

Water Supply Bank No. _____
(For Department Use Only)

STATE OF IDAHO
WATER RESOURCE BOARD

APPLICATION TO RENT WATER
FROM THE WATER SUPPLY BANK

RECEIVED

JUL 31 2013

DEPARTMENT OF
WATER RESOURCES

Name of Renter Eccles Flying Hat Ranch LLC Phone (801) 246-5329

Mailing address PO BOX 3028 SALT LAKE CITY, UT 84110 Email _____

A. DESCRIPTION OF WATER SOUGHT FOR RENT

1. Maximum Flow Rate (cfs) Maximum Volume (ac-ft) Nature of Use Period of Use
0.34 59.5 Irrigation 4/15 to 10/31
 _____ to _____
 _____ to _____
 Total: 0.34 59.5

2. Source of water Ground Water tributary to _____

3. Point(s) of Diversion:

Twp	Rge	Sec	Lot	¼	¼	¼	County
See Attachment	A						

4. Lands to be irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	18E	26														17			17

If the use is for irrigation, show total number of acres proposed through rental. **Total Acres** 17

B. OWNERSHIP

1. Do you own the land at the proposed point of diversion? Yes ☒ No ☐

If no, list owner, contact information, and provide documentation of the authority to use the proposed point of diversion. _____

2. Do you own the land at the proposed place of use? Yes ☒ No ☐

If no, list owner, contact information, and provide documentation of the authority to use the proposed place of use. _____

C. MAP

Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described by this application in section A. Include legal description labels.

Attachement A
PODs
Eccles Flying Hat Ranch LLC
Brockway Engineering

TWP	Range	Section	1/4	1/4	1/4	County	Source
2N	18E	16	SE	SW	NE	Blaine	Big Wood River
2N	18E	22	SE	NE	SE	Blaine	Big Wood River
2N	18E	20		SW	NW	Blaine	Big Wood River
2N	18E	15		SW	SE	Blaine	Ground Water
2N	18E	23		NE	SW	Blaine	Ground Water
2N	18E	23		NW	SW	Blaine	Ground Water
2N	18E	23		SW	SE	Blaine	Ground Water
2N	18E	26		NW	SE	Blaine	Ground Water

D. GENERAL INFORMATION

1. Please provide a description of the proposed diversion system. Existing well and delivery system
2. Describe any other water rights diverted through the same point(s) of diversion or used for the same purpose(s) as described above.
37-481D, 37-482J, 37-483D, 37-577BP, 37-917, 37-11975, 37-11976, 37-11977, 37-11978, 37-2713, 37-7356
3. Will the proposed place of use receive water from any other source? Yes ☐ No ☒
If yes, describe. _____
4. If the proposed use is not for irrigation, please provide a detailed description of the proposed use and how you determined the amount of water required. Attach additional sheets if needed. N/A
5. Are there any other applications pending before the Department, such as an application for permit or transfer, for the same use(s) proposed by this rental? Yes ☒ No ☐
If yes, describe. A transfer to move 37-885B to a new location.
6. Was this rental application submitted in response to a Notice of Violation or a pending Notice of Violation? Yes ☐ No ☒
If yes, describe. _____

E. RENTAL TERM

1. Do you wish to rent water from the Board's bank for more than one (1) year? Yes ☒ No ☐
If yes, please specify the number of years desired through proposed rental. 5

I hereby assert that 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.

If this application is approved, the applicant agrees to the following:

1. The use of water under this agreement shall be subject to the provisions of Section 42-1766, Idaho Code.
2. Renter shall comply with all applicable state and federal laws while using water under this agreement.
3. Renter shall hold the Board, the Director, and the state of Idaho harmless from all liability on account of negligent acts of the renter.
4. The Director may terminate diversion of water if the Director determines there is not a sufficient water supply for the priority of the right or portion thereof being rented.
5. Failure of the renter to comply with the conditions of this agreement is cause for the Director to rescind approval of the rental agreement.
6. Renter is not authorized to use water proposed by this application until the rental fees are paid in full and the renter receives an executed copy of the agreement signed by the Director.


