

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 78569

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

RECEIVED**MAY 06 2013**DEPT. OF WATER RESOURCES
SOUTHERN REGION

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/>.

Name of Applicant(s) TIMOTHY R EAMES AND CARI H EAMES**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 #1-9.

- ☐ ☒ #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 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/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.
- ☐ ☒ #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: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAY 06 2013

DEPT. OF WATER RESOURCES
SOUTHERN REGION

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant TIMOTHY R EAMES Phone (208)532-4459

Mailing Address 717 N 200 E, RUPERT ID 83350 Email eamesacres@gmail.com

Name of Applicant CARI H EAMES Phone (208)532-4459

Mailing Address 717 N 200 E, RUPERT ID 83350 Email eamesacres@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.

Timothy R Eames
Signature of Applicant or Authorized Representative

Timothy R Eames 5-3-2013
Print Name and Title if applicable Date

Cari H Eames
Signature of Applicant or Authorized Representative

Cari H Eames 5-3-2013
Print Name and Title if applicable Date

A. PURPOSE OF TRANSFER

1.	Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
	36-13353	No	Yes	Yes	No	No	No

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

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**

Application proposes to correct the place of use and point of diversion due to errors on the original
SRBA claim.

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

1. Detailed Water Right Description(s) Attached labeled Part 1.

Summary of Water Rights After the Approved Change

Transferred Right (All or Part)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	Original Right (Remaining Portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
36-13353	0.070 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
COMBINED TOTALS	0.070 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A

2. Total amount of water proposed to be transferred or changed 0.07 cubic feet per second and/or _____ acre-feet per annum

3. Points(s) of Diversion:

- ☐ No changes to point(s) of diversion are proposed-the following chart is therefore not completed. (Proceed to #4.)
- ☒ As shown in Part 1.
- ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it **Attachment #5.**

4. Place of Use:

- ☐ No changes to place of use are proposed. (Proceed to #5.)
- ☒ As shown in Part 1.
- ☐ See Attachment.

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

- b. Who owns the property at the point(s) of diversion

Applicant

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:

- e. Describe the use of any other water right(s) for the same purpose or land, or 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:

THE CALIFORNIA DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No. 36-13353

Current Water Right Owner

TIMOTHY R EAMES
717 N 200 E
RUPERT, ID 83350

AND

CARI H EAMES
717 N 200 E
RUPERT, ID 83350

Priority Date: 5/1/1954

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Subuse Code</u>
DOMESTIC	1/01	12/31	0.040 CFS	
STOCKWATER	1/01	12/31	0.030 CFS	
Total Diversion			0.070 CFS	

Source and Point(s) of Diversion:

GROUND WATER

NENENW

Sec. 14 Twp 08S Rge 24E MINIDOKA County

Describe the proposed diversion system

220' WELL W/ 1 HP PUMP

Place of Use: DOMESTIC

[illegible]

Place of Use: STOCKWATER

[illegible]

Conditions/Remarks:

1. THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2. THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. PARCEL NO. RP08S24E1500B0 PROPERTY ALSO KNOWN AS 800 N 150 E 45 BEEF AND 9 HORSES

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 7 pages and _____ attachments.
 Received By J. Cooper Date 5/6/13 Prelim. Check By J. Cooper Date _____
 Fee Paid 200.00 Date 5/6/13 Received By J. Cooper Receipt # 5033257
 Add'l Fee Paid _____ Date _____ Received By _____ Receipt # _____

QUITCLAIM DEED

25054

For Value Received

G. Brad Fife and Sally Fife, husband and wife

Instrument # 522198

MINIDOKA COUNTY, RUPERT, IDAHO

4-22-2013 10:11:22 No. of Pages: 1

Recorded for : RUPERT LAND TITLE

PATTY TEMPLE

Fee: 10.00

Ex-Officio Recorder Deputy

[Signature]

Hereinafter called the grantor, hereby remises, releases, and forever Quitclaims unto

Timothy R. Eames and Cari B. Eames, husband and wife
ADDRESS: 717 North 200 East, Rupert, Id 83350

Hereinafter called the grantee, the following described State of Idaho Department of Water Resources Water Right to-wit:

State of Idaho Department of Water Resources Water Right No. 36-13353

TO HAVE AND TO HOLD the said premises, with their appurtenances unto said Grantee, and the grantee's heirs and assigns forever.

