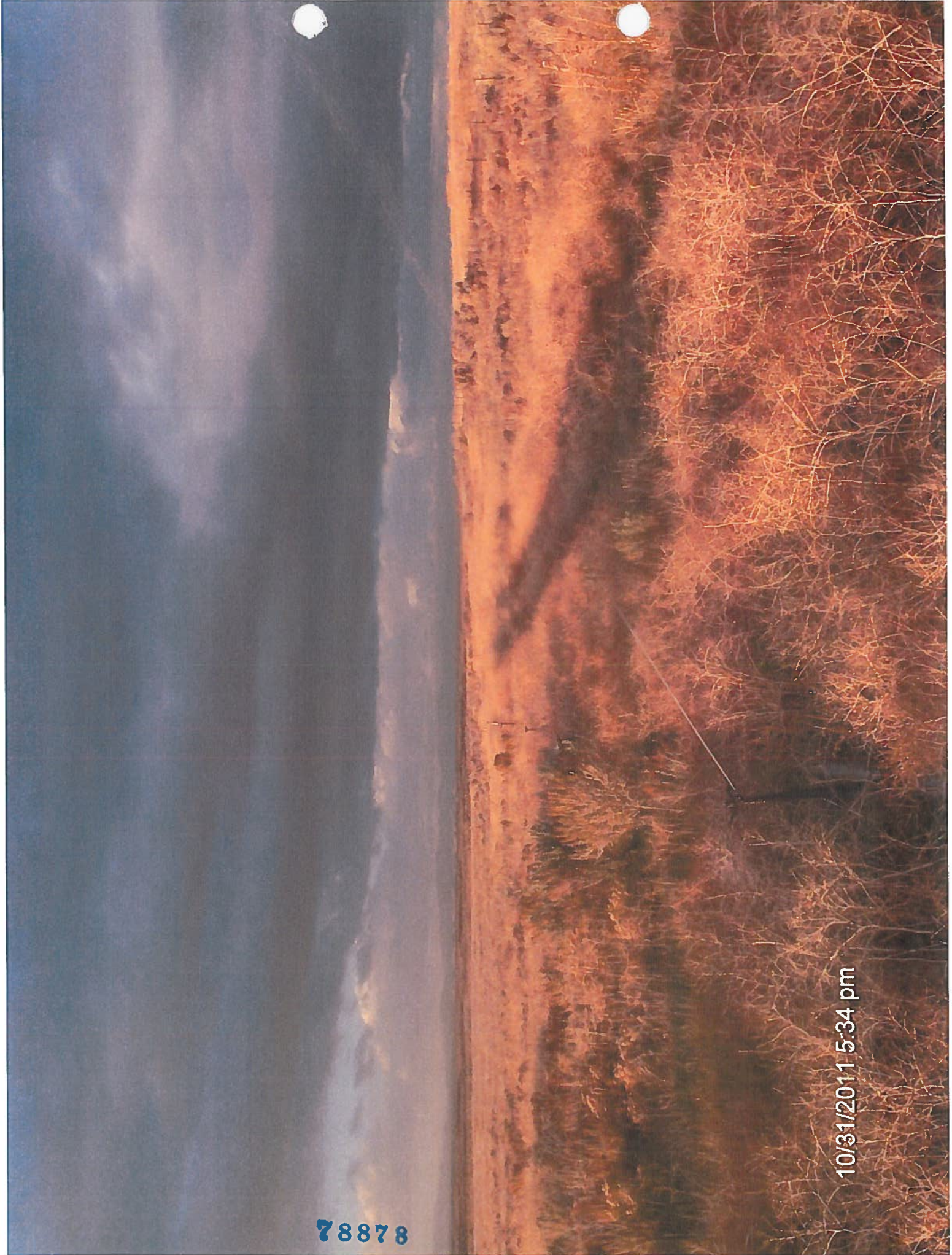
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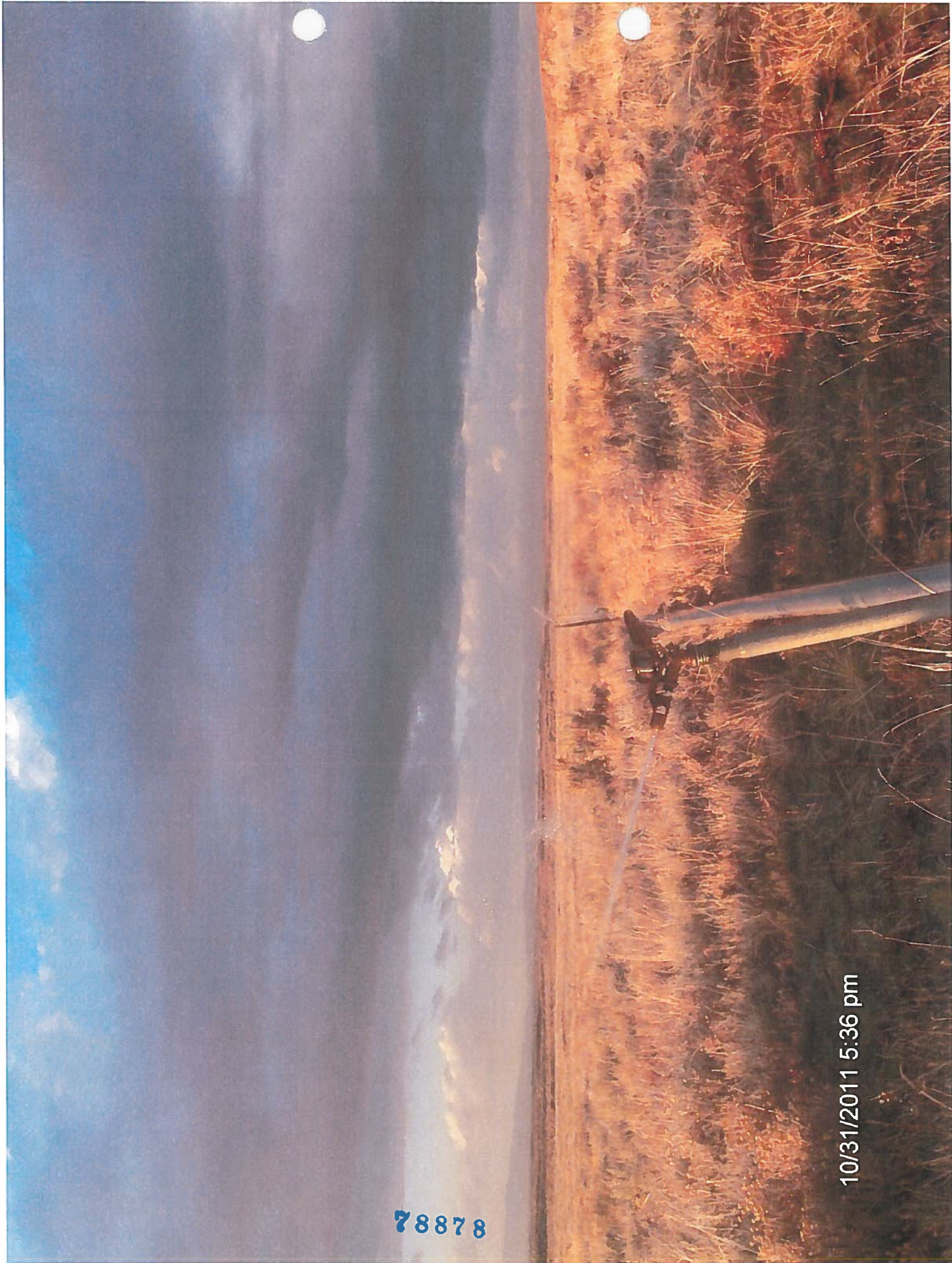
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