Signature of Applicant

Charles E. Brockway
Printed Name and Title* Power of attorney

7/26/2013
Date

Signature of Applicant

Printed Name and Title*

Date

*Please provide title of signatory if signing on behalf of a company or organization or with power of attorney



0 375 750 1,500 Feet

ECCLES FLYING HAT RANCH WATER BANK RENTAL 2013 NAIP 2011 AERIAL PHOTO

BROCKWAY ENGINEERING, PLLC
ALR - July 22, 2013

(Note: 1 Surface POD not shown)

- Legend**
- 37-885B_POD
 - BIG WOOD RIVER
 - GROUND WATER
 - Rental_POU__17_Acres
 - townshp
 - Section_Lines
 - ladesc



No. W 15397	Due no later than May 31, 2013 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. ECCLES WINDOW ROCK RANCH LLC PO BOX 3028 SALT LAKE CITY UT 84110		JAMES B YOUNG 877 W. MAIN STREET, SUITE 800 BOISE ID 83702-5858			
			3. <u>New</u> Registered Agent Signature:*			
4. Limited Liability Companies: Enter Names and Addresses of at least one Member or Manager.						
Office Held	Name	Street or PO Address	City	State	Country	Postal Code
MANAGER	SPENCER F ECCLES	79 S. MAIN STREET, 2ND FLR	SALT LAKE CITY	UT	USA	84111
5. Organized Under the Laws of: UT W 15397		6. Annual Report must be signed.* Signature: Spencer F. Eccles Name (type or print): Spencer F. Eccles Date: 03/21/2013 Title: Its: Manager				
Processed 03/21/2013		* Electronically provided signatures are accepted as original signatures.				

Order No. ACCOM

QUITCLAIM DEED

FOR VALUE RECEIVED

SPENCER F. ECCLES, a married man as his sole and separate property

do hereby CONVEY, RELEASE, REMISE and FOREVER quit claim unto

ECCLES FLYING HAT RANCH, a Utah limited liability company

whose address is: P.O. Box 3028, Salt Lake City, UT 84110

the following described premises situated in Blaine County, Idaho, to wit:

SEE ATTACHED "LEGAL DESCRIPTION"

Together with all water rights.

Together with any and all appurtenances thereto.

together with their appurtenances.

Dated: May 8, 2003

Spencer F. Eccles
Spencer F. Eccles

State of IDAHO

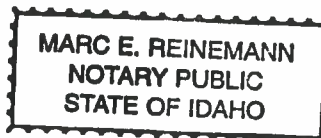
County of BLAINE

}
}ss.

On this 25 day of MAY, in the year 2003, before me, the undersigned, personally appeared **Spencer F. Eccles**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

WITNESS my hand and official seal.

Marc E. Reinemann
Notary Public
Commission Expires: OCTOBER 18, 2004



Instrument # 484820
HAILEY, BLAINE, IDAHO
2003-05-30 03:17:00 No. of Pages: 9
Recorded for : AMERITITLE
MARSHA RIEMANN Fee: 27.00
Ex-Officio Recorder Deputy
Index to: WTYQCICORP DEED

LEGAL DESCRIPTION

PARCEL I:

TOWNSHIP 2 NORTH, RANGE 18 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

SECTION 26: A Parcel of land located in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, more particularly described as follows:

COMMENCING at a brass cap marking the Southeast corner of said Section 26; thence N. 00°23'48" W., 2,641.72 feet to a brass cap marking the East quarter corner of said Section 26; thence N. 89°56'02" W., 1,323.81 feet to the Northeast corner of said NW $\frac{1}{4}$ SE $\frac{1}{4}$, said point being the TRUE POINT OF BEGINNING:

Thence S. 00°19'10" E., 553.55 feet to a 5/8" rebar on the South boundary of the Idaho Consolidated Mines Company Power Canal right of way; thence Southwesterly along right of way, S. 25°39'03" W., 308.65 feet to a 5/8" rebar; thence S. 19°16'54" E., 177.82 feet to a 5/8" rebar; thence S. 01°04'90" E., 289.17 feet; thence S. 43°55'55" E., 59.68 feet to a rebar on the South boundary of said NW $\frac{1}{4}$ SE $\frac{1}{4}$; thence leaving said right of way S. 89°36'23" W., along the South boundary of said NW $\frac{1}{4}$ SE $\frac{1}{4}$ 165.91 feet; Thence N. 59°10'20" W., 213.59 feet; thence N. 84°05'04" W., 947.96 feet to a point on the West line of the NW $\frac{1}{4}$ SE $\frac{1}{4}$; thence N. 00°19'59" W., 1,127.41 feet to a 5/8" rebar marking the center $\frac{1}{4}$ of said Section 26; thence S. 89°56'02" E., 1,323.81 feet along the North line of said NW $\frac{1}{4}$ SE $\frac{1}{4}$ to the TRUE POINT OF BEGINNING. (TL 6847)

PARCEL II:

TOWNSHIP 2 NORTH, RANGE 18 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

SECTION 26: A Parcel of land located in the S $\frac{1}{2}$ NE, more particularly described as follows:

COMMENCING 255.85', N. 89°55'42" W., of the Southeast corner of NE $\frac{1}{4}$ of said Section 26, Township 2 North, Range 18 East;

Thence N. 89°55'42" W., 836.50 feet; thence N. 28°40'18" E., 443.05 feet; thence S. 89°55'42" E., 379.75 feet; thence S. 35°12'57" E., 173.93 feet; thence S. 54°46'29" W., 25.00 feet; thence S. 35°12'57" E., 284.93 feet to the POINT OF BEGINNING. (TL 7082)

Continued

PARCEL III:

TOWNSHIP 2 NORTH , RANGE 18 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

SECTION 26: A Parcel of land located within said Section 26, more particularly described as follows:

COMMENCING at the NE corner of Section 25, the POINT OF BEGINNING:

Thence S. 00°03'09" E., 1,318.32 feet; thence S. 00°03'42" E., 1,318.47 feet; thence N. 89°44'58" W., 26.07 feet; thence N. 89°01'39" W., 1,320.62 feet; thence N. 35°00'38" W., 3,982.09 feet; thence S. 66°29'09" E., 202.97 feet; thence S. 65°09'54" E., 602.93 feet; thence N. 72°58'58" E., 115.31 feet; thence N. 76°25'47" E., 193.13 feet; thence N. 82°25'15" E., 278.87 feet; thence S. 78°49'57" E., 445.61 feet; thence S. 49°55'20" E., 235.18 feet; thence S. 49°55'20" E., 250.31 feet; thence S. 89°31'09" E., 188.07 feet; thence S. 88°46'10" E., 1,324.37 feet. (TL 7134)

PARCEL IV:

TOWNSHIP 2 NORTH, RANGE 18 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

SECTION 25: A Parcel of land located in the SW¼SW¼, more particularly described as follows:

COMMENCING at the West one-quarter (W¼) corner of said Section 25, from which the center one-quarter (C¼) corner of said Section 25 bears S. 89°01'39" E., 2,641.24 feet; thence S. 89°01'39" E., along the North boundary of the SW¼ of said Section 25 for a distance of 1,320.62 feet to the Northwest corner of the NE¼SW¼ of said Section 25; thence S. 00°05'33" E., along the East boundary of the NW¼SW¼ of said Section 25 for a distance of 1,321.17 feet to the Northeast corner of the SW¼SW¼ of said Section 25 and being the TRUE POINT OF BEGINNING;

Thence Continuing S. 00°05'33" E., along the East boundary of the SW¼SW¼ of said Section 25 for a distance of 774.83 feet to a point on the North Right-of-Way Boundary of Spruce Street; thence S. 71°56'42" W., along the North Right-of-Way Boundary of Spruce Street for a distance of 69.49 feet to a point on an existing fence line that has been established as the Easterly Right-of-Way Boundary of the Union Pacific Railroad; thence along the existing fence

