

RECEIVED

SEP 18 2012

Department of Water Resources
Idaho FallsSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

78145

APPLICATION FOR TRANSFER OF WATER RIGHT – POINTS OF DIVERSION

This form may be used to apply to change and/or add points of diversion for existing water rights and to report an ownership change for an entire water right(s) in connection with the proposed point of diversion change(s). Do not use this form to apply for changes to other elements of a water right or to report an ownership change for a portion of a water right. See the *Application for Transfer Instructions* for help completing this form and for mailing addresses of Department offices where your application can be submitted.

Check all that apply:

- ☒ Change Point of Diversion ☐ Add diversion point(s) ☒ Ownership change

1. **APPLICANT(S)** Henry L. Adema & James S. & Evelyn V. Ippolito Phone Adema 630-427-5501 / Ippolito 208-588-2688

2. **MAILING ADDRESS** 3512 W 3900 N 3514 W 3900 N City Darlington

State Idaho Zip 83255 Email Adema henryhla1947@comcast.net / Ippolito jippolito@atcnet.net

c/o Keith C. Wilson Rocky Mountain Environmental Associates, Inc. Email kwilson@rockymountainenvironmental.com

482 Constitution Way, Ste 303, Idaho Falls ID 83402 (208) 524-2353 Fax (208) 524-1795

- ☐ If the applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign for the applicant.
- ☒ If the applicant is not the current water right(s) owner, attach documentation of authority to file the application.
- ☒ If the application includes a change in ownership of water right(s), attach a copy of the conveyance document, such as a warranty deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property conveyed or description of the water right if no land is conveyed. Additional Fee(s) required for water right ownership changes; see fee Schedule.
- ☐ If the application is not signed by the applicant, attach a Power of Attorney or other documentation providing authority to sign for the applicant.

3. **LIST OF WATER RIGHT NUMBER(S)** 34-14327 (0.03 cfs/2.5 ac) 34-14373

- ☒ Attach a copy of the water right(s) as recorded, available at www.idwr.idaho.gov, *Water Right Transfers, Step 1*, or by contacting any Department office.

4. **TOTAL AMOUNT OF WATER** transferred is 0.03 cfs cubic feet per second and/or _____ acre-feet per annum
(diversion rate) (storage volume)

5. **POINT OF DIVERSION** – Describe all the point(s) of diversion to be included on the water right(s) after the proposed change.

- ☒ Attach Eastern Snake Plain Aquifer (ESPA) analysis if this transfer proposes to change a point of diversion affecting the ESPA. ESPA analysis information is available at www.idwr.idaho.gov, *Water Right Transfers, Online Resources*.

Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local Name or tag #
6N	26E	18			SE	SE	Custer	Ground Water	Address: 3512 W 3900 N
6N	26E	18			SE	SE	Custer	Ground Water	Address: 3514 W 3900 N

Place of Use is in Custer County and is also known as: 3518 W 3900 N, Darlington, ID 83255

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT – POINTS OF DIVERSION

This form may be used to apply to change and/or add points of diversion for existing water rights and to report an ownership change for an entire water right(s) in connection with the proposed point of diversion change(s). Do not use this form to apply for changes to other elements of a water right or to report an ownership change for a portion of a water right. See the *Application for Transfer Instructions* for help completing this form and for mailing addresses of Department offices where your application can be submitted.

Check all that apply:

- ☒ Change Point of Diversion ☐ Add diversion point(s) ☒ Ownership change

1. **APPLICANT(S)** Henry L. Adema & James S. & Evelyn V. Ippolito Phone Adema 630-427-5501 / Ippolito 208-588-2688
2. **MAILING ADDRESS** 3512 W 3900 N 3514 W 3900 N City Darlington
State Idaho Zip 83255 Email Adema henryhla1947@comcast.net / Ippolito jippolito@atcnet.net
c/o Keith C. Wilson Rocky Mountain Environmental Associates, Inc. Email kwilson@rockymountainenvironmental.com



Rocky Mountain
ENVIRONMENTAL
ASSOCIATES, INC.

482 Constitution Way, Ste 303, Idaho Falls ID 83402 (208) 524-2353 Fax 208) 524-1795

- ☐ If the applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign for the applicant.
☒ If the applicant is not the current water right(s) owner, attach documentation of authority to file the application.
☒ If the application includes a change in ownership of water right(s), attach a copy of the conveyance document, such as a warranty deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property conveyed or description of the water right if no land is conveyed. Additional Fee(s) required for water right ownership changes; see fee Schedule.
☐ If the application is not signed by the applicant, attach a Power of Attorney or other documentation providing authority to sign for the applicant.

3. **LIST OF WATER RIGHT NUMBER(S)** 34-14327 (0.03 cfs/2.5 ac)

- ☒ Attach a copy of the water right(s) as recorded, available at www.idwr.idaho.gov, *Water Right Transfers, Step 1*, or by contacting any Department office.

4. **TOTAL AMOUNT OF WATER** transferred is 0.03 cfs cubic feet per second and/or _____ acre-feet per annum
(diversion rate) (storage volume)

5. **POINT OF DIVERSION** – Describe all the point(s) of diversion to be included on the water right(s) after the proposed change.

- ☒ Attach Eastern Snake Plain Aquifer (ESPA) analysis if this transfer proposes to change a point of diversion affecting the ESPA. ESPA analysis information is available at www.idwr.idaho.gov, *Water Right Transfers, Online Resources*.

Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local Name or tag #
6N	25E	18			SE	SE	Custer	Ground Water	Address: 3512 W 3900 N
6N	25E	18			SE	SE	Custer	Ground Water	Address: 3514 W 3900 N

Place of Use is in Custer County and is also known as: 3518 W 3900 N, Darlington, ID 83255

6. 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:

Two wells with pumps mainline to sprinkler system. Lock out sprinkler irrigation system

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

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

- c. 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... See Attachment 6.c Affidavit of Beneficial 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:

7. **MAP** – ☒ Attach a map of the diversion, measurement, control, and distribution system. Clearly label the map with township, range, section and ¼ ¼ of section information. The *Map Tool*, available at <http://maps.idwr.idaho.gov/TransferApplicationLayouts/> provides a satisfactory template for creating the required map.

8. **SIGNATURE** – The information in this application is true to the best of my knowledge. I understand any willful misrepresentations in this application may result in rejection of the application or cancellation of an approval.



Signature of applicant or authorized agent

Henry L. Adema

Print Name and Title if applicable

Date

7-23-12

Signature of applicant or authorized agent

James S. Ippolito

Print Name and Title if applicable

Date

Signature of applicant or authorized agent

Evelyn V. Ippolito

Print Name and Title if applicable

Date

9. **FEE** – ☒ The application filing fee provided in Section 42-221, Idaho Code, must be submitted with the application for transfer. The Application fee is based on the total amount of water proposed for transfer in Item 4: the larger fee for either cubic feet per second (diversion rate) or acre-feet per annum (storage volume). The *Fee Schedule* is available at www.idwr.idaho.gov, *Water Right Transfers, Step 4* and in the [Application for Transfer Instructions](#).