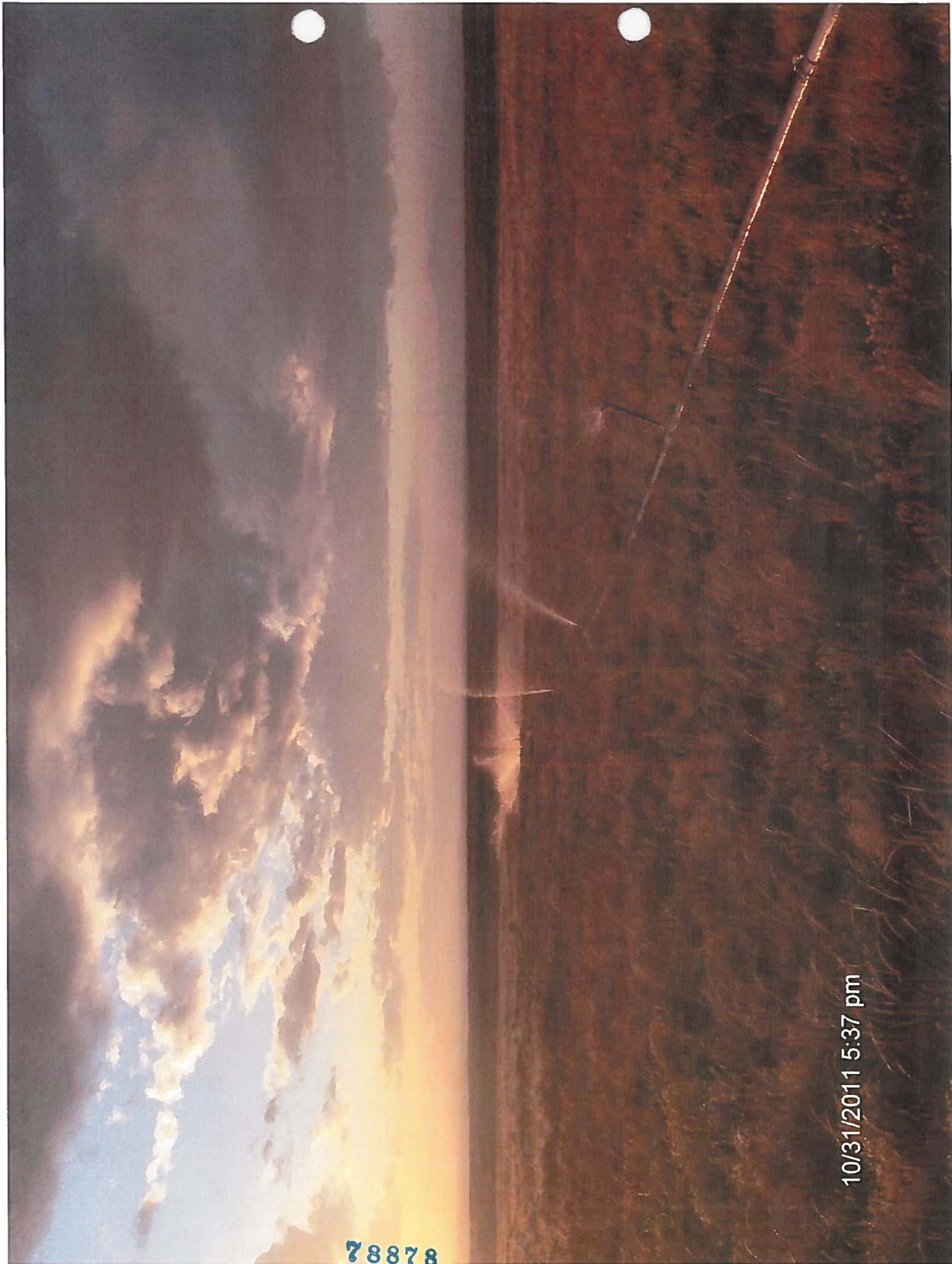
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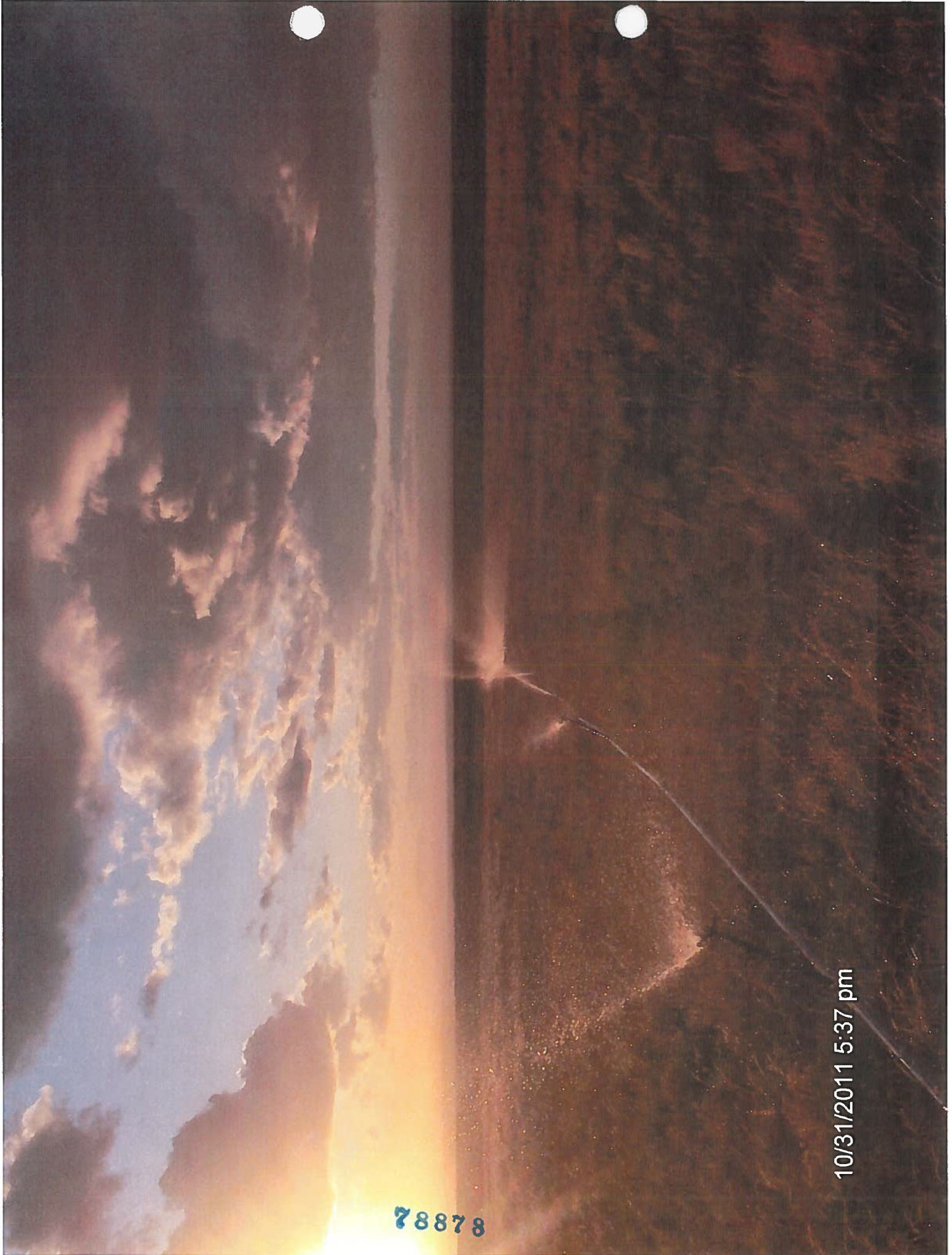
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