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FEB 03 2010
Department of Water Resources
Eastern Region

NOTICE OF ACTION BY SHAREHOLDERS
GARDEN CREEK IRRIGATION COMPANY, INC.
FEBRUARY 1, 2010

BE IT KNOWN, that on this 1st day of February, 2010, the following shareholders of GARDEN CREEK IRRIGATION COMPANY, INC., consisting of 62% of the outstanding 300 shares of stock of GARDEN CREEK IRRIGATION COMPANY, INC., met and voted unanimously to remove JACK HATLEY and KLAIR CHRISTENSEN as directors of GARDEN CREEK IRRIGATION COMPANY, INC., effective immediately:

<u>SHAREHOLDER</u>	<u>NO. OF SHARES</u>
~~Reed~~ and Brian Capell	60
Leland Armstrong	15
Jack Bishard	53
Maurice Toler	<u>60</u>
TOTAL	188 shares

Reasons for removal of the foregoing as directors are, among other reasons: (1) Klair Christensen has not owned stock in the company, until just recently, and the stock he owns is encumbered by an unpaid assessment; (2) Klair submitted a fraudulent application to the Idaho Department of Water Resources; (3) Klair failed to follow Article 6, No. 2, of the Bylaws of the Company; (4) Klair has indicated his intent to remove Leland Armstrong as secretary of the Company and called for the books and seal of the Company; (5) Klair has paid visits and vented his wrath upon some of the Protestants to his Application For Transfer No. 75647, to the Idaho Department of Water Resources; (6) Klair has been put on notice to have no further contact with Garden Creek Irrigation Company, Inc. shareholders, officers, and Protestants of No. 75647 Application; (7) Klair is in violation of the notice to have no further contact with Garden Creek Irrigation Company, Inc. shareholders, officers and Protestants of No. 75647 Application; (8) Klair has bullied the president, Reed Capell, at Mr. Capell's residence in Quail Ridge Assisted Living Center; (9) Klair has falsely stated that he has permission from Mr. Capell to call a meeting; (10) Jack Hatley has transferred all of his stock to his son, Sheldon Hatley.

DATED this 1st day of February, 2010.

~~REED CAPELL~~
BC



Leland Armstrong
LELAND ARMSTRONG

Jack B. Bishard
JACK BISHARD

MAURICE TOLER

By: Leland Armstrong
LELAND ARMSTRONG
Pursuant to a duly-executed Proxy
for Maurice Toler, held by
Leland Armstrong

CERTIFICATE OF SERVICE

I hereby certify that on the 2nd day of February, 2010, I served a true and correct copy of the foregoing to the following person(s) as follows:

Jack Hatley 3417 W. Arimo Rd. Arimo, ID 83241	☒ U.S. Mail, Postage Prepaid ☐ Hand Delivery ☐ Overnight Mail
Sheldon Hatley 13589 S. Thacker Rd. Arimo, ID 83241	☒ U.S. Mail, Postage Prepaid ☐ Hand Delivery ☐ Overnight Mail
Maurice and Ingrid Toler 231 E. Glover Road Arimo, ID 83214	☒ U.S. Mail, Postage Prepaid ☐ Hand Delivery ☐ Overnight Mail
Leland Armstrong 2321 W. Arimo Road Arimo, ID 83214	☒ U.S. Mail, Postage Prepaid ☐ Hand Delivery ☐ Overnight Mail
Grant H. Olson 14224 S. Jenkins Road Arimo, ID 83214	☒ U.S. Mail, Postage Prepaid ☐ Hand Delivery ☐ Overnight Mail

Reed and Brian Capell
P.O. Box 271
McCammon, ID 83250

☒ U.S. Mail, Postage Prepaid
☐ Hand Delivery
☐ Overnight Mail

Klain Christensen
963 W. Glover Road
Arimo, ID 83214

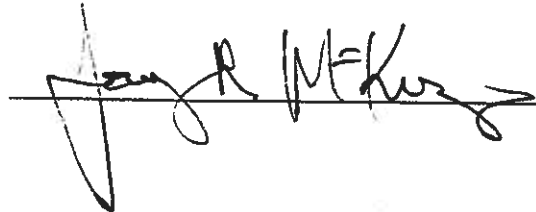
☒ U.S. Mail, Postage Prepaid
☐ Hand Delivery
☐ Overnight Mail

Jack Bishard
2001 Dana
Pocatello, ID 83201

☒ U.S. Mail, Postage Prepaid
☐ Hand Delivery
☐ Overnight Mail
☐ Facsimile

James Cefalo
Eastern Regional Office
Idaho Department of Water Resources
900 North Skyline Drive, Ste A
Idaho Falls, ID 83402-1918

☒ U.S. Mail, Postage Prepaid
☐ Hand Delivery
☐ Overnight Mail
☐ Facsimile

A handwritten signature in black ink, appearing to read "James R. McKee", is written over a horizontal line.