



TIM DUBLIN
TOWN MANAGER

5890 WEST HIDDEN SPRINGS DR.
BOISE, IDAHO 83714
T: 208.229.2323 EXT. 32
F: 208.229.2327
HSTA@HIDDENSPRINGS.COM

CELL 921-5588

RECEIVED

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form. Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case IDWR will produce new water right number(s) for the split(s).

Water Right No(s).	Adjudication Claim No(s).	Split(s)	Water Right No(s).	Adjudication Claim No(s).	Split(s)
PP 63-383	4-10-07	X			
PD 63-30271	4-10-07	X			

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify diversion of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claims(s) (these are on file with the county Planning and Zoning or Recorder's Office).
- OR
- D. If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation you must submit a USDA Farm Service Agency or equivalent **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Developers of Hidden Springs

5890 W. Hidden Springs Dr.

Boise, ID 83714

Hidden Springs Town Association, Inc.

Name Connector (Check one): [] and, [] or, [] and/or

5890 W. Hidden Springs Dr.

Boise, ID 83714

(208) 229-2323

Email: _____

Also notify
WSB-
Per Tim Dublin-
The want to
remain in WSB

Water Supply Bank.

RECEIVED

MAY 13 2009

WATER RESOURCES
WESTERN REGION

SUPPORT DATA

IN FILE # 63-383

5. Date you acquired the property September 22, 2008
6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (you may copy this page, if necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number <u>63-383</u>		
Irrigation	1.29 cfs	66.7 acres
Stock	0.02 cfs	
Domestic		
Other		
Totals	1.29 cfs	66.7 acres
Water Right and/or Adjudication Claim Number <u>63-30271</u>		
Irrigation	0.21 cfs	10.2 acres
Stock	0.02 cfs	
Domestic		
Other		
Totals	0.21 cfs	10.2 acres
Water Right and/or Adjudication Claim Number _____		
Irrigation		
Stock		
Domestic		
Other		
Totals		

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

7. Signature(s) of New Owner(s) or Claimant(s) Tim Dublin, - PRESIDENT
(title if applicable)
- _____
(title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only			
Received by <u>ER</u>	Date <u>4-3-09</u>	Receipt Amt. <u>NO \$ 200.00</u>	
Received by _____	Date <u>5-21-09</u>	Receipt No. <u>W037478</u>	Date <u>9-9-09</u>
Processed by _____	AF Date _____	WR <u>gmh</u>	

Received @ Western 5/13/09 no fees gmh

fee paid 5/21/09 gmh

Developers of Hidden Springs

Water Right Splits

	Developers of Hidden Springs	Hidden Springs Town Association	Totals
WR No. 63-383			
Acres	78.30	66.70	145
cfs	1.51	1.29	2.8
WR No. 63-30271			
Acres	54.80	10.20	65
cfs	1.09	0.21	1.30

**RE-RECORDED TO CORRECT LEGAL
DESCRIPTIONS ON EXHIBIT A**

ADA COUNTY RECORDER J. DAVID NAVARRO AMOUNT 51.00 17
BOISE IDAHO 10/09/08 03:55 PM
DEPUTY Vicki Allen
RECORDED - REQUEST OF
Givens Pursley 108112741

Re-record

When recorded, please return to

Givens Pursley LLP
Attention: Jeremy G. Ladle
601 West Bannock Street
Boise, Idaho 83702

ADA COUNTY RECORDER J. DAVID NAVARRO AMOUNT 36.00 12
BOISE IDAHO 09/22/08 03:37 PM
DEPUTY Bonnie Oberbillig
RECORDED - REQUEST OF
Givens Pursley 108105540

DEED

FOR VALUE RECEIVED, the receipt and sufficiency of which is hereby acknowledged, DEVELOPERS OF HIDDEN SPRINGS, LLC, a Delaware limited liability company, whose address is c/o GMAC ResCap, One Meridian Crossings, Richfield, Minnesota 55423, Attn: Brian Clauson (the "Grantor"), does hereby grant unto HIDDEN SPRINGS TOWN ASSOCIATION, INC., an Idaho non-profit corporation, whose address is 5890 West Hidden Springs Dr., Boise, Idaho 83714 (the "Grantee") all of Grantor's right, title and interest in and to that certain real property located in Ada County, Idaho, and set forth on Exhibit A, attached hereto and incorporated herein (the "Real Property").

TOGETHER WITH all water and water rights, ditch or irrigation company shares, streets, alleys and rights of way adjacent thereto, all mineral rights appurtenant thereto; and any and all related personal property located thereon, save and except any and all water, sewer, irrigation and other utility lines, pipes, conduits, valves, culverts, ditches and similar equipment and facilities that are owned by the Hidden Springs Sewer Company, LLC (the "Sewer Company") or any utility company, public or otherwise; and all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues, and profits thereof; and all estate, right, title, and interest therein, as well in law as in equity (hereafter, together with the Real Property, the "Property").

TO HAVE AND TO HOLD the Property, unto the Grantee, its successors and assigns, forever.

SUBJECT TO the Approved Exceptions, which shall mean: (a) general taxes and assessments, including utility assessments for the current year, which are not yet due and payable; (b) any and all easements, restrictions, conditions or matters of record or shown on the recorded plat, if any, for the Property or that may be determined by an inspection of the Property; (c) building, zoning and other applicable ordinances and regulations of the County of Ada, State of Idaho; (d) all rights and easements as may be necessary for the Sewer Company and any utility company, public or otherwise, to inspect, monitor, clean, repair, replace, restore and operate any water, sewer, irrigation or other utility equipment and facilities currently located on, over, under or across the Real Property, all in accordance with applicable law, regulations and sound engineering practices, and (e) the easements, rights of way and other matters listed as "Permitted Exceptions" on Exhibit B attached hereto and incorporated herein.

Grantee is taking the Property "AS IS", "WHERE IS" and "WITH ALL FAULTS". Grantee acknowledges that Grantee shall have no claim against Grantor for the status or condition of the Property and that GRANTOR DOES NOT WARRANT OR MAKE ANY REPRESENTATION, EXPRESS OR IMPLIED, AS TO FITNESS FOR A PARTICULAR PURPOSE, LEGAL TITLE, MERCHANTABILITY, DESIGN, QUANTITY, QUALITY, LAYOUT, FOOTAGE, PHYSICAL