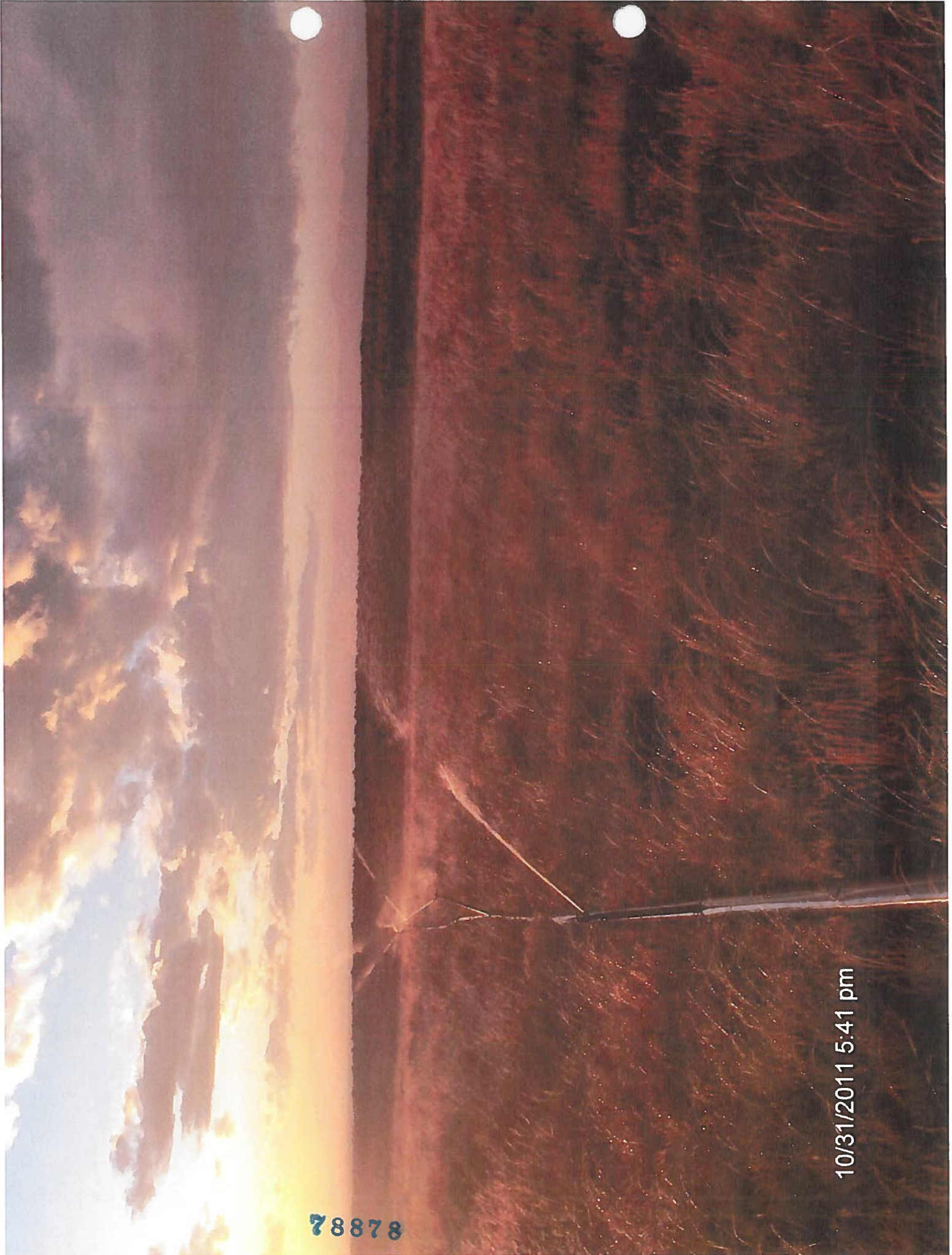
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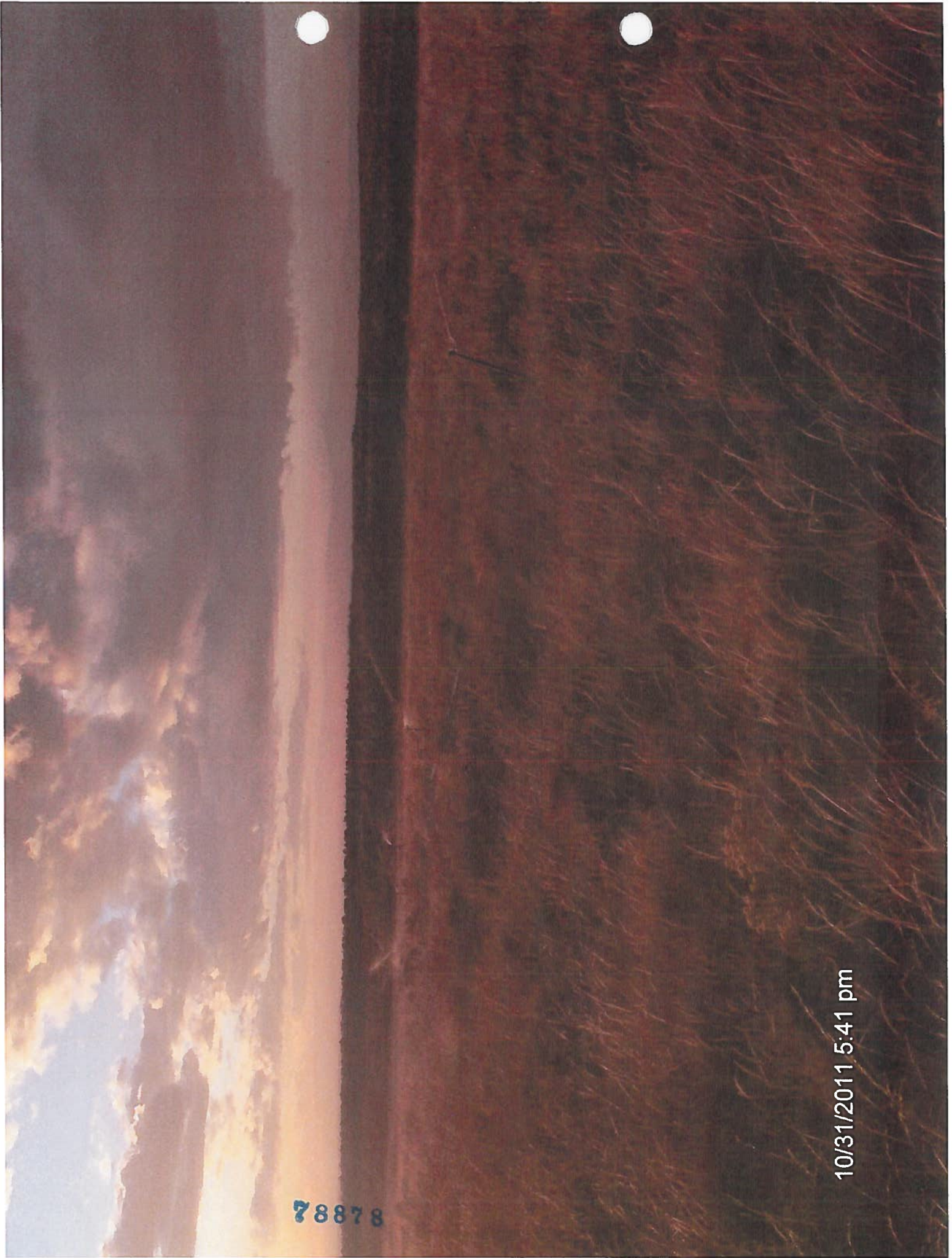
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