Continued

line and Easterly Right-of-Way Boundary of the Union Pacific Railroad on the following courses: N. 20°32'14" W., 345.35 feet; N. 26°51'52" W., 441.78 feet; N. 30°30'34" W., 100.28 feet to a point on the North boundary of the SW¼SW¼ of said Section 25; thence S. 89°00'41" E., along the North boundary of the SW¼SW¼ of said Section 25 for a distance of 436.58 feet to the TRUE POINT OF BEGINNING. (Tax Lot 7625)

PARCEL V:

TOWNSHIP 2 NORTH, RANGE 18 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

SECTION 25: A Parcel of land located in the SE¼SW¼, more particularly described as follows:

COMMENCING at the West one-quarter (W¼) corner of said Section 25, from which the center one-quarter (C¼) corner of said Section 25 bears S. 89°01'39" E., 2,641.24 feet; thence S. 89°01'39" E., along the North boundary of the SW¼ of said Section 25 for a distance of 1,320.62 feet to the Northwest corner of the NE¼SW¼ of said Section 25; thence S. 00°05'33" E., along the East boundary of the NW¼SW¼ of said Section 25 for a distance of 1,321.17 feet to the Northwest corner of the SE¼SW¼ of said Section 25 and being the TRUE POINT OF BEGINNING;

Thence S. 89°00'41" E., along the North boundary of the SE¼SW¼ of said Section 25 for a distance of 1,044.44 feet to a point on an existing fence line that has been established as the property line between Divine and Watts (See Instrument No. 396995); thence S. 18°16'31" E., along the existing fence line for a distance of 396.03 feet to a point on the North Right-of-Way Boundary of Spruce Street; thence S. 71°55'52" W., along the North Right-of-Way Boundary of Spruce Street for a distance of 990.94 feet; thence S. 71°56'42" W., along the North Right-of-Way Boundary of Spruce Street for a Distance of 236.82 feet to a point on the West boundary of the SE¼SW¼ of Said Section 25; thence N. 00°05'33" W., along the West boundary of the SE¼SW¼ of said Section 25 for a distance of 774.83 feet to the TRUE POINT OF BEGINNING. (Tax Lot 7626)

PARCEL VI:

TOWNSHIP 2 NORTH, RANGE 18 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

Continued

SECTION 25: A Parcel of land located in the NW¼SW¼, more particularly described as follows:

COMMENCING at the West one-quarter (W¼) corner of said Section 25, from which the center one-quarter (C¼) corner of said Section 25 bears S. 89°01'39" E., 2,641.24 feet, said West one-quarter (W¼) corner being the TRUE POINT OF BEGINNING;

Thence S. 89°01'39" E., along the North boundary of the NW¼SW¼ of said Section 25 for a distance of 1,320.62 feet to the Northeast corner of the NW¼SW¼ of said Section 25; thence S. 00°05'33" E., along the East boundary of the NW¼SW¼ of said Section 25 for a distance of 1,321.17 feet to the Southeast corner of the NW¼SW¼ of said Section 25; thence N. 89°00'41" W., along the South boundary of the NW¼SW¼ of said Section 25 for a distance of 436.58 feet to a point on the existing fence line marking the established Easterly Right-of-Way Boundary of the Union Pacific Railroad; thence along the existing fence line marking the established Easterly Right-of-Way boundary of the Union Pacific Railroad on the following courses: N. 30°30'34" W., 150.60 feet; N. 32°42'46" W., 249.59 feet; N. 34°40'52" W., 1,121.49 feet; N. 26°16'34" W., 82.60 feet to the TRUE POINT OF BEGINNING. (Tax Lot 7627)

PARCEL VII:

TOWNSHIP 2 NORTH, RANGE 18 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

SECTION 25: A Parcel of land located in the NE¼SW¼, more particularly described as follows:

COMMENCING at the West one-quarter (W¼) corner of said Section 25, from which the center one-quarter (C¼) corner of said Section 25 bears S. 89°01'39" E., 2,641.24 feet; thence S. 89°01'39" E., along the North boundary of the SW¼ of said Section 25 for a distance of 1,320.62 feet to the Northwest corner of the NE¼SW¼ of said Section 25 and being the TRUE POINT OF BEGINNING;

Thence Continuing S. 89°01'39" E., along the North boundary of the NE¼SW¼ of said Section 25 for a distance of 546.04 feet to a point in the center of an existing irrigation canal, commonly known as the Cove Canal; thence along the center of the irrigation canal on the following courses: S. 00°27'43" E., 61.58 feet; S. 22°51'50" E., 58.21 feet; S. 55°06'40" E., 89.02 feet; S. 31°38'08" E., 152.37 feet; S. 36°59'31" E., 100.08 feet; S. 41°57'44" E., 59.08

Continued

feet; thence leaving the center of the canal along an existing fence line that has been established as the property line between Divine and Watts (See Instrument No. 396995) on the following courses: S. 52°37'45" W., 31.71 feet; S. 71°29'37" W., 42.00 feet; S. 18°16'09" E., 924.19 feet to a point on the South boundary of the NE¼SW¼ of said Section 25; thence N. 89°00'41" W., along the South boundary of the NE¼SW¼ of said Section 25 for a distance of 1,044.44 feet to the Southwest corner of the NE¼SW¼ of said Section 25; thence N. 00°05'33" W., along the West boundary of the NE¼SW¼ of said Section 25 for a distance of 1,321.17 feet to the TRUE POINT OF BEGINNING. (Tax Lot 7628)

PARCEL VIII:

TOWNSHIP 2 NORTH, RANGE 18 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

SECTION 25: A Parcel of land located in the SE¼NW¼, more particularly described as follows:

COMMENCING at the West one-quarter (W¼) corner of said Section 25, from which the center one-quarter (C¼) corner of said Section 25 bears S. 89°01'39" E., 2,641.24 feet; thence S. 89°01'39" E., along the South boundary of the NW¼ of said Section 25 for a distance of 1,320.62 feet to the Southwest corner of the SE¼NW¼ of said Section 25 and being the TRUE POINT OF BEGINNING;

Thence N. 00°03'35" W., along the West boundary of the SE¼NW¼ of said Section 25 for a distance of 782.42 feet to a point in the center of an irrigation canal, commonly known as the Cove Canal; thence along the center of the irrigation canal on the following courses: S. 18°23'37" E., 109.48 feet; S. 15°34'54" E., 69.32 feet; S. 46°33'38" E., 133.88 feet; S. 71°36'06" E., 101.75 feet;

S. 46°04'39" E., 88.43 feet; S. 37°49'54" E., 119.54 feet; S. 40°44'30" E., 106.52 feet; S. 14°47'31" E., 55.61 feet; S. 02°13'38" W., 61.92 feet; S. 23°24'07" E., 35.13 feet; S. 32°05'35" E., 127.11 feet; S. 00°27'43" E., 4.86 feet to a point on the South boundary of the SE¼NW¼ of said Section 25; thence N. 89°01'39" W., along the South boundary of the SE¼NW¼ of said Section 25 for a distance of 546.04 feet to the TRUE POINT OF BEGINNING. (Tax Lot 7629)

Continued

PARCEL IX:

TOWNSHIP 2 NORTH, RANGE 18 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

SECTION 26: A Parcel of land located in the SE¼NE¼ of said Section 26, more particularly described as follows:

COMMENCING at the east one quarter (E¼) corner of said Section 26, from which the center one quarter (C¼) corner of said Section 26 bears N. 89°55'42" W.; thence N. 89°55'42" W. along the south boundary of the NE¼ of said Section 26 for a distance of 225.22 feet to a point that is perpendicular to and 25.0 feet in distance from the centerline of State Highway 75; thence N. 35°12'57" W. along a line that is parallel with and 25.0 feet southwesterly from the centerline of State Highway 75 for a distance of 537.81 feet to the TRUE POINT OF BEGINNING;