Deed - 1

S:\CLIENTS\636522\Grant Deed - Common Area Lots GP02.DOC

CONDITION, VALUE, OPERATION, COMPLIANCE WITH SPECIFICATIONS, ABSENCE OF LATENT OR PATENT DEFECTS OR COMPLIANCE WITH LAWS AND REGULATIONS (INCLUDING, WITHOUT LIMITATION, THOSE RELATING TO HEALTH, SAFETY AND THE ENVIRONMENT), OR ANY OTHER MATTER AFFECTING THE PROPERTY, AND GRANTOR SHALL BE UNDER NO OBLIGATION WHATSOEVER TO UNDERTAKE ANY REPAIRS, ALTERATIONS OR OTHER WORK OF ANY KIND WITH RESPECT TO ANY PORTION OF ANY OF THE PROPERTY. GRANTEE ASSUMES ALL RISK AND LIABILITY RESULTING FROM THE OWNERSHIP, USE, CONDITION, LOCATION, MAINTENANCE, REPAIR OR OPERATION OF THE PROPERTY, WHICH GRANTEE HAS INSPECTED AND ACCEPTS "AS IS." IN THIS REGARD, GRANTEE ACKNOWLEDGES THAT: (A) GRANTEE IS NOT ACQUIRING THE PROPERTY IN RELIANCE UPON ANY INFORMATION GIVEN TO GRANTEE PRIOR TO THE DATE HEREOF, INCLUDING, BUT NOT LIMITED TO, PROMOTIONAL MATERIALS OR FINANCIAL DATA, (B) GRANTEE HAS MADE ITS DECISION TO ACQUIRE THE PROPERTY BASED UPON GRANTEE'S INDEPENDENT INVESTIGATIONS, (C) GRANTEE HAS SUCH KNOWLEDGE AND EXPERIENCE IN REAL ESTATE TO EVALUATE THE MERITS AND RISKS OF THE ACQUISITION OF THE PROPERTY, AND (D) GRANTEE IS FINANCIALLY ABLE TO BEAR THE ECONOMIC RISK ASSOCIATED WITH THE ACQUISITION OF THE PROPERTY.

[end of text]

Agreed to and accepted this 18 day of September, 2008, by:

Hidden Springs Town Association, Inc., an
Idaho non-profit corporation

By: Frank Martin
Frank Martin, President

State of Idaho)
County of Ada) S.S.

On this 18 day of September, in the year of 2008, before me Kathleen
Laurie Webber, a notary public, personally appeared FRANK MARTIN,
known or identified to me to be the PRESIDENT, of the corporation that executed the instrument
or the person who executed the instrument on behalf of said corporation, and acknowledged to
me that such corporation executed the same.



Kathleen Laurie Webber
Notary Public for Idaho
Residing at Eagle, ID
My Commission Expires 83616
9-3-2011

Exhibit A

Real Property

<u>ADDITION</u>	<u>LOT(S)</u>	<u>BLOCK(S)</u>	<u>PLAT</u>
Original Plat	1, 21, 83 5 8 5 1 1	1 2 4 8 13 14	Hidden Springs Subdivision Original Plat, recorded in the real property records of Ada County, Idaho on September 24, 1998, as Instrument No. 98091527.
1 st Addition	89 1 9 1	1 16 17 18, 19, 20, 21	Hidden Springs Subdivision -- 1 st Addition Plat, recorded in the real property records of Ada County, Idaho on February 14, 2000, as Instrument No. 100011071.
2 nd Addition	9 6 1	16 23 24	Hidden Springs Subdivision -- 2 nd Addition Plat, recorded in the real property records of Ada County, Idaho on February 14, 2000, as Instrument No. 100011073.
3 rd Addition	22, 27, 54 2 1	8 24 25, 26, 29, 36	Hidden Springs Subdivision -- 3 rd Addition Plat, recorded in the real property records of Ada County, Idaho on November 25, 2003, as Instrument No. 103197506.
4 th Addition	3 1 10 1	24 37, 38, 41, 44, 47, 50 51 52 54, 55, 56, 57, 58, 59, 61	Hidden Springs Subdivision -- 4 th Addition Plat, recorded in the real property records of Ada County, Idaho on February 16, 2005, as Instrument No. 105018773.
5 th Addition	24 28, 33 1	52 53 65, 68, 69	Hidden Springs Subdivision -- 5 th Addition Plat, recorded in the real property records of Ada County, Idaho on September 7, 2005, as Instrument No. 105129522.
6 th Addition	1 5 1	90 70 73, 75, 79, 89	Hidden Springs Subdivision -- 6 th Addition Plat, recorded in the real property records of Ada County, Idaho on June 30, 2006, as Instrument No. 106105259.

<u>ADDITION</u>	<u>LOT(S)</u>	<u>BLOCK(S)</u>	<u>PLAT</u>
6C Addition	41	90	Hidden Springs Subdivision -- Addendum No. 6 -- Phase C, recorded in the real property records of Ada County, Idaho on July 12, 2007, as Instrument No. 107098632.
7 th Addition	1, 2	91	Hidden Springs Subdivision -- 7 th Addition Plat, recorded in the real property records of Ada County, Idaho on July 31, 2007, as Instrument No. 107108059.
8 th Addition	1 23, 24	92, 93, 94, 95 93	Hidden Springs Subdivision -- 8 th Addition Plat, recorded in the real property records of Ada County, Idaho on October 16, 2007, as Instrument No. 107141946.

Also included within the term "Real Property" and included within the conveyance:

- Parcel B set forth on that Property Boundary Adjustment - Record of Survey No. 8113, recorded in the real property records of Ada County, Idaho on November 1, 2007, as Instrument No. 107149030 ("ROS No. 8113"), formerly known as Lot 66, Block 8 of the Hidden Springs Subdivision -- 4th Addition Plat, prior to being adjusted by ROS No. 8113. *[See legal description attached hereto as Parcel "B" -- ROS No. 8113]*
- Parcel B set forth on that Property Boundary Adjustment - Record of Survey No. 8401, recorded in the real property records of Ada County, Idaho on August 22, 2008, as Instrument No. 108095729 ("ROS No. 8401"), formerly known as Lot 53, Block 24 of the Hidden Springs Subdivision -- 5th Addition Plat, prior to being adjusted by Property Boundary Adjustment Record of Survey No. 8399, recorded in the real property records of Ada County, Idaho on August 20, 2008, as Instrument No. 108094761 and ROS No. 8401. *[See legal description attached hereto as Parcel "B" -- ROS No. 8401]*
- Lot 7 in its entirety in Block 1 of HIDDEN HOLLOW SUBDIVISION, according to the Official Plat thereof, filed in records of Ada County, Idaho.
- Lot 1, Block 37 of the Hidden Springs Subdivision -- 4th Addition Plat, recorded in the real property records of Ada County, Idaho on February 16, 2005, as Instrument No. 105018773.

Excepting therefrom that portion conveyed to the Ada County Highway District as described in the Warranty Deed, dated January 31, 2008, and recorded in the real property records of Ada County, Idaho on February 7, 2008, as Instrument No. 108013722.

- Lot 33, Block 53 of the Hidden Springs Subdivision -- 5th Addition Plat, recorded in the real property records of Ada County, Idaho on September 7, 2005, as Instrument No. 105129522.

Excepting therefrom that portion conveyed to the Ada County Highway District as described in the Warranty Deed, dated January 31, 2008, and recorded in the real property records of Ada County, Idaho on February 7, 2008, as Instrument No. 108013722.