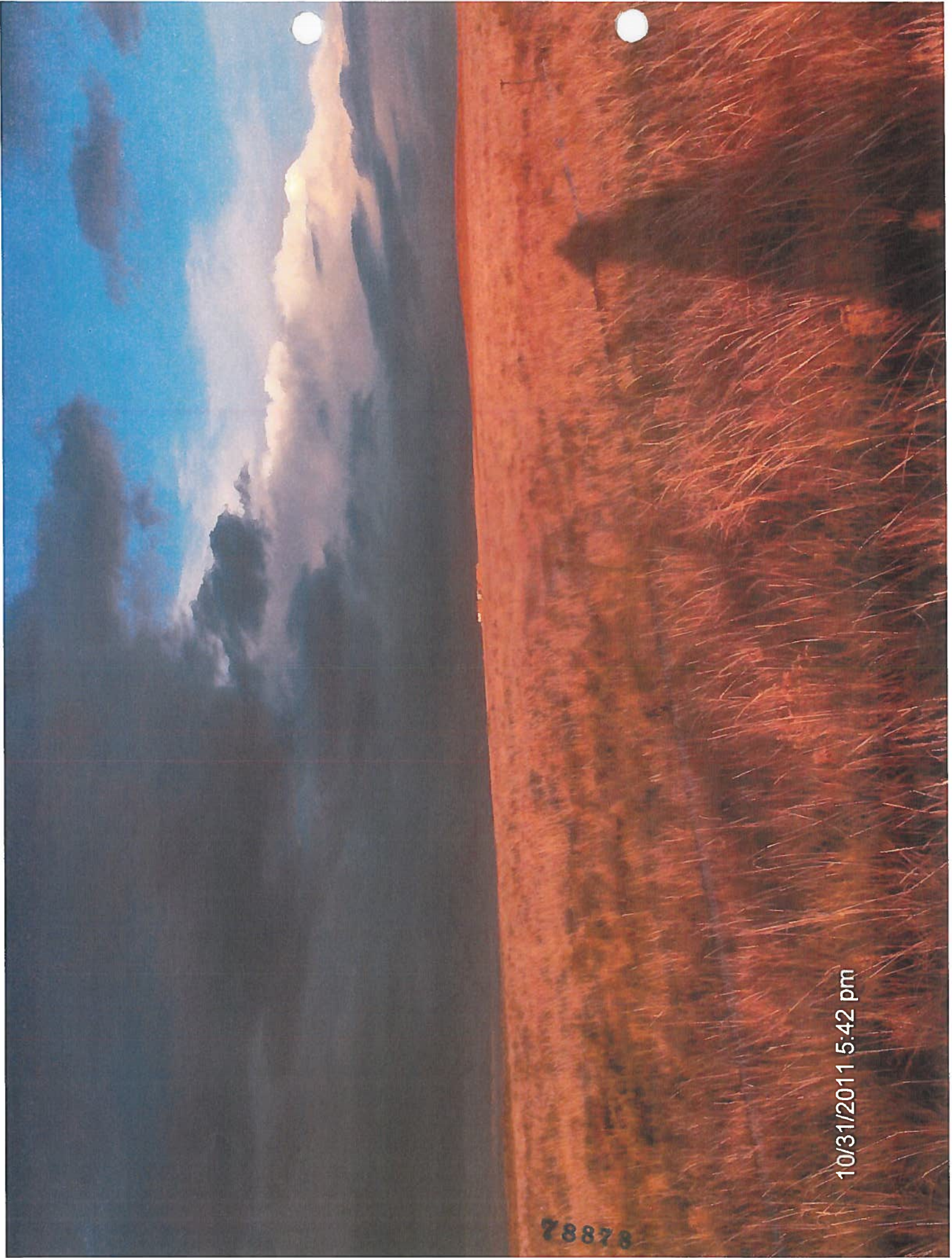
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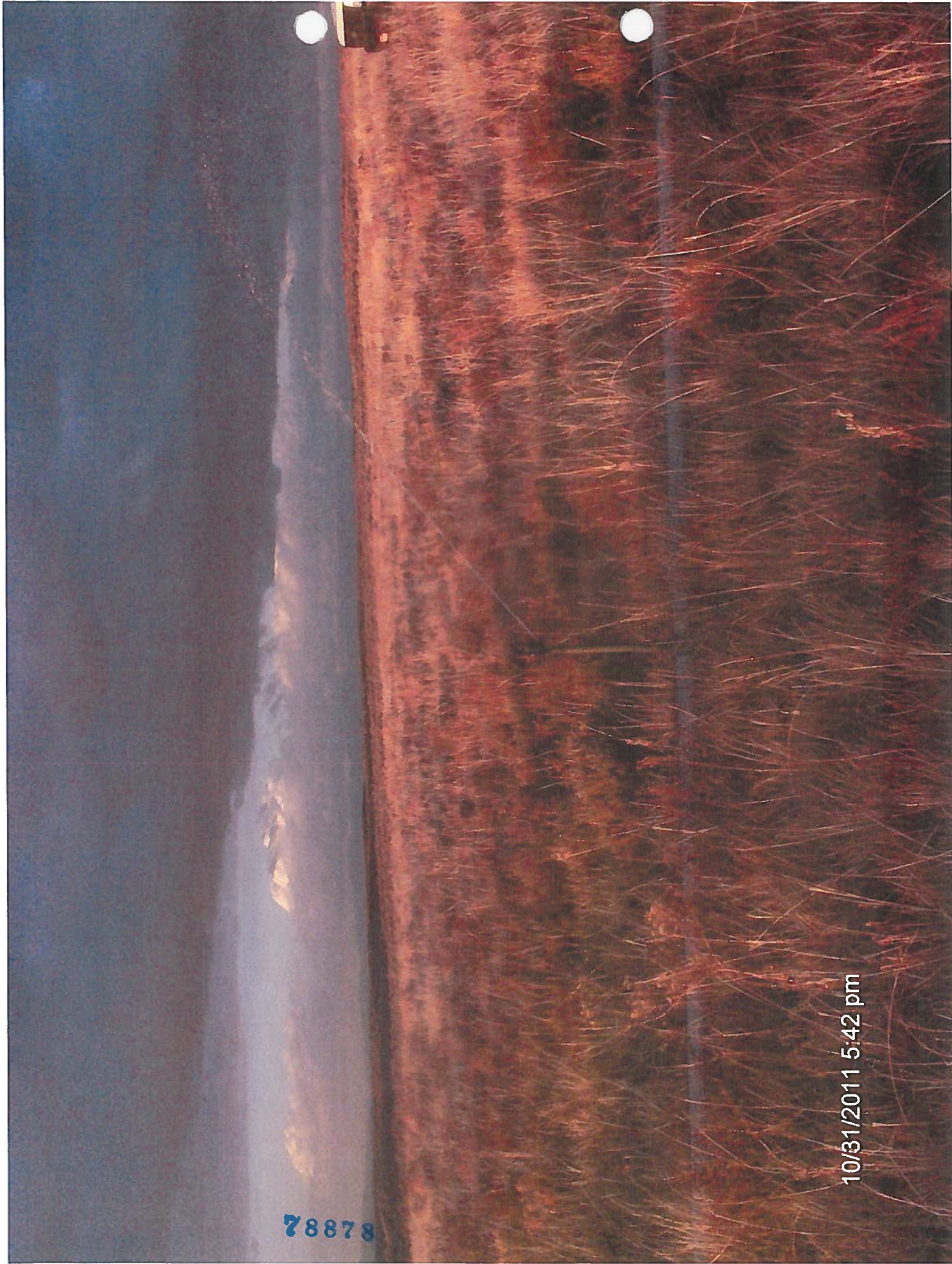


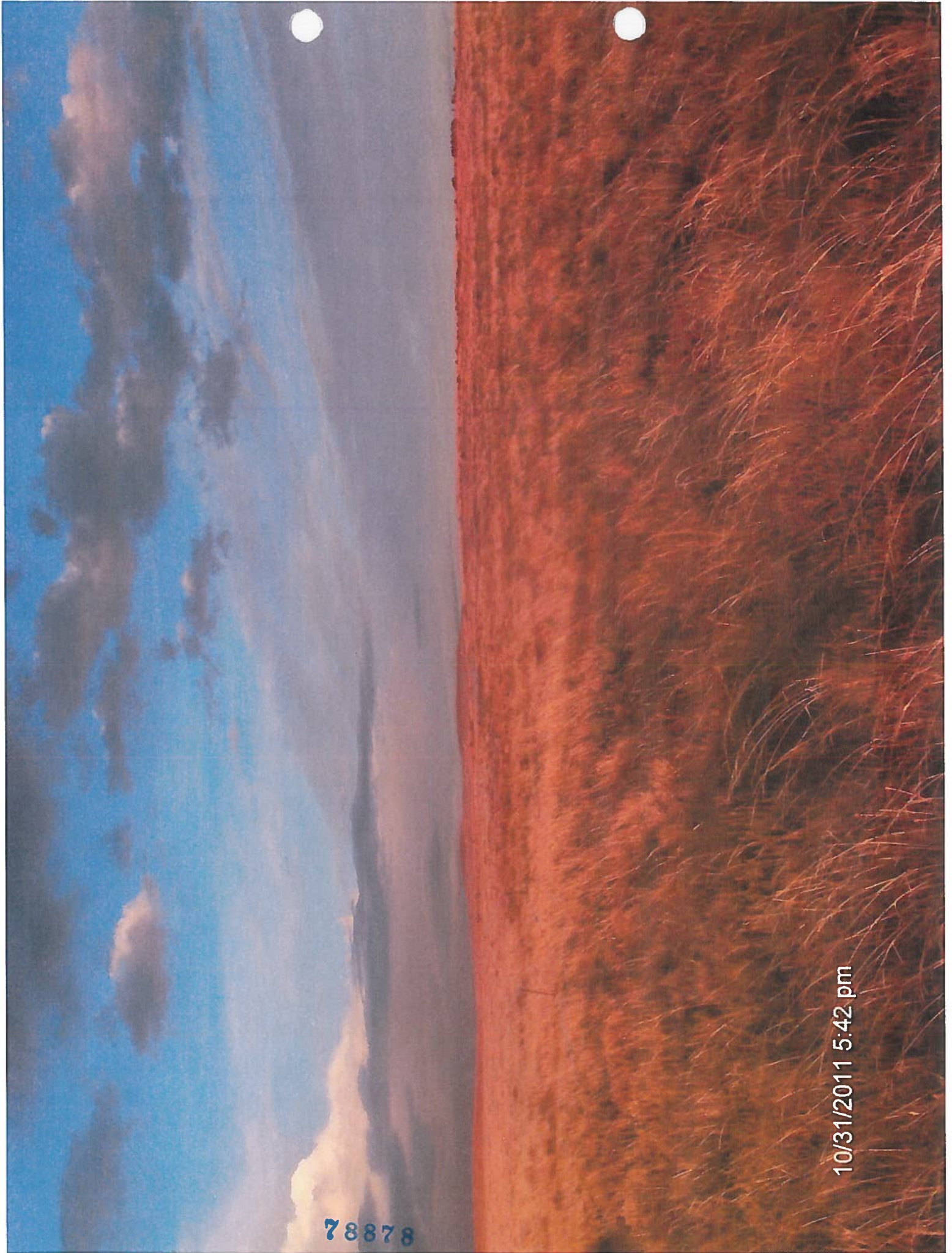