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages of attachments. Received by _____ Date _____
Fee Paid \$900.00 3 TRANS Date 9-7-2012 Received by Km Receipt # ED37986
Preliminary review completed by _____ Date _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT – POINTS OF DIVERSION

PLACE OF USE: Property owned jointly by: Henry L. Adema & James S. Ippolito & Evelyn V. Ippolito

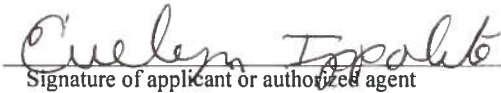
Also Known As: 3518W 3900N, DARLINGTON, ID, CUSTER COUNTY

SIGNATURE – The information in this application is true to the best of my knowledge. I understand any willful misrepresentations in this application may result in rejection of the application or cancellation of an approval.


Signature of applicant or authorized agent

James S. Ippolito
Print Name and Title if applicable

5-1-12
Date


Signature of applicant or authorized agent

Evelyn V. Ippolito
Print Name and Title if applicable

5-1-12
Date

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages of attachments. Received by _____ Date _____

Fee Paid _____ Date _____ Received by _____ Receipt # _____

Preliminary review completed by _____ Date _____

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
168 West Pacific/P.O. Box 868
Blackfoot, ID 83221

236788
Custer County Reg. of
First American
Time 9:05 A M Date 5/17, 2007
Barbara C. Braedlove, Clerk
Dea Baker \$ 9.00
Deputy

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: 214543-B (Id)

Date: May 25, 2007

For Value Received, Jason A. Rippy and Heather M. Rippy, husband and wife, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto Henry L. Adema, a single man and James Ippolito and Evelyn V. Ippolito, husband and wife, hereinafter called the Grantee, whose current address is PO Box 291, Lenox, IL 60451, the following described premises, situated in Custer County, Idaho, to-wit:

PARCEL 1: (aka Parcel "B")

A PARCEL OF LAND LOCATED IN THE SE $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 18, T. 6 N., R. 26 E., BOISE MERIDIAN, CUSTER COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SE CORNER OF SAID SECTION 18, FROM WHICH THE S $\frac{1}{4}$ CORNER OF SAID SECTION BEARS N. 87°53'37" W. A DISTANCE OF 2675.12 FT., THE BASIS OF BEARING OF THIS DESCRIPTION, RUN THENCE N. 87°53'37" W. ALONG THE SOUTHERLY BOUNDARY OF SAID SECTION A DISTANCE OF 733.56 FT. TO THE POINT OF BEGINNING; THENCE CONTINUING N. 87°53'37" W. ALONG SAID SOUTHERLY BOUNDARY OF SAID SECTION A DISTANCE OF 50.00 FT.; THENCE N. 00°36'05" W. A DISTANCE OF 1329.14 FT. TO A POINT ON THE NORTHERLY BOUNDARY OF SAID SE $\frac{1}{4}$ SE $\frac{1}{4}$; THENCE S. 87°50'58" E. A DISTANCE OF 296.79 FT. TO A POINT ON THE CENTERLINE OF PASS CREEK THE BORDER OF CUSTER COUNTY AND BUTTE COUNTY; THENCE THE FOLLOWING COURSES AND DISTANCES ALONG SAID CENTERLINE; S. 16°26'05" W. 23.92 FT.; S. 29°58'24" W. 30.50 FT.; S. 01°14'15" W. 11.20 FT.; S. 31°25'23" E. 15.84 FT.; S. 47°15'15" E. 65.48 FT.; S. 25°44'23" E. 23.14 FT.; S. 45°34'36" E. 18.85 FT.; S. 62°21'26" E. 31.74 FT.; S. 30°51'28" E. 22.79 FT.; S. 01°12'50" E. 19.02 FT.; S. 15°39'42" E. 9.01 FT.; S. 28°18'44" E. 13.82 FT.; S. 48°44'38" E. 64.32 FT.; S. 52°06'07" E. 26.68 FT.; S. 29°14'42" E. 18.05 FT.; S. 22°51'36" E. 9.06 FT.; S. 00°20'22" E. 8.64 FT.; S. 22°36'06" W. 8.32 FT.; S. 68°45'25" W. 26.53 FT.; S. 64°45'14" W. 34.31 FT.; S. 52°28'09" W. 31.62 FT.; S. 29°00'56" W. 22.65 FT.; S. 49°35'32" W. 38.67 FT.; S. 23°02'59" W. 13.27 FT.; S. 06°10'27" W. 11.25 FT.; THENCE S. 89°23'55" W. A DISTANCE OF 299.64 FT.; THENCE S. 00°36'05" E. A DISTANCE OF 878.94 FT. TO THE POINT OF BEGINNING.

PARCEL 2:

AN EASEMENT FOR INGRESS, EGRESS AND UTILITY PURPOSES DESCRIBED AS FOLLOWS: COMMENCING AT THE SE CORNER OF SAID SECTION 18, T. 6 N., R. 26 E., BOISE MERIDIAN, CUSTER COUNTY IDAHO FROM WHICH THE S $\frac{1}{4}$ CORNER OF SAID SECTION BEARS N. 87°53'37" W. A DISTANCE OF 2675.12 FT., THE BASIS OF BEARING OF THIS DESCRIPTION, RUN THENCE N. 87°53'37" W. ALONG THE SOUTHERLY BOUNDARY OF SAID SECTION A DISTANCE OF 733.56 FT. TO THE POINT OF BEGINNING; THENCE CONTINUING N. 87°53'37" W. ALONG SAID SOUTHERLY BOUNDARY OF SAID SECTION A DISTANCE OF 50.00 FT.; THENCE N. 00°36'05" W. A DISTANCE OF 878.94 FT.; THENCE S. 87°53'37" E. A DISTANCE OF 50.00 FT.; THENCE S. 00°36'05" E. A DISTANCE OF 878.94 FT. TO THE POINT OF BEGINNING.

236788

Date: 05/25/2007

Warranty Deed
- continued

File No.: 214543-B (Id)

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

236788

Date: 05/25/2007

Warranty Deed
- continued

File No.: 214543-8 (Id)


Jason A. Rippy
Heather M. RippySTATE OF Idaho)
COUNTY OF Elmore)
ss.

On this 1st day of ~~May~~ ^{June}, 2007, before me, a Notary Public in and for said State, personally appeared Jason A. Rippy and Heather M. Rippy, 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.


Notary Public for the State of Idaho
Residing
at: Mountain Home AFB, ID
My Commission Expires: 6 Nov 2012

243375

CORRECTION DEED TO INSTRUMENT # 232385

For value received, Western Frontier LTD Co., an Idaho Limited Liability Company.
GRANTOR(s). do(es) hereby GRANT, BARGAIN, SELL and CONVEY unto Jason A. Rippy and Heather M. Rippy, husband and wife GRANTEE(s) whose address is 1265 Rosewood St. Mountain Home, Idaho 83647, the following described real property in Custer County, Idaho to wit:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

Together with 5 acres of irrigation water right from Water Right No. 34-14107

Subject To: Taxes, easements established or of record, restrictions and encumbrances of record, rights reserved in federal patents, state or railroad deeds, building or use restrictions, building and zoning regulations and ordinances of any governmental unit.