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Date: February 6, 2006
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PARCEL "B" – ROS No. 8113

A parcel of land situated in the southwest ¼ of Section 32, Township 5 North, Range 2 East, Boise Meridian, Ada County, Idaho, being a portion of Lots 65 and 66, Block 8 of Hidden Springs Subdivision -- 4th Addition, recorded in Book 91 of Plats at Pages 10692 through 10699, Ada County records, more particularly described as follows:

BEGINNING at the lot corner common to said Lots 65 and 66 on the northerly right-of-way line of W. Farm Court; thence, along the lot line common to said lots and the northwesterly prolongation of said line,

- 1) N.42°27'07"W., 154.82 feet; thence,
- 2) N.45°42'32"E., 327.69 feet to a point on the northeasterly line of said Lot 66; thence, along the exterior boundary of said lot through the following courses:
- 3) S.41°21'34"E., 301.24 feet; thence,
- 4) S.04°58'26"W., 277.79 feet; thence,
- 5) S.42°32'14"W., 67.21 feet to the beginning of a tangent curve; thence,
- 6) Southwesterly along said curve to the right having a radius of 25.00 feet, an arc length of 40.88 feet, through a central angle of 93°41'05", and a chord bearing and distance of S.89°22'47"W., 36.47 feet; thence, tangent from said curve,
- 7) N.43°46'41"W., 137.77 feet to the beginning of a tangent curve; thence,
- 8) Northwesterly along said curve to the left having a radius of 325.00 feet, an arc length of 43.61 feet, through a central angle of 07°41'17", and a chord bearing and distance of N.47°37'20"W., 43.58 feet; thence, tangent from said curve,
- 9) N.51°27'58"W., 14.97 feet to the beginning of a tangent curve; thence,
- 10) Northwesterly along said curve to the right having a radius of 25.00 feet, an arc length of 22.40 feet, through a central angle of 51°20'29", and a chord bearing and distance of N.25°47'43"W., 21.66 feet to a point of reverse curvature; thence,
- 11) Northwesterly along said curve to the left having a radius of 55.50 feet, an arc length of 106.42 feet, through a central angle of 109°51'55", and a chord bearing and distance of N.55°03'26"W., 90.85 feet to the **POINT OF BEGINNING**.

SAID PARCEL B containing 2.99 acres, more or less.

SUBJECT TO, all Covenants, Rights, Rights-of-Way, Easements of Record, and Encumbrances.

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Date: March 12, 2008
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PARCEL "B" – ROS No. 8401

A parcel of land situated in the southwest $\frac{1}{4}$ of the southwest $\frac{1}{4}$ of Section 5, and in the east $\frac{1}{2}$ of the east $\frac{1}{2}$ of Section 6, Township 4 North, Range 2 East, Boise Meridian, Ada County, Idaho, being a portion of Lot 53, Block 24 of Hidden Springs Subdivision -- 5th Addition, recorded in Book 93 of Plats at Pages 11134 through 11139, Ada County records, more particularly described as follows:

COMMENCING at the $\frac{1}{4}$ corner common to said Sections 5 and 6, from which point the southeast corner of said Section 6 bears S.00°04'09"E., 2652.42 feet; thence,

A) N.65°08'11"W., 1498.41 feet to an angle point on the northwesterly boundary of said Lot 53, on the southerly line of Lot 35, Block 24 of Hidden Springs Subdivision -- 4th Addition, Recorded in Book 91 of Plats at Pages 10692 through 10699, Ada County records, and the **POINT OF BEGINNING**; thence, along the exterior boundary of said Lot 53 through the following courses:

- 1) S.87°10'41"E., 164.22 feet; thence,
- 2) N.87°46'52"E., 93.34 feet; thence,
- 3) N.81°54'19"E., 84.05 feet; thence,
- 4) N.84°24'45"E., 95.69 feet; thence,
- 5) N.58°59'43"E., 104.54 feet; thence,
- 6) N.31°37'45"E., 85.12 feet; thence,
- 7) N.27°59'45"E., 100.50 feet to the corner common to Lots 28 and 29 of said 4th addition; thence, leaving said Lot 53 exterior boundary,
- 8) S.63°11'19"E., 28.47 feet to the beginning of a non-tangent curve; thence,
- 9) Northeasterly along said curve to the right having a radius of 1000.00 feet, an arc length of 69.60 feet, through a central angle of 03°59'17", and a chord bearing and distance of N.50°25'47"E., 69.59 feet to a point of reverse curvature; thence,
- 10) Northeasterly along said curve to the left having a radius of 95.00 feet, an arc length of 88.11 feet, through a central angle of 53°08'32", and a chord bearing and distance of N.25°51'10"E., 84.99 feet to the easterly prolongation of the northerly line of said Lot 28; thence, along said prolongation, non-tangent from said curve,
- 11) N.79°59'02"W., 75.30 feet to the corner common to Lots 27 and 28, Block 24 of said 4th Addition, on the northwesterly line of said Lot 53; thence, continuing along the exterior boundary of said Lot 53 through the following courses:
 - 12) N.10°00'58"E., 110.00 feet; thence,
 - 13) N.09°23'35"E., 158.69 feet; thence,
 - 14) N.15°57'35"E., 161.27 feet; thence,
 - 15) S.82°14'50"E., 216.22 feet; thence,

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- 16) S.62°13'44"E., 162.03 feet to a non-tangent point on a curve on the westerly right-of-way line of N. Humphrey's Way; thence, along said westerly line,
- 17) Southeasterly along said curve to the left having a radius of 425.00 feet, an arc length of 263.65 feet, through a central angle of 35°32'35", and a chord bearing and distance of S.00°13'41"E., 259.44 feet; thence, tangent from said curve,
- 18) S.17°59'59"E., 35.33 feet; thence, leaving said westerly line,
- 19) S.72°00'01"W., 129.66 feet; thence,
- 20) S.15°49'50"E., 70.39 feet; thence,
- 21) S.00°19'54"E., 59.72 feet; thence,
- 22) S.18°54'42"W., 80.32 feet; thence,
- 23) S.24°00'12"W., 160.00 feet; thence,
- 24) S.23°52'12"W., 97.20 feet; thence,
- 25) S.15°09'56"W., 111.41 feet; thence,
- 26) S.03°26'36"W., 80.09 feet; thence,
- 27) S.00°43'33"W., 80.00 feet; thence,
- 28) N.89°16'27"W., 31.13 feet; thence,
- 29) S.00°43'33"W., 89.86 feet to a point on the northerly right-of-way line of W. Chukar Butte Ct.; thence, along said northerly line,
- 30) N.89°16'27"W., 25.00 feet; thence,
- 31) N.00°43'33"E., 170.42 feet; thence,
- 32) N.86°36'53"W., 170.18 feet; thence,
- 33) S.78°38'27"W., 130.19 feet; thence,
- 34) S.58°43'25"W., 120.02 feet; thence,
- 35) S.15°30'56"W., 152.81 feet; thence,
- 36) S.20°04'24"E., 128.31 feet; thence,
- 37) S.68°52'35"E., 66.19 feet; thence,
- 38) N.62°28'29"E., 119.80 feet; thence,
- 39) N.11°51'11"E., 36.60 feet to a non-tangent point on a curve on the southerly right-of-way line of said W. Chukar Butte Ct.; thence, along said southerly line through the following courses:
- 40) Southeasterly along said curve to the left having a radius of 61.50 feet, an arc length of 23.58 feet, through a central angle of 21°57'53", and a chord bearing and distance of S.89°18'10"E., 23.43 feet; thence, tangent from said curve,
- 41) N.79°42'54"E., 39.46 feet to the beginning of a tangent curve; thence,
- 42) Northeasterly along said curve to the left having a radius of 61.50 feet, an arc length of 45.03 feet, through a central angle of 41°56'57", and a chord bearing and distance of N.58°44'25"E., 44.03 feet to a point of reverse curvature; thence,
- 43) Northeasterly along said curve to the right having a radius of 75.00 feet, an arc length of 69.32 feet, through a central angle of 52°57'36", and a chord bearing and distance of N.64°14'45"E., 66.88 feet; thence, tangent from said curve,
- 44) S.89°16'27"E., 85.06 feet; thence, leaving said southerly line,

