

Cefalo, James

From: Candice M. McHugh [cmm@racinelaw.net]
Sent: Friday, March 04, 2011 2:26 PM
To: Randy Budge; Cefalo, James
Cc: Nathan Hale
Subject: RE: Whiskey Creek Ranch, LLC - Transfer No. 77048
Attachments: CRP Contract.pdf

James,

Here is a copy of the most current CRP contract. We are working on getting the information regarding the location of the acres that will be irrigated after the transfer is completed and will provide you a map soon.

Thank you for your help and prompt attention to this matter.

Candice M. McHugh
RACINE, OLSON, NYE
BUDGE & BAILEY
101 S. Capitol Blvd.
Boise, ID 83702
(208) 395-0011

From: Randy Budge
Sent: Wednesday, February 23, 2011 11:03 PM
To: Cefalo, James
Cc: Randy Budge; Candice M. McHugh; Nathan Hale
Subject: Whiskey Creek Ranch, LLC - Transfer No. 77048

Dear James,

This will respond in part to your February 10th letter regarding the chain of ownership to Whiskey Creek Ranch, LLC. Attached is a copy of two recorded Warranty Deeds. The first is Instrument 175666 where Nathan S. and Stacy N. Hale acquired the subject property from Daniel H. and Rose Mary G. Mickelson. The second is Instrument 178056 where Whiskey Creek Ranch, LLC acquired the property from the Hales. These documents document the Applicants ownership of the property and water rights.

These instruments were provided to IDWR with the originally filed application and not re-submitted when we recently refilled the amended application for transfer.

We are in the process of securing the additional information requested and will provide it shortly.

Thanks!

Randy

Randall C. Budge
Racine, Olson, Nye, Budge & Bailey, Chtd.
201 E. Center Street
P. O. Box 1391
Pocatello, ID 83204
(208) 232-6101 Ext. 340

This form is available electronically.

CRP-1

(03-26-04)

U.S. DEPARTMENT OF AGRICULTURE

Commodity Credit Corporation

FUTURE

1. ST. & CO. CODE & ADDRESS LOCATION

16 029

2. SIGN-UP NUMBER

16

CONSERVATION RESERVE PROGRAM CONTRACT

NOTE: The authority for collecting the following information is Pub. L. 107-171. This authority allows for the collection of information without prior OMB approval mandated by the Paperwork Reduction Act of 1995. The time required to complete this information collection is estimated to average 4 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information.

7. COUNTY OFFICE ADDRESS (Include Zip Code):

CARIBOU COUNTY FSA
390 E. HOOPER AVE.
SODA SPRINGS, ID 83276981

3. CONTRACT NUMBER

NC 5-708B

4. ACRES FOR ENROLLMENT

88.3

5. FARM NUMBER

2029

6. TRACT NUMBER(S)

800

8. OFFER (Select one)

GENERAL
ENVIRONMENTAL PRIORITY

9. CONTRACT PERIOD

FROM: (MM-DD-YYYY) TO: (MM-DD-YYYY)
10-01-1998 09-30-2008

TELEPHONE NUMBER (Include Area Code): (208) 547-4396

THIS CONTRACT is entered into between the Commodity Credit Corporation (referred to as "CCC") and the undersigned owners, operators, or tenants (who may be referred to as "the Participant"). The Participant agrees to place the designated acreage into the Conservation Reserve Program ("CRP") or other use set by CCC for the stipulated contract period from the date the Contract is executed by the CCC. The Participant also agrees to implement on such designated acreage the Conservation Plan developed for such acreage and approved by the CCC and the Participant. Additionally, the Participant and CCC agree to comply with the terms and conditions contained in this Contract, including the Appendix to this Contract, entitled Appendix to CRP-1, Conservation Reserve Program Contract (referred to as "Appendix"). By signing below, the Participant acknowledges that a copy of the Appendix for the applicable sign-up period has been provided to such person. Such person also agrees to pay such liquidated damages in an amount specified in the Appendix if the Participant withdraws prior to CCC acceptance or rejection. The terms and conditions of this contract are contained in this Form CRP-1 and in the CRP-1 Appendix and any addendum thereto. BY SIGNING THIS CONTRACT PRODUCERS ACKNOWLEDGE RECEIPT OF THE FOLLOWING FORMS: CRP-1; CRP-1 Appendix and any addendum thereto; CRP-2 or CRP-2C, if applicable; and, if applicable, CRP-15.

10A. Rental Rate Per Acre

\$ 32.33

11. Identification of CRP Land (See Page 2 for additional space)

B. Annual Contract Payment

\$ 2,855

A. Tract No.

B. Field No.

C. Practice No.

D. Acres

E. Total Estimated Cost-Share

C. First Year Payment

\$

800

5

CP10

36.7

0

(Item 10C applicable only to continuous signup when the first year payment is prorated.)

6

CP10

27.1

0

9

CP10

24.5

0

12. PARTICIPANTS

A(1). PARTICIPANT'S NAME AND ADDRESS (Zip Code):

WHISKEY CREEK RANCH LLC
2233 HWY 17 NORTH
MT. PLEASANT, SC 29466

(2) SHARE

100 %

(3) SOCIAL SECURITY NUMBER:

20-5134706

(4) SIGNATURE

DATE (MM-DD-YYYY)

(If more than three individuals are signing, continue on attachment.)

B(1). PARTICIPANT'S NAME AND ADDRESS (Zip Code):

(2) SHARE

%

(3) SOCIAL SECURITY NUMBER:

1-22-07

(4) SIGNATURE

DATE (MM-DD-YYYY)

(If more than three individuals are signing, continue on attachment.)

C(1). PARTICIPANT'S NAME AND ADDRESS (Zip Code):

(2) SHARE

%

(3) SOCIAL SECURITY NUMBER:

(4) SIGNATURE

DATE (MM-DD-YYYY)

(If more than three individuals are signing, continue on attachment.)

(If more than three individuals are signing, continue on attachment.)

13. CCC USE ONLY - Payments according to the shares are approved.

A. SIGNATURE OF CCC REPRESENTATIVE

B. DATE (MM-DD-YYYY)

[Signature]

02/06/07

NOTE: The following statement is made in accordance with the Privacy Act of 1974 (5 USC 552a) and the Paperwork Reduction Act of 1995, as amended. The authority for requesting the following information is the Food Security Act of 1985, (Pub. L. 99-198), as amended and the Farm Security and Rural Investment Act of 2002 (Pub. L. 107-171) and regulations promulgated at 7 CFR Part 1410 and the Internal Revenue Code (26 USC 6109). The information requested is necessary for CCC to consider and process the offer to enter into a Conservation Reserve Program Contract, to assist in determining eligibility, and to determine the correct parties to the contract. Furnishing the requested information is voluntary. Failure to furnish the requested information will result in determination of ineligibility for certain program benefits and other financial assistance administered by USDA agency. This information may be provided to other agencies, IRS, Department of Justice, or other State and Federal Law enforcement agencies, and in response to a court magistrate or administrative tribunal. The provisions of criminal and civil fraud statutes, including 18 USC 286, 287, 371, 641, 651, 1001; 15 USC 714m, and 31 USC 3729, may be applicable to the information provided. RETURN THIS COMPLETED FORM TO YOUR COUNTY FSA OFFICE.

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☐ Original - County Office Copy

☐ Owner's Copy

☐ Operator's Copy