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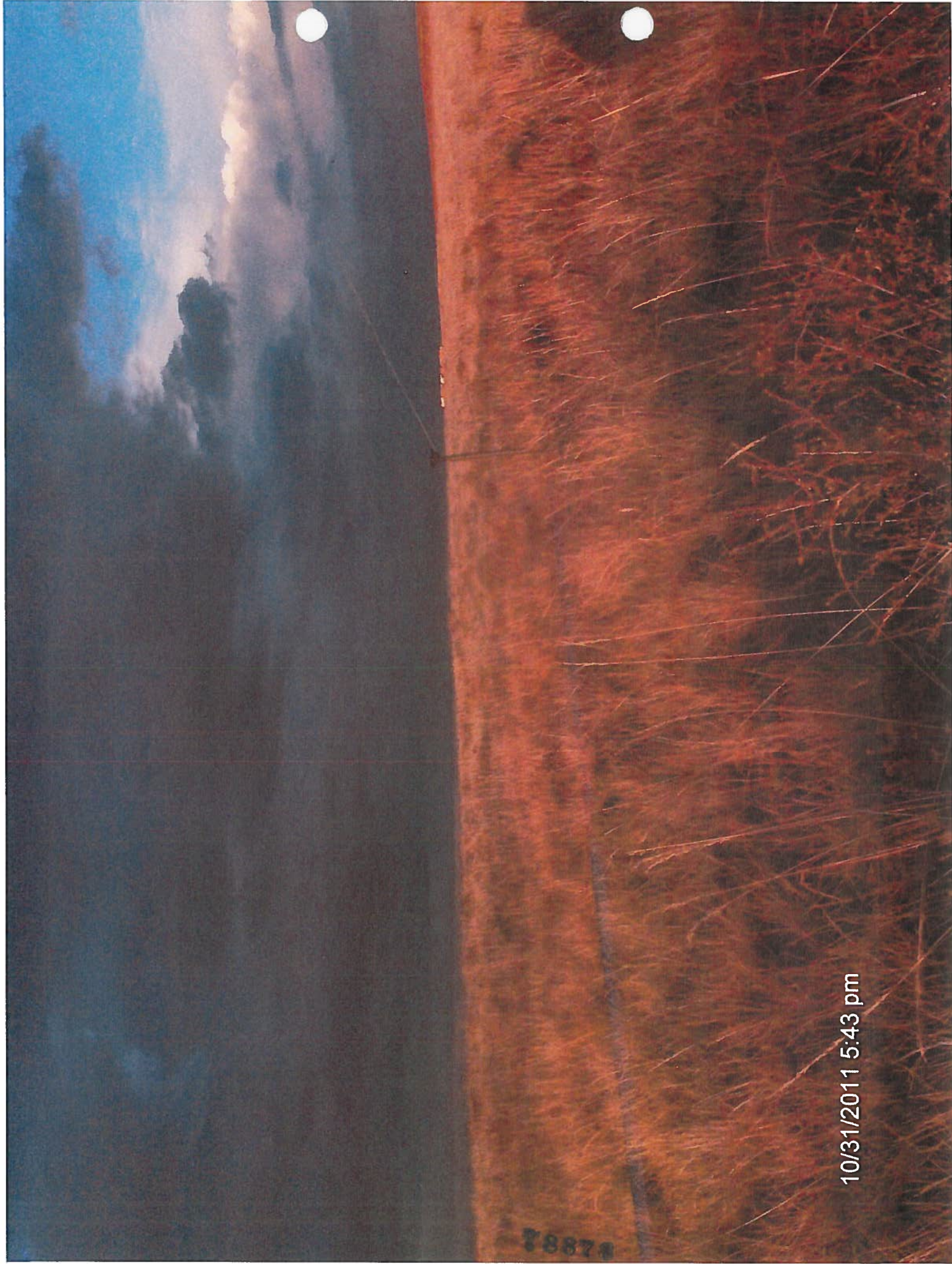
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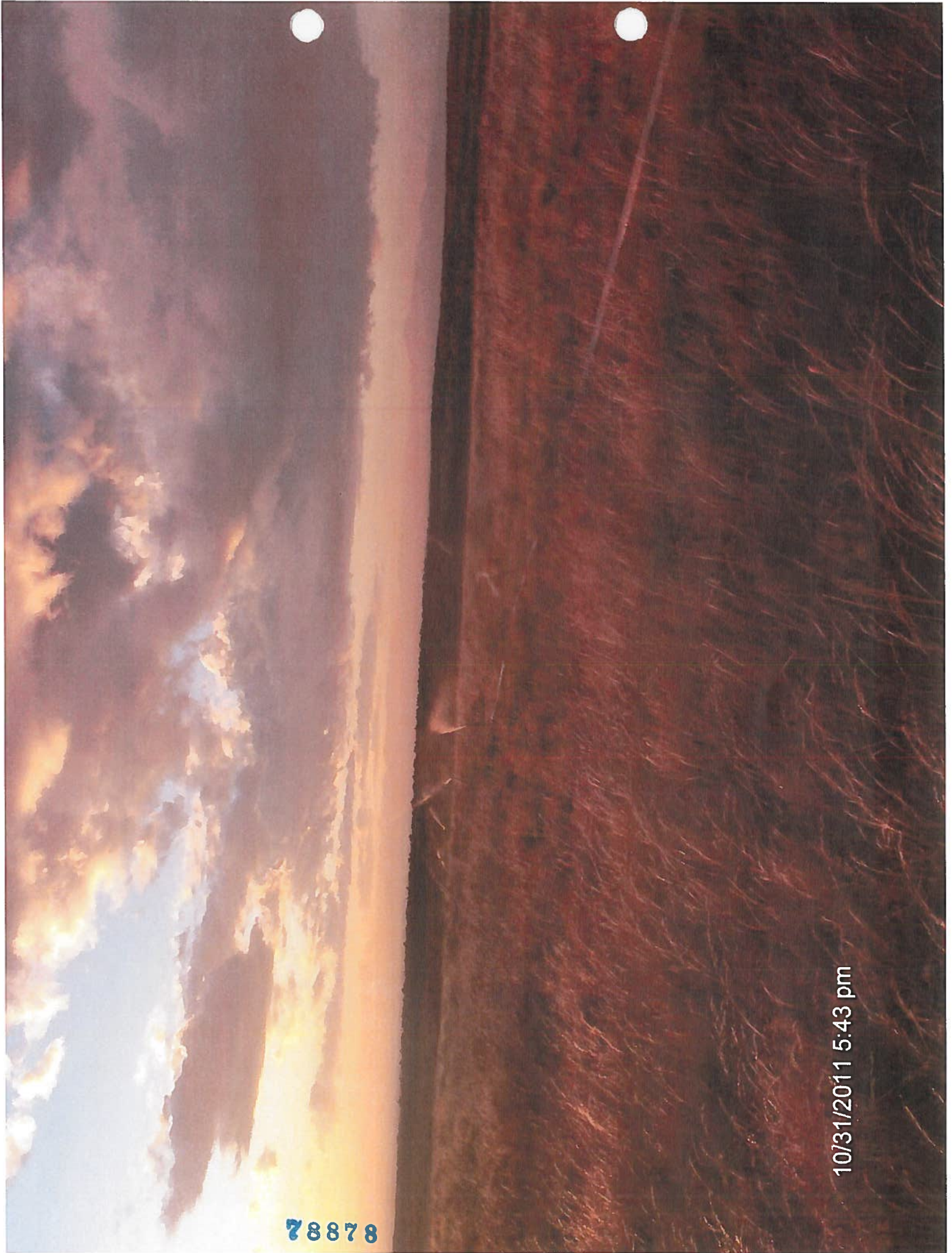