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- 45) S.00°43'33"W., 88.45 feet; thence,
- 46) S.31°55'40"W., 80.02 feet; thence,
- 47) S.30°43'00"W., 86.19 feet; thence,
- 48) S.28°51'31"W., 98.14 feet; thence,
- 49) S.18°18'30"W., 89.25 feet; thence,
- 50) S.07°36'19"W., 90.04 feet; thence,
- 51) S.05°01'18"W., 249.60 feet; thence,
- 52) S.00°30'28"W., 80.08 feet; thence,
- 53) S.08°04'50"E., 81.52 feet; thence,
- 54) S.00°35'57"E., 246.62 feet; thence,
- 55) S.55°04'35"E., 164.14 feet; thence,
- 56) S.87°20'55"E., 108.66 feet; thence,
- 57) N.02°15'12"E., 148.29 feet; thence,
- 58) N.47°43'29"W., 32.76 feet to a non-tangent point on a curve on the easterly right-of-way line of said N. Humphrey's Way; thence, along said easterly line through the following courses:
- 59) Northwesterly along said curve to the left having a radius of 55.50 feet, an arc length of 89.98 feet, through a central angle of 92°53'47", and a chord bearing and distance of N.14°15'09"W., 80.45 feet to a point of reverse curvature; thence,
- 60) Northwesterly along said curve to the right having a radius of 25.00 feet, an arc length of 22.52 feet, through a central angle of 51°36'08", and a chord bearing and distance of N.34°53'58"W., 21.76 feet; thence, tangent from said curve,
- 61) N.09°05'54"W., 154.63 feet to the beginning of a tangent curve; thence,
- 62) Northwesterly along said curve to the right having a radius of 275.00 feet, an arc length of 65.33, feet, through a central angle of 13°36'40", and a chord bearing and distance of N.02°17'34"W., 65.18 feet; thence, leaving said easterly line, non-tangent from said curve,
- 63) S.84°58'42"E., 129.99 feet; thence,
- 64) N.04°49'26"E., 100.21 feet; thence,
- 65) N.05°01'18"E., 80.00 feet; thence,
- 66) N.06°20'39"E., 74.72 feet; thence,
- 67) N.10°18'16"E., 69.20 feet; thence,
- 68) N.27°26'15"E., 85.46 feet; thence,
- 69) N.30°28'31"E., 86.97 feet; thence,
- 70) N.29°11'05"E., 86.44 feet; thence,
- 71) N.24°58'21"E., 87.22 feet; thence,
- 72) N.28°58'02"E., 93.16 feet; thence,
- 73) N.14°29'48"E., 87.78 feet; thence,
- 74) N.00°34'13"E., 300.23 feet; thence,
- 75) N.18°01'12"E., 85.47 feet; thence,
- 76) N.24°00'12"E., 75.00 feet; thence,

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- 77) N.65°59'48"W., 133.00 feet to a point on the easterly right-of-way line of said N. Humphrey's Pl.; thence, along said easterly line,
- 78) N.24°00'12"E., 70.75 feet; thence,
- 79) S.65°59'48"E., 140.00 feet; thence,
- 80) N.30°34'41"E., 90.72 feet to a point on the easterly line of said Section 6; thence, along said easterly line through the following courses:
- 81) S.01°50'52"E., 730.65 feet to the east ¼ corner of said section; thence,
- 82) S.00°04'09"E., 1326.21 feet to the south 1/16 corner common to said Sections 5 and 6; thence, leaving said easterly line, along the northerly line of the southwest ¼ of the southwest ¼ of said Section 5,
- 83) S.88°29'49"E., 375.29 feet; thence,
- 84) S.15°04'46"E., 1382.71 feet to a point on the southerly line of said Section 5; thence, along said southerly line,
- 85) N.88°32'11"W., 733.52 feet to the section corner common to Sections 5, 6, 7, and 8; thence, along the southerly line of said Section 6,
- 86) N.89°04'16"W., 1316.67 feet to the east 1/16 corner common to said Sections 6 and 7; thence, along the westerly line of the east ½ of the east ½ of said Section 6 through the following courses;.
- 87) N.00°40'13"W., 2643.07 feet to the center-east 1/16 corner of said section; thence,
- 88) N.01°25'07"W., 618.39 feet to the **POINT OF BEGINNING.**

SAID PARCEL containing 109.05 acres, more or less.

SUBJECT TO, all Covenants, Rights, Rights-of-Way, Easements, and other Encumbrances of Record.

Also included within the term "Real Property" and included within the conveyance:

- Lot 31, Block 8 of the Hidden Springs Subdivision – 3rd Addition Plat, recorded in the real property records of Ada County, Idaho on November 25, 2003, as Instrument No. 103197506.

