

JUNAYO RANCH

Limited Partnership

RECEIVED

MAY 26 2009

WATER RESOURCES
WESTERN REGION

Mailing Address
Suite 230
1087 West River Street
Boise, Idaho 83702

General Partner
OWEN H. ORNDORFF

Limited Partner
Harvey H. Orndorff
(1918-1992)



Murphy, Idaho
Kuna, Idaho

May 21, 2009

Angela Grimm
Water Resource Agent
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705

Re: BLM Land Use Permit

Dear Angela:

Enclosed is a copy of the BLM Land Use Permit to irrigate Section 19.

Thank you for all of your assistance in this regard. Please call if you have any questions.

Very truly yours,

Owen H. Orndorff
General Partner

OHO/as
enclosure

RECEIVED AT
OWYHEE FIELD OFFICE

PERMIT		Permit Number
Permission is hereby granted to Owen H. Orndorff of 1087 W River Street, Suite 230, Boise, Idaho 83702 to use the following described lands:		2009 MAY 13 IDI-36452

TOWNSHIP	RANGE	SECTION	SUBDIVISION
2 S.	3 W.	19	Lot 1, NE¼NW¼

Meridian	State	County	Acres (number)
Boise	Idaho	Owyhee	20 ±

for the purpose of **farming**.

and subject to the following conditions:

1. This permit is issued for the period specified below. It is revocable at the discretion of the BLM, at any time upon notice. This permit is subject to valid adverse claims heretofore or hereafter acquired.
2. This permit is subject to all applicable provisions of the regulations (43 CFR 2920) which are made a part hereof.
3. This permit may not be assigned without prior approval of the BLM.
4. Permittee must not enclose roads or trails commonly in public use.
5. Authorized representatives of the Department of the Interior, other Federal agencies, and State and local law officials will at all times have the right to enter the premises on official business.
6. Permittee must pay the United States for any damage to its property resulting from the use.
7. Permittee must notify the BLM of address change immediately.
8. Permittee must observe all Federal, State, and local laws and regulations applicable to the premises and to erection or maintenance of signs or advertising displays including the regulations for the protection of game birds and game animals, and must keep the premises in a neat, orderly, and sanitary condition.
9. Permittee must pay the BLM, in advance, the lump sum of \$ _____ for the period of use authorized by this permit or \$ **250.00 (Interim)**, annually, as rental or such other sum as may be required if a rental adjustment is made.
10. Use or occupancy of land under this permit will commence within _____ months from date hereof and must be exercised at least _____ days each year.
11. Permittee must take all reasonable precautions to prevent and suppress forest, brush, and grass fires and prevent pollution of waters on or in the vicinity of the lands.
12. Permittee must not cut any timber on the lands or remove other resources from the land without prior written permission from the BLM. Such permission may be conditioned by a requirement to pay fair market value for the timber or other resources.
13. Permittee agrees to have the serial number of this permit marked or painted on each advertising display or other facility erected or maintained under the authority of such permit.
14. This permit is subject to the provisions of Executive Order No. 11246 of September 24, 1965, as amended, which sets forth the Equal Opportunity clauses. A copy of this order may be obtained from the BLM.
15. Permittee acknowledges, by signing below, that he/she knows, understands and accepts the terms and conditions under which this permit is issued.

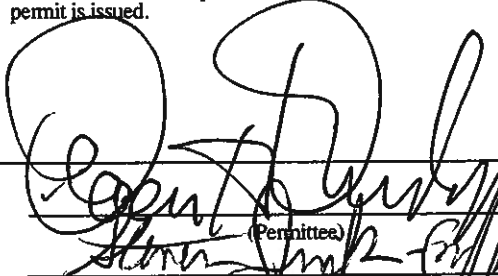
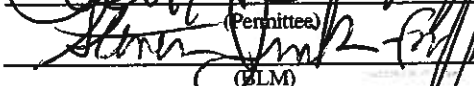
16. Special conditions (attach additional sheets, if necessary)

See attached Exhibit B.

Permit issued for period

From **05/01/2009**

To **04/30/2012**


(Permittee)

(BLM)
Owyhee Field Manager
(Title)
5-18-09
(Date)

INSTRUCTIONS

1. Submit, in *duplicate*, to any local office of the Bureau of Land Management having jurisdiction of the lands.
2. Applications for Land Use Permits will not be accepted unless a notification of the availability of the land for non-BLM use (*Notice of Realty Action*) has been published in the Federal Register and for 3 weeks thereafter in a newspaper of general circulation. This provision does not apply in those situations where the publication of a (*Notice of Realty Action*) has been waived by the BLM.
3. If the annual rental exceeds \$250 dollars per year; costs of processing the application must be paid by the applicant in advance.
4. The BLM may require additional information to process an application. Processing will be deferred until the required information is furnished by the applicant.