Thence N. 89°55'42" W. parallel with the south boundary of the NE¼ of said Section 26 for a distance of 229.79 feet; thence N. 44°15'20" W. for a distance of 960.56 feet; thence S. 86°19'42" E. for a distance of 402.75 feet to a point on the southwesterly right-of-way boundary of State Highway 75; thence S. 35°12'57" E. along the southwesterly right-of-way boundary of State Highway 75 for a distance of 102.46 feet; thence N. 54°47'03" E. along the southwesterly right-of-way boundary of State Highway 75 for a distance of 25.00 feet; thence S. 35°12'57" E. along the southwesterly right-of-way boundary of State Highway 75 for a distance of 726.07 feet to the TRUE POINT OF BEGINNING. (Tax Lot 7630)

PARCEL X:

TOWNSHIP 2 NORTH, RANGE 18 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

SECTION 26: A Parcel of land located in the SE¼NE¼ of said Section 26, more particularly described as follows:

COMMENCING at the east one quarter (E¼) corner of said Section 26, from which the center one quarter (C¼) corner of said Section 26 bears N. 89°55'42" W.; thence N. 89°55'42" W. along the south boundary of the NE¼ of said Section 26 for a distance of 255.85 feet to a point that is perpendicular to and 50.0 feet in distance from the centerline of State Highway 75; thence N. 35°12'57" W. along a line that is parallel with and 50.0 feet southwesterly from the centerline of State Highway 75 for a distance of 537.81 feet; thence N. 89°55'42" W. parallel with the south boundary of the NE¼ of said Section 26

Continued

for a distance of 199.17 feet to THE TRUE POINT OF BEGINNING;
Thence continuing N. 89°55'42" W. parallel with the south boundary of the NE¼ of said Section 26 for a distance of 149.96 feet; thence S. 28°40'18" W. for a distance of 158.06 feet; thence N. 60°42'37" W. for a distance of 113.65 feet; thence N. 38°27'54" W. for a distance of 116.98 feet; thence . 29°03'41" W. for a distance of 303.15 feet; thence 41°53'46" W. for a distance of 389.33 feet; thence 47°13'50" E. for a distance of 183.34 feet; thence S. 44°15'20" E. for a distance of 960.56 feet to THE TRUE POINT OF BEGINNING. (Tax Lot 7631)

PARCEL XI:

TOWNSHIP 2 NORTH, RANGE 18 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

SECTIONS 15,22, 23 and 26: A Parcel of land located within Sections 15, 22, 23 and 26, more particularly described as follows:

COMMENCING at a brass cap marking the North one quarter (N¼) Corner of said Section 15; thence S. 00°05'47" W., 5,239.52 feet to an Aluminum cap marking the South one quarter Corner of said Section 15, and the TRUE POINT OF BEGINNING;

Thence N. 00°20'16" E., 321.29 feet along the boundary of Tax Lot 7682; thence N. 89°30'25" E., 453.41 feet along the boundary of Friedman Memorial Airport; thence S. 35°00'54" E., 1,324.36 feet along the boundary of Friedman Memorial Airport; thence N. 54°59'06" E., 402.00 feet along the boundary of Friedman Memorial Airport; thence S. 35°00'54" E., 1,798.19 feet along the boundary of Friedman Memorial Airport; thence N. 54°59'06" E., 724.46 feet along the boundary of Friedman Memorial Airport; thence S. 35°00'36" E., 2,947.46 feet along the right-of-way of State Highway 75; thence along the boundary of Tax Lot 1422 the following 10 courses; thence S. 35°01'40" E., 71.05 feet; thence S. 08°04'16" E., 66.29 feet; thence S. 05°47'18" E., 137.07 feet; thence S. 09°20'18" E., 156.58 feet; thence S. 19°14'19" E., 43.58 feet; thence S. 38°04'18" E., 115.13 feet; thence S. 45°59'10 E., 70.05 feet; thence S. 47°19'24 E., 81.50 feet; thence S. 58°01'18 E., 291.00 feet; thence N. 65°43'47" E., 26.74 feet; thence S. 35°01'38" East, 2,528.67 feet along the right-of-way of State Highway 75; thence along the boundary of Tax Lot 981 and Tax Lot 84 the following 7 courses; thence N. 86°08'58" W., 403.11 feet; thence S. 47°22'01" W., 183.30 feet; thence S. 41°43'02" E., 389.33 feet; thence S. 28°52'57" E., 303.15; thence S. 38°17'10" E., 116.98 feet; thence S. 60°31'53" E., 113.65 feet; thence S. 28°51'02" W., 341.94 feet; thence N. 89°44'58" W.,