EXCEPT a 20.00 foot wide strip of land being a portion of Lot 31, Block 8 of Hidden Springs Subdivision – 3rd Addition, situated in the Southwest quarter of Section 32, Township 5 North, Range 2 East, Boise Meridian, Ada County, Idaho. Said strip of land being the Southwesterly and Northwesterly 20.00 feet of Parcel "A" as shown on Property Boundary Adjustment – Record of Survey No. 8113, Ada County records, more particularly described as follows: Beginning at the lot corner common to said Lot 31 of said Hidden Springs Subdivision – 3rd Addition recorded in Book 87 of Plats at Pages 9958 through 9963 Ada County records and Lot 64, Block 8 of Hidden Springs Subdivision – 4th Addition recorded in Book 91 of Plats at Pages 10692 through 10699, Ada County records. Said corner being a point on a curve on the Northwesterly right-of-way line of W. Farm Ct., as shown on said plats and survey; Thence along the lot line common to said lots, South 46°03'03" West, 20.01 feet to a point on said Southwesterly line; Thence along the exterior boundary of said parcel through the following courses: North 42°27'07" West, 384.17 feet; Thence North 47°32'53" East, 272.54;

Thence South 81°34'41" East 25.78 feet to the intersection with the Southeasterly line of said Lot 31, on a line parallel with and 20.00 feet Southeasterly and Northeasterly of the exterior boundary of said Parcel "A"; Thence leaving said exterior boundary along said parallel line through the following courses: South 47°32'53" West, 268.81 feet; Thence South 42°27'07" East, 363.65 feet to the POINT OF BEGINNING of Hidden Springs Subdivision 3rd Addition, according to the plat thereof, filed in Book 87 of Plats at Pages 9958 thru 9963, and amended by Affidavit recorded December 1, 2003 as Instrument No. 103199660 records of Ada County, Idaho.

Also included within the term "Real Property" and included within the conveyance:

- Lot 64, Block 8 of the Hidden Springs Subdivision – 4th Addition Plat, recorded in the real property records of Ada County, Idaho on February 16, 2005, as Instrument No. 105018773.

EXCEPTING THEREFROM THE FOLLOWING:

A parcel of land being a portion of Lot 64, Block 8 of Hidden Springs Subdivision – 4th Addition, situated in the Southwest quarter of Section 32, Township 5 North, Range 2 East, Boise Meridian, Ada County, Idaho. Said parcel also being a portion of Parcel "A" as shown on Property Boundary Adjustment – Record of Survey No. 8113, Ada County records, more particularly described as follows: Beginning at the lot corner common to Lot 31 of Hidden Springs Subdivision – 3rd Addition recorded in Book 87 of Plats at pages 9958 through 9963 Ada County records, and Lot 64, Block 8 of Hidden Springs Subdivision – 4th Addition recorded in Book 91 of Plats at Pages 10692 through 10699, Ada County records. Said corner being a point on a curve on the Northwesterly right-of-way line of W. Farm Ct., as shown on said plats and survey; Thence Southwesterly along said curve to the left having a radius of 55.50 feet, an arc length of 21.46 feet, through a central angle of 22°09'09", and a chord bearing a distance of South 27°14'48" West, 21.32 feet to a point on the Southwesterly line of said Parcel "A"; Thence along said Southwesterly line, North 42°27'07" West, 6.88 feet to a point on the Northwesterly line of said Lot 64; Thence along said Northwesterly line, North 46°03'03" East 20.01 feet to the POINT OF BEGINNING.

Also included within the term "Real Property" and included within the conveyance is that certain real property set forth in the attached legal description:

**Legal Description
For
Parcel A**

Property Boundary Adjustment between Cimarron Springs Subdivision Lot 1 Block 2 and Hidden Springs Subdivision 4th Addition Lot 38, Block 24 situate in Government Lots 1, 2, and 3, and the East half of Section 6, Township 4 North, Range 2 East, and the Southeast quarter of Section 31, Township 5 North, Range 2 East, Boise Meridian, Ada County Idaho more particularly described as follows:

Commencing at the Center Quarter corner of said Section 6 being marked by an aluminum cap said point being the POINT OF BEGINNING:

Thence N00°24'27"W, 1280.71 feet along the West line of Lot 38, Block 24 Hidden Springs Subdivision 4th Addition Records of Ada County to a 5/8" rebar;

Thence N12°25'24"E, 181.37 feet leaving the Westerly boundary of said Lot 38, to a 5/8" rebar;

Thence N06°29'00"W, 380.53 feet to a 5/8" rebar on the Westerly boundary of said Lot 38;

Thence the following courses and distances along the boundary of said Lot 38:

Thence N00°24'27"W, 770.45 feet along the boundary of said Lot 38 to a 5/8" rebar;

Thence N01°39'53"E, 144.62 feet to a 1/2" rebar;

Thence N21°49'54"E, 297.79 feet to a 5/8" rebar;

Thence 196.62 feet along a curve to the left having a radius of 860.00 feet, a delta angle of 13°05'57", a chord bearing of N15°16'56"E, and a chord distance of 196.19 feet to a 1/2" rebar;

Thence N08°43'57"E, 743.22 feet to a 1/2" rebar;

Thence 65.50 feet along a curve to the right having a radius of 530.00 feet, a delta angle of 07°04'50", a chord bearing of N05°11'33"E, and a chord distance of 65.45 feet to 1/2" rebar;

Thence N59°38'32"E, 6.90 feet to a 5/8" rebar;

Thence N63°35'54"E, 40.62 feet to a 5/8" rebar;

Thence S16°39'42"E, 20.75 feet to a 5/8" rebar;

Thence 34.69 feet along a curve to the right having a radius of 25.00 feet, a delta angle of 79°30'28", a chord bearing of N23°50'41"E, and a chord distance of 31.97 feet to a 5/8" rebar;

Thence N63°35'54"E, 28.45 feet to a 5/8" rebar;

Thence S19°23'00"E, 80.60 feet to a 5/8" rebar;

Thence N63°35'54"E, 84.15 feet to a 5/8" rebar;

Thence S45°59'51"E, 216.39 feet to a 5/8" rebar;

Thence S19°21'17"W, 186.01 feet to a 5/8" rebar;