Dated: April 19, 2013

[Signature]

G. Brad Fife

[Signature]

Sally Fife

STATE OF IDAHO)
) ss.
COUNTY OF MINIDOKA)

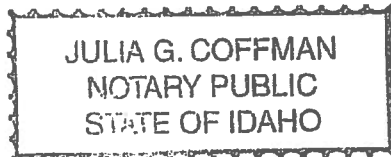
On this 19th day of April, 2013, before me, the undersigned, a Notary Public in and for said State, personally appeared G. Brad Fife and Sally Fife, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

[Signature]

Notary Public

Residing at: Rupert, Ida.

My Commission expires: 6-20-2014



TRANSFER 78569

MEMORANDUM

Date: May 22, 2013
To: Transfer 78569 File
From: Jeff Cooper
Re: Evaluation of Sufficiency of Information Submitted

Application for transfer proposes to change the place of use (POU) and point of diversion (POD) for a groundwater domestic & stockwater right that is currently authorized to divert 0.07 CFS from a well located in TWP 08S RNG 24E Sec. 14 NENW to be used on ground in that same legal description. The POU and POD legal descriptions were based on a claim made in the SRBA and was subsequently decreed in that location. According to the information in the SRBA file and the description of the appropriate parcel in the conditions, this right was actually appurtenant to ground located in TWP 08S RNG 24E Sec. 15 NENW. Application seeks to correct the legal descriptions found on the right.

Due to the nature of the proposed changes, it is recommended this application be processed without a public notice and protest period.

- **Authority to File:**
Application was signed by Timothy & Cari Eames, whom are the current owners of the proposed POU/POD in Sec. 15. Applicant provided a warranty deed as proof of ownership. Applicant also provided a quit claim deed from the owners of the decreed POU/POD, divesting any interest in right 36-13353.
- **Water Right Validity:**
Right 36-13353 were partially decreed in the SRBA in December, 1996 and has been continuously used at the household in Sec. 15. Therefore, forfeiture does not appear to be an issue.
- **Injury to Other Water Rights:**
None anticipated.
- **Enlargement of Use:**
None anticipated.
- **Local Public Interest:**
No negative impact anticipated.
- **Beneficial Use/Conservation of Water Resources:**
Proposed use is recognized as a beneficial use of water.
- **Effect on Economy of the Local Area:**
None anticipated.
- **Effect of the Agricultural Base of the Local Area:**
None anticipated.

Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this application.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

April 12, 2013

COPY

TIMOTHY EAMES
CARI EAMES
717 N 200 E
RUPERT ID 83350

RE: Change of Ownership for Water Right Nos. 36-7460N, 36-13353, 36-13354

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water rights. The department has modified its records to reflect the change in ownership except on water right 36-13353 and has enclosed computer-generated reports for your records.

The legal description of water right 36-13353 is located in section 14, township 8 south, range 24 east. Your warranty deed conveyed no property in section 14. Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been forfeited through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Sections 42-222 and 42-223, Idaho Code.

Also, please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

Trish Fawcett
Technical Records Specialist

Enclosure(s)

Cc: Land Title & Escrow Inc. (File No. 25054)

TRANSFER 78569

WARRANTY DEED

#25054

COPY

For Value Received

**G. Brad Fife and Sally Fife, husband and wife AND
Brock Fife and Jennifer Fife, husband and wife**

Instrument # 521381

MINIDOKA COUNTY, RUPERT, IDAHO
2-28-2013 03:55:42 No. of Pages: 4
Recorded for : RUPERT LAND TITLE
PATTY TEMPLE Fee: 19.00
Ex-Officio Recorder Deputy *[Signature]*

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

**Timothy R. Eames and Cari B. Eames, husband and wife as community property with
right of survivorship
Address: 717 North 200 East, Rupert, ID 83350**

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

PARCEL NO. 1:

**TOWNSHIP 8 SOUTH, RANGE 24 EAST, BOISE MERIDIAN,
MINIDOKA COUNTY, IDAHO**

SECTION 15: Farm Unit C, Tract C, SAVE AND EXCEPT the following described tract:

Beginning at the West quarter corner of Section 15, said corner marked by a 5/8 inch rebar; thence North 00°02'45" West along the west line of Section 15 for a distance of 395.85 feet to the POINT OF BEGINNING;
Thence North 00°02'45" West along the west line of Section 15 for a distance of 261.44 feet;
Thence South 86°49'51" East for a distance of 27.73 feet to a ½ inch rebar;
Thence South 86°49'51" East for a distance of 229.46 feet to a ½ inch rebar;
Thence South 01°27'02" West for a distance of 249.68 feet to a ½ inch rebar;
Thence North 89°27'21" West for a distance of 223.17 feet to a ½ inch rebar;
Thence North 89°27'21" West for a distance of 27.11 feet to the POINT OF BEGINNING.