TO HAVE AND TO HOLD said premises with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does here by 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 encumbrances except as described above and that the Grantor will warrant and defend the same from all lawful claims whatsoever.

DEED OF CORRECTION is given to correct the allocated water right in that certain Deed dated September 9, 2005, and recorded as Instrument No. 232385 in the official record of Custer County, Idaho

IN WITNESS WHEREOF, The party of the first part has hereunto set his hand and seal the day and year first above written.

243375
Custer County Req. of
Terri L Pritchett
Time 4:43 P.M. Date 11-29, 2010
Barbara C. Tierney, Clerk
[Signature] \$ 22.00
Deputy

WESTERN FRONTIER LTD CO,
An Idaho Limited Liability Company

[Signature]
By: Terri L Pritchett, member
[Signature]
By: Steve L Pritchett, member

Correction Deed- Page 1 of 2

78145

243375

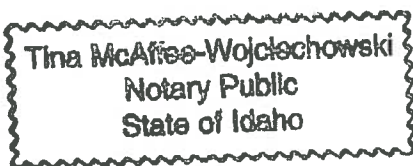
STATE OF IDAHO,)

ss.

County of Custer.)

On this 29th day of Nov, 2010, before me, the undersigned, a Notary Public in and for said State, personally appeared **Terri L Pritchett and Steve L Pritchett**, known to me to be the person(s) whose name is subscribed to the within instrument and acknowledged to me that he/she 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.



Tina McAfee-Wojciechowski
Notary Public for Idaho
Residing at: Mulkey, ID
My Commission Expires: 5/2/2011

Correction Deed - Page 2 of 2

243375

**LEGAL DESCRIPTION
EXHIBIT 'A'****PARCEL "B"**

A PARCEL OF LAND LOCATED IN THE SE1/4SE1/4, SECTION 18, T. 6 N., R. 26 E., BOISE MERIDIAN, CUSTER COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SE CORNER OF SAID SECTION 18, FROM WHICH THE S1/4 CORNER OF SAID SECTION BEARS N. 87° 53' 37" W. A DISTANCE OF 2675.12 FT., THE BASIS OF BEARING OF THIS DESCRIPTION, RUN THENCE N. 87° 53' 37" W. ALONG THE SOUTHERLY BOUNDARY OF SAID SECTION A DISTANCE OF 733.56 FT. TO THE POINT OF BEGINNING;

THENCE CONTINUING N. 87° 53' 37" W. ALONG SAID SOUTHERLY BOUNDARY OF SAID SECTION A DISTANCE OF 50.00 FT.;

THENCE N. 00° 36' 05" W. A DISTANCE OF 1329.14 FT. TO A POINT ON THE NORTHERLY BOUNDARY OF SAID SE1/4SE1/4;

THENCE S. 87° 50' 58" E. A DISTANCE OF 296.79 FT. TO A POINT ON THE CENTERLINE OF PASS CREEK THE BORDER OF CUSTER COUNTY AND BUTTE COUNTY;

THENCE THE FOLLOWING COURSES AND DISTANCES ALONG SAID CENTERLINE;

S. 16° 26' 05" W., 23.92 FT.; S. 29° 58' 24" W., 30.50 FT.;

S. 01° 14' 15" W., 11.20 FT.; S. 31° 25' 23" E., 15.84 FT.;

S. 47° 15' 15" E., 65.48 FT.; S. 25° 44' 23" E., 23.14 FT.;

S. 45° 34' 36" E., 18.85 FT.; S. 62° 21' 26" E., 31.74 FT.;

S. 30° 51' 28" E., 22.79 FT.; S. 01° 12' 50" E., 19.02 FT.;

S. 15° 39' 42" E., 9.01 FT.; S. 28° 18' 44" E., 13.82 FT.;

S. 48° 44' 38" E., 64.32 FT.; S. 52° 06' 07" E., 26.68 FT.;

S. 29° 14' 42" E., 18.05 FT.; S. 22° 51' 36" E., 9.06 FT.;

S. 00° 20' 22" E., 8.64 FT.; S. 22° 36' 06" W. 8.32 FT.;

S. 68° 45' 25" W., 26.53 FT.; S. 64° 45' 14" W., 34.31 FT.;

S. 52° 28' 09" W., 31.62 FT.; S. 29° 00' 56" W., 22.65 FT.;

S. 49° 35' 32" W., 38.67 FT.; S. 23° 02' 59" W., 13.27 FT.;

S. 06° 10' 27" W., 11.25 FT.;

THENCE S. 89° 23' 55" W. A DISTANCE OF 299.64 FT.;

THENCE S. 00° 36' 05" E. A DISTANCE OF 878.94 FT. TO THE POINT OF BEGINNING.

SUBJECT TO AND TOGETHER WITH: AN EASEMENT FOR INGRESS, EGRESS AND UTILITY PURPOSES DESCRIBED AS FOLLOWS:

COMMENCING AT THE SE CORNER OF SAID SECTION 18, FROM WHICH THE S1/4 CORNER OF SAID SECTION BEARS N. 87° 53' 37" W. A DISTANCE OF 2675.12 FT., THE BASIS OF BEARING OF THIS DESCRIPTION. RUN THENCE N. 87° 53' 37" W. ALONG THE SOUTHERLY

243375

BOUNDARY OF SAID SECTION A DISTANCE OF 733.56 FT. TO THE POINT OF BEGINNING;

THENCE CONTINUING N. 87° 53' 37" W. ALONG SAID SOUTHERLY BOUNDARY OF SAID SECTION A DISTANCE OF 50.00 FT.;

THENCE N. 00° 36' 05" W. A DISTANCE OF 878.94 FT.;

THENCE S. 87° 53' 37" E. A DISTANCE OF 50.00 FT.;

THENCE S. 00° 36' 05" E. A DISTANCE OF 878.94 FT. TO THE POINT OF BEGINNING.

PARCEL "C"

A PARCEL OF LAND LOCATED IN THE SE1/4SE1/4, SECTION 18, T. 6 N., R. 26 E., BOISE MERIDIAN, CUSTER COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SE CORNER OF SAID SECTION 18, FROM WHICH THE S1/4 CORNER OF SAID SECTION BEARS N. 87° 53' 37" W. A DISTANCE OF 2675.12 FT., THE BASIS OF BEARING OF THIS DESCRIPTION. RUN THENCE N. 87° 53' 37" W. ALONG THE SOUTHERLY BOUNDARY OF SAID SECTION A DISTANCE OF 733.56 FT.;

THENCE N. 00° 36' 05" W. A DISTANCE OF 416.24 FT. TO THE POINT OF BEGINNING;

THENCE CONTINUING N. 00° 36' 05" W. A DISTANCE OF 462.70 FT.;

THENCE N. 89° 23' 55" E. A DISTANCE OF 299.64 FT. TO A POINT ON THE CENTERLINE OF PASS CREEK THE BORDER OF CUSTER COUNTY AND BUTTE COUNTY;

THENCE THE FOLLOWING COURSES AND DISTANCES ALONG SAID CENTERLINE;