Thence S04°26'31"W, 194.67 feet to a 5/8" rebar;
 Thence S75°43'57"E, 42.60 feet to a 5/8" rebar;
 Thence S25°33'33"W, 390.84 feet to a 5/8" rebar;
 Thence S16°00'22"W, 108.40 feet to a 5/8" rebar;
 Thence S08°44'54"W, 690.49 feet to a 5/8" rebar;
 Thence S80°21'09"E, 211.73 feet to a 5/8" rebar;
 Thence S05°46'31"W, 139.68 feet to a 5/8" rebar;
 Thence S06°29'14"E, 231.28 feet to a 5/8" rebar;
 Thence S83°49'30"E, 263.00 feet to a 5/8" rebar;
 Thence S00°00'07"W, 164.13 feet to a 5/8" rebar;
 Thence S89°59'53"E, 374.75 feet to a 5/8" rebar;
 Thence N12°44'47"W, 106.91 feet to a 5/8" rebar;
 Thence S89°59'53"E, 220.15 feet to a 5/8" rebar;
 Thence S00°32'40"E, 59.74 feet to a 5/8" rebar;
 Thence S84°53'07"E, 101.32 feet to a 5/8" rebar;
 Thence 101.51 feet along a curve to the left having a radius of 200.00 feet, a delta angle of 29°04'52", a chord bearing of S08°18'44"E, and a chord distance of 100.43 feet to a 5/8" rebar;
 Thence S22°51'10"E, 52.06 feet to a 5/8" rebar;
 Thence S22°51'10"E, 68.34 feet to a 5/8" rebar;
 Thence 19.12 feet along a curve to the left having a radius of 175.00 feet, a delta angle of 06°15'30", a chord bearing of S19°43'25"E, and a chord distance of 19.11 feet to a 5/8" rebar;
 Thence S16°35'40"E, 103.49 feet to a 5/8" rebar;
 Thence 119.59 feet along a curve to the left having a radius of 225.00 feet, a delta angle of 30°27'13", a chord bearing of S31°49'16"E, and a chord distance of 118.19 feet to a 5/8" rebar;
 Thence S47°02'53"E, 82.86 feet to a 5/8" rebar;
 Thence S42°57'07"W, 150.00 feet to a 5/8" rebar;
 Thence S47°02'53"E, 170.00 feet to a 5/8" rebar;
 Thence S03°52'25"W, 43.07 feet to a 5/8" rebar;
 Thence S15°00'27"W, 67.31 feet to a 5/8" rebar;
 Thence S63°07'35"E, 150.00 feet to a 5/8" rebar;
 Thence 149.00 feet along a curve to the right having a radius of 275.00 feet, a delta angle of 31°02'36", a chord bearing of S42°23'43"W, and a chord distance of 147.18 feet to a 5/8" rebar;
 Thence N32°04'59"W, 150.00 feet to a 5/8" rebar;
 Thence S71°54'34"W, 60.45 feet to a 5/8" rebar;
 Thence N80°27'46"W, 64.90 feet to a 5/8" rebar;
 Thence N53°47'47"W, 90.09 feet to a 5/8" rebar;
 Thence N68°40'19"W, 85.26 feet to a 5/8" rebar;
 Thence N73°08'45"W, 85.00 feet to a 5/8" rebar;
 Thence N81°09'16"W, 82.16 feet to a 5/8" rebar;
 Thence S77°14'33"W, 78.35 feet to a 5/8" rebar;
 Thence S53°32'15"W, 95.37 feet to a 5/8" rebar;
 Thence S28°14'41"E, 192.21 feet to a 5/8" rebar;

Thence N65°25'16"E, 15.31 feet to a 5/8" rebar;
Thence 52.13 feet along a curve to the left having a radius of 61.50 feet, a delta angle of 48°34'01", a chord bearing of S48°51'01"E, and a chord distance of 50.58 feet to a 5/8" rebar;
Thence S73°08'45"E, 19.12 feet to a 5/8" rebar;
Thence S16°51'15"W, 130.00 feet to a 5/8" rebar;
Thence S73°34'51"E, 170.00 feet to a 5/8" rebar;
Thence S86°18'14"E, 36.25 feet to a 5/8" rebar;
Thence S00°32'40"E, 618.39 feet to a 5/8" rebar;
Thence S00°12'14"W, 2643.07 feet to an aluminum cap;
Thence N88°11'45"W, 981.79 feet to a 1/2" rebar;
Thence N07°19'35"W, 588.98 feet to a 1/2" rebar;
Thence 734.79 feet along a curve to the left, having a radius of 1467.67 feet, a delta angle of 28°41'07", a chord bearing of N21°40'06"W, and a chord distance of 727.14 feet to a 5/8" rebar;
Thence N00°23'57"W, 1384.61 feet to the POINT OF BEGINNING.

Excluding a parcel of land referred to as Parcel B in Record of Survey No. 8424 Records of Ada County Idaho more particularly described as follows:

Commencing at the Center quarter corner of Section 6 being marked by an aluminum cap; Thence N46°26'11"E, 540.36 feet to the POINT OF BEGINNING:

Thence the following courses and distances along the Boundary of said Parcel B:

Thence N49°41'32"W, 190.34 feet;
Thence 273.35 feet along a curve to the right, having a radius of 150.00 feet, a delta angle of 97°53'13", a chord bearing of N09°44'32"W, and a chord distance of 241.30 feet;
Thence N37°32'10"E, 71.44 feet;
Thence N04°16'21"E, 88.30 feet;
Thence N21°46'50"E, 159.89 feet;
Thence N54°25'24"W, 49.18 feet;
Thence N19°57'23"W, 300.04 feet;
Thence 172.44 feet along a curve to the right, having a radius of 110.00 feet, a delta angle of 89°49'15", a chord bearing of N24°57'18"E, and a chord distance of 155.32 feet;
Thence N69°51'59"E, 213.62 feet;
Thence S45°34'32"E, 84.71 feet;
Thence 262.68 feet along a curve to the right, having a radius of 350.00 feet, a delta angle of 43°00'06", a chord bearing of S24°04'30"E, and a chord distance of 256.56 feet;
Thence S02°34'29"E, 431.98 feet;
Thence S49°08'08"E, 224.59 feet;
Thence 57.82 feet along a curve to the right, having a radius of 125.00 feet, a delta angle of 26°30'17", a chord bearing of S35°50'30"E, and a chord distance of 57.31 feet;
Thence 63.65 feet along a curve to the right, having a radius of 100.00 feet, a delta angle of 36°28'05", a chord bearing of S04°21'19"E, and a chord distance of 62.58 feet;
Thence S34°20'40"E, 180.54 feet;

Exhibit A-6

Thence 216.26 feet along a curve to the right, having a radius of 155.00 feet, a delta angle of $79^{\circ}56'24''$, a chord bearing of $S42^{\circ}26'33''E$, and a chord distance of 199.14 feet;
Thence $S03^{\circ}29'00''E$, 113.64 feet;
Thence 116.26 feet along a curve to the right, having a radius of 170.90 feet, a delta angle of $38^{\circ}58'37''$, a chord bearing of $S19^{\circ}57'44''W$, and a chord distance of 114.03 feet
Thence $S40^{\circ}27'07''W$, 137.55 feet;
Thence 169.35 feet along a curve to the right, having a radius of 125.00 feet, a delta angle of $77^{\circ}37'23''$, a chord bearing of $S79^{\circ}16'11''W$, and a chord distance of 156.69 feet
Thence $N61^{\circ}54'51''W$, 115.43 feet;
Thence $N53^{\circ}10'25''W$, 42.62 feet;
Thence $N73^{\circ}05'32''W$, 57.51 feet;
Thence $S85^{\circ}16'05''W$, 21.45 feet;
Thence 184.30 feet along a curve to the right, having a radius of 100.00 feet, a delta angle of $105^{\circ}35'40''$, a chord bearing of $N41^{\circ}51'17''W$, and a chord distance of 159.30 feet;
Thence $N19^{\circ}00'19''W$, 252.49 feet;

Said Parcel B contains 17.42 Acres more or less and is subject to all easements and rights of ways.