PARCEL NO. 2:

**TOWNSHIP 8 SOUTH, RANGE 24 EAST, BOISE MERIDIAN,
MINIDOKA COUNTY, IDAHO**

**SECTION 15: Farm Unit E, Tract E of the North Side Pumping Division, Minidoka Project, Idaho (as shown by plat dated August 13, 1954, filed in the office of the County Recorder, Minidoka County Idaho),
SAVE AND EXCEPT the following described tract:**

Beginning at the South quarter corner of said Section 15, which point shall be known as the TRUE POINT OF BEGINNING;
Thence North 25°12' West for 360.75 feet;
Thence North 89°37' East for 145.85 feet;
Thence South 53°44' East for 83.05 feet;
Thence South 02°03' East for 278.40 feet to a point on the South section line of said Section 15;
Thence South 89°57'53" West (South 89°53' West, rec.) along said South section line for 69.17 feet (69.18 feet, rec.) to the TRUE POINT OF BEGINNING.

PARCEL NO. 3:

**TOWNSHIP 8 SOUTH, RANGE 24 EAST, BOISE MERIDIAN,
MINIDOKA COUNTY, IDAHO**

SECTION 15: Farm Unit G, Tract G of the North Side Pumping Division, Minidoka Project, Idaho (as shown by plat, dated October 30, 1952, on file in the office of the County Recorder, Minidoka County, Idaho), EXCEPTING THEREFROM the following described tract:

Beginning at the Southwest corner of Section 15, said corner marked by a ½ inch rebar; thence North 00°02'57" West along the west line of Section 15 for a distance of 828.31 feet to the POINT OF BEGINNING;

Thence North 00°02'57" West along the west line of Section 15 for a distance of 355.14 feet;

Thence South 84°12'55" East for a distance of 24.13 feet to a ½ inch rebar;

Thence South 84°12'55" East for a distance of 307.22 feet to a ½ inch rebar;

Thence South 00°02'57" East for a distance of 319.25 feet to a ½ inch rebar;

Thence South 89°33'57" West for a distance of 295.19 feet to a ½ inch rebar;

Thence South 89°33'57" West for a distance of 34.45 feet to the POINT OF BEGINNING.

PARCEL NO. 4:

**TOWNSHIP 8 SOUTH, RANGE 24 EAST, BOISE MERIDIAN,
MINIDOKA COUNTY, IDAHO**

SECTION 15: Farm Unit B, Tract B of the North Side Pumping Division, Minidoka Project, Idaho (as shown by plat, dated October 30, 1952, on file in the office of the County Recorder, Minidoka County, Idaho), SAVE AND EXCEPTING the following described tracts:

TRACT NO. 1:

Commencing at the North quarter corner of Section 15; thence West 110 feet to the REAL POINT OF BEGINNING;

Thence West 208.71 feet;

Thence South 208.71 feet;

Thence East 208.71 feet;

Thence North 208.71 feet to the REAL POINT OF BEGINNING.

TRACT NO. 2:

Commencing at the North quarter corner of Section 15 as the POINT OF BEGINNING;

Thence West 110 feet;

Thence South 208 feet;

Thence East 110 feet;

Thence North 208 feet to the POINT OF BEGINNING.

PARCEL NO. 5:

**TOWNSHIP 8 SOUTH, RANGE 24 EAST, BOISE MERIDIAN,
MINIDOKA COUNTY, IDAHO**

SECTION 15: Commencing at the North quarter corner of Section 15 as the POINT OF BEGINNING;

Thence West 110 feet;

Thence South 208 feet;

Thence East 110 feet;

Thence North 208 feet to the POINT OF BEGINNING.

PARCEL NO. 6:

**TOWNSHIP 8 SOUTH, RANGE 24 EAST, BOISE MERIDIAN,
MINIDOKA COUNTY, IDAHO**

SECTION 15: That part of Farm Unit B, Tract B of the North Side Pumping Division, Minidoka Project, Idaho (as shown by plat, dated October 30, 1952, on file in the office of the County Recorder, Minidoka County, Idaho), more particularly described as follows:

Commencing at the North quarter corner of Section 15; thence West 110 feet to the REAL POINT OF BEGINNING;

Thence West 208.71 feet;

Thence South 208.71 feet;

Thence East 208.71 feet;

Thence North 208.71 feet to the REAL POINT OF BEGINNING

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to IDWR # 36-13353; 36-13354; 36-7460

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 2013 and subsequent years.