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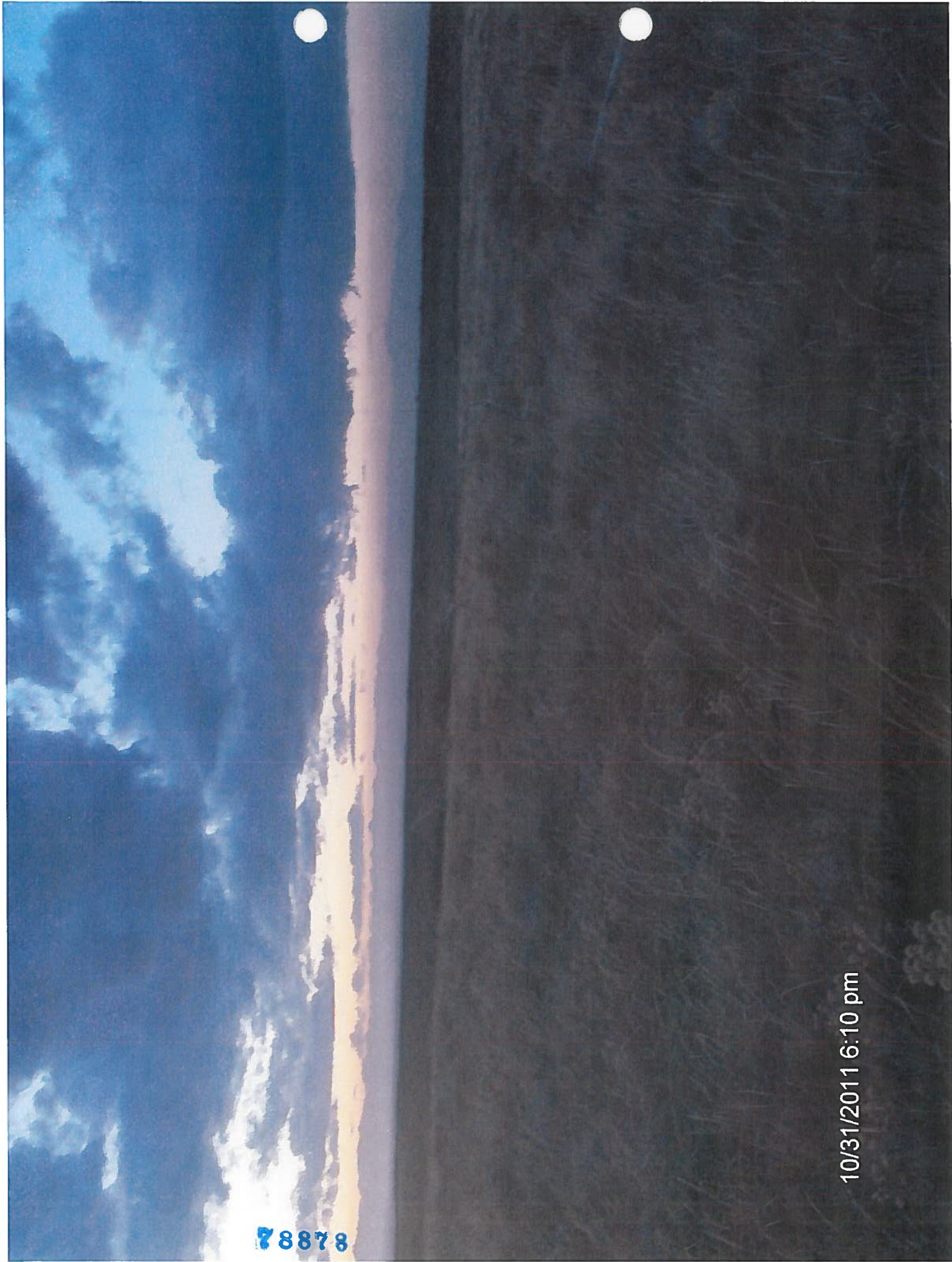


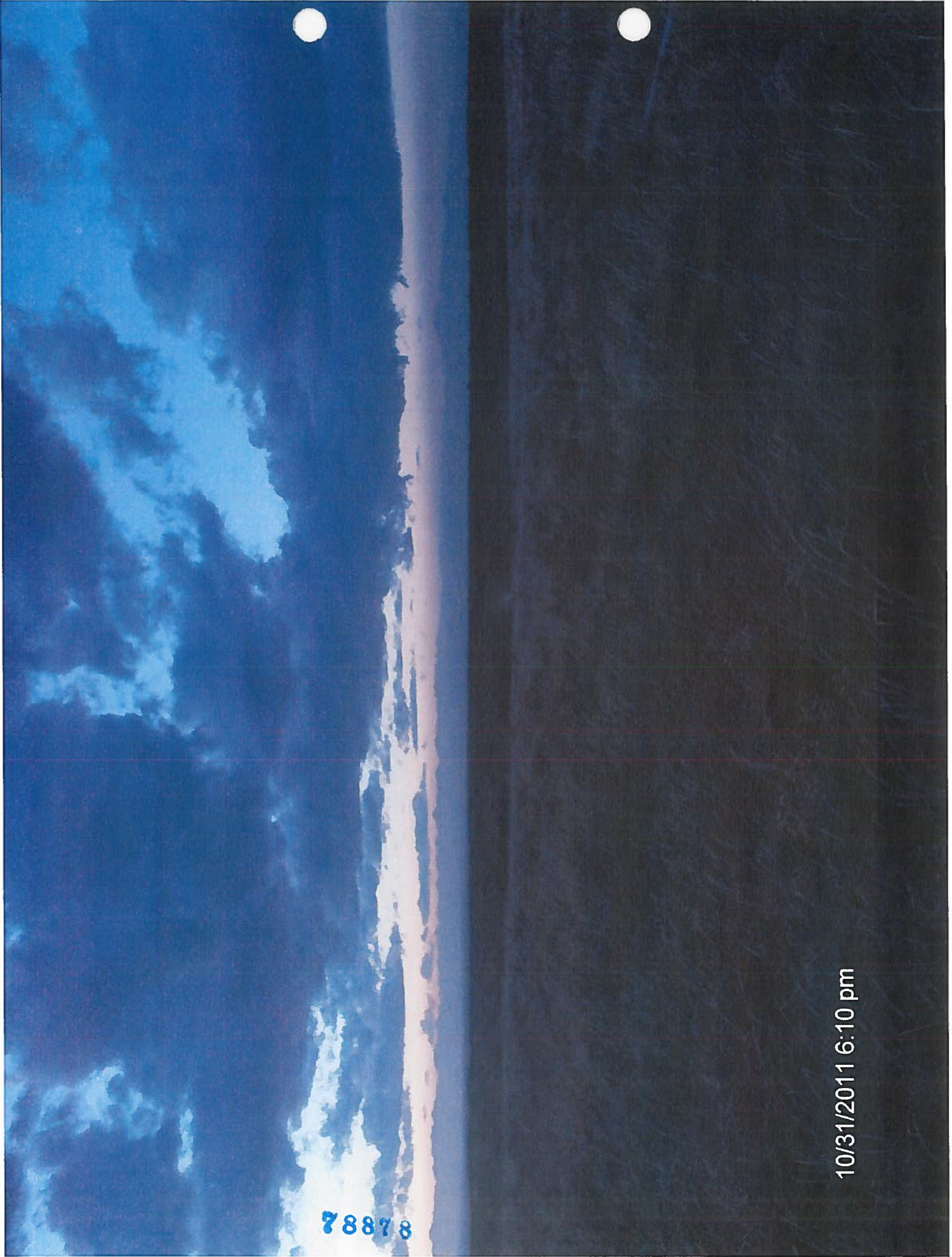
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