Also Excepting a parcel of land as shown on Record of Survey No. 8242 and referred to as Lot 85 Block 1 in the Plat of Hidden Springs Subdivision Records of Ada County, more particularly described as follows:

Commencing at the South quarter Section Corner of Section 6 ,
Thence $S88^{\circ}11'45''E$, 871.64 feet along the South line of Section 6; Thence
 $N01^{\circ}48'15''E$, 20.00 feet leaving said line to the Southwest corner of said Lot 85 the
POINT OF BEGINNING:

Thence continuing along the exterior of said Lot 85 the following courses and distances:

Thence $N01^{\circ}48'15''E$, 70.00 feet
Thence $S88^{\circ}11'45''E$, 70.00 feet
Thence $S01^{\circ}48'15''W$, 70.00 feet
Thence $N88^{\circ}11'45''W$, 70.00 feet to the POINT OF BEGINNING.
-Said Lot 85 contains 0.11 acres more or less and is subject to all easements and rights-of ways

Said Parcel A Contains 133.84 acres more or less



Exhibit A-7

Exhibit B

Permitted Exceptions

1. Defects, liens, encumbrances, adverse claims or other matters, if any, created, first appearing in the public records, or attaching subsequent to the effective date hereof but prior to the date the proposed insured acquires of record for value the estate or interest or mortgage thereon covered by this Commitment.
2. **General Exceptions:**
 - (a) Rights or claims of parties in possession not shown by the public records.
 - (b) Encroachments, overlaps, boundary line disputes, and any other matters which would be disclosed by an accurate survey or inspection of the premises including, but not limited to, insufficient or impaired access or matters contradictory to any survey plat shown by the public records.
 - (c) Easements, or claims of easements, not shown by the public records.
 - (d) Any lien, or right to a lien, for services, labor, or material heretofore or hereafter furnished, imposed by law and not shown by the public records.
 - (e) (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims to title to water, whether or not the matters excepted under (a), (b) or (c) are shown by the public records.
 - (f) Taxes or special assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records. Proceedings by a public agency which may result in taxes or assessments, or notices to such proceedings, whether or not shown by the records of such agency or by the public records.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WATER SUPPLY BANK LEASE ACCEPTANCE

COPY

This is to certify that: **DEVELOPERS OF HIDDEN SPRINGS**
5890 W HIDDEN SPRINGS DR
BOISE ID 83714
(208) 229-2323

has requested to lease the water right(s) listed below to the Water Supply Bank ("Bank"). The Idaho Water Resource Board ("Board") being authorized to operate a bank and to contract by and through the Director of the Idaho Department of Water Resources ("Director", "Department") the acquisition of water rights for the Board's Bank, agrees to lease the water right to the Bank as follows:

Summary of Water Rights or Portions Leased to the Bank

Water	Lease Rate	Lease Volume	Acre Limit	Total Leased Acres
63-383	2.80 CFS	N/A	N/A	145.0 AC
63-30271	1.30 CFS	N/A	N/A	65.0 AC
COMBINED LEASE TOTALS:	4.10 CFS	N/A	N/A	210.0 AC

TERM OF LEASE:

Lease Begin Date: May 22, 2007

Expiration Date: December 31, 2008

RENTAL AVAILABILITY:

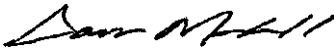
Season of Use: 03/01 to 11/15

MINIMUM PAYMENT ACCEPTABLE:

Current Rental Rate

Detailed Lease Acceptance attached.

Dated this 22ND day of FEBRUARY, 2008


FOR DAVID R. TUTHILL, JR., Director
Department of Water Resources

**WATER RIGHT NO. 63-383
WATER SUPPLY BANK LEASE ACCEPTANCE**

The water right or portion thereof leased to the bank is described as follows:

Lessor: DEVELOPERS OF HIDDEN SPRINGS
5890 W HIDDEN SPRINGS DR
BOISE ID 83714
(208) 229-2323

Priority Date: 11/02/1868

Source: DRY CREEK

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	03/01	to 11/15	2.80 CFS
STOCKWATER	01/01	to 12/31	0.02 CFS
Total:			2.80 CFS

LOCATION OF POINT(S) OF DIVERSION:

DRY CREEK	SW $\frac{1}{4}$ NE $\frac{1}{4}$	Sec. 5	Twp 04N	Rge 02E	ADA County
DRY CREEK	SE $\frac{1}{4}$ SW $\frac{1}{4}$	Sec. 32	Twp 05N	Rge 02E	ADA County

PLACE OF USE TO BE IDLED UNDER THIS LEASE: IRRIGATION AND STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	02E	5		20.0			36.0	11.0											67.0
05N	02E	32									1.0	13.0	33.0	26.0			5.0		78.0

Total Acres: 145.0

Acre Limit within Place of Use described: N/A

CONDITIONS OF ACCEPTANCE

1. The water rights referenced above will be rented from the bank at the current rental rate.
2. There is no rental payment to the lessor of the water right if the right or a part thereof is not rented from the bank.
3. While a right is in the bank, the lessor may not use the right without approval of the department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to section 42-351, Idaho Code, for illegal diversion and use of water, and may include civil penalties pursuant to Section 42-1701B, Idaho Code.
4. A right accepted into the bank stays in the bank until the Board releases it, the lease term expires, or upon request from the lessor to change the term of the lease.
5. While a water right is in the bank, forfeiture provisions are stayed.
6. Rental of water under this right is subject to the limitations and conditions of approval of the water right.

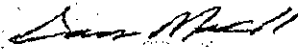
**WATER RIGHT NO. 63-383
WATER SUPPLY BANK LEASE ACCEPTANCE**

CONDITIONS OF ACCEPTANCE

7. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.
8. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right, or improve the status of the right including the notion of resumption of use. It does not preclude the opportunity for review of the validity of this water right in any other department application process.
9. In accordance with Sections 42-248 and 42-1409(6), Idaho Code, all owners of water rights are required to notify the department of any changes in mailing address or change in ownership of all or part of a water right. Notice must be provided within 120 days of the change.
10. Upon acceptance of a water right into the Board's water supply bank, the owner of the right may withdraw the right within thirty (30) days of acceptance into the bank if the owner does not agree with the conditions of acceptance.
11. Rental of the right from the bank may require additional review to confirm the availability of the surface water sources and the extent of beneficial use.