S. 28° 43' 09" E., 79.15 FT.; S. 40° 09' 18" E., 124.54 FT.;

S. 14° 07' 12" E., 35.94 FT.; S. 11° 06' 56" W., 52.55 FT.;

S. 09° 02' 53" E., 8.81 FT.; S. 38° 07' 55" E., 6.54 FT.;

S. 60° 19' 09" E., 6.07 FT.; N. 52° 58' 00" E., 47.25 FT.;

N. 51° 47' 01" E., 8.61 FT.; N. 63° 57' 50" E., 6.99 FT.;

S. 82° 29' 24" E., 10.15 FT.; S. 67° 41' 26" E., 7.34 FT.;

S. 45° 08' 16" E., 105.11 FT.; S. 31° 54' 06" W., 17.39 FT.;

S. 53° 18' 50" W., 24.84 FT.; S. 32° 57' 54" W., 40.89 FT.;

S. 01° 32' 34" W., 13.07 FT.; S. 26° 05' 21" E., 13.70 FT.;

S. 46° 00' 43" E., 16.36 FT.; S. 65° 20' 15" E., 18.57 FT.;

S. 87° 25' 41" E., 32.27 FT.; S. 32° 54' 06" E., 19.55 FT.;

S. 11° 08' 05" W., 13.17 FT.; S. 31° 58' 44" W., 29.99 FT.;

S. 56° 58' 15" W., 22.54 FT.;

THENCE N. 87° 53' 37" W. A DISTANCE OF 553.44 FT. TO THE POINT OF BEGINNING.

TOGETHER WITH: AN EASEMENT FOR INGRESS, EGRESS AND UTILITY PURPOSES DESCRIBED AS FOLLOWS:

COMMENCING AT THE SE CORNER OF SAID SECTION 18, FROM WHICH THE S1/4 CORNER OF SAID SECTION BEARS N. 87° 53' 37" W. A DISTANCE OF 2675.12 FT., THE BASIS OF BEARING OF THIS

243375

**DESCRIPTION. RUN THENCE N. 87° 53' 37" W. ALONG THE SOUTHERLY
BOUNDARY OF SAID SECTION A DISTANCE OF 733.56 FT. TO THE POINT
OF BEGINNING;**

**THENCE CONTINUING N. 87° 53' 37" W. ALONG SAID SOUTHERLY
BOUNDARY OF SAID SECTION A DISTANCE OF 50.00 FT.;**

THENCE N. 00° 36' 05" W. A DISTANCE OF 878.94 FT.;

THENCE S. 87° 53' 37" E. A DISTANCE OF 50.00 FT.;

**THENCE S. 00° 36' 05" E. A DISTANCE OF 878.94 FT. TO THE POINT
OF BEGINNING.**

Order No. 55982

WARRANTY DEED

FOR VALUE RECEIVED

WESTERN FRONTIER LTD CO., an Idaho limited liability company

GRANTOR(s), do(es) hereby GRANT, BARGAIN, SELL and CONVEY unto

JASON A. RIPPY and HEATHER M. RIPPY, husband and wife,

GRANTEE(s) whose address is: 1285 ROSEWOOD ST, MOUNTAIN HOME, ID 83647

the following described real property in Custer County, Idaho, to wit:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

TOGETHER WITH 5" OF PERTINENT WATER RIGHTS FROM GROUND WATER

Subject To: Taxes, easements established or of record, restrictions and encumbrances of record, rights reserved in federal patents, state or railroad deeds, building or use restrictions, building and zoning regulations and ordinances of any governmental unit.

TO HAVE AND TO HOLD said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said 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 encumbrances except as described above and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: September 9, 2005

WESTERN FRONTIER LTD CO.

BY: Terrill Pritchett

TERRILL PRITCHETT, MEMBER

BY: Steve L. Pritchett

STEVE L. PRITCHETT, MEMBER

State of Idaho

County of Custer

On this 9th day of September, in the year 2005, before me, the undersigned, personally appeared TERRILL PRITCHETT and STEVE L. PRITCHETT, known or identified to me to be the manager, the managers, a member, the members of the limited liability company that executed the foregoing instrument and acknowledged to me that such limited liability company executed the same.

WITNESS my hand and official seal

Tina McAfee-Wojciechowski
Notary Public

Commission Expires: 5/2/2011

Tina McAfee-Wojciechowski
Notary Public
State of Idaho

232385
Custer County Reg. of
Amritith Co Alliance
Time 5:55 PM Date 11/6/2008
Ethel M. Peck, Clerk
Deputy

232383

**LEGAL DESCRIPTION
EXHIBIT 'A'****PARCEL "B"**

A PARCEL OF LAND LOCATED IN THE SE1/4SE1/4, SECTION 18, T. 6 N., R. 26 E., BOISE MERIDIAN, CUSTER COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SE CORNER OF SAID SECTION 18, FROM WHICH THE S1/4 CORNER OF SAID SECTION BEARS N. 87° 53' 37" W. A DISTANCE OF 2675.12 FT., THE BASIS OF BEARING OF THIS DESCRIPTION, RUN THENCE N. 87° 53' 37" W. ALONG THE SOUTHERLY BOUNDARY OF SAID SECTION A DISTANCE OF 733.56 FT. TO THE POINT OF BEGINNING;

THENCE CONTINUING N. 87° 53' 37" W. ALONG SAID SOUTHERLY BOUNDARY OF SAID SECTION A DISTANCE OF 50.00 FT.;

THENCE N. 00° 36' 05" W. A DISTANCE OF 1329.14 FT. TO A POINT ON THE NORTHERLY BOUNDARY OF SAID SE1/4SE1/4;

THENCE S. 87° 50' 58" E. A DISTANCE OF 296.79 FT. TO A POINT ON THE CENTERLINE OF PASS CREEK THE BORDER OF CUSTER COUNTY AND BUTTE COUNTY;

THENCE THE FOLLOWING COURSES AND DISTANCES ALONG SAID CENTERLINE;

S. 16° 26' 05" W., 23.92 FT.; S. 29° 58' 24" W., 30.50 FT.;

S. 01° 14' 15" W., 11.20 FT.; S. 31° 25' 23" E., 15.84 FT.;

S. 47° 15' 15" E., 65.48 FT.; S. 25° 44' 23" E., 23.14 FT.;

S. 45° 34' 36" E., 18.85 FT.; S. 62° 21' 26" E., 31.74 FT.;

S. 30° 51' 28" E., 22.79 FT.; S. 01° 12' 50" E., 19.02 FT.;

S. 15° 39' 42" E., 9.01 FT.; S. 28° 18' 44" E., 13.82 FT.;

S. 48° 44' 38" E., 64.32 FT.; S. 52° 06' 07" E., 26.68 FT.;

S. 29° 14' 42" E., 18.05 FT.; S. 22° 51' 36" E., 9.06 FT.;

S. 00° 20' 22" E., 8.64 FT.; S. 22° 36' 06" W. 8.32 FT.;

S. 68° 45' 25" W., 26.53 FT.; S. 64° 45' 14" W., 34.31 FT.;

S. 52° 28' 09" W., 31.62 FT.; S. 29° 00' 56" W., 22.65 FT.;

S. 49° 35' 32" W., 38.67 FT.; S. 23° 02' 59" W., 13.27 FT.;

S. 06° 10' 27" W., 11.25 FT.;

THENCE S. 89° 23' 55" W. A DISTANCE OF 299.64 FT.;

THENCE S. 00° 36' 05" E. A DISTANCE OF 878.94 FT. TO THE POINT OF BEGINNING.