PERMIT

RECEIVED AT
BOISE DISTRICT

Permission is hereby granted to **Owen H. Orndorff**
of **1087 W River Street, Suite 230, Boise, Idaho 83720**
to use the following described lands:

Permit Number

IDI-36452

TOWNSHIP	RANGE	SECTION	SUBDIVISION
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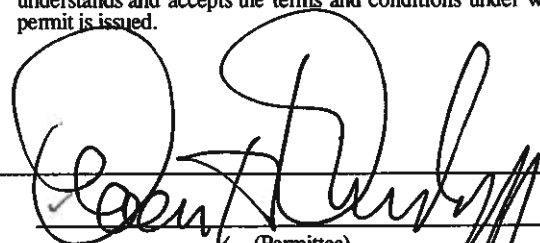
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(Permittee)

(BLM)

Owyhee Field Manager

(Title)

(Date)

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Form 2920-1
(February 2005)

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
LAND USE APPLICATION AND PERMIT
(Sec. 302(b) of P.L. 94-579, October 21, 1976, 43 U.S.C. 1732)

FORM APPROVED
OMB NO. 1004-0009
Expires: December 31, 2007

FOR BUREAU OF LAND MANAGEMENT (BLM) USE ONLY

Application Number

1. Name (first, middle initial, and last) Owen H. Orndorff	Address (include zip code) 1087 W River St., Ste 230 Boise, ID 83702	Phone (include area code) 208-343-8880
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2. Attach map or sketch showing public lands for which you are applying

3. Proposed date(s) of use: from **January 1** to **December 31**4. Give legal basis for holding interest in lands in the State of **Idaho**
(Check appropriate box at right and explain.)

☐ Resident	☒ Partnership
☐ Corporation	☐ County
☐ Local Government	☐ State Government
☐ Other	

5. Are the lands now improved, occupied or used? ☒ Yes ☐ No (If "yes," describe improvements and purposes, identify users and occupants.)
Farm ground which was part of a cooperative farm wildlife agreement. Ground is in Section 19 as shown on attached BLM map.6. Do you need access to the land? ☐ Yes ☒ No (Describe needed or existing access)

Existing access is through private ground or road on BLM property.

7a. What do you propose to use the lands for?

Farm ground

b. What improvements and/or land development do you propose? (To complete application processing, engineering and construction drawings may be required)

None, work has previously been done under agreements with BLM.

c. What is the estimated capital cost?

\$ 0

d. What is the source of water for the proposed use?

Private reservoir storage owned by Junayo Ranch Limited Partnership

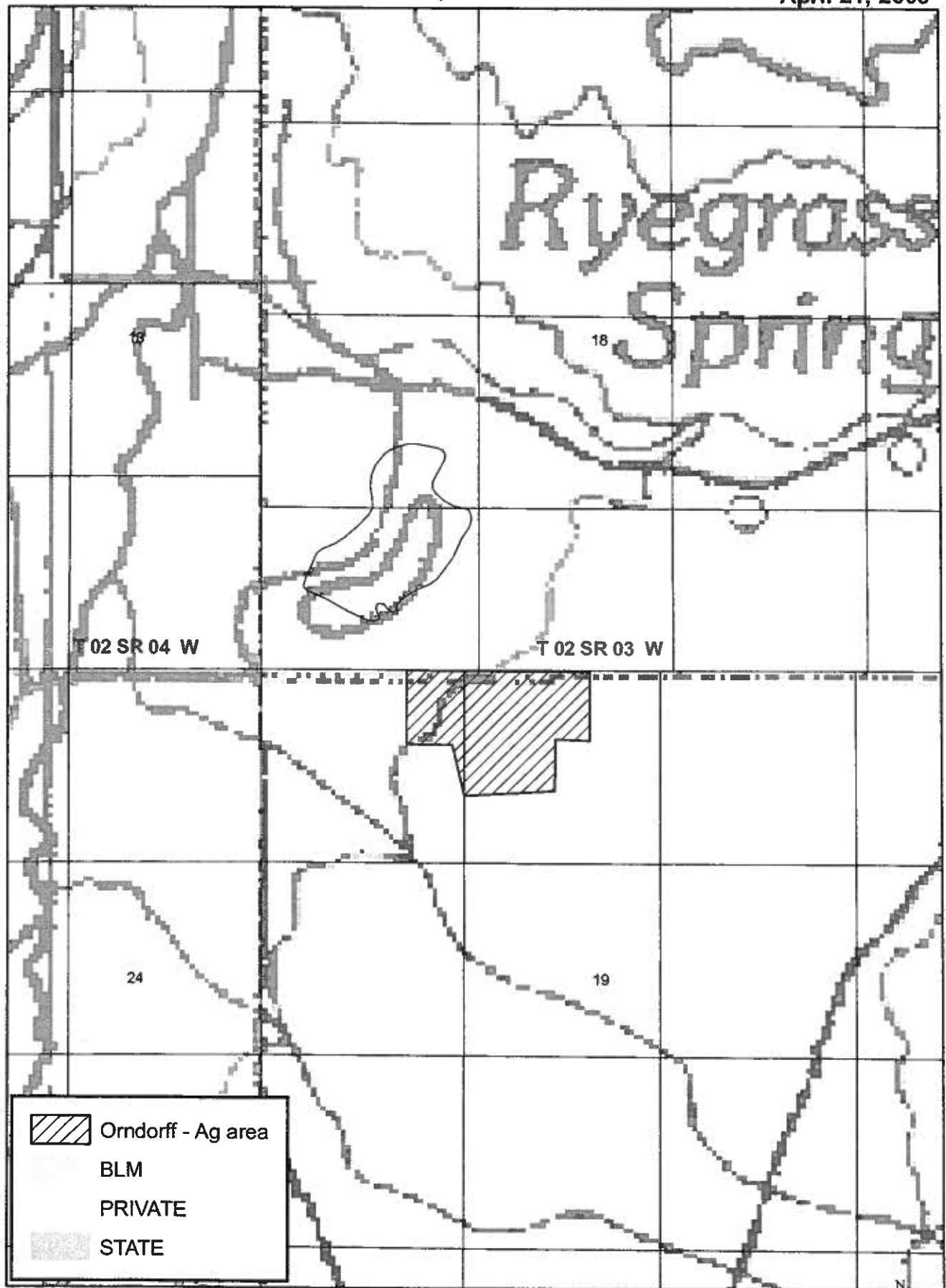
CERTIFY That the information given by me in this application is true, complete, and correct to the best of my knowledge and belief and is given in good faith.