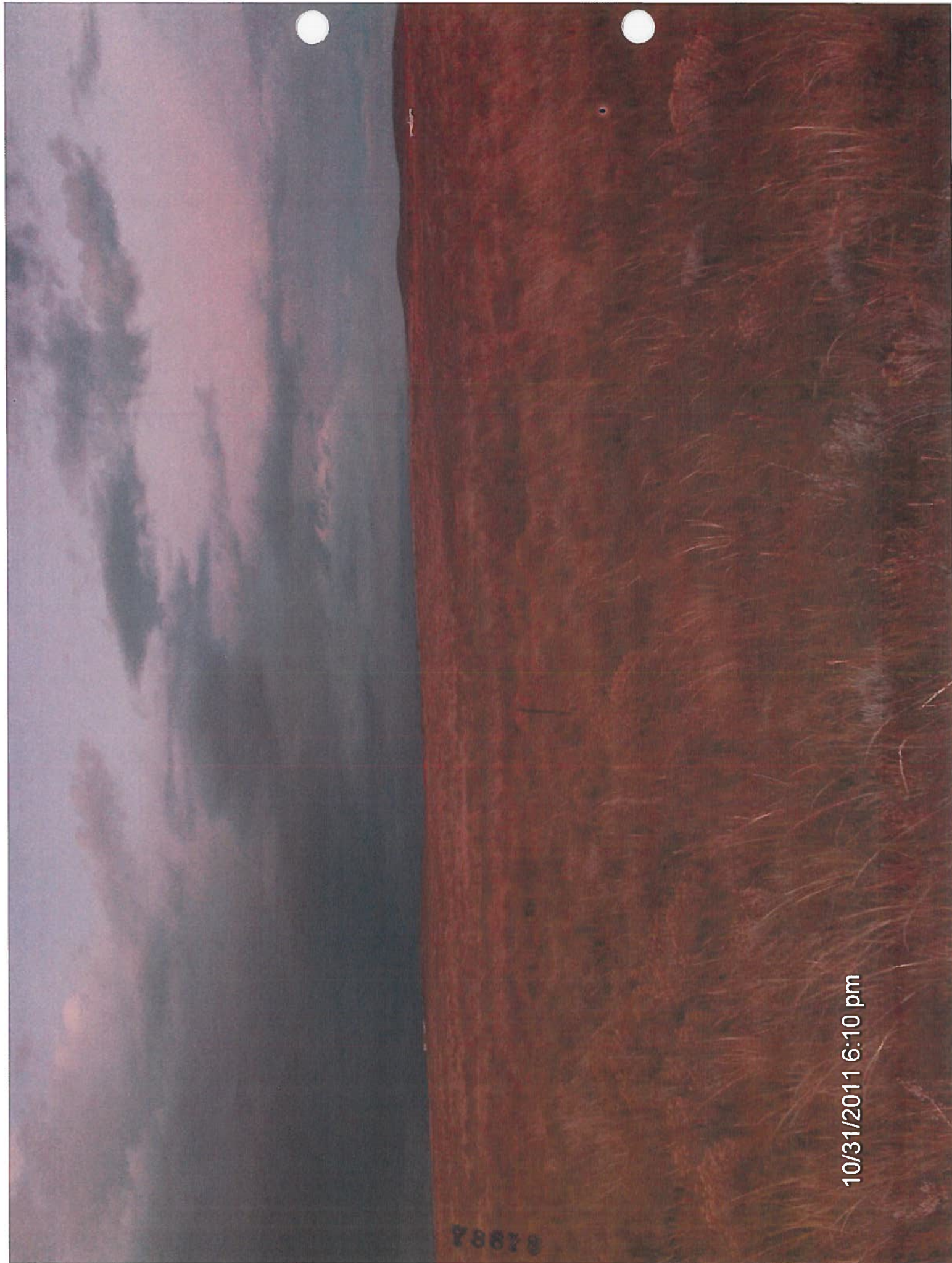
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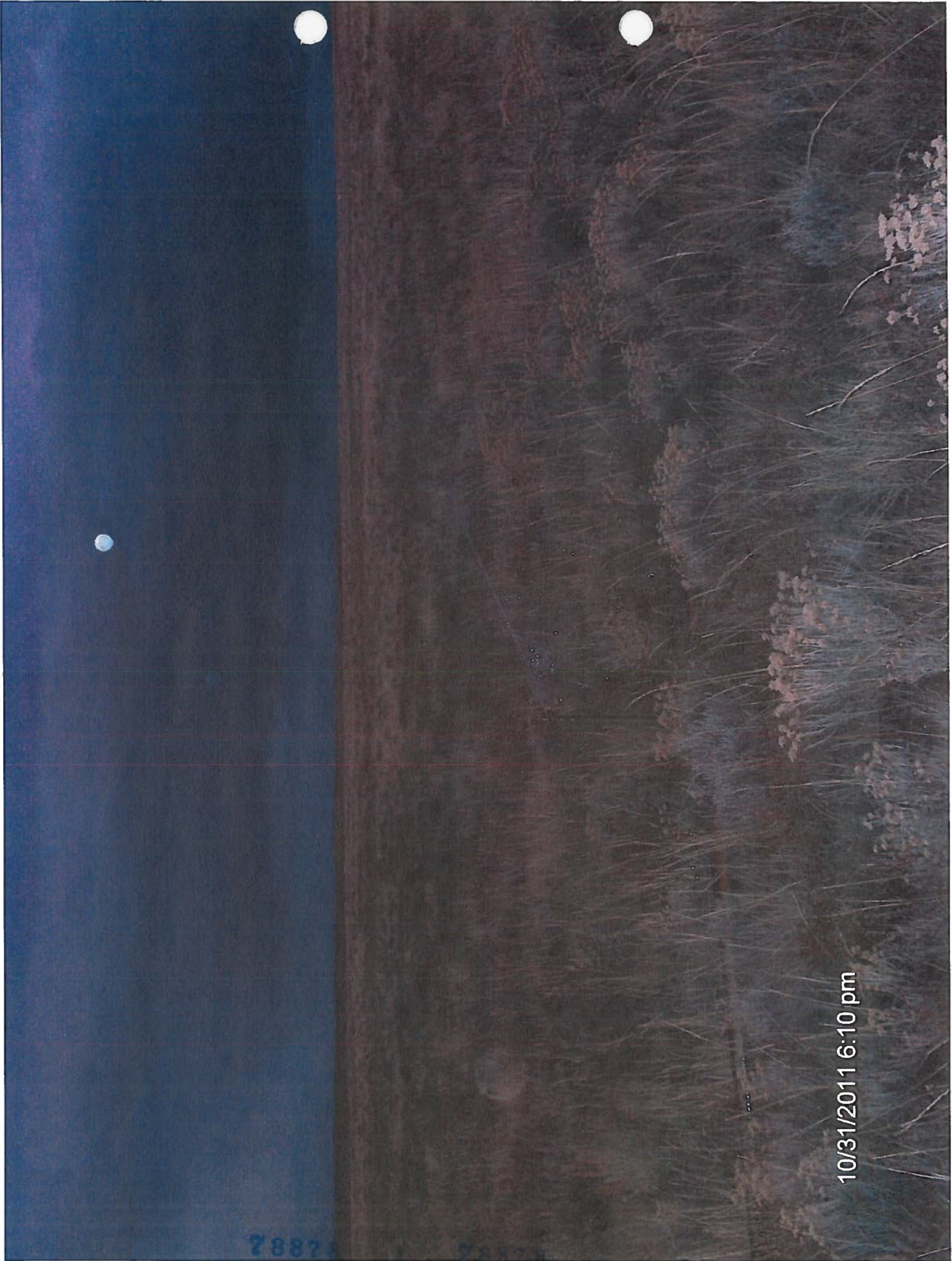
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