SUBJECT TO AND TOGETHER WITH: AN EASEMENT FOR INGRESS, EGRESS AND UTILITY PURPOSES DESCRIBED AS FOLLOWS:

COMMENCING AT THE SE CORNER OF SAID SECTION 18, FROM WHICH THE S1/4 CORNER OF SAID SECTION BEARS N. 87° 53' 37" W. A DISTANCE OF 2675.12 FT., THE BASIS OF BEARING OF THIS DESCRIPTION. RUN THENCE N. 87° 53' 37" W. ALONG THE SOUTHERLY

232385

BOUNDARY OF SAID SECTION A DISTANCE OF 733.56 FT. TO THE POINT OF BEGINNING;

THENCE CONTINUING N. 87° 53' 37" W. ALONG SAID SOUTHERLY BOUNDARY OF SAID SECTION A DISTANCE OF 50.00 FT.;

THENCE N. 00° 36' 05" W. A DISTANCE OF 878.94 FT.;

THENCE S. 87° 53' 37" E. A DISTANCE OF 50.00 FT.;

THENCE S. 00° 36' 05" E. A DISTANCE OF 878.94 FT. TO THE POINT OF BEGINNING.

PARCEL "C"

A PARCEL OF LAND LOCATED IN THE SE1/4SE1/4, SECTION 18, T. 6 N., R. 26 E., BOISE MERIDIAN, CUSTER COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SE CORNER OF SAID SECTION 18, FROM WHICH THE S1/4 CORNER OF SAID SECTION BEARS N. 87° 53' 37" W. A DISTANCE OF 2675.12 FT., THE BASIS OF BEARING OF THIS DESCRIPTION. RUN THENCE N. 87° 53' 37" W. ALONG THE SOUTHERLY BOUNDARY OF SAID SECTION A DISTANCE OF 733.56 FT.;

THENCE N. 00° 36' 05" W. A DISTANCE OF 416.24 FT. TO THE POINT OF BEGINNING;

THENCE CONTINUING N. 00° 36' 05" W. A DISTANCE OF 462.70 FT.;

THENCE N. 89° 23' 55" E. A DISTANCE OF 299.64 FT. TO A POINT ON THE CENTERLINE OF PASS CREEK THE BORDER OF CUSTER COUNTY AND BUTTE COUNTY;

THENCE THE FOLLOWING COURSES AND DISTANCES ALONG SAID CENTERLINE;

S. 28° 43' 09" E., 79.15 FT.; S. 40° 09' 18" E., 124.54 FT.;

S. 14° 07' 12" E., 35.94 FT.; S. 11° 06' 56" W., 52.55 FT.;

S. 09° 02' 53" E., 8.81 FT.; S. 38° 07' 55" E., 6.54 FT.;

S. 60° 19' 09" E., 6.07 FT.; N. 52° 58' 00" E., 47.25 FT.;

N. 51° 47' 01" E., 8.61 FT.; N. 63° 57' 50" E., 6.99 FT.;

S. 82° 29' 24" E., 10.15 FT.; S. 67° 41' 26" E., 7.34 FT.;

S. 45° 08' 16" E., 105.11 FT.; S. 31° 54' 06" W., 17.39 FT.;

S. 53° 18' 50" W., 24.84 FT.; S. 32° 57' 54" W., 40.89 FT.;

S. 01° 32' 34" W., 13.07 FT.; S. 26° 05' 21" E., 13.70 FT.;

S. 46° 00' 43" E., 16.36 FT.; S. 65° 20' 15" E., 18.57 FT.;

S. 87° 25' 41" E., 32.27 FT.; S. 32° 54' 06" E., 19.55 FT.;

S. 11° 08' 05" W., 13.17 FT.; S. 31° 58' 44" W., 29.99 FT.;

S. 56° 58' 15" W., 22.54 FT.;

THENCE N. 87° 53' 37" W. A DISTANCE OF 553.44 FT. TO THE POINT OF BEGINNING.

TOGETHER WITH: AN EASEMENT FOR INGRESS, EGRESS AND UTILITY PURPOSES DESCRIBED AS FOLLOWS:

COMMENCING AT THE SE CORNER OF SAID SECTION 18, FROM WHICH THE S1/4 CORNER OF SAID SECTION BEARS N. 87° 53' 37" W. A DISTANCE OF 2675.12 FT., THE BASIS OF BEARING OF THIS

232385

**DESCRIPTION. RUN THENCE N. 87° 53' 37" W. ALONG THE SOUTHERLY
BOUNDARY OF SAID SECTION A DISTANCE OF 733.56 FT. TO THE POINT
OF BEGINNING;**