(Signature of Applicant)

(Date)

Title 18 U.S.C. Section 1001, makes it a crime for any person knowingly and willfully to make to any department or agency of the United States any false, fictitious, or fraudulent statements or representations as to any matter within its jurisdiction.

(Continued on page 2)



LAND USE PERMIT STIPULATIONS

1. Title to water associated with this Land Use Permit (LUP) shall continue to be legally authorized by the Idaho State Department of Water Resources (IDWR). Failure of the holder to remain in compliance with IDWR requirements regarding the use of water to the satisfaction of the Bureau of Land Management (BLM) Authorized Officer will result in the automatic termination of this LUP in accordance with 43 CFR 2920.9-3. No rights to the public lands accrue due to their description as the place of use in conjunction with a water right beyond those described specifically by this LUP nor beyond the term of this LUP.
2. The permittee shall cause title to water associated with this LUP to be transferred to the sole name of the United States at the end of three years from the issuing date of the LUP if the use is to continue under this or a renewed authorization.
3. The permittee shall control all common and noxious weeds using a herbicide approved for use in the Final Environmental Impact Statement "Vegetation Treatment on Public Lands."
4. Rental based upon fair market value shall be paid annually in advance of the anniversary date of the permit.
5. If this LUP is cancelled or expires, the public land shall be reseeded by the permittee to the satisfaction of the Authorized Officer of the Bureau of Land Management (BLM) within one year of the cancellation or expiration date with a seed mixture to be approved of by an Authorized Officer.
6. No additional disturbance, structures, appurtenances or improvements shall be placed upon the land unless approved in writing by the Authorized Officer, in advance of construction or placement.
7. The United States retains the right to authorize use of the permitted area for other compatible uses (including the subsurface and air space).
8. The permittee shall notify the authorized officer of any change of mailing address.
9. Any cultural and/or paleontological resource (fossil(s) or historic or prehistoric site or object) discovered by the permittee or any person working on his behalf, on public or Federal land shall be immediately reported to the authorized officer. Permittee shall suspend all operations in the immediate area of such discovery until written authorization to proceed is issued by the authorized officer. An evaluation of the discovery will be made by the authorized officer to determine appropriate values. The permittee will be responsible for the cost of evaluation and any decision as to proper mitigation measures will be made by the authorized officer after consulting

with the permittee.

10. The permittee shall indemnify the United States against any liability for damage to life or property arising from the occupancy or use of public lands under this grant or permit.
11. This permit is subject to an annual compliance check.
12. Permittee shall not exceed the bounds of this permit without authorized officers consent.
13. The permittee will take precautions to prevent fires on the surrounding public lands.
14. As directed by the Authorized Officer the Holder shall be responsible for control of noxious weed species that result or would result from the construction, use, or maintenance of their grant.

If herbicides are used the Holder shall comply with all applicable Federal and State laws and regulations. Herbicides shall be used only in accordance with their registered uses within the limitations imposed by the Secretary of the Interior. Prior to the use of herbicides, the Holder shall obtain from the authorized officer written approval of a Herbicide Use Proposal Plan showing the type and quantity of herbicide to be used, weed(s) to be controlled, method of application, and any other information deemed necessary by the authorized officer.

Applicator(s) shall hold a current State of Idaho applicator's license or be under the direct supervision of a licensed applicator.

For areas and acres treated the Holder shall submit to the BLM a completed "BLM Pesticide Application Record" form.

Other control methods include but are not limited to annual mowing.