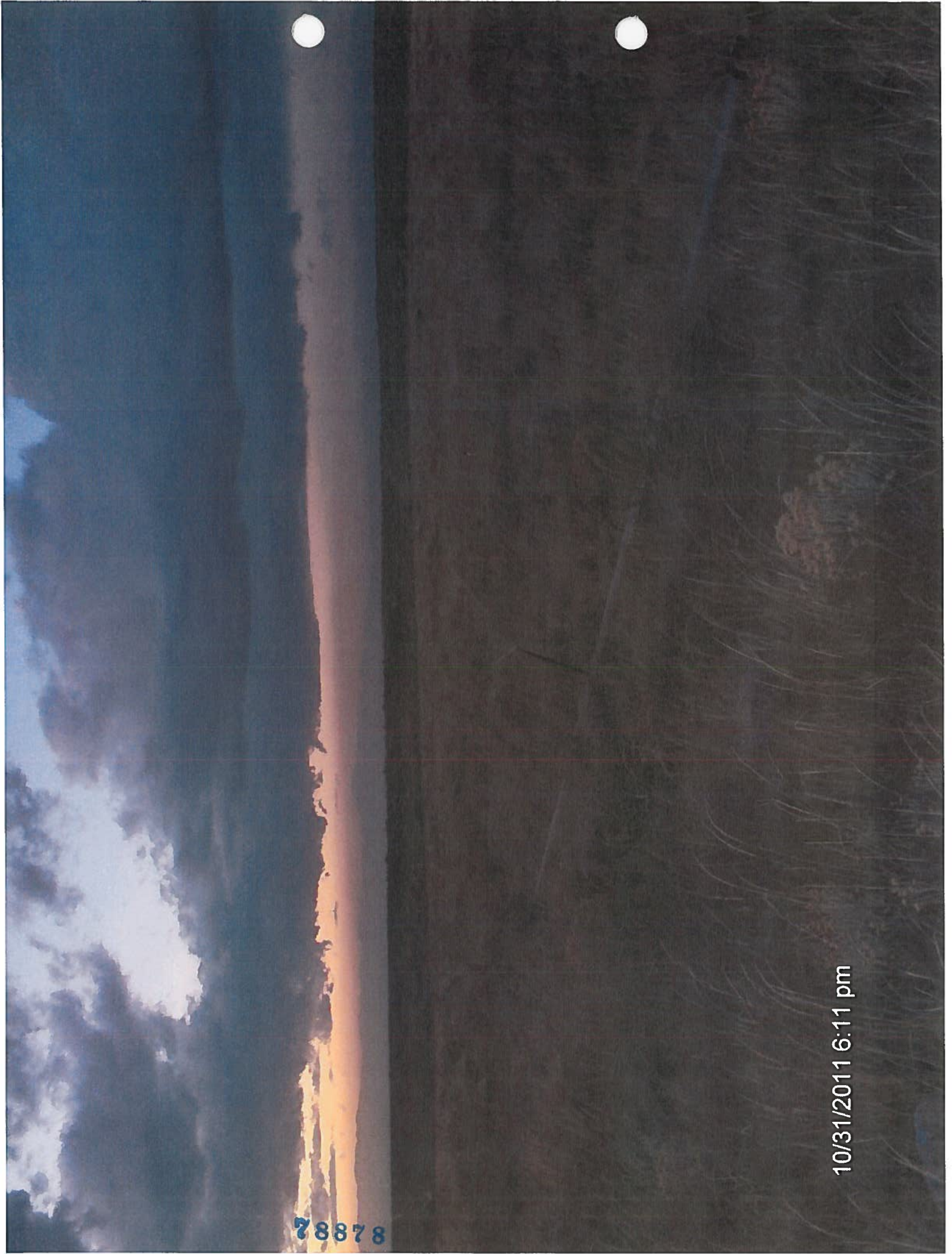
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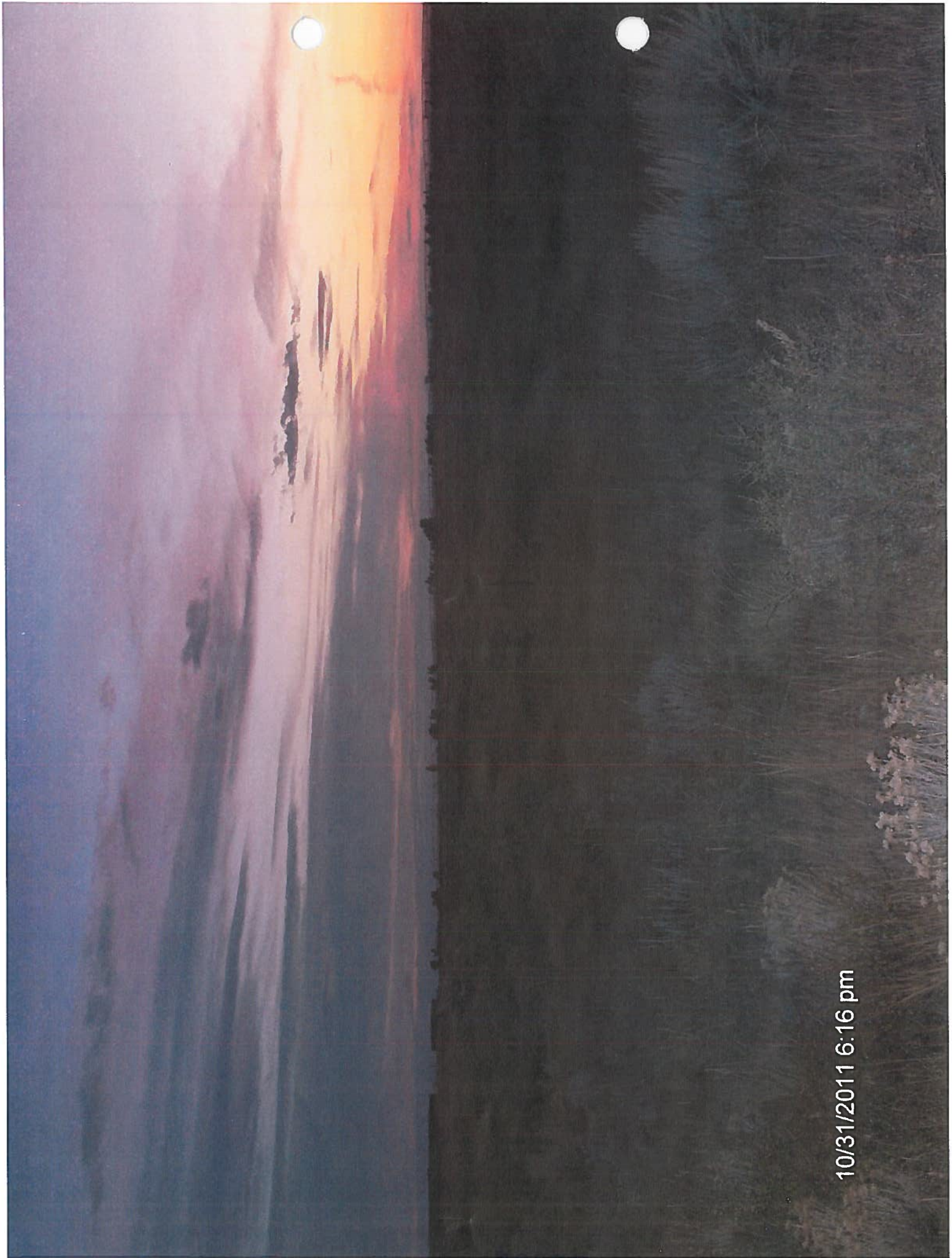
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