Continued

1,493.58 feet along the boundaries of Tax Lot 3682 and Tax Lot 6849; thence N. $89^{\circ}43'37''$ W., 1,320.35 feet along the boundary of Tax Lot 6949; thence N. $00^{\circ}03'36''$ W., 1,328.69 feet along the boundary of Tax Lot 6949; thence N. $89^{\circ}38'03''$ W., 1,321.70 feet along the boundary of Tax Lot 6949; thence N. $00^{\circ}06'21''$ W., 1,332.19 feet along the boundary of Tax Lot 7168; thence N. $00^{\circ}41'22''$ E., 1,319.28 feet along the boundary of Tax Lot 7237; thence S. $89^{\circ}57'28''$ W., 1,316.19 feet along the boundary of Tax Lot 7237; thence N. $00^{\circ}26'08''$ E., 2,154.94 feet along the boundary of Tax Lot 6419; thence N. $47^{\circ}03'06''$ W., 712.20 feet; thence N. $89^{\circ}58'17''$ W., 277.61 feet along the boundary of Tax Lot 619; thence N. $47^{\circ}10'04''$ W., 713.77 feet along the boundary of Tax Lot 6419; thence N. $00^{\circ}11'10''$ E., 838.65 feet along the boundaries of Tenney-Anderson Subdivision and Tax Lot 7682 to the TRUE POINT OF BEGINNING. (TL 7785)

LIMITED POWER OF ATTORNEY

KNOWN ALL MEN BY THESE PRESENT:

I, Spencer Eccles of Eccles Flying Hat Ranch, hereby nominate and appoint Charles E. Brockway as my attorney-in-fact with full authority to act for and on my behalf to undertake any and all acts or matters pertaining to water right transfers before the Idaho Department of Water Resources for the following water right transactions:

All water rights relating to Eccles Flying Hat Ranch.

in Blaine County, Idaho. Additionally, I hereby ratify and confirm any and all such acts on matters as contemplated herein.

My agent is hereby authorized to sign, seal and deliver, as my act in deed, those said instruments of writing that may be necessary or proper to carry into execution and effect the applications, and transfers above-mentioned. Further, I hereby declare that each and every application, transfer, agreement, receipt, or payment which shall be by my said agent given, made or done for the aforesaid purposes shall be as good, valid, and effectual as if they had been signed, sealed, and delivered by me in my own proper person; and I hereby undertake at all times to ratify whatsoever my said agent shall lawfully do or cause to be done in or concerning the said premises by virtue of these present. This Limited Power of Attorney will become void upon approval, denial or withdrawal of the above referenced applications.

Dated this 4th day of March 2010.

Spencer Eccles

Signature

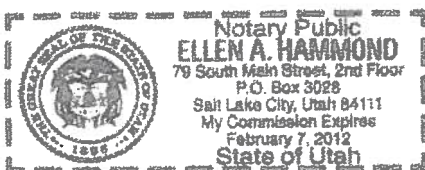
Signature

State of ~~Idaho~~ Utah)
County of Salt Lake) ss.

On this 4th Day of March, 2010, before me, a Notary Public in and for said County and State, personally appeared SPENCER F. ECCLES, known or identified to me to be the individual whose name and subscription to the within instrument, and acknowledged to me that he executed the same.

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

S
E
A
L



Ellen A. Hammond
Notary Public
In and for said State and County
February 7, 2012
My Commission Expires