Assessments of the A & B Irrigation District and the rights and powers of said District as by law provided.

Assessments levied, or to be levied, by Magic Valley Ground Water District.

A Power Line Easement, dated July 8, 1954, executed by Dell E. Taylor and Ora Gayle M. Taylor, husband and wife, to Idaho Power Company, a corporation, recorded August 19, 1955 in Book 36 of Deeds, Page 84, Minidoka County records, granting a right of way and easement for the erection and continued maintenance of electrical transmission lines and other equipment over the herein described real property, together with all rights of ingress and egress. (Parcel No. 2)

Reservations contained in Patent, dated March 12, 1970 and recorded July 27, 1989 as Document No. 386671, Minidoka County records. (Parcel No. 3)

Terms and conditions contained in Irrigation Easement Agreement, dated December 16, 2011, by and between Grant 4-D Farms, an Idaho general partnership, Clyde J. Parkin and Frances J. Parkin, also known as Judy Parkin, husband and wife, and C. Hector Parkin and Colleen M. Parkin, husband and wife, recorded December 16, 2011 as Document No. 515110, Minidoka County records.

An Easement, dated May 10, 1955, executed by Joe A. Strauss, to Idaho Power Company, recorded August 19, 1955 in Book 36 of Deeds, Page 78, Minidoka County records, granting a right of way and easement for the erection and continued maintenance of electric transmission over, on and across unit, with rights of ingress and egress. (Parcel Nos. 4 and 5)

An Easement, dated April 15, 1957, executed by Joe A. Strauss, to Project Mutual Telephone Cooperative Association, Inc., a corporation, recorded April 17, 1957 in Book 36 of Deeds, Page 230, Minidoka County records, granting a right of way and easement for the erection and continued maintenance of telephone communication lines and other equipment over, on and across the herein described real property, together with all rights of ingress and egress. (Parcel Nos. 4 and 5)

A Power Line Easement, dated November 14, 1994, executed by Brad Fife and Sally Fife, his wife, to Idaho Power Company, a corporation, recorded April 17, 1995 as Document No. 417969, Minidoka County records, granting a right of way and easement for the erection and continued maintenance of electrical transmission lines and other equipment over the herein described real property, together with all rights of ingress and egress. (Parcel Nos. 4 and 5)

Mitigation Agreement, dated May 7, 1996, by and between A & B Irrigation District, an irrigation district, and Brad Fife and Sally Fife, husband and wife, recorded May 16, 1996 as Document No. 424046, Minidoka County records. (Parcel Nos. 5 and 6)

Effects of Minidoka County Planning & Zoning Department Commercial Livestock Confinement Operation Permit dated May 1, 1996 and recorded June 26, 1996 as Instrument No. 424687, records of Minidoka County, Idaho. (Affects Parcel Nos. 4,5 and 6)

Effects of Minidoka County Planning & Zoning Department Commercial Livestock Confinement Operation Permit dated August 6, 1996 and recorded August 7, 1996 as Instrument No. 425346, records of Minidoka County, Idaho. (Affects Parcel Nos. 4, 5 and 6)

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: February 28th, 2013

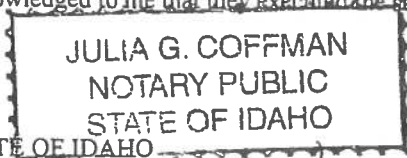
G. Brad Fife
G. Brad Fife

Sally Fife
Sally Fife

Jennifer Fife
Jennifer Fife

STATE OF IDAHO)
) ss.
COUNTY OF MINIDOKA)

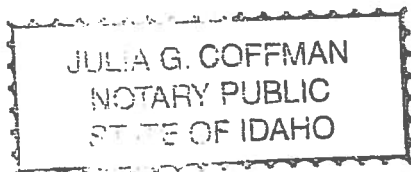
On this 28th day of February, 2013, before me, the undersigned, a Notary Public in and for said State, personally appeared G. Brad Fife and Sally Fife, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.



Julia G. Coffman
Notary Public
Residing at: Rupert, Ida.
My Commission expires: 6-20-2014

STATE OF IDAHO)
) ss.
COUNTY OF MINIDOKA)

On this 28th day of February, 2013, before me, the undersigned, a Notary Public in and for said State, personally appeared Brock Fife and Jennifer Fife, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.



Julia G. Coffman
Notary Public
Residing at: Rupert, Ida.
My Commission expires: 6-20-2014

SCANNED
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Corrected POU & POD

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