The water right(s) is leased to the bank subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 22ND day of FEBRUARY, 2008



FOR DAVID R. TUTHILL, JR., Director
Department of Water Resources

**WATER RIGHT NO. 63-30271
WATER SUPPLY BANK LEASE ACCEPTANCE**

The water right or portion thereof leased to the bank is described as follows:

Lessor: DEVELOPERS OF HIDDEN SPRINGS
5890 W HIDDEN SPRINGS DR
BOISE ID 83714
(208) 229-2323

Priority Date: 03/15/1930

Source: DRY CREEK

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	03/01	to 11/15	1.30 CFS
STOCKWATER	01/01	to 12/31	0.02 CFS
Total:			1.30 CFS

LOCATION OF POINT(S) OF DIVERSION:

DRY CREEK SE¼SW¼ Sec. 32 Twp 05N Rge 02E ADA County

PLACE OF USE TO BE IDLED UNDER THIS LEASE: IRRIGATION AND STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	02E	31													38.5	21.0	0.5	5.0	65.0

Total Acres: 65.0

Acre Limit within Place of Use described: N/A

CONDITIONS OF ACCEPTANCE

1. The water rights referenced above will be rented from the bank at the current rental rate.
2. There is no rental payment to the lessor of the water right if the right or a part thereof is not rented from the bank.
3. While a right is in the bank, the lessor may not use the right without approval of the department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to section 42-351, Idaho Code, for illegal diversion and use of water, and may include civil penalties pursuant to Section 42-1701B, Idaho Code.
4. A right accepted into the bank stays in the bank until the Board releases it, the lease term expires, or upon request from the lessor to change the term of the lease.
5. While a water right is in the bank, forfeiture provisions are stayed.
6. Rental of water under this right is subject to the limitations and conditions of approval of the water right.
7. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.

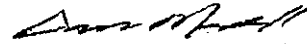
**WATER RIGHT NO. 63-30271
WATER SUPPLY BANK LEASE ACCEPTANCE**

CONDITIONS OF ACCEPTANCE

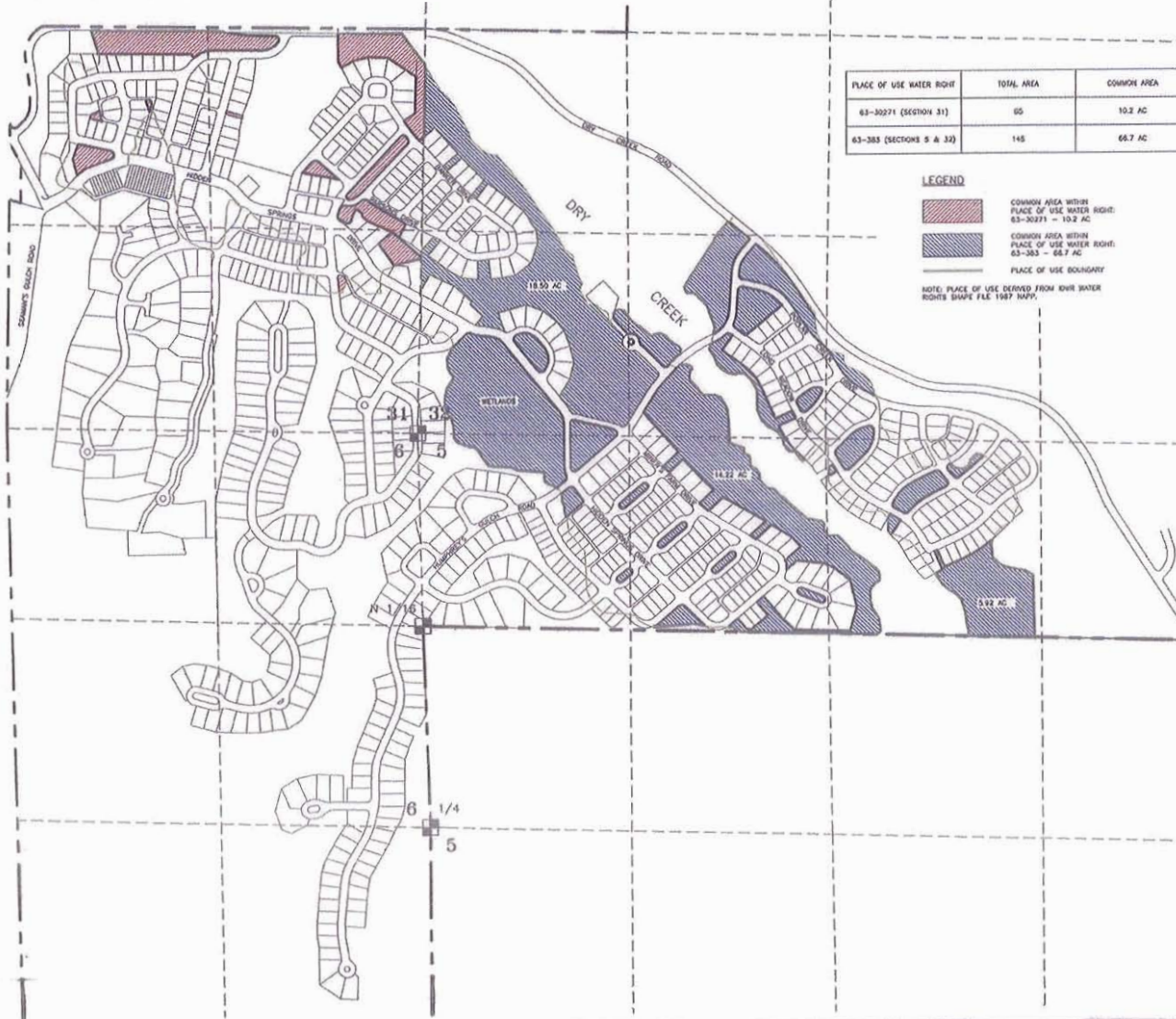
8. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right, or improve the status of the right including the notion of resumption of use. It does not preclude the opportunity for review of the validity of this water right in any other department application process.
9. In accordance with Sections 42-248 and 42-1409(6), Idaho Code, all owners of water rights are required to notify the department of any changes in mailing address or change in ownership of all or part of a water right. Notice must be provided within 120 days of the change.
10. Upon acceptance of a water right into the Board's water supply bank, the owner of the right may withdraw the right within thirty (30) days of acceptance into the bank if the owner does not agree with the conditions of acceptance.
11. Rental of the right from the bank may require additional review to confirm the availability of the surface water sources and the extent of beneficial use.

The water right(s) is leased to the bank subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 22ND day of FEBRUARY, 2008



FOR DAVID R. TUTHILL, JR., Director
Department of Water Resources



PLACE OF USE WATER RIGHT	TOTAL AREA	COMMON AREA
63-30271 (SECTION 31)	60	10.2 AC
63-383 (SECTIONS 5 & 32)	145	66.7 AC

LEGEND

- COMMON AREA WITHIN PLACE OF USE WATER RIGHT: 63-30271 - 10.2 AC
- COMMON AREA WITHIN PLACE OF USE WATER RIGHT: 63-383 - 66.7 AC
- PLACE OF USE BOUNDARY

NOTE: PLACE OF USE DERIVED FROM RIVER WATER RIGHTS SHAPE FILE 1987 NAVY.

Indian Engineering Company
 3044 S. Bowen Way Boise, Idaho 83706
 Ph. (208) 344-1100, Fax (208) 344-1102

HIDDEN SPRINGS
 BENEFICIAL USE AREAS

NO.	DATE	BY	REVISION
1			
2			
3			
4			
5			
6			
7			
8			
9			
10			

DATE: 12-10-03
 DRAWN BY: J. R. R.
 CHECKED BY: J. R. R.
 APPROVED BY: J. R. R.