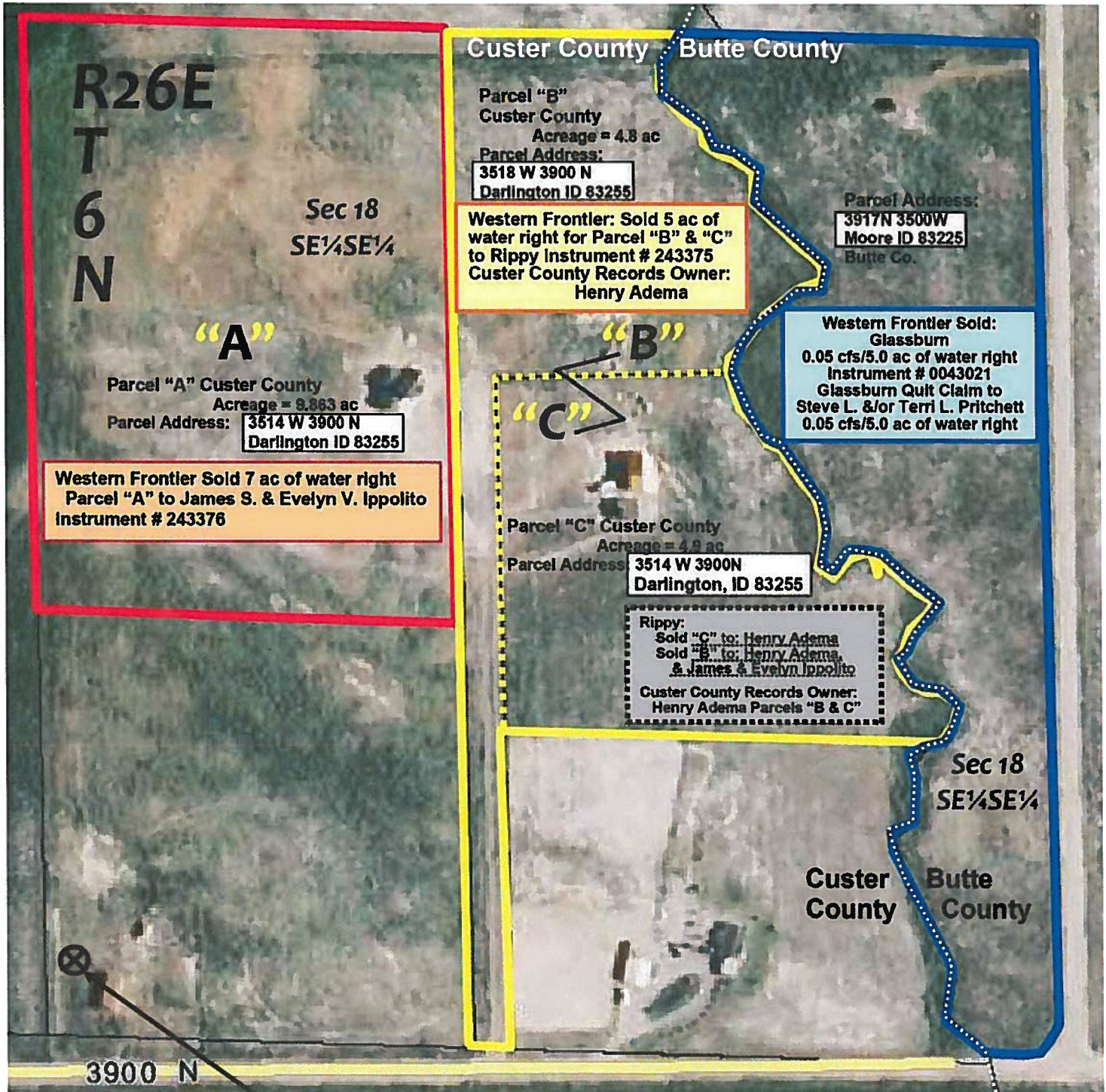
**THENCE CONTINUING N. 87° 53' 37" W. ALONG SAID SOUTHERLY
BOUNDARY OF SAID SECTION A DISTANCE OF 50.00 FT.;**

THENCE N. 00° 36' 05" W. A DISTANCE OF 878.94 FT.;

THENCE S. 87° 53' 37" E. A DISTANCE OF 50.00 FT.;

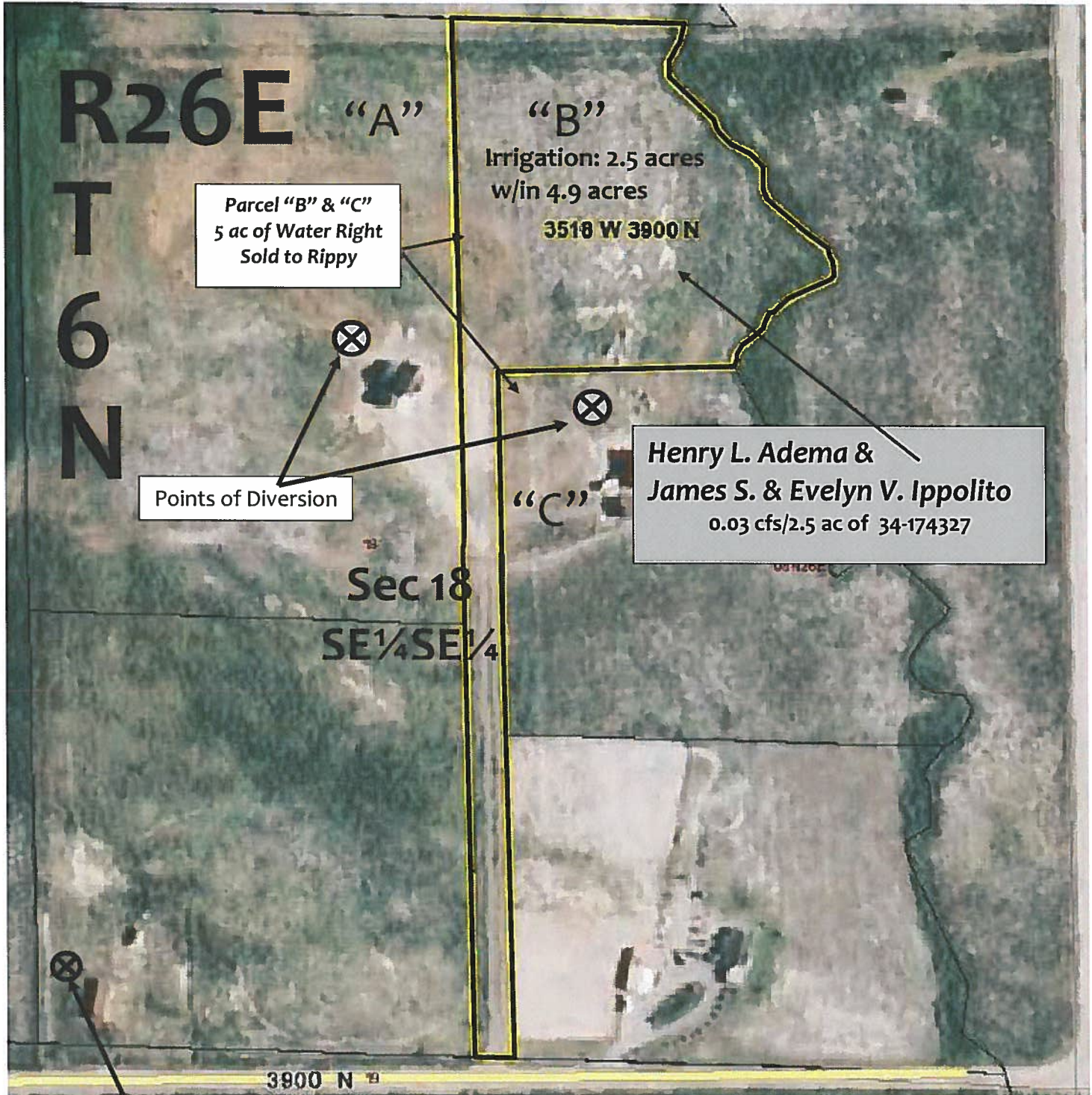
**THENCE S. 00° 36' 05" E. A DISTANCE OF 878.94 FT. TO THE POINT
OF BEGINNING.**

PLATS ORIGINAL PLACE OF USE – WATER RIGHT ACRES



CURRENT CUSTER COUNTY OWNERSHIP RECORDS:

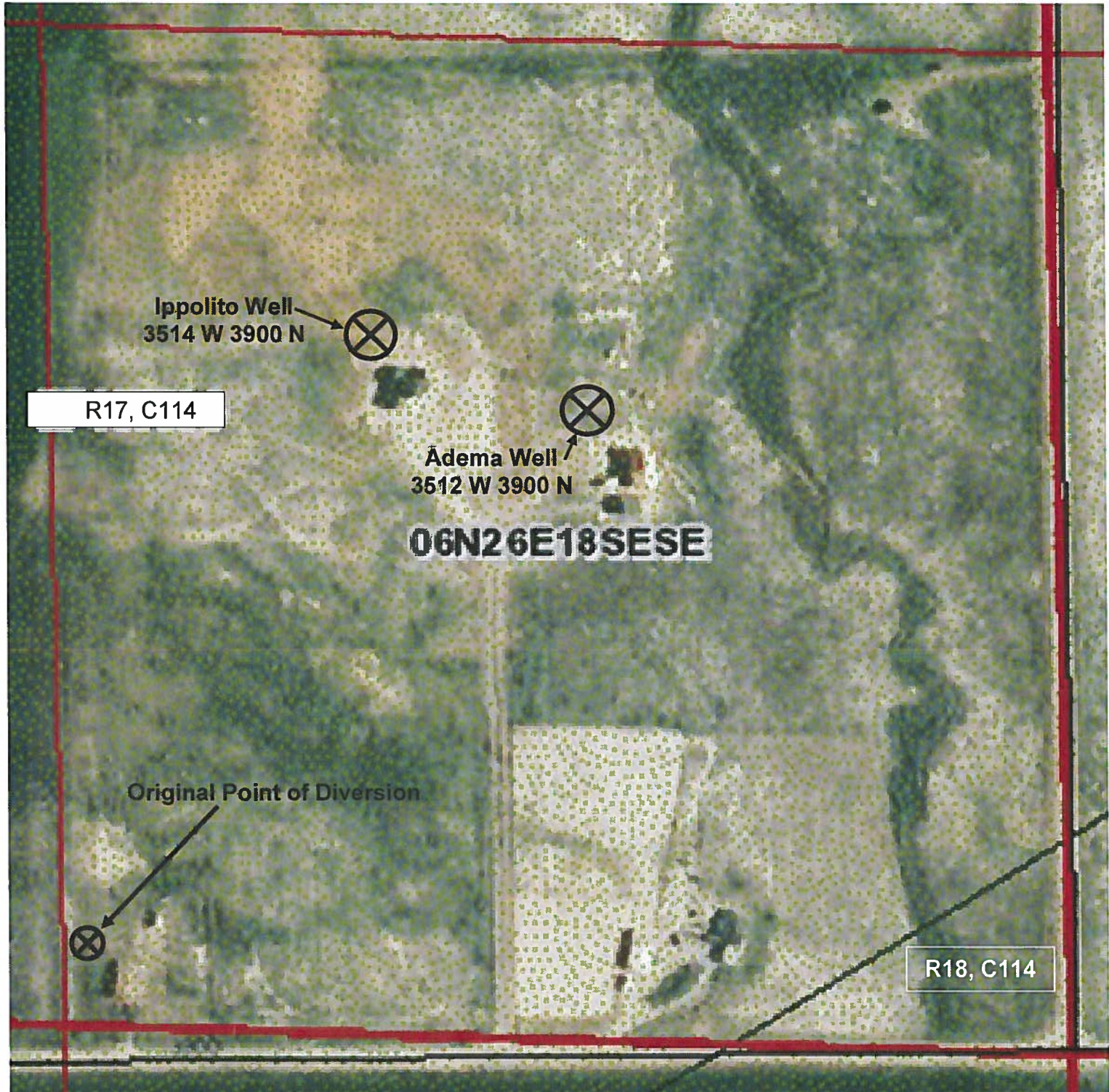
☑ Pidn: RP06N26E189100 ☑ Name: ADEMA, HENRY L ☑ Mailing: PO BOX 291, NEW LENOX, IL 60451
☑ St Address: 3518 W 3900 N ☑ Legal: TRACT 06-45 SEC 18 T6N R26E
☑ Tax Roll Acreage: 4.8
☑ Tax Code Area: 9000



Original Point of Diversion
3536W 3900N, Darlington, Id

ESPA Analysis

No ESPA Analysis is required as all Points of Diversion within the SESE Sec 18, T6N, R26E are in the same ESPA Model Cell (R17, C114).





IDAHO SECRETARY OF STATE

Viewing Business Entity

Ben Yursa, Secretary of State

WESTERN FRONTIER, LTD. CO.

5395 OLD CHILLY RD
MACKAY, ID 83251

Type of Business:	LIMITED LIABILITY COMPANY
Status:	EXISTING, ANREPT SENT 03 Aug 2011
State of Origin:	IDAHO
Date of Origination/Authorization:	14 Oct 1994
Current Registered Agent:	TERRI L PRITCHETT 5395 OLD CHILLY RD MACKAY, ID 83251
File Number:	W572
Date of Last Annual Report:	16 Oct 2011

No. W 572

Return to:

SECRETARY OF STATE
700 WEST JEFFERSON
PO BOX 83720
BOISE, ID 83720-0080

NO FILING FEE IF
RECEIVED BY DUE DATE

Due no later than Oct 31, 2011
Annual Report Form

1. Mailing Address: Correct in this box if needed.

WESTERN FRONTIER, LTD. CO.
TERRI L PRITCHETT
5395 OLD CHILLY RD
MACKAY ID 83251
USA

2. Registered Agent and Address (NO PO BOX)

TERRI L PRITCHETT
5395 OLD CHILLY RD
MACKAY ID 83251

3. New 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	ID	Postal Code
MEMBER	TERRI L PRITCHETT	5395 OLD CHILLY RD	MACKAY	ID	USA		83251

5. Organized Under the Laws of:

ID
W 572

Processed 10/16/2011

6. Annual Report must be signed.*

Signature: Terri L Pritchett

Name (type or print): Terri L Pritchett

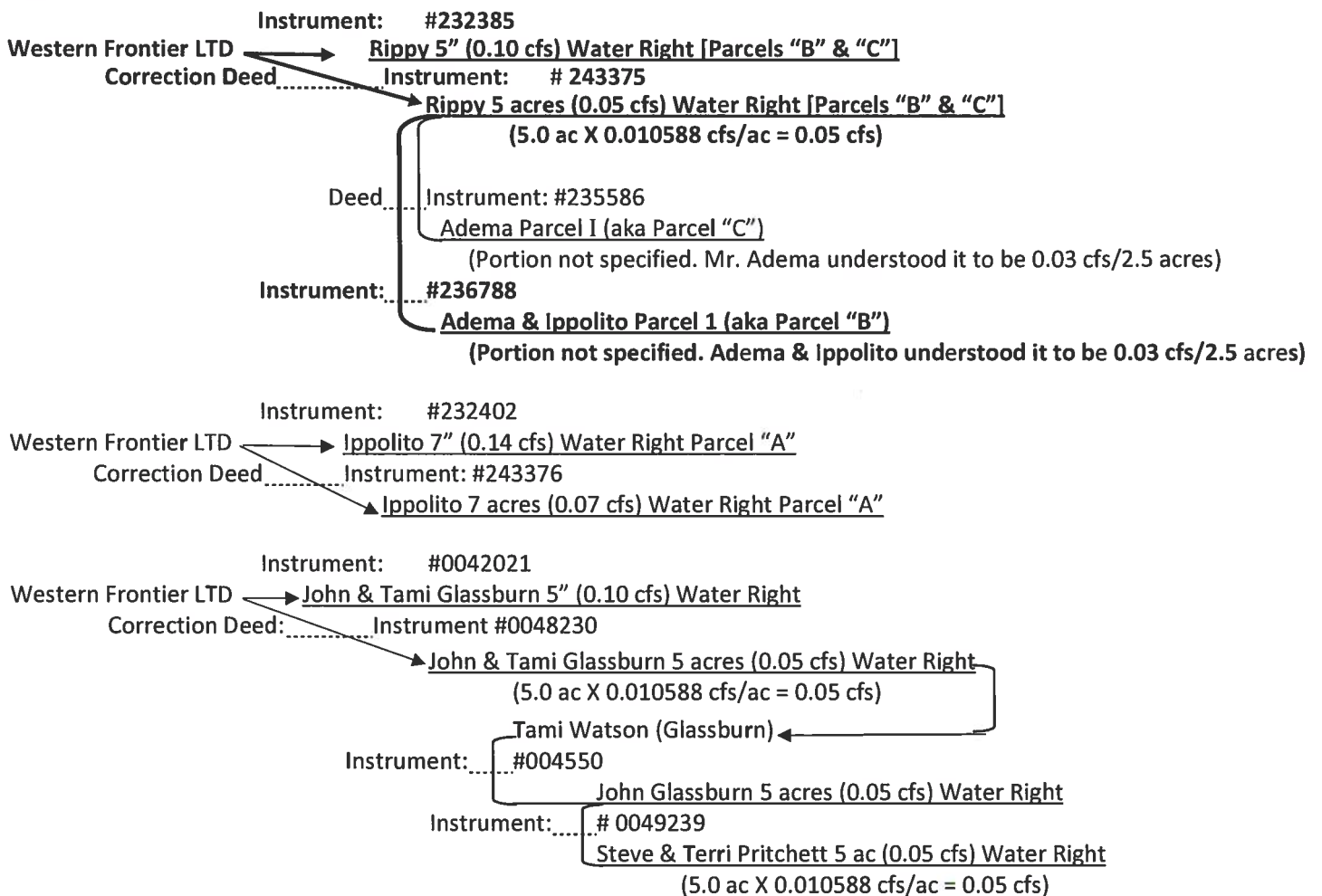
Date: 10/16/2011

Title: Managing Member

* Electronically provided signatures are accepted as original signatures.

PEDIGREE:

34-2437B Parent/Transfer

34-13737 /PARENT *WESTERN FRONTIER LTD*34-14107 /Parent-0.29 cfs/ 33ac *WESTERN FRONTIER LTD*34-14327 0.18 cfs/17.1 ac *WESTERN FRONTIER LTD*34-XXXXX *IPPOLITO'S* (3514 W 3900 N) for 0.07 cfs/7 ac34-XXXXX *RIPPY to ADEMA* (3512 W 3900 N) for 0.03 cfs/2.5 acTo **34-XXXXX *RIPPY TO ADEMA & IPPOLITO'S (3518 W 3900 N) FOR 0.03 cfs/2.5 ac***34-XXXXX *Glassburn to Steve & Terri Pritchett* (3917 N 3500 W, Butte County) for 0.05 cfs/5.1 ac34-14328 0.11 cfs/10.8 ac *DAMIANA, RANDAL G. & SANDRA L.*34-14108 0.06 cfs/5.2 ac *STEIN, HAROLD & NANCY A* (3506 W 3900N)34-13738 0.08 cfs/7 ac *HANNI, CHARLES F.* (3536 W 3900 N)CHAIN OF TITLE:

Water Right

Attachment Item #3 (Page 1 of 1)

WATER RIGHT NO. **34-14327**

Water Right Report

4/9/2012

Owner Type	Name and Address
Current Owner	WESTERN FRONTIER LTD
	C/O TERRI PRITCHETT
	5395 OLD CHILLY RD, MACKAY , ID 83251

Priority Date: 09/05/1961

Basis: Decreed

Status: Active

Source	Tributary
GROUND WATER	

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	10/31	0.18 CFS	59.5 AFA
Total Diversion			0.18 CFS	

Location of Point(s) of Diversion:

GROUND WATER	SWSESE	Sec. 18	Township 06N	Range 26E	CUSTER County
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IRRIGATION Use: Acre Limit: 17

Place of Use Legal Description: IRRIGATION CUSTER County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
06N	26E	18		SESE	17									

Total Acres: 17 IRRIGATION Use: Acre Limit: 17

Conditions of Approval:

1.	046	Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2.	R63	This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
3.	01M	After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
4.	T19	Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
5.	T07	The right holder shall accomplish the change authorized by this transfer within one 1 year of the date of this approval.
6.	T08	Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Decreed Date: 07/10/2002

Water District Number: 34

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 3.5

Affidavit to Establish Beneficial Use

I Henry L. Adema attest to the following regarding the watering of my individual property (Tax Roll Acres: 4.9 ac) identified by Custer County as RP06N26E189200, also known as 3512 W 3900 N, and property owned jointly with James S. & Evelyn V. Ippolito, identified by Custer County as RP06N26E189100, also known as 3518 W 3900 N (Tax Roll Acre: 4.8 ac)

In concert with the water right 34-14107 of the property that for the past two years including this year I have watered all areas of my property and property owned jointly with James S. & Evelyn V. Ippolito for the purpose of fire prevention, weed prevention, tree crop irrigation and pasture grass irrigation.

James S. & Evelyn V. Ippolito attest to the following regarding the watering of their individual property (Tax Roll Acres: 9.863 acres) identified by Custer County as RP06N26E189300, also known as 3514 W 3900 N, and property (owned jointly with Henry L. Adema, identified by Custer County as RE06N26E189100, also known as 3518 W 3900 N (Tax Roll Acre: 4.8 ac).

In concert with the water right 34-14107 of the property that for the past two years including this year we have watered all areas of our property and property owned jointly with Henry L. Adema, for the purpose of fire prevention, weed prevention, tree crop irrigation and pasture grass irrigation.

Helena G. Marinac
Exp 8-29-2012

HELENA MARINAC
NOTARY PUBLIC
STATE OF IDAHO

James S. & Evelyn V. Ippolito
Henry L. Adema

RECEIVED

FEB 17 2012

Department of Water Resources
Eastern Region

I John Glassburn attest to the following regarding the watering of my individual property (Tax Roll Acres: 8.8 ac) identified by Butte County as RP 06 N 26 E 189000, Property Description : Township 6 North, Range 26 E of the Boise Meridian, Butte County, Idaho Sec. 18: That portion of the SE4SE4 lying in Butte County.

In concert with the water right 34-14107 of the property that for the past five years including this year I have watered all areas of my property for the purpose of fire prevention, weed prevention, tree crop irrigation and pasture grass irrigation.

John Glassburn
JOHN GLASSBURN

1/9/12
DATE

STATE OF (Michigan)
County of (Calhoun)^{ss}

On this 9th day of January, 2012, before me the undersigned Notary Public In and for said state, personally appeared John Glassburn known or identified to me to be the persons whose name is subscribed to the within and forgoing instrument and acknowledged to be that executed the same.

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

Daudia Tucker
Notary Public

My commission expires 9-13-2013